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1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 6:07 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 City Employee Manuel Drumonde, Fire Captain, in honor of his retirement and service to the City of Turlock.
    - B. Mayor Lazar presented a Proclamation to City Employee John “Steve” Wilson, WQC Division Manager, in honor of his retirement and service to the City of Turlock.
  
  3. **A. SPECIAL BRIEFINGS:** None  
**B. STAFF UPDATES**
    1. Catering Support Services update removed from agenda to be brought forward at a later date.
    2. Development Services Director Mike Pitcock provided an update on capital projects, building activity and permit tracking, and road closure projects including updates on the Fulkerth Road Overlay project, Soderquist Road Improvement project, and Golden State Median project.**C. PUBLIC PARTICIPATION:** None
  
  4. **A. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:**  
Councilmember Bublak identified a conflict of interest regarding Consent Calendar Item 5K due to her employment with Modesto Police Department.
  
  5. **CONSENT CALENDAR:**  
Mayor Lazar noted Councilmember Bublak’s request that Item 5K be removed from the Consent Calendar for separate consideration.  
**Action:** Motion by Councilmember White, seconded by Councilmember DeHart, and unanimously carried to adopt the amended consent calendar as follows:
    - A. **Resolution No. 2013-091** Accepting Demands of 5/9/13 in the amount of \$1,253,935.88; Demands of 5/16/13 in the amount of \$2,156,050.82
    - B. Motion: Accepting Minutes of Regular Meeting of May 28, 2013

- C. 1. Motion: Approving Contract Change Order No. 1 in the amount of \$100,000 (Fund 215) for City Project No. 11-34, "Fulkerth Road Rehabilitation," bringing the contract total to \$984,488  
2. **Resolution No. 2013-092** Appropriating \$100,000 to account number 215-40-420.51210 "Federal Construction Project" to be funded via a transfer of CFF (Transportation) reserve balance from Fund 305 for City Project No. 11-34, "Fulkerth Road Rehabilitation"
- D. Motion: Approving a purchase and sale agreement with Stevens Katharine K Katharine K Stevens 2005 Trust for the purchase of two (2) parcels described as 1129 N. Olive Avenue (APN 042-021-041 and 042-021-041) for road widening construction in the amount of \$125,000 plus half of the escrow closing costs
- E. Motion: Approving the Final Map and Subdivision Improvement Agreement conditioned upon construction of improvements of Lander Crossing Subdivision Project No. 0856, developed by Lander Crossing Properties, LLC
- F. Motion: Approving Amendment No. 2 to Special Services Contract No. 10-775 for Quad Knopf, Inc., to extend the term of the agreement to June 30, 2014 to prepare the Morgan Ranch Master Plan and EIR
- G. Motion: Approving Amendment No. 3 to the Special Services Agreement with Dyett and Bhatia, Urban and Regional Planners, to extend the current termination date to June 30, 2014 for the Turlock General Plan Update
- H. Motion: Approving a Professional Services Agreement between the City of Turlock and RMC Water and Environment for the preparation of an environmental assessment and initial study for work associated with conveying recycled water to the Delta Mendota Canal via the Patterson Irrigation District, in an amount not to exceed \$54,813, from Fund 410-51-530.43340 "North Valley Regional Recycled Water Project"
- I. **Resolution No. 2013-093** Authorizing the City Manager to serve as the Legally Responsible Person (LRP) for the City of Turlock National Pollutant Discharge Elimination System (NPDES) Phase II MS4 General Permit and authorizing the City Manager to execute any and all related certifications, reports or documentation as necessary
- J. **Resolution No. 2013-094** Appropriating \$358,084.75 from a previously accepted allotment of Customer Premise Equipment (CPE) funding from California 9-1-1 Emergency Communications Division in the amount of \$378,000 for the purchase of a replacement 9-1-1 phone system
- K. Motion: *removed for separate consideration*
- L. Motion: Approving an agreement between the City of Turlock and the Turlock Unified School District for Police Officer Services at Turlock High School
- M. Motion: Approving an agreement between the City of Turlock and the Turlock Unified School District for Police Officer Services at Pitman High School
- N. Motion: Approving the sole source procurement of a replacement scheduling software product through Kronos Telestaff Solutions Group, in the amount of \$25,185.94, from Fund 110-20-200.47363 without compliance to the formal bid procedure
- O. Motion: Approving a renewed service agreement with Romeo Medical's Work Wellness to provide annual physicals and pre-employment physicals as necessary for Turlock City Fire personnel in an amount not to exceed \$14,256
- P. Motion: Authorizing the City Manager to sign and mail a letter of support to the Stanislaus County Department of Environmental Resources (DER) to be included in the DER's application for the State of California's CalRecycle Used Oil Payment Program (OPP) Cycle 4 grant application and authorizing the City Manager to sign all future letters of support

- Q. **Resolution No. 2013-095** Accepting donations received from April through June Fiscal Year 2012-13 to be deposited as per Exhibit A, for a variety of Parks, Recreation & Public Facilities Division programs, scholarships, and activities
- R. **Resolution No. 2013-096** Approving the consortium agreement between the City of Turlock and the Stanislaus Urban County for the purpose of undertaking HOME eligible housing assistance activities pursuant to Title II of the Cranston Gonzales National Affordable Housing Act of 1990, and designating the City of Turlock as the lead agency in the Consortium and the Stanislaus Urban County comprised of the cities of Ceres, Newman, Oakdale, Patterson, Waterford, and the County of Stanislaus as sub-recipients of HOME funds for federal Fiscal Years 2013-16
- S. Motion: Approving the Purchase and Sale Agreement between The City of Turlock and Turlock Irrigation District for the sale of 821 North Broadway Avenue (APN 061-007-018) in the amount of \$27,500, and authorizing the City Manager to execute all escrow documents to effectuate the sale
- T. **Resolution No. 2013-097** Authorizing approval to enter into contracts to maintain insurance coverage's for Workers' Compensation Insurance for Fiscal Year 2013-14
- U. **Resolution No. 2013-098** Extending the City of Turlock's Military Leave Policy per Resolution No. 2008-139 for employees involuntarily called to active duty as a result of the nation's war on terrorism

**Item 5K.** This item was removed from the Consent Calendar for separate consideration as Councilmember Bublak was unable to vote due to a conflict of interest.

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

**Action:** Motion by Councilmember White, seconded by Councilmember DeHart, approving a Memorandum of Understanding between the City of Turlock, the City of Ceres, Stanislaus County, City of Modesto, City of Oakdale, City of Newman, California State University Stanislaus, and the California Office of Traffic Safety to work cooperatively to reduce alcohol related traffic collisions in Stanislaus County through the "Avoid the 12" Project #AL1391 and authorizing the City Manager to sign the Memorandum of Understanding on behalf of the City of Turlock. Motion carried with Councilmember Bublak not participating.

**6. FINAL READINGS:** None

**7. PUBLIC HEARINGS**

- A. Chief Building Official Eric Picciano presented the staff report on the request to supersede and replace Council Resolution No. 2013-009 and adopt an updated Building Department Fee Structure for permits, inspections or other fees required per Title 8, Building Regulations, of the Turlock Municipal Code as set forth in the attached "Cost Recovery Fee Table."

Council discussion included concerns over the deficit the updated fee structure would create.

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

**Action:**        **Resolution No. 2013-099** Superseding and replacing Council Resolution No. 2013-009 and adopting an updated Building Department Fee Structure for permits, inspections or other fees required per Title 8, Building Regulations, of the Turlock Municipal Code as set forth in the attached "Cost Recovery Fee Table" was introduced by Councilmember Bublak, seconded by Councilmember DeHart, and carried with Councilmembers Nascimento and White dissenting.

**8. SCHEDULED MATTERS:**

- A. Interim Assistant to the City Manager/Lieutenant Ron Reid presented the staff report on the request to authorize the City Manager to sign and mail letters of support or opposition for varied senate and assembly bills.

Earl Brown, Manager of Business Development Services for Goodwill Industries of San Joaquin Valley, spoke in favor of Council support of SB450 and requested continued support for local non-profit Goodwill services.

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

**Action:**        Motion by Councilmember Nascimento, seconded by Councilmember Bublak, Authorizing the City Manager to sign and mail letters of support or opposition for varied senate and assembly bills to include AB 416, AB 574, AB 1229, SB 33, SB 64, AB 981, SB 450, SB 491, AB 5, SB 443, AB 325, AB 537, SB 311, and AB 1333. Motion carried unanimously.

- B. City Manager Roy Wasden presented the staff report and a recommendation to adopt the City of Turlock Fiscal Year 2013-14 General Fund and Non-General Fund Budgets. He reviewed the General Fund closing projections, the Fiscal Year 2013-14 budgeted projection, impacts to Police, Fire, and other departments, capital expenditures, the General Fund reserve, PERs rate increases, and health care and worker compensation costs and impacts. He advised Council that the budget recommendation would not require employee layoffs but would not fill current vacancies.

Mayor Lazar opened public comment.

John Allen spoke regarding Fire service staffing levels and in support of increasing funding for Fire services.

Turlock Firefighters Local #2434 President Mike Harksen spoke on behalf of Local #2434 against decreased staffing levels for reasons including safety concerns and grant compliance.

Mayor Lazar closed public comment.

Council discussion included effects on employee morale if new employees are to be hired and the City is unable to sustain salary/benefit costs, the inequity to citizens in neighborhoods with lower public safety staffing levels and response times, pros and cons of overtime hours worked by public safety personnel, and additional reserve funding required for necessary overtime costs.

Councilmember Bublak spoke regarding concerns for citizens living in the area of Fire Station 3, effects of additional overtime hours required of public safety, including employee fatigue, a decline in morale, and on-the-job injuries. She requested Council consider the importance of recommended minimum staffing levels during budget adoption.

City Manager Roy Wasden provided information and funding options with regard to overtime versus hiring new employees. He stated Council could elect to allocate additional reserve funds as a one-time allocation in addition to the recommended budget adoption.

Councilmember Bublak spoke in favor of funding the City of Turlock's Business Incentive Partnership for Fiscal Year 2013-14 in order to continue local business growth within Turlock.

Council discussion included a recommendation to deficit spend an additional \$400,000 to fund overtime in Police/Fire Services and the Business Incentive Partnership Program.

**Action:** Motion by Councilmember White, seconded by Councilmember Nascimento, Adopting the City of Turlock Fiscal Year 2013-14 General Fund and Non-General Fund Budgets and authorizing an additional \$400,000 in deficit spending to fund overtime in Police/Fire Services and the Business Incentive Partnership Program. Motion carried unanimously.

**9. COUNCIL ITEMS FOR FUTURE CONSIDERATION:**

Councilmember Nascimento requested consideration of looking at the potential of starting a Fire Department internship or reserve program; Mayor Lazar requested continued use of interns.

Mayor Lazar requested consideration that a formal invitation be extended to Dr. Joseph Sheley, newly appointed President of California State University Stanislaus, to be recognized at a future Council meeting.

**10. COUNCIL COMMENTS:** None

**11. CLOSED SESSION:**

City Attorney Phaedra Norton introduced the Closed Session item.

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, 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, Municipal Services Deputy Director, Payroll Coordinator, Principal Civil Engineer, 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:**

Mayor Lazar adjourned the meeting at 7:45 p.m. in memory of Sharon Howze.

RESPECTFULLY SUBMITTED

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Stacey Tonarelli  
Deputy City Clerk