

City Council Meeting Agenda



December 10, 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/Erika Phillips
Vice Mayor

City Manager
Reagan M. Wilson
City Clerk
Nichole Fiez
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. **5:00 P.M. - 6:00 P.M. PUBLIC RECEPTION FOR INCOMING/OUTGOING COUNCIL MEMBER AND TREASURER**
2. **CALL TO ORDER**
3. **SALUTE TO THE FLAG**
4. **ROLL CALL AND DECLARATION OF CONFLICTS**

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5. 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.

6. SPECIAL RECOGNITION OF OUTGOING CITY TREASURER DIANA LEWIS AND CITY COUNCIL MEMBER PAM FRANCO BY CITY MANAGER REAGAN M. WILSON

- A. Recognition of outgoing City Treasurer Diana Lewis
- B. Recognition of outgoing Council Member Pam Franco

7. ELECTION RESULTS

- A. Resolution 2024-XXX: Reciting the facts of the General Municipal Election held in said City of Turlock on the 5th day of November 2024, declaring the results thereof and such other matters as are provided by law (Fiez)
- B. Oath of Office for Newly Elected Council Member and City Treasurer (Fiez)
- C. Special Oath of Office administered by the Honorable Carrie Stephens
- D. Intermission

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

- A. Appointment: CDBG Grant Selection Committee Community Members
- B. Appointment: Planning Commission - Community Members
- C. Appointment: Measure A Citizen Oversight Committee
- D. Appointment: Parks, Arts and Recreation Commission

9. 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.

10. CONSENT CALENDAR

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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 November 1, 2024 through November 7, 2024 in the amount of \$1,706,608.79, November 8, 2024 through November 14, 2024 in the amount of \$2,336,146.06, November 15, 2024 through November 21, 2024 in the amount of \$1,300,651.82, November 22 through November 28 in the amount of \$4,053,69.96, and Payroll EFT August 2024 in the amount of \$2,270,078.61, and the Investment and Cash Report for October 2024 in the amount of \$280,900,439.22.
- B. Motion: Accepting the Minutes of the November 12, 2024 Regular City Council meeting
- C. Motion: Waiving Reading of All Ordinances on the Agenda, Except by Title
- D. Resolution 2024-XXX: Approving the City Council Meeting Calendar for 2025 (Wilson)
- E. Motion: Accepting the City of Turlock Local Appointment (Maddy Act) List for 2025 (Fiez)
- F. Resolution 2024-XXX: Approving City-wide pay ranges for part-time employees in accordance with the California Department of Industrial Relations Minimum Wage Requirement, effective January 1, 2025, and adjusting the Part-time Pay Range Schedule to coincide with the competitive job market, which was included in the adoption of the Fiscal Year 2024-2025 budget (Dhami)
- G. Resolution 2024-XXX: Approving agreements with Montrose Environmental Solutions of Oakland, California (City Contract 2025-077) and Provost and Pritchard Consulting Group of Clovis, California (City Contract 2025-076), in forms approved by the City Attorney, for On-Call Environmental Study Services for RFQ No. 24-009, "RFQ for Environmental Study Services", for three-year terms in amounts not to exceed \$150,000 per agreement to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services (Morris)
- H. Resolution 2024-XXX: Approving Agreements with Associated Right of Way Services, Inc. of Walnut Creek, California (City Contract 2025-080) and Bender Rosenthal, Inc. of Sacramento, CA (City Contract 2025-79), in forms approved by the City Attorney, for On-Call Right-of-Way and Property Appraisal Services for RFQ No. 24-010, "RFQ for Right-of-Way and Property Appraisal Services", for three-year terms in amounts not to exceed \$150,000 per agreement to be funded by various G/L accounts to be determined relative to the various capital projects requiring these services (Morris)
- I. Resolution 2024-XXX: Determining the award of bid is exempt from the provisions of CEQA in accordance with Section 15301 of the CEQA Guidelines, awarding the bid and approving an Agreement with United Pavement Maintenance of Hughson, California, in the amount of \$1,802,595.60, and authorizing a contingency amount of \$180,259 (10.0%) for construction of City Project No. 14-44 "Intersection Improvements at W. Main Street and S. Tegner Road" to be funded in Fiscal Year 2024-25 by Fund 215 "Streets - Grant Funded Projects" (Morris)

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- J. Resolution 2024-XXX: Determining the Amendment No. 4 for Task Order 2 is exempt from provisions of CEQA in accordance with Section 15378 and approving Amendment No. 4 for Task Order No. 2 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 \$41,776.00 to be funded by Fund 115 "Measure A – Roads" for Bid Package 1 for City Project No. 23-067 as "CCME CM Task Order No. 2 for City Project No. 23-067, Bid Package 1" (Pezeshk)
- Resolution 2024-XXX: Determining the Amendment No. 5 for Task Order 3 is exempt from provisions of CEQA in accordance with Section 15378 and approving Amendment No. 5 for Task Order No. 3 under the terms of the Master Agreement (City Contract No. 2024-111) with NV5, Inc. (Fresno, California office) for Construction Management and Inspection Services for the City of Turlock's Roads Initiative Program in the amount of \$54,151.24 to be funded by Fund 115 "Measure A – Roads" for Bid Package 1 for City Project No. 23-068 as "NV5 CM Task Order No. 3 for City Project No. 23-068, Bid Package 1" (Pezeshk)
- K. Resolution 2024-XXX: Approving the purchase of three (3) replacement marked police BMW Motorcycles from Long Beach BMW Motorcycles, for a total amount not to exceed \$109,000 from account number 506-00-000-213.51020 "Police Equipment" through BMW Long Beach utilizing cooperative Contract No. B22153311006 (Hedden)
- L. Resolution 2024-XXX: Adopting a revision to the Public Transportation Agency Safety Plan (PTASP) for the City of Turlock for Fiscal Year 2024-25 and certifying compliance with federal PTASP regulations (York)
- M. Resolution 2024-XXX: Approving Contract Change Order No. 1 with SoCal Pacific Construction, Copr. dba National Coating & Lining Company for City Project No. 23-027, "Secondary Clarifier No. 4 Recoating" in the amount of \$55,936.00 bringing the contract total to \$273,573.00 and appropriating \$34,000.00 from Fund 410 "Sewer" unallocated reserves to Fund 410 account number 410-51-534.43363 "Coating Contract" (Fisher)
- N. Resolution 2024-XXX: Approving the purchase of a utility body and an onboard compressor system to be supplied and installed by Stiles Truck Body & Equipment, Inc. of Turlock, CA for \$39,354.57 to be funded by Fund 426 "Transit" and finding that the best interests of the City require that the purchase be made without compliance with the formal bid procedure pursuant to Turlock Municipal Code 2-7-08(b)(6) which requires at least four (4) affirmative votes (Barr)
- O. Motion: Accepting the Development Fee Annual Report for Fiscal Year 2019-2020, Fiscal Year 2020-2021, Fiscal Year 2021-2022, Fiscal Year 2022-2023 and a combined Development Fee Annual and Five-Year Report for Fiscal Year 2023-2024 as required by State of California Government Code Sections 66006(b) and 66001(d) (Morris)
- P. Resolution 2024-XXX: Approving an evergreen Agreement (City Contract No. 2025-053) with Charter Communications Operating, LLC for an upgraded Spectrum Enterprise fiber internet connection that currently serves multiple City locations to be expensed from Fund "City Wide Internet" with automatic one (1) year renewals unless terminated in writing by either party, and authorizing the City Manager to contract directly with Charter Communications Operating, LLC for internet-based services in the future to meet the needs of the City, contingent on the availability of budgeted funds for the IT Department. (Showalter)

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- Q. Motion: Extending Downtown Turlock Security Enhancement Pilot Program for one (1) additional year (Sims)
- R. Resolution 2024-XXX: Approving the Tentative Agreement updating the Memorandum of Understanding ("MOU") between the City of Turlock ("City") and the Turlock City Employees Association ("TCEA"), covering the period of July 1, 2024, through June 30, 2027, and appropriating \$660,944 in Fiscal Year 2024-2025 to various Funds and Accounts for salary and benefit (Dhami)
- S. 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)

11. FINAL READINGS

- A. Second and final 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: Second and final 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"

12. PUBLIC HEARINGS

13. ACTION ITEMS OF THE PUBLIC FINANCING AUTHORITY

- A. City Council and the Turlock Public Financing Authority Board of Directors each adopting their respective resolutions, approving an Official Statement and related documents and official actions, related to the issuance and sale of \$29.5 million in lease revenue bonds for streets improvements (Moreno)

Recommended Action: City Council Resolution No. 2024-XXX: In the matter of the issuance and sale of \$29.5 million in lease revenue bonds by the Turlock Public Financing Authority, approving an Official Statement and related documents and official actions

Recommended Action: Turlock Public Financing Authority Resolution No. 2024-XXX: In the matter of the issuance and sale of \$29.5 million in lease revenue bonds, approving an Official Statement and related documents and official actions.

14. ACTION ITEMS OF THE SUCCESSOR AGENCY FOR THE TURLOCK REDEVELOPMENT AGENCY

- A. Approving a Recognized Obligation Payment Schedule for the fiscal period from July 1, 2025 through June 30, 2026 (ROPS 25-26) pursuant to Health and Safety Code Section 34177 and taking related actions (Moreno)

Recommended Action: Successor Agency to the Turlock Redevelopment Agency Resolution

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2024-XXX: Approving a Recognized Obligation Payment Schedule for the fiscal period from July 1, 2025 through June 30, 2026 (ROPS 25-26) pursuant to Health and Safety Code Section 34177 and taking related actions

- B. Approving proposed administrative budgets for the six-month fiscal periods from July 1, 2025 through December 31, 2025 and from January 1, 2026 through June 30, 2026 and taking related actions (Moreno)

Recommended Action: Successor Agency to the Turlock Redevelopment Agency Resolution 2024-XXX: Approving proposed administrative budgets for the six-month fiscal periods from July 1, 2025 through December 31, 2025 and from January 1, 2026 through June 30, 2026 and taking related actions

15. ACTION ITEMS

- A. Adopting amendments to the Fiscal Year 2024-2025 Budget as a result of the first quarter budget review (Moreno)

Recommended Action: Resolution 2024-XXX: Adopting amendments to the Fiscal Year 2024-2025 Budget as a result of the first quarter budget review

- B. Authorize the City Manager to execute a Memorandum of Understanding between the City of Turlock and City of Turlock Departments to obligate State and Local Recovery Funds (SLFRF) (Moreno)

Recommended Action: Resolution 2024-XXX: Authorizing the City Manager to execute a Memorandum of Understanding between the City of Turlock and the City of Turlock Departments to obligate State and Local Fiscal Recovery Funds (SLFRF)

- C. Authorizing Turlock Fire Department to apply for FEMA's Assistance to Firefighter Grant (AFG Grant). The application will request the funding of (5) five mechanical CPR Devices for a current projected cost of \$194,685.18. FEMA requires a 10% cost share; Turlock's share is currently estimated to be \$19,486.00 (Hunter)

Recommended Action: Motion: Authorizing Turlock Fire Department to apply for FEMA's Assistance to Firefighter Grant (AFG Grant). The application will request the funding of (5) five mechanical CPR Devices for a current projected cost of \$194,685.18. FEMA requires a 10% cost share; Turlock's share is currently estimated to be \$19,486.00

16. 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

17. COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS

18. COUNCIL ITEMS FOR FUTURE CONSIDERATION

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19. CLOSED SESSION

- 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 Firefighters Association-Local 2434

Employee Organization: Turlock Management Association-Public Safety

20. REPORTS FROM CLOSED SESSION

21. ADJOURNMENT