

AGENDA
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING AUGUST 24, 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 August 10, 2010 Regular Meeting.
 - d. Adopt Resolution No. 2010- , Approving The City Of Newman's Conflict Of Interest Code As Written And Without Amendments.
 - e. Adopt Resolution No. 2010- , A Resolution Authorizing Ed Katen As Mayor, And Michael Holland As City Clerk To Record A Notice Of Completion For The Howard B. Hill Jr. Park Project.
9. Public Hearings
 - a. General Plan Amendment No. 09-01, Approve And Adopt Amended Housing Element For The Newman 2030 General Plan.
10. Regular Business
 - a. Award Bid For The Per Capita Park Improvement Project.
 - b. Consider Approval Of The Consolidated Annual Performance And Evaluation Report (CAPER) Relating To Its Fiscal Year 2009-2010 Past Activity And Open Public Comment Period.
 - c. Report On 2010 Newman Fall Festival.
 - d. Approve Aerator Purchase From Saputo Cheese USA, Inc. For The City Of Newman Waste Water Treatment Plant Aeration Basin No. 2.

- e. Adopt Resolution No. 2010- , A Resolution Authorizing The Finance Director To Purchase Springbrook Accounting Software From Springbrook Software, Inc.

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

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

September 1 - 5 - Fall Festival

September 6 - Labor Day Holiday - City Offices Closed

September 9 - Recreation Commission - 7:00 P.M.

September 13 - NCLUSD Board Meeting - 6:00 P.M.

September 13 - Baseball Board Meeting - 6:00 P.M.

September 14 - City Council - 7:00 P.M.

September 16 - Planning Commission - 7:00 P.M.

September 21 - Two-On-Two Meeting With The School Board - 4:00 P.M.

September 28 - City Council - 7:00 P.M.

October 11 - Baseball Board Meeting - 6:00 P.M.

October 11 - NCLUSD Board Meeting - 6:00 P.M.

October 12 - City Council - 7:00 P.M.

October 14 - Recreation Commission - 7:00 P.M.

October 15 - City Furlough Day - City Offices Closed

October 19 - Two-On-Two Meeting With The School Board - 4:00 P.M.

October 21 - Planning Commission - 7:00 P.M.

October 26 - City Council - 7:00 P.M.

Date.: Aug 18, 2010
Time.: 9:06 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
037961	08/20/10	5497.01	GROVER LANDSCAPE, INC.	HILL PARK PROGRESS BILLING WITH CREDITS
Sub-Total:		5497.01		
Grn-Total:		5497.01		
Count:	1			

Date.: Aug 20, 2010
Time.: 10:05 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
037956	08/10/10	562.00	JAMES J. BELL	CONTRACT SERV/EVIDENCE CLERK/7/19-7/29/10/BELL
037958	08/10/10	760.00	BIANCA PARDO	ZUMBA INSTRUCTOR 7/1/10 TO 7/29/10/PARDO
037959	08/10/10	560.00	NICOLE BLADES	VOLLEYBALL CAMP/FIT KIDS INSTRUCTOR
037960	08/10/10	2860.17	PACIFIC WATER RESOURCES	RECESSED WET WELL MOUNTED PUMP STATION
037963	08/20/10	2213.23	ABBOTT & KINDERMANN, LLP	GENERAL ADVICE/PROPERTY PURCHASE/WWTP
037964	08/20/10	354.00	AMERICAN WATER WORKS	ANNUAL MEMBERSHIP DUES 10/1/10 TO 9/30/11/REYNOLDS
037965	08/20/10	674.74	ARAMARK UNIFORM SERVICES	UNIFORM CLEANING/MAT RENTAL/TOWELS/JULY 2010
037966	08/20/10	186.93	ARROWHEAD MOUNTAIN SPRING	BOTTLED WATER DELIVERED/JULY 2010
037967	08/20/10	1037.75	AT&T MOBILITY	CELL PHONE MONTHLY SERVICE & CHARGES/7/6 TO 8/5/10
037968	08/20/10	66.72	AT&T	MONTHLY PHONE CHARGES FOR 668-3946/8/1-8/31/10
037968	08/20/10	68.46	AT&T	MONTHLY TELEPHONE CHARGES FOR 634-0508 8/1-8/31/10
037969	08/20/10	600.00	BACKYARD FLICKS	RENTAL OF PROJECTION & AUDIO EQUIP/MOVIE NIGHT
037970	08/20/10	505.80	JAMES J. BELL	CONTRACT SERVICES/EVIDENCE CLERK 8/2 TO 8/13/10
037971	08/20/10	3.88	B G AUTO	POWER STEERING FLUID
037971	08/20/10	32.64	B G AUTO	5000 LB RATCHET
037971	08/20/10	45.22	B G AUTO	WATER OUTLET/THERMOSTAT/GASKETS/HOSE CLAMP/SEALANT
037971	08/20/10	70.35	B G AUTO	FUSEHOLDER/FUSES/POCKET TORCH/GROMMETS/TUBING
037971	08/20/10	17.99	B G AUTO	TIRE INFLATOR/TUBELESS SLIME
037972	08/20/10	10964.00	BLUE SHIELD OF CALIFORNIA	HEALTH INSURANCE PREMIUM/SEPT 2010
037973	08/20/10	1172.32	W.H. BRESHEARS, INC.	400 GALLONS UNLEADED GAS/WWTP
037974	08/20/10	1265.85	BUSINESS CARD	MOVIE RENTAL/PRINTER CARTRIDGES/LCC CONG REGIST
037974	08/20/10	666.21	BUSINESS CARD	WELDING GLOVE/WELDER/ICE/CAR WASH/PHONE CASE
037974	08/20/10	288.40	BUSINESS CARD	LOGO T-SHIRTS/CAGES FOR ANIMAL CONTROL
037975	08/20/10	3201.43	CALIFORNIA CONSULTING, LLC	MONTH RETAINER/GRANT & LOBBYING SERVICES/AUG 2010

Date.: Aug 20, 2010
Time.: 10:05 am
Run by: EMILY M. FARIA

CITY OF NEWMAN
CASH DISBURSEMENTS REPORT

Page.: 2
List.: NEW1
Group: PYCPDP

Ck #	Check Date	CK Amount	Vendor Name	Description
037976	08/20/10	30.00	CARL'S AUTO GLASS	WINDSHIELD REPAIR 06 DODGE CHARGER
037977	08/20/10	162.87	CIT TECHNOLOGY FIN SERV, INC	MS GSA OFFICE PRO PLUS/AUGUST 2010
037978	08/20/10	147.98	CRESCENT SUPPLY CO. #1	BELT/TOOL KIT/POLOS/PANTS & EMBROIDERY
037979	08/20/10	356.40	GARY WHITE	HAY HAULING 594 BALES PASTURE HAY/WWTP
037980	08/20/10	96.00	D.O.J	CCW RENEWAL/VICTOR CAMPOS
037981	08/20/10	1556.00	ENERPOWER	ELECTRIC ENERGY SERVICES 5/18/10 TO 6/16/10
037982	08/20/10	93.81	FGL ENVIRONMENTAL, INC	SUB CONTRACTED-STABLE ISOTOPES & DEUTRUIUM/WWTP
037982	08/20/10	93.81	FGL ENVIRONMENTAL, INC	SUB CONTRACTED-STABLE ISOTOPES & DEUTRUIUM/WWTP
037983	08/20/10	573.75	GEOANALYTICAL LAB, INC.	BOD/TSS/WEEKLY BACTI/NITRATES/JULY 2010
037984	08/20/10	8.97	GOLDEN STATE IRRIGATION	10 BUSHINGS
037984	08/20/10	12.87	GOLDEN STATE IRRIGATION	WHITE KNIT GLOVES
037984	08/20/10	8.47	GOLDEN STATE IRRIGATION	2 PVC COUPLERS/MALE ADAPTER
037984	08/20/10	34.96	GOLDEN STATE IRRIGATION	4" TRENCHER
037984	08/20/10	6.01	GOLDEN STATE IRRIGATION	4 SPRAY HEAD RAINBIRD
037984	08/20/10	10.74	GOLDEN STATE IRRIGATION	10 1X3/4 BUSHINGS
037985	08/20/10	10.00	EDGAR GONZALEZ	MEALS/POST TRAINING/E. GONZALEZ
037986	08/20/10	49.82	HARD DRIVE GRAPHICS	15"X18" ALUMINUM SIGN/PD
037987	08/20/10	590.86	HEWLETT-PACKARD FINANCIAL SERV	HARDWARE LEASE 8/18/10 TO 9/17/10/PD
037988	08/20/10	494.44	STEPHANIE HOUSE	REIMBURSE STEPHANIE FOR SUPPLIES PURCHASED
037989	08/20/10	328.38	IKON OFFICE SOLUTIONS	COPIER LEASE/PD 7/25/10 TO 8/24/10
037990	08/20/10	1571.86	INFOSEND, INC	UTILITY BILL & LATE NOTICE MAILING/JULY 2010
037991	08/20/10	1105.43	IN-SYNCH SYSTEMS	MOBILE RECORDS MANAGEMENT SYSTEM/SEPT 2010
037992	08/20/10	9140.00	JOE'S LANDSCAPING & CONCRETE,	LIGHTING & LANDSCAPE DISTRICT SERVICE/JULY 2010
037992	08/20/10	294.86	JOE'S LANDSCAPING & CONCRETE,	CLEAN-UP OF 515 WAXWING LANE

Date.: Aug 20, 2010
Time.: 10:05 am
Run by: EMILY M. FARIA

CITY OF NEWMAN
CASH DISBURSEMENTS REPORT

Page.: 3
List.: NEW1
Group: PYCPDP

Ck #	Check Date	CK Amount	Vendor Name	Description
037992	08/20/10	434.79	JOE'S LANDSCAPING & CONCRETE,	CLEAN-UP OF 2113 CREEK PARK
037993	08/20/10	10.00	EDGAR LOPEZ (NT)	MEALS/POST TRAINING/EDGAR LOPEZ
037994	08/20/10	200.00	ISMAEL LOPEZ	REFUND MEMORIAL BLDG DEPOSIT/ISMAEL LOPEZ
037995	08/20/10	10.00	JOHN E. MARRIOTT	MEALS/POST TRAINING/J. MARRIOTT
037996	08/20/10	3278.12	MID VALLEY IT, INC	REIMBURSEMENT FOR 4 IP BULLET CAMERAS/CULLEN
037996	08/20/10	1534.34	MID VALLEY IT, INC	MONTHLY IT CONTRACT SERVICES/SEPT 2010
037997	08/20/10	234.25	MODESTO BEE	NOTICE TO CONTRACTOR/PER CAPITA PROJECT
037998	08/20/10	660.00	CITY OF PATTERSON	VIDEO REIMBURSEMENT/AUGUST 2010
037999	08/20/10	56309.06	PERMA-GREEN HYDROSEEDING	PROGRESS PAYMENT #1/DOWNTOWN PLAZA
038000	08/20/10	165.00	PITNEY BOWES CREDIT CORP.	POSTAGE METER RENTAL 5/30/10 TO 8/30/10
038001	08/20/10	3661.32	PRECISION INSPECTION, INC	Bldg Reg Inspec BLDG REGU
038002	08/20/10	482.49	R-SAFE SPECIALTY	12 LIME VESTS/12 HARD HATS/PW
038003	08/20/10	58.86	RALEY'S IN STORE CHARGE	SUGAR/FOAM CUPS/COFFEE/CREAMER
038004	08/20/10	1000.00	RESERVE ACCOUNT/USPS PITNEY BO	RE-SET POSTAGE METER
038005	08/20/10	3000.00	JOCELYN ROLAND, Ph.D.	ANNUAL CONTRACT WITH POLICE DEPARTMENT
038006	08/20/10	37.06	SAFE-T-LITE	200 MAX FOAM EAR PLUGS
038007	08/20/10	75.00	SES COUNCIL # 10	REFUND MEMORIAL BLDG DEPOSIT/SES #10
038008	08/20/10	5725.53	SHELL FLEET PLUS	GAS AND DIESEL PURCHASES/JULY 2010
038009	08/20/10	32.46	STAPLES ADVANTAGE	KODAK CAMERA CHARGER
038009	08/20/10	78.02	STAPLES ADVANTAGE	HP COLOR LASERJET CARTRIDGE
038009	08/20/10	8.33	STAPLES ADVANTAGE	WEEKLY ASSIGNMENT BOOK
038009	08/20/10	61.21	STAPLES ADVANTAGE	ENVELOPES/LABELS/CALCULATOR ROLLS/COUNTERFEIT PENS
038010	08/20/10	155.83	TRAVIS BORRELLI	PORTABLE RESTROOM RENTAL/SERVICE
038011	08/20/10	131472.00	TEICHERT CONSTRUCTION	SAFE ROUTES TO SCHOOL WORK THRU 7/31/10

Date.: Aug 20, 2010
Time.: 10:05 am
Run by: EMILY M. FARIA

CITY OF NEWMAN
CASH DISBURSEMENTS REPORT

Page.: 4
List.: NEW1
Group: PYCPDP

Ck #	Check Date	CK Amount	Vendor Name	Description
038012	08/20/10	50.00	GEORGE VARGAS	MONTHLY GAS ALLOWANCE/AUGUST 2010
038013	08/20/10	826.17	MATTOS NEWSPAPERS, INC.	UPS SHIPPING/MUNI ELECTIONS & PER CAPITA& CAPER
038014	08/20/10	2025.30	WESTSIDE ANIMAL CLINIC	EUTHANASIA/HEALTH EXAM/INJECTIONS/BOARDING FEES
038015	08/20/10	101.86	YANCEY LUMBER COMPANY	2 BAGS DOG FOOD/K-9
038015	08/20/10	769.52	YANCEY LUMBER COMPANY	PAINT/SPRINKLERS/LUMBER/FLUX WIRE/PVC/CHAIN/DRILL
038957	08/10/10	180.00	BARBARA J. TOSTA	YOUNG AT HEART INSTRUCTOR/JULY 2010
Sub-Total:		----- 257592.90		
Grn-Total:		----- 257592.90		
Count:	78			

MINUTES
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING AUGUST 10, 2010
CITY COUNCIL CHAMBERS, 7:00 P.M., 1200 MAIN STREET

1. **Call To Order** - Mayor Katen 7:01 P.M.
2. **Pledge Of Allegiance.**
3. **Invocation** - Council Member Candea.
4. **Roll Call PRESENT:** Davis, Candea, Martina And Mayor Katen.
5. **Declaration Of Conflicts Of Interest** - None
6. **Ceremonial Matters** - None.
7. **Items from the Public - Non-Agenda Items**

Maria Rosas, 1576 Inyo Ave, Explained That Her Family Has Lived In Newman For The Last Thirty Years And Thanked The City For The New Park Near Her Home. She Mentioned That She Wished The City Had Added A Swing Set And Noted That There Are Not Many Parks In The Area. Rosas Pointed Out That The New Park Is Already Heavily Used And That It Needs A Garbage Can.

8. Consent Calendar

- a. Waive All Readings Of Ordinances And Resolutions Except By Title.
- b. Approval Of Warrants.
- c. Approval Of Minutes Of The July 27, 2010 Regular Meeting.

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

9. Public Hearings

- a. Adopt Resolution No. 2010-61, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4.

Mayor Katen Opened The Public Hearing At 7:03 P.M.

There Being No Public Comment Katen Closed The Public Hearing At 7:04 P.M.

ACTION: On A Motion By Davis Seconded By Candea And Unanimously Carried, Resolution No. 2010-61, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4, Was Adopted.

10. Regular Business

a. Report On Marapole Lane Park Development Options.

Assistant Planner Ocasio Presented And Reviewed Options For Development Of The Marapole Lane Park Site.

Council Member Martina Stated That He Is Unsure That Any Of The Proposed Uses Are Appropriate For The Marapole Site And Asked If The Land Could Be Sold To Develop A Home.

City Manger Holland Reminded The Council That The Land In Question Is Not Suitable For Residential Development.

Mayor Katen Agreed With Council Member Martina's Comments And Inquired About The Costs Of Developing The Site Into An Open Space Park.

ACTION: The Council Directed Staff To Reallocate The \$5,000 Per Capita Monies And To Obtain Quotes For Grass, Irrigation And Drainage For The Marapole Park Site.

b. Adopt Resolution No. 2010-62, A Resolution Of The City Council Of The City Of Newman, California, Rescinding Resolution No. 2010-60 And Declaring The Results Of The Assessment Increase Ballot Tabulation For The City Of Newman Lighting And Landscape Maintenance District And Providing For The Levy Of An Annual Assessment Therein.

Public Works Director Reynolds Apologized To The Council And The City Manager For Having To Review This Item For A Second Time. Reynolds Then Introduced Dave Ketchum, A Principle Of NBS.

Mayor Katen Thanked Public Works Director Reynolds For Accepting Responsibility But Stated That He Felt That Our Consultant Was Really Responsible For The Mistake. Katen Asked For An Explanation From NBS And Reiterated That He Did Not Blame Staff For These Issues.

Dave Ketchum, NBS, Stated That He And His Company Takes Full Responsibility For The Tabulation Error And Apologized. Ketchum Reviewed The Prop 218 Process And The Tabulations Of The Ballots. He Noted That An Engineers Report Was Prepared And It Determined That Many Zones Are Not Self-Sufficient And That They Needed To Be Increased. Ketchum Reviewed The Calculation Error And Reviewed The Effect It Had On The Outcome Of The Overall Tabulation. He Explained That When The Ballots Were Recounted It Was Found That A Majority Protest Did Not Exist And The Results Supported The Increased Assessments. Ketchum Presented Options For Action To The Council Regarding The Assessments. He Apologized Again And Admitted That His Company Had Made At Least Two Mistakes In The Tabulation Process And Offered His Company's Services To Communicate With The Public Regarding The Process And The Aforementioned Mistakes.

Council Member Martina Stated That He Was Not In Favor Of Increasing The Rates Because Of All The Issues That Have Taken Place With This Tabulation. Council Members Candea And Davis Agreed.

Ernie Garza, 2242 Orchard Creek Drive, Stated That He Did Not Want To Criticize Anyone But Noted That He Did Not Receive A Ballot And Did Not Have An Opportunity To Vote. He Asserted That

According To His Calculations, The Increases In His Subdivision Are Unjustified. Garza Did Agree That Other Areas In Town Are Under Paying And That Their Assessments Should Be Increased. Garza Stated That He Thinks Each Zone Should Be Evaluated Individually. He Cited That Minimal Time Is Spent Maintaining The Landscaping In His Subdivision And Reiterated His Opposition To The Increase.

