

A. CALL TO ORDER - Mayor Bublak called the meeting to order at 6:00 p.m.

B. SALUTE TO THE FLAG

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.

Councilmember Monez request that Item 9A be moved to the front of the agenda, and Item 4, Public Participation, be moved to the end of agenda.

Action: Motion by Councilmember Monez, seconded by Councilmember Franco, approving the amended agenda. Motion carried 4/1 by the following vote:

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

Action Item 9A was heard out of order prior to the Consent Calendar.

9A. Interim City Manager, Sarah Tamey Eddy requested to appoint Reagan M. Wilson to the position of City Manager effective February 9, 2022, and approving an Employment Agreement. She presented his background and how he can benefit the City of Turlock.

Council and staff discussion included questions about his work experience, as well as questions regarding his employment contract.

Mayor Bublak opened public comment.

The following members of the public spoke:

- Reagan Wilson
- Mike Lynch
- Ray Souza
- Paul
- Jeff Pappas

Mayor Bublak closed public comment.

Additional Council discussion included acknowledging the importance of choosing the best City Manager for Turlock, and that the Council will work closely with Mr. Wilson.

Action: **Resolution No. 2022-018:** Motion by Councilmember Monez, seconded by Councilmember Franco, appointing Reagan M. Wilson as the City of Turlock City Manager, effective February 9, 2022, and approving the related employment agreement. Motion carried 3/2 by the following vote:

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

Sarah Tamey Eddy thanked the Council for her time as Interim City Manager.

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

1. Proclamation: In Honor of Retiring Animal Services Supervisor, Glena Jackson.

Mayor Bublak read a Proclamation honoring Glena Jackson's "24 Years of Service" to the City of Turlock.

Glenn urged the City Council to continue the no-kill status, and thanked City Council and staff for everything throughout her career.

2. Proclamation: In Honor of Interim City Manager, Sarah Tamey Eddy.

Mayor Bublak read a Proclamation honoring Sarah Tamey Eddy for her 33 years of service, as well as her role of "Interim City Manager".

3. Ad Hoc Committee Update: Councilmember Monez said that she was going to give an update on the Unsheltered Homeless, but didn't feel it was appropriate without the new City Manager being able to review the staff report. She said she would provide the update at the February 22nd City Council meeting.

4. PUBLIC PARTICIPATION *Moved after Action Item 9B.*

5. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE

None

6. CONSENT CALENDAR:

Action: Motion by Councilmember Monez, seconded by Councilmember Franco, adopting the 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. 2022-019:** Accepting Weekly Demands of 1/14/22 in the amount of \$1,295,964.84; Weekly Demands of 1/21/22 in the amount of \$2,816,199.91; Monthly Demands of 10/31/21 in the amount of \$9,521,486.28
- B. **Motion:** Accepting Minutes of the Regular Meeting of January 25, 2022; Minutes of the Special City Council Meeting of January 25, 2022
- C. **Motion:** Approving the advertisement for construction bids for City Project No. 20-002 "Southwest Quadrant Road Rehabilitation"
- D. **Motion:** Approving the advertisement for construction bids for City Project No. 20-031 "Hedstrom Road Rehabilitation"
- E. **Motion:** Approving the advertisement for construction bids for City Project No. 21-018 "Lander Avenue Rehabilitation between D St. and SR-99"
- F. **Motion:** Approving Amendment No. 1 to Agreement No. 2022-0001 between the City of Turlock and Citizen Communications, LLC dba Recyclist (Recyclist) for Solid Waste Compliance Program Tracking to include modifications within the attached Addendum as agreed upon between the City and Recyclist and in a form approved by the City Attorney
- G. **Resolution No. 2022-020:** Accepting an allocation of funds, authorizing the execution of a grant agreement and commitments necessary to administer the Federal FY 2021 Edward Byrne Memorial Justice Assistance Grant (JAG) from the United States Department of Justice, Office of Criminal Justice Programs, in the amount of \$32,388, and appropriating said funds to account number 266-20-255-341.35720_011 "Revenue JAG Grant 15PBJA-21-GG-01259-JAGX" and account number 266-20-255-341.51107_011 "JAG Expenses 15PBJA-21-GG-01259-JAGX" in Fund 266 "Police Services Grants"
- H. **Resolution No. 2022-021:** Reaffirming the Proclamation of a Local Emergency by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services) in Response to a continuing Unsheltered Homeless Crisis (UHC) within the City of Turlock and Confirming Rules and Regulations No. 1 Made and Issued by Interim City Manager Sarah Tamey Eddy (Director of Emergency Services)

7. **FINAL READINGS:** None

8. **PUBLIC HEARINGS:**

- A. Interim Municipal Services Director, Dan Madden and the consultant from R3, Garth Schultz, gave a presentation to City Council for the consideration of increasing the monthly solid waste fees/charges on Proposition 218 that would go into effect on April 1, 2022, which will amend the Turlock Municipal Code Title 6, Chapter 3, Article 1, Section 01 titled Garbage, Rubbish, and Organic Refuse to implement the updated fees/charges for property related to solid waste services. Dan Madden explained the results of the Proposition 218 process and said that there were 20,450 ballots that were mailed out and that 9,713 protests would need to be received.

Mayor Bublak asked if the Council could rescind the proposed resolution and ordinance if another revenue source was found that could cover the cost of the rate increase. Dan Madden said yes.

Mayor Bublak opened the public hearing.

The following members of the public spoke:

John Gebelein
Dr. Richard Decker
Paul
Miguel Donodo
Ron Bridegroom
Cheryl
Turlock Citizen

There was additional Council discussion regarding the franchise fee and the 1383 mandate, tipping organic charges, and operating profits.

