

# City Council Meeting Agenda

February 14, 2023

6:00 p.m.

City of Turlock Yosemite Room  
156 S. Broadway, Turlock, California

And Via Telephone:

Portola Hotel at Monterey Bay

Two Portola Plaza, Monterey, CA 93940

831-649-4511

Amendment No. 1  
02/13/2023



Mayor  
**Amy Bublak**

Council Members  
**Kevin Bixel**  
**Cassandra Abram**  
**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](http://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

- A. Presentation: Certificate of Recognition to **Audrey** Gemperle for earning the rank of Eagle Scout
- B. Proclamation: Tim Redd, Retirement
- C. Briefing: Amendment to Turlock Municipal Code (TMC) Title 5, Chapter 20, Camping on Public Property Ordinance and Turlock Municipal Code (TMC) Title 5, Chapter 6, Sidewalk Displays Ordinance (*Petrulakis*)

**CITY OF TURLOCK  
CITY COUNCIL  
REGULAR MEETING AGENDA  
TUESDAY, FEBRUARY 14, 2023**

**Next City Council Resolution: 2023-031**

**Next Ordinance: 1298-CS**

**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**

**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 the Weekly Demands of 1/19/2023 in the amount of \$8,792,147.16, 1/26/2023 in the amount of \$1,565,119.77, and 2/2/2023 in the amount of \$,064,763.74
- B. Motion: Accepting Minutes of the 01/10/2022 Regular City Council Meeting
- C. Resolution: Approving Amendment No. 2 to City Contract 2020-3 with Champion Industrial Contractors, Inc. for preventive maintenance, filter change-out, and repair services for HVAC units for City-owned and leased buildings, in the amount of \$125,000 and bringing the not-to-exceed compensation amount to \$625,000 (*Schulze*)
- D. Resolution: Accepting up to \$30,500 of available funds under the Senior Nutrition Infrastructure Grant and authorizing the City Manager to execute any agreements relative to the Senior Nutrition Infrastructure Grant and appropriating \$30,500 to Revenue Account Number 270-61-635-420.35720 "Revenue" and \$30,500 to Expense Account Number 270-61-635-420.44001\_000 "Supplies-General" for reimbursable expenses relative to the Senior Nutrition Infrastructure Grant (*Schulze*)
- E. Resolution: Awarding RFP No. 2022-020 and approving an agreement for services with Telcion Communications Group for the SCADA Network Infrastructure Replacement for the Municipal Services Department in the total compensation amount not to exceed \$215,000 which includes a 10% contingency (*Goodman*)
- F. Resolution: Authorizing the City Manager to amend the agreement with Mid Valley IT and appropriate \$50,000 from fund 501 "Information Technology" account 501-10-130.430060\_000 "Contract Services" from unrestricted reserves to continue to provide Information Technology operational management support (*Loehr*)
- G. Resolution: Accepting a donation to the City of Turlock Police Department K-9 Program from Corson Foundation for Canine Specialty not to exceed \$37,000, and appropriating said funds to revenue account number 266-20-255-346.37200\_000 "Donations General" and expense account number 266-20-255-346.47115 "K-9 Expenses" in Fund 266 "Police Services Grants" in support of the purchase of two police service dogs and necessary training (*Hedden*)

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- H. Resolution: Accepting an allocation of funds to administer the Federal FY 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) from the United States Department of Justice, Office of Criminal Justice Programs, in the amount of \$32,053, and appropriating said funds to account number 266-20-255-341.35720\_012 "Revenue JAG Grant 15PBJA-22-GG-02516-JAGX" and account number 266-20-255-341.51107\_012 "JAG Expenses 15PBJA-22-GG-02516-JAGX" in Fund 266 "Police Services Grants" (*Hedden*)
- I. Resolution: Approving the employment of a CalPERS Annuitant (Interim Housing Program Manager) pursuant to CalPERS Requirements (*Dhami*)
- J. Resolution: Approving a Memorandum of Understanding between California State University Stanislaus and the City of Turlock to become a formal CareerReadyU employer partner (*Dhami*)

**6. FINAL READINGS**

None

**7. PUBLIC HEARINGS**

- A. Introduction and first reading of an Ordinance repealing and replacing Turlock Municipal Code (TMC) Title 5, Chapter 4, Article 06, Social Host Liability, regulating parties and events involving underage drinking of alcoholic beverages and ingestion of cannabis (*Hedden*)

**Recommended Action:** Motion: Introduction and first reading of an Ordinance repealing and replacing Turlock Municipal Code (TMC) Title 5, Chapter 4, Article 06, Social Host Liability, regulating parties and events involving underage drinking of alcoholic beverages and ingestion of cannabis

- B. Introduction and first reading of an Ordinance amending Turlock Municipal Code (TMC) Title 4, to add Chapter 20, Spectators Prohibited at Street Races and Reckless Driving Exhibitions (*Hedden*)

**Recommended Action:** Motion: Introduction and first reading of an Ordinance amending Turlock Municipal Code (TMC) Title 4, to add Chapter 20, Spectators Prohibited at Street Races and Reckless Driving Exhibitions

- C. Introduction and first reading of an Ordinance approving a Development Agreement by and between the City of Turlock and Evergreen Market Turlock, Inc. located at 101 E Glenwood Avenue, Turlock, CA, County of Stanislaus, Assessor's Parcel Number 044-022-013 (*Quintero*)

**Recommended Action:** Motion: Introduction and first reading of an Ordinance approving a Development Agreement by and between the City of Turlock and Evergreen Market Turlock, Inc. located at 101 E Glenwood Avenue, Turlock, CA, County of Stanislaus, Assessor's Parcel Number 044-022-013

**8. ACTION ITEMS**

- A. Approving a Memorandum of Understanding (MOU) between the City of Turlock and the City of Modesto for formalized fleet maintenance services (*Jelinek*)

**Recommended Action:** Resolution: Approving a Memorandum of Understanding (MOU) between the City of Turlock and the City of Modesto for formalized fleet maintenance services

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- B. Adopting amendments to the Fiscal Year 2022-2023 Budget as a result of the mid-year budget review (*Moreno*)

**Recommended Action:** Resolution: Adopting amendments to the Fiscal Year 2022-2023 Budget as a result of the mid-year budget review

- C. Authorizing the City Manager to identify appropriate financing structure for Roads Program and develop Financing Team (*Moreno*)

**Recommended Action:** Motion: Authorizing the City Manager to identify appropriate financing structure for Roads Program and develop Financing Team

- D. Approving stand-alone City Council Policy and Procedure titled “Speakers at Meetings – Public” to begin the replacement of the suspended City Elected and Appointed Officials Handbook (*Petrulakis*)

Motion: Approving stand-alone City Council Policy and Procedure titled “Speakers at Meetings – Public” to begin the replacement of the suspended City Elected and Appointed Officials Handbook

**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. 2022 Pothole Repairs (*Schulze*)  
B. Housing Funding Update (*Quintero*)

**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**

- 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**

**DECLARATION OF POSTING**

I, Julie Christel, City Clerk for the City of Turlock, certify that I caused to be posted a copy of the City of Turlock City Council Agenda for the Regular Meeting of Tuesday, February 14, 2023 at City Hall, 156 S. Broadway, Turlock, California, 95380 on Friday, February 10, 2023.

Dated: February 10, 2023

/s/Julie Christel  
Julie Christel, City Clerk