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1. **A. CALL TO ORDER** – Vice Mayor DeHart called the meeting to order at 6:00 p.m.  
PRESENT: Councilmembers Gil Esquer, Bill DeHart, Amy Bublak, and Mayor Gary Soiseth  
(*via teleconference*).  
ABSENT: Councilmember Matthew Jacob.

**B. SALUTE TO THE FLAG**

*Vice Mayor DeHart announced that Mayor Soiseth is participating via teleconference.*

*Vice Mayor DeHart announced that Sky Woodruff of Meyers Nave was participating via teleconference as legal representation.*

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

- A. Vice Mayor DeHart presented a Certificate of Recognition to Accountant II Nadine Silva as the City of Turlock Employee of the Month – August award winner for her great customer service, importance to detail and transparency in her work, going the extra mile, and assisting others.
- B. Vice Mayor DeHart and Police Chief Ninus C. Amirfar presented a Medal of Meritorious Service to Police Officer Adam Neep for above and beyond life saving measures during the involvement of an auto accident.
- C. Artist Morgan Andre spoke about the reception and provided information about her artwork entitled Abstract Landscapes including art technique, various textures, line use, and various geographic areas of the central valley as her inspiration. Ms. Andre thanked the Council and the Parks, Arts and Recreation Commission for the opportunity to showcase her artwork at City hall and encouraged the community to invest in local artists.

**3. A. SPECIAL BRIEFINGS:**

Turlock Regional Aviation Association President Todd Smith provided information about the Turlock Regional Airport including a quarterly update, the annual Young Eagles event, and noted to date the EAA's network of volunteer pilots and ground volunteers together have flown over 2 million kids. Additionally, TRAA promoted the participation of handicap children who would otherwise not have the means to experience flying in an aircraft and had a successful turnout. Mr. Smith reported from a business perspective the airport is at full capacity of hangar rentals with a waiting list in place. TRAA is applying for a FFA grant for additional funds to invest in airport approval. Mr. Smith thanked the Council for their very active role and commitment to the TRAA

Parks, Recreation and Public Facilities Director Van Guilder reported on the airport runway project and indicated that because the bids came in higher than expected the project was not awarded and noted as a result of this a Council workshop will be scheduled to address and strategize future project consideration and direction.

**B. STAFF UPDATES**

1. Policy Goals and Implementation Plan – No updates were provided.
2. Administrative Services – No updates were provided.
3. Development Services Department

- a. Capital Projects, Building Activity, and Transit

Development Services Director Mike Pitcock provided an update on Building Permit and Inspection Activity for the month of July 2017 and Capital Projects including the intersection improvements at Fulkerth and Golden State and the Turlock Regional Transit Center phase 2 project.

- b. Measure L Planning

Development Services Director Mike Pitcock provided an update on Measure L Planning including project updates and timelines as well as construction contractor's calendar/schedules for 2017. Mr. Pitcock reported he anticipates projects to begin in the spring of 2018.

Council and staff discussed this item.

4. Fire Department – No updates were provided.
5. Municipal Services Department – No updates were provided.
6. Parks, Recreation and Public Facilities

- a. Parks Recreation and Public Facilities Director Allison Van Guilder provided an update on the wooden play structure at Donnelly Park noting it will be closed from September 12<sup>th</sup> through September 24<sup>th</sup> for repair.

7. Police Department

- a. School Safety-Education and Enforcement

Police Chief Ninus C. Amirfar presented information about back to school safety, education, and enforcement including partnerships with the Turlock Unified School District, CSU Stanislaus, the Vista, and social media outlets. Chief Amirfar reported that Police personnel visited all school sites including private school sites on the first day back to school, welcoming students and parents and reminding those of safety measures related to traffic.

**C. PUBLIC PARTICIPATION**

Dianne Bartlett, Supervising Librarian of the Stanislaus County Turlock Library provided an update on upcoming library activities for children including pirate week and a scavenger hunt. Ms. Bartlett announced upcoming events focused on adults would include classes related to steps to citizenship and paths for dreamers under the DACA law by presented by Stanislaus County Office of Education.

