

City Council Meeting Agenda



June 27, 2023

6:00 p.m.

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

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 agendized topic 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 three (3) 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

- A. Presentation: Turlock Police Department Animal Services – Adoptable Pets
- B. Proclamation: Parks and Recreation Month - July 2023

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 three (3) 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.

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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 Weekly Demands of 06/01/2023 in the amount of \$1,770,956.26, 06/08/2023 in the amount of \$436,068.57, 06/15/2023 in the amount of \$639,205.65, and EFT Payments of 01/01/2023 – 01/31/2023 in the amount of \$7,050,486.29
- B. Motion: Accepting Minutes of the 05/09/2023 and 05/23/2023 Regular Meeting Minutes of City of Turlock City Council
- C. Resolution 2023-XXX: Reaffirming the Proclamation of a Local Emergency in Response to a continuing Unsheltered Homeless Crisis (UHC) within the City of Turlock and Confirming Rules and Regulations No. 1 Made and Issued on July 13, 2021 (*Eddy*)
- D. Resolution 2023-XXX: Making certain findings and determinations in compliance with Section XIII.B of the California Constitution and Section 7910 of the California Government Code and setting the Fiscal Year 2023-2024 Appropriation Limit for the City of Turlock (*Moreno*)
- E. Resolution 2023-XXX: Approving a Grant Agreement between the City of Turlock and the California Energy Commission for Automated Solar Permit Processing, approving an amendment to the FY 23/24 budget to appropriate \$60,000 in revenue to Fund 405 "Building" account 405-40-105.34169 "Solar App Grant" and authorizing the City Manager to execute all related and necessary documents (*Quintero*)
- F. Resolution 2023-XXX: Approving the establishment of a new job description for a Communications Assistant and amend the Confidential Salary Schedule effect July 1, 2023 (*Dhami*)
- G. Resolution 2023-XXX: Approving the establishment of a new job description for a part-time Grant Writer and amend the Part-Time Salary Schedule effective July 1, 2023 (*Dhami*)
- H. Resolution 2023-XXX: Accepting an allocation of funds from the State of California for the 2022-23 Officer Wellness and Mental Health Grant in an amount of \$57,570.78 and appropriating said funds in Fiscal Year 2023-2024 to account number 266-20-255-364.34178 "State Grant Revenue" and 266-20-255-364.47179 "Grant Expense" in Fund 266 "Police Services Grants" (*Hedden*)
- I. Resolution 2023-XXX: Authorizing the City Manager to execute a service agreement between Delta Wireless, Inc., of Stockton, CA, and the City of Turlock, in an amount not to exceed \$223,524 for contracted maintenance and service of the radio system including all portable and mobile radios for the period of July 1, 2023, through June 30, 2024, where funding has been budgeted in the respective department's account number 43228_002 (Radio System Maintenance Delta System/Subscriber); and approving sole source procurement of radio system support services and equipment from Delta Wireless, Inc. contingent on the availability of budgeted funds, without compliance to formal bid procedures in accordance with Turlock Municipal Code Section 2-7-8(b)(6) (*Hedden*)

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- J. Resolution 2023-XXX: Accepting an allocation of funds from Stanislaus County as a subrecipient of the 2022 Homeland Security Grant, CFDA #97.067 in the amount of \$100,000, and appropriating said funds into Fiscal Year 2023-2024 revenue account number 266-20-255-366.34179 "Homeland Security Grant Revenue" and transfer from 266-20-255-366.48001_090 "Transfers out Vehicle & Equipment Replacement" into 506-00-000-213.38001_090 "Transfers in Vehicle & Equipment Replacement" to purchase the rescue vehicle from expense account 506-00-000-213.51020 "Equipment Replacement" and authorizing the City Manager to sign the Subaward Agreement between the County of Stanislaus and the City of Turlock (*Hedden*)
- K. Resolution 2023-XXX: Awarding RFP No. 23-014 and approving an Agreement with Champion Industrial Contractors, Inc. for Preventive Maintenance, Filter Change-Out & Repair Service for HVAC & Boiler Units for City Owned and Leased buildings, to commence on July 1, 2023 and for a total of one (1) year with the option to extend for two (2) additional one-year terms in an amount not-to-exceed \$250,000 annually, totaling \$750,000 if both additional one-year terms are used, funded by various General Ledger accounts relative to the location and nature of service (*Schulze*)
- L. Resolution 2023-XXX: Approving Amendment No. 1 to the Agreement between the City of Turlock and West Yost Associates of Davis, California in the amount of \$356,047, bringing the contract total to \$2,537,102, to be funded by Fund 420 "Water," account number 420-52-551.51356 "Surface Water Dist. Imp.-Terminal Facilities," for construction management services for City Project No. 18-69 "Surface Water Distribution System Improvements" (*Schulze*)
- M. Resolution 2023-XXX: Approving a Zero Emission Bus Rollout Plan for the City of Turlock's transit services (*Schulze*)
- N. Resolution 2023-XXX: Authorizing the City Manager to approve payment to the Central San Joaquin Valley Risk Management Authority (CSJVRMA) for the Fiscal Year 2023-2024 annual renewal of the Pooled Liability Program in the amount of \$1,987,803 from account number 512-10-152.47075_003 "Premiums Liability"; Low Value Vehicle Coverage in the amount of \$870 from various funds in account number 46034 "Vehicle Insurance": 110-20-210 \$324, 110-20-215 \$11, 110-20-215 \$5, 110-30-300 \$12, 110-40-400 \$3, 110-50-500 \$2, 110-60-600 \$6, 110-61-620 \$26, 205-60-602 \$4, 205-60-604 \$6, 217-50-510 \$74, 219-40-428 \$2, 246-60-600 \$35, 255-41-485 \$4, 405-40-405 \$14, 410-51-530 \$81, 410-51-531 \$17, 410-51-532 \$78, 420-52-550 \$83, 426-40-415-238-001 \$8, 426-40-415-241-001 \$26, 501-10-130 \$2, 502-40-410 \$43, and 505-50-525 \$4; Employee Assistance Program in the amount of \$9,236 from account number 512-10-152-47075_003 "Premiums Liability"; and General Administration costs in the amount of \$14,077 from account number 512-10-152.47075_003 "Premiums Liability" for a total amount of \$2,011,986 (*Loehr*)
- O. Resolution 2023-XXX: Approving an Agreement between the City of Turlock and the Turlock Unified School District (TUSD) for Police Officer services at Turlock High School and Pitman High School for one (1) year, with an option to extend for two (2) additional one (1) year terms, inn amounts based on actual salary of Officer assigned to TUSD, to be reimbursed into revenue account number 110-20-210.34024 "Turlock High School (SRO)" and 110-20-210.34025 "Pitman High School (SRO)" (*Hedden*)

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- P. Resolution 2023-XXX: Approving the Tentative Agreement updating the Memorandum of Understanding (“MOU”) between the City of Turlock and Turlock Management Association – Public Safety (TMAPS) covering the period of July 1, 2022 through June 30, 2024 with no appropriation needed in Fiscal Year 2022-2023 due to salary savings and appropriating \$180,780 in Fiscal Year 2023-2024 to 110-20-200 “Police Special Operations” \$39,278 in various salary and benefit accounts; to 110-20-210 “Police Field Operations” \$80,109 in various salary and benefit accounts; to 118-20-210 “Measure A Police Field Operations” \$13,471 in various salary and benefit accounts; to 110-30-300 “Fire Operations” \$33,205 in various salary and benefit accounts; and 118-30-300 “Measure A Fire Operations” \$14,717 in various salary and benefit accounts (*Dhami*)
- Q. Resolution 2023-XXX: Authorizing the City’s Insurance Broker, Winton-Ireland Strom & Green Insurance Agency, Inc., to procure insurance coverages and execute insurance agreements for Fiscal Year 2023-2024 on behalf of the City with National Union Fire Insurance for Airport Liability Insurance with an annual premium of \$3,855 to account number 110-10-112.43100_001 “Insurance Property”; Travelers Casualty & Surety Company of America for Cyber Liability Insurance with an annual premium of \$34,413 to account number 512-10-152.43100_006 “Insurance Cyber Liability & Data Breach”; Ace American Insurance Company for Employment Practices Liability Insurance with an annual premium of \$48,147 to account number 512-10-152.43100_004 “Insurance Employment Practices Liability”; Arch Insurance Company for Excess Workers’ Compensation Insurance with an annual premium of \$119,888 to account number 510-10-150.43192 “Premiums”; AIG/Glatfelters for Property, Crime, and High Value Vehicle Insurance with an annual premium of \$157,010, \$102,855 for property to account number 43100_001 “Insurance Property” in various funds: 505-50-525 \$2,923, 505-50-526 \$2,098, 420-52-550 \$14,507, 410-51-530 \$24,435, 502-40-410 \$1,693, 110-10-112 \$49,110, and to 255-41-485.47210_001 “Housing Program Services Programs Affordable Housing Development” \$2,024, 256-41-486.47225_002 “Affordable Housing Prior” \$424, 625-10-199.47310 “Property Maintenance” \$577, and 426-40-415-238-001.43100_005 “Insurance Regional Transit Center” \$5,064; \$54,155 for vehicles and equipment to account number 46034 “Vehicle Insurance” in various funds: 110-20-210 \$5,669, 110-20-215 \$243, 110-20-205 \$95, 110-30-300 \$7,098, 110-60-600 \$1,401, 205-60-602 \$278, 205-60-604 \$299, 217-50-510 \$3,363, 219-40-428 \$528, 246-60-600 \$924, 255-41-485 \$147, 410-51-530 \$2,412, 410-51-531 \$5,843, 410-51-532 \$291, 420-52-550 \$1,686, 426-40-415-238-001 \$97, 426-40-415-240-001 \$2,261, 426-40-415-241-001 \$17,626, 426-40-415-243-001 \$1,395, 502-40-410 \$509, and \$1,990 for crime insurance and bonds to account number 512-10-152.43100_002 “Insurance Public Officials; and Underwriters at Lloyds for Sexual Abuse/Molestation Liability Insurance with an annual premium of \$20,636 to account number 43100_007 “Insurance Abuse & Molestation” in various funds: 110-61-620 \$5,159, 110-61-630-121 \$8,254, 110-61-630-125 \$2,064, 270-61-635-393 \$860, 270-61-635-394 \$860, 270-61-635-395 \$860, 270-61-635-396 \$860, 270-61-635-397 \$860, 270-61-635-409 \$859 (*Loehr*)

6. FINAL READINGS

None

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7. PUBLIC HEARINGS

- A. Introduction and first reading of an ordinance amending Turlock Municipal Code (TMC) Title 6, Chapter 6-3, Article 1, titled Garbage, Recyclable Materials, and Organic Waste to change the process for adoption of maximum solid waste fees and charges, remove limitation on length of franchise agreement term, provide Chief of Police with authority to direct authorized contractor (Turlock Scavenger) to impound containers of unlicensed haulers in the City, and clarify types of solid wastes governed by municipal code regulations (*Tejeda*)

Recommended Action: Ordinance 13XX-CS: Introduction and first reading of an ordinance amending Turlock Municipal Code (TMC) Title 6, Chapter 6-3, Article 1, titled Garbage, Recyclable Materials, and Organic Waste to change the process for adoption of maximum solid waste fees and charges, remove limitation on length of franchise agreement term, provide Chief of Police with authority to direct authorized contractor (Turlock Scavenger) to impound containers of unlicensed haulers in the City, and clarify types of solid wastes governed by municipal code regulations

- B. Reviewing the Annual Military Equipment Report submitted by the Turlock Police Department pursuant to the Turlock Municipal Code Title 4, Chapter 19, Section 107 and Government Code 7072 and review and renewal of Turlock Ordinance No. 1290-CS adopting the City Military Equipment use policy pursuant to Government Code Section 7071 (*Hedden*)

Recommended Action: Resolution 2023-XXX: Reviewing the Annual Military Equipment Report submitted by the Turlock Police Department pursuant to the Turlock Municipal Code Title 4, Chapter 19, Section 107 and Government Code 7072 and review and renewal of Turlock Ordinance No. 1290-CS adopting the City Military Equipment use policy pursuant to Government Code Section 7071

- C. Adopting General Plan Amendment 2023-01 to amend the Safety Element of the General Plan to adopt by reference the 2022 Stanislaus County Multi-Jurisdictional Hazard Mitigation Plan and the City of Turlock Local Hazard Mitigation Plan Annex and any subsequent updates and revisions to these plans (*Quintero/Jelinek*)

Recommended Action: Resolution 2023-XXX: Adopting General Plan Amendment 2023-01 to amend the Safety Element of the General Plan to adopt by reference the 2022 Stanislaus County Multi-Jurisdictional Hazard Mitigation Plan and the City of Turlock Local Hazard Mitigation Plan Annex and any subsequent updates and revisions to these plans

8. ACTION ITEMS

- A. Approving the updated five-year Capital Improvement Program (CIP) for the City of Turlock for Fiscal Years 2023-24 through 2027-28 (*Fremming*)

Recommended Action: Resolution 2023-XXX: Approving the updated five-year Capital Improvement Program (CIP) for the City of Turlock for Fiscal Years 2023-24 through 2027-28

- B. Approving the Amended and Restated Agreement No. 2024-12 between the City of Turlock and Turlock Scavenger Company for Solid Waste Handling Services effective July 1, 2023; necessary to meet the terms and conditions of the five-year Solid Waste Rate Study, approved by City Council February 22, 2022, and to fulfill the City's SB 1383 Corrective Action Plan with the State of California (*Tejeda*)

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Recommended Action: Resolution 2023-XXX: Approving the Amended and Restate Agreement No. 2024-12 between the City of Turlock and Turlock Scavenger Company for Solid Waste Handling Services effective July 1, 2023; necessary to meet the terms and conditions of the five-year Solid Waste Rate Study, approved by City Council February 22, 2022, and to fulfill the City's SB 1383 Corrective Action Plan with the State of California

- C. Approving the first substantial amendment to the Fiscal Year 2022-2023 City of Turlock/Stanslaus Urban County HOME Consortium Annual Action Plan for the Community Development Block Grant Program (CDBG) and HOME Investment Partnership Program (HOME), authorizing the submission of the Annual Action Plan Amendment to the United States Department of Housing and Urban Development (HUD), and authorizing the City Manager to execute all related and necessary documents (*Quintero*)

Recommended Action: Resolution 2023-XXX: Approving the first substantial amendment to the Fiscal Year 2022-2023 City of Turlock/Stanslaus Urban County HOME Consortium Annual Action Plan for the Community Development Block Grant Program (CDBG) and HOME Investment Partnership Program (HOME), authorizing the submission of the Annual Action Plan Amendment to the United States Department of Housing and Urban Development (HUD), and authorizing the City Manager to execute all related and necessary documents

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.

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 Firefighters Association – Local 2434
- B. Conference with Legal Counsel – Anticipated Litigation, California Government Code §54956.9(d)(2)
"For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist... A point has been reached where, in the opinion of the legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency."
Potential Case(s): (1 case)

13. REPORTS FROM CLOSED SESSION

14. ADJOURNMENT

DECLARATION OF POSTING

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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, June 27, 2023 at City Hall, 156 S. Broadway, Turlock, California, 95380 on Thursday, June 22, 2023.

Dated: June 22, 2023

/s/Julie Christel

Julie Christel
City Clerk