

1. **A. CALL TO ORDER** –Mayor Soiseth called the meeting to order at 6:01 p.m.
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Matthew Jacob, Steven Nascimento, and Mayor Soiseth.
ABSENT: None

B. SALUTE TO THE FLAG

2. PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:

- A. Mayor Soiseth presented a Proclamation to Staff Services Technician Toni Cordell in recognition of Go Green Week, March 16-20, 2015. Ms. Cordell presented information on the City of Turlock’s Environmental Education Campaign including an overview of the program, accomplishments, and program partners including the Parks, Arts & Public Facilities Department, BLAST, and Turlock Scavenger and Recycling. She also thanked mascot “Recycle Man” for making an appearance.

- B. Mayor Soiseth recommended that Anokeen Varani, Abe Rojas, Jennifer Carter, Gerardo Rodriguez Jr., and Esther Castro be appointed as Community Member Representatives to the CDBG Grant Selection Committee.

Action: Motion by Councilmember Bublak, seconded by Councilmember DeHart, appointing Anokeen Varani, Abe Rojas, Jennifer Carter, Gerardo Rodriguez Jr., and Esther Castro as Community Member Representatives to the CDBG Grant Selection Committee. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- C. Mayor Soiseth recommended that Councilmembers Bublak and Jacob be appointed as Council Representatives to the CDBG Grant Selection Committee.

Action: Motion by Councilmember DeHart, seconded by Councilmember Nascimento, appointing Councilmembers Bublak and Jacob as Council Representatives to the CDBG Grant Selection Committee. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- D. Mayor Soiseth presented a Proclamation to Coach Gabriel Bolton recognizing Coach Bolton, Assistant Coaches Jessica Schob, Dave DeHart, Emmett Bennett, and Matt Frazee, and the California State University Stanislaus Warriors Women’s Soccer Team for winning the 2014 NCAA West Region Championship. Coach Bolton thanked the Council, community, and his wife for their support. Mayor Soiseth requested a group photo of the coaches, players, Council, City staff, and Congressman Jeff Denham.

3. A. SPECIAL BRIEFINGS: None

B. STAFF UPDATES

1. Development Services Director Mike Pitcock provided an update on Capital Projects and Building Activity including the Diane Drive Realignment project, Fosberg and Christoffersen Traffic Signal project, contract traffic counters project, and building permit activity for February showing an increase.

Mayor Soiseth asked that the Public Participation portion of the meeting be handled at this time.

C. PUBLIC PARTICIPATION

Congressman Jeff Denham welcomed new Councilmembers and spoke regarding activities he is involved with in Washington, D.C., including the recently passed Passenger Rail Bill that will help the ACE Train move further into the Valley, new Transportation Bill that will address major needs related to bridges, overpasses and highway expansion, his work on the Resources Committee with an emphasis on a getting a water solution, and efforts to lift caps on the number of visas that can be obtained by those suffering persecution in the Middle East. Congressman Denham also answered questions about his work in relation to Bakken crude oil and related transportation concerns.

Vernon Price spoke regarding SB608 "Right to Rest Act" and thanked the City Attorney for staying up on things in Turlock.

Milt Trieweiler spoke regarding the drought situation, planning for the future, and climate change.

Manuel Drumonde and Major Strum spoke regarding the history and purpose of Turlock Together and the services they provide, including collection of toys for needy children, food boxes, and activities. Major Strum provided statistical information from this year's activities, including that Turlock Together helped 1,800 families, 1,100 people in community received food boxes, 2,400 children were provided with Christmas presents, and Christmas dinner was served to 800 people.

Brady Anderson of Solar City spoke regarding TID solar rate and net energy metering (NEM) changes and requested Council's support in asking TID to reconsider the changes.

Mayor Soiseth returned to the Staff Update portion of the meeting.

Staff Updates continued:

2. Fire Chief Tim Lohman provided information on Bakken Crude Oil Transportation including increases in Bakken Shale oil being imported into California, dramatic increases in the number of rail accidents in recent years, uses of the oil, and California recommendations to improve emergency prevention, preparedness and programs.

