

City Council Agenda

SEPTEMBER 14, 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 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

LISTING STATE-IMPOSED REQUIREMENTS FOR ATTENDING IN PERSON

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
Kellie E. Weaver
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.

- 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: In Honor of the Retirement of Gary Carlson, Interim Fire Chief
- B. Recognition: Employee of the Month, May 2021, Senior Planner, Adrienne Werner
- C. 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

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 8/20/21 in the amount of \$1,590,502.24; Weekly Demands of 8/27/21 in the amount of \$1,872,591.11; Monthly Demands of 6/30/21 in the amount of 1,770,667.19
- B. Motion: Accepting Minutes of the Regular Meeting of August 24, 2021;
- C. Resolution: Authorizing the addition of one (1) Transit Analyst position effective September 14, 2021 and adjusting Fiscal Year 2021-2022 budget, increasing account number 426-40-415-240-001.41001 (ADA Paratransit) "Full Time Salaries" and associated benefits by \$23,412 and account number 426-40-415-241-001.41001 (Fixed Route) "Full Time Salaries" and associated benefits by \$106,418, in accordance with the Transit Division's Cost Allocation Plan, and decreasing account number 426-40-415-241-002.51261 (Fixed Route) "Bus Procurement/Inspections" by \$129,830, effective September 14, 2021
- D. Resolution: Declaring the Intention to Order Annexation No. 31 for the property located at 3900 Colorado Avenue (Stanislaus County Assessor's Parcel 072-075-051) to Existing Community Facilities District No. 2 (Services Mitigation)
- E. Motion: Approving Amendment to the agreement between the City of Turlock and Axon Enterprise, Inc., increasing the compensation in an amount not to exceed an additional seventy-five thousand dollars (\$75,000) for the duration of the agreement and increasing the number of body cameras in the scope of work to eighty-three (83)
Resolution: Authorizing the City Manager to approve the purchase of additional body cameras and associated equipment as needed, in an amount not to exceed the amount of the agreement
- F. Resolution: Approving the purchase of one (1) 2022 PB Loader Model BC-4 Asphalt Patcher mounted on a new 2022 Freightliner M2 106 truck chassis for the Parks, Recreation and Public Facilities Department from Municipal Maintenance Equipment, Inc., in an amount not to exceed \$253,500 from account number 219-40-428.51105 (Vehicle), through Sourcewell Contract #052417-PBL, and appropriating \$21,500 to account number 219-40-428.51105 (Vehicle) to be funded from Fund 219 Unassigned Reserve for the vehicle purchase
Resolution: Approving the purchase of one (1) 2022 Ford F550 4X2 Regular Cab/Chassis, White, Gas with Scelzi Dump Body for the Parks, Recreation and Public Facilities Department from Downtown Ford Sales, in an amount not to exceed \$76,500 from account number 506-00-000-231.51020 (Equipment Replacement), through State of California Contract 1-18-23-20A CLIN 33, and appropriating \$7,500 to account number 506-00-000-231.51020 (Equipment Replacement) to be funded from Fund 506 Unassigned Reserve for the vehicle purchase
Resolution: Approving the purchase of one (1) ProLine H800 Rotary Mower – Stage V for the Parks, Recreation and Public Facilities Department from Turf Star Western Equipment, in an amount not to exceed \$33,900 from account numbers 506-00-000-221.51020 (Equipment Replacement) \$22,300 and 506-00-000-232.51020 (Equipment Replacement) \$11,600, through CMAS Contract #4-07-51-0020A (mowers & grounds equipment), and appropriating \$4,900 to account number 506-00-000-221.51020 (Equipment Replacement) to be funded from Fund 506 Unassigned Reserve for the equipment purchase

Resolution: Approving the purchase of one (1) 2022 Mack MD642R with Valew 2000 Gal. Water Tank for the Parks, Recreation and Public Facilities Department from Holt of California, in an amount not to exceed \$108,900 from account number 506-00-000-231.51020 (Equipment Replacement), through Sourcewell Contract #032119-CAT, and appropriating \$2,900 to account number 506-00-000-231.51020 (Equipment Replacement) to be funded from Fund 506 Unassigned Reserve for the vehicle purchase

- G. Resolution: Appropriating \$1,162,093 to account number 422-52-554-43556 "Well Remediation Expenses" from Fund 422 "Well Remediation" unassigned reserves to provide adequate funding for well rehabilitation services

Motion: Approving Amendment No. 3 to an Agreement between the City of Turlock and Roadrunner Drilling & Pump Company, Inc. to increase the compensation by \$1,162,093.00, for a total not-to-exceed amount of \$1,727,522.00 for Well Rehabilitation Services

- H. Motion: Approving an agreement with Oliver, Thomas & Pierce Investigations for investigative services

- I. Resolution: Modifying the job description for the position of Fire Chief, effective September 14, 2021

- J. Resolution: Approving a new job description for the position of Housing Finance Specialist Trainee, effective September 14, 2021

- K. Resolution: Approving revisions to job descriptions for Public Facilities Maintenance Team Leader, Assistant Public Facilities Maintenance Supervisor, and Public Facilities Maintenance Supervisor

- L. Resolution: Adopting a Resolution to Employ a CalPERS Annuitant (Interim Fire Chief) pursuant to CalPERS Requirements

- M. Resolution: Adopting a Resolution to Employ a CalPERS Annuitant (Acting City Manager) pursuant to CalPERS Requirements

- N. Motion: Accepting the report on the response to the Stanislaus County Civil Grand Jury Case #21-17GJ: Is Stanislaus Council of Governments Enforcing Measure L Master Funding Agreement?

7. FINAL READINGS: None

8. PUBLIC HEARINGS:

- A. Request to approve the Fiscal Year 2020-2021 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant Program (CDBG), CDBG-CARES and HOME Investment Partnership Program (HOME), and authorizing submission of the CAPER to the United States Department of Housing and Urban Development (HUD), and authorizing the City Manager or designee to execute related necessary documents. (*Ramos*)

Recommended Action:

Motion: Approving the Fiscal Year 2020-2021 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant Program (CDBG), CDBG-CARES and HOME Investment Partnership Program (HOME), and authorizing submission of the CAPER to the United States Department of Housing and Urban Development (HUD), and authorizing the City Manager or designee to execute related necessary documents

9. ACTION ITEMS:

- A. Request to rescind Resolution No. 2020-017 and adopt a new Resolution establishing a revised passenger fare structure effective October 1, 2021, and delegate authority to the City Manager, or his or her designee, to temporarily reduce or eliminate fares for promotional or emergency purposes. (*York*)

Recommended Action:

Resolution: Rescinding Resolution No. 2020-017 and adopting a new Resolution establishing a revised passenger fare structure effective October 1, 2021, and delegating authority to the City Manager, or his or her designee, to temporarily reduce or eliminate fares for promotional or emergency purposes

- B. Request to approve Amendment No. 1 to an Agreement (City Contract No. 18-43) with Storer Transit Systems of Modesto, California, increasing the safety-sensitive minimum wage and rate per vehicle hour service costs to address critical staffing needs effective October 1, 2021, along with various technical updates and corrections and authorize the City Manager to execute all documents required to fulfill this purpose, and amending the Fiscal Year 2021-22 Municipal Budget (Fund 426) as outlined in the Resolution to reflect increased revenues and increased expenses associated with the increase to the contracted safety-sensitive minimum wage and rate per vehicle hour service costs. (*York*)

Recommended Action:

Motion: Approving Amendment No. 1 to an Agreement (City Contract No. 18-43) with Storer Transit Systems of Modesto, California, increasing the safety-sensitive minimum wage and rate per vehicle hour service costs to address critical staffing needs effective October 1, 2021, along with various technical updates and corrections, and authorizing the City Manager to execute all documents required to fulfill this purpose

Resolution: Amending the Fiscal Year 2021-22 Municipal Budget (Fund 426) as outlined in the Resolution to reflect increased revenues and increased expenses associated with the increase to the contracted safety-sensitive minimum wage and rate per vehicle hour service costs

- C. Request to authorize Staff and Consultants to commence the City of Turlock's Roads Initiative Program; and approve professional service agreements in connection therewith in a form approved by the City Attorney. (*Bray*)

Recommended Action:

Resolution: Authorizing Staff and Consultants to commence the City of Turlock's Roads Initiative Program; and approving professional service agreements in connection therewith in a form approved by the City Attorney

- D. Request to authorize use of staff time and City resources to research and prepare a staff report on establishing guidelines in support of existing Youth Drug Abuse Awareness and Prevention Program(s) funded by cannabis derived revenues as outlined in Exhibit A to Resolution No. 2020-003, to be administered under the Community Grant Program through an RFP process. (*Nosrati*)

Recommended Action:

Motion: Authorizing use of staff time and City resources to research and prepare a staff report on establishing guidelines in support of existing Youth Drug Abuse Awareness and Prevention Program(s) funded by cannabis derived revenues as outlined in Exhibit A to Resolution No. 2020-003, to be administered under the Community Grant Program through an RFP process

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.

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. Public Employee Performance Evaluation, Cal. Gov't Code §54957(b)(1)
Title: Interim City Attorney

14. REPORTS FROM CLOSED SESSION

15. ADJOURNMENT