

In-person participation by the public will be permitted. In addition, remote public participation is available in the following ways:

- 1. Livestream online at www.atwater.org (Please be advised that there is a broadcasting delay. If you would like to participate in public comment, please use the option below).*
- 2. Submit a written public comment prior to the meeting: Public comments submitted to cityclerk@atwater.org by 4:00 p.m. on the day of the meeting will be distributed to the City Council, and made part of the official minutes but will not be read out loud during the meeting.*

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Persons requesting accommodation should contact the City in advance of the meeting, and as soon as possible, at (209) 357-6241.

CITY OF ATWATER

City Council

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

January 22, 2024

CALL TO ORDER:

5:30PM

ROLL CALL: (City Council)

Ambriz _____, Button _____, Cale _____, Raymond _____, Nelson _____

CLOSED SESSION

Adjourn to Conference Room A

- Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiations regarding property price and terms of payment. Agency Negotiators: Deputy City Manager/Community Development Director Thompson and City Manager Waterman. Negotiating Parties: Dr. Carlos Say**

Property Location: APN 156-060-010

- **Conference with Labor Negotiators - Government Code Section 54957.6, Agency Negotiators: City Manager Waterman, Police Chief Salvador and Human Resources Director Sousa Bargaining Units: Atwater Police Officers Association**

REGULAR SESSION: (Council Chambers)

CALL TO ORDER:

6:00PM

INVOCATION:

Invocation by Daniel Perez

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL: (City Council)

Ambriz ____, **Button** ____, **Cale** ____, **Raymond** ____, **Nelson** ____

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

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

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

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

PRESENTATIONS:

- **Monthly report by Merced County District 3 Supervisor McDaniel**

CONSENT CALENDAR

NOTICE TO THE PUBLIC

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

TREASURER'S REPORT:

1. **a.) November 31, 2023**

b.) December 31, 2023

Staff's Recommendation: Acceptance of reports as listed.

WARRANTS:

2. January 22, 2024

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (General Plan Technical Advisory Committee)

3. November 1, 2023 - Regular meeting

Staff's Recommendation: Approval of minutes as listed.

MINUTES: (City Council)

4. January 8, 2024 - Regular meeting

Staff's Recommendation: Approval of minutes as listed.

RESOLUTIONS:

5. Declaring Property on Castle St (APN 003-101-100) as Non-Exempt Surplus Land (Public Works Director Vinson)

Staff's Recommendation: Adoption of Resolution No. 3444-24 Declaring property on Castle St (APN 003-101-100) as non-exempt surplus land.

6. Dissolving the General Plan Technical Advisory Committee (Deputy City Manager/Community Development Director Thompson)

Staff's Recommendation: Adoption of Resolution No. 3443-24 dissolving the General Plan Technical Advisory Committee.

OTHER ACTIONABLE ITEMS:

7. Receiving the Development Impact Fee Five-Year Report (FY 2017-18 through FY 2021-22) and Annual Reports from FY 2017-18 through FY 2020-21 (Deputy City Manager/Community Development Director Thompson)

Staff's Recommendation: Receive and file the Five-Year Development Impact Fee ("DIF") Report for Fiscal Years ("FY") 2017-18 through 2021-22 and four Annual Reports from FY 2017-18 through FY 2020-21.

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

8. Waiving the Second Reading and Adopting an Ordinance of the City Council Approving Zone Change No. 23-14-0100 for a Parcel Located at 1789 Elm Street (APN: 002-181-041) (Deputy City Manager/Community Development Director Thompson)

Staff's Recommendation: Waiving the second reading and adopting Ordinance No. CS 1066 approving Zone Change No. 23-14-0100 for a Parcel Located at 1789 Elm Street (APN: 002-181-041).

END OF CONSENT CALENDAR

REPORTS AND PRESENTATIONS FROM STAFF:

- 9. **Awarding a Professional Services Agreement for Design Services to Minagar & Associates of Laguna Hills, California for the City Wide Synchronization Project** (Deputy City Manager/Community Development Director Thompson)

Staff's Recommendation: Motion to award a Professional Services Agreement for Design Services, in a form approved by the City Attorney, to Minagar & Associates of Laguna Hills, California, for the City Wide Synchronization Project, in an amount not to exceed \$230,469.22; and

Motion to authorize and direct the City Manager, or her designee, to execute the contract on behalf of the City; or

Motion to approve staff's recommendation as presented.

- 10. **Approval of Plans and Specifications for Fruitland Ave Reconstruction Phase 3** (Deputy City Manager/Community Development Director Thompson)

Staff's Recommendation: Motion to approve the Plans and Specifications and authorizes advertising and calling for bids for the Fruitland Ave Phase 3 Reconstruction Project, City Project 16-2-3; or

Motion to approve staff's recommendation as presented.

CITY MANAGER REPORTS/UPDATES:

- 11. **City Manager Updates**

COMMENTS FROM THE PUBLIC:

<p><u>NOTICE TO THE PUBLIC</u></p> <p>At this time any person may comment on any item which is not on the agenda. You may state your name and address for the record; however, it is not required. Action will not be taken on an item that is not on the agenda. If it requires action, it will be referred to staff and/or placed on a future agenda. Please limit comments to a maximum of three (3) minutes.</p>
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CITY COUNCIL REPORTS/UPDATES:

City Council comments

- **City Council Member Cale, District 1**
- **City Council Member Button, District 2**
- **City Council Member Ambriz, District 3**
- **Mayor Pro Tem Raymond, District 4**
- **Mayor Nelson**

CLOSED SESSION:

Continuation of Closed Session if necessary

ADJOURNMENT:

CERTIFICATION:

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



KORY J. BILLINGS
CITY CLERK

SB 343 NOTICE

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

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

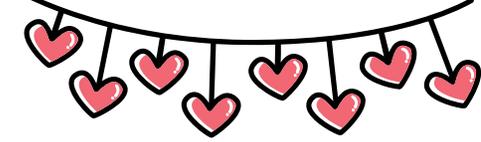
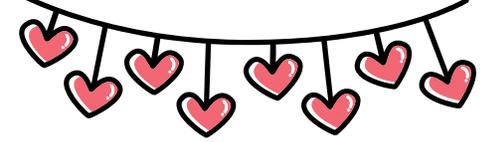


In compliance with the federal Americans with Disabilities Act of 1990, upon request, the agenda can be provided in an alternative format to accommodate special needs. If you require special accommodations to participate in a City Council, Commission or Committee meeting due to a disability, please contact the City Clerk's Office a minimum of three (3) business days in advance of the meeting at (209) 357-6241. You may also send the request by email to cityclerk@atwater.org.

Unless otherwise noted, City Council actions include a determination that they are not a "Project" within the meaning of the California Environmental Quality Act (CEQA), and therefore, that CEQA does not apply to such actions.

JANUARY 2024

SUN	MON	TUE	WED	THU	FRI	SAT
	1  City Holiday Trash pick up delayed - 1 day	2 Application Deadline - Planning Commission Scheduled Vacancy - 5:00 PM	3 GPTAC - 6:00 PM	4	5	6
7	8 City Council Meeting - 6:00 PM	9	10	11	12	13
14	15  City Holiday Trash pick up delayed - 1 day	16	17 Planning Commission Meeting - 6:00 PM	18	19	20
21	22 Audit & Finance Meeting - 4:30 PM City Council Meeting - 6:00 PM	23	24	25 Merced County District 3 Supervisor McDaniel Office Hours - 1:30 PM - 3:30 PM	26	27
28	29	30	31			



FEBRUARY 2024

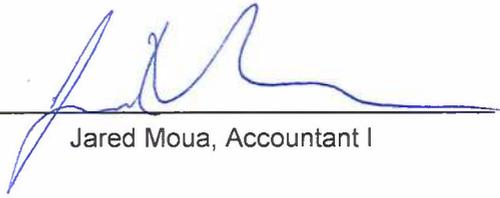
SUN	MON	TUE	WED	THU	FRI	SAT
				1	2	3
4	5	6	7 GPTAC - 6:00 PM	8	9	10
11	12 City Council Meeting - 6:00 PM	13	14	15	16	17
18	19  City Holiday Trash pick up delayed - 1 day	20	21 Planning Commission Meeting - 6:00 PM	22 Merced County District 3 Supervisor McDaniel Office Hours - 1:30 PM - 3:30 PM	23	24
25	26 Audit & Finance Meeting - 4:30 PM City Council Meeting - 6:00 PM	27	28	29		

STATEMENT OF CHANGES IN CASH BALANCE, UNAUDITED
BY FUND
AS OF 11/30/2023

FUND	BEG. BALANCE	CASH DEBITS	CASH CREDITS	ENDING BAL.
0001 General Fund	14,997,148.39	1,151,144.37	1,232,358.51	14,915,934.25
0003 General Fund Capital	(976,078.18)	0.00	568.81	(976,646.99)
0004 Public Safety Trans & Use Tax	1,325,924.69	695,198.89	180,315.05	1,840,808.53
0005 Ferrari Ranch Project Fund	2,297.54	0.00	0.00	2,297.54
0007 Measure V Fund	4,414,622.77	67,255.50	0.00	4,481,878.27
0008 Measure V 20% Alternative Modes	702,141.33	16,813.87	73.69	718,881.51
0009 Abandoned Veh Abatement Fund	637.87	0.00	2,668.30	(2,030.43)
0010 Measure V Regional Fund	(99,112.93)	0.00	14,208.91	(113,321.84)
1005 Police Grants Fund	64,772.40	40,000.00	0.00	104,772.40
1010 ARPA-American Rescue Plan Act	4,329,144.91	0.00	475,600.19	3,853,544.72
1011 Gas Tax/Street Improvement	(234,289.87)	1,180.16	110,855.51	(343,965.22)
1013 Local Transportation Fund	400,088.68	0.00	0.00	400,088.68
1015 Traffic Circulation Fund	1,499,300.44	0.00	0.00	1,499,300.44
1016 Applegate Interchange	775,338.71	0.00	0.00	775,338.71
1017 RSTP-Regional Surface Transp Prog	2,668,160.56	0.00	250.00	2,667,910.56
1018 SB1-Road Maint & Rehab RMRA	2,087,516.30	72,357.33	350.00	2,159,523.63
1019 LPP-Local Partnership Prg Fund	0.00	0.00	0.00	0.00
1020 Parks and Recreation Fund	1,977,247.38	3,623.17	21,000.00	1,959,870.55
1021 Parks Grants Fund	0.00	0.00	2,581.39	(2,581.39)
1040 General Plan Update-Housing Element	0.00	0.00	0.00	0.00
1041 General Plan Update Fund	1,966,965.69	0.00	0.00	1,966,965.69
1055 Neighborhood Stabilization	222,040.24	0.00	0.00	222,040.24
1059-80 Housing Grant Funds	781,106.25	700.00	0.00	781,806.25
1091 Police Facility Impact Fee	199,581.18	0.00	0.00	199,581.18
1093 Fire Facility Impact Fee	259,654.29	0.00	135.02	259,519.27
1095 Government Building Facility	278,230.46	0.00	0.00	278,230.46
3064-67 Redevelopment/Successor Agency Funds	1,759,068.39	38,794.03	80,627.00	1,717,235.42
4020 Performance Bond Trust	220,733.85	0.00	0.00	220,733.85
4030 Narcotics Program Trust	2,084.79	0.00	0.00	2,084.79
4060 Section 125 Medical	2,382.50	110.00	0.00	2,492.50

STATEMENT OF CHANGES IN CASH BALANCE, UNAUDITED
BY FUND
AS OF 11/30/2023

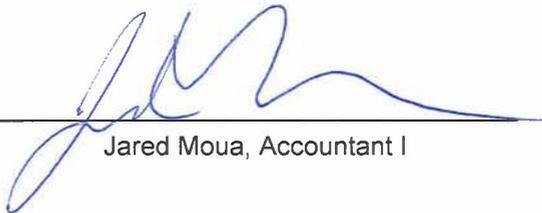
FUND	BEG. BALANCE	CASH DEBITS	CASH CREDITS	ENDING BAL.
4070 Section 125 Dependent Care	0.00	0.00	0.00	0.00
4080 Pension Rate Stblztn 115 Trust	346,880.21	24,877.36	0.00	371,757.57
4090 CFD No. 1 Trust	131,617.29	0.00	0.00	131,617.29
5001-55 All Maintenance Districts	1,199,392.86	20.40	16,391.38	1,183,021.88
5050 CFD Districts	(93,066.38)	0.00	40,800.92	(133,867.30)
6000 Water Enterprise Fund	11,664,966.66	806,257.86	315,861.09	12,155,363.43
6001 Water Fund Capital Replacement	741,478.99	0.00	59,855.52	681,623.47
6002 DBCP Settlement	20,677.13	0.00	0.00	20,677.13
6004 Water Well- Buhach Colony	184,791.45	0.00	0.00	184,791.45
6005 Water Capital Impact Fees	2,663,288.21	0.00	0.00	2,663,288.21
6006 Water Operating Reserve Fund	181,195.08	0.00	0.00	181,195.08
6007 1,2,3-TCP Fund	13,571,721.33	337,190.51	480,827.25	13,428,084.59
6010 Sewer Enterprise Fund	14,334,570.00	975,235.46	858,042.44	14,451,763.02
6011 Sewer Fund Capital Replacement	3,737,943.89	0.00	0.00	3,737,943.89
6020 Sanitation Enterprise	2,781,970.85	292,966.25	263,758.86	2,811,178.24
7000 Internal Service Fund	509,807.16	1,464.29	139,675.21	371,596.24
7001 ISF Equipment/Bldg Replacement	100,664.02	0.00	0.00	100,664.02
7010 Employee Benefits Fund	792,956.04	5,947.20	78,300.14	720,603.10
7020 Risk Management	(169,831.05)	0.00	8,327.30	(178,158.35)
7030 Information Technology	397,226.82	0.00	60,677.79	336,549.03
9090 Accrued Interest Fund	1,401,619.34	1,681.00	0.00	1,403,300.34
TOTAL	94,126,578.53	4,532,817.65	4,444,110.28	94,215,285.90

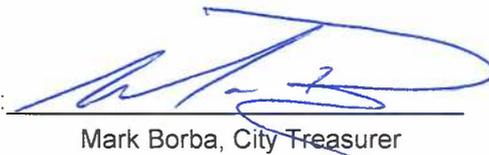
Prepared by: 
 Jared Moua, Accountant I

Approved by: 
 Mark Borba, City Treasurer

**Statement of Changes in Cash Balance
by Bank
As of 11/30/2023**

	Beg. Period Balance	Cash Debits	Cash Credits	End Period Balance
City - LAIF	64,076,860.90			64,076,860.90
City - RMA Long-Term Investment Fund	1,175,804.00	1,681.00		1,177,485.00
City Checking & Investment Accounts	2,379,143.88	4,169,043.58	4,034,987.92	2,513,199.54
Wastewater Checking	4,047,523.21		371,171.36	3,676,351.85
RA Obligation Retirement Fund	37,927.30	25.20	37,951.00	1.50
US Bank/Chandler Asset Mgt.	22,062,439.03	337,190.51		22,399,629.54
PARS Post-Employment Benefits Trust	346,880.21	24,877.36		371,757.57
Totals	94,126,578.53	4,532,817.65	4,444,110.28	94,215,285.90

Prepared by: 
Jared Moua, Accountant I

Approved by: 
Mark Borba, City Treasurer

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

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

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

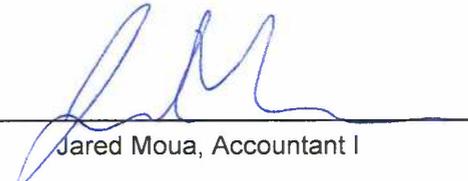
Bank Account Detail			
City LAIF	64,076,860.90	Chase General Checking	3,378,472.79
Chandler Asset Mgt.	1,177,485.00	Chase Wastewater Checking	3,676,351.85
US Bank/Chandler Asset Mgt.	22,399,629.54	Chase Redevelopment Checking	1.50
PARS Post-Employment Benefits Trust	371,757.57	Chase Savings Account	0.00

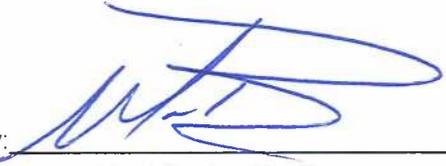
STATEMENT OF CHANGES IN CASH BALANCE, UNAUDITED
BY FUND
AS OF 12/31/2023

FUND	BEG. BALANCE	CASH DEBITS	CASH CREDITS	ENDING BAL.
0001 General Fund	14,915,934.25	1,881,606.14	2,168,029.49	14,629,510.90
0003 General Fund Capital	(976,646.99)	25,336.83	15,946.25	(967,256.41)
0004 Public Safety Trans & Use Tax	1,840,808.53	344,705.57	179,323.64	2,006,190.46
0005 Ferrari Ranch Project Fund	2,297.54	0.00	0.00	2,297.54
0007 Measure V Fund	4,481,878.27	84,083.32	0.00	4,565,961.59
0008 Measure V 20% Alternative Modes	718,881.51	22,910.25	3,955.43	737,836.33
0009 Abandoned Veh Abatement Fund	(2,030.43)	0.00	2,768.44	(4,798.87)
0010 Measure V Regional Fund	(113,321.84)	0.00	0.00	(113,321.84)
1005 Police Grants Fund	104,772.40	0.00	0.00	104,772.40
1010 ARPA-American Rescue Plan Act	3,853,544.72	0.00	108,028.53	3,745,516.19
1011 Gas Tax/Street Improvement	(343,965.22)	79,487.74	128,712.89	(393,190.37)
1013 Local Transportation Fund	400,088.68	0.00	20,223.97	379,864.71
1015 Traffic Circulation Fund	1,499,300.44	0.00	0.00	1,499,300.44
1016 Applegate Interchange	775,338.71	0.00	0.00	775,338.71
1017 RSTP-Regional Surface Transp Prog	2,667,910.56	0.00	4,044.74	2,663,865.82
1018 SB1-Road Maint & Rehab RMRA	2,159,523.63	59,145.20	1,889.42	2,216,779.41
1019 LPP-Local Partnership Prg Fund	0.00	0.00	0.00	0.00
1020 Parks and Recreation Fund	1,959,870.55	0.00	0.00	1,959,870.55
1021 Parks Grants Fund	(2,581.39)	1,010.00	0.00	(1,571.39)
1040 General Plan Update-Housing Element	0.00	0.00	0.00	0.00
1041 General Plan Update Fund	1,966,965.69	0.00	33,421.25	1,933,544.44
1055 Neighborhood Stabilization	222,040.24	0.00	0.00	222,040.24
1059-80 Housing Grant Funds	781,806.25	1,000.00	0.00	782,806.25
1091 Police Facility Impact Fee	199,581.18	0.00	0.00	199,581.18
1093 Fire Facility Impact Fee	259,519.27	0.00	0.00	259,519.27
1095 Government Building Facility	278,230.46	0.00	0.00	278,230.46
3064-67 Redevelopment/Successor Agency Funds	1,717,235.42	999,843.83	14,574.25	2,702,505.00
4020 Performance Bond Trust	220,733.85	0.00	0.00	220,733.85
4030 Narcotics Program Trust	2,084.79	0.00	0.00	2,084.79
4060 Section 125 Medical	2,492.50	110.00	948.01	1,654.49

STATEMENT OF CHANGES IN CASH BALANCE, UNAUDITED
BY FUND
AS OF 12/31/2023

FUND	BEG. BALANCE	CASH DEBITS	CASH CREDITS	ENDING BAL.
4070 Section 125 Dependent Care	0.00	0.00	0.00	0.00
4080 Pension Rate Stblztn 115 Trust	371,757.57	18,124.98	0.00	389,882.55
4090 CFD No. 1 Trust	131,617.29	0.00	0.00	131,617.29
5001-55 All Maintenance Districts	1,183,021.88	0.00	45,739.74	1,137,282.14
5050 CFD Districts	(133,867.30)	0.00	48,089.00	(181,956.30)
6000 Water Enterprise Fund	12,155,363.43	691,753.96	765,922.63	12,081,194.76
6001 Water Fund Capital Replacement	681,623.47	0.00	165,218.10	516,405.37
6002 DBCP Settlement	20,677.13	0.00	0.00	20,677.13
6004 Water Well- Buhach Colony	184,791.45	0.00	0.00	184,791.45
6005 Water Capital Impact Fees	2,663,288.21	0.00	0.00	2,663,288.21
6006 Water Operating Reserve Fund	181,195.08	0.00	0.00	181,195.08
6007 1,2,3-TCP Fund	13,428,084.59	273,282.05	129,937.88	13,571,428.76
6010 Sewer Enterprise Fund	14,451,763.02	1,143,155.57	1,401,218.30	14,193,700.29
6011 Sewer Fund Capital Replacement	3,737,943.89	0.00	0.00	3,737,943.89
6020 Sanitation Enterprise	2,811,178.24	282,780.58	538,829.33	2,555,129.49
7000 Internal Service Fund	371,596.24	503,765.00	120,067.50	755,293.74
7001 ISF Equipment/Bldg Replacement	100,664.02	0.00	0.00	100,664.02
7010 Employee Benefits Fund	720,603.10	198,548.50	72,232.78	846,918.82
7020 Risk Management	(178,158.35)	489,522.55	272,166.42	39,197.78
7030 Information Technology	336,549.03	199,966.25	39,249.29	497,265.99
9090 Accrued Interest Fund	1,403,300.34	1,983.00	0.00	1,405,283.34
TOTAL	94,215,285.90	7,302,121.32	6,280,537.28	95,236,869.94

Prepared by: 
 Jared Moua, Accountant I

Approved by: 
 Mark Borba, City Treasurer

**Statement of Changes in Cash Balance
by Bank
As of 12/31/2023**

	Beg. Period Balance	Cash Debits	Cash Credits	End Period Balance
City - LAIF	64,076,860.90			64,076,860.90
City - RMA Long-Term Investment Fund	1,177,485.00	1,983.00		1,179,468.00
City Checking & Investment Accounts	2,513,199.54	7,008,731.29	5,909,364.42	3,612,566.41
Wastewater Checking	3,676,351.85		371,171.36	3,305,180.49
RA Obligation Retirement Fund	1.50	0.00	1.50	0.00
US Bank/Chandler Asset Mgt.	22,399,629.54	273,282.05		22,672,911.59
PARS Post-Employment Benefits Trust	371,757.57	18,124.98		389,882.55
Totals	<u>94,215,285.90</u>	<u>7,302,121.32</u>	<u>6,280,537.28</u>	<u>95,236,869.94</u>

Prepared by: 
Jared Moua, Accountant I

Approved by: 
Mark Borba, City Treasurer

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

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

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

Bank Account Detail			
City LAIF	64,076,860.90	Chase General Checking	3,374,492.17
Chandler Asset Mgt.	1,179,468.00	Chase Wastewater Checking	3,305,180.49
US Bank/Chandler Asset Mgt.	22,672,911.59	Chase Redevelopment Checking	0.00
PARS Post-Employment Benefits Trust	389,882.55	Chase Savings Account	0.00

Accounts Payable

Pre Written

Checks for Approval

User: jmurillo
 Printed: 1/18/2024 - 3:04 PM



City of
Atwater
 Community Pride City Wide

750 Bellevue Road, Atwater CA 95301

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24260	01/18/2024	General Fund	Travel/Conferences/Meetings	CITY OF LOS BANOS		35.00
24260	01/18/2024	General Fund	Travel/Conferences/Meetings	CITY OF LOS BANOS		35.00
24260	01/18/2024	General Fund	Travel/Conferences/Meetings	CITY OF LOS BANOS		35.00
24260	01/18/2024	General Fund	Travel/Conferences/Meetings	CITY OF LOS BANOS		35.00
24260	01/18/2024	General Fund	Travel/Conferences/Meetings	CITY OF LOS BANOS		35.00
24260	01/18/2024	General Fund	Travel/Conferences/Meetings	CITY OF LOS BANOS		35.00
					Check Total:	210.00
24261	01/18/2024	Public Safety Trans & Use Tax	Rents & Leases	ENTERPRISE FM TRUST		7,249.69
					Check Total:	7,249.69
					Report Total:	7,459.69

Accounts Payable

Checks for Approval

User: jmurillo
 Printed: 1/18/2024 - 3:01 PM



City of
Atwater
Community Pride City Wide

750 Bellevue Road, Atwater CA 95301

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
0	01/22/2024	General Fund	Training	CHASE		679.90
0	01/22/2024	General Fund	Training	CHASE		15.00
0	01/22/2024	General Fund	Training	CHASE		25.91
0	01/22/2024	General Fund	Training	CHASE		16.58
0	01/22/2024	General Fund	Training	CHASE		679.56
0	01/22/2024	General Fund	Training	CHASE		38.69
0	01/22/2024	General Fund	Training	CHASE		7.95
0	01/22/2024	General Fund	Training	CHASE		9.87
0	01/22/2024	General Fund	Training	CHASE		8.18
0	01/22/2024	General Fund	Training	CHASE		679.90
0	01/22/2024	General Fund	Training	CHASE		31.71
0	01/22/2024	General Fund	Training	CHASE		27.99
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		36.45
0	01/22/2024	General Fund	Printing & Advertising	CHASE		52.50
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		82.38
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		155.86
0	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	CHASE		108.74
0	01/22/2024	Sewer Enterprise Fund	Special Departmental Expense	CHASE		86.99
0	01/22/2024	Sewer Enterprise Fund	Travel/Conferences/Meetings	CHASE		675.00
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		47.35
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		229.96
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		48.32
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		70.28
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		77.85
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		34.16
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		40.88
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		27.36
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		32.64
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		20.72
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		31.36
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		39.76
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		22.96
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		30.80
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		34.72

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		24.08
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		75.36
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		38.64
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		26.40
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		30.24
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		24.64
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		39.76
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		19.04
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		15.12
0	01/22/2024	Information Technology Fund	Special Departmental Expense	CHASE		1,788.00
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		34.99
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		13.00
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		87.09
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		38.48
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		38.08
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		8.90
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		20.16
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		15.20
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		308.20
0	01/22/2024	General Fund	Training	CHASE		11.47
0	01/22/2024	General Fund	Training	CHASE		41.00
0	01/22/2024	General Fund	Training	CHASE		426.00
0	01/22/2024	General Fund	Training	CHASE		14.72
0	01/22/2024	General Fund	Training	CHASE		25.76
0	01/22/2024	General Fund	Training	CHASE		639.00
0	01/22/2024	General Fund	Training	CHASE		63.00
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		100.00
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		1,120.00
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		-19.99
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		48.73
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		109.39
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		17.67
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		100.00
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		25.98
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		27.25
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		426.03
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		15.79
0	01/22/2024	General Fund	Professional Services	CHASE		20.00
0	01/22/2024	General Fund	Uniform & Clothing Expense	CHASE		73.10
0	01/22/2024	General Fund	Professional Services	CHASE		29.00
0	01/22/2024	General Fund	Professional Services	CHASE		19.99
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		64.30
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		66.00
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		75.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
0	01/22/2024	General Fund	Training	CHASE		674.16
0	01/22/2024	General Fund	Training	CHASE		674.16
0	01/22/2024	General Fund	Uniform & Clothing Expense	CHASE		417.39
0	01/22/2024	General Fund	Training	CHASE		379.14
0	01/22/2024	General Fund	Travel/Conferences/Meetings	CHASE		50.00
0	01/22/2024	General Fund	Special Departmental Expense	CHASE		119.06
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		285.82
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		42.74
0	01/22/2024	Internal Service Fund	Special Departmental Expense	CHASE		5.42
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		20.72
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		15.34
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		20.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		40.32
0	01/22/2024	Internal Service Fund	Operations & Maintenance	CHASE		10.00
0	01/22/2024	Information Technology Fund	Special Departmental Expense	CHASE		348.00
						13,565.12
Check Total:						
24262	01/22/2024	RDVLPMNT Obligation Retirement	Professional Services	A.M. PECHE & ASSOC. LLC		3,199.67
						3,199.67
Check Total:						
24263	01/22/2024	General Fund	Special Departmental Expense	AIRGAS USA, LLC		117.91
24263	01/22/2024	General Fund	Special Departmental Expense	AIRGAS USA, LLC		252.64
						370.55
Check Total:						
24264	01/22/2024	General Fund	Professional Services	ALLWAYS TOWING, L.L.C.		280.00
						280.00
Check Total:						
24265	01/22/2024	Internal Service Fund	Utilities	AMERIGAS - MODESTO		1,663.62
						1,663.62
Check Total:						
24266	01/22/2024	Water Enterprise Fund	Professional Services	AQUA METRIC		5,099.76
						5,099.76
Check Total:						
24267	01/22/2024	General Fund	Communications	AT&T		249.35

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	249.35
24268	01/22/2024	General Fund	Communications	AT&T CALNET		284.97
24268	01/22/2024	General Fund	Communications	AT&T CALNET		158.01
24268	01/22/2024	Water Enterprise Fund	Communications	AT&T CALNET		321.30
24268	01/22/2024	Sewer Enterprise Fund	Communications	AT&T CALNET		496.74
24268	01/22/2024	Internal Service Fund	Communications	AT&T CALNET		590.92
					Check Total:	1,851.94
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		332.60
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		505.83
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		590.94
24269	01/22/2024	Abandoned Veh Abatement Fund	Communications	AT&T MOBILITY		90.14
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		120.72
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		684.08
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		135.41
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		130.38
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		130.38
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		90.14
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		90.14
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		130.38
24269	01/22/2024	Gas Tax/Street Improvement	Communications	AT&T MOBILITY		45.07
24269	01/22/2024	Water Enterprise Fund	Communications	AT&T MOBILITY		130.38
24269	01/22/2024	Internal Service Fund	Communications	AT&T MOBILITY		45.07
24269	01/22/2024	Information Technology Fund	Communications	AT&T MOBILITY		45.07
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		43.96
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		43.96
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		43.96
24269	01/22/2024	General Fund	Communications	AT&T MOBILITY		87.92
24269	01/22/2024	Gas Tax/Street Improvement	Communications	AT&T MOBILITY		263.76
24269	01/22/2024	Water Enterprise Fund	Communications	AT&T MOBILITY		395.64
24269	01/22/2024	Sewer Enterprise Fund	Communications	AT&T MOBILITY		527.52
24269	01/22/2024	Internal Service Fund	Communications	AT&T MOBILITY		43.96
24269	01/22/2024	Internal Service Fund	Communications	AT&T MOBILITY		43.96
24269	01/22/2024	Information Technology Fund	Communications	AT&T MOBILITY		1,284.97
					Check Total:	6,076.34
24270	01/22/2024	General Fund	Special Departmental Expense	ATWATER CHIROPRACTIC, INC.		100.00
24270	01/22/2024	General Fund	Professional Services	ATWATER CHIROPRACTIC, INC.		125.00
					Check Total:	225.00
24271	01/22/2024	Employee Benefits Fund	Dental Insurance	BENEFIT COORDINATORS CORPORATION (BC		374.52
24271	01/22/2024	Employee Benefits Fund	Dental Insurance	BENEFIT COORDINATORS CORPORATION (BC		4,401.58

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24271	01/22/2024	Employee Benefits Fund	Dental Insurance	BENEFIT COORDINATORS CORPORATION (BC		2,933.18
24271	01/22/2024	Employee Benefits Fund	Dental Insurance	BENEFIT COORDINATORS CORPORATION (BC		440.44
24271	01/22/2024	Employee Benefits Fund	Dental Insurance	BENEFIT COORDINATORS CORPORATION (BC		3,740.47
Check Total:						11,890.19
24272	01/22/2024	General Fund	Professional Services	BEST BEST & KRIEGER		17,966.88
24272	01/22/2024	Water Enterprise Fund	Professional Services	BEST BEST & KRIEGER		1,166.84
24272	01/22/2024	Sewer Enterprise Fund	Professional Services	BEST BEST & KRIEGER		521.33
24272	01/22/2024	Sanitation Enterprise Fund	Professional Services	BEST BEST & KRIEGER		521.33
24272	01/22/2024	Risk Management Fund	Professional Services	BEST BEST & KRIEGER		3,285.47
Check Total:						23,461.85
24273	01/22/2024	General Fund	Special Departmental Expense	BIG CREEK LUMBER COMPANY		72.96
24273	01/22/2024	Sewer Enterprise Fund	Uniform & Clothing Expense	BIG CREEK LUMBER COMPANY		28.39
24273	01/22/2024	General Fund	Special Departmental Expense	BIG CREEK LUMBER COMPANY		70.45
24273	01/22/2024	Water Enterprise Fund	Special Departmental Expense	BIG CREEK LUMBER COMPANY		33.90
24273	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	BIG CREEK LUMBER COMPANY		32.31
24273	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	BIG CREEK LUMBER COMPANY		61.67
Check Total:						299.68
24274	01/22/2024	General Fund	Professional Services	BILL'S TOWING		195.00
Check Total:						195.00
24275	01/22/2024	Risk Management Fund	Professional Services	RICHARD BLAK, PHD		1,000.00
Check Total:						1,000.00
24276	01/22/2024	Sewer Enterprise Fund	Professional Services	JIM BRISCO ENTERPRISES		24,875.60
24276	01/22/2024	Sewer Enterprise Fund	Special Departmental Expense	JIM BRISCO ENTERPRISES		475.00
Check Total:						25,350.60
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		102.00
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		204.00
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		127.50
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		76.50
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		76.50
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		25.50
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		76.50
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		96.75
24277	01/22/2024	1,2,3-TCP Fund	Professional Services	BSK ASSOCIATES		2,476.50
24277	01/22/2024	Water Enterprise Fund	Professional Services	BSK ASSOCIATES		204.00
24277	01/22/2024	1,2,3-TCP Fund	Professional Services	BSK ASSOCIATES		952.50
24277	01/22/2024	1,2,3-TCP Fund	Professional Services	BSK ASSOCIATES		952.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	5,370.75
24278	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	CAL FARM SERVICES		44.01
24278	01/22/2024	Gas Tax/Street Improvement	Small Tools	CAL FARM SERVICES		289.99
24278	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	CAL FARM SERVICES		51.20
24278	01/22/2024	Gas Tax/Street Improvement	Professional Services	CAL FARM SERVICES		24.00
24278	01/22/2024	General Fund	Special Departmental Expense	CAL FARM SERVICES		106.58
24278	01/22/2024	General Fund	Professional Services	CAL FARM SERVICES		160.00
					Check Total:	675.78
24279	01/22/2024	1,2,3-TCP Fund	Professional Services	CALGON CARBON		125,319.00
					Check Total:	125,319.00
24280	01/22/2024	General Fund	Memberships & Subscriptions	CALIFORNIA PEACE OFFICER'S ASSOCIATION		150.00
					Check Total:	150.00
24281	01/22/2024	Sewer Enterprise Fund	Professional Services	CASCADE INTEGRATION AND DEVELOPMEN'		4,171.50
24281	01/22/2024	Sewer Enterprise Fund	Professional Services	CASCADE INTEGRATION AND DEVELOPMEN'		7,047.00
					Check Total:	11,218.50
24282	01/22/2024	Internal Service Fund	Special Departmental Expense	CINTAS CORP		28.45
24282	01/22/2024	Internal Service Fund	Uniform & Clothing Expense	CINTAS CORP		13.62
24282	01/22/2024	Internal Service Fund	Uniform & Clothing Expense	CINTAS CORP		18.47
24282	01/22/2024	General Fund	Uniform & Clothing Expense	CINTAS CORP		39.04
24282	01/22/2024	Gas Tax/Street Improvement	Uniform & Clothing Expense	CINTAS CORP		39.69
24282	01/22/2024	Sewer Enterprise Fund	Uniform & Clothing Expense	CINTAS CORP		69.35
24282	01/22/2024	Water Enterprise Fund	Uniform & Clothing Expense	CINTAS CORP		82.02
24282	01/22/2024	Internal Service Fund	Special Departmental Expense	CINTAS CORP		28.45
24282	01/22/2024	Internal Service Fund	Uniform & Clothing Expense	CINTAS CORP		13.62
24282	01/22/2024	Internal Service Fund	Uniform & Clothing Expense	CINTAS CORP		18.47
24282	01/22/2024	General Fund	Uniform & Clothing Expense	CINTAS CORP		39.04
24282	01/22/2024	Gas Tax/Street Improvement	Uniform & Clothing Expense	CINTAS CORP		39.69
24282	01/22/2024	Sewer Enterprise Fund	Uniform & Clothing Expense	CINTAS CORP		282.57
24282	01/22/2024	Water Enterprise Fund	Uniform & Clothing Expense	CINTAS CORP		82.02
24282	01/22/2024	Internal Service Fund	Special Departmental Expense	CINTAS CORP		28.45
24282	01/22/2024	Internal Service Fund	Uniform & Clothing Expense	CINTAS CORP		18.47
24282	01/22/2024	Internal Service Fund	Uniform & Clothing Expense	CINTAS CORP		13.62
24282	01/22/2024	General Fund	Uniform & Clothing Expense	CINTAS CORP		39.04
24282	01/22/2024	Sewer Enterprise Fund	Uniform & Clothing Expense	CINTAS CORP		67.52
24282	01/22/2024	Gas Tax/Street Improvement	Uniform & Clothing Expense	CINTAS CORP		39.69
24282	01/22/2024	Water Enterprise Fund	Uniform & Clothing Expense	CINTAS CORP		82.02

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	1,083.31
24283	01/22/2024	General Fund	Training	CITY OF FRESNO		593.00
24283	01/22/2024	General Fund	Training	CITY OF FRESNO		593.00
					Check Total:	1,186.00
24284	01/22/2024	Internal Service Fund	Communications	COMCAST		314.72
					Check Total:	314.72
24285	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		171.08
24285	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		3,493.86
24285	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		38.22
24285	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	CONSOLIDATED ELECTRICAL DISTRIBUTORS		7.65
					Check Total:	3,710.81
24286	01/22/2024	Public Safety Trans & Use Tax	Machinery & Equipment	COOK'S COMMUNICATIONS		47,364.43
24286	01/22/2024	Public Safety Trans & Use Tax	Machinery & Equipment	COOK'S COMMUNICATIONS		47,364.43
					Check Total:	94,728.86
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		52.00
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		40.00
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		34.00
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		34.00
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		34.00
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		52.00
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		34.00
24287	01/22/2024	Internal Service Fund	Professional Services	D & D PEST CONTROL		40.00
					Check Total:	320.00
24288	01/22/2024	Information Technology Fund	Memberships & Subscriptions	DATA PATH		830.00
24288	01/22/2024	Information Technology Fund	Memberships & Subscriptions	DATA PATH		2,583.00
24288	01/22/2024	Information Technology Fund	Memberships & Subscriptions	DATA PATH		1,089.00
24288	01/22/2024	Information Technology Fund	Memberships & Subscriptions	DATA PATH		730.00
24288	01/22/2024	Information Technology Fund	Memberships & Subscriptions	DATA PATH		2,617.50
24288	01/22/2024	Information Technology Fund	Professional Services	DATA PATH		7,850.00
					Check Total:	15,699.50
24289	01/22/2024	General Plan Update Fund	Professional Services	DE NOVO PLANNING GROUP		18,994.50
					Check Total:	18,994.50
24290	01/22/2024	Internal Service Fund	Professional Services	DELRAY TIRE		399.95
24290	01/22/2024	Internal Service Fund	Operations & Maintenance	DELRAY TIRE		1,132.15

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24290	01/22/2024	Internal Service Fund	Operations & Maintenance	DELRAY TIRE		537.61
					Check Total:	2,069.71
24291	01/22/2024	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		72.78
24291	01/22/2024	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		13.51
24291	01/22/2024	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		157.60
24291	01/22/2024	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		162.36
24291	01/22/2024	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		8.66
24291	01/22/2024	General Fund	Uniform & Clothing Expense	ELITE UNIFORMS		162.36
					Check Total:	577.27
24292	01/22/2024	Water Fund Capital Replacement	Hydrant Replacement	FERGUSON WATERWORKS #1423		1,046.09
24292	01/22/2024	Water Enterprise Fund	Special Departmental Expense	FERGUSON WATERWORKS #1423		1,068.99
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		3,212.67
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		375.19
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		3,086.38
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		4,115.17
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		2,715.81
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		2,715.81
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		1,151.59
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		2,028.81
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		176.62
24292	01/22/2024	Water Fund Capital Replacement	Installation-New Water Meters	FERGUSON WATERWORKS #1423		1,385.61
					Check Total:	23,078.74
24293	01/22/2024	Internal Service Fund	Operations & Maintenance	FORD PRO		313.03
					Check Total:	313.03
24294	01/22/2024	Sewer Enterprise Fund	Special Departmental Expense	FOSTER'S PUMPS, INC.		410.00
					Check Total:	410.00
24295	01/22/2024	Internal Service Fund	Special Departmental Expense	GRAINGER		138.00
					Check Total:	138.00
24296	01/22/2024	Internal Service Fund	Operations & Maintenance	HI-TECH EVS INC		2,853.94
					Check Total:	2,853.94
24297	01/22/2024	Internal Service Fund	Utilities	HOFFMAN SECURITY		55.00
24297	01/22/2024	Internal Service Fund	Special Departmental Expense	HOFFMAN SECURITY		244.69
24297	01/22/2024	Internal Service Fund	Professional Services	HOFFMAN SECURITY		137.50
24297	01/22/2024	Internal Service Fund	Professional Services	HOFFMAN SECURITY		1,395.00
24297	01/22/2024	Internal Service Fund	Utilities	HOFFMAN SECURITY		81.59

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	1,913.78
24298	01/22/2024	General Fund	Special Departmental Expense	HORIZON		192.58
24298	01/22/2024	Water Enterprise Fund	Special Departmental Expense	HORIZON		163.49
24298	01/22/2024	General Fund	Special Departmental Expense	HORIZON		1,505.68
					Check Total:	1,861.75
24299	01/22/2024	General Fund	Uniform & Clothing Expense	INSIDELINES GRAPHIX INC.		236.29
					Check Total:	236.29
24300	01/22/2024	General Fund	Memberships & Subscriptions	INTERNATIONAL ASSOCIATION OF CHIEFS O		190.00
					Check Total:	190.00
24301	01/22/2024	Price Annexation LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		236.95
24301	01/22/2024	Price Annexation LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		1,679.74
24301	01/22/2024	Price Annexation LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		863.39
24301	01/22/2024	Price Annexation LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		1,354.16
24301	01/22/2024	Sandlewood Square LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		376.67
24301	01/22/2024	Pajaro Dunes LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		231.19
24301	01/22/2024	Redwood Estates LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		232.49
24301	01/22/2024	Cottage Gardens ST & LMA	Professional Services	JOE'S LANDSCAPING & CONCRETE		154.94
24301	01/22/2024	Silva Ranch LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		511.87
24301	01/22/2024	Mello Ranch LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		382.08
24301	01/22/2024	Juniper Meadows LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		138.72
24301	01/22/2024	Camellia Meadows LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		289.06
24301	01/22/2024	Stone Creek LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		827.69
24301	01/22/2024	Bell Crossing LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		232.81
24301	01/22/2024	Atwater South LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		1,084.18
24301	01/22/2024	Mello Ranch 2 LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		592.99
24301	01/22/2024	Meadow View LNDSCP	Professional Services	JOE'S LANDSCAPING & CONCRETE		356.12
24301	01/22/2024	Aspenwood Lndscp	Professional Services	JOE'S LANDSCAPING & CONCRETE		395.05
24301	01/22/2024	Applegate Ranch Lndscp	Professional Services	JOE'S LANDSCAPING & CONCRETE		430.75
					Check Total:	10,370.85
24302	01/22/2024	Internal Service Fund	Special Departmental Expense	JOHNSTONE SUPPLY		183.35
					Check Total:	183.35
24303	01/22/2024	Internal Service Fund	Professional Services	JORGENSEN COMPANY		70.44
24303	01/22/2024	Internal Service Fund	Professional Services	JORGENSEN COMPANY		387.21
					Check Total:	457.65
24304	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	KELLOGG SUPPLY		139.59

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	139.59
24305	01/22/2024	General Fund	Professional Services	LEIST AND ASSOCIATES		19,170.00
24305	01/22/2024	General Fund	Professional Services	LEIST AND ASSOCIATES		4,558.90
					Check Total:	23,728.90
24306	01/22/2024	General Fund	Professional Services	LEXISNEXIS RISK DATA MANAGEMENT		24.25
24306	01/22/2024	General Fund	Professional Services	LEXISNEXIS RISK DATA MANAGEMENT		960.00
					Check Total:	984.25
24307	01/22/2024	General Fund	Miscellaneous	LOOMIS		316.46
24307	01/22/2024	General Fund	Miscellaneous	LOOMIS		215.23
					Check Total:	531.69
24308	01/22/2024	Water Enterprise Fund	Accounts Payable	JESSICA LOZANO		310.50
					Check Total:	310.50
24309	01/22/2024	Internal Service Fund	Operations & Maintenance	MC REGIONAL WASTE MGMT. AUTH.		153.00
24309	01/22/2024	General Fund	Special Departmental Expense	MC REGIONAL WASTE MGMT. AUTH.		178.91
24309	01/22/2024	General Fund	Special Departmental Expense	MC REGIONAL WASTE MGMT. AUTH.		210.17
24309	01/22/2024	General Fund	Special Departmental Expense	MC REGIONAL WASTE MGMT. AUTH.		122.87
24309	01/22/2024	General Fund	Special Departmental Expense	MC REGIONAL WASTE MGMT. AUTH.		206.94
					Check Total:	871.89
24310	01/22/2024	General Fund	Printing & Advertising	MCCLATCHY COMPANY LLC		125.68
24310	01/22/2024	General Fund	Printing & Advertising	MCCLATCHY COMPANY LLC		131.26
24310	01/22/2024	General Fund	Printing & Advertising	MCCLATCHY COMPANY LLC		123.82
					Check Total:	380.76
24311	01/22/2024	General Fund	Coed Volleyball	MCNAMARA SPORTS		35.72
24311	01/22/2024	General Fund	Coed Fall Softball	MCNAMARA SPORTS		240.98
24311	01/22/2024	General Fund	Men's Fall Softball	MCNAMARA SPORTS		481.96
24311	01/22/2024	General Fund	Youth Basketball	MCNAMARA SPORTS		2,962.24
					Check Total:	3,720.90
24312	01/22/2024	General Fund	Training	JOVANI MEDINA		787.37
24312	01/22/2024	Internal Service Fund	Operations & Maintenance	JOVANI MEDINA		87.01
					Check Total:	874.38
24313	01/22/2024	Gen Plan Update-HousingElement	Professional Services	MERCED COUNTY ASSOCIATION		10,800.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	10,800.00
24314	01/22/2024	General Fund	Professional Services	MERCED FENCE COMPANY		1,710.00
					Check Total:	1,710.00
24315	01/22/2024	Internal Service Fund	Operations & Maintenance	MERCED TRUCK & TRAILER INC.		88.42
					Check Total:	88.42
24316	01/22/2024	Sanitation Enterprise Fund	Contract Admin Fee	MID-VALLEY DISPOSAL LLC		-19,037.41
24316	01/22/2024	Sanitation Enterprise Fund	Contract Admin Fee	MID-VALLEY DISPOSAL LLC		-19,346.03
24316	01/22/2024	Sanitation Enterprise Fund	AB 939 Support Fee	MID-VALLEY DISPOSAL LLC		-8,291.16
24316	01/22/2024	Sanitation Enterprise Fund	AB 939 Support Fee	MID-VALLEY DISPOSAL LLC		-8,158.89
24316	01/22/2024	Sanitation Enterprise Fund	Solid Waste Collectn/Disposal	MID-VALLEY DISPOSAL LLC		33,385.99
24316	01/22/2024	Sanitation Enterprise Fund	Solid Waste Collectn/Disposal	MID-VALLEY DISPOSAL LLC		276,371.89
					Check Total:	254,924.39
24317	01/22/2024	Internal Service Fund	Professional Services	MISTER CAR WASH		456.00
					Check Total:	456.00
24318	01/22/2024	Internal Service Fund	Professional Services	MUNICIPAL MAINTENANCE EQUIP.		358.00
24318	01/22/2024	Internal Service Fund	Operations & Maintenance	MUNICIPAL MAINTENANCE EQUIP.		1,564.95
					Check Total:	1,922.95
24319	01/22/2024	General Fund	Professional Services	MUNISERVICES LLC		421.80
					Check Total:	421.80
24320	01/22/2024	Internal Service Fund	Operations & Maintenance	NAPA AUTO PARTS		10.62
24320	01/22/2024	Internal Service Fund	Operations & Maintenance	NAPA AUTO PARTS		19.47
24320	01/22/2024	Internal Service Fund	Operations & Maintenance	NAPA AUTO PARTS		89.97
					Check Total:	120.06
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		4.67
24321	01/22/2024	Sewer Enterprise Fund	Special Departmental Expense	O'REILLY AUTO PARTS		9.78
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		39.13
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		6.83
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		35.83
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		14.29
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		7.60
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		67.40
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		38.04
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		20.65
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		176.65

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		9.68
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		12.71
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		15.21
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		51.06
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		9.22
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		5.59
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		35.10
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		23.91
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		200.01
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		3.47
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		100.01
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		165.06
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		24.40
24321	01/22/2024	General Fund	Special Departmental Expense	O'REILLY AUTO PARTS		63.80
24321	01/22/2024	Internal Service Fund	Small Tools	O'REILLY AUTO PARTS		56.53
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		9.24
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		17.13
24321	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	O'REILLY AUTO PARTS		58.17
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		33.04
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		111.99
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		156.27
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		12.93
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		54.15
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		46.02
24321	01/22/2024	Sewer Enterprise Fund	Small Tools	O'REILLY AUTO PARTS		515.46
24321	01/22/2024	Internal Service Fund	Operations & Maintenance	O'REILLY AUTO PARTS		76.10
Check Total:						2,287.13
24322	01/22/2024	General Fund	Utilities	PACIFIC GAS & ELECTRIC		2,186.74
24322	01/22/2024	General Fund	Utilities	PACIFIC GAS & ELECTRIC		103.59
24322	01/22/2024	General Fund	Utilities	PACIFIC GAS & ELECTRIC		1,408.48
24322	01/22/2024	General Fund	Utilities	PACIFIC GAS & ELECTRIC		363.54
24322	01/22/2024	General Fund	Utilities	PACIFIC GAS & ELECTRIC		2,838.31
24322	01/22/2024	Gas Tax/Street Improvement	Utilities	PACIFIC GAS & ELECTRIC		17,316.71
24322	01/22/2024	Northwood Village LD	Utilities	PACIFIC GAS & ELECTRIC		273.89
24322	01/22/2024	Orchard Park Estates LD	Utilities	PACIFIC GAS & ELECTRIC		148.71
24322	01/22/2024	Wildwood Estates LD	Utilities	PACIFIC GAS & ELECTRIC		35.91
24322	01/22/2024	Woodview Garland LA	Utilities	PACIFIC GAS & ELECTRIC		14.44
24322	01/22/2024	Shaffer Lakes West LD	Utilities	PACIFIC GAS & ELECTRIC		48.20
24322	01/22/2024	Woodhaven LD	Utilities	PACIFIC GAS & ELECTRIC		15.90
24322	01/22/2024	Sierra Parks LD	Utilities	PACIFIC GAS & ELECTRIC		5,162.97
24322	01/22/2024	Shaffer Lakes East LD	Utilities	PACIFIC GAS & ELECTRIC		194.70
24322	01/22/2024	Price Annexation LD	Utilities	PACIFIC GAS & ELECTRIC		839.45

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24322	01/22/2024	Sandlewood Square LD	Utilities	PACIFIC GAS & ELECTRIC		26.00
24322	01/22/2024	Pajaro Dunes LD	Utilities	PACIFIC GAS & ELECTRIC		23.10
24322	01/22/2024	Cottage Gardens LD	Utilities	PACIFIC GAS & ELECTRIC		22.40
24322	01/22/2024	Airport Business Park LD	Utilities	PACIFIC GAS & ELECTRIC		192.01
24322	01/22/2024	Atwater South LD	Utilities	PACIFIC GAS & ELECTRIC		48.19
24322	01/22/2024	Water Enterprise Fund	Utilities	PACIFIC GAS & ELECTRIC		51,465.73
24322	01/22/2024	Sewer Enterprise Fund	Utilities	PACIFIC GAS & ELECTRIC		4,023.17
24322	01/22/2024	Internal Service Fund	Utilities	PACIFIC GAS & ELECTRIC		6,020.21
24322	01/22/2024	General Fund	Utilities	PACIFIC GAS & ELECTRIC		61.07
24322	01/22/2024	Gas Tax/Street Improvement	Utilities	PACIFIC GAS & ELECTRIC		80.85
24322	01/22/2024	Water Enterprise Fund	Utilities	PACIFIC GAS & ELECTRIC		26,691.51
24322	01/22/2024	Sewer Enterprise Fund	Utilities	PACIFIC GAS & ELECTRIC		70,629.86
Check Total:						190,235.64
24323	01/22/2024	General Fund	Professional Services	PRECISION CIVIL ENGINEERING, INC.		3,381.25
24323	01/22/2024	General Fund Capital	Phase 3 Ped Imp Proj Downtown	PRECISION CIVIL ENGINEERING, INC.		3,506.89
24323	01/22/2024	Measure V 20% AlternativeModes	Phase 3 Ped Imp Proj Downtown	PRECISION CIVIL ENGINEERING, INC.		454.36
Check Total:						7,342.50
24324	01/22/2024	Water Fund Capital Replacement	Canal Creek Utility Crossing	PROVOST & PRITCHARD CONSULTING GROU		2,357.50
24324	01/22/2024	Sewer Enterprise Fund	Canal Creek Utility Crossing	PROVOST & PRITCHARD CONSULTING GROU		2,357.50
Check Total:						4,715.00
24325	01/22/2024	Sewer Enterprise Fund	Sewer Lift Station Imprvmnts	QUAD KNOPF		5,728.49
Check Total:						5,728.49
24326	01/22/2024	General Fund	Aged Outstanding Warrants	ELENA RODRIGUEZ		126.16
Check Total:						126.16
24327	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	SAFE-T-LITE		1,541.86
24327	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	SAFE-T-LITE		43.76
Check Total:						1,585.62
24328	01/22/2024	Internal Service Fund	Professional Services	SAN JOAQUIN VALLEY AIR		84.00
Check Total:						84.00
24329	01/22/2024	Internal Service Fund	Special Departmental Expense	SHERWIN-WILLIAMS CO.		442.54
24329	01/22/2024	Internal Service Fund	Special Departmental Expense	SHERWIN-WILLIAMS CO.		608.34
24329	01/22/2024	Internal Service Fund	Special Departmental Expense	SHERWIN-WILLIAMS CO.		820.59
Check Total:						1,871.47
24330	01/22/2024	Sewer Enterprise Fund	Utilities	SIEMENS FINANCIAL SERVICES, INC.		11,409.58

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	11,409.58
24331	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	SIERRA MATERIALS & TRUCKING COMPANY		311.75
24331	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	SIERRA MATERIALS & TRUCKING COMPANY		87.28
					Check Total:	399.03
24332	01/22/2024	General Fund	Uniform & Clothing Expense	DAYTON SNYDER		13.00
					Check Total:	13.00
24333	01/22/2024	Gas Tax/Street Improvement	Professional Services	ST FRANCIS ELECTRIC		456.00
24333	01/22/2024	Local Transportation Fund	Project Retention	ST FRANCIS ELECTRIC		1,779.38
24333	01/22/2024	RSTP-Regional Surf Transp Prog	Project Retention	ST FRANCIS ELECTRIC		18,355.00
					Check Total:	20,590.38
24334	01/22/2024	Water Enterprise Fund	Professional Services	STATE WATER RESOURCES CONTROL BOARD		45,236.72
					Check Total:	45,236.72
24335	01/22/2024	Water Enterprise Fund	Special Departmental Expense	SUPERIOR POOL PRODUCTS LLC		1,799.49
24335	01/22/2024	Water Enterprise Fund	Special Departmental Expense	SUPERIOR POOL PRODUCTS LLC		851.49
24335	01/22/2024	Water Enterprise Fund	Special Departmental Expense	SUPERIOR POOL PRODUCTS LLC		1,099.03
					Check Total:	3,750.01
24336	01/22/2024	General Fund	Professional Services	TAYLOR VETERINARY HOSPITAL		258.25
					Check Total:	258.25
24337	01/22/2024	Water Enterprise Fund	Utilities	TERRAFORM PHOENIX II ARCADIA HOLDING		2,383.88
24337	01/22/2024	Water Enterprise Fund	Utilities	TERRAFORM PHOENIX II ARCADIA HOLDING		5,845.60
24337	01/22/2024	Water Enterprise Fund	Utilities	TERRAFORM PHOENIX II ARCADIA HOLDING		2,263.47
24337	01/22/2024	Internal Service Fund	Utilities	TERRAFORM PHOENIX II ARCADIA HOLDING		1,142.67
					Check Total:	11,635.62
24338	01/22/2024	Water Enterprise Fund	Professional Services	TESCO CONTROLS, INC.		740.00
					Check Total:	740.00
24339	01/22/2024	Sewer Enterprise Fund	Professional Services	THE BANK OF NEW YORK MELLON		2,300.00
					Check Total:	2,300.00
24340	01/22/2024	Information Technology Fund	Communications	TPX COMMUNICATIONS		8,308.81
					Check Total:	8,308.81
24341	01/22/2024	Internal Service Fund	Professional Services	TRANE U.S. INC.		2,799.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	2,799.00 ✓
24342	01/22/2024	Internal Service Fund	Utilities	TRIPP SECURITY SYSTEMS		33.00
					Check Total:	33.00 ✓
24343	01/22/2024	General Fund	Training	TYLER TECHNOLOGIES, INC.		500.00
					Check Total:	500.00 ✓
24344	01/22/2024	General Fund	Rents & Leases	UBEO WEST LLC		579.52
					Check Total:	579.52 ✓
24345	01/22/2024	ARPA-American Rescue Plan Act	Project Retention	UNITED PAVEMENT MAINTENANCE INC		28,372.49
					Check Total:	28,372.49 ✓
24346	01/22/2024	Employee Benefits Fund	Life Insurance	UNUM LIFE INSURANCE		1,677.53
24346	01/22/2024	Employee Benefits Fund	Disability Insurance	UNUM LIFE INSURANCE		585.22
24346	01/22/2024	Employee Benefits Fund	Disability Insurance	UNUM LIFE INSURANCE		3,186.60
24346	01/22/2024	Employee Benefits Fund	Life Insurance	UNUM LIFE INSURANCE		1,613.03
24346	01/22/2024	Employee Benefits Fund	Disability Insurance	UNUM LIFE INSURANCE		3,060.98
24346	01/22/2024	Employee Benefits Fund	Disability Insurance	UNUM LIFE INSURANCE		585.22
					Check Total:	10,708.58 ✓
24347	01/22/2024	Internal Service Fund	Operations & Maintenance	VAN DE POL		10,243.57
					Check Total:	10,243.57 ✓
24348	01/22/2024	Sewer Enterprise Fund	Professional Services	VEOLIA WATER NORTH AMERICA		183,175.28
					Check Total:	183,175.28 ✓
24349	01/22/2024	General Fund	Communications	VERIZON WIRELESS		38.01
24349	01/22/2024	General Fund	Communications	VERIZON WIRELESS		51.64
24349	01/22/2024	Sewer Enterprise Fund	Special Departmental Expense	VERIZON WIRELESS		38.01
24349	01/22/2024	Sewer Enterprise Fund	Utilities	VERIZON WIRELESS		40.03
24349	01/22/2024	Internal Service Fund	Special Departmental Expense	VERIZON WIRELESS		40.01
24349	01/22/2024	Internal Service Fund	Utilities	VERIZON WIRELESS		80.13
					Check Total:	287.83 ✓
24350	01/22/2024	Employee Benefits Fund	Vision Insurance	VISION SERVICE PLAN (CA)		1,186.65
24350	01/22/2024	Employee Benefits Fund	Vision Insurance	VISION SERVICE PLAN (CA)		938.89
					Check Total:	2,125.54 ✓
24351	01/22/2024	SB1-Road Maint & Rehab RMRA	Fruitland Ave Rd Improvements	VVH CONSULTING SERVICES		5,772.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24351	01/22/2024	General Fund Capital	Phase 2 Ped Imp Proj Downtown	VVH CONSULTING SERVICES		658.11
24351	01/22/2024	Measure V 20% AlternativeModes	Phase 2 Ped Imp Proj Downtown	VVH CONSULTING SERVICES		85.26
24351	01/22/2024	ARPA-American Rescue Plan Act	Cedar and First Parking Lot	VVH CONSULTING SERVICES		13,631.25
24351	01/22/2024	SB1-Road Maint & Rehab RMRA	Fruitland Ave Rd Improvements	VVH CONSULTING SERVICES		6,727.50
24351	01/22/2024	SB1-Road Maint & Rehab RMRA	Fruitland Ave Rd Improvements	VVH CONSULTING SERVICES		6,868.00
					Check Total:	33,742.62 ✓
24352	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	WATERFORD IRRIGATION SUPPLY, INC		2.23
					Check Total:	2.23 ✓
24353	01/22/2024	General Fund	Professional Services	WEED MAN		934.00
					Check Total:	934.00 ✓
24354	01/22/2024	Internal Service Fund	Utilities	WEST COAST GAS CO. INC.		29.97
					Check Total:	29.97 ✓
24355	01/22/2024	General Fund	Special Departmental Expense	WINTON HARDWARE		10.76
24355	01/22/2024	Gas Tax/Street Improvement	Special Departmental Expense	WINTON HARDWARE		58.80
24355	01/22/2024	Water Enterprise Fund	Special Departmental Expense	WINTON HARDWARE		32.31
					Check Total:	101.87 ✓
					Report Total:	1,312,444.15

Accounts Payable

Checks by Date - Detail by Check Date

User: jimurillo
 Printed: 1/18/2024 3:06 PM



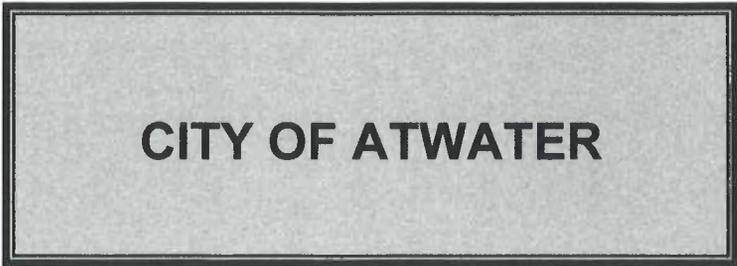
City of
Atwater
 Community Pride City Wide

750 Bellevue Road, Atwater CA 95301

Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
ACH	CHA999	CHASE	01/22/2024	
	1032024	Cocos of Garden Grove		25.91
	1032024	Five Ten Bistro		82.38
	1032024	Dollar Tree		17.67
	1032024	The Home Depot		229.96
	1032024	Electrify America		10.00
	1032024	BigLots		5.42
	1032024	JAMF		348.00
	1032024	Ford		34.16
	1032024	Electrify America		10.00
	1032024	Ford		22.96
	1032024	Habit		64.30
	1032024	The Home Depot		42.74
	1032024	Oggi's Garden Grove		31.71
	1032024	Public Sector Employment Law Confrence		1,120.00
	1032024	Electrify America		30.24
	1032024	Homewood Suites		679.56
	1032024	Merced County Recorder		52.50
	1032024	Chefstore		36.45
	1032024	La Quinta		674.16
	1032024	La Quinta		679.90
	1032024	Arco		75.36
	1032024	BigLots		48.73
	1032024	League of California		675.00
	1032024	La Quinta		674.16
	1032024	Outback		27.99
	1032024	Ford		30.80
	1032024	The Home Depot		285.82
	1032024	Ford		40.88
	1032024	Ford		26.40
	1032024	JCS Garden Grove		38.69
	1032024	Electrify America		10.00
	1032024	SQ Santa Ana		7.95
	1032024	Lowe's		48.32
	1032024	Oakland International Airport		63.00
	1032024	Lowe's		70.28
	1032024	Target		87.09
	1032024	Almond Tree		38.48
	1032024	Linx		417.39
	1032024	Ford		24.64
	1032024	Ford		24.08
	1032024	Electrify America		10.00
	1032024	In-Shape		20.00
	1032024	Electrify America		10.00
	1032024	Mission Bay		639.00
	1032024	BigLots		-19.99
	1032024	Mission Bay		426.00
	1032024	Electrify America		10.00
	1032024	Marshalls		27.25

Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
	1032024	Ford		34.72
	1032024	Electrify America		10.00
	1032024	Hudson		14.72
	1032024	The Home Depot		77.85
	1032024	Ford		40.32
	1032024	Five Ten Bistro		75.00
	1032024	Lowe's		155.86
	1032024	Big 5		86.99
	1032024	SQ Santa Ana		8.18
	1032024	SQ Santa Ana		9.87
	1032024	Adobe		19.99
	1032024	Ford		20.72
	1032024	Evgo		15.34
	1032024	Target		13.00
	1032024	Ford		38.64
	1032024	Electrify America		38.08
	1032024	Walmart		47.35
	1032024	4Imprint		426.03
	1032024	Jantz Caf & Bakery		66.00
	1032024	BigLots		15.20
	1032024	Electrify America		10.00
	1032024	Ford		27.36
	1032024	Electrify America		20.16
	1032024	Wyndham		379.14
	1032024	SouthWest		308.20
	1032024	LexisNexis		29.00
	1032024	Clovis Cleaners		73.10
	1032024	Mission Bay		11.47
	1032024	Staples		119.06
	1032024	Big 5		108.74
	1032024	Ford		39.76
	1032024	Ford		39.76
	1032024	Target		25.98
	1032024	Ford		19.04
	1032024	BoxCast		1,788.00
	1032024	Merced Mall Car Wash		34.99
	1032024	La Quinta		679.90
	1032024	Ford		32.64
	1032024	CVS Pharmacy		100.00
	1032024	Walmart		15.79
	1032024	OC Parking Civic Center Santa Ana		15.00
	1032024	Target		109.39
	1032024	UBER		25.76
	1032024	Ford		31.36
	1032024	City 90 Chase Dispatch		41.00
	1032024	CPRS District 5		50.00
	1032024	Starbucks		16.58
	1032024	Ford		20.72
	1032024	Electrify America		20.00
	1032024	Public Sector Employment Law Confrence		100.00
	1032024	Evgo		8.90
	1032024	Ford		15.12
			Total for this ACH Check for Vendor CHA999:	13,565.12
			Total for 1/22/2024:	13,565.12

Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
			Report Total (1 checks):	13,565.12



GENERAL PLAN TECHNICAL ADVISORY COMMITTEE

ACTION MINUTES

November 1, 2023

REGULAR SESSION: (Council Chambers)

The General Plan Technical Advisory Committee of the City of Atwater met in Regular Session this date at 6:02 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Chairperson Nelson presiding.

INVOCATION:

Invocation by Committee Member Borgwardt

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Committee Member Daugherty.

ROLL CALL:

Present: Committee Members Borgwardt, Daugherty, Murphy, Raymond, Reed, and Nelson
Absent: None
Staff Present: Battalion Chief Lopes, City Engineer Seymour, Contracted Engineer Hayes, Deputy City Manager / Community Development Director Thompson, Police Chief Salvador, Recording Secretary Rashad

SUBSEQUENT NEED ITEMS: *None*

APPROVAL OF AGENDA AS POSTED OR AS AMENDED:

MOTION: Committee Member Murphy moved to approve the agenda as posted. The motion was seconded by Committee Member Reed and the vote was: Ayes: Committee Members Borgwardt, Raymond, Reed, Murphy, Daugherty, Nelson; Noes: None; Absent: None. The motion passed.

APPROVAL OF MINUTES:

October 4, 2023 – Regular Meeting

MOTION: Committee Member Borgwardt moved to approve the minutes as posted. The motion was seconded by Committee Member Murphy and the roll call vote was: Ayes: Committee Members Reed, Daugherty, Murphy, Borgwardt, Raymond, and Nelson; Noes: None; Absent: None. The motion passed.

OVERVIEW OF GENERAL PLAN UPDATE:

1. Circulation
 - a. Introduction
 - b. Overview
 - c. Levels of Service (LOS)
 - d. SB743 (VMT)
 - e. Policy

Deputy City Manager / Community Development Director Thompson and Contracted Engineer Hayes spoke about Circulation and presented a PowerPoint.

COMMENTS FROM THE PUBLIC:

Chairperson Nelson opened Public Comment.

Notice to the public was read.

No one came forward to speak.

Chairperson Nelson closed the Public Comment.

COMMITTEE MEMBER MATTERS:

None

ADJOURNMENT:

Chairperson Nelson adjourned the meeting at 6:58 PM.

Mike Nelson, Chairperson

By: Kayla Rashad,
Recording Secretary



CITY OF ATWATER

CITY COUNCIL
ACTION MINUTES

January 8, 2024

REGULAR SESSION: (Council Chambers)

The City Council of the City of Atwater met in Regular Session this date at 6:00 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Nelson presiding.

INVOCATION:

The Invocation was led by Chaplain Steve Mead.

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Pledge of Allegiance was led by Mayor Nelson.

ROLL CALL: (City Council)

Present: City Council Members Ambriz, Cale, Button, Mayor Nelson
Absent: None
Staff Present: City Manager Waterman, Deputy City Manager/Community Development Director, City Attorney Splendorio, Police Chief Salvador, Finance Director Nicholas, Public Works Director Vinson, Battalion Chief Ayuso, City Clerk Billings, Assistant City Clerk Martin

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

Mayor Nelson reported that the Closed Session Calendar was cancelled.

SUBSEQUENT NEED ITEMS: None

APPROVAL OF AGENDA AS POSTED OR AS AMENDED:

MOTION: City Council Member Button moved to approve the agenda as posted. The motion was seconded by Mayor Pro Tem Raymond and the vote was: Ayes: Cale, Ambriz, Raymond, Button, Nelson; Noes: None; Absent: None. The motion passed.

CONSENT CALENDAR:

Mayor Nelson opened public comment regarding items on the Consent Calendar.

No one came forward to speak.

City Manager Waterman provided a comment regarding the Consent Calendar and the Salary Schedule.

Mayor Nelson closed the public comment.

MOTION: City Council Member Cale moved to approve the Consent Calendar as posted. The motion was seconded by City Council Member Ambriz and the vote was: Ayes: Cale, Ambriz, Raymond, Button, Nelson; Noes: None; Absent: None. The motion passed.

WARRANTS:

1. a.) December 26, 2023
b.) January 8, 2024

ACTION: Approval of warrants as listed.

MINUTES: (Citizens' Oversight Committee)

2. September 5, 2023 - Regular meeting

ACTION: Acceptance of minutes as listed.

MINUTES: (Planning Commission)

3. November 15, 2023

ACTION: Acceptance of minutes as listed.

MINUTES: (City Council)

4. December 11, 2023

ACTION: Approval of minutes as listed.

AGREEMENTS:

5. Authorizing, Approving and Awarding a Purchase Agreement (Purchase Order) for the repair of a Pump located at the Wastewater Treatment Plant (Public Works Director Vinson)

ACTION: Authorizes, approves, and awards a Purchase Agreement (Purchase Order) with ITT Goulds Pump Inc. of Placentia, CA for the replacement of a pump located at the Wastewater Treatment Plant, in an amount not to exceed \$35,976 plus any freight and taxes; and authorizes and directs the City Manager, or her designee, to execute the Purchase Agreement (Purchase Order) on behalf of the City.

RESOLUTIONS:

6. Adopting City of Atwater Salary Schedule C-24 Effective January 1, 2024, Conforming to State of California Minimum Wage Increase (Human Resources Director Sousa)

ACTION: Adoption of Resolution No. 3441-24 Adopting City of Atwater Salary Schedule C-24 Effective January 1, 2024, Conforming to State of California Minimum Wage Increase.

PUBLIC HEARINGS:

Ordering a Summary Vacation of Certain Public Right-of-Way within the City of Atwater; and Adopting a Resolution Approving Variance No. 23-14-0400 and Waiving the first reading and introducing an ordinance, by title only, Approving Zone Change No. 23-14-0100 for a Parcel Located at 1789 Elm Street (APN: 002-181-041) (Deputy City Manager/Community Development Director Thompson)

Deputy City Manager/Community Development Director Thompson provided background information on this item.

Mayor Nelson opened the public hearing.

No one came forward to speak.

Mayor Nelson closed the public hearing.

MOTION: Mayor Pro Tem Raymond moved to Adopt Resolution No. 3440-24 Ordering a Summary Vacation of Certain Public Right-of-Way within the City of Atwater, Northwest Corner of Elm Avenue and Winton Way; and to Adopt Resolution No. 3442-24 Approving Variance No. 23-14-0400 for a Parcel Located at 1789 Elm Street (APN: 002-181-041); to waive the first reading and introduce Ordinance No. CS 1066, by title only Approving Zone Change No. 23-14-0100 for a Parcel Located at 1789 Elm Street (APN: 002-181-041) . The motion was seconded

by City Council Member Ambriz and the vote was: Ayes: Cale, Ambriz, Button, Nelson; Noes: None; Absent: None. The motion passed.

CITY MANAGER REPORTS/UPDATES:

City Manager Updates

City Manager Waterman had nothing to report.

COMMENTS FROM THE PUBLIC:

Notice to the public was read.

Mayor Nelson clarified that under the Brown Act, members of the public are entitled to directly address the City Council and are not entitled to address their comments to other members of the public or to staff.

Mayor Nelson opened public comment.

Linda Dash spoke regarding the salary schedule.

Jim Price spoke regarding city finances.

Christan Santos, Field Representative for Congressman John Duarte, provided an update regarding Congressman Duarte's office.

Les Nickerson spoke regarding property behind his home.

Mari Montoya spoke regarding sidewalks and curbs.

Mayor Nelson closed the public comment.

CITY COUNCIL REPORTS/UPDATES:

City Council comments

City Council Member Button had nothing to report.

Mayor Pro Tem Raymond had nothing to report.

City Council Member Ambriz had nothing to report.

City Council Member Cale spoke regarding the great Christmas season and congratulated Old Town Atwater regarding the Ice-Skating Rink.

Mayor Nelson wished everyone a Happy New Year!

ADJOURNMENT:

Mayor Nelson adjourned the meeting at 6:28 PM.

JANELL MARTIN
ASSISTANT CITY CLERK



CITY COUNCIL AGENDA REPORT

CITY COUNCIL

Mike Nelson, Mayor
Danny Ambriz Tyler Button
John Cale Brian Raymond

MEETING DATE: January 22, 2024
TO: Mayor and City Council
FROM: Justin Vinson, Public Works Director
PREPARED BY: Justin Vinson, Public Works Director
SUBJECT: **Declaring Property on Castle St (APN 003-101-100) as Non-Exempt Surplus Land (Public Works Director Vinson)**

RECOMMENDED COUNCIL ACTION

Adoption of Resolution No. 3444-24 Declaring property on Castle St (APN 003-101-100) as non-exempt surplus land.

I. BACKGROUND/ANALYSIS:

In 1954, the City of Atwater drilled a water production well on Castle St at APN 003-101-100. This well was used to help supply potable water to the residents of the city. In August 2006, the well went offline and was no longer a viable well to be used to deliver water. In December 2014, the well was officially destroyed. Since then, the property has been vacated and not used. The city has no use for this property anymore and it is not necessary for any future use of the city.

The California Surplus Lands Act requires the city to declare the property surplus due to its size and access. The city must give written notice of its availability to public entities within the city's jurisdiction, hosting sponsors, and the California Department of Housing and Community Development, among others. The property is approximately .23 acres and its estimated worth is \$25,000.

II. FISCAL IMPACTS:

There are no fiscal impacts at this time. Staff will return to council at a later date with a contract to sell the property.

This item has been reviewed by the Finance Department.

III. LEGAL REVIEW:

This item has been reviewed by the City Attorney's Office.

IV. EXISTING POLICY:

N/A

V. ALTERNATIVES:

N/A

VI. INTERDEPARTMENTAL COORDINATION:

This item has been reviewed by all departments.

VII. PUBLIC PARTICIPATION:

The public will have an opportunity to provide comments on this item prior to City Council action.

VIII. ENVIRONMENTAL REVIEW:

The sale of the Property as surplus is exempt from environmental review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15312 (Surplus Government Property Sales). However, if development was proposed on the property by a subsequent buyer, then that development would be reviewed under CEQA.

IX. STEPS FOLLOWING APPROVAL:

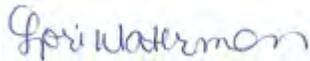
Following approval, staff will give written notice of the availability of the property.

Submitted by:



Justin Vinson, Public Works Director

Approved by:



Lori Waterman, City Manager

Attachments:

1. 3444-24 Declaring Surplus Property on Castle Street APN 003-101-100
2. Plat and Legal for APN 003-101-001_signed



**CITY COUNCIL
OF THE
CITY OF ATWATER**

RESOLUTION NO. 3444-24

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF ATWATER DECLARING PROPERTY
LOCATED ON CASTLE ST (APN 003-101-001) AS
NON-EXEMPT SURPLUS LAND**

WHEREAS, the California Surplus Land Act ("Act") (Government Code Section 54220 et seq.) requires that before the City of Atwater ("City") takes any action to sell or lease its property, it must declare the property to be surplus land; and

WHEREAS, surplus land means land owned in fee simple by the City for which the City Council takes formal action in a regular meeting declaring such land is surplus and is not necessary for the City's use; and

WHEREAS, the City must give written notice of its availability of the property for sale to public entities within the property' jurisdiction, housing sponsors, and the California Department of Housing and Community Development, among others; and

WHEREAS, the City of Atwater owns one property on Castle St, totaling approximately 0.23 acres; and

WHEREAS, the City Council finds that the property on Castle St is surplus land because it is not necessary for the City's use, as defined in Government Code section 54221(c)(1); and

WHEREAS, the Act requires that before the City Council disposes of the property or engages in negotiations to dispose of Property, the City must send a written Notice of Availability of the property to certain entities.

WHEREAS, pursuant to the Act, City staff will send a written Notice of Availability to the entities and agencies identified in Government Code Section 54222.

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

1. The above recitals are true and correct and are a substantive part of this Resolution; and

2. The City Council hereby declares that the Property is surplus land and not necessary for the City's use, as defined in Government Code section 54221(c)(1) and does not qualify as "exempt surplus land" under Government Code section 54221(f); and
3. The City Council hereby authorizes the City Manager, or his designee, to comply with the requirements of the Act, to send written notices of availability of the Property for sale to those statutorily entitled to receive it (pursuant to Government Code section 54222), to negotiate the terms of a proposed sale of the Property, if any, who submit qualified Notices of Interest (pursuant to Government Code sections 54222.5 and 54223), and to otherwise follow the procedures of the Act, as applicable to a proposed sale of the Property.
4. Any proposed agreement for the sale of the Property shall be subject to the approval of the City Council.
5. The sale of the Property as surplus is exempt from environmental review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15312 (Surplus Government Property Sales). However, if development was proposed on the Property by a subsequent buyer, then that development would be reviewed under CEQA.
6. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this Resolution are declared to be severable.
7. This Resolution shall take effective immediately upon its adoption.

The foregoing resolution is hereby adopted the 22nd day of January 2024.

**AYES:
NOES:
ABSENT:**

APPROVED:

MIKE NELSON, MAYOR

ATTEST:

KORYJ. BILLINGS, CITY CLERK

**EXHIBIT A
LEGAL DESCRIPTION
FOR APN 003-101-001**

Being a portion of Lot 14, in Block 2, as shown on that certain Map of Castle Park Acres, filed in Volume 11 of Maps, at Page 7, Merced County Records, situate in the City of Atwater, County of Merced, State of California, lying in section 1, Township 7 South, Range 12 East, Mount Diablo Base and Meridian, being more particularly described as follows:

The North 98.64 feet of the West 100.0 feet of Lot 14, in Block 2, according to map referred to above, and the East line thereof being parallel to the West line of said Lot 14 and the South line thereof being parallel to the North line of said Lot 14.

Containing 0.23 acres, more or less.

Subject to all easements and rights-of-way of record.

A plat (Exhibit B) showing the above-described area is attached hereto and made a part hereof.

Prepared by:

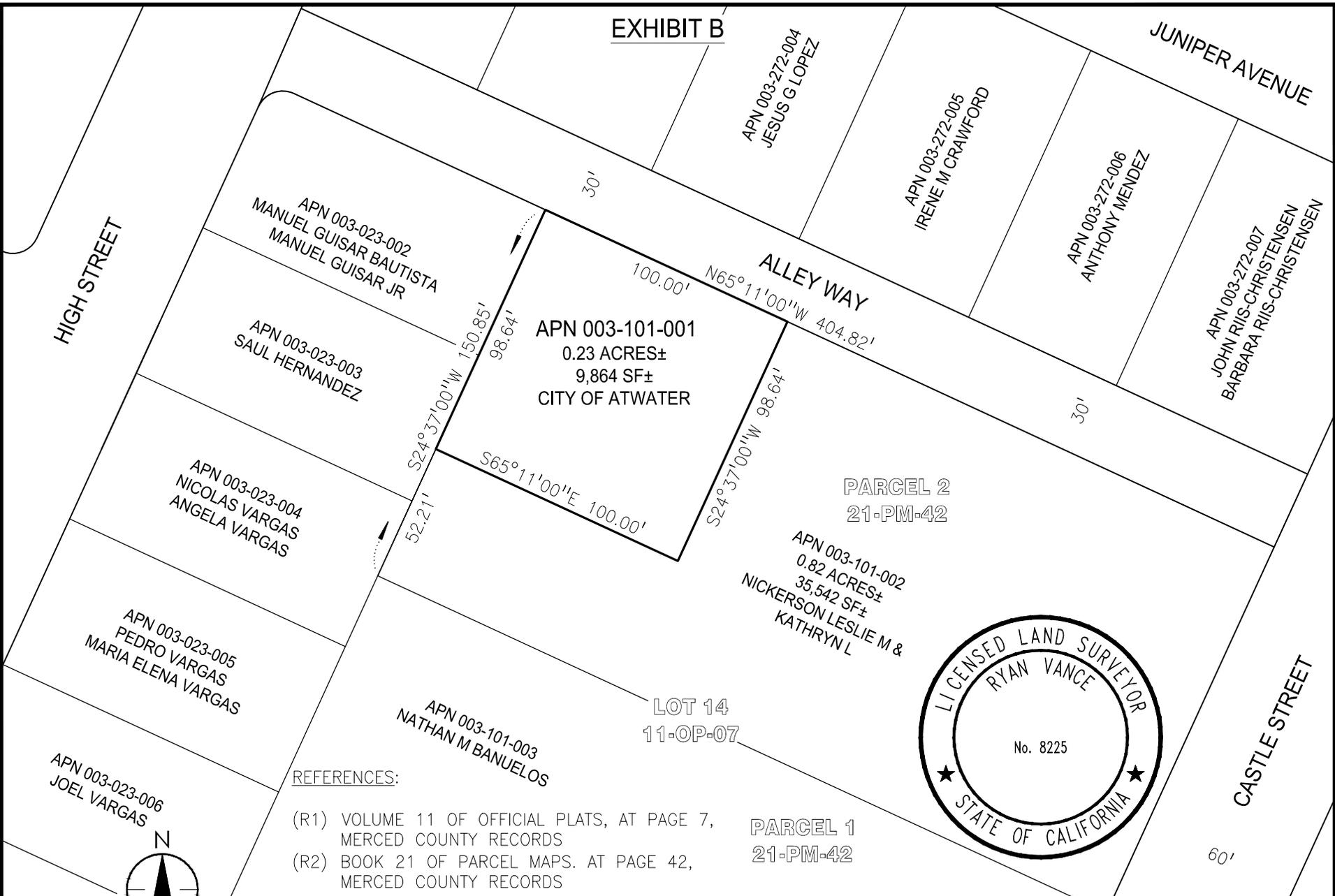


Ryan Vance, L. S. 8225

5/2/2023

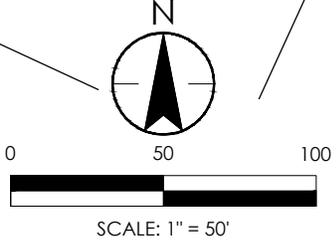
Date





REFERENCES:

- (R1) VOLUME 11 OF OFFICIAL PLATS, AT PAGE 7, MERCED COUNTY RECORDS
- (R2) BOOK 21 OF PARCEL MAPS. AT PAGE 42, MERCED COUNTY RECORDS



WMT
CONSULTING ENGINEERS
430 10th Street
Modesto, CA 95354
Tel: 209.568.4477 Fax: 209.568.4478

W:\10930300\CASTLE STREET ALLEY ABANDONMENT\survey\DRAWING\SHEET FILES\Exhibit B.dwg 5/3/23 15:14

NRS APRIL 2023

CITY OF ATWATER
PROPERTY IN BETWEEN 1645 CASTLE ST. AND 1798 HIGH ST.
ATWATER, MERCED COUNTY, CALIFORNIA 95301

EXHIBIT FOR
APN 003-101-001

EXHIBIT
B



CITY COUNCIL AGENDA REPORT

CITY COUNCIL

Mike Nelson, Mayor
Danny Ambriz Tyler Button
John Cale Brian Raymond

MEETING DATE: January 22, 2024
TO: Mayor and City Council
FROM: Greg Thompson, Deputy City Manager/Community Development Director
PREPARED BY: Kayla Rashad, Administrative Assistant
SUBJECT: **Dissolving the General Plan Technical Advisory Committee**
(Deputy City Manager/Community Development Director Thompson)

RECOMMENDED COUNCIL ACTION

Adoption of Resolution No. 3443-24 dissolving the General Plan Technical Advisory Committee.

I. BACKGROUND/ANALYSIS:

BACKGROUND:

Pursuant to Government Code Section 65300 et seq. (referred to as the Public Resources Code), government entities, such as cities and counties, are required to adopt and administrate a comprehensive General Plan. This planning document anticipates a 20-year useful lifespan and is amended periodically.

The City of Atwater last updated and adopted its current General Plan in August of 2000. The City has now begun the process to update its 2000 General Plan and the technical studies associated with it.

Staff is recommending that the Mayor and the City Council consider dissolving the General Plan Technical Advisory Committee to transition into stakeholders' and outreach meetings that will provide access to the public of pertinent materials and drafts.

ANALYSIS:

The role of the General Plan Technical Advisory Committee was to perform the following:

- Facilitate, in concert with City staff, consultants and the public, the update of the 2000 City of Atwater General Plan throughout the General Plan Update process.
- Supplement the community input provided at public workshops and provide

feedback and guidance throughout the General Plan Update.

- Provide feedback and direction to the project consultant and City staff, with the goal of developing policies and objectives of the new General Plan that are responsive to community input, conditions, goals, and vision.
- Refine the approach taken for each major step in the process, provide feedback through interim steps, review reports, and review policy alternatives to select preferred policies.
- Provide guidance at key project milestones.
- Communicate information about the General Plan Update to the City of Atwater community members and to encourage all interested parties to participate in the process.
- Make a recommendation to the Planning Commission and the City Council on the adoption of the General Plan Update.
- Make a recommendation on land use and the Sphere of Influence.

The General Plan Technical Advisory Committee consisted of six members that were appointed by the Mayor with ratification by the City Council. Applications were submitted to the City Manager's Office. The Committee consisted of two members from the City Council, two members of the Planning Commission, and two technical members who may or may not be City of Atwater residents. This Committee served as an advisory capacity only; chartered to assist the City's planning agency in the duties set forth herein and in the Resolution.

The intended meetings of this six-member Committee were once per month on the first Wednesday at 6:00 PM in the City Council Chambers and open to the public. The associated agendas and times were available for viewing on the page that was created for the Committee.

The General Plan Technical Advisory Committee was intended to be a limited-term Committee only to provide recommendations throughout the update process. The City's consultant for the General Plan Update is well under way with the Existing Conditions Report. The City requires additional participation of the committee members as well as the public. Therefore, in the best interest of time and resources, and in respect of the committee members' time, it was determined to dissolve the committee in favor of the regularly scheduled stakeholders' meetings. The stakeholders' meetings will commence at the end of January 2024 to replace the General Plan Technical Advisory Committee.

II. FISCAL IMPACTS:

There is no fiscal impact associated with dissolving a General Plan Technical Advisory Committee.

This item has been reviewed by the Finance Department.

III. LEGAL REVIEW:

This item has been reviewed by the City Attorney's Office.

IV. EXISTING POLICY:

N/A

V. ALTERNATIVES:

N/A

VI. INTERDEPARTMENTAL COORDINATION:

This item has been reviewed by all departments.

VII. PUBLIC PARTICIPATION:

The public will have the opportunity to provide comments on this item prior to City Council action.

VIII. ENVIRONMENTAL REVIEW:

This item is not a "project" under the California Environmental Quality Act (CEQA) as this activity does not cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, pursuant to Public Resources Code section 21065.

IX. STEPS FOLLOWING APPROVAL:

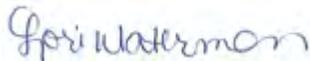
Upon City Council's approval, the City Clerk's office will certify the Resolution.

Submitted by:



Greg Thompson, Deputy City Manager/Community Development Director

Approved by:



Lori Waterman, City Manager

Attachments:

1. 3443-24 Dissolving GPTAC



CITY COUNCIL OF THE CITY OF ATWATER

RESOLUTION NO. 3443-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATWATER DISSOLVING THE GENERAL PLAN TECHNICAL ADVISORY COMMITTEE (GPTAC)

WHEREAS, the City of Atwater has begun the process of updating its General Plan pursuant to the California Government Code; and

WHEREAS, to encourage public participation, the City Council by Resolution No. 3274-21 formed a General Plan Technical Advisory Committee (GPTAC) to assist in the beginning of the process, educate the public, and provide transparency regarding the General Plan update processes; and

WHEREAS, these public meetings discussed at length the various elements of a General Plan as required by the Public Resources Code; and

WHEREAS, the General Plan update has reached a phase in which the City shall begin to host several stakeholders' and outreach meetings that will provide access to the public of pertinent materials and drafts; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Atwater does hereby terminate and dissolve the General Plan Technical Advisory Committee, as previously established by Resolution No. 3274-21.

The foregoing resolution is hereby adopted this 22nd day of January 2024.

AYES:

NOES:

ABSENT:

APPROVED:

MIKE NELSON, MAYOR

ATTEST:

KORY J. BILLINGS, CITY CLERK



CITY COUNCIL AGENDA REPORT

CITY COUNCIL

Mike Nelson, Mayor
Danny Ambriz Tyler Button
John Cale Brian Raymond

MEETING DATE: January 22, 2024
TO: Mayor and City Council
FROM: Greg Thompson, Deputy City Manager/Community Development Director
PREPARED BY: Greg Thompson, Deputy City Manager/Community Development Director
SUBJECT: **Receiving the Development Impact Fee Five-Year Report (FY 2017-18 through FY 2021-22) and Annual Reports from FY 2017-18 through FY 2020-21** (Deputy City Manager/Community Development Director Thompson)

RECOMMENDED COUNCIL ACTION

Receive and file the Five-Year Development Impact Fee (“DIF”) Report for Fiscal Years (“FY”) 2017-18 through 2021-22 and four Annual Reports from FY 2017-18 through FY 2020-21.

I. BACKGROUND/ANALYSIS:

BACKGROUND:

In March 2003, the City of Atwater (“City”) adopted a Public Facility Development Impact Fee Study which demonstrated the nexus between new development and the need for public facilities (“2003 Nexus Study”). This study was conducted in accordance with the Mitigation Fee Act, Government Code Section 66000 et seq., (the “Act”) which governs the establishment and administration of development impact fees (“DIF”) collected on new development projects to fund public facilities needed to serve new development. Development impact fees must be separately accounted for and used for the specific purpose for which the fee was imposed.

The City of Atwater collects DIF for the following purposes:

- Water facilities
- Wastewater facilities
- Transportation facilities
- Parks and recreation improvements
- Public safety facilities
- Fire protection facilities
- General government capital facilities

In compliance with the requirements of California Assembly Bill 1600 (adopted in 1987) (“AB 1600”), the City has completed annual and five-year reports regarding the collection, compliance, and use of DIF. These reports include the following information for each DIF:

- Description of the fee type;
- Amount of the fee;
- Beginning and ending balance of the account/fund;
- Amount of fees collected during the fiscal year;
- Interest earned during the fiscal year;
- Identification of each public improvement on which fees were expended and the amount of expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees;
- An approximate date by which the construction of the public improvement will commence, provided that the City has determined that sufficient funds have been collected to complete financing on an incomplete public improvement;
- A description of each interfund transfer or loan made from the account/fund, the date when the loan will be repaid, and the rate of interest that the account/fund will receive the loan; and
- The amount of refunds made pursuant to Section 66001 of the Government Code.

The City is required by Government Code Section 66001(d) to adopt, by resolution, certain findings for funds remaining in the DIF accounts every fifth fiscal year following the first deposit into each public improvement account or fund, and every five years thereafter.

ANALYSIS:

Government Code Sections 66001 through 66006 outline reporting requirements that municipal agencies must comply with regarding DIF. RSG analyzed financial reports for each of the funds in which DIF are collected or expended from and prepared annual reports for FYs 2017-18 through 2020-21 and the five-year report for FY 2017-18 through 2021-22. The annual and five-year reports provide a summary of what for and how fees are collected, the fund balance and any qualifying DIF activity, and progress on projects identified to be funded by DIF in the 2003 Nexus Study.

It is also recommended that the City prepare an updated nexus study stating which capital projects the City intends to spend DIF funds on and identify estimated completion dates for all DIF projects.

II. FISCAL IMPACTS:

There is no fiscal impact related to the filing of the reports.

III. LEGAL REVIEW:

This item has been reviewed by the City Attorney's Office.

IV. EXISTING POLICY:

This item is consistent with goal numbers one (1) and two (2) of the City's Strategic Plan: to ensure the City's continued financial stability and to improve public safety, respectively.

V. ALTERNATIVES:

N/A

VI. INTERDEPARTMENTAL COORDINATION:

The Deputy City Manager/Community Development Director and the Finance Director have reviewed this item.

VII. PUBLIC PARTICIPATION:

GC Section 66006(b)(2) requires that the "local agency shall review the report not less than 15 days after the report is made available to the public." The public will have an opportunity to provide comments on this item up to and including during the City Council meeting when the item is read for consideration.

VIII. ENVIRONMENTAL REVIEW:

This item is statutorily exempt from further analysis pursuant to the California Environmental Quality Act (CEQA) section 15282(r).

IX. STEPS FOLLOWING APPROVAL:

The City will take the following steps:

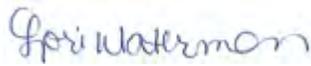
- Complete the AB 1600 reports on an annual basis, in accordance with the timeline stipulated by the law.
- Complete the five-year AB 1600 report, every five years, in accordance with the timeline stipulated by the law.
- In conjunction with the adoption of the annual Capital Improvement Plan ("CIP"), identify the status of each CIP project.
- Update the 2003 Nexus Study to accurately identify the capital needs of the City and the DIF fees needed to support those needs.

Submitted by:



Greg Thompson, Deputy City Manager/Community Development Director

Approved by:



Lori Waterman, City Manager

Attachments:

1. Atwater DIF report FY 17-18
2. Atwater DIR reports FY 18-19
3. Atwater DIF reports FY 19-20
4. Atwater DIF reports FY 20-21
5. Atwater Five-Year DIF Report 17-18 through 21-22

**FISCAL YEAR 2017-18 DEVELOPMENT IMPACT
FEE REPORT**

City of Atwater



Revised January 2024

BACKGROUND

In accordance with the Mitigation Fee Act (California Government Code Section 66000), the City of Atwater (“City”) adopted a Public Facility Development Impact Fee Study in March 2003 that demonstrated the nexus between new development and the need for public facilities (“2003 Nexus Study”). The Mitigation Fee Act requires that the City prepare an annual review of all development impact fees and make available to the public a report on the fees after the end of each fiscal year. The City is also required to adopt by resolution certain findings for any fund accounts that contain unexpended funds as of the fifth fiscal year following the first deposit into those funds (Government Code Section 66001 (d)).

Each year, the City prepares a capital improvement plan (“CIP”) that details a schedule of improvements necessary to accommodate the projected population growth generated by new development. The CIP also classifies the intended use of each of the development impact fees (“DIF”) and allocates revenue from DIF for their intended capital projects.

In compliance with the requirements of California Assembly Bill 1600 (adopted in 1987) (“AB 1600”), the City has completed this annual report regarding the collection, compliance, and use of DIF. This report includes the following information for each DIF:

- Description of the fee type;
- Amount of the fee;
- Beginning and ending balance of the account/fund;
- Amount of fees collected during the fiscal year;
- Interest earned during the fiscal year;
- Identification of each public improvement on which fees were expended and the amount of expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees;
- An approximate date by which the construction of the public improvement will commence, provided that the City has determined that sufficient funds have been collected to complete financing on an incomplete public improvement;
- A description of each interfund transfer or loan made from the account/fund, the date when the loan will be repaid, and the rate of interest that the account/fund will receive the loan; and
- The amount of refunds made pursuant to Section 66001 of the Government Code.

In the City of Atwater, DIF are collected for the following purposes:

- Water facilities;
- Wastewater facilities;
- Transportation facilities
- Parks and recreation improvements;
- Public safety facilities;
- Fire protection facilities; and
- General government capital facilities.

Table 1 summarizes all DIF fund beginning and ending balances, revenues, and expenditures for Fiscal Year (“FY”) 2017-18.

Table 1: FY 2017-18 Summary of Development Impact Fees

Development Impact Fee	Adjusted Beginning Fund Balance	DIF Revenues	DIF Expenditures	Adjusted Ending Fund Balance	Non-DIF Revenues	Non-DIF Expenditures	Actual Ending Fund Balance
Water Facilities	\$ 1,918,624	\$ 430,870	\$ -	\$ 2,349,494	\$ -	\$ -	\$ 2,349,494
Wastewater Facilities	6,248,750	505,850	-	6,754,600	-	-	\$ 6,754,600
Transportation Facilities	931,528	105,445	-	1,036,973	-	(15,770)	\$ 1,021,203
Parks & Recreation Improvements	1,703,751	295,970	-	1,999,720	-	(40,299)	\$ 1,959,422
Public Safety Facilities	66,510	49,117	-	115,627	-	-	\$ 115,627
Fire Protection Facilities	5,357	63,025	-	68,382	-	(136)	\$ 68,247
General Government Capital Facilities	130,081	47,172	-	177,253	-	-	\$ 177,253
Total	\$11,004,600	\$ 1,497,449	\$ -	\$12,502,049	\$ -	\$ (56,204)	\$12,445,845

Note that the numbers in this table and others throughout the report may not add up exactly to the totals provided due to rounding.

The Adjusted Fund Balances in Table 1 reflect only the qualifying revenues and expenditures in the DIF funds in FY 2017-18. Any Non-DIF Revenues and Expenditures are excluded. Therefore for some funds, the adjusted ending balance does not match the City’s financial reports which reflect these Non-DIF Revenues and Expenditures.

WATER SERVICE FACILITIES

Capital facility improvements for water services are funded with DIF collected for new development. Water service facilities fees are used to fund major water supply, transmission, and storage facilities. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fee for tapping into the City water system is a flat fee of \$400.00 plus the fees identified in Tables 2, 3, and 4. The fees collected for these purposes are deposited into the Water and Maintenance Fund. Table 2 shows the fees for regular service.

Table 2: Water System - Regular Service	Fee
Residential Estate (VL Density)	\$2,989 / unit
Detached Single Family Residential (L Density)	\$2,689 / unit
Medium / High Density Residential	\$1,257 / unit
Residential Transition	\$1,257 / unit
Commercial & Commercial Transition	\$3,135 + connection fee / meter size
Business Park	\$3,150 + connection fee / meter size
Manufacturing	\$3,430 + connection fee / meter size
Institutional	\$3,991 + connection fee / meter size
Schools & County Government	\$1,473 + connection fee / meter size
Private Recreation	\$3,388 + connection fee / meter size

Table 3 shows the additional fees for non-residential uses, which are based on meter size.

Table 3: Non-Residential Use Fee Per Meter Size		
Meter Size	Flow Rate	Fee / Meter Size
Basic 5/8 X 3/4"	20 gpm	\$500
3/4"	30 gpm	\$750
1"	50 gpm	\$1,250
1.5"	100 gpm	\$2,500
2"	160 gpm	\$4,000
3"	300 gpm	\$7,500
4"	500 gpm	\$12,500
6"	1,200 gpm	\$30,000
8"	2,000 gpm	\$50,000

Table 4 shows the fees for non-residential uses for fire service, based on meter size.

Table 4: Non-Residential Use Fees for Fire Service		
Meter Size	Flow Rate	Fee / Meter Size
4"	1,000 gpm	\$1,500
6"	2,000 gpm	\$3,000
8"	3,500 gpm	\$5,150
10"	5,600 gpm	\$8,250

Table 5 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the water services facilities DIF fund in FY 2017-18.

Table 5: FY 2017-18 Water Facilities Development Impact Fee	
Beginning Balance	\$ 1,918,624
Revenues	
<u>Fund 6004: Water Well-Buhach Colony</u>	
Facility Fee	11,303
Interest Earned	1,299
<u>Fund 6005: Water Capital Impact Fees</u>	
Water Connection Fees	48,400
Capacity Fee	357,051
Interest Earned	12,817
Total Revenue	\$ 430,870
Expenditures	
<u>Fund 6004: Water Well-Buhach Colony</u>	
<u>Fund 6005: Water Capital Impact Fees</u>	
Total Expenditures	\$ -
Ending Balance	\$ 2,349,494

Table 6 summarizes FY 2017-18 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2017-18.

Table 6: Capital Improvement Expenditures			
	FY 17-18		% Funded
	Expenditures	% Complete	With Fee
One New Well ¹	\$ -	0%	0%
Two Reservoirs at 1.5 MG Each	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

WASTEWATER FACILITIES

Wastewater facilities fees are used to fund improvements to the wastewater treatment plant to increase capacity to maintain the level of service after the addition of new residents. The fees collected for this purpose are deposited into the Sewer and Maintenance Fund. According to the 2003 Nexus Study, the fee for tapping into the City sewer system is a flat fee of \$400.00 plus the fees outlined in Table 7.

Table 7: Wastewater Facilities Fees

Residential	
Single Family Residential (VL and L Density)	\$3,667
Mobile Homes	\$3,312
Med / High Density Residential	\$3,312
Commercial	
For the First 1,000 sq ft building area	\$1,576
Per 1,000 sq ft thereafter	\$1,288
Laundry Facilities, Car Washes / 1,000 sq ft	\$1,576 + \$1,000 / machine
Mortuaries / 1,000 sq ft	\$1,576
Recreational Vehicle / pad	\$1,576
Restaurants and Coffee Shops / 1,000 sq ft	\$1,576
Bars and Beauty Parlors / 1,000 sq ft	\$1,576
Institutional	
Hospitals / 1,000 sq ft	\$1,576
Convalescent hospitals and rest homes / 1,000 sq ft	\$1,576
Schools / 1,000 sq ft	\$1,576
Churches / 1,000 sq ft (excluding sanctuary)	\$1,576
Industrial	
Connection charges for industrial classifications to be individually determined from discharge characteristics.	
Miscellaneous	
Miscellaneous City users (bakeries, etc.)	\$576
Government facilities equivalent to residential unit	\$3,667

Table 8 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the wastewater facilities DIF fund in FY 2017-18.

Table 8: FY 2017-18 Wastewater Facilities Development Impact Fee

Beginning Balance	\$ 6,248,750
Revenues	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Sewer Connection Fees	47,600
Capacity Fee	436,342
Sewer WWTP Expansion	2,383
Interest Earned	19,525
Total Revenue	\$ 505,850
Expenditures	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Total Expenditures	\$ -
Ending Balance	\$ 6,754,600

Table 9 summarizes FY 2017-18 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2017-18.

Table 9: Capital Improvement Expenditures

	FY 17-18		% Funded With
	Expenditures	% Complete	Fee
3.5 MGD Additional Capacity	\$ -	0%	0%
Tertiary Filter to Existing Facility ¹	-	100%	100%
Total	\$ -		

All figures in this table are as of August 2023.

¹The tertiary filter was completed using DIF funds. The 2003 Nexus Study estimated that the filter would cost \$567,000, however the City expended approximately \$3.6 million in Fiscal Years 11-12 to 16-17. The discrepancy is due to the increased costs of development since the 2003 estimates were prepared.

TRANSPORTATION FACILITIES

Transportation facility improvements, including roadway facilities and traffic signals, are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for transportation facilities are as shown in Table 10.

Detached Single Family Residential (L Density)	\$226 / acre / \$57 / unit
Medium / High Density Residential	\$599 / acre / \$35 / unit
Commercial	\$312 / acre
Business Park & Industrial	\$226 / acre

Table 11 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the transportation facilities DIF fund in FY 2017-18.

Beginning Balance	\$ 931,528
Revenues	
<u>Fund 1015: Traffic Circulation Fund</u>	
Traffic Circulation Tax	83,140
Avenue One Traffic Signal	2,343
Signal at Comm/Applegate	1,699
Signal at Bell Drive	1,699
Applegate Traffic Signal	1,699
Interest Earned	7,761
Traffic Signals & Opticons	7,104
Total Revenue	\$ 105,445
Expenditures	
<u>Fund 1015: Traffic Circulation Fund</u>	
Total Expenditures	\$ -
Ending Balance*	\$ 1,036,973

*Table 11 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 12 summarizes FY 2017-18 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2017-18.

Table 12: Capital Improvement Expenditures

	FY 17-18		% Funded With
	Expenditures	% Complete	Fee
Bellevue Road Widening	\$ -	0%	0%
Buhach Road Widening ¹	-	100%	40%
Bellevue Road Raised Median	-	0%	0%
Avenue One & Avenue Two	-	50%	0%
Bell Drive	-	50%	0%
Commerce Avenue	-	25%	0%
Traffic Signals and Opticons	-	80%	0%
Total	\$ -		

All figures in this table are as of August 2023.

¹To date, the City has expended approximately \$230,500 in transportation DIF funds to assist with the Buhach Road widening identified in the 2003 Nexus Study. This is less than the cost of the project; the remainder was funded by a developer as a condition of development. Progress has also been made by developers as a condition of development on Avenue One and Two, Bell Drive, Commerce Ave, and the traffic signals. Thus, DIF funds have not yet been utilized on those projects.

PARKS AND RECREATION FACILITIES

Citywide parks and recreation facilities, including the Atwater Youth Center, are funded with DIF collected for new development. According to the 2003 Nexus Study, the fees for parks and recreation facilities are as outlined in Table 13.

Table 13: Parks And Recreations Fees	
Detached Single Family Residential (L Density)	\$2,382 / unit
Medium / High Density Residential	\$1,998 / unit

Table 14 summarizes changes in fund balance and qualifying DIF revenues and expenditures for parks and recreation facilities in FY 2017-18.

Table 14: FY 2017-18 Parks and Recreation Improvements	
Development Impact Fee	
Beginning Balance	\$ 1,703,751
Revenues	
<u>Fund 1020: Parks and Recreation Fund</u>	
Parks and Recreation Facility Tax	146,320
Parks Capital Improvement Tax	58,528
Youth Center Facility Tax	76,228
Interest Earned	14,894
Total Revenue	\$ 295,970
Expenditures	
<u>Fund 1020: Parks and Recreation Fund</u>	
Total Expenditures	\$ -
Ending Balance*	\$ 1,999,720

*Table 14 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 15 summarizes FY 2017-18 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2017-18.

Table 15: Capital Improvement Expenditures

	FY 17-18		% Funded With
	Expenditures	% Complete	Fee
Additional 96 Acres of Parkland	\$ -	0%	0%
96 Acre Parkland Improvements	-	0%	0%
Additional Youth Center	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

PUBLIC SAFETY FACILITIES

The impact fees for public safety were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, electronics, and other equipment as police improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 16.

Table 16: Police Fees	
Very Low Density Residential	\$401 / unit
Low Density Residential	\$401 / unit
Multi-Family Residential	\$46 / unit
Commercial	\$800 / acre
Business Park	\$569 / acre
Industrial	\$664 / acre
Institutional	\$796 / acre

Table 17 summarizes changes in fund balance and qualifying DIF revenues and expenditures for public safety facilities in FY 2017-18.

Table 17: FY 2017-18 Public Safety Facilities Development Impact Fee	
Beginning Balance	\$ 66,510
Revenues	
<u>Fund 1091: Police Facility Impact Fee</u>	
Police Public Facility Fee	48,261
Interest Earned	856
Total Revenue	\$ 49,117
Expenditures	
<u>Fund 1091: Police Facility Impact Fee</u>	
Total Expenditures	\$ -
Ending Balance	\$ 115,627

Table 18 summarizes FY 2017-18 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2017-18.

Table 18: Capital Improvement Expenditures

	FY 17-18		% Funded With
	Expenditures	% Complete	Fee
Police building, vehicles, and equipment ¹	\$ -	50%	46%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of public safety DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of public safety DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for public safety facilities improvements. Since 2006, the City has expended DIF funds on the development of a police substation, communications systems, and other public safety related equipment, all of which are allowable uses of public safety DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$895,000 of the total \$1.9 million spending goal outlined in the 1995 schedule (or 46% as shown in Table 18).

FIRE PROTECTION FACILITIES

Improvement of fire protection facilities and the purchase of related equipment are funded with DIF collected for new development. The impact fees for fire protection facilities were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, training materials, and other equipment as fire facility improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 19.

Very Low Density Residential	\$520 / unit
Low Density Residential	\$520 / unit
Multi-Family Residential	\$59 / unit
Commercial	\$1,038 / acre
Business Park	\$738 / acre
Industrial	\$860 / acre
Institutional	\$1,032 / acre

Table 20 summarizes changes in fund balance and qualifying DIF revenues and expenditures for fire protection facilities in FY 2017-18.

Table 20: FY 2017-18 Fire Protection Facilities Development Impact Fee

Beginning Balance	\$ 5,357
Revenues	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Fire Facility Impact Fee	62,584
Interest Earned	441
Total Revenue	\$ 63,025
Expenditures	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Total Expenditures	\$ -
Ending Balance	\$ 68,382

*Table 20 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 21 summarizes FY 2017-18 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2017-18.

Table 21: Capital Improvement Expenditures

	FY 17-18		% Funded With
	Expenditures	% Complete	Fee
Fire station, vehicles, and equipment ¹	\$ -	50%	56%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of fire protection DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of fire protection DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for fire protection facilities improvements. Since 2006, the City has expended DIF funds on the development of a fire station and truck, which are allowable uses of fire protection DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$2.2 million of the total \$3.9 million spending goal outlined in the 1995 schedule (or 56% as shown in Table 21).

GENERAL GOVERNMENT CAPITAL FACILITIES

Facilities related to the general administration and management of the City are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for general government capital facilities are as shown in Table 22.

Single Family Residential	\$378.76 / unit
Medium / High Density Residential	\$316.54 / unit
Non-Residential Land Use	\$949 / acre

Table 23 summarizes changes in fund balance and qualifying DIF revenues and expenditures for general government capital facilities in FY 2017-18.

Development Impact Fee	
Beginning Balance	\$ 130,081
Revenues	
<u>Fund 1095: Government Building Facility</u>	
Government Building Facility Tax	45,843
Interest Earned	1,329
Total Revenue	\$ 47,172
Expenditures	
<u>Fund 1095: Government Building Facility</u>	
Total Expenditures	\$ -
Ending Balance	\$ 177,253

Table 24 summarizes FY 2017-18 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2017-18.

	FY 17-18		% Funded With
	Expenditures	% Complete	Fee
Administration Building	\$ -	0%	0%
Second Wing Addition to City Hall	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

DIF FUND RECONCILIATION

As identified in Table 1 at the beginning of this report and in certain fund tables throughout the report, the City spent funds on Non-DIF Expenditures in FY 2017-18.

Table 25: Summary of Non-DIF Revenues and Expenditures Since FY 2017-18			
Development Impact Fee	Non-DIF Revenues		Non-DIF Expenditures
<u>Transportation Facilities</u>			
FY 17-18	\$	-	\$ (15,770)
<u>Parks & Recreation Improvements</u>			
FY 17-18		-	(40,299)
<u>Fire Protection Facilities</u>			
FY 17-18		-	(136)
Total	\$	-	\$ (56,204)

**FISCAL YEAR 2018-19 DEVELOPMENT IMPACT
FEE REPORT**

City of Atwater



Revised January 2024

BACKGROUND

In accordance with the Mitigation Fee Act (California Government Code Section 66000), the City of Atwater (“City”) adopted a Public Facility Development Impact Fee Study in March 2003 that demonstrated the nexus between new development and the need for public facilities (“2003 Nexus Study”). The Mitigation Fee Act requires that the City prepare an annual review of all development impact fees and make available to the public a report on the fees after the end of each fiscal year. The City is also required to adopt by resolution certain findings for any fund accounts that contain unexpended funds as of the fifth fiscal year following the first deposit into those funds (Government Code Section 66001 (d)).

Each year, the City prepares a capital improvement plan (“CIP”) that details a schedule of improvements necessary to accommodate the projected population growth generated by new development. The CIP also classifies the intended use of each of the development impact fees (“DIF”) and allocates revenue from DIF for their intended capital projects.

In compliance with the requirements of California Assembly Bill 1600 (adopted in 1987) (“AB 1600”), the City has completed this annual report regarding the collection, compliance, and use of DIF. This report includes the following information for each DIF:

- Description of the fee type;
- Amount of the fee;
- Beginning and ending balance of the account/fund;
- Amount of fees collected during the fiscal year;
- Interest earned during the fiscal year;
- Identification of each public improvement on which fees were expended and the amount of expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees;
- An approximate date by which the construction of the public improvement will commence, provided that the City has determined that sufficient funds have been collected to complete financing on an incomplete public improvement;
- A description of each interfund transfer or loan made from the account/fund, the date when the loan will be repaid, and the rate of interest that the account/fund will receive the loan; and
- The amount of refunds made pursuant to Section 66001 of the Government Code.

In the City of Atwater, DIF are collected for the following purposes:

- Water facilities;
- Wastewater facilities;
- Transportation facilities
- Parks and recreation improvements;
- Public safety facilities;
- Fire protection facilities; and
- General government capital facilities.

Table 1 summarizes all DIF fund beginning and ending balances, revenues, and expenditures for Fiscal Year (“FY”) 2018-19.

Table 1: FY 2018-19 Summary of Development Impact Fees

Development Impact Fee	Adjusted Beginning Fund Balance	DIF Revenues	DIF Expenditures	Adjusted Ending Fund Balance	Non-DIF Revenues	Non-DIF Expenditures
Water Facilities	\$ 2,349,494	\$ 76,204	\$ -	\$ 2,425,697	\$ -	\$ -
Wastewater Facilities	6,754,600	103,341	-	6,857,942	-	-
Transportation Facilities	1,036,973	29,101	-	1,066,073	-	(3,000)
Parks & Recreation Improvements	1,999,720	59,617	-	2,059,338	-	(39,269)
Public Safety Facilities	115,627	6,893	-	122,520	-	-
Fire Protection Facilities	68,382	7,850	-	76,233	-	(111)
General Government Capital Facilities	177,253	7,821	-	185,073	-	-
Total	\$ 12,502,049	\$ 290,826	\$ -	\$ 12,792,876	\$ -	\$ (42,380)

Note that the numbers in this table and others throughout the report may not add up exactly to the totals provided due to rounding.

The Adjusted Fund Balances in Table 1 reflect only the qualifying revenues and expenditures in the DIF funds in FY 2018-19. Any Non-DIF Revenues and Expenditures are excluded. Therefore for some funds, the adjusted ending balance does not match the City’s financial reports which reflect these Non-DIF Revenues and Expenditures.

WATER SERVICE FACILITIES

Capital facility improvements for water services are funded with DIF collected for new development. Water service facilities fees are used to fund major water supply, transmission, and storage facilities. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fee for tapping into the City water system is a flat fee of \$400.00 plus the fees identified in Tables 2, 3, and 4. The fees collected for these purposes are deposited into the Water and Maintenance Fund. Table 2 shows the fees for regular service.

Table 2: Water System - Regular Service	Fee
Residential Estate (VL Density)	\$2,989 / unit
Detached Single Family Residential (L Density)	\$2,689 / unit
Medium / High Density Residential	\$1,257 / unit
Residential Transition	\$1,257 / unit
Commercial & Commercial Transition	\$3,135 + connection fee / meter size
Business Park	\$3,150 + connection fee / meter size
Manufacturing	\$3,430 + connection fee / meter size
Institutional	\$3,991 + connection fee / meter size
Schools & County Government	\$1,473 + connection fee / meter size
Private Recreation	\$3,388 + connection fee / meter size

Table 3 shows the additional fees for non-residential uses, which are based on meter size.

Table 3: Non-Residential Use Fee Per Meter Size		
Meter Size	Flow Rate	Fee / Meter Size
Basic 5/8 X 3/4"	20 gpm	\$500
3/4"	30 gpm	\$750
1"	50 gpm	\$1,250
1.5"	100 gpm	\$2,500
2"	160 gpm	\$4,000
3"	300 gpm	\$7,500
4"	500 gpm	\$12,500
6"	1,200 gpm	\$30,000
8"	2,000 gpm	\$50,000

Table 4 shows the fees for non-residential uses for fire service, based on meter size.

Table 4: Non-Residential Use Fees for Fire Service		
Meter Size	Flow Rate	Fee / Meter Size
4"	1,000 gpm	\$1,500
6"	2,000 gpm	\$3,000
8"	3,500 gpm	\$5,150
10"	5,600 gpm	\$8,250

Table 5 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the water services facilities DIF fund in FY 2018-19.

Table 5: FY 2018-19 Water Facilities Development Impact Fee	
Beginning Balance	\$ 2,349,494
Revenues	
<u>Fund 6004: Water Well-Buhach Colony</u>	
Facility Fee	2,805
Interest Earned	2,769
<u>Fund 6005: Water Capital Impact Fees</u>	
Water Connection Fees	5,200
Capacity Fee	37,489
Interest Earned	27,941
Total Revenue	\$ 76,204
Expenditures	
<u>Fund 6004: Water Well-Buhach Colony</u>	
<u>Fund 6005: Water Capital Impact Fees</u>	
Total Expenditures	\$ -
Ending Balance	\$ 2,425,697

Table 6 summarizes FY 2018-19 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2018-19.

Table 6: Capital Improvement Expenditures			
	FY 18-19		% Funded
	Expenditures	% Complete	With Fee
One New Well ¹	\$ -	0%	0%
Two Reservoirs at 1.5 MG Each	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

WASTEWATER FACILITIES

Wastewater facilities fees are used to fund improvements to the wastewater treatment plant to increase capacity to maintain the level of service after the addition of new residents. The fees collected for this purpose are deposited into the Sewer and Maintenance Fund. According to the 2003 Nexus Study, the fee for tapping into the City sewer system is a flat fee of \$400.00 plus the fees outlined in Table 7.

Table 7: Wastewater Facilities Fees

Residential	
Single Family Residential (VL and L Density)	\$3,667
Mobile Homes	\$3,312
Med / High Density Residential	\$3,312
Commercial	
For the First 1,000 sq ft building area	\$1,576
Per 1,000 sq ft thereafter	\$1,288
Laundry Facilities, Car Washes / 1,000 sq ft	\$1,576 + \$1,000 / machine
Mortuaries / 1,000 sq ft	\$1,576
Recreational Vehicle / pad	\$1,576
Restaurants and Coffee Shops / 1,000 sq ft	\$1,576
Bars and Beauty Parlors / 1,000 sq ft	\$1,576
Institutional	
Hospitals / 1,000 sq ft	\$1,576
Convalescent hospitals and rest homes / 1,000 sq ft	\$1,576
Schools / 1,000 sq ft	\$1,576
Churches / 1,000 sq ft (excluding sanctuary)	\$1,576
Industrial	
Connection charges for industrial classifications to be individually determined from discharge characteristics.	
Miscellaneous	
Miscellaneous City users (bakeries, etc.)	\$576
Government facilities equivalent to residential unit	\$3,667

Table 8 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the wastewater facilities DIF fund in FY 2018-19.

Table 8: FY 2018-19 Wastewater Facilities Development Impact Fee	
Beginning Balance	\$ 6,754,600
Revenues	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Sewer Connection Fees	4,800
Capacity Fee	49,435
Sewer WWTP Expansion	6,960
Interest Earned	42,146
Total Revenue	\$ 103,341
Expenditures	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Total Expenditures	\$ -
Ending Balance	\$ 6,857,942

Table 9 summarizes FY 2018-19 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2018-19.

Table 9: Capital Improvement Expenditures

	FY 18-19 Expenditures	% Complete	% Funded With Fee
3.5 MGD Additional Capacity	\$ -	0%	0%
Tertiary Filter to Existing Facility ¹	-	100%	100%
Total	\$ -		

All figures in this table are as of August 2023.

¹The tertiary filter was completed using DIF funds. The 2003 Nexus Study estimated that the filter would cost \$567,000, however the City expended approximately \$3.6 million in Fiscal Years 11-12 to 16-17. The discrepancy is due to the increased costs of development since the 2003 estimates were prepared.

TRANSPORTATION FACILITIES

Transportation facility improvements, including roadway facilities and traffic signals, are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for transportation facilities are as shown in Table 10.

Detached Single Family Residential (L Density)	\$226 / acre / \$57 / unit
Medium / High Density Residential	\$599 / acre / \$35 / unit
Commercial	\$312 / acre
Business Park & Industrial	\$226 / acre

Table 11 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the transportation facilities DIF fund in FY 2018-19.

Beginning Balance	\$ 1,036,973
Revenues	
<u>Fund 1015: Traffic Circulation Fund</u>	
Traffic Circulation Tax	9,479
Avenue One Traffic Signal	2,402
Interest Earned	16,412
Traffic Signals & Opticons	808
Total Revenue	\$ 29,101
Expenditures	
<u>Fund 1015: Traffic Circulation Fund</u>	
Total Expenditures	\$ -
Ending Balance	\$ 1,066,073

*Table 11 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 12 summarizes FY 2018-19 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2018-19.

	FY 17-18		% Funded With
	Expenditures	% Complete	Fee
Bellevue Road Widening	\$ -	0%	0%
Buhach Road Widening ¹	-	100%	40%
Bellevue Road Raised Median	-	0%	0%
Avenue One & Avenue Two	-	50%	0%
Bell Drive	-	50%	0%
Commerce Avenue	-	25%	0%
Traffic Signals and Opticons	-	80%	0%
Total	\$ -		

All figures in this table are as of August 2023.

¹To date, the City has expended approximately \$230,500 in transportation DIF funds to assist with the Buhach Road widening identified in the 2003 Nexus Study. This is less than the cost of the project; the remainder was funded by a developer as a condition of development. Progress has also been made by developers as a condition of development on Avenue One and Two, Bell Drive, Commerce Ave, and the traffic signals. Thus, DIF funds have not yet been utilized on those projects.

PARKS AND RECREATION FACILITIES

Citywide parks and recreation facilities, including the Atwater Youth Center, are funded with DIF collected for new development. According to the 2003 Nexus Study, the fees for parks and recreation facilities are as outlined in Table 13.

Table 13: Parks And Recreations Fees	
Detached Single Family Residential (L Density)	\$2,382 / unit
Medium / High Density Residential	\$1,998 / unit

Table 14 summarizes changes in fund balance and qualifying DIF revenues and expenditures for parks and recreation facilities in FY 2018-19.

Table 14: FY 2018-19 Parks and Recreation Improvements	
Development Impact Fee	
Beginning Balance	\$ 1,999,720
Revenues	
<u>Fund 1020: Parks and Recreation Fund</u>	
Parks and Recreation Facility Tax	14,880
Parks Capital Improvement Tax	5,952
Youth Center Facility Tax	7,752
Interest Earned	31,033
Total Revenue	\$ 59,617
Expenditures	
<u>Fund 1020: Parks and Recreation Fund</u>	
Total Expenditures	\$ -
Ending Balance	\$ 2,059,338

*Table 14 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 15 summarizes FY 2018-19 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2018-19.

Table 15: Capital Improvement Expenditures

	FY 18-19		% Funded With
	Expenditures	% Complete	Fee
Additional 96 Acres of Parkland	\$ -	0%	0%
96 Acre Parkland Improvements	-	0%	0%
Additional Youth Center	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

PUBLIC SAFETY FACILITIES

The impact fees for public safety were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, electronics, and other equipment as police improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 16.

Table 16: Police Fees	
Very Low Density Residential	\$401 / unit
Low Density Residential	\$401 / unit
Multi-Family Residential	\$46 / unit
Commercial	\$800 / acre
Business Park	\$569 / acre
Industrial	\$664 / acre
Institutional	\$796 / acre

Table 17 summarizes changes in fund balance and qualifying DIF revenues and expenditures for public safety facilities in FY 2018-19.

Table 17: FY 2018-19 Public Safety Facilities Development Impact Fee	
Beginning Balance	\$ 115,627
Revenues	
<u>Fund 1091: Police Facility Impact Fee</u>	
Police Public Facility Fee	4,971
Interest Earned	1,922
Total Revenue	\$ 6,893
Expenditures	
<u>Fund 1091: Police Facility Impact Fee</u>	
Total Expenditures	\$ -
Ending Balance	\$ 122,520

Table 18 summarizes FY 2018-19 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2018-19.

Table 18: Capital Improvement Expenditures

	FY 18-19		% Funded With
	Expenditures	% Complete	Fee
Police building, vehicles, and equipment ¹	\$ -	50%	46%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of public safety DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of public safety DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for public safety facilities improvements. Since 2006, the City has expended DIF funds on the development of a police substation, communications systems, and other public safety related equipment, all of which are allowable uses of public safety DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$895,000 of the total \$1.9 million spending goal outlined in the 1995 schedule (or 46% as shown in Table 18).

FIRE PROTECTION FACILITIES

Improvement of fire protection facilities and the purchase of related equipment are funded with DIF collected for new development. The impact fees for fire protection facilities were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, training materials, and other equipment as fire facility improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 19.

Very Low Density Residential	\$520 / unit
Low Density Residential	\$520 / unit
Multi-Family Residential	\$59 / unit
Commercial	\$1,038 / acre
Business Park	\$738 / acre
Industrial	\$860 / acre
Institutional	\$1,032 / acre

Table 20 summarizes changes in fund balance and qualifying DIF revenues and expenditures for fire protection facilities in FY 2018-19.

Table 20: FY 2018-19 Fire Protection Facilities Development Impact Fee

Beginning Balance	\$ 68,382
Revenues	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Fire Facility Impact Fee	6,652
Interest Earned	1,198
Total Revenue	\$ 7,850
Expenditures	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Total Expenditures	\$ -
Ending Balance	\$ 76,233

*Table 20 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 21 summarizes FY 2018-19 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2018-19.

Table 21: Capital Improvement Expenditures

	FY 18-19 Expenditures	% Complete	% Funded With Fee
Fire station, vehicles, and equipment ¹	\$ -	50%	56%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of fire protection DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of fire protection DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for fire protection facilities improvements. Since 2006, the City has expended DIF funds on the development of a fire station and truck, which are allowable uses of fire protection DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$2.2 million of the total \$3.9 million spending goal outlined in the 1995 schedule (or 56% as shown in Table 21).

GENERAL GOVERNMENT CAPITAL FACILITIES

Facilities related to the general administration and management of the City are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for general government capital facilities are as shown in Table 22.

Single Family Residential	\$378.76 / unit
Medium / High Density Residential	\$316.54 / unit
Non-Residential Land Use	\$949 / acre

Table 23 summarizes changes in fund balance and qualifying DIF revenues and expenditures for general government capital facilities in FY 2018-19.

Beginning Balance	\$ 177,253
Revenues	
<u>Fund 1095: Government Building Facility</u>	
Government Building Facility Tax	4,922
Interest Earned	2,899
Total Revenue	\$ 7,821
Expenditures	
<u>Fund 1095: Government Building Facility</u>	
Total Expenditures	\$ -
Ending Balance	\$ 185,073

Table 24 summarizes FY 2018-19 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2018-19.

	FY 18-19 Expenditures	% Complete	% Funded With Fee
Administration Building	\$ -	0%	0%
Second Wing Addition to City Hall	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

DIF FUND RECONCILIATION

As identified in Table 1 at the beginning of this report and in certain fund tables throughout the report, the City spent funds on Non-DIF Expenditures in FY 2018-19.

Table 25: Summary of Non-DIF Revenues and Expenditures Since FY 2017-18			
Development Impact Fee	Non-DIF Revenues	Non-DIF Expenditures	
<u>Transportation Facilities</u>			
FY 17-18	\$ -	\$ (15,770)	
FY 18-19	-	(3,000)	
Transportation Facilities Subtotal		(18,770)	
<u>Parks & Recreation Improvements</u>			
FY 17-18	-	(40,299)	
FY 18-19	-	(39,269)	
Parks & Recreation Improvements Subtotal	-	(79,567)	
<u>Fire Protection Facilities</u>			
FY 17-18	-	(136)	
FY 18-19	-	(111)	
Fire Protection Facilities Subtotal	-	(247)	
Total	\$ -	\$ (98,584)	

**FISCAL YEAR 2019-20 DEVELOPMENT IMPACT
FEE REPORT**

City of Atwater



Revised January 2024

BACKGROUND

In accordance with the Mitigation Fee Act (California Government Code Section 66000), the City of Atwater (“City”) adopted a Public Facility Development Impact Fee Study in March 2003 that demonstrated the nexus between new development and the need for public facilities (“2003 Nexus Study”). The Mitigation Fee Act requires that the City prepare an annual review of all development impact fees and make available to the public a report on the fees after the end of each fiscal year. The City is also required to adopt by resolution certain findings for any fund accounts that contain unexpended funds as of the fifth fiscal year following the first deposit into those funds (Government Code Section 66001 (d)).

Each year, the City prepares a capital improvement plan (“CIP”) that details a schedule of improvements necessary to accommodate the projected population growth generated by new development. The CIP also classifies the intended use of each of the development impact fees (“DIF”) and allocates revenue from DIF for their intended capital projects.

In compliance with the requirements of California Assembly Bill 1600 (adopted in 1987) (“AB 1600”), the City has completed this annual report regarding the collection, compliance, and use of DIF. This report includes the following information for each DIF:

- Description of the fee type;
- Amount of the fee;
- Beginning and ending balance of the account/fund;
- Amount of fees collected during the fiscal year;
- Interest earned during the fiscal year;
- Identification of each public improvement on which fees were expended and the amount of expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees;
- An approximate date by which the construction of the public improvement will commence, provided that the City has determined that sufficient funds have been collected to complete financing on an incomplete public improvement;
- A description of each interfund transfer or loan made from the account/fund, the date when the loan will be repaid, and the rate of interest that the account/fund will receive the loan; and
- The amount of refunds made pursuant to Section 66001 of the Government Code.

In the City of Atwater, DIF are collected for the following purposes:

- Water facilities;
- Wastewater facilities;
- Transportation facilities
- Parks and recreation improvements;
- Public safety facilities;
- Fire protection facilities; and
- General government capital facilities.

Table 1 summarizes all DIF fund beginning and ending balances, revenues, and expenditures for Fiscal Year (“FY”) 2019-20.

Table 1: FY 2019-20 Summary of Development Impact Fees

Development Impact Fee	Adjusted Beginning Fund Balance	DIF Revenues	DIF Expenditures	Adjusted Ending Fund Balance	Non-DIF Revenues	Non-DIF Expenditures
Water Facilities	\$ 2,425,697	\$ 161,719	\$ -	\$ 2,587,417	\$ -	\$ -
Wastewater Facilities	6,857,942	212,067	-	\$ 7,070,008	901	-
Transportation Facilities	1,066,073	109,109	-	\$ 1,175,183	-	-
Parks & Recreation Improvements	2,059,338	127,555	(288,171)	\$ 1,898,722	-	(6,373)
Public Safety Facilities	122,520	19,485	-	\$ 142,005	-	-
Fire Protection Facilities	76,233	24,399	-	\$ 100,632	-	(142)
General Government Capital Facilities	185,073	19,130	-	\$ 204,203	-	-
Total	\$12,792,876	\$ 673,465	\$ (288,171)	\$13,178,170	\$ 901	\$ (6,515)

Note that the numbers in this table and others throughout the report may not add up exactly to the totals provided due to rounding.

The Adjusted Fund Balances in Table 1 reflect only the qualifying revenues and expenditures in the DIF funds in FY 2019-20. Any Non-DIF Revenues and Expenditures are excluded. Therefore for some funds, the adjusted ending balance does not match the City’s financial reports which reflect these Non-DIF Revenues and Expenditures.

WATER SERVICE FACILITIES

Capital facility improvements for water services are funded with DIF collected for new development. Water service facilities fees are used to fund major water supply, transmission, and storage facilities. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fee for tapping into the City water system is a flat fee of \$400.00 plus the fees identified in Tables 2, 3, and 4. The fees collected for these purposes are deposited into the Water and Maintenance Fund. Table 2 shows the fees for regular service.

Table 2: Water System - Regular Service	Fee
Residential Estate (VL Density)	\$2,989 / unit
Detached Single Family Residential (L Density)	\$2,689 / unit
Medium / High Density Residential	\$1,257 / unit
Residential Transition	\$1,257 / unit
Commercial & Commercial Transition	\$3,135 + connection fee / meter size
Business Park	\$3,150 + connection fee / meter size
Manufacturing	\$3,430 + connection fee / meter size
Institutional	\$3,991 + connection fee / meter size
Schools & County Government	\$1,473 + connection fee / meter size
Private Recreation	\$3,388 + connection fee / meter size

Table 3 shows the additional fees for non-residential uses, which are based on meter size.

Table 3: Non-Residential Use Fee Per Meter Size		
Meter Size	Flow Rate	Fee / Meter Size
Basic 5/8 X 3/4"	20 gpm	\$500
3/4"	30 gpm	\$750
1"	50 gpm	\$1,250
1.5"	100 gpm	\$2,500
2"	160 gpm	\$4,000
3"	300 gpm	\$7,500
4"	500 gpm	\$12,500
6"	1,200 gpm	\$30,000
8"	2,000 gpm	\$50,000

Table 4 shows the fees for non-residential uses for fire service, based on meter size.

Table 4: Non-Residential Use Fees for Fire Service		
Meter Size	Flow Rate	Fee / Meter Size
4"	1,000 gpm	\$1,500
6"	2,000 gpm	\$3,000
8"	3,500 gpm	\$5,150
10"	5,600 gpm	\$8,250

Table 5 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the water services facilities DIF fund in FY 2019-20.

Table 5: FY 2019-20 Water Facilities Development Impact Fee	
Beginning Balance	\$ 2,425,697
Revenues	
<u>Fund 6004: Water Well-Buhach Colony</u>	
Facility Fee	1,300
Interest Earned	1,868
<u>Fund 6005: Water Capital Impact Fees</u>	
Water Connection Fees	5,600
Capacity Fee	133,022
Interest Earned	19,930
Total Revenue	\$ 161,719
Expenditures	
<u>Fund 6004: Water Well-Buhach Colony</u>	
<u>Fund 6005: Water Capital Impact Fees</u>	
Total Expenditures	\$ -
Ending Balance	\$ 2,587,417

Table 6 summarizes FY 2019-20 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2019-20.

Table 6: Capital Improvement Expenditures			
	FY 19-20		% Funded
	Expenditures	% Complete	With Fee
One New Well ¹	\$ -	0%	0%
Two Reservoirs at 1.5 MG Each	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

WASTEWATER FACILITIES

Wastewater facilities fees are used to fund improvements to the wastewater treatment plant to increase capacity to maintain the level of service after the addition of new residents. The fees collected for this purpose are deposited into the Sewer and Maintenance Fund. According to the 2003 Nexus Study, the fee for tapping into the City sewer system is a flat fee of \$400.00 plus the fees outlined in Table 7.

Table 7: Wastewater Facilities Fees

Residential	
Single Family Residential (VL and L Density)	\$3,667
Mobile Homes	\$3,312
Med / High Density Residential	\$3,312
Commercial	
For the First 1,000 sq ft building area	\$1,576
Per 1,000 sq ft thereafter	\$1,288
Laundry Facilities, Car Washes / 1,000 sq ft	\$1,576 + \$1,000 / machine
Mortuaries / 1,000 sq ft	\$1,576
Recreational Vehicle / pad	\$1,576
Restaurants and Coffee Shops / 1,000 sq ft	\$1,576
Bars and Beauty Parlors / 1,000 sq ft	\$1,576
Institutional	
Hospitals / 1,000 sq ft	\$1,576
Convalescent hospitals and rest homes / 1,000 sq ft	\$1,576
Schools / 1,000 sq ft	\$1,576
Churches / 1,000 sq ft (excluding sanctuary)	\$1,576
Industrial	
Connection charges for industrial classifications to be individually determined from discharge characteristics.	
Miscellaneous	
Miscellaneous City users (bakeries, etc.)	\$576
Government facilities equivalent to residential unit	\$3,667

Table 8 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the wastewater facilities DIF fund in FY 2019-20.

Table 8: FY 2019-20 Wastewater Facilities Development Impact Fee

Beginning Balance	\$ 6,857,942
Revenues	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Sewer Connection Fees	5,600
Capacity Fee	165,015
Sewer WWTP Expansion	11,600
Interest Earned	29,852
Total Revenue	\$ 212,067
Expenditures	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Total Expenditures	\$ -
Ending Balance	\$ 7,070,008

*Table 8 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 9 summarizes FY 2019-20 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2019-20.

Table 9: Capital Improvement Expenditures

	FY 19-20		% Funded With
	Expenditures	% Complete	Fee
3.5 MGD Additional Capacity	\$ -	0%	0%
Tertiary Filter to Existing Facility ¹	-	100%	100%
Total	\$ -		

All figures in this table are as of August 2023.

¹The tertiary filter was completed using DIF funds. The 2003 Nexus Study estimated that the filter would cost \$567,000, however the City expended approximately \$3.6 million in Fiscal Years 11-12 to 16-17. The discrepancy is due to the increased costs of development since the 2003 estimates were prepared.

TRANSPORTATION FACILITIES

Transportation facility improvements, including roadway facilities and traffic signals, are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for transportation facilities are as shown in Table 10.

Detached Single Family Residential (L Density)	\$226 / acre / \$57 / unit
Medium / High Density Residential	\$599 / acre / \$35 / unit
Commercial	\$312 / acre
Business Park & Industrial	\$226 / acre

Table 11 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the transportation facilities DIF fund in FY 2019-20.

Beginning Balance	\$ 1,066,073
Revenues	
<u>Fund 1015: Traffic Circulation Fund</u>	
Traffic Circulation Tax	30,060
Avenue One Traffic Signal	1,244
Signal at Comm/Applegate	52,669
Signal at Bell Drive	5,420
Applegate Traffic Signal	5,420
Interest Earned	11,731
Traffic Signals & Opticons	2,565
Total Revenue	\$ 109,109
Expenditures	
<u>Fund 1015: Traffic Circulation Fund</u>	
Total Expenditures	\$ -
Ending Balance	\$ 1,175,183

Table 12 summarizes FY 2019-20 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2019-20.

Table 12: Capital Improvement Expenditures

	FY 19-20		% Funded With
	Expenditures	% Complete	Fee
Bellevue Road Widening	\$ -	0%	0%
Buhach Road Widening ¹	-	100%	40%
Bellevue Road Raised Median	-	0%	0%
Avenue One & Avenue Two	-	50%	0%
Bell Drive	-	50%	0%
Commerce Avenue	-	25%	0%
Traffic Signals and Opticons	-	80%	0%
Total	\$ -		

All figures in this table are as of August 2023.

¹To date, the City has expended approximately \$230,500 in transportation DIF funds to assist with the Buhach Road widening identified in the 2003 Nexus Study. This is less than the cost of the project; the remainder was funded by a developer as a condition of development. Progress has also been made by developers as a condition of development on Avenue One and Two, Bell Drive, Commerce Ave, and the traffic signals. Thus, DIF funds have not yet been utilized on those projects.

PARKS AND RECREATION FACILITIES

Citywide parks and recreation facilities, including the Atwater Youth Center, are funded with DIF collected for new development. According to the 2003 Nexus Study, the fees for parks and recreation facilities are as outlined in Table 13.

Table 13: Parks And Receptions Fees	
Detached Single Family Residential (L Density)	\$2,382 / unit
Medium / High Density Residential	\$1,998 / unit

Table 14 summarizes changes in fund balance and qualifying DIF revenues and expenditures for parks and recreation improvements in FY 2019-20.

Table 14: FY 2019-20 Parks and Recreation Improvements	
Development Impact Fee	
Beginning Balance	\$ 2,059,338
Revenues	
<u>Fund 1020: Parks and Recreation Fund</u>	
Parks and Recreation Facility Tax	55,800
Parks Capital Improvement Tax	22,320
Youth Center Facility Tax	29,070
Interest Earned	20,365
Total Revenue	\$ 127,555
Expenditures	
<u>Fund 1020: Parks and Recreation Fund</u>	
Splash Pad at Veterans Park	\$ (288,171)
Total Expenditures	\$ (288,171)
Ending Balance	\$ 1,898,722

*Table 14 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 15 summarizes FY 2019-20 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2019-20.

Table 15: Capital Improvement Expenditures

	FY 19-20		% Funded With
	Expenditures	% Complete	Fee
Additional 96 Acres of Parkland	\$ -	0%	0%
96 Acre Parkland Improvements	288,171	25%	8%
Additional Youth Center	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

PUBLIC SAFETY FACILITIES

The impact fees for public safety were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, electronics, and other equipment as police improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 16.

Very Low Density Residential	\$401 / unit
Low Density Residential	\$401 / unit
Multi-Family Residential	\$46 / unit
Commercial	\$800 / acre
Business Park	\$569 / acre
Industrial	\$664 / acre
Institutional	\$796 / acre

Table 17 summarizes changes in fund balance and qualifying DIF revenues and expenditures for public safety facilities in FY 2019-20.

Beginning Balance	\$ 122,520
Revenues	
<u>Fund 1091: Police Facility Impact Fee</u>	
Police Public Facility Fee	18,045
Interest Earned	1,440
Total Revenue	\$ 19,485
Expenditures	
<u>Fund 1091: Police Facility Impact Fee</u>	
Total Expenditures	\$ -
Ending Balance	\$ 142,005

Table 18 summarizes FY 2019-20 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2019-20.

Table 18: Capital Improvement Expenditures

	FY 19-20		% Funded With
	Expenditures	% Complete	Fee
Police building, vehicles, and equipment ¹	\$ -	50%	46%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of public safety DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of public safety DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for public safety facilities improvements. Since 2006, the City has expended DIF funds on the development of a police substation, communications systems, and other public safety related equipment, all of which are allowable uses of public safety DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$895,000 of the total \$1.9 million spending goal outlined in the 1995 schedule (or 46% as shown in Table 18).

FIRE PROTECTION FACILITIES

Improvement of fire protection facilities and the purchase of related equipment are funded with DIF collected for new development. The impact fees for fire protection facilities were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, training materials, and other equipment as fire facility improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 19.

Very Low Density Residential	\$520 / unit
Low Density Residential	\$520 / unit
Multi-Family Residential	\$59 / unit
Commercial	\$1,038 / acre
Business Park	\$738 / acre
Industrial	\$860 / acre
Institutional	\$1,032 / acre

Table 20 summarizes changes in fund balance and qualifying DIF revenues and expenditures for fire protection facilities in FY 2019-20.

Table 20: FY 2019-20 Fire Protection Facilities Development Impact Fee

Beginning Balance	\$ 76,233
Revenues	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Fire Facility Impact Fee	23,400
Interest Earned	999
Total Revenue	\$ 24,399
Expenditures	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Total Expenditures	\$ -
Ending Balance	\$ 100,632

*Table 20 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 21 summarizes FY 2019-20 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2019-20.

Table 21: Capital Improvement Expenditures

	FY 19-20 Expenditures	% Complete	% Funded With Fee
Fire station, vehicles, and equipment ¹	\$ -	50%	56%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of fire protection DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of fire protection DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for fire protection facilities improvements. Since 2006, the City has expended DIF funds on the development of a fire station and truck, which are allowable uses of fire protection DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$2.2 million of the total \$3.9 million spending goal outlined in the 1995 schedule (or 56% as shown in Table 21).

GENERAL GOVERNMENT CAPITAL FACILITIES

Facilities related to the general administration and management of the City are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for general government capital facilities are as shown in Table 22.

Single Family Residential	\$378.76 / unit
Medium / High Density Residential	\$316.54 / unit
Non-Residential Land Use	\$949 / acre

Table 23 summarizes changes in fund balance and qualifying DIF revenues and expenditures for general government capital facilities in FY 2019-20.

Beginning Balance	\$ 185,073
Revenues	
<u>Fund 1095: Government Building Facility</u>	
Government Building Facility Tax	17,044
Interest Earned	2,086
Total Revenue	\$ 19,130
Expenditures	
<u>Fund 1095: Government Building Facility</u>	
Total Expenditures	\$ -
Ending Balance	\$ 204,203

Table 24 summarizes FY 2019-20 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2019-20.

	FY 19-20 Expenditures	% Complete	% Funded With Fee
Administration Building	\$ -	0%	0%
Second Wing Addition to City Hall	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

DIF FUND RECONCILIATION

As identified in Table 1 at the beginning of this report and in certain fund tables throughout the report, the City spent funds on Non-DIF Expenditures in FY 2019-20.

Table 25: Summary of Non-DIF Revenues and Expenditures Since FY 2017-18			
Development Impact Fee		Non-DIF Revenues	Non-DIF Expenditures
<u>Wastewater Facilities</u>			
FY 19-20	\$	901	\$ -
Wastewater Facilities Subtotal		901	-
<u>Transportation Facilities</u>			
FY 17-18		-	(15,770)
FY 18-19		-	(3,000)
Transportation Facilities Subtotal		-	(18,770)
<u>Parks & Recreation Improvements</u>			
FY 17-18		-	(40,299)
FY 18-19		-	(39,269)
FY 19-20		-	(6,373)
Parks & Recreation Improvements Subtotal		-	(85,941)
<u>Fire Protection Facilities</u>			
FY 17-18		-	(136)
FY 18-19		-	(111)
FY 19-20		-	(142)
Fire Protection Facilities Subtotal		-	(389)
Total	\$	901	\$ (105,099)

**FISCAL YEAR 2020-21 DEVELOPMENT IMPACT
FEE REPORT**

City of Atwater



Revised January 2024

BACKGROUND

In accordance with the Mitigation Fee Act (California Government Code Section 66000), the City of Atwater (“City”) adopted a Public Facility Development Impact Fee Study in March 2003 that demonstrated the nexus between new development and the need for public facilities (“2003 Nexus Study”). The Mitigation Fee Act requires that the City prepare an annual review of all development impact fees and make available to the public a report on the fees after the end of each fiscal year. The City is also required to adopt by resolution certain findings for any fund accounts that contain unexpended funds as of the fifth fiscal year following the first deposit into those funds (Government Code Section 66001 (d)).

Each year, the City prepares a capital improvement plan (“CIP”) that details a schedule of improvements necessary to accommodate the projected population growth generated by new development. The CIP also classifies the intended use of each of the development impact fees (“DIF”) and allocates revenue from DIF for their intended capital projects.

In compliance with the requirements of California Assembly Bill 1600 (adopted in 1987) (“AB 1600”), the City has completed this annual report regarding the collection, compliance, and use of DIF. This report includes the following information for each DIF:

- Description of the fee type;
- Amount of the fee;
- Beginning and ending balance of the account/fund;
- Amount of fees collected during the fiscal year;
- Interest earned during the fiscal year;
- Identification of each public improvement on which fees were expended and the amount of expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees;
- An approximate date by which the construction of the public improvement will commence, provided that the City has determined that sufficient funds have been collected to complete financing on an incomplete public improvement;
- A description of each interfund transfer or loan made from the account/fund, the date when the loan will be repaid, and the rate of interest that the account/fund will receive the loan; and
- The amount of refunds made pursuant to Section 66001 of the Government Code.

In the City of Atwater, DIF are collected for the following purposes:

- Water facilities;
- Wastewater facilities;
- Transportation facilities
- Parks and recreation improvements;
- Public safety facilities;
- Fire protection facilities; and
- General government capital facilities.

Table 1 summarizes all DIF fund beginning and ending balances, revenues, and expenditures for Fiscal Year (“FY”) 2020-21.

Table 1: FY 2020-21 Summary of Development Impact Fees

Development Impact Fee	Adjusted Beginning Fund Balance	DIF Revenues	DIF Expenditures	Adjusted Ending Fund Balance	Non-DIF Revenues	Non-DIF Expenditures
Water Facilities	\$ 2,587,417	\$ 267,921	\$ -	\$ 2,855,338	\$ -	\$ -
Wastewater Facilities	7,070,008	321,892	-	7,391,900	2,703	-
Transportation Facilities	1,175,183	221,305	-	1,396,488	-	(15,011)
Parks & Recreation Improvements	1,898,722	187,603	(269,119)	1,817,206	470,000	(17,087)
Public Safety Facilities	142,005	34,879	-	176,885	-	-
Fire Protection Facilities	100,632	44,485	-	145,117	-	(128)
General Government Capital Facilities	204,203	33,772	-	237,975	-	-
Total	\$ 13,178,170	\$ 1,111,856	\$ (269,119)	\$ 14,020,908	\$ 472,703	\$ (32,225)

Note that the numbers in this table and others throughout the report may not add up exactly to the totals provided due to rounding.

The Adjusted Fund Balances in Table 1 reflect only the qualifying revenues and expenditures in the DIF funds in FY 2020-21. Any Non-DIF Revenues and Expenditures are excluded. Therefore for some funds, the adjusted ending balance does not match the city's financial reports which reflect these Non-DIF Revenues and Expenditures.

WATER SERVICE FACILITIES

Capital facility improvements for water services are funded with DIF collected for new development. Water service facilities fees are used to fund major water supply, transmission, and storage facilities. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fee for tapping into the City water system is a flat fee of \$400.00 plus the fees identified in Tables 2, 3, and 4. The fees collected for these purposes are deposited into the Water and Maintenance Fund. Table 2 shows the fees for regular service.

Table 2: Water System - Regular Service	Fee
Residential Estate (VL Density)	\$2,989 / unit
Detached Single Family Residential (L Density)	\$2,689 / unit
Medium / High Density Residential	\$1,257 / unit
Residential Transition	\$1,257 / unit
Commercial & Commercial Transition	\$3,135 + connection fee / meter size
Business Park	\$3,150 + connection fee / meter size
Manufacturing	\$3,430 + connection fee / meter size
Institutional	\$3,991 + connection fee / meter size
Schools & County Government	\$1,473 + connection fee / meter size
Private Recreation	\$3,388 + connection fee / meter size

Table 3 shows the additional fees for non-residential uses, which are based on meter size.

Table 3: Non-Residential Use Fee Per Meter Size		
Meter Size	Flow Rate	Fee / Meter Size
Basic 5/8 X 3/4"	20 gpm	\$500
3/4"	30 gpm	\$750
1"	50 gpm	\$1,250
1.5"	100 gpm	\$2,500
2"	160 gpm	\$4,000
3"	300 gpm	\$7,500
4"	500 gpm	\$12,500
6"	1,200 gpm	\$30,000
8"	2,000 gpm	\$50,000

Table 4 shows the fees for non-residential uses for fire service, based on meter size.

Table 4: Non-Residential Use Fees for Fire Service		
Meter Size	Flow Rate	Fee / Meter Size
4"	1,000 gpm	\$1,500
6"	2,000 gpm	\$3,000
8"	3,500 gpm	\$5,150
10"	5,600 gpm	\$8,250

Table 5 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the water services facilities DIF fund in FY 2020-21.

Table 5: FY 2020-21 Water Facilities Development Impact Fee	
Beginning Balance	\$ 2,587,417
Revenues	
<u>Fund 6004: Water Well-Buhach Colony</u>	
Facility Fee	1,953
Interest Earned	772
<u>Fund 6005: Water Capital Impact Fees</u>	
Water Connection Fees	8,589
Capacity Fee	247,339
Interest Earned	9,268
Total Revenue	\$ 267,921
Expenditures	
<u>Fund 6004: Water Well-Buhach Colony</u>	
<u>Fund 6005: Water Capital Impact Fees</u>	
Total Expenditures	\$ -
Ending Balance	\$ 2,855,338

Table 6 summarizes FY 2020-21 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2020-21.

Table 6: Capital Improvement Expenditures			
	FY 20-21		% Funded
	Expenditures	% Complete	With Fee
One New Well ¹	\$ -	0%	0%
Two Reservoirs at 1.5 MG Each	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

WASTEWATER FACILITIES

Wastewater facilities fees are used to fund improvements to the wastewater treatment plant to increase capacity to maintain the level of service after the addition of new residents. The fees collected for this purpose are deposited into the Sewer and Maintenance Fund. According to the 2003 Nexus Study, the fee for tapping into the City sewer system is a flat fee of \$400.00 plus the fees outlined in Table 7.

Table 7: Wastewater Facilities Fees

Residential	
Single Family Residential (VL and L Density)	\$3,667
Mobile Homes	\$3,312
Med / High Density Residential	\$3,312
Commercial	
For the First 1,000 sq ft building area	\$1,576
Per 1,000 sq ft thereafter	\$1,288
Laundry Facilities, Car Washes / 1,000 sq ft	\$1,576 + \$1,000 / machine
Mortuaries / 1,000 sq ft	\$1,576
Recreational Vehicle / pad	\$1,576
Restaurants and Coffee Shops / 1,000 sq ft	\$1,576
Bars and Beauty Parlors / 1,000 sq ft	\$1,576
Institutional	
Hospitals / 1,000 sq ft	\$1,576
Convalescent hospitals and rest homes / 1,000 sq ft	\$1,576
Schools / 1,000 sq ft	\$1,576
Churches / 1,000 sq ft (excluding sanctuary)	\$1,576
Industrial	
Connection charges for industrial classifications to be individually determined from discharge characteristics.	
Miscellaneous	
Miscellaneous City users (bakeries, etc.)	\$576
Government facilities equivalent to residential unit	\$3,667

Table 8 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the wastewater facilities DIF fund in FY 2020-21.

Table 8: FY 2020-21 Wastewater Facilities Development Impact

Beginning Balance	\$ 7,070,008
Revenues	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Sewer Connection Fees	8,467
Capacity Fee	299,817
Interest Earned	13,608
Total Revenue	\$ 321,892
Expenditures	
<u>Fund 6011: Sewer Fund Capital Replacement</u>	
Total Expenditures	\$ -
Ending Balance	\$ 7,391,900

*Table 8 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 9 summarizes FY 2020-21 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2020-21.

Table 9: Capital Improvement Expenditures

	FY 20-21 Expenditures	% Complete	% Funded With Fee
3.5 MGD Additional Capacity	\$ -	0%	0%
Tertiary Filter to Existing Facility ¹	-	100%	100%
Total	\$ -		

All figures in this table are as of August 2023.

¹The tertiary filter was completed using DIF funds. The 2003 Nexus Study estimated that the filter would cost \$567,000, however the City expended approximately \$3.6 million in Fiscal Years 11-12 to 16-17. The discrepancy is due to the increased costs of development since the 2003 estimates were prepared.

TRANSPORTATION FACILITIES

Transportation facility improvements, including roadway facilities and traffic signals, are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for transportation facilities are as shown in Table 10.

Detached Single Family Residential (L Density)	\$226 / acre / \$57 / unit
Medium / High Density Residential	\$599 / acre / \$35 / unit
Commercial	\$312 / acre
Business Park & Industrial	\$226 / acre

Table 11 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the transportation facilities DIF fund in FY 2020-21.

Table 11: FY 2020-21 Transportation Facilities Development Impact Fee	
Beginning Balance	\$ 1,175,183
Revenues	
<u>Fund 1015: Traffic Circulation Fund</u>	
Traffic Circulation Tax	66,241
Avenue One Traffic Signal	1,002
Signal at Comm/Applegate	118,929
Signal at Bell Drive	11,889
Applegate Traffic Signal	11,889
Interest Earned	5,712
Traffic Signals & Opticons	5,642
Total Revenue	\$ 221,305
Expenditures	
<u>Fund 1015: Traffic Circulation Fund</u>	
Total Expenditures	\$ -
Ending Balance	\$ 1,396,488

*Table 11 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 12 summarizes FY 2020-21 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2020-21.

Table 12: Capital Improvement Expenditures

	FY 20-21		% Funded With
	Expenditures	% Complete	Fee
Bellevue Road Widening	\$ -	0%	0%
Buhach Road Widening ¹	-	100%	40%
Bellevue Road Raised Median	-	0%	0%
Avenue One & Avenue Two	-	50%	0%
Bell Drive	-	50%	0%
Commerce Avenue	-	25%	0%
Traffic Signals and Opticons	-	80%	0%
Total	\$ -		

All figures in this table are as of August 2023.

¹To date, the City has expended approximately \$230,500 in transportation DIF funds to assist with the Buhach Road widening identified in the 2003 Nexus Study. This is less than the cost of the project; the remainder was funded by a developer as a condition of development. Progress has also been made by developers as a condition of development on Avenue One and Two, Bell Drive, Commerce Ave, and the traffic signals. Thus, DIF funds have not yet been utilized on those projects.

PARKS AND RECREATION FACILITIES

Citywide parks and recreation facilities, including the Atwater Youth Center, are funded with DIF collected for new development. According to the 2003 Nexus Study, the fees for parks and recreation facilities are as outlined in Table 13.

Detached Single Family Residential (L Density)	\$2,382 / unit
Medium / High Density Residential	\$1,998 / unit

Table 14 summarizes changes in fund balance and qualifying DIF revenues and expenditures for parks and recreation improvements in FY 2020-21.

Development Impact Fee	
Beginning Balance	\$ 1,898,722
Revenues	
<u>Fund 1020: Parks and Recreation Fund</u>	
Parks and Recreation Facility Tax	94,240
Parks Capital Improvement Tax	37,696
Youth Center Facility Tax	49,096
Interest Earned	6,571
Total Revenues	\$ 187,603
Expenditures	
<u>Fund 1020: Parks and Recreation Fund</u>	
Splash Pad at Veterans Park	\$ (269,119)
Total Expenditures	\$ (269,119)
Ending Balance	\$ 1,817,206

*Table 14 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 15 summarizes FY 2020-21 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2020-21.

Table 15: Capital Improvement Expenditures

	FY 20-21		% Funded With
	Expenditures	% Complete	Fee
Additional 96 Acres of Parkland	\$ -	0%	0%
96 Acre Parkland Improvements	269,119	25%	15%
Additional Youth Center	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

PUBLIC SAFETY FACILITIES

The impact fees for public safety were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, electronics, and other equipment as police improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 16.

Very Low Density Residential	\$401 / unit
Low Density Residential	\$401 / unit
Multi-Family Residential	\$46 / unit
Commercial	\$800 / acre
Business Park	\$569 / acre
Industrial	\$664 / acre
Institutional	\$796 / acre

Table 17 summarizes changes in fund balance and qualifying DIF revenues and expenditures for public safety facilities in FY 2020-21.

Beginning Balance	\$	142,005
Revenues		
<u>Fund 1091: Police Facility Impact Fee</u>		
Police Public Facility Fee		34,136
Interest Earned		743
Total Revenue	\$	34,879
Expenditures		
<u>Fund 1091: Police Facility Impact Fee</u>		
Total Expenditures	\$	-
Ending Balance	\$	176,885

Table 18 summarizes FY 2020-21 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2020-21.

Table 18: Capital Improvement Expenditures

	FY 20-21		% Funded With
	Expenditures	% Complete	Fee
Police building, vehicles, and equipment ¹	\$ -	50%	46%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of public safety DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of public safety DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for public safety facilities improvements. Since 2006, the City has expended DIF funds on the development of a police substation, communications systems, and other public safety related equipment, all of which are allowable uses of public safety DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$895,000 of the total \$1.9 million spending goal outlined in the 1995 schedule (or 46% as shown in Table 18).

FIRE PROTECTION FACILITIES

Improvement of fire protection facilities and the purchase of related equipment are funded with DIF collected for new development. The impact fees for fire protection facilities were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, training materials, and other equipment as fire facility improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 19.

Very Low Density Residential	\$520 / unit
Low Density Residential	\$520 / unit
Multi-Family Residential	\$59 / unit
Commercial	\$1,038 / acre
Business Park	\$738 / acre
Industrial	\$860 / acre
Institutional	\$1,032 / acre

Table 20 summarizes changes in fund balance and qualifying DIF revenues and expenditures for fire protection facilities in FY 2020-21.

Table 20: FY 2020-21 Fire Protection Facilities Development Impact Fee

Beginning Balance	\$ 100,632
Revenues	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Fire Facility Impact Fee	43,880
Interest Earned	605
Total Revenue	\$ 44,485
Expenditures	
<u>Fund 1093: Fire Facility Impact Fee</u>	
Total Expenditures	\$ -
Ending Balance	\$ 145,117

*Table 20 only reports on the allowable DIF revenues and expenditures that occurred in the fund.

Table 21 summarizes FY 2020-21 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2020-21.

Table 21: Capital Improvement Expenditures

	FY 20-21 Expenditures	% Complete	% Funded With Fee
Fire station, vehicles, and equipment ¹	\$ -	50%	56%
Total	\$ -		

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of fire protection DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of fire protection DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for fire protection facilities improvements. Since 2006, the City has expended DIF funds on the development of a fire station and truck, which are allowable uses of fire protection DIF funds pursuant to the 2003 Nexus Study's description. To date, the City has expended approximately \$2.2 million of the total \$3.9 million spending goal outlined in the 1995 schedule (or 56% as shown in Table 21).

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Facilities related to the general administration and management of the City are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for general government capital facilities are as shown in Table 22.

Single Family Residential	\$378.76 / unit
Medium / High Density Residential	\$316.54 / unit
Non-Residential Land Use	\$949 / acre

Table 23 summarizes changes in fund balance and qualifying DIF revenues and expenditures for general government capital facilities in FY 2020-21.

Beginning Balance	\$ 204,203
Revenues	
<u>Fund 1095: Government Building Facility</u>	
Government Building Facility Tax	32,772
Interest Earned	1,000
Total Revenue	\$ 33,772
Expenditures	
<u>Fund 1095: Government Building Facility</u>	
Total Expenditures	\$ -
Ending Balance	\$ 237,975

Table 24 summarizes FY 2020-21 DIF expenditures, as well as project completion and the percentage of the project cost funded with DIF funds through FY 2020-21.

	FY 20-21		% Funded With
	Expenditures	% Complete	Fee
Administration Building	\$ -	0%	0%
Second Wing Addition to City Hall	-	0%	0%
Total	\$ -		

All figures in this table are as of August 2023.

DIF FUND RECONCILIATION

As identified in Table 1 at the beginning of this report and in certain fund tables throughout the report, the City spent funds on Non-DIF Expenditures in FY 2020-21.

Table 25: Summary of Non-DIF Revenues and Expenditures Since FY 2017-18		
Development Impact Fee	Non-DIF Revenues	Non-DIF Expenditures
<u>Wastewater Facilities</u>		
FY 19-20	\$ 901	\$ -
FY 20-21	2,703	-
Wastewater Facilities Subtotal	3,604	-
<u>Transportation Facilities</u>		
FY 17-18	-	(15,770)
FY 18-19	-	(3,000)
FY 20-21	-	(15,011)
Transportation Facilities Subtotal	-	(33,781)
<u>Parks & Recreation Improvements</u>		
FY 17-18	-	(40,299)
FY 18-19	-	(39,269)
FY 19-20	-	(6,373)
FY 20-21	470,000	(17,087)
Parks & Recreation Improvements Subtotal	470,000	(103,028)
<u>Fire Protection Facilities</u>		
FY 17-18	-	(136)
FY 18-19	-	(111)
FY 19-20	-	(142)
FY 20-21	-	(128)
Fire Protection Facilities Subtotal	-	(516)
Total	\$ 473,604	\$ (137,325)

**FIVE-YEAR DEVELOPMENT IMPACT FEE REPORT
FY 2017-18 – 2021-22**

And

**ANNUAL DEVELOPMENT IMPACT FEE REPORT
FY 2021-22**

City of Atwater



Revised: January 2024

BACKGROUND

In accordance with the Mitigation Fee Act (Government Code Section 66000), the City of Atwater ("City") adopted a Public Facility Development Impact Fee Study in March 2003 that demonstrated the nexus between new development and the need for public facilities ("2003 Nexus Study"). The Mitigation Fee Act requires that the City prepare an annual review of all development impact fees and make available to the public a report on the fees after the end of each fiscal year. The City is also required to adopt by resolution certain findings for any fund accounts that contain unexpected funds as of the fifth fiscal year following the first deposit into those funds (Government Code Section 66001 (d)).

Each year, the City prepares a capital improvement plan ("CIP") that identifies a schedule of improvements necessary to accommodate the projected population growth generated by new development. The CIP classifies the intended use of each of the development impact fees ("DIF") and allocates revenue from DIF for their intended capital projects.

The City is required by Government Code Section 66001(d) to report certain findings for funds remaining in the DIF accounts every fifth fiscal year following the first deposit into each public improvement account or fund, and every five years thereafter. The purpose of this report is two-fold: to serve as the five-year annual report from 2017-18 through 2021-22; and as the annual report for 2021-22. This report includes the following information for each DIF:

- Description of the fee type;
- Amount of the fee;
- Beginning and ending balance of the account/fund;
- Amount of fees collected during the fiscal year;
- Interest earned during the fiscal year;
- Identification of each public improvement on which fees were expended and the amount of expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees;
- An approximate date by which the construction of the public improvement will commence, provided that the City has determined that sufficient funds have been collected to complete financing on an incomplete public improvement;
- A description of each interfund transfer or loan made from the account/fund, the date when the loan will be repaid, and the rate of interest that the account/fund will receive the loan; and
- The amount of refunds made pursuant to Section 66001 of the Government Code.

In the City of Atwater, DIF are collected for the following purposes:

- Water facilities;
- Wastewater facilities;
- Transportation facilities
- Parks and recreation improvements;
- Public safety facilities;

- Fire protection facilities; and
- General government capital facilities.

WATER SERVICE FACILITIES

Capital facility improvements for water services are funded with DIF collected for new development. Water service facilities fees are used to fund major water supply, transmission, and storage facilities. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fee for tapping into the City water system is a flat fee of \$400.00 plus the fees identified in Tables 1, 2, and 3. The fees collected for these purposes are deposited into the Water and Maintenance Fund. Table 1 shows the fees for regular services.

Table 1: Water System - Regular Service	Fee
Residential Estate (VL Density)	\$2,989 / unit
Detached Single Family Residential (L Density)	\$2,689 / unit
Medium / High Density Residential	\$1,257 / unit
Residential Transition	\$1,257 / unit
Commercial & Commercial Transition	\$3,135 + connection fee / meter size
Business Park	\$3,150 + connection fee / meter size
Manufacturing	\$3,430 + connection fee / meter size
Institutional	\$3,991 + connection fee / meter size
Schools & County Government	\$1,473 + connection fee / meter size
Private Recreation	\$3,388 + connection fee / meter size

Table 2 shows the additional fees for non-residential uses, which are based on meter size.

Table 2: Non-Residential Use Fee Per Meter Size		
Meter Size	Flow Rate	Fee / Meter Size
Basic 5/8 X 3/4"	20 gpm	\$500
3/4"	30 gpm	\$750
1"	50 gpm	\$1,250
1.5"	100 gpm	\$2,500
2"	160 gpm	\$4,000
3"	300 gpm	\$7,500
4"	500 gpm	\$12,500
6"	1,200 gpm	\$30,000
8"	2,000 gpm	\$50,000

Table 3 shows the fees for non-residential uses for fire service, based on meter size.

Table 3: Non Residential Use Fees for Fire Service		
Meter Size	Flow Rate	Fee / Meter Size
4"	1,000 gpm	\$1,500
6"	2,000 gpm	\$3,000
8"	3,500 gpm	\$5,150
10"	5,600 gpm	\$8,250

Table 4 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the water services facilities DIF fund between Fiscal Years (“FY”) 2017-18 and FY 2021-22.

Table 4: Water Facilities DIF Statement of Revenues, Expenditures and Changes in Fund Balance					
	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
Beginning Balance	\$ 1,918,624	\$ 2,349,494	\$ 2,425,697	\$ 2,587,417	\$ 2,855,338
Revenues					
<u>Fund 6004: Water Well-Buhach Colony</u>					
Facility Fee	11,303	2,805	1,300	1,953	441
Interest Earned	1,299	2,769	1,868	772	130
<u>Fund 6005: Water Capital Impact Fees</u>					
Water Connection Fee	48,400	5,200	5,600	8,589	10,189
Capacity Fee	357,051	37,489	133,022	247,339	271,830
Buhach Colony Bridges	-	-	-	-	2,689
Transfer from Buhach Colony 1050	-	-	-	-	52,801
Interest Earned	12,817	27,941	19,930	9,268	1,867
Total Revenue	430,870	76,204	161,719	267,921	339,946
Expenditures					
<u>Fund 6004: Water Well-Buhach Colony</u>					
<u>Fund 6005: Water Capital Impact Fees</u>					
Total Expenditures	-	-	-	-	-
Ending Balance	\$ 2,349,494	\$ 2,425,697	\$ 2,587,417	\$ 2,855,338	\$ 3,195,284

Note that the numbers in this table and others throughout the report may not add up exactly to the totals provided due to rounding.

Table 5 details the status of each project identified in the 2003 Nexus Study, as well as the estimated start and completion date, estimated cost per the 2003 Nexus Study, and total DIF used for the project to date. The estimated costs are based on findings from the 2003 Nexus Study. Current day project costs are significantly higher than the costs estimated in 2003. Therefore, the estimated costs may be insufficient to cover the current costs of completing the projects. The City intends to recalculate the estimated project costs to more accurately plan for the specified projects.

Table 5: Water Facilities - Capital Improvement Expenditures and Project Status						
Project Name	Status	Est. Start Date	Est. Completion Date	Estimated Cost	Total DIF spent on Improvements	% Impact Fee Funded
One new well	Planned	2023	2026	\$ 736,010	\$ -	0%
Two Reservoirs at 1.5 MG Each	Planned	2030	2032	\$ 2,650,626	\$ -	0%

All figures in this table are as of August 2023

¹The City purchased property in 2022 for the development of one new well and is in the process of conducting an initial environmental study. No DIF funds have been used on this project.

WASTEWATER FACILITIES

Wastewater facilities fees are used to fund improvements to the wastewater treatment plant to increase capacity to maintain the level of service after the addition of new residents. The fees collected for this purpose are deposited into the Sewer and Maintenance Fund. According to the 2003 Nexus Study, the fee for tapping into the City sewer system is a flat fee of \$400.00 plus the fees outlined in Table 6.

Table 6: Wastewater Facilities Fees	
Residential	
Single Family Residential (VL and L Density)	\$3,667
Mobile Homes	\$3,312
Med / High Density Residential	\$3,312
Commercial	
For the First 1,000 sq ft building area	\$1,576
Per 1,000 sq ft thereafter	\$1,288
Laundry Facilities, Car Washes / 1,000 sq ft	\$1,576 + \$1,000 / machine
Mortuaries / 1,000 sq ft	\$1,576
Recreational Vehicle / pad	\$1,576
Restaurants and Coffee Shops / 1,000 sq ft	\$1,576
Bars and Beauty Parlors / 1,000 sq ft	\$1,576
Institutional	
Hospitals / 1,000 sq ft	\$1,576
Convalescent hospitals and rest homes / 1000 sq ft	\$1,576
Schools / 1,000 sq ft	\$1,576
Churches / 1,000 sq ft (excluding sanctuary)	\$1,576
Industrial	
Connection charges for industrial classifications to be individually determined from discharge characteristics.	
Miscellaneous	
Miscellaneous City users (bakeries, etc.)	\$576
Government facilities equivalent to residential unit	\$3,667

Table 7 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the wastewater facilities DIF fund between FY 2017-18 and FY 2021-22.

Table 7: Wastewater Facilities DIF Statement of Revenues, Expenditures, and Changes in Fund Balance					
	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
Beginning Balance	\$ 6,248,750	\$ 6,754,600	\$ 6,857,942	\$ 7,070,008	\$ 7,391,900
Revenues					
<u>Fund 6010: Sewer Enterprise Fund</u>					
Sewer Connection Fees	47,600	4,800	5,600	8,467	4,000
Capacity Fee	436,342	49,435	165,015	299,817	316,256
Sewer WWTP Expansion	2,383	6,960	11,600	-	6,960
Transfer from Buhach Colony 1050	-	-	-	-	67,222
Interest Earned	19,525	42,146	29,852	13,608	2,640
Total Revenue	505,850	103,341	212,067	321,892	397,078
Expenditures					
<u>Fund 6010: Sewer Enterprise Fund</u>					
Total Expenditures	-	-	-	-	-
Ending Balance	\$ 6,754,600	\$ 6,857,942	\$ 7,070,008	\$ 7,391,900	\$ 7,788,978

**Table 7 only reports on the allowable DIF Revenues and Expenditures that occurred in the fund. The City occasionally Collected or spent non-DIF Revenues or Expenditures between FY 2017-18 and FY 2021-22 which were not identified in the 2003 Nexus Study. As a result, the ending balance in Table 7 does not reflect the actual balance reported in the City's financials but instead reflect what the ending balance should be once the City corrects these Non-DIF Revenues and Expenditures through transfers.*

Table 8 details the status of each project identified in the 2003 Nexus Study, as well as the estimated start and completion date, estimated cost per the 2003 Nexus Study, and total DIF used for the project to date. The estimated costs are based on findings from the 2003 Nexus Study. Current day project costs are significantly higher than the costs estimated in 2003. Therefore, the estimated costs may be insufficient to cover the current costs of completing the projects. The City intends to recalculate the estimated project costs to more accurately plan for the specified projects.

Table 8: Wastewater Facilities - Capital Improvement Expenditures and Project Status						
Project Name	Status	Est. Start Date	Est. Completion Date	Estimated Cost	Total DIF spent on Improvements	% Impact Fee Funded
3.5 MGD Additional Capacity	Planned	2024	2025	\$ 7,000,000	\$ -	0%
Tertiary Filter to Existing Facility ¹	Complete	Complete	Complete	\$ 567,000	\$ 3,610,613	100%

All figures in this table are as of August 2023

¹The tertiary filter was completed using DIF funds. The 2003 Nexus Study estimated that the filter would cost \$567,000, however the City expended approximately \$3.6 million in Fiscal Years 11-12 to 16-17. The discrepancy is due to the increased costs of development since the 2003 estimates were prepared.

TRANSPORTATION FACILITIES

Transportation facility improvements, including roadway facilities and traffic signals, are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for transportation facilities are as shown in Table 9.

Table 9: Transportation Facilities Fees

Detached Single Family Residential (L Density)	\$226 / acre / \$57 / unit
Medium / High Density Residential	\$599 / acre / \$35 / unit
Commercial	\$312 / acre
Business Park & Industrial	\$226 / acre

Table 10 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the transportation facilities DIF fund between FY 2017-18 and FY 2021-22.

Table 10: Transportation Facilities DIF Statement of Revenues, Expenditures, and Changes in Fund Balance

	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
Beginning Balance	\$ 931,528	\$ 1,036,973	\$ 1,066,073	\$ 1,175,183	\$ 1,396,488
Revenues					
<u>Fund 1015: Traffic Circulation Fund</u>					
Traffic Circulation Tax	83,140	9,479	30,060	66,241	58,215
Avenue One Traffic Signal	2,343	2,402	1,244	1,002	3,484
Signal at Comm/Applegate	1,699	-	52,669	118,929	114,182
Signal at Bell Drive	1,699	-	5,420	11,889	12,064
Applegate Traffic Signal	1,699	-	5,420	11,889	11,828
Interest Earned	7,761	16,412	11,731	5,712	1,068
Traffic Signals and Optigons	7,104	808	2,565	5,642	4,849
Total Revenue	105,445	29,101	109,109	221,305	205,690
Expenditures					
<u>Fund 1015: Traffic Circulation Fund</u>					
Total Expenditures	-	-	-	-	-
Ending Balance	\$ 1,036,973	\$ 1,066,073	\$ 1,175,183	\$ 1,396,488	\$ 1,602,179

Table 11 details the status of each project identified in the 2003 Nexus Study, as well as the estimated start and completion date, estimated cost per the 2003 Nexus Study, and total DIF

used for the project to date. The estimated costs are based on findings from the 2003 Nexus Study. Current day project costs are significantly higher than the costs estimated in 2003. Therefore, the estimated costs may be insufficient to cover the current costs of completing the projects. The City intends to recalculate the estimated project costs to more accurately plan for the specified projects. The City has also abandoned several transportation facilities projects for which DIF was intended to be used.

Table 11: Transportation Facilities - Capital Improvement Expenditures and Project Status

Project Name	Status	Est. Start Date	Est. Completion Date	Estimated Cost	Total DIF spent on Improvements	% Impact Fee Funded
Bellevue Road Widening	Planned	2027	2029	\$ 3,312,000	\$ -	0%
Buhach Road Widening	Complete	Complete	Complete	\$ 572,400	\$ 230,595	40%
Sycamore Avenue	Abandoned	Abandoned	Abandoned	N/A	N/A	N/A
Bellevue Road Raised Median	Planned	2026	2027	\$ 528,000	\$ -	0%
Applegate Road	Abandoned	Abandoned	Abandoned	N/A	N/A	N/A
Avenue One & Avenue Two	Active	2008	2029	\$ 3,134,497	\$ -	0%
Bell Drive	Active	2012	2030	\$ 1,567,248	\$ -	0%
Commerce Avenue	Active	2012	2031	\$ 1,551,408	\$ -	0%
Giannini Road	Abandoned	Abandoned	Abandoned	N/A	N/A	N/A
Traffic Signals and Opticons	Active	2000	Ongoing	\$ 1,490,000	\$ -	0%

All figures in this table are as of August 2023.

¹To date, the City has expended approximately \$230,500 in transportation DIF funds to assist with the Buhach Road widening identified in the 2003 Nexus Study. This is less than the cost of the project; the remainder was funded by a developer as a condition of development. Progress has also been made by developers as a condition of development on Avenue One and Two, Bell Drive, Commerce Ave, and the traffic signals. Thus, DIF funds have not yet been utilized on those projects.

PARKS AND RECREATION IMPROVEMENTS

Citywide parks and recreation facilities, including the Atwater Youth Center, are funded with DIF collected for new development. According to the 2003 Nexus Study, the fees for parks and recreation facilities are as outlined in Table 12.

Table 12: Parks And Receptions Fees

Detached Single Family Residential (L Density)	\$2,382 / unit
Medium / High Density Residential	\$1,998 / unit

Table 13 summarizes changes in fund balance and qualifying DIF revenues and expenditures for parks and recreation facilities DIF fund between FY 2017-18 and FY 2021-22.

Table 13: Parks and Recreation Improvements DIF Statement of Revenues, Expenditures, and Changes in Fund Balance

	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
Beginning Balance	\$ 1,703,750	\$ 1,999,720	\$ 2,059,337	\$ 1,898,721	\$ 1,817,205
Revenues					
<u>Fund 1020: Parks and Recreation Fund</u>					
Parks and Rec. Facility Tax	146,320	14,880	55,800	94,240	95,480
Parks Capital Improvement Tax	58,528	5,952	22,320	37,696	38,192
Youth Center Facility Tax	76,228	7,752	29,070	49,096	49,742
Interest Earned	14,894	31,033	20,365	6,571	1,909
Total Revenue	295,970	59,617	127,555	187,603	185,323
Expenditures					
<u>Fund 1020: Parks and Recreation Fund</u>					
Splash Pad at Veteran's Park			(288,171)	(269,119)	
Total Expenditures	-	-	(288,171)	(269,119)	-
Ending Balance	\$ 1,999,720	\$ 2,059,337	\$ 1,898,721	\$ 1,817,205	\$ 2,002,528

Table 14 details the status of each project identified in the 2003 Nexus Study, as well as the estimated start and completion date, estimated cost per the 2003 Nexus Study, and total DIF used for the project to date. The estimated costs are based on findings from the 2003 Nexus Study. Current day project costs are significantly higher than the costs estimated in 2003. Therefore, the estimated costs may be insufficient to cover the current costs of completing the projects. The City intends to recalculate the estimated project costs to more accurately plan for the specified projects.

Table 14: Parks and Recreation Improvements - Capital Improvement Expenditures and Project Status

Project Name	Status	Est. Start Date	Est. Completion Date	Estimated Cost	Total DIF spent on Improvements	% Impact Fee Funded
Additional 96 Acres of Parkland	Planned	2025	2030	\$9,600,000	\$ -	0%
96 Acre Parkland Improvements	Active	2020	2030	\$3,840,000	\$ 557,289	15%
Additional Youth Center	Planned	2028	2030	\$5,000,000	\$ -	0%

All figures in this table are as of August 2023.

¹The City used DIF funds to purchase a new splash pad at Veterans park in FYs 2019-20 and 2020-21 which is attributed to the Parkland Improvements identified in the 2003 Nexus Study.

PUBLIC SAFETY FACILITIES

The impact fees for public safety were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, electronics, and other equipment as police improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 15.

Very Low Density Residential	\$401 / unit
Low Density Residential	\$401 / unit
Multi-Family Residential	\$46 / unit
Commercial	\$800 / acre
Business Park	\$569 / acre
Industrial	\$664 / acre
Institutional	\$796 / acre

Table 16 summarizes changes in fund balance and qualifying DIF revenues and expenditures for the public safety facilities DIF fund between FY 2017-18 and FY 2021-22.

	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
Beginning Balance	\$ 66,510	\$ 115,627	\$ 122,520	\$ 142,005	\$ 176,885
Revenues					
<u>Fund 1091: Police Facility Impact Fee</u>					
Police Public Facility Fee	48,261	4,971	18,045	34,136	32,349
Interest Earned	856	1,922	1,440	743	160
Trans From Buhach Colony Fund 1050	-	-	-	-	48,285
Total Revenue	49,117	6,893	19,485	34,879	80,794
Expenditures					
<u>Fund 1091: Police Facility Impact Fee</u>					
Total Expenditures	-	-	-	-	-
Ending Balance	\$ 115,627	\$ 122,520	\$ 142,005	\$ 176,885	\$ 257,679

Table 17 details the status of each project identified in the 2003 Nexus Study, as well as the estimated start and completion date, estimated cost per the 2003 Nexus Study, and total DIF used for the project to date. The estimated costs are based on findings from the 2003 Nexus Study. Current day project costs are significantly higher than the costs estimated in 2003. Therefore, the estimated costs may be insufficient to cover the current costs of completing the projects. The City intends to recalculate the estimated project costs to more accurately plan for the specified projects.

Table 17: Public Safety Facilities - Capital Improvement Expenditures and Project Status

Project Name	Status	Est. Start Date	Est. Completion Date	Estimated Cost	Total DIF spent on Improvement	% Impact Fee Funded
Police building, vehicles, and equipment ¹	Active	2006	2030	\$ 1,941,485	\$ 894,931	46%

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of public safety DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of public safety DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for public safety facilities improvements. Since 2006, the City has expended DIF funds on the development of a police substation, communications systems, and other public safety related equipment, all of which are allowable uses of public safety DIF funds pursuant to the 2003 Nexus Study's description.

FIRE PROTECTION FACILITIES

Improvement of fire protection facilities and the purchase of related equipment are funded with DIF collected for new development. The impact fees for fire protection facilities were calculated in 1995 and remained unchanged with the adoption of the 2003 Nexus Study. The 1995 study identified vehicles, equipment, station furniture, training materials, and other equipment as fire facility improvements. Acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for police facilities are as shown in Table 18.

Very Low Density Residential	\$520 / unit
Low Density Residential	\$520 / unit
Multi-Family Residential	\$59 / unit
Commercial	\$1,038 / acre
Business Park	\$738 / acre
Industrial	\$860 / acre
Institutional	\$1,032 / acre

Table 19 summarizes changes in fund balance and qualifying DIF revenues and expenditures for fire protection facilities DIF fund between FY 2017-18 and FY 2021-22.

	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
Beginning Balance	\$ 5,357	\$ 68,382	\$ 76,233	\$ 100,632	\$ 145,117
Revenues					
<u>Fund 1093: Fire Facility Impact Fee</u>					
Fire Facility Impact Fee	62,584	6,652	23,400	43,880	41,950
Interest Earned	441	1,198	999	605	148
Transfer From Buhach Colony Fund 105C	-	-	-	-	62,715
Total Revenue	63,025	7,850	24,399	44,485	104,813
EXPENDITURES					
<u>Fund 1093: Fire Facility Impact Fee</u>					
Total Expenditures	-	-	-	-	-
Ending Balance	\$ 68,382	\$ 76,233	\$ 100,632	\$ 145,117	\$ 249,929

Table 20 details the status of each project identified in the 2003 Nexus Study, as well as the estimated start and completion date, estimated cost per the 2003 Nexus Study, and total DIF

used for the project to date. The estimated costs are based on findings from the 2003 Nexus Study. Current day project costs are significantly higher than the costs estimated in 2003. Therefore, the estimated costs may be insufficient to cover the current costs of completing the projects. The City intends to recalculate the estimated project costs to more accurately plan for the specified projects.

Table 20: Fire Protection Facilities - Capital Improvement Expenditures and Project Status

Project Name	Status	Est. Start Date	Est. Completion Date	Estimated Cost	Total DIF spent on Improvements	% Impact Fee Funded
Fire station, vehicles, and equipment ¹	Active	2006	2030	\$ 3,922,360	\$ 2,245,885	57%

All figures in this table are as of August 2023.

¹The 2003 Nexus Study provides a broad description of the allowable uses of fire protection DIF funds. It also defers to the 1995 City resolution regarding public facilities improvement fees for its justification of fire protection DIF rates. Therefore, RSG utilizes the Justification of Building and Equipment Costs schedule from the 1995 resolution to determine the spending goal for fire protection facilities improvements. Since 2006, the City has expended DIF funds on the development of a fire station and truck, which are allowable uses of fire protection DIF funds pursuant to the 2003 Nexus Study's description.

GENERAL GOVERNMENT CAPITAL FACILITIES

Facilities related to the general administration and management of the City are funded with DIF collected for new development. Construction or acquisition of these capital improvements allow the City to maintain the level of service provided to residents and employees prior to the new development.

According to the 2003 Nexus Study, the fees for general government capital facilities are as shown in Table 21.

Single Family Residential	\$378.76 / unit
Medium / High Density Residential	\$316.54 / unit
Non-Residential Land Use	\$949 / acre

Table 22 summarizes changes in fund balance and qualifying DIF revenues and expenditures for general government capital facilities DIF fund between FY 2017-18 and FY 2021-22.

	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
Beginning Fund Balance	\$ 130,081	\$ 177,253	\$ 185,073	\$ 204,203	\$ 237,975
Revenues					
<u>Fund 1095: Government Building Facility</u>					
Government Building Facility Tax	45,843	4,922	17,044	32,772	30,911
Interest Earned	1,329	2,899	2,086	1,000	201
Total Revenue	47,172	7,821	19,130	33,772	31,112
Expenditures					
<u>Fund 1095: Government Building Facility</u>					
Total Expenditures	-	-	-	-	-
Ending Fund Balance	\$ 177,253	\$ 185,073	\$ 204,203	\$ 237,975	\$ 269,087

Table 23 details the status of each project identified in the 2003 Nexus Study, as well as the estimated start and completion date, estimated cost per the 2003 Nexus Study, and total DIF used for the project to date. The estimated costs are based on findings from the 2003 Nexus Study. Current day project costs are significantly higher than the costs estimated in 2003. Therefore, the estimated costs may be insufficient to cover the current costs of completing the projects. The City intends to recalculate the estimated project costs to more accurately plan for the specified projects.

Table 23: General Government Capital Facilities - Capital Improvement Expenditures and Project Status							
Project Name	Status	Est. Start Date	Est. Completion Date	Estimated Cost	Total DIF spent on Improvements	% Impact	Fee Funded
Administration Building	Planned	2025	2027	\$3,500,000	\$ -	-	0%
Second Wing Addition to City Hall	Planned	2024	2026	\$2,000,000	\$ -	-	0%

All figures in this table are as of August 2023.

DIF FUND RECONCILIATION

As identified in certain DIF statement tables throughout the report, the City has collected and spent funds on Non-DIF Revenues and Expenditures since FY 2017-18.

Table 24: Summary of Non-DIF Revenues and Expenditures Since FY 2017-18		
Development Impact Fee	Non-DIF Revenues	Non-DIF Expenditures
<u>Wastewater Facilities</u>		
FY 19-20	\$ 901	\$ -
FY 20-21	2,703	-
FY 21-22	3,181	-
Wastewater Facilities Subtotal	6,785	-
<u>Transportation Facilities</u>		
FY 17-18	-	(15,770)
FY 18-19	-	(3,000)
FY 20-21	-	(15,011)
FY 21-22	-	(101,110)
Transportation Facilities Subtotal	-	(134,891)
<u>Parks & Recreation Improvements</u>		
FY 17-18	-	(40,299)
FY 18-19	-	(39,269)
FY 19-20	-	(6,373)
FY 20-21	470,000	(17,087)
Parks & Recreation Improvements Subtotal	470,000	(103,028)
<u>Fire Protection Facilities</u>		
FY 17-18	-	(136)
FY 18-19	-	(111)
FY 19-20	-	(142)
FY 20-21	-	(128)
FY 21-22	-	(131)
Fire Protection Facilities Subtotal	-	(647)
Total	\$ 476,785	\$ (238,566)



CITY COUNCIL AGENDA REPORT

CITY COUNCIL

Mike Nelson, Mayor
Danny Ambriz Tyler Button
John Cale Brian Raymond

MEETING DATE: January 22, 2024
TO: Mayor and City Council
FROM:
PREPARED BY:
SUBJECT: **Waiving the Second Reading and Adopting an Ordinance of the City Council Approving Zone Change No. 23-14-0100 for a Parcel Located at 1789 Elm Street (APN: 002-181-041) (Deputy City Manager/Community Development Director Thompson)**

RECOMMENDED COUNCIL ACTION

Waiving the second reading and adopting Ordinance No. CS 1066 approving Zone Change No. 23-14-0100 for a Parcel Located at 1789 Elm Street (APN: 002-181-041).

I. BACKGROUND/ANALYSIS:

The first reading of Ordinance No. CS 1066 approving Zone Change No. 23-14-0100 for a Parcel Located at 1789 Elm Street (APN: 002-181-041) was presented at the regularly scheduled City Council meeting of January 8, 2024. This is the second reading and adoption.

The City of Atwater is seeking approval for the vacation of a portion of land at the northwest corner of Elm Avenue and Winton Way. This proposed vacation will eliminate excess right-of-way that will no longer serve as a direct continuation onto Elm Avenue. The portion of land is also not needed for the completion of the City's Downtown Pedestrian Improvement Project – Phase 1. Further, there are no in-place public utility facilities in use that would be affected by the vacation.

Elm Avenue was originally intended to be developed as a direct continuation along Winton Way, which is why the portion of land was acquired. However, due to alterations in planned traffic patterns and the way the intersection ultimately developed, the portion of land is no longer suitable for that purpose and is not necessary for current or future public street purposes. Furthermore, the street right-of-way is not required to finish the Downtown Pedestrian Improvement Project, as it has already constructed new street improvements and provided replacement land where needed without needing to use this portion of land.

The Downtown Pedestrian Improvement Project – Phase 1, which is funded by the

Congestion Mitigation and Air Quality (CMAQ) program and allocated by Merced County Association of Governments, was recently completed. The Project includes design, engineering, environmental, and construction services for new curbs/gutters, sidewalks, curb ramps, and replacement residential driveway approaches to better connect residents to the downtown core. The improvements are proposed along Fir Avenue, Elem Avenue, Drakeley Avenue, Cedar Avenue, Sixth Street, and Seventh Street.

The proposed Project consists of a Zone Change and Variance application that has been submitted to the City of Atwater. The Project requests authorization to change the zoning district for APN 002-181-041 from Office Commercial (C-O) to Central Commercial (C-C) and reduce the required interior side setback from ten feet (10') to seven feet (7') for the purposes of developing a new commercial building on an existing vacant parcel.

The site plan for the proposed project includes a 4,999 square foot building that anticipates three separate tenant spaces, ranging in size with two spaces being approximately 1,300 square feet each and one space being approximately 2,399 square feet. The 2,399 square foot tenant space is anticipated for a laundromat service, while the occupants of the other two spaces have not yet been identified. These two spaces may be consolidated into one space depending on the future tenant's requirements. However, all future uses must comply with the requirements of the Atwater Municipal Code and will be required to submit tenant improvement plans and business licensing applications prior to occupancy and operation.

In addition to the building, the site plan also includes the construction of on-site drive aisles, concrete curbs and sidewalks, a masonry trash enclosure, 4,418 square feet of landscaping, and parking stalls. Parking will be provided in accordance with the Atwater Municipal Code and tailored to each established use. Parking is provided consistent with the parking requirements for retail stores, personal services, professional and business offices, banks, and post offices at 1 parking stall per 250 square feet of floor area. The applicant is proposing a flexible outdoor dining area in case a food establishment occupies one of the tenant spaces. The size and operation of this food establishment will be limited by the available number of parking stalls. The outdoor dining area is designed to meet the dimensions and sizing requirements of two standard parking stalls. If the City deems it necessary to provide more parking at this site in the future, the applicant will remove the dining area and construct two parking stalls at their own expense.

The site plan has undergone site plan review at the staff level to ensure it complied with all standards for setbacks, parking, landscaping, and all other requirements defined in the Atwater Zoning Ordinance and any other applicable standards.

On October 18, 2023, the Planning Commission heard this item in a regular public

meeting and recommended that the City Council approve the project as proposed without additional conditions.

ANALYSIS:

Site Location: The subject property is near the northeast corner of Elm Avenue and N Winton Way at 1789 Elm Avenue in Atwater (refer to Figure 1) and is identified by Merced County as APN 002-181-041.

Figure 1



Description of Surrounding Uses: The parcels immediately to the north of the subject property are zoned Office Commercial (C-O) and High Density Residential (R-3). The parcel to the west of the subject property is zoned Neighborhood Commercial (C-N). The parcels to the east and south of the subject property are zoned High Density Residential (R-3). It should be noted that although zoned R-3, the parcel to the south

has a General Plan land use designation of Park.

Land Use Designation: The subject property has a land use designation of Commercial and is zoned as Office Commercial (C-O). The applicant is requesting a zone change from Office Commercial (C-O) to Central Commercial (C-C), which will remain consistent with the existing land use designation.

Commercial land uses are intended to accommodate a wide range of commercial activities ranging from regional commercial facilities to general and neighborhood commercial uses. Establishments may range from retail to service and entertainment uses. Further, the land use allows development to occur as a single structure, group of commercial uses, or regional mall type facility. The Project is proposed to facilitate the development of a multi-tenant commercial building that would be consistent with the land use designation.

Zoning: The subject property is zoned Office Commercial (C-O) and primarily permits medical, dental, business and professional offices, as well as public and quasi-public uses. The Project is requesting a zone change to Central Commercial (C-C) which is consistent with the existing land use designation. The Central Commercial (C-C) zone district was established to facilitate the development of the central commercial core as an area of “pedestrian priority” by encouraging a broad mix of retail, service, financial office, and specialty uses and maintain and enhance the physical and economic vitality of the central City. A zone change to Central Commercial (C-C) supports the City’s Downtown Pedestrian Improvement Project. The Downtown Pedestrian Improvement Project – Phase 1, which is funded by the Congestion Mitigation and Air Quality (CMAQ) program and allocated by Merced County Association of Governments, was recently completed. It included design, engineering, environmental, and construction services for new curbs/gutters, sidewalks, curb ramps, and replacement residential driveway approaches to better connect residents to the downtown core.

Variance: Development of the subject property as proposed is subject to an approved variance application. The purpose of a variance is to allow for deviations from the development standards of the Zoning Ordinance when the property is subject to exceptional narrowness, lowness, unusual shape, exceptional topographic conditions, or other extraordinary conditions that would warrant the property being undevelopable if subject to adherence of all development standards. In no case can a variance be granted for over 50% of any requirement.

The shape of the subject property is unusual and eligible for a variance. Because of the shape, the development cannot meet parking and the interior setback requirement. The deviation being requested is to reduce the interior side setback from ten feet (10’) to seven feet (7’) resulting in a 30% reduction, which would not result in a deviation of more than 50%. Further, the variance request has been reviewed for public safety and the Fire Department and Building Division did not see any issues with the reduction.

Pursuant to section 17.74.040, the City may grant a variance by majority vote when all the following conditions are found:

- A. That a hardship peculiar to the property and not created by any act of the owner exists. In this context, personal, family, or financial difficulties, loss of prospective profits, and neighboring violations are not hardships justifying a variance. Further, a previous variance can never have a set precedent, for each case must be considered on its individual merits.
 - The subject property is an irregular shape which makes the placement of the building disproportionately difficult. The parcel cannot accommodate the required on-site circulation, parking, and accessible paths of travel while also maintaining the required 10' interior side yard setback. It should be noted that the proposed 7' setback has been routed to both the Fire Department and Building Department for comment, and it was deemed sufficient for public health and safety. Further, under the existing zone district of C-O, 5' is the required setback and the proposed building exceeds this requirement.

- B. That the variance is necessary for the preservation and enjoyment of substantial property rights possessed by other properties in the same zoning district and vicinity, and that a variance would not constitute a special privilege of the recipient not enjoyed by his neighbors.
 - The purpose of the variance is to allow the building to encroach into the standard required interior side setback, so the building does not encroach on other on-site elements such as accessible pathways and drive aisles, which allows the site to operate and serve the community in a safer manner.

- C. That the authorizing of such a variance will not be of substantial detriment to adjacent property and will not materially impair the purposes of the zoning regulations or the public interest.
 - The site is currently zoned for C-O with a 5-foot interior yard setback. The project, although proposing a zone change, is providing a 7-foot interior side yard setback with a masonry wall to buffer the adjacent residential property. As such, the project will not be a detriment to adjacent property or materially impair the purposes of the zoning regulations or the public interest because the resulting interior side setback is greater than what is currently required.

- D. That the condition or situation of the specific piece of property for which the variance is sought is not so general or recurrent in nature as to make reasonably practicable the formulation of a general regulation for that condition or situation.
 - Due to the shape of the subject property and the nature of the infill lot with built-out development surrounding it, the project warrants the request of a

variance application. It is a singular event that has created the need for the variance and is unique to the applicant's situation.

II. FISCAL IMPACTS:

There will be no City funds involved with this vacation or ordinance. All costs associated with these vacations are funded by the project applicant.

III. LEGAL REVIEW:

This item has been reviewed by the City Attorney's office.

IV. EXISTING POLICY:

LU-2: Ensure that the appearance of non-residential development contributes positively to the community's image.

V. ALTERNATIVES:

N/A

VI. INTERDEPARTMENTAL COORDINATION:

An interdepartmental routing sheet was sent to all required departments and affected agencies for review, and their comments and conditions have been incorporated.

VII. PUBLIC PARTICIPATION:

The public hearing was adequately noticed and advertised for the regularly scheduled City Council hearing. The public will have the opportunity to provide comments on this item prior to City Council action.

VIII. ENVIRONMENTAL REVIEW:

At the regularly scheduled Planning Commission Hearing held on October 18, 2023, the Planning Commission adopted findings that the summary vacation project is categorically exempt under California Environmental Quality Act (CEQA) guidelines section 15061(b)(3): "Common Sense Exemption".

Pursuant to the California Environmental Quality Act (CEQA), the zone change and variance project is categorically exempt under guideline section 15303: Class 3 "New Construction or Conversion of Small Structures", which states "Class 3 consists of construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure. The numbers of structures described in this section

are the maximum allowable on any legal parcel.” The Section also lists up to four commercial buildings that do not exceed 10,000 square feet as an example of a use that would fall under this exemption.

The Project is proposing a single 4,999 square foot commercial building in an urbanized area on an infill lot planned for commercial uses. The Project will have access to public services and facilities; therefore, a Class 3 exemption applies to the Project.

IX. STEPS FOLLOWING APPROVAL:

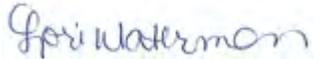
This is the second reading of Ordinance No. CS 1066, once adopted, a copy will be forwarded to the corresponding departments.

Submitted by:



Greg Thompson, Deputy City Manager/Community Development Director

Approved by:



Lori Waterman, City Manager

Attachments:

1. Ordinance 1066 _CC_zone change



CITY COUNCIL OF THE CITY OF ATWATER

ORDINANCE NO. CS 1066

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ATWATER APPROVING ZONE CHANGE NO. 23-14-0100 FOR A PARCEL LOCATED AT 1789 ELM STREET IN ATWATER (APN: 002-181-041)

WHEREAS, on October 18, 2023, the Planning Commission (“PC”) of the City of Atwater reviewed Zone Change No. 23-14-0100 and Variance No. 23-14-0400, as submitted by Shan Singh, requesting to change the zone district from Office Commercial (C-O) and Central Commercial (C-C) and reduce the interior side yard setback from ten feet (10’) to seven feet (7’); and,

WHEREAS, the Planning Commission of the City of Atwater made the recommendation to the City Council to amend the zoning for this project and approve the proposed variance; and

WHEREAS, this this project is categorically exempt under California Environmental Quality Act (CEQA) guideline section 15303, Class 3, “New Construction or Conversion of Small Structures;” and,

WHEREAS, the site can accommodate the proposed use and not have a detrimental effect on the health, safety, and welfare of the neighborhood nor have any adverse effect on the community.

NOW, THEREFORE, be it ordained by the City Council of the City of Atwater as follows:

Section 1: Pursuant to Section 17.44.060 (D)(1) of the Atwater Municipal Code, the City Council of the City of Atwater does hereby amend the zoning map of the City and approves Zone Change No. 23-14-0100 to reflect APN: 002-181-041 Central Commercial (C-C) subject to the development standards as adopted for this district and further pursuant to provisions of said code section referenced above do serve notice of the following conditions to any prospective property owner of the limitations of this entitlement as follows:

1. All Projects shall meet the latest Atwater Municipal Code and California Fire Code.

2. This approval is dependent upon and limited to the proposals and plans contained, supporting documents submitted, presentations made to staff, and Planning Commission as affirmed to by the applicant. Any variation from these plans, proposals, supporting documents, or presentations is subject to review and approval prior to implementation.
3. That the development of this property or any subdivision thereof shall be subject to Site Plan approval as delineated in the Central Commercial Zoning District.
4. The applicant or applicant's successor in interest shall indemnify and defend and hold harmless the City of Atwater, its agents, officers and employees from any and all claims, actions, or proceedings against the City of Atwater, its agents, officer and employees to attack, set aside, void or annul any approval by the City of Atwater and its advisory agency appeal board or legislative body concerning this application, which action is brought within applicable statutes of limitation. The City of Atwater shall promptly notify the applicant or applicant's successor in interest of any claim or proceedings and shall cooperate fully in the defense. If the city fails to do so, the applicant or applicants' successor in interest shall not thereafter be responsible to defend, indemnify or hold the City harmless. This condition may be placed on any plans or other documents pertaining to this application.

Section 2: If any section, subsection, sentence, clause, phrase, or word of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the Ordinance. The City Council of the City of Atwater hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

Section 3: This ordinance shall take effect and be in force thirty (30) days after the date of its passage, and the City Clerk shall certify to the adoption of this ordinance and shall cause the same to be published in in accordance with State law.

INTRODUCED: January 8, 2024

ADOPTED:

AYES:

NOES:

ABSENT:

APPROVED:

MIKE NELSON, MAYOR

ATTEST:

KORY J. BILLINGS, CITY CLERK



CITY COUNCIL AGENDA REPORT

CITY COUNCIL

Mike Nelson, Mayor
Danny Ambriz Tyler Button
John Cale Brian Raymond

MEETING DATE: January 22, 2024
TO: Mayor and City Council
FROM: Greg Thompson, Deputy City Manager/Community Development Director
PREPARED BY: John Seymour, City Engineer
SUBJECT: **Awarding a Professional Services Agreement for Design Services to Minagar & Associates of Laguna Hills, California for the City Wide Synchronization Project** (Deputy City Manager/Community Development Director Thompson)

RECOMMENDED COUNCIL ACTION

Motion to award a Professional Services Agreement for Design Services, in a form approved by the City Attorney, to Minagar & Associates of Laguna Hills, California, for the City Wide Synchronization Project, in an amount not to exceed \$230,469.22; and

Motion to authorize and direct the City Manager, or her designee, to execute the contract on behalf of the City; or

Motion to approve staff's recommendation as presented.

I. BACKGROUND/ANALYSIS:

In December of 2021, the City responded to MCAG's "Congestion Mitigation and Air Quality (CMAQ) Call for Projects – Spring/Summer 2021" for a city wide traffic signal synchronization project to improve traffic flow and reduce vehicle emissions. The project was awarded a funding grant in the amount up to \$1,350,793 (federal fund in the amount of \$1,195,857 with local match in the amount of \$154,936) for the design, engineering, environmental analysis, and construction of the project. The project will integrate 17 existing traffic signals together with 6 traffic signals previously synchronized. The purpose of synchronizing traffic signals is to facilitate motorist progress along roadways by minimizing delays and stops at intersections, thereby reducing fuel consumption and vehicle emissions. Synchronization improves circulation by reducing time delays, reducing vehicle queue lengths at intersections, and providing gaps for traffic from minor intersection streets roadways to safely enter major roadways. Reducing time delays also improves good movement on the City's major corridors.

U.S. Department of Transportation (DOT) Federal Highway Administration (FHWA)

CMAQ Federal Aid funds are administered through Caltrans. During the process of making submittals to Caltrans for authorizations to proceed through the various project phases, several documents and agreements are required by the Local Assistance Procedures Manual, which must to be signed by an authorized representative on behalf of the City. In most cases, an adopted City Council Resolution must accompany the City representative's signature to demonstrate delegated authority.

II. FISCAL IMPACTS:

Sufficient funding for this project is available in the Capital Improvement Plan for the FY 2023-24. Local match to be provided by Measure V.

III. LEGAL REVIEW:

This item was reviewed by the City Attorney's office.

IV. EXISTING POLICY:

N/A

V. ALTERNATIVES:

N/A

VI. INTERDEPARTMENTAL COORDINATION:

The item was reviewed by all departments.

VII. PUBLIC PARTICIPATION:

The Public will have an opportunity to provide comments on this item prior to City Council Action.

VIII. ENVIRONMENTAL REVIEW:

Environmental document shall be approved and recorded prior to construction Phase.

IX. STEPS FOLLOWING APPROVAL:

Following approval, the City Council will direct the contract to be signed by the City Manager and City Attorney.

Submitted by:



Greg Thompson, Deputy City Manager/Community Development Director

Approved by:

Lori Waterman

Lori Waterman, City Manager

Attachments:

1. Minagar Professional Services agreement Signed 1.12.24
2. City of Atwater - Project Scope of Services for City Traffic Signal Synch, FM
3. Minagar_AtwaterCitywideSignalsSynch_Exhibit 10-H2, Jan 9, 2024
4. Minagar Cost Proposal 1.9.24

**PROFESSIONAL SERVICES AGREEMENT BETWEEN FOR ON-CALL ENGINEERING SERVICES
THE CITY OF ATWATER AND MINAGAR & ASSOCIATES, INC. (PROFESSIONAL)**

THIS AGREEMENT for on-call engineering services ("Agreement") is made by and between the City of Atwater, a California municipal corporation ("City") and Minagar & Associates, Inc., a California "S" Corporation, a California "S" corporation, ("Professional") as of January 22, 2024, (the "Effective Date"). City and Professional shall be referred to herein separately as a "Party" and collectively as "Parties."

Section 1. SERVICES. Subject to the terms and conditions set forth in this Agreement, Professional shall provide to City engineering services on an as-needed basis pursuant to the terms and conditions set forth in this Agreement and in the described in the Scope of Services attached hereto and incorporated herein as Exhibit "A". Professional represents that it is experienced in providing engineering services to public clients, is licensed in the State of California, and is familiar with the plans of City. Professional shall provide a Scope of Services and fee proposal based on the rates set forth in Professional's Fee Schedule attached to this Agreement as Exhibit "B" on a project-by-project basis, for review by City. Professional promises and agrees to furnish to City all labor, materials, tools, equipment, services, and incidental and customary work necessary to fully and adequately supply the services and advice necessary for the Project ("Services"). All Services shall be subject to, and performed in accordance with this Agreement, the exhibits attached hereto and incorporated herein by reference, and all applicable local, state and federal laws, rules and regulations

1.1 **Term of Services.** The term of this Agreement shall begin on the Effective Date noted above and shall end on December 31, 2025. Professional shall complete the work described in Exhibit A prior to that date, unless the term of the Agreement is otherwise terminated or extended, as provided for in Section 8. The time provided to Professional to complete the services required by this Agreement shall not affect the City's right to terminate the Agreement, as provided for in Section 8.

1.2 **Standard of Performance.** Professional shall perform all services required pursuant to this Agreement in the manner and according to the standards observed by a competent practitioner of the profession in which Professional is engaged in the geographical area in which Professional practices its profession. Professional represents and maintains that it is skilled in the calling necessary to perform the Services. Professional warrants that all employees and subcontractors shall have sufficient skill and experience to perform the Services assigned to them. Finally, Professional represents that it, its employees and subcontractors have all licenses, permits, qualifications and approvals of whatever nature that are legally required to perform the Services, including any required business license, and that such licenses and approvals shall be maintained throughout the term of this Agreement. Professional shall prepare all work products required by this Agreement in a skillful and competent manner and shall conform to the standards of quality normally observed by a person practicing in Professional's profession. All work prepared by Professional shall be subject to the approval of City.

- 1.3 **Assignment of Personnel.** Professional shall assign only competent personnel to perform services pursuant to this Agreement. In the event that City, in its sole discretion, at any time during the term of this Agreement, desires the reassignment of any such persons, Professional shall, immediately upon receiving notice from City of such desire of City, reassign such person or persons. All personnel, including those reassigned at City's request, shall be supervised by Professional. Professional is prohibited from subcontracting this Agreement, or any part of it, unless such subcontracting is expressly approved by City in writing. Subcontracts, if any, shall contain a provision making them subject to all provisions stipulated in this Agreement
- 1.4 **Time.** Professional shall devote such time to the performance of services pursuant to this Agreement as may be reasonably necessary to meet the standard of performance provided in Section 1.2 above and to satisfy Professional's obligations hereunder.

Section 2. COMPENSATION. City hereby agrees to pay Professional for the full performance of its Services on a time and materials basis at the compensation rates specified on Exhibit B; provided, however, that total compensation for the full performance by Professional of Services shall not exceed \$230,469.22, without prior authorization from the City Manager or her designee. In the event of a conflict between this Agreement and Professional's fee schedule regarding the amount of compensation, attached as Exhibit B, the Agreement shall prevail. City shall pay Professional for services rendered pursuant to this Agreement at the time and in the manner set forth herein. The payments specified below shall be the only payments from City to Professional for services rendered pursuant to this Agreement. Professional shall submit all invoices to City in the manner specified herein. Except as specifically authorized by City in writing, Professional shall not bill City for duplicate services performed by more than one person.

Professional and City acknowledge and agree that compensation paid by City to Professional under this Agreement is based upon Professional's estimated costs of providing the services required hereunder, including salaries and benefits of employees and subcontractors of Professional. Consequently, the parties further agree that compensation hereunder is intended to include the costs of contributions to any pensions and/or annuities to which Professional and its employees, agents, and subcontractors may be eligible. City therefore has no responsibility for such contributions beyond compensation required under this Agreement.

- 2.1 **Invoices.** Professional shall submit invoices, not more often than once a month during the term of this Agreement, which indicates work completed and hours of Services rendered by Professional. The invoice shall identify the cost for services performed and reimbursable costs, if any, incurred prior to the invoice date. Invoices shall contain the following information:
- Serial identifications of progress bills; i.e., Progress Bill No. 1 for the first invoice, etc.;
 - The beginning and ending dates of the billing period;
 - A Task Summary containing the original contract amount, the amount of prior billings, the total due this period, the balance available under the Agreement, and the percentage of completion;

- At City's option, for each work item in each task, a copy of the applicable time entries or time sheets shall be submitted showing the name of the person doing the work, the hours spent by each person, a brief description of the work, and each reimbursable expense;
- The total number of hours of work performed under the Agreement by Professional and each employee, agent, and subcontractor of Professional performing services hereunder;
- The Professional's signature; and
- Professional shall give separate notice to the City when the total number of hours worked by Professional and any one individual employee, agent, or subcontractor of Professional reaches or exceeds 800 hours, which shall include an estimate of the time necessary to complete work described in Exhibit A, if applicable.

2.2 **Monthly Payment.** City shall make monthly payments, based on invoices received, for services satisfactorily performed, and for authorized reimbursable costs incurred. City shall have thirty (30) days from the receipt of an invoice that complies with all of the requirements above to pay Professional.

2.3 **Final Payment.** City shall pay the last ten percent (10%) of the total sum due pursuant to this Agreement within sixty (60) days after completion of the services and submittal to City of a final invoice, if all services required have been satisfactorily performed.

2.4 **Total Payment.** City shall pay for the services to be rendered by Professional pursuant to this Agreement. City shall not pay any additional sum for any expense or cost whatsoever incurred by Professional in rendering services pursuant to this Agreement. City shall make no payment for any extra, further, or additional service pursuant to this Agreement.

In no event shall Professional submit any invoice for an amount in excess of the maximum amount of compensation provided above either for a task or for the entire Agreement, unless the Agreement is modified prior to the submission of such an invoice by a properly executed change order or amendment.

2.5 **Hourly Fees.** Fees for work performed by Professional on an hourly basis shall not exceed the amounts shown on the fee schedule set forth in Exhibit B.

2.6 **Reimbursable Expenses.** Reimbursable expenses are included in the total amount of compensation provided under this Agreement.

2.7 **Payment of Taxes.** Professional is solely responsible for the payment of employment taxes incurred under this Agreement and any similar federal or state taxes.

2.8 **Payment upon Termination.** In the event that the City or Professional terminates this Agreement pursuant to Section 8, the City shall compensate the Professional for all

outstanding costs and reimbursable expenses incurred for work satisfactorily completed as of the date of written notice of termination. Professional shall maintain adequate logs and timesheets to verify costs incurred to that date.

- 2.9 **Authorization to Perform Services.** The Professional is not authorized to perform any services or incur any costs whatsoever under the terms of this Agreement until receipt of authorization from the Contract Administrator, as defined in Section 11.9.

Section 3. FACILITIES AND EQUIPMENT. Except as set forth herein, Professional shall, at its sole cost and expense, provide all facilities and equipment that may be necessary to perform the services required by this Agreement. City shall make available to Professional only the facilities and equipment listed in this Section, and only under the terms and conditions set forth herein.

City may furnish, at its sole discretion, physical facilities such as desks, filing cabinets, and conference space, as may be reasonably necessary for Professional's use while consulting with City employees and reviewing records and the information in possession of the City. The location, quantity, and time of furnishing those facilities shall be in the sole discretion of City. In no event shall City be obligated to furnish any facility that may involve incurring any direct expense, including but not limited to computer, long-distance telephone or other communication charges, vehicles, and reproduction facilities.

Section 4. INSURANCE REQUIREMENTS. Before beginning any work under this Agreement, Professional, at its own cost and expense, unless otherwise specified below, shall procure the types and amounts of insurance listed below against claims for injuries to persons or damages to property that may arise from or in connection with the performance of the work hereunder by the Professional and its agents, representatives, employees, and subcontractors. Consistent with the following provisions, Professional shall provide proof satisfactory to the City of such insurance that meets the requirements of this Section and under forms of insurance satisfactory in all respects and that such insurance is in effect prior to beginning work to the City. Professional shall maintain the insurance policies required by this Section throughout the term of this Agreement. The cost of such insurance shall be included in the Professional's bid. Professional shall not allow any subcontractor to commence work on any subcontract until Professional has obtained all insurance required herein for the subcontractor(s) and provided evidence that such insurance is in effect to the City. Verification of the required insurance shall be submitted and made part of this Agreement prior to execution. Professional shall maintain all required insurance listed herein for the duration of this Agreement.

- 4.1 **Workers' Compensation.** Professional shall, at its sole cost and expense, maintain Statutory Workers' Compensation Insurance and Employer's Liability Insurance for any and all persons employed directly or indirectly by Professional. The Statutory Workers' Compensation Insurance and Employer's Liability Insurance shall be provided with limits of not less than TWO MILLION DOLLARS (\$2,000,000) per accident. In the alternative, Professional may rely on a self-insurance program to meet those requirements, but only if the program of self-insurance complies fully with the provisions of the California Labor Code. Determination of whether a self-insurance program meets the standards of the Labor Code shall be solely in the discretion of the Contract Administrator. The insurer, if insurance is provided, or the Professional, if a program of self-insurance is provided, shall waive all rights

of subrogation against the City and its officers, officials, employees, and volunteers for loss arising from work performed under this Agreement.

An endorsement shall state that coverage shall not be canceled except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City. Professional shall notify City within fourteen (14) days of notification from Professional's insurer if such coverage is suspended, voided or reduced in coverage or in limits.

The requirement to maintain Statutory Worker's Compensation and Employer's Liability Insurance may be waived by the City upon written verification that Professional does not have any employees.

4.2 Commercial General and Automobile Liability Insurance.

4.2.1 General requirements. Professional, at its own cost and expense, shall maintain commercial general liability insurance for the term of this Agreement in an amount not less than TWO MILLION DOLLARS (\$2,000,000.00) and automobile liability insurance for the term of this Agreement in an amount not less than ONE MILLION DOLLARS (\$1,000,000.00). The commercial general liability and automobile liability insurance shall be per occurrence, combined single limit coverage for risks associated with the work contemplated by this Agreement. If a commercial general liability insurance or an automobile liability form or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to the work to be performed under this Agreement or the general aggregate limit shall be at least twice the required occurrence limit. Such coverage shall include but shall not be limited to, protection against claims arising from bodily and personal injury, including death resulting therefrom, and damage to property resulting from activities contemplated under this Agreement, including the use of owned and non-owned automobiles.

4.2.2 Minimum scope of coverage. Commercial general coverage shall be at least as broad as Insurance Services Office Commercial General Liability occurrence form CG 0001 (most recent edition) covering comprehensive General Liability on an "occurrence" basis. Automobile coverage shall be at least as broad as Insurance Services Office Automobile Liability form CA 0001 (most recent edition), Code 1 (any auto). No endorsement shall be attached limiting the coverage.

4.2.3 Additional requirements. Each of the following shall be included in the insurance coverage or added as a certified endorsement to the policy:

- a. City and its officers, employees, agents, and volunteers shall be covered as additional insureds with respect to each of the following: liability arising out of activities performed by or on behalf of Professional, including the insured's general supervision of Professional; products and completed

operations of Professional; premises owned, occupied, or used by Professional; and automobiles owned, leased, or used by the Professional. The coverage shall contain no special limitations on the scope of protection afforded to City or its officers, employees, agents, or volunteers.

- b. The insurance shall cover on an occurrence or an accident basis, and not on a claims-made basis.
- c. An endorsement must state that coverage is primary insurance with respect to the City and its officers, officials, employees and volunteers, and that no insurance or self-insurance maintained by the City shall be called upon to contribute to a loss under the coverage.
- d. Any failure of Professional to comply with reporting provisions of the policy shall not affect coverage provided to City and its officers, employees, agents, and volunteers.
- e. An endorsement shall state that coverage shall not be canceled except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City. Professional shall notify City within fourteen (14) days of notification from Professional's insurer if such coverage is suspended, voided or reduced in coverage or in limits.

4.3 Professional Liability Insurance.

4.3.1 **General requirements.** Professional, at its own cost and expense, shall maintain for the period covered by this Agreement professional liability insurance for licensed professionals performing work pursuant to this Agreement in an amount not less than TWO MILLION DOLLARS (\$2,000,000) covering the licensed professionals' errors and omissions. Any deductible or self-insured retention shall not exceed \$150,000 per claim. An endorsement shall state that coverage shall not be suspended, voided, canceled by either party, or reduced in coverage or in limits, except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City.

4.3.2 **Claims-made form.** The following provisions shall also apply if the professional liability coverage is written on a claims-made form:

- a. The retroactive date of the policy must be shown and must be before the date of the Agreement.
- b. Insurance must be maintained, and evidence of insurance must be provided for at least five (5) years after completion of the Agreement or the work, so long as commercially available at reasonable rates.

- c. If coverage is canceled or not renewed and it is not replaced with another claims-made policy form with a retroactive date that precedes the date of this Agreement, Professional must purchase an extended reporting coverage for a minimum of five (5) years after completion of the Agreement or the work under this Agreement, whichever is later.
- d. A copy of the claim reporting requirements must be submitted to the City prior to the commencement of any work under this Agreement.

4.4 **All Policies Requirements.**

- 4.4.1 **Acceptability of insurers.** All insurance required by this Section is to be placed with insurers with an AM Best's rating of no less than A:VII.
- 4.4.2 **Verification of coverage.** Prior to beginning any work under this Agreement, Professional shall furnish City with certificates of insurance evidencing required policies delivered to Professional by the insurer, including complete copies of all endorsements attached to those certificates. All copies of policies and endorsements shall show the signature of a person authorized by that insurer to bind coverage on its behalf. If the City does not receive the required insurance documents prior to the Professional beginning work, it shall not waive the Professional's obligation to provide them. The City reserves the right to require complete copies of all required insurance policies at any time.
- 4.4.3 **Subcontractors.** Professional shall include all subcontractors as insureds under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated herein.
- 4.4.4 **Deductibles and Self-Insured Retentions.** Professional shall disclose to and obtain the written approval of City for the self-insured retentions and deductibles before beginning any of the services or work called for by any term of this Agreement.

During the period covered by this Agreement, only upon the prior express written authorization of Contract Administrator, Professional may increase such deductibles or self-insured retentions with respect to City, its officers, employees, agents, and volunteers. The Contract Administrator may condition approval of an increase in deductible or self-insured retention levels with a requirement that Professional procure a bond, guaranteeing payment of losses and related investigations, claim administration, and defense expenses that is satisfactory in all respects to each of them.

- 4.4.5 **Wasting Policies.** Except for Professional Liability insurance policy, no policy required by this Section 4 shall include a "wasting" policy limit (i.e. limit that is eroded by the cost of defense).

4.4.6 **Waiver of Subrogation.** Professional hereby agrees to waive subrogation which any insurer or contractor may require from vendor by virtue of the payment of any loss. Professional agrees to obtain any endorsements that may be necessary to effect this waiver of subrogation. The Workers' Compensation policy shall be endorsed with a waiver of subrogation in favor of the entity for all work performed by the Professional, its employees, agents, and subcontractors.

4.5 **Remedies.** In addition to any other remedies the City may have if Professional fails to provide or maintain any insurance policies, or policy endorsements, to the extent and within the time herein required, the City may, at its sole option, exercise any of the following remedies, which are alternatives to other remedies the City may have and are not the exclusive remedy for Professional's breach:

- Obtain such insurance and deduct and retain the amount of the premiums for such insurance from any sums due under the Agreement;
- Order Professional to stop work under this Agreement or withhold any payment that becomes due to Professional hereunder, or both stop work and withhold any payment until Professional demonstrates compliance with the requirements hereof; and/or
- Terminate this Agreement.

Section 5. INDEMNIFICATION AND PROFESSIONAL'S RESPONSIBILITIES.

5.1 **General Requirement.** Professional shall indemnify, defend with counsel selected by the City, and hold harmless the City and its officials, officers, employees, agents, and volunteers from and against any and all losses, liability, claims, suits, actions, damages, and causes of action arising out of any personal injury, bodily injury, loss of life, or damage to property, or any violation of any federal, state, or municipal law or ordinance, to the extent caused, in whole or in part, by the willful misconduct or negligent acts or omissions of Professional or its employees, subcontractors, or agents, by acts for which they could be held strictly liable, or by the quality or character of their work. The foregoing obligation of Professional shall not apply when (1) the injury, loss of life, damage to property, or violation of law arises wholly from the negligence or willful misconduct of the City or its officers, employees, agents, or volunteers and (2) the actions of Professional or its employees, subcontractor, or agents have contributed in no part to the injury, loss of life, damage to property, or violation of law. It is understood that the duty of Professional to indemnify and hold harmless includes the duty to defend as set forth in Section 2778 of the California Civil Code. Acceptance by City of insurance certificates and endorsements required under this Agreement does not relieve Professional from liability under this indemnification and hold harmless clause. This indemnification and hold harmless clause shall apply to any damages or claims for damages whether or not such insurance policies shall have been determined to apply. By execution of this Agreement, Professional

acknowledges and agrees to the provisions of this Section and that it is a material element of consideration.

5.2 **PERS Indemnification.** In the event that Professional or any employee, agent, or subcontractor of Professional providing services under this Agreement is determined by a court of competent jurisdiction or the California Public Employees Retirement System (PERS) to be eligible for enrollment in PERS as an employee of City, Professional shall indemnify, defend, and hold harmless City for the payment of any employee and/or employer contributions for PERS benefits on behalf of Professional or its employees, agents, or subcontractors, as well as for the payment of any penalties and interest on such contributions, which would otherwise be the responsibility of City.

5.3 **Design Professionals.** To the extent that the services under this Agreement include design professional services subject to California Civil Code Section 2782.8, as may be amended from time to time, Professional's duty to indemnify under Sections 5.1 and 5.2 shall only be to the maximum extent permitted by California Civil Code Section 2782.8.

Section 6. STATUS OF PROFESSIONAL.

6.1 **Independent Contractor.** At all times during the term of this Agreement, Professional shall be an independent contractor as defined in Labor Code Section 3353, and shall not be an employee of City. Nothing contained in this Agreement shall be construed to be inconsistent with the foregoing relationship or status. City shall have the right to control Professional only insofar as the results of Professional's services rendered pursuant to this Agreement and assignment of personnel pursuant to Section 1.3; however, otherwise City shall not have the right to control the means by which Professional accomplishes services rendered pursuant to this Agreement. Professional shall have no power or authority by this Agreement to bind the City in any respect. All employees and agents hired or retained by Professional are employees and agents of Professional and not of the City. The City shall not be obligated in any way to pay any wage claims or other claims made against Professional by any such employees or agents, or any other person resulting from performance of this Agreement.

Notwithstanding any other City, state, or federal policy, rule, regulation, law, or ordinance to the contrary, Professional and any of its employees, agents, and subcontractors providing services under this Agreement shall not qualify for or become entitled to, and hereby agree to waive any and all claims to, any compensation, benefit, or any incident of employment by City, including but not limited to eligibility to enroll in the California Public Employees Retirement System (PERS) as an employee of City and entitlement to any contribution to be paid by City for employer contributions and/or employee contributions for PERS benefits. Professional shall not allow any employee to become eligible for a claim for PERS benefits.

6.2 **Professional Not an Agent.** Except as City may specify in writing, Professional shall have no authority, express or implied, to act on behalf of City in any capacity whatsoever as an

agent. Professional shall have no authority, express or implied, pursuant to this Agreement to bind City to any obligation whatsoever.

Section 7. LEGAL REQUIREMENTS.

7.1 **Governing Law.** The laws of the State of California shall govern this Agreement.

7.2 **Compliance with Applicable Laws.** Professional and any subcontractors shall comply with all laws and regulations applicable to the performance of the work hereunder, including but not limited to, the California Building Code, the Americans with Disabilities Act, and any copyright, patent or trademark law. Professional's failure to comply with any law(s) or regulation(s) applicable to the performance of the work hereunder shall constitute a breach of contract.

7.3 **Other Governmental Regulations.** To the extent that this Agreement may be funded by fiscal assistance from another governmental entity, Professional, and any subcontractors, shall comply with all applicable rules and regulations to which City is bound by the terms of such fiscal assistance program.

7.4 **Licenses and Permits.** Professional represents and warrants to City that Professional and its employees, agents, and any subcontractors have all licenses, permits, qualifications, and approvals of whatsoever nature that are legally required to practice their respective professions. Professional represents and warrants to City that Professional and its employees, agents, any subcontractors shall, at their sole cost and expense, keep in effect at all times during the term of this Agreement any licenses, permits, and approvals that are legally required to practice their respective professions. In addition to the foregoing, Professional and any subcontractors shall obtain and maintain valid Business Licenses from City during the term of this Agreement.

7.5 **Nondiscrimination and Equal Opportunity.** Professional shall not discriminate, on the basis of a person's race, religion, color, national origin, age, physical or mental handicap or disability, medical condition, marital status, sex, or sexual orientation, against any employee, applicant for employment, subcontractor, bidder for a subcontract, or participant in, recipient of, or applicant for any services or programs provided by Professional under this Agreement. Professional shall comply with all applicable federal, state, and local laws, policies, rules, and requirements related to equal opportunity and nondiscrimination in employment, contracting, and the provision of any services that are the subject of this Agreement, including but not limited to the satisfaction of any positive obligations required of Professional thereby.

7.6 **California Labor Code Requirements.**

7.6.1 Professional is aware of the requirements of California Labor Code Sections 1720 et seq. and 1770 et seq., which require the payment of prevailing wage rates and the performance of other requirements on certain "public works" and

"maintenance" projects ("Prevailing Wage Laws"). If the Services are being performed as part of an applicable "public works" or "maintenance" project, as defined by the Prevailing Wage Laws, and if the total compensation is \$1,000 or more, Professional agrees to fully comply with such Prevailing Wage Laws. Professional shall defend, indemnify and hold the City, its officials, officers, employees and agents free and harmless from any claims, liabilities, costs, penalties or interest arising out of any failure or alleged failure to comply with the Prevailing Wage Laws. It shall be mandatory upon the Professional and all subcontractors to comply with all California Labor Code provisions, which include but are not limited to prevailing wages (Labor Code Sections 1771, 1774 and 1775), employment of apprentices (Labor Code Section 1777.5), certified payroll records (Labor Code Sections 1771.4 and 1776), hours of labor (Labor Code Sections 1813 and 1815) and debarment of contractors and subcontractors (Labor Code Section 1777.1). The requirement to submit certified payroll records directly to the Labor Commissioner under Labor Code section 1771.4 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Section 1771.4.

7.6.2 If the Services are being performed as part of an applicable "public works" or "maintenance" project, then pursuant to Labor Code Sections 1725.5 and 1771.1, the Professional and all subcontractors performing such Services must be registered with the Department of Industrial Relations. Professional shall maintain registration for the duration of the Project and require the same of any subcontractors, as applicable. Notwithstanding the foregoing, the contractor registration requirements mandated by Labor Code Sections 1725.5 and 1771.1 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Sections 1725.5 and 1771.1.

7.6.3 This Agreement may also be subject to compliance monitoring and enforcement by the Department of Industrial Relations. It shall be Professional's sole responsibility to comply with all applicable registration and labor compliance requirements. Any stop orders issued by the Department of Industrial Relations against Professional or any subcontractor that affect Professional's performance of Services, including any delay, shall be Professional's sole responsibility. Any delay arising out of or resulting from such stop orders shall be considered a Professional-caused delay and shall not be compensable by the City. Professional shall defend, indemnify and hold the City, its officials, officers, employees and agents free and harmless from any claim or liability arising out of stop orders issued by the Department of Industrial Relations against Professional or any subcontractor.

Professional shall include the provisions of this Section in any subcontract approved by the Contract Administrator or this Agreement.

Section 8. TERMINATION AND MODIFICATION.

- 8.1 **Termination.** City may cancel this Agreement at any time and without cause upon written notification to Professional.

Professional may cancel this Agreement upon 90 days' prior written notice to City and shall include in such notice the reasons for cancellation.

In the event of termination, Professional shall be entitled to compensation for services performed to the satisfaction of the City to the effective date of termination; City, however, may condition payment of such compensation upon Professional delivering to City any or all documents, photographs, computer software, video and audio tapes, and other materials provided to Professional or prepared by or for Professional or the City in connection with this Agreement.

- 8.2 **Extension.** City may, in its sole and exclusive discretion, extend the end date of this Agreement beyond that provided for in Section 1.1, for up to two, one-year renewals. Any such extension shall require a written approval by the City Manager, or her designee. Any extension beyond two years shall require a written amendment to this Agreement as provided for herein. Professional understands and agrees that, if City grants such an extension, City shall have no obligation to provide Professional with compensation beyond the maximum amount provided for in this Agreement. Similarly, unless authorized by the Contract Administrator, City shall have no obligation to reimburse Professional for any otherwise reimbursable expenses incurred during the extension period.

- 8.3 **Amendments.** The Parties may amend this Agreement only by a writing signed by all the Parties.

- 8.4 **Assignment and Subcontracting.** City and Professional recognize and agree that this Agreement contemplates personal performance by Professional and is based upon a determination of Professional's unique personal competence, experience, and specialized personal knowledge. Moreover, a substantial inducement to City for entering into this Agreement was and is the professional reputation and competence of Professional. Professional may not assign this Agreement or any interest therein without the prior written approval of the Contract Administrator. Professional shall not subcontract any portion of the performance contemplated and provided for herein, other than to the subcontractors noted in the proposal, without prior written approval of the Contract Administrator.

- 8.5 **Survival.** All obligations arising prior to the termination of this Agreement and all provisions of this Agreement allocating liability between City and Professional shall survive the termination of this Agreement.

- 8.6 **Options upon Breach by Professional.** If Professional materially breaches any of the terms of this Agreement, City's remedies shall include, but not be limited to, the following:

- 8.6.1 Immediately terminate the Agreement. City shall not in any manner be liable for Professional's actual or projected lost profits had Professional completed the services required by this Agreement;
- 8.6.2 Retain the plans, specifications, drawings, reports, design documents, and any other work product prepared by Professional pursuant to this Agreement;
- 8.6.3 Retain a different professional to complete the work described in Exhibit A not finished by Professional; or
- 8.6.4 Charge Professional the difference between the cost to complete the work described in Exhibit A that is unfinished at the time of breach and the amount that City would have paid Professional pursuant to Section 2 if Professional had completed the work.

Section 9. Confidentiality. Professional understands and agrees that, in the performance of services under this Agreement or in the contemplation thereof, Professional may have access to confidential information or other materials exempt from public disclosure, and that such information may contain sensitive or confidential data, the disclosure of which to third parties may be damaging to City ("Confidential Information") or any third party. Professional shall not, either during or after the Term, disclose to any third party any Confidential Information without the prior written consent of City. If City gives Professional written authorization to make any such disclosure, Professional shall do so only within the limits and to the extent of that authorization.

Section 10. KEEPING AND STATUS OF RECORDS.

- 10.1 **Records Created as Part of Professional's Performance.** All reports, data, maps, models, charts, studies, surveys, photographs, memoranda, plans, studies, specifications, records, files, or any other documents or materials, in electronic or any other form, that Professional prepares or obtains pursuant to this Agreement and that relate to the matters covered hereunder shall be the property of the City. Professional hereby agrees to deliver those documents to the City upon termination of the Agreement. It is understood and agreed that the documents and other materials, including but not limited to those described above, prepared pursuant to this Agreement are prepared specifically for the City and are not necessarily suitable for any future or other use. City and Professional agree that, until final approval by City, all data, plans, specifications, reports and other documents are confidential and will not be released to third parties without prior written consent of both parties.
- 10.2 **Professional's Books and Records.** Professional shall maintain any and all ledgers, books of account, invoices, vouchers, canceled checks, and other records or documents evidencing or relating to charges for services or expenditures and disbursements charged to the City under this Agreement for a minimum of three (3) years, or for any longer period required by law, from the date of final payment to the Professional to this Agreement.

- 10.3 **Inspection and Audit of Records.** Any records or documents that Section 10.2 of this Agreement requires Professional to maintain shall be made available for inspection, audit, and/or copying at any time during regular business hours, upon oral or written request of the City. Under California Government Code section 8546.7, if the amount of public funds expended under this Agreement exceeds TEN THOUSAND DOLLARS (\$10,000.00), the Agreement shall be subject to the examination and audit of the State Auditor, at the request of the City or as part of any audit of the City, for a period of three (3) years after final payment under the Agreement.

Section 11. MISCELLANEOUS PROVISIONS.

- 11.1 **Attorneys' Fees and Costs.** If a Party to this Agreement brings any action, including an action for declaratory relief, to enforce or interpret the provision of this Agreement, the prevailing Party shall be entitled to reasonable attorneys' fees and costs, in addition to any other relief to which that Party may be entitled. The court may set such fees in the same action or in a separate action brought for that purpose.
- 11.2 **Venue.** In the event that either Party brings any action against the other under this Agreement, the Parties agree that trial of such action shall be vested exclusively in the state courts of California in the County of Merced or in the United States District Court, Eastern District of California.
- 11.3 **Severability.** If a court of competent jurisdiction finds or rules that any provision of this Agreement is invalid, void, or unenforceable, the provisions of this Agreement not so adjudged shall remain in full force and effect. The invalidity in whole or in part of any provision of this Agreement shall not void or affect the validity of any other provision of this Agreement.
- 11.4 **No Implied Waiver of Breach.** The waiver of any breach of a specific provision of this Agreement does not constitute a waiver of any other breach of that term or any other term of this Agreement.
- 11.5 **Successors and Assigns.** The provisions of this Agreement shall inure to the benefit of and shall apply to and bind the successors and assigns of the parties.
- 11.6 **Use of Recycled Products.** Professional shall prepare and submit all reports, written studies and other printed material on recycled paper to the extent it is available at equal or less cost than virgin paper.
- 11.7 **Conflict of Interest.** Professional may serve other clients, but none whose activities within the corporate limits of City or whose business, regardless of location, would place Professional in a "conflict of interest," as that term is defined in the Political Reform Act, codified at California Government Code section 81000 et seq.

Professional shall not employ any City official in the work performed pursuant to this Agreement. No officer or employee of City shall have any financial interest in this Agreement that would violate California Government Code sections 1090 et seq.

Professional hereby warrants that it is not now, nor has it been in the previous 12 months, an employee, agent, appointee, or official of the City. If Professional was an employee, agent, appointee, or official of the City in the previous twelve months, Professional warrants that it did not participate in any manner in the forming of this Agreement. Professional understands that, if this Agreement is made in violation of Government Code section 1090 et seq., the entire Agreement is void and Professional will not be entitled to any compensation for services performed pursuant to this Agreement, including reimbursement of expenses, and Professional will be required to reimburse the City for any sums paid to the Professional. Professional understands that, in addition to the foregoing, it may be subject to criminal prosecution for a violation of Government Code section 1090 and, if applicable, will be disqualified from holding public office in the State of California.

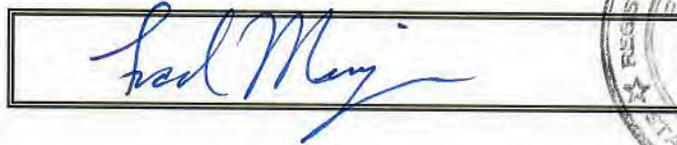
11.8 Solicitation. Professional agrees not to solicit business at any meeting, focus group, or interview related to this Agreement, either orally or through any written materials.

11.9 Contract Administration. This Agreement shall be administered by the City Manager ("Contract Administrator"). All correspondence shall be directed to or through the Contract Administrator or his or her designee.

11.10 Notices. Any written notice to Professional shall be sent to:
Fred Minagar, Principal
Minagar & Associates, Inc.
23282 Mill Creek Drive, Suite 120
Laguna Hills, CA 92653

Any written notice to City shall be sent to:
Lori Waterman, City Manager
750 Bellevue Road
Atwater, CA 95301

11.11 Professional Seal. Where applicable in the determination of the Contract Administrator or when required by law, the first page of a technical report, first page of design specifications, and each page of construction drawings shall be stamped/sealed and signed by the licensed professional responsible for the report/design preparation. The stamp/seal shall be in a block entitled "Seal and Signature of Registered Professional with report/design responsibility," as in the following example.





Seal and Signature of Registered Professional with
report/design responsibility.

11.12 **Integration.** This Agreement, and the exhibits listed below, represents the entire and integrated agreement between City and Professional and supersedes all prior negotiations, representations, or agreements, either written or oral.

Exhibit A Scope of Services
Exhibit B Fee Schedule
Exhibit C Cost Proposal

11.13 **Counterparts.** This Agreement may be executed in multiple counterparts, each of which shall be an original and all of which together shall constitute one agreement.

11.14 **Time is of the Essence.** Time is of the essence in this Agreement for each covenant and term of a condition herein.

11.15 **Authority.** All Parties to this Agreement warrant and represent that they have the power and authority to enter into this Agreement and the names, titles, and capacities herein stated on behalf of any entities, persons, states, or firms represented or purported to be represented by such entities, persons, states or firms and that all former requirements necessary or required by the state or federal law in order to enter into the Agreement have been fully complied with.

11.16 **Drafting and Ambiguities.** Each Party acknowledges that it has reviewed this Agreement with its own legal counsel, and based upon the advice of that counsel, freely entered into this Agreement. Each Party has participated fully in the review and revision of this Agreement. Any rule of construction that ambiguities are to be resolved against the drafting party does not apply in interpreting this Agreement.

11.17 **Headings.** Headings used in this Agreement are for reference purposes only and shall not be considered in construing this Agreement.

11.18 **IRS Form W-9.** Professional shall complete and submit Internal Revenue Service Form W-9 to the City before execution of this Agreement. The City's Finance Director shall have authority to waive this requirement.

[signatures on the following page]

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the Effective Date.

CITY

PROFESSIONAL

Lori Waterman, City Manager



Fred Minagar, Principal

Attest:

Kory J. Billings, City Clerk



Approved as to Form:

Frank Splendorio, City Attorney

EXHIBIT A
(Scope of Services)



Scope of Services

for

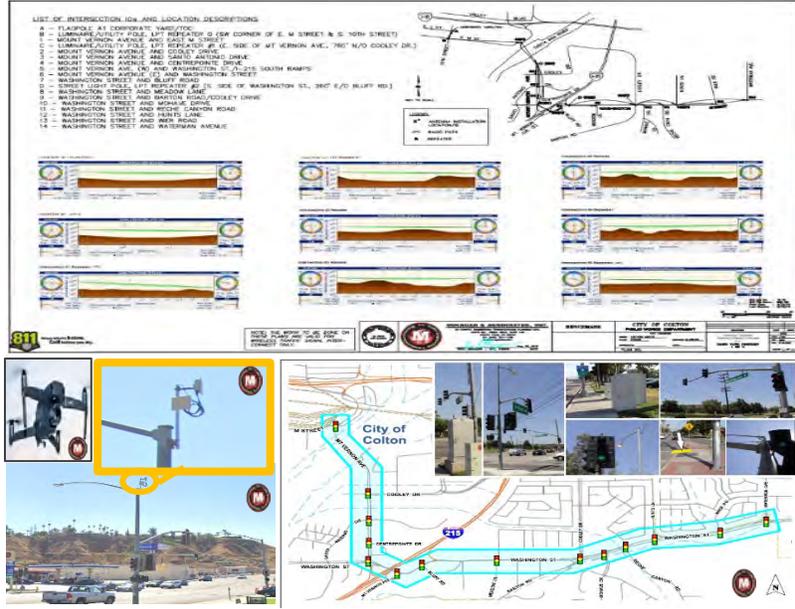
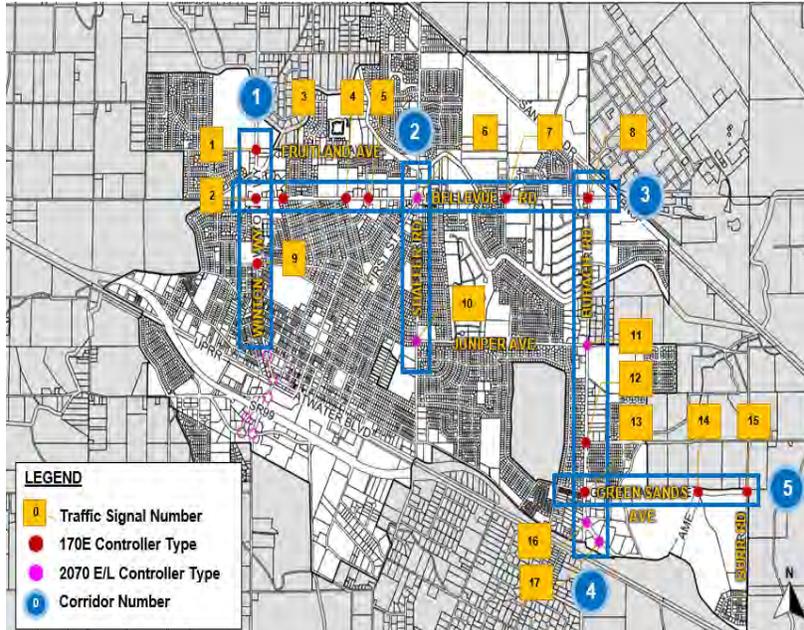
Citywide Traffic Signals Synchronization Project

City of Atwater, CA

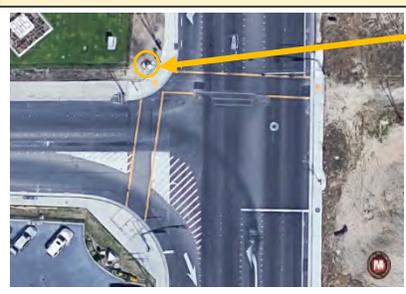


Traffic Signal Synchronization Project Location Map in the City of Atwater

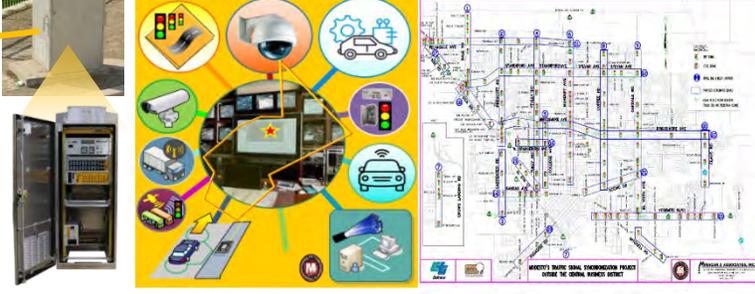
City of Colton's Traffic Signal Synchronization, Wireless Interconnect and Citywide ATMS Design PS&E



City of Atwater's Sample Intersection 1: Fruitland Ave at Winton Way



City of Modesto's Traffic Signal Synchronization of 145 Traffic Signals & ATMS Design



PREPARED FOR:



CITY OF ATWATER
 Community Development Department
 750 Bellevue Road
 Atwater, CA 95301



PREPARED BY:



MINAGAR & ASSOCIATES, INC.
 ITS - Traffic/Civil/Electrical Engineering - Transportation Planning - Homeland Security - CEM
 23282 Mill Creek Drive, East Tower, Suite 120
 Laguna Hills, CA 92653



IN ASSOCIATION WITH:



AimTD LLC
 155 N Riverview Drive, Suite 100
 Anaheim, CA 92808



December 16, 2023



Project Scope of Services

Per the request of the City of Atwater, Minagar & Associates, Inc. shall provide the following specific scope of services for the design of Atwater Traffic Signals Synchronization Project. The following sections detail Minagar’s approach and task-by-task breakdown to ensure an effective and efficient delivery of this project.

Task 1 – Project Management and Meetings

Minagar will initiate the project with a kick-off meeting, where the project goals, objectives, scope of work, tasks, and schedule will be confirmed. Following this kick-off meeting, the project site will be visited and existing conditions will be assessed. Minagar & Associates, Inc. has already taken



initiative to visit the project site and review existing conditions as well as past City efforts to improve traffic signals and synchronization, as summarized in the figures below and on the following pages.

Minagar & Associates, Inc. will have one preliminary design meeting to identify any potential conflicts or issues that could cause delays in the design and construction process. At this meeting, Minagar will depict the design approach, identify required ITS hardware to be used, identify any potential conflicts with utilities and existing features, and depict the existing and proposed signal interconnect layout.

Plan check comments review meetings for each submittal, meetings will be held via Zoom/Teams.

Corridors 1, 2, and 3 of the Project Location Map (Traffic Signals 1-10)





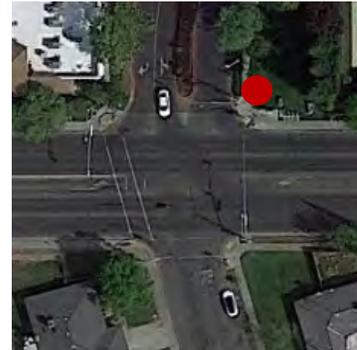
#1: Fruitland Ave & Winton Way



#2: Winton Way & Bellevue Rd



#3: Bellevue Rd & Seventh St



#4: Bellevue Rd & Linden St



#5: Bellevue Rd & Redwood Ave



#6: Fruitland Ave & Winton Way



#7: Bellevue Rd & Granite Dr/Crest Rd



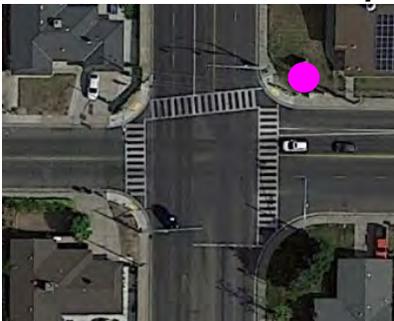
#8: Bellevue Rd & Buhach Rd



#9: Winton Way & Juniper Ave



#10: Shaeffer Rd & Juniper Ave



LEGEND

- 170E Controller Type
- 2070 E/L Controller Type

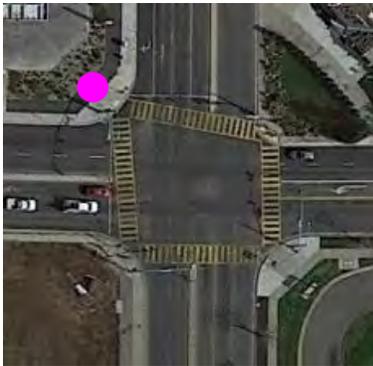




Corridors 4 and 5 of the Project Location Map (Traffic Signals 11-17)



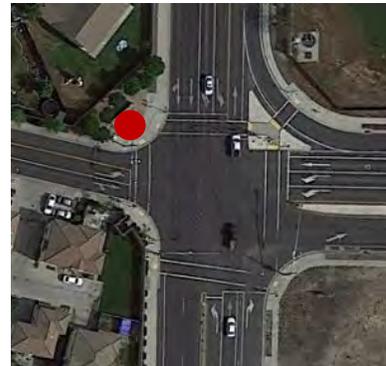
#11: Buhach Rd & Juniper Ave/Ave Two



#12: Buhach Rd & Ave One



#13: Buhach Rd & Green Sands Ave



#14: Buhach Rd & Atwater-Merced Expy



#15: Buhach Rd & Gurr Rd



#16: Buhach Rd & Clover Ave

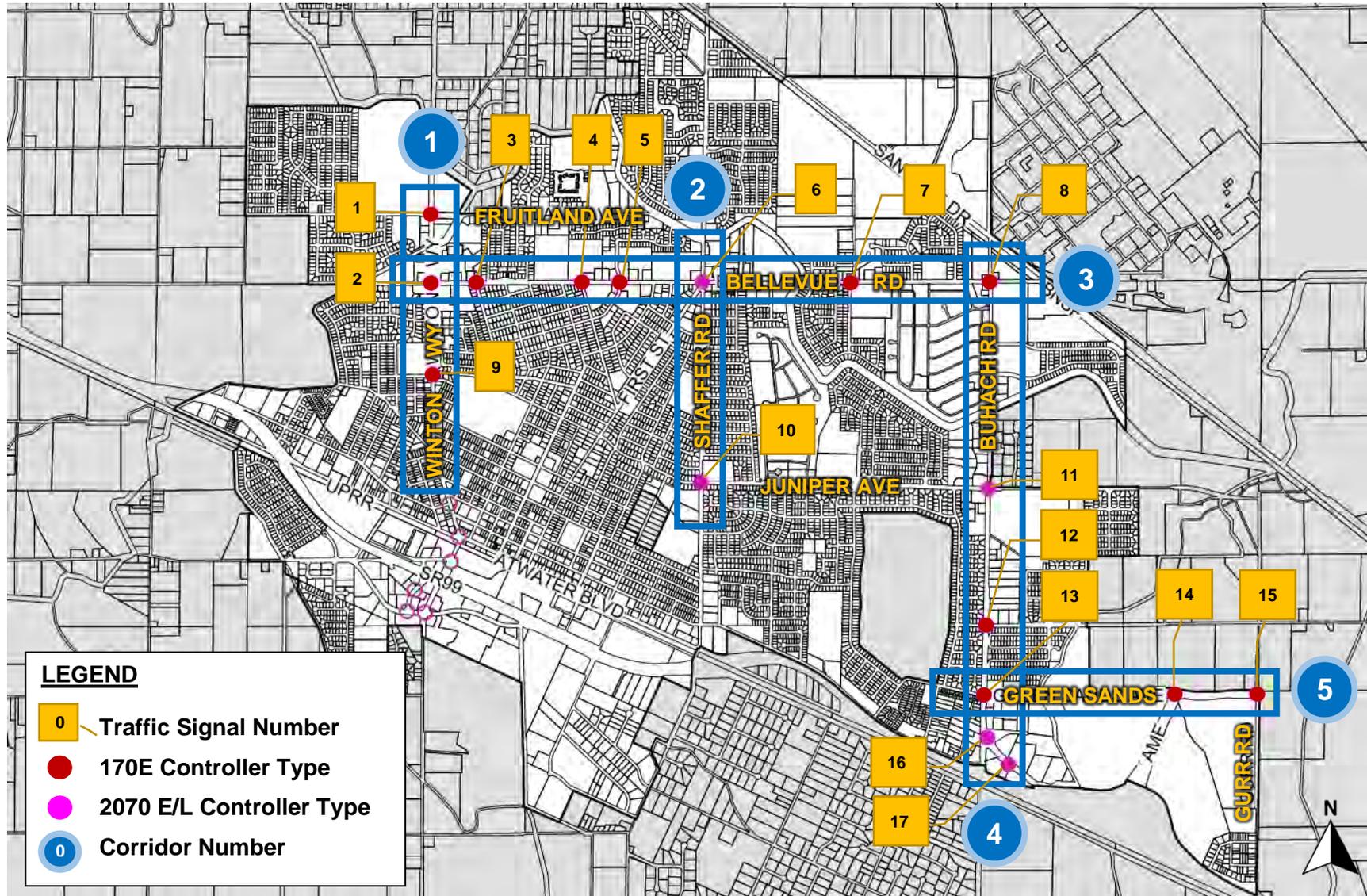


#17: Buhach Rd & Ashby Rd





Project Location Map





**Proposal to Provide Design Services for
CITYWIDE TRAFFIC SIGNALS SYNCHRONIZATION PROJECT
CITY OF ATWATER, CA**



Minagar & Associates, Inc. has also taken initiative to review the City of Atwater's past traffic signal interconnect projects to ensure uniformity and consistency with work that is to be done under this upcoming project. Minagar has closely examined the previous Traffic Signal Interconnect Project at Bell Lane, Bell Drive, Commerce Avenue, Applegate Road, and Winton Way in the City of Atwater and taken a field visit to observe the completed project objectives as well. This is summarized in the following images.

CITY OF ATWATER
TRAFFIC SIGNAL INTERCONNECT PROJECT
BELL LANE, BELL DRIVE, COMMERCE AVENUE, APPLGATE ROAD, WINTON WAY
RFB # 665-14
CITY PROJECT NUMBER
14-2
FEDERAL PROJECT NUMBER
CML-5254 (021)

LOCATION MAP

SHEET INDEX

- 1 COVER SHEET
- 2 HOIST SHEET
- 3 TRAFFIC SIGNAL INTERCONNECT-BELL LN AT APPLGATE ROAD AND BELL LN AT BELL DR
- 4 TRAFFIC SIGNAL INTERCONNECT-APPLGATE RD AT COMMERCE AVE
- 5 TRAFFIC SIGNAL INTERCONNECT-WINTON WAY AT APPLGATE ROAD/WINTON WAY
- 6 TRAFFIC SIGNAL MODIFICATION-APPLGATE RD AT SYCAMORE AVE
- 7 SIGNALBOX AND EQUIPMENT SCHEDULE-APPLGATE RD AT SYCAMORE AVE
- 8 TRAFFIC SIGNAL-OLIVE AVE AT WINTON WAY
- 9 SIGNALBOX AND EQUIPMENT SCHEDULE-OLIVE AVE AT WINTON WAY
- 10 ELECTRICAL DETAIL SHEET
- 11 SIGNALING AND STOPPING PLAN-APPLGATE RD
- 12 SIGNALING AND STOPPING PLAN-APPLGATE RD AT SYCAMORE AVE
- 13 SIGNALING AND STOPPING PLAN-OLIVE AVE AT WINTON WAY
- 14 STREET IMPROVEMENTS-APPLGATE RD
- 15 STREET IMPROVEMENTS-OLIVE AVE AT WINTON WAY

PREPARED FOR: THE CITY OF ATWATER, 700 BELLEVUE ROAD, ATWATER, CA 95301

PREPARED BY: MINAGAR & ASSOCIATES, INC., 1300 E. SHAW AVE. STE. 103, FRESNO, CA 93710, PHONE (559) 570-8861, EMAIL: info@minagar.com

CITY OF ATWATER
TRAFFIC SIGNAL INTERCONNECT
COVER SHEET

DATE: 04/23/16
SCALE: 1"=20'

Improvements at Bell Drive/Commerce Ave at Applegate Rd

PROJECT NOTES (THIS SHEET ONLY):

- 1 EXISTING 3"Ø 18" V.O. AL TO AND SERVICE POINT.
- 2 REMOVE AND INSTALL 300 MWP, 5.180-5.820 OHV WIRELESS DUAL RANGING DUAL POLARITY PANEL ANTENNA WITH MOUNTING HARDWARE.
- 3 FURNISH AND INSTALL 484-5.875 OHV 20 AMP STANDALONE DUAL POLARITY PANEL ANTENNA WITH MOUNTING HARDWARE.
- 4 FURNISH AND INSTALL ETHERNET MODULE WITH MOUNTING HARDWARE TO THE EXISTING CONTROLLER.
- 5 FURNISH AND INSTALL ONE COARSE SWITCH WITH MOUNTING HARDWARE TO THE EXISTING CONTROLLER.
- 6 FURNISH AND INSTALL 150/240V 1 PHASE POWER TAP WITH MOUNTING HARDWARE.
- 7 EXISTING CONDUIT AND CABLES TO ADVANCE SECTION.
- 8 EXISTING 3"Ø.
- 9 FURNISH AND INSTALL OUTDOOR SHEATHED CABLE ETHERNET CABLE IN EXISTING CONDUIT BETWEEN THE WIRELESS ANTENNA ON TRAFFIC SIGNAL MAST AND THE TRAFFIC SIGNAL CONTROLLER.
- 10 SIGNAL MAST AND THE TRAFFIC SIGNAL CONTROLLER.
- 11 THE WIRELESS DUAL RANGING AND STANDALONE DUAL POLARITY PANEL ANTENNA SHALL BE MOUNTED ON THE SIGNAL POLE.
- 12 FURNISH AND INSTALL 300 MWP, 5.180-5.820 OHV HIGH VOLTAGE WIRELESS DUAL RANGING DUAL POLARITY PANEL ANTENNA WITH MOUNTING HARDWARE.
- 13 FURNISH AND INSTALL 33.6 W POWER OVER ETHERNET ADAPTER WITH HIGH POWER SINGLE POINT INJECTOR TO THE EXISTING CONTROLLER.

LEGEND:
WIRELESS RANGING ANTENNAS FOR DETAIL ON SHEET 10.

PREPARED FOR: THE CITY OF ATWATER, 700 BELLEVUE ROAD, ATWATER, CA 95301

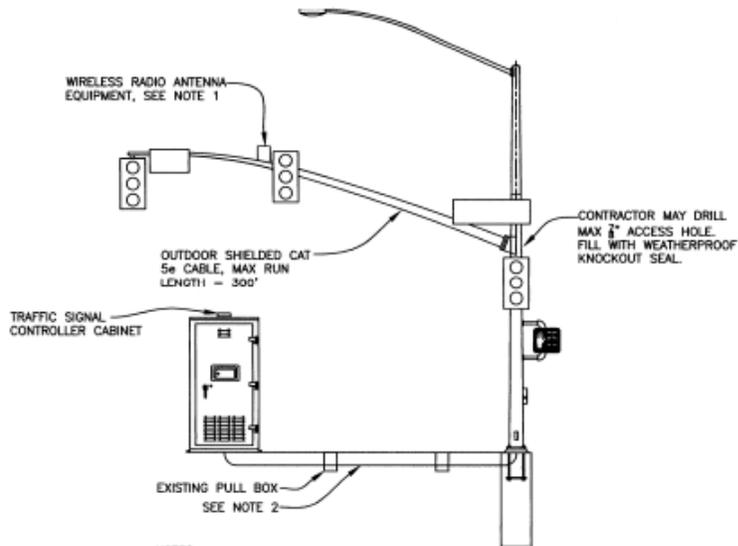
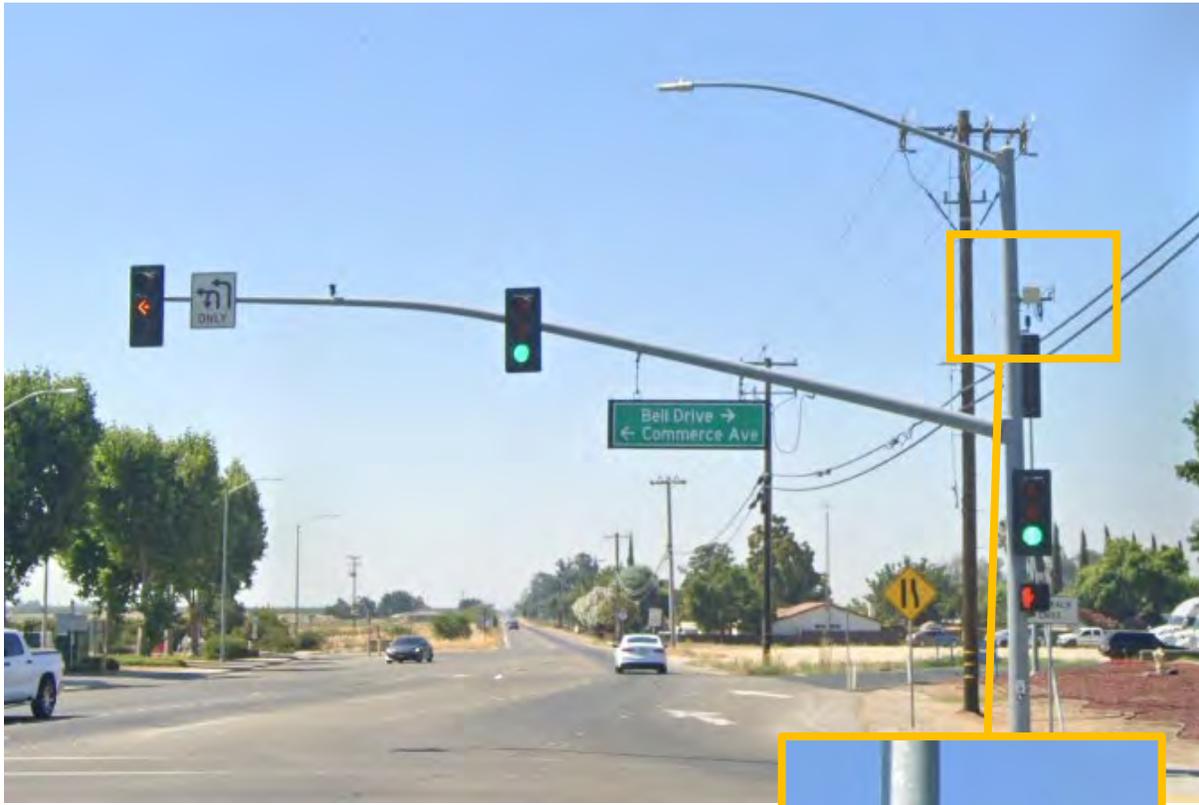
PREPARED BY: MINAGAR & ASSOCIATES, INC., 1300 E. SHAW AVE. STE. 103, FRESNO, CA 93710, PHONE (559) 570-8861, EMAIL: info@minagar.com

CITY OF ATWATER
TRAFFIC SIGNAL INTERCONNECT
APPLGATE RD AT COMMERCE AVE

DATE: 04/23/16
SCALE: 1"=20'



Wireless Radio Antenna Installed at Bell Drive/Commerce Ave at Applegate Rd



NOTES:

1. CONTRACTOR SHALL PERFORM A FIELD SURVEY WITH A BUCKET TRUCK TO LOCATE OPTIMAL POSITION OF EQUIPMENT ON MAST ARM IN THE PRESENCE OF THE CITY ENGINEER PRIOR TO INSTALLATION.
2. EXTEND CABLES THROUGH TRAFFIC SIGNAL CONDUIT AND PULL BOXES. COIL MIN. 6" OF SLACK IN EACH PULL BOX.
3. CABLE SHALL BE INSTALLED INSIDE SIGNAL MAST ARM FOR TRAFFIC SIGNAL POLES CONFORMING TO CALTRANS STANDARDS.
4. ANY HOLES DRILLED INTO THE MAST ARM OR POLES SHALL BE DONE IN THE PRESENCE OF THE CITY OF ATWATER ENGINEER.
5. IF PREEMPTION EQUIPMENT IS EXISTING CAUTION IS TO BE TAKEN NOT TO DAMAGE THE PREEMPTION CABLES.

WIRELESS RADIO ANTENNA INSTALLATION





Field Observations - Existing Wireless Rado Antenna at Atwater Blvd & Winton Way/Applegate Rd



Any locations requiring design and implementation of wireless radio antenna will maintain consistency with the existing design and equipment brands and types, as shown above in the intersections of Bell Drive/Commerce Ave & Applegate Rd and Winton Way/Applegate Rd & Atwater Blvd.

Equipment to be implemented that will match existing technologies include:

- McCain 2070 Plug-In 2070-7G
- Wireless Broadband System – ENCOME
- Industrial Ethernet Swithc ML 510D Actelis Networks



2070 Plug-In (2070-7G)





Field Observation - Existing Accessible Pedestrian Signal (APS) at Olive Ave & Winton Way

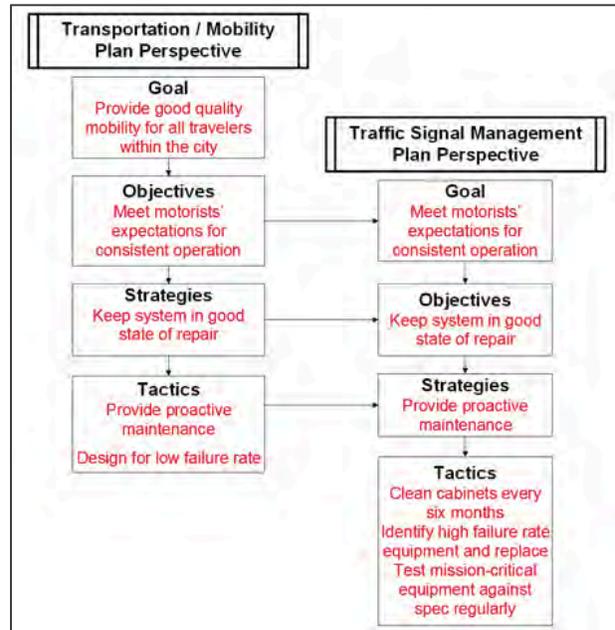


Similarly, any locations requiring design and implementation of an Accessible Pedestrian Signal (APS) will be designed to be consistent with existing APS such as the one pictured above at Olive Ave & Winton Way.

Task 2 – Signal Interconnect Improvement Plans

Minagar will create signal interconnect improvement plans with existing roadway features, including sidewalks, signal cabinets, traffic signal poles, and median islands overlaid. Existing records, plans, aerials, and site investigations will be utilized to provide a complete base map. Signal interconnect improvement plans will include a cover sheet, improvement plans and demolition plans (as necessary), IP address scheme sheets, details sheets, existing utilities, and PS&E deliverables.

Federal Highway Administration’s (FHWA) Guidelines for Creating a Traffic Signal Management/Implementation Plan



DELIVERABLES: Signal Interconnect Improvement Plans





Task 2 Deliverables to include the following items:

Cover Sheet – Minagar & Associates, Inc. shall include general notes, legend, abbreviations, project title, sheet index, overall project map with sheet limits shown, vicinity map, utility company contacts, and other items as determined necessary by the City.

Signal Interconnect Improvement Plans and Demolition Plans (as necessary) - These drawings shall show all proposed improvements. Plan scale will most likely be 1"=40' horizontal and 1"=2' vertical. Some areas may require larger scales to show the appropriate amount of detail required for construction. Drawing scales shall be determined by Minagar & Associates, Inc. and approved by City. Each drawing shall show the plan view of the proposed improvements. The existing base map information shall be faded in the background of the plans and shall be plan readable at 50% plotted size. The minimum size for all text shall be 0.1".

Civil Plan and Profile Drawings shall include, but not be limited to the following items:

- Removal and replacement information for all effected improvements.
- Locations of utilities that are being relocated (as necessary).
- Depict the location of all existing utilities (as identified through completion of base map). This would only apply to areas where new poles (if any) are proposed to be installed (if any).
- Hatching patterns, where applicable, shall properly define construction.
- Dimensions where necessary.
- Construction Keynotes to direct Construction Activities.
- All sheet match lines shall have sheet references listed.

IP Address Scheme Sheet(s) – Minagar & Associates, Inc. shall prepare an IP Address Scheme via consultation with the City of Atwater IT staff. The IP Scheme shall be included on a plan sheet. The IP scheme shall include but not be limited to the wireless radios, the switches and any other equipment needed to have a fully operational interconnected traffic signal system. Details Sheets (including equipment details, other details, Caltrans Standard Plans, and City Standard Details) – These sheets shall include details needed for all the proposed work and are not limited to details for trenches, pull boxes, equipment installation, and any other details deemed necessary to adequately direct construction activities. All details referenced on the plans shall be included on the detail sheets. All plans shall be on City of Atwater title block. All plans shall be prepared in sufficient detail to provide the necessary guidance for construction as determined by the City Engineer.

Existing Utilities – Minagar & Associates, Inc. shall be responsible for acquiring all record utility maps within the project limits and for showing existing utilities on the plans. The base map shall call out the size and type of pipe for all water, gas, sewer, and storm drain lines, manholes, vaults, and other underground structures shown on utility plats. However, this will only be required for the area(s) in the vicinity of new poles proposed by Minagar & Associates, Inc.'s design. Minagar & Associates, Inc. shall describe why, as part of the PS&E, utility mapping would be needed or not. In the case that it is needed, Minagar & Associates, Inc. shall be specific as to the area of the need.

For the 50%, 90%, and 100% submittals, the Plans, Specifications, and Estimate shall be submitted to the City electronically. For the Final Plans, one (1) wet signed set shall be provided on a 4-mil minimum thickness translucent Mylar film for City Signatures. Minagar & Associates, Inc. shall scan and return the signed Mylar cover sheet together with five (5) copies of the signed plans on 20lb.





bright white bond. As-Built plans shall be submitted to the City both electronically and on of 4-mil minimum thickness translucent Mylar film.

Minagar & Associates, Inc. shall provide the following: 1 copy of electronic submittals (MS Word, MS Excel, Adobe PDF, AutoCAD in most recent formats) for the 50%, 90%, and 100% plan submittal, 6 sets of Final Plans, 2 sets of final Project specifications, 1 copy of final cost estimate, 1 set of PS&E redlines with each submittal (50%, 90%, 100%), 1 set of as-built plans (full Size and Electronic).

Task 3 – Project Specifications and Cost Estimate

Minagar shall then prepare construction plans, special provisions, a bid item schedule, and bid item descriptions. Our plans are prepared in accordance with



the latest

California Manual on Uniform Traffic Control Devices (CA-MUTCD 2014)/Federal December 2023 and Caltrans Standard Plans (2023).

Minagar & Associates, Inc. shall identify and per City’s approval select the most appropriate ATMS (Advanced Traffic Management System) software for the City of Atwater based on the existing and future mobility needs.

Minagar & Associates, Inc. shall prepare the following portions of the construction specifications for all the items listed in the bid schedule and the cost estimate. The City will provide Minagar & Associates, Inc. with the City’s Bid Books template in MS Word electronic file format, in which Minagar & Associates, Inc. shall complete the following sections to correspond with the construction plans:

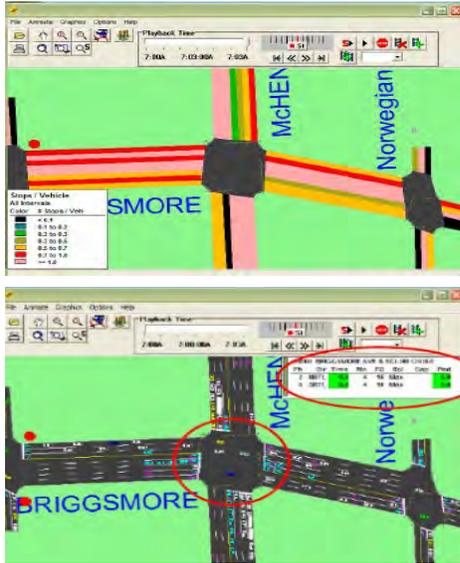
- i. Special Provisions
- ii. Bid Item Schedule (also provide in MS Excel electronic file format with calculations)
- iii. Bid Item Descriptions including the measurement and payment for each bid item for the project.

All proposed signage and pavement markings items are identified on our plans both by construction note and MUTCD code. We can also prepare construction plans with quantity tables and detail plan sheets with sign types, typical installation locations, sign color, text, pictographs, dimensions, retro reflectivity, mounting/post/fastener/support size, type and material.

**DELIVERABLES: Cost Estimate & Bid Item Schedule
 50%, 90%, and 100% PS&E**



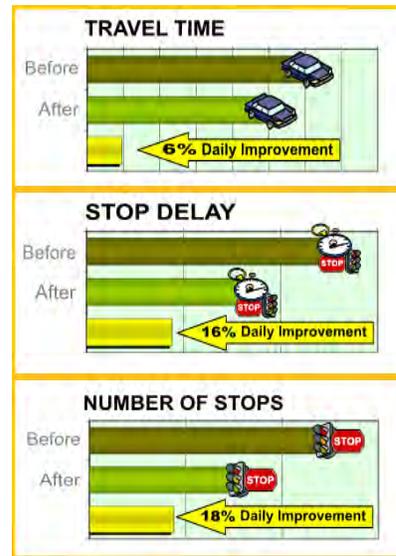
Task 4 – Coordinated Signal Timing Plans



Minagar utilizes *SYNCHRO*[®] 11.0 and *SimTraffic*[®] 11.0 micro-computer simulation modules to build traffic signal network models, analyze intersections/systems and develop optimized traffic signal timing plans to deploy in the field. Our traffic modeling services include preparing a baseline model of the signal network based on existing field and office data collection, developing a set of optimized proposed peak hour timing plans based on the simulation results, and recommending any changes or improvements to optimize efficiency of operations. In the development of the study area model, which will depict existing conditions and any deficiencies observed during field visits, Minagar will collaborate with the agencies to ensure accurate representation.

Subsequently, Minagar shall prepare weekday AM and PM coordinated signal timing plans for the seventeen (17) project intersections. Minagar & Associates, Inc. shall prepare the traffic signal timing optimization/coordination/synchronization per the latest state-of-practice, state-of-the-art & state-of-technology in the State of California. These may include but need not be limited to field review, data collection, development of the existing conditions Synchro model network, Synchro model calibration, draft signal timing recommendations, final signal timing recommendations, field implementation, fine tuning, and before and after travel time studies.

Minagar & Associates, Inc. shall provide electronic copies and paper copies of the signal timing cards signed by a Licensed Professional Engineer. All timing plans shall be compliant with the latest edition of the California MUTCD and delivered in Adobe PDF and MS Excel electronic file formats.



It is anticipated that timing plans will be reviewed by the City. The City will provide comments and Minagar & Associates, Inc. shall address comments. If, in the opinion of Minagar & associates, Inc., any of the comments contradict a standard practice and/or the California MUTCD, then Minagar & Associates, Inc. shall bring the apparent conflict to the attention of the City and be prepared to discuss it with City staff.

Following the implementation of the updated signal synchronization timing, Minagar will conduct the travel time “After” study to evaluate the effectiveness of the new changes. For consistency and accuracy in evaluating improvements, the ‘After’ field study reports will be conducted in the same manner and contain the same MOE’s as the ‘Before’ study conducted prior to the project.

DELIVERABLES: Calibrated Existing Conditions Synchro Model Network



Draft Coordinated Signal Timing Report
Final Coordinated Signal Timing Report
Before and After Travel Time Studies Report
Final Coordinated Signal Timing Plans
Final Timing Charts/Cards

Task 5 – Project Schedule

Minagar shall track and update the project schedule monthly or as needed during the project process to ensure the most efficient path of work and adjust to any issues or conflicts that may arise. The proposed project schedule is shown on the following page; however, this schedule is tentative and subject to change until its finalization at the project kick-off meeting.

		2024																					
Task	Year	Jan			Feb				Mar				Apr				May			Jun			
	Month	1*	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
1 Project Meetings																							
	Kick-Off Meeting	1W																					
	Progress Meetings/Status Update						1W			1W				1W				1W					1W
2 Signal Interconnect Improvement Plans																							
	Review Existing Data and Conditions		2W																				
	Prepare Plans		2W																				
3 Project Specifications and Cost Estimate																							
	50% PS&E					3W		★															
	90% PS&E									3W		★											
	100% PS&E														2W		★						
	Final PS&E																				1W	★	
4 Coordinated Signal Timing Plans																							
	Draft Signal Timing Plans						3W		★														
	Final Signal Timing Plans										3W		★										
5 Project Schedule																							
	Update Schedule as Necessary																						
6 ATMS & Engineering Support During Construction																							
	ATMS & Engineering Support During Construction																						
1 = Within One Week * Tentative Notice-to-Proceed ★ Milestone																							

DELIVERABLES: Minagar & Associates, Inc. shall provide updates to the project schedule monthly during the course of work or as needed. The project schedule be submitted in hard copy and electronically in PDF format.



Task 6 – ATMS and Engineering Support During Construction

Minagar & Associates, Inc. shall provide Construction Engineering services as needed during the course of bidding and construction. Examples of required services include but are not limited to:

- i. Respond to Requests for Information.
- ii. Review Contractor's Materials Submittals.
- iii. Review Shop Drawings.
- iv. Prepare and issue clarifications and/or revisions to Construction Documents.
- v. Observe and provide inspection of construction activities.
- vi. Verify City's measurements needed to establish pay quantities.
- vii. Provide construction staking (if required).
- viii. Review materials testing results from City's third-party Special Inspection and Testing firm
- ix. Provide System Integration services of all synchronized traffic signals and ATMS software for a fully functional traffic management system/center with all required features and functionality, with services to include but not be limited to:

(1) Procure, provide, and support the specified ATMS software for installation on City computers and/or server. If ATMS software is cloud based, then provide coordination and support for installation and configuration for any required client-side software and plugins.

(2) Provide startup, configuration, and training for ATMS software.

(3) Coordinate the ATMS portion of the project with the construction schedule to avoid project delays.

(4) Provide documentation for system Operations and Maintenance.

x. Prepare punch list at substantial completion of construction activities.

xi. Prepare Record Drawings (As Built Plans).

(1) Refer to Task 2 for specific requirements.



EXHIBIT B
(FEE SCHEDULE)

EXHIBIT 10-H2 COST PROPOSAL Page 1 of 3

SPECIFIC RATE OF COMPENSATION (USE FOR ON-CALL OR AS-NEEDED CONTRACTS)
(CONSTRUCTION ENGINEERING AND INSPECTION CONTRACTS)

Note: Mark-ups are Not Allowed

Consultant MINAGAR & ASSOCIATES, INC. Prime Consultant Subconsultant 2nd Tier Subconsultant

Project No. City Project No. 23-01 Contract No. CML-5254(034) Participation Amount \$ _____ Date 1/9/2024

	Fringe Benefit %		General & Administrative %		Combined Indirect Cost Rate (ICR) %
For Combined Rate		+		=	153.40%
OR					
For Home Office Rate	0.00%	+	0.00%	=	0.00%
For Field Office Rate	0.00%	+	0.00%	=	0.00%
					Fee = 10%

BILLING INFORMATION

CALCULATION INFORMATION

Name/Job Title/Classification ¹	Hourly Billing Rates ²			Effective Date of Hourly Rate		Actual or Avg. Hourly Rate ⁴	% or \$ Increase	Hourly Range - for Classifications Only
	Straight ³	OT(1.5x)	OT(2x)	From	To			
Fred Minagar* - Principal Engineer/Project Manager	\$ 231.66	N/A	N/A	1/1/2024	12/31/2024	\$ 83.11		Not Applicable
	\$ 238.61	N/A	N/A	1/1/2025	12/31/2025	\$ 85.60	3.00%	
	\$ 245.77	N/A	N/A	1/1/2026	12/31/2026	\$ 88.17	3.00%	
	\$ 253.14	N/A	N/A	1/1/2027	12/31/2027	\$ 90.82	3.00%	
Senior Systems Engineer	\$ 167.24	N/A	N/A	1/1/2024	12/31/2024	\$ 60.00		Not Applicable
	\$ 172.26	N/A	N/A	1/1/2025	12/31/2025	\$ 61.80	3.00%	
	\$ 177.43	N/A	N/A	1/1/2026	12/31/2026	\$ 63.65	3.00%	
	\$ 182.75	N/A	N/A	1/1/2027	12/31/2027	\$ 65.56	3.00%	
Senior Traffic Signal Engineer	\$ 167.24	N/A	N/A	1/1/2024	12/31/2024	\$ 60.00		Not Applicable
	\$ 172.26	N/A	N/A	1/1/2025	12/31/2025	\$ 61.80	3.00%	
	\$ 177.43	N/A	N/A	1/1/2026	12/31/2026	\$ 63.65	3.00%	
	\$ 182.75	N/A	N/A	1/1/2027	12/31/2027	\$ 65.56	3.00%	
Engineering Support**	\$ 71.13	\$ 106.70	\$ 142.27	1/1/2024	12/31/2024	\$ 25.52		Not Applicable
	\$ 73.27	\$ 109.90	\$ 146.54	1/1/2025	12/31/2025	\$ 26.29	3.00%	
	\$ 75.47	\$ 113.20	\$ 150.93	1/1/2026	12/31/2026	\$ 27.07	3.00%	
	\$ 77.73	\$ 116.60	\$ 155.46	1/1/2027	12/31/2027	\$ 27.89	3.00%	

(Add pages as necessary)

NOTES:

- Key personnel must be marked with an asterisk (*) and employees that are subject to prevailing wage requirements must be marked with two asterisks (**). All costs must comply with the Federal cost principles. Subconsultants will provide their own cost proposals.
- The cost proposal format shall not be amended.
- Billing rate = actual hourly rate * (1+ ICR) * (1+ Fee). Indirect cost rates shall be updated on an annual basis in accordance with the consultant's annual accounting period and established by a cognizant agency or accepted by Caltrans. All costs must comply with the Federal cost principles for reimbursement.
- For named employees and key personnel enter the actual hourly rate. For classifications only, enter the Average Hourly Rate for that classification.

EXHIBIT 10-H2 COST PROPOSAL Page 2 of 3

**SPECIFIC RATE OF COMPENSATION (USE FOR ON-CALL OR AS-NEEDED CONTRACTS)
(CONSTRUCTION ENGINEERING AND INSPECTION CONTRACTS)**

Consultant MINAGAR & ASSOCIATES, INC. Prime Consultant Subconsultant 2nd Tier Subconsultant
 Project No. City Project No. 23-01 Contract No. CML-5254(034)

Date 1/9/2024

SCHEDULE OF OTHER DIRECT COST ITEMS (Add additional pages as necessary)

Description of Item	Quantity	Unit	Unit Cost	Total
Mileage Costs			At IRS 2024 (\$0.67)	TBD
Copies/Reproduction			At Cost	TBD
Delivery/Postage			At Cost	TBD
Subconsultant 1:				\$0.00
Subconsultant 2:				\$0.00
Subconsultant 3:				\$0.00
Subconsultant 4:				\$0.00
Subconsultant 5:				\$0.00

Note: Add additional pages if necessary.

