



CITY OF RIVERBANK
CITY COUNCIL MEETING
City Hall Council Chambers
6707 Third Street • Riverbank • CA 95367



AGENDA

MONDAY, OCTOBER 22, 2012 – 6:00 P.M.

CALL TO ORDER: Mayor Virginia Madueño

FLAG SALUTE: Mayor Virginia Madueño

INVOCATION: Riverbank Ministerial Association

ROLL CALL: Mayor Virginia Madueño
Vice Mayor Dotty Nygard
Councilmember Richard O'Brien
Councilmember Jeanine Tucker
Councilmember Jesse James White

CONFLICT OF INTEREST

Declaration by Council Members and Staff who would have a direct Conflict of Interest on any scheduled agenda item to be considered.

1. PRESENTATIONS

Item 1.1: Stanislaus County Consolidated Fire Protection District Update.

2. PUBLIC COMMENTS (No Action Can Be Taken)

At this time, members of the public may comment on any item not appearing on the agenda, and within the subject matter jurisdiction of the City Council. Individual comments will be limited to a **maximum of 5 minutes** per person and each person may speak once during this time. Time cannot be yielded to another person. Under State Law, matters presented under this item cannot be discussed or acted upon at this time by the City Council. The public will be invited to make comments on agenda items when the item comes up for Council consideration. For Closed Session items, the public will be invited to make comments before the meeting is recessed to Closed Session. For record purposes, you must step up to the podium, state your name, and speak into the microphone when addressing the City Council.

3. CONSENT CALENDAR

All items listed on the Consent Calendar are to be acted upon by a single action of the City Council unless otherwise requested by an individual Councilmember for special consideration. Otherwise, the recommendation of staff will be accepted and acted upon by roll call vote.

Item 3.A: Waive Readings. All Readings of ordinances and resolutions, except by title, are waived.

Item 3.B: Approval of the October 8, 2012, Regular City Council Meeting Minutes.

Item 3.C: Approval of Warrant Registers for 10/04/2012 and 10/11/2012.

Item 3.D: **Resolution** Adopting an Amended Conflict of Interest Code for Designated Positions.

Item 3.E: Adjustments to City Council Meeting Schedule for Holiday Observances.

Recommendation: It is recommended that City Council approve the Consent Calendar items by roll call vote.

4. UNFINISHED BUSINESS There are no items to consider.

5. PUBLIC HEARINGS There are no items to consider.

6. NEW BUSINESS

Item 6.1: **Award Bid for the Jackson Avenue Sidewalk Project and Authorize Execution of Change Orders** – It is recommended that City Council approve two (2) actions by a summary roll call vote: 1) Award bid to the lowest responsible bidder, Vaughan Construction; and 2) Authorize the City Manager to execute Change Orders within total project budget, project and change orders not to exceed \$130,038.00.

Item 6.2: **Consideration of a Memorandum of Understanding Regarding Riverbank Dial-A-Ride Transit Service between the County of Stanislaus and the City of Riverbank** – It is recommended that the City Council approve a Memorandum of Understanding (MOU) Regarding Riverbank Dial-A-Ride Transit Service entered into by and between the County of Stanislaus and the City of Riverbank and authorize the City Manager to execute the related documents.

7. COMMENTS

Item 7.1: Staff Comments: (Information Only – No Action)

Item 7.2: Council Comments: (Information Only – No Action)

Item 7.3: Mayor's Comments: (Information Only – No Action)

ADJOURNMENT

UPCOMING EVENTS:

October	▪ <u>Parks and Recreation Fall Programs:</u> Various classes and events are scheduled for the fall season. Call 863-7150 or visit www.riverbank.org.
October 22 (Monday)	▪ <u>Last day to register to vote:</u> Visit www.stanvote.com for more information or obtain a voter registration form from the City Clerk's Office.
October 26 & 27 (Fri. & Sat)	▪ <u>Halloween Haunted Hayride:</u> 7:00 p.m. at Jacob Myers Park. (\$5 for kids; \$7 for adults)
Open until filled	▪ <u>Budget Advisory Committee Vacancy:</u> Interested in serving on the Committee, obtain an application at City Hall South, at www.riverbank.org, or contact Marisela Hernandez, Finance Director, at 863-7110.
November 6 (Tuesday)	▪ <u>General Municipal Election Day:</u> Polling sites are open from 7:00 a.m. to 8:00 p.m. Visit www.stanvote.com to find your polling place or contact the City Clerk's office. <i>Your vote decides Riverbank's future!</i>

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury, under the laws of the State of California, that the foregoing agenda was posted on the City Hall bulletin board 72 hours prior to the meeting.

Dated this 18th day of October, 2012
Annabelle Aguilar, CMC, Acting City Clerk

Notice Regarding Americans with Disabilities Act:

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (209) 863-7122. Notification 48-hours before the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].

Notice Regarding Non-English Speakers:

Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedures Section 185, which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the City of Riverbank City Council shall be in English and anyone wishing to address the Council is required to have a translator present who will take an oath to make an accurate translation from any language not English into the English language.

General Information: The Riverbank City Council meets in the Council Chambers on the second and fourth Mondays of each month at 6:00 p.m., and at 12:00 Noon for every first meeting of the month of each quarter (January, April, July, and October); unless otherwise noticed.

Council Agendas: The City Council agenda is now available for public review at the City's website at www.riverbank.org and City Clerk's Office, 6707 Third Street, Riverbank, California on the Friday, prior to the scheduled meeting. Copies and/or subscriptions can be purchased for a nominal fee through the City Clerk's Office.

Public Hearings: In general, a public hearing is an open consideration within a regular meeting of the City Council, for which special notice has been given and may be required. During a specified portion of the hearing, any resident or concerned individual is invited to present protests or offer support for the subject under consideration.

Questions: Contact the City Clerk at (209) 863-7122 or aaguilar@riverbank.org

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 1.1

SECTION 1: PRESENTATION

Meeting Date:	October 22, 2012
Subject/ Title:	Stanislaus County Consolidated Fire Protection District Update
From:	Jill Anderson, City Manager
Submitted by:	Annabelle Aguilar, CMC, Acting City Clerk

RECOMMENDATION

It is recommended that the City Council receive a presentation by Michelle Guzman, Stanislaus County Consolidated Fire Protection District Board representative for the City of Riverbank.

SUMMARY

Michelle Guzman, Riverbank Representative of the Stanislaus County Consolidated Fire Protection District, will provide an update of the Board's actions to-date.

FINANCIAL IMPACT

There is no financial impact.

ATTACHMENT

There are no attachments to this report.

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 3.A

SECTION 3: CONSENT CALENDAR

Meeting Date:	October 22, 2012
Subject/ Title:	Waiver of Readings
From:	Jill Anderson, City Manager
Submitted by:	Annabelle Aguilar, CMC, Acting City Clerk

RECOMMENDATION:

It is recommended that the City Council approve the waiver of readings of Ordinances and Resolutions, except by title.

SUMMARY:

The approval of the waiver of readings will allow Ordinances and Resolutions to be introduced by title only and acted upon without the need to read the entire text of the item into the public record. The documents related to proposed Ordinances and Resolutions are available for review by the public on the City's website and in the City Clerk's office at City Hall (North).

FINANCIAL IMPACT:

There is no financial impact.

ATTACHMENTS:

There are no attachments to this report.

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 3.B

SECTION 3: CONSENT CALENDAR

Meeting Date:	October 22, 2012
Subject/ Title:	Approval of the October 8, 2012, Regular City Council Minutes
From:	Jill Anderson, City Manager
Submitted by:	Annabelle Aguilar, CMC, Acting City Clerk

RECOMMENDATION:

It is recommended that the City Council approve the Regular City Council Meeting Minutes as presented.

SUMMARY:

The Draft Minutes of the October 8, 2012, regular City Council meeting have been prepared for the City Council's review and approval.

FINANCIAL IMPACT:

There is no financial impact.

ATTACHMENT:

1. October 8, 2012, Minutes



**CITY OF RIVERBANK
CITY COUNCIL
MINUTES
MONDAY, OCTOBER 8, 2012**



CALL TO ORDER:

The City Council of the City of Riverbank met this date in a regular session at 12:00 p.m. at the Riverbank City Council Chamber, 6707 Third Street, Riverbank, California with Mayor Madueño presiding.

FLAG SALUTE: Mayor Virginia Madueño

ROLL CALL:

Present: Mayor Virginia Madueño
Vice Mayor Dotty Nygard
Councilmember Richard O'Brien
Councilmember Jeanine Tucker
Councilmember Jesse James White

CONFLICT OF INTEREST

Declaration by Council Members and Staff who would have a direct Conflict of Interest on any scheduled agenda item to be considered.
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No one spoke.

1. PRESENTATIONS There were no presentations.

2. PUBLIC BUSINESS FROM THE FLOOR (No Action Can Be Taken)

At this time, members of the public may comment on any item not appearing on the agenda, and within the subject matter jurisdiction of the City Council. Individual comments will be limited to a **maximum of 5 minutes** per person and each person may speak once during this time. Time cannot be yielded to another person. Under State Law, matters presented under this item cannot be discussed or acted upon at this time by the City Council. The public will be invited to make comments on agenda items when the item comes up for Council consideration. For Closed Session items, the public will be invited to make comments before the meeting is recessed to Closed Session. For record purposes, you must step up to the podium, state your name, and speak into the microphone when addressing the City Council.

No one spoke.

3. CONSENT CALENDAR

All items listed on the Consent Calendar are to be acted upon by a single action of the City Council unless otherwise requested by an individual Councilmember for special consideration. Otherwise, the recommendation of staff will be accepted and acted upon by roll call vote.

Item 3.A: Waive Readings. All Readings of ordinances and resolutions, except by title, are waived.

Item 3.B: Approval of the September 24, 2012, Regular City Council Meeting Minutes.

Item 3.C: Approval of Warrant Registers for 09/20/2012 and 09/27/2012.

Item 3.D: Resolution Authorizing the Disposition of Surplus Property.

Recommendation: It is recommended that City Council approve the Consent Calendar items by roll call vote.

Vice Mayor Nygard inquired about the disposition of the surplus property to nonprofit organizations. Marisela Hernandez, Finance Director, stated that it was part of the disposal process.

ACTION: *By motion (Nygard / Tucker / passed 4-0) to approve Consent Calendar Items 3.A through 3.D as presented; motion carried by unanimous roll call vote.*

ABSTAINED: Councilmember White

4. UNFINISHED BUSINESS There were no items for consideration.

5. PUBLIC HEARINGS

Item 5.1: **Expenditure of Supplemental Law Enforcement Services Fund** – It is recommended that the City Council approve the expenditure of the Supplemental Law Enforcement Services Funds (SLESF) to offset the cost of a sworn Deputy position. (Legal Public Hearing Notice published in local newspaper on 09/19/2012)

Police Chief, Bill Pooley, presented the staff report.

Mayor Madueño opened the Public Hearing at 12:04:21 p.m.

- *No one spoke for or against the item.*

Mayor Madueño closed the Public Hearing at 12:04:31 p.m.

Council and Staff discussed the item.

ACTION: *By motion (O'Brien / Tucker / passed 5-0) to approve expenditure of the Supplemental Law Enforcement Services Fund to offset the cost of a sworn Deputy position as presented; motion carried by unanimous roll call vote.*

6. NEW BUSINESS

Item 6.1: **Consider the Allocation of Funds for a Development Impact Fee Nexus Study and Approve the Firm of AeCom to Conduct the Study –** It is recommended that the City Council find AeCom uniquely qualified to perform and complete a General Plan Amendment to the Implementation Element that meets the requirements of development impact fee nexus study and allocate \$64,224 from the Systems Development Police and General Government account (Fund 210) towards this study.

J.D. Hightower, Director of Development Services, presented the staff report; discussion on whether a Request for Proposals or a Request for Qualifications should have been conducted ensued. City Attorney, Tom Hallinan, advised that [selection of] AeCom is based on the firm's unique qualifications to perform the study.

Public Comment: *Mrs. Evelyn Halbert requested clarification on what impact fees the study would be considering and stated her concern with the General Plan update conflicting with the zoning code and the Specific Plan. Mr. Hightower responded that work towards resolving those issues was underway; however, lack of resources has hindered the process.*

City Council and Staff discussed the item further.

ACTION: *By motion (Nygard / O'Brien / passed 4-0) to approve the allocation of \$64,224.00 from the Systems Development Police and General Government Account Fund 210 for a Development Impact Fee Nexus Study and approve the selection of AeCom as the most uniquely qualified firm to conduct the study; motion carried by unanimous roll call vote.*
ABSTAINED: Councilmember White

7. COMMENTS

Item 7.1: *Staff Comments: (Information Only – No Action)*

J.D. Hightower announced that a sewer overflow occurred in the River Cove neighborhood, which was confirmed by staff and determined to be caused by waterline

testing along Orange Avenue. Preliminary tests indicated there was minimal impact. All health and safety procedures were followed and would continue to be followed until final report of the incident.

Marisela Hernandez, Director of Finance (Acting City Manager), announced: 1) the Harvest Festival on October 10 at Plaza Del Rio from 10:00 a.m. - 1:00 p.m.; 2) the Halloween Haunted Hayride on October 26 and 27 at Jacob Myers Park at 7:00 p.m.; 3) Christmas Parade and Craft Faire applications were available until November 9; 4) the Community Candidates Forum at the Riverbank Community Center from 6:00 p.m. - 8:00 p.m.; and 5) Saturday (October 13) was the Cheese and Wine Exposition, downtown Riverbank.

Police Chief Pooley announced that phone solicitors from an 818 area code were making calls stating they were from a government agency, calling to collect on a bad check and persuading/intimidating the recipient to send money to clear the debt. He encouraged anyone receiving a call to hang up and report the incident to Law Enforcement.

Item 7.2: Council Comments: (Information Only – No Action)

Councilmember Tucker extended her condolences to City Manager, Jill Anderson, for the loss of her mother.

Councilmember O'Brien extended his condolences to the City Manager, reported on his tour of the new Solar system (on Patterson and McHenry,) and suggested further review of the technology to consider its applications.

Vice Mayor Nygard extended her condolences to the City Manager, agreed with Councilmember O'Brien on reviewing Solar technology, and indicated to have a previously requested energy study session to review the energy audit for the development of a short and long-term plan to address the City's high energy costs. She also encouraged everyone to support and attend the events in Riverbank.

Item 7.3: Mayor's Comments: (Information Only – No Action)

Mayor Madueño spoke in regards to: 1) Stopping the application of Fluoride in the City's water, Mr. Hightower stated the City did not apply Fluoride; 2) a Gallo Riverbank VIP event scheduled for Thursday (October 11) from 3:00 p.m. to 6:00 p.m. at Gallo Winery; 3) thanking Sue Fitzpatrick, Director of Parks and Recreation, and

Police Chief Pooley for meeting with River Cove residents; and 4) thanking all the volunteers that helped at the "Love Riverbank" event to clean up the city.

MAYOR MADUEÑO RECESSED TO THE LOCAL REDEVELOPMENT AUTHORITY MEETING 12:55 P.M.

MAYOR MADUEÑO RECOVERED THE CITY COUNCIL MEETING AT 1:35 P.M.

ADJOURNMENT

There being no further business, Mayor Madueño adjourned the meeting at 1:36 p.m.

ATTEST:

APPROVED:

**Annabelle Aguilar, CMC
Acting City Clerk**

**Virginia Madueño
Mayor**

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 3.C

SECTION 3: CONSENT CALENDAR

Meeting Date:	October 22, 2012
Subject/ Title:	Approval of Warrant Registers for 10/04/2012 and 10/11/2012
From:	Jill Anderson, City Manager
Submitted by:	Marisela Hernandez, Finance Director

RECOMMENDATION

It is recommended that the City Council approve the warrant registers by roll call vote.

SUMMARY

The warrant registers presented to the City Council are a listing of all expenditures paid. Major expenditures presented on the warrant registers include the following:

10/04/2012 Warrant

Vendor	Funding Source	Amount
Big Valley Ford: Purchase of CNG Vehicle for Code Enforcement Officer: CMAQ Grant Funded	CMAQ Grant Fund 151	\$38,211.45
Gary V. Bufkin: Customized Development Services Software	General Fund, Gas Tax, Sewer, Water	\$4,000.00
DL White Law Group: Legal Services for the LRA	LRA Tenant Lease Revenue	\$475.40
Ernesto Preciado: Sister City Event Services: Funded via Sister City Donations	Sister City Donation Acct.	\$700.00
R&S Technical Service: Robotic Video Assessment Equipment: Funded via Sewer Loan received from SDF.	Sewer Loan	\$7,727.33

10/11/2012 Warrant

Vendor	Funding Source	Amount
Howk Systems: Water Well Control Upgrades	Water Fund	\$23,940.00

FINANCIAL IMPACT

There will be reductions in various funds for payments of expenses.

ATTACHMENTS

1. Warrant Registers: 10/04/2012 and 10/11/2012

VENDOR APPROVAL SUMMARY REPORT

Date: 10/4/2012

3:08:36PM

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<u>CHECK #</u>	<u>GL NUMBER</u>	<u>VENDOR #</u>	<u>VENDOR NAME</u>	<u>DESCRIPTION</u>	<u>Time:</u>	<u>AMOUNT</u>
38233	114-433.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		22,097.31
38233	175-590.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		227.68
38233	101-414.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		1,186.86
38233	101-409.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		3,583.85
38233	106-423.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		1,083.78
38233	106-424.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		200.99
38233	102-418.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		-8,241.29
38233	101-407.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		1,799.67
38233	118-441.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		2,880.80
38233	118-441.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		3.41
38233	101-409.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		1,403.73
						26,226.79
38287	114-433.000-703.024	100958	U.S. POSTMASTER	POSTAGE FOR LATE NOTICE		186.56
38287	101-403.000-703.024	100958	U.S. POSTMASTER	POSTAGE FOR LATE NOTICE		186.56
38287	106-423.000-703.024	100958	U.S. POSTMASTER	POSTAGE FOR LATE NOTICE		186.56
						559.68
38288	197-439.000-704.021	88025	A & A PORTABLES INC.	PORTABLE RESTROOM		49.74
38288	101-412.000-706.026	88025	A & A PORTABLES INC.	PORTABLE HANDWASH		123.69
						173.43
38289	101-401.000-703.025	103135	AGUILAR/ANNABELLE//	CITY COUNCIL SUPPLIES		27.79
						27.79
38290	197-439.000-706.029	104510	AMERICAN SYSTEM CONTRO	BUILDING MAINTENANCE		1,077.92
						1,077.92
38291	118-000.000-680.002	105058	AVILA/RAFAEL//	SOCCER REFUND		50.00
						50.00
38292	151-477.000-707.003	10000263	BIG VALLEY FORD	VEHICLE PURCHASE		38,211.45
						38,211.45
38293	101-405.000-702.032	100491	BUFKIN/GARY V.//	CONSULTING SERVICES		666.67
38293	101-412.000-702.032	100491	BUFKIN/GARY V.//	CONSULTING SERVICES		666.67
38293	102-418.000-702.032	100491	BUFKIN/GARY V.//	CONSULTING SERVICES		666.67

VENDOR APPROVAL SUMMARY REPORT

Date: 10/4/2012

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<u>CHECK #</u>	<u>GL NUMBER</u>	<u>VENDOR #</u>	<u>VENDOR NAME</u>	<u>DESCRIPTION</u>	<u>Time:</u>	<u>AMOUNT</u>
38293	106-423.000-702.032	100491	BUFKIN/GARY V.//	CONSULTING SERVICES		666.67
38293	106-424.000-702.032	100491	BUFKIN/GARY V.//	CONSULTING SERVICES		666.66
38293	114-433.000-702.032	100491	BUFKIN/GARY V.//	CONSULTING SERVICES		666.66
						4,000.00
38294	114-000.000-200.171	105063	CEJA/JAHAZIEL//	DEP. REFUND 5832 ROSELLE		9.92
						9.92
38295	118-441.000-703.066	100877	CENTRAL SANITARY SUPPL	JANITORIAL SUPPLIES		641.35
						641.35
38296	101-414.000-706.029	05952	CHOICE LIGHTING SUPPLY	BUILDING MAINTENANCE		379.36
						379.36
38297	136-000.000-010.005	104422	CITY OF RIVERBANK	RECONCILIATION OF TICKET		375.00
						375.00
38298	101-409.000-703.024	11091	CITY OF RIVERBANK #2	PETTY CASH-POLICE SERVIC		19.75
38298	197-439.000-706.037	11091	CITY OF RIVERBANK #2	PETTY CASH-LRA		77.62
						97.37
38299	119-442.000-705.041	104158	COMMERCIAL ENERGY	VEHICLE FUEL		786.09
						786.09
38300	197-439.000-702.032	104609	DL WHITE LAW GROUP	PROFESSIONAL SERVICES		475.40
						475.40
38301	119-442.000-705.041	100750	DONLEE PUMP COMPANY	VEHICLE FUEL		2,756.10
						2,756.10
38302	101-000.000-600.090	103495	ENGINEERED FIRE SYSTEMS,	PLAN REVIEW		90.00
						90.00
38303	106-424.000-702.032	13010	FAR WEST	WATER SAMPLES		1,059.00
						1,059.00
38304	118-000.000-680.002	105059	GARCIA/LUPE//	CANCELLATION OF TENNIS C		25.00
						25.00
38305	102-418.000-702.036	100768	GILTON RESOURCE RECOVER	STREET SWEEPING		7,043.71
						7,043.71

VENDOR APPROVAL SUMMARY REPORT

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<u>CHECK #</u>	<u>GL NUMBER</u>	<u>VENDOR #</u>	<u>VENDOR NAME</u>	<u>DESCRIPTION</u>	<u>Time:</u>	<u>AMOUNT</u>
38306	101-000.000-200.160	17800	GILTON SOLID WASTE	REFUSE SERVICE		171,558.52
						171,558.52
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		6,920.00
38308	220-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		179.60
38308	220-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		75.57
38308	220-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		134.33
38308	220-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		135.62
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		1,293.87
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		500.00
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		382.50
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		127.50
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		40.90
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		552.50
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		376.68
38308	101-414.000-702.032	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		27.66
38308	179-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		50.00
38308	175-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		2,650.00
38308	173-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		1,075.00
38308	177-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		200.00
38308	178-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		50.00
38308	101-413.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		625.00
38308	220-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		11,083.00
38308	172-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		425.00
38308	171-590.000-706.029	99588	GROVER LANDSCAPE SERV	LANDSCAPE MAINTENANCE		300.00
						27,204.73
38309	197-439.000-704.021	104288	HETCH HETCHY WATER & P	UTILITIES-LRA		28,248.51
						28,248.51
38310	101-407.000-706.029	100459	HILLYARD-SACRAMENTO	JANITORIAL SUPPLIES		826.03
						826.03
38311	118-000.000-200.150	105060	HUIZAR/RAMONA//	COMMUNITY CENTER REF		700.00
						700.00

VENDOR APPROVAL SUMMARY REPORT

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<u>CHECK #</u>	<u>GL NUMBER</u>	<u>VENDOR #</u>	<u>VENDOR NAME</u>	<u>DESCRIPTION</u>	<u>Time:</u>	<u>AMOUNT</u>
38312	101-408.000-706.036	99411	IIMC	MUNICIPAL CLERK MEMBERS		150.00
						150.00
38313	101-407.000-706.073	104633	MISSION UNIFORM SERVICE	JANITORIAL SUPPLIES		25.00
						25.00
38314	119-442.000-705.040	10226	MITCHELL REPAIR	VEHICLE MAINTENANCE		1,488.00
						1,488.00
38315	101-403.000-702.032	103000	MUNISERVICES, LLC	SALES TAX USE		1,335.33
						1,335.33
38316	101-407.000-702.032	88042	NORQUIST	HEATING & AIR MAINTENANC		1,401.00
						1,401.00
38317	106-424.000-702.030	95040	PACIFIC BOLT CO.	EQUIPMENT MAINTENANCE		5.51
						5.51
38318	102-418.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		2.40
38318	101-407.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		16.36
38318	118-441.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		28.55
38318	101-409.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		701.31
38318	119-442.000-704.021	39021	PACIFIC GAS & ELECTRIC	UTILITIES		85.40
						834.02
38319	101-000.000-600.090	40725	PACIFIC PLAN REVIEW	PLAN CHECK FEES		653.36
38319	101-000.000-600.090	40725	PACIFIC PLAN REVIEW	PLAN CHECK FEES		300.00
38319	101-000.000-600.090	40725	PACIFIC PLAN REVIEW	PLAN CHECK FEES		412.50
38319	101-000.000-600.090	40725	PACIFIC PLAN REVIEW	PLAN CHECK FEES		300.00
						1,665.86
38320	106-424.000-706.036	100971	PAPA	MEMBERSHIP RENEWAL		45.00
						45.00
38321	106-424.000-702.030	99281	PARKSON CORP.	BUILDING MAINTENANCE		2,711.34
						2,711.34
38322	101-403.000-709.001	104331	PRECIADO/ERNESTO//	SISTER CITY EVENT		700.00
						700.00
38323	106-423.000-707.003	10170	R.S. TECHNICAL SERVICES IN	SEWER CAMERA		7,727.33

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						7,727.33
38324	118-000.000-200.150	105061	RABITEAU/ROBERT//	SCOUT HALL REFUND		375.00
						375.00
38325	106-423.000-704.022	44290	RAY'S RADIO SHOP	RADIO MAINTENANCE		24.00
38325	102-418.000-706.026	44290	RAY'S RADIO SHOP	RADIO MAINTENANCE		24.00
38325	114-433.000-704.022	44290	RAY'S RADIO SHOP	RADIO MAINTENANCE		24.00
						72.00
38326	101-412.000-706.038	50039	ROCKHURST UNIV. CONTIN	ALL ACCESS PASS		249.00
						249.00
38327	197-439.000-702.063	104535	SAN JOAQUIN ENGINEERING	MONTHLY MANAGEMENT F		36,656.47
						36,656.47
38328	119-442.000-705.040	47275	SETLIFF BROS. SERVICE	VEHICLE MAINTENANCE		50.00
						50.00
38329	114-000.000-200.171	105062	SHAW/CHRIS//	DEPOSIT REFUND		11.08
						11.08
38330	201-000.000-200.082	1000039	STANISLAUS FOUNDATION	DENTAL LIABILITY		1,014.80
						1,014.80
38331	136-000.000-673.010	30002	STANISLAUS REGIONAL TRA	START TICKET SALES		106.50
						106.50
38332	101-403.000-702.032	104010	THALES CONSULTING INC.	ANNUAL STREET REPORT		1,260.00
						1,260.00
38333	134-459.000-706.065	100146	THE MODESTO BEE	ADVERTISEMENT		1,766.16
						1,766.16
38334	101-439.000-702.043	103280	THE PLANNING CENTER	ENVIRONMENTAL IMPACT R		321.12
						321.12
38335	118-441.000-703.030	103393	TORRES/DAISY E.//	BALLET FOLKLORICO SEPT.		616.00
						616.00
38336	101-403.000-703.025	102948	TYLER TECHNOLOGIES	CR PRINTER		810.00
						810.00

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38337	156-555.000-706.061	99352	UNION BANK	LOCAL AGENCY REFUNDING		1,830.56
38337	170-555.000-706.061	99352	UNION BANK	LOCAL AGENCY REFUNDING		889.44
						2,720.00
38338	106-424.000-702.031	104763	VOLVO RENTS	TOOL RENTAL		242.90
						242.90
				CHECK RUN TOTAL		376,962.57

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38339	201-000.000-200.035	103142	HEREDIA/JORGE//	REIMBURSE PAYROLL DEDU		74.00
						74.00
38340	119-442.000-705.040	101007	A-1 AUTO ELECTRIC	VEHICLE MAINTENANCE		70.63
						70.63
38341	101-408.000-702.032	95084	ADTECH	COMPUTER MAINTENANCE		300.00
38341	101-408.000-702.032	95084	ADTECH	COMPUTER MAINTENANCE		2,600.00
38341	101-408.000-703.025	95084	ADTECH	COMPUTER MAINTENANCE		101.43
						3,001.43
38342	102-418.000-702.032	103581	APPLEGATE TEEPLES DRILL	DRY WELL MAINTENANCE		3,600.00
						3,600.00
38343	106-424.000-706.073	01700	ARAMARK UNIFORM SERV	UNIFORM SERVICE		347.85
38343	119-442.000-706.073	01700	ARAMARK UNIFORM SERV	UNIFORM SERVICE		287.12
						634.97
38344	101-407.000-704.022	39025	AT&T	COMMUNICATIONS		394.21
						394.21
38345	101-408.000-702.032	91026	BIG VALLEY INTERNET	COMMUNICATIONS		399.00
						399.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		23.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		23.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
38347	101-407.000-702.032	01093	BJ'S CONSUMER'S CHOICE	PEST CONTROL		30.00
						346.00

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38348	101-414.000-706.029	104761	BLAYLOCK ELECTRIC	EQUIPMENT MAINTENANCE		589.25
						589.25
38349	196-496.000-707.003	100682	BOUNCIN BINS	TEEN FEST		1,200.00
38349	134-459.000-702.031	100682	BOUNCIN BINS	HARVEST FESTIVAL		85.00
						1,285.00
38350	101-414.000-706.081	50016	C.H. WILLIAMS & SONS, INC.	CHEMICALS SUPPLIES		31.31
						31.31
38351	101-408.000-702.032	99347	CALIFORNIA C.A.D. SOLUTIO	SYSTEM MAINTENANCE		750.00
38351	101-413.000-702.032	99347	CALIFORNIA C.A.D. SOLUTIO	DATA UPDATING		875.00
						1,625.00
38352	101-401.000-702.031	95220	DE LAGE LANDEN FINANCIA	COPIER LEASE		291.63
38352	101-402.000-702.031	95220	DE LAGE LANDEN FINANCIA	COPIER LEASE		43.77
38352	101-403.000-702.031	95220	DE LAGE LANDEN FINANCIA	COPIER LEASE		214.31
38352	101-405.000-702.031	95220	DE LAGE LANDEN FINANCIA	COPIER LEASE		41.31
38352	125-448.000-703.025	95220	DE LAGE LANDEN FINANCIA	COPIER LEASE		10.76
38352	101-408.000-702.031	95220	DE LAGE LANDEN FINANCIA	COPIER LEASE		103.66
38352	101-412.000-702.031	95220	DE LAGE LANDEN FINANCIA	COPIER LEASE		4.24
						709.68
38353	119-442.000-705.040	95097	DON'S MOBILE GLASS	WINDSHIELD REPAIR		30.00
						30.00
38354	101-414.000-706.029	103284	FASTENAL COMPANY	BUILDING MAINTENANCE		123.61
						123.61
38355	151-477.000-707.101	10028	GIULIANI & KULL, INC.	OAKDALE & MORRILL RD		5,417.50
38355	151-477.000-707.110	10028	GIULIANI & KULL, INC.	CLAUS ROAD OVERLAY		1,517.50
38355	106-423.000-707.003	10028	GIULIANI & KULL, INC.	WWTP MONITORING WELLS		1,885.00
38355	111-430.000-707.024	10028	GIULIANI & KULL, INC.	JACKSON AVE. SIDEWALK		1,300.00
38355	102-418.000-707.111	10028	GIULIANI & KULL, INC.	TERMINAL AVE. ADA INTER		2,000.00
38355	101-413.000-702.032	10028	GIULIANI & KULL, INC.	CEDARWOOD & PANORAMA		1,210.00
						13,330.00
38356	101-414.000-703.049	99588	GROVER LANDSCAPE SERV	CHEMICAL SUPPLIES		1,475.00

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38356	101-414.000-703.049	99588	GROVER LANDSCAPE SERV	CHEMICAL SUPPLIES		175.00
38356	101-414.000-703.049	99588	GROVER LANDSCAPE SERV	CHEMICAL SUPPLIES		750.00
38356	101-414.000-703.049	99588	GROVER LANDSCAPE SERV	CHEMICAL SUPPLIES		125.00
38356	220-590.000-706.029	99588	GROVER LANDSCAPE SERV	EQUIPMENT MAINTENANCE		152.08
38356	101-414.000-706.029	99588	GROVER LANDSCAPE SERV	EQUIPMENT MAINTENANCE		80.00
38356	132-457.000-706.025	99588	GROVER LANDSCAPE SERV	WEED ABATEMENT		165.00
38356	101-414.000-706.029	99588	GROVER LANDSCAPE SERV	EQUIPMENT MAINTENANCE		91.47
						3,013.55
38357	101-414.000-706.027	103142	HEREDIA/JORGE//	REIMBURSEMENT BOOTS		150.00
						150.00
38358	157-437.000-707.003	19690	HOWK SYSTEMS	WELL CONTROL SYSTEM UP		23,940.00
						23,940.00
38359	118-441.000-706.035	104013	HUB INTERNATIONAL INSUR	RENTAL INSURANCE		786.82
						786.82
38360	220-590.000-704.021	32627	MID	UTILITIES		177.98
38360	106-424.000-704.021	32627	MID	UTILITIES		31,882.19
						32,060.17
38361	101-414.000-702.031	32615	MO - CAL	PARKS & REC & HOUSING		173.09
38361	118-441.000-706.026	32615	MO - CAL	PARKS & REC & HOUSING		173.09
38361	213-597.040-702.053	32615	MO - CAL	PARKS & REC & HOUSING		173.31
						519.49
38362	101-402.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		182.40
38362	101-403.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		912.00
38362	101-405.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		364.80
38362	101-407.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		182.40
38362	101-408.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		729.60
38362	101-412.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		912.00
38362	101-413.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		182.40
38362	101-414.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		729.60
38362	102-418.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		547.20
38362	106-423.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		547.20

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38362	106-424.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		547.20
38362	114-433.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		729.60
38362	101-406.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		364.80
38362	119-442.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		182.40
38362	134-459.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		364.80
38362	136-598.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		145.92
38362	198-439.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		547.20
38362	213-438.000-708.009	95260	NATIONAL INDUSTRIAL	PENSION CONTRIBUTIONS		182.40
						8,353.92
38363	101-414.000-706.029	33900	NORMAC	BUILDING MAINTENANCE		38.41
						38.41
38364	118-441.000-703.066	101123	ONTEL SECURITY SERVICES,	SECURITY SERVICES		730.00
38364	118-441.000-702.032	101123	ONTEL SECURITY SERVICES,	SECURITY SERVICES		328.50
						1,058.50
38365	101-412.000-703.025	102955	PACIFIC STORAGE COMPAN	SHREDDING STORAGE FEE		116.81
						116.81
38366	101-414.000-706.027	99605	PIMENTEL/RAY//	BOOT REIMBURSEMENT		107.09
						107.09
38367	119-442.000-705.040	44290	RAY'S RADIO SHOP	INSTALLED RADIO		339.72
						339.72
38368	175-590.000-706.029	46820	SAFE T LITE	SIGN		48.32
38368	106-423.000-706.028	46820	SAFE T LITE	TOOLS		74.50
38368	102-418.000-703.062	46820	SAFE T LITE	STREET NAME SIGNS		458.99
						581.81
38369	119-442.000-705.041	40013	SAN JOAQUIN VLY. UNIFIED	12/13 ANNUAL PERMIT TO OPE		34.00
						34.00
38370	101-401.000-706.033	99261	SHERIFF'S EXPLORER SCOUT	VETERANS DAY 11/11		50.00
						50.00
38371	118-441.000-706.026	102992	STANISLAUS COUNTY	FOOD ESTABLISHMENT		428.00
						428.00

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38372	126-449.004-702.032	99969	STANISLAUS COUNTY SHERI	NATIONAL NIGHT OUT 8/7/12		137.38
38372	101-409.000-702.034	99969	STANISLAUS COUNTY SHERI	VEHICLE MILEAGE		11,758.48
38372	126-449.000-706.029	99969	STANISLAUS COUNTY SHERI	VEHICLE MILEAGE		725.95
						12,621.81
38373	201-000.000-200.082	1000039	STANISLAUS FOUNDATION	ADMINISTRATIVE FEE		345.10
38373	201-000.000-200.082	1000039	STANISLAUS FOUNDATION	DENTAL LIABILITY		385.73
						730.83
38374	106-423.000-703.049	95028	SUNRISE ENVIRONMENTAL	CHEMICAL		48.44
						48.44
38375	201-000.000-200.086	104161	THE LINCOLN NATIONAL LI	LIFE INSURANCE		426.85
						426.85
38376	198-439.500-702.053	11011	US BANCORP	LANIER COPIER - LRA		254.68
						254.68
38377	101-403.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		17.17
38377	101-403.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		12.34
38377	101-412.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		125.71
38377	117-411.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		16.63
38377	101-405.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		16.63
38377	102-418.000-706.026	57250	WARDEN'S	OFFICE SUPPLIES		2.54
38377	106-423.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		2.55
38377	101-412.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		23.39
38377	114-433.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		147.75
38377	101-412.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		6.18
38377	106-423.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		6.16
38377	106-424.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		6.16
38377	114-433.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		6.16
38377	119-442.000-703.025	57250	WARDEN'S	OFFICE SUPPLIES		6.16
						395.53
38378	156-555.000-706.062	33010	WILLDAN FINANCIAL SERVI	LOCAL IMPROVEMENT DIS		510.07
38378	170-555.000-706.062	33010	WILLDAN FINANCIAL SERVI	LOCAL IMPROVEMENT DIS		520.81
38378	220-590.000-702.032	33010	WILLDAN FINANCIAL SERVI	LANDSCAPE & LIGHTING DI		566.98

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 3.D

SECTION 3: CONSENT CALENDAR

Meeting Date:	October 22, 2012
Subject/ Title:	Resolution Adopting an Amended Conflict of Interest Code for Designated Positions
From:	Jill Anderson, City Manager
Submitted by:	Annabelle Aguilar, CMC, Acting City Clerk

RECOMMENDATION

It is recommended that City Council adopt the Resolution to amend the City's Conflict of Interest Code to accurately designate all City positions that make or participate in the making of governmental decisions that may foreseeably be affected materially by those holding the position and to establish the disclosure requirements when reporting on their economic interests.

SUMMARY

The Political Reform Act (Government Code Sections 81000-91014) requires most state and local governmental officials and certain employees to publicly disclose their personal assets and income. They must also disqualify themselves from participating in decisions which may affect their personal economic interests. The Fair Political Practices Commission (FPPC) is the state agency responsible for issuing the Statement of Economic Interest, Form 700, and for interpreting the law's provisions.

Persons holding the position of Mayor, City Councilmember, Planning Commissioner, City Manager, City Attorney, City Treasurer, or Finance Director (if there is no City Treasurer) file a Form 700 pursuant to Government Code § 87200. In addition, local government agencies must adopt and carry forth a local Conflict of Interest Code ("Code"). This Code must designate positions that make or participate in the making of decisions which may foreseeably have a material effect on any financial interest. This Code must be reviewed biennially to determine if it is accurate or if it requires amending.

The City's existing Conflict of Interest Code currently requires updating to reflect organizational changes made over the course of the last two years. Attached is a Resolution to continue to incorporate by reference FPPC Title 2, Division 6, California

Administrative Code Section 18730 and to amend the City's Conflict of Interest Code as indicated in attachments Exhibits A, which establishes the current designated positions and Exhibit B, which establishes the disclosure categories (reporting requirements). Persons holding these designated positions shall file the Statement of Economic Interest, Form 700.

The following positions are recommended for removal indicated by a strikeout and added or changed indicated by an underscore.

DESIGNATED POSITIONS:	DISCLOSURE CATEGORY NUMBER(S)
**Administrative Services Director/City Clerk	<u>2</u>
**City Clerk	<u>2</u>
Chief of Police	2 <u>1, 2, & 3</u>
City Attorney	<u></u>
City Manager	<u></u>
Director of Community Development	<u>1, 2, & 3</u>
***Director of Development Services (Community Development & Public Works)	<u>1, 2, & 3</u>
***Deputy Development Services Director of Operations	<u>1, 2, & 3</u>
Consultants	1, 2, & 3
***Economic Development and Housing Director	<u>1, 2, & 3</u>
Executive Director of the Local Redevelopment Authority	1, 2, & 3
Director of Finance (City Treasurer)	<u></u>
Director of Parks and Recreation	2 <u>1, 2 & 3</u>
Project Management Specialist	1, 2, & 3
***Public Works Director	<u>1, 2, & 3</u>

*Persons holding these positions file Statements of Economic Interest, Form 700, pursuant to Government Code Section 87200.

**Per the FY 2012/2013 approved City budget, the reorganization of the Administrative Services Department eliminated the vacant position of Administrative Services Director/City Clerk and

created two new positions: 1) The reclassification of the Deputy/Acting City Clerk to City Clerk/Senior Management Analyst, and 2) A new Personnel Manager classification to be presented at a later date.

***In December of 2010, the City reorganized departments as a cost saving effort and as a result vacated the Public Works Director position. The duties and responsibilities were assumed by the Director of Community Development, which in turn created the Director of Development Services position and also created the new classification of a Deputy Development Services Director of Operations.

****In June of 2011 the position of the Director of Economic Development became vacant and simultaneously Riverbank's Redevelopment Agency was being dissolved by Governor Brown. As result, the City reorganized the department by eliminating the Director position and reassigning staff to other departments for cost saving purposes.

FINANCIAL IMPACT

There is no financial impact.

ATTACHMENTS

1. Resolution
2. Exhibits "A" and "B"
3. FPPC Title 2, Division 6, California Administrative Code

CITY OF RIVERBANK

RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERBANK ADOPTING BY REFERENCE FPPC TITLE 2, DIVISION 6, CALIFORNIA ADMINISTRATIVE CODE SECTION 18730, THE AMENDED CONFLICT OF INTEREST CODE OF DESIGNATED POSITIONS, AND THE DISCLOSURE CATAGORIES

WHEREAS, under the Political Reform Act ("Act") all public agencies are required to adopt and promulgate a Conflict of Interest Code ("Code"); and,

WHEREAS, the Act provides that the Code must designate positions for which a Statement of Economic Interests, Form 700, must be filed; and,

WHEREAS, the Act provides that the Code must assign disclosure categories specifying the types of interests to be reported by employees serving in the designated positions; and,

WHEREAS, the City of Riverbank will continue to incorporate by reference the standard Conflict of Interest Code model adopted by the Fair Political Practices Commission (FPPC), Title 2, Division 6, California Administrative Code Section 18730 and amendments to it, which will minimize the actions required by the City Council to keep its Code in conformity with the Political Reform Act; and

WHEREAS, Exhibit A, listing the designated positions, is hereby amended to remove, change, and include the current designated positions.

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

1. The terms of Title 2, Division 6, Section 18730 of the California Administrative Code and any amendments to it duly adopted by the FPPC, along with the attached Exhibit A and Exhibit B in which designated positions and disclosure categories are set forth, are hereby incorporated by reference and constitute the Conflict of Interest Code of the City of Riverbank.

2. Persons holding designated positions shall file Statements of Economic Interests, Form 700, pursuant to the Code with the City Clerk, who shall be deemed the Filing Officer and who shall make the statements available to the public for inspection or reproduction.

PASSED AND ADOPTED by the City Council of the City of Riverbank at a regular meeting held on the 22nd day of October, 2012; motioned by Councilmember _____, seconded by Councilmember _____, and upon roll call was carried by the following vote of ____:

AYES:

NAYS:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Annabelle Aguilar, CMC
Acting City Clerk

Virginia Madueño
Mayor

Attachments: Copy of FPPC Title 2, Division 6, California Code of Regulations § 18730
Exhibit A – COI Designated Positions
Exhibit B – COI Disclosure Categories

EXHIBIT A

CONFLICT OF INTEREST CODE DESIGNATED POSITIONS

DESIGNATED POSITIONS:	DISCLOSURE CATEGORY NUMBER(S)
**City Clerk	2,
Chief of Police	1, 2, & 3
*City Attorney	*
*City Manager	*
***Director of Development Services (Community Development & Public Works)	1, 2, & 3
***Deputy Development Services Director of Operations	1, 2, & 3
Consultants	1, 2, & 3
Executive Director of the Local Redevelopment Authority	1, 2, & 3
*Director of Finance (City Treasurer)	*
Director of Parks and Recreation	1, 2 & 3
Project Management Specialist	1, 2, & 3

*Persons holding these positions file Statements of Economic Interest, Form 700, pursuant to Government Code Section 87200.

**Per the FY 2012/2013 approved City budget, the reorganization of the Administrative Services Department eliminated the vacant position of Administrative Services Director/City Clerk and created two new positions: 1) The reclassification of the Deputy/Acting City Clerk to City Clerk/Senior Management Analyst, and 2) A new Personnel Manager classification to be presented at a later date.

***In December of 2010, the City reorganized departments as a cost saving effort and as a result vacated the Public Works Director position. The duties and responsibilities were assumed by the Director of Community Development, which in turn created the Director of Development Services position and also created the new classification of a Deputy Development Services Director of Operations.

EXHIBIT B

CONFLICT OF INTEREST CODE DISCLOSURE CATEGORIES

An investment, interest in real property, or income (including gifts, loans, and travel payments) is reportable if the business entity in which the investment is held the interest in real property, or the income or source of income may foreseeably be affected materially by any decision made or participation in by the designated employee by virtue of the employee's position.

Positions indicating the following categories must report as indicated.

Disclosure Category – 1:

- a) All interest in real property, which are located in whole or in part within the City.
- b) Investment in or incomes from persons or business entities engaged in the business of acquisition or disposal of real property within the City.

Disclosure Category – 2:

- a) Investments in any business entity, which within the last two (2) years, has contracted, or disposal of real property within the City.
- b) Income from any source which, within the last two (2) years has contracted, or foreseeably in the future may contract with the City of Riverbank to provide services, supplies, materials, machinery, or equipment to the City of Riverbank.
- c) Status as a director, officer, sole owner, partner, trustee, employee, or holder of a position of management in any contracted or in the foreseeable future, may contract with the City of Riverbank to provide services, supplies, materials, machinery, or equipment to the City of Riverbank.
- d) Investments and income otherwise reportable under paragraphs a) and b) of category 2, shall not be reportable unless the total amount or all contracts by the business entity to provide services, supplies, materials, machinery, or equipment to the City of Riverbank was more than \$1,000.00 in the prior calendar year, or unless the total amount of all foreseeable contracts by the business entity to provide services, supplies, materials, machinery, or equipment to the City of Riverbank will be more than \$1,000.00 in the next calendar year.

Disclosure Category – 3:

- a) Investment in any business entity, which within the last calendar year has been regulated by the City of Riverbank or foreseeably, may be regulated by the City of Riverbank in the next calendar year.
- b) Each source of income, provided that the income was furnished by or on behalf of any business entity, which within the last calendar year has been regulated the City of Riverbank or foreseeably may be regulated by the City of Riverbank in the next calendar year.
- c) Status as a director, officer, sole owner, partner, trustee, employee, or any position of management in any business entity, which within the last calendar year has been regulated by the City of Riverbank, in the next calendar year.

(Regulations of the Fair Political Practices Commission, Title 2, Division 6, California Code of Regulations.)

§ 18730. Provisions of Conflict-of-Interest Codes.

(a) Incorporation by reference of the terms of this regulation along with the designation of employees and the formulation of disclosure categories in the Appendix referred to below constitute the adoption and promulgation of a conflict-of-interest code within the meaning of Section 87300 or the amendment of a conflict-of-interest code within the meaning of Section 87306 if the terms of this regulation are substituted for terms of a conflict-of-interest code already in effect. A code so amended or adopted and promulgated requires the reporting of reportable items in a manner substantially equivalent to the requirements of article 2 of chapter 7 of the Political Reform Act, Sections 81000, et seq. The requirements of a conflict-of-interest code are in addition to other requirements of the Political Reform Act, such as the general prohibition against conflicts of interest contained in Section 87100, and to other state or local laws pertaining to conflicts of interest.

(b) The terms of a conflict-of-interest code amended or adopted and promulgated pursuant to this regulation are as follows:

(1) Section 1. Definitions.

The definitions contained in the Political Reform Act of 1974, regulations of the Fair Political Practices Commission (Regulations 18110, et seq.), and any amendments to the Act or regulations, are incorporated by reference into this conflict-of-interest code.

(2) Section 2. Designated Employees.

The persons holding positions listed in the Appendix are designated employees. It has been determined that these persons make or participate in the making of decisions which may foreseeably have a material effect on economic interests.

(3) Section 3. Disclosure Categories.

This code does not establish any disclosure obligation for those designated employees who are also specified in Section 87200 if they are designated in this code in that same capacity or if the geographical jurisdiction of this agency is the same as or is wholly included within the jurisdiction in which those persons must report their economic interests pursuant to article 2 of chapter 7 of the Political Reform Act, Sections 87200, et seq.

In addition, this code does not establish any disclosure obligation for any designated employees who are designated in a conflict-of-interest code for another agency, if all of the following apply:

(A) The geographical jurisdiction of this agency is the same as or is wholly included within the jurisdiction of the other agency;

(B) The disclosure assigned in the code of the other agency is the same as that required under article 2 of chapter 7 of the Political Reform Act, Section 87200; and

(C) The filing officer is the same for both agencies.¹

Such persons are covered by this code for disqualification purposes only. With respect to all other designated employees, the disclosure categories set forth in the Appendix specify which kinds of economic interests are reportable. Such a designated employee shall disclose in his or her statement of economic interests those economic interests he or she has which are of the kind described in the disclosure categories to which he or she is assigned in the Appendix. It has been determined that the economic interests set forth in a designated employee's disclosure categories

are the kinds of economic interests which he or she foreseeably can affect materially through the conduct of his or her office.

(4) Section 4. Statements of Economic Interests: Place of Filing.

The code reviewing body shall instruct all designated employees within its code to file statements of economic interests with the agency or with the code reviewing body, as provided by the code reviewing body in the agency's conflict-of-interest code.²

(5) Section 5. Statements of Economic Interests: Time of Filing.

(A) Initial Statements. All designated employees employed by the agency on the effective date of this code, as originally adopted, promulgated and approved by the code reviewing body, shall file statements within 30 days after the effective date of this code. Thereafter, each person already in a position when it is designated by an amendment to this code shall file an initial statement within 30 days after the effective date of the amendment.

(B) Assuming Office Statements. All persons assuming designated positions after the effective date of this code shall file statements within 30 days after assuming the designated positions, or if subject to State Senate confirmation, 30 days after being nominated or appointed.

(C) Annual Statements. All designated employees shall file statements no later than April 1.

(D) Leaving Office Statements. All persons who leave designated positions shall file statements within 30 days after leaving office.

(5.5) Section 5.5. Statements for Persons Who Resign Prior to Assuming Office.

Any person who resigns within 12 months of initial appointment, or within 30 days of the date of notice provided by the filing officer to file an assuming office statement, is not deemed to have assumed office or left office, provided he or she did not make or participate in the making

of, or use his or her position to influence any decision and did not receive or become entitled to receive any form of payment as a result of his or her appointment. Such persons shall not file either an assuming or leaving office statement.

(A) Any person who resigns a position within 30 days of the date of a notice from the filing officer shall do both of the following:

(1) File a written resignation with the appointing power; and

(2) File a written statement with the filing officer declaring under penalty of perjury that during the period between appointment and resignation he or she did not make, participate in the making, or use the position to influence any decision of the agency or receive, or become entitled to receive, any form of payment by virtue of being appointed to the position.

(6) Section 6. Contents of and Period Covered by Statements of Economic Interests.

(A) Contents of Initial Statements.

Initial statements shall disclose any reportable investments, interests in real property and business positions held on the effective date of the code and income received during the 12 months prior to the effective date of the code.

(B) Contents of Assuming Office Statements.

Assuming office statements shall disclose any reportable investments, interests in real property and business positions held on the date of assuming office or, if subject to State Senate confirmation or appointment, on the date of nomination, and income received during the 12 months prior to the date of assuming office or the date of being appointed or nominated, respectively.

(C) Contents of Annual Statements. Annual statements shall disclose any reportable investments, interests in real property, income and business positions held or received during the

previous calendar year provided, however, that the period covered by an employee's first annual statement shall begin on the effective date of the code or the date of assuming office whichever is later, or for a board or commission member subject to Section 87302.6, the day after the closing date of the most recent statement filed by the member pursuant to Regulation 18754.

(D) Contents of Leaving Office Statements.

Leaving office statements shall disclose reportable investments, interests in real property, income and business positions held or received during the period between the closing date of the last statement filed and the date of leaving office.

(7) Section 7. Manner of Reporting.

Statements of economic interests shall be made on forms prescribed by the Fair Political Practices Commission and supplied by the agency, and shall contain the following information:

(A) Investment and Real Property Disclosure.

When an investment or an interest in real property³ is required to be reported,⁴ the statement shall contain the following:

1. A statement of the nature of the investment or interest;
2. The name of the business entity in which each investment is held, and a general description of the business activity in which the business entity is engaged;
3. The address or other precise location of the real property;
4. A statement whether the fair market value of the investment or interest in real property equals or exceeds \$2,000, exceeds \$10,000, exceeds \$100,000, or exceeds \$1,000,000.

(B) Personal Income Disclosure. When personal income is required to be reported,⁵ the statement shall contain:

1. The name and address of each source of income aggregating \$500 or more in value, or \$50 or more in value if the income was a gift, and a general description of the business activity, if any, of each source;

2. A statement whether the aggregate value of income from each source, or in the case of a loan, the highest amount owed to each source, was \$1,000 or less, greater than \$1,000, greater than \$10,000, or greater than \$100,000;

3. A description of the consideration, if any, for which the income was received;

4. In the case of a gift, the name, address and business activity of the donor and any intermediary through which the gift was made; a description of the gift; the amount or value of the gift; and the date on which the gift was received;

5. In the case of a loan, the annual interest rate and the security, if any, given for the loan and the term of the loan.

(C) Business Entity Income Disclosure. When income of a business entity, including income of a sole proprietorship, is required to be reported,⁶ the statement shall contain:

1. The name, address, and a general description of the business activity of the business entity;

2. The name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than \$10,000.

(D) Business Position Disclosure. When business positions are required to be reported, a designated employee shall list the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management, a description of the business activity in which the business entity is engaged, and the designated employee's position with the business entity.

(E) Acquisition or Disposal During Reporting Period. In the case of an annual or leaving office statement, if an investment or an interest in real property was partially or wholly acquired or disposed of during the period covered by the statement, the statement shall contain the date of acquisition or disposal.

(8) Section 8. Prohibition on Receipt of Honoraria.

(A) No member of a state board or commission, and no designated employee of a state or local government agency, shall accept any honorarium from any source, if the member or employee would be required to report the receipt of income or gifts from that source on his or her statement of economic interests. This section shall not apply to any part-time member of the governing board of any public institution of higher education, unless the member is also an elected official.

Subdivisions (a), (b), and (c) of Section 89501 shall apply to the prohibitions in this section.

This section shall not limit or prohibit payments, advances, or reimbursements for travel and related lodging and subsistence authorized by Section 89506.

(8.1) Section 8.1. Prohibition on Receipt of Gifts in Excess of \$420.

(A) No member of a state board or commission, and no designated employee of a state or local government agency, shall accept gifts with a total value of more than \$420 in a calendar year from any single source, if the member or employee would be required to report the receipt of income or gifts from that source on his or her statement of economic interests. This section shall not apply to any part-time member of the governing board of any public institution of higher education, unless the member is also an elected official.

Subdivisions (e), (f), and (g) of Section 89503 shall apply to the prohibitions in this section.

(8.2) Section 8.2. Loans to Public Officials.

(A) No elected officer of a state or local government agency shall, from the date of his or her election to office through the date that he or she vacates office, receive a personal loan from any officer, employee, member, or consultant of the state or local government agency in which the elected officer holds office or over which the elected officer's agency has direction and control.

(B) No public official who is exempt from the state civil service system pursuant to subdivisions (c), (d), (e), (f), and (g) of Section 4 of Article VII of the Constitution shall, while he or she holds office, receive a personal loan from any officer, employee, member, or consultant of the state or local government agency in which the public official holds office or over which the public official's agency has direction and control. This subdivision shall not apply to loans made to a public official whose duties are solely secretarial, clerical, or manual.

(C) No elected officer of a state or local government agency shall, from the date of his or her election to office through the date that he or she vacates office, receive a personal loan from any person who has a contract with the state or local government agency to which that elected officer has been elected or over which that elected officer's agency has direction and control. This subdivision shall not apply to loans made by banks or other financial institutions or to any indebtedness created as part of a retail installment or credit card transaction, if the loan is made or the indebtedness created in the lender's regular course of business on terms available to members of the public without regard to the elected officer's official status.

(D) No public official who is exempt from the state civil service system pursuant to subdivisions (c), (d), (e), (f), and (g) of Section 4 of Article VII of the Constitution shall, while he or she holds office, receive a personal loan from any person who has a contract with the state or local government agency to which that elected officer has been elected or over which that elected officer's agency has direction and control. This subdivision shall not apply to loans made by banks or other financial institutions or to any indebtedness created as part of a retail installment or credit card transaction, if the loan is made or the indebtedness created in the lender's regular course of business on terms available to members of the public without regard to the elected officer's official status. This subdivision shall not apply to loans made to a public official whose duties are solely secretarial, clerical, or manual.

(E) This section shall not apply to the following:

1. Loans made to the campaign committee of an elected officer or candidate for elective office.

2. Loans made by a public official's spouse, child, parent, grandparent, grandchild, brother, sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin, or the spouse of any such persons, provided that the person making the loan is not acting as an agent or intermediary for any person not otherwise exempted under this section.

3. Loans from a person which, in the aggregate, do not exceed five hundred dollars (\$500) at any given time.

4. Loans made, or offered in writing, before January 1, 1998.

(8.3) Section 8.3. Loan Terms.

(A) Except as set forth in subdivision (B), no elected officer of a state or local government agency shall, from the date of his or her election to office through the date he or she

vacates office, receive a personal loan of \$500 or more, except when the loan is in writing and clearly states the terms of the loan, including the parties to the loan agreement, date of the loan, amount of the loan, term of the loan, date or dates when payments shall be due on the loan and the amount of the payments, and the rate of interest paid on the loan.

(B) This section shall not apply to the following types of loans:

1. Loans made to the campaign committee of the elected officer.
2. Loans made to the elected officer by his or her spouse, child, parent, grandparent, grandchild, brother, sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin, or the spouse of any such person, provided that the person making the loan is not acting as an agent or intermediary for any person not otherwise exempted under this section.

3. Loans made, or offered in writing, before January 1, 1998.

(C) Nothing in this section shall exempt any person from any other provision of Title 9 of the Government Code.

(8.4) Section 8.4. Personal Loans.

(A) Except as set forth in subdivision (B), a personal loan received by any designated employee shall become a gift to the designated employee for the purposes of this section in the following circumstances:

1. If the loan has a defined date or dates for repayment, when the statute of limitations for filing an action for default has expired.
2. If the loan has no defined date or dates for repayment, when one year has elapsed from the later of the following:
 - a. The date the loan was made.

b. The date the last payment of \$100 or more was made on the loan.

c. The date upon which the debtor has made payments on the loan aggregating to less than \$250 during the previous 12 months.

(B) This section shall not apply to the following types of loans:

1. A loan made to the campaign committee of an elected officer or a candidate for elective office.

2. A loan that would otherwise not be a gift as defined in this title.

3. A loan that would otherwise be a gift as set forth under subdivision (A), but on which the creditor has taken reasonable action to collect the balance due.

4. A loan that would otherwise be a gift as set forth under subdivision (A), but on which the creditor, based on reasonable business considerations, has not undertaken collection action. Except in a criminal action, a creditor who claims that a loan is not a gift on the basis of this paragraph has the burden of proving that the decision for not taking collection action was based on reasonable business considerations.

5. A loan made to a debtor who has filed for bankruptcy and the loan is ultimately discharged in bankruptcy.

(C) Nothing in this section shall exempt any person from any other provisions of Title 9 of the Government Code.

(9) Section 9. Disqualification.

No designated employee shall make, participate in making, or in any way attempt to use his or her official position to influence the making of any governmental decision which he or she knows or has reason to know will have a reasonably foreseeable material financial effect,

distinguishable from its effect on the public generally, on the official or a member of his or her immediate family or on:

(A) Any business entity in which the designated employee has a direct or indirect investment worth \$2,000 or more;

(B) Any real property in which the designated employee has a direct or indirect interest worth \$2,000 or more;

(C) Any source of income, other than gifts and other than loans by a commercial lending institution in the regular course of business on terms available to the public without regard to official status, aggregating \$500 or more in value provided to, received by or promised to the designated employee within 12 months prior to the time when the decision is made;

(D) Any business entity in which the designated employee is a director, officer, partner, trustee, employee, or holds any position of management; or

(E) Any donor of, or any intermediary or agent for a donor of, a gift or gifts aggregating \$420 or more provided to, received by, or promised to the designated employee within 12 months prior to the time when the decision is made.

(9.3) Section 9.3. Legally Required Participation.

No designated employee shall be prevented from making or participating in the making of any decision to the extent his or her participation is legally required for the decision to be made. The fact that the vote of a designated employee who is on a voting body is needed to break a tie does not make his or her participation legally required for purposes of this section.

(9.5) Section 9.5. Disqualification of State Officers and Employees.

In addition to the general disqualification provisions of section 9, no state administrative official shall make, participate in making, or use his or her official position to influence any

governmental decision directly relating to any contract where the state administrative official knows or has reason to know that any party to the contract is a person with whom the state administrative official, or any member of his or her immediate family has, within 12 months prior to the time when the official action is to be taken:

(A) Engaged in a business transaction or transactions on terms not available to members of the public, regarding any investment or interest in real property; or

(B) Engaged in a business transaction or transactions on terms not available to members of the public regarding the rendering of goods or services totaling in value \$1,000 or more.

(10) Section 10. Disclosure of Disqualifying Interest.

When a designated employee determines that he or she should not make a governmental decision because he or she has a disqualifying interest in it, the determination not to act may be accompanied by disclosure of the disqualifying interest.

(11) Section 11. Assistance of the Commission and Counsel.

Any designated employee who is unsure of his or her duties under this code may request assistance from the Fair Political Practices Commission pursuant to Section 83114 and Regulations 18329 and 18329.5 or from the attorney for his or her agency, provided that nothing in this section requires the attorney for the agency to issue any formal or informal opinion.

(12) Section 12. Violations.

This code has the force and effect of law. Designated employees violating any provision of this code are subject to the administrative, criminal and civil sanctions provided in the Political Reform Act, Sections 81000-91014. In addition, a decision in relation to which a violation of the disqualification provisions of this code or of Section 87100 or 87450 has occurred may be set aside as void pursuant to Section 91003.

¹Designated employees who are required to file statements of economic interests under any other agency's conflict-of-interest code, or under article 2 for a different jurisdiction, may expand their statement of economic interests to cover reportable interests in both jurisdictions, and file copies of this expanded statement with both entities in lieu of filing separate and distinct statements, provided that each copy of such expanded statement filed in place of an original is signed and verified by the designated employee as if it were an original. See Section 81004.

²See Section 81010 and Regulation 18115 for the duties of filing officers and persons in agencies who make and retain copies of statements and forward the originals to the filing officer.

³For the purpose of disclosure only (not disqualification), an interest in real property does not include the principal residence of the filer.

⁴Investments and interests in real property which have a fair market value of less than \$2,000 are not investments and interests in real property within the meaning of the Political Reform Act. However, investments or interests in real property of an individual include those held by the individual's spouse and dependent children as well as a pro rata share of any investment or interest in real property of any business entity or trust in which the individual, spouse and dependent children own, in the aggregate, a direct, indirect or beneficial interest of 10 percent or greater.

⁵A designated employee's income includes his or her community property interest in the income of his or her spouse but does not include salary or reimbursement for expenses received from a state, local or federal government agency.

⁶Income of a business entity is reportable if the direct, indirect or beneficial interest of the filer and the filer's spouse in the business entity aggregates a 10 percent or greater interest. In

addition, the disclosure of persons who are clients or customers of a business entity is required only if the clients or customers are within one of the disclosure categories of the filer.

Note: Authority cited: Section 83112, Government Code. Reference: Sections 87103(e), 87300-87302, 89501, 89502 and 89503, Government Code.

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 3.E

SECTION 3: CONSENT CALENDAR

Meeting Date:	October 22, 2012
Subject:	Adjustments to City Council Meeting Schedule for Holiday Observances
From:	Jill Anderson, City Manager

RECOMMENDATION

It is recommended that the City Council cancel the City Council meetings scheduled for Veterans' Day, Monday, November 12, 2012 and Christmas Eve, Monday, December 24, 2012.

SUMMARY

It is proposed that the City Council cancel the City Council Meetings scheduled for November 12, 2012 and December 24, 2012 in order to minimize conflicts with holiday activities.

In previous years, the City Council has adjusted the meeting schedule for holiday observances. This year, the first meeting in November falls on Veterans' Day and the second meeting in December falls on Christmas Eve. Therefore it is proposed that these meetings be cancelled. As always, in the event that issues arise that need to be attended to between regularly scheduled meetings, a special meeting can be held.

FINANCIAL IMPACT

There is no financial impact.

ATTACHMENT

There are no attachments to this report.

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 6.1

SECTION 6: NEW BUSINESS

Meeting Date: October 22, 2012

Subject/ Title: Award Bid for the Jackson Avenue Sidewalk Project and Authorize Execution of Change Orders

From: Jill Anderson, City Manager

Submitted by: JD Hightower, Development Services Director
Laura Graybill, Project Coordinator

RECOMMENDATION

It is recommended that City Council approve two (2) actions by a summary roll call vote:

1. Award bid to the lowest responsible bidder, Vaughan Construction; and
2. Authorize the City Manager to execute Change Orders within total project budget, project and change orders not to exceed \$130,038.00.

SUMMARY

The improvements on Jackson Avenue are a sidewalk infill project between Channel Drive and Morrill Road. This improvement was identified in the City's ADA Transition Plan and will allow better pedestrians access to the area. Another benefit of the project is that the storm drainage in the area will be improved with water directed to existing drain inlets instead of standing water along Jackson Avenue.

A bid opening was held on Thursday, October 11, 2012, to consider the bids for the Jackson Avenue Sidewalk Project. The following bids were received:

Vaughan Construction	\$56,106.00
Garrett Thompson Construction	\$56,570.00
Ross F. Carroll, Inc.	\$59,085.00
Hensley's Paving & general Engineering, Inc.	\$61,374.00
Taylor Backhoe Service, Inc.	\$68,260.00
Sinclair General Engineering Construction Inc.	\$75,095.00
Moyle Excavation, Inc.	\$77,203.40
MCI Engineering, Inc.	\$77,223.00
Rolfe Construction	\$78,950.00

Haskell & Haskell Engineer and Construction	\$85,853.00
Synergy Project Management, Inc.	\$85,986.00
J.J.R. Construction, Inc.	\$93,209.50

Work on the project includes, but is not limited to, furnishing all labor, materials, equipment, transportation, and incidentals necessary to construct all curb, gutter, aggregate base and asphalt concrete paving, drainage, storm drainage improvements, and all other facilities shown on the plans.

Bids have been reviewed and it is recommending that Vaughan Construction be awarded the bid.

Staff is asking for authorization to execute Change Orders if they are within total budget.

Project Funds of \$130,038.00 were appropriated in the 2012 – 2013 Budget, Local Transportation Funds (LTF) Fund #111 and System Development Fees Fund #140. To date \$10,000.00 has been used for engineering, utility coordination and plan preparation. Funding for the project is expected to cover all remaining work items, change orders, and contingencies.

BACKGROUND

The west side of Jackson Avenue between Channel Street and Morrill Avenue has been a forgotten pedestrian linkage during development of the City. This is unfortunate in that this link has a nice view of the adjacent irrigation canal and is home to the “duck feeding area” in Riverbank. Additionally help knit the Crossroads area to the other neighboring areas of Riverbank. This missing linkage was identified in the City’s ADA Transition Plan as Items 107 and 108. The project will not hamper MID access to their canal as they have a driveway approach off of Morrill Road.

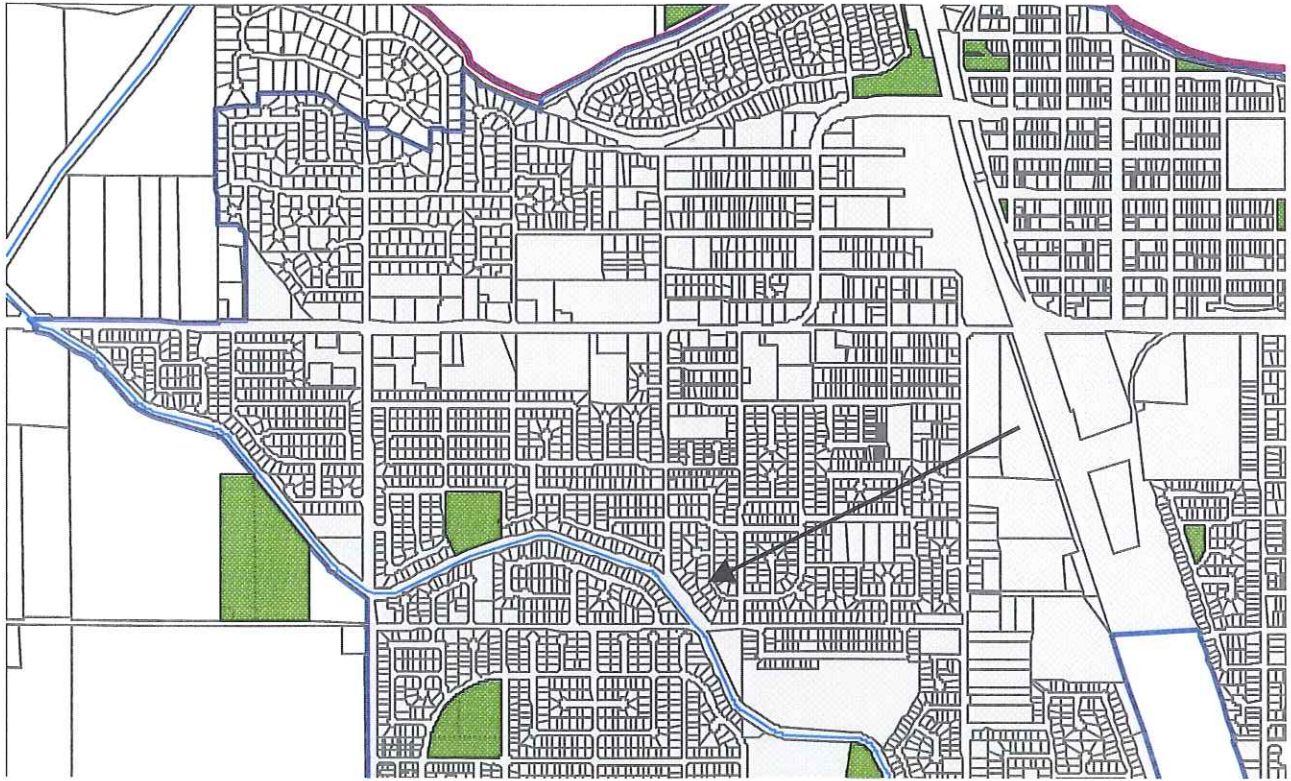
FINANCIAL IMPACT

Costs to be covered by Local Transportation Funds (LTF), Fund #111 in the amount of \$65,250.00 and System Development Fees, Fund 140 in the amount of \$64,788.00 for a total project cost not to exceed \$130,038.00.

ATTACHMENT

- 1) Site Map

SITE MAP



RIVERBANK CITY COUNCIL AGENDA ITEM NO. 6.2

SECTION 6: NEW BUSINESS

Meeting Date:	October 22, 2012
Subject/ Title:	Consideration of a Memorandum of Understanding Regarding Riverbank Dial-A-Ride Transit Service between the County of Stanislaus and the City of Riverbank
From:	Jill Anderson, City Manager
Submitted by:	Kathleen Cleek, Sr. Management Analyst

RECOMMENDATION

It is recommended that the City Council approve a Memorandum of Understanding (MOU) Regarding Riverbank Dial-A-Ride Transit Service entered into by and between the County of Stanislaus and the City of Riverbank and authorize the City Manager to execute the related documents.

BACKGROUND

The City of Riverbank and the City of Oakdale entered into a Joint Powers Authority Agreement on October 1, 1993 to establish the Riverbank Oakdale Transit Authority (ROTA). The agencies entered into this agreement to provide dial-a-ride transit service to residents of both Riverbank and Oakdale. Due to the cities growing populations and the additional needs of our communities, ROTA purchased two trolleys in 2004 and implemented a fixed route service.

Unfortunately the fixed route service failed to meet the 10% farebox ratio that is mandated by the State. This farebox recovery ratio is embedded in the Transportation Development Act Statutes and California Codes of Regulations. All transit agencies/properties must adhere to meeting the farebox ratio requirement. Meeting this mandate is achieved through fares paid by riders meeting or exceeding 10 percent of the services operating cost.

Despite its best efforts to promote ridership and evaluate alternative fee and service structures, ROTA has not been able to meet the mandate for the last five years and is facing a \$14,000 penalty for the 2013-2014 fiscal year. This is due to lack of ridership and the lack of land use density to support transit in either city. In 2009, in an attempt to meet this performance measure, ROTA cut the budget by \$800,000 and eliminated the fixed route service, which reduced valuable transit service in both communities. In addition to these reductions, various organizations throughout Riverbank, Oakdale, and

Modesto have purchased thousands of tickets for giveaways, fundraisers, and community events. ROTA also spent a considerable amount of time marketing and advertising transit service to promote ridership by delivering brochures and speaking to local schools, business, libraries, and community events in both Riverbank and Oakdale.

Unfortunately, without the ridership to meet the farebox ratio the ROTA Board of Directors had to evaluate other options and requested proposals to incorporate ROTA service into their service programs. In June of this year, the County submitted a proposal to the Board of Directors of ROTA to consolidate transit services provided by ROTA and StaRT. The proposal was approved by the ROTA Board giving the County affirmation to proceed with consolidating the two transit systems.

The County also manages and provides transit operations to the Cities of Patterson, Waterford, and Newman through separate MOUs for each jurisdiction, so the proposed service model has worked well in other communities.

MEMORANDUM OF UNDERSTANDING

At the October 9th ROTA Board meeting the ROTA Board of Directors approved a memorandum of Understanding for transit service between the Riverbank Oakdale Transit Authority (ROTA) and Stanislaus Regional Transit (StaRT). With the proposed dissolution of ROTA, Riverbank and Oakdale need to enter into separate agreements for the provision of transit services. The City of Oakdale approved the MOU with the County on Monday, October 15, 2012.

The key terms of the proposed MOU are:

- ***Term:*** January 1, 2013 until termination, which can occur without cause with sixty days written notice.
- ***County Obligations:*** Fund all operations; perform all administrative and operational functions; and prepare and file all reports and documents required by the Federal, State or Local agencies that have a role in governing the transit service.
- ***City Obligations:*** Sell tickets for StaRT services at City Hall and forward the associated revenue to the County with the appropriate documentation.
- ***Indemnity:*** Each party agrees to indemnify the other consistent with standard practice.

FUTURE SERVICE ADJUSTMENTS

According to the proposed MOU, the County will continue to operate the same level of service to Riverbank as is currently available from ROTA beginning January 1, 2013 to August 4, 2013. During this time the County will use ridership data to evaluate the efficiency and cost-effectiveness of ROTA's DAR service. Based on the findings, the

County will define and develop individualized DAR service for Riverbank. The County will work with the City Manager or designated employee on proposed improvements to ensure recommended changes meets mobility and transportation needs of residents using DAR service. This ensures the City Manager and/or her designee have the opportunity to review and provide comments on the proposed service improvements prior to approval by the County Board of Supervisors and implementation of the approved service changes. The County also will make presentations at Council meetings on future service changes to solicit input from Council members.

The County will begin operating the new DAR service in the City of Riverbank beginning August 5, 2013, utilizing the same contract service provider that ROTA uses, Storer Transportation Services, so the transition should be smooth for all involved. The County is proposing the following services to be offered in the City of Riverbank with the following service elements:

1. Curb-to-curb shared ride service to eligible passengers anywhere within the City's defined service area.
2. DAR service to be provided to all residents, especially seniors and persons with disabilities.
3. Service will be available Mondays to Fridays with limited service to be provided on Saturdays. Depending on the ridership generated on Saturdays on the DAR service, the County may consider using the Eastside Shuttle to provide Saturday service.
4. Eastside Shuttle services between the cities of Riverbank and Oakdale will be enhanced to offer additional service options for residents traveling between Riverbank and Oakdale.

The proposed consolidation of StaRT and ROTA transit service on January 1, 2013, will offer lower fares for current ROTA DAR passengers. The ROTA and StaRT fare policies will be evaluated to address any discrepancies in the policies. The County will work with the City of Riverbank to implement the County's current fare policy and approved fare structure to ensure consistency throughout StaRT's service area. The revised fare policy will be implemented as part of the August 2013 service changes.

FINANCIAL IMPACT

If the MOU is adopted, there will be no direct financial impact to the City.

ATTACHMENT

1. Resolution
2. Memorandum of Understanding for Riverbank Dial-A-Ride Transit Service
3. Scope of Services for Dial-A-Ride Service Operation in the City of Riverbank

CITY OF RIVERBANK

RESOLUTION

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERBANK
APPROVING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING
REGARDING RIVERBANK DIAL-A-RIDE TRANSIT SERVICE**

WHEREAS, this Memorandum of Understanding Regarding Riverbank Transit Service is made and entered into by and between the County of Stanislaus and the City of Riverbank; and

WHEREAS, the residents of the City of Riverbank have a need for point-to-point public transportation services commonly referred to as Dial-A-Ride (DAR) Service; and

WHEREAS, the County's public transportation service, Stanislaus Regional Transit ("StaRT"), is capable and willing to provide Riverbank DAR service as outlined in the attached Scope of Services on the terms and conditions herein contained.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverbank hereby agrees to contract with StaRT beginning January 1, 2013, and continuing thereafter through the terms and conditions contained in the Memorandum of Understanding by and between the County of Stanislaus and the City of Riverbank.

PASSED AND ADOPTED by the City Council of the City of Riverbank at a regular meeting held on the 22nd day of October, 2012; motioned by Councilmember _____, seconded by Councilmember _____, and upon roll call was carried by the following vote of ____:

AYES:

NAYS:

ABSENT:

ABSTAIN:

Attest:

Approved:

Annabelle Aguilar, CMC
Acting City Clerk

Virginia Madueno
Mayor

Attachment: Copy of MOU

MEMORANDUM OF UNDERSTANDING REGARDING RIVERBANK DIAL-A-RIDE TRANSIT SERVICE

This MEMORANDUM OF UNDERSTANDING REGARDING RIVERBANK TRANSIT SERVICE is made and entered into by and between the COUNTY OF STANISLAUS (the "County") and the CITY OF RIVERBANK (the "City") dated this day _____, of 2012 (the "Agreement").

RECITALS

WHEREAS, the residents of the City of Riverbank have a need for point-to-point public transportation services commonly referred to as Dial-A-Ride [DAR] Service; and

WHEREAS, the County's public transportation service, Stanislaus Regional Transit ("StaRT"), is capable and willing to provide Riverbank DAR service **as outlined in the attached Scope of Services** on the terms and conditions herein contained;

NOW, THEREFORE, the City and the County agree as follows:

TERMS AND CONDITIONS

1. OBLIGATIONS OF THE COUNTY

Beginning January 1, 2013, and continuing thereafter through the term of this Agreement, the County shall perform the following functions related to the Riverbank DAR service operated by the County:

1.1 Provide all administrative and operational functions necessary for Riverbank DAR service operation.

1.2 Develop and file Transportation Development Act (TDA) Claims for each fiscal year which shall be effective July of each year.

1.3 Fund all operation and capital costs associated with Riverbank DAR service, subject to availability, allocation and disbursement of funding from Federal, State or local sources, such as TDA Act funding. The obligation of the County to fund the service shall be dependent upon the availability of funding and appropriations for the purposes of this Agreement. If funding for any fiscal year is reduced or deleted, or if the County loses funding for any reason, the County, in its sole discretion, shall have the option to either: (a) cause this Agreement to be canceled or terminated pursuant to applicable provisions of the Agreement; or (b) offer to amend the Agreement to reflect the reduced funding for this Agreement.

1.4 Prepare and file Federal, State and local documents necessary for operation of the Riverbank DAR, including without limitation the Transportation Development Act Claim for funding, the State Controller's Report and any items necessary for the Countywide Transit Cost Sharing process.

1.5 Compile required Federal, State and local service and operational data for Riverbank DAR.

1.6 Provide brochures, Ride Guides and other transit related information for Riverbank DAR service to be provided in the City.

1.7 Provide tickets for Riverbank DAR and other StaRT services to be sold by the City. The County shall supply all necessary documentation for the sale of StaRT tickets.

2. OBLIGATIONS OF THE CITY

2.1 Beginning January 1, 2013, and continuing thereafter through the term of this Agreement, the City shall perform the following administrative functions related to the Riverbank DAR operated by the County:

2.2 Sell tickets at the City of Riverbank Finance Department for StaRT services including Riverbank DAR service. The City shall forward all fare revenue obtained from the sale of StaRT tickets each month to the County for deposit in the County Treasury. The City shall include all appropriate documentation for the sale of StaRT tickets.

3. TERM OF AGREEMENT

3.1 This Agreement shall commence January 1, 2013 and continue thereafter until terminated by either party.

3.2 Either party may terminate this Agreement without cause upon sixty days written notice to the other party. Termination of this Agreement shall not affect either party's obligations to pay all amounts required under this Agreement that are actually and necessarily incurred by the parties prior to the effective date of such termination.

4. INDEMNITY

Neither party, nor any of its officers or employees, shall be responsible for any damage or liability occurring by reason of anything done or omitted to be done by the other party under or in connection with any work delegated to that other party under this Agreement. The parties further agree, pursuant to Government Code section 895.4, that each party shall fully indemnify and hold harmless the other party and its agents, officers, employees and contractors from and against all claims, damages, losses, judgments, liabilities, expenses and other costs, including litigation costs and attorney fees, arising out of, resulting

from, or in connection with any work delegated to or action taken or omitted to be taken by such party under this Agreement.

5. NOTICE

Any notice, communication, amendment, addition or deletion to this Agreement, including change of address of either party during the term of this Agreement, which either party shall be required or may desire to make shall be in writing and may be personally served or, alternatively, sent by prepaid first class mail to the respective parties as follows:

To County: County of Stanislaus Public Works Transit Division
Stanislaus Regional Transit
Attention: Eunice Lovi, Transit Manager
1010 Tenth Street, Suite 3500
Modesto, CA 95354

To City: City of Riverbank
Attention: Jill Anderson, City Manager
Riverbank City Hall
6707 Third Street
Riverbank, CA 95367

6. AMENDMENT

This Agreement may be modified, amended, changed, added to or subtracted from by the mutual consent of the parties hereto if such amendment or change is in written form and executed with the same formalities as this Agreement and attached to the original Agreement to maintain continuity.

7. ENTIRE AGREEMENT

This Agreement supersedes any and all other agreements, either oral or in writing, between any of the parties herein with respect to the subject matter hereof and contains all the agreements between the parties with respect to such matter. Each party acknowledges that no representations, inducements, promises or agreements, oral or otherwise, have been made by any party, or anyone acting on behalf of any party, which is not embodied herein, and that no other agreement, statement or promise not contained in this Agreement shall be valid or binding.

8. ADVICE OF ATTORNEY

Each party warrants and represents that in executing this Agreement, it has received independent legal advice from its attorneys or the opportunity to seek such advice.

9. CONSTRUCTION

Headings or captions to the provisions of this Agreement are solely for the convenience of the parties, are not part of this Agreement, and shall not be used to interpret or determine the validity of this Agreement. Any ambiguity in this Agreement shall not be construed against the drafter, but rather the terms and provisions hereof shall be given a reasonable interpretation as if both parties had in fact drafted this Agreement.

10. GOVERNING LAW AND VENUE

This Agreement shall be deemed to be made under, and shall be governed by and construed in accordance with, the laws of the State of California. Any action brought to enforce the terms or provisions of this Agreement shall have venue in the County of Stanislaus, State of California.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first hereinabove written.

COUNTY OF STANISLAUS

By _____
William O'Brien, Chairman
Board of Supervisors
County of Stanislaus, State of California

"County"

ATTEST:

CHRISTINE FERRARO TALLMAN
Clerk of the Board of Supervisors of the
County of Stanislaus, State of California

By _____
Deputy Clerk

APPROVED AS TO CONTENT:

Matt Machado, Director
Department of Public Works

By _____
Eunice Lovi
Transit Manager

APPROVED AS TO FORM:

John P. Doering
County Counsel

By _____
Thomas E. Boze
Deputy County Counsel

CITY OF RIVERBANK

By _____
Mayor Virginia Madueno
City of Riverbank

"City"

ATTEST:

Annabelle Aguilar
City Clerk
City of Riverbank

By _____
City Clerk

APPROVED AS TO CONTENT:

Jill Anderson
City Manager

By _____
Jill Anderson
City Manager

APPROVED AS TO FORM:

Thomas P. Hallinan
City Attorney, City of Riverbank

By _____
Thomas P. Hallinan
City Attorney

SCOPE OF SERVICES FOR DIAL-A-RIDE SERVICE OPERATION IN THE CITY OF RIVERBANK

Background:

This scope of services defines transit services to be provided by the Stanislaus County as part of the Memorandum of Understanding (MOU) being established between the County and the City of Riverbank effective January 1, 2013. As the Countywide transit provider, the Stanislaus County Public Works Transit Division is responsible for transit service operations and manages the service contract for transit service operations in the County.

Currently, the Riverbank and Oakdale Transit Authority [ROTA] operates transit services within the cities of Riverbank and Oakdale as part of ROTA's service area. ROTA provides Dial-a-Ride [DAR] service in both cities with service offered Mondays through Fridays and with connections to services provided by the Stanislaus Regional Transit (StaRT), San Joaquin Regional Transit District (RTD), Oakdale Taxi, and transportation service provided by the Catholic Charities.

In June of this year, the County submitted a proposal to the Board of Directors of the Riverbank Oakdale Transit Authority [ROTA] to consolidate transit services provided by ROTA and StaRT. The proposal was approved by the ROTA Board giving the County affirmation to proceed with consolidating the two transit systems. At the July 24th County Board of Supervisors meeting, the Board approved staff's request to move ahead with negotiations to merge the two systems.

Based on the evaluation of current ROTA services, the County has determined that it will continue to operate the same level of service offered by ROTA in ROTA's service area beginning from January 1, 2013 to August 4, 2013. [Please note that the County implements service changes in August of each year; hence, the current ROTA service will be operated beginning from January 1, 2013 through August 4, 2013]. The new DAR service to be implemented in the City of Riverbank by the County will be effective on August 5, 2013, as part of the County-wide service improvements in FY 2013/14.

Service Characteristics:

Operating as Stanislaus Regional Transit [StaRT], the Transit Division provides transit service on six (6) fixed route, three (3) Deviated fixed route/shuttle service and three (3) dial-a-ride (DAR) services to residents of the County. Service is provided to the incorporated cities of Turlock, Ceres, Patterson, Waterford, Hughson, Newman, Riverbank, Oakdale, and Modesto. In addition, the County offers service to the unincorporated areas of Westley, Crows Landing, Grayson, Empire, Hickman, and Keyes, as well as to Gustine and the City of Merced in Merced County. A non-emergency medical transportation service is also offered to County residents for medical appointments at Bay Area medical facilities.

As the Countywide transit provider, StaRT also manages transit operations for the Cities of Patterson, Waterford, and Newman. Through a Memorandum of Understanding (MOU) signed with the City of Patterson in July 2000, StaRT offers DAR transit service to residents of that City. Similarly, the County signed an MOU with the City of Newman in July 2003 to operate DAR service for residents of that City, as well as signed an MOU with the City of Waterford in July 2004 to operate deviated fixed route and DAR services for residents of the City.

StaRT is proposing to manage transit operations for the City of Riverbank through a Memorandum of Understanding (MOU) similar to the MOU established with the Cities of Patterson, Newman, and Waterford. StaRT offers curb-to-curb demand response service in the aforementioned cities and seeks to offer curb-to-curb demand response service to residents of the City of Riverbank.

Summary of Scope of Services for Service to be Offered:

A. Type of Service:

1. Operate current service levels as provided by ROTA in the Cities of Riverbank and Oakdale. In addition, the County will continue to operate the same level of service on Route 60 and the Eastside Shuttle. Both services will be provided per the existing schedules published in the August 6, 2012 Ride Guide.
2. The County will evaluate the efficiency and cost-effectiveness of ROTA's DAR service using ridership data and based on the findings, the County will define and develop individualized DAR service for the Community of Riverbank. The proposed service to be offered in the City of Riverbank will be as follows:
 - a. The County will begin operating the new DAR service in the City of Riverbank beginning August 5, 2013 with the following service elements:
 - i. Service will consist of a curb-to-curb shared ride to eligible passengers anywhere within the City per the defined service area.
 - ii. All residents, especially seniors and persons with disabilities are eligible to use the DAR service for their transportation needs.
 - iii. Service will be available Mondays to Fridays with limited service to be provided on Saturdays. Depending on the ridership generated on Saturdays on the DAR service, the County may consider using the Eastside Shuttle to provide Saturday service.
 - iv. Revenue hours and miles will be determined each year during the service planning and development process in concert with service planning activities for all StaRT routes.
 - b. In addition to DAR service, the County plans to enhance service on the Eastside Shuttle to provide service between the cities of Riverbank and Oakdale that will offer additional service options for residents interested in traveling between the

two cities; as well as travel to other areas of the County. Possible improvements may include establishing designated fixed stops along the route to facilitate better connections to major destinations in the City of Riverbank and the City of Oakdale.

- c. The County will continue to operate service on Route 60 between the Cities of Riverbank and Oakdale to the City of Modesto. The County plans to evaluate service on Route 60 to determine additional improvements needed to enhance service on the route. Potential changes may include improving the frequency to have more frequent service for each trip.
 - d. As part of the County's service planning and development process each year, the County will evaluate the efficiency and effectiveness of the DAR service and other operational elements. Based on the findings, the County may make recommendations to improve service to ensure compliance with the Transportation Development Act [TDA]. This assures that the County meets the farebox recovery ratio and other performance measures as required by State Regulations.
 - e. The County will work with the City Manager or designated employee on proposed improvements to ensure recommended changes meets mobility and transportation needs of residents using DAR service. This ensures the City Manager and/or her designee has the opportunity to review and provide comments on the proposed service improvements prior to approval by the County Board of Supervisors.
 - f. In addition, the County will make presentations at City Council meetings on future service changes to solicit input from Council members and the City Manager, as well as meet with key employees to seek their input on proposed service changes to DAR service in the City.
- 3. As part of the on-going service improvement, the County may develop and recommend new service configuration that best meet the transportation needs of the City. Proposed service configuration will take into consideration the overall County transit system to identify strengths and weaknesses and recommend areas for improvement.
 - 4. Recommend a more user-friendly bus service including deploying innovative solutions and technology that best meet the City of Riverbank and the County's transportation needs. This may consist of installing and implementing Intelligent Transportation Systems to improve operational effectiveness.
 - 5. Recommend marketing strategies and/or program that would enable the County to market its services to the Community of Riverbank and throughout the County.
 - 6. Continue to evaluate existing passenger facilities and amenities, and if needed, identify and recommend new locations for further enhancements in consultation with the City.

B. Operational and Service Policies:

The current ROTA service policy will be evaluated to determine the best possible way to address differences between the County and ROTA service policies. Although, there are similarities between both StaRT and ROTA's DAR service policies, there is a need to address inconsistencies to assure passengers have a clear understanding of these policies. Areas for further evaluation and analysis will include the following:

1. Required time frame for advanced service reservation
2. Service cancellation
3. Personal Care Attendant accompanying eligible riders
4. Defined service area and how service is or should be operated between the Cities of Riverbank and Oakdale
5. What constitutes "out of area" for service provision between the two cities and the County
5. Shopping bag policy
6. Assistance provided to DAR passengers beyond curb-to-curb service
7. Same day service request

Based on findings from the analysis, the County plans to implement current StaRT policies approved by the Board of Supervisors to bridge the gap between policies to ensure consistency and avoid confusion to the riding public. Subsequently, the County will work with the City of Riverbank prior to implementing the new DAR service on August 5, 2013 as part of the County's service changes in August 2013 to ensure outstanding issues and service policy differences are addressed, clearly defined and understood.

C. Fare Policy:

As established, the proposed consolidation of StaRT and ROTA transit service will offer lower fares for current ROTA DAR passengers beginning January 1, 2013. Preliminary analysis of ROTA and StaRT fare policies indicate a need to further evaluate the two fare policies and address discrepancies. Areas of great concern are transfers issued to passengers connecting to StaRT routes as well as fares paid in established ROTA zones and/or current StaRT areas noted as "out of area" between service areas.

To avoid confusion and to address the inconsistencies, the County will evaluate both fare policies to determine the best way to address discrepancies between the two fare policies. The County will review the most recent fare policy approved by the County Board of Supervisors in May 2011 and will work with the City of Riverbank to implement the County's current fare policy and approved fare structure to ensure consistency throughout StaRT's service area. The County plans to implement the revised fare policy as part of the August 2013 service changes.