

0. A. **CALL TO ORDER** – Mayor Bublak called the meeting to order at 6:06 p.m.

B. **SALUTE TO THE FLAG**

Mayor Bublak announced that members of staff are participating in the meeting via the Zoom system and advised the Council meeting is being streamed on the City's website, YouTube, and Spectrum Channel 2.

Mayor Bublak also announced that members of the public will be given the opportunity to address the Council during public participation as well during the presentation of public hearing / discussion items and noted the City Clerk will provide additional details once we near the public participation section of the meeting.

C. **ROLL CALL:**

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

PRESENT: Councilmembers Nicole Larson, Andrew Nosrati, Pam Franco, Rebecka Monez, 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 Franco, seconded by Councilmember Monez, Approving the agenda as posted. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

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

A. Recognition: Employee of the Year, 2020, Staff Services Technician Carla McLaughlin

Mayor Bublak announced that Staff Services Technician Carla McLaughlin is the Employee of the Year for 2020, and Parks, Recreation and Public Facilities Director Allison Van Guilder

read her bio.

- B. Recognition: Employee of the Month, January 2021, Community Service Officer II, Ruth Hoover

Mayor Bublak announced that Community Service Officer II Ruth Hoover is the Employee of the Month for January 2021 and read her bio.

- C. Appointment: Planning Commission

Mayor Bublak recommended that Sukhminder Deol be appointed to fill a vacancy on the Planning Commission.

**Action:** Motion by Councilmember Franco, seconded by Councilmember Monez, Appointing Sukhminder Deol to fill a vacancy on the Planning Commission for a term set to expire on December 31, 2023. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- D. Appointment: Parks, Arts and Recreation Commission

Mayor Bublak recommended that Gurjot Virk be appointed to fill a vacancy on the Parks, Arts and Recreation Commission.

**Action:** Motion by Councilmember Larson, seconded by Councilmember Monez, Appointing Gurjot Virk to fill a vacancy on the Parks, Arts and Recreation Commission for a term set to expire on December 31, 2023. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- E. Briefing: COVID-19 Update, presented by Interim Fire Chief Gary Carlson

Interim Fire Chief Gary Carlson provided an update regarding COVID-19 including case rate and positivity rate for Stanislaus County, State restriction tier designations, reopening of churches at 25% capacity, vaccine administration, public notification of vaccine clinic locations, second dose vaccine requirements, COVID-19 testing locations, and mobile vaccination clinics.

*City Clerk Jennifer Land announced that members of the public will be given the opportunity to address Council on items that are within the subject matter jurisdiction of the City Council and on any item on tonight's agenda. For items listed on the agenda, we ask that you please defer your comments until that item is heard by the Council. For those who are interested in addressing the Council, please press the "raise hand" feature on your screen or press \*9 from your telephone keypad once the Mayor opens public comment and before she closes public comment.*

*Comments will be taken in the order of which requests are received. When it is a member’s turn to speak, they will hear an automated prompt indicating their line has been unmuted – and that is when their comment period will begin.*

*Lastly, we request members who choose to address the Council to please state their first and last name in the event any follow up is needed; however, this is not mandatory.*

**4. PUBLIC PARTICIPATION:**

The following members of the public spoke:

- Supervisor Vito Chiesa
- Dona Varin
- Matthew Davies
- Ron Bridegroom
- Lisette Sims
- Kenneth Foster
- Donna Endsley
- Mary Jackson

Council and staff 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:**

*Councilmember Franco requested Consent Calendar Item 6B be removed for separate consideration.*

**Action:** Motion by Councilmember Franco, seconded by Councilmember Monez, adopting the amended consent calendar. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- A. **Resolution No. 2021-014:** Accepting Weekly Demands of 1/7/21 in the amount of \$3,773,982.22; Weekly Demands of 1/14/21 in the amount of \$1,498,347.53; Weekly Demands of 1/21/21 in the amount of \$741,553.25
- B. *Item removed for separate consideration.*
- C.
  - 1. **Motion:** Approving Amendment No. 3 with Carollo Engineers of Walnut Creek, California, in the amount of \$50,696, bringing the contract total to \$1,791,894 for construction management services for City Project No. 15-39D "Turlock Regional Water Quality Control Facility Secondary Clarifier No. 5 and Denitrification" (upgrade and expansion of the wastewater treatment plant)
  - 2. **Resolution No. 2021-015:** Appropriating \$51,000 to account number 413-51-539.51027\_001 "Capital Clarifier #5 & MCC Upgrade" from Fund 413 "WQC-Capital

Expansion Reserve” unallocated reserves to provide adequate funding for City Project No. 15-39D “Turlock Regional Water Quality Control Facility Secondary Clarifier No. 5 and Denitrification”

