

1. Revised - City Council And Local Redevelopment Authority Meeting Agenda

Documents: [CC-LRA AGENDA_03-10-15_REVISED.PDF](#)

2. Revised - City Council And Local Redevelopment Authority Meeting Agenda/Report

Documents: [CC-LRA AGENDA_03-10-15_W-REPORTS_REVISED.PDF](#)



CITY OF RIVERBANK
**REGULAR CITY COUNCIL AND THE
LOCAL REDEVELOPMENT AUTHORITY MEETINGS**
(The City Council also serves as the LRA Board)
City Hall North • Council Chambers
6707 Third Street • Suite B • Riverbank • CA • 95367



***REVISED AGENDA**

TUESDAY, MARCH 10, 2015 – 6:00 P.M.

(THE AGENDA PACKET IS POSTED AT THE CITY CLERK'S OFFICE AND AT WWW.RIVERBANK.ORG)

- CALL TO ORDER:** Mayor/Chair Richard D. O'Brien
- FLAG SALUTE:** Mayor/Chair Richard D. O'Brien
- INVOCATION:** Riverbank Ministerial Association
- ROLL CALL:** Mayor/Chair Richard D. O'Brien
Vice Mayor/Chair Darlene Barber-Martinez
Council/Authority Member Cal Campbell
Council/Authority Member Leanne Jones Cruz
Council/Authority Member Jeanine Tucker

CONFLICT OF INTEREST

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1. PRESENTATIONS

- Item 1.1:** Low Impact Development (LID) Alternative Compliance Study Presentation.
- Item 1.2:** Presentation by PG&E Regarding Gas Pipeline Pathways.
- Item 1.3:** Strategic Plan 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/LRA Board. 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 during the public comment period cannot be discussed or acted upon. For record purposes, state your name and City of residence. Please make your comments directly to the City Council/LRA Board.

3. CONSENT CALENDAR

All items listed on the Consent Calendar are to be acted upon by a single action of the City Council/LRA Board unless otherwise requested by an individual Council/Authority Member 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 February 10, 2015, City Council and Local Redevelopment Authority Minutes.

Item 3.C: A **Resolution** of the City Council of the City of Riverbank, California, Declaring Certain Property Surplus as listed in Exhibit A and Authorizing its Disposition.

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

4. UNFINISHED BUSINESS

Item 4.1: **Second Reading by Title Only and Adoption of Ordinance No. 2015-005 of the City of Riverbank, California, Amending Title XI: Business Regulations, Chapter 110: Business License Tax, by Repealing Section 110.08: Exceptions and Section 110.18: Business License Tax Fees, and Substituting in its Place New Sections 110.08 and 110.18 of the City of Riverbank Code of Ordinances** – It is recommended that the City Council conduct the second reading by title only of Ordinance No. 2015-005 and consider its adoption as presented.

5. PUBLIC HEARINGS There are no items to consider.

6. NEW BUSINESS

Item 6.1: **A Resolution of the City Council of the City of Riverbank, California, to Add New Specifications and Drawings of Complete Street Standards to Section 3 – Streets of the City of Riverbank Standard Specifications** – It is recommended that the City Council adopt Resolution to add new specifications and drawings of complete street standards to Section 3 – Streets of the City of Riverbank Standard Specifications, which have been added to represent the current industry and design parameters.

Item 6.2: **A Resolution of the City Council of the City of Riverbank, California, Amending the Membership and Term Limits of the Budget Advisory Committee** – It is recommended that the City Council adopt a Resolution amending the Membership and Term Limits of the Budget Advisory Committee.

Item 6.3: **Review and Consideration of Continuing the Declared Emergency Action for the 7th Street Storm Drain Outfall Line Destabilized Embankment and a Resolution of the City Council of the City of Riverbank, California, Appropriating \$6,000 from the General Fund Reserves for Emergency Repairs to the 7th Street Storm Drain Outfall Line Embankment** – It is recommended that the City Council:

- 1) Review and approve the continued emergency action pertaining to the 7th Street Storm Drain Outfall Line. Per City Council Resolution No. 2015-002 that hereby declares and approves the continuance of action for emergency repair work on the 7th Street Storm Drain outfall until such time as, the emergency action no longer exists: therefore terminated. Public Contract Code 220050 (c) (1) states we will review the emergency action at every scheduled City Council meeting until the emergency no longer exist; and
- 2) Consider the adoption of Resolution No. 2015-002-A appropriating an amount not to exceed \$6,000 from the General Fund Reserves for the geotechnical work that is needed for the emergency repairs.

Item 6.4: **Resolution of the City Council of the City of Riverbank, California, Opposing Proposed Amendments to the Agricultural Mitigation Policy by Stanislaus County Local Agency Formation Commission** – It is recommended that the City Council adopt a Resolution opposing proposed amendments to the Agricultural Preservation Policy by Stanislaus County Local Agency Formation Commission (“LAFCO”) and directing staff to prepare a letter expressing opposition to the proposed amendment for the Mayor’s signature.

7. COMMENTS (Information only – No action)

Item 7.1: Staff Comments

Item 7.2: Council/Authority Member Comments

Item 7.3: Mayor/Chair Comments

8. CLOSED SESSION

The public will have a limit of 5 minutes to comment on Closed Session item(s) as set forth on the agenda prior to the City Council/LRA Board recessing into Closed Session.

***LRA Item 8.1:** **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** Pursuant to Government Code § 54956.9(a)
Name of Case: In re AQH, LLC
Northern District of California Bankruptcy Court
Case No. 15-50553-ASW-11

LRA Item 8.2: **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** Pursuant to Government Code § 54956.9(a)
Name of Case: Riverbank Local Redevelopment Authority v. Dayton Superior Corporation; Marten Transport LTD; Robert Young; Marten Transport Services LTD
Stanislaus County Superior Court Case No. 684358

LRA Item 8.3: **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Government Code Section 54956.8
Property: APN #062-031-005
Agency Negotiator: Jill Anderson, City Manager and Debbie Olson,
LRA Executive Director
Property Negotiator: Mic Meeks – Advanced Materials and
Manufacturing Technologies, LLC; Kevin Dewitt – Dayton Superior
Corporation, a Delaware Corporation; and Mike Johnson –
Donaldson Company
Under Negotiation: Price, terms of payment, or both

***Item 8.4:** **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Pursuant to Government Code § 54956.9(a)
Name of Case: City of Riverbank v. Cobra Investors, LLC
Stanislaus County Superior Court Case No. 2013011

Item 8.5: **CONFERENCE WITH LABOR NEGOTIATORS**
Pursuant to Government Code § 54957.6
Agency representative: Jill Anderson, City Manager
Employee organizations: Riverbank Executive Management

Recommendation: It is recommended that City Council/LRA Board
provide direction to Staff on the Closed
Session item(s).

9. REPORT FROM CLOSED SESSION

***LRA Item 9.1:** Report on Closed Session LRA Item 8.1: **CONFERENCE WITH
LEGAL COUNSEL – EXISTING LITIGATION**

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REAL PROPERTY NEGOTIATORS**

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COUNSEL – EXISTING LITIGATION**

Item 9.5: Report on Closed Session on Item 8.5: **CONFERENCE WITH LABOR
NEGOTIATORS**

10. INFORMATIONAL ITEMS (Information Only – No Action)

Item 10.1: Warrant Registers for 01/15/2015, 02/12/2015, and 02/17/2015.

ADJOURNMENT (The next regular City Council meeting – **Tuesday, March 24 @ 6:p.m.**)

AFFIDAVIT OF POSTING

I, Annabelle Aguilar, do hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted 72 hours prior to the meeting in accordance to the Brown Act.

Posted this 6th day of March, 2015

/s/Annabelle H. Aguilar, CMC, City Clerk /LRA Recorder

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 72-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/LRA Board 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

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City Council / LRA Agenda & Reports	The City Council/LRA Board agenda is posted pursuant to the California Brown Act, which only requires these agenda title pages to be posted near the entrance of the location where the meeting is to be held and, if available, on the City's website. Additional documents may be provided by the City in its efforts of transparency to keep the public well informed. The agenda packet (agenda plus supporting documents) are posted for public review at the City Clerk's Office, 6707 Third Street, Riverbank, CA and at www.riverbank.org upon distribution to a majority of the City Council/LRA Board. A subscription to receive the agenda 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 or a meeting of the LRA, 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.
Televised / Video of Meetings	City Council/LRA meetings are televised on Charter Channel 2 and AT&T Uverse Channel 99. Video of the meeting and the schedule of replays may be seen on the City's website, under the "Action 2" Icon. (Note: Technical difficulty occurs on occasion preventing the televising or recording of the meeting.)
Questions	Contact the City Clerk at (209) 863-7122 or aaguilar@riverbank.org

UPCOMING EVENTS:

Open Until Filled	▪ <u>Budget Advisory Committee:</u> Applications are currently being accepted. Visit www.riverbank.org or Contact Marisela Garcia at 863-7110.
Open Until Filled	▪ <u>Housing Authority Commission:</u> Applications are currently being accepted for two openings. Visit www.riverbank.org or Contact the City Clerk's office at 863-7198.
March 13	▪ <u>City Offices are Closed Alternating Fridays:</u> - o Friday, March 6 and March 20: Open 8:00 am – 5:00 pm - o Friday, March 13 and March 27: CLOSED
March 14	▪ <u>Special City Council (Town Hall) Meeting – District Elections -</u> The citizens of Riverbank are invited to review and provide their input on the proposed District Elections System Boundaries - o 10:00 a.m. at the Riverbank Teen Center, 3600-A Santa Fe Street, Riverbank.
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Posted this 6th day of March, 2015

/s/Annabelle H. Aguilar, CMC, City Clerk /LRA Recorder

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RIVERBANK CITY COUNCIL AGENDA ITEM NO. 1.1

SECTION 1: PRESENTATIONS

Meeting Date:	March 10, 2015
Subject:	Low Impact Development (LID) Alternative Compliance Study Presentation
From:	Jill Anderson, City Manager
Submitted By:	Marisela Garcia, Director of Finance Kathleen Cleek, Development Services Admin. Manager

RECOMMENDATION

It is recommended that the City Council hear the Local Government Commission's presentation on the Low Impact Development (LID) Alternative Compliance Study and provide any feedback or comments after the presentation.

SUMMARY

The Local Government Commission has been working on a study to explore a community-wide or "regional" approach to implementing LID solutions in the City of Riverbank. The Study has identified potential LID projects located throughout the community that will provide stormwater management for multiple sites. The Study will include conceptual design and cost estimates of LID projects, which will inform the creation of an in-lieu fee program to fund the Riverbank community in implementing these projects. The overarching goal of the Study is to develop an alternative compliance strategy for LID that will address stormwater management needs while also improving water quality, promoting groundwater recharge, achieving broader community goals, and providing both the development community and the City greater flexibility in meeting new stormwater permit regulations.

FISCAL IMPACTS

None at this time.

ATTACHMENTS

Presentation

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 1.2

SECTION 1: PRESENTATIONS

Meeting Date:	March 10, 2015
Subject:	Presentation by PG&E Regarding Gas Pipeline Pathways
From:	Jill Anderson, City Manager
Submitted by:	Michael Riddell, Public Works Superintendent

RECOMMENDATION

It is recommended that the City Council receive the presentation.

SUMMARY

Thomas Reeves, representative from Pacific Gas and Electric (PG&E), is scheduled to provide information regarding the PG&E Gas Pipeline Pathways project.

FISCAL IMPACT

No fiscal action is being requested.

ATTACHMENTS

There are no attachments to this report.

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 1.3

SECTION 1: PRESENTATIONS

Meeting Date:	March 10, 2015
Subject:	Strategic Plan Update
From:	Jill Anderson, City Manager

RECOMMENDATION

It is recommended that the City Council consider a presentation on the progress being made in accomplishing the strategic objectives identified in the City's Strategic Plan and provide comment as needed.

SUMMARY

On September 30, 2014, the City Council met with the management team to update the City's Strategic Plan in order to focus resources toward the accomplishment of the City's key goals. The September session included a review of the City's vision, mission, and values, as well as the City's three year goals.

Mission Statement

The City of Riverbank is committed to providing exceptional municipal services in a fiscally sound and professionally responsible manner for our community.

Core Values

<i>Professionalism</i>	<i>Transparency</i>
<i>Teamwork</i>	<i>Respectful Behavior</i>
<i>Fiscal Responsibility</i>	<i>Integrity and Ethical Behavior</i>

Three-Year Goals (2013-2016)

***Enhance Public Safety
Improve and maintain infrastructure and facilities
Enhance professionalism and customer service
Achieve and maintain financial stability and sustainability
Retain and attract businesses***

For each goal, specific, measurable objectives have been established for the six-month planning period. Reports on the progress being made toward accomplishing those goals are made to the City Council on a regular basis. The reports, like the one scheduled for the March 10 City Council meeting, provide the City Council and staff an opportunity to monitor progress, as well as revise objectives and timelines as conditions warrant.

FINANCIAL IMPACT

There is no financial impact associated with the presentation of the Strategic Plan.

ATTACHMENTS

There are no attachments to this report.

RIVERBANK CITY COUNCIL / LRA AGENDA ITEM NO. 3.A

SECTION 3: CONSENT CALENDAR

Meeting Date:	March 10, 2015
Subject:	Waiver of Readings
From:	Jill Anderson, City Manager
Submitted by:	Annabelle Aguilar, CMC, City Clerk / LRA Recorder

RECOMMENDATION

It is recommended that the City Council / LRA Board 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 to this item.

ATTACHMENTS

There are no attachments to this report.

**RIVERBANK CITY COUNCIL / LOCAL REDEVELOPMENT AUTHORITY
AGENDA ITEM NO. 3.B**

SECTION 3: CONSENT CALENDAR

Meeting Date:	March 10, 2015
Subject:	Approval of the February 10, 2015, City Council and Local Redevelopment Authority Minutes
From:	Jill Anderson, City Manager
Submitted by:	Annabelle Aguilar, CMC, City Clerk / LRA Recorder

RECOMMENDATION

It is recommended that the City Council / Local Redevelopment Authority Board approve the City Council /LRA Meeting Minutes as presented.

SUMMARY

The Draft Minutes of the February 10, 2015, regular City Council and the Local Redevelopment Authority Board meetings have been prepared for review and approval.

FINANCIAL IMPACT

There is no financial impact to this item.

ATTACHMENT

1. February 10, 2015, City Council and LRA Minutes



CITY OF RIVERBANK
REGULAR CITY COUNCIL AND
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(The City Council also serves as the LRA Board)

MINUTES
TUESDAY, FEBRUARY 10, 2015

The following minutes reflect action minutes, which may contain added clarification for the record. A copy of the verbatim recording may be obtained, for a fee, by contacting the Administration Department at (909)

CALL TO ORDER:

The City Council and Local Redevelopment Authority Board of the City of Riverbank met at 6:00 p.m. on this date at the Riverbank City Council Chambers, 6707 Third Street, Suite B, Riverbank, California, with Mayor/Chair Richard D. O'Brien presiding.

FLAG SALUTE: Mayor/Chair Richard D. O'Brien

INVOCATION: Reverend Charles Neal

ROLL CALL:

Present Mayor/Chair Richard D. O'Brien; Vice Mayor/Chair Cal Campbell
Council/Authority Members: Darlene Barber-Martinez and
Leanne Jones Cruz, and Jeanine Tucker

CONFLICT OF INTEREST

Any Council/Authority Member and Staff who would have a direct Conflict of Interest on any scheduled agenda item to be considered are to declare their conflict.

No one declared a conflict.

1. PRESENTATIONS

Item 1.1: Potential Growth in the City of Riverbank as it Relates to the Area East of the Riverbank Industrial Complex.

John Anderson, Consultant Development Services Director made the presentation.

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/LRA Board. 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 during the public comment period cannot

be discussed or acted upon. For record purposes, state your name and City of residence. Please make your comments directly to the City Council/LRA Board.

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/LRA Board unless otherwise requested by an individual Council/Authority Member 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 January 13, 2015, City Council and Local Redevelopment Authority Minutes.

Item 3.B-1: Approval of the January 27, 2015, City Council and Local Redevelopment Authority Minutes, as amended.

Item 3.C: **Consideration of Continuing the Declared Emergency for the 7th Street Storm Drain Outfall Line Destabilized Embankment** – It is recommended that the City Council consider continuing the emergency pertaining to the 7th Street Storm Drain Outfall Line. Per **City Council Resolution No. 2015-002** that hereby declares and approves the continuance of action for emergency repair work on the 7th Street Storm Drain outfall until such time as, the emergency action no longer exists; therefore terminated. Public Contract Code 220050 (c) (1) states we will review the emergency action at every scheduled City Council meeting until the emergency no longer exists.

Item 3.D: A **Resolution No. 2015-005** of the City Council of the City of Riverbank, California, Approving the Memorandum of Understanding Between the Stanislaus Business Alliance and the City of Riverbank Regarding the Joint Implementation of the Countywide Economic Development Plan and Marketing Strategy for Fiscal Year 2014-2015.

Item 3.E: A **Resolution No. 2015-006** of the City Council of the City of Riverbank Approving The First Amendment to the Agreement for City Attorney Services and Authorizing the City Manager for the City to Execute the First Amendment.

Item 3.F: A **Resolution No. 2015-007** of the City Council of the City of Riverbank, California, Appointing Arlene Figueroa to the Budget Advisory Committee.

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

ACTION: By motion moved/seconded (Tucker / Campbell / passed 5-0) to approve Consent Calendar Items 3.A through 3.B-1 and Items 3.D through 3.F as presented.

Motion carried by unanimous City Council and LRA Board roll call vote.

AYES: Campbell, Jones Cruz, Tucker, Barber-Martinez, and Mayor/Chair O'Brien

NAYS: None

ABSENT: None

ABSTAINED: None

Vice Mayor Barber-Martinez pulled Item 3.C for clarification of its approval by the City Council. City Manager Jill Anderson explained that the process of emergency items requires City Council action until it is terminated.

ACTION: By motion moved/seconded (Barber-Martinez / Tucker / passed 5-0) to approve Consent Calendar Item 3.C as presented.

Motion carried by unanimous City Council roll call vote.

AYES: Campbell, Jones Cruz, Tucker, Barber-Martinez, and Mayor O'Brien

NAYS: None

ABSENT: None

ABSTAINED: None

4. UNFINISHED BUSINESS

Item 4.1: **Presentation of Additional Options for Creating City Council Districts in the City of Riverbank Pursuant to the California Voting Rights Act**
– It is recommended that the City Council consider the presentation of draft plans and analysis prepared by National Demographic Corporation (NDC) to evaluate the options for Creating City Council Districts in the City of Riverbank and provide feedback as needed.

City Attorney Tom Hallinan announced that NDC provided the information requested at the last meeting that showed how much of each school district was within each proposed district that was within each proposed boundary map plan. Attorney Hallinan requested to continue this item for discussion to the next meeting due to not having an NDC representative present.

Mayor O'Brien requested to have the citizens at the March 14th public meeting select which maps they would like to see as the top four (4) [district boundary] maps and discuss them at the next {City Council} meeting to ensure they meet the Voting Rights Act requirements; then follow up with another public meeting in which they will select the top two/three(2/3) maps, and again discuss them at the following [City Council] meeting, and continue the process of obtaining public input until the process of selecting district boundaries is deemed ready for the 2015 or 2016 election. Mayor O'Brien also requested to have different selection stickers to distinguish between the map plan selection of Riverbank citizens and those selected by others. No one objected to the requests.

City Manager Anderson reiterated that the District Boundary Maps would be presented for public input at the February 19th State of the City Address, and again on March 14th at 10:00 a.m. at the Teen Center. In response to Vice Mayor Barber-Martinez' question, public input could also be provided via email to the City Clerk, which would be addressed at a following meeting.

Written Comments in regards to providing public input, and not dividing any neighborhoods on the district boundary map plans, were received by Mrs. Evelyn Halbert.

5. PUBLIC HEARINGS

Item 5.1: First Reading and Introduction by Title Only of an Ordinance No. 2015-001 of the City Council of the City of Riverbank, California, Adding Chapter 125: Tattoo and Body Art Establishments to Title XI: Business Regulations and Amending Title XV: Zoning, Amending 1) Section 153.076: Uses Permitted in the Neighborhood Commercial District C-1 Zone, 2) Section 153.092: Uses Permitted in the General Commercial District C-2 Zone and 3) Section 153.106: Uses Permitted in the Commercial-Industrial C-M Zone of the City's Municipal Code – It is recommended that the City Council conduct the first reading and introduction by title only of the proposed ordinance adding Chapter 125, Tattoo and Body Art Establishments to Title XI, Business Regulations, and amending Chapter 153, Zoning of the municipal code as originally drafted (Attachment 1) or as modified by the Planning Commission's action (Attachment 2), adding language related to Site Location and selling alcohol for on premise or off premise consumption.

Mayor O'Brien opened the public hearing at 6:32 p.m.; John Anderson, Consultant Development Services Director, presented the staff report.

Public Comment

- *Mr. Edward Jones spoke in regards to the downtown area having sufficient Tattoo businesses and not understanding the continued discussion of this item.*

Mayor O'Brien closed the public hearing at 6:41 p.m.

City Council and staff discussed the item.

ACTION: *By motion moved/seconded (Tucker / Campbell / passed 5-0) to approve the first reading and introduction of Ordinance No. 2015-001 as amended by the Planning Commission Resolution No. 2014-018, and to conduct its second reading and consider its adoption at the next regular City Council meeting.*

Motion carried by unanimous City Council roll call vote.

AYES: *Campbell, Jones Cruz, Tucker, Barber-Martinez, and Mayor O'Brien*

NAYS: *None*

ABSENT: *None*

ABSTAINED: *None*

Item 5.2: First Reading and Introduction by Title Only of an Ordinance No. 2015-002 of the City Council of the City of Riverbank, California, Amending Title XV, Chapter 153: Zoning, Amending 1) Section 153.003: Definitions, 2) Section 153.061: Uses Permitted in the Multiple Family Residential District R-3 Zone, 3) Section 153.077: Uses Permitted with a Use Permit in the Neighborhood Commercial District C-1 Zone, 4) Section 153.093: Uses Permitted with a Use Permit In The General Commercial District C-2 Zone, and 5) Section 153.107: Uses Permitted with a Use Permit In The Commercial-Industrial C-M Zone of the City's Municipal Code – It is recommended that the City Council conduct the first reading and introduction by title only of the proposed ordinance, amending the zoning code to include the definitions for Emergency Shelters, Supportive Housing, Target Population, Transitional Housing and amending the definition of Family and Dwelling, Single Family and to include Emergency Shelters, Supportive Housing and Transitional Housing as a Permitted Use in the Multiple Family Residential District R-3 Zone and a Permitted Use with a Use Permit (CUP) in the Neighborhood Commercial District C-1 Zone, General Commercial District C-2 Zone and Commercial-Industrial C-M Zone.

Mayor O'Brien opened the public hearing at 6:46 p.m.; John Anderson, Consultant Development Services Director, presented the staff report.

Public Comment

- *Mr. Edward Jones inquired if the ordinance was going to dictate how people live; he was not in favor of it.*

Mayor O'Brien closed the public hearing at 6:54 p.m.; City Council and staff discussed the item.

ACTION: *By motion moved/seconded (Campbell / Tucker / passed 5-0) to approve the first reading and introduction of Ordinance No. 2015-002 (Attachment 1 of the staff report) as recommended by Planning Commission Resolution No. 2014-019, and to conduct its second reading and consider its adoption at the next regular City Council meeting.*

Motion carried by unanimous City Council roll call vote.

AYES: Campbell, Jones Cruz, Tucker, Barber-Martinez, and Mayor O'Brien

NAYS: None

ABSENT: None

ABSTAINED: None

Item 5.3: First Reading and Introduction of an Ordinance No. 2015-003 of the City Council of the City of Riverbank, California, Amending Title XV: Land Usage, Chapter 153: Zoning, Section 153.185: Density Bonus Requirements of the City's Municipal Code – It is recommended that

the City Council conduct the first reading and introduction by title only of the proposed ordinance to amend Section 153.185: Density Bonus Requirements of the City's Zoning Code.

Mayor O'Brien opened the public hearing at 6:58 p.m.; John Anderson, Consultant Development Services Director, presented the staff report.

There were no public comments; Mayor O'Brien closed the public hearing at 7:02 p.m.

ACTION: *By motion moved/seconded (Barber-Martinez / Jones Cruz / passed 5-0) to approve the first reading and introduction of Ordinance No. 2015-003 (Attachment 2 of the staff report) as recommended by Planning Commission Resolution No. 2014-017, and to conduct its second reading and consider its adoption at the next regular City Council meeting.*

Motion carried by unanimous City Council roll call vote.

AYES: *Campbell, Jones Cruz, Tucker, Barber-Martinez, and Mayor O'Brien*

NAYS: *None*

ABSENT: *None*

ABSTAINED: *None*

Item 5.4: **First Reading and Introduction by Title Only of an Ordinance No. 2015-004 of the City Council of the City of Riverbank, California Adding Sections 153.221 Through 153.229 To Title XV: Land Usage, Chapter 153: Zoning of the City's Municipal Code** – It is recommended that the City Council conduct the first reading and introduction of the proposed Ordinance, adding Sections 153.221 through 153.229, Reasonable Accommodation to Chapter 153, Zoning, of Title XV, Land Usage of the Riverbank Municipal Code

John Anderson, Consultant Development Services Director, presented the staff report.

There were no public comments; Mayor O'Brien closed the public hearing at 7:08 p.m.

ACTION: *By motion moved/seconded (Barber-Martinez / Campbell / passed 5-0) to approve the first reading and introduction of Ordinance No. 2015-004 (Attachment 1 of the staff report) as recommended by Planning Commission Resolution No. 2014-016, and to conduct its second reading and consider its adoption at the next regular City Council meeting.*

Motion carried by unanimous City Council roll call vote.

AYES: *Campbell, Jones Cruz, Tucker, Barber-Martinez, and Mayor O'Brien*

NAYS: *None*

ABSENT: *None*

ABSTAINED: *None*

6. NEW BUSINESS

Item 6.1: **A Resolution No. 2015-008 of the City Council of the City of Riverbank, California, Approving a Memorandum Of Understanding with the Riverbank Mid-Management Employees Association for the Term Of January 3, 2015 To June 30, 2017, Regarding The Salaries, Benefits, Hours, And Other Terms And Conditions Of Employment –** It is recommended that the City Council adopt a Resolution approving the Memorandum of Understanding between the City of Riverbank and the Riverbank Mid-Management Employees Association.

Marisela Garcia, Director of Finance, presented the staff report.

ACTION: *By motion moved/seconded (Tucker / Jones Cruz / passed 5-0) to approve the Memorandum of Understanding with the Riverbank Mid-Management Employees Association for the Term of January 3, 2015, to June 30, 2017, by adoption of Resolution No. 2015-008 as presented.*

Motion carried by unanimous City Council roll call vote.

AYES: *Campbell, Jones Cruz, Tucker, Barber-Martinez, and Mayor O'Brien*

NAYS: *None*

ABSENT: *None*

ABSTAINED: *None*

Item 6.2: **Jacob Myers Park Master Plan Update** – It is recommended that the City Council review the Master Plan for Jacob Myers Park and provide input.

Sue Fitzpatrick, Director of Parks and Recreation presented the staff report.

Discussion of having a single point access from the River Cove levy ensued.

City Council directed to move forward with the Request for Proposal process, provide an update on the River Cove [neighborhood committee] meeting, and have a committee member [of the Lower Stanislaus River Committee] provide an update.

7. COMMENTS (Information only – No action)

Item 7.1: Staff Comments

Police Chief Erin Kiely reported on the capture of juveniles that tagged [graffitied] businesses.

Finance Director Garcia announced the community workshops for the Nexus Fee Study, the alignment and construction of Patterson Road, and the ADA self-evaluation and Transition Plan.

City Manager Anderson announced the ADA Business Compliance workshop, and the Mayor's State of the City Address.

Item 7.2: Council/Authority Member Comments

Council/Authority Member Jones Cruz commented on looking forward to seeing everyone at the State of the City Address and receiving public input on the District Elections boundaries.

Council/Authority Member Campbell announced the Parks and Recreation fundraiser 5k fun run/walk event and reminded everyone that the rain received was still not enough.

Council/Authority Member Tucker expressed appreciation on behalf of the Pack-10 Cub Scouts for the tour they received by staff and their meeting with the Police Chief.

Vice Mayor/Chair Barber-Martinez: Agreed that a drought still existed; appreciated the work in developing the ordinances that were presented; and thanked the Planning Commission for their work on the process.

Item 7.3: Mayor/Chair Comments

Mayor/Chair O'Brien: 1) commented on the North County Corridor opportunities of land development and annexation in the region that could result in a major circulation improvement for the City of Riverbank, 2) reiterated on the planning documents presented and the strategic goal of having the City's planning documents in order, 3) thanked the Riverbank Police Services for their excellent service, and 4) spoke in reference to the Riverbank Industrial Complex, stating that a meeting needed to occur with Sierra Northern Railroad in regards to easements rights.

Mayor O'Brien announced the availability of information items under item 10.

8. CLOSED SESSION

The public will have a limit of 5 minutes to comment on Closed Session item(s) as set forth on the agenda prior to the City Council/LRA Board recessing into Closed Session.

MAYOR/CHAIR O'BRIEN ANNOUNCED THE CLOSED SESSION ITEMS AND OPENED THE ITEMS FOR PUBLIC COMMENT; NO ONE SPOKE. CITY COUNCIL RECESSED INTO CLOSED SESSION AT 7:45 P.M.; THE LRA BOARD RECESSED.

Item 8.1: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Government Code § 54956.9: (2) potential case

Item 8.2: CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code § 54957.6
Agency representative: Jill Anderson, City Manager
Employee organizations: Riverbank Miscellaneous Employees

Recommendation: It is recommended that City Council /LRA Board provide direction to Staff on the Closed Session item(s).

MAYOR/CHAIR O'BRIEN RECONVENED THE CITY COUNCIL AND LRA MEETINGS AT 8:10 P.M.

9. REPORT FROM CLOSED SESSION

Item 9.1: Report on Closed Session Item 8.1: **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION; (2) POTENTIAL CASES**

Mayor O'Brien reported that direction was provided to staff.

Item 9.2: Report on Closed Session on Item 8.2 **CONFERENCE WITH LABOR NEGOTIATORS**

Mayor O'Brien reported that direction was provided to staff.

10. INFORMATIONAL ITEMS (Information Only – No Action)

Item 10.1: Warrant Registers for 12/17/2014 and 01/08/2015.

ADJOURNMENT

There being no further business, Mayor/Chair O'Brien adjourned the meetings at 8:11 p.m.

ATTEST:

APPROVED:

Annabelle H. Aguilar, CMC
City Clerk / LRA Recorder

Richard D. O'Brien
Mayor / Chair

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 3.C

SECTION 3: CONSENT CALENDAR

Meeting Date:	March 10, 2015
Subject/ Title:	A Resolution of the City Council of the City of Riverbank, California, Declaring Certain Property Surplus as Listed in Exhibit A and Authorizing its Disposition
From:	Jill Anderson, City Manager
Submitted by:	Marisela H. Garcia, Director of Finance

RECOMMENDATION:

It is recommended that the City Council consider approval of a **Resolution** declaring the property listed in Exhibit "A" as surplus property and authorize its disposal as stated in §36.03 of the Riverbank Code of Ordinances.

SUMMARY:

The property identified as Surplus Property on the Surplus Property Listing (Exhibit "A") has been deemed inoperable, obsolete, or no longer functional for the City of Riverbank's use. It is therefore appropriate to surplus the property. The City will follow the procedures stated in Section 36.03 Disposition of Unclaimed and Surplus Property of the Riverbank Code of Ordinance to properly dispose of the items.

BACKGROUND

The Stanislaus County Sheriff's Fleet Maintenance Division and the City of Riverbank Fleet Maintenance Division has deemed that a 2005 Honda ST 1300: Police Special with approximately 32,000+ miles, is ready to be cycled out of the fleet. Due to the age, miles, and wear and tear, the motorcycle is no longer in a condition usable to the Riverbank Police Services. This motorcycle has been replaced as per the conditions of our contract with the Stanislaus County Sheriff's Department. Due to the type of equipment that this is we are not able to reallocate this asset to another City Department for its use.

As per Section 36.03 of the Riverbank Code of Ordinances, the Finance Director, after receiving surplus approval from the City Council, has the ability to dispose of the equipment through a negotiated sale, public sale, abandonment, destruction or donation to public bodies, charitable, civil or nonprofit organizations in the City. In this case, we

are recommending an auction for the sale of this motorcycle. The City will publicize the sale of the motorcycle and accept bids with a minimum starting bid of \$2,500.

Therefore, it is recommended that the City Council consider adopting a Resolution declaring the motorcycle listed in Exhibit A as surplus equipment and approve the auction of this item.

FINANCIAL IMPACT:

Proceeds from the sale will be credited to the General Fund.

ATTACHMENTS: (List attachments in order of placement)

1. Resolution
2. Exhibit A

CITY OF RIVERBANK

RESOLUTION

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERBANK,
CALIFORNIA, DECLARING CERTAIN PROPERTY SURPLUS AS LISTED IN
EXHIBIT A AND AUTHORIZING ITS DISPOSITION**

WHEREAS, The City of Riverbank Finance Department has determined that the items presented in Exhibit A herein attached, are obsolete and no longer serve a City need; and,

WHEREAS, The City desires to dispose of this property; and,

WHEREAS, The property will be properly disposed of pursuant to the City of Riverbank Code of Ordinance Section 36.03.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverbank hereby recognizes the property identified on the preceding Exhibit A: Surplus Property form as obsolete and declares it surplus property.

PASSED AND ADOPTED by the City Council of the City of Riverbank at a regular meeting held on the 10th day of February, 2015; motioned by Councilmember _____, seconded by Councilmember _____, and upon roll call was carried by the following vote of ____:

AYES:

NAYS:

ABSENT:

ABSTAIN:

ATTEST:

Annabelle Aguilar, CMC
City Clerk

APPROVED:

Richard D. O'Brien
Mayor

Attachments: Exhibit A: Surplus Property

**CITY OF RIVERBANK
RESOLUTION**

**EXHIBIT "A"
SURPLUS EQUIPMENT**

1 – 2005 Honda ST 1300: Police Special (32,000+ miles) VIN # JH2SC51735M300146

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 4.1

SECTION 4: UNFINISHED BUSINESS

Meeting Date: March 10, 2015

Subject: Second Reading by Title Only and Adoption of **Ordinance No. 2015-005** of the City Council of the City of Riverbank, California, Amending Title XI: Business Regulations, Chapter 110: Business License Tax, by Repealing Section 110.08: Exceptions and Section 110.18: Business License Tax Fees, and Substituting in its Place New Sections 110.08 and 110.18 of the City of Riverbank Code of Ordinances

From: Jill Anderson, City Manager

Submitted by: Sue Fitzpatrick, Director of Parks and Recreation
Annabelle Aguilar, CMC, City Clerk

RECOMMENDATION

It is recommended that the City Council conduct the second reading by title only of Ordinance No. 2015-005 and consider its adoption as presented.

INTRODUCTION

A Public Hearing was conducted at the regular City Council meeting on March 24, 2015, to receive public opinions or evidence for or against the proposed Ordinance after its first reading and introduction by title only. The City Council approved the first reading and introduction of the proposed ordinance as presented, with the amended Section 110.08(B), which moved said Ordinance (now titled Ordinance No. 2015-005) to the March 10, 2015, regular City Council meeting for its second reading by title only and consideration for adoption.

SUMMARY

The proposed ordinance ("Ordinance") makes a number of changes to Chapter 110, Business License Tax of Title XI, Business Regulations of the R.M.C. These changes are proposed to increase participation in City of Riverbank ("City") community events and to remove previous issues that have come to light regarding the process of securing both a business license and a community special event permit. These changes will promote participation in City events by clarifying the specific entities that

are exempt from securing a business license or paying the fees associated with securing a business license and centralizing the process for securing a community special event permit in the Parks and Recreation Department.

The first change the Ordinance makes is a clarification to an exemption from the requirement that all businesses in the City secure a business license. The Ordinance restricts the exemption for independent contractors providing services and programs on behalf of the City Parks and Recreation Department to those independent contractors who are acting as class instructors, carnival operators, circus operators, or other similar event operators that agree to provide a percentage of their revenue from the activity to the Parks and Recreation Department. This ensures that City staff is aware of all businesses operating in the City either through the business license application process or through an agreement with the Parks and Recreation Department regarding a specific activity.

The second change the Ordinance makes is to exempt nonprofit organizations engaged in special and seasonal activities or nonprofits engaged in charitable activities from paying the fees associated with securing a business license. In addition, vendors engaged in both for profit and not-for-profit activities at City Parks and Recreation Department organized or sponsored events are exempt from paying business license fees. These changes will encourage vendors to participate in City Parks and Recreation Department events and will encourage not-for-profit groups to organize special and seasonal activities.

The final change the Ordinance includes is to streamline the process of applying for a community special event permit. This permit is required in addition to the business license the entity must secure from the City. The community special event permit application is now provided by the City Clerk, but the Ordinance shifts that responsibility to the Director of the Parks and Recreation Department. Further, the Director of the Parks and Recreation Department, the Director of Development Services, the Sheriff's Department, and other involved City Department review the application for the permit. The permit is then issued after final approval from the City Council. The Ordinance also makes a slight alternation to the name of the permit altering the title from special community event permit to community special event permit.

BACKGROUND

Chapter 110, Business License Tax of Title IX, Business Regulations, of the R.M.C. has undergone a number of revisions since the time it was adopted. These changes are a result of ongoing use of this section of the R.M.C. and the application of these provisions to the current situation the City must respond to, including an active community engaged in numerous seasonal and special events. The changes in the Ordinance are an effort make the R.M.C. more clear and to make use of the provisions of Chapter 110, Business License Tax more efficient.

FINANCIAL IMPACT

The Ordinance will result in a loss of business license fees paid to the City by not for profit groups and vendors associated with Parks and Recreation Department events. However, the greater participation in these events may result in more revenue to the City as it can attract more individuals to the City to attend City events.

ATTACHMENT

1. Ordinance No. 2015-005

CITY OF RIVERBANK

ORDINANCE NO. 2015-005

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVERBANK,
CALIFORNIA, AMENDING TITLE XI: BUSINESS REGULATIONS, CHAPTER 110:
BUSINESS LICENSE TAX, BY REPEALING SECTION 110.08: EXCEPTIONS AND
SECTION 110.18: BUSINESS LICENSE TAX FEES, AND SUBSTITUTING
IN ITS PLACE NEW SECTIONS 110.08 AND 110.18 OF THE
CITY OF RIVERBANK CODE OF ORDINANCES**

WHEREAS, The City of Riverbank ("City") seeks to encourage active participation in the community through Parks and Recreation sponsored community events; and

WHEREAS, Removing fees and other administrative barriers to participation will expand the type of vendors attracted to the City and thereby encourage more community participation; and

WHEREAS, Clearly defining the Parks and Recreation Department's role in the community special event permit process will allow for expeditious planning and review of community special events; and

WHEREAS, the City Council finds that it is in the interest of public health, safety and welfare to revise the requirements regarding business license fees in specific circumstances and the process associated with community special events permits to insure community involvement and participation is not unduly hampered.

THE CITY COUNCIL OF THE CITY OF RIVERBANK DOES HEREBY ORDAIN AS FOLLOWS:

Title XI: Business Regulations, Chapter 110: Business License Tax, Section 110.08: Exceptions, of the Riverbank Municipal Code shall be repealed in its entirety and substituted with a new Section 110.08 to read as follows:

§ 110.08 EXCEPTIONS.

(A) Nothing in this chapter shall be deemed or construed to apply to any person transacting and carrying on any business exempt by virtue of the Constitution or applicable statutes of the United States or the state from the payment of such taxes as are herein prescribed.

(B) Any person claiming an exemption pursuant to this section shall file a sworn statement with the Collector stating the facts upon which exemption is claimed, and providing any additional documentation the Collector reasonably deems necessary in

the absence of such statement substantiating the claim, such person shall be liable for the payment of the taxes imposed by this chapter.

(C) The Collector shall, upon a proper showing contained in the sworn statement, issue a license to such person claiming exemption under this section without payment to the city of the license tax required by this chapter.

(D) The Collector, after giving notice and a reasonable opportunity for a hearing to a licensee, may revoke any license granted pursuant to the provisions of this section upon information that the licensee is not entitled to the exemption as provided herein.

(E) Persons engaged in the rental of real property, provided that the average total monthly gross receipts from all rentals does not exceed \$1,000 and that the number of rental units does not exceed ten, shall also be exempt.

(F) Any public utility possessing a franchise granted by the city, and making an annual payment under such franchise, shall not be subject to the provisions of this chapter.

(G) The City Manager may exempt a nonprofit corporation, association, club or society, from the payment of the business license tax fee upon providing documentation of current nonprofit status. The nonprofit must be organized primarily for charitable purposes, including but not limited to veteran affairs, public welfare, and civic betterment.

(H) Independent contractors retained by the city for the express purpose of providing recreational services and programs on behalf of the City Parks and Recreation Department, shall also be exempt. This exemption is limited to independent contractors who are class instructors, carnival operators, circus operators, and other similar event operators that agree to provide a percentage of the revenue generated from the activity to the Parks and Recreation Department.

(I) The business license fees for special and seasonal activities, as listed under § 110.18(B), shall be waived for all nonprofit organizations that provide documentation of current nonprofit status. Vendors, whether for profit or not for profit, operating at City Parks and Recreation Department organized or sponsored events shall be exempt from paying the business license fees.

(J) Every soldier, sailor or marine of the United States who has received an honorable discharge or a release from active duty under honorable conditions from such service, and provides documentation to the Collector to that effect, may hawk, peddle and vend any goods, wares or merchandise owned by him, except spirituous, malt, vinous or other intoxicating liquor, without payment of any license, tax or fee whatsoever, and the Collector shall issue to such soldier, sailor or marine, without cost, a license therefor.

THE CITY COUNCIL OF THE CITY OF RIVERBANK DOES HEREBY ORDAIN AS FOLLOWS:

Title XI: Business Regulations, Chapter 110: Business License Tax, Section 110.18: Business License Tax Fees of the Riverbank Municipal Code shall be repealed in its entirety and substituted with a new Section 110.18 to read as follows:

§ 110.18 BUSINESS LICENSE TAX FEES.

(A) General license fee.

(1) Every person who engages in business within the city or who has a fixed place of business inside the city shall pay a license fee as follows:

<i>Number of Employees</i>	<i>Annual Fee</i>
Sole proprietor	\$ 75
1 - 25	\$ 75
26 - 50	\$125
51 - over	\$200
One time set up charge for new businesses	\$ 25
Contractors/Subcontractors	\$120 or \$30 quarterly fee

(2) SB 1186 requires the city to add a separate line item \$1.00 fee to business license applications. That fee is hereby added to all business license applications.

(B) Special and seasonal activities.

(1) For profit organizations:

Christmas tree sales	\$50
Fireworks stand	\$50 per day
Carnivals	\$50 per day
Circuses	\$50 per day
Other similar uses	\$50 per day

(2) *For nonprofit organizations.* The business license fees for the special and seasonal activities shall be waived for all nonprofit organizations, as indicated under the Exemptions clause of § 110.08(l).

(C) *Garage sales.* Garage sales conducted in any residentially zoned area shall be subject to the limitations of any “home occupation” as set forth in the Code of Ordinances.

(1) All garage sales must be licensed by the city.

(2) The license fee for a garage sale shall be \$5 per calendar year which entitles the licensee to hold two garage sales per calendar year, provided that each sale lasts no longer than three consecutive days.

(D) *Community special events. - permit requirements.*

(1) No person shall conduct or sponsor a community special event without first obtaining a permit and paying the applicable fees thereto set by City Council resolution. Applications for permits shall be made to the Parks and Recreation Department on forms supplied by the Parks and Recreation Department. The applications shall be made at least 60 days prior to the proposed date for the community special event. Failure to file an application 60 days in advance of the proposed date for the community special event may not necessarily result in automatic denial of the permit, but where there is insufficient time for staff review of the application, the permit shall be automatically denied.

(2) All applications for permits shall be reviewed and approved by the Director of Parks and Recreation or his or her designee, the Director of Development Services or his or her designee, by the Sheriff's Department, and any other City Department that may be involved in preparation for the event prior to being submitted to the City Council or City Manager for final approval, subject to the conditions listed below. The event organizer present at the event shall display a copy of the approved permit at all times the event is in operation.

(a) A “new” community special event that has not at one time been approved to occur in the City of Riverbank by the City Council shall be presented to the City Council for final approval.

(b) Any community special event that demands the City of Riverbank expend a significant amount of city staff time, funds, fee waivers, or resources, as determined by the City Manager, shall be presented to the City Council for final approval.

(c) An annual community special event that has at one time been previously approved by the City Council and does not demand the City of Riverbank expend a significant amount of city staff time, funds, fee waivers, or resources, as determined by the City Manager, may thereafter be approved by the City Manager.

(3) As used in this subsection “community special event” shall be construed and understood as follows:

(a) Any street fair, circus, farmers market, street market, art and craft show, exhibition (i.e., car show, air show), carnival, festival, or indoor or outdoor musical concert or other social event or gathering which occurs on a City street, sidewalk, alley or other street right-of-way, City park, or City facilities:

(i) Which is likely to obstruct, delay, or interfere with the normal flow of pedestrian traffic; or

(ii) Whose participants are likely not to comply with traffic laws and controls; or

(iii) Which involves the use or impacts upon other public property or facilities and the provision of City public safety services in response thereto.

(b) Community special event shall not include events that are organized for the principle purpose of the exercising free speech rights. "Free speech rights" means expressive activity, protected by the First Amendment of the United States Constitution or Article 1, Section 2, of the California Constitution.

Cross-reference:

Fireworks stands specifications, see § 92.17

Home occupations, see §§ 153.265 through 153.267

This Ordinance shall become effective thirty (30) days from and after its final passage and adoption, provided it is published in a newspaper of general circulation at least fifteen (15) days prior to its effective date.

The foregoing ordinance was introduced at a regular meeting of the City Council of the City of Riverbank on February 24, 2015. Said ordinance was given a second reading at the regular City Council meeting on March 10, 2015.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Riverbank at a regular meeting on March 10, 2014; motioned by Councilmember _____, seconded by Councilmember _____, moved the ordinance for adoption by a roll call vote of ____:

AYES:

NAYS:

ABSENT:

ABSTAINED:

ATTEST:

Annabelle H. Aguilar, CMC
City Clerk

APPROVED:

Richard D. O'Brien
Mayor

APPROVED AS TO FORM:

Tom P. Hallinan, City Attorney

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 6.1

SECTION 6: NEW BUSINESS

Meeting Date: March 10, 2015

Subject: A **Resolution** of the City Council of the City of Riverbank, California, to Add New Specifications and Drawings of Complete Street Standards to Section 3 – Streets of the City of Riverbank Standard Specifications

From: Jill Anderson, City Manager

Submitted by: Marisela Garcia, Director of Finance
Bill Kull, Contract City Engineer
Kathleen Cleek, Development Services Administration Manager

RECOMMENDATION:

It is recommended that the City Council adopt Resolution to add new specifications and drawings of complete street standards to Section 3 - Streets of the City of Riverbank Standard Specifications, which have been added to represent the current industry and design parameters.

BACKGROUND:

The City of Riverbank's Standard Specifications consist of 8 Sections. Section 1 – Preface, Section 2 – Safety, Section 3 – Streets, Section 4 – Lighting, Section 5 – Water, Section 6 – Wastewater, Section 7 – Storm Drains, and Section 8 – Parking. The standards in these Sections were adopted to aid all persons engaged in construction of public works projects within the city limits of Riverbank. All construction work in the public right-of-way within the City of Riverbank shall conform to these standards. As the construction industry and design parameters change, revisions to these standards must be adopted.

One of the City's Strategic Plan Objectives is to present to the City Council for consideration standards for Complete Streets, Storm and Low Impact Development. Creating Complete Streets means agencies must change their approach to community roads. This is done by directing transportation planners and engineers to routinely design and operate the entire right of way to enable safe access for all users including pedestrians, bicyclists, motorists and transit riders of all ages and abilities. The first step in this process was to evaluate our current Street standards and conform to the complete streets requirements that include the circulation needs of motorists, pedestrians, parking, low impact development, and bicyclists. In the past street

sections were “fit” into existing rights-of-way. The new details presented tonight are “reversed engineered” based on the needs of the corridor related to traffic demands and circulation requirements. Once this assessment was completed, new designs were drawn and drafted to incorporate a complete street design.

UPDATED STREET STANDARDS:

- 56 foot cul-de-sac – This street section was established to allow for a traditional dead end street in residential neighborhoods only.
- 64 foot residential street – Allows for two lanes of traffic and on street parking. The 9 foot planting strip was intended to treat storm drainage using LID standards.
- 86 foot residential minor collector – Designed to be similar to a road like Morrill. It allows for two lanes of traffic with parking, bike lane, and a 9 foot planter strip to accommodate LID storm water treatment.
- 94 foot residential street – Designed to be similar to the proposed improvements to Patterson Road that has two lanes of traffic in each direction with a turn median and bike lane. The planting strip will be used for LID storm drainage treatment. There is no parking included in this plan. This is proposed easterly of Claus Road where the right-of-way is available.
- 100 foot collector roadway - Designed for Claus Road where the 100 foot right of way exists. This roadway includes two lanes in each direction with a median and bike lanes on both sides.
- 114 foot major collector – Designed for road sections such as Roselle Avenue. It offers two lanes of travel in both directions and a center median turning lane. The standard has a bike lane on both sides and a planter strip to accommodate LID storm water.
- 126 foot arterial road – Designed for Oakdale Road and is similar to what has already been built on Oakdale Road near Crossroads. This plan offers two lanes in both directions and a turn lane or landscape median with bike lanes on both sides.

Tonight staff is recommending that the City Council adopt a Resolution to add new specifications and drawings of Complete Street Standards to Section 3 – Streets of the City of Riverbank Standard Specifications.

The review process for the Storm and Low Impact Development standards is still underway and will be brought to Council this summer for consideration.

FINANCIAL IMPACT:

No identifiable cost impact to the City.

ATTACHMENTS:

1. Resolution
2. Exhibit A - Specifications and Drawings of Complete Street Standards

CITY OF RIVERBANK

RESOLUTION

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERBANK,
CALIFORNIA, TO ADD NEW SPECIFICATIONS AND DRAWINGS OF COMPLETE
STREET STANDARDS TO SECTION 3 – STREETS OF THE
CITY OF RIVERBANK STANDARD SPECIFICATIONS**

WHEREAS, the City Council of the City of Riverbank directed staff to review and update City standard specifications and drawings to represent the current industry and design parameters; and

WHEREAS, City staff reviewed Section 3 – Streets and determined the need for new specifications and drawings of complete street standards; and

WHEREAS, the street standards were updated to conform to the complete streets requirement that includes the circulation, needs of motorists, pedestrians, parking, low impact development and bicyclists; and

WHEREAS, Specifications and drawings of updated complete street standards have been added to Section 3 – Streets to reflect industry standards and the City's required design parameters.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverbank hereby agrees to adopt Resolution to add new specifications and drawings of complete streets to Section 3 – Streets of the City of Riverbank Standard Specifications as outlined in attached Exhibit A.

PASSED AND ADOPTED by the City Council of the City of Riverbank at a regular meeting held on the 10th day of March, 2015; motioned by Councilmember _____, seconded by Councilmember _____, and upon roll call was carried by the following vote of ____:

AYES:

NAYS:

ABSENT:

ABSTAIN:

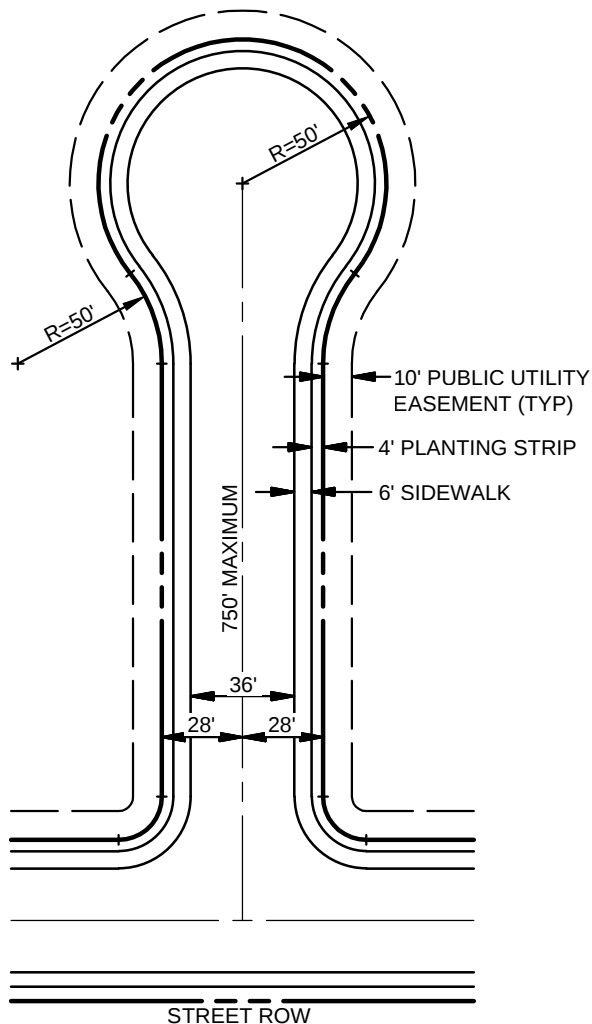
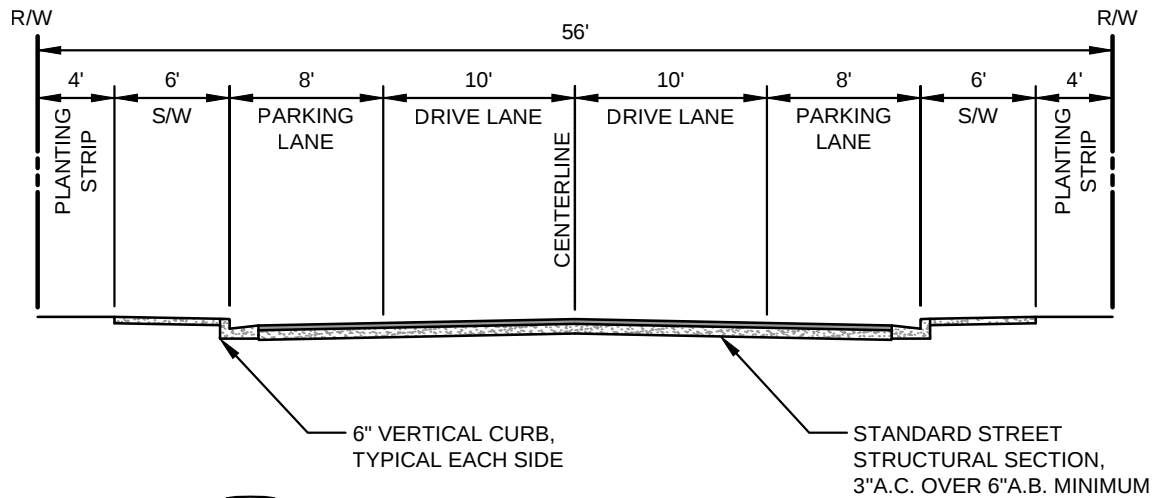
ATTEST:

APPROVED:

Annabelle Aguilar, CMC
City Clerk

Richard D. O'Brien
Mayor

Attachment: Exhibit A

**LEGEND:**

P/S PARKING STRIP
 R RADIUS
 R/W RIGHT OF WAY
 S/W SIDEWALK

NOTES:

1. FINISHED PAVING SHALL BE 3/8" HIGHER THAN LIP OF GUTTER.
2. PART WIDTH STREETS, DEAD END STREETS AND ALL PAVEMENT TRANSITIONS SHALL REQUIRE 2"x6" HEADERBOARD AS SHOWN ON DRAWING 3__.

CITY OF RIVERBANK
 DEPARTMENT OF PUBLIC WORKS

STREET SECTION
56' R.O.W. - CUL-DE-SAC
RESIDENTIAL

SIGNATURE

DRAWN BY:
GK

DATE:
2/11/15

SCALE:
NTS

ADOPTED BY THE CITY COUNCIL:

DRAWING NO.

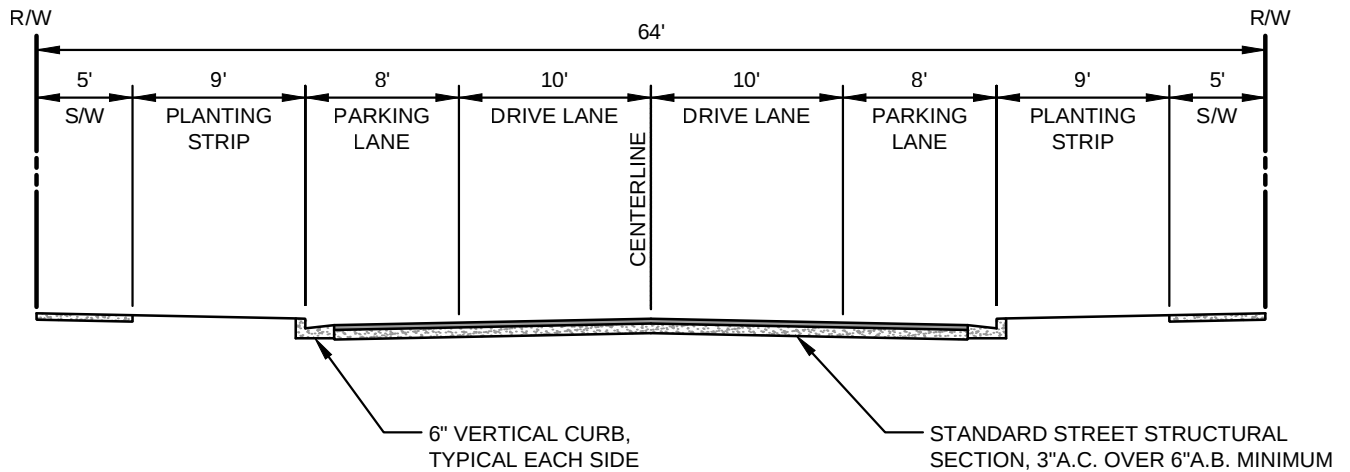
REVISIONS:
NONE

SECTION:
STREETS

DRAWING NAME:
3__DWG

___-___-15

3__



64' R.O.W. - Residential - Typical Street

LEGEND:

P/S PARKING STRIP
R/W RIGHT OF WAY
S/W SIDEWALK

NOTES:

1. FINISHED PAVING SHALL BE 3/8" HIGHER THAN LIP OF GUTTER.
2. PART WIDTH STREETS, DEAD END STREETS AND ALL PAVEMENT TRANSITIONS SHALL REQUIRE 2"x6" HEADERBOARD AS SHOWN ON DRAWING 3__.

CITY OF RIVERBANK
DEPARTMENT OF PUBLIC WORKS

STREET SECTION
64' R.O.W.
RESIDENTIAL

SIGNATURE

DRAWN BY:
GK

DATE:
2/11/15

SCALE:
NTS

ADOPTED BY THE CITY COUNCIL:

DRAWING NO.

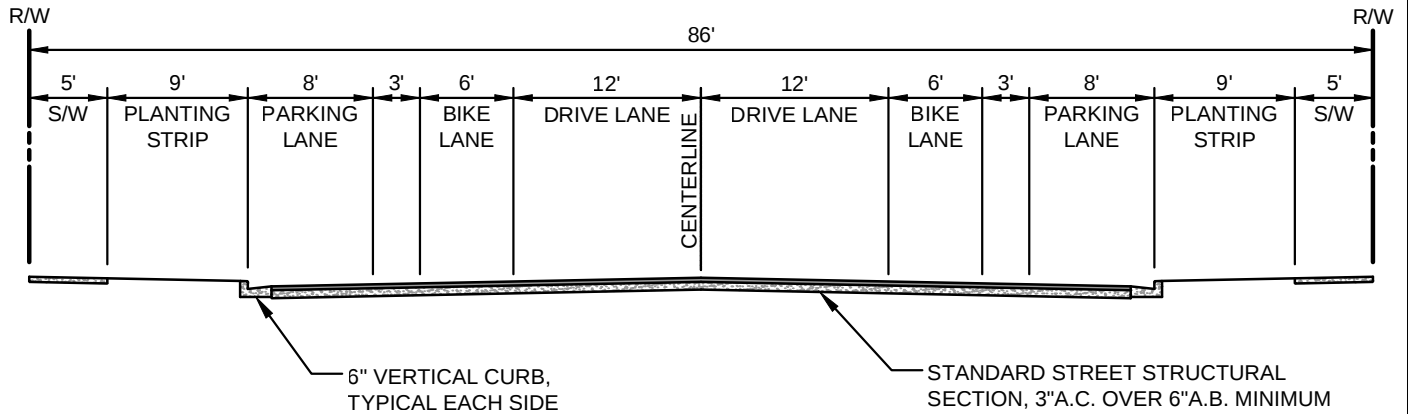
REVISIONS:
NONE

SECTION:
STREETS

DRAWING NAME:
3__DWG

__-__-15

3__



86' R.O.W. - Residential - Typical Minor Collector

LEGEND:

P/S PARKING STRIP
R/W RIGHT OF WAY
S/W SIDEWALK

NOTES:

1. FINISHED PAVING SHALL BE 3/8" HIGHER THAN LIP OF GUTTER.
2. PART WIDTH STREETS, DEAD END STREETS AND ALL PAVEMENT TRANSITIONS SHALL REQUIRE 2"x6" HEADERBOARD AS SHOWN ON DRAWING 3__.

CITY OF RIVERBANK
DEPARTMENT OF PUBLIC WORKS

STREET SECTION
86' R.O.W. - RESIDENTIAL
TYPICAL MINOR COLLECTOR

SIGNATURE

DRAWN BY:
GK

DATE:
2/11/15

SCALE:
NTS

ADOPTED BY THE CITY COUNCIL:

DRAWING NO.

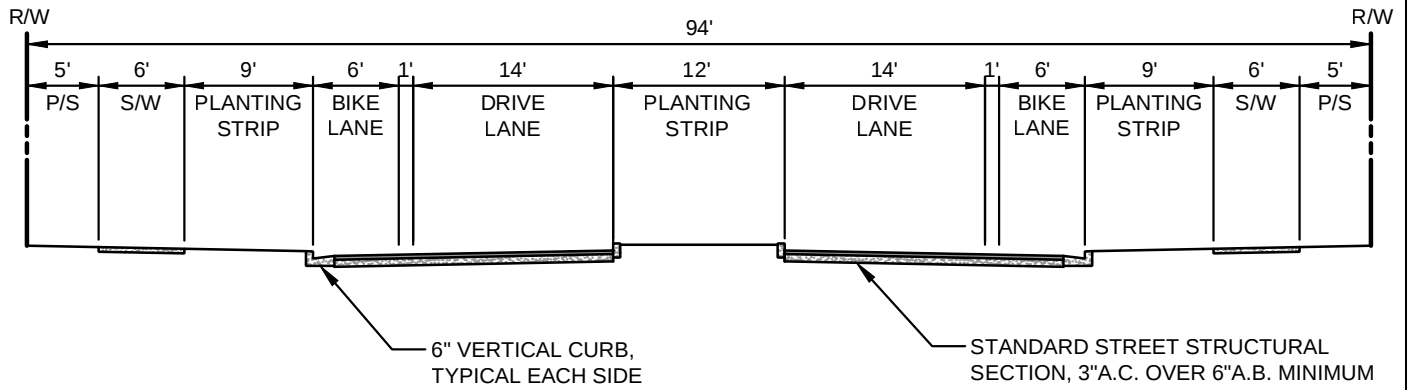
REVISIONS:
NONE

SECTION:
STREETS

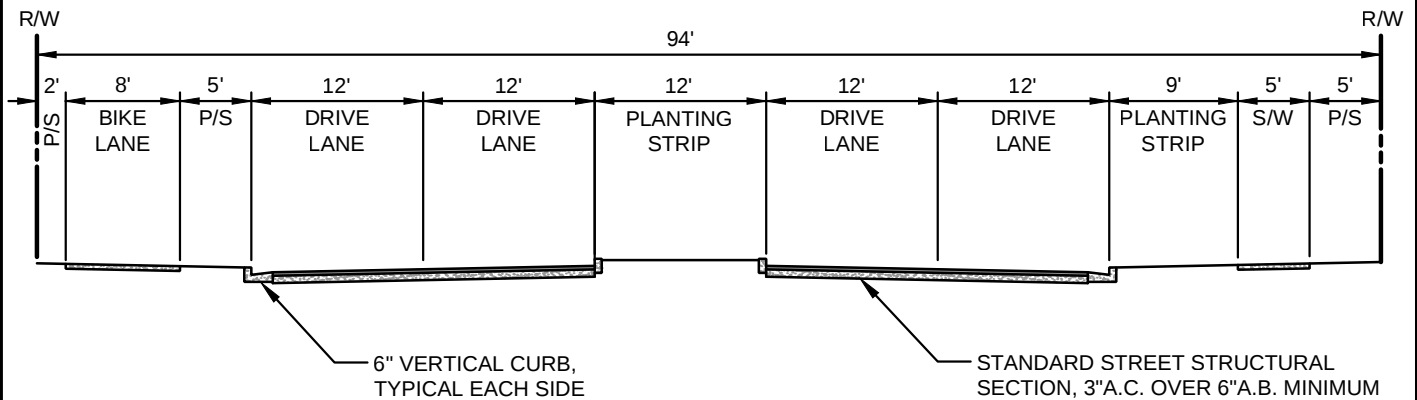
DRAWING NAME:
3___.DWG

___-___-15

3__



94' R.O.W. - Typical Major Collector - Residential



94' R.O.W. - Patterson Road East of Claus

LEGEND:

P/S PARKING STRIP
R RADIUS
R/W RIGHT OF WAY
S/W SIDEWALK

NOTES:

1. FINISHED PAVING SHALL BE 3/8" HIGHER THAN LIP OF GUTTER.
2. PART WIDTH STREETS, DEAD END STREETS AND ALL PAVEMENT TRANSITIONS SHALL REQUIRE 2"x6" HEADERBOARD AS SHOWN ON DRAWING 3__.

CITY OF RIVERBANK
DEPARTMENT OF PUBLIC WORKS

STREET SECTION
94' R.O.W. - RESIDENTIAL
& PATTERSON ROAD

SIGNATURE

DRAWN BY:
GK

DATE:
2/11/15

SCALE:
NTS

ADOPTED BY THE CITY COUNCIL:

DRAWING NO.

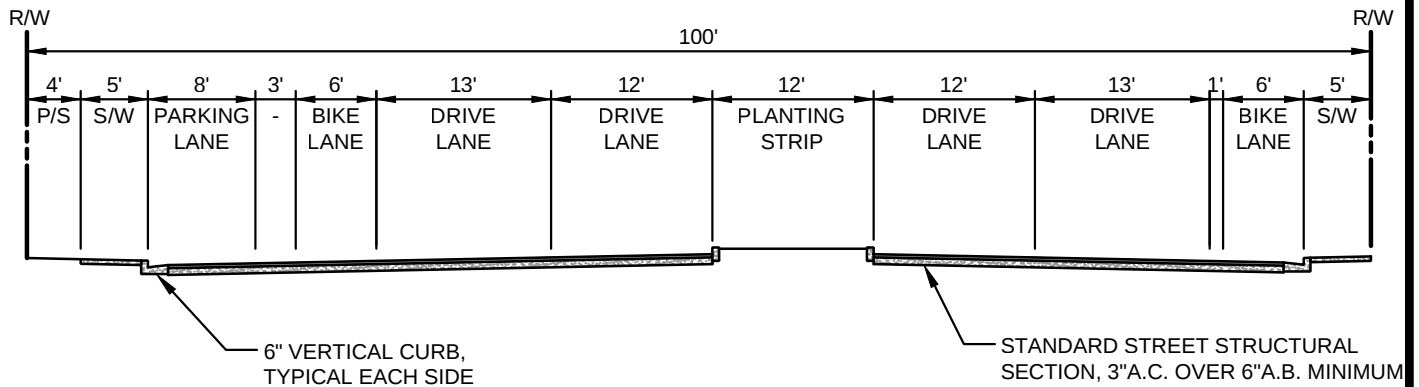
REVISIONS:
NONE

SECTION:
STREETS

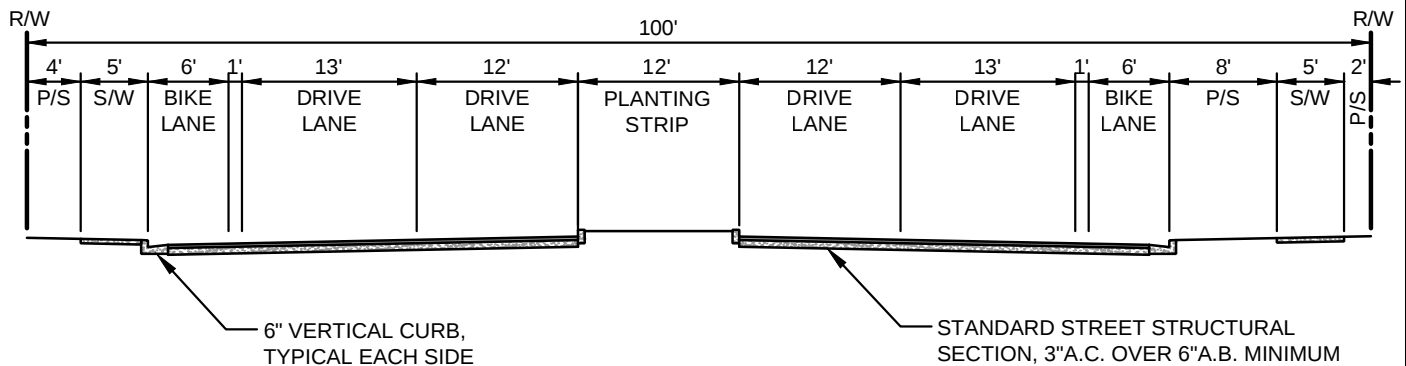
DRAWING NAME:
3__DWG

__-__-15

3__



100' R.O.W. - Claus Road North of California



100' R.O.W. - Claus Road South of California

LEGEND:

P/S PARKING STRIP
R/W RIGHT OF WAY
S/W SIDEWALK

NOTES:

1. FINISHED PAVING SHALL BE 3/8" HIGHER THAN LIP OF GUTTER.
2. PART WIDTH STREETS, DEAD END STREETS AND ALL PAVEMENT TRANSITIONS SHALL REQUIRE 2"x6" HEADERBOARD AS SHOWN ON DRAWING 3__.

CITY OF RIVERBANK
DEPARTMENT OF PUBLIC WORKS

STREET SECTION
100' R.O.W.
CLAUS ROAD

SIGNATURE

DRAWN BY:
GK

DATE:
2/11/15

SCALE:
NTS

ADOPTED BY THE CITY COUNCIL:

DRAWING NO.

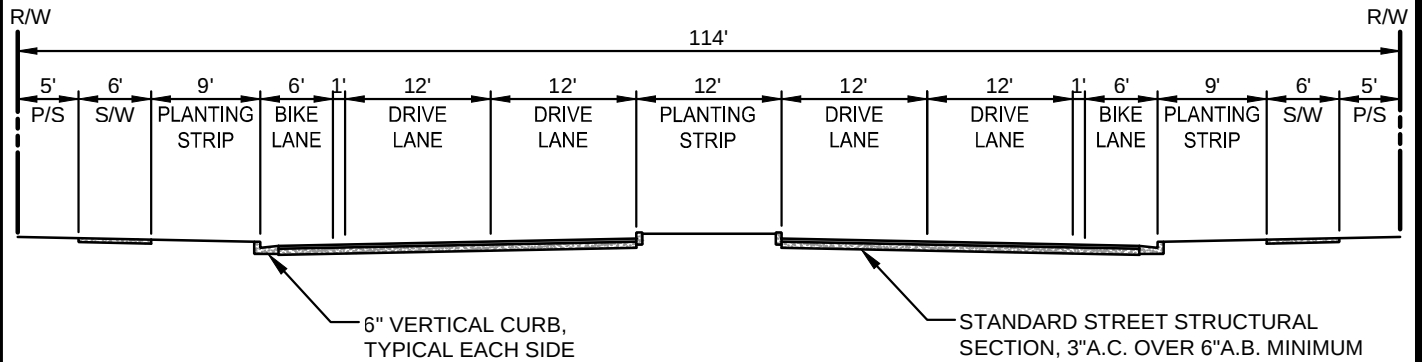
REVISIONS:
NONE

SECTION:
STREETS

DRAWING NAME:
3__DWG

___-___-15

3__



114' R.O.W. - Typical Major Collector

LEGEND:

P/S PARKING STRIP
R/W RIGHT OF WAY
S/W SIDEWALK

NOTES:

1. FINISHED PAVING SHALL BE 3/8" HIGHER THAN LIP OF GUTTER.
2. PART WIDTH STREETS, DEAD END STREETS AND ALL PAVEMENT TRANSITIONS SHALL REQUIRE 2"x6" HEADERBOARD AS SHOWN ON DRAWING 3__.

CITY OF RIVERBANK
DEPARTMENT OF PUBLIC WORKS

STREET SECTION
114' R.O.W. - TYPICAL
MAJOR COLLECTOR

SIGNATURE

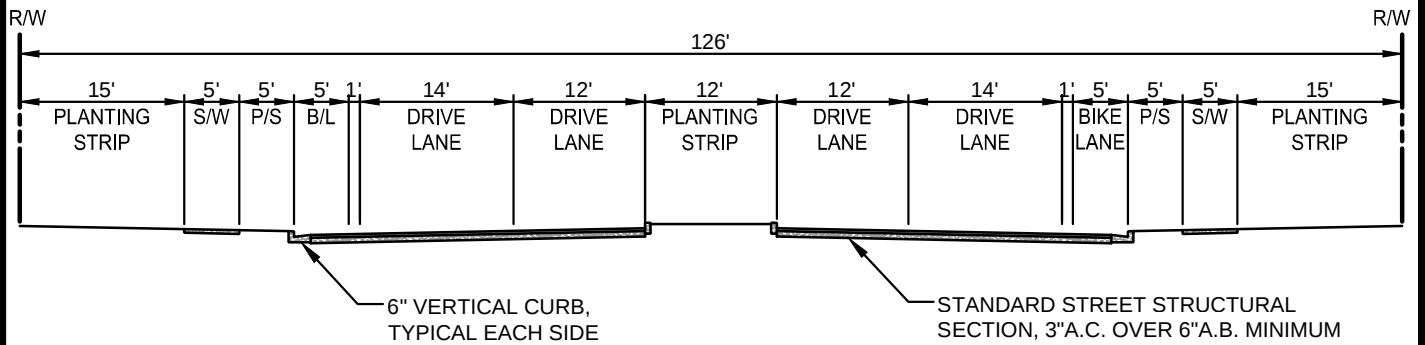
DRAWN BY: GK	DATE: 2/11/15	SCALE: NTS
REVISIONS: NONE	SECTION: STREETS	DRAWING NAME: 3__DWG

ADOPTED BY THE CITY COUNCIL:

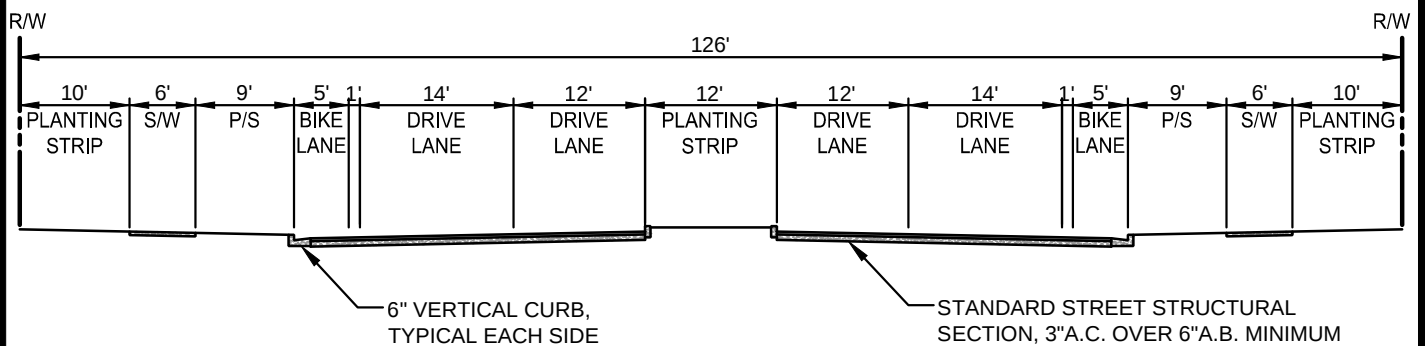
DRAWING NO.

__-__-15

3__



126' R.O.W. - Oakdale Rd South of Crawford Rd



126' R.O.W. - Oakdale Rd South of Morrill Rd

LEGEND:

P/S PARKING STRIP
R/W RIGHT OF WAY
S/W SIDEWALK

NOTES:

1. FINISHED PAVING SHALL BE 3/8" HIGHER THAN LIP OF GUTTER.
2. PART WIDTH STREETS, DEAD END STREETS AND ALL PAVEMENT TRANSITIONS SHALL REQUIRE 2"x6" HEADERBOARD AS SHOWN ON DRAWING 3__.

CITY OF RIVERBANK
DEPARTMENT OF PUBLIC WORKS

SIGNATURE

STREET SECTION
126' R.O.W.
OAKDALE ROAD

DRAWN BY:
GK

DATE:
2/11/15

SCALE:
NTS

ADOPTED BY THE CITY COUNCIL:

DRAWING NO.

REVISIONS:
NONE

SECTION:
STREETS

DRAWING NAME:
3__DWG

__-__-15

3__

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 6.2

SECTION 6: NEW BUSINESS

Meeting Date: March 10, 2015

Subject: A **Resolution** of the City Council of the City of Riverbank, California, Amending the Membership and Term Limits of the Budget Advisory Committee

From: Jill Anderson, City Manager

Submitted by: Marisela H. Garcia, Director of Finance

RECOMMENDATION

It is recommended that the City Council adopt a Resolution amending the Membership and Term Limits of the Budget Advisory Committee.

SUMMARY

Over the past several years the Budget Advisory Committee has had difficulty in attracting residents who are interested in participating as part of the Committee. This has caused an inability of the Committee to meet on a regular basis where a quorum would be available. A change in the membership numbers, as well as a change to the term limit, will assist in ensuring that a quorum will be available for regular meetings.

BACKGROUND

At the June 28, 2010, City Council Meeting, Council authorized staff to form a Budget Advisory Committee. This Committee serves to make recommendations, in an advisory role, to City Council on projects, programs, and policies related to the City's operating budget and annual audits. The Committee is comprised of seven (7) voting members, one (1) non-voting Councilmember, and one (1) non-voting Councilmember alternate. Currently, there are three vacancies on the Committee. All three seats expire July 2016.

Since their inception, the Budget Advisory Committee has played a critical role in the development of our annual budget and has provided the City Council with valuable recommendations that seek to diversify and increase City revenues and provide cost savings on expenditures.

Over the past two years, there has been significant turnover in the Committee. This has resulted in seats remaining vacant for a number of months before there are any interested residents who apply. The lack of applicants has caused the Committee to remain dormant until such time that a quorum (four members) was finally achieved in February 2016.

MEMBERSHIP & TERM LIMIT PROPOSAL

The Budget Advisory Committee has reviewed the current membership details, including the terms limits which state that members may serve for a maximum of two (2) terms. Based on the difficulty experienced in attracting members, the Committee proposes as follows:

1. The Membership be reduced from seven (7) voting members of the public to five (5) voting members of the public (City Council non-voting member & alternate to remain as part of the Committee); and
2. That the two (2) term limit be eliminated.

Making these adjustments to the membership would reduce the number of members necessary for a quorum from four (4) to three (3). Eliminating the two term limit would allow for members to continue applying to remain on the Committee should they have a desire to continue serving the City in this capacity.

FINANCIAL IMPACT

There is no financial impact associated with this amendment.

STRATEGIC PLAN

The recommendations received from the Budget Advisory Committee are directly related to the City's Strategic Plan Three Year Goal to "Achieve and Maintain Financial Stability and Sustainability."

ATTACHMENT

1. Resolution
2. Budget Advisory Committee Authority and Responsibilities

CITY OF RIVERBANK

RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERBANK, CALIFORNIA, AMENDING THE MEMBERSHIP AND TERM LIMITS OF THE BUDGET ADVISORY COMMITTEE

WHEREAS, it was the desire of the City Council to establish a Budget Advisory Committee that would represent the community's interests and make recommendations to the City Council regarding budgetary matters; and

WHEREAS, on June 28, 2010 the City Council took formal action through the adoption of Resolution No. 2010-079 establishing the Budget Advisory Committee; and

WHEREAS, over the past several years it has been difficult to attract and retain members on the Committee causing difficulty in holding regular meetings due to lack of a quorum ; and

WHEREAS, the Budget Advisory Committee has discussed the proposed amendments to the membership and term limits of the Committee and recommends approval by the City Council.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverbank hereby adopts the following membership and term limit amendments:

- The Committee will be comprised of five (5) voting members, one (1) nonvoting Councilmember, and one (1) non-voting Councilmember alternate. The Councilmember and alternate shall be appointed by the Mayor and approved by the City Council, while the other Committee members shall be appointed by a majority vote of the City Council. Prospective Committee members must reside within the Riverbank city limits and should possess a basic knowledge of accounting procedures and protocols.
- Successful applicants will be alphabetically assigned a numbered seat. Odd numbered seat members will be appointed to a two year term. Even numbered seat members will be appointed to a one year term initially, and thereafter the seats will be for two year terms. Members with expiring terms are eligible to reapply for consideration by the selection committee, ~~and serve up to a maximum of two terms.~~

PASSED AND ADOPTED by the City Council of the City of Riverbank at a regular meeting held on the 10th day of March, 2015; 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
City Clerk

Richard D. O'Brien
Mayor

Attachments: Budget Advisory Committee – Authority and Responsibilities



City of Riverbank
Budget Advisory Committee
Authority and Responsibilities

Membership

The committee shall consist of five voting members of the public, one non-voting Councilmember, and one non-voting Councilmember alternate appointed by the City Council. The public members' term shall be two years and staggered so the term of one member ends in even numbered years and the term of the other member ends in odd numbered years. The members shall have a basic understanding of finance and accounting. The committee will appoint a Chair and Vice-Chair by a majority vote of the Committee, both of which will be voting members.

Authority and Responsibility

The committee will discuss and make recommendations in an advisory role to the City Council on any projects, programs and policies related to the City's Operating Budget that the City Council deems appropriate, including, but not limited to, the Preliminary and Final Operating Budgets, Mid-Year Budgets, and Annual Audits.

Specific Duties

Annual Audit

1. Review with management, upon completion of its audit, draft financial results for the year. The committee's review is to encompass the City's annual financial report, including the financial statements and footnote disclosures and supplemental disclosures required by generally accepted accounting principles.

Financial Reporting and Budgets

1. Have familiarity, through the individual efforts of its members, with the accounting and reporting principles and practices applied by the City in preparing its financial statements.
2. Review the City's general fund, capital improvement program and special revenue fund budgets, including review of policies and procedures, time frames, format, service deliveries, funding alternatives, and City Council priorities. The emphasis should be on program and/or major expenditures, not line item detail.
3. Review proposals and prepare discussion memorandums regarding new and increased revenue sources.

4. Review, quarterly, the City's financial statements. Monitor revenue and expenditure patterns and make recommendations on adjustments to the annual budget.
5. Review and make recommendations regarding City support or opposition to proposed state or federal legislation which impacts the City's finances.

Other

1. Recommend to the City Council any appropriate extensions or changes in the duties of the Budget Advisory Committee.
2. When assigned, to evaluate proposals, programs and contracts for both long-and short-term financial consequences, assess alternatives and make appropriate recommendations.
3. Apprise the City Council, through minutes and special presentations as necessary, of significant developments in the course of performing the above duties.

Meeting Frequency

The committee shall meet as needed, but no less than four times a year.

As a standing committee appointed by the City Council it is subject to public notice and open meeting requirements of the Brown Act.

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 6.3

SECTION 6: NEW BUSINESS

Meeting Date: March 10, 2015

Subject: Review and Consideration of Continuing the Declared Emergency Action for the 7th Street Storm Drain Outfall Line Destabilized Embankment and a **Resolution** of the City Council of the City of Riverbank, California, Appropriating \$6,000 from the General Fund Reserves for Emergency Repairs to the 7th Street Storm Drain Outfall Line Embankment

From: Jill Anderson, City Manager

Submitted by: Michael Riddell, Public Works Superintendent

RECOMMENDATION

It is recommended that the City Council:

- 1) Review and approve the continued emergency action pertaining to the 7th Street Storm Drain Outfall Line. Per City Council Resolution No. 2015-002 that hereby declares and approves the continuance of action for emergency repair work on the 7th Street Storm Drain outfall until such time as, the emergency action no longer exists: therefore terminated. Public Contract Code 220050 (c) (1) states we will review the emergency action at every scheduled City Council meeting until the emergency no longer exist; and
- 2) Consider the adoption of Resolution No. 2015-002-A appropriating an amount not to exceed \$6,000 from the General Fund Reserves for the geotechnical work that is needed for the emergency repairs.

SUMMARY

The City has received a proposal from Crawford & Associates to provide Geotechnical Engineering Services. The cost for the proposed work is \$ 25,500.00 which exceeds the appropriation existing funds. This project will consist of three (3) tasks. Coordination, Subsurface Exploration, and a Geotechnical Report.

The cost for the emergency repairs was \$14,810.54 which leaves \$20,189.46 of the emergency funds, therefore an additional \$6,000 is needed to complete the geotechnical work.

BACKGROUND

During a site visit of the storm drain outfall lines to the river with one of the city's consultants, the Street Supervisor noticed that the embankment above the 7th Street storm drain outfall line had collapsed. Upon closer investigation it was noted that a good portion of the embankment above the river was destabilized.

Repairs were necessary due to the failure of the embankment above the 7th Street storm drain line outfall to the river, along with the impending storm due to hit the central valley later that week.

The funding request was presented to City Council at the December 9th, 2014 Council meeting. City Council approved the funding and appropriated \$35,000 from the General Fund to complete the emergency temporary repairs to the embankment.

On December 10th, 2014 staff contracted with Cunningham & Sons, Inc. and authorized the temporary repairs. Work began that day and temporary repairs were completed by December 13th, 2014. Total cost for the repair work, completed by the contractor on an emergency basis, was \$14,810.54. I would like to add that Cunningham & Sons, Inc. was very responsive to the City's needs and accomplished an excellent and timely job for the City.

Continuing the emergency declaration will allow the City to be more responsive in addressing this issue. This step will allow the City to take any directly related and immediate action required by that emergency, and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts, pursuant to Public Contract Code §22050 (a)(1).

FINANCIAL IMPACT

\$35,000 has been appropriated from the General Fund Reserves for emergency repairs. An additional \$6000.00 is needed to complete the proposed work which will come from the existing budget. A resolution approving the additional appropriation has been prepared for consideration by the City Council.

STRATEGIC PLAN

This report has been prepared to achieve the City of Riverbank's Three-Year Goal to Improve and Maintain Infrastructure and Facilities.

ATTACHMENTS

The proposed resolution and the proposal for the geotechnical work from Crawford & Associates are attached to this report.

CITY OF RIVERBANK

RESOLUTION NO. 2015-002-A

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERBANK,
CALIFORNIA, APPROPRIATING \$6,000 FROM THE GENERAL FUND RESERVES
FOR EMERGENCY REPAIRS TO THE 7TH STREET STORM DRAIN
OUTFALL LINE EMBANKMENT**

WHEREAS, due to the age and poor condition of the 7th Street Storm Drain outfall pipeline which caused the embankment to fail; and

WHEREAS, on December 9, 2015, City Council, by a four-fifths (4/5) vote, approved to consider emergency action, and accordingly, approved Staff's request to take emergency action to stabilize the embankment, and by the adoption of Resolution 2014-084, appropriated \$35,000 from the General Fund Reserves; and

WHEREAS, with the use of the appropriated funds, staff obtained a contractor to do the emergency temporary repairs starting on Wednesday December 10, 2014 to shore up the embankment before the impending storm; and

WHEREAS, the need to evaluate the stability of the soil and to make design recommendations for permanent repairs requires geotechnical work to be performed; and

WHEREAS, an additional \$6,000 appropriation from the General Fund Reserve is needed to complete the geotechnical work.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverbank hereby authorizes the appropriation from the General Fund Reserves of \$6,000 to complete the geotechnical work related to the emergency repairs on the embankment of the 7th Street Storm Drain outfall.

PASSED AND ADOPTED by the City Council of the City of Riverbank at a regular meeting held on the 10th day of March, 2015; 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
City Clerk

Richard D. O'Brien
Mayor

February 19, 2015

Bill Kull
City of Riverbank
6707 Third St
Riverbank, CA 95367

Subject: **Proposal for Geotechnical Engineering Services**
Riverside Drive Slope Repair
Riverbank, California

At your request, Crawford & Associates, Inc. (CAInc) prepared this proposal to provide geotechnical engineering services for the Riverside Drive Slope Repair Project in Riverbank, California. Based on our conversations and my site visit, we understand that this section of the Riverside Drive embankment has experienced significant erosion and slope stability issues and has impacted Riverside Drive. The slope issues appear to stem from an existing storm drain discharge pipe in the slope. You indicated that the storm drain pipe originally day lighted approximately $\frac{3}{4}$ of the way down the slope and over time has experienced fatigue and been repaired on occasion.

We understand that the City is looking to repair the slope and would like to consider repair alternatives such as retaining, gabion or soldier pile walls, fill and grading, or a combination of methods to provide a cost effective solution to the existing and continued slope instability. As part of the project the existing storm drain line will be replaced and a manhole installed near the 7th Street and Hwy 108 intersection.

To develop slope repair alternatives for the project, CAINc will perform the following:

Scope of Service

Task 1) Coordination

CAInc will meet and review the preliminary plans, topography map, and discuss the project design needs, issues and schedules. CAINc will visit the site to mark the boring locations for Underground Service Alert (USA). We will obtain the required county boring and City of Riverbank encroachment permits, we assume the City of Riverbank will waive the encroachment permit fee for the project.

Task 2) Subsurface Exploration

To characterize the subsurface conditions and obtain soil samples for laboratory testing, CAInc will perform two borings to depths ranging from 65 to 75 ft below existing grade on Riverside Drive.

Our Engineer/Geologist will direct the sampling and log the borings. At a minimum, we will attempt to sample at 5-foot intervals. We will deliver the samples to an independent laboratory for testing. The drilling contractor will advance the borings with a rubber-tired, truck-mounted drill rig using 6 to 8-inch-diameter hollow and/or solid stem augers. Standard Penetration Testing (SPT) and California Modified sampling will be performed within the borings to obtain samples and blow count information. The borings will be backfilled according to the County permit.

Traffic control will consist of shoulder work, advanced warning signs, and cones.

Task 3) Geotechnical Report

CAInc will perform laboratory testing on samples collected during our fieldwork and perform engineering analysis to prepare a Geotechnical Report containing the following:

- Project description.
- Subsurface conditions.
- Laboratory testing.
- Seismicity.
- Construction considerations for grading including, excavatability, stability, compaction, and fill placement.
- Slope repair recommendations and design parameters (including slope stability analysis, bearing capacity, skin friction, lateral earth pressures, foundation type(s) and minimum size and depths, and settlement estimates) for various options.
- Underground utility recommendations including excavatability, stability, backfill and compaction.
- Risk management and limitations.
- Vicinity map.
- Site Plan with boring locations.
- Boring logs with laboratory results.

Task 4) Plan and Spec Review

CAInc will review the draft plans and specifications prior to advertising for bids to check for conformity with our Geotechnical Report and provide a constructability review. We will prepare a memo letter with the results of our review for review by the City and the design team. We assume one meeting will be required for this task.

Optional Task

Task 5) Services During Construction

Our experience and that of our profession clearly indicates that the risks of costly design, construction, and maintenance problems can be significantly lowered by retaining the geotechnical engineer of record to provide additional services during construction. For this project, CAINc should be retained as the Geotechnical Engineer of Record to monitor construction to check and document our report assumptions. At a minimum, CAINc should monitor grading, foundation excavation, and installation of structural support elements.

For this task we have assumed five site visits (4 hours each) for our Geotechnical Engineer during construction. CAINc can also provide materials testing services during construction if desired by the City. If requested and following the completion of a construction schedule, CAINc can develop a time and materials testing scope and fee for the project for review by the City.

Fee

CAInc will provide the scope of services outlined above for the following fees:

Coordination, USA, and Permits	\$2,492
Subsurface Exploration	\$8,345
Laboratory Testing	\$3,617
Geotechnical Report	\$9,880
Plan and Spec Review	\$1,125
Total	\$25,459

Optional Task

Services during Construction	\$3,850
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We will not exceed the above fees without a change in scope and authorization from you. We will bill on a time and materials basis. We have attached our fee schedule for your review.

Assumptions

- City of Riverbank encroachment permit fee will be waived.
- Traffic control will consist of shoulder closures without flagmen.
- Fish and Wildlife or ArmyCorp permits will not be required.

Schedule

We will submit our boring permit application within one week of receiving a signed agreement. CAInc will perform the subsurface exploration within two weeks of receiving a signed agreement, provided we have received the necessary permits. We will submit our Geotechnical Report within six weeks of our fieldwork. We can provide preliminary verbal recommendations within two weeks of fieldwork testing if needed.

Agreement

If the above scope of services, fee, assumptions, and schedule are acceptable, please review and sign the attached agreement as our notice to proceed.

Thank you for the opportunity to provide geotechnical engineering services for this project. Please call if you have questions or require additional information.

Sincerely,

CRAWFORD & ASSOCIATES, INC.,



Benjamin D. Crawford, PE, GE
Principal Geotechnical Engineer

Attached: Agreement
 Fee Schedule

SHORT FORM AGREEMENT FOR GEOTECHNICAL ENGINEERING SERVICES

THIS AGREEMENT, effective as of this _____ day of February, 2015, is by and between _____ (“Client”)

and Crawford & Associates, Inc. (“Engineer”). The Project is described in Engineer’s attached Proposal, dated February 19, 2015, which is hereby incorporated into and made a part of this Agreement.

1. Services. Engineer will perform the Services described in the PROPOSAL in accordance with the standards of competent geotechnical engineers providing similar services under similar conditions. No warranty or guarantee, either express or implied, applies to the Services.

2. Independent Contractor. Engineer will perform Services under this Agreement as an independent contractor.

3. Payments to Engineer. Client will pay Engineer’s invoices within 30 days following the invoice date. Engineer may, at its sole option, suspend or terminate this Agreement if Client does not make payments when due. Unless otherwise agreed in writing, Engineer will bill its Services on a time-and-materials basis using its current schedule of fees and costs. Limitations stated in the PROPOSAL on the amount to be billed are estimates only, and are not an agreement by Engineer that it will complete the Services for the estimated amount. Client will reimburse Engineer for any costs, including legal fees, associated with the collection of past due unpaid amounts.

4. Site Access. Client agrees to provide access and/or obtain permission for Engineer to enter upon all property as necessary to perform the Services. Engineer will exercise reasonable care to reduce damage, but Client recognizes that Engineer’s operations and investigative equipment may unavoidably alter or affect the Project site. The cost of repairing such damage will be borne by Client and is not included in the fee unless otherwise stated in the PROPOSAL.

5. Relevant Information. Client will provide Engineer with all information Client has, or can reasonably obtain, concerning the Project site, including subsurface conditions and the location of subsurface or hidden pipes, utilities or structures. Engineer will endeavor to avoid damage to such pipes, utilities and structures, but is not responsible for any damage to such items not properly identified in the information provided to it by Client. Engineer may reasonably rely on the accuracy and completeness of any information supplied by Client, without independently verifying its accuracy. Prior to the commencement of Services, Client will notify Engineer of any known potential health or safety hazard existing on or near the Project site, with particular reference to Hazardous Materials or conditions.

6. Hazardous Materials. The term Hazardous Materials means any toxic substances, chemicals, radioactivity, pollutants or other materials, in whatever form or state, known or suspected to impair the environment in any way whatsoever, including but are not limited to, those substances defined, designated or listed in any federal, state or local law, regulation or ordinance concerning hazardous wastes, toxic substances or pollution. Engineer’s Services under this Agreement are limited to geotechnical engineering and Engineer has no responsibility to locate, identify, evaluate, treat or otherwise address Hazardous Materials. Client is solely responsible for notifying all appropriate federal, state, municipal or other governmental agencies and potentially affected public of the existence of any Hazardous Materials located at the Project site during performance of this Agreement. If hazardous materials are discovered at the Project site, Engineer can terminate this Agreement.

7. Limitation of Liability. The total cumulative liability of Engineer and its subcontractors, employees and agents to Client arising from Services under this Agreement will not exceed the gross compensation received by Engineer under this Agreement or \$100,000, whichever is greater. This limitation applies to all lawsuits, claims or actions that allege errors or omissions by Engineer, whether alleged in tort, contract, or under any other legal theory. Upon Client’s written request, Engineer and Client may agree to increase the limitation to a greater amount in exchange for an increase in Engineer’s fee. Neither Engineer nor Client will be liable to the other for any special, consequential, incidental or penal losses or damages. Further, both Client and Engineer waive any right to sue, or otherwise make any claim against any of the other party’s officers, directors, shareholders or employees, past or present, as individuals.

8. Insurance. Engineer will maintain policies of general liability, automobile liability, workers compensation and professional liability insurance throughout the duration of this Agreement. Client will maintain property insurance sufficient to protect any property in which it has an insurable interest. Engineer and Client each waive any claims against each other for damage to property covered, or that should have been covered by property insurance required by this paragraph, including subrogated claims. Upon request, Engineer and Client will each provide the other with a certificate(s) of insurance evidencing the insurance required by this section.

9. Indemnification of Client. Subject to the provisions and limitations of this Agreement, Engineer agrees to indemnify and hold harmless Client (including its shareholders, officers, directors and employees) from and against any and all claims, suits, liabilities, damages, expenses (including without limitation reasonable attorney's fees and defense costs) or other losses, to the extent caused by Engineer's negligent performance of its Services under this Agreement.

10. Indemnification of Engineer. Client will indemnify and hold harmless Engineer (including its shareholders, officers, directors and employees) from and against any and all claims, suits, liabilities, damages, expenses (including without limitation reasonable attorney's fees and costs of defense) or other losses, to the extent caused by the negligence of Client, its employees, agents and contractors. In addition, except to the extent caused by Engineer's sole negligence, Client expressly agrees to defend, indemnify and hold harmless Engineer from and against any and all Losses arising from or related to the existence, disposal, release, discharge, treatment or transportation of Hazardous Materials, or the exposure of any person to Hazardous Materials, or the degradation of the environment due to the presence, discharge, disposal, release of or exposure to Hazardous Material.

11. Mediation: Engineer and Client agree to mediate any dispute regarding this Agreement or its performance as a precondition to instituting any legal action against the other, each party sharing equally the mediation fees and costs.

12. Termination: Either party may terminate this Agreement for convenience by giving 14 days written notice to the other party, and for cause by giving 7 days written notice. If Client terminates this Agreement, in addition to any other compensation due under this Agreement, it will pay amounts incurred by Engineer in preparing to perform Services, performing them, and in their orderly termination.

13. Continuing Agreement. The indemnity obligations and the limitations of liability established under this Agreement will survive its expiration or termination. If Engineer provides Services to Client that the parties do not confirm in an executed amendment to this Agreement, the obligations of the parties to indemnify each other and the limitations on liability established under this Agreement will apply to such Services as if the parties had executed an amendment.

14. Assignment; Use of Engineer's Work Product. No party other than Client may rely on documents produced by Engineer's without Engineer's express prior written consent and receipt of additional compensation. During the term of this Agreement and following its completion or termination, neither Engineer nor Client may assign this Agreement or any right or claim under it, in whole or in part, without the prior written consent of the other party, although Engineer may subcontract for the services of others without obtaining Client's consent if Engineer deems it necessary or desirable for others to perform certain Services.

15. Full and Final Agreement: This Agreement is the full and final agreement between Engineer and Client and supersedes any prior agreements. This Agreement may not be modified except by a writing executed by both parties.

CLIENT:

ENGINEER:

Signature:

Print Name:

Benjamin Crawford, PE, GE

Title:

President

Company:

Crawford & Associates, Inc.

Address:

4030 S. Land Park Drive, Suite C

Sacramento, CA 95822

Date:



2014 Fee Schedule	
Professional Hourly Fees	
Principal Geotechnical Engineer	\$155
Project Manager	\$135
Field Staff – Project Engineer/Geologist	\$110
Drafting	\$85
Project Assistant	\$65
Laboratory Testing Schedule	
Sieve Analysis	\$100
Sieve Analysis (#200 wash only)	\$70
Expansion Index	\$130
Plasticity Index	\$140
Moisture Density	\$45
R-Value	\$300
Direct Shear (3 points)	\$420
<i>Additional lab test pricing available upon request</i>	
Reimbursable	
Mileage is billed at \$0.60/Mile	
Outside costs are billed at cost plus 15% markup	

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 6.4

SECTION 6: NEW BUSINESS

Meeting Date: March 10, 2015

Subject/ Title: A **Resolution** of the City Council of the City of Riverbank, California, Opposing Proposed Amendments to the Agricultural Mitigation Policy by Stanislaus County Local Agency Formation Commission

From: Jill Anderson, City Manager

Submitted by: Douglas L. White, Deputy City Attorney

RECOMMENDATION

It is recommended that the City Council adopt a Resolution opposing proposed amendments to the Agricultural Preservation Policy by Stanislaus County Local Agency Formation Commission ("LAFCO") and directing staff to prepare a letter expressing opposition to the proposed amendment for the Mayor's signature.

BACKGROUND

Every County in California has a Local Agency Formation Commission. The commissions were established by the State to oversee the creation of new cities and special districts, as well the expansion of existing cities, to promote orderly growth, prevent sprawl, preserve agriculture and open space, and assure efficient, sustainable public services.

On March 25, 2015, Stanislaus LAFCO will consider an amendment to its Agricultural Preservation Policy. The current policy requires, as a condition to annexation, that each City establish 1:1 agricultural mitigation, or payment of an in-lieu agricultural mitigation fee. The other options are to form an urban growth boundary or remove territory from the City's sphere of influence with each annexation. For any city wishing to grow beyond its current boundaries, however, agricultural mitigation or adoption of an urban growth boundary are the only viable means for satisfying the current LAFCO policy.

The proposed amendment will require in-lieu fees for agricultural mitigation to fully fund costs associated with acquiring and managing a conservation easement, including estimated transaction costs, and the costs of administering, monitoring and enforcing the easement. If Stanislaus LAFCO determines that the in-lieu fee is less than 35% of

the average per-acre price for five comparable land sales within the County, cities will be required to provide evidence that the in-lieu fee will in fact achieve 1:1 mitigation.

ANALYSIS

The proposed amendment raises troubling policy implications that will be detrimental to the City and all other Stanislaus cities, for numerous reasons. First, the proposed amendment will drive up already inflated costs for acquiring conservation easements. The proposed amendment will require the City to show, at the time of annexation for all future territory, that the in-lieu fee is comparable to comparable land sales within the County. Under the proposed amendment LAFCO will be the agency with discretion to determine what constitutes a comparable land sale. Moreover, the proposed policy will send a signal to farm owners throughout the County to maintain artificially high prices for agricultural easements.

Second, for in-lieu fees that the County determines to be lower than 35% of the average per-acre price for five comparable sales, the City will be required to provide evidence, at the time of annexation, that the in-lieu fee will in fact achieve 1:1 mitigation. This will practically require annexation applicants to have conservation easements in place at the time of annexation. By requiring developers to pay significant up-front in-lieu fees prior to receiving any entitlements or permits, the proposed policy will deter the future growth of the City, and as an unintended consequence, the proposed policy may signal greater development in unincorporated areas because developers would not have to pay the fees at such an early stage. This can create unintended consequences such as urban sprawl and haphazard future annexations.

Third, this policy signals the County's increased involvement in the City's administration of its land use authority. The City should retain exclusive control in how it utilizes mitigation fees and implements agricultural mitigation. For example, some cities may wish to bank mitigation fees in order to acquire a larger parcel, whereas the proposed policy will dictate conservation easements for smaller properties.

Therefore, it is recommended that the City Council adopt the attached Resolution officially opposing Stanislaus LAFCO's proposed amendment to its Agricultural Preservation Policy.

ALTERNATIVES

The City Council may choose to do any of the following:

- 1) Adopt the current resolution, as proposed;
- 2) Adopt a revised resolution, as directed by the City Council;
- 3) Take no action to adopt a resolution.

ENVIRONMENTAL DETERMINATION

Adoption of the Resolution, which opposes a proposed LAFCO policy, is not a project subject to environmental review under CEQA.

FINANCIAL IMPACT

Adoption of the Resolution will have no financial impact on the City. However, if LAFCO adopts the proposed policy it could deter future annexations to the City of Riverbank that would prevent opportunities for revenue growth needed to provide municipal services to the residents and businesses of Riverbank.

ATTACHMENTS

1. Resolution
2. Stanislaus LAFCO Proposed Amendment to Policy 22 – Agricultural Preservation Policy

CITY OF RIVERBANK

RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERBANK, CALIFORNIA, OPPOSING PROPOSED AMENDMENTS TO THE AGRICULTURAL MITIGATION POLICY BY STANISLAUS COUNTY LOCAL AGENCY FORMATION COMMISSION

WHEREAS, on September 26, 2012, Stanislaus LAFCO adopted an Agricultural Preservation Policy; and

WHEREAS, the Agricultural Preservation Policy requires cities in Stanislaus County to prepare a Plan for Agricultural Preservation as a condition to annexation; and

WHEREAS, the Agricultural Preservation Policy provides two options for growing cities in preparing a Plan for Agricultural Preservation: (1) adopt a voter-approved urban growth boundary, or (2) establish a plan for agricultural mitigation at a ratio of at least 1:1, through the acquisition of agricultural land or conservation easements, or the payment of in-lieu fees, to permanently protect agricultural land; and

WHEREAS, Stanislaus LAFCO now proposes to amend the criteria for in-lieu fees to require, at the time of annexation, that proposed in-lieu fees will fully fund the costs associated with acquiring and managing an agricultural conservation easement, including the estimated transaction costs and the costs of administering, monitoring and enforcing the easement; and

WHEREAS, Stanislaus LAFCO proposes to add the requirement that in-lieu fees that are determined by LAFCO to be less than 35% of the average per-acre price for five comparable land sales in Stanislaus County, plus a 5% endowment, shall require evidence that the amount will in fact be used to acquire agricultural easements; and

WHEREAS, the City Council finds that the proposed amendment to the Agricultural Mitigation Policy would unreasonably interfere with the City's ability to implement and administer an agricultural mitigation plan; and

WHEREAS, the City Council finds the requirement to show evidence of in-lieu fees and easement acquisitions at the time of annexation will deter annexations and future growth of the City; and

WHEREAS, the City Council finds that the proposed policy will inflate the already-high costs of agricultural mitigation, deterring future growth of the City; and

WHEREAS, the City Council finds that the proposed policy may incentivize development in unincorporated areas prior to annexation, eroding the City's control over

land use matters and the efficient administration of public infrastructure and services;
and

WHEREAS, the City Council finds that, overall, the proposed amendment to the Agricultural Preservation Policy will be detrimental to the City.

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

1. The City Council formally opposes the proposed amendments to LAFCO's Agricultural Mitigation Policy that require the City to show evidence that conservation easements will be acquired at the time of annexation.
2. The City Council directs staff to prepare a letter expressing opposition to the proposed amendment for the Mayor's signature.

Passed and adopted by the City Council of the City of Riverbank at a regular meeting held on the 10th day of March 2015, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

Attest:

Annabelle Aguilar, CMC
City Clerk

Approved:

Richard D. O'Brien
Mayor

Notice of Public Hearing and Request for Comments

DATE: February 11, 2015
TO: Affected Agencies and Interested Parties
FROM: Sara Lytle-Pinhey, Assistant Executive Officer
SUBJECT: **PROPOSED AMENDMENT TO POLICY 22 - AGRICULTURAL PRESERVATION POLICY**

NOTICE IS HEREBY GIVEN that the Stanislaus Local Agency Formation Commission (LAFCO) will hold a public hearing on **Wednesday, March 25, 2015**, at a meeting starting at **6:00 P.M.** in the Basement Chambers at Tenth Street Place (1010 10th Street, Modesto) for the following:

Stanislaus LAFCO will consider an amendment to its existing Agricultural Preservation Policy (identified as Policy 22 within the Commission's adopted Policies and Procedures document) to clarify language regarding the use of in-lieu fees as an agricultural preservation strategy. The draft amendment is attached to this referral and includes a description of the intended use of in-lieu fees, a standard methodology for their calculation, and requests further information substantiating a proposed fee amount should an applicant deviate from the methodology.

The proposed amendment is being made in accordance with the Cortese-Knox-Hertzberg Act (Government Code Section 56000 et. seq.), which requires LAFCOs to consider the effects that a proposal may have on agricultural lands (Government Code Sections 56425 and 56668(e)).

Under the California Environmental Quality Act of 1970 (CEQA) Section 15061(b)(3), the proposal is considered exempt from CEQA review, as there is no possibility that the proposed amendment will have a significant effect on the environment. A copy of the draft Notice of Exemption is also included with this notice.

Stanislaus LAFCO is soliciting comments from all affected agencies and interested parties. Your comments should emphasize potential impacts in areas which your agency has expertise and/or jurisdictional responsibilities.

Please return all written comments as soon as possible or no later than **March 12, 2015** in order to be included with the printed staff report for the Commission. Comments will also be accepted prior to and at the public hearing on March 25, 2015. All interested parties are invited to attend the public hearing. The staff report for the item will be available online at least five (5) days before the hearing date at: www.stanislauslafco.org

Comments may be sent to Stanislaus LAFCO, 1010 10th Street, 3rd Floor, Modesto, CA 95354 or by e-mail to lafco@stancounty.com. If you have any questions, please call (209) 525-7660.

CEQA NOTICE OF EXEMPTION

TO: Lee Lundrigan, County Clerk-Recorder
Stanislaus County
1021 "I" Street
Modesto, CA 95354

FROM: Stanislaus LAFCO
1010 Tenth Street, 3rd Floor
Modesto, CA 95354
(209) 525-7660

**TITLE: STANISLAUS LOCAL AGENCY FORMATION COMMISSION AMENDMENT TO
POLICY 22 - AGRICULTURAL PRESERVATION POLICY**

DESCRIPTION: The Stanislaus Local Agency Formation Commission (LAFCO) will consider an amendment to its existing Agricultural Preservation Policy (identified as Policy 22 within the Commission's adopted Policies and Procedures document) to clarify language regarding the use of in-lieu fees as an agricultural preservation strategy. The proposed amendment describes the intended use of the in-lieu fees, a standard methodology for their calculation, and requests further information substantiating a proposed fee amount should an applicant deviate from the methodology. The proposed amendment is being made in accordance with the Cortese-Knox-Hertzberg Act (Government Code Section 56000 et. seq.), which requires LAFCOs to consider the effects that a proposal may have on agricultural lands (Government Code Sections 56425 and 56668(e)).

LOCATION: Countywide

PUBLIC AGENCY APPROVING PROJECT: Stanislaus Local Agency Formation Commission

CONTACT PERSON: Sara Lytle-Pinhey, Assistant Executive Officer, (209) 525-7660.

ENVIRONMENTAL DETERMINATION: In this case, it has been determined with certainty that there is no possibility that the policy amendment may have a significant effect on the environment and therefore it is found to be exempt from CEQA pursuant to Section 15061(b)(3) of the State Guidelines. The Local Agency Formation Commission will file this Notice of Exemption upon approval of the policy amendment.

REASONS FOR EXEMPTION: LAFCO approval of such policies is encouraged under Government Code 56000 et seq. The policy amendment does not involve, authorize, or permit the construction of any facilities associated with any property. The policy amendment is minor in nature and serves to clarify that should an applicant use an in-lieu fee as its agricultural preservation strategy that said fee must cover the actual costs for acquisition and management of an agricultural conservation easement and provides a standard methodology to calculate said fee. Approval of this policy amendment has no possibility of affecting the environment directly or indirectly as LAFCO is not proposing the approval of any application or engaging in any activity. The Cortese-Knox-Hertzberg Act calls for LAFCO to discourage urban sprawl, preserve open space and prime agricultural lands, promote the efficient provision of government services and encourage the orderly formation of local agencies. The Act also requires LAFCOs to establish written policies and procedures to exercise its powers consistent with its purpose. The policy amendment is consistent with the intent of the Act.

Signature: _____
Name & Title: Marjorie Blom, Executive Officer

Date: _____

Stanislaus LAFCO

POLICY 22 - AGRICULTURAL PRESERVATION POLICY

Agriculture is a vital and essential part of the Stanislaus County economy and environment. Accordingly, boundary changes for urban development should only be proposed, evaluated, and approved in a manner which, to the fullest extent feasible, is consistent with the continuing growth and vitality of agriculture within the County.

LAFCO's mission is to discourage urban sprawl, preserve open space and prime agricultural lands, promote the efficient provision of government services and encourage the orderly formation of local agencies. Additionally, Government Code Section 56668(e) requires LAFCO to consider "the effect of the proposal on maintaining the physical and economic integrity of agricultural lands."

Consistent with the legislative intent of LAFCO, the goals of this policy are as follows:

- Guide development away from agricultural lands where possible and encourage efficient development of existing vacant lands and infill properties within an agency's boundaries prior to conversion of additional agricultural lands.
- Fully consider the impacts a proposal will have on existing agricultural lands.
- Minimize the conversion of agricultural land to other uses.
- Promote preservation of agricultural lands for continued agricultural uses while balancing the need for planned, orderly development and the efficient provision of services.

The Commission encourages local agencies to identify the loss of agricultural land as early in their processes as possible, and to work with applicants to initiate and execute plans to minimize that loss, as soon as feasible. Agencies may also adopt their own agricultural preservation policies, consistent with this Policy, in order to better meet their own local circumstances and processes.

The Commission shall consider this Agricultural Preservation Policy, in addition to its existing goals and policies, as an evaluation standard for review of those proposals that could reasonably be expected to induce, facilitate, or lead to the conversion of agricultural land.

A. Plan for Agricultural Preservation Requirement

Upon application for a sphere of influence expansion or annexation to a city or special district ("agency") providing one or more urban services (i.e. potable water, sewer services) that includes agricultural lands, a Plan for Agricultural Preservation must be provided with the application to LAFCO. The purpose of a Plan for Agricultural Preservation is to assist the Commission in determining how a proposal meets the stated goals of this Policy.

The Plan for Agricultural Preservation shall include: a detailed analysis of direct and indirect impacts to agricultural resources on the site and surrounding area, including a detailed description of the agricultural resources affected and information regarding Williamson Act Lands; a vacant land inventory and absorption study evaluating lands within the existing boundaries of the jurisdiction that could be developed for the same or

similar uses; existing and proposed densities (persons per acre); relevant County and City General Plan policies and specific plans; consistency with regional planning efforts (e.g. the San Joaquin Valley Blueprint and the Sustainable Communities Strategy); and an analysis of mitigation measures that could offset impacts to agricultural resources. The Plan for Agricultural Preservation should be consistent with documentation prepared by the Lead Agency in accordance with the California Environmental Quality Act (CEQA).

The Plan for Agricultural Preservation shall specify the method or strategy proposed to minimize the loss of agricultural lands. The Commission encourages the use of one or more of the following strategies:

1. Removal of agricultural lands from the existing sphere of influence in order to offset, in whole or in part, a proposed sphere of influence expansion or redirection.
2. An adopted policy or condition requiring agricultural mitigation at a ratio of at least 1:1. This can be achieved by acquisition and dedication of agricultural land, development rights and/or conservation easements to permanently protect agricultural land, or payment of in-lieu fees to an established, qualified, mitigation program to fully fund the acquisition and maintenance of such agricultural land, development rights or easements, consistent with Section B-2 of this Policy.
 - a. In recognition of existing County policies applicable to agricultural land conversions in the unincorporated areas, as well as the goals of individual agencies to promote employment growth to meet the stated needs of their communities, an agency may select to utilize a minimum of 1:1 mitigation for conversions to residential uses.
 - b. Agricultural mitigation easements or offsets shall not be required for any annexations of land for commercial or industrial development.
3. A voter-approved urban growth boundary designed to limit the extent to which urban development can occur during a specified time period.

B. Commission Evaluation of a Plan for Agricultural Preservation

1. The Commission may consider approval of a proposal that contains agricultural land when it determines that there is sufficient evidence within the Plan for Agricultural Preservation that demonstrates all of the following:
 - a. Insufficient alternative land is available within the existing sphere of influence or boundaries of the agency and, where possible, growth has been directed away from prime agricultural lands towards soils of lesser quality.
 - b. For sphere of influence proposals, that the additional territory will not exceed the twenty year period for probable growth and development (or ten years within a proposed primary area of influence). For annexation proposals, that the development is imminent for all or a substantial portion of the proposal area.
 - c. The loss of agricultural lands has been minimized based on the selected agricultural preservation strategy. For the purposes of making the determination in this section, the term "minimize" shall mean to allocate no more agricultural land to non-agricultural uses than what is reasonably needed to accommodate the amount and types of development anticipated to occur.

- d. The proposal will result in planned, orderly, and efficient use of land and services. This can be demonstrated through mechanisms such as:
 - i. Use of compact urban growth patterns and the efficient use of land that result in a reduced impact to agricultural lands measured by an increase over the current average density within the agency's boundaries (e.g. persons per acre) by the proposed average density of the proposal area.
 - ii. Use of adopted general plan policies, specific or master plans and project phasing that promote planned, orderly, and efficient development.
2. For those proposals utilizing agricultural mitigation lands or in-lieu fees, the Commission may approve a proposal only if it also determines all of the following:
 - a. The mitigation lands must be of equal or better soil quality, have a dependable and sustainable supply of irrigation water, and be located within Stanislaus County.
 - b. An adopted ordinance or resolution has been submitted by the agency confirming that mitigation has occurred, or requires the applicant to have the mitigation measure in place before the issuance of a grading permit, building permit, or final map approval for the site, whichever comes first.
 - c. The agricultural conservation entity is a city or a public or non-profit agency that: has the legal and technical ability to hold and administer agricultural preservation easements and in-lieu fees for the purposes of conserving and maintaining lands in agricultural production; and has adopted written standards, policies and practices (such as the Land Trust Alliance's "Standards and Practices") and is operating in compliance with those standards.
 - d. The agricultural mitigation land is not already effectively encumbered by a conservation easement of any nature.
 - e. Proposed in-lieu fees shall fully fund the costs associated with acquiring and managing an agricultural conservation easement, including the estimated transaction costs and the costs of administering, monitoring and enforcing the easement. Should the proposed in-lieu fees be less than 35% of the average per acre price for five (5) comparable land sales in Stanislaus County, plus a 5% endowment, the applicant shall provide evidence that the lesser amount will in fact achieve the stated agricultural mitigation goals.

C. Exceptions

The following applications are considered exempt from the requirement for a Plan for Agricultural Preservation and its implementation, unless determined otherwise by the Commission:

1. Proposals consisting solely of the inclusion of lands owned by a city or special district and currently used by that agency for public uses.

2. Proposals which have been shown to have no significant impact to agricultural lands, including, but not limited to:
 - a. Proposals consisting solely of lands which are substantially developed with urban uses.
 - b. Proposals brought forth for the purpose of providing irrigation water to agricultural lands.

DEFINITIONS

Agricultural Conservation Easement: An easement over agricultural land for the purpose of restricting its use to agriculture. The interest granted pursuant to an agricultural conservation easement is an interest in land which is less than fee simple. Agricultural conservation easements acquired shall be established in perpetuity (or shall be permanently protected from future development via enforceable deed restriction).

Agricultural Lands: Land currently used for the purpose of producing an agricultural commodity for commercial purposes, land left fallow under crop rotational program, or land enrolled in an agricultural subsidy or set-aside program (Government Code Section 56016). As used in this section, "agricultural lands" also includes those lands defined in Government Code Section 56064 as "prime agricultural land" and those lands identified as "prime farmland", "farmland of statewide importance", and "unique farmland" as part of the California Department of Conservation's Farmland Mapping and Monitoring Program.

Agricultural Mitigation Land: Agricultural land encumbered by an agricultural conservation easement or other conservation mechanism acceptable to LAFCO.

Primary Area of Influence: The area around a local agency within which territory is eligible for annexation and the extension of urban services within a ten year period.

Prime Agricultural Land: An area of land, whether a single parcel or contiguous parcels, that has not been developed for a use other than an agricultural use and that meets any of the following qualifications:

- (a) Land that qualifies, if irrigated, for rating as class I or class II in the USDA Natural Resources Conservation Service land use capability classification, whether or not the land is actually irrigated, provided that irrigation is feasible.
- (b) Land that qualifies for rating 80 through 100 Storie Index Rating.
- (c) Land that supports livestock used for the production of food and fiber and that has an annual carrying capacity equivalent to at least one animal unit per acre as defined by the United States Department of Agriculture in the National Range and Pasture Handbook, Revision 1, December 2003.
- (d) Land planted with fruit or nut-bearing trees, vines, bushes, or crops that have a nonbearing period of less than five years and that will return during the commercial bearing period on an annual basis from the production of unprocessed agricultural plant production not less than four hundred dollars (\$400) per acre.

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- (e) Land that has returned from the production of unprocessed agricultural plant products an annual gross value of not less than four hundred dollars (\$400) per acre for three of the previous five calendar years (Government Code Section 56064).

Sphere of Influence: A plan for the probable physical boundaries and service area of a local agency, as determined by the commission (Government Code Section 56076). The area around a local agency within which territory is eligible for annexation and the extension of urban services within a twenty year period.

RIVERBANK CITY COUNCIL AGENDA ITEM NO. 10.1

SECTION 10: INFORMATIONAL ITEMS

Meeting Date:	March 10, 2015
Subject/ Title:	Warrant Registers for 01/15/2015, 02/12/2015, and 02/17/2015.
From:	Jill Anderson, City Manager
Submitted by:	Marisela H. Garcia, Director of Finance

RECOMMENDATION:

It is recommended that the City Council review as an informational item the warrant registers for 01/15/2015, 02/12/2015, and 02/17/2015.

SUMMARY:

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

01/15/2015 Warrant

Check No.	Vendor & Description	Funding Source	Amount
44234	AECOM: DT Specific Plan and SR 108 Relinquishment Grant	Overpass Fund & Grant	\$93,599.92
44235	Applied Power Systems: LRA Circuit Breaker Replacement	LRA Tenant Leases	\$6,666.50
44246	Cunningham & Sons: 7 th Street Storm Drain Repairs	General Fund	\$14,810.54

02/12/2015 Warrant

Check No.	Vendor & Description	Funding Source	Amount
44445	Carpet One: Carpet Replacement at Sheriff's Office	AB 109 Funds	\$5,800.00
44467	John Lopes Electrical: Electrical repairs to City-owned street lights	Gas Tax	\$3,300.00
44489	Scott Redenbaugh: Housing Rehab Project	CDBG Grant	\$9,300.00

44494	Tim Pitassi Construction: Housing Rehab Project	CDBG Grant	\$11,845.00
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02/17/2015 Warrant

Check No.	Vendor & Description	Funding Source	Amount
44505	San Joaquin Engineering: Substation Transformer	LRA Tenant Leases	\$3,587.50

FINANCIAL IMPACT:

Reductions in various funds for payment of expenses.

ATTACHMENTS: (List attachments in order of placement)

1. Warrant Registers: 01/15/2015, 02/12/2015, and 02/17/2015

WARRANT REGISTER

1/15/2015

<u>Vendor Name</u>	<u>Description</u>	<u>GL Number</u>	<u>Check Number</u>	<u>Check Date</u>	<u>Amount</u>
Adtech	Computer Maintenance	101-408-000-702-032	44233	1/15/2015	3,225.32
					<u>3,225.32</u>
Aecom Inc.	Specific Plan	145-468-000-702-032	44234	1/15/2015	477.59
		101-439-000-702-032	44234	1/15/2015	93,122.33
					<u>93,599.92</u>
Applied Power Systems, Inc	Building Maintenance	197-439-000-706-029	44235	1/15/2015	6,666.50
					<u>6,666.50</u>
Juanita Argumedo	Travel Allowance	196-496-000-707-003	44236	1/15/2015	50.80
					<u>50.80</u>
Arrowhead	Bottled Water	114-433-000-702-032	44237	1/15/2015	9.90
Arrowhead	Bottled Water	102-418-000-706-026	44237	1/15/2015	9.90
					<u>19.80</u>
AT&T Mobility	Communications	114-433-000-704-022	44238	1/15/2015	125.30
AT&T Mobility	Communications	106-423-000-704-022	44238	1/15/2015	125.28
AT&T Mobility	Communications	101-406-000-704-022	44238	1/15/2015	128.25
AT&T Mobility	Communications	106-424-000-704-022	44238	1/15/2015	44.45
AT&T Mobility	Communications	117-411-000-704-022	44238	1/15/2015	44.45
AT&T Mobility	Communications	119-442-000-704-022	44238	1/15/2015	44.45
					<u>512.18</u>
Bay Alarm Company	Alarm Service	114-433-000-702032	44239	1/15/2015	1,065.00
Bay Alarm Company	Alarm Service	102-418-000-702-032	44239	1/15/2015	110.00
Bay Alarm Company	Alarm Service	106-423-000-702-032	44239	1/15/2015	110.00
Bay Alarm Company	Alarm Service	114-433-000-702-032	44239	1/15/2015	110.00
					<u>1,395.00</u>
Board of Equalization	Storage Tank Maintenance	119-442-000-706-040	44240	1/15/2015	1,347.30
					<u>1,347.30</u>
California C.A.D. Solutions	Data Update	101-408-000-702-032	44241	1/15/2015	125.00
California C.A.D. Solutions	Data Update	101-405-000-702-032	44241	1/15/2015	375.00
					<u>500.00</u>
Charter Communications	Communications - North	101-408-000-702-032	44242	1/15/2015	86.15
Charter Communications	Communications - PW	101-412-000-704-021	44242	1/15/2015	27.69
					<u>113.84</u>
City of Modesto	State Route 108 Grant	101-439-000-702-032	44243	1/15/2015	3,133.15
					<u>3,133.15</u>

WARRANT REGISTER

1/15/2015

<u>Vendor Name</u>	<u>Description</u>	<u>GL Number</u>	<u>Check Number</u>	<u>Check Date</u>	<u>Amount</u>
City of Oakdale	Animal Control Services	101-411-000-702-034	44244	1/15/2015	12,617.09
					<u>12,617.09</u>
Clendenin Bird & Co.	Audit Services	101-403-000-702-032	44245	1/15/2015	11,059.00
					<u>11,059.00</u>
Cunningham & Sons Inc.	Slope Repairs	101-413-000-707-003	44246	1/15/2015	14,810.54
					<u>14,810.54</u>
CWEA	Membership Dues	106-424-000-706-036	44247	1/15/2015	393.00
					<u>393.00</u>
De Lage Landen Financial	Copier Lease	101-401-000-702-031	44248	1/15/2015	116.74
De Lage Landen Financial	Copier Lease	101-402-000-702-031	44248	1/15/2015	134.86
De Lage Landen Financial	Copier Lease	101-403-000-702-031	44248	1/15/2015	162.77
De Lage Landen Financial	Copier Lease	101-405-000-702-031	44248	1/15/2015	1.42
De Lage Landen Financial	Copier Lease	101-406-000-703-025	44248	1/15/2015	101.46
De Lage Landen Financial	Copier Lease	101-408-000-702-031	44248	1/15/2015	165.86
De Lage Landen Financial	Copier Lease	101-412-000-702-031	44248	1/15/2015	0.22
De Lage Landen Financial	Copier Lease	100-403-000-703-025	44248	1/15/2015	27.84
De Lage Landen Financial	Copier Lease	134-459-000-702-031	44248	1/15/2015	0.17
					<u>711.34</u>
Department of Conservatic	Strong Motion Fees	101-000-000-200-220	44249	1/15/2015	268.23
					<u>268.23</u>
Derrel's Mini Storage	Mendez Rehab - 3742 Tc	213-597-044-702-053	44232	1/15/2015	102.39
					<u>102.39</u>
Newton Dorrett	Laundry & Cell Phone Sti	118-441-000-706-079	44250	1/15/2015	140.00
					<u>140.00</u>
Executime Software	Yearly Access Fee	101-403-000-702-030	44251	1/15/2015	3,900.00
					<u>3,900.00</u>
Experian	Credit Check	213-597-044-702-053	44252	1/15/2015	100.00
					<u>100.00</u>
Extra Space Storage	Espinoza Rehab - 6225 D	213-597-044-702-053	44231	1/15/2015	120.00
					<u>120.00</u>
Firstchoice Industrial Suppl	Safety Equipment	102-418-000-706-050	44253	1/15/2015	151.31
					<u>151.31</u>
Geil Enterprises Inc.	Security Services - Dec. 2	197-439-000-702-063	44254	1/15/2015	14,220.24
					<u>14,220.24</u>

WARRANT REGISTER

1/15/2015

<u>Vendor Name</u>	<u>Description</u>	<u>GL Number</u>	<u>Check Number</u>	<u>Check Date</u>	<u>Amount</u>
George Reed Inc.	Sand Plaster	138-461-000-707-003	44255	1/15/2015	1,130.82
					<u>1,130.82</u>
Giuliani & Kull Inc.	Patterson Rd. Concept P	101-412-000-702-035	44256	1/15/2015	6,615.00
					<u>6,615.00</u>
Grover Landscape Service	Landscape Maintenance	220-590-000-704-021	44257	1/15/2015	5,228.61
Grover Landscape Service	Silva Park Phase II	220-590-000-707-003	44257	1/15/2015	2,055.58
					<u>7,284.19</u>
Hertz Equipment Rental	Equipment Maintenance	102-418-000-702-031	44258	1/15/2015	640.37
					<u>640.37</u>
Lloyd A. Hill	Overpayment Refund	114-000-000-200-170	44259	1/15/2015	7.67
					<u>7.67</u>
Hillyard - Sacramento	Janitorial Supplies	101-407-000-706-029	44260	1/15/2015	1,703.87
					<u>1,703.87</u>
Home Depot Credit Service	Building Maintenance	106-424-000-706-029	44261	1/15/2015	201.06
					<u>201.06</u>
Industrial Electrical Co.	CNG Maintenance	119-442-000-702-044	44262	1/15/2015	166.38
					<u>166.38</u>
Jobs Available Inc.	Advertisement	101-408-000-703-023	44263	1/15/2015	565.50
					<u>565.50</u>
KD Anderson & Associates	Engineering Consultant	101-412-000-702-035	44264	1/15/2015	1,395.00
					<u>1,395.00</u>
Les Schwab Tires	Vehicle Maintenance	119-442-000-705-040	44265	1/15/2015	369.09
Les Schwab Tires	Vehicle Maintenance	101-414-000-706-029	44265	1/15/2015	21.83
					<u>390.92</u>
Janet Magallon	Travel Allowance	196-496-000-707-003	44266	1/15/2015	25.40
					<u>25.40</u>
MID	Utilities	106-424-000-704-021	44267	1/15/2015	19,159.41
MID	Utilities	220-590-000-704-021	44267	1/15/2015	175.28
MID	Utilities	101-413-000-704-021	44267	1/15/2015	321.08
MID	Utilities	114-433-000-704-021	44267	1/15/2015	305.44
					<u>19,961.21</u>

WARRANT REGISTER

1/15/2015

<u>Vendor Name</u>	<u>Description</u>	<u>GL Number</u>	<u>Check Number</u>	<u>Check Date</u>	<u>Amount</u>
Missin Uniform Service	Uniform Cleaning Service	101-407-000-706-073	44268	1/15/2015	50.00
					<u>50.00</u>
Neopost USA Inc.	Annual Postage Fee	101-403-000-702031	44269	1/15/2015	16.67
Neopost USA Inc.	Annual Postage Fee	114-433-000-702-031	44269	1/15/2015	16.67
Neopost USA Inc.	Annual Postage Fee	106-423-000-702-031	44269	1/15/2015	16.66
					<u>50.00</u>
Oakdale Ace Hardware	Safety Supplies	101-414-000-706-050	44270	1/15/2015	10.80
Oakdale Ace Hardware	Safety Supplies	138-461-000-707-003	44270	1/15/2015	380.25
					<u>391.05</u>
Oakdale Leader	Advertisement	114-433-000-702-032	44271	1/15/2015	153.00
Oakdale Leader	Advertisement	101-405-000-706-023	44271	1/15/2015	1,115.63
Oakdale Leader	Advertisement	134-459-000-706-023	44271	1/15/2015	45.50
Oakdale Leader	Advertisement	101-413-000-702-032	44271	1/15/2015	153.00
					<u>1,467.13</u>
Debbie Olson	Travel Allowance	198-439-505-706-037	44272	1/15/2015	722.58
					<u>722.58</u>
O'Reilly Automotive Inc.	Vehicle Maintenance	119-442-000-705-040	44273	1/15/2015	1,008.30
O'Reilly Automotive Inc.	Vehicle Maintenance	119-442-000-706-028	44273	1/15/2015	18.27
O'Reilly Automotive Inc.	Vehicle Maintenance	119-442-000-706-026	44273	1/15/2015	69.90
O'Reilly Automotive Inc.	Vehicle Maintenance	114-433-000-702-030	44273	1/15/2015	14.55
					<u>1,111.02</u>
Pacific Gas & Electric	Utilities	101-409-000-704-021	44274	1/15/2015	99.22
Pacific Gas & Electric	Utilities	119-442-000-704-021	44274	1/15/2015	18.32
Pacific Gas & Electric	Utilities - LRA	197-439-000-704-021	44274		8.39
					<u>125.93</u>
Pacific Plan Review	Administrative Services	101-405-000-702-032	44275	1/15/2015	2,295.00
					<u>2,295.00</u>
Pacific Storage Company	Shredding & Storage	101-403-000-703-025	44276	1/15/2015	42.61
Pacific Storage Company	Shredding & Storage	101-405-000-703-025	44276	1/15/2015	31.61
Pacific Storage Company	Shredding & Storage	101-408-000-703-025	44276	1/15/2015	31.61
Pacific Storage Company	Shredding & Storage	101-412-000-703-025	44276	1/15/2015	31.62
					<u>137.45</u>
Petty Cash	Finance	101-412-000-706-037	44277	1/15/2015	3.00
Petty Cash	Finance	101-401-000-706-037	44277	1/15/2015	43.63
Petty Cash	Finance	139-462-000-702-053	44277	1/15/2015	34.00
Petty Cash	Finance	209-467-000-707-003	44277	1/15/2015	1.77
Petty Cash	Finance	213-597-044-702-058	44277	1/15/2015	10.00
Petty Cash	Finance	101-408-000-703-025	44277	1/15/2015	11.78

WARRANT REGISTER

1/15/2015

<u>Vendor Name</u>	<u>Description</u>	<u>GL Number</u>	<u>Check Number</u>	<u>Check Date</u>	<u>Amount</u>
Petty Cash	Finance	101-408-000-706-037	44277	1/15/2015	8.06
					<u>112.24</u>
Prime Shine Express Car W Vehicle Maintenance		101-408-000-702-030	44278	1/15/2015	3.50
Prime Shine Express Car W Vehicle Maintenance		119-442-000-705-040	44278	1/15/2015	3.50
					<u>7.00</u>
R & S Erection Tri County Ir Equipment Maintenance		101-407-000-702-030	44279	1/15/2015	150.00
					<u>150.00</u>
Ray's Radio Shop	Vehicle Maintenance	119-442-000-705-040	44280	1/15/2015	1,277.89
					<u>1,277.89</u>
Maria Sanchez	Deposit Refund	118-000-000-200-150	44281	1/15/2015	200.00
					<u>200.00</u>
Stanislaus Co. Auditors Offi Conty Impact Fees		112-000-000-200-200	44282	1/15/2015	218,759.03
					<u>218,759.03</u>
Stanislaus Co.	Registration Fee - LRA	197-439-000-706-029	44283	1/15/2015	362.00
					<u>362.00</u>
Stanislaus Foundation	Dental Liability	201-000-000-200-082	44284	1/15/2015	1,447.30
					<u>1,447.30</u>
Staple Credit Plan	Office Supplies	101-408-000-703-025	44285	1/15/2015	36.57
Staple Credit Plan	Office Supplies	106-424-000-703-025	44285	1/15/2015	114.85
Staple Credit Plan	Office Supplies	134-459-000-703-025	44285	1/15/2015	210.87
Staple Credit Plan	Office Supplies	101-405-000-703-025	44285	1/15/2015	27.96
Staple Credit Plan	Office Supplies	101-401-000-703-025	44285	1/15/2015	156.53
Staple Credit Plan	Office Supplies	213-597-044-702-058	44285	1/15/2015	288.10
Staple Credit Plan	Office Supplies	198-439-505-702-053	44285	1/15/2015	188.36
					<u>1,023.24</u>
Stewart Title of Ca.	Rehab Loan - 3742 Tope	213-597-044-702-058	44286	1/15/2015	370.00
Stewart Title of Ca.	Rehab Loan - 6225 Don	(213-597-044-702-058	44286	1/15/2015	370.00
					<u>740.00</u>
Storer Coachways	Mini Van - Santa Cruz	196-496-000-707-003	44287	1/15/2015	100.00
					<u>100.00</u>
SWRCB Accounting Office	Annual Permit Fee - LRA	197-439-000-706-029	44288	1/15/2015	1,632.00
					<u>1,632.00</u>

WARRANT REGISTER

1/15/2015

<u>Vendor Name</u>	<u>Description</u>	<u>GL Number</u>	<u>Check Number</u>	<u>Check Date</u>	<u>Amount</u>
TAB Products Co. LLC	Office Supplies	101-409-000-703-025	44289	1/15/2015	72.78
					<u>72.78</u>
The Practical Solutions Gro Management Consulting		101-402-000-706-037	44290	1/15/2015	1,687.50
					<u>1,687.50</u>
Tractor Supply Credit Plan	Safety Equipment	101-414-000-706-050	44291	1/15/2015	32.43
					<u>32.43</u>
USA Blue Book	Building Maintenance	106-424-000-706-026	44292	1/15/2015	368.00
USA Blue Book	Building Maintenance	106-424-000-702-030	44292	1/15/2015	365.61
USA Blue Book	Building Maintenance	106-424-000-706-026	44292	1/15/2015	(396.08)
					<u>337.53</u>
Kerrie Webb	Travel Allowance	196-496-000-707-003	44293	1/15/2015	25.40
					<u>25.40</u>
Western Graphix	Office Supplies	101-406-000-703-025	44294	1/15/2015	460.84
					<u>460.84</u>
Westurf Nursery	Equipment Maintenance	106-424-000-702-030	44295	1/15/2015	73.80
					<u>73.80</u>
WGR Southwest Inc.	Consulting Services	101-405-000-702-034	44296	1/15/2015	125.00
WGR Southwest Inc.	Consulting Services	102-418-000-702-032	44296	1/15/2015	1,667.00
					<u>1,792.00</u>
Willdan Financial Services	Landscape & Lighting	220-590-000-702-032	44297	1/15/2015	573.65
Willdan Financial Services	Landscape & Lighting	177-590-000-702-032	44297	1/15/2015	235.23
Willdan Financial Services	Landscape & Lighting	178-590-000-702-032	44297	1/15/2015	186.60
Willdan Financial Services	Landscape & Lighting	175-590-000-702-032	44297	1/15/2015	280.84
Willdan Financial Services	Landscape & Lighting	179-590-000-702-032	44297	1/15/2015	224.08
Willdan Financial Services	Landscape & Lighting	171-590-000-702-032	44297	1/15/2015	180.69
Willdan Financial Services	Landscape & Lighting	172-590-000-702-032	44297	1/15/2015	173.14
					<u>1,854.23</u>
Grand total					<u><u>\$447,741.71</u></u>

WARRANT REGISTER

02/12/2015

City of Riverbank

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>GL Number</u>	<u>Check No.</u>	<u>Check Date</u>	<u>Check Amount</u>
5 POINTS SMOG & TUNE-UP NO. 2	VEHICLE MAINTENANCE	119-442-000-705-040	44439	02/12/2015	95.25
				Vendor Total:	95.25
AP TECHNOLOGY	EZSIGNER RENEWAL	101-403-000-702-030	44440	02/12/2015	180.00
				Vendor Total:	180.00
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING SERVICE	119-442-000-706-073	44441	02/12/2015	75.92
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING SERVICE	106-424-000-706-073	44441		214.24
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING SERVICE	114-433-000-706-073	44441		169.08
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING SERVICE	101-405-000-702-032	44441		60.92
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING SERVICE	102-418-000-706-073	44441		134.49
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING SERVICE	106-423-000-706-073	44441		44.83
				Vendor Total:	699.48
AT&T-CALNET 2	COMMUNICATIONS	134-459-000-704-022	44442	02/12/2015	43.35
AT&T-CALNET 3	COMMUNICATIONS	101-406-000-704-022	44442		19.50
AT&T-CALNET 4	COMMUNICATIONS	101-412-000-704-022	44442		17.47
AT&T-CALNET 5	COMMUNICATIONS	106-423-000-704-022	44442		15.17
				Vendor Total:	95.49
CACEO	MEMBERSHIP DUES	117-411-000-706-036	44443	02/12/2015	75.00
				Vendor Total:	75.00
CAL CAMPBELL	TRAVEL ALLOWANCE	101-401-000-706-037	44444	02/12/2015	93.54
				Vendor Total:	93.54
CARPET ONE	BUILDING MAINTENANCE	126-449-000-702-034	44445	02/12/2015	5,800.00
				Vendor Total:	5,800.00
CHARTER COMMUNICATIONS	COMMUNICATIONS - NORTH	101-408-000-702-032	44446	02/12/2015	86.15
				Vendor Total:	86.15
CHURCHWELL WHITE	LEGAL SERVICES	197-439-000-702-032	44447	02/12/2015	8,161.44
CHURCHWELL WHITE	LEGAL SERVICES	101-404-000-702-033	44447		19,164.20
				Vendor Total:	27,325.64
CITY OF OAKDALE	ANIMAL CONTROL SERVICE	101-411-000-702-034	44448	02/12/2015	12,865.94
				Vendor Total:	12,865.94
CITY OF RIVERBANK #2	WASTEWATER BILLING - LR	197-439-000-704-021	44449	02/12/2015	89.04
				Vendor Total:	89.04
DENAIR LUMBER COMPANY, INC.	EQUIPMENT MAINTENANCE	102-418-000-702-030	44450	02/12/2015	60.77
DENAIR LUMBER COMPANY, INC.	EQUIPMENT MAINTENANCE	101-407-000-706-029	44450		11.83
				Vendor Total:	72.60
DERREL'S MINI STORAGE	3742 TOPEKA ST	213-597-044-702-053	44451	02/12/2015	121.45
				Vendor Total:	121.45
DESIGNS BY KAREN	FLORAL ARRANGEMENT	101-401-000-706-033	44452	02/12/2015	37.67
				Vendor Total:	37.67
ZORAN DJURISIC	FENCING INSTRUCTOR	118-441-000-703-030	44453	02/12/2015	189.00
				Vendor Total:	189.00
TIM DOWDY	TRAVEL ALLOWANCE	101-414-000-706-038	44454	02/12/2015	171.64
				Vendor Total:	171.64
ESCALON BODY & FRAME	VEHICLE MAINTENANCE	119-442-000-705-040	44455	02/12/2015	1,412.38
				Vendor Total:	1,412.38
EXPERIAN	CREDIT CHECK	213-597-044-702-053	44456	02/12/2015	100.00
				Vendor Total:	100.00
EXTRA SPACE STORAGE	6225 DON CARLOS AVE	213-597-044-702-053	44457	02/12/2015	12.00
				Vendor Total:	12.00
FINELINE STRIPING	STREET STRIPING	102-418-000-703-062	44458	02/12/2015	8,725.00
				Vendor Total:	8,725.00
SUE FITZPATRICK	TRAVEL ALLOWANCE	134-459-000-706-037	44459	02/12/2015	166.64
				Vendor Total:	166.64

WARRANT REGISTER

02/12/2015

City of Riverbank

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>GL Number</u>	<u>Check No.</u>	<u>Check Date</u>	<u>Check Amount</u>
GEIL ENTERPRISES, INC.	SECURITY SERVICES	197-439-000-702-063	44460	02/12/2015	14,220.24
				Vendor Total:	14,220.24
GILTON SOLID WASTE MGMT. INC.	BIN SERVICE - LRA	197-439-000-704-021	44461	02/12/2015	99.55
GILTON SOLID WASTE MGMT. INC.	BIN SERVICE - LRA	102-418-000-702-036	44461		7,164.03
				Vendor Total:	7,263.58
GROENIGER #1423	BUILDING MAINTENANCE	106-423-000-706-029	44462	02/12/2015	475.58
				Vendor Total:	475.58
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	101-414-000-702-032	44463	02/12/2015	7,890.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	175-590-000-706-029	44463		2,650.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	173-590-000-706-029	44463		1,075.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	177-590-000-706-029	44463		200.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	178-590-000-706-029	44463		50.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	101-412-000-706-029	44463		625.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	179-590-000-702-032	44463		50.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	101-412-000-702-032	44463		275.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	172-590-000-706-029	44463		425.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	171-590-000-706-029	44463		300.00
GROVER LANDSCAPE SERVICES,	LANDSCAPE MAINTENANCE	220-590-000-706-029	44463		11,083.00
				Vendor Total:	24,623.00
HD SUPPLY WATERWORKS LTD	BUILDING MAINTENANCE	106-423-000-706-029	44464	02/12/2015	109.25
				Vendor Total:	109.25
HOME DEPOT CREDIT SERVICES	BUILDING MAINTENANCE	101-407-000-706-029	44465	02/12/2015	38.68
HOME DEPOT CREDIT SERVICES	BUILDING MAINTENANCE	101-414-000-706-081	44465		69.10
HOME DEPOT CREDIT SERVICES	BUILDING MAINTENANCE	114-433-000-702-030	44465		269.30
HOME DEPOT CREDIT SERVICES	BUILDING MAINTENANCE	101-414-000-706-029	44465		754.03
				Vendor Total:	1,131.11
J.B. ANDERSON	CONTRACT PLANNING SER'	195-000-000-210-010	44466	02/12/2015	280.00
				Vendor Total:	280.00
JOHN LOPES ELECTRIC	STREETLIGHT POLES	102-418-000-702-037	44467	02/12/2015	3,300.00
				Vendor Total:	3,300.00
LES SCHWAB TIRES	VEHICLE MAINTENANCE	119-442-000-705-040	44468	02/12/2015	124.00
				Vendor Total:	124.00
DAVID MCDANIEL	TRAVEL ALLOWANCE	101-414-000-706-038	44469	02/12/2015	85.00
				Vendor Total:	85.00
MID	UTILITIES	220-590-000-704-021	44470	02/12/2015	72.16
MID	UTILITIES	106-424-000-704-021	44470		11,713.57
				Vendor Total:	11,785.73
MISSION UNIFORM SERVICE	CLEANING SERVICE	101-407-000-706-073	44471	02/12/2015	50.00
				Vendor Total:	50.00
MO - TOWN RAIDERS	DEPOSIT REFUND	118-000-000-200-150	44472	02/12/2015	200.00
				Vendor Total:	200.00
MODESTO BEE	ADVERTISEMENT	101-408-000-703-023	44473	02/12/2015	570.85
				Vendor Total:	570.85
DEE MULLIGAN	BUILDING MAINTENANCE	118-441-000-706-026	44474	02/12/2015	67.48
				Vendor Total:	67.48
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-402-000-708-009	44475	02/12/2015	244.64
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-403-000-708-009	44475		1,223.20
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-405-000-708-009	44475		244.64
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-406-000-708-009	44475		489.28
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-407-000-708-009	44475		244.64
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-408-000-708-009	44475		978.56
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-412-000-708-009	44475		1,223.20
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	101-414-000-708-009	44475		852.07
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	102-418-000-708-009	44475		1,223.20

WARRANT REGISTER

02/12/2015

City of Riverbank

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>GL Number</u>	<u>Check No.</u>	<u>Check Date</u>	<u>Check Amount</u>
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	106-423-000-708-009	44475		489.28
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	106-424-000-708-009	44475		733.92
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	114-433-000-708-009	44475		1,223.20
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	117-411-000-708-009	44475		244.64
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	119-442-000-708-009	44475		244.64
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	134-459-000-708-009	44475		489.28
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	198-439-000-708-009	44475		733.92
NATIONAL INDUSTRIAL	PENSION CONTRIBUTION	213-438-000-708-009	44475		244.64
				Vendor Total:	11,126.95
NATIONAL NOTARY ASSOCIATION	RENEWAL	101-408-000-706-036	44476	02/12/2015	33.00
				Vendor Total:	33.00
NORMAC	BUILDING MAINTENANCE	101-414-000-706-029	44477	02/12/2015	594.09
				Vendor Total:	594.09
OAKDALE ACE HARDWARE	BUILDING MAINTENANCE	119-442-000-705-040	44480	02/12/2015	77.81
OAKDALE ACE HARDWARE	BUILDING MAINTENANCE	106-423-000-706-029	44480		49.29
OAKDALE ACE HARDWARE	BUILDING MAINTENANCE	101-414-00-706-029	44480		96.32
				Vendor Total:	223.42
RICHARD O'BRIEN	TRAVEL ALLOWANCE	101-401-000-706-037	44478	02/12/2015	893.10
				Vendor Total:	893.10
DEBBIE OLSON	TRAVEL ALLOWANCE	198-439-505-706-037	44481	02/12/2015	568.64
				Vendor Total:	568.64
O'REILLY AUTOMOTIVE, INC.	VEHICLE MAINTENANCE	114-433-000-702-030	44479	02/12/2015	96.82
O'REILLY AUTOMOTIVE, INC.	VEHICLE MAINTENANCE	119-442-000-705-041	44479		322.77
O'REILLY AUTOMOTIVE, INC.	VEHICLE MAINTENANCE	106-424-000-702-030	44479		120.70
O'REILLY AUTOMOTIVE, INC.	VEHICLE MAINTENANCE	119-442-000-705-040	44479		1,607.51
				Vendor Total:	2,147.80
PACIFIC EXCAVATION	JACKSON AVE ELECTRICAL	114-000-000-200-175	44482	02/12/2015	2,100.85
PACIFIC EXCAVATION	JACKSON AVE ELECTRICAL	106-000-000-200-175	44482		2,100.85
				Vendor Total:	4,201.70
PACIFIC GAS & ELECTRIC	UTILITIES - LRA	119-442-000-705-041	44483	02/12/2015	267.67
PACIFIC GAS & ELECTRIC	UTILITIES - LRA	197-439-000-704-021	44483		5,180.07
				Vendor Total:	5,447.74
PACIFIC PLAN REVIEW	ADMIN SERVICES	101-000-000-600-090	44485	02/12/2015	6,327.41
PACIFIC PLAN REVIEW	ADMIN SERVICES	101-405-000-702-032	44485		1,445.00
				Vendor Total:	7,772.41
PACIFIC STORAGE COMPANY	SHREDDING & STORAGE FE	101-403-000-703-025	44486	02/12/2015	52.39
PACIFIC STORAGE COMPANY	SHREDDING & STORAGE FE	101-405-000-703-025	44486		30.39
PACIFIC STORAGE COMPANY	SHREDDING & STORAGE FE	101-408-000-703-025	44486		30.39
PACIFIC STORAGE COMPANY	SHREDDING & STORAGE FE	101-412-000-703-025	44486		30.38
				Vendor Total:	143.55
RAY PIMENTEL	REISSUE - BOOT ALLOWANCE	101-414-000-706-027	44487	02/12/2015	108.96
				Vendor Total:	108.96
POWERPLAN	VEHICLE MAINTENANCE	119-442-000-705-040	44488	02/12/2015	50.40
				Vendor Total:	50.40
SCOTT REDENBAUGH	HOUSING REHAB - MENDEZ	213-597-044-072-058	44489	02/12/2015	9,300.00
				Vendor Total:	9,300.00
RESOURCE BUILDING MATERIALS	BUILDING MAINTENANCE	101-414-000-706-029	44490	02/12/2015	77.49
				Vendor Total:	77.49
STANISLAUS CO. SHERIFF'S DEPT.	SHOPPING CENTER SECUR	101-409-000-702-060	44491	02/12/2015	316,024.67
STANISLAUS CO. SHERIFF'S DEPT.	SHOPPING CENTER SECUR	126-449-006-702-034	44491		9,725.00
STANISLAUS CO. SHERIFF'S DEPT.	SHOPPING CENTER SECUR	101-409-000-702-034	44491		5,978.34
				Vendor Total:	331,728.01
STANISLAUS FOUNDATION	DENTAL LIABILITY	201-000-000-200-082	44492	02/12/2015	1,463.50
				Vendor Total:	1,463.50

WARRANT REGISTER

02/12/2015

City of Riverbank

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>GL Number</u>	<u>Check No.</u>	<u>Check Date</u>	<u>Check Amount</u>
TILBURY AUTO PARTS	EQUIPMENT MAINTENANCE	106-424-000-702-030	44493	02/12/2015	49.07
				Vendor Total:	49.07
TIM PITASSI CONSTRUCTION INC.	HOUSING REHAB - ESPINOZ	213-597-044-702-058	44494	02/12/2015	11,845.00
				Vendor Total:	11,845.00
TRACTOR SUPPLY CREDIT PLAN	BOOT ALLOWANCE/BLD MA	102-418-000-706-027	44495	02/12/2015	108.11
TRACTOR SUPPLY CREDIT PLAN	BOOT ALLOWANCE/BLD MA	106-424-000-706-029	44495		27.02
				Vendor Total:	135.13
WARDEN'S	OFFICE SUPPLIES	101-403-000-703-025	44496	02/12/2015	91.91
				Vendor Total:	91.91
WEST COAST SAND & GRAVEL,	LEVEE REPAIR	106-424-000-706-053	44497	02/12/2015	1,162.27
				Vendor Total:	1,162.27
WILLDAN FINANCIAL SERVICES	LANDSCAPE & LIGHTING	220-590-000-702-032	44498	02/12/2015	573.65
WILLDAN FINANCIAL SERVICES	LANDSCAPE & LIGHTING	177-590-000-702-032	44498		235.23
WILLDAN FINANCIAL SERVICES	LANDSCAPE & LIGHTING	178-590-000-702-032	44498		186.60
WILLDAN FINANCIAL SERVICES	LANDSCAPE & LIGHTING	175-590-000-702-032	44498		280.84
WILLDAN FINANCIAL SERVICES	LANDSCAPE & LIGHTING	179-590-000-702-032	44498		224.08
WILLDAN FINANCIAL SERVICES	LANDSCAPE & LIGHTING	171-590-000-702-032	44498		180.69
WILLDAN FINANCIAL SERVICES	LANDSCAPE & LIGHTING	172-590-000-702-032	44498		173.14
				Vendor Total:	1,854.23
WORKAMPER NEWS	ADVERTISEMENT	134-459-000-706-023	44499	02/12/2015	154.50
				Vendor Total:	154.50
ZEE MEDICAL SERVICE CO.	SAFETY SUPPLIES	101-405-000-703-025	44500	02/12/2015	8.15
ZEE MEDICAL SERVICE CO.	SAFETY SUPPLIES	101-403-000-703-025	44500		8.15
ZEE MEDICAL SERVICE CO.	SAFETY SUPPLIES	101-412-000-703-025	44500		8.15
ZEE MEDICAL SERVICE CO.	SAFETY SUPPLIES	101-406-000-703-025	44500		8.16
ZEE MEDICAL SERVICE CO.	SAFETY SUPPLIES	101-408-000-706-014	44500		28.79
				Vendor Total:	61.40
				Grand Total:	513,934.00
				Less Credit Memos:	0.00
				Net Total:	513,934.00
				Less Hand Check Total:	0.00
				Outstanding Invoice Total :	513,934.00

Total Invoices: **103**

WARRANT REGISTER

02/17/2015

City of Riverbank

<u>Vendor Name</u>	<u>Invoice Description</u>	<u>GL Number</u>	<u>Check No.</u>	<u>Check Date</u>	<u>Check Amount</u>
ALPHA NUMERIC	COPY COUNT	101-401-000-703-025	44501	02/17/2015	26.04
ALPHA NUMERIC	COPY COUNT	101-402-000-703-025	44501		5.72
ALPHA NUMERIC	COPY COUNT	101-403-000-703-025	44501		59.22
ALPHA NUMERIC	COPY COUNT	101-405-000-703-025	44501		10.51
ALPHA NUMERIC	COPY COUNT	101-406-000-703-025	44501		6.44
ALPHA NUMERIC	COPY COUNT	101-408-000-703-025	44501		28.08
ALPHA NUMERIC	COPY COUNT	101-412-000-703-025	44501		0.09
ALPHA NUMERIC	COPY COUNT	134-459-000-702-031	44501		0.12
Vendor Total:					136.22
DE LAGE LANDEN FINANCIAL	COPIER LEASE	101-000-000-200-190	44502	02/17/2015	711.34
Vendor Total:					711.34
NEWTON DORRETT	LAUNDRY & CELL PHONE S	118-441-000-706-079	44503	02/17/2015	140.00
Vendor Total:					140.00
PACIFIC GAS & ELECTRIC	UTILITIES	114-433-000-704-021	44504	02/17/2015	8,731.57
PACIFIC GAS & ELECTRIC	UTILITIES	175-590-000-704-021	44504		187.23
PACIFIC GAS & ELECTRIC	UTILITIES	101-414-000-704-021	44504		734.13
PACIFIC GAS & ELECTRIC	UTILITIES	101-409-000-704-021	44504		2,004.46
PACIFIC GAS & ELECTRIC	UTILITIES	106-423-000-704-021	44504		1,775.42
PACIFIC GAS & ELECTRIC	UTILITIES	106-424-000-704-021	44504		849.32
PACIFIC GAS & ELECTRIC	UTILITIES	102-418-000-704-021	44504		7,047.37
PACIFIC GAS & ELECTRIC	UTILITIES	101-407-000-704-021	44504		1,702.76
PACIFIC GAS & ELECTRIC	UTILITIES	118-441-000-704-021	44504		1,899.62
PACIFIC GAS & ELECTRIC	UTILITIES	163-459-000-706-005	44504		29.58
Vendor Total:					24,961.46
SAN JOAQUIN ENGINEERING	BUILDING MAINTENANCE	197-439-000-706-029	44505	02/17/2015	3,587.50
Vendor Total:					3,587.50
Grand Total:					29,536.52
Less Credit Memos:					0.00
Net Total:					29,536.52
Less Hand Check Total:					0.00
Outstanding Invoice Total :					29,536.52
Total Invoices: 5					