

1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 6:05 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:

Mayor Lazar handled Items A through D out of order.

- B. Mayor Lazar presented a Proclamation to CSUS Coach Larry Reynolds and the CSU Stanislaus Warriors Basketball Team, in recognition of being named 2014 California Collegiate Athletic Association Tournament Champions. CSUS President Dr. Joseph Sheley, Athletic Director Mike Matoso, and Head Basketball Coach Larry Reynolds thanked Council for recognizing their efforts and congratulated team members on a successful season.
- C. Mayor Lazar presented a Proclamation to Municipal Services Director Michael Cooke, Development Services Director Mike Pitcock, and Parks, Recreation & Public Facilities Superintendent Erik Schulze in recognition of Public Works Week, May 18-24, 2014.
- D. Mayor Lazar presented a Proclamation to Staff Services Technician Toni Cordell in recognition of Water Awareness Month, May 2014. Ms. Cordell provided information about the history of Water Awareness Month and steps taken by the City of Turlock to encourage water awareness and conservation.
- A. Mayor Lazar presented a Proclamation to MariaElena Avila-Toledo in recognition of Asthma Awareness Month, May 2014. Ms. Toledo spoke regarding Stanislaus County Asthma Coalition activities and thanked Council for their support.
- E. Kayla Seabourn read a poem and presented information about the CSU Stanislaus Annual Literary and Art Publication Penumbra.
- F. Interim Carnegie Arts Center Director Lisa McDermott presented the Carnegie Art Center Annual Report, including information about 2013 exhibitions, programs and art classes, attendance and participation statistics, volunteers, accomplishments, upcoming events, and the current organizational structure.

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

B. STAFF UPDATES

1. Development Services Director Mike Pitcock provided an update on capital projects, including the Columbia Park Restroom project, Monte Vista/Colorado Traffic Signal project, Public Safety Training Building project, Golden State Boulevard/Dels Lane Traffic Signal project, and the Public Safety Center project. He also provided a status update on the Monte Vista Repaving project.
2. City Manager Roy Wasden provided an update on Turlock Irrigation District discussions including a recap of meetings and correspondence, historical information on TID'S past interest in recycled water, investments made to date related to recycled water usage, and future goals.

C. PUBLIC PARTICIPATION

Turlock High School junior, Mackenzie Neves, spoke regarding her desire to host a 5K run for Type I Diabetes on June 28, 2014. She indicated all proceeds would benefit the Juvenile Diabetes Research Foundation, a global organization with a strategic plan to end Type I Diabetes.

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

Action: Motion by Councilmember Bublak, seconded by Councilmember DeHart, to waive reading of all ordinances on the agenda, except by title. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None

5. CONSENT CALENDAR:

Mayor Lazar requested Item 5J be removed from the Consent Calendar for separate consideration and Item 5L be removed from the Consent Calendar to be brought forward at a future meeting.

Action: Motion by Councilmember DeHart, seconded by Councilmember Nascimento, to adopt the amended consent calendar. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

A. **Resolution No. 2014-065** Accepting Demands of 4/3/14 in the amount of \$694,123.79; Demands of 4/10/14 in the amount of \$1,665,776.65; Demands of 4/17/14 in the amount of \$1,492,999.17

B. Motion: Accepting Minutes of Regular Meeting of April 22, 2014

- C. 1. Motion: Accepting the determination made by Caltrans that City Project No. 13-49, "Dianne Drive Realignment," is categorically exempt per Class 1, PRC 21084 and 14 CCR 15300
2. Motion: Awarding bid and approving an agreement in the amount of \$839,647.40 (Fund 305) with Teichert Construction of Stockton, California, for City Project No. 13-49, "Dianne Drive Realignment"
3. **Resolution No. 2014-066** Appropriating \$170,000 to account number 305-40-440.51270 "Construction Project" from Fund 305 "Capital Facilities Fees (Roadway – Reserve)" for City Project No. 13-49, "Dianne Drive Realignment," to complete the necessary funding required for the project
- D. **Resolution No. 2014-067** Supporting the application for grant funding under the Alternative Transportation Program (ATP), Cycle 1, and City Project No. 14-23, "ATP Grant Application FY 2014-15," for the specified pedestrian and bicycle related projects
- E. Motion: Approving Amendment No. 5 to the agreement with Carollo Engineers increasing the total compensation by \$75,000 to provide extended construction management services for City Project No. 6859, "Harding Drain Bypass Pump Station and Pipeline"
- F. Motion: Approving a reimbursement agreement with Brett A. Honore', Trustee of Brett Honore' Revocable Trust as to an undivided 25% interest, and Brett T. Tate and Karen C. Tate 2012 Trust as to an undivided 75% interest, for construction of frontage improvements along Fulkerth Road at the southwest corner of Dianne Drive and Fulkerth Road, associated with City Project No. 13-49, "Dianne Drive Realignment"
- G. **Resolution No. 2014-068** Accepting \$40,000 of additional Federal Sustainable Communities Regional Planning Grant Program funds for the Smart Valley Places COMPACT, and appropriating \$35,364 to account number 110-40-400.34172 "Smart Valley Places Grant"
- H. Motion: Approving an agreement with Sierra Chemical Company for Liquid Chlorine for the Turlock Regional Water Quality Control Facility for a period of twelve (12) months, in an amount not to exceed \$239,384
- I. **Resolution No. 2014-069** Rescinding Resolution Nos. 2013-075 and 2010-158 and adopting the amended powers, duties and procedures for conducting commission meetings and accepting the renaming of the commission to the Parks, Arts & Recreation Commission
- J. *Removed for separate consideration.*
- K. **Resolution No. 2014-070** Authorizing a blanket agreement with Surplus Tree Leaf Beneficial Reuse for the beneficial reuse of tree leaves collected annually by the City of Turlock Leaf Pick Up Program for reuse on farmland as a soil amendment
- L. *Removed from the Consent Calendar to be brought forward at a future meeting.*
- M. **Resolution No. 2014-071** Appropriating \$7,500 from account number 242-00-000-215.30000_000 (Public Safety MDC – Opening Balance) to account number 242-00-000-215.51010 (Public Safety MDC - Computer) for the purchase of one (1) and the installation of two (2) laptop computers in fire apparatus
- N. **Resolution No. 2014-072** Appropriating \$2,700 to account number 227-40-135.51011 "Computer Software" from Fund 227 "Public Safety Tax" reserve balance for New World Systems to create a custom Animal License Renewal Form
- O. Motion: Authorizing approval to enter into a contract with Microbiz Security Company to approve the upgrade of City Administration Building Access Control ID Card System panels and renewal of Microbiz Software Services Agreement

- P. **Resolution No. 2014-073** Making certain findings and determinations in compliance with Section XIII.B of the California Constitution and Section 7910 of the California Government Code and setting the appropriation limit for the City of Turlock for Fiscal Year 2013-14
- Q. Motion: Rejecting Claim for Damages filed by Arturo Gaona

Item J: Police Chief Robert Jackson presented the staff report on the request to approve an agreement with Stommel, Inc., dba Lehr Auto Electric of Sacramento, California, for the purchase of emergency vehicle equipment, supplies, repair and installation services through the County of Placer agreement, without compliance to the formal bid process.

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

Council discussion included the benefits of “piggy backing” onto another agency’s contract to take advantage of savings.

Action: Motion by Councilmember DeHart, seconded by Councilmember Nascimento, Approving the agreement with Stommel, Inc., dba Lehr Auto Electric of Sacramento, California, for the purchase of emergency vehicle equipment, supplies, repair and installation services through the County of Placer agreement, without compliance to the formal bid process. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

6. FINAL READINGS:

- A. **Ordinance No. 1195-CS**, Amending the Zoning Map of the City of Turlock, attached to Title 9 of the Turlock Municipal Code [Rezone 2013-03 (Planned Development 270) Monte Verde Subdivision, Florsheim Land Company] as introduced at the April 22, 2014 meeting as Introduced on January 25, 2005 was passed and adopted 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

Resolution No. 2014-074 Establishing Conditions of Approval for Planned Development District No. 270 (PD-270) [Rezone 2013-03, Monte Verde Subdivision, Florsheim Land Company] was introduced by Councilmember DeHart, seconded by Councilmember White, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

7. PUBLIC HEARINGS

- A. Development Services Director Mike Pitcock presented the staff report on the request to adopt a revision to the City of Turlock’s ADA Transition Plan as completed by Sally Swanson Architects, Inc., under City Project No. 11-27, “ADA Self-Evaluation and Transition Plan Update”.

Mr. Arfi Khambatta of Sally Swanson Architects, Inc. provided an overview of the Transition Plan for the City’s existing facilities and included information about the four minimum requirements of the plan, consisting of identification of physical barriers, description of methods of mitigation, specification of a mitigation schedule, and identification of the official responsible for the implementation of the plan.

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

Council discussion included sidewalks, implementation of this plan in an area with County islands, and costs of implementation.

Action: **Resolution No. 2014-075** Adopting a revision to the City of Turlock’s ADA Transition Plan as completed by Sally Swanson Architects, Inc., under City Project No. 11-27, “ADA Self-Evaluation and Transition Plan Update” was introduced by Councilmember White, seconded by Councilmember Bublak, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

- B. Assistant to the City Manager for Economic Development/Housing Program Services Maryn Pitt presented the staff report on the request to approve an updated Citizen Participation Plan for use in public outreach of federally-funded grant programs offered by the United States Department of Housing and Urban Development (HUD).

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

Action: **Resolution No. 2014-076** Approving an updated Citizen Participation Plan for use in public outreach of federally- funded grant programs offered by the United States Department of Housing and Urban Development (HUD) was introduced by Councilmember Bublak, seconded by Councilmember DeHart, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

- C. Assistant to the City Manager for Economic Development/Housing Program Services Maryn Pitt presented the staff report on the request to approve the Fiscal Year 2014-15 Annual Action Plan for the Community Development Block Grant Program (CDBG) and the HOME Investment Partnership Program (HOME); authorize submission of the Annual Action Plan to HUD; and authorize the City Manager or designee to execute all related and necessary documents.

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

Action: **Resolution No. 2014-77** Approving the Fiscal Year 2014-15 Annual Action Plan for the Community Development Block Grant Program (CDBG) and the HOME Investment Partnership Program (HOME), authorizing submission of the Annual Action Plan to HUD, and authorizing the City Manager or designee to execute all related and necessary documents was introduced by Councilmember Bublak, seconded by Councilmember DeHart, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

8. SCHEDULED MATTERS:

- A. Parks, Recreation & Community Facilities Superintendent Erik Schulze presented the staff report on the request to approve the amended Parks, Recreation and Public Facilities Department’s part-time employee wage scale for Fiscal Year 2014-15.

Council discussion included clarification as to which part-time employees would receive the wage increase.

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

Action: **Resolution No. 2014-078** Approving the amended Parks, Recreation and Public Facilities Department’s part-time employee wage scale for Fiscal Year 2014-15 was introduced by Councilmember White, seconded by Councilmember Nascimento, and carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

- B. Assistant to the City Manager for Economic Development/Housing Program Services Maryn Pitt presented the staff report on the request to accept a report and information presented on City Council compensation and provide direction to staff for future consideration.

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

Council discussion included the need to focus on the budget prior to any increase in compensation, the importance of putting employees first until solvency is achieved, and forming a Council appointed committee to explore the matter.

Action: Motion by Councilmember Dehart, seconded by Councilmember Nascimento, directing the formation of a citizen committee with one appointee from each Councilmember, to be tasked with looking into Council compensation through fact finding, information sharing, and presentation of a final report to the City Council. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

- C. City Manager Roy Wasden presented the staff report on the request to review the City of Turlock Fiscal Year 2014-15 proposed General Fund Budget and receive direction from Council for budget adoption.

Council discussion included setting aside General Fund dollars for road maintenance, implications associated with maintenance of effort, roadway repair and associated costs, creation of a mechanism such as a revolving fund to assist in the formation of residential assessment areas for roadways, and the creation of a new budget line item for roads.

Additional discussion included a report request for a quantitative analysis of the benefits/detriments of the 25% Building Permit fee reduction, a request for a report on deficit spending over the last 6 years, duties of the newly created Finance Director position, the move of the IT department to Police Services, new positions being added due to segregation requirements, and Fire Department staffing.

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

Action: Motion by Councilmember DeHart, seconded by Councilmember Nascimento, Accepting the information presented in the City of Turlock Fiscal Year 2014-15 proposed General Fund Budget. Motion carried 5/0 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	Yes	Yes	Yes

- D. City Attorney Phaedra Norton presented the staff report on the request to accept information and provide direction to staff in preparation for the May 27, 2014 Council meeting where the Sales Tax Measure will be considered.

Council discussion included the need for transparency and consistency in oversight of the special tax and the need to distribute funds evenly across the City.

Mayor Lazar asked for public comment.

Milt Trieweiler spoke in favor of the tax for reasons including the roads being in need of repair and requested clarification that tax proceeds would be used on existing streets only and not for new construction.

Mayor Lazar closed public comment.

Additional Council discussion involved inclusion of the transit subsidy in the proposed measure, the need to address Police staffing and water issues in addition to roadway repair, and the importance of being good stewards of public funds and allowing voters to decide the matter.

Action: Motion by Councilmember White, seconded by Councilmember DeHart, Accepting the report on the proposed Sales Tax Measure. Motion carried 4/1 by the following vote:

Councilmember DeHart	Councilmember Nascimento	Councilmember Bublak	Councilmember White	Mayor Lazar
Yes	Yes	No	Yes	Yes

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION

Councilmember Bublak requested consideration for receiving an update on the Turlock Business Partnership Incentive Program.

10. COUNCIL COMMENTS:

Councilmember DeHart noted the City of Turlock “Water Tips” article that appeared in the Turlock Journal and encouraged other forms of communication to inform consumers.

Councilmember White noted the Bike Week finale to be held on Friday, May 16, 2014 at 9:00 a.m. at the Turlock Certified Farmer’s Market.

Councilmember Bublak spoke regarding “Love Turlock” including that many people turned out and it was a great success.

Councilmember Bublak commented on the successful season experienced by the CSUS Golf Team.

Councilmember DeHart spoke regarding the great efforts involved with “Love Turlock” and the reality that hunger exists in Turlock.

Councilmember White commended Dr. Brooks and his wife for their efforts in coordinating all of the cooking for participants in the “Love Turlock” event.

Mayor Lazar thanked Joe Fagundes for organizing Fava Day; a fundraiser benefiting child cancer victims.

11. CLOSED SESSION:

City Attorney Phaedra Norton introduced the Closed Session Item.

- A. Conference with Labor Negotiators, Cal. Gov't Code §54957.6(a)
“Notwithstanding any other provision of law, a legislative body of a local agency may hold closed sessions with the local agency's designated representatives regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees, and, for represented employees, any other matter within the statutorily provided scope of representation.”

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, Community Housing Program Supervisor, 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, Regulatory Affairs Manager, Secretary/Deputy City Clerk, Executive Administrative Assistant/Public Safety, Technical Services Manager, Utilities Manager, Water Quality Control Division Manager

Action: No reportable action.

12. ADJOURNMENT:

Motion by Councilmember DeHart, seconded by Councilmember Bublak, to adjourn at 8:45 p.m.
Motion carried unanimously.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk