

# City Council Meeting Agenda

February 13, 2024

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](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. Appointment: Parks, Arts, and Recreation Commission

B. Presentation: Facility owned/operated by AHS Turlock Operating LLC, Alamo Health Management and/or related entities at 1617 Colorado Avenue (*Petrulakis*)

### 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

**CITY OF TURLOCK  
CITY COUNCIL MEETING AGENDA  
TUESDAY, FEBRUARY 13, 2024**

**Next City Council Resolution: 2024-004**

**Next Ordinance: 1309-CS**

**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 the Weekly demands 01/12/2024 through 01/18/2024 in the amount of \$2,071,144.10, the Weekly Demands of 01/19/2024 through 01/25/2024 in the amount of \$4,059,495.98, the Weekly Demand of 01/26/2024 through 02/01/2024 in the amount of \$596,495.90, AP EFT November 2023 in the amount of \$128,427.09, AP EFT December 2023 in the amount of \$7,644,730.48, Payroll EFT October 2023 in the amount of \$2,372,830.69, and the Investment and Cash Report for December 31, 2023 in the amount of \$249,657,498.17
- B. Motion: Accepting Minutes of the January 23, 2024 meeting of the City of Turlock City Council
- C. Resolution 2024-XXX: Approving a professional services agreement with GHD, Inc. of San Luis Obispo, California, in a form approved by the City Attorney, in the amount of \$32,840 for professional engineering and traffic surveys to be funded by Fund 217 Streets – Gas Tax account number 217-50-511.43060\_010 “Contract Services Traffic Count Data Collection” and appropriating \$40,000 from Fund 217 Streets – Gas Tax unallocated reserves to account number 217-50-511.43060\_010 “Contract Services Traffic Count Data Collection” to provide necessary funding for City Project No. 20-023 “Engineering and Traffic Surveys” (*Morris*)
- D. 1) Resolution 2024-XXX: Approving an agreement with WMB Architects of Stockton, in a form approved by the City Attorney, California for On-call Architectural services for City Project No. 23-053 “RFQ for Architectural Services” in an amount not to exceed \$300,000, to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services (*Schulze*)
- 2) Resolution 2024-XXX: Approving an agreement with RED Inc. Architects of Modesto, in a form approved by the City Attorney, California, for On-call Architectural services for City Project No. 23-053 “RFQ for Architectural Services” in an amount not to exceed \$300,000, to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services
- E. 1) Resolution 2024-XXX: Approving an agreement with BSK Associates of Tracy, California, in a form approved by the City Attorney, for On-Call Geotechnical, Materials Testing, and Special Inspection Services for City Project No. 23-054 “RFQ for Materials Testing and Special Inspection Services” in an amount not to exceed \$300,000, to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services (*Schulze*)
- 2) Resolution 2024-XXX: Approving an agreement with Kleinfelder, Inc. of Stockton, California, in a form approved by the City Attorney, for On-Call Geotechnical, Materials Testing, and Special Inspection Services for City Project No. 23-054 “RFQ for Materials Testing and Special Inspection Services” in an amount not to exceed \$300,000, to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services
- 3) Resolution 2024-XXX: Approving an agreement with NV5 West, Inc. of Turlock, California, in a form approved by the City Attorney, for On-Call Geotechnical, Materials Testing, and Special Inspection Services for City Project No. 23-054 “RFQ for Materials Testing and Special Inspection Services” in an amount not to exceed \$300,000, to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services

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- 4) Resolution 2024-XXX: Approving an agreement with Terracon Consultants, Inc. of Lodi, California, in a form approved by the City Attorney, for On-Call Geotechnical, Materials Testing, and Special Inspection Services for City Project No. 23-054 "RFQ for Materials Testing and Special Inspection Services" in an amount not to exceed \$300,000, to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services
- F. Resolution 2024-XXX: Approving an update to the City of Turlock Title VI Program for FFY 2024-2026 as required by the Federal Transit Administration (FTA) for recipients of federal transit funding (*York*)
- G. Resolution 2024-XXX: Approving Amendment No. 2 to an Agreement between the City of Turlock and Clark Pest Control of Stockton, Inc., in a form approved by the City Attorney, for pest and weed control services, to increase the annual compensation amount to \$94,140, and in a total amount not to exceed \$521,060, if all renewal periods are exercised, to Fund 410 "Water Quality Control" account 410-51-532.43125\_016 "Maintenance Weed Spraying" and Fund 420 "Water" account 420-52-550.43150 "Pest Control" (*Moreno*)
- H. Motion: Accepting improvements for City Project No. 21-023 "City Utility Trench Repair 2023" and authorizing the City Engineer to file a Notice of Completion (*Fisher*)
- I. Resolution 2024-XXX: Accepting donations made to the City of Turlock Fire Department from various donors during Fiscal Year 2023-24 in the amount of \$1,711.33 (non-monetary donations) utilized in support of the Fire Department's Community Open House event (*Bickle*)
- J. Resolution 2024-XXX: Relieving a bid submitted by Pro-Ex Construction in the amount of \$53,000; awarding bid and approving an Agreement with the next lowest responsive and responsible bidder, Glass and Window Services Inc. of Turlock, California, in a form approved by the City Attorney, in the amount of \$82,000, and authorizing a contingency amount of \$8,200 (10.0%) for construction of City Project No. 23-049 "Senior Center Window Replacements" to be funded by Fund 255 "Housing Program Services Programs Public Improvements" account number 255-41-485.47210\_006 "Miscellaneous Expenses" (*Morris*)

**6. FINAL READINGS**

None

**7. PUBLIC HEARINGS**

- A. Approving the first substantial amendment to the Fiscal Year 2023-2024 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 (*Fagan*)

**Recommended Action:** Resolution 2024-XXX: Approving the first substantial amendment to the Fiscal Year 2023-2024 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

- B. Approving the second substantial amendment to the Fiscal Year 2020-2021 Annual Action Plan as an element of the Consolidated Plan for the Community Development Block Grant Program (CDBG), Community Development Block Grant CARES (CDBG CARES) and HOME Investment Partnership Program (HOME), authorizing the submission of the Annual Action

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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 (*Fagan*)

**Recommended Action:** Resolution 2024-XXX: Approving the second substantial amendment to the Fiscal Year 2020-2021 Annual Action Plan as an element of the Consolidated Plan for the Community Development Block Grant Program (CDBG), Community Development Block Grant CARES (CDBG CARES) 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

- C. Introduction and first reading of an Ordinance amending Turlock Municipal Code (TMC) Title 1, "General Provisions" by adding Chapter 1-9 entitled "Conflicts of Interest and Legal Compliance Documentation" (*Petrulakis*)

**Recommended Action:** Ordinance 13XX-CS: Introduce and conduct first reading of an Ordinance amending Turlock Municipal Code (TMC) Title 1, "General Provisions" by adding Chapter 1-9 entitled "Conflicts of Interest and Legal Compliance Documentation"

**8. ACTION ITEMS**

**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. City Manager Monthly Reports (*Wilson*)

**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**

**Conference with Legal Counsel - Initiation of Litigation**, Cal. Gov't Code 54956.9(d)(4)

*"For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist...Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation."*

Potential Case(s): 1 Case

**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 13, 2024 at City Hall, 156 S. Broadway, Turlock, California, 95380 on Friday, February 9, 2024.

/s/Julie Christel

Julie Christel

City Clerk