



**AGENDA**  
**NEWMAN CITY COUNCIL**  
**REGULAR MEETING MARCH 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.**
- 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 March 12, 2013 Meeting. ([View Minutes](#))
  - d. Side Letter Agreement To Memorandum Of Understanding With OE3 Newman Police Officers Association. ([View Report](#))
  - e. Adopt Resolution No. 2013- , A Resolution Authorizing The City Manager To Enter Into A Memorandum Of Agreement With The County Of Stanislaus, City Of Modesto, City Of Riverbank, City Of Patterson, City Of Ceres, City Of Waterford, And City Of Hughson For The California Office Of Traffic Safety General Traffic Records Grant Program. ([View Report](#))
- 9. Public Hearings.**
- 10. Regular Business**
  - a. Adopt Resolution No. 2013- , Awarding The Tulare Street Infrastructure Improvement Project. ([View Report](#))
  - b. Adopt Resolution No. 2013- , Authorizing The City Manager To Execute Agreements With The California Department Of Transportation For The City Of Newman Highway 33 Corridor Planning Project. ([View Report](#))
  - c. Discussion Regarding Establishment Of A Committee To Explore Funding Opportunities For The Aquatic Center And Other Recreational Amenities. ([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**

March 23 - Newman Chamber Of Commerce Annual Awards Dinner - 6:00 P.M.

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

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

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

April 9 - City Council - 7:00 P.M.

April 10 - Newman Quasquicentennial (125 Years) Planning Committee Meeting - 6:00 P.M.

April 11 - Recreation Commission - 7:00 P.M.

April 16 - Special Joint City Council - NCLUSD Board Meeting - 6:00 P.M.

April 23 - City Council - 7:00 P.M.

April 24 - Newman Quasquicentennial (125 Years) Planning Committee Meeting - 6:00 P.M.

April 26-28 - Founders Day Weekend Festivities.

# 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: 03/22/2013 - 10:50 AM

Name	Account	Description	Check Nu	Check D	Amount
ARROWHEAD MOUNTAIN SPRING	10-45-630	Bottled water/February 2013	103263	3/22/2013	8.60
ARROWHEAD MOUNTAIN SPRING	60-50-630	Bottled water/February 2013	103263	3/22/2013	17.25
AT&T MOBILITY	10-21-642	Cell phone use 2/3/13-3/2/13/PD	103264	3/22/2013	405.54
AT&T MOBILITY	10-21-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	425.96
AT&T MOBILITY	63-56-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	166.81
AT&T MOBILITY	10-44-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	26.10
AT&T MOBILITY	69-47-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	9.75
AT&T MOBILITY	60-50-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	263.40
AT&T MOBILITY	10-07-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	8.26
AT&T MOBILITY	10-22-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	36.52
AT&T MOBILITY	10-33-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	29.52
AT&T MOBILITY	10-02-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	37.77
AT&T MOBILITY	10-45-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	67.29
AT&T MOBILITY	10-03-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	37.33
AT&T MOBILITY	10-14-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	41.79
AT&T MOBILITY	73-70-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	34.73
AT&T MOBILITY	22-20-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	3.30
AT&T MOBILITY	10-06-642	Cell phone use 2/6/13 - 3/5/13	103264	3/22/2013	78.62
AT&T	10-14-642	Monthly charge for 862-2425 2/13/13-3/12/13	103265	3/22/2013	16.45
AutoZone	60-50-630	Vehicle phone charger	103266	3/22/2013	10.75
Avid Identification Systems, Inc	10-21-620	Animal identification chips	103267	3/22/2013	584.34
BEST BEST & KRIEGER, LLP	73-70-620	Professional services rendered through February 28, 2013	103268	3/22/2013	122.72
BlueTarp Financial	60-50-630	Pressure washer/WWTP	103269	3/22/2013	531.48
BLUE SHIELD OF CALIFORNIA	10-00-226	Health insurance premium/April 2013	103270	3/22/2013	12,022.00
BORGES & MAHONEY CO.	63-56-630	Chlorine pump	103271	3/22/2013	1,308.82
BUSINESS CARD	10-21-653	Car wash	103272	3/22/2013	10.00
BUSINESS CARD	10-45-673	Teen Center snack bar supplies	103272	3/22/2013	8.90
BUSINESS CARD	10-45-673	Teen Center snack bar supplies	103272	3/22/2013	52.74
BUSINESS CARD	10-01-669	Lodging/LCC Policy Committee meetings/Hutchins	103272	3/22/2013	319.15
Canon Solutions America, Inc.	10-21-620	Copy charge/PD	103273	3/22/2013	13.86
Canon Solutions America, Inc.	63-56-620	Copy charge/City Hall	103273	3/22/2013	31.57
Canon Solutions America, Inc.	10-14-620	Copy charge/City Hall	103273	3/22/2013	31.57
Canon Solutions America, Inc.	60-50-620	Copy charge/City Hall	103273	3/22/2013	31.58
Canon Solutions America, Inc.	60-50-620	Copy charge/PW	103273	3/22/2013	10.96
Canon Solutions America, Inc.	63-56-620	Copy charge/PW	103273	3/22/2013	10.96
CBA (CALIFORNIA BENEFITS)	10-00-111	Prepaid dental-vision deposit	103274	3/22/2013	8,500.00
CBA (ADMIN FEES)	10-00-226	Dental-vision admin fees/February 2013	103275	3/22/2013	221.00
CBA (ADMIN FEES)	10-00-226	Dental-vision admin fees/March 2013	103275	3/22/2013	221.00
CDW GOVERNMENT, INC	71-14-710	Barracuda spam/virus firewall	103276	3/22/2013	1,172.32
Ceja Arroyo Beatriz	10-00-552	Refund rent/Pioneer Park 4/27/13 canceled/Ceja Arroyo	103277	3/22/2013	45.00
Center for Human Services	10-01-662	Weekend Wellness	103278	3/22/2013	250.00
CENTRAL SANITARY SUPPLY	10-44-666		103279	3/22/2013	10.43
CENTRAL SANITARY SUPPLY	10-44-667		103279	3/22/2013	5.21
CENTRAL SANITARY SUPPLY	10-07-630		103279	3/22/2013	2.61
CENTRAL SANITARY SUPPLY	10-21-630		103279	3/22/2013	2.61

Name	Account	Description	Check Nu	Check D	Amount
CENTRAL SANITARY SUPPLY	10-07-666		103279	3/22/2013	1.30
CENTRAL SANITARY SUPPLY	10-22-630		103279	3/22/2013	1.30
CENTRAL SANITARY SUPPLY	10-44-630		103279	3/22/2013	1.31
CENTRAL SANITARY SUPPLY	10-46-630		103279	3/22/2013	1.30
CENTRAL SANITARY SUPPLY	10-44-666		103279	3/22/2013	30.35
CENTRAL SANITARY SUPPLY	10-44-667		103279	3/22/2013	15.18
CENTRAL SANITARY SUPPLY	10-07-630		103279	3/22/2013	7.59
CENTRAL SANITARY SUPPLY	10-21-630		103279	3/22/2013	7.58
CENTRAL SANITARY SUPPLY	10-07-666		103279	3/22/2013	3.80
CENTRAL SANITARY SUPPLY	10-22-630		103279	3/22/2013	3.79
CENTRAL SANITARY SUPPLY	10-44-630		103279	3/22/2013	3.80
CENTRAL SANITARY SUPPLY	10-46-630		103279	3/22/2013	3.79
Chevron & Texaco Business Card Services	10-33-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	87.15
Chevron & Texaco Business Card Services	10-44-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	205.84
Chevron & Texaco Business Card Services	63-56-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	814.83
Chevron & Texaco Business Card Services	60-50-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	321.91
Chevron & Texaco Business Card Services	10-21-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	4,753.93
Chevron & Texaco Business Card Services	10-22-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	411.79
Chevron & Texaco Business Card Services	69-47-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	33.41
Chevron & Texaco Business Card Services	10-07-650	Gas purchases 2/15/13-3/14/13	103280	3/22/2013	19.30
Churchwell White, LLP	10-15-620	Professional services through 2/28/13/Voting rights	103281	3/22/2013	150.00
Churchwell White, LLP	61-55-752	Professional services through 2/28/13/MCI Engineering	103281	3/22/2013	980.00
City National Bank	60-50-812	Interest payment/1999 COP for wastewater	103282	3/22/2013	15,699.45
City National Bank	60-50-813	Principal payment/1999 COP for wastewater	103282	3/22/2013	145,900.00
Contra Costa County Sheriff's Office	10-21-669	Traffic Collision Investigation reservation/Singh	103283	3/22/2013	278.00
CROP PRODUCTION SERVICES	60-50-630	30 GA 41 Herbicide/10 GA Amine 4 2, 4-D	103284	3/22/2013	815.13
CROP PRODUCTION SERVICES	60-50-623	4 QT Shark EW Herbicide/17.5 GA MCP Amine 4/3 GA Activat	103284	3/22/2013	1,839.40
CROP PRODUCTION SERVICES	60-50-623	Treflan TR-10 1550 LB	103284	3/22/2013	1,985.14
CROP PRODUCTION SERVICES	10-33-630	30 GA Credit 41 Herbicide	103284	3/22/2013	310.77
CROP PRODUCTION SERVICES	69-47-630	30 GA Credit 41 Herbicide	103284	3/22/2013	155.38
CROP PRODUCTION SERVICES	10-44-630	30 GA Credit 41 Herbicide	103284	3/22/2013	155.38
CRWA	63-56-669	CRWA 2013 Expo registration/Millan	103262	3/19/2013	400.00
CRWA	60-50-669	CRWA 2013 Expo registration/Perry	103262	3/19/2013	400.00
CSJVRMA	10-15-663	Liability insurance premium/4th quarter 2012/2013	103285	3/22/2013	4,883.34
CSJVRMA	60-50-663	Liability insurance premium/4th quarter 2012/2013	103285	3/22/2013	4,883.33
CSJVRMA	63-56-663	Liability insurance premium/4th quarter 2012/2013	103285	3/22/2013	4,883.33
CSJVRMA	10-00-229	Workers' Comp premium/4th quarter 2012/2013	103285	3/22/2013	25,015.00
DELTA WIRELESS, INC	63-56-620	Replaced outdoor wireless mesh router/weatherized all connectic	103286	3/22/2013	313.33
DELTA WIRELESS, INC	60-50-620	Replaced outdoor wireless mesh router/weatherized all connectic	103286	3/22/2013	313.33
DELTA WIRELESS, INC	10-07-620	Replaced outdoor wireless mesh router/weatherized all connectic	103286	3/22/2013	313.34
ECONOMIC TIRE SHOP	10-33-653	New tire/dump truck	103287	3/22/2013	298.00
ECONOMIC TIRE SHOP	63-56-653	Tire repair	103287	3/22/2013	20.00
ECONOMIC TIRE SHOP	10-33-653	Tire repair/Back hoe	103287	3/22/2013	8.33
ECONOMIC TIRE SHOP	60-50-653	Tire repair/Back hoe	103287	3/22/2013	8.33
ECONOMIC TIRE SHOP	63-56-653	Tire repair/Back hoe	103287	3/22/2013	8.34
ENVIRONMENTAL TECHNIQUES	60-50-630	60 ProOxidizer	103288	3/22/2013	3,540.00
FGL ENVIRONMENTAL, INC	60-50-620	Inorganic Analysis/Support Analysis	103289	3/22/2013	275.00
FGL ENVIRONMENTAL, INC	60-50-620	Bacti/inorganic/sub contr./support analysis	103289	3/22/2013	2,748.00
FGL ENVIRONMENTAL, INC	60-50-620	Inorganic analysis/support analysis	103289	3/22/2013	275.00
Forest Suites Resort	10-21-669	Hotel/Short	103290	3/22/2013	118.47
GEOANALYTICAL LAB, INC.	60-50-620	BOD/TSS/Nitrate	103291	3/22/2013	355.00
GEOANALYTICAL LAB, INC.	63-56-620	Bactis	103291	3/22/2013	400.00
Gouveia Engineering, Inc	18-32-773	Plan review and comment/Hwy 33/Inyo intersection	103292	3/22/2013	663.21
Gouveia Engineering, Inc	10-31-620	Review/Comment development application/The Villas @ Sherm:	103292	3/22/2013	141.75
Gouveia Engineering, Inc	10-31-620	Plan set review/Dollar General Review	103292	3/22/2013	336.00

Name	Account	Description	Check Nu	Check D	Amount
Gouveia Engineering, Inc	24-32-774	Field review of WWTP access road pavement/2013 St. Overlay	103292	3/22/2013	1,685.25
Gouveia Engineering, Inc	20-32-778	Finalize plans and specs/CDBG Tulare St. infrastructure map	103292	3/22/2013	3,407.14
Gouveia Engineering, Inc	17-32-774	Miscellaneous Caltrans documentation/SR2S Cycle 10	103292	3/22/2013	70.88
Gouveia Engineering, Inc	17-32-774	Misc. documents re: student outreach/SR2S Cycle 10	103292	3/22/2013	141.75
Gouveia Engineering, Inc	24-32-776	Prepare request for auth. pkg to Caltrans/Natural Gas Fast Fill	103292	3/22/2013	1,086.75
Gouveia Engineering, Inc	10-31-620	Cost estimate for sprinkler system/Memorial Center Renovation	103292	3/22/2013	212.63
Grand Lodge of California	40-07-813	New city hall payment/April 2013	103293	3/22/2013	544.08
Grand Lodge of California	60-50-813	New city hall payment/April 2013	103293	3/22/2013	544.08
Grand Lodge of California	63-56-813	New city hall payment/April 2013	103293	3/22/2013	544.08
Grand Lodge of California	40-07-812	New city hall payment/April 2013	103293	3/22/2013	1,094.15
Grand Lodge of California	60-50-812	New city hall payment/April 2013	103293	3/22/2013	1,094.16
Grand Lodge of California	63-56-812	New city hall payment/April 2013	103293	3/22/2013	1,094.15
HUTCHINS DON	10-01-669	Per diem LCC Policy Committee Meetings/Hutchins	103294	3/22/2013	150.00
IDEXX LABORATORIES, INC.	63-56-630	Testing supplies/water department	103295	3/22/2013	326.16
Independent Stationers	10-14-630	4 reams colored copy paper	103296	3/22/2013	7.61
Independent Stationers	60-50-630	4 reams colored copy paper	103296	3/22/2013	7.60
Independent Stationers	63-56-630	4 reams colored copy paper	103296	3/22/2013	7.61
INFOSEND, INC	60-50-620		103297	3/22/2013	925.34
INFOSEND, INC	63-56-620		103297	3/22/2013	925.33
IRRIGATION DESIGN & CONST	60-50-622	Elbow/nipple/adapter/transfer pump #2	103298	3/22/2013	10.70
IRRIGATION DESIGN & CONST	60-50-630	Banjo strainer/sewer machine	103298	3/22/2013	54.18
IRRIGATION DESIGN & CONST	60-50-653	Water truck fittings	103298	3/22/2013	40.11
IRRIGATION DESIGN & CONST	63-56-630	(2) 2" galvanized unions/(2) 2" Brass valves	103298	3/22/2013	98.41
J&E Janitorial and Handyman	10-07-620	Swept, mopped, buffed floors/City Hall	103299	3/22/2013	100.00
MALLARD EXPRESS AUTO	60-50-653	Oil change/Reynolds	103300	3/22/2013	24.13
MALLARD EXPRESS AUTO	63-56-653	Oil change/Reynolds	103300	3/22/2013	24.13
Marin Consulting Associates	10-21-669	Registration-POST/Short	103301	3/22/2013	240.00
MID VALLEY IT, INC	10-21-620	IT CONTRACT/PD	103302	3/22/2013	880.00
MID VALLEY IT, INC	10-14-620	IT CONTRACT/FIN	103302	3/22/2013	440.00
MID VALLEY IT, INC	63-56-620	IT CONTRACT/WATR	103302	3/22/2013	440.00
MID VALLEY IT, INC	60-50-620	IT CONTRACT/SEWR	103302	3/22/2013	440.00
NEWMAN SMOG AND LUBE	10-33-653	Smog check for flatbed	103303	3/22/2013	37.95
OSNER GEORGE	40-06-624	Planning services November 2012-February 2013/Master Plan A	103304	3/22/2013	1,806.00
CITY OF PATTERSON	10-03-620	Video reimbursement/February 2013	103305	3/22/2013	660.00
P G & E	10-21-651	Gas usage 2/4/13-3/6/13	103306	3/22/2013	26.28
P G & E	10-33-651	Gas usage 2/4/13-3/6/13	103306	3/22/2013	78.84
P G & E	10-44-651	Gas usage 2/4/13-3/6/13	103306	3/22/2013	52.58
P G & E	60-50-651	Gas usage 2/4/13-3/6/13	103306	3/22/2013	26.26
P G & E	63-56-651	Gas usage 2/4/13-3/6/13	103306	3/22/2013	26.27
P G & E	63-56-641	Gas and electric 2/5/13 to 3/7/13	103306	3/22/2013	316.97
P G & E	60-50-641	Gas and electric 2/5/13 to 3/7/13	103306	3/22/2013	316.96
P G & E	10-07-641	Gas and electric 2/5/13 to 3/7/13	103306	3/22/2013	316.97
R-SAFE SPECIALTY	10-00-284	10 8 in 1 bomber jackets	103307	3/22/2013	998.63
Sandoval Edgar	10-00-284	Refund Memorial Building Deposit/Sandoval	103308	3/22/2013	200.00
SHORT BRETT	10-21-669	Per diem/Short	103309	3/22/2013	100.00
SIERRA DISPLAY, INC.	10-01-662	Remaining balance on 35 City of Newman 125 Years banners	103310	3/22/2013	1,740.75
Soroptimist of Gustine-Newman	10-00-284	Refund Memorial Building deposit/Soroptimist of Gustine-Newm	103311	3/22/2013	75.00
SPRINGBROOK SOFTWARE	10-14-631	Monthly web payments/February 2013	103312	3/22/2013	172.00
SPRINGBROOK SOFTWARE	60-50-631	Monthly web payments/February 2013	103312	3/22/2013	172.00
SPRINGBROOK SOFTWARE	63-56-631	Monthly web payments/February 2013	103312	3/22/2013	172.00
SPRINGBROOK SOFTWARE	10-14-620	Annual upgrade service	103312	3/22/2013	100.45
SPRINGBROOK SOFTWARE	60-50-620	Annual upgrade service	103312	3/22/2013	100.46
SPRINGBROOK SOFTWARE	63-56-620	Annual upgrade service	103312	3/22/2013	100.45
State of Calif Dept of Justice	10-21-620	H&S analyses/February 2013	103313	3/22/2013	35.00
STANISLAUS CNTY SHERIFF'S	10-21-669	POST REGISTRATION/EARLE	103314	3/22/2013	838.00

Name	Account	Description	Check Nu	Check D	Amount
STAPLES ADVANTAGE	10-21-630	Copy paper/batteries/inkjet cartridge/sharpies/memory card	103315	3/22/2013	209.06
STAPLES ADVANTAGE	10-21-630	Staple remover/envelopes	103315	3/22/2013	20.18
STAPLES ADVANTAGE	63-56-630	Chrome vertical organizer/PW	103315	3/22/2013	9.14
STAPLES ADVANTAGE	10-14-630	Red pens/paper organizer/blue pens	103315	3/22/2013	28.17
STAPLES ADVANTAGE	60-50-630	Red pens/paper organizer/blue pens	103315	3/22/2013	28.18
STAPLES ADVANTAGE	63-56-630	Red pens/paper organizer/blue pens	103315	3/22/2013	28.18
Telcion Communications Group	63-56-620	Annual ShoreCare support for phones	103316	3/22/2013	769.60
Telcion Communications Group	60-50-620	Annual ShoreCare support for phones	103316	3/22/2013	769.60
Telcion Communications Group	10-07-620	Annual ShoreCare support for phones	103316	3/22/2013	769.60
The Planning Center - DC&E	17-06-620	Professional services/Non-Motorized Transportation Plan/Feb.20	103317	3/22/2013	3,102.50
USA BLUEBOOK	60-50-630	9 No trespassing signs	103318	3/22/2013	208.17
USA BLUEBOOK	60-50-630	ABB Kent Chart Paper 7 day	103318	3/22/2013	38.69
USA BLUEBOOK	60-50-630	Replacement Filter for Solberg 230 Paper	103318	3/22/2013	88.70
VULCAN MATERIALS COMPANY	24-32-772	Concrete for sidewalk repair	103319	3/22/2013	328.67
MATTOS NEWSPAPERS, INC.	20-06-660	Notice of community meeting/Stanislaus County Annual Action	103320	3/22/2013	75.00
MATTOS NEWSPAPERS, INC.	63-56-660	Notice of Public Hearing/Public Ways and Property	103320	3/22/2013	90.00
MATTOS NEWSPAPERS, INC.	10-14-633	UPS Freight service	103320	3/22/2013	26.78
					284,565.35



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

1. **Call To Order** - Mayor Katen 6:31 P.M.
2. **Roll Call PRESENT:** Davis, Hutchins, Candea, Martina And Mayor Katen.  
**ABSENT:** Hutchins.
3. **Items From The Public - None.**
4. **Adjourn To Closed Session** - 6:32 P.M.
  - a. Conference With Legal Counsel - Potential Litigation – Stanislaus County and Latino Community Roundtable –Two Cases - G.C. 54956.9.
  - b. Return To Open Session - 7:07 P.M.

Mayor Katen Reported That During Closed Session, The City Council Directed Staff Work With Stanislaus County Regarding A Solution To The Property Tax Administration Fee Reimbursement And Place A Budgetary Adjustment To Explore District Elections On Agenda For The April 9<sup>th</sup> City Council Meeting.

**5. Adjournment.**

**ACTION:** On Motion By Hutchins Seconded By Martina And Unanimously Carried, The Meeting Was Adjourned At 7:08 P.M.



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

1. **Call To Order** - Mayor Katen 7:12 P.M.
2. **Pledge Of Allegiance.**
3. **Invocation** – Mayor Protem Martina.
4. **Roll Call - PRESENT:** Davis, Hutchins, Candea, Martina And Mayor Katen.  
**ABSENT:** None.
5. **Declaration Of Conflicts Of Interest** - None.
6. **Ceremonial Matters** – None.
7. **Items from the Public - Non-Agenda Items**

Brian Vierra, 502 Bonanza Drive, Noted That There Are Many Speeders On Canal School Road And That They Are Affecting The Safety Of Those Who Live In The Neighborhood. He Suggested That The Following Items Could Be Used To Curtail The Issue: Increased Police Presence, Radar Trailer, Reflectors, A New Stop Sign At Inyo Ave And Reducing The Speed Limit To 35 Mph.

Ian Brown, 541 Flour Mill Drive, Noted That There Is Not Enough Room For Large Trucks Near The Intersection Of Hills Ferry And Canal School Roads; He Asked That The City Limit Truck Traffic On Canal School Road Because It Is Not Safe.

Lorna Solan, 541 Flour Mill Drive, Noted That Northbound Traffic On Canal School Road Typically Comes Into The City At A High Rate Of Speed Due To The Absence Of Traffic Calming Measures In Merced County. She Noted That The Lights Outside The Memorial Building Were Not Working.

Bob Castro From 522 Bonanza Drive, Stated That He Was Almost Hit By A Car When He Pulled Out In Front Of A Speeder. He Remarked That Someone Is Eventually Going To Be Injured Because The Sound Wall Would Not Stop A Large Truck.

Cathleen Trayer, 525 Flour Mill Drive, Explained That She Is Worried About The Speed of Traffic on Canal School Road And Noted That The Stop Sign At The Intersection Of Hills Ferry And Canal School Roads Is Dangerous Because Drivers Cut The Corner.

Brian Anderson, 1622 Dutch Corner Drive, Commented That Safety Is An Issue Along Canal School Road And The Problem Could Possibly Be Solved With Some Simple Solutions, Including More Enforcement.

Jose Fernandez, 1640 Dutch Corner Drive, Mentioned That The Traffic On Canal School Road Has Greatly Increased In The Last Five Years. Fernandez Explained That Previously When The Wall Had Been Damaged, The City Had Told Him That The Wall Belonged To The City And They Fixed It. He

Said He Was Told That A Stop Sign Was Planned For The Intersection Of Inyo And Canal School Roads. Fernandez Reported That Recently, In One Week's Time, Two Different Vehicles Had Hit The Sound Wall Along Canal School Road. He Declared That He Was Concerned For His Child's Safety. Fernandez Commented That Speeders On Canal School Road Have Been A Problem For Five Years And That The City Had None Nothing To Alleviate The Problem. Fernandez Noted That The City Is Now Telling Him That He Owns The Wall; He Asked For Clarification As To Whether Or Not He Owns The Wall Behind His Home Because Previously He Was Told That The Wall Belonged To The City And They Repaired It Several Time In The Past. Fernandez Concluded By Remarking That He Wants The City To Do Something About His Safety Concerns.

Mayor Katen Directed Staff To Look Into The Residents' Concerns And The Rest Of The City Council Concurred.

#### **8. Consent Calendar**

- a. Waive All Readings Of Ordinances And Resolutions Except By Title.
- b. Approval Of Warrants.
- c. Approval Of Minutes Of The February 26, 2013 Regular Meeting.

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

**9. Public Hearings** - None.

**10. Regular Business** - None.

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

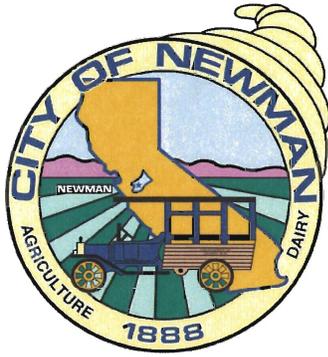
Supervisor DeMartini Mentioned That The County Sent Letter Of Support Regarding The Orestimba Flood Control Project. DeMartini Noted That In May, The County Would Be Repaving Hills Ferry Road. He Reminded Everyone That The Next Healthcare Task Force Meeting Would Be In Patterson The Following Week.

**12. Items From The City Manager And Staff** - None.

**13. Items From City Council Members** - None.

#### **14. Adjournment.**

**ACTION:** On Motion By Katen Seconded By Martina And Unanimously Carried, The Meeting Was Adjourned At 7:58 P.M.



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

**Date:** March 21, 2013  
**To:** Mayor and City Council  
**From:** Michael E. Holland *MEL*

**Subject: Item No. 8.d. – Side Letter Agreement for Newman Police Officers Association.**

As the Council may recall, AB 340 (California Public Employees' Pension Reform Act of 2013) defines new benefit programs and sets employee contribution levels for all new PERS members after January 1, 2013. With approval of the mid-year budget adjustments, the Council authorized the hiring of Officer Williams as a full-time officer. Officer Williams will be subject to these new provisions. To ensure compliance, staff worked with Operating Engineers Local #3 Newman Police Officers Association to draft a side-letter agreement. Staff recommends the Council approve the attached agreement.



Honorable Mayor and Members  
of the Newman City Council

**APPROVE MEMORANDUM OF AGREEMENT FOR THE CALIFORNIA OFFICE OF TRAFFIC  
SAFETY GENERAL TRAFFIC RECORDS GRANT PROGRAM**

**RECOMMENDATION:**

Adopt Resolution No. 2013- , a resolution authorizing the City Manager to enter into a Memorandum of Agreement with the County of Stanislaus, City of Modesto, City of Riverbank, City of Patterson, City of Ceres, City of Waterford, and City of Hughson for the California Office of Traffic Safety General Traffic Records Grant Program.

**BACKGROUND:**

Staff has been engaged in discussions with the seven other jurisdictions regarding the implementation of automated traffic citation machines. Automated traffic citation machines would save time in the issuance process, data entry, amendments, and sending citation information to the court. The California Office of Traffic Safety General Traffic Records Grant Program would cover the cost of equipment, related software, interfaces, and data storage.

**ANALYSIS:**

Participation in the California Office of Traffic Safety General Traffic Records Grant Program would be beneficial, as it would help to streamline the citation process. Currently, citations are hand written. The citation has to be manually entered into the records management system, with one copy sent to the court and another copy filed. Any errors have to be manually amended with a copy mailed to the violator and a copy sent to the court.

The citation machines would automatically store all violation data and submit the information to the court electronically. Amendments would be reduced, as the correct information automatically populates into the citation fields.

**FISCAL IMPACT:**

None. Future maintenance cost will be included in the annual budget.

**CONCLUSION:**

This staff report is submitted for City Council consideration and action. Staff recommends adoption of Resolution No. 2013- , a resolution authorizing the City Manager to enter into a Memorandum of Agreement with the County of Stanislaus, City of Modesto, City of Riverbank, City of Patterson, City of Ceres, City of Waterford, and City of Hughson for the California Office of Traffic Safety General Traffic Records Grant Program.

**ATTACHMENTS:**

1. Resolution No. 2013-
2. Memorandum of Agreement with the County of Stanislaus, City of Modesto, City of Riverbank, City of Patterson, City of Ceres, City of Waterford, and City of Hughson for the California Office of Traffic Safety General Traffic Records Grant Program.

Respectfully submitted,



Brett Short, Police Lieutenant

**REVIEWED/CONCUR:**



Michael Holland, City Manager

**RESOLUTION NO. 2013-**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWMAN AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE COUNTY OF STANISLAUS, CITY OF MODESTO, CITY OF RIVERBANK, CITY OF PATTERSON, CITY OF CERES, CITY OF WATERFORD, AND CITY OF HUGHSON FOR THE CALIFORNIA OFFICE OF TRAFFIC SAFETY GENERAL TRAFFIC RECORDS GRANT PROGRAM**

WHEREAS, Staff has been engaged in discussions with the seven other jurisdictions regarding the implementation of automated traffic citation machines; and

WHEREAS, automated traffic citation machines would save time in the issuance process, data entry, amendments, and sending citation information to the court; and

WHEREAS, the California Office of Traffic Safety general traffic records grant program would cover the cost of equipment, related software, interfaces, and data storage; and

WHEREAS, participation in the California Office of Traffic Safety general traffic records grant program would be beneficial, as it would help to streamline the citation process.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newman to authorize the City Manager to enter into a Memorandum of Agreement with the County of Stanislaus, City of Modesto, City of Riverbank, City of Patterson, City of Ceres, City of Waterford, and City of Hughson for the California Office of Traffic Safety general traffic records grant program.

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 March, 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

ATTEST:

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

**MEMORANDUM OF AGREEMENT  
BETWEEN THE COUNTY OF STANISLAUS AND  
CITY OF MODESTO AND  
CITY OF RIVERBANK AND  
CITY OF PATTERSON AND  
CITY OF NEWMAN AND  
CITY OF CERES AND  
CITY OF WATERFORD AND  
CITY OF HUGHSON  
FOR THE CALIFORNIA OFFICE OF TRAFFIC SAFETY  
GENERAL TRAFFIC RECORDS GRANT PROGRAM**

This Agreement is made and entered into this \_\_\_ day of \_\_\_\_\_, 2013, by and between The County of Stanislaus, hereinafter referred to as COUNTY, and the City of Modesto, hereinafter referred to as MODESTO, and the City of Riverbank, hereinafter referred to as RIVERBANK, and the City of Patterson, hereinafter referred to as PATTERSON, and the City of Newman, hereinafter referred to as NEWMAN, City of Ceres, hereinafter referred to as CERES, City of Waterford, hereinafter referred at as WATERFORD, and the City of Hughson, hereinafter referred to as HUGHSON, collectively referred to as the "Parties". to distribute the General Traffic Grant funds:

**WHEREAS**, the PARTIES in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments or equipment purchased from current revenues legally available to that party, and

**WHEREAS**, the PARTIES find that the performance of this Agreement is in the best interests of all parties, that the undertaking will benefit the public, and that the division of equipment and costs fairly compensates the performing party for the services or functions under this Agreement, and

**WHEREAS**, the PARTIES share of the California Office of Traffic Safety grant award to purchase hand held citation writers, docking stations, and related software for use by each of the participating agencies, and

**WHEREAS**, the COUNTY and MODESTO, RIVERBANK, PATTERSON, NEWMAN, CERES, WATERFORD and HUGHSON believe it to be in their best interest to electronically interface the citations written into the Stanislaus Court and the Stanislaus County District Attorney's Office records management system electronically from device docking stations located at each law enforcement agency. The data from each citation will be provided to the Court and District Attorney's Office by the vendor and interfaced to the records management systems by I.T. staff for both agencies.

**WHEREAS**, the PARTIES have applied for and been awarded a grant in the amount of \$361,800. to purchase hardware and software to implement an electronic traffic citation program. The equipment and software will be purchased by COUNTY as the administrator of the grant and awarded to each of the PARTIES by the following agreement.

**WHEREAS**, THE parties agree to reimburse COUNTY for their share of the vendor's Autocite processing software stored and maintained by the vendor on the vendor's server and accessible remotely to each participating party.

**WHEREAS**, the PARTIES agree the overall grant administrator will be the Records Manager for the Stanislaus County Sheriff's Department.

#### **Section 1.**

PARTIES agree MODESTO be awarded ten (10) electronic citation handheld devices with one (1) six position docking station and reimbursement of the actual cost of the third party interface to the MODESTO Police records management system in an amount not to exceed \$30,000.

PARTIES agree RIVERBANK be awarded six (6) electronic citation handheld devices with one (1) six position docking station.

PARTIES agree PATTERSON be awarded four (4) electronic citation handheld devices with one (1) six position docking station.

PARTIES agree NEWMAN be awarded FOUR (4) electronic citation handheld devices with one (1) six position docking station and will be reimbursement of the actual cost of the third party interface to the NEWMAN Police records management system "not to exceed" \$20,000.

PARTIES agree CERES be awarded twelve (12) electronic citation handheld devices with one (1) six position docking station.

PARTIES agree WATERFORD to be awarded one (1) electronic citation handheld device with one (1) six position docking station.

PARTIES agree HUGHSON be awarded one (1) electronic citation handheld device with one (1) six position docking station.

PARTIES agree by awarding these devices to each agency they will become the sole property of the agency awarded the devices. Repairs, shipment and service of the devices during and after the initial warranty period shall become the responsibility of each agency for the number of devices provided.

COUNTY agrees the share of the award in the amount of \$6,000., be spent on end user training on the hand held devices and vendor project management.

### **Section 2**

Each City agrees to reimburse COUNTY for their share of the vendor's hosted solution, after the first year, in the amount of the maintenance contract divided by the number of devices being supported by the connection for each individual agency, not to exceed the actual cost of the hosted solution. (For example the initial year of hosting costs is \$4,800 divided by the total number of purchased devices (50) will be \$96 per device annually). COUNTY agrees to provide to the participating agencies a copy of any vendor increases in hosting services.

### **Section 3**

PARTIES agree to reimburse COUNTY for their share of the individual hardware and software warranties on the devices, after the initial one year warranty period. The contracted price for year two and three will be \$500 annually for each device and \$50 for each docking station.

#### **Section 4**

PARTIES agree to provide the COUNTY a quarterly financial and programmatic report not later than fifteen (15) calendar days after the end of the quarter following the official grant award date. The report will be delivered sufficiently in advance and will contain the date necessary to submit the final report on the grant in the required thirty (30) calendar days after the end of each quarter following the grant award.

#### **Section 5**

PARTIES agree to meet quarterly the first year of the grant then annually after the initial first year of the grant to discuss recommended changes in the vendor hosted connectivity. Any changes or modifications to the connectivity will be handled as an amendment to this agreement.

#### **Section 6**

MODESTO, RIVERBANK, PATTERSON, NEWMAN, CERES, WATERFORD, and HUGHSON, may terminate this Agreement or any part hereof upon giving COUNTY at least thirty (30) days written notice prior to the effective date of such termination, which date shall be specified in such notice. PARTIES agree to pay for all ancillary agreements and warranties for the three year period of the vendor agreement.

#### **Section 7**

Nothing in the performance of this Agreement shall impose any liability for claims against COUNTY other than claims for which liability may be imposed by the Tort Claims Act.

#### **Section 8**

Nothing in the performance of this Agreement shall impose any liability for claims against MODESTO, RIVERBANK, PATTERSON, NEWMAN, CERES, WATERFORD and HUGHSON other than claims for which liability may be imposed by the Tort Claims Act.

#### **Section 9**

Each party to this Agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

**Section 10**

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

**Section 9**

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

The signature of the parties below designate acceptance of the terms of this Agreement and shall be binding upon the parties upon the effective date of the Agreement.

IN WITNESS WHEREOF, the City of Modesto, a municipal corporation, has authorized the execution of this Agreement in duplicate by its City Manager and attestation by its City Clerk under authority of Resolution No. 2012-\_\_\_\_, adopted by the Council of the City of Modesto on the \_\_\_\_ day of \_\_\_\_, 2012, and the County of Stanislaus has caused this Agreement to be duly executed.

COUNTY OF STANISLAUS	CITY OF MODESTO
By: _____ Adam Christianson SHERIFF-CORONER "County"	By: _____ William O'Brien, City Manager  "Modesto"
	ATTEST:  By: _____ Stephanie Lopez, City Clerk
APPROVED AS TO FORM:  By: _____ John P. Doering, County Counsel	APPROVED AS TO FORM:  By: _____ Susana Alcala Wood, City Attorney

IN WITNESS WHEREOF, the City of Patterson, a municipal corporation, has authorized the execution of this Agreement in duplicate by its City Manager and attestation by its City Clerk under authority of Resolution No. 2012-\_\_\_\_, adopted by the Council of the City of Patterson on the \_\_\_\_ day of \_\_\_\_, 2012, and the County of Stanislaus has caused this Agreement to be duly executed.

<p><b>COUNTY OF STANISLAUS</b></p> <p>By: _____  Adam Christianson  SHERIFF – CORONER</p> <p>"County"</p>	<p><b>CITY OF PATTERSON</b></p> <p>By: _____  _____, City Manager</p> <p>"Patterson"</p>
	<p>ATTEST:</p> <p>By: _____  _____, City Clerk</p>
<p>APPROVED AS TO FORM:</p> <p>By: _____  John P. Doering, County Counsel</p>	<p>APPROVED AS TO FORM:</p> <p>By: _____  _____, City Attorney</p>

IN WITNESS WHEREOF, the City of Riverbank, a municipal corporation, has authorized the execution of this Agreement in duplicate by its City Manager and attestation by its City Clerk under authority of Resolution No. 2012-\_\_\_\_\_, adopted by the Council of the City of Riverbank on the \_\_\_\_ day of \_\_\_\_, 2012, and the County of Stanislaus has caused this Agreement to be duly executed.

<p><b>COUNTY OF STANISLAUS</b></p> <p>By: _____  Adam Christianson  SHERIFF – CORONER  "County"</p>	<p><b>CITY OF RIVERBANK</b></p> <p>By: _____  _____, City Manager  "Riverbank"</p>
	<p>ATTEST:</p> <p>By: _____  _____, City Clerk</p>
<p>APPROVED AS TO FORM:</p> <p>By: _____  John P. Doering, County Counsel</p>	<p>APPROVED AS TO FORM:</p> <p>By: _____  _____, City Attorney</p>

IN WITNESS WHEREOF, the City of Newman, a municipal corporation, has authorized the execution of this Agreement in duplicate by its City Manager and attestation by its City Clerk under authority of Resolution No. 2012-\_\_\_\_, adopted by the Council of the City of Newman on the \_\_\_\_ day of \_\_\_\_, 2012, and the County of Stanislaus has caused this Agreement to be duly executed.

<p><b>COUNTY OF STANISLAUS</b></p> <p>By: _____  Adam Christianson  SHERIFF – CORONER</p> <p>"County"</p>	<p><b>CITY OF NEWMAN</b></p> <p>By: _____  _____, City Manager</p> <p>"Newman "</p>
	<p>ATTEST:</p> <p>By: _____  _____, City Clerk</p>
<p>APPROVED AS TO FORM:</p> <p>By: _____  John P. Doering, County Counsel</p>	<p>APPROVED AS TO FORM:</p> <p>By: _____  _____, City Attorney</p>

IN WITNESS WHEREOF, the City of Ceres, a municipal corporation, has authorized the execution of this Agreement in duplicate by its City Manager and attestation by its City Clerk under authority of Resolution No. 2012-\_\_\_\_, adopted by the Council of the City of Ceres on the \_\_\_\_ day of \_\_\_\_, 2012, and the County of Stanislaus has caused this Agreement to be duly executed.

<p><b>COUNTY OF STANISLAUS</b></p> <p>By: _____  Adam Christianson  SHERIFF – CORONER</p> <p>"County"</p>	<p><b>CITY OF CERES</b></p> <p>By: _____  , City Manager</p> <p>"Ceres"</p>
	<p>ATTEST:</p> <p>By: _____</p>
<p>APPROVED AS TO FORM:</p> <p>By: _____  John P. Doering, County Counsel</p>	<p>APPROVED AS TO FORM:</p> <p>By: _____</p>

IN WITNESS WHEREOF, the City of Waterford, a municipal corporation, has authorized the execution of this Agreement in duplicate by its City Manager and attestation by its City Clerk under authority of Resolution No. 2012-\_\_\_\_, adopted by the Council of the City of Waterford on the \_\_\_\_ day of \_\_\_\_, 2012, and the County of Stanislaus has caused this Agreement to be duly executed.

<p><b>COUNTY OF STANISLAUS</b></p> <p>By: _____  Adam Christianson  SHERIFF – CORONER</p> <p>"County"</p>	<p><b>CITY OF WATERFORD</b></p> <p>By: _____, City Manager</p> <p>"Waterford"</p>
	<p>ATTEST:</p> <p>By: _____</p>
<p>APPROVED AS TO FORM:</p> <p>By: _____  John P. Doering, County Counsel</p>	<p>APPROVED AS TO FORM:</p> <p>By: _____</p>

IN WITNESS WHEREOF, the City of Hughson, a municipal corporation, has authorized the execution of this Agreement in duplicate by its City Manager and attestation by its City Clerk under authority of Resolution No. 2012-\_\_\_\_, adopted by the Council of the City of Hughson on the \_\_\_\_ day of \_\_\_\_, 2012, and the County of Stanislaus has caused this Agreement to be duly executed.

<p><b>COUNTY OF STANISLAUS</b></p> <p>By: _____  Adam Christianson  SHERIFF – CORONER</p> <p>"County"</p>	<p><b>CITY OF HUGHSON</b></p> <p>By: _____  , City Manager</p> <p>"Hughson"</p>
	<p>ATTEST:</p> <p>By: _____</p>
<p>APPROVED AS TO FORM:</p> <p>By: _____  John P. Doering, County Counsel</p>	<p>APPROVED AS TO FORM:</p> <p>By: _____</p>

Honorable Mayor and Members  
of the Newman City Council

**TULARE STREET INFRASTRUCTURE IMPROVEMENT PROJECT BID AWARD**

**RECOMMENDATION:**

It is recommended that the Newman City Council adopt Resolution No. 2013- , awarding the Tulare Street Infrastructure Improvement Project to Taylor Backhoe Services, Inc. for \$77,042.00.

**BACKGROUND:**

The City of Newman receives grant funding from the Stanislaus County CDBG Consortium for infrastructure improvements in the City's income-eligible area bordered by Yolo Street, "N" Street, Inyo Avenue and the western city limit line. Tulare Street from R Street to T Street experiences localized flooding problems and has raised curb and gutter sections. This project would repair the drain crossing Tulare Street and remove and replace the raised curb and gutter sections. The project includes 155 feet of 10" storm drain replacement, 2 drain inlet structures, 363 feet of curb and gutter replacement, 1 driveway, and 4 alley approaches. Included with the staff report is a map of the location of the improvements.

**ANALYSIS:**

The City advertised for bids for approximately three weeks; received bids were opened and read on March 20, 2013 at 2:00 pm. A total of five qualifying bids were submitted for this project ranging from \$77,042.00 to \$113,033.13. The Engineer's Estimate for the project is \$95,150.00. The City Engineer has reviewed the bids and found them to be in proper order. The lowest responsible bidder for this project has been determined to be Taylor Backhoe Services, Inc. with a bid amount of \$77,042.00 (see attachment 2 for the abstract of the bids). This project is budgeted in the Fiscal Year 2012/13 Annual Budget.

**FISCAL IMPACT:**

Taylor Backhoe Services, Inc. Bid - \$77,042.00

12/13 CDBG Fund - \$115,060.00

**CONCLUSION:**

The City of Newman advertised and received bids for the Tulare Street Infrastructure Improvement Project. Taylor Backhoe Services, Inc. has been determined to be the lowest responsible bidder with a bid amount of \$77,042.00. Therefore, staff recommends City Council adopt Resolution No. 2013- , awarding the bid for the Tulare Street Infrastructure Improvement Project to Taylor Backhoe Services, Inc. for \$77,042.00.

**ATTACHMENTS:**

1. Resolution No. 2013- , awarding the Tulare Street Infrastructure Improvements Project to Taylor Backhoe Services, Inc.
2. Abstract of Bids
3. Tulare Street Infrastructure Improvement Project Map

Respectfully Submitted,



Garner Reynolds  
Director of Public Works

**REVIEWED/CONCUR:**



Michael E. Holland  
City Manager

**RESOLUTION NO. 2013-**

**AWARDING A CONTRACT FOR THE TULARE STREET INFRASTRUCTURE  
IMPROVEMENT PROJECT TO TAYLOR BACKHOE SERVICES, INC.**

WHEREAS, the City Manager of the City of Newman has recommended that the City Council approve a contract with Taylor Backhoe Services, Inc. for the Tulare Street Infrastructure Improvement Project; and

WHEREAS, the City of Newman has solicited for and received bids shown in Attachment 3;  
and

WHEREAS, Taylor Backhoe Services, Inc. has been determined to be the lowest responsible bidder with a bid amount of \$77,042.00; and

WHEREAS, the City Council is desirous of entering into a contract with Taylor Backhoe Services, Inc.; and

WHEREAS, the City Council of the City of Newman has available funding for the Tulare Street Infrastructure Improvement Project; and

WHEREAS, the City Council of the City of Newman has determined it would be in the best interest of the City to enter into a contract with Taylor Backhoe Services, Inc.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman hereby approves the contract with Taylor Backhoe Services, Inc. in the amount of \$77,042.00 and authorizes the City Manager to execute said contract for the Tulare Street Infrastructure Improvement Project.

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 March 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:

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

ATTEST:

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

**ABSTRACT OF BIDS FOR CITY OF NEWMAN  
CDBG-TULARE STREET INFRASTRUCTURE IMPROVEMENT  
Bid Opening: March 20, 2013, 2:00 P.M.**

Item No.	Item Description	Quantity and Unit	<i>Engineer's Estimate</i>		Taylor Backhoe Service, Inc.	Sinclair Construction, Inc.	George Reed, Inc.	MJ Avila Company, Inc.	Haskell & Haskell Engineering & Construction Services, Inc.					
			Unit Price	Amount	1600 Falcon Merced, CA 95341	P.O. Box 1453 Oakdale, CA 95361	P.O. Box 4760 Modesto, CA 95352	7258 W. Rialto Ave. Fresno, CA 93723	P.O. Box 880 nights Ferry, CA 95361-208	Unit Price	Amount			
1	* Mobilization	1 LS	5,000.00	5,000.00	3,000.00	3,000.00	5,000.00	5,000.00	5,000.00	5,000.00	3,760.00	3,760.00	4,933.00	4,933.00
2	** Traffic Control Plan	1 LS	5,000.00	5,000.00	500.00	500.00	2,350.00	2,350.00	5,000.00	5,000.00	4,453.00	4,453.00	4,950.00	4,950.00
3	Tree and Stump Removal	5 EA	1,200.00	6,000.00	1,100.00	5,500.00	858.00	4,290.00	1,200.00	6,000.00	1,468.00	7,340.00	1,044.00	5,220.00
4	Remove & Replace Curb and Gutter	363 LF	57.00	20,691.00	48.00	17,424.00	63.00	22,869.00	66.00	23,958.00	97.60	35,428.80	109.23	39,650.49
5	Remove and Replace Alley Approach	4 EA	7,300.00	29,200.00	4,071.00	16,284.00	4,715.00	18,860.00	4,200.00	16,800.00	5,227.00	20,908.00	3,592.28	14,369.12
6	Remove and Replace Residential Driveway Approach	1 EA	5,280.00	5,280.00	4,500.00	4,500.00	5,825.00	5,825.00	3,500.00	3,500.00	2,053.00	2,053.00	3,352.80	3,352.80
7	Remove and Replace Existing Concrete for Driveway Transition	68 SF	15.00	1,020.00	66.00	4,488.00	50.00	3,400.00	30.00	2,040.00	25.50	1,734.00	44.04	2,994.72
8	Intersection Improvements at Tulare St. and "S" Street	1 LS	22,959.00	22,959.00	25,346.00	25,346.00	\$24,100.00	24,100.00	32,000.00	32,000.00	\$34,174.00	34,174.00	37,563.00	37,563.00
<b>BID TOTAL</b>				\$95,150.00		\$77,042.00		\$86,694.00		\$94,298.00		\$109,850.80	*	\$113,033.13

\* Item No. 1 Not to exceed \$5,000.00

\*\* Item No. 2 Not to exceed \$5,000.00

Subcontractors Listed: None

None

WC Maloney, Inc.

Grover Landscape  
G Ramirez Concrete, Inc.

None  
\* Corrected Total

**ABSTRACT OF BIDS FOR CITY OF NEWMAN  
CDBG-TULARE STREET INFRASTRUCTURE IMPROVEMENT  
Bid Opening: March 20, 2013, 2:00 P.M.**

Item No.	Item Description	Quantity and Unit	Unit Price	Amount										
<b>BASE BID</b>														
1	Mobilization	Lump Sum												
2	Traffic Control	Lump Sum												
3	Furnish & Install 10-inch Waterline	3,857 LF		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
4				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
5				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
6				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
7				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
8				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
9				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
10				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
11				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
12				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
13				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
14				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
15				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00
<b>BID TOTAL</b>				\$0.00		\$0.00		\$0.00		\$0.00		\$0.00		\$0.00

*Subcontractors Listed:*

# PROJECT PLANS FOR CONSTRUCTION OF CDBG - Tulare Street Infrastructure Improvements CITY OF NEWMAN

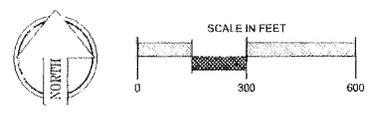
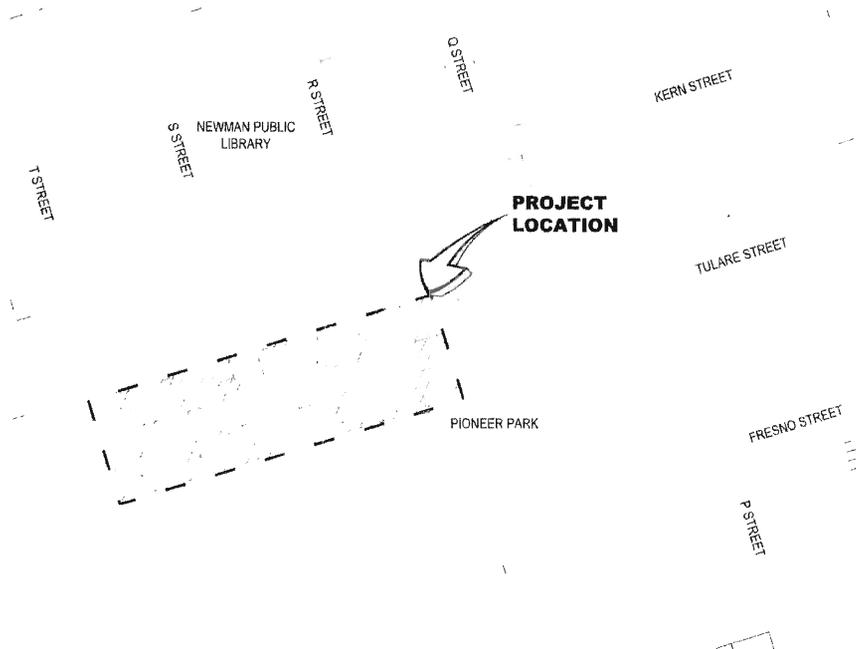
INDEX OF DRAWINGS	
1	LOCATION MAP AND INDEX OF DRAWINGS
2	DEMOLITION PLAN
3	TULARE STREET SURFACE IMPROVEMENTS STA: 10+00 - 14+00
4	TULARE STREET SURFACE IMPROVEMENTS STA: 14+00 - 18+00
5	TULARE AND S STREET STORM DRAIN IMPROVEMENTS
6	ALLEY AND DRIVEWAY DETAILS
7	CONCRETE AND PAVEMENT DETAILS
8	STORM DRAIN DETAILS
9	TRAFFIC CONTROL DETAIL

LEGEND	
EXISTING	PROPOSED
GAS VALVE	
WATER VALVE	
FIRE HYDRANT	
STORM DRAIN INLET	
SEWER MANHOLE	
SIGN	
STREET NAME SIGN	
UTILITY POLE	
OVERHEAD UTILITY LINE	
GUY WIRE	
STREET LIGHT	
WOOD FENCE	
CHAIN LINK FENCE	
TREE	
TREE TO BE REMOVED	
SAWCUT LINE	
AREA OF CONCRETE REMOVAL	
AREA OF AC REMOVAL	
CONCRETE AREA	
AC PAVEMENT AREA	

**BENCHMARK**  
VERTICAL AND HORIZONTAL DATUM:

VERTICAL AND HORIZONTAL DATUM INFORMATION WAS TAKEN FROM THE NGS DATA SHEET FOR PID HS2406.  
VERTICAL DATUM: NAVD83  
ELEVATION: 50.6'  
HORIZONTAL DATUM: NAD83(1986), CALIFORNIA SPCS, ZONE 3

DESCRIPTION: AT NEWMAN, AT THE INTERSECTION OF FRESNO STREET AND O STREET, AN IRON RIVET PAINTED WHITE ON THE TOP OF THE CONCRETE BASE SUPPORTING THE SOUTHEAST LEG OF THE CITY WATER TANK, 0.9 FOOT NORTHWEST OF THE SOUTHEAST CORNER OF THE CONCRETE BASE AND ABOUT 1 FOOT ABOVE THE GROUND



DATE	DESCRIPTION	APPROVED
1		
2		
3		
4		
5		
6		
7		
8		

**OWNERSHIP OF DOCUMENTS**  
THIS DOCUMENT AND THE CONCEPTS AND DESIGNS PRESENTED HEREON, AS AN INSTRUMENT OF SERVICE, IS THE PROPERTY OF GOUVEIA ENGINEERING, INC., AND IS INTENDED ONLY FOR THE SPECIFIC PURPOSE AND CLIENT FOR WHICH IT WAS PREPARED. REUSE, IN WHOLE OR IN PART, IS NOT PERMITTED WITHOUT WRITTEN AUTHORIZATION BY GOUVEIA ENGINEERING, INC.

**GOUVEIA ENGINEERING, INC.**  
CONSULTING ENGINEERS  
456 Sixth Street • Oxnard, California 93322  
Telephone (209) 854-3300 • Fax (209) 854-3600

**CITY OF NEWMAN**  
CDBG - TULARE STREET INFRASTRUCTURE IMPROVEMENTS  
LOCATION MAP AND INDEX OF DRAWINGS

ISSUED BY	DATE	ISSUED BY	DATE	PROJECT	DATE
DCR	03/00/00	DCR	03/00/00	C-101	1 OF 9 SHEETS PROJECT NUMBER 645.03
DPM, BCDGR	02/00/00	DPM, BCDGR	02/00/00		
DCR	00/00/00	DCR	00/00/00		
M. GOUVEIA	00/00/00	M. GOUVEIA	00/00/00		

Honorable Mayor and Members  
of the Newman City Council

**AUTHORIZE THE CITY MANAGER TO EXECUTE AGREEMENTS WITH THE CALIFORNIA  
DEPARTMENT OF TRANSPORTATION FOR THE CITY OF NEWMAN HIGHWAY 33  
CORRIDOR PLANNING PROJECT**

**RECOMMENDATION:**

It is recommended that the Newman City Council adopt Resolution No. 2013- , Authorizing the City Manager to execute agreements with the California Department of Transportation for the City of Newman Highway 33 Corridor Planning Project.

**BACKGROUND:**

The Highway 33 corridor through the City is a two lane State Route with graded shoulders on the north and south ends of town. Between Inyo Avenue and Yolo Avenue most of the area has older improvements including curb, gutters, sidewalks, street lighting. However, there is no unifying or consistent landscaping or streetscape pattern. Along the corridor, there are a variety of existing land uses ranging from agricultural operations to modern supermarkets; including large food processing industries, historic downtown buildings, residential, highway commercial, a plaza and light industrial uses. In 1996, the City completed the Highway 33 Specific Plan. However this plan is seventeen years old, needs to be updated to reflect the changes to date and to provide guidance and direction for future development.

**ANALYSIS:**

The California Department of Transportation is soliciting applications for transportation planning grants to promote a balanced, comprehensive multi-modal transportation system. Within the grant program, there is the Community-Based Transportation Planning (CBTP) Grant Program to fund projects that promote and encourage community involvement and partnerships, support livable and sustainable community concepts, promote community identity and quality of life, Regional Blueprints, and Sustainable Communities Strategy (SB375). Development of a Highway 33 Corridor Plan will provide a development strategy and guidance to improve the land use consistency and enhance the character of the corridor, improve appearance, improve economic potential and correct infrastructure deficiencies. The CBTP program has a budget of \$3 million, with a cap of \$300,000.00 per application. In addition, there is a local required match of 10% of which 7.5% must be in cash. Staff is recommending submitting an application for the CBTP grant program in the amount of \$250,000.00 with a required local match of \$25,000.00. However, this Program will not impact the current budget year, and would be budgeted in the 2013/14 budget year.

As part of the application process the City is required to approve a resolution authorizing the City Manager to execute agreements with the California Department of Transportation for the City of Newman Highway 33 Corridor Planning Project.

**FISCAL IMPACT:**

None.

**CONCLUSION:**

The California Department of Transportation is soliciting for Community-Based Transportation Planning grants. The goal of the program is to promote and encourage community involvement and partnerships, to support livable and sustainable community concepts, and promote community identity and quality of life. Staff recommends that the Newman City Council adopt Resolution No. 2013- , Authorizing the City Manager to execute agreements with the California Department of Transportation for the City of Newman Highway 33 Corridor Planning Project.

**ATTACHMENTS:**

1. Resolution No. 2013- , Authorizing the City Manager to execute agreements with the California Department of Transportation for the City of Newman Highway 33 Corridor Planning Project.

Respectfully Submitted,



Garner Reynolds  
Director of Public Works

**REVIEWED/CONCUR:**



Michael E. Holland  
City Manager

**RESOLUTION NO. 2013-**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWMAN AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE COUNTY OF STANISLAUS, CITY OF MODESTO, CITY OF RIVERBANK, CITY OF PATTERSON, CITY OF CERES, CITY OF WATERFORD, AND CITY OF HUGHSON FOR THE CALIFORNIA OFFICE OF TRAFFIC SAFETY GENERAL TRAFFIC RECORDS GRANT PROGRAM**

WHEREAS, Staff has been engaged in discussions with the seven other jurisdictions regarding the implementation of automated traffic citation machines; and

WHEREAS, automated traffic citation machines would save time in the issuance process, data entry, amendments, and sending citation information to the court; and

WHEREAS, the California Office of Traffic Safety general traffic records grant program would cover the cost of equipment, related software, interfaces, and data storage; and

WHEREAS, participation in the California Office of Traffic Safety general traffic records grant program would be beneficial, as it would help to streamline the citation process.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newman to authorize the City Manager to enter into a Memorandum of Agreement with the County of Stanislaus, City of Modesto, City of Riverbank, City of Patterson, City of Ceres, City of Waterford, and City of Hughson for the California Office of Traffic Safety general traffic records grant program.

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 March, 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



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

**Date:** March 22, 2013

**To:** Newman City Council

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

**Subject: Item No. 10.c. A discussion regarding establishment of a committee to explore funding opportunities for the aquatic center and other recreational amenities.**

It has been nearly two years since the State of California elected to dissolve redevelopment agencies throughout California in an effort to resolve their budgetary issues. Unfortunately for the citizens of Newman, the Newman Redevelopment Agency had been identified as a major contributor towards the development of an aquatic center. In an effort to revive the aquatic center project, staff requests the Council direct the City Manager to assemble a committee of local persons to serve on an exploratory committee to research and evaluate funding opportunities and report back to the Council.