

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

Mayor Lazar invited Turlock Chamber of Commerce CEO Sharon Silva to the podium to introduce the Stanislaus County Business Empowerment Forum to be held on Wednesday, September 26, 2012. The forum is sponsored by the Alliance for Affordable Services represented by Dan Faraci, the California Prosperity Project - a partnership with CalChamber - represented by Cathy Mesch, and BiPAC representative Chianne Hewer. Ms. Silva introduced both Ms. Mesch and Ms. Hewer and noted special guests at the forum include the Honorable Congressman Jeff Denham, the Honorable Senator Anthony Cannella, and the Honorable Assembly Member Kristin Olsen.

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

- A. Mayor Lazar presented a Proclamation to Turlock Fire Captain Frank Saldivar in recognition of Breast Cancer Awareness Month and the Turlock Firefighters Going Pink Campaign to raise awareness about early detection, the cause, diagnosis, treatment, and support for survivors of breast cancer. Captain Saldivar spoke regarding the partnership between the Fire Department and Emanuel Medical Center. In addition, Fire Chief Tim Lohman, Fire Engineer Shaun Walker, and Michael Iltis and Jana Rhine-Patrick of Emanuel Medical Center all spoke in favor of the campaign and provided additional information regarding shirt sales and fundraising, upcoming special events, including the Emanuel Medical Center event with Giuliana Rancic, and benefits the program will provide to the community and the Emanuel Cancer Endowment.
- B. Mayor Lazar introduced Ralph Kachadourian, Section Director for the American Planning Association, who recognized Turlock Journal Reporter Alex Cantatore for being named the recipient of an American Planning Association Individual Journalist Award for his work in the area of reporting on individual planning and land use issues for City of Turlock.

3. **A. SPECIAL BRIEFINGS:** None

B. STAFF UPDATES: None

C. PUBLIC PARTICIPATION:

At the request of Andrew LaFlamme, Director of Legislative, Foundation and Corporate Relations at California State University, Stanislaus, City Clerk Kellie Weaver read into the record that CSU Stanislaus will host a Congressional Candidate Forum featuring candidates Jeff Denham and Jose Hernandez on Monday, October 1, 2012, at 6:00 p.m., at CSU Stanislaus, in the Snider Recital Hall.

Turlock Library Branch Manager Carol Blomquist announced she will be leaving the Turlock branch to become the branch manager for the Ceres Regional Library. She introduced Charles Teval, the new Turlock Library Branch Manager. Mr. Teval provided information about upcoming programs and activities at the Turlock Library, including story times for toddlers and preschoolers, Halloween story times and craft activities, and e-books.

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

5. CONSENT CALENDAR:

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

- A. **Resolution No. 2012-165** Accepting Demands of 8/30/12 in the amount of \$1,641,804.22; Accepting Demands of 9/6/12 in the amount of \$344,007.55
- B. **Motion:** Accepting Minutes of Special Meeting of September 11, 2012; Minutes of Regular Meeting of September 11, 2012
- C. **Motion:** Accepting notification of Contract Change Order No. 3 in the increased amount of \$600 (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 08 – Roofing and Waterproofing, bringing the contract total to \$600,397
- D. **Motion:** Accepting notification of Contract Change Order No. 3 in the amount of \$18,906 (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 12 – Mechanical and HVAC, bringing the contract total to \$2,525,192
- E.
 1. **Motion:** Approving Contract Change Order No. 1 (Final) in the decreasing amount of (\$1,798.68) (Fund 215) for City Project No. 0871/RPSTPLE-5165(053), "Christoffersen Parkway Median Landscaping Geer Rd. to N. Olive Ave.," bringing the contract total to \$420,105.20
 2. **Motion:** Accepting improvements for City Project No. 0871/RPSTPLE-5165(053), "Christoffersen Parkway Median Landscaping Geer Rd. to N. Olive Ave.," and authorizing the City Engineer to file a Notice of Completion
- F. **Motion:** Approving the Fiscal Year 2011-12 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant Program (CDBG), HOME Investment Partnership Program (HOME), authorizing submission of the CAPER to the United States Department of Housing and Urban Development (HUD), and authorizing the City Manager or designee to execute related necessary documents
- G. **Motion:** Approving the renewal agreement between the City of Turlock and Independent Contractor/Kidz Love Soccer, Inc. for youth soccer classes
- H. **Motion:** Approving an agreement between Verizon Wireless and Turlock Police for cell phone service and products

- I. Motion: Approving an agreement between Stericycle and the Turlock Police Department for the removal and disposal of regulated medical waste and hazardous
- J. **Resolution No. 2012-166** Accepting a donation from E & J Gallo Winery in the amount of \$400 in 266-20-255-356.35720 "Police Explorers Program Revenue" and appropriating the money to account number 266-20-255-356.47118 "Police Explorer Program"
- K. **Resolution No. 2012-167** Accepting a donation from L. Makin in the amount of \$25 in account number 266-20-255-351.37200_000 "Police Donations"
- L. **Resolution No. 2012-168** Accepting donations received for Turlock Police Department's National Night Out to be deposited into account number 266-20-255-351.37200 "Police Donations," as per the attached Exhibit A
- M. **Resolution No. 2012-169** Accepting the fourth quarter of Fiscal Year 2011-12 monetary donations valued at \$523 from various donors in support of the City's Animal Control Services Unit and donations of assorted animal related products valued at \$2,883.25 utilized in support of the City's Animal Control Services Unit
- N. **Resolution No. 2012-170** Authorizing the City Manager, the City Manager's designee, or the City Attorney to execute agreements between the City of Turlock and local businesses or residents for the purpose of conducting training on non-City owned property for Fiscal Year 2012-13
- O. **Resolution No. 2012-171** Approving Post-Issuance Tax Compliance Procedures for Tax-Exempt and Direct Pay Subsidy Bonds
- P. Motion: Rejecting Claim for Damages filed by Joe Peggrum

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS**

A. *Continued from the September 11, 2012 City Council Meeting:*

**GENERAL PLAN AMENDMENT 2012-03 AND CITYWIDE REZONE 2012-03
(TURLOCK GENERAL PLAN UPDATE)**

Planning Manager Debbie Whitmore presented the staff report on the consideration of a comprehensive update to the City's General Plan and Citywide Rezone. Ms. Whitmore provided comparison maps and information about future actions and implementation of the new plan.

Mayor Lazar asked for public comment.

Jessie Orosco spoke regarding the City providing implementation information to community members regarding the general plan implementation and phasing, similar to what was provided in the 2003 City of Turlock Implementation Program document.

Mayor Lazar closed public comment.

Action: **Resolution No. 2012-172** Adopting Findings of Fact and Statement of Overriding Considerations for the new Turlock General Plan as required by the California Environmental Quality Act was introduced by Councilmember Jackson, seconded by Councilmember DeHart, and carried with Councilmember Bublak dissenting.

Motion by Councilmember White, seconded by Councilmember Jackson, Modifying Guiding Policy 3.1-g and Implementation Policy 3.1-p by adding the following language: *“Prior to proceeding with the planning, annexation and development of Southeast Master Plan 2, 70 percent of the building permits shall be issued for the Northeast Master Plan, East Tuolumne Master Plan, and Southeast Master Plan 1, calculated on a cumulative basis.”* Motion carried with Councilmember Bublak dissenting.

Resolution No. 2012-173 Adopting a New General Plan for the City of Turlock (GPA 2012-03) with the Alternative 1 Land Use Diagram described in the Draft Environmental Impact Report, amending Guiding Policy 3.1-g and Implementation Policy 3.1-p, and directing staff to revise the Public Review Draft General Plan in accordance with the Alternative 1 Land Use Diagram, as recommended by the Planning Commission was introduced by Councilmember Jackson, seconded by Councilmember White, and carried with Councilmember Bublak dissenting.

Motion by Councilmember White, seconded by Councilmember Jackson, introducing an Ordinance amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2012-03 (Turlock General Plan Update Citywide Rezone)] and setting the final reading for October 9, 2012. Motion carried with Councilmember Bublak dissenting.

8. SCHEDULED MATTERS:

- A. Municipal Services Director Dan Madden presented the staff report on the request to adopt a Strategic Plan for the City of Turlock Municipal Services Department for a period of three (3) years, 2012-2014.

Council discussion included clarification about water rates, the need to continue to seek federal funding, and rate increases related to a future surface water project.

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

Action: Motion by Councilmember Bublak, seconded by Councilmember White, Adopting a Strategic Plan for the City of Turlock Municipal Services Department for a period of three (3) years, 2012-2014. Motion carried unanimously.

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION

Councilmember Jackson asked that the recommendations made by Joseph Minicozzi of Public Interest Projects at the joint meeting of the Turlock City Council, Planning Commission, and Development Advisory Collaborative Committee on June 26, 2012, be redirected to the Development Collaborative Advisory Committee for review and recommendation.

Councilmember Bublak requested that staff look into making bike lanes more consistent, especially around Turlock schools and California State University, Stanislaus. Development Services Director Mike Pitcock advised that a project is currently in the works. Councilmember Jackson added that Jennifer Helzer's department at CSUS has done a study on how to connect Turlock's disjointed bike lanes.

10. COUNCIL COMMENTS:

Councilmember Bublak commented she received comments from constituents as a result of an open forum held at Covenant Village regarding Olive Avenue being problematic in regard to traffic issues.

Councilmember Bublak commented she attended a meeting earlier in the day with Mayor John Lazar, City Manager Roy Wasden, Interim Assistant City Manager Maryn Pitt and Dr. Joseph Sheley to discuss various issues, including CSU Stanislaus hosting the CSU Track and Field Championships and other sporting events on a regular basis and the possibility of a return to CSUS hosting the 4th of July celebration. Councilmember Bublak also announced that CSUS Baseball will be having a chili cook-off on Saturday, October 6, 2012, from 12:00 p.m. to 5:00 p.m.

Councilmember Jackson commented that the Turlock firefighters will be selling their pink tee shirts at the Turlock Farmer's Market held every Friday, from 8:00 a.m. to 1:00 p.m.

Councilmember Jackson also noted that Turlock Shines will be holding two events with the first being a clean up of South Golden State Boulevard by the Mormon Church on September 29, 2012, and the second being an on-ramp/off-ramp clean up to be held on Saturday, October 6, 2012.

Councilmember Jackson commented she attended the recent Stan Fest Celebration.

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, 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 gave direction to staff.

12. ADJOURNMENT:

Mayor Lazar adjourned the meeting at 8:05 p.m.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk