

City Council Meeting Agenda

September 13, 2022

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California



Mayor
Amy Bublak

Council Members
Nicole Larson
Andrew Nosrati
Rebecka Monez
Pam Franco
Vice Mayor

City Manager
Reagan M. Wilson
City Clerk
Julie Christel
City Attorney
George A. Petrulakis

SPEAKER CARDS: To accommodate those wishing to address the Council and allow for staff follow-up, speaker cards are available for any agenda item or any other topic delivered under Public Comment. Please fill out and provide the Comment Card to the City Clerk or Police Officer.

NOTICE REGARDING NON-ENGLISH SPEAKERS: The Turlock City Council meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

EQUAL ACCESS POLICY: If you have a disability which affects your access to public facilities or services, please contact the City Clerk's Office at (209) 668-5540. The City is committed to taking all reasonable measures to provide access to its facilities and services. Please allow sufficient time for the City to process and respond to your request.

NOTICE: Pursuant to California Government Code Section 54954.3, any member of the public may directly address the City Council on any item appearing on the agenda, including Consent Calendar and Public Hearing items, before or during the City Council's consideration of the item. Members of the public will be allowed five (5) minutes for comments.

AGENDA PACKETS: Prior to the City Council meeting, a complete Agenda Packet is available for review on the City's website at www.cityofturlock.org and in the City Clerk's Office at 156 S. Broadway, Suite 230, Turlock, during normal business hours. Materials related to an item on this Agenda submitted to the Council after distribution of the Agenda Packet are also available for public inspection in the City Clerk's Office. Such documents may be available on the City's website subject to staff's ability to post the documents before the meeting.

CALL TO ORDER SALUTE TO THE FLAG ROLL CALL AND DECLARATION OF CONFLICTS

1. APPROVAL OF AGENDA AS POSTED OR AMENDED

This is the time for the City Council to remove items from the agenda or to change the order of the agenda. Matters may be taken up out of order of the established agenda by a four-fifths vote of the City Council.

2. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS

3. PUBLIC PARTICIPATION

Pursuant to California Government Code Section 54954.3(a), this is the time set aside for members of the public to directly address the City Council on any item of interest to the public that is within the subject matter jurisdiction of the City Council and to address the Council on any item on tonight's agenda, including Consent Calendar items. You will be allowed five (5) minutes for your comments. If you wish to speak regarding an item on the agenda, you may be asked to defer your remarks until the Council addresses the matter.

Pursuant to California Government Code Section 54954.2(a)(3), no action or discussion may be undertaken on any item not appearing on the posted agenda, except that the City Council, or its staff, may briefly respond to comments or questions from members of the public, provide a reference to staff or other resources for factual information, or direct staff to place the issue on a future agenda.

4. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE

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5. CONSENT CALENDAR

Information concerning the consent items listed hereinbelow has been forwarded to each Councilmember prior to this meeting for study. Unless the Mayor, a Councilmember or member of the audience has questions concerning the Consent Calendar, the items are approved at one time by the Council. The action taken by the Council in approving the consent items is set forth in the explanation of the individual items.

- A. Resolution: Accepting Weekly Demands of 08/18/2022 in the amount of \$352,167.04 and 8/25/2022 in the amount of \$609,072.25
- B. Motion: Accepting Minutes of the Regular Meetings of 08/09/2022
- C. 1) Resolution: Approving Contract Change Order No. 1 (Final) in the amount of \$89,127.77 (Fund 215) with Rolfe Construction, Atwater, California, for City Project No. 16-60 "Linwood Ave. Active Transportation Program (ATP) Improvements" bringing the contract total to \$815,528.77
- 2) Motion: Accepting improvements for City Project No. 16-60 "Linwood Ave ATP Improvements" and authorizing the City Engineer to file a Notice of Completion
- D. Resolution: Awarding bid and approving an Agreement between the City of Turlock and D.A. Wood Construction Inc., of Oakdale, California, in the amount of \$2,088,783.00 for construction of City Project Nos. 22-001 and 22-017 "Wayside Drive Reconstruction and sewer Replacement Project" to be funded by Fund 115 "Measure A – Roads" and Fund 410 "Water Quality Control"
- E. Resolution: Awarding RFB No. 22-017 and approving an Agreement with Central Valley Concrete, Inc. for the supply of aggregate, asphaltic concrete, and related materials at various City locations for a period of one (1) year, with an option to extend the Agreement for three (3) additional one-year terms, in an annual amount not to exceed \$60,000, for a total not-to-exceed amount of \$240,000, over the 4-year term of the Agreement, if all renewal periods are exercised
- F. Resolution: Approving an increase to the salary range for Information Technology (IT) Manager from range 34.4 to range 35.8 by approving an amendment to the Salary Schedule of the existing Management Memorandum of Understanding (MOU) adopted by Resolution No. 2021-229 dated November 9, 2021, to include all approved Management salary ranges
- G. Resolution: Approving revision of the job descriptions for Utilities Maintenance Worker, Senior and Utilities Assistant Supervisor

6. FINAL READINGS

None.

7. PUBLIC HEARINGS

- A. Ordering the improvements and formation of the Fifth Street Community (Development Project No. 21-006) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the Annual Report of the Engineer of Work and the levying and collection of assessments set forth therein for Fiscal Year 2022-2023 for the Fifth Street Community (Development Project No. 21-006) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, pursuant to Resolution No. 97-128. (*Madden*)

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Recommended Action: Resolution: Ordering the improvements and formation of the Fifth Street Community (Development Project No. 21-006) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the Annual Report of the Engineer of Work and the levying and collection of assessments set forth therein for Fiscal Year 2022-2023 for the Fifth Street Community (Development Project No. 21-006) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, pursuant to Resolution No. 97-128.

