

1. **A. CALL TO ORDER** – Mayor Bublak called the meeting to order at 6:04 p.m.
PRESENT: Councilmembers Becky Arellano, Nicole Larson, Andrew Nosrati, Gil Esquer, and Mayor Amy Bublak.
ABSENT: None

- B. SALUTE TO THE FLAG**

2. **PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:**
 - A. Proclamation: National Volunteer Week, April 7-13, 2019, accepted by Human Resources Manager Sarah Eddy and Police Department Volunteer Coordinator Dara Lopes

Mayor Bublak issued a Proclamation to Police Department Volunteer Coordinator Dara Lopes and Human Resources Manager Sarah Eddy in recognition of National Volunteer Week, April 7-19, 2019.

 - B. Proclamation: Animal Care and Control Appreciation Week, April 7-13, 2019, accepted by Animal Services Supervisor Glenna Jackson

Councilmember Esquer issued a Proclamation to Animal Services Supervisor Glenna Jackson in recognition of Animal Care and Control Appreciation Week, April 7-13, 2019.

 - C. Proclamation: Stanislaus County National Library Week, April 7-13, 2019, accepted by Stanislaus County Library Turlock Branch Supervising Librarian Diane Bartlett

Councilmember Larson issued a Proclamation to Stanislaus County Library Turlock Branch Supervising Librarian Diane Bartlett in recognition of Stanislaus County National Library Week, April 7-13, 2019.

 - D. Proclamation: National Telecommunicators Week, April 14-20, 2019, accepted by Public Safety Communications Supervisor Maribel Rodriguez

Councilmember Arellano issued a Proclamation to Public Safety Communications Supervisor Maribel Rodriguez in recognition of National Telecommunicators Week, April 14-20, 2019.

 - E. Proclamation: Arbor Day, April 17, 2019, accepted by Parks, Recreation and Public Facilities Director Allison Van Guilder

Councilmember Nosrati issued a Proclamation to Parks, Recreation and Public Facilities Director Allison Van Guilder in recognition of Arbor Day, April 17, 2019.

 - F. Appointments: Planning Commission

Mayor Bublak recommended that Ray Souza be appointed to fill a vacancy on the Planning Commission.

City Clerk Jennifer Land clarified the term of this appointment is set to expire on December 31, 2022.

Action: Motion by Councilmember Nosrati, seconded by Councilmember Arellano, Appointing Ray Souza to fill a vacancy on the Planning Commission for a term set to expire on December 31, 2022. Motion carried 5/0 by the following vote:

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

G. Appointments: Parks, Arts and Recreation Commission

Mayor Bublak recommended that Keristofer Seryani be appointed to fill a vacancy on the Parks, Arts and Recreation Commission.

Mayor Bublak also noted that the remaining vacancy on the PARC Commission is in the process of being filling and that the application period for this Commission is now closed.

City Clerk Jennifer Land clarified the term of this appointment is set to expire on December 31, 2021.

Action: Motion by Councilmember Arellano, seconded by Councilmember Nosrati, Appointing Keristofer Seryani to fill a vacancy on the Parks, Arts and Recreation Commission for a term set to expire on December 31, 2021. Motion carried 5/0 by the following vote:

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

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

B. PUBLIC PARTICIPATION

The following members of the public spoke:

Jason Freitas
DJ Fransen
Liz Padilla

Mayor Bublak made an announcement regarding the upcoming Special Meeting scheduled for April 18, 2019 at 6:00 p.m. regarding homelessness.

Mayor Bublak requested Scheduled Matters Item 8A be taken out of order to continue the discussion.

Action: Motion by Councilmember Arellano, seconded by Councilmember Larson to take Schedule Matters Item 8A out of order. Motion carried 5/0 by the following vote:

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

SCHEDULED MATTERS ITEM 8A:

Scheduled Matters Item 8A was agendized at the Special Meeting (scheduled at 5:00 p.m. on this date) as well as this Regular Meeting to allow for continued discussion.

