

1. **A. CALL TO ORDER** – Mayor Soiseth called the meeting to order at 6:15 p.m.  
 PRESENT: Councilmembers Gil Esquer, Bill DeHart, Amy Bublak, Matthew Jacob, and Mayor Gary Soiseth.  
 ABSENT: None

**B. SALUTE TO THE FLAG**

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

- A. Recognition: Employee of the Month, January 2018 – City Clerk Jennifer Land

Mayor Soiseth issued a Certificate of Recognition to City Clerk Jennifer Land as the Employee of the Month – January 2018 award winner.

- B. Recognition: City of Turlock Police Department Employee Awards

Police Chief Ninus C. Amirfar and Mayor Soiseth recognized Police Department award recipients chosen by their peers including Employee of the Year Secretary Maria Ruiz, Police Officer of the Year Adam Neep, Volunteer of the Year Jeff Lopes, Excellence Award to the Dispatch Unit, Special Commendation to Police Officer Jacob Young, and Medal of Meritorious Service to Sergio Perez and Cody Lawrence.

- C. Proclamation: Black History Month – February 2018

Mayor Soiseth issued a Proclamation in recognition of Black History Month – February 2018 to NAACP Branch President Gladys Williams.

- D. Appointment: Planning Commission – One Commissioner

Mayor Soiseth recommended that Nick Hackler be appointed to fill a vacancy on the Planning Commission.

**Action:** Motion by Councilmember Esquer, seconded by Councilmember DeHart, reappointing Nick Hackler to fill a vacancy on the Planning Commission for a term set to expire on December 31, 2021. Motion carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- E. Appointment: Ad Hoc Committee – Implementing the final accepted report prepared by Meyers Nave related to the lease and activities at the Chamber Building and the Chamber’s past and current obligations to the City of Turlock including the repayment agreement and the City’s Centennial Celebration

Mayor Soiseth nominated Councilmember DeHart and Councilmember Jacob requested Mayor Soiseth appoint Councilmember Bublak to serve on the Ad Hoc Committee.

**Action:** Motion by Councilmember Jacob, seconded by Councilmember Esquer, appointing Councilmember DeHart and Councilmember Bublak to serve on the Ad Hoc Committee to implement the final accepted report prepared by Meyers Nave related to the lease and activities at the Chamber Building and the Chamber’s past and current obligations to the City of Turlock including the repayment agreement and the City’s Centennial Celebration. Motion carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

*Mayor Soiseth announced that he will be bringing back to the next meeting an Ad Hoc Committee for Campaign Finance Disclosures and Reporting.*

F. Presentation: Pet of the Month

Animal Services Supervisor Glenna Jackson presented information about the Pet of the Month Program for February 2018 including adoption fees sponsored by Turlock Management Association – Public Safety (TMAPS), recent pet adoptions, monthly promotion, and contact information for the Turlock Animal Shelter.

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

**B. PUBLIC PARTICIPATION**

Mayor Soiseth announced that Council has received a letter from Mr. DiMartini.

Brad Bates spoke regarding challenges facing the Council, lack of policies, procedures, and protocols, and campaign finance reporting inconsistencies.

Janice Lane requested a district map be placed at City Hall and district numbers be placed on Council name plates.

Stanislaus County Turlock Public Library Supervising Librarian Diane Bartlett thanked the Mayor for his participation in story time and provided information about recent and upcoming events and activities at the library.

Jeffrey Sparks spoke regarding several safety concerns for bicycle riders.

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

**B. DISCLOSURE OF TOP TEN/MAXIMUM CONTRIBUTORS**

Brad Bates spoke regarding FPPC reporting guidelines, Top Ten/Maximum Contributors reporting, and full transparent disclosure.

**5. CONSENT CALENDAR:**

*Mayor Soiseth noted Consent Calendar Item 5D has been removed from the agenda.*

**Action:** Motion by Councilmember DeHart, seconded by Councilmember Jacob, adopting the amended consent calendar. Motion carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- A. **Resolution No. 2018-021:** Accepting Weekly Demands of 12/21/17 in the amount of \$2,786,455.70; Weekly Demands of 1/4/18 in the amount of \$876,325.53; Weekly Demands of 1/11/18 in the amount of \$1,379,065.99; Weekly Demands of 1/18/18 in the amount of 870,394.91; Monthly Demands of 7/31/17 in the amount of \$5,056,362.51;
- B. **Motion:** Accepting Minutes of the Regular Meeting of December 12, 2017; Minutes of the Special Meeting of January 8, 2018
- C. **Motion:** Accepting the post event reports for the Community Events and Activities Grants funding as set forth in "Exhibit A"
- D. Removed from the agenda.
- E.
  - 1. **Motion:** Approving the Gomes Lake Joint Powers Agreement (JPA) for the Operation and Maintenance (O&M) of the Gomes Lake pumps and facilities for a term of fifty (50) years and granting the City Manager the authority to sign any documents relative to the Gomes Lake JPA
  - 2. **Motion:** Approving the Sub-agreement to the Gomes Lake Joint Powers Agreement (JPA) to authorize the Turlock Irrigation District (TID) to operate and maintain the Gomes Lake facilities
- F. **Resolution No. 2018-022:** Authorizing the overhire of one (1) Laboratory Analyst in the City of Turlock Municipal Services Department due to the anticipated retirement of the incumbent on March 15, 2018
- G. **Motion:** Approving Amendment No. 2 to an Agreement with North Star Destination Strategies of Nashville Tennessee to develop marketing and branding strategies (including tourism) for the City of Turlock, extending the term of the agreement with no increase in cost
- H. **Motion:** Approving an Agreement between the City of Turlock and Turlock City Tow for vehicle tow services for City owned vehicles, in a total amount not to exceed \$16,000 for a period of twelve (12) months
- I. **Motion:** Approving an Agreement between the City of Turlock and Madruga Brothers Enterprises, Inc., DBA Fast Track Car Wash to provide express car wash services for City owned vehicles, in a total amount not to exceed \$12,000 for a period of twelve (12) months

- J. **Resolution No. 2018-023**: Appropriating \$2,000 to account number 110-10-104.43152 "Contract-Elections" from Fund 110 "General Fund" unallocated reserves for election supplies and services and reducing the Fiscal Year 2018-19 budget by \$2,000
- K. 1. **Resolution No. 2018-024**: Determining City Project No. 18-26 "Taylor Road Irrigation Pipeline Replacement" is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15302 (Replacement or Reconstruction) of the CEQA Guidelines  
2. **Motion**: Approving a Letter Agreement in the estimated amount of \$12,000 (Fund 217), with Turlock Irrigation District of Turlock, California, for City Project No. 18-26 "Taylor Road Irrigation Pipeline Replacement"  
3. **Resolution No. 2018-025**: Appropriating \$19,000 to account number 217-50-511.51270 "Construction Project" from Fund 217 Section 2103 "Parks, Recreation, and Public Facilities Department Street Maintenance (Section 2103 Gas Tax)" unallocated reserves for City Project No. 18-26 "Taylor Road Irrigation Pipeline Replacement" to complete the necessary funding required for this project
- L. **Motion**: Rejecting Claim for Damages filed by Gerardo Carranza

**6. FINAL READINGS:** None

**7. PUBLIC HEARINGS**

*Mayor Soiseth noted Public Hearing Item 7A would be continued to the next regularly scheduled meeting of February 27, 2018. City Attorney Phaedra A. Norton clarified that this public hearing will be continued to the regular meeting.*

- A. Continued to the February 27, 2018 City Council meeting.

**8. SCHEDULED MATTERS:**

*Mayor Soiseth took items Scheduled Matters 8E, 8F, and 8D out of order.*

- E. Police Chief Ninus C. Amirfar presented the staff report on the request to offer an employment signing bonus program for Lateral Police Officers and Lateral Public Safety Dispatchers in the amount of \$16,000 per lateral (upon successful employment, the lateral will receive the first \$11,000 bonus and on the fifth year anniversary of employment, the lateral will receive the remaining \$5,000 bonus) and authorize the City Manager to execute an employment signing bonus agreement approved as to form by the City Attorney.

Council and staff discussed this item.

Mayor Soiseth opened public participation.

Terry Shaver spoke in support of Police Chief Amirfar's strategies and plans and making Turlock's law enforcement salaries comparable with other areas.

TAPO President Brandon Bertram and Vice President Tim Redd spoke regarding the catastrophic situation of Police Department staffing, results of the total comp study completed in 2016, and supported the signing bonus program.

Mayor Soiseth closed public participation.

**Action:**        **Resolution No. 2018-026:** Authorizing the City Manager to offer an employment signing bonus program for Lateral Police Officers and Lateral Public Safety Dispatchers in the amount of \$16,000 per lateral (upon successful employment, the lateral will receive the first \$11,000 bonus and on the fifth year anniversary of employment, the lateral will receive the remaining \$5,000 bonus) and authorizing the City Manager to execute an employment signing bonus agreement approved as to form by the City Attorney as introduced by Councilmember DeHart, seconded by Councilmember Jacob, and carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- F. Police Chief Ninus C. Amirfar presented the staff report on the request to authorize the Chief of Police to engage in an overhire recruitment strategy of no more than two (2) sworn and two (2) non-sworn positions to fill anticipated vacancies within the Police Department.

Captain Steve Williams thanked Police Chief Amirfar for his efforts in putting this program together.

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

**Action:**        **Resolution No. 2018-027:** Authorizing the Chief of Police to engage in an overhire recruitment strategy of no more than two (2) sworn and two (2) non-sworn positions to fill anticipated vacancies within the Police Department as introduced by Councilmember Jacob, seconded by Councilmember Bublak, and carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- D. Interim City Manager Robert A. Talloni presented the staff report on the request to direct the mailer insert supporting the “Not In Our Community” Resolution to be included in the March 2018 utility bill.

Mayor Soiseth requested City Attorney Phaedra A. Norton clarify if the proposed language to be included in the mailer was vetted through the FPPC of which Attorney Norton indicated it had been reviewed by the FPPC and changes were made to ensure it wasn’t a mass mailing.

Mayor Soiseth opened public participation.

Community members Danielle Ray-Reyes, Dr. Ann Strom, Milt Trieweiler, and Cathy Doo inquired about changes made to the mailer, requested minor changes be made to the mailer, spoke in support of the resolution being included in the March utility bill mailer, thanked Council and staff for taking this step, encouraged Councilmembers to post the resolution to their private social media accounts, and urged Council to continue discussions on this topic.

Mayor Soiseth closed public participation.

Council and staff discussed this item.

**Action:**        **Resolution No. 2018-028:** Directing the mailer insert supporting the “Not In Our Community” Resolution to be included in the March 2018 utility bill with the proposed changes as introduced by Councilmember Bublak, seconded by Councilmember DeHart, and carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- A. Parks, Recreation and Public Facilities Event Coordinator Amber Traini presented the staff report on the request to determine the closure of sections of Broadway, between West Olive Avenue and North Front Street, for the Salvation Army to host the 2018 Kettle Dash, 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 Approve a Special Event Permit Application for the 2018 Kettle Dash hosted by the Salvation Army, authorizing the associated closure of sections of Broadway, between West Olive Avenue and North Front Street for pedestrian safety, on Saturday, March 17, 2018 at specified times, and authorizing the City Manager to apply appropriate conditions and restrictions on the street closure.

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

**Action:**        **Resolution No. 2018-029:** Determining the closure of sections of Broadway, between West Olive Avenue and North Front Street, for the Salvation Army to host the 2018 Kettle Dash, 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 as introduced by Councilmember Jacobs, seconded by Councilmember Esquer, and carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

**Resolution No. 2018-030:** Approving a Special Event Permit Application for the 2018 Kettle Dash hosted by the Salvation Army, authorizing the associated closure of sections of Broadway, between West Olive Avenue and North Front Street for pedestrian safety, on Saturday, March 17, 2018 at specified times, and authorizing the City Manager to apply appropriate conditions and restrictions on the street closure as introduced by Councilmember Esquer, seconded by Councilmember DeHart, and carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- B. Parks, Recreation and Public Facilities Director Allison Van Guilder presented the staff report on the request to issue a 2018 Sidewalk Sale Annual Permit to the Turlock Downtown Property Owners Association (TDPOA) to be used at their discretion for businesses operating within the PBID.

Director Van Guilder noted the dates on the staff report and the permit reflect a February 27, 2018 date of which the item was inadvertently included in this agenda packet; however, since there were no time constraints the item was carried forward at this meeting.

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

**Action:** Motion by Councilmember Bublak, seconded by Councilmember DeHart, Issuing a 2018 Sidewalk Sale Annual Permit to the Turlock Downtown Property Owners Association (TDPOA) to be used at their discretion for businesses operating within the PBID. Motion carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

- C. Municipal Services Director Michael Cooke presented the staff report on the request to approve the Raw Water Pump Station Phase 1 Project Construction Funding Agreement to fund the City's portion of Phase 1 of the Raw Water Pump Station Project for the Stanislaus Regional Water Authority Regional Surface Water Supply Project, and grant the City Manager the authority to sign any documents relative to the Raw Water Pump Station Phase 1 Project Construction Funding Agreement.

