

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.

Action: Motion by Councilmember Monez, seconded by Councilmember Franco, approving the amended agenda. 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:**

1. Proclamation: Mayor Bublak presented a proclamation for Vietnam Veteran's Day and Carl Lassiter, Commander of the American Legion, accepted the proclamation and said a few words regarding all those who served their country and those who paid the ultimate sacrifice.

2. Presentation: Project Sentinel Fair Housing presentation made by Fair Housing Coordinator Ana Andrade, regarding fair housing advocacy.

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 five (5) 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.

Japjeet Singh Uppal
 Robin Popolizio
 Karina Mendoza
 Brad Bates

Mayor Bublak adjourned the regular City Council meeting at 6:32pm and opened the Special Redistricting City Council meeting.

Mayor Bublak reconvened the regular City Council meeting at 7:05pm.

Continued Public Participation:

Marylu Pelayo
 Miguel Donodo
 Milt Trieweiler – requested to pull Consent Item 6K for discussion
 Gil Esquer
 Bob Puffer – requested to pull Consent Item 6C for discussion
 Ron Bridegroom

Mayor Bublak closed Public Participation

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

Action: Motion by Councilmember Monez, seconded by Councilmember Franco, waiving the reading of all ordinances on the agenda, except by title. Motion carried 5-0 by the following vote:

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

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.

There was a green sheet submitted on Action Item 6C, 6D, and 6E.

Consent Items 6C, 6I, and 6K were pull for separate consideration.

- A. **Resolution No. 2022-042:** Accepting Weekly Demands of 2/25/22 in the amount of \$4,917,183.52; Weekly Demands of 3/4/22 in the amount of \$432,438.19
- B. **Motion:** Accepting Minutes of the Regular Meeting of March 8, 2022
- C. *Removed for separate consideration*
- D. **Resolution No. 2022-045:** Approving the Engineer's Report for the Starbucks (Development Project No. 21-028) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area
Resolution No. 2022-046: Declaring the City Council's intention to order the formation of and to levy and collect assessments for Starbucks (Development Project No. 21-028) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area
- E. **Resolution No. 2022-047:** Approving the Engineer's Report for the PM 21-01 Dutch Bros (Development Project No. 21-005) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area
Resolution No. 2022-048: Declaring the City Council's intention to order the formation of and to levy and collect assessments for the PM 21-01 Dutch Bros (Development Project No. 21-005) Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area
- F. **Motion:** Rejecting all bids submitted for City Project No. 20-013 "Water and Sewer Extensions – N Golden State Blvd" and authorizing staff to re-advertise the project for construction bids
- G. **Motion:** Approving a master agreement with Ecolane USA, Inc., of Wayne, Pennsylvania, adopting standard terms and conditions related to the use of Ecolane products, support, and professional services, in a form approved by the City Attorney, and authorizing the City Manager to execute the agreement
Resolution No. 2022-049: Approving the purchase and delivery of a demand-response transportation management software system, including hardware, software, training, and support services from Ecolane USA, Inc., of Wayne, Pennsylvania, to be used for scheduling and management of demand-response transit services, as a competitive award through the National Cooperative Purchasing Alliance (NCPA) Contract No. 05-33, in an amount not to exceed \$423,429 for a five (5) year term, without compliance to formal bid procedures pursuant to Turlock Municipal Code Section 2-7-08(b)(5) in support of City Project No. 21037 "Demand-Response ITS Enhancements"
Resolution No. 2022-050: Appropriating \$30,242 to Account Number 426-40-415-240-002.51240 "Transit Capital" (ADA Paratransit) and \$118,242 to Account Number 426-40-415-243-002.51240 "Transit Capital" (Demand-Response), for a combined total of \$148,484, from Account Number 426-40-415-241-002.51240 "Transit Capital" (Fixed Route) to provide the necessary funding for City Project No. 21037 "Demand-Response ITS Enhancements"

- H. Motion: Approving a five (5) year agreement with Axon Enterprises, Inc., for the purchase of Axon Interview cloud-based video and audio recording equipment with associated software for interview rooms at the Public Safety Facility
- I. *Removed for separate consideration*
- J. **Resolution No. 2022-052**: Reaffirming the Director of Emergency Services Proclamation of Existence of a Local Emergency in response to COVID-19
- K. *Removed for separate consideration*

Action: Motion by Councilmember Franco, seconded by Councilmember Larson, 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

- 6C. Request to approve the Engineer's Report for the Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area for 3200 Fulkerth Road, Stanislaus County APN 089-001-017.

