

CITY OF ATWATER

CITY COUNCIL AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

July 25, 2016

CALL TO ORDER:

5:00 PM

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL:

Bergman____, **Raymond** ____, **Rivero**____, **Vineyard** ____, **Price**____

CLOSED SESSION:

Adjourn to Conference Room A

Conference with Legal Counsel – Anticipated Litigation – Government Code Section 54956.9(b): Number of cases: (2)

REGULAR SESSION: (Council Chambers)

6:00 PM

CALL TO ORDER:



PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Police Chaplain Lee

ROLL CALL:

Bergman____, **Raymond** ____, **Rivero**____, **Vineyard** ____, **Price**____

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

SUBSEQUENT NEED ITEMS: (The City Clerk shall announce any requests for items requiring immediate action subsequent to the posting of the agenda. Subsequent need items require a two-thirds vote of the members of the City Council present at the meeting.)

APPROVAL OF AGENDA AS POSTED OR AS AMENDED: (This is the time for the City Council to remove items from the agenda or to change the order of the agenda.)

Staff's Recommendation: Motion to approve agenda as posted or as amended.

COMMENTS FROM THE PUBLIC:

NOTICE TO THE PUBLIC

At this time any person may comment on any item which is not on the agenda. Please state your name and address for the record. Action will not be taken on an item that is not on the agenda. If it requires action, it will be referred to staff and/or placed on a future agenda.

To comment on an item that is **on** the agenda, please wait until the item is read for consideration; please limit comments to a maximum of five (5) minutes.

Civility is expected from members of the public during the meeting. For more efficient use of time, disruptive behavior will not be tolerated. While you may not agree with what an individual is saying, please treat everyone with courtesy and respect.

CONSENT CALENDAR:

NOTICE TO THE PUBLIC

Background information has been provided on all matters listed under the Consent Calendar, and these items are considered to be routine. All items under the Consent Calendar are normally approved by one motion. If discussion is requested on any item, that item will be removed from the Consent Calendar for separate action.

WARRANTS:

1. July 25, 2016

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

- 2. a) Regular meeting, July 11, 2016
b) Adjourned meeting, July 18, 2016**

Staff's Recommendation: Approval of minutes as listed.

RESOLUTIONS:

- 3. Approving Fiscal Year 2015/2016 Regional Surface Transportation Program Exchange Funds (Interim Public Works Director Faretta)**

Staff's Recommendation: Adoption of Resolution No. 2904-16 authorizing and directing the City Manager to execute and file the Regional Surface Transportation Program (RSTP) Exchange Funds Claim for Fiscal Year 2015/2016.

4. **Approving Annual Local Transportation Fund Claim for FY 2016-17** (Interim Public Works Director Faretta)

Staff's Recommendation: Adoption of Resolution No. 2912-16 approving the annual Local Transportation Fund (LTF) claim to be filed with the Merced County Association of Governments (MCAG) for Fiscal Year 2016-2017.

AGREEMENTS:

5. **Amendment No. 8 to Professional Services Agreement with West Yost Associates for engineering services related to the permitting and regulatory requirements pertaining to the former Wastewater Treatment Facility, the existing Regional Wastewater Treatment Plant and the Bert Crane Road Landfill** (Interim Public Works Director Faretta)

Staff's Recommendation: Approval of amendment No. 8 to the Professional Services Agreement, in a form approved by the City Attorney, between the City of Atwater and West Yost Associates of Davis, California in an amount not to exceed \$254,100 during Fiscal Year 2016-2017, to provide technical assistance for engineering services related to the permitting and regulatory requirements associated with the City's former Wastewater Treatment Facility (WWTF), existing Regional Wastewater Treatment Plant (RWWTP) and the Bert Crane Road Landfill; and authorizes and directs the Mayor to execute the amendment on behalf of the City.

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

6. **Waiving the second reading and adopting Ordinance No. CS 974 amending Chapter 8.50 to 8.60 of the Atwater Municipal Code regarding commercial marijuana cultivation, processing, delivery, and dispensing and regarding personal cultivation of medical marijuana** (City Attorney Terpstra)

Staff's Recommendation: Waives the second reading and adopts Ordinance No. CS 974 amending Chapter 8.50 to 8.60 of the Atwater Municipal Code imposing an express ban on commercial cultivation, processing, delivery originating from within City limits, and dispensing of medical marijuana and regulating the personal cultivation of medical marijuana in the City.

PETITIONS AND COMMUNICATIONS:

7. Request from New Life Community Church for use of Ralston Park

Staff's Recommendation: Approval of request from New Life Community Church for use of Ralston Park on Sunday, October 1, 2016 from 7:00 AM to 1:00 PM to hold a worship service to celebrate their 16th birthday.

FUNDING AND BUDGET MATTERS:

8. Treasurer's Report for the month of June, 2016 (City Treasurer Heller)

Staff's Recommendation: Motion to approve the Treasurer's Report for the month of June, 2016; or

Motion to approve staff's recommendation as presented.

PUBLIC HEARINGS:

9. Waiving the first reading and introducing Ordinance No. CS 975 establishing Chapter 12.34 of the Atwater Municipal Code relating to use of City property (Community Development Director McBride)

Staff's Recommendation: Open the public hearing and take any testimony given regarding Ordinance No. CS 975; and

Motion to waive the first reading and introduce Ordinance No. CS 975 establishing Chapter 12.34 of the Atwater Municipal Code authorizing the use of City owned property to the greatest extent possible to provide for necessary public services and to maximize public benefit; or

Motion to approve staff's recommendation as presented.

REPORTS AND PRESENTATIONS FROM STAFF:

10. Financial Update – Fiscal Year Ended June 30, 2016 (Finance Director Deol)

Staff's Recommendation: Motion to accept the report on the City's financial status as of June 30, 2016; or

Motion to approve staff's recommendation as presented.

11. Approving modification of enforcement of the Atwater Municipal Code pertaining to Automatic Fire Sprinkler requirements (CAL FIRE Battalion Chief Pimentel)

Staff's Recommendation: Motion to adopt Resolution No. 2911-16 approving the modification of enforcement of the Atwater Municipal Code (AMC) pertaining to Automatic Fire Sprinkler requirements; or

Motion to approve staff's recommendation as presented.

CITY COUNCIL MATTERS:

12. City Council comments and requests for future agenda items

CLOSED SESSION:

Continuation of Closed Session if necessary

ADJOURNMENT:

CERTIFICATION:

I, Jeanna Del Real, City Clerk of the City of Atwater, do hereby certify that a copy of the foregoing agenda was posted at City Hall a minimum of 72 hours prior to the meeting.



JEANNA DEL REAL, CMC
CITY CLERK

SB 343 NOTICE

In accordance with California Government Code Section 54957.5, any writing or document that is a public record, relates to an open session agenda item and is distributed less than 72 hours prior to a regular meeting will be made available for public inspection in the office of the City Clerk at City Hall during normal business hours at 750 Bellevue Road.

If, however, the document or writing is not distributed until the regular meeting to which it relates, then the document or writing will be made available to the public at the location of the meeting, as listed on this agenda at 750 Bellevue Road.



In compliance with the Federal Americans with Disabilities Act of 1990, upon request, the agenda can be provided in an alternative format to accommodate special needs. If you require special accommodations to participate in a City Council, Commission, or Committee meeting due to a disability, please contact the City Clerk's Office at least 48 business hours in advance of the meeting at 357-6205 or 357-6204. You may also send the request by email to jdelreal@atwater.org.

~ July 2016 ~

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 City Hall closed	2
3	4 City Holiday Independence Day Trash pick up delayed 1 day	5	6	7	8 City Hall closed	9
10	11 City Council Meeting - 6:00 PM	12	13	14	15 City Hall closed	16
17	18 Oversight Board of Successor Agency to ARA Meeting - Cancelled City Council Adjourned Meeting - 4:30 PM	19	20 Community Development & Resources Commission Meeting - Cancelled	21	22 City Hall closed	23
24	25 Audit & Finance Committee Meeting - 3:30 PM	26	27	28 Merced County District 3 Supervisor McDaniel "Mobile" Office Hours - 1:30 - 3:30 PM	29 City Hall closed	30
31	City Council Meeting - 6:00 PM					

~ August 2016 ~

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5 City Hall closed	6
7	8 City Council Meeting - 6:00 PM	9	10	11	12 City Hall closed	13
14	15 Oversight Board of Successor Agency to ARA Meeting - 1:30 PM	16	17 Community Development & Resources Commission Meeting - 6:00 PM	18	19 City Hall closed	20
21	22 Audit & Finance Committee Meeting - 3:30 PM City Council Meeting - 6:00 PM	23	24	25 Merced County District 3 Supervisor McDaniel "Mobile" Office Hours - 1:30 - 3:30 PM	26 City Hall closed	27
28	29	30	31	Notes:		

WARRANTS SUMMARY FOR JULY 25, 2016 COUNCIL MEETING

TOTAL OF WARRANTS (FROM WARRANT REPORT)

\$ 1,400,302.71

ADDITIONAL WARRANTS (THESE AMOUNTS ARE NOT INCLUDED IN TOTAL WARRANTS)

DATE	DESCRIPTION	AMOUNT
6/30/2016	Prewrittens included in this current warrant run.	(\$204,545.10)
7/13/2016	PERS Retirement EFT 6/16/16 - 6/29/16	\$41,814.65
6/1/2016	Dental Claims/Admin.-JUNE 2016	\$ 18,043.33
7/6/2016	PERS Health - JULY 2016	\$103,074.99

TOTAL ADDITIONAL WARRANTS (\$41,612.13)

GRAND TOTAL OF WARRANTS PAID =====

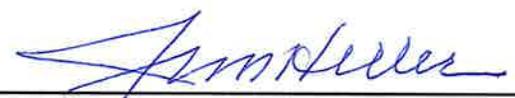
\$1,358,690.58

INFORMATIONAL ONLY (INCLUDED IN THE TOTAL WARRANTS TOTAL)

DATE	DESCRIPTION	AMOUNT
7/7/2016	Net Payroll	\$170,999.23
7/7/2016	Federal Taxes	\$56,454.40
7/7/2016	State Taxes	\$7,629.74
7/7/2016	Payroll Deductions	\$2,284.56

\$235,083.37 Total Payroll

TOTAL INFORMATIONAL WARRANTS \$237,367.93


CITY TREASURER

Accounts Payable

Checks for Approval

User: jdaniel
 Printed: 7/20/2016 - 2:05 PM

Prewrittens



City of
Atwater
 Community Pride City Wide

760 Bellevue Road, Atwater CA 95301

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68104	06/30/2016	Water Enterprise Fund	Accounts Payable	RAFAEL ACEVEDO		2.90
68104	06/30/2016	Sewer Enterprise Fund	Accounts Payable	RAFAEL ACEVEDO		7.13
68104	06/30/2016	Sanitation Enterprise	Accounts Payable	RAFAEL ACEVEDO		0.67
68104	06/30/2016	Sanitation Enterprise	Accounts Payable	RAFAEL ACEVEDO		2.16
68104	06/30/2016	Water Enterprise Fund	Accounts Payable	RAFAEL ACEVEDO		120.18
Check Total:						133.04
68105	06/30/2016	Water Enterprise Fund	Accounts Payable	JOSIE ALANIZ		84.22
Check Total:						84.22
68106	06/30/2016	Water Enterprise Fund	Accounts Payable	PETRA GONZALEZ & ALICIA ZAMORA		86.76
Check Total:						86.76
68107	06/30/2016	Sanitation Enterprise	Accounts Payable	ALVERNAZ INVESTMENTS LLC		6.70
68107	06/30/2016	Sewer Enterprise Fund	Accounts Payable	ALVERNAZ INVESTMENTS LLC		71.27
68107	06/30/2016	Sanitation Enterprise	Accounts Payable	ALVERNAZ INVESTMENTS LLC		21.59
68107	06/30/2016	Water Enterprise Fund	Accounts Payable	ALVERNAZ INVESTMENTS LLC		28.99
Check Total:						128.55
68108	06/30/2016	Water Enterprise Fund	Accounts Payable	ILEANA ARVIZU		9.66
68108	06/30/2016	Sanitation Enterprise	Accounts Payable	ILEANA ARVIZU		2.24
68108	06/30/2016	Sanitation Enterprise	Accounts Payable	ILEANA ARVIZU		7.20
68108	06/30/2016	Sewer Enterprise Fund	Accounts Payable	ILEANA ARVIZU		23.75
Check Total:						42.85
68109	06/30/2016	Water Enterprise Fund	Accounts Payable	ALICIA AVILA		128.55
Check Total:						128.55
68110	06/30/2016	Water Enterprise Fund	Accounts Payable	SERAFIN BARAJAS		86.76
68110	06/30/2016	Sanitation Enterprise	Accounts Payable	SERAFIN BARAJAS		7.20
68110	06/30/2016	Sanitation Enterprise	Accounts Payable	SERAFIN BARAJAS		2.24
68110	06/30/2016	Sewer Enterprise Fund	Accounts Payable	SERAFIN BARAJAS		23.75

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68110	06/30/2016	Water Enterprise Fund	Accounts Payable	SERAFIN BARAJAS		11.11
					Check Total:	131.06
68111	06/30/2016	Sewer Enterprise Fund	Accounts Payable	MARIE AND TEODORO BERNARDO		244.62
68111	06/30/2016	Sanitation Enterprise	Accounts Payable	MARIE AND TEODORO BERNARDO		74.12
68111	06/30/2016	Water Enterprise Fund	Accounts Payable	MARIE AND TEODORO BERNARDO		114.40
					Check Total:	433.14
68112	06/30/2016	General Fund	Professional Services	BIOMETRICS4ALL, INC		2,120.88
					Check Total:	2,120.88
68113	06/30/2016	Water Enterprise Fund	Accounts Payable	BRECKENRIDGE PROPERTY FUND 2015 LLC		80.83
					Check Total:	80.83
68114	06/30/2016	Sanitation Enterprise	Accounts Payable	JAMES BREWER, II		0.67
68114	06/30/2016	Sewer Enterprise Fund	Accounts Payable	JAMES BREWER, II		7.13
68114	06/30/2016	Water Enterprise Fund	Accounts Payable	JAMES BREWER, II		2.90
68114	06/30/2016	Sanitation Enterprise	Accounts Payable	JAMES BREWER, II		2.16
					Check Total:	12.86
68115	06/30/2016	General Fund	Accounts Payable	JANIE CABRAL		13.29
					Check Total:	13.29
68116	06/30/2016	Water Enterprise Fund	Accounts Payable	ROSARIO CARDONA		115.22
68116	06/30/2016	Water Enterprise Fund	Accounts Payable	ROSARIO CARDONA		237.72
					Check Total:	352.94
68117	06/30/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		300.40
68117	06/30/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		860.32
68117	06/30/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		748.89
68117	06/30/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		176.00
68117	06/30/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		218.50
68117	06/30/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		188.50
68117	06/30/2016	Internal Service Fund	Special Departmental Expense	COLEMAN HEATING & A/C		115.00
68117	06/30/2016	Internal Service Fund	Special Departmental Expense	COLEMAN HEATING & A/C		165.00
68117	06/30/2016	Internal Service Fund	Special Departmental Expense	COLEMAN HEATING & A/C		620.87
					Check Total:	3,393.48
68118	06/30/2016	Sanitation Enterprise	Accounts Payable	ALONSO CORONA		8.65
68118	06/30/2016	Sewer Enterprise Fund	Accounts Payable	ALONSO CORONA		28.56
68118	06/30/2016	Sanitation Enterprise	Accounts Payable	ALONSO CORONA		2.70
68118	06/30/2016	Water Enterprise Fund	Accounts Payable	ALONSO CORONA		13.36

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	53.27
68119	06/30/2016	Sanitation Enterprise	Accounts Payable	ROSALIO DE LA CRUZ		2.88
68119	06/30/2016	Sanitation Enterprise	Accounts Payable	ROSALIO DE LA CRUZ		0.90
68119	06/30/2016	Water Enterprise Fund	Accounts Payable	ROSALIO DE LA CRUZ		3.86
68119	06/30/2016	Sewer Enterprise Fund	Accounts Payable	ROSALIO DE LA CRUZ		9.50
					Check Total:	17.14
68120	06/30/2016	Water Enterprise Fund	Accounts Payable	TIFFANY DIPBOYE		56.33
					Check Total:	56.33
68121	06/30/2016	Water Enterprise Fund	Accounts Payable	AARON ESPINOSA		120.18
					Check Total:	120.18
68122	06/30/2016	Water Enterprise Fund	Accounts Payable	MEGAN FARRISH		60.48
					Check Total:	60.48
68123	06/30/2016	Sanitation Enterprise	Accounts Payable	GONELLA REALTY		6.50
68123	06/30/2016	Sewer Enterprise Fund	Accounts Payable	GONELLA REALTY		68.80
68123	06/30/2016	Water Enterprise Fund	Accounts Payable	GONELLA REALTY		32.18
68123	06/30/2016	Sanitation Enterprise	Accounts Payable	GONELLA REALTY		20.85
					Check Total:	128.33
68124	06/30/2016	Water Enterprise Fund	Accounts Payable	JOSE GONZALEZ		51.89
					Check Total:	51.89
68125	06/30/2016	Water Enterprise Fund	Accounts Payable	AMY HERNANDEZ		61.14
					Check Total:	61.14
68126	06/30/2016	Water Enterprise Fund	Accounts Payable	JAMES HILL		116.89
					Check Total:	116.89
68127	06/30/2016	Sanitation Enterprise	Accounts Payable	MELISSA HILL		20.87
68127	06/30/2016	Sewer Enterprise Fund	Accounts Payable	MELISSA HILL		68.88
68127	06/30/2016	Water Enterprise Fund	Accounts Payable	MELISSA HILL		32.07
68127	06/30/2016	Sanitation Enterprise	Accounts Payable	MELISSA HILL		6.51
					Check Total:	128.33
68128	06/30/2016	Water Enterprise Fund	Accounts Payable	ERIC HIXSON		1.93
68128	06/30/2016	Sewer Enterprise Fund	Accounts Payable	ERIC HIXSON		4.75
68128	06/30/2016	Sanitation Enterprise	Accounts Payable	ERIC HIXSON		1.44

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68128	06/30/2016	Sanitation Enterprise	Accounts Payable	ERIC HIXSON		0.45
					Check Total:	8.57
68129	06/30/2016	Sanitation Enterprise	Accounts Payable	CURTIS HORNE		0.02
68129	06/30/2016	Water Enterprise Fund	Accounts Payable	CURTIS HORNE		91.77
68129	06/30/2016	Water Enterprise Fund	Accounts Payable	CURTIS HORNE		0.02
68129	06/30/2016	Sewer Enterprise Fund	Accounts Payable	CURTIS HORNE		0.04
					Check Total:	91.85
68130	06/30/2016	General Fund	Professional Services	INTERWEST CONSULTING GROUP		213.75
					Check Total:	213.75
68131	06/30/2016	Sanitation Enterprise	Accounts Payable	ALI IQBAL		0.22
68131	06/30/2016	Water Enterprise Fund	Accounts Payable	ALI IQBAL		1.00
68131	06/30/2016	Water Enterprise Fund	Accounts Payable	ALI IQBAL		128.55
68131	06/30/2016	Sanitation Enterprise	Accounts Payable	ALI IQBAL		0.72
68131	06/30/2016	Sewer Enterprise Fund	Accounts Payable	ALI IQBAL		2.37
					Check Total:	132.86
68132	06/30/2016	Water Enterprise Fund	Accounts Payable	M. CECILIA JARAMILLO		97.45
					Check Total:	97.45
68133	06/30/2016	Sewer Enterprise Fund	Accounts Payable	MARIA ROSAURA JIMENEZ		35.63
68133	06/30/2016	Sanitation Enterprise	Accounts Payable	MARIA ROSAURA JIMENEZ		10.80
68133	06/30/2016	Sanitation Enterprise	Accounts Payable	MARIA ROSAURA JIMENEZ		3.37
68133	06/30/2016	Water Enterprise Fund	Accounts Payable	MARIA ROSAURA JIMENEZ		16.66
					Check Total:	66.46
68134	06/30/2016	Sanitation Enterprise	Accounts Payable	KATHY KIVLEY		0.18
68134	06/30/2016	Sewer Enterprise Fund	Accounts Payable	KATHY KIVLEY		0.59
68134	06/30/2016	Water Enterprise Fund	Accounts Payable	KATHY KIVLEY		0.27
68134	06/30/2016	Sewer Enterprise Fund	Accounts Payable	KATHY KIVLEY		12.66
68134	06/30/2016	Water Enterprise Fund	Accounts Payable	KATHY KIVLEY		8.40
68134	06/30/2016	Sanitation Enterprise	Accounts Payable	KATHY KIVLEY		0.05
					Check Total:	22.15
68135	06/30/2016	Sanitation Enterprise	Accounts Payable	TINA KNAPP		1.57
68135	06/30/2016	Water Enterprise Fund	Accounts Payable	TINA KNAPP		7.77
68135	06/30/2016	Sewer Enterprise Fund	Accounts Payable	TINA KNAPP		16.62
68135	06/30/2016	Sanitation Enterprise	Accounts Payable	TINA KNAPP		4.40
					Check Total:	30.36

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68136	06/30/2016	Sanitation Enterprise	Accounts Payable	DEXTER KOEHN		3.59
68136	06/30/2016	Sanitation Enterprise	Accounts Payable	DEXTER KOEHN		11.51
68136	06/30/2016	Water Enterprise Fund	Accounts Payable	DEXTER KOEHN		15.46
68136	06/30/2016	Sewer Enterprise Fund	Accounts Payable	DEXTER KOEHN		38.00
68136	06/30/2016	Water Enterprise Fund	Accounts Payable	DEXTER KOEHN		105.99
Check Total:						174.55
68137	06/30/2016	Water Enterprise Fund	Accounts Payable	LA JOLLA DE MICHOACAN		99.15
Check Total:						99.15
68138	06/30/2016	Water Enterprise Fund	Accounts Payable	IMOGEN LAU		24.14
Check Total:						24.14
68139	06/30/2016	Sewer Enterprise Fund	Accounts Payable	CAMERON LEE		7.14
68139	06/30/2016	Sanitation Enterprise	Accounts Payable	CAMERON LEE		2.17
68139	06/30/2016	Sanitation Enterprise	Accounts Payable	CAMERON LEE		0.67
68139	06/30/2016	Water Enterprise Fund	Accounts Payable	CAMERON LEE		2.90
Check Total:						12.88
68140	06/30/2016	Water Enterprise Fund	Accounts Payable	MA DE LOS ANGELES SALAZAR		96.58
Check Total:						96.58
68141	06/30/2016	Sewer Enterprise Fund	Accounts Payable	JORGE MACIAS RODRIGUEZ		9.50
68141	06/30/2016	Water Enterprise Fund	Accounts Payable	JORGE MACIAS RODRIGUEZ		3.86
68141	06/30/2016	Sanitation Enterprise	Accounts Payable	JORGE MACIAS RODRIGUEZ		2.88
68141	06/30/2016	Sanitation Enterprise	Accounts Payable	JORGE MACIAS RODRIGUEZ		0.90
68141	06/30/2016	Water Enterprise Fund	Accounts Payable	JORGE MACIAS RODRIGUEZ		120.18
Check Total:						137.32
68142	06/30/2016	Sanitation Enterprise	Accounts Payable	LARRY MANESS		9.28
68142	06/30/2016	Sanitation Enterprise	Accounts Payable	LARRY MANESS		2.69
68142	06/30/2016	Water Enterprise Fund	Accounts Payable	LARRY MANESS		13.33
68142	06/30/2016	Sewer Enterprise Fund	Accounts Payable	LARRY MANESS		28.50
Check Total:						53.80
68143	06/30/2016	Water Enterprise Fund	Accounts Payable	FRANCELIA MARTINEZ		84.09
Check Total:						84.09
68144	06/30/2016	Water Enterprise Fund	Accounts Payable	BRYAN MORAIS		68.55
Check Total:						68.55

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68145	06/30/2016	Sanitation Enterprise	Accounts Payable	VIRGINIA NURENBERG		6.77
68145	06/30/2016	Sewer Enterprise Fund	Accounts Payable	VIRGINIA NURENBERG		71.72
68145	06/30/2016	Sanitation Enterprise	Accounts Payable	VIRGINIA NURENBERG		23.37
68145	06/30/2016	Water Enterprise Fund	Accounts Payable	VIRGINIA NURENBERG		33.54
Check Total:						135.40
68146	06/30/2016	Water Enterprise Fund	Accounts Payable	ENRIKA OJEDA		39.14
Check Total:						39.14
68147	06/30/2016	Water Enterprise Fund	Accounts Payable	ANGEL PERALES		63.15
Check Total:						63.15
68148	06/30/2016	Water Enterprise Fund	Accounts Payable	DOKKEO PEREZ		7.95
Check Total:						7.95
68149	06/30/2016	Water Enterprise Fund	Accounts Payable	DEANNE PETERSON		42.11
Check Total:						42.11
68150	06/30/2016	Water Enterprise Fund	Accounts Payable	SUSANA PRADO		1.55
68150	06/30/2016	Sewer Enterprise Fund	Accounts Payable	SUSANA PRADO		3.90
68150	06/30/2016	Water Enterprise Fund	Accounts Payable	SUSANA PRADO		131.87
68150	06/30/2016	Sanitation Enterprise	Accounts Payable	SUSANA PRADO		3.34
Check Total:						140.66
68151	06/30/2016	Sewer Enterprise Fund	Accounts Payable	YOREL PURL		14.43
68151	06/30/2016	Sanitation Enterprise	Accounts Payable	YOREL PURL		0.90
68151	06/30/2016	Water Enterprise Fund	Accounts Payable	YOREL PURL		5.87
68151	06/30/2016	Sanitation Enterprise	Accounts Payable	YOREL PURL		2.88
Check Total:						24.08
68152	06/30/2016	Sewer Enterprise Fund	Accounts Payable	GARY ROCHA		52.25
68152	06/30/2016	Sanitation Enterprise	Accounts Payable	GARY ROCHA		15.83
68152	06/30/2016	Water Enterprise Fund	Accounts Payable	GARY ROCHA		24.43
68152	06/30/2016	Sanitation Enterprise	Accounts Payable	GARY ROCHA		4.94
Check Total:						97.45
68153	06/30/2016	Water Enterprise Fund	Accounts Payable	DANIEL SANCHEZ		97.83
68153	06/30/2016	Water Enterprise Fund	Accounts Payable	DANIEL SANCHEZ		13.33
68153	06/30/2016	Sanitation Enterprise	Accounts Payable	DANIEL SANCHEZ		2.69
68153	06/30/2016	Sewer Enterprise Fund	Accounts Payable	DANIEL SANCHEZ		28.50
68153	06/30/2016	Sanitation Enterprise	Accounts Payable	DANIEL SANCHEZ		8.64

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	150.99
68154	06/30/2016	Sewer Enterprise Fund	Accounts Payable	MARILEE SHAW		9.51
68154	06/30/2016	Sanitation Enterprise	Accounts Payable	MARILEE SHAW		2.88
68154	06/30/2016	Water Enterprise Fund	Accounts Payable	MARILEE SHAW		4.44
68154	06/30/2016	Sanitation Enterprise	Accounts Payable	MARILEE SHAW		0.90
					Check Total:	17.73
68155	06/30/2016	Gas Tax/Street Improvement	Professional Services	UNION PACIFIC RAILROAD CO.		47,853.98
					Check Total:	47,853.98
68156	06/30/2016	Sewer Enterprise Fund	Accounts Payable	MATTHEW UNRUH		28.50
68156	06/30/2016	Water Enterprise Fund	Accounts Payable	MATTHEW UNRUH		80.80
68156	06/30/2016	Sanitation Enterprise	Accounts Payable	MATTHEW UNRUH		2.69
68156	06/30/2016	Water Enterprise Fund	Accounts Payable	MATTHEW UNRUH		13.33
68156	06/30/2016	Sanitation Enterprise	Accounts Payable	MATTHEW UNRUH		8.64
					Check Total:	133.96
68157	06/30/2016	Sanitation Enterprise	Accounts Payable	LORAINE VANCE		4.45
68157	06/30/2016	Water Enterprise Fund	Accounts Payable	LORAINE VANCE		64.47
68157	06/30/2016	Sewer Enterprise Fund	Accounts Payable	LORAINE VANCE		11.88
68157	06/30/2016	Water Enterprise Fund	Accounts Payable	LORAINE VANCE		4.20
					Check Total:	85.00
68158	06/30/2016	Sanitation Enterprise	Accounts Payable	MADHU VANGA		19.48
68158	06/30/2016	Sewer Enterprise Fund	Accounts Payable	MADHU VANGA		205.90
68158	06/30/2016	Water Enterprise Fund	Accounts Payable	MADHU VANGA		96.24
68158	06/30/2016	Sanitation Enterprise	Accounts Payable	MADHU VANGA		62.41
68158	06/30/2016	Water Enterprise Fund	Accounts Payable	MADHU VANGA		128.55
					Check Total:	512.58
68159	06/30/2016	Water Enterprise Fund	Accounts Payable	JESS WATSON		96.58
					Check Total:	96.58
68160	06/30/2016	Water Enterprise Fund	Accounts Payable	MARK & JILL WELLS		58.87
					Check Total:	58.87
68161	06/30/2016	General Fund	Special Departmental Expense	WESTAMERICA BANK		110.73
68161	06/30/2016	General Fund	Miscellaneous	WESTAMERICA BANK		85.45
68161	06/30/2016	Water Enterprise Fund	Special Departmental Expense	WESTAMERICA BANK		6.77
68161	06/30/2016	General Fund	Recreation Donations	WESTAMERICA BANK		643.75
68161	06/30/2016	Internal Service Fund	Special Departmental Expense	WESTAMERICA BANK		61.21

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68161	06/30/2016	General Fund	Professional Services	WESTAMERICA BANK		779.39
68161	06/30/2016	Internal Service Fund	Special Departmental Expense	WESTAMERICA BANK		116.95
68161	06/30/2016	General Fund	Special Departmental Expense	WESTAMERICA BANK		21.58
68161	06/30/2016	General Fund	Travel\Conferences\Meetings	WESTAMERICA BANK		100.00
68161	06/30/2016	General Fund	Professional Services	WESTAMERICA BANK		38.87
68161	06/30/2016	Water Enterprise Fund	Special Departmental Expense	WESTAMERICA BANK		27.00
68161	06/30/2016	Internal Service Fund	Special Departmental Expense	WESTAMERICA BANK		44.97
68161	06/30/2016	Internal Service Fund	Special Departmental Expense	WESTAMERICA BANK		12.95
68161	06/30/2016	Water Enterprise Fund	Special Departmental Expense	WESTAMERICA BANK		735.88
68161	06/30/2016	Gas Tax/Street Improvement	Special Departmental Expense	WESTAMERICA BANK		6.78
68161	06/30/2016	General Fund	Recreation Donations	WESTAMERICA BANK		370.20
68161	06/30/2016	Internal Service Fund	Special Departmental Expense	WESTAMERICA BANK		65.75
68161	06/30/2016	Sewer Enterprise Fund	Special Departmental Expense	WESTAMERICA BANK		6.77
Check Total:						3,235.00
68162	06/30/2016	Sanitation Enterprise	Accounts Payable	DAVID WOOD		2.16
68162	06/30/2016	Sanitation Enterprise	Accounts Payable	DAVID WOOD		0.67
68162	06/30/2016	Sewer Enterprise Fund	Accounts Payable	DAVID WOOD		7.13
68162	06/30/2016	Water Enterprise Fund	Accounts Payable	DAVID WOOD		2.68
Check Total:						12.64
68163	06/30/2016	Water Enterprise Fund	Accounts Payable	CHEEWA YANG		123.16
Check Total:						123.16
68164	07/11/2016	General Fund	Miscellaneous Union Dues	AFSCME DISTRICT COUNCIL 57		737.68
Check Total:						737.68
68165	07/11/2016	General Fund	Garnishments	FRANCHISE TAX BOARD		237.05
Check Total:						237.05
68166	07/11/2016	General Fund	Pre-Paid Legal	PRE-PAID LEGAL SERVICES		28.91
Check Total:						28.91
68167	07/11/2016	General Fund	Garnishments	STATE DISBURSEMENT UNIT		1,230.92
Check Total:						1,230.92
68168	07/11/2016	General Fund	Deferred Compensation	VANTAGEPOINT TRANSFER AGT-457		50.00
Check Total:						50.00
68169	07/12/2016	General Fund	Professional Services	JLB TRAFFIC ENGINEERING, INC		416.49
68169	07/12/2016	Gas Tax/Street Improvement	Professional Services	JLB TRAFFIC ENGINEERING, INC		1,004.60

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	1,421.09
68170	07/12/2016	General Fund	Professional Services	MERCED COUNTY CLERK		2,260.25
					Check Total:	2,260.25
68171	07/12/2016	Camellia Meadows LD	Utilities	MERCED IRRIGATION DISTRICT		49.59
68171	07/12/2016	Camellia Estates LD	Utilities	MERCED IRRIGATION DISTRICT		49.59
68171	07/12/2016	Mello Ranch LD	Utilities	MERCED IRRIGATION DISTRICT		284.25
68171	07/12/2016	Sewer Enterprise Fund	Utilities	MERCED IRRIGATION DISTRICT		4,231.69
68171	07/12/2016	Bell Crossing LD	Utilities	MERCED IRRIGATION DISTRICT		243.16
68171	07/12/2016	Sewer Enterprise Fund	Utilities	MERCED IRRIGATION DISTRICT		277.90
68171	07/12/2016	Atwater South LD	Utilities	MERCED IRRIGATION DISTRICT		303.63
68171	07/12/2016	Mello Ranch LNDSCP	Utilities	MERCED IRRIGATION DISTRICT		46.86
68171	07/12/2016	Price Annexation LMA	Utilities	MERCED IRRIGATION DISTRICT		18.02
68171	07/12/2016	Stone Creek LD	Utilities	MERCED IRRIGATION DISTRICT		179.01
68171	07/12/2016	Price Annexation LD	Utilities	MERCED IRRIGATION DISTRICT		148.79
68171	07/12/2016	Applegate Ranch LD	Utilities	MERCED IRRIGATION DISTRICT		252.64
68171	07/12/2016	Juniper Meadows LD	Utilities	MERCED IRRIGATION DISTRICT		4.13
68171	07/12/2016	America West LD	Utilities	MERCED IRRIGATION DISTRICT		110.26
68171	07/12/2016	Gas Tax/Street Improvement	Utilities	MERCED IRRIGATION DISTRICT		387.75
68171	07/12/2016	Bell Crossing LNDSCP	Utilities	MERCED IRRIGATION DISTRICT		15.61
68171	07/12/2016	Aspenwood LD	Utilities	MERCED IRRIGATION DISTRICT		144.68
68171	07/12/2016	Water Enterprise Fund	Utilities	MERCED IRRIGATION DISTRICT		9.28
68171	07/12/2016	Applegate Ranch Lndscp	Utilities	MERCED IRRIGATION DISTRICT		15.61
68171	07/12/2016	Mello Ranch 2 LD	Utilities	MERCED IRRIGATION DISTRICT		462.85
68171	07/12/2016	General Fund	Utilities	MERCED IRRIGATION DISTRICT		1,089.32
68171	07/12/2016	Meadow View LD	Utilities	MERCED IRRIGATION DISTRICT		261.29
68171	07/12/2016	Stone Creek LNDSCP	Utilities	MERCED IRRIGATION DISTRICT		15.61
					Check Total:	8,601.52
68172	07/12/2016	General Fund	Office Supplies	NEOFUNDS BY NEOPOST		2,032.95
					Check Total:	2,032.95
68173	07/12/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		27.11
68173	07/12/2016	Water Enterprise Fund	Rents & Leases	RAY MORGAN COMPANY		135.75
68173	07/12/2016	Sewer Enterprise Fund	Rents & Leases	RAY MORGAN COMPANY		135.74
68173	07/12/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		365.93
					Check Total:	664.53
68174	07/12/2016	Information Technology Fund	Special Departmental Expense	TELEPACIFIC COMMUNICATIONS		5,357.69
					Check Total:	5,357.69

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68175	07/12/2016	Internal Service Fund	Operations & Maintenance	TESEI PETROLEUM, INC.		9,436.55
68175	07/12/2016	Internal Service Fund	Operations & Maintenance	TESEI PETROLEUM, INC.		2,049.39
68175	07/12/2016	Internal Service Fund	Operations & Maintenance	TESEI PETROLEUM, INC.		8,476.62
68175	07/12/2016	Internal Service Fund	Operations & Maintenance	TESEI PETROLEUM, INC.		1,614.75
68175	07/12/2016	Internal Service Fund	Operations & Maintenance	TESEI PETROLEUM, INC.		7,142.37
				Check Total:		28,719.68
68176	07/12/2016	General Fund	Communications	VERIZON WIRELESS		1,012.40
				Check Total:		1,012.40
68177	07/14/2016	Section 125 Dependent Care	Deposits Section 125	JULIA CORONADO		2,092.92
				Check Total:		2,092.92
68178	07/14/2016	Measure H Fund	Rents & Leases	WESTAMERICA BANK		87,916.14
				Check Total:		87,916.14
				Report Total:		204,545.10

Accounts Payable

Checks for Approval

User: jdaniel
 Printed: 7/20/2016 - 2:12 PM



City of
Atwater
Community Pride City Wide

750 Bellevue Road, Atwater CA 95301

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
0	07/25/2016	Risk Management Fund	Employee Assistance Program	CENTRAL SAN JOAQUIN VALLEY RMA		1,932.00
0	07/25/2016	Risk Management Fund	Employment Risk Management	CENTRAL SAN JOAQUIN VALLEY RMA		44,137.00
0	07/25/2016	Risk Management Fund	Liability & Property Ins	CENTRAL SAN JOAQUIN VALLEY RMA		65,886.00
0	07/25/2016	Risk Management Fund	General Administration-Ins	CENTRAL SAN JOAQUIN VALLEY RMA		8,144.00
0	07/25/2016	General Fund	Worker's Compensation	CENTRAL SAN JOAQUIN VALLEY RMA		104,226.00
0	07/25/2016	Risk Management Fund	Liability & Property Ins	CENTRAL SAN JOAQUIN VALLEY RMA		57,271.00
0	07/25/2016	Risk Management Fund	Liability & Property Ins	CENTRAL SAN JOAQUIN VALLEY RMA		15,163.00
0	07/25/2016	Risk Management Fund	Liability & Property Ins	CENTRAL SAN JOAQUIN VALLEY RMA		1,327.00
Check Total:						298,086.00
68179	07/25/2016	Sanitation Enterprise	Professional Services	ABS PRESORT, INC.		412.05
Check Total:						412.05
68180	07/25/2016	General Fund	Field Trips/Events	AESD		830.35
68180	07/25/2016	General Fund	Field Trips/Events	AESD		863.78
Check Total:						1,694.13
68181	07/25/2016	Sanitation Enterprise	Solid Waste Collectn/Disposal	ALLIED WASTE SERVICES #917		199,002.81
Check Total:						199,002.81
68182	07/25/2016	General Fund	Professional Services	ALLWAYS TOWING, L.L.C.		180.00
68182	07/25/2016	General Fund	Professional Services	ALLWAYS TOWING, L.L.C.		180.00
Check Total:						360.00
68183	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	APPLIED INDUSTRIAL TECH.		117.87
Check Total:						117.87
68184	07/25/2016	General Fund	Communications	AT and T		597.90
68184	07/25/2016	Water Enterprise Fund	Communications	AT and T		1,129.30
68184	07/25/2016	General Fund	Communications	AT and T		245.68
68184	07/25/2016	Internal Service Fund	Communications	AT and T		2,137.96
68184	07/25/2016	Northwood Village LD	Communications	AT and T		102.96

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68184	07/25/2016	Meadow View LD	Communications	AT and T		101.72
68184	07/25/2016	Sewer Enterprise Fund	Communications	AT and T		1,338.65
					Check Total:	5,654.17
68185	07/25/2016	General Fund	Special Departmental Expense	ATWATER CHIROPRACTIC, INC.		900.00
					Check Total:	900.00
68186	07/25/2016	General Fund	Special Departmental Expense	ATWATER MEDICAL GROUP		99.00
					Check Total:	99.00
68187	07/25/2016	General Fund	Special Departmental Expense	AUTOZONE STORE #5506		21.05
					Check Total:	21.05
68188	07/25/2016	Gas Tax/Street Improvement	Small Tools	BAKER SUPPLIES AND REPAIRS		1,220.30
68188	07/25/2016	Gas Tax/Street Improvement	Professional Services	BAKER SUPPLIES AND REPAIRS		121.70
					Check Total:	1,342.00
68189	07/25/2016	Internal Service Fund	Professional Services	BARTON OVERHEAD DOOR		500.00
					Check Total:	500.00
68190	07/25/2016	Water Enterprise Fund	Special Departmental Expense	BC LABORATORIES INC.		16.00
68190	07/25/2016	Water Enterprise Fund	Special Departmental Expense	BC LABORATORIES INC.		32.00
68190	07/25/2016	Water Enterprise Fund	Special Departmental Expense	BC LABORATORIES INC.		256.00
					Check Total:	304.00
68191	07/25/2016	General Fund	Office Supplies	BEST IMPRESSION PRINTING		1,125.79
68191	07/25/2016	General Fund	Office Supplies	BEST IMPRESSION PRINTING		1,008.21
68191	07/25/2016	General Fund	Special Departmental Expense	BEST IMPRESSION PRINTING		66.85
					Check Total:	2,200.85
68192	07/25/2016	General Fund	Adult Slo-Pitch Softball	BIG CREEK LUMBER COMPANY		80.00
68192	07/25/2016	Internal Service Fund	Special Departmental Expense	BIG CREEK LUMBER COMPANY		48.95
68192	07/25/2016	General Fund	Special Departmental Expense	BIG CREEK LUMBER COMPANY		34.72
68192	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	BIG CREEK LUMBER COMPANY		9.61
68192	07/25/2016	General Fund	Special Departmental Expense	BIG CREEK LUMBER COMPANY		39.68
					Check Total:	212.96
68193	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	BLUELINE RENTAL		154.15
					Check Total:	154.15
68194	07/25/2016	Water Enterprise Fund	Uniform & Clothing Expense	BOOT BARN		178.19

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68194	07/25/2016	Internal Service Fund	Uniform & Clothing Expense	BOOT BARN		200.00
					Check Total:	378.19
68195	07/25/2016	Water Enterprise Fund	Special Departmental Expense	BORGES & MAHONEY CO.		114.33
					Check Total:	114.33
68196	07/25/2016	General Fund	Uniform & Clothing Expense	BPS TACTICAL		475.00
					Check Total:	475.00
68197	07/25/2016	Internal Service Fund	Special Departmental Expense	CENTRAL SANITARY SUPPLY		1,762.97
					Check Total:	1,762.97
68198	07/25/2016	General Fund	Professional Services	CENTRAL VALLEY TOXICOLOGY INC.		146.00
					Check Total:	146.00
68199	07/25/2016	Water Enterprise Fund	Special Departmental Expense	CHEM QUIP, INC.		1,284.16
68199	07/25/2016	Water Enterprise Fund	Special Departmental Expense	CHEM QUIP, INC.		706.87
68199	07/25/2016	Water Enterprise Fund	Special Departmental Expense	CHEM QUIP, INC.		-300.00
					Check Total:	1,691.03
68200	07/25/2016	General Fund	Memberships & Subscriptions	CMTA		155.00
					Check Total:	155.00
68201	07/25/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		80.00
68201	07/25/2016	Internal Service Fund	Special Departmental Expense	COLEMAN HEATING & A/C		562.70
68201	07/25/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		188.50
68201	07/25/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		218.50
68201	07/25/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		176.00
68201	07/25/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		115.00
68201	07/25/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		165.00
68201	07/25/2016	Internal Service Fund	Professional Services	COLEMAN HEATING & A/C		75.00
					Check Total:	1,580.70
68202	07/25/2016	Internal Service Fund	Communications	COMCAST CABLE		13.24
68202	07/25/2016	Internal Service Fund	Communications	COMCAST CABLE		117.66
					Check Total:	130.90
68203	07/25/2016	General Fund	Professional Services	COMMERCIAL ELECTRONICS CORP		4,821.55
					Check Total:	4,821.55
68204	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		9.98

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68204	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		35.86
68204	07/25/2016	Water Enterprise Fund	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		-16.78
68204	07/25/2016	Water Enterprise Fund	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		-4.99
Check Total:						24.07
68205	07/25/2016	General Fund	Professional Services	CREDIT BUREAU ASSOCIATES		12.00
Check Total:						12.00
68206	07/25/2016	General Fund	Inspection Fees	CSG CONSULTANTS, INC.		17,600.00
68206	07/25/2016	General Fund	Plan Check Fees	CSG CONSULTANTS, INC.		439.88
68206	07/25/2016	General Fund	Plan Check Fees	CSG CONSULTANTS, INC.		3,316.18
68206	07/25/2016	General Fund	Plan Check Fees	CSG CONSULTANTS, INC.		2,409.09
68206	07/25/2016	General Fund	Plan Check Fees	CSG CONSULTANTS, INC.		225.00
68206	07/25/2016	General Fund	Plan Check Fees	CSG CONSULTANTS, INC.		225.00
Check Total:						24,215.15
68207	07/25/2016	Section 125 Medical	Deposits Section 125	JENNIFER DANIEL		78.82
Check Total:						78.82
68208	07/25/2016	General Fund Capital	Tree Inventory Grant (CalFire)	THE DAVEY TREE EXPERT COMPANY		4,544.00
Check Total:						4,544.00
68209	07/25/2016	General Fund	Communications	DELTA WIRELESS & NETWORK SOLUTIONS		4,692.50
68209	07/25/2016	General Fund	Communications	DELTA WIRELESS & NETWORK SOLUTIONS		50.00
68209	07/25/2016	General Fund	Communications	DELTA WIRELESS & NETWORK SOLUTIONS		1,490.00
Check Total:						6,232.50
68210	07/25/2016	General Fund	Special Departmental Expense	DEPT. OF JUSTICE		32.00
68210	07/25/2016	General Fund	Professional Services	DEPT. OF JUSTICE		337.00
Check Total:						369.00
68211	07/25/2016	General Fund	Professional Services	ELITE SECURITY PROTECTIVE SERVICES INC		1,900.00
Check Total:						1,900.00
68212	07/25/2016	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		64.79
68212	07/25/2016	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		126.33
68212	07/25/2016	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		70.18
68212	07/25/2016	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		70.18
Check Total:						331.48
68213	07/25/2016	Ferrari Ranch Project Fund	Professional Services	EMC PLANNING GROUP INC		6,960.13

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68213	07/25/2016	Reimbursement Agreements Fund	Professional Services	EMC PLANNING GROUP INC		4,672.15
Check Total:						11,632.28
68214	07/25/2016	Price Annexation LMA	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		223.95
68214	07/25/2016	Bell Crossing LNDSCP	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		26.90
68214	07/25/2016	Mello Ranch LNDSCP	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		44.80
68214	07/25/2016	Atwater South LNDSCP	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		80.65
68214	07/25/2016	General Fund	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		3,556.45
68214	07/25/2016	Stone Creek LNDSCP	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		53.75
68214	07/25/2016	Meadow View LNDSCP	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		98.55
68214	07/25/2016	Gas Tax/Street Improvement	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		107.50
68214	07/25/2016	Silva Ranch LNDSCP	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		26.85
68214	07/25/2016	Pajaro Dunes LMA	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		53.75
68214	07/25/2016	Camellia Meadows LNDSCP	Professional Services	ENVIRONMENTAL COMPLIANCE RESOURCES		26.85
Check Total:						4,300.00
68215	07/25/2016	Water Enterprise Fund	Special Departmental Expense	FASTENAL COMPANY		9.95
68215	07/25/2016	Gas Tax/Street Improvement	Small Tools	FASTENAL COMPANY		423.50
68215	07/25/2016	Internal Service Fund	Special Departmental Expense	FASTENAL COMPANY		23.49
68215	07/25/2016	Internal Service Fund	Small Tools	FASTENAL COMPANY		193.53
68215	07/25/2016	Sewer Enterprise Fund	Small Tools	FASTENAL COMPANY		60.92
68215	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	FASTENAL COMPANY		78.92
68215	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	FASTENAL COMPANY		41.26
Check Total:						831.57
68216	07/25/2016	Water Enterprise Fund	Special Departmental Expense	FERGUSON ENTERPRISES INC. #690		232.72
Check Total:						232.72
68217	07/25/2016	General Fund	Adult Slo-Pitch Softball	STEVE FLORIANO		75.00
68217	07/25/2016	General Fund	Summer Co-Ed Softball League	STEVE FLORIANO		75.00
Check Total:						150.00
68218	07/25/2016	General Fund	Adult Slo-Pitch Softball	THOMAS E. GOFF		100.00
Check Total:						100.00
68219	07/25/2016	General Fund	Professional Services	GUNRUNNER GUN SHOP		1,214.95
Check Total:						1,214.95
68220	07/25/2016	General Fund	Special Departmental Expense	HORIZON		151.02
68220	07/25/2016	General Fund	Special Departmental Expense	HORIZON		90.47
68220	07/25/2016	General Fund	Special Departmental Expense	HORIZON		426.39

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68221	07/25/2016	General Fund	Beginning Indoor Soccer	JULIANNE HUERTA		24.00
				Check Total:		667.88
68222	07/25/2016	Risk Management Fund	Professional Services	JACKSON LEWIS P.C.		1,716.00
				Check Total:		24.00
68223	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	JAM SERVICES, INC.		794.88
				Check Total:		1,716.00
68224	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	KELLOGG'S SUPPLY		203.40
				Check Total:		794.88
68225	07/25/2016	General Fund	Memberships & Subscriptions	LAFCO		5,937.77
				Check Total:		203.40
68226	07/25/2016	General Fund	Special Departmental Expense	LEXIPOL L.L.C.		3,150.00
				Check Total:		5,937.77
68227	07/25/2016	General Fund	Aquatics Program	MCNAMARA SPORTS		73.44
68227	07/25/2016	General Fund	Beginning Indoor Soccer	MCNAMARA SPORTS		562.68
68227	07/25/2016	General Fund	Beginning Indoor Soccer	MCNAMARA SPORTS		16.74
				Check Total:		3,150.00
68228	07/25/2016	General Fund	Professional Services	MERCED COUNTY ANIMAL CONTROL		24,252.00
				Check Total:		652.86
68229	07/25/2016	General Fund	Memberships & Subscriptions	MERCED COUNTY ASSOCIATION		14,400.00
				Check Total:		24,252.00
68230	07/25/2016	Water Enterprise Fund	Communications	MERCED COUNTY-CASTLE AIRPORT		6.12
				Check Total:		14,400.00
68231	07/25/2016	Aspenwood LD	Utilities	MERCED IRRIGATION DISTRICT		145.61
68231	07/25/2016	Atwater South LD	Utilities	MERCED IRRIGATION DISTRICT		303.63
68231	07/25/2016	Water Enterprise Fund	Utilities	MERCED IRRIGATION DISTRICT		9.51
68231	07/25/2016	Camellia Meadows LD	Utilities	MERCED IRRIGATION DISTRICT		49.59
68231	07/25/2016	Stone Creek LD	Utilities	MERCED IRRIGATION DISTRICT		179.36
68231	07/25/2016	Price Annexation LD	Utilities	MERCED IRRIGATION DISTRICT		148.79
68231	07/25/2016	Bell Crossing LD	Utilities	MERCED IRRIGATION DISTRICT		243.16

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68231	07/25/2016	General Fund	Utilities	MERCED IRRIGATION DISTRICT		1,511.39
68231	07/25/2016	Meadow View LD	Utilities	MERCED IRRIGATION DISTRICT		276.29
68231	07/25/2016	Price Annexation LMA	Utilities	MERCED IRRIGATION DISTRICT		18.30
68231	07/25/2016	Sewer Enterprise Fund	Utilities	MERCED IRRIGATION DISTRICT		4,157.34
68231	07/25/2016	Applegate Ranch Lndscp	Utilities	MERCED IRRIGATION DISTRICT		20.61
68231	07/25/2016	Sewer Enterprise Fund	Utilities	MERCED IRRIGATION DISTRICT		289.68
68231	07/25/2016	Mello Ranch LD	Utilities	MERCED IRRIGATION DISTRICT		284.25
68231	07/25/2016	Gas Tax/Street Improvement	Utilities	MERCED IRRIGATION DISTRICT		422.64
68231	07/25/2016	Mello Ranch 2 LD	Utilities	MERCED IRRIGATION DISTRICT		462.85
68231	07/25/2016	Applegate Ranch LD	Utilities	MERCED IRRIGATION DISTRICT		257.64
68231	07/25/2016	Bell Crossing LNDSCP	Utilities	MERCED IRRIGATION DISTRICT		15.61
68231	07/25/2016	Mello Ranch LNDSCP	Utilities	MERCED IRRIGATION DISTRICT		46.86
68231	07/25/2016	Stone Creek LNDSCP	Utilities	MERCED IRRIGATION DISTRICT		15.61
68231	07/25/2016	America West LD	Utilities	MERCED IRRIGATION DISTRICT		110.26
68231	07/25/2016	Juniper Meadows LD	Utilities	MERCED IRRIGATION DISTRICT		4.13
68231	07/25/2016	Camellia Estates LD	Utilities	MERCED IRRIGATION DISTRICT		49.59
Check Total:						9,022.70
68232	07/25/2016	General Fund	Special Departmental Expense	MERCED MEDICAL SUPPLY		24.00
Check Total:						24.00
68233	07/25/2016	Water Enterprise Fund	Printing & Advertising	MERCED SUN STAR-LEGALS		373.00
68233	07/25/2016	General Fund	Printing & Advertising	MERCED SUN STAR-LEGALS		108.00
68233	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	MERCED SUN STAR-LEGALS		155.00
68233	07/25/2016	General Fund	Printing & Advertising	MERCED SUN STAR-LEGALS		961.15
Check Total:						1,597.15
68234	07/25/2016	General Fund	Uniform & Clothing Expense	MERCED UNIFORM		195.60
68234	07/25/2016	General Fund	Uniform & Clothing Expense	MERCED UNIFORM		247.55
68234	07/25/2016	General Fund	Uniform & Clothing Expense	MERCED UNIFORM		181.28
68234	07/25/2016	General Fund	Uniform & Clothing Expense	MERCED UNIFORM		25.60
68234	07/25/2016	General Fund	Uniform & Clothing Expense	MERCED UNIFORM		147.43
68234	07/25/2016	General Fund	Uniform & Clothing Expense	MERCED UNIFORM		18.25
68234	07/25/2016	General Fund	Uniform & Clothing Expense	MERCED UNIFORM		63.97
Check Total:						879.68
68235	07/25/2016	Gas Tax/Street Improvement	Winton Way Road Improvements	MID VALLEY ENGINEERING		9,450.00
Check Total:						9,450.00
68236	07/25/2016	General Fund	Professional Services	ED MOLES, PH.D.		400.00
Check Total:						400.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68237	07/25/2016	General Fund	Professional Services	MONTE VISTA SMALL ANIMAL HOSPITAL		155.00
68237	07/25/2016	General Fund	Professional Services	MONTE VISTA SMALL ANIMAL HOSPITAL		35.00
68237	07/25/2016	General Fund	Professional Services	MONTE VISTA SMALL ANIMAL HOSPITAL		25.00
68237	07/25/2016	General Fund	Professional Services	MONTE VISTA SMALL ANIMAL HOSPITAL		304.60
					Check Total:	519.60
68238	07/25/2016	General Fund	Professional Services	MUNICIPAL RESOURCE GROUP, LLC		1,575.60
					Check Total:	1,575.60
68239	07/25/2016	General Fund	Professional Services	MUNICODE		500.00
					Check Total:	500.00
68240	07/25/2016	General Fund	Maint. Buildings & Grounds	NSP3		271.53
					Check Total:	271.53
68241	07/25/2016	General Fund	Office Supplies	THE OFFICE CITY		318.22
68241	07/25/2016	General Fund	Office Supplies	THE OFFICE CITY		109.56
68241	07/25/2016	General Fund	Office Supplies	THE OFFICE CITY		106.56
68241	07/25/2016	General Fund	Office Supplies	THE OFFICE CITY		71.04
68241	07/25/2016	General Fund	Office Supplies	THE OFFICE CITY		80.74
68241	07/25/2016	General Fund	Office Supplies	THE OFFICE CITY		142.08
68241	07/25/2016	Water Enterprise Fund	Office Supplies	THE OFFICE CITY		142.08
					Check Total:	970.28
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		-10.00
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		6.61
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		54.75
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		26.30
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		11.70
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		19.43
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		222.00
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		219.09
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		8.63
68242	07/25/2016	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		24.89
					Check Total:	583.40
68243	07/25/2016	General Fund	Maint. Buildings & Grounds	OUTDOOR CREATIONS, INC.		1,047.60
					Check Total:	1,047.60
68244	07/25/2016	Sewer Enterprise Fund	Professional Services	PACIFIC ECORISK		9,212.00
					Check Total:	9,212.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68245	07/25/2016	General Fund	Summer Co-Ed Softball League	FERNANDO PERALES		225.00
68245	07/25/2016	General Fund	Adult Slo-Pitch Softball	FERNANDO PERALES		75.00
Check Total:						300.00
68246	07/25/2016	General Fund	Professional Services	PRESTON'S LOCK & KEY		2.16
68246	07/25/2016	General Fund	Special Departmental Expense	PRESTON'S LOCK & KEY		4.32
68246	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	PRESTON'S LOCK & KEY		23.76
Check Total:						30.24
68247	07/25/2016	General Fund	Professional Services	PRIME SHINE, INC		297.50
Check Total:						297.50
68248	07/25/2016	General Fund	Professional Services	PVP COMMUNICATIONS		3,645.86
68248	07/25/2016	General Fund	Professional Services	PVP COMMUNICATIONS		988.00
Check Total:						4,633.86
68249	07/25/2016	General Fund	Professional Services	QUAD KNOPF		730.35
68249	07/25/2016	General Fund	Professional Services	QUAD KNOPF		2,240.08
68249	07/25/2016	General Fund Capital	Juniper Ped/Bike Path Infill	QUAD KNOPF		1,110.00
Check Total:						4,080.43
68250	07/25/2016	Water Enterprise Fund	Professional Services	RAFTELIS FINANCIAL		7,412.50
68250	07/25/2016	Sewer Enterprise Fund	Professional Services	RAFTELIS FINANCIAL		5,202.50
Check Total:						12,615.00
68251	07/25/2016	General Fund	Beginning Indoor Soccer	SALVADOR V. RANGEL		96.00
Check Total:						96.00
68252	07/25/2016	General Fund	Operations & Maintenance	RAY MORGAN COMPANY		138.28
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		382.34
68252	07/25/2016	General Fund	Operations & Maintenance	RAY MORGAN COMPANY		644.00
68252	07/25/2016	General Fund	Operations & Maintenance	RAY MORGAN COMPANY		236.19
68252	07/25/2016	General Fund	Operations & Maintenance	RAY MORGAN COMPANY		291.03
68252	07/25/2016	General Fund	Operations & Maintenance	RAY MORGAN COMPANY		897.67
68252	07/25/2016	Water Enterprise Fund	Operations & Maintenance	RAY MORGAN COMPANY		188.81
68252	07/25/2016	General Fund	Operations & Maintenance	RAY MORGAN COMPANY		539.80
68252	07/25/2016	General Fund	Operations & Maintenance	RAY MORGAN COMPANY		324.09
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		185.92
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		14.86
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		365.93
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		545.94
68252	07/25/2016	Sewer Enterprise Fund	Rents & Leases	RAY MORGAN COMPANY		135.74

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68252	07/25/2016	Water Enterprise Fund	Rents & Leases	RAY MORGAN COMPANY		135.75
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		365.93
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		14.86
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		365.93
68252	07/25/2016	General Fund	Rents & Leases	RAY MORGAN COMPANY		14.86
					Check Total:	5,787.93
68253	07/25/2016	General Fund	Uniform & Clothing Expense	RED WING SHOE STORES		110.15
68253	07/25/2016	General Fund	Uniform & Clothing Expense	RED WING SHOE STORES		47.69
					Check Total:	157.84
68254	07/25/2016	RDVLPMT Obligation Retirement	Project Retention	ROLFE CONSTRUCTION		-2,477.50
68254	07/25/2016	RDVLPMT Obligation Retirement	Atw Blvd Strscp-Dwntwn Sub	ROLFE CONSTRUCTION		49,550.00
					Check Total:	47,072.50
68255	07/25/2016	RDVLPMT Obligation Retirement	Professional Services	ROSENOW SPEVACEK GROUP INC.		330.00
					Check Total:	330.00
68256	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	SAFE-T-LITE		1,508.58
68256	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	SAFE-T-LITE		372.60
					Check Total:	1,881.18
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		28.00
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		31.00
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		25.00
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		38.00
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		25.00
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		31.00
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		33.00
68257	07/25/2016	Internal Service Fund	Professional Services	SAN JOAQUIN PEST CONTROL		18.00
					Check Total:	229.00
68258	07/25/2016	General Fund	Special Departmental Expense	SAVE MART SUPERMARKETS		24.67
					Check Total:	24.67
68259	07/25/2016	Sewer Enterprise Fund	Utilities	SIEMENS FINANCIAL SERVICES, INC.		40,117.08
					Check Total:	40,117.08
68260	07/25/2016	Water Enterprise Fund	Special Departmental Expense	SJVAPCD		502.00
					Check Total:	502.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68261	07/25/2016	General Fund	Professional Services	SPEEDY D		175.00
					Check Total:	175.00
68262	07/25/2016	General Fund	Special Departmental Expense	STAPLES BUSINESS ADVANTAGE		16.18
68262	07/25/2016	General Fund	Special Departmental Expense	STAPLES BUSINESS ADVANTAGE		25.90
68262	07/25/2016	General Fund	Special Departmental Expense	STAPLES BUSINESS ADVANTAGE		1.71
68262	07/25/2016	General Fund	Special Departmental Expense	STAPLES BUSINESS ADVANTAGE		19.33
68262	07/25/2016	General Fund	Office Supplies	STAPLES BUSINESS ADVANTAGE		51.05
					Check Total:	114.17
68263	07/25/2016	General Fund	Professional Services	STERICYCLE, INC.		55.58
					Check Total:	55.58
68264	07/25/2016	General Fund	Professional Services	SVAOBO		65.00
					Check Total:	65.00
68265	07/25/2016	General Fund	Special Departmental Expense	TEN-FOUR COMMUNICATIONS		353.27
					Check Total:	353.27
68266	07/25/2016	Ferrari Ranch Project Fund	Professional Services	THOMAS H. TERPSTRA		137.50
68266	07/25/2016	Sewer Enterprise Fund	Professional Services	THOMAS H. TERPSTRA		670.00
68266	07/25/2016	General Fund	Professional Services	THOMAS H. TERPSTRA		5,294.83
68266	07/25/2016	Water Enterprise Fund	Professional Services	THOMAS H. TERPSTRA		680.00
68266	07/25/2016	Risk Management Fund	Professional Services	THOMAS H. TERPSTRA		1,755.00
					Check Total:	8,537.33
68267	07/25/2016	Internal Service Fund	Operations & Maintenance	TESEI PETROLEUM, INC.		1,854.41
68267	07/25/2016	Internal Service Fund	Operations & Maintenance	TESEI PETROLEUM, INC.		7,055.55
					Check Total:	8,909.96
68268	07/25/2016	Water Enterprise Fund	Professional Services	THE UPS STORE		30.69
					Check Total:	30.69
68269	07/25/2016	General Fund	Professional Services	TRACNET		19,755.43
					Check Total:	19,755.43
68270	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	TRACTOR SUPPLY CREDIT PLAN		43.19
68270	07/25/2016	Internal Service Fund	Small Tools	TRACTOR SUPPLY CREDIT PLAN		44.24
68270	07/25/2016	Internal Service Fund	Operations & Maintenance	TRACTOR SUPPLY CREDIT PLAN		36.71
68270	07/25/2016	General Fund	Special Departmental Expense	TRACTOR SUPPLY CREDIT PLAN		9.90
68270	07/25/2016	General Fund	Special Departmental Expense	TRACTOR SUPPLY CREDIT PLAN		22.64

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
68270	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	TRACTOR SUPPLY CREDIT PLAN		7.52
68270	07/25/2016	Sewer Enterprise Fund	Special Departmental Expense	TRACTOR SUPPLY CREDIT PLAN		5.39
68270	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	TRACTOR SUPPLY CREDIT PLAN		16.19
68270	07/25/2016	General Fund	Special Departmental Expense	TRACTOR SUPPLY CREDIT PLAN		8.63
68270	07/25/2016	Sewer Enterprise Fund	Small Tools	TRACTOR SUPPLY CREDIT PLAN		18.35
Check Total:						212.76
68271	07/25/2016	Risk Management Fund	Disability Insurance	UNUM LIFE INSURANCE		2,432.53
68271	07/25/2016	Risk Management Fund	Life Insurance	UNUM LIFE INSURANCE		1,087.06
68271	07/25/2016	Risk Management Fund	Disability Insurance	UNUM LIFE INSURANCE		565.00
Check Total:						4,084.59
68272	07/25/2016	Sewer Enterprise Fund	Professional Services	VEOLIA WATER NORTH AMERICA OPERATING		148,046.02
68272	07/25/2016	Sewer Enterprise Fund	Professional Services	VEOLIA WATER NORTH AMERICA OPERATING		888.28
68272	07/25/2016	Sewer Enterprise Fund	Professional Services	VEOLIA WATER NORTH AMERICA OPERATING		148,194.07
Check Total:						297,128.37
68273	07/25/2016	Employee Benefits Fund	Vision Insurance	VISION SERVICE PLAN (CA)		887.79
68273	07/25/2016	Employee Benefits Fund	Vision Insurance	VISION SERVICE PLAN (CA)		3,442.43
Check Total:						4,330.22
68274	07/25/2016	Internal Service Fund	Special Departmental Expense	WARD ENTERPRISES		171.18
68274	07/25/2016	Internal Service Fund	Special Departmental Expense	WARD ENTERPRISES		37.17
68274	07/25/2016	Internal Service Fund	Special Departmental Expense	WARD ENTERPRISES		31.31
Check Total:						239.66
68275	07/25/2016	Internal Service Fund	Utilities	WEST COAST GAS CO. INC.		21.96
Check Total:						21.96
68276	07/25/2016	Sewer Fund Capital Replacement	Wastewater Trtmt Plt Exp	WEST YOST & ASSOCIATES		37,703.63
Check Total:						37,703.63
68277	07/25/2016	Water Enterprise Fund	Utilities	WGL ENERGY SYSTEMS, INC		25,565.26
68277	07/25/2016	Internal Service Fund	Utilities	WGL ENERGY SYSTEMS, INC		2,410.83
Check Total:						27,976.09
68278	07/25/2016	Sewer Enterprise Fund	Professional Services	WILLDAN FINANCIAL SERVICES		500.00
Check Total:						500.00
68279	07/25/2016	General Fund	Adult Slo-Pitch Softball	CLINTON WILLIAMS		75.00
68279	07/25/2016	General Fund	Summer Co-Ed Softball League	CLINTON WILLIAMS		50.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	125.00
68280 ✓	07/25/2016	Sewer Enterprise Fund	Small Tools	WINTON HARDWARE		46.20
68280	07/25/2016	Water Enterprise Fund	Special Departmental Expense	WINTON HARDWARE		0.75
68280	07/25/2016	Water Enterprise Fund	Small Tools	WINTON HARDWARE		209.09
68280	07/25/2016	Water Enterprise Fund	Special Departmental Expense	WINTON HARDWARE		60.44
68280	07/25/2016	Internal Service Fund	Special Departmental Expense	WINTON HARDWARE		10.73
68280	07/25/2016	General Fund	Small Tools	WINTON HARDWARE		85.98
68280	07/25/2016	Water Enterprise Fund	Special Departmental Expense	WINTON HARDWARE		2.99
68280	07/25/2016	Water Enterprise Fund	Special Departmental Expense	WINTON HARDWARE		3.54
68280	07/25/2016	Water Enterprise Fund	Small Tools	WINTON HARDWARE		10.49
68280	07/25/2016	Internal Service Fund	Special Departmental Expense	WINTON HARDWARE		91.36
68280	07/25/2016	Gas Tax/Street Improvement	Special Departmental Expense	WINTON HARDWARE		47.35
68280	07/25/2016	General Fund	Special Departmental Expense	WINTON HARDWARE		19.22
					Check Total:	588.14
68281 ✓	07/25/2016	Internal Service Fund	Operations & Maintenance	X-ERGON		226.83
					Check Total:	226.83
68282 ✓	07/25/2016	General Fund	Summer Co-Ed Softball League	RICHARD A. ZAMARRIPA		75.00
68282	07/25/2016	General Fund	Adult Slo-Pitch Softball	RICHARD A. ZAMARRIPA		50.00
					Check Total:	125.00
					Report Total:	1,195,757.61



CITY OF ATWATER

CITY COUNCIL

ACTION MINUTES

July 11, 2016

OPEN SESSION: (Council Chambers)

The City Council of the City of Atwater met in Open Session this date at 5:05 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Price presiding.

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Pledge of Allegiance was led by Mayor Price.

ROLL CALL:

Present: City Council Member Raymond, Mayor Pro Tem Bergman, Mayor Price

Absent: City Council Members Rivero, Vineyard

Staff Present: City Manager/Police Chief Pietro, City Attorney Terpstra, City Clerk Del Real, Recording Secretary Bengtson-Jennings

CLOSED SESSION: (Conference Room A)

Mayor Price invited public comments on Closed Session items.

No one came forward to speak at this time.

Mayor Price adjourned the meeting to Conference Room A for Closed Session at 5:06 PM. Closed Session was called to order at 5:10 PM.

Conference with Legal Counsel – Anticipated Litigation – Government Code Section 54956.9(b): Number of cases: (1)

Closed Session adjourned at 5:40 PM.

REGULAR SESSION: (Council Chambers)

The City Council of the City of Atwater met in Regular Session this date at 6:01 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Price presiding.

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Pledge of Allegiance was led by Mayor Price.

INVOCATION:

The Invocation was led by Police Chaplain McClellan.

ROLL CALL:

Present: City Council Member Raymond, Mayor Pro Tem Bergman, Mayor Price

Absent: City Council Members Rivero, Vineyard

Staff Present: City Manager/Police Chief Pietro, City Attorney Terpstra, Police Lieutenant Joseph, Community Development Director McBride, Interim Public Works Director Faretta, City Clerk Del Real, Recording Secretary Bengtson-Jennings

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

City Attorney Terpstra reported that no action was taken and staff was given direction. The Closed Session agenda was completed.

SUBSEQUENT NEED ITEMS: *None.*

APPROVAL OF AGENDA AS POSTED OR AS AMENDED:

Agenda item #3 on the consent calendar under Ordinances (Waiving Second Reading and Adoption), "Waiving the second reading and adopting Ordinance No. CS 974 amending Chapter 8.50 to 8.60 of the Atwater Municipal Code regarding commercial marijuana cultivation, processing, delivery, and dispensing and regarding personal cultivation of medical marijuana," was removed from the agenda in its entirety.

MOTION: ***Mayor Pro Tem Bergman moved to approve the agenda as amended. The motion was seconded by Mayor Price and the vote was: Ayes: Bergman, Raymond, Price; Noes: None; Absent: Vineyard, Rivero. The motion carried.***

PRESENTATIONS:

Monthly verbal report by Merced County District 3 Supervisor McDaniel

Merced County District 3 Supervisor McDaniel reported on several items:

- ***Merced County permitting activity: 16% increase in administration of applications; 50% increase in minor subdivisions; 2 more properties sold.***
- ***Merced County Department of Mental Health, Behavioral Health Campus groundbreaking: Wednesday, July 13, 2016 at 9:00 AM at 301 East 13th Street, Merced.***
- ***Merced County proposed Fiscal Year 2016-17 Budget: temporary operating plan was approved June 28, 2016; the Board of Supervisors will consider the final budget for approval September 20, 2016 at 11:00 AM.***
- ***Viper (Violence Interruption Prevention Emergency Response) Program: \$4.5 million in state funding has been secured for the program, to be paid over the next three years; Merced County has committed to a 10% match of funds.***
- ***Highway 99 repairs: resurfacing of Highway 99 between Franklin and Applegate Roads will take place July 17–21, 2016 from 7:00 PM to 6:00 AM.***

Supervisor McDaniel clarified that Fruitland Avenue is within City of Atwater limits. He thanked the 4th of July Committee for their efforts with this year's event, those who helped with the recent visit of the President and his family to Atwater/Yosemite, and the Community Development Department for their timely assistance restoring phone service to a constituent.

Mayor Price announced that approximately 13,000 people attended this year's 4th of July event at Castle and he too thanked those who helped.

COMMENTS FROM THE PUBLIC:

Notice to the public was read.

LORI JOHNSON, Atwater, spoke regarding her recent claims against the City and stated she believes her rights are being taken away.

RICHARD JOHNSON, Atwater, voiced his frustrations and anger with the Police Department for their alleged "harassment" and lack of assistance.

No one else came forward to speak.

CONSENT CALENDAR:

MOTION: Mayor Pro Tem Bergman moved to approve the consent calendar as amended. The motion was seconded by City Council Member Raymond and the

vote was: Ayes: Raymond, Bergman, Price; Noes: None; Absent: Vineyard, Rivero. The motion carried.

WARRANTS:

1. July 11, 2016

ACTION: Approval of warrants as listed.

MINUTES: (City Council)

2. Regular meeting, June 27, 2016

ACTION: Approval of minutes as listed.

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

3. Waiving the second reading and adopting Ordinance No. CS 974 amending Chapter 8.50 to 8.60 of the Atwater Municipal Code regarding commercial marijuana cultivation, processing, delivery, and dispensing and regarding personal cultivation of medical marijuana (City Attorney Terpstra)

This item was removed from the agenda in its entirety.

REPORTS:

4. Monthly review of local drought emergency (City Attorney Terpstra)

ACTION: Reaffirms the facts and findings in Resolution No. 2823-15 declaring the existence of a local drought emergency.

INFORMATIONAL ITEMS ONLY (NO ACTION REQUIRED):

5. Police Department activities and projects for the month of June, 2016 (Police Lieutenant Joseph)
6. Police Volunteer activities for the month of June, 2016 (Police Volunteer Vineyard)
7. Fire Department activities and projects for the month of June, 2016 (CAL FIRE Battalion Chief Pimentel)
8. Public Works Department activities and projects for the month of June, 2016 (Interim Public Works Director Faretta)

PUBLIC HEARINGS:

Confirming the engineer's reports and ordering the annual levy for the Lighting and Drainage and Landscape Assessment Maintenance Districts for Fiscal Year 2016/17 (Community Development Director McBride)

Mayor Price opened the public hearing for this item.

No one came forward to speak and Mayor Price closed the public hearing.

For the record, no majority protest occurred.

Mickey Ashley, representing Willdan Financial Services, stated that there are sufficient funds available to increase the level of service within the majority of the Landscape Assessment Maintenance Districts.

MOTION: Mayor Pro Tem Bergman moved to adopt Resolution No. 2909-16 confirming the engineer's reports and ordering the continued maintenance of the City of Atwater Lighting and Drainage and Landscape Assessment Maintenance Districts and levy of assessments for Fiscal Year 2016/17. The motion was seconded by Mayor Price and the vote was: Ayes: Raymond, Bergman, Price; Noes: None; Absent: Rivero, Vineyard. The motion carried.

CITY COUNCIL MATTERS:

City Council comments and requests for future agenda items

City Council Member Raymond stated for the record that he will submit a request for a future regular City Council meeting agenda item, to extend the fee reduction program for residential building. He spoke to all law enforcement agencies and said, "You are in our prayers."

Mayor Pro Tem Bergman echoed City Council Member Raymond's comments and asked that the meeting be adjourned in memory of the officers who lost their lives in the last week.

Mayor Price spoke regarding the 4th of July event and thanked Greg and Pinky McDaniel for their efforts coordinating the event, the Make A Wish Foundation for granting Kayla Damien's wish to be "Honorary Mayor of the Day" in Atwater, Twila for singing the National Anthem with a broken ankle, and to all those who participated in and patronized the event. He spoke of the recent events in Dallas this week and asked the community to pray for calm and to put aside ill feelings.

CLOSED SESSION:

Continuation of Closed Session was not necessary.

ADJOURNMENT:

The meeting adjourned to Monday, July 18, 2016 at 4:30 PM in the City Council Chambers to hold a public hearing regarding the City of Atwater 2014-2023 Housing Element Update.

The meeting adjourned in memory of the Dallas Police Officers who were killed in the line of duty this past week.

The meeting adjourned at 6:47 PM.

JEANNA DEL REAL, CMC
CITY CLERK

By: Kim Bengtson-Jennings,
Recording Secretary



CITY OF ATWATER

CITY COUNCIL ADJOURNED MEETING

ACTION MINUTES

July 18, 2016

CALL TO ORDER:

The City Council of the City of Atwater met in Adjourned Session this date at 4:33 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Price presiding.

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Pledge of Allegiance was led by Mayor Price.

ROLL CALL:

Present: City Council Member Raymond, Mayor Pro Tem Bergman,
Mayor Price

Absent: City Council Members Rivero, Vineyard

Staff Present: City Manager/Police Chief Pietro, Community Development
Director McBride, Senior Planner Hendrix, City Clerk Del Real,
Recording Secretary Bengtson-Jennings

COMMENTS FROM THE PUBLIC:

Notice to the public was read.

No one came forward to speak at this time.

PUBLIC HEARING:

City of Atwater 2014-2023 Housing Element Update (Community Development Director McBride)

Richard James, Principal, EMC Planning Group, provided a brief overview of the City of Atwater 2014-2023 Housing Element Update.

Mayor Price opened the public hearing for this item.

No one came forward to speak and Mayor Price closed the public hearing.

MOTION: Mayor Pro Tem Bergman moved to adopt Resolution No. 2910-16 adopting the Negative Declaration, approving the 5th Cycle Housing Element (2014-2023), and authorizing and directing staff to submit the approved 5th Cycle Housing Element (2014-2023) to the Department of Housing and Community Development for certification. The motion was seconded by City Council Member Raymond and the vote was: Ayes: Bergman, Raymond, Price; Noes: None; Absent: Vineyard, Rivero. The motion carried.

ADJOURNMENT:

The meeting adjourned at 4:49 PM.

JEANNA DEL REAL, CMC
CITY CLERK

By: Kim Bengtson-Jennings,
Recording Secretary

July 18, 2016

Honorable Mayor and Members
of the Atwater City Council

City Council Meeting
of July 25, 2016

**FISCAL YEAR 2015/2016 REGIONAL SURFACE TRANSPORTATION
PROGRAM (RSTP) EXCHANGE FUNDS**

RECOMMENDATION:

It is recommended that the City Council consider:

- Adopting Resolution No. 2904-16, authorizing and directing the City Manager to execute and file the Regional Surface Transportation Program (RSTP) Exchange Funds Claim for Fiscal Year 2015/2016.

BACKGROUND:

Annually, Merced County Association of Governments (MCAG) provides the City of Atwater the opportunity to participate in the exchange of unobligated federal transportation funds for state funds under the Regional Surface Transportation Program (RSTP) Exchange Funds Program. Exchanging federal funds for state funds provides for more flexibility in the use of such transportation monies.

The claim form requires the City to designate project(s) that are defined under Sections 133(b) and 133(c) of Title 23, United States Code and Article XIX of the California State Constitution, implemented in accordance with the requirements of Section 182.6(d)(1) of the Streets and Highway Code. During Fiscal Year 2014/2015, eligible projects that were completed included pothole filling, road crack filling, school zone striping; sidewalk removal, replacement and repair; traffic signal light improvements; and upgrades and repairs to lighted crosswalks throughout the City.

ANALYSIS

The allocation of RSTP exchange funds to each jurisdiction is calculated by population. In order to obtain these funds as quickly as possible, it is necessary to file an exchange claim form (EXHIBIT "A") with an authorizing resolution from the City Council. The claim form and resolution must be filed and returned to MCAG for processing. The MCAG Governing Board adopted their resolution approving the disbursement of FY 2015/2016 RSTP funds at their June 30, 2016 meeting.

FISCAL IMPACT:

By adopting this resolution and filing an exchange form, the City will receive \$314,413.

CONCLUSION:

This staff report is submitted for City Council consideration and possible action.

Respectfully submitted,

/s/ Patrick E. Faretta

Patrick E. Faretta
Interim Public Works Director



**Claim to the Merced County Association of Governments
 for Regional Surface Transportation Program (RSTP) Funds in Exchange for
 State Highway Account Funds FY 2015/2016**

Claimant: **City of Atwater**

FY 15/16 Claim Amount: **\$314,413**

Claim Guidelines:

Projects outlined in the table below to be funded with this claim are only those projects that are defined under Sections 133(b) and 133(c) of Title 23, United States Code and Article XIX of the California State Constitution, implemented in accordance with the requirements of Section 182.6(d)(1) of the Streets and Highways Code.

Claim Instructions:

1. List (print or type) each **INDIVIDUAL** project to be funded with this claim.
2. List the amount of funds to be used for each project.
3. If the project is not a capacity expanding project and is exempt from the air quality conformance analysis check the "Exempt" box. (☒)
4. If the project is a capacity expanding project and the "build" alternative of the air quality conformance analysis has been completed for the project as required check the "Air Quality" box. (☒)

Project	Cost of Project	Air Quality	Exempt
1. Roadway Rehabilitation/Repair. Pothole patching, crack filling, school zone striping, crosswalk painting, purchase and installation of solar powered crosswalk warning signs and rehab/repair of lighted crosswalks, replace traffic buttons and repainted directional arrows and other road markings in various major collector locations within the city.	\$ 53,956.00	<input type="checkbox"/>	<input type="checkbox"/>
2. Installation of Loop System at Winton Way & Juniper Avenue. Modification and repair to loop detection system at traffic signal located at Buhach Road and Santa Fe Drive.	\$ 134,000.00	<input type="checkbox"/>	<input type="checkbox"/>
3. Sidewalk modifications and safety improvements to comply with ADA requirements in various locations within the city.	\$ 83,957.00	<input type="checkbox"/>	<input type="checkbox"/>

4. Re-wire traffic signal at Sycamore Avenue and Applegate Road.	\$ 42,500.00	<input type="checkbox"/>	<input type="checkbox"/>

It is understood by this claimant (**City of Atwater**) that payment of this claim is subject to approval by the MCAG Governing Board and must be in accordance with the MCAG and Caltrans Agreement. Said monies (and the interest earned on such monies subsequent to allocation) will be used only for those purposes for which the claim is approved.

The undersigned claimant, by accepting these funds agrees to establish a special account for the purpose of depositing funds received from MCAG pursuant to this agreement:

- a. For cities, within their Special Gas Tax Street Improvement Fund; or
- b. For the county, within their County Road Fund

The undersigned claimant, by accepting these funds, agrees to grant the State of California auditors access to their books and records for the purpose of verifying that funds paid hereunder are properly accounted for and proceeds are expended in accordance with the terms of this agreement. All documents will be available for inspection by authorized Caltrans agents at any time during the project development and for a four-year period from the date of completion of the project, or one year after the audit is completed or waived by Caltrans, whichever is later.

If the undersigned claimant fails to use funds received hereunder in accordance with the terms of the agreement, the claimant agrees to return the exchange funds to MCAG for credit to the special account described above.

Further, the Chief Financial Officer of the claimant certifies that the financial information contained herein, is reasonable and accurate to the best of his/her knowledge.

Authorized Representative:

Signature

Print Name

Title

Date

Signature of Chief Financial Officer

Print Name



CITY COUNCIL OF THE CITY OF ATWATER

RESOLUTION NO. 2904-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATWATER AUTHORIZING THE CITY MANAGER TO EXECUTE AND FILE THE REGIONAL SURFACE TRANSPORTATION PROGRAM (RSTP) EXCHANGE FUNDS CLAIM FOR FISCAL YEAR 2015-16

WHEREAS, the the Merced County Association of Governments (MCAG) and the California Department of Transportation (CalTrans) have entered into an Standard Agreement contract to exchange unobligated balances of federally funded Regional Surface Transportation Program (RSTP) funds with non-federal State Highway Account funds; and

WHEREAS, CalTrans Division of Programming releases a 5-year ESTIMATE of RSTP Exchange Program apportionments for inclusion in the Federal Transportation Improvement Program (FTIP) Programming document every 2-years to California Metropolitan Planning Organizations (MPOs); and

WHEREAS, MCAG is the designated MPO for Merced County; and

WHEREAS, the Annual RSTP Exchange Program fund apportionment is an estimate and subject to change during the fiscal year (FY) due to many Federal Surface Transportation Bill variables including the annual appropriations act as well as other Congressional action (i.e. rescissions); and

WHEREAS, a FINAL RSTP Exchange apportionment amount is published at the end of the FY 15-16 and can be different than the ESTIMATE RSTP Exchange apportionment figure; and

WHEREAS, annually, CalTrans sends MCAG a Standard Agreement contract that includes an RSTP Exchange Program apportionment figure; and

WHEREAS, MCAG applies a RSTP population based distribution formula using current Department of Finance (DOF) population estimates (January 2015) to the RSTP apportionment to determine the amount of RSTP Exchange funds to be distributed to MCAG member jurisdictions; and

WHEREAS, the City of Atwater has an ESTIMATE RSTP Exchange Program fund apportionment amount available to claim in FY 15-16 of \$314,413; and

WHEREAS, payment of the ESTIMATE RSTP Exchange fund claim will be subject to all conditions specified in the fully executed standard contract agreement between MCAG and CalTrans, as well as the MCAG RSTP Exchange claim form requirements: Projects to be funded with this claim are only those projects that are defined under Sections 133(b) and 133(c)

of Title 23, United States Code and Article XIX of the California State Constitution, implemented in accordance with the requirements of Section 182.6(d)(1) of the Streets and Highways Code; and

WHEREAS, if the FINAL RSTP Exchange apportionment figure is higher for FY 15-16 than the ESTIMATE RSTP Exchange apportionment figure, CalTrans would have to revise the RSTP Exchange Standard Agreement contract with the higher RSTP figure before MCAG could instruct the Merced County Auditor Controller's Officer to distribute a greater amount of RSTP Exchange Program funds to member agencies, than identified in this resolution; and

WHEREAS, if the FINAL RSTP Exchange apportionment figure is lower for FY 15-16 than the ESTIMATE RSTP Exchange apportionment amount, CalTrans does not have to revise the RSTP Exchange contract with the lower amount before MCAG could recalculate the available RSTP Exchange Program funds using the same population based formula and then instruct the Merced County Auditor Controller's Officer to distribute the lower FY 15-16 FINAL RSTP Exchange program fund amount to member agencies; and

WHEREAS, the City of Atwater has established special gas tax street improvement fund as a requirement to receive the RSTP Exchange Program funds; and

WHEREAS, it is deemed in the best interest of the City of Atwater that the City Manager be authorized to sign the RSTP exchange fund claim for Fiscal Year 2015-2016 and to submit said claim to MCAG for processing.

NOW, THEREFORE, BE IT RESOLVED that the City Manager is authorized and directed to sign and file the above described RSTP exchange fund claim on behalf of the City of Atwater for the amount of \$314,413.

The foregoing resolution is hereby adopted this 25th day of July, 2016.

**AYES:
NOES:
ABSENT:**

APPROVED:

JAMES E. PRICE, MAYOR

ATTEST:

**JEANNA DEL REAL, CMC
CITY CLERK**

July 14, 2016

Honorable Mayor and Members
of the Atwater City Council

City Council Meeting
of July 25, 2016

APPROVING ANNUAL LOCAL TRANSPORTATION FUND (LTF) CLAIM

RECOMMENDATION:

It is recommended that the City Council consider:

- Adopting Resolution No. 2912-16 approving the annual Local Transportation fund (LTF) claim to be filed with the Merced County Association of Governments (MCAG) for Fiscal Year 2016-2017.

BACKGROUND:

The City of Atwater is eligible to submit an annual claim for disbursements of Local Transportation Funds (LTF). The Merced County Association of Governments (MCAG) is the administering agency for the allocation of these disbursements. Disbursements are made after eligible jurisdictions submit an authorizing resolution and claim form to MCAG.

ANALYSIS:

LTF funds are disbursed to eligible jurisdictions for non-transit uses such as maintenance of streets and roads in local communities. The MCAG Governing Board approved the LTF Apportionment Schedule (“**EXHIBIT A**”) at its regular meeting of May 19, 2016. The apportionment schedule is calculated by population and percentages of transit level of service.

Based upon this apportionment schedule, the City of Atwater is eligible to receive \$297,580 in LTF funding for Fiscal year 2016/2017.

FISCAL IMPACT:

By adopting this resolution, the City will receive \$297,580 in LTF funding for Fiscal Year 2016-2017. These funds will be programmed in the City’s 2016-2017 Fiscal Year Budget.

CONCLUSION:

This staff report is submitted for City Council consideration and possible action.

Respectfully submitted,

/s/ Patrick E. Faretta

Patrick E. Faretta
Interim Public Works Director

June 14, 2016

Frank Pietro, City Manager
City of Atwater
750 Bellevue Road
Atwater, CA 95301

Dear Mr. Pietro:

Attached you will find a claim form and sample approving resolution with which the City of Atwater may claim **Fiscal Year 2016-2017** Local Transportation Funds (LTF).

As you know, these monies are designated first for identified transit needs, after which any balance may be expended for non-transit uses such as streets and roads. The MCAG Governing Board approved the LTF Apportionment Schedule on **Thursday, May 19, 2016**. **The amount available to claim by the City of Atwater is \$297,580.**

The completed claim form and an authorizing City resolution should be received by MCAG by July 29, 2016 to go before the MCAG Governing Board for approval. If you should have any questions regarding this matter, please call me at 723-3153, ext. 319.

Sincerely,



Natalia Austin
Analyst

Attachments: LTF Apportionment Schedule
Local Transportation Funds (LTF) instructions and claim forms
Sample authorizing resolution

RESOLUTION NO. 2016/05-19-05

**RESOLUTION OF THE MERCED COUNTY ASSOCIATION OF GOVERNMENTS
GOVERNING BOARD APPROVING APPORTIONMENT SCHEDULE FOR LOCAL
TRANSPORTATION FUND (LTF) MONIES FOR THE FISCAL YEAR 2016/2017**

WHEREAS, Merced County Association of Governments (MCAG) is designated the Regional Transportation Planning Agency for Merced County; and

WHEREAS, the Transit Joint Powers Authority for Merced County (TJPA) provides consolidated transit service throughout Merced County, and provides public transportation services to the general public; and

WHEREAS, The TJPA as the transit service provider for Merced County proposes to serve, at a minimum, all claimant areas of Merced County within their jurisdictions at the level of public transportation services that are reasonable to meet as defined by the MCAG Governing Board; and

WHEREAS, Specific efforts undertaken by MCAG in the transportation planning process and approval of the unmet transit needs process were previously approved by the MCAG Governing Board in Resolution in May 2016; and

WHEREAS, the Yosemite Area Regional Transportation System (YARTS) provides mass transit service in the Yosemite region, including Merced County, and provides public transportation services to the general public; and

WHEREAS, The Merced County Auditor/Controller claims \$3,250 for administration of the LTF Apportionment distribution for FY 15/16 pursuant to PUC, Division 10, Part 11, Chapter 4, Article 4, Section 99233.1 administration allocations; and

WHEREAS, MCAG claims \$77,400 for administration for FY 15/16 LTF apportionment funds pursuant to PUC, Division 10, Part II, Chapter 4, Article 4, Section 99233.1 administration allocations and \$398,400 for planning pursuant to PUC, Division 10, Part 11, Chapter 4, Article 4, Section 99233.2 planning and programming allocation; and

WHEREAS, after the above needs there are funds remaining, which can be distributed to local jurisdictions for transportation purposes including street and road maintenance;

NOW THEREFORE BE IT RESOLVED, that the Local Transportation Funds (LTF) apportionment schedule for Fiscal Year 2016-2017 is:

County Auditor-Controller administrative cost	\$3,250
MCAG administrative expense	\$77,400
MCAG planning	\$398,400
Transit Joint Powers Agency Needs	\$4,732,536
YARTS Operating Needs	\$200,000
City of Atwater	\$297,580
City of Dos Palos	\$53,238
City of Gustine	\$57,831
City of Livingston	\$137,094
City of Los Banos	\$389,623
City of Merced	\$831,156
Merced County	\$921,892
Total	\$8,100,000

The above resolution was approved by the Merced County Association of Governments on May 19, 2016 by Director Villalta, who moved its adoption, which motion was duly seconded by Director Oliveira and which was adopted by the following vote:

AYES: Directors Pedrozo, Kelsey, O'Banion, Price, McGlynn, Oliveira, Villalta, Thurston

NOES: None

APPROVED:



Marjie Kim, Executive Director
Merced County Association of Governments



Deidre Kelsey, Chair
Merced County Association of Governments
Governing Board



CITY COUNCIL OF THE CITY OF ATWATER

RESOLUTION NO. 2912-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATWATER APPROVING THE ANNUAL LOCAL TRANSPORTATION FUND (LTF) CLAIM TO BE FILED WITH THE MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG) FOR FISCAL YEAR 2016-2017

WHEREAS, under the Transportation Development Act (TDA) of 1971, Local Transportation Fund (LTF) monies are available to cities for public transportation, construction and maintenance of local streets and roads, and for pedestrian or bicycle facilities under certain circumstances; and

WHEREAS, the City of Atwater meets all requirements to qualify for said apportionment allocated through the Merced County Association of Governments (MCAG), as the designated local transportation and planning agency; and

WHEREAS, the annual allocations of LTF monies to each jurisdiction have been calculated by population; and

WHEREAS, the City of Atwater has LTF monies available to claim in the amount of **\$297,580** for Fiscal Year 2016-2017; and

WHEREAS, the City's proposed expenditures of LTF monies are in conformity with Regional Transportation Plan as prepared by MCAG; and

WHEREAS, the City has submitted a certified fiscal audit within 180 day after the end of fiscal year, except where an extension (90-days maximum) was granted by MCAG.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Atwater does hereby authorize filing of the annual LTF claim for Fiscal Year **2016-2017** in the amount of **\$297,580**.

BE IT FURTHER RESOLVED it is deemed in the best interest of the City of Atwater that the City Manager and the City Finance Director be authorized to sign the LTF claim form for Fiscal Year **2016-2017**, and to submit said claim to MCAG for processing.

The foregoing resolution is hereby adopted this 25th day of July, 2016.

**AYES:
NOES:
ABSENT:**

APPROVED:

JAMES E. PRICE, MAYOR

ATTEST:

**JEANNA DEL REAL, CMC
CITY CLERK**

July 18, 2016

Honorable Mayor and Members
of the Atwater City Council

City Council Meeting
of July 25, 2016

**AMENDMENT NO. 8 TO PROFESSIONAL SERVICES AGREEMENT
WITH WEST YOST ASSOCIATES FOR ENGINEERING SERVICES
RELATED TO THE PERMITTING AND REGULATORY
REQUIREMENTS PERTAINING TO THE FORMER WASTEWATER
TREATMENT FACILITY, THE EXISTING REGIONAL WASTEWATER
TREATMENT PLANT AND THE BERT CRANE ROAD LANDFILL**

RECOMMENDATION:

It is recommended that the City Council consider:

1. Approving Amendment No. 8 to the Professional Services Agreement, in a form approved by the City Attorney, between the City of Atwater and West Yost Associates, of Davis, California in an amount not to exceed \$254,100 during Fiscal Year 2016-2017, to provide technical assistance for engineering services related to the permitting and regulatory requirements associated with the City's former Wastewater Treatment Facility (WWTF), existing Regional Wastewater Treatment Plant (RWWTP) and the Bert Crane Road Landfill; and
2. Authorizing and directing the Mayor to execute the amendment on behalf of the City.

BACKGROUND:

West Yost Associates proposal for ongoing technical engineering services related to assisting the City in meeting the National Pollutant Discharge Elimination System (NPDES) permit and regulatory compliance requirements for the City's former Wastewater Treatment Facility (WWTF) the existing Regional Wastewater Treatment Plant (RWWTP) and the Bert Crane Road Landfill. The scope of services is intended to cover all of their regulatory related technical support efforts that are anticipated to be necessary during fiscal year 2016-2017.

The following scope of work will be performed by West Yost Associates upon notice to proceed from the City, and will be completed by June 30, 2017. All work will be performed in a timely manner in accordance with the City's permit requirements. This scope of work defines the detailed engineering service tasks and regulatory requirements associated with the NPDES permit adoption and ongoing compliance requirements for the City's wastewater facilities.

ANALYSIS:

On June 21, 2016, West Yost and Associates submitted this proposal for this scope of work for ongoing engineering services tasks and regulatory requirements associated with the NPDES permit adoption and ongoing compliance requirements for the City’s wastewater facilities for FY 2016-17. The proposed scope of services includes the following tasks: **(EXHIBIT “A”)**,

- Task 1.** Project Management
- Task 2.** Former WWTF Biosolids Drying Bed Closure Assistance
- Task 3.** Bert Crane Road Landfill Regulatory Compliance Support
- Task 4.** RWWTP Permit Adoption Support
- Task 5.** RWWTP Zinc Compliance Evaluations
- Task 6.** RWWTP Regulatory Coordination

The proposed budget for the scope of services listed above is attached, **(EXHIBIT “B”)**

FISCAL IMPACT:

Funding for these services is available in the Fiscal Year 2016-17 budget under the Capital Improvement Plan, Sewer Enterprise Fund, Wastewater Enterprise Fund, Account No’s. 6020-5059-3030, 6010-1080-H012 and 6010-5052-3030

CONCLUSION:

This staff report is submitted for City Council consideration and possible action.

Respectfully submitted,

/s/ Patrick E. Faretta

Patrick E. Faretta
Interim Public Works Director

**AMENDMENT NO. 8 TO THE CONSULTING SERVICES AGREEMENT
BETWEEN THE CITY OF ATWATER AND
WEST YOST ASSOCIATES CONSULTING ENGINEERS**

This Amendment No. 8 to the Consulting Services Agreement (“Amendment No. 8”) Between the City of Atwater (“City”) and West Yost Associates Consulting Engineers (“Consultant”) is made by and between the City and Consultant as of July 25, 2016. City and Consultant are hereinafter collectively referred to as the “Parties”.

RECITALS

WHEREAS, the Parties entered into a Consulting Services Agreement (“CSA”) dated May 23, 2005 for the purpose of providing ongoing engineering services related to assisting the City in meeting the National Pollutant Discharge Elimination System (“NPDES”) permit and regulatory compliance requirements for the City’s property located north of the intersection of Bert Crane and Lisbon Roads, commonly referred to as the “Bert Crane site” and/or the “WWTP Improvements” (the “Project”); and

WHEREAS, the Parties amended the CSA on November 27, 2006 (“Amendment No. 1”), on September 24, 2007 (“Amendment No. 2” and “Amendment No. 3”), on March 23, 2009 (“Amendment No. 4”), on November 14, 2011 (“Amendment No. 5”), on February 9, 2015 (“Amendment No. 6”) and on February 8, 2016 (“Amendment No. 7”) in order to have Consultant perform additional work not covered under the CSA. Amendments No. 1 – 7 are hereinafter referred to as “Prior Amendments”; and

WHEREAS, the Parties now desire to further amend the CSA as set forth below.

NOW, THEREFORE, as of the Effective Date of this Amendment No. 8, the CSA is amended as follows:

1. The Parties hereby agree to add the following language to Section 1 of the CSA entitled “Description of Work”:

Scope of Services – Additional Services:

Capture extra costs accrued to date for the project to support Engineering Services related to permitting and City of Atwater Regulatory Assistance as outlined in the Proposal for Engineering Services—FY 2016 – 2017 Regulatory Services, attached hereto and incorporated herein as “**EXHIBIT A**”.

2. The Parties hereby agree to add the following language to Section 2 of the CSA entitled “Compensation”:

Consultant has provided a budget to perform the Additional Services outlined. The Fee for services is outlined in the Project Budget and shall not exceed Two Hundred Fifty-Four Thousand One Hundred Dollars (\$254,100.00). A true and

correct copy of the Project Budget is attached hereto and incorporated herein as "EXHIBIT B".

3. The Parties hereby agree to add the following language to Section 3 of the CSA entitled "Term and Time for Completion":

The Additional Services to be performed under this Amendment No. 8 shall be performed in a timely manner in accordance with the City's permit requirements with an anticipated deadline for completion of June 30, 2017.

4. The remaining terms and conditions of the CSA and Prior Amendments shall remain in full force and effect unless specifically modified herein.
5. This Amendment No. 8 may be executed in counterparts, each of which shall be deemed an original, but all of which shall constitute the same Amendment No. 8.

IN WITNESS WHEREOF, the Parties have executed this Amendment No. 8 on the day and year first above written.

CITY OF ATWATER

CONSULTANT

James E. Price
Mayor

NAME: _____

TITLE: _____

West Yost Associates Consulting Engineers

Attest:

Jeanna Del Real, CMC
City Clerk

Approved as to form:

Thomas Terpstra
City Attorney



June 21, 2016

SENT VIA: EMAIL

Mr. Patrick Faretta, CPRP, RC
Interim Public Works Director
City of Atwater
470 Aviator Drive
Atwater CA 95301

SUBJECT: Proposal for Engineering Services—Fiscal Year 2016 – 2017 Regulatory Services

Dear Patrick:

West Yost Associates (West Yost) appreciates the opportunity to present you with this letter proposal for ongoing engineering services related to assisting the City of Atwater (City) in meeting the regulatory compliance requirements for the City's former Wastewater Treatment Facility (WWTF), the Bert Crane Regional Wastewater Treatment Plant (RWWTP), and the Bert Crane Road Landfill. All of these regulatory programs are administered by the Central Valley Regional Water Quality Control Board (Regional Board) under the following three orders:

- National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements Order No. R5-2011-0082, which applies to discharges from the Bert Crane RWWTP (RWWTP Order)
- Time Schedule Order R5-2013-0052, which provides a time schedule for compliance with final RWWTF effluent limitations for zinc (TSO)
- Waste Discharge Requirements and Monitoring and Reporting Program Order No. 5-01-096, which applies to the long-term management of the Bert Crane Landfill (Landfill Order)

The scope of work described in this letter proposal is intended to cover the currently known regulatory-related support efforts that are anticipated to be necessary through August 1, 2017, hereinafter referred to as Fiscal Year 2016-2017 (FY 16/17).

Consistent with our previous regulatory support services contracts with the City, West Yost will rely on the support from Robertson-Bryan Inc. (RBI), our aquatic resources subconsultant, and Somach Simmons and Dunn (SSD), an environmental law firm that specializes in serving California permittees on NPDES permit issues, should the need arise.

With the exception of the monitoring required under the Zinc Water Effects Ratio (WER) study (see Task 5.1), we assume that the City will continue to be responsible for performing the monitoring needed to achieve the objectives of the tasks outlined in the scope of work and that the

City will contract directly with a California-certified laboratory for analytical testing services. We also assume the City will contract directly with any other required contractors that are not specifically identified in this scope of work. Under the RWWTP Regulatory Coordination task described herein (Task 6), West Yost will provide support to the City in coordinating with these contractors in conjunction with the City's other regulatory compliance efforts addressed under the scope of work described below.

SCOPE OF WORK

The following scope of work defines the detailed engineering service tasks for ongoing regulatory-related assistance to the City for FY 15/16:

- Task 1. Project Management
- Task 2. Former WWTF Biosolids Drying Bed Closure Assistance
- Task 3. Bert Crane Road Landfill Regulatory Compliance Support
- Task 4. RWWTP Permit Adoption Support
- Task 5. RWWTP Zinc Compliance Evaluations
- Task 6. RWWTP Regulatory Coordination

Task 1. Project Management

This task includes project management related activities, including project coordination. In addition, to ensure continued achievement of consistently high quality work products, and in accordance with the West Yost Quality Assurance/Quality Control Policy, a West Yost staff member at the Principal Engineer level or higher will review significant work products. Under this task, brief descriptions of services performed in FY 16/17 will be included with monthly invoices.

Task 1 Deliverables: Monthly invoices and descriptions of services performed will be provided in hard copy.

Task 2. Former WWTF Biosolids Drying Bed Closure Assistance

Three (3) groundwater monitoring wells were installed in the first quarter of 2016 at the City's former WWTF biosolids drying bed site. At a minimum, the City must complete four quarterly monitoring events to assess whether the drying beds are contributing to groundwater degradation in the area. West Yost services involve reviewing the monitoring data and providing monitoring reports. Reporting is being provided by West Yost for two monitoring events, the 1st and 2nd Quarter of 2016, under a separate contract. The need for additional monitoring, or other City actions, will be determined based on the results of the first four monitoring events.

This scope of work includes reporting services for up to four monitoring events – 3rd and 4th Quarter 2016 and 1st and 2nd Quarter 2017. The report generated after the 4th Quarter 2016 will include an overall assessment of all the data collected for the first year and an assessment as to whether impacts are occurring.

West Yost and the City will meet with Regional Board staff in the spring 2017 to discuss the first year of monitoring data. At that meeting, we will receive direction from Regional Board staff regarding next actions. We assume that the Regional Board will direct the City to continue monitoring, and the 1st and 2nd Quarter 2017 reporting support is included in this scope of work. However, we are assuming for purposes of this proposal that additional action is not needed. If additional action is necessary, West Yost will work with the City to request a timeline that allows the work to be completed in the FY 17/18.

Task 2 Deliverables: One (1) electronic copy (in PDF format) of the draft Quarter Groundwater Monitoring Reports (3). A draft electronic copy (in MS Word format) of the cover letter for Quarter Groundwater Monitoring Reports (3). One (1) electronic copy (in PDF format) of final Quarter Groundwater Monitoring Reports (3) for the City and for submittal to the Regional Board (uploaded to GeoTracker).

One (1) electronic copy (in PDF format) of the draft Annual Groundwater Monitoring Report (after 4th Quarter 2016). A draft electronic copy (in MS Word format) of the cover letter for the Annual Groundwater Monitoring Report. One (1) electronic copy (in PDF format) of the Annual Groundwater Monitoring Report for the City and for submittal to the Regional Board (uploaded to GeoTracker).

Task 3. Bert Crane Road Landfill Regulatory Compliance Support

During FY 16/17, West Yost will provide assistance to the City for compliance with the following provisions of the Landfill Order and specific requests by the Regional Board:

- Prepare four quarterly Groundwater Monitoring Reports;
- Inspect the landfill and prepare the 2016 Annual Landfill Inspection Report; and
- Develop work scopes and cost estimates to support two City Financial Assurance Reports.

Subtask 3.1 Quarterly Groundwater Monitoring Reports

During FY 16/17, West Yost will prepare four (4) Quarterly Groundwater Monitoring Reports, including specific information required by the Order, as follows:

- 3rd Quarter 2016, which is due by October 31, 2016;
- 4th Quarter 2016, which is due by January 31, 2017;
- 1st Quarter 2017, which is due April 30, 2017; and
- 2nd Quarter 2017, which is due July 31, 2017.

West Yost will coordinate closely with the City to finalize the reports and transmittal letters for submittal to the Regional Board. Final documents will be uploaded to the state's GeoTracker database.

Subtask 3.1 Deliverables: One (1) electronic copy (in PDF format) of the draft Quarterly Groundwater Monitoring Reports (4). One (1) hard copy for the City and one (1) electronic copy (in PDF format) of the final Quarterly Groundwater Monitoring Reports (4) for submittal to the Regional Board (uploaded to GeoTracker). One (1) draft electronic copy (in MS Word format) of the cover letter for each Quarterly Groundwater Monitoring Report (4).

Subtask 3.2 Landfill Inspection and Reporting

West Yost will assist the City to address the Order's requirements for annual landfill inspections and reports. West Yost will coordinate with the City to conduct the 2016 annual inspection and prepare the 2016 Annual Inspection Report (Report) for submittal to the Regional Board by the required date of November 15, 2016.

The Report will include the completed Form, figures, labeled photographs, and a summary of the inspection findings and recommendations for any follow-up maintenance or repair activities needed for compliance with the Order. West Yost will coordinate with the City to finalize and submit the Report to the Regional Board.

As necessary, an addendum to the Report will be prepared to document follow-up activities performed. The Order also requires the City to inspect the landfill for any damage within seven days following major storm events and complete a new Form based on the observations. West Yost will coordinate with the Regional Board and City to confirm that a completed post-rainfall inspection Form and transmittal letter will comply with this Order requirement.

Subtask 3.2 Deliverables: (1) electronic copy (in PDF format) of the draft Report for City review. One (1) hard copy for the City and one (1) electronic copy (in PDF format) of the final Report for submittal to the Regional Board (uploaded to GeoTracker). One (1) draft electronic copy (in MS Word format) of the cover letter for the Report.

One (1) electronic copy (in PDF format) of the Addendum to the Report. One (1) hard copy for the City and one (1) electronic copy (in PDF format) of the final Addendum to the Report for submittal to the Regional Board (uploaded to GeoTracker). One (1) draft electronic copy (in MS Word format) of the cover letter for the Addendum to the Report.

Subtask 3.3 Technical Support for Financial Assurance Reports

The Order requires the City to conduct an annual review of the financial assurances for (a) initiating and completing corrective action; and (b) post-closure maintenance and to submit both Annual Reports to the Regional Board by April 30th of each year.

West Yost will assist the City by preparing a Technical Memorandum (TM) to provide the technical basis and estimated costs for the 2017 annual financial reviews and reports due on April 30, 2017. The technical basis for initiating and completing corrective action will include the development of a hypothetical, but plausible release from the landfill and subsequent investigation and remediation activities over a defined timeframe. The technical basis for post-closure maintenance will be the activities described in the Plan over the required period of 30 years.

Following City review and approval of the TM, West Yost will draft (on behalf of the City) the Financial Assurance Report. The City will need to provide the appropriate information regarding the source of available funding.

Subtask 3.3 Deliverables: One (1) electronic copy (in PDF format) of the draft Technical Support for Financial Assurances TM. One (1) hard copy and one (1) electronic copy (in PDF format) of the final Technical Support for Financial Assurances TM.

One (1) electronic copy (in MS Word format) of the draft Financial Assurances Report. The City will need to complete the financial assurances information, print the Financial Assurances Report on City letter head, attach the Technical Support for Financial Assurances TM, and submit the Financial Assurances Report to the Regional Board.

Subtask 3.4 Regional Board Coordination and Meetings

West Yost staff will correspond with the City and Regional Board and participate in one (1) meeting with the City and Regional Board to discuss the Task 3 activities and deliverables.

West Yost and the City will meet with Regional Board staff in fall 2016 to discuss the results of the Evaluation Monitoring Program, which is being completed under West Yost's existing contract with the City. At that meeting, we will receive direction from Regional Board staff regarding next actions. We assume that the Regional Board will direct the City to continue monitoring, but that additional action is not needed. If additional action is necessary, West Yost will work with the City to request a timeline that allows the work to be completed in the Fiscal Year 17/18. *However, it may be necessary to make an adjustment to the FY 16/17 contract in January 2017 if more immediate action is necessary.*

Subtask 3.4 Deliverables: Meeting Agenda and Follow-Up Meeting Notes.

Task 4. RWWTP Permit Adoption Support

The City will submit a Report of Waste Discharge (ROWD) for the renewal of the NPDES permit for the RWWTP in July 2016. Although the timing of when the Regional Board will renew the permit is uncertain, it is assumed for purposes of this proposal that the City will require assistance related to the adoption of this permit during FY 16/17.

The Regional Board is in the process of developing a new *General Permit for Municipal Wastewater Dischargers that Meet Objectives/Criteria at the Point of Discharge*. This new General Permit is intended to streamline the permit renewal process, and it is expected that the City would be able to obtain coverage under the new General Permit once it is adopted. The scope of work described below is based on the Regional Board's current procedures for permit renewal. The scope will be modified, as appropriate, once additional information is available regarding the renewal process for the new General Permit.

Based on the Regional Board's current procedures, the Regional Board would be expected to issue two revised permit drafts prior to adopting a final revised WDRs: an Administrative Draft Order for City review only, and a publically released Tentative Order. It is in the interest of the City to thoroughly review these draft documents and prepare comments, particularly on issues that can impact long-term RWWTP operating costs.

West Yost will review the two draft permit documents for errors or concerns relative to the City's current permit and other recent, similar permits issued by the Regional Board. West Yost will prepare draft and final comment documents for City staff review under this task.

Based on West Yost experience, critical permit changes need to be made during the Administrative Draft Order phase, because once the Tentative Order is made public, Regional Board staff are more reluctant to make significant changes. The Regional Board staff are expected to provide a 30-day

review period, each, for the Administrative Draft Order and Tentative Order. The following procedure outlines our strategy for developing a comprehensive comment letter on the Administrative Draft Order:

- West Yost will develop a table summarizing all suggested comments within 10 days of receiving the Administrative Draft Order. (Cumulative Time Passed: 10 days)
- Within three (3) days of submitting this list to the City, West Yost will meet with City staff to discuss the suggested comments and obtain input regarding any City comments. (Cumulative Time Passed: 13 days)
- West Yost will then develop a draft comment document for City review within five (5) days of this meeting, ensuring the document is submitted to the City within three weeks of receiving the Administrative Draft Order. The comment document will be prepared as a stand-alone document for attachment to a City cover letter. (Cumulative Time Passed: 18 days)
- The City will have five (5) days to review the comment document (23 days cumulative), West Yost will develop a screen-check version within two (2) days (25 days cumulative), and City review and finalization of the comment document will take five (5) days (30 days cumulative). West Yost will also provide a draft cover letter from the City to the Regional Board for City staff to finalize for submittal with the final comment document. The final comment document can be submitted to the Regional Board electronically.

While a similar schedule will be followed for commenting on the Tentative Order, it is not expected that significant comments will be needed – as most comments should be addressed through the comments on the prior draft. Therefore, for the Tentative Order, it may be possible to include all comments in a simple letter from the City to the Regional Board.

As part of reviewing and negotiating the renewed WDRs, West Yost staff may enlist the assistance of SSD on any legal concerns with the draft permits, so this task also includes some budget for assistance from SSD.

In addition, as the Regional Board staff reviews the City's ROWD and develops the draft permits, they may request meetings, additional information, and/or other analyses to support the information provided in the ROWD. Moreover, it may be necessary to develop additional technical documentation to support City comments on the draft permits. West Yost (and SSD, as appropriate) will be responsible for developing such required information.

It is difficult to predict the level of effort that will be needed to respond to Regional Board requests and review and respond to the draft permits, so the scope of work under this task will be limited to work that can be completed within the available budget. All work will be performed on a time-and-materials basis, and monthly invoices will detail the efforts and costs. Depending on the level of effort required, a scope and budget amendment may be warranted in the future. Conversely, if the estimated fee is not expended in the timeframe anticipated for this scope of work, it may be directed toward the completion of other efforts (if this task is authorized).

Task 4 Deliverables: For both the Administrative Draft Order and the Tentative Order the following deliverables will be provided: one (1) electronic copy (in PDF format) of the list of suggested comments; a draft and final draft comment document in PDF format; a cover letter in MS Word format.

Task 5. RWWTP Zinc Compliance Evaluations

This task involves working with City and Veolia staff to evaluate potential strategies for complying with zinc effluent limits at the RWWTP. The City's Time Schedule Order from the Regional Board requires specific actions be taken to ensure compliance with final zinc effluent limits in the City's NPDES Permit by May 31, 2018. Efforts completed over the last six months regarding this issue have led to the following conclusions:

- A zinc WER may be applicable, and the City should proceed with WER testing as soon as possible.
- There appears to be a source of zinc being discharged to the collection system. The City should continue monitoring in an effort to identify this source and update the Zinc Pollution Prevention Plan (PPP), as appropriate.
- The Magnesium Hydroxide addition bench study that was completed showed only modest removals. The City should only pursue a plant-scale study if source control and the WER study efforts are not adequate to achieve compliance.
- West Yost will provide recommendations on next steps after the WER study and ongoing collection system monitoring efforts are complete. These recommendations will be included in the Semi Annual Progress Report, which is prepared under Task 6.

Subtask 5.1 Zinc Water Effects Ratio (WER)

This subtask includes the coordination and testing associated with the Zinc WER Study. The West Yost team will provide assistance with sample collection and all analytical testing associated with sample collection, coordination with laboratories, QA/QC analytical laboratory reports to ensure conformance with Environmental Protection Agency guidance for WER studies, and communicate with City staff regarding test results. This task also includes the analytical testing that will be completed by Pacific EcoRisk and Caltest.

The West Yost team will develop a Zinc WER Study Report that clearly communicates the study objectives, approach, deviations from the Work Plan (if any) and results. The Report will also include a reasonable potential analysis for zinc.

Subtask 5.1 Deliverables: One (1) electronic copy (in Word format) of the draft Zinc WER Study Report will be prepared for City review. One (1) electronic copy (in PDF format) of the final Zinc WER Study Report based on City staff comments. One (1) draft electronic copy (in MS Word format) of the cover letter for the WER Study Report.

Subtask 5.2 Updated Zinc Pollution Prevention Plan (PPP)

West Yost has been working with the City to develop a zinc source monitoring strategy that is currently being implemented by the City. At this time, the City is working to complete the following efforts:

1. Continue to collect samples at the Shafer and Industry lift stations on a monthly basis and analyze for total and dissolved zinc. Sampling should continue through December 2016.
2. Provide a list of industries that discharge to the collection system from the former Castle Air Force Base site, which is currently managed by the County of Merced.
3. Provide current list of all City commercial/industrial discharges. Identify dischargers upstream of Shaffer and Industry lift station areas, if possible. List should include flows (predicted) and type of industry.
4. Install temporary flow meters on Shafer and Industry lift stations and collect flow data. Meters should be installed as soon as possible and monitoring should continue through December 2016 (or longer, if needed).

West Yost will review the information provided under items 2, 3, and 4 and develop recommendations for monitoring of individual industries. This monitoring should take place between August 2016 and December 2016.

Once the data collection efforts are complete, West Yost will prepare an Updated Zinc PPP. The Updated Zinc PPP will describe sources, or potential sources, of zinc in the WWTP effluent describe feasible actions (if any) to reduce both influent and effluent loads of zinc. In accordance with previous correspondences with Regional Board staff, the City will need to submit this Updated Zinc PPP to the Regional Board.

If a specific industry is identified as a major source of zinc, the City may need to develop local limits and a permitting program to control the zinc discharges. It is assumed for purposes of this proposal that efforts related to developing local limits and/or a permit will occur in FY 17/18 and are not included in this contract.

Subtask 5.2 Deliverables: One (1) electronic copy (in PDF format) of the draft Updated Zinc PPP will be prepared for City review. One (1) electronic copy (in PDF format) of the final Updated Zinc PPP based on City staff comments. One (1) draft electronic copy (in MS Word format) of the cover letter for the Updated Zinc PPP.

Task 6. RWWTP Regulatory Coordination and Meetings

Subtask 6.1 Semi-Annual Progress Reports

West Yost will prepare two Semi-Annual Progress Reports required under the City's TSO for Zinc. These reports are due February 1, 2017 and August 1, 2017, and will describe all of the City's activities toward achieving compliance with the final effluent limitations for zinc, including efforts related to the PPP, the Zinc WER Study, and the need for Magnesium Hydroxide addition.

Subtask 6.1 Deliverables: One (1) electronic copy (in PDF format) of each draft Semi-Annual Progress Report (2). One (1) electronic copy (in PDF format) of each Final Semi-Annual Progress Report (2).

Subtask 6.2 General Coordination

This task involves providing ongoing regulatory coordination related to meeting the NPDES permit and TSO. These efforts may include, but are not necessarily limited to the following:

- Providing supporting information/analyses requested by the Regional Board to support the information presented in the ROWD and NPDES Permit application documents.
- Reviewing permits and other regulatory guidance documents issued by the Regional Board and State Water Resources Control Board that would be applicable to the RWWTP.
- Completing analyses of monitoring data collected by the City to identify potential future regulatory concerns.
- Attending meetings with the City, Regional Board and/or Veolia regarding RWWTP permitting issues or concerns.

Some of the above-listed items may require support from our legal subconsultant, SSD, and RBI; small budgets have been assumed and included for these efforts.

All of the necessary work efforts and deliverables under this subtask cannot reasonably be determined at this time, so the associated fee estimate presented in this letter proposal is based on West Yost's knowledge of the City's current permitting concerns and the scope of work under Subtask 6.2 will be limited to work that can be completed within the available budget. All work will be performed on a time and materials basis, and monthly invoices will detail the efforts and costs. Depending on the level of effort required, a scope and budget amendment may be necessary in the future. If the estimated fee is not expended in the timeframe anticipated for this scope of work, it may also be directed toward the completion of other efforts.

Subtask 6.3 Toxicity Compliance Support

The West Yost team is currently assisting the City with a Toxicity Reduction Evaluation (TRE) at the RWWTP and this task is for continued assistance with the TRE. The complexity and effort needed for successful completion of a TRE can vary widely, and depends on how persistent and readily identifiable the source of the initial observed toxicity is. Our scope and budget anticipates that the source or cause of toxicity can be readily identified. If this is the case, then the TRE can be concluded rapidly and a Final TRE Report can be prepared within the scope and budget presented in this proposal.

The Final TRE Report would detail the findings of all TRE-related Whole Effluent Toxicity (WET) testing conducted that demonstrate toxicity control, as well as any and all information gathered or generated to identify the source or cause of toxicity. The TRE Final Report would also serve as the City's official notice of TRE conclusion, and the City's intent to return to a routine quarterly WET monitoring schedule.

Ultimately, the scope of work under Subtask 6.3 will be limited to work that can be completed within the available budget. All work will be performed on a time and materials basis, and monthly invoices will detail the efforts and costs. If the TRE cannot be readily concluded, additional work will be needed and the West Yost team will prepare a separate scope of work and budget for any

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necessary follow-up TRE activities, such as TRE Action Plan addendums, additional laboratory/sampling coordination, and meetings with Regional Board staff. Similarly, if the estimated fee is not expended in the timeframe anticipated for this scope of work, it may be directed toward the completion of other efforts related to RWWTP compliance.

Subtask 6.3 Deliverables: One (1) electronic copy (in PDF format) of draft Final TRE Report, One (1) electronic copy (in PDF format) of the Final TRE Report.

PROJECT BUDGET

The total fee for the scope of work described above is estimated to be \$254,100. A breakdown of the project costs, by task, is provided in Table 1. West Yost will perform all work on an hourly basis at standard company charge rates and will not exceed the estimated budget without written authorization. If additional budget is required to complete work identified herein, West Yost will request City authorization prior to exceeding the budget.

Table 1. Estimated Fee for FY 16/17 Regulatory Support	
Task	West Yost Fee, dollars
Task 1. Project Management	5,700
Task 2. Former WWTF Biosolids Drying Bed Closure Assistance	25,700
Task 3. Bert Crane Road Landfill Regulatory Compliance Support	0
Subtask 3.1. Quarterly Groundwater Monitoring Reports	19,900
Subtask 3.2. Landfill Inspection and Reporting	10,000
Subtask 3.3. Technical Support for Financial Assurance Reports	9,800
Subtask 3.4. Regional Board Coordination and Meetings	8,900
Task 4. RWWTP Permit Adoption Support	25,200
Task 5. RWWTP Zinc Compliance Evaluations	0
Subtask 5.1. Zinc Water Effects Ratio (WER)	77,500
Subtask 5.2. Updated Zinc Pollution Prevention Plan (PPP)	12,200
Subtask 6. RWWTP Regional Board Coordination and Meetings	0
Subtask 6.1. Semi Annual Zinc Progress Reports	18,100
Subtask 6.2. General Coordination	16,600
Subtask 6.3. Toxicity Compliance Support	24,500
West Yost Totals	\$254,100

SCHEDULE

The time period for this scope of work defined in this letter proposal extends through August 1, 2017. All work will be performed in a timely manner in accordance with the City's permit requirements. A detailed schedule, indicating the timeline for the tasks outlined in the letter proposal as well as tasks that are expected to be necessary in the coming fiscal years, has been provided separately to the City.

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West Yost appreciates the opportunity to provide additional permitting services to the City. Please contact Kathryn Gies at (925) 949-5815 if you have any questions or need additional information.

Sincerely,

WEST YOST ASSOCIATES

A handwritten signature in black ink, appearing to read "Kathryn Gies". The signature is written in a cursive, flowing style.

Kathryn E. Gies
Engineering Manager

KEG:np



CITY COUNCIL OF THE CITY OF ATWATER

ORDINANCE NO. CS 974

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ATWATER, CALIFORNIA, AMENDING CHAPTER 8.50 OF THE ATWATER MUNICIPAL CODE TO CHAPTER 8.60 IMPOSING AN EXPRESS BAN ON COMMERCIAL CULTIVATION, PROCESSING, DELIVERY ORIGINATING FROM WITHIN CITY LIMITS, AND DISPENSING OF MEDICAL MARIJUANA AND REGULATING THE PERSONAL CULTIVATION OF MEDICAL MARIJUANA IN THE CITY

WHEREAS, in 1996, the voters of the State of California approved Proposition 215 (codified as Health & Safety Code section 11362.5 *et seq.* and entitled "The Compassionate Use Act of 1996" referred to herein as the "CUA");

WHEREAS, the intent of the CUA was to enable seriously ill Californians to legally possess, use, and cultivate marijuana for medical use under state law once a physician has deemed the use beneficial to a patient's health;

WHEREAS, in 2003, the California Legislature adopted SB 420, the Medical Marijuana Program ("MMP"), codified as Health and Safety Code section 11362.7 *et seq.*, which permits qualified patients and their primary caregivers to associate collectively or cooperatively to cultivate marijuana for medical purposes without being subject to criminal prosecution under the California Penal Code;

WHEREAS, neither the CUA nor the MMP require or impose an affirmative duty or mandate upon a local government to allow, authorize, or sanction the establishment of facilities that cultivate or process medical marijuana within its jurisdiction;

WHEREAS, in May 2013, the California Supreme Court issued its decision in *City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc.*, et al., holding that cities have the authority to ban medical marijuana land uses;

WHEREAS, under the Federal Controlled Substances Act, codified in 21 U.S.C. section 801 *et seq.*, the use, possession, and cultivation of marijuana are unlawful and subject to federal prosecution without regard to a claimed medical need;

WHEREAS, on October 9, 2015, Governor Jerry Brown signed the "Medical Marijuana Regulation and Safety Act" ("Act"), which is comprised of the state legislative bills known as AB 243, AB 266, and SB 643, into law;

WHEREAS, the Act became effective January 1, 2016 and contains provisions that govern the cultivating, processing, transporting, testing, and distributing of medical cannabis to qualified patients. The Act also contains new statutory provisions that:

- Allow local governments to enact ordinances expressing their intent to prohibit the cultivation of marijuana and their intent not to administer a conditional permit program pursuant to Health & Safety Code section 11362.777 for the cultivation of marijuana (Health & Safety Code § 11362.777(c)(4));

- Expressly provide that the Act does not supersede or limit local authority for local law enforcement activity, enforcement of local ordinances, or enforcement of local permit or licensing requirements regarding marijuana (Business & Professions Code § 19315(a));

- Expressly provide that the Act does not limit the authority or remedies of a local government under any provision of law regarding marijuana, including but not limited to a local government's right to make and enforce within its limits all police regulations not in conflict with general laws (Business & Professions Code § 19316(c)); and

- Require a local government that wishes to prevent marijuana delivery activity, as defined in Business & Professions Code section 19300.5(m) of the Act, from operating within the local government's boundaries to enact an ordinance affirmatively banning such delivery activity (Business & Professions Code § 19340(a));

WHEREAS, several California cities have reported negative impacts of marijuana cultivation, processing and distribution activities, including offensive odors, illegal sales and distribution of marijuana, trespassing, theft, violent robberies and robbery attempts, fire hazards, and problems associated with mold, fungus, and pests;

WHEREAS, marijuana plants, as they begin to flower and for a period of two months or more, produce a strong odor, offensive to many people, and detectable far beyond property boundaries if grown outdoors;

WHEREAS, in the case of multiple qualified patients who are in control of the same legal parcel, or parcels, of property, or in the case of collective or cooperative cultivation, or in the case of a caregiver growing for numerous patients, a very large number of plants could be cultivated on the same legal parcel, or parcels, within the City of Atwater ("City");

WHEREAS, the strong smell of marijuana creates an attractive nuisance, alerting persons to the location of the valuable plants, and creating a risk of burglary, robbery or armed robbery;

WHEREAS, the unregulated indoor cultivation of marijuana has potential adverse effects to the structural integrity of the building, and the use of high wattage grow lights and excessive use of electricity increases the risk of fire which presents a clear and present danger to the building and its occupants;

WHEREAS, the Attorney General's August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use recognizes that the cultivation or other concentration of marijuana in any location or premises without adequate security increases the risk that nearby homes or businesses may be negatively impacted by nuisance activity such as loitering or crime;

WHEREAS, based on the experiences of other cities, these negative effects on the public health, safety, and welfare are likely to occur, and continue to occur, in the City due to the establishment and operation of processing and distribution activities;

WHEREAS, The City Council is vested with the authority to make and enforce all laws, rules and regulations with respect to municipal affairs and the power to exercise, or act pursuant to any and all rights, powers, and privileges, or procedures granted or prescribed by any law of the State of California;

WHEREAS, Pursuant to the principles of permissive zoning, the City adopted Resolution No. 2868-15 affirming the prohibition of cultivation of marijuana in the City of Atwater. In addition, existing Atwater Municipal Code Chapter 5.60 prohibits outdoor cultivation of marijuana;

WHEREAS, prior to the effective date of this ordinance, the cultivation, processing and distribution of medical marijuana is prohibited in the City to the extent such activities are prohibited by the Federal Controlled Substances Act or other law;

WHEREAS, based on the findings above, the potential establishment of the cultivation, processing and distribution of medical marijuana for commercial sale in the City without an express ban on such activities poses a current and immediate threat to the public health, safety, and welfare in the City due to the negative impacts of such activities as described above;

WHEREAS, the issuance or approval of business licenses, subdivisions, use permits, variances, building permits, or any other applicable entitlement for indoor or outdoor marijuana cultivation, processing, delivery, and/or distribution of medical marijuana for commercial sale will result in the aforementioned threat to public health, safety, and welfare;

WHEREAS, it is in the interest of the City, its residents, and its lawfully permitted businesses that City adopt this ordinance to expressly prohibit the establishment and operation of marijuana cultivation (whether indoor or outdoor) processing, delivery, and dispensing of medical marijuana for commercial sale, as well as the issuance of any use permit, variance, building permit, or any other entitlement, license, or permit for any such activity, except where the City is preempted by federal or state law from enacting a

prohibition on any such activity or a prohibition on the issuance of any use permit, variance, building permit, or any other entitlement, license, or permit for any such activity;

WHEREAS, it is also in the interest of the City, its residents, and its lawfully permitted businesses that the City adopt this ordinance to expressly regulate the personal cultivation and delivery of medical marijuana as authorized by state law; and

WHEREAS, the regulations in this ordinance do not interfere with a qualified patient's right to obtain and use marijuana as authorized under state law, nor do they criminalize the possession of marijuana by qualified patients or their primary caregivers. It is neither the intent nor the effect of this ordinance to condone or legitimize the illegal use, consumption, or cultivation of marijuana under federal, state or local law, nor is it the intent of this ordinance to regulate the possession of processed marijuana under federal, state or local law.

NOW, THEREFORE, the City Council of the City of Atwater does hereby ordain:

SECTION 1: The City Council of the City of Atwater hereby finds that the above recitals are true and correct and are incorporated into the substantive portion of this ordinance.

SECTION 2: The City Council hereby amends Chapter 8.50 entitled "Medical Marijuana" to the City of Atwater Municipal Code to read in full as follows:

CHAPTER 8.60 – MEDICAL MARIJUANA

8.60.010 Legislative Findings and Statement of Purpose.

- A. The City Council finds that the prohibitions on indoor and outdoor marijuana cultivation, marijuana processing, marijuana delivery originating from within city limits, and marijuana dispensing for commercial sale and the regulation of cultivation and delivery of medical marijuana for personal use are necessary for the preservation and protection of the public health, safety, and welfare for the City and its community. The City Council's prohibition of such activities is within the authority conferred upon the City Council in its Charter and state law.
- B. On October 9, 2015, the governor signed the "Medical Marijuana Regulation and Safety Act" ("Act") into law. The Act becomes effective January 1, 2016 and contains new statutory provisions that:
 - 1. Allow local governments to enact ordinances expressing their intent to prohibit the cultivation of marijuana and their intent not to administer a conditional permit program pursuant to Health & Safety Code section 11362.777 for the cultivation of marijuana (Health & Safety Code § 11362.777(c)(4));
 - 2. Expressly provide that the Act does not supersede or limit local authority for local law enforcement activity, enforcement of local ordinances, or

- enforcement of local permit or licensing requirements regarding marijuana (Business & Professions Code § 19315(a));
3. Expressly provide that the Act does not limit the authority or remedies of a local government under any provision of law regarding marijuana, including but not limited to a local government's right to make and enforce within its limits all police regulations not in conflict with general laws (Business & Professions Code § 19316(c)); and
 4. Require a local government that wishes to prevent marijuana delivery activity, as defined in Business & Professions Code section 19300.5(m) of the Act, from operating within the local government's boundaries to enact an ordinance affirmatively banning such delivery activity (Business & Professions Code § 19340(a)).
- C. The City Council finds that this chapter: (1) expresses its intent to prohibit the indoor and outdoor cultivation, processing and dispensing of medical marijuana for commercial sale in the City and to not administer a conditional permit program pursuant to Health & Safety Code section 11362.777 for the cultivation of marijuana in the City; (2) expresses its intent to regulate the personal cultivation and delivery of medical marijuana in the City; (3) exercises its local authority to enact and enforce local regulations and ordinances, including those regarding the permitting, licensing, or other entitlement of the activities prohibited by this chapter; and (4) exercises its police power to enact and enforce regulations for the public benefit, safety, and welfare of the City and its community.

8.60.020 Definitions.

For purposes of this chapter, the following definitions shall apply:

- A. "Allowable structure" means a building or other structure that is fully enclosed and secure; complies with the City's Building Code and Planning and Development Code; has a complete roof enclosure supported by connecting walls extending from the ground to the roof; has a foundation, slab, or equivalent base to which the floor is secured by bolts or similar attachments; is secure against unauthorized entry; and is accessible only through one or more lockable doors. Walls and roofs must be constructed of solid, non-transparent material, that cannot be easily breached, such as two inch by four inch or thicker studs overlaid with three-eighths inch or thicker plywood or the equivalent. Plastic sheeting or similar products, regardless of gauge, do not satisfy this requirement.
- B. "Cultivation" means growing, planting, harvesting, drying, curing, grading, trimming, or processing of marijuana, whether such activities take place indoors or outdoors.
- C. "Live plants" means living medical cannabis flowers and plants, including seeds, immature plants, and vegetative stage plants.

- D. "Marijuana" means any or all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*, whether growing or not; the seeds thereof; the resin or separated resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin, including marijuana infused in foodstuff or any other ingestible or consumable product containing marijuana. The term "marijuana" shall also include "medical marijuana" as such phrase is used in the August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, as may be amended from time to time, that was issued by the office of the Attorney General for the state of California or subject to the provisions of California Health and Safety Code Section 11362.5 (Compassionate Use Act of 1996) or California Health and Safety Code Sections 11362.7 to 11362.83 (Medical Marijuana Program Act).
- E. "Marijuana Delivery" shall have the same meaning in Business and Professions Code section 19300.5(m) and includes the commercial delivery, transfer or transport, or the arranging for the commercial delivery, transfer or transport, or the use of any technology platform to arrange for or facilitate the commercial delivery, transfer or transport of marijuana, marijuana edibles, and/or any marijuana products, including, but not limited to, fibers, oils, and cakes, and expressly excluding seeds, to or from any location within the jurisdictional limits of the City of Atwater, and any and all associated business and/or operational activities.
- F. "Marijuana Dispensary" or "Marijuana Dispensaries" means any business, office, store, facility, location, retail storefront or wholesale component of any establishment, cooperative or collective that delivers (as defined in Business & Professions Code section 19300.5(m) or any successor statute thereto) whether mobile or otherwise, dispenses, distributes, exchanges, transmits, transports, sells or provides marijuana to any person for any reason, including members of any medical marijuana cooperative or collective consistent with the August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, as may be amended from time to time, that was issued by the office of the Attorney General for the state of California, or for the purposes set forth in California Health and Safety Code Section 11362.5 (Compassionate Use Act of 1996) or California Health and Safety Code Sections 11362.7 to 11362.83 (Medical Marijuana Program Act).
- G. "Medical marijuana collective" or "cooperative or collective" means any group that is collectively or cooperatively cultivating and distributing marijuana for medical purposes that is organized in the manner set forth in the August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, as may be amended from time to time, that was issued by the office of the Attorney General for the state of California or subject to the provisions of California Health and Safety Code Section 11362.5 (Compassionate Use Act of 1996) or California Health and Safety Code Sections 11362.7 to 11362.83 (Medical Marijuana Program Act).

- H. "Outdoor" means any location in the City that is within a residential zone or parcel used for residential use, and that is not within an allowable structure.
- I. "Premises" means a single parcel of property or contiguous parcels under common ownership or control.
- J. "Primary caregiver" is defined in strict accordance with California Health and Safety Code section 11362.5 *et seq.*
- K. "Processing" means any method used to prepare marijuana or its byproducts for commercial retail and/or wholesale, including but not limited to: drying, cleaning, curing, packaging, and extraction of active ingredients to create marijuana related products and concentrates.
- L. "Qualified patient" is defined in strict accordance with California Health and Safety Code section 11362.5 *et seq.*

8.60.030 Prohibited Activities.

- A. Commercial Use. Marijuana cultivation (whether it occurs indoors or outdoors), marijuana processing, marijuana delivery originating from within city limits, and marijuana dispensaries for commercial sale shall be prohibited activities in the City, except where the City is preempted by federal or state law from enacting a prohibition on any such activity. No use permit, variance, building permit, or any other entitlement, license, or permit, whether administrative or discretionary, shall be approved or issued for the activities of marijuana cultivation, marijuana processing, marijuana delivery originating from within city limits, or the establishment or operation of a marijuana dispensary for commercial sale in the City, and no person shall otherwise establish or conduct such activities in the City, except where the City is preempted by federal or state law from enacting a prohibition on any such activity for which the use permit, variance, building permit, or any other entitlement, license, or permit is sought.
- B. Personal Use. Medical marijuana for personal use may be cultivated in conformance with the following standards:
 - 1. A qualified patient or primary caregiver, who resides full-time on the premises where the marijuana cultivation is to occur, may cultivate medical marijuana in residential zones or on premises used for residential use within an allowable structure, which shall conform to the following minimum standards:
 - a. Regardless of how many qualified patients or primary caregivers are residing at the premises, the cumulative area used for cultivation on the premises shall not exceed four hundred (400) square feet.

- b. Regardless of how many qualified patients or primary caregivers are residing at the premises, the cumulative cultivation of medical marijuana shall be limited to twelve (12) live marijuana plants on the premises.
 - c. Indoor grow lighting systems shall not exceed three thousand eight hundred (3,800) watts, shall be shielded to confine light and glare to the interior of the allowable structure, and shall comply with the City building code and fire prevention code.
 - d. Allowable structures shall have ventilation and filtration systems installed that prevent medical marijuana plant odors from exiting the interior of the structure. The ventilation and filtration system shall be approved by the building official and installed prior to commencing cultivation within the allowable structure.
 - e. Medical marijuana cultivation shall not take place in the kitchen, bathroom, or bedrooms of any allowable structure.
 - f. Medical marijuana cultivation shall be concealed from public view at all stages of growth and there shall be no exterior evidence of cultivation occurring at the premises from a public right-of-way or from an adjacent parcel.
 - g. The medical marijuana cultivation shall not create offensive odors; create excessive dust, heat, noise, smoke, traffic, or other impacts that are disturbing to people of normal sensitivity residing or present on adjacent or nearby property or areas open to the public; or be hazardous due to use or storage of materials, processes, products, or wastes.
 - h. The medical marijuana cultivation shall not create a humidity, mold or other nuisance condition.
 - i. Medical marijuana cultivation areas, whether in a detached building or inside a residence, shall not be accessible to persons under eighteen (18) years of age.
2. The use of gas products for medical marijuana cultivation is prohibited.
 3. The outdoor cultivation of marijuana is prohibited in all areas of the City.
 4. The cultivation of medical marijuana for sale is prohibited in all areas of the City.
- C. Marijuana Delivery. Mobile distribution of medical marijuana, other than for personal use by qualified patients or primary caregivers and as described in this Section 8.60.030, is prohibited within the City.
1. Marijuana delivery originating from outside city limits and delivering medical marijuana to qualified patients or primary caregivers within city limits shall only be allowed by a state licensed dispensary in an amount

authorized and determined by the Bureau of Medical Marijuana Regulation, Department of Consumer Affairs.

2. Marijuana delivery originating from within city limits are prohibited.

8.60.040 Public Nuisance.

Any use or condition caused or permitted to exist in violation of this chapter shall be and is hereby declared a public nuisance and may be abated by the City or subject to any available legal remedies, including, but not limited to, civil injunctions.

8.60.050 Violations.

Any violation of this chapter shall be punishable as a misdemeanor. In the alternative, and in the discretion of the Chief of Police, a violation of this chapter may be prosecuted as an infraction punishable pursuant to the provisions of Section 1.01.110 of this Code. In addition, the City may abate any public nuisance associated with any violation of this chapter using the abatement procedures set forth in Chapter 8.32.

Each day a violation is allowed to continue and every violation of this chapter shall constitute a separate violation and shall be subject to all remedies.

In the event any civil suit or action is brought by the City to enforce this chapter, the prevailing party shall be entitled to recover the amount of its reasonable costs incurred in the action or proceeding, including, but not limited to, attorney's fees.

SECTION 3: If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one (1) or more sections, subsections, sentences, clauses or phrases be declared, invalid or unconstitutional.

SECTION 4: The City Council finds the approval of this ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly. Alternatively, the City Council finds the approval of this ordinance is not a project under CEQA Regulation Section 15061(b)(3) because it has no potential for causing a significant effect on the environment.

SECTION 5: SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the

invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

SECTION 6: EFFECTIVE DATE. This ordinance shall take effect and be in force thirty (30) days after the date of its passage and the City Clerk shall certify to the adoption of this ordinance and shall cause the same to be published in the Merced Sun Star within fifteen (15) days from the adoption hereof.

INTRODUCED: June 27, 2016

ADOPTED:

AYES:

NOES:

ABSENT:

APPROVED:

JAMES E. PRICE, MAYOR

ATTEST:

**JEANNA DEL REAL, CMC
CITY CLERK**



New Life Community Church

1271 Fifth Street, Atwater, CA 95301

209-358-8885 office 209-358-8886 fax

E-mail newlifetoday@sbcglobal.net

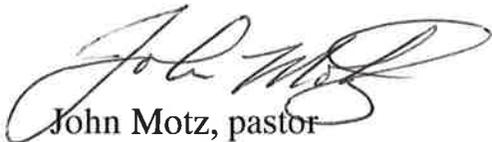
July 6, 2016

City of Atwater
750 Bellevue Rd.
Atwater, CA 95301

To whom it may concern,

New Life Community Church would like to reserve Ralston Park (north side) for Sunday, October 1 from 7:00 a.m. to 1:00 p.m. We are having a worship service celebrating our 16th birthday. We will have live amplified music and food will be served after service. We would like to reserve the covered picnic area as well. The event is open to the general public. Everyone is welcome. Thank you kindly.

Sincerely,



John Motz, pastor

**Statement of Changes in Cash Balance
by Bank
As of 6/30/16**

	Beg. Period Balance	Cash Debits	Cash Credits	End Period Balance
City - LAIF	6,395,319.80	1,000,000.00		7,395,319.80
City Checking & Investment Accounts	9,247,097.16	4,540,082.72	5,275,846.22	8,511,333.66
RA Obligation Retirement Fund	90.79	191,007.55		191,098.34
City - RMA Long-Term Investment Fund	1,036,774.00	3,276.00		1,040,050.00
Wells Fargo Mutual Fund	1,230,791.81	10.12		1,230,801.93
Rabobank - Money Market	50,397.92	8.29		50,406.21
Totals	<u>17,960,471.48</u>	<u>5,734,384.68</u>	<u>5,275,846.22</u>	<u>18,419,009.94</u>

Prepared by: Patricia Tejada
Patricia Tejada, Accountant II

Approved by: Jim Heller
Jim Heller, City Treasurer

(The following statements are required by California Govt. Code Section 53646 (b) (2,3))

Investments are made pursuant to the City Council approved Investment Policy and Guidelines.

The City of Atwater has the ability to meet its pooled expenditure requirements for the next six months.

Bank Account Detail			
City LAIF	7,395,319.80	Westamerica Bank Checking	9,848,990.33
Chandler Asset Mgt.	1,040,050.00	Westamerica Bank (Transfer Account)	100,000.00
Wells Fargo Mutual Fund	1,230,801.93	Westamerica Bank Rdlvpmnt Obligation Checking	191,098.34
Rabobank Money Market	50,406.21		

STATEMENT OF CHANGES IN CASH BALANCE, UNAUDITED
BY FUND
AS OF 6/30/16

FUND	BEG. BALANCE	CASH DEBITS	CASH CREDITS	ENDING BAL.
0001 General Fund	(1,440,946.45)	2,232,452.28	1,846,928.82	(1,055,422.99)
0003 General Fund Capital	4,188.03	10,062.77	988.67	13,262.13
0004 Measure H Fund	1,404,145.93	168,534.63	1,231,153.67	341,526.89
0005 Ferrari Ranch Project Fund	(83,336.17)	80,472.52	15,740.76	(18,604.41)
0006 Reimbursement Agreements Fund	0.00	5,000.00	0.00	5,000.00
1005 Police Grants Fund	114,709.78	70,836.02	38,930.38	146,615.42
1011 Gas Tax/Street Improvement	1,656,994.43	102,986.78	164,719.05	1,595,262.16
1013 Local Transportation Fund	26,411.53	648.55	0.00	27,060.08
1015 Traffic Circulation Fund	890,465.69	2,071.41	0.00	892,537.10
1016 Applegate Interchange	723,385.68	268.41	0.00	723,654.09
1020 Parks and Recreation Fund	1,543,870.88	5,815.58	21,371.00	1,528,315.46
1050 Buhach Colony High School	221,477.58	82.17	0.00	221,559.75
1055 Neighborhood Stabilization	211,379.33	78.43	0.00	211,457.76
1059-78 Housing Grant Funds	199,095.12	18,680.76	0.00	217,775.88
1091 Police Facility Impact Fee	39,284.64	905.78	0.00	40,190.42
1093 Fire Facility Impact Fee	50,796.32	1,174.51	0.00	51,970.83
1095 Government Building Facility	104,411.53	880.52	0.00	105,292.05
3064-67 Redevelopment/Successor Agency Funds	(273,976.93)	426,451.26	0.00	152,474.33
4020 Performance Bond Trust	210,135.66	77.97	0.00	210,213.63
4030 Narcotics Program Trust	5,264.92	1.95	0.00	5,266.87
4060 Section 125 Medical	1,053.19	485.16	198.76	1,339.59
4070 Section 125 Dependent Care	(1,923.62)	416.66	0.00	(1,506.96)
4090 CFD No. 1 Trust	74,364.83	27.59	0.00	74,392.42
5001-54 All Maintenance Districts	1,870,605.80	744.84	22,774.20	1,848,576.44
5050 CFD Districts	(285,831.86)	0.00	0.00	(285,831.86)
6000 Water Enterprise Fund	(4,436,244.65)	481,203.75	499,467.69	(4,454,508.59)
6001 Water Fund Capital Replacement	4,781,687.65	1,695.65	211,771.68	4,571,611.62
6002 DBCP Settlement	666,084.58	63,038.03	0.00	729,122.61
6004 Water Well- Buhach Colony	150,919.07	881.94	0.00	151,801.01
6005 Water Capital Impact Fees	1,056,944.97	8,190.47	0.00	1,065,135.44

STATEMENT OF CHANGES IN CASH BALANCE, UNAUDITED
BY FUND
AS OF 6/30/16

FUND	BEG. BALANCE	CASH DEBITS	CASH CREDITS	ENDING BAL.
6006 Water Operating Reserve Fund	172,495.33	64.00	0.00	172,559.33
6010 Sewer Enterprise Fund	3,616,530.63	1,062,054.94	522,137.51	4,156,448.06
6011 Sewer Fund Capital Replacement	1,941,571.63	9,752.14	18,926.83	1,932,396.94
6020 Sanitation Enterprise	1,143,999.45	359,596.83	485,550.87	1,018,045.41
7000 Internal Service Fund	436,201.64	215,441.39	58,097.45	593,545.58
7010 Employee Benefits Fund	663,640.63	216,941.01	84,516.01	796,065.63
7020 Risk Management	458,695.55	116,949.96	12,326.62	563,318.89
7030 Information Technology	36,167.58	66,123.61	31,200.26	71,090.93
9090 Accrued Interest Fund	5,751.58	3,294.41	9,045.99	0.00
TOTAL	17,960,471.48	5,734,384.68	5,275,846.22	18,419,009.94

Prepared by: Patricia Tejada
 Patricia Tejada, Accountant II

Approved by: Jim Heller
 Jim Heller, City Treasurer

**PUBLIC HEARING TO INTRODUCE ORDINANCE NO. CS 975
ESTABLISHING CHAPTER 12.34 OF THE ATWATER MUNICIPAL
CODE RELATING TO USE OF CITY PROPERTY**

RECOMMENDATION:

It is recommended that the City Council take the following actions:

1. Open the Public Hearing to obtain testimony from the public; and
2. Waiving the first reading and introducing Ordinance No. CS 975 establishing Chapter 12.34 of the Atwater Municipal Code authorizing the use of city owned property to the greatest extent possible to provide for necessary public services and to maximize public benefit.

BACKGROUND:

The City of Atwater owns and maintains several public properties – public places which are necessary for providing public services. The Atwater Zoning Code – Title has no separate land use designations or categories for these public properties – public places therefore the uses established in the Zoning Code for private use also apply to public uses. From time to time there may be legitimate municipal and public uses not specifically listed in the underlying Zoning Code. This proposed ordinance establishes an approval process to implement these legitimate public uses.

ANALYSIS:

The proposed ordinance would allow for approval of legitimate municipal uses, as determined by the City Council to be permitted uses in any zoning district, subject to consideration under provisions in 17.12.060 of the Atwater Municipal Code. This code section requires approval by the Planning Commission for public uses on public – city owned property. The Community Development & Resources Commission (CDRC) has not assumed these responsibilities of the former Planning Commission.

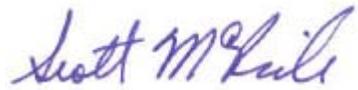
FISCALIMPACT:

None.

CONCLUSION:

This report is submitted for review and possible action.

Respectfully submitted,



Scott McBride
Community Development Director
City of Atwater



**CITY COUNCIL
OF THE
CITY OF ATWATER**

ORDINANCE NO. CS 975

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF ATWATER ESTABLISHING CHAPTER 12.34
OF THE ATWATER MUNICIPAL CODE RELATING
TO USE OF CITY PROPERTY**

The City Council of the City of Atwater does hereby ordain:

SECTION 1: Title 12 "Streets, Sidewalks and Public Places," Chapter 12.34- Use of City Property," of the Atwater Municipal Code is hereby established to read as follows:

Chapter 12.34- Use of City Property

Sections:

12.34.010 - Intent and purpose.

12.34.020- Use of City Property.

17.08.010 - Intent and purpose.

It is the intent and purpose of the City Council in adopting the ordinance codified in this chapter is to allow for the use and development of City owned property for legitimate public uses upon their consideration, subject to approval under Chapter 17.12.060.

17.08.020- Use of City Property.

Notwithstanding any provisions of any other section of the Atwater Municipal Code, including Title 17 Zoning, the City shall be authorized to utilize City owned property to the greatest extent possible to provide for necessary and legitimate public - municipal services which maximize public benefit. When a proposed use by the City is not specifically listed as an Permitted or Conditional Use in Title 17 Zoning it shall be deemed as a Permitted uses for specific location only when approved by the Atwater City Council. Approval shall subject to Chapter 17.16.060, or as amended.

SECTION 2. SEVERABILITY: If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

SECTION 3. EFFECTIVE DATE: This ordinance shall take effect and be in force thirty (30) days after the date of its passage and the City Clerk shall certify to the adoption of this ordinance and shall cause the same to be published in the Atwater Signal within fifteen (15) days from the adoption hereof.

INTRODUCED:

ADOPTED:

AYES:

NOES:

ABSENT:

APPROVED:

JAMES E. PRICE, MAYOR

ATTEST:

JEANNA DEL REAL, CITY CLERK

July 18, 2016

Honorable Mayor and Members of the
Atwater City Council

City Council Meeting
Meeting of July 25, 2016

Financial Update – Fiscal Year Ended June 30, 2016

RECOMMENDATION:

It is recommended that the City Council consider:

- Accepting the report on the City's financial status as of June 30, 2016

BACKGROUND:

The City Council adopted the Fiscal Year 2015-16 Budget on June 8, 2015 after much discussion of various budget balancing and cost savings measures. During the budget development process, it was agreed that the City Council would be provided regular updates on the status of the City's revenues and expenditures. The information presented in this report includes preliminary (unaudited) information for fiscal year 2015-16 as of July 14, 2016.

ANALYSIS

The City of Atwater has been severely impacted by the economic downturn over the past several years. As the economy stalled, the City's revenues declined. The City's General Fund and two of the enterprise funds have operated in a deficit position with expenditures exceeding available revenue for several years which has resulted in a depletion of reserves in these funds. As of June 30, 2015, (the last published financial audit), the General Fund had a negative fund balance of \$3.6 million. One of the City's enterprise activity funds also had negative balances - the Sanitation Enterprise Fund had a negative unrestricted fund balance of \$3 million as of June 30, 2015. The Water Enterprise fund generated enough revenue to pay off its deficit and had a positive fund balance of \$0.2 million. During the 2012-13 fiscal year, the City Council took action to address the negative operating position in these funds by implementing significant operating cost reductions and approving utility rate adjustments in the Water and Sanitation funds.

The attached reports provide the following preliminary information as of July 14, 2016:

- Comparison of General Fund revenues and expenditures to the budgeted amount by category/department
- Detailed information on General Fund revenues
- Comparison of actual revenues and expenditures to the budgeted amount for the Water, Sewer, Sanitation, and Measure H funds.

Fiscal Year 2015-16

As of July 14, 2016, Staff has year-end process of preliminary review of revenues and expenditures compared to the budgeted amount but the books are still open until August 30, 2016. Reports providing budget status information for the General Fund and enterprise funds are attached and amounts are subject to change.

General Fund

The adopted General Fund Budget for Fiscal Year 2015-16 is balanced with anticipated revenues and expenditures totaling \$12.3 million and \$12.1 million respectively. While the budget is balanced, it is imperative that financial activity be closely monitored since there is no cushion for negative variances in revenues or operating costs. As of July 14, 2016, the General Fund had received \$11.8 million (95.7 percent) of the budgeted annual revenue. During the fiscal year, the General Fund had expended \$10.5 million (86.3 percent) of the approved budget. A review of expenditures indicates that all departments are currently operating within their approved budget allocations. As of July 14, 2016, initial review of revenues and expenditures is indicating a surplus of \$1.1 million for the General Fund.

Other Funds

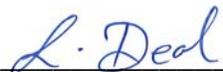
During the fiscal year, Water, Sewer and Sanitation funds each generated sufficient revenue to offset fund expenditures.

For Measure H fund, the Fiscal Year 2015-16 Budget anticipated revenue of \$1.6 million with \$1.1 million budgeted as a transfer to the General Fund for public safety expenditures. Measure H fund has collected 1.5 million in revenue and expended \$2.0 million as operating expenditures. The fund does has a shortfall of negative (\$528,458) as of July 14, 2016.

CONCLUSION:

This staff report is submitted for City Council review.

Respectfully submitted,



Lakhwinder Deol
Finance Director

CITY OF ATWATER GENERAL FUND BUDGET SUMMARY

Un-audited Information	FY 2015-16 Budget	Received thru July 14, 2016	
Revenues			
Property Tax	1,945,198	1,761,887	90.6%
Sales Tax	2,983,707	2,029,754	68.0%
Franchise Tax	620,000	673,270	108.6%
Business License Tax	160,000	188,049	117.5%
Transient Occupancy Tax	40,000	29,494	73.7%
Property Transfer Tax	55,000	57,910	105.3%
License & Permits	337,750	450,641	133.4%
Intergovernmental	2,943,960	3,310,413	112.4%
Charges for Service	448,675	433,708	96.7%
Fines and Forfeitures	49,000	39,393	80.4%
Miscellaneous Revenue	363,476	428,145	117.8%
Transfer-in	2,399,936	2,409,020	100.4%
Revenue Total	\$12,346,702	\$11,811,683	95.7%
Expenditures By Department			
Mayor and City Council	17,933	11,885	66.3%
City Administration	276,525	250,437	90.6%
Finance	686,340	574,871	83.8%
City Clerk/Human Resources	457,433	369,965	80.9%
City Treasurer	2,811	2,865	101.9%
Non-Departmental	1,387,347	1,380,618	99.5%
Police Department	5,256,430	4,388,998	83.5%
Fire	2,543,664	2,186,154	85.9%
Community Development Department	888,961	732,807	82.4%
Parks & Community Services	604,399	538,131	89.0%
Bloss House Trust	6,732	5,422	80.5%
Transfer Outs: Bloss Est. Trust Fund	0	27,547	
Expenditures Total	\$12,128,574	\$10,469,699	86.3%
Operating Surplus/(Shortfall) Before Capital Projects	218,128	1,341,984	
Interfund Loan Repayment - Wastewater Fund	198,431	198,431	
Capital Projects			
Sidewalk Improvements - City Match (Engineering Costs)	12,604	0	
Traffic Signal Synchronization (City Match CMAQ Grant)	0	0	
Juniper Road Pedestrian/Bike Path Infill (City Match CMAQ Grant)	0	0	
Buhach Road Sidewalk Infill (City Match CMAQ Grant)	5,713	0	
Bulletproof Vest Program - State Homeland Security Grant Match	10,388	10,058	
Hazardous Tree Removal	0	0	
Street Sweeper/Sewer Vac Retrofit - City Match	0	0	
Street Sweeper Purchase - City Match	0	0	
Total Capital Projects	28,705	10,058	
Total Expenditures/Capital Projects	\$12,355,710	\$10,678,187	
FY 2015-16 Operational Surplus/(Deficit)	(\$9,008)	\$1,133,496	

City of Atwater

Fiscal Year 2015-16

General Fund Revenue By Category

Description	FY 2015-16 Adopted Budget	Received thru July 14, 2016	Variance (Budget vs. Actuals)
Property Taxes			
Property Tax, Current Secured	1,456,728	1,340,894	(115,834)
Property Tax, Current Unsecured	130,665	132,389	1,724
Property Tax, Prior Unsecured	5,000	-	(5,000)
Property Tax, Supplemental	50,000	21,295	(28,705)
Property Tax Miscellaneous	-	1,185	1,185
Prop Tax In-lieu Sales/Use	221,305	221,334	29
RDA Residuals (COA)	57,500	35,975	(21,525)
Property Tax, Homeowner Exemption	24,000	8,816	(15,184)
Total Property Tax Revenue	1,945,198	1,761,887	(183,311)
Sales Tax			
Sales & Use Tax	2,868,707	1,920,460	(948,247)
Sales & Use Tax-Public Safety	115,000	109,294	(5,706)
Total Sales Tax Revenue	2,983,707	2,029,754	(953,953)
Other Taxes			
Business License Tax	160,000	188,049	28,049
Franchise Tax	620,000	673,270	53,270
Transient Occupancy Tax	40,000	29,494	(10,506)
Property Transfer Tax	55,000	57,910	2,910
Total Other Tax Revenue	875,000	948,723	73,723
Licenses and Permits			
Animal License	1,000	1,491	491
Bicycle License	50	45	(5)
Fireworks Permits	1,200	1,586	386
Well Permits	500	2,070	1,570
Building Permits	325,000	441,763	116,763
Other Licenses And Permits	10,000	3,686	(6,314)
Total Licenses and Permit Revenue	337,750	450,641	112,891
Intergovernmental			
Prop Tax In Lieu Veh Lic Fee	2,163,960	2,330,511	166,551
ROPS - Successor Agency	177,000	177,000	0
Loan Repayment - RDA	-	-	0
RDA Residuals - (COA Fire Dept)	22,000	11,847	(10,153)
Motor Vehicle In-lieu Fee	-	11,710	11,710
State Mandated Cost	40,000	39,330	(670)
Statutory Pass-Through Revenue	20,000	25,732	5,732
MUHSD/AESD Reimbursement	386,000	423,943	37,943
Fire District In-lieu Fee	135,000	254,042	119,042
State Fire Reimbursement	-	11,983	11,983
Homeland Security Grant Fire	-	-	0
AFG Operations & Safety Grant	-	24,315	24,315
Federal COPS Grant	-	-	0
Total Intergovernmental Revenue	2,943,960	3,310,413	366,453

City of Atwater

Fiscal Year 2015-16

General Fund Revenue By Category

Description	FY 2015-16 Adopted Budget	Received thru July 14, 2016	Variance (Budget vs. Actuals)
Charges for Service			
Sale Of Maps And Copies	500	297	(203)
Cost Recovery CFD 1-90	-	-	0
Live Scan	1,000	1,929	929
False Alarm Fees	5,000	700	(4,300)
Impound Fees/Costs	10,000	9,145	(855)
Animal Control Services	2,500	342	(2,158)
Police Special Services	80,000	107,882	27,882
Police Cost Recovery	500	-	(500)
Weed Abatement	15,000	4,516	(10,484)
Fire Dept Response Fee	7,500	11,515	4,015
Fire Inspection Fees	6,000	6,618	618
Other Revenue	-	5,242	5,242
Sale Of Standard Specs & Drawings	250	-	(250)
Engineering Services	22,500	44,440	21,940
Planning Fees	10,000	9,803	(197)
Plan Check Fees	1,000	32,085	31,085
Business License Inspection Fee	4,000	2,024	(1,976)
Recreation Fees	128,725	112,571	(16,154)
High School Pool	18,900	14,000	(4,900)
Recreation Concessions	-	-	0
After School Program	124,800	63,623	(61,177)
Field Trips/Events	5,500	3,063	(2,437)
Contracted Recreation Fees	5,000	3,913	(1,088)
Other Current Services	-	-	0
Total Charges for Service Revenue	448,675	433,708	(14,967)
Fines and Forfeitures			
Forfeitures	5,000	4,025	(975)
Vehicle Code Fines	30,000	2,452	(27,548)
Other Fines	7,000	25,758	18,758
Parking Fines	7,000	7,159	159
Total Fines and Forfeiture Revenue	49,000	39,393	(9,607)

City of Atwater

Fiscal Year 2015-16

General Fund Revenue By Category

Description	FY 2015-16 Adopted Budget	Received thru July 14, 2016	Variance (Budget vs. Actuals)
Miscellaneous Revenue			
Interest Earned	-	188	188
Rents & Leases	12,500	12,500	0
Cellular 2000 Lease	35,000	32,513	(2,487)
Billboard Rental	6,000	1,678	(4,322)
KVRQ-F Tower Lease	12,000	12,000	0
Metro PCS Lease	17,000	17,457	457
Retroactive Insurance Adjustment	-	-	0
Cingular @ Water Tower	19,576	19,132	(444)
Cricket-Tower Lease	15,600	15,600	0
Cricket-Tower Electrical Usage	2,400	2,400	0
P G & E Energy Rebate	50,000	50,742	742
Restitution	2,000	361	(1,639)
Penalties	30,000	30,802	802
Donations & Contributions	1,000	-	(1,000)
Taxicab Registration Fees	100	-	(100)
Veterans Brick Project	800	185	(615)
Other Revenue	95,000	106,931	11,931
State Cops Funding	-	100,025	100,025
Special Funding	40,000	-	(40,000)
Rent & Utility Ralston Station	-	-	0
Community Center Rental	18,000	21,486	3,486
Bloss Estate Rental	-	-	0
Veterans Pavillion Rental & Rents &	6,500	4,146	(2,355)
Total Miscellaneous Revenue	363,476	428,145	64,669
Inter-Fund Transfers			
Admin Fees, Streets	40,702	40,702	0
Admin Fees, Water	367,132	367,132	0
Admin Fees, Sanitation	257,419	257,419	0
Admin Fees, Sewer	392,009	392,009	0
Admin Fees, Maintenance Dist	37,521	37,521	0
Admin Fees, CFD 1-90	-	-	0
Admin Fees, Information Technology	27,778	27,778	0
Ferrari Ranch Reimbursement Fund	25,000	5,122	(19,878)
Measure H Fund	1,100,000	1,100,000	0
Hydrant Maintenance - Water Fund	152,375	152,375	0
Transfers In	-	28,962	28,962
Total Administrative Fee Revenue	2,399,936	2,409,020	9,084
Total General Fund Revenue	12,346,702	11,811,683	(535,019)

City of Atwater
Fiscal Year 2015-16 Other Funds
Budget vs Actual

Water Enterprise Fund (6000)	<u>Budget</u>	<u>Actual thru 07/14/16</u>
Revenue	\$3,756,906	\$4,050,762
Expenditures	\$3,360,633	\$2,629,360
Operating Surplus/(Shortfall)	\$396,273	\$1,421,402

Sewer Enterprise Fund (6010)	<u>Budget</u>	<u>Actual thru 07/14/16</u>
Revenue	\$11,791,857	\$11,182,780
Expenditures	\$10,646,804	\$9,681,525
Operating Surplus/(Shortfall)	\$1,145,053	\$1,501,255

Sanitation Enterprise Fund (6020)	<u>Budget</u>	<u>Actual thru 07/14/16</u>
Revenue	\$3,693,000	\$3,734,768
Expenditures	\$2,561,445	\$2,621,731
Operating Surplus/(Shortfall)	\$1,131,555	\$1,113,037

Measure H Fund (0004)	<u>Budget</u>	<u>Actual thru 07/14/16</u>
Revenue	\$1,642,852	\$1,499,216
Expenditures	\$2,375,846	\$2,027,674
Operating Surplus/(Shortfall)	(\$732,994)	(\$528,458)

July 18, 2016

Honorable Mayor and Members
of the Atwater City Council

City Council Meeting
of July 25, 2016

**APPROVING MODIFICATION OF ENFORCEMENT OF THE
ATWATER MUNICIPAL CODE PERTAINING TO
AUTOMATIC FIRE SPRINKLER REQUIREMENTS**

RECOMMENDATION:

It is recommended that the City Council consider:

- Adopting Resolution No. 2911-16 approving the modification of enforcement of the Atwater Municipal Code (AMC) pertaining to Automatic Fire Sprinkler requirements.

BACKGROUND AND ANALYSIS:

An issue regarding the interpretation of the Atwater Municipal Code, pertaining to the need for an automatic fire sprinkler system, was identified on a new facility located at 288 Business Park Way. The issue is centered on whether the facility requires the installation of an automatic fire sprinkler system. The City of Atwater adopts the California Fire Code as its fire code. The facility at issue is classified as S-1 under the California Fire Code and would not require an automatic sprinkler system to be installed based on the size and characteristics of the facility. The Atwater Municipal Code includes a provision that is more restrictive than the California Fire Code in this instance, however, and would require the installation of automatic fire sprinklers unless the Fire Chief determines that a modification is appropriate. § 8.40.010 et seq.

Based on discussions with the project developer and a site review, it is the recommendation of the Fire Chief that enforcement of the Atwater Municipal Code provision requiring automatic sprinklers be modified for 288 Business Park Way – Kessler Building, pursuant to § 8.40.010(F). As stated above, the facility would not require an automatic fire sprinkler system pursuant to the California Fire Code, based on its proposed use, size, and characteristics. The facility as a whole is 9,900 square feet and contains a fire barrier within the structure that divides the facility into two 4,950 square foot sections. Additionally, the project has included three fire hydrants in the vicinity of the structure to assist with fire suppression activity.

It is staff's recommendation to approve Resolution No. 2911-16.

FISCAL IMPACT:

Short-term water saving actions will have minimal staff and monetary impacts. Longer-term actions may require additional resources, which would be presented to the City Council for consideration after Staff has had an opportunity to further explore their feasibility.

CONCLUSION:

This staff report is submitted for City Council consideration and possible action.

Respectfully submitted,



Mark Pimentel
CAL FIRE Battalion Chief



CITY COUNCIL OF THE CITY OF ATWATER

RESOLUTION NO. 2911-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATWATER APPROVING MODIFICATION OF ENFORCEMENT OF THE ATWATER MUNICIPAL CODE PERTAINING TO AUTOMATIC FIRE SPRINKLER REQUIREMENTS

WHEREAS, The City of Atwater has adopted the California Fire Code as the fire code of the City of Atwater; and

WHEREAS, 288 Business Park Way - Kessler Building intends to develop a facility in the Atwater Business Park that is considered type S-1 under the California Fire Code; and

WHEREAS, The determination has been made that 288 Business Park Way – Kessler Building would not require the installation of automatic fire sprinklers pursuant to the California Fire Code; and

WHEREAS, The determination has been made that 288 Business Park Way – Kessler Building would require the installation of automatic fire sprinklers pursuant to section 8.40.010 of the Atwater Municipal Code in the absence of a modification of enforcement; and

WHEREAS, Based on a review of the site and determination by the fire chief of the City of Atwater, good cause exists to modify the enforcement of the Atwater Municipal Code pursuant to section 8.40.010(F), based on the size of the facility, its intended use, the existence of a fire barrier within the structure, and the proximity of three fire hydrants in the vicinity to assist with fire suppression activity; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Atwater does hereby approve the modification of enforcement of the Atwater Municipal Code and will not require the installation of an automatic fire sprinkler system at 288 Business Park Way – Kessler Building unless the occupancy changes, at which time reevaluation will be required:

BE IT FURTHER RESOLVED, that applicant (Kessler) shall hold harmless, indemnify and defend the City of Atwater from and against all liability, for fire, personal injury and

property damage which the City of Atwater may sustain, by reason of the issuance of the completion of mezzanine permit for work on the property.

The foregoing resolution is hereby adopted this 25th day of July, 2016.

AYES:

NOES:

ABSENT:

APPROVED

JAMES E. PRICE, MAYOR

ATTEST:

JEANNA DEL REAL, CMC
CITY CLERK