

1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 6:02 p.m.
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Steven Nascimento, 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 Kelly Ferrini of the Stanislaus County Library in honor of National Library Week, April 14 - 20, 2013. Ms. Ferrini provided information about upcoming programs at the library.

 - B. Mayor Lazar presented a Proclamation to Lemonade Day Assistant Director Darla Nelson in honor of Lemonade Day, May 18, 2013. Ms. Nelson presented information about the program, including the life skills it teaches, program history, and how to participate.

 - C. Environmental Compliance Inspector Dan Frisch recognized Chief Engineer Yancy Hopper of Sunnyside Farms Turlock Dairy Division, Super Store Industries, on being named 2012 Northern California Large Facility of the Year by the California Water Environment Association.

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

- B. STAFF UPDATES**
 1. Development Services Director Mike Pitcock provided an update on capital projects and development activity, including building permit tracking, the Golden State Blvd. Median Project, Clinton Road Sewer Lift Station, and the Tegner Lift Station Upgrade. Mr. Pitcock also answered questions and provided information to Council regarding the intersection of Christoffersen Parkway/Fosberg Road, timeline for the signal light on Fosberg Road, Caltrans funding/approval process, and initial results of the new building fee structure.

- C. PUBLIC PARTICIPATION:** None

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

5. **CONSENT CALENDAR:**
Mayor Lazar asked that Consent Calendar Item 5J be pulled for separate consideration as requested by Councilmember Bublak.

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

- A. **Resolution No. 2013-054** Accepting Demands of 3/7/13 in the amount of \$805,489.03; Demands of 3/14/13 in the amount of \$2,202,545.01; Demands of 3/21/13 in the amount of \$1,950,195.76
- B. Motion: Accepting Minutes of Regular Meeting of March 26, 2013
- C. Motion: Rejecting all bids submitted for City Project No. 11-42, "Fulkerth Water Tank and Pump Station"
- D.
 1. Motion: Approving Contract Change Order No. 1 (Final) for the credit of \$19,230 (Fund 420) for City Project No. 12-19, "Angelus Street Waterline Replacement," bringing the contract total to \$160,532
 2. Motion: Accepting improvements for City Project No. 12-19, "Angelus Street Waterline Replacement," and authorizing the City Engineer to file a Notice of Completion
- E.
 1. Motion: Directing the City Engineer to reimburse Genesis Family Enterprises for park land fees paid for the recordation of Subdivision Map 2005-05 (Turlock Village Subdivision) in the amount of \$267,197 in Neighborhood Park Land Fees and \$133,599 in Community Park Land Fees
 2. **Resolution No. 2013-055** Appropriating \$267,197 from reserves in Fund 228 "Park Development Tax – Neighborhood Park" to account number 228-60-606.47060 "Prior Year Reimbursements" and \$133,599 from reserves in Fund 228 "Park Development Tax – Community Park" to account number 228-60-608.47060 "Prior Year Reimbursements"
- F. Motion: Awarding bid and approving an agreement in the amount of \$90,837 with Hensley's Paving & General Engineering, Inc., of Hickman, California, for City Project No.12-57, "Soderquist Sidewalk Improvements Phase 2"
- G. Motion: Accepting notification of Contract Change Order No. 4 in the amount of \$31,322 (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 7 – Framing, Drywall, and Plaster, bringing the contract total to \$2,516,657
- H. **Resolution No. 2013-056** Approving the 2012 General Plan Implementation Report
- I. **Resolution No. 2013-057** Authorizing the retention and release of property from Police Property and Evidence for City acquisition and auction through PropertyRoom.com
- J. *Removed for separate consideration*
- K. Motion: Rejecting Claim for Damages filed by Pamela Bills

Item 5J City Manager Wasden explained this item was removed from the Consent Calendar due to the fact it was not unanimously supported by Council, necessitating a separate vote.

Action: **Resolution No. 2013-058** Appropriating \$15,000 from the Reserve Balance in Fund 152 "Casualty Insurance" to account number 512-10-152.47078 "Litigation" for the payment of attorney's fees regarding the settlement of Clean Energy Committee vs. City of Turlock, Stanislaus County Superior Court Case No. 679369, was introduced by Councilmember White, seconded by Councilmember DeHart, and carried with Councilmember Bublak dissenting.

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS:** None

8. SCHEDULED MATTERS:

- A. Parks, Recreation & Community Facilities Manager Allison Van Guilder presented the staff report on the request to approve the purchase of five (5) 2013 Chevrolet 2500 HD Regular Silverado pickup trucks with utility body from Smith Chevrolet Cadillac, Inc., of Turlock, California for the Parks, Recreation, and Public Facilities Division and the Municipal Services Department. Mayor Lazar noted a green sheet to this item.

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

Action: Motion by Councilmember Nascimento, seconded by Councilmember DeHart, Approving the purchase of five (5) 2013 Chevrolet 2500 HD Regular Silverado pickup trucks with utility body from Smith Chevrolet Cadillac, Inc., of Turlock, California, for the Parks, Recreation, and Public Facilities Division and the Municipal Services Department, in an amount not to exceed \$132,265. Motion carried unanimously.

- B. Interim Assistant to the City Manager/Police Lieutenant Ron Reid presented the staff report on the request to authorize staff to submit an amended San Joaquin Valley Air Pollution Control District (SJVAPCD) grant application in the amount of \$98,861.92 for the acquisition of four (4) fully funded 2013 Trikke Tribred Patrol electric scooter vehicles and four (4) partially funded 2013 Ford Fusion plug-in hybrid vehicles.

Council and staff discussion included the reason for the amendment being that all vehicles included in the grant request now need to be plug-in hybrids.

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

Action: **Resolution No. 2013-059** Authorizing staff to submit an amended San Joaquin Valley Air Pollution Control District (SJVAPCD) grant application in the amount of \$98,861.92 for the acquisition of four (4) fully funded 2013 Trikke Tribred Patrol electric scooter vehicles at \$3,449 per vehicle (\$4,715.48 per vehicle including accessories and shipping) and four (4) partially funded 2013 Ford Fusion plug-in hybrid vehicles with grant funding of up to \$20,000 per vehicle, of the \$31,188 total per vehicle cost was introduced by Councilmember White, seconded by Councilmember DeHart, and carried unanimously.

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION:

Councilmember Bublak recently attended the Tournament of Champions CSU Stanislaus Warriors Women's Softball Tournament held at Pedretti Park. She indicated she learned there is a push to move the tournament to Las Vegas. Councilmember Bublak asked for consideration of collaboration between the Turlock Chamber of Commerce, Convention and Visitors Bureau, and the City of Turlock to work together to keep the tournament local. City Manager Roy Wasden indicated he would follow-up regarding this matter.

10. COUNCIL COMMENTS:

Mayor Lazar commented about the new technology being utilized by Councilmembers White and DeHart through their use of iPads displaying their Council agenda packet.

11. CLOSED SESSION:

City Attorney Phaedra Norton introduced the Closed Session items.

- A. Conference with Legal Counsel – Anticipated Litigation, Cal. Gov't Code §54956.9(b)
Potential Cases: (1 case)

Action: Council provided direction to staff.

- B. Conference with Labor Negotiators, Cal. Gov't Code §54957.6
Agency Negotiators: Roy W. Wasden/Dave Young
Employee Organization: Turlock Associated Police Officers
Employee Organization: Turlock City Employee Association
Employee Organization: Turlock Firefighters Association. Local 2434
Employee Organization: Turlock Management Association-Public Safety
Unrepresented Employees: Accountant, Sr., Assistant to the City Manager for Economic Development/Community Housing, 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: No reportable action.

12. ADJOURNMENT:

Motion by Councilmember Bublak, seconded by Councilmember DeHart, to adjourn at 6:30 p.m.. Motion carried unanimously.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk