

1. A. **CALL TO ORDER** – Vice Mayor White called the meeting to order at 6:05 p.m.  
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Steven Nascimento and Vice Mayor Forrest White.  
ABSENT: Mayor John S. Lazar

**B. SALUTE TO THE FLAG**

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

- A. Vice Mayor White presented a Proclamation to Parks, Recreation & Public Facilities Director Allison Van Guilder in recognition of Parks & Recreation Month, July 2014.

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

**B. STAFF UPDATES**

1. Police Chief Robert Jackson presented a Police Department mid-year update including information about staffing levels, response times, crime statistics, overtime usage, arrests, permits issued, traffic unit statistics, volunteers, and crime prevention efforts such as the Nextdoor Program.

Council and staff discussion included recent assaults on officers, increased activity in the downtown area, measures being taken to ensure community safety, and the excellent candidates in the background process as a result of recent recruiting efforts.

- C. **PUBLIC PARTICIPATION:** None

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

5. **CONSENT CALENDAR:**

Vice Mayor White requested Consent Calendar Item 5S be removed for future consideration and Item 5AA be removed for separate consideration.

**Action:** Motion by Councilmember DeHart, seconded by Councilmember Nascimento, to adopt the amended consent calendar. Motion carried 4/0/1 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Vice Mayor White	Mayor Lazar
Yes	Yes	Yes	Yes	Absent

- A. **Resolution No. 2014-106** Accepting Demands of 5/29/14 in the amount of \$1,286,163.43; Demands of 6/5/14 in the amount of \$671,613.27  
B. Motion: Accepting Minutes of Regular Meeting of June 10, 2014

- C.
  - 1. Motion: Making the determination that City Project No. 12-49, "Walnut Rd. Median Improvements," is exempt from the provisions of CEQA in accordance with Section 15301, "Existing Facilities"
  - 2. Motion: Awarding bid and approving an agreement in the amount of \$290,093 with F. Loduca Company of Stockton, California, for City Project No. 12-49, "Walnut Rd. Median Improvements"
  - 3. **Resolution No. 2014-107** Appropriating \$18,912 to account number 215-40-420.51210 "Federal Street Projects" via a transfer from Fund 305 "Capital Facility Fees (Roadways)" reserve for City Project No. 12-49, "N. Walnut Rd. Median Improvements"
- D. Motion: Approving Contract Change Order No. 1 in the amount of \$5,832.97 (Fund 305) for City Project No. 13-25B, "Public Safety Training Facility Utilities and Site Improvements," bringing the contract total to \$113,051.77
- E. Motion: Accepting improvements for City Project No. 13-47, "Columbia Park Restrooms," and authorizing the City Engineer to file a Notice of Completion
- F.
  - 1. Motion: Making the determination that City Project No. 13-48, "Roadway Widening at 1338 and 1344 East Ave.," is exempt from the provisions of CEQA in accordance with Section 15301, "Existing Facilities"
  - 2. Motion: Awarding bid and approving an agreement in the amount of \$51,666 (Fund 217) with Hensley's Paving & General Engineering, Inc., of Hickman, California, for City Project No. 13-48, "Roadway Widening at 1338 and 1344 East Ave."
- G.
  - 1. Motion: Accepting notification of Contract Change Order No. 3 (Final) in the decreased amount of (\$10,982.80) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 01 – General Construction and Specialties," bringing the contract total to \$2,283,172.20
  - 2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 01 – General Construction and Specialties, and authorizing the City Engineer to file a Notice of Completion
- H.
  - 1. Motion: Accepting notification of Contract Change Order No. 3 (Final) in the decreased amount of (\$15,859.31) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 02 – Demolition, Grading and Site Paving, bringing the contract total to \$1,016,621
  - 2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 02 – Demolition, Grading and Site Paving, and authorizing the City Engineer to file a Notice of Completion
- I.
  - 1. Motion: Accepting notification of Contract Change Order No. 1 (Final) in the decreased amount of (\$25,501.86) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 03 – Structural Concrete, bringing the contract total to \$1,370,498.14
  - 2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 03 – Structural Concrete, and authorizing the City Engineer to file a Notice of Completion
- J.
  - 1. Motion: Accepting notification of Contract Change Order No. 5 (Final) in the decreased amount of (\$14,250) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 04 - Landscaping, bringing the contract total to \$218,934
  - 2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 04 - Landscaping, and authorizing the City Engineer to file a Notice of Completion
- K.
  - 1. Motion: Accepting notification of Contract Change Order No. 4 (Final) in the decreased amount of (\$6,020.10) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 05 - Masonry, bringing the contract total to \$1,316,861.29

2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 05 - Masonry, and authorizing the City Engineer to file a Notice of Completion
- L. 1. Motion: Accepting notification of Contract Change Order No. 6 (Final) in the decreased amount of (\$4,653.29) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 06 – Structural Steel, bringing the contract total to \$3,504,925.71
2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 06 – Structural Steel, and authorizing the City Engineer to file a Notice of Completion
- M. 1. Motion: Accepting notification of Contract Change Order No. 6 (Final) in the decreased amount of (\$12,750) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 09 – Doors and Windows, bringing the contract total to \$1,136,694.42
2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 09 – Doors and Windows, and authorizing the City Engineer to file a Notice of Completion
- N. 1. Motion: Accepting notification of Contract Change Order No. 4 (Final) in the decreased amount of (\$4,500) (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 11 – Painting and Wall Coverings, bringing the contract total to \$293,150
2. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 11 – Painting and Wall Coverings, and authorizing the City Engineer to file a Notice of Completion
- O. Motion: Accepting improvements for City Project No. 0804B, "Turlock Public Safety Facility," Category 13 – Building and Site Electrical, and authorizing the City Engineer to file a Notice of Completion
- P. **Resolution No. 2014-108** Authorizing the appointment of the retired annuitant Roger Fall to a temporary part-time position for the purposes of assisting Engineering Division staff in the preparation of a speed study required by law in order for law enforcement to use radar for speed enforcement
- Q. **Resolution No. 2014-109** Rescinding Resolution No. 2007-268 and adopting a new resolution authorizing the Turlock Unified School District (TUSD) to close N. Berkeley Ave., between Marshall St. and E. Canal Dr., for school related activities and all special events at Turlock High School as further conditioned
- R. Motion: Approving the agreements between the City of Turlock and each of the seven (7) funded nonprofit public service agencies in the amount of \$62,000
- S. *Removed for future consideration*
- T. Motion: Approving an agreement with Root Tamers for chemical root control of sewer lines for the Municipal Services Utilities Division for a period of twelve (12) months, in an amount not to exceed \$8,000
- U. Motion: Approving multiple agreements with Pace Supply, HD Supply, and R & B Company for the purchase of pipe and pipe fittings for the Municipal Services Utilities Division for a period of twelve (12) months each, with an aggregate value of \$87,000, in accordance with the terms and conditions set within each agreement
- V. **Resolution No. 2014-110** Accepting donations received from April through June Fiscal Year 2013-14 to be deposited for a variety of Parks, Recreation & Public Facilities Department programs, scholarships, and activities

- W. Motion: Approving an agreement between the City of Turlock Police Department and Jocelyn E. Roland, PH.D., to provide counseling/psychotherapy services to all sworn officers, dispatchers, and community service officers of the Turlock Police Department at no cost to the covered employee, for the period of July 1, 2014, through June 30, 2015, in an amount not to exceed \$12,000
- X. Motion: Approving an agreement between the City of Turlock and the Turlock Unified School District for Police Officer Services at Turlock High School
- Y. Motion: Approving the agreement between the City of Turlock and the Turlock Unified School District for Police Officer Services at Pitman High School
- Z. Motion: Approving Amendment No. 1 to the agreement with Protech Security & Electronics, Inc., to include Turlock Public Safety Facility and Turlock Training Building for inspection and maintenance services in a monthly amount of \$410 for the Public Safety Facility and \$55 for the Turlock Training Building, increasing the annual amount from \$840 to \$6,420
- AA. *Removed for separate consideration*
- AB. **Resolution No. 2014-111** Authorizing the creation of one (1) new job classification for an Information Technology Technician
- AC. **Resolution No. 2014-112** Rescinding Resolution No. 2012-182 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)

**Item 5AA**

Parks, Recreation & Public Facilities Manager Allison Van Guilder presented the staff report on the request to authorize the submittal of an application, acceptance an allocation of funds, and execution of a grant agreement with the Federal Aviation Administration for an Airport Layout Plan (ALP) Update including an additional allocation of funds in the amount of \$12,000 to account number 401-10-125-51000 “Capital Improvements” from Fund 401 “Airport” reserve balance to cover related expenses.

Council and staff discussion included staff time commitments and the ability to recoup related administrative fees.

Vice Mayor White asked for public comment. No one spoke. Vice Mayor White closed public comment.

**Action:** **Resolution No. 2014-113** Authorizing the submittal of an application, acceptance of an allocation of funds, and execution of a grant agreement with the Federal Aviation Administration for an Airport Layout Plan (ALP) Update including an additional allocation of funds in the amount of \$12,000 to account number 401-10-125-51000 “Capital Improvements” from Fund 401 “Airport” reserve balance to cover related expenses was introduced by Councilmember DeHart, seconded by Councilmember Nascimento, and carried 4/0/1 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Vice Mayor White	Mayor Lazar
Yes	Yes	Yes	Yes	Absent

**6. FINAL READINGS: None**

**7. PUBLIC HEARINGS:** None

**8. SCHEDULED MATTERS:**

- A. *The request to authorize the submittal of an application, acceptance of an allocation of funds, and execution of a grant agreement with the State Department of Water Resources (DWR) for the 2014 Integrated Regional Water Management Drought Grant, pursuant to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 was removed from the agenda for future consideration.*
- B. Parks, Recreation & Public Facilities Director Allison Van Guilder presented the staff report on the request to accept donations from Mann Electric Inc., B&B and Bergman Landscape in the amount of \$1,500 to be deposited into account number 270-61-635-399.37200\_004 "Donation Recreation on Wheels" and appropriating said funds to account number 270-61-635-399.47132 "Recreation on Wheels Expenses" for a recreation program at Denair Park.

Vice Mayor White asked for public comment. No one spoke. Vice Mayor White closed public comment.

**Action:**            **Resolution No. 2014-114** Accepting donations from Mann Electric Inc., B&B and Bergman Landscape in the amount of \$1,500 to be deposited into account number 270-61-635-399.37200\_004 "Donation Recreation on Wheels" and appropriating said funds to account number 270-61-635-399.47132 "Recreation on Wheels Expenses" for a recreation program at Denair Park was introduced by Councilmember Bublak, seconded by Councilmember DeHart, and carried 4/0/1 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Vice Mayor White	Mayor Lazar
Yes	Yes	Yes	Yes	Absent

**9. COUNCIL ITEMS FOR FUTURE CONSIDERATION**

Councilmember Bublak requested that consideration be given to holding events and celebrations at times other than during the morning hours to allow those who are unable to attend in the morning an opportunity to participate.

**10. COUNCIL COMMENTS:**

Councilmember DeHart spoke regarding the upcoming Fourth of July parade and encouraged participation as a good way for the community to come together. He thanked the Chamber of Commerce for the role they have played in planning this celebration.

Councilmember Nascimento spoke regarding his recent ride-along with Turlock Police Department. He commended Police Chief Jackson on the way staff conducted themselves and interacted with the community.

Vice Mayor White spoke regarding his attendance at a recent evening Farmers Market and encouraged participation at the remaining two nighttime markets.

**11. CLOSED SESSION:**

City Attorney Phaedra Norton introduced the Closed Session Items and announced that Item 11C would be continued to the next meeting.

**A. Conference with Legal Counsel – Anticipated Litigation, Cal. Gov’t Code**

**§54956.9(d)(4)**

*“For the purposes of this section, litigation shall be considered pending when any of the following circumstances exist... Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation.”*

Potential Cases: (1 case)

**Action:** Motion by Councilmember Nascimento, seconded by Council DeHart, to initiate litigation. Motion carried 4/0/1 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Vice Mayor White	Mayor Lazar
Yes	Yes	Yes	Yes	Absent

City Clerk Kellie Weaver reported out that Council had voted in favor of initiating litigation.

**B. Conference with Labor Negotiators, Cal. Gov’t Code §54957.6(a)**

*“Notwithstanding any other provision of law, a legislative body of a local agency may hold closed sessions with the local agency’s designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees, and, for represented employees, any other matter within the statutorily provided scope of representation.”*

Agency Negotiators: Roy W. Wasden/Dave Young

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/Community Housing, Community Housing Program Supervisor, 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, Regulatory Affairs Manager, Secretary/Deputy City Clerk, Executive

Administrative Assistant/Public Safety, Technical Services Manager, Utilities Manager, Water

Quality Control Division Manager

**Action:** No reportable action.

**C. *Item 11C was removed from the agenda for future consideration***

**12. ADJOURNMENT:**

Motion by Councilmember DeHart, seconded by Councilmember Nascimento, to adjourn at 6:42 p.m. Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Kellie E. Weaver  
City Clerk