

City Council Agenda



JANUARY 10, 2017

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California



Mayor
Gary Soiseth

Council Members
Matthew Jacob
William DeHart, Jr.
Vice Mayor
Amy Bublak
Gil Esquer

City Manager
Gary R. Hampton
City Clerk
Jennifer Land
City Attorney
Phaedra A. Norton

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.

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 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.

1. **A. CALL TO ORDER**

B. SALUTE TO THE FLAG

2. **PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS**

- A. *Recognition:* Million Acts of Kindness
- B. *Recognition:* Employee of the Month – December 2016
- C. *Appointments:* Planning Commission – Two Commissioners
- D. *Appointments:* Parks, Arts and Recreation Commission – Two Commissioners
- E. *Appointments:* The Alliance – Member
- F. *Appointments:* West Turlock Sub-basin Groundwater Sustainability Agency – Member and Alternate Member
- G. *Presentation:* PG&E Tree Planting Donation, presented by Thomas Reeves, PG&E Government Relations Representative

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

B. STAFF UPDATES

1. Policy Goals and Implementation Plan (*Executive Staff*)
2. Capital Projects and Building Activity (*Pitcock*)
3. Stanislaus Regional Water Authority Update (*Cooke*)
4. Fiscal Year 2017-18 and 2018-19 Budget Process Outline (*Hampton*)

C. PUBLIC PARTICIPATION

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.

No action or discussion may be undertaken on any item not appearing on the posted agenda, except that Council may refer the matter to staff or request it be placed on a future agenda.

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

B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS

C. DISCLOSURE OF TOP TEN/MAXIMUM CONTRIBUTORS

5. 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 Demands of 11/10/16 in the amount of \$1,373,165.10; Demands of 11/17/16 in the amount of \$465,313.32; Demands of 11/24/16 in the amount of \$222,667.70; Demands of 12/1/16 in the amount of \$981,965.85; Demands of 12/8/16 in the amount of \$2,354,052.10; Demands of 9/30/16 in the amount of \$1,904,090.39
- B. Motion: Accepting minutes of Regular Meeting of December 13, 2016
- C. Motion: Approving the purchase of six (6) 2017 Ford F150 Regular Cab 4X2 Pickup Trucks and one (1) 2017 Ford F250 Crew Cab 4X2 Pickup Truck from Downtown Ford Sales of Sacramento, California, and one (1) 2017 Chevrolet Colorado 2 WD Crew Cab Pickup Truck from Elk Grove Auto/Winner Chevy for the City of Turlock Parks, Recreation and Public Facilities Department through the State of California Contract No. 1-16-23-20A, in an amount not to exceed \$214,500, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(5); and declaring replaced vehicles surplus
- D. Motion: Approving the purchase of one (1) 2017 Toro Groundsmaster 3280D Turf Mower from Turfstar for the City of Turlock Parks, Recreation and Public Facilities Department through the CMAS Contract No. 4-07-51-0020A, in an amount not to exceed \$26,000, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(5)

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- E. Resolution: Accepting a donation from PG&E in the amount of \$10,000 to replace trees at Pedretti Park in account number 269-60-614-382.35720 "Parks & Public Facilities Donation-PG&E Donation Revenue" and appropriating \$10,000 to account number 269-60-614-382.47124 "Parks & Public Facilities Donation-PG&E Donation Expenses"
- F. Resolution: Approving the purchase of two (2) 2017 Ford Fusion Energi SE 2.9L Plug-in Hybrid vehicles for the City of Turlock Municipal Services Department from Downtown Ford Sales of Sacramento, California, through the State of California Contract No. 1-16-23-10A, in an amount not to exceed \$67,753, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(5); and declaring replaced vehicles surplus
- G. Motion: Awarding RFP No. 16-367 and Contract No. 16-179 to Root Tamers, Inc. of Brookings, Oregon, for chemical root control of sewer lines for the City of Turlock Municipal Services Department, in an annual amount not to exceed \$20,000, having met all the specifications of RFP No. 16-367 and being the lowest responsive and responsible bidder pursuant to Turlock Municipal Code Section 2-7-09(c)(5)
- H. Motion: Awarding RFP No. 16-382 and Contract No. 16-185 to E.R. Vine & Sons, Inc. of Ceres, California, for lubricating oil and miscellaneous related products for the City of Turlock Municipal Services Department, in an annual amount not to exceed \$20,000 for a period of twelve (12) months, having met all the specifications of RFP No. 16-382 and being the lowest responsive and responsible bidder pursuant to Turlock Municipal Code Section 2-7-09(c)(5)
- I. 1. Resolution: Rescinding Resolution No. 2016-279 and adopting a new Resolution approving standardization of all positive displacement residential and turbine meters for the City of Turlock fixed network Automated Meter Reading system, for the purchase of residential, commercial, and industrial water meters and parts from Badger Meter and National Meter & Automation, Inc., without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(6)
2. Motion: Approving Amendment No. 1 to an Agreement between the City of Turlock and Badger Meter and National Meter & Automation, Inc. for the purchase of all positive displacement residential and turbine meters and parts for the City of Turlock fixed network Automated Meter Reading system
- J. Resolution: Approving the purchase of reserved wastewater capacity by Hilmar Cheese Company, Inc. for the dry milk processing facility located at 3600 W. Canal Drive, pursuant to Turlock Municipal Code Section 6-4-1112
- K. Resolution: Authorizing the over-hire of one (1) Environmental Compliance Inspector in the City of Turlock Municipal Services Department due to the anticipated retirement of the incumbent on July 1, 2017
- L. Motion: Adopting the updated City of Turlock Emergency Operations Plan (EOP) which outlines the functions and duties of City of Turlock personnel in the event of a local emergency
- M. Resolution: Approving modifications to the job description for the position of Fire Captain, effective January 10, 2017
- N. Motion: Authorizing the Mayor, City Manager or designee to execute an annual maintenance agreement with Konica Minolta Business Solutions, USA, for twelve (12) months on two (2) document scanners, in an amount not to exceed \$2,292
- O. Motion: Awarding RFP No. 16-383 and Contract No. 16-188 to Robert Half International Inc. (Robert Half) of Modesto for Temporary Personnel Services, in an annual amount not to exceed \$25,000 for a period of three (3) years, having met all the specifications of RFP No. 16-383 and being the lowest responsive and responsible bidder pursuant to Turlock Municipal Code Section 2-7-09(c)(5)
- P. Motion: Rejecting Claim for Damages filed by Juan Sostenes Bulgara

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- Q. Motion: Rejecting Claim for Damages filed by Steve Crawford
 - R. Motion: Rejecting Claim for Damages filed by Jose J. Davalos
 - S. Motion: Rejecting Claim for Damages filed by Victoria Scott
 - T. Motion: Rejecting Claim for Damages filed by Ronald M. Visco

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS**

Challenges in court to any of the items listed below, may be limited to only those issues raised at the public hearing described in this notice, or in written correspondence delivered to the Turlock City Council at, or prior to, the public hearing.

- A. Request to confirm Annexation of 2631 W. Tuolumne Road (088-026-002) PM 16-03, into the Monte Vista Crossings Landscaping and Lighting Assessment District and Street Maintenance Benefit Assessment Area, City Project No. 6308. (*Pitcock*)

Recommended Action:

Resolution: Confirming Annexation of 2631 W. Tuolumne Road (088-026-002) PM 16-03, into the Monte Vista Crossings Landscaping and Lighting Assessment District and Street Maintenance Benefit Assessment Area, City Project No. 6308

- B. Request to amend Turlock Municipal Code Title 4, Chapter 7, Article 14, Section 02 regarding altered speed limits. (*Pitcock*)

Recommended Action:

Ordinance: Amending Turlock Municipal Code Title 4, Chapter 7, Article 14, Section 02 regarding altered speed limits

- C. Request to adopt legislative findings supporting amendments and changes to the California State Building Standards Code as contained in the Turlock Municipal Code, Title 8, Chapters 1, 2, 5 and 6; AND amend Turlock Municipal Code Title 8, Chapter 1, Article 1, Section 02, Subsection (a) regarding Adoption; Title 8, Chapter 1, Article 1, Section 03, Subsection (a) regarding Finding of Necessity For Stricter Standard; Title 8, Chapter 1, Article 1, Section 04, Subsections (f), (g), (h), (i), (p), (q) and (r) regarding Amendments, Additions and Deletions to the California Building Code; Title 8, Chapter 1, Article 1, Section 05 regarding Amendments, Additions and Deletions to the California Residential Code; Title 8, Chapter 1, Article 1, Section 06 regarding Amendments, Additions and Deletions to the California Mechanical Code; Title 8, Chapter 1, Article 1, Section 07 regarding Amendments, Additions and Deletions to the California Plumbing Code; Title 8, Chapter 2, Section 02 Regarding Adoption of the Electrical Code of the City Of Turlock; Title 8, Chapter 2, Section 07 regarding Special Requirements: Residential; Title 8, Chapter 2, Section 08 regarding Special Requirements: Commercial and Industrial Buildings; Title 8, Chapter 5, Article 1, Section 02 regarding Adoption of the Plumbing Code of the City of Turlock; Title 8, Chapter 5, Article 1, Section 03 regarding Administrative Authority; Title 8, Chapter 6, Article 1, Section 02 regarding Adoption of the Mechanical Code of the City of Turlock. (*Picciano*)

