

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-01**

**RESOLUTION APPOINTING STEVEN ZAGARIS TO SERVE A PARTIAL
UNEXPIRED TERM WITH AN EXPIRATION OF DECEMBER 31, 2026 TO
SERVE ON THE CITIZENS' SALARY SETTING COMMISSION**

WHEREAS, Section 703(b) of the City of Modesto's Charter established the formation of a Citizens' Salary Setting Commission whose function is to recommend compensation for the Mayor and members of the Council. According to the Charter, the Commission shall meet between March 1st and April 30th of every even-numbered year; and

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards, Commissions, and Committees with the recommendation of the City's Appointments Committee; and

WHEREAS, The Citizens' Salary Setting Commission shall consist of five qualified electors residing within the City; and

WHEREAS, Commissioner Jan Viss resigned in October 2025 leaving a vacancy with an unexpired term end date of December 31, 2026; and

WHEREAS, the Appointments Committee met on December 10, 2026, and recommended the appointment of Steven Zagaris to serve an unexpired partial term with an expiration of December 31, 2026, to serve on the Citizens' Salary Setting Commission.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the appointment Steven Zagaris to serve a partial unexpired term with an expiration of December 31, 2026.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the appointed member of the Citizens' Salary Setting Commission, thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Councilmember Wright, who moved its adoption, which motion being duly seconded by Vice-Mayor Williams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-02**

**RESOLUTION REAPPOINTING MARSHALL RIDDLE TO THE CITY OF
MODESTO BOARD OF ZONING ADJUSTMENT WITH A TERM EXPIRING
DECEMBER 31, 2029**

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions; and

WHEREAS, Board Member Marshall Riddle' s first term expires on December 31, 2025; and

WHEREAS, the Appointments Committee met on December 10, 2025, and recommended the reappointment of Marshall Riddle to the Board of Zoning Adjustment.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby reappoints Marshall Riddle to the City of Modesto Board of Zoning Adjustment with a term expiring December 31, 2029.

BE IT FURTHER RESOLVED, the City Clerk is hereby directed to transmit a copy of this resolution to the appointed member of the Modesto Board of Zoning Adjustment, and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Councilmember Wright, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-03**

**RESOLUTION APPOINTING ODLE TOWE TO THE CITY OF MODESTO
BOARD OF ZONING ADJUSTMENT WITH A TERM EXPIRING DECEMBER
31, 2029**

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions; and

WHEREAS, the Appointments Committee met on December 10, 2025, and recommended the appointment of Odle Towe to the Board of Zoning Adjustment.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby appoints Odle Towe to the City of Modesto Board of Zoning Adjustment with a term expiring December 31, 2029.

BE IT FURTHER RESOLVED, the City Clerk is hereby directed to transmit a copy of this resolution to the appointed member of the Modesto Board of Zoning Adjustment, and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Councilmember Wright, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-04**

**RESOLUTION REAPPOINTING MARK FARRISH TO THE CITY OF
MODESTO LANDMARK PRESERVATION COMMISSION WITH A TERM
EXPIRING DECEMBER 31, 2029**

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions; and

WHEREAS, Commissioner Mark Farrish's partial term expires on December 31, 2025; and

WHEREAS, the Appointments Committee met on December 10, 2025, and recommended the reappointment of Mark Farrish to the Landmark Preservation Commission.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby reappoints Mark Farrish to the City of Modesto Landmark Preservation Commission with a term expiring December 31, 2029.

BE IT FURTHER RESOLVED, the City Clerk is hereby directed to transmit a copy of this resolution to the appointed member of the Modesto Landmark Preservation Commission, and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Councilmember Alvarez, who moved its adoption, which motion being duly seconded by Councilmember Ricci, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAVARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-05**

**RESOLUTION APPROVING THE REAPPOINTMENT OF CRAIG LEWIS TO
THE STANCOG MEASURE L CITIZENS' OVERSIGHT COMMITTEE TO
REPRESENT THE CITY OF MODESTO FOR A THREE-YEAR TERM**

WHEREAS, in November 2016, Stanislaus County Voters approved a county-wide, 25-year, half-cent sales tax increase known as Measure L which went in effect on April 1, 2017; and

WHEREAS, the adopted Measure L Ordinance requires an independent Citizens' Oversight Committee to oversee compliance with the voter approved tax measure; and

WHEREAS, the Measure L Citizens' Oversight Committee (MLOC) candidates are chosen by the City Council or Board of Supervisors they represent; and

WHEREAS, on August 2, 2017, by Resolution No. 2017-292, Council appointed Craig Lewis to the StanCOG Measure L Citizens' Oversight Committee for a five-year term; and

WHEREAS, on September 27, 2022, by Resolution No. 2022-392, Council reappointed Craig Lewis to a second term of three years; and

WHEREAS, Craig Lewis is eligible for reappointment to serve a third three-year term and has expressed interest in continuing his role.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby reappoints Craig Lewis to the StanCOG Measure L Citizens' Oversight Committee for a three-year term.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the Secretary of the Committee, thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Councilmember Wright, who moved its adoption, which motion being duly seconded by Councilmember Escutia-Braaton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-06**

**RESOLUTION APPROVING THE APPOINTMENT OF CAROLYN NEUMANN
TO THE MEASURE L CITIZEN’S TRANSPORTATION SALES TAX
COMMISSION FOR A FOUR-YEAR TERM FROM JULY 1, 2025 TO JUNE 30,
2029**

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions; and

WHEREAS, by Resolution No. 2023-169 adopted the Bylaws for the Measure L Citizen’s Transportation Sales Tax Commission; and

WHEREAS, the adopted Bylaws provide the terms of office and allow for the reappointment for up to two (2) terms; and

WHEREAS, by Ordinance No. 3796-C.S. and Resolution No. 2025-197 the Ordinance and Bylaws for the Measure L Citizen’s Transportation Sales Tax Commission were amended to change the Commission from eleven (11) members to nine (9) members and includes extending the number of consecutive four-year terms to three from two under the Terms of Office section; and

WHEREAS, Citizen’s Transportation Sales Tax Commission has (3) three seats open for new appointments; and

WHEREAS, staff has initiated the recruitment process to fill the vacancies resulting in (1) one new application; and