Reynolds Noted That Garza Is On The City's Mailing List And That He Was Mailed A Ballot. Reynolds Then Reviewed How The City Calculated The Assessment Rates.

Katen Noted That He Liked The Idea Approving The New Results But Postponing The Increases For One Year.

ACTION: On A Motion By Martina Seconded By Davis And Unanimously Carried, Resolution No. 2010-62, Rescinding Resolution No. 2010-60 And Declaring The Results Of The Assessment Increase Ballot Tabulation For The City Of Newman Lighting And Landscape Maintenance District And Providing For The Levy Of An Annual Assessment Therein, Was Adopted With The Stipulation That The Maximum Allowable Assessments For The District Contained In The Engineer's Report For Fiscal Year 2010/11 Are Confirmed Upon The Respective Lots Or Parcels Within The District As Set Forth In Said Engineer's Report And That The Assessment To Be Levied For Fiscal Year 2010 Shall Be Same As The Prior Years Assessment, Not To Exceed The Maximum Allowable Assessment.

- c. Adopt Resolution No. 2010-63, A Resolution Approving The Howard B. Hill Park Parking Lot Project And Authorizing Ed Katen As Mayor, And Michael E. Holland As City Clerk To Record A Notice Of Completion.

ACTION: On A Motion By Candea Seconded By Martina And Unanimously Carried, Resolution No. 2010-63, A Resolution Approving The Howard B. Hill Park Parking Lot Project And Authorizing Ed Katen As Mayor, And Michael E. Holland As City Clerk To Record A Notice Of Completion, Was Adopted.

- d. Designation Of Voting Delegate And Alternate Voting Delegate For League Of California Cities Annual Conference.

ACTION: On Motion By Candea Seconded By Martina And Unanimously Carried Mayor Katen Was Designated The Voting Delegate For League Of California Cities Annual Conference.

11. Items From District Five Stanislaus County Supervisor.

Supervisor DeMartini Reminded Everyone That The West Side Healthcare Summit Would Be On August 12, 2010 At The West Side Theatre And That The Next Orestimba Creek Meeting Would Be On August 25, 2010 In Newman.

12. Items From The City Manager And Staff.

City Manager Holland Reminded Everyone That The Filing Period For Elective Offices Had Closed And That City Offices Would Be Closed For A Furlough On Friday, August 13, 2010. Holland Mentioned That The City Would Be Hosting A Free Outdoor Movie Night Featuring "Shrek" On Saturday August 14, 2010. Holland Noted That The Free Computer Classes At The McConnell Center

Had Resumed This Month. He Notified The Council And The Community That City's First Time Home Buyer Program Had Funds Available For Qualified Applicants. Holland Reported That The City Made Its First Annual \$1,000.00 Installment To The W.S. Health Care Taskforce And Reminded The Council That The Start Of The Biggest Loser Contest And Healthy Choices Summit Would Be August 12, 2010 At The Theatre. Holland Explained That He Had Nothing New To Report Regarding The W.H. Breshears Tax Issue And That Nothing Of Value Was Found In The City Of Modesto Public Records Request. He Remarked That The City Does Have Plans To Expand The Newly Opened Hill Park And That The City Is Currently In The Process Of Applying For A Grant To Develop An Outdoor Roller Rink.

Lieutenant Short Informed That An Armed Robbery Had Taken Place At Valadez Jewelers On The Previous Saturday. Short Mentioned That The Police Explorers Did Well At Their Annual Academy Competition. He Noted That The New Police Vehicle That Was Recently Purchased And Approved By City Council Would Be Delivered Soon. Short Reported That Crime Statistics Over The Last Three Months Show A Thirty Percent Decrease In Major Crimes, No Change In Minor Crimes And A Thirty Percent Increase In Officer Initiated Activity.

Public Works Director Reynolds Reported That Fifty-Three Street Signs In Hearthstone Ranch Are Being Replaced. Reynolds Noted That His Staff Is Restriping Crosswalks In Preparation For Children Going Back To School . Reynolds Mentioned That His Department Had Been Working On The Safe Routes To School Project, Plaza Project And Explained That The Orestimba Creek Flood Control Project Is Still On Hold.

13. Items From City Council Members.

Council Member Davis Thanked The Newman Police Department For Their Help With Recent Issues.

14. Adjourn To Closed Session - 8:32 P.M.

- a. Public Employment - Police Chief - G.C. 54957.
- b. 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.
- c. Conference With Real Property Negotiator - Stanislaus County APN: 049-058-032 - G.C.
54956.8.
- d. Return To Open Session - 8:48 P.M.

No Reportable Action Was Taken.

15. Adjournment.

ACTION: On Motion By Candea Seconded By Martina And Unanimously Carried, The Meeting Was Adjourned At 8:49 P.M.

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **8.d.**
City Council Meeting
of August 24, 2010

**RESOLUTION APPROVING THE CITY OF NEWMAN'S CONFLICT OF
INTEREST CODE AS WRITTEN AND WITHOUT AMENDMENTS**

RECOMMENDATION:

Adopt Resolution No. 2010-, approving the City of Newman's Conflict of Interest Code as written and without amendments.

BACKGROUND:

The State Political Reform Act requires every local government agency to review its Conflict of Interest Code biennially to determine if it is accurate or alternatively if the code needs amending. The City originally adopted the current Model Conflict of Interest Code on September 26, 2000.

ANALYSIS:

Staff along with the City Attorney has reviewed the existing Model Conflict of Interest Code and determined the code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302. Staff has concluded that no amendments are necessary at this time.

FISCAL IMPACT:

None

CONCLUSION:

In order to comply with The State Political Reform Act, the City must review its Conflict of Interest Code biennially to determine if it is accurate or alternatively if the code needs amending. Staff has concluded that no amendments are necessary at this time and recommends the Council adopt Resolution No. 2010- , approving the City of Newman's Conflict of Interest Code as written and without amendments.

ATTACHMENTS:

1. Resolution No. 2010-, approving the City of Newman's Conflict of Interest Code as written and without amendments.

Respectfully submitted,



Michael Holland
City Manager

RESOLUTION NO. 2010-

A RESOLUTION APPROVING THE APPROVING THE CITY OF NEWMAN'S CONFLICT OF INTEREST CODE AS WRITTEN AND WITHOUT AMENDMENTS

WHEREAS, the State Political Reform Act requires that the City's Conflict of Interest Code be reviewed biennially to determine if it is accurate or alternatively if the code needs amending; and

WHEREAS, the City Council is desirous of complying with the State Political Reform Act; and

WHEREAS, the Council is desirous of biennially reviewing the City's Conflict of Interest Code; and

WHEREAS, there has been duly submitted to the City Council of the City of Newman, the Existing Conflict of Interest Code; and

WHEREAS, the City Council has reviewed said Conflict of Interest Code; and

NOW, THEREFORE, Be It Resolved that the City Council of the City of Newman reviewed the City of Newman's Conflict of Interest Code, a copy of which is attached hereto and by reference incorporated herein, be, and hereby is, approved and adopted as written and without amendments.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of August, 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

CITY OF NEWMAN

APPENDIX

Conflict of Interest Code

Exhibit "A"

Designated Positions:

Disclosures Category:

City Manager/City Clerk	1, 2, 3
Finance Director	1, 2, 3
Administrative Assistant	1, 2, 3
All Members Of Planning Commission	1, 2, 3
Public Works Director	1, 2, 3
City Treasurer	1, 2, 3
City Attorney	1, 2, 3
Chief of Police	1, 2, 3
Fire Chief	1, 2, 3
City Engineer	1, 2, 3
Building Inspector	1, 2, 3
Planning Director	1, 2, 3
Recreation Director	1, 2
Consultant	

**CITY OF NEWMAN
CONFLICT OF INTEREST CODE
APPENDIX "B"**

Designated Employees are those positions within this City who may exercise independent judgment or make or participate in the making of governmental decisions which may foreseeably have a material effect on any financial interest.

Consultant means any individual who, pursuant to a contract with a state or local government agency:

- (A) makes a governmental decision whether to
1. approve a rate, rule or regulation;
 2. adopt or enforce a law;
 3. issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order or similar authorization or entitlement;
 4. authorize the agency to enter into, modify, or renew a contract provided it is the type of contract which requires agency approval;
 5. grant agency approval to a contract which requires agency approval and in which the agency is a party or to the specifications for such a contract;
 6. grant agency approval to a plan, design, report, study, or similar item;
 7. adopt, or grant agency approval of policies, standards or guidelines for the agency, or for any subdivision thereof; or

(B) serves in a staff capacity with the agency and in that capacity performs the same or substantially all the same duties for the agency that would otherwise be performed by an individual holding a position specified in the agency's Conflict of Interest Code.

The City Manager or his designee may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that are limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of the disclosure requirements. The City Manager or his designee's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

EXHIBIT "C"

DISCLOSURE CATEGORIES

An investment, interest in real property, or income is reportable if the business entity in which the investment is held the interest in real property, or the income or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Designated employees in Group "1" must report:

- a) All interests in real property which are located in whole or in part within the District.
- b) Investment in or income from persons or businesses entities engaged in the business of acquisition or disposal of real property within the District.

Designated employees in Group "2" must report:

- a) Investments in any business entity which, within the last two years, has contracted, or in the future foreseeably may contract with the city to provide services, supplies, materials, machinery or equipment to the city.
- b) Income from any source which, within the last two years has contracted, or in the future foreseeably may contract with the district to provide services, supplies, materials, machinery or equipment to the city.
- c) Status as a director, officer, sole owner, partner, trustee, employee or holder of a position of management in any business entity which, within the last two year, has contracted or in the future foreseeably may contract with the city to provide services, supplies, materials, machinery or equipment to the city.
- d) Investments and income otherwise reportable under Paragraphs a) and B) of Category "2", shall not be reportable unless the total amount of all contracts by the business entity to provide services, supplies, materials, machinery, or equipment to the City was more than \$1,000.00 in the prior calendar year, or unless the contracts by the business entity to provide services, supplies, materials, machinery or equipment to the city will be more than \$1,000.00 in the next calendar year.

Designated Employees in Group "3" must report:

- a) Investments in any business entity which within the last calendar year has been regulated by the city or foreseeably may be regulated by the city in the next calendar year.
- b) Each source of income, provided that the income was furnished by or on behalf of any business entity which within the last calendar year has been regulated by the city or foreseeably may be regulated by the city in the next calendar year.
- c) Status as a director, officer, sole owner, partner, trustee, employee or any position of management in any business entity which within the last calendar year has been regulated by the city, or foreseeably, may be regulated by the city, in the next calendar year.

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **8.e.**
City Council Meeting
of August 24, 2010

**ADOPT RESOLUTION NO. 2010- , APPROVING THE HOWARD B. HILL JR. PARK PROJECT
AND AUTHORIZING ED KATEN AS MAYOR, AND MICHAEL E. HOLLAND AS CITY CLERK
TO RECORD A NOTICE OF COMPLETION**

RECOMMENDATION:

It is recommended that the Newman City Council approve Resolution No. 2010- , authorizing Ed Katen as Mayor, and Michael Holland as City Clerk to record a notice of completion for the Howard B. Hill Jr. Park Project.

BACKGROUND:

The Howard B. Hill Jr. Park Project is the first phase of three phases of development for the Howard B. Hill Jr. Park Project. This phase consisted of the installation of the grass, sprinklers, storm drainage, shade structure, play equipment, miscellaneous concrete, and picnic tables. This phase of the project (phase one) has been completed and is ready for acceptance by the City. The project was made possible with RZH grant funding and Park Facility Fees.

ANALYSIS:

On July 14, 2009 City entered into a contract with the second lowest bidder for this project Grover Landscape Services, Inc., and construction for this project was completed on August 11, 2010. The first lowest responsible bidder did not execute the contract as required and therefore, the City awarded the contract to the second lowest bidder. There were a total of seven change orders authorized for this project totaling \$44,522.18 for installation of a shade structure for the play equipment, installation of storm drainage for the site and future parking lots, additional electrical conduits and pull boxes for future area lighting, tree substitutions, soil amendments, a vandal resistant controller pedestal, and additional sprinklers. In addition, there was a credit for work not completed due to the parking lot and block wall construction occurring at the same time for \$4,356.00. A final walk-thru inspection of the project was performed by City Public Works staff members. Everything has been completed and is in compliance with plans and specifications.

FISCAL IMPACT:

Original Project Bid	\$238,614.00	RZH Grant Amount	\$159,462.26
Contract Change Orders 1-7	\$44,522.18	<u>Park Facility Fees</u>	<u>\$119,317.92</u>
<u>Contract Credit</u>	<u><\$4,356.00></u>	Total Funding Amount	\$278,780.18
Total Project Cost	\$278,780.18		

CONCLUSION:

The Howard B. Hill Jr. Park Project, constructed by Grover Landscape Services, Inc., has been completed in compliance with the plans and specifications. The final construction cost is \$278,780.18. Therefore, staff recommends that the City Council approve Resolution No. 2010- , authorizing Ed Katen as Mayor, and Michael Holland as City Clerk to record a notice of completion for the Howard B. Hill Jr. Park Project.

ATTACHMENTS:

1. Resolution No. 2010- , authorizing Ed Katen as Mayor, and Michael Holland as City Clerk to record a notice of completion for the Howard B. Hill Jr. Park Project.

Respectfully Submitted,



Garner Reynolds
Director of Public Works

REVIEWED/CONCUR:



Michael E. Holland
City Manager

RESOLUTION NO. 2010-

**A RESOLUTION APPROVING THE HOWARD B. HILL JR. PARK PROJECT
AND AUTHORIZING ED KATEN AS MAYOR, AND MICHAEL E. HOLLAND AS CITY
CLERK TO RECORD A NOTICE OF COMPLETION**

WHEREAS, on the 14TH day of July, 2009, agreements were entered into between the CITY OF NEWMAN, herein after referred to as "CITY" and Grover Landscape Services, Inc., herein after referred to as "CONTRACTOR" for the making of certain improvements in the City of Newman, County of Stanislaus, State of California, known as the HOWARD B. HILL JR. PARK PROJECT; and

WHEREAS, the improvement security referred to in said agreement was duly executed and filed by Contractor;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newman as follows:

1. That the improvements referred to in said agreement and the maps and other matters referred to therein be, and the same hereby are, approved and accepted.

2. That Ed Katen, as Mayor and Michael E. Holland as City Clerk, are hereby authorized and directed to execute and record a Notice of Completion of said improvements.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of August, 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 vote:

AYES:
NOES:
ABSENT:

APPROVED:

Ed Katen, Mayor

ATTEST:

Michael E. Holland, City Clerk

I hereby certify that the foregoing is a full, correct and true copy of a resolution passed by the City Council of the City of Newman, a municipal corporation of the County of Stanislaus, State of California, at a regular meeting held on August 24, 2010, and I further certify that said resolution is in full force and effect and has never been rescinded or modified.

DATED: _____, 2010.

City Clerk

Honorable Mayor and Members
of the Newman City Council

City Council Meeting
of August 24, 2010

**FORMAL RE-APPROVAL OF GENERAL PLAN AMENDMENT #09-01
(HOUSING ELEMENT UPDATE)**

RECOMMENDATION:

Formal Re-Approval of General Plan Amendment #09-01.

BACKGROUND:

State law requires each city and county to adopt a general plan containing at least seven elements including housing. In December 2003, the City of Newman adopted an updated Housing Element and in April 2007 the City adopted its updated general plan. Unlike the other mandatory general plan elements, the housing element is required to be updated every five years.

The draft Housing Element update was presented to the Planning Commission for review and comment on March 19, 2009. All comments received were reviewed and addressed/identified in the document. On April 16, 2009, the Planning Commission held a Housing Element workshop to discuss the update, comments received and legal requirements. On May 21, 2009; the Planning Commission conceptually approved the draft Housing Element document and recommended said document to Council. On May 26, 2009; the City Council conceptually approved of General Plan Amendment #09-01 for the purpose of HCD review.

On August 13, 2009; the City received comments from HCD regarding its draft Housing Element submittal. During August/September 2009, Coastplans and City staff reviewed said comments, prepared a formal response to HCD and revised the draft Housing Element document. On October 15, 2009; the Planning Commission formally approved the revised Housing Element and recommended approval of General Plan Amendment #09-01 to the Council. On October 27, 2009, the City Council formally approved General Plan Amendment #09-01 for the purpose of HCD submittal.

Upon approval, staff submitted the final Housing Element document to HCD. On December 10, 2009; the City received additional comments from HCD regarding its draft Housing Element submittal. Coastplans and City staff reviewed said comments, prepared a formal final response to HCD, revised the draft Housing Element document and submitted it to HCD for review and approval.

On June 16, 2010; the City received notification of HCD's formal acceptance of the Housing Element document. On August 19, 2010; the Planning Commission formally re-approved the revised Housing Element and recommended re-approval of General Plan Amendment #09-01 to the Council.

ANALYSIS:

Housing element law mandates that local governments adequately plan to meet the existing and projected housing needs of all economic segments of the community. Housing elements are subject to detailed statutory requirements and in general, a housing element must at least include the following components:

1. A Housing Needs Assessment
2. A Sites Inventory and Analysis
3. An Analysis of Constraints on Housing
4. Housing Programs
5. Quantified Objectives

Housing element law also requires the Department of Housing and Community Development (HCD) to review local housing elements for compliance with State law. To meet these requirements, the attached draft final Housing Element includes the following:

- | | | | |
|----|----------------------------------------------|-----|--------------------------------------------------|
| 1. | Progress Since Last Housing Element Update | 9. | Housing Programs |
| 2. | Population Profile | 10. | RDA Funds |
| 3. | Housing Stock Characteristics | 11. | Analysis of Existing Assisted Housing |
| 4. | Employment and Income Data | 12. | Publicly Owned Surplus Land |
| 5. | Affordability, Housing Costs and Overpayment | 13. | Energy Conservation Opportunities |
| 6. | Housing Needs | 14. | Public Participation |
| 7. | Availability of Services and Land | 15. | Housing Goals, Policies, Programs and Objectives |
| 8. | Governmental and Nongovernmental Constraints | | |

In response to comments received by HCD in December 2009 the following revisions were made to the draft Housing Element and accepted by HCD:

1. The revision of Table II-21 (Vacant and Available Sites)
2. The revision of Page H-63 (Manufactured Housing)
3. The revision of Page H-74 (Local Efforts To Accommodate Disabled Persons)
4. The addition of Program H-22 (Manufactured Housing by Right)
5. The addition of Program H-23 (2nd Unit Ordinance)

FISCAL IMPACT:

None

CONCLUSION:

Given that the Housing Element document had to be revised after the Council's first approval, staff recommends that the City Council formally re-approve General Plan Amendment #09-01.

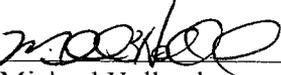
ATTACHMENTS:

1. Exhibit A - HCD Acceptance Letter

Respectfully submitted,


Stephanie Ocasio
Assistant Planner

REVIEWED/CONCUR


Michael Holland
City Manager

**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
DIVISION OF HOUSING POLICY DEVELOPMENT**

1800 Third Street, Suite 430
P. O. Box 952053
Sacramento, CA 94252-2053
(916) 323-3177 / FAX (916) 327-2643
www.hcd.ca.gov



June 16, 2010

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

Dear Mr. Holland:

RE: Review of the City of Newman's Adopted Housing Element

Thank you for submitting Newman's housing element, adopted October 27, 2009 and received for review on March 18, 2010. The Department is required to review adopted housing elements and report the findings to the locality pursuant to Government Code Section 65585(h).

The adopted element addresses the statutory requirements described in the Department's December 10, 2009 review. As a result, the Department is pleased to find the element in compliance with State housing element law (Article 10.6 of the Government Code). The finding of compliance is based on the City's commitment to implement Program H-1 to rezone 6.6 acres to R-3 to address the unaccommodated need from the previous planning period by August 31, 2010. As referenced in the program, a minimum density of 20 units per acre must be established for the rezoned sites. The City should submit information reporting completion of the rezoning to demonstrate compliance with Government Code Section 65584.09 and 65583(c)(1) (AB 1233) which requires rezones to address the unaccommodated need to be complete within the first year of the 2009-2014 planning period (August 31, 2010). Please see the highlighted section of the enclosed technical assistance memo.

In addition, compliance is based on the City's commitment to implement Program H-7 to adopt a reasonable accommodation procedure and to evaluate and modify the definition of family (e.g., "reasonable number of persons occupying a dwelling") in the zoning code. Please see the enclosed sample definition of family for your consideration.

We are pleased to report Newman now meets specific requirements for several State funding programs designed to reward local governments for compliance with State housing element law. For example, the Housing Related Parks Program, authorized by Proposition 1C, Local Housing Trust Fund and the Building Equity and Growth in Neighborhoods (BEGIN) Programs include housing element compliance either as a threshold or competitive factor in rating and ranking applications. More specific information about these and other programs is available on the Department's website at http://www.hcd.ca.gov/hpd/hrc/plan/he/loan_grant_hcompl011708.pdf.

Mr. Michael E. Holland
Page 2

In particular, the Housing Related Parks (HRP) Program, authorized by Proposition 1C, is an innovative new program rewarding local governments for the approval of housing for lower-income households and provides grant funds to eligible local governments for every qualifying housing start, beginning calendar year 2010. More specific information about the HRP Program is available on the Department's website at <http://www.hcd.ca.gov/hpd/hrpp/>.

The Department wishes Newman success in implementing the housing element and looks forward to following its progress through the General Plan annual progress reports pursuant to Government Code Section 65400 and receiving information about completion of rezoning. If the Department can provide assistance in implementing any housing and land-use strategies, please contact Mario Angel, of our staff, at (916) 445-3485.



Cathy E. Creswell
Deputy Director

Enclosures

cc: Stephanie Ocasio, Assistant Planner, City of Newman
Martin Carver, Consultant, Coastplans

Honorable Mayor and Members
of the Newman City Council

City Council Meeting
of August 24, 2010

AWARD BID FOR THE PER CAPITA PARK IMPROVEMENT PROJECT

RECOMMENDATIONS:

1. Adopt Resolution No. 2010- , awarding the Per Project to Haskell and Haskell Engineering and Construction Services, Inc. for a not to exceed amount of \$185,000.00.
2. Authorize the City Manager to execute the project contract

BACKGROUND:

The California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 is intended to acquire and develop neighborhood, community and regional parks and recreational areas.

The Per Capita Grant Program (funded by the Act) is intended to maintain a high quality of life for California's growing population by providing a continuing investment in parks and recreational facilities. Specifically, it is for the acquisition and development of neighborhood, community, and regional parks and recreation lands and facilities in urban and rural areas. Sixty percent (60%) of the funds were allocated to entities based on population; the City of Newman's allocation is \$220,000.00.

On May 25, 2010 the City Council allocated a total of \$160,000.00 of Per Capita funding towards the following:

- \$100,000.00 - Barrington Park Rehabilitation Project
- \$ 25,000.00 - City-Wide Fitness Project
- \$ 30,000.00 - Carlsen Park Development Project
- \$ 5,000.00 – Dog Park Development Project

A Notice to Contractors (bid) was released online and to local Building Exchanges on July 21, 2010 and advertised in both the West Side Index and Modesto Bee on July 29, 2010. A total of two bids were received and read on Monday August 16, 2010 at 2:00pm. The Bid amounts are as follows:

Company Name	Total Bid	Barrington Park	Carlsen Park	City-Wide Fitness	Alt. #1	Alt. #2	Alt. #3	Alt. #4
Haskell & Haskell	\$223,338.00	\$120,750.00	\$60,625.10	\$41,963.00	-\$27,465.00	-\$7,774.00	\$51,480.00 or \$6,462.00	\$3,500.00
Perma-Green	\$267,000.00	\$127,000.00	\$81,000.00	\$59,000.00	-\$20,000.00	-\$10,000.00	\$1,200.00 or \$1,200.00	\$3,000.00

ANALYSIS:

The City Engineer has reviewed the bids and found them to be in proper order. Upon review of the bids and available funding, it was found that the City did not have adequate funding to complete all three projects. To better rehabilitate Barrington Park and still provide fitness opportunities to the public, staff is proposing that the Carlsen Park development project not be awarded at this time.

During the RFP process, staff had identified project alternates for bid; they included Alternate #1 - utilizing wood chips instead of resilient playground surfacing at Barrington Park, Alternate #2 - utilizing wood chips instead of resilient playground surfacing at Carlsen Park, Alternate #3 - individual versus group signage for each fitness circuit and Alternate #4 – the replacement of the existing light post at Lions Park with an energy efficient light post.. To be within the range of available funding, staff has found the following two scenarios to be the most feasible:

Option 1

Award Barrington Park Rehabilitation Project with resilient playground surfacing	\$120,750.00
Award City-Wide Fitness Project	<u>\$ 57,719.00</u>
(includes a standard light fixture at Lions Park and 18 Signs*)	<u>\$178,469.00</u>

Option 2

Award Barrington Park Rehabilitation Project with wood chip playground surfacing	\$ 93,285.00
Award City-Wide Fitness Project	<u>\$ 57,719.00</u>
(includes a standard light fixture at Lions Park and 18 Signs*)	<u>\$151,004.00</u>

*Signs are currently quoted at: \$15,756.00 for the project, staff is currently in discussion with the contractor for an alternate sign plan that will cost approximately \$7,000.00, resulting in a potential savings of \$8,756.00 for either option.

Both options will require Per Capita funding amount revisions. Staff has contacted the California Department of Parks and Recreation (the administrators of the Per Capita Grant) and has received pre-approval for amending the Per Capita allocation amounts set by Council back in May.

FISCAL IMPACT:

Fund 17 (State Grants):	\$220,000.00
Per Capita Allocation:	(\$160,000.00)
<u>Hill Park</u>	<u>(\$ 25,000.00)</u>
Remaining	\$ 35,000.00

Option 1: Allocate an Additional \$30,000.00 in Per Capita Funding toward project

Option 2: Allocate an Additional \$ 3,000.00 in Per Capita Funding toward project

CONCLUSION:

The City of Newman advertised and received bids for the Per Capita Park Improvement Project and has determined Haskell and Haskell Engineering and Construction Services, Inc to be the lowest responsible bidder.

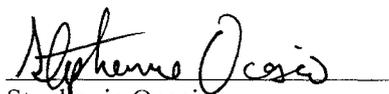
Given that staff is still working with the Contractor to determine the best pricing options for signage and potential unforeseen change orders (which can be common), staff recommends that the Council select one of the following two options:

1. Adopt Resolution No. 2010- , awarding the Per Project to Haskell and Haskell Engineering and Construction Services, Inc. for a not-to-exceed amount of \$185,000.00 and authorize the City Manager to execute the project contract.
2. Adopt Resolution No. 2010- , awarding the Per Project to Haskell and Haskell Engineering and Construction Services, Inc. for a not-to-exceed amount of \$158,000.00 and authorize the City Manager to execute the project contract.

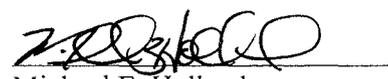
ATTACHMENTS:

1. Exhibit A – Tabulation of Bids
2. Exhibit B – Resolution No. 2010-
3. Exhibit C – Resolution No. 2010-

Respectfully Submitted,


Stephanie Ocasio
Assistant Planner

REVIEWED/CONCUR:


Michael E. Holland
City Manager

RESOLUTION NO. 2010-

AWARDING A BID FOR THE PER CAPITA PARK IMPROVEMENT PROJECT

WHEREAS, the City of Newman is desirous of constructing the Per Capita Park Improvement Project; and

WHEREAS, the City of Newman has solicited for and received the following bids:

Company Name	Total Bid	Barrington Park	Carlsen Park	City-Wide Fitness	Alt. #1	Alt. #2	Alt. #3	Alt. #4
Haskell & Haskell	\$223,338.00	\$120,750.00	\$60,625.10	\$41,963.00	-\$27,465.00	-\$7,774.00	\$51,480.00 or \$6,462.00	\$3,500.00
Perma-Green	\$267,000.00	\$127,000.00	\$81,000.00	\$59,000.00	-\$20,000.00	-\$10,000.00	\$1,200.00 or \$1,200.00	\$3,000.00

WHEREAS, Haskell and Haskell Engineering and Construction Services, Inc is the lowest responsible bidder; and

WHEREAS, the City Council of the City of Newman has determined that it would be in the best interest of the City to enter into a contract with Haskell and Haskell Engineering and Construction Services, Inc.; and

WHEREAS, funds for the project are available through a California Per Capita grant allocation.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman hereby approves the contract with Haskell and Haskell Engineering and Construction Services, Inc in an amount not-to-exceed \$185,000.00 and authorizes the City Manager to execute said contract for the Per Capita Park Improvement Project

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of August, 2010 by Councilmember _____, 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

City Clerk of the City of Newman

RESOLUTION NO. 2010-

AWARDING A BID FOR THE PER CAPITA PARK IMPROVEMENT PROJECT

WHEREAS, the City of Newman is desirous of constructing the Per Capita Park Improvement Project; and

WHEREAS, the City of Newman has solicited for and received the following bids:

Company Name	Total Bid	Barrington Park	Carlsen Park	City-Wide Fitness	Alt. #1	Alt. #2	Alt. #3	Alt. #4
Haskell & Haskell	\$223,338.00	\$120,750.00	\$60,625.10	\$41,963.00	-\$27,465.00	-\$7,774.00	\$51,480.00 or \$6,462.00	\$3,500.00
Perma-Green	\$267,000.00	\$127,000.00	\$81,000.00	\$59,000.00	-\$20,000.00	-\$10,000.00	\$1,200.00 or \$1,200.00	\$3,000.00

WHEREAS, Haskell and Haskell Engineering and Construction Services, Inc is the lowest responsible bidder; and

WHEREAS, the City Council of the City of Newman has determined that it would be in the best interest of the City to enter into a contract with Haskell and Haskell Engineering and Construction Services, Inc.; and

WHEREAS, funds for the project are available through a California Per Capita grant allocation.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman hereby approves the contract with Haskell and Haskell Engineering and Construction Services, Inc in an amount not-to-exceed \$158,000.00 and authorizes the City Manager to execute said contract for the Per Capita Park Improvement Project

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of August, 2010 by Councilmember _____, 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

City Clerk of the City of Newman

**CONSIDER APPROVAL OF THE CONSOLIDATED ANNUAL PERFORMANCE AND
EVALUATION REPORT (CAPER) RELATING TO ITS FY 2009-2010 PAST ACTIVITY
AND OPEN PUBLIC COMMENT PERIOD**

RECOMMENDATION:

1. Consider approval of the Draft Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) Program.
2. Release draft report for the required 14 day public comment period
3. Set public hearing for September 14, 2010 at 7:00 pm or thereafter to close public comment period and consider approval of the Draft Consolidated Annual Performance Evaluation Report (CAPER).

BACKGROUND:

As a participating jurisdiction in the Community Development Block Grant (CDBG) Entitlement program, a Consolidated Annual Performance Evaluation Report (CAPER) must be prepared, made available for a fourteen day review period and submitted to the Department of Housing and Urban Development (HUD). This guideline also requires a public hearing. The public hearing will be held to solicit comments relative to the implementation and performance of the jurisdiction's Consolidated Plan and Annual Action Plans.

The CAPER consists of a number of discussion points which describe the outcomes of the Block Grant program for the previous fiscal year. The first part concerns the accomplishments of the jurisdictions participating in the Stanislaus County Community Development Block Grant Program Consortium for FY 2009-2010. The second part of the narrative is the assessment of the five-year objectives of the Stanislaus County 2007-2011 Consolidated Plan and the activities for FY 2009-2010. The third part of the narrative consists of general HUD reporting requirements.

The City of Newman is part of a six-member CDBG/ESG Consortium with Stanislaus County as the lead agency. Of the \$2,601,386.00 that the Consortium received in FY 2009-2010, the City of Newman was allocated \$252,742.00. All remaining funds are carried forward to FY 2010-2011 to be budgeted for similar activities.

The CAPER assesses the progress of the Consortium and its members in its implementation of projects and programs listed and described in the Consolidated Plan. An excerpted copy of the CAPER will be provided at the meeting for your review.

ANALYSIS:

Consider adoption of the Consolidated Annual Performance and Evaluation Report (CAPER) relating to its FY 2009-2010 past activity; \$2.6 million Community Development Block Grant and \$109,687.00 Emergency Shelter Grant and Open Public Comment period.

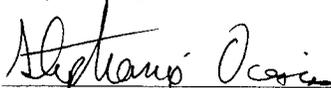
FISCAL IMPACT:

Positive, the City of Newman was allocated \$252,742.00 in fiscal year 2009-2010.

CONCLUSION:

Staff recommends that Council consider approval of the Stanislaus County Draft Consolidated Annual Performance Evaluation Report (CAPER), release said report for the required 14 day public comment period and set the required public hearing for September 14, 2010.

Respectfully submitted,



Stephanie Ocasio
Assistant Planner

REVIEWED/CONCUR



Michael Holland
City Manager

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.c.**
City Council Meeting
of August 24, 2010

REPORT ON NEWMAN FALL FESTIVAL 2010

RECOMMENDATION:

Staff recommends the City Council approve the annual Fall Festival.

BACKGROUND:

The Fall Festival is a well established annual community event. Staff has been working with the Fall Festival Committee in organizing this year's event.

ANALYSIS:

As of the date and time of the preparation of this staff report, the organizing committee is the final stages of planning this year's event. Any subsequent changes will be reported out by staff during the presentation of this report.

Routine street closures and parade street closure as in previous years are as follows:

- ❖ "R" Street – Will be closed between Fresno and Tulare Streets from Wednesday, September 1 at 5am to Monday, September 6, at noon. The carnival will be set up on this street.
- ❖ Fresno Street – Will be closed between "R" and "Q" Street from Saturday, September 4, at 5am to Monday, September 6 at 12 am.
- ❖ Tulare Street – Will be closed between "R" and "Q" Streets, Sunday, September 5, from 7am to 7pm.
- ❖ "Q" Street - Will be closed to through traffic on Sunday, September 5, from 11am to 2pm. Parking will be allowed on this street during the entire event.
- ❖ Fall Festival Parade Street Closure 9am to 2pm on Sunday, September 5, Main Street will be closed from Mariposa to Merced, Merced Street from Main to "P" Street, "P" Street from Merced to Fresno, and Fresno Street from "P" to "Q" Streets. This will also include "S" Street between Kern/Mariposa for horse staging.

The Fall Festival Committee will have the \$3,000,000.00 insurance and liability policy with the city as an additional insured in place before the event. The organizing committee is requesting city services as has been provided in past years and is aware that any costs not covered by City Council action will be the responsibility of the Fall Festival Committee. The committee is also working with the Public Works Director on the required number of portable restrooms, trash receptacles, and barricades as well as other needs in the park. There are no changes in this area as well as these are the same requests as were approved by the City Council last year.

Other requests not covered by the Committees request are:

1. Waive Business License fees for vendors in the park
2. Exclusive use of City Park
3. Waive permit to have alcohol in the park.
4. Authorize the use of the entire City Park as a Beer Garden. (This has been approved by ABC in previous years.)

The Police Department has been working with the Fall Festival Committee to assess police coverage. Previous security issues for this event indicate usual calls for police service have been to handle minor incidents such as disturbances and public intoxication.

FISCAL IMPACT:

Past year's expense for employee overtime is generally about \$ 3,000.00. In previous years, \$ 1,000.00 was budgeted specifically for the Fall Festival event, but this has been eliminated from the City's budget.

Last year, the Police Department made staffing modifications to reduce expenses. The result was severe understaffing in the park and surrounding areas, due to a nearby shooting and other event-related incidents. This year, the Police Department will fully staff the park with all available personnel. It is staff's recommendation that all costs be invoiced to the Fall Festival Committee.

CONCLUSION: This staff report is submitted for City Council consideration and action. Staff recommends the City Council approve the 2010 Fall Festival. Staff also recommends that any costs be invoiced to the Fall Festival Committee.

ATTACHMENTS:

1. Request for City Services.

Respectfully submitted,



Brett Short
Police Lieutenant

REVIEWED/CONCUR:



Michael Holland
City Manager

NEWMAN FALL FESTIVAL

Request for City Services

September 1 to September 5

1. The carnival

- a. Barricades, parking, streets blocked
- b. Potable toilets and hand wash units will be in place for them Wednesday.
- c. Friday, Saturday and Sunday, Night hours till Midnight
- d. Walk-around security (Private)

2. Parade

- a. Line up on P,Q,R and S streets from Yolo to Kern
- b. Horses on "S" Street for pre-judging
- c. Parade to start on Mariposa to Main, south to Merced, west to P Street, north to Fresno west to park, end of parade
- d. Parade will dismantle at the FDES Hall.
- e. Trailers for announcing and VIP at Tulare/Main (1 trailer) and Q/Fresno (1 trailer), VIP seating under awnings on opposite (south) side.
- f. Posting of signs, barricade control and parade monitoring.
- g. Begin the parade (P.D.)
- h. Power to sound systems
- i. Portable stairs at Fresno Street trailer for officials (north side)

3. Security

- a. All night in the park to protect booths on Saturday night only (Private)
- b. Additional security at the Beer and Margarita Booths.
- c. Carnival Security (Private)

4. Block Streets around the park, certain days, no parking

(specific vehicle will have parking permits as in the past).

- a. Children's games (Saturday morning) Fresno. Keep closed both days, 4th & 5th for 3-on-3, Games, Parade, Races. Etc.
- b. Car Show (Sunday Morning) Tulare between R & Q Streets
- c. Carnival (Wed.-Sun.) on (R) Street

5. Park Facilities

- a. Waste-wheelers throughout the park
- b. Lighting throughout the park
- c. Close off the old fountain
- d. Lighting at the portable toilets
- e. Gazebo lighting and electricity
- f. Bleachers (Cerutti Bros and School Dist. and Stan. Co. Fair)
- g. Ice trailer electricity
- h. Recycle bins in park
- i. Temporary electricity pole at Tulare & Q Street

Honorable Mayor and Members
of the Newman City Council

**APPROVE AERATOR PURCHASE FROM SAPUTO CHEESE USA, INC. FOR THE CITY OF
NEWMAN WASTE WATER TREATMENT PLANT AERATION BASIN No. 2**

RECOMMENDATION:

It is recommended that the City Council approve the purchase of four 50hp Aqua-Jet floating surface aerators for aeration basin No. 2 from Saputo Cheese USA, Inc.

BACKGROUND:

Recently, City staff conducted a tour of the Waste Water Treatment Plant facilities for Saputo Cheese USA, Inc.. After the tour Saputo Cheese contacted the City to see if we would be interested in purchasing aerators that Saputo Cheese USA, Inc. had purchased for one of their plants but had not installed. The restocking fee was too costly; therefore they would like to offer them to the City at a substantially reduced cost.

The existing aqua-jet floating surface aerators in Aeration Basin No. 2 were installed in 1993 and are reaching the end of their expected life cycle. With an average life expectancy of 18 years, they are coming due for replacement. The existing aerators are currently scheduled for replacement in 2012 as identified in the WWTP's Capital Improvement Plan.

ANALYSIS:

Staff investigated further and found that the aerators offered are the same type as the existing aerators, which are high quality with little maintenance and a long life span. These aerators are new, unused and still in the crates. This provides an excellent opportunity for the City to replace the existing aerators at a substantial savings. The total cost Saputo Cheese paid for the four aerators, anti-erosion assemblies, installation cables etc., was \$69,620.96. Saputo Cheese is offering them to the City of Newman for 60% of the purchase price or \$41,772.58. The aerators will have to be shipped from Wisconsin, and the shipping estimates are approximately \$3,500.00 for a total purchase cost of \$45,272.58. If the City purchased the aerators new from the factory in Illinois we would still be responsible for shipping costs.

Since this was not a budgeted item staff investigated alternatives for funding. The WWTP has a main entrance road maintenance project identified in the 2010-2011 budget, estimated at \$50,000.00. Staff determined that the road maintenance project could be postponed until the 2011-2012 fiscal year and the funds re-allocated for the purchase of the new aerators this fiscal year without impacting the current budget. Associated installation costs will be at a minimum since it will be done in house.

FISCAL IMPACT:

<u>Sewer Fund Expenditure</u>	
10/11 overlay Budgeted amount	\$50,000.00
Aerator purchase amount	<\$41,772.58>
<u>Estimated shipping</u>	<u><\$3,500.00></u>
Remaining Funds	\$4,727.42

As noted above, there is a remaining available balance of \$4,727.42. A portion of the remaining funds will be used for miscellaneous installation costs such as electrical cables, crane truck services etc.

CONCLUSION:

The City of Newman WWTP's Aeration Basin #2 aerators are identified in the Waste Water Capital Improvement Plan to be replaced in 2012. Saputo Cheese has offered to sell the City of Newman the same aerators at a substantial savings to the City. In order to minimize the impact to the Sewer Fund, the road maintenance project for the WWTP scheduled for this fiscal year could be delayed for one year and those funds then used to purchase the aerators this year. Therefore, staff recommends that the City Council approve the purchase of four 50hp Aqua-Jet floating surface aerators for aeration basin #2 from Saputo Cheese USA, Inc. and delay the WWTP road maintenance project to Fiscal Year 2011/2012.

ATTACHMENTS:

1. Exhibit A – Saputo Cheese original purchase order

Respectfully Submitted,



Garner Reynolds
Director of Public Works

REVIEWED/CONCUR:



Michael E. Holland
City Manager



PURCHASE ORDER

WC201487-ENG
PACKING SLIP MUST ACCOMPANY SHIPMENT
ABOVE PURCHASE ORDER NUMBER AND ITEM NUMBER MUST APPEAR ON ALL INVOICES, PACKAGES, PACKING SLIPS, CORRESPONDENCE & ETC.

VENDOR	SHIP TO	BILL TO
Aqua-Aerobic Systems, Inc.	Saputo Cheese USA Inc.	Saputo Cheese USA Inc.
6306 N. Alpine Road	317 Rosera St.	317 Rosera St.
Loves Park, IL 61111-7655	Lena, WI 54139	PO Box 198
		Lena, WI 54139
Contact: Dennis Holder	Contact: Mike McClellan	Contact: Vicki Larsen
Tel: (815) 639-4553	Tel: (920) 829-4257	Tel: (920) 829-4266
Fax: (815) 654-8258	Fax: (920) 829-5631	Fax: (920) 829-5631
Date of order: 3/25/10	Terms:	
Date required: 4/9/10		

QUANTITY	DESCRIPTION	AMOUNT
4	Aqua-Jet 50 hp Model FSS Endura Series Aqua-Jet Aaerators each \$16,411.25 as described on Proposal #21942 including Unit to be drilled and plugged for possible future fiberglass cover installation	\$65,645.00
4	304 stainless steel anti-erosion assembly for 50 hp aerators each \$442.74	\$1770.96
1500 ft	7 x 9 x 1/4 inch high flex 304 stainless steel mooring cable at \$0.85 per foot	\$1,275.00
48	Cables clips 1/4 inch U-bolt each \$2.51	\$120.48
24	3/16 - 1/4 inch 316 stainless steel wire rope thimbles each \$2.48	\$59.52
	Freight	\$750.00
Confirming verbal order, do not duplicate!		
Note: Invoices must show sales tax as a separate line item if sales taxes are included in the Invoice Total, including the rate and the amount considered taxable.		
PROJECT NUMBER	ENG. FILE NUMBER 144-089-10	TOTAL \$69,620.96

INITIATOR	DATE	APPROVED BY	DATE
		Ward Cramer	3/25/2010

Honorable Mayor and Members
of the Newman City Council

**AUTHORIZATION OF FINANCE DIRECTOR TO PURCHASE
SPRINGBROOK SOFTWARE FOR THE CITY OF NEWMAN**

RECOMMENDATION:

It is recommended that the Newman City Council approve Resolution No. 2010- , authorizing the Finance Director to purchase Springbrook accounting software from Springbrook Software, Inc.

BACKGROUND:

On September 9, 1988, the Newman City Council authorized the purchase of Corbin Willits - MOM accounting software and hardware. Some of the hardware purchased included a WYSE 60 Terminal, a (2400/4800) baud modem, and 80MB hard drive, 4MB of RAM and UNIX software. Since that time our hardware has been significantly improved; but, we still have the same accounting software. It has come to our attention that Corbin Willits commitment toward development of this product has been declining. They currently have 1 full time technical support employee and we are only 1 of 2 in Stanislaus County still using MOM; the other city being Hughson.

ANALYSIS:

During the building of the FY 10/11 budget, the knowledge of moving to a new accounting system was known; however the cost of accounting software was not included in the budget since no research into suppliers or costs was begun. There are two software developers that make products that would fit our current size and estimated growth. After review, Springbrook software has the better fit. After much negotiation Springbrook has significantly lowered their costs. Due to our current economy Springbrook has allowed us to break the cost of the software over 7 years to lessen the impact on our current and future fiscal years. They've also forgone any interest on the first two years.

FISCAL IMPACT:

The current year budget adjustment would be \$45,000 split between Water, Sewer and General Fund (34%, 33%, and 33% respectively).

CONCLUSION:

Staff recommends the City Council approve Resolution No. 10- authorizing the Finance Director to enter into an agreement with Springbrook Software for the purchase, installation, data transfer, training and support of their Springbrook V7 software and recommends a current year budget adjustment of \$45,000.

ATTACHMENTS:

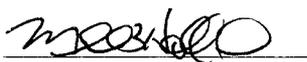
1. Attachment "A" includes a cost breakdown and payment schedule.
2. Resolution No. 2010- , authorizing the Finance Director to purchase Springbrook accounting software from Springbrook Software, Inc.

Respectfully submitted:



Lewis Humphries
Finance Director

REVIEWED/CONCUR:



Michael Holland
City Manager

ATTACHMENT "A"

1. Attached is the order form, cost breakdowns, annual maintenance costs, payment terms and a schedule of estimated annual overall costs.

Springbrook Software Inc. Order Form
License Products, Professional and Maintenance Services

Client Information			
Client Name:	City of Newman	Contact Email:	lhumphries@cityofnewman.com
Client Contact:	Low Humphries, Finance Director	Contact Phone:	(209) 862-3725
Billing Address:	1162 Main Street		
City:	Newman	State:	CA Zip: 95360
Service Term (Pursuant to terms and conditions of the Software License Agreement and Software Maintenance Agreement)			
Effective Date:			
Licensed Software Products			
Type	License	Schedule of Fees	Fee
One Time Fee	<i>Finance Suite</i>	See Payment Terms below	\$10,000
One Time Fee	<i>Purchase Orders</i>		\$4,000
One Time Fee	<i>Payroll</i>		\$6,000
One Time Fee	<i>Extended Payroll</i>		\$2,000
One Time Fee	<i>Accounts Receivable</i>		\$5,000
One Time Fee	<i>Central Cash</i>		\$5,000
One Time Fee	<i>Utility Billing</i>		\$7,000
One Time Fee	<i>Standard Meter Interface</i>		\$3,500
One Time Fee	<i>Licenses & Misc. Permits</i>		\$6,000
One Time Fee	<i>SQL Client Runtime (8 named users)</i>	Client is responsible for SQL Server	\$6,000
<i>Total License Fee:</i>			\$54,500
Professional Services			
Type	Services	Schedule of Fees	Fee
One Time Fee	<i>Training & Consulting</i>	See Payment Terms below	\$48,500
One Time Fee	<i>Implementation Management</i>		\$14,500
One Time Fee	<i>Data Conversion</i>		\$24,000
One Time Fee	<i>Business Process Study (BPS)</i>		\$9,600
<i>Total Implementation Services:</i>			\$96,600
Product Maintenance Services			
Type	Services	Schedule of Fees	Fee
Annual Fee	<i>Springbrook Maintenance</i>	1 st yr due six months after contract signing on pro-rata basis. Subsequent years due 1 st month of each FY thereafter.	See table below for 1 st 12 months
Annual Fee	<i>SQL Client Maintenance (8 User)</i>	1 st year due at contract signing. Subsequent years due every 12 months thereafter.	See table below for 1 st 12 months
<i>Total Maintenance Fees:</i>			TBD
DISCOUNT			-22,950
TOTAL (not including maintenance or travel costs)			\$128,150

This order form is issued pursuant to the terms and conditions set forth in the Master Agreement its addendums and supplements. Client agrees that services not defined in this agreement or order form may incur additional costs. By signing below the client agrees to the terms of this order form and the agreement referenced above.

Vendor:

By: _____

Name (Print): Marily Rementeria

Title: Managing Partner, Sales & Implementation Services

Date: _____

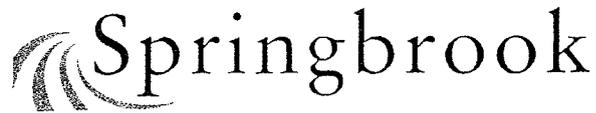
Client:

By: _____

Name (Print): _____

Title: _____

Date: _____



Conversion Estimate for City of Newman, CA

Application to be converted	Conversion Estimates
Chart of Accounts	\$2,400
GL Transaction Balances*	\$2,400
Accounts Payable Vendor Master	\$2,400
Payroll Masters - Employee Data (Does not include History)	\$3,600
Utility Billing Masters -Customers	\$2,400
Utility Billing Financial History - 3 Years	\$3,600
Utility Billing Meter History - 3 Years	\$3,600
Bus. License Masters	\$3,600
Total Estimated Conversion Costs	\$24,000

* Note: Conversion to include chart of accounts, the current year's budget, current YTD balance (as of a specific date designated by the client), and previous year's ending balance.

Cost of Data Conversion:

An estimated cost of your data conversion has been provided in this quote. This estimate is for up to three separate data pulls for UB, one for Finance and Payroll. We will need to review an actual sample of your data to confirm this estimate. Certain factors may cause the cost to exceed the amount quoted. See section below titled "Not Included in Estimate".

Not Included In Estimate:

There are a variety of factors that can influence the cost of a conversion and a variety of items that are not included in the standard cost estimate for your conversion. For example, your estimate will not include the following:

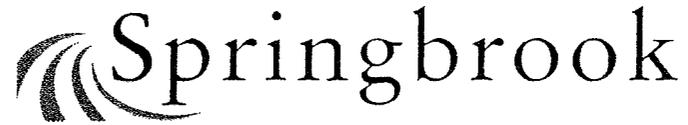
- Removal of data from your existing system
- Consulting on removal of data from your existing system
- Changes or modifications requested after the first conversion and different from the specifications we originally received.
- Changes in the format we receive the data in after the first conversion
- More than three conversions in UB or more than one conversion for Finance and Payroll

Cost Factors:

In addition, the following items can increase the cost of your conversion:

- Mixed formats of data (a file containing tab delimited or comma delimited format).
- Problems with data integrity
- Data manipulation not for the purpose of the conversion, but for the purpose of supplying you with information you did not previously have access to.
- Changes in the file format after the first conversion
- Changes requested to the data after the second conversion
- No file or incorrect file layouts

No cost of fees in excess of those set forth in the Schedule of Fees will be incurred by the Licensee without prior acceptance of Licensee as indicated on a signed work order



Annual Maintenance Costs for City of Newman, CA

Application/Products	1st Year Maintenance
Finance Suite	\$2,200
Purchase Orders	\$880
Payroll	\$1,320
Extended Payroll	\$440
Misc. Accounts Receivable	\$1,100
Central Cash Management	\$1,100
Utility Billing Suite	\$1,540
Standard Meter Reading Interface	\$770
Licenses and Permits	\$1,320
Total Springbrook	\$10,670
Application Server Tier	\$1,500
Total Other	\$1,500
Total 1st Year Maintenance Costs	\$12,170

PAYMENT TERMS

DUE DATE

1st Year Investment (Interest Free)	\$18,307	Due With signed contracts
2nd Year Investment (Interest Free)	\$18,307	12 mos after contract signing
3rd Year Investment (5.0%)	\$21,140	24 months after contract signing
4th Year Investment (5.0%)	\$21,140	36 months after contract signing
5th Year Investment (5.0%)	\$21,140	48 months after contract signing
6th Year Investment (5.0%)	\$21,140	60 months after contract signing
7th Year Investment (5.0%)	\$21,153	72 months after contract signing

Principle and Interest Table

yr	pmt	prin	int	bal
				128,150
1	18,307	18,307	0	109,843
2	18,307	18,307	0	91,536
3	21,140	16,563	4,577	74,973
4	21,140	17,391	3,749	57,581
5	21,140	18,261	2,879	39,320
6	21,140	19,174	1,966	20,146
7	21,153	20,146	1,007	0

ESTIMATED ANNUAL COSTS FOR IMPLEMENTATION AND MAINTENANCE

Annual Costs	2010/11	2011/12	2012/13	2013/14	2014/15	2015/16	2016/17	2017/18 +
Software, Training, Conversion	\$ 18,307.00	\$ 18,307.00	\$ 21,140.00	\$ 21,140.00	\$ 21,140.00	\$ 21,150.00	\$ 21,153.00	\$ -
Travel Costs (estimated on high side)	\$ 18,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Annual Maintenance	\$ 4,500.00	\$ 12,170.00	\$ 12,170.00	\$ 12,170.00	\$ 12,170.00	\$ 12,170.00	\$ 12,170.00	\$ 12,170.00
TOTAL	\$ 40,807.00	\$ 30,477.00	\$ 33,310.00	\$ 33,310.00	\$ 33,310.00	\$ 33,320.00	\$ 33,323.00	\$ 12,170.00

Individual Fund Distribution	2010/11	2011/12	2012/13	2013/14	2014/15	2015/16	2016/17	2017/18 +
General Fund - 33%	\$ 13,466.31	\$ 10,057.41	\$ 10,992.30	\$ 10,992.30	\$ 10,992.30	\$ 10,995.60	\$ 10,996.59	\$ 4,016.10
Water Fund - 34%	\$ 13,874.38	\$ 10,362.18	\$ 11,325.40	\$ 11,325.40	\$ 11,325.40	\$ 11,328.80	\$ 11,329.82	\$ 4,137.80
Sewer Fund - 33%	\$ 13,466.31	\$ 10,057.41	\$ 10,992.30	\$ 10,992.30	\$ 10,992.30	\$ 10,995.60	\$ 10,996.59	\$ 4,016.10
TOTAL	\$ 40,807.00	\$ 30,477.00	\$ 33,310.00	\$ 33,310.00	\$ 33,310.00	\$ 33,320.00	\$ 33,323.00	\$ 12,170.00

RESOLUTION NO. 2010-

A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH SPRINGBROOK SOFTWARE TO PURCHASE FINANCIAL ACCOUNTING SOFTWARE FOR THE CITY OF NEWMAN

WHEREAS, the City Council of the City of Newman wishes to maintain a fully functional and up-to-date Municipal Financial Accounting Software; and

WHEREAS, it is recognized that our current accounting software is behind in its features and development, and has been in use since 1988.

WHREAS, it is recognized that having a full featured municipal software application would be a great benefit to the residents of the City of Newman.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Newman hereby authorizes the Finance Director to enter into an agreement with Springbrook Software, Inc. for the purchase, installation, transfer of data, training and support of their Springbrook V7 software package.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 24th day of August, 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

