

City Council Meeting Agenda

Amendment No. 1
November 10, 2022



November 15, 2022

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California

Mayor
Amy Bublak

Council Members

Nicole Larson
Andrew Nosrati

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 five (5) 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.

CALL TO ORDER SALUTE TO THE FLAG ROLL CALL AND DECLARATION OF CONFLICTS

1. 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.

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

- A. Proclamation: Mary Sousa Retirement
- B. Proclamation: Joe Sousa Retirement
- C. Proclamation: Law Enforcement Records and Support Personnel Day
- D. Presentation: Employees of the Month - Sgt. Mike Parmley (August) and Nadine Silva (September)
- E. Presentation: Fentanyl - Stanislaus County Health Agency

3. 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

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allowed five (5) 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.

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

5. 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 10/06/2022 in the amount of \$2,336,912.45, 10/13/2022 in the amount of \$1,541,810.08, and 10/20/2022 in the amount of \$806,774.22
- B. Motion: Accepting Minutes of the Special and Regular Meetings of 9/13/2022, and the Regular Meetings of 09/27/2022 and 10/11/2022
- C. 1) Resolution: Approving the Engineer's Report for the Crowell Subdivision (Development Project No. 22-028) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area (*Schulze*)
- 2) Resolution: Declaring the City Council's intention to order the formation of and to levy and collect assessments for the Crowell Subdivision (Development No. 22-028) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area
- D. 1) Resolution: Approving the Engineer's Report for the "Parcel Map 21-05 Hackler" (Development Project No. 21-024) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area (*Schulze*)
- 2) Resolution: Declaring the City Council's intention to order the formation of and to levy and collect assessments for the "Parcel Map 21-05 Hackler" (Development Project No. 21-024) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area
- E. Resolution: Approving Contract Change Order No. 1 in the amount of \$66,657.80 (Fund 410 – WQC – Capital Repair/Replacement) with Farr Construction Corporation for City Project No. 20-026 "RWQCF Flotator No. 3 Recoating" bringing the contract total to \$219,357.80 (*Fremming*)
- F. 1) Resolution: Approving Contract Change Order No. 2 (Final) in the credit amount of \$116.44 (Fund 410 – WQC – Capital Repair/Replacement) for City Project No. 19-50 "Sanitary Sewer Lift Stations 9, 42, and 55 Upgrades" bringing the contract total to \$855,878.56 (*Schulze*)
- 2) Motion: Accepting improvements for City Project No. 19-50 "Sanitary Sewer Lift Stations 9, 42, and 55 Upgrades" and authorizing the City Engineer to file a Notice of Completion
- G. Resolution: Approving Contract Change Order No. 3 in the amount of \$128,970.57 (Fund 420 "Water Enterprise" with Mountain Cascade Inc. of Livermore, California, for construction of City Project No. 18-69 "Surface Water Distribution System Improvements" bringing the contract total to \$32,763,688.07 (*Fremming*))