WHEREAS, applicant, Carolyn Neumann meets the minimum requirements for the commission; and

WHEREAS, on December 10, 2025, the Appointments Committee recommended the appointment of Carolyn Neumann, the vacant seat to the Measure L Citizen’s

Transportation Sales Tax Commission for a 4-year term from July 1,2025 to June 30, 2029.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby appoints Carolyn Neumann to the Measure L Citizen’s Transportation Sales Tax Commission for a four-year term from July 1, 2025 to June 30, 2029.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the appointed members of the Citizen’s Transportation Sales Tax Commission, thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Councilmember Escutia-Braaton, who moved its adoption, which motion being duly seconded by Vice-Mayor Williams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-07**

**RESOLUTION APPROVING THE APPOINTMENTS OF SHANNON STEVENS,
DOMINIQUE JOHNSON, AND SANDRA HILTON FOR A TERM EXPIRATION
OF DECEMBER 31, 2029, ON THE CITY OF MODESTO CULTURE
COMMISSION**

WHEREAS, the Culture Commission acts as an advisory body to the City Council and the City Manager in all matters pertaining to art, literature, music, and other cultural activities as well as promoting the preservation of historic sites, landmarks, documents, paintings, and other objects associated with the history of the City and its area; and

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the Commission is comprised of seven members with five (5) members representing the City of Modesto and two (2) residing within Stanislaus County; and

WHEREAS, there currently three (3) vacancies on the Commission of which two are required to be filled by a registered voter residing in Stanislaus County and one by a registered voter residing in Modesto; and

WHEREAS, the Committee received nine (9) applications from qualified individuals; and

WHEREAS, on December 10, 2025, the Appointments Committee recommended the appointment of Dominique Johnson and Sandra Hilton Kaepf for the Stanislaus County Resident vacancies and Shannon Stevens for the Modesto Resident vacancy.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the appointments of Shannon Stevens, Dominique Johnson, and

Sandra Hilton Kaepf for a term expiration of December 31, 2029, for a term expiration of December 31, 2029, on the City of Modesto Culture Commission.

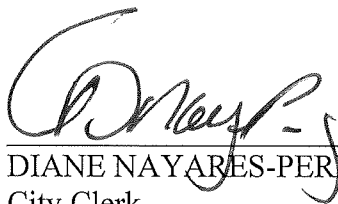
BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the appointed member of the Culture Commission and the Secretary, thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Councilmember Wright, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-08**

RESOLUTION APPROVING THE APPOINTMENTS OF PRISCILLA CASTILLO-AMADOR AS A YOUTH MEMBER-AT-LARGE FOR A TERM EXPIRATION OF DECEMBER 31, 2026, RICARDO NAVARRO AS A MEMBER-AT-LARGE FOR A TERM EXPIRATION OF DECEMBER 31, 2029, AND REAPPOINTMENT OF KAREN BURCH AS A DRYDEN WOMEN'S GOLF CLUB REPRESENTATIVE FOR A TERM EXPIRATION OF DECEMBER 31, 2029, ON THE CITY OF MODESTO GOLF COURSES ADVISORY COMMITTEE

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the Golf Courses Advisory Committee is comprised of five members representing local golf organizations: SIRS Golf Club, Muni-Niners Golf Club, Modesto Golf Club, Creekside Golf Club, and Dryden Women's Golf Club, and six Members-At-Large, including one Youth Member-At-Large, and

WHEREAS, there Currently, there are five (5) vacancies on the Committee of which three (3) are being applied for: one Youth Member-At-Large, one Member-At-Large, and one Dryden Women's Golf Club Representative, and

WHEREAS, the Committee received four (4) applications from qualified individuals; and

WHEREAS, on December 10, 2025, the Appointments Committee recommended the appointment of Priscilla Castillo-Amador as a Youth Member-At-Large, Ricardo Navarro as a Member-At-Large, and the reappointment of Karen Burch as a Dryden Women's Golf Club Representative.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the appointments of Priscilla Castillo-Amador as a Youth

Member-At-Large for a term expiration of December 31, 2026, Ricardo Navarro as a Member-At-Large for a term expiration of December 31, 2029, and the reappointment of Karen Burch as a Dryden Women's Golf Club Representative for a term expiration of December 31, 2029, on the City of Modesto Golf Courses Advisory Committee.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the appointed member of the Golf Courses Advisory Committee, and the Secretary, thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Mayor Zwahlen, who moved its adoption, which motion being duly seconded by Vice-Mayor Williams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:



JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-09**

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE 2026 SPORT COURT LIGHTING PROJECT, ACCEPTING THE BID AND AWARDING A CONSTRUCTION CONTRACT TO BOCKMON & WOODY ELECTRIC CO, OF STOCKTON, CA, IN THE AMOUNT OF \$292,703, AUTHORIZING \$35,125, FOR CONTINGENCY (IF NEEDED), FOR A TOTAL PAYMENT AMOUNT NOT TO EXCEED \$327,828, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT

WHEREAS, a multiyear plan has been established to help systematically address the deferred maintenance in the park system; and

WHEREAS, in June 2025, by Resolution 2025-186 Council approved the FY 2025-2026 budget, which included \$350,000 of Measure H funding for sport court lighting at various parks; and

WHEREAS, the 2026 Sport Court Lighting Project consists of the removal of existing light fixtures and installation of new LED light fixtures on the existing light poles at the tennis courts at Downey Community Park, East La Loma Park, and Roosevelt Park; and

WHEREAS, the project was advertised for bids on October 29, 2025; and

WHEREAS, bids were publicly opened on December 2, 2025, pursuant to City Charter Section 1307, and four bids were received; however, three were deemed non-responsive due to a failure to turn in bid bonds, leaving one responsive bid; and

WHEREAS, Bockmon & Woody Electric Co., Inc. of Stockton, CA, was determined to be the responsible bidder with the lowest responsive bid; and

WHEREAS, Modesto Municipal Code Section 8-3.203 generally requires all purchases, which meet or exceed \$100,000 for material, equipment, or contractual services to be formally bid; and

WHEREAS, the award of contract for the construction of the 22026 Sport Court Lighting Project, to Bockmon & Woody Electric Co., Inc. of Stockton, CA, conforms to Modesto Municipal Code, 8-3.203; and

