

City Council Meeting Agenda



October 24, 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 Turlock Police Department Animal Services – Adoptable Pets

B. Presentation North Valley Regional Recycled Water Presentation (*Huff*)

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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Next City Council Resolution: 2023-232

Next Ordinance: 1307-CS

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 10/05/2023 in the amount of \$6,958,495.15, 10/12/2023 in the amount of \$440,174.76, and the Cash and Investment Report for September 2023 in the amount of \$254,732,990.73
- B. Motion: Accepting Minutes of the 9/26/2023 Regular Meeting of the City of Turlock City Council
- C. Resolution 2023-XXX: Approving an Agreement with Rash Curtis & Associates of Vacaville, California for collection agency services for a period of two (2) years, with an option to extend for one (1) additional one (1) year term, in an amount not to exceed \$50,000 annually and for a total not to exceed \$150,000 over the three (3) year term, if all renewal periods are exercised, to be paid from multiple Funds in account XXX.XX.XXX-43040 "Collection Services" (*Moreno*)
- D. Resolution 2023-XXX: Appropriating \$770,000 to account number 420-52-551.51356 "Surface Water Dist. Imp.-Terminal Facilities" to be funded from Fund 420 (Water) unallocated reserves, and approving Amendment No. 2 to the Agreement between the City of Turlock and West Yost Associates of Davis, California in the amount of \$245,703, bringing the contract total to \$2,782,805, to provide adequate funding for construction management services for City Project No. 18-69 "Surface Water Distribution System Improvements" (*Fremming*)
- E. Motion: Accepting improvements for City Project 22-026 "Armory Utility Extensions" and authorizing the City Engineer to file a Notice of Completion (*Schulze*)
- F. Resolution 2023-XXX: Re-appropriating \$165,139.00 to account number 218-40-461.51270 "Construction Project" from Fund 218 "Measure L" unallocated reserves in Fiscal Year 2023-24 for City Project No. 21-018; approving Contract Change Order No. 4 (Final) in the amount of \$287,246.52 (Fund 218 "Measure L) with George Reed, Inc. of Modesto, California, bringing the contract total to \$3,783,362.50 for City Project No. 21-018; accepting improvements for City Project 21-018 "Lander Avenue Rehabilitation between D St and SR-99" and authorizing the City Engineer to file a Notice of Completion (*Schulze*)

6. FINAL READINGS

- A. Second and final reading of an ordinance amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2023-01 Planned Development 282 (Nivel Restaurant)] located at 309 N. Center Street, Stanislaus County APN 061-024-065 and 311 Mitchell Avenue, Stanislaus County APN 061-024-064 (*Werner*)

Recommended Action: Ordinance 13XX-cs: Second and final reading of an ordinance amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2023-01 Planned Development 282 (Nivel Restaurant)] located at 309 N. Center Street, Stanislaus County APN 061-024-065 and 311 Mitchell Avenue, Stanislaus County APN 061-024-064

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7. PUBLIC HEARINGS

- A. Approving the addition of “Gurdwara Street” as an honorary name and “rider” to Fifth Street, within the city limits of the City of Turlock and contingent upon the Sikh Temple Committee paying the costs to purchase and install all street signs (*Werner*)

Recommended Action: Resolution 2023-XXX: Approving the addition of “Gurdwara Street” as an honorary name and “rider” to Fifth Street, within the City limits of the City of Turlock and contingent upon the Sikh Temple Committee paying the costs to purchase and install all street signs

- B. Introduction and first reading of an ordinance amending the Turlock Municipal Code (TMC) Title 10, Chapter 1, Section 11 and Section 14 (r), related to park hours and camping by youth organizations in public parks (*Schulze*)

Recommended Action: Ordinance 13XX-cs: Introduction and first reading of an ordinance amending the Turlock Municipal Code (TMC) Title 10, Chapter 1, Section 11 and Section 14 (r), related to park hours and camping by youth organizations in public parks

- C. (*Public Hearing continued from the 09/26/2023 Regular Council Meeting*) 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

- A. Authorizing the City Manager to enter into a Downtown Turlock Property and Business Improvement District (DTPBID) Services Agreement, in a form approved by the City Attorney, between the City of Turlock and the Turlock Downtown Property Owner’s Association (TDPOA) and appropriate \$80,000 from Fund 110 “General Fund” account 110-10-112.47558 “TDPOA-PBID Maintenance Services/Clean Up Activities” unrestricted reserves, and one time appropriation of \$30,000 from Fund “Streets – Gas Tax” account 217-50-511.47322 “Street Light & Traffic Signal Repairs & Maintenance” unrestricted reserves (*Sims*)