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- H. Resolution: Approving a Service Agreement for Printer Maintenance and Management Program Services between the City of Turlock and MRC Smart Technology Solutions DBA Mr. Copy, Inc. in the annual amount not to exceed \$54,000.00 (*Moreno*)
- I. Resolution: Awarding RFP No. 22-012 and approving an Agreement with Carbon Activated Corporation for the purchase and installation of granular activated carbon for a period of three (3) years, in an annual amount not to exceed \$79,475.00 (*Tejeda*)
- J. Resolution: Approving Amendment No. 3 to Agreement No. 2020-23 with Provost & Pritchard Engineering Group for Design, Engineering Services during construction and construction management for Wellhead Treatment Installation to include additional scope of work for continuation of construction administration, construction management, and increasing compensation by \$220,000.00 for a total not to exceed amount of \$1,446,800.00 (*Tejeda*)
- K. Resolution: Approving Amendment No. 1 to Agreement No. 2020-60 with Provost & Pritchard Engineering Group for perchloroethylene (PCE) groundwater monitoring and reporting, increasing the compensation by \$97,400.00 for a total not to exceed amount of \$136,802.00 (*Tejeda*)
- L. Resolution: 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 and Issued on July 13, 2021 (*Eddy*)
- M. Resolution: Approving Amendment No. 1 to the Memorandum of Understanding between Stanislaus County and the City of Turlock for Stanislaus County to financially participate in the construction of City Project Nos. 22-001 and 22-017 “Wayside Drive Reconstruction and Sewer Replacement” for costs associated with improvements within Stanislaus County’s right-of-way (*Schulze*)
- N. Resolution: Appropriating \$150,000.00 to account number 215-0-420.51210 “Federal Streets Projects” to be funded from Fund 218 “Measure L – Streets” unallocated reserves, approving Contract Change Order No. 4 (Final) in the amount of \$145,932.72 (Fund 215 “Streets – Grant Funded Projects”) with Granite Construction, of Fresno, California, bringing the contract total to \$2,371,604.98; and accepting improvements and authorizing the City Engineer to file a notice of completion for City Project No. 17-53 “Golden State Rehabilitation 20th Century to Main Street” (*Schulze*)
- O. Resolution: Accepting a donation from Firehouse Dispensary to be used for the City of Turlock Active Military Banner Program in the amount of \$5,000.00 to be appropriated into revenue account number 269-60-614-414.37200_000 “Donations General” and expenditure account number 269-60-614-414.44001_000 “Supplies General” (*Schulze*)
- P. Resolution: Approving a Memorandum of Understanding (MOU) between Stanislaus Council of Governments (StanCOG) and City of Turlock for suballocation of Regional Early Action Planning (REAP) funds and authorizing receipt of REAP funds and authorizing the City Manager to enter into, execute and deliver the MOU, and any and all other documents necessary, to secure the grant (*Quintero*)

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- Q. Resolution: Awarding RFB No. 22-025 and approving an Agreement with iFlow Energy Solutions, Inc. for the purchase of ultrasonic water meters and components size ¾"-2" for a period of one (1) year, with an option to extend the agreement for three (3) additional one-year terms, in an annual amount not to exceed \$300,000 (*Goodman*)
- R. Resolution: Authorizing the application, acceptance and appropriation of Permanent Local Housing Allocation Grant Funds from the State of California Department of Housing and Community Development in the amount of approximately \$1,859,124.00 for allocation years 2019-2023 and authorizing the City Manager or designee to execute all related necessary documents (*Quintero*)

6. FINAL READINGS

- A. Second and final reading of an Ordinance amending Turlock Municipal Code (TMC) Title 8, Chapter 1, Article 1, Sections 1, 2 and 3; adding Subsection D to Title 8, Chapter 1, Article 1, Section 2; adding Subsection F to Title 8, Chapter 1, Article 1, Section 5; amending Title 8, Chapter 2, Article 1, Section 2, Chapter 5, Article 1, Section 2 and Chapter 6, Article 1, Section 2 to adopt the 2022 California Building Standards code with specific modifications based on local conditions (*Odom*)

Recommended Action: Ordinance: Second and final reading of an Ordinance amending Turlock Municipal Code (TMC) Title 8, Chapter 1, Article 1, Sections 1, 2 and 3; adding Subsection D to Title 8, Chapter 1, Article 1, Section 2; adding Subsection F to Title 8, Chapter 1, Article 1, Section 5; amending Title 8, Chapter 2, Article 1, Section 2, Chapter 5, Article 1, Section 2 and Chapter 6, Article 1, Section 2 to adopt the 2022 California Building Standards code with specific modifications based on local conditions

- B. Second and final reading of an Ordinance amending the Turlock Municipal Code (TMC) Title 4, Chapter 3, Article 1, Article 2, and Article 3 to adopt the 2022 California Fire Code with specific modifications based upon local conditions (*Bickle*)

Recommended Action: Ordinance: Second and final reading of an Ordinance amending the Turlock Municipal Code (TMC) Title 4, Chapter 3, Article 1, Article 2, and Article 3 to adopt the 2022 California Fire Code with specific modifications based upon local conditions