WHEREAS, staff is requesting the Engineering Services Director's Authority to issue change orders of 12% (\$35,125) of the construction contract amount because this project is a small renovation project that has the potential for a higher amount of change orders; and

WHEREAS, staff recommends awarding a construction contract to Bockmon & Woody Electric Co., Inc. of Stockton, CA.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the plans and specifications for the 2026 Sport Court Lighting Project, accepts the Bid and awards a construction contract to Bockmon & Woody Electric Co., Inc. of Stockton, CA, in the amount of \$292,703, plus \$35,125, in contingency (if needed), for a total amount not to exceed \$327,828.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the contract, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARÉS-PÉREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-10**

RESOLUTION AMENDING THE FISCAL YEAR 2025-26 NON-CAPITAL IMPROVEMENT PROGRAM BUDGET TO FUND PROJECT #101672 (25-26 PARK MAINT – MEASURE H) AND PROJECT #101602 (24/25 PREVENTATIVE MAINTENANCE – MEASURE H) IN AN AMOUNT NOT TO EXCEED \$100,879, IN TRANSFERS, REVENUE, AND TO BUDGET EXPENDITURES TO FUND THE PROJECT, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO IMPLEMENT THE PROVISIONS OF THIS RESOLUTION

WHEREAS, the City plans to remove the existing light fixtures and install new LED light fixtures on the existing light poles at the tennis courts at Downey Community Park, East La Loma Park, and Roosevelt Parkes, as part of the 2026 Sport Court Lighting Project; and

WHEREAS, Measure H funding of \$100,879, must be allocated to fund a portion of the project; and

WHEREAS, the Fiscal Year 2025-2026 Non-Capital Improvement Budget must be amended to fund Project 101672 (25-25 Park Maint - Measure H), and Project 101602 (24/25 Preventative Maintenance – Measure H) in a total amount of \$100,879, to establish transfers, recognize revenue, and increase expenditures.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the amendments of the Fiscal Year 2025-2026 Non-Capital Improvement Program Budget to fund Project 101672 (25-25 Park Maint - Measure H), and Project 101602 (24/25 Preventative Maintenance – Measure H) in an amount not to exceed \$100,879, in transfers, revenue and to budget expenditures to fund the project.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-11**

RESOLUTION APPROVING A SECOND AMENDMENT TO THE AGREEMENT WITH CALLANDER ASSOCIATES LANDSCAPE ARCHITECTURE, INC. FOR ADDITIONAL TASKS RELATED TO CONSTRUCTION DOCUMENTATION AND BIDDING AND CONSTRUCTION SUPPORT FOR THE DR. MARTIN LUTHER KING JR. PARK RENOVATION PROJECT, INCREASING THE AGREEMENT AMOUNT BY \$90,000 TO A NEW TOTAL AMOUNT NOT TO EXCEED \$794,927, PLUS \$79,492 IN ADDITIONAL SERVICES, IF NEEDED, FOR A TOTAL AMOUNT NOT TO EXCEED \$874,419, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AMENDMENT

WHEREAS, on May 2, 2023, by Resolution No. 2023-199, Council approved an Agreement with Callander Associates Landscape Architecture, Inc., for \$684,927 plus 10% additional services of \$68,492, for a total not to exceed \$753,419, for the preparation of construction documentation for the Dr. Martin Luther King Jr. Park Renovation Project; and

WHEREAS, on June 24, 2025, by Resolution No. 2025-253, Council approved a First amendment to the agreement with Callander Associates Landscape Architecture, Inc., for an increase of \$20,000, for a total revised amount not to exceed \$773,419; and

WHEREAS, in November of 2025, at the City's request, Callander Associates Landscape Architecture, Inc., submitted a budget augmentation for additional tasks exceeding the \$773,419, authorized in the Original Agreement and First Amendment; and

WHEREAS, the estimated additional tasks resulted in increased costs, totaling \$90,000, for the following:

1. Expanded Bidding and Construction Support beyond what was anticipated in the Agreement
2. Additional Reimbursable Expenses

3. Additional Construction Documentation which includes design services needed to make exterior improvements to the King-Kennedy Memorial Center; and

WHEREAS, Modesto Municipal Code Section 8-3.203 generally requires all purchases, which meet or exceed \$100,000 for material, equipment, or contractual services to be formally bid; however, exceptions to the formal bidding process are granted in MMC 8-3.204(f), “Where the Purchasing Manager, in his or her discretion, determines that it is appropriate to amend the services or goods provided under an existing agreement to include additional similar goods or services, of limited quantity or scope, in order to increase efficiency and avoid delays or disruptions to City projects or services.”

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Modesto that it hereby approves a Second Amendment to the Agreement with Callander Associates Landscape Architecture, Inc. for additional tasks related to Construction Documentation and Bidding and Construction Support for the Dr. Martin Luther King Jr. Park Renovation Project, increasing the Agreement amount by \$90,000 to a new total amount not to exceed \$794,927, plus \$79,492 in additional services, if needed, for a total amount not to exceed \$874,419.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is authorized to execute the Second Amendment to the Agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-12**

RESOLUTION ACCEPTING DOWNTOWN SIGNAL COORDINATION G STREET AND H STREET, CML 5059(261) PROJECT AS COMPLETE, RELEASING SECURITIES, RELEASING PAYMENTS TOTALING \$1,307,037 TO BEAR ELECTRICAL SOLUTIONS, LLC., OF ALVISO, CA, AND AUTHORIZING THE CITY CLERK TO FILE A NOTICE OF COMPLETION

WHEREAS, the Downtown Signal Coordination G Street and H Street Project installed fiber optic cable and connected 15 traffic signals and equipment from Bodem Street at Scenic Drive through 10th Street and back to the City's Advanced Traffic Management System (ATMS) operation center at 1010 10th Street. The completion of this project allows for City staff in the Traffic Engineering Division to continuously monitor and improve signal performance on these two (2) major downtown streets; and

WHEREAS, the project was advertised for bids on December 17, 2024; and

WHEREAS, bids were publicly opened on January 21, 2025, and Bear Electrical Solutions, LLC., of Alviso, CA, was the lowest responsible bidder at 35.53% below the engineers estimate; and

WHEREAS, on April 8, 2025, by Council Resolution 2025-116, Council awarded a contract to Bear Electrical Solutions, LLC, in the amount of \$1,176,085; and

WHEREAS, the Contractor received the Notice to Proceed with a start date of June 16, 2025. All contract work was completed on September 26, 2025; and

WHEREAS, the total project costs were \$1,432,330, which included design, construction, and construction administration costs. The total project amount originally budgeted was \$1,587,718 which included \$1,411,302, for the construction contract and contingency with Bear Electrical Solutions, LLC.; and

WHEREAS, the City's "Change Order Approval Policy" enacted by Council Resolution No. 94-443 on July 19, 1994, updated by Resolution No. 2019-326 on July 9, 2019, and revised a second time September 12, 2023, by Resolution 2023-405 established a contract change order authority of 10% for construction contracts of this dollar value; and

WHEREAS, for this project staff requested Council's authority for a 20% (\$235,217) contingency due to a high level of uncertainty dealing with existing utilities and abandoned structures that are not accurately mapped in the downtown district; and

WHEREAS, there were five (5) change orders resulting in an overall increase of \$130,952 for change order work as listed on the attached change order log; and

WHEREAS, by accepting this project as complete, the City officially accepts the improvements made and authorizes the Notice of Completion to be filed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that it hereby accepts the Downtown Signal Coordination G Street and H Street, CML 5059(261) Project as complete, authorizes the releasing of securities, authorizes the releasing payments totaling \$1,307,037 to Bear Electrical Solutions, LLC., of Alviso, CA, and authorizes the City Clerk to file a Notice of Completion.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-13**

RESOLUTION ACCEPTING PARADISE ROAD AREA PEDESTRIAN AND BICYCLE SAFETY IMPROVEMENTS PROJECT, ATPL-5059(233) AS COMPLETE, RELEASING SECURITIES, RELEASING PAYMENTS TOTALING \$9,108,764 TO GEORGE REED, INC. OF MODESTO, CA, AND AUTHORIZING THE CITY CLERK TO FILE A NOTICE OF COMPLETION

WHEREAS, the Paradise Road Area Pedestrian and Bicycle Safety Improvements project improved safety for bicyclists and pedestrians in the Paradise Road area and accommodated all modes of travel throughout central Modesto; and

WHEREAS, this project changed the roadway configuration of Paradise Road with the installation of roundabouts and Modesto High School pedestrian crossing improvements to create a safer pedestrian and bicycle experience along the corridor. The project also included installation of sidewalks, class II bicycle lanes and pedestrian crossings with refuge islands, curb extensions, medians, speed tables, rapid flashing beacons within existing City of Modesto right-of-way; and

WHEREAS, the project was advertised for bids on May 3, 2023; and

WHEREAS, bids were publicly opened on June 6, 2023, and George Reed, Inc. of Modesto, CA, was the lowest responsible bidder at 4.02% above the engineers estimate; and

WHEREAS, on August 22, 2023, by Resolution 2023-380, Council awarded a contract to George Reed, Inc, in the amount of \$8,529,985; and

WHEREAS, the Contractor received the Notice to Proceed with a start date of September 27, 2023. All contract work was completed on February 27, 2025; and

WHEREAS, the total project costs were 10,835,430, which included design, City forces, construction, and construction administration costs. The total project amount

originally budgeted was \$11,174,096 which included \$9,382,983 for the construction contract and contingency with George Reed, Inc.; and

WHEREAS, the City's "Change Order Approval Policy" enacted by Council Resolution No. 94-443 on July 19, 1994, updated by Resolution No. 2019-326 on July 9, 2019, and revised a second time September 12, 2023 by Resolution 2023-405 established a contract change order authority of 10% (\$852,998) for construction contracts of this amount; and

WHEREAS, there were sixteen (16) change orders resulting in an overall increase of \$578,779 for change order work as listed on the attached change order log; and

WHEREAS, by accepting this project as complete, the City officially accepts the improvements made and authorizes the Notice of Completion to be filed.

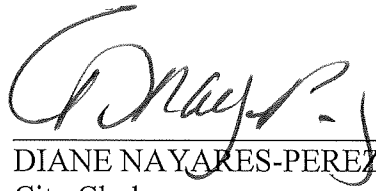
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that it hereby accepts the Paradise Road Area Pedestrian and Bicycle Safety Improvements Project, ATPL-5059(233) as complete, authorizes the releasing of securities, authorizes the releasing of payments totaling \$9,108,764 to George Reed, Inc. of Modesto, CA, and authorizes the City Clerk to file a Notice of Completion.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-14**

RESOLUTION APPROVING THE FIRST AMENDMENTS WITH BAY CITY ELECTRIC WORKS AND POWERGEN, INC. FOR GENERATOR REPAIR AND PREVENTATIVE MAINTENANCE SERVICES INCREASING THE COMBINED AGREEMENT AMOUNTS BY \$1,070,064 TO A NEW TOTAL COMBINED AMOUNT NOT TO EXCEED \$2,284,864 OVER FIVE (5) YEARS FOR BOTH AGREEMENTS; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO EXECUTE THE AMENDMENTS; AND AUTHORIZING THE DIRECTOR OF FINANCE OR HER DESIGNEE TO ADJUST AGREEMENT TOTALS BETWEEN VENDORS BASED ON CONTRACTOR'S AVAILABILITY AND DEPARTMENT'S NEEDS, ENSURING THE COMBINED TOTAL AMOUNT DOES NOT CHANGE

WHEREAS, the City of Modesto Utilities Department, Police Department, Fire Department and Public Works Department rely upon contractual agreements for repair and preventative maintenance of approximately sixty-eight (68) generators, although additional generators may be identified over the course of this service agreement. Stationary generators provide emergency back-up power to various City facilities, allowing departments to continue operations during power outage. Portable generators provide power for special projects in remote areas, back-up power to smaller facilities, and power for Special City events; and

WHEREAS, on August 27, 2024, Council authorized a Citywide Agreement for Generator Repair and Preventative Maintenance Service to Bay City Electric of Livermore, CA, and PowerGen, Inc, of Tracy CA, for a two-year agreement with three (3) one-year extension options for a total amount not to exceed \$1,214,800 over five (5) years; and

