

1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 7:04 p.m.  
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Mary Jackson, Forrest White (arrived at 7:10 p.m.), and Mayor John S. Lazar.  
ABSENT: None

Mayor Lazar asked for a moment of silence in honor the passing of former City Councilmember Billy A. Wallen.

**B. SALUTE TO THE FLAG**

2. **PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:** None

3. **A. SPECIAL BRIEFINGS:**

*Mayor Lazar handled Special Briefings Items 3A1 and 3A2 in reverse order.*

2. California State University, Stanislaus, Associated Students, Inc., Governmental Affairs Administrator Tomara Hall briefed the Council regarding student government support for Proposition 30.
1. Teen Advisory Council Member Taylor Beckwith briefed the Council on planned Teen Advisory activities including, wrapping packages and singing Christmas carols with the residents at Turlock's Paramount Park Senior Living Center; participating in the Christmas parade, Cell Phones for Soldiers Program, Read (Read, Educate and Discover) Program; and the planning of an e-waste collection day in the spring. Sr. Recreation Supervisor Mark Crivelli advised TAC will provided briefings to Council throughout the year.

*Mayor Lazar acknowledged the City Council's wearing of pink at this meeting in honor of Breast Cancer Awareness Month.*

**B. STAFF UPDATES:**

1. Municipal Services Director Dan Madden provided information regarding future refuse disposal costs, including identifying alternatives for disposal that would best serve Turlock residents and ensuring that potential liability and legislative concerns are evaluated.

**C. PUBLIC PARTICIPATION:** None

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

**Action:** Motion by Councilmember Jackson, seconded by Councilmember DeHart, 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:**

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

- A. **Resolution No. 2012-178** Accepting Demands of 9/20/12 in the amount of \$2,324,991.50; Demands of 9/27/12 in the amount of \$647,319.06
- B. Motion: Accepting Minutes of Regular Meeting of October 9, 2012
- C. 1. Motion: Approving Contract Change Order No. 5 (Final) in the decreased amount of (\$13,556.80) (Fund 305) for City Project No. 0804A, "Turlock Public Safety Facility – Off-site Improvements," bringing the contract total to \$1,143,927.96  
2. Motion: Accepting improvements for City Project No. 0804A, "Turlock Public Safety Facility – Off-site Improvements," and authorizing the City Engineer to file a Notice of Completion
- D. Motion: Authorizing the City Manager to sign an agreement between the City of Turlock and Transit Capital Support Services for Federal Transit Administration and California Department of Transportation, Financial Status Reports and Milestone Status Reports, in an amount not to exceed \$60,548
- E. **Resolution No. 2012-179** Approving a High Efficiency Toilet and Clothes Washer Replacement Rebate Program
- F. Motion: Approving an agreement between the City of Turlock and the 38<sup>th</sup> District Agricultural Association for the purpose of parking and turn around for the participants in the Annual Christmas Parade on Friday, December 7, 2012
- G. Motion: Approving an agreement between California State University Stanislaus and the City of Turlock for utilizing college interns within the Turlock Police Department
- H. Motion: Approving a facilities management agreement between the City of Turlock and the Turlock Regional Aviation Association for facilities management of the Turlock Municipal Airport and authorizing the City Manager to execute agreement and all related documents
- I. **Resolution No. 2012-180** Appropriating \$6,711 to account number 240-00-000-201.44030\_013 "Minor Equipment-BCH Repairs & Improvements" from Fund 240 "Small Equipment Replacement-BCH Repairs & Improvements" reserve balance for the replacement of a security card printer and security cards compatible with the Public Safety Facility security system
- J. **Resolution No. 2012-181** Approving a one (1) year agreement with Marcum LLP in an amount not to exceed \$62,500 to provide professional, external auditing services and appropriating \$12,500 to account number 110-10-106.43055\_002 "Consultant – Audit" to supplement amounts previously budgeted for services

**6. FINAL READINGS:**

- A. **Ordinance No. 1175-CS**, Amending Turlock Municipal Code Title 4, Chapter 7, Article 14 regarding speed limits as introduced on October 9, 2012 was unanimously passed and adopted.

**7. PUBLIC HEARINGS**

- A. City Clerk Kellie Weaver presented the staff report on the request to rescind Resolution No. 2010-192 and adopting an amended Conflict of Interest Code for the City of Turlock and the list of "Designated Employees" and their reporting categories for filing their Conflict of Interest Statement (Form 700).

Mayor Lazar opened the public hearing. No one spoke. Mayor Lazar closed the public hearing.

**Action:** **Resolution No. 2012-182** Rescinding Resolution No. 2010-192 and adopting an amended Conflict of Interest Code for the City of Turlock and the list of "Designated Employees" and their reporting categories for filing their Conflict of Interest Statement (Form 700) was introduced by Councilmember Bublak, seconded by Councilmember Jackson, and carried unanimously.

**8. SCHEDULED MATTERS:**

- A. Housing Program Services Manager/Interim Assistant to the City Manager Maryn Pitt provided the staff report on the request to approve a five (5) year Lease Agreement between the City of Turlock as the Housing Successor Agency and Haven Women's Center of Stanislaus for the Housing Successor Agency owned building located at 301 Starr Avenue, Turlock for the purposes of Haven Women's Center to provide services to the Turlock Community as depicted in Exhibit A.

Haven Women's Center of Stanislaus Executive Director Belinda Rolichcheck provided information about the programs that will be provided at the center and thanked Council and City staff for the opportunity to serve the Turlock community.

Council and staff discussion included logistical concerns regarding potential safety issues, staffing of the facility, transportation services, and community input.

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

**Action:** Motion by Councilmember Bublak, seconded by Councilmember DeHart, Approving a five (5) year Lease Agreement between the City of Turlock as the Housing Successor Agency and Haven Women's Center of Stanislaus for the Housing Successor Agency owned building located at 301 Starr Avenue, Turlock for the purposes of Haven Women's Center to provide services to the Turlock Community as depicted in Exhibit A. Motion carried unanimously.

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

**10. COUNCIL COMMENTS:**

Councilmember Bublak commented on the upcoming Christmas Parade to be held on December 7, 2012 and encouraged participation.

Councilmember Jackson announced the final 2012 Turlock Farmer's Market will be held on Friday, October 26, 2012 from 8:00 a.m. to 1:00 pm and 4:00 p.m. to 8:00 p.m., and will include trick-or-treating for children.

Councilmember Jackson announced that 6 tons of rubbish was collected at recent Turlock Shines events held on September 29, 2012 and October 6, 2012.

Mayor Lazar announced that former Councilmember Billy Wallen's funeral service will be held on Saturday, October 27, 2012, at 11:00 a.m., at Monte Vista Chapel.

**11. CLOSED SESSION:**

City Attorney Phaedra Norton introduced the Closed Session Items.

- A. Conference with Legal Counsel – Anticipated Litigation, Cal. Gov't Code §54956.9(b)  
Potential Cases: (1 case)

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

- B. 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 provided direction to staff.

**12. ADJOURNMENT:**

Motion by Councilmember DeHart, seconded by Councilmember Jackson, to adjourn at 7:29 p.m.  
Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Kellie E. Weaver  
City Clerk