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

**Action:** Motion by Councilmember Jacob, seconded by Councilmember DeHart, Approving the Raw Water Pump Station Phase 1 Project Construction Funding Agreement to fund the City’s portion of Phase 1 of the Raw Water Pump Station Project for the Stanislaus Regional Water Authority Regional Surface Water Supply Project, and granting the City Manager the authority to sign any documents relative to the Raw Water Pump Station Phase 1 Project Construction Funding Agreement. Motion carried 5/0 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
Yes	Yes	Yes	Yes	Yes

**9. STAFF UPDATES**

1. Policy Goals and Implementation Plan (*Executive Staff*) – No updates provided.
2. Administrative Services
  - a. Economic Development

Assistant to the City Manager for Economic Development/Community Housing Maryn Pitt noted that in addition to the written report included in the packet that she has provided Council with the 3<sup>rd</sup> quarter 2017 sales tax report.

Council and staff discussed this item.

3. Development Services Department
  - a. Capital Projects, Building Activity, & Transit  
A written staff update was included in the agenda packet.
  - b. Measure L Planning  
A written staff update was included in the agenda packet.
4. Fire Department – No updates provided.
5. Municipal Services Department – No updates provided.
6. Parks, Recreation and Public Facilities
  - a. Community Pass Recreation Software Implementation (*Van Guilder*)  
A written staff update was included in the agenda packet.
7. Police Department – No updates provided.

**10. NON-AGENDA ITEMS: None**



**11. COUNCIL ITEMS FOR FUTURE CONSIDERATION:**

Councilmember Bublak requested a discussion regarding permit fees for water softeners be brought back to Council, spoke regarding a letter the Council received from Jeffrey Lewis about healthcare and scheduling a workshop for this discussion, thanked the Interim City Manager for agendaing her previous requests for future consideration and urged her colleagues to encourage bringing these items forward sooner than the end of March.

Mayor Soiseth requested information regarding water softeners permit fees be brought back at a future meeting, his meeting with Mr. Lewis regarding healthcare and being able to agendaize this matter soon, and requested the Interim City Manager to poll Councilmembers regarding adhering resources for the requests of Councilmember Bublak.

**12. COUNCIL COMMENTS:**

Councilmember Esquer thanked Fire Marshal Gomez for his work on the Columbia/Orange Street church project, thanked Parks, Recreation & Public Facilities Director Van Guilder and staff for a tour of the City's Corp Yard, and spoke about inquiries he has received regarding the maintenance of the Califia statue.

Mayor Soiseth noted that we should be able to agendaize the matter regarding Califia soon.

**13. CLOSED SESSION:**

*City Attorney Phaedra A. Norton introduced the Closed Session Items.*

- A. 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 Negotiator: Mayor Gary Soiseth  
Unrepresented Employee: City Manager

**Action:** No reportable action.

*Closed Session Items 13B and 13C were handled concurrently.*

- B. Conference with Real Property Negotiators, Cal. Gov't Code §54956.8  
*"Notwithstanding any other provisions of this chapter, a legislative body of a local agency may hold a closed session with its negotiator prior to the purchase, sale, exchange, or lease of real property by or for the local agency to grant authority to its negotiator regarding the price and terms of payment for the purchase, sale, exchange, or lease."*

Property: Third and D Street, Turlock, California (NW portion of APN No. 043-049-055-000)  
Agency Negotiator: Interim City Manager Robert A. Talloni  
Negotiating Parties: Jim and Julie Vieira  
Under Negotiation: Price and terms of payment for the purchase

**Action:** No reportable action.

- C. Conference with Real Property Negotiators, Cal. Gov't Code §54956.8  
*"Notwithstanding any other provisions of this chapter, a legislative body of a local agency may hold a closed session with its negotiator prior to the purchase, sale, exchange, or lease of real property by or for the local agency to grant authority to its negotiator regarding the price and terms of payment for the purchase, sale, exchange, or lease."*  
Property: Third and D Street, Turlock, California (NW portion of APN No. 043-049-055-000)  
Agency Negotiator: Interim City Manager Robert A. Talloni  
Negotiating Parties: JenJill Packaging, Inc.  
Under Negotiation: Price and terms of payment for the purchase

**Action:** No reportable action.

- D. Conference with Legal Counsel – Existing Litigation, Cal. Gov't Code §54956.9(d)(1)  
*"For purposes of this section, litigation shall be considered pending when any of the following circumstances exist... Litigation, to which the local agency is a party, has been initiated formally."*  
Name of Case: Eddie Sanchez v. City of Turlock, and Does 1-30  
Case No. 2028449

**Action:** No reportable action.

**14. ADJOURNMENT:**

Motion by Councilmember DeHart, seconded by Councilmember Jacob, to adjourn the open session of the regular meeting at 8:14 pm. Motion carried unanimously.

Motion by Councilmember DeHart, seconded by Councilmember Esquer, to adjourn the closed session of the regular meeting at 9:14 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Jennifer Land  
City Clerk