

1. **A. CALL TO ORDER** – Mayor Bublak called the meeting to order at 6:05 p.m.  
PRESENT: Councilmembers Becky Arellano (*via teleconference at 6:23 p.m.*), Nicole Larson, Andrew Nosrati, Gil Esquer, and Mayor Amy Bublak.  
ABSENT: None

**B. SALUTE TO THE FLAG**

*Mayor Bublak announced that Councilmember Arellano is in the midst of traveling to her destination in Arizona and that she will be joining the Council meeting via teleconference once she arrives.*

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

- A. Proclamation: National Get On Board Day, April 25, 2019, accepted by Transit Planner Scott Medeiros

Mayor Bublak issued a Proclamation to Transit Planner Scott Medeiros and Storer Transit Systems General Manager Kimberlie Hollingsworth-Orosco in recognition of National Get On Board Day, April 25, 2019.

- B. Proclamation: Water Awareness Month, May 2019 and Drinking Water Week, May 5-11, 2019, accepted by Water Quality Control Manager David Huff

Mayor Bublak issued a Proclamation to Water Quality Control Manager David Huff in recognition of Water Awareness Month, May 2019 and Drinking Water Week, May 5-11, 2019.

3. **A. SPECIAL BRIEFINGS:** None

**B. PUBLIC PARTICIPATION**

The following members of the public spoke:

Frank Johnson  
DJ Fransen  
Stanislaus County Supervisor Vito Chiesa

*Councilmember Arellano joined the City Council meeting via teleconference at 6:23 p.m. Mayor Bublak inquired if any member of the public at the teleconference location wanted to comment. No one spoke. Mayor Bublak also requested the Councilmember identify the address where she was participating from. Councilmember Arellano provided the location (1150 W. Cataract Lake Road, Williams, AZ) as described on the agenda.*

Jason Freitas  
Robert Allen  
California State University Stanislaus Dr. Sevaughn Banks  
Liz Padilla

Robert Puffer (*requested Consent Calendar Item 5D be removed for separate consideration*)

Mayor Bublak inquired again if any member of the public at the teleconference location wanted to comment. No one spoke.

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

**Action:** Motion by Councilmember Nosrati, seconded by Councilmember Esquer, waiving reading of all ordinances on the agenda, except by title. Motion carried 5/0 by the following vote:

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

**B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:**

Councilmember Esquer announced he would be recusing himself from participating in Scheduled Matters Item 8A as the person to be discussed is a client of his wife’s business.

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

**7. PUBLIC HEARING ITEM 7A**

Mayor Bublak announced Public Hearing Item 7A would be taken out of order. Assistant City Attorney Nubia Goldstein provided information about the item being continued due to scheduling issues, noted that since this item was noticed in the newspaper the public would be given an opportunity to speak, and further clarified there would be no action taken on this item tonight as the item will be considered at the next regular meeting. City Clerk Jennifer Land clarified the item has been continued to May 14, 2019.

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

**5. CONSENT CALENDAR:**

Mayor Bublak announced that Consent Calendar Items 5M and 5N have been removed from the agenda and noted at the request of a member of the public (Robert Puffer) Consent Calendar Item 5D would be removed for separate consideration. Councilmember Nosrati requested Consent Calendar Item 5Q be removed for separate consideration.

