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1. **A. CALL TO ORDER** –Mayor Soiseth called the meeting to order at 6:00 p.m.
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Matthew Jacob, Steven Nascimento,
and Mayor Soiseth.
ABSENT: None

B. SALUTE TO THE FLAG

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

- A. Mayor Soiseth recommended that he and Councilmember Nascimento be appointed to a Budget Ad Hoc Committee.

Action: Motion by Councilmember Bublak, seconded by Councilmember DeHart, appointing Mayor Soiseth and Councilmember Nascimento to a Budget Ad Hoc Committee. Motion carried 5/0 by the following vote:

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

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

B. STAFF UPDATES

1. Development Services Director Mike Pitcock provided an update on Capital Projects, Building Activity including permits, Capital Improvements projects including the progress of Dianne Drive alignment and Christoffersen Pkwy traffic light project. He advised Council a traffic count study will begin the week of February 22, 2015.
2. Police Chief Rob Jackson introduced Police Captain Steve Williams who provided an update on panhandling enforcement efforts, including enforceable vs. non enforceable activities, constitution protection, freedom of speech, and an overview of State laws, City Municipal Code Ordinances and recent courts cases. Captain Williams indicated a committee of various department staff will be collaborating to prepare a comprehensive plan to address panhandling issues in addition to police patrolling efforts.

Councilmembers inquired on the various enforceable activities, shopping center owner's rights, and also thanked staff for collaborating amongst each other to bring forward a plan to address the issues.

C. PUBLIC PARTICIPATION

Vernon Price spoke on behalf of the Homeless Challenge Project, panhandling and homeless agency services.

4. A. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA

Action: Motion by Councilmember DeHart, seconded by Councilmember Nascimento, to waive reading of all ordinances on the agenda, except by title. Motion carried unanimously.

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

B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None

5. CONSENT CALENDAR:

Mayor Soiseth requested that Items 5E, 5F and 5Q be removed for future consideration.

Action: Motion by Councilmember DeHart, seconded by Councilmember Bublak, to adopt the amended 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. 2015-024** Accepting Demands of 12/18/14 in the amount of \$1,697,478.65; Demands of 1/8/15 in the amount of \$545,485.23
- B. Motion: Accepting Minutes of Special Meeting of January 17, 2015; Minutes of Regular Meeting of January 27, 2015
- C. **Resolution No. 2015-025** Authorizing the City Manager to sign all documents related to the dedication of an Electrical Easement to the Turlock Irrigation District at 801 Walnut Road, "Turlock Regional Water Quality Control Facility" property (APN: 044-010-028)
- D. Motion: Approving the purchase of four (4) TAPCO rectangular rapid flash beacon solar systems through the US Communities Contract No. 2013-100 from Statewide Traffic Safety and Signs of Fresno, California, for City Project No. 12-53, "Crowell Road Pedestrian Improvements," in the amount of \$26,238.30, without compliance to the formal bid procedure, having found that the circumstances listed in Turlock Municipal Code Title 2, Section 2-7-08(b)(5) has been satisfied
- E. *Removed for future consideration.*
- F. *Removed for future consideration*
- G. Motion: Approving the purchase of one (1) Altec Model LR7-56 Articulating Overcenter Aerial Device through the National Joint Powers Alliance, Contract #31014-Alt, from Altec Industries, Inc., for the Parks, Recreation & Public Facilities Department, in an amount not to exceed \$151,820, without compliance to the formal bid procedure, having found that the circumstances listed in Turlock Municipal Code Title 2, Chapter 7, Section 08 (b)(5) have been satisfied
- H. Motion: Approving the purchase of one (1) New Holland 2 WD Tractor, Model #T4-75, through the State of California CMAS, Contract #4-11-23-0033A, from Garton Tractor, Inc., for the Parks, Recreation & Public Facilities Department, in an amount not to exceed \$37,138, without compliance to the formal bid procedure, having found that the

circumstances listed in Turlock Municipal Code Title 2, Chapter 7, Section 08 (b)(5) have been satisfied

- I. Motion: Approving the purchase of one (1) 914K Caterpillar Wheel Loader through the State of California CMAS, Contract #4-09-23-0027A, from Holt of California, for the Parks, Recreation & Public Facilities Department, in an amount not to exceed \$112,361 without compliance to the formal bid procedure, having found that the circumstances listed in Turlock Municipal Code Title 2, Chapter 7, Section 08 (b)(5) have been satisfied
- J. Motion: Approving the Contract renewal between the City of Turlock and the Turlock Umpire Group to officiate adult city league softball games
- K. **Resolution No. 2015-026** Appropriating \$3,000 to account number 266-20-255-353.47095_000 "911 Grant – Training Expenses" and \$3,000 to account number 266-20-255-353.35720 "911 Grant – Revenue" for reimbursable training funded by the California 9-1-1 Emergency Communications Branch
- L. Motion: Authorizing the City Manager to execute the service maintenance agreement with Otis Elevator Company, to provide full preventive maintenance for Turlock Public Safety facility elevators, in an amount not to exceed \$7,056 annually and \$35,280 for five (5) years
- M. Motion: Rejecting Claim for Damages filed by Steven Singh
- N. Motion: Rejecting Claim for Damages filed by Renee Gallegos
- O. Motion: Rejecting Claim for Damages filed by James R. Dawson
- P. Motion: Rejecting Claim for Damages filed by Mercury Insurance Company/Claim #2014-0012-023224-21
- Q. *Removed for future consideration*
- R. Motion: Rejecting Claim for Damages filed by Breanna Tiffany Brown (a minor)
- S. Motion: Rejecting Claim for Damages filed by Steven Singh

6. FINAL READINGS:

- A. **Ordinance No. 1205-CS**, Amending Turlock Municipal Code Title 7, Chapter 4, by adding Article 2 regarding Excavations as Introduced on January 27, 2015 was passed and adopted 5/0 by the following vote:

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

Resolution No. 2015-027 Establishing a Trench Restoration Fund and Trench Restoration Fees in accordance with Turlock Municipal Code Title 7, Chapter 4, Article 2 was introduced by Councilmember Nascimento, 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

7. PUBLIC HEARINGS

- A. Assistant Planner Adrienne Werner presented the staff report on the request to adopt a Mitigated Negative Declaration of Environmental Effect pursuant to the California Environmental Quality Act (CEQA); amend the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2014-02 (Potter’s Landing)]; and establish conditions of approval for Planned Development District No. 271 (PD 271), Rezone 2014-02 [Potter’s Landing].

