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1. **A. CALL TO ORDER** – Mayor Bublak called the meeting to order at 6:03 p.m.
PRESENT: Councilmembers Becky Arellano, Andrew Nosrati, Nicole Larson, Gil Esquer, and Mayor Amy Bublak.
ABSENT: None

 - B. SALUTE TO THE FLAG**
2. **PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:**
 - A. Recognition: Employee of the Month, January 2019, Sr. Public Works Construction Inspector Jim Gillenwater

Mayor Bublak issued a Certificate of Recognition to Sr. Public Works Construction Inspector Jim Gillenwater as the Employee of the Month award winner for January 2019.

 - B. Appointments: Appointing members of the Council and staff to the following Boards, Commissions, and Committees:
 - City/County Liaison Committee
 - City of Turlock Economic Development Work Group
 - City of Turlock/Turlock Unified School District/California State University Stanislaus Joint Meeting
 - East Stanislaus Regional Water Management Partnership (Management Group)
 - San Joaquin Valley Air Pollution Control District Valley-Wide Special City Selection Committee
 - Stanislaus Council of Governments (Executive Committee)
 - Stanislaus County Economic Development Action Committee
 - Stanislaus County Hazardous Waste Management Advisory Committee
 - Stanislaus County Local Task Force on Solid Waste
 - Stanislaus Regional Water Authority
 - Turlock Public Library Partnership
 - West Turlock Subbasin Groundwater Sustainability Agency

Mayor Bublak recommended that members of the Council and staff be appointed to the various Boards, Commissions, and Committees as outlined in the report found within the agenda packet.

Action: Motion by Councilmember Esquer, seconded by Councilmember Nosrati, appointing members of the Council and staff to the City/County Liaison Committee, City of Turlock Economic Development Work Group, City of Turlock/Turlock Unified School District/California State University Stanislaus Joint Meeting, East Stanislaus Regional Water Management Partnership (Management Group), San Joaquin Valley Air Pollution Control District Valley-Wide Special City Selection Committee, Stanislaus Council of Governments (Executive Committee), Stanislaus County Economic Development Action Committee, Stanislaus County Hazardous Waste Management Advisory Committee, Stanislaus County Local Task Force on

Solid Waste, Stanislaus Regional Water Authority, Turlock Public Library Partnership, and West Turlock Subbasin Groundwater Sustainability Agency as provided in the report found within the agenda packet. Motion carried 5/0 by the following vote:

Councilmember Arellano	Councilmember Nosrati	Councilmember Larson	Councilmember Esquer	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

3. A. SPECIAL BRIEFINGS: None

B. PUBLIC PARTICIPATION

The following members of the public spoke:

Stanislaus County Turlock Public Library Supervising Librarian Diane Bartlett
 Myrna Wachs
 Milo Presley
 Liz Padilla
 Miguel Garcia
 Tina Perez
 Jason Freitas
 John Gebelein
 DJ Fransen
 Pauline Black
 Milt Trieweller
 Mary Jackson

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

B. DISCLOSURE OF TOP TEN/MAXIMUM CONTRIBUTORS

5. CONSENT CALENDAR:

Mayor Bublak announced that Consent Calendar Item 5C has been removed from the agenda and will be brought back to the Council at a later date.

Action: Motion by Councilmember Nosrati, seconded by Councilmember Esquer, adopting the amended consent calendar. Motion carried 5/0 by the following vote:

Councilmember Arellano	Councilmember Nosrati	Councilmember Larson	Councilmember Esquer	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

A. Resolution No. 2019-024: Accepting Weekly Demands of 1/17/19 in the amount of \$3,454,705.96

- B. Motion: Accepting Minutes of the Regular Meeting of January 8, 2019; Minutes of the Regular Meeting of January 22, 2019
- C. Removed from the agenda.
- D. **Resolution No. 2019-025**: Approving the purchase and delivery of three (3) replacement marked police BMW motorcycles from Herwaldt Motorsports, Fresno, California, through a competitive bid process, in a total amount not to exceed \$85,060 from account number 506-00-000-213.51020 "Police Equipment Replacement", with compliance to the formal bid process in accordance with Turlock Municipal Code Section 2-7-09(c) and declaring two (2) vehicles surplus once replaced and one (1) to remain as an expansion
- E. **Resolution No. 2019-026**: Re-appropriating unspent funds in the amount of \$8,248 from Fiscal Year 2017-18 to account number 266-20-255.41100_013 "Overtime OTS Step Grant" from Fund 266 "OTS Step Grant" unallocated reserves
- F.
 1. Motion: Authorizing the City Manager to continue engaging in specialized legal services performed by Van Dermyden Maddux Law Corporation regarding human resources/personnel matters in excess of the authority provided in Turlock Municipal Code Section 2-7-08(e)
 2. **Resolution No. 2019-027**: Appropriating \$75,000 from Fund 512 Self Insurance – Liability, unallocated reserves to account number 512-10-152.43191 "Claims Expense" for specialized legal services pertaining to human resources/personnel matters
- G. Motion: Rejecting Claim for Damages filed by Yesenia Beckes
- H. Motion: Rejecting Claim for Damages filed by Saul Trujillo
- I. Motion: Rejecting Claim for Damages filed by Jerome Handley

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS:** None

8. **SCHEDULED MATTERS:**

- A. Interim Development Services Director Nathan Bray presented that staff report on the request to appropriate \$1,026,320 to account number 420-52-551.51388 "Well 8 GAC System Rehabilitation" to be funded from Fund 420 "Water" unallocated reserves for City Project No. 18-59 "Well 8 GAC System Rehabilitation and Site Work" AND award bid and approve an agreement in the amount of \$896,650 with BWD General Engineering Contractors of Lincoln, California for construction of City Project No. 18-59 "Well 8 GAC System Rehabilitation and Site Work" AND award RFP No. 18-054 and approve a Professional Services Agreement between the City of Turlock and Carbon Activated Corporation for the purchase and installation of granular activated carbon at Well 8 for a period of twelve (12) months, with an option to extend the Agreement for three (3) additional one-year terms, in an annual amount not to exceed \$79,552, for a total not-to-exceed amount of \$318,208 over the 4-year term of the Agreement, if all renewal periods are exercised

Council and staff discussed this item.

Mayor Bublak opened public participation. No one spoke. Mayor Bublak closed public participation.

Action: **Resolution No. 2019-028:** Appropriating \$1,026,320 to account number 420-52-551.51388 “Well 8 GAC System Rehabilitation” to be funded from Fund 420 “Water” unallocated reserves for City Project No. 18-59 “Well 8 GAC System Rehabilitation and Site Work” as introduced by Councilmember Esquer, seconded by Councilmember Larson, and carried 5/0 by the following vote:

Councilmember Arellano	Councilmember Nosrati	Councilmember Larson	Councilmember Esquer	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

Motion by Councilmember Esquer, seconded by Councilmember Larson, Awarding bid and approving an agreement in the amount of \$896,650 with BWD General Engineering Contractors of Lincoln, California for construction of City Project No. 18-59 “Well 8 GAC System Rehabilitation and Site Work”. Motion carried 5/0 by the following vote:

Councilmember Arellano	Councilmember Nosrati	Councilmember Larson	Councilmember Esquer	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

Motion by Councilmember Esquer, seconded by Councilmember Larson, Awarding RFP No. 18-054 and approving a Professional Services Agreement between the City of Turlock and Carbon Activated Corporation for the purchase and installation of granular activated carbon at Well 8 for a period of twelve (12) months, with an option to extend the Agreement for three (3) additional one-year terms, in an annual amount not to exceed \$79,552, for a total not-to-exceed amount of \$318,208 over the 4-year term of the Agreement, if all renewal periods are exercised. Motion carried 5/0 by the following vote:

Councilmember Arellano	Councilmember Nosrati	Councilmember Larson	Councilmember Esquer	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

9. STAFF UPDATES

Staff Update Item 9.2a was taken out of order.

- 2. Development Services Department
 - a. Capital Projects, Building Activity, Transit, and Measure L

Interim Development Services Director Nathan Bray provided an update regarding building permit activity and statistics.

- 1. Administrative Services

City Clerk Jennifer Land provided an update regarding the extended application period for the Parks, Arts and Recreation Commission.

Council and staff discussed this item.

3. Fire Department

Fire Marshal Mark Gomez presented information regarding the Neighborhood Services abatement process.

Council and staff discussed this item.

4. Municipal Services Department
a. Drinking Water Resources

Municipal Services Director Michael Cooke presented an update regarding drinking water resources in Turlock.

Council and staff discussed this item.

5. Parks, Recreation and Public Facilities
a. Armory Update

Parks, Recreation and Public Facilities Director Allison Van Guilder provided an update regarding the Armory facility.

Council and staff discussed this item.

6. Police Department – No update provided.

10. CITY MANAGER COMMENTS:

City Manager Robert C. Lawton spoke regarding the two previous meetings held to discuss the condition of homelessness in Turlock and proposed that members of the Council select one of the four work groups to continue discussions with the participants in an effort to identify focused topics (proposals) they would like staff to further explore and to help decide the overall policy of the City.

Mayor Bublak requested each Councilmember make an announcement during Council Comments regarding which group they are hoping to lead.

11. NON-AGENDA ITEMS: None

12. COUNCIL ITEMS FOR FUTURE CONSIDERATION: None

13. COUNCIL COMMENTS:

Council Members expressed interest and/or assigned themselves to the following work groups regarding homelessness:

Councilmember Larson - Community Engagement work group

Councilmember Nosrati - Housing work group

Councilmember Arellano - Bathrooms and Business work group

Councilmember Esquer - Homeless Prevention and Jobs work group

Mayor Bublak spoke regarding her recent trip to Washington DC for the US Conference of Mayors and noted she personally paid for a strong portion of the travel to help offset City costs.

Mayor Bublak also spoke regarding a Request for Qualifications (RFQ) that was recently released for marketing and communications and noted once returned, the goal is to simultaneously release the new City logo and branding as well as a Request for Proposals (RFP) for assistance with marketing.

Councilmember Esquer spoke regarding members of the public's comments earlier in the meeting regarding the Turlock Gospel Mission and expressed interest in looking into these matters. City Manager Lawton provided information about the financial engagement the City has with the Turlock Gospel Mission (pertaining to navigation services) and that his office would follow up with contract oversight related to those services. City Manager Lawton also noted that the City of Turlock (General Fund) does not fund the administration or operation of the Mission. Interim City Attorney Sanchez also provided information regarding the ability to review conditions of approval and standards (permits) the City has with the Gospel Mission.

14. CLOSED SESSION:

Interim City Attorney Jose M. Sanchez introduced the Closed Session Items.

- A. Threat to Public Services or Facilities, Cal. Gov't Code §54957(a)
"This chapter shall not be construed to prevent the legislative body of a local agency from holding closed sessions with the Governor, Attorney General, district attorney, agency counsel, sheriff, or chief of police, or their respective deputies, or a security consultant or a security operations manager, on matters posing a threat to the security of public buildings, a threat to the security of essential public services, including water, drinking water, wastewater treatment, natural gas service, and electric service, or a threat to the public's right of access to public services or public facilities."
Consultation with: Chief of Police Ninus C. Amirfar

- B. Conference with Legal Counsel – Anticipated Litigation, Cal. Gov't Code §54956.9(d)(2)
"For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist... A point has been reached where, in the opinion of the legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency."
Potential Cases: (1 case)

- C. 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 Attorney
- D. 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 Amy Bublak
Unrepresented Employee: City Attorney
- E. Public Employee Performance Evaluation, 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

15. REPORTS FROM CLOSED SESSION:

City Clerk Jennifer Land reported there was no reportable action for the Closed Session Items and noted that Interim City Attorney Jose Sanchez did not participate in Closed Session Items 14C, 14D, and 14E.

16. ADJOURNMENT

Motion by Councilmember Esquer, seconded by Councilmember Nosrati, to adjourn the open session of the regular meeting at 7:59 p.m. Motion carried unanimously.

Motion by Councilmember Esquer, seconded by Councilmember Larson, to adjourn the closed session of the regular meeting at 9:58 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

Jennifer Land
City Clerk