Ricardo Perez spoke regarding concerns of traffic safety related to the crosswalks located on Colorado Ave. between Canal Dr. and East Marshall St. at the Cooper Ave. and Lyons Ave. crosswalks near Turlock High School. He indicated that at peak school times of 7:45 a.m. and 2:45 p.m., crosswalk supervision in a highly impacted traffic area is lacking.

Community Members Danielle Ray-Reyes, Ann Strahm, Carla Wright, Denise Hunt, Donna Endsley, Ivan Clay, Lauren Machado, Francisco Reyes, and Anthony Castillo presented a sample resolution requesting Council support for diverse racial, ethnic, religious, and national backgrounds and to stand up and oppose any acts of discrimination committed against one another.

Vice Mayor Bill DeHart thanked the citizens for their comments, the sample resolution provided to Council, and indicated that Council takes these comments very seriously.

Mayor Soiseth thanked the citizens also for bringing this resolution forward and would consider adopting a resolution of such.

**4. A. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA**

**Action:** Motion by Councilmember Esquer, seconded by Councilmember Bublak, waiving reading of all ordinances on the agenda, except by title. Motion carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None**

**C. DISCLOSURE OF TOP TEN/MAXIMUM CONTRIBUTORS**

**5. CONSENT CALENDAR:**

*Councilmember Amy Bublak requested Consent Calendar item 5J be removed for separate consideration. Vice Mayor DeHart noted this item would be removed from the agenda and considered at the September 26, 2017 City Council meeting.*

*Vice Mayor DeHart noted Consent Calendar item 5L would be removed for separate consideration.*

Councilmember Esquer requested Consent Calendar item 5W be removed for separate consideration.

**Action:** Motion by Vice Mayor DeHart, seconded by Mayor Soiseth, adopting the amended consent calendar. Motion carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- A. **Resolution No. 2017-211:** Accepting Demands of 7/13/17 in the amount of \$683,170.17; Demands of 7/20/17 in the amount of \$1,783,808.77; Demands of 7/27/17 in the amount of \$256,693.50; Demands of 8/03/17 in the amount of \$655,864.53; Demands of 8/10/17 in the amount of \$1,124,116.53; Demands of 4/30/17 in the amount of \$576,808.27
- B. **Motion:** Accepting Minutes of Special and Regular Meeting of July 25, 2017; Special and Regular Meetings of August 8, 2017; Special Meeting of August 11, 2017; Special Meeting of Aug 21, 2017
- C.
  - 1. **Motion:** Accepting notification of Contract Change Order No. 1 in the amount of \$3,724 for City Project No. 16-37A "Fire Department Live Fire Training Facility," bringing the contract total to \$191,724
  - 2. **Resolution No. 2017-212:** Appropriating \$110,000 to account number 305-40-443.51270 "Construction Project" to be funded from unallocated reserves in Fund 305 "CFF-Fire" for City Project No. 16-37A "Fire Department Live Fire Training Facility" and future projects to improve the facility
- D.
  - 1. **Resolution No. 2017-213:** Determining City Project No. 17-24 "Loyola Way Electrolier" is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15303 (New Construction or Conversion of Small Structures) of the CEQA Guidelines
  - 2. **Motion:** Awarding bid and approving an Agreement in the amount of \$24,994 (Fund 302) with Tim Paxin's Pacific Excavation, Inc. of Elk Grove, California, for City Project No. 17-24 "Loyola Way Electrolier"
- E. **Resolution No. 2017-214:** Approving the purchase and delivery of one (1) 2018 Ford Explorer from Elk Grove Ford of Elk Grove, California, to be used solely as a transit service management vehicle by City transit staff, through the State of California Contract No. 1-16-23-23F, in an amount not to exceed \$31,865, without compliance to formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(5)
- F. **Motion:** Approving an Agreement between the City of Turlock and Turlock Community Theatre, Inc. for the purpose of utilizing the Turlock Community Theatre for recreation dance classes and the end of session recital, from September 13, 2017 to December 8, 2017, in the amount of \$100 per day not to exceed twenty five (25) uses
- G. **Motion:** Accepting the post event reports for the Community Events and Activities Grants funding as set forth in "Exhibit A"
- H.
  - 1. **Resolution No. 2017-215:** Determining the closure of Central Park located at 115 South Golden State Boulevard, for the Warriors Explore Downtown event hosted by California State University Stanislaus in partnership with the Turlock Downtown Property Owners Association and the City of Turlock, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines

2. **Resolution No. 2017-216:** Approving a Special Event Permit Application for Warriors Explore Downtown hosted by California State University Stanislaus in partnership with the Turlock Downtown Property Owners Association and the City of Turlock, authorizing the associated closure of Central Park located at 115 South Golden State Boulevard, for event purposes, on Wednesday, September 20, 2017 from 1:00 p.m. to 11:00 p.m., and authorizing the City Manager to apply appropriate conditions and restrictions on the park closure
- I. **Motion:** Authorizing issuance of Request for Proposal (RFP) No. 17-531 for removal, recovering and reinstallation of the City Hall awnings
- J. *Removed from the Agenda*
- K. **Resolution No. 2017-217:** Approving the purchase of three (3) Ford F150 Regular Cab Pick Ups and two (2) 2017 Ford F250 Regular Cab Pick Ups for the Municipal Services Department from Downtown Ford Sales of Sacramento, California, through the State of California Contract No. 1-16-23-20A, in an amount not to exceed \$168,500, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(5), and declaring the replaced vehicles as surplus
- L. *Removed for separate consideration*
- M. 1. **Resolution No. 2017-218:** Approving the transfer of unused property [two (2) bike racks] to the We Care Program – Turlock for use at their facility located at 221 South Broadway, Turlock
2. **Resolution No. 2017-219:** Authorizing the City Manager, or his/her designee, to transfer unused property that can be used by another Government, Quasi Government, or Non-Profit Agency
- N. **Motion:** Approving an Agreement between the City of Turlock and PAXXO (USA), INC. for headworks debris disposal bags at the Turlock Regional Water Quality Control Facility, in an annual amount of \$15,000, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(2)
- O. **Motion:** Approving Amendment No. 1 to an Agreement between the City of Turlock and Roadrunner Drilling & Pump Company, Inc. for Well Rehabilitation Services of Wells 28, 31, and 38, to modify the scope of work to include additional well sites
- P. **Motion:** Approving a Right of Entry Agreement between the City of Turlock and Evangelical Lutheran Church of the Good Shepherd of Turlock at 3500 North Quincy Road for the installation of an exploratory test hole for a new municipal water supply well
- Q. **Motion:** Approving an Agreement between Stommel, Inc., Dba Lehr Auto Electric of Sacramento, and the City of Turlock for the purchase of emergency vehicle equipment, supplies, repair, and installation services
- R. **Resolution No. 2017-220:** Authorizing the acceptance of an allocation of funds, execution of a grant agreement, and the commitments necessary to administer the Selective Traffic Enforcement Program grant through the California Office of Traffic Safety, in an amount not to exceed \$85,000, appropriating said funds into the appropriate revenue and expenditure accounts in Fund 266 “Police Grants” Program 352 “OTS Step Grant” for FY 2017-18, and authorizing the City Manager to sign all documents associated with this grant on behalf of the City of Turlock
- S. 1. **Motion:** Approving the purchase and delivery of ten (10) PocketCitation handheld ticket writer devices for the Turlock Police Department from Apteon, formerly Advanced Public Safety, Inc. (APS), in an amount not to exceed \$55,526.71 from account number 240-00-000-213.51152 “Police Services Hand Held Ticket Writers”

2. **Resolution No. 2017-221**: Re-appropriating unspent funds of \$60,000 from Fiscal Year 2016-17 to account number 240-00-000-213.51152 "Police Services Hand Held Ticket Writers" from Fund 240 "Small Equipment Replacement Reserves" for the purchase of PocketCitation handheld ticket writer devices
- T. 1. **Motion**: Approving an Agreement with Clark Pest Control to provide immediate pigeon exclusion and clean-up, as well as annual trapping services at the Public Safety Facility radio tower
2. **Resolution No. 2017-222**: Re-appropriating unspent funds of \$9,000 from Fiscal Year 2016-17 and an additional \$2,100 from Fund 240 "Small Equipment Replacement-Police" unallocated reserves to account number 240-00-000-213.44030\_054 "Minor Equipment PSF Repairs and Improvements" for pigeon exclusion and clean-up and appropriating \$5,640 from Fund 110 "General Fund" unallocated reserves to account number 110-20-200.43150 "Pest Control" for on-going trapping services at the Public Safety Facility radio tower
- U. **Resolution No. 2017-223**: Re-appropriating unspent funds of \$14,000 from Fiscal Year 2016-17 to account number 110-20-210.44030\_001 "Minor Equipment Safety Equipment" from Fund 110 "General Fund" Unallocated Reserves for the purchase of necessary safety equipment for Police Officers
- V. **Resolution No. 2017-224**: Re-appropriating unspent funds of \$5,200 from Fiscal Year 2016-17 to account number 110-20-210.47119 "Police Academy" from Fund 110 "General Fund" Unallocated Reserves for the purchase of ammunition for Police Officer Trainees
- W. *Removed for separate Consideration*
- X. 1. **Motion**: Correcting Amendment No. 2 to an Agreement with Tyler Technologies, Inc (approved on August 8, 2017) for Standard Software License and Services to include Executime Time & Attendance Software and Executime Advanced Scheduling Software, correcting the not to exceed compensation amount
2. **Motion**: Approving the Payment and Warranty Terms and Conditions Amendment provided by Tyler Technologies, Inc for Executime Time and Attendance Software and Executime Advanced Scheduling Software
- Y. **Motion**: Approving Amendment No. 1 to an Agreement between the City of Turlock and GovernmentJobs.com, Inc. a California corporation (DBA "NEOGOV"), to provide annual on-line employment application services utilizing the Insight Enterprise Software License, correcting the compensation from a total amount to an annual amount during the term of the existing contract
- Z. **Motion**: Rejecting Claim for Damages filed by Justino Garza
- AA. **Motion**: Rejecting Claim for Damages filed by Kevin William Mayhew
- Item 5L. **Motion**: Approving an Agreement between the City of Turlock and Townsend Public Affairs for lobbying services, in an annual amount not to exceed \$60,000

Municipal Services Director Michael Cooke noted the green sheet for this item, provided information about the amended term of the agreement, extensions of the modified term, and a monthly compensation amount for the new term.

**Action:** Motion by Mayor Soiseth, seconded by Councilmember Bublak, Approving an Agreement between the City of Turlock and Townsend Public Affairs for lobbying services, with an amended term from September 12, 2017 through December 31, 2017 with two (2) possible 12-month extensions (ending December 31, 2018 and December 31, 2019, respectively) and an amended compensation amount of \$5,000 per calendar month and in an annual amount not to exceed \$60,000. Motion carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

Item 5W. Motion: Approving an Agreement between the City of Turlock and the United States Secret Service (USSS) allowing staff to utilize equipment issued by USSS and authorizing the City Manager to sign the Agreement

Police Chief Ninus C. Amirfar reported the United States Secret Service offers equipment and training to agencies, nationwide, in the efforts against cyber security. Part of the agreement is that staff attends computer forensic training on the specific computer and other electronic equipment that is provided by the USSS free of charge.

**Action:** Motion by Councilmember Esquer, seconded by Councilmember Bublak, Approving an Agreement between the City of Turlock and the United States Secret Service (USSS) allowing staff to utilize equipment issued by USSS and authorizing the City Manager to sign the Agreement. Motion carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**6. FINAL READINGS:**

A. **Ordinance No. 1235-CS**, Amending Turlock Municipal Code Title 6, Chapter 1, Article 7, Section 05 regarding retail sale of dogs and cats to replace the word “chapter” with the word “article” as introduced at the August 8, 2017 City Council meeting was passed and adopted 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**SCHEDULED MATTERS 8D & 8E:**

*Vice Mayor DeHart handled Scheduled Matters items 8D and 8E out of order.*

- D. Parks, Recreation and Public Facilities Director Allison Van Guilder presented the staff report on the request to adopt the City of Turlock Active Military Banner Program and designate Countryside Drive between Fulkerth Road and Monte Vista Avenue as the inaugural installation corridor.

Director Van Guilder introduced Trish Panos who was instrumental in the implementation of this program.

Ms. Panos thanked the Mayor and Council for considering the adoption of the Active Military Banner Program and stated as a military mom, she is proud to live in a community that is patriotic and supports those in our military service.

Council and staff discussed this item.

Vice Mayor DeHart opened public participation.

Director Van Guilder requested Dave and Gena Larson, parents of Kari Larson, come to the podium for the unveiling of the first sponsored Active Military Banner.

Dave and Gena Larson thanked Council for honoring their daughter Kari Larson, as the first official Active Military Banner for this program and expressed their gratitude.

Vice Mayor DeHart closed public participation.

**Action:**        **Resolution No. 2017-225:** Adopting the City of Turlock Active Military Banner Program and designating Countryside Drive between Fulkerth Road and Monte Vista Avenue as the inaugural installation corridor as introduced by Mayor Soiseth, seconded by Vice Mayor DeHart, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- E. Parks, Recreation and Public Facilities Director Allison Van Guilder presented the staff report on the request to appropriate \$5,000 to account number 269-60-614-414.44001\_000 "Supplies" funded by the donation received from Golden State Farmers Market Association to be used for the City of Turlock Active Military Banner Program.

Council and staff discussed this item.

Vice Mayor DeHart opened public participation.

Valeria Jimenez spoke with regard to the \$5,000 donation from Central Park Farmers Market to the Active Military Market program and thanked Council for pursuing this program.



Vice Mayor DeHart closed public participation.

**Action:**            **Resolution No. 2017-226:** Appropriating \$5,000 to account number 269-60-614-414.44001\_000 “Supplies” funded by the donation received from Golden State Farmers Market Association to be used for the City of Turlock Active Military Banner Program as introduced by Vice Mayor DeHart, seconded by Councilmember Esquer, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**7. PUBLIC HEARINGS**

- A. Sr. Accountant Julie Burke presented the staff report on the request to supersede and replace Resolution No. 2016-108 and adopt updated cost recovery percentages and the schedule of fees and charges for City services, to include City recreational services, pursuant to Turlock Municipal Code Section 3-3-301 et seq.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**            **Resolution No. 2017-227:** Superseding and replacing Resolution No. 2016-108 and adopting updated cost recovery percentages and the schedule of fees and charges for City services, to include City recreational services, pursuant to Turlock Municipal Code Section 3-3-301 et seq. as introduced by Councilmember Bublak, seconded by Councilmember Soiseth, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

*Vice Mayor DeHart noted Public Hearings items 7B through 7I would be handled concurrently.*

- B. Development Services Director Mike Pitcock presented the staff report on the request to order the improvements and formation of the Potters Landing subdivision (Development Project No. 14-57) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Potters Landing subdivision (Development Project No. 14-57) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**        **Resolution No. 2017-228:** Ordering the improvements and formation of the Potters Landing subdivision (Development Project No. 14-57) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Potters Landing subdivision (Development Project No. 14-57) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

C.        Development Services Director Mike Pitcock presented the staff report on the request to order the improvements and formation of the Hilmar Cheese (Development Project No. 15-33) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Hilmar Cheese (Development Project No. 15-33) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**        **Resolution No. 2017-229:** Ordering the improvements and formation of the Hilmar Cheese (Development Project No. 15-33) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Hilmar Cheese (Development Project No. 15-33) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember DeHart, seconded by Councilmember Esquer, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

D.        Development Services Director Mike Pitcock presented the staff report on the request to order the improvements and formation of the Taco Bell (Development Project No. 15-34) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Taco Bell (Development Project No. 15-34) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**        **Resolution No. 2017-230**: Ordering the improvements and formation of the Taco Bell (Development Project No. 15-34) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Taco Bell (Development Project No. 15-34) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- E. Development Services Director Mike Pitcock presented the staff report on the request to order the improvements and formation of the Dust Bowl Brewery (Development Project No. 15-35) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Dust Bowl Brewery (Development Project No. 15-35) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**        **Resolution No. 2017-231**: Ordering the improvements and formation of the Dust Bowl Brewery (Development Project No. 15-35) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Dust Bowl Brewery (Development Project No. 15-35) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- F. Development Services Director Mike Pitcock presented the staff report on the request to order the improvements and formation of the Valley Milk (Development Project No. 17-37) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set

forth therein for fiscal year 2017-2018 for the Valley Milk (Development Project No. 17-37) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**        **Resolution No. 2017-232**: Ordering the improvements and formation of the Valley Milk (Development Project No. 17-37) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Valley Milk (Development Project No. 17-37) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- G. Development Services Director Mike Pitcock presented the staff report on the request to order the improvements and formation of the Blue Diamond (Development Project No. 17-38) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Blue Diamond (Development Project No. 17-38) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**        **Resolution No. 2017-233**: Ordering the improvements and formation of the Blue Diamond (Development Project No. 17-38) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Blue Diamond (Development Project No. 17-38) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 3/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Not Participating

- H. Development Services Director Mike Pitcock presented the staff report on the request to order the Improvements and formation of the Turlock Walnut Company (Development Project No. 17-39) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Turlock Walnut Company (Development Project No. 17-39) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**            **Resolution No. 2017-234:** Ordering the Improvements and formation of the Turlock Walnut Company (Development Project No. 17-39) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Turlock Walnut Company (Development Project No. 17-39) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- I. Development Services Director Mike Pitcock presented the staff report on the request to order the improvements and formation of the Fulkerth Chevron (Development Project No. 17-40) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirm the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Fulkerth Chevron (Development Project No. 17-40) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128.

Vice Mayor DeHart opened the public hearing. No one spoke. Vice Mayor DeHart closed the public hearing.

**Action:**        **Resolution No. 2017-235:** Ordering the improvements and formation of the Fulkerth Chevron (Development Project No. 17-40) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, and confirming the diagram and benefit assessments as set forth in the annual report of the Engineer of Work and the levying and collection of assessments set forth therein for fiscal year 2017-2018 for the Fulkerth Chevron (Development Project No. 17-40) Landscaping and Lighting Benefit Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**8. SCHEDULED MATTERS:**

*Vice Mayor DeHart noted Scheduled Matters items 8A through 8C would be handled concurrently.*

- A. Parks, Recreation and Public Facilities Event Coordinator Amber Traini presented the staff report on the request to determine the closure of Oak Street (between Cooper Avenue and Lyons Avenue), Lyons Avenue (between Oak Street and North Rose Street), and North Rose Street (between Lyons Avenue and Cooper Avenue), for Sacred Heart Catholic Church to host the Feast of Our Lady of Fatima Celebration Procession, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines AND approve the Special Event Permit Application for the Feast of Our Lady of Fatima Celebration Procession hosted by Sacred Heart Catholic Church, authorize the associated closure of Oak Street (between Cooper Avenue and Lyons Avenue), Lyons Avenue (between Oak Street and North Rose Street), and North Rose Street (between Lyons Avenue and Cooper Avenue) for pedestrian safety, on Saturday, September 30, 2017 from 7:00 p.m. through 10:00 p.m., and authorize the City Manager to apply appropriate conditions and restrictions on the street closure.

Council and staff discussed this item.

Vice Mayor DeHart opened public participation. No one spoke. Vice Mayor DeHart closed public participation.

**Action:**        **Resolution No. 2017-236:** Determining the closure of Oak Street (between Cooper Avenue and Lyons Avenue), Lyons Avenue (between Oak Street and North Rose Street), and North Rose Street (between Lyons Avenue and Cooper Avenue), for Sacred Heart Catholic Church to host the Feast of Our Lady of Fatima Celebration Procession, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines as introduced by Councilmember Bublak, seconded by Councilmember Esquer, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**Resolution No. 2017-237:** Approving the Special Event Permit Application for the Feast of Our Lady of Fatima Celebration Procession hosted by Sacred Heart Catholic Church, authorizing the associated closure of Oak Street (between Cooper Avenue and Lyons Avenue), Lyons Avenue (between Oak Street and North Rose Street), and North Rose Street (between Lyons Avenue and Cooper Avenue) for pedestrian safety, on Saturday, September 30, 2017 from 7:00 p.m. through 10:00 p.m., and authorizing the City Manager to apply appropriate conditions and restrictions on the street closure as introduced by Councilmember Bublak, seconded by Councilmember Esquer, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- B. Parks, Recreation and Public Facilities Event Coordinator Amber Traini presented the staff report on the request to determine the closure of Lyons Avenue (between North Rose Street and Colorado Avenue), Colorado Avenue (between Lyons Avenue and Cooper Avenue) and Cooper Avenue (between Colorado Avenue and Oak Street), for Sacred Heart Catholic Church to host the Feast of Our Lady of Fatima Celebration Procession, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines AND approve the Special Event Permit Application for the Feast of Our Lady of Fatima Celebration Procession hosted by Sacred Heart Catholic Church, authorize the associated closure of Lyons Avenue (between North Rose Street and Colorado Avenue), Colorado Avenue (between Lyons Avenue and Cooper Avenue) and Cooper Avenue (between Colorado Avenue and Oak Street) for pedestrian safety, on Sunday, October 1, 2017 from 9:30 a.m. through 12:00 p.m., and authorize the City Manager to apply appropriate conditions and restrictions on the street closure.

