City Council Meeting Agenda

November 12, 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 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.

1. **CALL TO ORDER**
2. **SALUTE TO THE FLAG**
3. **ROLL CALL AND DECLARATION OF CONFLICTS**
4. **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.

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

A. Turlock Police Department Animal Services - Adoptable Pets

B. Law Enforcement Records and Support Personnel Week (Hedden)

C. Certificate of Appreciation - Dr. Murali Naidu (Bublak)

D. Slate Communications - City of Turlock Communications Plan Update

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. **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 October 11, 2024 through October 17, 2024 in the amount of $2,215,537.18, October 18, 2024 through October 24, 2024 in the amount of $1,841,213.16, October 25, 2024 through October 31, 2024 in the amount of $8,404,660.94, and Investment and Cash Report for September 2024, AP EFT September 2024 in the amount of $930,075.93

B. Motion: Accepting the Minutes of the October 22, 2024 Regular City Council meeting

C. Motion: Waiving Reading of All Ordinances on the Agenda, Except by Title

D. Resolution 2024-XXX: Appropriating $40,705 from Fund 401 unallocated reserves to Fund 401 "Airport" account number 401-10-125.51000 "Capital Improvements" to complete funding for City Project No. 24-038 "Crack Sealing at the Turlock Muni Airport FY 24-25"; determining the award of bid is exempt from the provisions of CEQA in accordance with Section 15301 of the CEQA guidelines; awarding bid and approving an Agreement with Cal Coating Asphalt,

Inc. of Turlock, California in the amount of $58,719.20; and authorizing a construction contingency amount of $5,872 (10%) for construction of City Project No. 24-038 "Crack Sealing at the Turlock Muni Airport FY 24-25" to be funded by Fund 401 "Airport" (Morris)

E. Motion: Reaffirming the determination made by the City Manager in response to the emergency created by the inoperative computer room air conditioning units at the Public Safety Facility and finding that the emergency will not permit a delay resulting from a competitive solicitation for bids pursuant to Public Contract Code 22050(c)(2) (Fisher)

F. Resolution 2024-XXX: Determining the Amendment No. 3 for Task Order No. 1B is exempt from provisions of CEQA in accordance with Section 15378 and approving Amendment No. 3 for Task Order No. 1B under the terms of the Master Agreement (City Contract No. 2024-112) with CCME, Inc. (Merced, California office) for Construction Management and Inspection Services for the City of Turlock's Roads Initiative Program in the amount of $37,684.04 to be funded by Fund 115 "Measure A – Roads" account number 115-10-115.43327 "Construction Management," for Bid Package 1 for City Project No. 23-031 as "CCME CM Task Order No. 1B for City Project No. 23-031, Bid Package 1" (Pezeshk)

8. FINAL READINGS

A. Second and final reading of an ordinance amending Turlock Municipal Code Title 4 (Public Safety), Chapter 7 (Traffic), Article 14 (Special Speed Zones) (Morris)

Recommended Action: Ordinance 13XX-CS: Amending Turlock Municipal Code Title 4 (Public Safety), Chapter 7 (Traffic), Article 14 (Special Speed Zones)

B. In the matter of adopting the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for Rezone 2024-01, Planned Development 283 (PD 283), Second and final reading amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2024-01 Planned Development 283 - RBK Development] at 337 West Avenue South, Stanislaus County APN 050-003-042 (Werner)

Recommended Action:
Resolution 2024-XXX: Adopting the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for Rezone 2024-01 at 337 West Avenue South, Stanislaus County APN 050-003-042

Ordinance 13XX-CS: Second and final reading amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2024-01 Planned Development 283] at 337 West Avenue South, Stanislaus County APN 050-003-042

9. PUBLIC HEARINGS

A. Approving an Out of Boundary Service Agreement for Sanitary Sewer Connection Affecting Real Property located at 1000 Mitchell Avenue, Stanislaus County APN 042-021-005 (Werner)

Recommended Action: Resolution 2024-XXX: Approving an Out of Boundary Service Agreement for Sanitary Sewer Connection Affecting Real Property located at 1000 Mitchell

Avenue, Stanislaus County APN 042-021-005

B. Introduction and first reading of an ordinance amending Turlock Municipal Code Title 6 (Sanitation and Health), Chapter 6-4 (Sewage Disposal), Article 4 (Fees and Charges) to add Section 6-4-409 "Sewer Service User Rate Updates" (Fisher)

Recommended Action: Ordinance 13XX-CS: Amending Turlock Municipal Code Title 6 (Sanitation and Health), Chapter 6-4 (Sewage Disposal), Article 4 (Fees and Charges) to add Section 6-4-409 "Sewer Service User Rate Updates"

C. Authorizing the submittal of the 2023-2031 Draft Housing Element to the California Department of Housing and Community Development (HCD) for the required 90-day review period (Werner)

Recommended Action: Resolution 2024-XXX: Authorizing the submittal of the 2023-2031 Draft Housing Element to the California Department of Housing and Community Development (HCD) for the required 90-day review period

10. ACTION ITEMS

A. Determining the project is exempt from CEQA in accordance with CEQA Guidelines Sections 15301, 15269, and 15359; and accepting improvements for City Project No. 24-046 "Emergency Repair of Farr Street Sanitary Sewer Main (Between Columbia Street and W. Main Street)" and authorizing the City Engineer to file a Notice of Completion (Fisher)

Recommended Action: Motion: Determining the project is exempt from CEQA in accordance with CEQA Guidelines Sections 15301, 15269, and 15359; and accepting improvements for City Project No. 24-046 "Emergency Repair of Farr Street Sanitary Sewer Main (Between Columbia Street and W. Main Street)" and authorizing the City Engineer to file a Notice of Completion

11. 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. Monthly Department Reports

12. COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS

13. COUNCIL ITEMS FOR FUTURE CONSIDERATION

14. 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): Two (2)

B. 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 City Employees Association
Employee Organization: Turlock Firefighters Association-Local 2434
Employee Organization: Turlock Management Association-Public Safety

15. **REPORTS FROM CLOSED SESSION**

16. **ADJOURNMENT**