

# City Council Meeting Minutes

July 9, 2024 **Amended**

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California



## 1. CALL TO ORDER

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

## 2. SALUTE TO THE FLAG

## 3. 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	Vice Mayor Franco	Councilmember Monez	Mayor Bublak
None	None	None	None	None

### A. Disclosure of Ex Parte Communications

Councilmember Abram disclosed that she had ex parte communication with Mr. Leoniak in person and via phone, in which Mr. Leoniak shared his concerns about the variance process and his position on the appeal.

Councilmember Bixel disclosed that he had ex parte communication with Mr. Leoniak in person and via phone regarding entire appeal process.

## 4. APPROVAL OF AGENDA AS POSTED OR AMENDED

Motion: Approval of Agenda as posted, motioned by Councilmember Abram, seconded by Vice Mayor Franco and carried 5/0 by the following vote:

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

## 5. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS

### A. Presentation: Fire Department Annual Report (Hunter)

Chief Hunter gave a presentation and responded to questions from the City Council.

### B. Presentation: Grants Update (Hassaan-Warren)

Grant Writer Hassaan-Warren gave a presentation and responded to questions from the City Council.

### C. Briefing: City of Grants Pass v. Gloria Johnson (June 28, 2024) (Pacheco/Petrulakis)

Captain Pacheco gave a briefing and responded to questions from the City Council.

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**6. PUBLIC PARTICIPATION**

Mayor Bublak opened the item to public comment and the following members of the public spoke:

Andrew Nosrati  
Ramon Rodriguez  
Lori Smith  
Ron Bridegroom  
Travis Regalo  
John Gabelon

With no further comments, Mayor Bublak closed public comment.

**7. MOTION WAIVING READING OF ALL ORDINANCE ON THE AGENDA BY TITLE**

Motion: Waiving reading of all ordinances on the agenda, except by title as 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

**8. CONSENT CALENDAR**

- A. Motion: Accepting the Weekly demands of June 14, 2024 through June 20, 2024 in the amount of \$4,126,895.41, June 21, 2024 through June 27, 2024 in the amount of \$2,234,574.61 and Payroll EFT March 2024 in the amount of \$1,974,631.68
- B. Motion: Accepting the Minutes of the June 25, 2024 Regular City Council Meeting
- C. Motion: Waiving Reading of All Ordinances on the Agenda, Except by Title
- D. Resolution 2024-108: Awarding Request for Bid (RFB) 24-003 and approving Agreement No. 2024-182 with Chemrite, Inc., in a form approved by the City Attorney, for the supply and delivery of Sodium Permanganate for a period of one (1) year, with the option to extend the Agreement for two (2) additional one-year terms in an annual compensation amount not-to-exceed \$88,334, and a total compensation amount not-to-exceed \$265,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Funding for this Agreement is located in Fund 450 "SRWA Operations" account 450-53-550.44005 "Chemicals"

Resolution 2024-109: Awarding Request for Bid (RFB) 24-003 and approving Agreement No. 2024-165 with Hill Brothers Chemical Co., in a form approved by the City Attorney, for the supply and delivery of Calcium Chloride for a period of one (1) year, with the option to extend the Agreement for two (2) additional one-year terms in an annual compensation amount not-to-exceed \$1,333,334, and a total compensation amount not-to-exceed \$4,000,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Funding for this Agreement is located in Fund 450 "SRWA Operations" account 450-53-550.44005 "Chemicals"

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Resolution 2024-110: Awarding Request for Bid (RFB) 24-003 and approving Agreement No. 2024-166 with LHoist North America of Arizona, Inc., in a form approved by the City Attorney, for the supply and delivery of Hydrated Lime for a period of one (1) year, with the option to extend the Agreement for two (2) additional one-year terms in an annual compensation amount not-to-exceed \$446,667, and a total compensation amount not-to-exceed \$1,340,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Funding for this Agreement is located in Fund 450 "SRWA Operations" account 450-53-550.44005 "Chemicals"

Resolution 2024-111: Awarding Request for Bid (RFB) 24-003 and approving Agreement No. 2024-183 with Linde Inc., in a form approved by the City Attorney, for the supply and delivery of Liquid Oxygen and Liquid Carbon Dioxide for a period of one (1) year, with the option to extend the Agreement for two (2) additional one-year terms in an annual compensation amount not-to-exceed \$643,334 with a total compensation amount not-to-exceed \$1,930,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Funding for this Agreement is located in Fund 450 "SRWA Operations" account 450-53-550.44005 "Chemicals"

Resolution 2024-112: Awarding Request for Bid (RFB) 24-003 and approving Agreement No. 2024-167 with Polydyne, Inc., in a form approved by the City Attorney, for the supply and delivery of Cationic Polymer for a period of one (1) year, with the option to extend the Agreement for two (2) additional one-year terms in an annual compensation amount not-to-exceed \$36,667, and a total compensation amount not-to-exceed \$110,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Funding for this Agreement is located in Fund 450 "SRWA Operations" account 450-53-550.44005 "Chemicals"

Resolution 2024-113: Awarding Request for Bid (RFB) 24-003 and approving Agreement No. 2024-164 with Univar Solutions USA, LLC, in a form approved by the City Attorney, for the supply and delivery of Sodium Hydroxide, Calcium Thiosulfate, and Nonionic Polymer for a period of one (1) year, with the option to extend the Agreement for two (2) additional one-year terms in an annual compensation amount not-to-exceed \$184,334 with a total compensation amount not-to-exceed \$553,000 over the 3-year term of the Agreement, if all renewal periods are exercised. Funding for this Agreement is located in Fund 450 "SRWA Operations" account 450-53-550.44005 "Chemicals" (Fisher)

- E. Resolution 2024-114: Approving a Memorandum of Understanding between the Stanislaus County Office of Education, the City of Turlock, the Turlock Unified School District, Walter Brown Elementary, Crowell Elementary, Cunningham Elementary, Osborn Two-Way Immersion Academy, Turlock Jr. High, and Wakefield Elementary and authorizing the acceptance of an allocation of funds to implement the After School Education and Safety Program for the 2024-2025 school year (Vargas)
- F. Motion: Accepting improvements for City Project No. 23-049 "Senior Center Window Replacements" and authorizing the City Engineer to file a Notice of Completion (Morris)
- G. Motion: Accepting improvements for City Project No. 23-039 "Crack Seal 2024" and authorizing the City Engineer to file a Notice of Completion (Morris)

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- H. Resolution 2024-115: Authorizing the City Manager to approve payment to the Central San Joaquin Valley Risk Management Authority (CSJVRMA) for the Fiscal Year 2024-2025 annual renewal of the Pooled Liability Program in the amount of \$2,234,778 from Fund 512

“Casualty Insurance” account 512-10-152.47075\_003 “Premiums Liability”; Low Value Vehicle Coverage in the amount of \$1,095 from various funds in account number 46034 “Vehicle Insurance”; Employee Assistance Program in the amount of \$9,959 from Fund 512 “Casualty Insurance” account 512-10-152-47075\_003 “Premiums Liability”; and General Administration costs in the amount of \$20,409 from Fund 512 “Casualty Insurance” account 512-10-152.47075\_003 “Premiums Liability” for a total amount of \$2,266,241 (Loehr)

**Action:** Motion by Councilmember Monez, seconded by Vice Mayor Franco, to adopt the Consent Calendar, and carried 5/0 by the following vote:

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

**9. FINAL READINGS**

- A. Second and final reading of an ordinance amending Turlock Municipal Code (TMC) Title 3, Chapter 1, Article 1, Business Licensing to switch billing cycle from semi-annual to annual (Moreno)

Mayor Bublak opened the item for public comment, and with none, closed public comment.

**Action:** Ordinance 1315-CS: Amending Turlock Municipal Code (TMC) Title 3, Chapter 1, Article 1, Business Licensing to switch billing cycle from semi-annual to annual as motioned by Councilmember Monez, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

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

**10. PUBLIC HEARINGS**

- A. Continued from the 2/27/2024, 4/23/2024, and 5/14/2024 Regular City Council Meetings - Denying the appeal and affirming the Planning Commission decision denying Variance 2023-01 at 2560 and 2562 Mooneyham Court, Stanislaus County APN 073-043-007 (Werner)

Interim Development Services Director Werner introduced the item and answered questions from the City Council.

Mayor Bublak opened the item for public comment, and the following members of the public spoke:

John Leoniak  
Jeanine Veldhuis  
Rob Scott  
Ron Bridegroom

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Mayor Bublak closed public comment.

**Action:** Resolution 2024-116: Denying the appeal and affirming the Planning Commission decision denying Variance 2023-01 at 2560 and 2562 Mooneyham Court, Stanislaus County

APN 073-043-007 as motioned by Councilmember Monez, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

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

- B. Introduction and first reading of an ordinance amending Turlock Municipal Code Title 4, Chapter 7, Article 14 related to speed limits (Morris)

City Engineer Morris introduced the item and responded to questions from City Council.

Mayor Bublak opened the item for public comment, and the following members of the public spoke:

Milt Treweiler

Mayor Bublak closed public comment.

**Action:** Ordinance 13XX-CS: Introduction and first reading of an ordinance amending Turlock Municipal Code Title 4, Chapter 7, Article 14 related to speed limits, as motioned by Councilmember Bixel, seconded by Vice Mayor Franco, and carried 5/0 by the following vote:

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

**11. ACTION ITEMS**

None

**12. CITY MANAGER REPORTS/UPDATES**

- A. Monthly Department Reports
- B. Columbia Pool Update (Fisher)

Municipal Services Director Fisher gave an update regarding Columbia pool and responded to questions from the City Council.

**13. COUNCILMEMBER COMMENTS AND ANNOUNCEMENTS**

Councilmember Abram thanked Downtown Turlock Property Owners for the Independence Day celebrations.

Councilmember Bixel invited the public to attend the Mayors State of Turlock event.

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Vice Mayor Franco thanked Downtown Turlock Property Owners and City employees for Independence Day Celebrations. She also congratulated recent Turlock Police Department employees on their retirement.

Councilmember Monez expressed her thoughts and prayers for Sergeant Fortado.

Mayor Bublak inquired on the status of El Capitan, she reminded everyone about the State of Turlock on July 18, 2024 at noon.

**14. 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: Deputy City 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 Groups: Turlock Management and Confidential Employees
- B. Conference with Legal Counsel – Anticipated Litigation, Cal. Gov't 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): Two (2)
- C. Conference with Legal Counsel – Initiation of Litigation, Cal. Gov't Code 54956.9(d)(4)“*For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist...Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation.*”  
Potential Cases: One (1)

**15. REPORTS FROM CLOSED SESSION**

City Attorney Petrulakis reported that Council voted unanimously to authorize the initiation of litigation giving the discretion to the City Attorney. Mr. Petrulakis stated that particulars of that litigation would be available upon inquiry, once the case has been filed and served.

**16. ADJOURNMENT**

Mayor Bublak adjourned the meeting at 9:31 p.m.

Respectfully submitted

  
\_\_\_\_\_  
Nichole Fiez, Deputy City Clerk