Council and staff discussed this item.

Vice Mayor DeHart opened public participation. No one spoke. Vice Mayor DeHart closed public participation.

**Action:**        **Resolution No. 2017-238:** Determining the closure of Lyons Avenue (between North Rose Street and Colorado Avenue), Colorado Avenue (between Lyons Avenue and Cooper Avenue) and Cooper Avenue (between Colorado Avenue and Oak Street), for Sacred Heart Catholic Church to host the Feast of Our Lady of Fatima Celebration Procession, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines as introduced by Councilmember Bublak, seconded by Councilmember Esquer, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**Resolution No. 2017-239:** Approving the Special Event Permit Application for the Feast of Our Lady of Fatima Celebration Procession hosted by Sacred Heart Catholic Church, authorizing the associated closure of Lyons Avenue (between North Rose Street and Colorado Avenue), Colorado Avenue (between Lyons Avenue and Cooper Avenue) and Cooper Avenue (between Colorado Avenue and Oak Street) for pedestrian safety, on Sunday, October 1, 2017 from 9:30 a.m. through 12:00 p.m., and authorizing the City Manager to apply appropriate conditions and restrictions on the street closure as introduced by Councilmember Bublak, seconded by Councilmember Esquer, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

- C. Parks, Recreation and Public Facilities Event Coordinator Amber Traini presented the staff report on the request to determine the closure of North Rose Street (between Cooper Avenue and Cahill Avenue), Cahill Avenue (between North Rose Street and Bell Street), Bell Street (between Cahill Avenue and Lyons Avenue), and Lyons Avenue (between Bell Street and Oak Street), for the Feast of Our Lady of Guadalupe Procession Celebration hosted by Sacred Heart Catholic Church, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines AND approve the Special Event Permit Application for the Feast of Our Lady of Guadalupe Procession Celebration hosted by Sacred Heart Catholic Church, authorize the associated closure of North Rose Street (between Cooper Avenue and Cahill Avenue), Cahill Avenue (between North Rose Street and Bell Street), Bell Street (between Cahill Avenue and Lyons Avenue), and Lyons Avenue (between Bell Street and Oak Street) for pedestrian safety, on Tuesday, December 12, 2017 from 5:00 p.m. to 8:00 p.m., and authorize the City Manager to apply appropriate conditions and restrictions on the street closure.

Council and staff discussed this item.

Vice Mayor DeHart opened public participation. No one spoke. Vice Mayor DeHart closed public participation.



**Action:**        **Resolution No. 2017-240:** Determining the closure of North Rose Street (between Cooper Avenue and Cahill Avenue), Cahill Avenue (between North Rose Street and Bell Street), Bell Street (between Cahill Avenue and Lyons Avenue), and Lyons Avenue (between Bell Street and Oak Street), for the Feast of Our Lady of Guadalupe Procession Celebration hosted by Sacred Heart Catholic Church, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines as introduced by Councilmember Bublak, seconded by Councilmember Esquer, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

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**Resolution No. 2017-241:** Approving the Special Event Permit Application for the Feast of Our Lady of Guadalupe Procession Celebration hosted by Sacred Heart Catholic Church, authorizing the associated closure of North Rose Street (between Cooper Avenue and Cahill Avenue), Cahill Avenue (between North Rose Street and Bell Street), Bell Street (between Cahill Avenue and Lyons Avenue), and Lyons Avenue (between Bell Street and Oak Street) for pedestrian safety, on Tuesday, December 12, 2017 from 5:00 p.m. to 8:00 p.m., and authorizing the City Manager to apply appropriate conditions and restrictions on the street closure as introduced by Councilmember Esquer, seconded by Councilmember Bublak, and carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

*Scheduled Matters items 8D and 8E were handled earlier in the meeting.*

- F. Assistant to the City Manager for Economic Development/Community Housing Maryn Pitt presented the staff report on the request to reject all bids submitted for Request for Proposal (RFP) No. 16-378 "Tourism Strategy" AND approve Amendment No. 1 to an Agreement with North Star Destination Strategies of Nashville Tennessee to develop branding and marketing strategies for the City of Turlock, to include the additional scope of work for the tourism strategy in the amount of \$55,000.

Council and staff discussed this item.

Vice Mayor DeHart opened public participation. No one spoke. Vice Mayor DeHart closed public participation.

**Action:** Motion by Councilmember Bublak, seconded by Councilmember Esquer, Rejecting all bids submitted for Request for Proposal (RFP) No. 16-378 "Tourism Strategy". Motion carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

Motion by Councilmember Bublak, seconded by Councilmember Esquer, Approving Amendment No. 1 to an Agreement with North Star Destination Strategies of Nashville Tennessee to develop branding and marketing strategies for the City of Turlock, to include the additional scope of work for the tourism strategy in the amount of \$55,000. Motion carried 4/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Absent	Yes

**9. NON-AGENDA ITEMS:** None

**10. COUNCIL ITEMS FOR FUTURE CONSIDERATION:**

Councilmember Esquer requested an update on the National Guard Armory.

**11. COUNCIL COMMENTS:**

**12. CLOSED SESSION:**

*Vice Mayor DeHart introduced Closed Session item 12A and announced Closed Session items 12B and 12C would be removed from the agenda.*

A. Conference with Labor Negotiators, Cal. Gov't Code §54957.6(a)  
*"Notwithstanding any other provision of law, a legislative body of a local agency may hold closed sessions with the local agency's designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees, and, for represented employees, any other matter within the statutorily provided scope of representation."*

Agency Designated Representative: Interim City Manager Robert A. Talloni

Employee Organization: Turlock Associated Police Officers

Employee Organization: Turlock City Employee Association

Employee Organization: Turlock Firefighters Association-Local 2434

Employee Organization: Turlock Management Association-Public Safety

Unrepresented Employees: Administrative Analyst, Administrative Services Director, Assistant to the City Manager for Economic Development/Community Housing, Chief Building Official, City Clerk, Community Housing Program Supervisor, Deputy Director Development Services/Planning, Development Services Director, Development Services Supervisor/City Surveyor, Executive Administrative Assistant/Deputy City Clerk, Executive Administrative Assistant/Public Safety, Fire

Chief, Human Resources Analyst, Sr., Human Resources Manager, Human Resources Technician, Legal Assistant, Municipal Services Director, Office Assistant I, Parks, Recreation and Public Facilities Director, Parks, Recreation and Public Facilities Manager, Payroll Coordinator, Police Chief, Principal Civil Engineer, Regulatory Affairs Manager, Traffic Transportation Engineering Supervisor, Utilities Manager, and Water Quality Control Division Manager.

**Action:** No reportable action.

- B. Public Employee Appointment, Cal. Gov't Code §54957(b)(1)  
*"Subject to paragraph (2), this chapter shall not be construed to prevent the legislative body of a local agency from holding closed sessions during a regular or special meeting to consider the appointment, employment, evaluation of performance, discipline, or dismissal of a public employee or to hear complaints or charges brought against the employee by another person or employee unless the employee requests a public session."*  
Title: City Manager

**Action:** Removed from the agenda.

- C. 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 Negotiator: Mayor Gary Soiseth  
Unrepresented Employee: City Manager

**Action:** Removed from the agenda.

**13. ADJOURNMENT:**

Motion by Councilmember Esquer, seconded by Mayor Soiseth, to adjourn the open session of the regular meeting at 8:15 p.m. Motion carried unanimously.

Motion by Councilmember Esquer, seconded by Mayor Soiseth, to adjourn the closed session of the regular meeting at 8:55 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Stacey Tonarelli  
Deputy City Clerk