

**0. A. CALL TO ORDER** – Mayor Bublak called the meeting to order at 6:02 p.m.

**B. SALUTE TO THE FLAG**

*Mayor Bublak announced the City Council meeting is open to the public, following the current State of California public health guidance and State-imposed requirements for attending in-person.*

*Mayor Bublak also announced the meeting is being conducted via the Zoom system and streamed on the City’s website, YouTube, & Spectrum Channel 2.*

*Lastly, Mayor Bublak announced that members of the public will be given the opportunity to address the Council during public participation as well during the presentation of public hearing/discussion items and noted the Interim City Clerk will provide additional details once we near the public participation section of the meeting.*

**C. ROLL CALL:**

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**PRESENT:** Councilmembers Nicole Larson, Andrew Nosrati, Pam Franco, Rebecka Monez, and Mayor Amy Bublak.

**ABSENT:** None

**D. DECLARATION OF CONFLICTS:** None

**1. CLOSED SESSION:**

*The Closed Session item(s) for this meeting have been agendized and will be heard toward the latter part of the meeting.*

**2. APPROVAL OF AGENDA AS POSTED OR AMENDED**

This is the time for the City Council to remove items from the agenda or to change the order of the agenda. Matters may be taken up out of order of the established agenda by a four-fifths vote of the City Council.

Mayor Bublak announced Public Hearing Item 8A has been continued to the July 13, 2021 Council meeting and Action Item 9C has been removed from the agenda.

**Action:** Motion by Councilmember Monez, seconded by Councilmember Franco, Approving the agenda as amended. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**3. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS, AND BRIEFINGS:**

- A. Proclamation: In Honor of Equality, Inclusion, Acceptance and Toleration, and of the Defense of these Ideals

Council read a proclamation recognizing June 2021 as “EQUALITY, INCLUSION, ACCEPTANCE, AND TOLERATION MONTH” and July 2021 as “THE DEFENSE OF AMERICAN LIBERTIES MONTH”

- B. Briefing: COVID-19 Update, presented by Interim Fire Chief Gary Carlson

Interim Fire Chief Gary Carlson provided an update regarding COVID-19 including June 15<sup>TH</sup> having ended the blueprint for a safer economy and lifted most of the guidelines, City has begun processing special event permits, exceptions for mask guidelines in hospitals, homeless shelters, and long term care facilities, and requirements for unvaccinated people, positivity rate and percentage have decreased, demand for vaccines continues to slow (all 3 vaccines are readily available in Turlock and mobile clinics available in Stanislaus County), cases continue to decline, and the mortality rate and hospitalization is down.

*Interim City Clerk Allison Martin announced that members of the public will be given the opportunity to address Council on items that are within the subject matter jurisdiction of the City Council and on any item on tonight’s agenda. For items listed on the agenda, we ask that you please defer your comments until that item is heard by the Council. For members of the public participating in-person and who are interested in addressing the Council, please raise your hand once the Mayor opens public comment and before she closes public comment. For members of the public participating remotely, please press the “raise hand” feature on your screen or press \*9 from your telephone keypad.*

*Members of the public participating in-person will be called upon first and then we will move to those participating remotely. For those participating remotely, they will hear an automated prompt indicating their line has been unmuted – and that is when their comment period will begin. Please be aware, for those participants who have accessed the meeting through the phone number provided on the agenda, their personal phone numbers will be displayed publicly.*

*Lastly, we request members who choose to address the Council to please state their first and last name in the event any follow up is needed; however, this is not mandatory.*

**4. PUBLIC PARTICIPATION:**

The following members of the public spoke:

Joe DiGrazia from Westside Ministries  
Ron Bridegroom  
Wendy Byrd, National Association for the Advancement of Colored People (NAACP)  
Vito Chiesa, Stanislaus County Supervisor  
Jon Grammatico  
Ramon Rodriguez  
Gil Esquer  
Marissa Seaman

**5. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE**

**Action:** Motion by Councilmember Franco, seconded by Councilmember Monez, Waiving reading of all Ordinances on the agenda, except by title. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**6. CONSENT CALENDAR:**

*Mayor Bublak announced at the request of a member of public Consent Calendar Item 6B would be removed for separate consideration.*

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

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- A. **Resolution No. 2021-110:** Accepting Weekly Demands of 5/27/21 in the amount of \$5,111,372.39; Weekly Demands of 6/3/21 in the amount of \$1,461,388.94; Monthly Demands of 4/30/21 in the amount of \$1,163,943.31
- B. *Removed for separate consideration.*
- C. **Resolution No. 2021-111:** Approving a Memorandum of Understanding (MOU) between the Stanislaus Council of Governments (StanCOG) and the City of Turlock and the Stanislaus Regional Transit Authority (StanRTA) for the implementation of the Low Carbon Transit Operations Program (LCTOP) Regional Free Fare Days Project and authorizing the City Manager to execute the MOU and any additional documents required to fully implement the Project
- D. **Motion:** Awarding bid and approving an agreement in the amount of \$4,560,865 (Fund 410) with Pacific Infrastructure Corporation of Pleasanton, California, for City Project No. 20-032 "Chemical System Upgrades Project at RWQCF"
- E.
  - 1. **Resolution No. 2021-112:** Approving the Engineer's Report for Fiscal Year 2021-22 for all Landscaping and Lighting Assessment Districts and all Street Maintenance Benefit Assessment Areas in the City of Turlock
  - 2. **Resolution No. 2021-113:** Declaring the City Council's intention to levy and collect assessments for Fiscal Year 2021-22 for all Landscaping and Lighting Assessment Districts and all Street Maintenance Benefit Assessment Areas in the City of Turlock
- F.
  - 1. **Motion:** Extending the Agreement between the City of Turlock and the Stanislaus County Abandoned Vehicle Abatement Program, for a period of ten (10) years
  - 2. **Resolution No. 2021-114:** Authorizing the extension of the Abandoned Vehicle Abatement Program until April 30, 2032
- G. **Resolution No. 2021-115:** Approving modifications to the job descriptions for the positions of Purchasing Coordinator and Purchasing Coordinator-Trainee, and creation of a new job description for the position of Purchasing Supervisor, effective June 22, 2021

- H. **Resolution No. 2021-116:** Approving modifications to the job descriptions for the positions of Accountant I and Accountant II; modifications to and retitling the Senior Accountant job description to Principal Accountant; and approving the new job description for Accountant III, effective June 22, 2021
  - I. **Resolution No. 2021-117:** Reaffirming the Director of Emergency Services Proclamation of Existence of a Local Emergency in response to COVID-19
  - J. **Motion:** Declaring the Intention to Order Annexation No. 29 for the property located at 439 Wayside Drive (Stanislaus County APN 042-014-002) to Existing Community Facilities District No. 2 (Services Mitigation)
  - K. **Resolution No. 2021-118:** Approving revisions to the job description for the position of City Clerk, effective June 22, 2021
- 6B. **Resolution No. 2021-119:** Adopting a list of projects and expenses for Fiscal Year 2021-22 funded by Senate Bill 1 (SB 1) "The Road Repair and Accountability Act of 2017"

Mayor Bublak opened public participation.

The following members of the public spoke:

Ron Bridegroom

Mayor Bublak closed public participation.

Staff provided brief comment in response to public comment.

Council discussed this item.

**Action:** Resolution: Adopting a list of projects and expenses for Fiscal Year 2021-22 funded by Senate Bill 1 (SB 1) "The Road Repair and Accountability Act of 2017" as introduced by Councilmember Monez, seconded by Councilmember Larson, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**7. FINAL READINGS:**

- A. **Ordinance:** Amending the Turlock Municipal Code Title 6, Chapter 7, regarding water conservation and education in accordance with Department of Water Resources' (DWR) new requirements for urban water suppliers to adopt a Water Shortage Contingency Plan (WSCP) and adding Title 6, Chapter 7, Section 414 to add a hand watering exemption

Mayor Bublak opened public participation.