WHEREAS, there are currently four (4) departments that utilize the agreement with Bay City Electric Works and PowerGen, Inc. During the term of this agreement, it

has been determined that the initial requested amounts for all departments were underestimated; and

WHEREAS, an increase in funds allows the department to schedule more preventative maintenance on an as-needed basis which ensures less generator failures; and

WHEREAS, departments have identified three (3) generators that are currently not functioning and will need repairs; and

WHEREAS, the departments decided an amendment is needed to increase the estimated annual amount of the agreements by \$246,200, from \$181,300, for a new combined estimated annual amount of \$427,500, with an estimated Consumer Price Increase (CPI) increase of 5.4% for years three through five for a new combined total amount not to exceed of \$2,284,864 over five (5) years for both agreements; and

WHEREAS, based on MMC 8-2.204(f) “Where the Purchasing Manager, in his or her discretion, determines that it is appropriate to amend the services or goods provided under an existing agreement to include additional similar goods or services, of limited quantity or scope, in order to increase efficiency and avoid delays or disruptions to City projects or services”. Increasing the agreed amount for this service will ensure that the City departments have the proper funds to maintain and repair generators. Having these generators functional is vital to the City departments’ operations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the First Amendments with Bay City Electric Works and PowerGen, Inc for Generator Repair and Preventative Maintenance Services increasing the combined Agreement amounts by \$1,070,064 to a new combined total amount not to exceed \$2,284,864 over five (5) years for both Agreements.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Amendments, in a form approved by the City Attorney.

BE IT FURTHER RESOLVED authorizing the Director of Finance or her designee to adjust agreement totals between vendors based on contractor's availability and department's needs, ensuring the combined total amount does not change.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-15**

RESOLUTION APPROVING THE SOLE SOURCE AGREEMENT WITH GOVERNMENTJOBS.COM, INC., EL SEGUNDO, CA, DOING BUSINESS AS NEOGOV, FOR AN ELECTRONIC RECRUITMENT, PERFORMANCE MANAGEMENT, ONBOARD, LEARN PLATFORM AND eFORMS MODULES WITH SINGLE SIGN-ON SERVICE FOR A THREE-YEAR AGREEMENT FOR A TOTAL AMOUNT NOT TO EXCEED \$558,393 AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THIS AGREEMENT

WHEREAS, the City currently uses NEOGOV annual subscriptions for INSIGHT, a recruitment platform for application tracking and candidate experience processing, PERFORM, a performance management platform for all performance evaluations and expectations, and ONBOARD, an on-boarding platform to process new hires and employee promotions; and

WHEREAS, the City uses Vector Solutions, to manage the learning and training programs. This outdated platform is difficult to manage, with manual processes required to create accounts, reset passwords, assign trainings, and track completions; and

WHEREAS, NEOGOV Learn will replace Vector Solutions and provides an engaging and intelligent system for assigning, tracking, and reporting on training, including a robust catalog of over 1,200 public-sector specific courses; and

WHEREAS, the City operates on a hybrid model of personnel file storage with 40% contained electronic and 60% in paper. NEOGOV eForms is a digital personnel file storage and routing system that will centralize employee forms and documents into a digital repository; and

WHEREAS, Modesto Municipal Code Section 8-3.203 generally requires all purchases, which meet or exceed \$100,000 for material, equipment, or contractual services to follow formal bid procedures; and

WHEREAS, MMC 8-3.204(b) provides that a purchase may be exempted from the City's formal bidding requirement where the Purchasing Agency's requirements can be met solely by a single article or process. The NEOGOV Insight, Perform, Onboard, with the Learn platform and eForms modules with Single Sign-on of this Agreement to NEOGOV should be exempt from the formal bidding procedures in accordance with Modesto Municipal Code 8-3.204(b) as NEOGOV is the Sole Provider of Software.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves a Sole Source Agreement between GovernmentJobs.com, Inc., El Segundo, CA, doing business as NEOGOV, to enter into a Sole Source Agreement for an electronic recruitment, performance management, onboard, learn platform and eForms module with single sign-on services for a total amount not to exceed \$558,393 over three years.

BE IT FUTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-16**

RESOLUTION APPROVING AN AGREEMENT WITH YORK ORTHOPEDIC RECOVERY, MODESTO, CALIFORNIA, FOR EMPLOYEE WELLNESS PROGRAM TO PROVIDE ATHLETIC TRAINING, INJURY-PREVENTION SUPPORT, AND THERAPEUTIC RECOVERY SERVICES FOR A THREE (3) YEAR AGREEMENT, FOR AN ESTIMATED ANNUAL AMOUNT OF \$130,151, AND A TOTAL AMOUNT NOT TO EXCEED \$390,453 OVER THREE (3) YEARS AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE AGREEMENT

WHEREAS, maintaining the physical health, operational readiness, and long-term resilience of our law enforcement professionals is essential to sustaining a modern, high-performing police organization; and

WHEREAS, providing science-based, on-site physical wellness services demonstrates a commitment to the long-term health and safety of the City's workforce and enhances the overall performance and stability of the department; and

WHEREAS, on October 27, 2025, the City Manager authorized the Purchasing Manager to solicit the procurement for a Comprehensive Employee Wellness Program; and

WHEREAS, over the past year, the Modesto Police Department has piloted these services with York Orthopedic Recovery. The results have been overwhelmingly positive and demonstrate the substantial value of continuing and expanding this program; and

WHEREAS, York Orthopedic Recovery was identified as uniquely qualified due to its established relationships with other Stanislaus County agencies, as well as its broad range of services, credentialed staff, and proven ability to pass required background checks; and

WHEREAS, Modesto Municipal Code Section 8-3.203 generally requires all purchases which meet or exceed \$100,000 for material, equipment, or contractual services to follow formal bid procedures. However, exceptions to the formal bidding process are granted in MMC 8-3.204(d) “Where the Purchasing Manager, in his or her discretion, determines that a process other than the formal bid procedure set for in Section 8-3.203 will result in procurement for the City at the lowest possible cost commensurate with the desired quality.”; and

WHEREAS, here, when researching these services during the initial pilot phase the three alternative local providers reviewed were found deficient in scope, lacking in either injury prevention support or therapeutic recovery services. No other local vendor was identified that could offer the same comprehensive program, nor the proven success with first responder agencies.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves an agreement with York Orthopedic Recovery, Modesto, California, for Employee Wellness Program to provide athletic training, injury-prevention support, and therapeutic recovery services for a three (3) year Agreement, for an estimated annual amount of \$130,151, and a total amount not to exceed \$390,453 over three (3) years.


BE IT FURTHER RESOLVED that the City Manager or his designee, is hereby authorized to execute the Agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-17**

RESOLUTION APPROVING THE AGREEMENT WITH ADAMSON POLICE PRODUCTS, OF LOS ALAMITOS, CA, A DISTRIBUTOR FOR SAFARILAND, LLC BY UTILIZING THE COMPETITIVE BID PROCESS WITH STATE OF COLORADO IN COLLABORATION WITH THE NASPO VALUE POINT, FOR BALLISTIC VESTS, FOR A TWO (2) YEAR AGREEMENT WITH THREE (3) ONE-YEAR EXTENSION OPTIONS, FOR AN ANNUAL ESTIMATED AMOUNT \$176,927, AND A TOTAL AMOUNT NOT TO EXCEED \$884,635 OVER FIVE YEARS AND AUTHORIZING THE DIRECTOR OF FINANCE, OR HER DESIGNEE TO EXECUTE THE AGREEMENT

WHEREAS, the Modesto Police Department requires the use of ballistic vests for sworn officers and field-based civilian personnel; and

WHEREAS, these vests are intended for daily wear as part of each assigned department member's personal protective equipment; and

WHEREAS, custom fitted vests are provided at the time of hire and current personnel are provided with a replacement vest every five years as required by the expiration of vests and their protective warranty; and

WHEREAS, only body armor models which have been tested by the National Institute of Justice (NIJ) National Law Enforcement and Corrections Technology Center and found to comply with the requirements of the current NIJ Standard for Threat Level IIIA armor meet the performance standards set by the Modesto Police Department; and

WHEREAS, on June 11, 2019, by Resolution No. 2019-260, the City Council approved a Purchase Agreement for Ballistic Vests with Adamson Police Products of Los Alamitos, CA, for a two-year agreement with three one-year extension options, for a total amount not to exceed \$314,000; and

WHEREAS, on June 25, 2024, by Resolution No. 2024-238, the City Council approved the First Amendment with Adamson Police Products, for Ballistic Vests,

increasing the Agreement amount by \$113,416 to a new total amount of \$427,416 and extending the term of the Agreement from June 30, 2024, to June 30, 2025; and

WHEREAS, on June 4, 2025, the City and Adamson Police Products executed a Second Amendment extending the contract term for an additional six months, through December 30, 2025; and

WHEREAS, the Modesto Police Department researched current ballistic vest technology to determine if there were more safe and comfortable options available. Staff found a lighter and thinner option while still meeting the full ballistic rating standard of NIJ IIIA; and

WHEREAS, Modesto Municipal Code Section 8-3.203 generally requires all purchases, which meet or exceed \$100,000 for material, equipment, or contractual services to be formally bid. However, exceptions to the formal bidding process are granted in MMC 8-3.204(d) “Where the Purchasing Manager, in his or her discretion, determines that a process other than the formal bid procedure set for in Section 8-3.203 will result in procurement for the City at the lowest possible cost commensurate with the desired quality.” In addition, MMC 8-3.202(h) encourages the Purchasing Manager to join with the State of California and other units of government in cooperative purchasing plans when the best cost savings interest of the City would be served; and

WHEREAS, here, by utilizing the NASPO Value point bidding process, the City is complying with the requirements defined under this code for these operational parts needed for City departments.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves an agreement with Adamson Police Products, of Los Alamitos,

CA, a distributor for Safariland, LLC by utilizing the Competitive Bid Process with State of Colorado in collaboration with NASPO Value Point, for Ballistic Vests, for a two (2) year Agreement with three (3) one-year extension options, for an annual estimated amount \$176,927, and a total amount not to exceed \$884,635 over five years.

BE IT FURTHER RESOLVED that the Director of Finance, or her designee, is hereby authorized to execute the Agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-18**

**RESOLUTION APPROVING THE DRAFT GROUNDWATER USE AND
MANAGEMENT PLAN AND DRAFT WELL MITIGATION PLAN AS PART OF
THE STANISLAUS AND TUOLUMNE RIVERS GROUNDWATER BASIN
ASSOCIATION GROUNDWATER SUSTAINABILITY AGENCY'S 2027
GROUNDWATER SUSTAINABILITY PLAN UPDATE**

WHEREAS, the Stanislaus and Tuolumne Rivers Groundwater Basin Association (STRGBA) Groundwater Sustainability Agency (GSA), consisting of the City of Modesto, City of Oakdale, City of Riverbank, City of Waterford, Stanislaus County, Tuolumne County, Modesto Irrigation District and Oakdale Irrigation District was formed on February 16, 2017, for the purpose of managing groundwater in the Modesto Subbasin, within its jurisdictional boundaries, pursuant to the requirements of the Sustainable Groundwater Management Act (SGMA); and

WHEREAS, the STRGBA GSA coordinated with the County of Tuolumne GSA on their respective groundwater sustainability plan (GSP), and which was approved by both the STRGBA GSA and the County of Tuolumne GSA; and

WHEREAS, the final Modesto Subbasin GSP was submitted to the Department of Water Resources (DWR) on January 31, 2022; and

WHEREAS, the 2022 Amended GSP for the Modesto Subbasin was approved by DWR on February 27, 2025; and

WHEREAS, the City acknowledges that during the 20-year GSP implementation period it will be necessary to implement projects and management actions to achieve and maintain sustainable groundwater conditions in the Modesto Subbasin on or before 2042; and

WHEREAS, the City acknowledges that successful implementation of planned GSP projects to achieve their intended recharge benefits during the 20-year GSP implementation period (prior to 2042) is dependent in part on uncertainties related to hydrologic conditions, including precipitation and snowpack, and available water supply during that time period; and

WHEREAS, on July 9, 2024, the City approved the development of demand management actions by January 31, 2026, with implementation of those demand management actions by January 31, 2027; and

WHEREAS, on July 9, 2024, the City also approved the 2022 Revised GSP for the Modesto Subbasin, and which was submitted to DWR; and

