

City Council Meeting Minutes



February 28, 2023

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California

CALL TO ORDER

Mayor Bublak called the meeting to order at 6:00 p.m.

SALUTE TO THE FLAG

ROLL CALL AND DECLARATION OF CONFLICTS

Present: Councilmembers Cassandra Abram, Kevin Bixel, Rebecka Monez, Vice Mayor Pam Franco, and Mayor Amy Bublak.

Absent: None

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
None	None	None	None	None

1. APPROVAL OF AGENDA AS POSTED OR AMENDED

Action: Motion by Councilmember Monez, seconded by Vice Mayor Franco, to approve the agenda as amended. Motion carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

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

A. Presentation: Certificate of Recognition to Matt Cranford in honor of his retirement as CEO of the Stanislaus County Fair

Mayor Bublak presented a certificate of recognition to Matt Cranford in honor of his years of service serving as CEO of the Stanislaus County Fair. Stanislaus County Board Supervisor Vito Chiesa also congratulated Mr. Cranford for his service.

B. Proclamation: Go Green Week – March 13-17, 2023

Mayor Bublak presented a proclamation in honor of “Go Green Week” scheduled for March 13 – 17, 2023. Following Mayor Bublak’s proclamation, Staff Services Assistant Hernandez provided a brief presentation on the program. Jessie Marchant from Turlock Scavenger spoke about the history of the city’s recycling programs and the “Go Green” program.

C. Presentation: Turlock Fire Department Fire Services Master Plan presented by CityGate Associates, LLC.

Chief Jelinek introduced Stu Gary from CityGate Associates, LLC who provided a presentation on the Turlock Fire Department Fire Services Master Plan Study. He discussed the various components of the study, reviewed data collected and the findings from the administrative support services, facilities and fleet assessments, and went over the risk assessments and risk planning zones.

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Mr. Gary responded to questions from the City Council.

Mayor Bublak opened the item for public comment and comment was received from the following individuals:

Milt Triewailer
Shehu Hassan
Mary Jackson

With no further comment, Mayor Bublak closed public comment.

Mr. Gary responded to questions from the public.

3. PUBLIC PARTICIPATION

Mayor Bublak opened Public Participation and the following members of the public spoke:

John Gebelein
Karina Mendoza
Vito Chiesa
Milt Triewailer
Ramon Rodriguez
Ryan Taylor
Julie (last name not provided)
Name not provided
Mary Jackson

With no further comment, Mayor Bublak closed Public Participation.

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

Action: Motion waiving reading of all ordinances on the Agenda, except by title. Motioned by Councilmember Monez, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

5. CONSENT CALENDAR

Mayor Bublak advised there was a green sheet submitted for Consent Item 5E.

A. Resolution 2023-042: Accepting Weekly Demands of 02/09/2023 in the amount of \$1,674,298.45; 02/16/2023 in the amount of \$1,122,389.92; and the 08/31/2022 EFT Payments in the amount of \$34,837,526.18