7. PUBLIC HEARINGS

- A. Confirming the annexation of 3900 Colorado Avenue (072-075-051) VTSM 06-09, Project No. 0673, into the Palermo (DeLaMotte) Landscaping and Lighting Assessment District and Street Maintenance Benefit Assessment Area, Project No. 6942 (*Schulze*)

Recommended Action: Resolution: Confirming the annexation of 3900 Colorado Avenue (072-075-051) VTSM 06-09, Project No. 0673, into the Palermo (DeLaMotte) Landscaping and Lighting Assessment District and Street Maintenance Benefit Assessment Area, Project No. 6942

8. ACTION ITEMS

- A. Affirming or modifying the 2nd cycle of Community Events and Activities Grant Funding as submitted by the Parks, Arts, and Recreation Commission (PARC) (*Traini*)

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Recommended Action: Resolution: Affirming or modifying the 2nd cycle of Community Events and Activities Grant Funding as submitted by the Parks, Arts, and Recreation Commission (PARC)

- B. Authorizing the City Manager to enter into an agreement with Community Health Centers of America for a one-year pilot program to provide Portable Medical and Behavioral Health Care Services and appropriate \$450,000 from Fund 119 “American Rescue Plan Act” unrestricted reserves to account 119-10-188.43060_000 “Contract Services General” (*Loehr & Jeffrey Lewis*)

Recommended Action: Resolution: Authorizing the City Manager to enter into an agreement with Community Health Centers of America for a one-year pilot program to provide Portable Medical and Behavioral Health Care Services and appropriate \$450,000 from Fund 119 “American Rescue Plan Act” unrestricted reserves to account 119-10-188.43060_000 “Contract Services General”

- C. Approving the Electric Vehicle Charging Station License Agreement between the City of Turlock and the Turlock Irrigation District (*Loehr*)

Recommended Action: Resolution: Approving the Electric Vehicle Charging Station License Agreement between the City of Turlock and the Turlock Irrigation District

- D. Authorizing the City Manager to enter into an Agreement with Mid Valley IT to provide Information Technology operational management support (*Loehr*)

Recommended Action: Resolution: Authorizing the City Manager to enter into an Agreement with Mid Valley IT to provide Information Technology operational management support

- E. Approving Professional Services Agreement between the City of Turlock and Barbara A. Lloyd, dba IMPACTS USA Advisory Services for Capital Asset Strategy Services with a not-to-exceed amount of \$95,000.00 (*Moreno*)

Recommended Action: Resolution: Approving Professional Services Agreement between the City of Turlock and Barbara A. Lloyd, dba IMPACTS USA Advisory Services for Capital Asset Strategy Services with a not-to-exceed amount of \$95,000.00

- F. Accepting and endorsing the City Manager’s appointment of Erik Schulze to the position of Public Works Director effective November 4, 2022 (*Wilson*)

Recommended Action: Resolution: Accepting and endorsing the City Manager’s appointment of Erik Schulze to the position of Public Works Director effective November 4, 2022

Amended

- G. Authorizing use of staff time and City resources to prepare an ordinance and staff report to strengthen the “revolving-door” lobbying prohibitions of Government Code §87406.3(a) (*Petrulakis*)

Recommended Action: Motion: Authorizing use of staff time and City resources to prepare an ordinance and staff report to strengthen the “revolving-door” lobbying prohibitions of Government Code §87406.3(a)

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9. 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. September Monthly Department Reports (*Wilson*)
- B. October Monthly Department Reports (*Wilson*)
- C. Emergency Back-up Generator Update (*Fremming*)

10. COUNCIL ITEMS FOR FUTURE CONSIDERATION

11. 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.

12. CLOSED SESSION

- A. Conference with Labor Negotiators - California Government 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 Management Association – Public Safety
Employee Organization: Turlock Firefighters Association – Local 2434

13. REPORTS FROM CLOSED SESSION

14. ADJOURNMENT