

City Council Meeting Agenda

AMENDMENT NO. 1
09/25/2023



September 26, 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 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 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 | Certificate of Recognition in honor of the 9 th Annual Assyrian Festival |
| B. Presentation | Turlock Police Department Animal Services – Adoptable Pets |
| C. Presentation | GO GOV presentation by Kevin Strauss (<i>Sims</i>) |
| D. Presentation | Fire Department Annual Report (<i>Hunter</i>) |
| E. Proclamation | Fire Prevention Week (October 8 – 14, 2023) (<i>Hunter</i>) |
| F. Briefing | Breast Cancer Awareness Month, October 2023 (<i>Hunter</i>) |

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Next City Council Resolution: 2023-214

Next Ordinance: 1307-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 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.

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. Motion: Accepting Weekly Demands of 08/31/2023 in the amount of \$1,706,027.53, 09/07/2023 in the amount of \$819,256.86, 09/14/2023 in the amount of \$762,830.37, the AP EFT Payment Register for July 2023 in the amount of \$6,324,830.56, the EFT Payment Register for March 2023 in the amount of \$6,510.57 and the Treasurer's Report for August 2023.
- B. Motion: Accepting improvements for City Project No. 19-51A "Columbia Pool Facility Demolition" and authorizing the City Engineer to file a Notice of Completion (*Morris*)
- C. Resolution 2023-XXX: Approving the establishment of a new job description for a Fleet Services Manager and amending the Management Salary Schedule effective September 26, 2023 (*Dhami*)
- D. Resolution 2023-XXX: Approving the revision to the job description for Police Officer I/II effective September 26, 2023. (*Dhami*)
- E. 1) Resolution 2023-XXX: Appropriating \$1,806,000 to Fund 246 "Landscape Assessment" account number 246-60-600.43700 "Slurry Seals" from Fund 246 unallocated reserves
- 2) Resolution 2023-XXX: Awarding bid and approving an Agreement with VSS International of West Sacramento, California in the amount of \$3,312,000, and authorizing a contingency amount of \$200,000 (6.0%) for construction of City Project No. 21-033 "Slurry Seals 2023" (*Morris*)
- F. Resolution 2023-XXX: Accepting an allocation of funds to administer the Selective Traffic Enforcement Program Grant through the California Office of Traffic Safety in an amount not to exceed \$110,000, and appropriating said funds into account number 266-20-255-352.35720 "OTS Step Grant" and accounts 266-20-255-352.41100_013 "Overtime OTS Step Grant" with associated benefit accounts for overtime in the amount of \$66,152, 266-20-255-352.47095_017 "Training Step Grant #PT24207" in the amount of \$4,069, 266-20-255-352.44001_043 "Supplies STEP Grant #PT24207" in the amount of \$9,779 and 266-20-255-352.51109_004 "Equipment STEP Grant #PT24207" in the amount of \$30,000, in Fund 266 "Police Grants" Program 352 "OTS Step Grant" (*Hedden*)

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- G. Resolution 2023-XXX: Approving grant deeds to transfer property identified as Caltrans Parcels numbered 16662-1, 16663-1, 16664-1, and 16665-1 from the City of Turlock to the State of California for City Project No. 0828 “SR-99/Fulkerth Road Interchange” (*Morris*)
- H. Resolution 2023-XXX: Approving Amendment No. 1 to Agreement No. 2020-62 between the City of Turlock and Pace Supply, in a form approved by the City Attorney, increasing the annual compensation for the final year of the agreement from a maximum of \$120,000 by \$100,000 (non-general fund), for a total not-to-exceed amount of \$220,000 and the total maximum compensation under the Agreement from \$480,000 to \$580,000 (*Guerrero*)
- I. Motion: Accepting improvements for City Project 22-030 “Senior Center Sliding Glass Doors” and authorizing the City Engineer to file a Notice of Completion (*Morris*)
- J. Resolution 2023-XXX: Accepting an allocation of funds, authorizing the execution of a grant agreement and appropriating funds from the California for All Animals shelter assistance program through UC Davis in the amount of \$13,045.71 to be appropriated into revenue account number 266-20-255-348.35074 “Cat Kennel Grant Revenue” and expenditure account 266-20-255-348.47163 “Cat Kennel Grant Expenses” in Fund 266 “Police Grants” Program 348 “Animal Services” (*Hedden*)
- K. Resolution 2023-XXX: Approving revisions to the job descriptions for Public Facilities Maintenance Supervisor and Public Facilities Maintenance Assistant Supervisor effective September 26, 2023 (*Dhami*)

6. FINAL READINGS

None

7. PUBLIC HEARINGS

- A. Renewing the Downtown Turlock Property and Business Improvement District, approving the assessment formula, declaring the results of the majority protest proceedings and ordering the levying of the assessments (*Sims*)

Recommended Action: Resolution 2023-XXX: Renewing the Downtown Turlock Property and Business Improvement District, approving the assessment formula, declaring the results of the majority protest proceedings and ordering the levying of the assessments

8. ACTION ITEMS

Updated

- A. Authorizing the City Manager to execute an agreement between Fusus, Inc., of Peach Tree, GA, and the City of Turlock to provide a video and data collaboration platform for intelligence gathering for a period of thirty-six (36) months, in an amount not to exceed \$75,000 annually for a total not to exceed of \$225,000 and appropriate \$75,000 from Fund 118 “Measure A” unassigned reserves to account number 118-20-210-44030_001 “Minor Equipment Safety” (*Hedden*)

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Recommended Action: Resolution 2023-XXX: Authorizing the City Manager to execute an agreement between Fusus, Inc., of Peach Tree, GA, and the City of Turlock to provide a video and data collaboration platform for intelligence gathering for a period of thirty-six (36) months, in an amount not to exceed \$75,000 annually for a total not to exceed of \$225,000 and appropriate \$75,000 from Fund 118 "Measure A" unassigned reserves to account number 118-20-210-44030_001 "Minor Equipment Safety"

- B. Accepting the City of Turlock's audited Financial Statements for the fiscal year ended June 30, 2021 and related reports (*Moreno*)

Recommended Action: Motion: Accepting the City of Turlock's audited Financial Statements for the fiscal year ended June 30, 2021 and related reports

- C. Approving the First Amended and Restated Agreement between the City of Turlock and Operational Technical Services, LLC, to provide senior water treatment plant operator services for a maximum annual compensation amount of \$1,638,794 and an option for a one year extension with a total maximum compensation of \$3,277,588 if the extension option is exercised, and appropriating \$1,638,794 in Fiscal Year 2023-2024 to Fund 450 SRWA (Stanislaus Regional Water Authority) expense account number 450-53-550.43314 "Contract Help - Service" and revenue account number 450-53-550.37435 "SRWA JPA (Fund 950) Reimbursement" (*Estrada*)

Recommended Action: Resolution 2023-XXX: Approving the First Amended and Restated Agreement between the City of Turlock and Operational Technical Services, LLC, to provide senior water treatment plant operator services for a maximum annual compensation amount of \$1,638,794 and an option for a one year extension with a total maximum compensation of \$3,277,588 if the extension option is exercised, and appropriating \$1,638,794 in Fiscal Year 2023-2024 to Fund 450 SRWA (Stanislaus Regional Water Authority) expense account number 450-53-550.43314 "Contract Help - Service" and revenue account number 450-53-550.37435 "SRWA JPA (Fund 950) Reimbursement"

- D. Appropriating \$95,000.00 from Fund 218 Measure L unallocated reserves to Fund 218 "Measure L" account number 218-40-461.48001_329 "Transfers Out F215 Pedras Rehab" and account number 215-40-420-38001_329 "Transfers In From F218 Pedras Rehab" to be expensed from account number 215-40-420.51210 "Federal Streets Project" to provide necessary funding for City Project No. 21-021 "Pedras Road Rehabilitation" and awarding bid and approving an Agreement with Sinclair General Engineering Construction of Oakdale, California in the amount of \$1,484,336.29 and authorizing a contingency amount of \$148,000 (10%) for construction of City Project No. 21-021 "Pedras Road Rehabilitation" to be funded by Fund 215 "Streets -Grant Funded Projects," account number 215-40-420.51210 "Federal Streets Project," and funded in part by the federal Surface Transportation Improvement Program (STIP) (*Schulze*)

Recommended Action:

- 1) Resolution 2023-XXX: Appropriating \$95,000.00 from Fund 218 Measure L unallocated reserves to Fund 218 "Measure L" account number 218-40-461.48001_329 "Transfers Out F215 Pedras Rehab" and account number 215-40-420-38001_329 "Transfers In From

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F218 Pedras Rehab” to be expensed from account number 215-40-420.51210 “Federal Streets Project” to provide necessary funding for City Project No. 21-021 “Pedras Road Rehabilitation,” and

- 2) *Resolution 2023-XXX*: Awarding bid and approving an Agreement with Sinclair General Engineering Construction of Oakdale, California in the amount of \$1,484,336.29 and authorizing a contingency amount of \$148,000.00 (10%) for construction of City Project No. 21-021 "Pedras Road Rehabilitation" to be funded by Fund 215 “Streets -Grant Funded Projects,” account number 215-40-420.51210 “Federal Streets Project,” and funded in part by the federal Surface Transportation Improvement Program (STIP)

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. We Care Update

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 Legal Counsel – Anticipated Litigation*, Cal. Gov’t 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): (2 cases)

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, September 26, 2023 at City Hall, 156 S. Broadway, Turlock, California, 95380 on Friday, September 22, 2023.

Dated: September 22, 2023

/s/Julie Christel

Julie Christel
City Clerk