



MODESTO CITY COUNCIL

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AGENDA

City of Modesto
CITY COUNCIL MEETING
Chambers, Basement Level
Tenth Street Place, 1010 10th Street
Modesto, California
Tuesday, June 23, 2026 at 5:30 PM

Roll Call - Councilmembers Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

*** Public Comment will only be in-person. Members of the public who wish to address the Council, by providing public comment, during the meeting must do so in-person in the Council Chambers. As an alternative, members of the public may also provide written public comment submitted via email as indicated in the Submitting Comments by Email instructions on this agenda. Zoom will still be available for viewing and Wordly translation.**

***Members of the public will be allowed to provide public comment through Zoom if a Councilmember is participating remotely pursuant to the provisions of California Government Code section 54953.8.3.**

***If a technical issue arises with Zoom or the phone dial-in option, the Council meeting will continue unless the meeting is being held pursuant to the provisions of Senate Bill 707, California Government Code section 54953.8.3. Alternative viewing options are listed below, and the meeting is physically open to the public.**



“Wordly” can translate into 25+ different languages! To access written translation during the meeting, please scan the QR Code or click this link
<https://attend.wordly.ai/join/RJDY-6364>.

"Wordly" puede traducir a más de 25 idiomas diferentes! Para acceder a la traducción durante la reunión, por favor escanee el código QR o haga clic en el enlace <https://attend.wordly.ai/join/RJDY-6364>.

You may observe a livestream of the meeting at <http://media.modestogov.com>. You may also view or listen to the meeting as indicated below.

THE MEETING CAN BE VIEWED BY ZOOM VIDEO CONFERENCING OR TELEPHONE

Joining the City Council meeting via Zoom

The City of Modesto is now offering the ability to view Council meetings via telephonic conferencing via “Zoom” video conferencing computer technology. The meeting may be accessed through the use of Zoom using the following options:

- Enter the following link into an Internet Browser
<https://us02web.zoom.us/j/95895497651>
- Enter the following link into an Internet Browser <https://zoom.us/> and using the Webinar ID: 958 9549 7651
- Passcode: 84326

To use Zoom, please visit: <https://zoom.us/> and either sign-up for a free Zoom account or continue as a guest. Once you have downloaded the app onto your mobile device, joined from your web browser, or downloaded the Zoom software on your computer you will be ready for the upcoming Council meeting.

Joining the City Council meeting via Telephone

If you don't have a smart phone or computer to access the meeting via Zoom, you can listen by phone, by calling 1-877-853-5257 (Toll Free) or 1-888-475-4499 (Toll Free) and enter the Webinar ID: 958 9549 7651 Passcode: 84326

SUBMITTING COMMENTS BY E-MAIL

Written comments may be submitted via email to: councilmeetings@modestogov.com (include Agenda Item Number in the subject line). All comments will be shared with the Councilmembers and placed in the record but will not be read aloud during the meeting. Written comments must be received two hours before the meeting.

This Agenda is on file in the City Clerk's Office, Sixth Floor, 10th Street Place, Posting Board at entry of 10th Street Place, and is available on the City's Web site at www.modestogov.com.

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the Clerk's office during normal business hours. Such documents are also available online, subject to staff's ability to post the documents before the meeting, at the following website <https://www.modestogov.com/council-meetings>

In accordance with the requirements of Title II of the Americans with Disabilities Act (“ADA”) of 1990, the Fair Employment & Housing Act (“FEHA”), the Rehabilitation Act of 1973 (as amended), Government Code section 11135 and other applicable codes, the City of Modesto (“City”) will not discriminate against individuals on the basis of disability in the City's services, programs, or activities. For more information, please visit the City of Modesto website at <https://www.modestogov.com/865/Americans-with-Disabilities-Act-ADA>

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk (209) 577-5396. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Pledge of Allegiance to the Flag

Invocation

City Clerk's Announcements

Declaration of Conflicts of Interest

Reports from Closed Session

ACKNOWLEDGEMENTS AND PRESENTATIONS

1. Proclamation declaring June 2026 as Disability Rights Month. (Funding Source: Not Applicable)
CITY COUNCIL; Breanna Griffin, 209-577-5421, bgriffin@modestogov.com
2. Proclamation declaring July 2026 as National Parks and Recreation Month. (Funding Source: Not Applicable)
CITY COUNCIL; Breanna Griffin, 209-577-5421, bgriffin@modestogov.com
3. Proclamation declaring July 4, 2026 as America's 250th Birthday. (Funding Source: Not Applicable)
CITY COUNCIL; Breanna Griffin, 209-571-5169, bgriffin@modestogov.com

MISCELLANEOUS

Legislation, Appointments, Other

4. Consider approving the appointment of Kevin Cosgrove, for appointment to fill the Creekside Golf Club representative seat on the City of Modesto Golf Courses Advisory Committee for a four-year term ending December 31, 2029. (Funding Source: Not Applicable)
Staff Recommendation:
 - Resolution approving the appointment of Kevin Cosgrove, for appointment to the Golf Courses Advisory Committee to fill the Creekside Golf Club representative seat for a term ending December 31, 2029.
PRN; Juana Lynch, 209-577-5278, jlynch@modestogov.com

PUBLIC COMMENT PERIOD

Three-minute time limit per speaker.

Only interested persons in the audience may present these matters. Under State law, Councilmembers may respond to matters being presented under this item only as follows:

- a. Briefly respond to statements made or questions raised.
- b. Ask a question for clarification.
- c. Provide a reference to staff or other resources for factual information.
- d. Request staff to report back at a subsequent meeting.
- e. Finally, a Councilmember or the Council itself may take action to direct staff to place a matter of business on a future agenda.

CONSENT ITEMS – ROLL CALL VOTE REQUIRED

Information concerning the consent items listed below has been forwarded to each Councilmember prior to this meeting for study. Unless some member of the audience or Councilmember has a question concerning an item and asks that it be withdrawn from the consent list, the Council approves the items at one time. The action taken by the Council in approving consent items is set forth in the explanation of this individual item.

CONSENT

An item may be removed from consent and discussed at the request of an audience member or Council member.

Consent

5. Consider approving the Minutes for the June 9, 2026 Council Meeting. (Funding Source: Not Applicable)

Staff Recommendation:

- Motion approving the Minutes for the June 9, 2026 Council Meeting.

CITY CLERK; Diane Nayares-Perez, 209-577-5396, dnayaresperez@modestogov.com

Consent

6. Consider Final Adoption of Ordinance 3815-C.S. amending Section 3-2.1401.1 of Article 14 of Chapter 2 of Title 3 of the Modesto Municipal Code relating to Speed Limits. (Funding Source: Not Applicable)

Staff Recommendation:

- Motion approving Final Adoption of Ordinance 3815-C.S. amending Section 3-2.1401.1 of Article 14 of Chapter 2 of Title 3 of the Modesto Municipal Code relating to Speed Limits.

CITY CLERK; Diane Nayares-Perez, 209-577-5396, dnayaresperez@modestogov.com

Consent

7. Consider accepting the Cash Handling Internal Controls Testing Report dated March 26, 2026. (Funding Source: Not Applicable)

Staff Recommendation:

- Motion to accept the Cashing Handling Internal Controls Testing Report.

CITY AUDITOR; Colleen Rozillis, 206-302-6795, crozillis@modestogov.com

Consent

8. Consider accepting the Homelessness Performance Audit Report dated April 3, 2026. (Funding Source: Not Applicable)

Staff Recommendation:

- Motion to accept the Homelessness Performance Audit Report.

CITY AUDITOR; Colleen Rozillis, 206-302-6795, crozillis@modestogov.com

Consent

9. Consider accepting the Fiscal Year (FY) 2026-27 Internal Audit Work Plan. (Funding Source: Not Applicable)

Staff Recommendation:

- Motion to accept the FY 2026-27 Internal Audit Work Plan.

CITY AUDITOR; Colleen Rozillis, 206-302-6795, crozillis@modestogov.com

Consent

10. Consider referring the Appeal of the Entertainment Commission Decision regarding the Business Entertainment Permit for the Vault Nightclub to a Hearing Examiner pursuant to Modesto Municipal Code Section 4-1.418. (Funding Source: Not Applicable)

Staff Recommendation:

- Resolution referring the Appeal of the Entertainment Commission Decision regarding the Business Entertainment Permit for the Vault Nightclub to a Hearing Examiner pursuant to Modesto Municipal Code Section 4-1.418 and authorizing the City Manager to appoint the hearing examiner.

CED; Jessica Hill, 209-577-5321, jhill@modestogov.com

Consent

11. Consider approving an Agreement with The Salvation Army to provide operating support for the Access Center Emergency Shelter in an amount not to exceed \$486,000. (Funding Source: Permanent Local Housing Allocation)

Staff Recommendation:

- Resolution approving an Agreement with The Salvation Army to provide operating support for Access Center Emergency Shelter in an amount not to exceed \$486,000, and authorizing the City Manager, or his designee, to execute the Agreement.
- Resolution amending the fiscal year 2025-2026 annual operating and non-capital project fund budgets to establish a project for The Salvation Army Permanent Local Housing Allocation (PLHA) funding in the amount of \$486,000 and budgeting the applicable revenue, expenditures, and transfer.