**Action:** Motion by Councilmember Arellano, 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. 2019-073**: Accepting Weekly Demands of 3/21/19 in the amount of \$3,158,729.55; Weekly Demands of 3/28/19 in the amount of \$2,708,747.59; Monthly Demands of 2/28/19 in the amount of \$2,366,253.21
- B. **Motion**: Accepting Minutes of the Regular Meeting of March 26, 2019
- C. **Motion**: Approving Contract Change Order No. 2 in the amount of \$306,877.02 (Fund 413) with CW Roen Construction of Danville, California for City Project No. 15-39C "Turlock Regional Water Quality Control Facility Secondary Clarifier No. 5 and Denitrification" bringing the contract total to \$19,125,045.75
- D. *Removed for separate consideration.*
- E. **Motion**: Approving an Agreement with DF Engineering, Inc., of Modesto, California in the amount of \$122,778 for engineering and surveying services for City Project 16-60 "Linwood Avenue ATP Improvements" in a form approved by the City Attorney
- F.
  1. **Resolution No. 2019-074**: Determining City Project No. 17-51 "Roger K. Fall Transit Center Phase 3 TI" is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15301 (Existing Facilities) of the CEQA Guidelines
  2. **Motion**: Awarding bid and approving an Agreement in the amount of \$618,300 (Fund 426) with Harris Builders, Inc., of Hilmar, California, for City Project No. 17-51 "Roger K. Fall Transit Center Phase 3 TI"
  3. **Resolution No. 2019-075**: Appropriating \$375,000 to account number 426-40-415-238.51270 "Construction Project" to be funded from account number 426-40-415.51240 "LTF Capital" for City Project No. 17-51 "Roger K. Fall Transit Center Phase 3 TI"
- G. **Motion**: Approving an Agreement with O'Dell Engineering of Modesto, California in the amount of \$149,871 for engineering and surveying services for City Project 17-58 "Safe Route to School Pedestrian Improvements" in a form approved by the City Attorney
- H. **Motion**: Approving an Agreement with DF Engineering, Inc., of Modesto, California in the amount of \$46,480 for engineering and surveying services for City Project 17-59 "Pedestrian Intersection Improvements, Various Locations" in a form approved by the City Attorney
- I.
  1. **Resolution No. 2019-076**: Determining City Project No. 18-35 "Corp Yard Transit Parking Extension" is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15302 (Replacement or Reconstruction) of the CEQA Guidelines
  2. **Motion**: Awarding bid and approving an Agreement in the amount of \$336,007.00 (Fund 426) with Machado and Sons Construction, Inc., Turlock, California for City Project No. 18-35 "Corp Yard Transit Parking Extension"
- J. **Resolution No. 2019-077**: Initiating Proceedings for the formation of the "Superstore" (Development Project No. 19-25) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area and directing the City Engineer to act as the Engineer of Work and produce an Engineer's Report which details the annual costs to the development
- K. **Motion**: Authorizing the City Manager, or his designee, to issue a written notice of voluntary termination to Zagster Inc. of Cambridge, Massachusetts regarding a Conditional Bike Sharing Agreement with a new effective termination date not to exceed July 31, 2019
- L. **Resolution No. 2019-078**: Approving budget adjustments to the appropriate account numbers for the After School Education and Safety (ASES) program in Fund 270 "Recreation Grants and Donations"
- M. *Removed from the agenda.*
- N. *Removed from the agenda.*
- O.
  1. **Motion**: Approving an agreement between the City of Turlock and the Turlock Unified School District for communication access through the City-owned radio system

2. **Resolution No. 2019-079**: Accepting funds from the Turlock Unified School District in the amount of \$111,791 and appropriating said funds to revenue account number 240-00-000-352.37040\_002 – “Contributions for Radio/CAD/RMS Turlock Unified School District”
- P. **Motion**: Approving an Agreement with the State of California, by and through the Department of California Highway Patrol, California in the amount of \$43,799.04 for traffic control services for City Project 0828 “SR99/Fulkerth Road Interchange”
- Q. *Removed for separate consideration.*
- 5D. **Motion**: Rejecting all bids submitted for City Project No. 16-56 “Intersection Improvements at Lander Avenue and F Street”

Council and staff discussed this item.

Mayor Bublak opened public participation.

The following members of the public spoke:

Robert Puffer

Mayor Bublak closed public participation.

**Action:** Motion by Councilmember Esquer, seconded by Councilmember Larson, Rejecting all bids submitted for City Project No. 16-56 “Intersection Improvements at Lander Avenue and F Street”. Motion carried 5/0 by the following vote:

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

- 5Q. **Resolution**: Appointing Mayor Amy Bublak as the primary representative and City Manager Robert C. Lawton as the alternate representative to the Stanislaus Homeless Alliance

Council discussed this item.

Mayor Bublak opened public participation.

The following members of the public spoke:

DJ Fransen  
 Steve Backus  
 Liz Padilla  
 Julie Fox

Mayor Bublak closed public participation.

**Action:**        **Resolution No. 2019-080:** Appointing Mayor Amy Bublak as the primary representative and City Manager Robert C. Lawton as the alternate representative to the Stanislaus Homeless Alliance as introduced by Councilmember Nosrati, seconded by Councilmember Arellano, and carried 5/0 by the following vote:

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

6.        **FINAL READINGS:** None

8.        **SCHEDULED MATTERS:**

*Councilmember Esquer recused himself from participating in this item (as noted earlier in the meeting) and stepped down from the dais at 7:11 p.m.*

- A.        Assistant to the City Manager for Economic Development/Housing Maryn Pitt presented the staff report on the request to approve Amendment No. 1 to an Agreement with We Care, a nonprofit association, to add an additional \$20,000 to their 2018-2019 Community Development Block Grant Public Services Contract and authorizing the City Manager to sign all related documents

Council and staff discussed this item.

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

**Action:**        Motion by Councilmember Arellano, seconded by Councilmember Nosrati, Approving Amendment No. 1 to an Agreement with We Care, a nonprofit association, to add an additional \$20,000 to their 2018-2019 Community Development Block Grant Public Services Contract and authorizing the City Manager to sign all related documents. Motion carried 4/1 by the following vote:

Councilmember Arellano	Councilmember Nosrati	Councilmember Larson	Councilmember Esquer	Mayor Bublak
Yes	Yes	Yes	Not Participating	Yes

*Councilmember Esquer returned to the dais at 7:16 p.m.*

- B.        City Manager Robert C. Lawton presented the staff report on the request to appropriate \$500,000 to 120-10-120.48001\_301 “Transfers Out To Fund 110 - TOT” from Fund 120 “Tourism” unallocated reserves to 110-10-000.38001\_301 “Transfers In From Fund 120 TOT” for the purpose of reducing the adopted budget deficit in FY 18/19

Council and staff discussed this item.

Mayor Bublak opened public participation.

The following members of the public spoke:

Stanislaus County Fair Chief Executive Officer Matt Cranford

Mayor Bublak closed public participation.

**Action:**        **Resolution No. 2019-081:**    Appropriating \$500,000 to 120-10-120.48001\_301 “Transfers Out To Fund 110 - TOT” from Fund 120 “Tourism” unallocated reserves to 110-10-000.38001\_301 “Transfers In From Fund 120 TOT” for the purpose of reducing the adopted budget deficit in FY 18/19 as introduced by Councilmember Nosrati, seconded by Councilmember Esquer, and carried 5/0 by the following vote:

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

- C. Fire Chief Robert Talloni presented the staff report and presentation on the request to accept the City of Turlock Fire Department Annual Report

Council and staff discussed this item.

Mayor Bublak opened public participation.

The following members of the public spoke:

DJ Fransen

Mayor Bublak closed public participation.

**Action:**        Motion by Councilmember Esquer, seconded by Councilmember Larson, Accepting the City of Turlock Fire Department Annual Report. Motion carried 5/0 by the following vote:

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

- D. Police Chief Ninus C. Amirfar presented the staff report and presentation on the request to accept the City of Turlock Police Department Annual Report

Council and staff discussed this item.

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

**Action:** Motion by Councilmember Esquer, seconded by Councilmember Larson, Accepting the City of Turlock Police Department Annual Report. 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**

1. Administrative Services – No update provided.
2. Development Services Department – No update provided.
3. Fire Department
  - a. Public Safety Briefing  
A written staff update was included in the agenda packet.
4. Municipal Services Department – No update provided.
5. Parks, Recreation and Public Facilities – No update provided.
6. Police Department
  - a. Public Safety Briefing  
A written staff update was included in the agenda packet.

**10. CITY MANAGER COMMENTS:**

City Manager Robert C. Lawton spoke regarding his upcoming attendance at the Stand Against Hate rally on April 24, 2019 at 6:00 p.m. located at Pitman High School.

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

**12. COUNCIL ITEMS FOR FUTURE CONSIDERATION:** None

**13. COUNCIL COMMENTS:**

Councilmember Larson spoke regarding her upcoming attendance at the Legislative Advocacy Day on April 24, 2019 in Sacramento, CA.

Councilmember Nosrati spoke regarding efforts of his and residents to establish fundraisers to rally the community and help support the We Care organization.

Mayor Bublak spoke regarding her upcoming participation with Government Day, attendance at the Economic Development Work Group and LAFCO meetings on April 24, 2019, and encouraged

others to assist her with cleaning up trash on April 26, 2019 in the downtown.

**14. CLOSED SESSION:**

*Mayor Bublak announced there are no Closed Session Items (Closed Session was addressed during the Special Meeting).*

**15. REPORTS FROM CLOSED SESSION: None**

**16. ADJOURNMENT**

Motion by Councilmember Esquer, seconded by Councilmember Nosrati, to adjourn the regular meeting at 8:16 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Jennifer Land  
City Clerk