NOTES:

- List other direct cost items with estimated costs. These costs should be competitive in their respective industries and supported with appropriate documentation.
- Proposed ODC items should be consistently billed regardless of client and contract type.
- Items when incurred for the same purpose, in like circumstance, should not be included in any indirect cost pool or in the overhead rate.
- Items such as special tooling, will be reimbursed at actual cost with supporting documentation (invoice).
- Items listed above that would be considered "tools of the trade" are not reimbursable as other direct cost.
- Travel related costs should be pre-approved by the contracting agency and shall not exceed current State Department of Personnel Administration rules.
- If mileage is claimed, the rate should be properly supported by the consultant's calculation of their actual costs for company vehicles. In addition, the miles claimed should be supported by mileage logs.
- If a consultant proposes rental costs for a vehicle, the company must demonstrate that this is its standard procedure for all of their contracts and that they do not own any vehicles that could be used for the same purpose.
- The cost proposal format shall not be amended. All costs must comply with the Federal cost principles.
- Add additional pages if necessary.
- Subconsultants must provide their own cost proposals.

EXHIBIT C
(Cost Proposal)

MANHOURS & LEVELS OF EFFORTS ESTIMATES
City of ATWATER
Citywide Traffic Signal Synchronization Project
100% Design Phase
MINAGAR & ASSOCIATES, INC.

TASK AND DESCRIPTION	PM	PE	SE	FM	SD	EA	DIRECT COST*	TOTAL
1 Project Management & Meetings	85	0	0	0	0	8	\$0	\$20,260
2 Signal Interconnect Improvement Plans (50%, 90%, 100%, Final Plans & As-Built Plans)	88	98	104	0	78	120	\$1,904	\$83,966
3 Project Specifications & Cost Estimates	45	12	0	0	0	48	\$0	\$16,619
4 Coordinated Signal Timing Plans	65	18	180	18	45	76	\$39,756	\$104,311
5 Project Schedule	20	0	0	0	0	9	\$0	\$5,273
Total Hours	303	128	284	18	123	261		
Hourly Rate	\$231.66	\$231.66	\$167.24	\$127.36	\$167.24	\$71.13	\$0	
Total Labor Cost (\$)	\$70,193	\$29,652	\$47,496	\$2,292	\$20,571	\$18,565	\$41,660	\$230,429.55
TOTAL COST NOT TO EXCEED								\$230,429.55

PM Project Manager PE Project Engineer SE Senior Engineer
SD Senior Designer EA Engineering Assistant FM Field Manager/Dep Rep

1/9/2024

NOTES: All the outlined above tasks shall be performed per the total above.
DBE Subconsultant's Total Direct Cost is \$41,660.00 Per Attachments.
For the PE Design Phase in 2024, all the above rates shall remain the same.
TASK 6 ATMS and Engineering Support During Construction NOT TO EXCEED 10% of the Total Construction Cost.
Since no ATMS Vendor is selected at this time no specific cost can be allocated



Scope of Services

for

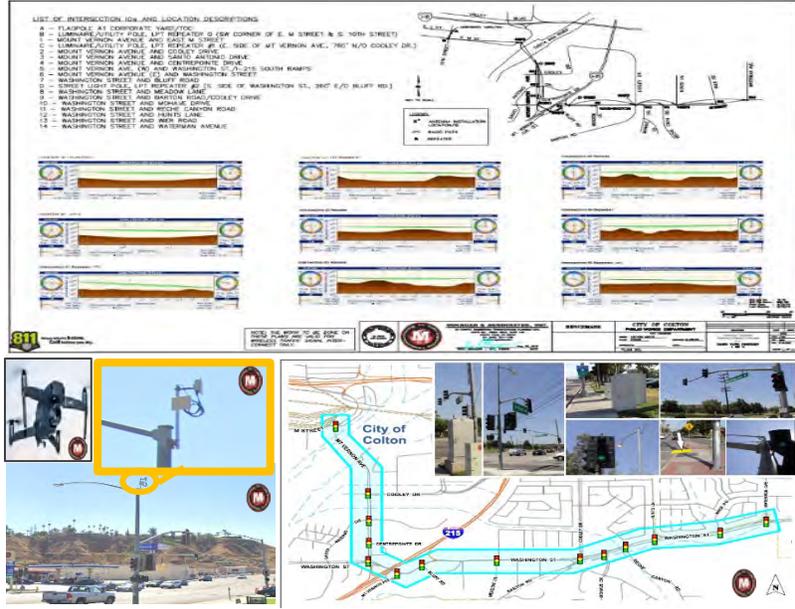
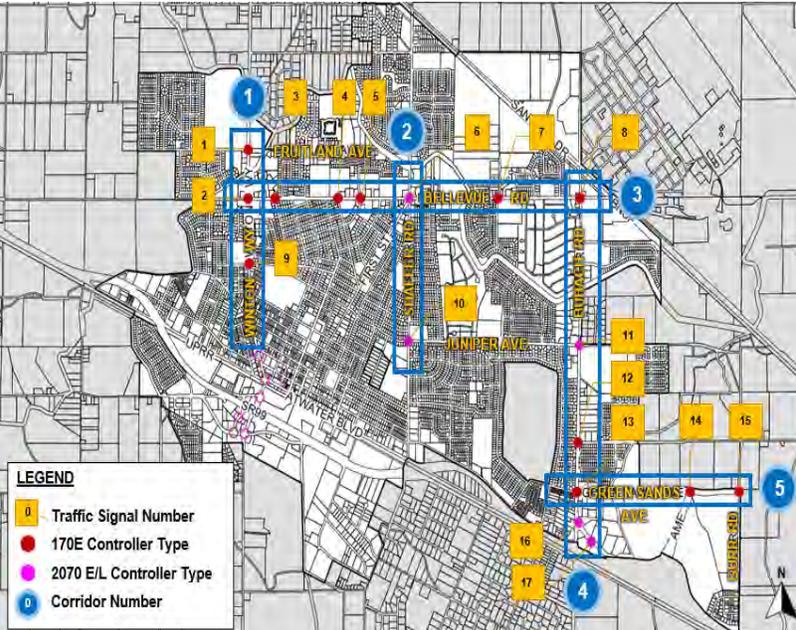
Citywide Traffic Signals Synchronization Project

City of Atwater, CA

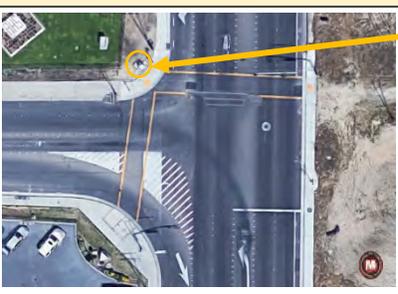


Traffic Signal Synchronization Project Location Map in the City of Atwater

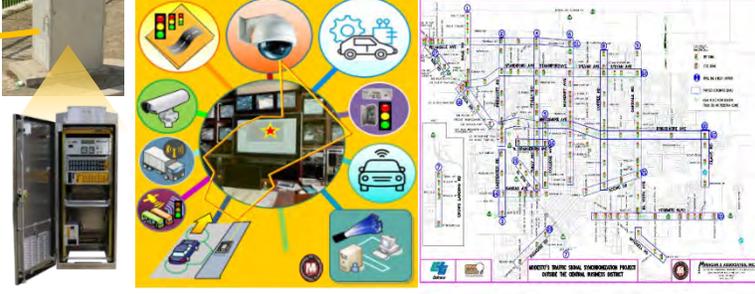
City of Colton's Traffic Signal Synchronization, Wireless Interconnect and Citywide ATMS Design PS&E



City of Atwater's Sample Intersection 1: Fruitland Ave at Winton Way



City of Modesto's Traffic Signal Synchronization of 145 Traffic Signals & ATMS Design



PREPARED FOR:

CITY OF ATWATER
 Community Development Department
 750 Bellevue Road
 Atwater, CA 95301



PREPARED BY:

MINAGAR & ASSOCIATES, INC.
 ITS - Traffic/Civil/Electrical Engineering - Transportation Planning - Homeland Security - CEM
 23282 Mill Creek Drive, East Tower, Suite 120
 Laguna Hills, CA 92653



IN ASSOCIATION WITH:

AimTD LLC
 155 N Riverview Drive, Suite 100
 Anaheim, CA 92808



December 16, 2023



Project Scope of Services

Per the request of the City of Atwater, Minagar & Associates, Inc. shall provide the following specific scope of services for the design of Atwater Traffic Signals Synchronization Project. The following sections detail Minagar’s approach and task-by-task breakdown to ensure an effective and efficient delivery of this project.

Task 1 – Project Management and Meetings

Minagar will initiate the project with a kick-off meeting, where the project goals, objectives, scope of work, tasks, and schedule will be confirmed. Following this kick-off meeting, the project site will be visited and existing conditions will be assessed. Minagar & Associates, Inc. has already taken



initiative to visit the project site and review existing conditions as well as past City efforts to improve traffic signals and synchronization, as summarized in the figures below and on the following pages.

Minagar & Associates, Inc. will have one preliminary design meeting to identify any potential conflicts or issues that could cause delays in the design and construction process. At this meeting, Minagar will depict the design approach, identify required ITS hardware to be used, identify any potential conflicts with utilities and existing features, and depict the existing and proposed signal interconnect layout.

Plan check comments review meetings for each submittal, meetings will be held via Zoom/Teams.

Corridors 1, 2, and 3 of the Project Location Map (Traffic Signals 1-10)





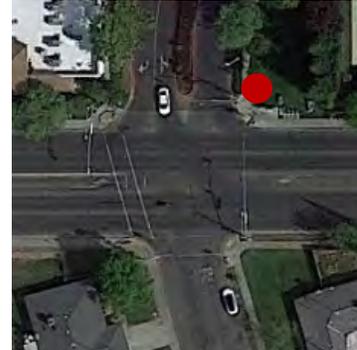
#1: Fruitland Ave & Winton Way



#2: Winton Way & Bellevue Rd



#3: Bellevue Rd & Seventh St



#4: Bellevue Rd & Linden St



#5: Bellevue Rd & Redwood Ave



#6: Fruitland Ave & Winton Way



#7: Bellevue Rd & Granite Dr/Crest Rd



#8: Bellevue Rd & Buhach Rd



#9: Winton Way & Juniper Ave



#10: Shaeffer Rd & Juniper Ave



LEGEND

- 170E Controller Type
- 2070 E/L Controller Type

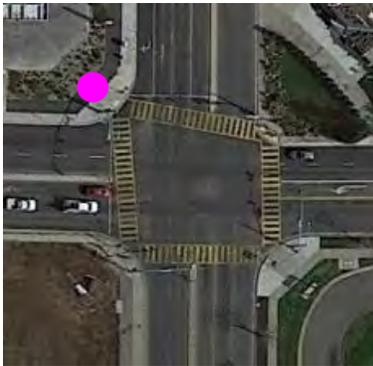




Corridors 4 and 5 of the Project Location Map (Traffic Signals 11-17)



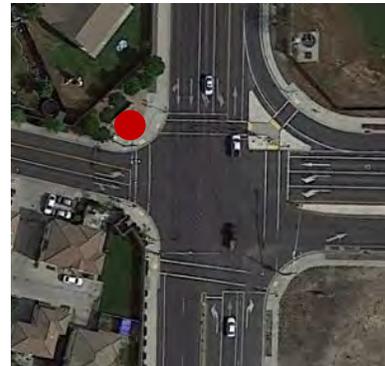
#11: Buhach Rd & Juniper Ave/Ave Two



#12: Buhach Rd & Ave One



#13: Buhach Rd & Green Sands Ave



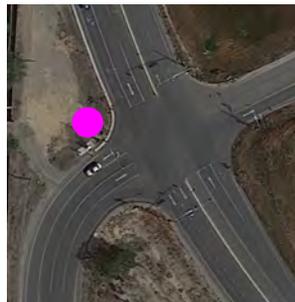
#14: Buhach Rd & Atwater-Merced Expy



#15: Buhach Rd & Gurr Rd



#16: Buhach Rd & Clover Ave

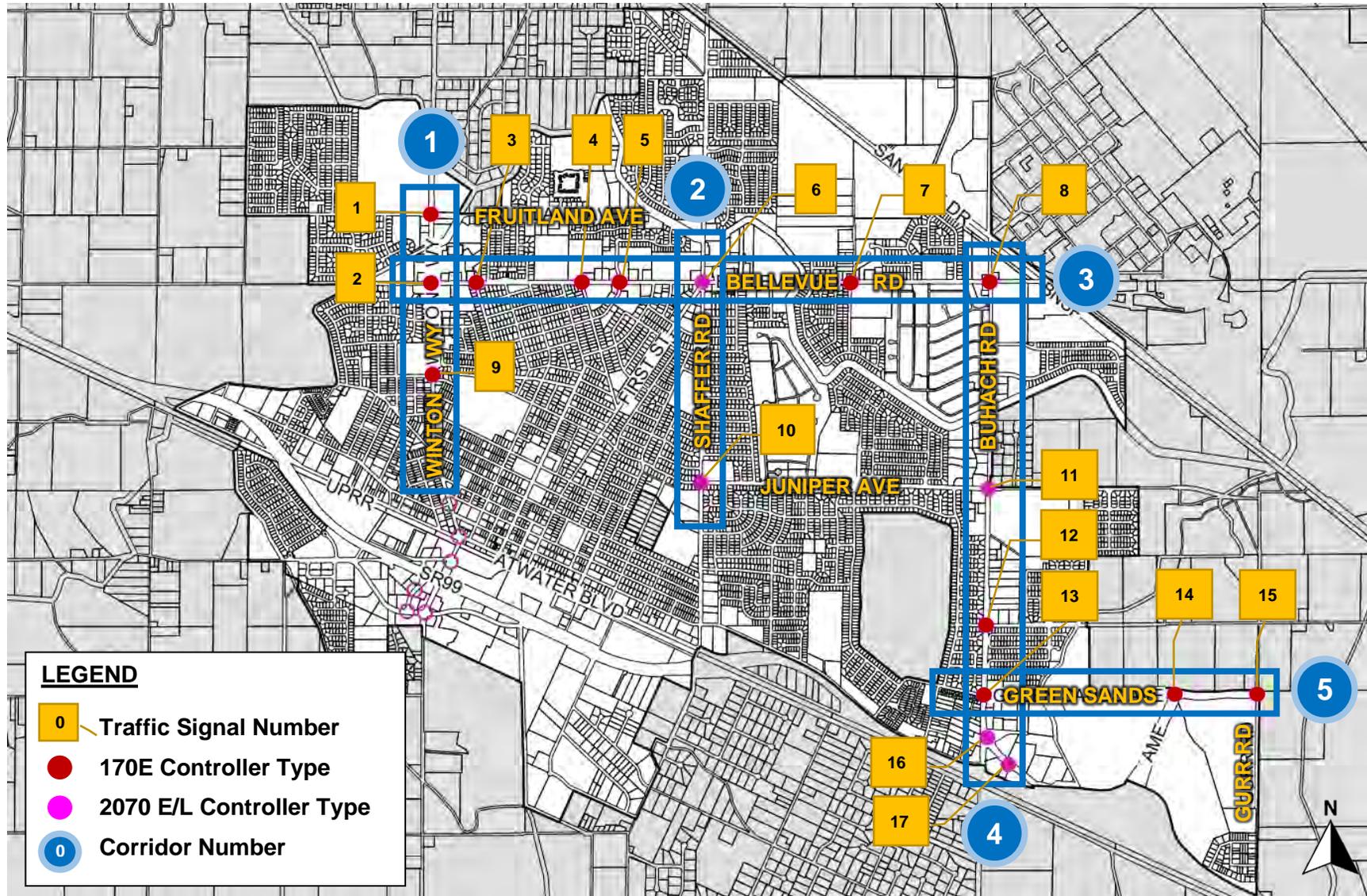


#17: Buhach Rd & Ashby Rd





Project Location Map





**Proposal to Provide Design Services for
CITYWIDE TRAFFIC SIGNALS SYNCHRONIZATION PROJECT
CITY OF ATWATER, CA**



Minagar & Associates, Inc. has also taken initiative to review the City of Atwater's past traffic signal interconnect projects to ensure uniformity and consistency with work that is to be done under this upcoming project. Minagar has closely examined the previous Traffic Signal Interconnect Project at Bell Lane, Bell Drive, Commerce Avenue, Applegate Road, and Winton Way in the City of Atwater and taken a field visit to observe the completed project objectives as well. This is summarized in the following images.

CITY OF ATWATER

TRAFFIC SIGNAL INTERCONNECT PROJECT
 BELL LANE, BELL DRIVE, COMMERCE AVENUE, APPLGATE ROAD, WINTON WAY
 RFB # 665-14
 CITY PROJECT NUMBER
 14-2
 FEDERAL PROJECT NUMBER
 CML-5254 (021)



LOCATION MAP

SHEET INDEX

- 1 COVER SHEET
- 2 HOLO SHEET
- 3 TRAFFIC SIGNAL INTERCONNECT-BELL LN AT APPLGATE ROAD AND BELL LN AT BELL DR
- 4 TRAFFIC SIGNAL INTERCONNECT-APPLGATE RD AT COMMERCE AVE
- 5 TRAFFIC SIGNAL INTERCONNECT-WINTON WAY AT APPLGATE ROAD/WINTON WAY
- 6 TRAFFIC SIGNAL MODIFICATION-APPLGATE RD AT SYCAMORE AVE
- 7 SIGNALBOX AND EQUIPMENT SCHEDULE-APPLGATE RD AT SYCAMORE AVE
- 8 TRAFFIC SIGNAL-OLIVE AVE AT WINTON WAY
- 9 SIGNALBOX AND EQUIPMENT SCHEDULE-OLIVE AVE AT WINTON WAY
- 10 ELECTRICAL DETAIL SHEET
- 11 SIGNALING AND STOPPING PLAN-APPLGATE RD
- 12 SIGNALING AND STOPPING PLAN-APPLGATE RD AT SYCAMORE AVE
- 13 SIGNALING AND STOPPING PLAN-OLIVE AVE AT WINTON WAY
- 14 STREET IMPROVEMENTS-APPLGATE RD
- 15 STREET IMPROVEMENTS-OLIVE AVE AT WINTON WAY



PREPARED FOR:
THE CITY OF ATWATER
700 BELLEVUE ROAD
ATWATER, CA 95301

PREPARED BY:
MINAGAR & ASSOCIATES, INC.
1300 E. SHAW AVE. STE. 103
FRESNO, CA 93710
PHONE: (559) 532-8861
EMAIL: info@minagar.com

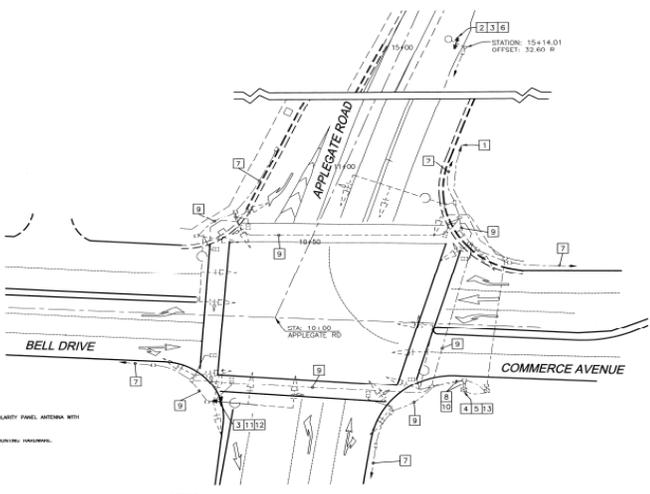
CITY OF ATWATER
COMMUNITY DEVELOPMENT DEPARTMENT
TRAFFIC SIGNAL INTERCONNECT

COVER SHEET

Scale: 1"=20'

DATE: 04/23/15
BY: R.E.E. BERRY

Improvements at Bell Drive/Commerce Ave at Applegate Rd



PROJECT NOTES (THIS SHEET ONLY):

- 1 EXISTING 3"Ø, 18"V AL TO AND SERVICE POINT.
- 2 FURNISH AND INSTALL 300 WHP, 5.180-5.820 OHM WIRELESS DUAL BAND WITH INTEGRATED DUAL POLARITY PANEL ANTENNA WITH MOUNTING HARDWARE.
- 3 FURNISH AND INSTALL 184-5.825 OHM, 20 dB STANDALONE DUAL POLARITY PANEL ANTENNA WITH MOUNTING HARDWARE.
- 4 FURNISH AND INSTALL ETHERNET MODULE WITH MOUNTING HARDWARE TO THE EXISTING CONTROLLER.
- 5 FURNISH AND INSTALL ONE COARSE SWITCH WITH MOUNTING HARDWARE TO THE EXISTING CONTROLLER.
- 6 FURNISH AND INSTALL 150/240V 1PHASE POWER TAP WITH MOUNTING HARDWARE.
- 7 EXISTING CONDUIT AND CABLES TO ADVANCE SECTION.
- 8 EXISTING 2"-4"Ø.
- 9 EXISTING 3"Ø.
- 10 FURNISH AND INSTALL OUTDOOR SHEATHED CABLE ETHERNET CABLE IN EXISTING CONDUIT BETWEEN THE WIRELESS ANTENNA ON TRAFFIC SIGNAL MAST AND THE TRAFFIC SIGNAL CONTROLLER.
- 11 THE WIRELESS DUAL BAND AND STANDALONE DUAL POLARITY PANEL ANTENNA SHALL BE MOUNTED ON THE SIGNAL POLE.
- 12 FURNISH AND INSTALL 300 WHP, 5.180-5.820 OHM HIGH VOLTAGE WIRELESS DUAL BAND WITH 200' OF CAT5 CABLE, WITH INTEGRATED DUAL POLARITY PANEL ANTENNA WITH MOUNTING HARDWARE.
- 13 FURNISH AND INSTALL 33.6 W POWER OVER ETHERNET ADAPTER WITH HIGH POWER SINGLE POINT INJECTOR TO THE EXISTING CONTROLLER.

LEGEND:

WIRELESS RADIO ANTENNAS FOR DETAIL ON SHEET 10.

PREPARED FOR:
THE CITY OF ATWATER
700 BELLEVUE ROAD
ATWATER, CA 95301

PREPARED BY:
MINAGAR & ASSOCIATES, INC.
1300 E. SHAW AVE. STE. 103
FRESNO, CA 93710
PHONE: (559) 532-8861
EMAIL: info@minagar.com

CITY OF ATWATER
COMMUNITY DEVELOPMENT DEPARTMENT
TRAFFIC SIGNAL INTERCONNECT

APPLGATE RD AT COMMERCE AVE

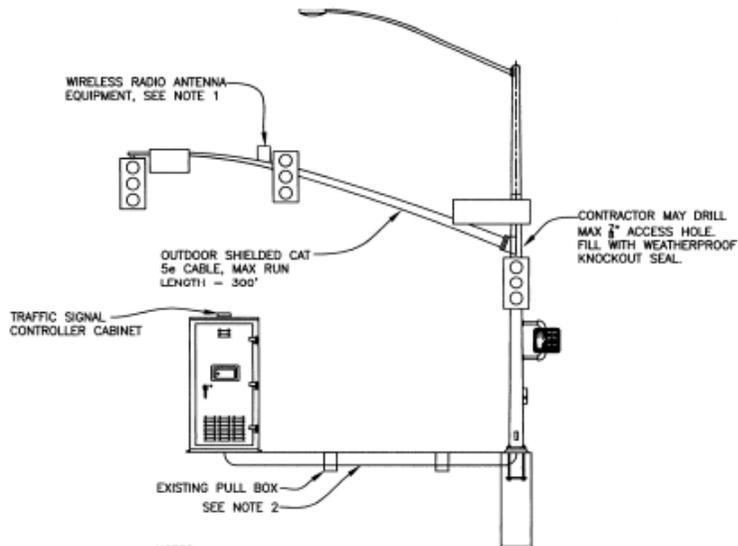
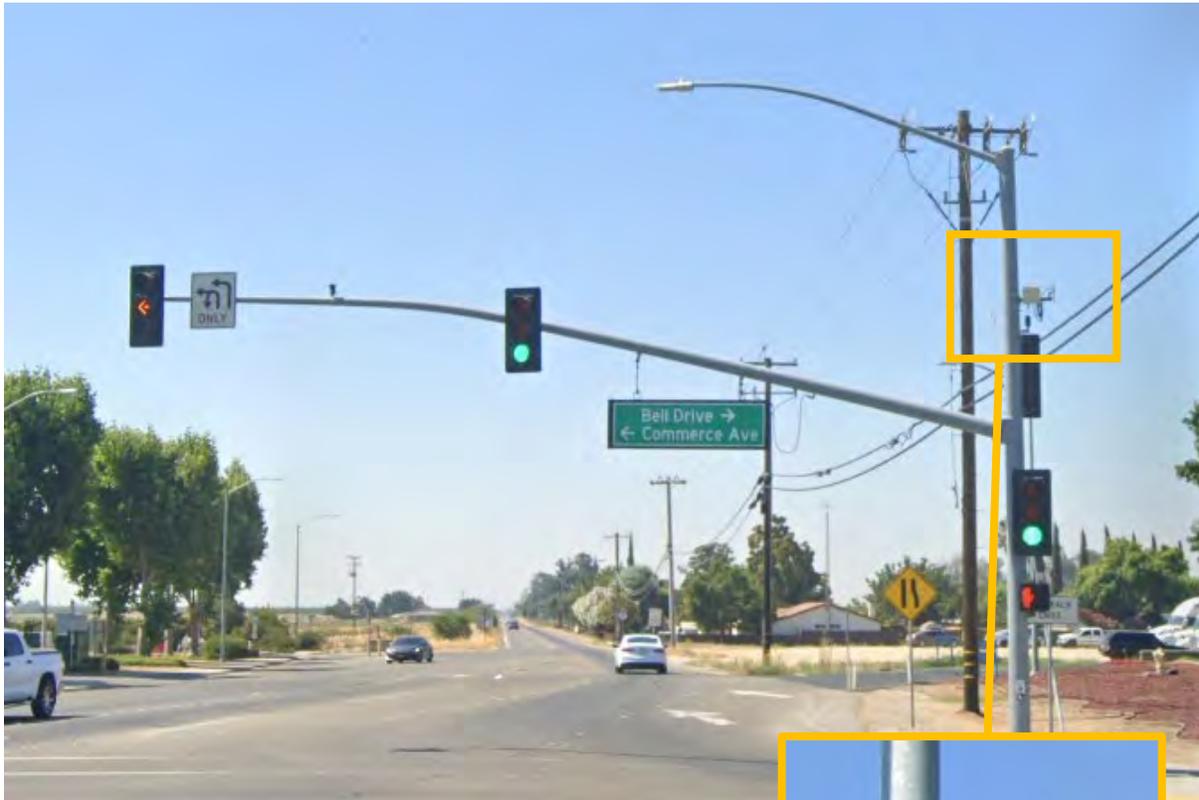
TRAFFIC SIGNAL INTERCONNECT

Scale: 1"=20'

DATE: 04/23/15
BY: R.E.E. BERRY



Wireless Radio Antenna Installed at Bell Drive/Commerce Ave at Applegate Rd



NOTES:

1. CONTRACTOR SHALL PERFORM A FIELD SURVEY WITH A BUCKET TRUCK TO LOCATE OPTIMAL POSITION OF EQUIPMENT ON MAST ARM IN THE PRESENCE OF THE CITY ENGINEER PRIOR TO INSTALLATION.
2. EXTEND CABLES THROUGH TRAFFIC SIGNAL CONDUIT AND PULL BOXES. COIL MIN. 6" OF SLACK IN EACH PULL BOX.
3. CABLE SHALL BE INSTALLED INSIDE SIGNAL MAST ARM FOR TRAFFIC SIGNAL POLES CONFORMING TO CALTRANS STANDARDS.
4. ANY HOLES DRILLED INTO THE MAST ARM OR POLES SHALL BE DONE IN THE PRESENCE OF THE CITY OF ATWATER ENGINEER.
5. IF PREEMPTION EQUIPMENT IS EXISTING CAUTION IS TO BE TAKEN NOT TO DAMAGE THE PREEMPTION CABLES.

WIRELESS RADIO ANTENNA INSTALLATION





Field Observations - Existing Wireless Rado Antenna at Atwater Blvd & Winton Way/Applegate Rd



Any locations requiring design and implementation of wireless radio antenna will maintain consistency with the existing design and equipment brands and types, as shown above in the intersections of Bell Drive/Commerce Ave & Applegate Rd and Winton Way/Applegate Rd & Atwater Blvd.

Equipment to be implemented that will match existing technologies include:

- McCain 2070 Plug-In 2070-7G
- Wireless Broadband System – ENCOME
- Industrial Ethernet Switc ML 510D Actelis Networks



2070 Plug-In (2070-7G)





Field Observation - Existing Accessible Pedestrian Signal (APS) at Olive Ave & Winton Way

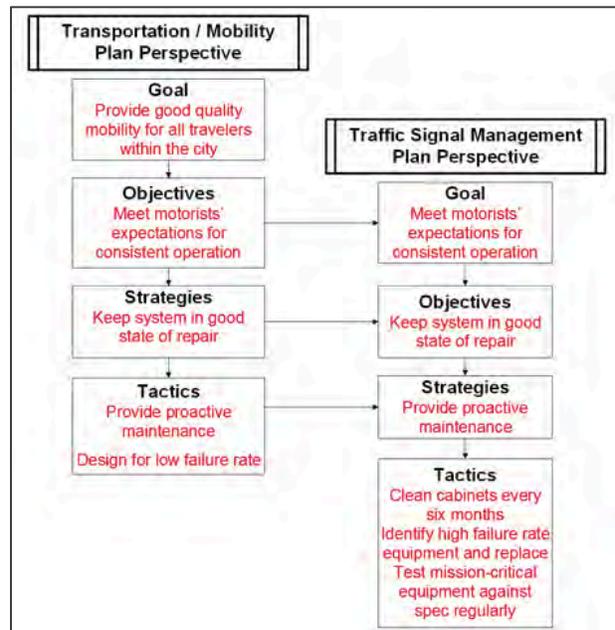


Similarly, any locations requiring design and implementation of an Accessible Pedestrian Signal (APS) will be designed to be consistent with existing APS such as the one pictured above at Olive Ave & Winton Way.

Task 2 – Signal Interconnect Improvement Plans

Minagar will create signal interconnect improvement plans with existing roadway features, including sidewalks, signal cabinets, traffic signal poles, and median islands overlaid. Existing records, plans, aerials, and site investigations will be utilized to provide a complete base map. Signal interconnect improvement plans will include a cover sheet, improvement plans and demolition plans (as necessary), IP address scheme sheets, details sheets, existing utilities, and PS&E deliverables.

Federal Highway Administration’s (FHWA) Guidelines for Creating a Traffic Signal Management/Implementation Plan



DELIVERABLES: Signal Interconnect Improvement Plans



Task 2 Deliverables to include the following items:

Cover Sheet – Minagar & Associates, Inc. shall include general notes, legend, abbreviations, project title, sheet index, overall project map with sheet limits shown, vicinity map, utility company contacts, and other items as determined necessary by the City.

Signal Interconnect Improvement Plans and Demolition Plans (as necessary) - These drawings shall show all proposed improvements. Plan scale will most likely be 1"=40' horizontal and 1"=2' vertical. Some areas may require larger scales to show the appropriate amount of detail required for construction. Drawing scales shall be determined by Minagar & Associates, Inc. and approved by City. Each drawing shall show the plan view of the proposed improvements. The existing base map information shall be faded in the background of the plans and shall be plan readable at 50% plotted size. The minimum size for all text shall be 0.1".

Civil Plan and Profile Drawings shall include, but not be limited to the following items:

- Removal and replacement information for all effected improvements.
- Locations of utilities that are being relocated (as necessary).
- Depict the location of all existing utilities (as identified through completion of base map). This would only apply to areas where new poles (if any) are proposed to be installed (if any).
- Hatching patterns, where applicable, shall properly define construction.
- Dimensions where necessary.
- Construction Keynotes to direct Construction Activities.
- All sheet match lines shall have sheet references listed.

IP Address Scheme Sheet(s) – Minagar & Associates, Inc. shall prepare an IP Address Scheme via consultation with the City of Atwater IT staff. The IP Scheme shall be included on a plan sheet. The IP scheme shall include but not be limited to the wireless radios, the switches and any other equipment needed to have a fully operational interconnected traffic signal system. Details Sheets (including equipment details, other details, Caltrans Standard Plans, and City Standard Details) – These sheets shall include details needed for all the proposed work and are not limited to details for trenches, pull boxes, equipment installation, and any other details deemed necessary to adequately direct construction activities. All details referenced on the plans shall be included on the detail sheets. All plans shall be on City of Atwater title block. All plans shall be prepared in sufficient detail to provide the necessary guidance for construction as determined by the City Engineer.

Existing Utilities – Minagar & Associates, Inc. shall be responsible for acquiring all record utility maps within the project limits and for showing existing utilities on the plans. The base map shall call out the size and type of pipe for all water, gas, sewer, and storm drain lines, manholes, vaults, and other underground structures shown on utility plats. However, this will only be required for the area(s) in the vicinity of new poles proposed by Minagar & Associates, Inc.'s design. Minagar & Associates, Inc. shall describe why, as part of the PS&E, utility mapping would be needed or not. In the case that it is needed, Minagar & Associates, Inc. shall be specific as to the area of the need.

For the 50%, 90%, and 100% submittals, the Plans, Specifications, and Estimate shall be submitted to the City electronically. For the Final Plans, one (1) wet signed set shall be provided on a 4-mil minimum thickness translucent Mylar film for City Signatures. Minagar & Associates, Inc. shall scan and return the signed Mylar cover sheet together with five (5) copies of the signed plans on 20lb.





bright white bond. As-Built plans shall be submitted to the City both electronically and on of 4-mil minimum thickness translucent Mylar film.

Minagar & Associates, Inc. shall provide the following: 1 copy of electronic submittals (MS Word, MS Excel, Adobe PDF, AutoCAD in most recent formats) for the 50%, 90%, and 100% plan submittal, 6 sets of Final Plans, 2 sets of final Project specifications, 1 copy of final cost estimate, 1 set of PS&E redlines with each submittal (50%, 90%, 100%), 1 set of as-built plans (full Size and Electronic).

Task 3 – Project Specifications and Cost Estimate

Minagar shall then prepare construction plans, special provisions, a bid item schedule, and bid item descriptions. Our plans are prepared in accordance with



the latest California Manual on Uniform Traffic Control Devices (CA-MUTCD 2014)/Federal December 2023 and Caltrans Standard Plans (2023).

Minagar & Associates, Inc. shall identify and per City’s approval select the most appropriate ATMS (Advanced Traffic Management System) software for the City of Atwater based on the existing and future mobility needs.

Minagar & Associates, Inc. shall prepare the following portions of the construction specifications for all the items listed in the bid schedule and the cost estimate. The City will provide Minagar & Associates, Inc. with the City’s Bid Books template in MS Word electronic file format, in which Minagar & Associates, Inc. shall complete the following sections to correspond with the construction plans:

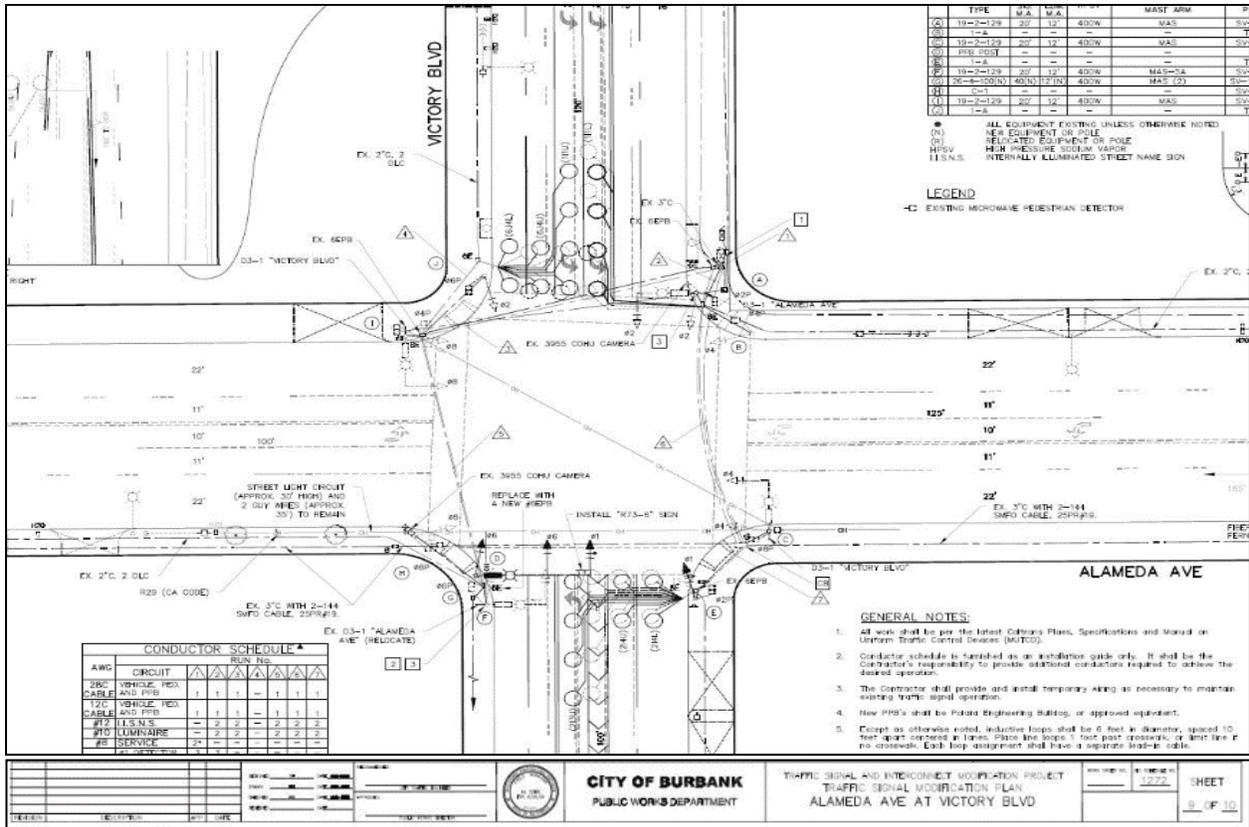
- i. Special Provisions
- ii. Bid Item Schedule (also provide in MS Excel electronic file format with calculations)
- iii. Bid Item Descriptions including the measurement and payment for each bid item for the project.

All proposed signage and pavement markings items are identified on our plans both by construction note and MUTCD code. We can also prepare construction plans with quantity tables and detail plan sheets with sign types, typical installation locations, sign color, text, pictographs, dimensions, retro reflectivity, mounting/post/fastener/support size, type and material.

**DELIVERABLES: Cost Estimate & Bid Item Schedule
 50%, 90%, and 100% PS&E**



**Proposal to Provide Design Services for
CITYWIDE TRAFFIC SIGNALS SYNCHRONIZATION PROJECT
CITY OF ATWATER, CA**

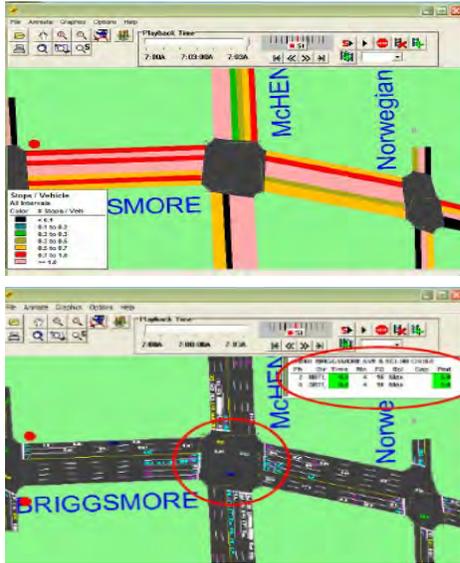


Sample Minagar & Associates, Inc. Traffic Signal Plans





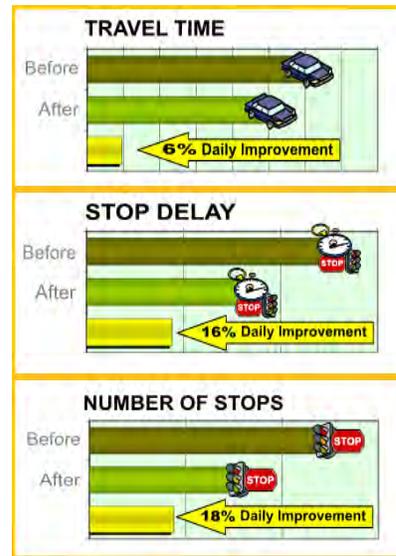
Task 4 – Coordinated Signal Timing Plans



Minagar utilizes *SYNCHRO*® 11.0 and *SimTraffic*® 11.0 micro-computer simulation modules to build traffic signal network models, analyze intersections/systems and develop optimized traffic signal timing plans to deploy in the field. Our traffic modeling services include preparing a baseline model of the signal network based on existing field and office data collection, developing a set of optimized proposed peak hour timing plans based on the simulation results, and recommending any changes or improvements to optimize efficiency of operations. In the development of the study area model, which will depict existing conditions and any deficiencies observed during field visits, Minagar will collaborate with the agencies to ensure accurate representation.

Subsequently, Minagar shall prepare weekday AM and PM coordinated signal timing plans for the seventeen (17) project intersections. Minagar & Associates, Inc. shall prepare the traffic signal timing optimization/coordination/synchronization per the latest state-of-practice, state-of-the-art & state-of-technology in the State of California. These may include but need not be limited to field review, data collection, development of the existing conditions Synchro model network, Synchro model calibration, draft signal timing recommendations, final signal timing recommendations, field implementation, fine tuning, and before and after travel time studies.

Minagar & Associates, Inc. shall provide electronic copies and paper copies of the signal timing cards signed by a Licensed Professional Engineer. All timing plans shall be compliant with the latest edition of the California MUTCD and delivered in Adobe PDF and MS Excel electronic file formats.



It is anticipated that timing plans will be reviewed by the City. The City will provide comments and Minagar & Associates, Inc. shall address comments. If, in the opinion of Minagar & associates, Inc., any of the comments contradict a standard practice and/or the California MUTCD, then Minagar & Associates, Inc. shall bring the apparent conflict to the attention of the City and be prepared to discuss it with City staff.

Following the implementation of the updated signal synchronization timing, Minagar will conduct the travel time “After” study to evaluate the effectiveness of the new changes. For consistency and accuracy in evaluating improvements, the ‘After’ field study reports will be conducted in the same manner and contain the same MOE’s as the ‘Before’ study conducted prior to the project.

DELIVERABLES: Calibrated Existing Conditions Synchro Model Network



Draft Coordinated Signal Timing Report
Final Coordinated Signal Timing Report
Before and After Travel Time Studies Report
Final Coordinated Signal Timing Plans
Final Timing Charts/Cards

Task 5 – Project Schedule

Minagar shall track and update the project schedule monthly or as needed during the project process to ensure the most efficient path of work and adjust to any issues or conflicts that may arise. The proposed project schedule is shown on the following page; however, this schedule is tentative and subject to change until its finalization at the project kick-off meeting.

		2024																					
Task	Year	Jan			Feb				Mar				Apr				May			Jun			
	Month	1*	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
1 Project Meetings																							
	Kick-Off Meeting	1W																					
	Progress Meetings/Status Update						1W			1W				1W				1W					1W
2 Signal Interconnect Improvement Plans																							
	Review Existing Data and Conditions		2W																				
	Prepare Plans		2W																				
3 Project Specifications and Cost Estimate																							
	50% PS&E					3W		★															
	90% PS&E									3W		★											
	100% PS&E														2W		★						
	Final PS&E																				1W	★	
4 Coordinated Signal Timing Plans																							
	Draft Signal Timing Plans						3W		★														
	Final Signal Timing Plans											3W		★									
5 Project Schedule																							
	Update Schedule as Necessary																						
6 ATMS & Engineering Support During Construction																							
	ATMS & Engineering Support During Construction																						
1 = Within One Week * Tentative Notice-to-Proceed ★ Milestone																							

DELIVERABLES: Minagar & Associates, Inc. shall provide updates to the project schedule monthly during the course of work or as needed. The project schedule be submitted in hard copy and electronically in PDF format.



Task 6 – ATMS and Engineering Support During Construction

Minagar & Associates, Inc. shall provide Construction Engineering services as needed during the course of bidding and construction. Examples of required services include but are not limited to:

- i. Respond to Requests for Information.
- ii. Review Contractor's Materials Submittals.
- iii. Review Shop Drawings.
- iv. Prepare and issue clarifications and/or revisions to Construction Documents.
- v. Observe and provide inspection of construction activities.
- vi. Verify City's measurements needed to establish pay quantities.
- vii. Provide construction staking (if required).
- viii. Review materials testing results from City's third-party Special Inspection and Testing firm
- ix. Provide System Integration services of all synchronized traffic signals and ATMS software for a fully functional traffic management system/center with all required features and functionality, with services to include but not be limited to:

(1) Procure, provide, and support the specified ATMS software for installation on City computers and/or server. If ATMS software is cloud based, then provide coordination and support for installation and configuration for any required client-side software and plugins.

(2) Provide startup, configuration, and training for ATMS software.

(3) Coordinate the ATMS portion of the project with the construction schedule to avoid project delays.

(4) Provide documentation for system Operations and Maintenance.

x. Prepare punch list at substantial completion of construction activities.

xi. Prepare Record Drawings (As Built Plans).

(1) Refer to Task 2 for specific requirements.



EXHIBIT 10-H2 COST PROPOSAL Page 1 of 3

SPECIFIC RATE OF COMPENSATION (USE FOR ON-CALL OR AS-NEEDED CONTRACTS)
(CONSTRUCTION ENGINEERING AND INSPECTION CONTRACTS)

Note: Mark-ups are Not Allowed

Consultant MINAGAR & ASSOCIATES, INC. Prime Consultant Subconsultant 2nd Tier Subconsultant

Project No. City Project No. 23-01 Contract No. CML-5254(034) Participation Amount \$ _____ Date 1/9/2024

	Fringe Benefit %		General & Administrative %		Combined Indirect Cost Rate (ICR) %
For Combined Rate		+		=	153.40%
OR					
For Home Office Rate	0.00%	+	0.00%	=	0.00%
For Field Office Rate	0.00%	+	0.00%	=	0.00%
					Fee = 10%

BILLING INFORMATION

CALCULATION INFORMATION

Name/Job Title/Classification ¹	Hourly Billing Rates ²			Effective Date of Hourly Rate		Actual or Avg. Hourly Rate ⁴	% or \$ Increase	Hourly Range - for Classifications Only
	Straight ³	OT(1.5x)	OT(2x)	From	To			
Fred Minagar* - Principal Engineer/Project Manager	\$ 231.66	N/A	N/A	1/1/2024	12/31/2024	\$ 83.11		Not Applicable
	\$ 238.61	N/A	N/A	1/1/2025	12/31/2025	\$ 85.60	3.00%	
	\$ 245.77	N/A	N/A	1/1/2026	12/31/2026	\$ 88.17	3.00%	
	\$ 253.14	N/A	N/A	1/1/2027	12/31/2027	\$ 90.82	3.00%	
Senior Systems Engineer	\$ 167.24	N/A	N/A	1/1/2024	12/31/2024	\$ 60.00		Not Applicable
	\$ 172.26	N/A	N/A	1/1/2025	12/31/2025	\$ 61.80	3.00%	
	\$ 177.43	N/A	N/A	1/1/2026	12/31/2026	\$ 63.65	3.00%	
	\$ 182.75	N/A	N/A	1/1/2027	12/31/2027	\$ 65.56	3.00%	
Senior Traffic Signal Engineer	\$ 167.24	N/A	N/A	1/1/2024	12/31/2024	\$ 60.00		Not Applicable
	\$ 172.26	N/A	N/A	1/1/2025	12/31/2025	\$ 61.80	3.00%	
	\$ 177.43	N/A	N/A	1/1/2026	12/31/2026	\$ 63.65	3.00%	
	\$ 182.75	N/A	N/A	1/1/2027	12/31/2027	\$ 65.56	3.00%	
Engineering Support**	\$ 71.13	\$ 106.70	\$ 142.27	1/1/2024	12/31/2024	\$ 25.52		Not Applicable
	\$ 73.27	\$ 109.90	\$ 146.54	1/1/2025	12/31/2025	\$ 26.29	3.00%	
	\$ 75.47	\$ 113.20	\$ 150.93	1/1/2026	12/31/2026	\$ 27.07	3.00%	
	\$ 77.73	\$ 116.60	\$ 155.46	1/1/2027	12/31/2027	\$ 27.89	3.00%	

(Add pages as necessary)

NOTES:

- Key personnel must be marked with an asterisk (*) and employees that are subject to prevailing wage requirements must be marked with two asterisks (**). All costs must comply with the Federal cost principles. Subconsultants will provide their own cost proposals.
- The cost proposal format shall not be amended.
- Billing rate = actual hourly rate * (1+ ICR) * (1+ Fee). Indirect cost rates shall be updated on an annual basis in accordance with the consultant's annual accounting period and established by a cognizant agency or accepted by Caltrans. All costs must comply with the Federal cost principles for reimbursement.
- For named employees and key personnel enter the actual hourly rate. For classifications only, enter the Average Hourly Rate for that classification.

EXHIBIT 10-H2 COST PROPOSAL Page 2 of 3

**SPECIFIC RATE OF COMPENSATION (USE FOR ON-CALL OR AS-NEEDED CONTRACTS)
(CONSTRUCTION ENGINEERING AND INSPECTION CONTRACTS)**

Consultant MINAGAR & ASSOCIATES, INC. Prime Consultant Subconsultant 2nd Tier Subconsultant
 Project No. City Project No. 23-01 Contract No. CML-5254(034)

Date 1/9/2024

SCHEDULE OF OTHER DIRECT COST ITEMS (Add additional pages as necessary)

Description of Item	Quantity	Unit	Unit Cost	Total
Mileage Costs			At IRS 2024 (\$0.67)	TBD
Copies/Reproduction			At Cost	TBD
Delivery/Postage			At Cost	TBD
Subconsultant 1:				\$0.00
Subconsultant 2:				\$0.00
Subconsultant 3:				\$0.00
Subconsultant 4:				\$0.00
Subconsultant 5:				\$0.00

Note: Add additional pages if necessary.

NOTES:

- List other direct cost items with estimated costs. These costs should be competitive in their respective industries and supported with appropriate documentation.
- Proposed ODC items should be consistently billed regardless of client and contract type.
- Items when incurred for the same purpose, in like circumstance, should not be included in any indirect cost pool or in the overhead rate.
- Items such as special tooling, will be reimbursed at actual cost with supporting documentation (invoice).
- Items listed above that would be considered "tools of the trade" are not reimbursable as other direct cost.
- Travel related costs should be pre-approved by the contracting agency and shall not exceed current State Department of Personnel Administration rules.
- If mileage is claimed, the rate should be properly supported by the consultant's calculation of their actual costs for company vehicles. In addition, the miles claimed should be supported by mileage logs.
- If a consultant proposes rental costs for a vehicle, the company must demonstrate that this is its standard procedure for all of their contracts and that they do not own any vehicles that could be used for the same purpose.
- The cost proposal format shall not be amended. All costs must comply with the Federal cost principles.
- Add additional pages if necessary.
- Subconsultants must provide their own cost proposals.

EXHIBIT 10-H2 COST PROPOSAL Page 3 of 3

Certification of Direct Costs

I, the undersigned, certify to the best of my knowledge and belief that all direct costs identified on the cost proposal(s) in this contract are actual, reasonable, allowable, and allocable to the contract in accordance with the contract terms and the following requirements:

- 7. Generally Accepted Accounting Principles (GAAP)
- 8. Terms and conditions of the contract
- 9. Title 23 United States Code Section 112 - Letting of Contracts
- 10. 48 Code of Federal Regulations Part 31 - Contract Cost Principles and Procedures
- 11. 23 Code of Federal Regulations Part 172 - Procurement, Management, and Administration of Engineering and Design Related Service
- 12. 48 Code of Federal Regulations Part 9904 - Cost Accounting Standards Board (when applicable)

All costs must be applied consistently and fairly to all contracts. All documentation of compliance must be retained in the project files and be in compliance with applicable federal and state requirements. Costs that are noncompliant with the federal and state requirements are not eligible for reimbursement.

Prime Consultant or Subconsultant Certifying:

Name: Fred Minagar Title *: Principal-in-Charge/Director/Principal Engi
 Signature :  Date of Certification (mm/dd/yyyy): 1/9/2024
 Email: minagarf@minagarinc.com Phone Number: 949-707-1199, Extension 2#
 Address: 23282 Mill Creek Drive, East Tower, Suite 120, Laguna Hills, CA 92653

*An individual executive or financial officer of the consultant’s or subconsultant’s organization at a level no lower than a Vice President or a Chief Financial Officer, or equivalent, who has authority to represent the financial information utilized to establish the cost proposal for the contract.

List services the consultant is providing under the proposed contract:

Providing ITS/Traffic/Systems/Civil Engineering & Support CEM Services
--

MANHOURS & LEVELS OF EFFORTS ESTIMATES
City of ATWATER
Citywide Traffic Signal Synchronization Project
100% Design Phase
MINAGAR & ASSOCIATES, INC.

TASK AND DESCRIPTION	PM	PE	SE	FM	SD	EA	DIRECT COST*	TOTAL
1 Project Management & Meetings	85	0	0	0	0	8	\$0	\$20,260
2 Signal Interconnect Improvement Plans (50%, 90%, 100%, Final Plans & As-Built Plans)	88	98	104	0	78	120	\$1,904	\$83,966
3 Project Specifications & Cost Estimates	45	12	0	0	0	48	\$0	\$16,619
4 Coordinated Signal Timing Plans	65	18	180	18	45	76	\$39,756	\$104,311
5 Project Schedule	20	0	0	0	0	9	\$0	\$5,273
Total Hours	303	128	284	18	123	261		
Hourly Rate	\$231.66	\$231.66	\$167.24	\$127.36	\$167.24	\$71.13	\$0	
Total Labor Cost (\$)	\$70,193	\$29,652	\$47,496	\$2,292	\$20,571	\$18,565	\$41,660	\$230,429.55
TOTAL COST NOT TO EXCEED								\$230,429.55

PM Project Manager PE Project Engineer SE Senior Engineer
SD Senior Designer EA Engineering Assistant FM Field Manager/Dep Rep

1/9/2024

NOTES: All the outlined above tasks shall be performed per the total above.
DBE Subconsultant's Total Direct Cost is \$41,660.00 Per Attachments.
For the PE Design Phase in 2024, all the above rates shall remain the same.
TASK 6 ATMS and Engineering Support During Construction NOT TO EXCEED 10% of the Total Construction Cost.
Since no ATMS Vendor is selected at this time no specific cost can be allocated



CITY COUNCIL AGENDA REPORT

CITY COUNCIL

Mike Nelson, Mayor
Danny Ambriz Tyler Button
John Cale Brian Raymond

MEETING DATE: January 22, 2024
TO: Mayor and City Council
FROM: Greg Thompson, Deputy City Manager/Community Development Director
PREPARED BY: John Seymour, City Engineer
SUBJECT: **Approval of Plans and Specifications for Fruitland Ave Reconstruction Phase 3** (Deputy City Manager/Community Development Director Thompson)

RECOMMENDED COUNCIL ACTION

Motion to approve the Plans and Specifications and authorizes advertising and calling for bids for the Fruitland Ave Phase 3 Reconstruction Project, City Project 16-2-3; or

Motion to approve staff's recommendation as presented.

I. BACKGROUND/ANALYSIS:

In 2016, the Fruitland Avenue Reconstruction Project was approved. The project called for the roadway on Fruitland Avenue from Shaffer Road to Orchard Park to be replaced and sidewalks, curbs, and gutters to be installed where none existed. Constructing the project from Winton Way Avenue to Orchard Park to Shaffer Road in a phased approach was determined to be the best approach to leverage different funding sources.

A phased approach was approved by the City Council at their regularly scheduled meeting on March 26, 2018. Phase 1 was completed on April 7, 2020. Approximately 535 linear feet of pavement reconstruction was performed, beginning 780 feet east of the intersection of Winton Way and Fruitland Avenue and terminating approximately 690 feet west of Fruitland Avenue and Fifth Street. Phase 2 was approved on December 14, 2020. This work consisted of construction of a storm water detention basin, pump station, and associated piping.

Phase 3 of the Fruitland Reconstruction Project includes the repavement and installation of sidewalk, curb, and gutters along Fruitland Avenue from Capitola Avenue to Orchard Park Ave.

II. FISCAL IMPACTS:

Sufficient funding for the project is available from the following funding sources: Measure V, ARPA, LTF, RSTP, and SB1.

III. LEGAL REVIEW:

This item has been reviewed by the City Attorney's Office.

IV. EXISTING POLICY:

This project is consistent with the goal numbers two (2) and six (6) of the City's 2020-2025 Strategic Plan: to improve public safety and enhance quality of life, respectively.

V. ALTERNATIVES:

N/A

VI. INTERDEPARTMENTAL COORDINATION:

This item has been reviewed by all departments.

VII. PUBLIC PARTICIPATION:

The public will have an opportunity to provide comments on this item prior to City Council action.

VIII. ENVIRONMENTAL REVIEW:

The proposed action is categorically exempt under the provisions of CEQA and the State CEQA Guidelines. The proposed project involves the operation, maintenance, leasing, licensing or minor alteration of existing public facilities, with construction of minor appurtenant structures involving negligible or no expansion of use and no possibility of significantly impacting the physical environment. Accordingly, the proposed action qualifies under Class 1 and Class 3 Categorical Exemptions (Sections 15301 and 15303 of the State CEQA Guidelines).

IX. STEPS FOLLOWING APPROVAL:

Upon City Council approval of the plans and specifications and authorization to advertise a Call for Bids for this project, a bid call/opening date will be set and the notice inviting bids will be advertised in a local newspaper and posted in regional builders' exchanges.

Submitted by:



Greg Thompson, Deputy City Manager/Community Development Director

Approved by:

Lori Waterman

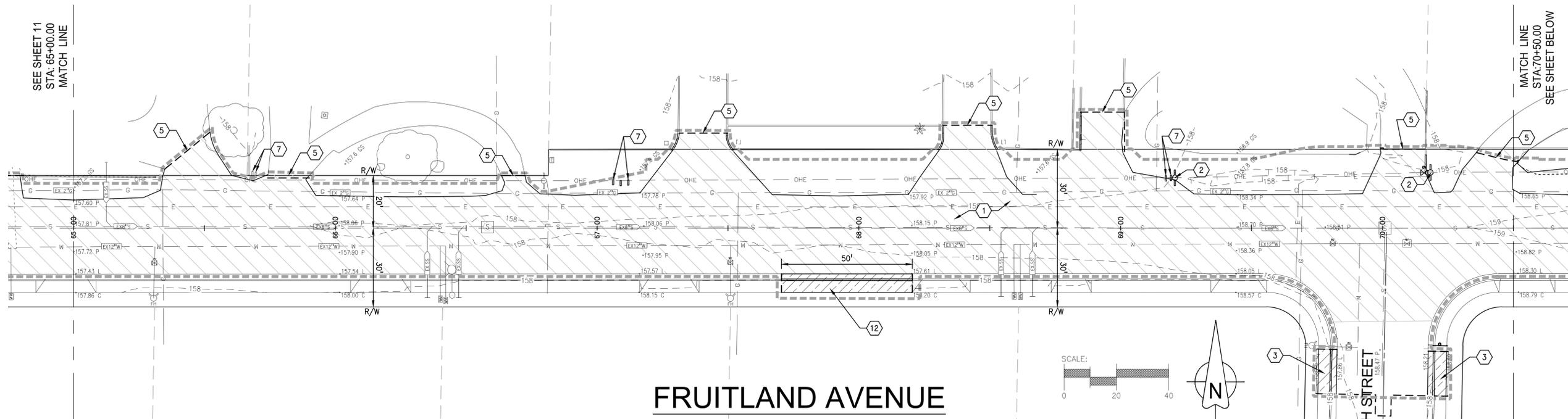
Lori Waterman, City Manager

Attachments:

1. 20170522_FRUITLAND_AVENUE_100pct

SEE SHEET 11
STA: 68+00.00
MATCH LINE

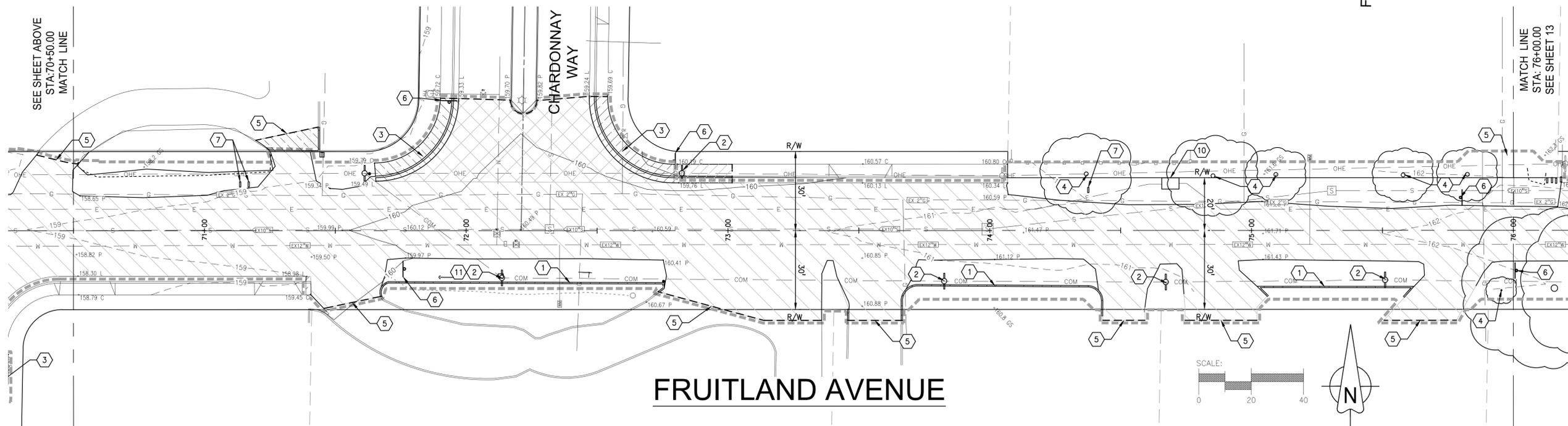
MATCH LINE
STA: 70+50.00
SEE SHEET BELOW



FRUITLAND AVENUE

SEE SHEET ABOVE
STA: 70+50.00
MATCH LINE

MATCH LINE
STA: 76+00.00
SEE SHEET 13



FRUITLAND AVENUE

LEGEND

-  REMOVE EX. ASPHALT PAVEMENT
-  REMOVE EX. CONCRETE
-  GRIND EX. ASPHALT PAVEMENT, MIN. 2"
-  APPROX. LIMITS OF WORK

KEY NOTES (#)

1. REMOVE EX. ASPHALT PAVEMENT
2. RELOCATE EX. UTILITY POLE
3. REMOVE EX. CONCRETE AS REQ'D FOR NEW RAMP CONSTRUCTION.
4. REMOVE EX. TREE
5. REMOVE DRIVEWAY PAVEMENT. SEE PLAN AND PROFILE SHEETS FOR TRANSITION PAVEMENT DESIGN.
6. RELOCATE EX. SIGN
7. RELOCATE EX. MAILBOX
8. RELOCATE EX. WATER METER
9. RELOCATE EX. TELEPHONE PULLBOX
10. RELOCATE EX. ELECTRIC VAULT
11. RELOCATE EX. PEDESTAL
12. REMOVE EX. CURB, GUTTER & SIDEWALK
SEE PLAN AND PROFILES FOR REPLACEMENT

DEMOLITION GENERAL NOTES

1. EXISTING A.C. PAVING AND/OR CONCRETE SHALL BE CUT TO A NEAT, STRAIGHT LINE (WHEN APPLICABLE). ALL EXPOSED VERTICAL SURFACES SHALL BE TACK COATED BELOW FINISH GRADE LINE WITH ASPHALT EMULSION PRIOR TO PAVING.
2. ALL SURVEY MONUMENTS WITHIN THE AREA OF CONSTRUCTION SHALL BE PRESERVED OR, IF DAMAGED, RESET BY A LICENSED LAND SURVEYOR.
3. LIMITS OF WORK AS SHOWN ARE APPROXIMATE.
4. ALL EXISTING TREES TO REMAIN UNLESS NOTED OTHERWISE.
5. UNLESS OTHERWISE NOTED, ALL UTILITY STRUCTURES SUCH AS WATER VALVES, HYDRANTS, MANHOLES, CATCH BASINS, METER BOXES, OR VAULTS ARE TO REMAIN, AND MUST BE PROTECTED IN PLACE DURING DEMOLITION ACTIVITIES. ADJUST STRUCTURES TO FINISH GRADE WITH FINAL PAVEMENT AND COORDINATE ADJUSTMENT TO FINISH GRADE WITH RESPECTIVE UTILITY COMPANIES.
6. UNLESS OTHERWISE NOTED, ALL EXISTING CONCRETE CURB, GUTTER AND SIDEWALK IS TO REMAIN AND PROTECTED IN PLACE.
7. RELOCATE ALL SIGNS WITHIN THE LIMITS OF WORK.



430 10th Street
Modesto, CA 95354
Tel.: 209.588.4477
Fax: 209.588.4478

The Contractor shall verify and be responsible for all dimensions. Do NOT make any changes to all designs and drawings on the property of WAE. Reproduction by any means without the written consent of WAE is strictly prohibited. This drawing shall not be used for construction until sealed, signed and dated by the Engineer.

No.	MM.YY	By	Appd.	Description

Client/Project
CITY OF ATWATER
FRUITLAND AVENUE
ROAD RECONSTRUCTION PROJECT
ATWATER, CALIFORNIA

Title
EXISTING TOPOGRAPHY & DEMOLITION PLAN

Engineer's Seal



Engineer's Signature:
Signature Date:

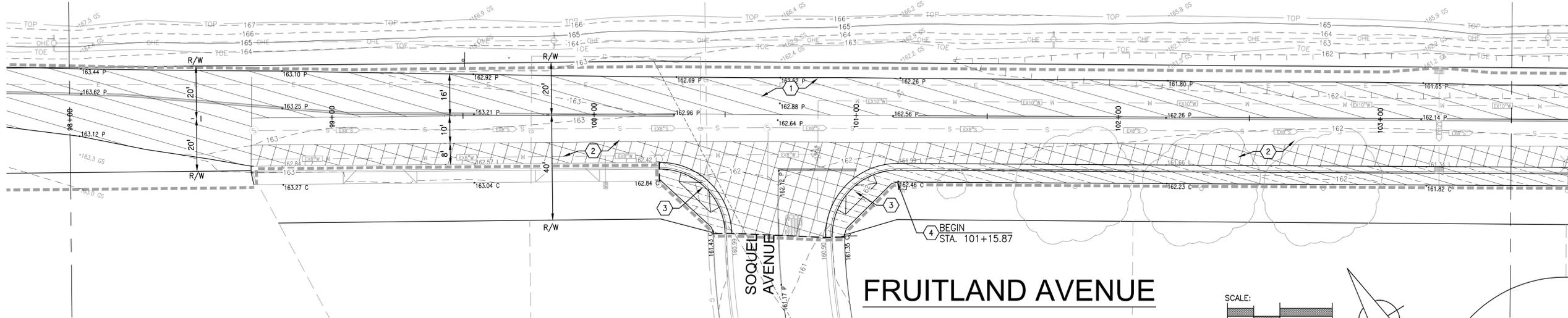


Know what's below.
Call before you dig.

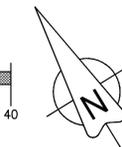
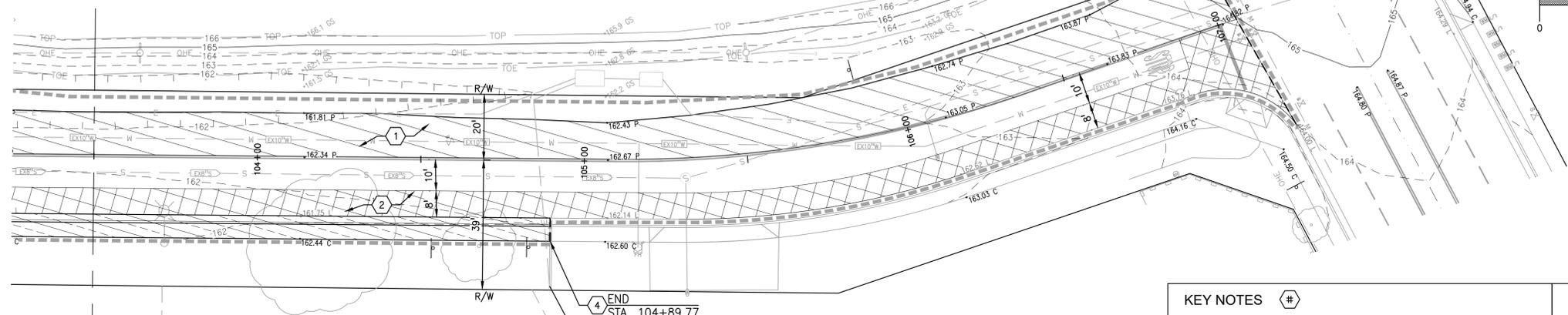
Project Engineer: ROBERT CHRISTENSEN
Project Number: 1093-0100
File Name: 12-TOPO.dwg
M/R/RFC R/C R/C 05.19.17
Dwn. Chkd. Dsgn. MM-DD-YY
Sheet No.

SEE SHEET 14
STA: 98+00.00
MATCH LINE

MATCH LINE
STA: 103+50.00
SEE SHEET BELOW



SEE SHEET ABOVE
STA: 103+50.00
MATCH LINE



FRUITLAND AVENUE

LEGEND

	REMOVE EX. ASPHALT PAVEMENT
	REMOVE EX. CONCRETE
	GRIND EX. ASPHALT PAVMENT, MIN. 2"
	APPROX. LIMITS OF WORK

KEY NOTES #	DEMOLITION GENERAL NOTES
1. REMOVE EX. ASPHALT PAVEMENT	1. EXISTING A.C. PAVING AND/OR CONCRETE SHALL BE CUT TO A NEAT, STRAIGHT LINE (WHEN APPLICABLE). ALL EXPOSED VERTICAL SURFACES SHALL BE TACK COATED BELOW FINISH GRADE LINE WITH ASPHALT EMULSION PRIOR TO PAVING.
2. EDGE GRIND EX. ASPHALT	2. ALL SURVEY MONUMENTS WITHIN THE AREA OF CONSTRUCTION SHALL BE PRESERVED OR, IF DAMAGED, RESET BY A LICENSED LAND SURVEYOR.
3. REMOVE EX. CONCRETE AS REQ'D FOR NEW RAMP CONSTRUCTION.	3. LIMITS OF WORK AS SHOWN ARE APPROXIMATE.
4. REMOVE EX. CURB, GUTTER & SIDEWALK FROM STA. 101+15.87 TO STA. 104+89.77	4. ALL EXISTING TREES TO REMAIN UNLESS NOTED OTHERWISE.
	5. UNLESS OTHERWISE NOTED, ALL UTILITY STRUCTURES SUCH AS WATER VALVES, HYDRANTS, MANHOLES, CATCH BASINS, METER BOXES, OR VAULTS ARE TO REMAIN, AND MUST BE PROTECTED IN PLACE DURING DEMOLITION ACTIVITIES. ADJUST STRUCTURES TO FINISH GRADE WITH FINAL PAVEMENT AND COORDINATE ADJUSTMENT TO FINISH GRADE WITH RESPECTIVE UTILITY COMPANIES.
	6. UNLESS OTHERWISE NOTED, ALL EXISTING CONCRETE CURB, GUTTER AND SIDEWALK IS TO REMAIN AND PROTECTED IN PLACE.
	7. RELOCATE ALL SIGNS WITHIN THE LIMITS OF WORK.

W:\10501\DWG\15-TOPO.dwg (15-TOPO.dwg)
 2017-05-22 16:53 By: [redacted]

ORIGINAL SHEET - ARCH D

430 10th Street
 Modesto, CA 95354
 Tel.: 209.588.4477
 Fax: 209.588.4478

The Contractor shall verify and be responsible for all dimensions. Do NOT make any changes to this drawing without the written approval of the Engineer. All dimensions are in feet and inches unless otherwise noted. This drawing shall not be used for construction until sealed, signed and dated by the Engineer.

No.	MM.YY	By	Appd.	Description

Client/Project
 CITY OF ATWATER
 FRUITLAND AVENUE
 ROAD RECONSTRUCTION PROJECT
 ATWATER, CALIFORNIA

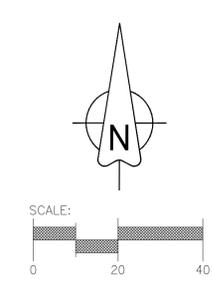
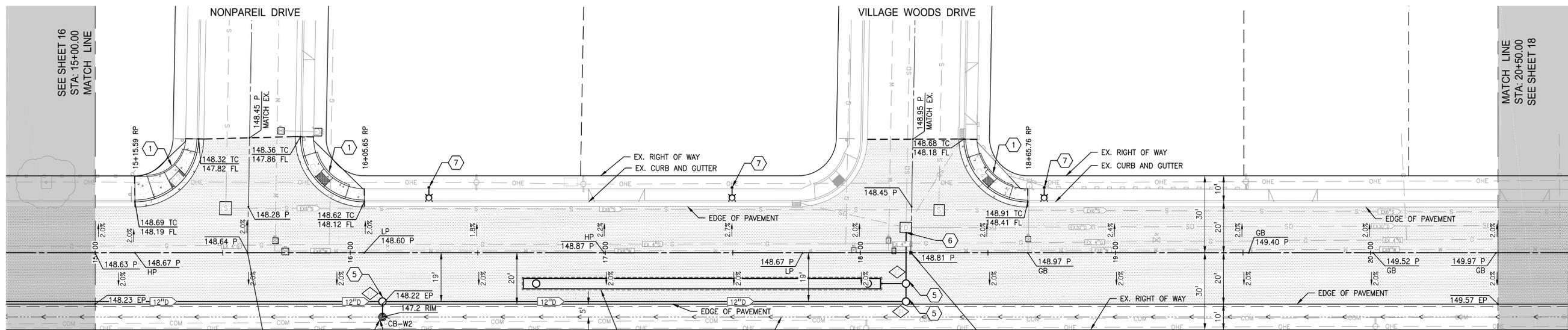
Title
 EXISTING TOPOGRAPHY & DEMOLITION PLAN

Engineer's Seal

Engineer's Signature:
 Signature Date:

Know what's below.
Call before you dig.

Project Engineer: ROBERT CHRISTENSEN
 Project Number: 1093-0100
 File Name: 15-TOPO.dwg
 MJR/RFC RFC 05.19.17
 Dwn Chkd. Dgmn. MM-DD-YY
 Sheet No.



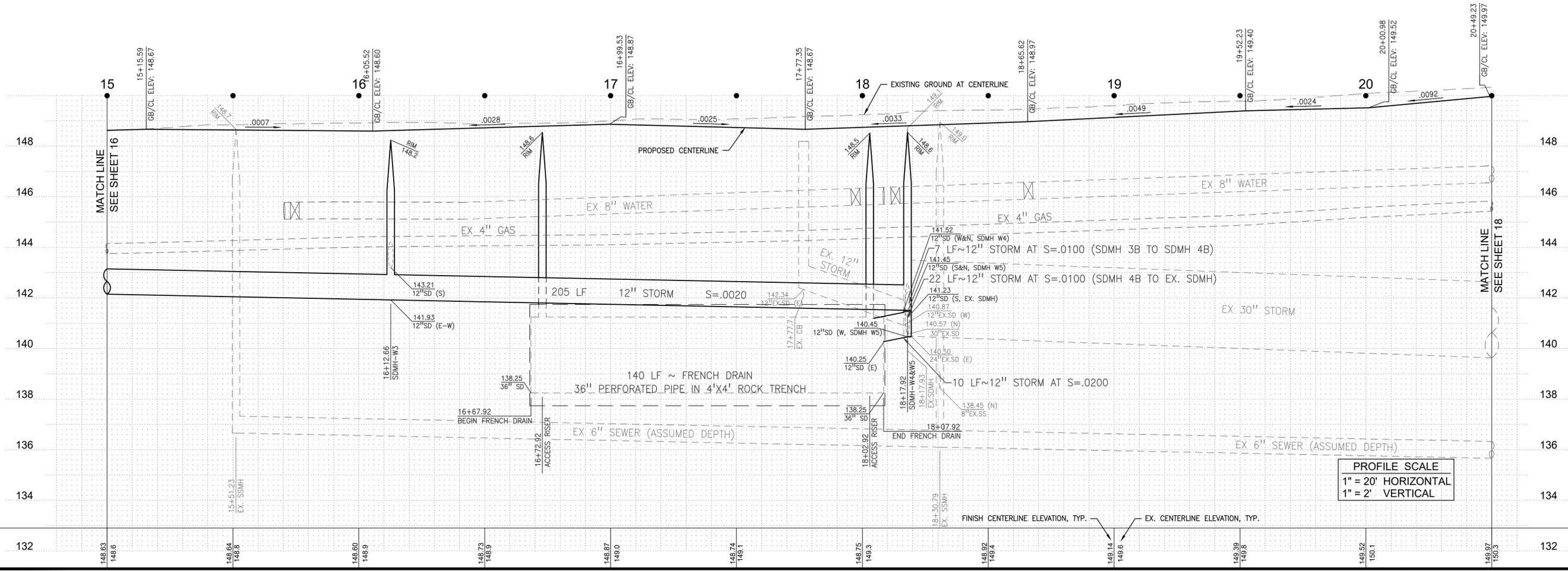
CURVE	DELTA	ARC LENGTH	RADIUS
C2	88°59'27"	38.83	25.00
C3	90°58'41"	39.70	25.00
C4	88°55'17"	38.80	25.00

INV AT CB-W2 = 143.21
 INV AT MH-W3 = 143.21
 SLOPE = .0100
 SIZE = 12"
 LENGTH = 6 LF

FRUITLAND AVENUE STA. 15+00.00 TO 20+50.00

- KEY NOTES** (#)

 1. CONSTRUCT NEW ADA COMPLIANT CURB RAMP PER CALTRANS STD. DETAIL RSP AB8A, CASE C, SEE SHEET 51.
 2. CONSTRUCT NEW CONCRETE PIPE INLET PER DETAIL, SHEET 51. INSTALL WITH INLET FILTER PER DETAIL SHEET 43.
 3. NOT USED
 4. CONSTRUCT NEW FRENCH DRAIN. PER DETAILS SHEET 43.
 5. CONSTRUCT NEW MANHOLE. PER DETAILS SHEET 43.
 6. CONNECT TO EXISTING STORM DRAIN MANHOLE.
 7. NEW STREET LIGHT. SEE STREET LIGHT PLANS.
 8. GRADED DRAINAGE SWALE.



PROFILE SCALE
 1" = 20' HORIZONTAL
 1" = 2' VERTICAL

W&M CONSULTING ENGINEERS
 430 10th Street
 Modesto, CA 95354
 Tel.: 209.568.4477
 Fax: 209.568.4478

No.	MM.YY	Description	By	Appd.

Client/Project
CITY OF ATWATER
FRUITLAND AVENUE
ROAD RECONSTRUCTION PROJECT
 ATWATER, CALIFORNIA

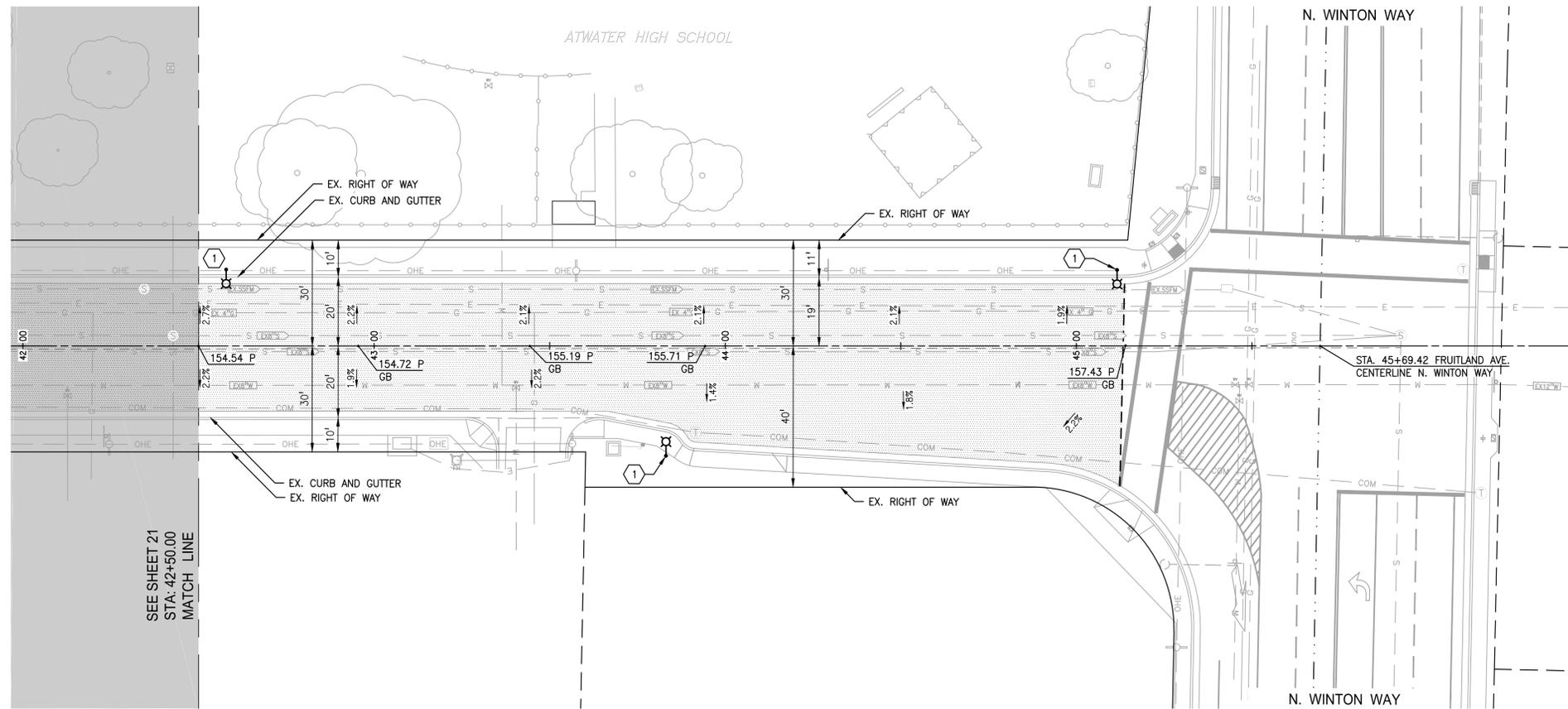
Title
PLAN AND PROFILE
STA. 15+00.00 TO 20+50.00

Engineer's Seal

Engineer's Signature:
Signature Date:

Project Engineer: ROBERT CHRISTENSEN
 Project Number: 1093-0100
 File Name: 17-PNP.dwg
 M/R/RFC RFC 05.19.17
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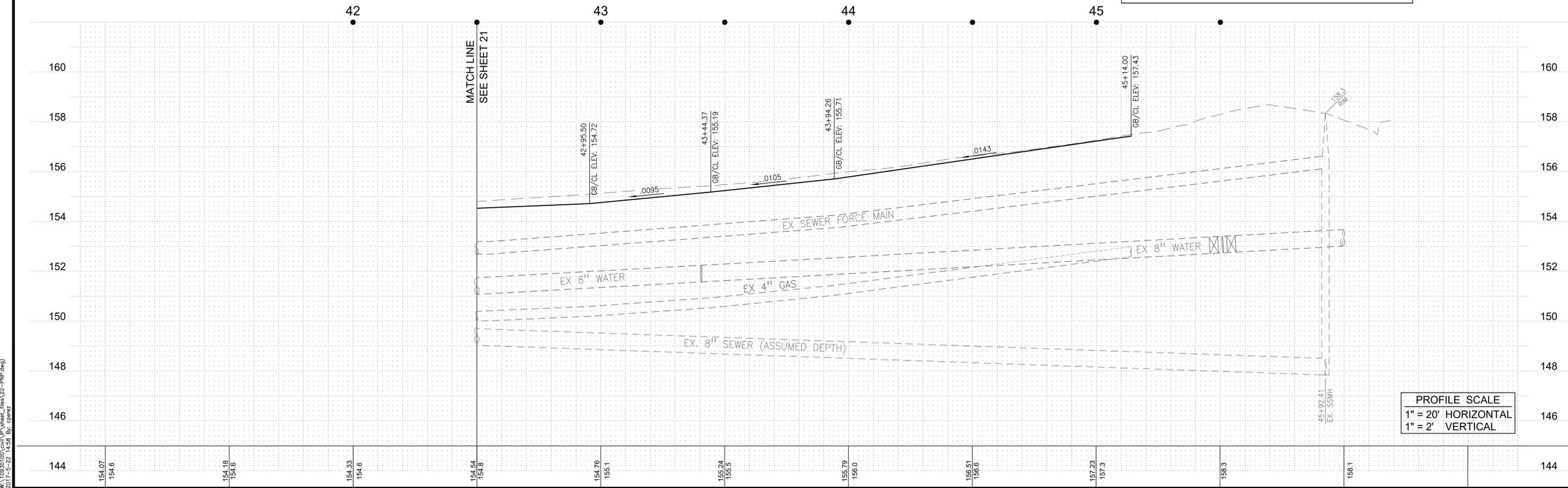
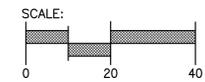
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FRUITLAND AVENUE STA: 42+50.00 TO 45+69.42

- KEY NOTES** (#)

 1. NEW STREET LIGHT. SEE STREET LIGHT PLAN.
 2. NOT USED
 3. NOT USED
 4. NOT USED
 5. NOT USED
 6. NOT USED



PROFILE SCALE
 1" = 20' HORIZONTAL
 1" = 2' VERTICAL

430 10th Street
 Modesto, CA 95354
 Tel.: 209.568.4477
 Fax: 209.568.4478

No.	MM.YY	Description	By	Appl.

Client/Project
 CITY OF ATWATER
 FRUITLAND AVENUE
 ROAD RECONSTRUCTION PROJECT
 ATWATER, CALIFORNIA

Title
PLAN AND PROFILE
 STA: 42+50.00 TO 45+69.42

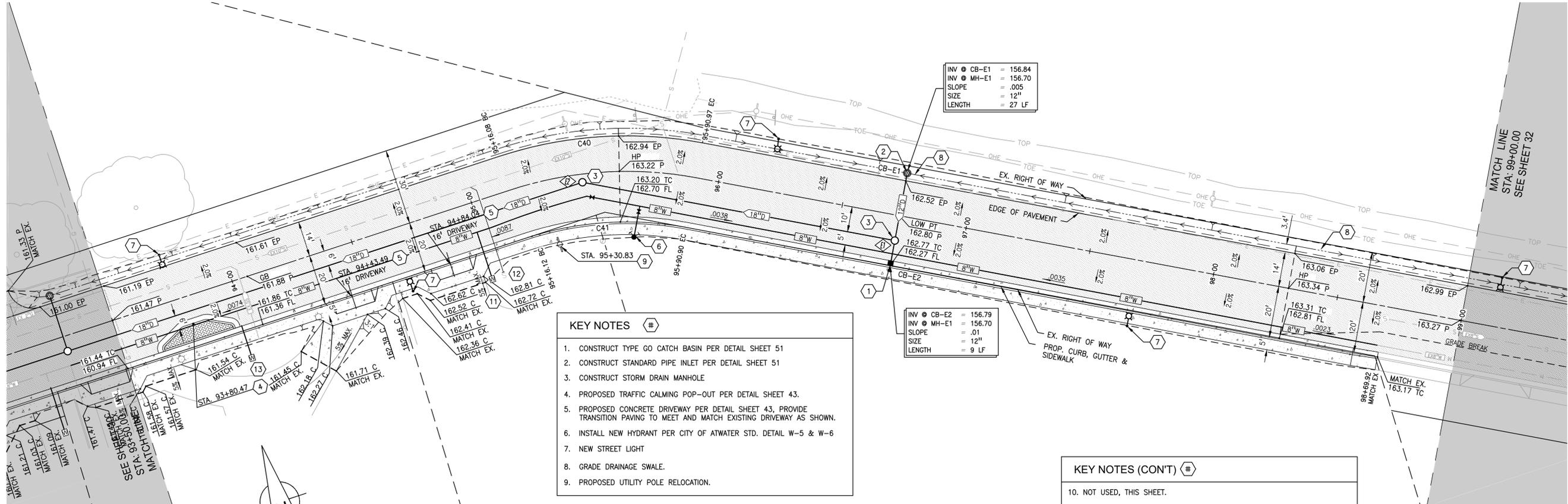


Engineer's Signature:
 Signature Date:



Project Engineer: ROBERT CHRISTENSEN
 Project Number: 1093-0100
 File Name: 22-PNP.dwg
 M/R/RFC R/C R/C 05.19.17
 Dwn. Chkd. Dsgn. MM-DD-YY

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 2017-05-22 10:59:39 By: rfc



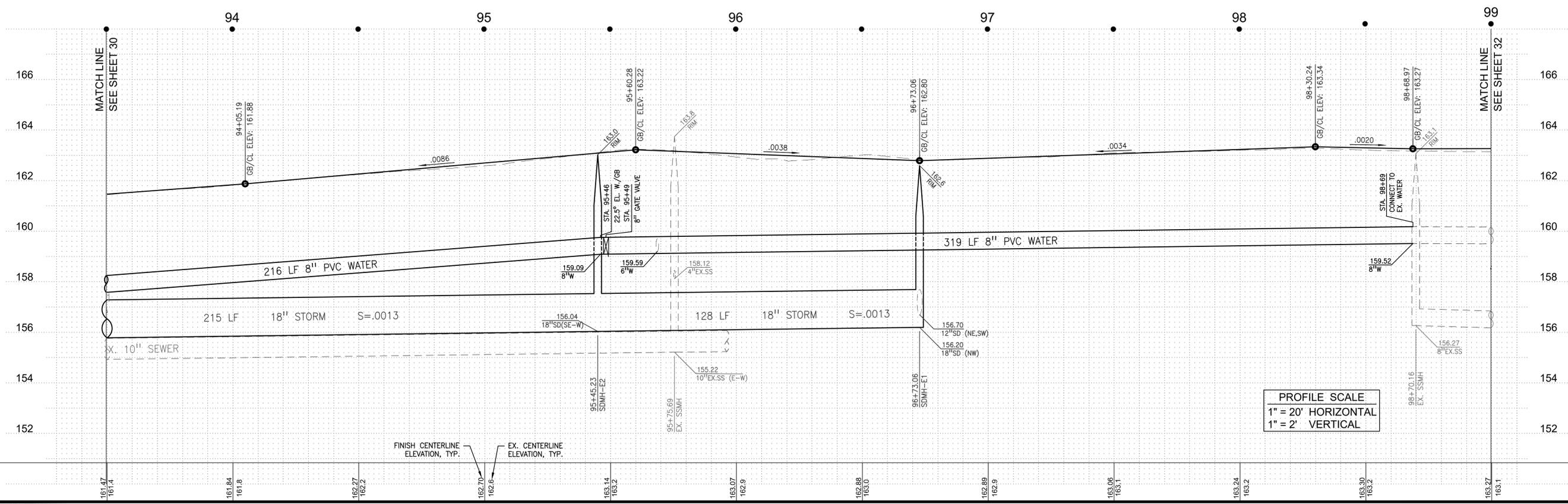
- KEY NOTES** (#)
1. CONSTRUCT TYPE GO CATCH BASIN PER DETAIL SHEET 51
 2. CONSTRUCT STANDARD PIPE INLET PER DETAIL SHEET 51
 3. CONSTRUCT STORM DRAIN MANHOLE
 4. PROPOSED TRAFFIC CALMING POP-OUT PER DETAIL SHEET 43.
 5. PROPOSED CONCRETE DRIVEWAY PER DETAIL SHEET 43, PROVIDE TRANSITION PAVING TO MEET AND MATCH EXISTING DRIVEWAY AS SHOWN.
 6. INSTALL NEW HYDRANT PER CITY OF ATWATER STD. DETAIL W-5 & W-6
 7. NEW STREET LIGHT
 8. GRADE DRAINAGE SWALE.
 9. PROPOSED UTILITY POLE RELOCATION.

- KEY NOTES (CON'T)** (#)
10. NOT USED, THIS SHEET.
 11. INSTALL NEW 1" WATER SERVICE PER COA STD. PLAN W-1. COORDINATE FINAL LOCATION WITH ENGINEER PRIOR TO CONSTRUCTION.
 12. INSTALL NEW 4" SANITARY SEWER LATERAL PER COA STD. PLAN S-2 WITH A CLEAN OUT BEHIND THE RIGHT OF WAY. STUB AND PLUG THE NEW SERVICE 5' BEHIND THE RIGHT-OF-WAY. COORDINATE FINAL LOCATION WITH ENGINEER PRIOR TO CONSTRUCTION.
 13. EXTEND EXISTING WATER SERVICE AND RELOCATE EXISTING METER AND BOX BEHIND THE BACK OF SIDEWALK. RECONNECT TO EXISTING RESIDENTIAL SERVICE LINE.
- NOTE: EXISTING SEWER AND WATER LATERALS ARE SHOWN IN ASSUMED LOCATIONS ONLY. LOCATE EXISTING SERVICE LATERALS BOTH VERTICALLY AND HORIZONTALLY PRIOR TO TRENCHING.

FLOWLINE CURVE TABLE

CURVE	DELTA	ARC LENGTH	RADIUS
C40	28°48'04"	81.91	162.94
C41	28°48'04"	64.82	128.94

FRUITLAND AVENUE STA: 93+50.00 TO 99+00.00



PROFILE SCALE
1" = 20' HORIZONTAL
1" = 2' VERTICAL

No.	MM.YY	Description	By	Appd.

Client/Project
CITY OF ATWATER
FRUITLAND AVENUE
ROAD RECONSTRUCTION PROJECT
ATWATER, CALIFORNIA

Title
PLAN AND PROFILE
STA: 93+50.00 TO 99+00.00

Engineer's Seal
REGISTERED PROFESSIONAL ENGINEER
ROBERT FRANCIS CHRISTENSEN
CIVIL
STATE OF CALIFORNIA
EXP. 06-30-18

Engineer's Signature:
Signature Date:

811
Know what's below.
Call before you dig.

Project Engineer: ROBERT CHRISTENSEN
Project Number: 1093-0100
File Name: 31-PNP.dwg
M/JR/RFC RFC 05.19.17
Dwn. Chkd. Dgmn. MM-DD-YY

