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1. **A. CALL TO ORDER** – Mayor Soiseth called the meeting to order at 6:01p.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. Presentation: Columbia Park Mural Project, presented by Parks, Recreation and Public Facilities Manager Erik Schulze, California State University Stanislaus (CSUS) Professor Jacob Weigel, and CSUS Art Department Students

Parks, Recreation and Public Facilities Manager Erik Schulze spoke regarding the Columbia Park Mural Park Project and introduced California State University Stanislaus (CSUS) Professor Jacob Weigel and CSUS Art Department Students who spoke regarding the project, expressed thanks to those who contributed, and presented a video presentation of the project.

3. **A. SPECIAL BRIEFINGS:**

1. City of Turlock and Stanislaus State Joint Task Force on Diversity and Inclusion, presented by City Manager Robert C. Lawton and CSUS President Ellen Junn

City Manager Robert C. Lawton and President Ellen Junn provided an update on the City of Turlock and Stanislaus State Joint Task Force on Diversity and Inclusion.

2. Halloween Safety, presented by Police Chief Ninus C. Amirfar

Police Chief Ninus C. Amirfar spoke regarding Halloween safety, presented a video presentation of safety tips, and Trick-or-Treat activities to be held at the Police Department and in downtown.

**B. PUBLIC PARTICIPATION:** None

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

**Action:** Motion by Councilmember DeHart, seconded by Councilmember Esquer, waiving reading of all ordinances on the agenda, except by title. Motion carried 5/0 by the following vote:

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

**B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:** None

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

**5. CONSENT CALENDAR:**

*Mayor Soiseth announced that at the request of Councilmember Esquer Consent Calendar Item 5G would be removed for separate consideration and at the request of community member Milt Trieweler Consent Calendar Item 5D would be removed.*

**Action:** Motion by Councilmember Jacob, seconded by Councilmember DeHart, 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. 2018-289:** Accepting Weekly Demands of 9/13/18 in the amount of \$809,345.05; Weekly Demands of 9/20/18 in the amount of \$1,894,800.29; Weekly Demands of 9/27/18 in the amount of \$1,728,359.16
- B. **Motion:** Accepting Minutes of the Special Meeting of July 10, 2018; Minutes of the Regular Meeting of July 10, 2018; Minutes of the Regular Meeting of July 24, 2018
- C. **Resolution No. 2018-290:** Declaring the Intention to Order Annexation No. 26 for the property located at 305 Montana Avenue to Existing Community Facilities District No. 2 (Services Mitigation)
- D. *Removed for separate consideration.*
- E.
  - 1. **Resolution No. 2018-291:** Approving the purchase of one (1) 2019 Ford F250 Regular Cab Pick Up and one (1) 2019 Ford F550 Regular Cab Pick Up for the Municipal Services Department from Downtown Ford Sales, Sacramento, California, through the State of California Contract No. 1-18-23-20A, in an amount not to exceed \$117,707 including a 5% contingency, without compliance to the formal bid procedure pursuant to Turlock Municipal Code Section 2-7-08(b)(4)
  - 2. **Resolution No. 2018-292:** Appropriating \$117,707 to account number 506-00-000-223.51020 "Equipment Replacement" funded by a transfer from Fund 506 "Vehicle/Equipment Replacement" unallocated reserves for the purchase of one (1) 2019 Ford F250 Regular Cab Pick Up and one (1) 2019 Ford F550 Regular Cab Pick Up for the Municipal Services Department from Downtown Ford Sales, Sacramento, California
- F.
  - 1. **Resolution No. 2018-293:** Appropriating \$25,192 to account number 242-00-000.214.51015\_006 "UPS Replacement/Batteries" from Fund 242 "Computer Replacement-Public Safety Network" unallocated reserves
  - 2. **Motion:** Authorizing the purchase and installation of eighty (80) uninterruptable power supply (UPS) batteries for the Public Safety Center from Holt of California, utilizing the NJPA Program Contract #120617-CAT in the amount not to exceed \$25,192 without compliance to the formal bidding process
- G. *Removed for separate consideration.*