Mayor Bublak opened public comment.

The following members of the public spoke:

Bob Puffer
 Ron Bridegroom

Mayor Bublak closed public comment.

Interim Development Services Director, Katie Quintero, answered the questions the public had regarding the assessment districts.

Action: **Resolution No. 2022-043**: Approving the Engineer's Report for the Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area for 3200 Fulkerth Road, Stanislaus County APN 089-001-017

Resolution No. 2022-044: Declaring the City Council's intention to order the formation of and to levy and collect assessments for the Landscaping and Lighting Assessment District and the Street Maintenance Benefit Assessment Area for 3200 Fulkerth Road, Stanislaus County APN 089-001-017

Councilmember Monez motioned for approval with Councilmember Franco seconding the motion. Motion carried 5-0 by the following vote:

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

- 6I. Request to approve new job descriptions for Economic Development Director – Communications Officer and Risk Manager, and an amendment to the salary schedule of the existing Management Schedule of Benefits and Policies adopted by Resolution number 2021-229 dated November 9, 2021, to include all approved management salaries.

Councilmember Larson asked if the salaries for these positions were already accounted for in this fiscal year's budget. Reagan Wilson said that for the remaining portion of this fiscal year, the positions will be funded by using salary savings, and for the next 2022/2023 fiscal year, it would be budgeted for accordingly.

City Manager Reagan Wilson requested that the Council approve the proposed resolution to include language to allow staff to hire for the position.

Mayor Bublak opened public comment. There were no public comments. Mayor Bublak closed public comment.

Councilmember Nosrati said that he would request that staff submit budget requests for this fiscal year rather than using salary savings.

Action: **Resolution No. 2022-051:** Approving new job descriptions for Economic Development Director – Communications Officer and Risk Manager, and an amendment to the salary schedule of the existing Management Schedule of Benefits and Policies adopted by Resolution number 2021-229 dated November 9, 2021, to include all approved management salaries, and to authorize staff to hire for these positions.

Councilmember Monez motioned for approval with the added language to allow staff to hire for the positions, and Councilmember Franco seconded the motion. Motion carried 5-0 by the following vote:

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

- 6K. 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).

Mayor Bublak opened public comment.

The following members of the public spoke:

Milt Trieweiler

Close public comment.

Mayor Bublak spoke about policies and laws that the city needs to abide by.

Councilmember Larson said that staff has been working really hard on this issue.

Councilmember Nosrati said that more on the Homeless crisis needs to be done, but that the state needs to do more work as well. The report that Councilmember Monez presented at a previous City Council meeting outlines various strategies for Turlock that will hopefully move forward.

Action: **Resolution No. 2022-053**: 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)

Councilmember Monez motioned for approval with Councilmember Franco seconding the motion. Motion carried 5-0 by the following vote:

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

7. **FINAL READINGS:** None

8. **PUBLIC HEARINGS:** None

9. **ACTION ITEMS:**

9A. Request to either approve Option A as described within the Staff Report specific to the utilization of Franchise Fees to offset the impact of Refuse, Recycling and Green Waste rates on Residential Customers OR approve Option B as described within the Staff Report specific to the utilization of Franchise Fees to offset the impact of Refuse, Recycling and Green Waste rates on Residential Customers.

Finance Director Isaac Moreno spoke about the two options presented to Council regarding the franchise fee that is incorporated into residential customer’s solid waste monthly bills to offset the impact of refuse, recycling, and green waste rates.

Councilmember Larson asked if staff has ever considered utilizing ARPA over the next 5 years on a sliding scale: 100%, 80%, 60%, etc. to help with the transition. She asked staff to come up with those amounts for residential only.

Mayor Bublak opened public comment.

The following members of the public spoke:

Rob Bridegroom

Mayor Bublak closed public comment.

Mayor Bublak said that using ARPA funds is the best bang for your buck and that this is one gesture that the Council can make.

Councilmember Larson said that she would love for this item to come back to look at the numbers using ARPA funds. She would like this change to be indefinite in the future. The resolution would need to include language regarding funding sources once ARPA has ended.

Additional Council discussion regarding the franchise fee and the fixed real cost for the organization.

No action was taken at this time.

- 9B. Request to authorize the Mayor to send a letter expressing the City Council's preference for the ACE train station to be located in Turlock, bounded by Marshall Street, South Golden State Boulevard between Marshall Street, F Street, and 1st Street.

Reagan Wilson gave a brief report regarding the new proposed location for the ACE station in Downtown Turlock.

Councilmember Nosrati asked why the original plan was to have the ACE station at the Transit Center. Reagan Wilson said that it was originally planned at the Transit Station because it was convenient. This proposed move is an opportunity to allow for revitalization of the downtown area by creating a direct path for riders to shop.

There was additional discussion regarding the various types of riders that would utilize the ACE train.

Mayor Bublak opened public comment.

The following members of the public spoke:

Stanislaus County Supervisor Vito Chiesa
Gil Esquer
Milt Trieweller
Ron Bridegroom
Bob Puffer
Ryan Taylor

Mayor Bublak closed public comment.

Additional Council discussion regarding parking in Downtown Turlock for the ACE station.

Councilmember Nosrati requested that authorities from ACE be present before the Council makes a final decision on this matter.

Council asked this item be brought back at a later date with a representative from ACE to be present for discussion.

No action was taken at this time.

10. CITY MANAGER REPORTS/UPDATES:

Fire Chief Wise reported to Council that the Fire Master Plan will be completed mid-April; the Citygate report will be available around May or early June; the Fire Department has been busy with several promotions; and that they are currently working on a job description for a Fire Fighter/Paramedic position.

11. COUNCIL ITEMS FOR FUTURE CONSIDERATION:

Councilmember Larson asked staff to look into having an official translator available at Council meetings.

Councilmember Franco asked for an update on roads and an update on the housing audit. Reagan Wilson said that both of those updates will be on the next Council meeting agenda.

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 wished the Assyrian community a happy new year.

Councilmember Franco said she is working with the SRWA to keep costs down and they are having monthly meetings and the public can find the agenda on the SRWA website. StanCOG just adopted an electric vehicle draft which we will be expecting over 60,000 electric vehicles by 2035 and vehicle charging stations will be necessary. She also congratulated Angela Martin from the Turlock Journal on her new job.

Mayor Bublak said that she and Vice-Mayor Franco went to Valley Milk who received an award for sustainability and said that she supports all our local businesses. Mayor Bublak thanked Reagan Wilson for keeping his word on the various items that were promised to come back before the Council.

13. CLOSED SESSION:

A. Conference with Legal Counsel – Anticipated Litigation, Cal. Gov't Code §54956.9(d)(2)

"For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist... A point has been reached where, in the opinion of the legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency."

Potential Case(s): (1 case)

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: Interim Administrative Services Director Sarah Eddy

Employee Organization: Turlock Management Association-Public Safety

Unrepresented Employees: Fire Marshal, Fire Division Chief, Police Lieutenant, and Police Captain.

14. **REPORTS FROM CLOSED SESSION:** No reportable action.

15. **ADJOURNMENT**

Mayor Bublak adjourned the regular meeting at 9:18 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED



Lisa Schimmelfennig, Deputy City Clerk