- D. **Motion:** Approving Contract Change Order No. 1 in the amount of \$26,777 (Non-General Fund - Fund 215), for City Project No. 17-59 “Pedestrian Intersection Improvements, Various Locations” bringing the contract total to \$260,678
- E.
  - 1. **Motion:** Awarding bid and approving an Agreement in the amount of \$634,187.80 (Non-General Fund - Fund 215) with American Paving Co., of Fresno, CA, for City Project No. 18-53 “Intersection Improvements at Monte Vista Avenue and Fosberg Road”
  - 2. **Resolution No. 2021-016:** Appropriating \$144,000 to account number 215-40-420.51210 “Federal Street Project” to be funded from Fund 218 “Measure L” unallocated reserves to provide necessary funding for City Project No. 18-53 “Intersection Improvements at Monte Vista Avenue and Fosberg Road”
- F. **Resolution No. 2021-017:** Reaffirming the Director of Emergency Services Proclamation of Existence of a Local Emergency in response to COVID-19
- 6B. **Motion:** Accepting Minutes of the Regular Meeting October 27, 2020; Minutes of the Regular Meeting of November 10, 2020

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

**Action:** Motion by Councilmember Larson, seconded by Councilmember Nosrati, Accepting Minutes of the Regular Meeting October 27, 2020; Minutes of the Regular Meeting of November 10, 2020. Motion carried 3/2 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Not Participating	Not Participating	Yes

7. **FINAL READINGS:** None

8. **PUBLIC HEARINGS:**

*Public Hearing Item 8A was continued from the January 26, 2021 City Council meeting.*

- A. Interim Development Services Director Nathan Bray presented the staff report on the request to order the improvements and formation of the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting 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 2020-2021 for the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128

Mayor Bublak opened the public hearing. No one spoke. Mayor Bublak closed the public hearing.

City Clerk Jennifer Land reported the only ballot received for this item is in favor of the district, no ballots were received in opposition of; therefore, no majority protest exists and the Council may form the district.

**Action:**            **Resolution No. 2021-018:** Ordering the improvements and formation of the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting 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 2020-2021 for the PM 20-03 Turlock Dental Care (Development Project No. 20-020) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area, Pursuant to Resolution No. 97-128 as introduced by Councilmember Larson, seconded by Councilmember Franco, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**9. ACTION ITEMS:**

- A. Interim Development Services Director Nathan Bray presented the staff report on the request to award bid and approve an Agreement in the amount of \$1,123,189.10 (Fund 218) with Granite Construction, of Fresno, California, for City Project No. 17-53 "Golden State Rehabilitation 20th Century Boulevard to Main Street" AND appropriate \$300,000 to account number 215-40-420.51210 "Federal Streets Projects" to be funded from Fund 218 "Measure L – Streets" unallocated reserves and appropriating \$55,000 to account number 215-40-420.51210 "Federal Streets Projects" to be funded from Fund 216 "LTF – Non-motorized" unallocated reserves to provide necessary funding for City Project No. 17-53 "Golden State Rehabilitation 20th Century Boulevard to Main Street"

Council and staff discussed this item including construction costs, Measure L funding, bicycle lanes, StanCOG funding potential, and the forecasted construction schedule.

Mayor Bublak opened public participation.

The following members of the public spoke:

- Milt Trieweiler
- Ron Bridegroom
- Robert Puffer

Mayor Bublak closed public participation.

Council and staff further discussed this item including bicycle lane striping.

Councilmember Nosrati introduced a modified motion to include bicycle lane construction with Measure L funding. Councilmember Larson seconded the modified motion.

**Action:** Motion by Councilmember Nosrati, seconded by Councilmember Larson, Awarding base bid plus alternates A and B and approving an Agreement in the amount of \$1,763,407.50 (Fund 218) with Granite Construction, of Fresno, California, for City Project No. 17-53 “Golden State Rehabilitation 20<sup>th</sup> Century Boulevard to Main Street”, and adding bike lanes to the construction project, identifying Measure L funds to supplement. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**Resolution No. 2021-019:** Appropriating \$300,000 to account number 215-40-420.51210 “Federal Streets Projects” to be funded from Fund 218 “Measure L – Streets” unallocated reserves and appropriating \$55,000 to account number 215-40-420. 51210 “Federal Streets Projects” to be funded from Fund 216 “LTF – Non-motorized” unallocated reserves to provide necessary funding for City Project No. 17-53 “Golden State Rehabilitation 20<sup>th</sup> Century Boulevard to Main Street” as introduced by Councilmember Nosrati, seconded by Councilmember Larson, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

*Action Item 9B was continued from the January 26, 2021 City Council meeting.*

- B. Parks, Recreation and Public Facilities Director Allison Van Guilder presented the staff report on the request to affirm or modify the Parks, Arts & Recreation Commission recommendation to select “Option C” to reconstruct/update Columbia Park Pool and Splash Pad at a base estimate of \$6.3 Million *OR* affirm or modify the recommendation from District 2 Constituents and Representative to select “Option A” to repair Columbia Park Pool and Splash Pad at a base estimate of \$1.8 Million

Council, staff, and Chad Kennedy from O’Dell Engineering discussed this item including “Option A” details, maintenance projections, and facility and staff availability.

Parks, Arts & Recreation Commissioner Randy Icelow addressed the Council, discussed the importance of continual maintenance, and expressed gratitude for his participation in the AdHoc committee process.

Parks, Arts & Recreation Commissioner Allison Jeffery addressed the Council and expressed thanks for their time and interest in this matter.

Parks, Arts & Recreation Commission Chair Brent Bohlender addressed the Council and asked for consideration of “Option C” to benefit the community.

Mayor Bublak opened public participation.

The following members of the public spoke:

Ron Bridegroom

Mayor Bublak closed public participation.

Council, staff, and Chad Kennedy from O'Dell Engineering provided brief comment in response to public comment.

Council and staff further discussed this item including annual maintenance costs, potential funding, and construction timelines.

**Action:**        **Resolution No. 2021-020:** Affirming the recommendation from District 2 Constituents and Representative to select "Option A" to repair Columbia Park Pool and Splash Pad at a base estimate of \$1.8 Million as introduced by Councilmember Monez, seconded by Councilmember Franco, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

C. Acting City Manager Gary R. Hampton presented the staff report on the request to amend the City of Turlock Fiscal Year 2020-2021 General and Non-General Fund Budgets

Accountant, Sr. Nadine Silva noted that Council received a full presentation regarding the mid-year budget review and requested adjustments earlier in the evening at the special meeting (budget workshop).

Council and staff discussed this item including Measure A revenue projections, potential litigation expenses, sustainability of sales tax revenues, CARES funding, housing program expenses, Measure A revenue timelines, and cannabis revenues and expenditures.

Mayor Bublak opened public participation.

The following members of the public spoke:

Milt Trieweller  
 Ron Bridegroom  
 Cheryl Reiland  
 DJ Fransen  
 Lisette Sims

Mayor Bublak closed public participation.

Council and staff provided brief comment in response to public comment.

Council and staff further discussed this item including tracking of revenues and expenses for cannabis and Measure A.

Council provided direction to staff to create separate funds for cannabis and Measure A revenues, adjust the COPS grant match funds allocation, prepare a report detailing COVID-19 related expenses in the Fire Department and CARES team activities, and develop a plan for budgeting the CARES team on a long-term basis.

**Action:**            **Resolution No. 2021-021**: Amending the City of Turlock Fiscal Year 2020-2021 General and Non-General Fund Budgets, as introduced by Councilmember Franco, seconded by Councilmember Larson, and carried 3/2 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	No	Yes	No	Yes

**10. CITY MANAGER REPORTS/UPDATES:**

A. Administrative Services

1. Economic Development Update

Assistant to the City Manager for Economic Development/Housing Maryn Pitt provided an update regarding Economic Development including retail trends due to COVID-19, online sales tax revenues, and unemployment rate statistics.

Mayor Bublak opened public participation.

The following members of the public spoke:

DJ Fransen

Mayor Bublak closed public participation.

B. Development Services

1. Monthly Departmental Update

A written staff update was included in the agenda packet.

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

Councilmember Franco requested a workshop on the City housing element.

Councilmember Monez requested a discussion on the funding strategy for Columbia Pool.

Mayor Bublak requested a discussion on Measure A revenues and Measure L road repairs to include trenching.

**12. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS:**

Councilmember Nosrati offered condolences for the loss of Charmaine Daniels.



Councilmember Franco recognized staff for their hard work during the storm events, provided information regarding the application process for the Measure A Citizens Oversight Committee, and expressed thanks to constituents for their participation in community issues.

Councilmember Monez commented on community support of Measure A to fund Public Safety and road repairs, reopening of Council meetings, and the experience and ability of Acting City Manager Gary R. Hampton.

Mayor Bublak commented on succession planning to better serve the community, public records act requests, and congratulated her friend Bruce Arians for his Super Bowl win.

**13. CLOSED SESSION:**

*City Clerk Jennifer Land 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: Interim Fire Chief Gary Carlson and City Attorney Douglas L. White
- B. 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: Human Resources Manager Sarah Eddy  
Employee Organization: Turlock Associated Police Officers  
Employee Organization: Turlock City Employees Association  
Employee Organization: Turlock Firefighters Association-Local 2434  
Employee Organization: Turlock Management Association-Public Safety  
Unrepresented Employees: Accountant, Sr., 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/Municipal Services, Executive Administrative Assistant/Public Safety, Fire Chief, Human Resources Analyst, Sr., Human Resources Manager, Human Resources Technician, Information Technology Manager, Legal Assistant, Municipal Services Deputy Director, Municipal Services Director, Office Assistant I, Parks, Recreation and Public Facilities Director, Parks, Recreation and Public Facilities Manager, Payroll Coordinator, Police Business Unit Supervisor, Police Chief, Principal Civil Engineer, Regulatory Affairs Manager, Transit Manager, Utilities Manager, and Water Quality Control Division Manager.
- 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 Designated Representative: Mayor Amy Bublak

Unrepresented Employees: Interim City Attorney

D. Public Employee Discipline/Dismissal/Release, Cal. Gov't Code §54957(b)(1)

**14. REPORTS FROM CLOSED SESSION:**

City Clerk Jennifer Land reported for the Closed Session Items that Council provided direction to staff, but no reportable action was taken.

**15. ADJOURNMENT**

Mayor Bublak adjourned the regular meeting at 9:59 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Allison Martin, Deputy City Clerk  
Jennifer Land, City Clerk