The following members of the public spoke:

Cheryl Reiland  
Milt Triewailer

Frank Johnson  
Ron Bridegroom

Mayor Bublak closed public participation.

Staff provided brief comment in response to public comment.

Council and staff discussed this item.

**Action:** **Ordinance No. 1286-CS**, Motion by Councilmember Nosrati, seconded by Councilmember Larson, Amending the Turlock Municipal Code Title 6, Chapter 7, regarding water conservation and education in accordance with Department of Water Resources' (DWR) new requirements for urban water suppliers to adopt a Water Shortage Contingency Plan (WSCP) and adding Title 6, Chapter 7, Section 414 to add a hand watering exemption as introduced at the June 8, 2021 City Council meeting was passed and adopted 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**8. PUBLIC HEARINGS:**

A. Item continued to the July 13, 2021 City Council meeting.

Mayor Bublak opened the public hearing.

The following members of the public spoke:

Milt Trieweiler  
Ron Bridegroom

Mayor Bublak closed the public hearing.

**9. ACTION ITEMS:**

A. Community Housing Program Supervisor Maria Ramos presented the staff report on the request to Approve the eight (8) Annual Funding Agreements between the City of Turlock and each of the HOME Consortium sub-recipients for the purpose of undertaking HOME eligible housing assistance activities pursuant to Title II of the Cranston-Gonzales National Affordable Housing Act of 1990 for FY 2021-2022 in the amount of \$1,468,808

Council and staff discussed this item.

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

**Action:** Motion by Councilmember Larson, seconded by Councilmember Nosrati, Approving the eight (8) Annual Funding Agreements between the City of Turlock and each of the HOME Consortium sub-recipients for the purpose of undertaking HOME eligible housing assistance activities pursuant to Title II of the Cranston-Gonzales National Affordable Housing Act of 1990 for FY 2021-2022 in the amount of \$1,468,808. Motion carried 3/2 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	No	No	Yes

B. Interim Development Services Director Nathan Bray presented the staff report on the request to Appropriate \$200,000 to account number 301-50-520.51300 “Construction Repairs/Improvements” to be funded via a transfer from Fund 117 “Cannabis Fund” unallocated reserves to provide necessary funding for City Project No. 19-51 “Columbia Pool Improvements” AND Approve a Professional Services Agreement with O’Dell Engineering, of Modesto, California, in the amount of \$148,530 for professional design services for City Project No. 19-51 “Columbia Pool Improvements”

Council and staff discussed this item, including concerns with the proposed appropriation amount and lack of detail within the report regarding the scoring of the RFP.

Mayor Bublak opened public participation.

The following members of the public spoke:

Ron Bridegroom  
Cheryl Reiland

Mayor Bublak closed public participation.

Council and staff provided brief comment in response to public comment.

Councilmember Monez introduced a modified motion to continue this item to the July 13, 2021 City Council meeting. Councilmember Franco seconded the modified motion.

**Action:** Motion by Councilmember Monez, seconded by Councilmember Franco, continuing this item to the July 13, 2021 City Council meeting. Motion carried 4/1 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	No	Yes	Yes	Yes

C. Item removed from the agenda.

- D. Community Housing Program Supervisor Maria Ramos presented the staff report on the request to Approve the funding allocation for the Public Service Grant Agreements with the six (6) nonprofit agencies for fiscal year 2021-2022 funded with Community Development Block Grant Program (CDBG) funds and authorizing City Manager or designee to execute all related and necessary documents

Council and staff discussed this item.

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

Council and staff further discussed this item.

**Action:** Motion by Councilmember Franco, seconded by Councilmember Larson, Approving the funding allocation for the Public Service Grant Agreements with the six (6) nonprofit agencies for fiscal year 2021-2022 funded with Community Development Block Grant Program (CDBG) funds and authorizing City Manager or designee to execute all related and necessary documents. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- E. Human Resource Analyst, Sr. Jessie Dhami presented the staff report on the request to Authorize the issuance of a Request for Proposal (RFP) to conduct an executive recruitment for the position of City Manager, Chief of Police, Fire Chief, Development Services Director, and Municipal Services Director AND Authorize the Mayor to enter into a professional services agreement with a recruitment firm to conduct an executive recruitment for the position of City Manager, Chief of Police, Fire Chief, Development Services Director, and Municipal Services Director in an amount not to exceed \$100,000 AND Appropriate \$100,000 from Fund 110 "General Fund" unassigned reserves to account number 110-10-109.43060\_039 "Contract Services Executive Recruitments" for the retention of a recruitment firm to conduct an executive recruitment for the position of City Manager, Chief of Police, Fire Chief, Development Services Director, and Municipal Services Director

Council and staff discussed this item, including an inquiry regarding the designated signing authority of the Mayor.

Mayor Bublak opened public participation.

The following members of the public spoke:

Robert Puffer

Mayor Bublak closed public participation.

Council and staff further discussed this item, including recruiting for a City Manager first and then having the new City Manager facilitate the recruitment of the other positions, discounted pricing associated with combined recruitments, and designated signing authority.

Councilmember Larson introduced a modified motion for the second action to authorize the Interim City Manager and Interim City Attorney to enter into a professional services agreement with a recruitment firm. Councilmember Monez seconded the modified motion.

**Action:** Motion by Councilmember Larson, seconded by Councilmember Monez, Authorizing the issuance of a Request for Proposal (RFP) to conduct an executive recruitment for the position of City Manager, Chief of Police, Fire Chief, Development Services Director, and Municipal Services Director. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

Motion by Councilmember Larson, seconded by Councilmember Monez, Authorizing the Interim City Manager and Interim City Attorney to enter into a professional services agreement with a recruitment firm to conduct an executive recruitment for the position of City Manager, Chief of Police, Fire Chief, Development Services Director, and Municipal Services Director in an amount not to exceed \$100,000. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**Resolution No. 2021-120:** Appropriating \$100,000 from Fund 110 “General Fund” unassigned reserves to account number 110-10-109.43060\_039 “Contract Services Executive Recruitments” for the retention of a recruitment firm to conduct an executive recruitment for the position of City Manager, Chief of Police, Fire Chief, Development Services Director, and Municipal Services Director as introduced by Councilmember Larson, seconded by Councilmember Monez, and carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

- F. Interim Development Services Director Nathan Bray presented the staff report on the request to Approve the updated five-year Capital Improvement Program (CIP) for the City of Turlock for Fiscal Years 2021-22 through 2025-26

Council and staff discussed this item, and directed staff to research the plausibility of maintenance/repairs of facilities or items to be donated to the City.

Mayor Bublak opened public participation.

The following members of the public spoke:

Ron Bridegroom

Mayor Bublak closed public participation.



Staff provided brief comment in response to public comment.

**Action:** Motion by Councilmember Monez, seconded by Councilmember Larson, Approving the updated five-year Capital Improvement Program (CIP) for the City of Turlock for Fiscal Years 2021-22 through 2025-26. Motion carried 5/0 by the following vote:

Councilmember Larson	Councilmember Nosrati	Councilmember Franco	Councilmember Monez	Mayor Bublak
Yes	Yes	Yes	Yes	Yes

**10. CITY MANAGER REPORTS/UPDATES:**

- A. Fire Department
  - 1. Public Safety Briefing

A written staff update was included in the agenda packet.

- B. Police Department
  - 1. Public Safety Briefing

A written staff update was included in the agenda packet.

- C. Municipal Services
  - 1. Monthly Departmental Update

A written staff update was included in the agenda packet.

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

Mayor Bublak requested the City Manager salary scale be agendized at the next City Council meeting (less 5%).

**12. COUNCILMEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS:**

Councilmember Larson spoke regarding her recent attendance at a meeting for the refugee population with Interim Chief Williams.

Councilmember Nosrati spoke about having asked the City Council on multiple occasions if they had the desire to agendize an item at a future meeting regarding the 4<sup>th</sup> of July fireworks show/parade event; however, the matter was not agendized.

Councilmember Franco requested an update on the American Recovery Act money (to be) received and also requested the funds be set aside in a separate account.

Councilmember Monez encouraged individuals to vote for the Westside Ministries' Westside Food Literacy Program in the Hometown Proud Grant Program contest.

Mayor Bublak spoke regarding the 4<sup>th</sup> of July fireworks event not having been put on by the City in past years and noted her and Councilmember Franco are trying to work on a tentative event for the community and also spoke about having asked Councilmember Franco and Councilmember Monez

to sit on an ad hoc committee regarding the unsheltered homeless with a report back to the City Council in approximately 45 days.

**13. CLOSED SESSION:**

*Interim City Clerk Allison Martin introduced the Closed Session Item(s).*

- A. Threat to Public Services or Facilities, Cal. Gov't Code §54957(a)  
*"This chapter shall not be construed to prevent the legislative body of a local agency from holding closed sessions with the Governor, Attorney General, district attorney, agency counsel, sheriff, or chief of police, or their respective deputies, or a security consultant or a security operations manager, on matters posing a threat to the security of public buildings, a threat to the security of essential public services, including water, drinking water, wastewater treatment, natural gas service, and electric service, or a threat to the public's right of access to public services or public facilities."*  
Consultation with: Interim Fire Chief Gary Carlson and Interim City Attorney George A. Petrulakis
- 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: 3500 North Quincy Road, Denair, CA (APN No. 073-009-014-000)  
Agency Negotiator: City Engineer Nathan Bray, P.E.  
Negotiating Parties: Good Shephard Lutheran Church (Ron Youngdale [Pastor] and Charles Jahn [Congregational President], City of Turlock  
Under Negotiation: Price and terms of payment for the purchase of property in fee
- C. 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: Interim City Manager Sarah Eddy  
Employee Organization: Turlock Associated Police Officers  
Employee Organization: Turlock City Employees 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, Finance Director, 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, Roads Program Manager, Transit Manager, Utilities Manager, and Water Quality Control Division Manager.

- D. Liability Claims, Cal. Gov't Code §54956.95  
"For the purposes of [Section 54956.9], 'existing facts and circumstances' shall consist only of one of the following: The receipt of a claim pursuant to the Government Claims Act (Division 3.6 (commencing with Section 810) of Title 1 of the Government Code) or some other written communication from a potential plaintiff threatening litigation, which claim or communication shall be available for public inspection pursuant to Section 54957.5."  
Claimant: Gavlani, Nelson  
Agency Claimed Against: City of Turlock
- E. Liability Claims, Cal. Gov't Code §54956.95  
"For the purposes of [Section 54956.9], 'existing facts and circumstances' shall consist only of one of the following: The receipt of a claim pursuant to the Government Claims Act (Division 3.6 (commencing with Section 810) of Title 1 of the Government Code) or some other written communication from a potential plaintiff threatening litigation, which claim or communication shall be available for public inspection pursuant to Section 54957.5."  
Claimant: Rojasbravo, Patricia  
Agency Claimed Against: City of Turlock
- F. Liability Claims, Cal. Gov't Code §54956.95  
"For the purposes of [Section 54956.9], 'existing facts and circumstances' shall consist only of one of the following: The receipt of a claim pursuant to the Government Claims Act (Division 3.6 (commencing with Section 810) of Title 1 of the Government Code) or some other written communication from a potential plaintiff threatening litigation, which claim or communication shall be available for public inspection pursuant to Section 54957.5."  
Claimant: Espinoza, Carlos  
Agency Claimed Against: City of Turlock
- G. 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 Case: (2 cases)

**14. REPORTS FROM CLOSED SESSION:**

Interim City Attorney George A. Petrulakis reported for Closed Session Item 13D (Claim Filed Against the City by Nelson Gavlani) the City Council by a 5/0 vote rejected this claim for damages.

Interim City Attorney George A. Petrulakis reported for Closed Session Items 13A, 13B, 13C, 13E, 13F and 13G there was no reportable action.

**15. ADJOURNMENT**

Mayor Bublak adjourned the regular meeting at 9:54 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Allison Martin, Interim City Clerk