3. Assistant to the City Manager for Economic Development/Housing Program Services Manager Maryn Pitt provided information on economic development in Turlock including a general overview of sales tax growth, a Quarterly Business Activity Performance Analysis, 3rd Quarter 2014 Sales Tax Capture & Gap Analysis information, and a list of the top 25 sales tax & use generators.

Mayor Soiseth reopened Public Participation.

C. PUBLIC PARTICIPATION

Mayor Soiseth noted two noise complaints received from Ken DeMartini of 1251 N. Mitchell Avenue, Turlock, California, and Larry Murray of 630 Stevenot Court, Turlock, California.

4. **A. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:** None

5. CONSENT CALENDAR:

Action: Motion by Councilmember DeHart, seconded by Councilmember Nascimento, to adopt the consent calendar. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- A. **Resolution No. 2015-040** Accepting Demands of 2/12/15 in the amount of \$1,013,617.85; Demands of 2/19/15 in the amount of \$633,664.91
- B. Motion: Accepting Minutes of Special Meeting of February 12, 2015; Special Meeting of February 17, 2015; Regular Meeting of February 24, 2015
- C.
 1. Motion: Accepting notification of Contract Change Order No. 1 (Final) in the amount of \$8,612.07 (Fund 215) for City Project No. 12-49, "Walnut Rd. Median Improvements," bringing the contract total to \$298,705.07
 2. Motion: Accepting improvements for City Project No. 12-49, "Walnut Rd. Median Improvements," and authorizing the City Engineer to file a Notice of Completion
- D.
 1. Motion: Accepting notification of Contract Change Order No. 3 (Final) for a credit in the amount of \$9,873.92 (Fund 426) for City Project No. 12-59, "CNG Slow Fill Station Upgrade," bringing the contract total to \$333,657.62
 2. Motion: Accepting improvements for City Project No. 12-59, "CNG Slow Fill Station Upgrade," and authorizing the City Engineer to file a Notice of Completion
- E.
 1. Motion: Making the determination that City Project No. 15-29, "Turlock Municipal Airport Pole Barn Demolition," is exempt from the provisions of CEQA in accordance with Section 15301
 2. Motion: Awarding bid and approving an agreement in the amount of \$3,000 with Modesto Sand and Gravel of Modesto, California, for City Project No. 15-29, "Turlock Municipal Airport Pole Barn Demolition"
- F.
 1. Motion: Approving Contract Change Order No. 1 (Final) for a credit in the amount of \$1,388.96 (Fund 410) for City Project No. 14-33, "Storm Drain Improvements on Dianne Drive," bringing the contract total to \$13,871.04

2. Motion: Accepting improvements for City Project No. 14-33, "Storm Drain Improvements on Dianne Drive," and authorizing the City Engineer to file a Notice of Completion
- G. **Resolution No. 2015-041** Authorizing the filing of an application, acceptance of an allocation of funds, and execution of a grant agreement for Land and Water Conservation Fund, Swanson Centennial Park Development Project
- H. Motion: Approving a maintenance agreement with XC2 Software, LLC to provide software maintenance and support on a Backflow Prevention Program for the Municipal Services Department, for a period of twelve (12) months, in an amount not to exceed \$2,000 annually
- I. **Resolution No. 2015-042** Affirming the City Manager's action of having signed and submitted a letter authorizing the Stanislaus County Department of Environmental Resources to submit a regional application for a Waste Tire Amnesty Grant to the California Department of Resources Recycling and Recovery (CalRecycle) on behalf of the City of Turlock, and authorizing the City Manager to submit future letters of authorization without annual reauthorization
- J. **Resolution No. 2015-043** Authorizing the Turlock Fire Department to accept a grant from the United States Department of Homeland Security to pay for two (2) Fire Captains to attend Hazardous Materials Specialist training, in an amount not to exceed \$21,000
- K. Motion: Rejecting Claim for Damages filed by Veber A. Caetano

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS:** None

8. **SCHEDULED MATTERS:**

- A. Development Services Director Mike Pitcock presented the staff report on the request to make the determination that City Project No.15-30, "Emergency Repair of Golf Road," is exempt from the provisions of CEQA in accordance with Section 15301; reaffirm the declaration of emergency made by the City Manager and declare that there is a need to continue with the repair of the embankment, roadway and installation of drainage facilities; award bid and approve an agreement in the amount of \$28,300 with Ross F Carroll, Inc. of Oakdale, CA, for City Project No.15-30, "Emergency Repair of Golf Road"; and appropriate \$38,130 to account number 217-50-511.51270 "Construction Project" to be funded from unappropriated Section 2103 Gas Tax reserves in Fund 217 "Gas Tax" for City Project No. 15-30, "Emergency Repair of Golf Road," to complete the necessary funding required for the project.

Mayor Soiseth asked for public comment. No one spoke. Mayor Soiseth closed public comment.

Action: Motion by Councilmember DeHart, seconded by Councilmember Bublak, Making the determination that City Project No.15-30, "Emergency Repair of Golf Road," is exempt from the provisions of CEQA in accordance with Section 15301. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

Motion by Councilmember Nascimento, seconded by Councilmember Bublak, Reaffirming the declaration of emergency made by the City Manager and declaring that there is a need to continue with the repair of the embankment, roadway and installation of drainage facilities. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

Motion by Councilmember Nascimento, seconded by Councilmember Bublak, Awarding bid and approving an agreement in the amount of \$28,300 with Ross F Carroll, Inc. of Oakdale, CA, for City Project No.15-30, "Emergency Repair of Golf Road." Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

Resolution No. 2015-044 Appropriating \$38,130 to account number 217-50-511.51270 "Construction Project" to be funded from unappropriated Section 2103 Gas Tax reserves in Fund 217 "Gas Tax" for City Project No. 15-30, "Emergency Repair of Golf Road," to complete the necessary funding required for the project, was introduced by Councilmember Nascimento, seconded by Councilmember Bublak, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- B. Development Services Mike Pitcock presented the staff report on the request to make the determination that City Project No. 12-53, "Crowell Road Pedestrian Improvements," is exempt from the provisions of CEQA in accordance with Section 15301, and to award bid and approve an agreement with FBD Vanguard Construction in the amount of \$60,014.11 for the project.

Council and staff discussion included concerns over potential safety concerns and impacts of bicyclists using Crowell Road in relation to the project.

Mayor Soiseth asked for public comment. No one spoke. Mayor Soiseth closed public comment.

Action: Motion by Councilmember DeHart, seconded by Councilmember Bublak, Making the determination that City Project No.12-53, "Crowell Road Pedestrian Improvements," is exempt from the provisions of CEQA in accordance with Section 15301. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

Motion by Councilmember DeHart, seconded by Councilmember Jacob, Awarding bid and approving an agreement in the amount of \$60,014.11 (Fund 217) with FBD Vanguard Construction of Livermore, California, for City Project No.12-53, "Crowell Road Pedestrian Improvements." Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- C. Fire Chief Tim Lohman presented the staff report on the request to authorize Turlock Fire Department to submit a grant application with the United States Department of Homeland Security for staffing for the Adequate Fire and Emergency Response (SAFER) grant to hire line firefighter positions in the amount of \$585,627.16.

Council and staff discussion included future plans for staffing should grant funding not be awarded and staffing concerns related to coverage of the city in the event of a major fire incident.

Mayor Soiseth asked for public comment. No one spoke. Mayor Soiseth closed public comment.

Action: Resolution No. 2015-045 Authorizing the Turlock Fire Department to submit a grant application with the United States Department of Homeland Security for staffing for the Adequate Fire and Emergency Response (SAFER) grant to hire line firefighter positions in the amount of \$585,627.16 was introduced by Councilmember Bublak, seconded by Councilmember Jacob, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- D. Assistant to the City Manager for Economic Development/Housing Program Services Manager Maryn Pitt presented the staff report on the request to appoint an existing City of Turlock Committee from either the Parks, Arts & Recreation Commission or CDBG Grants Committee, to administer the 2015 Community Grants Program formerly administered by the Convention and Visitors Bureau.

City Manager Roy Wasden made Council aware of at least two grant requests that were time sensitive and needed swift consideration. CSUS Associate Athletic Director Kim Duyst provided information about grant funding requests for the CSUS Softball Tournament of Champions and the CSUS Soccer Tournament of Champions.

Council and staff discussion included the urgency request, possible solution of the urgent grant requests through an emergency provision in the Brown Act, the CVB's authority to continue processing community grant applications during the 90 day transition period, options for handling the various grant funding requests including handling the urgent grant requests at special City Council meeting, Council oversight in final approval and associated duplication of efforts/time concerns.

Mayor Soiseth asked for public comment. No one spoke. Mayor Soiseth closed public comment.

Councilmember Bublak introduced an "Option 3" motion, appointing the Parks, Arts & Recreation Commission to administer the 2015 Community Grants Program formerly administered by the Convention and Visitors Bureau, with the exception of a few that will be heard before that. Motion died for lack of a second.

Councilmember Bublak introduced a restated motion, Appointing the Parks, Arts & Recreation Commission to administer the 2015 Community Grants Program formerly administered by the Convention and Visitors Bureau, excluding a certain urgent requests that will come forward at the March 17, 2015 special meeting of the Turlock City Council. Councilmember DeHart seconded the motion.

Councilmember Jacob introduced an amendment to the motion, adding the language, "with final approval by City Council." Councilmember Bublak seconded/accepted the amendment.

Action: Motion by Councilmember Jacob, seconded by Councilmember Bublak, adding the language, "with final approval by City Council" to amend the motion on the floor, Appointing the Parks, Arts & Recreation Commission to administer the 2015 Community Grants Program formerly administered by the Convention and Visitors Bureau, excluding certain urgent requests that will come forward at the March 17, 2015 special meeting of the Turlock City Council. Motion carried 4/1 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	No	Yes	Yes	Yes

Motion by Councilmember Bublak, seconded by Councilmember DeHart, Appointing the Parks, Arts & Recreation Commission to administer the 2015 Community Grants Program formerly administered by the Convention and Visitors Bureau, excluding certain urgent requests that will come forward at the March 17, 2015 special meeting of the Turlock City Council, with final approval by the City Council. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- E. Development Services Director Mike Pitcock presented the staff report on the request to authorize the creation and recruitment of a Staff Services Assistant position within the Development Services Department - Building Division through an in-house recruitment of full-time, part-time and volunteer/intern staff, and outside recruitment if needed.

Council and staff discussion included the importance of providing good customer service, how the position would function, potential plans for a "Permit Tech" mid-level position, and funding sources for the requested position.

Mayor Soiseth asked for public comment.

Milt Trieweiler spoke in favor of the item.

Mayor Soiseth closed public comment.

Action: **Resolution No. 2015-046** Authorizing the creation and recruitment of a Staff Services Assistant position within the Development Services Department - Building Division through an in-house recruitment of full-time, part-time and volunteer/intern staff, and outside recruitment if needed was introduced by Councilmember DeHart, seconded by Councilmember Nascimento, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION

Councilmember Nascimento asked for consideration that an ad hoc committee be established to discuss the needs of Public Safety. He requested two Councilmembers be appointed to the ad hoc committee to meet with the Police Chief, Fire Chief, and representatives from employee groups to discuss issues and ways that Council can help them meet their objectives.

Councilmember Bublak asked for consideration that the community grant requests deemed to be under urgent time constraints as directed in Item 8D be agendized for a Special Meeting on March 17, 2015.

10. COUNCIL COMMENTS: None

11. CLOSED SESSION:

City Attorney Phaedra Norton indicated the Closed Session item would not be heard.

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 Negotiators: Roy W. Wasden/Dave Young

Employee Organization: Turlock Associated Police Officers

Action: None. Item was not heard.

12. ADJOURNMENT:

Motion by Councilmember Nascimento, seconded by Councilmember Jacob, to adjourn at 7:49 p.m.
Motion carried unanimously.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk