

1. **A. CALL TO ORDER** –Vice-Mayor Jackson called the meeting to order at 7:01 p.m.
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Forrest White, and Vice-Mayor Jackson
ABSENT: Mayor John S. Lazar

- B. SALUTE TO THE FLAG**

2. **PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:**
 - A. Vice-Mayor Jackson presented a Proclamation to Michelle Gill of the Society for the Handicapped in honor of Disability Awareness Month in Stanislaus County, June 2012.

 - B. Vice-Mayor Jackson presented a Proclamation to Turlock Station Commander Staff Sgt. Robert Kruppstadt, Sgt. 1st Class Michael Pharr, Staff Sgt. Ryan Muessiq, and Sgt. Jose Bonilla of the United States Army in honor of United States Army Week, June 11-16, 2012.

 - C. Vice-Mayor Jackson recommended the following appointments to the Development Collaborative Advisory Committee: Ron Eivaz, Roger Gregg, and Jim Shade to terms expiring on June 30, 2013; Robert Fernandes, Jerry Powell, and Buster Lucas to terms expiring on June 30, 2014; and Sharon Silva, Alan Marchant, and James Brenda to terms expiring on June 30, 2015.

Action: Motion by Councilmember White, seconded by Councilmember DeHart, appointing the following members to the Development Collaborative Advisory Committee: Ron Eivaz, Roger Gregg, and Jim Shade to terms expiring on June 30, 2013; Robert Fernandes, Jerry Powell, and Buster Lucas to terms expiring on June 30, 2014; and Sharon Silva, Alan Marchant, and James Brenda to terms expiring on June 30, 2015. Motion carried with Mayor Lazar absent.

 - D. Vice-Mayor Jackson introduced Richard Dye of Pacific Gas & Electric who provided Council with information regarding PG&E's Pipeline Safety Enhancement Program including hydrostatic pressure testing they will be conducting within the City of Turlock.

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

- B. STAFF UPDATES**
 1. City Clerk Kellie Weaver provided information regarding Board, Commission, and Committee vacancies.

 2. Development Services Director Mike Pitcock provided an update on capital projects, including the Public Safety Facility, Transit Center, Christoffersen Median, Golden State Boulevard/W. Main Street Overlay Project, Soderquist Storm Line, Blue Diamond Project,

and the raising/lowering of the grade by the railroad tracks at Fulkerth Road and Monte Vista Avenue which will necessitate road closures. Vice-Mayor Jackson asked that Monte Vista Crossings businesses be notified in advance of the closure at Monte Vista Avenue.

C. PUBLIC PARTICIPATION:

Turlock Library Branch Manager Carol Blomquist provided information about upcoming programs and activities at the Turlock Library, including the Summer Reading Program, Crafts Carnival, Magic Dan Program, and the retirement of Susan Guest on June 28, 2012. Ms. Blomquist also thanked everyone who supported Measure T.

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

Action: Motion by Councilmember DeHart, seconded by Councilmember White, to waive reading of all ordinances on the agenda, except by title. Motion carried with Mayor Lazar absent.

B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None

5. CONSENT CALENDAR:

Action: Motion by Councilmember White, seconded by Councilmember DeHart, and carried with Mayor Lazar absent to adopt the consent calendar as follows:

- A. **Resolution No. 2012-090** Accepting Demands of 5/3/12 in the amount of \$447,576.86; Demands of 5/10/12 in the amount of \$840,506.72; Demands of 5/17/12 in the amount of \$1,808,471.55
- B. Motion: Accepting Minutes of Special Meeting of May 22, 2012; Minutes of Regular Meeting of May 22, 2012
- C. **Resolution No. 2012-091** Approving a Transportation Development Act (TDA) Claim #2 for Non-Transit expenses for Fiscal Year 2011-12 in the amount of \$255,513 and adjusting the projected Local Transportation Revenue in Fund 216 to current StanCOG estimates
- D. **Resolution No. 2012-092** Approving the Transportation Development Act (TDA) Claim for funding of transit activities for Fiscal Year 2012-13
- E. Motion: Approving an exchange agreement between the City of Turlock and Genesis Family Enterprises, Inc., for property located on the corner of North Tegner Road and Taylor Road, as required to complete City Project No. 11-43, "The North Tegner Road Cul-de-sac"
- F. Motion: Reaffirming the emergency declaration of the City Manager that there is a need to pursue the replacement of hot water circulation piping at the Turlock Regional Water Quality Control Facility without compliance to the formal competitive bid process
- G. 1. Motion: Accepting notification of Contract Change Order No. 1 (Final) for a credit of \$2,437.50 (Fund 301) for City Project No. 12-27, "ADA Improvements at the Southwest Corner of Monte Vista Avenue and Geer Road," bringing the contract total to \$20,326.50
2. Motion: Accepting improvements for City Project No. 12-27, "ADA Improvements at the Southwest Corner of Monte Vista Avenue and Geer Road," and authorizing the City Engineer to file a Notice of Completion

- H. 1. Motion: Reaffirming the emergency declaration of the City Manager that there is a need to maintain the transition of Monte Vista Avenue with the Union Pacific Railroad without compliance to the formal competitive bid process
2. Motion: Awarding bid and approving an agreement in the amount of \$60,500 (Fund 217) with George Reed Inc., of Modesto, California, for City Project No. 12-34 "MV and GSB RR Crossing"
- I. Motion: Accepting notification of Contract Change Order No. 1 in the amount of \$6,579.93 (Fund 306) for City Project No. 0939, "Storm Drain Pump Station at North Tegner Road and Sandstone Street," bringing the contract total to \$489,182.53
- J. Motion: Approving an agreement for materials testing and special inspection services in the amount of \$170,000 (Fund 415) with Kleinfelder West, Inc., of Merced, California, for City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline"
- K. 1. Motion: Approving Amendment No. 1 to Special Services Contract No. 10-775 for Benchmark Engineering, Inc., to extend the term of the agreement to June 30, 2013 to prepare the Morgan Ranch Master Plan and EIR
2. Motion: Approving Amendment No. 2 to Special Services Contract No. 10-775 for Benchmark Engineering, Inc., to extend the term of the agreement to June 30, 2013 to provide engineering services for the Morgan Ranch Master Plan
- L. Motion: Approving an agreement with All Valley Smog, Inc., of Turlock, California, for smog services for all City fleet vehicles for a period of twelve (12) months, in an amount not to exceed \$3,000
- M. **Resolution No. 2012-093** Appropriating \$3,500 to account number 110-61-622-003.43727 "Turlock Youth Self Defense" from Fund 110 "General Fund" reserve balance, funded by revenue received in 110-61-622-003.35720 "Revenue Turlock Self Defense" for contracted instructor(s) for program classes
- N. **Resolution No. 2012-094** Extending the City of Turlock's Military Leave Policy per Resolution No. 2008-139 for employees involuntarily called to active duty as a result of the nation's war on terrorism
- O. 1. **Resolution No. 2012-095** Calling for the holding of a General Municipal Election to be held on Tuesday, November 6, 2012, for the election of certain officers as required by the provisions of the laws of the State of California relating to general law cities
2. **Resolution No. 2012-096** Requesting the Board of Supervisors of the County of Stanislaus to consolidate a General Municipal Election to be held on Tuesday, November 6, 2012, with the Statewide General Election to be held on the same date pursuant to §10403 of the Elections Code
3. **Resolution No. 2012-097** Adopting regulations for candidates for elective office pertaining to candidate's statements submitted to the voters at a General Municipal Election to be held on Tuesday, November 6, 2012
4. **Resolution No. 2012-098** Setting the deposit fee which will be required of candidates who elect to have a candidate's Statement of Qualifications printed in the ballot pamphlet for the City of Turlock General Municipal Election to be held on November 6, 2012

6. FINAL READINGS:

- A. **Ordinance No. 1165-CS**, Amending Turlock Municipal Code Title 6, Chapter 3, Article 1, Section 1, regarding rates for the collection of recyclable waste material as introduced at the May 22, 2012 meeting, was passed and adopted with Mayor Lazar absent.

7. PUBLIC HEARINGS

- A. Police Captain Jeffrey Lopes presented the staff report on the request to amend Turlock Municipal Code Title 4, Chapter 6, Article 3, Section 2, entitled "Tow-Away Zones: Designation."

Vice-Mayor Jackson opened the public hearing. No one spoke. Vice-Mayor Jackson closed the public hearing.

Council discussion included utilization of City staff to place signs, funding sources and costs associated with temporary and/or permanent signage, the possibility of utilizing farmer's market members to place temporary signs with the need for verification by Police staff of proper signage placement before action could be taken, the benefits of permanent signage, and the need to be sensitive to downtown patrons who may leave their vehicles overnight in downtown parking areas that would be affected by the tow away zone.

Action: Motion by Councilmember White, seconded by Councilmember Jackson, introducing an Ordinance Amending Turlock Municipal Code Title 4, Chapter 6, Article 3, Section 2, entitled "Tow-Away Zones: Designation" and setting the final reading for June 26, 2012. Motion carried with Councilmember Bublak dissenting and Mayor Lazar absent.

8. SCHEDULED MATTERS:

- A. Housing Program Services Manager/Interim Assistant City Manager presented the staff report on the request to provide direction and authorize potential action on pending State Legislation.

Vice-Mayor Jackson asked for public comment. No one spoke. Vice-Mayor Jackson closed public comment.

Council discussion included the constantly evolving language of the legislation. Councilmember White recommended that no formal action be taken, but that Council should remain in a watch position. Vice-Mayor Jackson confirmed this was the pleasure of Councilmembers present at the meeting. No opposition was expressed.

- B. Development Services Director Mike Pitcock presented the staff report on the request to award bid and approve an agreement with C. Overaa & Co., of Richmond, California, for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Capacity Expansion – Phase 1."

Vice-Mayor Jackson asked for public comment. No one spoke. Vice-Mayor Jackson closed public comment.

Action: Motion by Councilmember Bublak, seconded by Councilmember DeHart, Awarding bid and approving an agreement in the amount of \$23,090,000 (Fund 415) with C. Overaa & Co., of Richmond, California, for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks

and Secondary Treatment Capacity Expansion - Phase 1.” Motion carried with Mayor Lazar absent.

- C. Housing Program Services Manager/Interim Assistant City Manager presented the staff report on the request to authorize the City of Turlock to assume all rights, title and interest from the Stanislaus Community Assistance Project (SCAP) Homeless Prevention and Rapid Re-Housing Grant, execute all necessary agreements, appropriate associated funding, and approve Memorandums of Understanding between the City of Turlock and each of the three (3) service providers.

Vice-Mayor Jackson asked for public comment. No one spoke. Vice-Mayor Jackson closed public comment.

Action: **Resolution No. 2012-099** Authorizing the City of Turlock to assume all rights, title and interest from the Stanislaus Community Assistance Project (SCAP) Homeless Prevention and Rapid Re-Housing Grant in the amount of \$284,018 and authorizing the City Manager to execute an assignment and assumption agreement and all HPRP documents and any amendments thereto to effectuate the HPRP contract with the State of California Department of Housing and Community Development was introduced by Councilmember DeHart, seconded by Councilmember White, and carried with Mayor Lazar absent.

Resolution No. 2012-100 Appropriating \$284,018 to account number 257-41-489.47211 “Homeless Prevention and Rapid Re-Housing Grant Expenses” funded by revenue received in account number 257-41-489.34140 “Homeless Prevention and Rapid Re-Housing Grant” was introduced by Councilmember DeHart, seconded by Councilmember White, and carried with Mayor Lazar absent.

Motion by Councilmember DeHart, seconded by Councilmember White, Approving the Memorandums of Understanding between the City of Turlock and each of the three (3) service providers; Children’s Crisis Center, We Care, and Samaritan Foundation as described in Exhibit A. Motion carried with Mayor Lazar absent.

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION: None

10. COUNCIL COMMENTS:

Councilmember White offered his congratulations to Turlock Fire Department’s newest firefighter.

Councilmember DeHart asked for a moment of silence to remember the Ferrari family during this time of incredible loss.

Vice-Mayor Jackson reminded everyone about the Turlock Farmer’s Market which is held on Fridays, between 8:00 a.m. and 1:00 p.m., on Broadway, between Market Street and Olive Avenue.

Vice-Mayor Jackson commented on the new assembled City of Turlock Acronym Guide Book put together by Maryn Pitt and asked that it be placed on the City's website.

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 agency negotiators.

12. ADJOURNMENT:

Motion by Councilmember DeHart, seconded by Councilmember White, to adjourn at 8:15 p.m. Motion carried with Mayor Lazar absent.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk