



AGENDA
NEWMAN CITY COUNCIL
REGULAR MEETING JANUARY 12, 2016
CITY COUNCIL CHAMBERS, 7:00 P.M., 938 FRESNO STREET

1. **Call To Order.**
2. **Pledge Of Allegiance.**
3. **Invocation.**
4. **Roll Call.**
5. **Declaration Of Conflicts Of Interest.**
6. **Ceremonial Matters**
 - a. Badge Pinning Of Police Officer Richard Watts.
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 December 8, 2015 Meeting. ([View Minutes](#))
 - d. Adopt Resolution No. 2016- , A Resolution Authorizing Participation In Joint Application For FEMA Assistance To Firefighters Grant For Purchase Of Self-Contained Breathing Apparatus. ([View Report](#))
 - e. Adopt Resolution No. 2016- , Accepting The Water And Sewer SCADA Systems Improvement Project As Complete And Authorizing Robert Martina As Mayor, And Mike Maier As City Clerk To Record A Notice Of Completion. ([View Report](#))
9. **Public Hearings.**
10. **Regular Business**
 - a. Report On Marijuana Ordinance ([View Report](#))
 - I. Adopt Resolution No. 2016- , A Resolution Reaffirming And Confirming The Newman City Zoning Code Is Adopted And Operates Under The Principles Of Permissive Zoning.
 - II. First Reading And Introduction Of Ordinance No. 2016- , An Ordinance Of The City Of Newman Amending Titles 3 Business Regulations And 8 Health And Sanitation; Sections 3.01 Revenue Licenses And 8.07 Medical Marijuana Dispensaries Of The Newman Municipal Code.
 - b. Report On Memorandum Of Understanding With Stanislaus Business Alliance. ([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

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

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

January 14 - Open House To Honor Retiring Fire Chief Mel Souza - 4:00 P.M. To 6:00 P.M.

January 15 - Planning Commission - 7:00 P.M.

January 18 - Martin Luther King Jr. Day - City Offices Closed

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

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



AP Check Register December 18, 2015

Vendor	Fund-Dept-Acct	Amount	Check #	Check date	Description
Accela, Inc #774375	10-14-6310	\$ 308.00	108550	12/18/2015	Monthly web payments/Nov 2015
Accela, Inc #774375	60-50-6310	\$ 308.00	108550	12/18/2015	Monthly web payments/Nov 2015
Accela, Inc #774375	63-56-6310	\$ 308.00	108550	12/18/2015	Monthly web payments/Nov 2015
		\$ 924.00	108550 Total		
Advanced Building Cleaners, Inc.	10-33-6200	\$ 3,634.02	108551	12/18/2015	Power sweeping service/Nov 2015
		\$ 3,634.02	108551 Total		
KD ANDERSON & ASSOCIATES,	18-32-7739	\$ 960.00	108552	12/18/2015	Traffic study for Hwy 33 & Inyo Ave/Oct & Nov 2015
		\$ 960.00	108552 Total		
A Plus Plumbing	10-07-6200	\$ 85.00	108553	12/18/2015	Gas pressure test/Nursery school
		\$ 85.00	108553 Total		
AUS Sacramento MC Lockbox	10-07-6200	\$ 96.80	108554	12/18/2015	Uniform cleaning/mat rental/mop heads/Nov 2015
AUS Sacramento MC Lockbox	10-21-6200	\$ 71.00	108554	12/18/2015	Uniform cleaning/mat rental/mop heads/Nov 2015
AUS Sacramento MC Lockbox	10-22-6200	\$ 25.84	108554	12/18/2015	Uniform cleaning/mat rental/mop heads/Nov 2015
AUS Sacramento MC Lockbox	10-33-6200	\$ 66.05	108554	12/18/2015	Uniform cleaning/mat rental/mop heads/Nov 2015
AUS Sacramento MC Lockbox	10-44-6200	\$ 44.03	108554	12/18/2015	Uniform cleaning/mat rental/mop heads/Nov 2015
AUS Sacramento MC Lockbox	60-50-6200	\$ 66.05	108554	12/18/2015	Uniform cleaning/mat rental/mop heads/Nov 2015
AUS Sacramento MC Lockbox	63-56-6200	\$ 44.03	108554	12/18/2015	Uniform cleaning/mat rental/mop heads/Nov 2015
		\$ 413.80	108554 Total		
ARMCO ROOFING	10-07-6200	\$ 250.00	108555	12/18/2015	Roof repairs @ city hall
		\$ 250.00	108555 Total		
Avid Identification Systems, Inc	10-21-6308	\$ 299.56	108556	12/18/2015	25 FriendChips/animal control
		\$ 299.56	108556 Total		
BERTOLOTTI DISPOSAL	10-33-6220	\$ 399.29	108557	12/18/2015	40 yard trash bin dumping/Nov 2015
BERTOLOTTI DISPOSAL	69-47-6220	\$ 200.00	108557	12/18/2015	40 yard trash bin dumping/Nov 2015
		\$ 599.29	108557 Total		
BUSINESS CARD	10-01-6620	\$ 16.10	108558	12/18/2015	Ribbon for Christmas tree/Toys for Tots
BUSINESS CARD	10-01-6620	\$ 16.75	108558	12/18/2015	Ribbon for Christmas tree/Toys for Tots
BUSINESS CARD	10-01-6620	\$ 3.00	108558	12/18/2015	Expitited shipping for ribbon
BUSINESS CARD	10-33-6690	\$ 2.00	108558	12/18/2015	Parking fee
		\$ 37.85	108558 Total		
California Chamber of Commerce	10-14-6300	\$ 24.65	108559	12/18/2015	2016 Employment poster laminated
California Chamber of Commerce	10-44-6300	\$ 24.65	108559	12/18/2015	2016 Employment poster laminated
California Chamber of Commerce	60-50-6300	\$ 24.65	108559	12/18/2015	2016 Employment poster laminated
California Chamber of Commerce	60-50-6300	\$ 24.66	108559	12/18/2015	2016 Employment poster laminated
California Chamber of Commerce	63-56-6300	\$ 24.66	108559	12/18/2015	2016 Employment poster laminated
California Chamber of Commerce	63-56-6300	\$ 24.66	108559	12/18/2015	2016 Employment poster laminated
		\$ 147.93	108559 Total		
CAL TRAFFIC SIGNS	10-33-6300	\$ 735.25	108560	12/18/2015	15 refacing stop signs/5 new stop signs



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		\$ 735.25	108560 Total		
Canon Solutions America, Inc.	10-14-6200	\$ 51.04	108561	12/18/2015	Copier black and white charges/Nov 2015
Canon Solutions America, Inc.	10-21-6200	\$ 53.26	108561	12/18/2015	Copier black and white charges/Nov 2015
Canon Solutions America, Inc.	60-50-6200	\$ 51.04	108561	12/18/2015	Copier black and white charges/Nov 2015
Canon Solutions America, Inc.	60-50-6200	\$ 14.61	108561	12/18/2015	Copier black and white charges/Nov 2015
Canon Solutions America, Inc.	63-56-6200	\$ 51.05	108561	12/18/2015	Copier black and white charges/Nov 2015
Canon Solutions America, Inc.	63-56-6200	\$ 14.60	108561	12/18/2015	Copier black and white charges/Nov 2015
		\$ 235.60	108561 Total		
CASTANEDA CAROL	10-00-2840	\$ 75.00	108562	12/18/2015	Refund Memorial Building deposit/NYSA
		\$ 75.00	108562 Total		
CBA (CALIFORNIA BENEFITS)	10-00-1110	\$ 10,000.00	108563	12/18/2015	Pre-paid dental-vision benefits
		\$ 10,000.00	108563 Total		
CBA (ADMIN FEES)	10-00-2261	\$ 234.00	108564	12/18/2015	Admin fees dental-vision/Dec 2015
		\$ 234.00	108564 Total		
C B MERCHANT SERVICES,INC	63-56-6637	\$ 12.52	108565	12/18/2015	Bad debt reimbursed/Nov 2015
		\$ 12.52	108565 Total		
CDW GOVERNMENT, INC	10-14-7105	\$ 1,843.46	108566	12/18/2015	HP GEN9 server/HP 8GB memory/4 hard drives
CDW GOVERNMENT, INC	10-14-7105	\$ 1,032.90	108566	12/18/2015	Microsoft software
CDW GOVERNMENT, INC	10-14-7105	\$ 400.00	108566	12/18/2015	5-Year warranty
CDW GOVERNMENT, INC	10-21-6200	\$ 900.00	108566	12/18/2015	1 year Netmotion premium maintenance/PD
CDW GOVERNMENT, INC	60-50-7105	\$ 1,843.47	108566	12/18/2015	HP GEN9 server/HP 8GB memory/4 hard drives
CDW GOVERNMENT, INC	60-50-7105	\$ 1,032.90	108566	12/18/2015	Microsoft software
CDW GOVERNMENT, INC	60-50-7105	\$ 400.00	108566	12/18/2015	5-Year warranty
CDW GOVERNMENT, INC	63-56-7105	\$ 1,843.47	108566	12/18/2015	HP GEN9 server/HP 8GB memory/4 hard drives
CDW GOVERNMENT, INC	63-56-7105	\$ 1,032.91	108566	12/18/2015	Microsoft software
CDW GOVERNMENT, INC	63-56-7105	\$ 400.00	108566	12/18/2015	5-Year warranty
		\$ 10,729.11	108566 Total		
Chevron & Texaco Business Card Services	10-07-6500	\$ 27.01	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	10-21-6500	\$ 2,225.76	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	10-22-6500	\$ 300.22	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	10-33-6500	\$ 112.19	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	10-44-6500	\$ 148.57	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	60-50-6500	\$ 192.78	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	63-56-6500	\$ 510.42	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	68-68-6620	\$ 23.01	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
Chevron & Texaco Business Card Services	69-47-6500	\$ 123.31	108567	12/18/2015	Gas and diesel purchases 11-15-15 to 12-14-15
		\$ 3,663.27	108567 Total		
City of Oakdale	10-21-6615	\$ 15,500.00	108568	12/18/2015	Dispatch services/Dec 2015
		\$ 15,500.00	108568 Total		



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CODE PUBLISHING COMPANY	10-03-6265	\$ 485.00	108569	12/18/2015	City Code electronic update
		\$ 485.00	108569 Total		
COMCAST CABLE	10-21-6420	\$ 143.84	108570	12/18/2015	High speed internet @ 1200 Main St/12-6-15 to 1-05-16
		\$ 143.84	108570 Total		
CSG Consultants, Inc	10-23-6215	\$ 15,537.12	108571	12/18/2015	Permit issuance/Nov 2015
CSG Consultants, Inc	10-23-6215	\$ 2,094.19	108571	12/18/2015	Plan check services/Nov 2015
CSG Consultants, Inc	10-23-6215	\$ 90.00	108571	12/18/2015	Real estate inspection-317 Cinnamon Ln/Nov 2015
CSG Consultants, Inc	10-23-6243	\$ 75.00	108571	12/18/2015	Business license inspect-Horizons/I&M Tax/First Student/Nov 2015
		\$ 17,796.31	108571 Total		
Dave's Drain Cleaning & Plumbing	63-56-6200	\$ 2,065.80	108572	12/18/2015	2015 City backflow testing
		\$ 2,065.80	108572 Total		
E&M ELECTRIC, INC.	10-07-6200	\$ 364.64	108573	12/18/2015	Removed old lights and replaced @ preschool
E&M ELECTRIC, INC.	10-21-6200	\$ 81.00	108573	12/18/2015	Replaced bad switch and bad splice @ PD
E&M ELECTRIC, INC.	10-33-6200	\$ 482.23	108573	12/18/2015	Replaced old recepticles & boxes on tree wells
E&M ELECTRIC, INC.	10-33-6200	\$ 728.86	108573	12/18/2015	Replaced old recepticles & boxes on tree wells
E&M ELECTRIC, INC.	10-33-6200	\$ 1,618.00	108573	12/18/2015	Replaced old recepticles & boxes on tree wells
E&M ELECTRIC, INC.	10-33-6200	\$ 535.96	108573	12/18/2015	Replaced plugs for Christmas lights
E&M ELECTRIC, INC.	10-33-6200	\$ 868.03	108573	12/18/2015	Replaced ballast in pole #293 @ PD
E&M ELECTRIC, INC.	10-33-6300	\$ 96.80	108573	12/18/2015	3 Sylvania Lumalex bulbs
E&M ELECTRIC, INC.	10-33-6300	\$ 164.15	108573	12/18/2015	3 Sylvania LUI50155/3 photo eyes
E&M ELECTRIC, INC.	10-33-6300	\$ 47.85	108573	12/18/2015	2 Sylvania Lumalex lights
E&M ELECTRIC, INC.	10-33-6300	\$ 23.51	108573	12/18/2015	1 Sylvania metalarc bulb
E&M ELECTRIC, INC.	60-50-6300	\$ 64.96	108573	12/18/2015	pipe insulation
		\$ 5,075.99	108573 Total		
FERGUSON ENTERPRISES, INC 1423	63-56-6300	\$ 1,675.25	108574	12/18/2015	24 T10 water meters
FERGUSON ENTERPRISES, INC 1423	63-56-6300	\$ 3,274.40	108574	12/18/2015	4" water meter in cubic feet readout in pit
		\$ 4,949.65	108574 Total		
FRANKLIN PET CEMETERY & C	10-21-6208	\$ 8.40	108575	12/18/2015	Animal disposal clinic
FRANKLIN PET CEMETERY & C	10-21-6208	\$ 30.00	108575	12/18/2015	Animal disposal clinic
FRANKLIN PET CEMETERY & C	10-21-6208	\$ 15.20	108575	12/18/2015	Animal disposal clinic
		\$ 53.60	108575 Total		
GEOANALYTICAL LAB, INC.	60-50-6200	\$ 355.00	108576	12/18/2015	BOD/TSS/Nitrate testing/WWTP
GEOANALYTICAL LAB, INC.	63-56-6200	\$ 1,056.00	108576	12/18/2015	Bacti testing/Chromium level testing/EDT reporting/water
		\$ 1,411.00	108576 Total		
GEORGE W. LOWRY, INC	60-50-6500	\$ 968.86	108577	12/18/2015	400 gallons unleaded gas delivered
		\$ 968.86	108577 Total		
Gouveia Engineering, Inc	10-31-6200	\$ 168.00	108578	12/18/2015	Inyo & Canal School intersection/Nov 2015
Gouveia Engineering, Inc	10-31-6200	\$ 70.88	108578	12/18/2015	Follow-up on City Hall generator/Nov 2015
Gouveia Engineering, Inc	10-31-6200	\$ 765.00	108578	12/18/2015	Tentative Parcel Map/Nov 2015



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Gouveia Engineering, Inc	10-31-6200	\$ 976.50	108578	12/18/2015	Sustainable transportation grant/Nov 2015
Gouveia Engineering, Inc	17-44-7521	\$ 118.13	108578	12/18/2015	Newman Skate Plaza/Nov 2015
Gouveia Engineering, Inc	18-32-7739	\$ 2,332.50	108578	12/18/2015	Hwy 33/Inyo intersection/Nov 2015
Gouveia Engineering, Inc	24-32-7766	\$ 862.50	108578	12/18/2015	CNG Fast Fill fueling station/Nov 2015
Gouveia Engineering, Inc	60-50-7306	\$ 2,306.06	108578	12/18/2015	M Street waterline/sewer line replacement/Nov 2015
Gouveia Engineering, Inc	64-56-7523	\$ 2,306.07	108578	12/18/2015	M Street waterline/sewer line replacement/Nov 2015
		\$ 9,905.64	108578 Total		
Hansford Economic Consulting	60-50-6200	\$ 775.00	108579	12/18/2015	Newman sewer rate study/Nov 2015
		\$ 775.00	108579 Total		
INFOSEND, INC	60-50-6200	\$ 977.05	108580	12/18/2015	Utility bill and late notice/Nov 2015
INFOSEND, INC	63-56-6200	\$ 977.05	108580	12/18/2015	Utility bill and late notice
		\$ 1,954.10	108580 Total		
J&E Janitorial and Handyman	10-07-6200	\$ 200.00	108581	12/18/2015	Floor cleaning/bathroom cleaning/City Hall
		\$ 200.00	108581 Total		
JOE'S LANDSCAPING & CONCR	69-47-6200	\$ 7,755.00	108582	12/18/2015	Lighting and Landscape District contract services/Nov 2015
		\$ 7,755.00	108582 Total		
Kennedy/Jenks Consultants, Inc	63-56-6200	\$ 1,075.00	108583	12/18/2015	Calif Statewide Groundwater elevation monitor compliance/11-15
		\$ 1,075.00	108583 Total		
Landeros Megan	10-45-6200	\$ 65.00	108584	12/18/2015	Reimbursement for CPR class/Landeros
		\$ 65.00	108584 Total		
LEAGUE OF CALIF. CITIES	10-01-6620	\$ 200.00	108585	12/18/2015	2016 Local streets and roads needs assessment
		\$ 200.00	108585 Total		
MID VALLEY IT, INC	10-14-6200	\$ 791.60	108586	12/18/2015	IT CONTRACT/FIN
MID VALLEY IT, INC	10-21-6200	\$ 1,583.20	108586	12/18/2015	IT CONTRACT/PD/Jan 2015
MID VALLEY IT, INC	60-50-6200	\$ 791.60	108586	12/18/2015	IT CONTRACT/SEWR
MID VALLEY IT, INC	63-56-6200	\$ 791.60	108586	12/18/2015	IT CONTRACT/WATR
		\$ 3,958.00	108586 Total		
NEWMAN SMOG AND LUBE	10-21-6530	\$ 487.84	108587	12/18/2015	New alternator assembly/09 Dodge Charger
NEWMAN SMOG AND LUBE	10-22-6530	\$ 567.91	108587	12/18/2015	Diagnose and repair Newman #80
		\$ 1,055.75	108587 Total		
Nino's Auto Repair	63-56-6530	\$ 106.53	108588	12/18/2015	Oil change/worked on defrost
		\$ 106.53	108588 Total		
North Star Engineering Group, Inc	18-32-7739	\$ 2,455.00	108589	12/18/2015	Professional services/Hwy 33 & Inyo/Nov 2015
		\$ 2,455.00	108589 Total		
CITY OF PATTERSON	10-03-6200	\$ 660.00	108590	12/18/2015	City Council video reimbursement/Nov 2015
CITY OF PATTERSON	10-22-6200	\$ 250.00	108590	12/18/2015	Fire Data input/Oct 2015
		\$ 910.00	108590 Total		
P G & E	10-07-6410	\$ 271.57	108591	12/18/2015	Electric and gas usage 11-4-15 to 12-06-15
P G & E	10-07-6410	\$ 1,350.15	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15



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P G & E	10-07-6665	\$ 75.83	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	10-22-6410	\$ 373.98	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	10-33-6410	\$ 4,947.99	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	10-44-6410	\$ 659.91	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	10-44-6660	\$ 327.16	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	10-44-6670	\$ 222.09	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	10-45-6410	\$ 259.14	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	10-46-6410	\$ 14.71	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	60-50-6410	\$ 271.57	108591	12/18/2015	Electric and gas usage 11-4-15 to 12-06-15
P G & E	60-50-6410	\$ 2,682.27	108591	12/18/2015	Electric @ WWTP/solar meter 10-13-15 to 10-28-15
P G & E	60-50-6410	\$ 3,129.61	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	62-60-6411	\$ 335.93	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	62-60-6412	\$ 1,233.39	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	63-56-6410	\$ 271.56	108591	12/18/2015	Electric and gas usage 11-4-15 to 12-06-15
P G & E	63-56-6410	\$ 10,940.27	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
P G & E	69-47-6410	\$ 3,375.05	108591	12/18/2015	Gas and electric usage 10-15-15 to 11-15-15
		\$ 30,742.18	108591 Total		
Rabobank	10-02-6120	\$ 750.00	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	10-06-6120	\$ 225.00	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	10-07-6120	\$ 750.00	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	10-14-6120	\$ 1,762.50	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	10-21-6120	\$ 16,001.25	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	10-33-6120	\$ 375.00	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	22-20-6120	\$ 300.00	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	60-50-6120	\$ 9,161.88	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	62-60-6120	\$ 375.00	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	63-56-6120	\$ 6,424.37	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	69-47-6120	\$ 375.00	108592	12/18/2015	Jan 2016 HSA deposit
Rabobank	73-70-6120	\$ 450.00	108592	12/18/2015	Jan 2016 HSA deposit
		\$ 36,950.00	108592 Total		
RAY'S RADIO SHOP	30-21-7105	\$ 576.00	108593	12/18/2015	Program and FCC check 4 portable radios/PD
		\$ 576.00	108593 Total		
Ready Refresh by Nestle	10-14-6300	\$ 13.19	108594	12/18/2015	Bottled water delivered/Nov 2015
Ready Refresh by Nestle	10-21-6300	\$ (5.00)	108594	12/18/2015	Bottle deposit credit/PD
Ready Refresh by Nestle	10-45-6300	\$ 8.60	108594	12/18/2015	Bottled water delivered/Nov 2015
Ready Refresh by Nestle	60-50-6300	\$ 13.19	108594	12/18/2015	Bottled water delivered/Nov 2015
Ready Refresh by Nestle	60-50-6300	\$ 22.29	108594	12/18/2015	Bottled water delivered/Nov 2015
Ready Refresh by Nestle	60-50-6300	\$ 24.26	108594	12/18/2015	Bottled water delivered/Nov 2015
Ready Refresh by Nestle	63-56-6300	\$ 13.19	108594	12/18/2015	Bottled water delivered/Nov 2015



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Ready Refresh by Nestle	63-56-6300	\$ 22.28	108594	12/18/2015	Bottled water delivered/Nov 2015
		\$ 112.00	108594 Total		
SAFE-T-LITE	10-33-6300	\$ 385.20	108595	12/18/2015	20 Barricades/stencil charge/LED flashing lites/batteries
SAFE-T-LITE	24-32-7727	\$ 152.90	108595	12/18/2015	Asphalt rake/finish broom/Fresno street name
SAFE-T-LITE	63-56-6300	\$ 385.21	108595	12/18/2015	20 Barricades/stencil charge/LED flashing lites/batteries
		\$ 923.31	108595 Total		
State of Calif Dept of Justice	10-00-2014	\$ 399.00	108596	12/18/2015	Fingerprint and livescan fees/Nov 2015
		\$ 399.00	108596 Total		
STANTEC CONSULTING SERVICE, Inc	60-50-6200	\$ 1,910.00	108597	12/18/2015	Groundwater monitoring services/Nov 2015
STANTEC CONSULTING SERVICE, Inc	60-50-6200	\$ 5,000.00	108597	12/18/2015	Water and Wastewater On-Call/Nov 2015
		\$ 6,910.00	108597 Total		
True Blue Veterinary Group	10-21-6208	\$ 1,455.00	108598	12/18/2015	Monthly animal control contract/Neuters/Vaccines
		\$ 1,455.00	108598 Total		
MONTES ALMA	63-00-2010	\$ 16.31	108599	12/18/2015	Refund Check
		\$ 16.31	108599 Total		
MUNOZ CUIHTLAHUAC	63-00-2010	\$ 19.48	108600	12/18/2015	Refund Check
		\$ 19.48	108600 Total		
MATTOS NEWSPAPERS, INC.	10-01-6300	\$ 66.73	108601	12/18/2015	Business cards for Murray Day
MATTOS NEWSPAPERS, INC.	10-01-6620	\$ 75.00	108601	12/18/2015	Congratulations ad Fall Sports Program
MATTOS NEWSPAPERS, INC.	10-06-6600	\$ 72.00	108601	12/18/2015	Notice public workshop/5th cyce housing element update
MATTOS NEWSPAPERS, INC.	10-06-6600	\$ 96.00	108601	12/18/2015	Public hearing/Conditional use permit 15-02
MATTOS NEWSPAPERS, INC.	10-06-6600	\$ 21.00	108601	12/18/2015	Public notice Planning & Rec commission vacancies
MATTOS NEWSPAPERS, INC.	10-21-6300	\$ 69.96	108601	12/18/2015	50 Victim confidentiality request forms/PD
MATTOS NEWSPAPERS, INC.	10-45-6600	\$ 21.00	108601	12/18/2015	Public notice Planning & Rec commission vacancies
		\$ 421.69	108601 Total		
YANCEY LUMBER COMPANY	10-07-6300	\$ 20.42	108602	12/18/2015	Metal trim nails
YANCEY LUMBER COMPANY	10-21-6307	\$ 101.16	108602	12/18/2015	Dog food
YANCEY LUMBER COMPANY	10-21-6308	\$ 12.59	108602	12/18/2015	Garbage bags
YANCEY LUMBER COMPANY	10-22-6300	\$ 13.83	108602	12/18/2015	Locknuts/mouse trap/zip anchor
YANCEY LUMBER COMPANY	10-33-6300	\$ 169.75	108602	12/18/2015	lights bulbs/paint
YANCEY LUMBER COMPANY	10-44-6660	\$ 1.71	108602	12/18/2015	LAG screws/washers
YANCEY LUMBER COMPANY	60-50-6300	\$ 61.59	108602	12/18/2015	PVC cement/PVC pipe/bushings/ells
YANCEY LUMBER COMPANY	63-56-6300	\$ 61.43	108602	12/18/2015	Gloves/Elect tape/sealer/pipe insulation
YANCEY LUMBER COMPANY	68-68-6620	\$ 9.68	108602	12/18/2015	Cable ties
		\$ 452.16	108602 Total		
ZAM COMM	10-33-6200	\$ 333.60	108603	12/18/2015	Relocation of customer-provided wireless bridge/corp yard
ZAM COMM	10-44-6200	\$ 333.60	108603	12/18/2015	Relocation of customer-provided wireless bridge/corp yard
ZAM COMM	60-50-6200	\$ 333.60	108603	12/18/2015	Relocation of customer-provided wireless bridge/corp yard
ZAM COMM	63-56-6200	\$ 333.60	108603	12/18/2015	Relocation of customer-provided wireless bridge/corp yard



AP Check Register December 18, 2015

Vendor	Fund-Dept-Acct	Amount	Check #	Check date	Description
ZAM COMM	69-47-6200	\$ 333.60	108603	12/18/2015	Relocation of customer-provided wireless bridge/corp yard
		\$ 1,668.00	108603 Total		
		\$ 192,546.40	Grand Total		



ACH Register for Council December 31, 2015

Vendor	Account No	Invoice No	Description	Amount	ACH Check	Check date
SJZIA	10-00-2260	Jan-16	Health insurance premium/Jan 2016	\$ 15,800.33	TRUE	12/31/2015
			\$15,800.33 Total	\$ 15,800.33		
			Grand Total	\$ 15,800.33		



AP Check Register January 08, 2016

Vendor	Fund-Dept-Acct	Amount	Check #	Check date	Description
AT&T MOBILITY	10-02-6420	\$ 33.78	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-03-6420	\$ 40.54	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-06-6420	\$ 81.07	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-07-6420	\$ 22.08	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-14-6420	\$ 51.18	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-21-6420	\$ 578.30	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-22-6420	\$ 28.89	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-33-6420	\$ 43.24	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-44-6420	\$ 59.06	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	10-45-6420	\$ 67.56	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	22-20-6420	\$ 5.78	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	60-50-6420	\$ 326.94	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	63-56-6420	\$ 262.82	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
AT&T MOBILITY	69-47-6420	\$ 20.86	108618	1/8/2016	Cell phone usage 11-06-15 to 12-05-15
		\$ 1,622.10	108618 Total		
BERTOLOTTI DISPOSAL	10-00-5080	\$ (11,697.73)	108619	1/8/2016	Monthly franchise fees/Dec 2016
BERTOLOTTI DISPOSAL	10-00-5730	\$ 15,875.48	108619	1/8/2016	Reclass franchise fees/Dec 2016
BERTOLOTTI DISPOSAL	10-00-5733	\$ (4,177.75)	108619	1/8/2016	Street sweeping fees/Dec 2016
BERTOLOTTI DISPOSAL	10-41-6200	\$ 62,666.39	108619	1/8/2016	Monthly contract garbage service/Dec 2016
		\$ 62,666.39	108619 Total		
Bohannon Insurance Group	10-00-2260	\$ 736.39	108620	1/8/2016	Health insurance administration fee/Dec 2015
		\$ 736.39	108620 Total		
BURTON'S FIRE, INC	10-22-6530	\$ 2,404.71	108621	1/8/2016	Repairs to water pump/leaking/Unit #28
BURTON'S FIRE, INC	10-22-6530	\$ 769.92	108621	1/8/2016	Cleaned water port on stuffing boxes/repack pump/Unit #28
		\$ 3,174.63	108621 Total		
CALIF BUILDING STANDARDS	10-00-2620	\$ 256.00	108622	1/8/2016	Oct-Dec 2015 SB1473 fees payable
CALIF BUILDING STANDARDS	10-00-5310	\$ (25.60)	108622	1/8/2016	Oct-Dec 2015 SB1473 fees payable/retention
		\$ 230.40	108622 Total		
Candea Nicholas	10-01-6690	\$ 49.16	108623	1/8/2016	Mileage reimbursement/STANCOG meeting/Candea
		\$ 49.16	108623 Total		
CARTER JEFF	68-68-7722	\$ 100.00	108624	1/8/2016	
		\$ 100.00	108624 Total		
CBA (ADMIN FEES)	10-00-2261	\$ 240.50	108625	1/8/2016	Dental-vision admin fees/Jan 2016
		\$ 240.50	108625 Total		
CENTRAL SANITARY SUPPLY	10-07-6300	\$ 74.67	108626	1/8/2016	
CENTRAL SANITARY SUPPLY	10-07-6665	\$ 37.34	108626	1/8/2016	
CENTRAL SANITARY SUPPLY	10-21-6300	\$ 74.66	108626	1/8/2016	
CENTRAL SANITARY SUPPLY	10-22-6300	\$ 37.33	108626	1/8/2016	
CENTRAL SANITARY SUPPLY	10-44-6300	\$ 37.34	108626	1/8/2016	



AP Check Register January 08, 2016

Vendor	Fund-Dept-Acct	Amount	Check #	Check date	Description
CENTRAL SANITARY SUPPLY	10-44-6660	\$ 298.67	108626	1/8/2016	
CENTRAL SANITARY SUPPLY	10-44-6670	\$ 149.34	108626	1/8/2016	
CENTRAL SANITARY SUPPLY	10-46-6300	\$ 37.33	108626	1/8/2016	
		\$ 746.68	108626 Total		
COELHO CARL J. (CHUCK)	10-22-6690	\$ 50.00	108627	1/8/2016	
		\$ 50.00	108627 Total		
CSJVRMA	10-00-2292	\$ 37,863.00	108628	1/8/2016	15-16 3rd quarter IWorker's comp ins premium
CSJVRMA	10-00-2292	\$ 34,295.00	108628	1/8/2016	15-16 3rd quarter IWorker's comp retro adj ins premium
CSJVRMA	10-15-6631	\$ 6,942.33	108628	1/8/2016	15-16 3rd quarter liability insurance premium
CSJVRMA	10-15-6631	\$ 2,392.33	108628	1/8/2016	15-16 3rd quarter liability retro adj insurance premium
CSJVRMA	60-50-6631	\$ 6,942.33	108628	1/8/2016	15-16 3rd quarter liability insurance premium
CSJVRMA	60-50-6631	\$ 2,392.34	108628	1/8/2016	15-16 3rd quarter liability retro adj insurance premium
CSJVRMA	63-56-6631	\$ 6,942.33	108628	1/8/2016	15-16 3rd quarter liability insurance premium
CSJVRMA	63-56-6631	\$ 2,392.34	108628	1/8/2016	15-16 3rd quarter liability retro adj insurance premium
		\$ 100,162.00	108628 Total		
DEPART. OF CONSERVATION	10-00-2605	\$ 641.90	108629	1/8/2016	SMOT fees payable Oct-Dec 2015
DEPART. OF CONSERVATION	10-00-5310	\$ (32.10)	108629	1/8/2016	SMOT fees payable Oct-Dec 2015/retention
		\$ 609.80	108629 Total		
ENERGY SYSTEMS	63-56-6225	\$ 2,331.89	108630	1/8/2016	Battery/heater block/well #8
		\$ 2,331.89	108630 Total		
ENVIRONMENTAL TECHNIQUES	60-50-6300	\$ 3,540.00	108631	1/8/2016	60 ProOxidizer/WWTP
		\$ 3,540.00	108631 Total		
Garcia and Associates	18-32-7739	\$ 998.96	108632	1/8/2016	Hwy 33 & Inyo intersection/9-01-15 to 11-27-15
		\$ 998.96	108632 Total		
IDEXX LABORATORIES, INC.	63-56-6300	\$ 366.37	108633	1/8/2016	Water testing supplies
		\$ 366.37	108633 Total		
Independent Stationers	10-14-6300	\$ 9.70	108634	1/8/2016	Rubberbands/binder clips
Independent Stationers	60-50-6300	\$ 9.70	108634	1/8/2016	Rubberbands/binder clips
Independent Stationers	63-56-6300	\$ 9.69	108634	1/8/2016	Rubberbands/binder clips
		\$ 29.09	108634 Total		
MaxVac, Inc	60-50-6225	\$ 4,155.68	108635	1/8/2016	AirTech regenegrative blower/WWTP
		\$ 4,155.68	108635 Total		
MID VALLEY IT, INC	10-21-6300	\$ 2,023.98	108636	1/8/2016	3 indoor/outdoor camera domes/camera license/PD
		\$ 2,023.98	108636 Total		
NEWMAN ACE HARDWARE/JACT,	10-01-6620	\$ 10.83	108637	1/8/2016	eye screws/ornament hooks/drill bit
NEWMAN ACE HARDWARE/JACT,	10-07-6300	\$ 48.89	108637	1/8/2016	bleach/stainless steel cleaner/paintbrush/CFL bulb
NEWMAN ACE HARDWARE/JACT,	10-21-6300	\$ 32.76	108637	1/8/2016	staples/wall bend/tank lever/PD
NEWMAN ACE HARDWARE/JACT,	10-33-6300	\$ 172.77	108637	1/8/2016	Stihl chain/grinding stones/Stihl oil/ext cord
NEWMAN ACE HARDWARE/JACT,	10-44-6300	\$ 4.31	108637	1/8/2016	Misc screws/nuts
NEWMAN ACE HARDWARE/JACT,	10-44-6660	\$ 12.67	108637	1/8/2016	White vinegar/sprayer



