

# City Council Agenda



**SEPTEMBER 11, 2012**

**7:00 p.m.**

**City of Turlock Yosemite Room**

**156 S. Broadway, Turlock, California**



**Mayor  
John S. Lazar**

**Council Members**  
**William DeHart, Jr.**  
**Forrest White**  
**Amy Bublak**  
**Mary Jackson**  
**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](http://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. Recognition: Turlock Irrigation District's continued support for the Swim Pass Program
- B. Presentation: Pitman High School Band, 2012 Washington DC Independence Day Parade Performance

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

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and the Council does not endorse the religious beliefs or views of this, or any other, invocation speaker.

**B. STAFF UPDATES**

1. Board, Commission, and Committee vacancies. (*Weaver*)
2. ASA Softball Western National Tournament update. (*Van Guilder*)
3. Aquatics season update. (*Packwood*)
4. Capital projects update. (*Pitcock*)

**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 8/16/12 in the amount of \$1,195,095.23; Demands of 8/23/12 in the amount of \$1,187,359.12
- B. Motion: Accepting Minutes of Regular Meeting of August 28, 2012
- C.
  1. Motion: Approving the advertisement for construction proposals for City Project No. 11-42, "Fulkerth Water Tank and Pump Station"
  2. Resolution: Authorizing the sole source specification of various equipment for City Project No. 11-42, "Fulkerth Water Tank and Pump Station"
- D. Motion: Awarding bid and approving an agreement in the amount of \$32,938 (Fund 413) with Swan Engineering of Roseville, California, for City Project No. 12-22, "Pedretti Park Sewer Line"
- E.
  1. Motion: Notification of Contract Change Order No. 3 (Final) in the amount of \$2,130 (Fund 306) for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street," bringing the contract total to \$493,603.33.
  2. Resolution: Appropriating \$77,000 from Fund 306 "North Turlock Master Plan" Reserves to account number 306-40-457.51270 "Construction Project" for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street"
  3. Motion: Accepting improvements for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street," and authorizing the City Engineer to file a Notice of Completion
- F. Resolution: Amending the adopted policies and procedures for administering the First Time Home Buyers (FTHB) Program by the City of Turlock for the CalHome funding source

- 
- G. Resolution: Appropriating \$30,000 to Fund 410-51-531-44001.005 "Piping Supplies (Sewer)" and \$10,000 to Fund 410-51-531-44001.001 "Supplies General" from the Water Quality Control Fund 410 reserve for anticipated supply expenses associated with various sewer line improvement projects in Fiscal Year 2012-13
  - H.
    - 1. Resolution: Authorizing the filling of one (1) current vacant Utility Worker I position within the Utilities Division of Municipal Services through an in-house recruitment of full-time, part-time, and volunteer staff and outside recruitment if needed
    - 2. Motion: Authorizing the promotion of one (1) eligible staff person to the Utility Worker II classification through standard personnel practices
  - I. Resolution: Authorizing the filling of one (1) vacant Office Assistant I position within the Neighborhood Services Division of the Police Department through an in-house recruitment of full-time, part-time, and volunteer staff, and outside recruitment if needed
  - J. Resolution: Accepting an allotment of Customer Premise Equipment (CPE) funding from California 9-1-1 Emergency Communications Division in the amount of \$378,000 and appropriating \$35,284.20 for the purchase of a voice recording system from Capture Technologies
  - K. Motion: Approving an agreement between Stanislaus Regional 911 and the City of Turlock allowing Stanislaus Regional 911 to locate communications equipment at 900 N. Palm Street which will facilitate countywide emergency radio communications and authorizing the City Manager to sign all related documents

**6. FINAL READINGS:**

- A. Request to amend the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2012-01 (O'Reilly Auto Parts)] and Establishing Conditions of Approval for Minor Discretionary Permit 2012-09 (O'Reilly Auto Parts).  
(Whitmore)

**Recommended Action:**

Ordinance: Amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2012-01 (O'Reilly Auto Parts)] as introduced at the August 28, 2012 meeting

Resolution: Establishing Conditions of Approval for Minor Discretionary Permit 2012-09 (O'Reilly Auto Parts)

**7. PUBLIC HEARINGS: None**

**8. SCHEDULED MATTERS: None**

**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**

Conference with Real Property Negotiators, Cal. Gov't Code §54956.8

Property: 301 Starr Ave., Turlock, APN 042-022-083-000  
Agency Negotiators: Roy Wasden  
Negotiating Parties: Havens Women's Center  
Under Negotiation: Price and Terms of Payment

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

**12. ADJOURNMENT**



**KELLIE E. WEAVER**  
 CITY CLERK  
[kweaver@turlock.ca.us](mailto:kweaver@turlock.ca.us)

**OFFICE OF THE CITY CLERK**  
 ADMINISTRATION

3B!

156 S. BROADWAY, SUITE 230 | TURLOCK, CALIFORNIA 95380 | PHONE 209-668-5540 EXT 1110 | FAX 209-668-5668

**MEMORANDUM**

**TO:** HONORABLE MAYOR AND COUNCILMEMBERS  
**FROM:** KELLIE WEAVER   
**DATE:** August 30, 2012  
**RE:** **Board, Commission, and Committee Vacancies**

The following information is provided based upon Council request to receive notification of vacancies on various boards, commissions, and committees in order that we might tap into the reservoir of talent that exists within our community.

Listed below are current and/or upcoming board, commission, and committee vacancies that require appointment by the Turlock City Council.

BOARD/COMMISSION/COMMITTEE	DATE OF VACANCY	NUMBER OF VACANCIES
Arts Commission Alternate Members	6/30/12	2

Interested citizens may use the attached “Citizens Desiring to Serve Their City” application form or may request one from City Hall – Administration at 668-5540.

It should also be noted that pursuant to California Government Code Section 54970-54974 (commonly referred to as the Maddy Act), the Local Appointments List for the City of Turlock was prepared and posted at the Turlock Branch of the Stanislaus County Library prior to December 31, 2011 as required by the Act.

Any questions regarding serving on any of our regular and ongoing boards, commissions, and committees should be directed to my attention at (209) 668-5540, Ext. 1110 or [kweaver@turlock.ca.us](mailto:kweaver@turlock.ca.us).

Attachment (1)

KELLIE E. WEAVER  
CITY CLERK  
kweaver@turlock.ca.us



OFFICE OF THE CITY CLERK  
ADMINISTRATION

156 S. BROADWAY, SUITE 230 | TURLOCK, CALIFORNIA 95380 | PHONE 209-668-5540 | FAX 209-668-5668

## CITIZENS DESIRING TO SERVE THEIR CITY

Please indicate your preference:

\_\_\_\_\_ **Arts Commission**  
*(please include a one page statement of interest and a letter of recommendation)*

\_\_\_\_\_ **Stanislaus County Airport Advisory Committee**

\_\_\_\_\_ **Parks, Recreation & Community Commission**

\_\_\_\_\_ **Stanislaus County Local Task Force on Solid Waste**

\_\_\_\_\_ **Planning Commission**

\_\_\_\_\_ **Turlock Mosquito Abatement District Board of Trustees**

\_\_\_\_\_ **Development Collaborative Advisory Committee**

\_\_\_\_\_ **Other** \_\_\_\_\_

Please provide the following information (use reverse side or additional paper, if needed)

Name: \_\_\_\_\_

Address: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Telephone: Home: \_\_\_\_\_ Work: \_\_\_\_\_

Do you live within the City limits? \_\_\_\_\_ Are you registered to vote? \_\_\_\_\_

How long have you lived in Turlock? \_\_\_\_\_

Are you, or are you related to, a current City employee? \_\_\_\_\_ If yes, please indicate the person's name and relationship, if not yourself. \_\_\_\_\_

Occupation: \_\_\_\_\_

Business Address: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Education (highest school year complete, degrees, etc.): \_\_\_\_\_

\_\_\_\_\_

Employment Highlights: \_\_\_\_\_

\_\_\_\_\_

Prior Public Service, if any: \_\_\_\_\_

\_\_\_\_\_

Present and past community activities and organizations: \_\_\_\_\_

\_\_\_\_\_

What are your most important qualifications for the commission(s) or committees(s) that you indicated above? \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

You may submit additional or supplemental information along with this form.

**Please return to:**

Kellie Weaver, City Clerk  
City of Turlock  
156 S. Broadway, Suite 230  
Turlock, CA 95380  
(209) 668-5540, Ext. 1110

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

## BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF ACCEPTING DEMANDS }  
 OF 8/16/12 IN THE AMOUNT OF }  
 \$1,195,095.23; DEMANDS OF 8/23/12 IN THE }  
 AMOUNT OF \$1,187,359.12 }  
 \_\_\_\_\_ }

RESOLUTION NO. 2012-

**WHEREAS**, the City has received demands for ratification and approval.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby accept Demands as follows:

Demands of:	In the Amount of:
8/16/12	\$1,195,095.23
8/23/12	\$1,187,359.12

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
 NOES:  
 NOT PARTICIPATING:  
 ABSENT:

ATTEST:

\_\_\_\_\_  
 Kellie E. Weaver, City Clerk,  
 City of Turlock, County of Stanislaus,  
 State of California

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

5A1

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
AP - Accounts Payable									
89763	08/14/2012	Open			Utility Management Refund	ATLANTIC & PACIFIC REAL ESTATE	\$25.05		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$25.05	
89764	08/14/2012	Open			Utility Management Refund	BUTLER, MICHAEL	\$157.12		
	Paying Fund			Cash Amount					
	410 - WATER QUALITY CONTROL (WQC)			410.11000 (Cash)				\$5.62	
	420 - WATER			420.11000 (Cash)				\$151.50	
89765	08/14/2012	Open			Utility Management Refund	CAVALIERI, ED	\$145.80		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$145.80	
89766	08/14/2012	Open			Utility Management Refund	CERTIFIED LABORATORY OF NORTHERN CALIFORNIA INC	\$52.45		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$52.45	
89767	08/14/2012	Open			Utility Management Refund	LSC MANAGER	\$269.22		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$269.22	
89768	08/14/2012	Open			Utility Management Refund	PARKS, SAMUEL, W	\$38.67		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$38.67	
89769	08/14/2012	Open			Utility Management Refund	PARMAN, ALLYSON	\$16.72		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$16.72	
89770	08/14/2012	Open			Accounts Payable	TID	\$67,547.25		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$67,547.25	
89771	08/14/2012	Open			Utility Management Refund	RENTERIA, BONNIE	\$100.67		
	Paying Fund			Cash Amount					
	420 - WATER			420.11000 (Cash)				\$100.67	

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

89772	08/16/2012	Open		Accounts Payable	WESTAMERICA BANK		Amount
	Paying Fund		Cash Amount				\$35,000.00
	255 - CDBG		255.11000 (Cash)				\$17,500.00
	256 - Stanislaus Housing Consortia		256.11000 (Cash)				\$17,500.00
89773	08/16/2012	Open		Accounts Payable	A & A PORTABLES INC		\$495.71
	Paying Fund		Cash Amount				
	301 - Capital Improvement		301.11000 (Cash)				\$495.71
89774	08/16/2012	Open		Accounts Payable	ACCOMTEMPMS INC		\$437.25
	Paying Fund		Cash Amount				
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)				\$218.62
	420 - WATER		420.11000 (Cash)				\$218.63
89775	08/16/2012	Open		Accounts Payable	AIR QUALITY ANALYSIS LAB		\$120.00
	Paying Fund		Cash Amount				
	110 - General Fund		110.11000 (Cash)				\$120.00
89776	08/16/2012	Open		Accounts Payable	Air Resources Board-PERP Renewal		\$575.00
	Paying Fund		Cash Amount				
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)				\$575.00
89777	08/16/2012	Open		Accounts Payable	AIRGAS NCN		\$231.28
	Paying Fund		Cash Amount				
	110 - General Fund		110.11000 (Cash)				\$101.14
	420 - WATER		420.11000 (Cash)				\$130.14
89778	08/16/2012	Open		Accounts Payable	AMERICAN PLANNING ASSOC		\$560.00
	Paying Fund		Cash Amount				
	420 - WATER		420.11000 (Cash)				\$560.00
89779	08/16/2012	Open		Accounts Payable	AMERICAN WATER WORKS ASSOCIATION		\$294.00
	Paying Fund		Cash Amount				
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)				\$294.00
89780	08/16/2012	Open		Accounts Payable	ANYTHING VINYL LLC		\$267.36
	Paying Fund		Cash Amount				
	112 - Capital Purchases		112.11000 (Cash)				\$267.36
89781	08/16/2012	Open		Accounts Payable	APPLIED PEST MANAGEMENT INC		\$220.00
	Paying Fund		Cash Amount				
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)				\$220.00
89782	08/16/2012	Open		Accounts Payable	ARMOR FIRE EXTINGUISHER		\$376.53
	Paying Fund		Cash Amount				
	110 - General Fund		110.11000 (Cash)				\$376.53

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

89783	505 - Fleet	Open	505.11000 (Cash)	Accounts Payable	ART'S TOWING	\$138.28	\$140.00
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89784	426 - Transit - BLAST	Open	426.11000 (Cash)	Accounts Payable	AT&T/SBC	\$65.56	\$65.56
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89785	110 - General Fund	Open	110.11000 (Cash)	Accounts Payable	BALSWICK'S TIRE SHOP INC	\$1,809.91	\$1,809.91
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89786	110 - General Fund	Open	110.11000 (Cash)	Accounts Payable	BAY AREA BUS REPAIR INC	\$1,765.26	\$1,765.26
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89787	246 - Landscape Assessment	Open	246.11000 (Cash)	Accounts Payable	BAUER COMPRESSORS INC	\$44.65	\$44.65
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89788	110 - General Fund	Open	110.11000 (Cash)	Accounts Payable	BURTON'S FIRE APPARATUS	\$493.16	\$493.16
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89789	110 - General Fund	Open	110.11000 (Cash)	Accounts Payable	CALIFORNIA STATE UNIVERSITY STANISLAUS	\$535.88	\$535.88
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89790	266 - Police Services Grants	Open	266.11000 (Cash)	Accounts Payable	CAROLLO ENGINEERS	\$814.05	\$814.05
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89791	410 - WATER QUALITY CONTROL (WQC)	Open	410.11000 (Cash)	Accounts Payable	CENTRAL SANITARY SUPPLY	\$80.95	\$80.95
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89792	410 - WATER QUALITY CONTROL (WQC)	Open	410.11000 (Cash)	Accounts Payable	CHAMPION INDUSTRIAL	\$2,001.60	\$2,001.60
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
89793	110 - General Fund	Open	110.11000 (Cash)	Accounts Payable	CHARTER COMMUNICATIONS	\$3,367.81	\$3,367.81
	08/16/2012						
	Paying Fund		Cash Amount			Amount	
	110 - General Fund	Open	110.11000 (Cash)	Accounts Payable		\$28.95	\$28.95
	410 - WATER QUALITY CONTROL (WQC)	Open	410.11000 (Cash)	Accounts Payable		\$3.07	\$3.07

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

89794	420 - WATER	420.11000 (Cash)			\$3.06
	501 - Information Technology	501.11000 (Cash)			\$49.99
	08/16/2012 Open	Accounts Payable	CHILDREN'S CRISIS CENTER		\$15,829.31
	Paying Fund	Cash Amount		Amount	
89795	257 - State HOME Funds	257.11000 (Cash)		\$15,829.31	
	08/16/2012 Open	Accounts Payable	CINCINNATI LIFE INS INC		\$816.92
	Paying Fund	Cash Amount		Amount	
89796	104 - Payroll Clearing Fund	104.11000 (Cash)		\$816.92	
	08/16/2012 Open	Accounts Payable	CITY OF MODESTO		\$1,657.50
	Paying Fund	Cash Amount		Amount	
89797	420 - WATER	420.11000 (Cash)		\$1,657.50	
	08/16/2012 Open	Accounts Payable	CITY OF NEWMAN		\$25,532.42
	Paying Fund	Cash Amount		Amount	
89798	256 - Stanislaus Housing Consortia	256.11000 (Cash)		\$25,532.42	
	08/16/2012 Open	Accounts Payable	CLARK PEST CONTROL INC		\$585.00
	Paying Fund	Cash Amount		Amount	
89799	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$585.00	
	08/16/2012 Open	Accounts Payable	COMBINED BENEFITS ADMIN C		\$47,996.61
	Paying Fund	Cash Amount		Amount	
89800	511 - Health Insurance	511.11000 (Cash)		\$47,996.61	
	08/16/2012 Open	Accounts Payable	COMBINED BENEFITS ADMIN=		\$133,858.66
	Paying Fund	Cash Amount		Amount	
89801	511 - Health Insurance	511.11000 (Cash)		\$133,858.66	
	08/16/2012 Open	Accounts Payable	COMMUNITY VETERINARY CLIN		\$454.40
	Paying Fund	Cash Amount		Amount	
89802	110 - General Fund	110.11000 (Cash)		\$189.40	
	203 - Animal Fee Forfeiture	203.11000 (Cash)		\$265.00	
	08/16/2012 Open	Accounts Payable	COSTCO		\$2,331.18
	Paying Fund	Cash Amount		Amount	
89803	110 - General Fund	110.11000 (Cash)		\$2,095.18	
	266 - Police Services Grants	266.11000 (Cash)		\$236.00	
	08/16/2012 Open	Accounts Payable	COUNTRY FORD TRUCKS INC		\$81.81
	Paying Fund	Cash Amount		Amount	
89804	110 - General Fund	110.11000 (Cash)		\$30.05	
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$24.85	
	425 - Transit - Dial A Ride	425.11000 (Cash)		\$26.91	
	08/16/2012 Open	Accounts Payable	CULLIGAN INC		\$26.00

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

Paying Fund	Cash Amount	Amount
420 - WATER	420.11000 (Cash)	\$26.00
89805 08/16/2012 Open	Accounts Payable CUMMINS WEST INC	\$24.25
Paying Fund	Cash Amount	Amount
426 - Transit - BLAST	426.11000 (Cash)	\$24.25
89806 08/16/2012 Open	Accounts Payable CUSTOM LOCKSMITH &	\$8.56
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$8.56
89807 08/16/2012 Open	Accounts Payable CWEA	\$217.00
Paying Fund	Cash Amount	Amount
420 - WATER	420.11000 (Cash)	\$217.00
89808 08/16/2012 Open	Accounts Payable DAVIDOVITZ & BENNETT LLP	\$1,514.85
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$1,514.85
89809 08/16/2012 Open	Accounts Payable EQUIFAX	\$104.32
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$30.00
255 - CDBG	255.11000 (Cash)	\$74.32
89810 08/16/2012 Open	Accounts Payable ERB BROTHERS INC	\$3,015.28
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$3,015.28
89811 08/16/2012 Open	Accounts Payable FARIA, JAMIE	\$426.00
Paying Fund	Cash Amount	Amount
104 - Payroll Clearing Fund	104.11000 (Cash)	\$427.50
110 - General Fund	110.11000 (Cash)	(\$1.50)
89812 08/16/2012 Open	Accounts Payable FISHER, ALBERT	\$200.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$200.00
89813 08/16/2012 Open	Accounts Payable GAGAN INC	\$56.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$56.00
89814 08/16/2012 Open	Accounts Payable GARTON TRACTOR INC	\$202.82
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$202.82
89815 08/16/2012 Open	Accounts Payable GEOANALYTICAL LAB INC	\$10,489.58
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$6,028.55

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

89816	420 - WATER 08/16/2012 Paying Fund	Open	420.11000 (Cash)	Accounts Payable	GOMES PROPANE	\$4,461.03
			Cash Amount			Amount
89817	217 - Streets - Gas Tax 08/16/2012 Paying Fund	Open	217.11000 (Cash)	Accounts Payable	GROENIGER & CO INC	\$36.51
			Cash Amount			Amount
89818	410 - WATER QUALITY CONTROL (WQC) 420 - WATER 08/16/2012 Paying Fund	Open	410.11000 (Cash) 420.11000 (Cash)	Accounts Payable	GUINN III, MARVIN, OLIVER	\$906.76 \$5,804.93 \$68.94
			Cash Amount			Amount
89819	110 - General Fund 08/16/2012 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	HILMAR READY MIX	\$68.94
			Cash Amount			Amount
89820	410 - WATER QUALITY CONTROL (WQC) 08/16/2012 Paying Fund	Open	410.11000 (Cash)	Accounts Payable	HOLT OF CALIFORNIA INC	\$144.95
			Cash Amount			Amount
89821	217 - Streets - Gas Tax 08/16/2012 Paying Fund	Open	217.11000 (Cash)	Accounts Payable	HSQ INC	\$657.35
			Cash Amount			Amount
89822	420 - WATER 08/16/2012 Paying Fund	Open	420.11000 (Cash)	Accounts Payable	HUNTINGTON COURT REPORTER	\$12,643.41
			Cash Amount			Amount
89823	110 - General Fund 08/16/2012 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	JORGENSEN & CO INC	\$811.68
			Cash Amount			Amount
89824	110 - General Fund 08/16/2012 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	JUSTUS LAWNMOWER SHOP INC	\$280.20
			Cash Amount			Amount
89825	217 - Streets - Gas Tax 246 - Landscape Assessment 08/16/2012 Paying Fund	Open	217.11000 (Cash) 246.11000 (Cash)	Accounts Payable	KEY SEAL PRODUCTS INC	\$105.76 \$277.83 \$73.01
			Cash Amount			Amount
89826	217 - Streets - Gas Tax 08/16/2012 Paying Fund	Open	217.11000 (Cash)	Accounts Payable	LANGUAGE LINE SERVICES	\$73.01
			Cash Amount			Amount
89827	110 - General Fund 08/16/2012 Paying Fund	Open	110.11000 (Cash)	Accounts Payable	LINCOLN EQUIPMENT INC	\$10.75 \$1,412.27

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

Paying Fund	Cash Amount	Accounts Payable	MAXUM PETROLEUM CO	Amount
89828	110 - General Fund	110.11000 (Cash)		\$1,412.27
	08/16/2012	Open		
	Paying Fund			\$939.40
	110 - General Fund	110.11000 (Cash)		\$417.42
	205 - Sports Facilities	205.11000 (Cash)		\$48.78
	217 - Streets - Gas Tax	217.11000 (Cash)		\$57.33
	246 - Landscape Assessment	246.11000 (Cash)		\$40.23
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$120.69
	420 - WATER	420.11000 (Cash)		\$91.53
	425 - Transit - Dial A Ride	425.11000 (Cash)		\$91.53
	426 - Transit - BLAST	426.11000 (Cash)		\$31.66
	502 - Engineering	502.11000 (Cash)		\$40.23
89829	08/16/2012	Open	MISSION LINEN SUPPLY INC	\$2,417.23
	Paying Fund			
	110 - General Fund	110.11000 (Cash)		\$736.67
	205 - Sports Facilities	205.11000 (Cash)		\$96.12
	217 - Streets - Gas Tax	217.11000 (Cash)		\$63.36
	246 - Landscape Assessment	246.11000 (Cash)		\$97.92
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$1,091.26
	420 - WATER	420.11000 (Cash)		\$169.25
	505 - Fleet	505.11000 (Cash)		\$162.65
89830	08/16/2012	Open	MO-CAL OFFICE SOLUTIONS	\$313.49
	Paying Fund			
	110 - General Fund	110.11000 (Cash)		\$176.19
	255 - CDBG	255.11000 (Cash)		\$30.74
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$21.20
	420 - WATER	420.11000 (Cash)		\$21.19
	502 - Engineering	502.11000 (Cash)		\$64.17
89831	08/16/2012	Open	MODESTO JANITORIAL SUPPLY	\$1,331.73
	Paying Fund			
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)		\$1,331.73
89832	08/16/2012	Open	MUNISERVICES LLC	\$625.00
	Paying Fund			
	110 - General Fund	110.11000 (Cash)		\$625.00
89833	08/16/2012	Open	NAPA AUTO PARTS	\$301.59
	Paying Fund			
	110 - General Fund	110.11000 (Cash)		\$301.59

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

89834	110 - General Fund	110.11000 (Cash)			\$279.09
	426 - Transit - BLAST	426.11000 (Cash)			\$22.50
	08/16/2012 Open	Accounts Payable	NEIL O ANDERSON AND ASSOC		\$6,491.00
	Paying Fund	Cash Amount		Amount	
89835	305 - Capital Facility Fees	305.11000 (Cash)			\$6,491.00
	08/16/2012 Open	Accounts Payable	NEWMAN POLICE DEPARTMENT		\$460.33
	Paying Fund	Cash Amount		Amount	
89836	266 - Police Services Grants	266.11000 (Cash)			\$460.33
	08/16/2012 Open	Accounts Payable	NEXT LEVEL PARTS INC		\$299.22
	Paying Fund	Cash Amount		Amount	
89837	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$3.94
	426 - Transit - BLAST	426.11000 (Cash)			\$295.28
	08/16/2012 Open	Accounts Payable	OAKDALE POLICE DEPARTMENT		\$560.86
	Paying Fund	Cash Amount		Amount	
89838	266 - Police Services Grants	266.11000 (Cash)			\$560.86
	08/16/2012 Open	Accounts Payable	OMC STAINLESS STEEL CUST		\$2,512.58
	Paying Fund	Cash Amount		Amount	
89839	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$1,256.29
	420 - WATER	420.11000 (Cash)			\$1,256.29
	08/16/2012 Open	Accounts Payable	OMNI-MEANS INC		\$795.00
	Paying Fund	Cash Amount		Amount	
89840	305 - Capital Facility Fees	305.11000 (Cash)			\$795.00
	08/16/2012 Open	Accounts Payable	P G & E		\$5,185.86
	Paying Fund	Cash Amount		Amount	
89841	110 - General Fund	110.11000 (Cash)			\$245.83
	217 - Streets - Gas Tax	217.11000 (Cash)			\$7.84
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$199.03
	426 - Transit - BLAST	426.11000 (Cash)			\$12.80
	505 - Fleet	505.11000 (Cash)			\$4,720.36
	08/16/2012 Open	Accounts Payable	PACIFIC STORAGE COMPANY		\$431.00
	Paying Fund	Cash Amount		Amount	
89842	110 - General Fund	110.11000 (Cash)			\$400.00
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$31.00
	08/16/2012 Open	Accounts Payable	PETERSON EXCAVATION INC		\$63,343.15
	Paying Fund	Cash Amount		Amount	
89843	420 - WATER	420.11000 (Cash)			\$63,343.15
	08/16/2012 Open	Accounts Payable	PRECISION CUSTOM WIRING		\$831.55

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

Paying Fund	Cash Amount	Amount
89844 110 - General Fund 08/16/2012 Open Paying Fund	110.11000 (Cash) Accounts Payable PROTECH SECURITY/ELEC INC	\$831.55 \$1,187.20
89845 110 - General Fund 426 - Transit - BLAST 08/16/2012 Open Paying Fund	110.11000 (Cash) 426.11000 (Cash) Accounts Payable REED INC, GEORGE	\$628.60 \$558.60 \$3,025.00
89846 217 - Streets - Gas Tax 08/16/2012 Open Paying Fund	217.11000 (Cash) Accounts Payable REED INC, GEORGE	\$3,025.00 \$135,534.36
89847 215 - Streets - Grant Funded Projects 08/16/2012 Open Paying Fund	215.11000 (Cash) Accounts Payable ROLAND PHD, JOCELYN E	\$135,534.36 \$1,731.25
89848 110 - General Fund 08/16/2012 Open Paying Fund	110.11000 (Cash) Accounts Payable SANTA FE AGGREGATES INC	\$1,731.25 \$675.18
89849 217 - Streets - Gas Tax 08/16/2012 Open Paying Fund	217.11000 (Cash) Accounts Payable SECURE DELIVERY	\$675.18 \$369.00
89850 420 - WATER 08/16/2012 Open Paying Fund	420.11000 (Cash) Accounts Payable SIERRA CHEMICAL CO	\$369.00 \$10,395.74
89851 410 - WATER QUALITY CONTROL (WQC) 08/16/2012 Open Paying Fund	410.11000 (Cash) Accounts Payable SIERRA FOOTHILL LAB	\$10,395.74 \$3,050.00
89852 410 - WATER QUALITY CONTROL (WQC) 08/16/2012 Open Paying Fund	410.11000 (Cash) Accounts Payable SOUTHWEST SCHOOL &	\$3,050.00 \$485.31
89853 270 - Recreation Grants 08/16/2012 Open Paying Fund	270.11000 (Cash) Accounts Payable STANISLAUS CO PROBATION	\$485.31 \$234.63
89854 266 - Police Services Grants 08/16/2012 Open Paying Fund	266.11000 (Cash) Accounts Payable STANISLAUS CO SHERIFFS	\$234.63 \$909.22
89855 266 - Police Services Grants 08/16/2012 Open Paying Fund	266.11000 (Cash) Accounts Payable STANISLAUS REGIONAL TRANS	\$909.22 \$1,107.00

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

Paying Fund	Cash Amount	Accounts Payable	STATE OF CALIFORNIA	Amount
110 - General Fund	110.11000 (Cash)			\$1,107.00
89856 08/16/2012 Open				\$1,696.00
Paying Fund	Cash Amount			Amount
110 - General Fund	110.11000 (Cash)		SUPPORT PAYMENT CLEARING	\$1,696.00
89857 08/16/2012 Open				\$439.13
Paying Fund	Cash Amount			Amount
104 - Payroll Clearing Fund	104.11000 (Cash)			\$440.13
110 - General Fund	110.11000 (Cash)			(\$1.00)
89858 08/16/2012 Open		Accounts Payable	T I D	\$193,535.52
Paying Fund	Cash Amount			Amount
110 - General Fund	110.11000 (Cash)			\$15,400.83
216 - Streets - Local Transportation	216.11000 (Cash)			\$3,453.88
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$127,380.84
420 - WATER	420.11000 (Cash)			\$47,237.55
426 - Transit - BLAST	426.11000 (Cash)			\$62.42
89859 08/16/2012 Open		Accounts Payable	TAYLOR VETERINARY HOS INC	\$196.00
Paying Fund	Cash Amount			Amount
110 - General Fund	110.11000 (Cash)			\$196.00
203 - Animal Fee Forfeiture	203.11000 (Cash)			\$0.00
89860 08/16/2012 Open		Accounts Payable	TBA AUTO PARTS	\$3,690.89
Paying Fund	Cash Amount			Amount
110 - General Fund	110.11000 (Cash)			\$2,399.92
205 - Sports Facilities	205.11000 (Cash)			\$92.14
217 - Streets - Gas Tax	217.11000 (Cash)			\$81.34
246 - Landscape Assessment	246.11000 (Cash)			\$230.83
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$442.36
420 - WATER	420.11000 (Cash)			\$198.96
425 - Transit - Dial A Ride	425.11000 (Cash)			\$155.99
426 - Transit - BLAST	426.11000 (Cash)			\$89.35
89861 08/16/2012 Open		Accounts Payable	TURLOCK CITY TOW INC	\$255.00
Paying Fund	Cash Amount			Amount
110 - General Fund	110.11000 (Cash)			\$255.00
89862 08/16/2012 Open		Accounts Payable	TURLOCK SCAVENGER CO INC	\$182,510.23
Paying Fund	Cash Amount			Amount
110 - General Fund	110.11000 (Cash)			\$182,510.23
89863 08/16/2012 Open		Accounts Payable	UNITED RENTAL INC	\$1,846.85

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

Paying Fund	Cash Amount	Amount
217 - Streets - Gas Tax	217.11000 (Cash)	\$1,846.85
08/16/2012 Open	Accounts Payable	UNITED SAMARITANS FDT INC
89864		\$1,529.31
Paying Fund	Cash Amount	Amount
255 - CDBG	255.11000 (Cash)	\$0.30
257 - State HOME Funds	257.11000 (Cash)	\$1,529.01
08/16/2012 Open	Accounts Payable	UNIVAR USA INC
89865		\$10,629.35
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$10,629.35
08/16/2012 Open	Accounts Payable	VAN DE POL ENTERPRISE INC
89866		\$509.87
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$509.87
08/16/2012 Open	Accounts Payable	VISION SERVICE PLAN CA
89867		\$5,078.64
Paying Fund	Cash Amount	Amount
511 - Health Insurance	511.11000 (Cash)	\$5,078.64
08/16/2012 Open	Accounts Payable	WE CARE PROGRAM
89868		\$2,780.97
Paying Fund	Cash Amount	Amount
257 - State HOME Funds	257.11000 (Cash)	\$2,780.97
08/16/2012 Open	Accounts Payable	WESTAMERICA BANK & ELITE LANDSCAPING INC
89869		\$4,500.00
Paying Fund	Cash Amount	Amount
215 - Streets - Grant Funded Projects	215.11000 (Cash)	\$4,500.00
08/16/2012 Open	Accounts Payable	WLC ARCHITECTS INC
89870		\$99,836.00
Paying Fund	Cash Amount	Amount
305 - Capital Facility Fees	305.11000 (Cash)	\$99,836.00
08/16/2012 Open	Accounts Payable	ZAP MFG INC
89871		\$769.82
Paying Fund	Cash Amount	Amount
225 - Transportation Tax	225.11000 (Cash)	\$769.82
08/16/2012 Open	Accounts Payable	BERTALOTTO, MELINA
89872		\$18.00
Paying Fund	Cash Amount	Amount
203 - Animal Fee Forfeiture	203.11000 (Cash)	\$18.00
08/16/2012 Open	Accounts Payable	BETTER FLOOR
89873		\$333.54
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$333.54
08/16/2012 Open	Accounts Payable	COLON, BELINDA
89874		\$150.00
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$150.00

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

89875	08/16/2012	Open	Accounts Payable	CORDOVA, SYLVIA	Amount
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$32.00
89876	08/16/2012	Open	Accounts Payable	EMBASSY SUITES LAKE TAHOE	\$526.44
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$526.44
89877	08/16/2012	Open	Accounts Payable	HOLEMAN, RUSS	\$115.46
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$115.46
89878	08/16/2012	Open	Accounts Payable	HYATT REGENCY NEWPORT BEACH	\$282.72
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$282.72
89879	08/16/2012	Open	Accounts Payable	JACKSON, ROBERT	\$192.00
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$192.00
89880	08/16/2012	Open	Accounts Payable	K D C CONSTRUCTION	\$2.42
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$2.42
89881	08/16/2012	Open	Accounts Payable	MORAN, YOLANDA	\$42.00
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$39.50
	301 - Capital Improvement		301.11000 (Cash)		\$2.50
89882	08/16/2012	Open	Accounts Payable	PLETT, JOHN	\$18.00
	Paying Fund		Cash Amount		
	203 - Animal Fee Forfeiture		203.11000 (Cash)		\$18.00
89883	08/16/2012	Open	Accounts Payable	QUALITY ESCROW INC	\$50,000.00
	Paying Fund		Cash Amount		
	255 - CDBG		255.11000 (Cash)		\$25,000.00
	256 - Stanislaus Housing Consortia		256.11000 (Cash)		\$25,000.00
89884	08/16/2012	Open	Accounts Payable	SARGIS, ANTOINE	\$1,000.00
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$1,000.00
89885	08/16/2012	Open	Accounts Payable	SILVEIRA, JAMES	\$242.00
	Paying Fund		Cash Amount		
	110 - General Fund		110.11000 (Cash)		\$242.00
89886	08/16/2012	Open	Accounts Payable	SMITH, MICHELLE	\$300.00

# Payment Register

From Payment Date: 8/10/2012 - To Payment Date: 8/16/2012

Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$300.00
89887 08/16/2012 Open	Accounts Payable	WASTE MANAGEMENT INC \$1,401.85
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$1,401.85
125 Transactions		
Type Check Totals:		\$1,195,095.23
AP - Accounts Payable Totals		\$1,195,095.23

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	125	\$1,195,095.23	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	125	\$1,195,095.23	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	125	\$1,195,095.23	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	125	\$1,195,095.23	\$0.00

Grand Totals:

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	125	\$1,195,095.23	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	125	\$1,195,095.23	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	125	\$1,195,095.23	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	125	\$1,195,095.23	\$0.00

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
AP - Accounts Payable									
89888	08/23/2012	Open			Accounts Payable	ACCOUNTTEMPS INC	\$349.80		
	Paying Fund			Cash Amount					
	410 - WATER QUALITY CONTROL (WQC)			410.11000 (Cash)				\$174.90	
	420 - WATER			420.11000 (Cash)				\$174.90	
89889	08/23/2012	Open			Accounts Payable	AFLAC	\$4,469.76		
	Paying Fund			Cash Amount					
	104 - Payroll Clearing Fund			104.11000 (Cash)				\$4,469.76	
89890	08/23/2012	Open			Accounts Payable	AIRGAS NCN	\$163.63		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)		ALL VALLEY SMOG INC		\$163.63	
89891	08/23/2012	Open			Accounts Payable		\$272.25		
	Paying Fund			Cash Amount					
	217 - Streets - Gas Tax			217.11000 (Cash)				\$99.00	
	410 - WATER QUALITY CONTROL (WQC)			410.11000 (Cash)				\$49.50	
	420 - WATER			420.11000 (Cash)				\$123.75	
89892	08/23/2012	Open			Accounts Payable	APPLIED INDUST TECH	\$1,086.00		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)				\$216.60	
	410 - WATER QUALITY CONTROL (WQC)			410.11000 (Cash)				\$869.40	
89893	08/23/2012	Open			Accounts Payable	AT&T INFO SYSTEM	\$358.58		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)				\$358.58	
89894	08/23/2012	Open			Accounts Payable	AT&T MOBILITY	\$923.11		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)				\$844.92	
	501 - Information Technology			501.11000 (Cash)				\$78.19	
89895	08/23/2012	Open			Accounts Payable	AT&T/SBC	\$31.55		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)		BALSWICKS TIRE SHOP INC		\$31.55	
89896	08/23/2012	Open			Accounts Payable		\$1,955.05		
	Paying Fund			Cash Amount					
	110 - General Fund			110.11000 (Cash)		BANK OF AGRICULTURE & COMMERCE		\$1,955.05	
89897	08/23/2012	Open			Accounts Payable		\$1,845.00		

5A2

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

Paying Fund	Cash Amount	Amount
89898	305 - Capital Facility Fees	\$1,845.00
08/23/2012	Open	
Paying Fund	Accounts Payable	\$691.70
	BARTON OVERHEAD DOOR INC	
89899	112 - Capital Purchases	\$691.70
08/23/2012	Open	
Paying Fund	Accounts Payable	\$1,154.10
	BIGLER CONSTRUCTION	
89900	228 - Park Development Tax	\$1,154.10
08/23/2012	Open	
Paying Fund	Accounts Payable	\$138,306.36
	BOBO CONSTRUCTIONS INC	
89901	305 - Capital Facility Fees	\$138,306.36
08/23/2012	Open	
Paying Fund	Accounts Payable	\$439.12
	BURTON'S FIRE APPARATUS	
89902	110 - General Fund	\$439.12
08/23/2012	Open	
Paying Fund	Accounts Payable	\$216.38
	CARDIAC SCIENCE	
89903	110 - General Fund	\$216.38
08/23/2012	Open	
Paying Fund	Accounts Payable	\$19,060.20
	CEN CAL FIRE SYSTEMS INC	
89904	305 - Capital Facility Fees	\$19,060.20
08/23/2012	Open	
Paying Fund	Accounts Payable	\$3,548.90
	CENTRAL VALLEY BUSINESS	
89905	110 - General Fund	\$3,548.90
08/23/2012	Open	
Paying Fund	Accounts Payable	\$4,717.11
	CHAMPION INDUSTRIAL	
89906	410 - WATER QUALITY CONTROL (WQC)	\$4,717.11
08/23/2012	Open	
Paying Fund	Accounts Payable	\$1,171.64
	CHARTER COMMUNICATIONS	
89907	110 - General Fund	\$1,171.64
08/23/2012	Open	
Paying Fund	Accounts Payable	\$6.67
	CHILDREN'S CRISIS CENTER	
89908	410 - WATER QUALITY CONTROL (WQC)	\$6.67
08/23/2012	Open	
Paying Fund	Accounts Payable	\$164.97
	Information Technology	
	501 - Information Technology	\$1,000.00
08/23/2012	Open	
Paying Fund	Accounts Payable	\$2,250.00
	CITY OF TURLOCK CASH	
257 - State HOME Funds	Cash Amount	\$2,250.00
08/23/2012	Open	
Paying Fund	Accounts Payable	\$230.14
	CITY OF TURLOCK CASH	

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$129.21
405 - Building	405.11000 (Cash)	\$17.14
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$2.63
420 - WATER	420.11000 (Cash)	\$68.20
426 - Transit - BLAST	426.11000 (Cash)	\$6.00
502 - Engineering	502.11000 (Cash)	\$6.96
89909	Accounts Payable	\$54,365.07
	COMBINED BENEFITS ADMIN C	
Paying Fund	Cash Amount	Amount
511 - Health Insurance	511.11000 (Cash)	\$54,365.07
89910	Accounts Payable	\$5,027.05
	COMBINED BENEFITS ADMIN-	
Paying Fund	Cash Amount	Amount
511 - Health Insurance	511.11000 (Cash)	\$5,027.05
89911	Accounts Payable	\$1,999.57
	COMBINED BENEFITS ADMIN/	
Paying Fund	Cash Amount	Amount
511 - Health Insurance	511.11000 (Cash)	\$1,999.57
89912	Accounts Payable	\$1,152.86
	COUNTY BANK VISA	
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$1,152.86
89913	Accounts Payable	\$52.61
	DAIMLER BUSES NO AMERICA	
Paying Fund	Cash Amount	Amount
426 - Transit - BLAST	426.11000 (Cash)	\$52.61
89914	Accounts Payable	\$16,605.00
	DIEDE CONSTRUCTION INC	
Paying Fund	Cash Amount	Amount
305 - Capital Facility Fees	305.11000 (Cash)	\$16,605.00
89915	Accounts Payable	\$63.00
	DOWNEY BRAND ATTORNEYS	
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$63.00
89916	Accounts Payable	\$8,412.35
	DYETT & BHATIA URBAN	
Paying Fund	Cash Amount	Amount
305 - Capital Facility Fees	305.11000 (Cash)	\$8,412.35
89917	Accounts Payable	\$1,530.00
	ENGINEERED FIRE SYST INC	
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$1,530.00
89918	Accounts Payable	\$1,049.00
	EZ AUTOMATION	
Paying Fund	Cash Amount	Amount
425 - Transit - Dial A Ride	425.11000 (Cash)	\$524.50

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

Account Number	Account Name	Account Type	Account Name	Amount
89919	426 - Transit - BLAST	Accounts Payable	FEDERAL EXPRESS	\$524.50
	08/23/2012 Open			\$253.76
	Paying Fund	Cash Amount		
	110 - General Fund			\$185.63
	215 - Streets - Grant Funded Projects			\$17.68
	255 - CDBG			\$20.55
	410 - WATER QUALITY CONTROL (WQC)			\$20.14
	420 - WATER			\$9.76
89920	08/23/2012 Open	Accounts Payable	FRAZIER MASONRY CORP	\$73,275.63
	Paying Fund	Cash Amount		
	305 - Capital Facility Fees			\$73,275.63
89921	08/23/2012 Open	Accounts Payable	GEOANALYTICAL LAB INC	\$4,857.56
	Paying Fund	Cash Amount		
	410 - WATER QUALITY CONTROL (WQC)			\$4,857.56
89922	08/23/2012 Open	Accounts Payable	GOMES & SONS INC, JOE M	\$26,466.03
	Paying Fund	Cash Amount		
	110 - General Fund			\$14,544.16
	205 - Sports Facilities			\$524.68
	217 - Streets - Gas Tax			\$1,593.77
	246 - Landscape Assessment			\$1,744.01
	405 - Building			\$293.65
	410 - WATER QUALITY CONTROL (WQC)			\$3,564.29
	420 - WATER			\$1,976.60
	425 - Transit - Dial A Ride			\$691.58
	426 - Transit - BLAST			\$1,236.03
	502 - Engineering			\$297.26
89923	08/23/2012 Open	Accounts Payable	GROENIGER & CO INC	\$89.96
	Paying Fund	Cash Amount		
	410 - WATER QUALITY CONTROL (WQC)			\$89.96
89924	08/23/2012 Open	Accounts Payable	HARDER'S PRINT SHOP INC	\$240.52
	Paying Fund	Cash Amount		
	110 - General Fund			\$240.52
89925	08/23/2012 Open	Accounts Payable	ING LIFE INSURANCE AND	\$147.34
	Paying Fund	Cash Amount		
	104 - Payroll Clearing Fund			\$147.34
89926	08/23/2012 Open	Accounts Payable	ITRON INC	\$877.28
	Paying Fund	Cash Amount		

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

89927	420 - WATER	08/23/2012	Open	420.11000 (Cash)	Accounts Payable	JDS TILE & CONSTRUCTION, JEFF, SOUSA	\$877.28	\$537.75
	Paying Fund			Cash Amount			Amount	
89928	240 - Small Equipment Replacement	08/23/2012	Open	240.11000 (Cash)	Accounts Payable	LEHIGH HANSON INC	\$537.75	\$286.30
	Paying Fund			Cash Amount			Amount	
89929	217 - Streets - Gas Tax	08/23/2012	Open	217.11000 (Cash)	Accounts Payable	LINCOLN EQUIPMENT INC	\$286.30	\$652.88
	Paying Fund			Cash Amount			Amount	
89930	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable	LIONAKIS INC	\$652.88	\$3,225.00
	Paying Fund			Cash Amount			Amount	
89931	241 - Asset Replacement	08/23/2012	Open	241.11000 (Cash)	Accounts Payable	MARK III CONSTRUCTION INC	\$1,612.50	\$48,843.00
	Paying Fund			Cash Amount			Amount	
89932	410 - WATER QUALITY CONTROL (WQC)	08/23/2012	Open	410.11000 (Cash)	Accounts Payable	NEW WORLD SYSTEM CORP	\$806.25	\$520.00
	Paying Fund			Cash Amount			Amount	
89933	305 - Capital Facility Fees	08/23/2012	Open	305.11000 (Cash)	Accounts Payable	P G & E	\$48,843.00	\$234.43
	Paying Fund			Cash Amount			Amount	
89934	240 - Small Equipment Replacement	08/23/2012	Open	240.11000 (Cash)	Accounts Payable	PACIFIC TIRE & WHEEL	\$520.00	\$72.00
	Paying Fund			Cash Amount			Amount	
89935	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable	PRESORT CTR STOCKTON INC	\$219.41	\$116,601.96
	Paying Fund			Cash Amount			Amount	
89936	625 - Successor Agency - LMI	08/23/2012	Open	625.11000 (Cash)	Accounts Payable		\$15.02	\$9,038.50
	Paying Fund			Cash Amount			Amount	
89937	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable		\$49.50	
	Paying Fund			Cash Amount			Amount	
89938	246 - Landscape Assessment	08/23/2012	Open	246.11000 (Cash)	Accounts Payable		\$4.50	
	Paying Fund			Cash Amount			Amount	
89939	420 - WATER	08/23/2012	Open	420.11000 (Cash)	Accounts Payable		\$9.00	
	Paying Fund			Cash Amount			Amount	
89940	425 - Transit - Dial A Ride	08/23/2012	Open	425.11000 (Cash)	Accounts Payable		\$9.00	
	Paying Fund			Cash Amount			Amount	
89941	305 - Capital Facility Fees	08/23/2012	Open	305.11000 (Cash)	Accounts Payable		\$116,601.96	
	Paying Fund			Cash Amount			Amount	

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

89937	110 - General Fund	110.11000 (Cash)			\$3,012.82
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$3,012.84
	420 - WATER	420.11000 (Cash)			\$3,012.84
	08/23/2012 Open	Accounts Payable	QUALITY CONTROL SERVICES		\$146.00
	Paying Fund	Cash Amount		Amount	
89938	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$146.00
	08/23/2012 Open	Accounts Payable	R & S ERECTION INC		\$175.00
	Paying Fund	Cash Amount		Amount	
89939	110 - General Fund	110.11000 (Cash)			\$175.00
	08/23/2012 Open	Accounts Payable	REXEL INC		\$2,517.27
	Paying Fund	Cash Amount		Amount	
89940	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$920.73
	420 - WATER	420.11000 (Cash)			\$1,596.54
	08/23/2012 Open	Accounts Payable	RICHARDS WATSON & GERSON		\$2,936.51
	Paying Fund	Cash Amount		Amount	
89941	621 - Successor Agency - Non LMI	621.11000 (Cash)			\$2,741.51
	625 - Successor Agency - LMI	625.11000 (Cash)			\$195.00
	08/23/2012 Open	Accounts Payable	ROLAND PHD, JOCELYNE		\$731.25
	Paying Fund	Cash Amount		Amount	
89942	110 - General Fund	110.11000 (Cash)			\$731.25
	08/23/2012 Open	Accounts Payable	SHARPENING SHOP		\$278.26
	Paying Fund	Cash Amount		Amount	
89943	110 - General Fund	110.11000 (Cash)			\$278.26
	08/23/2012 Open	Accounts Payable	SPRINT		\$2,997.79
	Paying Fund	Cash Amount		Amount	
89944	110 - General Fund	110.11000 (Cash)			\$1,803.37
	205 - Sports Facilities	205.11000 (Cash)			\$96.92
	217 - Streets - Gas Tax	217.11000 (Cash)			\$100.53
	246 - Landscape Assessment	246.11000 (Cash)			\$20.12
	270 - Recreation Grants	270.11000 (Cash)			\$30.20
	405 - Building	405.11000 (Cash)			\$31.06
	410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)			\$208.98
	420 - WATER	420.11000 (Cash)			\$164.35
	426 - Transit - BLAST	426.11000 (Cash)			\$68.23
	502 - Engineering	502.11000 (Cash)			\$417.08
	505 - Fleet	505.11000 (Cash)			\$56.95
	08/23/2012 Open	Accounts Payable	STANISLAUS COUNTY		\$13,762.38

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$3,988.64
267 - AB3229 SLESF (COPS) Grants	267.11000 (Cash)	\$9,773.74
89945 08/23/2012 Open	Accounts Payable	\$30,786.14
	T I D	
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$4,534.90
216 - Streets - Local Transportation	216.11000 (Cash)	\$25,559.90
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$550.89
420 - WATER	420.11000 (Cash)	\$12.74
625 - Successor Agency - LMI	625.11000 (Cash)	\$127.71
89946 08/23/2012 Open	Accounts Payable	\$113,501.07
	TARLTON & SON INC	
Paying Fund	Cash Amount	Amount
305 - Capital Facility Fees	305.11000 (Cash)	\$113,501.07
89947 08/23/2012 Open	Accounts Payable	\$132,793.49
	TAYLOR BACKHOE SERVICE, INC.	
Paying Fund	Cash Amount	Amount
255 - CDBG	255.11000 (Cash)	\$132,793.49
89948 08/23/2012 Open	Accounts Payable	\$22.46
	TID	
Paying Fund	Cash Amount	Amount
625 - Successor Agency - LMI	625.11000 (Cash)	\$22.46
89949 08/23/2012 Open	Accounts Payable	\$1,084.60
	TIRE DIST SYSTEM INC	
Paying Fund	Cash Amount	Amount
110 - General Fund	110.11000 (Cash)	\$572.01
246 - Landscape Assessment	246.11000 (Cash)	\$131.92
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$17.15
420 - WATER	420.11000 (Cash)	\$363.52
89950 08/23/2012 Open	Accounts Payable	\$59.51
	TNG HYDRAULICS	
Paying Fund	Cash Amount	Amount
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$25.28
420 - WATER	420.11000 (Cash)	\$34.23
89951 08/23/2012 Open	Accounts Payable	\$1,562.69
	TURF STAR	
Paying Fund	Cash Amount	Amount
205 - Sports Facilities	205.11000 (Cash)	\$318.62
246 - Landscape Assessment	246.11000 (Cash)	\$630.38
410 - WATER QUALITY CONTROL (WQC)	410.11000 (Cash)	\$613.69
89952 08/23/2012 Open	Accounts Payable	\$22,163.09
	TURLOCK DOWNTOWN &	
Paying Fund	Cash Amount	Amount
706 - PBID #2	706.11000 (Cash)	\$22,163.09

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

89953	08/23/2012	Open		Accounts Payable	TURLOCK RADIATOR SERVICE	Amount
	Paying Fund		Cash Amount			
	217 - Streets - Gas Tax		217.11000 (Cash)			\$99.86
89954	08/23/2012	Open		Accounts Payable	TURLOCK SCAVENGER CO INC	\$200,000.00
	Paying Fund		Cash Amount			
	110 - General Fund		110.11000 (Cash)			\$200,000.00
89955	08/23/2012	Open		Accounts Payable	UNITED RENTAL INC	\$2,145.31
	Paying Fund		Cash Amount			
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)			\$2,000.64
	420 - WATER		420.11000 (Cash)			\$144.67
89956	08/23/2012	Open		Accounts Payable	URBAN FUTURES INC	\$487.50
	Paying Fund		Cash Amount			
	621 - Successor Agency - Non LMI		621.11000 (Cash)			\$487.50
89957	08/23/2012	Open		Accounts Payable	US BANK VISA	\$56,242.36
	Paying Fund		Cash Amount			
	110 - General Fund		110.11000 (Cash)			\$18,992.36
	203 - Animal Fee Forfeiture		203.11000 (Cash)			\$467.40
	205 - Sports Facilities		205.11000 (Cash)			\$2,076.07
	215 - Streets - Grant Funded Projects		215.11000 (Cash)			\$486.00
	216 - Streets - Local Transportation		216.11000 (Cash)			\$1,380.34
	217 - Streets - Gas Tax		217.11000 (Cash)			\$1,440.61
	225 - Transportation Tax		225.11000 (Cash)			\$1,344.12
	226 - Traffic Tax		226.11000 (Cash)			\$499.59
	240 - Small Equipment Replacement		240.11000 (Cash)			\$766.28
	241 - Asset Replacement		241.11000 (Cash)			\$8,574.20
	242 - Computer Replacement		242.11000 (Cash)			\$2,101.59
	246 - Landscape Assessment		246.11000 (Cash)			\$1,202.23
	255 - CDBG		255.11000 (Cash)			\$312.41
	266 - Police Services Grants		266.11000 (Cash)			\$2,138.91
	270 - Recreation Grants		270.11000 (Cash)			\$229.52
	301 - Capital Improvement		301.11000 (Cash)			\$374.49
	405 - Building		405.11000 (Cash)			\$248.18
	410 - WATER QUALITY CONTROL (WQC)		410.11000 (Cash)			\$10,490.17
	420 - WATER		420.11000 (Cash)			\$1,636.58
	426 - Transit - BLAST		426.11000 (Cash)			\$285.66
	501 - Information Technology		501.11000 (Cash)			\$148.23
	502 - Engineering		502.11000 (Cash)			\$783.97

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

89958	505 - Fleet	08/23/2012	Open	505.11000 (Cash)	Accounts Payable	VAN DE POL ENTERPRISE INC	\$263.45
	Paying Fund			Cash Amount			Amount
	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable	VOLVO RENTS CONSTRUCTION EQUIPMENT	\$694.55
89959				Cash Amount			Amount
	410 - WATER QUALITY CONTROL (WQC)	08/23/2012	Open	410.11000 (Cash)	Accounts Payable	WE CARE PROGRAM	\$2,390.93
89960				Cash Amount			Amount
	257 - State HOME Funds	08/23/2012	Open	257.11000 (Cash)	Accounts Payable	WEST COAST SAND & GRAVEL	\$13,503.24
89961				Cash Amount			Amount
	205 - Sports Facilities	08/23/2012	Open	205.11000 (Cash)	Accounts Payable	WILKEY INDUSTRIES INC.	\$5,689.65
89962				Cash Amount			Amount
	420 - WATER	08/23/2012	Open	420.11000 (Cash)	Accounts Payable	ZALREICH CHEMICAL CO INC	\$891.22
89963				Cash Amount			Amount
	410 - WATER QUALITY CONTROL (WQC)	08/23/2012	Open	410.11000 (Cash)	Accounts Payable	DOUBLETREE SACRAMENTO	\$16,793.69
89964				Cash Amount			Amount
	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable	DOUBLETREE SAN DIEGO	\$286.24
89965				Cash Amount			Amount
	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable	Government Finance Officers Association	\$371.70
89966				Cash Amount			Amount
	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable	HOLEMAN, RUSS	\$225.00
89967				Cash Amount			Amount
	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable	HYATT REGENCY NEWPORT BEACH	\$162.00
89968				Cash Amount			Amount
	110 - General Fund	08/23/2012	Open	110.11000 (Cash)	Accounts Payable		\$282.72

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

Check No	Date	Payee	Account Type	Amount
89969	08/23/2012	LAZAR, JOHN	Accounts Payable	\$457.61
Paying Fund				
110 - General Fund				
89970	08/23/2012	NATIONAL NOTARY ASSOCIATION	Accounts Payable	\$84.00
Paying Fund				
255 - CDBG				
89971	08/23/2012	SILVEIRA, JAMES	Accounts Payable	\$222.00
Paying Fund				
110 - General Fund				
89972	08/23/2012	WASDEN, ROY	Accounts Payable	\$365.63
Paying Fund				
110 - General Fund				
89973	08/23/2012	WHITE, FORREST	Accounts Payable	\$507.61
Paying Fund				
110 - General Fund				
89974	08/23/2012	WILLIAMS, STEVE	Accounts Payable	\$222.00
Paying Fund				
110 - General Fund				
<b>Type Check Totals:</b>				
AP - Accounts Payable Totals				\$1,187,359.12

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	87	\$1,187,359.12	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	<b>Total</b>	<b>87</b>	<b>\$1,187,359.12</b>	<b>\$0.00</b>

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	87	\$1,187,359.12	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	<b>Total</b>	<b>87</b>	<b>\$1,187,359.12</b>	<b>\$0.00</b>

Grand Totals:				
Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	87	\$1,187,359.12	\$0.00

# Payment Register

From Payment Date: 8/17/2012 - To Payment Date: 8/23/2012

All	Status	Count	Transaction Amount	Reconciled Amount
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	<b>Total</b>	<b>87</b>	<b>\$1,187,359.12</b>	<b>\$0.00</b>
	<b>Total</b>	<b>87</b>	<b>\$1,187,359.12</b>	<b>\$0.00</b>
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	<b>Total</b>	<b>87</b>	<b>\$1,187,359.12</b>	<b>\$0.00</b>

- 
1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 7:02 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 Fire Chief Tim Lohman and Police Chief Robert Jackson in remembrance of the 11<sup>th</sup> Anniversary of the events of September 11, 2001. Fire Chief Lohman announced that a small ceremony is being planned to commemorate the anniversary.
  3. **A. SPECIAL BRIEFINGS:** None
  - B. STAFF UPDATES**
    1. Police Chief Robert Jackson provided an update on the public safety radio system, including a brief history of concerns and potential options for the future communications needs.
  - C. PUBLIC PARTICIPATION:**

Jimmy Ebergenyi, owner of Milo's Taco – Grill & Catering, introduced his new restaurant and spoke favorably about the downtown area of Turlock.
  4. **A. MOTION WAIVING READING OF ALL ORDINANCES ON THE AGENDA:** None
  - B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:**

Councilmember Bublak identified conflicts of interest with Consent Calendar Item 5N and Scheduled Matters Item 8D due to her employment as a Police Officer with the Modesto Police Department.
  5. **CONSENT CALENDAR:**

Mayor Lazar noted that Consent Calendar Item 5N would be removed from the consent calendar and handled separately due to Councilmember Bublak's conflict of interest.

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

- A. **Resolution No. 2012-144** Accepting Demands of 7/26/12 in the amount of \$2,673,852.24; Demands of 8/2/12 in the amount of \$1,379,003.54
- B. Motion: Accepting Minutes of Regular Meeting of August 14, 2012
- C. 1. Motion: Approving Contract Change Order No. 6 in the credit amount of (\$16,564.49) (Fund 426) for City Project No. 0952, "Turlock Regional Transit Center," bringing the contract total to \$1,659,782.33  
2. Motion: Accepting improvements for City Project No. 0952, "Turlock Regional Transit Center," and authorizing the City Engineer to file a Notice of Completion
- D. Motion: Accepting notification of Contract Change Order No. 1 in the amount of \$18,200 (Fund 420) for City Project No. 10-24, "Well #40 Site Work," bringing the contract total to \$210,866.35
- E. Motion: Approving Contract Change Order No. 1 in the amount of \$77,170.78 (Fund 215) for City Project No. 10-65, "Rehabilitation of Golden State Boulevard and West Main Street," bringing the contract total to \$1,077,626.75
- F. 1. Motion: Approving Contract Change Order No. 1(Final) in the credit amount of (\$4,478) for City Project No. 11-45, "Well #41 Pilot Hole," bringing the contract total to \$20,100  
2. Motion: Accepting improvements for City Project No. 11-45, "Well #41 Pilot Hole," and authorizing the City Engineer to file a Notice of Completion
- G. **Resolution No. 2012-145** Appropriating \$336,000 of unspent funds from Fiscal Year 2011-12 to Fiscal Year 2012-13 for various City projects
- H. **Resolution No. 2012-146** Approving an Amendment to the Fiscal Year 2012-13 budget to appropriate \$5,000 to account number 110-40-400.43131 "Smart Valley Places Grant Expenses" funded by revenue received in account number 110-40-400.34172 "Smart Valley Places Grant" and approving Amendment No. 1 to the agreement between the City of Turlock and Jarvis, Fay, Doporto, and Gibson, LLP, dated November 7, 2011
- I. **Resolution No. 2012-147** Appropriating \$8,814.13 of unspent funds from fiscal year 2011-12 to Fiscal Year 2012-13 account number 305-40-442.43270 "General Plan Update" from Fund 305 "Capital Facilities Fees – Administration" Reserve Balance
- J. **Resolution No. 2012-148** Approving a land and facilities lease rate schedule for the Turlock Municipal Airport for the period of July 1, 2012 through June 30, 2014 and authorizing the City Manager to execute any related documents
- K. **Resolution No. 2012-149** Authorizing the sole source procurement of four (4) Flygt brand motors from Shape, Inc. of Stockton, California, in an amount not to exceed \$100,000, from Fund 410-51-534-44030\_039 "Minor Equipment Biotower Pump (Spare)," without compliance to the formal bid process
- L. 1. Motion: Approving Contract Change Order No. 1 (Final) in the amount of \$23,476 (Fund 302) for City Project No. 10-30, "Streetlight Induction Lamp Replacement/Retrofit," bringing the contract total to \$589,766  
2. Motion: Accepting improvements for City Project No. 10-30, "Streetlight Induction Lamp Replacement/Retrofit," and authorizing the City Engineer to file a Notice of Completion
- M. Motion: Approving the agreement renewal between the City of Turlock and Independent Contractor (Dragon Sports) to offer youth self-defense classes
- N. *Removed for separate consideration.*
- O. **Resolution No. 2012-150** Authorizing approval to enter into a contract with the Central San Joaquin Valley Risk Management Authority for Crime Shield Coverage for Fiscal Year 2012-13
- P. Motion: Rejecting Claim for Damages filed by Verna Gaylord
- Q. Motion: Rejecting Claim for Damages filed by Kenneth Williams

*Councilmember Bublak stepped down from the dais due to her previously identified conflict of interest.*

Item 5N Mayor Lazar introduced the request to appropriate in fiscal year 2011-12, \$53,979 to account number 266-20-255-345.43135\_001 "OTS Avoid Grant Allied Agencies," to be funded by a transfer from the General Fund - Police Services-Patrol budget as a result of salary savings in the Police Department's Field Operations Division.

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

**Action:** **Resolution No. 2012-151** Appropriating in fiscal year 2011-12, \$53,979 to account number 266-20-255-345.43135\_001 "OTS Avoid Grant Allied Agencies," to be funded by a transfer from the General Fund - Police Services-Patrol budget as a result of salary savings in the Police Department's Field Operations Division was introduced by Councilmember DeHart, seconded by Councilmember White, and carried with Councilmember Bublak not participating.

*Councilmember Bublak returned to the dais.*

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS**

A. Planning Manager Debbie Whitmore presented the staff report on the request to adopt a Mitigated Negative Declaration of Environmental Effects pursuant to the California Environmental Quality Act (CEQA), amend the General Plan Land Use Diagram and Zoning Map of the City of Turlock attached to Title 9 of the Turlock Municipal Code and approve Minor Discretionary Permit 2012-09 (O'Reilly Auto Parts).

Council discussion included zoning designations and parking issues associated with the request.

Mayor Lazar opened the public hearing.

Ken Moore spoke regarding turning lanes into and out of the property.

Sergio Alvarado confirmed that this store would replace the existing O'Reilly Auto Parts store.

Mayor Lazar closed the public hearing.

**Action:** Motion by Councilmember Bublak, seconded by Councilmember DeHart, Adopting a Mitigated Negative Declaration of Environmental Effect pursuant to the California Environmental Quality Act (CEQA). Motion carried unanimously.

**Resolution No. 2012-152** Amending the General Plan Land Use Diagram [General Plan Amendment 2012-01 (O'Reilly Auto Parts)] was introduced by Councilmember Bublak, seconded by Councilmember DeHart, and carried unanimously.

Motion by Councilmember Bublak, seconded by Councilmember DeHart, introducing an Ordinance Amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2012-01 (O'Reilly Auto Parts)] and setting the final reading for September 11, 2012. Motion carried unanimously.

Mayor Lazar advised the Resolution Establishing Conditions of Approval for Minor Discretionary Permit 2012-09 (O'Reilly Auto Parts) would be considered at the September 11, 2012 meeting, following approval of the Ordinance.

**8. SCHEDULED MATTERS:**

- A. Development Services Director Mike Pitcock presented the staff report on the request to award bid and approve an agreement in the amount of \$382,671 (Fund 215) with George Reed, Inc., of Modesto, California for City Project Number 0740, "Landscape Golden State Boulevard from Christoffersen Parkway to Roberts Road" and award bid and approve an agreement in the amount of \$359,183.50 (Fund 215) with George Reed, Inc. for City Project Number 0870, "Landscape Golden State Boulevard from Roberts Road to Monte Vista Avenue. Mr. Pitcock noted that funding for these projects is provided by traffic enhancement grants specific to enhancing beautification and cannot be used for repairing roads.

Mayor Lazar asked for public comment.

Ken Whitehill spoke regarding crossovers or ways to get back across the median. Mr. Pitcock advised there were none.

Mayor Lazar closed public comment.

**Action:** Motion by Councilmember White, seconded by Councilmember Jackson, Awarding bid and approving an agreement in the amount of \$382,671 (Fund 215) with George Reed, Inc., of Modesto, California for City Project Number 0740, "Landscape Golden State Boulevard from Christoffersen Parkway to Roberts Road." Motion carried unanimously.

Motion by Councilmember White, seconded by Councilmember Jackson, Awarding bid and approving an agreement in the amount of \$359,183.50 (Fund 215) with George Reed, Inc., of Modesto, California for City Project Number 0870, "Landscape Golden State Boulevard from Roberts Road to Monte Vista Avenue." Motion carried unanimously.

- B. Parks, Recreation & Community Facilities Superintendent Erik Schulze presented the staff report on the request to approve a Memorandum of Understanding between the Stanislaus County Office of Education, the City of Turlock, and the Turlock Unified School District; Authorizing the acceptance of an allocation of funds and execution of a grant agreement to implement the Project Safe II – ASES Program (Supporting After School for Everyone); and Approving budget adjustments to the revenue and expenditure account numbers for the ASES Program in Fund 270 “Recreation Grants and Donations”.

Council discussion included continued funding for the program and the benefits it provides.

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

**Action:**           **Resolution No. 2012-153** Approving a Memorandum of Understanding between the Stanislaus County Office of Education, the City of Turlock, and the Turlock Unified School District; Authorizing the acceptance of an allocation of funds and execution of a grant agreement to implement the Project Safe II – ASES Program (Supporting After School for Everyone); and Approving budget adjustments to the revenue and expenditure account numbers for the ASES Program in Fund 270 “Recreation Grants and Donations” as delineated on Attachment A was introduced by Councilmember Jackson, seconded by Councilmember DeHart, and carried unanimously.

- C. Police Lieutenant Steve Williams presented the staff report on the request to authorize the sole source procurement and installation of forty-five (45) Motorola Mobile Workstation Computers from Delta Wireless in the amount of \$251,318.25 from Fund 112-10-116.51117 “Police MDC’s” without compliance to the formal bid process.

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

**Action:**           **Resolution No. 2012-154** Authorizing the sole source procurement and installation of forty-five (45) Motorola F5208 MW810 R2.0 Mobile Workstation Computers from Delta Wireless in the amount of \$251,318.25 from Fund 112-10-116.51117 “Police MDC’s” without compliance to the formal bid process was introduced by Councilmember Jackson, seconded by Councilmember DeHart, and carried unanimously.

*Councilmember Bublak stepped down from the dais due to her previously identified conflict of interest.*

- D. Housing Program Services Manager/Interim Assistant City Manager Maryn Pitt presented the staff report on the request to oppose AB 2451 (Perez) related to the presumptive death benefits for workers compensation claims by peace officers and firefighters, sponsored by California Association of Highway Patrolmen and the California Professional Firefighters.

Council discussion included consequences for cities if AB 2451 is enacted, concerns about presumptive benefits, costs to cities, and fairness issues.

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

Councilmember DeHart spoke regarding his concern over the government's inability or unwillingness to provide solutions and passing their responsibility down to cities. He also spoke against opposing AB 2451 due to his support for first responders.

Additional Council discussion included support for opposing AB 2451 for reasons including the bill being fiscally irresponsible, concerns that elected officials are not representing their districts, and the need for the issue to be addressed in a way that does not pass costs on to cities.

**Action:**            **Resolution No. 2012-155** Opposing AB 2451 (Perez) related to the presumptive death benefits for workers compensation claims by peace officers and firefighters, sponsored by California Association of Highway Patrolmen and the California Professional Firefighters and supporting a veto by Governor Brown was introduced by Councilmember White, seconded by Councilmember Jackson, and carried with Councilmember DeHart dissenting and Councilmember Bublak not participating.

*Councilmember Bublak returned to the dais.*

**9. COUNCIL ITEMS FOR FUTURE CONSIDERATION:**

Councilmember White requested the City look seriously at going to district elections in future. Mayor Lazar asked City Manager Wasden to research the matter.

Councilmember Jackson requested that Pitman High School Band be asked to provide a report on their recent 4<sup>th</sup> of July performance in Washington D.C.

**10. COUNCIL COMMENTS:**

Councilmember Jackson announced the annual Garden Party will be held on September 8, 2012, at 6:00 p.m. at The Greenery. The event is held to support the Carnegie Arts Center.

Councilmember Jackson announced the 5<sup>th</sup> annual Turlock Shines event will be held on October 6, 2012.

Councilmember Jackson announced that the Turlock Farmer's Market will hold their 3<sup>rd</sup> "night market" on September 7, 2012.

DRAFT

**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 provided direction to staff.

**12. ADJOURNMENT:**

Motion by Councilmember Jackson, seconded by Councilmember DeHart, to adjourn at 8:04 p.m.  
Motion carried unanimously.

RESPECTFULLY SUBMITTED

---

Kellie E. Weaver  
City Clerk

DRAFT



## Council Synopsis

5C

September 11, 2012

---

From: Michael G. Pitcock, P.E.  
Director of Development Services / City Engineer

Prepared by: Stephen Fremming, Associate Civil Engineer

Agendized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Motion: Approving the advertisement for construction proposals for City Project No. 11-42, "Fulkerth Water Tank and Pump Station"

Resolution: Authorizing the sole source specification of various equipment for City Project No. 11-42, "Fulkerth Water Tank and Pump Station"

### 2. DISCUSSION OF ISSUE:

The City's design consultant is in the final stages of completing the contract documents for City Project No. 11-42, "Fulkerth Water Tank and Pump Station." Per Resolution 2009-247, the City Council must authorize the advertisement of projects estimated over one million dollars. Staff is requesting authorization to advertise this project for public bidding.

The City is committed to a program of active competition in the area of construction bidding of equipment. Staff believes, however, that there is a distinct advantage to the sole source specification of certain equipment used in the treatment and control of the City's wastewater. Section 3400(c)(2) of the Public Contract code allows for the sole source of materials "in order to match other products in use on a particular public improvement either completed or in the course of completion."

The purpose and justification for the sole source specification of proposed equipment to be installed with project 11-42, "Fulkerth Water Tank and Pump Station", is found in the table below:

<b>City Project No. 11-42, "Fulkerth Water Tank and Pump Station"</b>				
<b>Proposed Sole Source Specified Equipment</b>				
<u>Specific- ation no.</u>	<u>Equipment Description</u>	<u>Manufac- urer</u>	<u>Product Cost Estimate</u>	<u>Justification</u>
11312H	Horizontal Split Case Pumps	Patterson Pumps	\$130,000	Patterson split case pumps are installed at the City's two other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
15114	Check Valves	Val-Matic	\$17,400	A Val-Matic Surgebuster check valve was recently installed at one of the other tank and pump stations to replace an existing check valve. Based on the improved performance, the operations group has standardized on this check valve. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
15117	Altitude Valve	Cla-Val	\$6,500	Cla-Val altitude valves are installed at the City's two other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.

16422	Motor Starters	Allen-Bradley	\$17,000	Allen-Bradley motor starters are currently installed at the other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
16444	Low Voltage Motor Control Centers (MCC)	Allen-Bradley	\$57,000	Allen-Bradley MCCs are currently installed at the other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
17302	Magnetic Flowmeter	Siemens	\$9,000	Siemens magnetic flowmeters are currently installed at other pump stations in the City. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
<b>TOTAL</b>			<b>\$236,900</b>	

The estimated construction contract cost for the project is \$4,450,000. The cost of the requested sole source items is estimated to be 0.50% of the construction contract.

**3. BASIS FOR RECOMMENDATION:**

- A) City Project No. 11-42 is ready to be advertised for public bidding.
- B) Per Resolution 2009-247, the City Council must authorize the advertisement of projects estimated over one million dollars.
- C) Allowing for the sole source specification of the listed items will allow the City to match existing equipment and assist in the standardization of the potable water distribution system, thereby reducing maintenance costs.

**Strategic Plan Initiative D. MUNICIPAL INFRASTRUCTURE**

**Goal(s):** c. Address Growth-Related Issues (Current and Future)  
ii) Water

The completed construction project will increase the City's ability to store and effectively distribute potable water to residents and businesses in the area.

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

The cost of the proposed sole source specified equipment has been budgeted within the line item for the construction project.

**Note: No General Fund money will be used for this project.**

**5. CITY MANAGER'S COMMENTS:**

Recommend approval

**6. ENVIRONMENTAL DETERMINATION:**

N/A

**7. ALTERNATIVES:**

- A) Do not advertise project no. 11-42 for bid proposals at this time. This is not recommended by staff as the design is near completion.
- B) Do not approve the sole source specification of various equipment specified in the provided table for City Project 11-42, "Fulkerth Water Tank and Pump Station". Staff does not recommend this alternative for the reasons stated above.

FULKERTH WATER TANK AND PUMP STATION  
CITY PROJECT NO. 11-42



BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AUTHORIZING THE }  
SOLE SOURCE SPECIFICATION OF }  
VARIOUS EQUIPMENT FOR CITY }  
PROJECT NO. 11-42, "FULKERTH WATER }  
TANK AND PUMP STATION" }  
\_\_\_\_\_ }

RESOLUTION NO. 2012-

**WHEREAS**, by separate action, staff requests authorization to publicly bid City Project No. 11-42, "Fulkerth Water Tank and Pump Station"; and

**WHEREAS**, project 11-42 includes specialty equipment for distributing potable water from the new water tank to the City's existing system; and

**WHEREAS**, Staff recommends the sole source specification of various equipment for project 11-42 in order to match existing equipment, to further standardize equipment, maintain efficient troubleshooting, and decrease maintenance costs; and

**WHEREAS**, the justification and cost estimate of equipment proposed to be sole source specified is attached hereto as Exhibit A; and

**WHEREAS**, section 3400(c)(2) of the Public Contract code allows for the sole source of materials "in order to match other products in use on a particular public improvement either completed or in the course of completion."

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby authorize the sole source specification of various equipment for City Project No. 11-42, "Fulkerth Water Tank and Pump Station."

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

ATTEST:

\_\_\_\_\_  
Kellie E. Weaver, City Clerk,  
City of Turlock, County of Stanislaus,  
State of California

EXHIBIT A

<b>City Project No. 11-42, "Fulkerth Water Tank and Pump Station"</b>				
<b>Proposed Sole Source Specified Equipment</b>				
<u>Specific- ation no.</u>	<u>Equipment Description</u>	<u>Manufac- urer</u>	<u>Product Cost Estimate</u>	<u>Justification</u>
11312H	Horizontal Split Case Pumps	Patterson Pumps	\$130,000	Patterson split case pumps are installed at the City's two other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
15114	Check Valves	Val-Matic	\$17,400	A Val-Matic Surgebuster check valve was recently installed at one of the other tank and pump stations to replace an existing check valve. Based on the improved performance, the operations group has standardized on this check valve. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
15117	Altitude Valve	Cla-Val	\$6,500	Cla-Val altitude valves are installed at the City's two other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.

16422	Motor Starters	Allen-Bradley	\$17,000	Allen-Bradley motor starters are currently installed at the other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
16444	Low Voltage Motor Control Centers (MCC)	Allen-Bradley	\$57,000	Allen-Bradley MCCs are currently installed at the other tank and pump stations. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
17302	Magnetic Flowmeter	Siemens	\$9,000	Siemens magnetic flowmeters are currently installed at other pump stations in the City. By matching existing equipment, maintenance costs are reduced due to interchangeable parts, familiarity of the equipment, and decreasing the need to stock inventory from different manufacturers.
<b>TOTAL</b>			<b>\$236,900</b>	



## Council Synopsis

5D  
September 11, 2012

From: Michael G. Pitcock, P.E.  
Director of Development Services /City Engineer

Prepared by: Anthony R. Orosco, P.E., Senior Civil Engineer

Agendized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Motion: Awarding bid and approving an agreement in the amount of \$32,938 (Fund 413) with Swan Engineering of Roseville, California, for City Project No. 12-22, "Pedretti Park Sewer Line"

### 2. DISCUSSION OF ISSUE:

On August 16, 2012, nine (9) bids were received for City Project No. 12-22, "Pedretti Park Sewer Line ". Swan Engineering of Roseville, California, was the lowest responsible bidder with a bid in the amount of \$32,938.

Bid Summary:

COMPANY NAME	BID AMOUNT
Swan Engineering, Inc.	\$32,938
Garrett Thompson Construction	\$34,200
West Valley Construction	\$35,294
Peterson Excavation, Inc.	\$37,317
Lawrence Backhoe Service	\$39,456
Rolfe Construction	\$44,292
Mid Cal Pipeline & Utilities	\$45,746
Taylor Backhoe Service, Inc.	\$48,000
Carter Construction	\$53,153

The work consists, in general of: Install sewer pipe, manholes, cleanouts; abandoning an existing septic tank and furnishing all necessary labor, materials, tools, equipment and any incidentals needed to perform the improvements as shown on the contract plans. The time fixed to conduct the work is during the month of December, 2012, which will be the down time for the park.

### 3. BASIS FOR RECOMMENDATION:

A) Per the Public Contract Code, the City Council must authorize an Award of Bid to the lowest responsible bidder.

B) The installation of this pipeline will allow the City to abandon the septic tank currently serving Pedretti Park.

**Strategic Plan Initiative H. COMMUNITY PROGRAMS, FACILITIES, AND INFRASTRUCTURE**

- Goal(s):** a Community Infrastructure  
iii. Provide safe and well maintained facilities for the community, recreation programs, and City of Turlock Employees

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

**Fiscal Impact:**

Total Amount	Contractor Bid Cost	Construction Contingency	Construction Engineering & Inspection	Preliminary Engineering
\$47,917	\$32,938	\$3,294	\$5,000	\$6,685

Funding is available in line item number 413-51-536.51133, "Connect Pedretti Park to City Sewer" for the proposed work. These funds are specifically for the installation of the proposed sewer line.

No General Fund money will be used for this project.

**5. CITY MANAGER'S COMMENTS:**

Recommend approval.

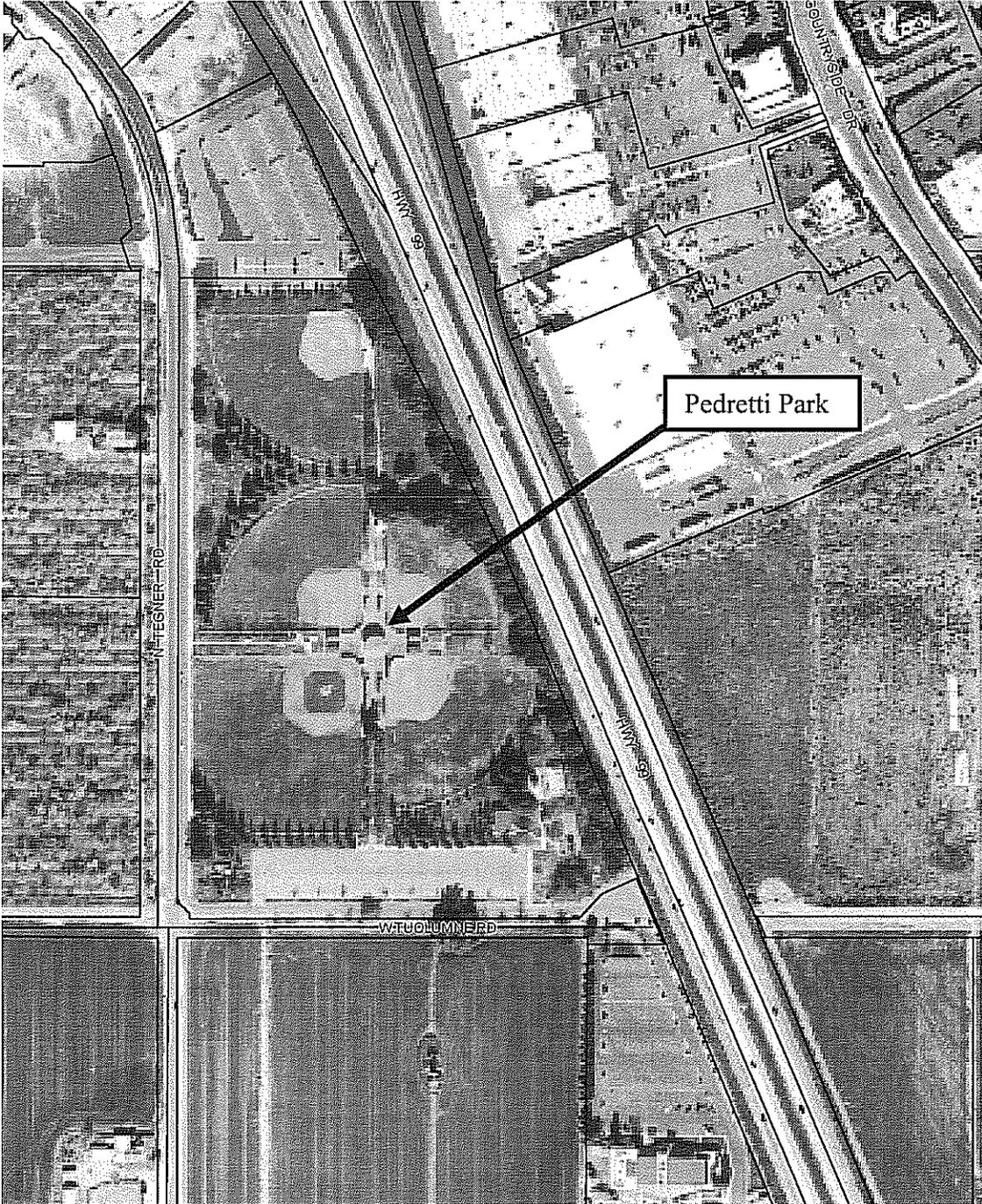
**6. ENVIRONMENTAL DETERMINATION:**

N/A

**7. ALTERNATIVES:**

- A. Reject all bids submitted for this project. Staff does not recommend this alternative because the funds are available and this upgrade to the Pedretti Park facilities will reduce maintenance costs for the City.

City Project No. 12-22  
Pedretti Park Sewer Line



# CITY OF TURLOCK BIDDER'S SUMMARY

PROJECT TITLE: Pedretti Paik Sewer Line  
PROJECT NUMBER: 12-22  
BID OPENING: August 16, 2012  
2:00 P.M.

ANTICIPATED COUNCIL AWARD DATE: September 11, 2012

Item No.	Item Description	Unit of Measure	Estimated Quantity	ENGINEER'S EST.			1 Swan Engineering			2 Garrett Thompson Const.			3 West Valley Construction		
				Unit Price	Total		Unit Price	Total		Unit Price	Total		Unit Price	Total	
1	Remove Existing Improvements	LS	1	\$3,500.00	\$3,500.00		\$2,200.00	\$2,200.00	\$2,142.00	\$2,142.00	\$2,500.00	\$2,500.00			
2	Remove and Salvage Improvements	LS	1	\$2,000.00	\$2,000.00		\$875.00	\$875.00	\$1,600.00	\$1,600.00	\$2,200.00	\$2,200.00			
3	Relocate Improvements	LS	1	\$1,500.00	\$1,500.00		\$650.00	\$650.00	\$1,800.00	\$1,800.00	\$3,400.00	\$3,400.00			
4	Cleaning and Grubbing	LS	1	\$5,000.00	\$5,000.00		\$600.00	\$600.00	\$2,500.00	\$2,500.00	\$2,400.00	\$2,400.00			
5	Sanitary Sewer Drop Manhole	EA	1	\$5,000.00	\$5,000.00		\$6,200.00	\$6,200.00	\$3,800.00	\$3,800.00	\$5,100.00	\$5,100.00			
6	Sanitary Sewer Clean-out	EA	2	\$750.00	\$1,500.00		\$600.00	\$1,200.00	\$333.00	\$666.00	\$525.00	\$1,050.00			
7	Sanitary Sewer Pipe 6" P.V.C.	LF	370	\$65.00	\$24,050.00		\$35.00	\$12,950.00	\$42.00	\$15,540.00	\$27.00	\$9,990.00			
8	Sanitary Sewer Pipe 8" P.V.C.	LF	14	\$65.00	\$910.00		\$82.00	\$1,148.00	\$60.00	\$840.00	\$155.00	\$2,170.00			
9	Earthwork	LS	1	\$3,500.00	\$3,500.00		\$1,700.00	\$1,700.00	\$1,300.00	\$1,300.00	\$1,625.00	\$1,625.00			
10	Hot Mix Asphalt	TON	4	\$200.00	\$800.00		\$2,200.00	\$2,200.00	\$400.00	\$1,600.00	\$735.00	\$2,940.00			
11	Minor Concrete (Sidewalk)	SF	50	\$3.00	\$150.00		\$20.00	\$1,000.00	\$16.00	\$800.00	\$20.00	\$1,000.00			
12	Sod Lawn	SF	1,612	\$3.00	\$4,836.00		\$1.25	\$2,015.00	\$1.00	\$1,612.00	\$0.57	\$918.84			
Total =					\$52,746.00		\$32,938.00		\$34,200.00		\$35,293.84				

Item No.	Item Description	Unit of Measure	Estimated Quantity	ENGINEER'S EST.			4 Peterson Excavation, Inc			5 Lawrence Backhoe Service			6 Rolife Construction		
				Unit Price	Total		Unit Price	Total		Unit Price	Total		Unit Price	Total	
1	Remove Existing Improvements	LS	1	\$3,500.00	\$3,500.00		\$7,750.00	\$7,750.00	\$4,200.00	\$4,200.00	\$500.00	\$500.00			
2	Remove and Salvage Improvements	LS	1	\$2,000.00	\$2,000.00		\$1,500.00	\$1,500.00	\$1,550.00	\$1,550.00	\$500.00	\$500.00			
3	Relocate Improvements	LS	1	\$1,500.00	\$1,500.00		\$2,000.00	\$2,000.00	\$1,500.00	\$1,500.00	\$500.00	\$500.00			
4	Cleaning and Grubbing	LS	1	\$5,000.00	\$5,000.00		\$500.00	\$500.00	\$1,500.00	\$1,500.00	\$500.00	\$500.00			
5	Sanitary Sewer Drop Manhole	EA	1	\$5,000.00	\$5,000.00		\$6,500.00	\$6,500.00	\$7,175.00	\$7,175.00	\$2,000.00	\$2,000.00			
6	Sanitary Sewer Clean-out	EA	2	\$750.00	\$1,500.00		\$1,000.00	\$2,000.00	\$300.00	\$600.00	\$500.00	\$1,000.00			
7	Sanitary Sewer Pipe 6" P.V.C.	LF	370	\$65.00	\$24,050.00		\$18.00	\$6,660.00	\$18.00	\$6,660.00	\$89.00	\$32,930.00			
8	Sanitary Sewer Pipe 8" P.V.C.	LF	14	\$65.00	\$910.00		\$128.00	\$1,792.00	\$80.00	\$1,120.00	\$100.00	\$1,400.00			
9	Earthwork	LS	1	\$3,500.00	\$3,500.00		\$2,700.00	\$2,700.00	\$10,000.00	\$10,000.00	\$2,000.00	\$2,000.00			
10	Hot Mix Asphalt	TON	4	\$200.00	\$800.00		\$600.00	\$2,400.00	\$395.00	\$1,580.00	\$150.00	\$600.00			
11	Minor Concrete (Sidewalk)	SF	50	\$3.00	\$150.00		\$30.00	\$1,500.00	\$15.00	\$750.00	\$15.00	\$750.00			
12	Sod Lawn	SF	1,612	\$3.00	\$4,836.00		\$1.25	\$2,015.00	\$1.75	\$2,821.00	\$1.00	\$1,612.00			
Total =					\$52,746.00		\$37,317.00		\$39,456.00		\$44,292.00				

Item No.	Item Description	Unit of Measure	Estimated Quantity	ENGINEER'S EST.			7 Mid Cal Pipeline & Utilities			8 Taylor Backhoe Service, Inc.			9 Carter Construction		
				Unit Price	Total		Unit Price	Total		Unit Price	Total		Unit Price	Total	
1	Remove Existing Improvements	LS	1	\$3,500.00	\$3,500.00		\$1,000.00	\$1,000.00	\$2,000.00	\$2,000.00	\$8,892.92	\$8,892.92			
2	Remove and Salvage Improvements	LS	1	\$2,000.00	\$2,000.00		\$800.00	\$800.00	\$2,000.00	\$2,000.00	\$712.64	\$712.64			
3	Relocate Improvements	LS	1	\$1,500.00	\$1,500.00		\$1,800.00	\$1,800.00	\$2,000.00	\$2,000.00	\$1,154.62	\$1,154.62			
4	Cleaning and Grubbing	LS	1	\$5,000.00	\$5,000.00		\$1,200.00	\$1,200.00	\$5,000.00	\$5,000.00	\$4,991.94	\$4,991.94			
5	Sanitary Sewer Drop Manhole	EA	1	\$5,000.00	\$5,000.00		\$5,300.00	\$5,300.00	\$7,500.00	\$7,500.00	\$9,740.62	\$9,740.62			
6	Sanitary Sewer Clean-out	EA	2	\$750.00	\$1,500.00		\$900.00	\$1,800.00	\$355.00	\$710.00	\$527.63	\$1,065.26			
7	Sanitary Sewer Pipe 6" P.V.C.	LF	370	\$65.00	\$24,050.00		\$50.00	\$18,500.00	\$50.00	\$18,500.00	\$33.15	\$12,265.50			
8	Sanitary Sewer Pipe 8" P.V.C.	LF	14	\$65.00	\$910.00		\$100.00	\$1,400.00	\$285.00	\$3,980.00	\$301.50	\$4,221.00			
9	Earthwork	LS	1	\$3,500.00	\$3,500.00		\$3,000.00	\$3,000.00	\$388.00	\$388.00	\$647.55	\$647.55			
10	Hot Mix Asphalt	TON	4	\$200.00	\$800.00		\$600.00	\$2,400.00	\$700.00	\$2,800.00	\$545.62	\$2,182.48			
11	Minor Concrete (Sidewalk)	SF	50	\$3.00	\$150.00		\$40.00	\$2,000.00	\$30.00	\$1,500.00	\$19.39	\$959.50			
12	Sod Lawn	SF	1,612	\$3.00	\$4,836.00		\$4.00	\$6,448.00	\$1.00	\$1,612.00	\$3.92	\$6,319.04			
Total =					\$52,746.00		\$45,648.00		\$48,000.00		\$53,163.07				

# AGREEMENT

---

## FOR PUBLIC IMPROVEMENT

**Project No. 12-22**

**Pedretti Park Sewer Line**

**THIS AGREEMENT** is entered into by and between the CITY OF TURLOCK, a Municipal Corporation, hereinafter called "City," and

SWAN ENGINEERING, INC.,  
420 Berry Street  
Roseville, CA 95678

hereinafter called "Contractor" on this 11<sup>TH</sup> day of September, 2012 (hereinafter called the "Agreement").

### RECITALS

A City has taken appropriate proceedings to authorize construction of the public work and improvements herein provided and execution of this contract.

B A notice was duly published for bids for the contract for the improvement hereinafter described.

C On September 11, 2012, after notice duly given, the City Council of the City of Turlock awarded the contract for the construction of the improvements hereinafter described to Contractor, which Contractor said Council found to be the lowest responsible bidder for said improvements.

D City and Contractor desire to enter into this Agreement for the construction of said improvements.

### IT IS AGREED AS FOLLOWS:

**1. Scope Of Work:**

Contractor shall perform the work described briefly as follows:

The work consists, in general, of: Install sewer pipeline, manholes, cleanouts and abandon septic tank and furnishing all necessary labor, materials, tools, equipment and incidentals needed to perform the improvements as shown on the contract plans complete and in place.

This work shall be completed in accordance with the Standard Specifications, standard Drawings and these Special Provisions.

The aforesaid improvements are further described in the plans, specifications and technical requirements for such project, copies of which are on file in the office of the City Engineer, and which are incorporated herein by reference as if set forth fully herein.

**2. The Contract:**

The complete contract consists of the following documents: This agreement, the notice to contractors, the contractor's accepted proposal, general conditions, special provisions, plans and detailed drawings, addendums, faithful performance bond, labor and materials bond, and any and all supplemental agreements amending, decreasing, or extending the work contemplated or which may be required to complete the work in a substantial and acceptable manner. The current edition of the "City of Turlock Standard Specifications and Drawings" is hereby incorporated as a part of the contract.

All rights and obligations of City and Contractor are set forth and described in the contract.

All of the above named documents are intended to incorporate the terms of the others so that any work called for in one and not mentioned in the other, or vice versa, is to be executed the same as if mentioned in all said documents. The documents comprising the complete contract will hereinafter be referred to as the "contract". In case of any dispute, the decision of the City Engineer shall be final.

**3. Schedule:**

All work shall be performed in accordance with the schedule approved by the City Engineer and under his direction.

**4. Equipment & Performance Of Work:**

Contractor shall furnish all tools, equipment, facilities, labor and materials necessary to perform and complete in good workmanlike manner the work of general construction as called for and in the manner designated in and in strict conformity with the plans and specifications for said work, which said specifications are entitled, "General Conditions and Special Provisions for **City Project No. 12-22, "Pedretti Park Sewer Line ."**

The equipment, apparatus, facilities, labor and material shall be furnished, and said work performed and completed as required in said plans and specifications under the direction and supervision, and subject to the approval of the City Engineer of said City, or City Engineer's designated agent.

**5. Contract Price:**

City shall pay, and Contractor shall accept in full payment for the work above agreed to be done, an amount not to exceed **thirty two thousand nine hundred thirty eight and**

**no/100ths Dollars (\$32,938.00).** Said amount shall be paid in installments as hereinafter provided.

**6. Time For Performance:**

The time fixed for the commencement of such work is within ten (10) working days after the "Notice to Proceed" has been issued, but not before December 3, 2012. The work on this project, including all punch list items, shall be completed on or before the expiration of **Ten (10)** working days, but not later than December 31, 2012, beginning on the first day of work or no later than the tenth day after the "Notice to Proceed" has been issued.

**7. Rights Of City To Increase Working Days:**

If such work is not completed within such time, the City Engineer shall have the right to increase the number of working days in the amount the City Engineer may determine will best serve the interests of the City, and if the City Engineer desires to increase said number of working days, the City Engineer shall have the further right to charge the Contractor and deduct from the final payment for the work the actual cost of engineering, inspection, superintendence, and other overhead expenses which are directly chargeable to Contractor, and which accrue during the period of such extension, except that the cost of the final service and preparation of the final estimates shall not be included in such charges; provided, however, that no extension of time for completion of such work shall ever be allowed unless requested by Contractor at least twenty (20) calendar days prior to the time herein fixed for the completion thereof, in writing, with the City Engineer. In this connection, it is understood that the City Engineer shall not consider any such requests if not filed within the time herein prescribed.

**8. Option Of City To Terminate Agreement In Event Of Failure To Complete Work:**

If Contractor shall have refused or failed to prosecute the work, or any severable part thereof, with such diligence as will ensure its completion within the time specified or any extensions thereof, or shall have failed to complete said work within such time if Contractor should be adjudged a bankrupt, or if Contractor should make a general assignment for the benefit of Contractor's creditors, or if a receiver should be appointed in the event of Contractor's insolvency, or if Contractor or any subcontractor should violate any of the provisions of this agreement, the City Engineer or the City Council may give written notice to Contractor and Contractor's sureties of its intention to terminate this agreement, and unless within five (5) days after the serving of such notice such violation shall cease and satisfactory arrangements for the correction thereof made, this agreement may, at the option of City, upon the expiration of said time, cease and terminate.

**9. Liquidated Damages:**

In the event the Contractor, for any reason, shall have failed to perform the work herein specified to the satisfaction of the City Engineer within the time herein required, the City may, in lieu of any other of its rights authorized by paragraph 8 of this agreement, deduct

from payments or credits due Contractor after such breach, a sum equal to **Two Hundred Fifty** and no/100ths Dollars (**\$250.00**) for each calendar day beyond the date herein provided for the completion of such work. This deduction shall not be considered a penalty but shall be considered as liquidated damages. The aforementioned rate of deduction is an amount agreed to by the Contractor and the City as reasonably representing additional construction engineering costs incurred by the City if the Contractor fails to complete the work within the contract time. However, any deduction assessed as liquidated damages shall not relieve the Contractor from liability for any damages or costs resulting from delays to other contractors on the project or other projects caused by a failure of the assessed Contractor to complete the work within the contract time. Due account shall be taken of any time extensions granted to the Contractor by the City. Permitting the Contractor to continue work beyond the contract completion date shall not operate as a waiver on the part of the City of any of its rights under the contract nor shall it relieve the Contractor from liability for any damages or costs resulting from delays to other contractors on the project or other projects caused by a failure of the assessed Contractor to complete the work within the contract time.

**10. Performance By Sureties:**

In the event of any termination as hereinbefore provided, City shall immediately give written notice thereof to Contractor and Contractor's sureties, and the sureties shall have the right to take over and perform the agreement; provided, however, that if the sureties within five (5) days after giving them said notice of termination, do not give the City written notice of their intention to take over the performance of the agreement and do not commence performance thereof within five (5) days after notice to the City of such election, City may take over the work and prosecute the same to completion by contract or by any other method it may deem advisable for the account, and at the expense of Contractor and the sureties shall be liable to City for any excess cost or damages occasioned City thereby; and, in such event, City may, without liability for so doing, take possession of and utilize in completing the work such materials, appliances, plant and other property belonging to Contractor as may be on the site of the work and necessary therefor.

**11. Disputes Pertaining To Payment For Work:**

Should any dispute arise respecting the true value of any work done, of any work omitted, or of any extra work which Contractor may be required to do, or respecting the size of any payment to Contractor during the performance of this contract, such dispute shall be decided by the City Engineer, and the decision of the latter shall be final and conclusive.

**12. Permits, Compliance With Law:**

Contractor shall, at Contractor's expense, obtain all necessary permits and licenses for the construction of each improvement, give all necessary notices and pay all fees and taxes required by law.

**13. Superintendence By Contractor:**

Contractor shall give personal superintendence to the work on said improvement or have a competent foreman or superintendent satisfactory to the City Engineer on the work at all times during progress, with authority to act for him.

**14. Inspection By City:**

Contractor shall at all times maintain proper facilities and provide safe access for inspection by City to all parts of the work and to the shops wherein the work is in preparation.

**15. Extra And/Or Additional Work And Changes:**

Should City at any time during the progress of said work request any alterations, deviations, additions, or omissions from said specifications or plans or other contract documents, it shall be at liberty to do so, and the same shall in no way affect or make void the contract, but will be added to or deducted from the amount of said contract price as the case may be, by fair and reasonable valuation. Request for such change must be made in writing signed by the City Engineer, shall be accompanied by plans and specifications for such purpose, shall be accepted in writing by Contractor and Contractor's surety.

In the event work is performed or materials furnished in addition to those set forth in Contractor's bid and the specifications herein, said work and materials shall be paid for at the unit price therein contained. Said amount shall be paid in installments as hereinafter provided.

**16. Change Of Contract Price:**

The contract price may only be changed by a contract change order. The value of any work covered by a contract change order for an adjustment in the contract price will be determined in the City's sole discretion as follows:

- (a) If the work performed is on the basis of unit prices contained in the contract documents, the change order will be determined in accordance with the provisions in Section 4-1.03B, "Increased or Decreased Quantities", of the Caltrans Standard Specifications; or
- (b) If the work performed is not included on the engineers estimate associated with a unit price, the change order will be by a mutually agreed lump sum; or
- (c) If the change order is not determined as described in either 1.24.A.1 or 1.24.A.2, the change order will be determined on the basis of Force Account in accordance with the provisions in Section 9-1.03, "Force Account Payment", of the Caltrans Standard Specifications, plus a contractor's fee for overhead and profit as determined by 1.24.B.

The Contractor will be paid the direct costs for labor, materials and equipment used in performing the force account work in accordance with Sections 9 1.03A "Work Performed by Contractor" of the Caltrans Standard Specifications as modified below.

To the total of the direct costs computed as provided in Sections 9 1.03A(1), "Labor," 9 1.03A(2), "Materials," and 9 1.03A(3), "Equipment Rental," there will be added a markup of 5 percent to the cost of labor, 5 percent to the cost of materials and 5 percent to the equipment rental.

The above markups shall constitute full compensation for all delay costs, overhead costs and profit which shall be deemed to include all items of expense not specifically designated as cost or equipment rental in Sections 9 1.03A(1), "Labor," 9 1.03A(2), "Materials," and 9 1.03A(3), "Equipment Rental." The total payment made as provided above shall be deemed to be the actual cost of the work and shall constitute full compensation therefor.

When extra work to be paid for on a force account basis is performed by a subcontractor, approved in conformance with the provisions in Section 8 1.01, "Subcontracting," an additional markup of 2 percent will be added to the total cost of that extra work including all markups specified in this Section 9 1.03A. The additional 2 percent markup shall reimburse the Contractor for additional administrative costs, and no other additional payment will be made by reason of performance of the extra work by a subcontractor.

**17. Change Of Contract Time:**

The contract time may only be changed by a contract change order. The value of any work covered by a contract change order for an adjustment in the contract time will be determined as follows:

- (a) Additional working days will be awarded where the amount of time is mutually agreed upon by Contractor and Engineer; or
- (b) Additional working days will be awarded where Contractor is prevented from completing any part of the work identified on the critical path and:
  - a. where the delay is caused by acts of public enemy, fire, floods, tsunamis, earthquakes, epidemics, quarantine restrictions, strikes, labor disputes, shortage of materials and freight embargos, provided that Contractor shall notify Engineer in writing of the causes of delay within 15 days from the beginning of that delay; or
  - b. where the delay is caused by actions beyond the control of Contractor; or
  - c. where the delay is caused by actions or failure to act by Engineer.

Contractor shall not be entitled to an adjustment in contract time for delays within the control of Contractor. Delays resulting from and within the control of a Subcontractor or Supplier shall be deemed to be delays within the control of Contractor.

**18. Inspection And Testing Of Materials:**

Contractor shall notify City a sufficient time in advance of the manufacture of production materials to be supplied by Contractor under this contract in order that City may arrange for mill or factory inspection and testing of same.

Any materials shipped by Contractor from factory prior to having satisfactorily passed such testing and inspection by City's representative or prior to the receipt of notice from such representative that such testing and inspection will not be required shall not be incorporated on the job of said improvement. Contractor shall also furnish City, in triplicate, certified copies of all factory and mill test reports upon request.

**19. Permits And Care Of The Work:**

Contractor has examined the site of the work and is familiar with its topography and condition, location of property lines, easements, building lines, and other physical factors and limitations affecting the performance of this agreement. Contractor, at Contractor's expense, shall obtain any permission necessary for any operations conducted off the property owned or controlled by City. Contractor shall be responsible for the proper care and protection of all materials delivered and work performed until completion and final acceptance.

**20. Other Contracts:**

City may award other contracts for additional work, and Contractor shall fully cooperate with such other Contractors and carefully fit Contractor's own work to that provided under other contracts as may be directed by the City Engineer. Contractor shall not commit or permit any act which will interfere with the performance of work by any other Contractor.

**21. Payments To Contractor:**

Payments are to be made to the Contractor in accordance with the provisions of Section 9 of the General Conditions of said specifications in legally executed and regularly issued warrants of the city, drawn on the appropriate fund or funds as required by law and order of the City Council thereof. The Contractor shall be administered a progress payment approximately every 30 calendar days from the time work begins according to the payment schedule furnished by the City Engineer at the time work begins.

Pursuant to Division 2, Part 5, Section 22300, *et seq.*, of the Public Contracts Code, the Contractor may request the right to substitute securities for any moneys withheld by the City of Turlock to ensure the performance required of the Contractor under the contract, or that the City of Turlock make payment of retentions earned directly into an escrow account established at the expense of the Contractor.

**22. Contract Security:**

Concurrently with the execution hereof, Contractor shall furnish on the forms provided (1) a surety bond in an amount equal to at least one hundred percent (100%) of the contract price as security for the faithful performance of this contract; and (2) a separate surety bond in an amount equal to at least one hundred percent (100%) of the contract price as security for the payment of all persons performing labor and furnishing materials in connection with this contract. Sureties on each of said bonds thereof shall be satisfactory to the City.

**23. Hold-Harmless Agreement And Contractor's Insurance:**

Contractor shall indemnify, defend, and hold harmless City and its elective and appointive boards, officers, agents, employees, and volunteers from and against all claims, damages, losses and expenses including attorney fees arising out of the performance of the work described herein, caused in whole or in part by any negligent act or omission of Contractor, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, except where caused by the active negligence, sole negligence, or willful misconduct of City.

**24. Contractor's Insurance:**

Contractor shall not commence work under this Agreement until Contractor has obtained City's approval regarding all insurance requirements, forms, endorsements, amounts, and carrier ratings, nor shall Contractor allow any subcontractor to commence work on a subcontract until all similar insurance required of the subcontractor shall have been so obtained and approved. Contractor shall procure and maintain for the duration of this Agreement insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by Contractor, its agents, representatives, employees or subcontractors. Failure to maintain or renew coverage or to provide evidence of renewal may constitute a material breach of contract.

(a) Minimum Scope of Insurance: Coverage shall be at least as broad as:

(1) Insurance Services Office Commercial General Liability coverage (occurrence Form CG 00 01) with an additional insured endorsement (form CG 20 10 11 85 or its equivalent), to be approved by the City of Turlock.

(2) Insurance Services Office Form CA 00 01 covering Automobile Liability, Code 1 (any auto).

(3) Workers' Compensation insurance as required by the State of California and Employer's Liability Insurance.

- (4) Insurance Service Office Form CP 00 20 with Causes of Loss – Special Form CP 10 30 covering Builder’s Risk (Course of Construction) insurance covering all risks of loss less policy exclusions.
  - (5) Surety bonds as described below.
  - (6) Errors and Omissions/Professional Liability Insurance (if *Design/Build*).
- (b) Minimum Limits of Insurance: Contractor shall maintain limits no less than:
- (1) General Liability (including operations, products and completed operations): \$1,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
  - (2) Automobile Liability: \$1,000,000 per occurrence for bodily injury and property damage.
  - (3) Workers’ Compensation: As statutorily required by the State of California.
  - (4) Employer’s Liability: \$1,000,000 per accident for bodily injury or disease.
  - (5) Builder’s Risk: Completed value of the project with no coinsurance penalty provisions.
  - (6) Errors and Omissions/Professional Liability: \$1,000,000 per claim as needed for design/build.
- (c) Deductibles and Self-Insured Retentions: Any deductibles or self-insured retentions must be declared to and approved by City. At the option of City, either: (a) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects City, its elective and appointive boards, officers, agents, employees, and volunteers; or (b) Contractor shall provide a financial guarantee satisfactory to City guaranteeing payment of losses and related investigations, claim administration and defense expenses.
- (d) Other Insurance Provisions: The commercial general and automobile liability policies are to contain, or be endorsed to contain, the following provisions:
- (1) City, its elective and appointive boards, officers, agents, employees, and volunteers are to be covered as additional insureds with respect to liability arising

out of automobiles owned, leased, hired or borrowed by or on behalf of Contractor; and with respect to liability arising out of work or operations performed by or on behalf of Contractor, including materials, parts or equipment furnished in connection with such work or operations, which coverage shall be maintained in effect for at least three (3) years following the completion of the work specified in the contract. General liability coverage can be provided in the form of an endorsement to Contractor's insurance (CG 20 10 for ongoing operations and CG 20 37 for products/completed operations, or their equivalent), or as a separate owner's policy that is at least as broad as the ISO Form CG 00 09 11 88 Owners and Contractors Protective Liability Coverage Form – Coverage for Operations of Designated Contractor.

(2) For any claims related to this project, Contractor's insurance coverage shall be primary insurance as respects City and any insurance or self-insurance maintained by City shall be excess of Contractor's insurance and shall not contribute with it.

(3) In the event of cancellation, non-renewal, or material change that reduces or restricts the insurance coverage afforded to City under any of the required insurance coverages, the insurer, broker/producer, or Contractor shall provide City with thirty (30) days' prior written notice of such action.

(4) Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of Section 2782 of the Civil Code.

(e) Builder's Risk (Course of Construction) Insurance: City shall be named as loss payee.

(f) Acceptability of Insurers: Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII or with an insurer to which the City has provided prior approval.

(g) Verification of Coverage: Contractor shall furnish City with original certificates and endorsements, including amendatory endorsements, effecting coverage required by this Agreement. All certificates and endorsements are to be received and approved by City before work commences. City reserves the right to require complete, certified copies of all required insurance policies, including endorsements effecting the coverage required by these specifications at any time.

(h) Waiver of Subrogation: With the exception of professional liability, Contractor hereby agrees to waive subrogation which any insurer of Contractor may acquire from Contractor by virtue of the payment of any loss. The commercial general

liability policy and workers' compensation policy shall be endorsed to contain a waiver of subrogation in favor of City for all work performed by Contractor, its agents, employees, independent contractors and subcontractors. Contractor agrees to obtain any endorsement that may be necessary to effect this waiver of subrogation.

- (i) Subcontractors: Contractor shall include all subcontractors as insureds under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated herein.
- (j) Surety Bonds: Contractor shall provide a Performance Bond, and a Payment Bond.

**25. Proof Of Carriage Of Insurance:**

Contractor shall furnish City concurrently with the execution hereof, satisfactory proof of carriage of the insurance required, and that Contractor shall give City at least sixty (60) days prior notice of the cancellation of any policy during the effective period of this contract.

**26. Wages & Hours Of Employment:**

In the performance of this contract, eight (8) hours shall be the maximum hours of labor on any calendar day, and the minimum wages of compensation of persons performing labor in the execution of this agreement shall be the current prevailing scale of wages determined by the Director of the Department of Industrial Relations for the community.

The Contractor shall forfeit as penalty to the City, Twenty-five and no/100ths Dollars (\$25.00) to be paid to the City of Turlock for each workman employed in the execution of this agreement by him or by any subcontractor, for each calendar day during which any workman is required or permitted to labor more than eight (8) hours, in violation of provisions of Article 3, Chapter 1, Part 7, a Division 2, of the Labor Code of the State of California, and all amendments thereto.

**27. Emergency - Additional Time For Performance - Procurement Of Materials:**

If, because of war or other declared national emergency, the Federal or State Government restricts, regulates, or controls the procurement and allocation of labor or materials, or both, and if solely because of said restrictions, regulations or controls, Contractor is through no fault of the Contractor, unable to perform this agreement, or the work is thereby suspended or delayed, any of the following steps may be taken.

- (a) City may, pursuant to resolution of the Council, grant Contractor additional time for the performance of this agreement, sufficient to compensate in time, for delay or suspension.

To qualify for such extension in time, Contractor within ten (10) days of Contractor's discovering such inability to perform, shall notify City Engineer in writing thereof, and give specific reasons therefore; City Engineer shall thereupon have sixty (60) days within which to procure such needed materials or labor as is specified in this agreement, or permit substitution, or provide for changes in the work in accordance with other provisions of this agreement.

Substituted materials, or changes in the work, or both, shall be ordered in writing by City Engineer, and the concurrence of the Council shall not be necessary. All reasonable expenses of such procurement incurred by the City Engineer shall be defrayed by the Contractor; or

- (b) If such materials or labor cannot be procured through legitimate channels within sixty (60) days after the filing of the aforesaid notice, either party may, upon thirty (30) days' written notice to the other, terminate this agreement. In such event, Contractor shall be compensated for all work executed upon a unit basis in proportion to the amount of the work completed, or upon a cost-plus-ten-percent (10%) basis, whichever is the lesser. Materials on the ground, in process of fabrication or in route upon the date of notice of termination specially ordered for the project and which cannot be utilized by Contractor, shall be compensated for by City at cost, including freight, provided the Contractor shall take all steps possible to minimize this obligation; or
- (c) City Council, by resolution, may suspend this agreement until the cause of inability to perform is removed but for a period of not to exceed sixty (60) days.

If this agreement is not canceled, and the inability of Contractor to perform continues without fault on Contractor's part, beyond the time during which the agreement may have been suspended, as herein above provided, City Council may further suspend this agreement, or either party hereto may, without incurring any liability, elect to declare this agreement terminated upon the ground of impossibility of performance. In the event City declares this agreement terminated, such declaration shall be authorized by the City Council by resolution, and Contractor shall be notified in writing thereof within five (5) days after the adoption of such resolution. Upon such termination, Contractor shall be entitled to proportionate compensation at the agreement rate for such portion of the agreement as may have been performed, or

- (d) City may terminate this agreement, in which case Contractor shall be entitled to proportionate compensation at the agreed rate for such portion of the agreement as may have been performed. Such termination shall be authorized by resolution of the Council. Notice thereof shall be forthwith given in writing to Contractor, and this agreement shall be terminated upon receipt by Contractor of such notice.

In the event of the termination provided in this sub-paragraph (d), none of the covenants, conditions or provisions hereof shall apply to the work not performed, and City shall be liable to Contractor for the proportionate compensation last herein mentioned.

**28. Provisions Cumulative:**

The provisions of this agreement are cumulative, and in addition to and not in limitation of, any other rights or remedies available to City.

**29. Taxes:**

Contractor shall cooperate with City to the full extent possible to maximize the local allocation of California sales and use tax to the City. Such cooperation shall include but not be limited to:

**(a) Use Tax Direct Payment Permits.** Contractor shall apply for, obtain and utilize, to the maximum extent reasonable, a California Use Tax Direct Payment Permit.

**(b) Purchases of \$500,000 or More.** Contractor shall require vendors and suppliers located outside California from whom Contractor makes purchase of \$500,000 or more to allocate the use tax to the City.

Additional information regarding use tax and the Permit can be found in the State of California Board of Equalization, Sales and Use Tax Regulations, Regulation 1699.6, Use Tax Direct Payment Permits, or on the web site for the Board of Equalization at <http://www.boe.ca.gov/sutax/sutprograms.htm>

**30. Notices:**

All notices shall be in writing and delivered in person or transmitted by certified mail, postage prepaid.

Notices required to be given to City shall be addressed as follows:

**City of Turlock  
City Engineer  
156 S. Broadway, Suite 150  
Turlock, CA 95380-5454**

Notices required to be given to Contractor shall be addressed as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Notices required to be given sureties of Contractor shall be addressed as follows:

---

---

---

---

**31. Interpretation:**

As used herein, any gender includes each other gender, the singular includes the plural and vice versa.

**32. Antitrust Claims:**

The Contractor or subcontractor offers and agrees to assign to the City all rights, title and interest to any causes of action under Section Four of the Clayton Act and the Cartwright Act concerning antitrust claims.

**33. USE OF CITY PROJECT NUMBER:**

The Contractor or subcontractor agrees to use the aforementioned City project number on all maps, drawings, submittals, billing, and written correspondence that involve City staff or contracted consultants. Nothing in this section shall preclude the Contractor or subcontractor from using their own project numbers for their own internal use.

**IN WITNESS WHEREOF**, three identical counterparts of this agreement, consisting of a total of 20 pages, each of which counterparts shall for all purposes be deemed an original of said agreement, have been duly executed by the parties hereinabove named, on the day and year first herein above written.

(Attach Contractor's Seal Here)

**CONTRACTOR**

\_\_\_\_\_

Print Name

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Date: \_\_\_\_\_

Federal Tax ID or  
Social Security Number: \_\_\_\_\_

**CITY OF TURLOCK, a municipal corporation**

\_\_\_\_\_

Roy W. Wasden, City Manager

APPROVED AS TO SUFFICIENCY:

\_\_\_\_\_

Michael G. Pitcock, P.E., Director of  
Development Services / City Engineer

APPROVED AS TO FORM:

\_\_\_\_\_

Phaedra A. Norton, City Attorney

ATTEST:

\_\_\_\_\_

Kellie E. Weaver, City Clerk

**BOND FOR FAITHFUL PERFORMANCE**

---

**KNOW ALL BY THESE PRESENTS:**

That \_\_\_\_\_, as Principal,  
and \_\_\_\_\_, incorporated under the  
laws of the State of \_\_\_\_\_, and authorized to execute bonds and  
undertakings as sole Surety, in the State of California, and held and firmly bound unto the City  
of Turlock, a municipal corporation of the State of California, in the sum of  
\_\_\_\_\_ Dollars (\$\_\_\_\_\_) for  
the payment thereof, well and truly to be made, said Principal and Surety bind themselves,  
their administrators, successors and assigns, jointly and severally, firmly by these presents.

The condition of the foregoing obligation is such that: Whereas the above bounden Principal has  
entered, or is about to enter, into a certain contract with the City of Turlock, entitled  
"Agreement for **City Project No. 12-22, "Pedretti Park Sewer Line ,"** a true and correct  
copy of which agreement is presently on file in the office of the City Clerk of the City of  
Turlock, which said agreement is hereby referred to and made a part hereof.

NOW, THEREFORE, if the above bounden Principal shall well and truly perform the work  
contracted to be performed under said contract, then this obligation shall be void, otherwise to  
remain in full force and effect.

No prepayment or delay in payment and no changes, extension, addition or alteration of any  
provision of said contract or in any plans and specifications referred to herein, and no  
forbearance on the part of the City shall operate to release the Surety from liability on this  
Bond, and consent to make such alterations without further notice to or consent by the Surety  
is hereby given, and the Surety hereby waives the provisions of Section 2819 of the Civil Code  
of the State of California.

///

///

///

///

///

///

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
(Principal)

**By: X** \_\_\_\_\_

**By: X** \_\_\_\_\_

\_\_\_\_\_  
(Surety)

**By: X** \_\_\_\_\_

**By: X** \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_  
(Zip)

Phone: \_\_\_\_\_

(Attach Acknowledgment  
Both Principal's and Surety's  
Attorney In Fact)

///

///

///

///

///

///

///

///

**BOND FOR LABOR AND MATERIAL**

---

**KNOW ALL BY THESE PRESENTS:**

That \_\_\_\_\_, as Principal, and \_\_\_\_\_, incorporated under the laws of the State of \_\_\_\_\_ and authorized to execute bonds and undertakings as sole Surety, in the State of California, as Surety, are held and firmly bound unto any and all material, men, persons, companies or corporations furnishing materials, provisions, provender or other supplies used in, upon, for or about the performance of the work contracted to be executed or performed under the contract hereinafter mentioned, and all persons, companies or corporations renting or hiring teams, or implements or machinery, for or contributing to said work to be done, and all persons who perform work or labor upon the same, and all persons who supply both work and materials, and whose claim has not been paid by the Contractor, company, or corporations in the just and full sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_) for payment thereof, well and truly to be made, said Principal and Surety bind themselves, their administrators, successors and assigns, jointly and severally, firmly by these presents.

The condition of the foregoing obligation is such that: Whereas the above bounden Principal has entered, or is about to enter, into a certain contract with the City of Turlock, entitled "Agreement for **City Project No. 12-22, "Pedretti Park Sewer Line ,"** a true and correct copy of which agreement is presently on file in the office of the City Clerk of the City of Turlock, which said agreement is hereby referred to and made a part hereof.

NOW, THEREFORE, if the above bounden Principal or said Principal's subcontractors, fail to pay for any materials, provisions provender or other supplies, or teams, used in, upon, for, or about the performance of the work contracted to be done, or for any work or labor thereon of any kind, or for amounts due under the Unemployment Insurance Act with respect to such work or labor, the Surety will pay for the same, in an amount not exceeding the sum specified in this bond, provided that any and all claims hereunder shall be filled and proceedings had in connection therewith as required by the provisions of Sections 5100, et. seq., inclusive, of the Public Contracts Code of the State of California, and any amendments thereof; provided, also, that in case suit is brought upon this bond, a reasonable attorney's fee shall be awarded by the court to the prevailing party in said suit, said attorney's fee to be fixed as costs in said suit, and to be included in the judgment therein rendered.

No prepayment or delay in payment and no change, extension, addition, or alteration of any provision of said contract or in said plans and specifications agreed to between the Principal and

the City, and no forbearance on the part of the City, shall operate to release the Surety from liability on this bond, and consent to make such alterations without further notice to or consent by the Surety is hereby given, and the Surety hereby waives the provisions of Section 2819 of the Civil Code of the State of California.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
(Principal)

By: X \_\_\_\_\_

By: X \_\_\_\_\_

\_\_\_\_\_  
(Surety)

By: X \_\_\_\_\_

By: X \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_  
(Zip)

Phone: \_\_\_\_\_

(Attach Acknowledgment  
Both Principal's and  
Surety's Attorney In Fact)

///

///

///

///

///



## Council Synopsis

5E

September 11, 2012

From: Michael G. Pitcock, P.E.  
Director of Development Services / City Engineer

Prepared by: Stephen Fremming, Assistant Engineer

Agendized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Motion: Notification of Contract Change Order No. 3 (Final) in the amount of \$2,130 (Fund 306) for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street," bringing the contract total to \$493,603.33.

Resolution: Appropriating \$77,000 from Fund 306 "North Turlock Master Plan" Reserves to account number 306-40-457.51270 "Construction Project" for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street"

Motion: Accepting improvements for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street," and authorizing the City Engineer to file a Notice of Completion

### 2. DISCUSSION OF ISSUE:

On February 2, 2012, eight (8) bids were received for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street". Floyd Johnston Construction Co., Inc. of Clovis, California, was the lowest responsible bidder with a bid in the amount of \$482,602.60.

Change Order History:

	Amount	City Council Meeting
Original Contract	\$ 482,602.60	2/28/2012
Change Order No. 1	\$ 6,579.93	6/12/2012
Change Order No. 2	\$ 2,290.80	7/10/2012
Change Order No. 3 (Final)	\$ 2,130.00	9/11/2012
Adjusted Contract Total	\$ 493,603.33	

Change Order No. 3 (Final) Items:

1. **\$2,130.** Final quantities adjustment. The bid form provided at the beginning of the project included estimated quantities. This change order item resolves the differences between actual quantities and the estimated bid items. See the final quantities spreadsheet attachment for additional information.

All contract work has been completed in accordance with the project plans and specifications. Staff brings forth a notice of completion for your approval.

**3. BASIS FOR RECOMMENDATION:**

- A. City Policy is that the City Engineer is authorized to approve change orders up to 2%, the City Manager is authorized to approve change orders up to 5% and all other change orders must be approved by the City Council.
- B. The change order items included with Change Order No. 3 (Final) are necessary for resolving differences between estimated and actual bid item quantities.
- C. Per the Turlock Municipal Code, the City Council must authorize all fund appropriations.
- D. City Municipal Code requires that the City Council authorize the City Engineer to sign the Notice of Completion.

**Strategic Plan Initiative D. MUNICIPAL INFRASTRUCTURE**

- Goal(s):** b Address growth related issues (current and future)
- vi. Storm water management  
This project will increase the City's ability to effectively manage storm water.

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

Staff anticipated that, with the exception of the retention payment, all construction contract payments would have been made before the close of fiscal year 2011/12. Therefore, funds totaling \$50,000 were budgeted in fiscal year 2012/2013 in line item 306-40-457.51270, "Construction Project." However, the total remaining contract payments to Floyd Johnston Construction in fiscal year 2012/2013 is \$114,153.29. Staff requests an appropriation in the amount of \$77,000 in unspent 2011/12 budgetted funds, which when added to the current budget amount of \$50,000, will yield a total of \$127,000 which will be a sufficient amount complete funding of the project.

No General Fund money will be used for this project.

**5. CITY MANAGER'S COMMENTS:**

Recommend approval.

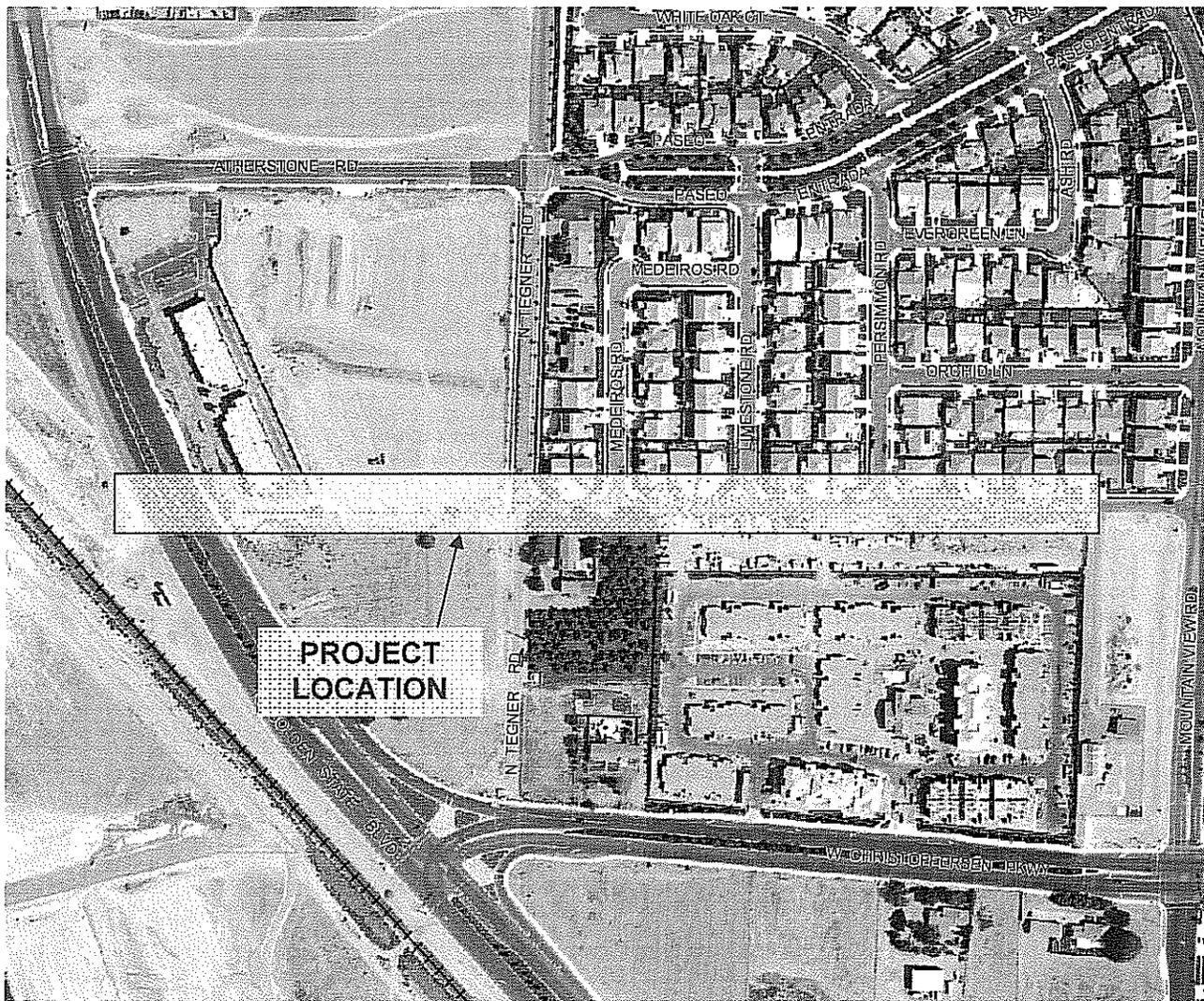
**6. ENVIRONMENTAL DETERMINATION:**

N/A

**7. ALTERNATIVES:**

- A. Not accept notification of Change Order No. 3 (Final).
- B. Deny acceptance of work completed. Staff does not recommend this as the contractor completed the work according to the City plans and specifications.
- C. Reject the appropriation. Staff does not recommend this alternative as this is needed to complete the project funding.

CITY PROJECT NO. 0939  
STORM DRAIN PUMP STATION AT NORTH TEGNER ROAD AND SANDSTONE STREET





**CONTRACT  
CHANGE ORDER  
AUTHORIZATION  
FORM**

**PROJECT INFORMATION**

Floyd Johnston Construction Co., Inc.	Project Name:	Storm Drain Pump Station at North Tegner Road and Sandstone Street
2301 Herndon	Project No.:	0939
Clovis, CA 93612	Awarded on:	February 28, 2012
559-299-7373	Original Contract Amount:	\$482,602.60
	Increase to contract:	\$2,130.00
	Increase percentage:	0.4%
	Increase of previous CCOs:	\$8,870.73
	Cumulative percentage:	2.3%
	New Contract Total:	\$493,603.33

**Change Order No. 3 (Final)**

Description of change order:

Final Quantities adjustment. See Final Quantities spreadsheet.

**Change orders <2% of contract: Approval of City Engineer, notify City Manager & City Council**

Approved: \_\_\_\_\_  
 Michael G. Pitcock, Director of Development Services      Date  
 City Engineer

**Change order >2% and <5% of contract: Recommended by City Engineer; approved by City Manager; City Council is notified.**

Recommended: \_\_\_\_\_  
 Michael G. Pitcock, Director of Development Services      Date  
 City Engineer

Approved: \_\_\_\_\_  
 Roy W. Wasden, City Manager      Date

**Change order >5% of contract: Recommended by City Engineer and City Manager; Approved by City council.**

Recommended: \_\_\_\_\_  
 Michael G. Pitcock, Director of Development Services      Date  
 City Engineer

Recommended: \_\_\_\_\_  
 Roy W. Wasden, City Manager      Date

Approval by City Council: \_\_\_\_\_



# CITY OF TURLOCK

## FINAL QUANTITIES

Storm Drain Pump Station at North Tegner Road and Sandstone Street

Project No. 0939

Item No.	Item Description	Unit of Measure	Contractor's Unit Price	Final Actual Quantities	Final Actual Amount	Bid Quantities	Bid Amount	Total Difference
1	MOBILIZATION	LS	\$7,500.00	1.00	\$7,500.00	1.00	\$7,500.00	\$0.00
2	REMOVE EXISTING FACILITIES	LS	\$5,900.00	1.00	\$5,900.00	1.00	\$5,900.00	\$0.00
3	CONSTRUCTION PROJECT SIGN	LS	\$850.00	1.00	\$850.00	1.00	\$850.00	\$0.00
4	WATER POLLUTION CONTROL	LS	\$5,185.00	1.00	\$5,185.00	1.00	\$5,185.00	\$0.00
5	TRAFFIC CONTROL SYSTEM	LS	\$8,400.00	1.00	\$8,400.00	1.00	\$8,400.00	\$0.00
6	DEWATERING	LS	\$6,250.00	1.00	\$6,250.00	1.00	\$6,250.00	\$0.00
7	CLEARING AND GRUBBING	LS	\$5,800.00	1.00	\$5,800.00	1.00	\$5,800.00	\$0.00
<b>STORM DRAIN SYSTEM</b>								
8	STORM DRAIN PIPE (30")	LF	\$128.50	554.00	\$71,189.00	554.00	\$71,189.00	\$0.00
9	STORM DRAIN MANHOLE (48")	EA	\$2,980.00	2.00	\$5,960.00	2.00	\$5,960.00	\$0.00
10	STORM DRAIN MANHOLE (60")	EA	\$4,600.00	3.00	\$13,800.00	3.00	\$13,800.00	\$0.00
11	STORM DRAIN MANHOLE (60") WITH EXISTING UTILITY ADJUSTMENTS	EA	\$4,850.00	1.00	\$4,850.00	1.00	\$4,850.00	\$0.00
12	STORM DRAIN PIPE (18")	LF	\$49.00	116.00	\$5,684.00	116.00	\$5,684.00	\$0.00
<b>NEW PUMP STATION AND FORCE MAIN</b>								
13	EARTHWORK	LS	\$9,600.00	1.00	\$9,600.00	1.00	\$9,600.00	\$0.00
14	SHORING	LS	\$3,765.00	1.00	\$3,765.00	1.00	\$3,765.00	\$0.00
15	REINFORCED CONCRETE PUMP VAULT STRUCTURE	LS	\$42,610.00	1.00	\$42,610.00	1.00	\$42,610.00	\$0.00
16	REINFORCED CONCRETE VALVE PIT STRUCTURE	LS	\$12,780.00	1.00	\$12,780.00	1.00	\$12,780.00	\$0.00
17	MINOR CONCRETE (6" REINFORCED PUMP STATION TOP SLAB)	SF	\$16.00	372.00	\$5,952.00	372.00	\$5,952.00	\$0.00
18	MINOR CONCRETE (6" CONCRETE DRIVE AISLE)	SF	\$14.00	625.00	\$8,750.00	625.00	\$8,750.00	\$0.00
19	STEEL GRADE COVER SYSTEM	LS	\$12,750.00	1.00	\$12,750.00	1.00	\$12,750.00	\$0.00
20	STORM DRAIN PIPE (6")	LF	\$26.00	13.00	\$338.00	13.00	\$338.00	\$0.00
21	STORM DRAIN INLET AND GRATE ELECTRICAL SERVICE EXTENSION TO TRANSFORMER	EA	\$1,400.00	1.00	\$1,400.00	1.00	\$1,400.00	\$0.00
22	TRANSFORMER	LS	\$17,865.00	1.00	\$17,865.00	1.00	\$17,865.00	\$0.00
23	TRANSFORMER PAD WITH BOLLARDS	LS	\$5,335.00	1.00	\$5,335.00	1.00	\$5,335.00	\$0.00
24	ELECTRICAL SYSTEM	LS	\$10,930.00	1.00	\$10,930.00	1.00	\$10,930.00	\$0.00

Item No.	Item Description	Unit of Measure	Contractor's Unit Price	Final Actual Quantities	Final Actual Amount	Bid Quantities	Bid Amount	Total Difference
25	PUMP STATION CONTROLS	LS	\$47,975.00	1.00	\$47,975.00	1.00	\$47,975.00	\$0.00
26	STORM DRAIN PUMP STATION	LS	\$11,000.00	1.00	\$11,000.00	1.00	\$11,000.00	\$0.00
27	DUCTILE IRON PIPE (12")	LF	\$290.00	34.00	\$9,860.00	34.00	\$9,860.00	\$0.00
28	DUCTILE IRON 90 DEGREE ELBOW (12")	EA	\$775.00	2.00	\$1,550.00	2.00	\$1,550.00	\$0.00
29	CHECK VALVE (12")	EA	\$6,450.00	2.00	\$12,900.00	2.00	\$12,900.00	\$0.00
30	GATE VALVE (12")	EA	\$2,400.00	2.00	\$4,800.00	2.00	\$4,800.00	\$0.00
31	PIPE SUPPORT	EA	\$720.00	4.00	\$2,880.00	4.00	\$2,880.00	\$0.00
32	DUCTILE IRON 45 DEGREE ELBOW (12")	EA	\$850.00	1.00	\$850.00	1.00	\$850.00	\$0.00
33	DUCTILE IRON 12x12x12 WYE (12")	EA	\$1,600.00	1.00	\$1,600.00	1.00	\$1,600.00	\$0.00
34	DUCTILE IRON INCREASER (12" x 14")	EA	\$750.00	1.00	\$750.00	1.00	\$750.00	\$0.00
35	DUCTILE IRON PIPE (14")	LF	\$425.00	5.00	\$2,125.00	5.00	\$2,125.00	\$0.00
36	DUCTILE IRON 45 DEGREE ELBOW (14")	EA	\$1,650.00	2.00	\$3,300.00	1.00	\$1,650.00	\$1,650.00
37	STORM DRAIN FORCE MAIN PIPE (14")	LF	\$63.70	640.00	\$40,768.00	640.00	\$40,768.00	\$0.00
38	C905 PVC CL 150	EA	\$7,250.00	1.00	\$7,250.00	1.00	\$7,250.00	\$0.00
39	CONCRETE CHECK VALVE (14")	EA	\$16.00	250.00	\$4,000.00	220.00	\$3,520.00	\$480.00
40	PROTECTION	SF	\$16.00	250.00	\$4,000.00	220.00	\$3,520.00	\$480.00
41	BACKFILL AND COMPACT WATERLINE	LS	\$9,125.00	1.00	\$9,125.00	1.00	\$9,125.00	\$0.00
<b>FLOW CONTROL STRUCTURE</b>								
41	REINFORCED CONCRETE BOX	LS	\$10,985.00	1.00	\$10,985.00	1.00	\$10,985.00	\$0.00
42	CULVERT (6' x 8')	LS	\$10,985.00	1.00	\$10,985.00	1.00	\$10,985.00	\$0.00
42	MINOR CONCRETE (8" REINFORCED CONCRETE TOP SLAB)	SF	\$75.20	94.00	\$7,068.80	94.00	\$7,068.80	\$0.00
43	MINOR CONCRETE (12" REINFORCED CONCRETE BOTTOM SLAB)	SF	\$71.20	94.00	\$6,692.80	94.00	\$6,692.80	\$0.00
44	DOUBLE DOOR ACCESS COVER (36" X 48")	EA	\$1,940.00	1.00	\$1,940.00	1.00	\$1,940.00	\$0.00
45	ELECTRIC ACTUATED CANAL GATE (18")	LS	\$10,700.00	1.00	\$10,700.00	1.00	\$10,700.00	\$0.00
46	ELECTRICAL SERVICE EXTENSION	LS	\$13,170.00	1.00	\$13,170.00	1.00	\$13,170.00	\$0.00
<b>SUB-TOTAL CONTRACT ITEMS =</b>					<b>\$484,732.60</b>		<b>\$482,602.60</b>	<b>\$2,130.00</b>

Item No.	Item Description	Unit of Measure	Contractor's Unit Price	Final Actual Quantities	Final Actual Amount	Bid Quantities	Bid Amount	Total Difference
C.O. #	<b>CHANGE ORDERS</b>							
1A	WATER STOP GASKETS FOR HDPE PIPE PENETRATIONS TO STRUCTURES [NINE (9) 18" DIA. GASKETS AND SEVEN (7) 30" DIA. GASKETS]	LS	\$4,652.86	1.00	\$4,652.86	0.00	\$0.00	\$4,652.86
1B	RELOCATE CHAIN LINK FENCE	LS	\$1,927.07	1.00	\$1,927.07	0.00	\$0.00	\$1,927.07
2A	REMOVAL OF BURIED STEEL DRUM PER EPA REQUIREMENTS FOR HAZARDOUS MATERIAL	LS	\$862.50	1.00	\$862.50	0.00	\$0.00	\$862.50
2B	ADD REINFORCING STEEL TO CONCRETE SLAB	LS	\$1,428.30	1.00	\$1,428.30	0.00	\$0.00	\$1,428.30
	<b>SUB-TOTAL CHANGE ORDER ITEMS =</b>				<b>\$8,870.73</b>		<b>\$0.00</b>	<b>\$8,870.73</b>
	<b>TOTAL PROJECT =</b>				<b>\$493,603.33</b>		<b>\$482,602.60</b>	<b>\$11,000.73</b>

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROPRIATING \$77,000 } RESOLUTION NO. 2012-  
FROM FUND 306 "NORTH TURLOCK MASTER }  
PLAN" RESERVES TO ACCOUNT NUMBER }  
306-40-457.51270 "CONSTRUCTION PROJECT" }  
FOR CITY PROJECT NO. 0939, "STORM DRAIN }  
PUMP STATION AT NORTH TEGNER ROAD }  
AND SANDSTONE STREET" }  
\_\_\_\_\_ }

**WHEREAS**, the Fiscal Year 2011/2012 budget included \$50,000 in funding at line item 306-40-457.51270, "Construction Project", for the purpose of completing funding for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street"; and

**WHEREAS**, by separate action, staff brings forth a Notice of Completion for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street"; and

**WHEREAS**, the total remaining contract payments to Floyd Johnston Construction in Fiscal Year 2012/2013 is \$114,153.29; and

**WHEREAS**, an additional \$77,000 is required to complete funding of City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street".

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby authorize the appropriation of \$77,000 from Fund 306 "North Turlock Master Plan" Reserves to account number 306-40-457.51270 "Construction Project" for the completion of funding for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street".

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

ATTEST:

\_\_\_\_\_  
Kellie E. Weaver, City Clerk,  
City of Turlock, County of Stanislaus,  
State of California

**RECORDED AT THE REQUEST OF:**  
CITY OF TURLOCK

**WHEN RECORDED MAIL TO:**  
CITY OF TURLOCK  
*Office of the City Clerk*  
156 S. Broadway, Suite 230  
TURLOCK CA 95380-5454

**NOTICE OF COMPLETION  
CITY PROJECT NO. 0939  
STORM PUMP STATIONS AT NORTH TEGNER AND SANDSTONE**

Notice is hereby given that work on the above-referenced project, at North Tegner and Sandstone, located on the parcel at 4150 N. Golden State Boulevard, was completed by the undersigned agency on September 11, 2012. The contractor of work was Floyd Johnston Construction Company, Inc., 2301 Herndon, Clovis, California 93611, and the owner is the City of Turlock, 156 South Broadway, Suite 150, Turlock, California, 95380. Kindly refer to said Project Number on all communications relating to this work.

**VERIFICATION**

I, the undersigned, City Engineer of the owner of the aforesaid interest, have read this notice; I know and understand the contents thereof; and the facts stated therein are true of my own knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

CITY OF TURLOCK

---

MICHAEL G. PITCOCK, PE  
CITY ENGINEER  
OWNER'S AGENT

Executed on September 12, 2012 at Turlock, California, Stanislaus County



## Council Synopsis

September 11, 2012

5F

---

From: Michael G. Pitcock, P.E.  
Director of Development Services / City Engineer

Presented by: Maryn Pitt, Housing Program Services Manager

Agenized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Resolution: Amending the adopted policies and procedures for administering the First Time Home Buyers (FTHB) Program by the City of Turlock for the CalHome funding source

### 2. DISCUSSION OF ISSUE:

Changes are needed to the City of Turlock's First Time Homebuyers Program Policies and Procedures Manual as a result of a document and policy review by the State of California Department of Housing and Community Development (HCD). The City was awarded the CalHome 2011 grant funds in the amount of \$1,000,000. These recommended minor revisions and changes, take into account the requirements of the CalHome grant while keeping compliance with other funding sources of the program. The last revisions to the policies were made in 2009.

The FTHB program is designed to seek new and creative ways to make home ownership a reality for income eligible households. The program is a partnership between the City of Turlock, the State and Federal Governments and local lending institutions to help make home ownership a reality and expand the availability of affordable housing to income eligible families in Turlock.

Over 440 families have been assisted by the City to purchase homes in Turlock, since the beginning of the FTHB program in 1994

The Department of Housing and Urban Development (HUD), State, and other funding sources requiring policies and procedures to be adopted and amended as needed by resolution of the legislative body of the local jurisdiction to administer the program.

Most income eligible households do not qualify for a mortgage sufficiently large enough to purchase a house. The City's FTHB program provides funds to help make up the difference between the value of the primary loan, for which an income eligible applicant qualifies, and the purchase price of the house. The FTHB funds are used to augment the buyer's down payment and are recorded on the deed as a silent second mortgage.

Program changes are made to accommodate changes in the real estate market and funding source requirements. The City Council approved a substantial revision of the policies in 2009 with resolution numbers 2009-196 and 2009-223. Previous to the 2009 changes, policies were amended several times including these resolution numbers 92-260, 94-228, 96-024, 2001-166, 2004-200 and 2007-082.

**3. BASIS FOR RECOMMENDATION:**

A. The current policies and procedures were reviewed by the CalHome staff at HCD for compliance with the updated rules and regulations. The City of Turlock is required to be in compliance with the terms of each grant funding source. HUD and HCD require these policies to be in place for funds to be available.

**B. POLICY INITIATIVE – INTELLIGENT, PLANNED, MANAGED GROWTH:**

**1) GOALS:**

- d. Provide for housing diversity including affordable housing

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

No impact on the current budget.  
No General Fund dollars are used for the First Time Home Buyer program.

**5. CITY MANAGER'S COMMENTS:**

Recommend approval.

**6. ENVIRONMENTAL DETERMINATION:**

The down payment assistance program, loans, grants and administrative authority are categorically excluded under NEPA (National Environmental Protection Act) as prescribed by HUD.

**7. ALTERNATIVES:**

City Council can choose not to authorize the recommended changes. This alternative is not recommended as this minor change is needed to keep the program in compliance with the State of California Housing and Community Development requirements for the CalHome program.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AMENDING THE }  
ADOPTED POLICIES AND PROCEDURES }  
FOR ADMINISTERING THE FIRST TIME }  
HOME BUYERS (FTHB) PROGRAM BY THE }  
CITY OF TURLOCK FOR THE CALHOME }  
FUNDING SOURCE }  
\_\_\_\_\_ }

RESOLUTION NO. 2012-

**WHEREAS**, in December 1992, City Council adopted the first set of policies and procedures associated with the City's intent to administer a First Time Home Buyer Loan Program (FTHB). Since that time, the guidelines have been amended several times under the resolutions No. 92-260, 94-228, 96-024, 2001-166, 2004-200, 2007-082 and lastly a major revision in October 2009 to make accommodations for changes in the real estate market and needs of the community; and

**WHEREAS**, funding sources require policies and procedures in place to administer the program, and may be amended as needed by the jurisdiction's legislative body; and

**WHEREAS**, the City received a Cal HOME grant in the amount of \$1,000,000 to be used for down payment assistance on, has required a review of the current policies and procedures of the City of Turlock First Time Homebuyer down payments assistance program for compliance with HCD regulations; and

**WHEREAS**, the FTHB program is designed to seek new and creative ways to make home ownership a reality for income eligible households. Further, the program is a partnership between the City of Turlock, the State and Federal Governments and local lending institutions to help make home ownership a reality and expand the availability of affordable housing to income eligible families in Turlock; and

**WHEREAS**, the City's FTHB program provides funds to help make up the difference between the value of the primary loan, for which an income eligible applicant qualifies, and the purchase price of the house. The FTHB funds are used to augment the buyer's down payment and are recorded on the deed as a silent second mortgage; and

**WHEREAS**, the recommended revisions make adaptations to the existing policies and procedures as depicted in Attachment A of the staff report and attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby adopt the amended Policies and Procedures for administering the First Time Home Buyers (FTHB) program by the City of Turlock for the CalHome funding source (Attachment A).

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:

NOES:

NOT PARTICIPATING:

ABSENT:

ATTEST:

---

Kellie E. Weaver, City Clerk,  
City of Turlock, County of  
Stanislaus, State of California

## Attachment A

### Clean up language for FTHB Policies and Procedures

Previously approved by City Council on 10/13/09 and 11/24/09.

-Added wording is noted by an underlined. Example: Policy

-Removed wording is noted by being lined through. Example: ~~Policy~~

#### Text change:

"CalHOME" changed to "CalHome" in document including pages iv, 32, Exhibit E

#### Page 1 (1. Overview)

##### 1-B. Program Summary

The City of Turlock has established the FTHB Program ~~for CalHome~~ to assist low and moderate income first time home buyers<sup>1</sup> with the purchase of a home<sup>4</sup>.

#### Page 1 (1. Overview)

Footnote (moved from Home to homebuyers as noted above)

1. NSP funding does not require the applicant to be a first time home buyer and is the only funding source to allow buyer to be up to moderate income.

#### Page 33 (Section 7-FTHB Mortgage Underwriting Requirements)

##### 7-C Verification of Borrower Income

##### 7. Assets

B. 2) 2.0 ~~2.5~~% (for the current HUD Passbook Rate 2011) of the cash value of all such assets.

#### Page 40 (Section 8-Application and Delivery Process)

8-l. Page reference changed from page 8 to page 9.

#### Page 43 (Section 9- FTHB Mortgage Loan Servicing by City of Turlock)

##### 9-D Required Noticing and Restrictions on Any Changes of Title or Occupancy

3. If a transfer of the property occurs through inheritance, property can only be transferred to the spouse (as owner-occupant) ~~or disabled-dependent~~ who must reside at the home as the primary residence. All such changes are subject to the review and approval of the City's Loan Committee. Any other transfer is not permissible and loan will be due in full. In the event that the heir is neither-not a spouse ~~nor-a-disabled dependent~~, the heir will not be provided the opportunity to assume the loan. ...

#### Exhibit C (Income Limits)

Income limits updated to Dec 2011 from March 2009.



## Council Synopsis

September 11, 2012

54

From: Dan Madden, Municipal Services Director

Prepared by: Larry Gilley, Utilities Manager  
Michael Cooke, Regulatory Affairs Manager

Agendized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Resolution: Appropriating \$30,000 to Fund 410-51-531-44001.005 "Piping Supplies (Sewer)" and \$10,000 to Fund 410-51-531-44001.001 "Supplies General" from the Water Quality Control Fund 410 reserve for anticipated supply expenses associated with various sewer line improvement projects in Fiscal Year 2012-13

### 2. DISCUSSION OF ISSUE:

As part of the State's mandate to prevent Sanitary Sewer Overflows (SSOs), the City of Turlock continues to implement a proactive preventive maintenance program to ensure that sewer overflows remain a rare event in Turlock. A number of sewer repair and replacement projects will be completed in 2012-13 which will require additional piping supplies to ensure that projects are completed quickly, efficiently, and to an acceptable standard.

In preparing the 2012-13 budget, a total of \$50,000 was allocated for all supplies in the sewer collections system account; however, it is apparent that given the planned workload, the supplies account is underfunded.

Therefore, staff requests that an appropriation of \$40,000 be made from the Water Quality Control Fund 410 reserve to ensure that adequate supplies can be procured in a timely manner to support the various sewer repair and replacement projects in 2012-13.

### 3. BASIS FOR RECOMMENDATION:

- A) City of Turlock continues to implement a proactive preventive maintenance program to ensure that sewer overflows remain a rare event in Turlock.
- B) A number of projects have been scheduled for 2012-13 that will result in the need for additional parts and supplies. In particular, projects in the older parts of Turlock tend to have unforeseen conditions that necessitate a rapid

response from wastewater staff to address an existing deficiency or unusual condition.

C) When the 2012-13 budget was adopted, the Water Quality Control Fund operating reserve was approximately \$20,269,000.

**Strategic Plan Initiative: D) MUNICIPAL INFRASTRUCTURE**

**Goal(s):** a-v Identify avenues to address current deficiencies (general fund, grants, ballot initiatives, assessment districts) in water / sewer.

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

<b>Account</b>	<b>Name</b>	<b>Adopted Budget</b>	<b>Proposed Amendment</b>
410-51-531-44001_000	Supplies General	\$50,000	\$60,000
410-51-531-44001_005	Piping Supplies (sewer)	\$0	\$30,000
<b>TOTAL</b>		<b>\$50,000</b>	<b>\$90,000</b>

Funds will be appropriated from the Water Quality Control Fund operating reserve which had a balance of \$20,269,000 when the 2012-13 budget was adopted.

There is no impact to the General Fund.

**5. CITY MANAGER'S COMMENTS:**

Recommend Approval

**6. ENVIRONMENTAL DETERMINATION:**

N/A

**7. ALTERNATIVES:**

A) The City Council may choose not to approve the transfer of funds. This is not recommended as this will limit the resources available to prepare for construction projects and to respond to unplanned repairs and improvements to the City's wastewater collections system.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF APPROPRIATING } RESOLUTION NO. 2012-  
\$30,000 TO FUND 410-51-531-44001.005 }  
"PIPING SUPPLIES (SEWER) AND \$10,000 }  
TO FUND "410-51-531-44001.001 }  
"SUPPLIES GENERAL" FROM THE WATER }  
QUALITY CONTROL FUND 410 RESERVE }  
FOR ANTICIPATED SUPPLY EXPENSES }  
ASSOCIATED WITH VARIOUS SEWER }  
LINE IMPROVEMENT PROJECTS IN }  
FISCAL YEAR 2012-13 }  
\_\_\_\_\_ }

**WHEREAS**, as part of the State's mandate to prevent Sanitary Sewer Overflows (SSOs), the City of Turlock continues to implement a proactive preventive maintenance program to ensure that sewer overflows remain a rare event in Turlock; and

**WHEREAS**, the City's sewer preventive maintenance program is critical to protecting public health and the environment; and

**WHEREAS**, a number of sewer repair and replacement projects are scheduled for completion in 2012-13 which will need additional piping supplies to ensure that projects are completed quickly, efficiently, and to an acceptable standard; and

**WHEREAS**, a total of \$50,000 was originally budgeted in 2012-13 for all supplies in the sewer collections system account; and

**WHEREAS**, an additional appropriation of \$40,000 from the Water Quality Control Fund 410 is necessary to ensure that adequate supplies can be procured in a timely manner in support of the various sewer repair and replacement projects in Fiscal Year 2012-13.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby appropriate \$30,000 to Fund 410-51-531-44001.005 "Piping Supplies (Sewer)" and \$10,000 to Fund 410-51-531-44001.001 "Supplies General" from the Water Quality Control Fund 410 reserve for anticipated supply expenses associated with various sewer line improvement projects in Fiscal Year 2012-13.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

ATTEST:

---

Kellie E. Weaver, City Clerk  
City of Turlock, County of Stanislaus,  
State of California



## Council Synopsis

September 11, 2012

5H

From: Dan Madden, Municipal Services Director

Prepared by: Dan Madden, Municipal Services Director

Agenized by: Roy Wasden, City Manager

### 1. ACTION RECOMMENDED:

Resolution: Authorizing the filling of one (1) current vacant Utility Worker I position within the Utilities Division of Municipal Services through an in-house recruitment of full-time, part-time, and volunteer staff and outside recruitment if needed

Motion: Authorizing the promotion of one (1) eligible staff person to the Utility Worker II classification through standard personnel practices

### 2. DISCUSSION OF ISSUE:

Municipal Services is requesting authorization to fill one current vacant position due to the transfer of one Utility Worker II to the Electrical Mechanical area through a previous Council approved recruitment. The position being requested is Utility Maintenance Worker I.

Pending Council approval, initial efforts to fill this position will be through In-House recruitment of Full time, Part time, volunteers and interns. Pending the outcome of these recruitments there may be savings to the General Fund through employee transfer/promotion into these positions. In the event any of the positions are not filled "In-House," recruitment of outside candidates to fill that vacancy will need to take place.

As the employee who transferred was in the Utility Worker II classification a promotional opportunity has been created. Staff is requesting permission to fill the Utility Worker II classification sometime in the future via promotion of one eligible staff person through standard personnel practices.

Staffing levels of 8 Utility Worker II's and 6 Utility Worker I's will remain unchanged.

**3. BASIS FOR RECOMMENDATION:**

In order to maintain City infrastructure in the water, sanitary and storm systems adequate staffing levels need to be maintained. Justification for this request is based upon a number of factors including; aging infrastructure and the addition of water and sewer related facilities.

Funding for this position is provided by existing Enterprise Fund 410 salary & benefit account line numbers. As this will be entry level Utility Maintenance Worker I in the near term expenses will be less than the positions currently allocated.

**Strategic Plan Initiative:**

**A) Policy Initiative- Effective Leadership**

**Goal 1.C.** Hire, Develop and retain the best most qualified employees

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

**Fiscal Impact**

As the Utility Worker I and II positions are already allocated, no additional impact to the Enterprise Fund budget 410 salary and benefit area will occur.

No General Funds will be utilized in this expense.

**Budget Amendment:** None. Funds have already been allocated for this position.

**5. CITY MANAGER'S COMMENTS:**

With the need to reduce General Fund expense, this vacancy presents an opportunity for City staff to apply for positions in areas less susceptible to reductions.

**6. ENVIRONMENTAL DETERMINATION:**

N.A.

**7. ALTERNATIVES:**

Do not fill this vacancy at this time. Staff does not recommend this alternative as the proper operation and maintenance of this infrastructure is critical to the health and safety of the Community.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AUTHORIZING THE }  
FILLING OF ONE (1) CURRENT VACANT }  
UTILITY WORKER I POSITION WITHIN }  
THE UTILITIES DIVISION OF MUNICIPAL }  
SERVICES THROUGH AN IN-HOUSE }  
RECRUITMENT OF FULL-TIME, PART-TIME, }  
AND VOLUNTEER STAFF AND OUTSIDE }  
RECRUITMENT IF NEEDED }  
\_\_\_\_\_ }

RESOLUTION NO. 2012-

**WHEREAS**, the Utilities Division of Municipal Services has a need to fill one (1) current vacancy; and

**WHEREAS**, funding has already been allocated for this position within Enterprise Fund 410; and

**WHEREAS**, expansion of water and sewer related facilities and aging of existing infrastructure requires adequate operation and maintenance; and

**WHEREAS**, in order to adequately address health and safety concerns these critical facilities need to be maintained; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby authorize the filling of one (1) current vacant Utility Worker I position within the Utilities Division of Municipal Services through an in-house recruitment of full time, part-time, and volunteer staff and outside recruitment if needed. However, the interview process will be segmented as follows:

1. Conduct interviews of full time staff. If no full time candidate is selected from the interview process; then
2. Conduct interviews of part time staff. If no part time candidate is selected from the interview process; then
3. Conduct interviews of volunteer staff. If no volunteer candidate is selected from the interview process; then
4. Conduct a new recruitment through a formal process including outside candidates.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

ATTEST:

\_\_\_\_\_  
Kellie E. Weaver, City Clerk,  
City of Turlock, County of Stanislaus,  
State of California



## Council Synopsis

September 11, 2012

51

From: Robert A. Jackson, Chief of Police

Prepared by: Steven Williams, Police Captain

Agendized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Resolution: Authorizing the filling of one (1) vacant Office Assistant I position within the Neighborhood Services Division of the Police Department through an in-house recruitment of full-time, part-time, and volunteer staff, and outside recruitment if needed

### 2. DISCUSSION OF ISSUE:

Recently, an Office Assistant II assigned to the Neighborhood Services Division of the Police Department submitted her retirement paperwork. The retirement was effective August 31, 2012.

This classification is responsible for a variety of clerical and administrative duties in the assigned department. The position maintains records, types reports, memorandums, correspondence and other documents, and may perform administrative support duties for the assigned department. The position of Office Assistant I is assigned to the Turlock City Employees Association for labor relations purposes and is subject to overtime assignments.

Recruitment will be conducted in-house and will be open to existing full-time, part-time and volunteer staff. The in-house recruitment process will be conducted one time and open to all. However, the interview process will be conducted as follows:

1. Conduct interviews of full-time staff. If no full-time candidate meets the position requirements; then
2. Conduct interviews of part-time staff. If no part-time candidate meets the position requirements; then
3. Conduct interviews of volunteer staff. If no volunteer candidate meets the position requirements; then
4. Conduct a new recruitment through a formal process including outside candidates.

The complete job description is included as Exhibit A.

**3. BASIS FOR RECOMMENDATION:**

A. City Council approval is needed fill vacant full-time positions.

**Strategic Plan Initiative:** A. EFFECTIVE LEADERSHIP

**Goal(s):** c. Hire, develop and retain the best and most qualified employees

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

**Fiscal Impact**

Funding for this position is currently allocated in the FY12/13 budget.

**5. CITY MANAGER'S COMMENTS:**

Recommend approval.

**6. ENVIRONMENTAL DETERMINATION:**

N/A

**7. ALTERNATIVES:**

A. Council can direct staff not to fill the vacant, funded position.

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AUTHORIZING THE }  
FILLING OF ONE (1) VACANT OFFICE }  
ASSISTANT I POSITION WITHIN THE }  
NEIGHBORHOOD SERVICES DIVISION OF }  
THE POLICE DEPARTMENT THROUGH }  
AN IN-HOUSE RECRUITMENT OF }  
FULL-TIME, PART-TIME, AND VOLUNTEER }  
STAFF, AND OUTSIDE RECRUITMENT IF }  
NEEDED }

RESOLUTION NO. 2012-

**WHEREAS**, the City Council of the City of Turlock passed and adopted Personnel Resolution 89-38 on February 28, 1989, as directed under the provisions of Section 2-4-504 of the Turlock Municipal Code to adopt rules and regulations for the administration of the personnel system; and

**WHEREAS**, there exists a vacancy within the Neighborhood Services Division of the Turlock Police Department for the position of Office Assistant I;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby authorize the filling one vacant Office Assistant I within Neighborhood Services Division of the Police Department through an in-house recruitment of full-time, part-time and volunteer staff, and outside recruitment if needed. However, the interview process will be segmented as follows:

1. Conduct interviews of full time staff. If no full time candidate is selected from the interview process; then
2. Conduct interviews of part time staff. If no part time candidate is selected from the interview process; then
3. Conduct interviews of volunteer staff. If no volunteer candidate is selected from the interview process; then
4. Conduct a new recruitment through a formal process including outside candidates.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

ATTEST:

\_\_\_\_\_  
Kellie E. Weaver, City Clerk,  
City of Turlock, County of Stanislaus,  
State of California



## Council Synopsis

53  
September 11, 2012

---

From: Robert A. Jackson, Chief of Police

Prepared by: Steven Williams, Support Operations Captain

Agendized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Resolution: Accepting an allotment of Customer Premise Equipment (CPE) funding from California 9-1-1 Emergency Communications Division in the amount of \$378,000 and appropriating \$35,284.20 for the purchase of a voice recording system from Capture Technologies

### 2. DISCUSSION OF ISSUE:

The Turlock Public Safety Communications Center serves as a Public Safety Answering Point (PSAP). PSAP facilities are eligible for Customer Premise Equipment (CPE) funding. CPE allotment is qualified by the California 9-1-1 Emergency Communications Division of the California Technology Agency. The amount is based on the number of 9-1-1 emergency calls placed to the PSAP within a given period of time.

On May 11, 2012, The Turlock Police Department received written notification that the Turlock PSAP qualifies for an allotment of \$378,000.00. This is restricted funding which can only be used for specific purposes including phone systems and technologies related to the PSAP.

The use of CPE funding can be accomplished two ways. The first method requires the qualifying PSAP to make the purchase and later be reimbursed through CPE funding. The second method involves the PSAP issuing a purchase order so that the vendor directly bills the California 9-1-1 Emergency Communications Division. This second method requires no financial contribution by the PSAP.

As the Public Safety Facility progresses in construction, the Turlock Police Department intends to use a majority of the CPE allotment for the purchase of an emergency communication telephone system. Before the entire emergency communication telephone system is replaced, a new voice recording system will be required.

The current voice recording system is at the end of its serviceable life. The Turlock Police Department received a notice from the contracted maintenance provider strongly recommending that the existing voice recording system be replaced due to the maintenance provider's inability to continue to support and repair the system as a result of its age.

**3. BASIS FOR RECOMMENDATION:**

Staff recommends accepting the total allotment of \$378,000.00 from the California 9-1-1 Emergency Communication Division. The actual funding will remain at the California 9-1-1 Emergency Communication Division but be available to the Turlock PSAP as the needs arise.

Staff considered voice recording products from multiple vendors and secured quotes from three vendors. Staff recommends the purchase of a Verint Audiolog 5000-series MAX-PRO/Dual Core system and necessary hardware, software and installation services provided in the quote from Capture Technologies. Capture Technologies was the lowest of the three quotes and would replace the existing Verint system.

Staff recommends appropriating \$35,284.20 of the CPE allotment for the purchase of a voice recording system from Capture Technologies. This appropriation will take place in the form of a purchase order issued by the City of Turlock with remittance to the California 9-1-1 Emergency Communications Division as described in their direct funding process. This will allow the Turlock Police Department to acquire the necessary equipment without incurring any direct costs.

**Strategic Plan Initiative B. FISCAL RESPONSIBILITY**

**Goal(s):** 1(b) Identify smart revenue opportunities including but not limited to grants and outside sources of funding.

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

**Fiscal Impact:** None. Acquisition accomplished through an allocation of CPE funding.

**5. CITY MANAGER'S COMMENTS:**

Recommend approval.

**6. ENVIRONMENTAL DETERMINATION:**

N/A

**7. ALTERNATIVES:**

- A. Council could reject the acceptance of CPE funding.
- B. Council could reject the recommendation to purchase the replacement voice recording system with the CPE allotment.

CALIFORNIA TECHNOLOGY AGENCY  
Public Safety Communications Office  
CA 9-1-1 Emergency Communications Division  
601 Sequoia Pacific Boulevard  
Sacramento, CA 95811-0231  
(916) 657-9494 FAX (916) 657-9259



May 9, 2012

Tracking Number: 16105

Kathleen Riedel, Public Safety  
Communications Supervisor  
Turlock Police Department  
900 North Palm Street  
Turlock, CA 95380

**RECEIVED**

MAY 11 2012

City of Turlock  
Administrative Services**Subject: Customer Premise Equipment (CPE) Funding Allotment**

Dear Ms. Riedel:

The California 9-1-1 Emergency Communications Division (CA 9-1-1 Division) has received your May 3, 2012 letter of intent to replace the 9-1-1 telephone system at your Public Safety Answering Point (PSAP). Acceptance of CPE Allotment funds from the CA 9-1-1 Division commits your agency to PSAP operations 24 hours a day, seven days a week, for a minimum of five years. If PSAP operations are not maintained at that level, the Turlock Police Department may become financially responsible for all subsequent CPE maintenance and 9-1-1 network service charges. Our evaluation of recent 9-1-1 emergency call volume qualifies the PSAP for an annual accrual rate of \$54,000.00. Based on the January 24, 2005 acceptance date of your current E9-1-1 phone system, the amount of CPE Allotment funds accrued as of January 1, 2012 is \$378,000.00. However, note that a deduction is applicable for all additional maintenance of your existing CPE (beyond the original five year contract term) that has been funded by the CA 9-1-1 Division.

The CA 9-1-1 Division has implemented a non-mandatory Master Purchase Agreement (MPA) that enables participating vendors to invoice the CA 9-1-1 Division directly for the purchase of 9-1-1 systems and services. User instructions for the MPA are available at:

[http://www.cta.ca.gov/PSCO/911/pdf/911\\_Systems\\_Services\\_User\\_Instructions\\_FINAL.pdf](http://www.cta.ca.gov/PSCO/911/pdf/911_Systems_Services_User_Instructions_FINAL.pdf).

If final cost of CPE is less than your allotment total, the balance of funds may be used toward purchase of additional CA 9-1-1 Division approved equipment and services. All requests for CPE Allotment residual funds purchases must be received by December 31<sup>st</sup> of the year that new CPE is accepted.

The CA 9-1-1 Division CPE Funding Policy and Funding Processes are detailed in the 9-1-1 Operations Manual – Chapter III; available on our website under the Publications Tab at:

<http://www.cio.ca.gov/PSCO/Services/911>.

Please contact me directly with any questions at [kyle.pease@state.ca.gov](mailto:kyle.pease@state.ca.gov) or (916) 657-9145.

Sincerely,

A handwritten signature in black ink, appearing to read "K. Pease".

KYLE S. PEASE, 9-1-1 Consultant  
California 9-1-1 Emergency Communications Division

cc: Roy Wasden, Turlock City Manager



Serving Central and Northern California since 1948



Chad Hale  
 426 14th Street Suite 115  
 Modesto, CA. 95354  
 800.544.5050 Ext 174  
 E-Mail - chale@capturet.com

CMAS # 3-08-70-1799C

Verint  
 Voice Recording System  
 Upgrade

DATE: August 22, 2012

**Turlock Police Department**

Steve Williams  
 900 North Palm Street  
 Turlock, CA. 95380  
 swilliams@turlock.ca.us

Phone: 209-664-7304  
 Fax:

PART ID	DESCRIPTION OF ITEMS	QTY	PRICE (ea.)	EXT AMT
<b>HARDWARE</b>				
C89-170-3331	Audiolog 5000-Series MAX-PRO/Dual Core	1	\$ 4,495.00	\$ 4,495.00
LD2409	LD2409 board, 24 analog ports	2	\$ 2,995.00	\$ 5,990.00
NGN1500	Netgear ReadyNAS 1500 RNRX441E Network Storage Server READYNAS 1500 4TB RACKMOUNT NAS WITH DUAL GIGAE SYSTEM	1	\$ 2,130.00	\$ 2,130.00
				<b>\$ 12,615.00</b>

Software	DESCRIPTION OF ITEMS	QTY	PRICE (ea.)	EXT AMT
C89-170-3305	Upgrade outside of maintenance AL3.x or AL4.x system license w/o QM to oRec	32	\$ 135.00	\$ 4,320.00
C89-170-3321	Upgrade outside of maintenance AL3.x or AL4.x system to AL5 Server license	1	\$ 625.00	\$ 625.00
C89-170-3307	Operational Recording to Operational QM (per seat)	5	\$ 200.00	\$ 1,000.00
<b>Total Hardware &amp; Software</b>				<b>\$ 18,560.00</b>

<b>PROFESSIONAL SERVICES</b>				
INSTALL	Call Recording Installation-Configuration-Includes Preinstall walkthrough, Project Management before before and throughout the Install, Configuration of the Recording System, Installation.	1	\$ 1,995.00	\$ 1,995.00
Training	Capture Technologies, Inc. Provided Training	1	\$ 550.00	\$ 550.00
First Year Service Support 24/7 <u>Gold</u>	<b>First YEAR Service Support Contract Coverage - 24/7, Hardware coverage, Phone Support and local Onsite Tech with 4 hour response time.</b>	1	\$ 2,784.00	\$ 2,784.00
Year 2 - 5 Service Support 24/7 <u>Gold</u>	<b>Optional Year 2 - 5 Service Support Contract Coverage - 24/7, Hardware coverage, Phone Support and local Onsite Tech with 4 hour response time. (Includes 20% Annual Maintenance Discount)</b>	1	\$ 8,908.80	\$ 8,908.80
C89-170-3312	Verint Premium Software Maintenance (per annum)	1	\$ 592.00	\$ 592.00
C89-170-3312	<b>Optional Year 2 - 5 4 Year Prepay Verint Premium Software Maintenance (Includes 20% Annual Software Maintenance</b>	4	\$ 473.60	\$ 1,894.40
<b>TOTAL FOR PROFESSIONAL SERVICES</b>				<b>\$ 16,724.20</b>

<b>Total Investment Including 5 Year Support</b>		<b>\$ 35,284.20</b>
<b>Total Investment W/O 5 Year Support</b>		<b>\$ 24,481.00</b>
	Tax - Local Rate @ 7.375%	\$ 1,368.80
	Est. Shipping	\$ 250.00



Serving Central and Northern California since 1948

Chad Hale  
 426 14th Street Suite 115  
 Modesto, CA. 95354  
 800.544.5050 Ext 174  
 E-Mail - chale@capturet.com



Voice Print  
 Voice Recording System

DATE: July 20, 2012

**Turlock Police Department**

Steve Williams  
 900 North Palm Street  
 Turlock, CA. 95380  
 swilliams@turlock.ca.us

Phone: 209-664-7304  
 Fax:

PART ID	DESCRIPTION OF ITEMS	QTY	PRICE (ea.)	EXT. AMT
<b>HARDWARE</b>				
VP-4U-PS	4U Chassis - Win2008 Server (Raid 1: Dual 500 GB Drives). Internal DVD archiving drive. Dual Power Supplies. 5 PCI slots available.	1	\$ 5,085.00	\$ 5,085.00
VP-SSU-PS	V-Portal version 5.x single server upgrade. Adds a 2nd RAID 1 configuration (500 GB) to base server. 1 for OS and recording; 1 for DB and V-Portal.	2	\$ 3,895.00	\$ 7,790.00
VP-Analog-8S	8 Port Analog Interface Card.	1	\$ 800.00	\$ 800.00
VP-Analog-24S	24 Port Analog Interface Card.	1	\$ 2,100.00	\$ 2,100.00
NGN1500	Netgear ReadyNAS 1500 RNRX441E Network Storage Server	1	\$ 2,130.00	\$ 2,130.00
	READYNAS 1500 4TB RACKMOUNT NAS WITH DUAL GIGAE SYSTEM			
				<b>\$ 17,905.00</b>

Software		QTY	PRICE (ea.)	EXT. AMT
VP-CVR-E	VPI CAPTURE ESSENTIAL. Voice Recording License. Per Activated Channel.	32	\$ 200.00	\$ 6,400.00
VP-Q	VPI QUALITY - agent evaluation. Per seat	6	\$ 200.00	\$ 1,200.00
VP-VPS-1-50	V-Portal Server Activation (CPU) License. Includes Media Services (archive mgt.), Reporting Engine and Rules Engine. Sized to support between systems licensed for between 1 and 50 seats or recording channels.	1	\$ 800.00	\$ 800.00
VP-PSAP-2	PSAP enhanced package: Instant Recall, Live Monitor, Caller ID (if available), Incident Creation & Redaction Tool. Also includes capture of ANI / ALL data if provided	1	\$ 1,200.00	\$ 1,200.00
VP-CSR	VPI CAPTURE. Screen Recording License. Price per seat	6	\$ 140.00	\$ 840.00
<b>Total Hardware &amp; Software</b>				<b>\$ 28,345.00</b>

<b>PROFESSIONAL SERVICES</b>				
INSTALL	Call Recording Installation-Configuration-Includes Preinstall walkthrough, Project Management before before and throughout the Install, Configuration of the Recording System, Installation. Capture Technologies, Inc. Provided Training	1	\$ 3,100.00	\$ 3,100.00
Training		1	\$ 550.00	\$ 550.00
First Year Service Support 24/7 <u>Gold</u>	First YEAR Service Support Contract Coverage - 24/7, Hardware coverage, Phone Support and local Onsite Tech with 4 hour response time.	1	\$ 4,251.75	\$ 4,251.75
Year 2 - 5 Service Support 24/7 <u>Gold</u>	Optional Year 2 - 5 Service Support Contract Coverage - 24/7, Hardware coverage, Phone Support and local Onsite Tech with 4 hour response time. (Includes 20% Annual Maintenance Discount)	1	\$ 13,605.60	\$ 13,605.60
C89-170-3312	VPI Premium Software Maintenance (per annum)	1	\$ 1,530.00	\$ 1,530.00
C89-170-3312	Optional Year 2 - 5 4 Year Prepay VPI Premium Software Maintenance (Includes 20% Annual Software Maintenance)	4	\$ 1,224.00	\$ 4,896.00
<b>TOTAL FOR PROFESSIONAL SERVICES</b>				<b>\$ 27,933.35</b>

<b>Total Investment Including 5 Year Support</b>		<b>\$ 56,278.35</b>
<b>Total Investment W/O 5 Year Support</b>		<b>\$ 37,776.75</b>
	Tax - Local Rate @ 7.375%	\$ 2,090.44
	Est. Shipping	\$ 250.00



Serving Central and Northern California since 1948

# NICE

Chad Hale  
 426 14th Street Suite 115  
 Modesto, CA. 95354  
 800.544.5050 Ext 174  
 E-Mail - chale@capturet.com

NICE  
 Voice Recording System

DATE: July 20, 2012

**Turlock Police Department**

Steve Williams  
 900 North Palm Street  
 Turlock, CA. 95380  
[swilliams@turlock.ca.us](mailto:swilliams@turlock.ca.us)

Phone: 209-664-7304  
 Fax:

PART ID	DESCRIPTION OF ITEMS	QTY	PRICE (ea.)	EXT AMT
<b>HARDWARE</b>				
ML370 NPX Server	HP ML370 NPX Server	1	\$ 5,800.00	\$ 5,800.00
NPX-HW-ANALOG	Analog board package for up to 24 channels	2	\$ 2,250.00	\$ 4,500.00
CD-ANI/ALI	ANI-ALI Annotator	1	\$ 749.92	\$ 749.92
NPX-V30-CH	Recorded channel license	32	\$ 374.96	\$ 11,998.72
NPX-QM-CH-LIC	Quality Management channel license - includes screen recording	6	\$ 200.00	\$ 1,200.00
NGN1500	Netgear ReadyNAS 1500 RNRX441E Network Storage Server READYNAS 1500 4TB RACKMOUNT NAS WITH DUAL GIGAE SYSTEM	1	\$ 2,130.00	\$ 2,130.00
				<b>\$ 26,378.64</b>

Software		QTY	PRICE (ea.)	EXT AMT
INFRMLITE-SRV	NICE Inform Lite Server License	1	\$ 749.00	\$ 749.00
INFRMLITE-RCON-CON	NICE Inform Lite Reconstruction Concurrent User License	2	\$ 1,300.00	\$ 2,600.00
<b>Total Hardware &amp; Software</b>				<b>\$ 29,727.64</b>

<b>PROFESSIONAL SERVICES</b>				
INSTALL	Call Recording Installation-Configuration-Includes Preinstall walkthrough, Project Management before and throughout the Install, Configuration of the Recording System, Installation.	1	\$ 1,995.00	\$ 1,995.00
Training	Capture Technologies, Inc. Provided Training	1	\$ 550.00	\$ 550.00
First Year Service Support 24/7 <u>Gold</u>	First YEAR Service Support Contract Coverage - 24/7, Hardware coverage, Phone Support and local Onsite Tech with 4 hour response time.	1	\$ 4,459.15	\$ 4,459.15
Year 2 - 5 Service Support 24/7 <u>Gold</u>	Optional Year 2 - 5 Service Support Contract Coverage - 24/7, Hardware coverage, Phone Support and local Onsite Tech with 4 hour response time. (Includes 20% Annual Maintenance Discount)	1	\$ 14,269.27	\$ 14,269.27
C89-170-3312	NICE Premium Software Maintenance (per annum)	1	\$ 1,904.00	\$ 1,904.00
C89-170-3312	Optional Year 2 - 5 4 Year Prepay NICE Premium Software Maintenance (Includes 20% Annual Software Maintenance	4	\$ 1,523.20	\$ 6,092.80
<b>TOTAL FOR PROFESSIONAL SERVICES</b>				<b>\$ 29,270.21</b>

<b>Total Investment Including 5 Year Support</b>			<b>\$ 58,997.85</b>
<b>Total Investment W/O 5 Year Support</b>			<b>\$ 38,635.79</b>
Tax - Local Rate @ 7.375%			\$ 2,192.41
Est. Shipping			\$ 250.00

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF ACCEPTING AN }  
ALLOTMENT OF CUSTOMER PREMISE }  
EQUIPMENT (CPE) FUNDING FROM }  
CALIFORNIA 9-1-1 EMERGENCY }  
COMMUNICATIONS DIVISION IN THE }  
AMOUNT OF \$378,000 AND }  
APPROPRIATING \$35,284.20 FOR THE }  
PURCHASE OF A VOICE RECORDING }  
SYSTEM FROM CAPTURE }  
TECHNOLOGIES }  
\_\_\_\_\_ }

RESOLUTION NO. 2012-

**WHEREAS**, the Turlock Public Safety Communications Center serves as a Public Safety Answering Point (PSAP). PSAP facilities are eligible for Customer Premise Equipment (CPE) funding based on the number of emergency 9-1-1 calls received within a given period of time; and

**WHEREAS**, on May 11, 2012, the Turlock Police Department was notified that the Turlock PSAP qualified for a CPE allotment of \$378,000.00 which may only be used for specific purposes including 9-1-1 phone systems and technologies related to the Turlock PSAP; and

**WHEREAS**, a voice recording system is an important component of the emergency 9-1-1 system. The current voice recording system within the Turlock PSAP is at the end of its serviceable life and needs to be replaced; and

**WHEREAS**, staff considered voice recording products from multiple vendors and secured quotes from three vendors. Staff recommends the purchase of a replacement Verint voice recording system and necessary hardware, software, and installation services from Capture Technologies in the amount of \$35,284.20. Capture Technologies was the lowest responsible quote, and the Verint voice recording system is compatible with existing and anticipated future equipment in the Turlock PSAP; and

**WHEREAS**, the acquisition of this equipment can be accomplished with direct funding from the California 9-1-1 Emergency Communications Division resulting in no fiscal impact to the City of Turlock through a purchase order issued by the City of Turlock with remittance to the California 9-1-1 Emergency Communication Division.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby accept an allotment of Customer Premise Equipment (CPE) funding from California 9-1-1 Emergency Communications Division in the amount of \$378,000 and the appropriation of \$35,284.20 of that funding for the purchase of a voice recording system from Capture Technologies.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

ATTEST:

---

Kellie E. Weaver, City Clerk,  
City of Turlock, County of Stanislaus,  
State of California



## Council Synopsis

September 11, 2012

5K

From: Robert A. Jackson, Chief of Police

Prepared by: Steven Williams, Support Operations Captain

Agendized by: Roy W. Wasden, City Manager

### 1. ACTION RECOMMENDED:

Motion: Approving an agreement between Stanislaus Regional 911 and the City of Turlock allowing Stanislaus Regional 911 to locate communications equipment at 900 N. Palm Street which will facilitate countywide emergency radio communications and authorizing the City Manager to sign all related documents

### 2. DISCUSSION OF ISSUE:

Stanislaus Regional 911 (SR911) recently purchased a Tait Radio system. SR911 desires to locate a portion of the communications equipment at the Turlock Police Department, 900 N. Palm Street. Adequate space exists within the existing radio communications room and the communication tower of the police department to house the equipment SR911 desires to locate.

In exchange for the ability to locate identified communications equipment, SR911 agrees to replace, upgrade and narrowband five antiquated base station radios owned and operated by the Turlock Police Department. SR911 agrees to commit a minimum of \$20,000 to flash upgrade Turlock Police portable and mobile radios. SR911 agrees to dedicate two talk groups of the new Tait radio system to the Turlock Police Department.

The City's obligation includes providing space to accommodate the SR911 equipment, providing access to SR911 staff for maintenance of the equipment, allowing the equipment to be connected to the existing stand-by generator, and assuming responsibility for the utility costs to power the equipment located at the Turlock Police Department.

Except for the utility expenses, there will be no costs to the City of Turlock as a result of this agreement.

**3. BASIS FOR RECOMMENDATION:**

Staff recommends authorizing this agreement. This will allow the police department to have some existing communications equipment upgraded and test the new Tait radio system for only the expense of the utilities associated with powering the SR911 equipment.

**Strategic Plan Initiative** B. PUBLIC SAFETY

**Goal(s):** 1(b)(i)(b). Enhance internal and external communications and teamwork

**4. FISCAL IMPACT / BUDGET AMENDMENT:**

**Fiscal Impact:** None. It is anticipated that the cost of utilities will be absorbed by existing allocated funds.

**5. CITY MANAGER'S COMMENTS:**

Recommend approval.

**6. ENVIRONMENTAL DETERMINATION:**

N/A

**7. ALTERNATIVES:**

Council could reject the agreement.

## **TEMPORARY USE AGREEMENT (Turlock Police Communications Site)**

This Temporary Use Agreement (the "Agreement") is made and entered into by and between Stanislaus Regional 911 ("SR911") and the City of Turlock ("City") on August 28, 2012.

### **Introduction**

- A. The City owns and operates a communication facility located at 900 North Palm Ave, Turlock, Stanislaus County, California (the "Communication Site").
- B. SR911 desires to use the Communications Site to locate communication equipment for the purpose of improving public safety communications systems and inter-operability between all agencies with in Stanislaus County (the Project").
- C. The Project will provide a benefit to SR911, the City, and other jurisdictions in Stanislaus County.

NOW, THEREFORE, it is agreed to the following terms and conditions.

### **Terms and Conditions**

- 1. Obligations of SR911
  - 1.1 SR911, and/or an agreed upon third party contractor, will provide and install the following equipment at the Communications Site and at its sole cost and expense:
    - Three voting receivers programmed for the inter-operability channel.
    - Two receive antennas which will be mounted on existing tower.
    - Two VHF repeaters programmed for Sheriff and County Fire channels.
    - VHF and UHF receive multi-couplers.
    - Three channel transmit combing system for Turlock Fire, Sheriff and County Fire channels.
    - Replace Turlock Fire VHF base station.
    - 4.9 GHz microwave system with two foot dish between Turlock and Ceres Police Departments.
    - Four channel P25, 700-800MHz, simulcast, trunking system.
    - 24 or 48 Volt DC Battery back-up for all SR911 communications equipment.



- Replace, upgrade and narrowband the following City base stations:
  - Fire VHF
  - Law VHF
  - Law UHF
  - 800Mhz Aid
  - Merced SO
- Commit a minimum of \$20,000 to the flash upgrade of mobile and portable radios.

1.2 The cost of installing equipment or any additional electrical outlets will be paid by SR911.

1.3 The Project will be constructed using Office of Homeland Security ("OHS") grant funding and SR911 shall be strictly accountable for all grant funds.

## 2. Obligations of City

2.1 The City will provide the following equipment or property at its sole cost and expense:

- Space at the Communications Site, sufficient to accommodate the radio equipment.
- Access, at City's discretion, for SR911 technical staff and qualified third party radio maintenance vendor that has met City and SR911 security, insurance, indemnity, and other requirements;
- Stand-by generator.
- Utility cost to power communications equipment.
- Space on tower for antennas and microwave dish.

2.2 The City will be the "Lead Agency," as defined and used in sections 15050 and 15367 of title 14 of the California Code of Regulations, for purposes of compliance with the California Environmental Quality Act (Pub. Res. Code., § 21000 et seq.).

## 3. Use and Ownership

3.1 The City and County will both share use of new simulcast trunking system at no cost to the City.

3.1.1 SR911 will dedicate a minimum of two talk groups to the City at no cost to the City throughout the term of this agreement.

- 3.2 In the future the City has the right to migrate from the existing Smartnet trunking system to the new P25 trunking system. Migration can be done over time and frequencies can be migrated over to new trunking system as needed to accommodate traffic.
  - 3.3 If the City should elect to use the new P25 trunking system they will have full administrative rights to make changes to the system to fit their needs at no cost to the City. Changes to include but not limited to; Unit ID's, Talk Groups, Alias names and all statistical data. The City shall appoint representatives who will be provided training by SR911 staff or current radio vendor to use the system.
  - 3.4 Should the City migrate to the new P25 trunking system beyond the use of the two talk groups described in section 3.1.1, the City will assume maintenance cost for the Turlock site and a portion of the master site equipment 30 days after the migration. Payment of maintenance costs will be dependent upon the City's satisfaction with coverage and system performance. Master site maintenance cost will be based upon a mutually agreed upon formula based on usage, number of agencies and total number of units on the system.
  - 3.5 The City is the owner of the Communications Facility identified herein. Nothing in this agreement shall be construed or interpreted to limit the ownership rights of the City. This agreement is not intended to and does not create any property interest or rights on behalf of or for the benefit of SR911 or any of its member agencies. The City retains and exercises complete discretion and control over the communications facility and the Communications Site and is merely consenting to SR911 use of the Communications site. Said use and consent may be terminated at any time and for any reason in City's sole and untethered discretion. If said use is terminated or revoked, SR911 shall remove, at its sole cost and expense, any and all of its equipment within (30) thirty days of the termination or revocation.
4. Mutual Obligations of the City and SR911
    - 4.1 The term of this Agreement shall commence on the effective date of the Agreement and shall continue in effect unless and until it is terminated as set forth herein.
    - 4.2 This agreement may be terminated by any party at any time by providing the other party written notice of termination. The termination will be effective (30) thirty calendar days after written notice is given.
    - 4.3 Pursuant to Government Code section 6511, upon termination of this Agreement, any surplus property shall be returned, pro rata, to the Federal, State, or local agency that provided the property. The cost of removing said property shall be the sole responsibility of SR911. The parties shall use good faith efforts and fair dealing in processing and dividing any surplus property that cannot be attributed to any single entity or jurisdiction, keeping in mind the position of the parties before they entered into this Agreement.

- 4.4 Pursuant to Government Code section 6512, any surplus money on hand after termination of the Agreement shall be returned to the funding source from which funds were furnished, or to the agency making the contribution. The parties shall use good faith efforts and fair dealing in processing and dividing any surplus money that cannot be attributed to any single fund source or agency, keeping in mind the position of the parties before they entered into this Agreement.
- 4.5 Neither party, nor any of its officers or employees, shall be responsible for any damage or liability occurring by reason of anything done or omitted to be done by the other party under or in connection with any work delegated to that party under this Agreement. The parties further agree, pursuant to Government Code section 895.4, that each party shall fully indemnify and hold harmless the other party and its agents, officers, employees and contractors from and against all claims, damages, losses, judgments, liabilities, expenses and other costs, including litigation costs and attorney fees, arising out of, resulting from, or in connection with any work delegated to or action taken or omitted to be taken by such party under this Agreement.
- 4.6 This Agreement supersedes any and all other agreements, either oral or in writing, between any of the parties herein with respect to the subject matter hereof and contains all the agreements between the parties with respect to such matter.
- 4.7 This Agreement may be modified, amended, changed, added to, or subtracted from by the mutual consent of the parties to the Agreement provided the amendment or change is in written form and executed the appropriate representatives of the parties and attached to the original Agreement to maintain continuity.

IN WITNESS WHEREOF, this Agreement is executed by the duly authorized representatives of the parties on the day and year first written above.

CITY OF TURLOCK

STANISLAUS REGIONAL 911

Roy W. Wasden  
City Manager

Capt. Lucian Thomas  
SR911 Director

Approved as to Form:

Approved as to Form:

Phaedra Norton  
Turlock City Attorney

John P. Doering,  
County Counsel  
Counsel to SR911

6A

BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF AMENDING THE ZONING }  
MAP OF THE CITY OF TURLOCK, CALIFORNIA, }  
ATTACHED TO TITLE 9 OF THE TURLOCK }  
MUNICIPAL CODE [REZONE 2012-01 }  
(O'REILLY AUTO PARTS)] }  
\_\_\_\_\_ }

ORDINANCE NO. -CS

BE IT ORDAINED by the City Council of the City of Turlock as follows:

**SECTION 1. ZONING CHANGE.** The Zoning Map of the City of Turlock is hereby amended to rezone the following described property from Commercial Office (C-O) to Community Commercial (C-C), under the provisions of Title 9 of the Turlock Municipal Code, and said real property shall hereafter be subject to the provisions and regulations of this Chapter relating to property located within such Districts. Said property is described as follows:

1144 Geer Road (Stanislaus County APN 042-022-084)

1164 Geer Road (Stanislaus County APN 042-022-085)

**SECTION 2. ZONING MAP.** The Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code is amended to appear as set forth on the map attached hereto (Exhibit A), which is hereby made a part of this ordinance by reference.

**SECTION 3. ENVIRONMENTAL DETERMINATION.** The City Council finds that the report or declaration reflects the independent judgement of the lead agency and that the project will not have a significant effect on the environment and hereby adopts the Mitigated Negative Declaration and the Mitigation Monitoring and Report Program ("Checklist"), and further directs that a Notice of Determination be filed.

**SECTION 4. VALIDITY.** If any section, subsection, sentence, clause, word, or phrase, of this ordinance is held to be unconstitutional or other wise invalid for any reason, such decision shall not affect the validity of the remainder of this ordinance. The Turlock City Council hereby declares that they would have passed this ordinance, and each section, subsection, sentence, clause, word, or phrase thereof, irrespective of the fact that one or more section, subsection, sentence, clause, word, or phrase be declared invalid or unconstitutional.

**SECTION 5. ENACTMENT.** This ordinance shall become effective and be in full force on and after thirty (30) days of its passage and adoption. Prior to the expiration of fifteen (15) days from the passage and adoption thereof, this ordinance shall be published in a newspaper of general circulation printed and published in the County of Stanislaus, State of California, together with names of the members of the City Council voting for and against the same.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

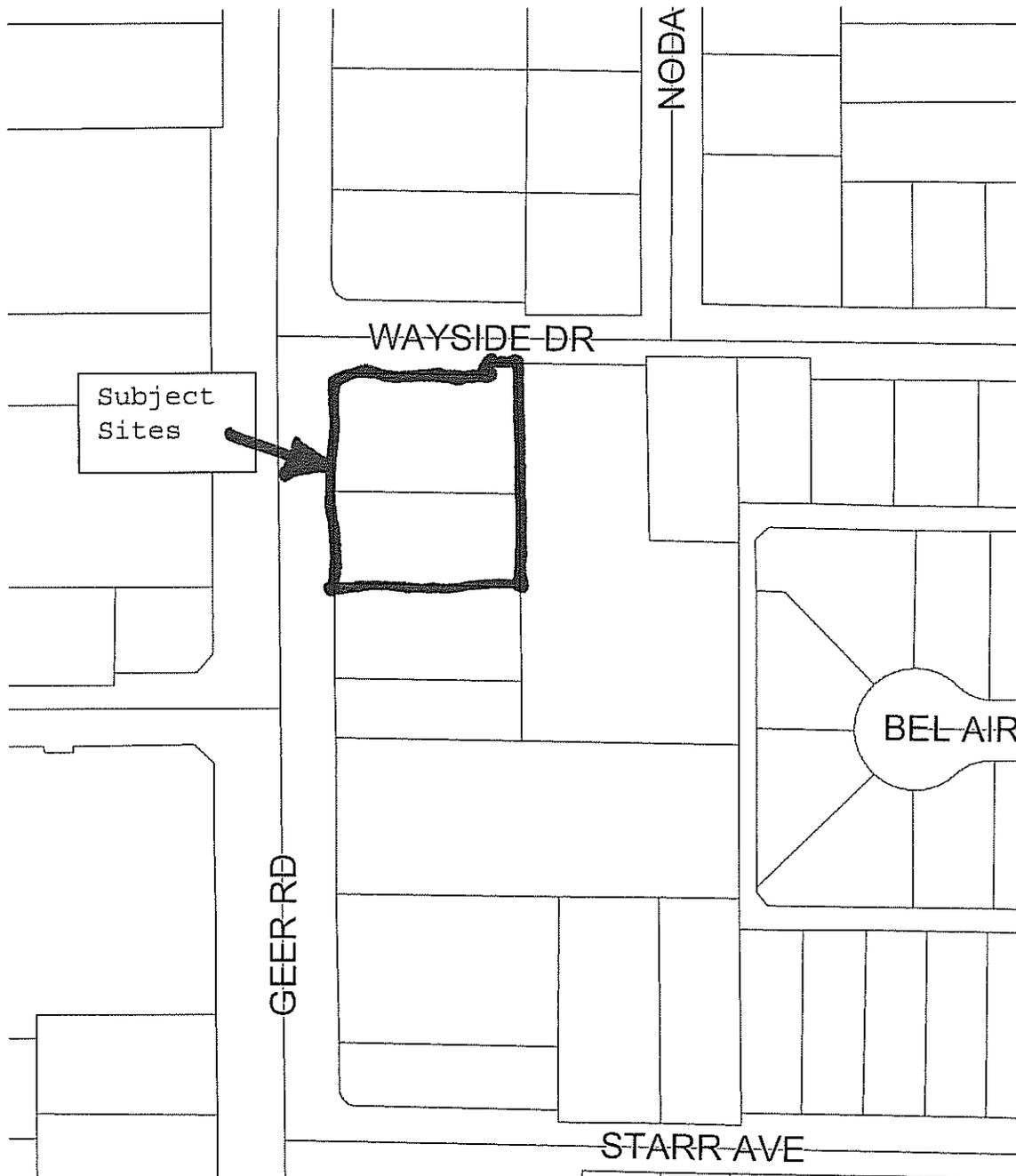
Signed and approved this 11<sup>th</sup> day of September, 2012.

\_\_\_\_\_  
John Lazar, Mayor

ATTEST:

\_\_\_\_\_  
Kellie E. Weaver, City Clerk  
City of Turlock, County of Stanislaus,  
State of California

**Exhibit A**  
**REZONE 2012-01**  
SITE MAP  
1144 & 1164 Geer Road  
(Stanislaus County APN 042-22-84 & 85)



BEFORE THE CITY COUNCIL OF THE CITY OF TURLOCK

IN THE MATTER OF ESTABLISHING }  
CONDITIONS OF APPROVAL FOR }  
MINOR DISCRETIONARY PERMIT 2012-09 }  
(O'REILLY AUTO PARTS) }  
\_\_\_\_\_ }

RESOLUTION NO. 2012-

**WHEREAS**, O'Reilly Auto Parts is requesting the development of an approximately 6,827 square foot auto parts store on the vacant lots at 1144 & 1164 Geer Road, Stanislaus County Assessor's Parcel Numbers (APNs) 042-022-84 & 85); and

**WHEREAS**, on-site parking landscaping and other improvements will be included in the proposal in conformance with the development standards and design guidelines established for the Community Commercial zoning district; and

**WHEREAS**, the approval of this Minor Discretionary Permit is contingent upon the approval of General Plan Amendment 2012-01 and Rezone 2012-01 to allow for the change in designation of the sites from Commercial Office to Community Commercial ; and

**WHEREAS**, TMC Chapter 9-5 Article 3 establishes the process for amending a Minor Discretionary Permit; and

**WHEREAS**, after public hearing held on July 19, 2012, the Planning Commission voted 7-0 to recommend approval of the project request; and

**WHEREAS**, on August 28, 2012 the City Council considered the request, the Planning Commission recommendation, and the Environmental Review documentation, and public testimony, and subsequently found that Minor Discretionary Permit 2012-09, will not have a significant adverse impact upon the environment and directed that a Notice of Determination for a Mitigated Negative Declaration be filed and the City of Turlock adopts a Mitigation Monitoring Program, having determined that the City of Turlock, as lead agency for the proposed project, has prepared an initial study to make the appropriate findings; and

**WHEREAS**, on August 28, 2012 the City Council determines that all of the following findings can be made for Minor Discretionary Permit 2012-09

1. The proposal is consistent with the Turlock General Plan, the Zoning Ordinance and all other adopted plans for the site.
2. The proposal is in harmony with the existing or proposed development in the general area or neighborhood and will be compatible with adjacent structures and uses, including those on adjoining property.
3. The proposal is consistent with the development plan, terms, conditions, and / or intent of any planned development or conditional use permit currently in effect on the property.

4. Any structural elements contained within the proposal is of high quality design consistent with the intent of the City Design Element of the Turlock General Plan and the exterior design, appearance, materials, and colors will not cause the nature of the neighborhood to materially depreciate.
5. The proposal will not otherwise constitute a nuisance or be detrimental to the public safety, health and welfare of the neighborhood and community.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Turlock does hereby approve Minor Discretionary Permit 2012-09, in accordance with the plan filed as part of the Planning Commission consideration, referred to above, and which is on file in the office of the Deputy Development Director, Planning Division. The following conditions shall apply, as well as compliance with all applicable laws, regulations, codes and ordinances:

**PLANNING (668-5640)**

1. This project shall be constructed in accordance with the revised site plan dated September 27, 2011, as amended, and the attached building elevations (attachment #1).
2. Minor amendments to the site layout and other conditions contained within this approval may be authorized by the Community Development Director on a case-by-case basis, provided that such amendments are consistent with the overall intent and purpose of the conditions contained herein.
3. The approval of Minor Discretionary Permit (O'Reilly Auto Parts) is contingent upon the approval of General Plan Amendment 2012-01 and Rezone 2012-01.
4. All "Standard Conditions of Approval" contained in Turlock Planning Commission Resolution 91-54 are conditions of approval for this project.
5. Pursuant to Turlock Municipal Code (TMC) §9-5-314.1 this approval shall expire one (1) year from the date of issuance, if construction has not begun or the use commenced. If requested prior to the date of expiration, the minor discretionary permit may be extended upon a finding of good cause when the applicant presents proof of unusual conditions not of his own making.
6. In the event the city determines that it is necessary to take legal action to enforce any of the provisions of these conditions, and such legal action is taken, the applicant shall be required to pay any and all costs of such legal action, including reasonable attorney's fees, incurred by the city, even if the matter is not prosecuted to a final judgment or is amicably resolved, unless the city should otherwise agree with applicant to waive said fees or any part thereof. The foregoing shall not apply if the permittee prevails on every issue in the enforcement proceeding.
7. The project shall be developed consistent with the standards and uses established for the Community Commercial (CC) zoning district in TMC §9-3-300ART: *Commercial Districts* and the adopted Design Guidelines.

8. Deliveries to the site by large semi-trucks shall be limited to the hours of 10 p.m. and 6:00 a.m.
9. In accordance with TMC §9-2-115(c)(1) the trash and recycling enclosures shall comply with the City of Turlock Standards and Specifications for construction and materials. Each trash and recycling enclosure shall be designed to allow walk-in access without having to open the main enclosure gate. The property owner shall supply and maintain adequate bins and containers for recycling and waste disposal.
10. A minimum two (2) foot perimeter at the base of each enclosure wall shall be irrigated and planted with landscaping, including the use of evergreen vines.
11. All electrical, gas, telephone, cable television, and similar distribution lines, including existing distribution lines, providing immediate service to the site shall be installed underground within the site.
12. All above ground structures located, such as backflow protection devices, fire department connections and transformers, shall be located on the site to minimize visual impact and shall be screened from public view by landscaping approved by the City of Turlock Planning Division.
13. Bicycle racks, accommodating a minimum of three bicycles shall be installed on-site.
14. A landscape plan for the proposed new parking lot shall be submitted to the Engineering Division as part of the improvement plan submittal process. All parking areas shall comply with TMC 9-2-109. In particular, one (1) shade tree shall be provided for every five (5) parking spaces.
15. The existing trash and recycling enclosures, located in the parking lot at 1300 W. Main, shall remain in place, and are for the use of tenants in the 1200 W. Main St. building as well as tenants in the 1300 W. Main St. building. Any new trash/recycling receptacles require enclosures, which shall be approved by the Planning Division prior to construction.
16. All HVAC units, trash/recycle/refuse compactors and other mechanical equipment shall be screened from public view and adjacent properties, including adjoining rights-of-way, in accordance with TMC § 9-2-118. The method of screening such equipment shall be architecturally integrated into the main structure in terms of design, materials, colors, shape and size. Prior to issuance of the building permit, this requirement shall be verified through review of construction plans.
17. Fully detailed landscape and irrigation plans shall be submitted to the Engineering Division for review and approval prior to the installation of any landscaping material or irrigation system and prior to the issuance of any building permits. All landscaping and irrigation systems shall be installed in accordance with the standards of TMC §9-2-109.

18. All landscaping and irrigation shall comply with the State Model Water Efficient Landscape Ordinance.
19. In accordance with TMC §9-2-109, all landscape planter beds shall be a minimum of five (5) feet in depth and width.
20. All planting areas shall be protected with raised concrete curbs.
21. An average three (3) foot high [minimum 2½ foot and maximum 3½ foot] continuous screen shall be installed between all parking areas and public streets. A screen shall consist of one or any combination of the following: a) walls; b) landscaped berms; c) fences; and / or d) plant materials.
22. Deciduous non-fruiting trees shall be incorporated into the planting plan within the parking lot and around the building to provide shade relief from the summer sun.
23. A variety of plant types and species shall be incorporated into the planting scheme to provide interest and color. No one (1) species of plant shall exceed 20 percent (20%) of the plant material. Turf shall be limited to 25 percent (25%) of the total landscaped area.
24. All planting areas shall include a three (3) inch top dressing of an organic mulch or equivalent material. Mulches shall be reapplied as part of a regular maintenance program to reduce evaporation, soil compaction, and weeds.
25. A total of 23 on-site parking spaces are required according to the parking ratio of 1 parking space 300 square feet of floor area.
26. All parking spaces shall comply with dimensional standards for the City of Turlock. Standard parking spaces measure 9 feet x 19 feet and compact spaces measure 7½ feet x 15 feet. No more than 30 percent, or 4 spaces, of the required parking spaces may be compact spaces.
27. Wheel stops and striping are required.
28. Parking lot shade trees shall be installed along all parking areas in accordance with TMC §9-2-109: one shade tree per five (5) parking spaces. Parking lot shade trees shall be planted in landscape islands within the parking lot. Tree spacing shall be such that every tree trunk is within 30 feet of the trunk of a tree.
29. Limit intensity, shield and/or situate all on-site lighting such that light does not spill over to adjacent properties.
30. All lighting fixtures must be shielded to confine light spread within the site boundaries.
31. Security lighting fixtures shall not project above the fascia or roofline of the building and are to be shielded.
32. Lights shall be placed to direct and control glare.

33. Lighting sources shall be thoughtfully located and shall have cut-off lenses to avoid light spillage and glare on adjacent properties.
34. Provide directional shielding for street and parking lot lighting.
35. No signs have been approved as part of this permit. All signage shall comply with the provisions established in the Turlock Municipal Code (TMC 9-2-500 ART) and the General Sign Guidelines contained in the City of Turlock's adopted Design Guidelines, as required by TMC §9-5-1002 and shall obtain the appropriate permits.
36. Pole signs and cabinet signs are prohibited.
37. Freestanding signs shall incorporate the design, materials, textures and colors utilized on the permanent structure located on the site. All building signage shall be composed of individual pan channel letters or equivalent. Exposed raceways and changeable copy are prohibited.
38. Temporary promotional signs, e.g. banners, may be permitted subject to first obtaining a sign permit from the Planning Division. No more than one temporary promotional sign shall be displayed.
39. Temporary promotional signs shall be displayed for no more than 14 days in a row and not to exceed a total of 60 days in one calendar year.
40. Construction will still be limited to the hours allowed in the Municipal Code of 7:00 a.m. to 7:00 p.m., Monday through Friday and 9:00 a.m. to 8:00 p.m. on weekends. A "disturbance coordinator" shall be designated who would be responsible for responding to any local complaints about construction noise. The disturbance coordinator will determine the cause of the noise complaint (e.g., starting too early, bad muffler, etc.) and will require that reasonable measures warranted to correct the problem be implemented. A telephone number for the disturbance coordinator shall be conspicuously posted at the construction site and include it in the notice sent to neighbors regarding the construction schedule. The standards of Turlock's Noise Ordinance (TMC 9-2-300ART) are applicable to the development during construction and occupancy.

**ENGINEERING SERVICES (668-5520)**

41. Prior to the issuance of a building permit, the developer shall provide written consent, as provided in Section 54715 of the California Government Code, to the levy of an assessment to finance the operation and maintenance of drainage, flood control, street maintenance, and street lighting service which benefits the area to be developed.
42. Provide written consent prior to the issuance of a building permit, as provided in Section 22500 of the Streets and Highways Code, to the formation of an assessment district to finance the maintenance of landscaping.
43. Prior to the issuance of a building permit, developer shall execute a lot line adjustment or parcel map to merge the parcels.

44. The developer shall pay all City of Turlock city wide and specific plan development impact fees prior to issuance of the building permit.
45. An encroachment permit is required for all off-site work. Please submit a cost estimate for all off-site work, liability insurance listing the City of Turlock as additionally insured, as well as (6) sets of improvement plans for review and approval.
46. Developer shall install full frontage improvements along Geer Rd. and Wayside Dr. per the City Standard Specifications and Drawings: 10' wide commercial sidewalk, a commercial driveway approach per detail C-6 or C-7 and street trees in 4'x6' tree wells spaced 30'-35' apart.
47. Any existing or new water services shall be fitted with backflow prevention devices.
48. Developer shall procure a grading permit from the City of Turlock for all on-site (Non-Structural) work. Please submit a cost estimate for all on-site work, as well as (6) sets of civil improvement plans including an erosion control plan and landscaping plans meeting the Water Efficiency Landscape Ordinance for review and approval.
49. The City Engineer reserves the right to require full roadway reconstruction or a 2" asphalt overlay from curb to curb on if in the City Engineer's opinion the integrity of the roadway has been compromised by utility cuts and/or construction practices. Asphalt oil shall be PB 70-10.
50. All trenching in existing public pavement must be repaved per city standard T-1 unless approved by the City Engineer.

**FIRE SERVICES (668-5580)**

51. The project shall be required to meet the 2007 California Fire Code, National Fire Code (NFPA), 2007 California Mechanical Code, and the City of Turlock Municipal Code.. THIS IS NOT A PLAN REVIEW. Additional requirements may be applicable upon Fire Dept. review of building plans.
52. Before vertical construction begins: 1) Onsite fire hydrant shall be in service; 2) Blue hydrant markers shall be in street; 3) Asphalt or concrete fire access roadway shall be installed; 4) Temporary address signage shall be clearly visible from the primary roadway.
53. Address numerals shall be a *minimum* of 6" tall, contrast with background, be clearly visible from the primary roadway and be illuminated either internally or externally between dusk and dawn daily.

54. Permanent all weather signage shall be installed: (minimum 3" letters/numbers)
  - a. MAIN ELECTRICAL DISCONNECT
  - b. MAIN GAS SHUT OFF
  - c. FIRE CONTROL ROOM
  - d. FDC (address numerals)
  - e. ELECTRICAL ROOM
55. Two Locking FDC plugs (2 – 2 1/2") shall be installed. Plugs may be ordered at [www.knoxbox.com](http://www.knoxbox.com) or by visiting our office.
56. On-site fire hydrant required. Location and number to be determined at civil plan review. Fire hydrant shall be within 75 feet of the FDC.
57. Fire sprinklers shall be required if any portion of a building is located more than 140 feet from the flow line. Four (4) sets of fire sprinkler plans, architectural plans and calculations shall be submitted by a licensed C-16 fire sprinkler contractor to the Fire Department in accordance with NFPA 13 and City of Turlock Municipal Code.
58. On-site fire hydrant required. Location and number to be determined at civil plan review. Fire hydrant shall be within 75 feet of the FDC.
59. Four (4) sets of fire alarm system plans shall be submitted to fire department by a licensed C-10 fire alarm professional. System shall be U.L certified and monitored by a U.L. central station for the life of the building. U.L. certificate required at final.
60. Fire extinguishers with a minimum rating of 2-A:10-B:C shall be provided such that no point in the building is further than 75-foot travel distance to an extinguisher. Extinguishers shall be mounted on the wall or in cabinets, such that the top of the extinguisher is no more than four (4') feet above floor level.
61. Electrical disconnect shall be accessible from the exterior of the building or in a secure electrical room that opens directly to the outside. Disconnect or electrical room will be identified with an approved all weather sign.
62. Fire lane requirements shall be met. Fire lanes shall be painted throughout project, and shall read, "No Parking, Fire Lane."

**MUNICIPAL SERVICES (668-5590)**

63. Street trees shall be installed in the sidewalk in accordance with City of Turlock standards (TMC §7-7-500 and §9-2-109(8)(ii)). The variety of street tree to be installed is Chinese Pistache, "Keith Davey" variety. Any variation from the above listed street tree requirement must first be approved by the City of Turlock Municipal Services. The property owner or developer shall contact the City of Turlock Municipal Services at 668-5590 for review of tree layout and inspection prior to installation of street trees.

64. The property owner shall be responsible for providing water/sewer/G.I. for all tenants. If the property owner will not be the responsible party for these services, the property owner/developer shall contact City of Turlock Municipal Services at 668-5590 to establish an acceptable agreement/organization to be responsible for providing such services.
65. Prior to issuance of a building permit, water and sewer utilities shall be reviewed and approved by Municipal Services (668-5590).
66. Prior to issuance of a building permit, the property owner/developer shall contact City of Turlock Municipal Services at 668-5590 to determine whether a grease interceptor shall be required. If required, the grease interceptor shall be incorporated into the building plans, prior to the issuance of a building permit.
67. Prior to issuance of a building permit, storm water facilities shall be reviewed and approved by Municipal Services (668-5590)

**BUILDING DIVISION (668-5560)**

68. The project shall provide an accessible path of travel from the building to the public right of way.
69. A building permit shall be obtained.

**SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT (DAVID MC DONOUGH 559-230-5920)**

70. The project would be subject to District Rule 9510 (Indirect Source Review). Information on how to comply with District Rule 9510 can be found online at: <http://www.valleyair.org/ISR/ISRHome.htm>.
71. The project may also be subject to Regulation VIII (Fugitive PM10 Prohibitions), Rule 4102 (Nuisance), Rule 4601 (Architectural Coatings), and Rule 4641 (Cutback, Slow Cure, and Emulsified Asphalt, Paving and Maintenance Operations).
72. In order to identify other District rules or regulations that apply to this project or to obtain information about District permit requirements, the applicant is strongly encouraged to contact the District's Small Business Assistance Office at (559) 230-5818. Current District rules can be found at: [www.valleyair.org/rules/1ruleslist.htm](http://www.valleyair.org/rules/1ruleslist.htm).

**TURLOCK IRRIGATION DISTRICT**

73. Utility maps show an existing overhead 12kV distribution power line along the east side of Geer Road. The owner/developer must apply for a facility change for any pole or electrical facility relocation. Facility changes are performed at developer's expense.

**BE IT FURTHER RESOLVED** that the City Council intends the Minor Discretionary Permit be administered pursuant to Article 3 of Chapter 9-5 of the Turlock Municipal Code.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Turlock this 11<sup>th</sup> day of September, 2012, by the following vote:

AYES:  
NOES:  
NOT PARTICIPATING:  
ABSENT:

ATTEST:

---

Kellie E. Weaver, City Clerk,  
City of Turlock, County of Stanislaus,  
State of California