

0. A. **CALL TO ORDER** – Mayor Bublak called the meeting to order at 6:01 p.m.

B. **SALUTE TO THE FLAG**

C. **ROLL CALL:**

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

PRESENT: Councilmembers Becky Arellano, Nicole Larson, Andrew Nosrati, Gil Esquer, and Mayor Amy Bublak.

ABSENT: None

D. **DECLARATION OF CONFLICTS:** None

1. **CLOSED SESSION:**

The Closed Session item(s) for this meeting have been agendized and will be heard toward the latter part of the meeting.

2. **APPROVAL OF AGENDA AS POSTED OR AMENDED**

This is the time for the City Council to remove items from the agenda or to change the order of the agenda. Matters may be taken up out of order of the established agenda by a four-fifths vote of the City Council.

Action: Motion by Councilmember Esquer, seconded by Councilmember Nosrati, Approving the agenda as posted. Motion carried 5/0 by the following vote:

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

3. **PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS:**

A. Recognition: Emergency work performed associated with the Tuolumne Sinkhole, accepted by George Reed Inc., Mozingo Construction, and City of Turlock staff

Interim Development Services Director Nathan Bray spoke regarding the Tuolumne sinkhole and recognized George Reed Inc., Mozingo Construction, and City of Turlock staff for their emergency work performed associated with the repairs.

B. Appointments: Appointing members of the City Council to the following Boards, Commissions, and Committees:

- City/County Liaison Committee
- City of Turlock/Turlock Unified School District/California State University Stanislaus Joint Meeting

- Stanislaus County Economic Development Action Committee
- Stanislaus Council of Governments
- Stanislaus Homeless Alliance
- Stanislaus Regional Water Authority

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

Council discussion included a request from Councilmember Esquer to remain on his two committees (StanCog and SRWA), Mayor Bublak spoke about having asked the City Clerk to contact Councilmembers regarding their current committee assignments and her intent of assigning members to different committees for equity purposes, Councilmember Larson stated she would be comfortable with Councilmember Esquer remaining the primary member to the SRWA, requested she remain the alternate member to the SRWA and StanCog, and also noted that Councilmember Nosrati and Councilmember Arellano would be best suited to serve on the City of Turlock/Turlock Unified School District/California State University Stanislaus Joint Meeting committee, and Councilmember Nosrati expressed thanks for his opportunity to serve on the Stanislaus Homeless Alliance.

Following Council discussion, Councilmember Larson introduced a modified motion for the following appointment changes. Councilmember Nosrati seconded the modified motion.

- City/County Liaison Committee –
Councilmember Andrew Nosrati, Primary
Councilmember Gil Esquer, Alternate
- City of Turlock/Turlock Unified School District/California State University Stanislaus Joint Meeting –
Councilmember Becky Arellano
Councilmember Nosrati
- Stanislaus County Economic Development Action Committee –
Mayor Amy Bublak, Primary
- Stanislaus Homeless Alliance –
Councilmember Andrew Nosrati, Primary
Interim City Manager Michael Cooke, Alternate

No appointment changes were made to the Stanislaus Council of Governments or the Stanislaus Regional Water Authority.

Action: Motion by Councilmember Larson, seconded by Councilmember Nosrati, appointing members of the City Council to the City/County Liaison Committee, City of Turlock/Turlock Unified School District/California State University Stanislaus Joint Meeting, Stanislaus County Economic Development Action Committee, and Stanislaus Homeless Alliance as outlined in the report found within the agenda packet and amended by Council. Motion carried 5/0 by the following vote:

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

C. Appointment: Parks, Arts and Recreation Commission

Mayor Bublak recommended that John Paul Snoke be reappointed to fill a vacancy on the Parks, Arts and Recreation Commission.

Action: Motion by Councilmember Arellano, seconded by Councilmember Esquer, Reappointing John Paul Snoke to fill a vacancy on the Parks, Arts and Recreation Commission for a term set to expire on December 31, 2022. Motion carried 5/0 by the following vote:

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

Mayor Bublak introduced Attorney Erin Derven who was filling in for City Attorney Douglas L. White.

