

AGENDA
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
SPECIAL MEETING JULY 20, 2010
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.
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 June 22, 2010 Regular Meeting And The July 6, 2010 Special Meeting.
9. Public Hearings
10. Regular Business
 - a. Adopt Resolution No. 2010- , 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 2010-2011.
 - b. Report On The Use Receiverships To Abate Properties.
 - c. Adopt Resolution No. 2010- , Authorizing The City Manger Enter Into A Land Purchase And Sale Agreement To Purchase All Or A Portion Of Merced County APNs 054-004-010, 054-004-011, 054-005-009 And 054-006-001 And Appropriating The 2010-2011 Budget To Include Funds For Said Purchase.
11. Items From District Five Stanislaus County Supervisor.
12. Items From The City Manager And Staff.
13. Items From City Council Members.
14. Adjournment.

Calendar of Events

July 20 - Two-On-Two Meeting With The School Board - 4:00 P.M.

July 20 - Special City Council Meeting - 7:00 P.M.

July 27 - City Council Meeting - 7:00 P.M.

August 9 - Baseball Board Meeting - 6:00 P.M.

August 9 - NCLUSD Board Meeting - 6:00 P.M.

August 10 - City Council Meeting - 7:00 P.M.

August 12 - Recreation Commission - 7:00 P.M.

August 13 - City Furlough Day - City Offices Closed

August 17 - Two-On-Two Meeting With The School Board - 4:00 P.M.

August 19 - Planning Commission - 7:00 P.M.

August 24 - City Council Meeting - 7:00 P.M.

June 2010

Date.: Jul 9, 2010
Time.: 12:04 pm
Run by: EMILY M. FARIA

CITY OF NEWMAN
CASH DISBURSEMENTS REPORT

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List.: NEW1
Group: PYCPDP

Ck #	Check Date	CK Amount	Vendor Name	Description
031938	06/23/10	-30.00	ROBERT D. RODRIGUEZ, ATTORNEY	Ck# 031938 Reversed
032923	06/23/10	-721.73	NEWMAN AUTO PLAZA	Ck# 032923 Reversed
032923	06/23/10	-802.38	NEWMAN AUTO PLAZA	Ck# 032923 Reversed
037720	06/21/10	200.00	JULIO CUEVAS	SOCCER CAMP INSTRUCTOR 6-7 TO 6-11-10/CUEVAS
037721	06/21/10	12.00	DEPT OF MOTOR VEHICLES	100 BICYCLE REGISTRATION FORMS/PD
037722	06/22/10	403.26	JAMES J. BELL	CONTRACT EVIDENCE CLERK/6-1 TO 6-15-10/BELL
037723	06/25/10	152.00	FUTURE STARS 2000'S, INC	FIRST SESSION TENNIS LESSIONS 6/1-6/22/10
037724	06/29/10	1002.22	AT&T MOBILITY	CELL PHONE USAGE 5/6/10 TO 6/05/10
037725	07/06/10	600.00	BACKYARD FLICKS	SHOWING OF MOVIE NIGHT/6/12/10
037726	07/09/10	124.06	ABBOTT & KINDERMANN, LLP	GENERAL ADVICE/SERVICES THRU 6/20/10
037727	07/09/10	3012.18	ADAMSON POLICE PRODUCTS	PO #10-56
037728	07/09/10	98.72	ALLIED AFFILIATED FUNDING, LP	BATTERY X7CX LITHIUM/METER READER
037728	07/09/10	96.83	ALLIED AFFILIATED FUNDING, LP	BATTERY X7CX LITHIUM/METER READER
037729	07/09/10	50.00	AMERICAN MOBILE SHREDDING, INC	2 BIN DOCUMENT SHREDDING/PD
037730	07/09/10	416.11	ARAMARK UNIFORM SERVICES	UNIFORM CLEANING/MAT RENTAL/SHOP TOWELS/MAY 2010
037731	07/09/10	415.37	AT&T MOBILITY	WIRELESS ACCESS 5/3/10-6/2/10/PD
037732	07/09/10	463.67	AT&T	MONTHLY TELEPHONE SERVICE 5/13/10-6/12/10
037732	07/09/10	334.35	AT&T	MONTHLY SERVICE T1 LINE @PD 5-20/10-6/19/10
037732	07/09/10	146.51	AT&T	MONTHLY SERVICES/PD EMERGENCY LINE 5/20/10-6/19/10
037733	07/09/10	439.92	JAMES J. BELL	EVIDENCE CLERK CONTRACT SERV 6/16-6/30/10/BELL
037734	07/09/10	53515.16	BERTOLOTTI DISPOSAL	MONTHLY GARBAGE SERVICE/JUNE 2010
037735	07/09/10	597.94	BERTOLOTTI DISPOSAL	LANDFILL FEES/JUNE 2010
037736	07/09/10	43.68	B G AUTO	MIRROR HEAD/UNIT #60/FD
037736	07/09/10	307.00	B G AUTO	MINI LAMP/GROMMET ASSRTM/SILICONE

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Ck #	Check Date	CK Amount	Vendor Name	Description
037737	07/09/10	939.36	BRUCE BUDMAN	INTERIM FINANCE DIRECTOR/6-21-10 TO 6-22-10/BUDMAN
037738	07/09/10	221.09	CAL TRAFFIC SIGNS	7 STOP RESURFACING/2 STOP SIGNS/1 SPEED SIGN
037738	07/09/10	447.05	CAL TRAFFIC SIGNS	15) 30" STOP SIGNS
037739	07/09/10	110.00	CALIFORNIA SOCIETY OF	ANNUAL MEMBERSHIP DUES/LEWIS HUMPHRIES
037740	07/09/10	3042.00	CALIFORNIA CONSULTING, LLC	GRANT WRITING & LOBBYING SERVICES/JUNE 2010
037741	07/09/10	10.00	CARLOS CANTU (NT)	REIMBURSEMENT FOR TRANSCRIPTS/CANTU
037742	07/09/10	8500.00	CBA (CALIFORNIA BENEFITS)	DENTAL-VISION PRE-PAID DEPOSIT
037743	07/09/10	859.67	CDW GOVERNMENT, INC	PO #10-51
037744	07/09/10	167.93	CENTRAL SANITARY SUPPLY	3 CASES WHITE ROLL TOWEL
037744	07/09/10	845.73	CENTRAL SANITARY SUPPLY	2PLY TP/CANLINERS/HANDSOAP/DEO BLOCKS/CLEANERS
037744	07/09/10	204.65	CENTRAL SANITARY SUPPLY	2 CASES CANLINERS/2 CASES ROLL TOWELS
037745	07/09/10	45.69	CHEVRON	GASOLINE PURCHASES/PD
037746	07/09/10	2025.00	CONTRACT SWEEPING SERVICES, IN	STREET SWEEPING SERVICES/APRIL 2010
037746	07/09/10	2025.00	CONTRACT SWEEPING SERVICES, IN	CONTRACT STREET SWEEPING SERVICES/JUNE 2010
037747	07/09/10	132.00	CSJVRMA	CRIME SHIELD PROGRAM 5-1-10 TO 7-01-10
037748	07/09/10	75.00	DAVE PIRES	LOCATED MAIN SEWER LINE ADJACENT TO HILL PARK
037749	07/09/10	2216.72	DENNIS BORRELLI	DUST-OFF APPLICATION/WWTP
037750	07/09/10	6693.75	ECO:LOGIC, INC	PO #10-43
037750	07/09/10	4415.00	ECO:LOGIC, INC	PO #10-57
037750	07/09/10	3818.25	ECO:LOGIC, INC	PO #10-52
037750	07/09/10	1580.50	ECO:LOGIC, INC	NEWMAN WATER ON-CALL 2009-2010
037751	07/09/10	325.00	EMPIRE INSIGNIAS	500 POLICE SHOULDER PATCHES
037752	07/09/10	1011.38	ENERGY SYSTEMS	SERVICED GENERATOR @ CANAL SCHOOL LIFT STA/FILTERS
037752	07/09/10	814.98	ENERGY SYSTEMS	SERVICED GENERATOR @ PD/OIL & FUEL FILTERS

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037752	07/09/10	642.23	ENERGY SYSTEMS	SERVICED GENERATOR @ WELL #1R/FILTERS/OIL
037752	07/09/10	1325.30	ENERGY SYSTEMS	SERVICED GENERATOR @ WELL #6/FILTERS/OIL/BATTERY
037752	07/09/10	650.00	ENERGY SYSTEMS	SERVICED GENERATORS @ WELL #8/OIL
037753	07/09/10	492.00	ENERPOWER	ELECTRIC ENERGY SERVICES 3/19/10 TO 4/18/10
037753	07/09/10	725.00	ENERPOWER	ELECTRIC ENERGY SERVICES 4/19/10 TO 4/30/10
037754	07/09/10	208.72	ENTENMANN-ROVIN CO.	TWO-TONE BADGES/CHIEF & CORPORAL
037754	07/09/10	98.62	ENTENMANN-ROVIN CO.	TWO-TONE DOME BADGE/CORPORAL
037755	07/09/10	129.73	GARTON TRACTOR	FITTING/NIPPLE/CARTRIDGE/BLADE/PVC HOSE/TIP
037756	07/09/10	1070.59	GEOANALYTICAL LAB, INC.	BOD/TSS/NITRATES FOR WWTP/BACTI/EXCEL REPORTING
037757	07/09/10	74.03	GOLDEN STATE IRRIGATION	MISC PVC/ADJ NOZZLE/SAFETY GLASSES/SPRINKLER HEADS
037758	07/09/10	377.07	GRANDFLOW	1500 BUSINESS LICENSE INVOICES/LICENSES
037759	07/09/10	1245.18	GRANT ENTERPRISE	PO #10-60
037760	07/09/10	575.00	GROVER LANDSCAPE, INC.	AERATION OF DENSMORE AND PIONEER PARKS
037761	07/09/10	135.15	STEPHANIE HOUSE	REIMBURSE SUPPLIES FIT KIDS/TEEN CENTER SNACK/HOUS
037762	07/09/10	321.87	IKON OFFICE SOLUTIONS	COPIER LEASE 6/10/10 TO 7/09/10/CITY HALL
037763	07/09/10	1607.63	INFOSEND, INC	LATE NOTICES & UTILITY BILLS/RECYCLE SCHEDULE MAIL
037764	07/09/10	279.86	JOE'S LANDSCAPING & CONCRETE,	CLEAN-UP WORKS DONE @ 1573 CANYON CREEK
037765	07/09/10	3413.58	JORGENSEN & COMPANY	INSTALLED NEW ANSUL SYSTEM AT FIRE DEPT
037766	07/09/10	44.55	MALLARD EXPRESS AUTO	CHANGE OIL & FILTER/UNIT 502 PD
037766	07/09/10	36.17	MALLARD EXPRESS AUTO	OIL & FILTER CHANGE/CNG VEHICLE/PD
037766	07/09/10	739.16	MALLARD EXPRESS AUTO	ELECTRIC FAN MOTOR/HEAD GASKET SEALER
037766	07/09/10	15.00	MALLARD EXPRESS AUTO	TIRE REPAIR/HONDA CIVIC PD
037766	07/09/10	359.54	MALLARD EXPRESS AUTO	FRONT BRAKE PADS AND ROTORS/UNIT 596/PD
037766	07/09/10	40.76	MALLARD EXPRESS AUTO	OIL & FILTER CHANGE/GMC YUKON

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Ck #	Check Date	CK Amount	Vendor Name	Description
037767	07/09/10	460.20	MCDONOUGH, HOLLAND, ALLEN	LEGAL SERVICES RENDERED THRU 5/31/10/RDA ADMENDMNT
037768	07/09/10	50.46	DOUG MUTOZA (NT)	REIMBURSE SUPPLIES RETIREMENT LUNCHEON/HURST
037769	07/09/10	1055.70	NBS	MAILING OF BALLOTS/LIGHTING & LANDSCAPE DISTRICT
037770	07/09/10	26290.00	NEWMAN FIREFIGHTERS, INC.	2349 FIRE CALLS/280 TRAINING SESSIONS/VOLUNTEERS
037770	07/09/10	2000.00	NEWMAN FIREFIGHTERS, INC.	REIMBURSE FOR MONTHLY DINNER MTGS/NEWMAN FIREFIGHT
037771	07/09/10	253.60	NORMAC, INC.	12 RAINBIRD FALCON ROTORS
037771	07/09/10	131.40	NORMAC, INC.	5 HUNTER 125-04 ROTORS
037772	07/09/10	7261.14	NTDSTICHLER ARCHITECTURE	PROFESSIONAL SERV/AQUATIC CNTR THRU 4/30/10
037773	07/09/10	187.67	PACIFIC WATER RESOURCES	SMITH & LOVELESS MECHANICAL SEAL
037774	07/09/10	644.00	BIANCA PARDO	ZUMBA INSTRUCTOR/THURSDAYS/PARDO 6-3TO 6-24-10
037775	07/09/10	250.00	CITY OF PATTERSON	FIRE DATA INPUT/MAY 2010
037776	07/09/10	146.10	P G & E	NATURAL GAS PURCHASES/5/7/10 TO 6/07/10
037777	07/09/10	4.31	PIONEER DRUG	LEGAL TABLETS/CLIPBOARD
037778	07/09/10	424.00	JOSSARA M. PIRES	ZUMBA INSTRUCTOR/TUESDAYS/6-18 TO 6-29-10/PIRES
037779	07/09/10	140.00	RANDHAWA MEDICAL GRP, IN	PRE-EMPLOYMENT PHYSICAL/IVAN ESCATEL
037779	07/09/10	140.00	RANDHAWA MEDICAL GRP, IN	PRE-EMPLOYMENT PHYSICAL/HEATHER OLIVER
037780	07/09/10	902.22	RAY'S RADIO SHOP	15 RADIO BATTERIES/PD
037781	07/09/10	75.00	LYDIA RENTERIA	REFUND MEMORIAL BLDG DEPOSIT/CORRAL/RENERIA
037782	07/09/10	25.00	KATHY ROCHA	REFUND PARK RENT/CANCELLED USE/KATHY ROCHA
037783	07/09/10	25.00	ARACELY ROCHA	REFUND TENNIS LESSONS/MARCOS OCHOA
037784	07/09/10	455.00	ROPERS, MAJESKI, KOHN & BENTLEY	EMPLOYMENT ADVICE AND COUNSEL THRU 5/31/10
037785	07/09/10	7900.76	RRM DESIGN GROUP, INC.	PROFESSIONAL SERVICES/DOWNTOWN PLAZA/APR 2010
037785	07/09/10	12422.18	RRM DESIGN GROUP, INC.	PROFESSIONAL SERVICES/MAY 2010/DOWNTOWN PLAZA
037786	07/09/10	200.00	IRMA SARASQUETA	REFUND MEMORIAL BLDG DEPOSIT/SARASQUETA

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137787	07/09/10	858.00	SELF HELP ENTERPRISES	LOAN SERVICING/APRIL 2010
137787	07/09/10	858.00	SELF HELP ENTERPRISES	LOAN SERVICING/MAY 2010
137788	07/09/10	449.56	SPORTS SUPPLY GROUP	BASKETBALL NET/TRAINING GOALS/HORSESHOE SET/CANOPY
137789	07/09/10	665.00	STATE OF CALIFORNIA	FINGERPRINTS AND FBI CHECKS
137790	07/09/10	33.67	STANISLAUS COUNTY	CNG FUEL PURCHASED @ MORGAN ROAD STATION/MAY 2010
137791	07/09/10	312.76	STAPLES ADVANTAGE	HP MULTI-COLOR AND BLACK INK/BOARD FRAME
137791	07/09/10	174.65	STAPLES ADVANTAGE	TABS/BATTERIES/PAPER/INK CARTRIDGE/BALLPOINT PENS
137791	07/09/10	101.09	STAPLES ADVANTAGE	PINS/CORRECTION TAPE/BINDER CLIPS/COLORED PAPER
137791	07/09/10	35.15	STAPLES ADVANTAGE	RUBBERBANDS/4 REAMS LEGAL SIZE PAPER
137791	07/09/10	196.55	STAPLES ADVANTAGE	FIRST AID KIT/REFILL KIT
137791	07/09/10	283.05	STAPLES ADVANTAGE	TAB DIVIDERS/TAPE/PAPER/HP TONER/POST-ITS
137792	07/09/10	179.32	TRAVIS BORRELLI	PORTABLE RESTROOM RENTAL/MOVIE NIGHT
137792	07/09/10	155.83	TRAVIS BORRELLI	PORTABLE RESTROOM RENTAL/MONTHLY SERVICE
137793	07/09/10	2143.50	SUNSHINE EXPRESS, INC.	2.8 TONS COLD MIX ASPHALT DELIVERED/STREET REPAIRS
137794	07/09/10	180.00	BARBARA J. TOSTA	YOUGH AT HEART INSTRUCTOR/JUNE 2010
137795	07/09/10	252.00	ASHLIE URIBE	ZUMBA INSTRUCTOR/SATURDAYS/ASHLIE URIBE
137796	07/09/10	15.23	VALLEY PARTS SERVICE	1 GALLON DELO OIL
137796	07/09/10	26.74	VALLEY PARTS SERVICE	RECEIVER
137796	07/09/10	7.37	VALLEY PARTS SERVICE	TRUFLEX V-BELT
137796	07/09/10	77.38	VALLEY PARTS SERVICE	DEXROJ/AIR AND OIL FILTERS
137796	07/09/10	20.79	VALLEY PARTS SERVICE	T RD END
137796	07/09/10	115.35	VALLEY PARTS SERVICE	refrigerant and 2 palladium gears
137797	07/09/10	2078.98	MATTOS NEWSPAPERS, INC.	LEGAL ADS/SUPPLIES/SHIPPING/2009 CCR'S
137798	07/09/10	50.93	YANCEY LUMBER COMPANY	I BAG DOG FOOD/K-9

186724.00

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Ck #	Check Date	CK Amount	Vendor Name	Description

Grn-Total:		----- 186724.00		
Count:	120			

July 2010

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Ck #	Check Date	CK Amount	Vendor Name	Description
037799	07/13/10	2493.00	ALLIANCE	STRENGTHENING STANISLAUS ANNUAL INVESTMENT/2010-11
037800	07/13/10	12840.00	BLUE SHIELD OF CALIFORNIA	HEALTH INSURANCE PREMIUM/JULY 2010
037801	07/13/10	3000.00	CALIFORNIA CONSULTING, LLC	MONTHLY RETAINER/GRANT WRITING & LOBBYING SERV/JUL
037802	07/13/10	100.00	JEFF CARTER	PARKING LOT RENT/JUL 2010
037803	07/13/10	240.50	CBA (ADMIN FEES)	DENTAL-VISION ADMIN FEES/JULY 2010
037804	07/13/10	162.87	CIT TECHNOLOGY FIN SERV, INC	MS GSA OFFICE PRO PLUS/JULY 2010/PD
037805	07/13/10	50.00	CARL J. COELHO (CHUCK)	Veh Operation FIRE/JUL 2010
037806	07/13/10	94.90	COMCAST CABLE	HIGH SPEED INTERNET 6/22/10 TO 7/21/10
037807	07/13/10	778.38	CORBIN WILLITS SYS, INC.	SERVICE & ENHANCEMENT FEES/JULY 2010
037808	07/13/10	34.95	FIREtoWIRE, INC	WEB HOSTING 7/17/10 TO 8/17/10
037809	07/13/10	590.86	HEWLETT-PACKARD FINANCIAL SERV	HARDWARE LEASE/6/18/10 TO 7/17/10
037810	07/13/10	328.38	IKON OFFICE SOLUTIONS	COPIER LEASE/6/25/10 TO 7/24/10/PD
037811	07/13/10	1105.43	IN-SYNCH SYSTEMS	MOBILE RECORDS MANAGEMENT SYSTEM/JULY 2010/PD
037811	07/13/10	1105.43	IN-SYNCH SYSTEMS	MOBILE RECORDS MANAGEMENT SYSTEM/AUG 2010
037812	07/13/10	2354.00	KAISER PERMANENTE	HEALTH INSURANCE PREMIUM/AUG 2010
037812	07/13/10	1052.00	KAISER PERMANENTE	HEALTH INSURANCE PREMIUM/JULY 2010
037813	07/13/10	1534.34	MID VALLEY IT, INC	MONTHLY IT CONTRACT SERVICES/JULY 2010
037814	07/13/10	2681.00	OPERATING ENGINEERS/	HEALTH INSURANCE PREMIUM/AUG 2010
037815	07/13/10	479.00	SAN JOAQUIN VALLEY AIR	PERMIT TO OPERATE GENERATOR @ CANAL SCHOOL LIFT ST
037815	07/13/10	240.00	SAN JOAQUIN VALLEY AIR	ANNUAL PERMIT TO OPERATE GENERATORS/WELL #6
037815	07/13/10	80.00	SAN JOAQUIN VALLEY AIR	ANNUAL PERMIT TO OPERATE GENERATOR/PD
037816	07/13/10	50.00	GEORGE VARGAS	VEHICLE OPERATION FIRE/JULY 2010
037817	07/13/10	89.06	BOLTON, NAOMI	MQ CUSTOMER REFUND FOR BOL0004
037818	07/13/10	17.57	HO, CHONG M.	MQ CUSTOMER REFUND FOR HOC0001

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037819	07/13/10	4.33	JORDAN, NAITTE	MQ CUSTOMER REFUND FOR JOR0004
037820	07/13/10	82.82	MARQUEZ, GUADALUPE T.	MQ CUSTOMER REFUND FOR MAR0172
037821	07/13/10	9.36	VEGA, RAFAEL	MQ CUSTOMER REFUND FOR VEG0013
Sub-Total:		----- 31598.18		
Grn-Total:		----- 31598.18		
Count:	27			

MINUTES
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING JUNE 22, 2010
CITY COUNCIL CHAMBERS, 7:00 P.M., 1200 MAIN STREET

1. Call To Order - Mayor Katen 7:00 P.M.
2. Pledge Of Allegiance.
3. Invocation - Mayor Katen.
4. Roll Call **PRESENT:** Davis, Candea, Martina And Mayor Katen.
ABSENT: None.
5. Declaration Of Conflicts Of Interest - None.
6. Ceremonial Matters - None.
7. Items from the Public - Non-Agenda Items

Mary Moore, Newman Historic Society President, Requested That The Council Review The Possibility Of Permanently Locating The Yancey Building On The Museum Property.

Barbara Powell, Newman Historic Society Member, Asked That The Yard Behind The Museum Be Renovated For Safety And Better Viewing Of The Antique Farm Equipment. Powell Requested A Task Force Be Created For The Purpose Of Updating The Museum Yard. Powell Noted That The Historic Society Had Voted 25 To 4 In Favor Of Restoring The Yancey Building And Having It Remain On The Museum Property. Powell Remarked That The Historic Society Envisions The Yancey Building As An Extension Of The Museum.

The Council Agreed That The Renovation Of The Yancey Building And The Museum Yard Be Placed On A Future Agenda For Review And Possible Action.

8. Consent Calendar

- a. Waive All Readings Of Ordinances And Resolutions Except By Title.
- b. Approval Of Warrants.
- c. Approval Of Minutes Of The June 8, 2010 Regular Meeting.
- d. Adopt Resolution No. 2010-45, A Resolution Ratifying Memorandum Of Understanding Between The City Of Newman And The Operating Engineers Local #3 Police Officers, Corporals And Sergeants Bargaining Unit.
- e. Approve Resolutions For Employer Paid Member Contributions
 - I. Adopt Resolution No. 2010-46, A Resolution For Employer Paid Member Contributions For Miscellaneous Employees.
 - II. Adopt Resolution No. 2010-47, A Resolution For Employer Paid Member Contributions For Management Employees.
 - III. Adopt Resolution No. 2010-48, A Resolution For Employer Paid Member Contributions For Safety Employees.

ACTION: On A Motion By Candea Seconded By Martina And Unanimously Carried, The Consent Calendar Was Approved.

9. Public Hearings - None.

10. Regular Business

a. Approve Fiscal Year 2010-11 Annual Budget As Presented In The Preliminary Budget Document

I. Adopt Resolution No. 2010-49, A Resolution Adopting The Budget For Fiscal Year 2010-2011.

ACTION: On Motion By Martina Seconded By Candea And Unanimously Carried, Resolution No. 2010-49, A Resolution Adopting The Budget For Fiscal Year 2010-2011, Was Adopted.

II. Adopt Resolution No. 2010-50 A Resolution Establishing The Appropriations Limit For Fiscal Year 2010-2011.

ACTION: On Motion By Martina Seconded By Candea And Unanimously Carried, Resolution No. 2010-50, A Resolution Establishing The Appropriations Limit For Fiscal Year 2010-2011, Was Adopted.

III. Adopt Resolution No. 2010-51, A Resolution Of The Newman Redevelopment Agency Adopting The Budget For Fiscal Year 2010-2011.

ACTION: On Motion By Martina Seconded By Candea And Unanimously Carried, Resolution No. 2010-51, (RDA Resolution No. 2010-5) A Resolution Of The Newman Redevelopment Agency Adopting The Budget For Fiscal Year 2010-2011

b. Adopt Resolution No. 2010-52, A Resolution Modifying The Date Of Completion Of The Underground Utility District Nos. 5-A, 5-B, And 5-C In The City Of Newman.

ACTION: On Motion By Davis Seconded By Candea And Unanimously Carried, Resolution No. 2010-52, A Resolution Modifying The Date Of Completion Of The Underground Utility District Nos. 5-A, 5-B, And 5-C In The City Of Newman, Was Adopted.

c. Consider Adoption Of Resolution No. 2010-53, A Resolution Awarding The Bid For The Orestimba Feasibility Study Flood Control Project Soil Borings, Authorizing The City Manager To Execute The Agreement And Authorizing Staff To Enter Into An MOU With Stanislaus County For Credit As Work-In-Kind For This Project.

ACTION: On Motion By Martina Seconded By Candea And Unanimously Carried, Resolution No. 2010-53, A Resolution Awarding The Bid For The Orestimba Feasibility Study Flood Control Project Soil Borings, Authorizing The City Manager To Execute The Agreement And Authorizing Staff To Enter Into An MOU With Stanislaus County For Credit As Work-In-Kind For This Project, Was Adopted Along With The Budget Adjustment In The Amount Of \$60,000.00.

d. Adopt Resolution No. 2010-54, A Resolution Authorizing The Purchase Of One New Police Vehicle.

ACTION: On Motion By Candea Seconded By Martina And Unanimously Carried, Resolution No. 2010-54, A Resolution Authorizing The Purchase Of One New Police Vehicle, Was Adopted.

- e. Adopt Resolution No. 2010-55, A Resolution Adopting A Revised City Of Newman Emergency Operations Plan.

Chief Gary Hinshaw, Fire Warden And Assistant Director Of Emergency Services For The Stanislaus County Office Of Emergency Services, Noted That The Update Of The City's Emergency Operations Plan Establishes A Baseline For Responding To Emergencies And Complies With Both SEMS And NIMS Requirements.

ACTION: On Motion By Martina Seconded By Candea And Unanimously Carried, Resolution No. 2010-55, A Resolution Adopting A Revised City Of Newman Emergency Operations Plan, Was Adopted.

11. Items From District Five Stanislaus County Supervisor.

Supervisor DeMartini Mentioned That The West Side Healthcare Taskforce Is Currently Sponsoring The West Side Walks Campaign. DeMartini Remarked That Taskforce Is Now A Year Round Entity And That They Would Be Hosting The Second Annual Healthier Choices Summit In Newman On August 12, 2010. DeMartini Reminded Everyone That The Next Taskforce Meeting Would Be In Newman On July 29, 2010. DeMartini Commented That Stanislaus County Has Agreed To Join The Cities Of Newman And Oakdale In Their Review Of Gas Tax/Sales Tax Losses As A Result Of The City Of Modesto's Agreement With W.H. Breshears.

12. Items From The City Manager And Staff.

City Manager Holland Reported That The Latest Edition Of The City Newsletter Was Available Online. Holland Noted That The New Recycling Program Schedule Was Available Online And That Copies Of The Schedule Would Be Included With The Next Utility Bill. Holland Reminded Everyone That City Hall Would Be Closed July 5, 2010 For The 4th Of July Holiday. Holland Informed The Council That The RV Shade Structure That The Council Had Previously Reviewed, Had Been Lowered To 12 Feet As They Required. Holland Announced That State Officials Who Are Currently Considering Our Proposition 84 Grant Application, Would Soon Be Visiting The Aquatic Center Site. He Thanked The Council For Funding The Purchase Of The New Police Vehicle. Holland Introduced Lewis Humphries As The New Finance Director And Thanked Previous Finance Director Bruce Budman For His Services.

Chief Richardson Reminded Everyone That The City Has Animals Available For Adoption And That Identity Theft Crimes And Scams Have Been On The Increase.

Public Works Director Reynolds Noted That Caltrans Is Finally Progressing Reconstruction Of Highway 33 And The Majority Of The Paving Would Be Complete Within A Day. Reynolds Mentioned Plaza And Hill Park Projects Were Moving Forward. Reynolds Reminded Everyone That The City Street Sweeping Would Soon Be Increased To Twice A Month In Residential Areas.

13. Items From City Council Members.

Council Member Martina Inquired About The Status Of Bike Patrol Officer.

14. Adjourn To Closed Session - 8:47 P.M.

- a. Conference With Real Property Negotiator - Merced County APN: 054-004-010
054-004-011, 054-005-009 And 054-006-001 - G.C. 54956.8.
- b. Return To Open Session. - 9:10 P.M.

No Reportable Action Was Taken.

15. Adjournment.

ACTION: On Motion By Davis Seconded By Martina And Unanimously Carried, The Meeting Was Adjourned At 9:12 P.M.

MINUTES
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
SPECIAL MEETING JULY 6, 2010
CITY COUNCIL CHAMBERS, 5:30 P.M., 1200 MAIN STREET

1. Call To Order 5:30 P.M.
2. Roll Call **PRESENT:** Davis, Candea, And Martina.
ABSENT: Mayor Katen.
3. Declaration Of Conflicts Of Interest - None.
4. Items from the Public - Non-Agenda Items - None.
5. Regular Business

a. Examination Of Sales And Use Tax Records.

- I. Adopt Resolution No. 2010-56, A Resolution Of The City Council Of The City Of Newman Authorizing Examination Of Sales And Use Tax Records.

ACTION: On Motion By Davis Seconded By Candea And Unanimously Carried, Resolution No. 2010-56, A Resolution Of The City Council Of The City Of Newman Authorizing Examination Of Sales And Use Tax Records.1, Was Adopted.

- II. Adopt Resolution No. 2010-57, A Resolution Of The City Council Of The City Of Newman Designating A City Consultant As The Authorized City Representative To Examine Sales And Use Tax Records.

ACTION: On Motion By Davis Seconded By Candea And Unanimously Carried, Resolution No. 2010-57, A Resolution Of The City Council Of The City Of Newman Designating A City Consultant As The Authorized City Representative To Examine Sales And Use Tax Records., Was Adopted.

6. Items From The City Manager And Staff.

City Manager Holland Reminded The Council That Staff Would Be Meeting With The State Board Of Equalization On Monday July12, 2010, In Sacramento And That He Would Report Any Information About Said Meeting To Them At The Next Regularly Scheduled City Council Meeting.

7. Items From City Council Members - None.

8. Adjournment.

ACTION: On Motion By Candea Seconded By Davis And Unanimously Carried, The Meeting Was Adjourned At 5:38 P.M.

Honorable Mayor and Members
of the Newman City Council

APPROVAL OF HOME SUB-RECIPIENT AGREEMENT

RECOMMENDATION:

Adopt Resolution No. 2010- 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 for fiscal year 2010-2011.

BACKGROUND:

The City of Newman has been a part of the City of Turlock/Stanislaus County HOME Consortium for the past five 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 2010-2011 fiscal year. As a member of the HOME Consortium, the City of Newman has been allocated \$161,838.91 (\$151,857.92 program, \$9,980.99 administration) for this fiscal year.

FISCAL IMPACT:

Positive, the City of Newman will benefit from \$161,838.91 in HOME funding.

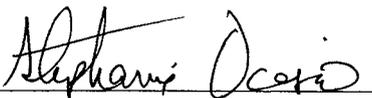
CONCLUSION:

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

ATTACHMENTS:

1. Exhibit A – Agreement designating the City of Newman as a Sub-Recipient of HOME Funds for fiscal year 2010-2011.
2. Exhibit B – Resolution #2010- , A Resolution 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 2010-2011.

Respectfully submitted,



Stephanie Ocasio
Assistant Planner

REVIEWED/CONCUR



Michael Holland
City Manager

**AGREEMENT DESIGNATING NEWMAN
AS A SUB-RECIPIENT OF HOME FUNDS
FISCAL YEAR 2010-2011**

THIS AGREEMENT is made and entered into this 22rd day of June 2010, by and between the **CITY OF TURLOCK**, hereafter called "CITY" and the **CITY OF NEWMAN**, hereinafter called "NEWMAN."

W I T N E S S E T H :

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, 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 2010-2011 fiscal year funds for the purpose of administering HOME-eligible activities in NEWMAN, the funds for which shall be disbursed by the CITY. The maximum amount of fiscal year 2010-2011 HOME funds covered by this Agreement shall be One Hundred Sixty-One Thousand Eight Hundred Thirty-Eight and .91/100ths dollars (\$161,838.91) (\$151,857.92 program; \$9,980.99 administration). 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 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 NEWMAN and CITY as follows:

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 CITY and NEWMAN pursuant to this contract.
- a. Deny any services or other benefit provided under the program or activity;
 - b. Provide any service or other benefit which is different or is provided in a different form from that provided to others under the program or activity;
 - c. Subject to segregated or separate treatment in any facility in or in any manner or process related to receipt of any service or benefit under the program or activity;
 - d. Restrict in any way the enjoyment of any advantage or privilege enjoyed by other receiving any service or benefit under the program or activity;
 - e. Treat an individual differently from others in determining whether that individual satisfies any admission enrollment, eligibility, membership or other requirement or condition which individuals must meet in order to be provided any services or other benefit provided under the program or activity; or
 - f. Deny an opportunity to participate in a program or activity as an employee.
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 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 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 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

RESOLUTION NO. 2010-

A RESOLUTION 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 2010-2011

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 (HUD); 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 2010-2011.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 13th day of July, 2010 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:

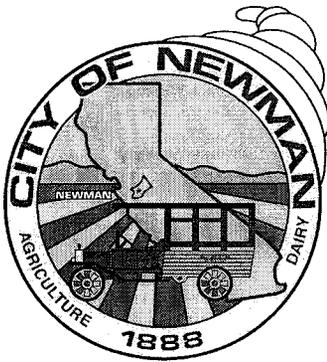
AYES:
NOES:
ABSENT:

APPROVED:

Mayor of the City of Newman

ATTEST:

Deputy City Clerk of the City of Newman



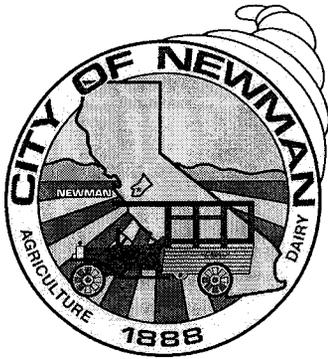
**City of Newman
City Manager's Office
Memorandum**

**Date: July 6, 2010
To: City Council
From: Thomas P. Hallinan, City Attorney**

Subject: Item No. 10.b. – Consider The Use Receiverships To Abate Properties

Receiverships are used primarily for abandoned and substandard properties where the owner has a history of non-compliance with local enforcement agency orders to abate nuisances. A Health and Safety Code Receivership is a comprehensive and systematic process that can be used to eliminate blight for habitually substandard properties. Unlike the traditional receivership, a Health and Safety Code receivership is a legal process through which title to a piece of real property is temporarily taken from the owner and placed with a court appointed officer - the Receiver. The prevailing party is awarded attorneys fees and costs for obtaining the Receiver's appointment.

Staff is requesting permission to contact Cal Receivers a private company which specializes in providing receivership services to abate commercial properties within the City of Newman. Any cost of the service would be recoverable from the property owner.



**City of Newman
City Manager's Office
Memorandum**

**Date: July 9, 2010
To: Mayor and City Council
From: Michael E. Holland, City Manager**

Subject: Item 10.c. – Authorize the City Manager to enter into Land Sale and Purchase Agreement

The City has been in negotiations for the past several months with a local land owners' group to purchase additional land for the Wastewater Treatment Plant. The additional land is necessary for disposal of treated effluent water. The current draft of a Land Sale and Purchase Agreement is being reviewed by the attorney for the Seller(s). Should the Seller(s) approve the current form, staff will produce a copy of the final version and prepare a more detailed staff report for the Council to review and consider for approval. Should the review not be completed prior to the July 20th meeting, this item will be pulled from the agenda.