Recommended Action:

Resolution: Adopting legislative findings supporting amendments and changes to the California State Building Standards Code as contained in the Turlock Municipal Code, Title 8, Chapters 1, 2, 5 and 6

Ordinance: Amending Turlock Municipal Code Title 8, Chapter 1, Article 1, Section 02, Subsection (a) regarding Adoption; Title 8, Chapter 1, Article 1, Section 03, Subsection (a) regarding Finding of Necessity For Stricter Standard; Title 8, Chapter 1, Article 1, Section 04, Subsections (f), (g), (h), (i), (p), (q) and (r) regarding Amendments, Additions and Deletions to the California Building Code; Title 8, Chapter 1, Article 1, Section 05 regarding Amendments, Additions and Deletions to the California Residential Code; Title 8, Chapter 1, Article 1, Section 06 regarding Amendments, Additions and Deletions to the California Mechanical Code; Title 8, Chapter 1, Article 1, Section 07 regarding Amendments, Additions and Deletions to the California Plumbing Code; Title 8, Chapter 2, Section 02 Regarding Adoption of the Electrical Code of the City Of Turlock; Title 8, Chapter 2, Section 07 regarding Special Requirements: Residential; Title 8, Chapter 2, Section 08 regarding Special Requirements: Commercial and Industrial Buildings; Title 8, Chapter 5, Article 1, Section 02 regarding Adoption of the Plumbing Code of the City of Turlock; Title 8, Chapter 5, Article 1, Section 03 regarding Administrative Authority; Title 8, Chapter 6, Article 1, Section 02 regarding Adoption of the Mechanical Code of the City of Turlock

- D. Request to add Turlock Municipal Code Title 6, Chapter 5, Article 3, Section 04 entitled Excessive Water Use Targets and Penalties; Title 6, Chapter 5, Article 3, Section 05 entitled Appeal; and Title 6, Chapter 5, Article 3, Section 06 entitled Appeal Hearing Request; AND adopt an excessive water use target of forty thousand (40,000) gallons per month for single-family residential water customers and establish a penalty of twenty-five dollars (\$25.00) for those single-family residential water customers whose water use exceeds forty thousand (40,000) gallons per month. (*Reynolds*)

Recommended Action:

Ordinance: Adding Turlock Municipal Code Title 6, Chapter 5, Article 3, Section 04 entitled Excessive Water Use Targets and Penalties; Title 6, Chapter 5, Article 3, Section 05 entitled Appeal; and Title 6, Chapter 5, Article 3, Section 06 entitled Appeal Hearing Request

Resolution: Adopting an excessive water use target of forty thousand (40,000) gallons per month for single-family residential water customers and establishing a penalty of twenty-five dollars (\$25.00) for those single-family residential water customers whose water use exceeds forty thousand (40,000) gallons per month

- E. Request to amend Turlock Municipal Code Title 4, Chapter 2, creating Article 1, entitled Turlock Disaster Council, using existing Sections 01 through 08 and adding Article 2, entitled Stanislaus Disaster Council. (*White*)

Recommended Action:

Ordinance: Amending Turlock Municipal Code Title 4, Chapter 2, creating Article 1, entitled Turlock Disaster Council, using existing Sections 01 through 08 and adding Article 2, entitled Stanislaus Disaster Council

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- F. Request to determine the proposed Ordinance regarding Medical and Nonmedical Marijuana Regulations is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) (Review for Exemption) of the CEQA Guidelines; AND amend Turlock Municipal Code Title 5, Chapter 21, regarding Medical and Nonmedical Marijuana Regulations, creating Article 1 entitled Medical Marijuana Regulations, using existing Sections 01 through 04, creating Article 2 entitled Nonmedical Marijuana Regulations, and creating Article 3 entitled Nonmedical Marijuana Residential Cultivation for Personal Use, and amend Title 3, Chapter 1, Article 1, Section 01 regarding Statement and purpose of chapter: Prohibitions. (*Norton*)

Recommended Action:

Motion: Determining the proposed Ordinance regarding Medical and Nonmedical Marijuana Regulations are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) (Review for Exemption) of the CEQA Guidelines

Ordinance: Amending Turlock Municipal Code Title 5, Chapter 21, regarding Medical and Nonmedical Marijuana Regulations, creating Article 1 entitled Medical Marijuana Regulations, using existing Sections 01 through 04, creating Article 2 entitled Nonmedical Marijuana Regulations, and creating Article 3 entitled Nonmedical Marijuana Residential Cultivation for Personal Use, and amending Title 3, Chapter 1, Article 1, Section 01 regarding Statement and purpose of chapter: Prohibitions

8. SCHEDULED MATTERS

- A. Request to approve a University Pass Transit Funding Agreement with Associated Students, Inc. (ASI) of California State University, Stanislaus (CSUS), for a five (5) year period in which the City shall provide unlimited use of fixed-route bus service to all full-time or full-time equivalent CSUS students in exchange for quarterly payments totaling \$90,000 annually, with tiered discounts provided in the first eighteen (18) months of the Agreement. (*York*)

Recommended Action:

Motion: Approving a University Pass Transit Funding Agreement with Associated Students, Inc. (ASI) of California State University, Stanislaus (CSUS), for a five (5) year period in which the City shall provide unlimited use of fixed-route bus service to all full-time or full-time equivalent CSUS students in exchange for quarterly payments totaling \$90,000 annually, with tiered discounts provided in the first eighteen (18) months of the Agreement

- B. Approving the purchase and delivery of two (2) 28' Class F Champion Low Floor Buses for use by Turlock Transit from Creative Bus Sales, Inc., of Chino, California, through the California Association for Coordinated Transportation (CalACT) and the Morongo Basin Transit Authority (MBTA) Purchasing Cooperative, to which the City of Turlock is a cooperative member, in an amount not to exceed \$337,290.46 (Fund 426), without compliance to formal bid procedures in accordance with Turlock Municipal Code Section 2-7-08(b)(5). (*York*)

Recommended Action:

Motion: Approving the purchase and delivery of two (2) 28' Class F Champion Low Floor Buses for use by Turlock Transit from Creative Bus Sales, Inc., of Chino, California, through the California Association for Coordinated Transportation (CalACT) and the Morongo Basin Transit Authority (MBTA) Purchasing Cooperative, to which the City of Turlock is a cooperative member, in an amount not to exceed \$337,290.46 (Fund 426), without compliance to formal bid procedures in accordance with Turlock Municipal Code Section 2-7-08(b)(5)

- C. Request to approve an Agreement with Gillig LLC of Hayward, California, for the future purchase of a minimum of four (4) and maximum of ten (10) heavy duty buses for use in fixed-route transit service, as allowed by the Livermore Amador Valley Transit Authority (LAVTA) in their recent contract award to Gillig LLC in response to LAVTA Request for Proposals No. 2015-08, a contract to which the City of Turlock is a consortium member. (York)

Recommended Action:

Motion: Approving an Agreement with Gillig LLC of Hayward, California, for the future purchase of a minimum of four (4) and maximum of ten (10) heavy duty buses for use in fixed-route transit service, as allowed by the Livermore Amador Valley Transit Authority (LAVTA) in their recent contract award to Gillig LLC in response to LAVTA Request for Proposals No. 2015-08, a contract to which the City of Turlock is a consortium member

- D. Request to direct staff to develop a program that allows local businesses and organizations to serve as an alternate, third-party point-of-sale location for the sale of Turlock Transit passes through direct, over-the-counter sales or through the placement of transit pass vending machines purchased, owned, installed and maintained by the City. (York)

Recommended Action:

Motion: Directing staff to develop a program that allows local businesses and organizations to serve as an alternate, third-party point-of-sale location for the sale of Turlock Transit passes through direct, over-the-counter sales or through the placement of transit pass vending machines purchased, owned, installed and maintained by the City