WHEREAS, on February 27, 2025, the 2022 Revised GSP was approved by DWR; and

WHEREAS, the STRGBA GSA has developed a Draft Groundwater Use Management Program and Draft Well Mitigation Plan through collaboration of the STRGBA GSA member agencies with input from stakeholders through five (5) public workshops; and

WHEREAS, the Groundwater Use Management Program provides the framework to allocate the sustainable yield of the Modesto Subbasin by management area, allows each management area steward to take actions to allocate the management area's portion of the sustainable yield and to take actions to meet the allocation; and

WHEREAS, the Groundwater Use Management Program is an adaptive plan that provides tools for the management area steward(s) to respond and take various actions and an implementation schedule that may be further refined in the future; and

WHEREAS, the Well Mitigation Plan develops a strategic approach to addressing well failures for residents within the GSA management area that may result from extreme dry conditions, or GSA activities in the vicinity; and

WHEREAS, the City acknowledges that it cannot control groundwater conditions caused by actions not taken by the GSA; and

WHEREAS, the City commits to the implementation of this Groundwater Use Management Program and Well Mitigation Plan in collaboration with the STRGBA GSA, its member agencies and the County of Tuolumne GSA.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that it hereby approves the Draft Groundwater Use and Management Plan and Draft Well Mitigation Plan as part of the Stanislaus and Tuolumne Rivers Groundwater Basin Association Groundwater Sustainability Agency's 2027 Groundwater Sustainability Plan Update.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-19**

**RESOLUTION APPROVING AN AMENDED AND RESTATED
MEMORANDUM OF UNDERSTANDING WITH STANISLAUS COUNTY FOR
THE SOUTH MODESTO AREA STRENGTHEN AND REPLACE WATER
MAINS PROJECT, IN AN AMOUNT NOT TO EXCEED \$15,869,000,
RESCINDING RESOLUTION NO. 2024-120, AND AUTHORIZING THE CITY
MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT**

WHEREAS, the South Modesto Area Strengthen & Replace Water Mains Project is comprised of two neighborhoods, Bret Harte and Parklawn, and

WHEREAS, the old undersized water mains in these neighborhoods are prone to leaks and will be replaced with new City standard water mains, valves, fittings, service laterals, and fire hydrants to improve system reliability, flows and pressures, and

WHEREAS, Stanislaus County (County) will also be improving existing infrastructure in the Bret Harte and Parklawn neighborhoods, referred to as County Areas 10 and 24, respectively, with funding received from the American Rescue Plan Act (ARPA), and

WHEREAS, due to ARPA's deadline of the Winter of 2026 for the expenditure of funds, the County and City Projects were finalized and bid in Fall of 2025, and

WHEREAS, to increase efficiency, minimize disruption, and ensure both City and County Projects are completed on time and compatible during construction, the City and County agreed to collaborate on the design and construction efforts in the Parklawn and Bret Harte neighborhoods, and

WHEREAS, on April 9, 2024, by Resolution No. 2024-120, Council approved entering into a Memorandum of Understanding (MOU) with Stanislaus County for the

South Modesto Area Strength and Replace Water Mains Project in amount not to exceed \$12,850,000; and

WHEREAS, partnering with the County on this effort has allowed the City to avoid the lengthy process of hiring an outside engineering consultant for the design of the City's water system improvements; and

WHEREAS, the MOU stipulates the roles and responsibilities of each party for the design and construction of the Project; and

WHEREAS, with the City's oversight, the County finalized construction documents in the Summer of 2025 and bid both County and City improvements in the Fall of 2025; and

WHEREAS, the Amended and Restated MOU supersedes the MOU approved by Council on April 9, 2024, rescinds Resolution 2024-120, and replaces costs estimates previously presented with final verified costs.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves an Amended and Restated Memorandum of Understanding with Stanislaus County for the South Modesto Area Strengthen and Replace Water Mains Project, in an amount not to exceed \$15,869,00 and rescinds Resolution 2024-120.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Agreement in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-20**

**RESOLUTION AMENDING THE FISCAL YEAR 2025-26 CAPITAL
IMPROVEMENT PROGRAM BUDGET IN THE AMOUNT OF \$3,019,000 TO
BE TRANSFERRED INTO THE PROJECT FROM WATER FUND RESERVES
TO FUND THE SOUTH MODESTO AREA STRENGTHEN AND REPLACE
WATER MAINS PROJECT AND AUTHORIZING THE CITY MANAGER, OR
HIS DESIGNEE, TO IMPLEMENT THE PROVISIONS OF THE RESOLUTION**

WHEREAS, certain budgetary transactions are necessary in the amount of \$3,019,000, in order to fund the South Modesto Area Strengthen and Replace Water Mains Project; and

WHEREAS, the Fiscal Year 2025-26 Capital Improvement Program Budget must be amended.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the amendment of the Fiscal Year 2025-26 Capital Improvement Program Budget in the amount of \$3,019,000.


BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

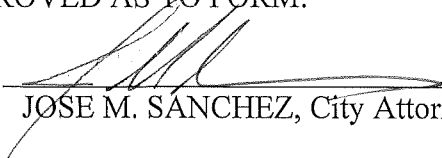
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-21**

RESOLUTION APPROVING THE FIRST AMENDMENT WITH HB RESTORATION INC., RIO LINDA FOR THE PAINTING OF WATER WELLS AND TANK SITES, INCREASING THE AGREEMENT AMOUNT BY \$868,453 FOR A NEW ESTIMATED ANNUAL AMOUNT OF \$326,000, AND A NEW TOTAL AMOUNT OF \$1,537,529 THROUGH THE TERM OF THE AGREEMENT AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AMENDMENT

WHEREAS, the Wastewater Division is responsible for maintaining the City’s assets at the City of Modesto Regional Water Recycling Facility – Sutter Campus and Jennings Campus, including various pump station sites throughout the City; and

WHEREAS, Wastewater staff determined it was necessary to begin a regularly scheduled maintenance program for the painting of various assets considered at risk of breakdown due to the corrosive environments where they are housed; and

WHEREAS, the pricing and services Wastewater is requesting were captured as part of the scope of the IFB that was solicited for the Water Division but due to the number of facilities and structures that required sites visits the quotes for Wastewater weren’t received until much later; and

