

1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 7:08 p.m.  
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Mary Jackson, Forrest White, and Mayor John S. Lazar.  
ABSENT: None

**B. SALUTE TO THE FLAG**

**C. SWEARING IN OF NEW POLICE CHIEF**

Deputy City Clerk Stacey Tonarelli administered the Oath of Office to City of Turlock Police Chief Robert Jackson. Chief Jackson acknowledged family members who were present, and thanked Mayor Lazar, Councilmembers, and dignitaries for their support.

*Mayor Lazar recessed the meeting at 7:20 p.m.*

*Mayor Lazar reconvened the meeting at 7:40 p.m.*

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

- A. Mayor Lazar recognized Interim Police Chief Dave Young and read a Proclamation honoring his service to the City of Turlock.
- B. *Removed for future consideration.*
- C. *Removed for future consideration.*
- D. Mayor Lazar recommended that Aaron Hackler be appointed as the City's representative to the Turlock Mosquito Abatement District Board of Trustees.

**Action:** Motion by Councilmember Jackson, seconded by Councilmember White, appointing Aaron Hackler to be the City of Turlock's representative to the Turlock Mosquito Abatement District Board of Trustees. Motion unanimously carried.

- E. *Removed from agenda.*

3. **A. SPECIAL BRIEFINGS:**

California State University, Stanislaus, Director of Legislative Affairs Andrew LaFlamme briefed the Council on activities at the University, including Spring semester being in session, the First Annual Science Day Fair held on Saturday, February 11, 2012, and announced the Annual Vines event will be held on March 8, 2012.

California State University, Stanislaus, Governmental Affairs Administrator Sabrina Dominguez, briefed the Council on activities at the University, including homecoming activities scheduled for February 18, 2012, the search for students to serve on the Trustee Board, a resolution recently passed by students in opposition to proposed cuts by Governor Brown to Cal Grants, and a recruitment for Students for Higher Education.

**B. STAFF UPDATES**

1. Deputy City Clerk Stacey Tonarelli provided information regarding Board, Commission, and Committee vacancies. Councilmember Bublak requested to agendaize an item to discuss a reduction of vacancies on the Arts Commission. Councilmember Jackson indicated she knows of three candidates that will be applying to serve on this commission. Mayor Lazar requested the Chairman of the Arts Commission be invited to participate in the discussion.

**C. PUBLIC PARTICIPATION:**

Turlock Library Branch Manager Carol Blomquist provided information about upcoming programs and activities at the Turlock Library.

Citizen Gary Doeskle addressed the Council regarding security and large trucks at the 99 Cent Store.

**4. A. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:**

Councilmember Bill DeHart identified a Conflict of Interest in regard to Consent Calendar Item 50, noting he knows the claimant.

**5. CONSENT CALENDAR:**

Mayor Lazar asked that Consent Calendar Item 50 be removed for separate consideration due to a conflict of interest indicated by Councilmember DeHart.

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

- A. **Resolution No. 2012-013** Accepting Demands of 1/5/12 in the amount of \$515,140.37; Demands of 1/12/12 in the amount of \$1,662,231.38; Demands of 1/19/12 in the amount of \$532,874.53
- B. **Motion:** Accepting Minutes of Special Meeting of January 24, 2012; Accepting Minutes of Regular Meeting of January 24, 2012
- C.
  1. **Motion:** Awarding bid and approving an agreement in the amount of \$985,484 (Fund 215) with George Reed, Inc. of Modesto, California, for City Project 10-65, "Rehabilitation of Golden State Boulevard and West Main Street"
  2. **Resolution No. 2012-014** Appropriating \$498,800 to account number 215-40-420.51210 "Rehabilitation of Golden State Boulevard and West Main Street" to be funded via a transfer of Section 2103 Gas Tax monies from Fund 217 "Gas Tax Fund" for City Project No. 10-65, "Rehabilitation of Golden State Boulevard and West Main Street," to complete the necessary funding required for the project

- D. 1. Motion: Approving Contract Change Order No. 1 (Final) in the amount of \$8,031.96 (Fund 420) for City Project No. 10-69, "Donnelly Park Irrigation Pump Stations," bringing the contract total to \$163,158.73  
2. Motion: Accepting improvements for City Project No. 10-69, "Donnelly Park Irrigation Pump Stations," and authorizing the City Engineer to file a Notice of Completion
- E. 1. Motion: Approving Contract Change Order No. 1 (Final) in the amount of \$1,092.44 (Fund 217) for City Project No. 11-49, "Stop Sign Upgrade; Fulkerth Road at N. Tegner Road," bringing the contract total to \$15,753.44  
2. Motion: Accepting improvements for City Project No. 11-49, "Stop Sign Upgrade; Fulkerth Road at N. Tegner Road," and authorizing the City Engineer to file a Notice of Completion
- F. 1. Motion: Approving Contract Change Order No. 1 in the amount of \$1,216 (Fund 301) for City Project No. 11-59, "Emergency AC Replacement at the Chamber of Commerce," bringing the contract total to \$7,441  
2. Motion: Accepting improvements for City Project No. 11-59, "Emergency AC Replacement at the Chamber of Commerce," and authorizing the City Engineer to file a Notice of Completion
- G. **Resolution No. 2012-015** Extending the expiration of the Development Collaborative Advisory Committee (DCAC) as appointed by the Mayor through June 30, 2012, to provide feedback and assistance in serving the Turlock Development Community
- H. 1. **Resolution No. 2012-016** Approving the submittal of an application for grant funds for Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Contract, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the update to the East Tuolumne Master Plan  
2. **Resolution No. 2012-017** Approving the submittal of an application for grant funds for Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Contract, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the Development of a Neotraditional Neighborhood Preservation Overlay Zone and Water Efficient Landscape Manual for Public Landscapes
- I. **Resolution No. 2012-018** Authorizing the sole source repairs to the Vac-Con Combination Cleaner No. CL03-836, in an amount not to exceed \$40,000, with Municipal Maintenance Equipment of Sacramento, California, for the Municipal Services Utilities Division, without compliance to the formal bid procedure in accordance with Section 2-7-08 (b)(2) of the Turlock Municipal Code
- J. 1. Motion: Approving the purchase of one (1) 100 KW trailer mounted generator from Edward R. Bacon of Sacramento, California, for the Municipal Services Division, in an amount not to exceed \$87,382  
2. Motion: Rejecting bids with UPS Protection, Industrial Electric, Energy System and California Diesel & Power for RFB 11-232 for being non-compliant with the bid specifications
- K. **Resolution No. 2012-019** Authorizing the Purchasing Officer to dispose of surplus property by any means determined to be in the best interest of the City of Turlock
- L. Motion: Approving the contract between the City of Turlock and the Turlock Umpire Group to officiate adult City League softball games
- M. Motion: Approving an Employment Agreement to be effective February 14, 2012, between Robert A. Jackson and the City of Turlock

- N. Motion: Approving an agreement between the City of Turlock and the Stanislaus County Fairgrounds for the purpose of using the northern parking lot of the Fairgrounds for continued Turlock Police Department motorcycle training from January 1, 2012 through December 31, 2012
- O. Removed for separate consideration.
- P. Motion: Rejecting Claim for Damages filed by Don H. Andrino
- Q. Motion: Rejecting Claim for Damages filed by Walter Borasham
- R. Motion: Rejecting Claim for Damages filed by David Matsumura

**Item 50**      Motion: Rejecting Claim for Damages filed by Northside Assembly of God

**Action:**            Motion by Councilmember White, seconded by Councilmember Bublak, Rejecting Claim for Damages filed by Northside Assembly of God. Motion carried with Councilmember DeHart not participating.

**6.      FINAL READINGS:** None

**7.      PUBLIC HEARINGS**

- A.      Neighborhood Preservation Officer Robert Boyd presented the staff report on the request for approval establishing a lien for payment for the abatement of certain weeds, obnoxious growth and other debris on property and abandoned vehicles that are a nuisance to the public.

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

**Action:**            **Resolution No. 2012-020** Assessing properties for abatement costs and establishing a lien for payment was introduced by Councilmember DeHart, seconded by Councilmember Jackson, and carried unanimously.

**8.      SCHEDULED MATTERS:**

- A.      Municipal Services Director Dan Madden presented the staff report on the request to authorize the standardization and procurement of the security system for the Honeywell Prowatch card access system from Microbiz Security Company.

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

**Action:**            **Resolution No. 2012-021** Authorizing the standardization and sole source procurement of the security system for the Honeywell Prowatch card access system from Microbiz Security Company was introduced by Councilmember White, seconded by Councilmember Bublak, and carried unanimously.

- B. Municipal Services Director Dan Madden presented the staff report on the request to approve the advertisement for construction proposals and the sole source specification of various equipment for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Expansion – Phase 1," and City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline."

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

**Action:** Motion by Councilmember White, seconded by Councilmember Bublak, Approving the advertisement for construction proposals for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Expansion – Phase 1." Motion carried unanimously.

**Resolution No. 2012-022** Authorizing the sole source specification of various equipment at the Turlock Regional Water Quality Control Facility for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Expansion – Phase 1," and City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline," was introduced by Councilmember White, seconded by Councilmember Bublak, and carried unanimously.

- C. Economic Development/Redevelopment Manager Heidi McNally-Dial presented the staff report on the request to authorize the City of Turlock to act as the Governing body for the Successor Agency to the Turlock Redevelopment Agency pursuant to Part 1.85 of Division 24 of the California Health and Safety Code establishing rules and regulations for the operations of the Successor Agency as a new legal entity separate from the City and taking certain actions in connection therewith.

City Manager Roy Wasden briefed the council on the postponement Council Items 2B and 2C, the appointments of the general representative to the Successor Agency and the employee representative to the Successor Agency. He noted that due to the drafting of AB X1 26 there are a number of questions staff continues to work through with regard to the requirements of the appointments.

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

**Action:** **Resolution No. 2012-023** Authorizing the City of Turlock to act as the Governing body for the Successor Agency to the Turlock Redevelopment Agency pursuant to Part 1.85 of Division 24 of the California Health and Safety Code establishing rules and regulations for the operations of the Successor Agency as a new legal entity separate from the City and taking certain actions in connection therewith was introduced by Councilmember White, seconded by Councilmember Jackson, and carried unanimously.

***Adjourn to Successor Agency to the Turlock Redevelopment Agency***

***Reconvene Turlock City Council Meeting***

**9. COUNCIL ITEMS FOR FUTURE CONSIDERATION**

Mayor Lazar requested Arts Commission vacancies be agendized at a future meeting at the request of Councilmember Bublak.

Councilmember Jackson requested an item be placed on a future agenda authorizing Council's support for the Perez Assembly Bill which, if passed, would save affordable housing.

Mayor Lazar asked the City Manager to agendize an item in support of the extension of a 1/8 cent sales tax which would fund the Stanislaus County Library.

Councilmember Jackson asked that an item regarding legislative platforms be agendized at a future meeting. City Manager Wasden advised staff would bring this matter forward.

**10. COUNCIL COMMENTS:**

Mayor Lazar congratulated newly elected Modesto Mayor Garrad Marsh.

Councilmember Bublak congratulated Turlock Chamber of Commerce CEO Sharon Silva on being named Chamber Executive of the Year.

**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

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 8:05 p.m.  
Motion carried unanimously.

RESPECTFULLY SUBMITTED

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Stacey Tonarelli  
Deputy City Clerk