



AGENDA
NEWMAN CITY COUNCIL
SPECIAL MEETING JANUARY 22, 2013
CITY HALL CONFERENCE ROOM, 6:30 P.M., 938 FRESNO STREET

1. **Call To Order.**
2. **Roll Call.**
3. **Items From The Public.**
4. **Adjourn To Closed Session**
 - a. Conference With Legal Counsel - Pending Litigation – MCI Engineering - One Case - G.C. 54956.9.
 - b. Return To Open Session.
5. **Adjournment.**



AGENDA
NEWMAN CITY COUNCIL
REGULAR MEETING JANUARY 22, 2013
CITY COUNCIL CHAMBERS, 7:00 P.M., 938 FRESNO 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. ([View Warrant Register](#))
 - c. Approval Of Minutes Of The January 8, 2013 Regular Meeting. ([View Minutes](#))
 - d. Adopt Resolution No. 2013- , A Resolution Approving The "Statement Of Investment Policy" For The City Of Newman. ([View Report](#))
 - e. Adopt Resolution No. 2013- , A Resolution Authorizing The City Manager And The Director Of Public Works To Execute Any Agreements, All Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements And Any Amendments Thereto With The California Department Of Transportation For The Design And Construction For The Highway 33 - Inyo Avenue Intersection And Traffic Signal Improvement Project. ([View Report](#))
9. Public Hearings
 - a. Adopt Resolution No. 2013- , A Resolution Declaring The Results Of A Noticed Protest Proceeding And Approving Certain Actions For Rates, Fees And Charges For Water Service(s). ([View Report](#))
10. Regular Business.
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

January 21 - Martin Luther King Jr. Day - City Offices Closed

January 22 - City Council - 7:00 P.M.

January 23 - Newman Quasquicentennial (125 Years) Planning Committee Meeting - 6:00 P.M.

January 23 - West Side Healthcare Taskforce Meeting - 6:00 P.M.

February 5 - NCLUSD Board Meeting - 6:00 P.M.

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

February 13 - Newman Quasquicentennial (125 Years) Planning Committee Meeting - 6:00 P.M.

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

February 18 - Presidents' Day Holiday- City Offices Closed.

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

February 20 - CDBG Annual Action Plan Community Meeting - 5:00 P.M.

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

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

February 27 - Newman Quasquicentennial (125 Years) Planning Committee Meeting - 6:00 P.M.

Accounts Payable

Void Check Proof List

User: smendonca
Printed: 01/18/2013 - 8:30AM



CITY OF NEWMAN
938 Fresno St. - 2nd Floor
P.O. Box 787
Newman, CA 95360
209-862-3725

Account Number	Amount	Invoice No	Inv Date	Description	Reference	Task Label	Type	PONumber	Close PO?	Line Item
Vendor: UB*00130		NANCY RAMOS								
Check No: 102689		Check Date: 11/09/2012								
	35.87		11/01/2012	Refund Check						0
63-00-2010										
Check Total:	35.87									
Vendor Total:	35.87									
Report Total:	35.87									

Accounts Payable

Manual Check Register



CITY OF NEWMAN
 938 Fresno St. - 2nd Floor
 P.O. Box 787
 Newman, CA 95360
 209-862-3725

User: smendonca
 Printed: 01/18/2013 - 8:45AM
 Batch: 70018.01.2013

		amount	Invoice No
Check: 102935	01/07/2013		
Vendor: RAB01	Rabobank		
		625.00	1/7/13
		625.00	1/7/13
		1,250.00	1/7/13
	Check total:	2,500.00	
Check: 102936	01/07/2013		
Vendor: HUT04	DONHUTCHINS		
		150.00	1/7/13
	Check total:	150.00	
Check: 102937	01/10/2013		
Vendor: SEC00	Secretary of State		
		40.00	1/10/13
	Check total:	40.00	
Check: 102948	01/11/2013		
Vendor: UPI01	Up In Smoke Catering		
		1,220.00	1/11/13
	Check total:	1,220.00	
Check: 102949	01/15/2013		
Vendor: TEL01	TelePacific Communications		
		194.79	42620175-0
		98.87	42620175-0
		98.86	42620175-0
		98.87	42620175-0
		98.87	42620175-0
	Check total:	590.26	
	Total for Accounts Payable Check Run:	4,500.26	

Accounts Payable

AP Check Register for Council



CITY OF NEWMAN
 938 Fresno St. - 2nd Floor
 P.O. Box 787
 Newman, CA 95360
 209-862-3725

User: smendonca

Printed: 01/18/2013 - 9:03 AM

Name	Account	Description	Check Nu	Check D	Amount
Advanced Building Cleaners, Inc.	10-33-62C	Power sweeping service/December 2012	102950	1/18/2013	3,634.02
ARAMARK UNIFORM SERVICES	10-33-62C	Uniform cleaning/mat rental/towels/December 2012	102951	1/18/2013	81.44
ARAMARK UNIFORM SERVICES	10-44-62C	Uniform cleaning/mat rental/towels/December 2012	102951	1/18/2013	54.28
ARAMARK UNIFORM SERVICES	60-50-62C	Uniform cleaning/mat rental/towels/December 2012	102951	1/18/2013	54.29
ARAMARK UNIFORM SERVICES	63-56-62C	Uniform cleaning/mat rental/towels/December 2012	102951	1/18/2013	81.44
ARAMARK UNIFORM SERVICES	10-22-62C	Uniform cleaning/mat rental/towels/December 2012	102951	1/18/2013	55.98
ARAMARK UNIFORM SERVICES	10-07-62C	Uniform cleaning/mat rental/towels/December 2012	102951	1/18/2013	182.60
ARAMARK UNIFORM SERVICES	10-21-62C	Uniform cleaning/mat rental/towels/December 2012	102951	1/18/2013	150.18
ARROWHEAD MOUNTAIN SPRING	10-45-63C	Bottled water/December 2012	102952	1/18/2013	8.58
ARROWHEAD MOUNTAIN SPRING	60-50-63C	Bottled water/December 2012	102952	1/18/2013	37.26
ARROWHEAD MOUNTAIN SPRING	10-21-63C	Bottled water/December 2012	102952	1/18/2013	-5.00
AT&T MOBILITY	10-21-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	432.99
AT&T MOBILITY	63-56-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	167.93
AT&T MOBILITY	10-44-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	45.15
AT&T MOBILITY	69-47-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	10.89
AT&T MOBILITY	60-50-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	243.54
AT&T MOBILITY	10-07-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	10.20
AT&T MOBILITY	10-22-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	24.39
AT&T MOBILITY	10-33-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	27.20
AT&T MOBILITY	10-02-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	37.77
AT&T MOBILITY	10-45-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	28.57
AT&T MOBILITY	10-03-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	38.80
AT&T MOBILITY	10-14-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	42.46
AT&T MOBILITY	73-70-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	35.80
AT&T MOBILITY	22-20-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	3.90
AT&T MOBILITY	10-06-64C	Cell phone use 12/6/12-1/5/13	102953	1/18/2013	63.47
AT&T MOBILITY	10-21-64C	Cell phone use 12/3/12-1/2/13 - PD	102953	1/18/2013	405.74
BERTOLOTTI DISPOSAL	69-47-62C	Landfill fees/December 2012	102954	1/18/2013	200.00
BERTOLOTTI DISPOSAL	10-33-62C	Landfill fees/December 2012	102954	1/18/2013	392.82
BLUE SHIELD OF CALIFORNIA	10-00-22C	Health insurance premium/January 2013	102955	1/18/2013	5,150.10
BLUE SHIELD OF CALIFORNIA	10-00-22C	Health insurance premium/February 2013	102955	1/18/2013	6,742.00
BORGE'S GLASS & MIRROR	10-07-62C	Installed new front door closure/1162 Main St.	102956	1/18/2013	349.50
CAL TRAFFIC SIGNS	10-33-63C	20 stop signs/1 ahead sign	102957	1/18/2013	749.73
CAL TRAFFIC SIGNS	10-33-63C	20 post caps/20 cross pieces	102957	1/18/2013	376.48
CBA (ADMIN FEES)	10-00-22C	Dental-vision admin fees/January 2013	102958	1/18/2013	221.00
Chevron & Texaco Business Card Services	10-33-65C	Gas purchases	102959	1/18/2013	283.98
Chevron & Texaco Business Card Services	10-44-65C	Gas purchases	102959	1/18/2013	169.19
Chevron & Texaco Business Card Services	63-56-65C	Gas purchases	102959	1/18/2013	603.83
Chevron & Texaco Business Card Services	60-50-65C	Gas purchases	102959	1/18/2013	240.01
Chevron & Texaco Business Card Services	10-21-65C	Gas purchases	102959	1/18/2013	3,276.54
Chevron & Texaco Business Card Services	10-22-65C	Gas purchases	102959	1/18/2013	265.33
Chevron & Texaco Business Card Services	69-47-65C	Gas purchases	102959	1/18/2013	106.28
Chevron & Texaco Business Card Services	10-07-65C	Gas purchases	102959	1/18/2013	19.18
Chopper Guys, Inc.	60-50-62C	Plant oats/McPike	102960	1/18/2013	2,717.00
Crowne Plaza Concord	10-21-66C	Hotel/POST	102961	1/18/2013	462.30

Name	Account	Description	Check Nu	Check D	Amount
CSG Consultants, Inc	10-23-621	Bldg permit issues/December 2012	102962	1/18/2013	728.67
CSG Consultants, Inc	10-23-621	Bldg permit finals/December 2012	102962	1/18/2013	824.14
CSG Consultants, Inc	10-23-621	Plan check deposits/December 2012	102962	1/18/2013	1,099.63
CSG Consultants, Inc	10-23-621	In house plan check fees/December 2012	102962	1/18/2013	327.41
CSG Consultants, Inc	10-23-624	BL insp - Autozone	102962	1/18/2013	25.00
Dave's Drain Cleaning & Plumbing	60-50-62C	Hydro jetting work/Merced St.	102963	1/18/2013	350.00
DL White Law Group	61-55-752	Professional services through 12/31/12/MCI Engineering	102964	1/18/2013	2,869.39
Duarte Angela	10-00-552	Refund Pioneer Park rent - canceled/Duarte 6/7/13	102965	1/18/2013	45.00
ECONOMIC TIRE SHOP	63-56-653	Tire repair	102966	1/18/2013	22.18
ECONOMIC TIRE SHOP	10-44-653	Fixed tire/Mower #2	102966	1/18/2013	16.00
ENVIRONMENTAL TECHNIQUES	60-50-63C	60 ProOxidizer	102967	1/18/2013	3,540.00
Espinoza Gloria	10-00-284	Refund Memorial Bldg deposit/Espinoza	102968	1/18/2013	200.00
Felber Shaun	10-00-572	Refund due to Men's Basketball League cancelation/Felber	102969	1/18/2013	400.00
FRANKLIN PET CEMETERY & C	10-21-62C	Animal disposal clinics/December 2012	102970	1/18/2013	74.00
Grand Lodge of California	40-07-813	New City Hall payment/February 2013	102971	1/18/2013	538.68
Grand Lodge of California	60-50-813	New City Hall payment/February 2013	102971	1/18/2013	538.68
Grand Lodge of California	63-56-813	New City Hall payment/February 2013	102971	1/18/2013	538.68
Grand Lodge of California	40-07-812	New City Hall payment/February 2013	102971	1/18/2013	1,099.55
Grand Lodge of California	60-50-812	New City Hall payment/February 2013	102971	1/18/2013	1,099.56
Grand Lodge of California	63-56-812	New City Hall payment/February 2013	102971	1/18/2013	1,099.55
IDEXX LABORATORIES, INC.	63-56-63C	Water testing supplies	102972	1/18/2013	315.40
INFOSEND, INC	60-50-62C		102973	1/18/2013	919.43
INFOSEND, INC	63-56-62C		102973	1/18/2013	919.42
IRRIGATION DESIGN & CONST	10-44-63C	Gloves	102974	1/18/2013	8.60
IRRIGATION DESIGN & CONST	60-50-63C	Gloves	102974	1/18/2013	2.87
IRRIGATION DESIGN & CONST	10-07-63C	Rubber Knee boots	102974	1/18/2013	8.42
IRRIGATION DESIGN & CONST	60-50-63C	Rubber Knee boots	102974	1/18/2013	4.21
IRRIGATION DESIGN & CONST	69-47-63C	Rubber Knee boots	102974	1/18/2013	4.20
IRRIGATION DESIGN & CONST	10-33-63C	3 piece rainsuit	102974	1/18/2013	7.56
IRRIGATION DESIGN & CONST	60-50-63C	5 boxes nitrile gloves/6 coveralls	102974	1/18/2013	128.17
J&E Janitorial and Handyman	10-07-62C	Swept/mopped/buff floors/City Hall	102975	1/18/2013	100.00
J&E Janitorial and Handyman	10-07-62C	Swept/mopped/buff floors/City Hall	102975	1/18/2013	100.00
JOE'S LANDSCAPING & CONCR	69-47-62C	Lighting and landscape area services/December 2012	102976	1/18/2013	8,800.00
JOE'S LANDSCAPING & CONCR	17-44-775	Joe's Potting Mix	102976	1/18/2013	92.34
JOE'S LANDSCAPING & CONCR	10-44-63C	Pressure treated stake	102976	1/18/2013	15.01
JOE'S LANDSCAPING & CONCR	17-44-775	Pea gravel	102976	1/18/2013	17.18
Juarez Sergio	10-00-572	Refund due to cancelation of Men's Basketball League/Juarez	102977	1/18/2013	400.00
Kings Roofing	71-07-75C	Leak repairs/McBride building	102978	1/18/2013	2,255.88
MID VALLEY IT, INC	10-21-62C	IT CONTRACT/PD	102979	1/18/2013	880.00
MID VALLEY IT, INC	10-14-62C	IT CONTRACT/FIN	102979	1/18/2013	440.00
MID VALLEY IT, INC	63-56-62C	IT CONTRACT/WATR	102979	1/18/2013	440.00
MID VALLEY IT, INC	60-50-62C	IT CONTRACT/SEWR	102979	1/18/2013	440.00
NBS	64-56-62C	Prop 218 Water Rate Mailing	102980	1/18/2013	2,836.88
NEWMAN SMOG AND LUBE	10-21-653	Transmission service/2007 Crown Victoria	102981	1/18/2013	178.02
NEWMAN SMOG AND LUBE	10-21-653	Lube, oil & oil filter change/2011 Nissan Altima	102981	1/18/2013	18.00
NEWMAN SMOG AND LUBE	10-21-653	Lube, oil & oil filter change/2003 Crown Victoria	102981	1/18/2013	37.76
NEWMAN CHAMBER OF COMMERC	10-01-663	Membership dues 2013	102982	1/18/2013	50.00
OCASIO (NT) STEPHANIE	10-06-665	Mileage reimbursement/Planning Directors' Meeting 1/4/13	102983	1/18/2013	27.22
Oce	10-14-62C	Copier lease/city hall	102984	1/18/2013	105.81
Oce	60-50-62C	Copier lease/city hall	102984	1/18/2013	105.81
Oce	63-56-62C	Copier lease/city hall	102984	1/18/2013	105.81
Oce	60-50-62C	Copier lease/PW	102984	1/18/2013	86.50
Oce	63-56-62C	Copier lease/PW	102984	1/18/2013	86.51
Oce	10-21-62C	Copier lease/PD	102984	1/18/2013	196.50
OPERATING ENGINEERS/	10-00-226	Health insurance premium/February 2013	102985	1/18/2013	2,740.00

Name	Account	Description	Check Nu	Check D	Amount
PACIFIC WATER RESOURCES	62-60-622	Valves/gaskets	102986	1/18/2013	916.00
PACIFIC WATER RESOURCES	62-60-622	Solenoid valve/vacuum repair kit/vacuum pump/flange gaskets	102986	1/18/2013	770.94
CITY OF PATTERSON	10-22-620	Fire data input/September 2012	102987	1/18/2013	250.00
CITY OF PATTERSON	10-03-620	Video reimbursement/December 2012	102987	1/18/2013	660.00
P G & E	10-21-651	Natural gas usage 12/4/12-1/4/13	102988	1/18/2013	21.62
P G & E	10-33-651	Natural gas usage 12/4/12-1/4/13	102988	1/18/2013	64.86
P G & E	10-44-651	Natural gas usage 12/4/12-1/4/13	102988	1/18/2013	43.24
P G & E	60-50-651	Natural gas usage 12/4/12-1/4/13	102988	1/18/2013	21.62
P G & E	63-56-651	Natural gas usage 12/4/12-1/4/13	102988	1/18/2013	21.62
P G & E	63-56-641	Gas and electric 12/5/12-1/5/13	102988	1/18/2013	386.07
P G & E	60-50-641	Gas and electric 12/5/12-1/5/13	102988	1/18/2013	386.07
P G & E	10-07-641	Gas and electric 12/5/12-1/5/13	102988	1/18/2013	386.06
PITNEY BOWES, Inc	10-14-633	Postage meter rental 10/1/12-12/31/12	102989	1/18/2013	41.88
PITNEY BOWES, Inc	60-50-633	Postage meter rental 10/1/12-12/31/12	102989	1/18/2013	41.88
PITNEY BOWES, Inc	63-56-633	Postage meter rental 10/1/12-12/31/12	102989	1/18/2013	41.87
RANDHAWA MEDICAL GRP, IN	60-50-620	DMV exam/Vargas	102990	1/18/2013	100.00
Ricoh USA, Inc	10-21-620	Copier lease 12/25/12-1/24/13	102991	1/18/2013	325.36
Singh Ronil	10-21-665	Per diem - POST	102992	1/18/2013	250.00
Soundscape Electric Security & Audio Video	10-07-620	3 months alarm monitoring/938 Fresno St.	102993	1/18/2013	195.00
SPRINGBROOK SOFTWARE	10-14-631	Monthly web payments/December 2012	102994	1/18/2013	169.67
SPRINGBROOK SOFTWARE	60-50-631	Monthly web payments/December 2012	102994	1/18/2013	169.66
SPRINGBROOK SOFTWARE	63-56-631	Monthly web payments/December 2012	102994	1/18/2013	169.67
Stanislaus County Auditor-Controller	10-21-661	SR911 Operations Oct-Dec 2012	102995	1/18/2013	55,903.00
STANISLAUS COUNTY DEPT	10-00-284	Bus ticket sales 7/1/12-12/31/12	102996	1/18/2013	827.50
SWRCB FEES/ACCT OFFICE	60-50-667	Annual permit fee 2013 RM#202483	102997	1/18/2013	1,359.00
TOSTA BARBARA J.	10-45-672	Young at Heart instructor/October 2012	102998	1/18/2013	165.00
RAMOS NANCY	63-00-201	Refund Check	102999	1/18/2013	35.87
BURKE JACQUI	63-00-201	Refund Check	103000	1/18/2013	42.42
MONROY NORMA	63-00-201	Refund Check	103001	1/18/2013	1.10
SOUSA SUSANA	63-00-201	Refund Check	103002	1/18/2013	14.36
Up In Smoke Catering	10-01-662	Catering fee for 125th Anniversary smoked meatloaf fundraiser	103003	1/18/2013	350.00
UNITED STATES POSTMASTER	10-21-633	2 rolls of postage stamps/PD	103004	1/18/2013	88.00
Wells Vanessa	10-00-572	Refund due to Men's Basketball League cancelation/R. Grant	103005	1/18/2013	400.00
MATTOS NEWSPAPERS, INC.	10-06-660	Public hearing notice/Site plan review #12-01	103006	1/18/2013	82.50
MATTOS NEWSPAPERS, INC.	10-21-660	Christmas Greeter Ad/PD	103006	1/18/2013	60.00
MATTOS NEWSPAPERS, INC.	10-45-660	Display ad/Skatepark meeting	103006	1/18/2013	63.12
MATTOS NEWSPAPERS, INC.	10-01-630	500 business cards/Katen	103006	1/18/2013	91.27
MATTOS NEWSPAPERS, INC.	10-01-662	500 smoked meatloaf dinner tickets/125th Celebration	103006	1/18/2013	67.11
WESTSIDE THEATER FOUNDATI	10-01-665	Reimbursement for supplies for Mayor's dinner	103007	1/18/2013	156.23
YANCEY LUMBER COMPANY	10-33-630	Screwdriver bit/PVC pipe/saw blade/concrete/gloves/drill kit	103008	1/18/2013	180.32
YANCEY LUMBER COMPANY	10-44-630	Caution tape/lumber/screws/drill kit	103008	1/18/2013	138.79
YANCEY LUMBER COMPANY	69-47-630	Caution tape/lumber/screws/washers/bulbs	103008	1/18/2013	68.60
YANCEY LUMBER COMPANY	10-07-630	Drill kit	103008	1/18/2013	90.19
YANCEY LUMBER COMPANY	60-50-630	Door sweeps/sponge/brushes/fasteners/tape/keep out sign/rope	103008	1/18/2013	102.55
YANCEY LUMBER COMPANY	10-21-630	Wraparound fixture/wheel	103008	1/18/2013	62.80
YANCEY LUMBER COMPANY	63-56-630	Dust mask/muriatic acid/key/brass nipples/batteries/shovel	103008	1/18/2013	68.38
YANCEY LUMBER COMPANY	68-68-662	Light bulbs	103008	1/18/2013	2.89
YANCEY LUMBER COMPANY	10-22-630	Oil	103008	1/18/2013	7.22
YANCEY LUMBER COMPANY	10-46-630	Tie down ratchet	103008	1/18/2013	20.77
YANCEY LUMBER COMPANY	62-60-622	Silicone	103008	1/18/2013	5.79
YANCEY LUMBER COMPANY	10-21-630	Dog food/K-9	103008	1/18/2013	100.92
YANCEY LUMBER COMPANY	10-46-630	Step stool	103008	1/18/2013	40.19

Name	Account	Description	Check Nu	Check D	Amount
					132,617.75



MINUTES
NEWMAN CITY COUNCIL
REGULAR MEETING JANUARY 8, 2013
CITY COUNCIL CHAMBERS, 7:00 P.M., 938 FRESNO STREET

1. **Call To Order** - Mayor Katen 7:02 P.M.
2. **Pledge Of Allegiance.**
3. **Invocation** - Council Member Candea.
4. **Roll Call** - **PRESENT:** Davis, Hutchins, Candea, Martina And Mayor Katen.
ABSENT: None.
5. **Declaration Of Conflicts Of Interest** - None.
6. **Ceremonial Matters**

- a. Presentation By StanCOG Regarding Unmet Transit Needs.

Michael Costa, Associate Planner With StanCOG, Provided An Overview Of The Annual Unmet Transit Needs Assessment Process.

- b. Presentation By Stanislaus County Public Works Department Regarding The Orestimba Creek Draft Interim Feasibility Study/Environmental Assessment/Initial Study.

Matt Machado, Stanislaus County Director Of Public Works, Reviewed Elements Of The Orestimba Creek, West Stanislaus County Flood Risk Management Draft Feasibility Study.

7. **Items from the Public - Non-Agenda Items - None.**

8. **Consent Calendar**

- a. Waive All Readings Of Ordinances And Resolutions Except By Title.
- b. Approval Of Warrants.
- c. Approval Of Minutes Of The December 11, 2012 Regular Meeting.
- d. Adopt Resolution No. 2013-1, Approving The Local Transportation Fund Claim For Fiscal Year 2012/2013 Other Purposes And Authorizing The Finance Director To Execute The Claim On Behalf Of The City Of Newman.
- e. Adopt Resolution No. 2013-2, Approving Hughson Enterprise Zone Expansion.

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

9. **Public Hearings** - None.

10. **Regular Business**

- a. Adopt Resolution No. 2013-3, Accepting Irrevocable Offer Of Dedication For Street Right-Of-Way For The Hoyer Road Safe Routes To School Cycle 10 Improvements.

ACTION: On Motion By Hutchins Seconded By Davis And Unanimously Carried, Resolution No. 2013-3, A Resolution Accepting Irrevocable Offer Of Dedication For Street Right-Of-Way For The Hoyer Road Safe Routes To School Cycle 10 Improvements, Was Adopted.

b. City Council Reorganization - Selection Of Mayor Pro Tem And Committee Assignments.

The Following Committee Assignments Were Made By The City Council for 2013/2014:

1. Mayor Pro Tem - (1) Martina
 2. StanCOG - (1 & Alternate) Katen/Martina
 3. The Alliance - (1) Hutchins
 4. LAFCO City Selection Committee - (1) Katen
 5. Stanislaus Mayor's Committee - (1) Katen
 6. League of California Cities Executive Committee - (1 & Alternate) Hutchins/City Manager
 7. School Liaison Representatives - (2 & Alternate) Martina/Hutchins/Davis
 8. Infrastructure Committee (Formerly WWTP Task Force) - (1 & Alternate) Davis/Candea
 9. EDAC - (2) City Manager/Candea
 10. Crows Landing Air Field/West Side Economic Development (1 & Alternate) Davis/Martina
 11. TOSCA - (1) Hutchins
 12. Solid Waste Task Force - (1 & Alternate) Public Works Director/Public Works Superintendent
 13. Chamber Of Commerce - (1 & Alternate) Candea/Martina
 14. West Side Theatre Liaison - (1 & Alternate) Hutchins/Katen
 15. Public Safety Committee - (1 & Alternate) Katen/Hutchins
 16. Countywide Disaster Council - (1 & Alternate) Katen/Hutchins
 17. San Joaquin Valley Air Pollution Control District Special City Selection Committee - (1 & Alternate) Hutchins/Katen
 18. West Side Healthcare Taskforce - (2) Candea/Martina
 19. Orestimba Creek Flood Control - (1) Katen
- 11. Items From District Five Stanislaus County Supervisor - None.**

12. Items From The City Manager And Staff.

City Manager Holland Asked The Council For Concurrence On The Annual Two-Hundred Dollar Contribution To The Stanislaus County Travel And Tourism Winter Forum And They Agreed. Holland Pointed Out That The Next 125th Anniversary Meeting Would Be On Wednesday, January 9th. He Noted That City Offices Would Be Closed On January 21st In Observance Of Martin Luther King Jr. Day. Holland Reported That Staff Was Working On Plans To Revitalize L.J. Newman Memorial Building. He Mentioned That Staff Would Be Making The Trek To Sacramento To Meet With The Regional Water Quality Control Board. Holland Concluded By Reminding Everyone That The Orestimba Creek Feasibility Study Was Available For Review On The City's Website.

Chief Richardson Thanked The Community For Celebrating Responsibly During The Holiday Season And Encouraged Everyone To Visit Both The Police Department's And The K-9 Association's Facebook Pages.

Public Works Director Reynolds Updated The Council On The Highway 33 Traffic Signal Project, The 2013 Street Project And Memorial Building Improvements. Reynolds Noted That The City Will Be Reassessing Fees For Facility Rentals. He Mentioned That All The Christmas Lights Will Be Removed On January 14th.

City Planner Ocasio Reminded Everyone That Tickets Were Still Available For The 125th Anniversary Committee's Meatloaf Dinner Fundraiser. Ocasio Invited Everyone To Attend First Skate Park Committee Meeting On January 10th. She Reported That The Dollar General Site Plan Had Been Approved By The Planning Commission In December And That The Store Is Scheduled To Open In Late Summer. Ocasio Mentioned That The Non-Motorized Transportation Plan Would Be Reviewed By The Planning Commission Later In The Month And That The City Council Should Expect To See The Plan In Front Of Them In February.

13. Items From City Council Members.

Council Member Hutchins Noted That He Would Be Attending The Upcoming League Of California Cities Policy Committee Meetings In Sacramento.

14. Adjournment.

ACTION: On Motion By Katen And Unanimously Carried, The Meeting Was Adjourned At 8:18 P.M.

Honorable Mayor and Members
of the Newman City Council

**ADOPT RESOLUTION AUTHORIZING THE APPROVAL OF THE
“STATEMENT OF INVESTMENT POLICY” FOR THE CITY OF NEWMAN**

RECOMMENDATION:

It is recommended that the Newman City Council approve Resolution 2013- , authorizing the approval of the “Statement of Investment Policy” for the City of Newman.

BACKGROUND:

The City of Newman’s cash management system is designed to monitor and forecast expenditures and revenues, thus enabling the City to invest funds to the fullest extent possible. The City attempts to obtain the highest yield obtainable as long as investments meet the criteria established for safety and liquidity. The State of California Government Code requires the City to follow the Prudent Investor Rule (Government Code Section and §53600 et. seq.). This affords the City a broad spectrum of investment opportunities as long as the investment is deemed prudent.

ANALYSIS:

Currently the City has the following accounts. These constitute the balance of the total cash held by the City. It does not include deposits held by our bonding company. This information is available on the annual audit. The accounts are:

General Checking	(Bank of the West)
Savings	(Bank of the West – interest 0.10%)
Petty Cash	(Cash in Drawer and Petty Cash Drawer)
UBS	(Investment in CD’s – interest varies 0.8% to 1.5%)
LAIF	(Local Agency Investment Fund – interest 3 rd QTR 2011 0.37%)
Chandler Asset Mgmt	(CSJVRMA Pool – interest since 1/31/2012 – 2.25%)

FISCAL IMPACT:

None.

CONCLUSION:

Staff recommends the City approve Resolution No. 2013- authorizing the approval of the “Statement of Investment Policy” for the City of Newman.

ATTACHMENTS:

1. Resolution No. 2013-
2. Exhibit A: Statement of Investment Policy

Respectfully submitted:



Lewis Humphries
Finance Director

REVIEWED/CONCUR:



Michael Holland
City Manager

RESOLUTION NO. 2013-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWMAN APPROVING THE
"STATEMENT OF INVESTMENT POLICY" FOR THE CITY OF NEWMAN**

WHEREAS, the City Council of the City of Newman is desirous of providing a "Statement of Investment Policy" for the City's idle cash.

NOW, THEREFORE, BE IT RESOLVED that the City of Newman accepts and implements the "Statement of Investment Policy" (Exhibit A).

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 22nd day of January, 2013 by Council Member Hutchins, 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

EXHIBIT "A"

CITY OF NEWMAN STATEMENT OF INVESTMENT POLICY

PURPOSE:

This statement is intended to provide guidelines for the prudent investment of the City's temporary idle cash, and outline the policies for maximizing the efficiency of the City's cash management system. The ultimate goal is to enhance the economic status of the City while protecting its pooled cash.

OBJECTIVE:

The City's cash management system is designed to accurately monitor and forecast expenditures and revenues, thus enabling the City to invest funds to the fullest extent possible. The City attempts to obtain the highest yield obtainable as long as investments meet the criteria established for safety and liquidity.

POLICY:

The City of Newman investment policy follows California Government Code §53600.3 the "Prudent Investor Rule". This "Rule" affords the City a broad spectrum of investment opportunities as long as the investment is deemed prudent and is allowable under current legislation of the State of California (G.C. Section §53600 et. seq.).

Investments may be made in the following media;

- Securities of the US Government, or its agencies (Treasury Bills/Notes)
- Small Business Administration Loans
- Certificates of Deposits
- Bankers Acceptances (Letter of Credit)
- Local Agency Investment Fund (LAIF) - State Pool
- Chandler Asset Management – CSJVRMA Pool
- Passbook Savings Account Demand Deposits
- Other products which are totally guaranteed and insured by the US Government

Criteria for selecting investments and the order of priority are:

1. **SAFETY:** The safety and risk associated with an investment refers to the potential loss of principal, interest or a combination of these amounts. The City only operates in those investments that are considered very safe.
2. **LIQUIDITY:** This refers to the ability to "cash in" at any moment in time with a minimal chance of losing some portion of the principal or interest. Liquidity is an important investment quality especially when the need for unexpected funds occurs occasionally.
3. **YIELD:** Yield is the potential dollars earnings an investment can provide, and sometimes is described as the rate of return.

SAFEKEEPING: Securities purchased from brokers/dealers shall be held in third party safekeeping by the trust department of the local agency's bank or other designated third party trust, in local agency's name and control, whenever possible.

INVESTMENT OBJECTIVE: The cash management system of the City of Newman is designed to accurately monitor and forecast expenditures and revenues, thus insuring the investment of monies to the fullest extent as possible. The City attempts to obtain the highest interest yields possible as long as investments meet the criteria required for safety and liquidity.

CITY CONSTRAINTS: The City of Newman operates its pooled idle cash investments under the "Prudent Investor Rule". This affords a broad spectrum of investment opportunities so long as the investment is deemed prudent and is permissible under currently effective legislation of the State of California and other imposed legal restrictions.

The City strives to maintain the level of investment of all idle funds as near 100% as possible, through daily and projected cash flow determinations. Idle cash management and investment transactions are the responsibility of the City Finance Officer and City Treasurer.

The basic premise underlying is the City's investment philosophy is, and will continue to be, to insure that money is always safe, available when needed, and earning maximum interest yield on deposits.

Honorable Mayor and Members
of the Newman City Council

**ADOPT RESOLUTION NO. 2013- AUTHORIZING THE CITY MANAGER AND THE
DIRECTOR OF PUBLIC WORKS TO EXECUTE AGENCY-STATE MASTER AGREEMENT
AND PROGRAM SUPPLEMENT AGREEMENT WITH CALTRANS FOR THE HIGHWAY 33 -
INYO AVENUE INTERSECTION AND TRAFFIC SIGNAL IMPROVEMENT PROJECT**

RECOMMENDATION:

It is recommended that the City Council adopt Resolution No. 2013- authorizing the City Manager and the Director of Public Works to execute Agency-State Master Agreement and Program Supplement Agreement with Caltrans for the design and construction of the Highway 33 – Inyo Avenue Intersection and Traffic Signal Improvement Project.

BACKGROUND:

The City of Newman was successful in receiving Regional Surface Transportation Project funding in the amount of \$400,000.00 for the Highway 33 – Inyo Avenue Intersection and Traffic Signal Improvement Project. The project consists of installing curb, gutter, sidewalk, and matching paving, handicap ramps and the underground for future traffic signals. The traffic signals are not anticipated to be installed at this time due to the intersection not meeting the Caltrans traffic signal warrants. However, at a future date when the warrants are met, then the intersection signals can be installed. The City is using Toll Credits, therefore no local match is required for this project.

ANALYSIS:

As part of the approval process for funding through Caltrans for various projects, they require approval from City Council to authorize the City Manager and the Director of Public Works to sign documents, right-of-way certifications, assurances, master agreements and other statements for funding. Authorizing the City Manager and the Director of Public Works to sign these documents will help to ensure projects meet the required time line for funding.

FISCAL IMPACT:

None

CONCLUSION:

The City of Newman receives funding through Caltrans for various projects throughout the City. As part of the approval process, Caltrans requires authorization from City Council for the City Manager and the Director of Public Works to sign specific documents related to the projects in order to secure the funding. Therefore, staff is recommending City Council adopt Resolution No. 2013- , authorizing the City Manager and the Director of Public Works to execute Agency-State Master Agreement and Program Supplement Agreement with Caltrans for the Highway 33 – Inyo Avenue Intersection and Traffic Signal Improvement Project.

ATTACHMENTS:

1. Resolution No. 2013-

Respectfully submitted,



Garner R. Reynolds
Director of Public Works

REVIEWED/CONCUR:



Michael Holland
City Manager

RESOLUTION NO. 2013-

A RESOLUTION AUTHORIZING THE CITY MANAGER AND THE DIRECTOR OF PUBLIC WORKS TO EXECUTE ANY AGREEMENTS, ALL MASTER AGREEMENTS, PROGRAM SUPPLEMENTAL AGREEMENTS, FUND EXCHANGE AGREEMENTS, FUND TRANSFER AGREEMENTS AND ANY AMENDMENTS THERETO WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE DESIGN AND CONSTRUCTION FOR THE HIGHWAY 33 – INYO AVENUE INTERSECTION AND TRAFFIC SIGNAL IMPROVEMENT PROJECT

WHEREAS, the City of Newman was successful in receiving Regional Surface Transportation Project funding in the amount of \$400,000.00 for the construction of the Highway 33 – Inyo Avenue Intersection and Traffic Signal Improvement Project; and

WHEREAS, the Stanislaus Council of Governments (StanCOG) and the California Department of Transportation requires certain master agreements, documents, assurances and statements signed in a timely manner by an Administering Agency Representative to receive funding.

WHEREAS, the City of Newman wishes to delegate authorization to execute these agreements and any amendments thereto to the City Manager and the Director of Public Works to execute all Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements and any amendments thereto with the California Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman does hereby authorize the City Manager and the Director of Public Works to execute all agreements and any amendments thereto with the California Department of Transportation therewith for and on behalf of the City of Newman.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 22nd day of January, 2013 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

Honorable Mayor and Members
of the Newman City Council

REPORT ON THE PROPOSED WATER UTILITY RATES

RECOMMENDATION:

It is recommended that the City Council:

1. Conduct a Public Hearing and accept oral comments and written protests (a protest must be submitted in writing and consistent with the instructions provided in the public notice);
2. Close required 45-day public comment period.
3. Consider Resolution No. 2013- , a Resolution Declaring the Results of a Noticed Protest Proceeding and Approving Certain Actions for Rates, Fees and Charges for Water Services

BACKGROUND:

On July 24, 2012 City Council adopted the 2012 Water Rate Study (Study). The Study analyzed the needs of the water utility account for the next ten years; however the recommendation of the Study is to adopt the proposed rates for the next five years. On August 28, 2012 City Council authorized the initiation of Proposition 218 proceedings for a proposed increase of the water rates, and on September 27, 2012 the notices were mailed to affected properties. As you are aware, the City of Newman is required to follow Proposition 218 guidelines when increasing utility rates. The intent of Proposition 218 is to ensure that all taxes and most charges upon property owners are subject to voter approval.

However, there was an error with the zip code on the public notice, and City Council elected to start the Proposition 218 process over. Therefore, the revised notices were mailed to the affected property owners on December 5, 2012. The revised notice included clarifying language regarding the calculation of the rates, and a phone number with a contact for those requiring translation. In addition, the effective dates for the increases were changed to February 1, 2013 and annually thereafter on January 1st of each year through January 1, 2017. As a result of changing the effective dates the rates take effect, the capital improvements planned as part of the rate increase may be delayed approximately six months.

ANALYSIS:

Proposition 218 requires the City send written notice by mail of the proposed fee or charge to each rate payer. The written notice (attached) was distributed to both rate payers of record and the property owners; and included the proposed amount of the rates, the reason for the fee or charge, the date, time and location of a public hearing, and instruction on how to protest the proposed rate increases. A public hearing is required to be conducted not less than 45 days after mailing the notices. If written protests against the proposed fee or charge are presented by a majority of the identified parcels, the agency shall not impose the fee or charge; this process serves to validate the rates.

In order to meet the Proposition 218 requirements, staff contracted the services of NBS Local Government Solutions to assist with the validation process. To date we have received 100 written protests (as of 1/16/13), an up to date count will be presented at the City Council meeting including any received that night.

FISCAL IMPACT:

There is no cost associated with this item.

CONCLUSION:

Staff recommends that City Council conduct the Public Hearing, accept oral and written protests, and close the required 45 day public comment period. Upon closing the Public Hearing, staff and the City Treasurer will determine if a majority protest exists. If a majority protest does not exist, staff recommends City Council adopt Resolution No. 2013- , a Resolution Declaring the Results of a Noticed Protest Proceeding and Approving Certain Actions for Rates, Fees and Charges for Water Services.

ATTACHMENTS:

1. Proposition 218 Public Notice of Proposed Increase in Water Rates and Charges.
2. Resolution No. 2013- , Declaring the Results of a Noticed Protest Proceeding and Approving Certain Actions for Rates, Fees and Charges for Water Services.
3. Proposed Water Rate Schedule Attachment A.

Respectfully Submitted:

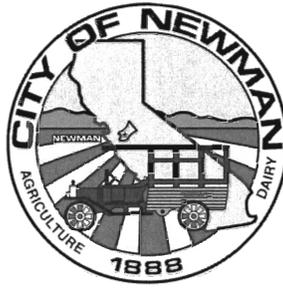


Garner R. Reynolds
Director of Public Works

REVIEWED/CONCUR:



Michael E. Holland
City Manager



PROPOSITION 218 NOTIFICATION PUBLIC NOTICE OF PROPOSED INCREASE IN WATER RATES AND CHARGES

NOTICE IS HEREBY GIVEN that the City of Newman on **Tuesday, January 22, 2013**, at **7:00PM**, will hold a **Public Hearing in the City Council Chambers at 938 Fresno Street, Newman, CA 95360**, to consider adoption of increases to water rates and charges.

The purpose of the hearing is to take written and oral comments and consider all written protests against the proposed charges. Written protests must be filed with the City of Newman City Clerk.

Written protests may be hand delivered or mailed to 938 Fresno Street, Newman, CA 95360. To be valid, protests must be in writing, state opposition to the proposed water rate increase, identify the Parcel (by assessor's parcel number or street address), and include the original signature of the record water service customer or parcel owner.

A written protest may be submitted up to the conclusion of public testimony at the public hearing. Oral comments at the public hearing will not qualify as formal protests unless accompanied by a written protest. Upon conclusion of the public hearing the City Council will consider adopting the proposed rate increases. If written protests are not presented by a majority of the parcels upon which they are proposed to be imposed the City Council will be authorized to adopt the rate increases. If adopted, the new water rates will become effective on February 1, 2013.

BACKGROUND

On July 24, 2012, the City of Newman adopted a Water Rate Study (2012 WRS). The 2012 WRS analyzed the adequacy of revenues to meet projected expenditures of the Water Enterprise Fund (the Fund) to determine whether the Fund will be adequate to cover recurring operating and maintenance costs as well as needed capital costs while supporting debt service obligations through Fiscal Year 2021/22. The 2012 WRS provides explanation and justification of the proposed water rates. The recommendation of the 2012 WRS is to implement new water rates for the next five years (i.e. through Fiscal Year 2016/17).

The 2012 WRS is available for review at the City's Public Works Department at 938 Fresno Street, Newman, CA 95360 between 8:00 a.m. and 4:30 p.m., Monday through Friday. City staff can assist you with answering any questions about your water bill. If you have questions or need additional information, please contact Garner R. Reynolds at (209) 862-4448 or e-mail greynolds@cityofnewman.com.

WHY IS A WATER RATE INCREASE NEEDED?

The City's water system is aging and in need of repairs and upgrades to ensure there is safe and reliable water for the community. Some of the existing pipelines have been in operation since the early 1900's, including the existing water storage tank that was constructed in 1909. Therefore, it is necessary to repair and upgrade these facilities to ensure the continued safe and reliable delivery of our precious water.

The City is required by State law to collect revenues sufficient to cover the costs of providing and operating the water system. These revenues allow the City to safely and reliably deliver water to the residents and businesses of Newman. Costs that must be recovered through rate revenues include utilities, equipment and supplies, treatment chemicals, testing and sampling, and the salaries and benefits of City staff assigned to the operation of the water system. In addition, revenue generated from water rates is used to pay for capital improvements to repair and replace our aging infrastructure, and to improve water quality by installing new water wells and replacement of water pipes. Revenues are also used to pay off debt and to replace equipment such as water meters. Under the current water rates, future revenues will be insufficient to provide an adequate supply of water and to continue operating the water system in a safe and reliable manner.

PROPOSED WATER RATES

The proposed water rates include three components: 1) monthly service charge, 2) consumption charges, and 3) meter replacement charges. The monthly service charge does **not** include a monthly allowance of water.

The proposed monthly service charges are due regardless of quantity of water consumed; currently water service charges include a monthly allowance of water. The proposed consumption charges generally increase depending on the type of customer and quantity of water used, and to encourage water conservation; currently consumption charges are the same regardless of quantity used. The proposed monthly service and consumption charges are calculated to recover the proportionate cost of providing water service attributable to parcels within each customer type in the City for the next five years.

The proposed water rates also include a new meter replacement charge per month per meter for routine replacement of your meter when it has exhausted its useful life or is no longer functioning properly.

Cost data regarding the proposed increased charges is available for review during business hours at the City's Department of Public Works Office, City Hall, 938 Fresno Street, Newman, CA 95360. For questions call (209) 862-4448.

The proposed water rates and effective dates of implementation are shown here:

	Fiscal Year				
	2012/13	2013/14	2014/15	2015/16	2016/17
Effective Date	Feb 1, 2013	Jan 1, 2014	Jan 1, 2015	Jan 1, 2016	Jan 1, 2017
Consumption Charges	Per hundred cubic feet				
Industrial Customers	\$0.63	\$0.74	\$0.86	\$0.93	\$0.99
All Other Customers	See below for Tier limits				
Tier 1	\$0.55	\$0.65	\$0.76	\$0.82	\$0.87
Tier 2	\$0.66	\$0.78	\$0.91	\$0.99	\$1.04
Tier 3	\$0.77	\$0.90	\$1.06	\$1.15	\$1.22
Meter Replacement Charges	Per meter per month				
5/8"	\$1.07	\$1.10	\$1.13	\$1.17	\$1.21
3/4"	\$1.32	\$1.36	\$1.40	\$1.45	\$1.49
1"	\$1.75	\$1.80	\$1.86	\$1.92	\$1.98
1 1/2"	\$3.50	\$3.61	\$3.73	\$3.85	\$3.97
2"	\$5.04	\$5.20	\$5.37	\$5.54	\$5.72
3"	\$8.91	\$9.20	\$9.49	\$9.79	\$10.11
4"	\$13.65	\$14.09	\$14.54	\$15.00	\$15.48
6"	\$32.36	\$33.39	\$34.46	\$35.56	\$36.69
8"	\$35.37	\$36.50	\$37.66	\$38.87	\$40.11
10"	\$48.37	\$49.92	\$51.51	\$53.16	\$54.86
Service Charges	Per meter per month				
5/8"	\$13.54	\$14.20	\$14.88	\$16.24	\$17.03
3/4"	\$13.54	\$14.20	\$14.88	\$16.24	\$17.03
1"	\$13.54	\$14.20	\$14.88	\$16.24	\$17.03
1 1/2"	\$27.09	\$28.39	\$29.75	\$32.47	\$34.06
2"	\$43.34	\$45.43	\$47.60	\$51.95	\$54.49
3"	\$94.81	\$99.37	\$104.13	\$113.65	\$119.20
4"	\$162.53	\$170.35	\$178.51	\$194.83	\$204.33
6"	\$338.60	\$354.89	\$371.89	\$405.89	\$425.70
8"	\$487.59	\$511.05	\$535.52	\$584.48	\$613.00
10"	\$785.56	\$823.35	\$862.78	\$941.66	\$987.62
	Tier 1 (hcf)	Tier 2 (hcf)	Tier 3 (hcf)		
Single Family	Up to 10	10.1 to 44	Over 44		
Multi-Family	Up to 5	5.1 to 17	Over 17		
Commercial <4"	Up to 26	26.1 to 49	Over 49		
Commercial ≥4"	Up to 257	257.1 to 1,303	Over 1,303		
Landscape	Up to 173	173.1 to 822	Over 822		

(1 hcf = 748 gallons)

Si tiene preguntas acerca de esta notificación pública, por favor comuníquese con Alicia Torres al (209) 862-3725 opción 2.

City of Newman
938 Fresno Street
Newman, CA 95360

STAMP

ADDRESS

Important information regarding your water bill

NOTICE OF PUBLIC HEARING

DATE: January 22, 2013

Time: 7:00 pm

**CITY OF NEWMAN
COUNCIL CHAMBERS
938 FRESNO STREET
NEWMAN, CA 95360**

On Tuesday, January 22, 2013, at or after 7:00 PM, the City of Newman will hold a public hearing to consider the proposed increases to water service charges as described in this notice.

HOW TO PROTEST THE PROPOSED RATE INCREASES

An owner or tenant of property receiving City water service may protest the proposed increased service charges by submitting a written protest by mail or in person to the City Clerk, 938 Fresno Street, Newman, CA 95360. Written protests must be received (not postmarked) by the City before or up to the conclusion of the public hearing. Any protest submitted by e-mail or other electronic means will not be accepted. Each protest must (1) be in writing; (2) state opposition to the proposed water rate increase; (3) provide the location of the identified parcel (by assessor's parcel number or street address); and (4) include the original signature of the record owner or customer of record submitting the protest. Only one written protest per identified parcel or property will be counted for purposes of determining whether there is a majority protest.

YOU MAY USE THIS FORM TO PROTEST THE PROPOSED WATER RATE INCREASE

I _____ protest this proposed increase to water rates.
(Print first and last name)

**Property Address or
Assessor's Parcel Number** _____

Signature _____

If you wish to use this form as your protest, please fill out and deliver or mail in a stamped envelope to:
City Clerk, 938 Fresno Street, Newman, CA 95360

RESOLUTION NO. 2013-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWMAN, CALIFORNIA,
DECLARING THE RESULTS OF A NOTICED PROTEST PROCEEDING AND APPROVING
CERTAIN ACTIONS FOR RATES, FEES AND CHARGES FOR WATER SERVICE(S)**

WHEREAS, the City Council, called and duly held a noticed protest proceeding for the purpose of presenting to the qualified property owners and rate payers the proposition of increasing rates, fees and charges for water services pursuant to Section 6, Article XII D of the California Constitution; and

WHEREAS, a mailed notice was distributed to the property owners and rate payers of record within the City as of Stanislaus County's last equalized roll and the City's latest rate payer database. The property owners and rate payers as of the close of the Public Hearing held on January 22, 2013 consented to the increase of rates, fees and charges for water service(s); and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman DOES HEREBY RESOLVE as follows:

1. The above recitals are all true and correct.
2. The canvass of the written protests cast at the noticed protest proceeding held on January 22, 2013, is hereby approved and confirmed.
3. The proposition, presented to qualified property owners and rate payers for receipt by the City Clerk on January 22, 2013, each has received a notice. Of the qualified property owners and rate payers filing written protests at said noticed protest proceeding, the proposition has carried. The City Council is hereby authorized to take necessary steps to effect the increased rates, fees and charges for water service(s) as authorized by the proposition as listed in Attachment "A".
4. This City Clerk is hereby directed to enter this Resolution on the minutes of the City Council which shall constitute the official declaration of the result of such noticed protest proceeding.
5. This Resolution shall become effective immediately upon its adoption.
6. The City Clerk shall certify the adoption of this Resolution.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 22nd day of January 2013 by Council Member _____, who moved its adoption which motion was duly seconded and was upon roll call carried and the resolution adopted by the following vote:

AYES:
NOES:
ABSENT:

APPROVED:

ATTEST:

Mayor of the City of Newman

Deputy City Clerk of the City of Newman

ATTACHMENT A

PROPOSED WATER RATES

	Fiscal Year				
	2012/13	2013/14	2014/15	2015/16	2016/17
Effective Date	Feb 1, 2013	Jan 1, 2014	Jan 1, 2015	Jan 1, 2016	Jan 1, 2017
Consumption Charges	Per hundred cubic feet				
Industrial Customers	\$0.63	\$0.74	\$0.86	\$0.93	\$0.99
All Other Customers	See below for Tier limits				
Tier 1	\$0.55	\$0.65	\$0.76	\$0.82	\$0.87
Tier 2	\$0.66	\$0.78	\$0.91	\$0.99	\$1.04
Tier 3	\$0.77	\$0.90	\$1.06	\$1.15	\$1.22
Meter Replacement Charges	Per meter per month				
5/8"	\$1.07	\$1.10	\$1.13	\$1.17	\$1.21
3/4"	\$1.32	\$1.36	\$1.40	\$1.45	\$1.49
1"	\$1.75	\$1.80	\$1.86	\$1.92	\$1.98
1 1/2"	\$3.50	\$3.61	\$3.73	\$3.85	\$3.97
2"	\$5.04	\$5.20	\$5.37	\$5.54	\$5.72
3"	\$8.91	\$9.20	\$9.49	\$9.79	\$10.11
4"	\$13.65	\$14.09	\$14.54	\$15.00	\$15.48
6"	\$32.36	\$33.39	\$34.46	\$35.56	\$36.69
8"	\$35.37	\$36.50	\$37.66	\$38.87	\$40.11
10"	\$48.37	\$49.92	\$51.51	\$53.16	\$54.86
Service Charges	Per meter per month				
5/8"	\$13.54	\$14.20	\$14.88	\$16.24	\$17.03
3/4"	\$13.54	\$14.20	\$14.88	\$16.24	\$17.03
1"	\$13.54	\$14.20	\$14.88	\$16.24	\$17.03
1 1/2"	\$27.09	\$28.39	\$29.75	\$32.47	\$34.06
2"	\$43.34	\$45.43	\$47.60	\$51.95	\$54.49
3"	\$94.81	\$99.37	\$104.13	\$113.65	\$119.20
4"	\$162.53	\$170.35	\$178.51	\$194.83	\$204.33
6"	\$338.60	\$354.89	\$371.89	\$405.89	\$425.70
8"	\$487.59	\$511.05	\$535.52	\$584.48	\$613.00
10"	\$785.56	\$823.35	\$862.78	\$941.66	\$987.62
	Tier 1 (hcf)	Tier 2 (hcf)	Tier 3 (hcf)		
Single Family	Up to 10	10.1 to 44	Over 44		
Multi-Family	Up to 5	5.1 to 17	Over 17		
Commercial <4"	Up to 26	26.1 to 49	Over 49		
Commercial ≥4"	Up to 257	257.1 to 1,303	Over 1,303		
Landscape	Up to 173	173.1 to 822	Over 822		