

0. A. CALL TO ORDER – Mayor Bublak called the meeting to order at 6:01 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 that 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 Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

PRESENT: Councilmembers Becky Arellano, Nicole Larson, Andrew Nosrati, Gil Esquer, 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 Nosrati, seconded by Councilmember Larson, Approving the agenda as posted. Motion carried 5/0 by the following vote:

| | | | | |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

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

A. Proclamation: In Honor of the Retirement of Electrical Mechanical Maintenance Supervisor Robert Winters

Mayor Bublak issued a Proclamation to Electrical Mechanical Maintenance Supervisor Robert Winters in recognition of his upcoming retirement.

B. Appointment: Stanislaus Regional Transit Authority Advisory Committee – Two (2) Members of City Council

Councilmember Esquer recommended that Councilmember Larson be appointed to serve on the Stanislaus Regional Transit Authority Advisory Committee and Councilmember Larson recommended that Councilmember Esquer be appointed to serve on the Stanislaus Regional Transit Authority Advisory Committee.

Action: Motion by Councilmember Esquer, seconded by Councilmember Larson, appointing Councilmember Larson and Councilmember Esquer to serve on the Stanislaus Regional Transit Authority Advisory Committee. Motion carried 4/1 following vote:

| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Yes | Yes | Yes | Yes | No |

*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.*

Members of the public will be allotted three (3) minutes for comments and 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 the three (3) minutes 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:

City Manager Wells spoke regarding the use (misuse) of the City logo and noted there would be no discussions or agenda items at this meeting concerning funding of the police department.

The following members of the public spoke:

- Bill DeHart
- Shelly Koch
- Courtney Faria
- Elijah Coleman
- Robert Puffer
- Derek Tristao
- Kathy H
- Loraine Norling
- Adrianna Backus

Cheramie Johnson
Glorybelle Lillie
Maggie
Daniel Fagundes
Jasmine Woodall
Lisette Sims
LeiLei
Alexander Baker
Patrick Shansoff
Catherine
Marcus Lawrence
Member of the public
Member of the public
Anna Hazen
Luke Miller
Liz Ferreira
Jaimee Ellison
Danny Mann
Member of the public
Jana
John Coelho
Member of the public
Noemi Hernandez
Jordan Avis
Emily Kline
Frank
Cheryl
Member of the public
Jose Real Galaviz
Michael Foster
Margaret Polous
Jourman
Kim Rufo
Member of the public
Jennifer Garcia
Mel
Chad Thomas
Tasha
Katherine Todd
Dorothy
Darin Nelle
Ryan Carr
Milt Trieweller
Bridgette Smith
Robert
Amelia Shannon
DJ Fransen
Sarah Hale
Ruben Wegner
Shara

Ron Bridegroom
 Christine
 Shelly
 John Cardoza

Councilmember Esquer stepped down from the dais at approximately 7:25 p.m.
Councilmember Esquer returned to the dais at 7:30 p.m.

Council 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:

Mayor Bublak announced that Consent Calendar Items 6J, 6K, 6O, 6P, and 6Q would be removed for separate consideration.

Action: Motion by Councilmember Esquer, seconded by Councilmember Nosrati, adopting the consent calendar as amended. Motion carried 5/0 by the following vote:

| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Yes | Yes | Yes | Yes | Yes |

- A. **Resolution No. 2020-095:** Accepting Weekly Demands of 6/25/20 in the amount of \$2,722,088.57; Weekly Demands of 7/2/20 in the amount of \$587,181.58
- B. **Resolution No. 2020-096:** Reaffirming the Director of Emergency Services Proclamation of Existence of a Local Emergency in response to COVID-19
- C. **Motion:** Accepting improvements and authorizing the City Engineer to file a Notice of Completion for City Project No. 12-60D "Transit Center CCTV and Access Control"
- D. **Motion:** Approving Change Order No. 4 in the amount of \$19,000.33 (Non-General Fund - Fund 426), bringing the contract total to \$687,070.58 for City Project No. 17-51 "Roger K. Fall Transit Center Phase 3 TI"
- E. **Motion:** Awarding bid and approving an Agreement in the amount of \$1,075,000.00 (Non-General Fund - Fund 246) with VSS International, Inc. of West Sacramento, California, for City Project No. 20-004 "2020 Slurry Seals"
- F. **Motion:** Awarding bid and approving an Agreement in the amount of \$4,876,000 (Non-General - Fund 420) with Western Water Constructors of Santa Rosa, California for City Project No. 20-009 "Well 38 Arsenic Mitigation and ICF Treatment"
- G. **Motion:** Accepting the Development Fee Five-Year Report for Fiscal Years 2013-2014 through 2017-2018 as required by State of California Government Code section 66001(d)
- H. **Resolution No. 2020-097:** Declaring the Intention to Order Annexation No. 28 for the property located at 1841 Geer Road (Stanislaus County APN 071-015-023) to Existing Community Facilities District No. 2 (Services Mitigation)

- I. **Resolution No. 2020-098**: Re-appropriating unspent funds to Fiscal Year 2020-2021 in the amount of \$12,651.42 to account number 217-50-510.46032 “Vehicles & Small Equipment Maintenance Parts”
- J. *Item removed for separate consideration.*
- K. *Item removed for separate consideration.*
- L. **Motion**: Approving an Agreement between the Stanislaus County Office of Education, the City of Turlock, and the Turlock Unified School District authorizing the acceptance of an allocation of funds and execution of a grant agreement to implement the After School Education and Safety (ASES) Program
- M. **Motion**: Approving the five (5) year agreement with Denair Unified School District of Stanislaus County and the City of Turlock to authorize the use of Denair facilities for recreational purposes until July 28, 2025
- N. **Resolution No. 2020-099**: Accepting donations made to the City of Turlock Parks, Recreation and Public Facilities Department from various donors in January 2020 through June 2020 in the amount of \$372 (monetary donations) to account number 270-61-635-399.37200_000 “Donations General” to fund/aid a variety of Parks, Recreation and Public Facilities Department programs, scholarships, and activities
- O. *Item removed for separate consideration.*
- P. *Item removed for separate consideration.*
- Q. *Item removed for separate consideration.*
- R. **Resolution No. 2020-100**: Rescinding Resolution No. 2001-159 and adopting a new Resolution updating the Capital Asset Policy and Procedures for the City of Turlock, effective July 1, 2019 for Fiscal Year 2019-2020 and subsequent years

6J. **Motion**: Approving an Agreement between the City of Turlock and Kidz Love Soccer, Inc. to offer youth soccer programs within the community, in the total amount of \$120,000 for a period of thirty-six (36) months

Council and staff discussed this item.

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

Action: Motion by Councilmember Arellano, seconded by Councilmember Nosrati, Approving an Agreement between the City of Turlock and Kidz Love Soccer, Inc. to offer youth soccer programs within the community, in the total amount of \$120,000 for a period of thirty-six (36) months. Motion carried 5/0 by the following vote:

| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Yes | Yes | Yes | Yes | Yes |

6K. **Motion**: Approving an Agreement between the City of Turlock and Dragon Sports to offer youth self defense programs within the community, in the total amount of \$48,000 for a period of thirty-six (36) months

Council and staff discussed this item.

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

Action: Motion by Councilmember Nosrati, seconded by Councilmember Larson, Approving an Agreement between the City of Turlock and Dragon Sports to offer youth self defense programs within the community, in the total amount of \$48,000 for a period of thirty-six (36) months. Motion carried 5/0 by the following vote:

| | | | | |
|------------------------|----------------------|-----------------------|----------------------|--------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

6O. Motion: Approving an Agreement between the City of Turlock and the Turlock Unified School District for Police Officer services at Turlock High School and Pitman High School

Council and staff discussed this item.

Mayor Bublak opened public participation.

The following members of the public spoke:

Kim Rufo
Denise
Member of the public
Jennifer Andrade

Mayor Bublak closed public participation.

Action: Motion by Councilmember Arellano, seconded by Councilmember Esquer, Approving an Agreement between the City of Turlock and the Turlock Unified School District for Police Officer services at Turlock High School and Pitman High School. Motion carried 5/0 by the following vote:

| | | | | |
|------------------------|----------------------|-----------------------|----------------------|--------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

6P. Resolution: Authorizing the repayment of HOME funds in the amount of \$291,000 to credit the Turlock/Stanslaus County HOME Consortium local HOME account (Fund 256) and appropriating the repayment of \$291,000 to Fund 256 Turlock/Stanslaus County HOME Consortium from the sale proceeds of \$139,000, salary credit from Fund 255 of \$121,405, and the balance of \$30,595 from the General Fund

Council and staff discussed this item.

Mayor Bublak opened public participation.

The following members of the public spoke:

Cheryl Reiland
Member of the public

Staff provided brief comment in response to public comment.

Mayor Bublak closed public participation.

Council and staff further discussed this item.

Action: **Resolution No. 2020-101**: Authorizing the repayment of HOME funds in the amount of \$291,000 to credit the Turlock/Stanslaus County HOME Consortium local HOME account (Fund 256) and appropriating the repayment of \$291,000 to Fund 256 Turlock/Stanslaus County HOME Consortium from the sale proceeds of \$139,000, salary credit from Fund 255 of \$121,405, and the balance of \$30,595 from the General Fund as introduced by Councilmember Nosrati, seconded by Councilmember Arellano, and carried 5/0 by the following vote:

| | | | | |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

Q. **Resolution**: Reaffirming the policies setting the General Fund Reserve and defining and clarifying the components of fund balance for Governmental Funds

Council and staff discussed this item.

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

Council and staff further discussed this item.

Action: **Resolution No. 2020-102**: Reaffirming the policies setting the General Fund Reserve and defining and clarifying the components of fund balance for Governmental Funds as introduced by Councilmember Arellano, seconded by Councilmember Nosrati, and carried 4/1 by the following vote:

| | | | | |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | No |

*Mayor Bublak recessed the City Council meeting at approximately 9:30 p.m.
 Mayor Bublak reconvened the City Council meeting at 9:35 p.m.*

7. **FINAL READINGS:** None

8. **PUBLIC HEARINGS**

A. Interim Development Services Director Nathan Bray 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 2020-21 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

Council and staff discussed this item.

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

Action: **Resolution No. 2020-103:** Confirming Diagrams, Assessments, the Engineer’s Report, and the Levying and Collection of Assessments as originally proposed for Fiscal Year 2020-21 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 as introduced by Councilmember Esquer, seconded by Councilmember Larson, and carried 5/0 by the following vote:

| | | | | |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

B. Deputy Director of Development Services Katie Quintero presented the staff report on the request for the City Clerk to confirm: a) Proof of Publication of Notice of Public Hearing; b) Signed Waiver and Consent; c) Completed and Signed Ballot, and d) Signed Certificate of Clerk Regarding Receipt of Property Owner Waiver and Consent Form and Ballot Declaring Election Results (Project Planner to prompt and facilitate these steps) AND Mayor and City Council conduct public hearing confirming that no protests have been received – close hearing and adopt the two resolutions below AND Calling a Special, Mailed-Ballot Election respecting Proposed Annexation No. 27 to existing Community Facilities District Number 2 (Services Mitigation) AND Declaring the results of Mailed-Ballot Election respecting Proposed Annexation No. 27 to Community Facilities District Number 2 (Services Mitigation) and ordering annexation

City Clerk Jennifer Land confirmed a) Proof of Publication of the Notice of Public Hearing; b) Signed Waiver and Consent form; c) Completed and Signed Ballot, noting the ballot received from the property owner authorized the annexation of the property to the existing Community Facilities District No. 2; and d) Signed Certificate of Clerk Regarding Receipt of Property Owner Waiver and Consent Form and the Ballot Declaring Election Results.

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

Action: **Confirmation:** City Clerk confirms: a) Proof of Publication of Notice of Public Hearing; b) Signed Waiver and Consent; c) Completed and Signed Ballot and d) Signed Certificate of Clerk Regarding Receipt of Property Owner Waiver and Consent Form and Ballot Declaring Election Results (Project Planner to prompt and facilitate these steps)

Public Hearing: Mayor and City Council conduct public hearing confirming that no protests have been received – close hearing and adopt the two resolutions below

Resolution No. 2020-104: Calling a Special, Mailed-Ballot Election respecting Proposed Annexation No. 27 to existing Community Facilities District Number 2 (Services Mitigation) as introduced by Councilmember

Esquer, seconded by Councilmember Nosrati, and carried 5/0 by the following vote:

| | | | | |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

Resolution No. 2020-105: Declaring the results of Mailed-Ballot Election respecting Proposed Annexation No. 27 to Community Facilities District Number 2 (Services Mitigation) and ordering annexation as introduced by Councilmember Esquer, seconded by Councilmember Nosrati, and carried 5/0 by the following vote:

| | | | | |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

9. ACTION ITEMS:

- A. Finance Director Tina Envia presented the staff report on the request to accept the City of Turlock’s audited Financial Statements for the fiscal year ended June 30, 2019 and related reports

Council and staff discussed this item.

