

# CITY OF NEWARK CITY COUNCIL

37101 Newark Boulevard, Newark, CA 94560-3796 • 510-578-4266 • E-mail: city.clerk@newark.org

City Administration Building  
7:30 p.m.  
City Council Chambers

## AGENDA

Thursday, May 9, 2019

- A. **ROLL CALL**
  
- B. **MINUTES**
  - B.1 **Approval of Minutes of the City Council meeting of April 25, 2019.**  
(MOTION)
  
- C. **PRESENTATIONS AND PROCLAMATIONS**
  - C.1 **Introduction of employee.**
  
  - C.2 **Proclaiming May 19-25, 2019, as National Emergency Medical Services Week.**  
(PROCLAMATION)
  
  - C.3 **Proclaiming May 19-25, 2019, as National Public Works Week.**  
(PROCLAMATION)
  
  - C.4 **Proclaiming May 13-19, 2019, as National Police Week.** (PROCLAMATION)
  
  - C.5 **Commending Newark Police Officer Omar Pacheco for his life saving actions.**  
(COMMENDATION)
  
- D. **WRITTEN COMMUNICATIONS**
  
- E. **PUBLIC HEARINGS**
  - E.1 **Public Hearing and tabulation of ballots for annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 and, if no majority protest exists, approve the final Engineer’s Report and approve the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 – from Assistant City Engineer Imai.**  
(RESOLUTION)

**F. CITY MANAGER REPORTS**

**(It is recommended that Item F.1 be acted on unless separate discussion and/or action is requested by a Council Member or a member of the audience.)**

**CONSENT**

- F.1 Approval of the recommendations from the Community Development Advisory Committee for the allocation of additional Community Development Block Grant funds, approval of the plans and specifications, acceptance of bid, award of contract to McKim Corporation for 2019 Park Pathways Resurfacing for ADA Access, Project 1232, and amendment of the 2018-2020 Biennial Budget and Capital Improvement Plan – from Assistant Engineer Carmen. (MOTIONS-2)(RESOLUTION)**

**NONCONSENT**

- F.2 Resolution repealing and replacing the Recreation and Community Services Department Facility Rules, Regulations, and Guidelines – from Recreation and Community Services Director Zehnder. (RESOLUTION)**

**G. CITY ATTORNEY REPORTS**

**H. ECONOMIC DEVELOPMENT CORPORATION**

**I. CITY COUNCIL MATTERS**

**J. CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY**

**K. ORAL COMMUNICATIONS**

**L. APPROPRIATIONS**

**Approval of Audited Demands.**

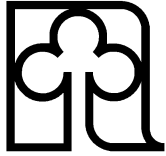
**(MOTION)**

**M. CLOSED SESSION**

**N. ADJOURNMENT**

Pursuant to Government Code 54957.5: Supplemental materials distributed less than 72 hours before this meeting, to a majority of the City Council, will be made available for public inspection at this meeting and at the City Clerk's Office located at 37101 Newark Boulevard, 5<sup>th</sup> Floor, during normal business hours. Materials prepared by City staff and distributed during the meeting are available for public inspection at the meeting or after the meeting if prepared by some other person. Documents related to closed session items or are exempt from disclosure will not be made available for public inspection.

For those persons requiring hearing assistance, please make your request to the City Clerk two days prior to the meeting.



# CITY OF NEWARK CITY COUNCIL

37101 Newark Boulevard, Newark, CA 94560-3796 • 510-578-4266 • E-mail: [city.clerk@Newark.org](mailto:city.clerk@Newark.org)

**City Administration Building**  
**7:30 p.m.**  
**City Council Chambers**

## AGENDA

**Thursday, May 9, 2019**

### CITY COUNCIL:

*Alan L. Nagy, Mayor*  
*Sucy Collazo, Vice Mayor*  
*Luis L. Freitas*  
*Michael K. Hannon*  
*Mike Buccì*

### CITY STAFF:

*David J. Benoun*  
*City Manager*  
  
*Sandy Abe*  
*Human Resources Director*  
  
*Soren Fajeau*  
*Public Works Director*  
  
*Michael Carroll*  
*Police Chief*  
  
*David Zehnder*  
*Recreation and Community Services Director*  
  
*Kristopher J. Kokotaylo*  
*Interim City Attorney*  
  
*Krysten Lee*  
*Finance Manager*  
  
*Arturo Interiano*  
*Acting Community Dev. Dir.*  
  
*Sheila Harrington*  
*City Clerk*

**Welcome** to the Newark City Council meeting. The following information will help you understand the City Council Agenda and what occurs during a City Council meeting. Your participation in your City government is encouraged, and we hope this information will enable you to become more involved. The Order of Business for Council meetings is as follows:

- |  |                                |
|--|--------------------------------|
| <b>A. ROLL CALL</b>                        | <b>I. COUNCIL MATTERS</b>      |
| <b>B. MINUTES</b>                          | <b>J. SUCCESSOR AGENCY</b>     |
| <b>C. PRESENTATIONS AND PROCLAMATIONS</b>  | <b>TO REDEVELOPMENT AGENCY</b> |
| <b>D. WRITTEN COMMUNICATIONS</b>           | <b>K. ORAL COMMUNICATIONS</b>  |
| <b>E. PUBLIC HEARINGS</b>                  | <b>L. APPROPRIATIONS</b>       |
| <b>F. CITY MANAGER REPORTS</b>             | <b>M. CLOSED SESSION</b>       |
| <b>G. CITY ATTORNEY REPORTS</b>            | <b>N. ADJOURNMENT</b>          |
| <b>H. ECONOMIC DEVELOPMENT CORPORATION</b> |                                |

Items listed on the agenda may be approved, disapproved, or continued to a future meeting. Many items require an action by motion or the adoption of a resolution or an ordinance. When this is required, the words **MOTION**, **RESOLUTION**, or **ORDINANCE** appear in parenthesis at the end of the item. If one of these words does not appear, the item is an informational item.

The attached **Agenda** gives the **Background/Discussion** of agenda items. Following this section is the word **Attachment**. Unless "none" follows **Attachment**, there is more documentation which is available for public review at the Newark Library, the City Clerk's office or at [www.newark.org](http://www.newark.org). Those items on the Agenda which are coming from the Planning Commission will also include a section entitled **Update**, which will state what the Planning Commission's action was on that particular item. **Action** indicates what staff's recommendation is and what action(s) the Council may take.

**Addressing the City Council:** You may speak once and submit written materials on any listed item at the appropriate time. You may speak once and submit written materials on any item **not** on the agenda during **Oral Communications**. To address the Council, please seek the recognition of the Mayor by raising your hand. Once recognized, come forward to the lectern and you may, but you are not required to, state your name and address for the record. Public comments are limited to five (5) minutes per speaker, subject to adjustment by the Mayor. Matters brought before the Council which require an action may be either referred to staff or placed on a future Council agenda.

No question shall be asked of a council member, city staff, or an audience member except through the presiding officer. No person shall use vulgar, profane, loud or boisterous language that interrupts a meeting. Any person who refuses to carry out instructions given by the presiding officer for the purpose of maintaining order may be guilty of an infraction and may result in removal from the meeting.



# CITY OF NEWARK CITY COUNCIL

37101 Newark Boulevard, Newark, CA 94560-3796 • 510-578-4266 • E-mail: city.clerk@newark.org

City Administration Building  
7:30 p.m.  
City Council Chambers

## Minutes

Thursday, April 25, 2019

### A. ROLL CALL

Mayor Nagy called the meeting to order at 7:33 p.m. Present were Council Members Hannon, Collazo, Freitas, and Bucci.

### B. MINUTES

#### B.1 Approval of Minutes of the City Council meetings of April 11, 2019.

**MOTION APPROVED**

Council Member Hannon moved, Council Member Collazo seconded, to approve the Minutes of the special and regular City Council meetings. The motion passed, 5 AYES.

### C. PRESENTATIONS AND PROCLAMATIONS

#### C.1 Proclaiming May as National Water Safety Month.

Recreation and Community Services staff members Katie Dennis and Jessenia Taimani accepted the proclamation.

#### C.2 Proclaiming May 2, 2019, as National Day of Prayer.

Pastor Emeritus Ed Moore and Newark resident Gregory Miller accepted the proclamation.

#### C.3 Proclaiming May 9 - 19, 2019, as East Bay Affordable Housing Week.

Florina Cleto and residents from Newark Gardens accepted the proclamation.

### D. WRITTEN COMMUNICATIONS

### E. PUBLIC HEARINGS

#### E.1 Hearing to consider property owners' objections to the 2019 Weed Abatement Program and instruction to the Superintendent of Streets to abate the public nuisances.

**MOTION APPROVED**

City Manager Benoun gave the staff report recommending approval.

Mayor Nagy opened the public hearing at 7:43 p.m.

No one came forward to speak.

Mayor Nagy closed the public hearing at 7:44 p.m.

Council Member Bucci moved, Council Member Hannon seconded to instruct the Superintendent of Streets to abate the public nuisances. The motion passed, 5 AYES.

## **F. CITY MANAGER REPORTS**

The entire Consent Calendar was pulled for separate consideration.

### **NONCONSENT**

- F.1 Approval to reclassify one Community Services Officer position to Public Safety Evidence Clerk by amending the Employee Classification Plan, and the Memorandum of Understanding between the City of Newark and the Newark Police Association. NO ACTION**

City Manager Benoun stated that after the agenda was posted, it was determined that item F.1 was no longer needed. He requested that the City Council not take action on this item.

- F.2 Approval of the Road Repair and Accountability Act of 2017 (Senate Bill 1) Fiscal Year 2019-2020 Project List. RESOLUTION NO.10917**

Council Member Collazo stated that she pulled this item from the Consent Calendar to thank staff for moving forward on the Lindsay Tract Street and Storm Drain project.

Council Member Hannon moved, Council Member Collazo seconded to by resolution approve the Road Repair and Accountability Act of 2017 (Senate Bill 1) Fiscal Year 2019-2020 Project List. The motion passed, 5 AYES.

- F.3 Approval of a Contractual Services Agreement with Universal Building Services and Supply Company in an amount not to exceed \$460,000 for janitorial services for the Silliman Activity and Family Aquatic Center and other City buildings and amendment of the 2018-2020 Biennial Budget and Capital Improvement Plan. RESOLUTION NO. 10918 CONTRACT NO. 19020**

Council Member Hannon asked why Universal Building Services and Supply Company was recommended by staff when they were not the low bid.

City Manager Benoun stated that the other bids did not provide the needed comprehensive services.

Council Member Hannon moved, Council Member Collazo seconded to, by resolution, approve a Contractual Services Agreement with Universal Building Services and Supply, Inc. in an amount not to exceed \$460,000 for janitorial services for the Silliman Activity and Family Aquatic Center and other City Buildings and an amendment of the 2018-2020 Biennial Budget and Capital Improvement Plan. The motion passed, 5 AYES.

**F.4 Approval of plans and specifications, acceptance of bid, and award of contract for the Base Bid and Additive Alternate Bid Nos. 1, 2, 3, 4, 4A, 5 and 7 to O.C. Jones & Sons, Inc. for Sportsfield Park Synthetic Turf Fields and Newark Skate Park at Sportsfield Park, Project Nos. 1192 and 1193 and amendment of the 2018-2020 Biennial Budget for Fiscal Year 2018-2019.**

**MOTION APPROVED Plans and Specifications  
RESOLUTION NO. 10919  
CONTRACT NO. 19018**

Assistant City Engineer Imai gave the staff report recommending approval. The recommended additive alternate bids include: protective netting behind the soccer field goals, installation of sod in lieu of seeded turf to replace areas of grass removed during construction, installation of sports field lighting at the synthetic turf fields, black vinyl and powder coating to all chain link fencing, black vinyl coating to one-inch chain link mesh, use of one-inch chain link mesh in lieu of standard two-inch mesh in back of soccer field goals and practice backstops, and installation of lighting at skate park.

Council Member Hannon moved, Council Member Collazo seconded to by motion, approve the plans and specifications and, by resolution, accept the bid and award the contract for the Base Bid and Additive Alternate Bid Nos. 1, 2, 3, 4, 4A, 5, and 7 to O.C. Jones & Sons, Inc. for Sportsfield Park Synthetic Turf Fields and Newark Skate Park at Sportsfield Park, Project Nos. 1192 and 1193 and amend the 2018-2020 Biennial Budget and Capital Improvement Plan for Fiscal Year 2018-2019. The motion passed, 5 AYES.

**G. CITY ATTORNEY REPORTS**

**H. ECONOMIC DEVELOPMENT CORPORATION**

**I. CITY COUNCIL MATTERS**

Mayor Nagy congratulated Recreation and Community Services Director Zehnder and his staff for another successful Family Day in the Park.

Council Member Collazo wished everyone a Happy Mother's Day and to Shop Newark.

The City Council complimented Mayor Nagy on the State of the City Speech.

Council Member Freitas stated that residents may bring items for disposal to the City's Corporation Yard this and next Saturday morning. He stated that a recent newspaper article reported that residential construction costs are higher in the Bay Area. He commended Mayor Nagy and Council Member Hannon for their graffiti abatement volunteer efforts.

Council Member Bucci stated that during the State of the City speech, Mayor Nagy announced that the new city hall will be named after David W. Smith.

Mayor Nagy thanked Laurie Gebhard for her work on the State of the City speech.

Mayor Nagy stated that he would adjourn the City Council meeting in memory of Charles Scott Rhoades.

**J. CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY****K. ORAL COMMUNICATIONS**

No one came forward to speak.

**L. APPROPRIATIONS****Approval of Audited Demands.****MOTION APPROVED**

City Clerk Harrington read the Register of Audited Demands: Check numbers 117386 to 117517.

Council Member Freitas moved, Council Member Bucci seconded, to approve the Register of Audited Demands. The motion passed, 5 AYES.



**M. CLOSED SESSION**

**M.1 Closed session pursuant to Government Code Section 54957  
Public Employee Performance Evaluation  
Title: City Manager.**

At 8:10 p.m. the City Council recessed to a closed session.

At 8:15 p.m. the City Council convened in closed session.

At 9:37 p.m. the City Council reconvened in open session with all Council Members present.

**N. ADJOURNMENT**

Mayor Nagy adjourned the meeting at 9:37 p.m. in memory of Charles Scott Rhoades.

**C.1 Introduction of employee.**

**Background/Discussion** – Nicholas Cuevas has been promoted to Recreation Supervisor for the Clark W. Redeker Newark Senior Center. Mr. Cuevas will be introduced at the City Council meeting.

**C.2 Proclaiming May 19-25, 2019, as National Emergency Medical Services Week.  
(PROCLAMATION)**

**Background/Discussion** – May 19-25, 2019, has been designated National Emergency Medical Services Week in Newark. A member of the Alameda County Fire Department will be at the meeting to accept the proclamation.

**C.3 Proclaiming May 19-25, 2019, as National Public Works Week. (PROCLAMATION)**

**Background/Discussion** – May 19-25, 2019, has been designated National Public Works Week in Newark. A member of the Public Works Department will be at the meeting to accept the proclamation.

**C.4 Proclaiming May 13-19, 2019, as National Police Week. (PROCLAMATION)**

**Background/Discussion** – May 13-19, 2019 has been designated National Police Week in Newark. A member of the Police Department will be at the meeting to accept the proclamation.

**C.5 Commending Newark Police Officer Omar Pacheco for his life saving actions.  
(COMMENDATION)**

**Background/Discussion** – On February 27, 2019, Newark Police Officer Omar Pacheco was conducting proactive patrols in the westernmost area of Stevenson Boulevard when he noticed a vehicle alongside the railroad tracks in an isolated area concealed by a large bush. He approached the partially submerged vehicle on foot, as the area was flooded by recent rains and found a 75-year-old female inside who required immediate medical attention. It was later determined that she had run off the road after becoming disoriented and had been there for two days without food, water, or her portable oxygen treatment tank and vital medication. Officer Pacheco’s keen observation skills and intuition led to the discovery of this individual who would have perished in such conditions without his intervention. Officer Pacheco will be at the City Council meeting to be honored for his life saving actions.

**E.1 Public Hearing and tabulation of ballots for annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 and, if no majority protest exists, approve the final Engineer’s Report and approve the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 – from Assistant City Engineer Imai. (RESOLUTION)**

**Background/Discussion** – Lennar Homes of California, Inc., developer of Tract 8099 and Tract 8436 – Bridgeway, located west of Hickory Street between Enterprise Drive and Central Avenue, submitted a petition requesting annexation to Landscaping and Lighting District No. 19. On March 14, 2019, the City Council adopted Resolution No. 10,902 initiating proceedings for the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting (L&L) District No. 19, approving the preliminary Engineer’s Report, and declaring its intention to order annexation of Tract 8099 and Tract 8436 to the assessment district and to levy and collect assessments.

The Landscaping and Lighting Act of 1972 instituted procedures for the annexation to established maintenance districts for the purpose of financing the costs and expenses of landscaping and lighting of public areas. In 1996, California voters approved Proposition 218 which, in part, established procedural requirements related to the annexation to Landscaping and Lighting Maintenance Districts. These procedural requirements include holding a public hearing, mailing of notices to all affected property owners in advance of the public hearing, the balloting process, and the tabulation of ballots.

At its meeting on March 14, 2019, the City Council approved the preliminary Engineer’s Report, adopted a resolution of intention for the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of L&L District No. 19, provided notice of a Public Hearing set for May 9, 2019 and directed ballots be mailed to all affected property owners.

In accordance with the procedural requirements of Proposition 218, notices of the Public Hearing and ballots were sent to all property owners subject to the proposed assessment at least 45 days prior to the date of the Public Hearing for the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of L&L District No. 19. During the Public Hearing, all interested parties will have the opportunity to hear and have heard, all comments regarding the proposed assessment and ballot proceedings. Property owners have until the close of the Public Hearing to submit a completed ballot. At the conclusion of the Public Hearing, ballots will be opened, tabulated and weighted by the proposed assessment amount on each affected property and the results will be announced.

A majority protest exists if the weighted number of ballots received in opposition to the proposed assessment exceed the weighted number of ballots in favor of the assessment. If a majority protest does not exist, the City Council may consider adopting a resolution approving the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of L&L District No. 19.

If approved, the maximum assessment for Zone 5 – Bridgeway of L&L District No. 19 would be \$40,680.00, which equates to a maximum assessment of \$80.00 per single-family residence and \$60.00 per multi-family unit within Zone 5 – Bridgeway. In all future years, the rate of assessment for improvements associated with Zone 5 – Bridgeway may be increased annually based on the Consumer Price Index or three percent (3%), whichever is greater.

**Attachment** – Resolution; final Engineer’s Report

**Action** – Staff recommends that the City Council, (1) hold a Public Hearing for the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19, (2) after conclusion of the public input portion of the public hearing, close the balloting period and direct the City Clerk to tabulate all ballots received, (3) hear and accept the tabulation results from the City Clerk for the proposed assessment of Zone 5 – Bridgeway of Landscaping and Lighting District No. 19, and (4) if a majority protest does not exist, by resolution, approve the final Engineer’s Report and approve the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19.

3221248.1



RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
NEWARK APPROVING THE FINAL ENGINEER'S REPORT,  
AND APPROVING THE ANNEXATION OF TRACT 8099 AND  
TRACT 8436 TO ZONE 5 – BRIDGEWAY OF LANDSCAPING  
AND LIGHTING DISTRICT NO. 19

WHEREAS, pursuant to the Landscaping and Lighting Act of 1972 and Proposition 218, City Council, by Resolution No. 10,902 adopted on March 14, 2019, (i) ordered the initiation of proceedings for the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 (the “Annexation”) for the purpose of financing the maintenance of those public improvements identified in the preliminary Engineer’s Report prepared by Harris & Associates (the “Engineer’s Report”); (ii) approved the preliminary Engineer’s Report; and (iii) set the date and time for a public hearing (the “Public Hearing”) on the Annexation pursuant to the Landscaping and Lighting Act of 1972; and

WHEREAS, City Council provided a 45-day written notice of the Public Hearing to each record owner of assessable parcels of real property located within the boundaries of the Annexation; and

WHEREAS, the Public Hearing was held at a meeting of the City Council on May 9, 2019 at 7:30 pm at the City of Newark City Hall, located at 37101 Newark Boulevard, Newark, California on the approval of the Annexation and approval of the final Engineer’s Report; and

WHEREAS, every interested person had an opportunity to make a protest to the final Engineer’s Report either in writing or orally at the Public Hearing, and the City Council has considered each protest, if any; and

WHEREAS, the 45-day written notice also included a Special Election Ballot by which each property owner could express their support or opposition to the proposed assessment; and

WHEREAS, the ballot indicated that it must be returned before the conclusion of the Public Hearing on May 9, 2019 in order to be valid and counted and that all ballots physically received by the City Clerk would be tabulated after the conclusion of the public input portion of the Public Hearing; and

WHEREAS, Special Election Ballots sent to owners of assessable real property within the boundaries of the Annexation have been received and tabulated, with ballots weighted according to the proportional financial obligation of each parcel; and

WHEREAS, for fiscal year 2019-20 the calculated annual total district assessment is proposed at Forty Thousand Six Hundred Eighty Dollars (\$40,680.00); and

WHEREAS, in order to keep up with inflation, the maximum annual assessment for improvements associated with Zone 5 – Bridgeway is proposed to be adjusted annually by the Consumer Price Index or three percent (3%), whichever is greater; and

WHEREAS, this resolution is adopted in accordance with the Landscaping and Lighting Act of 1972;

NOW, THEREFORE, BE IT RESOLVED that the canvass and tabulation of ballots submitted by property owners within the boundaries of the Annexation prior to the close of the public hearing is complete and certified by the City Clerk, the results of which are as follows:

Total Number of Valid Ballots Processed:	_____
Total Assessment Amount of Valid Ballots:	_____
Total Number of "Yes" Votes Processed:	_____
Total Assessment Amount of "Yes" Votes Processed:	_____
Percentage of "Yes" Votes, Unweighted:	_____
Percentage of "Yes" Ballots, Weighted by Assessment:	_____
Total Number of "No" Votes Processed:	_____
Total Assessment Amount of "No" Votes Processed:	_____
Percentage of "No" Votes, Unweighted:	_____
Percentage of "No" Ballots, Weighted by Assessment:	_____

BE IT FURTHER RESOLVED that, as weighted according to the amount of assessment for each parcel, \_\_\_\_\_% of the property owners within the Annexation cast ballots in support of the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 and that a majority protest, as defined by Section 53753 of the California Government Code, does not exist.

BE IT FURTHER RESOLVED that the annexation of Tract 8099 and Tract 8436 to Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 is approved.

BE IT FURTHER RESOLVED that the final Engineer's Report is hereby approved and the Zone 5 – Bridgeway Landscaping and Lighting District No. 19 improvements to be financed with assessment proceeds described in the Engineer's Report are hereby ordered.

BE IT FURTHER RESOLVED that this City Council confirms the assessment diagram and the annual assessments as set forth in the final Engineer's Report.

BE IT FURTHER RESOLVED that the allowance for an annual increase to the maximum assessment to be levied in future fiscal years based on the greater of the San Francisco/Oakland/San Jose area Consumer Price Index or three percent (3%) is hereby approved.

BE IT FURTHER RESOLVED that the initial assessment for Zone 5 – Bridgeway of Landscaping and Lighting District No. 19 will be for Fiscal Year 2019-20, based on this annual increase.

BE IT FURTHER RESOLVED that this resolution is adopted pursuant to Section 22631 of the Streets and Highways Code.

3221250.1



# **ENGINEER'S REPORT**

## **Landscape and Lighting District No. 19 Annexation No. 4 – Zone 5 Phase 1 – Tract 8099 Phase 2 – Tract 8436 (Bridgeway Development)**

**Fiscal Year 2019-20**

For the

**CITY OF NEWARK**

**Alameda County, California**

February 2019



**Harris & Associates**

## TABLE OF CONTENTS

Certifications.....	1
Engineer’s Report .....	2
Part A – Plans and Specifications .....	4
Part B – Estimate of Cost.....	6
Part C – Method of Apportionment of Assessment.....	9
Part D – Assessment Diagram .....	19
Part E – Assessment Roll .....	20

### Appendices

- A    Assessment Diagram
- B    Maintenance Exhibits
- C    Assessment Roll

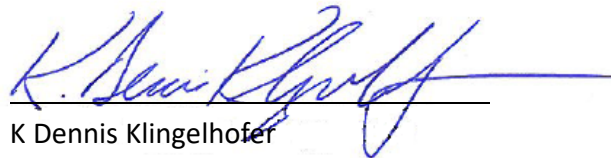
**CERTIFICATIONS**

**ANNEXATION INTO THE CITY OF NEWARK  
LANDSCAPE AND LIGHTING DISTRICT NO. 19  
Annexation No. 4 – Zone 5  
(Tracts 8099 & 8436 – Bridgeway)**

The undersigned acting on behalf of Harris & Associates, respectfully submits the enclosed Engineer's Report as directed by City Council pursuant to the provisions of Section 4 of Article XIID of the California Constitution, and provisions of the Landscaping and Lighting Act of 1972, Section 22500 et seq. of the California Streets and Highways Code. The undersigned certifies that he is a Professional Engineer, registered in the State of California.

DATED: February 27, 2019

By:



K Dennis Klingelhofer  
Assessment Engineer  
R.C.E. No. 50255



I HEREBY CERTIFY that the enclosed Engineer's Report, together with Assessment Roll and Assessment Diagram thereto attached, was filed with me on the \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_, City Clerk,  
City of Newark  
Alameda County, California

By \_\_\_\_\_

I HEREBY CERTIFY that the enclosed Engineer's Report, together with Assessment Roll and Assessment Diagram thereto attached, was approved and confirmed by the City Council of the City of Newark, California, on the \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_, City Clerk,  
City of Newark  
Alameda County, California

By \_\_\_\_\_

**CITY OF NEWARK**

**FISCAL YEAR 2019-20**

**ENGINEER'S REPORT**

**PREPARED PURSUANT TO THE PROVISIONS OF THE  
LANDSCAPING AND LIGHTING ACT OF 1972  
SECTION 22500 THROUGH 22679  
OF THE CALIFORNIA STREETS AND HIGHWAYS CODE,  
ARTICLE XIID OF THE CALIFORNIA CONSTITUTION, AND  
THE PROPOSITION 218 OMNIBUS IMPLEMENTATION ACT  
(GOVERNMENT CODE SECTION 53750 ET SEQ.)**

Pursuant to Part 2 of Division 15 of the Streets and Highways Code of the State of California, Article XIID of the California Constitution (Proposition 218), and the Proposition 218 Omnibus Implementation Act and in accordance with the Resolution of Initiation, adopted by the City Council of the City of Newark, State of California, in connection with the proceedings for:

**ANNEXATION FOR THE CITY OF NEWARK  
LANDSCAPE AND LIGHTING DISTRICT NO. 19  
ANNEXATION NO. 4 – ZONE 5 (TRACTS 8099 & 8436 – BRIDGEWAY)**

Hereinafter referred to as the "District", I, K. Dennis Klingelhofer, P.E., the authorized representative of Harris & Associates, the duly appointed ENGINEER OF WORK, submit herewith the "Report" consisting of five (5) parts as follows:

**PART A  
PLANS AND SPECIFICATIONS**

Plans and specifications for the improvements are as set forth on the lists thereof, attached hereto, and are on file in the Office of the City Engineer and are incorporated herein by reference.

**PART B  
ESTIMATE OF COST**

An estimate of the costs of the proposed improvements, including incidental costs and expenses in connection therewith, is as set forth on the lists thereof, attached hereto, and are on file in the Office of the City Clerk and incorporated herein by reference.

**PART C**

### **METHOD OF APPORTIONMENT**

The method of apportionment of assessments, indicating the proposed assessment of the net amount of the costs and expenses of the improvements to be assessed upon the several lots and parcels of land within the Annexation, in proportion to the estimated benefits to be received by such lots and parcels, and the proportion of those costs that must be borne by the City of Newark's General Fund.

### **PART D ASSESSMENT DIAGRAM**

The Diagram of the Annexation Boundaries showing the exterior boundaries of the Annexation and the lines and dimensions of each lot or parcel of land within the Annexation. The lines and dimensions of each lot or parcel within the Annexation are those lines and dimensions shown on the maps of the Assessor of the County of Alameda for the fiscal year to which this Report applies. The Assessor's maps and records are incorporated by reference herein and made part of this Report.

### **PART E ASSESSMENT ROLL**

An assessment of the estimated cost of the improvements on each benefited lot or parcel of land within the Annexation.



## **PART A**

### **Plans and Specifications**

The proposed improvements for the Annexation include landscape improvements, (the "Landscape Improvements"), and street lighting improvements (the "Street Lighting Improvements"), collectively, (the "Improvements").

The plans and specifications for the Improvements, showing the general nature, location and the extent of the Improvements, are on file with the City and are by reference herein made a part of this report.

The Improvements are generally described as follows:

#### **DESCRIPTION OF IMPROVEMENTS TO BE MAINTAINED AND SERVICED**

##### **Landscape Improvements**

The Landscape Improvements include, but are not limited to: landscaping, planting, turf, trees, irrigation systems and decorative lighting fixtures in public street and sidewalk rights-of-way, including medians, traffic circles, parkways and other easements dedicated to the City of Newark within, and adjacent to, the District.

The Landscape Improvements includes streetscapes, medians and traffic circles, specifically:

- Median islands at Hickory Street and Seawind Way
- Traffic Circle at the intersection of Hickory Street and Seawind Way
- Median islands at Seawind Way in Phase 2 of the development
- 6 Trash Capture Devices ("TCD") on Seawind Way
- 8 TCD's on Bay Breeze Street
- 2 TCD's on Headlands Avenue
- 17 TCD's on Hickory Street
- 12 TCD's on Seawind Way, in Phase 2 of the development
- The Bay Trail in Phases 1 and 2 of the development

##### **Street Lighting Improvements**

Street Lighting Improvements include, but are not limited to: poles, fixtures, bulbs, conduits, conductors, equipment including guys, anchors, posts and pedestals, metering devices and appurtenant facilities as required to provide lighting in public street and sidewalk rights-of-way and other easements dedicated to the City of Newark within, and adjacent to, the Annexation.

The Street Lighting Improvements include street lamps with 4000K LED luminaire with Type II medium

beam distribution and micro-lens. The poles are manufactured by Hapco and the lamps are GC1, Green Cobra street lights, manufactured by LeoTek. The Street Lighting Improvements will be located along streets within the Annexation as shown below:

- 2 street lights located along Headlands Avenue
- 6 street lights located along Bay Breeze Street
- 4 street lights located along Seawind Way in Phase 1 of the development
- 4 street lights located at the intersection of Seawind Way and Hickory Street
- 15 street lights located along Hickory Street
- 8 street lights located along Seawind Way in Phase 2 of the development

***Appendix B-1 and B-2 of this report provides a Maintenance Exhibits showing the location of the Landscape Improvements and the Street Lighting Improvements.***

## **DESCRIPTION OF MAINTENANCE AND SERVICES**

The proposed maintenance and services for the District (collectively, the "Maintenance ") include landscaping maintenance and services, (collectively, the "Landscape Maintenance "), and street lighting maintenance and services (collectively, the "Street Lighting Maintenance "). The proposed maintenance and services are generally described as follows:

### **Landscape Maintenance**

Landscape Maintenance may include, but is not limited to, the furnishing of services and materials for the ordinary and usual maintenance, operation and servicing of the Landscape Improvements and appurtenant facilities, including repair, refurbishment, removal or replacement of all or part of any of the Landscape Improvements and appurtenant facilities; providing for the life, growth, health and beauty of the Landscape Improvements, including cultivation, irrigation, trimming, spraying, fertilizing and treating for disease or injury; the removal of trimmings, rubbish, debris and other solid waste; the furnishing of water and electrical current or energy for the irrigation or lighting of the Landscape Improvements and appurtenant facilities.

### **Street Lighting Maintenance**

Street Lighting Maintenance may include, but is not limited to, the furnishing of services and materials for the ordinary and usual maintenance, operation and servicing of the Street Lighting Improvements, and appurtenant facilities, including repair, refurbishment, removal or replacement of all or part of any of the Street Lighting Improvements and appurtenant facilities; the furnishing of electrical current or energy for the maintenance of any Street Lighting Improvements and appurtenant facilities; and the furnishing of electric current or energy, gas or other illuminating agent for the Street Lighting Improvements and appurtenant facilities.

## **PART B**

### Estimate of Cost

The estimated maximum costs for Maintenance Services are the estimated costs of maintenance and services if the Improvements were fully maintained for Fiscal Year 2019-20. Section 22569(a) of Landscape and Lighting Act of 1972 (the “1972 Act”) provides that estimate of costs includes the total cost improvements to be made for the year, being the total costs of constructing or installing all proposed improvements and of maintaining and servicing all existing and proposed improvements, including all incidental expenses. This may include an operating reserve which shall not exceed the estimated costs of maintenance and servicing to December 10 of the fiscal year, or whenever the City expects to receive its apportionment of special assessments and tax collections from the County, whichever is later.

The following table shows a summary of the estimated annual costs for the Annexation:

#### Cost Estimate Summary

Item	Cost/Year
<b>Landscape Maintenance</b>	
Landscape Maintenance	\$23,882.96
Street Lighting Maintenance	<u>\$3,933.15</u>
<b>Total Maintenance Cost</b>	<b>\$27,816.11</b>
<b>Administrative Cost</b>	<b>\$9,971.79</b>
<b>Reserves</b>	
Operating Reserve (10% of Total Maintenance Cost)	\$2,781.61
Annual Capital Replacement Reserve	<u>\$10,122.11</u>
<b>Total Reserves</b>	<b>\$12,903.72</b>
<b>Total Maintenance, Administrative and Reserve Costs</b>	<b>\$50,691.62</b>
Less: Beginning Balance	\$0.00
Less: Required Contribution from General Fund	<u>-\$10,011.61</u>
<b>Total Assessment Amount - Annexation No. 4</b>	<b>\$40,680.00</b>

A discussion on the determination of the required contribution from the General Fund is provided in Section C of this Report.

Detailed cost estimate tables for maintenance, administration and reserves are shown on the following page.

**Landscape Maintenance Costs**

Item	Unit	Quantity	Cost/Unit	Cost/Year
<b><u>Landscape Maintenance</u></b>				
Median islands at Hickory and Seawind	SF	1,288	\$0.24	\$306.54
Median islands at Seawind, Phase 2	SF	383	\$0.24	\$91.15
Traffic Circle at intersection of Hickory and Seawind	SF	2,463	\$0.24	\$586.19
Trash Capture Devices ("TCD") (includes Phase 2)	EA	45	\$186.32	\$8,384.40
Bay Trail, Phases 1 and 2	SF	60,986	\$0.24	<u>\$14,514.67</u>
<b>Total Landscape Maintenance Cost</b>				<b>\$23,882.96</b>
<b><u>Street Lighting Maintenance</u></b>				
Headlands Avenue	EA	2	\$100.85	\$201.70
Bay Breeze Street	EA	6	\$100.85	\$605.10
Seawind Way - Phase 1	EA	4	\$100.85	\$403.40
Intersection of Hickory Street and Seawind Way	EA	4	\$100.85	\$403.40
Hickory Street	EA	15	\$100.85	\$1,512.75
Seawind Way - Phase 2	EA	8	\$100.85	<u>\$806.80</u>
<b>Total Street Lighting Maintenance Cost</b>				<b>\$3,933.15</b>
<b>Total Maintenance Cost</b>				<b>\$27,816.11</b>

**Administrative Costs**

Item	Cost/Year
<b><u>Administrative Cost</u></b>	
City Personnel Costs	\$2,781.61
Contractual Maintenance Costs	\$2,781.61
Inspection	\$2,225.29
Assessment Engineering	\$1,500.00
Alameda County Collection Charges (1.7%)	\$679.94
Rounding Adjustment	<u>\$3.34</u>
<b>Total Administrative Cost</b>	<b>\$9,971.79</b>

The Alameda County collection charge is equal to 1.7% of the total assessment placed on the tax roll each year.

The rounding adjustment is necessary so that the assessment amount for each parcel is rounded to even cents as the assessments are collected in two equal installments.

**Operating Reserve**

Operating Reserves will be collected over a five year period. The Cost Estimate Summary table on page 6 includes the amount to be collected for one year.

**Annual Capital Replacement Reserve**

The following table shows a summary of the annual collection amount for capital replacement reserves for the Improvements:

Item	Unit	Quantity	Cost/Unit	Cycle	Cost/Year
<b><u>Landscape Improvements</u></b>					
Median islands at Hickory and Seawind	SF	1,288	\$1.45	75	\$24.88
Median islands at Seawind, Phase 2	SF	383	\$1.45	75	\$7.40
Traffic Circle at intersection of Hickory and Seawind	SF	2,463	\$1.45	75	\$47.59
Trash Capture Devices ("TCD") (includes Phase 2)	EA	45	\$517.55	30	\$776.33
Bay Trail, Phases 1 and 2	SF	60,986	\$1.45	75	<u>\$1,178.25</u>
<b>Total Landscape Improvements Replacement Cost</b>					<b>\$2,034.45</b>
<b><u>Street Lighting Improvements</u></b>					
LED Post Top	EA	39	\$1,834.11	14	\$5,221.19
LED Printed Circuit Boards	EA	39	\$496.85	14	\$1,414.39
Driver	EA	39	\$95.55	14	\$272.00
Button Photocell	EA	39	\$89.58	25	\$139.74
Fusing	EA	39	\$19.90	25	\$31.04
Tapered Round POLE	EA	39	\$1,081.04	75	\$562.14
Pole Bracket/Arm	EA	39	\$859.93	75	<u>\$447.16</u>
<b>Total Street Lighting Improvements Replacement Cost</b>					<b>\$8,087.66</b>
<b>Total Annual Replacement Cost</b>					<b>\$10,122.11</b>

## PART C Method of Apportionment of Assessment

### General

The 1972 Act permits the establishment of assessment Districts by cities for the purpose of providing certain public improvements which include the construction, maintenance and servicing of street lights, traffic signals and landscaping facilities.

Street and Highways Code Section 22573 requires that maintenance assessments be levied according to benefit rather than according to assessed value. This section states:

*The net amount to be assessed upon lands within an assessment District may be apportioned by any formula or method which fairly distributes the net amount among all assessable lots or parcels in proportion to the estimated benefits to be received by each such lot or parcel from the improvements.*

The 1972 Act permits the designation of areas of benefit within any individual assessment Zone if "by reason of variations in the nature, location, and extent of the improvements, the various areas will receive different degrees of benefit from the improvements." (Sec. 22574). Thus, the 1972 Act requires the levy of a true "assessment" rather than a "special tax."

In addition, Proposition 218 (Prop. 218), the "Right to Vote on Taxes Act" which was approved on the November 1996 Statewide ballot and added Article XIII D to the California Constitution, requires that a parcel's assessment may not exceed the reasonable cost of the proportional special benefit conferred on that parcel. Prop. 218 provides that only special benefits are assessable and the City must separate the general benefits from the special benefits. Prop. 218 also requires that publicly owned property which benefit from the improvements be assessed, unless that parcel can show no benefit from the improvements.

### Special Benefit

In determining the proportionate special benefit derived by each identified parcel, the proximity of the parcel to the public improvements detailed in Part A above, and the capital, maintenance and operating costs of said public improvements, was considered and analyzed. Due to the close proximity of the parcels to the improvements detailed in Part A above, it has been demonstrated and determined that the parcels are uniquely benefited by, and receive a direct advantage from, and are conferred a particular and distinct special benefit over and above general benefits by said public improvements in a way that is particular and distinct from its effect on other parcels, and that real property in general and the public at large do not share.

Each parcel within the Annexation receives a special and distinct benefit from the improvements. The Bridgeway development is comprised on Tracts 8099 and 8436 and contains of 306 single family lots and 270 multi-family units, for a total EDU count of 508.50.

Special Benefit from Landscape Maintenance

All parcels within the Annexation receive special benefit from Landscape Maintenance. Trees, landscaping, hardscapes, ornamental structures and appurtenant facilities, if well maintained, confer a particular and distinct special benefit upon real property within the District by providing beautification, shade and positive enhancement of the community character, attractiveness and desirability of the surroundings. In addition, all of the aforementioned contributes to a specific increase in property desirability and a specific enhancement of the property value of each parcel within the District.

Special Benefit from Street Lighting Maintenance

All parcels within the Annexation receive special benefit from Street Lighting Maintenance. The special benefit from street lighting can be measured by increased safety to people and property, as well as the increased availability of lighting. The safety to people results in a special benefit to residential parcels because street lighting improves traffic safety during ingress and egress to the property and creates a deterrent to crime against people on the property. The safety to property results in a special benefit to both residential and vacant non-developable parcels because street lighting operation, maintenance and servicing provides for the protection of buildings and personal property against crimes such as theft and vandalism.

Additionally, all parcels in the Annexation receive a special benefit from the installation, operation, maintenance and servicing of the operation, maintenance and servicing of street lighting on collector streets. Collector street lighting benefits properties primarily because the properties, and the persons using the properties, are provided safe street access.

**Special Benefit to Parcels Outside of the Annexation**

There are parcels outside the Annexation that receive special benefit from some of the Improvements. Parcels that front the east side of Hickory Street receive special benefit from the Improvements on Hickory Street. The Improvements that provide special benefit to parcels outside the Annexation are as follows:

**Landscape Improvements**

- Median islands at Hickory Street and Seawind Way, along the easterly border of the tract provide special benefit to the parcels in the Bayshores and Compass Bay developments.
- Traffic circle at Hickory Street and Seawind Way provides special benefit to the parcels in the Bayshores and Compass Bay developments.

**Street Lighting Improvements**

- 5 street lights located along the east side of Hickory Street, between Central Avenue and Seawind Way provide special benefit to the parcels in the Bayshores development.
- 1 street light located at the southeast corner of Seawind Way and Hickory Street provide special benefit to the parcels in the Bayshores development.

- 2 street lights located along the east side of Hickory Street, between Seawind Way and Enterprise Drive provide special benefit to the parcels in the Compass Bay development.
- 1 street light located at the northeast corner of Seawind Way and Hickory Street provide special benefit to the parcels in the Compass Bay development.

**Share of Cost Estimate to Parcels Outside the Annexation**

The share of the cost estimate that provides special benefit to parcels outside of the Annexation for each of the shared Improvements is shown in the following tables:

Landscape Maintenance Costs

Median islands at Hickory Street and Seawind Way

Item	EDUs	% of EDUs	Cost Share
Bayshores	475.75	43.21%	\$132.46
Compass Bay	116.75	10.60%	\$32.51
Bridgeway	<u>508.50</u>	<u>46.19%</u>	<u>\$141.58</u>
Total for Medians	1,101.00	100.00%	\$306.54

Traffic Circle at Hickory Street and Seawind Way

Item	EDUs	% of EDUs	Cost Share
Bayshores	475.75	43.21%	\$253.30
Compass Bay	116.75	10.60%	\$62.16
Bridgeway	<u>508.50</u>	<u>46.19%</u>	<u>\$270.74</u>
Total for Traffic Circle	1,101.00	100.00%	\$586.19

Nine Street Lights located along Hickory Street

Item	EDUs	% of EDUs	Cost Share
Bayshores	475.75	43.21%	\$392.20
Compass Bay	116.75	10.60%	\$96.25
Bridgeway	<u>508.50</u>	<u>46.19%</u>	<u>\$419.20</u>
Total for Nine Street Lights	1,101.00	100.00%	\$907.65



*Capital Replacement Reserve Costs*

*Median islands at Hickory Street and Seawind Way*

<b>Item</b>	<b>EDUs</b>	<b>% of EDUs</b>	<b>Cost Share</b>
Bayshores	475.75	43.21%	\$10.75
Compass Bay	116.75	10.60%	\$2.64
Bridgeway	<u>508.50</u>	<u>46.19%</u>	<u>\$11.49</u>
Total for Medians	1,101.00	100.00%	\$24.88

*Traffic Circle at Hickory Street and Seawind Way*

<b>Item</b>	<b>EDUs</b>	<b>EDUs</b>	<b>Cost Share</b>
Bayshores	475.75	43.21%	\$20.56
Compass Bay	116.75	10.60%	\$5.05
Bridgeway	<u>508.50</u>	<u>46.19%</u>	<u>\$21.98</u>
Total for Traffic Circle	1,101.00	89.40%	\$47.59

*Nine Street Lights located along Hickory Street*

<b>Item</b>	<b>EDUs</b>	<b>EDUs</b>	<b>Cost Share</b>
Bayshores	475.75	43.21%	\$806.48
Compass Bay	116.75	10.60%	\$197.91
Bridgeway	<u>508.50</u>	<u>46.19%</u>	<u>\$861.99</u>
Total for Nine Street Lights	1,101.00	89.40%	\$1,866.38

**Required Contribution for Special Benefit to Parcels Outside of the Annexation**

The total required contribution for special benefit to parcels outside of the Annexation is as follows:

<b>Landscape Maintenance Costs</b>	<b>Cost Share</b>
Median Islands at Hickory and Seawind	\$164.97
Traffic Circles at Hickory and Seawind	\$315.46
Nine Street Lights	\$488.45
<b>Maintenance Costs Special Benefit to Parcels Outside of the Annexation</b>	<b>\$968.88</b>

<b>Capital Reserve Replacement Cost</b>	<b>Cost Share</b>
Median Islands at Hickory and Seawind	\$13.39
Traffic Circles at Hickory and Seawind	\$25.61
Nine Street Lights	\$1,004.39
<b>Total Special Benefit to Parcels Outside of the Annexation</b>	<b>\$1,043.39</b>

<b>Total Special Benefit to Parcels Outside of the Annexation</b>	<b>\$2,012.27</b>
---	-------------------

The share of costs allocated to parcels outside of the Annexation cannot be assessed to Annexation parcels and this amount is the required contribution from some other source, such as the City’s General Fund.

**General Benefit**

There is also general benefit from Improvements. The amount of general benefit is determined by the nature and location of the Improvements.

General Benefit from Landscape Maintenance

There is a general benefit component related to the trash capture devices (“TCD’s”). The TCD’s keep debris and other contaminants from getting into the landscaped areas outside the project, and the bio-retention basins within the project, reducing or eliminating the trash and other debris needing to be picked up in those areas. While a portion of this can be attributable to special benefit, the benefit to all parcels and the community in general (general benefit) is that the beauty of the area will be enhanced and contaminants in the water table will be reduced. Based on studies from the Environmental Protection Agency, California Water Board and WaterWorld, it is estimated that 80% of trash that ends up in our waterways or oceans originates on land. The tables below page show the allocation of the cost of the Trash Capture Devices to the Annexation parcels between special and general benefit.

**General Benefit Share of Cost Estimate**

The share of the cost estimate that provides general benefit is shown in the following table:

Forty Five Trash Capture Devices

Maintenance Cost

Item	% of EDUs	Cost Share
Special Benefit to Parcels	20.0%	\$1,676.88
General Benefit to Parcels	<u>80.0%</u>	<u>\$6,707.52</u>
<b>Total TCD Maintenance Cost</b>	100.0%	<b>\$8,384.40</b>

Capital Replacement Reserve Cost

Item	% of EDUs	Cost Share
Special Benefit to Parcels	20.0%	\$322.95
General Benefit to Parcels	<u>80.0%</u>	<u>\$1,291.82</u>
<b>Total TCD Capital Replacement Reserve Cost</b>	100.0%	<b>\$1,614.77</b>

**Required Contribution for General Benefit**

The total required contribution for general benefit is as follows:

Item	Cost Share
TCD Maintenance Cost	\$6,707.52
TCD Capital Replacement Reserve Cost	<u>\$1,291.82</u>
<b>Total General Benefit Cost of TCDs</b>	<b>\$7,999.34</b>

The share of general benefit costs cannot be assessed to Annexation parcels and this amount is the required contribution from some other source, such as the City's General Fund.

General Benefit from Street Lighting Maintenance

It has been determined that there is no General Benefit from the Street Lighting improvements.

**Total Required Contribution for General Benefit and Special Benefit to Parcels Outside the Annexation**

The total contribution for general benefit and special benefit to parcels outside of the Annexation is as follows:

Item	Cost/Year
Required Contribution for Special Benefit to Parcels Outside of the District	\$2,012.27
Required Contribution for General Benefit for Trash Capture Devices	<u>\$7,999.34</u>
<b>Total Required Contribution for Special Benefit to Other Parcels and General Benefit</b>	<b>\$10,011.61</b>

**Apportionment**

Since the assessment will be levied against parcels of property as shown on the tax roll, the final charges must be assigned by Assessor's Parcel Number. If assessments were to be spread just by parcel, not considering land use or parcel size, a single family parcel would be paying the same as a 50 unit apartment parcel or a large commercial establishment and this would not be equitable.

The single family detached residential unit or lot has been selected as the basic unit for calculation of assessments and is defined as one Equivalent Dwelling Unit (EDU). Each land-use in the Annexation is converted to EDU's. The Annexation contains single family homes, condominiums and townhomes. There are no "non-residential" (commercial) parcels in the Annexation.

The EDU method is seen as the most appropriate and equitable method of spread of benefit to each parcel from the improvements since it is based on land-use type and parcel size. Property within the Annexation is assigned to one of the following two categories.

**Single Family Residential.** Parcels zoned for single family detached home residential uses are assessed 1 EDU per dwelling unit. Parcels designated as SFR land-use will be assessed 1 EDU per dwelling unit or lot, including vacant subdivided residential lots and vacant land zoned for single family residential uses with a tentative or final tract map.

**Multiple Family Residential.** Multiple-residential (including apartments, condominiums, townhomes, and duplexes) land use equivalencies are determined based on the number of dwelling units on each parcel. Due to population density and size of structure relative to the typical single family residence, each dwelling unit defined as multi-family residential, including apartments, condominiums, townhomes, and duplexes, are assigned and EDU of 0.75 EDU.

The EDU's assigned to a multiple-residential parcel are calculated by multiplying the number of dwelling units by the EDU Factor of 0.75.

**Non-Residential.** In converting non-residential properties to EDU's, the EDU Factor used is equal to the EDU density of the residential property in the Annexation. Lighthouse is a high density residential development with approximately 88 planned units with a total EDU count of 66.00, located on approximately 8.09 acres. This calculates to an EDU Factor of 8.16 EDU per developed non-residential acre. All properties that are developed for non-residential uses are therefore assigned 8.16 EDU's per acre. These include commercial, industrial, church, school, and other non-residential uses.

**Vacant Parcels.** Vacant parcels receive a reduced level of benefit as compared to developed parcels. Vacant parcels therefore uses are assessed at 20% of the non-residential rate, or 1.63 EDU per acre. This includes all lots designated as vacant without a tentative or final tract map but does not include easements or streets, whether private or public, which are non-assessable.

**EDU Factors by Land Use**

The following table is summary of the EDU Factors for the Annexation, for each land use category:

<b>Land Use</b>	<b>EDU Factor</b>
SFR	1.00 Per Dwelling Unit
Multi-Family - Condo - Townhome	0.75 Per Dwelling Unit
Non-Residential	8.158 EDU Per Acre
Vacant Property	1.631 EDU per Acre

**Land Use and EDU Summary**

The following tables provide a summary of the land uses and EDU's for purposes of this Report and the assessment calculations.

<b>Annexation EDU's</b>			
<b>Land Use</b>	<b>Dwelling Units</b>	<b>EDU Factor</b>	<b>EDU's</b>
SFR	306.00	1.00	306.00
Multi-Family - Condo - Townhome	270.00	0.75	202.50
Non-Residential	0.00	10.875	0.00
Vacant Property	0.00	2.175	0.00
<b>Totals</b>	<b>576.00</b>		<b>508.50</b>

**Assessment Rate Per EDU**

The Assessment Rate Per EDU for the Annexation is calculated by dividing the Assessment Amount for the District by the total EDUs in the Annexation. The Applied Assessment Rate must be an even penny for County tax roll purposes.

<b>Fiscal Year 2019-20 Assessment Rates Per EDU</b>		
<b>Assessment Amount</b>	<b>Annexation EDU's</b>	<b>Rate Per EDU</b>
<b>\$40,680.00</b>	<b>508.50</b>	<b>\$80.00</b>

**Assessments**

The Maximum Assessment Amount and the Applied Assessment Amount for fiscal year 2019-20 are shown in the following table:

<b>Fiscal Year 2019-20 Maximum and Applied Assessment</b>		
<b>Maximum Assessment Rate</b>	<b>Maximum Assessment</b>	<b>Applied Assessment Rate</b>
<b>\$80.00 per EDU</b>	<b>\$40,680.00</b>	<b>\$80.00 per EDU</b>

The 2019-20 Applied Assessment may be adjusted, based upon the level of development at the time, but not to exceed the established Max Assessment Rate.

- The Maximum Assessment Rate allowed each fiscal year (the “Adjusted Maximum Assessment Rate”) shall be based on the initial maximum assessment established in fiscal year 2019-20, adjusted annually by the Bureau of Labor Statistics, Consumer Price Index for the month of February, All Urban Consumers, (“CPI”) for the San Francisco/Oakland/San Jose area or three percent (3%), whichever is greater. Should the Bureau of Labor Statistics revise or discontinue the preparation of such index, the City reserves the right to use such revised index or a comparable system to determine fluctuations in the annual cost of living.
- Each fiscal year, the greater of CPI or 3% shall be applied to the Maximum Assessment Rate established the previous fiscal year to calculate the appropriate Adjusted Maximum Assessment Rate for the then current fiscal year.
- If the proposed annual assessment rate for the upcoming fiscal year is less than or equal to the Adjusted Maximum Assessment Rate established for that fiscal year then the proposed annual assessment is not considered an increased assessment.

## **PART D**

### **Assessment Diagram**

The boundary diagram for the Annexation is included herein as Appendix B, and is part of this report.

The lines and dimensions of each lot or parcel within the Annexation are those lines and dimensions shown on the maps of the Assessor of the County of Alameda for the fiscal year to which this Report applies. The Assessor's maps and records are incorporated by reference herein and made part of this Report.



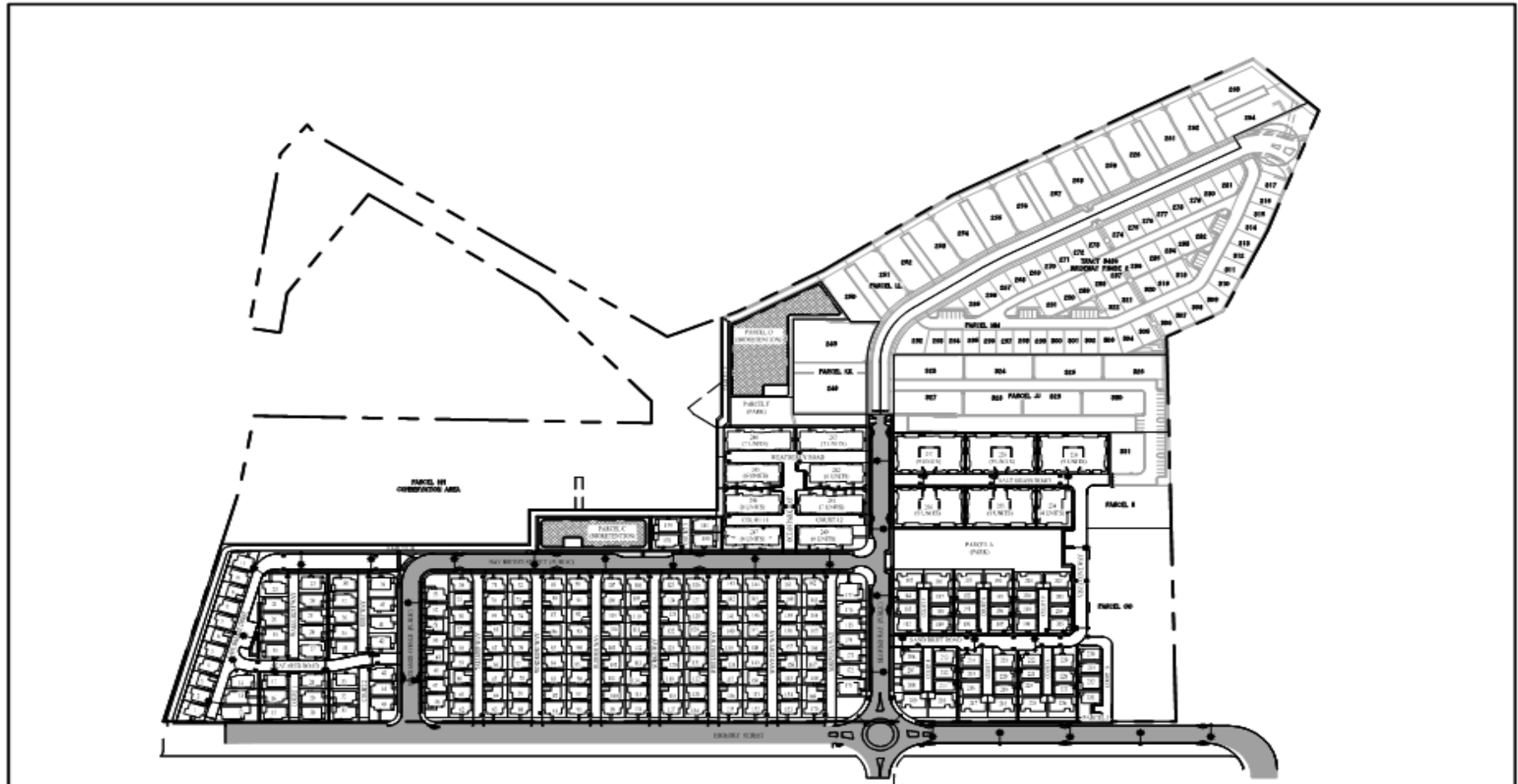
## **PART E**

### **Assessment Roll**



All assessed lots or parcels of real property within the Annexation are listed on the Assessment Roll. The Assessment Roll states the net amount to be assessed upon assessable lands within the Annexation for Fiscal Year 2019-20, shows the Fiscal Year 2019-20 assessment upon each lot and parcel within the District, and describes each assessable lot or parcel of land within the Annexation. These lots are more particularly described in the Assessment Roll, which is included in this Report as Appendix C.

The Assessment Roll, Appendix C, shows the original parcels, which will be subdivided into individual parcel numbers prior to development. The individual parcels may be assessed based on their development status, parcel type and corresponding EDU.

### APPENDIX A Assessment Diagram



**LEGEND:**

-  PUBLIC STREET
-  BOUNDARY

**ASSESSMENT DIAGRAM**  
CITY OF NEWARK  
LANDSCAPE AND LIGHTING DISTRICT NO. 19  
ANNEXATION NO. 4  
Tracts 8099 & 8436 - Bridgeway  
ALAMEDA COUNTY CALIFORNIA  
DATE: JANUARY 23, 2019 SCALE: 1" = 300'

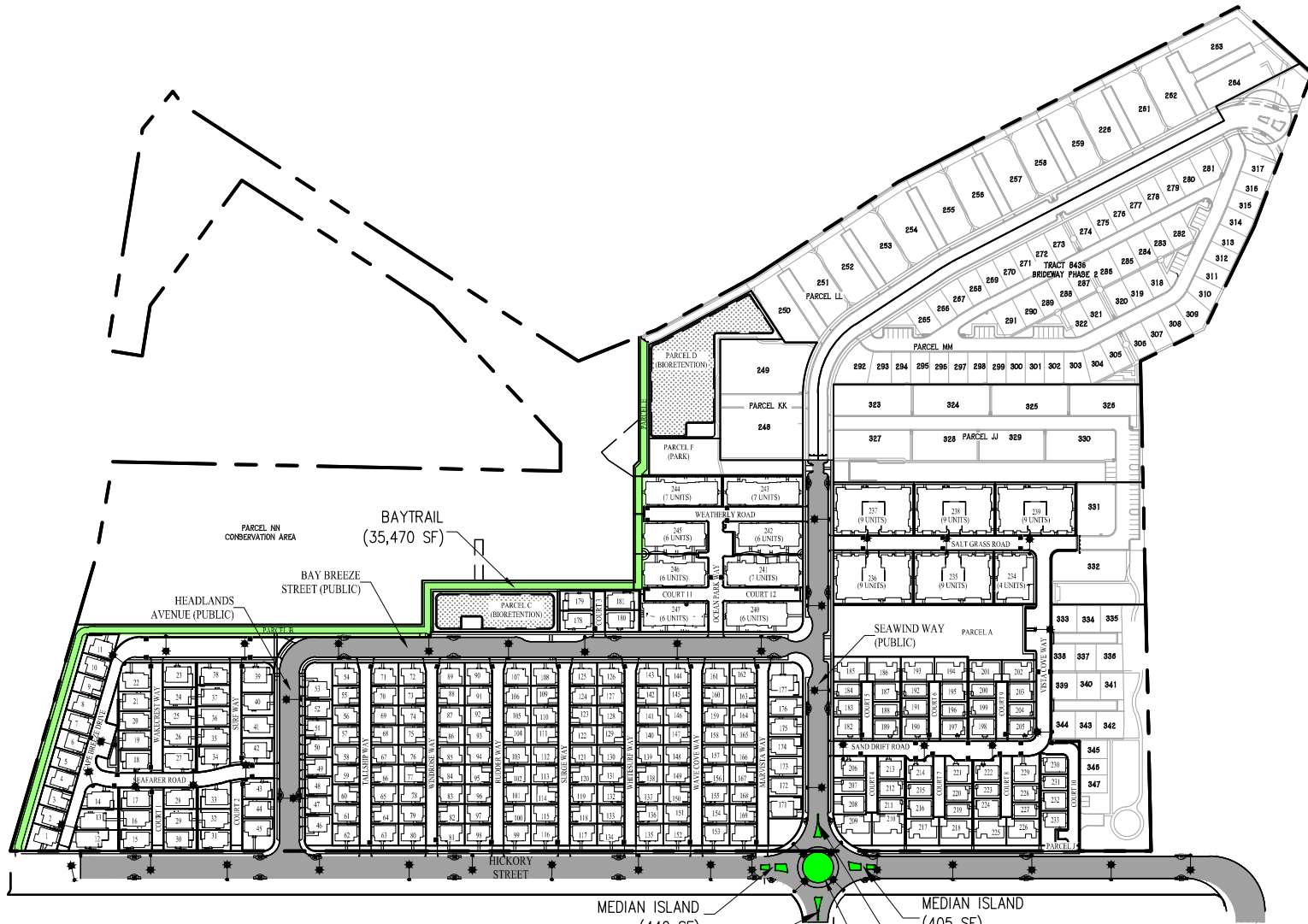


SAN RAMON (925) 866-0322  
SACRAMENTO (916) 375-1877  
WWW.CBANDG.COM

CIVIL ENGINEERS • SURVEYORS • PLANNERS

**APPENDIX B**  
**Maintenance Exhibits**

The following pages show the maintenance exhibits for each Tract.



# TRACT 8099 EXHIBIT B-1 ASSESSMENT IMPROVEMENT

CITY OF NEWARK ALAMEDA COUNTY CALIFORNIA

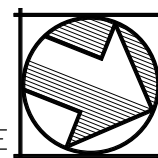
DATE: FEBRUARY 27, 2019

SCALE: 1:300

- MEDIAN ISLAND (442 SF)
- MEDIAN ISLAND (219 SF)
- MEDIAN ISLAND (405 SF)
- MEDIAN ISLAND (222 SF)
- ROUNDBOUT ISLAND (2,463 SF)

## LEGEND





- BAY TRAIL
- LANDSCAPE
- PUBLIC STREETS
- STREET LIGHT
- CATCH BASIN WITH TRASH CAPTURE DEVICE

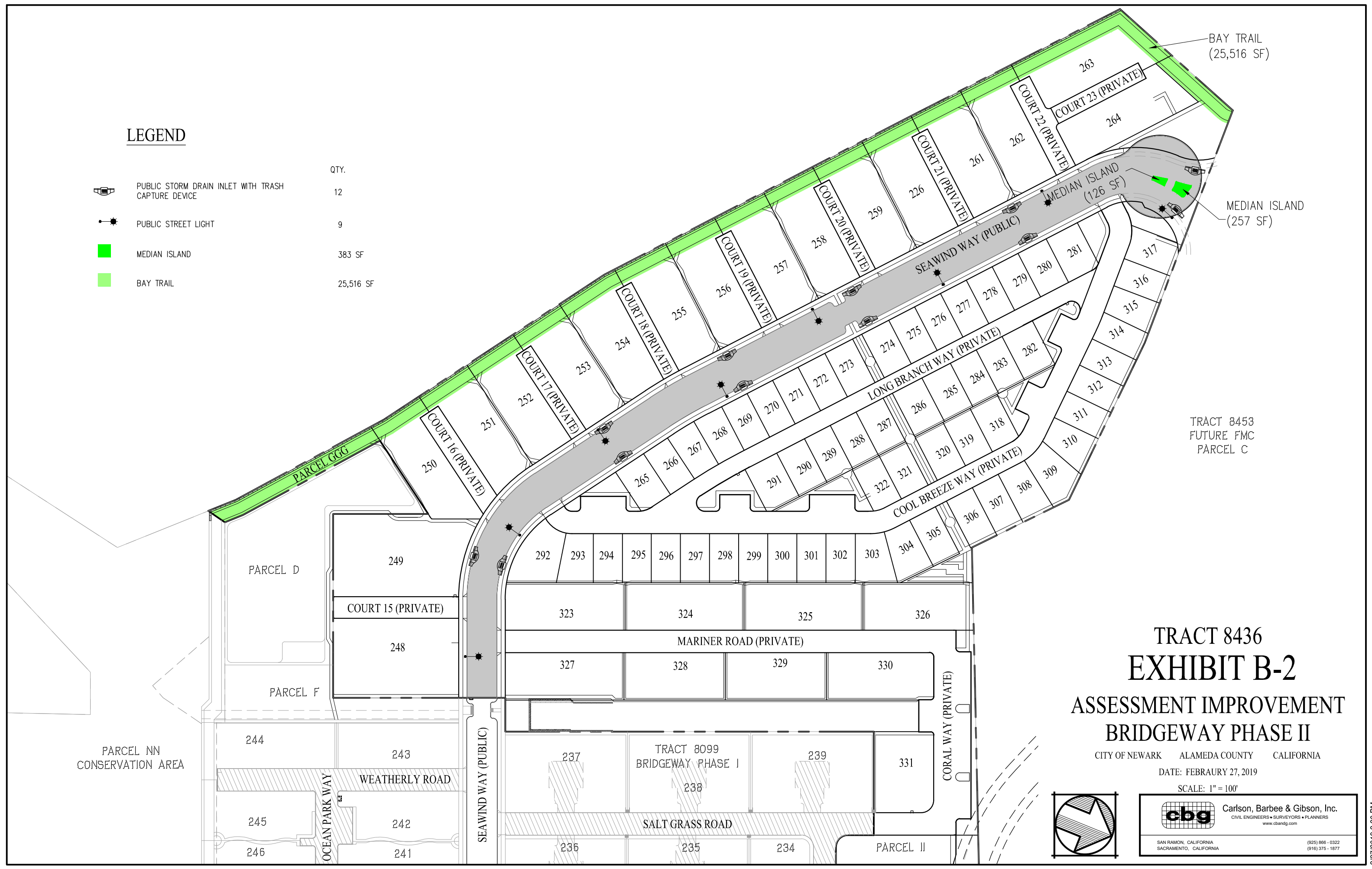


**Carlson, Barbee & Gibson, Inc.**  
CIVIL ENGINEERS • SURVEYORS • PLANNERS  
[www.cbang.com](http://www.cbang.com)

SAN RAMON, CALIFORNIA (925) 866 - 0322  
SACRAMENTO, CALIFORNIA (916) 375 - 1877

**LEGEND**

	PUBLIC STORM DRAIN INLET WITH TRASH CAPTURE DEVICE	QTY.	12
	PUBLIC STREET LIGHT	QTY.	9
	MEDIAN ISLAND	QTY.	383 SF
	BAY TRAIL	QTY.	25,516 SF



BAY TRAIL  
(25,516 SF)

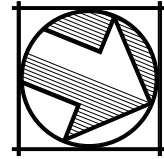
MEDIAN ISLAND  
(126 SF)

MEDIAN ISLAND  
(257 SF)

TRACT 8453  
FUTURE FMC  
PARCEL C

**TRACT 8436  
EXHIBIT B-2  
ASSESSMENT IMPROVEMENT  
BRIDGEWAY PHASE II**

CITY OF NEWARK ALAMEDA COUNTY CALIFORNIA  
DATE: FEBRAURY 27, 2019  
SCALE: 1" = 100'



**cbg** Carlson, Barbee & Gibson, Inc.  
CIVIL ENGINEERS • SURVEYORS • PLANNERS  
www.cbang.com

SAN RAMON, CALIFORNIA (925) 866 - 0322  
SACRAMENTO, CALIFORNIA (916) 375 - 1877

PARCEL NN  
CONSERVATION AREA

PARCEL D

PARCEL F

TRACT 8099  
BRIDGEWAY PHASE I

PARCEL II

**APPENDIX C**  
**Assessment Roll**

City of Newark  
 Landscape and Lighting District No. 19  
 Annexation No. 4  
 Tracts 8099 and 846 (Bridgeway)

The Assessment Roll is hereby incorporated and made a part of this Report, as shown below. Reference is made to the Alameda County Assessment Roll for a description of the lots or parcels in the Annexation.

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
1	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
2	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
3	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
4	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
5	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
6	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
7	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
8	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
9	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
10	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
11	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
12	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
13	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
14	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
15	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
16	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
17	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
18	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	OWNER	PARCEL		EDU	TOTAL	RATE PER	2019-20	2019-20	
			TYPE	UNITS				EDU'S	EDU	MAXIMUM
								ASSESSMENT	ASSESSMENT	
19	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
20	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
21	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
22	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
23	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
24	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
25	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
26	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
27	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
28	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
29	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
30	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
31	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
32	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
33	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
34	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
35	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
36	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
37	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
38	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
39	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
40	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
41	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
42	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
43	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
44	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
45	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
46	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU	TOTAL	RATE PER	2019-20	2019-20
				TYPE	UNITS				MAXIMUM	APPLIED
						FACTOR	EDU'S	EDU	ASSESSMENT	ASSESSMENT
47	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
48	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
49	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
50	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
51	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
52	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
53	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
54	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
55	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
56	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
57	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
58	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
59	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
60	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
61	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
62	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
63	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
64	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
65	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
66	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
67	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
68	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
69	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
70	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
71	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
72	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
73	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
74	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00



Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
75	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
76	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
77	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
78	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
79	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
80	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
81	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
82	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
83	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
84	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
85	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
86	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
87	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
88	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
89	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
90	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
91	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
92	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
93	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
94	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
95	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
96	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
97	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
98	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
99	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
100	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
101	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
102	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
103	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
104	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
105	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
106	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
107	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
108	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
109	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
110	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
111	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
112	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
113	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
114	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
115	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
116	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
117	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
118	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
119	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
120	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
121	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
122	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
123	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
124	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
125	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
126	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
127	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
128	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
129	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
130	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
131	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
132	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
133	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
134	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
135	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
136	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
137	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
138	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
139	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
140	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
141	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
142	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
143	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
144	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
145	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
146	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
147	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
148	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
149	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
150	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
151	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
152	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
153	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
154	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
155	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
156	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
157	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
158	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
159	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
160	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
161	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
162	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
163	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
164	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
165	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
166	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
167	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
168	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
169	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
170	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
171	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
172	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
173	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
174	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
175	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
176	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
177	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
178	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
179	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
180	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
181	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
182	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
183	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
184	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
185	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
186	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
187	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
188	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
189	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
190	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
191	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
192	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
193	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
194	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
195	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
196	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
197	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
198	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
199	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
200	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
201	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
202	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
203	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
204	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
205	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
206	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
207	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
208	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
209	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
210	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
211	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
212	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
213	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
214	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
215	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
216	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
217	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
218	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
219	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
220	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
221	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
222	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
223	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
224	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
225	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
226	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
227	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
228	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
229	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
230	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
231	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
232	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
233	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
234	537 -0852-019 thru 025	8099	Lennar Homes	MFR	4.00	0.75	3.00	\$80.00	\$240.00	\$240.00
235	537 -0852-019 thru 025	8099	Lennar Homes	MFR	9.00	0.75	6.75	\$80.00	\$540.00	\$540.00
236	537 -0852-019 thru 025	8099	Lennar Homes	MFR	9.00	0.75	6.75	\$80.00	\$540.00	\$540.00
237	537 -0852-019 thru 025	8099	Lennar Homes	MFR	9.00	0.75	6.75	\$80.00	\$540.00	\$540.00
238	537 -0852-019 thru 025	8099	Lennar Homes	MFR	9.00	0.75	6.75	\$80.00	\$540.00	\$540.00
239	537 -0852-019 thru 025	8099	Lennar Homes	MFR	9.00	0.75	6.75	\$80.00	\$540.00	\$540.00
240	537 -0852-019 thru 025	8099	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
241	537 -0852-019 thru 025	8099	Lennar Homes	MFR	7.00	0.75	5.25	\$80.00	\$420.00	\$420.00
242	537 -0852-019 thru 025	8099	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU	TOTAL	RATE PER	2019-20	2019-20
				TYPE	UNITS				MAXIMUM	APPLIED
						FACTOR	EDU'S	EDU	ASSESSMENT	ASSESSMENT
243	537 -0852-019 thru 025	8099	Lennar Homes	MFR	7.00	0.75	5.25	\$80.00	\$420.00	\$420.00
244	537 -0852-019 thru 025	8099	Lennar Homes	MFR	7.00	0.75	5.25	\$80.00	\$420.00	\$420.00
245	537 -0852-019 thru 025	8099	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
246	537 -0852-019 thru 025	8099	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
247	537 -0852-019 thru 025	8099	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
248	537 -0852-019 thru 025	8436	Lennar Homes	MFR	9.00	0.75	6.75	\$80.00	\$540.00	\$540.00
249	537 -0852-019 thru 025	8436	Lennar Homes	MFR	9.00	0.75	6.75	\$80.00	\$540.00	\$540.00
250	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
251	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
252	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
253	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
254	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
255	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
256	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
257	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
258	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
259	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
260	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
261	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
262	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
263	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
264	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
265	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
266	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
267	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
268	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
269	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
270	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
271	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
272	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
273	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
274	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
275	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
276	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
277	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
278	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
279	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
280	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
281	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
282	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
283	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
284	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
285	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
286	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
287	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
288	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
289	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
290	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
291	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
292	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
293	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
294	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
295	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
296	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
297	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
298	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00



Lot No.	APN	8436	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
299	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
300	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
301	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
302	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
303	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
304	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
305	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
306	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
307	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
308	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
309	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
310	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
311	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
312	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
313	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
314	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
315	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
316	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
317	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
318	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
319	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
320	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
321	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
322	537 -0852-019 thru 025	8436	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
323	537 -0852-019 thru 025	8436	Lennar Homes	MFR	7.00	0.75	5.25	\$80.00	\$420.00	\$420.00
324	537 -0852-019 thru 025	8436	Lennar Homes	MFR	7.00	0.75	5.25	\$80.00	\$420.00	\$420.00
325	537 -0852-019 thru 025	8436	Lennar Homes	MFR	7.00	0.75	5.25	\$80.00	\$420.00	\$420.00
326	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00

Lot No.	APN	TRACT	OWNER	PARCEL		EDU FACTOR	TOTAL EDU'S	RATE PER EDU	2019-20	2019-20
				TYPE	UNITS				MAXIMUM ASSESSMENT	APPLIED ASSESSMENT
327	537 -0852-019 thru 025	8436	Lennar Homes	MFR	7.00	0.75	5.25	\$80.00	\$420.00	\$420.00
328	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
329	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
330	537 -0852-019 thru 025	8436	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
331	537 -0852-019 thru 025	8436	Lennar Homes	MFR	4.00	0.75	3.00	\$80.00	\$240.00	\$240.00
332	537 -0852-019 thru 025	8099	Lennar Homes	MFR	6.00	0.75	4.50	\$80.00	\$360.00	\$360.00
333	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
334	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
335	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
336	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
337	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
338	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
339	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
340	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
341	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
342	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
343	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
344	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
345	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
346	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
347	537 -0852-019 thru 025	8099	Lennar Homes	SFR	1.00	1.00	1.00	\$80.00	\$80.00	\$80.00
<b>TOTALS:</b>					<b>576.00</b>		<b>508.50</b>		<b>\$40,680.00</b>	<b>\$40,680.00</b>

**F.1 Approval of the recommendations from the Community Development Advisory Committee for the allocation of additional Community Development Block Grant funds, approval of the plans and specifications, acceptance of bid, award of contract to McKim Corporation for 2019 Park Pathways Resurfacing for ADA Access, Project 1232, and amendment of the 2018-2020 Biennial Budget and Capital Improvement Plan – from Assistant Engineer Carmen.  
(MOTIONS-2)(RESOLUTION)**

**Background/Discussion** – The Park Pathways Resurfacing for ADA Access, Project 1232, would rehabilitate and extend various park pathways at Bridgepointe Park and Sportsfield Park. The project would remove tripping hazards, provide improved pathway connectivity, and result in more accessible pathways for all members of the community.

Bids for the project were opened on April 23, 2019 with the following results:

<b>Bidder</b>	<b>Amount</b>
McKim Corporation	\$ 295,735.15
Guerra Construction Group	341,780.00
Tri-Valley Excavating Co., Inc.	477,350.00*
Engineer’s Estimate	\$ 351,000.00

\* *Corrected for mathematical error*

McKim Corporation is the low monetary bidder. There were no additive alternate bid items associated with the project. Staff concluded that McKim Corporation submitted a responsive bid, is experienced in this type of work, and is the lowest responsible bidder.

This project would be federally funded through the Community Development Block Grant Program (CDBG) provided by the U.S. Department of Housing and Urban Development (HUD). The Alameda County Housing and Community Development Department (HCD) is the local grant recipient for the “Urban County” CDBG grant funds for all cities with populations under 50,000. The City Council previously approved recommendations from the Newark Community Development Advisory Committee (CDAC) for the following CDBG allocations to this project:

FY 2018-2019 Jurisdiction Improvement Project Funds	\$ 134,417.00
<u>FY 2019-2020 Jurisdiction Improvement Project Funds</u>	<u>\$ 138,102.00</u>
Total	\$ 272,519.00

Based on McKim Corporation’s bid, there is a funding shortfall of approximately \$23,216. However, staff was recently informed by HCD that an additional \$83,359 was available to the City of Newark for Fiscal Year 2019-2020 as a result of loan repayments through the CDBG Housing Rehabilitation Program. This funding can either be used locally in Newark through the Jurisdiction Improvement Project fund or returned to the Capital Projects Pool for countywide availability. At its April 29, 2019, meeting, the Newark CDAC approved a recommendation to

allow the \$83,359 in additional funding to be allocated towards Citywide ADA Compliance Improvements through the Jurisdiction Improvement Project fund.

Based on the recommendation from CDAC, staff recommends City Council approve the additional \$83,359 in CDBG funds for Project 1232 to provide total project funding of \$355,908 (\$272,519 + \$83,389). The additional funding would be used to address the construction budget shortfall of \$23,216 as well as fund an expanded scope of work at the designated park locations and Musick Park. Any changes to the scope of work under Project 1232 will require a future contract change order(s). The attached resolution includes authorization for future execution of contract change order(s) by the Public Works Director up to \$60,173, which is the difference between the additional funding availability of \$83,389 and the projected shortfall of \$23,216.

Staff also recommends approval for the expenditure of up to \$7,800 in CDBG General Administration funds for staff time associated with this project. This funding was previously recommended for expenditure by CDAC and approved by the City Council for general CDBG program use at the February 14, 2019 City Council meeting.

**Attachment - Resolution**

**Action -** Staff recommends that the City Council: (1) by motion, approve the recommendation by the Community Development Advisory Committee for the allocation of additional Community Development Block Grant funds, and (2) by motion, approve the plans and specifications, and, (3) by resolution, accept the bid and award the contract to McKim Corporation for the 2019 Park Pathways Resurfacing for ADA Access, Project 1232, and amend the 2018-2020 Biennial Budget and Capital Improvement Plan.

3221266.1

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
NEWARK ACCEPTING THE BID AND AWARDING THE  
CONTRACT TO MCKIM CORPORATION FOR 2019 PARK  
PATHWAYS RESURFACING FOR ADA ACCESS, PROJECT  
1232, AND AMENDING THE 2018-2020 BIENNIAL BUDGET  
AND CAPITAL IMPROVEMENT PLAN

WHEREAS, the Public Works Department invited sealed bids for the construction of public improvements for Park Pathways Resurfacing for ADA Access, Project 1232 (the "Project"); and

WHEREAS, the City has, upon due notice, received a total of three bids for the Project that were reviewed by staff for responsiveness and responsibility; and

WHEREAS, McKim Corporation was determined by staff to be the lowest responsible bidder with a bid of \$ 295,735.15; and

WHEREAS, the City Council previously approved recommendations from the Newark Community Development Advisory Committee (CDAC) to allocate CDBG funding in the amount of \$272,519.00 to the Project; and

WHEREAS, an additional \$83,359 is available to the City of Newark for Fiscal Year 2019-2020 as a result of loan repayments through the CDBG Housing Rehabilitation Program and the CDAC approved a recommendation that the City Council allocate the \$83,359 in additional funding towards Citywide ADA Compliance Improvements; and

WHEREAS, based on the CDAC recommendation, staff recommends that the City Council allocate an additional \$83,359 in CDBG funds for the Project to address the construction budget shortfall of \$23,216 as well as fund an expanded scope of work pursuant to future contract change orders.

WHEREAS, staff recommends allocating an additional \$60,173.00 in construction contingency, which would bring the total allocation for the Project to \$355,908.00; and

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Newark does hereby find that McKim Corporation is the lowest responsible bidder for the 2019 Park Pathways Resurfacing for ADA Access, Project 1232, in the City of Newark.

BE IT FURTHER RESOLVED that the City Council does hereby accept said bid of said company and does hereby authorize the Mayor of the City of Newark to sign an agreement with said company for the construction of 2019 Park Pathways Resurfacing for ADA Access, Project 1232, according to the plans, specifications, and terms of said bid.

BE IT FURTHER RESOLVED that the City Council does hereby authorize the Public Works Director to execute future contract change order(s) for additional accessibility improvements under Project 1232 in an amount up to and additional \$60,173 for a total project budget amount of \$355,908.

BE IT FURTHER RESOLVED that the City Council does hereby authorize expenditure of up to \$7,800 in Community Development Block Grant General Administration Funds to be utilized for reimbursement of staff time associated with administering Project 1232.

BE IT FURTHER RESOLVED that the City Council does hereby amend the 2018-2020 Biennial Budget and Capital Improvement Plan for fiscal years 2018-2019 and 2019-2020 to utilize Community Development Block Grant funds by appropriating \$363,708 as follows:

Fiscal Year 2018-2019

To:	402-0000-3550	Community Development Block Grant Funds Jurisdiction Improvement Project Funds	\$134,417
	402-5201-5280-1232	Park Pathways Resurfacing for ADA Access	\$134,417

Fiscal Year 2019-2020

To:	402-0000-3550	Community Development Block Grant Funds Jurisdiction Improvement Project Funds Loan Repayment Funds General Administration Funds	\$138,102 \$ 83,389 \$ 7,800
	402-5201-5280-1232	Park Pathways Resurfacing for ADA Access	\$229,291

**F.2 Resolution repealing and replacing the Recreation and Community Services Department Facility Rules, Regulations, and Guidelines – from Recreation and Community Services Director Zehnder. (RESOLUTION)**

**Background/Discussion** - The general policy of the City Council is that the Newark Community Center, Clark W. Redeker Newark Senior Center, George M. Silliman Activity and Family Aquatic Center, City play fields and parks be used in conjunction with City sponsored programs and special events. When not in use for Recreation and Community Services Department programs, community use and rentals of facilities is encouraged. The City Council has established fees for rental services as set forth in the City of Newark Master Fee Schedule.

The Recreation and Community Services Department administers the rental of facilities. All policies regarding rental and general use of these facilities including fees, deposits, insurance requirement, security and alcoholic beverage service rules are set forth in the Recreation and Community Services Department Facility Rules, Regulations, and Guidelines. The City Council adopts these rules and regulations pursuant to Newark Municipal Code Chapter 12.16.

With the addition of the synthetic turf fields and skate park at Sportsfield Park as well as Newark's first off-leash dog park to be located at the Newark Community Park, staff recommends that the Council update the Facility Rules, Regulations, and Guidelines to include the new amenities. Staff also recommends adding a Table of Contents, a copy of the enabling Resolution, and sections headings. Staff did not include redlines of the current Facility Rules, Regulations, and Guidelines because the formatting is outdated and it would have been incredibly difficult to follow. The proposed rules regulating the new skate park and dog park are being recommended by the PLAN, the City's joint powers authority for general liability.

Rules for the new synthetic turf fields at Sportsfield Park can be found on pages 16-19. In summary they include:

- Food, beverages, and gum are prohibited within the gated turf fields. Water is allowed;
- Pets are not allowed within the gated turf, spectator areas, and playing surface;
- Spectators must wear appropriate footwear (e.g. high heels are not allowed); and
- Use of the turf fields will be by permit only.

Rules for the new skate park at Sportsfield Park can be found on page 15. In summary they include:

- Youth under 14 who must be accompanied by an adult guardian;
- All users must wear commercially manufactured helmets, elbow, and knee pads; and
- Allowable self-propelled wheeled mechanisms permitted within the skate park include skateboards, non-motorized bicycles, scooters, roller and in-line skates and wheelchairs.

Rules for the new off-leash dog park at the Community Park can be found on page 4. In summary they include:

- Children under the age of 4 are not allowed within the dog park;
- An adult handler (18 years of age or older) must accompany dog(s) inside the park. Limit is two dogs per handler; and
- The small dog area is for dogs under 30 pounds.

**Attachments** – Resolution

Exhibit A Existing Facility Rules, Regulations, and Guidelines

Exhibit B Recommended Revised Facility Rules, Regulations, and Guidelines

**Action** – Staff recommends that the City Council, by resolution, repeal and replace the Recreation and Community Services Facility Rules, Regulations, and Guidelines.



RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
NEWARK REPEALING AND REPLACING THE RECREATION  
AND COMMUNITY SERVICES DEPARTMENT FACILITY  
RULES, REGULATIONS, AND GUIDELINES

WHEREAS, it is the general policy of the City of Newark that the Newark Community Center, Clark W. Redeker Newark Senior Center, Silliman Activity and Family Aquatic Center, City play fields and parks be used in conjunction with City sponsored programs and special events; and

WHEREAS, when not in use for Recreation and Community Services programs, community use and rentals of facilities is encouraged; and

WHEREAS, rental of facilities falls under the jurisdiction of and is administered by the Recreation and Community Services Department which periodically reviews and recommends updates to the Facility Rules, Regulations and Guidelines to ensure proper compliance by users and renters; and

WHEREAS, with the addition of new facilities to include improvements to Sportsfield Park and Newark Community Park, the Facility Rules, Regulations and Guidelines document need to be revised to include these new facilities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newark that, pursuant to Newark Municipal Code Chapter 12.16, the existing Recreation and Community Services Department Facility Rules, Regulations, and Guidelines attached as Exhibit A, are hereby repealed and replaced with those rules contained in Exhibit B attached hereto, and incorporated herein by reference as if set forth at length, are hereby adopted pursuant to Newark Municipal Code Chapter 12.16.

3216794.1

The Recreation and Community Services Department plans, schedules, coordinates, and supervises recreation and leisure programs; and manages and rents the Newark Community Center, Silliman Activity and Family Aquatic Center and Newark Senior Center.



## Silliman Activity and Family Aquatic Center

6800 Mowry Avenue, Newark, CA 94560

Telephone: 510-742-4400

The Community Meeting Room is available for meetings, trainings, and team building activities. Meeting Room features include a LCD projector for computer based presentations, kitchenette with a sink, refrigerator and microwave. Food packages are also available from our Otter Alley Cafe.

Basketball, volleyball and badminton courts are available for rental by the hour or day. Please call for rates and availability.

## Newark Community Center

35501 Cedar Boulevard, Newark, CA 94560

Telephone: 510-742-4437

Fax: 510-745-1120

Email: [recreation@newark.org](mailto:recreation@newark.org)



Located in the beautiful 17-acre Newark Community Park, our Center offers a kitchen facility, tables, chairs, private patio and park views. It is available for a variety of special events, including parties, weddings, meetings, trainings, seminars, etc.



## Newark Senior Center

7401 Enterprise Drive, Newark, CA 94560

Telephone: 510-742-4840

Fax: 510-745-1175

Email: [senior.center@newark.org](mailto:senior.center@newark.org)

The Newark Senior Center can accommodate up to 100 people in a cozy but modern environment. It has a full catering kitchen, a patio area, and a room directly off the kitchen suitable for family parties and business events. The Senior Center is conveniently located adjacent to Jerry Raber Ash Street Park.

# I. APPLICATIONS & PERMITS

The Recreation and Community Services Department offers various meeting areas, sport fields and playfields on a reservation-only basis. These facilities and playfields are subject to closure on all holidays and days designated by the City (“Holidays” as defined in Master Fee Schedule). Hours of operation and curfews are site specific. Rentals will not begin prior to 7:00 a.m., and all activities, including clean-up, must be completed and the premises vacated by 10:00 p.m. Each site must be contacted for the most current rental information. No person shall use, occupy, or otherwise remain in a building, structure, facility, parking area, picnic area, campsite, or other area for which a permit is required unless that person possesses a valid permit. Additional site specific permit requirements for sport fields and playfields are listed in Section IX (pg. 12).

1. An individual or group may apply for use by completing a Facility/Field Use Application and Permit Form at the desired facility at least two (2) weeks prior to and no more than one (1) year in advance of the requested date. Priority is given to Newark residents for simultaneous requests. A drawing will be held to determine rental priority, if necessary. The Department, based on availability of the facility and required staff, may approve rentals outside of the scope of the designated timeframe. Open-ended permits are prohibited. Each permit will include a maximum expiration date, not to exceed one (1) year from issuance. If the applicant is an association, corporation, partnership, business entity, or anything other than a natural person, the applicant shall designate a natural person who shall be responsible for the event. The City shall deal with the applicant only through the designated responsible person, who shall personally and individually guarantee the financial commitment of the applicant.
2. The permit application shall be completed in full. All applications shall bear the signature of the applicant or the applicant’s responsible person who shall present a valid Driver’s License or other approved identification as proof of identity. In some instances, Proof of Residency may be required. Commercial entities must provide a valid City of Newark business license number on the permit application.
3. If the information provided by the applicant is in compliance with the Department rental guidelines, upon review by an authorized Department representative, the permit for use of facilities will be granted.
4. It is the responsibility of each person obtaining a permit to read and be familiar with the rules and regulations and special stipulations relative to the permit, and abide by any instructions and directions of duly authorized employees of the City.
5. The reservation time stated on the permit must include the time when the first member of the party/group (caterer, decorator, band, etc.) arrives, through the required time for clean-up, removal of decorations, and departure of all members and guests. Under no circumstance will anyone be allowed to enter the facility before the time indicated on the permit.

## II. SECURITY

Uniformed and unarmed California State licensed security guards are required for all teen (13-19 years of age) events.

1. The ratio for guards to guests is one (1) guard for every 50-99 guests, two (2) guards for 100-149 guests, and three (3) guards for 150 or more guests. Security guards must be present from the time the first guest is expected to arrive until the last guest leaves.
2. The Recreation and Community Services Department may require California State licensed security guards to be present during any other use as deemed appropriate.
3. It is the responsibility of the applicant to hire and pay for security guards and show proof of contract as required on the permit at least two (2) weeks prior to the event.
4. Security guards are required to check private invitations and/or a restricted guest list at the entrance. The Recreation and Community Services staff may check the permit holder's restricted guest list to ensure compliance.

## III. FEES & CHARGES

Group, individual, and liability insurance fees, as well as late cancellation charges and deposits, will be governed by rates set forth by the City Council in the City of Newark Master Fee Schedule. Approved reservations will not be affected by any periodic rate change.

1. If paying fees within thirty (30) days prior to the event, form of payment must be in cash, money order, cashier's check, or credit card.
2. If the rental responsibilities are adhered to, the deposit will be refunded. **Please allow three (3) weeks for a check to be issued by the City of Newark's Finance Department. Checks will be issued to the same person who placed the deposit. For deposits paid by credit card, refund will be credited to the card holders account. Hourly rental fees will be charged for any fractional use thereof. There are no refunds for unused facility rental time.**
4. Damage or loss that occurs during the permitted use will result in the permit holder's liability to pay 100% of the costs incurred by the damage or loss of City property or equipment, and any additional or unusual clean-up. Costs will be deducted from deposit. Any additional costs will be billed to the permit holder, with payment due within thirty (30) days of invoicing.
5. Refunds and/or flexible rental fee payments may be granted by the Department representative if any unforeseen and valid occurrence shall render the applicant's permit difficult or impossible to perform.

## IV. INSURANCE

1. Persons renting a City facility for an event which is open to the public, or sponsoring any gathering open to the public held in a City park or other outdoor area, are required to provide proof of general public liability insurance. Persons or groups may obtain the required insurance through a homeowner's policy or other insurance. A Certificate of Insurance naming the City of Newark as an additional insured for a minimum of \$1,000,000.00 per occurrence must be approved by the Recreation and Community Services Department one (1) month prior to use by the permit holder. The Certificate of Insurance shall contain a provision prohibiting the cancellation or reduction of coverage of the policy until thirty (30) days following the City's receipt of notification of cancellation or reduction of coverage by first class mail. Alternatively, "special event liability insurance" naming the City of Newark as an additional insured for a minimum of \$1,000,000.00 per occurrence may be obtained through the City.
2. "Open to the public" means any rental of any City facility for the purpose of holding an event to which any person may be admitted, including but not limited to, a concert, dance, class, seminar, promotional event, fundraiser, or similar event that does not have a closed guest list.
3. Events with a limited number of specific persons invited, from which uninvited persons will be excluded, including but not limited to a family reunion, birthday party, wedding, or graduation party, will not require proof of insurance.
4. For any league, tournament, on-going, or multiple date use of sports facilities, a Certificate of Insurance must be obtained by the team or organization, naming the City of Newark as an additional insured, for a minimum of \$1,000,000.00 per occurrence. **Certificates of Insurance must be mailed or delivered to the Silliman Activity Center, 6800 Mowry Ave., Newark, CA 94560, attention Recreation Coordinator for youth and adult sports.** The Certificate of Insurance shall be approved by the Recreation and Community Services Department one (1) week prior to use by the permit holder. The Certificate of Insurance shall contain a provision prohibiting the cancellation or reduction of coverage of the policy until thirty (30) days following the City's receipt of notification of cancellation or reduction of coverage by first class mail.

## V. PERMIT REJECTION / CANCELLATION

1. A permit shall be denied if the use of the premises does not meet the Recreation and Community Services Department rental guidelines as determined by an authorized Department representative, or if the use or proposed use will be detrimental to public health, safety, and welfare .
2. Mistreatment of facilities or violation of policies during a previous rental occupancy, or fraudulent or misleading information on the application, shall cause the applicant to be rejected or the issued permit revoked.
3. Failure to comply with the responsibilities stated in the permit may lead to cancellation or immediate closure of the permitted event, with forfeiture of the deposit and/or paid rental fees to cover the amount of actual damages or cost incurred by the City.
4. A permit may be cancelled due to fire or any other cause, including labor disputes, acts of military authority, natural disasters, or if a facility is needed for public necessity or emergency use.
5. Authorized City employees may eject any person acting in violation of any law, ordinance, rule and/or regulation. Failure of such person to leave shall be further violation of these regulations, and the permit will be cancelled, the event closed, and the permit holder or responsible person held liable.
6. The Recreation and Community Services Department reserves the right to cancel use of Sports Fields during periods of inclement weather or adverse field conditions. Games will be rescheduled, or teams will receive a credit or refund of permit fees.

Unless otherwise noted, All General Policies, Rules and Regulations, and city ordinances outlined in this brochure are in effect for all facilities, parks or land owned, managed, or controlled by the City.



## VI. GENERAL POLICIES

1. It is the general policy of the City Council that Recreation and Community Services Department facilities, including playfields, be used primarily for recreational use in conjunction with the Recreation and Community Services Department. When not in use for Recreation, Community, and Human Services programs, facilities may be used for other personal or commercial activities.
2. In addition to City-owned playfields, the Newark Unified School District and the City of Newark have combined their efforts to provide service to those desiring the use of school playfields. School playfields are used primarily for school use in conjunction with school sponsored activities. When not in use for school programs, City and community use may be granted for Newark nonprofit athletic activities.
3. The City of Newark, its officers, and employees do not endorse or recommend any of the activities that take place during an event held at a City facility that has been rented by an outside party. Any person using any service or attending any event held at a City facility, rented by an individual or group, does so of their own initiative and at their own risk. The City assumes no liability for events held on the premises, unless the incident is caused by the sole act or omission of the City, its officers, agents, employees, or volunteers.
4. All persons entering upon land or water owned, managed, or controlled by the City may remain on such land or water only so long as they abide by the rules and regulations contained in this brochure, as adopted by resolution of the City Council, and shall, while on the land or water areas, abide by any instructions and directions of duly authorized employees of the City (Newark Municipal Code Section 12.16.030).
5. The use of all fireworks, including “safe and sane”, playing or practicing golf in any fashion, and the operation of any type of model craft or vehicles are prohibited except in areas specifically set aside for these activities by Resolution of the City Council.
6. Personal conduct in City parks and grounds are governed by the Newark Municipal Code Chapters 12.16 “Public Park Regulations”, Chapter 12.20 “Swimming in Parks”, and Chapter 12.24 “Fishing in Parks”, as well as Resolution No. 10 “Fishing Control Regulation” and Resolution No. 2709 “Boating Regulations” with regard to Lakeshore Park use. Copies are available upon request.

## VII. RULES & REGULATIONS

1. Individuals may visit and inspect the facility during regular hours of operation, respecting the privacy of those groups who may be using the facility at the time.
2. All facilities, when open, shall be under the supervision of an official representative of the City. This representative is responsible for the enforcement of the rules governing use of the facilities.
3. No person shall use, occupy, or otherwise remain in a building, structure, facility, parking area, picnic area, campsite, or other area for which a permit is required unless that person possesses a valid permit.
4. The use, possession, or consumption of alcoholic beverages is prohibited, except that beer, wine, and champagne may be consumed on site by guests at least 21 years of age. “Beer” is defined as set forth in California Business and Professions Code Section 23006. “Wine” is defined as set forth in California Business and Professions Code Section 23007. “Champagne” is included within the definition of “wine”. Consumption of beer, wine, and champagne is not allowed during decorating/set-up hours. No person shall drink or possess an open container of any alcoholic beverage, including beer, wine, and champagne, when exiting any facility, or on any sidewalk, or public parking lot. When selling beer, wine, and/or champagne, a California State A.B.C. License and Newark Police Department approval must be obtained. The City reserves the right to restrict alcohol sales at any time during an event held at a City facility. Beer, wine, and champagne may be served only if approved in the permit.
5. The possession, consumption, or use of alcoholic beverages is not allowed on or in any City or School District athletic facility, including all parking areas.
6. The City of Newark reserves the right to eject or cause to be ejected any person objectionable, due to unlawful or undesirable conduct. Persons who are obviously intoxicated will not be allowed to enter a City facility and will be subject to arrest.
7. Approval must be obtained from the Newark Fire Department if there are any open flames (excluding birthday candles and chafing dishes). Cooking food in barbecues within fifteen (15) feet of any building, facility or restricted area is not permitted. The Department staff can provide the contact information for the Newark Fire Department.
8. At no time shall exits be covered or obstructed.
9. Unlawful gambling in all forms is prohibited.



## VII. RULES & REGULATIONS

9. Automobiles and other conveyances are prohibited, except by special permission of the Recreation and Community Services Department. For all other facilities, including playfields, vehicles must be parked in designated spaces.
10. Smoking or the disposing of any tobacco-related waste is prohibited both inside City facilities, and on or in School District facilities, including parking areas, and public parks. Smoking is also prohibited within twenty-five (25) feet of City athletic fields, and playground or tot lot sandbox areas, as defined by the edge of the resilient surface of safety material. Smoking or the disposing of any tobacco-related waste is prohibited in Shirley Sisk Grove at all times.
11. Animals are prohibited from indoor facilities, except for guide dogs and guide dogs in training. In outdoor areas dogs must be kept on leash at all times, unless otherwise posted. **It is the responsibility of the person walking the dog to pick up after the dog and properly dispose of the waste in a trash receptacle.**
12. Amplified sound is prohibited outdoors (except for Newark Days Celebration, Chapter 8.34, Shirley Sisk Grove, and City-/co-sponsored events).
13. Music and noise must be kept at a reasonable level, as deemed necessary and/or appropriate by the Building Attendant or other City representative. The City reserves the right to limit the type and size of equipment to remain in compliance with this regulation.
14. Machines that discharge smoke or other elements that would compromise the health and safety of guests, or activate the smoke alarms, are prohibited.
15. Adequate supervision must be provided for groups with persons less than 18 years of age. The required ratio of adults (at least 21 years of age) to minors is 1:15.
16. Financial transactions for commercial or private gain and/or solicitation of sales are prohibited, except for approved non-profit fundraising events or City-sponsored functions.
17. Tickets for public events (i.e., dances, fundraisers) shall not be sold as an admission charge or donation, unless written approval is obtained in advance by both a Recreation and Community Services Department representative and the Newark Police Department.
18. Any advertisement of the event (flyers, signs, etc.) must contain a statement disclaiming the City from any association or support of the event.
19. **Operators of “interactive inflatable apparatus” and users of generators who operate within any City park or play field must submit a Certificate of Insurance naming the City of Newark as an additional insured for a minimum of \$1,000,000 per occurrence. Certificates of Insurance must be mailed or delivered to 37440 Filbert Street, Newark, CA 94560, attention Parks Supervisor. Placement of “interactive inflatable apparatus” or generators within the Newark Community Park are limited to the posted designated area between the path east of the Tennis Court and Newark Blvd. City of Newark sponsored special events are exempt from this policy.**

## VIII. USER RESPONSIBILITY- Prior To & During Event

1. The holder of the permit, or the designated responsible person as identified on the permit, must arrive prior to the other members of the group and present the permit to the Building Attendant or City representative on duty. The permit holder, or designated responsible person, will be required to review the permit, complete a walk through of the facility, and sign the “Notice to Renters” form. The permit holder or its designated responsible person shall remain at the facility for the entire duration of the event.
2. Any changes in expected attendance must be reported to the Recreation and Community Services Department staff at least two (2) weeks prior to the event and may not exceed occupancy limits approved by the City. Event set-up diagrams must be submitted one (1) month prior to the event. Events to be held within a one (1) month period must be submitted with the application and permit form. Only minimal set-up changes will be allowed the day of the event. Tables, chairs, and other equipment must not block any doors or exits. All items must be removed during the approved designated hours. The City is not responsible for any items damaged, lost, or stolen.
3. All tables must be covered. Nails, staples, tacks, or double sided tape are not permitted when decorating the walls. No alteration may be made to any part of the facility without prior written permission of the City.
4. The primary responsibility for the general conduct of all guests rests with the permit holder or designated responsible person.
5. Monitoring of consumption and service of alcoholic beverages is the responsibility of the permit holder or responsible person. Servers may not consume alcohol while on duty. Any changes regarding alcoholic services must be reported at least one (1) month in advance to the Recreation and Community Services Department.
6. Obtain approval from the Newark Fire Department if there are to be any open flames (excluding birthday candles and chafing dishes).
7. The permit holder or responsible person must monitor the music and/or noise on a regular basis.
8. All exterior doors must be closed by 9:00 p.m.

## VIII. USER RESPONSIBILITY- Conclusion of Event

1. At the conclusion of the event, the permit holder or responsible person shall take all reasonable measures to terminate the event without disturbance making sure all guests leave the facility and parking areas.
2. The permit holder or responsible person shall clean-up the facility, parking area, and all other areas where guests were present.
  - a. It is the permit holder's responsibility to allow reasonable time for clean-up. In addition, the permit holder must bring the proper supplies and ensure clean-up of all indoor areas used during the event. Consequences for not fulfilling the clean-up obligation will result in the assessment of fees for staff time plus overhead at hourly rates as set forth in the Master Fee Schedule.
  - b. All refuse and recyclables must be placed in separate garbage bags, closed tightly, and placed in the area designated by the Building Attendant.
  - c. Spills on tables, floors, chairs, counters, and in refrigerators and other appliances must be cleaned. If used, coffee makers must be completely washed and wiped dry. Ice must be discarded in sinks or near outdoor drains, and not on the turf or in planter areas.
  - d. All helium filled balloons must be deflated and discarded. The balloons may not be released outside the facility.
  - e. All ribbon, string, tape, and other items, which secure decorations to tables, chairs, walls, and other areas, must be removed.
  - f. For wedding receptions, rice or birdseed must not be thrown inside or outside the facility or premises.
3. The permit holder or responsible party is responsible for removing all equipment that was brought to the facility within the hours stated on the permit. The City is not responsible for items left or missing after the conclusion of the event.
4. The permit holder or responsible person shall accept full financial responsibility for the damage to the facility and/or loss of City equipment. If additional maintenance is required, or the facility or City equipment is left damaged, the permit holder or its responsible person will be charged accordingly.

## IX. SPORTSFIELDS & PLAYFIELDS

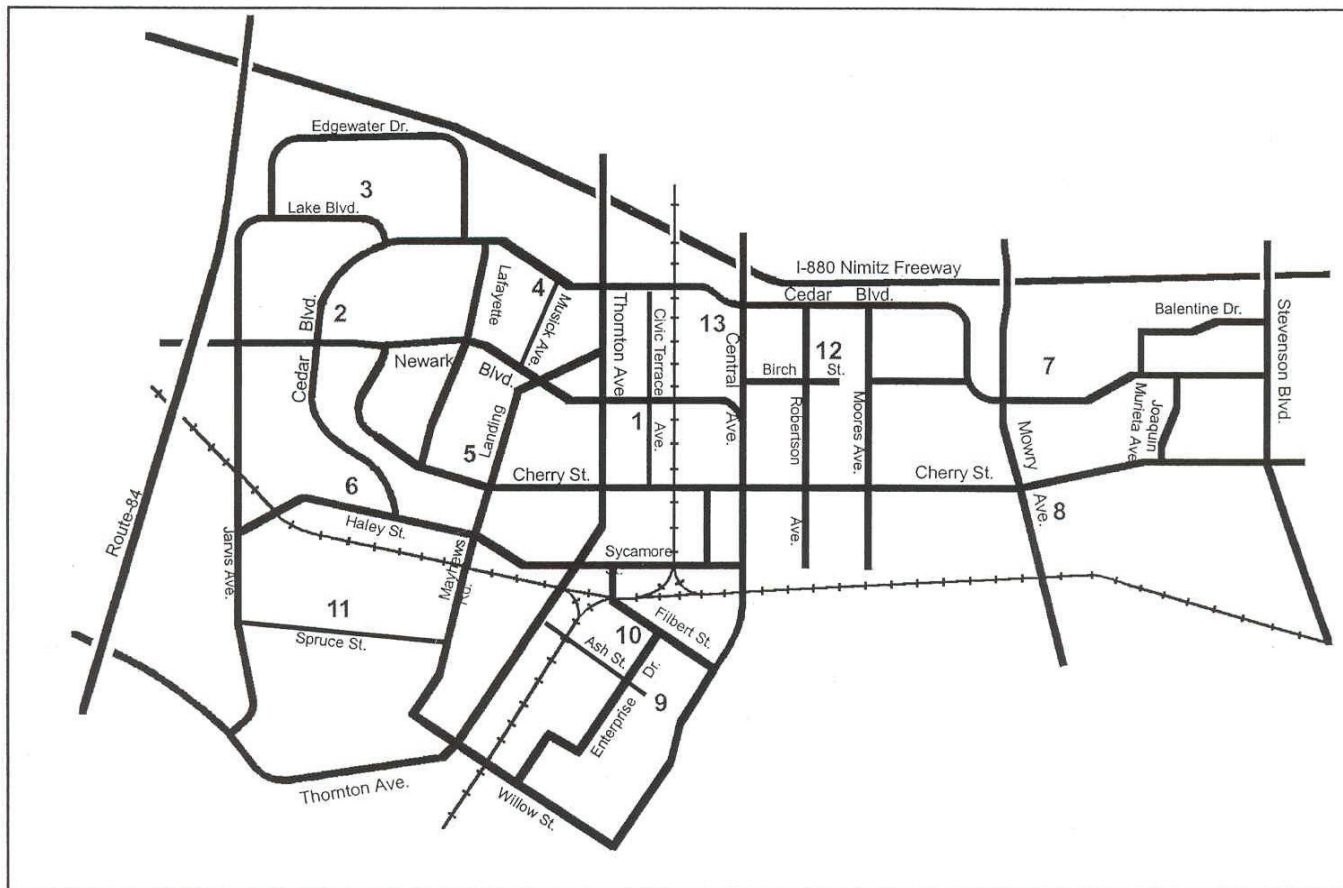
1. For on-going rentals, resident teams or local organizations must complete a Facility/Field Use Application and Permit Form and submit a league schedule, with all dates, times, and field locations. Only home team or organization games will be allowed. Application forms may be obtained at the Silliman Activity Center.
2. The Recreation and Community Services Department is the coordinating agency for scheduling playfields for local organized sports activities. Residents or local organizations desiring to use playfields must complete an application from the Recreation and Community Services Department. Requests for one-time use must be filed at least two (2) weeks prior to the requested date of use and no more than one (1) year in advance of the requested date. Requests for continuing use must be filed four (4) weeks prior to the time when the use period begins.
3. The City must be notified of all cancellations. Cancellation policies and deposits will be governed by rates set forth by the City Council in the City of Newark Master Fee Schedule.
4. Open ended requests are prohibited. Each permit will include a maximum expiration date, not to exceed one year from issuance.
5. In the event of scheduling or other conflicts the following priority of use of school playfields shall be used:
  - a. Programs and activities administered by the Newark Unified School District.
  - b. City of Newark Recreation and Community Services Department.
  - c. Community-wide youth related activities with Newark membership.
  - d. Individuals/groups wishing to use the playfields for purposes consistent with the general rules and regulations of the School District and the City.
6. In the event of scheduling or other conflicts the following priority of use of City playfields shall be used:
  - a. City of Newark Recreation and Community Services Department.
  - b. Community-wide youth related activities with Newark membership.
  - c. Programs and activities administered by the Newark Unified School District.
  - d. Individuals/group wishing to use the playfields for purposes consistent with the general rules and regulations of the School District and the City.
7. See Fee and Insurance Requirements (pg. 4).

## XI. LAKESHORE PUBLIC PARK USE GUIDELINES

1. Boating activity is allowed between the hours of 8:00 a.m. and sunset. The City shall be held free from liability for any boating activity.
2. Use of the lake shall be restricted to small, non-powered sailboats or hand-propelled boats; e.g., rowboats, canoes, sculls, and other conveyances.
3. The boat operator must provide one Coast Guard approved life preserver, ring life buoy, buoyant vest, or cushion in good condition for each person in the boat or conveyance.
4. All persons shall operate boats or conveyances with due regard for the rights and safety of others.
5. Boats shall be launched and landed at the Boat House dock or park shoreline.
6. Exceptions for special events may be granted upon approval by the City Manager.
7. Boating privileges may be suspended or terminated by the City Manager or duly authorized City representative for failure of either the operator or passengers to comply with any rules, regulations and/or guidelines adopted by the City Council.
8. Fishing shall be permitted from sunrise to sunset in compliance with all California Department of Fish and Game regulations.
9. Swimming, bathing, wading, or bodily contact with the water is not permitted. Violation or failure to comply with this provision shall constitute an infraction and shall be punishable as set forth in Chapter 1.16 of the Newark Municipal Code.
10. No rubbish or trash, including discarded fishing tackle, shall be thrown into the water. All persons shall be responsible for disposal of rubbish, trash, and/or fishing tackle in the appropriate containers.
11. Wildlife islands are intended for animal habitat only. Boaters must not dock at island or go ashore at any time.



# CITY OF NEWARK—PUBLIC PARKS MAP



## 1 Civic Center

37101 Newark Blvd.

Includes City Hall, Newark Police Department, Newark Library, the Fire Administration Building, and a park. The park has play apparatus, open turf area and pathways, exercise course, and picnic facilities.

## 2 Newark Community Center & Park

35501 Cedar Blvd.

Park features four lighted tennis courts, play apparatus, open turf area and pathways, children's wading pool, and picnic facilities.

## 3 Lakeshore Park

Park includes a 16 acre lake for fishing, exercise course, open turf area and pathways, and boating.

## 4 Musick Park

Includes open turf area and pathways, plus play apparatus and picnic facilities.

## 5 Mayhews Landing Park

Features play apparatus, a basketball court, open turf area, and picnic facilities.

## 6 Mirabeau Park

Includes play apparatus, open turf area and pathways, and picnic facilities.

## 7 Shirley Sisk Grove

Used for special events, including Music at the Grove.

## 8 Silliman Activity Center & Sportsfield Park

6800 Mowry Ave.

Park includes both lighted and non-lighted softball fields, soccer fields, open turf area, play structures, and pathways.

## 9 Ash Street Park

Park has play apparatus, a softball field, basketball court, open turf area and pathways, recreation building, and picnic facilities.

## 10 Newark Senior Center

7401 Enterprise Dr.

## 11 Bridgepoint Park

Includes play apparatus, open turf area and pathways, and picnic facilities.

## 12 Birch Grove Park

Features a lighted softball field, four tennis courts, open turf area, and a water play element.

## 13 Byington Park

Park includes play apparatus, a basketball court, open turf area, picnic facilities, and a water play element.



Newark Recreation and Community Services  
Department  
Facility Rules, Regulations and Guidelines



[www.newark.org](http://www.newark.org)

(510) 578-4620

# Table of Contents

City Council Resolution.....page 3

Newark Dog Park.....page 4

Neighborhood and Community Parks.....pages 5-6

Newark Community Center.....pages 7-9

Silliman Activity and Family Aquatics Center.....pages 10-14

Newark Skate Park.....page 15

Sportsfield Park.....pages 16-19



RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWARK  
REPEALING AND REPLACING THE RECREATION AND  
COMMUNITY SERVICES DEPARTMENT FACILITY RULES,  
REGULATIONS, AND GUIDELINES

WHEREAS, it is the general policy of the City of Newark that the Newark Community Center, Clark W. Redeker Newark Senior Center, Silliman Activity and Family Aquatic Center, City play fields and parks be used in conjunction with City sponsored programs and special events; and

WHEREAS, when not in use for Recreation and Community Services programs, community use and rentals of facilities is encouraged; and

WHEREAS, rental of facilities falls under the jurisdiction of and is administered by the Recreation and Community Services Department which periodically reviews and recommends updates to the Facility Rules, Regulations and Guidelines to ensure proper compliance by users and renters; and

WHEREAS, with the addition of new facilities to include improvements to Sportsfield Park and Newark Community Park, the Facility Rules, Regulations and Guidelines document need to be revised to include these new facilities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newark that, pursuant to Newark Municipal Code Chapter 12.16, the existing Recreation and Community Services Department Facility Rules, Regulations, and Guidelines attached as Exhibit A, are hereby repealed and replaced with those rules contained in Exhibit B attached hereto, and incorporated herein by reference as if set forth at length, are hereby adopted pursuant to Newark Municipal Code Chapter 12.16.

3216794.1

## City of Newark Dog Park at the Community Park

The City of Newark operates a 1 acre Dog Park located within the Newark Community Park. Use of the Dog Park is governed by the City Council adopted Newark Municipal Code (NMC), chapter 12.16, Public Park Regulations. This section of the City of Newark Facility Rules, Regulations and Guidelines provides regulations specified and not specified with the Newark Municipal Code as follows:

1. Hours of Operation: Sunrise to sunset (per NMC 12.16.050 Hours of Operation).
2. The small dog area is for dogs under 30 pounds.
2. All dogs must be legally licensed and vaccinated, and shall wear a visible dog license at all times.
3. An adult handler (18 years of age or older) must accompany dog(s) inside the park. Limit is two dogs per handler.
4. Children under the age of four (4) are not allowed within the dog park.
5. Dogs must be under voice and visual control of their handler at all times. Handlers are responsible for ensuring their dogs are well-behaved and not aggressive towards other dogs.
6. Dogs in heat or less than four (4) months of age are not permitted.
7. Dogs should be taken off leash in the transition area before entering the unleashed area.
8. Dog handlers must clean up after their dogs and dispose of waste in the proper trash containers.
9. Small treats for dogs are allowed. No human or dog food allowed within the park. Individual water bowls for dogs are permitted but must be removed after each use. Unattended water bowls will be discarded.
10. No drugs, alcohol or smoking allowed.
11. Park is subject to closure during inclement weather or due to maintenance or special events.
12. No animals other than dogs allowed within the park.

# **City of Newark Neighborhood and Community Park Rules, Regulations and Guidelines**

Parks within the City of Newark include all grounds and bodies of water dedicated to the public for recreation purposes. Use of City of Newark parks is governed by the City Council adopted Municipal Code within chapter 12.16, Public Park Regulations. This section of the City of Newark Park Rules, Regulations and Guidelines provides a general overview with additional regulations not covered within the Newark Municipal Code (NMC) chapter 12.16.

## **Section I – Newark Community, Jerry Raber Ash Street and Birch Grove Parks**

1. Interactive Inflatables or more commonly referred to as “Jump/Bounce Houses”, are only allowed within the Newark Community Park. Placement of Interactive Inflatables and generators is limited to the posted area between the path east of the Tennis Courts and Newark Blvd. Companies providing interactive inflatables must have a current City of Newark Business License and comply with all insurance requirements. City of Newark sponsored events are exempt from this policy.
2. Dogs are only allowed off-leash within the designated dog park at Newark Community Park. For all other areas, dogs and other pets must be leashed (per NMC 12.16.180).
3. All picnic tables are available on a first come, first served basis. Tables may not be reserved.
4. For events in excess of 100 people, a special Encroachment Permit is required. Encroachment Permits must be obtained from the City of Newark Public Works Department.
5. Golf and use of model aircraft, vehicles and boats to include drones on or over land owned, managed or controlled by the City is not allowed (per NMC 12.16.250).

## **Section II – Lakeshore Park**

1. Boating is allowed between the hours of 8:00 a.m. and sunset.
2. Only small sailboats or hand/foot-propelled boats (12 feet in length or smaller) allowed. No gas or electric engines allowed. Use of model boats is not allowed on the Lake (per NMC 12.16.250).
3. Boat operator must comply with all U.S. Coast Guard boating requirements.
4. Boats may only be launched from the park shoreline. Boats may not be left unattended or stored overnight anywhere within Lakeshore Park.
5. Fishing, either from the shoreline or boat, is permitted from sunrise to sunset in compliance with all State of California Department of Fish and Game regulations.
6. Swimming, wading or any bodily contact with the water is prohibited.
7. All trash must be deposited into appropriate trash and recycling containers.
8. Wildlife islands are for animal habitat only. Boaters may not dock or go ashore at any time.

**Section III – Neighborhood Parks:**

**Mirabeau Park, Mayhews Landing Park, Musick Park, Civic Center Park, Susan Johnson Bridgepoint Park, and Byington Park**

1. Neighborhood Parks are defined as parks accessible by residents who reside nearby.
2. Placement of portable restrooms is not allowed.
3. Organized sports for practices and games are not allowed (per NMC 12.16.270).
4. Dogs and other pets must be kept on leash at all times (per NMC 12.16.180).
5. All trash must be deposited into appropriate trash and recycling containers.

## **Newark Community Center Rental Rules, Regulations and Guidelines**

The Newark Community Center is operated by the City of Newark and is available for rental by the community. Specific areas within the Community Center are available for rent for weddings, family special occasions, groups and business meetings. Events may only be held on Friday evenings, Saturdays and Sundays. Events held Monday – Thursday requires special permission by the Recreation and Community Services Department Head or designee. In addition to this document, a complete list of Community Center Rental Policies will be provided at the time of rental application.

### **Section I – Rental Area Features**

#### **Social Hall**

- Seating capacity for 198, audience style. Seating capacity for 150, banquet style. Tables and chairs provided. Reduced seating is available at round tables.
- PA system and podium.
- Kitchen with commercial size stove, oven, combination refrigerator and freezer.

#### **Patio Room**

- Seating capacity for 158, audience style. Seating capacity for 106, banquet style. Tables and chairs provided. Reduced seating is available at round tables.
- Kitchen with commercial size stove, oven, combination refrigerator and freezer.

#### **Outdoor Patio**

- Seating capacity for 200, audience style. Seating capacity for 130 banquet style. Reduced seating is available at round tables.

### **Section II – Rental Guidelines, Application, Fees and Deposit**

1. Resident, non-resident and non-profit rental fees and deposit set forth within the City of Newark Master Fee Schedule.
2. Rental requests with completed contracts may be made up to one year in advance of event date.
3. Rental Hours of Operation:
  - a. Friday: 4:00 p.m. to 10:00 p.m.
  - b. Saturday and Sunday: 8:00 a.m. to 10:00 p.m.

4. Application for rental must be completed in person at the Newark Senior Center. Deposit is required at the time of application. Rental dates will not be held without deposit payment and completed contract. All rental fees are due four (4) months prior to rental date. All payments must be made by the applicant who must show proof of residency to receive resident rate. Full payment, including deposit and completed contract are required for reservations within four (4) months of rental date. Finalized event hours, set-up diagrams, security contracts and any other requirements are due the 15<sup>th</sup> of the month prior to the rental date.
5. Cancellation/Rescheduling of Event: Refunds of deposit and rental fees vary depending on how far in advance of rental date.
  - a. Notice of more than 120 days prior to rental – deposit and rental fees will be refunded minus processing fee.
  - b. Notice of 60 – 120 days prior to rental – deposit and rental fees will be refunded minus processing fee if date can be rebooked by another party. Forfeit 100% of deposit if date cannot be rebooked by another party.
  - c. Notice of less than 60 days prior to rental - deposit and rental fees will be refunded minus processing fee if date can be rebooked by another party. Forfeit 100% of deposit and 25% of rental fee if date cannot be rebooked. A no show on the day of the event forfeits 100% of all fees paid.
  - d. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the rental application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.
6. Adult to Minor Ratios: A ratio of 1 adult (at least 21 years of age) per 15 minors must be met. Uniformed and licensed security guards are required at the renter's expense for parties in which the honoree is between the ages of 13-18 or when staff deems necessary. The ratio for guards to guests is one (1) guard for 50-99 guests, two (2) guards for 100-149 guests and three (3) guards for 150 or more. Security guards must be present from the time the first guest is expected to arrive until the last guest leaves. It is the renter's responsibility to hire security guards and provide the Newark Senior Center with a copy of the contract by the 15th of the month prior to the rental date. Failure to provide a copy of the contract by the due date could result in the cancellation of the rental as well as forfeiture of the deposit and a portion of the rental fees. Late arrival, early departure, or not enough security guards is cause for immediate closure of the event.
7. Open Flames: Approval for any type of open flame must be obtained from Alameda County Fire Department at (510) 578-4218. This, however, does not apply to birthday candles, food warmers, or barbecues. Barbecues are allowed directly outside of the kitchen area on the blacktop at least 10' from the building. Prior approval for Outdoor Patio area is required. A tarp must be placed underneath all outdoor cooking stations.

8. Decorating: All tables must be covered. No nails, staples, tacks, or double-sided tape allowed. Decorating on any painted wall is strictly prohibited. Failure to comply with decorating policies may result in damage and cleaning charge.
9. Wedding Rehearsal Time: If the facility is reserved for a wedding ceremony, rehearsal time at no additional charge is available on the Wednesday prior to the rental between the hours of 5:00-6:30pm in the Outdoor Patio area only. This does not include any form of set-up and does not include access inside the Community Center.
10. Alcohol Policy: Beer, wine, and champagne is permitted at no extra charge, as long as noted on the completed rental contract. The selling of beer, wine and champagne requires the purchase of an ABC liquor license, which may be obtained from the state, with approval from the Newark Police Department. Hard alcohol as well as service to anyone under 21 are prohibited and will result in immediate event closure. There are no alcoholic beverages allowed outside the facility, including the parking lot.
11. Canopies/Tents/Interactive Inflatables: Canopies, tents and interactive inflatables are allowed on the Outdoor Patio. Canopies that exceed 400 sq. ft. and tents that exceed 200 sq. ft. require a permit from Alameda County Fire Department at (510) 578-4218. Interactive inflatables must be rented from a licensed and insured company.
12. No pets allowed in the Community Center. SERVICE ANIMALS ONLY. Under federal law “service animals” are dogs or miniature horses trained to work or perform a task for the benefit of people with physical or mental disabilities. Dogs, pets, and other animals, trained or untrained, whose sole function is to provide comfort, companionship or emotional support do not qualify as service animals.

## **Silliman Activity and Family Aquatic Center Rental Rules, Regulations and Guidelines**

The City of Newark operates the 68,000 square foot Silliman Activity and Family Aquatic Center for the enjoyment of the community. Specific areas within the Center are available for rent by the community when not in use for Recreation and Community Services Department programs, special events and activities. All rental fees and deposits are governed by rates set forth by the City Council within the City of Newark Master Fee Schedule. The following rental rules, regulations and guidelines govern the rental spaces within the Center.

### **Section I – Rental Area Features**

#### **Community Meeting Room**

- 1,260 square feet with a capacity for 85 people (54 if seated).
- AV Equipment: 80 inch large screen HD Smart TV. Laptop and thumb drive compatible. Password protected Wi Fi and teleconference compatible. Wireless microphone system with hand-held hearing-assisted listening devices in accordance with ADA requirements.
- Kitchenette includes sink, refrigerator and microwave.
- Available for meetings, training programs and other uses as approved by the Recreation and Community Services Department.

#### **Gymnasium**

- 13,145 square feet floating maple wood floor.
- Adjustable (electronically) basketball backboards from 8 to 10 feet.
- Roll-down curtain divider with dual scoreboards.
- Courts: Regulation high-school-length basketball feature court; or two regulation high-school-length basketball cross-courts; or feature volleyball court or two standard volleyball courts; or six standard badminton courts.

#### **Family Game Zone, Lounge and Computer Study Area**

- 2,065 square feet.
- Family Game Zone features: Two Billiards tables, foosball, table tennis and air hockey.
- Lounge features: Sofa seating area, large screen HD TV and available video game systems.
- Kitchenette including microwave and sink.
- Computer Study Area Features: Eight late-model computers with internet access and color printer.

#### **Activity Room**

- 1,330 Square Feet with a capacity for 85 people (40 if seated at tables).
- Planked all-purpose linoleum floor.
- Kitchenette with sink, microwave and refrigerator.



- Available foosball, table tennis and video gaming systems with rental.

### **Dance Studio**

- 1,940 square feet with a capacity for 130 people.
- Floating maple wood floor and mirrored front wall.
- Stereo sound system.
- Available for dance practice rentals and other uses as approved by the Recreation and Community Services Department.

### **Preschool Room**

- 1,390 square feet with a capacity for 85 people (40 if seated at tables)
- Combination carpeted and linoleum floor
- Full kitchen with stove and oven, refrigerator, sink and counter tops.
- Preschool sized restrooms.
- Adjacent enclosed playground.

### **Aquatic Event Rooms**

- Two partition-divided rooms for up to 20 people or one room without partition for 40 people.
- Wet/dry slip resistant floor
- Standard tables and chairs
- Microwave, small refrigerator and wall-mounted HD TV (both rooms)
- Available for special events including birthday party package rentals, small meetings and other uses as approved by the Recreation and Community Services Department.
- Password protected Wi Fi and teleconference compatible.

### **Natatorium**

- 18,900 Indoor Natatorium featuring three pools and 15-person warm water spa.
- 245 foot long Lazy River with special “waterfall” and “tumble bucket features.
- 45-foot by 75-foot Activity Pool featuring newly installed Ollie’s Splash Zone play apparatus with two small water slides, large tumble bucket, multiple water features, zero depth “beach entry” and “Learn to Swim” area.
- Dual Water Slides, one half chute and one full chute with Splash Down pool.
- 25-yard, 4-lane Lap Pool.
- All pools are made accessible with wheelchair assisted lifts.
- Lockers and showers with direct access to Natatorium.

## **Section II – Rental Guidelines, Applications, Fees and Deposits**

### **Community Meeting Room**

1. Resident and non-resident rental fees and deposit are set forth within the City of Newark Master Fee Schedule.

2. Rentals must be approved two weeks in advance or as approved by the Recreation Coordinator or designate.
3. Two (2) hour minimum rental.
4. Application must be completed and submitted in person or via email to Recreation Coordinator or designee.
5. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.
6. No pets allowed in the Silliman Activity and Family Aquatic Center. **SERVICE ANIMALS ONLY.** Under federal law “service animals” are dogs or miniature horses trained to work or perform a task for the benefit of people with physical or mental disabilities. Dogs, pets, and other animals, trained or untrained, whose sole function is to provide comfort, companionship or emotional support do not qualify as service animals.

### **Gymnasium**

1. Resident and non-resident rental fees and deposit are set forth within the City of Newark Master Fee Schedule.
2. Rentals must be approved two weeks in advance or as approved by the Recreation Coordinator or designate.
3. All applicants for Gymnasium rentals shall provide the City of Newark with a valid Certificate of Insurance naming the City as an additional insured for a minimum of \$1,000,000 per occurrence. The Certificate of Insurance shall contain a provision prohibiting the cancellation or reduction of the coverage of policy until thirty (30) days following the City’s receipt of notification of cancellation or reduction of coverage by first class mail. Certificates of Insurance will be due once the application has been approved and payment made.
4. Application must be completed and submitted in person or via email to Recreation Coordinator or designate. Specific applications periods will apply for all rentals. Access the City web site for updated application schedule.
5. User Group Gym Priority
  1. City of Newark Programs
  2. Newark non-profit Youth Group or Organization with 51% Newark residents
  3. Newark non-profit Adult Group or Organization with 51% Newark residents
  4. All other Newark Residents or User Groups
  5. All other User Groups

5. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.

### **Dance Studio**

1. Resident and non-resident rental fees and deposit are set forth within the City of Newark Master Fee Schedule.
2. Rentals must be approved two weeks in advance or as approved by the Recreation Coordinator or designee.
3. Application must be completed and submitted in person or via email to Recreation Coordinator or designee.
4. All applicants for Dance Studio rentals shall provide the City of Newark with a valid Certificate of Insurance naming the City as an additional insured for a minimum of \$1,000,000 per occurrence. The Certificate of Insurance shall contain a provision prohibiting the cancellation or reduction of the coverage of policy until thirty (30) days following the City's receipt of notification of cancellation or reduction of coverage by first class mail. Certificates of Insurance will be due once the application has been approved and payment made.
5. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.

### **Game Zone**

1. Resident and non-resident meeting/organizational rental fees and deposit are set forth within the City of Newark Master Fee Schedule.
2. Resident and non-resident Party Package rental rates and deposits are set forth within the City of Newark Master Fee Schedule.
3. Application must be completed and submitted in person or via email to Recreation Coordinator or designate.
4. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.

### **Preschool Room**

1. Resident and non-resident meeting/organizational rental fees and deposit are set forth within the City of Newark Master Fee Schedule.

2. Application must be completed and submitted in person or via email to Recreation Coordinator or designee.
3. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.

### **Aquatic Event Rooms**

1. Resident and non-resident meeting/organizational rental fees and deposit are set forth within the City of Newark Master Fee Schedule.
2. Resident and non-resident Party Package rental rates and deposits are set forth within the City of Newark Master Fee Schedule.
3. For Party Package rental, no outside food or beverages allowed (birthday cakes/cupcakes, bottled water ok).
4. Reservations can be made up to six months in advance. Reservations will not be accepted within two weeks of event unless special approval is given by the Recreation and Community Services Department Head or designee.
5. Reservations for SPLASHTASTIC or PLAY & SPLASH party packages must be made online or in person at the Silliman Activity and Family Aquatic Center. Online reservations will be confirmed within 24-48 hours by the Recreation Coordinator or designee.
6. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.

### **Natatorium**

1. All rentals of the Natatorium must be approved by the Senior Recreation Supervisor – Aquatics or designate.
2. Resident and non-resident group rental fees and deposit are set forth within the City of Newark Master Fee Schedule.
3. Reservations can be made up to six months in advance. Reservations will not be accepted within two weeks of event unless special approval is given by the Recreation and Community Services Department Head or designate.
4. All applicants for Natatorium rentals shall provide the City of Newark with a valid Certificate of Insurance naming the City as an additional insured for a minimum of \$1,000,000 per occurrence. The Certificate of Insurance shall contain a provision prohibiting the cancellation or reduction of the coverage of policy until thirty (30) days following the City's receipt of notification of cancellation or reduction of coverage by first class mail. Certificates of Insurance will be due once the application has been approved and payment made.

5. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.

## **Newark Skate Park Rules**

The City of Newark operates an 18,000 square foot Skate Park located adjacent to Sportsfield Park. Use of the Skate Park is governed by the City Council adopted Newark Municipal Code (NMC) within chapter 12.16, Public Park Regulations. This section of the City of Newark Facility Rules, Regulations and Guidelines provides additional regulations not specified within the Municipal Code.

1. Hours of operation: Sunrise to Sunset or if lighted, 10:00 p.m. (per NMC 12.16.050)
2. This is an unsupervised facility, ride at your own risk. Riding is considered a hazardous recreational activity under Government Code 831.7 which can result in serious injury, broken bones, brain damage, paralysis or even death.
3. The City of Newark, its employees and agents, does not assume any responsibility for damage or injuries resulting from the use of this facility.
4. All users are required to wear securely fastened commercially manufactured helmets, elbow and knee pads at all times.
5. The following types of self-propelled wheeled mechanisms are permitted within the Skate Park: Skateboards, non-motorized bicycles, scooters, roller and in-line skates and wheelchairs.
6. Skaters under the age of 14 must be accompanied by an adult guardian.
7. No Glass containers, drinks or food allowed on the riding surface.
8. Dogs and other pets are not allowed on the riding surface.
9. Spectators are not allowed on the riding surfaces, bowl and other features.
10. Organized activities, competitions, lessons and other functions that interfere with rider use of the park are not allowed unless approved by the Recreation and Community Services Department.
11. No amplified sound (per NMC 12.16.250).
12. No defacing of Skate Park to include graffiti, tagging and vandalism. No placement of obstacles, ramps, jumps allowed within the Skate Park.
13. No drugs, alcohol or smoking allowed.

## **Sports Field Rules, Regulations and Guidelines**

The City of Newark maintains sports fields which when not utilized by the Recreation and Community Services Department, are available for use by the community on a permit basis. The Sports Field Rules, Regulations and Guidelines establish the permit process, rules, regulations and use fees for the community.

### **Section I – Sports Fields Available by Permit:**

Sportsfield Park located at 6800 Mowry Ave.

- Two (2) – Synthetic Turf Regulation Soccer Fields (120 yards by 73 yards) or four (4) – U12 Soccer Fields (50 yards by 73 yards)
- Large grass area (field #1) – can accommodate one (1) 9 v 9 and two (2) 7 v 7 player fields or one (1) 11 v 11 player field
- One (1) 300 ft. fenced softball field with skinned infield, dugouts, scorer’s booth and lights

MacGregor Playfields located at 3500 Cedar Blvd.

- Large grass area that can accommodate up to three (3) 11 v 11 player fields or multiple smaller fields for soccer depending on configuration. Can also be utilized for other grass field sports.

Ash Street Park

- Large grass area that can accommodate multiple small fields for soccer. Can also be utilized for other grass field sports.

Birch Grove Community Park

- One (1) 265 ft. fenced softball field with skinned infield, dugouts, scorer’s booth and lights

### **Section II – User Group Field Use Priority**

1. City of Newark Programs
2. Newark Non-Profit Youth Group or Organization with 51% Newark residents
3. Newark Non-Profit Adult Group or Organization with 51% Newark residents
4. All Other Newark Resident Individuals or User Groups
5. All Other User Groups

### **Section III – Insurance Requirements**

All applicants for organized sports field use shall provide the City of Newark with a valid Certificate of Insurance naming the City as an additional insured for a minimum of \$1,000,000 per occurrence. The Certificate of Insurance shall contain a provision prohibiting the cancellation or reduction of the coverage of policy until thirty (30) days following the City’s receipt of notification of cancellation or

reduction of coverage by first class mail. Certificates of Insurance will be due once the application has been approved and payment made.

#### **Section IV – Application and Payment**

Fees and deposits will be governed by rates set forth by the City Council in the City of Newark Master Fee Schedule.

1. Completed Sports Field Application must be submitted for approval a minimum of two (2) weeks prior to rental date. Applications received fewer than two (2) days prior to rental date must be approved by Department Head.
2. Applications must include complete league schedules, dates, times and field requested for all practices and games. Application approval and permitting will take up to five (5) business days. Applications must be submitted to the Recreation Coordinator or designate located at the **Silliman Activity and Family Aquatic Center, 6800 Mowry Ave., Newark, CA 94560**. All fees including damage deposit, are due once the application has been approved by the Recreation Coordinator or designate.
3. Deposit will be refunded if all rental responsibilities are followed and no damages occur. Deposits will only be issued to the responsible person(s) or organization listed on the field use application who made the rental payment. Please allow up to 3 weeks for deposit refund to be processed by the Finance Department and mailed to the responsible individual or organization.

#### **Section V – Field Use Policies**

All organizations and/or individuals permitted to use fields will adhere to the following policies:

1. Responsible adult representative with approved permit must be present at all times during rental. Sports field permits cannot be transferred, assigned or sublet.
2. Youth groups must be supervised by at least two (2) responsible adults for every twenty (20) minors at all times during rental.
3. Smoking of any kind, including e-cigarettes, and any use of smokeless tobacco are prohibited in all City of Newark sports fields.
4. Consumption, serving or selling alcoholic beverages is prohibited in all City of Newark sports fields.
5. Sports fields are to be used for designated and appropriate sports only.
6. User groups may not line or mark the fields without prior approval from City staff. Equipment may not be stored on fields.
7. Fields without lights are available for rental 8:00 a.m. to dusk. Fields with lights are available for rental 8:00 a.m. to 10:00 p.m. Exceptions to field rental times must be approved by the Department Head.

8. Dogs and pets are not allowed on sports fields during organized activities. Dogs are allowed on pathways surrounding sports fields so long as they are on a leash.
9. Barbecues and other cooking devices are not allowed on sports fields.
10. Hitting, throwing or kicking balls against sports field fences is not allowed.
11. All litter must be disposed into proper landfill and recycling containers.
12. Amplified sound is not allowed unless approved by the Department Head.
13. Grass fields may not be used during inclement weather. Permit holders will be responsible for checking the City Weather Hotline/Website for current field conditions and restrictions. Hotline and City Website are updated at 4:00 p.m. Monday-Friday and as needed on weekends.
14. Fields may be closed for maintenance and repairs at any time.

**Synthetic Turf Field Use Policies (in addition to the above listed policies)**

1. Food, beverages, gum, sunflower seeds, nuts, candy and sports drinks are strictly prohibited within the gated turf fields. WATER ONLY. Glass bottles/containers are not allowed.
2. No metal cleats allowed.
3. No stacked chairs, umbrellas, tents, flags or other outdoor furniture allowed on turf fields.
4. Nothing may be staked or anchored into the turf. Signs and banners are not allowed to be posted on fences, gates or poles.
5. Dogs and pets are not allowed within gated turf fields.
6. Bicycles, skateboards, roller blades, scooters and other conveyances are not allowed.
7. Spectators must wear appropriate footwear. No high-heels.

**Section VI – Cancellations, Changes and Refunds**

Cancellation policies and deposits are governed by rates set forth City Council within the City of Newark Master Fee Schedule.

1. 10 days or less: No refund or credit will be issued for a cancellation or reduction of pre-booked hours.
2. Any changes and/or additions received fewer than ten (10) business days prior to rental will only be accepted with Department Head or designee approval.



3. In the event the field is not available due to inclement weather or other reason, a credit for a make-up date will be issued to user affected user group.
4. Credits and refunds will not be issued for unused rental dates.

#### **Section VII – General Regulations**

1. Automobiles and other conveyances are prohibited, except by special permission of the Department Head or designee. For all sports fields, cars and other vehicles must be parked in designated spaces.
2. Financial transactions for commercial or private gain and/or solicitation of sales including tickets sales, merchandize and food sales are prohibited unless authorized by the Department Head or designee.
3. Permit holder or designated responsible person is primary responsible for the general conduct of all players and spectators throughout the rental. Players and spectators engaging in behavior that is detrimental to the rental activity will be asked to vacate the field and park.
4. Clean-up: At the conclusion of the rental, all trash must be picked up and deposited into appropriate trash and recycling containers. All items, banners and materials, including broken chairs, must be removed from the sports field and park, including the parking lot.
5. Equipment may not be stored at any sports field unless prior approval is granted by the Department Head or designee.

3216795.1



City of Newark

MEMO

DATE: April 29, 2019

TO: City Council

FROM: Sheila Harrington, City Clerk *J.H.*

SUBJECT: Approval of Audited Demands for the City Council Meeting of May 09, 2019.

**REGISTER OF AUDITED DEMANDS**

US Bank General Checking Account

<u>Check Date</u>		<u>Check Numbers</u>	
April 16, 2019	Page 1	117518	Inclusive
April 18, 2019	Page 1-2	117519 to 117566	Inclusive
April 26, 2019	Page 1-2	117567 to 117638	Inclusive



**City of Newark**

**MEMO**

**DATE:** April 29, 2019

**TO:** Sheila Harrington, City Clerk

**FROM:** Krysten Lee, Finance Manager

A handwritten signature in blue ink, appearing to be 'Krysten Lee', written over the 'FROM' line.

**SUBJECT:** Approval of Audited Demands for the City Council Meeting of May 09, 2019.

The attached list of Audited Demands is accurate and there are sufficient funds for payment.

Final Disbursement List. Check Date 04/16/19, Due Date 04/16/19, Discount Date 04/16/19. Computer Checks.  
Bank 1001 US BANK

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
117518	2778	STATE OF CALIFORNIA FRANCHISE TAX BOARD	04/16/19	1,197.72	PAYROLL DEDUCTION - GARNISHMENT
		Total		1,197.72	

Final Disbursement List. Check Date 04/18/19, Due Date 04/29/19, Discount Date 04/29/19. Computer Checks.  
Bank 1001 US BANK

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
117519	284	ALAMEDA CO. ITD/REGISTRAR OF VOTERS	04/18/19	402.50	RADIO REPAIR/MAINT
117520	12	ALLIED AUTO STORES INC	04/18/19	1,626.60	FLEET PARTS
117521	8414	ANDRE'S MECHANICAL & GENERAL ENGINEERING	04/18/19	1,110.00	BUILDING MAINTENANCE
117522	11362	ANNETTE PAREDES	04/18/19	20.27	EXPENSE REIMBURSEMENT
117523	11083	BURKE, WILLIAMS & SORENSEN, LLP	04/18/19	1,500.70	LITIGATION & LEGAL CONSULTING
117524	7439	CENTERVILLE LOCKSMITH	04/18/19	24.94	FLEET LOCKS AND KEYS
117525	458	CHEVRON AND TEXACO BUSINESS CARD SERVICE	04/18/19	331.49	FUEL
117526	10650	LAL BIRENDAR SHOBANA D	04/18/19	500.00	ADMINISTRATIVE CITATION DISMISSAL
117527	10677	DAILY JOURNAL CORPORATION CALIFORNIA NEW	04/18/19	43.75	PH NOTICES
117528	41	DALE HARDWARE	04/18/19	447.53	FLEET PARTS
117529	3728	DEPARTMENT OF JUSTICE ACCOUNTING OFFICE	04/18/19	375.00	FINGERPRINTING FEES
117530	11694	DPREP INC.	04/18/19	674.00	PATROL POST TRAINING
117531	310	EQUIFAX INFORMATION SVCS LLC	04/18/19	101.29	CREDIT BUREAU REPORTS
117532	11371	EVAN HARRAR	04/18/19	600.00	VIDEOTAPE-STATE OF CITY ADDRESS 2019
117533	10642	FASTENAL COMPANY	04/18/19	62.15	PARK SUPPLIES
117534	153	FOLGERGRAPHICS, INC	04/18/19	10,922.74	SUMMER GUIDE PRINTING FULL COLOR GLOSS
117535	5106	CITY OF FREMONT REVENUE DIVISION	04/18/19	8,714.36	SHELTER OP EXPS
117536	11112	FREMONT CHRYSLER DODGE JEEP RAM	04/18/19	194.26	FLEET PARTS
117537	60	FREMONT FORD/AUTOBODY OF FREMONT ATTN: P	04/18/19	265.50	FLEET PARTS
117538	313	FREMONT URGENT CARE CENTER	04/18/19	109.00	PRE-EMPLOYMENT/DOT PHYSICALS
117539	8762	GHA TECHNOLOGIES INC	04/18/19	17,312.27	NUTANIX VIRTUALIZATION PROJECT FOR BOTH
117540	11636	JESSICA GURULE	04/18/19	5.61	EXPENSE REIMBURSEMENT
117541	10144	SHEILA HARRINGTON	04/18/19	960.40	EXPENSE REIMBURSEMENT
117542	1457	HOME DEPOT CREDIT SERVICES DEPT. 32 - 25	04/18/19	329.69	BUILDING SUPPLIES
117543	2540	DEOL OIL JARVIS SHELL	04/18/19	1,978.41	PATROL VEHICLE CLEANING
117544	8670	JOELLA KAPU	04/18/19	236.80	EXPENSE REIMBURSEMENT
117545	5069	KIDZ LOVE SOCCER, INC.	04/18/19	4,248.00	RECREATION CONTRACT
117546	11492	KIER & WRIGHT CIVIL ENGINEERS AND SURVEY	04/18/19	5,703.82	CIP #1220 SKATE PARK AND CIP #1221 SPORT
117547	9904	CYNTHIA M KIRBY	04/18/19	900.00	POLYGRAPH TESTS
117548	11357	MISSION UNIFORM SERVICE	04/18/19	1,950.55	TOWELS MATS & UNIFORMS
117549	11378	MNS ENGINEERS INC	04/18/19	15,735.00	ENGINEERING PLAN CHECK AND INSPECTION SE
117550	10710	MUNICIPAL CODE CORPORATION	04/18/19	2,572.85	NEWARK MUNICIPAL CODE
117551	7335	MUNICIPAL MAINTENANCE EQUIPMENT INC	04/18/19	997.15	FLEET MAINTENANCE
117552	11698	KRISTIN TRAN	04/18/19	108.00	RECREATION CONTRACT
117553	611	KKR AUTOMOTIVE DBA NAPA AUTO PARTS	04/18/19	1,079.25	FLEET PARTS
117554	5681	GHD INC DEPT LA 23922	04/18/19	7,732.50	TRAFFIC ENGINEERING AND TRANSPORTATION P
117555	11697	PAKPOUR CONSULTING GROUP, INC.	04/18/19	6,515.25	ENGINEERING PLAN CHECK AND INSPECTION SE
117556	11322	PAPA JOHNS PIZZA	04/18/19	1,167.50	CAFE AND BIRTHDAY PARTY FOOD
117557	11591	PORTER RENTS, LLC.	04/18/19	34.25	EQUIPMENT RENTALS
117558	11567	HELEN QUE-GARCIA	04/18/19	252.75	EXPENSE REIMBURSEMENT
117559	10864	JEFF REVAY	04/18/19	1,898.76	EXPENSE REIMBURSEMENT
117560	1603	CITY OF SAN LEANDRO FINANCE DEPARTMENT	04/18/19	360.00	MEMBERSHIP DUES
117561	377	SIMON & COMPANY INC	04/18/19	1,722.10	LEGISLATIVE SERVICES
117562	1765	TEMPERATURE TECHNOLOGY INC.	04/18/19	1,438.23	HVAC REPAIR
117563	11651	VERDE DESIGN INC	04/18/19	6,078.35	DESIGN SERVICES FOR CIP #1192 SPORTSFIEL
117564	8714	WESTERN PACIFIC SIGNAL LLC	04/18/19	2,954.47	CIP #1183: TRAFFIC SIGNAL PARTS-APO VEND
117565	143	IDN WILCO	04/18/19	56.14	BUILDING PARTS
117566	11466	YORK RISK SERVICES GROUP ATTN: CLIENT TR	04/18/19	27,614.65	WORKERS COMPENSATION CLAIMS NEWAR-0331
Total				139,968.83	

Final Disbursement List. Check Date 04/26/19, Due Date 05/06/19, Discount Date 05/06/19. Computer Checks.  
Bank 1001 US BANK

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
117567	11539	ACCESS INFORMATION HOLDINGS, LLC.	04/26/19	90.00	SHREDDING SVCS
117568	10223	LEXISNEXIS RISK DATA MANAGEMENT INC BILL	04/26/19	424.20	BACKGROUND CHECKS
117569	11094	ACME AUTO LEASING, LLC	04/26/19	1,909.44	ARMORED VEH LEASE
117570	1774	AIRGAS USA, LLC	04/26/19	64.75	RENTAL TANKS AND EQUIPMENT
117571	8895	ALAMEDA COUNTY ENVIRONMENTAL HEALTH	04/26/19	4,398.00	POOLS AND CAFE FEES
117572	3853	COUNTY OF ALAMEDA INTERNAL AUDIT UNIT RI	04/26/19	1,747.50	CITATION PROCESSING FEES - MAR'19
117573	287	TREASURER OF ALAMEDA COUNTY GREGORY J AH	04/26/19	456.50	CRIME LAB FEES
117574	5821	ALL CITY MANAGEMENT SERVICES, INC.	04/26/19	4,488.75	CROSSING GUARD SVCS
117575	14	ALPINE AWARDS	04/26/19	336.69	TSHIRTS AND UNIFORMS
117576	11289	ALTA LANGUAGE SERVICES	04/26/19	120.00	BILINGUAL TESTS
117577	11408	APPLIED AIR FILTERS	04/26/19	1,962.20	SILLIMAN BUILDING SUPPLIES
117578	9680	BAY CENTRAL PRINTING	04/26/19	140.73	BUSINESS CARDS
117579	1513	BURTON'S FIRE INC	04/26/19	882.19	FLEET MAINTENANCE
117580	7439	CENTERVILLE LOCKSMITH	04/26/19	3.84	SILLIMAN LOCKS AND KEYS
117581	11563	CENTRAL VALLEY TOXICOLOGY, INC.	04/26/19	344.00	LAB TESTS
117582	6304	CLASSIC GRAPHICS T & J LEWIS INC	04/26/19	1,785.61	VEHICLE & EQUIP REPAIR
117583	11633	COMMERCIAL TREE CARE	04/26/19	1,820.00	MISC EMERGENCY TREE WORK
117584	11076	CRIME SCENE CLEANERS INC	04/26/19	70.00	HAZ WASTER CLEAN UP
117585	1558	CALIFORNIA RESERVE PEACE OFFICERS ASSOCI	04/26/19	192.00	RESERVE ASSOC DUES
117586	3664	CALIFORNIA SOCIETY OF MUNICIPAL FINANCE	04/26/19	150.00	INTERMEDIATE GOVERNMENT ACCOUNTING
117587	10650	JOSEPH K JOLY, DC	04/26/19	1,000.00	DANCE PERMIT SECURITY DEPOSIT REFUND
117588	10649	MATTHEW HACK	04/26/19	532.00	BUILDING PERMIT# SFD2018-0636 OVERTIME F
117589	10649	RAMYA GOPINATH	04/26/19	96.80	BUILDING PERMIT# PLMB2018-0097 80% REFUN
117590	10793	JOAN VAZQUEZ	04/26/19	300.00	RENTAL DEPOSIT REFUND
117591	10793	CHRISTINA M GONZALEZ	04/26/19	300.00	RENTAL DEPOSIT REFUND
117592	10677	DAILY JOURNAL CORPORATION CALIFORNIA NEW	04/26/19	48.75	PUBLISH LEGAL ADS
117593	11404	ALHAMBRA	04/26/19	664.62	WATER SERVICE
117594	9511	DWYS, LLC - DAVID WANG	04/26/19	333.00	RECREATION CONTRACT
117595	10725	DUNCAN HALL	04/26/19	1,000.00	EE COMPUTER LOAN PROGRAM
117596	11343	ENVIRONMENTAL LOGISTICS, INC.	04/26/19	1,222.45	HAZARDOUS WASTE PICKUP
117597	4731	EWING IRRIGATION PRODUCTS INC	04/26/19	442.19	LANDSCAPE SUPPLIES
117598	11620	FACILITRON, INC.	04/26/19	1,155.60	DANCE REVUE FACILITY RENTAL
117599	10642	FASTENAL COMPANY	04/26/19	44.25	BUILDING SUPPLIES
117600	11027	FITGUARD, INC	04/26/19	95.00	FITNESS EQUIP MAINT
117601	5137	FOUR SEASONS POOL SERVICE	04/26/19	383.41	SPA REPLASTER
117602	5106	CITY OF FREMONT REVENUE DIVISION	04/26/19	8,714.36	SHELTER OP EXPS
117603	11465	FRONTIER PACIFIC	04/26/19	712.50	PROJECT 1166 BUILDING UPGRADES
117604	11646	GACHINA LANDSCAPE MANAGEMENT, INC.	04/26/19	1,547.42	MISC LANDSCAPE REPAIRS
117605	10655	GRANITEROCK	04/26/19	983.25	STREET SUPPLIES
117606	7563	HILLYARD OF SAN FRANCISCO	04/26/19	803.69	SUPPLIES
117607	293	LANGUAGE LINE SERVICES INC	04/26/19	207.97	INTERPRETATION SVCS
117608	11335	LEGACY ROOFING & WATERPROOFING	04/26/19	1,025.00	ROOF REPAIRS
117609	11246	LOOMIS ARMORED	04/26/19	307.88	ARMORED CAR SERVICE
117610	11082	STEVEN LOSIER	04/26/19	1,888.10	TACOPS WEST 05/07-05/10/19
117611	11701	LWECO GROUP LLC	04/26/19	4,999.00	OTS GRANT SUPPLIES
117612	8218	JOLIE MACIAS	04/26/19	877.13	EXPENSE REIMBURSEMENT
117613	11673	MAILFINANCE DEPT 3682	04/26/19	415.11	MAILING MACHINE LEASE AGREEMENT
117614	11684	MALLORY SAFETY & SUPPLY LLC	04/26/19	338.01	MISC SAFETY SUPPLIES AND VESTS
117615	10298	MANAGED HEALTH NETWORK BANK OF AMERICA	04/26/19	372.00	EMPLOYEE ASSISTANCE PROGRAM
117616	1409	LAWRENCE E MURPHY PHD CONSULTING PSYCHOL	04/26/19	1,400.00	PSYCHOLOGICAL EVALUATIONS
117617	325	NEWARK UNIFIED SCHOOL DISTRICT CHILD NUT	04/26/19	500.00	ASH STREET PROGRAM LUNCHES FOR 2019

XCS.AP Accounts Payable Release 8.3.0 R\*APZCKREG\*FDL

By BRETT OEVERNDIEK (BRETTO)

Final Disbursement List. Check Date 04/26/19, Due Date 05/06/19, Discount Date 05/06/19. Computer Checks.  
 Bank 1001 US BANK

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
117618	11322	PAPA JOHNS PIZZA	04/26/19	642.00	CAFE AND BIRTHDAY PARTY FOOD
117619	78	PERFORMANCE PEST MANAGEMENT LPC SERVICES	04/26/19	612.00	PEST CONTROL
117620	11709	POLICEONE.COM	04/26/19	495.00	TASER TRAINING
117621	9337	ELIZABETH DANSIE, M.A., M.F.C.C. PSYCHOL	04/26/19	250.00	TRAUMA SUPPORT TRAINING
117622	5212	SIEMENS INDUSTRY, INC C/O CITYBANK (BLDG	04/26/19	4,930.00	SILLIMAN CONTRACT
117623	11296	SIGNATURE CARPET ONE	04/26/19	500.00	PROJECT 1163 CITYWIDE FLOORING
117624	11098	SILVER & WRIGHT LLP	04/26/19	1,912.98	LITIGATION & LEGAL CONSULTING SRVCS
117625	7885	SLOAN SAKAI YEUNG & WONG LLP	04/26/19	283.00	LEGAL ADVICE FEES
117626	503	STANDARD INSURANCE COMPANY	04/26/19	588.12	EMPLOYEE LIFE INSURANCE AND AD&D COVERAG
117627	40	STAPLES ADVANTAGE DEPT LA	04/26/19	1,333.25	OFFICE SUPPLIES
117628	197	CALIFORNIA DEPARTMENT OF TAX AND FEE ADM	04/26/19	127.00	FEES
117629	10883	THE TACTICAL ADVANTAGE POLICE SUPPLY	04/26/19	2,938.38	VEST REPLACEMENT APPR#2019-27
117630	146	THYSSENKRUPP ELEVATOR	04/26/19	3,920.73	SERVICE CONTRACT FOR CITY HALL ELEVATOR
117631	11642	TIAA COMMERCIAL FINANCE, INC.	04/26/19	432.92	COPIER LEASE AGREEMENT (KBA)
117632	11644	TIREHUB, LLC.	04/26/19	2,960.28	TIRES
117633	3930	MUFG UNION BANK, N.A.	04/26/19	48,888.91	2002 COP - INTEREST
117634	688	UNION SANITARY DISTRICT ACCOUNTING	04/26/19	2,080.55	TV STORM DRAINS
117635	10968	UTILITY TELEPHONE	04/26/19	17,012.52	UTILITY TELEPHONE PHONE AND WAN SERVICE
117636	5623	VERIZON WIRELESS	04/26/19	418.11	CELL SERVICE FOR TRAKIT IPADS
117637	7308	THE GOODYEAR TIRE & RUBBER COMPANY	04/26/19	510.38	TIRES
117638	11466	YORK	04/26/19	3,104.67	WORKERS COMPENSATION ADMINISTRATION FEES
Total				148,036.69	