5D. Motion: Awarding RFB No. 18-023 and approving an Agreement with Thatcher Company of California, Inc. for Liquid Chlorine for the Turlock Regional Water Quality Control Facility for a period of twelve (12) months, with an option to extend the Agreement for three (3) additional one-year terms, in an annual amount not to exceed \$353,742, for a total not-to-exceed amount of \$1,414,968, over the 4-year term of the Agreement, if all renewal periods are exercised

Staff discussed this item.

Mayor Soiseth opened public participation.

The following members of the public spoke:

Milt Trieweiler

Mayor Soiseth closed public participation.

Council and staff discussed this item.

**Action:** Motion by Councilmember DeHart, seconded by Councilmember Esquer, Awarding RFB No. 18-023 and approving an Agreement with Thatcher Company of California, Inc. for Liquid Chlorine for the Turlock Regional Water Quality Control Facility for a period of twelve (12) months, with an option to extend the Agreement for three (3) additional one-year terms, in an annual amount not to exceed \$353,742, for a total not-to-exceed amount of \$1,414,968, over the 4-year term of the Agreement, if all renewal periods are exercised. Motion carried 5/0 by the following vote:

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

5G. Resolution: Authorizing the City Manager to Execute an Agreement Subordinating The Lien Agreement with New Life Christian Center of Turlock for Deferred Payment of Development Impact Fees, in a form approved by the Interim City Attorney

Council and staff discussed this item.

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

**Action:** Resolution No. 2018-294: Authorizing the City Manager to Execute an Agreement Subordinating The Lien Agreement with New Life Christian Center of Turlock for Deferred Payment of Development Impact Fees, in a form approved by the Interim City Attorney as introduced by Councilmember Esquer, 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

**6. FINAL READINGS:**

- A. **Ordinance No. 1247-CS**, Amending Turlock Municipal Code Title 2, Chapter 7, Section 08 regarding Bidding Requirements as introduced at the October 9, 2018 City Council meeting was passed and adopted 5/0 by the following vote:

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

**7. PUBLIC HEARINGS:**

- A. Administrative Services Director Kellie Jacobs-Hunter presented the staff report on the request to authorize the Issuance by the Colorado Health Facilities Authority of its Revenue Bonds, Series 2018 (Covenant Retirement Communities, Inc.) in one or more series in an aggregate principal amount not to exceed \$68,000,000 (the “Series 2018 Bonds”), of which not more than \$4,000,000 shall be for the benefit of Covenant Retirement Communities West (d/b/a Covenant Village of Turlock, Covenant Village and Care Center, Sequoia Place and Covenant Village of Turlock Care Center) and Related Matters.

Interim City Attorney Jose M. Sanchez provided information regarding Tax Equity and Fiscal Responsibility Act (TEFRA) hearings.

Representative from Covenant Village of Turlock David Erickson spoke regarding the financing process and related hearing.

Council, Mr. Erickson, and staff discussed this item.

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

**Action:** **Resolution No. 2018-295:** Authorizing the Issuance by the Colorado Health Facilities Authority of its Revenue Bonds, Series 2018 (Covenant Retirement Communities, Inc.) in one or more series in an aggregate principal amount not to exceed \$68,000,000 (the “Series 2018 Bonds”), of which not more than \$4,000,000 shall be for the benefit of Covenant Retirement Communities West (d/b/a Covenant Village of Turlock, Covenant Village and Care Center, Sequoia Place and Covenant Village of Turlock Care Center) and Related Matters as introduced by Councilmember DeHart, 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

**8. SCHEDULED MATTERS:**

- A. Parks, Recreation and Public Facilities Director Allison Van Guilder presented the staff report on the request to approve the surplus for the Energy Burst and Scandinavian Wooden statue for public purchase and directing proceeds into the tourism fund for future public art projects.

Council and staff discussed this item including directing proceeds from the surplus to the General Fund.

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

**Action:** Motion by Councilmember Bublak, seconded by Councilmember DeHart, Approving the surplus for the Energy Burst and Scandinavian Wooden statue for public purchase and directing proceeds into the General Fund. Motion carried 4/1 by the following vote:

Councilmember Esquer	Councilmember DeHart	Councilmember Bublak	Councilmember Jacob	Mayor Soiseth
No	Yes	Yes	Yes	Yes

**9. STAFF UPDATES**

- 1. Policy Goals and Implementation Plan (*Executive Staff*) – No update provided.
- 2. Administrative Services – No update provided.
- 3. Development Services Department
  - a. Future Activity along the Canal Bikepath  
A written staff update was included in the agenda packet.
  - b. Transit Center Security  
A written staff update was included in the agenda packet.

Council and staff discussed this item and provided direction to staff regarding a request for a quote (cost difference) between Police Personnel and Security Services.

- 4. Fire Department
  - a. Public Safety Briefing  
A written staff update was included in the agenda packet.
- 5. Municipal Services Department – No update provided.
- 6. Parks, Recreation and Public Facilities – No update provided.
- 7. Police Department
  - a. Public Safety Briefing  
A written staff update was included in the agenda packet.

**10. CITY MANAGER COMMENTS:**

City Manager Robert C. Lawton spoke regarding the Mayor's Youth Conference, his attendance at various City events, activities, and meetings, and expressed thanks to the firefighters for investing themselves with the pink shirt (fight against breast cancer) fundraiser.

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

**12. COUNCIL ITEMS FOR FUTURE CONSIDERATION:** None

**13. COUNCIL COMMENTS:**

Councilmember DeHart spoke regarding his recent attendance at the Library Committee meeting.

**14. CLOSED SESSION:**

*Interim City Attorney Jose M. Sanchez 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 Designated Representative: City Manager Robert C. Lawton

Employee Organization: Turlock Associated Police Officers

Employee Organization: Turlock City Employee Association

Employee Organization: Turlock Firefighters Association-Local 2434

Employee Organization: Turlock Management Association-Public Safety

Unrepresented Employees: Accountant, Sr., Administrative Analyst, Administrative Services Director, Assistant to the City Manager for Economic Development/Community Housing, Chief Building Official, City Clerk, Community Housing Program Supervisor, Deputy Director Development Services/Planning, Development Services Director, Development Services Supervisor/City Surveyor, Executive Administrative Assistant/Deputy City Clerk, Executive Administrative Assistant/Municipal Services, Executive Administrative Assistant/Public Safety, Fire Chief, Human Resources Analyst, Sr., Human Resources Manager, Human Resources Technician, Legal Assistant, Municipal Services Deputy Director, Municipal Services Director, Office Assistant I, Parks, Recreation and Public Facilities Director, Parks, Recreation and Public Facilities Manager, Payroll Coordinator, Police Business Unit Supervisor, Police Chief, Principal Civil Engineer, Regulatory Affairs Manager, Transit Manager, Utilities Manager, and Water Quality Control Division Manager.

- 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: (1 case)

**15. REPORTS FROM CLOSED SESSION:**

City Clerk Jennifer Land reported there was no reportable action for the Closed Session Items and noted that Mayor Soiseth and Interim City Attorney Jose Sanchez did not participate in Closed Session Item 14B.

**16. ADJOURNMENT**

Motion by Councilmember Jacob, seconded by Councilmember Bublak, to adjourn the open session of the regular meeting at 7:01 p.m. Motion carried unanimously.

Motion by Councilmember Bublak, seconded by Councilmember Esquer, to adjourn the closed session of the regular meeting at 7:58 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Jennifer Land  
City Clerk