Jessie Merchant from Turlock Scavenger explained the process for recycling and separating garbage.

Councilmember Monez asked what it would mean for Prop 218 if this item isn't approved. Jessie Merchant explained that there is a pressure because Turlock could be penalized and that they are trying educate the public first.

There was additional discussion regarding finding an alternate funding source to offset the increase fee.

City Attorney Petrulakis clarified that approving the maximum rate increase would give Council the opportunity to adjust the fees as necessary.

Councilmember Nosrati suggested offering rewards to those who are more garbage conscientious.

Councilmember Larson suggested approving the rate increase one year at a time. City Attorney Petrulakis said that by approving one year at a time is that staff would have to do the Prop 218 process each year.

Mayor Bublak announced that anyone wishing to turn in their protest ballots should do so before the close of the public hearing.

Mayor Bublak called a brief recess at 8:40 pm, to allow citizens to fill out and turn in their ballots.

The City Council meeting reconvened at 8:45 pm.

Mayor Bublak closed the public hearing.

Deputy City Clerk Lisa Schimmelfennig announced that 20,450 ballots were mailed out, and the city would need 9,713 protests to keep this item from passing. The total number of protests received was 194.

Councilmember Monez directed the City Manager to bring the item back to Council for consideration to reduce the rate increase for the rate payers before the rate increase goes into effect on April 1, 2022.

Deputy City Clerk Lisa Schimmelfennig read the Ordinance title into the record.

Action: Motion: Motion by Councilmember Monez, and seconded by Councilmember Franco, accepting the results of the Proposition 218 process for the consideration of increasing the monthly solid waste fees/charges effective April 1, 2022; and to bring the rate increase proposal back to City Council to reduce the rate to the rate payers before SB 1383 goes into effect on April 1, 2022. Motion carried 3/2 by the following vote:

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

Ordinance: Motion by Councilmember Monez, seconded by Councilmember Franco amending Turlock Municipal Code Title 6, Chapter 3, Article 1, Section 01 titled Garbage, Rubbish, and Organic Refuse to implement updated fees/charges for property related to solid waste services. Motion carried 3/2 by the following vote:

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

9. ACTION ITEMS:

Action Item 9A was heard before Consent Calendar Item 6.

- B. Mayor Bublak requested to name the new park in the Legends 3 subdivision, "John Lazar Park" on behalf of former Mayor John Lazar in recognition of his contributions to the Turlock community.

Mayor Bublak opened public comment

The following members of the public spoke:

Ron Bridegroom
Milt Trieweller
Cheryl

Mayor Bublak closed public comment.

Each of the members of Council gave their sentiments about Mayor John Lazar.

Action: Resolution No. 2022-022: Motion by Mayor Bublak, seconded by Councilmember Franco, named the new park in the Legends 3 subdivision, "John Lazar Park" on behalf of former Mayor John Lazar in recognition of his contributions to the Turlock community. Motion carried 5/0 by the following vote:

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

4. PUBLIC PARTICIPATION: *Public Participation Item 4 was heard at the end of the agenda.*

Mayor Bublak 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. Members of the public will be allotted five (5) minutes for comments and will be taken in the order of which requests are received. 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.

The following members of the public spoke:

Frank Ramirez
Miguel Donodo
Ron Bridegroom

10. CITY MANAGER REPORTS/UPDATES: None

11. COUNCIL ITEMS FOR FUTURE CONSIDERATION:

Councilmember Larson said that she thought that going back to in-person meetings, the public would still be able to call in or zoom into the meeting. She directed staff to bring the Zoom Policy item to the March 8th City Council meeting for further discussion.

Councilmember Nosrati recommended that the city should go after the certification to make Turlock pro-housing.

12. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS

Councilmembers may ask questions, provide comments, and make brief announcements on notable topics of interest. The Brown Act does not allow discussion or action by the legislative body.

Councilmember Nosrati said that he was confused on where Turlock was on housing. He said that the city needs to be aggressive in policy reform. The city needs to stimulate infill building and not just urban sprawl.

Councilmember Franco said that she is on the board for StanCog, and Turlock was awarded \$82,980 for non-pedestrian transit. Also, StanCog completed their jurisdictional allocation for 21/22, and Turlock will be receiving \$2,031,976. She also wanted to credit Transit Manager Wayne York for being recognized by the San Joaquin Railroad Commission for his work in connecting buses to and from the Amtrak Station in Denair. Lastly, she wanted to share that she is wearing red to honor the Stockton firefighter that died while fighting a fire.

Councilmember Monez said she is also wearing red in honor of the Stockton firefighter. Her thoughts and prayers are with the Stockton Fire Department, and she thanked Turlock Fire for helping Stockton while they were dealing with a great loss in their department.

Mayor Bublak said that she is burning a red light in her office to honor Fire fighter that lost his life. She thanked Chief Ernst for assisting the County during Stockton's tragic loss of their firefighter. Lastly, she stated that the Housing Department is still intact, and that they still have their jobs. It was never their intent for the Housing Department to lose their jobs. Hoping to work more on obtaining more senior housing.

13. CLOSED SESSION:

Deputy City Clerk Lisa Schimmelfennig 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: James and Cynthia Zontek
Agency Claimed Against: City of Turlock

14. REPORTS FROM CLOSED SESSION

Mayor Bublak indicated no action was taken during Closed Session.

15. ADJOURNMENT

Mayor Bublak adjourned the regular meeting at 9:34 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED



Lisa Schimmelfennig, Deputy City Clerk