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

Action: Motion by Councilmember Arellano, seconded by Councilmember Nosrati, Accepting the City of Turlock’s audited Financial Statements for the fiscal year ended June 30, 2019 and related reports. Motion carried 5/0 by the following vote:

| | | | | |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
| Yes | Yes | Yes | Yes | Yes |

- B. City Manager Toby Wells presented the staff report on the request to authorize the City Manager to execute the Subrecipient Agreement between the County of Stanislaus and the City of Turlock for receipt of Coronavirus Aid, Relief, and Economic Security (CARES) Coronavirus Relief Funds (CRF)

Council and staff discussed this item.

Councilmember Esquer excused himself from (left) the meeting at approximately 10:26pm.

Mayor Bublak opened public participation.

The following members of the public spoke:

Cheryl Reiland

Mayor Bublak closed public participation.

Action: **Resolution No. 2020-106:** Authorizing the City Manager to execute the Subrecipient Agreement between the County of Stanislaus and the City of Turlock for receipt of Coronavirus Aid, Relief, and Economic Security (CARES) Coronavirus Relief Funds (CRF) as introduced by Councilmember Nosrati, seconded by Councilmember Larson, and carried 4/0 by the following vote:

| Councilmember Arellano | Councilmember Larson | Councilmember Nosrati | Councilmember Esquer | Mayor Bublak |
|---------------------------|-------------------------|--------------------------|-------------------------|-----------------|
| Yes | Yes | Yes | Absent | Yes |

10. CITY MANAGER REPORTS/UPDATES:

A. Administrative Services

1. Monthly Budget Update

City Manager Toby Wells spoke regarding the use of a modified accrual accounting system, sales tax revenues, and projections for the remainder of Fiscal year 2019-20.

A written staff update was also included in the agenda packet.

2. Citizen-Initiated Resolution Request

City Manager Toby Wells provided information regarding the series of event/requests up to this point, namely the citizen requests to adopt a resolution of support for the Police Department, and noted discussions regarding funding should be had as part of the budget process.

Mayor Bublak opened public participation.

The following members of the public spoke:

Michael Camara

Mayor Bublak closed public participation.

Council and staff discussed this item and directed staff to verify information contained in the citizen-initiated resolution and bring it back for Council consideration (action item) at the next meeting.

B. Fire Department

1. Public Safety Briefing

A written staff update was included in the agenda packet.

2. COVID-19 Update

Interim Fire Chief Gary Carlson and City Manager Toby Wells provided an update regarding COVID-19 including an increase in positive cases, deaths, and hospitalizations in the County, effectiveness of face coverings, reopening status, and the formation of state task force to provide additional resources.

Mayor Bublak opened public participation.

The following members of the public spoke:

Cheryl Reiland
Matthew Davies
Denise

Staff provided brief comment in response to public comment.

Mayor Bublak closed public participation.

C. Parks, Recreation and Public Facilities

1. Columbia Park Update

Parks, Recreation and Public facilities Director Allison Van Guilder provided an update regarding Columbia Park including the subcommittee's efforts to survey cities in our region for aquatic facilities comparisons, staff and consultant coordination to help facilitate the community engagement process, and development of a website to host related information/updates.

D. Police Department

1. Public Safety Briefing

A written staff update was included in the agenda packet.

Police Chief Ninus C. Amirfar announced the City has been successful in their COPS grant application and has been awarded a grant for four (4) police officers.

11. COUNCIL ITEMS FOR FUTURE CONSIDERATION:

Mayor Bublak requested a monthly Economic Development update.

12. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS:

Mayor Bublak inquired about the response to a request for public records concerning the tax and requested an update regarding the outdoor dining permit issued in the downtown.

City Manager Toby Wells provided information regarding the outdoor dining permit and associated street closure.

13. CLOSED SESSION (*continuation of Closed Session if necessary*):

City Clerk Jennifer Land introduced the Closed Session Item.

- 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: City Manager Toby Wells and City Attorney Douglas L. White

14. REPORTS FROM CLOSED SESSION:

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

15. ADJOURNMENT

Mayor Bublak adjourned the regular meeting at 11:31 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

Allison Martin, Deputy City Clerk
Jennifer Land, City Clerk