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- B. Resolution 2023-043: Approving an Agreement for services with Aqua-Aerobic Systems, Inc., in a form approved by the City Attorney, for tertiary cloth filter repairs and preventative maintenance services for the Municipal Services Department in an annual amount not to exceed \$150,000, using funds from Fund 410-51-534.51391 "Tertiary Filter Equipment Replacement" (*Goodman*)
- C. Resolution 2023-044: Approving Contract Change Order No. 5 in the amount of \$187,215.40 (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 \$32,960,348.82 (*Schulze*)
- D. Resolution 2023-045: Opposing Initiative No. 21-0042A1, the Taxpayer Protection and Government Accountability Act (*Eddy*)
- E. Resolution 2023-046: Awarding bid and approving Contract 2023-89 with Animal Damage Management, Inc., in a form approved by the City Attorney, for gopher control program services, for a term of three (3) years, with an option to extend the Contract for two (2) additional one-year terms, in an amount not to exceed \$90,000 annually and a total amount not-to-exceed \$450,000 over the 5-year term of the Contract, if all renewal periods are exercised, utilizing funds from "Landscape Assessments 246-60-600.43153 - Gopher Control," "Water Quality Control 410-51-532.43153 - Gopher Control," and "Parks - 110-60-600.43153 Gopher Control" (*Schulze*)
- F. Resolution 2023-047: Approving an Agreement for services with Aquatic Informatics, in a form approved by the City Attorney, for the Regulatory Compliance Software for the Wastewater, Water and Pretreatment Programs for the Municipal Services Department in the total compensation amount not to exceed \$200,000 which includes a 9% contingency for the duration of the five-year agreement, using funds from Fund 410 Water Quality Control accounts 410-51-530.44010_007 "Computer Software Maintenance - Linko" and account 410-51-530.44010_014 "Computer Software Maintenance - WIMs" plus Fund 420 Water account 420-52-550.44010_001 "Computer Software Maintenance" (*Goodman*)
- G. Resolution 2023-048: Approving Amendment No. 1 to Agreement No. 2022-025 with Univar Solutions USA, Inc., in a form approved by the City Attorney, for sodium hypochlorite to increase the annual compensation amount by \$500,000 for a total compensation not to exceed amount of \$1,000,000 and appropriate \$500,000 from Fund 410 Water Quality Control unallocated reserves to account 410-51-530.44005_006 "Chemicals Chlorine" (*Goodman*)
- H. Resolution 2023-049: Approving Amendment No. 1 to Agreement No. 2023-24 with WesTech Engineering Inc., in a form approved by the City Attorney, for the "Biotower Rehabilitation Project" for the Municipal Services Department to include additional language change in Section 22 (Cancellation for Breach by either party) and Section 28 (Liability to City) (*Goodman*)
- I. Resolution 2023-050: Accepting an allocation of funds to administer the Selective Traffic Enforcement Program Grant through the California Office of Traffic Safety in an amount not to exceed \$70,000, and appropriating said funds into account number 266-20-255-352.35720 "OTS Step Grant" and accounts 266-20-255-352.41100_013 "Overtime OTS Step Grant" with associated benefit accounts for overtime in the amount of \$53,172, 266-20-255-

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352.47095_016 "Training Step Grant #PT23185" in the amount of \$2,358, 266-20-255-352.44001_042 "Supplies STEP Grant #PT23185" in the amount of \$4,470 and 266-20-255-352.51109_003 "Equipment STEP Grant #PT23185" in the amount of \$10,000, in Fund 266 "Police Grants" Program 352 "OTS Step Grant" (*Hedden*)

- J. Resolution 2023-051: Accepting a donation to the City of Turlock Police Department Unmanned Aerial System program from Harvest Church not to exceed \$16,000, and appropriating said funds to revenue account number 266-20-255-351.37200_000 "Donations General" and expense account number 266-20-255-351.47157 "Police Donations Expenses" in Fund 266 "Police Services Grants" in support of the purchase of a drone and associated equipment (*Hedden*)
- K. Resolution 2023-052: Accepting an allocation of funds and appropriating funds for the 2022 UC Davis – Welcome Grant, California for All Animals, in the amount of \$5,000 to be appropriated into revenue account number 266-20-255-348.35069 and expenditure account 266-20-255-348.47153 in Fund 266 "Police Grants" Program 348 "Animal Services" (*Hedden*)
- L. Resolution 2023-053: Accepting an allocation of funds and appropriating funds for the 2022 UC Davis – California for All Animals in the amount of \$20,000 to be appropriated into revenue account number 266-20-255-348.35072 and expenditure account 266-20-255-348.47161 in Fund 266 "Police Grants" Program 348 "Animal Services" (*Hedden*)

Action: Motion by Councilmember Monez, seconded by Vice Mayor Franco, to adopt the Consent Calendar as amended for Item 5E, and carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

6. FINAL READINGS

- A. Second and final reading of an Ordinance amending Turlock Municipal Code (TMC) Section 5-4-06 Social Host Liability (*Hedden*)

Mayor Bublak opened the item for public comment and with no comments, closed public participation.

Action: Ordinance 1298-cs: Second and final reading of an ordinance amending Turlock Municipal Code (TMC) Section 5-4-06 Social Host Liability as introduced by Vice Mayor Franco, seconded by Councilmember Monez, and carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- B. Second and final reading of an Ordinance amending Turlock Municipal Code (TMC) Title 4, to add Chapter 20, Spectators Prohibited at Street Races and Reckless Driving Exhibitions (*Hedden*)

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Mayor Bublak opened the item for public comment and with no comments, closed public participation.

Action: Ordinance 1299-cs: Second and final reading of an Ordinance amending Turlock Municipal Code (TMC) Title 4, to add Chapter 20, Spectators Prohibited at Street Races and Reckless Driving Exhibitions as introduced by Vice Mayor Franco, seconded by Councilmember Monez, and carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- C. Second and final reading of an Ordinance approving a Development Agreement by and between the City of Turlock and Evergreen Market Turlock, Inc. located at 101 E Glenwood Avenue, Turlock, CA, County of Stanislaus, Assessor’s Parcel Number 044-022-013 (*Quintero*)

Mayor Bublak opened the item for public comment and with no comments, closed public participation.

Action: Ordinance 1300-cs: Second and final reading of an Ordinance approving a Development Agreement by and between the City of Turlock and Evergreen Market Turlock, Inc. located at 101 E Glenwood Avenue, Turlock, CA, County of Stanislaus, Assessor’s Parcel Number 044-022-013 as introduced by Vice Mayor Franco, seconded by Councilmember Bixel, and carried 4/1 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	No

7. PUBLIC HEARINGS

- A. Superseding and replacing Resolution No. 2021-251 and adopting updated cost recovery percentages, schedule of fees and charges for City services, to include City recreational services, pursuant to Turlock Municipal Code Section 3-3-1 et seq (*Moreno*)

Finance Director Moreno provided a presentation on a request to update cost recovery percentages and the schedule of fees charged by the City for various programs and services, to include Parks, Recreation and Public Works, Fire, and Municipal Services. He stated that a full Citywide user fee study is needed and staff is working on putting together a Request For Proposal (RFP) to get that done. He also noted that there was an error in the current fees for Area B – Crane Park. The current fee was identified as \$45 but is actually \$75.

Staff responded to questions from the City Council.

Mayor Bublak opened the public hearing to receive public comment and with no comments, she closed public comment.

Action: Resolution 2023-054: Superseding and replacing Resolution No. 2021-251 and adopting updated cost recovery percentages, schedule of fees and charges for City services, to include City recreational services, pursuant to Turlock Municipal Code Section 3-3-1 et seq,

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to include accepting the change in the Crane Park “Area B” fee from \$45 to \$75, as motioned by Vice Mayor Franco, seconded by Councilmember Bixel, and carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

8. ACTION ITEMS

- A. Providing forty (40) hours of time bank to any full-time employee belonging to the Turlock Associated Police Officers (TAPO) bargaining unit who successfully recruits a Lateral Police Officer or a Police Officer Trainee to be used within two (2) years of accrual (*Hedden*)

Police Chief Hedden provided a staff report presentation on a request to provide forty (40) hours of time bank to any full-time employee belonging to the Turlock Associated Police Officers (TAPO) bargaining unit who successfully recruits a Lateral Police Officer or a Police Officer Trainee to be used within two (2) years of accrual.

Staff responded to questions from the City Council.

Mayor Bublak opened the item for Public Participation and the following members of the public spoke on this item:

Milt Trieweiler

With no further comments, Mayor Bublak closed Public Participation.

Chief Hedden responded to questions from the public.

Action: Resolution 2023-055: Providing forty (40) hours of time bank to any full-time employee belonging to the Turlock Associated Police Officers (TAPO) bargaining unit who successfully recruits a Lateral Police Officer or a Police Officer Trainee to be used within two (2) years of accrual as motioned by Councilmember Abram, seconded by Councilmember Bixel, and carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- B. Authorizing the execution of Memorandum of Understanding (MOU) between Stanislaus County and the City of Turlock for Automated License Plate Recognition System, in an annual amount not to exceed \$105,000 and a total amount not-to-exceed \$568,218, using funds from account number 117-10-190.51034 – Cameras for License Plate Reader Program, over the five (5) year term of the agreement (*Hedden*)

Chief Hedden introduced Lieutenant Holeman who provided a staff report presentation on a request for the execution of Memorandum of Understanding (MOU) between Stanislaus County and the City of Turlock for Automated License Plate Recognition System, in an annual

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amount not to exceed \$105,000 and a total amount not-to-exceed \$568,218, using funds from account number 117-10-190.51034 – Cameras for License Plate Reader Program, over the five (5) year term of the agreement. He introduced Elpidio Compres, Regional Sales Director, with Epic IO, who provided an overview of his company and the automated license plate recognition system and the services it provides.

Mr. Compres responded to questions from the City Council.

Mayor Bublak opened the item for public comment and comment was received from the following individuals:

Milt Trieweiler
Ryan Taylor

With no further comment, Mayor Bublak closed public comment.

Mr. Compres responded to questions presented by the public.

Action: Resolution 2023-056: Authorizing the execution of Memorandum of Understanding (MOU) between Stanislaus County and the City of Turlock for Automated License Plate Recognition System, in an annual amount not to exceed \$105,000 and a total amount not-to-exceed \$568,218, using funds from account number 117-10-190.51034 – Cameras for License Plate Reader Program, over the five (5) year term of the agreement as motioned by Vice Mayor Franco, seconded by Councilmember Bixel, and carried 5/0 by the following vote:

Councilmember Abram	Councilmember Bixel	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

9. CITY MANAGER REPORTS/UPDATES

A. Monthly Department Reports (*Wilson*)

Department reports were included in the agenda packet for City Council review.

City Manager Wilson introduced the City’s new Information Technology (IT) Manager Nick Showalter and announced that staff would be providing an update on city roads, water, and sewer project planning an upcoming meeting. He stated that the City currently has fourteen (14) road projects ready to go and that the Columbia Pool project is moving along.

B. Home ARP Update (*Quintero*)

Director Quintero provided a brief update on the Home ARP program.

10. COUNCIL ITEMS FOR FUTURE CONSIDERATION

Vice Mayor Franco requested staff to provide information on the policies and procedures for Housing and the Loan Committee including who is on the committee and how committee members

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are chosen. She also stated that if the City Council did not approve that, then it needs to come forward for formal approval.

Mayor Bublak commended Chief Hedden on the Police Department's efforts for attracting new officers and asked that they look into what other cities are doing for recruitment incentives.

11. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS

Vice Mayor Franco announced that she was elected as the Vice Chair for StanCOG's committee for transportation and will be attending the CalCOG Leadership Conference in southern California and Legislative Day in Sacramento to hopefully bring in more transportation funds to our city and county. She mentioned she asked the Caltrans Director Dennis Agar for additional signage at the offramp at Taylor Road. She also thanked Director Quintero and the Building Department for implementing NitroSign. She believes this will help speed up building permits and process. Vice Mayor Franco also thanked Director Schulze and the Public Works Department for the hard work they do.

Councilmember Monez welcomed IT Manager Showalter, congratulated Vice Mayor Franco on her appointment to StanCOG, and thanked all of City staff for their work during the storms.

Mayor Bublak thanked Mr. Trieweiler for reciting the special ethics oath, spoke about her meeting with Congressman Duarte regarding abandoned railroads, and congratulated Vice Mayor Franco on her appointment to StanCOG.

12. CLOSED SESSION

City Clerk Christel announced staff had advised there was no new information for closed session and recommended no closed session meeting.

- A. Conference with Labor Negotiators - California Government Code §54957.6(a)
Agency Designated Representative: Deputy City Manager Sarah Eddy
Employee Organization: Turlock Management Association – Public Safety
Employee Organization: Turlock Firefighters Association – Local 2434

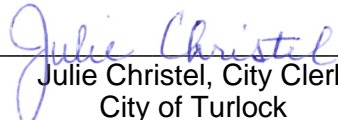
13. REPORTS FROM CLOSED SESSION

No reportable action.

14. ADJOURNMENT

Mayor Bublak adjourned the meeting at 8:08 p.m.

Respectfully submitted



Julie Christel, City Clerk
City of Turlock