- A. Interim Development Services Director Nathan Bray presented the staff report on the request to adopt a revised list of projects for Fiscal Year 2018-19 funded by SB 1 “The Road Repair and Accounting Act of 2017” AND amend the City of Turlock Fiscal Year 2018-19 SB 1 Road Maintenance and Rehab Fund 219 to accurately reflect the revised list of projects for Fiscal Year 2018-19 funded by SB 1 “The Road Repair and Accounting Act of 2017” as detailed in Attachment “A” AND adopt a list of projects for Fiscal Year 2019-20 funded by SB 1 “The Road Repair and Accounting Act of 2017” AND approve the road rehabilitation strategy that identifies all dedicated road funding sources and identifies the project selection criteria OR provide direction to staff on development of a road rehabilitation strategy that includes all dedicated funding sources for road rehabilitation

Council and staff continued discussion of this item including calculation and evaluation of PCI (pavement condition index), minimum PCI levels and necessary funding to achieve/maintain these levels, a request for the PCI of all streets to be published online, elimination of LTF funding, and criteria/eligibility of project lists.

Mayor Bublak opened public participation.

The following members of the public spoke:

Stanislaus County Supervisor Vito Chiesa

Council, Supervisor Chiesa, and staff discussed the elimination of the LTF funding (as voted/approved by Stanislaus Council of Governments) and how that money is now designated/reserved for transit related projects.

Scott Snyder

Mayor Bublak closed public participation.

Council and staff further discussed the elimination of LTF funding, potentially addressing the decision previously made by StanCOG by requesting Turlock’s portion be returned, the impact on the rate of roadway repairs if able to regain funding, and the local and regional needs of community infrastructure.

Councilmember Arellano introduced a motion directing staff to bring back to the next City Council meeting a letter authorizing staff to contact StanCOG to state the City’s position of no longer having money be held in reserves and be returned to the City. Mayor Bublak seconded the motion.

Action: Motion by Councilmember Arellano, seconded by Mayor Bublak directing staff to bring back to the next City Council meeting a letter authorizing staff to contact StanCOG to state the City’s position of no longer having money be held in reserves and be returned to the City. Motion failed 2/3 by the following vote:

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

Action: **Resolution No. 2019-067:** Adopting a revised list of projects for Fiscal Year 2018-19 funded by SB 1 “The Road Repair and Accounting Act of 2017” as introduced by Councilmember Nosrati, seconded by Councilmember Esquer, and carried 5/0 by the following vote:

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

Resolution No. 2019-068: Amending the City of Turlock Fiscal Year 2018-19 SB 1 Road Maintenance and Rehab Fund 219 to accurately reflect the revised list of projects for Fiscal Year 2018-19 funded by SB 1 “The Road Repair and Accounting Act of 2017” as detailed in Attachment “A” as introduced by Councilmember Nosrati, seconded by Councilmember Esquer, and carried 5/0 by the following vote:

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

Resolution No. 2019-069: Adopting a list of projects for Fiscal Year 2019-20 funded by SB 1 “The Road Repair and Accounting Act of 2017” as introduced by Councilmember Nosrati, seconded by Councilmember Esquer, and carried 5/0 by the following vote:

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

Council and staff discussed road rehabilitation strategies and provided direction to staff to research the following programs and considerations:

- Implementing a pilot program for contracting-out maintenance efforts and potentially freezing the two identified positions for SB 1
- Setting aside a percentage of funding (savings plan) for neighborhood roads

- Aligning the City’s strategy with the most possible pools of grants and available funding sources
- Establishing criteria to determine how roads would qualify for repair (such as roads that do not have safe walking paths to school, sidewalks, or bike routes, are in bad condition, and are highly utilized)
- Establishing a tracking system for residential roads that are not within an assessment district

Staff recommended Council provide direction on the overall road rehabilitation strategy based on project safety and maintenance.

Action: Motion by Councilmember Nosrati, seconded by Councilmember Esquer, directing staff to come back with a strategy that effectively includes the above programs and considerations provided by Council. Motion carried 5/0 by the following vote:

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

*Mayor Bublak recessed the City Council meeting at 8:15 p.m.
 Mayor Bublak reconvened the City Council meeting at 8:20 p.m.*

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

B. DISCLOSURE OF TOP TEN/MAXIMUM CONTRIBUTORS

5. CONSENT CALENDAR:

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

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

- A. **Resolution No. 2019-070:** Accepting Weekly Demands of 2/28/19 in the amount of \$989,028.70; Weekly Demands of 3/14/19 in the amount of \$509,536.56; Monthly Demands of 12/31/18 in the amount of \$2,526,666.45; Monthly Demands of 1/31/19 in the amount of \$863,276.27
- B. **Motion:** Accepting Minutes of the Regular Meeting of March 12, 2019
- C.
 - 1. **Motion:** Approving Amendment No. 2 to an Agreement with AECOM for professional engineering services, increasing the annual not-to-exceed compensation amount to \$1,148,710, for additional design services
 - 2. **Resolution No. 2019-071:** Rescinding Resolution No. 2019-040 and adopting a new Resolution appropriating \$12,884 to account number 410-51-534.43359 “Professional Engineering Services” funded by a transfer from account number 410-51-534.51339 “De-watering Project” and appropriating \$169,766 to account number 420-52-551.43359

“Professional Engineering Services” funded by transfers from account number 420-52-551.51313 “Well Rehabilitation” (\$19,766), account number 420-52-551.51367 “Chlorination of Well Sites (21)” (\$50,000), and account number 420-52-551.51368 “Corp Yard Improvements” (\$100,000) for professional engineering design services for Capital Improvement Projects as detailed in Exhibit A2 to the Resolution

6. FINAL READINGS: None

7. PUBLIC HEARINGS

- A. Assistant to the City Manager for Economic Development/Housing Maryn Pitt presented the staff report on the request to approve the Fiscal Year 2019-2020 Annual Action Plan for the Community Development Block Grant Program (CDBG) and HOME Investment Partnership Program (HOME), authorize submission of the Annual Action Plan to the United States Department of Housing and Urban Development (HUD), approve funding for the Public Service Grant Program, and authorize the City Manager or designee to execute all related and necessary documents

Council and staff discussed this item.

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

Action: **Resolution No. 2019-072:** Approving the Fiscal Year 2019-2020 Annual Action Plan for the Community Development Block Grant Program (CDBG) and HOME Investment Partnership Program (HOME), authorizing submission of the Annual Action Plan to the United States Department of Housing and Urban Development (HUD), approving funding for the Public Service Grant Program, and authorizing the City Manager or designee to execute all related and necessary documents as introduced by Councilmember Esquer, seconded by Councilmember Nosrati, and carried 5/0 by the following vote:

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

- B. Assistant to the City Manager for Economic Development/Housing Maryn Pitt presented the staff report on the request to make no change in the cap on the number of beds that may be permitted under the nondiscretionary permit process within the SB 2 emergency shelter overlay district

Council and staff discussed this item.

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

Action: Motion by Councilmember Nosrati, seconded by Councilmember Esquer, Making no change in the cap on the number of beds that may be permitted under the nondiscretionary permit process within the SB 2 emergency shelter overlay district. Motion carried 5/0 by the following vote:

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

8. SCHEDULED MATTERS:

- A. Scheduled Matters Item 8A was heard earlier in the meeting.
- B. City Manager Robert C. Lawton made a presentation to the City Council regarding Fiscal Year 2018-19 Expenditure Controls including previous General Fund reduction strategies presented to Council at the last meeting (on March 26, 2019), a request from Councilmember Arellano to bring back an additional \$200,000 in reductions, and having identified an additional \$258,000 between salary savings from the Police Department and operational cost reductions from the Fire Department; totaling \$665,000 in General Fund reductions for Fiscal Year 2018-19. City Manager Lawton also provided information regarding department heads consistently working within budget appropriations, expenditure controls in place to keep from overspending the budget, the current budget being a reflection of the policies established by Council, thanked department heads for their efforts, and noted that he and staff are now working on the proposed Fiscal Year 2019-20 budget.

Council and staff discussed this item including deficit spending, exploring additional cost reductions, lack of confidence from the community as it relates to the budget, and increasing communication/reporting throughout the budget process.

Mayor Bublak opened public participation.

The following members of the public spoke:

DJ Fransen

Mayor Bublak closed public participation.

Council and staff further discussed this item including policy statements and resolutions previously approved by Council, exploration of additional cuts or immediate forms of revenue, personnel cuts being a last resort, focusing efforts/strategies on the Fiscal Year 2019-20 budget, and a recommendation to create a subcommittee for the remainder of the fiscal year budget.

Councilmember Esquer introduced a motion recommending Councilmember Nosrati and Councilmember Arellano be appointed to serve on an ad hoc committee to assist with the review of the remaining fiscal year budget. Councilmember Larson seconded the motion.

Action: Motion by Councilmember Esquer, seconded by Councilmember Larson, appointing Councilmember Nosrati and Councilmember Arellano to serve on an ad hoc committee to assist with the review of the remaining fiscal year budget. Motion carried 5/0 by the following vote:

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

C. Presentation to the City Council and request to provide direction to the City Attorney related to the regulation of medicinal and adult-use cannabis

Prior to discussing this item, City Attorney Douglas L. White inquired if this topic is something the City of Turlock wants to revisit and discuss.

Councilmember Esquer introduced a motion that the new seated City Council move forward with the cannabis discussion and revisit the ban policy. Councilmember Nosrati seconded the motion.

Action: Motion by Councilmember Esquer, seconded by Councilmember Nosrati for the new seated City Council to move forward with the cannabis discussion and revisit the ban policy. Motion carried 4/1 by the following vote:

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

City Attorney White presented the staff report on the request to provide direction related to the regulation of medicinal and adult-use cannabis including licensing types, revenue, framework (process and timeline), and litigation (County of Santa Cruz v. Bureau of Cannabis Control regarding delivery regulation).

Council and staff discussed this item including licensing types and limitations, business plan proposals, timelines, zoning locations, potential revenue, money handling process, any potential negative effects this could have on grant funding for public safety, research performed by the previous ad hoc committee, considerations for a new ad hoc committee to develop the City’s business plan regarding this topic and agendizing this topic every two weeks until Council has made a decision, and the application process.

City Attorney White noted that based on feedback received, he would bring an item back for Council direction regarding the licensing types and allowable number and also clarified there is no fee to the City of Turlock for participation in the litigation.

Mayor Bublak opened public participation.

The following members of the public spoke:

- Alexander Maciel
- Zach Drivan
- Tim Yamashita
- DJ Fransen

Bill DeHart
Mike Warda

Councilmember Esquer stepped down from the dais at 10:28 p.m.
Councilmember Esquer returned to the dais at 10:30 p.m.

Mayor Bublak closed public participation.

9. STAFF UPDATES

1. Administrative Services
 - a. Economic Development

Assistant to the City Manager for Economic Development/Housing Maryn Pitt provided information regarding economic development in Turlock.

Administrative Services Director Kellie Jacobs-Hunter presented information regarding sales tax received for the first two quarters of Fiscal Year 2018-19.

Council and staff discussed this item.

2. Development Services Department
 - a. Capital Projects, Building Activity, Transit, and Measure L

Interim Development Services Director Nathan Bray provided an update regarding building permit activity and Measure L project status updates.

Council and staff discussed this item.

3. Fire Department – No update provided.

4. Municipal Services Department
 - a. Drinking Water System Update

Municipal Services Director Michael Cooke presented an update regarding drinking water resources in Turlock.

Council and staff discussed this item.

5. Parks, Recreation and Public Facilities – No update provided.

6. Police Department – No update provided.

10. CITY MANAGER COMMENTS: None

11. NON-AGENDA ITEMS: None

12. COUNCIL ITEMS FOR FUTURE CONSIDERATION: None

13. COUNCIL COMMENTS:

Councilmember Esquer inquired if the City has a method or process for ensuring all businesses in Turlock obtain a business license.

Councilmember Esquer spoke regarding concerns he has received from downtown businesses regarding an ordinance (limitations) on power/pressure washing foyer areas.

Councilmember Arellano spoke regarding a recent meeting between the City and Stanislaus County, the County having committed additional dollars to the City of Turlock to help mitigate homelessness issues, and noted she will be working with staff to bring back an associated item/plan at the upcoming Special Meeting scheduled for April 18, 2019.

Councilmember Nosrati spoke regarding the upcoming Special Meeting scheduled for April 18, 2019 regarding homelessness, provided information regarding his workgroup's (Housing) efforts, recommendations, and goals, and encouraged community involvement.

Councilmember Larson spoke regarding her upcoming workgroup (Community Engagement) meeting scheduled for April 17, 2019, her recent attendance at a Diversity and Inclusion Task Force meeting, noted California State University Stanislaus (CSUS) is going to incur the printing cost for the Not in Our Town posters, and encouraged volunteers to hang the posters.

Mayor Bublak spoke regarding her recent trip to Sacramento for meetings with various officials to pursuit ideas regarding economic developments, roads, and water.

Mayor Bublak recommended the City Manager pick six to eight people from the community to assist with transparency and education of the community as it relates to the Fiscal Year 2019-20 budget.

Councilmember Nosrati commented on Mayor Bublak's statement "on my dime" as it relates to Council travel at their own expense.

14. CLOSED SESSION:

City Attorney Douglas L. White introduced the Closed Session Item.

- 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, Information Technology Manager, 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.

15. REPORTS FROM CLOSED SESSION:

City Clerk Jennifer Land reported for Closed Session Item 14A that Council provided direction to staff.

16. ADJOURNMENT

Motion by Councilmember Esquer, seconded by Councilmember Arellano, to adjourn the regular meeting at 11:50 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

Jennifer Land
City Clerk