



# 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, March 9, 2017

At 6:30 p.m. the City Council will plant a tree for Arbor Day at the entrance to Civic Center Park at the end of Civic Terrace Drive.

**A. ROLL CALL**

**B. MINUTES**

- B.1 Approval of Minutes of the regular City Council meeting of Thursday, February 23, 2017. (MOTION)**

**C. PRESENTATIONS AND PROCLAMATIONS**

- C.1 Proclaiming March 9, 2017, as Arbor Day in Newark. (PROCLAMATION)**

**D. WRITTEN COMMUNICATIONS**

**E. PUBLIC HEARINGS**

- E.1 Public Hearing for the proposed issuance of revenue bonds by the California Municipal Finance Authority (CMFA), in an amount not to exceed \$14,750,000 for the Newark Station Senior Apartments, a 75 unit multifamily, rental housing facility, located at 37433 Willow Street in the City of Newark – from Assistant City Manager Grindall. (RESOLUTION)**

**F. CITY MANAGER REPORT**

(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.)

- F.1 Second reading and adoption of an ordinance committing funds for the California Public Employee Retirement System plan and Other Post-Employment Benefit unfunded accrued liabilities – from City Clerk Harrington and Administrative Services Director Woodstock. (ORDINANCE)**

**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 for the City Council meeting of March 9, 2017. (MOTION)**

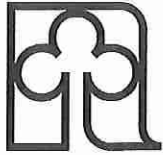
**M. CLOSED SESSION**

**M.1 Closed session for conference with Legal Counsel pursuant to Government Code Section 54956.9(d)(1), Existing Litigation, Name of Case: Valencia et al. v. City of Newark et al.; United States District Court, Northern District of California, Case No. 4:16-CV-04811-SBA – from City Attorney Benoun.**

**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.



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

## AGENDA

Thursday, March 9, 2017

### CITY COUNCIL:

Alan L. Nagy, Mayor  
Mike Bucci, Vice Mayor  
Luis L. Freitas  
Suky Collazo  
Michael K. Hannon

### CITY STAFF:

John Becker  
City Manager  
Terrence Grindall  
Assistant City Manager  
Susie Woodstock  
Administrative Services Director  
Sandy Abe  
Human Resources Director  
Soren Fajeau  
Public Works Director  
Jim Leal  
Police Chief  
David Zehnder  
Recreation and Community  
Services Director  
David J. Benoun  
City Attorney  
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:

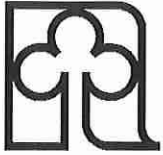
- |                                     |                         |
|-------------------------------------|-------------------------|
| A. ROLL CALL                        | I. COUNCIL MATTERS      |
| B. MINUTES                          | J. SUCCESSOR AGENCY     |
| C. PRESENTATIONS AND PROCLAMATIONS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

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, February 23, 2017

### A. ROLL CALL

Mayor Nagy called the meeting to order at 7:30 p.m. Present were Council Members Hannon, Collazo, Freitas, and Vice Mayor Bucci.

### B. MINUTES

#### B.1 Approval of Minutes of the regular City Council meeting of Thursday, February 9, 2017. **MOTION APPROVED**

Council Member Freitas moved, Council Member Collazo seconded, to approve the Minutes of the regular City Council meeting. The motion passed, 5 AYES.

### C. PRESENTATIONS AND PROCLAMATIONS

#### C.1 Introduction of employees.

Mayor Nagy introduced Police Officer Jason Germano, Public Safety Dispatcher Bridget Gregory, and Public Safety Dispatcher Julie Sugimura.

### D. WRITTEN COMMUNICATIONS

### E. PUBLIC HEARINGS

### F. CITY MANAGER REPORT

Council Member Collazo moved, Council Member Hannon seconded, to approve Consent Calendar Item F.1, that the resolution be numbered consecutively, and that reading of the title suffice for adoption of the resolution. The motion passed, 5 AYES.

#### F.1 Authorization for the Mayor to sign a contractual services agreement with Abbe & Associates for preparation of a Long Term Recycling Plan, assistance with implementing a Commercial Organics Collection Program and audit of Material Stream Reporting. **RESOLUTION NO. 10595 CONTRACT NO. 17004**

**NONCONSENT****F.2 Approval of the Newark Pedestrian and Bicycle Master Plan.****RESOLUTION NO. 10596**

Assistant City Manager Grindall, Carrie Modi of Fehr and Peers, and Public Works Director Fajeau gave a presentation (on file with City Clerk) recommending approval of the Newark Pedestrian and Bicycle Master Plan.

Council Member Collazo stated the need for bicycle racks and driver education for the new signs.

Council Member Hannon requested that staff create a matrix identifying the specific recommendations with a time period to complete and potential funding sources. He requested that future developers consider adopting a project in the plan for funding.

Nadja Adolf McClary stated that sidewalks should be wider to encourage walking. She referenced Cherry Street as an area that was difficult to walk for couples. She stated that shared paths for bicyclists and pedestrians need to be reviewed carefully because she thinks those paths are prone to accidents.

Council Member Hannon stated that the area between Willow Street and the Dumbarton Bridge should be a priority.

Vice Mayor moved, Council Member Collazo seconded to, by resolution, approve the Newark Pedestrian and Bicycle Master Plan. The motion passed, 5 AYES.

**F.3 Acceptance of the Comprehensive Annual Financial Report (CAFR) for the period ending June 30, 2016. MOTION APPROVED**

Administrative Services Director Woodstock gave a presentation (on file with City Clerk) recommending approval of the CAFR.

Council Member Hannon moved, Council Member Collazo seconded to by motion, accept the Comprehensive Annual Financial Report (CAFR) for the period ending June 30, 2016. The motion passed, 5 AYES.

**F.4 Establishment of a Pension and Other Post-Employment Benefits Policy. ORDINANCE INTRODUCED RESOLUTION NO. 10597**

Administrative Services Director Woodstock gave a presentation (on file with City Clerk) recommending approval. The Pension and Other Post-Employment Benefit Reserve Policy establishes a reserve fund, allows the City Manager to direct surpluses from salary savings to be deposited into the reserve fund and commits the funds in the reserve to pay the unfunded liability in the pension or other post-employment benefit (OPEB) plans.

Nadja Adolf McClary commended the City for addressing this matter. She stated that CalPERS 7 % rate is overly optimistic and should be closer to 5 %.

John Henneberry referenced his 2012 survey regarding employee compensation. He asked if the City has a contract with CalPERS and if the City has a contract with City employees to fund pensions. City salaries need to be reduced and positions combined to fund the pensions.

Angela Akridge stated that there were smaller cities that made better choices and that CalPERS is not entirely to blame. She suggested: merging with a neighboring city, raising developer fees, freeing up money for an additional annual principal payment, and merging departments and staff positions.

Hasin Arteaga stated that she is a government employee and their organization asked the employees to contribute towards their pension obligation. She suggested asking Newark employees to contribute towards their pensions.

In response to Ms. Arteaga, City Manager Becker stated that employees pay the full employee share and contribute additional money.

Council Member Freitas moved, Vice Mayor Bucci seconded to by resolution, approve the Pension and Other Post-Employment Benefit Reserve Policy and, by introduction of an ordinance, commit funds for the purpose reserves being held for future payments toward the City's CalPERS and OPEB Unfunded Accrued Liabilities. The motion passed, 5 AYES.

## **G. CITY ATTORNEY REPORTS**

## **H. ECONOMIC DEVELOPMENT CORPORATION**

## **I. CITY COUNCIL MATTERS**

### **I.1 Consideration of a resolution declaring the City of Newark a Welcoming City. RESOLUTION NO. 10598**

Vice Mayor Bucci requested that the City Council consider adopting a resolution declaring the City of Newark a Welcoming City. There are residents who do not report crimes because of their immigration status.

Mayor Nagy stated that this resolution would not make Newark a sanctuary city, nor support illegal immigration. The city has been an inclusive community through the National League of Cities for the last 10 years and it restates that policy.

Nadja Adolf McClary stated that she is the victim of identification theft and asked why provide a safe haven for id thieves. She further asked: what if federal funds are withheld,

will the City look the other way to prevent deportation, and are we creating a special class who does not have to follow laws?

Richard Valle, Alameda County Board of Supervisors shared the actions that the Supervisors have taken on this issue and expressed his support of the resolution. He stated that the California Trust Act prevents law enforcement from holding people with ICE holds unless there is a violent crime involved. They will hold a meeting on March 11, 2017 from 10 am to 1 pm at the Union City Senior Center to address these issues.

Kary Bloom stated that she supported the resolution. Her family line would have ended in the concentration camps if they had not come to this country. She said that immigrants work hard for a better life and in safe communities all people have access to the police.

Guadalupe Lopez stated that local businesses depend on the impact of immigrants. Immigrants contribute to the community. We all have immigrant stories in our heritage. She supported the resolution.

Pat Danielson stated that she liked the term welcoming city. She stated that the resolution says that the Police Department is here for the community and not an enforcement agency of the federal government.

Ana Apodaca stated that she supported the resolution and that it was consistent with the conversations that she had with the Police Chief when she was on the City Council.

Francisco Preciado, Newark Unified School District Board Member, commended the City Council for bringing this resolution forward. He stated that the School Board passed a resolution that they will not tolerate hate.

Vivian Larsen, Board of Trustees for the Ohlone Community College District stated that the College Board passed a resolution of no discrimination. The City serves all of its residents.

Vice Mayor Bucci moved, Council Member Collazo seconded to adopt a resolution declaring the City of Newark a Welcoming City. The motion passed, 5 AYES.

Vice Mayor Bucci wished his wife a Happy Birthday.

Council Member Collazo stated that she was recently in Mexico for her son's wedding. She noted that there is an app that notifies people when ICE raids are occurring.

Council Member Freitas congratulated Newark Employee of the Year Ryan Johnson. He also attended the Alameda CTC Safe Routes to School biannual review meeting. Students with financial difficulties may apply for transportation through Safe Routes to School program. He requested that the information be shared with the School Superintendent.

Council Member Hannon requested that the welcoming city resolution be printed in the City newsletter in English and Spanish.

Mayor Nagy wished his wife a Happy Birthday.

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

**K. ORAL COMMUNICATIONS**

Leticia Salinas, NUSD Assistant Superintendent, invited the City Council to participate in the Read Across America event at local classrooms on March 2.

John Henneberry expressed his displeasure with government compensation. He requested that the City Council place government compensation on a future agenda and open the Newark library daily.

**L. APPROPRIATIONS**

**Approval of Audited Demands for the City Council meeting of February 23, 2017. MOTION APPROVED**

City Clerk Harrington read the Register of Audited Demands: Check numbers 110157 to 110286.

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

**M. CLOSED SESSION**

**N. ADJOURNMENT**

At 9:39 p.m., Mayor Nagy adjourned the City Council meeting.



**C.1 Proclaiming March 9, 2017, as Arbor Day in Newark.**

**(PROCLAMATION)**

**Background/Discussion** – In recognition of our continued dedication and commitment to the management of tree resources, the City of Newark has been named a Tree City U.S.A. for the thirtieth consecutive year by the National Arbor Day Foundation. An effective urban tree management program requires an on-going maintenance program, along with a program of renewal that includes planting new trees. In celebration of Arbor Day, a public tree planting will be held before the City Council meeting at the entrance to Civic Center Park at the end of Civic Terrace Drive.

Maintenance Supervisor Neal Hornbeck will accept the proclamation at the meeting.

**E.1 Public Hearing for the proposed issuance of revenue bonds by the California Municipal Finance Authority (CMFA), in an amount not to exceed \$14,750,000 for the Newark Station Senior Apartments, a 75 unit multifamily, rental housing facility, located at 37433 Willow Street in the City of Newark – from Assistant City Manager Grindall. (RESOLUTION)**

**Background-** The City of Newark has approved a 75 unit senior housing project in the Dumbarton Transit Oriented Development area. In order to finance this affordable housing project the developer, USA Properties Fund, Inc. requested that the California Municipal Finance Authority (CMFA) serve as the municipal issuer of the tax-exempt revenue bonds. The proceeds of the bonds will be used for the acquisition, construction, improvement, and equipping of a 75-unit multifamily rental housing facility to be owned and operated by the USA Housing, Inc.

In order to facilitate the issuance of the bonds, the City of Newark must hold a Tax and Equity Fiscal Responsibility Act hearing and approve the financing within one year of the issuance. A similar action was taken by the City Council on March 24, 2016. Since delays in site preparation have occurred, the closing of the issuance will not be possible within the one year time frame. Therefore the action by the City Council must be repeated.

The bonds to be issued by the CMFA for the project will be the sole responsibility of the borrower, and the City will have no liability or responsibility for the project or the repayment of the bonds for the financing of the project. All financing documents with respect to the issuance of the bonds will contain clear disclaimers that the bonds are not obligations of the City or the State of California, but are to be paid for solely from funds provided by the borrower.

The CMFA shares a portion of the issuance fees it receives with its member communities and donates a portion of these issuance fees to support local charities. With respect to this issuance, it is expected that a portion of the issuance fee will be granted by the CMFA to the general fund of the City. Such grant may be used for any lawful purpose of the City.

**Action** – It is recommended that the City Council:

- 1) Conduct the public hearing under the requirements of TEFRA and the Internal Revenue Code of 1986, as amended.
- 2) Adopt a resolution approving the issuance of the revenue bonds by the California Municipal Finance Authority for the purpose of financing or refinancing the acquisition, construction, improving, and equipping of certain facilities at 37433 Willow Street for the benefit of Newark 618, L.P., or another limited partnership established by USA Properties Fund, Inc. or an affiliate thereof

**RESOLUTION NO.**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWARK APPROVING THE ISSUANCE OF THE REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, CONSTRUCTION, IMPROVING, AND EQUIPPING OF CERTAIN FACILITIES AT 37433 WILLOW STREET FOR THE BENEFIT OF NEWARK 618, L.P., OR ANOTHER LIMITED PARTNERSHIP ESTABLISHED BY USA PROPERTIES FUND, INC. OR AN AFFILIATE THEREOF**

**WHEREAS**, pursuant to Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California (the "Act"), certain public agencies (the "Members") have entered into a Joint Exercise of Powers Agreement Relating to the California Municipal Finance Authority, dated as of January 1, 2004 (the "Agreement") in order to form the California Municipal Finance Authority (the "Authority"), for the purpose of promoting economic, cultural and community development, and in order to exercise any powers common to the Members, including the issuance of bonds, notes or other evidences of indebtedness; and

**WHEREAS**, the City of Newark, California (the "City"), is a member of the Authority; and

**WHEREAS**, the Authority is authorized to issue and sell revenue bonds for the purpose, among others, of financing or refinancing the construction of capital projects; and

**WHEREAS**, Newark 618, L.P., or another limited partnership to be established by USA Properties Fund, Inc., or an affiliate thereof (the "Borrower") has requested that the Authority issue and sell revenue bonds in the maximum principal amount of \$14,750,000 (the "Bonds") for the acquisition, construction, improvement and equipping of a 75-unit multifamily rental housing facility (the "Project") to be owned and operated by the Borrower and located at 37433 Willow Street in the City; and

**WHEREAS**, in order for the interest on the Bonds to be tax-exempt, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that an "applicable elected representative" of the governmental unit, the geographic jurisdiction of which contains the site of facilities to be financed with the proceeds of the Bonds, hold a public hearing on the issuance of the Bonds and approve the issuance of the Bonds following such hearing; and

**WHEREAS**, the Authority has determined that the City Council is an "applicable elected representative" for purposes of holding such hearing; and

**WHEREAS**, the Authority has requested that the City Council approve the issuance of the Bonds by the Authority in order to satisfy the public approval requirement of Section 147(f) of the Code and, the requirements of Section 4 of the Agreement; and

**WHEREAS**, notice of such public hearing has been duly given as required by the Code, and this City Council has heretofore held such public hearing at which all interested persons

were given an opportunity to be heard on all matters relative to the financing or refinancing of the Project and the Authority's issuance of the Bonds therefor; and

**WHEREAS**, it is in the public interest and for the public benefit that the City Council approve the issuance of the Bonds by the Authority for the aforesaid purposes;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL, AS FOLLOWS:**

Section 1. The foregoing recitals are true and correct.

Section 2. The City Council hereby approves the issuance of the Bonds by the Authority. It is the purpose and intent of the City Council that this resolution constitute approval of the issuance of the Bonds (a) by the "applicable elected representative" of the governmental unit having jurisdiction over the area in which the Project is to be located in accordance with Section 147(f) of the Code and (b) by the City Council in accordance with Section 4 of the Agreement.

Section 3. The issuance of the Bonds shall be subject to the approval of the Authority of all financing documents relating thereto to which the Authority is a party. The City shall have no responsibility or liability whatsoever with respect to the Bonds.

Section 4. The adoption of this Resolution shall not obligate the City or any department thereof to (i) provide any financing to acquire or construct the Project or any refinancing of the Project; (ii) approve any application or request for or take any other action in connection with any planning approval, permit or other action necessary for the acquisition, construction, rehabilitation or operation of the Project; (iii) make any contribution or advance any funds whatsoever to the Authority; or (iv) take any further action with respect to the Authority or its membership therein.

Section 5. The City Manager, the City Clerk and all other proper officers and officials of the City are hereby authorized and directed to execute such other agreements, documents and certificates, and to perform such other acts and deeds, as may be necessary or convenient to effect the purposes of this Resolution and the transactions herein authorized.

Section 6. The City Clerk shall forward a certified copy of this Resolution to the Authority in care of its counsel:

Ronald E. Lee, Esq.  
Jones Hall, APLC  
475 Sansome Street, Suite 1700  
San Francisco, CA 94111

Section 7. This resolution shall take effect immediately upon its passage.

**F.1 Second reading and adoption of an ordinance committing funds for the California Public Employee Retirement System plan and Other Post-Employment Benefit unfunded accrued liabilities – from City Clerk Harrington and Administrative Services Director Woodstock. (ORDINANCE)**

**Background/Discussion** – On February 23, 2017 the City Council adopted Resolution No. 10597 approving a Pension and Other Post-Employment Benefit (OPEB) Reserve Policy. The Policy authorized the transfer of \$5,000,000 from the General Fund into the Pension and OPEB Reserve Fund. An ordinance was also required to commit the funds for this designated purpose. A second reading is required for the ordinance.

**Attachment**

**Action** –Staff recommends that the City Council adopt an ordinance committing funds for the California Public Employee Retirement System plan and Other Post-Employment Benefit unfunded accrued liabilities.

ORDINANCE NO.

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
NEWARK TO COMMIT FUNDS FOR CALPERS AND OTHER  
POST-EMPLOYMENT BENEFIT UNFUNDED ACCRUED  
LIABILITIES

WHEREAS, the Government Accounting Standards Board (GASB) enacted GASB 54 – Fund Balance Reporting and Government Fund Type Definitions that requires the highest action of the City Council to Commit Funds. GASB defines Committed Funds as funds that can only be used for a specific, designated purpose; and

WHEREAS, there is currently Unfunded Accrued Liability in the City’s California Public Employee Retirement System (CalPERS) plans and in the Other Post-Employment Benefit (OPEB) plan.

NOW THEREFORE, the City Council of the City of Newark does ordain as follows:

Section 1: The current transfer of funds into Fund 008 and future funds deposited into Fund 008 for the purpose of reserves being held for future payments towards the City’s CalPERS and OPEB Unfunded Accrued Liabilities, shall be committed for said purpose.

Section 2: Effective Date. This ordinance shall take effect thirty days from the date of its passage. Before expiration of fifteen days after its passage, this ordinance shall be published in The Tri-City Voice, a newspaper of general circulation, published and printed in the County of Alameda and circulated in the City of Newark.



**City of Newark**

**MEMO**

**DATE:** February 27, 2017  
**TO:** City Council  
**FROM:** Sheila Harrington, City Clerk *A.H.*  
**SUBJECT:** Approval of Audited Demands for the City Council Meeting of March 09, 2017.

**REGISTER OF AUDITED DEMANDS**

Bank of America General Checking Account

<u>Check Date</u>		<u>Check Numbers</u>	
February 17, 2017	Page 1-2	110287 to 110356	Inclusive
February 23, 2017	Page 1-2	110357 to 110406	Inclusive



City of Newark

MEMO

**DATE:** February 27, 2017

**TO:** Sheila Harrington, City Clerk

**FROM:** Susie Woodstock, Administrative Services Director *SW*

**SUBJECT:** Approval of Audited Demands for the City Council Meeting of March 09, 2017.

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



1

Final Disbursement List. Check Date 02/17/17, Due Date 02/27/17, Discount Date 02/27/17. Computer Checks.

Bank 1001 US BANK

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
110287	10658	4LEAF INC	02/17/17	2,139.28	BLDG INSPECTION SERVICES
110288	7922	AARP ATTN ANNETTE PAREDES	02/17/17	90.00	AARP SMART DRIVER SAFETY PROGRAM 02/10/1
110289	332	ADAMSON POLICE PRODUCTS PROFESSIONAL POL	02/17/17	147.50	POLICE SUPPLIES
110290	413	AIR EXCHANGE INC	02/17/17	1,019.63	PREVENTATIVE MAINT FIRE STATIONS
110291	344	ALAMEDA COUNTY WATER DISTRICT	02/17/17	5,309.67	WATER USAGE
110292	5821	ALL CITY MANAGEMENT SERVICES, INC	02/17/17	2,872.80	CROSSING GUARD SVCS 01/15-01/28/17
110293	12	ALLIED AUTO STORES INC	02/17/17	468.65	AUTO PARTS
110294	8414	ANDRE'S MECHANICAL & GENERAL ENGINEERING	02/17/17	8,123.35	PROJECT 1100 - CITYWIDE BUILDING UPGRADE
110295	4534	BAY AREA BARRICADE SERVICE INC	02/17/17	2,930.64	PROJECT 1135 - FY 2016-17 REGULATORY & S
110296	9680	BAY CENTRAL PRINTING	02/17/17	140.18	BUSINESS CARDS
110297	1131	BAY ISLAND OFFICIALS ASSOCIATION ATTN FR	02/17/17	220.00	SPORTS OFFICIATING
110298	5122	JEREMY BECK	02/17/17	162.38	EXPENSE REIMBURSEMENT
110299	3046	BEELINE GLASS CO INC	02/17/17	478.55	GLASS DOOR REPAIR
110300	11458	BRAVO, GINA	02/17/17	137.50	RECREATION CONTRACT
110301	9888	BUREAU VERITAS NORTH AMERICA INC.	02/17/17	5,090.62	BLDG PLAN REVIEW SERVICES
110302	1513	BURTON'S FIRE INC	02/17/17	79.92	FIRE ENGINE SERVICE/REPAIR
110303	214	CENTRAL VETERINARY HOSPITAL	02/17/17	79.75	K9 VET SVCS
110304	1380	CHRISP COMPANY	02/17/17	1,240.70	CIP PROJECT #1159 THERMOPLASTIC STREET S
110305	11381	CLARK'S HOME AND GARDEN, INC.	02/17/17	164.63	SOIL MIXES AND GRAVEL
110306	6304	CLASSIC GRAPHICS T & J LEWIS INC	02/17/17	358.23	AUTO BODY REPAIRS/DECALS
110307	3751	BRYAN COBB	02/17/17	65.70	EXPENSE REIMBURSEMENT
110308	10649	LIGHTWAVE CONSTRUCTION	02/17/17	3,800.00	PERFORMANCE BOND RTN EP# 2015-0096
110309	10649	MCG ARCHITECTURE ATTN: ABBEY SAHLE	02/17/17	31.98	PROJECT# TI2016-0066 REFUND
110310	10649	CHILD, FAMILY & COMMUNITY SERVICES, INC.	02/17/17	1,359.31	REFUND OF FEES FOR JUNE-AUGUST 2016
110311	41	DALE HARDWARE	02/17/17	462.76	MISC PARTS
110312	4319	DEMCO INC	02/17/17	4,332.67	CYM STOOL-AQ LOBBY
110313	4731	EWING IRRIGATION PRODUCTS INC	02/17/17	568.78	PROJECT 900 - CITYWIDE PARK IRRIGATION S
110314	11431	EXTENDED STAY AMERICA	02/17/17	2,254.20	PATROL POST TRAINING
110315	11112	FREMONT CHRYSLER DODGE JEEP RAM	02/17/17	165.00	FLEET PARTS
110316	3886	FREMONT FLOWERS	02/17/17	121.53	SYMPATHY FLOWERS
110317	2215	FREMONT WHEEL & BRAKE	02/17/17	80.00	ALIGNMENTS
110318	167	HARRIS COMPUTER SYSTEMS	02/17/17	3,232.28	SELECT FINANCIALS ERP MAINTENANCE
110319	11123	I PIZZA	02/17/17	413.50	PIZZAS FOR CAFE AND PARTIES
110320	11389	ISH AMITOUJ KAUR	02/17/17	2,942.40	RECREATION CONTRACT
110321	3866	JAM SERVICES INC	02/17/17	1,179.90	TRAFFIC SIGNAL PARTS
110322	10486	SHAKATI KHALSA	02/17/17	160.00	RECREATION CONTRACT
110323	3644	RELY INC. DBA LEXISNEXIS	02/17/17	176.00	ONLINE LEGAL RESOURCE SUBSCRIPTION
110324	7189	LINCOLN EQUIPMENT INC	02/17/17	341.68	CHEMICALS AND POOL EQUIPMENT
110325	611	KKR AUTOMOTIVE DBA NAPA AUTO PARTS	02/17/17	832.22	AUTO PARTS
110326	10750	NATIONAL AQUATICS SERVICES	02/17/17	1,909.46	POOL MAINTENANCE REPAIRS
110327	11473	NATIONAL PRINTING CO	02/17/17	935.25	BROCHURES
110328	349	PACIFIC GAS & ELECTRIC	02/17/17	51.99	STREETLIGHTS AND TRAFFIC SIGNALS
110329	11479	DAWN PAIGE	02/17/17	1,569.78	SWAT TACTICAL DISPATCHER COURSE
110330	78	PERFORMANCE PEST MANAGEMENT LPC SERVICES	02/17/17	142.00	PEST CONTROL
110331	10729	PETTY CASH CUSTODIAN-POLICE BEVERLY RYAN	02/17/17	744.47	PETTY CASH REPLENISHMENT
110332	3674	PRIORITY 1 PUBLIC SAFETY EQUIPMENT INSTA	02/17/17	2,465.58	PROJECT #1149 / POLICE VEHICLE PARTS
110333	11412	PROSHRED SFBA	02/17/17	1,956.00	SHREDDING SVCS - 02/17
110334	10927	PUBLIC SAFETY TRAINING INSTITUTE	02/17/17	150.00	PATROL NON-POST TRAINING
110335	10927	PUBLIC SAFETY TRAINING INSTITUTE	02/17/17	99.00	PATROL NON-POST TRAINING
110336	11375	RESIDENCE INN SAN JOSE SOUTH	02/17/17	5,317.56	ACADEMY TRAINEE HOTEL NOV 2016 - MAY 201
110337	1282	EDDA RIVERA	02/17/17	46.18	EXPENSE REIMBURSEMENT

Final Disbursement List. Check Date 02/17/17, Due Date 02/27/17, Discount Date 02/27/17. Computer Checks.

Bank 1001 US BANK

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
110338	9870	KATHLEEN RUSHING	02/17/17	250.00	ENTERTAINMENT FOR LICENSED CHILD CARE
110339	654	SFPUC-WATER DEPARTMENT CUSTOMER SERVICE	02/17/17	3,035.70	RENT / WATER
110340	112	WILLE ELECTRICAL SUPPLY CO INC	02/17/17	447.15	LIGHT BULBS
110341	10317	AARON SLATER	02/17/17	272.13	EXPENSE REIMBURSEMENT
110342	1683	S.B.R.P.S.T.C.	02/17/17	250.00	PATROL POST TRAINING
110343	2006	CAROL SPARKS	02/17/17	407.38	EXPENSE REIMBURSEMENT
110344	3752	STATE HUMANE ASSOC OF CALIFORNIA	02/17/17	124.00	MISC A/C SUPPLIES
110345	2778	STATE OF CALIFORNIA FRANCHISE TAX BOARD	02/17/17	440.00	PAYROLL DEDUCTION - GARNISHMENT
110346	2778	STATE OF CALIFORNIA FRANCHISE TAX BOARD	02/17/17	196.65	PAYROLL DEDUCTION - GARNISHMENT
110347	5904	STUART PARKS FORENSIC ASSOCIATES	02/17/17	1,300.00	PATROL POST TRAINING
110348	10318	SHANNON TODD	02/17/17	2,167.87	EXPENSE REIMBURSEMENT
110349	11475	TRUCKINWATSON	02/17/17	400.00	VEHICLE TRANSPORT
110350	6797	US BANK CORPORATE PAYMENT	02/17/17	13,878.87	US BANK CC PAYMENT 01/23/17
110351	1161	THE UNITED STATES CONFERENCE OF MAYORS	02/17/17	3,489.00	DUES
110352	11339	VOLER STRATEGIC ADVISORS	02/17/17	7,500.00	MARKETING BROCHURE
110353	11437	JOYCE WANG	02/17/17	328.24	EXPENSE REIMBURSEMENT
110354	10822	WEE HOOP INC C/O DINAH SHAH	02/17/17	717.00	RECREATION CONTRACT
110355	5050	WEST COAST ARBORISTS INC	02/17/17	8,065.00	2017 STREET TREE MAINTENANCE
110356	11466	YORK RISK SERVICES GROUP	02/17/17	3,954.99	WORKER'S COMPENSATION FUND REPLENISHMENT
Total				116,385.14	

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Final Disbursement List. Check Date 02/23/17, Due Date 03/07/17, Discount Date 03/07/17. Computer Checks.

Bank 1001 US BANK

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
110357	9723	A-1 SEPTIC TANK SERVICE INC	02/23/17	258.75	SERVICE OF GREASE TRAPS AT COMM CTR SR C
110358	10223	LEXISNEXIS RISK SOLUTIONS ACCT# 1415640	02/23/17	428.40	BACKGROUND CHECKS
110359	11094	ACME AUTO LEASING, LLC	02/23/17	1,909.44	ARMORED RESCUE VEH LEASE 02/17
110360	1396	ALAMEDA COUNTY FIRE DEPARTMENT ATTN: ACC	02/23/17	4,269.31	ENGINE REPAIRS/SERVICE
110361	3853	COUNTY OF ALAMEDA INTERNAL AUDIT UNIT RI	02/23/17	3,105.00	CITATION PROCESSING FEES - JAN'17
110362	287	ALAMEDA COUNTY SHERIFF'S OFFICE GREGORY	02/23/17	2,313.00	CRIME LAB FEES
110363	284	INFORMATION TECHNOLOGY DEPARTMENT ATTN:	02/23/17	2,930.37	AWS ACCESS FEES
110364	10004	ALLDATA LLC	02/23/17	1,638.75	FLEET SOFTWARE RENEWAL
110365	14	ALPINE AWARDS	02/23/17	21.45	DEPARTMENT AWARDS
110366	1353	AMERICAN PLANNING ASSOCIATION	02/23/17	134.00	MEMBERSHIP
110367	9928	KATRINA ARMSTRONG	02/23/17	176.20	EXPENSE REIMBURSEMENT
110368	8137	BAVCO BACKFLOW APPARATUS & VALVE CO	02/23/17	1,246.00	IRRIGATION BACKFLOW REPAIR SUPPLIES
110369	3947	BOND BLACKTOP INC	02/23/17	10,760.10	RETENTION PAYMENT FOR 2017 STREET SLURRY
110370	9888	BUREAU VERITAS NORTH AMERICA INC.	02/23/17	284.61	BLDG PLAN REVIEW SERVICES
110371	7898	CALIFORNIA DIESEL & POWER	02/23/17	1,076.47	GENERATOR SERVICE THORNTON FIRE STATION
110372	458	CHEVRON AND TEXACO BUSINESS CARD SERVICE	02/23/17	330.62	FUEL CHARGES
110373	163	CHILDREN'S HOSPITAL - OAKLAND	02/23/17	662.00	VICTIM MEDICAL EXAMS PAT CNTL# C11955460
110374	11211	ROBERT COSTA	02/23/17	129.04	EXPENSE REIMBURSEMENT
110375	10650	RONALD WALTERS	02/23/17	105.67	UUT REFUND
110376	10650	ANDERSEN BAKERY ATTN: JESSICA SUN	02/23/17	497.00	BUSINESS LICENSE REFUND
110377	10793	MARIA WALKER	02/23/17	300.00	RENTAL DEPOSIT REFUND
110378	11208	CYBER COMPUTERS INC	02/23/17	4,442.53	MONITORS FOR PD
110379	3969	DEPARTMENT OF MOTOR VEHICLES MAIL SUPPOR	02/23/17	598.35	BOOKS & BULLETINS
110380	1352	DRIVERS LICENSE GUIDE COMPANY	02/23/17	47.74	BOOKS & BULLETINS
110381	11461	EMC PLANNING GROUP INC.	02/23/17	13,196.06	CONTRACTUAL SERVICES GREATER NEWPARK SPE
110382	10642	FASTENAL COMPANY	02/23/17	72.79	HARDWARE & FASTENERS
110383	10144	SHEILA HARRINGTON	02/23/17	43.83	EXPENSE REIMBURSEMENT
110384	4845	HINDERLITTE DELLAMAS & ASSOCIATES	02/23/17	8,110.12	SALES TAX CONSULTING/AUDIT SERVICES
110385	69	HULBERT LUMBER & SUPPLY	02/23/17	63.64	LUMBER
110386	11468	DEJUAN JOHNSON	02/23/17	646.72	EXPENSE REIMBURSEMENT
110387	293	LANGUAGE LINE SERVICES INC	02/23/17	170.37	INTERPRETATION SVCS
110388	80	LYNN PEAVEY COMPANY	02/23/17	161.84	EVIDENCE SUPPLIES
110389	11357	MISSION UNIFORM SERVICE	02/23/17	2,023.26	UNIFORMS, TOWELS & MATS
110390	11378	MNS ENGINEERS INC	02/23/17	19,262.50	OVERTIME INSPECTION FEES FOR WILLIAM LYO
110391	349	PACIFIC GAS & ELECTRIC	02/23/17	1,842.44	STREETLIGHTS AND TRAFFIC SIGNALS
110392	9811	REDFLEX TRAFFIC SYSTEMS	02/23/17	18,800.00	REDLIGHT CAMERA MONITORING
110393	10116	SAFETY COMPLIANCE MANAGEMENT	02/23/17	1,695.00	HAZARDOUS WASTE OPERATIONS TRAINING
110394	112	WILLE ELECTRICAL SUPPLY CO INC	02/23/17	113.66	ELECTRICAL SUPPLIES
110395	377	SIMON & COMPANY INC	02/23/17	1,953.08	LEGISLATIVE SERVICES
110396	220	SONITROL	02/23/17	2,079.00	CCTV FEES
110397	40	STAPLES ADVANTAGE DEPT LA	02/23/17	1,326.14	OFFICE SUPPLIES
110398	9476	YSERCO INC	02/23/17	932.50	AUTOMATIC HVAC CONTROLS - SILLIMAN
110399	11352	TICKLE ME PARTIES	02/23/17	695.00	PETTING ZOO FOR FAMILY DAY AT THE PARK
110400	7517	U S FOODS INC SAN FRANCISCO	02/23/17	804.48	CAFE PURCHASES
110401	10998	GARY M SHELDON VBS SERVICES	02/23/17	450.00	BLOOD WITHDRAWAL SVC
110402	5623	VERIZON WIRELESS	02/23/17	418.11	SERVICE FOR IPADS
110403	9357	WILMA LOTT CATERING	02/23/17	78.12	CATERING FOR 2017 EMPLOYEE SERVICE AWARD
110404	9102	SUSIE WOODSTOCK	02/23/17	193.80	EXPENSE REIMBURSEMENT
110405	11466	YORK	02/23/17	2,955.08	WORKERS' COMPENSATION CLAIMS ADMINISTRAT
110406	11466	YORK	02/23/17	2,955.08	WORKER'S COMPENSATION CLAIMS ADMINISTRAT

MICR Check#	Vendor Number	Payee	Check Date	Check Amount	Description
Total				118,707.42	

**M.1 Closed session for conference with Legal Counsel pursuant to Government Code Section 54956.9(d)(1), Existing Litigation, Name of Case: Valencia et al. v. City of Newark et al.; United States District Court, Northern District of California, Case No. 4:16-CV-04811-SBA – from City Attorney Benoun.**

**Background/Discussion** – City Attorney Benoun has requested that the City Council convene in closed session pursuant to Government Code Section 54956.9(d)(1), Existing Litigation, Case: *Valencia et al. v. City of Newark et al.*; United States District Court, Northern District of California, Case No. 4:16-CV-04811-SBA.