

AGENDA
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING OF JUNE 24, 2008
CITY COUNCIL CHAMBERS, 7:00 P.M., 1200 MAIN STREET

1. Call To Order.
2. Pledge Of Allegiance.
3. Invocation.
4. Roll Call.
5. Declaration Of Conflicts Of Interest.
6. Ceremonial Matters.
 - a. Recognize C.S.O. Lopez's Transition To Police Recruit.
7. Items from the Public - Non-Agenda Items.
8. Consent Calendar
 - a. Waive All Readings Of Ordinances And Resolutions Except By Title.
 - b. Approval Of Warrants.
 - c. Approval Of Minutes Of The May22, 2008 Special Meeting, The June 10, 2008 Special Meeting And The June 10, 2008 Regular Meeting.
9. Public Hearings
 - a. Adopt Resolution No. 2008- , A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4.
 - b. Adopt Resolution #2008- , A Resolution Approving The Annual Final Engineer's Report and Resolution #2008- , A Resolution Ordering The Levy And Collection Of Assessments For The City Of Newman Landscape And Lighting Maintenance District Zones 1 - 15, Fiscal Year 2008-09.
 - c. Accept The Water System Master Plan.
10. Regular Business
 - a. Report On Wastewater Treatment And Disposal Master Plan.

- b. Accept Proposal From Boyle Engineering For Engineering Services For Street Repairs.
- c. Adopt Resolution No. 2008- , A Resolution Approving The City Of Turlock/Stanislaus County Home Consortium Federal Fiscal Year 2009 And 2010 Agreement
- d. Adopt Resolution No. 2008- , A Resolution Approving The Agreement Designating Newman as a Sub-Recipient of Home Funds Fiscal Year 2008-2009
- e. Authorize The Police Chief To Execute Agreement For Police Lieutenant Contract Services.
- f. Adopt Resolution No. 2008- , A Resolution Approving The 2008 Countywide Transportation Financial Expenditure Plan.

11. Items From The City Manager And Staff.

12. Items From City Council Members.

13. Adjourn To Closed Session

- a. Conference With Labor Negotiator - All Bargaining Groups- G.C. 54957.6
- b. Return To Open Session

14. Adjournment.

Calendar of Events

June 24 - City Council - 7:00 p.m.

July 8 - City Council - 7:00 p.m.

July 9 - Baseball Board Meeting - 7:00 p.m.

July 10 - Recreation Commission - 7:00 p.m.

July 17 - Planning Commission - 7:00 p.m.

July 21 - Orestimba Flood Control - 2:00 p.m.

July 26 - Veterans Administration Meeting - 10:00 a.m to 2:00 p.m.

July 22 - City Council - 7:00 p.m.

August 11 - NCLUSD Board Meeting - 7:15 p.m.

August 12 - City Council - 7:00 p.m..

August 13 - Baseball Board Meeting - 7:00 p.m.

August 14 - Recreation Commission - 7:00 p.m.

August 21 - Planning Commission - 7:00 p.m.

August 26 - City Council - 7:00 p.m.

Date.: Jun 18, 2008
Time.: 9:25 am
Run by: EMILY M. FARIA

CITY OF NEWMAN
CASH DISBURSEMENTS REPORT

Page.: 1
List.: NEW1
Group: PYCPDP

CK #	Check Date	CK Amount	Vendor Name	Description
034212	06/09/08	50.00	CITY OF RIPON	LCC CENTRAL VALLEY DIVISION QRTLTY MTG.KATEN/FANTAZ
034213	06/10/08	1439.00	OPERATING ENGINEERS/	HEALTH INSURANCE PREMIUM/JULY 2008
034214	06/10/08	966.31	ERNIE GARZA (NT)	REIMBURSEMENT FOR SHELVING/STORAGE ROOM
034215	06/20/08	.00	VOIDED CHECK	
034216	06/20/08	.00	VOIDED CHECK	
034217	06/20/08	324.00	ROBERT ALCANTAR	SECURITY SERVICES/OHS PROM/FUN RUN/ALCANTAR
034218	06/20/08	130.24	ARROWHEAD MOUNTAIN SPRING	BOTTLED WATER/MAY 2008
034219	06/20/08	284.22	AT&T MOBILITY	WIRELESS ACCESS/PD/05/03/08-06/02/08
034220	06/20/08	25.15	AT&T LONG DISTANCE	LONG DISTANCE SERVICE/MAY 2008
034221	06/20/08	1178.56	BASIC CHEMICAL SDL./INC.	510 GALLONS SODIUM HYPOCHLORITE/WELLS
034222	06/20/08	1188.66	BERTOLOTTI DISPOSAL	LANDFILL FEES/MAY 2008
034223	06/20/08	17035.00	BLUE CROSS OF CA	HEALTH INSURANCE PREMIUM/JULY 2008
034224	06/20/08	295.00	BORGE'S GLASS & MIRROR	REPAIRED 1 BROKEN WINDOW/TEEN CENTER
034225	06/20/08	6167.78	W.H. BRESHEARS, INC.	GAS/DIESEL PURCHASES/MAY 2008
034226	06/20/08	773.35	BUSINESS CARD	FLASH CARD/SPECTORSOFT/DEPOSIT ON SHIRTS/TRAVEL
034227	06/20/08	1.63	CDW GOVERNMENT, INC	HP STANDARD MONOTOR STAND/PD
034228	06/20/08	166.36	CRESCENT SUPPLY CO. #1	BELTS/UNIFORM SHIRTS/VOLUNTEERS-PD
034229	06/20/08	756.48	GARY WHITE	1ST CUTTING TERRACES/WWTP
034230	06/20/08	245.86	ECONOMIC TIRE SHOP	FLAT REPAIRS/NEW TIRES/NEW TUBES
034231	06/20/08	956.00	ENERPOWER	ELECTRIC ENERGY SERVICES4/10/08 TO 05/09/08
034232	06/20/08	319.50	JOHN FANTAZIA (NT)	PARKING/MILEAGE REIMBURSE/FANTAZIA
034233	06/20/08	573.75	GEOANALYTICAL LAB, INC.	WEEKLY BACTIS/BOD/TSS/NITRATE TESTING/MAY 2008
034234	06/20/08	172.05	GOLDEN STATE IRRIGATION	MISC PVC/COUPLERS/ADJ ARC NOZZLE/SPRAY HEAD

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CITY OF NEWMAN
CASH DISBURSEMENTS REPORT

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CK #	Check Date	CK Amount	Vendor Name	Description
034235	06/20/08	1645.75	GOLD STAR PAINTING	GRAFITTI REMOVAL/MONTE VISTA ESTATES SOUND WALL
034236	06/20/08	200.00	EMMA GOMEZ	REFUND MEMORIAL BLDG DEPOSIT/EMMA GOMEZ
034237	06/20/08	671.83	IKON OFFICE SOLUTIONS	COPIER LEASE/04/25/08 TO06/24/08/PD
034238	06/20/08	239.57	IDEXX LABORATORIES, INC.	GAMMA IRRAD COLILERT 100ML 20 PAK
034239	06/20/08	2214.00	INFOSEND, INC	POSTAGE DEPOSIT/UTILITY BILL MAILING
034240	06/20/08	95.00	JERRY ROSE	HYDROJET MAIN LINE/HAROIN ROAD
034241	06/20/08	8485.00	JOE'S LANDSCAPING &	LANDSCAPE SERVICES/LLD/MAY 2008
034241	06/20/08	1925.00	JOE'S LANDSCAPING &	WEED AND TRASH ABATEMENT OF 4 PROPERTIES
034242	06/20/08	581.00	KAISER PERMANENTE	HEALTH INSURANCE PREMIUM/LEMAS
034243	06/20/08	3940.00	KOFF & ASSOCIATES, INC	FINAL BILL FOR CLASSIFICATION STUDY
034244	06/20/08	75.00	LOCAL GOV. COMMISSION	LGC MEMBERSHIP DUES 04/08 TO 04/09/HOLLAND
034245	06/20/08	113.51	MIDWAY USA	AMMUNITION CARRIER/SHOTGUN GUN CASE/PD
034246	06/20/08	.00	VOIDED CHECK	
034247	06/20/08	564.65	NEWMAN ACE HARDWARE/JACT, INC	MISC FASTNERS/HOSE CART/PAINT & SUPPLIES/THERMOSTA
034248	06/20/08	1035.08	NEXTEL COMMUNICATIONS	CELL PHONE USE/MAY 2008
034249	06/20/08	40734.72	NTDSTICHLER ARCHITECTURE	AQUATICS CENTER-DD PHASE PROFESSIONAL SERVICES
034250	06/20/08	660.00	CITY OF PATTERSON	VIDEO REIMBURSEMENT/JUNE 2008
034251	06/20/08	239.96	P G & E	NATURAL GAS/5/07/08 TO 6/06/08
034252	06/20/08	3469.06	PRECISION INSPECTION, INC	Bldg Reg Inspec BLDG REGU
034252	06/20/08	67.50	PRECISIDN INSPECTION, INC	HOURLY BLDG OFFICAL PREVAILING WAGE SERVICES
034253	06/20/08	43.98	R-SAFE SPECIALTY	SMS PLUS, HEWA W/BOOTS/FIRE DEPT
034254	06/20/08	370.00	RANDHAWA MEDICAL GRP, IN	PHYSICAL AND LAB WORK/E. LDPEZ
034255	06/20/08	12316.14	RRM DESIGN GROUP, INC.	PROFFESIONAL SERVICES/DOWNTOWN PLAZA/MAY 2008

Date.: Jun 18, 2008
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CITY OF NEWMAN
CASH DISBURSEMENTS REPORT

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Ck #	Check Date	CK Amount	Vendor Name	Description
034256	06/20/08	739.00	SAN JOAQUIN VALLEY	PERMIT FEES FOR GENERATORS/PD/LIFT STA/WELL #6
034257	06/20/08	937.50	SDCLEEA	FINAL PAYMENT FOR EXPLORER ACADEMY/08/1 TO 8/9/08
034258	06/20/08	493.89	STANISLAUS COUNTY	EMERGENCY SERVICES ANNUAL FEE/07/08
034259	06/20/08	366.94	STANISLAUS CNTY SHERIFF'S	REIMBURSE AT&T/MCI BILL/MAY 2008
034260	06/20/08	311.46	TRAVIS BORRELLI	PORTABLE RESTROOM RENTAL/SERVICE/MAY 2008
034261	06/20/08	27.86	T.H.E. OFFICE CITY	CALCULATOR TAPE/WEEKLY PLANNER
034262	06/20/08	150.00	BARBARA J. TOSTA	YOUNG AT HEART INSTRUCTOR/MAY 2008
034263	06/20/08	763.19	UNIFIRST CORPORATION	UNIFORM CLEANING/TOWELS/MAT RENTALS/MAY 2008
034264	06/20/08	311.95	VALLEY TIRE SALES, INC	4 NEW TIRES/PD
034265	06/20/08	250.00	ERIKA VARGAS	REFUND MEMORIAL BLDG DEPDSIT/ERIKA VARGAS
034266	06/20/08	1326.27	MATTOS NEWSPAPERS, INC.	BUSINESS CARDS/LETTERHEAD/CCR'S/LEGAL ADS
034267	06/20/08	32.00	WEST SIDE PUBLIC SCALE	WEIGHT TAGS/1ST CUTTING WWTP
034268	06/20/08	46467.80	WONDRIES FLEET GROUP	2007 CHEVY TAHOE, 2WD/K09 PATROL UNIT
034269	06/20/08	162.59	YANCEY LUMBER COMPANY	FILTER/SAND/CLAMP/GOOF OFF/CABLES/TREE STAKES/LOCK
Sub-Total:		165076.10		
Grn-Total:		165076.10		
Count:		60		

MINUTES
CITY COUNCIL, SPECIAL MEETING
JOINT MEETING OF THE NEWMAN CITY COUNCIL,
PATTERSON CITY COUNCIL AND
WEST STANISLAUS COUNTY FIRE PROTECTION DISTRICT BOARD

MAY 22, 2008
7:00 P.M.

LOUIS J. NEWMAN MEMORIAL BUILDING
649 ORESTIMBA ROAD
NEWMAN, CA 95360

1. Call To Order - Mayor Fantazia 7:05 p.m.

PRESENT: City Of Newman
Council Member Katen, Council Member Crinklaw, Council Member Martina
And Mayor Fantazia (4)

City Of Patterson
Council Member Smith, Council Member Cuellar, Council Member Shelton,
And Council Member Farinha (4)

West Stanislaus Fire District
Board Member Vierra, Board Member Kimball, And Chairman Pedrazzi (3)

STAFF: City Of Newman
City Manager Holland, Public Works Director Garza, Fire Chief Souza And
Deputy City Clerk Maier (4)

City Of Patterson
City Manager Morris, Assistant City Manager Whitemyer, Fire Chief Kinnear
And City Clerk Vela (3)

West Stanislaus Fire District
Chief Kinnear, Chief Souza, And Special Projects Coordinator Gaiser (3)

EXCUSED: City Of Newman
Council Member Kelly (1)

City Of Patterson
Mayor Campo (1)

West Stanislaus Fire District
Director Hale And Director Maring (2)

2. **Pledge of Allegiance.**
3. **Declaration Of Conflicts Of Interest - None.**
4. **Items From The Public - None**
5. **Review and Discuss Westside Fire Consolidation Study.**

Patterson City Manager Cleve Morris Reviewed The Power Point Presentation Which Was An Overview Of The Final City Gate Fire Study. He Gave Details On Patterson's Proposed Changes.

Newman City Manager Holland Reviewed Newman Fire Department's Current Status, Staffing Levels, Stations, Population, Equipment, And Service Levels. He Reviewed The City's Proposed Changes.

West Stanislaus Fire District/Patterson Fire Chief Bill Kinnear, Reviewed Patterson's And West Stanislaus' Current Fire Department Status, Staffing Levels, Stations, Area Population, Equipment, And Service Levels. Kinnear Went Over The Proposed Changes To West Stanislaus Fire District.

Newman City Manager Michael Holland Reviewed Newman's Potential Needs At General Plan Build-Out.

West Stanislaus Fire District/Patterson Fire Chief Bill Kinnear, Talked About The City Of Patterson's And The Fire District's Potential Needs At General Plan Build-Out.

Patterson City Manger Morris Reviewed General Impediments To Consolidation As Well As Patterson's Impediments To Consolidation.

West Stanislaus Fire District/Patterson Fire Chief Kinnear Reviewed The District's Impediments To Consolidation.

Newman City Manager Holland Went Over Newman's Impediments To Consolidation.

Patterson City Manger Morris Reviewed The Next Steps And Committee Recommendations For The Consolidation.

Newman Mayor Fantazia Inquired About Patterson's Sleeper Program And Chief Kinnear Explained How The Program Works.

Newman Council Member Katen Inquired As To How Long It Takes For A New Firefighter To Be Trained. Chief Kinnear's Response Was Six Months.

Newman Mayor Fantazia Commented About Future Need To Recruit A Training Officer.

Patterson Council Member Smith Asked If The Departments Were Recruiting Volunteers And Commented That We Need To Look Into Different Methods Of Recruiting.

West Stanislaus Board Member Kimball, Explained How The Explorer Program Works.

Newman Council Member Katen Asked What Kind Of Impact West Park Would Have On The Fire District. Kinnear Responded Possibly Two Fire Stations With One To Start.

Patterson Council Member Cuellar Asked About The Distance Between The Two Cities And Whether Any Consolidation Was Feasible. Patterson City Manager Morris Replied That A Shared Headquarters And Management Staff Would Be Feasible.

West Stanislaus Chairman Pedrazzi Stated That There Is A Need To Enhance Incentives For Volunteer Firefighters.

Patterson Council Member Cuellar Inquired About The Desired Age Groups. Chairman Pedrazzi Mentioned That There Are Different Types Of Work Available For All Ages And Levels.

Patterson Council Member Shelton Mentioned That When The Modesto Junior College Opens Its Campus In Patterson That There Might Be An Opportunity For Fire Science Students To Assist The Departments.

Patterson Council Member Farina, Mentioned The Possibility Of Utilizing Patterson's Current Youth Employment Program To Assist The Fire Departments. City Manager Morris Explained That The Program Could Not Be Used For Fire And Police Departments.

Patterson City Manager Morris Explained That Medical Calls Are 80% Of Patterson's Fire Department Total Call Volume.

West Stanislaus Special Projects Coordinator Gaiser Stated That Medical Calls May Cause Lower Moral.

Patterson Council Member Cuellar Asked If It Were A Possibility To Refuse The Response To Medical Calls. Chief Kinnear Stated That The Fire Departments Want To Help And That They May Have To Respond To Frivolous Calls To Meet That Goal. Kinnear Suggested Changes To Dispatch May Improve Responses To Emergency Calls.

Newman Council Member Martina Mentioned That We Should Respond To Medical Calls With Smaller Equipment If Larger Equipment Is Not Required.

Patterson City Manager Morris Asked For Additional Recommendations Or Objections To The Established Recommendations.

West Stanislaus Board Member Kimball Inquired About When We Might Move Forward With Management Consolidation And Asked For A Goal Date. City Managers Morris And Holland Explained That It Would Be More Feasible As Newman Continues To Grow.

Patterson Council Member Farina Asked About How Much Line Staff Would Be Saved by consolidation. City Manager Morris Replied No Line Staff Could Be Reduced, but That Management staff would be shared.

Patterson City Manager Morris Explained That He Would Put All The Recommendations Together, Present It To The Committee And Take Back To Council And District For Vote.

Patterson Council Member Cuellar Asked About The Impacts That West Park Will Have. Cuellar stated that all three agencies Should Work Together. Cuellar asked West That Park Be Placed On The Next Fire Study Sub Committee Agenda To Be Reviewed.

7. Discussion Of Issues Important To The Westside (Information Only - No Action).

Patterson City Manager Morris Mentioned The Issue Of Water, Will Be Addressed At Committee Level.

8. Adjournment.

Action: On Motion By Mayor Fantazia And Unanimously Carried, The Meeting Was Adjourned At 8:40 P.M.

MINUTES
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
SPECIAL MEETING JUNE 10, 2008
CITY COUNCIL CHAMBERS, 6:00 P.M., 1200 MAIN STREET

1. **Call To Order** - Mayor Fantazia 6:07 p.m.
2. **Roll Call PRESENT:** Katen, Kelly, Crinklaw, Martina and Mayor Fantazia
ABSENT: None
3. **Items from the Public - Non-Agenda Items** - None
4. **Workshop - Review 2008-09 Fiscal Year Budget.**

Accountant Sonya Silva The 2008/2009 Preliminary Budget Presented To The Council And Staff. She Mentioned That Property Tax Revenue Is Down 14%, That There Was A 40% Decrease In Building Permit Revenue As Well As A 40% Decline In Interest Income. However, There Was A 90% Cost Recovery In School Resource Officer Position And A 9% Increase In Administration Surcharges.

City Manager Holland Reviewed Budget Highlights, And Noted Changes In This Year's Budget From The Previous Year's Budget.

Each Department Head Gave A Brief Synopsis Of Their Budget.

Chief McGill Talked About The Reductions To Travel And Supplies. He Explained That Several Contracts For Service Need To Be Renegotiated And/Or That The City Should Consider Finding New Providers.

Council Member Katen Mentioned That The Lieutenant Contract Would Make The Department Top Heavy And Expressed Concern That There Would Be Too Many Managers. Katen Stated That He Was Not Sure He Could Support The Proposed Addition.

Chief McGill Tried To Address Council Member Katen's Concerns And Explained Some Of The Duties Of The Position. Chief McGill Assured The Council That Promoting From Within The Department Was His Preference, But Only When The Timing Was Right.

5. **Adjournment.**

ACTION: On Motion By Fantazia Seconded By Katen And Unanimously Carried, The Meeting Was Adjourned At 7:13 P.M.

MINUTES
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING OF JUNE 10, 2008
CITY COUNCIL CHAMBERS, 7:00 P.M., 1200 MAIN STREET

1. **Call To Order**- Mayor Fantazia 7:21 p.m.
2. **Pledge Of Allegiance.**
3. **Invocation** - Mayor Fantazia.
4. **Roll Cal PRESENT:** Katen, Kelly, Crinklaw, Martina and Mayor Fantazia
ABSENT: None
5. **Declaration Of Conflicts Of Interest** - None.
6. **Ceremonial Matters** - None.
7. **Items from the Public - Non-Agenda Items** - None.
8. **Consent Calendar**
 - a. Waive All Readings Of Ordinances And Resolutions Except By Title.
 - b. Approval Of Warrants.
 - c. Approval Of Minutes Of The May 27, 2008 Regular Meeting.
 - d. Adopt Resolution No. 2008-27, A Resolution Authorizing The Purchase Of Two Compressed Natural Gas Vehicles With The Transit Capital Equipment Portion Of CMAQ Funds.

ACTION: On Motion By Katen Seconded By Kelly And Unanimously Carried, The Consent Calendar Was Approved.

9. Public Hearings

- a. Adopt Resolution No. 2008-28, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4.

Mayor Fantazia Opened The Public Hearing At 7:25 P.M.

There Being No Public Comment The Hearing Was Declared Closed At 7:26 P.M.

ACTION: On Motion By Martina Seconded By Crinklaw And Unanimously Carried, Resolution No. 2008- 28, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4, Was Adopted.

10. Regular Business

- a. Adopt Resolution No. 2008-29, A Resolution Approving Building Permit Fee Adjustments.

ACTION: On Motion By Katen Seconded By Kelly And Unanimously Carried, Resolution No. 2008-29, A Resolution Approving Building Permit Fee Adjustments Was Approved.

- b. Consider For Approval The Articles For June 2008 City Newsletter.

ACTION: On Motion By Crinklaw Seconded By Martina And Unanimously Carried, The Council Approved The Articles For June 2008 City Newsletter.

- c. Report On The Landscaping And Lighting Districts

- I. Adopt Resolution Of The City Of Council Of The City of Newman, Initiating Proceedings And Declaring Their Intent To Levy And Collect Assessments For The City's Landscape And Lighting District Zones 1 - 15.

ACTION: On Motion By Kelly Seconded By Katen And Unanimously Carried, Resolution No. 2008-30, A Resolution Initiating Proceedings And Declaring Their Intent To Levy And Collect Assessments For The City's Landscape And Lighting District Zones 1 - 15 Was Adopted.

- II. Adopt Resolution Declaring Its Intention For The Levy And Collection Of Assessments For The City Of Newman Landscape And Lighting Maintenance District, Zones 1-15, Fiscal Year 2008-2009.

ACTION: On Motion By Kelly Seconded By Katen And Unanimously Carried, Resolution No. 2008-31, A Resolution Declaring Its Intention For The Levy And Collection Of Assessments For The City Of Newman Landscape And Lighting Maintenance District, Zones 1-15, Fiscal Year 2008-2009 Was Adopted.

- d. Approve Fiscal Year 2008-09 Annual Budget As Presented In The Preliminary Budget Document

- I. Adopt Resolution No. 2008-32, A Resolution Adopting The Budget For Fiscal Year 2008-2009.

ACTION: On Motion By Crinklaw Seconded By Kelly And Unanimously Carried, Resolution No. 2008-32, Adopting The Budget For Fiscal Year 2008-2009 Was Approved.

- II. Adopt Resolution No. 2008-33, A Resolution Establishing The Appropriations Limit For Fiscal Year 2008-2009.

ACTION: On Motion By Crinklaw Seconded By Kelly And Unanimously Carried, Resolution No. 2008-33, Establishing The Appropriations Limit For Fiscal Year 2008-2009 Was Adopted.

III. Adopt Resolution No. 2008-34, A Resolution Of The Newman Redevelopment Agency Adopting The Budget For Fiscal Year 2008-2009.

ACTION: On Motion By Crinklaw Seconded By Kelly And Unanimously Carried, Resolution No. 2007-34, Adopting The Budget For The Newman Redevelopment Agency For Fiscal Year 2007-2008 Was Approved.

e. Presentation Of Downtown Plaza Progress By RRM Design Group.

Warren McClug And Sam Harned, With RRM Design Group, 210 East F Street, Oakdale, Presented The Original Master Plan Of 2004 And The Current Design Of The Downtown Plaza To The Council. McClug And Harned Spoke To The Council About The Changes That Had Been Made And Gave An Overview Of The Entire Project.

Marry Moore, President Of The Newman Historical Society, Mentioned That The Yancey Building Is Historical And She Wants To Be Sure That The Building Is Used Somewhere.

Kathy Ponce De Leon, 1162 "P" Street, Commented That The Best Location For The Yancey Building Is The Downtown Plaza.

Carol Stephens, 1107 "S" Street, Sated that she would like to see The Yancey Building Incorporated Into The Downtown Plaza.

David Reed, 1541 Kern Street, Would Like To See The Yancey Building Included In The Plaza Project.

Glennis Kidder, 936 Inyo Ave, Expressed That It Would Be Nice To Have The Yancey Building Incorporated In The Plaza Project.

11. Items From The City Manager And Staff.

Supervisor DeMartini Reviewed The Results Of The Last Two Orestimba Creek Meetings. DeMartini Also Reminded The Council About The June 19th West Side Healthcare Taskforce Meeting In Gustine.

City Manager Holland Reported That The Veterans Administration Would Be Hosting A Meeting On July 26th At The Council Chambers. He Also Reminded The Council That The News Letter Would Be Included With The Utility Bills In The Next Billing Cycle.

Recreation Supervisor Heiberger, Informed The Council That The Fit Kids Program Has Been Very Successful With Up To 70 Participants per Day. She Also Mentioned That That The Recreation

Activities Enrollment Is Going Well. She Congratulated The Public Works Department For Winning The City Softball Game.

12. Items From City Council Members.

Council Member Crinklaw Asked If Public Works Would Look Out For Low Hanging City Tree Branches.

Council Member Martina Pointed Out That The A Section Of Landscaping Along Hills Ferry Needed Some Attention.

Council Member Kelly Asked If The City Had Purchased A The Banner For The Girls Soft Ball Team.

Council Member Katen Expressed That The Spirit Of Competition At The City Softball Game Was High, And That It Was A Great Afternoon. He Also Informed That He Will Not Be Able To Attend The Next Council Meeting.

13. Adjourn To Closed Session 8:57 pm

- a. Conference With Labor Negotiator – All Bargaining Groups- G.C. 54957.6
- b. Return To Open Session 9:12 P.M.

No Reportable Action Was Taken.

14. Adjournment.

ACTION: On Motion By Martina Seconded By Kelly And Unanimously Carried, The Meeting Was Adjourned At 9:14 P.M.

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **9.a.**
City Council Meeting
of June 24, 2008

REPORT ON NUISANCE ABATEMENT

RECOMMENDATION:

Adopt Resolution No. 2008-XX, Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4.

BACKGROUND:

Abatement notices for property maintenance were sent to several properties in accordance with Ordinance 95-4, Chapter 2, Title 8-2-3.

ANALYSIS:

This notice informs property owners of all nuisance abatement procedures, option and their right to object at a public hearing. It is anticipated that many property owners will comply with the abatement notices prior to the hearing date. A final compliance survey will be done on Tuesday, June 24, 2008. A list of properties that have not complied with the abatement notice will be handed out at the council meeting prior to the public hearing.

FISCAL IMPACT:

None

CONCLUSION:

This staff report is submitted for City Council consideration and possible future action.

Respectfully submitted,



Adam McGill
Chief of Police

REVIEWED/CONCUR:



Michael E. Holland
City Manager

City of Newman
June 24, 2008 Abatement List

Location		APN	Owner Information	Mailing Address	Violation	Notice Sent
730	Elyar Mountain Court	026-068-029	Maria Sanguino	151 Maple Avenue, Watsonville, CA 95076	Tall, dry grass and weeds throughout backyard of property. Excessive amounts of auminum cans, other recycable items, trash, junk, and debris in backyard.	6/12/2008
1016	Grackle Court	026-055-041	Ramon M. Villarreal	1112 Walnut Creek Drive, Newman, CA 95360	Boxes of junk and debris, a tool box, and pieces of wood located on side yard of property. Household objects such as cabinets, tables, refridgerator, chairs, and other misc items under patio in backyard. Items stacked on top of each other up to the top of fence on north side of property; Constitutes a fire and health hazard.	6/12/2008
1010	Grackle Court	026-055-040	Marcos De LA Cruz	538 Flour Mill Drive, Newman, CA 95360	Boxes full of junk, tires, pieces of wood, and misc. items throuhgout front and side yard of property. Couch and chair on property driveway	6/12/2008
817	Foxglove Court	128-021-006	Cynthia & Robert Cawthon	817 Foxglove Court, Newman, CA 95360	Misc. items, junk, trash and debris scattered throughout driveway of property. Sections of fencing missing on side and front yard	6/12/2008
1276	Duck Blind Circle	049-049-011	Michael M. & Gabrielle C. Capaz	1276 Duck Blind Circle, Newman, CA 95360	Tall grass and weeds throughout front and backyard of property	6/12/2008
1233	Amy Drive	128-054-051	Roger D. Knight	1233 Amy Drive, Newman, CA 95360	Metal framing and table with tools and parts located on driveway property	

RESOLUTION NO. 2008-

**A RESOLUTION DECLARING THE EXISTENCE OF A PUBLIC NUISANCE UNDER
ORDINANCE NO. 95-4**

WHEREAS, the Chief of Police has reported a nuisance as outlined in Section 8-2-2 of the Newman Municipal Code located and existing upon property in the City of Newman in violation of Ordinance No. 95-4 of the City of Newman, a description of said property being attached hereto and made a part of this resolution by this reference; and,

WHEREAS, the Chief of Police caused notice to be mailed to the respective owners of the subject properties as in said Ordinance provided, said notice giving notice to abate said nuisance and setting a time and place for hearing objections to the proposed abatement; and,

WHEREAS, said hearing was held on June 24, 2008 at 7:00 p.m., as in said notice provided; and,

WHEREAS, no objections to the proposed abatement were received at said hearing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newman that said City Council of the City of Newman finds that a condition exists with regard to the properties in said City which is dangerous to life, limb and property, and to the public health, safety and morals, in that weeds, rubbish, dirt and rank growth are growing, located and existing upon said property in violation of the provisions of Ordinance No. 95-4 of the City of Newman, which endangers and may injure neighboring property and endangers and injures the welfare of residents in the vicinity of said property, and which is a fire hazard; that a description of said properties is attached hereto and made a part of this resolution by this reference.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of June 2008 by Council Member _____, who moved its adoption, which motion was duly seconded and it was upon roll call vote adopted.

AYES:
NOES:
ABSENT:

ATTEST:

APPROVED:

Deputy City Clerk

Mayor

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **9.b.**
City Council Meeting
of June 24, 2008

REPORT ON LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT
ZONES 1-15

RECOMMENDATION:

Adopt Resolution No. 2008-XX Approving Final Engineer's Report and Resolution 2008-XX Ordering the Levy and Collection of Assessments for the 2008/09 Fiscal year.

BACKGROUND:

On June 10, 2008, the City Council, under the Landscape and Lighting Act of 1972, adopted Resolutions initiating proceedings for the Annual Levy of Assessments and Ordering the Preparation of an Engineer's Report for the City Of Newman Landscape and Lighting Maintenance District.

ANALYSIS:

The Resolution of Initiation directed NBS Government Finance Group, to prepare and file a report presenting plans and specifications describing the general nature, location and extent of the improvements to be maintained, an estimate of the costs to maintain and service the improvements for the District for the referenced fiscal year, a diagram for the District showing the area and properties to be assessed, and an assessment of the estimated costs to maintain and service the improvements assessing the net amount upon all assessable lots and/or parcels with the District in proportion to the special benefit received.

The Annual Engineer's Report and Agenda Statement with a summarized description of District improvements are included in your agenda packet for your review.

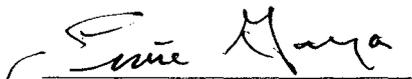
FISCAL IMPACT:

None

CONCLUSION:

This staff report is submitted for City Council consideration and possible future action.

Respectfully submitted,


Ernie Garza
Director of Public Works

REVIEWED/CONCUR:


Michael E. Holland
City Manager

RESOLUTION NO. 2008-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWMAN, CALIFORNIA,
APPROVING THE ANNUAL REPORT FOR THE LANDSCAPE AND LIGHTING
MAINTENANCE DISTRICT FOR FISCAL YEAR 2008/09**

The City Council (the "Council") of the City of Newman (the "City") does resolve as follows:

WHEREAS, the Council previously completed its proceedings in accordance with and pursuant to the Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500) (the "Act") to establish the City's Landscape and Lighting Maintenance District (the "Assessment District"); and

WHEREAS, the City has retained NBS for the purpose of assisting with the annual levy of the Assessment District, and to prepare and file an Annual Report; and

WHEREAS, the Council has, by previously resolution, ordered NBS to prepare and file such Annual Report; and

WHEREAS, NBS has prepared and filed such Annual Report with the Clerk.

NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE COUNCIL, AS FOLLOWS:

- 1. Approval of Report:** The Council hereby approves the Annual Report concerning the levy of assessments as submitted by NBS for the fiscal year commencing July 1, 2008 and ending June 30, 2009.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of June, 2008 by _____, who moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following roll call vote:

AYES:
NOES:
ABSENT:

APPROVED:

ATTEST:

Mayor of the City of Newman

Deputy City Clerk of the City of Newman

RESOLUTION NO. 2008-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWMAN, CALIFORNIA,
CONFIRMING THE ASSESSMENT AND ORDERING THE LEVY FOR THE LANDSCAPE
AND LIGHTING MAINTENANCE DISTRICT FOR FISCAL YEAR 2008/09**

The City Council (the "Council") of the City of Newman (the "City") does resolve as follows:

WHEREAS, the Council previously completed its proceedings in accordance with and pursuant to the Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500) (the "Act") to establish the City's Landscape and Lighting Maintenance District (the "Assessment District"); and

WHEREAS, the City has retained NBS for the purpose of assisting with the annual levy of the Assessment District, and to prepare and file an Annual Report; and

WHEREAS, the City has, by previously resolution, declared its intention to hold a Public Hearing concerning the levy and collection of assessments within the Assessment District; and

WHEREAS, a Public Hearing has been held and concluded and notice thereof was duly given in accordance with Section 22626 of the Act; and

WHEREAS, at the time and place specified in the Resolution of Intention the City conducted such hearing and considered all objections to the assessment.

NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE COUNCIL, AS FOLLOWS:

- 1. Confirmation of Assessment and Diagram:** The Council hereby confirms the assessment and the diagram as is described in full detail in the Annual Report on file with the Clerk.
- 2. Levy of Assessment:** Pursuant to Section 22631 of the Act, the adoption of this resolution shall constitute the levy of an assessment for fiscal year commencing July 1, 2008 and ending June 30, 2009.
- 3. Ordering of the Levy:** The Council hereby orders NBS to prepare and submit the levy of assessments to Stanislaus County for placement on the Fiscal Year 2008/09 secured property tax roll.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of June, 2008 by _____, who moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following roll call vote:

AYES:
NOES:
ABSENT:

APPROVED:

ATTEST:

Mayor of the City of Newman

Deputy City Clerk of the City of Newman

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **9.C.**
City Council Meeting
of June 24, 2008

ACCEPT/ADOPT THE WATER SYSTEM MASTER PLAN

RECOMMENDATION:

It is recommended that the Newman City Council accept the Water System Master Plan as submitted by Eco:logic.

BACKGROUND:

The scope of work proposal and fee estimate for the Water System Master Plan Study by Eco:logic is one of the infrastructure Studies that was accepted by the Newman City Council sometime ago. This Water System Master Plan study concentrates mostly on the portion of the defined growth area set forth in the Newman General Plan and is now complete.

At the regular meeting of March 11, 2008, Eco:logic engineer Mario Guadamuz provided an oral presentation to the Newman City Council on the Water System Master Plan Study findings. The plan was then made available for public review and comment until the end of April 2008.

ANALYSIS:

Comments, questions and concerns were submitted by Claremont Homes, Hearthstone Builders and Associated Engineering during this review and comment period. The letters are included in this report for your review and information. The responses from Eco:logic to these comments are also included with this report.

At this time, the Newman City Council may choose to discuss the comments and/or responses to this issue or may choose to simply accept the Water System Master Plan as submitted.

FISCAL IMPACT:

None.

CONCLUSION:

This staff report is submitted for city council consideration and possible future action.



Ernie Garza
Director of Public Works

REVIEWED/CONCUR:



Michael E. Holland
City Manager

June 17th, 2008

Ernie Garza
Director of Public Works
City of Newman
1162 Main Street
P.O. Box 787
Newman, CA 95360

RE: Response to Comments Regarding City of Newman Water Master Plan (Draft)

Dear Ernie:

We have reviewed the comments from Associated Engineering Group, Inc., Modesto, CA regarding the Draft Water Master Plan (Master Plan). Our responses to these comments are provided below:

Comment 1: What is the City's anticipated timeline for formal discussions with CCID regarding raw water purchases?

Response 1: The City met with CCID in late 2005 to discuss the possibility of purchasing raw water and was informed that the water was available, subject to terms and conditions. The City has retained Bartkiewicz, Kronick & Shanahan, a Sacramento law firm, well versed in water rights and contracts. We anticipated beginning negotiations in upon completion of the financing component.

Comment 2: Have the costs to upgrade treatment at the wastewater treatment plant been compared to the cost of developing a new water supply?

Response 2: The problems at the wastewater treatment facility are being caused by salt in the effluent. The primary source of the salinity is the City's water supply. The only means to remove salt from the treated effluent is by reverse osmosis, which consists of running the water through a membrane that physically removes the salt. Use of RO at the wastewater treatment plant would require considerable pretreatment and would be more expensive than treating the groundwater for salt to the same level. Brine disposal would also be a problem for this alternative and the City's residents would not receive the benefit of an improved potable water supply resulting from solving the problem by addressing the water supply.

Comment 3: Have alternative groundwater treatment alternatives been considered?

Response 3: Consideration was given to treatment of the groundwater utilizing RO. The capital costs were about equivalent. However, the long-term operation and maintenance costs of RO were much higher due power consumption and disposal of the brine and, therefore, it was not presented as an alternative.

Comment 4: Could the decision to proceed with the Maximum 30-Day capacity scenario be further explained, and are there conservation measures available to reduce the demands?

Response 4: The Maximum 30-Day scenario was recommended to minimize water quality fluctuations in the potable water system while tempering capital and operational costs. Providing treatment capacity to meet the maximum day demand would eliminate all water quality fluctuations in the system resulting from mixing ground and surface water sources, but is the most expensive. Providing surface water capacity for average day demand will create a reliance on the wells. The services nearest the water treatment plant would receive better water consistently, whereas the services further from the treatment plant would have varying water quality – likely on an intra-day basis. All residents will be asked to fund the project through rates and there would be an inherent inequity. Thus, the Maximum 30-Day capacity scenario was recommended. The City will be preparing a revenue study to determine the sensitivity to the alternatives prior to deciding on a project.

There are a number of means to reduce water demands including rate structures, mandatory conservation, and public education. California is experiencing the second consecutive year of below level precipitation. In June, the Governor issued an executive order to require conservation. The City leaders may in the future consider conservation measures, although the extent and means are unknown at this time.

Comment 5: Are the interim water system improvements described in Section 5.5.1 available to serve areas outside the City limits and are the thresholds based upon growth within the primary SOI, and is a staging table for storage available?

Response 5: Interim improvements were based on a four percent growth rate. As shown in Figure 5-6, the assumption was that those facilities would be located within the City limits. That assumption does not preclude the concept of serving areas within the SOI as the City limits are expanded. Treated water storage will be necessary for treatment requirements and capacity for fire flow, equalization, and emergencies. The current plan anticipates that that approximately 3 millions gallons (Mgal) will be located at the water treatment plant with the remaining 7 Mgal throughout the system. A staging plan will be developed as the project components are determined with more certainty. Storage through the interim improvements are recommended, as shown in Table 5-8.

Comment 6: Is assuming that Well 8 (the newest well) is out of service when calculating reliable capacity realistic?

Response 6: Yes, reliable capacity is used to assess the system's ability to meet peak demands. Although the well is the newest it could be susceptible to failure due to a number of simple reasons such as motor starter failure, problem with the motor or controls, bearing failure, etc. These are

relatively easy fixes. However, these could happen at any time and the system must be capable of meeting the expected peak demands.

Comment 7: Is the size of the surface water treatment capacity dependent on cost? Will increased proportions of groundwater be acceptable, and how were the values in Table 5-6 determined?

Response 7: The financing will be a major component in determining the capacity of the surface water treatment plant. Reducing the capacity will result in increased fluctuations in water quality within the system. City policy makers will need to take cost and quality of the water supply into consideration in making that determination. The financing model will provide more information to make that determination.

Table 5-6 was generated to provide the relative proportion of groundwater to surface water during the maximum day demand condition regardless of which wells were online. Salt, measured as electrical conductivity, was used as a conservative constituent in a dilution calculation combined with the salinity in the proposed surface water source.

Comment 8: How will costs affect rates and to what extent are seasonal fluctuations in water quality acceptable to City residents?

Response 8: The magnitude and sensitivity of rates for operation and maintenance and capital costs will provide information to present to the City leaders as well as residents. Decisions regarding the acceptability to rates vs. water quality will be determined when more information is available.

Please feel free to contact me or Tiffany Knapp at 916-773-8100 with any further questions, comments, or if you would like further clarification on these responses.

Sincerely,

ECO:LOGIC



Gerry LaBudde, P.E.
Principal



Tiffany A. Knapp, P.E.
Project Manager

cc: Michael Holland, City of Newman, via email
Charlie Bunker, ECO:LOGIC, via email



April 11, 2008

Mr. Michael Holland
City Manager
City of Newman
1162 Main Street
Newman, CA 95360

Subject: Public Review of City of Newman Draft Master Plans:
"Water Master Plan" (March 2008 Draft)

Michael:

Once again I've been asked by Mr. Dave Romano to review the above referenced draft Master Plan document as it relates to the City of Newman's 2030 General Plan, Master Plan Subarea Three (Figure LU-4, 2030 General Plan). After reviewing the Master Plan report, as presented to the City Council on March 11, 2008, the following is offered as a summary of comments and questions for your consideration:

Water Master Plan (March 2008 Draft – ECO:LOGIC)

A central component of the Water Master Plan is the long-range conversion from ground water source to surface water source. Understanding that availability of surface water is critical to this long-range plan, what is the City's anticipated timeline for formal discussions with CCID regarding raw water purchase agreements?

The Master Plan clearly delineates the three alternative design scenarios for treatment capacity; however, it may be beneficial to review the cost comparison between an upgraded water supply system versus an upgraded wastewater treatment system. Have those costs been presented to the City? Perhaps the forthcoming Wastewater Treatment Plant Master Plan will address those costs.

It is assumed in this Master Plan that the salinity solution is in water supply not wastewater treatment. In the event that the impact of surface water treatment to existing ratepayers is deemed too financially burdensome, have alternative groundwater treatment solutions been discussed?

If the less-costly Average Day treatment capacity scenario were implemented, salinity requirements at the wastewater treatment plant would still be achievable. Could the decision to proceed with the Maximum 30-Day capacity scenario be further explained? It seemed that the Average Day capacity was dismissed without measurable disadvantages. If warm-weather peak usage is attributable to landscape irrigation (Section 5.4.3), it could be argued that seasonal water quality reduction could be tolerated by the City, given the increased cost in treatment. 41% of water consumption is non-residential (Figure 3-11) and a significant percentage of single-family residential water usage is landscape irrigation. What specific conservation or mitigation measures could be taken to reduce domestic water demand? Could the City explore a city-wide conservation policy?

Are the interim water system improvements described in Section 5.5.1 available to serve areas outside of the city limits; are the thresholds based upon growth with the primary SOI? Table 5-9, "Water Supply Staging" appears to be a good indicator of necessary improvements at defined EDU thresholds. Could a similar table be created to include the staging of storage requirements?

Well No. 8 is a relatively new well entering its 4th year of production and is the City's largest well. Is it reasonable to quantify "current reliable capacity" with the assumption that the City's newest and largest well is offline?

The text says that future funding evaluations (impact to service rates) could impact the size of the surface water treatment plant. Would that imply that a reduced ratio of blended surface water to ground water would be acceptable? Were the production percentages presented in Table 5-6 based upon Well No. 8 being out of service? How were those Average Day and Maximum 30-Day surface to ground water proportions calculated?

On the whole, the Master Plan for municipal water supply and delivery is logical and straightforward. The recommendations and implementation plan appear complete with the largest unknown being the [necessary] financial modeling. The major issue is funding – what are the capital expenditures and long-term operation and maintenance costs of the treatment plant? How will these costs impact current and future ratepayers in Newman? Would rate payers be willing to accept seasonal swings in water quality for a system that costs considerably less?

Overall, the Water Master Plan is a fair assessment of improvement needs. As this is a city-wide plan, there does not appear to be any bias toward one particular General Plan planning area over another. It is understood that further study will be necessary to determine final improvement design (pipelines, tanks and booster pumps locations and sizes). Exact impact to a planning area would be determined at that time.

Thank you again for the opportunity to review this draft Master Plan. As with the Sewer and Storm Drain Master Plans, this document was comprehensive and well prepared. I look forward to discussing the issues listed above with you once you've had an opportunity to review these comments. If you have any questions, please do not hesitate to contact me at (209) 545-3390.

Respectfully submitted,



Ryan D. Carrel, P.E.
Civil Engineer

cc: Mr. David O. Romano, Newman-Romano, LLC

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.a.**
City Council Meeting
of June 24, 2008

**REPORT ON THE WASTEWATER TREATMENT AND DISPOSAL MASTER
PLAN**

RECOMMENDATION:

No action is required.

BACKGROUND:

In September 2006, the Newman City Council approved the ECO:LOGIC scope of work proposal and fee estimate for the Wastewater Treatment and Disposal Master Plan. The purpose of this plan is to develop a long-term phased capital improvement plan for meeting expected regulatory requirements and planned City growth. The Master Plan will describe wastewater facilities, regulatory drivers, necessary upgrades and costs. This plan will continue the work completed for the Capacity Analysis Study of the existing WWTP.

ANALYSIS:

ECO:LOGIC engineer Tiffany Knapp will provide the Council an oral presentation of the Wastewater Treatment and Disposal Master Plan.

FISCAL IMPACT:

None. This item is an oral presentation only.

CONCLUSION:

ECO:LOGIC will be on-hand to present the Wastewater Treatment and Disposal Master Plan and answer any questions the Council and/or Public may have.


Ernie Garza
Director of Public Works

REVIEWED/CONCUR:


Michael E. Holland
City Manager

City of Newnan

City of Newnan
Wastewater Treatment Plant
Construction

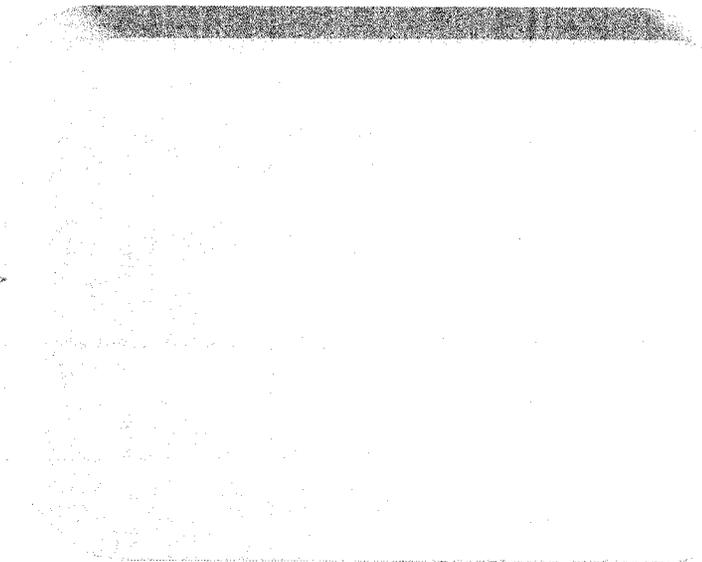
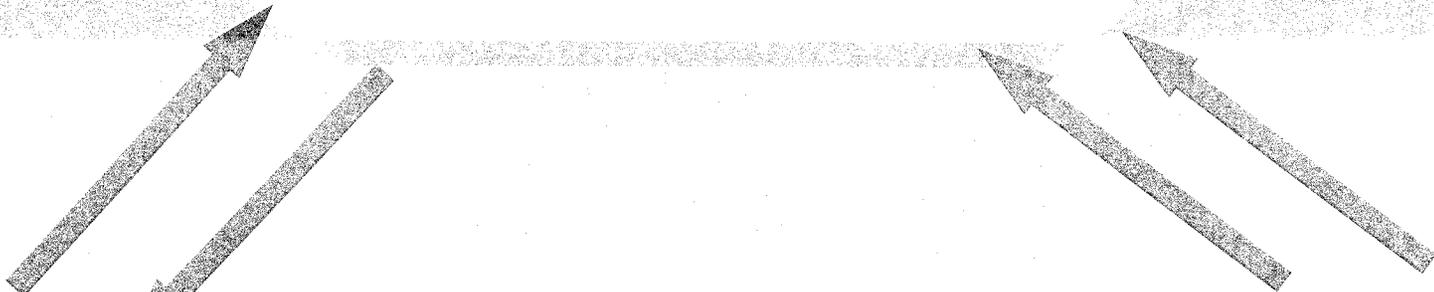
ECOLOGIC

Presentation Overview

- ❖ **Purpose**
- ❖ **Master Plan Overview**
- ❖ **Summary of Wastewater Treatment & Disposal Master Plan**
 - ◆ Existing Treatment & Disposal
 - ◆ Future Treatment & Disposal
- ❖ **Recommended Plan**
- ❖ **Next steps**

Purpose of the Wastewater Treatment & Disposal Master Plan

- ❖ To evaluate treatment & disposal capacity of existing WWTP
- ❖ To identify improvements to correct existing deficiencies
- ❖ To provide guidance on potential regulatory issues
- ❖ To identify options for treatment facilities for new growth
- ❖ To relate WWTP Master Plan to Water Master Plan & Collection System Master Plan



Purpose (cont.)

❖ Existing residents pay for:

- ♦ WWTP upgrades for regulatory compliance
- ♦ WWTP improvements to achieve permitted capacity

❖ New residents pay for:

- ♦ New facilities they need
- ♦ Their share of existing facilities they use

City of Tempe Master Plan Overview: WWTP Considerations

- ❖ **Future wastewater flow of 4.8 Mgal/d**
- ❖ **High salinity effluent**
- ❖ **Unlined treatment ponds (potential for groundwater degradation)**
- ❖ **Potential for groundwater degradation due to nitrogen under disposal fields**
- ❖ **Potential to offset potable water demand**

Master Plan Overview (cont.)

- ❖ **Groundwater degradation assessment will take several years (*results unknown*)**
- ❖ **Master Plan approach:**
 - ◆ Provide City with flexibility
 - ◆ Bracket the extremes
 - ◆ Provide plan that can be adjusted based on results of groundwater monitoring & degradation analysis

Master Plan Overview (cont.)

1. **If WWTP is NOT impacting groundwater:**

- ◆ Existing unlined ponds used for existing residents
- ◆ WWTP expanded with similar treatment for new development

2. **If WWTP is impacting groundwater:**

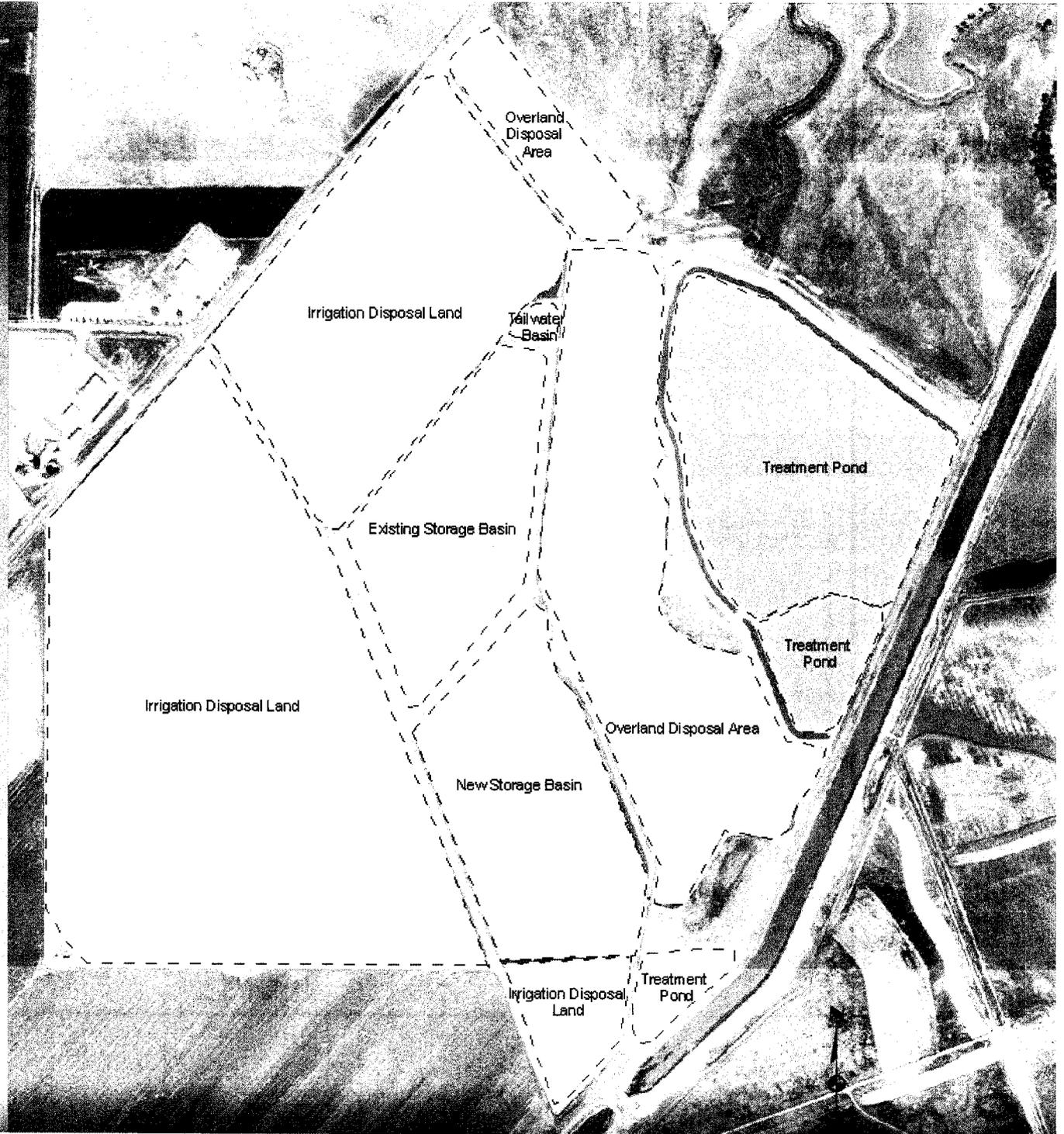
- ◆ WWTP expanded with mechanical process for new development
- ◆ Existing users phased out of ponds over time

Estimated Average Flow

Scenario	Flow (Mgal/d)
Existing (measured)	1.4
Build-out of City Limits	0.3
Build-out of Primary SOI	0.9
Build-out of Secondary SOI	2.5
TOTAL (General Plan Build-out)	4.8

City of Miami

Existing Wastewater Treatment



Existing Treatment Analysis

- ❖ **Existing treatment ponds are overloaded at peak flow & load**
- ❖ **3 options for achieving permitted flow (1.44 Mgal/d average sanitary flow):**
 1. Third aeration basin & influent flow split to all aeration basins
 2. Pretreat F&A Dairy effluent & flow recirculation
 3. Replace Aeration Basin No. 1 with two new, lined aerated ponds

Existing Treatment Analysis

Improvement Option	Estimated Capital Cost at Permitted Flow (million\$, 2008)
<u>Option 1</u> : Third Aeration Basin & Influent Flow Split	\$ 3.2
<u>Option 2</u> : Pretreat F&A Dairy & flow recirculation	\$ 4.8 to 5.2
<u>Option 3</u> : Replace AB No. 1 with two new, lined aerated ponds	\$ 6.2

❖ Recommendation: Option 1

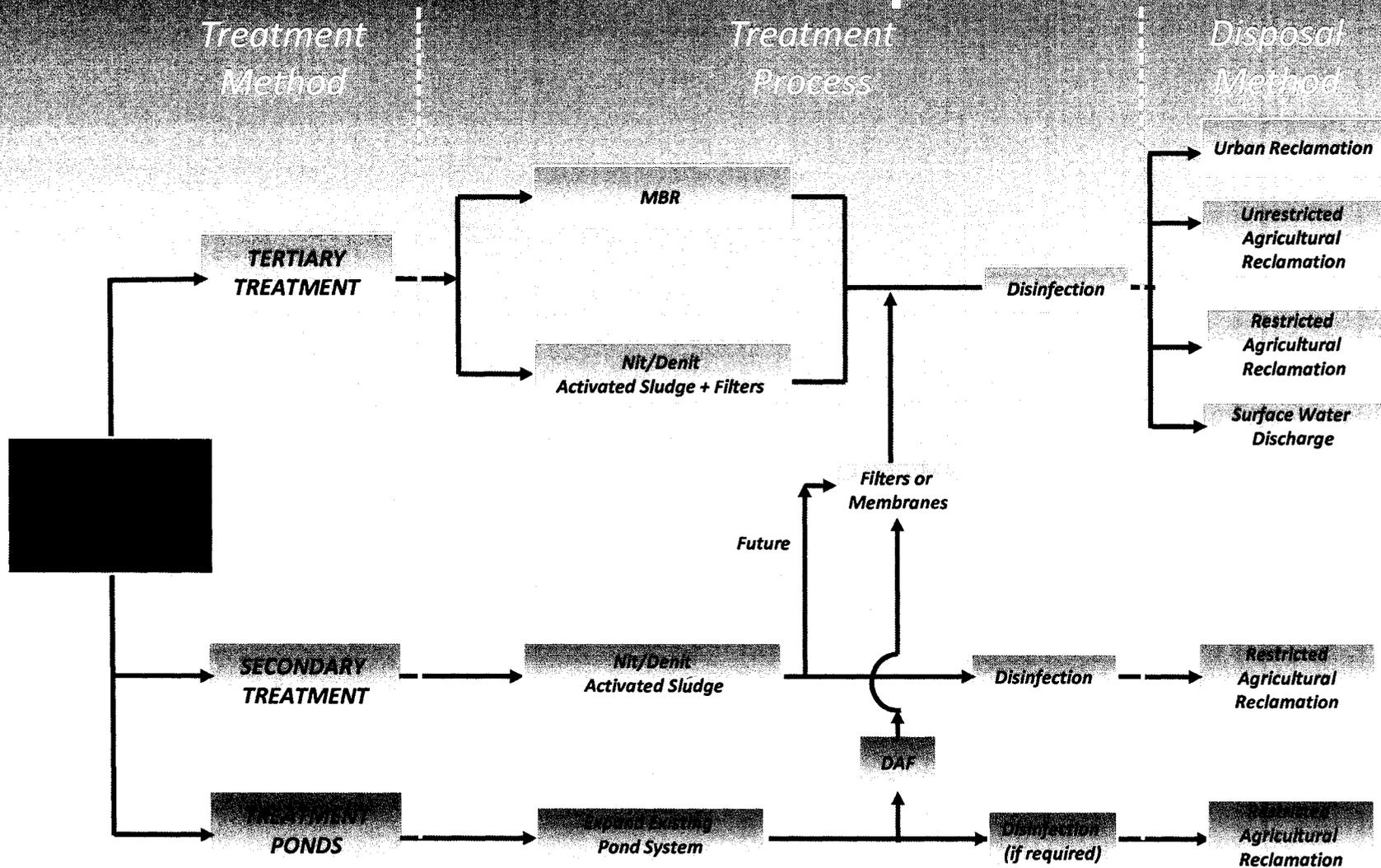
- ♦ Least cost (although higher O&M cost)
- ♦ Most flexible operations
- ♦ Least investment in new infrastructure

Future Treatment Analysis

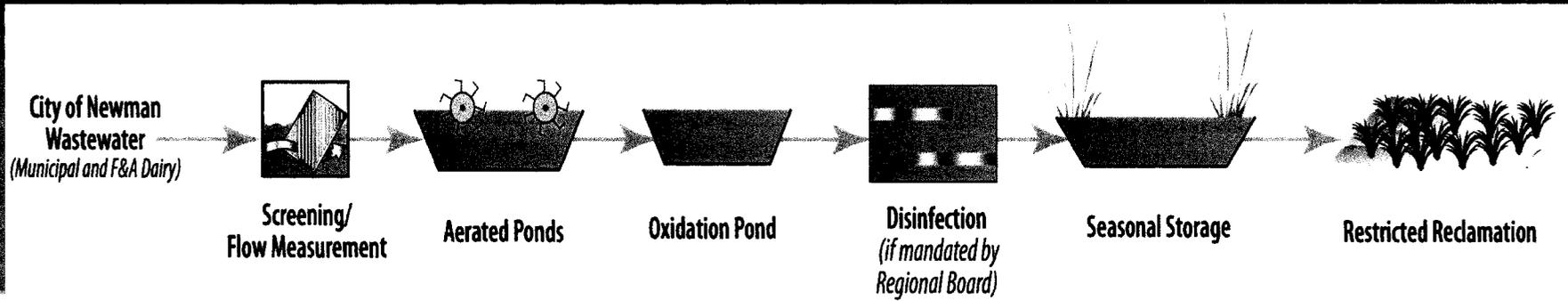
❖ **Beyond Permitted Flow of WWTP - 3 Options: (Existing WWTP Capacity = Buildout of City Limits)**

1. Lined Treatment Ponds
2. Secondary Treatment
(nitrification/denitrification activated sludge)
3. Tertiary Treatment
(nitrification/denitrification activated sludge + filters or membranes)

Treatment Required for Various Disposal Methods

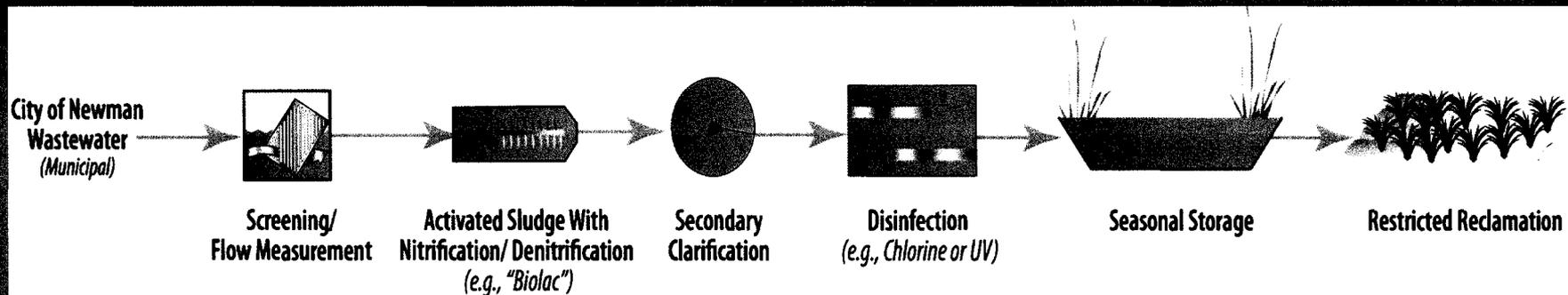


Lined Treatment Ponds



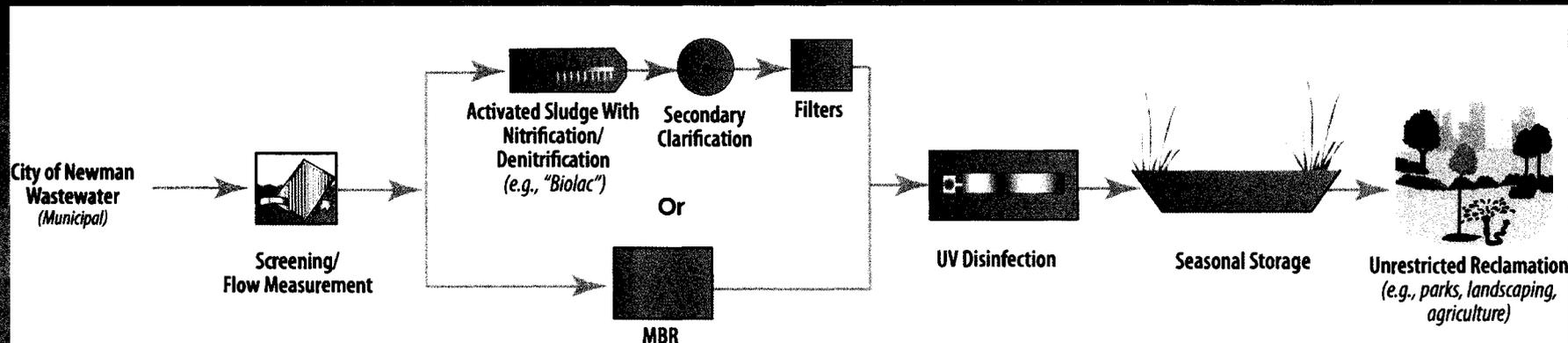
- ❖ Ponds with liner to prevent leakage to groundwater
- ❖ Disposal = Restricted Agricultural Reclamation Only
- ❖ Ponds do not reliably nitrify/denitrify – potential for groundwater degradation under disposal fields
- ❖ Only upgradeable at significant cost (generally considered not upgradeable)
- ❖ Large land area needed for unaerated ponds – lining is very expensive

Secondary Treatment



- ❖ **Nit/Denit activated sludge treatment**
- ❖ **Disposal = Restricted Agricultural Reclamation Only**
- ❖ **Upgradeable to provide higher level of treatment & more disposal options**
- ❖ **Small footprint needed for treatment – could likely be accommodated at existing WWTP site**
- ❖ **More costly than aerated ponds (but less costly than unaerated ponds)**
- ❖ **Separation of F&A Dairy wastewater needed**

Tertiary Treatment



- ❖ Nit/Denit activated sludge + filters or membranes
- ❖ Disposal = Unrestricted Reclamation
- ❖ Opportunities for multiple disposal options
- ❖ Highest level of treatment
- ❖ Small footprint needed – treatment could be accommodated at existing WWTP site
- ❖ Highest capital and O&M cost
- ❖ Separation of F&A Dairy wastewater needed

Future Treatment Options Relative Costs

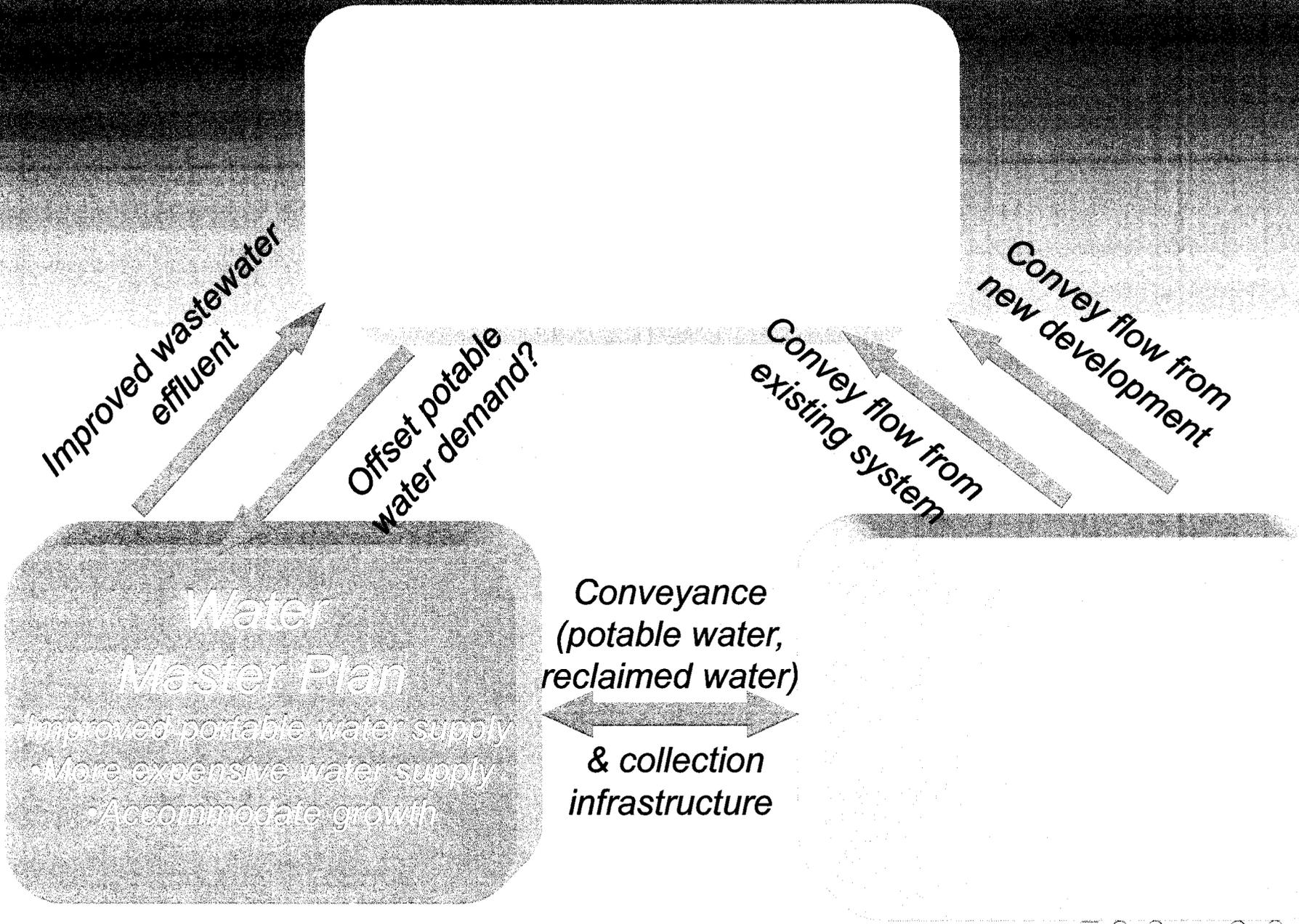
- ❖ Treatment cost only
- ❖ 2 Mgal/d WWTP for comparison
- ❖ Capital cost in 2008 dollars; O&M Cost at 2010

Treatment Option	Capital Cost	Additional Annual O&M Cost
Lined Treatment Ponds	Aerated: \$21.1 M Un-aerated: \$49.1 M	Aerated: \$270,000 Un-aerated: \$0
Secondary Treatment	\$38.7 M	\$500,000
Tertiary Treatment	Biolac + Filters: \$45.0 M MBR: \$55.1 M	Biolac + Filters: \$640,000 MBR: \$710,000

Recommended Plan

❖ Considerations:

- ♦ Groundwater degradation unknown
- ♦ Ponds do not reliably treat for nitrogen
- ♦ Ability/ease of upgrading treatment in future
- ♦ Ability to use effluent for other reclamation uses?
- ♦ Offset expensive potable water use?
- ♦ New trunk sewers create a logical separation between existing & new users
- ♦ Expensive to retrofit existing cities for urban reclamation



City of Neuman

Recommended Plan

- ❖ **Recommendation: Allow for flexibility in future**
 - ◆ One time opportunity to create plan consistent with regulations & conservation of resources
- ❖ **Diversify effluent disposal options in future**
- ❖ **Acquire more disposal land**
- ❖ **Assume new development will treat wastewater to tertiary standards**
- ❖ **Plan future City parks, urban landscaping, etc. for irrigation with tertiary effluent**
- ❖ **Develop revenue program to equably fund treatment & disposal for both existing & new users**

Next Steps

- ❖ **Input from City staff & City Council**
- ❖ **Wastewater Treatment & Disposal Master Plan available for public comment – 30 days**
- ❖ **City Council acceptance**
- ❖ **Continue assessment of WWTP impact to groundwater**
- ❖ **Continue new potable water supply project**
- ❖ **Develop Revenue Program**
 - ◆ Evaluate impact fees for Primary & Secondary SOI developments
 - ◆ Evaluate rates for existing residents
- ❖ **Perform existing system improvements**

City of Neuman

Thank You!

ECO-LOGIC

City of Newman Wastewater Treatment and Disposal Master Plan – Executive Summary

June 2008

Prepared for
City of Newman

Prepared by
ECO:LOGIC

3875 Atherton Road
Rocklin, CA 95765

916.773.8100 TEL
916.773.8448 FAX

www.ecologic-eng.com

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Figure ES-7 City of Newman Future Storage and Disposal Land Requirements – Full Buildout of Secondary SOI	12

Executive Summary

The City of Newman (City) Wastewater Treatment and Disposal Master Plan (Master Plan) is intended to provide guidance to the City on the existing wastewater treatment plant (WWTP) and options for necessary future expansion and improvements to accommodate City growth and regulatory requirements, respectively. This Master Plan is a continuation of work completed for the Capacity Analysis Study of the existing WWTP and negotiations with the Central Valley Regional Water Quality Control Board (Regional Board). One significant result of discussions with the Regional Board included agreement with the City's proposed course of action for reduction of salinity in the WWTP effluent. This compliance strategy includes the implementation of a new surface water supply (discussed in the companion City of Newman Water Master Plan) and other salinity source control measures. This Wastewater Treatment and Disposal Master Plan is a compilation of historical system performance data, projected wastewater flows from new City residences and businesses, applicable existing and expected State and Federal regulations, and cost projections for various treatment and disposal alternatives. Specific objectives of the Master Plan include:

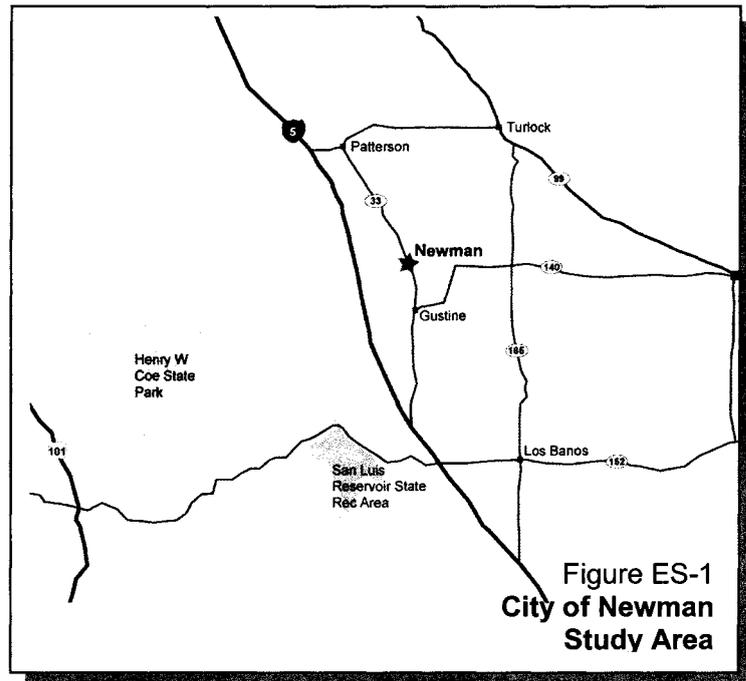
- To evaluate the treatment and disposal capacity of the existing WWTP.
- To identify capital improvements needed to correct any identified existing deficiencies.
- To provide guidance on potential regulatory issues.
- To identify potential options for wastewater facilities needed to serve planned City growth.
- To relate this Master Plan to the City's companion Water Master Plan and Wastewater Collection System Master Plan.

ES-1 OVERVIEW

The City of Newman is located in the western portion of the Central Valley, at the southern border of Stanislaus County, near Merced County (Figure ES-1). The City of Newman WWTP receives wastewater from a residential population of approximately 10,000 and a commercial center concentrated within the City's historic downtown area. The City also treats wastewater generated from F&A Dairy (a raw milk processing facility), which discharges directly into the municipal sewer.

The existing WWTP is a series of ponds where necessary oxygen for treatment is provided by both mechanical aerators and surface reaeration from the atmosphere. Treated wastewater (termed “effluent”) is stored during the wet season and reclaimed as irrigation water on City-owned agricultural lands during the dry season. Emerging concerns related to the operation and expansion of the existing WWTP include:

- The City’s General Plan addresses community growth up to a population of approximately 45,400. The forecast wastewater flow from this level of development is 4.8 million gallons per day (Mgal/d). Current wastewater flow is approximately 1.1 Mgal/d. The permitted equivalent capacity of the existing WWTP is 1.4 Mgal/d.
- The City’s effluent has higher salinity than other irrigation water used in the vicinity. Therefore, the City’s effluent reclamation practice has the potential to cause salinity degradation of underlying groundwater. The major source of salinity in the City’s effluent is the City’s potable water supply. This Master Plan coupled with the companion Water Master Plan provides a plan for a potable water supply improvement project to address this concern.
- The City’s wastewater treatment ponds are unlined and in direct contact with shallow groundwater. Due to this contact, there is concern that salts, nitrates, pathogens, pesticides, and/or metals may be causing groundwater contamination. Although a wastewater treatment pond in direct contact with groundwater has the potential to contaminate that groundwater, it has generally been observed that contamination does not occur (Design Manual (for) Municipal Wastewater Stabilization Ponds (EPA-625/1-83-015)). The reason widespread contamination does not occur is that wastewater treatment ponds tend to “seal” themselves to reduce leakage of wastewater to groundwater and wastewater which does leak out is generally well treated by the sludge, soil, and associated microbes. The City currently is studying whether its treatment pond system acts in a similar manner. Also in need of study is whether unacceptable nitrogen degradation is occurring in the effluent reclamation areas. Even if other compounds appear not to contaminate groundwater, effluent salinity is still an issue for the WWTP.
- The City’s potable water shift from groundwater to a high quality, more expensive surface water may put the City in a position to offset potable water with reclaimed effluent for some to all urban landscape irrigation water in new development areas. This is common practice in Southern California and is becoming more common in areas of



Northern California where potable water is becoming more expensive and/or difficult to reliably obtain.

- Once the potable water supply improvement project is complete, effluent salinity concentrations should be acceptable to the Regional Board. The remaining concern includes determining whether nitrogen degradation of groundwater is occurring under the reclamation area due to the pond effluent. Pond treatment (as compared to nitrification/denitrification activated sludge) is generally not considered a reliable method for removing nitrogen from wastewater.
- The City's effluent reclamation areas are on lands with naturally high groundwater levels, which also tend to be areas of naturally high salinity. To control shallow groundwater levels and soil salinity so as to allow agriculture to occur, much of the land immediately east of the City has been "reclaimed" by 1) the addition of subsurface shallow groundwater drainage pipes that drain to the San Joaquin River, and 2) flushing the historically accumulated salinity via application of surface water and/or groundwater to the soil. Although effluent reclamation on soils needing subsurface drainage is not prohibited, it is not encouraged if alternative effluent reclamation lands are feasible.

In light of the above concerns and the fact that a definitive assessment of degradation will take several years, this Master Plan addresses the long-term potential wastewater treatment needs by bracketing the two extremes of options. This approach gives the City a plan which can easily be adjusted based on the results of groundwater monitoring and degradation analysis. The actual path the City pursues will be dictated by the results of the groundwater monitoring and the Regional Board's input as well as policy decisions of the City Council on what type of resource it views the City's wastewater. The two extremes of options are:

1. If the existing ponds are shown to not have an impact on local groundwater (either directly near the ponds or beneath the agricultural fields due to reclamation), the existing, unlined treatment ponds will continue to be used for existing customers. The WWTP will be expanded with similar treatment for new development.
2. If the existing unlined ponds show some degree of impact to local groundwater (either directly or through effluent reclamation), wastewater from new development will be treated in a more mechanical treatment process (such as activated sludge) and the existing users will be phased out of the existing ponds and into mechanical treatment over time.

The two options identified above are the extremes. It is possible that alternatives between these two options exist.

ES-2 EXISTING TREATMENT AND DISPOSAL ALTERNATIVES

The existing WWTP has a permitted capacity of 1.69 Mgal/d maximum dry weather monthly flow (MDWMF) based on the current Waste Discharge Requirements (WDRs, i.e., "the permit") issued by the Regional Board. This corresponds to an average sanitary flow of 1.44 Mgal/d and this permitted capacity will accommodate the existing residents and growth within the City limits. If the existing pond system is not causing acute pollution of the groundwater and the

potable water supply improvement project is implemented to reduce effluent salinity, it appears that the existing unlined treatment ponds should be able to be used in the near-term future. The City's ability to continue to use the existing unlined treatment ponds (up to the permitted capacity) on a long-term basis will be determined based on the results of the on-going groundwater monitoring program. If the ponds are causing unacceptable degradation of the groundwater, then the City would need to plan a different treatment method to serve existing City residents (as well as new residents) for the long-term future.

However, in order to continue using the existing ponds (in either the near-term or the long-term), treatment improvements are necessary. The existing pond system is currently being loaded with organics above its reliable capacity. The existing aeration system in the ponds would not provide the oxygen needed to treat the organic load under peak flow and load conditions. This Master Plan identifies three alternatives to assure that the system will operate reliably and comply with the current WDRs up to the permitted flow. The three alternatives include:

- Create a third aeration basin (AB No. 3) by baffling approximately five acres of the existing 50-acre Oxidation Pond and splitting the influent load across all aerated ponds (AB Nos. 1, 2, and 3). This alternative would require a flow diversion structure after the existing headworks and the addition of mechanical aeration in AB No. 3 and the Oxidation Pond. The total capital cost is estimated at \$3.0 million for existing flow conditions, with an additional \$200,000 needed at permitted flow conditions.
- Pretreat F&A Dairy wastewater to municipal wastewater organic strength and provide means to recirculate flow from the Oxidation Pond or the new storage basin into AB No. 1. F&A Dairy's high strength wastewater represents over half the organic load entering the WWTP and has significant variability in strength compared to municipal wastewater. The total capital cost for permitted flow conditions is estimated at \$4.8 to \$5.2 million. These costs include the pretreatment of F&A Dairy wastewater, estimated at approximately \$2.0 million.
- Decommission existing AB No. 1 and replace it with two new, lined, mechanically aerated basins (AB No. 1A and No. 1B). This alternative also includes recirculation of flow from the Oxidation Pond or the new storage basin into the new AB No. 1A & 1B. The total capital cost for permitted flow conditions is estimated at \$6.2 million.

The first alternative appears to offer the most flexibility, least capital cost (though higher operation and maintenance cost), and least investment in infrastructure. Least investment in infrastructure is an important consideration should significant groundwater degradation be found from on-going studies, which require the existing users to phase out of the existing WWTP and into mechanical treatment in the long-term.

With construction of the previously designed supplemental storage basin, the existing WWTP will be able to store effluent and 1-in-100 year precipitation events. However, since this basin will be built on existing reclamation area, an additional approximately 100 acres of effluent reclamation area will be needed. The cost of this additional land will depend on the specific area identified, but will likely be on the order of \$2 million, including land, effluent conveyance to the

land, and on-site improvements. The City should begin the process of securing future disposal land as soon as practical.

ES-3 FUTURE TREATMENT AND DISPOSAL ALTERNATIVES

Once the potable water supply improvement project is completed, effluent salinity concentrations should be acceptable to the Regional Board. As mentioned above, the remaining concerns to be addressed include the potential for groundwater degradation due to the unlined ponds and nitrogen degradation due to the existing reclamation practices. In addition, the other major concern will be creating WWTP capacity to accommodate City growth beyond the existing City limits. Additional treatment, storage, and disposal will be needed to accommodate the Primary and Secondary Spheres of Influence (SOIs) identified in the City's General Plan (Figure ES-2). These WWTP components presumably will be funded by new development.

ES-3.1 FUTURE TREATMENT ALTERNATIVES

A fundamental aspect of any future WWTP expansion is that disposal governs treatment. The level of treatment required is dictated by where and how the effluent will be disposed. If more flexibility is needed or desired, or if degradation potential exists, then a higher level of treatment is required. The level of treatment required and other considerations for various effluent disposal methods are described in Table ES-1. As shown, for most disposal options besides current practices, tertiary treatment is required. A more detailed flowchart of the specific treatment processes needed for different disposal options is provided in Figure ES-3. Of particular importance is that all treatment methods, except for pond treatment, allow the process to be upgraded as necessary to include nitrogen removal, conventional or membrane filtration, and/or disinfection. The disadvantage of this flexibility is that there is an additional capital and operational cost associated with mechanical treatment. Technological advantages continue to improve nitrogen removal with pond treatment, but reliable removal is still uncertain with ponds.

Table ES-1
Level of Treatment Required and Considerations for Effluent Disposal Methods

Effluent Disposal Method	Level of Treatment	Additional Considerations
Urban Reclamation (e.g., Irrigation of parks, schools, greenbelts, parkways, commercial landscaping, front yards, and/or back yards)	Tertiary	<ul style="list-style-type: none"> - Significant costs for distribution - Community input/perception - Needs to be incorporated early into the General Planning process - Reduces potable water demands and, therefore, potable water supply capital and annual costs
Unrestricted Agricultural Reclamation (e.g., food crops)	Tertiary	<ul style="list-style-type: none"> - City typically buys the land to assure the long-term viability of this method
Restricted Agricultural Reclamation (e.g. fodder crops; current practice)	Secondary (or equivalent secondary)	<ul style="list-style-type: none"> - Disinfection needed unless all stormwater is contained on-site

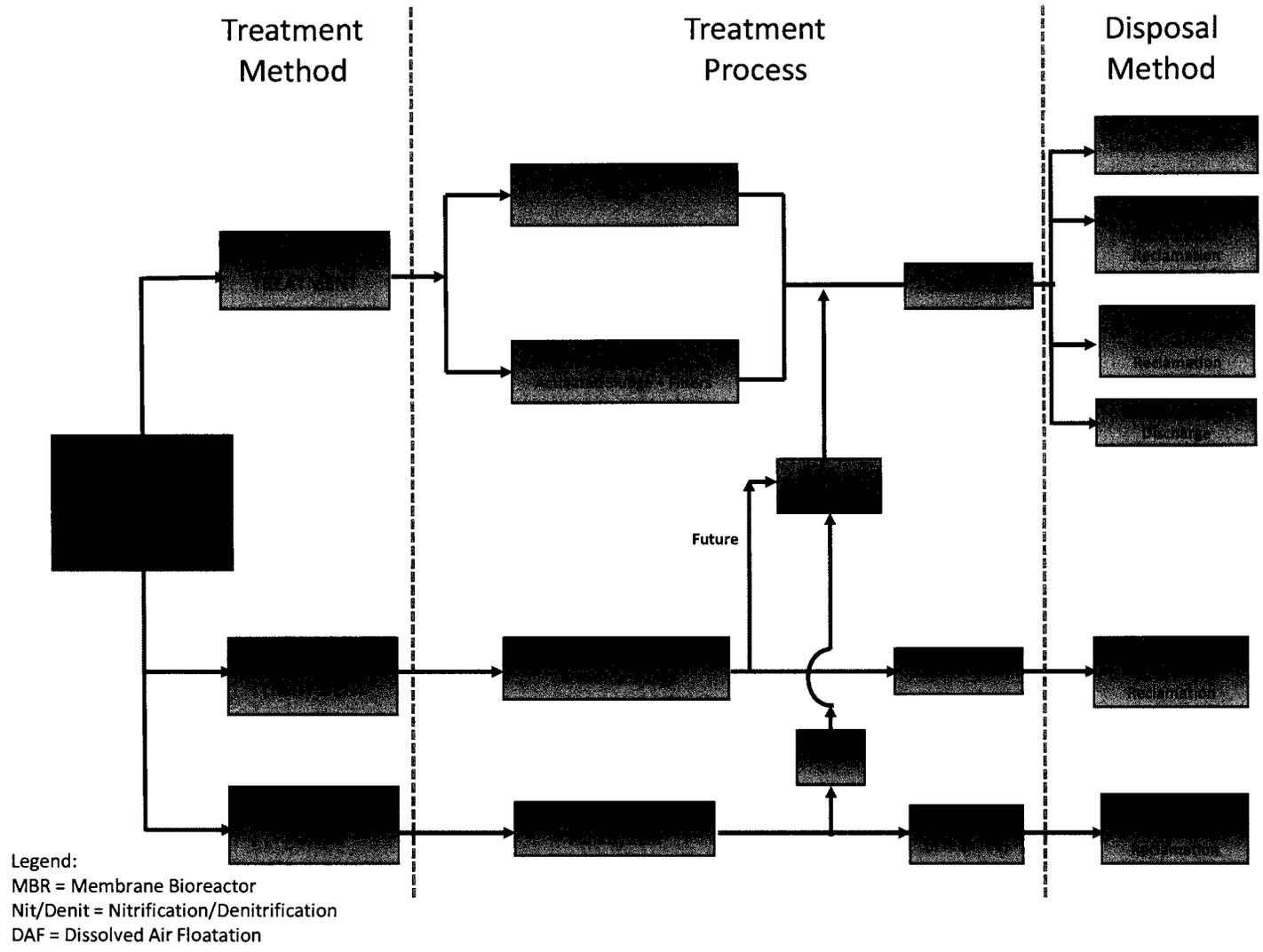


Figure ES-3
Level of Treatment Required for Various Disposal Option

Regardless of the outcome of any degradation analyses relative to the existing ponds, it is unlikely that additional unlined treatment ponds will be allowed for growth beyond the permitted capacity of the existing treatment ponds. Unlined treatment ponds are generally no longer considered Best Practical Treatment and Control (BPTC) technology because of their potential for groundwater degradation, even if (when wastewater salinity is not an issue) no significant degradation may actually be occurring in many situations, as reported by EPA. Therefore, the City should plan for an alternative treatment process to serve City growth beyond the permitted capacity of the existing WWTP. The three main treatment alternatives that exist for future users include:

- Lined Treatment Ponds** – Lined treatment ponds (Figure ES-4) may be an acceptable long-term alternative for new development if the City can demonstrate that agricultural reclamation of the resulting effluent is not causing excessive nitrogen application rates to the crops, resulting in unacceptable nitrogen degradation of groundwater. However, even if groundwater degradation is not occurring, the City should evaluate the risks versus benefits of continuing to expand the pond system. Pond treatment does not offer reliable nitrogen removal at this time without going to the added expense of dissolved air flotation (DAF) and a separate nitrification/denitrification step (Figure ES-3). The potential need for these steps versus the cost (and cost effectiveness) of nitrification/denitrification activated sludge need to be considered by the City. These and other factors are discussed further below. If groundwater degradation due to nitrogen is occurring under the reclamation fields, then the City would need to plan to provide treatment via a nitrification / denitrification secondary or tertiary treatment process. Upgrading treatment for existing residents would need to be negotiated with the Regional Board. For new growth (and possibly existing residents), some effluent disinfection prior to irrigation of the fodder crops appears likely to be necessary when the current WDRs are renewed based on current Regional Board policy. However, that policy is in conflict with other Regional Board policies being implemented at this time. Therefore, the proper course of action for the City at this time is to plan for disinfection, but not implement it until mandated by the Regional Board.

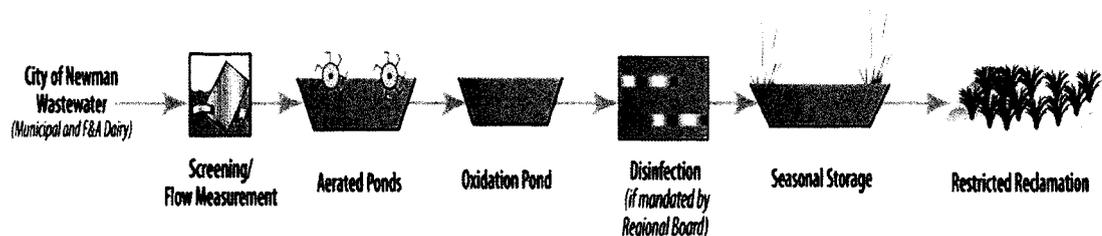


Figure ES-4
City of Newman Existing WWTP - Example of Lined Treatment Ponds

- Secondary Treatment** – If it is determined that groundwater degradation is occurring in the reclamation fields due to nitrogen in the effluent, a nitrification / denitrification secondary treatment process (Figure ES-5) would be required at least for new growth. The Regional Board should give existing residents time to upgrade their treatment process, if needed.

Secondary treatment, alone, does not significantly expand the disposal options available to the City. Secondary treatment would facilitate upgrading the WWTP in the future to a higher level of treatment, if regulations and/or disposal methods dictate. Because the capital and annual costs of secondary treatment are not significantly different from lined, unaerated treatment ponds and requires a fraction of the land for treatment, the City should pursue secondary treatment if it does not want to embark on more extensive groundwater degradation studies or take the risk that groundwater degradation would cause a shift in treatment processes in the future. It is also possible that a nitrification / denitrification secondary treatment process could handle either all the City's wastewater or only a portion, if only a partial reduction in nitrogen is necessary to protect groundwater quality and still satisfy crop nitrogen needs.

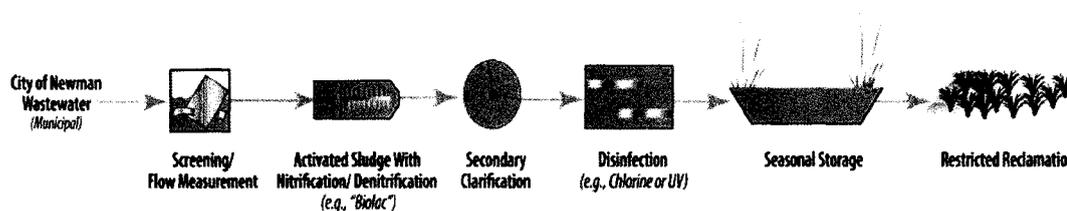


Figure ES-5
Example Secondary Treatment Process

- Tertiary Treatment** – If the City prefers to 1) have the most flexibility in terms of effluent disposal options, and 2) reduce potable water supply costs, then tertiary treatment should be planned for new development – either for near-term new development or as a future treatment option. For wastewater effluent to be used for unrestricted reclamation, tertiary level treatment and effluent disinfection are required (as shown in Figure ES-3). Tertiary treatment (Figure ES-6) includes a biological treatment process followed by filtration or membrane filtration. Disinfection can be either through the use of chlorine or ultraviolet light (UV) disinfection. Wastewater treated to tertiary standards (as defined by Title 22 of the California Code of Regulations) can be reclaimed in an urban or agricultural setting. Tertiary treatment would give the City the ability to reclaim water in an urban setting, which would either reduce the capital and annual costs of the new surface water supply system (if it is sized to allow reclamation to meet some to all urban irrigation use demands), or reduce the input of poor quality groundwater into the potable water supply system when urban irrigation demands are greatest.

Tertiary treatment could be accomplished through a secondary treatment process followed by filtration or through a combined process, such as a membrane bioreactor (MBR). Membrane bioreactors combine the biological treatment step of nitrification/denitrification activated sludge with membrane filtration to produce a high quality effluent. For either of these treatment options, treatment is further followed by UV disinfection. The same amount of acreage is needed for storage and disposal. However, the City would have the added flexibility of reclaiming the water on discrete parcels (such as urban landscaping, parks,

greenbelts, commercial landscaping, etc), the ability to use the water on different types of crops, and may be able to enter into a long-term lease instead of a land purchase with an area farmer.

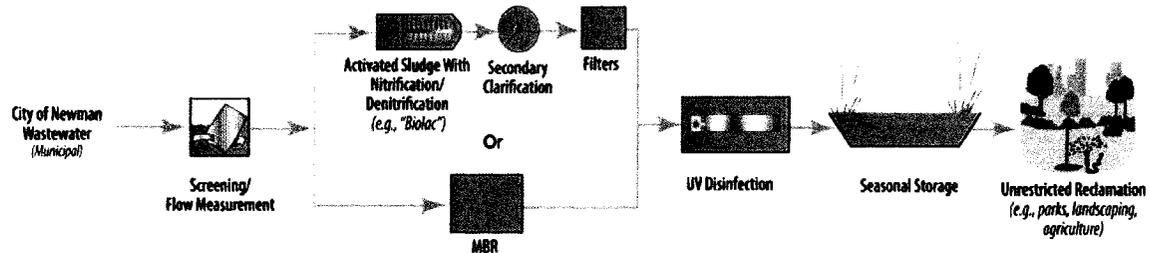


Figure ES-6
Example Tertiary Treatment Process

A summary of each level of treatment, advantages, disadvantages, and relative cost is summarized in Table ES-2.

ES-3.2 INDUSTRIAL PRETREATMENT

In addition to future treatment of residential wastewater, the future treatment of F&A Dairy wastewater also needs to be considered. The higher strength food process wastewater from F&A Dairy represents over half the total organic load currently entering the WWTP. Pond systems are generally well suited for food processing wastewater due to the fact that the systems can tolerate large swings in organic load on a daily, weekly, or monthly basis. Analysis of the existing WWTP capacity (described above) assumes that F&A Dairy flows and loads remain the same. Given this assumption and with the existing system improvements completed, the current WWTP should be able to accommodate the current flow and load from F&A Dairy. However, recent analysis of F&A Dairy load indicates that it may be more equitable to base monthly charges on COD (chemical oxygen demand) load, rather than the current method of BOD₅ (5-day biochemical oxygen demand) load.

When considering future treatment, it is assumed that F&A Dairy will not increase production and, therefore, their flow and load contribution will not change. The size and associated capital cost as well as the operation and maintenance cost of activated sludge treatment processes are greatly affected by the influent organic loading. Therefore, if activated sludge secondary or tertiary treatment is used for future growth, it will be most cost effective only to treat municipal wastewater with this process. If F&A Dairy increases its loading to the City's WWTP or if results of the groundwater assessment indicate that the existing users (including F&A) are required to phase out of the existing ponds, it will be more cost effective to provide a separate pretreatment process at F&A Dairy to reduce the amount of organic load to municipal strength. This pretreatment process would likely be a high rate anaerobic process, which is much more suited to handle high organic strength wastewater.

Table ES-2
City of Newman Treatment Options for New Users Summary

	Lined Treatment Ponds	Secondary Treatment	Tertiary Treatment
Description	Ponds with synthetic lining to prevent leakage to groundwater; Addition of mechanical aeration, OR Large ponds for passive, atmospheric re-aeration	"Biolac" nitrification/denitrification activated sludge treatment process with chlorine disinfection	"Biolac" biological treatment process with conventional filters (disk filtration) and UV disinfection, OR Membrane bioreactor with UV disinfection
Disposal	Restricted agricultural reclamation (unless treatment is upgraded with at least DAF, filtration, and disinfection. A post DAF nitrogen removal process may be necessary)	Restricted agricultural reclamation (unless upgraded with filtration and enhanced disinfection)	<ul style="list-style-type: none"> • Urban reclamation • Unrestricted agricultural reclamation • Restricted agricultural reclamation • Limited surface water discharge may be possible to reduce storage costs in wet winters
Advantages	<ul style="list-style-type: none"> • Familiar treatment and operation process • Addition of aerators reduces size of treatment ponds • Lowest present worth cost treatment option 	<ul style="list-style-type: none"> • Upgradeable treatment system • Consistent with current disposal practices • BPTC with respect to nitrogen and salinity • All treatment could occur on existing wastewater treatment plant site 	<ul style="list-style-type: none"> • Highest level of treatment • Modular treatment system (MBR) • Opportunities for multiple disposal options • BPTC with respect to nitrogen and salinity • All treatment could occur on existing wastewater treatment plant site
Disadvantages	<ul style="list-style-type: none"> • Restricted disposal option • Additional land needed for treatment • Lining of unaerated ponds is <u>very</u> expensive due to large size of ponds • May be inconsistent with long-term growth plans of City • Upgradeable, but only at a significantly higher overall cost than other options 	<ul style="list-style-type: none"> • Restricted disposal option • More costly than aerated ponds • Separation of industrial flows is likely cost effective 	<ul style="list-style-type: none"> • Provides higher level of treatment than currently needed • Highest capital cost • Highest O&M cost • Separation of industrial flows is likely cost effective
Capital Cost TREATMENT ONLY (2 Mgal/d; April 2008\$)	\$21.2 (aerated) to \$49.1 million (unaerated)	\$38.7 million	\$45.0 (Biolac & Filters) to \$55.1 million (MBR)
Additional O&M Cost (2010\$)	\$0 (unaerated) to \$270,000 (aerated)	\$500,000	\$640,000 (Biolac & Filters) to \$710,000 (MBR)

ES-3.3 STORAGE AND DISPOSAL

Future storage needs are independent of the treatment and reclamation disposal method used. Storage must be designed to accommodate the wastewater generated during the wet season as well as 1-in-100 year precipitation. For the Primary SOI, approximately 33 acres beyond the existing WWTP are needed. At full buildout of the Secondary SOI, approximately 150 total acres are needed (117 additional acres). Reclamation disposal land depends on the amount of urban reclamation used. If only restricted agricultural reclamation is employed, 208 acres of land is needed for the Primary SOI and an additional 570 acres is needed for the Secondary SOI. A schematic of the land area that will be required for storage and restricted reclamation at full buildout of the Secondary SOI is shown in Figure ES-7. The areas identified in Figure ES-7 are not intended to be the exact parcels, but instead to demonstrate the amount of land area needed.

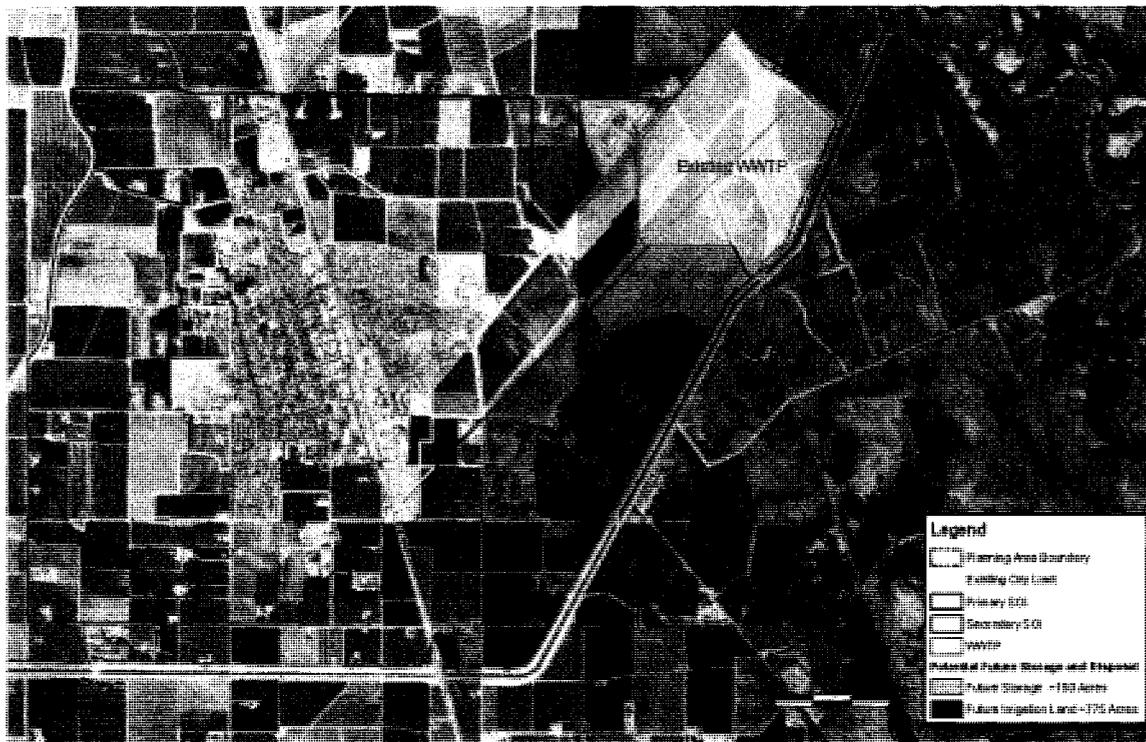


Figure ES-7
City of Newman Future Storage and Disposal Land Requirements –
Full Buildout of Secondary SOI

ES-4 RECOMMENDED PLAN

In light of the above regulatory concerns, treatment and disposal options, and unknowns related to the potential for groundwater degradation, it is recommended that the City follow a plan that allows for the most flexibility in the future. The City of Newman has a unique, one-time opportunity to create a plan that is both consistent with regulations and also conserves resources. Growth within the existing City Limits can be accommodated in the existing WWTP with some

near-term, and possibly long-term, upgrades. Lands to the north (Primary SOI), west, and south (Secondary SOI) of the City that wish to annex to the City will need to fund construction infrastructure (including water and wastewater utilities) to serve these annexations. As discussed in the companion Wastewater Collection System Master Plan, these areas will need new trunk sewers to accommodate future wastewater flow to the WWTP. This “separate” collection system creates a distinction between new and existing users. There is a logical separation of new users to a new treatment process compared to the existing users who have already put a significant investment into their existing WWTP. F&A Dairy’s wastewater is also limited to flowing to the existing pond system, which is better able to accommodate the high and variable strength wastewater than activated sludge or an MBR. This flexibility of separation of the new and existing users exists in very few Cities. In addition, if a higher level of treatment is selected for new growth, there is a nexus between that higher cost and the beneficiaries of the infrastructure being created. With a higher level of treatment being funded by the annexed areas, these areas can be required to be plumbed to use tertiary effluent on parks, school yards, commercial landscaping, etc., including consideration of residential front yard irrigation in all years, and back yard irrigation in drought years when the City’s surface water allocation from the California Aqueduct may be reduced. It is prohibitively expensive to retrofit the existing City with urban reclamation “purple pipes” to allow the level of reclamation and water supply security possible for the annexed areas.

Based on the foregoing concepts, developed to provide existing and new City residents the most cost-effective and secure water supply and wastewater treatment and disposal system, the following major actions are recommendations as part of this Master Plan:

- **Plan for diversifying effluent disposal options in the future.** Continued expansion of the City’s pond system to serve future growth is based on the ability of the City to acquire large parcels of land suitable for treatment and disposal ponds and restricted reclamation and, more importantly, the demonstration that the existing WWTP does not degrade groundwater either from the unlined ponds and/or from the reclamation practices. It is essentially impossible to predict if either of these concerns will surface in the future. Other communities that use secondary or tertiary treatment processes instead of pond treatment have the distinct advantage of being able to construct add-on processes to remove nitrogen, turbidity, pathogens, and even trace pollutants that allow the effluent to be disposed or reclaimed for other uses. For this reason, it is recommended that new development 1) treat its wastewater to a higher level, and 2) provide alternative means of effluent disposal.
- **Acquire more disposal land.** Concurrent with planning for diversified effluent disposal options, it is also prudent planning to secure suitable disposal land (ideally near the WWTP). This land can be used on either an interim basis and/or for long-term future disposal needs and will allow the WWTP to expand as needed to accommodate growth, regardless of the treatment and disposal methods pursued on a long-term basis.

- **Assume new development in the Primary and Secondary SOIs would be required to treat their wastewater tertiary standards.** As noted above, diversifying effluent disposal options requires a higher level of wastewater treatment. Current BPTC is a lined wastewater treatment process that removes total effluent nitrogen to less than 10 milligrams per liter, unless the effluent discharger specifically demonstrates that the level of treatment is not needed to prevent degradation of underlying groundwater. The burden of proof rests with the City for new growth beyond the 1.44 Mgal/d (average sanitary flow basis) permitted capacity of the existing facility. Coupling BPTC with the need to diversify effluent disposal results in the recommendation that annexations to the City fund tertiary level treatment providing pathogen-free effluent that can be applied in an unrestricted manner to agricultural crops and urban landscaping. While there are several types of treatment processes that produce tertiary quality effluent, fiscal planning around a new membrane bioreactor (MBR) facility is recommended. MBRs have comparable costs to conventional tertiary systems and many of the new WWTPs built in California today are MBRs.
- **Plan future City parks, schoolyards, landscape medians, greenbelts, etc. for irrigation with tertiary effluent.** This recommendation implements diversifying effluent disposal and takes steps to either reduce the size and cost of the new potable water supply and/or maintain the quality of that water supply by reducing the need to operate existing potable water wells (with poor quality water) during maximum potable water demand days driven by landscape irrigation water needs. As discussed previously, this plan can only be implemented to any great extent in new development areas because of the high cost to retrofit existing developed areas with dual “purple pipe” systems needed for effluent reclamation. The City may wish also to consider effluent reclamation in residential front yards, and possibly in back yards during severe drought when the City’s allocation of California Aqueduct Water may be reduced. With modern, reliable tertiary wastewater treatment facilities, front and back yard effluent irrigation is becoming increasingly common in prestigious communities. The “perception problem” is diminishing and since this practice would only be occurring in new areas, the people buying the home would be accepting the use as evidenced by the fact that they bought the home. This is a very different perspective than a forced retrofit where existing people have no choice.

Under this plan, the layout of the new water, wastewater, and reclaimed water (i.e., effluent) pipes in the annexed areas would be consistent with California Department of Public Health “Title 22” requirements. This includes use of “purple pipe” to designate non-potable uses, addition of backflow preventers from the City’s potable water lines, separate water lines to bathrooms/ drinking fountains, and selection of certain types of sprinkler heads to minimize overspray in public areas. Many communities have amended their city design standards to include the Title 22 provisions, even before reclaimed water is available. The new UC Merced campus is an example of such planning where the irrigation system is designed to switch over to reclaimed water when sufficient wastewater is generated by the students. Since it is very expensive to retrofit existing

areas, it is recommended that city design standards be modified so that the City has options for how new urban landscaping could be watered in the future.

- **Develop a revenue program that equably funds wastewater treatment and disposal for both existing and new users.** Funding these initiatives will impact both the City's monthly wastewater rates (for capital projects related to achieving the permitted capacity of the existing WWTP and new operational costs benefiting existing users) and wastewater capital fees (for capital projects benefiting City growth, including expansion of the WWTP beyond the current permitted capacity). A detailed revenue program is needed to determine funding of the items discussed above. Depending on the outcome of the groundwater monitoring, input from the Regional Board, and evaluation of the ability to off-set potable water demands, the City may desire to construct a new tertiary WWTP for new development and recycle that water on new urban and agricultural areas. Since funding major facility upgrades through monthly sewer rates is expensive and difficult to implement equitably across all users, it is recommended to base capital fees for development of the Primary and Secondary SOIs on the costs for constructing a new tertiary MBR treatment facility. A new MBR facility with a capacity of 1.0 Mgal/d and accommodations for future growth is estimated to cost \$33 million (for treatment only) in 2008 dollars. Capital fees based on this amount would be adjusted each year to an inflation index tied to the construction industry. At this point, the plan recommends only collecting fees associated with the tertiary WWTP as a means to minimize risk to the City. If the various unknowns related to treatment and disposal practices can be resolved with some surety, then a portion of the collected money could be refunded to parties who funded the construction of the actual facilities.

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.b.**
City Council Meeting
of June 24, 2008

ACCEPT BOYLE ENGINEERING SERVICES PROPOSAL FOR STREET REPAIRS

RECOMMENDATION:

It is recommended that the City Council:

1. Approve and accept the proposal from Boyle Engineering for services for street repairs for \$18,400.00.

BACKGROUND:

Attached to this report, please find a proposal from Boyle Engineering for services to prepare Contract Documents for street repairs for Corgiat Estates, Creek Canyon, Stonehedge, Lucas Ranch, and Oakwood Vista subdivisions. It also includes the Amy Drive and the Basil Court areas. This project would consist of applying fog seals, slurry seals and extensive crack sealing to prevent water from intruding into the street base.

The street asphalt surfaces in these areas are losing their elasticity due to the loss of oil content in the material. This in turn has caused cracking that allows water and moisture to seep into the base. Once this happens, the deterioration of the street surfaces will accelerate rapidly.

ANALYSIS:

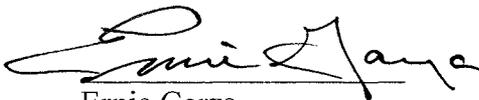
The City of Newman has applied for the State's Prop 1B monies and should be receiving \$400,000.00 in addition to the annual gas tax monies sometime in mid July. This money can be used to make these repairs in an effort to extend the life of the streets in these areas.

FISCAL IMPACT:

\$18,400.00

CONCLUSION:

Staff recommends that the Council approve the Boyle Engineering proposal.



Ernie Garza
Director of Public Works

REVIEWED/CONCUR:



Michael E. Holland
City Manager



Engineering Excellence Since 1942

1120 West "I" Street, Suite C
Los Banos, CA 93635
TEL: (209)826-5155
FAX: (209)826-3307
www.boyleengineering.com

Employee Owned

Ernie Garza
Public Works Director
CITY OF NEWMAN
1162 Main Street
Post Office Box 787
Newman, California 95360

June 3, 2008
00197.P1-3031

Proposal for Engineering Services
2008 Street Repairs

Dear Ernie:

Pursuant to your request, Boyle Engineering (Boyle) is pleased to submit this proposal to prepare Contract Documents for the 2008 Street Repairs for the City of Newman (City).

The project consists of applying fog seal, slurry seal, or another type of maintenance/repair deemed necessary to the streets in the areas shown on the two attached maps.

The scope of work is summarized as follows:

1. Prepare Contract Documents consisting of working drawings, specifications, and other documents describing the project in sufficient detail for construction. Boyle will provide two sets of Contract Documents (95% complete) for review and approval by the City prior to finalizing the documents for construction.
2. Attend all necessary meetings directly associated with the design and the preparation of plans and specifications.
3. Provide three sets of final Contract Documents to the City.
4. Assist the City in securing proposals for construction and analyzing such proposals.

We estimated the cost of the above work based on a man-hour evaluation for the various personnel classifications anticipated to be assigned to the project. Our proposed fee is \$18,400.00.

June 3, 2008

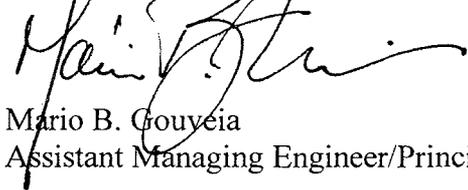
We will also be glad to provide Construction Services and Contract Administration for the project on a time and material basis.

Our current agreement with the City for engineering services requires that a supplemental agreement be executed for performance of special projects such as the 2008 Street Repairs. Attached are two copies of the supplemental agreement for your review. Upon your approval, please sign both copies and return them to our office. A fully executed copy will be returned for your files.

Please call if you have any questions or require additional information.

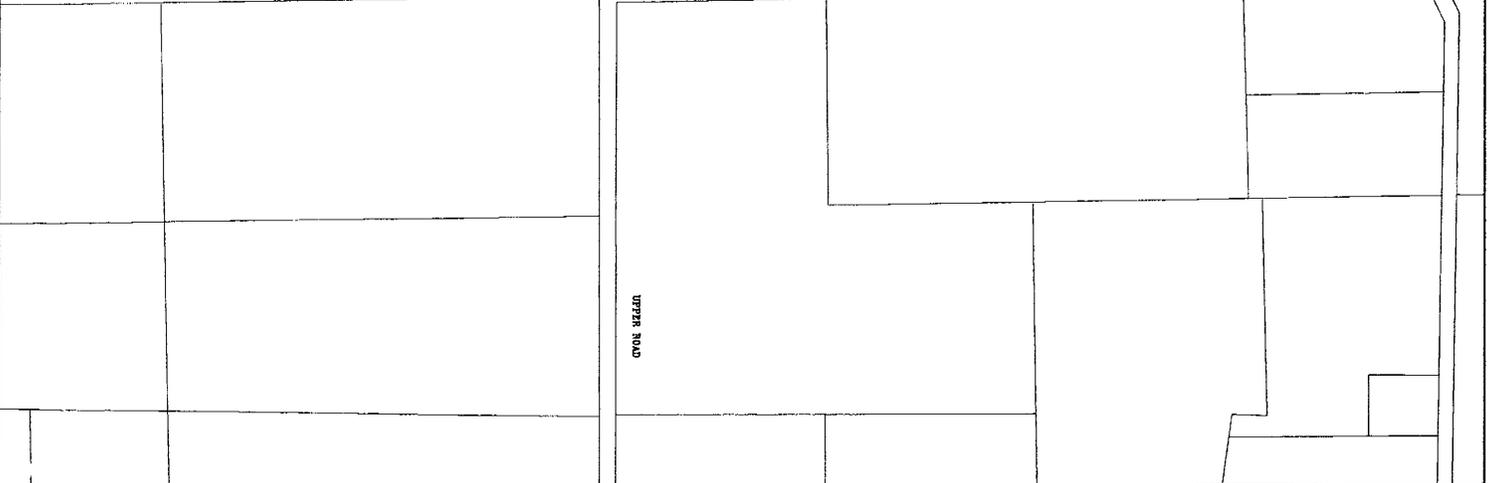
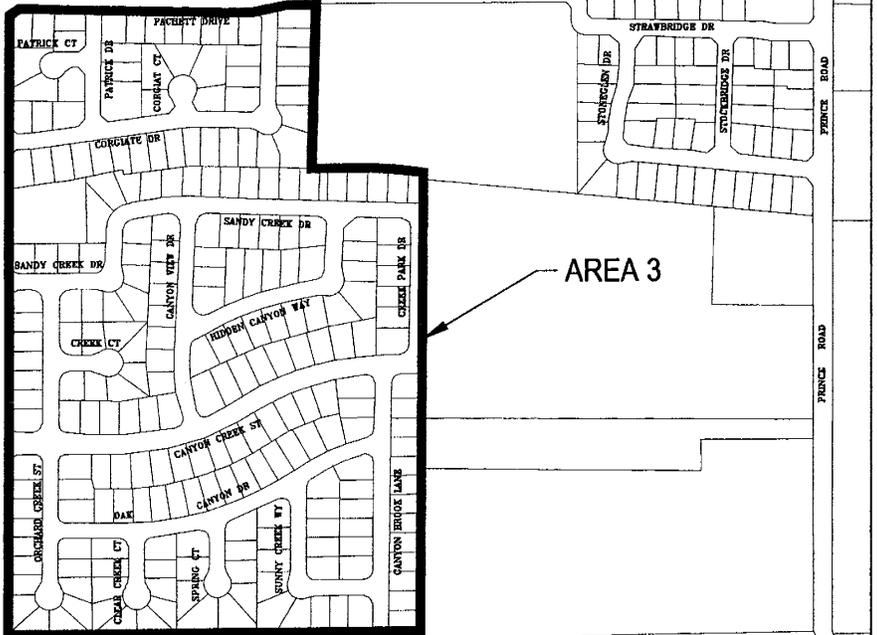
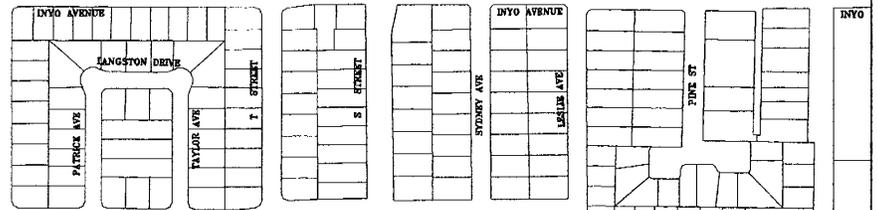
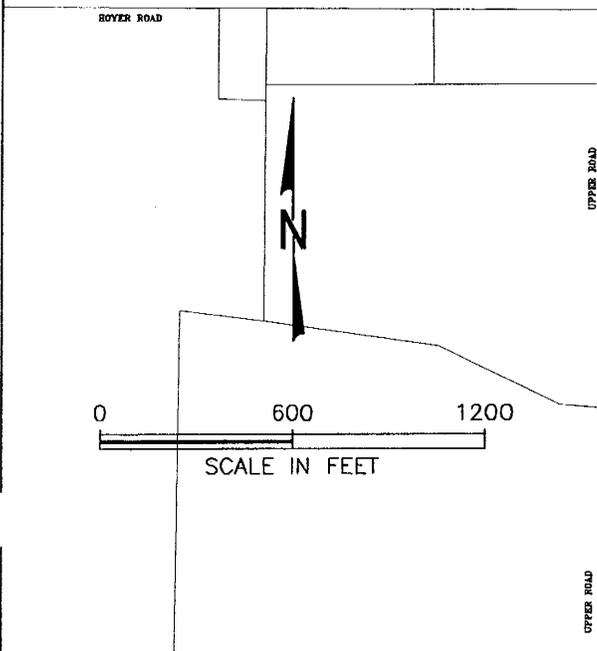
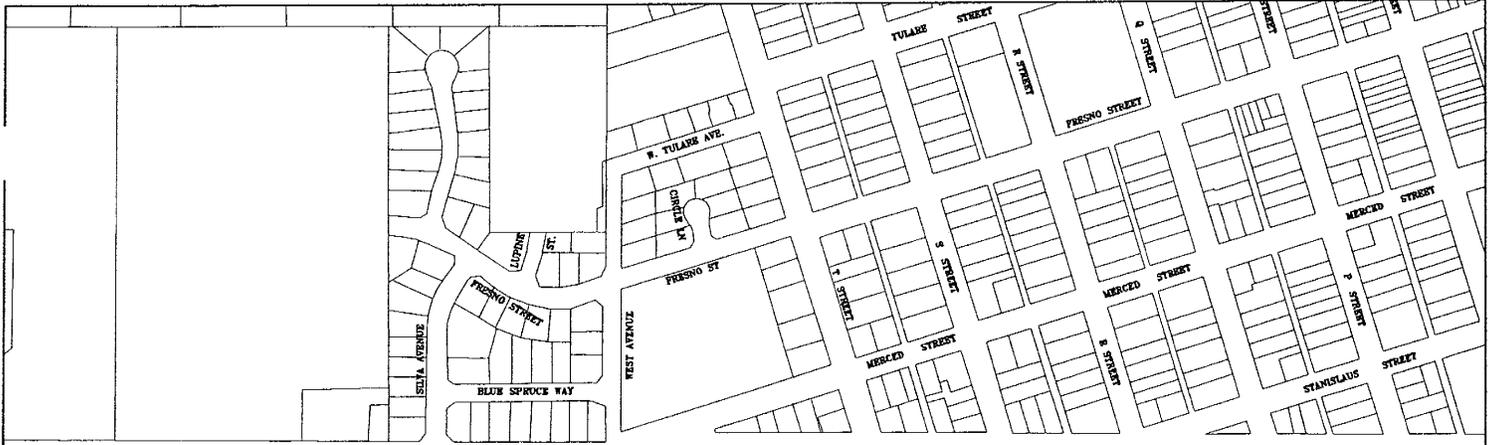
Very truly yours,

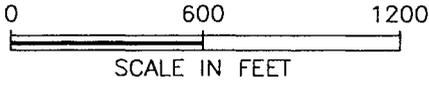
Boyle Engineering Corporation



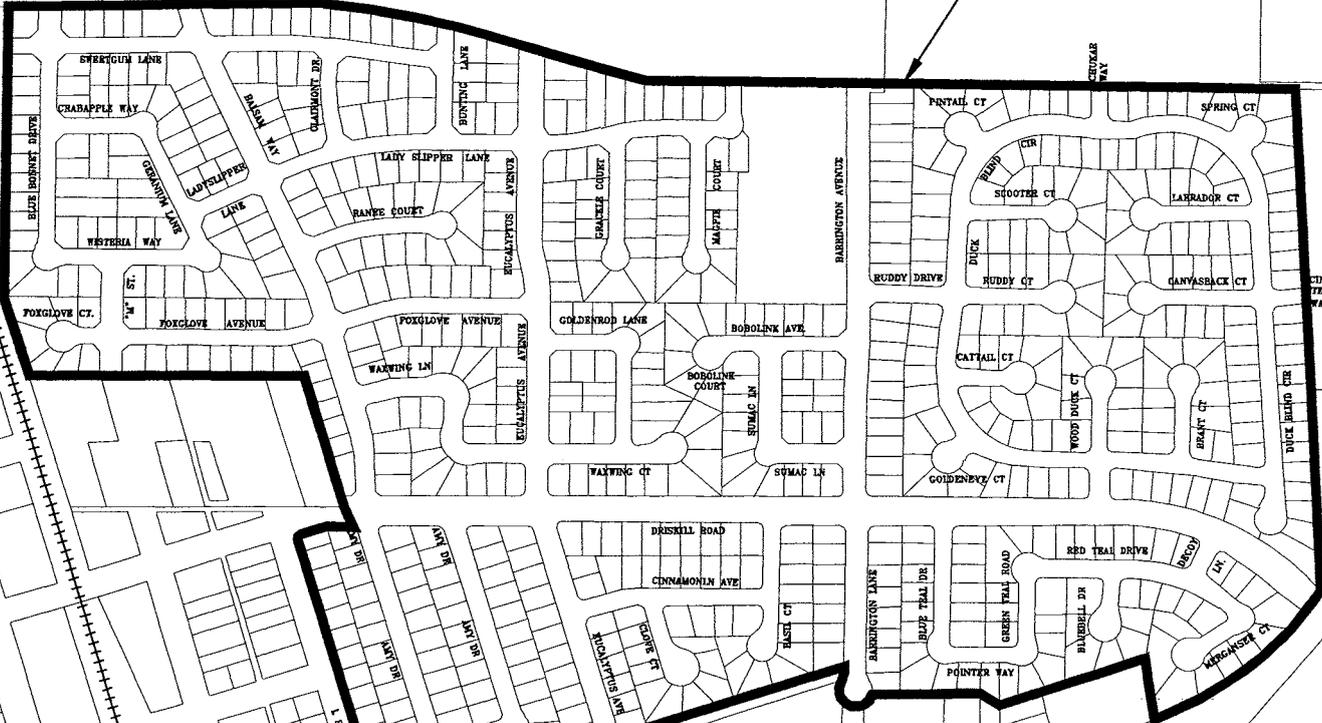
Mario B. Gouveia
Assistant Managing Engineer/Principal

Enclosures: Agreement





AREA 1



AREA 2

CITY OF NEWMAN

2008 STREET REPAIRS
REPAIR AREAS 1 AND 2

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.c.**
City Council Meeting
of June 24, 2008

APPROVAL OF HOME CONSORTIUM AGREEMENT

RECOMMENDATION:

Adopt Resolution #2008-XX authorizing the City Manager to execute an agreement with Stanislaus County designating the city of Newman as a member of the City of Turlock/Stanislaus County HOME Consortium for fiscal years 2009-2010.

BACKGROUND:

The City of Newman has been a part of the City of Turlock/Stanislaus County HOME Consortium for the past three years. This agreement allows the City of Newman to continue Consortia participation and the City of Turlock to apply for HOME funds for the City of Newman.

ANALYSIS:

As a member of the HOME Consortium, the City of Newman is eligible to receive funding as much as approximately \$286,000.00 over the next two years (08/09, 09/10).

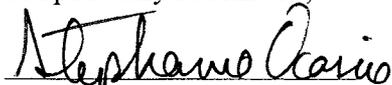
FISCAL IMPACT:

Positive, the City of Newman may benefit from approximately \$286,000.00

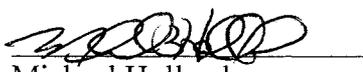
CONCLUSION:

Staff recommends the Council adopt the attached resolution authorizing the City Manager to execute a two year HOME Consortium agreement with Stanislaus County.

Respectfully submitted,


Stephanie Ocasio
Assistant Planner

Reviewed by,


Michael Holland
City Manager

RESOLUTION NO. 2008-

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT
DESIGNATING THE CITY OF NEWMAN AS A MEMBER OF THE CITY OF
TURLOCK/STANISLAUS COUNTY HOME CONSORTIUM FOR FISCAL YEARS 2009-2010**

WHEREAS, the Congress of the United States has enacted the Cranston Gonzalez National Affordable Housing Act of 1990 and Federal regulations have been adopted pursuant thereto, hereinafter called the "Act"; and

WHEREAS, Title II of the Act creates the Home Investment in Affordable Housing Program, hereinafter called "HOME," that provides funds to states and local governments for acquisition, rehabilitation, new construction of affordable housing and tenant-based rental assistance; and

WHEREAS, the Act requires local governments to formulate a Consolidated Plan as part of the eligibility requirements for HOME funds; and

WHEREAS, funds from Title II are distributed to metropolitan cities, urban counties States, and consortia of local governments; and

WHEREAS, the Act allows local governments to form consortia for the purpose of receiving and administering HOME funds and carrying out purposes of the Act; and

WHEREAS, the Act requires that a local government member of an urban county may participate in a consortium only through the urban county, and that a consortium shall have one member unit of general local government authorized to act in a representative capacity for all members for purposes of the Act to assume overall responsibility for the Act, including requirements concerning the Consolidated Plan; and

WHEREAS, the parties desire to designate the City of Turlock as the lead agency and authorized representative of the Stanislaus County Consortium pursuant to the provisions of the attached agreement; and

WHEREAS, the CITY OF NEWMAN and STANISLAUS COUNTY have entered into a Cooperative Agreement to form the City of Turlock/Stanislaus County HOME Consortium to qualify for Home Investment Partnership Act funds, funded by the U.S. Department of Housing and Urban Development;

NOW, THEREFORE, BE IT RESOLVED that the Newman City Council hereby authorizes the City Manager to execute an agreement designating the City of Newman as a member of the City of Turlock/Stanislaus County Home Consortium for fiscal years 2009-2010.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of June, 2008 by Council Member _____, who moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following roll call vote:

AYES:
NOES:
ABSENT:

ATTEST:

APPROVED:

Deputy City Clerk of the City of Newman

Mayor of the City of Newman

AGREEMENT

City of Turlock/Stanislaus County HOME Consortium Federal FY 2009 and 2010

This AGREEMENT is made and entered into this _____ day of _____ 2008, by and between STANISLAUS COUNTY, hereinafter called "COUNTY" and the CITY OF NEWMAN, hereafter called "CITY."

WHEREAS, the Congress of the United States has enacted the Cranston Gonzalez National Affordable Housing Act of 1990 and Federal regulations have been adopted pursuant thereto, hereinafter called the "Act"; and

WHEREAS, Title II of the Act creates the Home Investment in Affordable Housing Program, hereinafter called "HOME," that provides funds to states and local governments for acquisition, rehabilitation, new construction of affordable housing and tenant-based rental assistance; and

WHEREAS, the Act requires local governments to formulate a Consolidated Plan as part of the eligibility requirements for HOME funds; and

WHEREAS, funds from Title II are distributed to metropolitan cities, urban counties States, and consortia of local governments;

WHEREAS, the Act allows local governments to form consortia for the purpose of receiving and administering HOME funds and carrying out purposes of the Act;

WHEREAS, the Act requires that a local government member of an urban county may participate in a consortium only through the urban county, and that a consortium shall have one member unit of general local government authorized to act in a representative capacity for all members for purposes of the Act to assume overall responsibility for the Act, including requirements concerning the Consolidated Plan; and

WHEREAS, the parties desire to designate the City of Turlock as the lead agency and authorized representative of the Stanislaus County Consortium pursuant to the provisions of this Agreement.

THEREFORE, it is agreed that:

1. City and County will cooperate in the operation of the City of Turlock/Stanislaus County HOME Consortium, hereinafter called the "CONSORTIUM", for the purpose of undertaking or assisting in undertaking HOME-eligible housing assistance activities pursuant to Title II of the Act including but not limited to acquiring, rehabilitating, and constructing affordable housing and providing homebuyer and tenant-based rental assistance.
2. The CITY OF TURLOCK shall act as the representative member of the CONSORTIUM for the purposes of the Act.
3. CITY shall have thirty (30) calendar days to approve the portions of the Consolidated Plan which pertain to CITY before the CITY OF TURLOCK submits the final Consolidated Plan to the U.S.

Department of Housing and Urban Development. The CITY OF TURLOCK shall incorporate CITY changes in Consolidated Plan, if any, provided that they meet HOME requirements.

4. THE CITY OF TURLOCK shall approve each project funded with HOME funds within CITY before the CITY OF TURLOCK approves funding project with HOME funds, provided that the CITY OF TURLOCK approval or disapproval does not obstruct the implementation of the approved Consolidated Plan.

5. There shall be a Technical Advisory Committee for the Consortium to recommend spending priorities, policies, and review projects and proposed expenditures. CITY shall designate a staff member to participate on the Technical Advisory Committee.

6. CITY shall designate a representative to whom all notices and communications from the CITY OF TURLOCK shall be directed. The CITY OF TURLOCK's duty to notify CITY shall be complete when the communication is sent to the designated representative. It is the exclusive duty of the designated representative to notify the appropriate individuals or departments within COUNTY.

7. To carry out activities under this Agreement, the CITY OF TURLOCK shall allocate to the CITY, a portion of HOME funds received under the Act. Initial allocations shall be determined by formula approved by the Technical Advisory Committee for the CONSORTIUM. If necessary to meet HOME requirements, funds will be reallocated by COUNTY in accordance with such needs, objectives, or strategies as COUNTY shall decide. In preparing such needs, objectives, or strategies, CITY shall consult with the CITY OF TURLOCK and the Technical Advisory Committee before making its determinations.

8. Each party to this agreement shall affirmatively further fair housing.

9. The CITY OF TURLOCK shall administer the Consortium and perform monitoring, record keeping, and all reporting required by the Act. City shall retain administration funds which shall not exceed ten percent (10%) of the HOME fund allocation per year.

10. CITY shall provide the CITY OF TURLOCK with all information concerning CITY and the activities CITY carried out under this agreement which the CITY OF TURLOCK requires to prepare 1) documents required to be submitted to HUD, 2) annual HOME performance report, 3) such other documents as the CITY OF TURLOCK may require to carry out eligible housing activities or meet Federal requirements. All information shall be submitted on forms prescribed by the CITY OF TURLOCK. In addition, CITY agrees to make available upon request all records concerning the activities carried out under this agreement for inspection by the CITY OF TURLOCK or Federal officials during regular business hours.

11. Pursuant to Government Code Section 895.4, COUNTY shall defend, indemnify, and hold harmless CITY, its officers, employees, and agents from all claims, suits, actions or losses of any type, and from liability for any fines, penalties or damages of any type, resulting from COUNTY's performance of this Agreement and caused by any act or omission of COUNTY including failure to comply with any requirement of the Act or the Program described herein, except to the extent that any such claim, suits, actions, losses, or liabilities arise from any act or omission of CITY.

12. Pursuant to Government Code Section 895.4, CITY shall defend, indemnify, and hold harmless COUNTY its officers, employees, and agents from all claims, suits, actions or losses of any type, and from liability for any fines, penalties or damages of any type, resulting from CITY'S performance of this Agreement and caused by any act or omission of CITY, including failure to comply with any requirement

of the Act or the Program described herein, except to the extent that any such claims, suits, actions, losses, or liability arise from any act or omission of COUNTY.

13. CITY who is participating in the City of Turlock/Stanislaus County HOME CONSORTIUM shall defend, indemnify, and hold harmless all other participating CITIES for CITY's negligent acts or omissions arising from this agreement.

14. This Agreement shall go into effect immediately upon the signature of both parties and shall continue in full force and effect until all activities funded from Federal fiscal years during which CITY was a participating jurisdiction in the CONSORTIUM are completed CTY will be included in the Consortium for a minimum of two (2) Federal fiscal years, federal years 2009 and 2010.

IN WITNESS WHEREOF, the parties hereto have executed this contract on the day first mentioned above.

Stanislaus County

CITY OF _____

By _____
Kirk Ford, Interim Director

By _____
_____, City Manager

Approved as to form:

Approved as to form:

By _____
Jack P. Doering, County Counsel

By _____
_____, City Attorney

By _____
_____, City Clerk

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.d.**
City Council Meeting
of June 24, 2008

APPROVAL OF HOME SUB-RECIPIENT AGREEMENT

RECOMMENDATION:

Adopt Resolution #2008-XX authorizing the City Manager to execute an agreement with the City of Turlock designating the City of Newman as a Sub-Recipient of HOME Funds fiscal year 2008-2009.

BACKGROUND:

The City of Newman has been a part of the City of Turlock/Stanislaus County HOME Consortium for the past three years. In order to receive HOME funds, the City must be designated as a sub-recipient; this designation is renewed on an annual basis.

ANALYSIS:

This agreement designates the City of Newman as a HOME sub-recipient of HOME funds for the 2008-2009 fiscal year. As a member of the HOME Consortium, the City of Newman has been allocated \$140,878.63 for the 2008-2009 fiscal year.

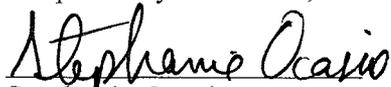
FISCAL IMPACT:

Positive, the City of Newman will benefit from \$140,878.63.

CONCLUSION:

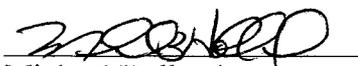
Staff recommends the Council adopt the attached resolution authorizing the City Manager to execute said agreement with the City of Turlock.

Respectfully submitted,



Stephanie Ocasio
Assistant Planner

Reviewed by,



Michael Holland
City Manager

RESOLUTION NO. 2008-

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT DESIGNATING THE CITY OF NEWMAN AS A SUB-RECIPIENT OF HOME FUNDS FISCAL YEAR 2008-2009 WITH THE CITY OF TURLOCK

WHEREAS, the CITY OF NEWMAN and the CITY OF TURLOCK have entered into a Cooperative Agreement to form the City of Turlock/Stanislaus County HOME Consortium to qualify for HOME Investment Partnership Act funds, funded by the U.S. Department of Housing and Urban Development; and

WHEREAS, the CITY OF TURLOCK is the lead agency in the Consortium, designated by HUD as the HOME Participating Jurisdiction; and

WHEREAS, the CITY OF NEWMAN and the CITY OF TURLOCK have determined that it is mutually beneficial to have TURLOCK disburse HOME funds for HOME-eligible activities in NEWMAN; and

WHEREAS, the CITY OF NEWMAN must be designated a HOME Sub-recipient in order to directly execute contracts for HOME-funded activities;

NOW, THEREFORE, BE IT RESOLVED that the Newman City Council hereby authorizes the City Manager to execute an agreement with the City of Turlock designating the City of Newman as a sub-recipient of HOME funds fiscal year 2008-2009.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of June, 2008 by Council Member _____, who moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following roll call vote:

AYES:
NOES:
ABSENT:

APPROVED:

Mayor of the City of Newman

ATTEST:

Deputy City Clerk of the City of Newman

**AGREEMENT DESIGNATING NEWMAN
AS A SUB-RECIPIENT OF HOME FUNDS
FISCAL YEAR 2008-2009**

THIS AGREEMENT is made and entered into this _____ day of _____ 2008, by and between the **CITY OF TURLOCK**, hereafter called "CITY" and the **CITY OF NEWMAN**, hereinafter called "NEWMAN."

WITNESSETH:

WHEREAS, the CITY and NEWMAN have entered into a Cooperative Agreement to form the City of Turlock/Stanislaus County HOME Consortium to qualify for HOME Investment Partnership Act funds, funded by the U.S. Department of Housing and Urban Development; and

WHEREAS, the CITY is the lead agency in the Consortium, designated by HUD as the HOME Participating Jurisdiction; and

WHEREAS, the CITY and NEWMAN have determined that it is mutually beneficial to have CITY disburse HOME funds for HOME-eligible activities in NEWMAN; and

WHEREAS, the NEWMAN must be designated a HOME Sub-recipient in order to directly execute contracts for HOME-funded activities;

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

1. Upon execution of this Agreement, NEWMAN shall be designated as a HOME Sub-recipient for 2008-2009 fiscal year funds for the purpose of administering HOME-eligible activities in the NEWMAN, the funds for which shall be disbursed by the CITY. The maximum amount of fiscal year 2008-2009 HOME funds covered by this Agreement shall be One Hundred Forty Thousand Eight Hundred Seventy-Eight and .63/100ths dollars (\$140,878.63). In the event that HUD reduces the HOME allocation to the Consortium, NEWMAN's allocation will be reduced proportionately.
2. As a sub-recipient, NEWMAN may contract with other entities to perform HOME-eligible activities. HOME eligible activities NEWMAN desires to engage in must be approved by CITY in advance of any contract being executed. CITY approval will be evidenced by a project approval letter to the NEWMAN.
3. NEWMAN agrees that any HOME-eligible activities funded through this Agreement shall be confirmed with a written contract that contains the provisions specified in 24 CFR Part 92.504. In addition, any contract made between NEWMAN and another entity for the use of HOME funds pursuant to this Agreement shall comply with all applicable HOME regulations and shall be enforced by deed restriction. The form of the contract shall be approved by CITY in advance of its execution. A copy of all contracts for HOME-funded activities shall be sent to the CITY.
4. NEWMAN agrees to abide by uniform administrative requirements stated in 24 CFR Part 92.505.
5. Any and all notices, writings, correspondences, etc., as required by this Agreement shall be directed to the NEWMAN and CITY as follows:

NEWMAN

Michael Holland, City Manager
1162 Main Street
Newman, CA 95360
209-862-3725

CITY

Martin T. Amador, Manager
Housing Program Services Division
144 South Broadway
Turlock CA 95380
209-668-5610

6. This Agreement shall be in effect until June 30, 2009, or until all fiscal year 2008-2009 HOME funds allocated to NEWMAN are disbursed to NEWMAN or for the duration of any regulatory agreement executed in conjunction with a project financed with fiscal year 2008-2009 HOME funds, whichever is longer.
7. CITY and NEWMAN shall maintain, on a current basis, complete records, including, but not limited to, contracts, books of original entry, source documents supporting accounting transactions, eligibility and service records as may be applicable, a general ledger, personnel and payroll records, canceled checks and related documents and records to assure proper accounting of funds and performance of this contract in accordance with HOME regulations. To the extent permitted by law, CITY and NEWMAN will also permit access to all books, accounts or records of any kind for purposes of audit or investigation, in order to ascertain compliance with the provisions of this contract. Records shall be maintained for a period of five years or in accordance with 24 CFR Part 92.508(c), whichever is longer.
8. CITY and NEWMAN will cooperate in the preparation of, and will furnish any and all information required for reports to be prepared as may be required by HOME regulations including but not limited to the Consolidated Plan, the annual performance report and any quarterly reports required by CITY.
9. NEWMAN agrees to defend, indemnify and hold harmless CITY and its officers, employees and agents from any and all acts, claims, omissions, liabilities and losses by whomever asserted arising out of acts or omissions of NEWMAN in the performance of the scope of work except those arising by reason of the sole negligence of CITY, its officers, employees or agents.
10. CITY agrees to defend, indemnify and hold harmless NEWMAN and its officers, employees and agents from any and all acts, claims, omissions, liabilities and losses by whomever asserted arising out of acts or omissions of CITY in the performance of the scope of work except those arising by reason of the sole negligence of NEWMAN, its officers, employees or agents.
11. Loan repayments, interest or other return on NEWMAN's investment of HOME funds disbursed through this contract shall be collected by NEWMAN and transferred to the CITY within 30 days of receipt. The CITY will hold any such funds for additional HOME-eligible activities in NEWMAN. In the case of homebuyer assistance payments, the NEWMAN may retain payments for future homebuyer assistance activities funded with HOME funds in accordance with HOME regulations.
12. NEWMAN shall comply with all applicable laws, ordinances and codes of Federal, State and local governments, in the performance of this Agreement.
13. NEWMAN agrees to comply with all requirements, which are now, or which may hereafter be imposed by HUD for the HOME Program, as well as such requirements as may be imposed by the Stanislaus County HOME Consortium.

14. NEWMAN shall be responsible for conducting the environmental review of any housing assisted through this contract in compliance with the National Environmental Protection Act and 24 CFR 58. A copy of any such review shall be sent to the CITY for CITY's review, approval and formal acceptance.
15. NEWMAN agrees that it will comply with the Americans with Disabilities Act and Title VII of the Civil Rights Acts of 1964, and that no person in the United States shall, on the grounds of race, creed, color, disability, sex, sexual orientation, national origin, age, religion, Vietnam era veteran's status, political affiliation or any other non-merit factors be excluded from participation in, be denied the benefits of or be subjected to discrimination under any program or activity funded in whole or in part with funds made available to by CITY and NEWMAN pursuant to this contract.
16. To comply with the HOME regulation that funds be spent within 15 days of disbursement, NEWMAN shall request reimbursement of incidental expenditures. In the case of a known large expense, NEWMAN may request, in writing, from the CITY an advance of the necessary amount of the funds, which will be expended within the time allowed. The amount of each request shall be limited to the amount needed.
17. If the NEWMAN withdraws from the Consortium and it becomes a HOME Participating Jurisdiction, at NEWMAN's request and with HUD approval CITY shall transfer to NEWMAN any accounts receivable attributable to the NEWMAN's allocation of HOME funds, any NEWMAN allocation of HOME funds, and any Program Income attributable to NEWMAN's HOME allocation on hand at the time NEWMAN withdraws from the Consortium. Along with this transfer, NEWMAN shall assume all obligations and responsibilities attributable to such funds.
18. If NEWMAN withdraws from the Consortium and does not become a HOME Participating Jurisdiction, CITY shall retain any accounts receivable attributable to the NEWMAN's allocation of HOME funds, any NEWMAN allocation of HOME funds, and any Program Income attributable to NEWMAN's HOME allocation on hand at the time NEWMAN withdraws from the Consortium. CITY shall retain all obligations and responsibilities attributable to such funds.
19. As specified in 24 CFR Part 85.43 breach of this Agreement may result in the suspension or termination of NEWMAN as a sub-recipient of HOME funds.
20. In conjunction with performance of this Agreement, NEWMAN has been made cognizant of and will comply with all applicable affirmative action anti-discrimination and equal opportunity guidelines and requirements of the federal, state or local government. NEWMAN will use its best efforts to utilize minority and female enterprises and ensure that minority and female enterprises have equal opportunity to compete for subcontractor work under this contract.
21. This Agreement may be amended only by written agreement of the parties hereto.

CITY OF TURLOCK

NEWMAN

By: _____
Tim Kerr, City Manager

By: _____
Michael E Hollan, City Manager

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By: _____
Richard C. Burton, City Attorney

By: _____
Thomas P. Hallinan, City Attorney

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.e.**
City Council Meeting
of June 24, 2008

**APPROVAL OF EMPLOYMENT CONTRACT FOR POSITION OF LIEUTENANT WITHIN THE
POLICE EMPDEPARTMENT**

RECOMMENDATION:

Staff recommends the City Council approve the attached employment contract for the Police Department and authorize the Police Chief to execute the contract.

BACKGROUND:

The Police Department has determined a contract lieutenant would be beneficial for the Department and the community. This position would concentrate on reducing the Department's expenses as well as enhancing the Department's cost recovery efforts. The Department has negotiated a contract with Donald Hutchins to assume this position. He brings a wealth of law enforcement leadership and management experience to the Department. He has a solid community based history on the Westside and will be a tremendous asset to the City.

ANALYSIS:

The Department intends to employ the lieutenant on part time basis (960 hours per fiscal year). Through this arrangement he will assist in the day to day operations of the department allowing the sergeants to actually supervise operations in the field versus being in the office performing administrative duties. The lieutenant's primary role will be to assist the Chief of Police in a comprehensive review of the Department's budget. This will include close scrutiny of all of our service contracts and our cost recovery fees.

FISCAL IMPACT:

On June 10, 2008 the City Council approved the FY 08/09 budget for the City which included the Police Department's budget. As part of that approval, forty two thousand dollars (\$42,000.) was approved as part of the Contract Services line item in the Police Department's portion of the General Fund budget.

ATTACHMENTS:

Employment Contract

CONCLUSION:

This staff report is submitted for City Council consideration and action. Staff recommends approval of the employment contract for the position of police lieutenant within the Police Department.

Respectfully submitted,



Adam McGill
Chief of Police

REVIEWED/CONCUR:



Michael Holland
City Manager

AGREEMENT FOR EMPLOYMENT POLICE LIEUTENANT

THIS AGREEMENT FOR EMPLOYMENT (“Agreement”) is made and entered into this 1st day of July, 2008 between the City of Newman (“City”) and _____, hereinafter called “Employee”, pursuant to these terms and conditions unless terminated as set forth herein.

RECITALS

WHEREAS, City desires to employ the services of Employee as Police Lieutenant of the City of Newman and to provide certain compensation and establish certain conditions of employment of the Police Lieutenant, and

WHEREAS, Employee desires to accept employment as Police Lieutenant under the conditions contained in this contract.

In consideration of the mutual covenants contained in this contract, the parties agree as follows:

I. TERM

The term of this contract shall begin on July 1, 2008, and shall continue for a period of one year. Both City and Employee understand that Employee’s employment is at the sole will, discretion and pleasure of the Police Chief. Employment is “at-will” and may be terminated at the will, discretion and pleasure of the Police Chief with or without cause, for any reasons whatsoever, or for no reason at all. In a like manner, nothing in this contract shall interfere with the right of the Employee to resign at any time. Employee may also terminate this Agreement at any time by providing sixty (60) day notice.

II. DUTIES

City agrees to employ Employee as a Police Lieutenant to perform the duties specified in the City’s class specification for Police Lieutenant and other duties as may be required by law or assigned by the Police Chief, which reasonably relate to the position of Police Lieutenant. Employee agrees to remain in the exclusive employment of City except that City acknowledges that Employee may engage in other professional activities so long as these activities do not interfere or conflict with the Employee’s duties as Police Lieutenant.

III. COMPENSATION

A. Salary

City agrees to pay Employee a salary of \$42,000 per year payable at the same time and in the same manner as other City Employees are paid. Employee is considered a salaried employee and as such overtime is not available. Salary is based on 960 hours per fiscal year.

B. Benefits

Cellular Phone – The City shall provide Employee a Blackberry phone (currently Nextel service) with email service.

No additional benefits have been implied or promised.

IV. TERMINATION AND SEVERANCE

City may terminate this contract at any time by providing 30 –day written notice of such termination to Employee as set forth in Section VII.

VI. PROFESSIONAL DEVELOPMENT

City shall pay Employee’s professional association fees and all expenses associated with employment related training (including, but not limited to meals and travel expenses); and subscriptions and professional development costs associated with professional organizations as agreed to between employee and Police Chief.

VII. NOTICES

The notices pursuant to this contract shall be by certified registered mail return receipt requested addressed as follows:

A. City:

Adam McGill, Police Chief
City of Newman
1200 Main Street
Newman, CA 95360

B. Employee:

VIII. GENERAL PROVISIONS

- A.** This written contract shall constitute the entire agreement between the parties. No other promises have been promised or implied.
- B.** This contract shall be binding upon and inure to the benefit of the heirs at law and executors of Employee.
- C.** If any provisions or any portion thereof contained in this contract is held invalid by a court of competent jurisdiction the remainder of this contract shall be deemed severable and shall not be affected and shall remain in full force and effect.
- D.** This contract may be modified upon the written consent of the City and Employee.
- E.** City agrees that it will defend, hold harmless, and indemnify Employee from any and all demands, claims, suits, actions and legal proceedings brought against Employee in his official capacity as agent and employee of City acting in accordance with City policies and POST standards.

In witness whereof, City has caused this contract to be signed on its behalf by its City Manager, and duly attested by its City Clerk, the Employee has signed this document on or before the date written above.

ATTEST: CITY:

Michael Holland, City Manager

Date

Adam McGill, Chief of Police

Date

APPROVED AS TO FORM: CITY ATTORNEY

Thomas P. Hallinan

Date

ATTEST: EMPLOYEE:

Employee

Date

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.f.**
City Council Meeting
of June 24, 2008

**REPORT ON 20-YEAR COUNTYWIDE TRANSPORTATION FINANCIAL
EXPENDITURE PLAN**

RECOMMENDED COUNCIL ACTION

Adopt attached Resolution #2008-XX approving the Stanislaus County 2008 Transportation Financial Expenditure Plan (Attachment 1).

BACKGROUND

At the January 9, 2008 Stanislaus Council of Governments (StanCOG) Policy Board meeting, StanCOG staff was directed to proceed with the development of a framework for a 2008 Transportation Financial Expenditure Plan (Expenditure Plan) for Stanislaus County. This framework was developed with the assistance of StanCOG's Technical Advisory Committee; which is composed of the City Managers from each of the nine Cities and the County Chief Executive Officer. The framework was completed and approved by each of the nine City Councils and the County Board of Supervisors prior to the February 13, 2008 StanCOG Policy Board meeting. With this consensus, the StanCOG Policy Board adopted the proposed framework at its February 13th meeting.

Since the February meeting, StanCOG staff has worked with the Technical Advisory Committee to develop the Final Draft of the 2008 Expenditure Plan. Comments from all jurisdictions have been incorporated into the document. Additionally, with the StanCOG Policy Board's approval, StanCOG staff has also proceeded with hiring ESA Community Development to prepare the Programmatic EIR (PEIR) for the document. The draft PEIR is complete and is currently being circulated for public review. This review period closes on June 22nd; with the PEIR being proposed for certification by the StanCOG Policy Board on July 9, 2008.

Formal Actions

At its June 11, 2008 meeting, the StanCOG Policy Board took the following formal actions:

1. By Resolution approved the Final Draft Expenditure Plan and directed StanCOG staff to forward the document to the Cities and Stanislaus County for approval.
2. By Resolution read the title of the 2008 Transportation Sales Tax Ordinance (Ordinance); discussed the Ordinance and requested StanCOG staff make all necessary alterations to the draft Ordinance; and directed StanCOG staff to prepare a summary of the Ordinance to be used for mandatory publication at least five days prior to the July StanCOG Policy Board meeting, in which a recommendation for adoption of the Ordinance will be presented to the StanCOG Policy Board.
3. By Resolution, approved the hiring of Martino Graphics Design, Inc. to provide public education and outreach services for the 2008 Expenditure Plan.

2008 Countywide Transportation Financial Expenditure Plan Summary

❖ Expenditure Plan Term: 20 years

- ❖ Projected Total Revenues: \$700 million
- ❖ Independent Citizens Advisory Committee: To provide oversight of the Expenditure Plan and to produce an annual fiscal and performance audit
- ❖ Elements of the Expenditure Plan:
 1. Local Traffic Improvement & Road Maintenance Program 50% or approx. \$350 million
 2. Capital Corridor Improvements 49% or approx. \$343 million
 3. Program Administration 1% or approx. \$7 million

Tables A and B below detail the Local and Capital Corridor Improvements:

Table A
Local Traffic Improvement and Road Maintenance Program

Jurisdiction	Sales Tax Share (%)	Allocation Based On Sales Tax Only (\$)	Population Share (%)	Allocation Based On Population Only (\$)	Base Funding to Cities Established Using 98% of the Greater of Sales Tax or Population Percentages (\$)	Annual Base Funding Using 98% of the Greater of Sales Tax or Population Percentages (\$)
Ceres	5.85%	20,475,000	8.05%	28,186,068	27,622,347	1,381,117
Hughson	0.72%	2,520,000	1.17%	4,081,903	4,000,265	200,013
Modesto	37.72%	132,020,000	40.11%	140,386,042	137,578,322	6,878,916
Newman	0.61%	2,135,000	1.98%	6,914,134	6,775,851	338,793
Oakdale	4.28%	14,980,000	3.57%	12,502,085	14,680,400	734,020
Patterson	1.42%	4,970,000	4.00%	14,010,148	13,729,945	686,497
Riverbank	1.76%	6,160,000	4.12%	14,424,244	14,135,759	706,788
Turlock	14.06%	49,210,000	13.29%	46,524,429	48,225,800	2,411,290
Waterford	0.42%	1,470,000	1.65	5,765,134	5,649,831	282,492
Subtotal Cities					272,398,519	13,619,926
County	33.16%	116,060,000	22.06%	77,205,813	77,601,481	3,880,074
TOTALS	100.00%	350,000,000	100.00%	350,000,000	350,000,000	17,500,000

Table B
Proposed Capital Corridor Improvements

<i>Project</i>	<i>Improvements</i>	<i>Estimated Project Cost</i>	<i>Proposed Sales Tax Allocation</i>	<i>PSR Status</i>	<i>Construction Award Schedule</i>
Northern Corridor	North County Corridor: New 2 to 4 Lane	TBD	34.015% or Approxima	Complete	TBD

	Expressway, Dale Rd to east of City of Oakdale		tely \$116.67 million		
Central Corridor	SR99 @ Mitchell Rd./Service Rd. I/C Reconstruction	\$80 million	9.038% or Approxima tely \$31 million	Complete	TBD
Central Corridor	SR132 Improvements: W. Cnty Line to SR99, widen 2 to 4 lanes. Widen and provide Ops Improvements: SR99 to Waterford. Includes SR99 @ SR132 Connectivity Improvements	TBD	22.932% or Approxima tely \$78.66 million	TBD	TBD
Southern Corridor	W. Main/Fulkerth Road Corridor Improvements: Widen and provide Ops Improvements from Turlock to I-5, & interchange Improvements	TBD	34.015% or Approxima tely \$116.67 million	TBD	TBD
TOTALS		TBD	\$343 million		

The Expenditure Plan will dedicate 1% or approximately \$7 million over the life of the 20 year program for administration of the proceeds of the sales tax. StanCOG as the Local Transportation Authority (Authority) will administer the sales tax program and carry out the mission outlined in the Expenditure Plan. The total administrative cost of salaries and benefits of the staff associated with the sales tax program shall not exceed 1% of the gross revenues generated by the transportation measure. An Annual Independent Financial Audit shall be conducted of the sales tax revenues; and the Authority will prepare an Annual Report of program activities. The Expenditure Plan includes the creation of a Citizens Advisory Committee whose function is to review the fiscal and program performance of the sales tax program through the Annual Audit and to provide positive, constructive advice to the Authority on how to improve implementation of the program.

The “Local Traffic Improvement and Road Maintenance Program” as summarized in Table A above, is further detailed in the Expenditure Plan as Table 2. This table provides how each jurisdiction expects to use their dedicated funds over the 20 year period. Associated high level maps are also included in the Expenditure Plan for each jurisdiction’s projects in Figures 2 through 13.

Schedule of Remaining Activities

- ❖ Approval of the Expenditure Plan by the Cities and County by: July 2, 2008
- ❖ StanCOG Policy Board certification of the Programmatic Environmental Impact Report (PEIR), adoption of the Expenditure Plan Ordinance and request to the Stanislaus County Board of Supervisors to place the measure on the November 2008 ballot: July 9, 2008

Schedule for Adoption of the Expenditure Plan by the City

In order to place this measure on the ballot, it is recommended the City Council approve the Expenditure at its June 24, 2008 meeting. This action is needed prior to the July 9, 2008 StanCOG Policy Board meeting. Once approved by the Stanislaus County Board of Supervisors and the City Councils representing both the Cities in the County and a majority of the population in the incorporated areas of the County, StanCOG will take action and forward the Expenditure Plan to the Stanislaus County Board of Supervisors to be placed on the November 2008 ballot. The Supervisors must then forward the ballot measure to the Registrar of Voters no later than August 2008.

FISCAL IMPACTS

The action to approve the Expenditure Plan will not have an immediate fiscal impact. However, it will help continue efforts to have the Transportation Measure placed on the November 2008 ballot. If the Measure is approved by Stanislaus County voters, the City will receive millions of dollars in local funding for needed transportation improvement projects.

RECOMMENDATION

The Transportation Measure will generate \$700 million over the next 20 years to address transportation needs throughout Stanislaus County. It will allow our region to leverage additional state and federal funds, and will provide significant additional local road maintenance funds for the City.

Respectfully submitted,



Michael Holland
City Manager

RESOLUTION 2008-

**RESOLUTION APPROVING A 2008 COUNTYWIDE TRANSPORTATION
FINANCIAL EXPENDITURE PLAN**

WHEREAS, the Stanislaus Council of Governments (StanCOG) is designated the Stanislaus County Local Transportation Authority, pursuant to the provisions of Public Utilities Code Section I, Division 19 commencing with Section 180000; and

WHEREAS, pursuant to the provisions of Public Utilities Code a retail transactions and use tax ordinance applicable in the incorporated and unincorporated territory of a county may be imposed by the Authority if the tax ordinance is adopted by a two-thirds vote of the Authority and imposition of the tax is subsequently approved by a two-thirds vote of the electors voting on the measure at an election called for that purpose by the Board of Supervisors, at the request of the Authority, and a county transportation expenditure plan (the Plan) is adopted; and

WHEREAS, pursuant to the provisions of Public Utilities Code the Plan which supports the tax ordinance must be approved by the Board of Supervisors and the City Councils representing both a majority of the cities in the county and a majority of the population residing in the incorporated areas of the County; and

WHEREAS, the intent of the Countywide Transportation Financial Expenditure Plan is to remedy the existing and future deficiency in transportation funding in Stanislaus County while promoting reduced traffic congestion and improved air quality; and

WHEREAS, the Plan calls for pavement management, street repairs, safety and operational improvements on local streets and roads, and projects to reduce congestion on streets and highways; and

WHEREAS, the Newman City Council approved Resolution No. 2008-10 on February 12, 2008 adopting a recommended expenditure plan for the City of Newman; and

WHEREAS, the recommended expenditure plan approved by the Newman City Council has been incorporated into the StanCOG 2008 Countywide Transportation Financial Expenditure Plan; and

WHEREAS, the Stanislaus Council of Governments' Board at their meeting of June 11, 2008 approved a Final Draft Expenditure Plan for a proposed 20 year, \$700 million transportation tax and a directed StanCOG staff to forward the Plan to the County and nine cities for approval.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Newman hereby approves the 2008 Countywide Transportation Financial Expenditure Plan.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of June 2008 by Council Member _____ who moved its adoption, which motion was duly seconded and it was upon roll call vote adopted.

AYES:
NOES:
ABSENT:

ATTEST:

APPROVED:

Deputy City Clerk

Mayor



City of Ceres • City of Hughson • City of Modesto • City of Newman • City of Oakdale • City of Patterson
City of Riverbank • City of Turlock • City of Waterford • County of Stanislaus

June 17, 2008

To: City Managers / City Clerks

From: Carlos Yamzon, Senior Planner
StanCOG
cyamzon@stancog.org
525-4638

Subject: Amendments to the 20 Year Countywide Transportation ½ Cent Sales Tax Measure
Financial Expenditure Plan (Final)

In the transmittal of the attached documents for your respective City Council Agenda, please be advised that the following items are Amendments included in attached Final 20 year Countywide Transportation ½ Cent Sales Tax Measure Financial Expenditure Plan Document, based on actions taken by the StanCOG Policy Board at their June 11th, 2008 Meeting.

1. All references to the "Citizens Advisory Committee" will be changed to the "Citizens Oversight Committee."
2. In all of the Project Listings, in the columns with a "floating" total, the total will be relocated at the bottom of that category to reflect the subtotal.
3. Vince Harris' recommendation that an additional 5 members of the Citizens Oversight Committee needs to be included. Representatives from the following groups or industries are included: Senior Citizen, Accounting/finance, taxpayers, construction, and labor. These additional members are added to the section on page 36 regarding "Membership."
5. On page 34 item 6, **language is added** after "...funds will be considered in the same regional area"... **and cannot be reprogrammed outside that regional area without a 4/5 vote of the Authority at a noticed public hearing."**

City of Newman
June 24, 2008 Abatement List

	Location	APN	Owner Information	Mailing Address	Violation	Notice Sent
1016	Grackle Court	026-055-041	Ramon M. Villarreal	1112 Walnut Creek Drive, Newman, CA 95360	Boxes of junk and debris, a tool box, and pieces of wood located on side yard of property. Items stacked on top of each other up to the top of fence on north side of property; Constitutes a fire and health hazard.	6/12/2008
1010	Grackle Court	026-055-040	Marcos De LA Cruz	538 Flour Mill Drive, Newman, CA 95360	junk, tires, pieces of wood, and misc. items throughout front and side yard of property.	6/12/2008

CODE CHECKLIST/SAFETY LIST

Violation Location: 1016 CRACKLE Case #: _____
R/P Name: _____ Ph: _____ Date: 6/3/08
Report taken by: LOPEZ NALIA Dept: POLICE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/débris)
- Graffiti
- Weed/Mistletoe
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on _____
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanislaus Co. Animal Control

Additional Comments:

BOXES FULL OF JUNK & DEBRIS ON SIDE YARD
HOUSEHOLD OBJECTS SUCH AS CABINETS, TABLES,
REFRIGERATOR, CHAIRS, AND OTHER MISC. ITEMS
UNDER PATIO. ITEMS STACKED ON TOP OF EACH
OTHER UP TO TOP OF FENCE ON NORTH SIDE
OF PROPERTY. WEED ABATEMENT SENT 6/12/08

Distribution/Responsible Department
Copy to Office Staff/Code Enforcement
Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

Action/Resolution*

Received by LOPEZ NAI2 Date 6/24/08
Action taken

OBJECTS UNDER PATIO WERE REMOVED, BUT
THERES WAS NO COMPLIANCE IN REGARDS TO
JUNK & DEBRIS ON SIDE YARD AND ITEMS
ON NORTH SIDE OF PROPERTY. FORWARDING TO
CITY COUNCIL.

*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-055-041-000	Parcel Number	026-055-041-000
Current Document	2003R0168995	Current Document Date	10/02/2003
Acres / Sq Ft	.13	Tax Rate Area (TRA)	003-021
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description			
Roll Values as of: January 1st, 2007			
Land	\$57,336	Personal Property	\$0
Structure(s)	\$119,083	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$176,419	Net Assessment	\$176,419
Assessee			
VILLARREAL RAMON M			
Address			
1112 WALNUT CREEK DR			
NEWMAN CA 95360-0000			
Ownership			
Owner Name	Own %	Pri	Granting Doc No. Title Type RT Code
VILLARREAL RAMON M	100.00%	Y	2003R0168995
Situs			
Street Address	City State Zip		
1016 GRACKLE CT	Newman CA 95360		
Parcel Description			
Assessment	Description		
026-055-041-000			

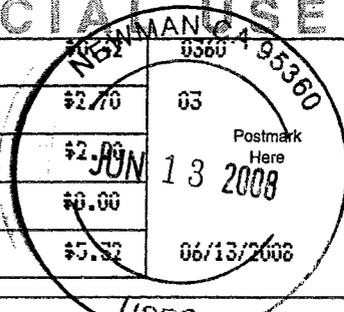
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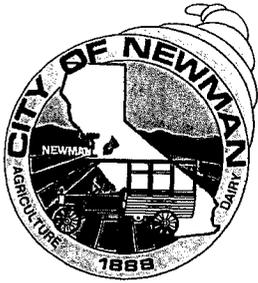


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 or PO Box No. 1112 WALNUT CREEK / 10116 GRANVILLE
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City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151

Police Department • Office of the Chief

Ramon M. Villarreal
1112 Walnut Creek Dr.
Newman, CA 95360

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance at: 1016 Grackle Ct., APN No. 026-055-041,

Boxes full of junk and debris, a tool box, and pieces of wood located on side yard of property. Household objects such as cabinets, tables, refrigerator, chairs, and other misc. items under patio in backyard. Items stacked on top of each other up to the top of fence on north side of property; all constitute a fire and health hazard, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

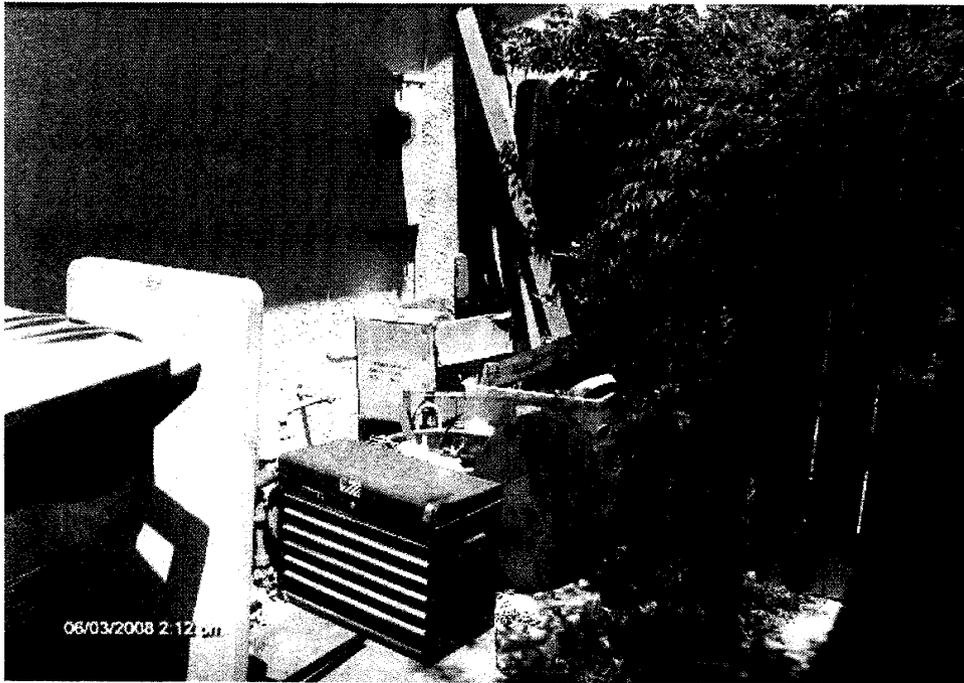
All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended, or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on June 24, 2008 at 7:00 p.m., at which time and place all objections will be heard and given due consideration.

Dated: June 12, 2008



Edgar Lopez
Community Service Officer



CODE CHECKLIST/SAFETY LIST

Violation Location: 1010 Grackle Ct.

Case #: _____

R/P Name: Garry Ryno

Ph: 862-2981

Date: 05/30/08

Report taken by: LOrnelas

Dept: Police

wants to remain anonymous.

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/debris)
- Graffiti
- Weed/Mistletoe
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
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- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

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- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

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- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanislaus Co. Animal Control

Additional Comments

COUCH, FURNITURE, TIRES, WOOD, AND
BOXES LOCATED ON DRIVEWAY, FRONT YARD AND
SIDE YARD. WEED ABATEMENT LETTER SENT
6/12/08

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement**

Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

Action/Resolution*

Received by LOPEZ N212 Date 6/24/08
Action taken

COUCH AND FURNITURE WAS REMOVED, BUT OWNER
WAS NON-COMPLIANT WITH TIRES, WOOD, AND
BOXES LOCATED ON FRONT YARD AND SIDE YARD.
FORWARDING TO CITY COUNCIL.

***Return completed form to Office Staff/Code Enforcement**

Assessment Roll			
General Information			
Assessment	026-055-040-000	Parcel Number	026-055-040-000
Current Document	2005R0226293	Current Document Date	12/13/2005
Acres / Sq Ft	.13	Tax Rate Area (TRA)	003-021
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description			
Roll Values as of: January 1st, 2007			
Land	\$115,770	Personal Property	\$0
Structure(s)	\$159,630	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$275,400	Net Assessment	\$275,400
Assessee			
DE LA CRUZ MARCOS A ET AL			
Address			
538 FLOUR MILL DR			
NEWMAN CA 95360-0000			

Ownership						
Owner Name	Own %	Pri	Granting Doc No.	Title Type	RT Code	
DE LA CRUZ MARCOS A	50.00%	Y	2005R0226293	OJ		
MENDEZ MARCO A	50.00%	N	2005R0226293	JT	62-F	

Situs	
Street Address	City State Zip
1010 GRACKLE CT	Newman CA 95360

Parcel Description	
Assessment	Description
026-055-040-000	

7007 2560 0000 7594 2420

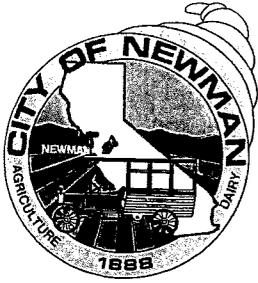
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 City, State, ZIP+4



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151
Police Department • Office of the Chief

Marcos De La Cruz
538 Flour Mill Dr.
Newman, CA 95360

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance at: 1010 Grackle Ct., APN No. 026-055-040,

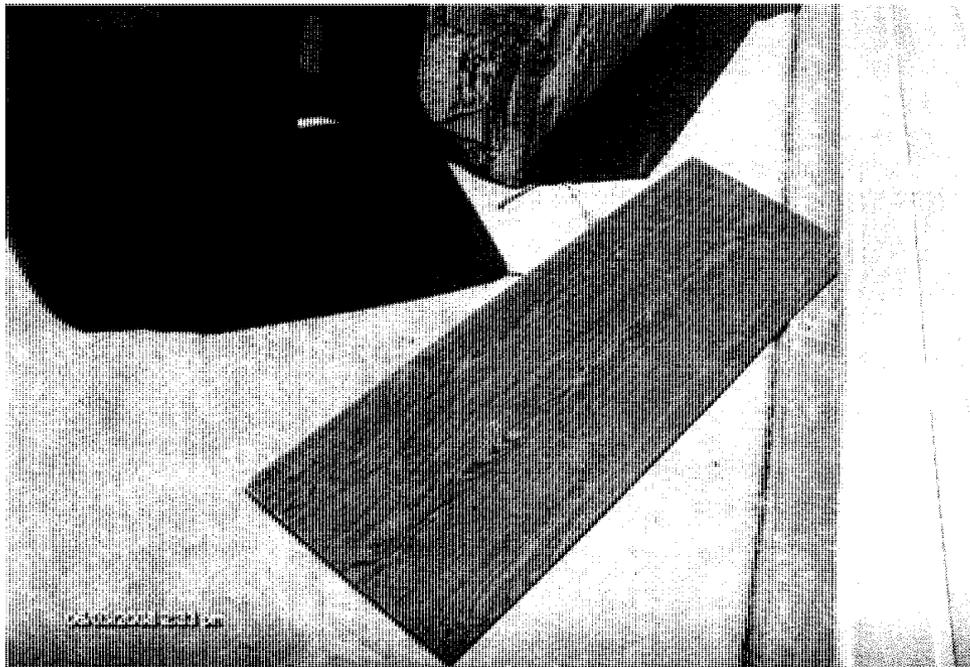
Boxes full of junk and misc. items, tires, and pieces of wood located throughout front and side yard of property. Couch and chair on property driveway, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended, or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on June 24, 2008 at 7:00 p.m., at which time and place all objections will be heard and given due consideration.

Dated: June 12, 2008


Edgar Lopez
Community Service Officer

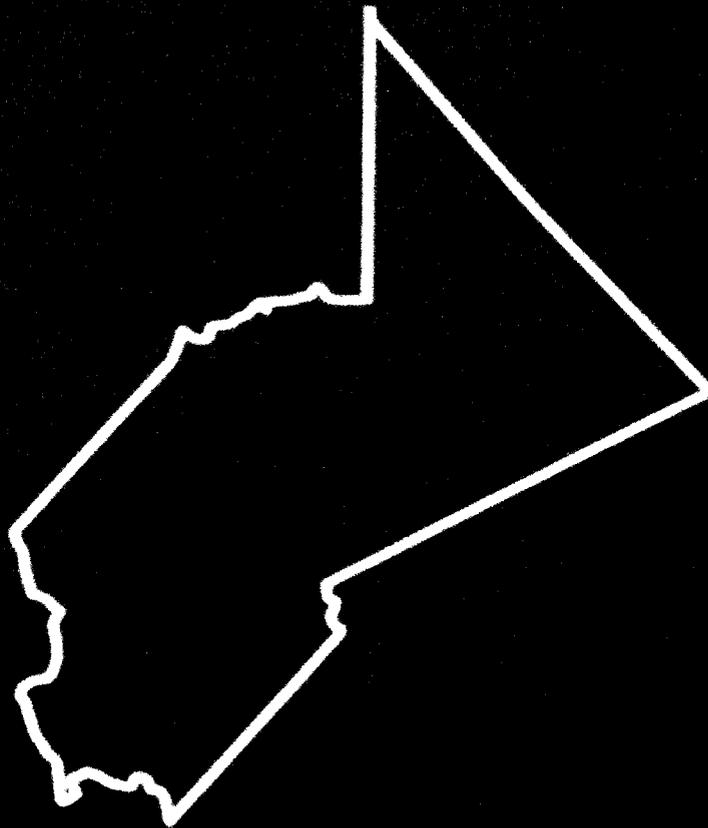


Excellence in Regional Planning

tanCOG

Stanislaus Council Of Governments

20-Year Countywide Transportation 1/2 Cent Sales Tax Measure Financial Expenditure Plan



Stanislaus Council of Governments
900 H Street, Suite D.
Modesto, CA 95354

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Introduction

The Stanislaus County 1/2 Cent Transportation Sales Tax Financial Expenditure Plan (Expenditure Plan), was prepared to:

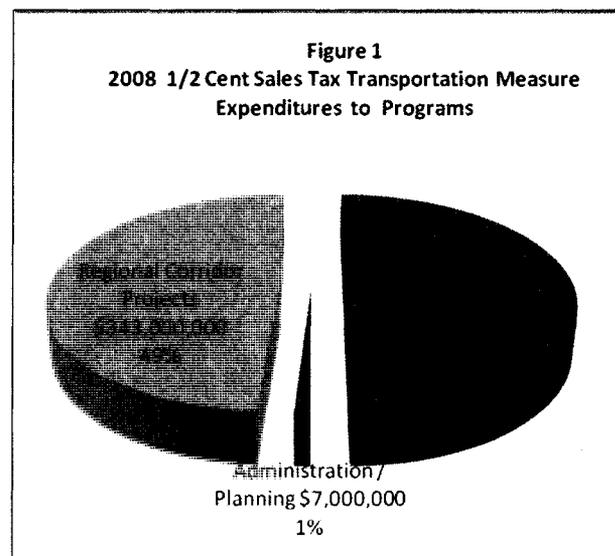
Guide more than \$700 million in transportation fund expenditures generated through the approval of a Stanislaus County 1/2-cent transportation sales tax over the next 20 years, if approved by voters in the November 2008 election.

The Expenditure Plan, developed by the Stanislaus Council of Governments (StanCOG) and ten member agencies (Ceres, Hughson, Modesto, Newman, Oakdale, Patterson, Riverbank, Turlock, Waterford and Stanislaus County) representing diverse community interests, will address major transportation needs in Stanislaus County through the Year 2029 with the initiation of a ½ cent sales tax. StanCOG considered established local and regional needs, and obtained input from all of the City/County member agencies. To ensure the Expenditure Plan addressed transportation needs of all County residents, the Stanislaus Council of Governments:

- Adhered to requirements contained in the Public Utilities Code 180000 et seq.;
- Reviewed other transportation sales tax measure programs recently passed in other counties (best practices review); and
- Reviewed established transportation needs in Stanislaus County's Regional Transportation Plan (RTP).

Overview - Expenditure Plan: Where the money will go

Figure 1 provides an overview of the proposed Expenditure Plan that outlines where the funds will be spent and what categories of projects will be funded. The funding programs include Local Traffic Improvement and Road Maintenance, Regional Capital Corridor Projects and Administration. The formulas and breakdown of the expenditures were approved by the Stanislaus Council of Governments Policy Board, all nine City Councils and the Stanislaus County Board of Supervisors. The proposed 20 Year Transportation Measure is expected to generate approximately \$700 million. 49% of this amount is allocated for Regional Capital Corridor Projects.



These projects are included in the adopted Regional Transportation Plan (RTP) approved by all member agencies in Stanislaus County. The purpose of the RTP is to present a long-range plan for our transportation system that is built on public consensus and reflective of our region's unique nature. The RTP includes an assessment of overall growth and economic trends in the region and provides strategic direction for transportation capital investments.

Referencing Figure 1, the remaining Expenditure Plan allocations consider the many diversified transportation needs of Stanislaus County and have the following components, as shown:

- 50% of the expected Transportation Measure funds are allocated to "Local Programs". Due to the diverse needs of the Cities and the County, the Local Programs category was created. The Local Programs category allows each of the member agencies to develop a priority list of projects based on community needs. This allows each jurisdiction, flexibility to determine local needs. This category will allow funding for projects ranging from "pot-hole repair", road rehabilitation, new roadway sections to transit enhancements.
- The remaining 1% of the total expected Transportation Measure funding is directed to program implementation activities.

Details regarding the implementation of each of the programs are provided in Appendix A and B.

Responding to Community Values

Two-thirds (66.67%) voter approval is necessary to pass the Transportation Measure in November 2008. In order to determine that the Stanislaus Council of Governments had crafted a supportable Expenditure Plan framework, each City Council and the Stanislaus County Board of Supervisors were asked to review the framework and decide whether it would appeal to their jurisdictions. After review, all the City Councils and the County Board of Supervisors endorsed the proposed Expenditure Plan framework to impose a half cent sales tax for transportation improvements in Stanislaus County.

Meeting the needs of Stanislaus County residents requires leveraging State and Federal expenditures with local resources. Even with passage of the Transportation Measure there will not be enough funding available to address the more than \$1.5 billion in transportation needs. The Transportation Measure will generate approximately \$700 million over the next 20 years to address a portion of this need. Therefore, leveraging additional federal and state dollars, beyond what the region expects, is critical. Most State and Federal grants require a match. Agencies that pass transportation sales tax measures are referred to as "Self-Help" and can generate the revenues for a match. Similar measures throughout the Valley and California have been very successful in this regard. Such measures have been viewed as the most important transportation programs ever approved by voters in those counties. Stanislaus County needs to become a "Self-Help" County.

The Cities, the County of Stanislaus, and StanCOG worked together to develop the Expenditure Plan categories and distribution of funding, and the list of Regional Capital Corridor projects and local Traffic Improvement and Road Maintenance projects. Regional Projects were based on the adopted RTP approved by all agencies. The Expenditure Plan responds to the following identified community values: maintaining a vibrant economy, improving the quality of our air, local control of measure funds, leveraging matching funds from Federal and State sources, and having a Measure Citizens Oversight Committee.

Stanislaus County Transportation Authority

The Stanislaus Council of Governments (StanCOG) is designated by the Stanislaus County Board of Supervisors as the Stanislaus County Local Transportation Authority (Authority), pursuant to the provisions of Public Utilities Code Section I, Division 19 commencing with Section 180050.

StanCOG Board Members

Fiscal Year 2007 – 2008

City of Ceres	Anthony Canella
City of Hughson	Henry Hesling
City of Modesto	Brad Hawn
City of Modesto	Janice Keating
City of Modesto	Jim Ridenour
City of Newman	John Fantazia
City of Oakdale	Farrell Jackson
City of Patterson	Becky Campo
City of Riverbank	Chris Crifasi
City of Turlock	Ted Howze
City of Waterford	William Broderick
Stanislaus County	Jim DeMartini
Stanislaus County	Jeff Grover
Stanislaus County	Dick Monteith
Stanislaus County	Tom Mayfield
Stanislaus County	William O'Brien
Caltrans (Ex-Officio)	Ken Baxter, District 10

Annual Audit of Transportation Measure Programs

The Transportation Measure expenditures and accounts of the local agencies and the Authority will be audited on an annual basis by an independent audit firm retained by the Authority. Appendix A provides additional detail regarding the Transportation Measure audit process.

Citizen Oversight

To inform the public and to ensure that the Transportation Measure revenues and expenditures are spent as promised to the public, a Citizens Oversight Committee will be formed by the Authority as part of the new Transportation Measure. Details regarding the Committee are provided in Appendix B.

Expected Measure Revenues

If voters approve the Transportation Measure in November 2008, they will allow the Authority to impose a ½ cent retail transaction and use tax for 20 years (between April 1, 2009 and March 31, 2029). The Transportation Measure Sales Tax will:

Provide approximately \$700 million in new revenues for transportation improvements according to financial projections through the year 2029.

This estimate considers current sales tax receipts (with no growth rate in sales tax proceeds) through March 2029. Since the project funding is shown in current dollars, the projected revenues are shown in current dollars. The allocation of projected sales tax revenues to specific types of transportation funding programs and improvement projects is described in the following sections of this Expenditure Plan. A Strategic/Work Plan detailing current transportation projects will be updated every two (2) years to adjust the projection of sales tax receipts, ensuring that the projections are consistent with future expenditures and promises made in this initial Expenditure Plan. The Authority will have the option of issuing bonds to deliver Transportation Measure projects and programs contained in this Expenditure Plan to reduce project costs by delivering them earlier.

Elements of the New Plan: What We Will Do

Through intense discussion and hard work, the following Transportation Measure funding program commitments were developed by the Stanislaus Council of Governments and member agencies. StanCOG realized that providing funds for both local and regional projects would meet the quality of life intent of the new Transportation Measure. This would in turn enable agencies within Stanislaus County to address the needs of residents, businesses, and major industries over the 20-year life of the Transportation Measure. The Expenditure Plan will:

Provide funds for local road improvements and regional capital projects that improve mobility and air quality within the County and each of the 9 cities.

LOCAL TRAFFIC IMPROVEMENT AND ROAD MAINTENANCE PROGRAM—50% or approximately \$350 Million

The goal is to improve each individual City's and the County's local transportation systems.

50% or approximately \$17.5 million a year has been guaranteed for local determined projects. Each City and the County will receive funding based on a formula using population and sales tax generated in each jurisdiction. The funding will help cities and the County to meet scheduled maintenance needs, rehabilitate aging transportation systems, construct bike-ways, provide street enhancements and transit enhancements.

Potential uses include:

- 1 Pothole repair
Repave streets
Bridge repair or replacement
Traffic signals
Add additional lanes to existing streets and roads
Improve sidewalks
Separate street traffic from rail traffic
Bike Paths
Streetscape
Transit Enhancements



The local agencies in Stanislaus County know what

their needs are and how best to address those needs. However, it is difficult to accurately identify 20 years of local transportation improvements upfront. Conditions in each of the 9 Cities and the unincorporated areas of Stanislaus County may change over the next 20 years and the locations and kind of improvements need to match these changes. As an example, a jurisdiction may want to provide street enhancements based on planned expansion; while another jurisdiction may have more road deterioration needs which must be addressed immediately. This could require pavement overlays or even full road construction; therefore, the local Traffic Improvement and Road Maintenance Program needs to be flexible in order for each jurisdiction to prioritize and address their individual needs. Funds can be used for all phases of project development and implementation.

REGIONAL CAPITAL CORRIDOR PROJECTS (Regional Transportation Program) – 49% or approximately \$343 MILLION

Authorizes major new projects to:

- Improve regional mobility and reduce congestion
- Improve and reconstruct major commute corridors
- Improve freeway interchanges
- Add additional lanes
- Increase safety



2 These projects provide for the movement of goods, services, and people through Stanislaus County. Major highlights of this Regional Transportation Program include the funding of 3 Regional Capital Corridors in the County. The 3 Corridors identified provide both east/west and north/south mobility improvements. The Corridors have been designated as: (1) North Corridor, (2) Central Corridor and (3) Southern Corridor. See Figure 2 for a map of the Regional Capital Corridor Projects. Funds can be used for all phases of project development and implementation. These projects will be built in phases, but are expected to be completed within the life of the Transportation Measure. This funding program requires matching funds from Federal sources and from the State Transportation Improvement Program (STIP) administered locally through the Authority.

ADMINISTRATION AND PLANNING PROGRAM – 1% or approximately \$7 million

Transportation Measure funding is provided to the Authority to:

- Prepare Strategic/Work Plan updates
- Develop funding allocation requirements
- Administer and conduct specified activities identified in the two (2) programs described above
- Prepare Annual Transportation Measure Report and contract for an independent audit



3

Expenditure Plan Projects

This section identifies local and regional capital project improvements to be implemented over the life of the Measure or by the year 2029. The projects would be funded with Transportation Measure, State Transportation Improvement Program (STIP), and/or other transportation funding.

The projects to be addressed in the “Local Traffic Improvement and Road Maintenance Program” are included in Tables 1 and 2 and graphically displayed in Figures 3-13. These tables list improvements that the jurisdictions have currently identified for this program. Regional Capital Corridor projects are included in Table 3 and graphically presented in Figure 2. These regional projects will be funded using:

- Measure funding (**approximately \$343 million**).
- A portion of State Transportation Improvement Program (STIP) funding expected over the 20-year period is projected to support these projects
- Other sources including local contributions and Federal transportation funding is also anticipated to complete these projects

During preparation of the Strategic/Work Plan Updates, the Authority will develop a detailed improvement program that specifies the timing and delivery of projects or funding order considering project cost benefit, project readiness, and funding availability. A description of funding commitments and guidelines for local roads and the Regional Capital Corridor Projects are provided in **Appendix A**.

Table 1

**Local Traffic Improvement and Road Maintenance Program
Funding Distribution**

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
Jurisdiction	Taxable Sales (2005) (in1000's)	Sales Tax Share (%)	Allocation Based On Sales Tax Only (\$)	Population (1/1/2007)	Population Share (%)	Allocation Based On Population Only (\$)	Base Funding to Cities Established Using 98% of the Greater of Sales Tax or Population Percentage (\$)	Annual Base Funding Using 98% of the Greater of Sales Tax or Population Percentages (\$)
Ceres	426,056	5.85%	20,475,000	41,997	8.05%	28,186,068	27,622,347	1,381,117
Hughson	52,155	0.72%	2,520,000	6,082	1.17%	4,081,903	4,000,265	200,013
Modesto	2,748,009	37.72%	132,020,000	209,174	40.11%	140,386,042	137,578,322	6,878,916
Newman	44,804	0.61%	2,135,000	10,302	1.98%	6,914,134	6,775,851	338,793
Oakdale	311,884	4.28%	14,980,000	18,628	3.57%	12,502,085	14,680,400	734,020
Patterson	103,342	1.42%	4,970,000	20,875	4.00%	14,010,148	13,729,945	686,497
Riverbank	128,245	1.76%	6,160,000	21,492	4.12%	14,424,244	14,135,759	706,788
Turlock	1,024,325	14.06%	49,210,000	69,321	13.29%	46,524,429	48,225,800	2,411,290
Waterford	30,958	0.42%	1,470,000	8,590	1.65	5,765,134	5,649,831	282,492
Subtotal Cities	4,869,778			406,461			272,398,519	13,619,926
County	2,416,122	33.16%	116,060,000	115,036	22.06%	77,205,813	77,601,481	3,880,074
TOTALS	7,285,900	100.00%	350,000,000	521,497	100.00%	350,000,000	350,000,000	17,500,000

Notes

- Population is based on California Department of Finance 2007 Annual Estimate.
- Sales Tax Transactions based on 2005 California Board of Equalization Taxable Sales in thousands.
- Total "Local Traffic Improvement and Road Maintenance Program distribution based on 50% of estimated total Transportation Measure Revenues.
- Program funding distributions to each city are based on using 98% of the greater of Sales Tax amounts shown in column 4 compared to Population amounts shown in column 7. The funding distribution provided to the County is the amount remaining after City distributions have been provided.
- Total funding of this Program to be distributed to each jurisdiction over 20 years is based on column (8).
- Total Annual Distribution provided to each jurisdiction is based on column (9).

Table 2
Local Traffic Improvement and Road Maintenance Program
Project Listings by Jurisdiction

City of Ceres

Project	Description	Total
Mitchell/Service Interchange Improvements	Interchange Improvement	\$10,000,000
Mitchell @ Service	Entryway Treatment and Signage	
Mitchell @ Bridge	Entryway Treatment and Signage	
Hatch @ Faith Home	Entryway Treatment and Signage	
Hatch @ Herdon	Entryway Treatment and Signage	
Whitmore @ 4 th	Entryway Treatment and Signage	
Whitmore exit @ Whitmore Park	Entryway Treatment and Signage	
Whitmore @ RR tracks, Service east of Crows Landing	Entryway Treatment and Signage	
Subtotal of Entryway Treatment & Signage Projects		\$2,100,000
Alleys – Angie Mitchell, 6 th St., 5 th St., 4 th St. 3 rd St., 2 nd St., Central Ave., Magnolia St. Poplar St., Grandview Ave., Hatch Rd., Belmont Ave. Hemdon Rd.	Road, Alley, Sidewalk Improvements Road, Alley, Sidewalk Improvements	
Subtotal of Road, Alley & Sidewalk Improvement Projects		\$5,500,000
Landscaped Medians	Landscaped Medians	\$2,300,000
Roeding Road, Bridge, Overlay, Mitchell/Canal	Road Improvements	\$1,500,000
Right Turn Lane Mitchell to Whitmore	Road Improvements	\$500,000
Reconstruct/Overlay Whitmore, Faith Home/Central	Road Improvements	\$1,000,000
Reconstruct/Overlay 10 th , Magnolia to Whitmore	Road Improvements	\$250,000
Rockefeller Dr., Foundry Dr., Hil-Mor Dr., Fairview Dr., Sandpoint Dr., Cedarvale Dr.	Slurry Seal Slurry Seal Slurry Seal	
Subtotal of the Slurry Seal Projects		\$275,000
Mauna Kea Dr., Milky Way, Trina Ln. Lundard Dr., Venus Dr., Dupre Dr. Uranus Dr. Pisces Way, Sagittarius Ave., Moon- View Dr. Lindsey Way, Clea Ct., Puma Way, Denny Cr.	Overlay Overlay Overlay Overlay	
Subtotal of the Overlay Projects		\$750,000
Transit		\$690,000
Congestion Relief and Pavement Management	Pedestrians and Bicycle Paths/Sidewalks	\$2,757,347
TOTAL CERES		\$27,622,347

Table 2
Local Traffic Improvement and Road Maintenance Program
Project Listings by Jurisdiction

City of Hughson

Project	Description	Total
Santa Fe Avenue	Widen to 4 lanes: From Hatch Road to 7 th Street with intersection improvements at Tully Road, Whitmore Avenue, and 7 th Street	\$2,500,000
Mountain View Road	Extend as 4 lane Arterial: Hatch Road Canal to Santa Fe	\$500,000*
Euclid Avenue	Realignment: From Santa Fe Avenue/Service Road to a location north of Service Road on Santa Fe Avenue	\$500,000*
Congestion Relief and Pavement Management	Various locations in Hughson	\$500,265
TOTAL HUGHSON		\$4,000,265

* Does not represent the full cost of the project. Budget for Project to be supplemented by other sources

City of Modesto

Project	Description	Total
Overlay and Reconstruction (specific locations)		
9 th Street	Overlay & Reconstruct: Tully to Carver	
Oakdale Road	Overlay: Floyd to Sylvan	
Oakdale Road	Overlay: Briggsmore to Floyd	
Claus Road	Overlay: Scenic to Briggsmore	
E. Rumble Road	Overlay: East of Coffee Road to West of Keller Street	
G Street	Overlay: East of 9 th Street to West of Burney	
Carpenter	Overlay: Maze to End of C Street and G Street	
Woodland Avenue	City Portion Only: Morse to Carpenter	
Dale Road	Overlay: Standiford to Nightingale	
Prescott Rd.	Overlay: Rumble to Cheyenne	
B Street	Overlay: East of 9 th Street to West of 12 th Street	
Oakdale Road	Overlay: North of Scenic to South of Wylie Drive	
Tully Road	Overlay: Yale to Briggsmore	
Tully Road	Reconstruct: West Rumble to Standiford	
Lakewood Avenue	Overlay: Scenic to Briggsmore	
Paradise Road	Overlay: Sutter to Ellen	
7 th Street	Overlay: I Street to K Street	
Prescott Road	Overlay: Cheyenne to Snyder	
Dale Road	Overlay: Nightengale to Pelandale	
Kansas Avenue	Overlay & Reconstruct: West of Carpenter to Rosemore Ave	
Needham Avenue	Overlay & Reconstruct: East of College to west of L Street	
H Street	Overlay: 5 th Street to Sutter	
Rosemore	Overlay: Woodland to Bluegum	
San Juan	Overlay & Reconstruct: North of Yosemite to south of Miller	
Penny Lane	Overlay: Pirinen to 170' to the East	

Table 2
Local Traffic Improvement and Road Maintenance Program
Project Listings by Jurisdiction

City of Modesto Cont.

Project	Description	Total
Hatch Road	Overlay: East of Dallas Road to east of Ustick Road	
College Avenue	Overlay: Briggsmore to Bowen	
Kingswood Drive	Overlay: North of Sylvan to west of Forest Glen	
Forest Glen Drive	Overlay: South of Sylvan to south of Sylvan Meadow	
Semple Street	Overlay: North of Jones Street to south of Morris Avenue	
Whitmore Avenue	Overlay: West of Tuscon to City Limit	
Plaza Parkway	Overlay: Sisk Road to Prescott Road	
Rosemore	City Portion only from Kansas to Woodland	
Lincoln Avenue	Overlay: Yosemite to Dry Creek	
Subtotal of Overlays/Reconstruction Projects		\$20,683,000
Intersection and Interchange Improvements (specific locations)		
Oakdale/ Scenic	Intersection Improvements*	
Beckwith	Ramps Widening*	
Carpenter/Kansas	Interchange Improvements*	
Pelandale	Interchange Improvements*	
Slurry/ Cape Seals/ Surface Treatment	Various Locations*	
Subtotal for Intersection, Interchange, & Ramp Projects		\$14,556,000
Construction Relief and Pavement Management (various locations)		
Overlay Reconstruction	Various Locations	
Pothole Repair – minor	Various Locations	
Repairs/PM	Various Locations	
Roadway Improvement	Various Locations	
Intersection Improvements	Various Locations	
Local Match	Provide Local match funds for State and Federal Programs	
Subtotal for Construction Relief and Pavement Management (various locations)		\$33,761,000
First 10 Year Total		\$69,000,000
Overlay/Reconstruction	Various Locations	\$33,534,799
Intersection/Interchange Improvements	Various Locations	\$14,538,605
Congestion relief and pavement mgmt	Various Locations	\$20,504,918
Second 10 Year Total		\$68,578,322
TOTAL MODESTO		\$137,578,322

*Does not represent the full cost of the project. Budget for Project to be supplemented by other sources.

Table 2
Local Traffic Improvement and Road Maintenance Program
Project Listings by Jurisdiction

City of Newman

Project	Description	Total
Inyo Avenue	Widen to 4 lanes: Complete Right-of-Way Improvements	\$300,000
L Street	Reconstruction: Merced Street to Inyo Avenue	\$300,000
Highway 33 @ Inyo Avenue	Intersection Improvement: Install Traffic Signal	\$300,000
Safe Routes to School Program	Sidewalks and Bike Route Improvements	\$300,000
Pavement Management	Improve and maintain local roadways	\$4,000,000
Local Match	Provide local match funds for State and Federal Funding Programs	\$1,000,000
Congestion Relief and Pavement Management	Various locations in Newman	\$575,851
TOTAL NEWMAN		\$6,775,851

City of Oakdale

Project	Description	Total
Various Local Streets	Pavement Overlay of 11 miles of Roadways	\$5,000,000
Sierra Road	Improvements: From Fifth Avenue to Pedersen Road	\$1,000,000
Orsi Road	Improvements: From F Street to Sierra Avenue	\$3,000,000
Trails, Path & Safe Routes to School	Various Trail Improvements in Oakdale	\$2,000,000
Various Intersection Locations	Intersection Improvements: Install Traffic Signals	\$1,500,000
Various Community Locations	Install Traffic Calming Devices	\$500,000
Congestion Relief & Pavement Management	Various Locations in Oakdale	\$1,680,400
TOTAL OAKDALE		\$14,680,400

City of Patterson

Project	Description	Total
M Street and Hwy 33 Intersection	Traffic Signal and Re-Alignment	\$200,000
Sperry Avenue and I-5	Intersection Improvements	\$1,000,000
Hwy 33 & Sperry Ave./Orange Ave	Traffic Signal and Re-Alignment	\$480,000
Ward Avenue and Hwy 33	Traffic Signal and Re-Alignment	\$400,000
Sperry Ave (Ward Ave to Hwy 33)	Widening	\$650,000
Overlay/Resurface	Various Locations in Patterson	\$3,201,650
Reconstruction of Local Streets	Various Locations in Patterson	\$6,487,395
Slurry seal/surface treatment	Various Locations in Patterson	\$310,900
Congestion Relief and Pavement Management	Various Locations in Patterson	\$1,000,000
TOTAL PATTERSON		\$13,729,945

Table 2
Local Traffic Improvement and Road Maintenance Program
Project Listings by Jurisdiction

City of Riverbank

Project	Description	Total
Roselle Avenue	Widen and Repair: Patterson to Claribel	\$8,135,759
Various Local Streets	Infill Sidewalks and provide Curb and Gutters @ Various Locations	\$1,000,000
Central Avenue / California Avenue	Roadway Rehabilitation: Widen, Repave and provide Drainage System	\$750,000
Pedestrian / Bikeway	Stanislaus River to Jacob Myers Park Crossing	\$3,250,000
Congestion Relief and Pavement Management	Various Locations in Riverbank	\$1,000,000
TOTAL RIVERBANK		\$14,135,759

City of Turlock

Project	Description	Total
Capital Reconstruction Projects (Arterials)		
Linwood Avenue	Adjoining Cunningham Elementary School: Lander to West Avenue South	
East Canal Drive	Golden State Blvd. to Daubenberger	
South Golden State Blvd.	Crane Street to South city limits	
North Golden State Blvd.	Fulkerth Road to Tuolumne Road	
East Hawkeye Avenue	Quincy Road to Palmer Drive	
West Main Street	Lander Avenue to West Avenue South	
South Kilroy Rd.	Spengler to Linwood Ave	
Geer Road	Monte Vista Avenue to Taylor Road	
North Olive Avenue	Monte Vista Avenue to Fullerton	
Pedras Road	Geer Road to Del's Lane	
Fulkerth Road	Tully Road to North Golden State Blvd.	
West Monte Vista Avenue	Crowell Road to Geer Road	
Subtotal for Capital Reconstruction Projects (Arterials) in Various Locations		\$14,500,000
Intersection Improvement Projects		
Golden State Blvd. @ F Street	Intersection Improvements: Install Traffic Signal	
West Main @ Tegner Road	Intersection Improvements: Install Traffic Signal	
Subtotal for Intersection Improvements		\$1,500,000
Capital Reconstruction Projects		
Various Street Locations	Pavement Overlay/ Resurfacing of residential streets	
Congestion Relief and Pavement Management	Various Locations in Turlock	
Subtotal for Capital Reconstruction Projects		\$32,225,800
TOTAL TURLOCK		\$48,225,800

Table 2
Local Traffic Improvement and Road Maintenance Program
Project Listings by Jurisdiction

City of Waterford

Project	Description	Total
Western/State Highway 132	Design and improve intersection. Install traffic signal. Curb and sidewalk improvements to extend East to Bentley Street. Storm Drain Improvements	\$660,000
Downtown Business Area Streets	Renovate and Improve Various Downtown Business Streets, Drainage upgrades, Pavement Overlays, add Sidewalks	\$800,000
Downtown Residential Area Streets	Drainage System, Upgrade Pavement, Add Sidewalks, Curb and Gutter	\$1,500,000
North Reinway Road	Pavement Overlay: Add Curb, Gutter and Sidewalk	\$120,000
Bentley Street	Pavement Overlay: Tim Bell Road to Canal	\$350,000
South Western Avenue	Pavement Overlay: Washington Avenue to Riverside	\$30,000
Welch Street	Overlay Welch from Tim Bell to Tohera Lane	\$55,000
Tim Bell / SR 132	Intersection Improvements: Add Turning Lanes, Improve Drainage and sidewalks	\$1,250,000
Riverside Road	Redesign and reconstruct roadway above Tuolumne River, Improve Storm Drainage, Add Curb, gutter and storm drainage where appropriate	\$375,000
Sawmill Court and Burns Creek area	Address road subsidence issues	\$40,000
Bonnie Bray Avenue	Overlay, curb, gutter sidewalk and landscaping from C street to Tim Bell Road	\$250,000
Congestion Relief and Pavement Management	Various Locations in Waterford	\$219,831
TOTAL WATERFORD		\$5,649,831

Table 2
Local Traffic Improvement and Road Maintenance Program
Project Listings by Jurisdiction

County of Stanislaus Unincorporated Areas

Project	Description	Total
Claribel @ Coffee Road	Intersection Improvements: Install Traffic Signal	
Claribel @ Roselle Avenue	Intersection Improvements: Install Traffic Signal	
Claribel @ Terminal Road	Intersection Improvements: Install Traffic Signal	
Crows Landing @ Grayson	Intersection Improvements: Install Traffic Signal	
Crows Landing @ Keyes	Intersection Improvements: Install Traffic Signal	
Crows Landing @ West Main	Intersection Improvements: Install Traffic Signal	
Carpenter Road @ Hatch Road	Intersection Improvements: Install Traffic Signal	
Carpenter Road @ Whitmore	Intersection Improvements: Install Traffic Signal	
Faith Home @ Keyes	Intersection Improvements: Install Traffic Signal	
Main Rd @ Santa Fe Ave.	Intersection Improvements: Install Traffic Signal	
Service Rd @ Santa Fe Ave	Intersection Improvements: Install Traffic Signal	
Keyes @ Central Ave.	Intersection Improvements: Install Traffic Signal	
Claribel Road	Widening: McHenry to Albers	
Crows Landing	Widening: Keyes Road to SR 33	
Hatch Road	Widening: Faith Home Road to Santa Fe Avenue	
Albers Road	Widening: Faith Home Road to Santa Fe Avenue	
Carpenter Road	Widening: Whitmore Ave to West Main	
Claus Road	Widening: Terminal to Claribel	
East Avenue	Widening: Daubenberger Road to Gratton Road	
Faith Home Road	Widening: Keyes Road to Redwood Road	
Geer Road	Widening: Taylor Road to Yosemite	
McHenry Avenue	Widening: Ladd Road to San Joaquin County	
Santa Fe Avenue	Widening: Tuolumne River to Keyes Road	
Keyes Road	Widening: Montpelier to Carpenter	
Subtotal for Intersection Improvements & Widening Projects		\$25,740,000
Geer Road Bridge	Seismic Rehab: Strengthen Bridge Seismic	
Santa Fe Bridge	Seismic Capacity: Increase Bridge from 2 lanes to 5	
Crows Landing Bridge	Seismic Capacity: Increase Bridge from 2 lanes to 5	
McHenry Bridge	Seismic Capacity: Increase Bridge from 2 lanes to 5	
Hickman Bridge	River Scour: Bridge Replacement	
Tim Bell Bridge	Wooden Bridge: Replace Maintenance Intensive Bridge	
Crabtree Bridge	Obsolete Bridge: Weight and Height Restricted Bridge	
Ceres Main Canal @ Keyes	Obsolete Bridge: Weight Restricted Bridge	
Hills Ferry / River Road	Seismic: Strengthen Bridge Seismic	
Pleasant Valley Bridge	Wooden Bridge: Replace Maintenance Intensive Bridge	
Subtotal for Seismic Bridges Improvement Projects		\$13,260,000
Roadway Maintenance Program	Roadway resurfacing and maintenance	\$38,601,481
TOTAL STANISLAUS COUNTY		\$77,601,481

Table 3
Regional Capital Corridor Projects

<u>NORTHERN CORRIDOR</u>	<u>Total</u> <u>Sales Tax Allocation</u>
<p>1. North County Corridor (NCC) Project Description: A new East/ West Expressway to provide 2 to 4 Lanes Extending from Dale Road to East of the City of Oakdale</p>	<p>34.015% or approximately \$116.67 million</p>

<u>CENTRAL CORRIDOR</u>	<u>Total</u> <u>Sales Tax Allocation</u>
<p>2. State Route 99/ Mitchell Road—Service Road Interchange Project Description: Reconstruct the existing SR99/ Service—Mitchell Interchange. Improve Access Operability, Mobility and provide Congestion Relief.</p> <p>3. State Route 132 Improvements Project Description: Improve existing SR132 from Western Stanislaus County Line to City of Waterford. Improvements between County Line and SR99 include partial roadway realignment and widening from 2 to 4 lanes. Additional improvements include upgrading access connections between SR132 and SR99, and providing operational improvements from SR99 to the City of Waterford.</p>	<p>9.038% or approximately \$31 million</p> <p>22.932% or approximately \$78.66 million</p>

<u>SOUTHERN CORRIDOR</u>	<u>Total</u> <u>Sales Tax Allocation</u>
<p>4. West Main/ Fulkerth Road Corridor Improvements Project Description: Improve East/ West Mobility between the Cities of Turlock and Patterson; from State Route 99 to Interstate 5. Improvements will include operational Upgrades, Roadway Widening from 2 to 4 Lanes, and interchange Improvements.</p>	<p>34.015% or approximately \$116.67 MILLION</p>

TOTAL REGIONAL PROJECTS	100% or approximately \$343 MILLION
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Notes

1. The Projects are not listed by priority.
2. Corridor Projects shown are the adopted Regional Projects for 20 Years.
3. Corridor Projects shown are included in the approved StanCOG 2007 RTP.

For Further Information:

Contact the Stanislaus Council of Governments to inquire about the Transportation Measure Process, discuss the Candidate Projects and Programs contained in this Expenditure Plan, or to inquire about the next steps in the Measure Process.

Stanislaus Council of Governments

900 H Street, Suite D

Modesto, CA 95354

Ph: (209) 558-7830 Fax: (209) 525-4600

Visit the StanCOG website at <http://www.stancog.org/> for more information, to sign up for our email list, and to receive updates on Measure Planning Activities.

Figure 2 – Overview of Regional Capital Corridor Projects

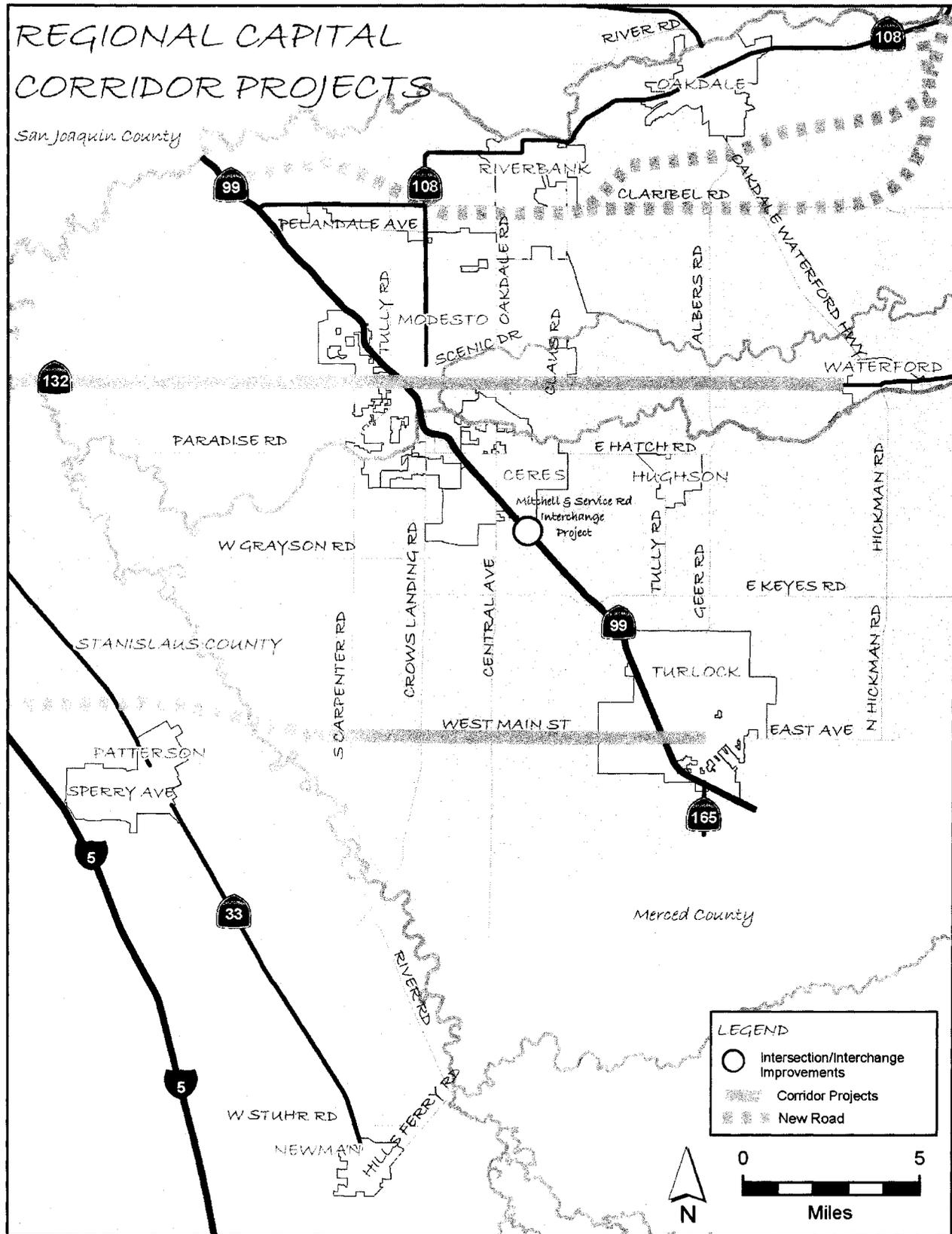


Figure 4 – Overview of Local Traffic Improvement & Road Maintenance Program for City of Hughson

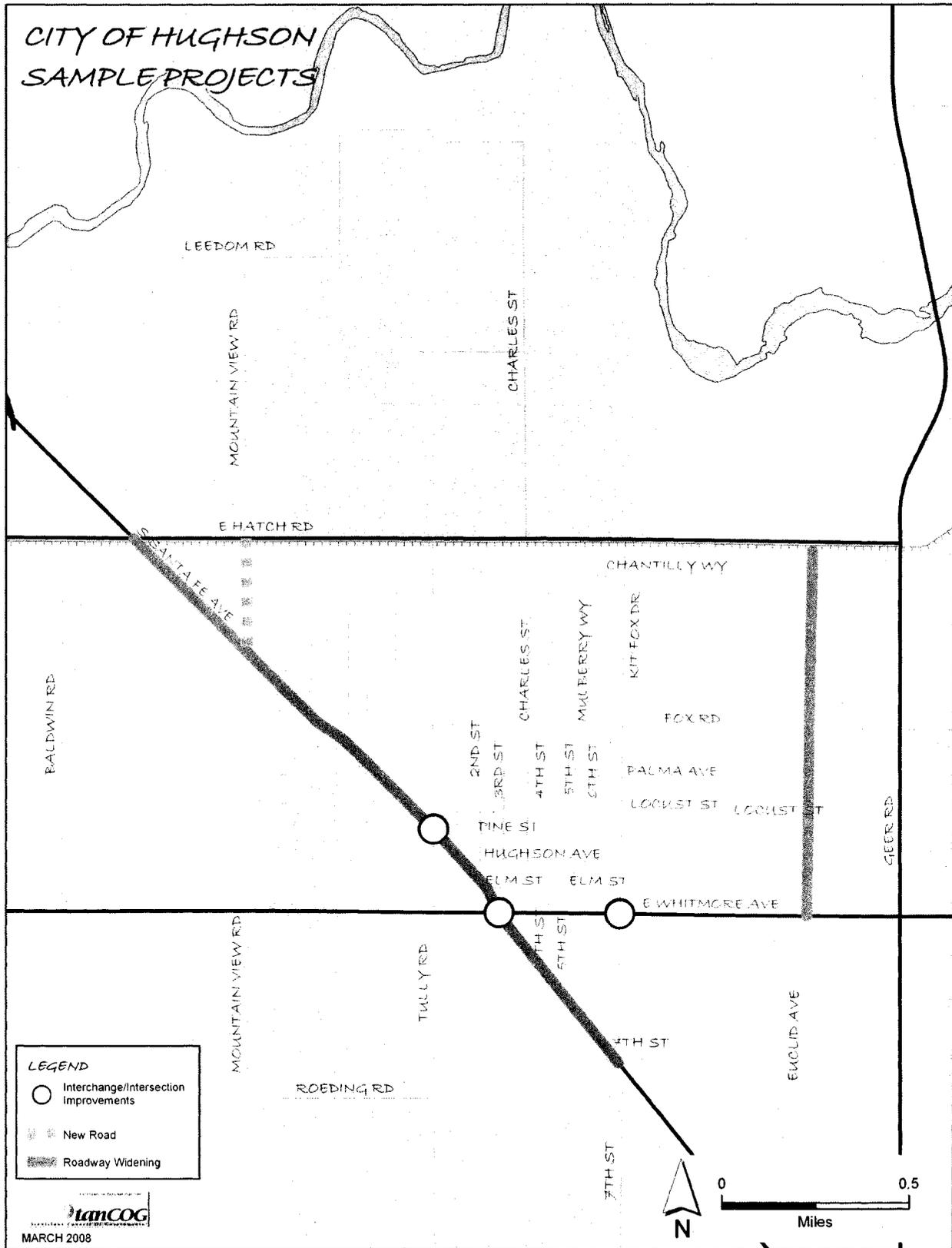


Figure 5a – Overview of Local Traffic Improvement & Road Maintenance Program for City of Modesto Quadrant 1

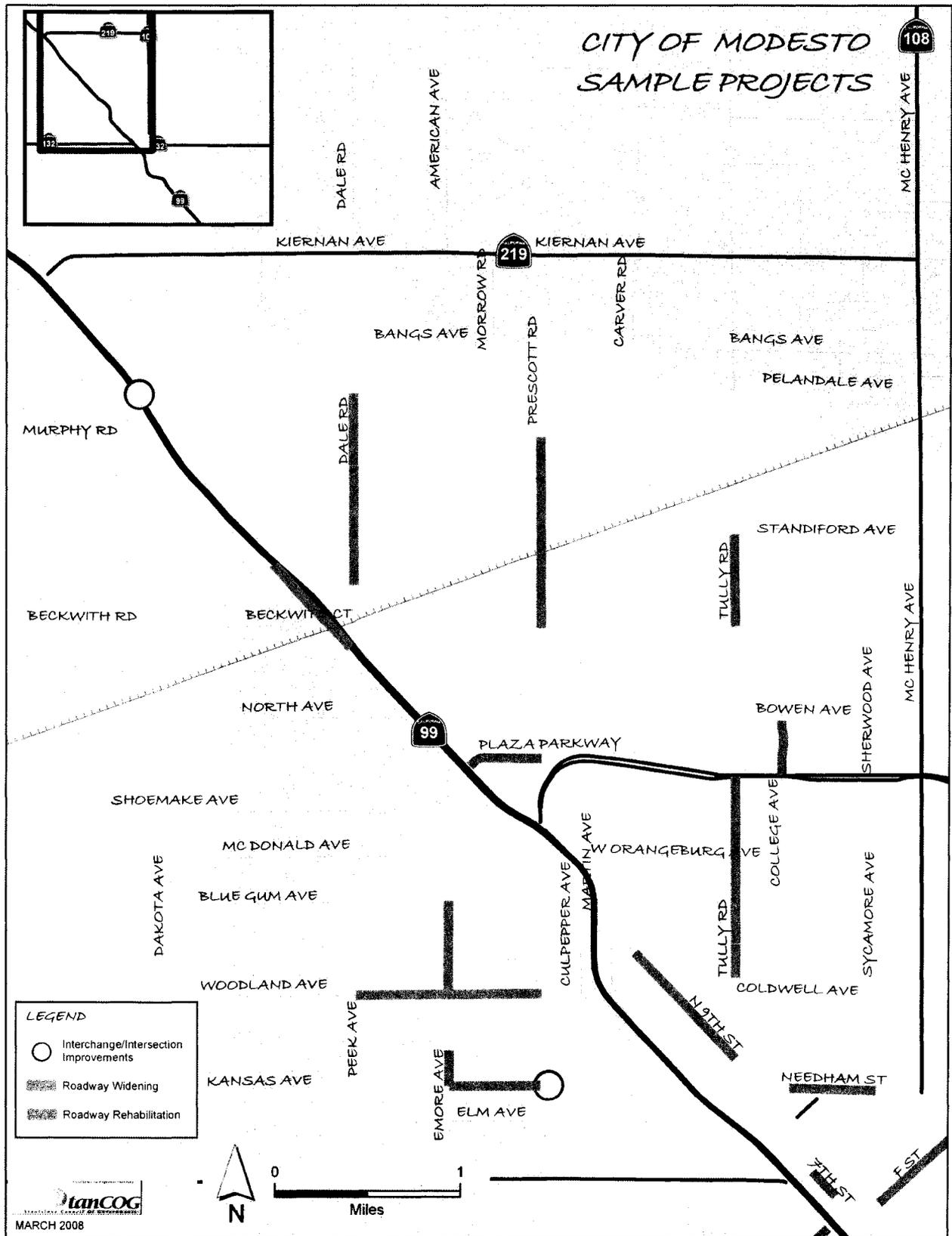


Figure 5b – Overview of Local Traffic Improvement & Road Maintenance Program for City of Modesto Quadrant 2

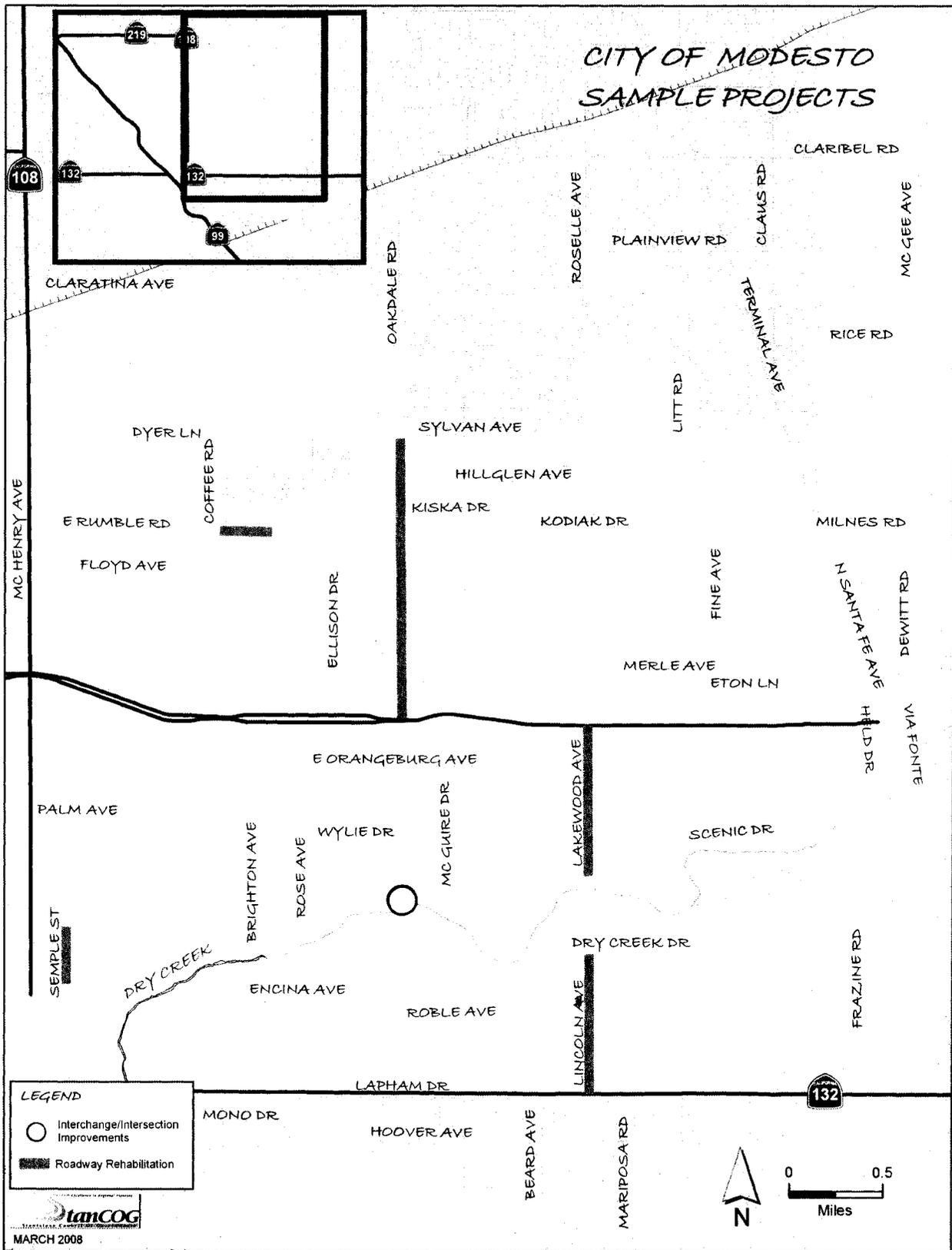


Figure 6 – Overview of Local Traffic Improvement & Road Maintenance Program for City of Newman

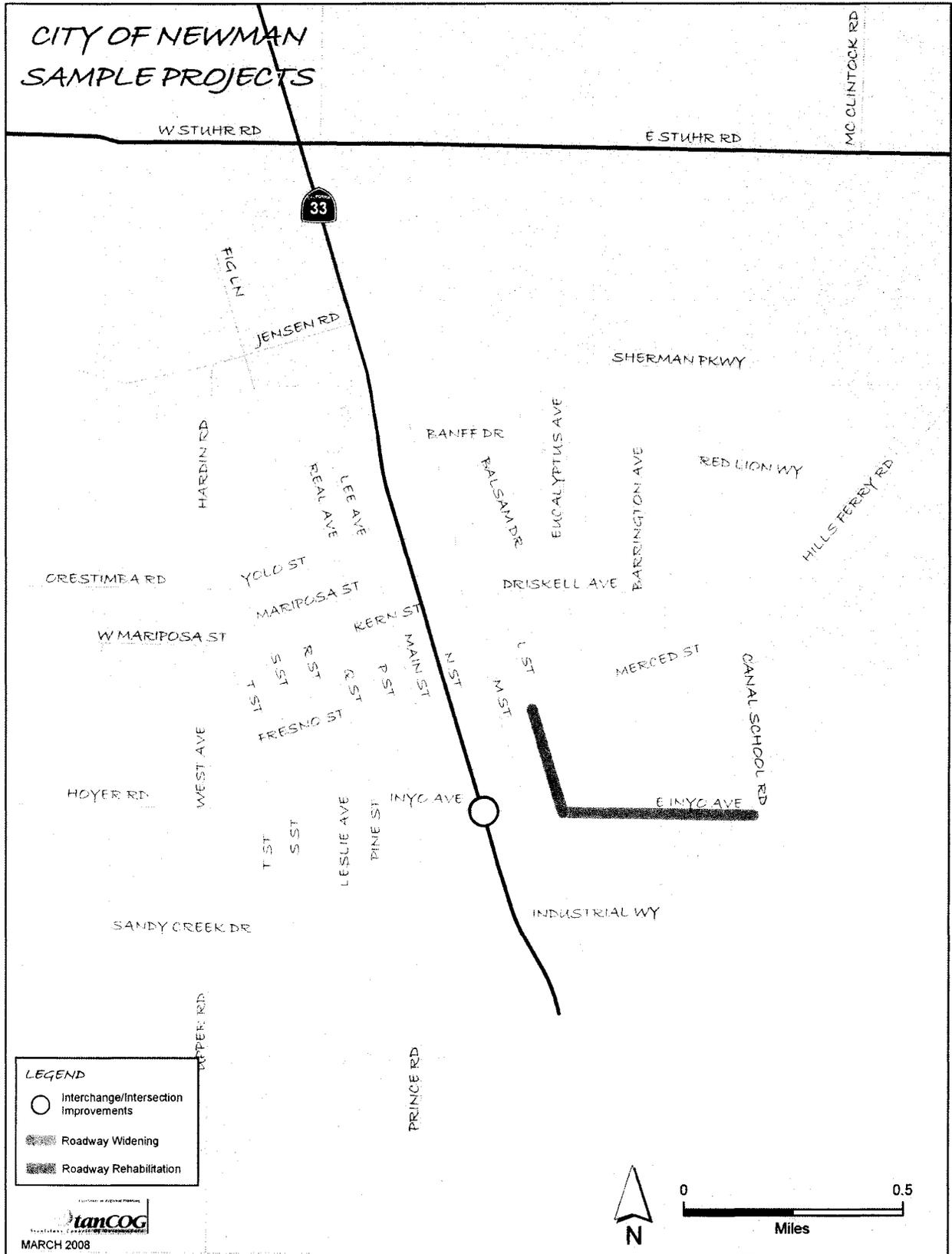


Figure 7 – Overview of Local Traffic Improvement & Road Maintenance Program for City of Oakdale

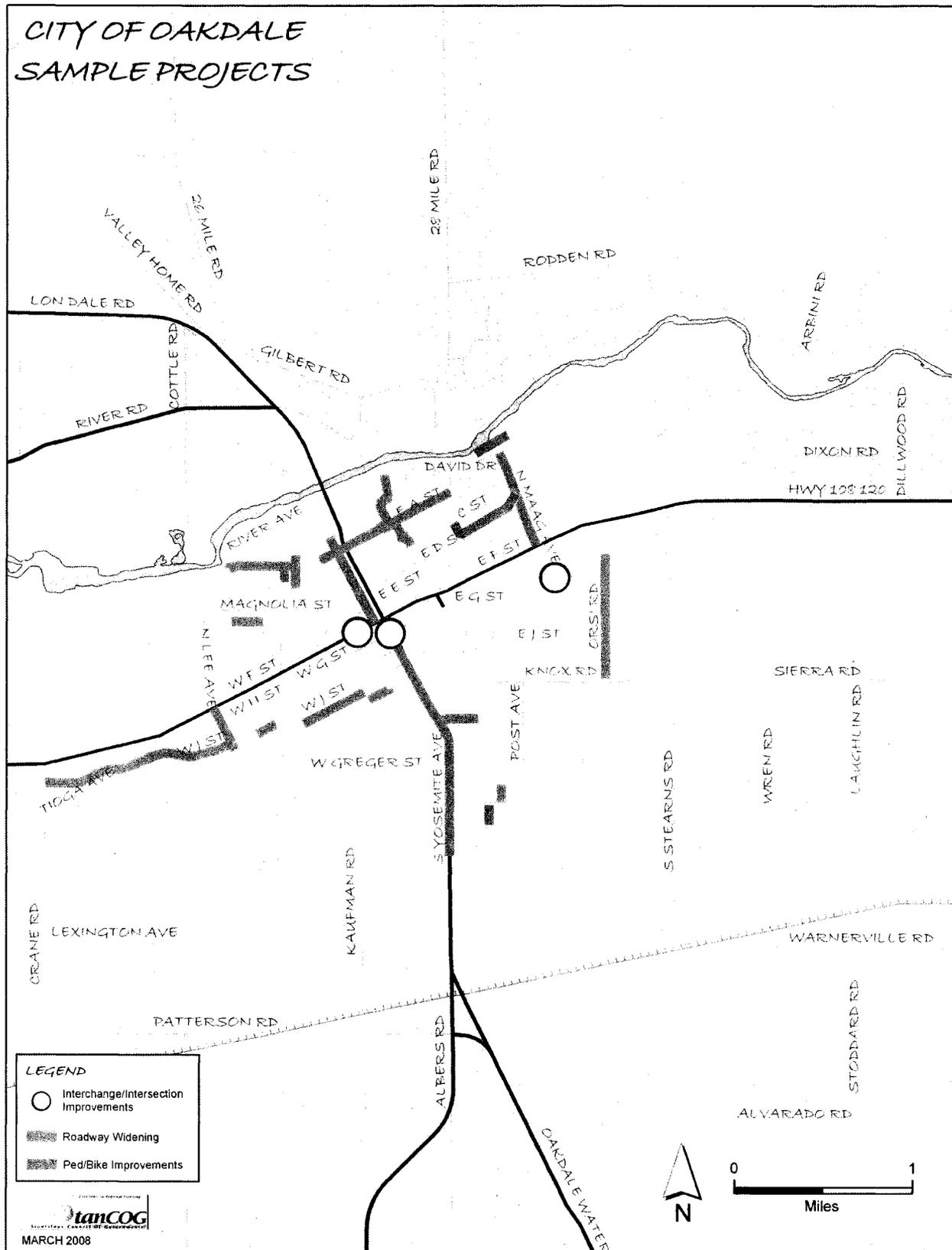


Figure 8 – Overview of Local Traffic Improvement & Road Maintenance Program for City of Patterson

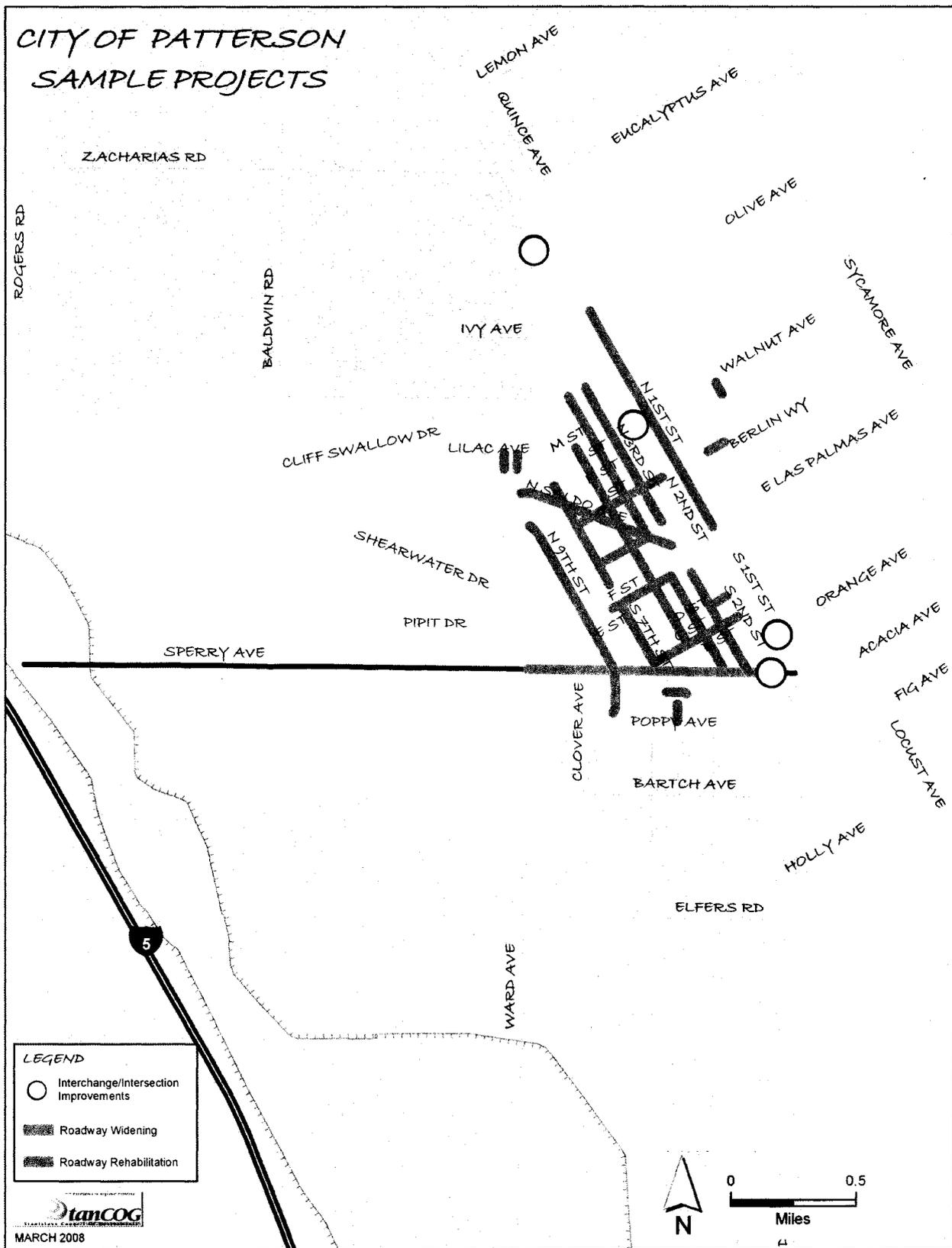


Figure 9 – Overview of Local Traffic Improvement & Road Maintenance Program for City of Riverbank

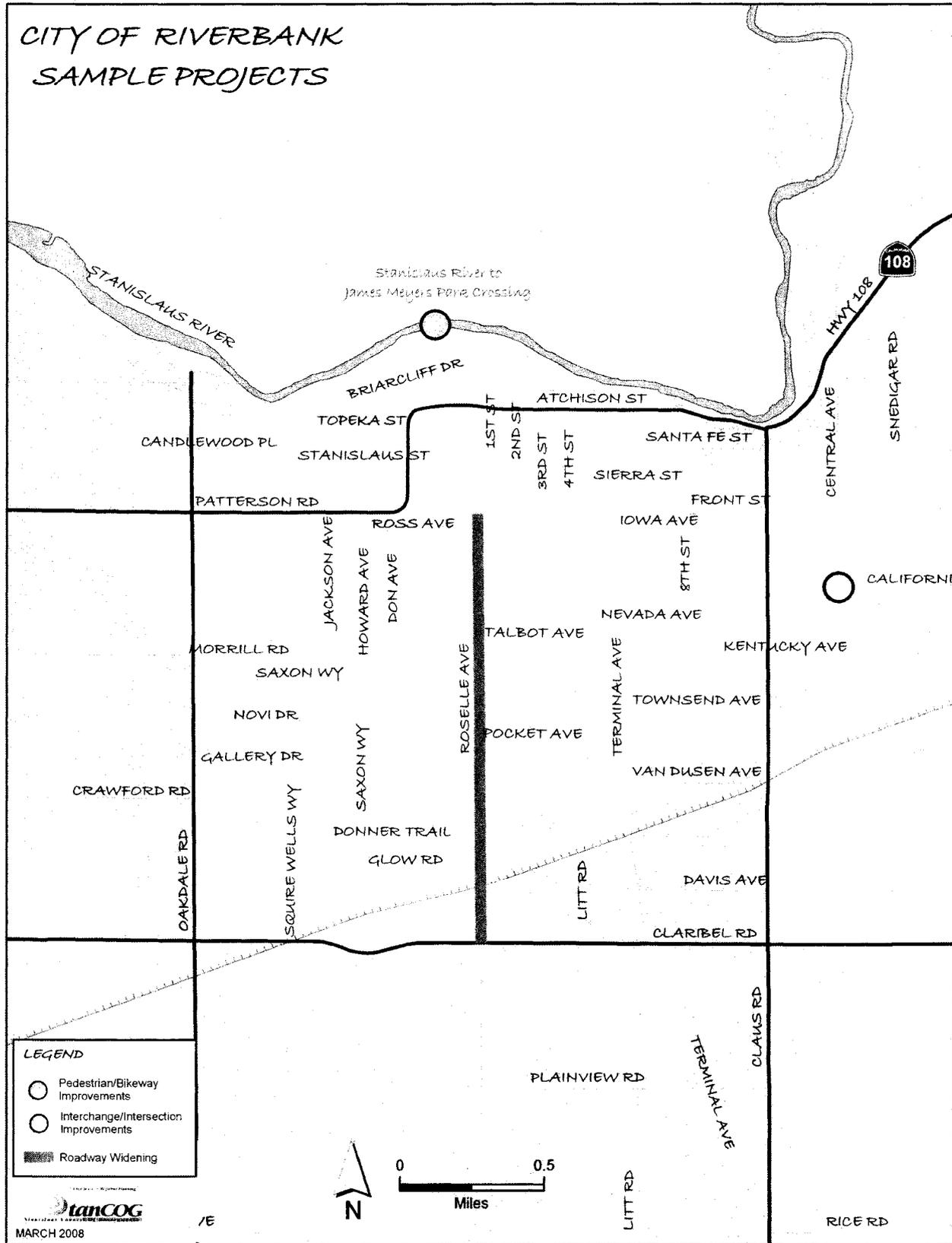


Figure 10 – Overview of Local Traffic Improvement & Road Maintenance Program for City of Turlock

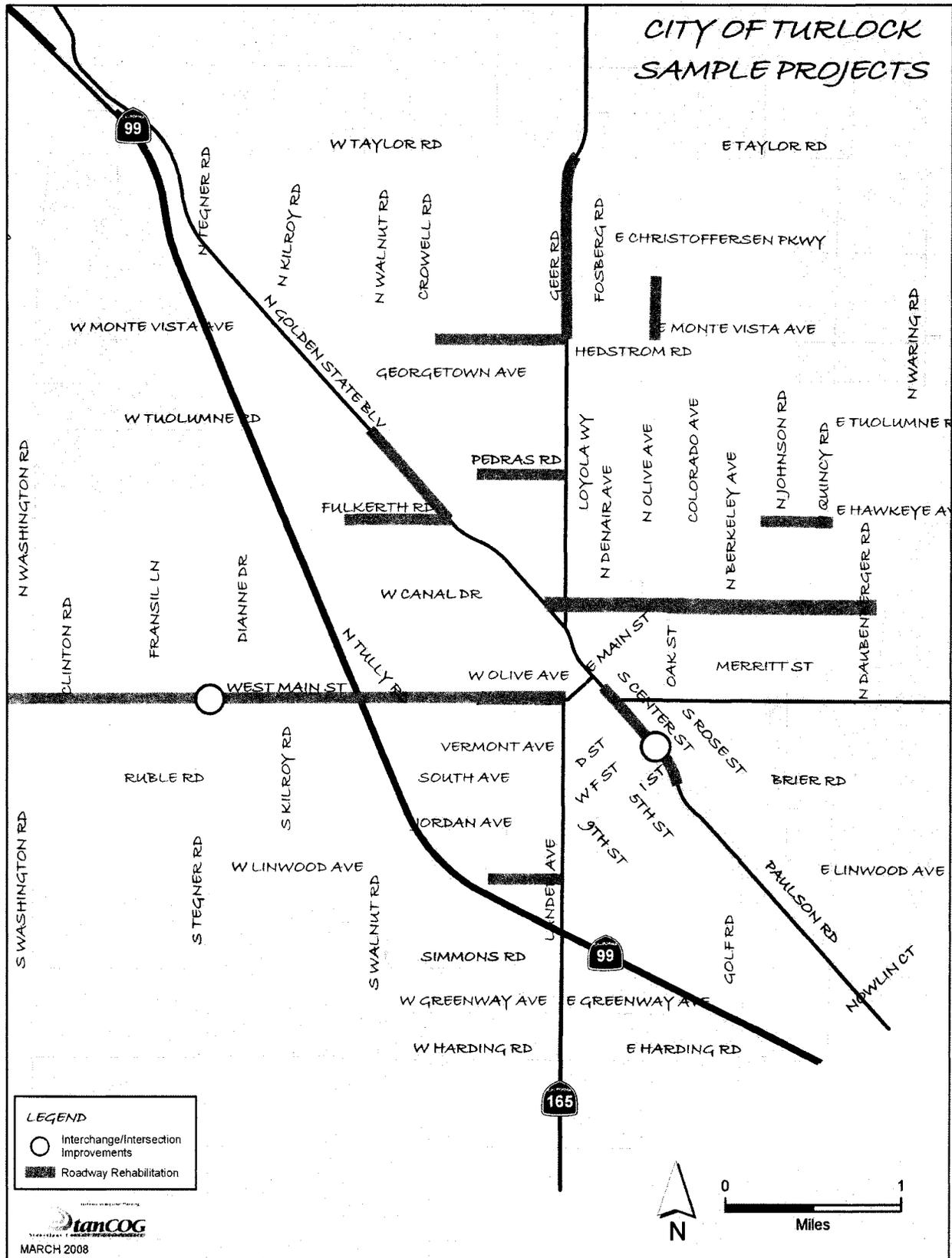


Figure 11 – Overview of Local Traffic Improvement & Road Maintenance Program for City of Waterford

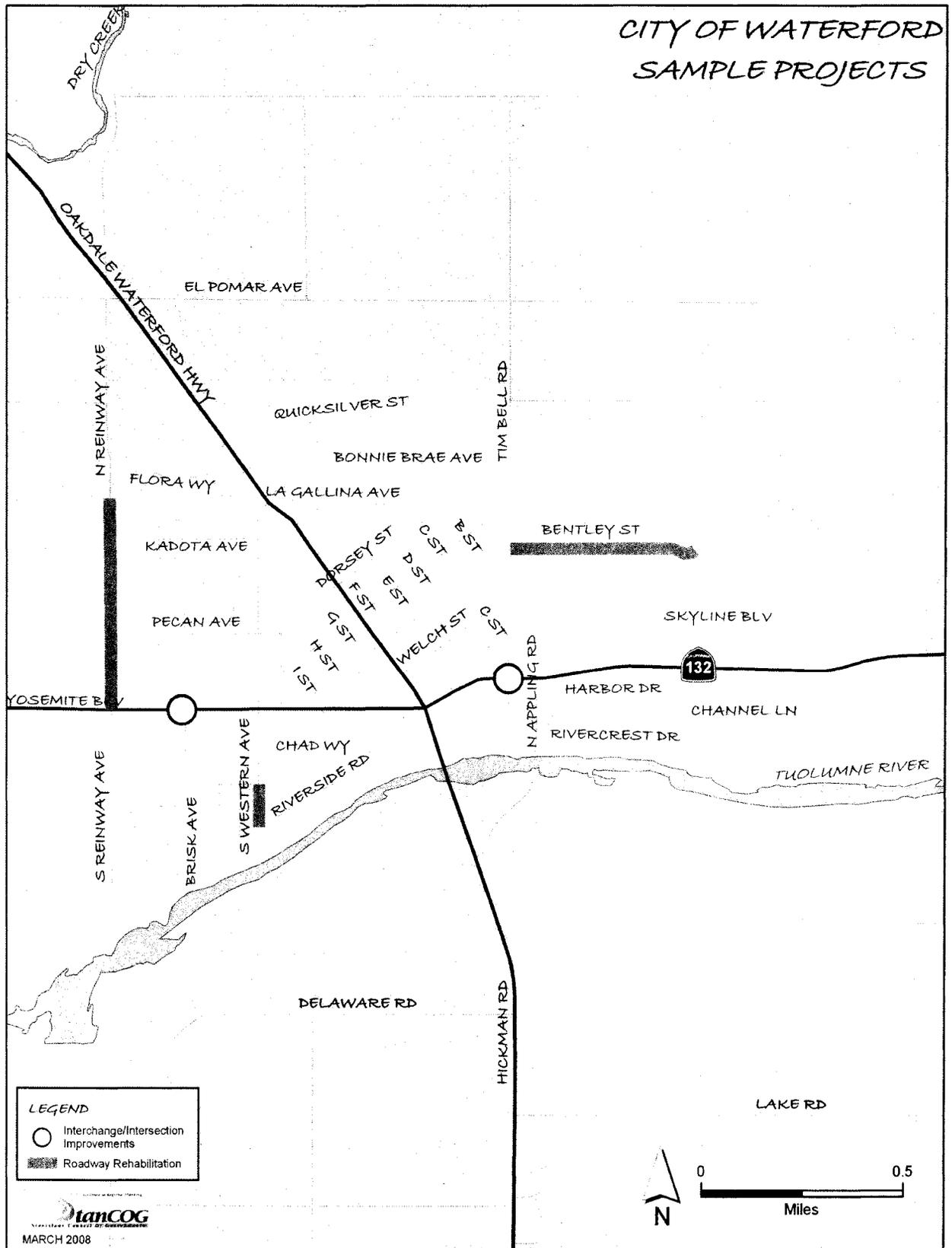


Figure 12 – Overview of Local Traffic Improvement & Road Maintenance Program for West Stanislaus County

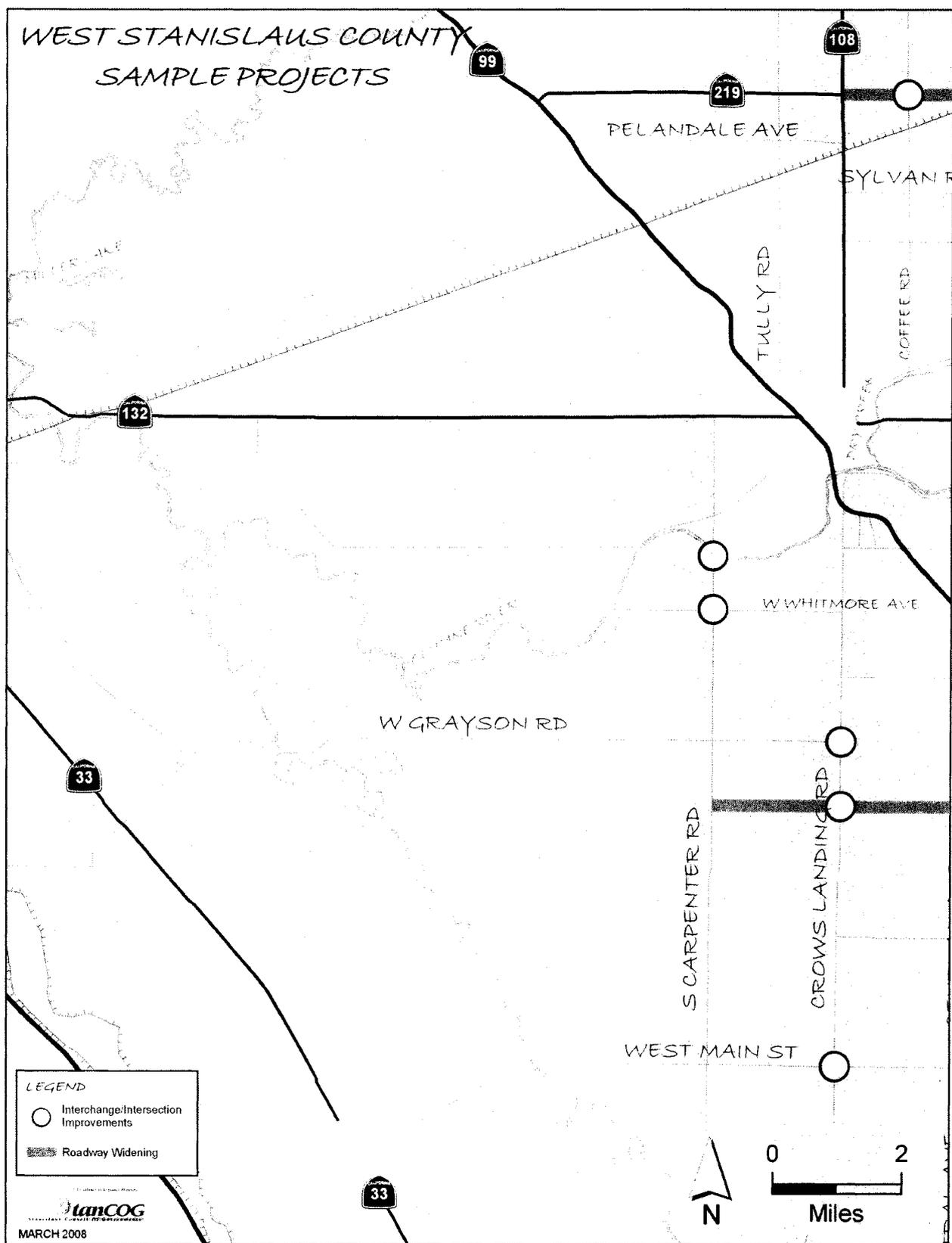
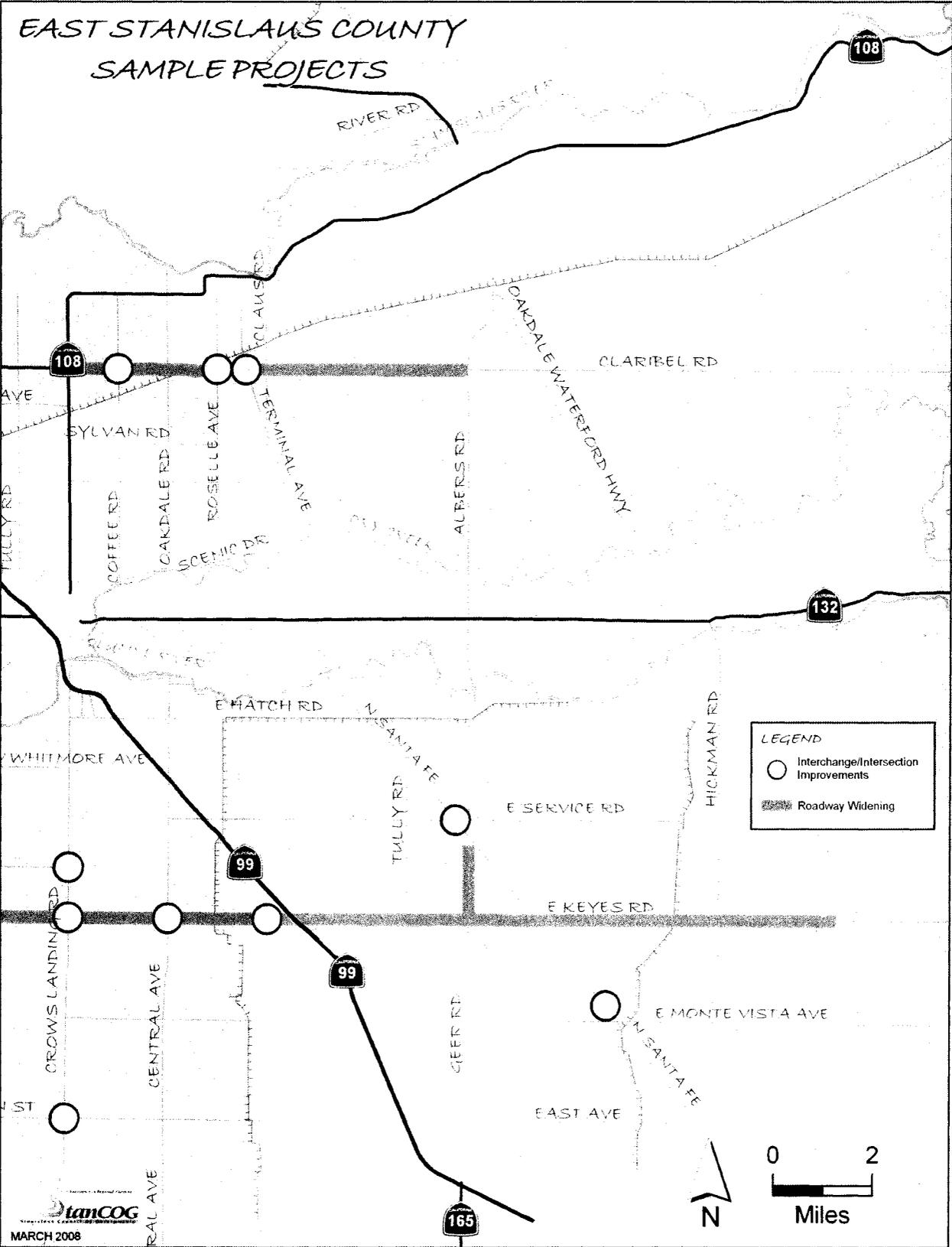


Figure 13 – Overview of Local Traffic Improvement & Road Maintenance Program for East Stanislaus County



APPENDICES

Appendix A - Plan Administration

I. Governing Board and Organizational Structure

A description of the Stanislaus Council of Governments and its organizational structure related to the sales tax follows. The structure is consistent with the enabling legislation.

A. Stanislaus County Local Transportation Authority Structure under the Transportation Measure Program

The Stanislaus Council of Governments is designated by the Stanislaus County Board of Supervisors, as the Stanislaus County Local Transportation Authority (Authority). The Authority will administer the Transportation Measure Program in compliance with Public Utilities Code PUC 180000 et seq. If the Transportation Measure is approved by Stanislaus County voters in November 2008, the Authority will be responsible for administering the Transportation Measure Programs in accordance with plans and programs outlined in this and subsequent updates of this Plan. In addition, this Plan includes provision for a Citizens Oversight Committee. Details regarding the Committee are contained in Appendix B. The Strategic/Work Plan will be prepared by the Authority and approved by its Policy Board.

The Authority is represented by sixteen (16) members including:

- Five (5) members of the Board of Supervisors
- Three (3) members representing the City of Modesto
- One (1) member representing each of the remaining eight cities in Stanislaus County: Ceres, Hughson, Newman, Oakdale, Patterson, Riverbank, Turlock and Waterford.

II. Plan Update, Approval Process, and Expenditure Plan Amendments

A. Plan Review and Approval Process

There are three primary reports/plans that are referenced as follows:

1. The Expenditure Plan – The Expenditure Plan is approved by the voters and the Authority may annually review and propose amendments as outlined below.
2. The Annual Report – The Annual report is prepared each year by the Authority staff and the Citizens Oversight Committee to review how sales tax receipts are being spent and publicize the results.
3. Bi-Annual Strategic/Work Plan – Prepared every two years to outline project expenditures. The Strategic /Work Plan will be timed to coincide with the development of the Bi-annual State Transportation Improvement Program Development.

B. Amendments to the Expenditure Plan

The Authority may annually review and propose amendments to the Expenditure Plan to provide for the use of additional federal, state and local funds to account for unexpected revenues, or to take into consideration unforeseen circumstances. The Authority shall act on only one package of amendments each fiscal year. The Authority shall establish a process for proposed Expenditure Plan amendments(s) which ensures that Authority Committee(s), participate in the development of the proposed amendment(s).

Upon completion of this process, amendments(s) to the Expenditure Plan must be passed by a two-thirds majority of the Authority by a roll call vote entered in the minutes of the Authority. Subsequently, the Authority shall notify the Board of Supervisors and the City Council of each city in the county and provide each entity with a copy of the proposed amendment(s). Pursuant to Public Utilities Code 180207, proposed amendment(s) shall become effective 45 days after notice is given, unless appealed under the process outlined in the following paragraph. Should an appeal be filed, the Authority shall hold a public hearing on the proposed amendment(s) within 45 days of the filing of the appeal.

In the event that a local jurisdiction does not agree with the Authority's amendment(s), the jurisdiction's policy decision-making body must, by a majority vote, determine to formally notify the Authority of its intent, in writing by registered mail, to obtain an override of the Authority's amendment(s). The appealing jurisdiction will have 45 days from the date the Authority adopts the proposed amendment(s) to obtain resolutions supporting an override of the amendment(s) from a majority of the cities representing a majority of the population residing within the incorporated areas of the county and from the Board of Supervisors. If a jurisdiction does not obtain the necessary resolutions supporting the override, the Authority's amendment(s) to the Expenditure Plan will stand. If the necessary resolutions supporting the override are obtained within 45 days from the date the Authority adopts the proposed amendment(s), then the amendment(s) shall not become effective.

C. Bi-Annual Strategic/Work Plan

The following steps will be taken by the Authority to prepare and adopt this and future Bi-Annual updates of the Transportation Measure Strategic/Work Plan. This will include a financial plan that coincides with the development of the State Transportation Improvement Program (STIP).

- The Authority staff working with member agencies and affected stakeholders will develop the Draft Strategic/Work Plan, and will update it every two years
- The Authority Policy Board receives the Draft Strategic/Work Plan and its updates and schedules public hearings to review the document.
- The Authority Policy Board adopts the Strategic/Work Plan. The Strategic Plan will be the master document for delivery of the Expenditure Plan projects and programs. The purposes of the Strategic Work Plan are as follows:
 - a) Defines the scope, cost, and schedule of each project and program
 - b) Identifies accomplishments and critical issues
 - c) Lists a set of amendments to these projects and programs
 - d) Details the revenue projected and possible financing tools needed to deliver the Expenditure Plan
 - e) Gathers into one document the policies and procedures of the Expenditure Plan
 - f) Serves as annual budget

III. Implementing Guidelines

A. Administration Program: - 1% of the Transportation Measure

The Authority will hire the staff and professional assistance required to administer the proceeds of the tax and carry out the mission outlined in this Expenditure Plan.

- The total administrative cost of salaries and benefits, of the staff, of the Authority shall not exceed one percent (1%) of the gross revenues generated by the transportation measure. These costs include salaries, wages, and benefits.
- An Annual Independent Financial Audit shall be conducted to assure that the revenues expended by the Authority under this section are necessary and reasonable in carrying out its responsibilities under the Expenditure Plan.
- The Authority will prepare an Annual Report, identifying the total expenditures for administration, as well as for other costs associated with delivering the program.

- An Annual Budget will be adopted by the Authority each year. The budget will project the expected sales tax receipts, other anticipated funds, and planned expenditures for administration, programs and projects. The Strategic Work Plan can serve as the budget.

B. Authority Committees:

The following committee structure will advise the Authority in the administration of the Expenditure Plan.

- ***The Technical Advisory Committee*** shall consist of the Chief Administrative Official, or his/her designee, of each member of the Authority as designated by the member. The Technical Advisory Committee shall advise the StanCOG Executive Committee and the Authority. The Technical Advisory Committee shall annually elect from its own members its Chairperson.
- ***The Independent Citizens Oversight Committee*** see Appendix B

C. Bonding and Financing

The Authority will have the authority to bond and use other financing mechanisms, including, when more advantageous economically, loans from banks and other financial lending institutions, for the purposes of expediting the delivery of transportation projects and programs and to provide economies of scale. Bonds or loans, if issued, will be paid with the proceeds of the transportation sales tax. The costs and risks associated with the bonding and loans will be presented in the Strategic/Work Plan, and will be subject to public comment before any bond sale or loan application is approved.

The Authority will also be able to use other means to accelerate the delivery of projects and programs, including partnering with other Councils of Governments, the State of California, the Federal Government, and other government agencies, federal authorization funds, federal earmarks, partnering with private entities, seeking outside grants and matching or leveraging tax receipts to the maximum extent possible.

Local agencies may choose to advance funds for a project, either a project specified in the plan, or a project for which they plan to use their local agency Local Program funds, and to receive reimbursement for that advancement in accordance with the plan. The fund advancement and reimbursement projections must be approved by the Authority in accordance with the voting requirements, prior to proceeding with the project.

D. Excess or Less than Projected Revenues

Excess revenue could result from higher than expected receipts, lower than expected project costs, or the addition of leveraged funds from other sources. All excess revenue will be programmed in the Agency's annual Strategic Work Plan and will be disbursed proportionately across local and regional projects. In the event that actual receipts are less than projected, funds would be programmed based on the Annual Strategic Work Plan.

E. Accountability

All business of the Authority will be conducted in an open and public meeting process in accordance with the California Brown Act. The Authority will approve all spending plans described in this document and will ensure that adequate public involvement has been included in the preparation of all spending plans. The Authority will be required to hire an independent auditor who will annually audit all sales tax expenditures, ensuring that expenditures are made in accordance with the plan, and with prudent, established accounting regulations and practices.

F. Other Guidelines

This plan is guided by principles that ensure that the revenue generated by the transportation sales tax is spent in the most efficient and effective manner possible, consistent with the desires of the voters of Stanislaus County. The principles outlined in this section provide flexibility needed to address issues that may arise during the life of the Expenditure Plan.

1. The Authority will fund both local and regional projects.
2. The Authority is charged with a fiduciary duty in administering the transportation sales tax proceeds in accordance with the applicable laws and this Expenditure Plan. Receipt of these tax proceeds may be subject to appropriate terms and conditions as determined by the Authority in its reasonable discretion, including, but not limited to, the right to require recipients to execute funding agreements and the right to audit recipients' use of the tax proceeds.
3. The monies collected through the Authority shall be accounted for and invested separately, unless and until the funds are turned over to a local agency in accordance with the Expenditure Plan. At such time, the local agency shall keep a separate accounting of the monies and any and all expenditures to ensure that the monies are spent in accordance with the approved Expenditure Plan.
4. All meetings of the Authority will be conducted in public accordance to state law, through publicly noticed meetings. The annual budget of the Authority, annual work plan, biennial Strategic/Work Plan, and annual report will all be prepared for public scrutiny. The interests of the public will further be protected by the Citizens Oversight Committee described in this Expenditure Plan.
5. Under no circumstances may the proceeds of this transportation sales tax be applied to any purpose other than for transportation improvements described in this Expenditure Plan benefiting Stanislaus County and its member agencies. The funds may not be used for any transportation projects or programs other than those specified in this Expenditure Plan without an amendment of this Expenditure Plan.
6. The actual requirements for funds in a specific program could be higher or lower than expected due to changes in funding outside of this transportation sales tax, or due to changes in project costs or feasibility. Should the need for funds for any program/project be less than the amount to be allocated by the sales tax, or should any project become infeasible for any reason, funds will first be considered for reprogramming to other programs or projects in the same regional area and cannot be reprogrammed outside that regional area without a 4/5 vote of the Authority at a noticed public hearing.
7. The Regional Capital Corridor projects shall be guided by the following conditions:
 - a. Any revenue growth in the overall transportation sales tax program will be prorated across all three Capital Corridors.
 - b. It is anticipated that these projects will leverage both State and Federal funds as has been historically experienced by other "Self Help Counties" who have transportation sales tax Programs.
 - c. It is understood that projected transportation sales tax revenues associated with each of these Corridors will not change existing funding protocols to compete for other State or Federal transportation funds. Additionally, these existing transportation funding programs remain separate and distinct from the proposed transportation sales tax program.
 - d. It is understood that the projects identified in each Corridor must remain through the duration of the proposed transportation sales tax program; and must be delivered in a timely manner by each project sponsor based on agreed-to milestone schedules.
8. All projects funded with these transportation sales tax funds will be required to complete appropriate California Environmental Quality Act (CEQA) and other environmental review as required.
9. Funds may be accumulated by the Authority or by recipient agencies over a period of time to pay for larger and long-term local projects. All interest income generated by these proceeds will accrue to the specific fund/local project intended. If accumulated for a general purpose, the proceeds will be used for the transportation purposes described in this Expenditure Plan.

10. The Authority will have the capability of loaning transportation sales tax receipts at prevailing interest rates to other member agencies for the implementation of needed transportation projects, provided that a guaranteed revenue stream is devoted to repay such a loan over a maximum amount of time, and provided that the loan will not interfere with the implementation of programs or projects defined in the Expenditure Plan. Loaning of funds requires approval from the Authority.
11. Matching or leveraging of outside funding sources is strongly encouraged. Any additional transportation sales tax revenues made available through their replacement by matching funds will be spent based on the principles outlined previously in these guidelines.
12. For Regional Capital Corridor Projects obtaining third party grants by member agencies is encouraged so as to leverage sales tax revenue and expedite completion of projects. All funds generated by such third party grants solicited for specific regional projects shall be applied solely to those projects. The Authority will give preference to use the savings resulting from said grants toward other regional projects which primarily benefit the member agency responsible for obtaining said grants. Grants, as applied to the foregoing, do not include STIP funds.
13. New incorporated cities or new transit agencies or services that come into existence in Stanislaus County during the life of the Expenditure Plan could be considered as eligible recipients of funds through an Expenditure Plan Amendment, and an additional position created on the governing board.

Appendix B – Citizens Oversight Committee

I. Citizens Oversight Committee (COC)

A. Citizens Oversight Committee (COC) Goal and Function

The COC shall review the fiscal and program performance of the Sales Tax Transportation Program through an annual audit to ensure that all Transportation Sales Tax funds are spent by the Authority in accordance with all provisions of the voter approved Expenditure Plan and Ordinance. The COC's other mission is to provide positive, constructive advice to the Authority on how to improve implementation over the twenty year course of the program for the benefit of Stanislaus County residents and the community at large, and to study, and report, on other issues related to the current or future use of transportation sales tax funds that may be expressly authorized by the Authority Board.

D. Audit Requirement

The COC shall supervise annual fiscal and performance audits, which shall be performed in accordance with generally accepted auditing standards and Government Auditing Standards issued by the Comptroller General of the United States and based on performance goals adopted by the Authority Board for each program or project funded in whole or in part with sales tax funds.

E. Role of Financial and Performance Audits

The Authority shall, under the competitive procurement rules of the Authority select, with the recommendation of the COC, a professional auditor to conduct annual fiscal and performance audits of expenditure of all sales tax funds, report findings based on the audits to the Authority and to the public; and recommend any additional audits for consideration, which the COC believes may impose the financial operation and integrity of program implementation, while meeting all voter mandates. No professional audit firm shall conduct more than three consecutive annual audits during the course of the 20 Year Sales Tax Program.

The Authority shall hold a publicly noticed meeting included on the agenda of a regularly scheduled Board meeting, with the recommendations of the COC, to consider, the findings and recommendations of the audits. A report of the findings and recommendations of each audit by the COC shall be made readily available to the public in print and on the Authority's electronic website.

F. Membership and Selection Process

Each City Council and the County Board of Supervisors shall appoint one member to the Citizens Oversight Committee. Each City and the County shall develop an open selection process that actively advertises for potential membership recruits and selects committee members that are all residents of each City and the County. In addition, the Authority shall appoint five additional members to serve on the Citizens Oversight Committee. The five members appointed by the Authority shall include one member who represents each of the following groups or industries: Senior Citizens; Accounting/Finance; Taxpayers; Construction and Labor. The Chair and the Executive Director of the Authority and County Auditor shall serve as ex-officio nonvoting members of COC.

G. Terms and Conditions for Committee

1. Committee members shall serve staggered four year terms. In no case shall voting committee members serve more than eight years on the COC.
2. Committee members shall serve without compensation, except they shall be reimbursed for authorized travel and other expenses directly related to the work of the COC.
3. Committee members cannot be a current local elected official in the County or a full time or part time staff member of any City, the County Government, Local Transit Operator, or State Transportation Agency.
4. Non-voting ex-officio committee members shall serve only as long as they remain incumbents in their respective positions and shall be automatically replaced by their successors in those positions.
5. If and when vacancies on the COC occur on the part of voting committee members, either due to expiration of term, death, or resignation, the appropriate City or the County shall appoint an appropriate replacement within the 90 days of the vacancy to fill the remainder of the term.

H. Sales Tax COC Operation Protocols

Given the twenty year duration of the sales tax, the COC shall be appointed no later than July 1, 2009 and continue as long as sales tax funds from the current voter authorization are made available. The Authority Board and staff fully cooperate with and provide necessary financial and staff support to ensure the COC effectively carries out its duties and obligations. The annual cost of the activities of the COC shall be funded by the sales tax annually, adjusted for inflation.

I. Conflict of Interest

COC voting members shall have no legal action pending against the Authority and are prohibited from acting in any commercial activity directly or indirectly involving the Authority, such as being a consultant or vendor to the Authority during their tenure on the COC. COC voting members shall not have direct commercial interest or employment with any public or private entity, which receives the transportation sales tax funds authorized by the voters in the sales tax Ordinance.

City of Newman
June 10, 2008 Abatement List

Location		APN	Owner Information	Mailing Address	Violation	Notice Sent
652	Hagerman Peak Drive	026-060-030	Wells Fargo Bank C/O ZC Sterling	1500 Perlimeter Park Drive, Site 300, Morrisville, NC 28560	Tall, dry grass and weeds throughout front and backyard of property.	5/23/2008
2230	Canyon Brook Lane	026-047-063	Sovereign Bank	One Sovereign Way, East Providence, RI 02915	Tall, dry grass and weeds throughout front and backyard of property. Tree trunk, junk, and debris in backyard. Pool with dirty water and debris. Backyard fence has fallen over.	5/23/2008
734	Orestimba Peak Drive	026-061-011	Beverly & Hilery Harris	734 Orestimba Peak Drive, Newman, CA 95360	Tall, dry grass and weeds throughout side and backyard of property.	5/23/2008
2032	Carlsbad Caverns Court	026-057-019	Pamela S. & Steven D. Neher	4884 Canfield Circle, Cameron Park, CA 95682	Tall grass and weeds throughout front and backyard of property.	5/23/2008

CODÉ CHECKLIST/SAFETY LIST

Violation Location: 734 ORESTIMBA PEAK Case #: _____
R/P Name: _____ Ph: _____ Date: 5/22/08
Report taken by: LOPEZ R212 Dept: POLECE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/débris)
- Graffiti
- Weed/Mistletoe ON WESTSIDE OF
- Other PROPERTY/BALKYARD

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanislaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT

SIDE AND BACKYARD OF PROPERTY.

WEED ABATEMENT SENT 5/23/08

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement**

Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

Action/Resolution*

Received by B LOPEZ N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDING TO
CITY COUNCIL.

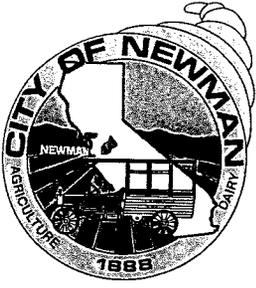
*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-061-011-000	Parcel Number	026-061-011-000
Current Document	2006R0015940	Current Document Date	01/31/2006
Acres / Sq Ft	.00	Tax Rate Area (TRA)	003-048
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description	HEARTHSTONE RANCH #1 (41M26) LOT 103		
Roll Values as of: January 1st, 2007			
Land	\$115,770	Personal Property	\$0
Structure(s)	\$325,199	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$440,969	Net Assessment	\$440,969
Assessee			
HARRIS BEVERLY & HILERY			
Address			
734 ORESTIMBA PEAK DR			
NEWMAN CA 95360			

Ownership						
Owner Name	Own %	Pri	Granting Doc No.	Title Type	RT Code	
HARRIS BEVERLY	50.00%	Y	2006R0015940	JT		
HARRIS HILERY	50.00%	Y	2006R0015940	JT		

Situs	
Street Address	City State Zip
734 ORESTIMBA PEAK DR	Newman CA 95360

Parcel Description	
Assessment	Description
No parcel description found	



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151
Police Department • Office of the Chief

Beverly & Hilery Harris
734 Orestimba Peak Dr.
Newman, CA 95360

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance

at: 734 Orestimba Peak Dr., APN No. 026-061-011,

Tall, dry grass and weeds throughout side and backyard of property, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended; or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated; and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on May 23, 2008 at 7:00 p.m., at which time and place all objections will be heard and given due consideration.

Dated: June 10, 2008

Edgar Lopez
Community Service Officer

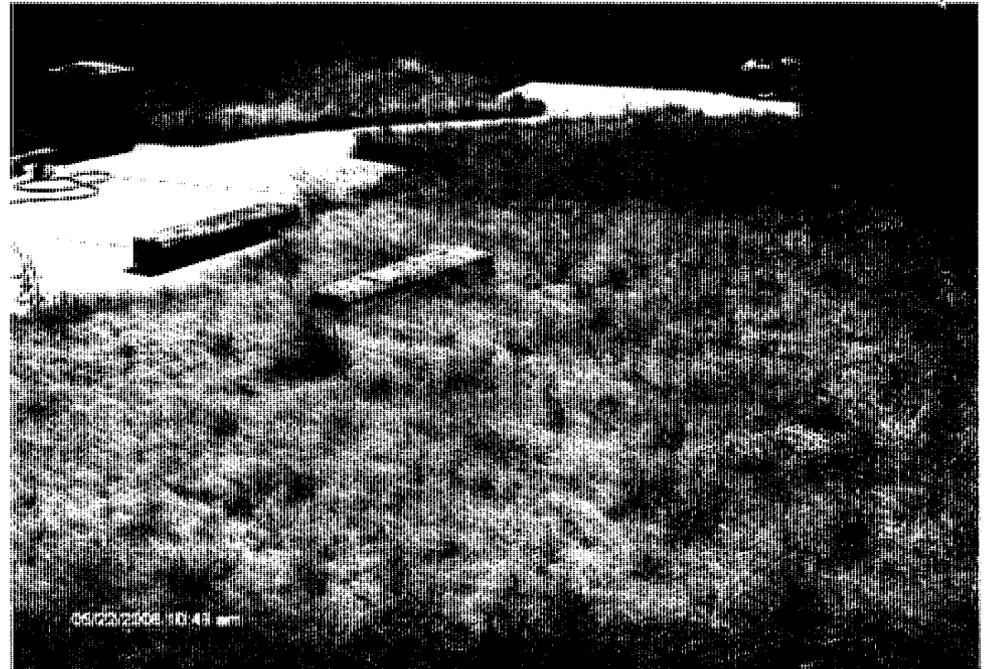
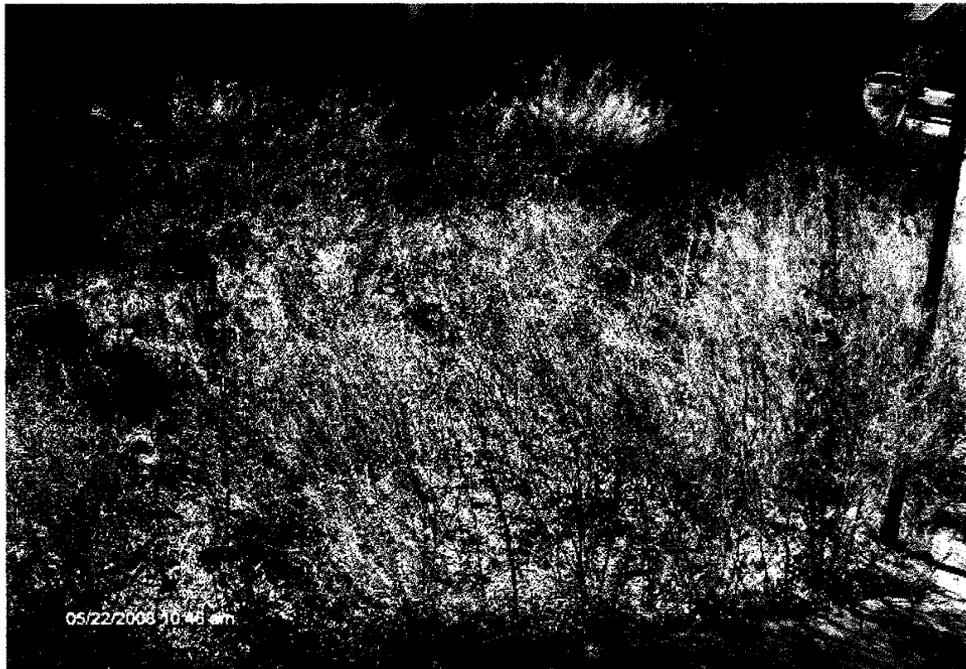
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NEWMAN CA 95360		SDSN	OFFICIAL USE
Postage	\$	30.92	6300
Certified Fee		2.70	03
Return Receipt Fee (Endorsement Required)		00.00	MAY 2 2008
Restricted Delivery Fee (Endorsement Required)		00.00	Postmark Here
Total Postage & Fees	\$	33.62	NEWMAN CA 95360

Sent To BEVERLY & HELENE HARRIS
 Street, Apt. No.;
 or PO Box No. 734 ORESTIMBA PEAK DR.
 City, State, ZIP+4



CODE CHECKLIST/SAFETY LIST

Violation Location: 2730 CANNON BROOK LN Case #: _____
R/P Name: _____ Ph: _____ Date: 5/21/08
Report taken by: LOPEZ N212 Dept: POLICE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/débris)
- Graffiti
- Weed/Mistletoe
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at Intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanslaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT FRONT
AND BACKYARD. POOL W/ DIRTY WATER, FENCE
KNOCKED OVER. LARGE TREE TRUNKS IN BACKYARD.
ABATEMENT LETTER SENT 5/23/06

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement
Routing**

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

Action/Resolution*

Received by LOPER N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDING TO
CITY COUNCIL.

*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-047-063-000	Parcel Number	026-047-063-000
Current Document	2007R0027031	Current Document Date	03/02/2007
Acres / Sq Ft	.14	Tax Rate Area (TRA)	003-012
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	111 -- SINGLE FAMILY W/POOL/SPA		
Assessment Description			
Roll Values as of: January 1st, 2007			
Land	\$88,434	Personal Property	\$0
Structure(s)	\$176,868	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$265,302	Net Assessment	\$265,302
Assessee			
SOVEREIGN BANK			
Address			
ONE SOVEREIGN WAY			
EAST PROVIDENCE RI 02915			
Ownership			
Owner Name	Own %	Pri	Granting Doc No. Title Type RT Code
SOVEREIGN BANK	100.00%	Y	2007R0027031
Situs			
Street Address		City State Zip	
2230 CANYON BROOK LN		Newman CA 95360	
Parcel Description			
Assessment	Description		
026-047-063-000			

PS Form 3800, August 2006
 See Reverse for Instructions

Sent To: SOVEREIGN BANK
 Street, Apt. No.: ONE SOVEREIGN WY / 232 CHRYSLER BLDG
 City, State, ZIP+4: EAST PROVIDENCE RI 02915

Postage	\$ 00.42	0360
Certified Fee	\$ 2.70	03
Return Receipt Fee (Endorsement Required)	\$ 2.20	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 5.32	03/23/2006

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7007 2560 0000 7594 1997

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
1. Article Addressed to:		B. Received by (Printed Name) <i>[Signature]</i>	C. Date of Delivery 5/27/08
SOVEREIGN BANK ONE SEVEREIGN WY EAST PROVIDENCE RI 02915		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label)		3. Service Type	
7007 2560 0000 7594 1997		<input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	



CODE CHECKLIST/SAFETY LIST

Violation Location: 652 HAGERMAN PEAR Case #: _____
R/P Name: _____ Ph: _____ Date: 5/22/08
Report taken by: LOPEZ NAJZ Dept: POLICE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/débris)
- Graffiti
- Weed/Mistletoe
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB-heaps
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanslaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT FRONT
§ BACKYARD OF PROPERTY. WEED ABATEMENT
SENT 5/23/08.

Distribution/Responsible Department
Copy to Office Staff/Code Enforcement
Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

Action/Resolution*

Received by LOPEZ N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDING TO
CITY COUNCIL.

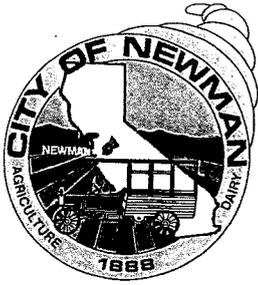
*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-060-030-000	Parcel Number	026-060-030-000
Current Document	2007R0087512	Current Document Date	07/03/2007
Acres / Sq Ft	.00	Tax Rate Area (TRA)	003-048
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description	HEARTHSTONE RANCH #1 (41M26) LOT 93		
Roll Values as of: January 1st, 2007			
Land	\$115,770	Personal Property	\$0
Structure(s)	\$396,310	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$512,080	Net Assessment	\$512,080
Assessee			
WELLS FARGO BANK N A TRUSTEE			
Address			
C/O ZC STERLING			
1500 PERLIMETER PARK DR STE 300			
MORRISVILLE NC 28560			

Ownership						
Owner Name	Own %	Pri	Granting Doc No.	Title Type	RT Code	
WELLS FARGO BANK N A TRUSTEE	100.00%	Y	2007R0087512			

Situs	
Street Address	City State Zip
652 HAGERMAN PEAK DR	Newman CA 95360

Parcel Description	
Assessment	Description
No parcel description found	



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151
Police Department • Office of the Chief

Wells Fargo Bank
C/O ZC Sterling
1500 Perimeter Park Dr. Ste 300
Morrisville, NC 28560

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance

at: 652 Hagerman Peak Dr., APN No. 026-060-030,

Tall, dry grass and weeds throughout front and backyard of property, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

All responsible persons owning, managing or having control or charge or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended, or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on May 23, 2008 at 7:00 p.m., at which time and place all objections will be heard and given due consideration.

Dated: June 10, 2008

Edgar Lopez
Community Service Officer

7007 2560 0000 7594 1980

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Certified Fee	\$ 2.70	03
Return Receipt Fee (Endorsement Required)	\$ 0.00	MAY 2 2006
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	Postmark Here
Total Postage & Fees	\$ 14.12	

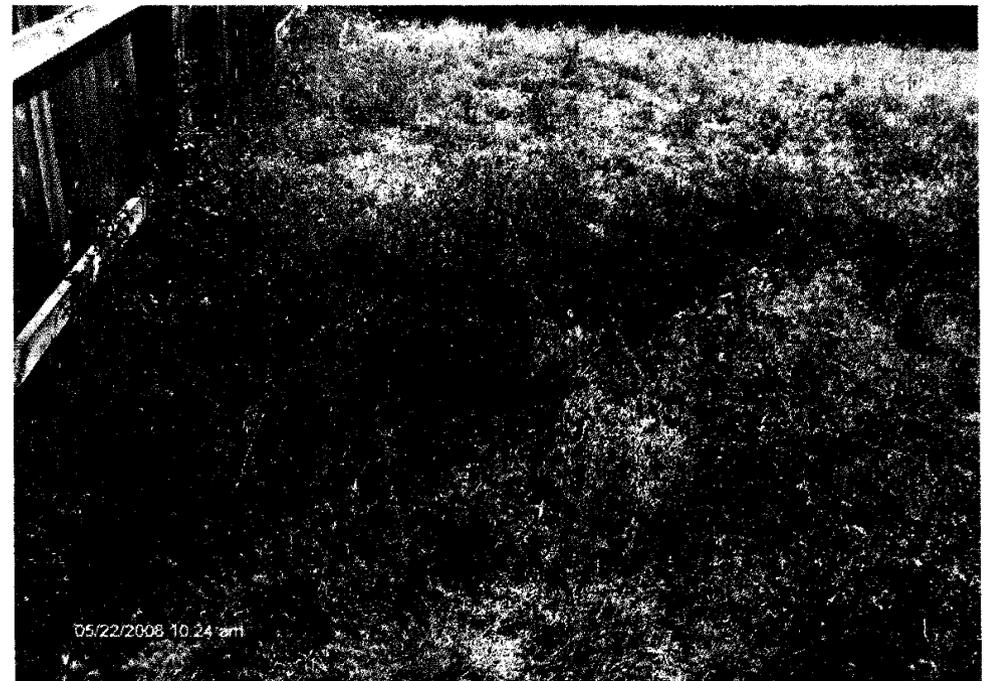
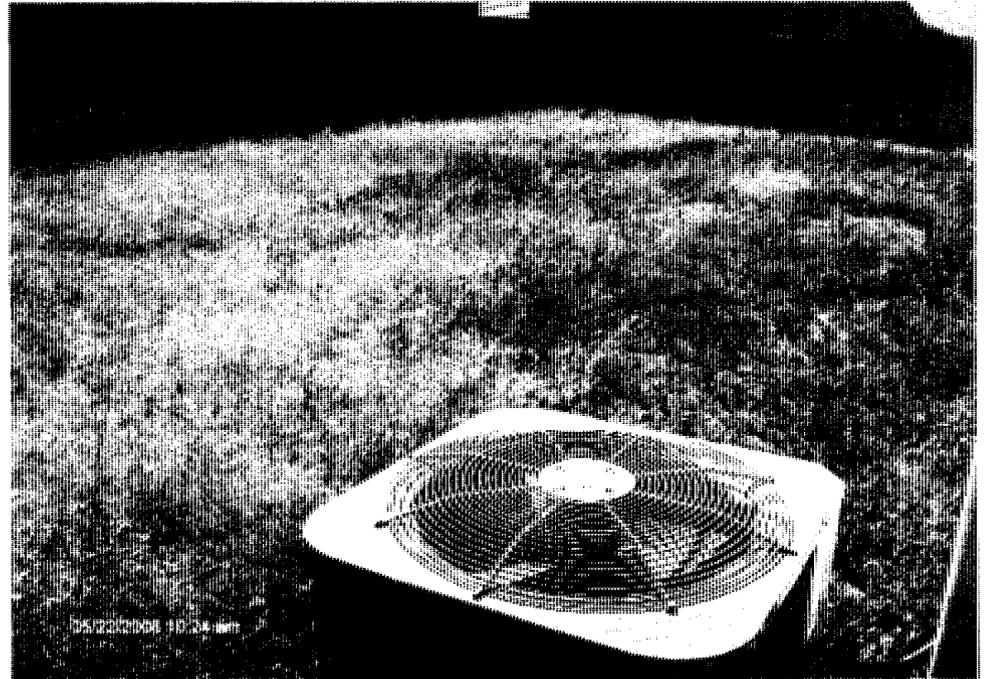
Sent To: **WELLS FARGO BANK**
 Street, Apt. No.: **1500 PERIMETER PARK / HAZLEMAN PK.**
 City, State, ZIP+4: **STE 300 MORRISVILLE NC 28560**

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> <i>Lamm</i> <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p>	
<p>1. Article Addressed to:</p> <p>WELLS FARGO BANK 1500 PERIMETER PARK DR. STE 300 MORRISVILLE NC. 28560</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	

2. Article Number (Transfer from service label) **7007 2560 0000 7594 1980**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540



CODE CHECKLIST/SAFETY LIST

Violation Location: ²⁰³² ~~6001~~ CARLSBAD CAVERNS CT Case #: _____
R/P Name: _____ Ph: _____ Date: 5/17/08
Report taken by: LOPEZ NAIZ Dept: POLICE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/debris)
- Graffiti
- Weed/Mistletoe FRONT & BACKYARD
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanslaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT
FRONT AND BACKYARD OF PROPERTY. WEED
ABATEMENT LETTER SENT 5/23/08.

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement**

Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

Action/Resolution*

Received by LOPEZ N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDED TO
CITY COUNCIL.

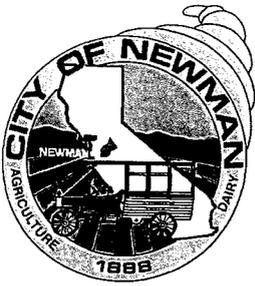
*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-057-019-000	Parcel Number	026-057-019-000
Current Document	2005R0079596	Current Document Date	05/10/2005
Acres / Sq Ft	.15	Tax Rate Area (TRA)	003-042
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description	STEPHENS RANCH 1 PH 1 (39M76)		
Roll Values as of: January 1st, 2007			
Land	\$118,085	Personal Property	\$0
Structure(s)	\$173,226	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$291,311	Net Assessment	\$291,311
Assessee			
NEHER PAMELA S & STEVEN D			
Address			
4884 CANFIELD CIR			
CAMERON PARK CA 95682			

Ownership						
Owner Name	Own %	Pri	Granting Doc No.	Title Type	RT Code	
NEHER PAMELA S	50.00%	Y	2005R0079596	JT		
NEHER STEVEN D	50.00%	Y	2005R0079596	JT		

Situs	
Street Address	City State Zip
2032 CARLSBAD CAVERNS CT	Newman CA 95360

Parcel Description	
Assessment	Description
026-057-019-000	STEPHENS RANCH 1 PH 1 (39M76) LOT 63



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151
Police Department • Office of the Chief

Pamela S. & Steven D. Neher
4884 Canfield Cir.
Cameron Park, CA 95682

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance at: **2032 Carlsbad Caverns Ct., APN No. 026-057-019,**

Tall grass and weeds throughout front and backyard of property, which must be abated by the destruction, or removal thereof within **10** days of the date of the notice.

All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended, or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on **May 23, 2008** at **7:00 p.m.**, at which time and place all objections will be heard and given due consideration.

Dated: June 10, 2008

Edgar Lopez
Community Service Officer

7007 2560 0000 7594 2024

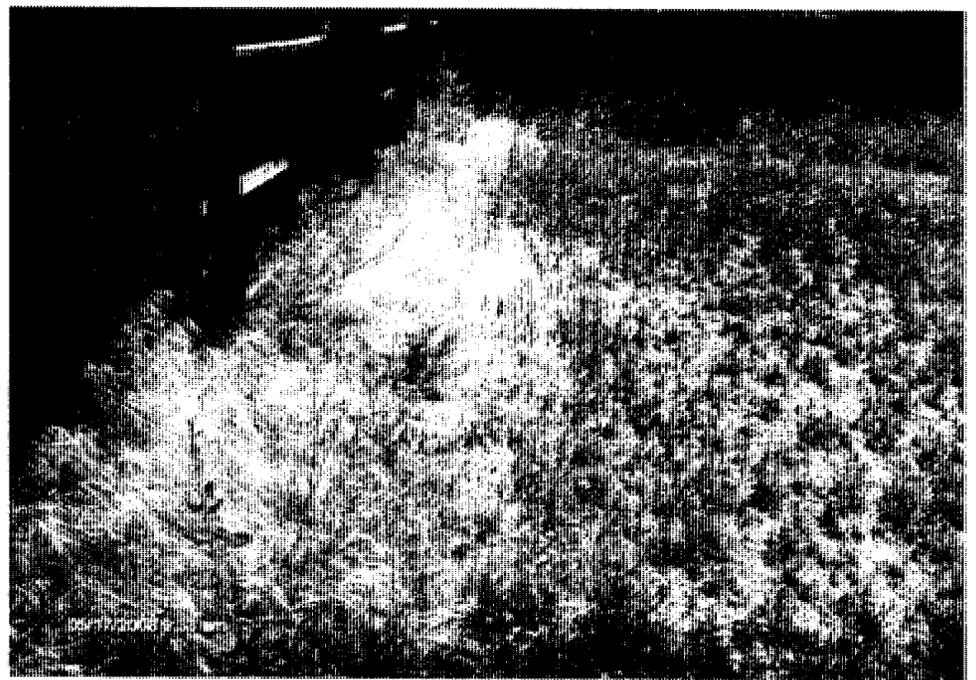
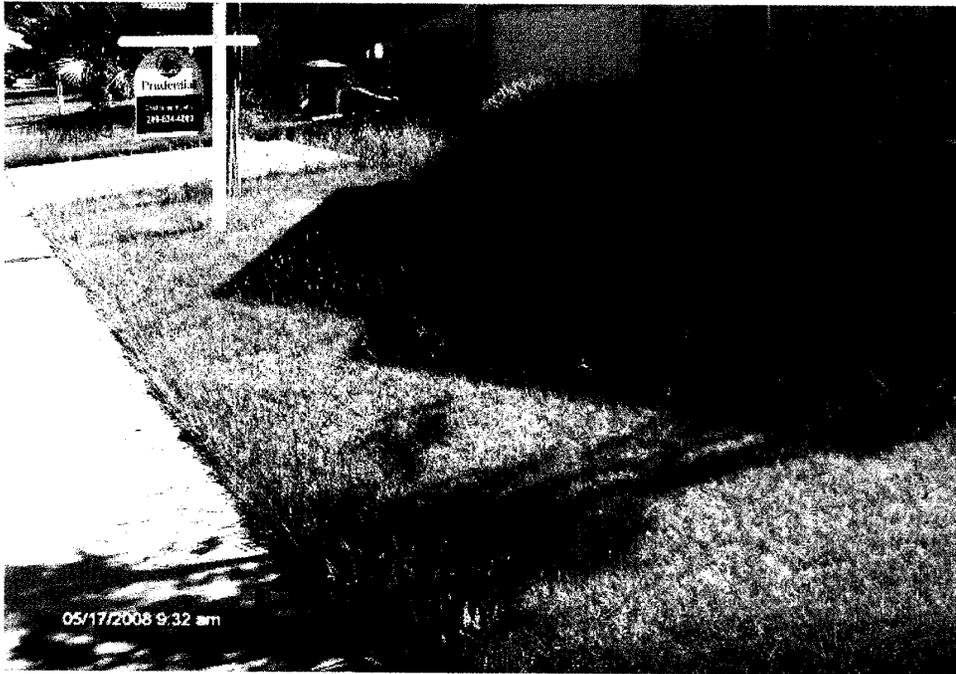
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OFFICIAL USE

Postage	\$	\$11.42	0550
Certified Fee		\$2.70	03
Return Receipt Fee (Endorsement Required)		\$2.20	0007 2 MAY 2006
Restricted Delivery Fee (Endorsement Required)		\$0.00	
Total Postage & Fees	\$	\$16.32	NEWMAN CA 95660

Sent To PAMELA & STEVEN NEHER
 Street, Apt. No.,
 or PO Box No. 4884 CANFIELD CIR / 2032 CARLEBAD
 City, State, ZIP+4
CAMERON PARK.



City of Newman
June 10, 2008 Abatement List

Location		APN	Owner Information	Mailing Address	Violation	Notice Sent
652	Hagerman Peak Drive	026-060-030	Wells Fargo Bank C/O ZC Sterling	1500 Perlimeter Park Drive, Site 300, Morrisville, NC 28560	Tall, dry grass and weeds throughout front and backyard of property.	5/23/2008
2230	Canyon Brook Lane	026-047-063	Sovereign Bank	One Sovereign Way, East Providence, RI 02915	Tall, dry grass and weeds throughout front and backyard of property. Tree trunk, junk, and debris in backyard. Pool with dirty water and debris. Backyard fence has fallen over.	5/23/2008
734	Orestimba Peak Drive	026-061-011	Beverly & Hilery Harris	734 Orestimba Peak Drive, Newman, CA 95360	Tall, dry grass and weeds throughout side and backyard of property.	5/23/2008
2032	Carlsbad Caverns Court	026-057-019	Pamela S. & Steven D. Neher	4884 Canfield Circle, Cameron Park, CA 95682	Tall grass and weeds throughout front and backyard of property.	5/23/2008

CODE CHECKLIST/SAFETY LIST

Violation Location: 734 ORESTIMBA PEAK Case #: _____
R/P Name: _____ Ph: _____ Date: 5/22/08
Report taken by: LOPEZ N212 Dept: POLECE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/débris)
- Graffiti
- Weed/Mistletoe ON WESTSIDE OF
- Other PROPERTY/BALCONY

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanislaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT
SIDE AND BACKYARD OF PROPERTY.
WEED ABATEMENT SENT 8/23/08

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement**

Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

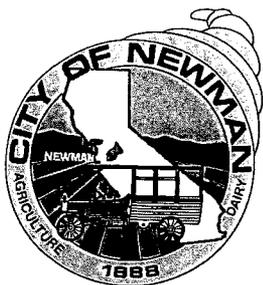
Action/Resolution*

Received by B LOPEZ N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDING TO
CITY COUNCIL.

*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-061-011-000	Parcel Number	026-061-011-000
Current Document	2006R0015940	Current Document Date	01/31/2006
Acres / Sq Ft	.00	Tax Rate Area (TRA)	003-048
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description	HEARTHSTONE RANCH #1 (41M26) LOT 103		
Roll Values as of: January 1st, 2007			
Land	\$115,770	Personal Property	\$0
Structure(s)	\$325,199	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$440,969	Net Assessment	\$440,969
Assessee			
HARRIS BEVERLY & HILERY			
Address			
734 ORESTIMBA PEAK DR NEWMAN CA 95360			
Ownership			
Owner Name	Own %	Pri	Granting Doc No. Title Type RT Code
HARRIS BEVERLY	50.00%	Y	2006R0015940 JT
HARRIS HILERY	50.00%	Y	2006R0015940 JT
Situs			
Street Address		City State Zip	
734 ORESTIMBA PEAK DR		Newman CA 95360	
Parcel Description			
Assessment	Description		
No parcel description found			



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151
Police Department • Office of the Chief

Beverly & Hilery Harris
734 Orestimba Peak Dr.
Newman, CA 95360

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance

at: 734 Orestimba Peak Dr., APN No. 026-061-011,

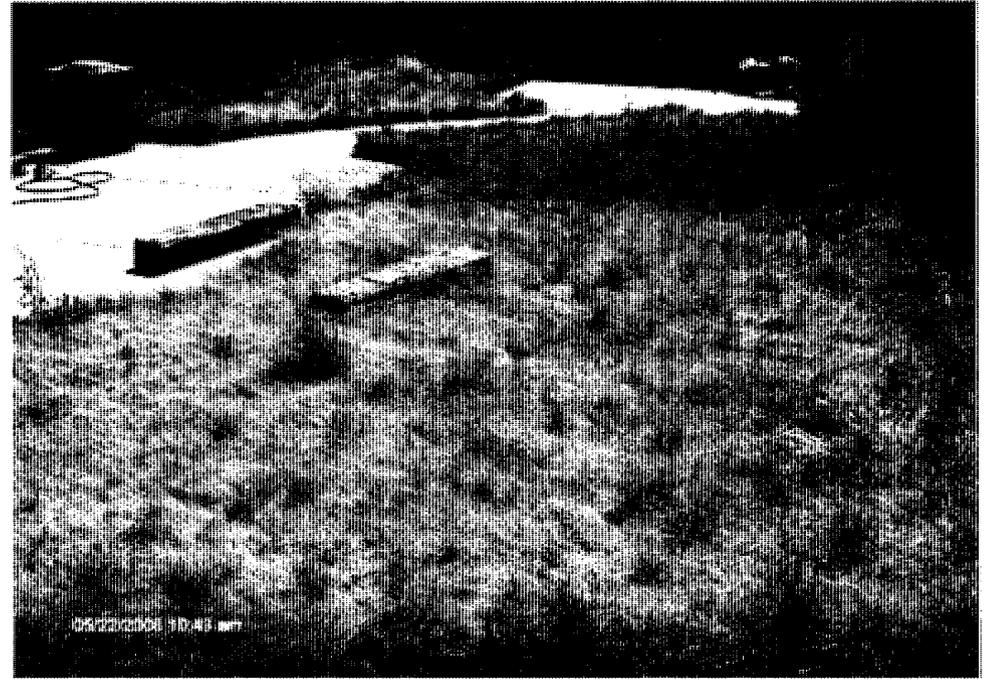
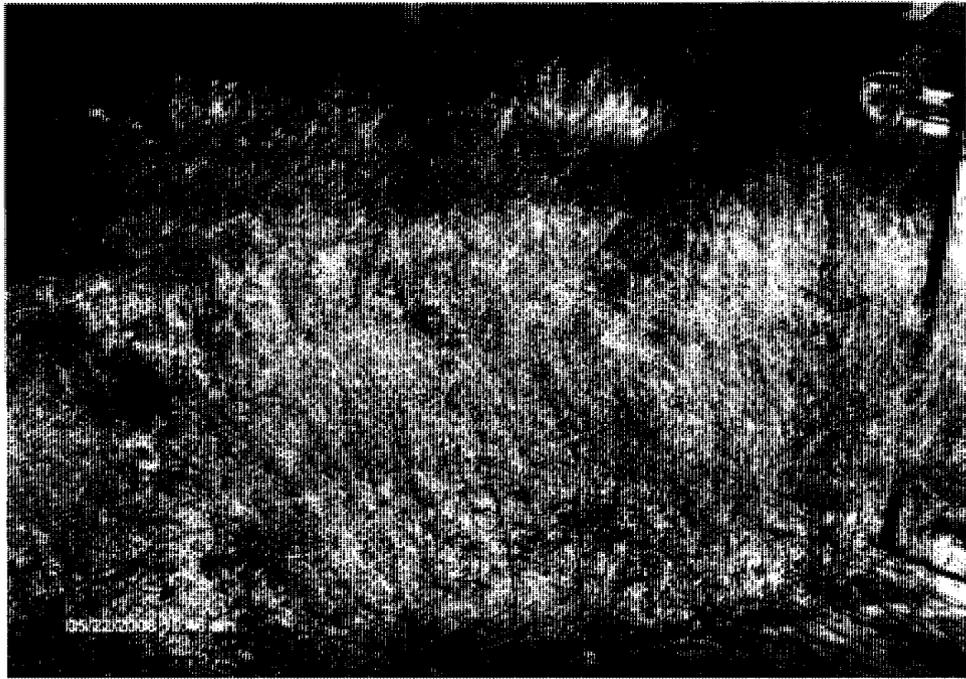
Tall, dry grass and weeds throughout side and backyard of property, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended; or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on May 23, 2008 at 7:00 p.m., at which time and place all objections will be heard and given due consideration.

Dated: June 10, 2008

Edgar Lopez
Community Service Officer



CODE CHECKLIST/SAFETY LIST

Violation Location: 2730 CANNONS BROOK LN Case #: _____
R/P Name: _____ Ph: _____ Date: 5/21/08
Report taken by: LOPEZ N212 Dept: POLICE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/débris)
- Graffiti
- Weed/Mistletoe
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanslaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT FRONT
AND BACKYARD. POOL FUL DIRTY WATER, FENCE
KNOCKED OVER. LARGE TREE TRUNKS IN BACKYARD.
ABATEMENT LETTER SENT 5/23/06

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement
Routing**

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

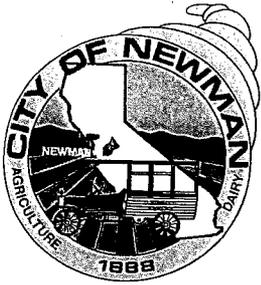
Action/Resolution*

Received by LOPEZ N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDING TO
CITY COUNCIL.

*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-047-063-000	Parcel Number	026-047-063-000
Current Document	2007R0027031	Current Document Date	03/02/2007
Acres / Sq Ft	.14	Tax Rate Area (TRA)	003-012
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	111 -- SINGLE FAMILY W/POOL/SPA		
Assessment Description			
Roll Values as of: January 1st, 2007			
Land	\$88,434	Personal Property	\$0
Structure(s)	\$176,868	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$265,302	Net Assessment	\$265,302
Assessee			
SOVEREIGN BANK			
Address			
ONE SOVEREIGN WAY EAST PROVIDENCE RI 02915			
Ownership			
Owner Name	Own %	Pri	Granting Doc No. Title Type RT Code
SOVEREIGN BANK	100.00%	Y	2007R0027031
Situs			
Street Address		City State Zip	
2230 CANYON BROOK LN		Newman CA 95360	
Parcel Description			
Assessment	Description		
026-047-063-000			



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151

Police Department • Office of the Chief

Sovereign Bank
One Sovereign Way
East Providence, RI 02915

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance

at: 2230 Canyon Brook Ln., APN No. 026-047-063.

Tall, dry grass and weeds throughout front and backyard of property. Tree trunk in backyard. Pool with dirty water and debris. Backyard fence has fallen over, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended, or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on May 23, 2008 at 7:00 p.m., at which time and place all objections will be heard and given due consideration.

Dated: June 10, 2008

Edgar Lopez
Community Service Officer

2. Article Number (Transfer from service label) 7007 2560 0000 7594 1997

3. Service Type
 Certified Mail
 Express Mail
 Registered
 Return Receipt for Merchandise
 Insured Mail
 C.O.D.

4. Restricted Delivery? (Extra Fee)
 Yes

1. Article Addressed to:
 SOVEREIGN BANK
 ONE SOVEREIGN WAY
 EAST PROVIDENCE RI 02915

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

A. Signature *[Signature]*
 Agent
 Addressee
 B. Received by (Printed Name) *[Name]*
 C. Date of Delivery *5/27/08*

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

SENDER: COMPLETE THIS SECTION | **COMPLETE THIS SECTION ON DELIVERY**

**U.S. Postal Service™
 CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)**

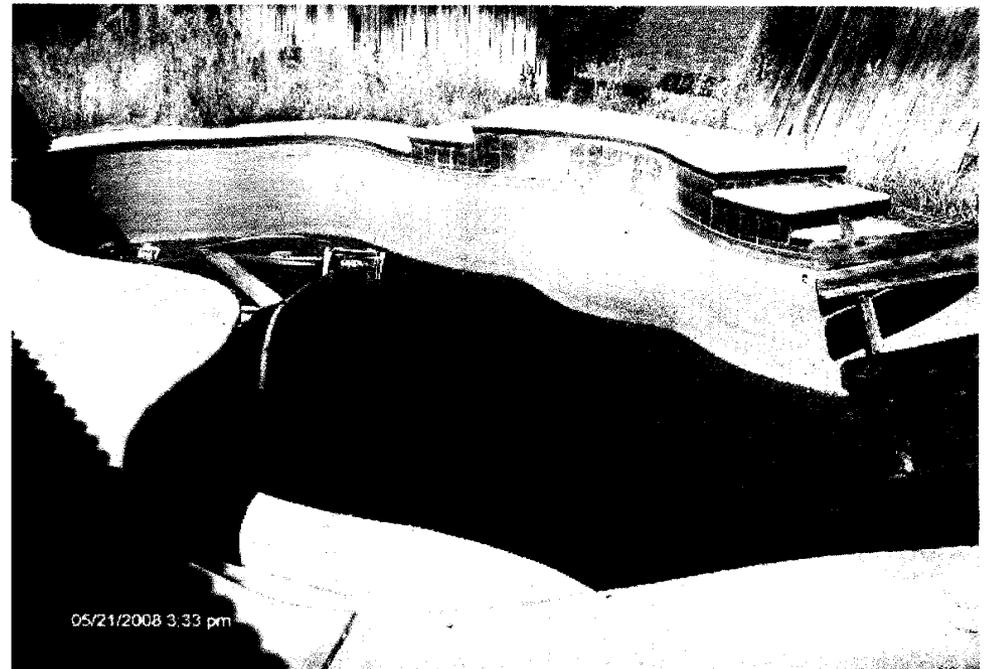
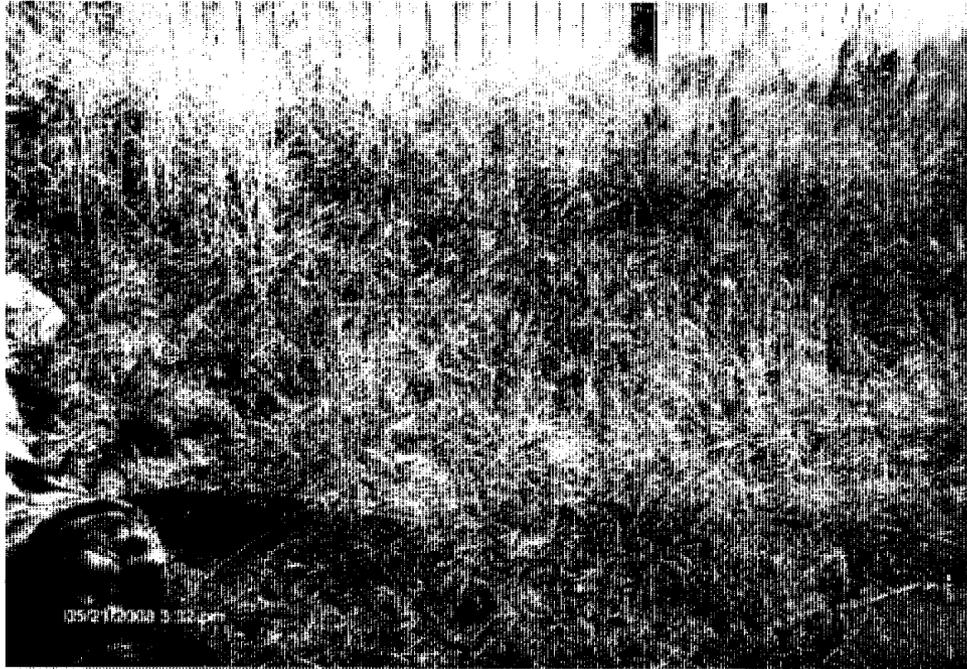
For delivery information visit our website at www.usps.com

7007 2560 0000 7594 1997

OFFICIAL USE

Postage	\$ 10.42	0360
Certified Fee	\$ 2.70	03
Return Receipt Fee (Endorsement Required)	\$ 2.20	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 15.32	05/23/2008

Sent To
SOVEREIGN BANK
 Street, Apt. No., or PO Box No. *ONE SOVEREIGN WAY / 2230 CANYON ROAD*
 City, State, ZIP+4
EAST PROVIDENCE RI 02915



CODE CHECKLIST/SAFETY LIST

Violation Location: 652 HAGERMAN PEAR Case #: _____
R/P Name: _____ Ph: _____ Date: 5/22/08
Report taken by: LOPEZ N212 Dept: POLICE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/débris)
- Graffiti
- Weed/Mistletoe
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanislaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT FRONT
§ BACKYARD OF PROPERTY. WEED ABATEMENT
SENT 5/23/08.

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement**

Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

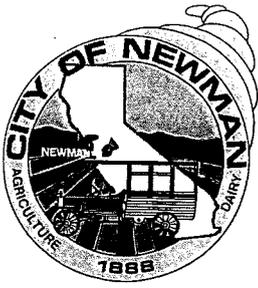
Action/Resolution*

Received by LOPEZ N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDING TO
CITY COUNCIL.

*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-060-030-000	Parcel Number	026-060-030-000
Current Document	2007R0087512	Current Document Date	07/03/2007
Acres / Sq Ft	.00	Tax Rate Area (TRA)	003-048
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description	HEARTHSTONE RANCH #1 (41M26) LOT 93		
Roll Values as of: January 1st, 2007			
Land	\$115,770	Personal Property	\$0
Structure(s)	\$396,310	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$512,080	Net Assessment	\$512,080
Assessee			
WELLS FARGO BANK N A TRUSTEE			
Address			
C/O ZC STERLING			
1500 PERLIMETER PARK DR STE 300			
MORRISVILLE NC 28560			
Ownership			
Owner Name	Own %	Pri	Granting Doc No.
WELLS FARGO BANK N A TRUSTEE	100.00%	Y	2007R0087512
Title Type	RT Code		
Situs			
Street Address		City State Zip	
652 HAGERMAN PEAK DR		Newman CA 95360	
Parcel Description			
Assessment	Description		
No parcel description found			



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151
Police Department • Office of the Chief

Wells Fargo Bank
C/O ZC Sterling
1500 Perlimeter Park Dr. Ste 300
Morrisville, NC 28560

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance

at: **652 Hagerman Peak Dr., APN No. 026-060-030,**

Tall, dry grass and weeds throughout front and backyard of property, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended, or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on **May 23, 2008** at **7:00 p.m.**, at which time and place all objections will be heard and given due consideration.

Dated: June 10, 2008

Edgar Lopez
Community Service Officer

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For delivery information visit our website at www.usps.com

7007 2560 0000 7594 1980

Postage	\$ 11.42	0500
Certified Fee	\$ 2.70	03
Return Receipt Fee (Endorsement Required)	\$ 0.00	MAY 2 2006
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 14.12	

Sent To
WELLS FARGO BANK
Street, Apt. No.,
or PO Box No. **1500 PERIMETER PARK/HAMILTON PK.**
City, State, ZIP+4 **STE 300 MORRISVILLE NC 28560**

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**WELLS FARGO BANK
110 ZC STERLING
1500 PERIMETER PARK DR. STE 300
MORRISVILLE NC. 28560**

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
X *Lamm* Addressee

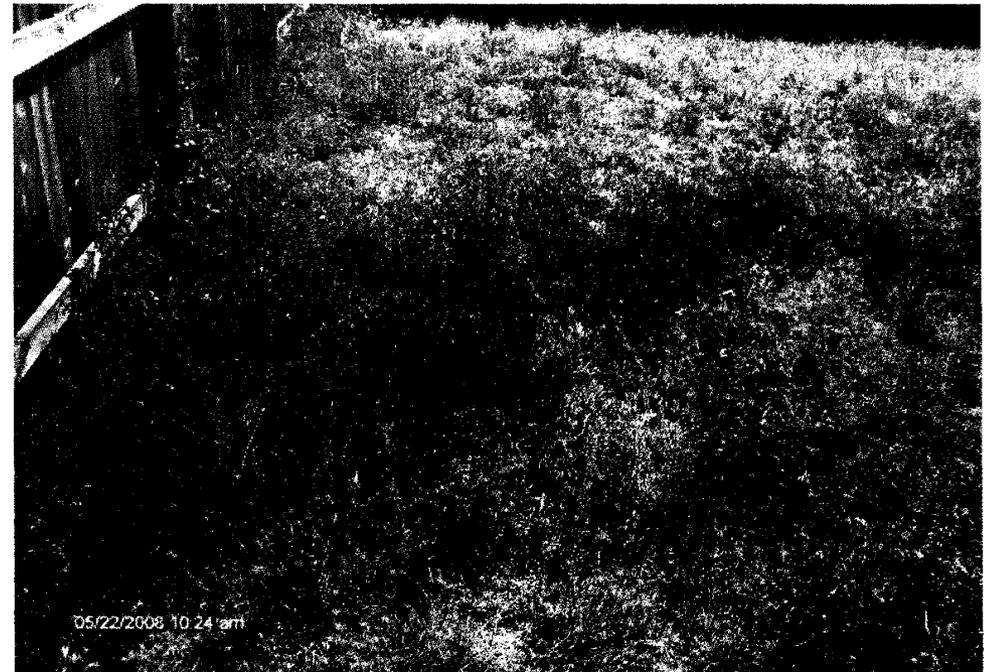
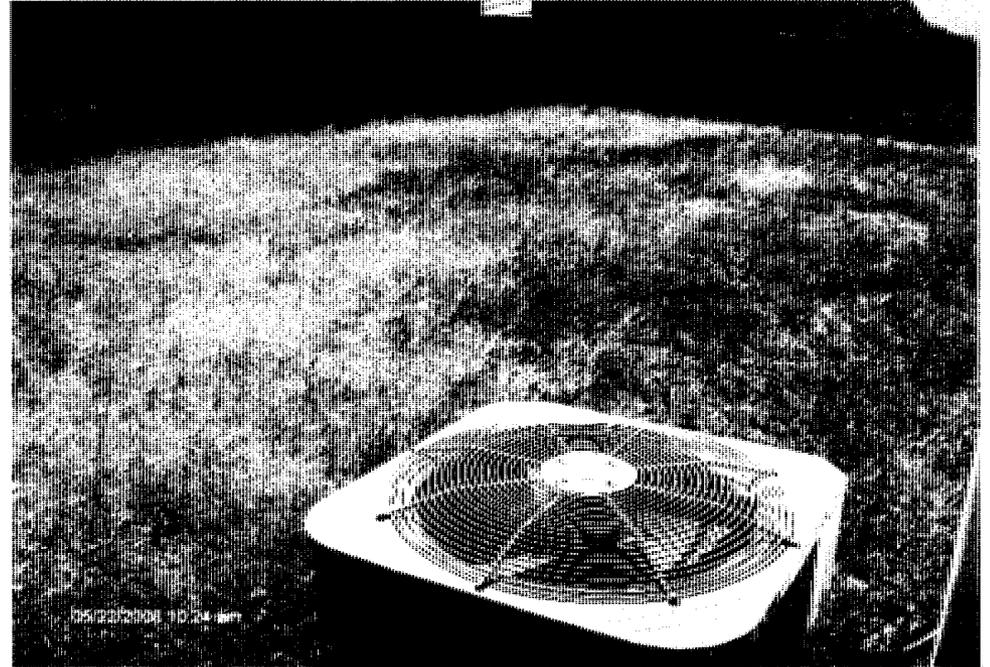
B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
(Transfer from service label) **7007 2560 0000 7594 1980**



CODE CHECKLIST/SAFETY LIST

Violation Location: ²⁰³² ~~000~~ CARLSBAD CAVERNS CT Case #: _____
R/P Name: _____ Ph: _____ Date: 5/17/08
Report taken by: LOPEZ NAIZ Dept: POLICE

1. Property Maintenance

- Garbage
- Junk
- Dirt
- Debris
- Alley (garbage/debris)
- Graffiti
- Weed/Mistletoe FRONT & BACKYARD
- Other _____

2. Vehicles

- Inoperative/Dismantled Abatement
- Illegal Parking
- Working On (public right-of-way)
- RV Parking/Living
- Abandoned - Parked over 5 days
- Other _____

3. Street/Sidewalk

- Sidewalks - lifts/hole - 3/4"
- Sidewalk obstructions
- Alley - entrances
- Alley - large potholes
- Alley - soft spots
- Alley - obstruction (veh dumpster)
- Streets - glass
- Streets - oil spills
- Streets - potholes, manhole cover
- Signs - missing, down
- Sight Lines at intersections
- Street Lights
- Encroachment - working w/o permit
- Street tree removal/trimming

4. Signs

- Yard Sales
- Subdivision
- Dance/event sign
- Flyers/hand bills
- Obstructing vision
- Abandoned signs
- On utility poles, street trees, street/stop signs
- Vehicle - advertised signs
- Graffiti on
- Other _____

5. Construction

- Garage/accessory buildings conversion
- Construction - no visible permit
- Accessory buildings (> 120 sq ft)
- Fence - > 7' side, rear
- Fence - > 3 1/2' front

6. Utilities

- Water
- Electrical connection
- Sewer
- Water conservation
- Anti-siphon valves - irrigation
- Leaks in Utilities

7. Business

- Transient - Sales from cars
- Lots without permit
- Home Occupation
- Yard Sales - License
- Door to door sales

8. Safety

- Fires/burns
- Unsafe fuel storage
- Hazardous material
- Objects in ROW/BB hoops
- Other _____

9. Animal Control

- Loose dog/off leash
- Dog not licensed/vaccinated
- Missing dog/cat
- Illegal kennel
- Cat problem
- Animal Bites
- Farm animals/wrong zone
- Vicious animals
- Other _____
- Routing/Gustine Animal Control
- Routing/Stanislaus Co. Animal Control

Additional Comments:

TALL GRASS AND WEEDS THROUGHOUT
FRONT AND BACKYARD OF PROPERTY. WEED
ABATEMENT LETTER SENT 5/23/08.

**Distribution/Responsible Department
Copy to Office Staff/Code Enforcement**

Routing

- Public Works # 1, 3, 6
- Police # 2, 4, 8, 9
- Planning # 4
- Building # 5
- Finance # 7
- Fire # 8

Action/Resolution*

Received by LOPEZ N212 Date 6/10/08
Action taken

PROPERTY OWNER WAS NON-COMPLIANT
WITH ABATEMENT REQUEST. FORWARDED TO
CITY COUNCIL.

*Return completed form to Office Staff/Code Enforcement

Assessment Roll			
General Information			
Assessment	026-057-019-000	Parcel Number	026-057-019-000
Current Document	2005R0079596	Current Document Date	05/10/2005
Acres / Sq Ft	.15	Tax Rate Area (TRA)	003-042
Taxability	000 -- NORMAL OWNERSHIP		
Land Use	101 -- SINGLE FAMILY RESIDENCE		
Assessment Description	STEPHENS RANCH 1 PH 1 (39M76)		
Roll Values as of: January 1st, 2007			
Land	\$118,085	Personal Property	\$0
Structure(s)	\$173,226	Personal Property (MH)	\$0
Fixtures	\$0	Exemption	\$0
Growing Improvements	\$0	Exemption	\$0
Total Land & Improvements	\$291,311	Net Assessment	\$291,311
Assessee			
NEHER PAMELA S & STEVEN D			
Address			
4884 CANFIELD CIR			
CAMERON PARK CA 95682			

Ownership						
Owner Name	Own %	Pri	Granting Doc No.	Title Type	RT Code	
NEHER PAMELA S	50.00%	Y	2005R0079596	JT		
NEHER STEVEN D	50.00%	Y	2005R0079596	JT		

Situs	
Street Address	City State Zip
2032 CARLSBAD CAVERNS CT	Newman CA 95360

Parcel Description	
Assessment	Description
026-057-019-000	STEPHENS RANCH 1 PH 1 (39M76) LOT 63



City of Newman

1200 Main Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-2902 • Fax 862-4151
Police Department • Office of the Chief

Pamela S. & Steven D. Neher
4884 Canfield Cir.
Cameron Park, CA 95682

NOTICE TO ABATE PUBLIC NUISANCE BY THE REMOVAL OF WEEDS, DIRT, RUBBISH AND/OR RANK GROWTH

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Chapter 2, Title 8 of the City Code of Newman, the following conditions, as declared in Section 8-2-3, constitutes a public nuisance at: **2032 Carlsbad Caverns Ct., APN No. 026-057-019,**
Tall grass and weeds throughout front and backyard of property, which must be abated by the destruction, or removal thereof within 10 days of the date of the notice.

All responsible persons owning, managing or having control or change or occupancy of any such private property shall, without delay, destroy or remove such public nuisances, as defined above, from their property and from their half of the abutting street and alley between the lot lines, as extended, or such public nuisances will be destroyed or removed and such nuisances abated by City authorities, in which case the cost of destruction or removal will be assessed upon the lots and lands, from, or on which, or abutting the streets and alleys from, or on which, such nuisance was abated, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All Property owners having objections to the proposed abatement of the nuisance are hereby notified to attend a meeting of the City Council of the City of Newman to be held on **May 23, 2008** at **7:00 p.m.**, at which time and place all objections will be heard and given due consideration.

Dated: June 10, 2008

Edgar Lopez
Community Service Officer

7007 2560 0000 7594 2024

U.S. Postal Service™
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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.42	0560
Certified Fee	\$2.70	03
Return Receipt Fee (Endorsement Required)	\$2.20	MAY 2 2006
Restricted Delivery Fee (Endorsement Required)	\$0.00	NEWMAN GA 0960
Total Postage & Fees	\$ 5.32	

Sent To: PAMELA & STEVEN NEHER
 Street, Apt. No., or PO Box No.: 4884 CANFIELD CIR / 2032 CARLETONS
 City, State, ZIP+4: CAMERON PARK.



U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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