

City Council Agenda



SEPTEMBER 9, 2014

6:00 p.m.

City of Turlock Yosemite Room

156 S. Broadway, Turlock, California

Mayor
John S. Lazar

Council Members
Amy Bublak
William DeHart, Jr.
Steven Nascimento
Forrest White
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: John Sigsbury
- B. Proclamation: California State University Stanislaus Warriors Women's Soccer,
2013 California Collegiate Athletic Association Tournament Champions

3. A. SPECIAL BRIEFINGS:

1. CALIFORNIA STATE UNIVERSITY STANISLAUS

- Edgar Garcia, Governmental Relations Coordinator
- Mariam Salameh, Associated Students Inc., President

B. STAFF UPDATES

1. Capital Projects and Building Activity (*Pitcock*)
2. Water Use Update (*Cooke*)
3. Soderquist Field (*Van Guilder*)
4. Landscape Water Conservation Efforts (*Van Guilder*)

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

B. DISCLOSURE OF EX PARTE COMMUNICATIONS

1. Scheduled Matter Item 7A is a quasi-judicial proceeding. Council should disclose the following information if applicable
 - a. State for the public record the nature of the communication; and
 - b. With whom the ex parte communication was made; and
 - c. A brief statement as to the substance of the communication.

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 8/7/14 in the amount of \$603,995.83; Demands of 8/14/14 in the amount of \$845,779.53
- B. Motion: Accepting Minutes of Regular Meeting of August 26, 2014
- C. Motion: Approving Contract Change Order No. 3 in the amount of \$76,991.30 (Fund 415) for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Capacity Expansion - Phase 1," bringing the contract total to \$23,242,454.58
- D.
 1. Motion: Approving Contract Change Order No. 3 (Final) in the amount of \$10,126.08 (Fund 426) for City Project No. 12-59, "CNG Slow Fill Station Upgrade," bringing the contract total to \$353,657.62
 2. Motion: Accepting improvements for City Project No. 12-59, "CNG Slow Fill Station Upgrade," and authorizing the City Engineer to file a Notice of Completion
- E. Motion: Awarding bid and approving an agreement for Fiscal Years 2014/16 in an amount not to exceed \$50,000 with Pires, Lipomi and Navarro Architectural Corporation of Modesto, California, for City Project No. 14-36, "RFQ for Architectural Services Retainer Agreement"
- F. Motion: Approving an amendment to the Professional Services Agreement between the City of Turlock and Larry Walker Associates for the preparation of a Mixing Zone Field Study for the Turlock Harding Drain By-Pass Pipeline as required by the City's NPDES Discharge Permit, to extend the term of the contract for an additional six (6) months

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- G. Resolution: Appropriating \$21,000 to account number 506-00-000-231.51020 "Equipment Replacement-Streets" from Fund 506 "Equipment Replacement-Streets" reserve balance to purchase filter for Packer Truck to comply with air quality standards

6. FINAL READINGS: None

7. PUBLIC HEARINGS

Challenges in court to any of the items listed below, may be limited to only those issues raised at the public hearing described in this notice, or in written correspondence delivered to the Turlock City Council at, or prior to, the public hearing.

- A. Request for approval establishing a lien for payment for the abatement of certain weeds, obnoxious growth and other debris on property and abandoned vehicles that are a nuisance to the public. (*Boyd*)

Recommended Action:

Resolution: Assessing properties for abatement costs and establishing a lien for payment

- B. Request to approve the recommended Program of Projects for Fiscal Year 2014/15 Federal Transit Administration Urbanized Area Program Funding. (*Pitcock*)

Recommended Action:

Motion: Approving the recommended Program of Projects for Fiscal Year 2014/15 Federal Transit Administration Urbanized Area Program Funding

- C. Request to add Turlock Municipal Code Title 6, Chapter 8, Storm Water Management and Urban Runoff Pollution Control. (*Reynolds*)

Recommended Action:

Ordinance: Adding Turlock Municipal Code Title 6, Chapter 8, Storm Water Management and Urban Runoff Pollution Control

- D. Request to amend Turlock Municipal Code Title 4, Chapter 3, Article 1, Article 2, Article 3, and Article 4, Sections 08 and 09, regarding Fire Codes and Administration to reflect changes to the 2013 California Fire Code (CFC). (*Gomez*)

Recommended Action:

Ordinance: Amending Turlock Municipal Code Title 4, Chapter 3, Article 1, Article 2, Article 3, and Article 4, Sections 08 and 09, regarding Fire Codes and Administration

- E. Request to amend Turlock Municipal Code Title 4, Chapter 14, Article 4, Section 06, regarding City of Turlock Paint Bank. (*Gomez*)

Recommended Action:

Ordinance: Amending Turlock Municipal Code Title 4, Chapter 14, Article 4, Section 06, regarding City of Turlock Paint Bank

8. SCHEDULED MATTERS

- A. Request to authorize the addition of one (1) position within the Parks, Recreation and Public Facilities Department, initiate a hiring recruitment for Maintenance Worker I, and appropriate \$65,705 to account number 110-20-200.41001 "Full Time Salaries," account number 110-30-300.41001 "Full Time Salaries," and related general ledger benefit accounts from Fund 110 "General Fund" reserve balance. (*Van Guilder*)

Recommended Action:

Resolution: Authorizing the addition of one (1) position within the Parks, Recreation and Public Facilities Department, initiating a hiring recruitment for Maintenance Worker I through an in-house recruitment of full-time, part-time and volunteer/intern staff, and outside recruitment if needed, and appropriating \$65,705 to account number 110-20-200.41001 "Full Time Salaries," account number 110-30-300.41001 "Full Time Salaries," and related general ledger benefit accounts from Fund 110 "General Fund" reserve balance

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

- 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 Analyst, Human Resources Manager, Human Resources Technician, Legal Assistant, Municipal Services Director, Parks, Recreation & Public Facilities Director, Parks, Recreation & Public Facilities Superintendent, 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

12. ADJOURNMENT