

1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 7:03 p.m.  
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Mary Jackson, Forrest White, and Mayor John S. Lazar.  
ABSENT: None
  
- B. SALUTE TO THE FLAG**
  
2. **PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:**
  - A. Mayor Lazar presented a Proclamation to Pastor David Larson of New Life Christian Center in recognition of the “Love Turlock” event to be held April 28, 2012.
  - B. Mayor Lazar presented a Proclamation to Rebecca Ciszek of the American Red Cross in recognition of American Red Cross Month, March 2012.
  - C. Mayor Lazar recommended Matt Seadore, Tamara Sniezek, Ashour Badal, Ann Strahm, and Abe Rojas be appointed to the CDBG Grant Selection Committee.  
**Action:** Motion by Councilmember DeHart, seconded by Councilmember Jackson, appointing Matt Seadore, Tamara Sniezek, Ashour Badal, Ann Strahm, and Abe Rojas to the CDBG Grant Selection Committee. Motion carried unanimously.
  - D. Mayor Lazar recommended Councilmember White be appointed as the Council representative to the CDBG Grant Selection Committee.  
**Action:** Motion by Councilmember Jackson, seconded by Councilmember Bublak, appointing Councilmember White as the Council representative to the CDBG Grant Selection Committee. Motion carried unanimously.
  - E. Superintendent Tom Changnon of the Stanislaus County Office of Education presented information about the Stanislaus County Office of Education’s “Choose Civility” Initiative, including program goals, results and impacts of the initiative in county schools, government and other businesses/agencies, and upcoming events.
  
3. **A. SPECIAL BRIEFINGS:** None
  
- B. STAFF UPDATES:** None
  
- C. PUBLIC PARTICIPATION:** None

**4. A. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA**

**Action:** Motion by Councilmember DeHart, seconded by Councilmember Bublak, to waive reading of all ordinances on the agenda, except by title. Motion carried unanimously.

**B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None**

**5. CONSENT CALENDAR:**

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

**Action:** Motion by Councilmember Bublak, seconded by Councilmember Jackson, and unanimously carried to adopt the amended consent calendar as follows:

- A. **Resolution No. 2012-041** Accepting Demands of 2/23/12 in the amount of \$1,401,266.49; Demands of 3/8/12 in the amount of \$782,092.63
- B. Motion: Accepting Minutes of Special Joint Meeting of Turlock City Council/Development Collaborative Advisory Committee of March 13, 2012; Accepting Minutes of Regular Meeting of March 13, 2012
- C. Motion: Approving the exchange agreement with Joseph and Antonia Borba, for City Project No. 11-41, "Sewer Lift Stations on West Main/Clinton and West Main/Tegner"
- D. Motion: Awarding bid and approving an agreement in the amount of \$11,280 (Fund 228) with Bigler Construction of Turlock, California, for City Project No. 11-56, "Dale Pinkney Park Arbor"
- E.
  1. Motion: Awarding bid and approving an agreement in the amount of \$10,755 (Fund 240) with JDS Tile and Construction of Denair, California, for City Project No. 12-23, "City Hall Carpets to Tile Conversion – 2<sup>nd</sup> Floor"
  2. **Resolution No. 2012-042** Appropriating \$15,594 to account number 240-00-000-201.44030\_13 "BCH Repairs and Improvements" to be funded via a transfer from Fund 240 "Small Equipment Replacement Reserve" for City Project No. 12-23, "City Hall Carpet to Tile Conversion-2<sup>nd</sup> Floor," to complete the necessary funding required for the project
- F. 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
- G. Motion: Accepting notification of Contract Change Order No. 1 in the amount of \$10,404.48 (Fund 305) for City Project No. 0745, "Traffic Signal at W Main and S Kilroy," bringing the contract total to \$270,842.48
- H. Motion: Awarding bid and approving an agreement in the amount of \$27,310 (Funds 241, 410, 420) with Harris Builders, Inc., of Hilmar, California, for City Project No. 0767, "Municipal Services Building Balcony Deck Renovation"
- I. Motion: Approving an agreement with Pacific Gas & Electric (PG&E) of Sacramento, California, in the amount of \$7,371.88 (Fund 305) to pay a special facilities payment associated with the gas service for City Project No. 0804B, "Turlock Public Safety Facility"
- J.
  1. *Removed for separate consideration*
  2. *Removed for separate consideration*

- K. Motion: Approving an agreement with Eler and Kalinowski, Inc. (EKI) to complete Phase 2 of the Salinity Study for the Regional Water Quality Control Facility in the amount of \$26,800
- L. **Resolution No. 2012-043** Authorizing the sole source procurement of Wemco hydrogritter equipment for Municipal Services in the amount of \$60,858 and allowing the sole source procurement of future purchases of Wemco hydrogritter equipment without compliance to the formal bid procedure
- M. **Resolution No. 2012-044** Authorizing the sole source procurement of two (2) Flygt brand sewer collections pumps from Shape, Inc. of Stockton, California, in an amount not to exceed \$38,527 from Fund 410, without compliance to the formal bid procedure, pursuant to City Council Resolution 2005-174
- N. **Resolution No. 2012-045** Authorizing the sole source procurement of two (2) Venturi Model No. VA-1400 from Venturi Aeration, Inc. of Pelham, New Hampshire, in an amount not to exceed \$25,840, without compliance to the formal bid procedure
- O. **Resolution No. 2012-046** Accepting donations received from January through March FY 2011/12, to be deposited as per the attached worksheet (Exhibit A), for a variety of Parks, Recreation & Public Facilities Division programs, scholarships, and activities
- P. **Resolution No. 2012-047** Authorizing the submittal of a San Joaquin Valley Air Pollution Control District (SJVAPCD) grant application in the amount of \$96,353.58 for the acquisition of four (4) fully funded 2012 Trikke Pon-e electric scooters at \$4,075 per vehicle and four (4) Ford Fusion hybrid vehicles with partial grant funding of up to \$20,000 per vehicle, with a per vehicle cost of \$28,600
- Q. **Resolution No. 2012-048** Reaffirming the emergency declaration of the City Manager that there is a need for the replacement and purchase of one (1) 6809 controller and two (2) ACB boards to be utilized by Turlock Public Safety Communications, from Scott Communications as the nearest available source of supply, and appropriating \$9,500 from Fund 116 "Outside Agencies Use of 800 MHz/H.T.E. and Equipment" reserve balance to account number 116-20-230.51005\_005 "Communications-800 MHz Equipment"
- R. **Resolution No. 2012-049** Authorizing the acquisition of unclaimed or surrendered property for City use and the donation of twelve (12) bicycles to the 38<sup>th</sup> District Agricultural Association (Stanislaus County Fair Board) for their use in varied community/fair programs
- S. **Resolution No. 2012-050** Approving the amended job classification on one (1) vacant Public Safety Records Supervisor and obtaining authorization to fill this vacancy through an in-house recruitment of full-time, part-time and volunteer staff, and outside recruitment if needed
- T. **Resolution No. 2012-051** Approving the amended job classification of Police Support Operations Division Manager to Public Safety Support Operations Division Manager and obtaining authorization to fill this vacancy through an in-house recruitment of full-time, part-time and volunteer staff, and outside recruitment if needed
- U. **Resolution No. 2012-052** Accepting the second quarter of FY 2011/12 monetary donations valued at \$295 from various donors in support of Animal Control Services and accepting the second quarter of FY 2011/12 donations of assorted animal related products valued at \$4,363.06 utilized in support of Animal Control Services
- V. **Resolution No. 2012-053** Accepting a monetary donation of \$1,300 from the Modesto Area Chapter Model A Club in support of the Volunteers in Police Service Program
- W. Motion: Rejecting Claim for Damages filed by Eddie Dixon

Item 5J Planning Director Debbie Whitmore presented the staff report on the submittal of applications for Caltrans Planning Grants for preparation of a Bicycle Master Plan and a plan line for the Eastside Expressway in the City of Turlock.

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

**Action:** **Resolution No. 2012-054** Approving the submittal of an application for a Caltrans Planning Grant to prepare a Bicycle Master Plan for the City of Turlock and authorizing the City Manager or his designee to execute and submit all documents necessary to complete the grant-funded project was introduced by Councilmember Bublak, seconded by Councilmember White, and carried unanimously.

**Resolution No. 2012-055** Approving the submittal of an application for a Caltrans Planning Grant to prepare a plan line for the Eastside Expressway for the City of Turlock and authorizing the City Manager or his designee to execute and submit all documents necessary to complete the grant-funded project was introduced by Councilmember Bublak, seconded by Councilmember White, and carried unanimously.

## **6. FINAL READINGS:**

- A. **Ordinance No. 1163-CS**, Amending Turlock Municipal Code Title 2, Chapter 9, entitled "Public Works Contracts" in order to update Section 03 as introduced at the March 13, 2012 meeting was unanimously passed and adopted.

## **7. PUBLIC HEARINGS**

- A. Senior Planner Rose Stillo presented the staff report on the request to approve the 2011 General Plan Implementation Report.

Mayor Lazar opened the public hearing.

Jessie and Juan Orosco spoke regarding General Plan issues, including the environmental report for the southeast area and feasibility study for the northwest area, and the need for a buffer between cities and agricultural land.

Mayor Lazar closed the public hearing.

**Action:** **Resolution No. 2012-056** Approving the 2011 General Plan Implementation Report was introduced by Councilmember White, seconded by Councilmember Jackson, and carried unanimously.

**8. SCHEDULED MATTERS:**

- A. Planning Director Debbie Whitmore presented the staff report on the request to authorize the City Manager or his designee to execute the attached Municipal Agency Affiliate Participation Form and participate in the Southwest Solar Transformation Initiative. Ms. Whitmore introduced Michael Sigala from the San Joaquin Valley Regional Partnership who provided additional information.

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

Council discussion included the benefit and downside to participation in the program, and that participation may place the City in a better position for grant funding.

**Action:** Motion by Councilmember Bublak, seconded by Councilmember White, Authorizing the City Manager or his designee to execute the attached Municipal Agency Affiliate Participation Form and participate in the Southwest Solar Transformation Initiative. Motion carried unanimously.

- B. Development Services Director Mike Pitcock presented the staff report on the request to award bid and approve an agreement with Sierra Mountain Construction, Inc., San Francisco, California, for City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline."

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

**Action:** Motion by Councilmember White, seconded by Councilmember Bublak, Awarding bid and approving an agreement in the amount of \$13,194,725 (Fund 415) with Sierra Mountain Construction, Inc., San Francisco, California, for City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline." Motion carried unanimously.

- C. Parks, Recreation & Community Facilities Manager Allison Van Guilder presented the staff report on the request to evaluate the status of the Turlock City Arts Commission, pursuant to Council direction.

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

**Action:** *Informational item only. No action to be taken.*

- D. Interim Assistant City Manager/Housing Program Services Manager Maryn Pitt presented the staff report on the request to authorize the City Manager to take action in support of AB 1585 (Perez) and to express the support of the City of Turlock to the League of California Cities and members of the legislature.

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

**Action:** Motion by Councilmember White, seconded by Councilmember Jackson, Authorizing the City Manager to take action in support of AB 1585 (Perez) and expressing the support of the City of Turlock to the League of California Cities and members of the legislature, and to request expeditious consideration of the bill by the Senate. Motion carried unanimously.

- E. Interim Assistant City Manager/Housing Program Services Manager Maryn Pitt presented the staff report on the request to provide direction and authorize potential action on pending state legislation including SB 986, SB 1220 and SB 1498, as well as federal legislation including S 1813, HR 7 and HR 1433.

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

Council discussion included discussion of HR 7 and S 1813, and the need for compromise on a transportation bill before current authorization expires.

**Action:** Motion by Councilmember White, seconded by Councilmember Jackson, authorizing the City Manager to take action in support of the expeditious passage of a transportation bill before current authorization expires. Motion carried unanimously.

**9. COUNCIL ITEMS FOR FUTURE CONSIDERATION: None**

**10. COUNCIL COMMENTS:**

City Manager Roy Wasden announced the upcoming celebrity City Basketball Game with Meadowlark Lemon and the Harlem All Stars to be held on April 28, 2012, at Pitman High School.

Councilmember Jackson announced the Turlock Farmers Market will begin on Friday May 4, 2012, from 8:00 a.m. to 1:00 p.m.

Interim Assistant City Manager/Housing Program Services Manager Maryn Pitt announced the Avena Bella Groundbreaking Ceremony to be held on March 28, 2012.

***Adjourn to Successor Agency to the Turlock Redevelopment Agency***

***Reconvene Turlock City Council Meeting***

**11. CLOSED SESSION:**

City Attorney Phaedra Norton introduced the Closed Session Item.

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

Agency Negotiators: Roy W. 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, Office Assistant II, 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

**Action:** Council provided direction to staff.

**12. ADJOURNMENT:**

Mayor Lazar adjourned the meeting at 8:17 p.m.

RESPECTFULLY SUBMITTED

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Kellie E. Weaver  
City Clerk