

City Council Agenda



JULY 13, 2021

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH EXECUTIVE ORDER N-29-20, ISSUED BY CALIFORNIA GOVERNOR GAVIN NEWSOM ON MARCH 17, 2020, THE RALPH M. BROWN ACT (CALIFORNIA GOVERNMENT CODE SECTION 54950, ET SEQ.), AND THE FEDERAL AMERICANS WITH DISABILITIES ACT.

PERSONS WHO ATTEND THE MEETING ARE ASKED TO READ AND FOLLOW THE CURRENT STATE OF CALIFORNIA PUBLIC HEALTH GUIDANCE LISTING STATE-IMPOSED REQUIREMENTS FOR ATTENDING IN PERSON, AT:

www.cdph.ca.gov/Programs/CID/DCDC/CDPH%20Document%20Library/COVID-19/What-Will-June-15-Look-Like.pdf

AND AT:

www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/guidance-for-face-coverings.aspx#June15guidance

THIS MEETING WILL BE STREAMED ON THE CITY OF TURLOCK WEBSITE AT WWW.CITYOFTURLOCK.ORG AND BROADCASTED ON SPECTRUM CHANNEL 2. MEMBERS OF THE PUBLIC MAY ALSO PARTICIPATE IN THE MEETING VIA THE FOLLOWING METHODS:

JOIN BY CLICKING ON THE MEETING LINK: <https://us02web.zoom.us/j/84924629186>

OR

JOIN BY ACCESSING THE ZOOM WEBSITE: <https://zoom.us/join>

WEBINAR ID: 849 2462 9186

OR

JOIN BY TELEPHONE: 669-900-6833*

WEBINAR ID: 849 2462 9186

****participant's phone number will be public****

Mayor
Amy Bublak

Council Members

Nicole Larson
Andrew Nosrati

Rebecka Monez
Pam Franco
Vice Mayor

Interim City Manager
Sarah Tamey Eddy
Interim City Clerk
Allison Martin
Interim City Attorney
George A. Petrulakis

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.

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.

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0. A. CALL TO ORDER
 - B. SALUTE TO THE FLAG
 - C. ROLL CALL
 - D. DECLARATION OF CONFLICTS

1. CLOSED SESSION:

The Closed Session item(s) for this meeting have been agendaized and will be heard toward the latter part of the meeting.

2. 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.

3. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS:

- A. Proclamation: Park and Recreation Month, July 2021
- B. Recognition: Adopt A Park Volunteers
- C. Proclamation: In Honor of the Retirement of Maryn Pitt, Assistant to the City Manager for Economic Development and Community Housing
- D. Appointment: Measure A Local Transactions (Sales) and Use Tax Citizens' Oversight Committee (5 members)
- E. Briefing: Roads Update (*Bray*)

4. PUBLIC PARTICIPATION

MEMBERS OF THE PUBLIC WISHING TO ADDRESS THE CITY COUNCIL WILL BE GIVEN THE SAME TIME ALLOTMENT FOR COMMENTS AS NORMALLY ALLOWED FOR MEETINGS SUBJECT TO THE PROVISIONS OF EXECUTIVE ORDER N-29-20.

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. 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.

5. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE: None

6. 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. Resolution: Accepting Weekly Demands of 6/10/21 in the amount of \$280,404.83; Weekly Demands of 6/17/21 in the amount of \$5,791,093.19; Weekly Demands of 6/24/21 in the amount of \$2,349,292.38; Weekly Demands of 7/1/21 in the amount of \$1,378,952.19
- B. Motion: Accepting Minutes of the Special Meeting of April 20, 2021; Regular Meeting of April 27, 2021; Special Meeting of May 4, 2021
- C. Motion: Approving the agreement with Stommel, Inc., DBA Lehr Auto, for the purchase of emergency vehicle equipment, supplies, repair and installation services through the County of Placer Agreement, without compliance to the formal bid process
- D. Resolution: Accepting donations made to the City of Turlock Police Department from various donors during FY 2020-21 in the amount of \$14,619.63 (monetary donations) and \$13,860.03 (non-monetary donations) utilized in support of the City's Volunteers in Police Service, Explorers, Blue Santa, K9, and Animal Services programs
- E. Motion: Approving an Agreement between the City of Turlock and Jocelyn E. Roland, PH.D., to provide counseling/psychotherapy services to all sworn officers, dispatchers, and community service officers at no cost to the covered employee and to provide pre-employment psychological evaluations for the Turlock Police Department for the period of July 1, 2021, through June 30, 2022
- F. Resolution: Appropriating in Fiscal Year 2020-21 \$670 to 270-61-635-418.44001_000 "Supplies General" funded from donations of \$550 appropriated to 270-61-635-418.35720 "Revenue" and an appropriation of \$120 to 110-10-112.48001_336 "Transfer Out Holiday Lights Tour" from Fund 110 "General Fund" Unassigned Reserves and received in 270-61-635-418.38001_336 "Transfers In Holiday Light Tour"
- G. Motion: Declaring the Intention to Order Annexation No. 30 for the properties located at 1150 Angelus Street (Stanislaus County Assessor's Parcel 050-005-059), 1143 & 1145 Park Street (Stanislaus County Assessor's Parcel 061-002-059), and 2230 North Berkeley Avenue (Stanislaus County Assessor's Parcel 073-014-050) to Existing Community Facilities District No. 2 (Services Mitigation)
- H. Resolution: Approval of a Resolution to Employ a CalPERS Annuitant (Interim Finance Director) pursuant to CalPERS Requirements

7. FINAL READINGS: None**8. PUBLIC HEARINGS:**

- A. Request to Confirm the Annexation of 3700 Colorado Avenue (APN 072-006-007) VTSM No. 2005-17, Legends North No. 3, Development Project No. 7045, into the Summerfield Landscaping and Lighting Benefit Assessment District and Street Maintenance Benefit Assessment Area, Project No. 6908 (Bray)

Recommended Action:

Resolution: Confirming the Annexation of 3700 Colorado Avenue (APN 072-006-007) VTSM No. 2005-17, Legends North No. 3, Development Project No. 7045, into the

Summerfield Landscaping and Lighting Benefit Assessment District and Street Maintenance Benefit Assessment Area, Project No. 6908

- B. Request to Make no change in the cap on the number of beds that may be permitted under the nondiscretionary permit process within the SB 2 emergency shelter overlay district (*Quintero*)

Recommended Action:

Motion: Making no change in the cap on the number of beds that may be permitted under the nondiscretionary permit process within the SB 2 emergency shelter overlay district

9. ACTION ITEMS:

- A. Request to Approve the Agreement between the City of Turlock and Futsal209 for youth futsal programs and the use of Columbia Park futsal court AND Appropriate \$10,000 to account number 110-61-622-005.35720 "Instructional Classes Revenue" and \$6,000 to account number 110-61-622-005.43732 "Futsal209" for Futsal programs at Columbia Park and other City facilities (*Crivelli*)

Recommended Action:

Motion: Approving the Agreement between the City of Turlock and Futsal209 for youth futsal programs and the use of Columbia Park futsal court

Resolution: Appropriating \$10,000 to account number 110-61-622-005.35720 "Instructional Classes Revenue" and \$6,000 to account number 110-61-622-005.43732 "Futsal209" for Futsal programs at Columbia Park and other City facilities

- B. Request to Appropriate \$198,530 to account number 301-50-520.51300 "Construction Repairs/Improvements" to be funded via a transfer from Fund 117 "Cannabis Fund" unallocated reserves to provide necessary funding for City Project No. 19-51 "Columbia Pool Improvements" AND Approve a Professional Services Agreement with O'Dell Engineering, of Modesto, California, in the amount of \$148,530 for professional design services for City Project No. 19-51 "Columbia Pool Improvements" (*Bray*)

Recommended Action:

Resolution: Appropriating \$198,530 to account number 301-50-520.51300 "Construction Repairs/Improvements" to be funded via a transfer from Fund 117 "Cannabis Fund" unallocated reserves to provide necessary funding for City Project No. 19-51 "Columbia Pool Improvements"

Motion: Approving a Professional Services Agreement with O'Dell Engineering, of Modesto, California, in the amount of \$148,530 for professional design services for City Project No. 19-51 "Columbia Pool Improvements"

