

City Council Agenda



OCTOBER 9, 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 and in the City Clerk's Office at 156 S. Broadway, Suite 230, Turlock, during normal business hours. Materials related to an item on this Agenda submitted to the Council after distribution of the Agenda Packet are also available for public inspection in the City Clerk's Office. Such documents may be available on the City's website subject to staff's ability to post the documents before the meeting.

1. A. CALL TO ORDER

B. SALUTE TO THE FLAG

2. PROCLAMATIONS, RECOGNITIONS, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS

- A. Proclamation: World Habitat Day, October 1, 2012, accepted by Jessica Hill of Habitat for Humanity, Stanislaus County

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.

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

B. STAFF UPDATES

1. Board, Commission, and Committee Vacancies (*Weaver*)
2. Capital & Development Activity Report (*Pitcock*)
3. 2012 San Joaquin Valley Blueprint Award (*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 9/13/12 in the amount of \$1,488,228.36; Demands of 9/20/12 in the amount of \$2,324,991.50
- B. Motion: Accepting Minutes of Regular Meeting of September 25, 2012
- C. Motion: Accepting improvements for City Project No. 12-42, "Curb Return Revisions at Panorama Avenue and Paseo Del Sol," and authorizing the City Engineer to file a Notice of Completion
- D.
 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 into line 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
- E. Resolution: Directing the City Manager or Director of Development Services/City Engineer to sign all documents, assurances, and statements in regard to any and all Federal Highway Administration (FHWA), Federal Transit Administration (FTA), or state-funded projects for federal fiscal year 2012-2013
- F. Motion: Approving the rehabilitation forgivable loan #0246-WB, in the amount of \$10,000, where the City of Turlock will be in third position, as prescribed by the Adopted Rehabilitation Loan policies and procedures

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- G. Motion: Approving the Maintenance Agreement with Mo-Cal Office Solutions of Modesto for nine (9) multifunctional copiers for Police, Finance, Planning, Building, Recreation, Human Resources and Fleet Maintenance for a period of twelve (12) months and not to exceed \$3,000 annually
 - H. Motion: Approving the agreement with West Coast Equipment for Parcel No. 044-10-39 consisting of 20 acres, northeast corner of Kilroy and W. Linwood Avenue, for agricultural farming, for a period of fifty (50) months
 - I. Motion: Approving a Service Agreement with New World Systems for a Logos.Net Application Server Rebuild in an amount not to exceed \$1,200
 - J. 1. Motion: Approval of Contract Change Order No. 1 in the amount of \$33,195 (Funds 241, 410, 420) for City Project No. 0767, "Municipal Services Building Balcony Deck Renovation," bringing the contract total to \$60,505
2. Resolution: Appropriating \$27,000 to account number 241-00-000-228.43188, "Balcony Repair-Engineering" from Fund 241 Engineering Reserve for City Project No. 0767, "Municipal Services Building Balcony Deck Renovation"

6. FINAL READINGS:

- A. **Recommended Action:**
Ordinance: Amending the Zoning Map of the City of Turlock, California, attached to Title 9 of the Turlock Municipal Code [Rezone 2012-03 (Turlock General Plan Update Citywide Rezone)] as introduced at the September 25, 2012 meeting.

7. PUBLIC HEARINGS:

- A. Request to amend Turlock Municipal Code Title 4, Chapter 7, Article 14, regarding speed limits. (*Pitcock*)

Recommended Action

Ordinance: Amending Turlock Municipal Code Title 4, Chapter 7, Article 14 regarding speed limits

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 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