

# City Council Agenda



**FEBRUARY 11, 2020**

**6:00 p.m.**

**City of Turlock Yosemite Room**

**156 S. Broadway, Turlock, California**

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Mayor  
**Amy Bublak**

Council Members

**Nicole Larson**

**Andrew Nosrati**

Vice Mayor

**Gil Esquer**

**Becky Arellano**

Interim City Manager

**Michael I. Cooke**

City Clerk

**Jennifer Land**

City Attorney

**Douglas L. White**

**SPEAKER CARDS:** To accommodate those wishing to address the Council and allow for staff follow-up, speaker cards are available for any agenda item or any other topic delivered under Public Comment. Please fill out and provide the Comment Card to the City Clerk or Police Officer.

**NOTICE REGARDING NON-ENGLISH SPEAKERS:** The Turlock City Council meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

**EQUAL ACCESS POLICY:** If you have a disability which affects your access to public facilities or services, please contact the City Clerk's Office at (209) 668-5540. The City is committed to taking all reasonable measures to provide access to its facilities and services. Please allow sufficient time for the City to process and respond to your request.

**NOTICE:** Pursuant to California Government Code Section 54954.3, any member of the public may directly address the City Council on any item appearing on the agenda, including Consent Calendar and Public Hearing items, before or during the City Council's consideration of the item. Members of the public will be allowed three (3) minutes for comments.

**AGENDA PACKETS:** Prior to the City Council meeting, a complete Agenda Packet is available for review on the City's website at [www.cityofturlock.org](http://www.cityofturlock.org) and in the City Clerk's Office at 156 S. Broadway, Suite 230, Turlock, during normal business hours. Materials related to an item on this Agenda submitted to the Council after distribution of the Agenda Packet are also available for public inspection in the City Clerk's Office. Such documents may be available on the City's website subject to staff's ability to post the documents before the meeting.

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  - A. **CALL TO ORDER**
  - B. **SALUTE TO THE FLAG**
  - C. **ROLL CALL**
  - D. **DECLARATION OF CONFLICTS**

1. **CLOSED SESSION:**

*The Closed Session item(s) for this meeting have been agendaized 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.

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

- A. Recognition: Employee of the Year, 2019, Maintenance Worker, Sr. Hans Visser
- B. Recognition: Employee of the Month, January 2020, Executive Administrative Assistant Public Safety Julie Miranda
- C. Proclamation: National Engineer's Week, February 16 – 22, 2020, accepted by Sr. Civil Engineer Stephen Fremming, Associate Civil Engineer Adam Hutchings, and Assistant Engineer Randall Jones
- D. Appointments: Appointing members of City staff and community members to the following Boards, Commissions, and Committees:
  - City/County Disaster Council
  - East Stanislaus Regional Water Management Partnership
  - Stanislaus County Local Task Force on Solid Waste (LTF)
  - Stanislaus County Regional Solid Waste Planning Agency (Regional Agency)
  - Turlock Mosquito Abatement District

**4. PUBLIC PARTICIPATION**

Pursuant to California Government Code Section 54954.3(a), this is the time set aside for members of the public to directly address the City Council on any item of interest to the public that is within the subject matter jurisdiction of the City Council and to address the Council on any item on tonight's agenda, including Consent Calendar items. You will be allowed three (3) minutes for your comments. If you wish to speak regarding an item on the agenda, you may be asked to defer your remarks until the Council addresses the matter.

Pursuant to California Government Code Section 54954.2(a)(3), no action or discussion may be undertaken on any item not appearing on the posted agenda, except that the City Council, or its staff, may briefly respond to comments or questions from members of the public, provide a reference to staff or other resources for factual information, or direct staff to place the issue on a future agenda.

**5. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE****6. CONSENT CALENDAR:**

Information concerning the consent items listed hereinbelow has been forwarded to each Councilmember prior to this meeting for study. Unless the Mayor, a Councilmember or member of the audience has questions concerning the Consent Calendar, the items are approved at one time by the Council. The action taken by the Council in approving the consent items is set forth in the explanation of the individual items.

- A. Resolution: Accepting Weekly Demands of 1/9/20 in the amount of \$421,688.57; Weekly Demands of 1/16/20 in the amount of \$3,104,104.31
- B. Motion: Accepting Minutes of the Regular Meeting of December 10, 2019; Minutes of the Special Meeting of January 10, 2020
- C.
  - 1. Motion: Approving Change Order No. 1 (Final) in the increased amount of \$3,758.00 (Non-General Fund), bringing the contract total to \$56,958.00, for City Project No. 18-43 "Finance Counter Improvements"
  - 2. Motion: Accepting improvements for City Project No. 18-43 "Finance Counter Improvements" and authorizing the City Engineer to file a Notice of Completion
- D.
  - 1. Motion: Approving Change Order No. 1 (Final) in the increased amount of \$6,843.76 (Non-General Fund), bringing the contract total to \$114,542.71, for City Project No. 18-63 "West Avenue South Sewer Extension"
  - 2. Motion: Accepting improvements for City Project No. 18-63 "West Avenue South Sewer Extension" and authorizing the City Engineer to file a Notice of Completion

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- E. **Motion:** Approving an Agreement with Turlock Umpire Group to officiate adult, city league softball games, for a period of three (3) years, in an amount not to exceed \$141,000 from account number 110-61-624.43724 “Reimburse Sports Officials”

**7. FINAL READINGS:**

A. ***Recommended Action:***

**Ordinance:** Amending the Turlock Municipal Code Title 9, Chapter 2, Article 7, Section 03 regarding cannabis uses; amending Title 9, Chapter 2, Article 7, Section 05, regarding permitted uses in the Westside Industrial Specific Plan; and amending Title 9, Chapter 3, Article 3, regarding commercial use classifications as introduced at the January 28, 2020 City Council meeting (*White*)

**8. PUBLIC HEARINGS:**

- A. Request to implement the City of Turlock’s last, best, and final offer to the Turlock Associated Police Officers related to the 2019-2020 labor negotiation impasse, pursuant to Government Code Section 3505.7 (*Dale*)

***Recommended Action:***

**Resolution:** Implementing the City of Turlock’s last, best, and final offer to the Turlock Associated Police Officers related to the 2019-2020 labor negotiation impasse, pursuant to Government Code Section 3505.7

- B. Request to implement the City of Turlock’s last, best, and final offer to the Turlock Firefighters, Local #2434 related to the 2019-2020 labor negotiation impasse, pursuant to Government Code Section 3505.7 (*Dale*)

***Recommended Action:***

**Resolution:** Implementing the City of Turlock’s last, best, and final offer to the Turlock Firefighters, Local #2434 related to the 2019-2020 labor negotiation impasse, pursuant to Government Code Section 3505.7

**9. ACTION ITEMS: None**

**10. CITY MANAGER REPORTS/UPDATES**

City Manager reports/updates are provided for informational purposes only and no action or discussion may be undertaken. The City Manager may direct department heads to provide reports/updates at the City Manager’s request.

A. Administrative Services (*Envia*)

1. Finance Update

(a written staff update is included in the agenda packet)

**11. COUNCIL ITEMS FOR FUTURE CONSIDERATION**

Requests for Council items for future consideration will be scheduled in accordance with the City of Turlock Elected and Appointed Officials’ Handbook (Resolution No. 2019-094), unless otherwise specified by the Mayor or a majority of the Council.

**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.

**13. CLOSED SESSION:**

A. 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**

**15. ADJOURNMENT**