- C. Request to Accept the report summarizing the activity of the Local Emergency in response to the Unsheltered Homeless and Encampment Crisis (UHEC) ratified by the City Council on March 16, 2021 AND Terminate the Local Emergency in response to the Unsheltered Homeless and Encampment Crisis (UHEC) ratified by City Council on March 16, 2021 AND Ratify the Proclamation of a Local Emergency by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services) in response to a continuing Unsheltered Homeless Crisis (UHC) within the City of Turlock and confirming

rules and regulations No.1 made and issued by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services) AND Re-appropriate unspent funds to Fiscal Year 2021-22 in the amount of \$401,958 to various account numbers within 110-10-191 for shelter providers, contractors, supplies, service agreements, materials, staffing costs, maintenance and upkeep, and miscellaneous expenses to establish a budget in response to the Unsheltered Homeless Crisis within the City of Turlock (*Williams*)

Recommended Action:

Motion: Accepting the report summarizing the activity of the Local Emergency in response to the Unsheltered Homeless and Encampment Crisis (UHEC) ratified by the City Council on March 16, 2021

Resolution: Terminating the Local Emergency in response to the Unsheltered Homeless and Encampment Crisis (UHEC) ratified by City Council on March 16, 2021

Resolution: Ratifying the Proclamation of a Local Emergency by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services) in response to a continuing Unsheltered Homeless Crisis (UHC) within the City of Turlock and confirming rules and regulations No.1 made and issued by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services)

Resolution: Re-appropriating unspent funds to Fiscal Year 2021-22 in the amount of \$401,958 to various account numbers within 110-10-191 for shelter providers, contractors, supplies, service agreements, materials, staffing costs, maintenance and upkeep, and miscellaneous expenses to establish a budget in response to the Unsheltered Homeless Crisis within the City of Turlock

- D. Request to Approve an amendment to the Salary Schedule of the existing Management Schedule of Benefits and Policies adopted by Resolution No. 2016-158, dated May 22, 2018, to include all approved management salaries (*Eddy*)

Recommended Action:

Resolution: Approving an amendment to the Salary Schedule of the existing Management Schedule of Benefits and Policies adopted by Resolution No. 2018-126, dated May 22, 2018, to include all approved management salaries

10. 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. Administrative Services

1. Economic Development Update (*Pitt*)

11. COUNCIL ITEMS FOR FUTURE CONSIDERATION

Requests for Council items for future consideration will be scheduled in accordance with Resolution No. 2008-019.

12. 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.

13. 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: Human Resources 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: Accountant, Sr., Administrative Analyst, Administrative Services Director, Assistant to the City Manager for Economic Development/Community Housing, Chief Building Official, City Clerk, Community Housing Program Supervisor, Deputy Director Development Services/Planning, Development Services Director, Development Services Supervisor/City Surveyor, Executive Administrative Assistant/Deputy City Clerk, Executive Administrative Assistant/Municipal Services, Executive Administrative Assistant/Public Safety, Finance Director, Fire Chief, Human Resources Analyst, Sr., Human Resources Manager, Human Resources Technician, Information Technology Manager, Legal Assistant, Municipal Services Deputy Director, Municipal Services Director, Office Assistant I, Parks, Recreation and Public Facilities Director, Parks, Recreation and Public Facilities Manager, Payroll Coordinator, Police Business Unit Supervisor, Police Chief, Principal Civil Engineer, Regulatory Affairs Manager, Roads Program Manager, Transit Manager, Utilities Manager, and Water Quality Control Division Manager.

- B. Liability Claims, Cal. Gov't Code §54956.95
"For the purposes of [Section 54956.9], 'existing facts and circumstances' shall consist only of one of the following: The receipt of a claim pursuant to the Government Claims Act (Division 3.6 (commencing with Section 810) of Title 1 of the Government Code) or some other written communication from a potential plaintiff threatening litigation, which claim or communication shall be available for public inspection pursuant to Section 54957.5."

Claimant: Espinoza, Carlos

Agency Claimed Against: City of Turlock

14. REPORTS FROM CLOSED SESSION

15. ADJOURNMENT