

1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 7:05 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:**
  - A. Mayor Lazar presented a Proclamation to Del Olson, City of Turlock Technical Services Supervisor, in recognition of his retirement.
  - B. Mayor Lazar acknowledged a recent luncheon held to honor City of Turlock employees reaching employment milestones with the City of Turlock and recognized Fire Captain Manuel Drumonde for thirty years of dedicated service.
  - C. Representatives of Pitman High School Future Business Leaders of America Brian Austin – President, Tina Samra – Co Vice President, Benjamin Williams – Co Vice President, and Luke Gonzalez – Member, were introduced. Mr. Austin provided information about the FBLA including their membership, purpose, and activities, including projects, competitions, business development, and conferences in which they participate.
3. **A. SPECIAL BRIEFINGS:** None  
  
**B. STAFF UPDATES**
  1. City Manager Roy Wasden requested future updates be submitted to Council in May and November only and upon an occurrence of an unexpected vacancy, rather than at the first meeting of each month. Council agreed. City Clerk Kellie Weaver provided information regarding upcoming Board, Commission, and Committee vacancies.
  2. Development Services Director Mike Pitcock provided an update on capital projects and development activity, including permit tracking, Christoffersen Parkway/Monte Vista Avenue Landscape Median Project, Monte Vista Avenue/Tuolumne Road Landscape Median Project, Clinton Road Sewer Lift Station, Harding Drain Outpour Line, and Water Quality Control Facility Project.
  3. Police Captain Steve Williams presented the Turlock Police 2012 4<sup>th</sup> Quarter Report and the 2012 Annual Report highlighting staffing levels, response times, crime statistics, field reporting, the impacts of AB109, and programs including the Volunteer Program, Explorer Program and Crime Prevention Program.

**C. PUBLIC PARTICIPATION:**

Tim Guerino, Executive Director of Turlock Gospel Mission provided an update on Turlock Gospel Mission activities, including the celebration of the one year anniversary at the Day Center and their work in securing employment, providing education and mental health services for their guests. Mr. Guerino thanked the Council for the opportunity and the Turlock Police Department for their professionalism and respect in dealing with TGM guests.

**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 unanimously.

**B. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS: None**

**5. CONSENT CALENDAR:**

Councilmember Bublak requested Item 5K be removed from the Consent Calendar for separate consideration.

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

- A. **Resolution No. 2013-041** Accepting Demands of 2/14/13 in the amount of \$4,676,367.35
- B. Motion: Accepting Minutes of 6:30 p.m. Special Meeting of February 26, 2013; Minutes of Regular Meeting of February 26, 2012; Minutes of 7:00 p.m. Special Meeting of February 26, 2013
- C. Motion: Accepting notification of Contract Change Order No. 3 in the amount of \$8,818 (Fund 305) for City Project No. 0804B, "Turlock Public Safety Facility," Category 7 – Framing, Drywall, and Plaster, bringing the contract total to \$2,485,335
- D. **Resolution No. 2013-042** Approving the submittal of an application for a Caltrans Planning Grant to prepare a Bicycle Master Plan for the City of Turlock and authorizing the City Manager or his designee to execute and submit all documents necessary to complete the grant-funded project
- E. Motion: Rejecting bid for Tire Disposal and Recycling Services for RFB 12-256
- F. Motion: Approving Amendment No. 1 to the Agreement with Zalreich Chemical Company, Inc., for the procurement of additional Aluminum Chlorohydrate in the increased amount of \$90,000 Fund (410), bringing the contract total to \$320,080, for Fiscal Year 2012-13
- G. Motion: Rejecting all bids for Police Tactical Vests and Accessories for RFB 12-251, and authorizing the re-solicitation of bids
- H. Motion: Amending the Land Lease Agreement with Lewis and Dolores Baptista to include membership with the East San Joaquin Water Coalition
- I. Motion: Approving the purchase of one (1) Toro Groundmaster Trim Mower 3280D and one (1) Toro Versa Vac Sweeper through the State of California CMAS Contract No. 4-07-51-0020A from Turf Star, Inc., of Hayward, California, for Parks, Recreation and Public Facilities Division, without compliance to the formal bid procedure, in an amount not to exceed \$45,065

- J. Motion: Approving a renewal agreement between the City of Turlock Police Services and Eaton Power Quality (formally known as Powerware), as the service provides for the uninterruptible power system (UPS) in the Communications 911 Center, in an amount not to exceed \$2,151
- K. *Removed for separate consideration.*

**Item 5K** City Manager Roy Wasden presented the staff report on the request to enter into an agreement with Dave Young to assist in the Fiscal Year 2013-14 labor negotiations.

Council discussion included breadth of experience of a selected negotiator, budget falling within scope of duties of a City Manager, and lack of staffing to effectively conduct labor negotiations.

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

**Action:** Motion by Councilmember Nascimento, seconded by Councilmember DeHart, Authorizing the City Manager to enter into an agreement with Dave Young, an outside labor negotiator, to assist in the Fiscal Year 2013-14 labor negotiations with all units if needed, in an amount not to exceed \$15,000. Motion carried with Councilmembers Bublak and White dissenting.

## **6. FINAL READINGS:**

- A. **Ordinance No. 1182-CS**, Amending Turlock Municipal Code Title 6, Chapter 3, Article 1, Section 03 regarding Payment of Collection Charges as Introduced on February 26, 2013 was unanimously passed and adopted.

## **7. PUBLIC HEARINGS**

- A. Police Captain Jeff Lopes presented the staff report on the request to amend the Turlock Municipal Code Title 4, Chapter 7, Article 1, Section 04 regarding Traffic Definitions and adding Turlock Municipal Code Title 4, Chapter 7, Article 9, Section 04 regarding Pedestrians Prohibited on Median Islands.

Council discussion included safety and legal issues, referring people in need to local groups that are capable and in the business of providing help, and exploration of a law that would preclude the acceptance of money while holding a sign. Mayor Lazar asked that City Attorney Phaedra Norton look into the matter.

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

**Action:** Motion by Councilmember Bublak, seconded by Councilmember DeHart, introducing an Ordinance Amending Turlock Municipal Code Title 4, Chapter 7, Article 1, Section 04 regarding Traffic Definitions and adding Turlock Municipal Code Title 4, Chapter 7, Article 9, Section 04 regarding Pedestrians Prohibited on Median Islands and setting the final reading for March 26, 2013. Motion carried unanimously.

- C. Interim Assistant to the City Manager Ron Reid presented the staff report on the request to amend the Turlock Municipal Code Title 4, Chapter 6, Article 3, Section 02 regarding Tow-Away Zones.

Turlock Farmers Market Board Member Brandon Follett introduced new Market Manager Derek Griffin and provided information about the 2013 season, advantages of the proposed new location, parking and traffic issues, signage, affected parties and potential concerns.

Mayor Lazar identified a potential conflict of interest due to his wife serving on the Turlock Farmers Market Board.

*Mayor Lazar stepped down from the dais and turned the meeting over to Vice-Mayor DeHart.*

Council discussion included signage issues.

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

**Action:** Motion by Councilmember White, seconded by Councilmember Nascimento, introducing an Ordinance Amending Turlock Municipal Code Title 4, Chapter 6, Article 3, Section 02, regarding Tow-Away Zones and setting the final reading for March 26, 2013. Motion carried with Mayor Lazar not participating.

*Mayor Lazar returned to the dais.*

## **8. SCHEDULED MATTERS:**

- A. Interim Assistant to the City Manager/Police Lieutenant Ron Reid presented the staff report on the request to support the San Joaquin Tributaries Authority (SJTA) as it endeavors to prevent the State Water Resources Control Board (SWRCB) from imposing a thirty-five (35%) percent unimpaired water flow mandate in the Stanislaus, Tuolumne, and Merced Rivers from February through June each year.

San Joaquin Tributaries Authority Representative Allen Short made a presentation which included information about economic impacts to agriculture, energy impacts, predator suppression programs, and regional self-sufficiency.

Council discussion included water issues relating to diverting water to southern California.

Mayor Lazar opened public comment.

Sergio Alvarado spoke in favor of the Resolution supporting the San Joaquin Tributaries Authority in their endeavor to prevent the SWRCB from imposing the mandate.

Mayor Lazar closed public comment.

**Action:**           **Resolution No. 2013-043** Supporting the San Joaquin Tributaries Authority (SJTA) as it endeavors to prevent the State Water Resources Control Board (SWRCB) from imposing a thirty-five (35%) percent unimpaired water flow mandate in the Stanislaus, Tuolumne, and Merced Rivers from February through June each year was introduced by Councilmember White, seconded by Councilmember Bublak, and carried unanimously.

- B. Planning Manager Debbie Whitmore presented the staff report on the request to approve the final Project Study Report for State Route 165 from south of the Merced River to State Route 99. Ms. Whitmore provided an overview of the history of the project and future transportation improvement processes.

Council discussion included the extent of community representation and input, timelines for project implementation, and future funding strategies.

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

**Action:**           **Resolution No. 2013-044** Approving the final Project Study Report for State Route 165 from south of the Merced River to State Route 99 was introduced by Councilmember Nascimento, seconded by Councilmember White, and carried unanimously.

- C. Municipal Services Director Dan Madden presented the staff report on the request to approve the agreement between the City of Turlock and the Western Recycled Water Coalition (WRWC) as authorized by Council on January 22, 2013.

*Councilmember DeHart stepped down from the dais.*

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

**Action:**           Motion by Councilmember Bublak, seconded by Councilmember White, Approving the agreement between the City of Turlock and the Western Recycled Water Coalition (WRWC) as authorized by Council on January 22, 2013. Motion carried with Councilmember DeHart absent.

- D. Interim Assistant to the City Manager/Police Lieutenant Ron Reid presented the staff report on the request to adopt the City of Turlock 2013-15 Strategic Plan and noted a green sheet to the item which added the Stanislaus County Fair and Turlock Unified School District to "Goals" listed under section "B", subsection "c" (page 8), as examples of public and private agencies, industry, and educational institutions with which to develop value-added partnerships to ensure the most efficient use of resources to maximize value within department budgets.

*Councilmember DeHart returned to the dais.*

Council discussion included a request to change the title of section "H", subsection "c" (page 18), from "Cultural Arts and Tourism" to "Tourism" as arts are already listed in that section as a way to promote Turlock as a tourist destination, along with sports, facilities, and special events.

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

**Action:** Motion by Councilmember Bublak, seconded by Councilmember DeHart, Adopting the City of Turlock 2013-15 Strategic Plan (with recommended changes). Motion carried unanimously.

- E. Interim Assistant to the City Manager/Police Lieutenant Ron Reid introduced the staff report on the request to accept the Convention and Visitors Bureau Annual Report for 2012 and authorize the execution of any and all documents relative to the Convention and Visitors Bureau (CVB).

Desa Cammack presented the annual report including highlights about the increase in hotel taxes, tourism growth, community funding, and new products such as their new smart phone app and tourism DVD which will be included in a recruitment package they are preparing.

Mayor Lazar opened public comment. No one spoke. Mayor Lazar closed public comment.

**Action:** Motion by Councilmember Nascimento, seconded by Councilmember DeHart, Accepting the Convention and Visitors Bureau (CVB) Annual Report for Calendar Year 2012. Motion carried unanimously.

**Resolution No. 2013-045** Authorizing the execution of any and all documents relative to the Convention and Visitors Bureau (CVB) including but not limited to any amendments to the current agreement was introduced by Councilmember Nascimento, seconded by Councilmember DeHart, and carried unanimously.

**9. COUNCIL ITEMS FOR FUTURE CONSIDERATION: None**

**10. COUNCIL COMMENTS:**

Councilmember White congratulated the Stanislaus County Fair for being one of five nominees for a social media award in New York City.

Councilmember Bublak announced that CSUS Coach Diljeet Taylor's women's relay team was victorious at the recent National Indoor Track and Field Championships,.

**11. CLOSED SESSION:**

City Attorney Phaedra Norton introduced the Closed Session item.

- A. Conference with Real Property Negotiators, Cal. Gov't Code §54956.8  
Property: 900 N. Palm St., Turlock, CA, APN #042-037-008  
Agency Negotiator: Roy Wasden  
Negotiating Parties: Turlock Irrigation District  
Under Negotiation: Price and terms of payment for the purchase/sale of the property of located at 900 N. Palm St.

**Action:** No reportable action.

**12. ADJOURNMENT:**

Mayor Lazar adjourned the meeting at 9:18 p.m.

RESPECTFULLY SUBMITTED

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Kellie E. Weaver  
City Clerk