



HUGHSON CITY COUNCIL

A G E N D A REGULAR MEETING 7:00 P.M.

Council Chambers
7018 Pine Street, Hughson CA
City Hall

November 28, 2011
Regular Scheduled Meeting

CALL TO ORDER:

ROLL CALL:
Mayor Ramon Bawan
Mayor Pro Tem Matt Beekman
Councilmember Jill Silva
Councilmember George Carr
Councilmember Jeremy Young

PLEDGE OF ALLEGIANCE:

INVOCATION:

AMERICANS WITH DISABILITIES ACT/CALIFORNIA BROWN ACT NOTIFICATION FOR THE CITY OF HUGHSON

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12132) and the Ralph M. Brown Act (California Government Code Section 54954.2).

Disabled or Special needs Accommodation: In compliance with the Americans with Disabilities Act, persons requesting a disability related modification or accommodation in order to participate in the meeting and/or if you need assistance to attend or participate in a City Council meeting, please contact the City Clerk's office at 209 883-4054. Notification at least 48-hours prior to the meeting will assist the City Clerk in assuring that reasonable accommodations are made to provide accessibility to the meeting.

WAIVER WARNING

Waiver Warning: If you challenge a decision/direction of the City Council/Redevelopment Agency in court, you may be limited to raising only those issues you or someone else raised at a public hearing(s) described in this Agenda, or in written correspondence delivered to the City of Hughson at or prior to, the public hearing(s).

RULES FOR ADDRESSING CITY COUNCIL

Members of the audience who wish to address the City Council are requested to complete one of the forms located on the table at the entrance of the Council Chambers and submit it to the City Clerk. **Filling out the card is voluntary.**

PUBLIC COMMENT

Members of the Audience may address the City Council on any item of interest to the public pertaining to the City and may step to the podium. State their name and City of Residence for the record (requirement of Name and City of Residence is optional) and make their presentation. Please limit presentations to five minutes. Since the City Council cannot take action on matters not on the agenda, unless the action is authorized by Section 54954.2 of the Government Code, items of concern, which are not urgent in nature can be resolved more expeditiously by completing and submitting to the City Clerk a "Citizen Request Form" which may be obtained from the City Clerk.

1) CONSENT CALENDAR:

All items are approved by a single action. A member of the Public, Staff, or the City Council may remove any of the items from the Consent Calendar for discussion.

- a) Approval of the Minutes from the November 14, 2011 meeting.
(Spinale)
- b) Approval of the Warrants for the Months of October and November 2011.
(Whiteside)

PRESENTATIONS:

- 2) The Central San Joaquin Valley Risk Management Authority (CSJVRMA)
(Whitemyer – PowerPoint Presentation) (Information Only)
- 3) The Stanislaus County Library Annual Report for Fiscal Year 2010-2011.
(County Librarian, Vanessa Czopek; Hughson Branch Manager, Dianna Dulaney; Friends of the Library President, Joan House.)
(No Motion Needed) (Information Only)

CITY BUSINESS – CONSIDER THE FOLLOWING:

- 4) Consider Resolution No. 2011-076, a Resolution of the City Council of the City of Hughson supporting the extension of a 1/8 cent sales tax, which would fund the Stanislaus County Library.
(County Librarian, Vanessa Czopek; Hughson Branch Manager, Dianna Dulaney; Friends of the Library President, Joan House.)
(Motion Needed)
- 5) Consider the appointment of two (2) members from the Local Agribusiness Industry to serve on the City of Hughson's Economic Development Committee.
(Whitemyer – Staff Report Included) (Motion Needed)

- 6) Consider Resolution No. 2011-077, a Resolution of the City Council of the City of Hughson approving the revised Annual Budget for the City Hughson for Fiscal Year 2011-2012 and hereby rescinding Resolution No. 2011-071. (Souza – Staff Report Included) (Motion Needed)

- 7) Consider Resolution No. 2011- 078 authorizing the reimbursement of \$538,794.12 to Turlock Irrigation District pursuant to the First Drinking Water Agreement dated November 28, 2005, for work performed relating to the Regional Surface Water Supply Project. (Whitemyer/Schroeder) (Motion Needed)

PUBLIC HEARING

The Public Hearing process includes a staff presentation, a presentation by the applicant and public testimony (in favor, opposed & rebuttal). Following closure of the Public Hearing, the City Council will respond to questions raised during the hearing.

8) **PUBLIC HEARING TO CONSIDER THE FOLLOWING:**

No public hearing was scheduled.

CORRESPONDENCE:

No Correspondence was scheduled.

CITY MANAGER REPORT:

CITY CLERK REPORT:

COMMUNITY DEVELOPMENT DIRECTOR REPORT:

DIRECTOR OF FINANCE REPORT:

POLICE SERVICES REPORT:

CITY ATTORNEY REPORT:

CITY COUNCIL MEMBERS REPORTS AND COMMENTS:

COMMUNITY EVENTS:

- ✦ **December 3** – Tree Lighting Ceremony -- Hughson Garden Club – 7th St and Hughson Avenue 5:00pm, followed by the Historical Society's Open House at 6:00pm.
- ✦ **December 9** – Ross Middle School– Annual 6th Grade Outdoor Education Dinner Fundraiser, 4:30-8:30pm, Ross Middle School Cafeteria, call Tammy 620-3131

CLOSED SESSION TO DISCUSS THE FOLLOWING:

9) **Council Members will meet in Closed Session for the Following scheduled items:**

a. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code section 54957.6.

Agency Negotiator: Bryan Whitemyer, City Manager

Employee Organizations: Operating Engineers Local No. 3
(Skilled Trades, Professional and Technical)

Management

b. PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957.

Title: City Manager

ADJOURNMENT:

**Materials related to an item on this Agenda submitted to the City Council after distribution of the Agenda packet are available for public inspection in the City Hall office at 7018 Pine Street during normal Business hours and at Regular City Council meetings.*

**These documents are also available on the City of Hughson website at www.hughson.org subject to staff's availability to post the document before the meeting.*

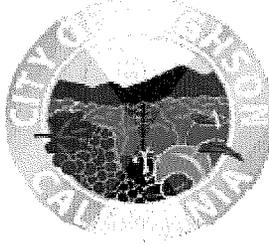
CERTIFICATION

I, Dominique Spinale, Deputy City Clerk, or his/her designee, do hereby declare under penalty of perjury that the foregoing Agenda was posted on the outdoor bulletin board at the Hughson City Hall, 7018 Pine Street, Hughson, CA., and made available for Public Review, prior to or on this 23rd day of November 2011 before 5:00 p.m. 

Dominique Spinale, Deputy City Clerk

C/C AGENDA - ITEM

1a



HUGHSON CITY COUNCIL

MINUTES REGULAR MEETING 7:00 P.M.

Council Chambers
7018 Pine Street, Hughson CA
City Hall

November 14, 2011
Regular Scheduled Meeting

CALL TO ORDER:

ROLL CALL:

Present: Mayor Ramon Bawanan
Mayor Pro Tem Matt Beekman
Councilmember Jill Silva
Councilmember Jeramy Young
Councilmember George Carr

Staff Present: Bryan Whitemyer, City Manager
Dan Schroeder, City Attorney
Thom Clark, Community Development Director
Darin Gharat, Chief of Police Services
Lisa Whiteside, Acting Finance Manager
Dominique Spinale, Mgmt. Analyst/Deputy City Clerk

PLEDGE OF ALLEGIANCE: Mayor Bawanan

INVOCATION: Reverend Ernie Spears

AMERICANS WITH DISABILITIES ACT/CALIFORNIA BROWN ACT NOTIFICATION FOR THE CITY OF HUGHSON

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Public Comments:

Jean Henley-Hatfield complimented and thanked the Council for attending the Grand Opening Ceremony at Bella Viva Orchards and invited everyone to attend the Tree Lighting Ceremony on December 3. A grand opening of the Museum by the Hughson Historical Society will follow the tree lighting ceremony.

1) CONSENT CALENDAR:

All items are approved by a single action. A member of the Public, Staff, or the City Council may remove any of the items from the Consent Calendar for discussion.

- a) Approval of the Minutes of the October 10 and October 24, 2011 meetings.
(Spinale)
- b) Approval of the Warrants for the Month of October 2011.
(Whiteside)
- c) Approval of the second reading and adoption of Ordinance No. 2011-06, an Ordinance of the City Council of the City of Hughson adding Chapter 9.25 to the Hughson Municipal Code; Prohibiting Underage

Drinking and Assessing Liability to those who knowingly host gatherings where minors consume alcohol. (Whitemyer)

Mayor Bawanan pulled Item (c) of the Consent Calendar for discussion.

Carr/Silva 5-0-0-0 motion passes to approve Consent Calendar Items (a) and (b).

Mayor Bawanan declared a Conflict of Interest on Item (c), as he is a member of the Board of Directors for the Hughson Family Resource Center. He removed himself from the dais and left the chambers. Mayor Pro Tem Beekman continued the meeting.

Beekman/Silva 4-0-1-0 (Bawanan – abstained) motion passes to approve Consent Calendar Item (c), adoption of Ordinance No. 2011-06.

Mayor Bawanan returned to the dais.

PRESENTATIONS

- 2) The Hughson Arboretum and Gardens.
(Clark – PowerPoint) (Information Only)

Thom Clark, President of the Hughson Arboretum and Gardens provided a presentation on the Arboretum and Gardens to the Council and public.

CITY BUSINESS – CONSIDER THE FOLLOWING:

- 3) Consider a rate request from Waste Management and direct Staff to advertise and schedule for a Public Hearing.
(Whitemyer – Staff Report Included) (Motion Needed)

Jennelle Bechthold, Municipal Contract Manager with Waste Management, Inc. presented a PowerPoint.

Beekman/Carr 5-0-0-0 motion passes directing Staff to advertise and schedule a Public Hearing on the rate request presented.

- 4) Consider approval of the Proposal from Staff to close City Hall during the week of December 26, 2011 through January 2, 2012.
(Whitemyer – Staff Report Included)(Motion Needed)

Silva/Young 5-0-0-0 motion passes to approve the closing of City Hall during the week of December 26 – January 2, 2012.

- 5) Consider approval of Resolution No. 2011-074, a Cooperative Funding Agreement, Contract Administration and Release of Request for Proposal for a Nexus Study for the Regional Transportation Impact Fee (RTIF).
(Whitemyer – Staff Report Included) (Motion Needed)

Amy Gedney with the City of Modesto presented a PowerPoint and discussed this item with the City Council.

Councilmember Beekman requested that the Nexus Study show the difference between land use designations, including residential, industrial, commercial, etc.

Silva/ Beekman 5-0-0-0 motion passes to approve Resolution No. 2011-074.

PUBLIC HEARING

The Public Hearing process includes a staff presentation, a presentation by the applicant and public testimony (in favor, opposed & rebuttal). Following closure of the Public Hearing, the City Council will respond to questions raised during the hearing.

6) PUBLIC HEARING TO CONSIDER THE FOLLOWING:

No public hearing was scheduled.

CORRESPONDENCE:

No Correspondence was scheduled.

CITY MANAGER REPORT:

CITY CLERK REPORT:

COMMUNITY DEVELOPMENT DIRECTOR REPORT:

Councilmember Carr asked for further clarification on the EECBG Project and the Hatch Road Overlay Project.

DIRECTOR OF FINANCE REPORT:

POLICE SERVICES REPORT:

CITY ATTORNEY REPORT:

CITY COUNCIL MEMBERS REPORTS AND COMMENTS:

Councilmember Carr updated the Council on his attendance at the Turlock Mosquito Abatement District meeting and reminded all of the Arts and Craft Fair and FFA Sunday Breakfast scheduled that weekend.

Councilmember Beekman updated the Council on his attendance at the StanCOG and Economic Development Committee Meetings, and advised that he is unable to attend the November 28 meeting of the Council.

Mayor Bawanan congratulated Bella Viva Orchards on their Grand Opening Ceremony and advised that the ceremony had a great turn out of people.

COMMUNITY EVENTS:

- ✦ **November 19-20** – 20th Century Arts & Crafts Fair at the High School -- 9-4:00pm
- ✦ **December 3** – Tree Lighting Ceremony -- Hughson Garden Club – 7th St and Hughson Avenue 5:00pm, followed by the Historical Society's Open House at 6:00pm.
- ✦ **December 9** – Ross Middle School– Annual 6th Grade Outdoor Education Dinner Fundraiser, 4:30-8:30pm, Ross Middle School Cafeteria, call Tammy 620-3131

CLOSED SESSION TO DISCUSS THE FOLLOWING: (8:04 pm)

7) Council Members will meet in Closed Session for the Following scheduled items:

- a. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code section 54957.6.**

Agency Negotiator: Bryan Whitemyer, City Manager

Employee Organizations: Operating Engineers Local No. 3
(Skilled Trades, Professional and Technical)

Management

- b. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant exposure to litigation pursuant to Government Code section 54956.9(b).**

One (1) potential case

- c. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Initiation of litigation pursuant to Government Code section 54956.9(c).**

One (1) potential case

**d. PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to
Government Code section 54957.**

Title: City Manager

**Council returned from Closed Session at 9:23 p.m. All five Council members
were present for the duration of the session. No reportable action was taken.**

ADJOURNMENT: Mayor Bawanan adjourned the Meeting at 9:25pm.

These minutes were approved on this 28th day of November 2011, by a
unanimous Consent of the City Council by the following roll call vote: ()

AYES:

NOES:

ABSTENTIONS:

ABSENT:

APPROVED:

ATTEST:

Ramon Bawanan, Mayor

Dominique Spinale, Deputy City Clerk

CC AGENDA - ITEM 1b

City of Hughson
 RUN....: Nov 22 11 Time: 15:51
 Run By.: KATHY DAHLIN

PAGE: 001
 Cash Disbursement Detail Report
 Check Listing for 11-11 Bank Account.: 0100

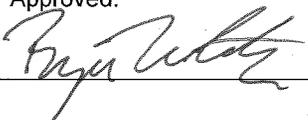
ID #: PY-DP
 CTL.: HUG

LW

Check Number	Check Date	Vendor Number	Vendor Name	Net Amount	-----Payment Information-----	
					Invoice #	Description
41752	11/17/2011	EMP01	STATE OF CALIFORNIA	\$ 1,287.46	B11117	PAYROLL TAXES
41753	11/17/2011	HAR02	THE HARTFORD	\$ 604.63	B11117	DEFERRED COMPENSATION
41754	11/17/2011	PER01	P.E.R.S.	\$ 7,564.53	B11117	RETIREMENT
41755	11/17/2011	SPI00	SPINALE, DOMINIQUE	\$ 46.36	B11117	REIMB FOR SUPPLIES
41756	11/17/2011	STA23	CitiStreet	\$ 20.00	B11117	DEFERRED COMPENSATION
41757	11/17/2011	TRI04	TRIPLE J CONSTRUCTION	\$ 457.80	B11117	REFUND REMAINING ENCROACHMENT PERMIT 1602 TULLY RD
41758	11/17/2011	UNI07	UNITED WAY OF STANISLAUS	\$ 9.00	B11117	UNITED WAY
41759	11/22/2011	AFL01	AFLAC	\$ 824.10	802555	AFLAC
41760	11/22/2011	ARR00	ARROWHEAD MOUNTAIN SPRING	\$ 23.83	01K002566	BOTTLED WATER
41761	11/22/2011	ATT01	AT&T	\$ 1,197.14	B11122	PHONE
41762	11/22/2011	COV00	COVELLO GROUP	\$ 36,218.50	200903825	CONSTR. MGMT WWTP EXP PROJ
41763	11/22/2011	DAY00	DAYTON SPECIALTIES	\$ 250.00	B11122	DRILL NEW FOOTING
41764	11/22/2011	EXP00	EXPRESS PERSONNEL SERVICE	\$ 216.00	102821683	EXTRA HELP WWTP
				\$ 216.00	103085437	EXTRA HELP WWTP
			Check Total:	\$ 432.00		
41765	11/22/2011	FAR03	FARMERS BROTHERS COFFEE	\$ 54.97	55566992	COFFEE
41766	11/22/2011	FOR03	FORWARD INCORPORATED	\$ 1,403.41	35175	SLUDGE DISPOSAL
41767	11/22/2011	GIL01	GILTON SOLID WASTE MANAGE	\$ 3,240.00	1011311	SLUDGE REMOVAL
41768	11/22/2011	HOM01	THE HOME DEPOT CRC	\$ 47.12	70530	SUPPLIES TO REPAIR SEWER LATERAL
				\$ 77.70	91916	TOOLS & SUPPLIES FOR LEFT STATION
			Check Total:	\$ 124.82		
41769	11/22/2011	HUG11	HUGHSON FARM SUPPLY	\$ 97.50	0357251IN	REPAIR CARBURETOR
				\$ 5.24	0357980IN	REPLACE PART FOR LIFT STATION
				\$ 85.69	0357995IN	REPLACE CHAIN
			Check Total:	\$ 188.43		
41770	11/22/2011	INT11	INTERNATIONAL CITY/COUNTY	\$ 909.62	565214	MEMBERSHIP RENEWAL
41771	11/22/2011	JIM03	JIMENEZ, MARGARITA	\$ 235.00	B11122	REFUND DAMAGE DEPOSIT FRIDAY RENTAL
41772	11/22/2011	LAD00	LADD CRANE SERVICE	\$ 325.00	22070	CRANE SERVICE TO PULL PUMPS
41773	11/22/2011	MEJ01	MEJIA, HUGO	\$ 210.00	B11122	REFUND DEPOSIT 11/5/11
41774	11/22/2011	MOD16	MODESTO COLOR	\$ 656.53	M68457	PAINT SUPPLIES FOR CORP YARD
41775	11/22/2011	OPE01	OPERATING ENGINEERS LOCAL	\$ 378.00	B11122	LOCAL UNION #3 DUES
41776	11/22/2011	PAC05	PACIFIC PLAN REVIEW	\$ 6,645.89	B11122	CONTRACT SRVCS PLANNING/BLD
41777	11/22/2011	SHR02	SHRED-IT CENTRAL CA	\$ 111.72	47931125	SHREDDING
41778	11/22/2011	STA47	STANISLAUS COUNTY SHERIFF	\$ 2,299.05	1112120	VEHICLE CHARGES 10/11
				\$ 74,140.50	1112-084	LAW ENFORCEMENT SVCS 9/11
				\$ 74,140.50	1112-114	LAW ENFORCEMENT SVCS 11/11
			Check Total:	\$ 150,580.05		
41779	11/22/2011	TAS00	TASC/TOTAL ADMINISTRATIVE	\$ 5,370.69	310016265	MEDICAL CLAIMS REIMB 10-11
				\$ 270.20	310017260	MO SERVICE FEE 12/2011
			Check Total:	\$ 5,640.89		

41780	11/22/2011	UNU01	UNUM LIFE INSURANCE CO.	\$	627.15	B11122	LIFE INSURANCE 12/11
41781	11/22/2011	WAR00	WARDEN'S OFFICE	\$	225.37	1727982-0	OFFICE SUPPLIES
				\$	80.63	1728888-0	OFFICE SUPPLIES
			Check Total:	\$	306.00		
41782	11/22/2011	WAS01	WASTE MANAGEMENT	\$	769.99	272918605	DISPOSAL OF CITY REFUSE
41783	11/22/2011	AVA00	AVAYA, INC	\$	76.49	273147747	PHONE CITY HALL
41784	11/22/2011	BAR07	BARCO PRODUCTS	\$	112.50	81101915	PET WASTE BAGS
41785	11/22/2011	CAR08	CAROLLO ENGINEERS	\$	8,975.00	119091	WWTP UPGRADES & EXPAN PROJ
41786	11/22/2011	CEN14	CENTRAL JANITOR'S SUPPLY	\$	31.66	1049896	HANDSOAP
				\$	31.76	10490591	CAN LINERS
				\$	(23.83)	CM1105071C	RETURN HAND SOAP
			Check Total:	\$	39.59		
41787	11/22/2011	CON14	CONDOR EARTH TECHNOLOGIES	\$	5,182.02	62634	WWTP GROUNDWATER SAMPLING
41788	11/22/2011	CON15	CONEXIS	\$	18.72	10110R330	MO ADMIN FEE 10/2011
41789	11/22/2011	ENV01	ENVIRONMENTAL MANAGEMENT	\$	5,097.66	893	WATER & WASTE WATER SYSTEM CONSULTING 10/11
41790	11/22/2011	ENV02	ENVIRONMENTAL SYSTEMS	\$	1,788.93	23001	STREET SWEEPING 11/2011
41791	11/22/2011	EZN00	EZ NETWORK SOLUTIONS	\$	129.60	23970	UPS REPLACEMENT BATTERY FOR ANNEX
41792	11/22/2011	FIR06	FIRE2WIRE	\$	54.95	1687931	WEB HOSTING 12/10-1/20/12
41793	11/22/2011	FIR07	FIRST STREET FRAME	\$	73.86	47826	FRAME PROCLAMATION
41794	11/22/2011	IKO02	IKON FINANCIAL SERVICES	\$	1,337.04	85909843	COPIER LEASE
41795	11/22/2011	MCR00	McRAE, JEFF	\$	660.00	8982	ENGINEERING SVCS 10/11
41796	11/22/2011	MRG00	MRG MARKETING & SALES	\$	80.68	4124	SAFETY YELLOW PAINT
41797	11/22/2011	STA12	SWRCB ACCOUNTING OFFICE	\$	4,852.00	WD0062204	ANNUAL PERMIT FEE ID #5B50NP00018
				\$	10,873.00	WD0064006	ANNUAL PERMIT FEE ID #5CS101002
				\$	1,521.00	WD0067716	ANNUAL PERMIT FEE ID #5SS10968
			Check Total:	\$	17,246.00		
41798	11/22/2011	TEL00	TELEPACIFIC	\$	112.01	324647880	PHONE CITY HALL
41799	11/22/2011	TID01	TURLOCK IRRIGATION DIST.	\$	333.52	B11122	2012 STMT OF ASSESS IRRIGATION #018064008
				\$	254.62	C11122	2012 STMT OF ASSESS IRRIGATION #018064026
				\$	18.62	D11122	2012 STMT OF ASSESS IRRIGATION #018048041
				\$	171.34	E11122	2011 IRRIGATION WATER USE
			Check Total:	\$	778.10		
41800	11/22/2011	TUR10	TURLOCK JOURNAL	\$	39.00	B11122	RENEWAL
41801	11/22/2011	TUR12	TURLOCK, CITY OF	\$	258.60	2012-21	CNG FUEL
41802	11/22/2011	WIL01	CORBIN WILLITS SYSTEM	\$	571.40	B111151	ENHANCEMENT SERVICE FEES
41803	11/22/2011	WIL13	B.L. WILCOX & ASSOC	\$	1,028.96	11-3256	RETROFIT LID FOR STORM WATER LIFT STATION
			Cash Account Total:	\$	265,003.93		
			Total Disbursements:	\$	265,003.93		

CC AGENDA - ITEM 2

Reviewed Date: 11/23/11	Approved: 	Meeting Date: November 28, 2011	Agenda Item: 2
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Executive Summary

Presented By: Bryan Whitemyer, City Manager
Meeting Date: November 28, 2011
Subject: Presentation on the Central San Joaquin Valley Risk Management Authority
Budget Action: None
Desired Action: This is an informational item only

DESCRIPTION:

The City of Hughson is a member of the Central San Joaquin Valley Risk Management Authority (CSJVRMA). The CSJVRMA is a **Joint Powers Authority (JPA)** comprised of 55 cities throughout the Central San Joaquin Valley who have joined together in order to provide participating organizations with liability and workers compensation insurances coverage. Additional services are also provided through this JPA.

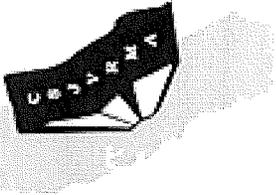
Attached is a PowerPoint presentation that will be reviewed at the meeting. The purpose of the presentation is to introduce the Council to the CSJVRMA.

RECOMMENDED COUNCIL ACTION:

Review and discuss staff report

Attachments:

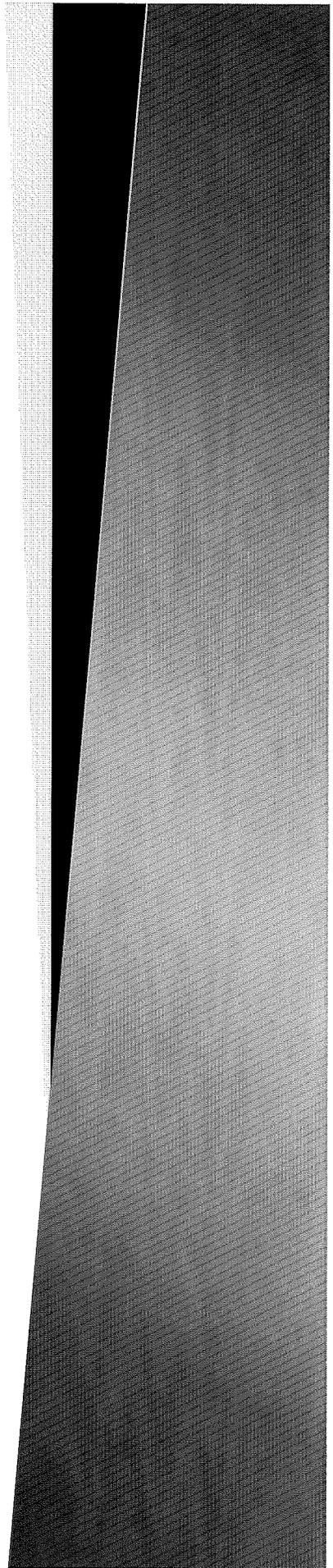
1. Presentation on the CSJVRMA



**Central San Joaquin Valley
Risk Management Authority**

A California Government Agency

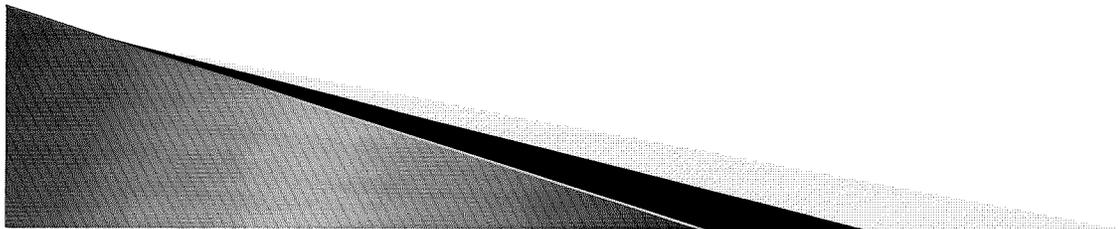
POOLED RISK SERVICES



Who is the Central San Joaquin Valley Risk Management Authority (CSJVRMA)?

The CSJVRMA is a **Joint Powers Authority (JPA)** comprised of 55 cities throughout the Central San Joaquin Valley who have joined together in order to collectively self-insure or pool their losses and to jointly purchase insurance and administrative services.

CSJVRMA has been providing successful, cost-effective coverage and service to its members for over 25 years.



What is a JPA?

- ▶ California Government Code Section 6500, et. seq. provides that two or more public agencies may, by agreement, exercise any power common to the contracting parties; and
- ▶ California Government Code Sections 990 and 990.4 provide that a local entity may self-insure, purchase **insurance** through an authorized insurer, purchase **insurance** through a surplus line **broker**, or any combination thereof; and
- ▶ California Government Code Section 990.8 provides that two or more local public entities, by a joint powers agreement, may provide **insurance** for any authorized purpose by any one or more of the methods specified in Section 990.4; and
- ▶ Article XVI, Section 6, of the California Constitution provides that **insurance** pooling arrangements under joint exercise of powers agreements shall not be considered the giving or lending of credit as prohibited therein.

The language of “insurance” does not always apply to us.

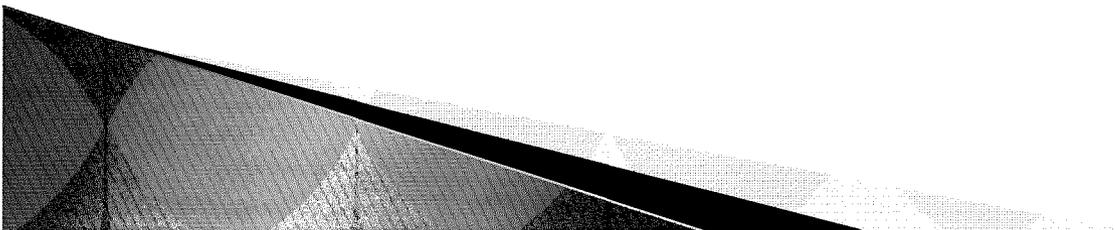
Major Advantages of JPAs

- ▶ Rates based on actual claims experience of members
- ▶ Lower operating expense ratios: usually 15–20% – compared to 30 – 40% for insurance companies
- ▶ Investment income retained by the JPA
- ▶ Improved risk control services tailored to members' needs
- ▶ Better claims management services
- ▶ NO CIGA* assessment (2% of premium)
- ▶ Profits retained and return of excess contributions controlled by Members

*The California Insurance Guarantee Association (CIGA) operates under Sections 1063–1063.77 of the California Insurance Code. CIGA provides a mechanism for the payment of covered (as defined by the Insurance Code and specific case law) property, casualty, and workers' compensation insurance claims of insolvent insurance companies.

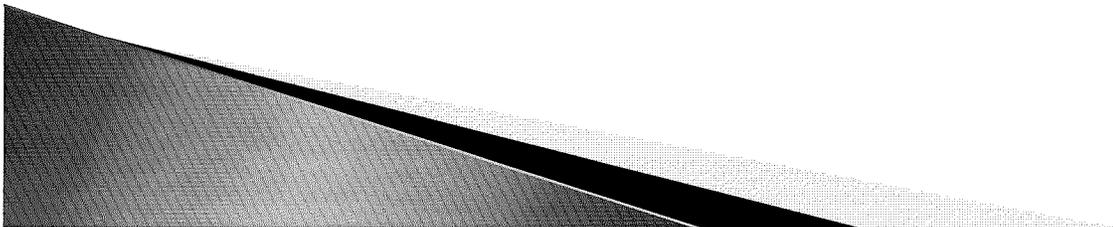
Disadvantages of JPAs

- ▶ Ultimate cost is not guaranteed
- ▶ Subject to assessments if contributions & interest income are insufficient to cover costs
- ▶ Member jointly & severally liable
- ▶ Not an insurance company – requires active participation
- ▶ Governing Board with fiduciary responsibilities



CSJVRMA Mission Statement

Central San Joaquin Valley Risk Management Authority, an innovative, member-driven JPA, provides quality, cost-effective risk financing and risk control services to meet the needs of its members.



CSJVRMA Governing Documents

▶ **JOINT EXERCISE OF POWERS AGREEMENT**

The Joint Exercise of Powers Agreement is the contract made and entered into by, between, and among the member cities. By signing the Joint Exercise of Powers Agreement, a member city is agreeing to participate in the CSJVRMA under the terms and conditions of the Joint Exercise of Powers Agreement. Any amendments to the Joint Exercise of Powers Agreement are first approved by the Board of Directors and then sent to each member city for approval by their city council.

▶ **BYLAWS**

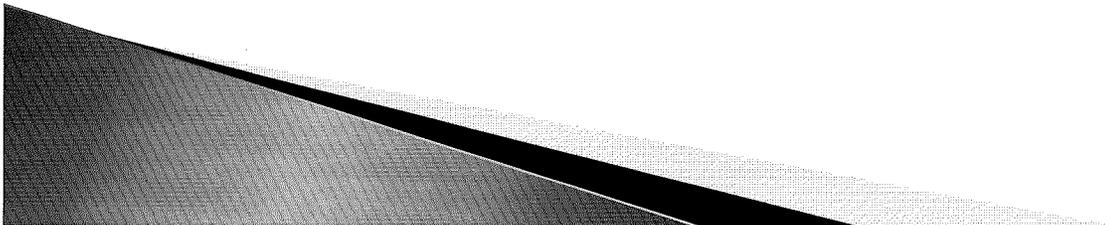
The Bylaws are for the regulation of the CSJVRMA. The Bylaws set forth the procedures for the operation of the CSJVRMA. However, any conflict between the Joint Exercise of Powers Agreement and the Bylaws is ruled in favor of the Joint Exercise of Powers Agreement. Amendments to the Bylaws are approved by the Board of Directors.

▶ **MEMORANDA OF COVERAGE**

The Memoranda of Coverage set forth the coverage that will be provided for a particular program and the members for which the coverage is provided. Each pooled program has its own Memorandum of Coverage. The Memoranda of Coverage are approved by the Executive Committee and ratified by the Board of Directors each program year.

▶ **MASTER PLAN DOCUMENTS**

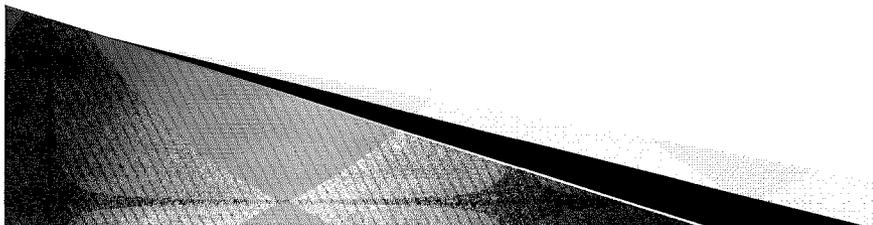
The Master Plan Documents are intended to be the primary source of information, contain the rules and regulations, and serve as the operational guide for the conduct of a particular program. However, any conflict between a Master Plan Document, the Joint Exercise of Powers Agreement, the Bylaws, and the Memorandum of Coverage shall be determined in favor of the Joint Exercise of Powers Agreement, Bylaws, or the Memorandum of Coverage. Any amendments to the Master Plan Documents are approved by the Executive Committee.



CSJVRMA Membership Criteria

Must be an incorporated municipality and:

- ▶ have a population of 75,000 or less (at the time of initially joining the RMA);
- ▶ have professional management as typified by a bona fide council, city manager/administrator form of government;
- ▶ be located within the State of California; and
- ▶ have an average five-year loss experience per \$100 of payroll equal to or better than the average loss experience of the Authority as a whole.



Cities by Region

NORTHERN REGION

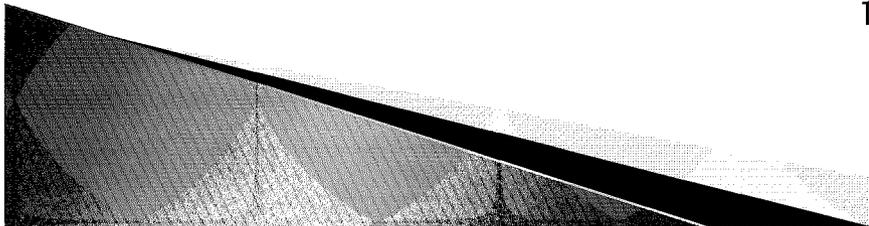
1. Angels
2. Atwater
3. Ceres
4. Escalon
5. Gustine
6. Hughson
7. Lathrop
8. Livingston
9. Newman
10. Oakdale
11. Patterson
12. Ripon
13. Riverbank
14. Sonora
15. Sutter Creek
16. Tracy
17. Turlock
18. Waterford

CENTRAL REGION

1. Chowchilla
2. Clovis
3. Dinuba
4. Dos Palos
5. Firebaugh
6. Fowler
7. Huron
8. Kerman
9. Kingsburg
10. Los Banos
11. Madera
12. Mendota
13. Merced
14. Orange Cove
15. Parlier
16. Reedley
17. San Joaquin
18. Sanger
19. Selma

SOUTHERN REGION

1. Arvin
2. Avenal
3. Corcoran
4. Delano
5. Exeter
6. Farmersville
7. Hanford
8. Lemoore
9. Lindsay
10. Maricopa
11. McFarland
12. Porterville
13. Shafter
14. Taft
15. Tehachapi
16. Tulare
17. Wasco
18. Woodlake



CSJVRMA Organizational Chart

CSJVRMA
Board of Directors

CSJVRMA
Executive Committee

CSJVRMA
Subcommittees

Administrator
Jeanette Workman

Risk Control Manager
Tom Kline

Litigation Manager
Linzie Kramer

Asst. Treasurer
Jim Elledge

Board Secretary
Mary Ann Reilly

W/C Prog. Manager
Tammy Vitali

Actuary
Mike Harrington

**Liability
Claims Admin.**
AIMS

Vendors
Financial Auditor
Investment Mgr.

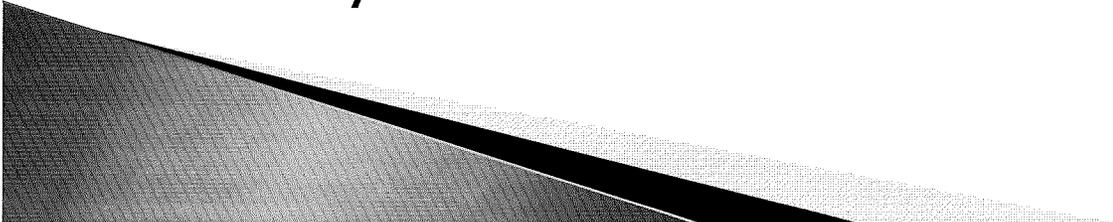
Legal Counsel
Charlotte Hemker-Smith

**W/C
Claims Admin.**
AIMS

Vendors
Insurance Brokers

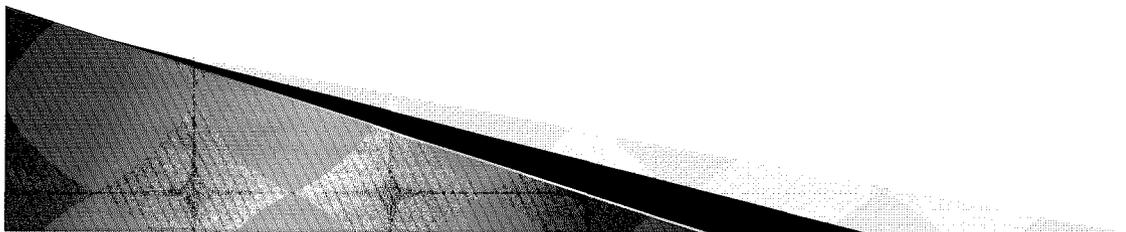
Duties of the Board of Directors

The Board meets three times per year. The following duties are reserved unto the Board:

- ▶ Amendments to the Bylaws (requires at least a 2/3rds vote of the Board)
 - ▶ Creating or terminating any new Joint Protection Program
 - ▶ Expelling a Member City
 - ▶ Adopting an operating budget
 - ▶ Changing or revising the Conflict of Interest Code
 - ▶ Authorizing the issuance, modification, or defeasance of bonds (2/3rds Board vote)
 - ▶ Annually reviewing and approving the Investment Policy
- 

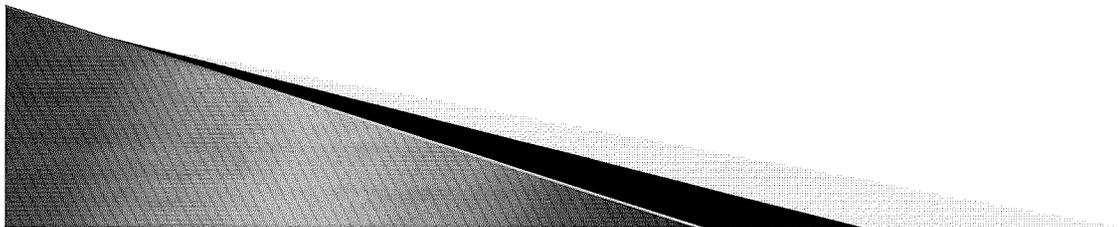
Duties of the Executive Committee

The Executive Committee handles the day-to-day business of the CSJVRMA and is responsible for the administration and operation of the Authority with the exception of those responsibilities that are specifically reserved unto the Board.



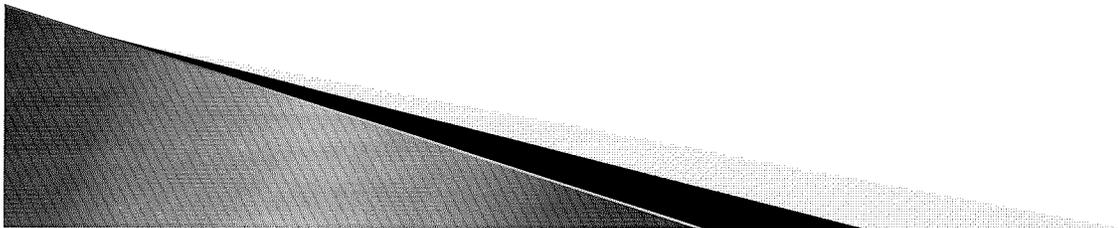
CSJVRMA Pooled Programs

- ▶ Pooled Liability Program
- ▶ Pooled Workers' Compensation Program
- ▶ Pooled Property Program
- ▶ Pooled Auto Physical Damage Program
- ▶ Pooled Low Value Vehicle Coverage Program
- ▶ Employment Practices Liability Program



CSJVRMA Group Purchased Programs

- ▶ Business Travel Accident Program
- ▶ Difference in Conditions (DIC) including Earthquake & Flood
- ▶ Employee Assistance Program



Program Membership Northern Region

MEMBER	Liability	W/C	ERMA	Property	APD	LVVCP	EAP	BTA	DIC	Crime Shield
Angels Camp	X	X	X	X	X	X	X			X
Atwater	X	X	X	X	X		X			X
Ceres	X	X	X	X	X		X	X		
Escalon	X	X	X				X	X		
Gustine	X	X	X	X	X	X	X	X		X
Hughson	X	X	X	X	X	X	X	X		
Lathrop	X	X	X	X	X	X	X	X	X	X
Livingston	X	X	X	X	X	X	X	X		X
Newman	X	X	X	X	X		X	X		X
Oakdale	X	X		X	X		X			X
Patterson	X	X		X	X	X	X			
Ripon	X	X		X	X	X	X			X
Riverbank	X	X		X	X	X	X	X		
Sonora	X	X		X	X		X			
Sutter Creek	X	X		X	X	X	X	X		
Tracy	X	X		X	X		X	X		
Turlock	X				X	X	X			
Waterford	X	X		X	X	X	X			

W/C = Workers' Compensation
 ERMA = Employment Risk Management Authority
 APD = Auto Physical Damage
 LVVCP = Low Value Vehicle Coverage Program
 EAP = Employee Assistance Program
 BTA = Business Travel Accident Program
 DIC = Difference in Conditions Program

Program Membership Central Region

MEMBER	Liability	W/C	ERMA	Property	APD	LVVCP	EAP	BTA	DIC	Crime Shield
Chowchilla	X	X	X	X	X	X	X	X		X
Clovis	X			X	X			X	X	X
Dinuba	X	X		X	X	X	X	X		X
Dos Palos	X	X	X	X	X	X	X	X		
Firebaugh	X	X		X	X		X	X		
Fowler	X	X	X	X	X		X	X		
Huron	X	X	X	X	X	X	X	X	X	X
Kerman	X	X	X	X			X	X		
Kingsburg	X	X	X	X			X			
Los Banos	X	X	X	X	X	X	X			
Madera	X	X	X	X	X		X	X		
Mendota	X	X		X	X		X	X		X
Merced	X		X							
Orange Cove	X	X	X		X	X	X			
Parlier	X	X	X	X	X		X	X		X
Reedley	X	X	X	X	X		X			X
San Joaquin	X	X	X	X	X	X	X	X		X
Sanger	X	X		X			X			X
Selma	X	X	X	X	X	X	X	X		

W/C = Workers' Compensation
 ERMA = Employment Risk Management Authority
 APD = Auto Physical Damage
 LVVCP = Low Value Vehicle Coverage Program
 EAP = Employee Assistance Program
 BTA = Business Travel Accident Program
 DIC = Difference in Conditions Program

Program Membership Southern Region

MEMBER	Liability	W/C	ERMA	Property	APD	LVVCP	EAP	BTA	DIC	Crime Shield
Arvin	X	X		X	X		X	X		X
Avenal	X	X		X	X	X	X	X	X	X
Corcoran	X	X	X	X	X	X	X			X
Delano	X	X	X	X	X		X			
Exeter	X	X		X	X		X			
Farmersville	X	X		X	X		X			
Hanford	X	X					X	X		
Lemoore	X	X		X		X	X			
Lindsay	X	X		X			X	X		
Maricopa	X	X		X	X		X	X		
McFarland	X	X	X	X	X	X	X	X		
Porterville	X	X	X	X	X		X	X		
Shafter	X	X	X	X	X		X	X	X	X
Taft	X	X	X	X	X		X	X	X	
Tehachapi	X	X		X	X	X	X	X	X	X
Tulare	X	X		X			X	X		
Wasco	X	X	X	X	X	X	X	X		X
Woodlake	X	X		X		X	X	X		X

W/C = Workers' Compensation
 ERMA = Employment Risk Management Authority
 APD = Auto Physical Damage
 LVVCP = Low Value Vehicle Coverage Program
 EAP = Employee Assistance Program
 BTA = Business Travel Accident Program
 DIC = Difference in Conditions Program

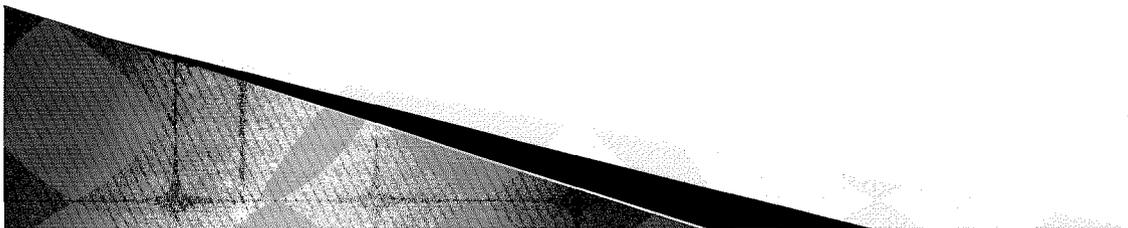
Risk Control Services

The CSJVRMA provides safety and risk management programs and services for the member cities, including:

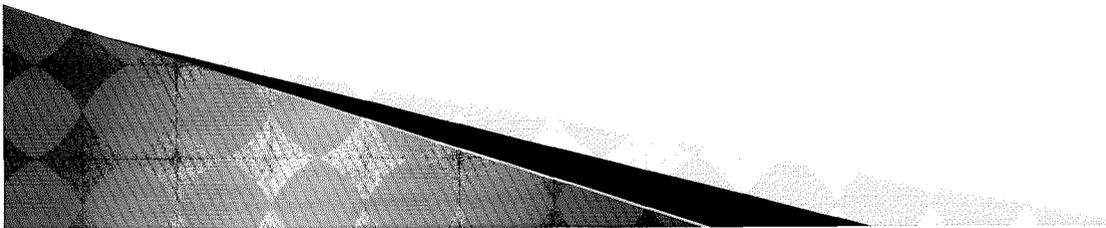
- ▶ Risk Management Consulting
 - ▶ Workshops
 - ▶ Police Liability Forums
 - ▶ Public Works Forums
 - ▶ Webinars
 - ▶ Safety Communications
 - ▶ Video Library
 - ▶ Risk Control Website
- 

Claims Management Services

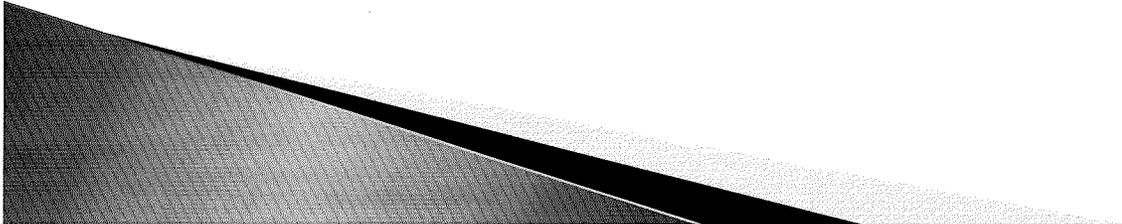
- ▶ Workers' Compensation Claims Management Oversight
- ▶ Litigation Oversight
- ▶ Early Claims Intervention
- ▶ Contract with Third Party Administrator (AIMS)



BUDGETING PROCESS

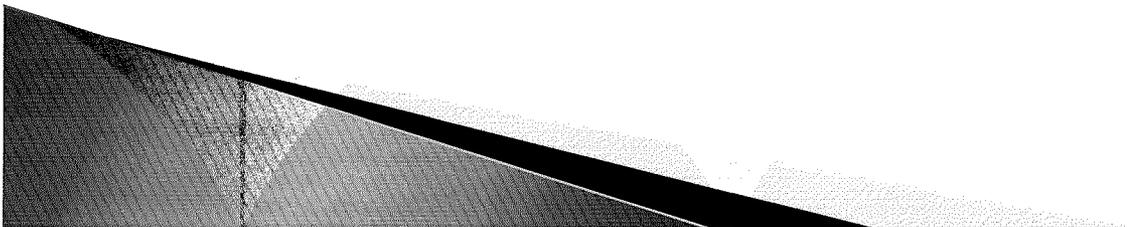


POOLED LIABILITY PROGRAM

- ▶ Premium includes coverage to \$29 million per occurrence; claims servicing, and indirect expenses.
 - ▶ Premium is allocated based on a composite distribution of payroll, population, and employee census.
 - ▶ Premiums are adjusted by an experience modification factor based on an average of five years of payroll and five years of liability loss experience.
- 

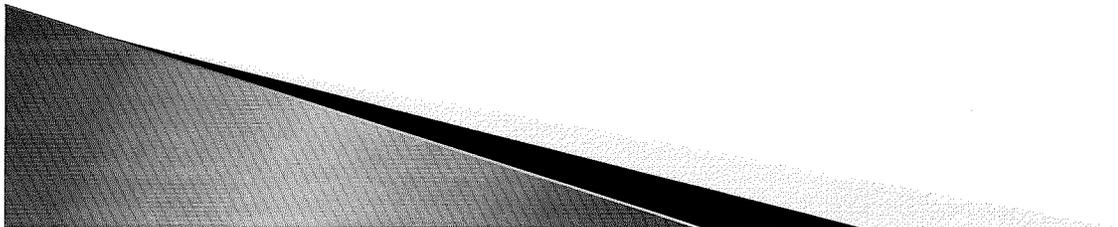
POOLED WORKERS' COMPENSATION PROGRAM

- ▶ Premium includes coverage to statutory limits per occurrence; claims servicing, and indirect expenses.
- ▶ Premium is allocated based on payroll.
- ▶ Premiums are adjusted by an experience modification factor based on an average of five years of payroll and five years of workers' compensation loss experience.



PROPERTY PROGRAM

- ▶ Premium includes property coverage to \$1 billion per occurrence and administrative fees.
- ▶ Premium is allocated based on values of scheduled property.



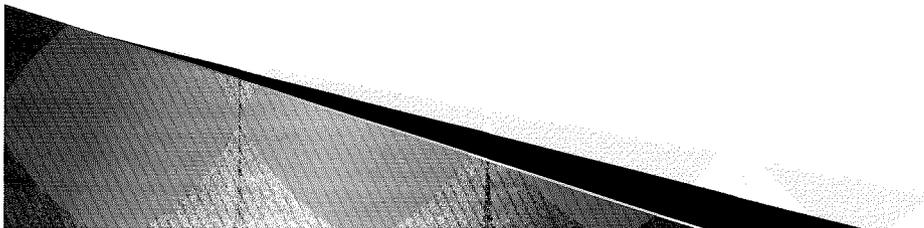
AUTO PHYSICAL DAMAGE PROGRAM

- ▶ Premium includes auto physical damage coverage to \$1 billion per occurrence plus administrative fees.
- ▶ Premium is allocated based on values of scheduled autos.



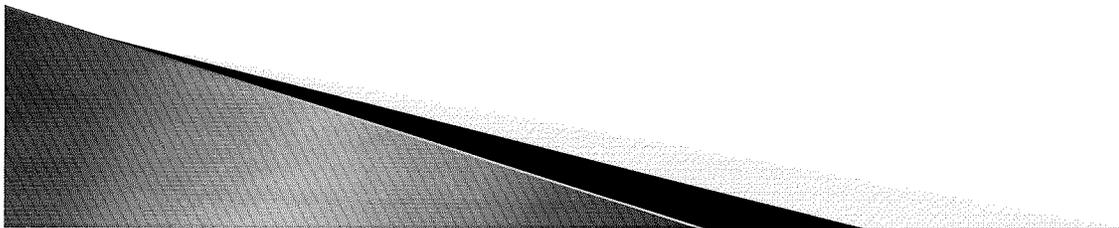
LOW VALUE VEHICLE COVERAGE PROGRAM

- ▶ Premium includes auto physical damage coverage for vehicles valued below \$25k per occurrence plus administrative fees.
- ▶ Premium is charged based on \$300 per vehicle plus a \$5 per vehicle administration charge.

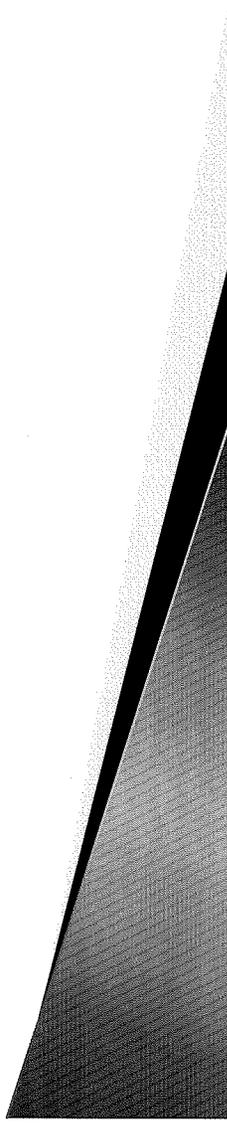


Employee Assistance Program

- ▶ Premium includes 8 visits per employee/family member/year plus administrative fees.
- ▶ Premium is charged based on a monthly rate per eligible employee.



QUESTIONS



CC AGENDA - ITEM 3

CC AGENDA - ITEM 4

CITY OF HUGHSON
CITY COUNCIL
RESOLUTION NO. 2011-076

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUGHSON
SUPPORTING THE EXTENSION OF A 1/8 CENT SALES TAX, WHICH WOULD
FUND THE STANISLAUS COUNTY LIBRARY.**

WHEREAS, the Stanislaus County Library is seeking continued funding through an extension of a 1/8 cent sales tax; and

WHEREAS, an election will be held on June 5, 2012, whereupon the voters will be asked to extend the 1/8 cent sales tax to assist in funding of the Stanislaus County Library; and

WHEREAS, the Stanislaus County Library is requesting cities in Stanislaus County to support the extension of the 1/8 cent sales tax which supports the Stanislaus County Library by adoption of this resolution, and a certified copy of this resolution shall be delivered to the Stanislaus County Library;

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Hughson does hereby endorse the June 5, 2012 election in support of the extension of the 1/8 cent sales tax which funds the Stanislaus County Library.

It is hereby certified that the foregoing Resolution No. 2011-076 was duly introduced and adopted by the City Council of the City of Hughson at its regular meeting held on this 28th day of November, 2011 by the following roll call votes: ()

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Approved

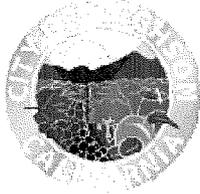
Attested

Ramon Bawanan, Mayor

Dominique Spinale, Deputy City Clerk

CC AGENDA - ITEM 5

Reviewed Date: 11/23/11	Approved: 	Meeting Date: November 28, 2011	Agenda Item: 5
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Executive Summary

Presented By: Bryan Whitemyer, City Manager
Meeting Date: November 28, 2011
Subject: Economic Development Committee
Budget Action: None at this time.
Desired Action: Appoint Two Individuals from the Local Agribusiness Industry to Serve on the City of Hughson Economic Development Meeting

Background:

The City of Hughson Economic Development Committee had its first meeting on Monday, November 14, 2011. During the meeting the committee, currently made up of three members of the City Council, expressed the desire to expand the makeup of the committee to include private business owners. More specifically they hoped to add members who have experience in the agribusiness industry.

As a result, the committee recommended extending invitations to Marie Assali one of the founders of the California Grown Nut Company and Jim Duarte, founder of Duarte Nursery to serve on this committee.

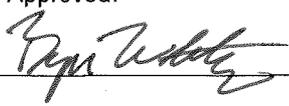
Both Ms. Assali and Mr. Duarte bring extensive experience and insight into the agribusiness industry and will be an excellent resource for the City as it moves forward with its desire to focus on economic development.

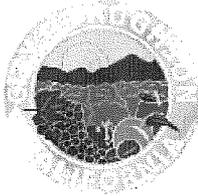
Both individuals have been contacted and have accepted invitations to serve on this committee.

Recommendation:

Staff recommends that the City Council approve the appointments of Marie Assali and Jim Duarte to serve on the City of Hughson Economic Development Committee.

CC AGENDA - ITEM 6

Reviewed Date: 11/23/2011	Approved: 	Meeting Date: November 28, 2011	Agenda Item: 6
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Executive Summary

Presented By: Margaret Souza, Interim Finance Director
Meeting Date: November 28, 2011
Subject: Consider Resolution No. 2011-077, Adoption of the Final 2011-2012 Budget Revised and rescinding Resolution No. 2011-071.
Budget Action: This is the Budget
Desired Action: Accept

Background:

On September 26 the Council adopted Resolution No. 2011-071, the Final 2011-2012 Budget. The dollar amount listed as Budgeted was \$17,461,826. The number corresponds with the Balance Sheet (see attached). It was later discovered it did not reconcile to the actual Budget Detail Sheets. Three corrections to the Balance Sheet need to be made:

1. Add \$100,000 to the Public Works Street Projects (correct Fund Number 99 to Fund Number 88 as well) Revenue was shown, but not the expense.
2. Correct Garbage Fund Expense Total from \$338,580 to \$388,580. (Clerical error)
3. Add Fund 49 – which creates a place to transfer IT Reserve funds (revenue \$30,000).

The first two items were correctly listed in the detail, but incorrectly entered on the Balance Sheet. These corrections will be the 2011-2012 Budget: \$17,611,826 (see revised Balance Sheet).

The third item is creating a new fund – IT Reserve Fund 49. It is a revenue account, so it does not affect the budget resolution.

All these items were discussed with the Budget and Finance Sub-Committee during their November 15, 2011 meeting.

Recommendation:

Adopt the Final 2011-2012 Budget- Revised.

Adoption SR of Final Budget 2011-2012 Revised
Resolution No. 2011-077

11/9/2011

Budget Summary - by Fund
2011-12

- Revised

	Projected Balance 7/1/2011	Projected Revenue	Transfers In	Projected Expenditures	Transfers Out	Projected Balance 6/30/2012
40 General Fund	121,000	1,777,415	201,597	1,943,164	24,000	132,848
401 General Fund Reserve	668,147	1,500	0	0	0	669,647
General Fund	789,147	1,778,915	201,597	1,943,164	24,000	802,495
4 Sale of Vehicle	0	0	0	0	0	0
5 AB939	0	0	0	0	0	0
7 Public Safety Augment	0	0	0	0	0	0
8 Vehicle Abatement	0	15,000	0	15,000	0	0
11 Traffic Congestion - Prop 42	72,307	50,000	0	47,307	11,600	63,400
19 Asset Forfeiture	1,660	0	0	0	0	1,660
25 Gas Tax 2106	51,723	25,932	0	35,000	5,000	37,655
30 Gas Tax 2107	32,185	44,269	0	26,000	50,000	454
31 Gas Tax 2105	113,805	33,280	0	62,768	80,000	4,317
35 Gas Tax 2107.5	10,672	2,050	0	0	0	12,722
49 IT Reserve	0	0	30,000	0	0	30,000
51 Self Insurance	107,847	0	0	15,000	0	92,847
52 CLEEP	0	0	0	0	0	0
53 SLESF	168,995	100,700	0	100,000	0	169,695
90 Garbage/Refuse	-81,425	421,000	0	388,580	0	-49,005
91 Miscellaneous Grants	-36,898	0	0	0	0	-36,898
100 LLD	121,075	119,420	0	149,107	26,129	65,259
200 BAD	49,500	67,436	0	54,018	14,368	48,550
92 Small Business Loan Grant	93,585	250	0	0	0	93,835
94 96-EDBG-738 Grant	403	0	0	0	0	403
95 1994 CDBG Housing Rehab STBG-799	154,003	3,800	0	0	0	157,803
96 Home Grant - FTHB	37,811	100	0	0	0	37,911
97 1996 CDBG Housing Rehab	9,919	9,100	0	400	0	18,619
98 Home Rehab - CalHome	-1,085	1,100	0	0	0	15
Special Revenue	906,082	893,437	30,000	893,180	187,097	749,242
48 Community Senior Center	-2,153	12,800	16,000	20,500	0	6,147
50 United Samaritans Community Center	6,769	17,600	0	12,868	4,500	7,001
60 Sewer O & M	-427,615	2,150,894	0	1,117,208	455,836	150,235
80 Water	86,350	1,240,800	0	806,361	196,482	324,307
Enterprise Funds	-336,649	3,422,094	16,000	1,956,937	656,818	487,690
10 Storm Drain	25,084	48,338	0	0	0	73,422
20 Community Enhancement	86,760	17,636	0	77,000	0	27,396
41 Public Facility Development	2,141,984	63,850	0	0	0	2,205,834
42 Public Facility - Streets	-1,009,891	69,717	0	0	0	-940,174
54 Park Project	309,297	35,947	0	0	0	345,244
55 Park Development Impact Fees	102,886	45,839	0	0	0	148,725
61 Sewer Fixed Asset Replacement	942,766	1,300	444,836	0	0	1,388,902
62 Sewer Developer Impact Fee	843,826	238,835	0	0	0	1,082,661
66 WWTP Expansion	3,603,914	6,144,000	0	9,730,151	0	17,763
69 Local Transportation Fund - Non Mot	0	3,255	0	0	0	3,255
70 Local Transportation Fund	39,686	5,000	0	42,298	0	2,388
71 Transportation	-270,000	709,850	0	645,000	0	-205,150
81 Water Development Fee	-757,700	1,064,951	0	87,812	0	219,439
82 Water Fixed Asst Replacement	-20,148	0	185,482	60,000	0	105,334
88 Public Works Street Projects	0	100,000	0	100,000	0	0
Capital Projects	6,038,464	8,548,518	630,318	10,742,261	0	4,475,039
13 RDA - Debt Service	351,794	391,352	0	246,265	0	496,881
14 RDA - Housing	805,883	119,376	0	865,811	0	59,448
15 RDA	-273,722	2,800	0	86,293	10,000	-367,215
RDA	883,955	513,528	0	1,198,369	10,000	189,114
GRAND TOTAL	8,280,999	15,156,492	877,915	16,733,911	877,915	6,703,580

Total Revenue

16,034,407

Expenses 17,611,826

CITY OF HUGHSON
CITY COUNCIL
RESOLUTION NO. 2011-077

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUGHSON
ADOPTING THE REVISED FINAL ANNUAL BUDGET OF THE CITY OF
HUGHSON FOR FISCAL YEAR 2011/2012 AND HEREBY RESCINDING
RESOLUTION NO. 2011-071**

WHEREAS, the City Manager has submitted the Fiscal Year 2011/2012 Final Budget to the City Council for review and consideration in accordance with established policies and objectives; and

WHEREAS, the Fiscal Year 2011/2012 Budget is based upon public comment, significant analysis of the City's needs and direction of the City Council after many budget review sessions; and

WHEREAS, on September 26, 2011 the City Council adopted Resolution No. 2011-071, which adopted the final annual budget for Fiscal Year 2011/2012; and

WHEREAS, a revision to the final budget for fiscal Year 2011/2012 was needed, therefore adoption of this resolution will hereby rescind Resolution No. 2011-071;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hughson that the Fiscal Year 2011/2012 Revised Final Budget is hereby approved and the General Fund, Special Revenue, Capital Project Funds, Low Income Housing, Debit Service Fund, Enterprise Funds and Redevelopment Agency Funds Budget for the Fiscal Year beginning July 1, 2011 and ending June 30, 2012 is hereby adopted as reflected in Attachment "A", in the total amount of \$17,611,826. The adoption of this budget incorporates the line item detail laid out in the budget document.

It is hereby certified that the foregoing Resolution No. 2011-077 was duly introduced and adopted by the City Council of the City of Hughson at its regular meeting held on this 28th day of November, 2011 by the following roll call votes: ()

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Approved:

Attest:

Ramon Bawanan, Mayor/Chair

Dominique Spinale, Deputy City Clerk

*THE REPORTS AND INFORMATION
ON THIS ITEM WILL BE
DISTRIBUTED PRIOR TO THE MEETING*

CC AGENDA - ITEM 7

CC AGENDA - ITEMS 8-9 (a-b)