D. Presentation: Turlock Community Poll Results

Grassroots Lab Mike Madrid presented information about the community poll process including methodology, general community attitudes, community outlook on issues/problems in Turlock (top priorities), community attitudes on a potential local revenue ballot measure, hypothetical ballot question tested in the survey, ballot measure elements, community support, results, and conclusions.

Council and the consultant discussed this item including resident support and poll results.

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

Interim City Manager Michael I. Cooke spoke about potential next steps including Council direction and ballot measure process.

Council further discussed this item including fiscal responsibility, service levels, and poll results and provided direction to staff to lead the City through the next steps of a ballot measure process.

4. PUBLIC PARTICIPATION:

The following members of the public spoke:

- Peggy Gonzalez
- Liz Padilla
- Brad Bates
- Michael Camara

Renee Gutierrez
 Mary Jackson

Council provided brief comment in response to public comment.

5. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE: None

6. CONSENT CALENDAR:

Mayor Bublak announced that Consent Calendar Item 6K would be removed for separate consideration.

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

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

- A. **Resolution No. 2020-012:** Accepting Weekly Demands of 1/23/20 in the amount of \$866,287.64; Weekly Demands of 1/30/20 in the amount of \$1,334,167.93
- B. **Motion:** Accepting Minutes of the Regular Meeting of January 14, 2020
- C.
 - 1. **Motion:** Awarding bid and approving an Agreement in the amount of \$398,916.25 (Fund 410 – Non-General Fund) with APB General Engineering, of Concord, California, for City Project No. 14-30 “Sewer Line Replacement on Angelus, Bothun, and Castor”
 - 2. **Resolution No. 2020-013:** Appropriating \$325,000 to account number 410-51-534.51160 “Bothun Rd Replace 400’ of 8” Sewer Line” to be funded from Fund 410 Water Quality Control unallocated reserves to provide the necessary funding for City Project No. 14-30 “Sewer Line Replacement on Angelus, Bothun, and Castor”
- D. **Resolution No. 2020-014:** Appropriating \$625,000 (Non-General Fund) to account number 410-51-534.51399 “Tuolumne Sinkhole Repair” to be funded from Fund 410 Water Quality Control unallocated reserves to provide the necessary funding for City Project No. 19-54 “Emergency Repair on Tuolumne Road”
- E. **Motion:** Approving a Lien Agreement with Kylie C. Pallios for deferral of public improvements at 1981 California Avenue, APN 051-001-015 in a form approved by the City Attorney
- F. **Motion:** Approving a Memorandum of Understanding (MOU) with MOVE Stanislaus Transportation, Inc., of Modesto, California, for Americans with Disabilities Act (ADA) eligibility services for individuals using public transit in Stanislaus County
- G.
 - 1. **Motion:** Authorizing the sole source repairs to uplifted sidewalks in various locations throughout the City and approving an Agreement with Precision Concrete Cutting for the Parks, Recreation and Public Facilities Department in an annual amount not to exceed \$60,000 for a total amount not to exceed \$240,000 over the 4-year term of the Agreement, if all renewal periods are exercised, without compliance to the formal bid procedure in accordance to Turlock Municipal Code Section 2-7-08(b)(2)
 - 2. **Resolution No. 2020-015:** Appropriating \$60,000 (Non-General Fund) to account number 301-50-520.47320_003 “Repair Program ADA Sidewalk Improvement” to be funded

by \$15,000 from Fund 301 reserves in 301-50-523 “Capital Improvements Fund, ADA Improvements”, \$15,000 from Fund 217 reserves in 217-50-510 “Gas Tax”, \$15,000 from Fund 217 reserves in 217-50-511 “Gas Tax-Section 2103”, and \$15,000 from Fund 410 reserves in 410-51-532 “Storm Basin Maintenance”

- H. **Motion:** Approving a Memorandum of Understanding between the City of Turlock, Stanislaus County, and the Turlock Senior Citizens for use of the Senior Center for a pop-up library
- I. **Motion:** Approving Amendment No. 1 to an Agreement between the City of Turlock and Mission Linen Supply, Inc. for uniform rental and laundry services, to increase the annual compensation amount from \$50,000 to \$61,000, for the duration of the contract term ending March 31, 2020
- J. **Motion:** Approving an Agreement between the City of Turlock and Aramark Uniform and Career Apparel, LLC for uniform rental and laundry services for City staff, for a period of three (3) years, with an option to extend the Agreement for three (3) additional one-year terms, in an annual amount not to exceed \$61,000 and a total amount not to exceed \$366,000 over the 6-year term of the Agreement, if all renewal periods are exercised
- K. **Motion:** Approving an Agreement between the City of Turlock and Hinderliter, deLlamas and Associates for Cannabis Management Services and Auditing, for a period of two (2) years, with an option to extend the Agreement for three (3) additional one-year terms, in an annual not to exceed \$36,000
- 6K. **Motion:** Approving an Agreement between the City of Turlock and Hinderliter, deLlamas and Associates for Cannabis Management Services and Auditing, for a period of two (2) years, with an option to extend the Agreement for three (3) additional one-year terms, in an annual not to exceed \$36,000

Council and staff discussed this item.

Mayor Bublak opened public participation.

The following members of the public spoke:

Mary Jackson
 Travis Regalo

Mayor Bublak closed public participation.

Action: Motion by Councilmember Nosrati, seconded by Councilmember Larson, Approving an Agreement between the City of Turlock and Hinderliter, deLlamas and Associates for Cannabis Management Services and Auditing, for a period of two (2) years, with an option to extend the Agreement for three (3) additional one-year terms, in an annual amount not to exceed \$36,000. Motion carried 4/1 by the following vote:

Councilmember Larson	Councilmember Arellano	Councilmember Nosrati	Councilmember Esquer	Mayor Bublak
Yes	No	Yes	Yes	Yes

7. FINAL READINGS: None

8. PUBLIC HEARINGS

- A. Transit Manager Wayne York presented the staff report on the request to adopt a Short-Range Transit Plan to serve as a strategic planning tool for the provision of public transit to the community as part of City Project No. 18-34 “Short-Range Transit Plan 2020-24” AND rescind Resolution No. 2017-179 and adopt a new resolution establishing a revised passenger fare structure effective July 1, 2020 and delegating authority to the City Manager, or his/her designee, to temporarily reduce or eliminate fares for promotional or emergency purposes and change pass types offered to the general public as needed AND authorize the City Manager, or his/her designee, to implement the required changes to transit schedules, routes, stops, and services as needed to achieve the operational and financial goals outlined in the Short-Range Transit Plan FY 2020-2024 and as recommended by City staff

Transit Manager York also introduced Samantha Erickson with Nelson Nygaard who presented information regarding the Short-Range Transit Plan process.

Mayor Bublak opened the public hearing.

The following members of the public spoke:

- Jessica Austin
- Diana Avalos
- Carlos Martinez
- Peggy Gonzalez
- Patrick Shansoff
- Milt Triewweiler
- Joyce Garrison

Staff provided brief comment in response to public comment.

Mayor Bublak closed the public hearing.

Council and staff discussed this item.

Action: **Resolution No. 2020-016:** Adopting a Short-Range Transit Plan to serve as a strategic planning tool for the provision of public transit to the community as part of City Project No. 18-34 “Short-Range Transit Plan 2020-24” as introduced by Councilmember Nosrati, seconded by Councilmember Larson, and carried 5/0 by the following vote:

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

Resolution No. 2020-017: Rescinding Resolution No. 2017-179 and adopting a new resolution establishing a revised passenger fare structure effective July 1, 2020 and delegating authority to the City Manager, or his/her designee, to temporarily reduce or eliminate fares for promotional or emergency purposes and change pass types offered to the general public as needed as introduced by Councilmember Nosrati, seconded by Councilmember Larson, and carried 5/0 by the following vote:

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

Motion by Councilmember Nosrati, seconded by Councilmember Larson, Authorizing the City Manager, or his/her designee, to implement the required changes to transit schedules, routes, stops, and services as needed to achieve the operational and financial goals outlined in the Short-Range Transit Plan FY 2020-2024 and as recommended by City staff. Motion carried 5/0 by the following vote:

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

9. ACTION ITEMS:

- A. Senior Accountant Nadine Silva presented the staff report on the request to amend the City of Turlock Fiscal Year 2019-2020 General and Non-General Fund Budgets

Interim City Manager Michael I. Cooke also spoke regarding additional (future) budget adjustments that will likely be needed before the end of the year for the Fire Department, City Attorney, potential ballot measure related expenses, and any unexpected/unanticipated expenses, noting the difficulties of providing limited services with limited funds.

Council and staff discussed this item.

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

Council and staff further discussed this item.

Action: **Resolution No. 2020-018:** Amending the City of Turlock Fiscal Year 2019-2020 General and Non-General Fund Budgets as introduced by Councilmember Esquer, seconded by Councilmember Larson, and carried 5/0 by the following vote:

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

- B. Interim City Manager Michael I. Cooke presented the staff report on the request to approve the purchase of one (1) used or new Power Rodder from an authorized dealer for the Municipal Services Department, in an amount not to exceed \$450,000 (Fund 410) as approved by City Council in the Fiscal Year 2019-20 adopted budget, pursuant to Turlock Municipal Code Section 2-7-08(b)(6) or Section 2-7-09(c) AND approve the purchase of one (1) used or new Backhoe Loader from an authorized dealer for the Parks, Recreation and Public Facilities Department, in an amount not to exceed \$150,000 (Fund 506) as approved by City Council in the Fiscal Year 2019-20 adopted budget, pursuant to Turlock Municipal Code Section 2-7-08(b)(6) or Section 2-7-09(c)

Council and staff discussed this item.

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

Action: **Resolution No. 2020-019**: Approving the purchase of one (1) used or new Power Rodder from an authorized dealer for the Municipal Services Department, in an amount not to exceed \$450,000 (Fund 410) as approved by City Council in the Fiscal Year 2019-20 adopted budget, pursuant to Turlock Municipal Code Section 2-7-08(b)(6) or Section 2-7-09(c) as introduced by Councilmember Esquer, seconded by Councilmember Nosrati, and carried 5/0 by the following vote:

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

Resolution No. 2020-020: Approving the purchase of one (1) used or new Backhoe Loader from an authorized dealer for the Parks, Recreation and Public Facilities Department, in an amount not to exceed \$150,000 (Fund 506) as approved by City Council in the Fiscal Year 2019-20 adopted budget, pursuant to Turlock Municipal Code Section 2-7-08(b)(6) or Section 2-7-09(c) as introduced by Councilmember Esquer, seconded by Councilmember Nosrati, and carried 5/0 by the following vote:

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

- C. Transit Manager Wayne York presented the staff report on the request to approve the purchase and delivery of two (2) 35-foot long Compressed Natural Gas (CNG) powered low floor transit buses from Gillig LLC of Hayward, California, in an amount not to exceed \$1,220,108 (Non-General Fund – Fund 426), as authorized under City Contract No. 16-177 for City Project No. 19-52 “Purchase of Two Gillig 35-Foot CNG Buses” AND amend the FY 2019-20 Municipal Budget (Fund 426) as outlined in the resolution to reflect increased Federal Transit Administration (FTA) Section 5307 and Affordable Housing and Sustainable Communities (AHSC) grant revenues and increased expenses associated with the purchase of two (2) buses as authorized under City Contract No. 16-177 for City Project No. 19-52 “Purchase of Two Gillig 35-Foot CNG Buses”

Mayor Bublak opened public participation.
The following members of the public spoke:

Milt Trieweiler
Robert Puffer
Cheryl Reiland

Staff provided brief comment in response to public comment.

Mayor Bublak closed public participation.

Council and staff discussed this item.

Action: **Resolution No. 2020-021:** Approving the purchase and delivery of two (2) 35-foot long Compressed Natural Gas (CNG) powered low floor transit buses from Gillig LLC of Hayward, California, in an amount not to exceed \$1,220,108 (Non-General Fund – Fund 426), as authorized under City Contract No. 16-177 for City Project No. 19-52 “Purchase of Two Gillig 35-Foot CNG Buses” as introduced by Councilmember Larson, seconded by Councilmember Arellano, and carried 5/0 by the following vote:

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

Resolution No. 2020-022: Amending the FY 2019-20 Municipal Budget (Fund 426) as outlined in the resolution to reflect increased Federal Transit Administration (FTA) Section 5307 and Affordable Housing and Sustainable Communities (AHSC) grant revenues and increased expenses associated with the purchase of two (2) buses as authorized under City Contract No. 16-177 for City Project No. 19-52 “Purchase of Two Gillig 35-Foot CNG Buses” as introduced by Councilmember Larson, seconded by Councilmember Arellano, and carried 5/0 by the following vote:

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

- D. Interim Development Services Director Nathan Bray presented the staff report on the request to accept Stanislaus Council of Governments (StanCOG) Ordinance No. 20-01 amending Ordinance No. 16-01 “Measure L: Local Roads First Transportation Funding Measure (Measure L Ordinance)” OR appeal Stanislaus Council of Governments (StanCOG) Ordinance No. 20-01 amending the expenditure plan of Measure L amending Ordinance No. 16-01 “Measure L: Local Roads First Transportation Funding Measure (Measure L Ordinance)”

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 Nosrati, Accepting Stanislaus Council of Governments (StanCOG) Ordinance No. 20-01 amending Ordinance No. 16-01 “Measure L: Local Roads First Transportation Funding Measure (Measure L Ordinance)”. Motion carried 4/1 by the following vote:

Councilmember Larson	Councilmember Arellano	Councilmember Nosrati	Councilmember Esquer	Mayor Bublak
Yes	No	Yes	Yes	Yes

10. CITY MANAGER REPORTS/UPDATES:

A. Development Services Department Update

Interim Development Services Director Nathan Bray provided informational updates regarding capital projects.

Council and staff discussed this item.

Interim City Manager Michael I. Cooke expressed thanks to Interim Director Bray, Lieutenant Cervenka, and staff for their work with the Tuolumne sinkhole repairs.

B. Fire Department

1. Public Safety Briefing

A written staff update was included in the agenda packet.

C. Police Department

1. Public Safety Briefing

A written staff update was included in the agenda packet.

11. COUNCIL ITEMS FOR FUTURE CONSIDERATION: None

12. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS:

Councilmember Arellano Spoke regarding her recent meeting with PARC Commissioner Snoke regarding creation and installation of an autism or disabled fountain within the community at no cost/impact to the City and expressed thanks to staff for their coordination efforts regarding the CalTrans clean-up.

Councilmember Nosrati spoke regarding his forthcoming efforts to proactively address homelessness issues and gaining the community's trust with this issue.

Councilmember Esquer spoke regarding the State of the State Address concerning homelessness and needing to start addressing these issues locally.

Mayor Bublak spoke regarding her recent attendance at the Stanislaus County Library Turlock Branch ground-breaking event and reminded Council to wear their Go Green T-shirt at the March 10, 2020 meeting.

13. CLOSED SESSION (*continuation of Closed Session if necessary*):

Attorney Erin Derven introduced the Closed Session Items.

- A. Liability Claims, Cal. Gov't Code §54956.95
"For the purposes of [Section 54956.9], 'existing facts and circumstances' shall consist only of one of the following: The receipt of a claim pursuant to the Government Claims Act (Division 3.6 (commencing with Section 810) of Title 1 of the Government Code) or some other written communication from a potential plaintiff threatening litigation, which claim or communication shall be available for public inspection pursuant to Section 54957.5."
Claimant: Daniel J. Bocage-Soto
Agency Claimed Against: City of Turlock
- 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

14. REPORTS FROM CLOSED SESSION:

Attorney Erin Derven reported for Closed Session Item 13A (Claim Filed Against the City by Daniel J. Bocage-Soto) the City Council by a 5/0 vote rejected this claim for damages.

Attorney Erin Derven reported for Closed Session Item 13B that Council provided direction to staff, but no reportable action was taken.

15. ADJOURNMENT

Motion by Councilmember Nosrati, seconded by Councilmember Esquer, to adjourn the regular meeting at 10:32 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

Jennifer Land
City Clerk