- B. Request to introduce an Ordinance for first reading amending the Turlock Municipal Code (TMC) Section 4-3-411, Dangerous Fireworks Prohibited: Penalties, adding new language pertaining to illegal fireworks and a proposed fee schedule of \$1,000.00, \$1,500.00 and \$2,000.00 for the use, display or sale of illegal fireworks for the first, second, third and subsequent offenses within one (1) year of the offense. (*Bickle*)

Recommended Action: Ordinance: Introduce an Ordinance for first reading amending the Turlock Municipal Code (TMC) Section 4-3-411, Dangerous Fireworks Prohibited: Penalties, adding new language pertaining to illegal fireworks and a proposed fee schedule of \$1,000.00, \$1,500.00 and \$2,000.00 for the use, display or sale of illegal fireworks for the first, second, third and subsequent offenses within one (1) year of the offense.

- C. Request to introduce an Ordinance for first reading amending the Turlock Municipal Code (TMC) to add Title 3, Chapter 1, Article 13 to address the regulations and operation of pedicabs for hire within the City of Turlock (*Quintero*)

Recommended Action: Ordinance: Introduce an Ordinance for first reading amending the Turlock Municipal Code (TMC) to add Title 3, Chapter 1, Article 13 to address the regulations and operation of pedicabs for hire within the City of Turlock.

- D. Approving the Fiscal Year 2021-2022 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant Program (CDBG), CDBG-CARES and HOME Investment Partnership Program (HOME), and authorizing submission of the CAPER to the United States Department of Housing and Urban Development (HUD), and authorizing the City Manager or designee to execute related necessary documents. (*Ramos*)

Recommended Action: Resolution: Approving the Fiscal Year 2021-2022 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant Program (CDBG), CDBG-CARES and HOME Investment Partnership Program (HOME), and authorizing submission of the CAPER to the United States Department of Housing and Urban Development (HUD), and authorizing the City Manager or designee to execute related necessary documents.

8. ACTION ITEMS

- A. Appropriating \$30,000 to account number 117-10-190-161.47007 "Cannabis Diversion/Education Expenses" and \$50,000 to account number 117-10-190-161.49007 "Salary Charges From Other Departments" for part-time, overtime, and salary charges to be funded from Fund 117 unassigned reserves to provide drug abuse awareness and prevention programs. (*Packwood*)

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Recommended Action: *Resolution:* Appropriating \$30,000 to account number 117-10-190-161.47007 “Cannabis Diversion/Education Expenses” and \$50,000 to account number 117-10-190-161.49007 “Salary Charges From Other Departments” for part-time, overtime, and salary charges to be funded from Fund 117 unassigned reserves to provide drug abuse awareness and prevention programs.

- B. Approving the purchase of forty (40) Automated External Defibrillators (AEDs) to be assigned to the City Police Department and Public Works Department and appropriate \$30,000 from Measure A unassigned reserves to account 118-10-115.44001_000 “Supplies General. (Loehr)

Recommended Action: *Resolution:* Approving the purchase of forty (40) Automated External Defibrillators (AEDs) to be assigned to the City Police Department and Public Works Department and appropriate \$30,000 from Measure A unassigned reserves to account 118-10-115.44001_000 “Supplies General.

- C. Authorizing staff to proceed with a change to the scope of work of City Project No. 21-018 “Lander Avenue Rehabilitation between D St. and SR-99” to add an opening to the proposed concrete median on Lander Avenue to allow for a left turn movement from northbound Lander Avenue onto Montana Avenue. (Fremming)

Recommended Action: *Resolution:* Authorizing staff to proceed with a change to the scope of work of City Project No. 21-018 “Lander Avenue Rehabilitation between D St. and SR-99” to add an opening to the proposed concrete median on Lander Avenue to allow for a left turn movement from northbound Lander Avenue onto Montana Avenue.

- D. Approving modifications to the job description, including job title, change from Homeless Program Coordinator to Coordinator for Unsheltered/Homeless Programs and change from a part-time to a full-time position. (Dhami)

Recommended Action: *Resolution:* Approving modifications to the job description, including job title, change from Homeless Program Coordinator to Coordinator for Unsheltered/Homeless Programs and change from a part-time to a full-time position.

9. CITY MANAGER REPORTS/UPDATES

City Manager reports/updates are provided for informational purposes only and no action or discussion may be undertaken. The City Manager may direct department heads to provide reports/updates at the City Manager’s request.

- A. Upcoming presentations (Wilson)
- B. Update on resurfacing of city parks – pickle ball (Schulze)
- C. Social media update (Sims)
- D. Water/Sewer/Storm Water Master Plan update (Goodman)
- E. Animal Control update (Hedden)

10. COUNCIL ITEMS FOR FUTURE CONSIDERATION

11. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS

Councilmembers may ask questions, provide comments, and make brief announcements on notable topics of interest. The Brown Act does not allow discussion or action by the legislative body.

12. CLOSED SESSION

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- A. Conference with Labor Negotiators - California Government Code §54957.6(a)
“Notwithstanding any other provision of law, a legislative body of a local agency may hold closed sessions with the local agency’s designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees, and, for represented employees, any other matter within the statutorily provided scope of representation.”
Agency Designated Representative: Deputy City Manager Sarah Eddy
Employee Organization: Turlock Management Association – Public Safety
Employee Organization: Turlock Firefighters Association – Local 2434

13. REPORTS FROM CLOSED SESSION

14. ADJOURNMENT