

-
1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 7:05 p.m.
PRESENT: Councilmembers Amy Bublak, Mary Jackson, Forrest White, and Mayor John S. Lazar.
ABSENT: Councilmember Bill DeHart

B. SALUTE TO THE FLAG

Mayor Lazar asked that Scheduled Matters Item 8A be heard at this time.

Scheduled Matters Item 8A:

- 8A. Planning Director Debbie Whitmore introduced Riverbank Mayor Madueno who presented the staff report on the request to support an Effective Sustainable Community Strategy for the Stanislaus Council of Governments as required by SB375 and committing to Leadership for Economically Viable Smart Growth Planning.

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

Action: **Resolution No. 2012-033** Supporting an Effective Sustainable Community Strategy for the Stanislaus Council of Governments as required by SB375 and committing to Leadership for Economically Viable Smart Growth Planning was introduced by Councilmember White, seconded by Councilmember Jackson, and carried with Councilmember DeHart absent.

Mayor Lazar announced that Councilmember DeHart was ill and would not be attending tonight's meeting and passed on condolences to Councilmember DeHart over the recent passing of his mother.

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

- A. Pastor Dave Larson of New Life Christian Center presented information about the "Love Turlock" event to be held April 28, 2012, with the focus of serving people to meet real needs in the community and impacting citizens with the love of Jesus.
- B. Mayor Lazar recommended that he be appointed as the City's general representative to the Successor Agency Oversight Board.

Action: Motion by Councilmember Jackson, seconded by Councilmember White, appointing John Lazar to be the City's general representative to the Successor Agency Oversight Board. Motion carried with Councilmember DeHart absent.

- C. Mayor Lazar recommended that Roy Wasden be appointed as the City's former RDA employee representative to the Successor Agency Oversight Board.

Action: Motion by Councilmember Jackson, seconded by Councilmember Bublak, appointing Roy Wasden to be the City's former RDA employee representative to the Successor Agency Oversight Board. Motion carried with Councilmember DeHart absent.

3. A. SPECIAL BRIEFINGS:

California State University, Stanislaus, Governmental Affairs Administrator Sabrina Dominguez, briefed the Council on activities at the University, including a recent bus trip to the State Capitol to protest cuts to higher education, LGBT Awareness Week, upcoming Comedy Nights, and the Annual Easter Egg Hunt.

B. STAFF UPDATES

1. City Clerk Kellie Weaver provided information regarding Board, Commission, and Committee vacancies.
2. Interim Assistant City Manager/Housing Program Services Manager Maryn Pitt provided a legislative update. Council discussion included providing additional information regarding AB 1585 (Perez bill) and agendaizing future legislative information in a way that allows Council to take action should they desire.

Mayor Lazar recognized former City of Turlock employee, Abe Rojas, and noted he will be serving in the future as a member of the Successor Agency Oversight Board.

C. PUBLIC PARTICIPATION:

Brooks Judd of the Friends of Turlock Public Library spoke regarding the Yes on T Campaign Kickoff event to be held on March 24, 2012.

Turlock Library Branch Manager Carol Blomquist provided information about upcoming programs and activities at the Turlock Library, including the In-N-Out Burger Cover to Cover program and centennial celebrations planned for the 100th birthday of the Stanislaus Library System.

Alex Cantatore, one of two Turlock finalists in the San Joaquin Entrepreneur Challenge, spoke regarding the competition finals to be held on March 21, 2012.

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

5. CONSENT CALENDAR:

Mayor Lazar asked that Consent Calendar Item 5K be removed from the agenda for future consideration.

Action: Motion by Councilmember Bublak, seconded by Councilmember Jackson, and carried with Councilmember DeHart absent, to adopt the amended consent calendar as follows:

- A. **Resolution No. 2012-034** Accepting Demands of 2/16/12 in the amount of \$1,238,706.44
- B. Motion: Accepting Minutes of Regular Meeting of February 28, 2012
- C. **Resolution No. 2012-035** Approving a Transportation Development Act (TDA) claim for Non-Transit expenses for Fiscal Year 2011-12 in the amount of \$403,792 and adjusting the projected Local Transportation Revenue in Fund 216 to current StanCOG estimates
- D. Motion: Approving an Underground Electric Service Installation Agreement with Turlock Irrigation District (TID) of Turlock, California, in the amount of \$66,362 (Fund 420) to provide electrical service in connection with City Project 10-24, "Well No. 40 Sitework"
- E. Motion: Awarding bid and approving an agreement in the amount of \$24,578 (Fund 420) with Masellis Drilling, Inc. of Modesto, California, for City Project 11-45, "Pilot Hole for Well No. 41"
- F. Motion: Approving an Underground Electric Service Installation Agreement with Turlock Irrigation District (TID) of Turlock, California, in the amount of \$8,047 (Fund 230) to provide electrical service for City Project No. 12-20, "Sewer Lift Station – Tuolumne/Countryside"
- G. Motion: Reaffirming the emergency declaration of the City Manager that there is a need to pursue the replacement of hot water circulation piping at the Turlock Regional Water Quality Control Facility without compliance to the formal competitive bidding procedure
- H.
 1. **Resolution No. 2012-036** Authorizing the City Manager to relinquish \$17,000 of the \$600,000 construction donation to the Carnegie Arts Center Foundation
 2. **Resolution No. 2012-037** Appropriating \$17,000 to 305-40-442.47251 "Carnegie Foundation-Release of Holding Funds" from Fund 305 "Capital Facilities Fees-General Administration" reserve balance
- I. Motion: Approving Contract Change Order No. 4 in the amount of \$33,080.51 (Fund 305) for City Project No. 0804A, "Turlock Public Safety Facility-Off-site Improvements," bringing the contract total to \$1,157,484.76
- J. Motion: Approving an Underground Electric Service Installation Agreement with Turlock Irrigation District (TID) of Turlock, California, in the amount of \$8,047 (Fund 306) to provide electrical service in connection with City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street"
- K. *Removed from agenda for future consideration.*
- L. Motion: Approving an agreement in an amount not to exceed \$15,650 (Fund 405) with NBS Government Finance Group for a cost recovery based building fee study
- M. Motion: Approving a contract between Microbiz Security Company and the City of Turlock for the purchase and installation of software and hardware for the security card access system approved as sole source on February 14, 2012, in the amount of \$146,846

