



**AGENDA**  
**NEWMAN CITY COUNCIL**  
**REGULAR MEETING FEBRUARY 26, 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.**
  - a. Presentation By StanCOG Regarding Sustainable Communities Strategy.
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 February 12, 2013 Regular Meeting. ([View Minutes](#))
9. **Public Hearings**
  - a. Adopt Resolution No. 2013- , A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 281 Mistletoe Abatement. ([View Report](#))
  - b. Second Reading And Adoption Of Ordinance No. 2013- , Amending Title 11 Public Ways And Property, Section 11.05.040 Water Rates, Of The Newman City Code, Setting Water Rates, Fees And Related Service Charges Effective April 1, 2013 And Authorizing Staff To Prepare And Publish A Summary Of Said Ordinance. ([View Report](#))
10. **Regular Business**
  - a. Appointment Of Members To Fill Vacancies On The Planning Commission And Architectural Review Committee. ([View Report](#))
  - b. Report On The L. J. Newman Memorial Building Improvements. ([View Report](#))
  - c. Adopt Resolution No. 2013- , A Resolution Adopting The Midyear Changes For Fiscal Year 2012-2013. ([View Report](#))
  - d. Report On Request By Travel Soccer Club To Utilize City Facilities. ([View Report](#))
  - e. Report On The Orestimba Flood Control Project Non-Federal Sponsor Status. ([View Report](#))

**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**

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

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

March 5 – NCLUSD Board Meeting - 6:00 P.M.

March 12 – City Council - 7:00 P.M.

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

March 14 – Recreation Commission – 7:00 P.M.

March 19 – Northwest Mater Plan Property Owners Meeting And CEQA Scoping Session- 6:00 P.M.

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

March 21 – Planning Commission – 7:00 P.M.

March 26 – City Council - 7:00 P.M.

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

# 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: 02/21/2013 - 4:46 PM

Name	Account	Description	Check Nu	Check D	Amount
Advanced Building Cleaners, Inc.	10-33-620	Power sweeping service/January 2013	103118	2/22/2013	3,634.02
ARROWHEAD MOUNTAIN SPRING	10-14-630	Bottled water/January 2013	103119	2/22/2013	22.58
ARROWHEAD MOUNTAIN SPRING	60-50-630	Bottled water/January 2013	103119	2/22/2013	22.59
ARROWHEAD MOUNTAIN SPRING	63-56-630	Bottled water/January 2013	103119	2/22/2013	22.58
ARROWHEAD MOUNTAIN SPRING	10-45-630	Bottled water/January 2013	103119	2/22/2013	51.42
ARROWHEAD MOUNTAIN SPRING	10-21-630	Bottled water/January 2013	103119	2/22/2013	14.97
ARROWHEAD MOUNTAIN SPRING	60-50-630	Bottled water/January 2013	103119	2/22/2013	18.90
ARROWHEAD MOUNTAIN SPRING	63-56-630	Bottled water/January 2013	103119	2/22/2013	18.91
ARROWHEAD MOUNTAIN SPRING	60-50-630	Bottled water/January 2013	103119	2/22/2013	12.86
AT&T MOBILITY	10-21-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	439.70
AT&T MOBILITY	63-56-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	170.68
AT&T MOBILITY	10-44-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	40.96
AT&T MOBILITY	69-47-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	11.11
AT&T MOBILITY	60-50-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	242.15
AT&T MOBILITY	10-07-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	10.10
AT&T MOBILITY	10-22-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	35.07
AT&T MOBILITY	10-33-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	27.42
AT&T MOBILITY	10-02-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	37.77
AT&T MOBILITY	10-45-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	45.12
AT&T MOBILITY	10-03-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	38.80
AT&T MOBILITY	10-14-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	42.46
AT&T MOBILITY	73-70-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	35.80
AT&T MOBILITY	22-20-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	3.73
AT&T MOBILITY	10-06-642	Cell phone use 1/6/13-2/5/13	103120	2/22/2013	63.46
AT&T MOBILITY	10-21-642	Cell phone use 1/3/13-2/2/13/PD	103120	2/22/2013	404.94
BERTOLOTTI DISPOSAL	10-33-622	Landfill fees/January 2013	103121	2/22/2013	1,284.44
BERTOLOTTI DISPOSAL	10-33-622	Bin rental/January 2013	103121	2/22/2013	78.00
B G AUTO	10-22-653	Penetrating catalyst	103122	2/22/2013	6.32
BJ'S CONSUMER'S CHOICE IN	10-07-620	Pest control services/January 2013	103123	2/22/2013	50.63
BJ'S CONSUMER'S CHOICE IN	10-22-620	Pest control services/January 2013	103123	2/22/2013	60.62
BJ'S CONSUMER'S CHOICE IN	10-44-667	Pest control services/January 2013	103123	2/22/2013	50.62
BJ'S CONSUMER'S CHOICE IN	10-44-666	Pest control services/January 2013	103123	2/22/2013	50.62
BJ'S CONSUMER'S CHOICE IN	63-56-620	Pest control services/January 2013	103123	2/22/2013	55.62
BJ'S CONSUMER'S CHOICE IN	10-21-620	Pest control services/January 2013	103123	2/22/2013	60.63
BJ'S CONSUMER'S CHOICE IN	73-70-667	Pest control services/January 2013	103123	2/22/2013	50.63
BJ'S CONSUMER'S CHOICE IN	10-07-666	Pest control services/January 2013	103123	2/22/2013	60.63
BLUE SHIELD OF CALIFORNIA	10-00-226	Health insurance premium/March 2013	103124	2/22/2013	12,682.00
BUSINESS CARD	10-14-663	Governmental Accounting, Auditing, and Financial Reporting bo	103125	2/22/2013	159.00
BUSINESS CARD	10-00-583	Reimbursement for T-shirts bought by employees	103125	2/22/2013	261.43
BUSINESS CARD	10-45-630	Jackets/Recreation	103125	2/22/2013	190.45
BUSINESS CARD	10-01-669	Lodging/League of California Cities meeting/Hutchins	103125	2/22/2013	216.20
BUSINESS CARD	10-21-669	Armorer's Course/Marriott	103125	2/22/2013	195.00
BUSINESS CARD	10-21-669	Lunch/Reserve oral boards	103125	2/22/2013	34.70
BUSINESS CARD	10-03-669	Lunch/Notary class	103125	2/22/2013	13.84
BUSINESS CARD	10-03-669	City Clerk Association of California dues/Holland/Maier	103125	2/22/2013	165.00

Name	Account	Description	Check Nu	Check D	Amount
BUSINESS CARD	10-21-663	Staff meeting/lunch	103125	2/22/2013	34.66
BUSINESS CARD	10-21-630	California Codes: Penal Code with Evidence Code, 2013 edition	103125	2/22/2013	222.50
BUSINESS CARD	10-45-673	Supplies/Teen Center snack bar	103125	2/22/2013	147.73
BUSINESS CARD	10-45-673	Supplies/Teen Center snack bar	103125	2/22/2013	43.01
BUSINESS CARD	10-45-673	140 Basketball medals	103125	2/22/2013	434.80
CALIFORNIA CONSULTING, LL	10-02-620	Grant writing/Lobbying	103126	2/22/2013	1,011.67
CALIFORNIA CONSULTING, LL	60-50-620	Grant writing/Lobbying	103126	2/22/2013	1,011.66
CALIFORNIA CONSULTING, LL	63-56-620	Grant writing/Lobbying	103126	2/22/2013	1,011.67
Canon Solutions America, Inc.	10-14-620	Copy charge/City Hall	103127	2/22/2013	74.39
Canon Solutions America, Inc.	60-50-620	Copy charge/City Hall	103127	2/22/2013	74.39
Canon Solutions America, Inc.	63-56-620	Copy charge/City Hall	103127	2/22/2013	74.40
Canon Solutions America, Inc.	63-56-620	Copy charge/City Hall	103127	2/22/2013	24.65
Canon Solutions America, Inc.	60-50-620	Copy charge/City Hall	103127	2/22/2013	24.66
Canon Financial Services, Inc.	10-14-620	Copier lease/city hall	103128	2/22/2013	106.06
Canon Financial Services, Inc.	60-50-620	Copier lease/city hall	103128	2/22/2013	106.06
Canon Financial Services, Inc.	63-56-620	Copier lease/city hall	103128	2/22/2013	106.06
Canon Financial Services, Inc.	60-50-620	Copier lease/PW	103128	2/22/2013	86.70
Canon Financial Services, Inc.	63-56-620	Copier lease/PW	103128	2/22/2013	86.70
Canon Financial Services, Inc.	10-21-620	Copier lease/PD	103128	2/22/2013	196.96
CENTRAL SANITARY SUPPLY	10-44-666		103129	2/22/2013	48.64
CENTRAL SANITARY SUPPLY	10-44-667		103129	2/22/2013	24.31
CENTRAL SANITARY SUPPLY	10-07-630		103129	2/22/2013	12.16
CENTRAL SANITARY SUPPLY	10-21-630		103129	2/22/2013	12.16
CENTRAL SANITARY SUPPLY	10-07-666		103129	2/22/2013	6.08
CENTRAL SANITARY SUPPLY	10-22-630		103129	2/22/2013	6.08
CENTRAL SANITARY SUPPLY	10-44-630		103129	2/22/2013	6.08
CENTRAL SANITARY SUPPLY	10-46-630		103129	2/22/2013	6.08
Chevron & Texaco Business Card Services	10-33-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	156.32
Chevron & Texaco Business Card Services	10-44-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	129.94
Chevron & Texaco Business Card Services	63-56-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	1,047.00
Chevron & Texaco Business Card Services	60-50-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	464.67
Chevron & Texaco Business Card Services	10-21-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	3,864.38
Chevron & Texaco Business Card Services	10-22-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	391.50
Chevron & Texaco Business Card Services	69-47-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	68.95
Chevron & Texaco Business Card Services	10-07-650	Gas purchases 1/15/13-2/14/13	103130	2/22/2013	34.30
CITY OF MODESTO	10-21-620	Balance of FY13 SDEA member contribution.	103131	2/22/2013	8,355.48
Cline Chris	10-01-620	Upgrade and redesign City of Newman website	103132	2/22/2013	1,848.61
Dave's Drain Cleaning & Plumbing	10-07-620	Cleared sewer line/Old School House	103133	2/22/2013	288.25
Dave's Drain Cleaning & Plumbing	63-56-620	Backflow testing/backflow repair	103133	2/22/2013	1,920.00
Dave's Drain Cleaning & Plumbing	10-07-620	Drain work at PD	103133	2/22/2013	150.00
DL White Law Group	61-55-752	Professional services through 1/31/13	103134	2/22/2013	160.00
DL White Law Group	61-55-752	Professional services through 1/31/13/MCI Engineering	103134	2/22/2013	547.50
ECONOMIC TIRE SHOP	10-44-653	Maintain tire/1 new tube	103135	2/22/2013	25.00
ECONOMIC TIRE SHOP	63-56-653	1 tire repair	103135	2/22/2013	11.00
ECONOMIC TIRE SHOP	10-44-653	1 tire repair/Mower #2	103135	2/22/2013	11.00
ENVIRONMENTAL TECHNIQUES	60-50-630	60 ProOxidizer	103136	2/22/2013	3,540.00
Grand Lodge of California	40-07-813	New city hall payment/March 2013	103137	2/22/2013	541.37
Grand Lodge of California	60-50-813	New city hall payment/March 2013	103137	2/22/2013	541.38
Grand Lodge of California	63-56-813	New city hall payment/March 2013	103137	2/22/2013	541.37
Grand Lodge of California	40-07-812	New city hall payment/March 2013	103137	2/22/2013	1,096.86
Grand Lodge of California	60-50-812	New city hall payment/March 2013	103137	2/22/2013	1,096.86
Grand Lodge of California	63-56-812	New city hall payment/March 2013	103137	2/22/2013	1,096.86
HEWLETT-PACKARD FINANCIAL	10-21-620	Hardware lease 1/9/13-1/8/14	103138	2/22/2013	5,391.10
Holiday Inn Express	10-21-669	Hotel/POST/Marriott	103139	2/22/2013	282.24
Independent Stationers	10-14-630	Highlighters/card stock/binder clips/credit card rolls	103140	2/22/2013	18.87

Name	Account	Description	Check Nu	Check D	Amount
Independent Stationers	60-50-630	Highlighters/card stock/binder clips/credit card rolls	103140	2/22/2013	18.88
Independent Stationers	63-56-630	Highlighters/card stock/binder clips/credit card rolls	103140	2/22/2013	18.87
Independent Stationers	10-14-630	Check mark stamp/urgent stamp/past due stamp	103140	2/22/2013	5.40
Independent Stationers	60-50-630	Check mark stamp/urgent stamp/past due stamp	103140	2/22/2013	5.40
Independent Stationers	63-56-630	Check mark stamp/urgent stamp/past due stamp	103140	2/22/2013	5.40
Independent Stationers	10-02-630	Dr. Grip gel pen	103140	2/22/2013	4.67
IRRIGATION DESIGN & CONST	62-60-622	Spot Sprayer/25 gal	103141	2/22/2013	277.02
IRRIGATION DESIGN & CONST	10-44-630	2 pairs large gloves	103141	2/22/2013	11.99
IRRIGATION DESIGN & CONST	69-47-630	2 pairs large gloves	103141	2/22/2013	11.00
IRRIGATION DESIGN & CONST	60-50-653	Filter for sewer machine	103141	2/22/2013	29.82
J&E Janitorial and Handyman	10-07-620	Swept/mopped/buffed floors/City Hall	103142	2/22/2013	100.00
Jerry Haag, Urban Planner	40-06-624	Area 3 Master Plan services ending 1/31/13	103143	2/22/2013	3,518.93
Luna Robert	10-00-284	Refund Memorial Building deposit/Frances Luna	103144	2/22/2013	200.00
MARRIOTT JOHN E.	10-21-669	Per diem - POST/Marriott	103145	2/22/2013	150.00
MID VALLEY IT, INC	10-21-620	IT CONTRACT/PD	103146	2/22/2013	880.00
MID VALLEY IT, INC	10-14-620	IT CONTRACT/FIN	103146	2/22/2013	440.00
MID VALLEY IT, INC	63-56-620	IT CONTRACT/WATR	103146	2/22/2013	440.00
MID VALLEY IT, INC	60-50-620	IT CONTRACT/SEWR	103146	2/22/2013	440.00
NEWMAN HISTORICAL SOCIETY	10-00-284	Refund Memorial Building deposit/Historical Society	103147	2/22/2013	75.00
NEWMAN ACE HARDWARE/JACT,	10-33-630	Reacher/spray lacquer/blade/key set/trash can/nutsetter set	103148	2/22/2013	64.50
NEWMAN ACE HARDWARE/JACT,	10-44-630	Reachers/chain saw oil/edger blade/batteries/hook/scoop/rake	103148	2/22/2013	230.38
NEWMAN ACE HARDWARE/JACT,	69-47-630	Batteries/halogen bulbs/sockets/broom/sharpie/PVC repair couplin	103148	2/22/2013	96.46
NEWMAN ACE HARDWARE/JACT,	10-46-630	Graffiti remover/trash can/edger blade/pushbroom/spray paint	103148	2/22/2013	36.64
NEWMAN ACE HARDWARE/JACT,	10-07-630	Bulbs/ballast/locknut/cement/blade	103148	2/22/2013	94.19
NEWMAN ACE HARDWARE/JACT,	63-56-630	Scrubber/ajax/sprayer/mop/sponge/deodorizer/Clorox wipes/Lysc	103148	2/22/2013	53.79
NEWMAN ACE HARDWARE/JACT,	60-50-630	Clorox wipes/Lysol spray	103148	2/22/2013	4.56
NEWMAN ACE HARDWARE/JACT,	10-21-630	Batteries	103148	2/22/2013	8.60
NEWMAN ACE HARDWARE/JACT,	10-21-630	Furniture polish	103148	2/22/2013	2.68
NEWMAN DEPOT GARAGE	10-22-653	Removed and replaced fuel pump module and fuel filter	103149	2/22/2013	620.70
North Star Engineering Group, Inc	18-32-773	Engineering services for Hwy 33 & Inyo	103150	2/22/2013	8,243.00
NORMAC, INC.	10-44-630	45 bags Nitra King	103151	2/22/2013	316.06
NORMAC, INC.	69-47-630	45 bags Nitra King	103151	2/22/2013	632.13
PATTERSON AUTO CARE, INC	10-21-653	Oil change/rotate tires/remove&replace drive belt/wiper arm	103152	2/22/2013	212.79
CITY OF PATTERSON	10-03-620	Video reimbursement/January 2013	103153	2/22/2013	660.00
P G & E	10-21-651	Natural gas usage 1/4/13-2/4/13	103154	2/22/2013	24.64
P G & E	10-33-651	Natural gas usage 1/4/13-2/4/13	103154	2/22/2013	73.92
P G & E	10-44-651	Natural gas usage 1/4/13-2/4/13	103154	2/22/2013	49.27
P G & E	60-50-651	Natural gas usage 1/4/13-2/4/13	103154	2/22/2013	24.64
P G & E	63-56-651	Natural gas usage 1/4/13-2/4/13	103154	2/22/2013	24.64
P G & E	63-56-641	Gas and electric 1/5/13-2/5/13	103154	2/22/2013	397.41
P G & E	60-50-641	Gas and electric 1/5/13-2/5/13	103154	2/22/2013	397.41
P G & E	10-07-641	Gas and electric 1/5/13-2/5/13	103154	2/22/2013	397.42
ROCHA BACKHOE SERVICE, IN	63-56-750	2 loads crushed rock	103155	2/22/2013	275.00
ROCHA BACKHOE SERVICE, IN	60-50-750	2 loads crushed rock	103155	2/22/2013	275.00
RUMBLE TREE PEST MGMT,INC	10-44-620	Soil injected 8 American Elms with insecticide	103156	2/22/2013	728.00
Sacramento County Sheriff's Department	10-21-669	POST training registration/Marriott	103157	2/22/2013	470.00
SHARPENING SHOP	10-33-630	Oil tank cover set/side cover	103158	2/22/2013	21.99
SIERRA DISPLAY, INC.	10-01-662	125th banners deposit	103159	2/22/2013	1,079.48
SIERRA INSTALLATIONS, INC	68-68-662	Tune-up light lines/2012 Holiday season	103160	2/22/2013	1,495.50
State of Calif Dept of Justice	10-21-620	H & S Analyses	103161	2/22/2013	35.00
State of Calif Dept of Justice	10-21-620	Fingerprint apps/fingerprint - FBI/Firearms/CCW initial	103161	2/22/2013	475.00
Stanislaus County Auditor-Controller	10-21-651	CNG pumped from Morgan Road Fuel Station 10/1/12-10/31-12	103162	2/22/2013	4.50
STAPLES ADVANTAGE	10-21-630	Boxes/labels/POS rolls/mouse pad/paperclips/clipboards/pens	103163	2/22/2013	86.19
STAPLES ADVANTAGE	10-21-630	Cash register ribbon	103163	2/22/2013	9.68
STAPLES ADVANTAGE	63-56-630	Water lab printer	103163	2/22/2013	59.72

Name	Account	Description	Check Nu	Check D	Amount
T&R ENTERPRISES	63-56-630	5 s/s water meter cover lifting bars	103164	2/22/2013	215.25
TelePacific Communications	10-21-642	Monthly telephone service/January 2013	103117	2/14/2013	194.97
TelePacific Communications	10-45-642	Monthly telephone service/January 2013	103117	2/14/2013	98.97
TelePacific Communications	10-14-642	Monthly telephone service/January 2013	103117	2/14/2013	98.97
TelePacific Communications	60-50-642	Monthly telephone service/January 2013	103117	2/14/2013	98.96
TelePacific Communications	63-56-642	Monthly telephone service/January 2013	103117	2/14/2013	98.96
REYNOLDS MIKELLE	63-00-201	Refund Check	103165	2/22/2013	188.73
UNIVAR USA, INC	63-56-630	275 gallons sodium hypochlorite	103166	2/22/2013	775.24
MATTOS NEWSPAPERS, INC.	10-45-660	Display Ad/Skate park meeting	103167	2/22/2013	31.56
MATTOS NEWSPAPERS, INC.	10-45-660	Display Ad/Skate park meeting	103167	2/22/2013	63.12
MATTOS NEWSPAPERS, INC.	10-45-660	Display Ad/Skate park meeting	103167	2/22/2013	31.56
MATTOS NEWSPAPERS, INC.	10-06-660	Legal ad/Commission vacancies	103167	2/22/2013	45.00
MATTOS NEWSPAPERS, INC.	10-44-630	Invitation to bid 1/2 ton pickup	103167	2/22/2013	30.00
WEST SIDE AERIAL APPLICAT	60-50-623	Aerial pesticide application oats/McPike	103168	2/22/2013	2,343.00
YANCEY LUMBER COMPANY	69-47-630	Spade/shovels/digging bar/clay pick/chisel set/scrub brush	103169	2/22/2013	242.74
YANCEY LUMBER COMPANY	63-56-653	Socket set/spray paint/wrench/knit gloves	103169	2/22/2013	79.46
YANCEY LUMBER COMPANY	10-22-630	45 60W Fluorescent tubes	103169	2/22/2013	435.46
YANCEY LUMBER COMPANY	60-50-630	Splitting wedge/Windex/Pledge/trash can/wall mount faucet	103169	2/22/2013	143.36
YANCEY LUMBER COMPANY	10-21-630	Dog fod/K9	103169	2/22/2013	50.58
YANCEY LUMBER COMPANY	10-44-630	Boots/asphalt roof coating/lopper/shovel/broom/scoop/fence tie	103169	2/22/2013	170.99
YANCEY LUMBER COMPANY	10-33-630	Broom/sledge hammer/blade	103169	2/22/2013	46.48
YANCEY LUMBER COMPANY	63-56-630	Chest wader/knee pad/anti-seize lube/foot pump	103169	2/22/2013	113.59
YANCEY LUMBER COMPANY	10-07-620	Utility knife/Plumber's goop	103169	2/22/2013	16.45
YANCEY LUMBER COMPANY	10-44-653	Linch pins	103169	2/22/2013	1.75
ZAM COMM	71-07-741	Repair CAT6 wire/replaced jack and reterminated existing cable	103170	2/22/2013	75.00

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89,819.03

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**MINUTES**  
**NEWMAN CITY COUNCIL**  
**SPECIAL MEETING FEBRUARY 12, 2013**  
**CITY HALL CONFERENCE ROOM, 6:30 P.M., 938 FRESNO STREET**

1. **Call To Order** - Mayor Katen 6:30 P.M.
2. **Roll Call PRESENT:** Davis, Hutchins, Candea, Martina And Mayor Katen.  
**ABSENT:** None.
3. **Items From The Public** - None.
4. **Adjourn To Closed Session** -6:31 P.M.
  - a. Conference With Legal Counsel – Liability Claims – Claimant: Renee Kimball – Agency: City of Newman - G.C. 54956.95.
  - b. Return To Open Session - 6:48 P.M.

No Reportable Action Was Taken.

**5. Adjournment.**

**ACTION:** On Motion By Davis Seconded By Hutchins And Unanimously Carried, The Meeting Was Adjourned At 6:47 P.M.



**MINUTES**  
**NEWMAN CITY COUNCIL**  
**REGULAR MEETING FEBRUARY 12, 2013**  
**CITY COUNCIL CHAMBERS, 7:00 P.M., 938 FRESNO STREET**

1. **Call To Order** - Mayor Katen 7:00P.M.
2. **Pledge Of Allegiance.**
3. **Invocation** – Council Member Hutchins.
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 Council Member Hutchins Regarding League Of California Cities Information.

Council Member Hutchins Reviewed A League of California Cities Presentation Regarding 2013 Legislation And Detailed How Proposed State And Federal Legislation May Impact Local Governments.

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 January 22, 2013 Regular Meeting.
  - d. Adopt Resolution No. 2013-7, A Resolution Rejecting The Claim Of Renee Kimball.
  - e. Adopt Resolution No. 2013-8, A Resolution Approving The Automatic Annual Inflation Adjustment For Capital Facility And Impact Fees For The Period Of March 1, 2013 Through February 28, 2014.
  - f. Authorize City Manager To Enter Into A Disposal Agreement With Stanislaus County.
  - g. Adopt Resolution No. 2013- 9, A Resolution In Support Of Enterprise Zones.

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

9. **Public Hearings**
  - a. Adopt Resolution No. 2013-10, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4.

Mayor Katen Opened The Public Hearing At 7:20 P.M.

There Being No Public Comment, Mayor Katen Closed The Public Hearing At 7:21 P.M.

**ACTION:** On Motion By Candea Seconded By Martina And Unanimously Carried, Resolution No. 2013-10, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4, Was Adopted.

## 10. Regular Business

- a. Adopt Resolution No. 2013-11, A Resolution Approving A Veterinary Services Contract.

**ACTION:** On Motion By Martina Seconded By Hutchins And Unanimously Carried, Resolution No. 2013-11, A Resolution Approving A Veterinary Services Contract With G-N Veterinary Clinic, Was Adopted.

- b. First Reading And Introduction Of Ordinance No. 2013- , Amending Title 11 Public Ways And Property, Water Rates, Of The Newman City Code, Setting Water Rates, Fees And Related Service Charges Effective April 1, 2013.

**ACTION:** Ordinance No. 2013- , An Ordinance Amending Title 11 Section 11.05.040 Relating To Utility Billing Was Introduced By Council Member Davis, Said Ordinance Had Its First Reading By Title Only.

- c. Adopt Resolution No. 2013-12, A Resolution Awarding The Bid Of One ½ Ton Pickup.

**ACTION:** On Motion By Hutchins Seconded By Davis And Unanimously Carried, Resolution No. 2013-12, A Resolution Awarding The Bid Of One ½ Ton Pickup To Patchetts Ford In The Amount Of \$17,777.64, Was Adopted.

- d. Report On Comforting Kids Event At Pioneer Park.

**ACTION:** On Motion By Hutchins Seconded By Davis And Unanimously Carried, The City Council Approved The Comforting Kids Request For An Event At Pioneer Park With The Conditions Listed In The Staff Report.

- e. Report On Request By Travel Soccer Club To Utilize City Facilities.

Roberto Lopez Translator For Mayolo Lopez, 2132 Great Falls Road, Noted That He Had Contacted The School District About Utilizing The Fields At Hunt Elementary But That It Was Not An Affordable Option For The Club. He Stated That He Appreciates The City's Suggestion But That The School District Wanted The Club To Pay \$100.00 Per Use. Mayolo Pointed Out That He Had Been Practicing On Local Newman Fields For One Year Without Incident. He Asked For The Council's Help For The Children's Sake. Mayolo Noted That He Was Open To Suggestions And That He Thought That He Can Co-Exist With Other Sports. Mayolo Noted That He Would Like To Build A Good Local Newman Soccer League.

Council Member Hutchins Asked If This Team Was Part Of A Traveling League.

Mayolo Affirmed That It Was A Traveling Team That Currently Only Plays In Stanislaus County.

City Manager Holland Mentioned That Maybe A Compromise Would Be That The Games Would Be Held On City Fields But That Practices Could Be Held On School Grounds.

**ACTION:** The City Council Agreed To Continue This Item To The February 26<sup>th</sup> Meeting After Staff Explores Additional Options.

## **11. Items From District Five Stanislaus County Supervisor.**

Supervisor DeMartini Noted That He Had Recently Participated In A Conference Call Regarding The Orestimba Flood Control District That Detailed Information About The Required Non-Federal Sponsor Of The Project. He Mentioned That The County Was Also Supporting Enterprise Zones. DeMartini Stated That The Next Westside Healthcare Taskforce Meeting Would Be In Patterson on March 21<sup>st</sup>. He Reported That The 2013 Healthy Choices Summit Was Scheduled For August 22<sup>nd</sup> And That The Annual Hikes & Bikes Campaign Had Begun In Del Puerto Canyon.

## **12. Items From The City Manager And Staff.**

City Manager Holland Noted That He Too Had Participated In The Orestimba Creek Flood Control Conference Call. Holland Mentioned That He Had A Meeting Scheduled With Senator Canella To Discuss Property Tax Allocations. He Reminded Everyone That City Offices Closed On Monday, February 18<sup>th</sup> For President's Day. He Mentioned That The Next Successor Agency Meeting Was Scheduled For Thursday, February 14<sup>th</sup>. He Reported That The State Was Hampering The Sale Of The Former RDA's Industrial Property To Carolyn Beach. Holland Publicly Unveiled The City's New Website And Provided A Brief Display Of Some Of The Added Features.

Chief Richardson Reminded Everyone That The Police K-9 Association's Annual Crab Feed Was Scheduled For April 20<sup>th</sup> And That Tickets Were Available.

Public Works Director Reynolds Reported That Stanislaus County Planned To Reconstruct Hills Ferry Road Later This Year. Reynolds Mentioned That Local Street Signs Were Currently Being Replaced. He Noted That The Well Test Hole Had Been Retested And That The Results Confirmed The Previous Positive Findings And As A Result, The City Was Moving Forward With An RFP For Design Of The Well. He Encouraged Citizens To Report Street Light Issues On The City's New Website.

Finance Director Humphries Reported That Between December 5<sup>th</sup> And January 21<sup>st</sup>, Approximately \$6,000 Was Electronically Withdrawn From The City's Bank Account; He Noted That This Happened Because The Bank Does Not Match Names To Electronic Transfers. He Stated That The City Was In The Process Of Recouping All The Funds As Well As Taking Steps To Prevent These Unauthorized Transactions In The Future.

City Planner Ocasio Reminded Everyone About The Next 125<sup>th</sup> Planning Meeting On February 13<sup>th</sup> And The Annual Action Plan Community Meeting On February 20<sup>th</sup>.

## **13. Items From City Council Members.**

Council Member Hutchins Noted That He Wanted The City To Find A Way To Work With The Local Soccer Group.

Council Member Martina Questioned What Can Be Done About Cat Overpopulation In Newman.

Mayor Katen Inquired As To When The Damaged Bollards On The Southeast Corner Of Kern And Main Streets Would Be Replaced.

## **14. Adjournment.**

**ACTION:** On Motion By Katen Seconded By Martina And Unanimously Carried, The Meeting Was Adjourned At 8:16 P.M.

Honorable Mayor and Members  
of the Newman City Council

**ADOPT RESOLUTION NO. 2013- , DECLARING THE EXISTENCE OF A  
PUBLIC NUISANCE UNDER ORDINANCE NO. 281 MISTLETOE ABATEMENT**

**RECOMMENDATION:**

It is recommended that the Newman City Council adopt Resolution No. 2013- , a resolution declaring the existence of a public nuisance under Ordinance No. 281 Mistletoe Abatement.

**BACKGROUND:**

Broadleaf mistletoe is an evergreen parasitic plant that grows on a number of landscape tree species in California. Mistletoe reduces growth in trees by utilizing the host mainly for water and mineral nutrients, and may kill them with heavy infestations. These plants produce small, sticky, whitish berries if they are female or pollen if they are male. The plant is typically spread to other trees from birds, and it is important to remove mistletoe before it is spread to other limbs or trees. The most effective method for control is through complete removal of the branch by mechanical pruning. Mistletoe cannot be completely eradicated; however it can be controlled through complete removal.

**ANALYSIS:**

Abatement notices for the removal of mistletoe were sent out to 26 properties in accordance with City of Newman Municipal Code Chapter 9.06, Section 9.06.020 Notice to Abate. This notice informs property owners of all nuisance abatement procedures, options and their right to object at a public hearing. It is anticipated that many property owners will comply with the abatement notices prior to the hearing date. A final compliance survey will be done on Tuesday February 26, 2013. An updated list of properties that have not complied with the abatement notice will be handed out at the council meeting prior to the public hearing.

**FISCAL IMPACT:**

None.

**CONCLUSION:**

Mistletoe is a parasitic plant afflicting a number of trees in the City. Abatement notices have been sent to the property owners of the infected trees in accordance with City Municipal Code Chapter 9.06. Therefore, staff recommends City Council adopt Resolution 2013- , a resolution declaring the existence of a public nuisance under Ordinance No. 281 Mistletoe Abatement.

**ATTACHMENTS:**

1. Resolution No. 2013- , A resolution declaring the existence of a public nuisance under Ordinance No. 281 Mistletoe Abatement.
2. Mistletoe Abatement Notice List.
3. Notice to Property Owners (Sample)

Respectfully Submitted,



Garner Reynolds  
Director of Public Works

**REVIEWED/CONCUR:**



Michael E. Holland  
City Manager

**RESOLUTION NO. 2013-**

**A RESOLUTION DECLARING THE EXISTENCE OF A PUBLIC NUISANCE UNDER  
ORDINANCE NO. 281 MISTLETOE ABATEMENT**

WHEREAS, the Director of Public Works of the City of Newman has reported mistletoe located and existing upon property in the City of Newman not in compliance with Ordinance No 281; and,

WHEREAS, the Director of Public Works caused notice to be mailed to the respective owners of the subject properties in accordance with said Ordinance. Said notice giving notice to abate said nuisance and setting a time and place for hearing objections to the proposed abatement; and,

WHEREAS, said hearing was held on February 26, 2013, at 7:00 p.m., in accordance with said notice; and,

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newman that said City Council finds that there is mistletoe growing and existing upon real property in the City of Newman not in compliance with Ordinance 281. A condition exists with regard to the properties in said City which endangers and may injure neighboring property, and endangers and injures the welfare of residents in the vicinity of said property, and said mistletoe shall be removed, destroyed and abated; and that a description of said property is attached hereto and made a part by reference.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 26<sup>th</sup> day of February, 2013 by Council Member \_\_\_\_\_, who moved its adoption, which motion was duly seconded and was adopted upon roll call vote.

AYES:  
NOES:  
ABSENT:

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Deputy City Clerk

City of Newman  
Mistletoe Abatement list

1. **1158 L Street**
2. **1065 Yolo Avenue**
3. **858 Real Avenue**
4. **700 Real Avenue**
5. **577 Real Court**
6. **730 Lee Avenue**
7. **898 Fig Lane**
8. **732 Fig Lane**
9. **947 Fig Lane**
10. **744 Hardin Road**
11. **707 Hardin Road**
12. **907 R Street**
13. **1151 T Street**
14. **719 Driskell Avenue**
15. **1118 Main Street**
16. **1114 Main Street**
17. **1142 Main Street**
18. **1154 Main Street**
19. **1138 Main Street**
20. **1231 N Street**
21. **1524 P Street**
22. **1017 P Street**
23. **1038 Q Street**
24. **1260 Q Street**
25. **1538 Q Street**
26. **1143 T Street**



# City of Newman

938 Fresno Street • P.O. Box 787 • Newman, CA 95360 • (209) 862-3725 • Fax (209) 862-3199  
www.cityofnewman.com • E-mail info@cityofnewman.com

January 29, 2013

John Doe  
1234 First Street  
Newman, CA 95360

**RE: Property located at: 1234 First Street, Newman CA 95360**  
**APN: XXX-XXX-XXX**

NOTICE IS HEREBY GIVEN TO REMOVE AND DESTROY MISTLETOE  
FROM 3 TREES ON PROPERTY

NOTICE IS HEREBY GIVEN THAT:

Pursuant to the provisions of Title 9, Chapter 6 of the City Code of Newman, mistletoe growing or existing on private property must be removed and destroyed.

All persons owning any such property shall, without delay, remove and destroy all such mistletoe from their property or such mistletoe will be removed and destroyed by City authorities, in which case the cost of removal and destruction will be assessed upon the lots and lands from, or on which, such mistletoe was removed and destroyed, and such costs will constitute a lien upon the lots or parcels until paid and will be collected on the next tax roll upon which Municipal taxes are collected.

All property owners having objections to the proposed destruction and removal of mistletoe are hereby notified to attend a meeting of the City Council of the City of Newman to be held on **February 26, 2013**, at **7:00 P.M.**, at which time and place all objections will be heard and given due consideration.

\_\_\_\_\_  
For: Perfecto Millan, Public Works Superintendent

Honorable Mayor and Members  
of the Newman City Council

**SECOND READING AND ADOPTION OF ORDINANCE NO. 2013- AMENDING TITLE 11 PUBLIC WAYS AND PROPERTY, SECTION 11.05.040 WATER RATES – OF THE NEWMAN CITY CODE – SETTING WATER RATES, FEES AND RELATED SERVICE CHARGES EFFECTIVE APRIL 1, 2013, AND AUTHORIZE STAFF TO PUBLISH A SUMMARY OF SAID ORDINANCE**

**RECOMMENDATION:**

It is recommended that the City Council:

1. Conduct a Public Hearing regarding proposed Ordinance amendments to Title 11 Public Ways and Property, Section 11.05.040 Water Rates of the Newman City Code – setting water rates, fees and related service charges effective April 1, 2013.
2. Conduct Second Reading and Adoption of Ordinance No 2013- , an Ordinance of the City Council of the City of Newman amending Title 11 Public Ways and Property, Section 11.05.040 Water Rates of the Newman City Code – setting water rates, fees and related service charges effective April 1, 2013, and authorize staff to publish a summary of said ordinance.

**BACKGROUND:**

During the January 22, 2013 City Council meeting, the City completed the protest vote required by Proposition 218 for water rate adjustments. Proposition 218 requires a majority vote for a protest to exist. Of the almost three-thousand and one-hundred (3,100) utility customers, only one-hundred nineteen (119) protests were received; and is approximately four percent of voters and short of the required simple majority. The Newman Municipal Code requires all rate increases to be codified through an ordinance amendment process. Ordinance amendments require the City to introduce the ordinance amendment and conducted the first reading, conduct a second reading and public hearing, and adoption of the ordinance amendment. On February 12, 2013 City Council conducted the introduction and first reading of the ordinance amendment.

**ANALYSIS:**

The City of Newman has completed all necessary procedures under Proposition 218 requirements and the first step for the ordinance amendment process for adjustment of the water utility rates. The final step is to conduct a public hearing, second reading, and adoption of the Ordinance Amendment. Adoption of this Ordinance Amendment will codify the rates. The new rates will be implemented during the April billing cycle.

**FISCAL IMPACT:**

Positive: Increase in revenue for the Water Fund.

**CONCLUSION:**

The City of Newman has completed the Proposition 218 requirements and the first step of an ordinance amendment for increasing utility rates. The final step is to conduct a public hearing, second reading, and adoption of the ordinance amendment. Therefore, staff is recommending the Municipal Code modifications and Adoption of Ordinance No 2013- , an Ordinance of the City Council of the City of Newman amending Title 11 Public Ways and Property, Section 11.05.040 Water Rates of the Newman City Code – setting water rates, fees and related service charges effective April 1, 2013, and authorize staff to publish a summary of said ordinance.

**ATTACHMENTS:**

- 1 Ordinance No. 2013- ,

Respectfully Submitted:



Garner R. Reynolds  
Director of Public Works

**REVIEWED/CONCUR:**



Michael E. Holland  
City Manager

**ORDINANCE NO. 2013-**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEWMAN, CALIFORNIA,  
AMENDING TITLE 11 PUBLIC WAYS AND PROPERTY, SECTION 11.05.040 WATER  
RATES – OF THE NEWMAN CITY CODE – SETTING WATER RATES, FEES AND  
RELATED SERVICE CHARGES EFFECTIVE APRIL 1, 2013**

WHEREAS, the City Council, in compliance with Article XIID of the California State Constitution and the Proposition 218 Omnibus Implementation Act, notified all affected property owners and rate payers of the proposed Water Rate Increases; and

WHEREAS, the City of Newman held a Public Hearing on January 22, 2013 as noticed, to allow the City Council to hear and consider all protests and objections concerning the proposed Water Rate Increases; and

WHEREAS, the City of Newman determined a majority protest did not occur; and

WHEREAS, the City Council of the City of Newman adopted Resolution No. 2013-6 accepting the results of the noticed protest proceeding and approving certain actions for rates, fees and charges for water service; 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 monthly water service charges for residential users, commercial users, industrial users, schools and churches, both inside and outside the City, and all other users, shall be in accordance with the following rates in Attachment "A" amending Title 11 Public Ways and Property, Section 11.05.040 Water Rates.
3. All other sections and provisions of Title 11 shall remain in full force and effect.
4. This Ordinance shall take effect 30 days after the date of its adoption, and prior to the expiration of 15 days from the passage thereof shall be published at least once in the West Side Index, a newspaper of general circulation, published and circulated in the City of Newman and thenceforth and thereafter the same shall be in full force and effect.

Introduced at a regular meeting of the City Council of the City of Newman held on the 12<sup>th</sup> day of February, 2013 by Council Member Davis and adopted at a regular meeting of said City Council held on the 26<sup>th</sup> day of February, 2013 by the following vote:

AYES:  
NOES:  
ABSENT:

APPROVED:

\_\_\_\_\_  
Mayor of the City of Newman

ATTEST:

\_\_\_\_\_  
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
<b>Consumption Charges</b>	<b>Per hundred cubic feet</b>				
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
<b>Meter Replacement Charges</b>	<b>Per meter per month</b>				
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
<b>Service Charges</b>	<b>Per meter per month</b>				
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		

Honorable Mayor and Members  
of the Newman City Council

**REPORT ON APPOINTMENTS TO FILL VACANCIES ON THE  
PLANNING COMMISSION AND ARCHITECTURAL REVIEW COMMITTEE**

**RECOMMENDATION:**

Consider appointment or reappointment of Planning Commission and Architectural Review Committee members.

**BACKGROUND:**

The City currently has one vacancy on the Planning Commission and four vacancies on the Architectural Review Committee.

As per City Code Section 4.13.060, the Architectural Review Committee shall consist of the following five members: One Planning Commissioner, One member of the Newman Historical Society, One City resident at-large, One member of the business community and/or Chamber of Commerce and One professional in one or more of the following disciplines: Architecture; Architectural history; Historical remodeling or reconstruction, Historic archaeology, Historical conservation or Related discipline to the extent such professionals are available in the community of Newman. Of the five seats on the Architectural Review Committee, only the Citizen at-large is not currently vacant.

A notice was published in the West Side Index and two applications for the Planning Commission, and five applications for Architectural Review Committee were received. Whomever the Council chooses to serve on the Planning Commission will also be the Planning Commission's Representative on the Architectural Review Committee. The following citizens submitted applications for service:

**Planning Commission**

- Crescencia Maurer
- Michael Thompson

**Architectural Review Committee**

- Sheldon Crow (Newman Historic Society Representative)
- Bob Dare (Building Professional Representative)
- Crescencia Maurer (Planning Commission Representative)
- Diane Newell (Chamber of Commerce Representative)
- Michael Thompson (Planning Commission Representative)

All of the candidate's applications are attached for your review. Potential questions for the candidates will be provided to the Council at the meeting should you decide to interview the candidates.

The appointment to Planning Commission would be effective immediately and be a full four year term that expires in February of 2017.

The appointments to the Architectural Review Committee would be effective immediately. The term for the Chamber of Commerce Representative to the Architectural Review Committee expires in April of 2014 and is the unexpired term of the late David Reed; the remaining terms on Architectural Review Committee are two years in length and will expire in April of 2015.

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

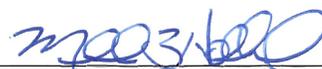
1. Copies of each candidate's Application for Citizen Service.
2. Copies of the letters sent to each candidate apprising them of the interview/appointment process.

Respectfully submitted,



Mike Maier  
Deputy City Clerk

**REVIEWED/CONCUR:**



Michael E. Holland  
City Manager



# City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED:  Planning Commission  Parks & Recreation Commission  
 Architectural Review Committee  Other \_\_\_\_\_

NAME: Crescencia Maurer

ADDRESS: 1205 P Street, Newman, CA 95368

HOME PHONE: [REDACTED] BUSINESS PHONE: [REDACTED]

OCCUPATION: self-employed consultant

EDUCATION: (List highest year completed and all degrees): Master's Degree,  
Natural Resource Economics + Policy, Duke University,  
Durham, NC, 1993; B.A. International Relations, Pomona College,  
Claremont, CA, 1987

Are there any workday evenings you could not meet?  Yes  No

If so please list: \_\_\_\_\_

Why are you interested in this position? Have an interest in public  
policy and development at the local level. Also,  
I have contributed to the Planning Commission, and would  
like to continue in that role. My interest in also joining the  
Arch. Review. Comm. stems from a desire to sustain Newman's historic  
character and quality of life.

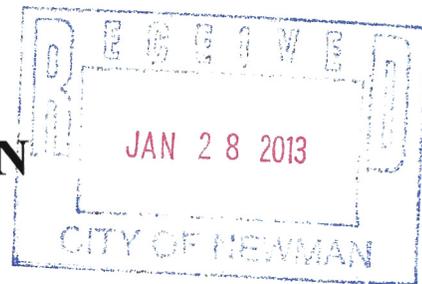
What do you consider to be your major qualifications? \_\_\_\_\_

- Active in Newman community organizations;
- Supported and worked with municipal authorities in large + small  
urban areas across the world;
- Specialist ~~set~~ + advanced education in relevant areas: urban water  
+ sewer problems, solid waste, climate change and development  
finance.

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



# City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED:  Planning Commission  Parks & Recreation Commission

Architectural Review Committee  Other \_\_\_\_\_

NAME: SHELDON B CROW JR.

ADDRESS: 1233 S. ST

HOME PHONE: [REDACTED] BUSINESS PHONE: —

OCCUPATION: RETIRED

EDUCATION: (List highest year completed and all degrees): \_\_\_\_\_

1 YR. COLLEGE

Are there any workday evenings you could not meet?  Yes  No

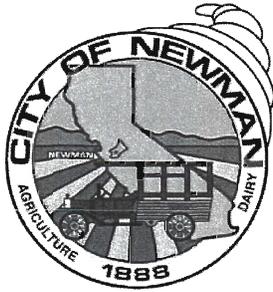
If so please list: \_\_\_\_\_

Why are you interested in this position? Maintain Historical Values of the City

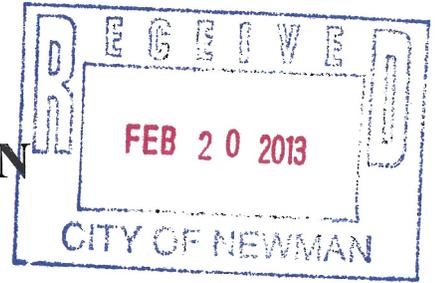
What do you consider to be your major qualifications? \_\_\_\_\_

able to make Reasonable Decision

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



# City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED:  Planning Commission  Parks & Recreation Commission  
 Architectural Review Committee  Other \_\_\_\_\_

NAME: Bob Dare

ADDRESS: 1257 "P" Street

HOME PHONE: [REDACTED] BUSINESS PHONE: \_\_\_\_\_

OCCUPATION: Retired Contractor

EDUCATION: (List highest year completed and all degrees): 13+

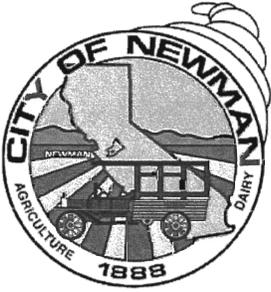
Are there any workday evenings you could not meet?  Yes  No  
If so please list: \_\_\_\_\_

Why are you interested in this position? I would like to continue serving the city of Newman and help preserve the historical value of our older homes.

What do you consider to be your major qualifications? Forty-eight years working in all types of building construction.

*Bob Dare*

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



# City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED:  Planning Commission  Parks & Recreation Commission  
 Architectural Review Committee  Other \_\_\_\_\_

NAME: Diane Newell

ADDRESS: 727 Gibraltar Ln

HOME PHONE: [REDACTED] BUSINESS PHONE: [REDACTED]

OCCUPATION: Plant Manager

EDUCATION: (List highest year completed and all degrees): \_\_\_\_\_

Are there any workday evenings you could not meet?  Yes  No  
If so please list: 1st Monday 2nd Wednesday

Why are you interested in this position? \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

What do you consider to be your major qualifications? Chamber Representative

\_\_\_\_\_

\_\_\_\_\_

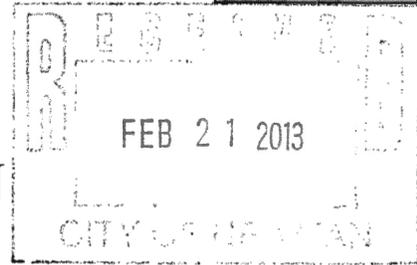
\_\_\_\_\_

\_\_\_\_\_

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



# City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED:  Planning Commission  Parks & Recreation Commission  
 Architectural Review Committee  Other \_\_\_\_\_

NAME: Michael Thompson

ADDRESS: 419 Bobolink Ave. Newman, CA

HOME PHONE: [REDACTED] BUSINESS PHONE: \_\_\_\_\_

OCCUPATION: Traffic Engineering; Operations Intern

EDUCATION: (List highest year completed and all degrees): 2011-Master's of Public Administration. 2007-BA Political Science

Are there any workday evenings you could not meet?  Yes  No  
If so please list: N/A

Why are you interested in this position? Interest in local public service.

What do you consider to be your major qualifications? Graduate degree and interest in public service.

Please attach a written statement containing any additional information you feel would be helpful to the City Council.

# Michael K Thompson

## EDUCATION:

### *Master's Degree in Public Administration – CSU Stanislaus, Turlock, CA*

Quantitative Analysis / Personnel Policy / Public Finance / Budgeting  
Organizational Development / Public Policy / Legal Writing & Research / Ethics

### *Bachelor's Degree in Political Science – CSU Stanislaus, Turlock, CA*

Pi Sigma Alpha – American Political Science Honor Society Local Chapter Secretary 2006-2007  
Model United Nations Far West Conference – CSUS Delegation leader 2006-2007  
CSUS Pre-Law Society Secretary 2004-2005

## EXPERIENCE:

### City of Modesto, CA – Community & Economic Development 11/2012 – Present *Traffic Engineering & Operations Intern*

- Enter and retrieve data from computer systems, including generating reports and advising others on routine system operations.
- Type complex and sensitive correspondence, reports, forms and specialized documents from drafts, notes, dictated tapes, or brief instructions using a personal computer; may compose routine correspondence and brief reports.

### City of Modesto, CA – Community & Economic Development 07/2012 – 11/2012 *Economic Development Intern*

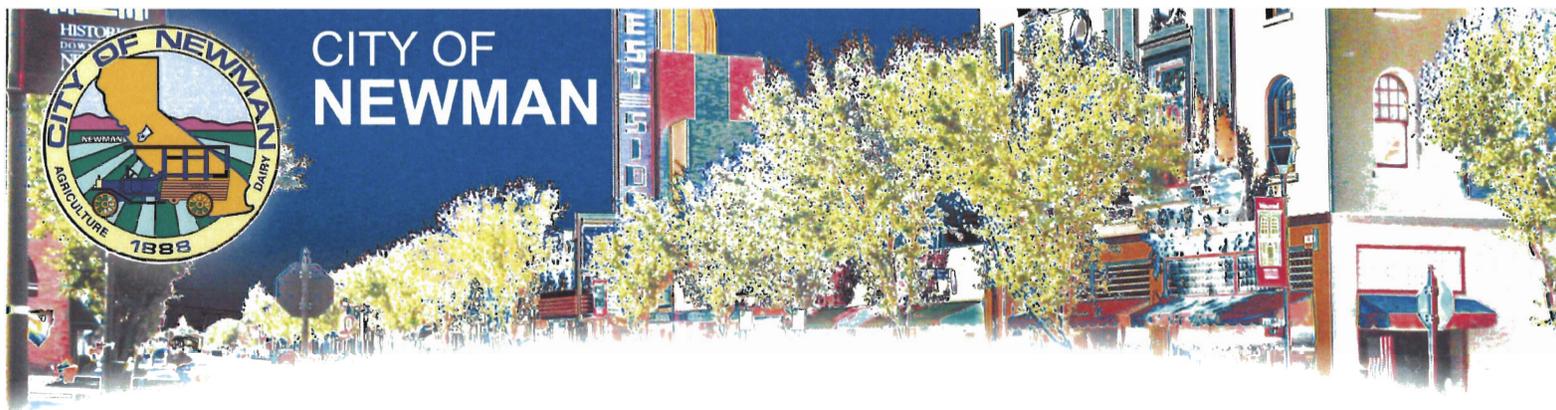
- Coordinated with the Information Technology Department for updates to the Economic Development and Redevelopment Successor Agency websites
- Engaged in Internet Research in response to Modesto Economic Development and Redevelopment Successor Agency inquires
- Responded to businesses regarding available Economic Development and Redevelopment resources and project information
- Reviewed Certificates of Insurance required for projects when received and responded to Risk Management
- Reviewed, Maintained, & Updated Economic Development marketing materials

### Stanislaus County, CA – Department of Economic Development 04/2007 – 07/2007 *Special Project Research Analyst*

- Created business survey and implemented by phone
- Collected and compiled data pertaining to business size and projected growth
- Evaluated and analyzed expectations for business growth within county

## TECHNICAL SKILLS:

**OS** - Unix Solaris 10, Red Hat 5, CentOS 5, Ubuntu 11, VMware, Windows XP/Vista/7  
**Software** - VMWare, MS Excel, MS Word, MS Outlook, MS Access, ArcGIS  
**Hardware** - Dell Desktops, Cisco Routers  
**Skills** - Type - 60 wpm



February 21, 2013

Crescencia Maurer  
1205 P Street  
Newman, CA 95360

Re: Planning Commission/Architectural Review Committee Interview/Appointment

Dear Crescencia:

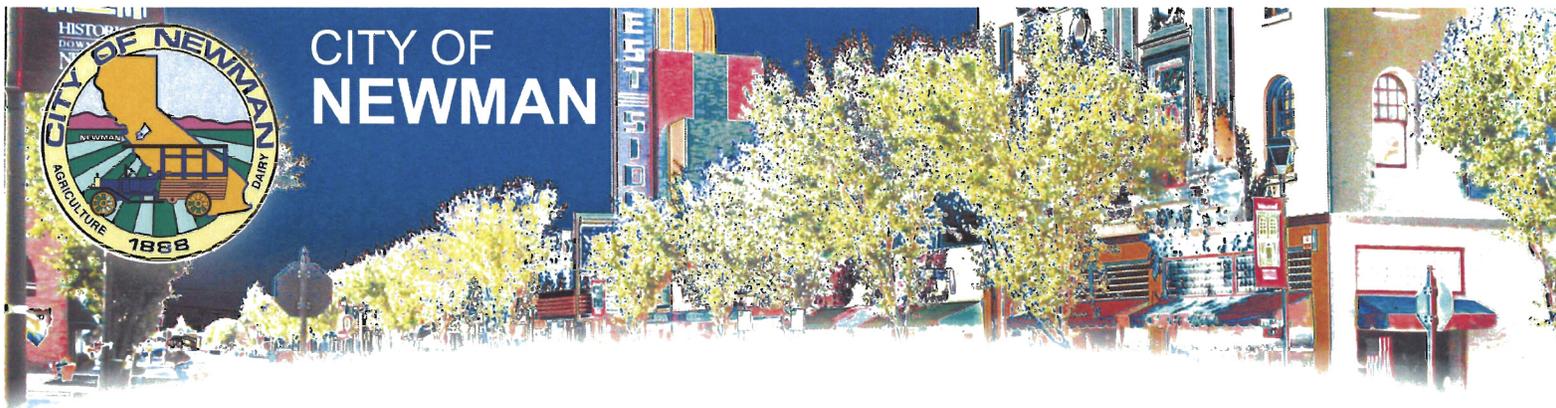
The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling Commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 26, 2013 at 7:00 p.m. in the Council Chambers, 938 Fresno Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 26<sup>th</sup> meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of both the City of Newman Planning Commission and Architectural Review Committee.

Sincerely,

A handwritten signature in black ink that reads 'Mike Maier' in a cursive script.

Mike Maier  
Deputy City Clerk



February 21, 2013

Sheldon Crow  
1233 "S" Street  
Newman, CA 95360

Re: Architectural Review Committee Interview/Appointment

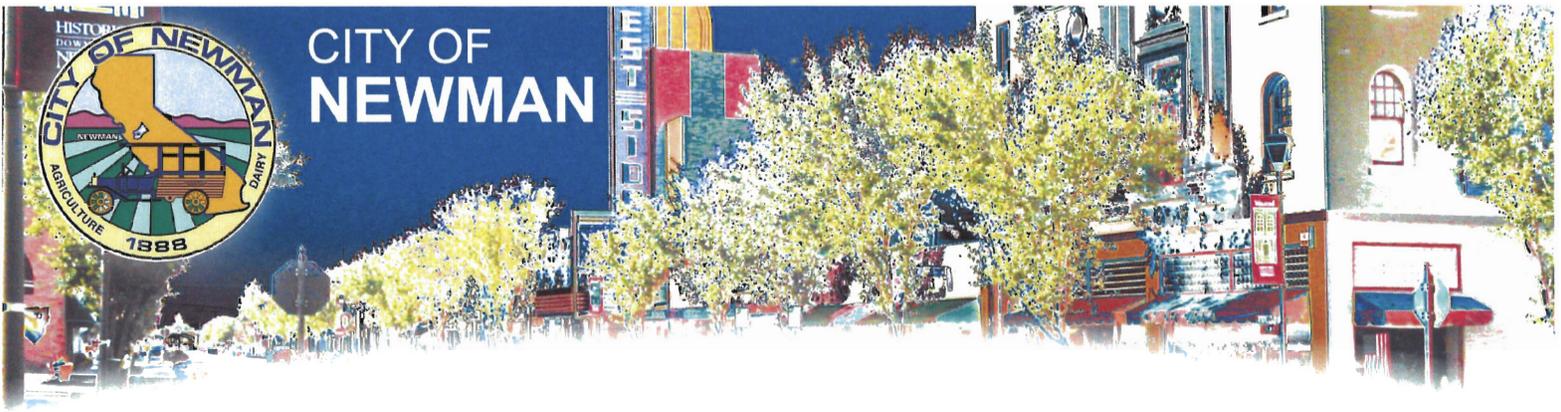
Dear Sheldon:

The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling Commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 26, 2013 at 7:00 p.m. in the Council Chambers, 938 Fresno Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 26<sup>th</sup> meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Architectural Review Committee.

Sincerely,

Mike Maier  
Deputy City Clerk



February 21, 2013

Bob Dare  
1257 "P" Street  
Newman, CA 95360

Re: Architectural Review Committee Interview/Appointment

Dear Bob:

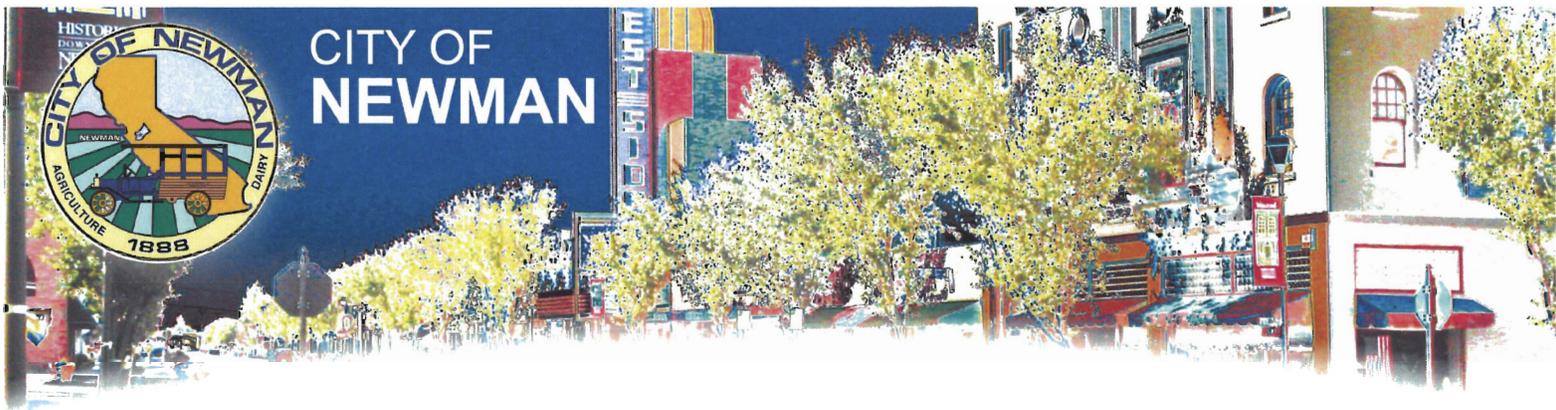
The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling Commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 26, 2013 at 7:00 p.m. in the Council Chambers, 938 Fresno Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 26<sup>th</sup> meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Architectural Review Committee.

Sincerely,

A handwritten signature in black ink that reads "Mike Maier".

Mike Maier  
Deputy City Clerk



February 21, 2013

Diane Newell  
727 Gibraltar Lane  
Newman, CA 95360

Re: Architectural Review Committee Interview/Appointment

Dear Diane:

The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling Commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 26, 2013 at 7:00 p.m. in the Council Chambers, 938 Fresno Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 26<sup>th</sup> meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Architectural Review Committee.

Sincerely,

A handwritten signature in black ink that reads 'Mike Maier'.

Mike Maier  
Deputy City Clerk



February 21, 2013

Michael Thompson  
419 Bobolink Avenue  
Newman, CA 95360

Re: Planning Commission/Architectural Review Committee Interview/Appointment

Dear Michael:

The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling Commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 26, 2013 at 7:00 p.m. in the Council Chambers, 938 Fresno Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 26<sup>th</sup> meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of both the City of Newman Planning Commission and Architectural Review Committee.

Sincerely,

A handwritten signature in black ink that reads "Mike Maier".

Mike Maier  
Deputy City Clerk

**REPORT ON THE L. J. NEWMAN MEMORIAL BUILDING IMPROVEMENTS**

**RECOMMENDATION:**

Report on the L.J. Newman Memorial Building Improvements.

**BACKGROUND:**

The L. J. Newman Memorial Building (Memorial Building), constructed in 1974, is a valuable asset that has served the City and the community well over the last 39 years. The last major improvement was the replacement of the HVAC equipment in 2009. An inspection of the building reveals the need to upgrade the main room flooring, ceiling, lighting, and painting; upgrade the bathrooms including new fixtures, flooring, ceiling and painting; and upgrade the kitchen, lighting and the flooring to a more modern style with updated appliances and fixtures, and to bring it into compliance with the Americans with Disabilities Act (ADA).

**ANALYSIS:**

There are three main parts of rehabilitation for the Memorial Building

**Main Room:**

Over time the flooring has weathered and discolored; and is in need of replacing. It is recommended to install 12"x12" resilient vinyl flooring tiles through out the building instead of sheet vinyl, due to being easier to repair and is normally of a higher quality. In addition, it is recommend installing new ceiling tiles, lighting, miscellaneous wall repairs, and painting. Estimated cost \$67,000.00.

**Bathrooms:**

The bathroom renovations are fairly straight forward, with the main goal to bring them into compliance with the ADA. Improvements include demolition, modification of the existing plumbing and electrical, construction of new wall partitions and RFP wainscot, replacing the fixtures and accessories, installing new flooring, ceiling tiles and painting. Estimated cost \$50,000.00.

**Kitchen:**

The kitchen costs can vary significantly based primarily on the cost of the new appliances and equipment. For budgeting purposes the same size and feature appliances were used. Currently the kitchen has a stainless steel 72" range with 6 burners, 2 standard stoves, and a griddle. The hood above the range area appears to be in good condition. However it may require updating the fire suppression system and the venting system. The refrigerator is a stainless steel 52" wide double door. One of the two stainless steel counters would need to be replaced in order to bring the sinks and food preparation area up to current code. In addition, hard wired smoke detection will be needed. The recommended improvements include updating the plumbing and electrical, install new upper and lower cabinets, reuse one of the existing stainless steel counters with a built-in double sink, install new 3 compartment sink with garbage disposal, install on demand water heater, install new range, install new refrigerator, upgrade hood (venting and fire suppression), install new ceiling tiles, lighting, flooring and painting. Estimated cost \$90,000.00.

Other miscellaneous items for consideration are to renovate the exterior lighting, ADA entry access, and install a new alarm and access control system. Estimated cost \$10,000.00.

Main Room	\$67,000.00
Bathroom	\$50,000.00
Kitchen	\$90,000.00
Miscellaneous	\$10,000.00
Contingency & OH (10%)	\$21,700.00
<b>Est. Total</b>	<b>\$238,700.00</b>

The project can be phased if so desired. However, phasing the project may result in a higher overall cost versus doing all of the work once with one contractor. In addition, the building would be out of service multiple times versus once, which is a greater inconvenience for our customers. Estimated construction time is approximately 2-3 months depending on availability of the fixtures.

**Agenda Item: 10.b.**

Currently, there is \$30,000.00 in the FY 2012/13 Budget for restroom repairs for the Memorial Building. Staff's recommendation is to utilize this funding for the design of the proposed building improvements this fiscal year and then budget in FY 2013/14 for the construction of all the improvements mentioned above. Included with this staff report are photos of the existing conditions of the proposed areas for improvement.

In addition, staff will be studying the rental rates of all our rented facilities, including the Memorial Building, to ensure the rental rates are recovering the cost for these facilities.

**FISCAL IMPACT:**

Estimated Design Costs: \$30,000.00

FY 2012/13 Budget: \$30,000.00

**CONCLUSION:**

Staff conducted a preliminary assessment of the Memorial Building and has determined there is a need to upgrade the facility. The three main areas recommended for upgrade are the Main Room, Bathrooms, and the Kitchen area. Staff recommends utilizing the existing FY 2012/13 funds for design of the improvements, and then budget in the FY 2013/14 budget for the construction of the improvements.

**ATTACHMENTS:**

1. Photos of existing interior conditions

Respectfully submitted,



Garner R. Reynolds  
Director of Public Works

**REVIEWED/CONCUR:**



Michael E. Holland  
City Manager











Honorable Mayor and Members  
of the Newman City Council

**ADOPT RESOLUTION NO. 2013- , A RESOLUTION ADOPTING  
THE MIDYEAR CHANGES FOR FISCAL YEAR 2012-2013**

**RECOMMENDATION:**

It is recommended that the Newman City Council:

1. Review and approve the budget adjustments as proposed in the report.

**BACKGROUND:**

It is customary for Municipalities, midway through their fiscal year, to review their original budgeted revenue and expense projections. December 31<sup>st</sup> is the midway point of our fiscal year. Revenues and expenditures for the 6 month period ending December 31, 2012 were analyzed.

**ANALYSIS:**

Exhibits A & B compare the budgeted revenues and expenditures to actual amounts received and spent through December 31, 2012; halfway through our fiscal year. Revenues and expenditures do not arrive 1/12 every month of the year. In Exhibit A, total General Fund revenues collected are at 33.9% of budget, and 31.6% city wide. It is typical that more revenues are collected in the second half of the year than in the first half.

In Exhibit B, General Fund expenditures at December 31, 2012 are at 43.3% of budget and 35.5% city wide. These two reports are a good summary; but, they are further analyzed to project what will happen during the remainder of the year.

To prepare the proposed adjustments, revenue and expenditure line items were analyzed and discussed with the City Manager and the various department heads and their staff. Exhibits C & D contain the proposed revenue and expenditure budget adjustments by line item. The last column of Exhibit E shows the projected fund balances at June 30, 2013. It should be noted that the original budget, approved last June, only had estimated beginning fund balances; but, at this point, we have and use, actual/audited beginning fund balances to project our ending fund balances.

**FISCAL IMPACT:**

Exhibit C details the revenue budget adjustments totaling \$371,729 across all funds with the General Fund adjusting down \$25,372. The Hoyer road grant and the estimated transfer to our Capital Repair and Replacement fund are mostly responsible for the increase of city-wide revenue adjustments. Property Tax and Motor Vehicle Tax revenues are contributing to the small projected decline in General Fund revenues. Property tax revenues were originally budgeted at the same budget amount as the prior year; however, the 2012/2013 Assessment Roll Figures report from the county shows a 2.95% decline in assessed values over the prior year assessed values.

Exhibit D shows the detail of the expenditure budget adjustments totaling \$525,768 across all funds, and \$192,715 of adjustments to our General Fund expenditures. Notable General Fund expenditure increases are due to the transfer to Capital Repair and Replacement; setting aside funds for future capital assets. As a side note, there are numerous General Fund expenditure line items that are coming in under budget. Only the more significant line items were listed for adjustment in Exhibit D.

**CONCLUSION:**

Exhibit E is a projection of the ending fund balances of all funds. Funds typically should have a positive balance. All of our funds are projected to have positive ending balances with the exception of the State Grant, CDBG, Storm Drain, and the Successor Agency (RDA) funds. The State Grant funds will return to a positive fund balance with the collection of future revenues. The Storm Drain fund negative balance is due to fee credits which will reduce over time. The Successor Agency (RDA) fund has been negative since 2009/2010 fiscal year. Since no new RDA projects are allowed eventually all debts will be retired using future Redevelopment Property Tax Trust Fund (RPTTF) revenues and the fund will be terminated.

The midyear budget review projects a General Fund ending balance of \$3,040,260; a decrease of \$59,931 for the 2012-13 fiscal year. The City remains in good financial health.

**EXHIBITS:**

1. Resolution No. 2013-
2. Exhibit A: Revenue Analysis by Fund as of Dec 31, 2012
3. Exhibit B: Expenditure Analysis by Fund as of Dec 31, 2012
4. Exhibit C: Revenue Adjustments
5. Exhibit D: Expenditure Adjustments
6. Exhibit E: Fund Balance Analysis

Respectfully submitted,

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Lewis A. Humphries  
Finance Director

**REVIEWED/CONCUR:**



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Michael Holland  
City Manager

**RESOLUTION NO. 2013-**

**A RESOLUTION ADOPTING THE MIDYEAR BUDGET CHANGES FOR  
FISCAL YEAR 2012-2013**

WHEREAS, the City Council of the City of Newman adopted the budget for fiscal year 2012-2013 in June of 2012; and

WHEREAS, at midyear existing revenues and expenditures provide us an opportunity to improve our fund balance projections; and

WHEREAS, the City Council of the City of Newman has reviewed the midyear budget adjustments;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman accepts and implements the recommended midyear budget changes.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 26<sup>th</sup> of February, 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 roll call vote:

AYES:  
NOES:  
ABSENT:

APPROVED:

\_\_\_\_\_  
Mayor of the City of Newman

ATTEST:

\_\_\_\_\_  
Deputy City Clerk of the City of Newman

**CITY OF NEWMAN  
REVENUE ANALYSIS BY FUND  
FISCAL YEAR JULY 2012-JUNE 2013  
BALANCES AS OF DECEMBER 31, 2012  
50% OF YEAR COMPLETE**

Exhibit A

		BUDGET	ACTUAL	REMAINING BUDGET	Percent Of Budget Collected	
<b>General Fund</b>						
10 5010	Property Taxes	\$ 477,500	\$ 268,418	\$ 209,082	56.2%	Est \$478,000
10 5070	Sales Tax	\$ 450,000	\$ 129,461	\$ 320,539	28.8%	Only 4 Months Received Est \$470,000
10 5095	Business License Taxes	\$ 25,000	\$ 24,830	\$ 170	99.3%	Est \$25,000
10 5080	Franchise Fees	\$ 113,000	\$ 11,784	\$ 101,216	10.4%	Majority of funds come in April & June - Est \$113,000
10 5300's	License & Permits	\$ 44,140	\$ 23,816	\$ 20,324	54.0%	Est \$50,000
10 5400's	Fines & Forfeitures	\$ 79,200	\$ 33,822	\$ 45,378	42.7%	Est \$79,000
10 5500's	Use of Assets	\$ 92,500	\$ 38,936	\$ 53,564	42.1%	Est \$80,000
10 5630	Motor Vehicle Tax	\$ 570,000	\$ 5,549	\$ 564,451	1.0%	Est \$535,000
10 5600's	Intergovernmental Revenues	\$ 62,000	\$ 30,687	\$ 31,313	49.5%	Est \$76,000
10 5730	Refuse Collection	\$ 955,000	\$ 478,214	\$ 476,786	50.1%	Est \$955,000
10 5700's	Charges for Current Services	\$ 128,620	\$ 52,345	\$ 76,275	40.7%	Est \$100,000
10 5800's	Miscellaneous Revenue	\$ 305,019	\$ 145,707	\$ 159,312	47.8%	Est \$311,000
10 5900	Transfers In	\$ 364,496	\$ -	\$ 364,496	0.0%	Transfers Done at year end. Est \$339,306
<b>Total General Fund Revenues</b>		<b>\$ 3,666,475</b>	<b>\$ 1,243,569</b>	<b>\$ 2,422,906</b>	<b>33.9%</b>	Est Ending Revenues \$3,611,306 (2% Under Budget)
<b>Special Revenue Funds</b>						
15	Grant Program Income	\$ 4,000	\$ 812	\$ 3,188	20.3%	As of Jan 2013 Rev at \$6,120.46
17	Grants State	\$ 448,896	\$ 14,252	\$ 434,644	3.2%	Hoyer SR2S grant not received yet. Rev at Jan \$127,253.55
18	Grants Federal	\$ 362,310	\$ 100,520	\$ 261,790	27.7%	RSTP funds not all received yet
20	County CDBG Consortium	\$ 155,060	\$ -	\$ 155,060	0.0%	Funds not received yet
21	Gas Tax	\$ 288,283	\$ 108,389	\$ 179,894	37.6%	Only 5 payments - EST \$276,000 at end of year
22	Abandoned Vehicle Abatement	\$ 11,100	\$ 7,123	\$ 3,977	64.2%	
24	Local Transportation Fund	\$ 502,744	\$ 2,609	\$ 500,135	0.5%	LTF in Rec in June, \$400k Fastfill not received yet
25	Employee Home Loan Program	\$ 4,820	\$ 2,792	\$ 2,028	57.9%	EST \$6,105.14
30	Asset Forfeiture	\$ 5	\$ 6,010	\$ (6,005)	120199.8%	Received \$14,350 as of Jan
62	Lift Station	\$ 91,150	\$ 46,238	\$ 44,912	50.7%	EST \$92,000
68	Business License Surcharge	\$ 11,100	\$ 10,636	\$ 464	95.8%	EST \$11,000
69	Power/Lighting Assessments	\$ 288,788	\$ 14	\$ 288,774	0.0%	Assessments arrive in Jan & May EST \$288,000
70	Contingency Fund	\$ 1,500	\$ 736	\$ 764	49.1%	EST \$1,500
71	Capital Repair & Replacement	\$ 2,500	\$ 1,451	\$ 1,049	58.0%	EST \$2,900
72	COPS Grant	\$ 100,000	\$ 1	\$ 99,999	100.0%	Only 1 Quarter received, Posted Quarterly - EST \$100,000
73	Successor Agency (RDA)	\$ 525,551	\$ 7,321	\$ 518,230	1.4%	RPTTF Received in Jan. and June. Recd \$268,242 in Jan.
74	Successor Housing (LMIHF)	\$ 177,739	\$ -	\$ 177,739	0.0%	AB1484 Delayed SERAF refund until 2013/2014
<b>Total Special Revenue Fund Revenues</b>		<b>\$ 2,975,546</b>	<b>\$ 308,905</b>	<b>\$ 2,666,641</b>	<b>10.4%</b>	
<b>Enterprise Funds</b>						
60	WWTP/Sewer Fund	\$ 2,411,000	\$ 1,091,525	\$ 1,319,475	45.3%	EST \$2,470,000
63	Water Fund	\$ 1,176,000	\$ 539,757	\$ 636,243	45.9%	EST \$1,100,000
<b>Total Enterprise Fund Revenues</b>		<b>\$ 3,587,000</b>	<b>\$ 1,631,282</b>	<b>\$ 1,955,718</b>	<b>45.5%</b>	
<b>Capital Projects</b>						
16	Parks Facility Fee	\$ 19,461	\$ 6,991	\$ 12,470	35.9%	At mid Feb \$12,144
40	Public Facility Fee	\$ 86,739	\$ 92,307	\$ (5,568)	106.4%	At mid Feb \$99,099
41	Supplemental Impact Fees	\$ 12,000	\$ 4,582	\$ 7,418	38.2%	At mid Feb \$12,458
42	Storm Drain	\$ 11,188	\$ 1,638	\$ 9,550	14.6%	At mid Feb \$3,527
61	Sewer Capital	\$ 4,550	\$ 366	\$ 4,184	8.0%	At mid Feb \$3,446
64	Water Capital	\$ 64,730	\$ 2,483	\$ 62,247	3.8%	At mid Feb \$4,629
<b>Total Capital Project Fund Revenues</b>		<b>\$ 198,668</b>	<b>\$ 108,367</b>	<b>\$ 90,301</b>	<b>54.5%</b>	
<b>All City Grand Total</b>		<b>\$ 10,427,689</b>	<b>\$ 3,292,123</b>	<b>\$ 7,135,566</b>	<b>31.6%</b>	

**CITY OF NEWMAN  
EXPENDITURE ANALYSIS BY FUND  
FISCAL YEAR JULY 2012-JUNE 2013  
BALANCES AS OF DECEMBER 31, 2012  
50% OF YEAR COMPLETE**

Exhibit B

		BUDGET	ACTUAL	Remaining BUDGET	% Of Budget Spent		
<b>General Fund</b>							
10	01	City Council	\$ 66,325	\$ 16,265	\$ 50,060	24.5%	
10	02	City Manager	\$ 128,561	\$ 60,726	\$ 67,835	47.2%	
10	03	City Clerk	\$ 75,493	\$ 31,985	\$ 43,508	42.4%	
10	06	Planning	\$ 77,587	\$ 35,687	\$ 41,900	46.0%	
10	07	Government Building	\$ 69,133	\$ 34,529	\$ 34,604	49.9%	
10	14	Finance	\$ 131,101	\$ 69,843	\$ 61,258	53.3%	
10	15	Government Auxillary	\$ 65,828	\$ 26,454	\$ 39,374	40.2%	
10	21	Police	\$ 1,950,638	\$ 860,994	\$ 1,089,644	44.1%	
10	22	Fire	\$ 139,096	\$ 26,351	\$ 112,745	18.9%	
10	23	Building Regulation	\$ 25,900	\$ 19,709	\$ 6,191	76.1%	
10	31	Engineering	\$ 20,000	\$ 3,900	\$ 16,100	19.5%	
10	33	Street Maintenance	\$ 231,139	\$ 96,633	\$ 134,506	41.8%	
10	41	Refuse Collection	\$ 716,250	\$ 298,404	\$ 417,846	41.7%	
10	44	Parks	\$ 141,903	\$ 72,320	\$ 69,583	51.0%	
10	45	Recreation Services	\$ 71,997	\$ 38,882	\$ 33,115	54.0%	
10	46	Corporation Yard	\$ 4,550	\$ 2,630	\$ 1,920	57.8%	
<b>Total General Fund Expenditures</b>			<b>\$ 3,915,501</b>	<b>\$ 1,695,309</b>	<b>\$ 2,220,192</b>	<b>43.3%</b>	
<b>Special Revenue Funds</b>							
15		Grant Program Income	\$ 7,000	\$ -	\$ 7,000	0.0%	Annually billed in June
17		State Grants	\$ 448,896	\$ 37,767	\$ 411,130	8.4%	Not all project Invoices not received yet
18		Grants Federal	\$ 361,910	\$ 37,593	\$ 324,317	10.4%	Not all project Invoices not received yet
20		County CDBG Consortium	\$ 157,550	\$ 645	\$ 156,905	0.4%	Not all project Invoices not received yet
21		Gas Tax	\$ 231,139	\$ -	\$ 231,139	0.0%	Transferred at end of fiscal year
22		Abandoned Vehicle Abatement	\$ 11,786	\$ 5,329	\$ 6,457	45.2%	
24		Local Transportation Fund	\$ 520,455	\$ 11,995	\$ 508,460	2.3%	CNG & Street Project not Started yet.
62		Lift Station	\$ 80,515	\$ 38,658	\$ 41,857	48.0%	
68		Business License Surcharge	\$ 9,207	\$ 4,353	\$ 4,854	47.3%	
69		Power/Lighting Assessments	\$ 271,861	\$ 110,526	\$ 161,335	40.7%	
71		Capital Repair & Replacement	\$ 147,263	\$ 84,436	\$ 62,827	57.3%	
72		COPS Grant	\$ 100,000	\$ -	\$ 100,000	0.0%	Transferred at end of fiscal year
73		Successor Agency (RDA)	\$ 724,175	\$ 269,295	\$ 454,880	37.2%	Amount and timing of payments set by ROPS
74		Successor Housing (LMIHF)	\$ -	\$ 15,191	\$ (15,191)	100.0%	AB1484 requirement
<b>Total Special Revenue Fund Expenditures</b>			<b>\$ 3,071,757</b>	<b>\$ 615,787</b>	<b>\$ 2,455,970</b>	<b>20.0%</b>	
<b>Enterprise Funds</b>							
60		WWTP/Sewer Fund	\$ 2,038,152	\$ 744,112	\$ 1,294,040	36.5%	Sewer constr and equip purchases not done yet
63		Water Fund	\$ 1,219,088	\$ 611,952	\$ 607,136	50.2%	
<b>Total Enterprise Fund Expenditures</b>			<b>\$ 3,257,240</b>	<b>\$ 1,356,064</b>	<b>\$ 1,901,176</b>	<b>41.6%</b>	
<b>Capital Projects</b>							
16		Parks Facility Fee	\$ -	\$ -	\$ -	0.0%	
40		Public Facility Fee	\$ 119,528	\$ 79,689	\$ 39,839	66.7%	Chambers Completed 1/2 of year
42		Storm Drain	\$ -	\$ -	\$ -	0.0%	
61		Sewer Capital	\$ 158,000	\$ 28,876	\$ 129,124	18.3%	Site Improvements & Contract Studies not completer
64		Water Capital	\$ 164,200	\$ 18,722	\$ 145,478	11.4%	Well, Tank, Booster design not completed yet
<b>Total Capital Project Fund Expenditures</b>			<b>\$ 441,728</b>	<b>\$ 127,287</b>	<b>\$ 314,441</b>	<b>28.8%</b>	
<b>All City Grand Total</b>			<b>\$ 10,686,226</b>	<b>\$ 3,794,447</b>	<b>\$ 6,891,779</b>	<b>35.5%</b>	

CITY OF NEWMAN  
 MID-YEAR BUDGET REVIEW  
 2012-13

Exhibit C

REVENUE ADJUSTMENTS

Fund	Account	Fund Desc.	Description	Increase/Decrease Amount	Total by Fund	Explanation
10	5010	General Fund	Property Taxes - Current Secured	\$ (19,000)		
10	5070	General Fund	Sales Tax	\$ 20,000		
10	5090	General Fund	Real Property Transfer	\$ 10,000		
10	5500	General Fund	Interest Income	\$ (7,000)		
10	5630	General Fund	Motor Vehicle Tax	\$ (35,000)		
10	5723	General Fund	Recreation - Basketball Mens	\$ (3,200)		No Men's Basketball this year
10	5900	Grants - States	Transfer In	\$ 8,829	\$ (25,372)	Recycled Tire Grant Shortfall
17	5691	Grants - States	State Grant	\$ 177,300		Hoyer Road Curb & Gutter Silva Ave to Yolo Jr. High
17	5900	Grants - States	Transfer In	\$ 19,800	\$ 197,100	Hoyer Road Curb & Gutter Silva Ave to Yolo Jr. High
71	5900	Capital Repair & Replace	Transfer In	\$ 200,000	\$ 200,000	Est. Transfer from General Fund

TOTAL REVENUE ADJUSTMENTS \$ 371,729 \$ 371,729

EXPENSE ADJUSTMENTS

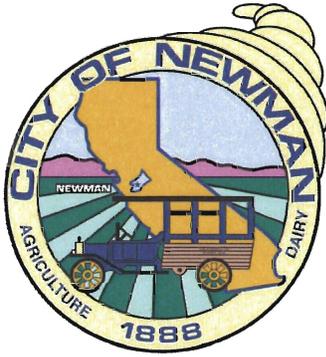
Fund	Account	Department	Description	Increase/Decrease Amount	Total by Fund	Explanation
10	6240	03 - City Clerk	Muni Elections	\$ (500)		Moved partial savings to supplies
10	6300	03 - City Clerk	Supplies	\$ 500		Increased Supply Costs
10	6420	06 - Planning	Utilities Telephone	\$ 550		Increased Telephone Costs
10	6690	06 - Planning	Travel/Meetings	\$ 1,900		Increased Travel/Meeting Costs
10	6200	07 - Government Bldg.	Contract Services	\$ 13,415		New City Hall Maintenance Costs
10	6500	07 - Government Bldg.	Fuel Expense	\$ 500		Increased Fuel Costs
10	7105	07 - Government Bldg.	Equipment	\$ 15,000		Cameras
10	6200	14 - Finance	Contract Services	\$ 300		Springbrook Upgrade Program
10	6203	14 - Finance	Banking Fees	\$ 800		Web Payments - Merchant Fees
10	6205	14 - Finance	Audit Services	\$ 4,300		Increase share of Audit Services
10	6010	21 - Police	Personnel Reg	\$ (5,000)		One Officer PT to FT
10	6020	21 - Police	Personnel PT	\$ (25,000)		One Officer PT to FT
10	6110	21 - Police	Health	\$ (15,000)		One Officer PT to FT
10	6200	21 - Police	Contract Services	\$ 1,550		Maintenance Costs on NetMotion
10	7105	21 - Police	Equipment	\$ 5,000		Lease of Computers
10	6200	22 - Fire	Contract Services	\$ 4,000		West Stanislaus Fire
10	6202	22 - Fire	Sleeper Program	\$ (35,000)		Not put in place yet
10	7105	22 - Fire	Equipment	\$ 3,000		Replace fire helmets
10	6200	33 - Street Maintenance	Contract Services	\$ 5,000		Sidewalk Repairs - Front of Memorial Bldg.
10	6200	44 - Parks	Contract Services	\$ 10,000		Demo of West Mariposa Home
10	6200	44 - Parks	Contract Services	\$ 1,000		Portable Restrooms
10	6300	44 - Parks	Supplies	\$ (1,000)		Cost Savings
10	6410	44 - Parks	Utility - PG&E	\$ 3,000		Relocation of Yancey Bldg
10	6420	44 - Parks	Telephone	\$ 3,000		Relocation of Yancey Bldg
10	6530	44 - Parks	Vehicle Maintenance	\$ 1,000		Increased Vehicle Maintenance Costs
10	6720	45 - Recreation	Rec - Mens Basketball	\$ (2,500)		Not enough signed up this year
10	6740	45 - Recreation	Teen Center Program	\$ 1,900		Teen Center Equipment Repair/Replacements
10	6410	46 - Corp Yard	Utility - PG&E	\$ 1,000		Increased Costs
10	9200	00 - General Funds	Transfer Out	\$ 200,000	\$ 192,715	Estimated Transfer to Capital Repair & Replacement - Fund 71
17	7743	32 - Street Construction	Street Projects - Street Constr	\$ 197,100	\$ 197,100	Hoyer Road Curb & Gutter Silva Ave to Yolo Jr. High
24	9200	00 - Transportation Funds	Transfer Out	\$ 19,800	\$ 19,800	Hoyer Road Curb & Gutter Silva Ave to Yolo Jr. High
40	7411	07 - Buildings	City Hall Purchase	\$ 5,000	\$ 5,000	Building Improvements
42	7751	36 - Storm Drain	Storm Drain Improvements	\$ 15,000	\$ 15,000	Storm Drain Improvements Inyo & Canal
60	6200	50 - Sewer	Contract Services	\$ 300		Springbrook Upgrade Program
60	6222	50 - Sewer	Credit Card Charges	\$ 1,000		Web Payments - Merchant Fees
60	6625	50 - Sewer	Computer Training	\$ (1,000)		No Comp Training this year
60	6675	50 - Sewer	Permits & Fees	\$ 2,000		SWRCB
60	6680	50 - Sewer	Property Taxes	\$ 14,000		Increased Prop Taxes for increased land
60	7405	50 - Sewer	Land Acquisition	\$ 7,500		Appraisal Costs for possible land purchase - Sewer
60	7411	50 - Sewer	City Hall Purchase	\$ 5,000	\$ 28,800	Building Improvements
62	6225	60 - Sewer	Equipment Repair	\$ (10,500)		Cost Savings
62	7105	60 - Sewer	Equipment	\$ 10,500	\$ -	ABS Pump
63	6200	56 - Water	Contract Services	\$ 300		Springbrook Upgrade Program
63	6222	56 - Water	Credit Card Charges	\$ 1,000		Web Payments - Merchant Fees
63	6625	56 - Water	Computer Training	\$ (500)		No Comp Training this year
63	7411	56 - Water	City Hall Purchase	\$ 5,000	\$ 5,800	Building Improvements
69	9200	00 - LLD	Transfer Out	\$ 8,829		Recycled Tire Grant Shortfall
69	6200	47 - LLD	Contract Services	\$ 1,000	\$ 9,829	Portable Restrooms
71	7411	07 - Government Bldg.	City Hall Purchase	\$ 425		Building Improvements
71	7505	07 - Government Bldg.	Building	\$ 2,300		Roof Repair McBride Building
71	7105	21 - Police	Equipment	\$ 22,000		Net Motion Software and Server (Cost \$22,000 - Leased at \$500/month)
71	7706	44 - Parks	Skate Park	\$ 10,000		Skatepark
71	7105	44 - Parks	Equipment	\$ 17,000	\$ 51,725	Mower to replace previous mower
<b>TOTAL EXPENDITURE ADJUSTMENTS</b>				<b>\$ 525,768</b>	<b>\$ 525,768</b>	

CITY OF NEWMAN  
MID-YEAR BUDGET REVIEW  
2012-13

Exhibit E

FUND BALANCE ANALYSIS

	Unreserved Fund Balance @ 7/1/12 Per Original Budget	Unreserved Fund Balance @ 7/1/12 Per Audit	Change in Beginning Balance from Original Budget	Revenues less Expenditures Per Budget 12/13	Revenues less Expenditures Projected 12/13	Budget Adjustments Revenues	Budget Adjustments Expenses	Estimated Fund Balance @ 6/30/13 After Audit
10 General Fund	\$ 3,088,561	\$ 3,100,191	\$ 11,630	\$ (249,026)	\$ 158,155	\$ (25,372)	\$ 192,715	\$ 3,040,260
15 Program Income Grant	\$ 1,217,345	\$ 1,222,910	\$ 5,565	\$ (3,000)	\$ (3,000)	\$ -	\$ -	\$ 1,219,910
16 Park Facility Fee	\$ 421,849	\$ 409,850	\$ (11,999)	\$ 19,461	\$ 19,461	\$ -	\$ -	\$ 429,311
17 State Grants	\$ (92,977)	\$ (105,231)	\$ (12,254)	\$ -	\$ -	\$ 197,100	\$ 197,100	\$ (105,231)
18 Grants-Federal	\$ 7,008	\$ 93,622	\$ 86,614	\$ 400	\$ 400	\$ -	\$ -	\$ 94,022
19 Grants-Housing	\$ 3,306,433	\$ 3,306,433	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,306,433
20 County CDBG Consortium	\$ 30,115	\$ (1,935)	\$ (32,050)	\$ (2,490)	\$ (2,490)	\$ -	\$ -	\$ (4,425)
21 Gas Tax	\$ -	\$ 96,271	\$ 96,271	\$ 57,144	\$ 57,144	\$ -	\$ -	\$ 153,415
22 Abandoned Vehicle	\$ 15,364	\$ 20,744	\$ 5,380	\$ (686)	\$ (686)	\$ -	\$ -	\$ 20,058
24 Local Transportation Fund	\$ 562,801	\$ 722,085	\$ 159,284	\$ (17,711)	\$ (17,711)	\$ -	\$ 19,800	\$ 684,574
25 Employee Home Loan Program	\$ 206,909	\$ 207,081	\$ 172	\$ 4,820	\$ 4,820	\$ -	\$ -	\$ 211,901
26 Home Consortium	\$ 430,069	\$ 301,654	\$ (128,415)	\$ 50,572	\$ 50,572	\$ -	\$ -	\$ 352,226
30 Asset Forfeiture	\$ 997	\$ 1,001	\$ 4	\$ 5	\$ 5	\$ -	\$ -	\$ 1,006
40 Public Facility Improvements	\$ 4,606,771	\$ 4,373,393	\$ (233,378)	\$ (32,789)	\$ (32,789)	\$ -	\$ 5,000	\$ 4,335,604
41 Supplemental Impact Fees	\$ 342,938	\$ 343,793	\$ 855	\$ 12,000	\$ 12,000	\$ -	\$ -	\$ 355,793
42 Storm Drain	\$ (557,302)	\$ (563,040)	\$ (5,738)	\$ 11,188	\$ 11,188	\$ -	\$ 15,000	\$ (566,852)
60 Sewer Fund	\$ 4,035,432	\$ 4,704,204	\$ 668,772	\$ 372,848	\$ 372,848	\$ -	\$ 28,800	\$ 5,048,252
61 Sewer Wastewater Capital	\$ 4,423,285	\$ 4,482,021	\$ 58,736	\$ (153,450)	\$ (153,450)	\$ -	\$ -	\$ 4,328,571
62 Lift Station Surcharge	\$ 331,255	\$ 365,172	\$ 33,917	\$ 10,635	\$ 10,635	\$ -	\$ -	\$ 375,807
63 Water Fund	\$ 572,878	\$ 557,768	\$ (15,110)	\$ (43,088)	\$ (43,088)	\$ -	\$ 5,800	\$ 508,880
64 Capital Water Fee	\$ 1,960,713	\$ 2,016,231	\$ 55,518	\$ (99,470)	\$ (99,470)	\$ -	\$ -	\$ 1,916,761
68 Business License Surcharge	\$ 11,406	\$ 14,295	\$ 2,889	\$ 1,893	\$ 1,893	\$ -	\$ -	\$ 16,188
69 Power/Lighting Assessment	\$ 86,416	\$ 36,984	\$ (49,432)	\$ 16,927	\$ 16,927	\$ -	\$ 9,829	\$ 44,083
70 Contingency Fund	\$ 201,267	\$ 202,422	\$ 1,155	\$ 1,500	\$ 1,500	\$ -	\$ -	\$ 203,922
71 Capital Repair & Replacement	\$ 299,984	\$ 463,591	\$ 163,607	\$ (144,763)	\$ (144,763)	\$ 200,000	\$ 51,725	\$ 467,103
72 COPS Grant	\$ -	\$ 295	\$ 295	\$ -	\$ -	\$ -	\$ -	\$ 295
73 Successor Agency (RDA)	\$ (181,048)	\$ (54,092)	\$ 126,956	\$ (198,624)	\$ (198,624)	\$ -	\$ -	\$ (252,716)
74 Successor Housing (LMIHF)	\$ 786,047	\$ 800,985	\$ 14,938	\$ 177,739	\$ 177,739	\$ -	\$ -	\$ 978,724
Total All Funds	\$ 26,114,516	\$ 27,118,699	\$ 1,004,183	\$ (207,965)	\$ 371,729	\$ 371,729	\$ 525,768	\$ 27,163,875



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

**Date:** February 22, 2013

**To:** Mayor Katen and City Council

**From:** Michael E. Holland, City Manager *MEH*

**Subject:** Request from Travel Soccer Club.

At the request of the Council, staff has met with the School District to assist the club in finding a facility to practice and host local games. Based upon early conversation, it appears the club should be able to utilize the facilities at Yolo Middle School. The Superintendent is working with the Principal to ensure there are no conflicts with the dates and times. Staff expects to hear from the District prior to Tuesday meeting regarding any potential conflicts.

Honorable Mayor and Members  
of the Newman City Council

**REPORT ON THE ORESTIMBA FLOOD CONTROL PROJECT NON FEDERAL SPONSOR STATUS**

**RECOMMENDATION:**

Staff recommends the City of Newman accept the role as the Non Federal Sponsor for the Orestimba Creek Flood Control Project's Final Feasibility Report stage.

**BACKGROUND:**

The City of Newman has endured over 50 flooding events during the past 80 years, with the most recent significant events in 1995 and 1998. The 1995 event was the largest event in over 70 years, recording 12,000 cubic feet per second in Orestimba Creek. The flood waters overwhelmed the City and caused an estimated \$5.6 million in damages. As a result of this event, Stanislaus County prepared a Hazard Mitigation Grant Application. In 1998, the U.S. Army Corps of Engineers (USACE) initiated the Orestimba Feasibility Study Flood Control Project (Project). During the feasibility stage, the USACE analyzed several options, including the Locally Preferred Plan (LPP); determined to be the most economically feasible plan which meets the needs of the stakeholders. The LPP entails construction of a chevron levee along the City's north and western perimeters, providing 200 year level of protection. The 200 year protection (FEMA and State of California requirements for urban areas) is an important feature to qualify for State funding for flood management projects and to meet the requirements of SB 5. The USACE estimates the LPP to cost approximately \$44,000,000. The Non-Federal sponsor portion of the project is estimated at \$21,100,000.

**ANALYSIS:**

Prior to the Army Corp of Engineers (USACE) finalizing the Feasibility Report, it is required that a Non Federal Sponsor (NFS) be identified. The NFS will be required to sign self-certification documents identifying the desire and capability for moving the project forward; without any specific dollar amount or legal commitment to USACE. The self-certification expresses interest and capability as future phase sponsor. A more detailed certification would be required should the NFS elect to move forward into the design phase of the project. In addition to the self-certification, the NFS would submit a Letter of Intent as part of the Final Feasibility package showing there is a NFS interested in being a future phase sponsor. The letter does not require the sponsor to enter into a future phase agreement or obligate any funds. A new and separate agreement with USACE would be required prior to initiation of a future phase. It should be noted that a new and/or separate NFS could elect to move the project forward in the future phase(s).

Based upon a conversation with Stanislaus County staff, there appears to be no County interest in signing the Non-Federal Sponsor documents necessary to complete the Feasibility Stage. With a deadline looming (March 1, 2013), the project's Feasibility Study is in jeopardy of losing its spot in the approval process if a NFS is not identified and completed documents sent to USACE. Should the project lose its position in the approval process, it may be several months before a new spot becomes available.

**CONCLUSION:**

The Final Feasibility Report for the Orestimba Creek Flood Risk Management project is nearing completion. However, before the USACE will provide final approval, a Non Federal Sponsor needs to be identified and paperwork completed. Based upon the fact the City would not assume any financial obligation nor commitment to being the Non Federal Sponsor for subsequent phases, staff recommends the Council accept the role of Non Federal Sponsor and authorize the City staff to complete to necessary paperwork.

**ATTACHMENTS:**

1. Orestimba Flood Control Conference Call - Minutes.

Respectfully Submitted,



Michael E. Holland  
City Manager

Meeting Attendees:

Jim DeMartini, County Supervisor, Stanislaus County  
Monica Nino, Chief Executive Officer, Stanislaus County  
Matt Machado, Director of Public Works, Stanislaus County  
David Jones, Director Legislative Affairs, Stanislaus County  
Michael Holland, City Manager, City of Newman  
Ajala Ali, Project Manager, DWR  
Charles Wilson, Chief Planning, USACE  
Sara Schultz, Planning Study Manager, USACE  
Nicole Ortega, Branch Chief Project Management, USACE  
Michelle Kuhl, Chief Project Management, USACE  
Michelle Williams, Project Manager, USACE  
Alarice Hansberry, Legal Counsel, USACE

Meeting Minutes:

1. Opening Remarks:
  - a. Monica – Thank you to the Sacramento District for follow through efforts toward completion of the feasibility report
2. Question – Monica
  - a. What is the schedule for submission of the final report
    - i. Response – Michelle
      1. The original schedule was submission to South Pacific Division (SPD) NLT 11 March.
      2. Updated guidance received requiring 52 day review period for Head Quarters (HQ) USACE – new target for submission to SPD is now 1 March
3. Question – Monica
  - a. What commitment is the non-Federal sponsor making in the Self-certification of Financial Capability
    - i. Response – Alarice
      1. The self-cert indicates that the organization is on board as a sponsor, and the organization expects to have the financial resources to fulfill the role of a sponsor without any specific dollar amount or legal commitment to USACE. The self-certification expresses interest and capability as future phase sponsor. A more detailed design phase self-cert is required when the design agreement is executed. The two certifications are independent documents.
4. Question – Michelle
  - a. Please explain the purpose of the letter of intent to sponsor design and construction
    - i. Response – Alarice
      1. Letters of intent are used in multiple phases of the project. The letter of intent shows that we have an interested sponsor, who understands the recommended plan not assuming obligation to enter PED agreement and no financial obligation or commitment being made by providing the letter of intent.
5. Question – Michael

- a. Please explain the reference to multiple sponsors in the model design agreement
  - i. Response – Alarice
  - ii. Multi-sponsorship is an option that would be negotiable with design agreement execution; although, one primary sponsor is the preference. Other local agreements can be made in support of the primary sponsor that would be independent of the USACE financial agreements.
- 6. Action – All
  - a. Proposed date for Sponsor submissions 28 February
  - b. Deadline subject to change per compliance with SPD and HQUSACE review period requirements