

City Council Meeting Agenda



April 23, 2024

6:00 PM

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.

1. **CALL TO ORDER**
2. **SALUTE TO THE FLAG**
3. **ROLL CALL AND DECLARATION OF CONFLICTS**
4. **APPROVAL OF AGENDA AS POSTED OR AMENDED**

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Next City Council Resolution: 2024-049

Next Ordinance: 1312-CS

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.

5. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS

- A. Proclamation: City of Turlock Volunteers (National Volunteer Week - April 21-27, 2024) (Dhami)
- B. Briefing: Police Department Annual Report (Hedden)

6. 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.

7. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE

8. 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 of 03/29/2024 through 04/04/2024 in the amount of \$1,097,991.00 and 04/05/2024 through 04/11/2024 in the amount of \$477,316.41
- B. Motion: Accepting the Minutes of the April 9, 2024 Regular City Council meeting
- C. Resolution 2024-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 in issued by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services) (Hedden)
- D. Motion: Accepting improvements for City Project No. 21-044 "Pedretti Park Lighting Improvements" and authorizing the City Engineer to file a Notice of Completion (Schulze)
- E. Motion: Accepting the improvements and authorizing the City Engineer to file a Notice of Completion for Development Project No. 20-34 "The Enclave" Subdivision (Morris)

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- F. Motion: Approving the Public Artwork Permit Application as submitted by artist Nicolle Jones for the Indigo Project installation at Columbia Park as recommended by the Parks, Arts and Recreation Commission (Vargas)
- G. Resolution 2024-XXX: Awarding bid and approving an Agreement with Pavement Coatings Co. of Sacramento, California in the amount of \$124,671.60 and authorizing a contingency amount of \$15,000 (12.03%) for construction of City Project No. 23-039 "Crack Seal 2024" to be funded by Fund 219 "SB1 Road Maintenance & Rehabilitation Account" account number 219-40-428.51226 "Roadway Element Maintenance" (Morris)
- H. Resolution 2024-XXX: Approving a side letter agreement to the Schedule of Benefits and Policies between the City of Turlock and the Management Employees regarding vehicle allowances (Dhami)
- I. Resolution 2024-XXX: Approving a Professional Services Agreement to provide occupational medical services on an annual basis with Life Extension Clinics, Inc., DBA Life Scan Wellness Centers, Tampa, FL, in an annual not-to-exceed amount of \$50,000 for the period covering May 1, 2024 through May 1, 2025, with two (2) additional one-year options to extend the term of the agreement, in a total maximum not-to-exceed contract amount of \$150,000 to be expensed to Fund 110 "General Fund" account 110-30-300.43155 "Physicals, Shots & Psychological" (Hunter)
- J. Resolution 2024-XXX: Adopting a resolution of concurrence with the Stanislaus HOME Consortium FY 2024-2025 Annual Action Plan for the HOME Investment Partnership Program and support submission of the draft plan by Stanislaus County to HUD (Hampton)
- K. Resolution 2024-XXX: Approving the addition of a full-time employee and establishment of a new job description for an Executive Legal Assistant - Paralegal to include the reclassification of incumbent, Executive Assistant City Manager/Clerk Trainee to Executive Legal Assistant - Paralegal and amend the Confidential Salary Schedule effective April 29, 2024 (Dhami)

9. FINAL READINGS

10. PUBLIC HEARINGS

- A. *Continued from the 2/27/2024 Regular City Council Meeting - Denying the appeal and affirming the Planning Commission decision denying Variance 2023-01 at 2560 and 2562 Mooneyham Court, Stanislaus County APN 073-043-007 (Werner/Hampton) *Appellant requested Public Hearing be continued to the May 14, 2024 meeting*

Recommended Action: Motion: To continue the item to the May 14, 2024 meeting per the appellant's request

- B. Approving the Fiscal Year 2024-2025 Annual Action Plan for the Community Development

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Block Grant Program (CDBG) and HOME Investment Partnership Program (HOME), authorizing the submission of the Annual Action Plan to HUD and authorizing the City Manager or designee to execute all related and necessary documents (Figueroa)

Recommended Action: Resolution 2024-XXX: Approving the Fiscal Year 2024-2025 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 to HUD and authorizing the City Manager or designee to execute all related and necessary documents

11. ACTION ITEMS

- A. Accepting the report from CohnReznick in regards to the internal review of the Housing Division records (Hampton)

Recommended Action: Motion: Accepting the report from CohnReznick in regards to the internal review of the Housing Division records

- B. Approving agreements between the City of Turlock and each of the public service agencies funded under the Community Development Block Grant (CDBG) for the fiscal year 2024-2025 in a total amount not to exceed \$70,000 from Fund 255 "CDBG-Housing" (Figueroa)

Recommended Action: Resolution 2024-XXX: Approving agreements between the City of Turlock and each of the public service agencies funded under the Community Development Block Grant (CDBG) for the fiscal year 2024-2025 in a total amount not to exceed \$70,000 from Fund 255 "CDBG-Housing"

- C. Engaging in discussion and providing direction to staff regarding the proposed Fiscal Year 2024-2025 General Fund Budget (Moreno)

Recommended Action: Motion: Engaging in discussion and providing direction to staff regarding the proposed Fiscal Year 2024-2025 General Fund Budget

- D. Accepting the Final Report of the Cannabis Ad Hoc Committee and providing direction to Staff on follow-up actions desired by the City Council (Wilson)

Recommended Action: Motion: Accepting the Final Report of the Cannabis Ad Hoc Committee and providing direction to Staff on follow-up actions desired by the City Council

- E. Adopting a Resolution implementing new Turlock Municipal Code (TMC) Chapter 1-9 entitled "Conflicts of Interest and Legal Compliance Documentation"

Recommended Action: Resolution 2024-XXX: Adopting a Resolution implementing new Turlock Municipal Code (TMC) Chapter 1-9 entitled "Conflicts of Interest and Legal Compliance Documentation"

12. 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

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reports/updates at the City Manager's request.

13. COUNCIL ITEMS FOR FUTURE CONSIDERATION

14. 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.

15. CLOSED SESSION

A. 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 Cases: One (1)

B. 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): Two (2)

C. 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 Groups: Turlock Management and Confidential Employees

16. REPORTS FROM CLOSED SESSION

17. ADJOURNMENT