

# AMENDMENT #1

## City Council Agenda

**FEBRUARY 14, 2012**

**7:00 p.m.**

**City of Turlock Yosemite Room**

**156 S. Broadway, Turlock, California**



Mayor  
**John S. Lazar**

Council Members  
**William DeHart, Jr.**  
**Forrest White**  
**Amy Bublak**  
**Mary Jackson**  
Vice Mayor

City Manager  
**Roy W. Wasden**  
City Clerk  
**Kellie E. Weaver**  
City Attorney  
**Phaedra A. Norton**

**SPEAKER CARDS:** To accommodate those wishing to address the Council and allow for staff follow-up, speaker cards are available for any agenda item or any other topic delivered under Public Comment. Please fill out and provide the Comment Card to the City Clerk or Police Officer.

**NOTICE REGARDING NON-ENGLISH SPEAKERS:** The Turlock City Council meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

**EQUAL ACCESS POLICY:** If you have a disability which affects your access to public facilities or services, please contact the City Clerk's Office at (209) 668-5540. The City is committed to taking all reasonable measures to provide access to its facilities and services. Please allow sufficient time for the City to process and respond to your request.

**NOTICE:** Pursuant to California Government Code Section 54954.3, any member of the public may directly address the City Council on any item appearing on the agenda, including Consent Calendar and Public Hearing items, before or during the City Council's consideration of the item.

**AGENDA PACKETS:** Prior to the City Council meeting, a complete Agenda Packet is available for review on the City's website at [www.cityofturlock.org](http://www.cityofturlock.org) and in the City Clerk's Office at 156 S. Broadway, Suite 230, Turlock, during normal business hours. Materials related to an item on this Agenda submitted to the Council after distribution of the Agenda Packet are also available for public inspection in the City Clerk's Office. Such documents may be available on the City's website subject to staff's ability to post the documents before the meeting.

**6:00 p.m. – 7:00 p.m. Reception Honoring Police Chief Robert Jackson**

1. **A. CALL TO ORDER**  
**B. SALUTE TO THE FLAG**  
**C. SWEARING IN OF NEW POLICE CHIEF**
2. **PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS**
  - A. Proclamation: Dave Young, Interim Police Chief
  - B. Appointment: Successor Agency Oversight Board General

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and the Council does not endorse the religious beliefs or views of this, or any other, invocation speaker.

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- C. Appointment: Successor Agency Oversight Board former RDA Employee
  - D. Appointment: Turlock Mosquito Abatement
  - E. Presentation: Central San Joaquin Valley Risk Management Authority by Jeannette Workman, Program Administrator, Bickmore Risk Services

### 3. A. SPECIAL BRIEFINGS

#### 1. CALIFORNIA STATE UNIVERSITY STANISLAUS:

- Andrew LaFlamme, Director of Legislative Affairs
- Sabrina Dominguez, Student Vice President of External Affairs

### B. STAFF UPDATES

1. Board, Commission, and Committee Vacancies (*Tonarelli*)

### 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 1/5/12 in the amount of \$515,140.37; Demands of 1/12/12 in the amount of \$1,662,231.38; Demands of 1/19/12 in the amount of \$532,874.53
- B. Motion: Accepting Minutes of Special Meeting of January 24, 2012; Accepting Minutes of Regular Meeting of January 24, 2012
- C.
  1. Motion: Awarding bid and approving an agreement in the amount of \$985,484 (Fund 215) with George Reed, Inc. of Modesto, California, for City Project 10-65, "Rehabilitation of Golden State Boulevard and West Main Street"
  2. Resolution: Appropriating \$498,800 to account number 215-40-420.51210 "Rehabilitation of Golden State Boulevard and West Main Street" to be funded via a transfer of Section 2103 Gas Tax monies from Fund 217 "Gas Tax Fund" for City Project No. 10-65, "Rehabilitation of Golden State Boulevard and West Main Street," to complete the necessary funding required for the project

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- D. 1. Motion: Approving Contract Change Order No. 1 (Final) in the amount of \$8,031.96 (Fund 420) for City Project No. 10-69, "Donnelly Park Irrigation Pump Stations," bringing the contract total to \$163,158.73  
2. Motion: Accepting improvements for City Project No. 10-69, "Donnelly Park Irrigation Pump Stations," and authorizing the City Engineer to file a Notice of Completion
- E. 1. Motion: Approving Contract Change Order No. 1 (Final) in the amount of \$1,092.44 (Fund 217) for City Project No. 11-49, "Stop Sign Upgrade; Fulkerth Road at N. Tegner Road," bringing the contract total to \$15,753.44  
2. Motion: Accepting improvements for City Project No. 11-49, "Stop Sign Upgrade; Fulkerth Road at N. Tegner Road," and authorizing the City Engineer to file a Notice of Completion
- F. 1. Motion: Approving Contract Change Order No. 1 in the amount of \$1,216 (Fund 301) for City Project No. 11-59, "Emergency AC Replacement at the Chamber of Commerce," bringing the contract total to \$7,441  
2. Motion: Accepting improvements for City Project No. 11-59, "Emergency AC Replacement at the Chamber of Commerce," and authorizing the City Engineer to file a Notice of Completion
- G. Resolution: Extending the expiration of the Development Collaborative Advisory Committee (DCAC) as appointed by the Mayor through June 30, 2012 to provide feedback and assistance in serving the Turlock Development Community
- H. 1. Resolution: Approving the submittal of an application for grant funds for Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Contract, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the update to the East Tuolumne Master Plan  
2. Resolution: Approving the submittal of an application for grant funds for Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Contract, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the Development of a Neotraditional Neighborhood Preservation Overlay Zone and Water Efficient Landscape Manual for Public Landscapes
- I. Resolution: Authorizing the sole source repairs to the Vac-Con Combination Cleaner No. CL03-836, in an amount not to exceed \$40,000, with Municipal Maintenance Equipment of Sacramento, California, for the Municipal Services Utilities Division, without compliance to the formal bid procedure in accordance with Section 2-7-08 (b)(2) of the Turlock Municipal Code
- J. 1. Motion: Approving the purchase of one (1) 100 KW trailer mounted generator from Edward R. Bacon of Sacramento, California, for the Municipal Services Division, in an amount not to exceed \$87,382  
2. Motion: Rejecting bids with UPS Protection, Industrial Electric, Energy System and California Diesel & Power for RFB 11-232 for being non-compliant with the bid specifications
- K. Resolution: Authorizing the Purchasing Officer to dispose of surplus property by any means determined to be in the best interest of the City of Turlock
- L. Motion: Approving the contract between the City of Turlock and the Turlock Umpire Group to officiate adult City League softball games
- M. Motion: Approving an Employment Agreement to be effective February 14, 2012, between Robert A. Jackson and the City of Turlock
- N. Motion: Approving an agreement between the City of Turlock and the Stanislaus County Fairgrounds for the purpose of using the northern parking lot of the Fairgrounds for continued Turlock Police Department motorcycle training from January 1, 2012 through December 31, 2012

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- O. Motion: Rejecting Claim for Damages filed by Northside Assembly of God
  - P. Motion: Rejecting Claim for Damages filed by Don H. Andrino
  - Q. Motion: Rejecting Claim for Damages filed by Walter Borasham
  - R. Motion: Rejecting Claim for Damages filed by David Matsumura

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS:**

- A. Request for approval establishing a lien for payment for the abatement of certain weeds, obnoxious growth and other debris on property and abandoned vehicles that are a nuisance to the public. (*Boyd*)

***Recommended Action***

Resolution: Assessing properties for abatement costs and establishing a lien for payment

8. **SCHEDULED MATTERS:**

- A. Request to authorize the standardization and sole source procurement of the security system for the Honeywell Prowatch card access system from Microbiz Security Company. (*Madden*)

***Recommended Action:***

Resolution: Authorizing the standardization and sole source procurement of the security system for the Honeywell Prowatch card access system from Microbiz Security Company

- B. Request to approve the advertisement for construction proposals and the sole source specification of various equipment for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Expansion – Phase 1," and City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline". (*Madden*)

***Recommended Action:***

Motion: Approving the advertisement for construction proposals for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Expansion – Phase 1"

Resolution: Authorizing the sole source specification of various equipment at the Turlock Regional Water Quality Control Facility for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Expansion – Phase 1," and City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline"

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- C. Request to authorize the City of Turlock to act as the Governing body for the Successor Agency to the Turlock Redevelopment Agency pursuant to Part 1.85 of Division 24 of the California Health and Safety Code establishing rules and regulations for the operations of the Successor Agency as a new legal entity separate from the City and taking certain actions in connection therewith. *(McNally-Dial)*

***Recommended Action:***

***Resolution:*** Authorizing the City of Turlock to act as the Governing body for the Successor Agency to the Turlock Redevelopment Agency pursuant to Part 1.85 of Division 24 of the California Health and Safety Code establishing rules and regulations for the operations of the Successor Agency as a new legal entity separate from the City and taking certain actions in connection therewith

**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**

**Conference with Labor Negotiators, Cal. Gov't Code §54957.6**

Agency Negotiators: Roy Wasden/Phil Lancaster

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/Redevelopment, Community Housing Services Manager, 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, Payroll Coordinator, Principal Civil Engineer, Public Facilities Maintenance Manager, Regulatory Affairs Manager, Secretary/Deputy City Clerk, Executive Administrative Assistant/Public Safety, Technical Services Manager, Traffic/Transportation Engineering Supervisor, Utilities Manager, Water Quality Control Division Manager

**12. ADJOURNMENT**