- N. 1. Motion: Authorizing the City Manager to execute an agreement for tree trimming and maintenance services for the Parks, Recreation and Public Facilities Division, on a piggy-back contract from the Turlock Irrigation District, Contract No. G090074, with Davey Tree Surgery Company of Modesto, California, without compliance to the formal bid process
- 2. Motion: Approving the service agreement with Davey Tree Surgery Company of Modesto, California, for tree trimming and maintenance services for a period of fifteen (15) months, ending June 30, 2013, in an amount not to exceed \$15,000
- O. **Resolution No. 2012-038** Approving a fortune telling permit for Ms. Janet Adams operating Psychic & Taro Card Readings by Janet, located at 149 W. Canal Drive, owned and operated by Ms. Janet Adams
- P. Motion: Authorizing the approval and execution of the City of Turlock to enter into a thirty-six (36) month, minimum term, subscriber agreement with West/Thomson Reuters for the provision of CLEAR Services for the Police Department
- Q. Motion: Authorizing the approval of the City of Turlock to enter into the Stanislaus County Regional Apprehension Team Memorandum of Understanding
- R. **Resolution No. 2012-039** Rescinding Resolution No. 2011-110 and adopting the amended Personnel System Rules and Regulations regarding Probation
- S. Motion: Rejecting Claim for Damages filed by Jose Amparo Cruz

6. FINAL READINGS: None

7. PUBLIC HEARINGS

- A. Development Services Director presented the staff report on the request to amend Turlock Municipal Code Title 2, Chapter 9, entitled "Public Works Contracts" in order to update Section 03, regarding a new monetary limit set forth by the legislature.

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

Action: Motion by Councilmember White, seconded by Councilmember Bublak, introducing an Ordinance Amending Turlock Municipal Code Title 2, Chapter 9, entitled "Public Works Contracts" in order to update Section 03, and setting the final reading for March 27, 2012. Motion carried with Councilmember DeHart absent.

8. SCHEDULED MATTERS:

Scheduled Matters Item 8A was heard prior to Section 2 - Proclamations, Presentations, Recognitions, Announcements & Appointments.

- B. City Manager Roy Wasden presented the staff report on the request to support the extension of a 1/8 cent sales tax which would fund the Stanislaus County Library.

Mayor Lazar asked for public comment. Pat Hickman, President of the Local Turlock Friends of the Library, spoke in favor of the 1/8 cent sales tax measure. Mayor Lazar closed public comment.

Action: **Resolution No. 2012-040** Supporting the extension of a 1/8 cent sales tax which would fund the Stanislaus County Library was introduced by Councilmember White, seconded by Councilmember Jackson, and carried with Councilmember DeHart absent.

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION:

Councilmember Jackson requested staff prepare a report in support of AB 1585 (Perez bill) to bring forward for Council consideration.

10. COUNCIL COMMENTS:

Councilmember White commented on the new HAM Center, including that they have seen very good attendance and the opening has been very positive for the community, as people are using the facility on a regular basis.

Mayor Lazar asked about Denair Park and efforts to deal with an individual creating a nuisance in the park. He was advised it is being addressed.

Mayor Lazar commented about the median on Christoffersen between Geer and Fosberg Roads. Development Services Director Mike Pitcock provided information on the project.

Councilmember Jackson congratulated Brandon and Emily Follett on the birth of their new baby girl and acknowledged Mayor Lazar's birthday.

11. CLOSED SESSION: None

12. ADJOURNMENT:

Mayor Lazar asked to adjourn the meeting in memory of retired City of Turlock employee, Tony Lozano, who recently passed away.

Motion by Councilmember Bublak, seconded by Councilmember White, to adjourn at 7:42 p.m. Motion carried with Councilmember DeHart absent.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk