

1. **A. CALL TO ORDER** –Mayor Soiseth called the meeting to order at 6:03 p.m.
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Matthew Jacob, Steven Nascimento, and Mayor Soiseth.
ABSENT: None

- B. SALUTE TO THE FLAG:** Boy Scouts of America Troop 451 led the Pledge of Allegiance to the United States Flag.

2. **PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:**
 - A. Mayor Soiseth presented a Proclamation to Turlock Police Lieutenant Joey Mercado and Crime Prevention Specialist Michelle Backeroff in recognition of National Night Out to be held August 2, 2016, from 5:30 p.m. to 9:00 p.m. Ms. Backeroff recognized all who were involved in organizing the event, provided event information and statistics, highlighted the gathering at Columbia Park hosted by Parks, Recreation and Public Facilities, and encouraged all Councilmembers and the community to attend.

 - B. Mayor Soiseth presented a Certificate of Recognition to Million Acts of Kindness award recipient Lancaster Painting who painted the Police Activity League and Marty Yerby Center building as a result of their “Love Turlock” commitment. Lancaster Painting was represented by Stephanie Talkington and Jennifer Gonzalez who thanked Council for the recognition and noted giving back to the community is a core value of their organization.

 - C. Mayor Soiseth introduced Stanislaus County Community Development and Empowerment Manager Ruben Imperial and Stanislaus County District 3 Supervisor Terry Withrow. Supervisor Withrow provided information about the origins of the Focus on Prevention Initiative and Turlock Police Chief Robert Jackson, a member of the Focus on Prevention Stewardship Council, spoke regarding his positive experience representing the Government sector.

Ruben Imperial spoke regarding the Focus on Prevention Initiative’s purpose of improving the quality of life of all Stanislaus residents and families through coordinated prevention efforts that work across multiple sectors to promote health and well-being. Mr. Imperial provided information about focus areas, leadership structure, guiding values, overarching results, and priorities for 2016.

Mayor Soiseth opened the public comment period.

Gil Esquer inquired as to where he could obtain information about the program. Mr. Imperial noted information could be found at preventionfocus.net.

Mayor Soiseth closed public comment.

3. **A. SPECIAL BRIEFINGS:** None

B. STAFF UPDATES

1. Policy Goals and Implementation Plan updates were provided by:

Development Services Director Mike Pitcock provided updates on the Capital Improvement Plan and Equipment Replacement Plan, maintaining staffing levels, maintaining adequate storm drain and sewer capacity, implementation of the crack sealing pilot project, addressing the entrance corridor of West Main Street from State Route 99 to the downtown, Montana Park development, relocation of the Brandon Koch Memorial Skate Park to Donnelly Park, preparation and adoption of an update to the Housing Element of the General Plan, preparation of the South County Corridor Feasibility Study, review and update of the Zoning Ordinance to include sign and noise revisions, preparation of a downtown parking plan, and purchase of new electronic plan review software.

Police Chief Jackson provided updates on completion of hiring the crime analyst, identification of a replacement CAD/RMS system, identification of a body worn camera system, and implementation of the three-phased staffing plan.

City Manager Gary Hampton noted that beginning at the September 13, 2016 City Council meeting, he will be incorporating a visual document into the agenda that will allow Council to easily scan the Policy Goals and Implementation Plan for current information.

Mayor Soiseth handled Item 3B₃ out of order.

3. Animal Control Officer Glenna Jackson provided a Pet of the Month update, including information about "Pet of the Month" Pet No. 5-83, Turlock Animal Shelter hours and location, pet adoptions, and monthly pricing specials.
2. Police Chief Robert Jackson provided a briefing on crime trends in Turlock, including information about recession related reduction in staffing and resources, impacts of AB 109 and Proposition 47, Part One Crime statistics from 2006 to present, staffing levels from 2006 through 2015, the three-phased plan for the future including traditional policing, enhanced prevention, community and regional partnerships, current crime prevention efforts and future goals, current partnerships and future goals, steps taken to enhance policing, enhancement efforts made through the use of technology, identification of technology to enhance future efforts, future implementation of the three-phased plan, and future challenges.

Council and staff discussion included the need for more detailed statistical information, the inclusion of municipal code violations, effects on crime in relation to hiring additional personnel, monitoring of social media, differences between the CORE and CAGE units, efforts to predict future vacancies, cross training of employees, purchase of predictive software for use by the crime analyst and current tools being used, concerns about Police leadership, concerns over lack of an actual plan being presented, request for a presentation at the August 9, 2016 Council meeting for a plan to address increased criminal activity, and the potential for policy changes to allow over-hiring of police officers to provide a buffer when retirements and unexpected injuries and openings occur.

Greg Oliveira praised the Police Department and Council for their efforts, but noted he has seen an increase of crime in his neighborhood. Mr. Oliveira noted his family doesn't feel safe in their own home, shared that many crimes go unreported, spoke regarding the potential for a town hall meeting to discuss concerns, and agreed that Proposition 47 and AB 109 have presented challenges.

Gil Esquer spoke regarding his satisfaction with the Police and Fire Departments, his feelings that the Police Department is understaffed, and the importance of finding solutions through collaboration with the City Council and community.

Milt Trieweiler spoke regarding his personal experience of crime being at its worst during the 2006-07 era, provided a statistical comparison between world population and prison population in the United States, and the need to be preventative and find new solutions in policing rather than request additional funding.

Frank Johnson, President of the Stanislaus County NAACP, Modesto branch, spoke regarding the importance of policing and community relationships, fear of negative response from law enforcement being a reason some people do not report crime, and the importance of a leader also being a servant.

Councilmember Bublak spoke regarding creation of a tangible plan, using unspent funding from staffing vacancies to augment the budget, and requested the City Manager work with the Police Chief to bring back a tangible report at the August 9, 2016 City Council meeting. Mr. Hampton noted he would make a concerted effort to work with Chief Jackson and his staff to bring back a measurable plan at the August 9, 2016 meeting, work with Finance to pursue utilizing the full allocation of funds to the Police Department, and correlate those funds with crime trends during the current calendar year and focus more resources directly to impacting those crime trends.

Additional Council discussion included the need for citizens to report crime when it occurs, the importance of holding people accountable for their actions, the importance of community partnerships, a reevaluation or update of the three-phased plan to reflect current conditions, and the potential for Council to make policy decisions that would provide flexibility to fill positions before they become vacant.

Mayor Soiseth finished discussion by noting that crime levels are unacceptable and requested that statistical information be broken down further and include municipal code violations which directly relate to quality of life issues. He noted that in addition to the discussion related to funding levels, hiring practices, and community policing, that attention be given to responsiveness and engaging the community through social media and neighborhood outreach. Mayor Soiseth encouraged both internal and external partnerships and new strategies to get necessary resources to our community. In addition, he requested a special meeting be scheduled in September to discuss crime and crime rates in our community. Lastly, Mayor Soiseth requested a standing Crime Statistics Staff Update be placed on the Council agenda.

Councilmember DeHart stepped down from the dais.

C. PUBLIC PARTICIPATION: None

Councilmember DeHart returned to the dais.

4. **A. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:** None

B. DISCLOSURE OF TOP TEN/MAXIMUM CONTRIBUTORS

Mayor Soiseth provided information about a new tool that was recently added to the City of Turlock's website entitled "Open Government" in an effort to be as open and transparent as possible.

5. **CONSENT CALENDAR:**

Action: Motion by Councilmember Bublak, seconded by Councilmember DeHart, to adopt the consent calendar. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- A. **Resolution No. 2016-169** Accepting Demands of 6/23/16 in the amount of \$452,773.28; Demands of 6/30/16 in the amount of \$1,602,890.23; Demands of 4/30/16 in the amount of \$640,813.86
- B. *Motion:* Accepting Minutes of Regular Meeting of July 12, 2016
- C.
 - 1. *Motion:* Approving Contract Change Order No. 1 (Final), in the amount of \$3,589.25 (Fund 240), for City Project No. 14-26B, "Council Chambers Improvements," bringing the contract total to \$501,396.25
 - 2. *Motion:* Accepting improvements for City Project No. 14-26B, "Council Chambers Improvements," and authorizing the City Engineer to file a Notice of Completion
- D.
 - 1. *Motion:* Approving Contract Change Order No. 1 (Final), in the amount of \$629.60 (Fund 205), for City Project No. 15-82, "Turlock Regional Sports Complex Fence Replacement," bringing the contract total to \$9,463.98
 - 2. *Motion:* Accepting improvements for City Project No.15-82, "Turlock Regional Sports Complex Fence Replacement," and authorizing the City Engineer to file a Notice of Completion
- E. **Resolution No. 2016-170** Accepting an in-kind donation from Lancaster Painting to paint the Police Activities League and Marty Yerby buildings located at Columbia Park as part of the "Love Turlock" event
- F.
 - 1. **Resolution No. 2016-171** Adopting a resolution that incorporates the amendments to Turlock Municipal Code Title 7, Chapter 2 regarding maintenance of curbs, gutters, sidewalks, curb cuts, and driveway approaches as approved by the City Council on January 12, 2016 and directing staff to record said resolution with the County Clerk's office
 - 2. **Resolution No. 2016-172** Adopting a resolution that incorporates the amendments to Turlock Municipal Code Title 7, Chapter 7 regarding maintenance of street trees as approved by the City Council on January 12, 2016 and directing staff to record said resolution with the County Clerk's office
- G. **Resolution No. 2016-173** Accepting the Turlock Downtown Property Owners Association 2015-2016 Annual Report to be filed with the City Clerk in accordance with California Streets and Highways Code Section 36650
- H. *Motion:* Approving Amendment No. 2 to the Professional Services Agreement between the City of Turlock and Wood Rodgers, Inc., extending the term of the contract through December 31, 2016, for additional work for the Rehabilitation/Modification Services of Well 32

- I. *Motion:* Awarding RFP 16-356 and Contract No. 16-082 to CalChem of Modesto, for the purchase of Aluminum Chlorohydrate for the Turlock Regional Water Quality Control Facility, in an annual amount not to exceed \$300,000 and \$600,000 for a period of twenty-four (24) months, having met all the specifications of RFP 16-356 and being the lowest responsive and responsible bidder pursuant to Turlock Municipal Code Section 2-7-09(c)(5)
- J. *Motion:* Awarding RFP 16-357 and Contract No. 16-079 to Financial Credit Network, Inc. of Visalia, for collection agency services in an annual amount not to exceed \$10,000 and \$20,000 for a period of twenty-four (24) months, having met all the specifications of RFP 16-357 pursuant to Turlock Municipal Code Section 2-7-09(c)(5)
- K. 1. *Motion:* Approving a Policy Manual Subscription Agreement with Lexipol, LLC to provide for the implementation and maintenance of a Fire Policy Manual, without compliance to bidding requirements in accordance with Section 2-7-08(b)(2) of the Turlock Municipal Code, for an initial period of 12 months, with a total cost not to exceed \$13,078
2. **Resolution No. 2016-174** Appropriating \$13,078 to 110-30-300.43246 "Policy Manual," \$13,078 to 110-30-300.38001_260 "Transfer In Policy Manual" and \$13,078 to 116-30-305.48001_260 "Transfer Out Policy Manual" for a transfer from Fund 116 "Special Public Safety-Fire" reserve balance for the purchase and maintenance of an online Policy Manual Subscription Agreement with Lexipol, LLC
- L. *Motion:* Approving an Operational Agreement between the City of Turlock and the Haven Women's Center of Stanislaus to coordinate and provide services to sexual assault and domestic violence victims in the City of Turlock
- M. 1. *Motion:* Approving the Lease Agreement for nine (9) new Kyocera multifunctional copiers (MFP) for various City offices through the Association of Education of Purchasing Agencies (AEPA) Contract No. AEPA009.D from US Bank Equipment Finance as the lessor, for a period of sixty (60) months, in the total amount of \$85,020 with a monthly cost of \$1,417, without compliance to the formal bid procedure in accordance with Turlock Municipal Code § 2-7-08(b)(5)
2. *Motion:* Approving nine (9) Maintenance Agreements with Mo-Cal Office Solutions, as an authorized Kyocera company, based on a per copy cost of \$0.0085 for black & white and \$0.05 for color
- N. *Motion:* Awarding RFP 16-352 and Contract No. 16-352 to Applied Pest Management, Inc. of Vallejo, for pest control services for all City owned/leased buildings, in an annual amount not to exceed \$10,000 and \$30,000 for a period of thirty six (36) months, having met all the specifications of RFP 16-352 pursuant to Turlock Municipal Code Section 2-7-09(c)(5)
- O. *Motion:* Authorizing issuance of Request for Proposal (RFP) 16-370 for printer maintenance and management system for all LaserJet printers throughout City departments
- P. *Motion:* Approving a Professional Services Retainer Agreement with MGT of America, Inc. for the preparation and filing of 2016-17 SB90 - State Mandated Cost Reimbursement claims (based on 2015-16 actual costs) in an amount not to exceed \$9,200
- Q. *Motion:* Designating Councilmember Bill DeHart as the voting delegate and Councilmember Matthew Jacob as the alternate voting delegate at the League of California Cities' Annual Business meeting on Friday, October 7, 2016, in Long Beach, California

7. PUBLIC HEARINGS

- A. Development Services Director Mike Pitcock presented the staff report on the request to confirm Diagrams, Assessments, the Engineer’s Report, and the Levying and Collection of Assessments as originally proposed for Fiscal Year 2016-17 for all Landscaping and Lighting Assessment Districts and all Street Maintenance Benefit Assessment Areas in the City of Turlock pursuant to Resolution No. 97-128; approve an Agreement between the County of Stanislaus Auditor-Controller’s Office and the City of Turlock to provide administrative services related to the placement of Direct Assessments on the Property Tax Roll for all direct assessment tax codes set forth in the agreement for the City of Turlock and to distribute the taxes collected to the City.

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

Council and staff discussion included assessment district formation, disparity between different areas in town, and conceptual studies conducted by the Development Services Department to assess what it would take for communities to establish their own assessment districts.

Action: **Resolution No. 2016-175** Confirming Diagrams, Assessments, the Engineer’s Report, and the Levying and Collection of Assessments as originally proposed for Fiscal Year 2016-17 for all Landscaping and Lighting Assessment Districts and all Street Maintenance Benefit Assessment Areas in the City of Turlock pursuant to Resolution No. 97-128 was introduced by Councilmember Jacob, seconded by Councilmember DeHart, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

Motion by Councilmember Jacob, seconded by Councilmember DeHart, Approving an Agreement between the County of Stanislaus Auditor-Controller’s Office and the City of Turlock to provide administrative services related to the placement of Direct Assessments on the Property Tax Roll for all direct assessment tax codes set forth in the agreement for the City of Turlock and to distribute the taxes collected to the City. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

8. SCHEDULED MATTERS:

- A. Parks, Recreation, and Public Facilities Event Assistant Amber Traini presented the staff report on the request to authorize approval of the Assyrian Fest 5K Walk/Run event utilizing the public right-of-way (sidewalks), hosted by the Holy Apostolic Catholic Assyrian Church of the East, on Saturday, August 27, 2016 from 7:00 a.m. to 10:00 a.m., and authorize the City Manager to apply appropriate conditions and restrictions on the event.

Council discussion included ensuring efforts are made to coordinate the event with Turlock Certified Farmer’s Market due to the event being held during the same time/place as the market.

Mayor Soiseth asked for public comment. No one spoke. Mayor Soiseth closed public comment.

Action: Motion by Councilmember Jacob, seconded by Councilmember Bublak, Authorizing approval of the Assyrian Fest 5K Walk/Run event utilizing the public right-of-way (sidewalks), hosted by the Holy Apostolic Catholic Assyrian Church of the East, on Saturday, August 27, 2016 from 7:00 a.m. to 10:00 a.m., and authorizing the City Manager to apply appropriate conditions and restrictions on the event. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

9. NON-AGENDA ITEMS: None

10. COUNCIL ITEMS FOR FUTURE CONSIDERATION:

Councilmember Nascimento requested future consideration for a staff update to address the process for holding events at the Stanislaus County Fairgrounds, the City’s role in that process and the City’s ability to enforce noise regulations created by those events in light of complaints he received related to a concert held at the fairgrounds over the weekend. City Manager Hampton noted Police Chief Jackson and City staff have already met with representatives from the fairgrounds to better understand what took place, the City’s plan to develop an information bulletin to the community regarding future events, and identified challenges regulating events at the fairgrounds are due to them being State owned ag grounds. Mr. Hampton noted he will direct staff to prepare an update for the August 9, 2016 meeting which will outline information learned to date, address what has been determined to be the issue, and provide corrective steps to be taken in the future. Mayor Soiseth noted his concurrence with adding this item to the August 9, 2016 agenda and praised the City Manager for his timeliness in dealing with the matter.

11. COUNCIL COMMENTS:

Councilmember Bublak, in light of recent executions and ambushes of police officers, requested colleague support for use of the electronic messaging board at the fairgrounds to express Council's support of the Police Department. Mayor Soiseth noted unanimous consent by the Council and asked staff to look into ways to expand the idea to deliver the message through additional outlets.

Mayor Soiseth noted the Mayor's Youth Conference will be held on October 27, 2016 and asked all Councilmembers to save the date in order to participate in a mock Council meeting for the high school and junior high school students in attendance.

12. CLOSED SESSION:

City Attorney Phaedra Norton introduced the Closed Session Item.

- 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 Cases: (1 case)

Action: No reportable action.

13. ADJOURNMENT:

Motion by Councilmember DeHart, seconded by Councilmember Jacob, to adjourn at 8:39 p.m.
Motion carried unanimously.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk