

City Council Agenda



MARCH 12, 2013

7:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California



Mayor
John S. Lazar

Council Members
Amy Bublak **Steven Nascimento**
Forrest White **William DeHart, Jr.**
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 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.

1. A. CALL TO ORDER

B. SALUTE TO THE FLAG

2. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS

- A. Proclamation: Retirement of Del Olson, Technical Services Supervisor
- B. Recognition: Employee Recognition for Years of Service
- C. Presentation: Pitman High School Future Business Leaders of America

3. A. SPECIAL BRIEFINGS

B. STAFF UPDATES

- 1. Board, Commission, and Committee Vacancies (*Weaver*)
- 2. Capital Projects and Building Activity (*Pitcock*)
- 3. Turlock Police 4th Quarter Report 2012 (*Jackson*)

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. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA, EXCEPT BY TITLE

B. 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 2/14/13 in the amount of \$4,676,367.35
- B. Motion: Accepting Minutes of 6:30 p.m. Special Meeting of February 26, 2013; Minutes of Regular Meeting of February 26, 2012; Minutes of 7:00 p.m. Special Meeting of February 26, 2013
- C. Motion: Accepting notification of Contract Change Order No. 3 in the amount of \$8,818 (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 7 – Framing, Drywall, and Plaster, bringing the contract total to \$2,485,335
- D. Resolution: 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
- E. Motion: Rejecting bid for Tire Disposal and Recycling Services for RFB 12-256
- F. Motion: Approving Amendment No. 1 to the Agreement with Zalreich Chemical Company, Inc., for the procurement of additional Aluminum Chlorohydrate in the increased amount of \$90,000 Fund (410), bringing the contract total to \$320,080, for Fiscal Year 2012-13
- G. Motion: Rejecting all bids for Police Tactical Vests and Accessories for RFB 12-251, and authorizing the re-solicitation of bids
- H. Motion: Amending the Land Lease Agreement with Lewis and Dolores Baptista to include membership with the East San Joaquin Water Coalition
- I. Motion: Approving the purchase of one (1) Toro Groundmaster Trim Mower 3280D and one (1) Toro Versa Vac Sweeper through the State of California CMAS Contract No. 4-07-51-0020A from Turf Star, Inc., of Hayward, California, for Parks, Recreation and Public Facilities Division, without compliance to the formal bid procedure, in an amount not to exceed \$45,065
- J. Motion: Approving a renewal agreement between the City of Turlock Police Services and Eaton Power Quality (formally known as Powerware), as the service provides for the uninterruptible power system (UPS) in the Communications 911 Center, in an amount not to exceed \$2,151

- K. Motion: Authorizing the City Manager to enter into an agreement with Dave Young, an outside labor negotiator, to assist in the Fiscal Year 2013-14 labor negotiations with all units if needed, in an amount not to exceed \$15,000

6. FINAL READINGS

- A. **Recommended Action:**
Ordinance: Amending Turlock Municipal Code Title 6, Chapter 3, Article 1, Section 03 regarding Payment of Collection Charges as introduced at the February 26, 2013 meeting

7. PUBLIC HEARINGS

- A. Request to amend the Turlock Municipal Code Title 4, Chapter 7, Article 1, Section 04 regarding Traffic Definitions and adding Turlock Municipal Code Title 4, Chapter 7, Article 9, Section 04 regarding Pedestrians Prohibited on Median Islands. (*Lopes*)

Recommended Action:

Ordinance: Amending Turlock Municipal Code Title 4, Chapter 7, Article 1, Section 04 regarding Traffic Definitions and adding Turlock Municipal Code Title 4, Chapter 7, Article 9, Section 04 regarding Pedestrians Prohibited on Median Islands

- B. Request to amend the Turlock Municipal Code Title 4, Chapter 6, Article 3, Section 02 regarding Tow-Away Zones. (*Reid*)

Recommended Action:

Ordinance: Amending Turlock Municipal Code Title 4, Chapter 6, Article 3, Section 02, regarding Tow-Away Zones

8. SCHEDULED MATTERS:

- A. Request to support the San Joaquin Tributaries Authority (SJTA) as it endeavors to prevent the State Water Resources Control Board (SWRCB) from imposing a thirty-five (35%) percent unimpaired water flow mandate in the Stanislaus, Tuolumne, and Merced Rivers from February through June each year. (*Reid*)

Recommended Action:

Resolution: Supporting the San Joaquin Tributaries Authority (SJTA) as it endeavors to prevent the State Water Resources Control Board (SWRCB) from imposing a thirty-five (35%) percent unimpaired water flow mandate in the Stanislaus, Tuolumne, and Merced Rivers from February through June each year

- B. Request to approve the final Project Study Report for State Route 165 from south of the Merced River to State Route 99. (*Whitmore*)

Recommended Action:

Resolution: Approving the final Project Study Report for State Route 165 from south of the Merced River to State Route 99

- C. Request to approve the agreement between the City of Turlock and the Western Recycled Water Coalition (WRWC) as authorized by Council on January 22, 2013. (Madden)

Recommended Action:

Motion: Approving the agreement between the City of Turlock and the Western Recycled Water Coalition (WRWC) as authorized by Council on January 22, 2013

- D. Request to adopt the City of Turlock 2013-15 Strategic Plan. (Wasden)

Recommended Action:

Motion: Adopting the City of Turlock 2013-15 Strategic Plan

- E. Request to accept the Convention and Visitors Bureau Annual Report for 2012 and authorize the execution of any and all documents relative to the Convention and Visitors Bureau (CVB). (Wasden)

Recommended Action:

Motion: Accepting the Convention and Visitors Bureau (CVB) Annual Report for Calendar Year 2012

Resolution: Authorizing the execution of any and all documents relative to the Convention and Visitors Bureau (CVB) including but not limited to any amendments to the current agreement

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

- A. Conference with Real Property Negotiators, Cal. Gov't Code §54956.8
Property: 900 N. Palm St., Turlock, CA, APN #042-037-008
Agency Negotiator: Roy Wasden
Negotiating Parties: Turlock Irrigation District
Under Negotiation: Price and terms of payment for the purchase/sale of the property of located at 900 N. Palm St.

12. ADJOURNMENT