

# City Council Agenda



**JANUARY 8, 2013**

**7:00 p.m.**

**City of Turlock Yosemite Room**

**156 S. Broadway, Turlock, California**



Mayor  
**John S. Lazar**

Council Members  
**Amy Bublak**  
**Forrest White**  
**Steven Nascimento**  
**William DeHart, Jr.**  
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](http://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. Appointment: Vice Mayor
- B. Appointment: Planning Commission
- C. Appointment: Parks, Recreation and Community Programs Commission
- D. Appointment: Arts Commission Alternate Member
- E. Appointment: The Alliance
- F. Appointment: Stanislaus Council of Governments (StanCOG)
- G. Appointment: League of California Cities, Central Valley Division, Executive Committee
- H. Appointment: Regional Surface Water Supply Project Advisory Committee
- I. Appointment: City of Turlock/Turlock Unified School District Joint Meetings
- J. Appointment: Stanislaus County Economic Development Action Committee (EDAC) Alternate Member

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

**B. STAFF UPDATES**

1. Board, Commission, and Committee Vacancies (*Weaver*)
2. Capital Projects and Building Activity (*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. 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 11/29/12 in the amount of \$3,626,348.51; Demands of 12/6/12 in the amount of \$1,256,775.15
- B. Motion: Accepting Minutes of Regular Meeting of December 11, 2012
- C. Motion: Approving Amendment No.1 to the Professional Services Agreement between the City of Turlock and AECOM Technical Services, Inc., to develop a countywide financial model for the ten jurisdictions in Stanislaus County and the financial evaluation of the Turlock General Plan update scenarios
- D. Resolution: Appropriating \$5,272.53 from Fund 307 (Sewer) Reserve to 307-40-456.43272 "Reimburse Developers" and \$148,008.34 from Fund 307 (Water) Reserve to 307-40-458.43272 "Reimburse Developers" for reimbursement of constructed NE Turlock Master Plan public improvements"
- E. Motion: Reaffirming the emergency declaration of the City Manager that there is a need to replace the roof at the Marty Yerby Center without compliance to the formal competitive bid procedure
- F. Motion: Accepting improvements for City Project No. 12-56, "Demolition of a Pole Barn at the Corporation Yard," and authorizing the City Engineer to file a Notice of Completion
- G. Motion: Accepting improvements for City Project No. 0767, "Municipal Services Building Balcony Deck Renovation," and authorizing the City Engineer to file a Notice of Completion
- H.
  1. Motion: Approving Amendment No. 2 to the Retainer Agreement (Contract No. 11-915) with 4Leaf, Inc., of Pleasanton, California, for plan check services in an increased amount of \$17,500 with the total amount not to exceed \$40,000
  2. Motion: Approving Amendment No. 2 to the Retainer Agreement (Contract No. 11-918) with Bureau Veritas North America, Inc. of Sacramento, California, for plan check services in an increased amount of \$17,500 with the total amount not to exceed \$60,000

- I. Motion: Approving an amendment to the procurement contract for commercial and industrial water meters with Badger Meter, Inc., from \$26,566 to \$200,000 for Fiscal Year 2012-13
- J. Motion: Approving the purchase of rubber bark from tire-derived products with Rubber Bark, Inc., of Ballico, California, in an amount not to exceed \$149,588
- K. Motion: Approving multiple agreements with Pace Supply, Groeniger Company (DBA Ferguson Enterprises), HD Supply, and R & B Company for the purchase of pipe and pipe fittings for Municipal Services Utilities Division for the terms of six (6) months each, with an aggregate value of \$60,000, in accordance with the terms and conditions set within each agreement
- L. Resolution: Approving the purchase of one (1) replacement unmarked police vehicle for Turlock Police Department from Wondries Fleet Group of Alhambra, California, from account number 112-10-116.51115 "Unmarked Police Vehicles" in an amount not to exceed \$30,379.03
- M. Resolution: Appropriating \$3,700 to account number 266-20-255-50.44001\_000 "OTS Vehicle Impound General Supplies" to be funded from Vehicle Impound reserves, in Fund 266 "Police Grants," for the purchase of traffic safety officer equipment
- N. Resolution: Approving a refund of \$3,122 to the Turlock Downtown Property Owners Association (TDPOA) for one-half of the administrative fee charged for Fiscal Year 2012-13
- O.
  - 1. Resolution: 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 Fiscal Year 2012-13 Appropriation Limit for the City of Turlock
  - 2. Resolution: Rescinding Resolution 2011-247 and Adopting a new Resolution to make 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 the Fiscal Year 2011-12
- P. Motion: Rejecting Claim for Damages filed by Pasqual Ceballos

6. **FINAL READINGS:** None

7. **PUBLIC HEARINGS:** None

8. **SCHEDULED MATTERS:**

- A. Request to obtain proposals for professional consulting services to assist in the preparation of a Water Rate Study. (*Madden*)

**Recommended Action:**

Motion: Directing staff to obtain proposals for professional consulting services to assist in the preparation of a Water Rate Study, with any professional services contract subject to future Council review and approval

- B. Request to appropriate \$15,000 to account number 110-10-112.47248 "Turlock Partnership Incentives Program" from Fund 110 General Fund reserve balance for the Partnership Incentives Program. *(Pitt)*

***Recommended Action:***

***Resolution:*** Appropriating \$15,000 to account number 110-10-112.47248 "Turlock Partnership Incentives Program" from Fund 110 General Fund reserve balance for the Partnership Incentives Program

**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**

**12. ADJOURNMENT**