AP Check Register January 08, 2016

Vendor	Fund-Dept-Acct	Amount	Check #	Check date	Description
NEWMAN ACE HARDWARE/JACT,	60-50-6300	\$ 121.44	108637	1/8/2016	CM socket/CM ratchet/bungee cords/knife/WWTP
NEWMAN ACE HARDWARE/JACT,	63-56-6300	\$ 4.26	108637	1/8/2016	coupling/bushings/dish soap
NEWMAN ACE HARDWARE/JACT,	68-68-6620	\$ 123.55	108637	1/8/2016	hammer/drill bit/clamps/plug/tie mount/tape/stakes
		\$ 531.48	108637 Total		
P G & E	10-21-6510	\$ 11.56	108638	1/8/2016	Natural gas pumped @ CNG 11-10-15 to 12-11-15
P G & E	10-33-6510	\$ 34.68	108638	1/8/2016	Natural gas pumped @ CNG 11-10-15 to 12-11-15
P G & E	10-44-6510	\$ 23.12	108638	1/8/2016	Natural gas pumped @ CNG 11-10-15 to 12-11-15
P G & E	60-50-6410	\$ 8,169.13	108638	1/8/2016	Electric 10-13-15 to 10-28-15 @ WWTP
P G & E	60-50-6510	\$ 11.56	108638	1/8/2016	Natural gas pumped @ CNG 11-10-15 to 12-11-15
P G & E	63-56-6510	\$ 11.56	108638	1/8/2016	Natural gas pumped @ CNG 11-10-15 to 12-11-15
		\$ 8,261.61	108638 Total		
R-SAFE SPECIALTY	60-50-6300	\$ 95.79	108639	1/8/2016	10 boxes nitrile gloves
		\$ 95.79	108639 Total		
SAFE-T-LITE	10-33-6300	\$ 37.12	108640	1/8/2016	36" Fresno street sign
SAFE-T-LITE	10-33-6530	\$ 59.61	108640	1/8/2016	18" convex indoor mirror
		\$ 96.73	108640 Total		
SHARPENING SHOP	10-33-6200	\$ 62.42	108641	1/8/2016	Tested and repaired pruning saw
SHARPENING SHOP	10-44-6200	\$ 62.42	108641	1/8/2016	Tested and repaired pruning saw
		\$ 124.84	108641 Total		
Stanislaus County Auditor-Controller	10-00-2600	\$ 55,757.10	108642	1/8/2016	County impact fees payable/Oct-Dec 2015
Stanislaus County Auditor-Controller	10-00-5310	\$ (557.57)	108642	1/8/2016	County impact fees payable/Oct-Dec 2015/retention
Stanislaus County Auditor-Controller	10-22-6200	\$ 4,500.00	108642	1/8/2016	Oct-Dec 2015 SR 911 Fire dispatch services
		\$ 59,699.53	108642 Total		
STANISLAUS COUNTY DEPT	10-00-2842	\$ 169.50	108643	1/8/2016	Bus ticket sales payable Nov-Dec 2015
		\$ 169.50	108643 Total		
STAPLES ADVANTAGE	60-50-6300	\$ 43.02	108644	1/8/2016	Legal pads/post-its/pens/correction tape
STAPLES ADVANTAGE	63-56-6300	\$ 43.03	108644	1/8/2016	Legal pads/post-its/pens/correction tape
		\$ 86.05	108644 Total		
SWRCB Accounting Office	60-50-6200	\$ 3,748.50	108645	1/8/2016	Recycled water fees 7-1-14 to 6-30-15
		\$ 3,748.50	108645 Total		
T.H.E. OFFICE CITY	10-14-6300	\$ 45.13	108646	1/8/2016	4 cartons copy paper
T.H.E. OFFICE CITY	10-21-6300	\$ 23.52	108646	1/8/2016	DVD=RW spindle/PD
T.H.E. OFFICE CITY	60-50-6300	\$ 45.13	108646	1/8/2016	4 cartons copy paper
T.H.E. OFFICE CITY	63-56-6300	\$ 45.13	108646	1/8/2016	4 cartons copy paper
		\$ 158.91	108646 Total		
VARGAS GEORGE	10-22-6690	\$ 50.00	108647	1/8/2016	
		\$ 50.00	108647 Total		
Verizon Wireless	10-21-6420	\$ 380.10	108648	1/8/2016	Mobile access/PD patrols/11-19-15 to 12-18-15
		\$ 380.10	108648 Total		
MATTOS NEWSPAPERS, INC.	68-68-6620	\$ 2,411.22	108649	1/8/2016	Ornaments/deer/lights/ribbon/wire for Plaza Christmas tree



AP Check Register January 08, 2016

Vendor	Fund-Dept-Acct	Amount	Check #	Check date	Description
		\$ 2,411.22	108649 Total		
West Stanislaus Fire District	10-22-6200	\$ 105.00	108650	1/8/2016	Smoke tests for Rescue 3, tender 60 and engine 27
		\$ 105.00	108650 Total		
Westside Landscape & Concrete	10-33-6200	\$ 130.00	108651	1/8/2016	Tree stump grinding @ 1305 Main St
Westside Landscape & Concrete	10-33-6200	\$ 390.00	108651	1/8/2016	Tree stump grinding @ 1400 block Main/1110 R St
		\$ 520.00	108651 Total		
WESTSIDE THEATER FOUNDATI	10-01-6620	\$ 140.11	108652	1/8/2016	Reimbursement for supplies for Mayor's Dinner
		\$ 140.11	108652 Total		
		\$ 260,413.39	Grand Total		



MINUTES
NEWMAN CITY COUNCIL
REGULAR MEETING DECEMBER 8, 2015
CITY COUNCIL CHAMBERS, 7:00 P.M., 938 FRESNO STREET

1. **Call To Order** - Mayor Martina 7:00 P.M.
2. **Pledge Of Allegiance.**
3. **Invocation – Council Member Day.**
4. **Roll Call - PRESENT:** Graham, Mayor Pro Tem Candeia, Day And Mayor Martina.
ABSENT: Davis.
5. **Declaration Of Conflicts Of Interest** - None.
6. **Ceremonial Matters**
 - a. Employee Recognition

Mayor Martina Presented City Of Newman Employees Greg Stonebarger And Rory Rocha With Certificates Of Appreciation In Recognition Of Each Employee Obtaining Water Treatment And Water Distribution Certifications.

City Manager Holland Recognized Greg Stonebarger And Rory Rocha For All Of Their Hard Work.

7. Items from the Public - Non-Agenda Items

Natalie Karsten, Library Branch Manager, Notified The Council That She Would Be Moving To The Salida Library Branch And That The New Newman Branch Manager Would Be Pam Moore. Karsten Noted That She Had Enjoyed Her Time In Newman. She Reviewed Current And Upcoming Library Programs And Encouraged Everyone To Visit The Newman Library. Karsten Thanked The Friends Of The Newman Library Organization And The Community For Their Support Of Newman's Public Library.

8. Consent Calendar

- a. Waive All Readings Of Ordinances And Resolutions Except By Title.
- b. Approval Of Warrants.
- c. Approval Of Minutes Of The November 10, 2015 Meeting.
- d. Report On Appointments To Fill Vacancy On The Recreation Commission.

ACTION: On A Motion By Candeia Seconded By Graham, The Consent Calendar Was Approved By The Following Vote: AYES: Graham, Candeia, Day And Mayor Martina; NOES: None; ABSENT: Davis; NOT PARTICIPATING: None.

9. Public Hearings

- a. Adopt Resolution No. 2015-63, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4.

Mayor Martina Opened The Public Hearing At 7:13 P.M.

There Being No Public Comment, Martina Closed The Public Hearing At 7:13 P.M.

ACTION: On Motion By Graham Seconded By Day, Resolution No. 2015-63, A Resolution Declaring The Existence Of A Public Nuisance Under Ordinance No. 95-4, Was Adopted By The Following Vote: AYES: Graham, Candea, Day And Mayor Martina; NOES: None; ABSENT: Davis; NOT PARTICIPATING: None

10. Regular Business

- a. Adopt Resolution No. 2015-64, A Resolution Receiving And Accepting The General Purpose Financial Statement And Transportation Development Act Audits For The Fiscal Year Ending June 30, 2015.

Michelle Gallagher, Lead Auditor With Clendenin Bird & Company, Reviewed The Financial Documents And Explained That The City Had Received The Highest Possible Audit Grade. Gallagher Noted That The Audit Process Had Gone Smoothly And That There Were No Adjusting Journal Entries, Findings Or Concerns.

ACTION: On Motion By Candea Seconded By Day, Resolution No. 2015-64, A Resolution Receiving And Accepting The General Purpose Financial Statement And Transportation Development Act Audits For The Fiscal Year Ending June 30, 2015, Was Adopted By The Following Vote: AYES: Graham, Candea, Day And Mayor Martina; NOES: None; ABSENT: Davis; NOT PARTICIPATING: None

- b. Presentation Regarding Key Findings Of The Recent Community Survey.

Rick Sklarz, Vice President Of Fairbank, Maslin, Maullin, Metz And Associates (FM3), Reviewed The Results And Key Findings Of The Recent Community Survey.

City Manager Holland Asked The Council To Provide Direction Regarding The Potential Ballot Measure.

ACTION: The Council Agreed To Allow Staff To Perform The Necessary Work To Pursue The Proposed Ballot Measure. They Directed Staff To Proceed With The Perpetrations With The Goal Of Putting The Aforementioned Measure On The November 2016 Ballot.

11. Items From District Five Stanislaus County Supervisor.

Supervisor DeMartini Noted That The West Side Healthcare Taskforce Calendars Were Completed And Presented The City With A Box Of Calendars For Dissemination To The Public. DeMartini Mentioned That The Next West Side Healthcare Taskforce Meeting Would Be In Gustine On January 14th. He Stated That The County Would Be Willing To Commit \$100,000.00 Toward The Construction Of A Community Pool And Wished The City Luck With Their Pool Endeavor.

12. Items From The City Manager And Staff.

City Manager Holland Thanked The Newman Chamber Of Commerce, Susan Mattos, Carmen Anaya And The Dyt Family For Helping Make The Tree Lighting Event Possible. Holland Noted That The Audit Indicated That The City Was Still Negative \$100,000.00 But Noted That Included The Memorial Building Renovations And That The City's Monetary Reserves Were Still Healthy. He Mentioned That The Final Fire Chief Interviews Had Taken Place Earlier That Day And That He Hoped To Have A New Chief Hired Sometime In January. Holland Concluded By Wishing Everyone A Merry Christmas And A Happy New Year.

Chief Richardson Thanked Officers Williams And Fanucchi For Continuing The Annual Holiday *Shop With A Cop* Program And Noted That The Officers Had Taken To Children To Walmart To Shop For Gifts For Each Child As Well As Their Families.

Council Member Candea Asked Chief Richardson If The Police Department Had The Appropriate Training And Equipment To Handle A Terrorist Event Like Those That Have Taken Place Recently.

Chief Richardson Stated That The Officers Have All The Necessary Training But Hoped They Never Had To Use It. Richardson Reported That The Department Also Had The Appropriate Equipment But Noted That If A Major Event Took Place That Resources From Modesto And The County Would Need To Be Brought In.

Public Works Director Kim Reported That City Staff Was Ready For The Forecasted El Niño Storms.

Mayor Martina Thanked The Public Works Director For His Preparations In Anticipation Of Said Storms.

13. Items From City Council Members.

Council Member Graham Asked If The Police Department Had Ceramic Ballistic Vests.

Chief Richardson Noted That The Police Department Did Not Have The Ceramic Vests But Indicated That He Would Look Into The Purchase Of Said Vests.

Council Member Graham Stated That He Thought That Vests Were Something The City Should Consider. Graham Welcomed Alex Durbala To The Recreation Commission.

Council Member Day Congratulated City Of Newman Employees Greg Stonebarger And Rory Rocha For Their Achievements.

Mayor Martina Noted That Employee Recognition Is Important And That He Thought It Was Great That The City Recognized Greg Stonebarger And Rory Rocha For Their Efforts. Martina Thanked Alex Durbala For Volunteering To Serve On The Recreation Commission. Martina Concluded By Thanking Everyone For The Wonderful Tree Lighting Event And Noted That He Was Proud Of The Plaza And Downtown.

14. Adjournment.

ACTION: On Motion By Candea Seconded By Day And Unanimously Carried, The Meeting Was Adjourned At 8:11 P.M.

Honorable Mayor and Members
of the Newman City Council

**AUTHORIZE PARTICIPATION IN JOINT APPLICATION FOR FEMA ASSISTANCE TO
FIREFIGHTERS GRANT FOR PURCHASE OF SELF CONTAINED BREATHING APPARATUS**

RECOMMENDATION:

Adopt Resolution No. 2016- , a resolution authorizing participation in joint application for FEMA Assistance to Firefighters Grant (AFG) for purchase of self-contained breathing apparatus (SCBA) and authorize City Manager or Designee to execute all necessary documentation.

BACKGROUND:

The City of Newman Fire Department has an annual opportunity to apply for and receive grants based upon need, financial impact and safety considerations of the operations of the organization. After an evaluation of our operational needs, and as advised by the manufacture, our SCBA are due for replacement. The typical life span of an SCBA is approximately 15 years. This is predominantly tied to the useful life of the compressed cylinders. A driving factor in the replacement of SCBA is maintaining compliance with the National Fire Protection Association (NFPA) recommended standard.

ANALYSIS:

SCBA is part of the protective ensemble that our firefighters wear when engaged in any activity that places them in an Immediate Danger to Life and Health (IDLH) environment. The proposed SCBA is lighter; creating less fatigue on our firefighters and the higher cylinder working pressures increase the fire fighters working duration.

The fire service within Stanislaus County is moving toward increasing the standardization of operations and equipment. Several agencies within the County have already made the switch to a more modern, lighter weight and efficient breathing apparatus. In the event of a major fire or hazardous materials incident, standardization provides an essential component to the successful mitigation of an incident.

FISCAL IMPACT:

The FEMA AFG is based on population served. The match would be 10%. The City of Newman's portion would be \$17,286.65 from the General Fund. If the City does not participate or if not awarded, the City of Newman's replacement cost would be \$172,866.50. This would impact fiscal year 2016/2017.

CONCLUSION:

It is recommended that the resolution be adopted so that the City of Newman can participate in the FEMA AFG. The fiscal impact is minimal in comparison to purchasing this essential firefighting equipment individually. Participation in FEMA AFG also helps to bring the SCBA into industry standards. The impact of not having this essential equipment includes increased hazards to life, property, and the environment.

ATTACHMENTS:

1. Resolution No. 2016- , a resolution authorizing participation in joint application for FEMA Assistance to Firefighters Grant for purchase of self-contained breathing apparatus
2. Exhibit A – Self Contained Breathing Apparatus Bond Funding Proposal

Respectfully submitted,



Keith Bowen
Fire/Division Chief

REVIEWED/CONCUR



Michael Holland
City Manager

RESOLUTION NO. 2016-

**AUTHORIZING PARTICIPATION IN JOINT APPLICATION FOR FEMA ASSISTANCE TO
FIREFIGHTERS GRANT FOR PURCHASE OF SELF-CONTAINED BREATHING
APPARATUS**

WHEREAS, the Federal Emergency Management Agency, Assistance to Firefighters Grant application is open and available to the City of Newman with a January 15, 2016 deadline; and

WHEREAS, the goal of the grant is to offset the cost of purchasing self-contained breathing apparatus for the fire department; and

WHEREAS, said grant program established by Federal Emergency Management Agency, Assistance to Firefighters Grant, require the applicant to certify by resolution the approval of application before submission of said application; and

WHEREAS, the City of Newman will have a financial obligation of 10%, which is approximately \$17,286.65 from the General Fund for fiscal year 2016/2017; and

WHEREAS, if awarded, the applicant would enter into a contract with Federal Emergency Management Agency, to complete the approved project; and

WHEREAS, the proposed project for said grant funding application includes:

1. Self-Contained Breathing Apparatus harness;
2. 5500 pounds per square inch air cylinders;
3. Self-Contained Breathing Apparatus mask;
4. Mounting brackets;
5. Rapid Intervention Crew(RIC) pack; and
6. Self-Contained Breathing Apparatus fill station upgrade.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newman that;

1. Approve an application submittal for Federal Emergency Management Agency Assistance to Firefighters Grant.
2. Authorize the city manager or designee to execute all grant documents, applications, agreements, payments, and amendments associated with grant projects.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 12th day of January, 2016 by _____, who moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following roll call vote:

AYES:
NOES:
ABSENT:

APPROVED:

Mayor of the City of Newman

ATTEST:

City Clerk of the City of Newman

Self Contained Breathing Apparatus Bond Funding Proposal

City of Newman

	<u>Quantity</u>	<u>Price</u>	<u>Sub Total</u>
SCBA Harness	16	5,230.00	83,680.00
5500 psi Cylinder	38	758.00	28,804.00
SCBA Mask	18	613.00	11,034.00
Mounting Bracket	16	100.00	1,600.00
RIC Pack	1		3,663.00
SCBA Fill station up grade 50%		34,445.00	<u>17,222.50</u>
		sub total	146,003.50
		sales tax	11,148.00
		10% contingency	<u>15,715.00</u>
		Total	172,866.50

City of Patterson General Fund

	<u>Quantity</u>	<u>Price</u>	<u>Sub total</u>
SCBA Harness	11	5,230.00	57,530.00
5500 psi Cylinder	24	758.00	18,192.00
SCBA Mask	21	613.00	12,873.00
Mounting Bracket	11	100.00	1,100.00
RIC Pack	1	3,663.00	3,663.00
Confined Space Upgrade 50%		10,296.50	10,296.50
Fill Station upgrade 50%		8,660.00	<u>4,330.00</u>
		Sub total	107,984.50
		Sales Tax	8,245.00
		10% Contingency	<u>11,623.00</u>
		Total	127,852.50

City of Patterson CFD

	<u>Quantity</u>	<u>Price</u>	<u>Sub Total</u>
SCBA Harness	12	5,230.00	62,760.00
5500 psi Cylinder	26	758.00	19,708.00
SCBA Mask	19	613.00	11,647.00
Mounting Bracket	12	100.00	1,200.00
RIC Pack	1	3,663.00	3,663.00
Confined Space Upgrade 50%		10,296.50	10,296.50
Fill Station upgrade 50%		8,660.00	<u>4,330.00</u>
		Sub total	113,604.50
		Sales Tax	8,674.00
		10% contingency	<u>12,228.00</u>
		Total	134,506.50

West Stanislaus General Fund/BAD

	<u>Quantity</u>	<u>Price</u>	<u>Sub Total</u>
SCBA Harness	47	5,230.00	245,810.00
5500 psi Cylinder	90	758.00	68,220.00
SCBA Mask	49	613.00	30,307.00
Mounting Bracket	47	100.00	4,700.00
RIC Pack	3	3,663.00	10,989.00
SCBA Fill station up grades 80%		41,783.50	<u>33,427.00</u>
		sub total	393,453.00
		sales tax	28,978.00
		10% contingency	<u>42,143.00</u>
		Total	464,574.00

West Stanislaus Diablo Grande BAD

	<u>Quantity</u>	<u>Price</u>	<u>Sub Total</u>
SCBA Harness	9	5,230.00	62,760.00
5500 psi Cylinder	18	758.00	19,708.00
SCBA Mask	9	613.00	11,647.00
Mounting Bracket	9	100.00	900.00
RIC Pack	1	3,663.00	3,663.00
SCBA Fill station up grades 20%		41,783.50	<u>8,357.00</u>
		sub total	107,035.00
		sales tax	8,173.00
		10% contingency	<u>11,521.00</u>
		Total	126,729.00

TOTAL BOND PROPOSAL

	<u>Quantity</u>	<u>Price</u>	<u>Sub Total</u>
SCBA Harness	95	5,230.00	496,850.00
5500 psi Cylinder	196	758.00	148,568.00
SCBA Mask	116	613.00	71,108.00
Mounting Bracket	95	100.00	9,500.00
RIC Pack	7	3,663.00	25,641.00
SCBA Fill station up grades			67,666.00
Confined Space Upgrade	1	20,593.00	<u>20,593.00</u>
		Sub Total	839,926.00
		Sales Tax	64,129.00
		10% Contingency	<u>90,404.00</u>
		Total	994,459.00

NOTE: Confined Space Upgrade Details

6-SAR SKA Rescue Packs

6-100 ft Air Supply Lines

TRC 8-outlet Air Cart

City of Newman Obligation	172,866.50
City of Patterson Obligation	262,359.00
West Stanislaus Obligation	591,303.00

Honorable Mayor and Members
of the Newman City Council

**ACCEPT THE WATER AND SEWER SCADA SYSTEMS IMPROVEMENT PROJECT AS COMPLETE
AND AUTHORIZING ROBERT MARTINA AS MAYOR, AND MIKE MAIER AS CITY CLERK TO
RECORD A NOTICE OF COMPLETION**

RECOMMENDATION:

It is recommended that the Newman City Council adopt Resolution No. 2016- , accepting the Water and Sewer Supervisory Control and Data Acquisition (SCADA) Systems Improvement Project as complete and authorizing Robert Martina as Mayor, and Mike Maier as City Clerk to record a Notice of Completion.

BACKGROUND:

SCADA systems utilize computers to provide a means of recording historical system information, continuous system monitoring and control, and the immediate reporting of system alarms for utility infrastructure such as water wells and sewer pump stations.

The Water and Sewer SCADA Systems Improvement Project completed includes:

- Combined the existing two Wonderware systems into one upgraded system
- Provided installation of the new computer hardware, and loading and configuration of all upgraded/new software
- Provided configuration of the new alarming software to mirror existing system functionality
- Supplied and configured a Virtual Private Network (VPN) appliance for operator remote access as well as Network Attached Storage (NAS) Synology backup hardware
- Provided project engineering, manufacturing services for hardware, radio telemetry configuration and integration, and Programmable Logic Control (PLC) & SCADA programming
- Replaced the existing radio transceivers with Ethernet based radio transceivers
- Assessed all lift stations and realigned the antennas to maintain optimum signal strength

ANALYSIS:

On October 14, 2014 City Council awarded a contract to TESCO Controls, Inc. for the project, and the water and sewer SCADA systems improvement was completed on December 21, 2015. There were no change orders for this project. A final inspection of the project was performed by the Public Works Department, and the Project has been determined to be implemented in accordance with the approved plans and specifications.

FISCAL IMPACT:

Original Project: \$150,000.00. The project costs are funded by Water Fund (\$112,500) and Sewer Fund (\$37,500) as identified in the FY 2014/15 Budget. No Change Order.

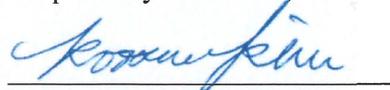
CONCLUSION:

The Water and Sewer SCADA Systems Improvement Project implemented by TESCO Controls, Inc., has been completed in compliance with the plans and specifications with a final implementation cost of \$150,000.00. Therefore, staff recommends that the City Council adopt Resolution No. 2016- , approving said project as complete and authorizing Robert Martina as Mayor, and Mike Maier as City Clerk to record a notice of completion for the Project.

ATTACHMENTS:

1. Resolution No. 2016-

Respectfully Submitted,



Koosun Kim
Director of Public Works

REVIEWED/CONCUR:



Michael E. Holland
City Manager

RESOLUTION NO. 2016-

**ACCEPTING THE WATER AND SEWER SCADA SYSTEMS IMPROVEMENT PROJECT
AS COMPLETE AND AUTHORIZING ROBERT MARTINA AS MAYOR, AND
MIKE MAIER AS CITY CLERK TO RECORD A NOTICE OF COMPLETION**

WHEREAS, on the 14th day of October, 2014, agreements were entered into between the City Of Newman, herein after referred to as "CITY" and TESCO Controls, Inc., herein after referred to as "CONTRACTOR" for the making of certain improvements in the City of Newman, County of Stanislaus, State of California, known as the Water and Sewer SCADA (Supervisory Controls and Data Acquisition) Systems Improvement Project; and

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

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

1. That the improvements referred to in said agreement and other matters referred to therein be, and the same hereby are, approved and accepted.
2. That Robert Martina, as Mayor and Mike Maier as City Clerk, are hereby authorized and directed to execute and record a Notice of Completion of said improvements.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 12th day of January, 2016 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:

Bob Martina, Mayor

Attest:

Mike Maier, City Clerk

Honorable Mayor and Members
of the Newman City Council

REPORT ON MARIJUANA ORDINANCE

RECOMMENDATIONS:

1. Adopt Resolution No. 2016- , A Resolution Reaffirming And Confirming The Newman City Zoning Code Is Adopted And Operates Under The Principles Of Permissive Zoning
2. Conduct First Reading And Introduction Of Ordinance No. 2016- , An Ordinance Of The City Of Newman Amending Titles 3 Business Regulations And 8 Health And Sanitation; Sections 3.01 Revenue Licenses And 8.07 Medical Marijuana Dispensaries Of The Newman Municipal Code

BACKGROUND:

The Federal Controlled Substances Act (21 U.S.C. § 801 et seq.) classifies marijuana as a Schedule I Drug, which is defined as a drug or other substance that has a high potential for abuse, has no currently accepted medical use in treatment in the United States and has not been accepted as safe for use under medical supervision. The Federal Controlled Substances Act makes it unlawful, under federal law, for any person to cultivate, manufacture, distribute or dispense, transport, or possess with intent to manufacture, distribute or dispense, marijuana. The Federal Controlled Substances Act does not exempt the cultivation, manufacture, distribution, dispensation, transportation or possession of marijuana for medical purposes.

In 1996, California voters enacted Proposition 215, the Compassionate Use Act (CUA), to enable persons who are seriously ill and have the approval of a physician to access marijuana for medical purposes and use it without fear of criminal prosecution under limited specified circumstances. In 2003, the Legislature enacted the Medical Marijuana Program (MMP), codified as Health and Safety Code sections 11362.7 through 11362.83, to clarify CUA's scope and promote CUA's consistent application throughout the State. The MMP expressly allows cities and other local governing bodies to adopt and enforce local rules and regulations consistent with the MMP. The CUA and the MMP primarily address aspects of criminal law that pertain to the possession, cultivation or distribution of marijuana by providing certain qualified individuals who cultivate marijuana for medical purposes with a limited defense to certain state criminal statutes.

Since October 2008, the City of Newman has had an ordinance in place prohibiting the establishment of medical marijuana dispensaries in Newman. This ordinance was put in place to protect the public health, safety and welfare. In considering a permanent ban on medical marijuana dispensaries, the City Council considered evidence provided by many other jurisdictions demonstrating that the secondary effects of allowing medical marijuana dispensaries would be detrimental to the quality of life of the citizens of Newman and harm the economic health of the City due to increased crime and violence. Documented crimes ranged from the resale of medical marijuana to individuals who do not have physician recommendations or valid identification cards, increased vagrancy and public smoking of marijuana, increased violence in and around the dispensaries, take-over robberies of the dispensaries themselves, increased illegal cultivation of marijuana by parties not authorized under State law, and increased sale and trafficking of marijuana and other drugs in violation of both State and Federal law. Of particular concern is the fact that crime is not being consistently reported by dispensaries and users because they do not want to jeopardize the status of the dispensaries. Based on the experience of these other cities, the Newman Police Department is concerned that a marijuana dispensary has the potential to increase crime and violence in Newman.

On October 9, 2015, Governor Brown signed three bills into law (AB 266, AB 243, and SB 643), collectively known as the "Medical Marijuana Regulation and Safety Act", or MMRSA, that sets up a State licensing scheme for commercial medical marijuana uses. The Act protects local control by requiring all such business to have a local license or permit to operate in addition to a State license. The MMRSA allows cities and counties to completely prohibit commercial medical marijuana activities, including cultivation; however, local agencies must have enacted such prohibitions by March 1, 2016. In order to have an ordinance in place, the City of Newman would need to have the second reading of such an ordinance by its January 26 regularly scheduled City Council meeting. The City already bans commercial medical marijuana dispensaries within the city limits.

ANALYSIS:

In 2013, the California Supreme Court ruled in *City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc.* that each local government has the inherent authority to regulate the use of land within its jurisdictional boundary, and more specifically, to prohibit the cultivation of marijuana for any purpose. Since the passage of Prop 215, the City of Newman has experienced a marked increase in complaints and crime associated with the usage and cultivation of marijuana, including those cases where the marijuana was being grown for personal use with a valid medical marijuana card.

There have been incidents in the region where individuals who had been cultivating marijuana on their premises were attacked in attempts to steal the marijuana being grown. Some of these incidents had the suspects shooting at the victims; a number were classified as attempted homicides. A recent incident in Turlock occurred in 2015 that involved a guest of the homeowner who was shot and killed during an attempt to force entry into the home. There was evidence that showed that the home had an indoor marijuana grow.

These incidents not only endangered the victims themselves but also the neighbors and community as a whole. The Police Department receives requests for assistance from its citizens during the marijuana harvest season due to the pungent odor of marijuana. While the Police Department does look into these, the individuals responsible for the cultivation are, more often than not, in possession of a medical marijuana card.

The Attorney General's August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use recognizes that marijuana cultivation or other concentration of marijuana in any location or premise without adequate security increases the risk to surrounding homes and businesses. As evidenced within the City of Newman, residents that grow marijuana for their own personal use for a medical condition are ill-equipped to provide the security necessary to protect their neighbors and neighborhoods from the increase in criminal activity generated by such activities. The malodorous smells and degradation in the natural environment negatively impacts the quality of life for residents and can negatively impact the economic vitality of adjacent businesses. Indoor cultivation of medical marijuana creates a greater risk of indoor electrical fire hazards.

Since adoption of the City's Marijuana Dispensary ban in 2008, there have been approximately 7 thefts of power offenses; some with indications of an indoor cultivation of marijuana utilizing indoor growing fixtures and two resulting in fires. The manner in which the electricity itself was stolen posed a hazard to neighbors and their children for electrocution. The fire hazards from excessive heat, poor ventilation, and poor electrical fixtures were also a major concern.

Additionally, since 2008, there have been approximately 50 Compliance Checks regarding complaints of cultivation of marijuana for personal use (per Prop 215 and SB 420); three of those resulted in arrest or criminal investigation. Many indoor or outdoor grows are in excess of what is considered personal use per a medical marijuana card. These complaints were directly due to citizens calling regarding their observation of marijuana grow/cultivations and or the pungent odor caused from the plants.

Cases involving the cultivation of marijuana both indoor and outdoor have been observed to either have children present or easily accessible to children who may be in the area due to proximity of their homes, schools and or parks. For example, the cultivation of medical marijuana at locations or premises within the vicinity of schools creates unique risks that the marijuana plants may be observed by juveniles, and therefore be especially vulnerable to theft or recreational consumption by juveniles. Further, the potential for criminal activities associated with the cultivation or distribution of medical marijuana at such locations poses heightened risks that juveniles will be involved or endangered. The cultivation of marijuana at such locations or premises is especially hazardous to public safety and welfare, and to the protection of juveniles and the person or persons cultivating the marijuana plants.

Moreover, as marijuana plants begin to flower, they produce an extremely strong odor that is offensive to many people and detectable well beyond property boundaries upon which they are grown. The strong, distinctive odor of marijuana plants may create an attractive nuisance, alerting individuals to the location of the plants and thereby creating the risk of potential crimes such as burglary, robbery, armed robbery, assault, attempted murder and murder.

The MMRSA allows cities and counties to completely prohibit commercial medical marijuana activities including the sale, transportation and distribution, and cultivation of marijuana, even for personal medicinal use. The current law includes language that requires cities and counties to prohibit the cultivation of marijuana use by March 1, 2016 either expressly or otherwise under the principles of permissive zoning, or the State will become the sole licensing authority for such activities. The MMRSA also contains language that requires delivery services to be expressly prohibited by local ordinance, if the City wishes to do so. The MMRSA is silent as to how the City must prohibit other commercial medical marijuana activities. If the State were to become the licensing authority, such activities would be authorized under the provisions of the MMRSA.

The purpose of this report is to give the City Council the opportunity to consider a complete ban the commercial sale, transportation and distribution, and cultivation of marijuana, including medical marijuana, within the City of Newman. The proposed amendments to Titles 3 Business Regulations And 8 Health And Sanitation; Sections 3.01 Revenue Licenses And 8.07 Medical Marijuana Dispensaries would prohibit any commercial activity or use involving marijuana, any deliveries of marijuana that originate or terminate in the City, any activities that may be regulated under the MMRSA, and the cultivations of marijuana for non-commercial purposes in any zone, planned development, or specific or master plan area within the City. This section would declare any violation of the ordinance to be a public nuisance, and establishes civil penalties for violations of the ordinance. Additionally, the proposed amendments would allow the City to deny any/all business license/use applications for medical marijuana collectives, cooperatives or dispensaries, any uses for the distribution, cultivation, transportation, delivery, or processing of medical marijuana, or any activity that requires a license under the MMRSA.

FISCAL IMPACT:

Costs associated with the adoption of this ordinance are nominal.

CONCLUSION

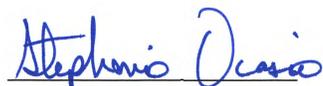
Staff believes that expressly prohibiting all and any of the activities related to the commercial and noncommercial use or cultivation of marijuana would make it abundantly clear that such uses are prohibited throughout the entire City. In order to retain local control, the prohibition must be in place by March 1, 2016 or the State will become the sole licensing authority.

Therefore, staff recommends that the City Council adopt Resolution No. 2016- , A resolution reaffirming and confirming the Newman city zoning code is adopted and operates under the principles of permissive zoning, conduct the first reading of and introduce Ordinance No. 2016- , An Ordinance of the City of Newman amending Titles 3 Business Regulations and 8 Health and Sanitation; Sections 3.01 Revenue Licenses and 8.07 Medical Marijuana Dispensaries of the Newman Municipal Code.

ATTACHMENTS:

1. Exhibit A – Resolution No. 2016-
2. Exhibit B – Ordinance No. 2016-

Respectfully submitted,



Stephanie Ocasio
City Planner

REVIEWED/CONCUR:



Michael E. Holland
City Manager

RESOLUTION NO. 2016-

A RESOLUTION REAFFIRMING AND CONFIRMING THE NEWMAN CITY ZONING CODE IS ADOPTED AND OPERATES UNDER THE PRINCIPLES OF PERMISSIVE ZONING

WHEREAS, the City of Newman Zoning Code is adopted and implemented under the principles of permissive zoning; and

WHEREAS, California Health and Safety Code § 11362.777(b)(3) provides that the Department of Food and Agriculture may not issue a state license to cultivate medical marijuana within a city that prohibits cultivation under principles of permissive zoning.

NOW, THEREFORE, be it resolved that the City Council of the City of Newman does hereby confirm that the City of Newman Zoning Code is adopted and implemented under the principles of permissive zoning; and

BE IT FURTHER RESOLVED THAT, the City Council of the City of Newman does hereby find that:

1. California Health and Safety Code § 11362.777(b)(3) provides that the Department of Food and Agriculture may not issue a state license to cultivate medical marijuana (cannabis) within a city that prohibits cultivation under principles of permissive zoning; and
2. Cultivation of cannabis (marijuana) is not allowed within the City of Newman because it is not expressly permitted; and
3. The State of California is not allowed to issue a license for the cultivation of medical cannabis (marijuana) within the City of Newman.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on 12th day of January, 2016, 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:

City Clerk

ORDINANCE NO. 2016 -

**AN ORDINANCE OF THE CITY OF NEWMAN AMENDING
TITLES 3 BUSINESS REGULATIONS AND 8 HEALTH AND SANITATION;
SECTIONS 3.01 REVENUE LICENSES AND 8.07 MEDICAL MARIJUANA
DISPENSARIES OF THE NEWMAN MUNICIPAL CODE.**

WHEREAS, the City Council believes that the cultivation of marijuana (cannabis) compromises the public peace, health and safety and quality of life for Newman residents; and

WHEREAS, the City of Newman is desirous of drafting a comprehensive policy to expressly make clear that the commercial and personal cultivation of medical marijuana (cannabis) as allowed by the CUA and MMP, and related commercial uses, are prohibited in all zones, planned developments, specific and master plan areas throughout the City; and

WHEREAS, the City Council of the City of Newman desires to prohibit the following:

- I. All Commercial Cannabis Activities,
 - II. Cannabis Deliveries Within The City,
 - III. All Activities For Which A License Is Required Under The Medical Marijuana Regulation And Safety Act,
 - IV. Cultivation Of Cannabis For Non-Commercial Purposes In The City Of Newman;
- and

WHEREAS, the proposed ordinance is not defined as a project under CEQA because it is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NEWMAN DOES ORDAIN AS FOLLOWS:

SECTION 1.

FINDINGS AND PURPOSE.

- A. In 1996, the voters of the State of California approved Proposition 215 (codified as California Health and Safety Code § 11362.5 and entitled “The Compassionate Use Act of 1996” or “CUA”).
- B. The intent of Proposition 215 was to enable persons who are in need of marijuana for medical purposes to use it without fear of criminal prosecution under limited, specified circumstances. The proposition further provides that “nothing in this section shall be construed to supersede legislation prohibiting persons from engaging in conduct that endangers others, or to condone the diversion of marijuana for non-medical purposes.” The ballot arguments supporting Proposition 215 expressly acknowledged that “Proposition 215 does not allow unlimited quantities of marijuana to be grown anywhere.”
- C. In 2004, the Legislature enacted Senate Bill 420 (codified as California Health & Safety Code § 11362.7 et seq. and referred to as the “Medical Marijuana Program” or “MMP”) to clarify the scope of Proposition 215 and to provide qualifying patients and primary caregivers who collectively or cooperatively cultivate marijuana for medical purposes with a limited defense to certain specified State criminal statutes. Assembly Bill 2650 (2010) and Assembly Bill 1300 (2011) amended the Medical Marijuana Program to expressly recognize the authority of counties and cities to “[a]dopt local ordinances that regulate the location, operation, or establishment of a medical marijuana cooperative or collective” and to civilly and criminally enforce such ordinances.
- D. In *City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc.* (2013) 56 Cal.4th 729, the California Supreme Court held that “[n]othing in the CUA or the MMP expressly or impliedly limits the inherent authority of a local jurisdiction, by its own ordinances, to regulate the use of its land. . . .” Additionally, in *Maral v. City of Live Oak* (2013) 221 Cal.App.4th 975, the Court of Appeal held that “there is no right – and certainly no constitutional right – to cultivate medical marijuana. . . .” The Court in *Maral* affirmed the

ability of a local governmental entity to prohibit the cultivation of marijuana under its land use authority.

- E. The Federal Controlled Substances Act, 21 U.S.C. § 801 et seq., classifies marijuana as a Schedule I Drug, which is defined as a drug or other substance that has a high potential for abuse, that has no currently accepted medical use in treatment in the United States, and that has not been accepted as safe for use under medical supervision. The Federal Controlled Substances Act makes it unlawful under federal law for any person to cultivate, manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, marijuana. The Federal Controlled Substances Act contains no exemption for medical purposes, although there is recent case law that raises a question as to whether the Federal Government may enforce the Act where medical marijuana is allowed.
- F. On October 9, 2015 Governor Brown signed 3 bills into law (AB 266, AB 243, and SB 643) which collectively are known as the Medical Marijuana Regulation and Safety Act (hereafter “MMRSA”). The MMRSA set up a State licensing scheme for commercial medical marijuana activities while protecting local control by requiring that all such businesses must have a local license or permit to operate in addition to a State license. The MMRSA allows the City to completely prohibit commercial medical marijuana activities.
- G. The City Council finds that commercial medical marijuana (cannabis) activities, as well as cultivation for personal medical use as allowed by the CUA and MMP can adversely affect the health, safety, and well-being of City residents. Citywide prohibition is proper and necessary to avoid the risks of criminal activity, degradation of the natural environment, malodorous smells and indoor electrical fire hazards that may result from such activities. Further, as recognized by the Attorney General’s August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, marijuana cultivation or other concentration of marijuana in any location or premises without adequate security increases the risk that surrounding homes or businesses may be negatively impacted by nuisance activity such as loitering or crime.
- H. The limited immunity from specified state marijuana laws provided by the Compassionate Use Act and Medical Marijuana Program does not confer a land use right or the right to create or maintain a public nuisance.
- I. The MMRSA contains language that requires the city to prohibit cultivation uses by March 1, 2016 either expressly or otherwise under the principles of permissive zoning, or the State will become the sole licensing authority. The MMRSA also contains language that requires delivery services to be expressly prohibited by local ordinance, if the City wishes to do so. The MMRSA is silent as to how the City must prohibit other type of commercial medical marijuana (cannabis) activities.
- J. While the City Council believes that cultivation and all commercial medical marijuana (cannabis) uses are prohibited under the City’s permissive zoning regulations, it desires to enact this ordinance to expressly make clear that all such uses are prohibited in all zones, planned developments, specific and master plan areas throughout the City.

SECTION 2.

TITLE 3, Chapter 3.01.040 of the Newman City Code is amended as follows:

3.01.040 License and tax payment required.

- A. It shall be unlawful for any person to commence, establish, maintain or carry on any business enterprise whatever in the City:
 - 1. Without first obtaining a license from the City, whether the business enterprise or the person is subject to a City license tax under this chapter or not; and
 - 2. Without fully complying with any and all other regulations of such business contained in this chapter, or other regulatory provisions now existing or hereafter to be adopted by the City.
- B. This section shall not be construed to require any person to obtain a license prior to doing business within the City if such requirement conflicts with applicable statutes of the United States or the State of California. Persons not so required to obtain a license prior to doing business within the City nevertheless shall be liable for payment of the tax imposed by this chapter.

C. Notwithstanding any provision of this code to the contrary, any use, entitlement, authorization, license or permit allowed or issued under this code shall be consistent with state and federal law.

D. *The City shall not approve licenses or uses for a medical marijuana (cannabis) collective, cooperative or dispensary or any other commercial cannabis (marijuana) activity.*

E. *The City shall not approve licenses or uses for the distribution, cultivation, manufacturing, transportation, delivery, testing, or processing of medical marijuana (cannabis).*

F. *The City shall not approve licenses or uses for any activity that requires a license or any other authorization or approval under the Medical Marijuana Regulation and Safety Act.*

SECTION 3.

TITLE 8, Chapter 8.07 of the Newman City Code is amended as follows:

Chapter 8.07 MEDICAL MARIJUANA DISPENSARIES (CANNABIS) AND CULTIVATION

Sections:

8.07.010 Definitions.

8.07.020 ~~Medical marijuana dispensaries as prohibited use.~~ *Prohibition.*

8.07.030 *Public Nuisance.*

8.07.040 *Civil Penalties.*

8.07.010 Definitions.

~~The term “medical marijuana dispensary” or “dispensary” means any facility or location, stationary or mobile, where medical marijuana is cultivated, made available to and/or distributed to any of the following: a primary caregiver, a qualified patient, or a person with an identification card, in accordance with Health and Safety Code Section 11362.5 et seq. The terms “primary caregiver,” “qualified patient,” and “person with an identification card” shall be as defined in Health and Safety Code Section 11362.5 et seq.~~

~~A “medical marijuana dispensary” shall not include the following uses, as long as the location of such uses is otherwise regulated by this code or applicable law: a clinic licensed pursuant to Chapter 1 of Division 2 of the Health and Safety Code, a residential care facility for persons with chronic life-threatening illnesses licensed pursuant to Chapter 3.01 of Division 2 of the Health and Safety Code, a residential care facility for the elderly licensed pursuant to Chapter 3.2 of Division 2 of the Health and Safety Code, a residential hospice or a home health agency licensed pursuant to Chapter 8 of Division 2 of the Health and Safety Code, as long as any such use complies strictly with the applicable law including, but not limited to, Health and Safety Code Section 11362.5 et seq.~~

~~The term “medical marijuana dispensary” as defined herein is not intended, nor shall it be construed, to apply to the cultivation, delivering, giving away, providing, or furnishing of marijuana by a qualified patient, a primary caregiver, or a person with an identification card, as defined in Health and Safety Code Section 11362.5 et seq., provided such activity complies strictly with all applicable California law, including but not limited to Health and Safety Code Sections 11362.5, 11362.765, and 11362.77. (Ord. 2008 6, 10 28 2008)~~

“Cannabis” shall have the same meaning as set forth in Business & Professions Code § 19300.5(f) as the same may be amended from time to time.

“Caregiver” or “primary caregiver” shall have the same meaning as set forth in Health & Safety Code § 11362.7 as the same may be amended from time to time.

“Commercial cannabis activity” shall have the same meaning as that set forth in Business & Professions Code § 19300.5(k) as the same may be amended from time to time.

“Cooperative/Collective” shall mean two or more persons collectively or cooperatively cultivating, distributing, using, transporting, possessing, administering, delivering or making available medical marijuana (cannabis), with or without compensation.

“Cultivation” shall have the same meaning as set forth in Business & Professions Code § 19300.5(l) as the same may be amended from time to time.

“Cultivation site” shall have the same meaning as set forth in Business & Professions Code § 19300.5(x) as the same may be amended from time to time.

“Delivery” shall have the same meaning as set forth in Business & Professions Code § 19300.5(m) as the same may be amended from time to time.

“Dispensary” shall have the same meaning as set forth in Business & Professions Code § 19300.5(n) as the same may be amended from time to time. For purposes of this Chapter, “Dispensary” shall also include a cooperative/collective.

“Dispensing” shall have the same meaning as set forth in Business & Professions Code § 19300.5(o) as the same may be amended from time to time.

“Distribution” shall have the same meaning as set forth in Business & Professions Code § 19300.5(p) as the same may be amended from time to time.

“Distributor” shall have the same meaning as set forth in Business & Professions Code § 19300.5(q) as the same may be amended from time to time.

“Manufacturer” shall have the same meaning as set forth in Business & Professions Code § 19300.5(y) as the same may be amended from time to time.

“Manufacturing site” shall have the same meaning as set forth in Business & Professions Code § 19300.5(af) as the same may be amended from time to time.

“Medical cannabis,” “medical cannabis product,” or “cannabis product” shall have the same meanings as set forth in Business & Professions Code § 19300.5(ag) as the same may be amended from time to time.

“Medical Marijuana Regulation and Safety Act” or “MMRSA” shall mean the following bills signed into law on October 9, 2015 as the same may be amended from time to time: AB 243, AB 246, and SB 643.

“Nursery” shall have the same meaning as set forth in Business & Professions Code § 19300.5(ah) as the same may be amended from time to time.

“Qualifying patient” or “Qualified patient” shall have the same meaning as set forth in Health & Safety Code § 11362.7 as the same may be amended from time to time.

“Testing laboratory” shall have the same meaning as set forth in Business & Professions Code § 19300.5(z) as the same may be amended from time to time.

“Transport” shall have the same meaning as set forth in Business & Professions Code § 19300.5(am) as the same may be amended from time to time.

“Transporter” shall have the same meaning as set forth in Business & Professions Code § 19300.5(aa) as the same may be amended from time to time.

~~8.07.020 Medical marijuana dispensaries as prohibited use. A medical marijuana dispensary as defined in this chapter is prohibited in all zones and planned developments as defined in NCC Title 5, Zoning, and no permit shall be issued therefor. (Ord. 2008-6, 10-28-2008)~~

8.07.020 Prohibition.

- A. Commercial cannabis (marijuana) activities of all types including, but not limited to, dispensaries, collectives, cooperatives, transportation, distribution, cultivation, manufacturing, delivery, testing, and processing are expressly prohibited in all zones, planned developments, and all specific and master plan areas in the City of Newman. No person shall establish, operate, conduct or allow any commercial cannabis (marijuana) activity anywhere within the City.*
- B. To the extent not already covered by subsection A above, all deliveries of medical cannabis (marijuana) are expressly prohibited within the City of Newman. No person shall conduct any deliveries that either originate or terminate within the City.*
- C. This section is meant to prohibit all activities for which a State license is required. Accordingly, the City shall not issue any permit, license, authorization or other entitlement for any activity for which a State license is required under the MMRSA.*
- D. Cultivation of cannabis (marijuana) for non-commercial purposes including, but not limited to, cultivation by a qualified patient or a primary caregiver, is expressly prohibited in all zones, planned developments, and all specific and master plan areas in the City of Newman. No person including, but not limited to, a qualified patient or primary caregiver, shall cultivate any amount of cannabis (marijuana) in the City, even for medical purposes.*

E. *In the event that there is future legislation or an initiative that authorizes recreational marijuana (cannabis) use/activities, to the greatest extent permitted by law and to the extent not already prohibited by this Chapter, the prohibitions contained herein related to medical cannabis (marijuana) shall apply to recreational marijuana (cannabis).*

8.07.030 Public Nuisance.

Any use or condition caused, or permitted to exist, in violation of any provision of this Chapter shall be, and hereby is declared to be, a public nuisance and may be summarily abated by the City pursuant to Code of Civil Procedure Section 731 or any other remedy available to the City.

8.07.040 Civil Penalties.

In addition to any other enforcement remedies permitted by this Chapter, the City Attorney may bring a civil action for injunctive relief and civil penalties against any person or entity violating this Chapter. In any civil action brought pursuant to this Chapter, a court of competent jurisdiction may award reasonable attorney's fees and costs to the prevailing party.

SECTION 4.

All other sections and provisions of Titles 3 and 8 shall remain in full force and effect.

SECTION 5.

That a duly noticed public hearing was held by the City Council.

SECTION 6.

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 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 12th day of January, 2016 by Council Member _____, and adopted at a regular meeting of said City Council held on the 26th day of January, 2016 by the following vote:

AYES:
NOES:
ABSENT:

APPROVED:

Mayor

ATTEST:

City Clerk

**REPORT ON MEMORANDUM OF UNDERSTANDING WITH STANISLAUS
BUSINESS ALLIANCE**

RECOMMENDATION:

Approval of a Memorandum of Understanding (MOU) with Stanislaus Business Alliance and authorize the City Manager to execute said document.

BACKGROUND:

Over the past year, the Stanislaus Business Alliance has underwent some personnel changes. Chief Executive Officer David White has infused renewed energy into the organization and is utilizing this period to reach out local to municipalities and businesses to inquire how they can be more responsive to their needs. One program the Alliance started is the Jumpstart Stanislaus. The stated goal of the program was to assist in the generation 2,000 jobs for Stanislaus County. The tally for 2015 was 2,290 new jobs in Stanislaus County. (See attachment).

ANALYSIS:

The Alliance, in conjunction with Stanislaus County and the nine (9) cities, is proposing to implement for the updated Countywide Economic Development Plan and Marketing Strategy in 2016. The previous Strategic Plan was approved in 2007 and the Development Plan and Marketing Strategy adopted in 2003. These documents will serve as guiding documents for a countywide approach to attracting employers to Stanislaus County. The documents will also include local strategies for each community.

The Alliance is proposing the attached MOU to facilitate a stronger relationship with the communities it serves. This would be achieved by identifying expectations and commitments from each of the parties. Staff is comfortable the City can meet these commitments.

FISCAL IMPACT:

The Alliance is requesting \$7,500 to support implementation of the new strategic plan. This amount is consistent with the 2015 investment level.

CONCLUSION:

The Alliance plays an important role in helping to attract new employers to the area, assisting employers located within Stanislaus County and provides local agencies with information that can help market their respective community and/or receive grant funding. After reviewing the proposed MOU staff recommends the Council approve said document and the funding request for 2015/16.

ATTACHMENTS:

1. Memorandum of Understanding
2. 20145 Alliance Score Card

Respectfully submitted,



Michael Holland
City Manager



**MEMORANDUM OF UNDERSTANDING
BETWEEN THE STANISLAUS BUSINESS ALLIANCE AND THE CITY OF NEWMAN
REGARDING
THE JOINT IMPLEMENTATION OF THE COUNTYWIDE
ECONOMIC DEVELOPMENT PLAN AND MARKETING STRATEGY**

The Stanislaus Business Alliance (Alliance) and the City of Newman, (CITY) intend to work together through the implementation of the Countywide Economic Development Plan and Marketing Strategy focused on business development activities throughout Stanislaus County. This Memorandum of Understanding (MOU) serves as a guideline to describe the actions that both parties should take in order for the Economic Development Plan and Marketing Strategy to be successful.

The purpose of this Memorandum is to facilitate the Alliance and the City of Newman desire to effectively communicate strategies and information with local and regional partners that will maximize their contribution toward the achievement of Newman economic development goals. Further, this Memorandum of Understanding establishes the parameters for a successful partnership between the Alliance and the City of Newman and outlines the general responsibilities to be carried out by both parties.

This Memorandum of Understanding is a non-binding contract. However this agreement establishes the basic tenements of a collaborative working relationship between the City of Newman and the Alliance to create more jobs for Newman and the region, but does not impose a legal obligation on either party. Together, the City of Newman and the Alliance will:

1. Work together to identify target sectors for joint initiatives including, but not limited to biotechnology, agribusiness, manufacturing, clean energy, environmental sciences, and information and communication technologies;
2. Work together to identify opportunities for strategic partnerships and alliances between private sector companies in Newman and the Stanislaus County Region;
3. Explore opportunities for joint trade promotion and joint promotional activities related to the tourism, cultural and sports sectors;
4. Exchange best practices/lessons learned in assisting the private sector with inland port development;
5. Examine options for co-operative activity to facilitate development of strategic partnerships/ collaborations between the jurisdictions' respective inland ports,

particularly as they relate to value-added and complementary services supporting their respective business communities; and

6. Examine options for co-operative activity in existing and emerging knowledge/innovation economy partnerships in the Midwest; and
7. Leverage collaborative efforts amongst members throughout Stanislaus County and the Region with a particular focus on trade and business development, knowledge/innovation economy development, life sciences, biotechnology, and information technology development.

The City of Newman and the Alliance recognize the benefits of ongoing, regular contact between their respective organizations to promote economic development and job creation and identify areas in which there are opportunities for joint co-operation.

The following are general actions and activities to be undertaken by the Alliance and by the City of Newman in the implementation of the Countywide Economic Development Plan and Marketing Strategy first adopted on August 12, 2003 and the Alliance 2008-2013 Strategic Plan approved on November 19, 2007. The Alliance in conjunction with Stanislaus County and all of the cities will begin work on developing a 2016-2020 Strategic Plan that includes updating the Countywide Economic Development Plan and Marketing Strategy, which is anticipated to be completed within the current budget cycle.

Specifically, the Stanislaus Business Alliance:

1. Will conduct economic development activities to encourage the development of new business opportunities, the attraction of new businesses and the retention and expansion of existing business within the City of Newman;
2. Will continue with the Local Industry Program for the business in Newman and will include representative of the City on those interactive visits.
3. Will provide the City of Newman with on-going market and economic analyses through the Alliance Resource Center on a variety of important business sector topics based on the City of Newman's priorities and goals. Information will be used at the City's discretion (annual budget document, Comprehensive Economic Development Strategy, as well as other reports).
4. Will coordinate collaborative visits, recruitment trips and trade show participation for such events as the Processors Convention, ICSC events, other retail trade shows.
5. Will support and coordinate with the City of Newman on workforce support efforts such as in partnering on hiring events, holding workforce related events to support local employers as well as other types of training for local businesses.
6. Will partner with Newman on Prospect visits by continuing to involve City of Newman in prospect meetings Trade show participation - recruitment trips Retail trade show - support and partnership with ICSC Partner with the Business Alliance on providing support on direct leads to the City of Newman

7. Will support the City of Newman in its applications for EDA grant funds as well as actively participate on the Economic Development Action Committee (EDAC) and assigned responsibilities and coordination (Comprehensive Economic Development Strategy, San Joaquin Valley Economic Development District, Economic Development Administration, etc.);
8. Will facilitate, in a transparent manner all potential development and prospect leads as well as provide an update or status on previous leads that were circulated and responded to by the City of Newman.
9. Will investigate the opportunity and possibility of developing a co-working space in Downtown Newman to encourage entrepreneurial efforts for fledgling businesses, microenterprises and other job creation opportunities.
10. Will advocate for the establishment of an effective Entrepreneurial Program at CSU Stanislaus. Will actively explore the feasibility of having a full time Small Business Development Center (SBDC) staffer located in Newman to serve the Newman business community.
11. Alliance quarterly progress reports shall be submitted on a four times a year basis describing activities in business attraction, business assistance/expansion and business advocacy efforts provided by the Alliance Research Office, the Business Services Unit and the Small Business Development Center. These Quarterly Reports will be submitted on or before the following due dates during this performance cycle:
 - Quarter #1: September 30, 2015;
 - Quarter #2: January 5, 2016;
 - Quarter #3: March 30, 2016; and
 - Quarter #4: June 30, 2016.

These reports will provide ongoing, updated information to the City of Newman relative to the progress of the aforementioned Marketing Strategy as well as the adopted Alliance Program of Work for Fiscal Year 2015-2016. These reports will include the current focus of the campaign as well as the number and type of responses received.

Specifically, the City of Newman:

1. Will assist in providing the required and timely staff support based on the availability of staff resources and the City of Newman's specific priorities in response to stated business needs as they pertain to existing companies or new firms interested in relocation or expansion to the area.
2. Will facilitate ease of access and assistance to all businesses with regards to zoning and permitting in compliance with City of Newman adopted land use regulations and building codes and consistent with Newman's adopted growth and land use policies and objectives.
3. Will provide current data as it relates to changes in land use issues, infrastructure upgrades, zoning, fee structure or any other jurisdictional actions which assist in meeting

the stated objectives of this Memorandum of Understanding and that impact the ability to respond to stated business issues and concerns.

4. Will commit to interact with the Alliance Marketing Team to the level of capability based on staffing, time and monetary constraints. Participation will be at a level deemed appropriate based on any restraints as defined.
5. Will encourage elected officials to engage in an active support of business park creation, job creation opportunities, job retention and new business development.

This MOU sets forth the current intentions of the Alliance and the City of Newman with respect to the Fiscal Year 2015-2016 operations of the Alliance. The further intent is to provide a general understanding of the levels of responsibility and interaction for each party to this agreement. The MOU is not a binding contract but rather a document to serve as a guideline for the implementation of the Countywide Economic Development Plan and Marketing Strategy. A critical element of this document is the ability for each party to engage in a level of flexibility in the full implementation of the referenced plans.

In compensation for providing this Fiscal Year 2015-2016 level of activity as outlined in the MOU, the City of Newman will increase its annual investment in the Alliance to be commensurate with the level of service. Specifically, the City of Newman will disperse funds to the Alliance in the amount of \$7,500 for the period of Fiscal Year 2014-2015.

Annual Investment 2015
\$ 7,500

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by and through their respective officers' thereunto duly authorized. Further, this MOU is consistent with the original intent of the Countywide Economic Development Plan and Marketing Strategy and the responsibilities as outlined, meets with the approval of both parties to this Memorandum of Understanding.

Alliance

City of Newman

Signature: _____  _____

Signature: _____

David White, Chief Executive Officer

Michael Holland, City Manager

Date _____ 11/2/2015 _____

Date _____

2015 ALLIANCE SCORECARD GOALS - December 2015



Business Development

	YTD
2,000 New Jobs	2,290
\$220 Million in Investment	\$79,000,000
300 Base Sector Employer Visits	255

Workforce Development

	YTD
800 Job Placements	1,476
325 Job Orders Filled	292
100 Training Scholarships	217
25 Internships	19
190 On-the-Job Training Placements	109
300 Enrollments in GED Programs	276

Marketing - Communications- Development

	YTD
3,000 Followers on Social Media	9,689
50 Positive News Stories	136
\$100,000 New Funding	\$92,144
12 External Newsletters	11
1,200 Constant Contact Avg. Weekly Opens	1,210
10,000 Constant Contacts Subscribers	10,000+

Innovation-Entrepreneurial Support SBDC

	YTD
44 New Business Startups	32
175 New Jobs Created or Retained	257
\$9.2 Million in Capital Infusion	\$3,837,427
\$5.0 Million in sales Growth Reported by SBDC Clients	\$1,715,448

* Base sector employers are employers who generate most of their revenue from outside the region. They bring money into the region and drive the regional economy.