CED; Meggan Clifford, 209-577-5311, mclifford@modestogov.com

Consent

12. Consider approving the purchase of four (4) Fleet Additions and three (3) Fleet Replacements in a total amount not to exceed \$2,553,227. (Funding Source: Various

Funds)

Staff Recommendation:

- Resolution approving the Competitive Bidding Process from Sourcewell to Mobark, LLC under the authorized dealer, Pape Machinery, French Camp, CA for the purchase of one (1) Trailer Grinder for an amount not to exceed \$1,384,656; and authorizing the Director of Finance, or her designee, to issue the Purchase Order; and authorizing the Director of Finance or her designee to execute any Change Orders not to exceed 15% of the total purchase price.
- Resolution approving the Competitive Bidding Process from Sourcewell to Deere and Company under the authorized dealer, Belkorg AG, Stockton, CA for the purchase of two (2) John Deere Tractors for an amount not to exceed \$798,843; and authorizing the Director of Finance, or her designee, to issue the Purchase Order; and authorizing the Director of Finance or her designee to execute any Change Orders not to exceed 15% of the total purchase price.
- Resolution approving the Competitive Bidding Process from Sourcewell through State of Minnesota to Rush Truck Centers, Ceres, CA for the purchase of one (1) Ford Transit 350 Van for an amount not to exceed \$104,870; and authorizing the Director of Finance, or her designee, to issue the Purchase Order; and authorizing the Director of Finance or her designee to execute any Change Orders not to exceed 15% of the total purchase price.
- Resolution approving the Competitive Bidding Process from Sourcewell to Rush Truck Centers, Ceres, CA for the purchase of three (3) Ford F-150 Trucks for an amount not to exceed \$264,858; and authorizing the Director of Finance, or her designee, to issue the Purchase Order; and authorizing the Director of Finance or her designee to execute any Change Orders not to exceed 15% of the total purchase price.

FINANCE DEPARTMENT; Dianne Love, 209-571-5164, dlove@modestogov.com

Consent

13. Consider accepting an Informational Report for the April 2026 Accounts Payable Payment Register and Void Report. (Funding Source: Not Applicable)

Staff Recommendation:

- Motion accepting an Informational Report for the April 2026 Accounts Payable Payment Register and Void Report.

FINANCE DEPARTMENT; Maria Garnica, 209-577-5249, mgarnica@modestogov.com

Consent

14. Consider approving the Community/Special Event and Program Grants for grant funding of \$4,700 for events and programs planned in the second half of Fiscal Year 2025-2026. (Funding Source: General Fund)

Staff Recommendation:

- Resolution approving the Community/Special Event and Program Grants for grant funding of \$4,700 for events and programs planned in the second half of Fiscal Year 2025-2026.

PRN; Jeremy Rogers, 209-577-5347, jrogers@modestogov.com

Consent

15. Consider approving the Agreement for On-Call Mechanical and Refrigeration Services to Champion Industrial Contractors, Inc., Modesto, CA for a total amount not to exceed \$2,109,797 over five (5) years. (Funding Source: Various Funds)

Staff Recommendation:

- Resolution approving the Award of Bid and Agreement for On-Call Mechanical and Refrigeration Services to Champion Industrial Contractors, Inc., Modesto, CA for a two (2) year Agreement with three (3) one-year extension options, for an estimated annual amount of \$421,960, and a total amount not to exceed \$2,109,797 over five (5) years, and authorizing the City Manager, or his designee, to execute the Agreement.

PUBLIC WORKS; Gabe DaSilva, 209-652-2579, gdasilva@modestogov.com

Consent

16. Consider approving an Engineering Services Agreement with HDR Engineering, Inc., of Sacramento, CA for an Agreement total not to exceed \$546,500 for the Flood Risk Reduction Feasibility Study Scoping Project. (Funding Source: Wastewater Fund)

Staff Recommendation:

- Resolution approving an Engineering Services Agreement with HDR Engineering, Inc., of Sacramento, CA, for the Flood Risk Reduction Feasibility Study Scoping Project for a total Agreement amount not to exceed \$546,500 and authorizing the City Manager, or his designee, to execute the Agreement.

UTILITIES; Tim Barahona, 209-577-5485, tbarahona@modestogov.com

COUNCIL COMMENTS & REPORTS

CITY MANAGER COMMENTS & REPORTS

HEARINGS

Published in the Modesto Bee on June 10, 2026

17. Hearing to consider approving Fiscal Year 2026-27 Diagram and Annual Assessment and ordering the Levy and Collection of Charges within Landscape Maintenance Assessment District No. 1 for Dry Creek Meadows Subdivisions Nos. 1-6. (Funding Source: Landscape Maintenance District No. 1)

Staff Recommendation:

- Resolution ordering the levy and collection of such charges as shown within the Engineer's Annual Report within Landscape Maintenance Assessment District No. 1 for Dry Creek Meadows Subdivisions Nos. 1-6 for Fiscal Year 2026-27.

CED; Edgar Garcia, 209-577-5211, edgarcia@modestogov.com

Published in the Modesto Bee on June 10, 2026

18. Hearing to consider approving Fiscal Year 2026-27 Diagram and Annual Assessment and ordering the Levy and Collection of Charges within Landscape Maintenance Assessment District No. 2 for Dry Creek Meadows Subdivisions Nos. 7-10,

Creekwood Meadows Subdivision and Yosemite Meadows Subdivisions Units 1 and 2.
(Funding Source: Landscape Maintenance District No. 2)

Staff Recommendation:

- Resolution ordering the levy and collection of such charges as shown within the Engineer's Annual Report within Landscape Maintenance Assessment District No. 2 for Dry Creek Meadows Subdivisions Nos. 7-10, Creekwood Meadows Subdivision and Yosemite Meadows Subdivisions Units 1 and 2 for Fiscal Year 2026-27.

CED; Edgar Garcia, 209-577-5211, edgarcia@modestogov.com

Published in the Modesto Bee on June 10, 2026

19. Hearing to consider approving Fiscal Year 2026-27 Diagram and Annual Assessment and ordering the Levy and Collection of Charges within Shackelford Landscape and Lighting District. (Funding Source: Shackelford Landscape and Lighting District)

Staff Recommendation:

- Resolution ordering the levy and collection of such charges as shown within the Engineer's Annual Report within the Shackelford Landscape and Lighting District for Fiscal Year 2026-27.

CED; Edgar Garcia, 209-577-5211, edgarcia@modestogov.com

Published in the Modesto Bee on May 24, 2026 and May 31, 2026.

20. Hearing to consider adopting the Draft 2025 Joint Urban Water Management Plan and Water Shortage Contingency Plan Update. (Funding Source: Water Fund)

Staff Recommendation:

- Resolution adopting the Draft 2025 Joint Urban Water Management Plan and instructing staff to submit the Final 2025 Joint Urban Water Management Plan to the Department of Water Resources by July 1, 2026.
- Resolution adopting the 2025 Water Shortage Contingency Plan and instructing staff to submit the 2025 Water Shortage Contingency Plan as part of the Final 2025 Joint Urban Water Management Plan to the Department of Water Resources by July 1, 2026.

UTILITIES; Miguel Alvarez, 209-577-5348, malvarez@modestogov.com

NEW BUSINESS

21. Consider adopting Meeting Technology Disruption and Public Participation and Public Outreach Council Policies to comply with Government Code § 54953.4, effective July 1, 2026. (Funding Source: Not Applicable)

Staff Recommendation:

- Resolution adopting a City Council Meeting Technology Disruption Policy to comply with Government Code § 54953.4, effective July 1, 2026.
- Resolution adopting a City Council Public Participation and Public Outreach Policy to comply with Government Code § 54953.4, effective July 1, 2026.

CITY ATTORNEY; Jose Sanchez, 209-577-5284, jsanchez@modestogov.com

22. Consider approving an Ordinance amending the Modesto Municipal Code section related to the “Office of the City Clerk and City Auditor” to create separate sections for the Office of the City Clerk and the Office of the City Auditor. (Funding Source: Not Applicable)

Staff Recommendation:

- Motion introducing and waiving the first reading of an Ordinance repealing Title 2, “Administration,” Chapter 3, “Administrative Departments,” Article 3, “Office of the City Clerk and Auditor,” of the Modesto Municipal Code; adding Title 2, “Administration,” Chapter 3, “Administrative Departments,” Article 3, “Office of the City Clerk,” to the Modesto Municipal Code to clarify that the Office of the City Clerk is a standalone position; and adding Title 2, “Administration,” Chapter 3, “Administrative Departments,” Article 20, “City Auditor,” to the Modesto Municipal Code to clarify that the Office of the City Auditor is a standalone position, consistent with the Modesto City Charter.

CITY AUDITOR; Colleen Rozillas, 206-302-6795, crozillas@modestogov.com

MATTERS TOO LATE FOR THE AGENDA

These may be presented by members of the City Council and staff upon determination by a majority vote that an emergency exists, as defined by State law, or by a 2/3 vote that (1) there is a need to take immediate action, and (2) that the need for action came to the City’s attention after the agenda was posted.

ADJOURNMENT

Posted pursuant to Government Code Section 54954.2 on the bulletin board at Tenth Street Place on

_____ at _____ by _____
date time signature