
B. STAFF UPDATES

1. Capital Projects and Building Activity (*Pitcock*)
2. Tow Contract Updates (*Nielsen*)
3. Park Activity (*Nielsen*)
4. Summer Recreation Program Highlights (*Van Guilder*)

C. PUBLIC PARTICIPATION

This is the time set aside for members of the public to directly address the City Council on any item of interest to the public, before or during the City Council's consideration of the item, that is within the subject matter jurisdiction of the City Council. You will be allowed three (3) minutes for your comments. If you wish to speak regarding an item on the agenda, you may be asked to defer your remarks until the Council addresses the matter.

No action or discussion may be undertaken on any item not appearing on the posted agenda, except that Council may refer the matter to staff or request it be placed on a future agenda.

4. A. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS

5. CONSENT CALENDAR

Information concerning the consent items listed hereinbelow has been forwarded to each Councilmember prior to this meeting for study. Unless the Mayor, a Councilmember or member of the audience has questions concerning the Consent Calendar, the items are approved at one time by the Council. The action taken by the Council in approving the consent items is set forth in the explanation of the individual items.

- A. Resolution: Accepting Demands of 8/15/13 in the amount of \$2,513,836.22; Demands of 8/22/13 in the amount of \$2,315,161.48
- B. Motion: Accepting Minutes of Regular Meeting of August 27, 2013; Minutes of Special Meeting of August 27, 2013
- C.
 1. Motion: Making the determination that City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane," is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15303 (New Construction or Conversion of Small Structures) or 15304 (Minor Alterations of Land) or 15332 (Infill Development Projects) of the CEQA Guidelines and
 2. Motion: Awarding bid and approving an agreement in the amount of \$368,324 (Fund 215) with George Reed Inc., of Modesto, California, for City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane"
 3. Resolution: Appropriating \$10,000 to account number 215-40-420.38001_189 "Transfer from Fund 217 – GSB/Del's TS" to be funded via a transfer of Section 2103 Gas Tax Monies from Fund 217 "Gas Tax Fund" for City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane"
- D. Resolution: Authorizing the City Manager to sign all documents related to merging APN Nos. 042-010-003, 021, 022 & 023, City Project No. 12-60A, "Turlock Public Transit Center Phase 2"
- E. Motion: Approving Amendment No. 4 to the agreement with Carollo Engineers increasing the total compensation by \$26,208 to provide pipeline video inspection services for City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline"

-
- F. Resolution: Approving an amendment to the Fiscal Year 2013-14 Budget to appropriate \$9,840 to account number 305-40-442.43270 "General Plan Update" from Capital Facility Fee Administrative Reserves to prepare Final Cost Estimates for Roadway Projects for the update to the City's Capital Facility Fee Program
- G. Resolution: Approving an amendment to the Fiscal Year 2013-14 Budget to re-appropriate \$72,700 to account number 305-40-444.47086 "Morgan Ranch Master Plan" from unspent funds from the prior Fiscal Year (2012-13) Budget to cover the consultant costs associated with preparation of the Morgan Ranch Master Plan
- H. 1. Resolution: Approving an amendment to appropriate Grant revenues and expenses to revenue account number 110-40-400.34400 "Proposition 84 Fiscal Tool Grant" and expenditure account number 110-40-400.43055_004 "Consultant Proposition 84 Fiscal Tool Grant," in the amount of \$20,000 in Fiscal Year 2013-14
2. Motion: Approving Amendment No. 3 to extend the term of the Professional Services Agreement between the City of Turlock and AECOM Technical Services, Inc., from June 30, 2013 to October 30, 2013, to develop a countywide financial model for the ten jurisdictions in Stanislaus County and the financial evaluation of the Turlock General Plan Update Scenarios
- I. 1. Motion: Approving a Professional Services Agreement between the City of Turlock and Provost & Pritchard Professional Services for PCE Remediation System Optimization and Groundwater Monitoring and Reporting in Downtown Turlock, in an amount not to exceed \$172,810 from Fund 420-52-550-43504 "PCE Monitoring and Remediation" (Water Enterprise)
2. Resolution: Appropriating \$252,070 to account number 420-52-550-43504 "PCE Monitoring and Remediation" to be funded by revenue received in account number 420-52-550-35507 "PCE Recovery" from an award of funds from the Cleanup and Abatement Account by the State Water Resources Control Board for the purpose of PCE Remediation System Optimization and Groundwater Monitoring and Reporting in Downtown Turlock
- J. Resolution: Approving the amended Parks, Recreation and Public Facilities part-time employee wage scale for Fiscal Year 2013-14
- K. Resolution: Authorizing the release of property from Police Property and Evidence for City acquisition and auction through PropertyRoom.com
- L. Resolution: Approving the donation of three (3) police canine vehicle backseat inserts to the Lindsay (California) Department of Public Safety
- M. Resolution: Appropriating \$6,666 to account number 240-00-000-200.44010_006 "Computer-New World Software Licenses" from Fund 240 "Small Equipment Replacement-General Administration" reserve balance for the purchase of additional Financial Management and Utility Management software licenses
- N. Resolution: Appropriating \$46,726 to account number 110-10-112.43100_001 "Insurance Property" from Fund 110 "General Fund" reserve balance for coverage for the Public Safety Facility
- O. Resolution: Re-appropriating unspent funds from Fiscal Year 2012-13 of \$55,668 to account number 506-00-000-231.48001_091 "Transfers Out to Fund 215 Sweep/Maintenance Vac Vehicle" from Fund 506 "Vehicle/Equipment Replacement Fund-Streets" reserve balance for the local match required to fully fund the purchase associated with City Project No. 11-18 "Purchase of CNG Street Sweeper CML-5165(063)"
- P. Resolution: Cancelling the City Council meeting scheduled for Tuesday, November 26, 2013
- Q. Motion: Rejecting Claim for Damages filed by Roni Roberts
- R. Motion: Rejecting Claim for Damages filed by Nicholas and Elizabeth Schuller

6. FINAL READINGS: None

7. PUBLIC HEARINGS: None

8. SCHEDULED MATTERS:

- A. Request to affirm the City Manager's action of having mailed a letter in opposition to SB 594 which would prohibit local government organizations to take positions on ballot measures that affect their members. (*Pitt*)

Recommended Action:

Resolution: Affirming the City Manager's action of having mailed a letter in opposition to SB 594 which would prohibit local government organizations to take positions on ballot measures that affect their members

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION

10. COUNCIL COMMENTS

Councilmembers may provide a brief report on notable topics of interest. The Brown Act does not allow discussion or action by the legislative body.

11. CLOSED SESSION

- A. Conference with Real Property Negotiators, Cal. Gov't Code §54956.8
Property: 1525 Dianne Drive, APN 089-019-005
Agency Negotiators: Roy Wasden
Negotiating Parties: Turlock Real Estate Investors, LLC
Under Negotiation: Price and Terms of Payment

- B. Conference with Labor Negotiators, Cal. Gov't Code §54957.6
Agency Negotiators: Roy W. Wasden/Dave Young
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., Assistant to the City Manager for Economic Development/Community Housing, Community Housing Program Supervisor, Deputy Development Services Director/Planning, Development Services Director/City Engineer, Development Services Supervisor/City Surveyor, Executive Assistant to the City Manager/City Clerk, Finance Customer Service Supervisor, Fire Chief, Human Resources Manager, Human Resources Technician, Legal Assistant, Municipal Services Director, Municipal Services Deputy Director, Payroll Coordinator, Principal Civil Engineer, Regulatory Affairs Manager, Secretary/Deputy City Clerk, Executive Administrative Assistant/Public Safety, Technical Services Manager, Utilities Manager, Water Quality Control Division Manager

12. ADJOURNMENT

MAYOR'S ECONOMIC DEVELOPMENT TASK FORCE

(Standing Committee)

APPLICANTS	
Sergio Alvarado	Rich Borba
Mike Brem	Michael Camara
Jeff Chapman	Matthew Davoodian
Jaskaran S. Dhesei	Eric Gonsalves
Julio Hallack	Benjamin Hector
Jennifer Helzer	Diana Lynn Kaysen
Yates McCallum	Richard Mowery
Ryan Newburg	Jessie Orosco
Gil Perez	Jim Reape
Jeremy Rocha	Ram Saini
Jim Shade	Sharon Silva
Jan Tucker	Anokeen Varani

COUNCIL APPOINTEES	
Chris Borovansky	By Councilmember White
Kris Klair	By Councilmember Nascimento
Lawrence (Larry) Smith	By Councilmember DeHart
Ed Yonan	By Councilmember Bublak

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AUG 15 2013

Office of the City Clerk Name: Sergio A. Alvarado



Address: _____

Phone: _____

Email: _____

CITY OF TURLOCK APPLICATION
to the
"MAYOR'S ECONOMIC DEVELOPMENT TASK FORCE"
(Due to City Clerk's Office August 16, 2013 at 5:00 p.m.)

Thank you for your application to serve on this task force. Please familiarize yourself with City of Turlock Economic Development Task Force Proposal and Resolutions 13--XX prior to completing this application.

These documents are available on the City of Turlock website under Council agenda and Reports at www.turlock.ca.us.

The Mayor and Council will discuss applications to this task force during the August 27, 2013 meeting and will make appointments at that time. There will be no interviews prior to appointment. To assist the Mayor and Council's discussion, please review and complete this application.

The purpose of this task force is to:

- a. evaluate the kinds of projects and programs of the past or currently underway and make recommendations regarding whether and how they should be continued;
- b. evaluate potential new programs, projects and strategies that could be included in the City of Turlock 2013 Economic Development Strategic Plan;
- c. evaluate and make recommendations on potential new ideas or programs; and
- d. Communicate and promote the above to City Council and the citizens of Turlock via public meetings, web based discussions, and other means.

1. What kind of property interest do you (or the entity that you represent) have in the City of Turlock?

- Resident (Owner) _____
- Resident (Tenant) _____
- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

Enterprise zones are job creators, and have stood through the recent economic downturn. Turlock's own Business Incentive Program has worked wonders and I'm very glad to see it continue.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

A stagnant tax base. We must seek out new retail and non-retail companies to come to Turlock, "Destination retailers" where people must come to Turlock for a certain store, would certainly help. Also, manufacturing and distribution centers also add to Turlock's tax base.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes. I update the council on what we are currently doing on the Turlock City Arts Commission, so with the right knowledge I can be a useful advocate for the Economic Development Task force.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

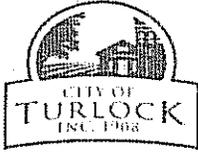
Unfortunately, none. But I hope to acquire some of those skills here and combined with some ideas I have and in process, it can make Turlock thrive even more!

7. What unique skills or perspective would you bring to this panel?

I grew up in a community where they have put programs like this into place and the results were amazing. They landed Distribution centers for Patterson Dental and Best Buy as well as manufacturing for Ruiz Food products and Odwalla Juice. I would love to bring in a super retailer like IKEA or Fry's to our community. I plan on staying in Turlock for a long time so I would like to see the town grow and prosper even more.

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156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us

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AUG 16 2013

Office of the
City Clerk

Name: Rich Borba

Address: _____

Phone: _____

Email: _____

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- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

I was City of Turlock representative for SCEDCO (now the Alliance) for 4 years.

Served of Board of Chamber of Commerce & Downtown Association. 20 years working with businesses on risk management, labor, energy, regulatory issues.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years? Manifold; Infrastructure, regulatory, education, energy & water. Find a way to fund infrastructure. Develop program where schools work with business to provide skills employers covet & need. Reform regulations that don't achieve intended results and are cost prohibitive. Leverage our energy advantages to grow core industries & attract new ones.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014? Yes!

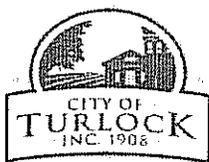
6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind? 20 years experience of marketing and finance. I have started and/or assisted in starting numerous business. Worked on business retention with Stanislaus County Economic Development Corp and Chamber of Commerce

7. What unique skills or perspective would you bring to this panel?

My passion is identifying economic reasons business and communities succeed (or fail) along with advocating principles that lead to improved economic growth and increased standards of living for everyone. Also I have 20 years working with elected officials, public servants & business advocates. I am solution oriented to work with groups to find common sense solutions that can be implemented rapidly.

*RETURN TO: CITY CLERK'S OFFICE,
156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us*

Rich W. Borba



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Name: Mike Brem
AUG 20 2013

Address:

Phone:

Email:

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- Merchant
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3. Tell us about your knowledge of economic development programs and projects.
I started a business in Turlock from scratch, so I know how a business runs, what it needs to expand and the criteria for locating a business in a new area.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

1. Balancing jobs with residential growth. Residential development without commensurate job creation is a zero sum game. We must find ways to attract good paying jobs and have the majority of the people with these jobs reside in Turlock.
2. Fiscal stability – how do we match the financial needs of the city with revenues?
3. Sticking with our General Plan. There will be pressures from developers to work around the General Plan to their advantage.
4. Continue to make Turlock a nice place to live.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

No problem. I have served on numerous boards and commissions and can make the time as required.

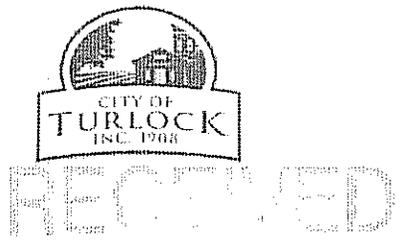
6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

Started and managed a growing business for over 20 years. I have served on the boards of several companies and know business very well. I am also familiar with Economic Development zones as our company has taken advantage of the EZ in Turlock.

7. What unique skills or perspective would you bring to this panel?

I have experience in planning, business and working with and leading diverse groups. I have also developed and implemented many strategic plans. I have served on the Planning Commission in Turlock for 12 years.

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156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us**



AUG 6 2013

City of Turlock
Administration Services

Name: Michael Camara

Address: _____ Dr.

Phone: _____

Email: m _____

CITY OF TURLOCK APPLICATION

to the

“MAYOR’S ECONOMIC DEVELOPMENT TASK FORCE”

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- Resident (Owner) _____
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- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

Until about 2008, I primarily studied national and state level development programs: I find the thorough consideration of socio economic costs vs. benefits and program impact analysis across disparate groups enjoyable: urban/rural populations, public/private sector, and vendor/client relationships. My interest in local economic development policy has grown considerably since 2008. Although not immune, Turlock withstood the effects of the devastating financial crisis and housing bubble pop superbly. While other California communities: Stockton, Vallejo, San Bernardino, Mammoth Lakes, and nearly Atwater, fell to bankruptcy, Turlock managed the stress (sans Mervyns, Borders, Longs...all strategic vacancies that have since been filled). Incentive programs that support business creation in downtown vacancies by providing \$1,000 grants are novel development strategies that specifically target local problems.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Turlock has done historically well when compared to her neighboring Stanislaus County communities: in relative terms the city is clean, crime is low, educational systems are valued and respected, housing prices have steadily rebounded from 2009 lows, and local governance is viewed favorably (possibly due to a willingness towards cooperative transparency and fiscal prudence).

Similar to national economic problems, I believe Turlock's primary challenges will be future sustainable growth and economic development. The revitalization of downtown, the successful courting of Blue Diamond, and support for innovative unemployment-combating programs like *StanTogether* are encouraging demonstrations of governmental capacity and efficacy. That said, the importance of attracting business to Turlock is paramount to tax revenue growth and general job creation. The challenge lies in maintaining a commitment to the council's expressed objective of small, well-managed, responsible growth while increasing tax revenues. I believe the facilitation of future business projects, exemplified by the prospective construction of a new *Dust Bowl Brewing Facility* off Fulkerth Rd., should be pursued.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

I fully expect to represent and advocate for the interests of the economic development task force if selected for that "team". Addressing individuals or larger groups on topics of local economic concern are anticipated responsibilities (i.e. it's expected of all members on the task force).

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

I grew up the son of a local immigrant entrepreneur and was intimately involved in retail business operations at a young age. I partnered with my brother in a dairy-farming venture in 2007. We've successfully tripled our herd size from within during one of the most difficult dairy farming periods in the past decade while being recognized multiple times by our processor for above average product quality and cleanliness. In addition to commodities contract negotiation and budget development (which is an immensely complicated process due to volatile feed prices), I founded a 501c3 tutoring and mentoring program – more on that below. I regularly communicate with credentialed economic minds at CSUS

(please see Professor Ashour Badal of the Turlock City Planning Commission as we've had many conversations on growth and development strategies/problems).

7. What unique skills or perspective would you bring to this panel?

More than any previous professional experience, my efforts in establishing and developing the Stanislaus Ttutoring And Mentoring Program (STAMP) have introduced me to the gratifying work of civic engagement and community philanthropy. I have had to work closely with local education administrators, established business owners, reputable working professionals, and countless parents to create a completely volunteer based organization that delivers a reliable and valuable service. Part of the mentoring component of the program has me interviewing prominent local business owners and elected officials. A particularly relevant interview that addressed last November's Proposition 30 and other state-level educational finance issues is available here.

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VIA EMAIL TO kweaver@turlock.ca.us*



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AUG 2 2013

City of Turlock
Administration Services

Name: Jeff Chapman

Address: _____

Phone: _____

Email: _____

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Resident (Owner) X

Resident (Tenant) _____

Commercial Property Owner X

Merchant _____

None _____

2. What is the physical address of your Turlock property interest?

et

3. Tell us about your knowledge of economic development programs and projects.

Economic development must continually expanding. Whether this takes the form of building new services, commerce, job pools and or planning for a stronger community. Financial expansion empowers communities to renew, develop and improve their forecasting. Designs are created to attract new companies, inspire business growth, diversify the economy and create long-term employment. This expansion will lead to the growth and expansion of Turlock's changing economy. There must be a partnership with the university so its vast and varied resources contribute to Turlock's fiscal improvement. These financial facts and forecasts provide analyses of current and changing economic conditions for the improvement of neighborhoods, infrastructure and business. Economic development teams are continually creating opportunities for community growth.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Facing and resolving challenges is exhilarating. To come to an understanding of and planning to resolve common issues revives a community. Farmers and those in agriculture need city support and affirmation. We must develop insights into their needs and find ways to support them. The attraction of new businesses in the northwest corridor is stimulating our economy. New and Existing downtown businesses need expertise to provide them with the planning, tools and expertise to increase their sales. Segregation between the 'haves' and 'have nots' must be considered. Helping homeowners, especially disadvantaged and investors improve their properties using the Rehabilitation Loans is a must. Education has always been a city priority and we must make certain this excellence continues. One of the common teen age complaints about Turlock for the past 45 years is there is nothing to do here. An investment in three teen age and young adult entertainment centers is essential. Resolving these challenges will lead to a cultural and economic and transformation.

This variety of issues can be resolved through city officials, business leaders and influential residents creation of a ten-year plan. Quarterly goals that are monitored by a six member executive committee will keep this process accomplishing the goals

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

My ability to work with a team insures the net result of my input with colleagues has exceptional results.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

Our property and business investments have and are teaching us redevelopment and business retention are vital to our city's economic growth. The lessons we have learned through the redevelopment of our real estate holdings as well as interacting with business leaders gives us means to retain tenants.

7. What unique skills or perspective would you bring to this panel?

Team building within any context is my quest. Too often groups are composed of individuals who have a personal agenda. When a group agrees to set aside their interests so the greater good is achieved, I have succeeded. My natural abilities, acquired skills and continuing education give me key leadership skills. I care more about people than accomplishing my goals. My ability to work with people to help them serve at their level of excellence is one of my quests. The pursuit of a doctorate degree in Organic Leadership gives me new skills and is refining my innate abilities. When people work with a team mindset the impossible can become the possible.

*RETURN TO: CITY CLERK'S OFFICE,
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VIA EMAIL TO kweaver@turlock.ca.us*

RECEIVED



Name: Matthew Davoodian ^{AUG 13 2013}

Address: _____

Phone: _____

Email: _____

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- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

n/a

3. Tell us about your knowledge of economic development programs and projects.

As a 4th year at UC Berkeley my primary study focus over the past few years has been Political Economy with a concentration in 'Reducing Domestic Poverty through Development Policies' under the instruction of top thinkers such as Professor Robert Reich, who served in the Clinton administration. I believe my unique knowledge base which continues to expand as my academic career moves forward will undoubtedly be beneficial to this task force.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Every growing community faces the challenge of expanding beyond capacity. Two key components to improving Turlock's appeal as a thriving economic platform is greater organization and incentivizing new business. Marketing ourselves to companies that have the ability to expand into our community and create jobs for our residents would be a strategic way to ensure consistent growth over the next ten years.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Absolutely. I look forward to any opportunity to serve the city I was raised in. I feel ever invested in this community and will do my very best to contribute towards a more prosperous Turlock.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

My family owns Bianca's Bridal Couture in Modesto - growing up in a small business environment I intimately understand the challenges and responsibilities involved with operating your own business. In 2008, when I was just 16 years old, I expanded our company to include an online sales division. Within 1 year after my site was launched we reached over 1 million visitors and sales had surpassed our brick and mortar store for the product category sold. Through strategic marketing, such as a custom iPhone App (the first of it's kind in this particular industry), national print magazines, and various other outreach programs, the online company maintains consistent growth under my supervision. I have also been extremely instrumental in rebranding and marketing our retail store in the McHenry Village - which has resulted in consistent growth and increased revenue. Techniques which utilize key market components such as social media with a fan base over sixty-five thousand, direct mail, local print, television, online advertising, and several other avenues - our business continues to expand.

7. What unique skills or perspective would you bring to this panel?

I believe my ability to step into an organization and find creative solutions as well as opportunities for expansion and improvement will prove to be invaluable to the task force panel.

Thank you for reviewing my application. Please do not hesitate to contact me for additional information.

**RETURN TO: CITY CLERK'S OFFICE,
156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us**

RECEIVED



AUG 16 2013 Name: Jaskaran S. Dhesi

Office of the City Clerk Address: _

Phone: _

Email: _

CITY OF TURLOCK APPLICATION to the "MAYOR'S ECONOMIC DEVELOPMENT TASK FORCE" (Due to City Clerk's Office August 16, 2013 at 5:00 p.m.)

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- Resident (Owner) X
Resident (Tenant)
Commercial Property Owner
Merchant
None

2. What is the physical address of your Turlock property interest?

95382

(Remainder of answers on attached)

See attached for Q's 3-7

3. Tell us about your knowledge of economic development programs and projects.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

7. What unique skills or perspective would you bring to this panel?

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Resident (Owner) _____

Resident (Tenant) _____

Commercial Property Owner _____

Merchant _____

None _____

2. What is the physical address of your Turlock property interest?

382

3. Tell us about your knowledge of economic development programs and projects.

As part of coursework for California State University, Stanislaus Masters program in Public Administration, I have extensive knowledge in areas such as public policy analysis and state and local public finance. Some areas of study include local economic development with skills in cost-benefit analysis and decision-tree analysis, which serve to determine and analyze the relevance, effectiveness, and efficiency of programs and projects.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

The greatest challenges facing Turlock revolve around procuring jobs and keeping jobs here. This would in effect help to curb our more than capable residents of seeking employment elsewhere. A subsequent challenge is to think of economic development and education as complementary components. Thus, an emphasis should be placed on enhancements in study in the STEMs (Science, Technology, Engineering, and Math) programs that would allow our children to become future leaders in our city as opposed to elsewhere. Lastly, another challenge facing in Turlock revolves around necessary improvements in infrastructure. These challenges can be addressed by first cultivating capable individuals (education) in an effort to draw high paying, skilled jobs here (employment). The improvements in infrastructure would serve to have a positive impact in economic growth by being an appealing attribute to potential employers.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes, having served on a number of workgroups and becoming comfortable in oral expression through my schooling, I would feel comfortable having peer-to-peer conversations on this topic.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

Having obtained my Masters Degree in Public Administration from California State University, Stanislaus, I am fully cognizant on local growth and contributions to the local economy. Having dealt with state and local public finance and having examined other locales (such as San Benito County) and having done city-wide projects (City of Roswell, Georgia) I believe I have the

necessary experience in the aforementioned areas to contribute soundly to the Economic Development Task Force.

7. What unique skills or perspective would you bring to this panel?

I would bring the perspective of a home-grown, home-educated individual to the task force. I have been educated and continue to reside here, in addition to trying to contribute to the local economy. As a minority resident, I also believe my experiences with diversity would serve the task-force well. In addition to this, I bring a commitment to public service and devotion to the local economy that has been earned through my coursework and volunteer experiences, such as serving as a polling judge during the 2008 Presidential Election.

California State University, Stanislaus

The Trustees of

The California State University

upon recommendation of the Faculty have conferred upon

Jaskaran Singh Bhesi

the degree of

Master of Public Administration

With Distinction

With all rights and privileges pertaining thereto.

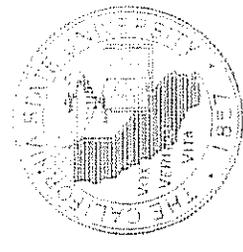
Awarded at Turlock, California on this the twenty-third day of May
in the year two thousand and twelve.

Edmund S. Morgan
Governor of California
President of the Trustees

Charles B. Keel
Chancellor
The California State University

Richard L. ...
Vice President
Board of Trustees

W. ...
President
California State University, Stanislaus





Name: Eric Gonsalves

Address: _____

Phone: _____

Email: _____

CITY OF TURLOCK APPLICATION
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Resident (Tenant) _____
Commercial Property Owner _____
Merchant _____
None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

I have had the opportunity to be involved over the last 4 years of understanding programs and projects related to the Turlock Regional Industrial Park. I have been able to work with department heads to understand things such as the fee deferral programs and streamlined permitting processes.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Getting corporations and outside consultants to fully understand what Turlock has to offer from it's quality of life to the entitlement process to the business friendly approach at City Hall. We need to be able to get groups and individuals to sit down face to face and express the desire the city has to work with people on projects.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

For 5 years I was the director of Sales and Market for a home building company in Merced. I was in charge of a roughly \$1 million marketing budget and working with Cities to approve and build a vision for our projects. I currently am the Vice President of Brownstone Equities in Turlock and have been overseeing the redevelopment of several downtown buildings.

7. What unique skills or perspective would you bring to this panel?

I believe I bring a unique perspective to the panel based on my experience of bringing Blue Diamond to turlock. I worked with the site selectors, attorney's and Blue Diamond upper management for nearly 18 months prior to them purchasing the 88 acres they are currently on. I fully understand the process it takes and the needs for any company to mover forward with a decision to build in Turlock.

I also currently am the President of the Turlock Downtown Property Owners Association and can bring a perspective and desire to bring business not just to the industrial area of Turlock but also to our ever growing downtown.

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156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us**

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AUG 1 8 2013



Office of the City Clerk

Name: Julio A Hallack

Address: _____

Phone: _____

Email: _____

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- Resident (Owner) X
- Resident (Tenant) _____
- Commercial Property Owner R
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

21

3. Tell us about your knowledge of economic development programs and projects.

Please see attached BIO.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Road repairs and new street construction
Regional transportation, bike trails

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

President and CEO of my company, since 1986
College degree on business/Marketing.

7. What unique skills or perspective would you bring to this panel?

Have been involved in many social clubs and
Chambers within Stanislaus County since
1987.

RETURN TO: CITY CLERK'S OFFICE,
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Executive Profile

President & CEO of Concrete by Hallack offering significant accomplishments during a 28 year history, providing specialty concrete restoration in the Central Valley. A seasoned, highly motivated creative concrete professional with a successful record of accomplishment in Labyrinth, Stamping, Staining, Artwork, and Restoration. Has earned top recognition and awards from American Concrete Institute, Northern California - Western Nevada Chapter 2001 & 2002 Construction Award for "Unique Use of Concrete". Member of American Society of Contractors and the Building Industry Association of Central California.

Objective

To be the most complete specialty concrete restoration company in the Western United States.

Highlights of Experience

- Completed over 1,500,000 square feet of concrete work.
- Received local and national attention for the completed work for St. Mary's Retreat in Santa Barbara, CA
- Received several industrial awards and has been published in national trade publications.
- Brought satisfaction through a highly innovative process that has taken the regular concrete finish and transformed it into an artistic one of a kind creation.
- Recognized as the 2006 Outstanding Entrepreneur by the CSUS, College of Business
- Recognized as the 2008 Business Leader of the Year by The Turlock Chamber of Commerce

Professional Background

President & CEO <i>Concrete by Hallack</i> Established strategic vision, elevated company's profile throughout the business community to show with today's advance technology cement can now become, not only a showcase for the interior or exterior of home or office, therefore becoming an enhancement to ones total surroundings.	1986 to present Turlock, CA
Sales Manager <i>Hondo Boot Company</i> El Paso, TX Worked with two twin plants (Maquiladoras), in Juarez Mexico, to design and distribute cowboy boots for Canadian, Mexican and USA markets.	1982 to 1985
Account Executive <i>Cesena Distributing Co.</i> Stockton, CA Developed markets and introduced new technology in farming, Colombia, Mexico and Venezuela.	1978 to 1981

Publications

- California Landscaping, California, August 1995
- Turlock Journal, Turlock, CA, October 1998
- El Sol, Modesto, CA, March 2000
- Concrete Decor, USA, April / May 2003
- Concrete Contractor, USA, July 2007
- Central California Builder, California, March 2007
- Concrete Decor, USA, March/April 2007
- Central California Builders, March 2007

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- Concrete Decor, USA, 2004
 - El Nuevo Constructor, USA, Nov / Dec 2005
 - Modesto Bee, Modesto, CA, June 2007
 - Concrete Decor, USA, July 2010
 - Concrete Decor, USA, December 2007/January 2008
 - Business News, Turlock, CA, August 2009
 - Concrete Decor, USA, January 2010

Professional and Community Leadership

- 2008 to 2010 - *California State University, Stanislaus Presidents Council, Turlock, CA*
- 2007 to present - *Member, Board of Directors, Turlock Chamber of Commerce, Turlock, CA*
- 2006 to present - *Member, Knights of Columbus, Turlock, CA*
- 2005 to present - *Member, Board of Directors, Gallo Performing Arts Center, Modesto, CA*
- 2005 to 2010 - *Member, Advisory Council, El Concilio Community Center, Modesto, CA*
- 2005 to 2009 - *Chairman, HCCSC Trade Mission Task Force, Modesto, CA,
Conducted a trade mission to Monterrey, Nuevo León, Mexico. Instrumental in forming
partnership between Universidad Regiomontana, Monterrey and California State University,
Stanislaus*
- 2005 to 2009 - *Member, Business Advisory Board, California State University, Stanislaus, Turlock, CA*
- 2005 - 2006 - *Member, All American City Delegation, Modesto, CA*
- 2004 to 2006 - *Member, Board of Directors, Building Industry Association, Modesto, CA*
- 2001 to 2012 - *Founder & Chairman, Board of Directors, Noche de Becas, , an Evening for Scholarships,
Stanislaus County, CA
Unified regional groups under a single entity, 'Noche de Becas, An Evening for Scholarships.'
Giving Hispanic American Youth the opportunity to pursue higher education.*
- 2001 to 2005 - *Member, Lyons Club, Turlock, CA*
- 2001 to 2005 - *Member, Board of Directors, Modesto Chamber of Commerce, Modesto, CA*
- 2001 to 2003 - *President of the Board of Directors, Hispanic Chamber of Commerce of Stanislaus County,
Modesto, CA*
- 1998 to 1999 - *President of the Board of Directors, Turlock Shriners, Turlock, CA*
- 1993 to 1997 - *Member, Turlock Exchange Club, Turlock, CA*

Honors

- *Artisan Award, Concrete Decor Magazine, Phoenix, AZ 2010*
- *Business Leader of the Year, Turlock Chamber of Commerce, Turlock, CA 2008*
- *Outstanding Entrepreneur, College of Business, California State University, Stanislaus, Turlock, CA,
May, 2006*

-
- *Business Hall of Fame, Hispanic Chamber of Commerce of Stanislaus County, Modesto, CA, February, 2006*
 - *Certificate of Appreciation, California Highway Patrol, Modesto, CA 2006*
 - *Unique Use of Concrete, American Concrete Institute, Northern California / Western Nevada Chapter, 2001 & 2002 Construction Award*
-

Education

*B.A. International Marketing and Inter-American Studies,
University of the Pacific*

*1977
Stockton, CA*

Personal

Spouse; Rosa, married 34 years 4 Children and 3 Grandchildren

Further information upon request



RECEIVED

AUG 16 2013

Name: Benjamin Hector

Address: _

Phone: _

Email: _

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to the
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 Resident (Tenant)
 Commercial Property Owner
 Merchant X
 None

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

Due to the nature of my work, I understand the issues around economic development very well. This comes from years of performing "economic development" for corporations all across the country, and I have supported strategic growth decisions for hundreds of companies during my time with GeoStrategies.

In this capacity I have led numerous research projects to determine market potential and growth strategies for our clients; competitive constraint analysis; consumer studies to determine wants, needs, likes, dislikes; plus geographic site placement and market rollout support, all serving in the same type of "advisory" role that would be needed for this taskforce.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

The city has done a great job in the revitalization of downtown Turlock and the residential fringe to the east has followed suit to make Turlock a gem of the Central Valley. Turlock is a truly desirable community to live and work in. One challenge will be to continue that revitalization and extend it beyond its current margin, and increase the sense of community that is growing in and around downtown Turlock. This could be strengthened by the encouragement of boutique businesses on the Main Street corridor, and providing opportunities for programs that will draw on the residents of Turlock, and also tap into the economic powerhouse of the student base at CSU Stanislaus.

Another challenge is Turlock's infrastructure and the curb appeal surrounding the freeway, especially from the Fulkerth exit, South. The addition of more manufacturing and industrial businesses in the Turlock Regional Industrial Park will only increase the strain on existing infrastructure. However, bringing additional businesses will also provide the funds needed to help address these problems, and also address the larger need of bringing a solid employment base to the residents of Turlock, and the surrounding areas.

Taking off my "business" hat, and putting on my "resident" one, the issue of Turlock's homeless problem should not be overlooked. Figuring out ways to absorb this group into Turlock's economy will serve the dual purpose of creating additional productive members of our community, while removing some of the blight and safety concerns that this problem can add to an urban environment.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

As a resident of Turlock, and a part owner in GeoStrategies Inc., I have the passion and desire to see Turlock achieve new levels of success, prosperity, and strength of community. Having worked in professional environments for the last ten years, (including as an Executive Assistant for real estate development company, Legislative Analyst for a member of the California State Senate, and Project Manager at GeoStrategies, among other community volunteer positions), I am very comfortable with discussing these types of matters both with fellow members of the council, and the residents of Turlock.

Exciting the interest of the community needs to be a cornerstone of any push for economic success, and I see being a public advocate for facilitating that type of communication as both an important part of an appointment to the taskforce.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

The best answer would be to refer you to my answer to question 3. But in addition to those types of projects, specific examples would include several turnarounds and repositioning of companies that have succeeded, from:

- *Repositioning LSG Skychefs into new adjacent markets*
- *The reinvention of Gannett newspaper organizational sales structure across the county with approximately 25 of its largest newspaper properties*
- *Site placement for everything from manufacturing and service companies such as Industrial Metal Supply or PODS Moving and Storage to retail placements of restaurants like Yo! Sushi and goods and services companies like the Biscuits & Bath pet stores or Kid's Care Dental Group.*

7. What unique skills or perspective would you bring to this panel?

By daily serving as project manager for GeoStrategies, I bring with me the skills and perspective of a person who has managed a team on many economic, geographic, consumer, and business research projects. These skills would easily translate into being a strong team member for developing similar research and results that could affect and build the economic development Turlock.

Beyond simply adding my personal knowledge and experience to the taskforce, I also bring the power of the GeoStrategies team's years of experience and proprietary research and modeling tools; the use of which would be at the direct disposal of the taskforce specifically, and the Turlock city administration as a whole.

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RECEIVED

AUG 15 2013

Name: JENNIFER HELZER

Address: _____

Phone: _____

Email: _____

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 - Resident (Tenant) _____
 - Commercial Property Owner _____
 - Merchant _____
 - None _____

2. What is the physical address of your Turlock property interest?

SEE ATTACHED

SEE ATTACHED.

3. Tell us about your knowledge of economic development programs and projects.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

7. What unique skills or perspective would you bring to this panel?

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3. Tell us about your knowledge of economic development programs and projects.

I teach, conduct research, and provide community service in the broad fields of Urban Geography and Regional Planning Issues which includes such topics as economic development, sustainable economies, strengthening local economies, and creating self-reliant communities in a global age. Locally, I have applied this knowledge in the design and implementation of several university-community projects. Some of my recent projects involve asset mapping services and cartographic expertise to support the efforts of local residents to improve the quality of life in area neighborhoods and a survey and study of the reuse of upper-story commercial space in Turlock's downtown. Most recently, I was involved in the revitalization of downtown through my participation as a Turlock Certified Farmers' Market Board Member (2009-2012). I attend meetings of the Turlock City Council and Planning Commission related to the current teaching and community projects I am involved with. I have also participated in public meetings associated with the Valley's COG Blueprint and the City of Turlock's General Plan.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years.

Turlock faces the challenges common to many San Joaquin Valley cities and towns, namely sustainable economic development for the long-term. There are many factors to consider including, but not limited to, the expansion of an educated workforce for both present and emerging economies, the socioeconomic profile of the region, how local businesses respond to global competition, wages and the welfare of workers, as well as environmental factors such as climate change and the availability of water and energy resources. Addressing these multifaceted challenges can only be accomplished through an alliance of business people, local leaders, community-based organizations, private citizens and other stakeholders. There are no simple or easy answers to these challenges; however, Turlock has many positive qualities and other "plus" factors to consider as part its economic development projects and programs.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014? Yes.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

I have marketing experience related to the promotion of the Turlock Certified Farmers' Market and outreach activities associated with the Geography Program at CSU Stanislaus. I have both marketing and finance experience associated with the California Geographical Society (the oldest and largest organization of its kind in the United States) and both local and statewide conference organization. I have experience in the management of college and departmental budgets, as well as fundraising and grants. Prior to my current position at CSU Stanislaus, I served as a research assistant for the Chico State Center for Economic Development and Planning which focused on the long-term needs of local area economies in a twelve county region of Northern California. I also started my own travel and tour operator service while living in Southern California.

7. What unique skills or perspective would you bring to this panel?

- *Leadership and service experience*
- *Demonstrated ability to work with members of the community*
- *Research and grant writing skills*
- *Academic training and applied research activities that provide a unique combination of local, regional, national and international perspectives.*

Selected Leadership, Administrative & Service Positions

- 2013- Fundraising development and oversight for the Geography Program and GIS Lab.*
2012- Community Service Learning Faculty Liaison, CSU Stanislaus
2012- Educational Consultant and Scholar for the University of the Pacific's, Jacoby Center for Community and Regional Studies.
2009-12 Chair, Geography, Anthropology & Ethnic Studies CSU, Stanislaus
2009-12 Founding Board Member – Turlock Certified Farmers' Market
2007-12 Conference Organizer - Annual Conference for Sustainable Futures CSU, Stanislaus
2007-09 President, California Geographical Society
2007-09 Conference Organizer of the Annual Meeting of the California Geographical Society.
2005-07 Director, Geographic Information Systems Lab (GIS), CSU, Stanislaus

Recent Grants & Awards

- 2013-14 National Endowment for the Arts – ArtWorks Research Grant. Principal Investigator. "Measuring Art Participation with Geographic Information Systems (MapGIS)."*
2012 University Research Grant, CSU, Stanislaus – funding to begin new research project on comparative agritourism that will support the growth and infrastructure of the San Joaquin Valley's tourism resources.
2011 Center for Portuguese Studies (CSU Stanislaus). Funding to support participation in the International Metropolis Conference, Ponta Delgada, Portugal (Azores).
2011 CSU Stanislaus Outstanding Community Service Professor Award, 2010-11.
2009-10 Faculty Enrichment Program, Canadian Embassy Grant Program. Course Development with substantial Canadian content in the area of Urban Geography
2009 University Research Grant, CSU, Stanislaus. "CSU Stanislaus Community Geography: Asset Mapping and Community Development with GIS."

I am happy to provide my CV or other information that documents my experience, skills and abilities. References are also available upon request.



JUL 30 2013

156 S. BROADWAY, SUITE 230 | TURLOCK, CALIFORNIA 95380 | PHONE 209-668-5540 | FAX 209-668-5668

CITIZENS DESIRING TO SERVE THEIR CITY

Please indicate your preference:

Arts Commission
(please include a one page statement of interest and a letter of recommendation)

Stanislaus County Airport Advisory Committee

Parks, Recreation & Community Commission

Stanislaus County Local Task Force on Solid Waste

Planning Commission

Mayor's Economic Development Task Force

Development Collaborative Advisory Committee

Other: CDBG Grant Selection Committee

Please provide the following information (use reverse side or additional paper, if needed)

Name: **Diana Lynn Kaysen**

Address: **Turlock, CA** Zip Code: **95380**
i, CA 95307

Telephone: Cell: **(209)** Work: **(209)**

Do you live within the City limits? **Yes** Are you registered to vote? **Yes through the DMV**

How long have you lived in Turlock?

Our family moved to Turlock in 1986. I lived in Turlock through October 6, 2011. I lived in Reno, Nevada from Oct. 7, 2011 to March 7, 2013. I moved back to Turlock on July 7, 2013.

Are you, or are you related to, a current City employee? **No**

If yes, please indicate the person's name and relationship, if not yourself.

Occupation: **†**

Business Address:

0

Education (highest school year complete, degrees, etc.):

Bachelor of Science Degree in Organizational Behavior

University of San Francisco, CA

Employment Highlights:

Career Development Director, Modesto Technical College May 2013 to Present

Modesto Technical College provides vocational training in the fields of Industrial Refrigeration; Industrial Maintenance; HVAC; PLC's; Welding; Electrician, Automotive and Smog.

Turlock Irrigation District (TID) 1998-2001

Education Specialist / Public Information

Developed the "TID / FYI" Canal and Energy Safety Education Program

Stanislaus County Office of Education (SCOE) 1992-1998

Career Education Specialist

The "SCEDCO SERVING STUDENTS" program was renamed to "Preparing Our Future Workforce" career education program. The curriculum was based on the 1,000 Business Retention and Expansion employer interviews.

- ♦ **Recognized with the 1995 California Superintendents' "Golden Bell Award"**
- ♦ **Recognized with the 1996 Modesto Chamber of Commerce "Excellence in Education Award"**

Independent Business Retention and Expansion Consultant 1992

Governor Wilson's TEAM CALIFORNIA

Conducted Workshops to benefit the cities of Madera, Hemet and Bakersfield.

Stanislaus County Economic Development Corporation (SCEDCO) 1988 – 1992

Vice President, Business Retention and Expansion

- ♦ **Interviewed over 1,000 Stanislaus County Employers**
- ♦ **Created or Retained Over 500 Stanislaus County Jobs**
- ♦ **Developed a Business-Education Partnership with the Stanislaus County Office of Education entitled "SCEDCO SERVING STUDENTS" earning "1991 Employee of the Year"**
- ♦ **Completed Two-Year Grant Goals in One Year**
- ♦ **Job Development on Behalf of the Private Industry Council, Central Valley Opportunity Center and the Department of Vocational Rehabilitation**

NOTE:

I had transitioned from careers in economic development and education to work in the health care field in both paid and volunteer positions. I developed the curriculum and conducted ten workshops to benefit Activity Professionals working in Behavioral Health Board and Care Homes and Elder Care Assisted Living communities. I am a California and Internationally Certified Activity Director.

Diana Lynn Kaysen, B.S.,ADC
Community Activities and Organizations

ECONOMIC DEVELOPMENT / WORKFORCE PREPAREDNESS

Stanislaus County Veterans Advisory Commission: 2013
Education and Placement Outreach Committee
Modesto Technical College Representative

Turlock Adult / Vocational Education Advisory Board: 1988 – 1999

Governor Wilson's TEAM CALIFORNIA: 1992—1994
Business Retention and Expansion Consultant
Received Referrals from Julie Myer Wright, CA Dept. of Commerce
Conducted Community Workshops to Benefit Madera, Hemet and Bakersfield

Modesto Junior College: Summer 1992
Industrial Technology Education Consultant

CSU Stanislaus Extended Education: 1988—1997
Annual Minority, Small Business and Women's Conference Team Member

Central Valley Human Resource Management Association: 1988--1998
Renewed Membership August 2013

Stanislaus County Mayors' Committee
for the Employment of Persons with Disabilities: 1988--1995

Volunteer Center of Stanislaus County Board of Directors: 1986—1988

Literacy Network: 1988--1992

HEALTHCARE EFFORTS

Northern Nevada Activity Professionals Association: 2006 –2013
I hold California and International Activity Director Certifications
I taught Activity Professionals via Saturday classes,
bi-monthly workshops and annual state conferences.
I would commute to Reno until I moved there in October 2011 – March 2013.

Stanislaus County Behavioral Health – United Way Volunteer: 2002—2007
Adult System of Care Quality Improvement Council
Patient's Rights Liaison and Client Culture Trainer
Mental Health Services Act Planning Team Member
In-patient and Out-patient Support Group Facilitator
Education Group Presenter

Catholic Charities: 1987--1988
Long-Term Care Ombudsman

RECEIVED

JUL 30 2013

Office of the
City Clerk



Name: Diana Lynn Kaysen

Address:

Turlock, CA 95380

Phone:

Email:

CITY OF TURLOCK APPLICATION
to the
"MAYOR'S ECONOMIC DEVELOPMENT TASK FORCE"
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- Resident (Tenant) X
- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?
_____, CA 95380

I receive my mail with the exception of

The homeowner's family of six receives their mail at the East Main Street address because the postmaster is afraid of their dog at their

10

3. Tell us about your knowledge of economic development programs and projects.

I am the former Vice President of Business Retention and Expansion for the Stanislaus County Economic Development Corporation (SCEDCO). I held that position from 1988 through 1992 when the grant expired. As a member of Governor Wilson's Rapid Response Team, I was a Business Retention and Expansion Independent Consultant conducting workshops for Madera, Bakersfield and Hemet in 1992. I received referrals from the California Department of Commerce's then Director, Julie Meir Wright. I developed the "Preparing Our Future Workforce" career education program for the Stanislaus County Office of Education. The curriculum was based on the information collected during the over 1,000 Business Retention and Expansion employer interviews I conducted.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

The primary challenge is drug use. This impacts the workforce's ability to (1) learn while in school and (2) pass drug tests during the hiring process and (3) learn and perform in the workplace. The cycle continues to impact their own children with homelessness and lack of essential needs. This in turn motivates drug users to engage in illegal behaviors to support drug addictions where one or both parents may be incarcerated.

Three basic steps that would decrease drug use are to (1) increase multi-media anti-drug education campaigns and (2) increase law enforcement personnel in the schools and neighborhoods and (3) develop anti-drug workplace education presentations in cooperation with business human resource professionals.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes. I have extensive experience in interviewing, facilitating and collaborating.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

I have extensive experience in Business Retention and Expansion as I detailed in question #1.

My marketing experience includes:

- a) Held a California Designated Subject "Marketing" Teaching Credential 1992 through 2002
- b) Former Director of Publicity, Photography and Graphic Arts for the Youth Services Section of Los Angeles Unified Schools District. Responsible for 119 schools.
- c) College Journalism Team
- d) Sold institutional advertising for a chamber membership publication and display advertising for Miracle Miles Shopping Magazine. Feature Story Editor for Miracle Miles. Responsible for the development of the "Getting To Know You" full-page business feature stories.
- e) Independent Marketing Consultant for the Independent Physical Therapists Association.

- f) Marketing of SCEDCO's Free Business and Employment Resources (PIC, CVOC, Dept. of Rehab)
- g) University of Phoenix Marketing Team (Enrollment Counselor)
- h) Member of the Public Information team (Education Specialist) for the Turlock Irrigation District
- i) Marketing and Career Development for Modesto Technical College

7. What unique skills or perspective would you bring to this panel?

I was laid off from my job in Turlock due to the recession in December 2010. At that time, Stanislaus County had a very high unemployment rate. I moved to Reno, Nevada in search of employment opportunities in October 2011. I had been commuting to Reno since 2006 to provide healthcare education workshops. In 2011, Nevada had the highest unemployment rate in the nation. My husband and I had his family's support there. I returned to Turlock July, 2013 to be present for my adult children and grandchild. I have experienced the job search challenges as a result of the recession in two states.

Unique Skills or Perspective:

Educator Effective Communicator Experienced Group Facilitator (TQM)

Economic Development Experience Marketing Experience Career Development Practitioner

Turlock Resident 1987 through 2011 and back home since July 2013

***RETURN TO: CITY CLERK'S OFFICE,
156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us***

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AUG 14 2013



Name: Yates M. McElbrite

Address: _____

Phone: _____

Email: _____

CITY OF TURLOCK APPLICATION
to the
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- Resident (Tenant)
- Commercial Property Owner
- Merchant
- None

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

I have worked in the Urban Planning Land Use Architecture + Environmental planning studios at AECOM for 8 years. This work has involved a wide variety of government lead projects, developer lead projects and sporting event driven redevelopment.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Being Prepared for the Next Wave of Sprawl from the Bay Area and additional Impacts of growing Population, New means of transport (High Speed Rail) and growing Jobs Market in Central Valley. Need a Well Crafted Plan and Vision for what kind of Community Turlock will grow into.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

I am happy to be involved in the growing effort to communicate and gather input on this topic. In my current role at AECOM we actually have experimented with software platforms that help engage large audience in this kind of

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or of discharge the development of businesses of any kind?

I have launched a small business and have experience in all "Crowd Sourcing" these areas but I have extensive history in Redevelopment/Marketing Aspects of larger development projects.

7. What unique skills or perspective would you bring to this panel?

My professional career spans from GIS work to Strategic business development efforts. I have contributed to a diverse range of projects -- EIR's Public Utilities, mixed use, Real estate Planned Communities, Parks and other Urban Infill type projects. I was Raised in a wonderful College town in Virginia and lived in Boulder CO and I see great potential for Turlock to continue to evolve into an eclectic Modern College Town that embraces ~~the~~ the past + present.

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OR
VIA EMAIL TO kweaver@turlock.ca.us

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AUG 16 2013



Office of the
City Clerk

Name: Richard Mowery

Address: _____

Phone: _____

Email: _____

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- Commercial Property Owner
- Merchant
- None

2. What is the physical address of your Turlock property interest?

15382

3. Tell us about your knowledge of economic development programs and projects.

My experience comes as both an Attorney involved with governmental issues and as a business person with ties to Asia.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Economic growth without diminishing the unique quality of life that currently exists in Turlock. The area's agricultural and business base present unique opportunities to increase the economic base while keeping the benefits of a small town.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

I am a licensed California Attorney with both international and domestic business experience. I formerly managed a law firm with 30 employees. I am currently engaged in a international agri-business in Asia.

7. What unique skills or perspective would you bring to this panel?

Turlock as a incredibly unique balance of people, business and agriculture. I believe that the greatest contribution I could make to the City of Turlock is assistance with development of additional trade opportunities between Turlock businesses and the Asian market. I believe that increased opportunities for export related goods and services from Turlock benefits the local economy while minimizing the negative consequences of growth.

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156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us**

RECEIVED



AUG 16 2013

Name: RYAN NEWBURG

Office of the
City Clerk

Address: _____

Phone: _____

Email: _____

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- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

- MY KNOWLEDGE MOSTLY LIES IN THE THEORY BEHIND THOSE TYPES OF PROGRAMS AND PROJECTS THAT I RESEARCHED WHILE IN COLLEGE.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

- THE GREATEST CHALLENGES I SEE FOR TURLOCK ARE THE LACK OF CULTURAL AND ENTERTAINMENT DESTINATIONS AS WELL AS A LACK OF PERMANENT, WELL-PAYING JOBS THAT PAY AN ACTUAL LIVING WAGE. I BELIEVE CONTINUAL INVESTMENT IN VENUES LIKE THE PROPOSED BOWLING ALLEY WILL BOTH CREATE NEW JOBS AND PROVIDE THOSE NEEDED ENTERTAINMENT OPPORTUNITIES.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

- YES, I WOULD LOOK FORWARD TO THE OPPORTUNITY.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

- MOSTLY WHAT I HAVE LEARNED IN COLLEGE. I CONDUCTED AN ECONOMIC IMPACT ANALYSIS OF THE CONSTRUCTION OF THE NEW SACRAMENTO DOWNTOWN AREA FOR THE KING AND THE ECONOMIC DEVELOPMENT OF DOWNTOWN SACRAMENTO.

7. What unique skills or perspective would you bring to this panel?

- ALTHOUGH I HAVE BEEN WORKING FOR MANY YEARS NOW, I GRADUATED FROM CSU, STANISLAUS 3 MONTHS AGO WITH A B.A. IN ECONOMICS.
- I HAVE LIVED IN CITIES SUCH AS SANTA BARBARA AND SAN FRANCISCO BEFORE MOVING BACK TO TURLOCK, AND I HAVE SEEN THE SERVICES THEY HAVE PROVIDED FOR THEIR CITIZENS AS WELL AS THE MODERN ECONOMIES OF EACH.
- I GREW UP IN TURLOCK, MOVED AWAY AND HAVE NOW RETURNED. I HAVE A GREAT AMOUNT OF HOPE AND OPTIMISM FOR THE FUTURE OF TURLOCK AND ITS RESIDENTS AND WANT TO HELP IN ANY WAY I CAN.

**RETURN TO: CITY CLERK'S OFFICE,
156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us**

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AUG 15 2013

Office of the
City Clerk

Name: Jessie M. Orasco

Address: _____

Phone: _____

Email: _____

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Jessie M. Orosco

Thank you for the opportunity to submit an application for the City of Turlock's "Mayor's Economic Development Task Force." I am a native of Turlock California and my 38 years in State Service involved many times being a team member of economic development programs.

3. Tell us about your knowledge of economic development programs and projects.

As a manager in State Service at the Employment Development Department I was hand picked by administrators in local, County and State Projects to either provide input or serve as a team member or facilitator for economic development programs. The aim of these projects was to increase jobs and Tax Revenues for California. Here in Turlock I belonged to the Chamber of Commerce that marketed Turlock to Bay Area and out of County and State employers and new businesses' to bring jobs and tax revenues to Turlock. There were at least four recessions during the 38 years of my career.

4. What do you see as the greatest challenge facing Turlock? How might these be addressed over the next ten years.

The greatest challenge facing Turlock has to be how to prevent uncontrolled growth. How will we provide water to satisfy the growth? In addition because Turlock is a small type City it is very difficult to accept that the City of Turlock has to guard against being swallowed up by adjacent cities. In the next 10 years we should not give away our agricultural land or our precious water for uncontrolled growth.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes.

6. What experience do you have with redevelopment, business retention, marketing, finances and/or the development of businesses of any kind?

Question number 3 on this page explains my experience in State Service in redevelopment, marketing, resources and development of business of any kind. In addition personally my husband and I opened a Flower Shop on Center Street in Turlock in 1985. We were much involved in marketing, finances, development, and personally hands on operation. In 1995 we moved out of the city limits within Stanislaus County.

RECEIVED

AUG 16 2013



Office of the
City Clerk

Name: Gil Perez

Address: _____

Phone: _____

Email: _____

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- Resident (Tenant) X
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- Merchant _____
- None _____

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3. Tell us about your knowledge of economic development programs and projects.

I work in a research position where our studies generated by my office help planners make economic decisions.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Finding a balance of between growth and small town feel. It may be addressed by adjusting the population projection & housing needs to our scale. Smart growth.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes, I'm discussed the time commitment with my family. I take the role of public volunteer work seriously. I'm willing to make a year long commitment.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

I'm a researcher in a business forecasting center. We study transportation infrastructure, population growth, and business trends (births, deaths, & relocation). I owned and operated a small business for over 6 years in Los Angeles.

7. What unique skills or perspective would you bring to this panel?

I would bring my education in geographic information systems (GIS), data base analytics, and demography skills to this panel. I bring my perspective from growing up in the spanish speaking community.

*RETURN TO: CITY CLERK'S OFFICE,
156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us*



AUG 13 2013

Name: _____ (REAPE, JIM)

Address: _____

Phone: _____

Email: _____

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 - Commercial Property Owner _____
 - Merchant _____
 - None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

I am anxious to learn more. I read with interest what makes the news and have attended a few meetings.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Turlock needs more jobs for young families that pay a living wage and offer opportunities for advancement.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes Looking forward to it

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

My financial experience is limited to personal finances of my family and as an uninformed advisor to my wife's family regarding their dairy business.

7. What unique skills or perspective would you bring to this panel?

I am a Family Nurse Practitioner and Physician Assistant and have practiced in Turlock for the past 13 years. Prior to that I worked at Emanuel for 10 years as a lab assistant and an RN. In these roles I am blessed to share families' experiences, good and bad. I learn about challenges families are facing and sometimes I get to help a little.

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156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us

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AUG - 8 2013

Office of the
City Clerk

Name: Jeremy Rocha

Address: _____

Phone: _____

Email: _____



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- c. evaluate and make recommendations on potential new ideas or programs; and
- d. Communicate and promote the above to City Council and the citizens of Turlock via public meetings, web based discussions, and other means.

1. What kind of property interest do you (or the entity that you represent) have in the City of Turlock?

- Resident (Owner) _____
- Resident (Tenant)
- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

I have knowledge of enterprise zones and former redevelopment agencies.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Increasing economic, education, and entertainment opportunities for the City of Turlock. The best way to do this is to actively seek out individuals and companies to make investments in our community. Market the city and demonstrate how this is

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

relate to the great work

Yes

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

I am familiar with economic principles and the needs of businesses to be able to develop and operate.

7. What unique skills or perspective would you bring to this panel? I am a life long resident, always.

As a young adult and MPA graduate student, I bring the perspective of what opportunities that young individuals are looking for when starting out in life. I have a strong desire to serve and have ideas on what needs to happen to improve the economic environment and plan for the future. I am also a Commissioner for the Turlock Parks and Recreation Commission. I want to do my part in making Turlock the best it can be and always moving forward.

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156 South Broadway, Suite 230, Turlock, CA 95380
OR
VIA EMAIL TO kweaver@turlock.ca.us

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Name: Dr. Ram Saini AUG 8 2013

Address: Office of the City Clerk

Phone: _____

Email: _____

CITY OF TURLOCK APPLICATION
to the
"MAYOR'S ECONOMIC DEVELOPMENT TASK FORCE"
(Due to City Clerk's Office August 16, 2013 at 5:00 p.m.)

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- Commercial Property Owner
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest? _____

3. Tell us about your knowledge of economic development programs and projects.

I am glad that the City of Turlock is bringing in new program to bring in more business the area

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Our greatest challenge, I think is ROAD MAINTAINANCE. we need to set up a committee so that we can ask 1% tax increase as soon as possible so that city can keep up the road maintenance work.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

YES

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

I have been handling marketing, finance and sales for the last 39 years.

7. What unique skills or perspective would you bring to this panel?

Need more business in this town. We have to think all the possible ways as to how we can bring in new business.

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City of Turlock
Administration Offices

Name: JIM SHARP

Address: _____

Phone: _____

Email: _____

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- Resident (Owner)
- Resident (Tenant) _____
- Commercial Property Owner _____
- P/LOF* Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

-0-

3. Tell us about your knowledge of economic development programs and projects.

Have developed downtown projects

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014? *yes*

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind? *Shoppers Eden - and others*

7. What unique skills or perspective would you bring to this panel?

Development from an architect's perspective

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AUG 13 2013

Office of the
City Clerk

Name: Sharon Silva

Address: _____

Phone _____

Email: _____

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- Resident (Tenant) _____
- Commercial Property Owner _____
- Merchant _____
- None _____

2. What is the physical address of your Turlock property interest?

Personal residence _____

3. Tell us about your knowledge of economic development programs and projects.

She served as the executive director of the Turlock Downtown Association chaired its Design Committee when Main Street underwent a major facelift in the late 1990s and early 2000s. In fact, the project was so successful the downtown association received the Governor's Award for Excellence in Revitalization Achievement in Design in 2001.

Her constructive actions in Turlock have spanned well over a decade, and continue to shape the community's integrity. Silva has embodied various business aspects throughout her life, and utilizes these experiences to execute significant decisions in fostering the community. She served for eight years on the school board, owned and co-owned a phone center and a moving company, and actively worked as a fundraiser for non-profit organizations.

As a public figure, Silva hosts an impressive resume of civic activities in Turlock. She has worked with the Building, Planning, Engineering, and Fire departments; the Beautification Committee; the Arts Commission; was co-chair of the Centennial Committee in 2008; president of the CSU Stanislaus Warrior Association; serves on board for the College of Business at CSU Stanislaus; past board director for the Turlock Community Theater; past Rotary Club president; and board director for the Stanislaus County Workforce Alliance.

As a woman in the business world, there are unforgiving facets to working with men due to societal constraints. But Silva recounts working with men as a learning experience, and an opportunity to share perspectives rather than negate them.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

The Turlock Chamber of Commerce major objective is being Turlock's number one business resource. Citizens look to the Chamber for the area's economic well-being. That is why we seek to have a major impact on business, the creation of wealth, and future growth of the Greater Turlock Area. The Chamber has taken an active role in ensuring that growth and economic stability continues in a positive manner, and that Turlock is a desirable and contemporary community in which to raise one's family. This goal is continually being realized through teamwork with community leaders, through the support of area businesses, and through the hard work of volunteers. Our committees, activities and programs create a unique environment that fosters both networking and community involvement. The Chamber has several committees engaged in a diverse range of issues including education, economic development, business resources, governmental affairs, and special activities, as well as other areas of interest. As the voice of business in Turlock, the Chamber's goal is to advocate for our members' best interests and for those of our community. With over 500 members, the Chamber represents both small and large businesses, retailers, professionals, educators, service providers, governmental entities, manufacturers, non-profit organizations and individuals. The diversity of our membership is reflected in the broad range of initiatives the Chamber takes on each year. As the voice of business in our community, the Chamber's goal is to advocate for the best interests of our members and for what is best for our entire business community. The Chamber's Board of Directors and staff understand that we are in a time of transition and economic upheaval, but we feel that if we work together we will develop energy to reach success.

It is important to hear from each of our members on what the chamber can do to assist each of you to meet your needs.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes, not a problem

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

Please see responses to above questions

7. What unique skills or perspective would you bring to this panel?

For years, Silva has taken on important leadership roles within the Turlock community. In addition to working as president/CEO of the Turlock Chamber of Commerce for the past 12 years, Silva's community service also included managing the Property Business Improvement District and serving as executive director of the Turlock Downtown Association for over eight years.

She attributes the entire Chamber of Commerce organization, from board members to business members to staff, for any success she may have helped bring to Turlock.

Silva is also a supporter of the Woman of the Year event, which is sponsored by The California Legislative Women's Caucus. The event will be held at the State Capitol on March 21 as part of Women's History Month. A special Assembly session will be held in honor of all "Woman of the Year" award recipients.

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AUG 16 2013

Office of the
City Clerk

Name: Jan Tucker



Address: _____

Phone: _____

Email: _____

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 Resident (Tenant)
 Commercial Property Owner
 Merchant
 None

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.

While I have not worked directly in the field of economic development, I have developed a knowledge base through reading materials on economic development, general economics, and the intersection between politics and economics. I have also closely followed local and national programs designed to increase employment and improve quality of life.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

While our community is growing in numbers we are not able to provide living wage employment, which is essential for sustainable economic development. We need to create more knowledge based employment opportunities utilizing graduates from our local universities. Create training programs at these institutions that can provide a work force for both existing and prospective businesses. We also need to address economic development holistically so that while we are improving the financial capital of our community we are also improving the social, environmental, and public capital.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

As a former Executive Director for a local non-profit agency I have experience in advocating, promoting and discussing projects and programs with service clubs, religious organizations, and the general public both orally and in writing. Based upon my background, I feel that I would be comfortable serving as an advocate in the community.

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

Running a non-profit agency provided experience in marketing, finances and business development. I was responsible for the day to day finances and the marketing for our agency. During my tenure our agency grew to incorporate a Homelessness Prevention and Rapid Re-housing Program, a Supportive Housing Program, and we expanded our cold weather shelter season by 30 days. My husband and I also own and operate a farming business.

7. What unique skills or perspective would you bring to this panel?

I feel the unique skill that I would bring to this task force is the ability to understand and explain concepts in a holistic and collaborative way. I feel that I have a broad perspective by being a small business owner, a sociologist, and having worked with many different socioeconomic and ethnic populations throughout my employment history.

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3. Tell us about your knowledge of economic development programs and projects. *My work with both Leadership Turlock hosted by The Turlock Chamber of Commerce, as well as serving on the Executive Board of Directors as Vice President of Fundraising has given me a unique and inside perspective as well as a contributing voice in Turlock's local economic development programs and projects.*

4. What do you see as the greatest challenges facing Turlock? *How might these be addressed over the next ten years? As we continue to grow and evolve as a community, it would be in our best interest to leave room for growth in public service, non-profit sector, agriculture, education and health care.*

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014? *Absolutely, I have over 10 years in peer-to-peer conversations on fundraising, leadership, and program development.*

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind? *As the PR and Marketing Rep for The Dental Spa, I assisted in building a successful marketing plan tailored to the economic state of Turlock while appealing to the local consumer. The result: Best Dentist in Town awarded by Turlock Journal AND Business Leader of the Year awarded by The Turlock Chamber of Commerce.*

7. What unique skills or perspective would you bring to this panel? *I have both a BA in Early Childhood with concentration in Montessori Development, and an Associates in Graphic Design. I am a business owner and community member here in Turlock. I have served on Leadership Turlock hosted by The Turlock Chamber of Commerce, as well as the Executive Board of Directors as Vice President of Fundraising which has given me a unique and inside perspective as well as a contributing voice in Turlock's local economic development programs and projects.*

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VIA EMAIL TO kweaver@turlock.ca.u*

Council member who appl.



Name: Chris Borovansky

Address: _____

Phone: _____

Email: _____

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- Resident (Owner) _____
- Resident (Tenant) _____
- Commercial Property Owner _____
- Merchant X
- None _____

2. What is the physical address of your Turlock property interest?

3. Tell us about your knowledge of economic development programs and projects.
I have served on a number of boards and commissions dealing with economic development, and related projects. These include chamber and VCB boards, capital campaigns and statewide commissions.
4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years? Balancing and diversifying growth. Addressing success other communities have had as they've looked at the same challenges facing Turlock. branding Turlock as a unique entity, either using existing resources or developing new strategies.
5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014? Yes
6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind? Partnerships and their retention are key components of running a venue and producing events. I have been director/CEO of three large fairgrounds complexes, responsible for budgets ranging from \$3 to \$13 million . I have started, or helped start, several non profit organizations designed to generate revenue for a variety of entities.
7. What unique skills or perspective would you bring to this panel? A balance of public, private and non profit experience gives me the perspectives necessary to operating a municipal entity, while taking an entrepreneurial approach to day to day, and long range, strategies.

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Office of the
City Clerk

Kris Klair

- 1) *President (Council)*
- 2)
- 3) Tell us about your knowledge of economic development programs and projects?

As a local business owner, I am well aware of the importance of having an economic strategy that will encourage growth in a stable and balanced manner. During the past 6 years, in a downturn market, I have managed to purchase and grow 5 real estate offices in California, including my main office in Turlock. I've accomplished this by following the philosophy my father, also a former Turlock business owner, instilled in me at a very early age: "Don't spend more than you make."

Just like any business, the City of Turlock must operate with an economic strategy in place. This strategy must include business growth opportunities that promote jobs, enhance the housing market, and provide much needed services to the citizens of our community. In order to do this, I know it is integral to establish and maintain relationships with partners throughout the community that will promote and support the city's projects and programs that are necessary to continue to grow our community in smart way.

Currently, I also sit on the Board of Directors on the Chamber of Commerce. As a Board member and a business owner in that city, I also play a role as a stakeholder for the City Council's Economic Development Study currently being conducted.

- 4) What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

Well like every other city, I believe JOBS is at the top of my list. Turlock is not a bedroom community. Turlock is a thriving city with great potential to offer great things to our citizens. With that being said, as a real estate broker, obviously housing is also at the top of my list. Currently, we are lacking in housing inventory which is resulting in driving up prices again. We need to weigh the pros and cons of reviewing permit fees or possibly offering incentives to developers to start building homes again. I believe another challenge is to reduce the number of empty office and retails space in downtown Turlock and along Geer Road. The city's incentive program for encouraging businesses downtown is a great concept and should be reviewed as a stepping stone in the right direction. Now, let's think bigger!

- 5) Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

Yes.

- 6) What experience do you have with redevelopment, business retention, marketing, finances and/or the development of businesses of any kind?

As I mentioned above, I am currently the Broker/Owner of 5 California real estate offices – including Fresno, Turlock, Ceres, Modesto and Manteca. I have been in business for as long as I can remember, working for my father, who also worked as a self-made businessman.

I understand the redevelopment process as it pertains to residential development. The concept is not so different in commercial development. I am currently buying dilapidated homes for rehabilitation and resale, with a focus on reaching first-time home buyers first, and investors second. I strongly believe this helps neighborhoods and citizens of our community.

I also mentioned that we were able to build our offices from 1 to 5 in a down turn real estate market. Not only did we retain our business, but we grew it to new levels, setting the foundation for long-term growth in our industry. This wasn't an overnight achievement. We are successful because we had concise plan, followed a strict budget, and kept a focus on the end prize.

- 7) What unique skills or perspective would you bring to this panel?

I have the experience of business ownership and smart business growth. I have solid networking skills to help establish and maintain good working relationships with key players that may be instrumental in moving the city forward. I possess a "systems" mentality, but am open to visioning great possibilities for our community. Most importantly, I have strong financial skills that I feel will be a great asset as we look at the future for growth and where and how additional revenue will need to come into play.

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AUG 16 2013



Office of the Name: Lawrence (Larry) Smith
City Clerk

Address: 1820 N. Quincy Rd

Turlock, CA 95382

cell: 209-613-3885

Phone: wk: 209-632-3946

Email: larrysmith@smithchevrolet
cadillac.com

CITY OF TURLOCK APPLICATION
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Resident (Owner) (1)

Resident (Tenant)

Commercial Property Owner (3)

Merchant (2)

None

2. What is the physical address of your Turlock property interest?

1 1820 N. Quincy Rd., Turlock, CA 95382

(2) 10500 - Smith Chevrolet Cadillac, Inc. & Smith Collision Center

(3) Smith Chevrolet Cadillac, Inc. & 1601 auto flow DR., Turlock, CA 95380

Mayor's Economic Development Task Force

Page 1

Application

Smith Collision Center @ 115 Florence, Turlock, CA 95380

3. Tell us about your knowledge of economic development programs and projects.

1. Founding President - Turlock/Downtown Association
 - Main Street Redevelopment and Beautification
 - Business Retention
 - Farmers Market
2. New Facility construction and business relocation of Smith Chevrolet, Inc in 2001.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years?

1. Non-public sector job creation than business retention and business attraction with City limits (personnel) or adjacent areas.
2. Recruiting of any and all agricultural related businesses (processing, manufacturing, distribution, etc) to become a "the" agricultural center of the region.
3. Redevelopment of Main Street, Gees and Leavelle avenues.

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014?

4. Working with Turlock School District, HITE, State, State to ensure that we are developing the functional skill sets in our people to support our current targeted industries.
- yes

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind?

See answers to Question #3 above

7. What unique skills or perspective would you bring to this panel?

- Founding President - Turlock/Downtown Association
- Concerned and involved local businessman who had to "fight" the the Turlock City Development Director to do respectively work with the then City Mayor and City Council to be able to relocate our business to stay within City limits as opposed to relocating into County.
- Business Leader of The Year - 2004
- Board Member (2006-2007) - Turlock Chamber of Commerce
- Board Member & Treasurer (2009-2012) Turlock Chamber of Commerce
- Local resident and businessman concerned about the long-term prospects and quality of life in Turlock and surrounding towns

RETURN TO: CITY CLERK'S OFFICE,
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OR

VIA EMAIL TO kweaver@turlock.ca.us



Name: ED YONAN

Address: _____

Phone: _____

Email: _____

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Resident (Owner)

Resident (Tenant) _____

Commercial Property Owner _____

Merchant

None _____

2. What is the physical address of your Turlock property interest?

CA 95382

3. Tell us about your knowledge of economic development programs and projects.

4. What do you see as the greatest challenges facing Turlock? How might these be addressed over the next ten years? *Growth*

5. Are you comfortable with the idea of serving as an advocate in frequent peer-to-peer conversations on this topic from now through September 2014? *Yes*

6. What experience do you have with redevelopment, business retention, marketing, finances, and/or the development of businesses of any kind? *I have 30 years of self employment experience. I have a vast knowledge of marketing.*

7. What unique skills or perspective would you bring to this panel?

Marketing, business skills

**RETURN TO: CITY CLERK'S OFFICE,
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2B

IN HONOR OF
DRIVE 4 PLEDGES DAY

September 19, 2013

WHEREAS, the City of Turlock holds the health and safety of its teenagers and adults as a chief concern; and

WHEREAS, through ItCanWait.com, Facebook, text-to-pledge, tweet-to-pledge and special events, more than 2 million people have committed to never text and drive; and

WHEREAS, 98 percent of American commuters know sending a text or email while driving is not safe; and

WHEREAS, nearly 50 percent of commuters text while behind the wheel; and

WHEREAS, more than 40 percent of commuters who text while driving reported the activity as being a habit; and

WHEREAS, a driver that sends a text message while driving not only jeopardizes his or her safety, but also the safety of passengers, pedestrians, and other drivers.

NOW, THEREFORE, I, JOHN LAZAR, by virtue of the authority vested in me as Mayor of the City of Turlock, and on behalf of all our citizens, do hereby proclaim September 19, 2013, as "DRIVE 4 PLEDGES DAY" in the City of Turlock and urge all citizens to make a lifelong commitment to stop texting while driving.

IN WITNESS WHEREOF, I, JOHN LAZAR, Mayor of Turlock, have hereunto set my hand and caused the Seal of the City of Turlock to be affixed this 10th day of September, 2013.

JOHN LAZAR, MAYOR
City of Turlock, County of Stanislaus,
State of California

5A

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF ACCEPTING DEMANDS }
OF 8/15/13 IN THE AMOUNT OF }
\$2,513,836.22; DEMANDS OF 8/22/13 IN THE }
AMOUNT OF \$2,315,161.48 }
_____ }

RESOLUTION NO. 2013

WHEREAS, the City has received demands for ratification and approval.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby accept Demands as follows:

Demands of:	In the Amount of:
8/15/13	\$2,513,836.22
8/22/13	\$2,315,161.48

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk
City of Turlock, County of Stanislaus,
State of California

Payment Register

From Payment Date: 8/9/2013 - To Payment Date: 8/15/2013

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Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
94333	08/13/2013	Open			Utility Management Refund	GLEASON, TRUDY	\$212.95		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)			\$212.95		
94334	08/14/2013	Open			Accounts Payable	ABS DIRECT INC	\$388.32		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)			\$388.32		
94335	08/14/2013	Open			Accounts Payable	COSTCO	\$3,165.41		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)			\$1,533.79		
	266 - Police Services Grants			266.11000 (Cash)			\$607.04		
	270 - Recreation Grants			270.11000 (Cash)			\$1,024.58		
94336	08/14/2013	Open			Utility Management Refund	AMERICAN HOME BUILDER	\$304.20		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)			\$304.20		
94337	08/14/2013	Open			Utility Management Refund	ARTEAGA, ERNIE	\$217.92		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)			\$217.92		
94338	08/14/2013	Open			Utility Management Refund	DAVIS, SCOTT	\$94.14		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)			\$94.14		
94339	08/14/2013	Open			Utility Management Refund	GOMEZ, MARIA, DEJESUS	\$132.90		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)			\$132.90		
94340	08/14/2013	Open			Utility Management Refund	NUCP TURLOCK LLC	\$1,631.30		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)			\$1,631.30		
94341	08/15/2013	Open			Accounts Payable	4LEAF INC	\$19,179.10		
	Paying Fund			Cash Amount					
	405 - Building			405.11000 (Cash)			\$19,179.10		
94342	08/15/2013	Open			Accounts Payable	ACCOUNTEMPS INC	\$402.27		

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Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$201.13
420 - WATER	420.11000 (Cash)	\$201.14
94343 08/15/2013 Open	Accounts Payable	\$129.75
Paying Fund	AIRGAS NCN	
110 - General Fund	110.11000 (Cash)	\$129.75
94344 08/15/2013 Open	Accounts Payable	\$24.75
Paying Fund	ALL VALLEY SMOG INC	
502 - Engineering	502.11000 (Cash)	\$24.75
94345 08/15/2013 Open	Accounts Payable	\$20,190.00
Paying Fund	ALLIANCE	
121 - Tourism-City Share & Econ Devel	121.11000 (Cash)	\$20,190.00
94346 08/15/2013 Open	Accounts Payable	\$444.68
Paying Fund	AMERICA'S AUTO GLASS	
110 - General Fund	110.11000 (Cash)	\$444.68
94347 08/15/2013 Open	Accounts Payable	\$220.00
Paying Fund	APPLIED PEST MANAGEMENT INC	
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$220.00
94348 08/15/2013 Open	Accounts Payable	\$30.77
Paying Fund	ARMOR FIRE EXTINGUISHER	
110 - General Fund	110.11000 (Cash)	\$30.77
94349 08/15/2013 Open	Accounts Payable	\$29,837.70
Paying Fund	BANK OF AGRICULTURE & COMMERCE	
305 - Capital Facility Fees	305.11000 (Cash)	\$29,837.70
94350 08/15/2013 Open	Accounts Payable	\$1,253.17
Paying Fund	BURTON'S FIRE APPARATUS	
110 - General Fund	110.11000 (Cash)	\$1,253.17
94351 08/15/2013 Open	Accounts Payable	\$2,156.43
Paying Fund	CA BLDG STANDARDS COMMS	
405 - Building	405.11000 (Cash)	\$2,156.43
94352 08/15/2013 Open	Accounts Payable	\$239.34
Paying Fund	CHAMPION INDUSTRIAL	
110 - General Fund	110.11000 (Cash)	\$239.34
94353 08/15/2013 Open	Accounts Payable	\$91.23
Paying Fund	CHARTER COMMUNICATIONS	
110 - General Fund	110.11000 (Cash)	\$29.55

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94354	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$3.34
	420 - WATER	420.11000 (Cash)		\$3.34
	501 - Information Technology	501.11000 (Cash)		\$55.00
	08/15/2013 Open	Accounts Payable	CINCINNATI LIFE INS INC	\$815.10
	Paying Fund	Cash Amount		Amount
	104 - Payroll Clearing Fund	104.11000 (Cash)		\$815.10
94355	08/15/2013 Open	Accounts Payable	CLARK PEST CONTROL INC	\$585.00
	Paying Fund	Cash Amount		Amount
94356	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$585.00
	08/15/2013 Open	Accounts Payable	CODE PUBLISHING COMPANY	\$371.45
	Paying Fund	Cash Amount		Amount
94357	110 - General Fund	110.11000 (Cash)		\$371.45
	08/15/2013 Open	Accounts Payable	COMBINED BENEFITS ADMIN C	\$163,719.02
	Paying Fund	Cash Amount		Amount
94358	511 - Health Insurance	511.11000 (Cash)		\$163,719.02
	08/15/2013 Open	Accounts Payable	COMBINED BENEFITS ADMIN=	\$136,994.79
	Paying Fund	Cash Amount		Amount
94359	511 - Health Insurance	511.11000 (Cash)		\$136,994.79
	08/15/2013 Open	Accounts Payable	CONDOR EARTH TECH INC	\$575.00
	Paying Fund	Cash Amount		Amount
94360	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$575.00
	08/15/2013 Open	Accounts Payable	CSJVRMA	\$178,863.00
	Paying Fund	Cash Amount		Amount
	110 - General Fund	110.11000 (Cash)		\$3,432.00
	205 - Sports Facilities	205.11000 (Cash)		\$23.00
	217 - Streets - Gas Tax	217.11000 (Cash)		\$339.00
	246 - Landscape Assessment	246.11000 (Cash)		\$53.00
	255 - CDBG	255.11000 (Cash)		\$13.00
	405 - Building	405.11000 (Cash)		\$24.00
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$370.00
	420 - WATER	420.11000 (Cash)		\$146.00
	425 - Transit - Dial A Ride	425.11000 (Cash)		\$160.00
	426 - Transit - BLAST	426.11000 (Cash)		\$432.00
	501 - Information Technology	501.11000 (Cash)		\$4.00
	502 - Engineering	502.11000 (Cash)		\$50.00
	505 - Fleet	505.11000 (Cash)		\$8.00
	512 - Casualty Insurance	512.11000 (Cash)		\$173,829.00

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Account Number	Payment Date	Open	Paying Fund	Account Type	DEPT OF CONSERVATION	Amount
94361	08/15/2013	Open	110 - General Fund	Cash Amount		\$7,150.72
			405 - Building	Accounts Payable		
94362	08/15/2013	Open	110.11000 (Cash)			\$7,527.08
			405.11000 (Cash)			(\$376.36)
			08/15/2013	Accounts Payable	DEPT RESOURCE RECYCLING & RECOVERY	\$51.50
94363	08/15/2013	Open	Cash Amount			\$4,008.67
			410.11000 (Cash)	Accounts Payable	DOWNEY BRAND ATTORNEYS	\$51.50
94364	08/15/2013	Open	Cash Amount			\$450.00
			410.11000 (Cash)	Accounts Payable	ENGINEERED FIRE SYST INC	\$3,437.62
			420.11000 (Cash)	Accounts Payable		\$571.05
94365	08/15/2013	Open	Cash Amount			\$10.22
			110.11000 (Cash)	Accounts Payable	EQUIFAX	\$450.00
94366	08/15/2013	Open	Cash Amount			\$372.38
			110.11000 (Cash)	Accounts Payable	FINANCIAL CREDIT NETWORK	\$10.22
94367	08/15/2013	Open	Cash Amount			\$34,747.97
			110.11000 (Cash)	Accounts Payable	GOMES & SONS INC, JOE M	\$108.22
			410.11000 (Cash)	Accounts Payable		\$146.38
			420.11000 (Cash)	Accounts Payable		\$117.78
			08/15/2013	Accounts Payable		
			Paying Fund			
			110 - General Fund			\$25,151.06
			205 - Sports Facilities			\$569.72
			217 - Streets - Gas Tax			\$787.29
			246 - Landscape Assessment			\$1,679.88
			405 - Building			\$180.01
			410 - WATER QUALITY CONTROL (WQC)			\$3,517.69
			420 - WATER			\$1,123.33
			425 - Transit - Dial A Ride			\$1,252.05
			426 - Transit - BLAST			\$111.91
			502 - Engineering			\$375.03
94368	08/15/2013	Open	Cash Amount			\$225.00
			110.11000 (Cash)	Accounts Payable	GOV'T FIN OFFICERS ASSOC	\$225.00
			Paying Fund			
			110 - General Fund			\$225.00

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Account Number	Payment Date	Open	Paying Fund	Account Type	Vendor Name	Amount
94369	08/15/2013	Open	410 - WATER QUALITY CONTROL (WQC)	Cash Amount	GRAINGER INC, W W	\$320.29
			410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$263.06
			420 - WATER	420.11000 (Cash)		\$57.23
94370	08/15/2013	Open	420 - WATER	Accounts Payable	GROENIGER & CO INC	\$5,393.36
			420 - WATER	Cash Amount		\$5,393.36
			420 - WATER	420.11000 (Cash)		\$5,393.36
94371	08/15/2013	Open	420 - WATER	Accounts Payable	HD SUPPLY WATERWORKS LTD	\$2,063.90
			420 - WATER	Cash Amount		\$2,063.90
			420 - WATER	420.11000 (Cash)		\$2,063.90
94372	08/15/2013	Open	420 - WATER	Accounts Payable	HILMAR READY MIX	\$161.44
			420 - WATER	Cash Amount		\$161.44
			420 - WATER	420.11000 (Cash)		\$161.44
94373	08/15/2013	Open	420 - WATER	Accounts Payable	HUNTINGTON COURT REPORTER	\$379.68
			420 - WATER	Cash Amount		\$379.68
			420 - WATER	420.11000 (Cash)		\$379.68
94374	08/15/2013	Open	246 - Landscape Assessment	Accounts Payable	INDEPENDENT ELECTRIC INC	\$2,571.55
			246 - Landscape Assessment	Cash Amount		\$2,571.55
			246 - Landscape Assessment	246.11000 (Cash)		\$2,571.55
94375	08/15/2013	Open	410 - WATER QUALITY CONTROL (WQC)	Accounts Payable	JUSTUS LAWNMOWER SHOP INC	\$8.01
			410 - WATER QUALITY CONTROL (WQC)	Cash Amount		\$8.01
			410 - WATER QUALITY CONTROL (WQC)	110.11000 (Cash)		\$8.01
94376	08/15/2013	Open	110 - General Fund	Accounts Payable	KYOCERA DOCUMENT SOLUTIONS AMERICA INC	\$843.58
			110 - General Fund	Cash Amount		\$843.58
			110 - General Fund	110.11000 (Cash)		\$843.58
94377	08/15/2013	Open	405 - Building	Accounts Payable	LANGUAGE LINE SERVICES	\$10.75
			405 - Building	Cash Amount		\$10.75
			405 - Building	405.11000 (Cash)		\$10.75
94378	08/15/2013	Open	505 - Fleet	Accounts Payable	MARCUM LLP	\$5,000.00
			505 - Fleet	Cash Amount		\$5,000.00
			505 - Fleet	110.11000 (Cash)		\$5,000.00
94379	08/15/2013	Open	110 - General Fund	Accounts Payable	MISSION LINEN SUPPLY INC	\$3,427.88
			110 - General Fund	Cash Amount		\$3,427.88
			110 - General Fund	110.11000 (Cash)		\$3,427.88

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Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$799.98
205 - Sports Facilities	205.11000 (Cash)	\$125.30
217 - Streets - Gas Tax	217.11000 (Cash)	\$136.56
246 - Landscape Assessment	246.11000 (Cash)	\$157.00
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$1,516.20
420 - WATER	420.11000 (Cash)	\$205.60
505 - Fleet	505.11000 (Cash)	\$487.24
08/15/2013 Open	Accounts Payable	\$813.00
	MO-CAL OFFICE SOLUTIONS INC	
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$473.95
204 - AB 939 Integrated Waste Mgmt	204.11000 (Cash)	\$1.95
255 - CDBG	255.11000 (Cash)	\$15.88
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$164.50
420 - WATER	420.11000 (Cash)	\$125.98
502 - Engineering	502.11000 (Cash)	\$30.74
08/15/2013 Open	Accounts Payable	\$143.21
	NAPA AUTO PARTS	
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$117.31
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$25.90
08/15/2013 Open	Accounts Payable	\$21.49
	O'REILLY AUTO PARTS	
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$21.49
08/15/2013 Open	Accounts Payable	\$719,758.00
	OVERAA & CO INC, C	
Paying Fund	Cash Amount	Amount
415 - Sewer Bond Projects	415.11000 (Cash)	\$719,758.00
08/15/2013 Open	Accounts Payable	\$561.81
	P G & E	
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$282.16
217 - Streets - Gas Tax	217.11000 (Cash)	\$7.84
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$210.30
426 - Transit - BLAST	426.11000 (Cash)	\$30.47
505 - Fleet	505.11000 (Cash)	\$31.04
08/15/2013 Open	Accounts Payable	\$910.00
	P H & S PRODUCTS LLC	
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$910.00
08/15/2013 Open	Accounts Payable	\$3,064.08
	PACE SUPPLY CORPORATION	

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Paying Fund		Cash Amount	Amount
94387	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$1,476.61
	420 - WATER	420.11000 (Cash)	\$1,587.47
	08/15/2013 Open	Accounts Payable	PACIFIC STORAGE COMPANY
	Paying Fund	Cash Amount	Amount
94388	110 - General Fund	110.11000 (Cash)	\$398.00
	08/15/2013 Open	Accounts Payable	PATCHETT FORD MERCURY INC
	Paying Fund	Cash Amount	Amount
94389	110 - General Fund	110.11000 (Cash)	\$13.67
	08/15/2013 Open	Accounts Payable	PLATT ELECTRIC SUPPLY
	Paying Fund	Cash Amount	Amount
	246 - Landscape Assessment	246.11000 (Cash)	\$1,180.45
94390	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$1,704.48
	08/15/2013 Open	Accounts Payable	PROCLEAN SUPPLY
	Paying Fund	Cash Amount	Amount
94391	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$1,103.29
	08/15/2013 Open	Accounts Payable	QUALITY CONTROL SERVICES
	Paying Fund	Cash Amount	Amount
94392	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$166.00
	08/15/2013 Open	Accounts Payable	R & B COMPANY
	Paying Fund	Cash Amount	Amount
94393	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$193.73
	08/15/2013 Open	Accounts Payable	\$1,251.39
	Paying Fund	Cash Amount	Amount
94394	110 - General Fund	110.11000 (Cash)	\$943.15
	08/15/2013 Open	Accounts Payable	RICHARDS WATSON & GERSHON
	Paying Fund	Cash Amount	Amount
94395	621 - Successor Agency - Non LMI	621.11000 (Cash)	\$333.45
	08/15/2013 Open	Accounts Payable	RMC WATER AND ENVIRONMENT
	Paying Fund	Cash Amount	Amount
94396	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$5,800.50
	08/15/2013 Open	Accounts Payable	SECURE DELIVERY
	Paying Fund	Cash Amount	Amount
94397	420 - WATER	420.11000 (Cash)	\$489.00
	08/15/2013 Open	Accounts Payable	SIEMENS INDUSTRY INC
	Paying Fund	Cash Amount	Amount

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94398	216 - Streets - Local Transportation 08/15/2013 Paying Fund	Open	216.11000 (Cash)	Accounts Payable	SIERRA CHEMICAL CO	\$11,742.50	\$6,251.68
94399	410 - WATER QUALITY CONTROL (WQC) 08/15/2013 Paying Fund	Open	410.11000 (Cash)	Accounts Payable	SIERRA FOOTHILL LAB INC	\$1,200.00	\$1,200.00
94400	410 - WATER QUALITY CONTROL (WQC) 08/15/2013 Paying Fund	Open	410.11000 (Cash)	Accounts Payable	SIERRA MOUNTAIN CONSTRUCTION INC	\$587,879.95	\$587,879.95
94401	415 - Sewer Bond Projects 08/15/2013 Paying Fund	Open	415.11000 (Cash)	Accounts Payable	STANISLAUS COUNTY - TAX	\$4,102.40	\$4,102.40
94402	121 - Tourism-City Share & Econ Devel 08/15/2013 Paying Fund	Open	121.11000 (Cash)	Accounts Payable	T I D	\$4,102.40	\$14,053.87
94403	110 - General Fund 216 - Streets - Local Transportation 305 - Capital Facility Fees 08/15/2013 Paying Fund	Open	110.11000 (Cash) 216.11000 (Cash) 305.11000 (Cash)	Accounts Payable	TBA AUTO PARTS	\$2,354.81 \$6.56 \$11,692.50	\$3,415.35
94404	110 - General Fund 205 - Sports Facilities 217 - Streets - Gas Tax 246 - Landscape Assessment 410 - WATER QUALITY CONTROL (WQC) 420 - WATER 425 - Transit - Dial A Ride 426 - Transit - BLAST 502 - Engineering 08/15/2013 Paying Fund	Open	110.11000 (Cash) 205.11000 (Cash) 217.11000 (Cash) 246.11000 (Cash) 410.11000 (Cash) 420.11000 (Cash) 425.11000 (Cash) 426.11000 (Cash) 502.11000 (Cash)	Accounts Payable	TG HYDRAULICS	\$1,293.83 \$14.76 \$191.19 \$76.21 \$279.86 \$217.92 \$268.77 \$901.19 \$171.62	\$150.61
94405	420 - WATER 08/15/2013 Paying Fund	Open	420.11000 (Cash)	Accounts Payable	THE MECHANICS BANK	\$150.61	\$37,882.00
94406	415 - Sewer Bond Projects 08/15/2013 Paying Fund	Open	415.11000 (Cash)	Accounts Payable	TIRE DIST SYSTEM INC	\$37,882.00	\$1,472.74

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Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$448.06
246 - Landscape Assessment	246.11000 (Cash)	\$543.66
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$481.02
08/15/2013 Open	Accounts Payable	TURF STAR
94407		\$643.33
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$643.33
08/15/2013 Open	Accounts Payable	TURLOCK CHAMBER COMMERCE
94408		\$1,856.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$1,856.00
08/15/2013 Open	Accounts Payable	TURLOCK CITY TOW INC
94409		\$465.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$340.00
217 - Streets - Gas Tax	217.11000 (Cash)	\$25.00
405 - Building	405.11000 (Cash)	\$25.00
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$25.00
426 - Transit - BLAST	426.11000 (Cash)	\$50.00
08/15/2013 Open	Accounts Payable	TURLOCK SCAVENGER CO INC
94410		\$400,000.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$400,000.00
08/15/2013 Open	Accounts Payable	UNDERGROUND SERVICE ALERT
94411		\$1,088.52
Paying Fund	Cash Amount	Amount
420 - WATER	420.11000 (Cash)	\$1,088.52
08/15/2013 Open	Accounts Payable	UNION PACIFIC RAILROAD
94412		\$272.04
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$272.04
08/15/2013 Open	Accounts Payable	UNITED RENTAL INC
94413		\$416.59
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$416.59
08/15/2013 Open	Accounts Payable	UNIVAR USA INC
94414		\$5,017.17
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$5,017.17
08/15/2013 Open	Accounts Payable	VAN DE POL ENTERPRISE INC
94415		\$602.19
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$602.19
08/15/2013 Open	Accounts Payable	VINE & SONS INC, ER
94416		\$3,369.91
Paying Fund	Cash Amount	Amount

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110 - General Fund	110.11000 (Cash)		\$622.28
205 - Sports Facilities	205.11000 (Cash)		\$42.04
217 - Streets - Gas Tax	217.11000 (Cash)		\$411.72
246 - Landscape Assessment	246.11000 (Cash)		\$95.49
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$306.21
420 - WATER	420.11000 (Cash)		\$137.27
425 - Transit - Dial A Ride	425.11000 (Cash)		\$70.28
426 - Transit - BLAST	426.11000 (Cash)		\$1,664.00
502 - Engineering	502.11000 (Cash)		\$20.62
94417	08/15/2013 Open	Accounts Payable VISION SERVICE PLAN CA	\$1,650.53
	Paying Fund	Cash Amount	Amount
	511 - Health Insurance	511.11000 (Cash)	\$1,650.53
94418	08/15/2013 Open	Accounts Payable WILLE ELECTRIC SUPPLY INC	\$218.13
	Paying Fund	Cash Amount	Amount
94419	08/15/2013 Open	Accounts Payable ZALREICH CHEMICAL CO INC	\$50,944.28
	Paying Fund	Cash Amount	Amount
94420	08/15/2013 Open	Accounts Payable ALMARAZ, ROSALINDA	\$75.00
	Paying Fund	Cash Amount	Amount
94421	08/15/2013 Open	Accounts Payable BEEBE, AMY	\$84.07
	Paying Fund	Cash Amount	Amount
94422	08/15/2013 Open	Accounts Payable BERGER LAND GROUP LP	\$525.00
	Paying Fund	Cash Amount	Amount
94423	08/15/2013 Open	Accounts Payable BLUE DIAMOND GROWERS	\$5,247.86
	Paying Fund	Cash Amount	Amount
94424	08/15/2013 Open	Accounts Payable BLUE DIAMOND GROWERS	\$185.59
	Paying Fund	Cash Amount	Amount
94425	08/15/2013 Open	Accounts Payable BREWER, JAMES	\$81.48
	Paying Fund	Cash Amount	Amount
94426	08/15/2013 Open	Accounts Payable COURTYARD SACRAMENTO CAL	\$326.32

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Paying Fund	Cash Amount	EXPO	Amount
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	COURTYARD SACRAMENTO CAL EXPO	\$326.32
94427			\$326.32
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	EWING, CHARLOTTE	\$494.16
94428			\$494.16
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	GRIMES, CAROLE	\$22.00
94429			\$22.00
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	JUARREZ, FROYLAN	\$300.00
94430			\$300.00
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	MAGANA, CRISTINA	\$69.97
94431			\$69.97
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	MEDLIN, LEE	\$162.00
94432			\$162.00
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	NCRPSTA	\$250.00
94433			\$250.00
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	NOVOA, LUZ	\$150.00
94434			\$150.00
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	REDD, TIMOTHY	\$81.12
94435			\$81.12
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	RODRIGUES, STEVE	\$75.27
94436			\$75.27
110 - General Fund 08/15/2013 Open	110.11000 (Cash)	RODRIGUEZ, JOSEPH	\$162.00
94437			\$162.00

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94438	08/15/2013	Open	Accounts Payable	TOSTA, JASON	Amount
	Paying Fund				\$77.96
110 - General Fund					
94439	08/15/2013	Open	Accounts Payable	WALKER, SHAUN	\$2,110.02
	Paying Fund				
110 - General Fund					
Type Check Totals:					\$2,110.02
AP - Accounts Payable Totals					\$2,513,836.22

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	107	\$2,513,836.22	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	107	\$2,513,836.22	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	107	\$2,513,836.22	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	107	\$2,513,836.22	\$0.00

Grand Totals:

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	107	\$2,513,836.22	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	107	\$2,513,836.22	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	107	\$2,513,836.22	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	107	\$2,513,836.22	\$0.00

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Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
94440	08/19/2013	Open			Accounts Payable	ECMC	\$380.10		
	Paying Fund			Cash Amount					
	104 - Payroll Clearing Fund			104.11000 (Cash)				\$382.10	
	110 - General Fund			110.11000 (Cash)					(\$2.00)
94441	08/19/2013	Open			Accounts Payable	FARIA, JAMIE	\$624.00		
	Paying Fund			Cash Amount					
	104 - Payroll Clearing Fund			104.11000 (Cash)				\$625.50	
	110 - General Fund			110.11000 (Cash)					(\$1.50)
94442	08/19/2013	Voided	DEPT REQUESTED	08/19/2013	Accounts Payable	FIRST AMERICAN TITLE INC	\$43,000.00		
	Paying Fund			Cash Amount					
	255 - CDBG			255.11000 (Cash)				\$21,500.00	
	256 - Stanislaus Housing Consortia			256.11000 (Cash)				\$21,500.00	
94443	08/19/2013	Open			Accounts Payable	FRANCHISE TAX BOARD	\$89.14		
	Paying Fund			Cash Amount					
	104 - Payroll Clearing Fund			104.11000 (Cash)				\$90.64	
	110 - General Fund			110.11000 (Cash)					(\$1.50)
94444	08/19/2013	Open			Accounts Payable	STANISLAUS CTY SHERIFF	\$311.75		
	Paying Fund			Cash Amount					
	104 - Payroll Clearing Fund			104.11000 (Cash)				\$313.75	
	110 - General Fund			110.11000 (Cash)					(\$2.00)
94445	08/19/2013	Open			Accounts Payable	SUPPORT PAYMENT CLEARING	\$439.13		
	Paying Fund			Cash Amount					
	104 - Payroll Clearing Fund			104.11000 (Cash)				\$440.13	
	110 - General Fund			110.11000 (Cash)					(\$1.00)
94446	08/19/2013	Open			Accounts Payable	BEEVERS, SAM	\$150.00		
	Paying Fund			Cash Amount					
	410 - WATER QUALITY CONTROL (WQC)			410.11000 (Cash)				\$150.00	
94447	08/19/2013	Open			Accounts Payable	BETTENCOURT, JOHN	\$150.00		
	Paying Fund			Cash Amount					
	410 - WATER QUALITY CONTROL (WQC)			410.11000 (Cash)				\$150.00	
94448	08/19/2013	Open			Accounts Payable	CALLAHAN, KEVIN	\$150.00		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$150.00	

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Payment ID	Date	Account	Payee	Amount
94449	08/19/2013	Open	CANTU, JOSE	\$139.90
	Paying Fund	Cash Amount		Amount
	505 - Fleet	505.11000 (Cash)		\$139.90
94450	08/19/2013	Open	DAVIS II, ROY	\$145.11
	Paying Fund	Cash Amount		Amount
	420 - WATER	420.11000 (Cash)		\$145.11
94451	08/19/2013	Open	GUERRERO, ROGELIO	\$150.00
	Paying Fund	Cash Amount		Amount
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$150.00
94452	08/19/2013	Open	HIGNITE, DENNIS	\$96.81
	Paying Fund	Cash Amount		Amount
	505 - Fleet	505.11000 (Cash)		\$96.81
94453	08/19/2013	Open	LA CROSS, RANDY	\$150.00
	Paying Fund	Cash Amount		Amount
	420 - WATER	420.11000 (Cash)		\$150.00
94454	08/19/2013	Open	LACAVA, MICHAEL	\$150.00
	Paying Fund	Cash Amount		Amount
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$150.00
94455	08/19/2013	Open	LEE, DAVID	\$150.00
	Paying Fund	Cash Amount		Amount
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$150.00
94456	08/19/2013	Open	LOPES, TONY	\$150.00
	Paying Fund	Cash Amount		Amount
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$150.00
94457	08/19/2013	Open	MEDRANO, FRANK	\$150.00
	Paying Fund	Cash Amount		Amount
	420 - WATER	420.11000 (Cash)		\$150.00
94458	08/19/2013	Open	MIKKELSEN, CARL	\$135.66
	Paying Fund	Cash Amount		Amount
	505 - Fleet	505.11000 (Cash)		\$135.66
94459	08/19/2013	Open	MILLER, MONTY	\$150.00
	Paying Fund	Cash Amount		Amount
	420 - WATER	420.11000 (Cash)		\$150.00
94460	08/19/2013	Open	MURPHY, SHAUN PATRICK	\$150.00
	Paying Fund	Cash Amount		Amount
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$150.00
94461	08/19/2013	Open	PERALES, CARLOS	\$150.00
	Paying Fund	Cash Amount		Amount

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Paying Fund	Cash Amount	Amount
94462 410 - WATER QUALITY CONTROL (WQC) 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) PINEDO JR, ALBERT	\$150.00
94463 410 - WATER QUALITY CONTROL (WQC) 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) ROMERO, FELIX	\$150.00
94464 410 - WATER QUALITY CONTROL (WQC) 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) RUCKER, GREG	\$150.00
94465 410 - WATER QUALITY CONTROL (WQC) 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) SUTHERLAND, JOSEPH	\$150.00
94466 410 - WATER QUALITY CONTROL (WQC) 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) THOMAS, CHAD N.	\$150.00
94467 420 - WATER 08/19/2013 Open Paying Fund	Accounts Payable 420.11000 (Cash) THORNTON, GARY	\$150.00
94468 410 - WATER QUALITY CONTROL (WQC) 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) VIVO, MEGAN	\$150.00
94469 410 - WATER QUALITY CONTROL (WQC) 420 - WATER 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) 420.11000 (Cash) WOOSTER, KENNETH	\$75.00 \$75.00
94470 410 - WATER QUALITY CONTROL (WQC) 08/19/2013 Open Paying Fund	Accounts Payable 410.11000 (Cash) FIRST AMERICAN TITLE INC	\$150.00
94471 256 - Stanislaus Housing Consortia 08/20/2013 Open Paying Fund	Accounts Payable 256.11000 (Cash) Utility Management Refund BLAKE, CHAD	\$45,000.00 \$130.17
94472 420 - WATER 08/20/2013 Open Paying Fund	Cash Amount 420.11000 (Cash) Utility Management Refund BYER, TRACY	\$130.17 \$220.89
420 - WATER Paying Fund	Cash Amount 420.11000 (Cash)	\$220.89

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Account Number	Date	Open	Account Name	Utility Management	Refund	Amount
94473	08/20/2013	Open	Utility Management Refund	MIRANDA, BELEN	\$113.75	
94474	08/20/2013	Open	Utility Management Refund	PATRON, MELISSA, DORA-ATO	\$736.05	
94475	08/20/2013	Open	Utility Management Refund	SOMERS, CRUZ	\$120.55	
94476	08/22/2013	Open	Accounts Payable	4LEAF INC	\$9,835.00	
94477	08/22/2013	Open	Accounts Payable	A & A PORTABLES INC	\$495.79	
94478	08/22/2013	Open	Accounts Payable	ACCOUNTEMPS INC	\$349.80	
94479	08/22/2013	Open	Accounts Payable	ADVANCED PUBLIC SAFETY	\$247.20	
94480	08/22/2013	Open	Accounts Payable	AIRGAS NCN	\$175.81	
94481	08/22/2013	Open	Accounts Payable	AMERICA'S AUTO GLASS	\$195.94	
94482	08/22/2013	Open	Accounts Payable	ANDREWS ELECTRIC MOTORS	\$1,738.19	
94483	08/22/2013	Open	Accounts Payable	ARMOR FIRE EXTINGUISHER	\$272.47	
			110 - General Fund		\$113.75	
			420 - WATER		\$736.05	
			405 - Building		\$9,835.00	
			301 - Capital Improvement		\$495.79	
			410 - WATER QUALITY CONTROL (WQC)		\$174.90	
			425 - Transit - Dial A Ride		\$174.90	
			110 - General Fund		\$247.20	
			110 - General Fund		\$175.81	
			110 - General Fund		\$195.94	
			410 - WATER QUALITY CONTROL (WQC)		\$1,738.19	
			110 - General Fund		\$272.47	
			110 - General Fund		\$113.75	
			425 - Transit - Dial A Ride		\$31.11	

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94484	505 - Fleet 08/22/2013 Paying Fund	Open	505.11000 (Cash)	Accounts Payable	AT&T MOBILITY	\$94.42
			Cash Amount			Amount
94485	110 - General Fund 08/22/2013 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	AT&T/SBC	\$844.92
			Cash Amount			Amount
94486	110 - General Fund 08/22/2013 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	AVID IDENTIFICATION INC	\$31.71
			Cash Amount			Amount
94487	110 - General Fund 08/22/2013 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	BALSWICK'S TIRE SHOP INC	\$855.09
			Cash Amount			Amount
	110 - General Fund		110.11000 (Cash)			\$3,037.95
	246 - Landscape Assessment		246.11000 (Cash)			\$480.01
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)			\$377.28
	425 - Transit - Dial A Ride		425.11000 (Cash)			\$120.71
94488	08/22/2013 Paying Fund	Open	Accounts Payable	BAUER COMPRESSORS INC		\$240.00
			Cash Amount			Amount
94489	110 - General Fund 08/22/2013 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	BUREAU VERITAS NO AMERICA	\$240.00
			Cash Amount			Amount
94490	405 - Building 08/22/2013 Paying Fund	Open	405.11000 (Cash)	Accounts Payable	BURTON'S FIRE APPARATUS	\$15,303.77
			Cash Amount			Amount
94491	110 - General Fund 08/22/2013 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	CEN CAL FIRE SYSTEMS INC	\$9,585.71
			Cash Amount			Amount
94492	305 - Capital Facility Fees 08/22/2013 Paying Fund	Open	305.11000 (Cash)	Accounts Payable	CENTRAL SANITARY SUPPLY	\$1,093.27
			Cash Amount			Amount
94493	410 - WATER QUALITY CONTROL (WQC) 08/22/2013 Paying Fund	Open	410.11000 (Cash)	Accounts Payable	CENTRAL VALLEY CONCRETE	\$2,422.98
			Cash Amount			Amount
94494	217 - Streets - Gas Tax 08/22/2013 Paying Fund	Open	217.11000 (Cash)	Accounts Payable	CHAMPION INDUSTRIAL	\$940.36
			Cash Amount			Amount
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)			\$276.45

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				Accounts Payable	CHARTER COMMUNICATIONS	Amount
94495	08/22/2013	Open				\$602.03
	Paying Fund					
	110 - General Fund					\$49.99
	410 - WATER QUALITY CONTROL (WQC)					\$110.00
	501 - Information Technology					\$442.04
94496	08/22/2013	Open		Accounts Payable	CITY OF TURLOCK - CASH	\$203.27
	Paying Fund					
	110 - General Fund					\$70.28
	405 - Building					\$20.00
	410 - WATER QUALITY CONTROL (WQC)					\$5.37
	415 - Sewer Bond Projects					\$14.10
	420 - WATER					\$41.05
	426 - Transit - BLAST					\$1.00
	502 - Engineering					\$51.47
94497	08/22/2013	Open		Accounts Payable	COMBINED BENEFITS ADMIN C	\$43,815.24
	Paying Fund					
	511 - Health Insurance					\$43,815.24
94498	08/22/2013	Open		Accounts Payable	COMBINED BENEFITS ADMIN-	\$9,012.67
	Paying Fund					
	511 - Health Insurance					\$9,012.67
94499	08/22/2013	Open		Accounts Payable	COMBINED BENEFITS ADMIN/	\$3,163.63
	Paying Fund					
	511 - Health Insurance					\$3,163.63
94500	08/22/2013	Open		Accounts Payable	COMMUNITY VETERINARY CLIN	\$721.64
	Paying Fund					
	110 - General Fund					\$74.04
	203 - Animal Fee Forfeiture					\$647.60
94501	08/22/2013	Open		Accounts Payable	COUNTRY FORD TRUCKS INC	\$757.80
	Paying Fund					
	110 - General Fund					\$142.40
	405 - Building					\$69.22
	410 - WATER QUALITY CONTROL (WQC)					\$162.40
	425 - Transit - Dial A Ride					\$383.78
94502	08/22/2013	Open		Accounts Payable	CULLIGAN INC	\$27.00
	Paying Fund					
	420 - WATER					\$27.00
94503	08/22/2013	Open		Accounts Payable	CUMMINS WEST INC	\$548.19

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Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$129.29
426 - Transit - BLAST	426.11000 (Cash)	\$418.90
08/22/2013 Open	Accounts Payable	CURTIS & SONS INC, L N
94504		\$347.63
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$347.63
08/22/2013 Open	Accounts Payable	DELTA WIRELESS & NETWORK
94505		\$184,302.57
Paying Fund	Cash Amount	Amount
305 - Capital Facility Fees	305.11000 (Cash)	\$183,783.60
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$518.97
08/22/2013 Open	Accounts Payable	DEPT OF HEALTH SERVICES
94506		\$105.00
Paying Fund	Cash Amount	Amount
420 - WATER	420.11000 (Cash)	\$105.00
08/22/2013 Open	Accounts Payable	DIEDE CONSTRUCTION INC
94507		\$77,372.55
Paying Fund	Cash Amount	Amount
305 - Capital Facility Fees	305.11000 (Cash)	\$77,372.55
08/22/2013 Open	Accounts Payable	DWYER INSTRUMENTS, INC.
94508		\$2,395.27
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$2,395.27
08/22/2013 Open	Accounts Payable	ENGINEERED FIRE SYST INC
94509		\$990.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$990.00
08/22/2013 Open	Accounts Payable	ERB BROTHERS INC
94510		\$90.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$90.00
08/22/2013 Open	Accounts Payable	FEDERAL EXPRESS
94511		\$263.94
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$229.06
405 - Building	405.11000 (Cash)	\$28.03
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$6.85
08/22/2013 Open	Accounts Payable	FIRST TRANSIT INC
94512		\$45,320.68
Paying Fund	Cash Amount	Amount
425 - Transit - Dial A Ride	425.11000 (Cash)	\$8,132.65
426 - Transit - BLAST	426.11000 (Cash)	\$37,188.03
08/22/2013 Open	Accounts Payable	GOMES & SONS INC, JOE M
94513		\$989.61
Paying Fund	Cash Amount	Amount
420 - WATER	420.11000 (Cash)	\$989.61

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Account Number	Payment Date	Open	Paying Fund	Account Type	Account Name	Cash Amount	Amount
94514	08/22/2013	Open	217 - Streets - Gas Tax	Accounts Payable	GOMES PROPANE	\$53.27	\$53.27
94515	08/22/2013	Open	410 - WATER QUALITY CONTROL (WQC)	Accounts Payable	GRADY COMPANY INC, KEN	\$4,083.94	\$4,083.94
94516	08/22/2013	Open	215 - Streets - Grant Funded Projects	Accounts Payable	GRANITE CONSTRUCTION COMPANY	\$683,589.10	\$683,589.10
94517	08/22/2013	Open	110 - General Fund	Accounts Payable	GSJSA	\$3,133.00	\$3,133.00
94518	08/22/2013	Open	420 - WATER	Accounts Payable	HD SUPPLY WATERWORKS LTD	\$127.81	\$127.81
94519	08/22/2013	Open	110 - General Fund	Accounts Payable	HILMAR READY MIX	\$121.08	\$121.08
94520	08/22/2013	Open	410 - WATER QUALITY CONTROL (WQC)	Accounts Payable	HOLT OF CALIFORNIA INC	\$833.39	\$833.39
94521	08/22/2013	Open	420 - WATER	Accounts Payable	HUNTINGTON COURT REPORTER	\$635.16	\$635.16
94522	08/22/2013	Open	110 - General Fund	Accounts Payable	KEY SEAL PRODUCTS INC	\$381.72	\$381.72
94523	08/22/2013	Open	217 - Streets - Gas Tax	Accounts Payable	KLEINFELDER WEST INC dba KLEINFELDER INC	\$5,468.00	\$5,468.00
94524	08/22/2013	Open	410 - WATER QUALITY CONTROL (WQC)	Accounts Payable	LEHIGH HANSON INC	\$937.79	\$937.79

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94525	217 - Streets - Gas Tax 08/22/2013 Voided	INCORRECT ENTRY	217.11000 (Cash) 08/23/2013 Accounts Payable	LEXISNEXIS RISK SOLUTIONS FL INC	\$937.79
	Paying Fund		Cash Amount		Amount
	110 - General Fund		110.11000 (Cash)		\$750.00
94526	08/22/2013 Open		Accounts Payable	MC COY TRUCK TIRE SERVICE CENTER INC	\$2,970.05
	Paying Fund		Cash Amount		Amount
	426 - Transit - BLAST		426.11000 (Cash)		\$2,970.05
94527	08/22/2013 Open		Accounts Payable	MID CAL PIPELINE/UTIL INC	\$46,930.00
	Paying Fund		Cash Amount		Amount
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)		\$20,179.90
	420 - WATER		420.11000 (Cash)		\$26,750.10
94528	08/22/2013 Open		Accounts Payable	MME	\$269,926.29
	Paying Fund		Cash Amount		Amount
	215 - Streets - Grant Funded Projects		215.11000 (Cash)		\$269,580.11
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)		\$346.18
94529	08/22/2013 Open		Accounts Payable	MONTE VISTA SMALL ANIMAL HOSPITAL	\$358.00
	Paying Fund		Cash Amount		Amount
	203 - Animal Fee Forfeiture		203.11000 (Cash)		\$358.00
94530	08/22/2013 Open		Accounts Payable	MUNICIPAL EMERGENCY SERVICES, INC.	\$1,749.35
	Paying Fund		Cash Amount		Amount
	110 - General Fund		110.11000 (Cash)		\$1,749.35
94531	08/22/2013 Open		Accounts Payable	NEVER BORING DESIGN INC	\$1,172.87
	Paying Fund		Cash Amount		Amount
	112 - Capital Purchases		112.11000 (Cash)		\$445.03
	266 - Police Services Grants		266.11000 (Cash)		\$727.84
94532	08/22/2013 Open		Accounts Payable	OMNI-MEANS INC	\$33,205.20
	Paying Fund		Cash Amount		Amount
	305 - Capital Facility Fees		305.11000 (Cash)		\$33,205.20
94533	08/22/2013 Open		Accounts Payable	P G & E	\$6,471.25
	Paying Fund		Cash Amount		Amount
	110 - General Fund		110.11000 (Cash)		\$19.19
	505 - Fleet		505.11000 (Cash)		\$6,452.06
94534	08/22/2013 Open		Accounts Payable	PACE SUPPLY CORPORATION	\$737.68
	Paying Fund		Cash Amount		Amount
	420 - WATER		420.11000 (Cash)		\$737.68

Payment Register

From Payment Date: 8/16/2013 - To Payment Date: 8/22/2013

Payment ID	Date	Account	Account Type	Amount	Vendor
94535	08/22/2013	Open	Accounts Payable	\$672.62	PAUL'S PAINT COMPANY
		Paying Fund	Cash Amount		
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$672.62	
94536	08/22/2013	Open	Accounts Payable	\$525.00	PRECISION CRANE & HOIST INC
		Paying Fund	Cash Amount		
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$525.00	
94537	08/22/2013	Open	Accounts Payable	\$2,841.09	PRECISION CUSTOM WIRING
		Paying Fund	Cash Amount		
	112 - Capital Purchases	112.11000 (Cash)		\$2,841.09	
94538	08/22/2013	Open	Accounts Payable	\$9,097.01	PRESORT CTR STOCKTON INC
		Paying Fund	Cash Amount		
	110 - General Fund	110.11000 (Cash)		\$3,032.33	
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$3,032.34	
	420 - WATER	420.11000 (Cash)		\$3,032.34	
94539	08/22/2013	Open	Accounts Payable	\$8,557.00	PUBLIC ENGINES, INC.
		Paying Fund	Cash Amount		
	266 - Police Services Grants	266.11000 (Cash)		\$8,557.00	
94540	08/22/2013	Open	Accounts Payable	\$2,728.75	RAY MORGAN COMPANY
		Paying Fund	Cash Amount		
	110 - General Fund	110.11000 (Cash)		\$1,733.20	
	205 - Sports Facilities	205.11000 (Cash)		\$36.66	
	217 - Streets - Gas Tax	217.11000 (Cash)		\$4.19	
	246 - Landscape Assessment	246.11000 (Cash)		\$4.17	
	405 - Building	405.11000 (Cash)		\$121.88	
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$405.17	
	420 - WATER	420.11000 (Cash)		\$220.12	
	502 - Engineering	502.11000 (Cash)		\$203.36	
94541	08/22/2013	Open	Accounts Payable	\$168,534.16	REED INC, GEORGE
		Paying Fund	Cash Amount		
	215 - Streets - Grant Funded Projects	215.11000 (Cash)		\$48,402.43	
	305 - Capital Facility Fees	305.11000 (Cash)		\$120,131.73	
94542	08/22/2013	Open	Accounts Payable	\$1,425.20	ROBIC REFRIGERATION INC
		Paying Fund	Cash Amount		
	110 - General Fund	110.11000 (Cash)		\$1,425.20	
94543	08/22/2013	Open	Accounts Payable	\$754.00	ROMEO MEDICAL CLINIC
		Paying Fund	Cash Amount		
	110 - General Fund	110.11000 (Cash)		\$365.00	

Payment Register

From Payment Date: 8/16/2013 - To Payment Date: 8/22/2013

94544	246 - Landscape Assessment	246.11000 (Cash)			\$47.00
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$212.00
	420 - WATER	420.11000 (Cash)			\$130.00
	08/22/2013 Open	Accounts Payable	SAFETY-KLEEN CORPORATION		\$134.32
	Paying Fund	Cash Amount		Amount	
94545	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$134.32
	08/22/2013 Open	Accounts Payable	SANTA FE AGGREGATES INC		\$158.39
	Paying Fund	Cash Amount		Amount	
94546	217 - Streets - Gas Tax	217.11000 (Cash)			\$158.39
	08/22/2013 Open	Accounts Payable	SHAPE INC		\$2,932.03
	Paying Fund	Cash Amount		Amount	
94547	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$2,932.03
	08/22/2013 Open	Accounts Payable	SHARPENING SHOP		\$4.57
	Paying Fund	Cash Amount		Amount	
94548	110 - General Fund	110.11000 (Cash)			\$4.57
	08/22/2013 Open	Accounts Payable	SIERRA CHEMICAL CO		\$2,083.89
	Paying Fund	Cash Amount		Amount	
94549	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$2,083.89
	08/22/2013 Open	Accounts Payable	SIERRA FOOTHILL LAB INC		\$3,050.00
	Paying Fund	Cash Amount		Amount	
94550	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$3,050.00
	08/22/2013 Open	Accounts Payable	SIERRA MOUNTAIN CONSTRUCTION INC		\$80,426.05
	Paying Fund	Cash Amount		Amount	
94551	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$80,426.05
	08/22/2013 Open	Accounts Payable	SPRINT		\$1,202.70
	Paying Fund	Cash Amount		Amount	
	110 - General Fund	110.11000 (Cash)			\$250.00
	205 - Sports Facilities	205.11000 (Cash)			\$67.94
	217 - Streets - Gas Tax	217.11000 (Cash)			\$56.03
	246 - Landscape Assessment	246.11000 (Cash)			\$38.14
	270 - Recreation Grants	270.11000 (Cash)			\$14.09
	405 - Building	405.11000 (Cash)			\$52.62
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$197.06
	420 - WATER	420.11000 (Cash)			\$129.47
	426 - Transit - BLAST	426.11000 (Cash)			\$27.81
	502 - Engineering	502.11000 (Cash)			\$331.49
	505 - Fleet	505.11000 (Cash)			\$38.05

Payment Register

From Payment Date: 8/16/2013 - To Payment Date: 8/22/2013

203 - Animal Fee Forfeiture	203.11000 (Cash)		\$476.55
205 - Sports Facilities	205.11000 (Cash)		\$914.14
216 - Streets - Local Transportation	216.11000 (Cash)		\$144.19
217 - Streets - Gas Tax	217.11000 (Cash)		\$832.41
225 - Transportation Tax	225.11000 (Cash)		\$386.97
240 - Small Equipment Replacement	240.11000 (Cash)		\$1,363.93
242 - Computer Replacement	242.11000 (Cash)		\$40,734.05
246 - Landscape Assessment	246.11000 (Cash)		\$1,487.72
255 - CDBG	255.11000 (Cash)		\$93.25
266 - Police Services Grants	266.11000 (Cash)		\$1,475.67
270 - Recreation Grants	270.11000 (Cash)		\$32.28
305 - Capital Facility Fees	305.11000 (Cash)		\$2,679.32
405 - Building	405.11000 (Cash)		\$3,260.22
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$7,856.21
411 - Storm Drainage Construction	411.11000 (Cash)		\$567.80
420 - WATER	420.11000 (Cash)		\$4,608.91
426 - Transit - BLAST	426.11000 (Cash)		\$998.00
501 - Information Technology	501.11000 (Cash)		\$708.95
502 - Engineering	502.11000 (Cash)		\$333.70
602 - Downtown Improvement Project	602.11000 (Cash)		\$46.48
08/22/2013 Paying Fund	Cash Amount	Accounts Payable	\$69.16
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	VALLEY BALANCING & AUTO	Amount
08/22/2013 Paying Fund	Cash Amount	Accounts Payable	\$69.16
110 - General Fund	110.11000 (Cash)	VAN DE POL ENTERPRISE INC	Amount
08/22/2013 Paying Fund	Cash Amount	Accounts Payable	\$681.17
110 - General Fund	110.11000 (Cash)	VERIZON WIRELESS	Amount
08/22/2013 Paying Fund	Cash Amount	Accounts Payable	\$1,469.25
110 - General Fund	110.11000 (Cash)	VETERINARY MED CTR INC	Amount
08/22/2013 Paying Fund	Cash Amount	Accounts Payable	\$65.00
203 - Animal Fee Forfeiture	203.11000 (Cash)	VISION SERVICE PLAN CA	Amount
08/22/2013 Paying Fund	Cash Amount	Accounts Payable	\$6,282.97
511 - Health Insurance	511.11000 (Cash)	VOLVO RENTS CONSTRUCTION EQUIPMENT	Amount
08/22/2013 Paying Fund	Cash Amount	Accounts Payable	\$239.15

Payment Register

From Payment Date: 8/16/2013 - To Payment Date: 8/22/2013

94569	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	Accounts Payable	WEST PUBLISHING CORPORATION	\$239.15
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$137.45
94570	110 - General Fund	110.11000 (Cash)	Accounts Payable	WEST STEEL & PLASTIC	\$11.45
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$11.45
94571	110 - General Fund	110.11000 (Cash)	Accounts Payable	AYRES HOTEL & SPA MORENO VALLEY	\$453.60
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$453.60
94572	110 - General Fund	110.11000 (Cash)	Accounts Payable	CARQUEST AUTO PARTS	\$379.19
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$379.19
94573	110 - General Fund	110.11000 (Cash)	Accounts Payable	CHALUPNIK, LARRY	\$67.00
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$67.00
94574	110 - General Fund	110.11000 (Cash)	Accounts Payable	CLASSIC COLORS	\$1,000.00
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$1,000.00
94575	110 - General Fund	110.11000 (Cash)	Accounts Payable	MORENO, ROCIO, C	\$300.00
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$300.00
94576	110 - General Fund	110.11000 (Cash)	Accounts Payable	NAVARRO, FRANCISCO	\$260.00
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$260.00
94577	110 - General Fund	110.11000 (Cash)	Accounts Payable	REDD, TIMOTHY	\$260.00
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$260.00
94578	110 - General Fund	110.11000 (Cash)	Accounts Payable	RIVERSIDE COUNTY SHERIFFS DEPARTMENT	\$260.00
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$260.00
94579	110 - General Fund	110.11000 (Cash)	Accounts Payable	ROGERS, WAYNE	\$80.00
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		110.11000 (Cash)			\$80.00
94580	217 - Streets - Gas Tax	217.11000 (Cash)	Accounts Payable	RUSSELL, DAVID	\$400.27
	08/22/2013 Open				
	Paying Fund	Cash Amount			Amount
		217.11000 (Cash)			\$400.27

Payment Register

From Payment Date: 8/16/2013 - To Payment Date: 8/22/2013

94581	110 - General Fund 08/22/2013 Paying Fund	Open	Accounts Payable	STAPLER, MICHAEL	\$400.27	\$350.00
94582	110 - General Fund 08/22/2013 Paying Fund	Open	Accounts Payable	WAKE, GARY	\$1,108.25	\$242.00
94583	110 - General Fund 08/22/2013 Paying Fund	Open	Accounts Payable	WEBB, STEPHEN	\$242.00	\$80.00
94584	110 - General Fund 08/22/2013 Paying Fund	Open	Accounts Payable	WILLIAMS, CASEY	\$80.00	
217 - Streets - Gas Tax					\$80.00	
Type Check Totals:					145 Transactions	\$2,315,161.48
AP - Accounts Payable Totals						

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	143	\$2,271,411.48	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	2	\$43,750.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	145	\$2,315,161.48	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	143	\$2,271,411.48	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	2	\$43,750.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	145	\$2,315,161.48	\$0.00

Grand Totals:

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	143	\$2,271,411.48	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	2	\$43,750.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	145	\$2,315,161.48	\$0.00

Payment Register

From Payment Date: 8/16/2013 - To Payment Date: 8/22/2013

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	143	\$2,271,411.48	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	2	\$43,750.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	145	\$2,315,161.48	\$0.00

AUGUST 27, 2013
6:00 p.m.
City of Turlock Yosemite Room
156 S. Broadway, Turlock, California

5B1
MINUTES
Regular Meeting
Turlock City Council

DRAFT

1. A. **CALL TO ORDER** – Mayor Lazar called the meeting to order at 6:03 p.m.
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Steven Nascimento, Forrest White,
and Mayor John S. Lazar.
ABSENT: None

Deputy City Clerk Stacey Tonarelli seated at dais as Clerk.

B. SALUTE TO THE FLAG

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

- A. Mayor Lazar presented a Proclamation to Dan Madden, Director of Municipal Services, in honor of his retirement and service to the City of Turlock.

City Clerk Kellie Weaver arrived at 6:08 p.m. and was seated at dais.

- B. Assistant to the City Manager for Economic Development/Housing Program Services Maryn Pitt presented a Turlock Business Incentive Program check to Robert Britt of Classic Colors.

3. **A. SPECIAL BRIEFINGS:**

1. Turlock City Arts Commissioner Sergio Alvarado briefed the Council on the dates of the 2014 Spring Juried Art Show being selected as April 2, 2014 through May, 11, 2014, the call for entries for a new mural project at Columbia Park, and ad hoc committee approval for the placement of the Queen Shamiram statue.

B. STAFF UPDATES: None

C. PUBLIC PARTICIPATION: None

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

5. **CONSENT CALENDAR:**

Councilmember Bublak requested that Item 5I be removed from the Consent Calendar for separate consideration.

Action: Motion by Councilmember DeHart, seconded by Councilmember White, and unanimously carried to adopt the amended consent calendar as follows:

- A. **Resolution No. 2013-145** Accepting Demands of 7/18/13 in the amount of \$3,086,464.29; Demands of 7/25/13 in the amount of \$1,488,904.22; Demands of 8/1/13 in the amount of \$520,459.87; Demands of 8/8/13 in the amount of \$1,224,251.73;

DRAFT

- B. Motion: Accepting Minutes of Regular Meeting of August 13, 2013
- C. 1. Motion: Approving Contract Change Order No. 1 (Final) in the amount of \$647.08 (Fund 215) for City Project No. 11-18, "Purchase of CNG Street Sweeper," bringing the contract total to \$278,564.72
2. Motion: Accepting improvements for City Project No. 11-18, "Purchase of CNG Street Sweeper," and authorizing the City Engineer to file a Notice of Completion
- D. 1. Motion: Approving Contract Change Order No. 1 (Final) in the amount of \$6,288.80 (Fund 255) for City Project No. 12-57, "Soderquist Sidewalk Improvements Phase 2," bringing the contract total to \$97,125.80
2. Motion: Accepting improvements for City Project No. 12-57, "Soderquist Sidewalk Improvements Phase 2," and authorizing the City Engineer to file a Notice of Completion
- E. Motion: Making the determination that City Project No. 13-46, "Senior Center Fence Installation," is exempt from the provisions of CEQA in accordance with Section 15303 (d), "New Construction or Conversion of Small Structures," and awarding bid and approving an agreement in the amount of \$9,705 (Fund 301) with Golden Bay Fence plus Iron Works, Inc., Stockton, California, for City Project No. 13-46, "Senior Center Fence Installation"
- F. Motion: Authorizing an agreement between the City of Turlock and Keyes Community Services District for the disposal of sanitary sewer collection system solids to the Turlock Regional Water Quality Control Facility
- G. Motion: Approving an agreement renewal between independent contractor Dragon Sports and the City of Turlock to offer youth self-defense classes
- H. Motion: Approving a Memorandum of Understanding among Stanislaus County Office of Education, the City of Turlock and the Turlock Unified School District, and authorizing the acceptance of an allocation of funds and execution of a grant agreement to implement the ASES Program (Supporting After School for Everyone)
- I. *Removed for separate consideration*
- J. 1. Motion: Determining that the project is exempt from CEQA pursuant to Section 15303 or 15304 of the California Environmental Quality Act Guidelines
2. Motion: Authorizing the attached agreement with Old Castile Properties, LP, to provide water service to 5213 West Main Street (APN 023-040-008)
3. Motion: Authorizing staff to submit an application to the Stanislaus Local Agency Formation Commission for an Out-of-Boundary Service Agreement

Item 5I

Parks, Recreation and Community Facilities Manager Allison Van Guilder presented the staff report on the request to approve Amendment No. 2 to the non-exclusive building lease agreement between the City of Turlock and Turlock Gospel Mission, a non-profit corporation, for the City owned area and building located at 1030 East Avenue, Turlock, California (Youth Center).

Mayor Lazar asked for public comment.

Turlock Gospel Mission representative Chris Kiriakou spoke in favor of the agreement and provided information regarding steps taken to date related to the construction of their new facility.

Council discussion included consideration of a new lease with 6 month increment periods and updates by Turlock Gospel Mission presented every 6 months.

Mayor Lazar closed the public hearing.

Additional Council discussion included neighborhood concerns, concerns about loitering in City parks, various lease options, and positive achievements made as a result of the HAM Center's efforts.

Mayor Lazar reopened public comment.

Mr. Kiriakou spoke regarding termination options included in the proposed amendment and provided additional progress and funding information.

Mayor Lazar closed public comment.

Councilmember Bublak moved to extend the contract for an additional year, then return to Council to approve future extensions. Councilmember White requested to amend Councilmember Bublak's motion to add that expenses incurred by Turlock Gospel Mission would apply to the third year of the contract. Councilmember DeHart agreed to second the motion upon Councilmember Bublak agreeing to the amendment. Councilmember White clarified the motion, at which time City Manager Wasden offered an alternative, which was accepted by Councilmember Bublak, to implement the new contract, which would take care of offsetting the rent, but change the term to one year.

Action: Motion by Councilmember Bublak, seconded by Councilmember DeHart, to implement the new contract [Amendment No. 2 to the non-exclusive building lease agreement between the City of Turlock and Turlock Gospel Mission, a non-profit corporation, for the City owned area and building located at 1030 East Avenue, Turlock, California (Youth Center)], but change the amended term of agreement from two years to one year. Motion carried unanimously.

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS:** None

8. **SCHEDULED MATTERS:**

Mayor Lazar advised the Mayor's Economic Development Task Force Item scheduled for tonight's meeting would be put forward.

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

Mayor Lazar requested consideration that Denair Park concerns be agendized for future discussion.

Councilmember White requested consideration that a tow yard compliance update be agendized and presented by Police staff.

10. COUNCIL COMMENTS:

Councilmember Bublak announced the upcoming Crime Stoppers dinner to be held in Modesto on September 20, 1013.

Mayor Lazar adjourned to the Special Council Workshop on Draft Water Rates and Water Capacity Charges Study.

Mayor Lazar adjourned to the Successor Agency Meeting.

Mayor Lazar reconvened the Turlock City Council Meeting.

11. CLOSED SESSION:

City Attorney Phaedra Norton introduced the Closed Session Item.

- A. Conference with Labor Negotiators, Cal. Gov't Code §54957.6
Agency Negotiators: Roy W. Wasden/Dave Young
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., Assistant to the City Manager for Economic Development/Community Housing, Community Housing Program Supervisor, Deputy Development Services Director/Planning, Development Services Director/City Engineer, Development Services Supervisor/City Surveyor, Executive Assistant to the City Manager/City Clerk, Finance Customer Service Supervisor, Fire Chief, Human Resources Manager, Human Resources Technician, Legal Assistant, Municipal Services Director, Municipal Services Deputy Director, Payroll Coordinator, Principal Civil Engineer, Regulatory Affairs Manager, Secretary/Deputy City Clerk, Executive Administrative Assistant/Public Safety, Technical Services Manager, Utilities Manager, Water Quality Control Division Manager

Action: No reportable action.

12. ADJOURNMENT:

Motion by Councilmember DeHart, seconded by Councilmember Bublak, to adjourn at 7:48 p.m.
Motion carried unanimously.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk

AUGUST 27, 2013
6:00 p.m.
City of Turlock Yosemite Room
156 S. Broadway, Turlock, California

DRAFT

5B2

MINUTES
Special Meeting

1. **CALL TO ORDER** - Mayor Lazar called the meeting to order at 6:37 p.m.
PRESENT: Councilmembers Bill DeHart, Steven Nascimento, Amy Bublak, Forrest White, and Mayor John S. Lazar.
ABSENT: None

2. **PUBLIC PARTICIPATION:** None

3. **DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATION:** None

4. **WORKSHOP – DRAFT WATER RATES AND WATER CAPACITY CHARGES STUDY**

Development Services Director Dan Madden and Regulatory Affairs Manager Michael Cooke presented information regarding the Draft Water Rates and Water Capacity Charges Study. Mr. Cooke provided information on the condition of the water enterprise fund and surface water/ground water resources.

Tom Pavletic of Municipal Financial Services presented information about rate development objectives, rate calculation methodology, findings and projected water rates, water bill impacts and residential bill survey, and changes to water development fees.

Council discussion included the possibility of recharging existing wells.

Mayor Lazar asked for public comment.

Jose Gonzalez spoke regarding water rates in Turlock, surface water being expensive, the responsibility of the County in regard to water, and keeping groundwater as the primary source.

Mayor Lazar closed public comment.

Additional Council and staff discussion included addressing a JPA commitment before moving forward, concerns about increases for those on fixed incomes, the need to invest now to pave the way for future leaders, development vs. residential fee rate increases, realizing the value of water, and future steps to be taken.

5. **ADJOURNMENT:**

Mayor Lazar adjourned the meeting at 7:47 p.m.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk

DRAFT

AUGUST 27, 2013
6:00 p.m.
City of Turlock Yosemite Room
156 S. Broadway, Turlock, California

MINUTES
Meeting
Successor Agency to the
Turlock Redevelopment Agency

1. **CALL TO ORDER** – Chairman Lazar called the meeting to order at 6:37 p.m.
PRESENT: Agency Members Bill DeHart, Steven Nascimento, Amy Bublak, Forrest White and Chairman John S. Lazar
ABSENT: None

2. **CITIZEN PARTICIPATION:** None

3. **DECLARATION OF CONFLICT OF INTEREST AND DISQUALIFICATIONS:** None

4. **CONSENT CALENDAR**

Action: Motion by Agency Member White, seconded by Agency Member Bublak, and carried unanimously to adopt the consent calendar as follows:
 - A. Motion: Accepting Minutes of the March 26, 2013 Special Meeting of the Successor Agency to the Turlock Redevelopment Agency

5. **PUBLIC HEARINGS:** None

6. **SCHEDULED MATTERS:**
 - A. Assistant to the City Manager for Economic Development/Housing Program Services Maryn Pitt presented the staff report on the request to permit Cherry Tree Village Partners, LP to apply for and receive property tax exemption for past and future tax years as provided for under the provisions of the Regulatory Agreement and Declaration of Restrictive Covenants, Article 3, Section 3, and to apply for and receive unpaid and future tax exemption status.

Agency discussion included the consequences of the exemption in terms of a loss of tax dollars to the General Fund and the benefits it would bring to the neighborhood.

Chairman Lazar asked for public comment. No one spoke. Chairman Lazar closed public comment.

Action: **Resolution No. SA-2013-003** Permitting Cherry Tree Village Partners, LP to apply for and receive property tax exemption for past and future tax years as provided for under the provisions of the Regulatory Agreement and Declaration of Restrictive Covenants, Article 3, Section 3, and allowing Cherry Tree Village Partners, LP to apply for and receive unpaid and future tax exemption status was introduced by Agency Member White, seconded by Agency Member DeHart, and carried unanimously.

7. **ADJOURNMENT**

Chairman Lazar adjourned the meeting at 6:44 p.m.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk



Council Synopsis

September 10, 2013

5C

From: Michael G. Pitcock, P.E.
Director of Development Services / City Engineer

Prepared by: Stephen Fremming, P.E., Associate Civil Engineer

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Motion: Making the determination that City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane," is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15303 (New Construction or Conversion of Small Structures) or 15304 (Minor Alterations of Land) or 15332 (Infill Development Projects) of the CEQA Guidelines and

Motion: Awarding bid and approving an agreement in the amount of \$368,324 (Fund 215) with George Reed Inc., of Modesto, California, for City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane"

Resolution: Appropriating \$10,000 to account number 215-40-420.38001_189 "Transfer from Fund 217 – GSB/Del's TS" to be funded via a transfer of Section 2103 Gas Tax Monies from Fund 217 "Gas Tax Fund" for City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane"

2. DISCUSSION OF ISSUE:

On August 29, 2013 five (5) bids were received for City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane." George Reed Inc. of Modesto, California, was the lowest responsible bidder with a bid in the amount of \$368,324.

Bid Summary:

COMPANY NAME	BID AMOUNT
George Reed, Inc.	\$368,324.00
Ross F. Carrol, Inc.	\$381,333.00
Taylor Backhoe Service, Inc.	\$397,906.34
MCI Engineering, Inc.	\$429,569.00
Tennyson Electric	\$447,414.50

This project has been selected as a recipient of federal funds under the Congestion Mitigation and Air Quality Improvement (CMAQ) Program. Southbound vehicle traffic on Del's Lane experiences difficulty turning left onto Golden State Boulevard due to the amount of traffic and relatively high speeds of vehicles on Golden State Boulevard. There is also a lack of safe pedestrian crosswalks in this area. The scope of work for this project includes the signalization of the intersection of Golden State Boulevard and Del's Lane, pavement rehabilitation, installation of concrete curb ramps for pedestrian use, and traffic striping and markings. Signalization of the intersection will provide improved safety and decreased emissions.

3. BASIS FOR RECOMMENDATION:

- A) Per the Public Contract Code, the City Council must authorize an Award of Bid to the lowest responsible bidder.
- B) The installation of a traffic signal will provide improved safety and decreased emissions.

Strategic Plan Initiative D. MUNICIPAL INFRASTRUCTURE

- Goal(s):** a. Identify avenues to address current deficiencies
 iv) Streets/Roadways

The intersection of Golden State Boulevard and Del's Lane is deficient in terms of traffic movement efficiency, safety, and pavement condition.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact:

This project is federally funded by CMAQ. The estimated breakdown of the federal and local share for this project is shown below.

	<u>Estimated Cost</u>	<u>Federal Share</u>	<u>Local Share</u>
Contractor Bid Cost:	\$ 368,324	\$ 368,324 (T)	\$ 0
Construction Contingency:	\$ 55,248	\$ 55,248 (T)	\$ 0
Construction Engineering:	\$ 42,357	\$ 42,357 (T)	\$ 0
Materials Testing:	\$ 12,000	\$ 12,000 (T)	\$ 0
T.I.D. Service:	\$ 970	\$ 0	\$ 970
Signal Start Up Support:	\$ 1,000	\$ 0	\$ 1,000
Initial Project Development:	\$ 4,048	\$ 0	\$ 4,048
Preliminary Engineering:	\$ 25,869	\$ 25,869 (T)	\$ 0
Utility Potholing:	\$ 3,000	\$ 0	\$ 3,000
Total:	\$ 512,816	\$ 503,798	\$ 9,018

Note: Where "(T)" is shown in the table above, toll credits apply and no local match is needed.

By separate resolution, staff requests an appropriation of \$10,000 from Section 2103 Gas Tax Monies from Fund 217 "Gas Tax Fund" to account numbers 215-40-420.38001_189, "Transfer from Fund 217 – GSB/Del's TS" to complete funding for non-federally participating expenses.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

Staff recommends that the City Council find the project exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to any of the following sections of the CEQA Guidelines:

Section 15303 (New Construction or Conversion of Small Structures): Pursuant to Section 15303(d) this project is a minor street improvement that is required to serve new growth and construction in the City. The installation a traffic signal would occur within the existing public right-of-way and is required to mitigate the impacts of growth of traffic occurring within the area.

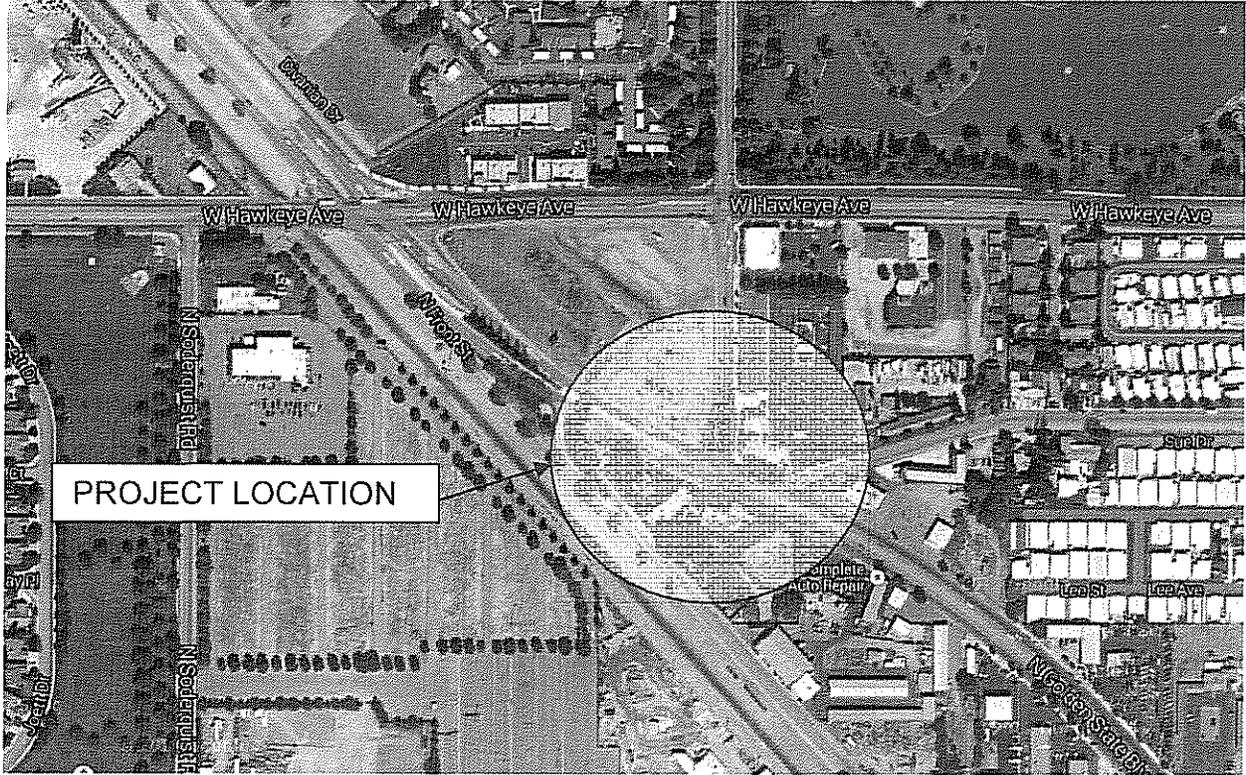
Section 15304 (Minor Alterations of Land): Pursuant to Section 15304 exempts minor public or private alterations of land that do not remove healthy mature or scenic trees or agricultural purposes. An example includes the construction of a bicycle lane on existing rights-of-way as well as grading and trenching activities. The construction of the traffic signal includes the installation of poles and mechanical equipment that is of a minor nature and is being done on existing developed land. No right-of-way acquisition is required.

Section 15332 (In-fill Development Projects): Pursuant to Section 15332, in-fill development that is consistent with the applicable general plan and all applicable general plan policies, and occurs on a site less than 5 acres in size that has no value as habitat may be considered for exemption. No other environmental effects such as traffic, noise, air quality or water quality, or impact to public services would result from the project. The project is the installation of traffic signals that is required to implement the City's General Plan and is identified in the capital projects included in the General Plan. The project itself is not expected to generate environmental effects that have not been previously considered in the General Plan. The City has enacted a noise ordinance that specifically regulates construction activities to ensure consistency with the General Plan that would apply to the project and ensure that noise impacts are mitigated in accordance with the General Plan.

7. ALTERNATIVES:

- A. Reject determination of CEQA exemption. Staff does not recommend this alternative as Staff believes the project is categorically exempt from CEQA provisions based on the scope of work of the project.
- B. Reject all bids submitted for this project. Staff does not recommend this alternative because the improvements will provide improved safety and decreased emissions.

CITY PROJECT NO. 11-48
Intersection Improvements at Golden State Boulevard and Del's Lane



CITY OF TURLOCK

BIDDER'S SUMMARY

PROJECT TITLE: Intersection Improvements at Golden State Boulevard and Del's Lane
 PROJECT NUMBER: 11-48
 BID OPENING: August 29, 2013
 3:00 P.M.

ANTICIPATED COUNCIL AWARD DATE: September 10, 2013

Item No.	Item Description	Unit of Measure	Estimated Quantity	ENGINEER'S EST.			1			2			3		
				Unit Price	Total	Total	Unit Price	Total							
1	Mobilization	LS	1	\$6,000.00	\$6,000.00	\$12,000.00	\$12,000.00	\$7,050.00	\$7,050.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00		
2	Traffic Control	LS	1	\$6,000.00	\$6,000.00	\$10,000.00	\$10,000.00	\$8,625.00	\$8,625.00	\$7,500.00	\$7,500.00	\$7,500.00	\$7,500.00		
3	Remove Existing Improvements	LS	1	\$10,000.00	\$10,000.00	\$16,500.00	\$16,500.00	\$18,740.00	\$18,740.00	\$16,700.00	\$16,700.00	\$16,700.00	\$16,700.00		
4	Remove and Salvage Improvements	LS	1	\$400.00	\$400.00	\$4,500.00	\$4,500.00	\$1,350.00	\$1,350.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00		
5	Grinding	SY	5006	\$10.00	\$50,060.00	\$3.50	\$17,521.00	\$4.00	\$20,024.00	\$2.50	\$12,515.00	\$2.50	\$12,515.00		
6	Storm Drain Catch Basin with Pipe Adjustments	EA	1	\$3,000.00	\$3,000.00	\$5,000.00	\$5,000.00	\$5,100.00	\$5,100.00	\$5,992.00	\$5,992.00	\$5,992.00	\$5,992.00		
7	Earthwork	LS	1	\$6,000.00	\$6,000.00	\$15,000.00	\$15,000.00	\$12,278.00	\$12,278.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00		
8	Aggregate Base	CY	61	\$120.00	\$7,320.00	\$105.00	\$6,405.00	\$81.00	\$4,941.00	\$111.00	\$6,771.00	\$111.00	\$6,771.00		
9	Hot Mix Asphalt	TON	625	\$125.00	\$78,125.00	\$110.00	\$68,750.00	\$114.00	\$71,250.00	\$149.00	\$93,125.00	\$149.00	\$93,125.00		
10	Pavement Reinforcing Fabric	SY	5006	\$4.50	\$22,527.00	\$1.50	\$7,509.00	\$2.50	\$12,515.00	\$2.64	\$13,215.84	\$2.64	\$13,215.84		
11	Minor Concrete (Curb and Gutter)	LF	160	\$35.00	\$5,600.00	\$28.00	\$4,480.00	\$30.80	\$4,928.00	\$45.00	\$7,200.00	\$45.00	\$7,200.00		
12	Minor Concrete (Vertical Curb)	LF	50	\$30.00	\$1,500.00	\$20.00	\$1,000.00	\$34.50	\$1,725.00	\$37.00	\$1,850.00	\$37.00	\$1,850.00		
13	Minor Concrete (Sidewalk)	SF	1873	\$7.00	\$13,111.00	\$5.00	\$9,365.00	\$5.00	\$9,365.00	\$5.00	\$9,365.00	\$5.00	\$9,365.00		
14	Access Ramp	EA	4	\$1,000.00	\$4,000.00	\$400.00	\$1,600.00	\$1,160.00	\$4,640.00	\$1,300.00	\$5,200.00	\$1,300.00	\$5,200.00		
15	Furnish and Install Traffic Rated Lid (STORM)	EA	1	\$402.00	\$402.00	\$2,500.00	\$2,500.00	\$1,500.00	\$1,500.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00		
16	Adjust Frames and Covers to Grade (STORM)	EA	1	\$402.00	\$402.00	\$1,000.00	\$1,000.00	\$1,200.00	\$1,200.00	\$500.00	\$500.00	\$500.00	\$500.00		
17	Traffic Signal System	LS	1	\$175,000.05	\$175,000.05	\$180,500.00	\$180,500.00	\$192,147.00	\$192,147.00	\$201,500.00	\$201,500.00	\$201,500.00	\$201,500.00		
18	Thermoplastic Pavement Markings	SF	97	\$9.00	\$873.00	\$5.00	\$485.00	\$4.00	\$388.00	\$6.00	\$582.00	\$6.00	\$582.00		
19	Pavement Markers (Type A)	EA	88	\$5.00	\$440.00	\$2.00	\$176.00	\$4.00	\$352.00	\$2.50	\$220.00	\$2.50	\$220.00		
20	Pavement Markers (Type AY)	EA	163	\$5.00	\$815.00	\$2.00	\$326.00	\$4.00	\$652.00	\$2.50	\$407.50	\$2.50	\$407.50		
21	Pavement Markers (Type D)	EA	30	\$5.00	\$150.00	\$3.00	\$90.00	\$4.00	\$120.00	\$4.00	\$120.00	\$4.00	\$120.00		
22	Pavement Markers (Type G)	EA	29	\$5.00	\$145.00	\$3.00	\$87.00	\$4.00	\$116.00	\$4.00	\$116.00	\$4.00	\$116.00		
23	Thermoplastic Pavement Striping (6" White)	LF	4	\$3.00	\$12.00	\$3.00	\$12.00	\$4.25	\$17.00	\$5.00	\$20.00	\$5.00	\$20.00		
24	Thermoplastic Pavement Striping (8" White)	LF	438	\$4.00	\$1,752.00	\$3.00	\$1,314.00	\$1.50	\$657.00	\$4.00	\$1,752.00	\$4.00	\$1,752.00		
25	Thermoplastic Pavement Striping (12" White)	LF	551	\$5.00	\$2,755.00	\$4.00	\$2,204.00	\$3.00	\$1,653.00	\$5.00	\$2,755.00	\$5.00	\$2,755.00		
Total =				\$396,389.05	\$396,389.05	\$368,324.00	\$368,324.00	\$381,333.00	\$381,333.00	\$397,906.34	\$397,906.34	\$397,906.34	\$397,906.34		

AGREEMENT

FOR PUBLIC IMPROVEMENT

Project No. 11-48

Intersection Improvements at Golden State Boulevard and Del's Lane

THIS AGREEMENT is entered into by and between the CITY OF TURLOCK, a Municipal Corporation, hereinafter called "City," and

George Reed, Inc.
P O Box 4760
Modesto, CA 95352

hereinafter called "Contractor" on this 10th day of September, 2013 (hereinafter called the "Agreement").

RECITALS

A City has taken appropriate proceedings to authorize construction of the public work and improvements herein provided and execution of this contract.

B A notice was duly published for bids for the contract for the improvement hereinafter described.

C On September 10, 2013, after notice duly given, the City Council of the City of Turlock awarded the contract for the construction of the improvements hereinafter described to Contractor, which Contractor said Council found to be the lowest responsible bidder for said improvements.

D City and Contractor desire to enter into this Agreement for the construction of said improvements.

IT IS AGREED AS FOLLOWS:

1. **SCOPE OF WORK:**

Contractor shall perform the work described briefly as follows:

The work consists, in general, of: Installation of a traffic signal system with vehicle

detection, storm drain catch basin, existing storm drain pipe modification, pavement grinding, pavement reinforcing fabric, hot mix asphalt pavement overlay, minor concrete for curb, gutter, sidewalk, and pedestrian ramps, pavement striping, and furnishing all necessary labor, materials, tools, equipment and incidentals needed to perform the improvements as shown on the contract plans complete and in place. This work shall be completed in accordance with the Standard Specifications, standard Drawings and these Special Provisions.

The aforesaid improvements are further described in the plans, specifications and technical requirements for such project, copies of which are on file in the office of the City Engineer, and which are incorporated herein by reference as if set forth fully herein.

2. **THE CONTRACT:**

The complete contract consists of the following documents: This agreement, the notice to contractors, the contractor's accepted proposal, general conditions, special provisions, plans and detailed drawings, addendums, faithful performance bond, labor and materials bond, and any and all supplemental agreements amending, decreasing, or extending the work contemplated or which may be required to complete the work in a substantial and acceptable manner. The current edition of the "City of Turlock Standard Specifications and Drawings" is hereby incorporated as a part of the contract.

All rights and obligations of City and Contractor are set forth and described in the contract.

All of the above named documents are intended to incorporate the terms of the others so that any work called for in one and not mentioned in the other, or vice versa, is to be executed the same as if mentioned in all said documents. The documents comprising the complete contract will hereinafter be referred to as the "contract". In case of any dispute, the decision of the City Engineer shall be final.

3. **SCHEDULE:**

All work shall be performed in accordance with the schedule approved by the City Engineer and under his direction.

4. **EQUIPMENT & PERFORMANCE OF WORK:**

Contractor shall furnish all tools, equipment, facilities, labor and materials necessary to perform and complete in good workmanlike manner the work of general construction as called for and in the manner designated in and in strict conformity with the plans and specifications for said work, which said specifications are entitled, "General Conditions and Special Provisions for **City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane."**

The equipment, apparatus, facilities, labor and material shall be furnished, and said work performed and completed as required in said plans and specifications under the direction

and supervision, and subject to the approval of the City Engineer of said City, or City Engineer's designated agent.

5. CONTRACT PRICE:

City shall pay, and Contractor shall accept in full payment for the work above agreed to be done, an amount not to exceed **Three Hundred Sixty Eight Thousand Three Hundred Twenty Four and NO/100ths Dollars (\$368,324.00)**. Said amount shall be paid in installments as hereinafter provided.

6. TIME FOR PERFORMANCE:

The time fixed for the commencement of such work is within ten (10) working days after the "Notice to Proceed" has been issued. The work on this project, including all punch list items, shall be completed on or before the expiration of **Ninety Nine (99)** working days beginning on the first day of work or no later than the tenth day after the "Notice to Proceed" has been issued.

7. RIGHTS OF CITY TO INCREASE WORKING DAYS:

If such work is not completed within such time, the City Engineer shall have the right to increase the number of working days in the amount the City Engineer may determine will best serve the interests of the City, and if the City Engineer desires to increase said number of working days, the City Engineer shall have the further right to charge the Contractor and deduct from the final payment for the work the actual cost of engineering, inspection, superintendence, and other overhead expenses which are directly chargeable to Contractor, and which accrue during the period of such extension, except that the cost of the final service and preparation of the final estimates shall not be included in such charges; provided, however, that no extension of time for completion of such work shall ever be allowed unless requested by Contractor at least twenty (20) calendar days prior to the time herein fixed for the completion thereof, in writing, with the City Engineer. In this connection, it is understood that the City Engineer shall not consider any such requests if not filed within the time herein prescribed.

8. OPTION OF CITY TO TERMINATE AGREEMENT IN EVENT OF FAILURE TO COMPLETE WORK:

If Contractor shall have refused or failed to prosecute the work, or any severable part thereof, with such diligence as will ensure its completion within the time specified or any extensions thereof, or shall have failed to complete said work within such time if Contractor should be adjudged a bankrupt, or if Contractor should make a general assignment for the benefit of Contractor's creditors, or if a receiver should be appointed in the event of Contractor's insolvency, or if Contractor or any subcontractor should violate any of the provisions of this agreement, the City Engineer or the City Council may give written notice to Contractor and Contractor's sureties of its intention to terminate this agreement, and unless within five (5) days after the serving of such notice such violation shall cease and satisfactory arrangements for the correction thereof made, this agreement

may, at the option of City, upon the expiration of said time, cease and terminate.

9. LIQUIDATED DAMAGES:

In the event the Contractor, for any reason, shall have failed to perform the work herein specified to the satisfaction of the City Engineer within the time herein required, the City may, in lieu of any other of its rights authorized by paragraph 8 of this agreement, deduct from payments or credits due Contractor after such breach, a sum equal to **One Thousand Nine Hundred** and no/100ths Dollars (**\$1,900.00**) for each calendar day beyond the date herein provided for the completion of such work. This deduction shall not be considered a penalty but shall be considered as liquidated damages. The aforementioned rate of deduction is an amount agreed to by the Contractor and the City as reasonably representing additional construction engineering costs incurred by the City if the Contractor fails to complete the work within the contract time. However, any deduction assessed as liquidated damages shall not relieve the Contractor from liability for any damages or costs resulting from delays to other contractors on the project or other projects caused by a failure of the assessed Contractor to complete the work within the contract time. Due account shall be taken of any time extensions granted to the Contractor by the City. Permitting the Contractor to continue work beyond the contract completion date shall not operate as a waiver on the part of the City of any of its rights under the contract nor shall it relieve the Contractor from liability for any damages or costs resulting from delays to other contractors on the project or other projects caused by a failure of the assessed Contractor to complete the work within the contract time.

10. PERFORMANCE BY SURETIES:

In the event of any termination as hereinbefore provided, City shall immediately give written notice thereof to Contractor and Contractor's sureties, and the sureties shall have the right to take over and perform the agreement; provided, however, that if the sureties within five (5) days after giving them said notice of termination, do not give the City written notice of their intention to take over the performance of the agreement and do not commence performance thereof within five (5) days after notice to the City of such election, City may take over the work and prosecute the same to completion by contract or by any other method it may deem advisable for the account, and at the expense of Contractor and the sureties shall be liable to City for any excess cost or damages occasioned City thereby; and, in such event, City may, without liability for so doing, take possession of and utilize in completing the work such materials, appliances, plant and other property belonging to Contractor as may be on the site of the work and necessary therefor.

11. DISPUTES PERTAINING TO PAYMENT FOR WORK:

Should any dispute arise respecting the true value of any work done, of any work omitted, or of any extra work which Contractor may be required to do, or respecting the size of any payment to Contractor during the performance of this contract, such dispute shall be decided by the City Engineer, and the decision of the latter shall be final and conclusive.

12. PERMITS, COMPLIANCE WITH LAW:

Contractor shall, at Contractor's expense, obtain all necessary permits and licenses for the construction of each improvement, give all necessary notices and pay all fees and taxes required by law.

13. SUPERINTENDENCE BY CONTRACTOR:

Contractor shall give personal superintendence to the work on said improvement or have a competent foreman or superintendent satisfactory to the City Engineer on the work at all times during progress, with authority to act for him.

14. INSPECTION BY CITY:

Contractor shall at all times maintain proper facilities and provide safe access for inspection by City to all parts of the work and to the shops wherein the work is in preparation.

15. EXTRA AND/OR ADDITIONAL WORK AND CHANGES:

Should City at any time during the progress of said work request any alterations, deviations, additions, or omissions from said specifications or plans or other contract documents, it shall be at liberty to do so, and the same shall in no way affect or make void the contract, but will be added to or deducted from the amount of said contract price as the case may be, by fair and reasonable valuation. Request for such change must be made in writing signed by the City Engineer, shall be accompanied by plans and specifications for such purpose, shall be accepted in writing by Contractor and Contractor's surety.

In the event work is performed or materials furnished in addition to those set forth in Contractor's bid and the specifications herein, said work and materials shall be paid for at the unit price therein contained. Said amount shall be paid in installments as hereinafter provided.

16. INSPECTION AND TESTING OF MATERIALS:

Contractor shall notify City a sufficient time in advance of the manufacture of production materials to be supplied by Contractor under this contract in order that City may arrange for mill or factory inspection and testing of same.

Any materials shipped by Contractor from factory prior to having satisfactorily passed such testing and inspection by City's representative or prior to the receipt of notice from such representative that such testing and inspection will not be required shall not be incorporated on the job of said improvement. Contractor shall also furnish City, in triplicate, certified copies of all factory and mill test reports upon request.

17. PERMITS AND CARE OF THE WORK:

Contractor has examined the site of the work and is familiar with its topography and condition, location of property lines, easements, building lines, and other physical factors and limitations affecting the performance of this agreement. Contractor, at Contractor's

expense, shall obtain any permission necessary for any operations conducted off the property owned or controlled by City. Contractor shall be responsible for the proper care and protection of all materials delivered and work performed until completion and final acceptance.

18. OTHER CONTRACTS:

City may award other contracts for additional work, and Contractor shall fully cooperate with such other Contractors and carefully fit Contractor's own work to that provided under other contracts as may be directed by the City Engineer. Contractor shall not commit or permit any act which will interfere with the performance of work by any other Contractor.

19. PAYMENTS TO CONTRACTOR:

Payments are to be made to the Contractor in accordance with the provisions of Section 9 of the General Conditions of said specifications in legally executed and regularly issued warrants of the city, drawn on the appropriate fund or funds as required by law and order of the City Council thereof. The Contractor shall be administered a progress payment approximately every 30 calendar days from the time work begins according to the payment schedule furnished by the City Engineer at the time work begins.

Pursuant to Division 2, Part 5, Section 22300, *et seq.*, of the Public Contracts Code, the Contractor may request the right to substitute securities for any moneys withheld by the City of Turlock to ensure the performance required of the Contractor under the contract, or that the City of Turlock make payment of retentions earned directly into an escrow account established at the expense of the Contractor.

20. CONTRACT SECURITY:

Concurrently with the execution hereof, Contractor shall furnish on the forms provided (1) a surety bond in an amount equal to at least one hundred percent (100%) of the contract price as security for the faithful performance of this contract; and (2) a separate surety bond in an amount equal to at least one hundred percent (100%) of the contract price as security for the payment of all persons performing labor and furnishing materials in connection with this contract. Sureties on each of said bonds thereof shall be satisfactory to the City.

21. HOLD-HARMLESS AGREEMENT AND CONTRACTOR'S INSURANCE:

Contractor shall indemnify, defend, and hold harmless City and its elective and appointive boards, officers, agents, employees, and volunteers from and against all claims, damages, losses and expenses including attorney fees arising out of the performance of the work described herein, caused in whole or in part by any negligent act or omission of Contractor, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, except where caused by the active negligence, sole negligence, or willful misconduct of City.

22. **CONTRACTOR'S INSURANCE:**

Contractor shall not commence work under this Agreement until Contractor has obtained City's approval regarding all insurance requirements, forms, endorsements, amounts, and carrier ratings, nor shall Contractor allow any subcontractor to commence work on a subcontract until all similar insurance required of the subcontractor shall have been so obtained and approved. Contractor shall procure and maintain for the duration of this Agreement insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by Contractor, its agents, representatives, employees or subcontractors. Failure to maintain or renew coverage or to provide evidence of renewal may constitute a material breach of contract.

(a) Minimum Scope of Insurance: Coverage shall be at least as broad as:

- (1) Insurance Services Office Commercial General Liability coverage (occurrence Form CG 00 01) with an additional insured endorsement (form CG 20 10 11 85 or its equivalent), to be approved by the City of Turlock.
- (2) Insurance Services Office Form CA 00 01 covering Automobile Liability, Code 1 (any auto).
- (3) Workers' Compensation insurance as required by the State of California and Employer's Liability Insurance.
- (4) Surety bonds as described below.
- (5) Errors and Omissions/Professional Liability Insurance (if *Design / Build*).

(b) Minimum Limits of Insurance: Contractor shall maintain limits no less than:

- (1) General Liability (including operations, products and completed operations): \$1,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
- (2) Automobile Liability: \$1,000,000 per occurrence for bodily injury and property damage.
- (3) Workers' Compensation: As statutorily required by the State of California.
- (4) Employer's Liability: \$1,000,000 per accident for bodily injury or disease.

(5) Errors and Omissions/Professional Liability: \$1,000,000 per claim as needed for design/build.

(c) Deductibles and Self-Insured Retentions: Any deductibles or self-insured retentions must be declared to and approved by City. At the option of City, either: (a) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects City, its elective and appointive boards, officers, agents, employees, and volunteers; or (b) Contractor shall provide a financial guarantee satisfactory to City guaranteeing payment of losses and related investigations, claim administration and defense expenses.

(d) Other Insurance Provisions: The commercial general and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

(1) City, its elective and appointive boards, officers, agents, employees, and volunteers are to be covered as additional insureds with respect to liability arising out of automobiles owned, leased, hired or borrowed by or on behalf of Contractor; and with respect to liability arising out of work or operations performed by or on behalf of Contractor, including materials, parts or equipment furnished in connection with such work or operations, which coverage shall be maintained in effect for at least three (3) years following the completion of the work specified in the contract. General liability coverage can be provided in the form of an endorsement to Contractor's insurance (CG 20 10 for ongoing operations and CG 20 37 for products/completed operations, or their equivalent), or as a separate owner's policy that is at least as broad as the ISO Form CG 00 09 11 88 Owners and Contractors Protective Liability Coverage Form – Coverage for Operations of Designated Contractor.

(2) For any claims related to this project, Contractor's insurance coverage shall be primary insurance as respects City and any insurance or self-insurance maintained by City shall be excess of Contractor's insurance and shall not contribute with it.

(3) In the event of cancellation, non-renewal, or material change that reduces or restricts the insurance coverage afforded to City under any of the required insurance coverages, the insurer, broker/producer, or Contractor shall provide City with thirty (30) days' prior written notice of such action.

(4) Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of Section 2782 of the Civil Code.

(e) Acceptability of Insurers: Insurance is to be placed with insurers with a current

A.M. Best's rating of no less than A:VII or with an insurer to which the City has provided prior approval.

(f) Verification of Coverage: Contractor shall furnish City with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by City before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive Contractor's obligation to provide them. City reserves the right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

(g) Waiver of Subrogation: With the exception of professional liability, Contractor hereby agrees to waive subrogation which any insurer of Contractor may acquire from Contractor by virtue of the payment of any loss. The commercial general liability policy and workers' compensation policy shall be endorsed to contain a waiver of subrogation in favor of City for all work performed by Contractor, its agents, employees, independent contractors and subcontractors. Contractor agrees to obtain any endorsement that may be necessary to effect this waiver of subrogation.

(h) Subcontractors: Contractor shall include all subcontractors as insureds under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated herein.

(i) Surety Bonds: Contractor shall provide a Performance Bond, and a Payment Bond.

23. PROOF OF CARRIAGE OF INSURANCE:

Contractor shall furnish City concurrently with the execution hereof, satisfactory proof of carriage of the insurance required, and that Contractor shall give City at least sixty (60) days prior notice of the cancellation of any policy during the effective period of this contract.

24. WAGES & HOURS OF EMPLOYMENT:

In the performance of this contract, eight (8) hours shall be the maximum hours of labor on any calendar day, and the minimum wages of compensation of persons performing labor in the execution of this agreement shall be the current prevailing scale of wages determined by the Director of the Department of Industrial Relations for the community.

The Contractor shall forfeit as penalty to the City, Twenty-five and no/100ths Dollars (\$25.00) to be paid to the City of Turlock for each workman employed in the execution of this agreement by him or by any subcontractor, for each calendar day during which any workman is required or permitted to labor more than eight (8) hours, in violation of provisions of Article 3, Chapter 1, Part 7, a Division 2, of the Labor Code of the State of

California, and all amendments thereto.

25. EMERGENCY – ADDITIONAL TIME FOR PERFORMANCE – PROCUREMENT OF MATERIALS:
If, because of war or other declared national emergency, the Federal or State Government restricts, regulates, or controls the procurement and allocation of labor or materials, or both, and if solely because of said restrictions, regulations or controls, Contractor is through no fault of the Contractor, unable to perform this agreement, or the work is thereby suspended or delayed, any of the following steps may be taken.

(a) City may, pursuant to resolution of the Council, grant Contractor additional time for the performance of this agreement, sufficient to compensate in time, for delay or suspension.

To qualify for such extension in time, Contractor within ten (10) days of Contractor's discovering such inability to perform, shall notify City Engineer in writing thereof, and give specific reasons therefore; City Engineer shall thereupon have sixty (60) days within which to procure such needed materials or labor as is specified in this agreement, or permit substitution, or provide for changes in the work in accordance with other provisions of this agreement.

Substituted materials, or changes in the work, or both, shall be ordered in writing by City Engineer, and the concurrence of the Council shall not be necessary. All reasonable expenses of such procurement incurred by the City Engineer shall be defrayed by the Contractor; or

(b) If such materials or labor cannot be procured through legitimate channels within sixty (60) days after the filing of the aforesaid notice, either party may, upon thirty (30) days' written notice to the other, terminate this agreement. In such event, Contractor shall be compensated for all work executed upon a unit basis in proportion to the amount of the work completed, or upon a cost-plus-ten-percent (10%) basis, whichever is the lesser. Materials on the ground, in process of fabrication or in route upon the date of notice of termination specially ordered for the project and which cannot be utilized by Contractor, shall be compensated for by City at cost, including freight, provided the Contractor shall take all steps possible to minimize this obligation; or

(c) City Council, by resolution, may suspend this agreement until the cause of inability to perform is removed but for a period of not to exceed sixty (60) days.

If this agreement is not canceled, and the inability of Contractor to perform continues without fault on Contractor's part, beyond the time during which the agreement may have been suspended, as herein above provided, City Council may further suspend this agreement, or either party hereto may, without incurring any liability, elect to declare this agreement terminated upon the ground of impossibility of performance. In the event City

declares this agreement terminated, such declaration shall be authorized by the City Council by resolution, and Contractor shall be notified in writing thereof within five (5) days after the adoption of such resolution. Upon such termination, Contractor shall be entitled to proportionate compensation at the agreement rate for such portion of the agreement as may have been performed, or

(d) City may terminate this agreement, in which case Contractor shall be entitled to proportionate compensation at the agreed rate for such portion of the agreement as may have been performed. Such termination shall be authorized by resolution of the Council. Notice thereof shall be forthwith given in writing to Contractor, and this agreement shall be terminated upon receipt by Contractor of such notice.

In the event of the termination provided in this sub-paragraph (d), none of the covenants, conditions or provisions hereof shall apply to the work not performed, and City shall be liable to Contractor for the proportionate compensation last herein mentioned.

26. PROVISIONS CUMULATIVE:

The provisions of this agreement are cumulative, and in addition to and not in limitation of, any other rights or remedies available to City.

27. TAXES:

Contractor shall cooperate with City to the full extent possible to maximize the local allocation of California sales and use tax to the City. Such cooperation shall include but not be limited to:

(a) Use Tax Direct Payment Permits. Contractor shall apply for, obtain and utilize, to the maximum extent reasonable, a California Use Tax Direct Payment Permit.

(b) Purchases of \$500,000 or More. Contractor shall require vendors and suppliers located outside California from whom Contractor makes purchase of \$500,000 or more to allocate the use tax to the City.

Additional information regarding use tax and the Permit can be found in the State of California Board of Equalization, Sales and Use Tax Regulations, Regulation 1699.6, Use Tax Direct Payment Permits, or on the web site for the Board of Equalization at <http://www.boe.ca.gov/sutax/sutprograms.htm>

28. NOTICES:

All notices shall be in writing and delivered in person or transmitted by certified mail, postage prepaid.

Notices required to be given to City shall be addressed as follows:

**City of Turlock
City Engineer
156 S. Broadway, Suite 150
Turlock, CA 95380-5454**

Notices required to be given to Contractor shall be addressed as follows:

Notices required to be given sureties of Contractor shall be addressed as follows:

28. INTERPRETATION:

As used herein, any gender includes each other gender, the singular includes the plural and vice versa.

29. ANTITRUST CLAIMS:

The Contractor or subcontractor offers and agrees to assign to the City all rights, title and interest to any causes of action under Section Four of the Clayton Act and the Cartwright Act concerning antitrust claims.

IN WITNESS WHEREOF, three identical counterparts of this agreement, consisting of a total of 18 pages, each of which counterparts shall for all purposes be deemed an original of said agreement, have been duly executed by the parties hereinabove named, on the day and year first herein above written.

(Attach Contractor's Seal Here)

CONTRACTOR

CITY OF TURLOCK, a municipal corporation

Print Name

Roy W. Wasden, City Manager

APPROVED AS TO SUFFICIENCY:

Address: _____

Michael G. Pitcock, PE
Director of Development Services / City
Engineer

Phone: _____

APPROVED AS TO FORM:

Date: _____

Federal Tax ID or
Social Security Number: _____

Phaedra A. Norton, City Attorney

ATTEST:

Date: _____

Kellie E. Weaver, City Clerk

Dated this _____ day of _____, 20__.

(Principal)

By: X _____

By: X _____

(Surety)

By: X _____

By: X _____

Address: _____

(Zip)

Phone: _____

(Attach Acknowledgment
Both Principal's and Surety's
Attorney In Fact)

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BOND FOR LABOR AND MATERIAL

KNOW ALL BY THESE PRESENTS:

That _____, as Principal, and _____, incorporated under the laws of the State of _____ and authorized to execute bonds and undertakings as sole Surety, in the State of California, as Surety, are held and firmly bound unto any and all material, men, persons, companies or corporations furnishing materials, provisions, provender or other supplies used in, upon, for or about the performance of the work contracted to be executed or performed under the contract hereinafter mentioned, and all persons, companies or corporations renting or hiring teams, or implements or machinery, for or contributing to said work to be done, and all persons who perform work or labor upon the same, and all persons who supply both work and materials, and whose claim has not been paid by the Contractor, company, or corporations in the just and full sum of _____ Dollars (\$ _____) for payment thereof, well and truly to be made, said Principal and Surety bind themselves, their administrators, successors and assigns, jointly and severally, firmly by these presents.

The condition of the foregoing obligation is such that: Whereas the above bounden Principal has entered, or is about to enter, into a certain contract with the City of Turlock, entitled "Agreement for **City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane,"** a true and correct copy of which agreement is presently on file in the office of the City Clerk of the City of Turlock, which said agreement is hereby referred to and made a part hereof.

NOW, THEREFORE, if the above bounden Principal or said Principal's subcontractors, fail to pay for any materials, provisions provender or other supplies, or teams, used in, upon, for, or about the performance of the work contracted to be done, or for any work or labor thereon of any kind, or for amounts due under the Unemployment Insurance Act with respect to such work or labor, the Surety will pay for the same, in an amount not exceeding the sum specified in this bond, provided that any and all claims hereunder shall be filled and proceedings had in connection therewith as required by the provisions of Sections 5100, et. seq., inclusive, of the Public Contracts Code of the State of California, and any amendments thereof; provided, also, that in case suit is brought upon this bond, a reasonable attorney's fee shall be awarded by the court to the prevailing party in said suit, said attorney's fee to be fixed as costs in said suit, and to be included in the judgment therein rendered.

No prepayment or delay in payment and no change, extension, addition, or alteration of any provision of said contract or in said plans and specifications agreed to between the Principal and the City, and no forbearance on the part of the City, shall operate to release the Surety from liability on this bond, and consent to make such alterations without further notice to or consent by the Surety is hereby given, and the Surety hereby waives the provisions of Section 2819 of the Civil Code of the State of California.

Dated this _____ day of _____, 20__.

(Principal)

By: X _____

By: X _____

(Surety)

By: X _____

By: X _____

Address: _____

(Zip)

Phone: _____

(Attach Acknowledgment
Both Principal's and
Surety's Attorney In Fact)

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BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROPRIATING }
\$10,000 TO ACCOUNT NUMBER }
215-40.420.38001_189 "TRANSFER FROM }
FUND 217 – GSB/DEL'S TS" TO BE }
FUNDED VIA A TRANSFER OF SECTION }
2103 GAS TAX MONIES FROM FUND 217 }
"GAS TAX FUND" FOR CITY PROJECT }
NO. 11-48, "INTERSECTION }
IMPROVEMENTS AT GOLDEN STATE }
BOULEVARD AND DEL'S LANE" }
_____ }

RESOLUTION NO. 2013-

WHEREAS, the City secured federal CMAQ funds for the signalization of the intersection at Golden State Boulevard and Del's Lane; and

WHEREAS, the City must utilize local funds for any non-federally participating construction expenses; and

WHEREAS, the City will incur expenses for materials testing, signal start up support, and utility potholing by City crews, which are non-federally participating expenses; and

WHEREAS, there are Gas Tax Section 2103 monies are available for use.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby appropriate \$10,000 to account number 215-40-420.38001_189 "Transfer From Fund 217 – GSB/Del's TS" to be funded via a transfer of Section 2103 Gas Tax Monies from fund 217 "Gas Tax Fund" for City Project No. 11-48, "Intersection Improvements at Golden State Boulevard and Del's Lane," to complete the necessary funding required for the project.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California



Council Synopsis

September 10, 2013

5D

From: Michael G. Pitcock, P.E.
Director of Development Services / City Engineer

Prepared by: Rich Fultz, P.L.S.
Development Services Supervisor / City Land Surveyor

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Authorizing the City Manager to sign all documents related to merging APN Nos. 042-010-003, 021, 022 & 023, City Project No. 12-60A, "Turlock Public Transit Center Phase 2"

2. DISCUSSION OF ISSUE:

The Turlock Public Transit Center is located on two existing parcels. The City of Turlock recently acquired two additional parcels in this block. Merging the existing parcels into one parcel will allow more flexibility in future planning for the Turlock Public Transit Center. A lot line adjustment is necessary to merge all four existing parcels within this block into one parcel.

3. BASIS FOR RECOMMENDATION:

A) The City Council must authorize the City Manager to sign all documents related to the modification of property boundaries.

Strategic Plan Initiative 6.D. MUNICIPAL INFRASTRUCTURE

Goal(s): b. Address Growth Related Issues (Current and Future)
v) Impact on current transportation system.

4. FISCAL IMPACT:

Costs associated with this activity will be paid through funds allocated for City Project No. 12-60A, "Turlock Public Transit Center Phase 2" (426-40-415.51260).

No General Fund money will be used for this project.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION

Not applicable.

7. ALTERNATIVES

A) Deny the City Manager authorization to sign the documents related to this activity. Staff does not recommend this as the lot line adjustment is necessary merge the four existing parcels into one parcel.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AUTHORIZING	}	RESOLUTION NO. 2013-148
THE CITY MANAGER TO SIGN ALL	}	
DOCUMENTS RELATED TO MERGING	}	
APN NOS. 042-010-003,021,022 & 023,	}	
CITY PROJECT NO. 12-60A, "TURLOCK	}	
PUBLIC TRANSIT CENTER PHASE 2"	}	
<hr/>		

WHEREAS, the Turlock Public Transit Center is located on two (2) parcels; and

WHEREAS, two (2) additional parcels within the block were recently purchased by the City of Turlock for future expansion; and

WHEREAS, following merger of the four (4) parcels, Turlock Public Transit Center will occupy only one (1) parcel to allow greater flexibility for future planning.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby authorize the City Manager to sign all documents related to merging APN Nos. 042-010-003, 021, 022 & 023, City Project No. 12-60A, "Turlock Public Transit Center Phase 2."

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013 by the following vote:

AYES:	Councilmembers DeHart, Nascimento, Bublak, White and Mayor Lazar
NOES:	None
NOT PARTICIPATING:	None
ABSENT:	None

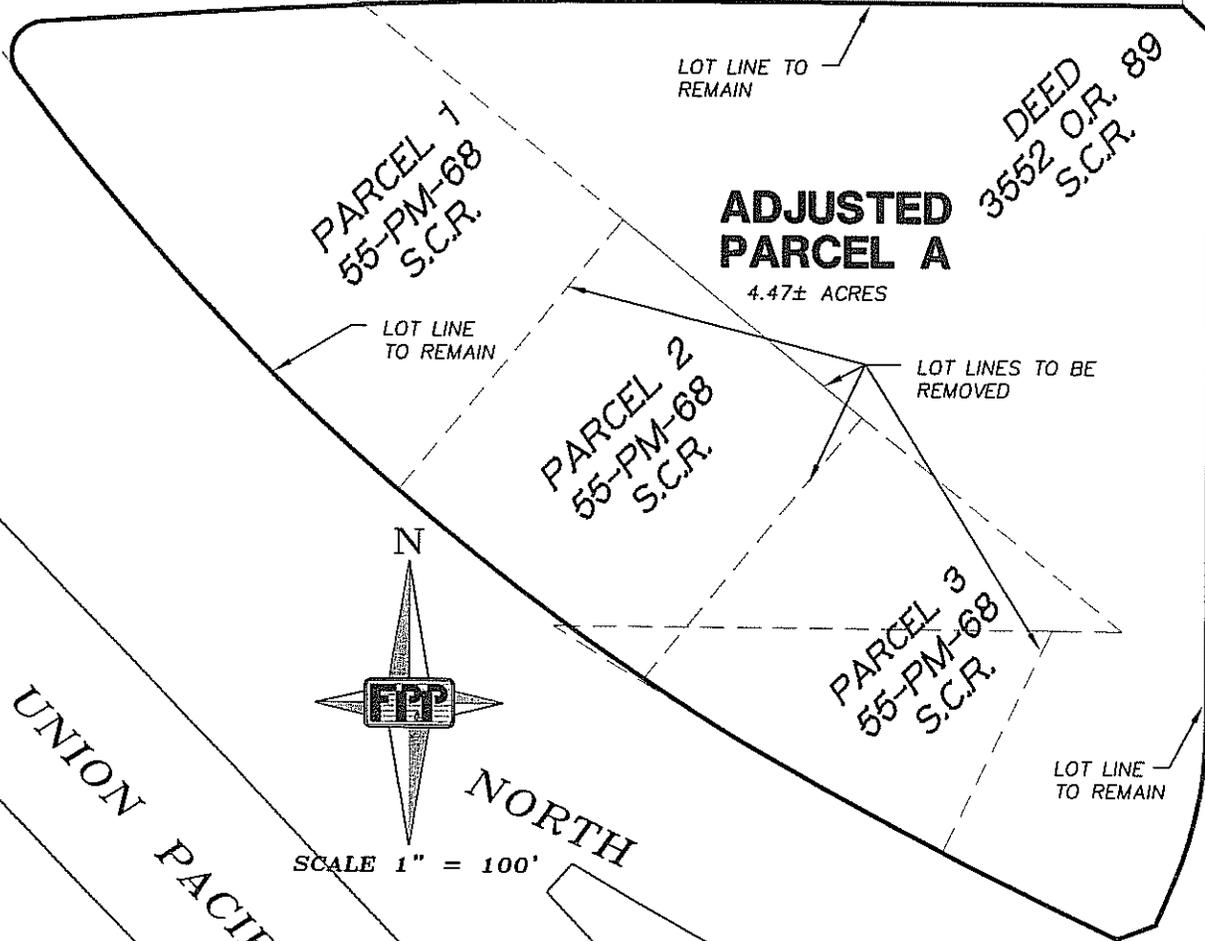
ATTEST:

Kellie E. Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California

SITE PLAN
City of Turlock
LOT LINE ADJUSTMENT NO. 13-04

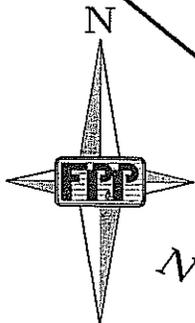
CITY PROJECT 12-60A
TURLOCK REGIONAL TRANSIT CENTER

H A W K E Y E 90.00' A V E N U E



70.00'

D E L ' S L A N E



SCALE 1" = 100'

NORTH

U N I O N P A C I F I C R A I L R O A D

N O R T H F R O N T S T R E E T

G O L D E N

S T A T E



Council Synopsis

September 10, 2013

5E

From: Michael Cooke, Municipal Services Director

Prepared by: Stephen Fremming, Associate Civil Engineer

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Motion: Approving Amendment No. 4 to the agreement with Carollo Engineers increasing the total compensation by \$26,208 to provide pipeline video inspection services for City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline"

2. DISCUSSION OF ISSUE:

Agreement History:

	City Council Approval	Amount
Original Agreement	March 9, 2004	\$ 931,000
Amendment No. 1	January 31, 2006	\$ 123,000
Amendment No. 2	June 10, 2008	\$ 1,878,100
Amendment No. 3	May 14, 2013	\$ 14,385
Amendment No. 4	September 10, 2013	\$ 26,208
	Total	\$ 2,972,693

The scope of services for Amendment No. 4 is for video inspection services of the 36 inch diameter final effluent pipeline. The video will allow City Staff and Carollo Engineers to determine if there are any deficiencies in the pipeline that can be observed through video inspection and to direct the contractor to complete repairs prior to acceptance of the work.

3. BASIS FOR RECOMMENDATION:

- A) Per City Policy, approval of the amendment to the Agreement is required prior to execution of the contract amendment with the consultant.
- B) Video documentation is valuable to discover any deficiencies in the pipeline construction and to establish a baseline of the condition of the pipe.

4. FISCAL IMPACT / BUDGET AMENDMENT:

There are adequate funds in line item 415-51-538.43330, "Inspection Services", to fund this amendment.

No General Fund money will be used for this project.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

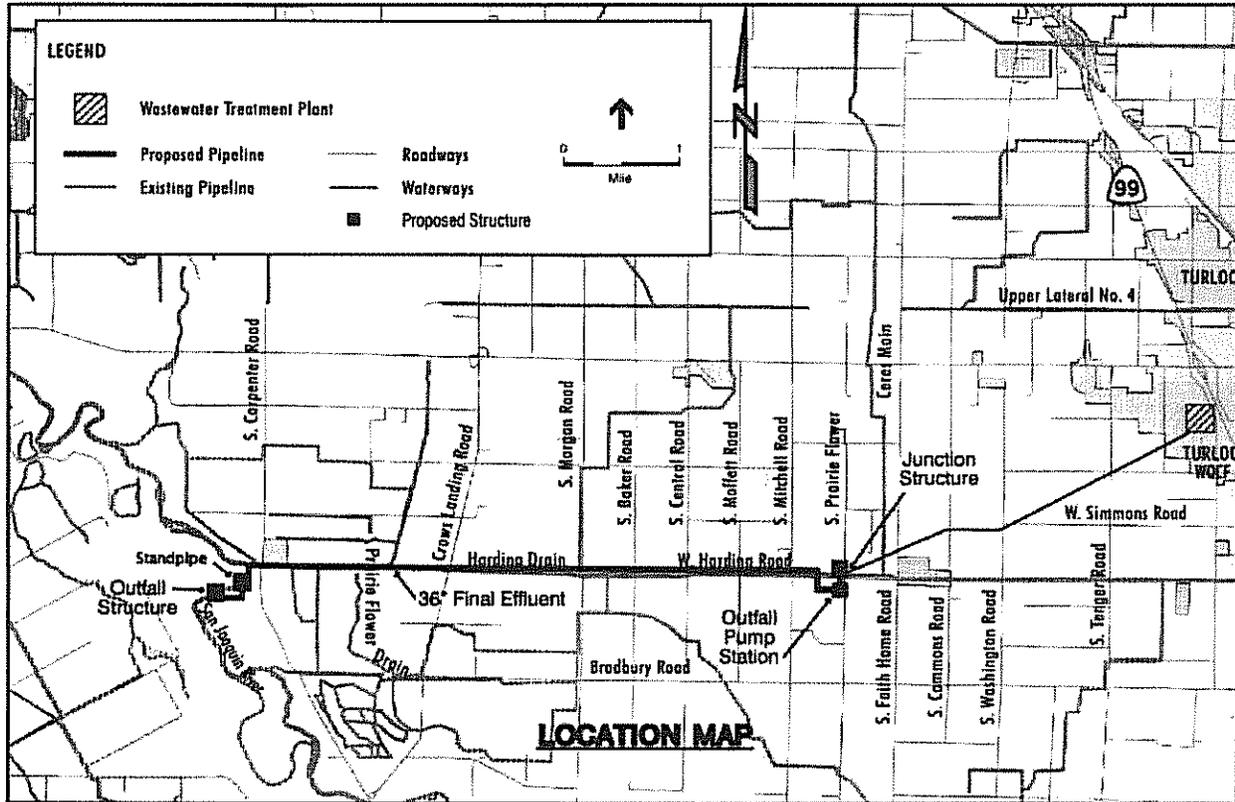
6. ENVIRONMENTAL DETERMINATION:

N/A

7. ALTERNATIVES:

Reject the amendment to the contract. Staff does not recommend this alternative as the video of the interior of the pipeline is necessary to discover any deficiencies in the pipeline construction and to establish a baseline of the condition of the pipe.

City Project No. 6859
HARDING DRAIN BYPASS PUMP STATION AND PIPELINE





**AMENDMENT NO. 4
to
Agreement
Between
CITY OF TURLOCK
and
CAROLLO ENGINEERS**

THIS AMENDMENT, dated September 10, 2013, is entered into by and between the **CITY OF TURLOCK**, a municipal corporation (hereinafter "CITY") and **CAROLLO ENGINEERS**, (hereinafter "CONSULTANT").

WHEREAS, the parties hereto previously entered into an agreement dated March 9, 2004, whereby CONSULTANT will perform Engineering Consulting Design and Construction Management Services (hereinafter the "Agreement") for City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline"; and

WHEREAS, the parties hereto previously executed Amendment No. 1 on January 31, 2006, whereby CONSULTANT was to provide additional engineering design services; and

WHEREAS, the parties hereto previously executed Amendment No. 2 on June 10, 2008, whereby CONSULTANT was to provide additional engineering design services as well as construction management services; and

WHEREAS, the parties hereto previously executed Amendment No. 3 on May 14, 2013, whereby CONSULTANT was to provide additional services regarding construction claim reviews.

NOW, THEREFORE, the parties hereto mutually agree to amend said Agreement as follows:

1. Paragraph 1. of the Agreement is amended to read as follows:

"1. **SCOPE OF WORK:** CONSULTANT shall furnish all labor, equipment, materials and process, implements, tools, and machinery, except as otherwise specified, which are necessary and required to provide and perform such special services in accordance with the standards of its profession and the specifications attached as Exhibit A to the Agreement.

In addition to the Scope of Work attached as Exhibit A to the Agreement, CONSULTANT shall furnish all labor, equipment, materials and process, implements, tools, and machinery, except as

COC for Agenda

otherwise specified, to complete the original scope of services, the scope of services set forth in Amendment No. 1, the scope of services set forth in Amendment No. 2, the scope of services set forth in Amendment No. 3, and the added scope of services attached to this Amendment No. 4 as Exhibit B, which are necessary and required to provide pipeline video inspection services, and shall perform such services in accordance with the specifications attached to the Agreement, Amendment No. 1, Amendment No. 2, Amendment No. 3, and this Amendment No. 4."

2. Paragraph 4 of the Agreement is amended to read as follows:

"4. **COMPENSATION:** CITY agrees to pay CONSULTANT additional compensation in the amount of Twenty Six Thousand Two Hundred Eight and No/100^{ths} Dollars (\$26,208.00) in accordance with Exhibit B attached hereto and made a part hereof. The compensation for completion of all items of work, as set forth in the Agreement, Amendment No. 1, Amendment No. 2, Amendment No. 3, and this Amendment No. 4 shall not exceed Two Million Nine Hundred Seventy Two Thousand Six Hundred Ninety Three and No/100^{ths} Dollars (\$2,972,693). Such maximum amount shall be compensation for all of CONSULTANT's expenses incurred in the performance of the Agreement, Amendment No. 1, Amendment No. 2, Amendment No. 3, and this Amendment No. 4, including, but not limited to, any and all travel and per diem."

3. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by and through their respective officers thereunto duly authorized on the date first written hereinabove.

CITY OF TURLOCK

CAROLLO ENGINEERS

By: _____
Roy W. Wasden, City Manager

By: _____

APPROVED AS TO SUFFICIENCY:

Print Name: _____

BY: _____
Michael G. Pitcock, P.E.
Director of Development Services/
City Engineer

Title: _____

Date: _____

APPROVED AS TO FORM:

By: _____
Phaedra A. Norton, City Attorney

ATTEST:

By: _____
Kellie E. Weaver, City Clerk

August 15, 2013

Mr. Dan Madden
Municipal Services Director
City of Turlock Municipal Services
156 South Broadway, Suite 270
Turlock, CA 95380-5454

Subject: Harding Drain Bypass Pump Station and Pipeline Project - Video Inspection

Dear Mr. Madden:

We have prepared the following proposal for the Harding Drain Bypass Pump Station and Pipeline Project (Project) to perform a video inspection of the pipeline.

BACKGROUND

Sierra Mountain Constructors Incorporated (SMCI) has completed installation of the 36-inch Harding Drain Pipeline. The City requested Carollo perform a video inspection of the pipeline to provide a detailed final inspection of the pipeline.

We propose the following scope of services.

SCOPE OF SERVICES

Task 1 –Video Inspection

Carollo's subconsultant Video Inspection Specialists (VIS) will provide a video inspection of approximately 30,000 feet of the Harding Drain Pipeline (36-inch concrete lined steel) beginning at the valve vault and finishing at outfall pump station. VIS's video inspectors are fully NASSCO certified and will provide a detailed list and station of all defects within the pipe.

It is assumed VIS will provide all field services, and will not require assistance from the City or Contractor for mobilization/demobilization, field coordination, or other related work.

Deliverables:

- Two copies of the video and inspection information will be provided on DVD with a detailed listing of all possible defects and irregularities

Task 2 – Project Management, Review, and Field Coordination

Carollo will provide the appropriate level of project management and field coordination for the project. Carollo will also review any damaged areas and provide a recommendation to the City and SMCI for a repair strategy.

Mr. Dan Madden
City of Turlock Municipal Services
August 15, 2013
Page 2

SCHEDULE

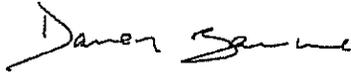
We propose to complete the video within two weeks of the notice to proceed. The detailed listing of all possible defects and irregularities will be provided 30 days after the notice to proceed.

COST

Our estimated cost for the proposed services is presented as Attachment 1 - Budget Estimate.

Sincerely,

CAROLLO ENGINEERS, INC.



Darren Baune, P.E.
Senior Engineer



Michael J. Britten, P.E.
Senior Vice President

MJB:dgb

Mr. Dan Madden
City of Turlock Municipal Services
August 15, 2013
Page 3

ATTACHMENT A

LABOR ESTIMATE

LABOR ESTIMATE

City of Turlock

Harding Drain Pipeline Video Inspection

Task Description	PIC	CM	PM	PE	Total Hours	Labor Cost	Subcontractors		Other Direct Costs (ODC)		Mileage	ODC Cost	Total Cost
	\$249	\$249	\$229	\$149			Name	Amount	PECE	Printing	Trips	Amount	
1.0 Pipe Video Inspection	0	0	0	0	0	\$0	Video Inspection Services	\$21,450	\$0	\$0	0	\$0	\$21,450
2.0 Field Coordination, Review and Project Management	0	0	4	24	28	\$4,492			\$266	\$0	0	\$0	\$266
TOTALS - Task 1 thru 2	0	0	4	24	28	\$4,492		\$21,450	\$266	\$0		\$0	\$21,716
													\$26,208

Legend:

- PIC: Principal-in Charge
- CM: Construction Manager
- PM: Project Manager
- PE: Project Engineer

PECE: Project Equipment and Communication Expense.
 Mileage: Based on 200 miles per round trip @ \$0.56/mile.