- E. Request to authorize the addition of one (1) Associate Civil Engineer, one (1) Assistant Engineer, one (1) Engineering Technician, one (1) Public Works Construction Inspector, and one (1) Land Surveying Technician within the Development Services Department (Engineering Division), through an outside recruitment, to address future construction projects associated with successful passage of Measure L; authorize the City Manager to offer vacation and sick leave incentives, up to 120 and 80 hours respectively, to lateral employees from comparable agencies or engineering firms; and authorize the City Manager to award 16 hours of vacation to any City employee who recommends an applicant who is ultimately hired. (Pitcock)

Recommended Action:

Resolution: Authorizing the addition of one (1) Associate Civil Engineer, one (1) Assistant Engineer, one (1) Engineering Technician, one (1) Public Works Construction Inspector, and one (1) Land Surveying Technician within the Development Services Department (Engineering Division), through an outside recruitment, to address future

construction projects associated with successful passage of Measure L; authorizing the City Manager to offer vacation and sick leave incentives, up to 120 and 80 hours respectively, to lateral employees from comparable agencies or engineering firms; and authorizing the City Manager to award 16 hours of vacation to any City employee who recommends an applicant who is ultimately hired

- F. Request to affirm or modify the second round funding cycle for Fiscal Year 2016-17 Community Events and Activities Grants Funding as submitted by the Parks, Arts and Recreation Commission. (*Schulze*)

Recommended Action:

Resolution: Affirming or modifying the second round funding cycle for Fiscal Year 2016-17 Community Events and Activities Grants Funding as submitted by the Parks, Arts and Recreation Commission

- G. Request to determine the closure of North Soderquist Road, between Fulkerth Road and West Canal Drive, for Modesto Area A's to host a SWAP Meet, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines; AND authorize the closure of North Soderquist Road, between Fulkerth Road and West Canal Drive for pedestrian safety, for Modesto Area A's to host a SWAP Meet, beginning on Thursday, January 26, 2017 at 6:00 p.m. through Sunday, January 29, 2017 at 6:00 p.m., and authorize the City Manager to apply appropriate conditions and restrictions on the street closure. (*Traini*)

Recommended Action:

Resolution: Determining the closure of North Soderquist Road, between Fulkerth Road and West Canal Drive, for Modesto Area A's to host a SWAP Meet, is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15304 (Minor Alterations to Land) of the CEQA Guidelines

Resolution: Authorizing the closure of North Soderquist Road, between Fulkerth Road and West Canal Drive for pedestrian safety, for Modesto Area A's to host a SWAP Meet, beginning on Thursday, January 26, 2017 at 6:00 p.m. through Sunday, January 29, 2017 at 6:00 p.m., and authorizing the City Manager to apply appropriate conditions and restrictions on the street closure

9. MATTERS TOO LATE FOR AGENDA/NON-AGENDA ITEMS

The Brown Act generally prohibits any action or discussion of items not on the posted agenda. However, there are three specific situations in which a legislative body can act on an item not on the agenda:

- 1) When a majority decides there is an "emergency situation" (as defined for emergency meetings).
- 2) When two-thirds of the members present (or all members if less than two-thirds are present) determine there is a need for immediate action and the need to take action "came to the attention of the local agency subsequent to the agenda being posted." This exception requires a degree of urgency. Further, an item cannot be considered under this provision if the legislative body or the staff knew about the need to take immediate action before the agenda was posted. A "new" need does not arise because staff forgot to put an item on the agenda or because an applicant missed a deadline.
- 3) When an item appeared on the agenda of, and was continued from, a meeting held not more than five days earlier.

A legitimate immediate need can be acted upon even though not on the posted agenda by following a two-step process. First, make two determinations: (a) that there is an immediate need to take action and (b) that the need arose after the posting of the agenda. The matter is then "placed on the agenda." Second, discuss and act on the added agenda item.

10. COUNCIL ITEMS FOR FUTURE CONSIDERATION

Requests for Council items for future consideration will be scheduled in accordance with Resolution No. 2008-019 and will be brought back to the City Council no earlier than February 14, 2017, unless otherwise specified by the Mayor or a majority of the Council.

11. COUNCIL COMMENTS

Councilmembers may provide a brief report on notable topics of interest. The Brown Act does not allow discussion or action by the legislative body.

12. 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 Cases: (4 cases)
- B. 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: (19 cases)
- C. 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: Interim City Manager
- D. Conference with Labor Negotiators, Cal. Gov't Code §54957.6
“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 Negotiator: Mayor Gary Soiseth
Unrepresented Employees: Interim City Manager

13. ADJOURNMENT