WHEREAS, the Wastewater Division is requesting the same services utilized by the Water Division. The original Agreement amount included pricing for hourly rates for painters and the cost for paint for the painting of the Water Division’s water wells and Tank sites; and

WHEREAS, on October 8, 2024, by Resolution 2024-377, Council authorized an Agreement for the Painting of Water Wells and Tank Sites to HB Restoration Inc., Rio Linda, CA, for two-years (2) with three (3) one-year (1) extensions options at the sole

discretion of the City, for an estimated annual amount of \$126,000 and a total amount not to exceed \$669,076 over five (5) years; and

WHEREAS, the Wastewater Division would like to increase the existing agreement in order to include the painting of the City's Wastewater assets, which include Wastewater structures, tanks, backflows, pumping stations, aboveground pipes and safety railings by an estimated \$200,000 a year, for a total not to exceed \$1,537,529 over five (5) years for the work needed for both Wastewater and Water Division; and

WHEREAS, Modesto Municipal Code (MMC) Section 8-3.203 generally requires all purchases, which meet or exceed \$100,000 for material, equipment, or contractual services to be formally bid. However, exceptions to the formal bidding process are granted in MMC 8-3.204(f) "Where the Purchasing Manager, in his or her discretion, determines that it is appropriate to amend the services or goods provided under an existing agreement to include additional similar goods or services, or limited quantity or scope, in order to increase efficiency and avoid delays or disruption to City projects or services" This service is essential in preserving the integrity of the City's Wastewater assets.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves approving the First Amendment with HB Restoration Inc., Rio Linda for the Painting of Water Wells and Tank Sites, increasing the Agreement amount by \$868,453, for a new estimated annual amount of \$326,000, and a new total amount of \$1,537,529, through the term of the Agreement.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Amendment in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-22**

**RESOLUTION APPROVING A SECOND AMENDMENT TO THE
AGREEMENT WITH WEST YOST ASSOCIATES, INC., OF SACRAMENTO,
CA, FOR DESIGN SERVICES FOR DEL RIO REPLACEMENT WELL 271,
INCREASING THE AGREEMENT AMOUNT BY \$395,900, FOR A NEW TOTAL
AMOUNT NOT TO EXCEED \$1,294,290 AND AUTHORIZING THE CITY
MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AMENDMENT**

WHEREAS, in 1995, the City of Modesto purchased the Del Este Water System, which included Well 70, (formerly known as Well 271) located in the Del Rio service area; and

WHEREAS, on September 14, 2010, by Resolution No. 2010-409, Council approved and adopted the 2010 Water System Engineer's Report which identified Well 271 for replacement in order to meet the needs of the existing Del Rio Service Area; and

WHEREAS, on May 9, 2017, by Resolution No. 2017-187, Council approved an Agreement with West Yost Associates, Inc. (West Yost) for Design Services for the Del Rio Replacement Well 271 Project for a total amount not to exceed \$855,690; and

WHEREAS, on March 8, 2022, by Resolution No. 2022-137, Council approved a First Amendment to the Agreement with West Yost for Design Services for the Del Rio Replacement Well 271 Project increasing the Agreement amount by \$42,700 for a total amount not to exceed \$898,390; and

WHEREAS, West Yost, the Engineer-of-Record, has played an integral role in the design, bid period and well equipping support services of both the above and below ground improvements associated with the Del Rio Well 70 (Replacing Well 271) Project; and

WHEREAS, on May 19, 2021, a Water Quality Lab Analysis Report identified that the contaminant 1,2-dibromo-3-chloropropane (DBCP) was present at levels exceeding the maximum contaminant level (MCL) allowed per State regulation at Well 70; and

WHEREAS, a second sample taken on the same day and a third on May 21, 2021 confirmed that DBCP was present at levels exceeding the MCL; and

WHEREAS, on September 30, 2022, a Technical Memorandum prepared by West Yost, recommended that a Granular Activated Carbon (GAC) Treatment System be installed at the well site to address DBCP concentrations; and

WHEREAS, the proposed Second Amendment to the Agreement with West Yost will expand the current scope of services to include the design of the GAC Treatment System; and

WHEREAS, the Modesto Municipal Code (MMC) Section 8-3.203 generally requires all purchases, which meet or exceed \$100,000 for material, equipment, or contractual services to be formally bid; and

WHEREAS, exceptions to the formal bidding process are granted in MMC8-3.204(f), "Where the Purchasing Manager in his or her discretion determines that it is appropriate to amend the services or goods provided under an existing Agreement to include similar goods or services, of limited quantity or scope, in order to increase efficiency and avoid delays or disruptions to City projects or services.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby approves a Second Amendment to the Agreement with West Yost Associates, Inc., of Sacramento, CA, for Design Services for Del Rio Replacement Well

271, increasing the Agreement amount by \$395,90, for a new total not to exceed amount of \$1,294,290.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Amendment, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

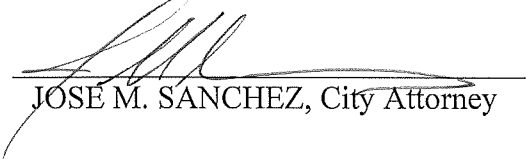


DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:



JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2026-23**

**RESOLUTION AMENDING THE FISCAL YEAR 2025-26 CAPITAL
IMPROVEMENT PROGRAM BUDGET IN THE AMOUNT OF \$395,900 TO BE
TRANSFERRED INTO THE PROJECT FROM WATER FUND RESERVES TO
FUND THE DEL RIO REPLACEMENT WELL PROJECT AND AUTHORIZING
THE CITY MANAGER, OR HIS DESIGNEE, TO IMPLEMENT THE
PROVISIONS OF THE RESOLUTION**

WHEREAS, certain budgetary transactions are necessary in the amount of \$395,900, in order to fund the Del Rio Replacement Well Project; and

WHEREAS, the Fiscal Year 2025-26 Capital Improvement Program Budget must be amended.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the amendment of the Fiscal Year 2025-26 Capital Improvement Program Budget in the amount of \$395,900.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 2026, by Vice-Mayor Williams, who moved its adoption, which motion being duly seconded by Councilmember Alvarez, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Alvarez, Bavaro, Escutia-Braaton, Ricci, Williams, Wright, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
DIANE NAYARES-PEREZ, CMC,
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney