

City Council Meeting Agenda



January 24, 2023

6:00 p.m.

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 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. Presentation: Employee of the Month - Lisa Quiroga (October 2022) and Jose Garcia (November 2022)
- B. Presentation: Turlock Downtown Property Owners' Association (TDPOA) on the downtown benches
- C. Presentation: Opportunity Stanislaus SBCD Quarterly Report
- D. Presentation: City-wide Chlorination Project Update by Provost and Pritchard Consulting
- E. Presentation: Legislative Presentation from Townsend Public Affairs

**CITY OF TURLOCK
CITY COUNCIL
REGULAR MEETING AGENDA
TUESDAY, JANUARY 24, 2023**

Next City Council Resolution: 2023-016

Next Ordinance: 1297-CS

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 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 01/05/2023 in the amount of \$343,554.51 and 01/12/2023 in the amount of \$2,102,911.62
- B. Motion: Accepting Minutes of the 12/13/2022 Joint Meeting of City of Turlock City Council and Successor Agency to the Turlock Redevelopment Agency
- C. 1) Resolution: Approving the Engineer's Report for the "California Freight" Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Development Project No. 22-036"
2) Resolution: Declaring the City Council's intention to order the formation of and to levy and collect assessments for the "California Freight" Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Development Project No. 22-036" (*Schulze*)
- D. 1) Resolution: Approving the Engineer's Report for the "PM 22-01 Pitau Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Development Project No. 22-004"
2) Resolution: Declaring the City Council's intention to order the formation of and to levy and collect assessments for the "PM 22-01 Pitau Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Development Project No. 22-004" (*Schulze*)
- E. 1) Resolution: Approving the Engineer's Report for the "PM 21-03 Bright Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Development Project No. 21-019"
2) Resolution: Declaring the City Council's intention to order the formation of and to levy and collect assessments for the "PM 21-03 Bright Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Development Project No. 21-019" (*Schulze*)
- F. 1) Resolution: Authorizing the City Manager to enter into a professional services agreement with Dyett and Bhatia Urban and Regional Planners for a Fair Housing Assessment and associated services as part of the preparation of the Turlock Housing Element in an amount not to exceed \$52,000.00 in a form approved by the City Attorney

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- 2) Resolution: Appropriating \$54,121.00 to Revenue Account Number 271-40-400-452.34168 "REAP Revenue" to be funded from a sub-allocation from Regional Early Action Planning (REAP) Grant for the preparation of the Housing Element and to appropriate \$52,000.00 to Expense Account Number 271-40-400-452.43055_000 "Consultant General" and \$2,021.00 to Expense Account Number 271-40-400-452.49007 "Salary Charges From Other Departments" (*Quintero*)
- G. Resolution: Approving an Agreement with Turlock Umpire Group to officiate adult, City league softball games for a period of three (3) years, in an amount not to exceed \$147,000.00 from account number 10-61-624.43724 "Reimburse Sports Officials" (*Schulze*)
- H. 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*)
- I. Resolution: Authorizing the City Manager to enter into an Agreement with Stephanie McGann Jantzen to provide contract Public Information Officer services (*Wilson*)
- J. Resolution: Approving Amendment No. 2 to the Professional Services Agreement for City Engineer Services (City Contract No. 2023-13) with SNG & Associates, Inc., of Pleasanton, California, increasing the contract not to exceed by \$300,000.00 and bringing the contract total to \$500,000.00 (*Schulze*)
- K. Resolution: Approving termination of the Relief Across Downtown (RAD) Card Program Agreement between the City of Turlock and Modesto Improvement Partnership, Inc. dba Downtown Modesto Partnership (*Sims*)

6. FINAL READINGS

- A. Second and final reading of an Ordinance amending the Turlock Municipal Code (TMC) Title 6, Chapter 6-6, Sections 6-6-04, 6-6-10, and 6-6-12 regarding cross-connection control and backflow prevention devices to incorporate changes in order to increase compliance in the City's Backflow Prevention Program (*Goodman*)

Recommended Action: Ordinance: Amending the Turlock Municipal Code (TMC) Title 6, Chapter 6-6, Sections 6-6-04, 6-6-10, and 6-6-12 regarding cross-connection control and backflow prevention devices to incorporate changes in order to increase compliance in the City's Backflow Prevention Program

7. PUBLIC HEARINGS

8. ACTION ITEMS

- A. City Council to review, discuss and provide comments to staff regarding a draft ordinance amending Turlock Municipal Code (TMC) Section 5-4-06 Social Host Liability (*Hedden*)

Recommended Action: City Council to review, discuss and provide comments to staff regarding a draft ordinance amending Turlock Municipal Code (TMC) Section 5-4-06 Social Host Liability

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- B. Authorizing City staff to conduct an Environmental Review and Site Assessment at the City Corporation Yard (*Wilson*)

Recommended Action: *Motion:* Authorizing City staff to conduct an Environmental Review and Site Assessment at the City Corporation Yard

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. Monthly Department Reports (*Wilson*)

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
- B. Conference with Legal Counsel – Anticipated Litigation, California Government 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): (2 cases)
- C. Public Employee Performance Evaluation, Cal. Gov't Code §54957(b)(1)
Title: City Manager

13. REPORTS FROM CLOSED SESSION

14. ADJOURNMENT

DECLARATION OF POSTING

I, Julie Christel, City Clerk for the City of Turlock, certify that I caused to be posted a copy of the City of Turlock City Council Agenda for the Regular Meeting of Tuesday, January 24, 2023 at City Hall, 156 S. Broadway, Turlock, California, 95380 on Friday, January 20, 2023.

Dated: January 20, 2023

/s/Julie Christel
Julie Christel
City Clerk