Council Synopsis

September 10, 2013

5F

From: Michael G. Pitcock, PE, Director of Development Services

Prepared by: Debra A. Whitmore, Deputy Director of Development
Services/Planning

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Approving an amendment to the Fiscal Year 2013-14 Budget to appropriate \$9,840 to account number 305-40-442.43270 "General Plan Update" from Capital Facility Fee Administrative Reserves to prepare Final Cost Estimates for Roadway Projects for the update to the City's Capital Facility Fee Program

2. DISCUSSION OF ISSUE:

The City is in the process of updating its Capital Facility Fee Program to incorporate the changes and policies contained in the recently adopted General Plan. Most of the work has been completed with the assistance from three consultant groups - Dyett and Bhatia, Economic Planning Systems and Omni Means. In reviewing the cost estimates for roadway improvements, staff has requested Omni Means to refine the estimates for projects located within the City that will not be built to full City standard due to right-of-way constraints. However, Omni Means has fully expended the funds allocated for their services in the contract with Dyett and Bhatia.

Refining these cost estimates has the potential to reduce the costs, and therefore the fees charged to development, for the transportation component of the Capital Facility Fee Program. Staff believes that the additional \$9,840 requested by Omni Means to complete this work would provide a valuable service to the City by ensuring that the Capital Facility Fees are based on the most accurate cost estimates for roadway projects.

3. BASIS FOR RECOMMENDATION:

The General Plan provides the overall policy framework and implementation program that will guide growth of the City over the next twenty years. The City's Capital Facility Fee is based upon the project list and policies contained within the new General Plan. It is important that the Capital Facility Fees are based upon the most accurate estimate of costs for each of the components of the fee program.

Strategic Plan Initiative B. FISCAL RESPONSIBILITY

- Goals:** b. Identify smart revenue opportunities including but not limited to grants and outside sources of funding.

Strategic Plan Initiative: F. POLICY INITIATIVE – INTELLIGENT, PLANNED, MANAGED GROWTH

Goals:

- a. Ensure all growth adds value to the current and future community
- b. Continue use of Specific and Master Plans
- c. Ensure that all new growth pays for itself (Assessment Districts, CFF/PAF, CFD)
- d. Provide for housing diversity
 - i. Include affordable housing
- e. Create long-term, value-added plan for In-fill
- f. Ensure all growth and development reflects balanced land use through the General Plan implementation which will address future growth and development
- g. Coordinate with various agencies on the planning and implementation of the South County Corridor

Action: Council

- a. General Plan adoption

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: Approval of this request will require an additional appropriation of \$9,840 from the City's Capital Facility Administrative Reserves.

Budget Amendment: Staff is requesting a budget amendment to transfer \$9,840 from Capital Facility Fee Administrative Reserves to the General Plan Update account number 305-40-442.43270.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

This action does not constitute a "project" under the California Environmental Quality Act.

7. ALTERNATIVES:

- A. The City Council may decide not to approve the budget amendment; however, this would mean that the costs used to prepare the transportation component of the fee may be higher than needed to fully implement future improvements.



EXTRA WORK AUTHORIZATION (EWA)

Attn.: Mike Pitcock	Date: 10/22/2013	Contract Date: October, 2008
Address: City of Turlock	Project: Turlock CFF Update	
156 S. Broadway, Suite 120	Job No.: 25-2818-03	
Turlock, CA 95380	File No.: M1342EWA002	
	Project Manager Martin Inouye	

Type: Task Authorization Additional Work Change of Scope

In balancing the need to fully fund transportation improvements to meet the future needs of the City and still achieve a reasonable and competitive traffic impact (CFF) fee, the balance is sometimes difficult and an iterative process to find that balance is often required. OMNI-MEANS has been able to work with the City and EPS through much of this iterative process of finding an affordable CFF, but our budget for this effort has long been expended. With now a desire to change some of the basic improvement cross-sections along portions of arterial and collector travel corridors in the City, OMNI-MEANS is at stage that we must request additional budget to re-cost improvements based on revised cross-sections and re-calculate CFF fees. The following details our proposed additional scope of work.

ADDITIONAL SCOPE OF WORK

EWA Task 1 – Revise Improvement Cost Estimates. OMNI-MEANS will revise the roadway project cost estimates based on new cross-sections received from the City on August 19, 2013. A total of twenty (20) cost estimates will need to be created to supplant the previous cost estimates developed using the standard City cross sections. These new preliminary cost estimates and their right of way impacts will then be reviewed with the City and then finalized.

EWA Task 2 – Recalculate CFF Transportation Fee. Using the revised Improvement Cost Estimates obtained in EWA Task 1, OMNI-MEANS will then recalculate the transportation portion of the City’s Draft CFF fee. The effects of the new cost estimates on the fee amounts by land use will be reviewed with City staff to determine whether further modifications to either the cost estimates or fee structure must be made.

EWA Task 3 – Update CFF Transportation Fee Section and Documentation. Following EWA Task 2, OMNI-MEANS will update supporting text and documentation reflecting the revisions conducted in EWA Tasks 1 and 2.

THE FOLLOWING WORK WILL BE PERFORMED UNDER THE SAME TERMS AND CONDITIONS AS IN THE ORIGINAL AGREEMENT UNLESS OTHERWISE STATED.

	Principle-in-Charge	Transportation Planner	Design Engineer	Clerical	Expenses	Sub-Totals
DESCRIPTION OF ADDITIONAL SERVICES	\$220	\$125	\$115	\$73		
EWA Task 1 - Revise Twenty (20) Improvement Cost Estimates.	4	4	36			\$5,520
EWA Task 2 - Recalculate CFF Transportation Fee based on new cost estimates	4	16				\$2,880
EWA Task 3 - Revised Report Text, Tables, Figures & Nexus Documentation	2	8				\$1,440
Totals						\$9,840.00

Consultant:

OMNI-MEANS, LTD.

Date

Client:

Company / Agency

Signature (Owner Authorized Representative)

Date

Please sign and return this original for OMNI-MEANS, Ltd. files.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROVING AN	}	RESOLUTION NO. 2013-
AMENDMENT TO THE FISCAL YEAR	}	
2013-14 BUDGET TO APPROPRIATE	}	
\$9,840 TO ACCOUNT NUMBER	}	
305-40-442.43270 "GENERAL PLAN	}	
UPDATE" FROM CAPITAL FACILITY FEE	}	
ADMINISTRATIVE RESERVES TO	}	
PREPARE FINAL COST ESTIMATES FOR	}	
ROADWAY PROJECTS FOR THE UPDATE	}	
TO THE CITY'S CAPITAL FACILITY FEE	}	
<u>PROGRAM</u>	}	

WHEREAS, state law requires a city to periodically update its General Plan to bring the Plan into compliance with current statutory and regulatory requirements, and to ensure the impacts of new development are adequately addressed through the preparation of an environmental impact report; and

WHEREAS, the Office of Planning and Research has notified the Attorney General that the City of Turlock General Plan has not been comprehensively revised in over ten years (the last comprehensive update of the Turlock General Plan was in 1993); and

WHEREAS, on August 26, 2008 the City Council approved the award of the General Plan Update contract to Dyett & Bhatia in the amount of \$1,242,470; and

WHEREAS, it is necessary to contract with Omni Means for additional work estimated at \$9,840 to complete the cost estimates for roadway projects contained in the Capital Facility Fee Update.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby approve an amendment to the Fiscal Year 2012-13 Budget to appropriate \$9,840 to account number 305-40-442.43270 "General Plan Update" from Capital Facility Fee Administrative Reserves to prepare final cost estimates for roadway projects for the update to the City's Capital Facility Fee Program.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:
 NOES:
 NOT PARTICIPATING:
 ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk,
 City of Turlock, County of Stanislaus,
 State of California

**Council
Synopsis**September 10, 2013

From: Michael G. Pitcock, PE, Director of Development Services

Prepared by: Debra A. Whitmore, Deputy Director of Development Services/Planning

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Approving an amendment to the Fiscal Year 2013-14 Budget to re-appropriate \$72,700 to account number 305-40-444.47086 "Morgan Ranch Master Plan" from unspent funds from the prior Fiscal Year (2012-13) Budget to cover the consultant costs associated with preparation of the Morgan Ranch Master Plan

2. DISCUSSION OF ISSUE:

The "Morgan Ranch" area of the City of Turlock is bounded by Lander on the west, Highway 99 on the south, E. Glenwood Avenue on the north and Golf Road on the east. The properties contained within this area were annexed to the City of Turlock in 1994 with the condition that a specific plan be developed to establish an infrastructure master plan fee to ensure implementation of necessary improvements. The purpose of this project is complete the master planning process for this area to allow development to proceed.

On July 13, 2010, the City Council approved four consultant contracts. Quad Knopf, Economic Planning Systems, and Omni Means are still under contract with the City that have been extended into 2014 by separate action of the City Council. The Quad Knopf contract has been extended to June 30, 2014.

The proposed action is required to re-appropriate the funds for these contract into the Fiscal Year 2013-14 City Budget as there is work to be completed on the existing contract. No increase in the contract amounts is requested or required.

3. BASIS FOR RECOMMENDATION:

The City is preparing a General Plan Update which identifies the Morgan Ranch area as a separate master planning area for the City and as Southeast Master Plan 1. Although this document has not been adopted by the City Council, the Morgan Ranch area is already located within the City Limits and a private application has been in process since approximately 2003. On July 13, 2010, the City Council approved moving forward with the master plan for the Morgan Ranch area as a City project.

Strategic Plan Initiative- F. POLICY INITIATIVE – INTELLIGENT, PLANNED, MANAGED GROWTH:

Goal(s):

- a. Ensure all growth adds value to the current and future community
- b. Continue use of Specific and Master Plans
- c. Ensure that all new growth pays for itself (Assessment Districts, CFF/PAF, CFD)
- f. Ensure all growth and development reflects balanced land use through the General Plan implementation which will address future growth and development

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: Re-appropriating \$72,700 to account number 305-40-444.47086 "Morgan Ranch Master Plan" from unspent funds from the Fiscal Year 2012-13 Budget.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

This action does not constitute a "project" under the California Environmental Quality Act.

7. ALTERNATIVES:

A. The City Council may decide not to approve the budget amendment; however, this would mean that the Morgan Ranch Master Plan would not be completed.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROVING AN	}	RESOLUTION NO. 2013-
AMENDMENT TO THE FISCAL YEAR	}	
2013-14 BUDGET TO RE-APPROPRIATE	}	
\$72,700 TO ACCOUNT NUMBER	}	
305-40-444.47086 "MORGAN RANCH	}	
MASTER PLAN" FROM UNSPENT FUNDS	}	
FROM THE PRIOR FISCAL YEAR (2012-13)	}	
BUDGET TO COVER THE CONSULTANT	}	
COSTS ASSOCIATED WITH	}	
PREPARATION OF THE MORGAN RANCH	}	
MASTER PLAN	}	

WHEREAS, the City of Turlock has adopted a General Plan which contains policies and plans to preserve the quality of life for its residents and to manage the growth and development of the City; and

WHEREAS, the City Council of the City of Turlock adopted Resolution 99-021 which requires the development of areawide plans to address land use, circulation, housing, open space, infrastructure, public facilities and public services consistent with the goals, policies and programs of the City of Turlock's General Plan; and

WHEREAS, the Morgan Ranch area was annexed into the City of Turlock on the condition that an areawide plan be prepared prior to development; and

WHEREAS, at its April 13, 2010 meeting, the City Council of the City of Turlock supported moving forward, in concept, with a master plan for the Morgan Ranch area; and

WHEREAS, approximately \$72,700 remained in the Fiscal Year 2012-13 in account number 305-40-444.47086 "Morgan Ranch Master Plan."

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby approve an amendment to the Fiscal Year 2013-14 Budget to re-appropriate \$72,700 to account number 305-40-444.47086 "Morgan Ranch Master Plan" from unspent funds from the prior Fiscal Year (2012-13) Budget to cover the consultant costs associated with preparation of the Morgan Ranch Master Plan.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California



Council Synopsis

September 10, 2013

From: Michael G. Pitcock, PE, Director of Development Services

Prepared by: Debbie Whitmore, Deputy Director of Development Services/
Planning

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Approving an amendment to appropriate Grant revenues and expenses to revenue account number 110-40-400.34400 "Proposition 84 Fiscal Tool Grant" and expenditure account number 110-40-400.43055_004 "Consultant Proposition 84 Fiscal Tool Grant," in the amount of \$20,000 in Fiscal Year 2013-14

Motion: Approving Amendment No. 3 to extend the term of the Professional Services Agreement between the City of Turlock and AECOM Technical Services, Inc., from June 30, 2013 to October 30, 2013, to develop a countywide financial model for the ten jurisdictions in Stanislaus County and the financial evaluation of the Turlock General Plan Update Scenarios

2. DISCUSSION OF ISSUE:

Since the enactment of AB 32 and SB 375, the City of Turlock has been working with StanCOG, the other eight cities in Stanislaus County, and Stanislaus County on several countywide planning efforts designed to address these new requirements. These laws were enacted to reduce greenhouse gas emissions from both stationary and mobile emissions sources and have placed an unfunded mandate on local agencies to analyze and mitigate greenhouse gas emissions for development projects, master plans and general plans as well as reduce emissions from a wide range of stationary and mobile sources

Both State and federal agencies have funding available to address these new requirements.

- **Federal Sustainable Communities Regional Planning Grant Program:** Several federal agencies (the Department of Transportation, the Environmental Protection Agency, and the Housing and Urban Development Department) have collaborated to

make funds available to support sustainable planning and development.

- **State Sustainable Communities Planning Grant and Incentives Program:** The Strategic Growth Council is responsible for allocating funds for the Sustainable Communities Planning Grant and Incentive Program funded by Proposition 84.

In August 2010, the City Council directed staff to participate in both grant application efforts. Both applications were successful. Under the State Proposition 84 grant, the cities and County of Stanislaus would develop planning tools, one by each participating agency, that would not only meet the need of that jurisdiction, but could also apply in other jurisdictions.

The tool proposed by the City of Turlock is the application of a financial tool, developed for the Sacramento Area Council of Governments by AECOM Technical Services, Inc. The model is called IMPACS and is an Excel spreadsheet-based model that utilizes local financial data to assess the financial impacts of various land use alternatives. Rather than develop a separate model, staff proposed to use the AECOM model. The City Council approved the original contract on August 10, 2011. The scope includes the specific application to Turlock's General Plan alternatives from which an evaluation report will be developed. The summary report will be posted to the San Joaquin Valley web site for use by jurisdictions from all eight counties in the San Joaquin Valley air basin.

The financial model has been utilized and the results reported during the development of the new General Plan. The work remaining to be done is creating a generalized model that can be used by the other cities in the County, as well as Turlock; preparing a final report summarizing the work done for the City of Turlock General Plan; and preparing a user manual to help the cities use the model without consultant assistance. The consultant has nearly completed the final model but needs additional time to prepare the final reports and user manual. The grant also requires that the consultant hold an instructional workshop for the other jurisdictions to train them on using the model.

Two previous amendments were approved granting the consultant more time to complete the project. Staff is recommending a final contract extension of four months from June 30, 2013 to October 30, 2013, to allow the City to fully reimburse the contractor for the completed work. The contractor has not charged any additional time or costs to the project since June 30, 2013.

3. BASIS FOR RECOMMENDATION:

The City of Turlock has updated its General Plan and Housing Element and is in the process of updating the Capital Facility Fee program. Pursuant to AB 32 and SB 375, the City of Turlock is required to comply with new requirements to control greenhouse gas emissions from new development as well as a myriad of State and federal environmental and air quality laws and regulations. The fiscal analysis tool was utilized during adoption of the Turlock General Plan and is being tailored for future applications by the City as well as the other cities in the Stanislaus region.

Strategic Plan Initiative B. FISCAL RESPONSIBILITY

Goals: b. Identify smart revenue opportunities including but not limited to grants and outside sources of funding.

Strategic Plan Initiative: F. POLICY INITIATIVE – INTELLIGENT, PLANNED, MANAGED GROWTH

Goals:

- a. Ensure all growth adds value to the current and future community
- b. Continue use of Specific and Master Plans
- c. Ensure that all new growth pays for itself (Assessment Districts, CFF/PAF, CFD)
- d. Provide for housing diversity
 - i. Include affordable housing
- e. Create long-term, value-added plan for In-fill
- f. Ensure all growth and development reflects balanced land use through the General Plan implementation which will address future growth and development
- g. Coordinate with various agencies on the planning and implementation of the South County Corridor

Action: *Council*

- a. General Plan adoption

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: The proposed amendment does not change the total cost of the project. No fiscal impacts are anticipated by approving this contract amendment. This work is funded through a State planning grant.

Budget Amendment: A budget amendment is required. Funds for this effort are authorized under Fund Number 110-40-400-34400. Expenditures are made under Fund Number 110-40-400.43055_004.

5. CITY MANAGER'S COMMENTS:

Recommends approval.

6. ENVIRONMENTAL DETERMINATION:

The action is not a project subject to CEQA review.

7. ALTERNATIVES:

A. The City Council may choose not to approve the contract extension. Staff does not recommend this alternative as completion of the project is a requirement of the Proposition 84 grant program.



AMENDMENT NO. 3
to
AGREEMENT FOR SPECIAL SERVICES
between
CITY OF TURLOCK
and
AECOM TECHNICAL SERVICES, INC.
for
COUNTYWIDE IMPACS MODEL DEVELOPMENT
AND TURLOCK GENERAL PLAN SCENARIO EVALUATION
CONTRACT NO. 11-952

THIS AMENDMENT, dated August 27, 2013, is entered into by and between the **CITY OF TURLOCK**, a municipal corporation (hereinafter "CITY") and **AECOM Technical Services, Inc.**, a consulting firm, hereinafter referred to as "CONSULTANT".

WHEREAS, the parties hereto previously entered into an agreement dated August 10, 2011, whereby CONTRACTOR will develop a Countywide financial model for the ten jurisdictions in Stanislaus County and the financial evaluation of the Turlock General Plan Update scenarios (hereinafter the "Agreement").

WHEREAS, on January 8, 2013, the parties entered into Amendment No. 1 to the Agreement dated August 10, 2011, whereby the term of the agreement was extended to March 31, 2013.

WHEREAS, on May 14, 2013, the parties entered into Amendment No. 2 to the Agreement dated August 10, 2011, whereby the term of the agreement was extended to June 30, 2013.

NOW, THEREFORE, the parties hereto mutually agree to amend said Agreement as follows:

1. Paragraph 5 of the Agreement is amended to read as follows:

"5. TERM OF AGREEMENT: This Agreement shall become effective upon execution and shall continue in full force and effect for a period of approximately twenty (20) months beginning August 10, 2011, and ending ~~June 30~~ October 30, 2013, subject to CITY's availability of funds."

2. All other terms and conditions of the Agreement shall remain in full force and effect.

OK for Agenda

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by and through their respective officers thereunto duly authorized on the date first written hereinabove.

CITY OF TURLOCK

AECOM Technical Services, Inc.

By: _____
Roy W. Wasden, City Manager

By: _____

Print Name: _____

APPROVED AS TO SUFFICIENCY:

Title: _____

BY: _____
Debra A. Whitmore, Deputy Director of
Development Services/Planning

Date: _____

APPROVED AS TO FORM:

By: _____
Phaedra A. Norton, City Attorney

ATTEST:

By: _____
Kellie E. Weaver, City Clerk

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROVING AN	}	RESOLUTION NO. 2013-
AMENDMENT TO APPROPRIATE GRANT	}	
REVENUES AND EXPENSES TO REVENUE	}	
ACCOUNT NUMBER 110-40-400.34400	}	
“PROPOSITION 84 FISCAL TOOL GRANT”	}	
AND EXPENDITURE ACCOUNT NUMBER	}	
110-40-400.43055_004 “CONSULTANT	}	
PROPOSITION 84 FISCAL TOOL GRANT,”	}	
IN THE AMOUNT OF \$20,000 IN FISCAL	}	
YEAR 2013-14	}	
	}	

WHEREAS, on June 14, 2011, the Turlock City Council resolved to participate with the cities and County of Stanislaus in applying for the Proposition 84 grant funds and delegated the City Manager the authority conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project(s); and

WHEREAS, the City of Turlock is designated to receive a total of \$40,000 in federal grant funds as a participating member; and

WHEREAS, the County of Stanislaus is designated the lead jurisdiction in the grant proposal, and the grant award has been issued with the County taking full responsibility for overall grant administration, tracking and reporting attributable to the grant; and

WHEREAS, approximately \$20,000 of grant funds remained available at the end of Fiscal Year 2012-13.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby appropriate Grant revenues and expenses to the revenue account number 110-40-400.34400 "Proposition 84 Fiscal Tool Grant" and expenditure account number 110-40-400.43055_004 "Consultant Proposition 84 Fiscal Tool Grant," in the amount of \$20,000 in Fiscal Year 2013-14.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following votes:

AYES:
 NOES:
 NOT PARTICIPATING:
 ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk,
 City of Turlock, County of Stanislaus,
 State of California



Council Synopsis

September 10, 2013

51

From: Dan Madden, Municipal Services Director

Prepared by: Michael Cooke, Deputy Director of Municipal Services

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Motion: Approving a Professional Services Agreement between the City of Turlock and Provost & Pritchard Professional Services for PCE Remediation System Optimization and Groundwater Monitoring and Reporting in Downtown Turlock, in an amount not to exceed \$172,810 from Fund 420-52-550.43504 "PCE Monitoring and Remediation" (Water Enterprise)

Resolution: Appropriating \$252,070 to account number 420-52-550.43504 "PCE Monitoring and Remediation" to be funded by revenue received in account number 420-52-550.35507 "PCE Recovery" from an award of funds from the Cleanup and Abatement Account by the State Water Resources Control Board for the purpose of PCE Remediation System Optimization and Groundwater Monitoring and Reporting in Downtown Turlock

2. DISCUSSION OF ISSUE:

Tetrachloroethylene (PCE), a volatile organic compound, is a solvent that is used in the dry cleaning process. Since 1994, the City of Turlock has been addressing a plume of PCE contamination in the groundwater in the Downtown area.

Over the past 15 years, the Regional Board has funded various projects associated with monitoring and attempting to enhance the natural attenuation of the PCE plume. In general, the PCE plume appears to be slowly migrating and attenuating over time.

In February 2009, the State Water Resources Control Board appropriated \$650,000 to the City of Turlock. A portion of these funds were used to install a "pump and treat" groundwater remediation system. The project pumps contaminated groundwater from approximately 50 feet below ground surface and treats it before discharging it into the sewer system.

The project has been very successful and the State Water Board has appropriated additional funds to evaluate whether the treatment system can be optimized to increase the rate of PCE removal.

Because this is specialized work, the City of Turlock sent out a Request for Proposals (RFP) for qualified firms to undertake the pump and treat project, consistent with the Regional Board's requirements.

A total of six proposals were received and two highly-qualified firms were interviewed. Staff recommends that the contract be awarded to Provost & Pritchard as outlined below. Essentially, Provost & Pritchard distinguished themselves from the other applicants in their proposal, interview, and reference checks in the following areas: project understanding and approach, experience with similar PCE remediation projects, qualifications and experience of their project team, project management, and interaction with the Regional Board.

3. BASIS FOR RECOMMENDATION:

- A) Provost & Pritchard has relevant experience in PCE remediation projects.
- B) The Provost & Pritchard staff assigned to the project has direct experience with PCE pump and treat projects as well as experience in coordinating these projects through the Regional Board.
- C) The project further fulfills the City's obligations under the terms of the 1994 settlement agreement.
- D) The project is fully funded by the State Water Resources Control Board through the Cleanup and Abatement Account and has no impact on the City's Water Enterprise Fund or the General Fund.

Strategic Plan Initiative: B. FISCAL RESPONSIBILITY

Goal(s): b. Identify smart revenue opportunities including but not limited to grants and outside sources of funding.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact:

\$172,810 to Fund 420-52-550.43504 "PCE Monitoring and Remediation" (non-General Fund 141 Water Enterprise) to be funded by an award of funds from the Cleanup and Abatement Account by the State Water Resources Control Board in the amount of \$252,070 (420-52-550.35507 "PCE Recovery"). This will leave a balance of \$79,260 from the award of funds that may be used for other City-related costs associated with the project.

There is no impact to the General Fund

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

N/A

7. ALTERNATIVES:

- A. Do not approve the contract with Provost & Pritchard and renegotiate with a different firm. This alternative is not recommended because Provost & Pritchard was selected from a very competitive field of consultants and proved the most capable and experienced for this specialized work.

- B. Do not approve the contract with Provost & Pritchard, elect not to proceed with the project, and refuse the Cleanup and Abatement Account funding from the State of California. This alternative is not recommended because the City's 1994 Settlement Agreement with the Regional Board and California Department of Toxic Substances Control obligates the City to investigate and remove PCE in Downtown Turlock should funds be made available to the City.



AGREEMENT FOR SPECIAL SERVICES
between
CITY OF TURLOCK
and
PROVOST & PRITCHARD
for
**PCE Remediation System Optimization and
Groundwater Monitoring and Reporting in Downtown Turlock**
CITY CONTRACT NO. 13-065

THIS AGREEMENT is made this 10th day of September, 2013, by and between the **CITY OF TURLOCK**, a municipal corporation of the State of California hereinafter referred to as "CITY" and Provost & Pritchard, a Consulting Firm, hereinafter referred to as "CONSULTANT."

WITNESSETH:

WHEREAS, in accordance with California Government Code §37103, CITY has a need for optimization of its current PCE remediation system (air stripper) as well as associated groundwater monitoring and reporting services; and

WHEREAS, CONSULTANT has represented itself as duly trained, qualified, and experienced to provide such special service, hereinafter referred to as "Services."

NOW, THEREFORE, the parties hereto mutually agree as follows:

1. SCOPE OF WORK: CONSULTANT shall furnish all labor, equipment, materials and process, implements, tools, and machinery, except as otherwise specified, which are necessary and required to provide the Services and shall perform such special services in accordance with the standards of its profession and the specifications attached hereto as Exhibit A. CONSULTANT shall provide Services that are acceptable to CITY.

2. PERSONNEL AND EQUIPMENT: CONSULTANT shall provide all personnel needed to accomplish the Services hereunder. CONSULTANT shall additionally acquire, provide, maintain, and repair, at its sole cost and expense, such equipment, materials, and supplies as CONSULTANT shall reasonably require to accomplish said Services.

3. SAFETY REQUIREMENT: All Services and merchandise must comply with California State Division of Industrial Safety orders and O.S.H.A.

4. COMPENSATION: CITY agrees to pay CONSULTANT in accordance with Exhibit B as full remuneration for performing all Services and furnishing all staffing and materials called for in Exhibit A and for performance by CONSULTANT of all of its duties and obligations under this Agreement. In no event shall the sum of this Agreement exceed One Hundred Seventy Two Thousand Eight Hundred and Ten 00/100^{ths} Dollars (\$172,810.00). CONSULTANT agrees that compensation shall be paid in the manner and at the times set forth below:

(a) Invoices: CONSULTANT shall submit dated invoices to CITY specifying the date, location and service rendered, and the charge therefor.

(b) Payment:

(1) All payments by CITY shall be made in arrears, after satisfactory service, as determined and approved by CITY, has been provided. Payment shall be made by CITY no more than thirty (30) days from CITY's receipt of invoice.

(2) CITY shall normally pay by voucher or check within ten (10) working days after each meeting at which payments can be authorized, provided that CITY receives the invoice at least five (5) working days prior to CITY's meeting date.

(3) If CITY disputes any items on an invoice for a reasonable cause, which includes but is not limited to unsatisfactory service, CITY may deduct that disputed item from the payment, but shall not delay payment for the undisputed portions. The amounts and reasons for such deletions shall be documented to CONSULTANT within fifteen (15) working days after receipt of invoice by CITY. CITY shall assign a sequential reference number to each deletion.

(4) If dispute is settled, payment shall be by voucher or check payable to and mailed to CONSULTANT within five (5) working days of dispute settlement.

(5) CITY reserves the right to only pay for such services rendered to the satisfaction of CITY.

5. TERM OF AGREEMENT: This Agreement shall become effective upon execution and shall continue in full force and effect until December 31, 2016, subject to CITY's availability of funds.

6. INSURANCE: CONSULTANT shall not commence work under this Agreement until CONSULTANT has obtained CITY's approval regarding all insurance requirements, forms, endorsements, amounts, and carrier ratings, nor shall CONSULTANT allow any subcontractor to commence work on a subcontract until all similar insurance required of the subcontractor shall have been so obtained and approved. CONSULTANT shall procure and maintain for the duration of this Agreement insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by CONSULTANT, its agents, representatives, employees or subcontractors. Failure to maintain or renew coverage or to provide evidence of renewal may constitute a material breach of contract.

(a) Minimum Scope of Insurance: Coverage shall be at least as broad as:

(1) Insurance Services Office Commercial General Liability coverage (occurrence Form CG 00 01) with an additional insured endorsement (form CG 20 10 and 20 37), to be approved by the City of Turlock.

(2) Insurance Services Office Form CA 00 01 covering Automobile Liability, Code 1 (any auto).

(3) Workers' Compensation insurance as required by the State of California and Employer's Liability Insurance.

(4) Errors and Omissions/Professional Liability Insurance.

(b) Minimum Limits of Insurance: CONSULTANT shall maintain limits no less than:

(1) General Liability (including operations, products and completed operations): \$1,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

(2) Automobile Liability: \$1,000,000 per occurrence for bodily injury and property damage.

(3) Workers' Compensation: as statutorily required by the State of California. Employer's Liability: \$1,000,000 per accident for bodily injury or disease.

(4) Errors and Omissions/Professional Liability: \$1,000,000 per claim.

(c) Deductibles and Self-Insured Retentions: Any deductibles or self-insured retentions must be declared to and approved by CITY. At the option of CITY, either: (1) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects CITY, its elective and appointive boards, officers, agents, employees, and volunteers; or (2) CONSULTANT shall provide a financial guarantee satisfactory to CITY guaranteeing payment of losses and related investigations, claim administration and defense expenses.

(d) Other Insurance Provisions: The commercial general liability policy shall contain or be endorsed to contain the following provisions:

(1) CITY, its elective and appointive boards, officers, agents, employees, and volunteers are to be covered as additional insureds with respect to liability arising out of work or operations performed by or on behalf of CONSULTANT, including materials, parts or equipment furnished in connection with such work or operations, which coverage shall be maintained in effect for at least three (3) years following the completion of the work specified in the contract. General liability coverage can be provided in the form of an endorsement to CONSULTANT's insurance (CG 20 10 and CG 20 37 or their equivalent), or as a separate Owners Protective Liability policy providing both ongoing operations and completed operations.

(2) For any claims related to this project, CONSULTANT's insurance coverage shall be primary insurance as respects CITY and any insurance or self-insurance maintained by CITY shall be excess of CONSULTANT's insurance and shall not contribute with it.

(3) In the event of cancellation, non-renewal, or material change that reduces or restricts the insurance coverage afforded to CITY under any of the required insurance

coverages, the insurer, broker/producer, or CONSULTANT shall provide CITY with thirty (30) days' prior written notice of such action.

(4) Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of Section 2782 of the Civil Code.

(e) Acceptability of Insurers: Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII.

(f) Verification of Coverage: CONSULTANT shall furnish CITY with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by CITY before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive CONSULTANT'S obligation to provide them. CITY reserves the right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

(g) Waiver of Subrogation: With the exception of professional liability, CONSULTANT hereby agrees to waive subrogation which any insurer of CONSULTANT may acquire from CONSULTANT by virtue of the payment of any loss. The commercial general liability policy and workers' compensation policy shall be endorsed to contain a waiver of subrogation in favor of CITY for all work performed by CONSULTANT, its agents, employees, independent contractors and subcontractors. CONSULTANT agrees to obtain any endorsement that may be necessary to effect this waiver of subrogation.

(h) Subcontractors: CONSULTANT shall include all subcontractors as insureds under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated herein.

7. INDEMNIFICATION: CONSULTANT shall indemnify, defend, and hold harmless CITY and its elective and appointive boards, officers, agents, employees, and volunteers from and against all claims, damages, losses and expenses including attorney fees arising out of the performance of the work described herein, caused in whole or in part by any negligent act or omission of CONSULTANT, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, except where caused by the active negligence, sole negligence, or willful misconduct of CITY.

8. INDEPENDENT CONTRACTOR RELATIONSHIP: All acts of CONSULTANT, its agents, officers, and employees and all others acting on behalf of CONSULTANT relating to the performance of this Agreement, shall be performed as independent contractors and not as agents, officers, or employees of CITY. CONSULTANT, by virtue of this Agreement, has no authority to bind or incur any obligation on behalf of CITY. CONSULTANT has no authority or responsibility to exercise any rights or power vested in the CITY. No agent, officer, or employee of the CITY is to be considered an employee of CONSULTANT. It is understood by both CONSULTANT and CITY that this Agreement shall not under any circumstances be construed or considered to create an employer-employee relationship or a joint venture.

CONSULTANT, its agents, officers and employees are and, at all times during the terms of this Agreement, shall represent and conduct themselves as independent contractors and not as employees of CITY.

CONSULTANT shall determine the method, details and means of performing the work and services to be provided by CONSULTANT under this Agreement. CONSULTANT shall be responsible to CITY only for the requirements and results specified in this Agreement, and, except as expressly provided in this Agreement, shall not be subjected to CITY's control with respect to the physical action or activities of the CONSULTANT in fulfillment of this Agreement. CONSULTANT has control over the manner and means of performing the services under this Agreement. CONSULTANT is permitted to provide services to others during the same period service is provided to CITY under this Agreement. If necessary, CONSULTANT has the responsibility for employing other persons or firms to assist CONSULTANT in fulfilling the terms and obligations under this Agreement.

If in the performance of this Agreement any third persons are employed by CONSULTANT, such persons shall be entirely and exclusively under the direction, supervision, and control of CONSULTANT. All terms of employment including hours, wages, working conditions, discipline, hiring, and discharging or any other term of employment or requirement of law shall be determined by the CONSULTANT.

It is understood and agreed that as an independent contractor and not an employee of CITY neither the CONSULTANT or CONSULTANT'S assigned personnel shall have any entitlement as a CITY employee, right to act on behalf of the CITY in any capacity whatsoever as an agent, or to bind the CITY to any obligation whatsoever.

It is further understood and agreed that CONSULTANT must issue W-2 forms or other forms as required by law for income and employment tax purposes for all of CONSULTANT'S personnel.

As an independent contractor, CONSULTANT hereby indemnifies and holds CITY harmless from any and all claims that may be made against CITY based upon any contention by any third party that an employer-employee relationship exists by reason of this Agreement.

9. VOLUNTARY TERMINATION: CITY may terminate this Agreement without cause or legal excuse by providing thirty (30) days' written notice to CONSULTANT.

10. TERMINATION OF STATED EVENT:

(a) Termination on Occurrence of Stated Events. This Agreement shall terminate automatically on the date on which any of the following events occur: (1) bankruptcy or insolvency of CONSULTANT, (2) legal dissolution of CONSULTANT, or (3) death of key principal(s) of CONSULTANT.

(b) Termination by CITY for Default of CONSULTANT. Should CONSULTANT default in the performance of this Agreement or materially breach any of its provisions, at its option CITY may terminate this Agreement by giving written notification to CONSULTANT. The termination date shall be the effective date of the notice. For the purposes of this section, material breach of this Agreement shall include but not be limited to any of the following: failure to perform required services or duties, willful destruction of CITY's property by CONSULTANT, dishonesty or theft.

(c) Termination by CONSULTANT for Default of CITY. Should CITY default in the performance of this Agreement or materially breach any of its provisions, at its option

CONSULTANT may terminate this Agreement by giving written notice to CITY. The termination date shall be the effective date of the notice. For the purposes of this section, material breach of this Agreement shall include but not be limited to any of the following: failure to cooperate reasonably with CONSULTANT, willful destruction of CONSULTANT's property by CITY, dishonesty or theft.

(d) Termination for Failure to Make Agreed-Upon Payments. Should CITY fail to pay CONSULTANT all or any part of the payments set forth in this Agreement on the date due, at its option CONSULTANT may terminate this Agreement if the failure is not remedied within thirty (30) days after CONSULTANT notifies CITY in writing of such failure to pay. The termination date shall be the effective date of the notice.

(e) Termination by CITY for Change of CONSULTANT'S Tax Status. If CITY determines that CONSULTANT does not meet the requirements of federal and state tax laws for independent contractor status, CITY may terminate this Agreement by giving written notice to CONSULTANT. The termination date shall be the effective date of the notice.

(f) In the Event of Termination. If this Agreement is terminated pursuant to this Paragraph, CONSULTANT shall cease all its work on the project as of the termination date and shall see to it that its employees, subcontractors and agents are notified of such termination and cease their work. If CITY so requests, and at CITY's cost, CONSULTANT shall provide sufficient oral or written status reports to make CITY reasonably aware of the status of CONSULTANT'S work on the project. Further, if CITY so requests, and at CITY's cost, CONSULTANT shall deliver to CITY any work products whether in draft or final form which have been produced to date.

If the Agreement is terminated pursuant to any of the subsections contained in this paragraph, CITY will pay CONSULTANT an amount based on the percentage of work completed on the termination date, this percentage shall be determined by CITY in its sole discretion. If the Agreement is terminated pursuant to the subparagraph entitled Termination by CITY for Default of CONSULTANT, CONSULTANT understands and agrees that CITY may, in CITY's sole discretion, refuse to pay CONSULTANT for that portion of CONSULTANT'S services which were performed by CONSULTANT on the project prior to the termination date and which remain unacceptable and/or not useful to CITY as of the termination date.

11. CONFORMANCE WITH FEDERAL AND STATE LAW: All equipment, supplies and services used by CONSULTANT in the performance of this Agreement shall conform to the laws of the government of the United States and the State of California.

12. NONDISCRIMINATION: In connection with the execution of this Agreement, CONSULTANT shall not discriminate against any employee or applicant for employment because of age, race religion, color, sex, or national origin. CONSULTANT shall take affirmative action to insure that applicants are employed, and the employees are treated during their employment, without regard to their age, race, religion, color, sex or national origin. Such actions shall include, but not be limited to, the following: employment, promotions, demotions or transfer; recruitment or recruitment advertising; layoff or termination; rate of pay or other forms of compensation; and selection for training, including apprenticeship. CONSULTANT shall also comply with the requirement of Title VII of the Civil Rights Act of 1964 (P.L. 88-352) and with all applicable regulations, statutes, laws, etc., promulgated pursuant to the civil rights acts of the government of the United States and the State of California now in existence or hereafter enacted. Further, CONSULTANT shall comply with the provisions of Section 1735 of the California Labor Code.

13. TIME: Time is of the essence in this Agreement.

14. ENTIRE AGREEMENT AND MODIFICATION: This Agreement supersedes all previous Agreements and constitutes the entire understanding of the parties hereto. CONSULTANT shall be entitled to no other benefits than those specified herein. No changes, amendments or alterations shall be effective unless in writing and signed by both parties. CONSULTANT specifically acknowledges that in entering into and executing this Agreement, CONSULTANT relies solely upon the provisions contained in this Agreement and no others.

15. OBLIGATIONS OF CONSULTANT: Throughout the term of this Agreement, CONSULTANT shall possess, or secure all licenses, permits, qualifications and approvals legally required to conduct business. CONSULTANT warrants that it has all of the necessary professional capabilities and experience, as well as all tools, instrumentalities, facilities and other resources necessary to provide the CITY with the services contemplated by this Agreement. CONSULTANT further represents that it will follow the best current, generally accepted and professional practices to make findings, render opinions, prepare factual presentations, and provide professional advice and recommendations regarding this project.

16. OWNERSHIP OF DOCUMENTS: All reports, data, drawings, plans, designs, specifications, graphics, calculations, working papers, models, flow diagrams, visual aids, and other incidental work or materials furnished hereunder shall become and remain the property of the CITY, and may be used by CITY as it may require without any additional cost to CITY. No reports shall be used by the CONSULTANT for purposes other than this contract without the express prior written consent of CITY.

17. NEWS AND INFORMATION RELEASE: CONSULTANT agrees that it will not issue any news releases in connection with either the award of this Agreement, or any subsequent amendment of or efforts under this Agreement, without first obtaining review and approval of said news releases from CITY through the City Manager.

18. INTEREST OF CONSULTANT: CONSULTANT warrants that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of services required to be performed under this Agreement. CONSULTANT warrants that, in performance of this Agreement, CONSULTANT shall not employ any person having any such interest. CONSULTANT agrees to file a Statement of Economic Interests with the City Clerk at the start and end of this contract if so required at the option of CITY.

19. AMENDMENTS: Both parties to this Agreement understand that it may become desirable or necessary during the execution of this Agreement, for CITY or CONSULTANT to modify the scope of services provided for under this Agreement. Any material extension or change in the scope of work shall be discussed with CITY and the change and cost shall be memorialized in a written amendment to the original contract prior to the performance of the additional work.

Until a change order is so executed, CITY will not be responsible to pay any charges CONSULTANT may incur in performing such additional services, and CONSULTANT shall not be required to perform any such additional services.

20. PATENT/COPYRIGHT MATERIALS: Unless otherwise expressly provided in the contract, CONSULTANT shall be solely responsible for obtaining the right to use any patented or copyrighted materials in the performance of this Agreement. CONSULTANT shall furnish a warranty of such right to use to CITY at the request of CITY.

21. CERTIFIED PAYROLL REQUIREMENT: For CONSULTANTS performing field work on public works contracts on which prevailing wages are required, CONSULTANT shall comply with the provisions of Section 1776 of the California Labor Code, regarding payroll records, and shall require its subconsultants and subcontractors to comply with that section as may be required by law.

22. PARTIAL INVALIDITY: If any provision in this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.

23. WAIVER: The waiver by any party to this Agreement of a breach of any provision hereof shall be in writing and shall not operate or be construed as a waiver of any other or subsequent breach hereof unless specifically stated in writing.

24. AUDIT: CITY's duly authorized representative shall have access at all reasonable times to all reports, contract records, contract documents, contract files, and personnel necessary to audit and verify CONSULTANT'S charges to CITY under this Agreement.

CONSULTANT agrees to retain reports, records, documents, and files related to charges under this Agreement for a period of four (4) years following the date of final payment for CONSULTANT services. CITY's representative shall have the right to reproduce any of the aforesaid documents.

25. GOVERNING LAW: This Agreement shall be governed according to the laws of the State of California.

26. HEADINGS NOT CONTROLLING: Headings used in the Agreement are for reference purposes only and shall not be considered in construing this Agreement.

27. COMPLIANCE WITH LAWS: CONSULTANT shall insure compliance with all safety and hourly requirements for employees, in accordance with federal, state, and county safety and health regulations and laws. CONSULTANT shall fully comply with all applicable federal, state, and local laws, ordinances, regulations and permits.

28. CITY BUSINESS LICENSE: CONSULTANT will have a City of Turlock business license.

29. ASSIGNMENT: This Agreement is binding upon CITY and CONSULTANT and their successors. Except as otherwise provided herein, neither CITY nor CONSULTANT shall assign, sublet, or transfer interest in this Agreement or any part thereof without the prior written consent of the other.

30. RECORD INSPECTION AND AUDIT: CONSULTANT shall maintain adequate records to permit inspection and audit of CONSULTANT's time and material charges under this Agreement. CONSULTANT shall make such records available to CITY during normal business hours upon reasonable notice. Such records shall be turned over to CITY upon request.

31. EXCLUSIVE USE: Services provided within the scope of this Agreement are for the exclusive use of CITY and CONSULTANT agrees that, until final approval by CITY, all data, plans, specifications, reports, and other documents will not be released to third parties by CONSULTANT without the prior written consent of CITY.

32. EMPLOYMENT OF CITY OFFICIAL OR EMPLOYEE: CONSULTANT shall employ no CITY official or employee in the work performed pursuant to this Agreement. No officer or employee of CITY shall have any financial interest in this Agreement in violation of California Government Code Sections 1090 *et seq.*; nor shall CITY violate any provision of its Conflict of Interest Code adopted pursuant to the provisions of California Government Code Sections 87300 *et seq.*

33. NOTICE: Any and all notices permitted or required to be given hereunder shall be deemed duly given and effective (1) upon actual delivery, if delivery is by hand; or (2) five (5) days after delivery into the United States mail, if delivery is by postage paid, registered, or certified (return receipt requested) mail. Each such notice shall be sent to the parties at the address respectively indicated below or to any other address as the respective parties may designate from time to time:

**for CONSULTANT: PROVOST & PRITCHARD
ATTN: DAVID NORMAN
4701 SISK RD., STE 102
MODESTO, CA 95356
PHONE: (209) 809-2300
FAX: (209) 809-2290**

**for CITY: CITY OF TURLOCK
ATTN: MICHAEL COOKE
MUNICIPAL SERVICES DEPARTMENT
156 SOUTH BROADWAY, SUITE 270
TURLOCK, CALIFORNIA 95380-5454
PHONE: (209) 668-5599 Ext. 4418
FAX: (209) 668-5965**

34. PERFORMANCE BY KEY EMPLOYEE: CONSULTANT has represented to CITY that Stephen Spencer, PE (AECOM) will be the person primarily responsible for the performance of the services referred to in this Agreement. CITY has entered into this Agreement in reliance on that representation by CONSULTANT. CONSULTANT therefore agrees that Forty percent (40%) or more of the time to be devoted to the project that is the subject of this Agreement will be that of the above-named person.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by and through their respective officers thereunto duly authorized.

CITY OF TURLOCK, a municipal corporation

Provost & Pritchard, consultant

By: _____
Roy W. Wasden, City Manager

By: _____

Date: _____

Title: _____

APPROVED AS TO SUFFICIENCY:

Print name: _____

By: _____
Michael Cooke, Deputy Director of Municipal Services

Date: _____

APPROVED AS TO FORM:

By: _____
Phaedra A. Norton, City Attorney

ATTEST:

By: _____
Kellie E. Weaver, City Clerk

Proposal: SCOPE OF SERVICES

City of Turlock PCE REMEDIATION SYSTEM OPTIMIZATION AND GROUNDWATER MONITORING AND REPORTING IN DOWNTOWN TURLOCK

Scope of Services

The following sections present the details of our scope and approach by task as listed in the RFP:

Task 1 – Conduct Annual Groundwater Assessment (May 2014-2016)

Groundwater sampling is the only direct measurement of the current condition of the groundwater and the effectiveness of treatment strategy. The data generated during the annual sampling is critical and data quality should be the controlling factor. Our team recommends that dedicated Waterra sampling equipment be installed in monitoring wells that typically require the purging of 15 gallons or greater of purge water. Of the 17 groundwater monitoring wells to be sampled, this would include deeper monitoring wells MW-11, 18, 19, 20, 21. For monitoring wells with less purge volume our protocol will include the use of disposable bailers only to purge and collect samples. We will monitor field parameters to help select the timing of sample collection and collect samples in a similar manner to previous events and in accordance with our standard protocols used at all our groundwater monitoring sites.

Purge water would be collected and delivered to the WWTP in our purge water tank mount located on our sampling trailer as indicated in the RFP. However, we recommend that the treatment of the purge water in the pump and treat system be considered after the optimization is complete. This would require a port be installed to allow for the addition of purge water, but this will not add any significant cost or time to the optimization efforts and will reduce City staff time and potential liability of the WWTP.

We have reviewed the analyses (8260B) being conducted and agree with the current methods. We would recommend that EC added to the laboratory analysis list to assist with assessing the conditions responsible for the increasing concentration trends. The additional \$12.00 per sample cost for EC is insignificant and would improve the data quality

in both accuracy and reproducibility over filed instruments. As previously stated, there could be many reasons for the observed trends and developing and understanding of the cause may provide additional data concerning the remediation of the site.

Provost & Pritchard works with Mr. Casebeer at the Regional Water Quality Control Board on several projects including the Merced Downtown PCE project.

Task 2 – Conduct Annual Groundwater Elevation Measurements (November 2014-2016)

Annual groundwater levels will be taken in November of each year of the contract. Depth to groundwater and the bottom of each well will be taken from each of wells typically included in the monitoring. The groundwater data will be converted to elevation data and flow direction maps will be produced. These maps will included in the Annual Remediation Progress Report and will be compared to previous years' flow direction and gradient to assist in evaluating the affects of the optimized treatment system on local groundwater flow (see Tasks 4 and 5).

Task 3– Destroy Nine (9) Monitoring wells

As listed in the RFP, nine (9) monitoring wells will be destroyed. We understand that this plan has previously been approved by the RWQCB and now requires implementation. Our team will prepare a site-specific Health and Safety Plan to govern the operations and staff involved with the destruction of these wells. The wells will be destroyed in accordance with the City of Turlock and the State of California Department of Water Resources (DWR) standards. To be reasonably expected, the surface will be made to match the surrounding surface with asphalt, colored concrete or concrete. The work area will be left clean and free of any debris associated with the work. Several of the wells to be destroyed are located on private property and we will work with the City of Turlock

to conduct the work on these properties with as little disruption to the business or property owners as possible.

The wells to be destroyed are listed in Addendum 1 to the RFP and include: MW-2, MW-4, MW-5, MW-14, MW-16, MW-17, old Carrs MW- 1, and Old Carrs MW-3.

We will secure all permits necessary to abandon the wells, including the Stanislaus County Permit and have the well driller file the well destruction permits with the DWR once the work is complete. There is no fee from the County for the well destruction permit.

Task 4 – Prepare the Annual Remediation Progress Report

The Annual Remediation Progress Report will be prepared utilizing the data collected from both the groundwater monitoring program and the remediation program. The report will contain the typical summary of the analytical data, depth to groundwater and recommendations associate with such a remedial action. In addition, we will review and make recommendations concerning the potential issues associated with the increasing EC concentration observed in the existing data, evaluate the efficiency of the optimized pump and treat system, evaluate the relationship of the extraction wells to overlying effects of the City's groundwater supply wells and provide a general assessment of the fate and current condition of PCE and any of its potential breakdown products detected including CIS-1,2 Dichloroethene, Trichloroethene and others.

Potential breakdown products were detected or estimated values reported during the last monitoring period (samples collected April 2013) in at least monitoring wells MW-2, MW-18, MW- 19, MW- 20, AT- 18. These and future data will be evaluated in relationship of past hydrogen releasing compound usage or other condition that might influence in-situ biodegradation of PCE.

In addition the report will contain:

- Filed observations
- Sampling logs
- Interpretation of analytical results
- Appropriate maps and figures to summarize and visualize the data in meaningful and useable formats

- Recommendations for system or monitoring modifications to maintain a high level of remedial efficiency

Task 5 – Project Management – Pump and Treat System Optimization

We understand that modifications to the RFP issued on May 31, 2013 modified Task 5, we believe that there is significant value to the City of Turlock from evaluating some alternative configurations and carbon usages that may not have been cost effective at initial design. We have included several scope items, while keeping the costs in line with both the original and the revised RFP's intent to conduct such assessments.

Our team will conduct a review of system operations data to develop a baseline for flow rate, influent PCE concentrations, removal efficiency, runtime percentage, and extraction well water levels. We will also discuss with City staff the available capacity of the sanitary sewer lateral currently carrying the treated groundwater. We are particularly interested in relationship between the PCE concentration and water level trends. We will establish a design maximum flow rate and PCE concentration for the system based on the extraction well's capacity, exclusive of the limits imposed by treatment or sewer capacity, as our target for system optimization. Other potential limiting factors will be addressed in the optimization study, design, and pilot testing tasks.

System Optimization Study

With the design maximum flow and concentration established for the extraction well, our team will study options to mitigate the limits that prevent the system from reaching the optimum level. Potential options for mitigating air stripper discharge limits set by APCD include treatment of the air stripper exhaust and replacement of the air stripper with liquid phase carbon treatment. Potential options for mitigating sewer capacity limits include relocating discharge to an area of the City's collection network with higher carrying capacity or rehabilitation of currently utilized sewer pipe to increase carrying capacity. The optimization study will include cost vs. benefit for each option. We will prepare and draft study for review by City staff, and then a final Optimization

Study with recommendations after addressing any comments. The final study will be submitted to the Regional Water Quality Control Board.

Air Stripper Exhaust Treatment

When an air stripper exhaust exceeds regulatory discharge limits for organics, the typical mitigating measure is vapor phase carbon treatment on the exhaust. Our project team will work with carbon suppliers to model the system and estimate the carbon usage rate at design maximum flow rate, and then select appropriate carbon vessels based on physical size, back-pressure, available on-site space, ease and frequency of carbon replacement, etc. Carbon costs will also be estimated for cost-benefit comparisons. Based on our understanding of the current system, the blower on the air stripper produces 300 standard cubic feet per minute (scfm) of air. Treating a 300 scfm air stream with PCE will require dual 1,000- or dual 2,000-pound vapor phase carbon vessels, depending on the desired carbon replacement frequency. Vessel sizes can vary depending on the manufacturer, but a nominal diameter of 4 feet and heights of 5 feet (for 1,000 lb. vessels) to 8 feet (for 2,000 lb. vessels) are likely. A pair of 1,000 lb. vessels may fit in the existing enclosure as-is or with some modification to aid replacements. Taller vessels may need to be placed outside the enclosure, and piping backpressure must be carefully addressed.

Liquid Phase Carbon Treatment

One alternative to treating the air stripper exhaust to meet APCD requirements is to introduce liquid phase carbon treatment of extracted groundwater, either in total as a replacement of the air stripper, or for that portion of the extracted groundwater above the current 25 gpm rate to reach the design maximum treatment rate. Our project team will work with carbon suppliers to model the system and estimate the carbon usage rate at both the design maximum and differential flow rates, and then select appropriate carbon vessels based on physical size, head loss, available on-site space, ease and frequency of carbon replacement, etc. Carbon costs will also be estimated for cost-benefit comparisons. Treating 25 to 50 gallons per minute will likely require two vessels, each containing 1,000 lbs. of carbon, operating in a series. Larger vessels will also be considered to reduce carbon replacement frequency. Since the introduction of liquid phase carbon will increase

head losses, the optimization study will include a review of the well pump capabilities. It may be necessary to replace or upgrade the well pump to overcome these losses.

Sewer Capacity Analysis

Based on statements presented in the RFP, the City is concerned about local sewer capacity if the treatment system flow rate is increased as part of optimization. Our project team will work with the City's Public Works staff to identify capacity bottlenecks, and then we will provide recommendations and associated cost-benefit analyses for alleviating these bottlenecks.

Pilot Testing (Optional Service)

Pilot and/or bench-scale testing can be useful in more accurately quantifying carbon usage rates for systems like the Turlock PCE treatment system. However, removal of PCE from either air or water streams is well understood, and most activated carbon suppliers have numerical models that will allow effective comparison of the mitigation options discussed above without going to the expense of actual pilot testing.

At this time we do not believe pilot testing is required. Nonetheless, if the City desires to increase the accuracy of estimates for budgetary purposes, our design team is fully capable of coordinating the necessary testing. For vapor phase carbon, it will be necessary to pilot test treatment options in the field to better quantify carbon usage. We anticipate that a portion of the air stripper exhaust can be routed through a side stream treatment to provide these data in a timely manner. For liquid phase carbon, a simpler bench scale test called a rapid small scale column test (RSSCT) can be performed off-site. The RSSCT uses water collected from the site and mimics a full-scale treatment system to calculate carbon usage. Although somewhat less accurate than an on-site pilot test, the RSSCT provides usage estimates in a much shorter timeframe. Our proposed not to exceed cost presented in this proposal includes pilot testing activities as optional services.

Other Remediation Optimization Options

To this point we have discussed ways to optimize the existing PCE treatment system. However, the ultimate goal of the treatment system is hydraulic control and remediation of PCE-impacted groundwater. Therefore, we propose to include a more global review of the City's PCE monitoring and remediation program as part of our optimization study. For example, could a second extraction well more efficiently improve hydraulic control and mass removal rates over increased pumping from the existing extraction well? Our team will discuss this and similar alternatives with the City as part of our preliminary data review activities, and then include any alternatives selected by the City. Our proposed fee estimate presented in this proposal includes time for this global review. If the City later decides to pursue potential options (e.g., additional studies, well drilling, design and construction, etc.), our design team can provide more detailed studies and design efforts as an additional service.

System Design and Construction Management

Once the recommendations in the Optimization Study have been reviewed and approved by the RWQCB, our design team will prepare the necessary construction design. For the purposes of this proposal, it is assumed that the optimization work (building, electrical, plumbing, and controls modifications) will not be significant enough to be competitively bid or require a licensed contractor to complete. The following design components are anticipated to be included in the final plans for construction. (Sheet counts are provided for budgetary purposes. If the results of the optimization study indicate a more complex project is required, then we will negotiate an appropriate contract amendment with the City):

1. Process piping and valving. (one to two sheets)
2. Plant control, monitoring, telemetry, and alarm systems. (one to two sheets)
3. Site electrical and lighting. (one sheet)
4. Miscellaneous building modifications and improvements. (one sheet)

We will coordinate with and provide information to City staff for review and approval of the plans. In-house quality control reviews will be provided by our staff. Final plans will be submitted to the City for plan check and approval.

Our proposal assumes that construction phase services will be handled by our team, and that no subcontractors will be required to complete the work. Once construction is complete, we will provide technical assistance to the City for start-up and testing of the completed treatment plant (approximately one day).

For the purposes of this proposal, we have assumed that the Optimization Study will recommend vapor-phase carbon treatment be installed on the existing air stripper's exhaust. As noted above, minor modification to the existing piping and electrical equipment will be completed by our team's field staff. If it is determined through the study that the system can be better optimized with a different remediation system technology or configuration, we will negotiate a modified fee at that time for the construction work.

Task 6 – Client Meetings and Data Review

The design team will meet with the City of Turlock to kick-off the remediation system operation phase of the project and establish the direction of the project based on the City's goals. This kick-off meeting will also include a site visit to the treatment system and many of the existing monitoring wells. A second meeting will be held to review our preliminary findings with City staff. Once the Optimization Study is finalized, a meeting at the offices of the RWQCB will be held to present and review our recommendations. No additional meetings are anticipated.

Limitations

Provost & Pritchard will perform its services in a manner consistent with the standards of care and skill ordinarily exercised by members of the profession practicing under similar conditions in the geographic vicinity and at the time the services will be performed. Regulations and professional standards applicable to Provost & Pritchard's services are continually evolving. Techniques are, by necessity, often new and relatively untried. Different professionals may reasonably adopt different approaches to similar problems. Therefore, no warranty or guarantee, expressed or implied, will be included in Provost & Pritchard's scope of service.

Proposal: SCOPE OF SERVICES

Nothing contained in this proposal should be construed or interpreted as requiring Provost & Pritchard to assume the status of an owner, operator, generator, or person who arranges for disposal, transport, storage or treatment of hazardous materials within the meaning of any governmental statute, regulation or order.

The safety of our employees is of paramount concern to Provost & Pritchard. You will be notified if conditions at your project represent a potential safety concern to our employees. Unsafe conditions for fieldwork may require a modification of our scope of work and associated fees. We will advise you of the additional costs necessary to mitigate these unanticipated conditions, if applicable.

Proposal: FEE SCHEDULE

City of Turlock PCE REMEDIATION SYSTEM OPTIMIZATION AND GROUNDWATER MONITORING AND REPORTING IN DOWNTOWN TURLOCK

Table 1 provide our fee estimate for tasks 1 through 6 and two optional tasks as discussed in task 5. Our work will be conducted on a time and material basis not to exceed the fee presented in Table 1, unless previously authorized in writing by the City of Turlock. Invoicing will be conducted as progress invoicing and billed monthly. Our fee is based on our 2012 Environmental Fee Schedule (attached).

Estimated Fees for Tasks 1-6				
Task	Annual or One-Time Cost	Three Years	Subcontracted Value/Annually	Total
Task 1 – Annual Groundwater Monitoring	\$9,600	\$28,000	\$2,300	\$28,000
Task 2 – Annual Groundwater Elevation Measurements (3 yrs)	\$1,400	\$4,200	\$0.00	\$4,200
Task 3 – Nine Well Destruction (includes one man and coned traffic control) One time	\$10,600		\$4,500	\$10,600
Task 4 – Annual Remediation Progress Report (3 yrs)	\$10,200	\$30,600	\$0.00	\$30,600
Task 5 – Pump and Treat Optimization	\$86,300		\$72,600	\$86,300
Task 6 – Meetings	\$5,000			\$5,000
Totals:				\$157,100

Optional Tasks (Not included in Fee Estimate)	
Air Stripper Exhaust Pilot Testing	\$11,200
Rapid Small Scale Column Test (liquid Carbon)	\$10,255

Standard Fee Schedule

This schedule supersedes previously published fee schedules as of the effective date of February 1, 2012. Multi-year contracts are subject to any subsequent changes in these rates.

Staff Type	Fee Range		
Engineering Staff			
EIT Engineer	\$100.00 – \$120.00		
Assistant Engineer	\$105.00 – \$125.00		
Associate Engineer	\$120.00 – \$140.00		
Senior Engineer	\$140.00 – \$160.00		
Principal Engineer	\$160.00 – \$190.00		
Specialists			
Energy Specialist	\$110.00 – \$140.00		
Associate Environmental Specialist	\$70.00 – \$130.00		
Senior Environmental Specialist	\$130.00 – \$160.00		
Principal Environmental Specialist	\$160.00 – \$190.00		
GIS Specialist	\$100.00 – \$130.00		
Associate Geologist/Hydrogeologist	\$120.00 – \$140.00		
Senior Geologist/Hydrogeologist	\$130.00 – \$160.00		
Water Resources Specialist	\$100.00 – \$140.00		
Planning Staff			
Assistant Planner	\$80.00 – \$100.00		
Associate Planner	\$100.00 – \$120.00		
Senior Planner	\$130.00 – \$150.00		
Principal Planner	\$160.00 – \$190.00		
Technical Staff			
Assistant Technician	\$70.00 – \$90.00		
Associate Technician	\$90.00 – \$110.00		
Senior Technician	\$110.00 – \$130.00		
Construction Services			
Field Representative	\$110.00 – \$150.00		
Senior Field Representative	\$115.00 – \$150.00		
Field Representative Prevailing Wage (1)	\$120.00 – \$150.00		
Support Staff			
Administrative Assistant	\$65.00 – \$85.00		
Project Administrator	\$80.00 – \$100.00		
Surveying Services			
LSIT Surveyor	\$80.00 – \$90.00		
Licensed Surveyor	\$110.00 – \$130.00		
1 Man Survey Crew	\$140.00	Prev. Wage (2)	Prev. Wage (3)
2 Man Survey Crew	\$185.00	\$140.00	\$165.00
2 Man Survey Crew including LS	\$210.00	\$185.00	\$230.00
1 Man CORS Survey Crew	\$170.00	\$245.00	
2 Man CORS Survey Crew	\$220.00		

(Field work not including survey equipment billed at individual standard rate plus vehicle as appropriate.)

Expert Witness/GIS Training: As quoted.

Travel Time (for greater than 1 hour from employee's base office): 1/2 regular hourly rate, with \$50/hr minimum

Project Costs

Mileage: \$0.70/mile

Outside Consultants: Cost + 15%

Direct Costs: Cost + 15%

(1) Prevailing wage rates shown for San Joaquin, Stanislaus, Merced, Madera, Fresno, Tulare, Kings, & Kern Counties

(2) Prevailing wage rates shown for Fresno and Tulare Counties

(3) Prevailing wage rates shown for San Joaquin, Stanislaus, Merced, Madera, Kings and Kern Counties

Provost & Pritchard Consulting Group

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROPRIATING }
\$252,070 TO ACCOUNT NUMBER }
420-52-550.43504 "PCE MONITORING }
AND REMEDIATION" TO BE FUNDED BY }
REVENUE RECEIVED IN ACCOUNT }
420-52-550.35507 "PCE RECOVERY" }
FROM AN AWARD OF FUNDS FROM THE }
CLEANUP AND ABATEMENT ACCOUNT }
BY THE STATE WATER RESOURCES }
CONTROL BOARD FOR THE PURPOSE }
OF PCE REMEDIATION SYSTEM }
OPTIMIZATION AND GROUNDWATER }
MONITORING AND REPORTING IN }
DOWNTOWN TURLOCK }
_____ }

RESOLUTION NO. 2013-

WHEREAS, Tetrachloroethylene (PCE), a volatile organic compound, is a solvent that is used in the dry cleaning process; and

WHEREAS, since 1994 the City of Turlock has been addressing a plume of PCE contamination in the groundwater in the Downtown area and entered into a Settlement Agreement with the Regional Water Quality Control Board (RWQCB) to resolve the issue without resort to litigation; and

WHEREAS, the Settlement Agreement stipulated that the City must pursue investigation and remediation of the PCE contamination and, in return, the RWQCB would obtain funding for the work; and

WHEREAS, in 2011 the City installed a pump and treat system to proactively remediate the PCE-contaminated groundwater; and

WHEREAS, the remediation system has been very successful and the State Water Resources Control Board (SWRCB) has appropriated additional funding to determine whether the remediation system can be optimized to increase the rate of PCE removal; and

WHEREAS, the City of Turlock sent out a Request for Proposals (RFP) for qualified, full- service environmental firms to undertake the project; and

WHEREAS, Provost & Pritchard was selected as the most qualified firm to undertake the pump and treat project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby authorize the appropriation of \$252,070 to account number 420-52-550.43504 "PCE Monitoring and Remediation" to be funded by revenue received in account number 420-52-550.35507 "PCE Recovery" from an award of funds from the Cleanup and Abatement Account by the State Water Resources Control Board for the purpose of PCE Remediation System Optimization and Groundwater Monitoring and Reporting in Downtown Turlock.

AYES:

NOES:

NOT PARTICIPATING:

ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California



Council Synopsis

55
September 10, 2013

From: Allison Van Guilder, Parks, Recreation and Public Facilities Manager

Prepared by: Allison Van Guilder, Parks, Recreation and Public Facilities Manager

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Approving the amended Parks, Recreation and Public Facilities part-time employee wage scale for Fiscal Year 2013-14

2. DISCUSSION OF ISSUE:

Part-time wages for each program are set according to program budget and comparisons from similar cities around the region. The Parks, Recreation and Public Facilities Division establishes a part-time employee pay scale that provides staff with a consistent procedure to follow when paying part time employees. Wages are reviewed annually and adjusted as necessary.

All current positions and scales currently in place will remain static with one exception. New this year is the addition of the part-time maintenance worker to the part-time employee wage scale. While we have employed part-time maintenance staff for many years, a pay scale for the position was never formally adopted. Current practice hires part-time maintenance workers for twenty hours per week at \$8.00 per hour and a \$.50 pay increase is given annually until the employee reaches the maximum hourly rate of \$10.00 per hour. This would require an individual to work 5 years before reaching the top of the pay scale. Staff is proposing a change to this approach due to a high level of turnover amongst part-time maintenance employees. This turnover causes a significant impact to our ability to accomplish the workload in a timely manner. In order to reduce the rate of turnover and extend the level of commitment amongst our part-time maintenance workers, we are proposing to adjust the time frame for pay increases from an annual to a quarterly basis. This will result in part-time maintenance workers reaching the top of their pay scale in one year. The goal would be to incentivize our part-time staff to remain with the City for a longer period of time to avoid the high rate of turnover and associated loss of productivity.

3. BASIS FOR RECOMMENDATION:

- A. Each year, Parks, Recreation and Public Facilities develops the pay scale for part-time employees based on the competitive rates of neighboring cities and our City's financial situation. This scale is provided to the City Manager for review and consideration.
- B. In accordance with the City of Turlock Personnel Resolution (13.01), the City Manager prepares the compensation plan for all positions and in accordance with section (13.02) the City Manager submits the proposed plan to Council for approval.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact

This action does not require any amendments to the current budget.

Budget Amendment

None

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

N / A

7. ALTERNATIVES:

Council can elect not to approve the wage scale.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

APPROVING THE AMENDED PARKS, }
RECREATION AND PUBLIC FACILITIES }
PART-TIME EMPLOYEE WAGE SCALE }
FOR FISCAL YEAR 2013-14 }
_____ }

RESOLUTION NO. 2013-

WHEREAS, part-time wages for each program are set according to program budget and comparisons of neighboring cities; and

WHEREAS, wages are reviewed annually to reflect the competitive market and the financial status of the City of Turlock; and

WHEREAS, the part-time maintenance worker classification was added to the department part-time wage scale; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby approve the amended Parks, Recreation and Public Facilities Part-Time employee wage scale for Fiscal Year 2013-14.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California

Parks, Recreation and Public Facilities
Part Time Employee Wage Scale

Part Time Position Title

Recreation Leader - General	\$ 8.00
Site Manager -PLAY	\$ 9.00
Site Manager - ASES Grant	\$ 12.00
Program Leader ASES Grant	\$ 10.00
Program/Education Specialist Grant	\$ 17.00
Part Time Clerical	\$ 10.00
Special Event	\$ 9.00
Youth Sports Official	\$ 8.50
Adult Sports Official	\$ 8.75
Youth Sports Coaches	\$ 8.00
Site Manager -Youth Sports	\$ 9.50
Site Manager - Adult Sports	\$ 9.00
Lifeguard	\$ 9.25
Swim Instructor	\$ 10.25
Assistant Pool Manager	\$ 11.00
Pool Manager	\$ 12.00
Aquatic Specialist	\$ 14.00
Cashier	\$ 8.00
Cashier Manager	\$ 9.00
Class Instructors	\$8.00 - \$25.00/hr (see below)
PT Maintenance Worker	\$8.00 - \$10.00/hr (Quarterly Step Increases)

Class Instructor Categories

Community Service Class (No Cert Required)	\$8.00-\$15.00/hr
Certification Required	\$12.00 - \$25.00/hr
Credentialed Instructor*	\$15.00 - \$25.00/hr

* Instructor is defined as a single/multiple subject credential or any other credential requiring a bachelors degree



Council Synopsis

September 10, 2013

5K

From: Robert A. Jackson, Chief of Police

Prepared by: Ron Reid, Police Lieutenant

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Authorizing the release of property from Police Property and Evidence for City acquisition and auction through PropertyRoom.com

2. DISCUSSION OF ISSUE:

Police Department staff members regularly take possession of found or seized property through various means, within the course of their regular duties. The property that the Department is unable to determine ownership of or is unable to return, due to legal statute, must later be purged from inventory. The Department currently has possession of such property and equipment that requires purging from inventory.

Some of the property seized can be of use to the City. Specifically, the Municipal Services Department has use for several tools and equipment items, seized through varied and unrelated cases. The Police Department also has need for a flat screen monitor for use by trained personnel in the Field Operations Unit, for call status monitoring and training. Also, the Police Department Armory has an identified need for a Bushmaster rifle with a scope while the SWAT Team has need for one MSA Thermal Imaging unit.

Staff recommends that all property, without specific need within the City, be processed and readied for auction through PropertyRoom.com. Upon approval, the property would be released for auction with the revenue of the eventual sale being returned to the City's General Fund.

Staff also recommends the miscellaneous tools and equipment identified within this staff report, that could be of use to City staff, be authorized for distribution within the City. The City currently has need of such equipment and can use the equipment to meet specific goals and provide enhanced service.

Turlock City Municipal and State Codes outline the authority to act as recommended.

Per Turlock Municipal Code § 2-08-04, "All unclaimed property not returned to the finder or owner shall be transferred to the Purchasing Department. If such property is determined by the Purchasing Department to be needed for public use, such property may be retained by the City."

Further, under the authority of the California Civil Code § 2080.6 (a), if the public agency authorizing the auction of property determines that any such property transferred to it for sale is needed for a public use, such property may be retained by the agency and need not be sold.

The Purchasing Department has reviewed the proposal for the listed items (refer to "EXHIBIT A" of the attached Council Resolution) and determined the disbursement would be of benefit to the City and community. The Police Department has reviewed the proposal for the listed items and concurs the disbursement would be of benefit to the City and community.

3. BASIS FOR RECOMMENDATION:

Staff is recommending the auction and acquisition of the described property to benefit the City and community at large.

Strategic Plan Initiative: B. POLICY INITIATIVE – FISCAL RESPONSIBILITY:

Goal(s): c. Ensure the most efficient use of resources and maximize value within department budgets. Develop value-added partnerships with public and private agencies, industry, and educational institutions, such as California State University Stanislaus

Strategic Plan Initiative: H. POLICY INITIATIVE – COMMUNITY PROGRAMS AND FACILITIES AND INFRASTRUCTURE:

Goal(s): 2) b. Develop and maintain partnerships with other City departments, service clubs, local businesses and other governmental agencies to leverage resources and expand our ability to serve the community.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact

The property auctioned through PropertyRoom.com will generate a return of revenue, to be returned to the City's General Fund.

The acquisition of the identified equipment will address needs within the Police Department and the Municipal Services Division that would negate the necessity of purchasing such equipment in the future.

Budget Amendment

None.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

None.

7. ALTERNATIVES:

A. Deny the requests to auction and acquire the property and equipment listed, while seeking other means to purge the property.

B. Authorize that all of the property, tools, and equipment be auctioned.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AUTHORIZING THE }
RELEASE OF PROPERTY FROM POLICE }
PROPERTY AND EVIDENCE FOR CITY }
ACQUISITION AND AUCTION THROUGH }
PROPERTYROOM.COM }
_____ }

RESOLUTION NO. 2013-

WHEREAS, the City of Turlock does regularly acquire found and seized property through various processes, and the Police Department is unable to return that property to the respective owners, as the lawful owners are unknown or the Department is prohibited from doing so by statute; and

WHEREAS, the City's Municipal Code § 2-08-04 and the State's Civil Code § 2080.6(a) documents the legal authority for the City to authorize the action recommended; and

WHEREAS, the City does currently have property fitting the above description for auction; and

WHEREAS, the City does currently have equipment that is of need within the City and acquisition would be of benefit to the City; and

WHEREAS, the regular purging of property from police possession is a necessity due to space limitations; and

WHEREAS, public convenience, necessity, and common benefit will be served by reallocating said property in the manner stipulated.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby declare the property be reallocated, and authorizes the City Manager, or his designee, to release said equipment as follows:

The property identified in Exhibit A for auction shall be acquired and released to PropertyRoom.com for public auction.

The property identified in Exhibit A for City acquisition shall be acquired, maintained, and allocated for use by the City's Municipal and Police Departments:

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September 2013 by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California

EXHIBIT A

LIST OF PROPERTY FOR POLICE DEPARTMENT ACQUISITION AND USE:

POLICE CASE NO.	DESCRIPTION	SERIAL NUMBER
1. 01-09-8244	MSA Thermal Imager	A2-11488-L03
2. 01-13-2705	Sony 52" Flat Screen Plasma TV	8109661
3. 01-03-11209	Bushmaster AR15 rifle with scope	L136901917

LIST OF PROPERTY FOR MUNICIPAL SERVICES DEPT ACQUISITION AND USE:

1. 01-09-3299	Jumper cables in plastic case	N/A
2. 01-12-1624	Dewalt Battery Pack	DCB815
3. 01-12-1624	Dewalt Cordless impact driver	DCF815
4. 01-12-1624	12 Volt Lion Charger	DCB100
5. 01-12-1624	20 Volt Cordless Impact Driver	065001
6. 01-12-1624	Dewalt cordless driver	011326
7. 01-09-1822	ROYBI electric drill with charger	N/A

LIST OF PROPERTY FOR AUCTION:

POLICE CASE NO.	DESCRIPTION	SERIAL NUMBER
1. 01-09-3299	Black handgun case	N/A
2. 01-12-5891	Portable Sentry safe w/key	N/A
3. 01-04-4596	(2) Pair Rayban sunglasses	N/A
4. 01-04-4596	Bag of misc clothing	N/A
5. 01-08-594	Bar Odyssey II compound bow & arrow	2060651
6. 01-10-6592	(2) Wilson tennis rackets	N/A
7. 01-12-6361	(2) Sony Walkman digital media players	N/A
8. 01-10-6592	Guitar Hero guitar controller	N/A
9. 01-04-3456	Pair Bushnell binoculars	N/A
10. 01-04-3456	Nikon 35mm camera	7647266
11. 01-09-2717	Solar 400 watt converter	753932000
12. 01-12-6956	(6) various team sports caps	N/A
13. 01-09-1822	Super Sonic CD player	SC13SOMP3
14. 01-09-1822	Pioneer CD player	TFH1029307UR
15. 01-09-1822	Sony CD player	3572548
16. 01-12-3396	Polaroid 42" flat screen TV	KRBE4188950002006
17. 01-13-1928	Box of misc vinyl records	N/A
18. 01-12-5415	Small black toolbox w/misc tools	N/A
19. 01-13-1628	Telefenken microphone in wooden box	N/A
20. 01-13-739	Tractor hood	N/A
21. And	(17) Misc bicycles	Varied



Council Synopsis

5L
September 10, 2013

From: Robert A. Jackson, Chief of Police

Prepared by: Carl E. Nielsen, Police Captain

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Approving the donation of three (3) police canine vehicle backseat inserts to the Lindsay (California) Department of Public Safety

2. DISCUSSION OF ISSUE:

The Turlock Police Department has three (3) surplus police canine vehicle backseat inserts that were removed from patrol vehicles when the canine unit was disbanded. The surplus inserts are being donated to the Lindsay (California) Department of Public Safety.

3. BASIS FOR RECOMMENDATION:

A) The Lindsay (California) Department of Public Safety is expanding their canine unit and is in need of backseat inserts for their canine vehicles. These donated inserts will significantly improve the services provided by the Lindsay (California) Department of Public Safety to their community members. Additionally, the equipment is surplus and no longer serviceable to the City of Turlock since we no longer have a canine unit and have no plans to implement one in the foreseeable future.

STRATEGIC PLAN:

Strategic Plan Initiative: No Strategic Plan Initiative Identified

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: None.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

Not applicable

7. ALTERNATIVES:

Identify alternative source for donation or disposal of this surplus equipment.
Staff does not recommend this option due to the identified need by the Lindsay
(California) Department of Public Safety.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROVING THE }
DONATION OF THREE (3) POLICE CANINE }
VEHICLE BACKSEAT INSERTS TO THE }
LINDSAY (CALIFORNIA) DEPARTMENT OF }
PUBLIC SAFETY }
_____ }

RESOLUTION NO. 2013-

WHEREAS, the Turlock Police Department has three (3) surplus police canine vehicle backseat inserts that were removed from patrol vehicles when the canine unit was disbanded; and

WHEREAS, the Lindsay (California) Department of Public Safety is expanding their canine unit and is need of backseat inserts for their canine vehicles; and

WHEREAS, these donated inserts will significantly improve the services provided by the Lindsay (California) Department of Public Safety to their community members.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Turlock does hereby approve the donation of three (3) police canine vehicle backset inserts to the Lindsay (California) Department of Public Safety.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie Weaver, City Clerk
City of Turlock, County of Stanislaus,
State of California



Council Synopsis

September 10, 2013

5M

From: Julie Burke, Senior Accountant

Prepared by: Julie Burke, Senior Accountant

Agendized by: Julie Burke, Senior Accountant

1. ACTION RECOMMENDED:

Resolution: Appropriating \$6,666 to account number 240-00-000-200.44010_006 "Computer-New World Software Licenses" from Fund 240 "Small Equipment Replacement-General Administration" reserve balance for the purchase of additional Financial Management and Utility Management software licenses

2. DISCUSSION OF ISSUE:

City of Turlock staff implemented and went live with New World Software for Utility Management in February 2009, and went live with the Financial Management module in February 2011. When we entered in to the contract with New World, we paid for thirty (30) Utility Management licenses and sixty (60) Financial Management licenses.

3. BASIS FOR RECOMMENDATION:

As we use the system to its full capacity, we have assigned licenses to individual users, as well as establishing generic department licenses for inquiry use only and with limited access to the New World system. In order to accommodate the level of accountability and integrity of use of the system, we have issued individual licenses to users that need a higher level of various permissions in each module. We have reached a point where we have used all available licenses in both the Utility Management and Financial Management modules and find it necessary to purchase additional licenses. New World requires purchasing licenses in blocks of five, at a cost of \$1,000 per license.

Strategic Plan Initiative: B. POLICY INITIATIVE – FISCAL RESPONSIBILITY

Goal(s): c. Ensure the most efficient use of resources and maximize value within department budgets and develop value-added partnerships with public and private agencies, industry, and educational institutions, such as California State University, Stanislaus.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: \$6,666

Appropriate \$6,666 to account number 240-00-000-200.44010_006 "Computer-New World Software Licenses" from Fund 240 "Small Equipment Replacement-General Administration" reserve balance for the purchase of additional Financial Management and Utility Management software licenses. Additional funds for the purchase of Utility Management licenses will be done administratively through a transfer of budgeted money in Fund 410 "Water Quality Control" of \$1,667 and in Fund 420 "Water Enterprise" of \$1,667. With the additional appropriation, it will equal the purchase price of \$10,000 for five Financial Management licenses and five Utility Management licenses.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

N. A.

7. ALTERNATIVES:

Deny funding for the purchase of additional licenses. Staff does not recommend this alternative, as it prevents us from fully utilizing the New World software system for designated users assigned approval authority duties.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROPRIATING } RESOLUTION NO. 2013-
\$6,666 TO ACCOUNT NUMBER }
240-00-000-20.44010_006 "COMPUTER- }
NEW WORLD SOFTWARE LICENSES" }
FROM FUND 240 "SMALL EQUIPMENT }
REPLACEMENT-GENERAL }
ADMINISTRATION" RESERVE BALANCE }
FOR THE PURCHASE OF ADDITIONAL }
FINANCIAL MANAGEMENT AND UTILITY }
MANAGEMENT SOFTWARE LICENSES }
_____ }

WHEREAS, the City of Turlock went live with New World Software for Utility Management in February 2009, and went live with the Financial Management module in February 2011; and

WHEREAS, the City of Turlock purchased thirty (30) Utility Management licenses and sixty (60) Financial Management licenses at the time we entered into the contract with New World Systems; and

WHEREAS, staff has used all available licenses for both individual users and generic department licenses for inquiry use only with limited access to the New World system.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby appropriate \$6,666 to 240-00-000-200.44010_006 "Computer-New World Software Licenses" from Fund 240 "Small Equipment Replacement-General Administration" reserve balance for the purchase of additional Financial Management and Utility Management software licenses. Additional funds for the purchase of Utility Management licenses will be done administratively through a transfer of budgeted money in Fund 410 "Water Quality Control" of \$1,667 and in Fund 420 "Water Enterprise" of \$1,667.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California



Council Synopsis

September 10, 2013

5N

From: Julie Burke, Senior Accountant

Prepared by: Julie Burke, Senior Accountant

Agendized by: Julie Burke, Senior Accountant

1. ACTION RECOMMENDED:

Resolution: Appropriating \$46,726 to account number 110-10-112.43100_001 "Insurance Property" from Fund 110 "General Fund" reserve balance for coverage for the Public Safety Facility

2. DISCUSSION OF ISSUE:

The Public Safety Facility at 244 N. Broadway will soon be ready for full occupancy and has been added to the City of Turlock property insurance policy through Winton Ireland Strom and Green.

3. BASIS FOR RECOMMENDATION:

The prorated premium for property insurance for FY 13-14 for this facility is \$46,726.00, covering the building, business personal property and electronic data processing equipment. Upon disposal of the current Police Facility on Palm Avenue, we anticipate receiving a refund of the prorated property insurance for that building from Winton Ireland Strom and Green.

Strategic Plan Initiative: B. POLICY INITIATIVE – FISCAL RESPONSIBILITY

Goal(s): c. Ensure the most efficient use of resources and maximize value within department budgets and develop value-added partnerships with public and private agencies, industry, and educational institutions, such as California State University, Stanislaus.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: \$46,726.00

Appropriate \$46,726.00 to 110-10-112.43100_001 "Insurance Property" from Fund 110 "General Fund" reserve balance.

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

N. A.

7. ALTERNATIVES:

There are currently no feasible alternatives for this request. It is essential that the facility be placed on the City of Turlock property insurance policy.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROPRIATING } RESOLUTION NO. 2013-157
\$46,726 TO ACCOUNT NUMBER }
110-10-112.43100_001 "INSURANCE }
PROPERTY" FROM FUND 110 "GENERAL }
FUND" RESERVE BALANCE FOR }
COVERAGE FOR THE PUBLIC SAFETY }
FACILITY }
_____ }

WHEREAS, the Public Safety Facility at 244 N. Broadway has been added to the City of Turlock property insurance policy through Winton Ireland Strom and Green for insurance to cover the building, business personal property and electronic data processing equipment.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby appropriate \$46,726 to account number 110-10-112.43100-001 "Insurance Property" from Fund 110 "General Fund" reserve balance for the prorated property insurance coverage for Fiscal Year 2013-14.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES: Councilmembers DeHart, Nascimento, Bublak, White and
Mayor Lazar
NOES: None
NOT PARTICIPATING: None
ABSENT: None

ATTEST:

Kellie E. Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California



Council Synopsis

September 10, 2013

From: Julie Burke, Senior Accountant

Prepared by: Julie Burke, Senior Accountant

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Re-appropriating unspent funds from Fiscal Year 2012-13 of \$55,668 to account number 506-00-000-231.48001_091 "Transfers Out to Fund 215 Sweep/Maintenance Vac Vehicle" from Fund 506 "Vehicle/Equipment Replacement Fund-Streets" reserve balance for the local match required to fully fund the purchase associated with City Project No. 11-18, "Purchase of CNG Street Sweeper CML-5165(063)"

2. DISCUSSION OF ISSUE:

On November 13, 2012 the City Council awarded a bid and approved an agreement with Municipal Maintenance Equipment of Sacramento, California for City Project 11-18, "Purchase of CNG Street Sweeper CML-5165(063)" and re-appropriate money in Fund 506 "Vehicle/Equipment Replacement Fund-Streets" for the local match to fully fund this purchase.

3. BASIS FOR RECOMMENDATION:

Due to vendor delays, delivery of the CNG Street Sweeper will occur in FY 13-14, requiring us to appropriate the unspent funds from Fiscal Year 2012-13 to the current fiscal year.

Strategic Plan Initiative: B. POLICY INITIATIVE – FISCAL RESPONSIBILITY

Goal(s): c. Ensure the most efficient use of resources and maximize value within department budgets and develop value-added partnerships with public and private agencies, industry, and educational institutions, such as California State University, Stanislaus.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: \$55,668

Appropriate unspent funds from Fiscal Year 2012-13 of \$55,6680 to account number 506-00-000-231.48001_091 "Transfers Out to Fund 215 Sweep/Maintenance Vac Vehicle" from Fund 506 "Vehicle/Equipment Replacement Fund-Streets" reserve balance for the local match required to fully fund the purchase associated with City Project No. 11-18, "Purchase of CNG Street Sweeper CML-5165(063)".

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

N. A.

7. ALTERNATIVES:

Deny the appropriation of the local match funds. Staff does not recommend this alternative as the majority of the purchase of this piece of equipment is federally funded.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF RE-APPROPRIATING }
UNSPENT FUNDS FROM FISCAL YEAR }
2012-13 OF \$55,668 TO ACCOUNT }
NUMBER 506-00-000-231.48001_091 }
"TRANSFERS OUT TO FUND 215 SWEEP }
/MAINTENANCE VAC VEHICLE" FROM }
FUND 506 "VEHICLE/EQUIPMENT }
REPLACEMENT FUND-STREETS" }
RESERVE BALANCE FOR THE LOCAL }
MATCH REQUIRED TO FULLY FUND THE }
PURCHASE ASSOCIATED WITH CITY }
PROJECT NO. 11-18, "PURCHASE OF }
CNG STREET SWEEPER CML-5165(063)" }
_____ }

RESOLUTION NO. 2013-

WHEREAS, on November 13, 2012 the City Council awarded a bid and approved an agreement with Municipal Maintenance Equipment of Sacramento, California for City Project 11-18, "Purchase of CNG Street Sweeper CML-5165(063)" and appropriated money in Fund 506 "Vehicle/Equipment Replacement Fund-Streets" for the local match to fully fund this purchase; and

WHEREAS, vendor delays pushed delivery of the CNG Street Sweeper in to Fiscal Year 2013-14.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby re-appropriate unspent funds from Fiscal Year 2012-13 of \$55,668 to account number 506-00-000-231.48001_091 "Transfers Out to Fund 215 Sweep/Maintenance Vac Vehicle" from Fund 506 "Vehicle/Equipment Replacement Fund-Streets" reserve balance for the local match required to fully fund the purchase associated with City Project No. 11-18, "Purchase of CNG Street Sweeper CML-5165(063)".

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California



Council Synopsis

September 10, 2013

5P

From: Kellie E. Weaver, City Clerk
Prepared by: Kellie E. Weaver, City Clerk
Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Cancelling the City Council meeting scheduled for Tuesday, November 26, 2013

2. DISCUSSION OF ISSUE:

As a result of the recent contract negotiations with the various City employee bargaining groups, it is anticipated that City offices will be closed the week of November 25 – 29, 2013.

It is therefore requested that the City Council consider cancelling the City Council meeting scheduled for Tuesday, November 26, 2013.

3. BASIS FOR RECOMMENDATION:

A. City offices will be closed the week of November 25 - 29, 2013.

4. FISCAL IMPACT / BUDGET AMENDMENT:

Fiscal Impact: None

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

N/A

7. ALTERNATIVES:

- A. Council may desire to hold a regular meeting on November 26, 2013.
- B. Council may select alternative date to hold a special meeting in place of the regular meeting.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF CANCELLING THE }
CITY COUNCIL MEETING SCHEDULED }
FOR TUESDAY, NOVEMBER 26, 2013 }
_____ }

RESOLUTION NO. 2013-

WHEREAS, as a result of recent contract negotiations with various City employee bargaining groups, it is anticipated that City offices will be closed the week of November 25 – 29, 2013; and

WHEREAS, the City Council desires to cancel the City Council meeting scheduled for Tuesday, November 26, 2013.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby authorize the cancellation of the regular City Council meeting scheduled for Tuesday, November 26, 2013.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:

NOES:

NOT PARTICIPATING:

ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk
City of Turlock, County of Stanislaus,
State of California



CLAIM FORM
(Please type or print)

RECORDED 50

AUG 14 2013

City of Turlock
Administrative Services

156 S. BROADWAY, SUITE 230 | TURLOCK, CALIFORNIA 95380 | PHONE 209-668-5540 | FAX 209-668-5668

CLAIM AGAINST: Officer David Shaw and other officers of the Turlock Police Department, names unknown;
the Turlock Police Department; and the City of Turlock.
(Name of Entity)

Claimant's name: Roni Roberts

SS#: [REDACTED] DOB: 2/19/1975 Gender: Male X Female

Claimant's address: 2908 E. Whitmore Ave, H-216, Ceres CA 95307

Claimant's Telephone Number(s): (209) 602-7444 or (209) 537-4500

Address where notices about claim are to be sent, if different from above: Kerr & Wagstaffe LLP,

100 Spear Street, 18th Floor, San Francisco, CA 94105

Date of incident/accident: 2/16/2013

Date injuries, damages, or losses were discovered: Beginning on 2/16/2013 and continuing to this day.

Location of incident/accident: 2331 Mountain Spring Drive, Turlock, California, 95382; drive to and at Stanislaus County Jail located, 805 12th Street, Modesto, California.

What did entity or employee do to cause this loss, damage, or injury?

Please see attached sheets.

(Please use back of this form or separate sheet, if necessary, to answer this question in detail.)

What are the names of the entity's employees who caused this injury, damage, or loss (if known)?

Officer David Shaw

What specific injuries, damages, or losses did claimant receive? Please see attached sheets.

(Please use back of this form or separate sheet, if necessary, to answer this question in detail.)

If the amount of your claim does not exceed \$10,000, state the total amount claimed:

If the amount of your claim exceeds \$10,000, indicate whether your claim would be a "limited civil case" (if the amount claimed does not exceed \$25,000 it is treated as a limited civil case) please check one box:

DOES NOT EXCEED \$25,000

EXCEEDS \$25,000 [see Government Code 910(f)]

Unlimited Case

How was this amount calculated (please itemize)? Please see attached sheets.

(Please use back of this form or separate sheet, if necessary, to answer this question in detail.)

Date Signed: August 14, 2013

Signature:

If signed by representative:

Print Representative's Name Cherokee D.M. Melton

Telephone (415) 371-8500

Address Kerr & Wagstaffe LLP, 100 Spear St., 18th Fl., San Francisco, CA 94105

Relationship to Claimant Lawyer

What did entity or employee do to cause this loss, damage, or injury?

On or about January 22, 2013, Roni Roberts ("Roberts") purchased a piece of real property located at 2331 Mountain Spring Drive, Turlock, California, 95382 (the "Mountain Spring property"). [See Ex. A.] Roberts purchased the Mountain Spring property through RT Financial, Inc., a corporation in which Roberts has a full ownership interest. The business of RT Financial, Inc. includes the buying, remodeling, and selling of foreclosed homes.

The Mountain Spring property, which had been foreclosed on, was purchased by Roberts at public auction and was paid for in cash. Shortly thereafter, Roberts assigned the eviction to Paul Tunison, owner of Patriot Legal Document Services, LLC, DBA Patriot Evictions, DBA NextStep Evictions ("Patriot Evictions"), whose business includes, among other things, providing eviction services. On or around January 23, 2013, Patriot Evictions posted on the property: 1) a 3 Day Notice to Quit; 2) Notice of New Owner; 3) 24 Hour Notice of Entry; and 4) Warning Regarding House Stripping.

In response, the previous owner, who Roberts is informed and believes is named Kimberley Attaway ("Attaway"), contacted Roberts and asked to be given more time to vacate. As a courtesy, Roberts agreed on the condition that they allow him to enter and photograph the house, which he did.

After Roberts purchased the property, he instructed his employees to drive by the house to monitor if and when the prior owners vacated. The employees who drove by the house included: Angilbert Sarkis, Salvador Sanchez, and Eric Cogswell.

On or around February 8, 2013, Roberts was informed by his employees that the premises appeared vacant. For example, Roberts' employees verified that the water had been turned off, nobody answered the door when they repeatedly knocked, and the prior owners' dog was absent. Over the next few days, Roberts sent his employees back to the Mountain Spring property to further verify that the prior owners had vacated the premises. On or around February 10, 2013, Patriot Evictions also confirmed the prior owners had vacated the premises based, in part, on the following: 1) the prior owners' dog was gone; 2) Tunison was able to see through the window(s) that the home was virtually empty; and 3) Attaway called Tunison and informed him that she had moved out. Attaway also said that she had a few more personal possessions she needed to retrieve. Tunison informed her that because she had vacated they would be taking possession.

Roberts asked Tunison to post a new 24 Hour Notice, which he did on February 10, 2013, at approximately 10 a.m.

On or around February 11, 2013, after determining that the property was vacant, Roberts changed the locks, and took possession. [See Ex. B.] When he entered the house

on February 11, 2013, there were a few pieces of personal property left behind but the house was otherwise empty. Roberts, as was his custom, then posted a notice on every entry point stating that he had taken possession, and to contact him with any questions or to retrieve personal property.

On or around February 16, 2013, Salvador Sanchez, one of Roberts' employees who was driving by the property to ensure there was nobody trespassing on the property, called Roberts and informed him that it appeared as if the prior owners had broken back into the Mountain Spring Property and were stripping the house of its fixtures. Roberts then instructed Sanchez to call the police, which he did. By phone, Sanchez informed Roberts that a police officer arrived at the scene but refused to stop the prior owners from damaging Roberts' property. Roberts insisted he speak with the officer on the scene and the two spoke by phone. The officer then told Roberts directly that there was nothing he would do, this is a civil matter, and that no crime was being committed.

Roberts is informed and believes that this officer was a police officer with the City of Turlock. Roberts is unsure whether other Turlock police officers were at the scene at that time also.

Roberts called Tunison, informed him of what was happening, and asked that Tunison meet him at the scene. Roberts then called the Turlock Police Department directly and asked to speak with the Watch Commander on duty, who was Officer David Shaw. Roberts explained to Officer Shaw that he owned the house and had taken possession of the property approximately six days prior. Roberts explained what was happening, and in particular, that the prior occupants were trespassing, breaking and entering, stripping the house, and otherwise violating the law. Roberts also cited the penal code number for house stripping.

When Roberts arrived at the scene at approximately 10:45 or 11:00 a.m., Officer Shaw was leaving the house after having spoken with the prior owners who were continuing their illegal activity inside. Tunison was already there. Roberts then again informed him that he owned the house and had taken possession of the property. This was confirmed by Sanchez, who was still present at the scene. This was also confirmed by Tunison. In addition, Roberts presented Officer Shaw with a copy of the purchase agreement and a copy of the receipt changing the locks on the house, confirming that he had lawfully taken possession. [See Exs. A & B.] Roberts again informed Officer Shaw that the former owners broke into the house, were trespassing, and appeared to be stripping the house of fixtures and valuables. Officer Shaw acknowledged that the former owners were engaged in unlawful behavior, but repeatedly refused to intervene. Pictures of the prior owners engaged in this unlawful activity in front of Officer Shaw, Roberts, and everyone present at the scene are attached hereto as Exhibit C.

Shaw was there with at least two other Turlock police officers, one male and one female, whose names are presently unknown. Officer Shaw, who knew Roberts prior to

this incident and knew what Roberts did for a living, acknowledged that he knew him. Officer Shaw also agreed that house stripping was occurring, but stated that he would not do anything about it because the District Attorney would not prosecute. Roberts then asked specifically that the prior owners be arrested and Officer Shaw responded that it would be "waste of time." Officer Shaw disagreed that trespassing and breaking and entering were occurring, however, and stated that he believed the prior owners had a right to be there. Officer Shaw made this statement in front of Tunison. Tunison and Roberts then pleaded with him to take action and to stop the illegal activity he knew was happening for the next hour or so. During this time, Tunison said that the District Attorney does investigate these crimes and encouraged Officer Shaw to telephone the individual at the District Attorney's office, Glen Gully, who handles this area. Officer Shaw refused to do so. Officer Shaw also continued to refuse to stop the former owners from stealing and damaging Roberts' property. Indeed, at one point Officer Shaw loudly told Roberts "if you take one step in that direction I will arrest you." Roberts heard the prior owners laughing inside the house. This statement by Officer Shaw, in addition to the events that had already taken place, undoubtedly had the effect of continuing to sanction and encourage the illegal activity of the prior owners.

After Officer Shaw and the other members of the Turlock Police Department allowed the prior owners to drive off with Roberts property stolen from the house [see Ex. C], Roberts proceeded toward the house with the intent to enter and survey and photograph the damage. Officer Shaw told him he could not enter his own property and, if he did, he would be arrested. Roberts responded that Officer Shaw would have to arrest him. Roberts then asked whether Officer Shaw was going to allow this crime to take place and Officer Shaw responded yes. While Roberts was attempting to open the lock box to retrieve the key and enter his home, Officer Shaw handcuffed and arrested Roberts. Officer Shaw had no probable cause to arrest Roberts. Moreover, Roberts is informed and believes that the Turlock Police Department has a pattern, practice, and policy of allowing the same kind of unlawful activity to occur, of failing to properly train its officers, and of violating the state and federal rights of others.

The handcuffs placed on Roberts were so tight that they caused him significant pain and discomfort. As a result of the handcuffs, Robert's hands turned blue.

The female officer on the scene then patted down and searched Roberts and placed him in the back of a police car. The female officer then knocked on the door of the property and entered. When she returned to the car she informed Roberts that no one was in the house.

The female officer then drove Roberts to the Stanislaus County Jail located at 805 12th Street, Modesto, California. Prior to entering the jail, Roberts was patted down and searched again, but this time by an unknown member of the Modesto Police Department. Roberts was then taken to be finger printed, photographed, and booked with violation of California Penal Code section 148(a). The Modesto police officer who fingerprinted,

booked, and otherwise processed Roberts, knew Roberts and knew what Roberts did for a living, and told Roberts he could file a complaint because of what happened to him.

After that, Roberts was then searched for a third time. This time, however, Roberts was forced to endure a strip cavity search by another unknown member of the Modesto Police Department. Roberts was held for approximately six hours.

An arrest letter issued by the City of Tulrock/Turlock Police Department is attached hereto as Exhibit D.

Officer Shaw and/or the other, now unknown, Turlock Police Officers at the Mountain Spring property on February 16, 2013, without a warrant and/or otherwise without process, wrongfully arrested/imprisoned Roberts, who suffered damages as a result. Moreover, Officer Shaw had no probable cause for the arrest because the facts known to him would not have led a person of ordinary care and prudence to believe and conscientiously entertain an honest and strong suspicion that Roberts was guilty of a crime. Thus, Officer Shaw's actions constituted false arrest/false imprisonment.

Officer Shaw and/or the other Turlock Police Officers at the Mountain Spring property on February 16, 2013, interfered by threats, intimidation, and/or coercion with Roberts' exercise and enjoyment of his rights as secured by the United States and California Constitutions, including but not limited to, his right to be free from unlawful searches and seizures, imprisonment/arrest without process, his right to the enjoyment of his property, and/or the freedom of speech. Therefore, Officer Shaw's conduct, and that of the other Turlock Police Officers present, violated California Civil Code section 52.1.

Officer Shaw and/or the other Turlock Police Officers at the Mountain Spring property on February 16, 2013, intentionally touched Roberts and/or caused him to be touched; used unreasonable and excessive force to arrest and/or detain Roberts, who did not consent to that force; and as a result of that unreasonable force, Roberts was harmed and suffered damages. Thus, the conduct of Officer Shaw and/or the other Turlock Police Officers at the Mountain Spring property on February 16, 2013 constituted civil battery by peace officers. In addition, Roberts' anticipation of the immediate harm intended to be inflicted by the officer(s) constituted assault.

Moreover, Officer Shaw and/or the other Turlock Police Officers owed a legal duty of care to Roberts, which was breached. As a proximate cause of that breach, Roberts suffered loss of property, income, physical injury, emotional distress, and the violation of his rights under state and federal law. Therefore, the officers' use of force, which was unreasonable and excessive under the circumstances, constituted negligence.

The harm deliberately inflicted by Officer Shaw and/or the other Turlock Police Officers was outrageous and intended to cause severe emotional distress. Officer Shaw and/or the other Turlock Police Officers acted with reckless disregard of the probability

that Roberts would suffer severe emotional distress, which was the actual and proximate cause of Roberts' emotional distress. Thus, the officers' conduct constituted intentional infliction of emotional distress.

Officer Shaw and/or the other Turlock Police Officers deprived Roberts of his rights under federal and state law, and did so while acting or purporting to act in the performance of their official duties.

What specific injuries, damages, or losses did claimant receive?

Calculation of Claim

As a result of the unlawful actions of Officer Shaw and the other unknown members of the Turlock Police Department described above, Roberts suffered significant and extensive damage to the Mountain Spring address, including but not limited to \$17,921.71, itemized as follows:

- 1) approximately \$8,121.71 for repairs, including but not limited to, costs for repairing and replacing paint, flooring, missing outlets, broken fans/lights, kitchen dishwasher, plumbing materials for dishwasher, missing shower head, laminat, replacing door knobs and lights, repairing closet doors, replacing toilet seats, repaired sink, install new doors, fix holes in walls, install new towel ring and toilet paper holders, cut off and calk holes that were where hot tub was, and replace damaged counter;
- 2) approximately \$1,800.00 to replace and repair granite slab countertops; and
- 3) approximately \$8,000.00 to replace the spa that was ripped out and stolen.

Attached as Exhibit E are receipts and a QuickReport showing expenses paid by Roberts as a result of the damage described above.

Attached as Exhibit F are pictures of some of the damage described herein. Attached as Exhibit G are pictures of the Mountain Spring property prior to that damage.

In addition, as a result of the unlawful actions of Officer Shaw and the other unknown members of the Turlock Police Department described above, Roberts lost business on the day of the incident and after.

Moreover, Roberts' employees are hesitant to perform their jobs out of fear of being arrested.

Furthermore, Roberts has suffered severe emotional distress, pain, embarrassment, humiliation, suffering, inconvenience, mental anguish, anxiety, and loss of enjoyment of life.



CLAIM FORM
(Please type or print)

RECEIVED

5R

AUG 1 2013

Office of the
City Clerk

RECEIVED

156 S. BROADWAY, SUITE 230 | TURLOCK, CALIFORNIA 95380 | PHONE 209-668-5540 | FAX 209-668-5668

AUG 27 2013

CLAIM AGAINST: City of Turlock
(Name of Entity)

Claimant's name Nicholas and Elizabeth Schuller

City of Turlock
Administrative Services

SS#: [REDACTED] DOB: 12/23/1980, 3/10/2010 Gender: Male Female

Claimant's address: 527 Mitchell Ave, Turlock, CA 95380

Claimant's Telephone Number(s): (951) 314-8547

Address where notices about claim are to be sent, if different from above: _____

Date of incident/accident: 4/6/2013

Date injuries, damages, or losses were discovered: 4/6/2013

Location of incident/accident: Tuolumne Blvd near the intersection of Georgia Way

What did entity or employee do to cause this loss, damage, or injury? The City of Turlock did not fulfil its duty to maintain Tuolumne Blvd in a manner such that it may be traversed upon safely.
(Please use back of this form or separate sheet, if necessary, to answer this question in detail.)

What are the names of the entity's employees who caused this injury, damage, or loss (if known)? Unknown

What specific injuries, damages, or losses did claimant receive? Nicholas lost 1 day of work due to pain in neck, back, and shoulders as a result of the accident. Elizabeth had an ER visit
(Please use back of this form or separate sheet, if necessary, to answer this question in detail.)

If the amount of your claim does not exceed \$10,000, state the total amount claimed: \$2,418.50

If the amount of your claim exceeds \$10,000, indicate whether your claim would be a "limited civil case" (if the amount claimed does not exceed \$25,000 it is treated as a limited civil case) please check one box:

DOES NOT EXCEED \$25,000 EXCEEDS \$25,000 [see Government Code 910(f)]

How was this amount calculated (please itemize)? 1 day of work (8 hrs*\$26/hr). Hospital Bill \$2,018.50, Physician Bill \$192.00
(Please use back of this form or separate sheet, if necessary, to answer this question in detail.)

Date Signed: 7/8/13 Signature: [Signature]

If signed by representative:

Print Representative's Name _____ Telephone _____

Address _____

Relationship to Claimant _____

On 4/6/13 my family was riding our bikes from my sister-in-law's house to our house.

It was evening, but we were equipped with lights.

As we drove East on Tuolumne I ~~drove~~ rode into a large pile of seed pods (see picture) which had been allowed to accumulate over a fairly long period.

The pile was so deep that my bicycle was not able to pass the pile or ride on top of the pile.

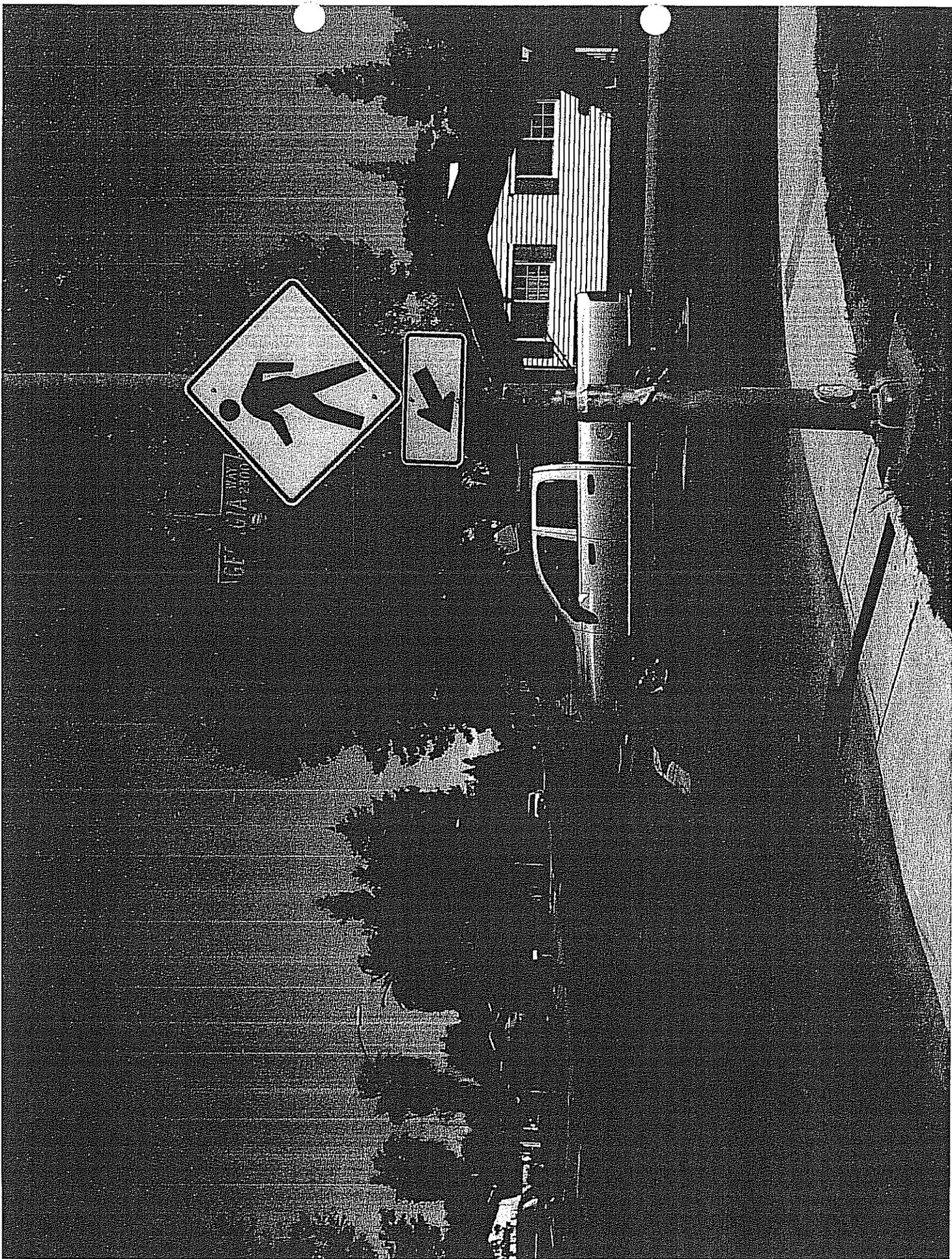
I tipped over. In the crash my daughter, Lizzy, hurt her arm. The bill is for the emergency room and x-rays for Lizzy's arm.

The City of Turlock is responsible for maintaining the roads in passable condition. It collects taxes from me for that purpose. ~~The picture~~ ON 4/6 I reported the condition of the road to the City Attorney's office. ~~The~~ The enclosed pictures were taken later that day but it was several more days before the City abated the hazard.

please pay the amount of \$ 2,418.50 in full.









PHYSICIAN BILL ACTIVITY

Guarantor Account #: 320900344352
 Bill Date: 06/04/2013
 Amount You Owe: \$137.00
 Due Date: UPON RECEIPT

NICHOLAS J SCHULLER
 527 MITCHELL AVE
 TURLOCK, CA 95380

BILLING DETAIL

Itemized charge and associated payment activity

Service Date	Post Date	Location	Provider	Description	Charges	Paid by Insurance /Adjustments	Paid by You	Amount You Owe
04/06/13		GEN-ED HOSPITAL-23	CHEN, E	ER VISIT:LEVEL 2 SCHULLER, ELIZABETH	\$150.00	-\$30.00		\$120.00
04/07/13		GEN-ED HOSPITAL-23	CHEN, E	RADIOLOGY:ELBOW:COMPLETE, 3+ VIEWS TOTAL FOR SCHULLER, ELIZABETH	\$42.00	-\$25.00	\$0.00	\$17.00
				TOTAL	\$192.00	-\$55.00	\$0.00	\$137.00



NICHOLAS J SCHULLER
527 MITCHELL AVE
TURLOCK, CA 95380

HOSPITAL BILL ACTIVITY
 Guarantor Account #: 320900344352
 Bill Date: 04/12/2013
 Amount You Owe: \$0.00
 Due Date: NO PAYMENT DUE

PENDING HOSPITAL ACCOUNTS

Hospital accounts with patient payments awaiting completion of insurance billing activity

Date	Description	Charges	Paid by Insurance /Adjustments	Paid by You	Amount You Owe
	SCHULLER, ELIZABETH				
	MANTECA MEDICAL CENTER -- HOSPITAL ACCOUNT # 32013050294				
04/06/13 - 04/07/13	RADIOLOGY, DIAGNOSTIC - GENERAL	\$358.00			
04/06/13 - 04/07/13	EMERGENCY ROOM, GENERAL	\$1,650.00			
04/06/13 - 04/07/13	PHARMACY, SELF-ADMINISTRABLE DRUGS	\$10.50			
04/07/13	PATIENT PAYMENT (AT CHECK-IN) [CREDIT CARD]			-\$250.00	
	TOTAL FOR HOSPITAL ACCOUNT # 32013050294	\$2,018.50	-- PENDING--	-\$250.00	-- PENDING--

8A



Council Synopsis

September 10, 2013

From: Roy W. Wasden, City Manager

Prepared by: Maryn Pitt, Assistant to the City Manager for Housing
and Economic Development

Agendized by: Roy W. Wasden, City Manager

1. ACTION RECOMMENDED:

Resolution: Affirming the City Manager's action of having mailed a letter in opposition to SB 594 which would prohibit local government organizations to take positions on ballot measures that affect their members

2. DISCUSSION OF ISSUE:

SB 594 would silence the voice of local government. This measure would single-out and silence the political voice of organizations that advocate for local government by creating a special set of criteria that would prohibit local government organizations (i.e. the League and the CA State Association of Counties) to take positions on ballot measures that affect their members (See list of OPPOSITION below).

Unclear language masks bills true intent. The measure appears to seek transparency, but it is an end-run effort to target organizations from expressing their policy positions on statewide ballot measures. SB 594 places unnecessary and significant new restrictions on nonprofit organizations that receive public funds and participate in campaign activities – primarily ballot measures. It prohibits local government organizations like the League, their officers, and their employees from any form of communication advocating in support/opposition of ballot measures.

SB 594 would create a new mechanism to punish local government organizations for representing its members in the political process. This measure creates a new system that would require the Attorney General to audit local government organizations every two years to ensure that they have complied with this measure. In the event that the Attorney General determines that a local government organization has been in violation of this measure through the audit, local government organizations would be subject to stiff financial penalties. Given the vague language in the current version of this bill, local government organizations would in effect not be able to sponsor or weigh-in on ballot

measures that would impact their members to avoid any potential penalties against their organizations.

Unsubstantiated allegations by the author and the sponsors of this measure. SB 594 is based on allegations that nonprofit organizations are co-mingling public and private resources. When it comes to the League, this allegation completely unfounded. League practices have been validated by the Fair Political Practices Commission. In response to a similar allegation made by the Howard Jarvis Taxpayers Association against the League and others, the FPPC ruled in November 2009, after a one-year investigation, that there was *"no evidence that public funds were used to make political contributions by the organizations."*

The current version of SB 594 singles-out specific types of organizations from these restrictive provisions. If the Legislature desires to adopt broader disclosure policies, then they should apply to all organizations active on ballot measures.

OPPOSITION: League of California Cities, California State Association of Counties, California Special Districts Association, California Police Chiefs Association, California Sheriffs Association, California District Attorneys Association, California Society of Association Executives (CalSAE), and the Rural County Representatives of California.

3. BASIS FOR RECOMMENDATION:

SB 594 is a solution in search of a problem. California already has strong laws on the books that prohibit the use of public funds in political campaigns and the organizations representing local governments take great care to ensure they do not expend public resources on campaigns.

Lastly, SB 594 creates vast new responsibilities for the Attorney General to conduct biennial audits of thousands of nonprofit organizations that receive more than 20 percent of their annual revenues from one or more local agencies. This would create a new and costly bureaucracy at the Attorney General's office, as well as time-consuming and costly audits for nonprofit organizations.

4. FISCAL IMPACT / BUDGET AMENDMENT:

None

5. CITY MANAGER'S COMMENTS:

Recommend approval.

6. ENVIRONMENTAL DETERMINATION:

None

7. ALTERNATIVES:

- A. The Council could elect to not take action to oppose SB 594. This option is not recommended as this bill would preclude organizations that advocate for local government by creating a special set of criteria that would prohibit local government organizations to take positions on ballot measures that affect their members.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AFFIRMING THE }
CITY MANAGER'S ACTION OF HAVING }
MAILED A LETTER IN OPPOSITION TO }
SB 594 WHICH WOULD PROHIBIT LOCAL }
GOVERNMENT ORGANIZATIONS TO TAKE }
POSITIONS ON BALLOT MEASURES THAT }
AFFECT THEIR MEMBERS }
_____ }

RESOLUTION NO. 2013-

WHEREAS, this measure would single-out and silence the political voice of organizations that advocate for local government by creating a special set of criteria that would prohibit local government organizations (i.e. the League and the CA State Association of Counties) to take positions on ballot measures that affect their members; and

WHEREAS, this measure appears to seek transparency, but it is an end-run effort to target organizations from expressing their policy positions on statewide ballot measures. SB 594 places unnecessary and significant new restrictions on nonprofit organizations that receive public funds and participate in campaign activities – primarily ballot measures; and

WHEREAS, SB 594 prohibits local government organizations like the League of Cities, their officers, and their employees from any form of communication advocating in support/opposition of ballot measures; and

WHEREAS, this measure creates a new system that would require the Attorney General to audit local government organizations every two years to ensure that they have complied with this measure; and

WHEREAS, letters of opposition were required to have been received by August 23, 2013, after the deadline for the August 27, 2013 scheduled Council Meeting; and

WHEREAS, a letter was mailed by the City Manager prior to approval by Council in order to adhere to the extreme time limitation.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Turlock does hereby affirm and support the City Manager's action of having mailed a letter to the Chairman of the Assembly Appropriations Committee and the Committee members in opposition to SB 594, scheduled to be heard before the Committee prior to August 30, 2013.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Turlock this 10th day of September, 2013, by the following vote:

AYES:
NOES:
NOT PARTICIPATING:
ABSENT:

ATTEST:

Kellie E. Weaver, City Clerk,
City of Turlock, County of Stanislaus,
State of California