Council discussion included driveway analysis, Crowell School impact, option to decrease front yard setbacks, and concerns and input from Turlock Scavenger.

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

Action: Motion by Councilmember Nascimento, seconded by Councilmember DeHart, Adopting a Mitigated Negative Declaration of Environmental Effect pursuant to the California Environmental Quality Act (CEQA). Motion 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 Bublak, seconded by Councilmember Jacob, introducing an Ordinance Amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2014-02 (Potter’s Landing)] and setting the final reading for February 24, 2015. Motion carried 5/0 by the following vote:

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

Mayor Soiseth advised the Resolution Establishing Conditions of Approval for Planned Development District No. 271 (PD 271), Rezone 2014-02 [Potter’s Landing] would be considered at the February 24, 2015 meeting following approval of the Ordinance.

8. SCHEDULED MATTERS:

- A. Development Services Director Mike Pitcock presented the staff report on the request to appropriate \$175,000 to revenue account 405-40-405.35185_001 “Plan Checking Services non-FBHR” and to expense account 405-40-405.43260 “Plan Check Services” to account for additional plan check services anticipated during Fiscal Year 2014-15.

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

Action: **Resolution No. 2015-028** Appropriating \$175,000 to revenue account 405-40-405.35185_001 “Plan Checking Services non-FBHR” and to expense account 405-40-405.43260 “Plan Check Services” to account for additional plan check services anticipated during Fiscal Year 2014-15 was introduced by Councilmember Bublak, 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

- B. Mayor Soiseth reported that prior to the tonight’s Council meeting, the Turlock Chamber of Commerce elected to terminate the Agreement for Tourism between the City of Turlock and the Turlock Chamber of Commerce and submitted a formal 90 day notice of termination with an effective date of May 3, 2015. Mayor Soiseth noted that after several phone conversations and a meeting with the Chamber, this was the decision reached. Mayor Soiseth thanked Ms. Silva and the Board for the Chamber’s service over the years and encouraged them to consider submitting a bid for the service of Tourism during the RFP process.

Council discussion included comments of thanks to Ms. Silva and the Chamber of Commerce for their services, as well as a general sense of disappointment that the longevity of this partnership has ended.

Ms. Silva spoke on behalf of the Board of Directors of the Chamber of Commerce, expressing the 20 year partnership has been a privilege. She highlighted the many events and projects the CVB has assisted the City with and indicated the Chamber of would assist in a smooth transition. She thanked City Manager Roy Wasden, City Attorney Phaedra Norton and City staff that she has worked with over the years.

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

Mayor Soiseth reported the Request for Proposal (RFP) process will be to issue the RFP, outline a clear scope of work or service for multiple components such as social media, event marketing, publications and advertising but not limited to other components.

Council discussion included defining clear direction to staff as to what service to include in the RFP, the likelihood of multiple contracts for different services, the turnaround time for issuing the RFP, and the review process and the final award of bid. Council requested CSUS and the Stanislaus Fairgrounds have an advocate in the input as they bring several large events to the City.

Mayor Soiseth requested Councilmembers review the submitted RFPs for additional input.

Action: Motion by Councilmember Bublak, seconded by Councilmember Nascimento, Directing staff to issue a Request for Proposals (RFP) to manage a Convention and Visitors Bureau and providing direction to staff regarding the services to be sought through the RFP process, which may include, but not be limited to, marketing services, participation in trade shows, publication of brochures, advertisement in newspapers, magazines, and on billboards, and other related services as directed by the Council. Motion carried 5/0 by the following vote:

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

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION

10. COUNCIL COMMENTS:

Councilmember Bublak commented that she attended a CSUS basketball game and was informed that Crivelli and More Shirts are now carrying CSUS athletic attire and encouraged the community to visit their store.

Councilmember Jacob commented that he attended the Open Data Forum in Fresno, and indicated he will bring forward for consideration products useful for website enhancements.

Mayor Soiseth announced he would be giving the State of the City Address on February 12, 2015 at 7 a.m. at the War Memorial, and at 6 p.m. at Covenant Village, February 17, 2015 at the Turlock Noon Rotary and Vice Mayor Bublak will give the State of the Address at the Chamber of Commerce’s Annual Membership Breakfast on March 12, 2015 in his absence.

11. CLOSED SESSION:

City Attorney Phaedra Norton introduced the Closed Session Item.

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: 1030 East Avenue, Turlock, CA (APN No. 043-050-016-000)

Agency Negotiator: Roy W. Wasden

Negotiating Parties: Manuel Lima (Turlock Columbian Properties Incorporated)

Under Negotiation: Price and terms of payment

Action: No reportable action.

12. ADJOURNMENT:

Motion by Councilmember Nascimento, seconded by Councilmember Jacob, to adjourn at 6:55 p.m.
Motion carried unanimously.

RESPECTFULLY SUBMITTED

Stacey Tonarelli
Deputy City Clerk