Recommended Action: Resolution 2023-XXX: Authorizing the City Manager to enter into a Downtown Turlock Property and Business Improvement District (DTPBID) Services Agreement, in a form approved by the City Attorney, between the City of Turlock and the Turlock Downtown Property Owner’s Association (TDPOA) and appropriate \$80,000 from Fund 110 “General Fund” account 110-10-112.47558 “TDPOA-PBID Maintenance Services/Clean Up Activities” unrestricted reserves, and one time appropriation of \$30,000 from Fund “Streets – Gas Tax” account 217-50-511.47322 “Street Light & Traffic Signal Repairs & Maintenance” unrestricted reserves

- B. Authorizing the City Manager to execute all documents associated with the purchase and installation of the playground and fitness equipment from GameTime of Spring Lake, NJ in an amount not-to-exceed \$366,053.82, which includes a contingency amount of 5% plus

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estimated taxes, expensed to Fund 269 Parks & Public Facilities Grants, account 269-60-614-383.51270, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(5) which does not require the bidding procedure when engaged in a joint, cooperative or leveraged purchasing plan that has been competitively bid, for City Project 23-014 "Montana Park Phase 2 Improvements"; and amending the budget in the amount of \$366,053.82 to Fund 269 Parks & Public Facilities Grants, account number 269-60-614-383.51270 "Construction Project" to be funded by Prop 68 "2018 Parks Bond Act, Statewide Park Development and Community Revitalization Grant" (*Vargas*)

Recommended Action: Resolution 2023-XXX: Authorizing the City Manager to execute all documents associated with the purchase and installation of the playground and fitness equipment from GameTime of Spring Lake, NJ in an amount not-to-exceed \$366,053.82, which includes a contingency amount of 5% plus estimated taxes, expensed to Fund 269 Parks & Public Facilities Grants, account 269-60-614-383.51270, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(5) which does not require the bidding procedure when engaged in a joint, cooperative or leveraged purchasing plan that has been competitively bid, for City Project 23-014 "Montana Park Phase 2 Improvements"; and amending the budget in the amount of \$366,053.82 to Fund 269 Parks & Public Facilities Grants, account number 269-60-614-383.51270 "Construction Project" to be funded by Prop 68 "2018 Parks Bond Act, Statewide Park Development and Community Revitalization Grant"

- C. Approving a Memorandum of Understanding between the City of Turlock and Clean Water Ventures, Inc. on exploring the opportunity to establish Turlock as a regional hub for green energy (*Fisher*)

Recommended Action: Resolution 2023-XXX: Approving a Memorandum of Understanding between the City of Turlock and Clean Water Ventures, Inc. on exploring the opportunity to establish Turlock as a regional hub for green energy

- D. Approving a Memorandum of Understanding (MOU) between Bay Valley Tech, LLC, Bay Valley Foundation and the City of Turlock for workforce development programs in Turlock (*Sims*)

Recommended Action: Resolution 2023-XXX: Approving a Memorandum of Understanding (MOU) between Bay Valley Tech, LLC, Bay Valley Foundation and the City of Turlock for workforce development programs in Turlock

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. 1st Quarter Budget Update (*Moreno*)

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, Cal. Gov't 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 Associated Police Officers
Employee Organization: Turlock City Employees Association
Employee Organization: Turlock Firefighters Association-Local 2434
Employee Organization: Turlock Management Association-Public Safety
Unrepresented Employees: Office Assistant I, Office Assistant II, Accounting Technician, Communications Specialist, Secretary, Sr., Secretary, Supervising, Human Relations Specialist, Background Coordinator, Executive Administrative Assistant/Deputy City Clerk , Police Business Unit Supervisor, Public Affairs Analyst, Executive Administrative Assistant/City Manager's Office, Executive Administrative Assistant/City Manager's Office/Deputy City Clerk, Executive Administrative Assistant/Public Safety ,Executive Administrative Assistant/Municipal Services, Executive Administrative Assistant/Public Works, Human Relations Analyst, Executive Assistant to the City Manager/City Clerk Trainee, Principal Human Relations Analyst, Parks, Recreation and Public Facilities Maintenance Superintendent, Purchasing Manager, Recreation Superintendent, Chief Building Official, Fleet Services Manager, Public Works Supervisor/City Surveyor, Planning Manager, Regulatory Affairs Manager, Roads Program Manager, Utilities Manager, Water Quality Control Division Manager, Housing Program Manager, Accountant, Principal, Civil Engineer, Principal, Executive Assistant to the City Manager/City Clerk, Police Support Operations Manager, Transit Manager, Information Technology Manager, Water Treatment Plant Manager, Deputy Public Works Director, City Engineer, Human Relations Director, Development Services Director, Finance Director, Municipal Services Director, Economic Development Director/Communications Officer, Information Technology Director, Public Works Director, Risk Management Director, Fire Chief, Deputy City Manager, Police Chief, and City Manager

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, October 24, 2023 at City Hall, 156 S. Broadway, Turlock, California, 95380 on Friday, October 20, 2023.

Dated: October 20, 2023

/s/Julie Christel

Julie Christel
City Clerk