



AGENDA
NEWMAN CITY COUNCIL
SPECIAL MEETING MARCH 11, 2014
CITY HALL CONFERENCE ROOM, 6:30 P.M., 938 FRESNO STREET

1. **Call To Order.**
2. **Roll Call.**
3. **Items From The Public.**
4. **Adjourn To Closed Session**
 - a. Conference With Legal Counsel, Potential Litigation Pursuant To California - Government Code Section 54956.9(d)(2), (1 Case).
 - b. Return To Open Session.
5. **Adjournment.**



AGENDA
NEWMAN CITY COUNCIL
REGULAR MEETING MARCH 11, 2014
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 February 11, 2014 Meeting. ([View Minutes](#))
 - d. Approval Of HOME Sub-Recipient Agreement For Fiscal Year 2013-2014. ([View Report](#))
9. **Public Hearings**
 - a. Adopt Resolution No. 2014- , A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 281 Mistletoe Abatement. ([View Report](#))
 - b. Second Reading And Adoption Of Ordinance 2014- , Amending Title 11 Public Ways And Property, Chapter 11.11 Conduct In City Parks, Section 11.11.010.X Prohibited Actions, Of The Newman City Code. ([View Report](#))
10. **Regular Business**
 - a. Presentation By StanCOG Regarding The Regional Tax Measure Expenditure Plan And Adopt Resolution No. 2014- , Supporting A Regional Gas Tax Measure Expenditure Plan. ([View Report](#))
 - b. Report On Comforting Kids Event At Pioneer Park. ([View Report](#))
 - c. Adopt Resolution No. 2014- , A Resolution Of Concurrence And Support Of The Stanislaus County CDBG Annual Action Plan For Fiscal Year 2014-2015. ([View Report](#))
 - d. Adopt Resolution No. 2014- , A Resolution Awarding The Tulare Street Infrastructure Project. ([View Report](#))

- e. Adopt Resolution 2014- , Authorizing The City Manager To Execute A Land Purchase And Sale Agreement For 103.2+/- Acres For Use In Operation Of The MS4 Phase II Storm Drainage And/Or Wastewater Treatment Facilities. ([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 11 – City Council - 7:00 P.M.
- March 13 – Skate Plaza Meeting – 6:00 P.M.
- March 13 – Recreation Commission – 7:00 P.M.
- March 20 – Planning Commission – 7:00 P.M.
- March 25 – City Council - 7:00 P.M.
- March 31 – Citywide Curbside Leaf & Brush Pick-Up Ends.

- April 1 – NCLUSD Board Meeting - 6:00 P.M.
- April 7-12 – Spring Clean-Up Week.
- April 8 – City Council - 7:00 P.M.
- April 10 – Skate Plaza Meeting – 6:00 P.M.
- April 10 – Recreation Commission – 7:00 P.M.
- April 15 – Tax Day
- April 17 – Planning Commission – 7:00 P.M.
- April 20 – Easter Day.
- April 22 – City Council - 7:00 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: efaria

Printed: 03/07/2014 - 9:48 AM

Voided Check

<u>Name</u>	<u>Vendor</u>	<u>Account</u>	<u>Description</u>	<u>Amount</u>	<u>Check Nu</u>	<u>Check D</u>
Communications Leasing Corporati	DAT01	63-56-6200	Meter reading system annual maintenance 4/1/14 to 3/31/15	3,993.00	105083	03/07/2014
				=====		
				3,993.00		
				=====		

Accounts Payable

AP Check Register for Council



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

User: efaria

Printed: 03/06/2014 - 12:07 PM

Name	Account	Description	Check Nu	Check D	Amount
ABBOTT & KINDERMANN, LLP	10-15-620	Professional services rendered thru 2/20/14/Sherman Ranch	105064	03/07/2014	888.21
ABBOTT & KINDERMANN, LLP	10-02-620	Professional services rendered thru 2/20/14/General advice	105064	03/07/2014	550.44
ALL STAR CHEMICAL CORP	10-22-630	6 gallons truck wash concentrate/Fire Dept	105065	03/07/2014	274.78
Anaya Raya Jaime	10-45-673	Youth basketball referee/Anaya Raya	105066	03/07/2014	238.00
ARAMARK UNIFORM SERVICES	10-33-620	Uniform cleaning and mat rental/service & towel service/Feb 2014	105067	03/07/2014	57.00
ARAMARK UNIFORM SERVICES	10-44-620	Uniform cleaning and mat rental/service & towel service/Feb 2014	105067	03/07/2014	38.00
ARAMARK UNIFORM SERVICES	60-50-620	Uniform cleaning and mat rental/service & towel service/Feb 2014	105067	03/07/2014	57.00
ARAMARK UNIFORM SERVICES	63-56-620	Uniform cleaning and mat rental/service & towel service/Feb 2014	105067	03/07/2014	38.00
ARAMARK UNIFORM SERVICES	10-22-620	Uniform cleaning and mat rental/service & towel service/Feb 2014	105067	03/07/2014	25.84
ARAMARK UNIFORM SERVICES	10-07-620	Uniform cleaning and mat rental/service & towel service/Feb 2014	105067	03/07/2014	96.80
ARAMARK UNIFORM SERVICES	10-21-620	Uniform cleaning and mat rental/service & towel service/Feb 2014	105067	03/07/2014	79.72
Atkinson, Andelson, Loya, Ruud and Ro	10-15-620	Professional services rendered thru 1/31/14	105068	03/07/2014	2,450.00
AT&T MOBILITY	10-21-642	Mobile wireless access 1/3/14 to 2/2/14/PD	105069	03/07/2014	404.94
AT&T	10-21-642	Telephone service 1/13/14 to 2/12/14	105070	03/07/2014	17.71
AT&T	10-14-642	Telephone service 1/13/14 to 2/12/14	105070	03/07/2014	47.13
AT&T	10-07-666	Telephone service 1/13/14 to 2/12/14	105070	03/07/2014	15.49
AT&T	63-56-642	Telephone service 1/13/14 to 2/12/14	105070	03/07/2014	46.83
AT&T	60-50-642	Telephone service 1/13/14 to 2/12/14	105070	03/07/2014	17.02
AT&T	10-14-642	Analog line @ city hall for alarm system1/13/14 to 2/12/14	105070	03/07/2014	5.84
AT&T	60-50-642	Analog line @ city hall for alarm system1/13/14 to 2/12/14	105070	03/07/2014	5.84
AT&T	63-56-642	Analog line @ city hall for alarm system1/13/14 to 2/12/14	105070	03/07/2014	5.85
AT&T	10-21-642	T1 line @ PD 1/20/14 to 2/19/14	105070	03/07/2014	335.28
AT&T	10-21-642	Emergency dispatch line @ PD 1/20/14 to 2/19/14	105070	03/07/2014	136.14
Barron Joshua	10-45-673	Youth basketball referee & clock/Barron	105071	03/07/2014	96.00
BAY ALARM	10-07-620	Monitoring fee @ museum 3/1/14 to 3/1/15	105072	03/07/2014	420.00
BERTOLOTTI DISPOSAL	10-41-620	Garbage service/Feb 2014	105073	03/07/2014	60,485.28
B G AUTO	10-33-653	2 quarts 10W30 oil	105074	03/07/2014	9.69
Bill's Safe & Lock Security Center	10-21-630	Trip & mileage charge with labor. Work done @ PD	105075	03/07/2014	107.00
CALIFORNIA RURAL WATER	60-50-669	Registration fee for 2014 Education & exhibitor Expo/Perry	105076	03/07/2014	400.00
CARTER JEFF	68-68-772		105077	03/07/2014	100.00
CITY OF MODESTO, FLEET SE	71-22-701	Upfit of 2014 GMC pickup/Fire Dept	105078	03/07/2014	10,910.13
CITY OF MODESTO, FLEET SE	10-21-653	Repairs to unit 507 radio. Reprogramed & repaired draw to brake.	105078	03/07/2014	360.96
COELHO CARL J. (CHUCK)	10-22-669		105079	03/07/2014	50.00
COMCAST CABLE	60-50-620	High speed internet 2/22/14 to 3/21/14	105080	03/07/2014	40.12
COMCAST CABLE	63-56-620	High speed internet 2/22/14 to 3/21/14	105080	03/07/2014	40.12
COMCAST CABLE	10-21-620	High speed internet 2/22/14 to 3/21/14	105080	03/07/2014	40.12
COOKSEY JEREMY	10-21-669	Per diem for POST training/Cooksey	105081	03/07/2014	40.00
CROP PRODUCTION SERVICES	60-50-623	1 gal Acidiphactant/WWTP	105082	03/07/2014	54.15
CROP PRODUCTION SERVICES	60-50-630	30 gals CREDIT/4 gals Activator/WWTP	105082	03/07/2014	827.29
CROP PRODUCTION SERVICES	60-50-623	22.5 gals Amine/3 gals Activator/WWTP	105082	03/07/2014	659.21
CROP PRODUCTION SERVICES	60-50-623	1 gal Warrior/10 gals Dimethoate/1 gal Acidiphactant/WWTP	105082	03/07/2014	1,083.58
CROP PRODUCTION SERVICES	60-50-623	2 gals Raptor/2 gals Pursuit/10 gals Butyrac/2 gals Perm-up/WWTP	105082	03/07/2014	3,054.68
CROP PRODUCTION SERVICES	60-50-623	1 gals FC Ultra/5 gals Ultra Pro/WWTP	105082	03/07/2014	130.82
CROP PRODUCTION SERVICES	60-50-623	2 Qt Shark/2 gals Activator/WWTP	105082	03/07/2014	730.38
Communications Leasing Corporation	63-56-620	Meter reading system annual maintenance 4/1/14 to 3/31/15	105083	03/07/2014	3,993.00

Name	Account	Description	Check Nu	Check D	Amount
Direct Security and Sound, Inc.	60-50-710	Complete security system @ WWTP	105084	03/07/2014	5,711.83
D J ROCHA TRUCKING, INC	60-50-620	Trucking and stock piling material @ WWTP	105085	03/07/2014	475.00
ENVIRONMENTAL TECHNIQUES	60-50-630	60 ProOxidizer for aeration basin #1 @ WWTP	105086	03/07/2014	3,540.00
GEMPLERS ACCT #5224757	60-50-630	Halogen motion solar security lght for scrap metal yard @ WWTP	105087	03/07/2014	138.03
HALLINAN TOM	10-15-620		105088	03/07/2014	525.00
HALLINAN TOM	60-50-620		105088	03/07/2014	525.00
HALLINAN TOM	63-56-620		105088	03/07/2014	525.00
HUB INTERNATIONAL OF CA I	10-00-284	Liability insurance premium payable/Carey/Feb 2014	105089	03/07/2014	100.18
IDEXX LABORATORIES, INC.	63-56-630	Water testing supplies	105090	03/07/2014	330.28
Independent Stationers	10-14-630	2 reams 11X17 paper	105091	03/07/2014	6.69
Independent Stationers	60-50-630	2 reams 11X17 paper	105091	03/07/2014	6.69
Independent Stationers	63-56-630	2 reams 11X17 paper	105091	03/07/2014	6.70
J&E Janitorial and Handyman	10-07-620	Complete floor cleaning and buffing @ city hall	105092	03/07/2014	100.00
JOE'S LANDSCAPING & CONCR	10-33-630	1 Vegeta Moraea shrub	105093	03/07/2014	29.05
JOE'S LANDSCAPING & CONCR	10-33-630	1 Vegeta Moraea shrub	105093	03/07/2014	29.05
JOE'S LANDSCAPING & CONCR	63-56-630	Walk behind trencher rental	105093	03/07/2014	148.52
JOE'S LANDSCAPING & CONCR	69-47-620	Landscape services in LLD/Feb 2014	105093	03/07/2014	8,960.00
JORGENSEN & COMPANY	10-22-620	Annual fire extinguisher maintenance/Fire Dept	105094	03/07/2014	215.68
JORGENSEN & COMPANY	10-21-620	Annual fire extinguisher maintenance/Police Dept	105094	03/07/2014	187.00
KAISER PERMANENTE	10-00-226	Health Insurance premium/April 2014	105095	03/07/2014	3,256.27
Kaufmann Bryanna	10-45-673	Youth Basketball referee/Kaufmann	105096	03/07/2014	96.00
LEHR AUTO ELECTRIC	10-21-653	Federal signal siren for 2012 Nissan Altima	105097	03/07/2014	566.92
Lopez Mayela	10-45-673	Youth basketball score keeper/M. Lopez	105098	03/07/2014	208.00
FRANK B. MARKS & SON, INC	60-50-630	106 tons rock for flood levee @ WWTP	105099	03/07/2014	1,512.09
MEDINA AUTO REPAIR	63-56-653	door latch & hinge kit installed on 2000 Chevy pickup	105100	03/07/2014	188.67
MID VALLEY IT, INC	10-14-631	Upgraded Avigilon licenses from Standard 4 to Standard 5/City ha	105101	03/07/2014	671.58
Modesto Alarm, Inc	71-46-750	Installed alarm system @ corp yard/12 month monitoring	105102	03/07/2014	2,765.00
Modesto Alarm, Inc	63-56-750	Installed alarm system @ Water tower/12 month monitoring	105102	03/07/2014	1,490.00
NEWMAN HISTORICAL SOCIETY	10-00-284	Refund Memorial Bldg deposit/Historical Society	105103	03/07/2014	75.00
NEWMAN SMOG AND LUBE	10-21-653	New battery for 2011 Chevy Tahoe/PD	105104	03/07/2014	354.66
NEWMAN ACE HARDWARE/JACT,	10-33-630	Household respirator/hose clamps/gloves/2 cycle oil	105105	03/07/2014	63.45
NEWMAN ACE HARDWARE/JACT,	69-47-630	Electric tape/graffiti remvr/chain link	105105	03/07/2014	70.45
NEWMAN ACE HARDWARE/JACT,	63-56-630	Drill bit/misc pvc/phone case/caulk	105105	03/07/2014	65.81
NEWMAN ACE HARDWARE/JACT,	10-44-630	Phone case/Stihl edger blade	105105	03/07/2014	38.68
NEWMAN ACE HARDWARE/JACT,	60-50-630	knife snapblade/hasp/gate latch/misc screws,nuts & fastners/glov	105105	03/07/2014	168.05
NEWMAN ACE HARDWARE/JACT,	10-44-670	Light bulbs/Materri field	105105	03/07/2014	28.99
Nino's Auto Repair	60-50-653	Mounted and balanced 2 new tires/Honda civic	105106	03/07/2014	129.60
O'Dell Engineering	17-44-752	Professional services rendered thru 2/9/14/skate park	105107	03/07/2014	1,521.76
OPERATING ENGINEERS/	10-00-226	Health insurance premium/April 2014	105108	03/07/2014	723.00
Orozco Anthony	10-45-673	Youth basketball referee/A. Orozco	105109	03/07/2014	200.00
OTTMAN FARMS, INC	60-50-623	Spraying of alfalfa at WWTP 115 acres	105110	03/07/2014	1,380.00
P G & E	10-07-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	899.15
P G & E	10-22-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	251.72
P G & E	10-33-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	4,774.17
P G & E	10-44-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	318.68
P G & E	10-45-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	72.82
P G & E	10-46-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	286.59
P G & E	10-44-666	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	294.47
P G & E	10-07-666	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	162.08
P G & E	10-44-667	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	385.26
P G & E	60-50-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	21,949.46
P G & E	62-60-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	299.24
P G & E	62-60-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	1,851.52
P G & E	63-56-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	8,898.83
P G & E	69-47-641	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	2,907.38

Name	Account	Description	Check Nu	Check D	Amount
P G & E	73-70-665	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	79.67
P G & E	73-70-667	Gas and electric usage 1/15/14 to 2/13/14	105111	03/07/2014	540.00
Rapoza Stephanie	10-45-673	Youth basketball referee/Rapoza	105112	03/07/2014	152.00
RELIABLE OFFICE SUPPLIES	60-50-630	HP toner/#10 envelopes/WWTP	105113	03/07/2014	99.51
RENTERIA LYDIA	10-00-284	Refund Memorial Bldg deposit/Corral	105114	03/07/2014	75.00
RENTERIA LYDIA	10-00-284	Refund partial Memorial Bldg deposit/Corral	105114	03/07/2014	20.90
Richardson Jared	10-45-673	Youth basketball referee/Richardson	105115	03/07/2014	256.00
Rivas Michelle	10-45-673	Youth basketball scoreboard keeper/M. Rivas	105116	03/07/2014	195.50
RIVAS FRANK	10-45-673	Youth basketball referee/F. Rivas	105117	03/07/2014	195.50
ROCHA BACKHOE SERVICE, IN	24-32-772	Trucked 13.27 tons concrete sand & 12.98 tons gravel to corp yar	105118	03/07/2014	280.00
ROCHA BACKHOE SERVICE, IN	63-56-630	Trucked 13.27 tons concrete sand & 12.98 tons gravel to corp yar	105118	03/07/2014	275.00
Salas Abraham	10-45-673	Youth Basketball referee/A. Salas	105119	03/07/2014	256.00
SOLECON, INC	10-07-620	Removed and replaced 40 t-bar registers @ city hall	105120	03/07/2014	1,649.34
SOLECON, INC	60-50-620	Removed and replaced 40 t-bar registers @ city hall	105120	03/07/2014	1,649.33
SOLECON, INC	63-56-620	Removed and replaced 40 t-bar registers @ city hall. Add return	105120	03/07/2014	1,649.33
STAPLES ADVANTAGE	10-45-630	Brother ink cartridges/rec dept	105121	03/07/2014	43.04
STAPLES ADVANTAGE	10-14-630	Storage clipboard/Lysol/rubberbands/cash register rolls	105121	03/07/2014	25.08
STAPLES ADVANTAGE	60-50-630	Storage clipboard/Lysol/rubberbands/cash register rolls	105121	03/07/2014	25.08
STAPLES ADVANTAGE	63-56-630	Storage clipboard/Lysol/rubberbands/cash register rolls	105121	03/07/2014	25.09
STAPLES ADVANTAGE	10-21-630	Copy paper/Memo books/batteries/pens/ink toner	105121	03/07/2014	352.85
STAPLES ADVANTAGE	10-21-630	Jet stream refills	105121	03/07/2014	4.46
STAN COUNTY SHERIFF'S REG	10-21-669	POST training registration/Cooksey	105122	03/07/2014	838.00
STANTEC CONSULTING SERVICE, Ir	60-50-620	Professional services rendered water & wastewater on-call 13-14	105123	03/07/2014	2,528.00
STANTEC CONSULTING SERVICE, Ir	60-50-620	Professional services rendered groundwater monitoring/13-14	105123	03/07/2014	1,518.77
SUN VALLEY PORTABLES	69-47-620	Portable restroom rental/service/Feb 2014	105124	03/07/2014	155.73
TelePacific Communications	10-21-642		105125	03/07/2014	202.16
TelePacific Communications	10-45-642		105125	03/07/2014	102.61
TelePacific Communications	10-14-642		105125	03/07/2014	102.61
TelePacific Communications	60-50-642		105125	03/07/2014	102.61
TelePacific Communications	63-56-642		105125	03/07/2014	102.62
T.H.E. OFFICE CITY	10-14-630	1 ream perforated paper	105126	03/07/2014	16.13
T.H.E. OFFICE CITY	10-14-630	Payment drop box for inside City Hall	105126	03/07/2014	20.28
T.H.E. OFFICE CITY	60-50-630	Payment drop box for inside City Hall	105126	03/07/2014	20.28
T.H.E. OFFICE CITY	63-56-630	Payment drop box for inside City Hall	105126	03/07/2014	20.29
T.H.E. OFFICE CITY	10-14-630	1 ream perforated paper	105126	03/07/2014	5.38
T.H.E. OFFICE CITY	60-50-630	1 ream perforated paper	105126	03/07/2014	5.38
T.H.E. OFFICE CITY	63-56-630	1 ream perforated paper	105126	03/07/2014	5.37
TOSTA BARBARA J.	10-45-672	Young at heart instructor/Feb 2014/Tosta	105127	03/07/2014	120.00
GRISSOM LISA	63-00-201	Refund Check	105128	03/07/2014	77.00
PRIEN ERNEST	63-00-201	Refund Check	105129	03/07/2014	77.83
UFCW #5	10-00-284	Refund Memorial Bldg deposit/D.Garcia-UFCW #5	105130	03/07/2014	75.00
USA BLUEBOOK	60-50-630	10 "Waring No Trespassing" signs/WWTP	105131	03/07/2014	231.30
USA BLUEBOOK	63-56-630	Conductivity solution/ph buffer	105131	03/07/2014	78.13
VALLEY PARTS SERVICE	60-50-653	Wiper blades/pumice cleaner/oil/V-belt	105132	03/07/2014	150.09
VALLEY PARTS SERVICE	10-21-653	Napa 2 qrt oil/halogen bulb	105132	03/07/2014	27.85
VALLEY PARTS SERVICE	60-50-630	Red grease	105132	03/07/2014	79.75
VALLEY PARTS SERVICE	69-47-653	1 Qt 5W30 oil	105132	03/07/2014	3.95
VARGAS GEORGE	10-22-669		105133	03/07/2014	50.00
VULCAN MATERIALS COMPANY	24-32-772	Cement delivery for 2 sidewalk repair jobs.	105134	03/07/2014	333.03
WEST SIDE AERIAL APPLICAT	60-50-623	Aerial application for weevils/aphids on alfalfa @ WWTP 78 acres	105135	03/07/2014	1,287.00
WEST SIDE AERIAL APPLICAT	60-50-623	Aerial application for weevils/aphids on alfalfa @ WWTP front 55	105135	03/07/2014	907.50

Name	Account	Description	Check Nu	Check D	Amount
					187,042.77

Accounts Payable

Manual check register for Council



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

User: efaria

Printed: 02/28/2014 - 8:29 AM

Name	Manual Che	Account	Description	Check Num	Check Dat	Amount
TelePacific Communications	Yes	10-21-6420	Telephone service 2/1/14 to 2/28/14	104986	02/11/2014	202.36
TelePacific Communications	Yes	10-45-6420	Telephone service 2/1/14 to 2/28/14	104986	02/11/2014	102.71
TelePacific Communications	Yes	60-50-6420	Telephone service 2/1/14 to 2/28/14	104986	02/11/2014	102.71
TelePacific Communications	Yes	63-56-6420	Telephone service 2/1/14 to 2/28/14	104986	02/11/2014	102.71
TelePacific Communications	Yes	10-14-6420	Telephone service 2/1/14 to 2/28/14	104986	02/11/2014	102.72
						613.21

Accounts Payable

ACH Batch Query



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

User: efaria

Printed: 02/21/2014 - 11:54 AM

<u>Name</u>	<u>Account</u>	<u>Description</u>	<u>Amount</u>	<u>Check Date</u>	<u>ACH Check</u>
SJVIA	10-00-2260	Health insurance premium/March 2014	15,585.18	02/20/2014	Yes
			<hr/> <hr/>		
			15,585.18		
			<hr/> <hr/>		

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Name	Account	Description	Check D	Check Nu	Amount
Advanced Building Cleaners, Inc.	10-33-620	Street sweeping services/Nov 2013	02/21/2014	104999	3,634.02
Advanced Building Cleaners, Inc.	10-33-620	Street sweeping services/Jan 2014	02/21/2014	104999	3,634.02
KD ANDERSON & ASSOCIATES,	40-06-624	Traffic engineering services for Master Plan area #3/Jan 14	02/21/2014	105000	2,060.00
KD ANDERSON & ASSOCIATES,	40-06-624	Traffic engineering services for Master Plan area #3/Dec 2013	02/21/2014	105000	5,880.00
APPLEGATE TEEPLES DRILLIN	69-47-620	Cleaned ditch at Sherman Parkway with vac truck	02/21/2014	105001	6,370.00
ARROWHEAD MOUNTAIN SPRING	10-14-630	Bottled water delivered/Jan 2014	02/21/2014	105002	34.30
ARROWHEAD MOUNTAIN SPRING	10-21-630	Bottled water delivered/Jan 2014	02/21/2014	105002	19.96
ARROWHEAD MOUNTAIN SPRING	10-45-630	Bottled water delivered/Jan 2014	02/21/2014	105002	-3.33
ARROWHEAD MOUNTAIN SPRING	60-50-630	Bottled water delivered/Jan 2014	02/21/2014	105002	34.30
ARROWHEAD MOUNTAIN SPRING	60-50-630	Bottled water delivered/Jan 2014	02/21/2014	105002	4.04
ARROWHEAD MOUNTAIN SPRING	60-50-630	Bottled water delivered/Jan 2014	02/21/2014	105002	24.69
ARROWHEAD MOUNTAIN SPRING	63-56-630	Bottled water delivered/Jan 2014	02/21/2014	105002	34.31
ARROWHEAD MOUNTAIN SPRING	63-56-630	Bottled water delivered/Jan 2014	02/21/2014	105002	4.04
AT&T MOBILITY	10-02-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	32.97
AT&T MOBILITY	10-06-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	90.38
AT&T MOBILITY	10-07-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	8.25
AT&T MOBILITY	10-14-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	41.16
AT&T MOBILITY	10-21-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	418.44
AT&T MOBILITY	10-22-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	24.50
AT&T MOBILITY	10-33-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	42.36
AT&T MOBILITY	10-33-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	30.77
AT&T MOBILITY	10-44-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	26.07
AT&T MOBILITY	10-45-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	80.50
AT&T MOBILITY	22-20-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	3.30
AT&T MOBILITY	60-50-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	335.94
AT&T MOBILITY	63-56-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	179.45
AT&T MOBILITY	69-47-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	9.74
AT&T MOBILITY	73-70-642	Cell phone monthly charges 1/6/14 to 2/5/14	02/21/2014	105003	30.91
AutoZone	60-50-653	Hood Lift support	02/21/2014	105004	22.01
BERTOLOTTI DISPOSAL	10-33-622	Bin rental @corp yard/Jan 2014	02/21/2014	105005	78.00
BEST BEST & KRIEGER, LLP	73-70-620	For professional services rendered thru 1/31/14	02/21/2014	105006	368.16
Bohannon Insurance Group	10-00-226	Consulting fee for health insurance/Jan & Feb 2014	02/21/2014	105007	1,659.35
BUSINESS CARD	10-00-582	Filing fee for skate park	02/21/2014	105008	61.00
BUSINESS CARD	10-03-631	USB sound card for conf room PC	02/21/2014	105008	6.98
BUSINESS CARD	10-14-630	2014 Employee Poster	02/21/2014	105008	23.92
BUSINESS CARD	10-21-630	Reclosable bags/PD	02/21/2014	105008	32.16
BUSINESS CARD	10-21-653	Carwash/PD	02/21/2014	105008	12.00
BUSINESS CARD	10-21-653	Carwash/PD	02/21/2014	105008	12.00
BUSINESS CARD	10-21-653	5 Spotlight and housing assembly/PD	02/21/2014	105008	149.65
BUSINESS CARD	10-21-663	1 year compliance poster	02/21/2014	105008	85.72
BUSINESS CARD	10-21-669	Meals/PD	02/21/2014	105008	41.25
BUSINESS CARD	10-22-630	Custom badges/Fire dept	02/21/2014	105008	353.95
BUSINESS CARD	10-33-669	Parking fees STANCOG meetings/Kim	02/21/2014	105008	5.00
BUSINESS CARD	10-45-673	Youth basketball awards	02/21/2014	105008	409.10
BUSINESS CARD	10-45-673	Teen center snack bar supplies	02/21/2014	105008	71.43

Name	Account	Description	Check D	Check Nu	Amount
BUSINESS CARD	60-50-630	2014 Employee Poster	02/21/201	105008	23.92
BUSINESS CARD	63-56-630	2014 Employee Poster	02/21/201	105008	23.92
BUSINESS CARD	63-56-669	Meals/State Water Board workshop/Kim	02/21/201	105008	7.34
CALIF DEPT OF PUBLIC HEAL	63-56-663	Exam fee for Water treatment operator/R. Rocha	02/21/201	105009	50.00
CALIFORNIA CONSULTING, LL	10-02-620	Monthly retainer grant & lobbying services/Dec 2013	02/21/201	105010	1,000.00
CALIFORNIA CONSULTING, LL	10-02-620	Monthly retainer grant & lobbying services/Feb 2014	02/21/201	105010	1,000.00
CALIFORNIA CONSULTING, LL	60-50-620	Monthly retainer grant & lobbying services/Dec 2013	02/21/201	105010	1,000.00
CALIFORNIA CONSULTING, LL	60-50-620	Monthly retainer grant & lobbying services/Feb 2014	02/21/201	105010	1,000.00
CALIFORNIA CONSULTING, LL	63-56-620	Monthly retainer grant & lobbying services/Dec 2013	02/21/201	105010	1,000.00
CALIFORNIA CONSULTING, LL	63-56-620	Monthly retainer grant & lobbying services/Feb 2014	02/21/201	105010	1,000.00
Canon Solutions America, Inc.	10-14-620	copier charges @ city hall	02/21/201	105011	48.10
Canon Solutions America, Inc.	10-21-620	copier charges @ PD	02/21/201	105011	38.78
Canon Solutions America, Inc.	60-50-620	copier charges @ city hall	02/21/201	105011	48.10
Canon Solutions America, Inc.	60-50-620	copier charges @ city hall/PW	02/21/201	105011	11.10
Canon Solutions America, Inc.	63-56-620	copier charges @ city hall	02/21/201	105011	48.11
Canon Solutions America, Inc.	63-56-620	copier charges @ city hall/PW	02/21/201	105011	11.10
Canon Financial Services, Inc.	10-14-620	Contract services for copier at city hall 2/1/14 to 2/28/14	02/21/201	105012	106.06
Canon Financial Services, Inc.	10-21-620	Contract services for copier at police dept 2/1/14 to 2/28/14	02/21/201	105012	196.96
Canon Financial Services, Inc.	60-50-620	Contract services for copier at city hall 2/1/14 to 2/28/14	02/21/201	105012	86.70
Canon Financial Services, Inc.	60-50-620	Contract services for copier at city hall 2/1/14 to 2/28/14	02/21/201	105012	106.06
Canon Financial Services, Inc.	63-56-620	Contract services for copier at city hall 2/1/14 to 2/28/14	02/21/201	105012	86.70
Canon Financial Services, Inc.	63-56-620	Contract services for copier at city hall 2/1/14 to 2/28/14	02/21/201	105012	106.06
Carey Russell	10-00-284	Refund Memorial Bldg deposit/Carey	02/21/201	105013	200.00
CBA (ADMIN FEES)	10-00-226	Dental-Vision admin fees/Feb 2014	02/21/201	105014	221.00
C B MERCHANT SERVICES,INC	63-56-663	Bad debt payable/Jan 2014	02/21/201	105015	23.82
CENTRAL SANITARY SUPPLY	10-07-630		02/21/201	105016	27.96
CENTRAL SANITARY SUPPLY	10-07-666		02/21/201	105016	13.98
CENTRAL SANITARY SUPPLY	10-21-630		02/21/201	105016	27.95
CENTRAL SANITARY SUPPLY	10-22-630		02/21/201	105016	13.98
CENTRAL SANITARY SUPPLY	10-44-630		02/21/201	105016	13.98
CENTRAL SANITARY SUPPLY	10-44-666		02/21/201	105016	111.83
CENTRAL SANITARY SUPPLY	10-44-667		02/21/201	105016	55.92
CENTRAL SANITARY SUPPLY	10-46-630		02/21/201	105016	13.98
Chevron & Texaco Business Card Servic	10-07-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	45.57
Chevron & Texaco Business Card Servic	10-21-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	3,674.49
Chevron & Texaco Business Card Servic	10-22-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	308.95
Chevron & Texaco Business Card Servic	10-33-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	97.09
Chevron & Texaco Business Card Servic	10-44-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	122.03
Chevron & Texaco Business Card Servic	60-50-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	218.35
Chevron & Texaco Business Card Servic	63-56-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	988.93
Chevron & Texaco Business Card Servic	69-47-650	Gas and diesel purchases 1/15/14 to 2/14/14	02/21/201	105017	32.65
Churchwell White, LLP	10-15-620	Professional services/MCI Engineering vs City of Newman	02/21/201	105018	1,114.40
CITY OF MODESTO	10-21-620	SDEA FY 2014 contribution for half of year	02/21/201	105019	8,990.00
CITY OF MODESTO, FLEET SE	10-21-653	Solenoid installed on unit 501/PD	02/21/201	105020	379.59
CITY OF MODESTO, FLEET SE	71-21-701	Upfit of 2013 Dodge charger unit 509	02/21/201	105020	11,949.98
CRESCENT SUPPLY CO. #1	10-21-630	apolymer pocket protector/Singh	02/21/201	105021	9.68
ECONOMIC TIRE SHOP	63-56-653	1 new tire for water truck	02/21/201	105022	178.87
Fernandez Paul	10-00-284	Refund Memorial Bldg deposit/L. Hernandez	02/21/201	105023	200.00
FERGUSON ENTERPRISES, INC	63-56-630	High density pipe for S St waterline project	02/21/201	105024	193.73
G BAR N VETERINARY CLINIC	10-21-620	Monthly animal control services/Jan 2014	02/21/201	105025	1,055.00
GEMPLERS ACCT #5224757	60-50-630	Stainless steel cable/WWTP	02/21/201	105026	371.99
GEOANALYTICAL LAB, INC.	60-50-620	BOD/TSS/Nitrates testing/Jan 2014/WWTP	02/21/201	105027	300.00
GEOANALYTICAL LAB, INC.	63-56-620	Weekly bacti testing/EDT reporting/water dept	02/21/201	105027	425.00
Gouveia Engineering, Inc	10-31-620	Misc meetings with staff 1/13/14 and 1/28/14 follow up.	02/21/201	105028	779.63
Gouveia Engineering, Inc	10-31-620	Professional services Dollar General review	02/21/201	105028	567.00

Name	Account	Description	Check D	Check Nu	Amount
Gouveia Engineering, Inc	10-31-620	Scanning of various projects per PW director's request	02/21/201	105028	1,110.38
Gouveia Engineering, Inc	17-32-774	Professional services student outreach SR2S cycle 10	02/21/201	105028	490.88
Gouveia Engineering, Inc	17-44-752	Professional services Amy Park improvements	02/21/201	105028	469.88
Gouveia Engineering, Inc	20-32-777	Professional services CDBG waterline replacement 2013/14	02/21/201	105028	147.00
Gouveia Engineering, Inc	20-32-778	Professional services Tulare St infrascuture 13/14	02/21/201	105028	7,859.25
Gouveia Engineering, Inc	24-32-776	CMAQ natural gas fast fill engineering fees/Jan 2014	02/21/201	105028	2,764.13
Gouveia Engineering, Inc	60-50-751	Professional services M St waterline and sewer line replacement	02/21/201	105028	147.00
Grand Lodge of California	40-07-812	Interest payment on new city hall/March 2014	02/21/201	105029	1,066.33
Grand Lodge of California	40-07-813	Principal payment on new city hall/March 2014	02/21/201	105029	571.90
Grand Lodge of California	60-50-812	Interest payment on new city hall/March 2014	02/21/201	105029	1,066.33
Grand Lodge of California	60-50-813	Principal payment on new city hall/March 2014	02/21/201	105029	571.90
Grand Lodge of California	63-56-812	Interest payment on new city hall/March 2014	02/21/201	105029	1,066.33
Grand Lodge of California	63-56-813	Principal payment on new city hall/March 2014	02/21/201	105029	571.91
GRAINGER	10-45-620	Rebuild kit flushometer/teen center	02/21/201	105030	152.40
HOLLAND (NT) MICHAEL	60-50-630	Reimbursement for 3 Samsung phones/Holland	02/21/201	105031	12.09
HOLLAND (NT) MICHAEL	63-56-630	Reimbursement for 3 Samsung phones/Holland	02/21/201	105031	12.09
HOUSE STEPHANIE	10-45-673	Reimbursement for teen center snack bar supplies/House	02/21/201	105032	10.54
Independent Stationers	10-14-630	1 box folders/ 1 ream perforated paper	02/21/201	105033	13.12
Independent Stationers	10-14-630	1 ream 11X14 paper	02/21/201	105033	10.04
Independent Stationers	60-50-630	1 box folders/ 1 ream perforated paper	02/21/201	105033	13.12
Independent Stationers	63-56-630	1 box folders/ 1 ream perforated paper	02/21/201	105033	13.11
INFOSEND, INC	60-50-620	Mailing of late notices and utility bills/Jan 2014	02/21/201	105034	924.27
INFOSEND, INC	63-56-620	Mailing of late notices and utility bills/Jan 2014	02/21/201	105034	924.26
IRRIGATION DESIGN & CONST	10-44-630	Pig skin gloves	02/21/201	105035	5.75
IRRIGATION DESIGN & CONST	60-50-630	4 boxes nitrile gloves/WWTP	02/21/201	105035	68.75
IRRIGATION DESIGN & CONST	60-50-630	Pig skin gloves	02/21/201	105035	5.74
J&E Janitorial and Handyman	10-07-620	Complete floor cleaning and buffing/city hall	02/21/201	105036	100.00
Jerry Haag, Urban Planner	40-06-624	Professional services for Master Plan #3 thru 12/31/13	02/21/201	105037	2,969.31
Jerry Haag, Urban Planner	40-06-624	Professional services for Master Plan #3 thru 1/31/14	02/21/201	105037	2,000.00
JOE'S LANDSCAPING & CONCR	10-44-630	24" tree ties	02/21/201	105038	10.65
JOE'S LANDSCAPING & CONCR	10-44-670	Rental of sod cutter	02/21/201	105038	96.86
JOE'S LANDSCAPING & CONCR	10-44-670	Credit return on sod cutter rental	02/21/201	105038	-26.91
JOE'S LANDSCAPING & CONCR	69-47-620	Landscape services for the LLD/Jan 2014	02/21/201	105038	9,665.00
Lamphier-Gregory, Inc	40-06-624	Environmental review of the Northwest Master Plan	02/21/201	105039	280.00
LOPEZ EDGAR	10-21-669	Per diem for POST training/Lopez	02/21/201	105040	40.00
Maier Mike	60-50-630	Reimbursement of 3 Samsung phones/Maier	02/21/201	105041	12.09
Maier Mike	63-56-630	Reimbursement of 3 Samsung phones/Maier	02/21/201	105041	12.09
MEDINA AUTO REPAIR	10-33-653	Installed signal switch/oil & filter change/spark plugs 1986 tru	02/21/201	105042	477.87
MEDINA AUTO REPAIR	63-56-653	Water pump/antifreeze/new radiator/break leak/2000 Chevy PU	02/21/201	105042	733.60
MID VALLEY IT, INC	10-14-620	IT CONTRACT/FIN	02/21/201	105043	636.60
MID VALLEY IT, INC	10-21-620	IT CONTRACT/PD	02/21/201	105043	1,273.20
MID VALLEY IT, INC	60-50-620	IT CONTRACT/SEWR	02/21/201	105043	636.60
MID VALLEY IT, INC	63-56-620	IT CONTRACT/WATR	02/21/201	105043	636.60
MID VALLEY IT, INC	63-56-710	1 Avigilon Enterprise license for up to 8 camera channels and un	02/21/201	105043	1,763.30
MID VALLEY IT, INC	63-56-710	4) Avigilon 8.0 megapixel 180 panoramic HD domes for each bldg	02/21/201	105043	4,606.80
MID VALLEY IT, INC	63-56-710	3) Avigolon 2.0 megapixel micro done cameras for each room	02/21/201	105043	1,059.30
MID VALLEY IT, INC	63-56-710	4) Outdoor Mounting bases for dome cameras	02/21/201	105043	70.40
MID VALLEY IT, INC	63-56-710	1) Preassembled ethernet cable	02/21/201	105043	250.00
MID VALLEY IT, INC	63-56-710	Build and install of VS06 and assistance for aiming and focusing	02/21/201	105043	600.00
MID VALLEY IT, INC	63-56-710	4) Avigilon smoked dome covers	02/21/201	105043	30.80
MID VALLEY IT, INC	63-56-710	Taxes and Shipping	02/21/201	105043	668.27
Nino's Auto Repair	60-50-653	Checked & fixed emergency brake/fixed door handle	02/21/201	105044	35.00
Nino's Auto Repair	69-47-653	Checked & fixed emergency brake/fixed door handle	02/21/201	105044	35.00
CITY OF PATTERSON	10-03-620	Video reimbursement for CC meetings/Jan 2014	02/21/201	105045	660.00
P G & E	10-07-641	Gas and electric @ city hall/1/6 to 2/4/14	02/21/201	105046	338.51

Name	Account	Description	Check D	Check Nu	Amount
P G & E	10-21-651	Natural gas for CNG vehichles 1/7/14 to 2/5/14	02/21/201	105046	35.64
P G & E	10-33-651	Natural gas for CNG vehichles 1/7/14 to 2/5/14	02/21/201	105046	106.89
P G & E	10-44-651	Natural gas for CNG vehichles 1/7/14 to 2/5/14	02/21/201	105046	71.27
P G & E	60-50-641	Gas and electric @ city hall/1/6 to 2/4/14	02/21/201	105046	338.51
P G & E	60-50-651	Natural gas for CNG vehichles 1/7/14 to 2/5/14	02/21/201	105046	35.64
P G & E	63-56-641	Gas and electric @ city hall/1/6 to 2/4/14	02/21/201	105046	338.50
P G & E	63-56-651	Natural gas for CNG vehichles 1/7/14 to 2/5/14	02/21/201	105046	35.64
RANGEL FENCE COMPANY	61-55-750	Installed 2 rear track wheels @ main gate Corp yard	02/21/201	105047	126.67
RANGEL FENCE COMPANY	64-56-750	Installed 2 rear track wheels @ main gate Corp yard	02/21/201	105047	126.67
RANGEL FENCE COMPANY	71-46-750	Installed 2 rear track wheels @ main gate Corp yard	02/21/201	105047	126.66
RELIABLE OFFICE SUPPLIES	60-50-630	1 wallet watershed	02/21/201	105048	17.52
RELIABLE OFFICE SUPPLIES	60-50-630	2 wallet watersheds	02/21/201	105048	32.27
Robert's Auto Sales	71-21-701	2012 Nissan Altima IN4AL2APE3N467364/PD	02/21/201	105049	17,300.01
SPRINGBROOK SOFTWARE	10-14-631	Monthly WEB payments service/Jan 2014	02/21/201	105050	249.34
SPRINGBROOK SOFTWARE	60-50-631	Monthly WEB payments service/Jan 2014	02/21/201	105050	249.33
SPRINGBROOK SOFTWARE	63-56-631	Monthly WEB payments service/Jan 2014	02/21/201	105050	249.33
State of Calif Dept of Justice	10-21-620	Fingerprint apps & FBI/child abuse index/ccw/15-30 surchage	02/21/201	105051	866.00
Stanislaus County Auditor-Controller	10-21-651	Natural gas pumped at Morgan Rd facility/PD	02/21/201	105052	1.56
Stanislaus County Auditor-Controller	10-21-661	SR 911 charges Oct 2013 thru Dec 2013	02/21/201	105052	58,911.00
STAPLES ADVANTAGE	10-14-630	Logitech wireless keyboard & mouse/binder clips	02/21/201	105053	19.31
STAPLES ADVANTAGE	60-50-630	Logitech wireless keyboard & mouse/binder clips	02/21/201	105053	19.31
STAPLES ADVANTAGE	60-50-630	Logitech wireless keyboard & mouse/ruled steno/pens	02/21/201	105053	56.97
STAPLES ADVANTAGE	63-56-630	Logitech wireless keyboard & mouse/binder clips	02/21/201	105053	19.30
STAPLES ADVANTAGE	63-56-630	Logitech wireless keyboard & mouse/ruled steno/pens	02/21/201	105053	56.97
T&R ENTERPRISES	10-07-620	Made1 camera bracket 66 " long	02/21/201	105054	77.49
TOSTA BARBARA J.	10-45-672	Young at heart instructor/Feb 2014	02/21/201	105055	165.00
UNIVAR USA, INC	63-56-630	236 gallons sodium hypochlorite delivered @ well #8	02/21/201	105056	674.45
USA BLUEBOOK	60-50-630	3 Solberg element filter/1 US Flag	02/21/201	105057	115.70
USA BLUEBOOK	60-50-630	Sewer pipeline decals/7 Solberg element filter paper/US Flag/WW	02/21/201	105057	280.73
VULCAN MATERIALS COMPANY	10-33-620	1.5 cubic yards cement delivered for Kern St sidewalk repairs	02/21/201	105058	277.34
Warden's	10-14-630	5 cases copy paper	02/21/201	105059	60.07
Warden's	60-50-630	5 cases copy paper	02/21/201	105059	60.07
Warden's	63-56-630	5 cases copy paper	02/21/201	105059	60.08
MATTOS NEWSPAPERS, INC.	10-03-660	Notice of Public hearing/adoption of ord building permit fees	02/21/201	105060	140.00
MATTOS NEWSPAPERS, INC.	10-06-660	Display ad/public notice title 5 2014-1 zoning maps	02/21/201	105060	156.00
MATTOS NEWSPAPERS, INC.	10-07-630	20 pieces plain white stock cover/Png	02/21/201	105060	5.38
MATTOS NEWSPAPERS, INC.	10-21-630	50 "Victim confidentiality request forms"/PD	02/21/201	105060	67.27
MATTOS NEWSPAPERS, INC.	10-21-630	50 "Sexual assault forms"/PD	02/21/201	105060	16.14
MATTOS NEWSPAPERS, INC.	10-45-660	employment ad for part time Rec assistant	02/21/201	105060	38.00
MATTOS NEWSPAPERS, INC.	62-60-620	Notice of Public hearing/adoption of ord amending title 11	02/21/201	105060	90.00
Westside Niners	10-00-284	Refund Memorial Bldg rent/cancelled use/Westside Niners	02/21/201	105061	75.00
Westside Niners	10-00-551	Refund Memorial rent/cancelled use/Westside Niners	02/21/201	105061	125.00
WEST SIDE AERIAL APPLICAT	60-50-623	Aerial application on oats with Shark/WWTP	02/21/201	105062	1,089.00
YANCEY LUMBER COMPANY	10-07-630	Air filters/ABS pipe & coupling/ABS cement	02/21/201	105063	109.21
YANCEY LUMBER COMPANY	10-21-620	Lamb and rice dog food	02/21/201	105063	50.58
YANCEY LUMBER COMPANY	10-22-630	Hex bolts/nails/hillman fasteners/hooks/velstrips	02/21/201	105063	55.96
YANCEY LUMBER COMPANY	10-33-630	Air filters/ABS pipe/pvc cement	02/21/201	105063	34.86
YANCEY LUMBER COMPANY	10-44-630	Bypass pruner/gas can	02/21/201	105063	46.75
YANCEY LUMBER COMPANY	10-46-630	5 gal plastic pail	02/21/201	105063	5.81
YANCEY LUMBER COMPANY	24-32-772	Paint pail/grout/trowel/mortar/concrete/lumber	02/21/201	105063	80.98
YANCEY LUMBER COMPANY	60-50-653	Drill bit	02/21/201	105063	2.56
YANCEY LUMBER COMPANY	63-56-630	Paint/rollers/nipples/pressure gauge	02/21/201	105063	101.11
YANCEY LUMBER COMPANY	69-47-630	Misc plumbing parts for LLD.	02/21/201	105063	43.46

Name	Account	Description	Check D	Check Nu	Amount
					199,436.86



MINUTES
NEWMAN CITY COUNCIL
SPECIAL MEETING FEBRUARY 11, 2014
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, Martina And Mayor Katen.
ABSENT: Candea (Excused).
3. **Items From The Public** - None.
4. **Adjourn To Closed Session** - 6:31 P.M.
 - a. Conference With Real Property Negotiator - Merced County APNs 054-050-010, 054-050-019 And 054-050-020 - G.C. 54956.8. Agency Negotiator: Michael E. Holland. Negotiating Parties: City of Newman And George Souza. Under Negotiation: Price And Term Of Payment.
 - b. Return To Open Session - 6:53 P.M.

Mayor Katen Reported That Staff Was Given Direction By The City Council.

5. Adjournment.

ACTION: On Motion By Hutchins Seconded By Davis, The Meeting Was Adjourned At 6:54 P.M. By The Following Vote: **AYES:** Davis, Hutchins, Martina And Katen; **NOES:** None; **ABSENT:** Candea; **NOT PARTICIPATING:** None.



MINUTES
NEWMAN CITY COUNCIL
REGULAR MEETING FEBRUARY 11, 2014
CITY COUNCIL CHAMBERS, 7:00 P.M., 938 FRESNO STREET

1. **Call To Order** - Mayor Katen 7:01 P.M.
2. **Pledge Of Allegiance.**
3. **Invocation** - Council Member Hutchins.
4. **Roll Call** - **PRESENT:** Davis, Hutchins, Martina And Mayor Katen.
ABSENT: Candea (Excused).
5. **Declaration Of Conflicts Of Interest** - None.
6. **Ceremonial Matters** - None.
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 28, 2014 Meeting.
 - d. Adopt Resolution No. 2014-07, Approving The "Statement Of Investment Policy" For The City Of Newman

ACTION: On A Motion By Davis Seconded By Hutchins, The Consent Calendar Was Approved By The Following Vote: AYES: Davis, Hutchins, Martina And Katen; NOES: None; ABSENT: Candea; NOT PARTICIPATING: None.

9. Public Hearings

- a. Adopt Resolution No. 2014-8, Authorizing The Automatic Annual Inflation Adjustment For Capital Facility And Impact Fees For The Period Of March 1, 2014 Through February 28, 2015.

Mayor Katen Opened The Public Hearing At 7:04 P.M.

There Being No Public Comment, Katen Closed The Public Hearing At 7:05 P.M.

ACTION: On Motion By Martina Seconded By Hutchins, Resolution No. 2014-8, Authorizing The Automatic Annual Inflation Adjustment For Capital Facility And Impact Fees For The Period Of March 1, 2014 Through February 28, 2015, Was Adopted By The Following Vote: AYES: Davis, Hutchins, Martina And Katen; NOES: None; ABSENT: Candea; NOT PARTICIPATING: None.

10. Regular Business

- a. First Reading And Introduction Of Ordinance 2014- , Amending Title 11 Public Ways And Property, Chapter 11.11 Conduct In City Parks, Section 11.11.010.X Prohibited Actions, Of The Newman City Code.

ACTION: On Motion By Hutchins Seconded By Davis, Ordinance No. 2013- , Amending Title 11 Public Ways And Property, Chapter 11.11 Conduct In City Parks, Section 11.11.010.X Prohibited Actions, Of The Newman City Code Was Introduced By Council Member Hutchins And Had Its First Reading By Title Only, By The Following Vote: AYES: Davis, Hutchins, Martina And Katen; NOES: None. ABSENT: Candea, NOT PARTICIPATING: None.

11. Items From District Five Stanislaus County Supervisor.

Supervisor DeMartini Noted That Doctors Hospital Will Be Participating In The West Side Healthcare Taskforce And Reminded Everyone That The Next Taskforce Meeting Would Be Held In Gustine On March 20th. DeMartini Mentioned That He Has A Meeting Scheduled With The Del Puerto Water District To Discuss Their Water Allocations. He Invited The Public To Attend The Dedication Ceremonies For The County's New Psychiatric Facility In Ceres On February 25th At 1:30 PM.

12. Items From The City Manager And Staff.

City Manager Holland Noted That City Hall Will Be Closed On Monday February 17th For Presidents Day. Holland Reported That City Staff Has Been Working With The County And StanCOG On Both The South County Corridor And Crows Landing Air Base Projects. He Mentioned That The City Is Recruiting For Full-Time Maintenance Worker And Part-Time Recreation Assistant Positions.

Chief Richardson Reminded Everyone That The April 26th K-9 Crab Feed Tickets Were Available For Purchase And Encouraged Residents To Adopt A Newman Shelter Pet Using Pet Finder.

Public Works Director Kim Provided The City Council With An Update Regarding Water Conservation Efforts And The Status Of Water Well Five.

City Planner Ocasio Reported That The Architectural Review Committee Had Approved Revised Elevations For The Villas Project. Ocasio Noted That The Grant Application For The Skate Plaza Had Been Submitted And That She And Recreation Coordinator House Were Working On A Second Skate Plaza Grant Application . She Mentioned That In Conjunction With CSUS, The City G.I.S. Internship Program Would Soon Be Commencing Again.

13. Items From City Council Members.

Council Member Martina Encouraged People To Attend The Grease Performance At The West Side Theater And Noted That It Was Truly An Enjoyable Experience.

Mayor Katen Concurred With Council Member Martina And Noted That The Grease Performance Was Great Show.

14. Adjournment.

ACTION: On Motion By Hutchins Seconded By Martina, The Meeting Was Adjourned At 7:22 P.M. By The Following Vote: AYES: Hutchins, Martina, Davis, And Katen; NOES: None ABSENT: Candea, NOT PARTICIPATING: None,

Honorable Mayor and Members
of the Newman City Council

Agenda Item: 8.d.
City Council Meeting
of March 11, 2014

APPROVAL OF HOME SUB-RECIPIENT AGREEMENT FOR FISCAL YEAR 2013-2014

RECOMMENDATION:

Authorize the City Manager to execute an agreement with the City of Turlock designating the City of Newman as a Sub-Recipient of HOME Funds for fiscal year 2013-2014.

BACKGROUND:

The City of Newman has been a part of the City of Turlock/Stanislaus County HOME Consortium for the past nine years. In order to receive HOME funds, the City must be designated as a sub-recipient; this designation is renewed on an annual basis.

ANALYSIS:

This agreement designates the City of Newman as a HOME sub-recipient of HOME funds for the 2013-2014 fiscal year. As a member of the HOME Consortium, the City of Newman has been allocated \$92,695.26 (\$86,978.52 program, \$5,716.74 administration) for this fiscal year.

FISCAL IMPACT:

Positive, the City of Newman will benefit from \$92,695.26 in HOME funding.

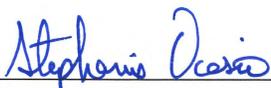
CONCLUSION:

Staff recommends the City Council authorize the City Manager to execute said agreement with the City of Turlock.

ATTACHMENTS:

1. Exhibit A – Agreement Designating the City Of Newman as a Sub-Recipient of HOME Funds for Fiscal Year 2013-2014.

Respectfully submitted,



Stephanie Ocasio
City Planner

REVIEWED/CONCUR



Michael Holland
City Manager



**ANNUAL FUNDING AGREEMENT
DESIGNATING NEWMAN
AS A SUB-RECIPIENT OF HOME INVESTMENT
PARTNERSHIP PROGRAM FUNDS
FISCAL YEAR 2013-2014**



THIS AGREEMENT is made and entered into this 14th day of May 2013, by and between the **CITY OF TURLOCK**, hereafter called "CITY" and the **CITY OF NEWMAN**, hereinafter called "NEWMAN."

WITNESSETH:

WHEREAS, NEWMAN has entered into a Cooperative Agreement as a member of the Stanislaus Urban County for HOME funds to the United States Department of Housing and Urban Development (HUD) and as such makes NEWMAN eligible to participate and a member jurisdiction in the HOME program; and

WHEREAS, the CITY and the Stanislaus Urban County have entered into a Cooperative Agreement to form the City of Turlock/Stanislaus County HOME Consortium to qualify for HOME Investment Partnership Act funds, funded by the U.S. Department of Housing and Urban Development; and

WHEREAS, the CITY serves as the lead agency of the Consortium, designated by HUD as the HOME Program Participating Jurisdiction; and

WHEREAS, the CITY and NEWMAN have determined that it is mutually beneficial to have CITY disburse HOME funds for HOME-eligible activities in NEWMAN; and

WHEREAS, NEWMAN must be designated a HOME Sub-recipient in order to directly execute contracts for HOME-funded activities;

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

1. Upon execution of this Agreement, NEWMAN shall be designated as a HOME Sub-recipient for 2013-2014 fiscal year funds for the purpose of administering HOME-eligible activities in NEWMAN, the funds for which shall be disbursed by the CITY. The maximum amount of fiscal year 2013-2014 HOME funds covered by this Agreement shall be Ninety-Two Thousand Six Hundred Ninety-Five and 26/100ths Dollars (**\$92,695.26**), (\$86,978.52 program; \$5,716.74 administration). In the event that HUD reduces the HOME allocation to the Consortium, NEWMAN's allocation will be reduced proportionately.
2. NEWMAN acknowledges that there is a timeliness deadline in the expenditure of the allocated funds. Failure to expend the funds in a timely manner as set forth in the City of Turlock/Stanislaus County HOME Consortium Policies and Procedures may result in funds being redirected to other Consortium activities.

3. On March 31, 2015, any and all remaining uncommitted funds from the 2013-2014 allocation may be returned to the Consortium project based funds for future collective allocation.
4. Activities - NEWMAN will be responsible for administering Fiscal year 2013-2014 HOME funds grant in a manner satisfactory to the CITY and consistent with the standards, policies and procedures required as a condition of providing these funds. Such program will include the following activities eligible under the HOME Investment Partnership Grant Program (HOME).
 - a. Activity #1- Funding will be provided for down payment assistance for income eligible families and persons who fulfill the criteria of the HOME program.
 - b. Activity #2- Funding will be provided for repairs and rehabilitation of homes of income eligible person and families who meet the program criteria of the HOME program.
 - c. Activity #3- Development, rehabilitation, and/ or construction of affordable housing units in accordance with HOME guidelines. These activities will be constructed with a certified CHDO, Housing Authority, or other qualified developer.
5. NEWMAN agrees that any HOME-eligible activities funded through this Agreement shall be confirmed with a written contract that contains the provisions specified in 24 CFR Part 92.504. In addition, any contract made between NEWMAN and another entity for the use of HOME funds pursuant to this Agreement shall comply with all applicable HOME regulations and shall be enforced by deed restriction. The form of the contract shall be approved by CITY in advance of its execution. A copy of all contracts for HOME-funded activities shall be sent to the CITY.
6. NEWMAN agrees to abide by uniform administrative requirements stated in 24 CFR Part 92.505.
7. Any and all notices, writings, correspondences, etc., as required by this Agreement shall be directed to NEWMAN and CITY as follows:

NEWMAN

CITY

Michael E. Holland, City Manager
 P.O. Box 787
 938 Fresno Street
 Newman, CA 95360
 (209) 862-3725

Maryn Pitt, Manager
 Housing Program Services Division
 156 South Broadway, Suite 250
 Turlock CA 95380
 (209) 668-5610

8. This Agreement shall be in effect until June 30, 2014, or until all fiscal year 2013-2014 HOME funds allocated to NEWMAN are disbursed to NEWMAN or for the duration of any regulatory agreement executed in conjunction with a project financed with fiscal year 2013-2014 HOME funds, whichever is longer.
9. CITY and NEWMAN shall maintain, on a current basis, complete records, including, but not limited to, contracts, books of original entry, source documents supporting

accounting transactions, eligibility and service records as may be applicable, a general ledger, personnel and payroll records, canceled checks and related documents and records to assure proper accounting of funds and performance of this contract in accordance with HOME regulations. To the extent permitted by law, CITY and NEWMAN will also permit access to all books, accounts or records of any kind for purposes of audit or investigation, in order to ascertain compliance with the provisions of this contract.

Records shall be maintained for a period of five years or in accordance with 24 CFR Part 92.508(c), whichever is longer.

10. CITY and NEWMAN will cooperate in the preparation of, and will furnish any and all information required for reports to be prepared as may be required by HOME regulations including but not limited to the Consolidated Plan, the annual performance report and any quarterly reports required by CITY.
11. NEWMAN agrees that program income and assets will be retained by NEWMAN and must be accounted for and kept separately from other funds in compliance with HOME regulations.
12. Loan repayments, interest or other return on NEWMAN's investment of HOME funds disbursed through this contract shall be collected by NEWMAN and may retain payments for future activities funded with HOME funds in accordance with HOME regulations.
13. NEWMAN shall comply with all applicable laws, ordinances and codes of Federal, State and local governments, in the performance of this Agreement.
14. NEWMAN agrees to comply with all requirements, which are now, or which may hereafter be imposed by HUD for the HOME Program, as well as such requirements as may be imposed by the City of Turlock/Stanislaus County HOME Consortium.
15. NEWMAN shall be responsible for conducting the environmental review of any project assisted through this contract in compliance with the National Environmental Protection Act and 24 CFR 58. A copy of any such review shall be sent to the CITY for CITY's review, approval and formal acceptance.
16. NEWMAN agrees that it will comply with the Americans with Disabilities Act and Title VII of the Civil Rights Acts of 1964, and that no person in the United States shall, on the grounds of race, creed, color, disability, sex, sexual orientation, national origin, age, religion, Vietnam era veteran's status, political affiliation or any other non-merit factors be excluded from participation in, be denied the benefits of or be subjected to discrimination under any program or activity funded in whole or in part with funds made available to CITY and NEWMAN pursuant to this contract. General prohibitions against discrimination include but are not limited to the following.
 - a. Deny any services or other benefit provided under the program or activity;
 - b. Provide any service or other benefit which is different or is provided in a different form from that provided to others under the program or activity;

- c. Subject to segregated or separate treatment in any facility in or in any manner or process related to receipt of any service or benefit under the program or activity;
 - d. Restrict in any way the enjoyment of any advantage or privilege enjoyed by other receiving any service or benefit under the program or activity;
 - e. Treat an individual differently from others in determining whether that individual satisfies any admission enrollment, eligibility, membership or other requirement or condition which individuals must meet in order to be provided any services or other benefit provided under the program or activity; or
 - f. Deny an opportunity to participate in a program or activity as an employee.
17. If NEWMAN withdraws from the Consortium and it becomes a HOME Participating Jurisdiction, at NEWMAN's request and with HUD approval CITY shall transfer to NEWMAN any accounts receivable attributable to NEWMAN's allocation of HOME funds, any NEWMAN allocation of HOME funds, and any Program Income attributable to NEWMAN's HOME allocation on hand at the time NEWMAN withdraws from the Consortium. Along with this transfer, NEWMAN shall assume all obligations and responsibilities attributable to such funds.
18. If NEWMAN withdraws from the Consortium and does not become a HOME Participating Jurisdiction, CITY shall retain any accounts receivable attributable to NEWMAN's allocation of HOME funds, any NEWMAN allocation of HOME funds, and any Program Income attributable to NEWMAN's HOME allocation on hand at the time NEWMAN withdraws from the Consortium. CITY shall retain all obligations and responsibilities attributable to such funds.
19. As specified in 24 CFR Part 85.43 breach of this Agreement may result in the suspension or termination of NEWMAN as a sub-recipient of HOME funds.
20. Uniform Administration Requirements. Insofar as they are applicable to activities conducted hereunder, NEWMAN agrees to comply with the requirements of Office of Management and Budget (OMB) Circular A-87, "Cost Principles for State and Local Governments", with Revised Circular A-102, "Grants and Cooperative Agreements with State and Local Governments", and 24 CFR Part 85 (the "common rule"), "Administrative Requirements for Grants and Cooperative Agreements to State, Local and Federally Recognized Indian Tribal Governments".
21. Financial Management - Refer to Federal regulations 24 CFR Parts 84.20 and 85.20 and Treasury Circular 1075.
22. *Accounting Standards* - NEWMAN agrees to comply with 24 CFR 84.21–28 and agrees to adhere to the accounting principles and procedures required therein, utilize adequate internal controls, and maintain necessary source documentation for all costs incurred.
23. *Auditing* - NEWMAN shall retain all books, records, and other documents to this contract for five (5) years after reconveyance and affordability period whichever is longer. The U.S. Comptroller General and his representatives are vested with the authority to examine any records of NEWMAN [or Contractor] or any of its

subcontractors, or any State or local agency administering such contract, that directly pertain to, and involve transactions relating to, the contract or any subcontract; and interview any officer or employee of NEWMAN [or Contractor] or any of its subcontractors, or of any State or local government agency administering the contract, regarding such transactions. Additionally, HOME provides authority for any representatives of an appropriate Inspector General to examine any records or interview any employee or officers of NEWMAN or its subcontractors working on this contract. NEWMAN is advised that any representatives of an appropriate Inspector General appointed have the authority to examine any record and interview any employee or officer of the contractor, its subcontractors, or other firms working on this contract. This right of examination shall also include inspection at all reasonable times of NEWMAN plans, or parts of them, engaged in performing the agreement. Any deficiencies noted in audit reports must be fully cleared by NEWMAN within thirty (30) days after receipt by NEWMAN. The CITY shall have, in addition to any other audit or inspection right in this contract, all the audit and inspection rights contained in this section.

24. *Close-outs* - NEWMAN obligation to the CITY shall not end until all close-out requirements are completed. Activities during this close-out period shall include, but are not limited to: making final payments, disposing of program assets (including the return of all unused materials, equipment, unspent cash advances, program income balances, and accounts receivable to the CITY), and determining the custodianship of records. Notwithstanding the foregoing, the terms of this agreement shall remain in effect during any period that NEWMAN has control over HOME funds.
25. *Compliance* - NEWMAN shall comply with current HUD policy concerning uniform administrative requirements and shall maintain inventory records of all non-expendable personal property as defined by such policy as may be procured with funds provided herein. All program assets (unexpended program income, property, equipment, etc.) shall revert to the CITY upon termination of this agreement. (Refer to 24 CFR Part 85).
26. *OMB Standards* - Unless specified otherwise within this agreement, NEWMAN shall procure all materials, property, or services in accordance with the requirements of 24 CFR 84.40-48.
27. *Land Covenants* - This contract is subject to the requirements of Title VI of the Civil Rights Act of 1964 (P. L. 88-352). In regard to the sale, lease, or other transfer of land acquired, cleared or improved with assistance provided under this contract, NEWMAN shall cause or require a covenant running with the land to be inserted in the deed or lease for such transfer, prohibiting discrimination as herein defined, in the sale, lease or rental, or in the use or occupancy of such land, or in any improvements erected or to be erected thereon, providing that the NEWMAN and the United States are beneficiaries of and entitled to enforce such covenants.

NEWMAN, in undertaking its obligation to carry out the program assisted hereunder, agrees to take such measures as are necessary to enforce such covenant, and will not itself so discriminate.

28. *Architectural Barriers Act of 1968* - The Architectural Barriers Act of 1968 U.S.C. 4151 is applicable to this agreement and requires that the design of any facility

constructed with funds from this title comply with the "American Standard Specifications for Making Buildings and Facilities Accessible, and Usable by, the Physically Handicapped," Number A-117.1-19 as modified (42 CFR 101-17.703). It will require that the design of any building constructed or rehabilitated with funds paid to NEWMAN by the CITY under this contract will comply with the "American Standard Specifications for Making Buildings and Facilities Accessible to and Useable by the Physically Handicapped".

29. Section 504 - NEWMAN agrees to comply with all Federal regulations issued pursuant to compliance with Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794), which prohibits discrimination against the individuals with disabilities or handicaps in any Federally assisted program.
30. Affirmative Action - *Approved Plan* - NEWMAN agrees that it shall be committed to carry out pursuant to the applicable provisions of HOME regulations Section 92.351 the Affirmative Action Program in keeping with the principles as provided in President's Executive Order 11246 of September 24, 1966.
31. *Women and Minority-Owned Businesses (W/MBE)* - NEWMAN will use its best efforts to afford small businesses, minority business enterprises, and women's business enterprises the maximum practicable opportunity to participate in the performance of this contract. As used in this contract, the terms "small business" means a business that meets the criteria set forth in section 3(a) of the Small Business Act, as amended (15 U.S.C. 632), and "minority and women's business enterprise" means a business at least fifty-one (51) percent owned and controlled by minority group members or women. For the purpose of this definition, "minority group members" are Afro-Americans, Spanish-speaking, Spanish surnamed or Spanish-heritage Americans, Asian-Americans, and American Indians. NEWMAN may rely on written representations by businesses regarding their status as minority and female business enterprises in lieu of an independent investigation.
32. *Equal Employment Opportunity and Affirmative Action (EEO/AA) Statement* - NEWMAN, in all solicitations or advertisements for employees placed by or on behalf of NEWMAN, state that it is an Equal Opportunity or Affirmative Action employer. (Refer to Home regulations 92.505, 41 CFR 60, Executive Orders 11246, 12086, 12 U. S. C. 1701 U.
33. Public notices, job vacancies should be published in minority publications whenever possible.
34. *Prohibited Activity* - NEWMAN is prohibited from using funds provided herein or personnel employed in the administration of the program for: political activities; inherently religious activities; lobbying; political patronage; and nepotism activities.
35. No member, officer, or employee of the CITY or NEWMAN or their designees or agents, including employees and officers of community and advisory agencies that assist NEWMAN in developing the projects, who exercises any functions or responsibilities with respect to the program during his tenure or for one (1) year thereafter, shall have any interest, direct or indirect, in any contract or subcontract or the proceeds thereof for work to be performed in connection with the program assisted under the grant. NEWMAN agrees to incorporate or cause to be incorporated

in all its agreements with its designees or agents, and including the above described groups, and in all agreements, contracts and subcontracts for work to be performed in connection with the program assisted under the grant, including agreements with NEWMAN as defined in 24 CFR 85.36 and 24 CFR 84.42, respectively, apply. In all cases not governed by 24 CFR 85.36 and 24 CFR 84.42, the provisions of this section apply.

36. *Labor Standards* - HOME requires that all laborers and mechanics employed by contractors and subcontractors on projects funded directly by or assisted in whole or in part by and through the Federal Government shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality as determined by the Secretary of Labor in accordance with subchapter IV of chapter 31 of title 40, United States Code. Pursuant to Reorganization Plan No. 14 and the Copeland Act, 40 U.S.C. 3145, the Department of Labor has issued regulations at 29 CFR parts 1, 3, and 5 to implement the Davis-Bacon and related Acts. Regulations in 29 CFR 5.5 instruct agencies concerning application of the standard Davis-Bacon contract clauses set forth in that section. The standard Davis-Bacon contract clauses found in 29 CFR 5.5(a) are incorporated into this contract and any subcontracts that that are in excess of \$2,000 for construction, alteration or repair (including painting and decorating).
37. *Prevailing Wage* - NEWMAN will comply with the minimum wage and maximum hourly provisions of the Fair Labor Standards Act, and applicable provisions of the Davis-Bacon Act and the Contract Work Hours Standards Act. Inquiries concerning the application of Davis-Bacon requirements to a particular federally assisted project should be directed to the Federal agency funding the project. The Secretary of Labor retains final coverage authority under Reorganization Plan Number 14.
38. *Salaries* - The salaries paid under this contract shall be in accordance with the following provision of OMB Circular A-87 and 24 CFR Part 92.207 (a) (1) Eligible Administrative and Planning Costs.
39. *General.* Compensation for personal services includes all remuneration, paid currently or accrued, for services rendered during the period of performance under the grant agreement, including but not necessarily limited to wages, salaries, and supplementary compensation and benefits. The costs of such compensation are allowable to the extent that total compensation for individual employees: (1) is reasonable for the service rendered, (2) follows an appointment made in accordance with State, Local, or Indian Tribal Government laws and rules and which meets Federal merit system or other requirements, where applicable. Compensation for employees engaged in federally assisted activities will be considered reasonable to the extent that it is consistent with that paid for similar work in other activities of the State, Local, or Indian Tribal Government. In cases where the kinds of employees required for the federally assisted activities are not found in the other activities of the State, Local, or Tribal Government, compensation will be considered reasonable to the extent that it is comparable to that paid for similar work in the labor market in which the employing government competes for the kind of employees involved. Compensation surveys providing data representative of the labor market involved will be an acceptable basis for evaluating reasonableness.
40. The CITY may, at its discretion, complete a salary comparability study within the

intent of OMB Circular A-87, Paragraph 10(a).

41. "Section 3" Clause - Compliance with the provisions of Section 3 of the HUD Act of 1968, as amended, and as implemented by the regulations set forth in 24 CFR 135, and all applicable rules and orders issued hereunder prior to the execution of this contract, shall be a condition of the Federal financial assistance provided under this contract and binding upon the CITY. NEWMAN certifies and agrees that no contractual or other disability exists that would prevent compliance with these requirements. NEWMAN further agrees to comply with these "Section 3" requirements and to include the following language in all subcontracts executed under this agreement:
42. The work to be performed under this agreement is a project assisted under a program providing direct Federal financial assistance from HUD and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended (12 U.S.C. 1701). Section 3 requires that to the greatest extent feasible opportunities for training and employment be given to low- and very low-income residents of the project area, and that agreements for work in connection with the project be awarded to business concerns that provide economic opportunities for low- and very low-income persons residing in the metropolitan area in which the project is located."
43. NEWMAN further agrees to ensure that opportunities for training and employment arising in connection with a housing rehabilitation (including reduction and abatement of lead-based paint hazards), housing construction, or other public construction project are given to low- and very low-income persons residing within the metropolitan area in which the project is located; where feasible, priority should be given to low- and very low-income persons within the service area of the project or the neighborhood in which the project is located, and to low- and very low-income participants in other HUD programs; and award contracts for work undertaken in connection with a housing rehabilitation (including reduction and abatement of lead-based paint hazards), housing construction, or other public construction project to business concerns that provide economic opportunities for low- and very low-income persons; where feasible, priority should be given to business concerns that provide economic opportunities to low- and very low-income residents within the service area or the neighborhood in which the project is located, and to low- and very low-income participants in other HUD programs.
44. NEWMAN certifies and agrees that no contractual or other legal incapacity exists that would prevent compliance with these requirements.
45. Notifications - NEWMAN agrees to send to each labor organization or representative of workers with which it has a collective bargaining agreement or other contract or understanding, if any, a notice advising said labor organization or worker's representative of its commitments under this Section 3 clause and shall post copies of the notice in conspicuous places available to employees and applicants for employment or training.
46. Subcontracts - NEWMAN will include this Section 3 clause in every subcontract and will take appropriate action pursuant to the subcontract upon a finding that the subcontractor is in violation of regulations issued by the HUD. NEWMAN will not

subcontract with any entity where it has notice or knowledge that the latter has been found in violation of regulations under 24 CFR Part 135 and will not let any subcontract unless the entity has first provided it with a preliminary statement of ability to comply with the requirements of these regulations.

- 47. NEWMAN shall comply with all applicable laws, ordinances and codes of Federal, State and local governments, in the performance of this Agreement.
- 48. NEWMAN agrees to comply with all requirements, which are now, or which may hereafter be imposed by HUD for the HOME Program, as well as such requirements as may be imposed by the City of Turlock/Stanislaus County HOME Consortium.
- 49. NEWMAN agrees that it will comply with the Americans with Disabilities Act and Title VII of the Civil Rights Acts of 1964, and that no person in the United States shall, on the grounds of race, creed, color, disability, sex, sexual orientation, national origin, age, religion, Vietnam era veteran's status, political affiliation or any other non-merit factors be excluded from participation in, be denied the benefits of or be subjected to discrimination under any program or activity funded in whole or in part with funds made available to CITY and NEWMAN pursuant to this contract.
- 50. To comply with the HOME regulation that funds be spent within 15 days of disbursement, NEWMAN shall request reimbursement of expenditures.
- 51. **IN WITNESS WHEREOF**, the parties have caused this Agreement to be executed by and through their respective officers' thereunto duly authorized.

CITY OF TURLOCK

CITY OF NEWMAN

By: _____
Roy W. Wasden, City Manager

By: _____
Michael E. Holland, City Manager

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By: _____
Phaedra A. Norton, City Attorney

By: _____
Thomas Hallinan, City Attorney

ATTEST:

By: _____
Kellie E. Weaver, City Clerk

Honorable Mayor and Members
of the Newman City Council

**ADOPT RESOLUTION NO. 2014- , 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. 2014- , 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 58 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, March 11, 2014. 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

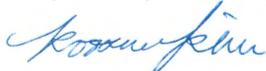
CONCLUSION:

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 2014- , a resolution declaring the existence of a public nuisance under Ordinance No. 281 Mistletoe Abatement.

ATTACHMENTS:

1. Resolution No. 2014- .
2. Mistletoe Abatement Notice List.
3. Notice to Property Owners (Sample)

Respectfully Submitted,



Koosun Kim
Director of Public Works

REVIEWED/CONCUR:



Michael E. Holland
City Manager

RESOLUTION NO. 2014-

**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 March 11, 2014, 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 11th day of March, 2014 by Council Member _____, who moved its adoption, which motion was duly seconded and was adopted upon roll call vote.

AYES:
NOES:
ABSENT:

APPROVED:

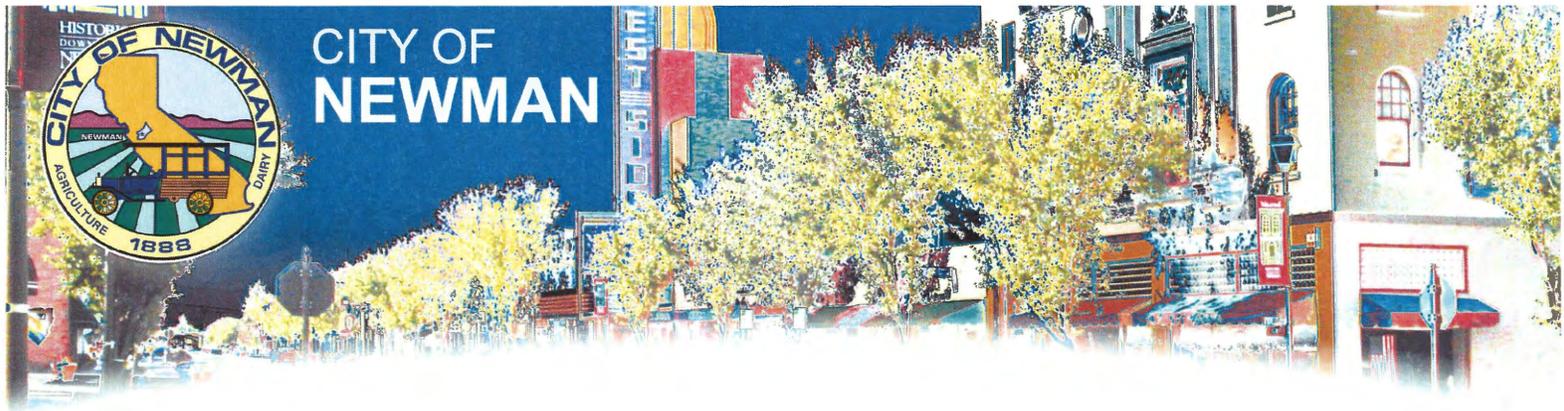
Mayor

ATTEST:

Deputy City Clerk

City of Newman
2014 Mistletoe Abatement List

	LOCATION	NO. OF TREES	APN
1	564 MERCED STREET	SEVERAL	128-022-008
2	660 WAX WING LN	2	128-057-013
3	1138 BALSAM DRIVE	1	128-057-010
4	1102 BALSAM DRIVE	1	128-057-035
5	1103 BALSAM DRIVE	1	128-057-003
6	1002 BLUE BONNET DRIVE	1	026-051-050
7	1232 GERANIUM LN	1	026-051-063
8	647 FOXGLOVE AVENUE	2	026-054-018
9	514 WAXWING LANE	1	128-058-020
10	515 WAXWING LANE	1	128-058-031
11	638 RANEE CT	1	026-054-017
12	626 RANEE CT	1	026-054-015
13	613 RANEE CT	1	026-054-008
14	1018 BALSAM DR	SEVERAL	026-054-003
15	914 BALSAM DR	1	026-053-040
16	1010 GRACKLE CT	1	026-055-040
17	1235 DUCKBLIND CIR	1	049-049-033
18	2028 OSBURN PARK ROAD	1	026-057-006
19	2022 OSBURN PARK ROAD	1	026-057-007
20	2011 OSBURN PARK ROAD	1	026-056-011
21	2017 OSBURN PARK ROAD	1	026-057-012
22	2016 OSBURN PARK ROAD	1	026-057-008
23	1930 PINE STREET	1	128-050-018
24	1936 PINE STREET	1	128-050-018
25	1940 LESLIE AVENUE	1	128-050-012
26	1967 SYDNEY AVENUE	2	128-055-026
27	1947 T STREET	1	128-026-019
28	VON RENNER SCHOOL - 1388 Patchett Dr.		026-015-018
29	868 R STREET	1	026-041-029
30	1240 FRESNO STREET	1	128-008-071



January 30, 2014

Name
Mailing Address
City, State, Zip Code

RE: Location Address, Assessor's Parcel Number

NOTICE IS HEREBY GIVEN TO REMOVE AND DESTROY MISTLETOE
FROM TREE 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 25, 2014**, at **7:00 P.M.**, at which time and place all objections will be heard and given due consideration.

Respectfully Submitted,

Perfecto Millan

Perfecto Millan,
Public Works Superintendent

Honorable Mayor and Members
of the Newman City Council

SECOND READING AND ADOPTION OF ORDINANCE NO. 2014- , AMENDING TITLE 11 PUBLIC WAYS AND PROPERTY, CHAPTER 11.11 CONDUCT IN CITY PARKS, SECTION 11.11.010.X PROHIBITED ACTIONS, OF THE NEWMAN CITY CODE AND AUTHORIZE STAFF TO PUBLISH A SUMMARY OF SAID ORDINANCE

RECOMMENDATION:

It is recommended that City Council:

1. Conduct a Public Hearing regarding proposed Ordinance No. 2014- , amending Title 11 Public Ways And Property, Chapter 11.11 Conduct In City Parks, Section 11.11.010.X Prohibited Actions, Of The Newman City Code and waive the second reading.
2. Adopt Ordinance No. 2014- , and authorize staff to publish a summary of said Ordinance.

BACKGROUND:

Over the past few of years, the City has begun to experience an increase of non-City sponsored sports teams utilizing City facilities for practices and sometimes games. At times, these uses have created conflicts with City sanctioned teams' use of the facilities. To help the City Council, this matter was referred to the Recreation Commission for their review.

After hosting a couple of meetings, the Commission finalized some recommendations for the Council to consider. The matter was returned to the Council during their December 6, 2013 meeting. The Council voted to implement the changes proposed by the Parks and Recreation Commission.

ANALYSIS:

One recommendation made by the Parks and Recreation Commission was to strengthen the wording in the Municipal Code that addressed Conduct in City Parks – Prohibited Actions. After working with legal counsel, staff is recommending the following change to NMC Sec. 11.11.010.X:

- X. **To use any City owned property** to play or engage in any organized sports play except in such places as are specifically provided or designated for that purpose **without first having obtained a permit or agreement from City for the use of City owned property.** For purposes of this subsection, “organized sports play” shall mean any **practice**, game, tournament, contest, or **any other similar** activity ~~in which more than 15 persons participate, or in which the time and place of play have been predetermined by either the participants or any other person or organization. In addition, The wearing of uniforms by three or more persons shall constitute evidence of organized sports play.~~ **This subsection does not apply to City sponsored and/or approved sports activities/programs.**

FISCAL IMPACT:

There will be no fiscal impact associated with the changes of this subsection. The City anticipates setting a cost recovery fee associated with the additional wear from these groups. However, this matter will be brought before the Council at a later date.

CONCLUSION:

The proposed changes were recommended by the Parks and Recreation Commission and vetted through legal counsel. The Council has previously identified support for the additional wording. Therefore, staff recommends that the Council hold the public hearing, waive the second reading, adopt Ordinance No. 2014- , amending Title 11 Public Ways And Property, Chapter 11.11 Conduct In City Parks, Section 11.11.010.X Prohibited Actions, Of The Newman City Code and authorize staff to publish a summary of said Ordinance.

ATTACHMENTS:

1. Ordinance No. 2014-

Respectfully submitted,



Michael Holland
City Manager

ORDINANCE NO. 2014-

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEWMAN AMENDING
TITLE 11 PUBLIC WAYS AND PROPERTY, CHAPTER 11.11 CONDUCT IN CITY PARKS,
SECTION 11.11.010.X PROHIBITED ACTIONS - OF THE NEWMAN CITY CODE**

The City Council of the City of Newman does ordain as follows:

Section 1.

That Title 11 Public Ways And Property, Chapter 11.11 Conduct In City Parks, Section 11.11.010.X Prohibited Actions of the Newman City Code be amended as amended as follows (additions in *italics* and deletions as ~~strikeouts~~):

11.11.010.X PROHIBITED ACTIONS

- X. *To use any City owned property* to play or engage in any organized sports play except in such places as are specifically provided or designated for that purpose *without first having obtained a permit or agreement from City for the use of City owned property*. For purposes of this subsection, "organized sports play" shall mean any *practice*, game, tournament, contest, or *any other similar activity* ~~in which more than 15 persons participate, or~~ in which the time and place of play have been predetermined by either the participants or any other person or organization. ~~In addition,~~ The wearing of uniforms ~~by three or more persons~~ shall constitute evidence of organized sports play. This subsection does not apply to City sponsored and/or approved sports activities/programs.

Section 2.

All other sections and provisions of Titles 11 shall remain in full force and effect.

Section 3.

That a duly noticed public hearing was held by the City Council on March 11, 2014.

Section 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 11th day of February, 2014 by Council Member Hutchins, and adopted at a regular meeting of said City Council held on the 11th day of March, 2014 by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

Mayor of the City of Newman

ATTEST:

Deputy City Clerk

**REPORT ON 2014 REGIONAL TRANSPORTATION
TAX MEASURE FINANCIAL EXPENDITURE PLAN**

RECOMMENDATION:

Adopt Resolution No. 2014- Supporting the Stanislaus County 2014 Regional Transportation Tax Measure Financial Expenditure Plan (Expenditure Plan).

BACKGROUND:

At the January 15, 2014 Stanislaus Council of Governments (StanCOG) Policy Board meeting, StanCOG staff was directed to proceed with the development of a framework for a 2014 Transportation Financial Expenditure Plan (Expenditure Plan) for Stanislaus County. This framework was developed with the assistance of StanCOG’s Management and Finance Committee, which is composed of the City Managers from each of the nine Cities and the County Chief Executive Officer. This framework is now being circulated to the nine City Councils and the County Board of Supervisors in advance of the March 19, 2014 StanCOG Policy Board meeting. If consensus is achieved from the respective City Councils and the Board of Supervisors through a Resolution of Support, the StanCOG Policy Board will adopt the Expenditure Plan at its March 19, 2014 meeting.

Formal Actions Taken by StanCOG Policy Board

At their January 15, 2014 meeting, StanCOG Policy Board took the following formal actions:

By Motion:

Adopt a Transportation Expenditure Plan Framework for a Regional Transportation Tax Measure for the Stanislaus Region and direct the Executive Director to:

- a. Circulate the Transportation Expenditure Plan Framework to the nine City Councils and Board of Supervisors for a Resolution of Support for a Regional Transportation Tax Measure for the Stanislaus Region.
- b. Reinstate Overall Work Program Work Element 304 (Transportation Financial Expenditure Plan Reformulation and Community Outreach) with funding and related activities to be determined and approved by the February 19, 2014 Policy Board meeting for the StanCOG FY 2013/14 and FY 2014/15 Annual Budget.
- c. Use the Taxable Sales Tax Methodology proposed for the funding distribution of the Expenditure Plan to allocate Local Transportation (LTF) Road Funds from the nine Local Jurisdictions and Stanislaus County to fund the Expenditure Plan budget. Jurisdictions will be asked to provide these funds through their claim process.

2014 Tax Expenditure Plan Summary

The following outlines the proposed the key components of the Tax Expenditure Plan:

- 1. Half Cent Transportation Sales Tax Duration 25 Years
- 2. Projected Sales Tax to be collected \$970.0 million
- 3. 2014 Transportation Expenditure Plan Programs (in millions)
 - A. Local Street and Road Program
(47% of collected sales tax) \$455.9 million
 - B. Major Corridors of Countywide Significance
(47% of collected sales tax) \$455.9 million
 - C. Regional Rail, Mobility Management, Bicycles and Pedestrian
(6% of collected sales tax) \$ 58.2 million

Agenda Item: 10.a.

- a. Regional Rail (80%).....\$46,560,000
 - b. Mobility Management for Seniors and Disabled (15%)\$ 8,730,000
 - c. Bicycles and Pedestrians (5%).....\$ 2,910,000
4. StanCOG as the designated Transportation Authority for the Tax Measure can collect up to 1% of the collected sales tax for Administration of the Program.

Tax Measure Projects

- The Local Street and Road Program will be developed by and include projects from the local jurisdictions.
- The Major Corridors Program is proposed to be:
 - North Corridor: North County Corridor- Current limits from State Route (SR) 108/McHenry Ave. to SR 108/120, east of the City of Oakdale
 - Central Corridor: SR 132 - Widening from the Western (San Joaquin) County Line to SR 99, and Operational Improvements from SR 99 to the City of Waterford. Connectivity Improvements at SR 132 and SR 99.
 - South Corridor: South County Corridor / West Main – Current limits from SR 99 in the City of Turlock to I-5 in western Stanislaus County.

Funding Distribution Methodology

The funding distribution is based on 100% of Taxable Sales as reported for Fiscal Year 2012-2013 with a Floor of \$250,000.00.

Tables A and B below details the Local and Capital Corridor Improvements Program:

Table A
Local Street and Road Programs

Jurisdiction	Sales Tax Share (%)	Allocation Based On Sales Tax Only (\$)	Annual Share for Cities (No Floor) (\$)	Annual Share for Cities (with Floor) (\$)
Ceres	7.00%	31,913,000	1,309,112	1,260,185
Hughson	0.73%	3,328,070	133,973	250,000
Modesto	38.40%	175,065,600	7,181,414	6,933,682
Newman	0.62%	2,826,580	113,785	250,000
Oakdale	3.89%	17,734,510	713,908	713,908
Patterson	3.49%	15,910,910	640,499	640,499
Riverbank	3.52%	16,047,680	646,004	646,004
Turlock	14.89%	67,883,510	2,784,668	2,691,034
Waterford	0.61%	2,780,990	111,950	250,000
Subtotal Cities			13,635,313	272,398,519
County	26.85%	122,409,150	5,066,287	5,066,287
TOTALS	100.00%	455,900,000	18,701,600	18,701,600

Table B
Major Regional Corridors of Countywide Significance

<i>Project</i>	<i>Improvements</i>
Northern Corridor	North County Corridor New 2 to 6 Lane Expressway, Tully Road to State Route 120/108, east of City of Oakdale.
Central Corridor	State Route 132 Widening and Operational Improvements Construct 2-lane alignment on existing right-of-way, State Route 99 to Western (San Joaquin) County Line. Operational Improvements from SR 99 to the City of Waterford. State Route 132 Connectivity Construct full Interchange at SR-132&SR-99, construct extension of 5 th and 6 th Street couplets and construct full Interchange at SR-132E & SR-99.
Southern Corridor	South County Corridor Widen and extend West Main Road from State Route 99 to Interstate 5, including Interchanges at West Main Road (SR-99) and I-5 (Location TBD)

Table C below details the Regional Rail, Mobility Management, Bicycles and Pedestrians Program:

Table C
Mobility Management, Bicycles and Pedestrians

Jurisdiction	Sales Tax Share (%)	Bicycles and Pedestrians (\$)	Annual Share for Cities (Bike/Peds) (\$)
Ceres	7.00%	203,700	8,148
Hughson	0.73%	21,243	850
Modesto	38.40%	1,117,440	44,698
Newman	0.62%	18,042	722
Oakdale	3.89%	113,199	4,528
Patterson	3.49%	101,559	4,062
Riverbank	3.52%	102,432	4,097
Turlock	14.89%	433,299	17,332
Waterford	0.61%	17,751	710
County	26.85%	781,335	31,253
TOTALS	100.00%	2,910,000	116,400

*Regional Rail’s share is \$46,560,000

*Specialized Transit (CTSA, etc.) share is \$8,730,000

The Expenditure Plan can dedicate up to 1% of the projected \$970 million collected over the life of the 25 year program for administration of the proceeds of the sales tax. StanCOG, as the Local Transportation Authority (Authority), will administer the sales tax program and carry out the mission outlined in the Expenditure Plan. The total administrative cost of salaries and benefits of the staff associated with the sales tax program shall not exceed 1% of the gross revenues generated by the transportation measure. An Annual Independent Financial Audit shall be conducted of the sales tax revenues; and the Authority will prepare an Annual Report of program activities. The Expenditure Plan will include the creation of a Citizens Oversight Committee whose function is to review the fiscal and program performance of the sales tax program through the Annual Audit and to provide positive, constructive advice to the Authority on how to improve implementation of the program.

Schedule of Remaining Activities

- ❖ Resolution of Support of the Expenditure Plan by the Cities and County by: StanCOG Policy Board Meeting – March 19, 2014.
- ❖ Based on a consensus of support from the City Councils and Board of Supervisors, the StanCOG Policy Board will direct staff to proceed with activities related to completing an Environmental Impact Report (EIR) and Educational Campaign for the Regional Tax Measure Expenditure Plan.
- ❖ In order to place this measure on the November 2014 ballot, it is recommended the respective City Councils and Board of Supervisors approve the Final Expenditure Plan at their June 2014 meetings. This action is needed prior to the July / August 2014 StanCOG Policy Board meeting. Once approved by the City Councils and the Board of Supervisors representing both the Cities in the County and a majority of the population in the incorporated areas of the County, the StanCOG Policy Board will take action and forward the Expenditure Plan to the Stanislaus County Board of Supervisors to be placed on the November 2014 ballot. The Supervisors must then forward the ballot measure to the Registrar of Voters no later than August **, 2014.
- ❖ The following details a schedule to bring the Expenditure Plan to a November 2014 Ballot:

DRAFT Stanislaus Region Transportation Sales Tax Road Map

NOVEMBER 2014 BALLOT

Month 1 (January 2014)

- Develop and Finalize Tax Measure Financial Expenditure Plan
- Policy Board approves Tax Measure Financial Expenditure Plan
- Begin circulation to obtain City Council and Board of Supervisors support of the Tax Measure Financial Expenditure Plan

Month 2 (February 2014)

- Continue circulation to obtain City Council and BOS Resolution of Support of Financial Expenditure Plan

Month 3 (March 2014)

- StanCOG Policy Board adopts Tax Measure Financial Expenditure Plan
- Release RFQ/RFP for Expenditure Plan Programmatic Supplemental EIR and Public Education Outreach

Month 4 (April 2014)

- Consultant Begins Expenditure Plan Programmatic Supplemental EIR (If based on 2014 RTP)
- Consultant Begin Public Education Outreach Program (April through July)
- Develop Transportation Sales Tax Ordinance

Month 5 (May 2014)

- Consultant provides draft EIR for review

Month 6 (June 2014)

- StanCOG Policy Board has the first reading of the Transportation Sales Tax Ordinance
- Circulation of Expenditure Plan to obtain City Council and BOS Resolution of Approval of Financial Expenditure Plan

Month 7 (July 2014)

- Finalize Expenditure Plan Supplemental EIR
- StanCOG Policy Board certifies Expenditure Plan EIR

Month 7 and 8 (July / August 2014)

- StanCOG Policy Board adopts and forwards the Transportation Sales Tax Ordinance to the Stanislaus County Board of Supervisors to be placed on a voter ballot.
- Stanislaus County Board of Supervisors places the Transportation Sales Tax Ordinance on a voter ballot.
- Form a Political Action Committee (PAC).

FISCAL IMPACT:

The action to approve the Expenditure Plan will not have an immediate fiscal impact. However, it will help continue efforts to have the Transportation Measure placed on the November 2014 ballot. If the Measure is approved by Stanislaus County voters, the City will receive millions of dollars in local funding for needed transportation improvement projects.

CONCLUSION:

The action to support the Expenditure Plan will not have an immediate fiscal impact. However, it will help continue efforts to have the Transportation Measure placed on the November 2014 ballot. If the Measure is approved by Stanislaus County voters, the City will receive millions of dollars in local funding for needed transportation improvement projects. Mr. Carlos Yamzon, from StanCOG, will be presenting this item and can answer Council's questions.

ATTACHMENTS:

1. Resolution No. 2014- .

Respectfully submitted,



Michael Holland
City Manager

RESOLUTION NO. 2014-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWMAN,
STANISLAUS COUNTY, CALIFORNIA, SUPPORTING STANISLAUS COUNTY 2014
REGIONAL TRANSPORTATION TAX MEASURE FINANCIAL EXPENDITURE PLAN**

WHEREAS, the City Council of the City of NEWMAN, through its adopted General Plan and Visioning Policies and Goals, seeks to provide for the transportation and infrastructure needs of the City of NEWMAN as well as those which join NEWMAN to the Stanislaus County – wide region; and

WHEREAS, the City Council of the City of NEWMAN having adopted a Street Master Plan, and a Capital Improvement Plan, has identified those specific transportation capital infrastructure needs within the City and its Sphere of Influence; and

WHEREAS, the City Council seeks to provide for such improvements in the most fiscally responsible manner for the residents of NEWMAN by securing all available sources of funding; and

WHEREAS, there is clear evidence that ‘self help’ jurisdictions that generate local funding are better able to secure federal and state grants to fund transportation improvements; and

WHEREAS, the proposed 2014 Regional Transportation Tax Measure Financial Expenditures Plan (“Expenditure Plan”) will provide a source of funds that creates a self help status for the City of NEWMAN as well as the other jurisdictions in the Stanislaus County Region; and

WHEREAS, The City of NEWMAN will benefit by receiving a proportionate share of the measure’s funds for specified projects in accordance with the Expenditure Plan, and residents of NEWMAN will further benefit from improvements made to streets and roads in the Stanislaus County Region; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of NEWMAN that in accordance with its established goals and objectives to provide, among other things, for better roads and safer streets, to support the long term well-being and economic benefits of the City of NEWMAN, does hereby endorse and support the Expenditure Plan.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 11th day of March 2014 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

ATTEST:

Deputy City Clerk

Honorable Mayor and Members
of the Newman City Council

REPORT ON COMFORTING KIDS EVENT AT PIONEER PARK

RECOMMENDATION:

Staff recommends the City Council approve the Comforting Kids event scheduled at Pioneer Park on June 29th 2014 from 9 A.M. to 4 P.M.

BACKGROUND:

Comforting Kids is a non-profit organization that raises funds to benefit regional children's hospitals and their patients. Comforting Kids has requested exclusive use of Pioneer Park on June 29th 2014 from 9 A.M. to 4 P.M. to host a benefit classic car show. Event organizers will be inviting several vehicles to attend, but do not have an accurate count as to how many will be in attendance. The vehicle estimate could be close to 125 vehicles, all parked within the grass area of the park. There will be a D.J. playing Oldies music during the event's duration and **NO** alcohol will be served or sold. The event date currently has no conflicts with other community events. The event organizers are seeking council approval for the event.

ANALYSIS:

As of the date and time of the preparation of this staff report, Comforting Kids is in the initial preparation stages of planning this event. Any subsequent changes will be reported out by staff during the presentation of this report.

Comforting Kids has made the following requests:

- ❖ Exclusive use of Pioneer Park.
- ❖ Use of Pioneer Park restroom facilities and electrical power at the location.

Staff has made the following requests from Comforting Kids:

- ❖ Secure event liability insurance in the amount of \$3,000,000.00, naming the City as an additional insured.
- ❖ Secure additional waste wheelers and position them throughout the park.
- ❖ Cover the cost of one public works employee to assist with vehicle parking.
- ❖ Consider securing portable restroom facilities to supplement the park facilities.

FISCAL IMPACT:

Staff recommends staffing this event with one on-call public works person to assist with vehicle placement around sensitive irrigation and electrical connections. Projected overtime costs should not exceed \$200.00 for the duration indicated. It is staff's recommendation that any and all applicable costs be invoiced to Comforting Kids.

CONCLUSION:

Based upon the information contained in this report, the following options are available:

1. Approve the event as indicated.
2. Reject the event.

Staff recommends Alternative 1. Staff also recommends that any additional costs be invoiced to Comforting Kids.

Respectfully submitted,



Brett Short
Police Lieutenant

REVIEWED/CONCUR:



Michael Holland
City Manager

APPROVAL OF THE STANISLAUS COUNTY ANNUAL ACTION PLAN (FY 14-15)

RECOMMENDATION:

Adopt Resolution No. 2014- , A Resolution of concurrence and support Of The Stanislaus County CDBG Annual Action Plan For Fiscal Year 2014-2015

BACKGROUND:

The City of Newman is part of a six-member CDBG/ESG consortium that is lead by Stanislaus County. The Federal Community Development Block Grant (CDBG) encompasses the following three specific goals:

1. Provide decent housing
2. Provide a suitable living environment
3. Expand economic opportunities

The general goal of the CDBG program is to strengthen partnerships among all levels of government and the private sector, including for/non-profit organizations, to enable them to provide decent housing, establish and maintain a suitable living environment, and expand economic opportunities for every American, particularly those with incomes below fifty percent (very low) and eighty percent (low) of the area's median income, respectively.

The Annual Action Plan (AAP) has been developed to aid the consortium in achieving both federal and general CDBG goals. The 2014-2015 Annual Action Plan outlines the goals and policies for utilizing CDBG and HOME funds to assist low income households and persons in the areas of housing, associated infrastructure and economic development for the upcoming fiscal year.

ANALYSIS:

In order to receive program funds, the CDBG Consortium is required to prepare an Annual Action Plan outlining its goals and projects for the upcoming fiscal year. The City of Newman's CDBG projects for FY 2014/2015 are as follows:

1. Water Line Infrastructure Project (Phase II - Construction)
Replace existing water lines and outdated hydrants in various sections of the CDBG project area. The project area consists of the area bounded by Yolo Street to the North, Main Street to the east, Inyo Avenue/Hoyer Road to the south and Tamarack Court/T Street to the west.
2. Inyo Avenue Infrastructure Project (Phase I – Engineering)
Install/replace curb, gutter and sidewalk and street repair and overlay (due to infrastructure repairs) on the north side of Inyo Avenue, from P to Merced Streets

Each member of the Consortia must concur and support the plan in order for the lead agency (Stanislaus County) to prepare and finalize each plan and submit it to the Department of Housing and Urban Development (HUD).

FISCAL IMPACT:

Positive, approval of the AAP will allow Stanislaus County to finalize said plans for HUD submittal and subsequent CDBG funding qualification and allocation(s).

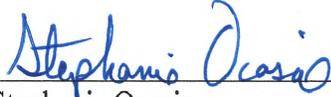
CONCLUSION:

Staff recommends that the Council adopt Resolution No. 2014- , A Resolution Of Concurrence And Support Of The Stanislaus County CDBG Annual Action Plan For Fiscal Year 2014-2015

ATTACHMENTS:

1. Exhibit A: Excerpted Copy of the Draft Annual Action Plan
2. Exhibit B: Resolution No. 2014- , A Resolution Of Concurrence And Support Of The Stanislaus County CDBG Annual Action Plan For Fiscal Year 2014-2015

Respectfully submitted,



Stephanie Ocasio
City Planner

REVIEWED/CONCUR:



Michael Holland
City Manager



COMMUNITY DEVELOPMENT BLOCK GRANT



STANISLAUS URBAN COUNTY

*Prepared by the Stanislaus County
Planning and Community Development Department
1010 10th Street, Suite 3400
Modesto, CA 95354
209.525.6330*

ANNUAL ACTION PLAN Fiscal Year –2014-2015 **DRAFT**

April 2014

Attachment 1

**STANISLAUS COUNTY
BOARD OF SUPERVISORS**

District 2 Vito Chiesa,
District 5 Jim DeMartini, Chairman
District 1 William O'Brien
District 3 Terry Withrow, Vice-Chairman
District 4 Dick Monteith



CITY OF CERES

Mayor Chris Vierra
Vice Mayor Bret Durossette
Councilmember Mike Kline
Councilmember Ken Lane
Councilmember Linda Ryno



CITY OF HUGHSON

Mayor Matthew Beekman
Mayor Pro Tem Jeramy Young
Councilmember George Carr
Councilmember Jill Silva
Councilmember Harold Hill



CITY OF NEWMAN

Mayor Ed Katen
Mayor Pro Tem Robert Martina
Councilmember Roberta Davis
Councilmember Nicholas Candea
Councilmember Donald Hutchins



CITY OF OAKDALE

Mayor Pat Paul
Councilmember Tom Dunlop
Councilmember Michael Brennan
Councilmember Farrell Jackson
Councilmember Donald Peterson



CITY OF PATTERSON

Mayor Luis Molina
Councilmember Dominic Farinha
Councilmember Sheree D. Lustgarten
Councilmember Deborah Novelli
Councilmember Larry Buehner



CITY OF WATERFORD

Mayor Charlie Goeken
Vice Mayor Jose Aldaco
Councilmember Joshua Whitfield
Councilmember Michael Van Winkle
Councilmember Ken Krause



Third Program Year 2014-2015 Action Plan **GENERAL OVERVIEW**



This Annual Action Plan includes the [SF 424](#) and Narrative Responses to Action Plan questions that CDBG, HOME, and ESG grantees must respond to each year in order to be compliant with the Consolidated Planning Regulations.

Executive Summary

As required by the U.S. Department of Housing and Urban Development (HUD) this document is part of Stanislaus Urban County's Fiscal Year 2012-2015 Consolidated Plan (CP) which describes the needs and strategy for using HUD funds for housing and community development programs/projects for Fiscal Years 2012 – 2015 (beginning July 1, 2012 and ending June 30, 2015). This Annual Action Plan (AAP) describes the specific programs/projects that will be undertaken during Fiscal Year 2014-2015, from July 1, 2014 to June 30, 2015.

Stanislaus County, along with the cities of Ceres, Hughson, Newman, Oakdale, Patterson, and Waterford, form what is known as the CDBG Consortium (hereafter referred to as the "Stanislaus Urban County"). The Stanislaus Urban County is an Entitlement Jurisdiction and receives Community Development Block Grant (CDBG) and Emergency Solutions Grant (ESG) entitlement funds from HUD on an annual basis based on a formula allocation. Stanislaus County is recognized as the "lead entity" under these entitlement programs. The Stanislaus Urban County will be entering its thirteenth year as an Entitlement Jurisdiction for CDBG and the eleventh year as a recipient of ESG funds.

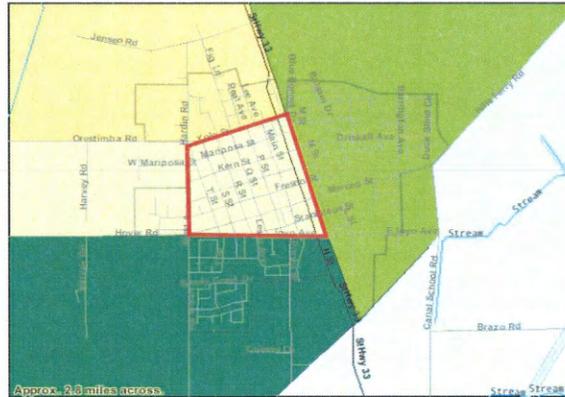
Since 1992, the Stanislaus Urban County has also been a member of the City of Turlock and Stanislaus County HOME Consortium (hereafter referred to as the "HOME Consortium"). The City of Turlock is the "lead entity" with responsibility for implementing and administering the HUD funded HOME Investment Partnerships Program (HOME) funds for the HOME Consortium. During Fiscal Year 2014-2015 the City of Turlock, will remain the "lead entity" for the Stanislaus Urban County, and will take the lead in monitoring participating Stanislaus Urban County members' use of HOME funds. Ultimately, the City of Turlock is responsible for ensuring that all HOME Consortium funded activities meet the program requirements.

The Fiscal Year 2014-2015 grant allocation amounts under each respective program are approximately*:

CDBG	\$ 1,874,100
ESG	\$ 143,917
HOME	\$ 482,837 (allocation amount for CDBG Stanislaus Urban County members)
TOTAL	\$2,500,854

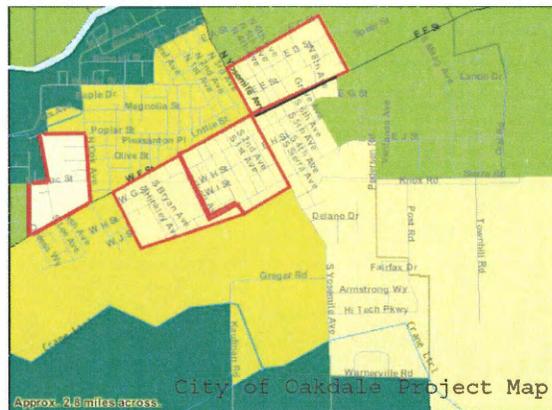
City of Newman

The City of Newman will continue to allocate CDBG resources toward much needed infrastructure improvements that will help alleviate some of the target area's current blighting conditions. These infrastructure improvements will include related curb, gutters, sidewalks, storm drain improvements, and ADA curb cuts within the City's low income target area as outlined in the map below.



City of Oakdale

The City of Oakdale will also focus its efforts on infrastructure improvements that will help alleviate some of the target area's current blighting conditions. These infrastructure improvements will include related curb, gutters, sidewalks, sewer and waterline replacement; replacement of damaged street overlay associated with underground improvements, and ADA curb cuts in the low income Census Block Group target areas as identified in the map below.



City of Patterson

Similar to other Stanislaus Urban County members, the City of Patterson will continue allocating CDBG resources towards infrastructure improvements to help alleviate some of the target area's current blighting conditions. The planned infrastructure improvements will include related curb, gutters, sidewalks, storm drain, sewer and waterline replacement, and related street overlay in its low income Census Block Group target area.

A series of public meetings will be held in the months of February, March, and April 2014 to discuss the preparation of the AAP and seek public input. An overview of any comments received not included in this draft plan, will be included in the final AAP version presented to the Board of Supervisors on April 8, 2014. The series meetings to be conducted include:

<u>JURISDICTION</u>	<u>DATE</u>	<u>TIME</u>	<u>LOCATION</u>
<u>County/Cities</u>			
Stanislaus County	February 19, 2014	10:00am/6:00 pm	1010 10 th St., Modesto
City of Ceres	February 24, 2014	5:00 pm	2701 Fourth St., Ceres
City of Hughson	February 10, 2014	5:30 pm	7018 Pine St., Hughson
City of Newman	February 19, 2014	5:00 pm	1200 Main St., Newman
City of Oakdale	February 18, 2014	3:30 pm	455 S. 5 th St., Oakdale
City of Patterson	February 18, 2014	5:00 pm	1 Plaza, Patterson
City of Waterford	February 20, 2014	6:00 pm	101 E St., Waterford
<u>Municipal Advisory Councils / Communities</u>			
Denair	April 1, 2014	7:00 pm	3460 Lester Rd., Denair
Hickman	April 3, 2014	7:00 pm	13306 4 th St., Hickman
Empire	March 10, 2014	7:00 pm	18 S. Abbie, Empire
South Modesto	March 13, 2014	6:00 pm	3800 Cornucopia Way, Modesto
Keyes	April 17, 2014	7:00 pm	5601 7 th St., Keyes
Salida	March 25, 2014	7:00 pm	4835 Sisk Rd., Salida

Copies of the draft AAP are available for review at the Stanislaus County Planning and Community Development Department, the Planning Departments of the cities of Ceres, Hughson, Newman, Oakdale, Patterson, and Waterford and the Stanislaus County Main Library. A final public hearing is scheduled for April 8, 2014 before the Stanislaus County Board of Supervisors.

Stanislaus County will consider all oral and written public comments received in preparing and revising the AAP. A summary of responses to public comments relating to the review of the AAP is included in the Citizen Comment Summary section of this AAP.

Citizen Comment Summary

Throughout the months of February, March, and April 2014, Stanislaus County staff will have conducted several public meetings throughout the unincorporated areas and at least one general meeting in each of the CDBG participating jurisdictions.

Stanislaus County

On February 19, 2014 Stanislaus County held a morning and evening meeting for the public regarding the AAP development process.

No comments were received.

City of Hughson

A community meeting was held on February 10, 2014.

No comments were received.

City of Ceres

A community meeting will be held on February 24, 2014.

City of Newman

A community meeting was held on February 19, 2014.

No comments were received.

Public Services

The Stanislaus Urban County has agreed to set aside approximately ten percent (10%) of its Fiscal Year 2014-2015 CDBG allocation, or \$187,410 to fund non-profit organizations under the Public Service Grant Program. Non-profit organizations and service providers may competitively apply for grants of up to \$20,000. The Stanislaus Urban County anticipates receiving \$148,932 in ESG Program funds that will be distributed to agencies that applied through a competitive grant process.

Grant applications were made available in a CDBG/ESG Technical Workshop held on November 13, 2013. Applications received were reviewed and scored by a committee consisting of a representative from each Stanislaus Urban County member, the Stanislaus County Chief Executive Office, and a representative from the Stanislaus County Continuum of Care (CoC). The recommendation for funding will be presented to the Board of Supervisors for approval on April 16, 2013 at a public hearing. The activities funded will further the goals and objectives of the CP.

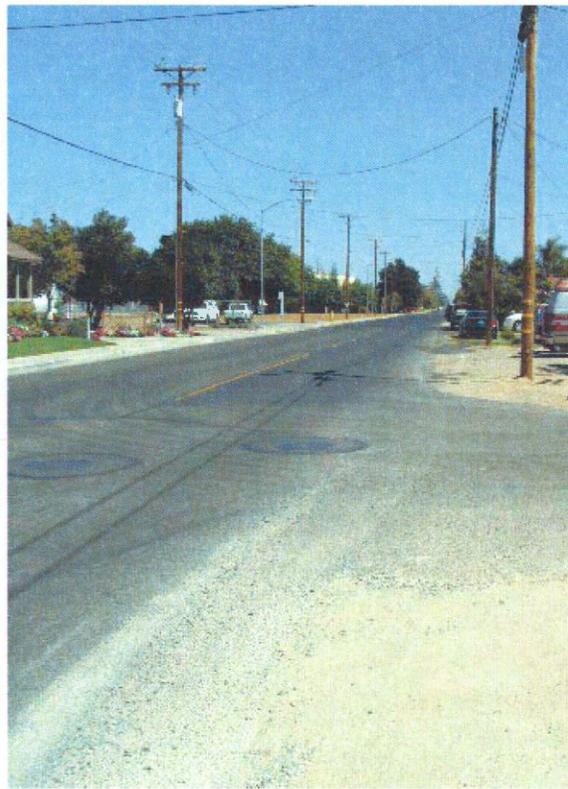
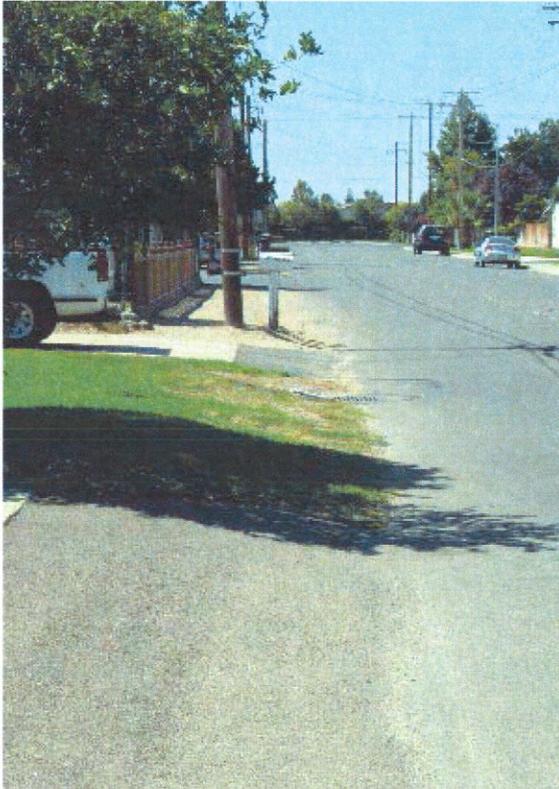
Annual Allocations

The figures in the budget below are Fiscal Year 2014-2015 HUD CDBG projected allocations. Final allocation amounts will be adjusted once Fiscal Year 2014-2015 award amounts are released by HUD, which are expected to be available in April 2014.

Allocation amounts to each Urban County member and special activities (i.e. public services allocation) identified in this Action Plan will be proportionally increased or decreased from the estimated funding levels to match actual allocation amounts. As such, respective Urban County member activities will be adjusted to match actual overall individual member allocation amounts. Per HUD's instruction (CPD Notice 13-010), this Annual Action plan will be submitted to HUD until FY 2014-2015 allocations are announced reflecting actual and final allocations, but no later than August 16, 2014. Planning staff will make the necessary budget adjustments to be submitted to HUD, and will be reflected in the Special Revenue Grants Fiscal Year 2014-2015 Proposed and Final Budgets.

Urban County Member	Activities	Administration	Total
Ceres	208,915	12,970	221,885
Hughson	104,490	12,970	117,460
Newman	118,659	12,970	131,629
Oakdale	130,925	12,970	143,895
Patterson	118,527	12,970	131,497
Waterford	108,820	12,970	121,790
Stanislaus County	521,534	272,000	793,534
Public Services	187,410		187,410
Fair Housing		25,000	\$25,000
Total	1,499,280	\$374,820	\$1,874,100

A summary description of the activities to be funded by the above noted allocations is provided in the section below.



City of Newman

Project Administration

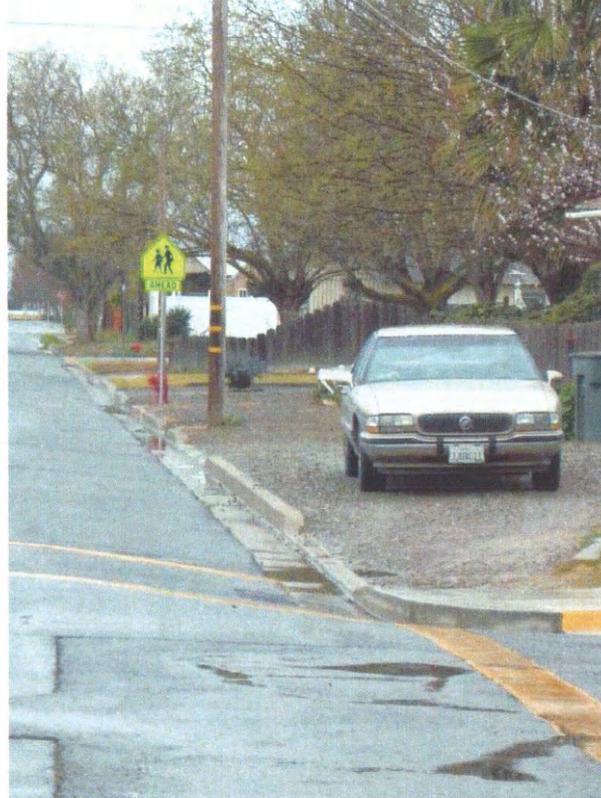
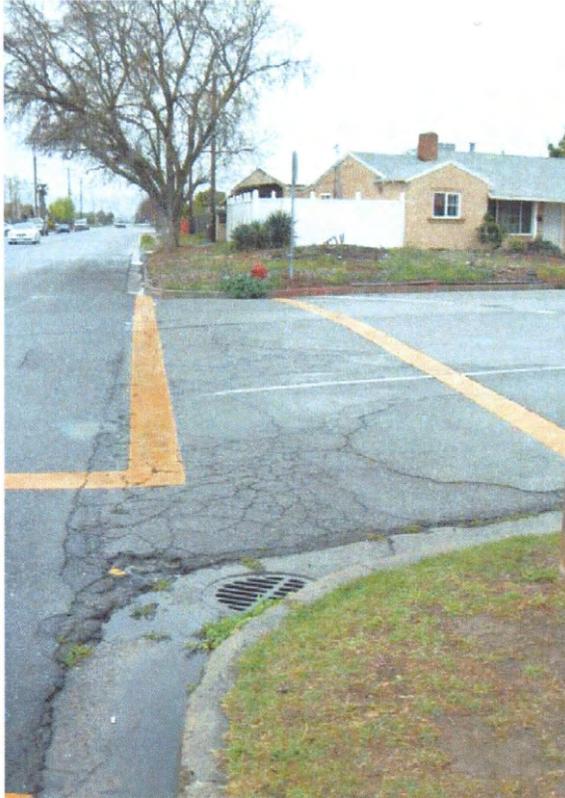
This expenditure includes costs associated management, oversight, and coordination of the related CDBG funded projects.

Water Line Infrastructure Project – Phase II Construction (3 phase project)

The City of Newman will begin construction of its Water Line Infrastructure Project in Fiscal Year 2014-2015. The project will replace existing water lines and outdated hydrants in various sections of the CDBG eligible project area. Current lines and hydrants are non-compliant and pose a potential health and safety issue. Phase III will consist of the final phase of construction of said improvements.

Inyo Avenue Infrastructure Project (Engineering)

The City of Newman will also undertake a new infrastructure project consisting of the infill installation and repair of curb, gutter and sidewalk and street repair and overlay for a street within its CDBG eligible area. The project will be on the north side of Inyo Avenue, from P Street to Merced Street. This phase of the project will provide engineering of the project.



City of Oakdale

Project Administration

This expenditure includes costs associated management, oversight, and coordination of the related CDBG funded projects.

Davitt Avenue Infrastructure Project – Phase II

The City of Oakdale will continue construction of the Davitt Avenue Phase II project. Due to higher project costs that anticipated, the City of Oakdale was forced to split the project into several phases. Phase II was been split into two parts. The first part has been completed using Fiscal Year 2013-2014 funds. The next part of Phase II will be funded using Fiscal Year 2014-2015 funds. The construction will consist of water and sewer line replacement and installation of curb, gutter and sidewalks along Davitt Road from West J Street to the north and ends at the Burlington Northern Santa Fe Railroad right-of-way to the south.

RESOLUTION NO. 2014-

**A RESOLUTION OF CONCURRENCE AND SUPPORT OF THE STANISLAUS COUNTY
CDBG ANNUAL ACTION PLAN FOR FISCAL YEAR 2014-2015**

WHEREAS, Stanislaus County, the Cities of Ceres, Hughson, Newman, Oakdale, Patterson and Waterford have worked together to prepare the Annual Action Plan (AAP) for Fiscal Year 2014-2015; and

WHEREAS, an AAP outlining the Consortia's goals and projects for upcoming fiscal year is required by the U.S. Housing and Urban Development (HUD) and;

WHEREAS, Stanislaus County CDBG Consortium includes the County of Stanislaus, Cities of Ceres, Hughson, Newman, Oakdale, Patterson and Waterford and each have unanimously chosen to participate in the entitlement process thereby receiving a portion of the CDBG, HOME and NSP funds allocated to Stanislaus County and;

WHEREAS, the draft AAP (FY 2014-2015) was made available to the public as an opportunity to review and provide comments prior to the final public hearing to be held by the Stanislaus County Board of Supervisors on April 8, 2014 to consider adoption of the Final Annual Action Plan for Fiscal Year 2014-2015.

NOW, THEREFORE, BE IT RESOLVED that the Newman City Council hereby concurs and supports the proposed Annual Action Plan (FY 2014-2015).

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 11th day of March, 2014 by Council Member _____, who moved its adoption which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following vote:

AYES:
NOES:
ABSENT:

APPROVED:

Ed Katen, Mayor

ATTEST:

Mike Maier, Deputy City Clerk

Honorable Mayor and Members
of the Newman City Council

**AWARD BID FOR THE TULARE STREET INFRASTRUCTURE IMPROVEMENT
PROJECT**

RECOMMENDATION:

Adopt Resolution No. 2014- , Awarding The Tulare Street Infrastructure Improvement Project to Stat-X General Engineering for \$64,299.00.

BACKGROUND:

The City of Newman is a member of the Stanislaus County CDBG Consortium and receives annual funding allocations for eligible projects. The Tulare Street Infrastructure Project was originally identified in the Fiscal Year 2011/2012 Annual Action Plan (AAP) with a project area spanning between "S" and "T" Streets. Given annual funding amounts and the need for additional improvements, the project was expanded in this year's AAP to include additional areas between "P" and "T" Streets. Not all portions of the project area are ADA compliant and some portions have been damaged or are beyond their useful lifespan. The project includes the repair, replacement and/or installation of curb and gutter, sidewalk, alley approaches, ADA ramps and storm drainage.

ANALYSIS:

Project bids were advertised for approximately two weeks; received bids were opened and read on March 4, 2014 at 2:00 pm. A total of six qualifying bids were submitted for this project ranging from ranging from \$64,299.00 to \$127,425.00; the Engineer's Estimate for the project was \$114, 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 Stat-X General Engineering with a bid amount of \$64,299.00.

FISCAL IMP ACT:

This project is budgeted under Fund 20 (County CDBG Consortium) in the FY 2013/2014 City Budget. Per County records, the project currently has \$139,571.72 available for use. Unused funds will be "rolled over" into other eligible CDBG projects.

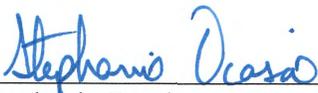
CONCLUSION:

The City of Newman advertised and received bids for the Tulare Street Infrastructure Improvement Project. Stat-X General Engineering has been determined to be the lowest responsible bidder with a bid amount of \$64,299.00. Therefore, staff recommends that the City Council adopt Resolution No. 2014- , Awarding The Tulare Street Infrastructure Improvement Project to Stat-X General Engineering for \$64,299.00.

ATTACHMENTS:

1. Resolution No. 2014- , Awarding The Tulare Street Infrastructure Improvement Project to Stat-X General Engineering for \$64,299.00.
2. Abstract of Bids
3. Tulare Street Infrastructure Improvement Project Map

Respectfully Submitted,



Stephanie Ocasio
City Planner

REVIEWED/CONCUR:



Michael E. Holland
City Manager

RESOLUTION NO. 2014-

**AWARDING THE TULARE STREET INFRASTRUCTURE IMPROVEMENT PROJECT
TO STAT-X GENERAL ENGINEERING FOR \$64,299.00.**

WHEREAS, the City of Newman has identified Tulare Street improvements in the 2013/2014 CDBG Annual Action Plan; and

WHEREAS, the City is desirous of completing said improvements; and

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

Company Name	Total Bid
Stat-X Engineering	\$64,299.00
Taylor Backhoe Service	\$89,200.00
Rolfe Construction	\$108,307.00
Sinclair General Engineering	\$109,318.00
Haskell & Haskell, Inc.	\$121,997.47
Cunningham & Son, Inc.	\$127,425.00

; and

WHEREAS, Stat-X Engineering is the lowest responsible bidder in the amount of \$64,299.00;
and

WHEREAS, funds for the project are available through a CDBG allocation; and

WHEREAS, City of Newman staff has recommended that the City Council approve a contract with Stat-X Engineering 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 Stat-X Engineering.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman hereby approves the contract with Stat-X Engineering 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 11th day of March 2014 by Council Member _____, who moved its adoption which motion was duly seconded and was upon roll call carried and the resolution adopted by the following vote:

AYES:
NOES:
ABSENT:

APPROVED:

ATTEST:

Mayor

Deputy City Clerk

**ABSTRACT OF BIDS FOR
CITY OF NEWMAN
CDBG-TULARE STREET 2014 INFRASTRUCTURE IMPROVEMENTS
Bid Opening: March 4, 2014, 2:00 P.M.**

Item No.	Item Description	Quantity and Unit	Engineer's Estimate		Stat-X Engineering 4217 Plemini Ct., Salida, CA 95368		Taylor Backhoe Service 1600 Falcon Way Merced, CA 95344		Rolle Construction 3575 S. Pacific Ave. Atwater, CA 95301		Sinclair General Engineering 4842 Freelove Road Oakdale, CA 95361		Haskell & Haskell, Inc 17510 Ellen Street Knights Ferry, CA 95361		Cunningham & Son, Inc. 775 Wakefield Court Oakdale, CA 95361	
			Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Mobilization	1 LS	5,000.00	5,000.00	2,400.00	2,400.00	5,000.00	5,000.00	1,000.00	1,000.00	3,800.00	3,800.00	4,838.00	4,838.00	5,000.00	5,000.00
2	Traffic Control Plan	1 LS	5,000.00	5,000.00	2,400.00	2,400.00	2,500.00	2,500.00	1,500.00	1,500.00	4,300.00	4,300.00	4,927.30	4,927.30	3,000.00	3,000.00
3	Remove & Replace Curb & Gutter	427 LF	70.00	29,890.00	48.00	20,496.00	87.49	37,358.23	85.00	36,295.00	97.00	41,419.00	103.38	44,143.26 *	75.00	32,025.00
4	Remove & Replace Alley Approach	3 EA	6,300.00	18,900.00	2,590.00	7,770.00	3,737.50	11,212.50	5,600.00	16,800.00	4,550.00	13,650.00	8,021.33	24,063.99 *	6,000.00	18,000.00
5	Remove Sidewalk Tripping Hazard	20 FT	60.00	1,200.00	21.50	430.00	85.10	1,702.00	65.00	1,300.00	161.50	3,230.00	170.05	3,401.00	150.00	3,000.00
6	Remove & Replace Sidewalk	260 SF	20.00	5,200.00	22.60	5,876.00	19.46	5,059.60	88.00	22,880.00	22.00	5,720.00	44.60	11,596.00	25.00	6,500.00
7	Furnish & Install Root Barrier	98 LF	20.00	1,960.00	11.50	1,127.00	29.92	2,932.16	34.00	3,332.00	25.50	2,499.00	42.79	4,193.42	50.00	4,900.00
8	Construct Case C Modified Curb Ramp	5 EA	7,000.00	35,000.00	3,900.00	19,500.00	3,864.00	19,320.00	3,500.00	17,500.00	4,970.00	24,850.00	3,888.50	19,442.50	8,500.00	42,500.00
9	Construct Case F Curb Ramp (Dual Ramp)	1 EA	12,000.00	12,000.00	4,300.00	4,300.00	4,115.51	4,115.51	7,700.00	7,700.00	9,850.00	9,850.00	5,392.00	5,392.00	12,500.00	12,500.00
BID TOTAL			\$114,150.00	\$114,150.00	\$64,299.00	\$64,299.00	\$89,200.00	\$89,200.00	\$108,307.00	\$108,307.00	\$109,318.00	\$109,318.00	\$121,997.47 *	\$121,997.47 *	\$127,425.00	\$127,425.00
* Corrected Totals			Subcontractors Listed:		None		Garcia Striping W.C. Maloney Precision Concrete		Precision Concrete		W.C. Maloney		None		Accelerated	

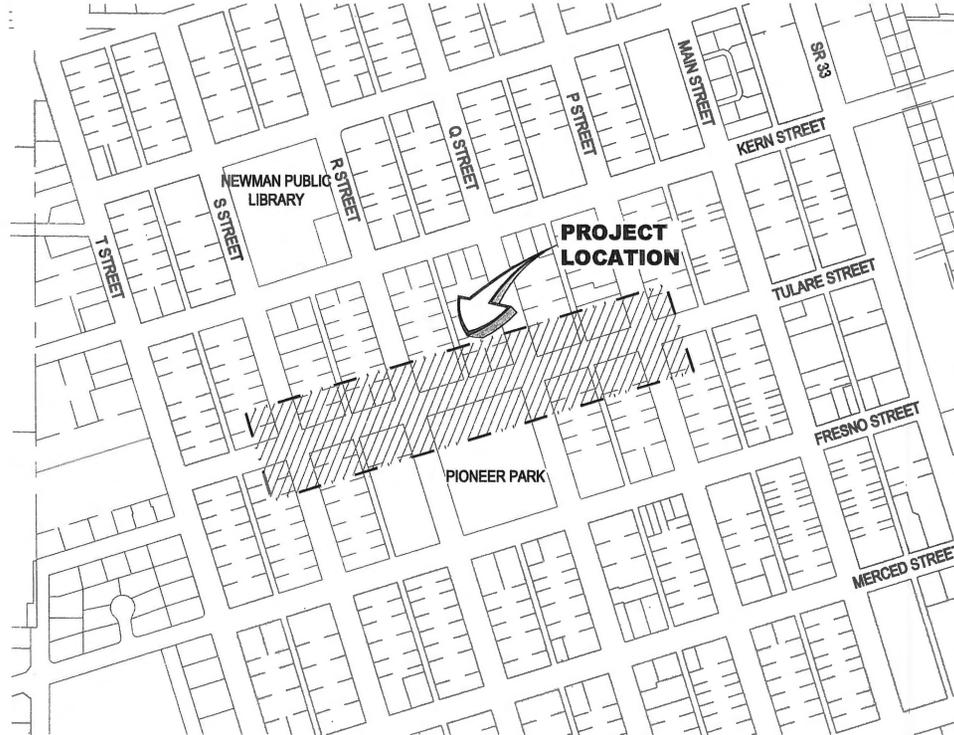
PROJECT PLANS FOR CONSTRUCTION OF CDBG - Tulare Street 2014 Infrastructure Improvements CITY OF NEWMAN

LEGEND

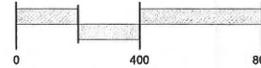
	EXISTING	PROPOSED
GAS VALVE		
WATER VALVE		
FIRE HYDRANT		
STORM DRAIN INLET		
SEWER MANHOLE		
SIGN		
STREET NAME SIGN		
UTILITY POLE		
OVERHEAD UTILITY LINE		
GUY WIRE		
STREET LIGHT		
WOOD FENCE		
CHAIN LINK FENCE		
TREE		
SHRUB TO BE REMOVED		
SAWCUT LINE		
AREA OF CONCRETE REMOVAL		
AREA OF AC REMOVAL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

INDEX OF DRAWINGS

1	LOCATION MAP AND INDEX OF DRAWINGS
2-3	DEMOLITION PLAN
4-5	TULARE STREET SURFACE IMPROVEMENTS
6	ALLEY, TRANSITION, AND ROOT BARRIER DETAILS
7	CONCRETE AND PAVEMENT DETAILS
8	RAMP AND MISCELLANEOUS DETAILS
9	TRAFFIC CONTROL DETAILS



SCALE IN FEET



BENCHMARK

VERTICAL AND HORIZONTAL DATUM:

VERTICAL AND HORIZONTAL DATUM INFORMATION WAS TAKEN FROM THE NGS DATA SHEET FOR PID HS2406.
 VERTICAL DATUM: NAVD83
 ELEVATION: 90.6'
 HORIZONTAL DATUM: NAD83(1986), CALIFORNIA SPCS, ZONE 3

DESCRIPTION: AT NEWMAN, AT THE INTERSECTION OF FRESNO STREET AND Q STREET, AN IRON RIVET PAINTED WHITE IN 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.



REV	DATE	DESCRIPTION	APPR
1			
2			

OWNERSHIP OF DOCUMENTS
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GOUVEIA ENGINEERING, INC.
 CONSULTING ENGINEERS

456 Sixth Street • Gustine, California 95322
 Telephone (209) 854-3300 • Fax (209) 854-3600

CITY OF NEWMAN

**CDBG - TULARE STREET 2014 INFRASTRUCTURE IMPROVEMENTS
 LOCATION MAP AND INDEX OF DRAWINGS**

DESIGNED BY DCR, BC	DATE 02/15/14	DRAWING C-101
DRAWN BY DCR, BC	DATE 02/15/14	SHEET 1
CHECKED BY M. GOUVEIA	DATE 02/18/14	OF 9 SHEETS
APPROVED M. GOUVEIA	DATE 02/18/14	PROJECT NUMBER 545.05

Honorable Mayor and Members
of the Newman City Council

**APPROVE LAND PURCHASE AND SALE AGREEMENT
FOR WASTEWATER TREATMENT PLAN**

RECOMMENDATION:

Adopt Resolution 2014- , authorizing the City Manager to execute a Land Purchase and Sale Agreement for 103.2+/- acres for use in operation of the MS4 Phase II Storm Drainage and/or Wastewater Treatment facilities.

BACKGROUND:

In 2013, the City was classified as a Phase II MS4 Storm Water discharger per California State Water Resources Control Board. This designation requires the City to provide a specific level of treatment of its storm water discharge before said discharge reaches State waterways. Due to the location of these properties and their proximity to the City's storm drainage system and the wastewater Treatment plant, staff believes the purchase is important towards meeting State regulations.

ANALYSIS:

As a Phase II Storm Water discharger, the City faces a new set of State regulations with respect to storm water that discharges into State waterways. The purchase of the property will allow the City to design a natural filtration (think wetlands) system that will separate out solids and other potential containments. While development of the property will require grant funding, all future grant applications would be strengthened should the Council elect to move forward with this Agreement. The lands will also provide opportunities for use with the City's wastewater treatment facility (if not fully utilized for storm drainage); either through the addition of water for irrigation of existing lands or through the creation of additional areas of discharge.

FISCAL IMPACT:

This action will require a budget adjustment equal to the total purchase price of \$1,300,000.00. The funding source is Fund 60 Sewer Operations. A payment schedule is identified within the attached agreement. Staff will draft an inter-fund borrowing agreement for Council approval prior to the close of escrow; within sixty (60) days.

CONCLUSION:

Staff recommends the Council approved the attached Land Purchase and Sale Agreement. The additional lands are a necessary for compliance with State MS4 Storm Drainage and/or wastewater discharge requirements. The proximity of the parcels to existing parcels also makes this purchase a rational decision. Staff recommends the City purchase the identified lands in accordance with the Purchase and Sale Agreement.

ATTACHMENTS:

1. Resolution No. 2014-
2. Purchase and Sale Agreement between George and Marlene Souza and the City Of Newman

Respectfully submitted,



Michael Holland
City Manager

RESOLUTION NO. 2014-

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LAND PURCHASE AND SALE AGREEMENT FOR 103.2+/- ACRES FOR USE IN OPERATION OF THE MS4 PHASE II STORM DRAINAGE AND/OR WASTEWATER TREATMENT FACILITIES

WHEREAS, the City of Newman desires to purchase all or a portion of certain properties described as Merced County 054-050-010, 054-050-019 And 054-050-020 for use in operation of the MS4 Phase II Storm Drainage and/or Wastewater Treatment Facilities; and

WHEREAS, based upon the California State requirements of a Phase II MS4 Storm Water discharger the City is required to provide a specific level of treatment of its storm water discharge before said discharge reaches State waterways; and

WHEREAS, over the past several months, City staff has worked with the property owners to craft a purchase and sale agreement to govern to the sale of 103.2 +/- acres of land; and

WHEREAS, the City and the property owners have reached an agreement on the terms of such purchase; and

WHEREAS, the City hired an independent land appraiser and the purchase price is based upon that appraisal; and

WHEREAS, this purchase will require a budget adjustment equal to the total purchase price of \$1,300,000.00. The funding source is Fund 60 Sewer Operations; and

NOW, THEREFORE BE IT RESOLVED that the City of Newman does hereby authorize the City Manager to execute a Land Purchase and Sale Agreement for an 103.2+/- acres for use in operation of the MS4 Phase II Storm Drainage and/or Wastewater Treatment Facilities.

The foregoing resolution was introduced at a regular meeting of the Redevelopment Agency of the City of Newman held on the 11th day of March, 2014 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