



CITY OF HUGHSON  
**CITY COUNCIL MEETING**  
City Hall Council Chambers  
7018 Pine Street, Hughson, CA

**AGENDA**  
**MONDAY, JUNE 25, 2012 – 7:00 P.M.**

**CALL TO ORDER:** Mayor Ramon Bawanan

**ROLL CALL:** Mayor Ramon Bawanan  
Mayor Pro Tem Matt Beekman  
Councilmember Jill Silva  
Councilmember George Carr  
Councilmember Jeramy Young

**FLAG SALUTE:**

**INVOCATION:**

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**1. PUBLIC BUSINESS FROM THE FLOOR (No Action Can Be Taken):**

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.

**2. PRESENTATIONS:** None.

**3. CONSENT CALENDAR:**

All items listed on the Consent Calendar are to be acted upon by a single action of the City Council unless otherwise requested by an individual Councilmember for special consideration. Otherwise, the recommendation of staff will be accepted and acted upon by roll call vote.

**3.1:** Approval of the June 11, 2012 Regular City Council Minutes.

**3.2:** Approval of the Warrants.

**3.3:** Approval of the Treasurer's Report for May 2012.

**3.4:** Adopt Resolution No. 2012-29, declaring the Intention to Levy and Collect Assessments for the City of Hughson's Landscaping and Lighting Districts (LLD) and Benefit Assessment Districts (BAD) for Fiscal Year 2012-2013.

**3.5:** Approve designating Councilmember Jeramy Young as the Voting Delegate for the League of California Cities Annual Conference on September 5-7, 2012 in San Diego.

**4. UNFINISHED BUSINESS:** None.

**5. PUBLIC HEARINGS:** None.

**6. NEW BUSINESS:**

**6.1:** Approval of Resolution No. 2012-28, a resolution of the Hughson City Council calling and giving Notice of the Holding of a General Municipal Election on Tuesday, November 6, 2012, for the Election of Certain Officers as required by the provisions of the Laws of the State of California relating to General Law Cities and requesting Consolidation of the Election with Stanislaus County.

**6.2:** Review and approve the Police Services 2011 Annual Report and Supplemental Law Enforcement Services Funds (SLESF) Update.

**7. CORRESPONDENCE:** None.

**8. COMMENTS:**

**8.1:** Staff Reports and Comments: (Information Only – No Action)

**City Manager:**

1. Discuss and Direct Staff on a letter received from the Stanislaus Regional Water Authority.

**City Clerk:**

**Community Development Director:**

**Director of Finance:**

**Police Services:**

**City Attorney:**

**8.2:** Council Comments: (Information Only – No Action)

**8.3:** Mayor's Comments: (Information Only – No Action)

**9. CLOSED SESSION:** None.

**10. REPORT FROM CLOSED SESSION:** None.

**ADJOURNMENT:**

**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).

**UPCOMING EVENTS:**

July 4	▪ Holiday, City Hall Offices will be Closed
July 9	▪ City Council Meeting, Council Chambers, 7:00pm
July 10	▪ Parks and Recreation Meeting, Council Chambers, 6:00pm
July 14	▪ Hughson Arboretum and Gardens- Open Garden- 8am to 12pm
July 16 - Aug 10	▪ <i>Elections: Candidate Nomination Period for All Candidates</i>
July 23	▪ City Council Meeting, Council Chambers, 7:00pm
August 13	▪ City Council Meeting, Council Chambers, 7:00pm
August 27	▪ City Council Meeting, Council Chambers, 7:00pm
September 10	▪ City Council Meeting, Council Chambers, 7:00pm
September 15-16	▪ SAVE THE DATE – HUGHSON HARVEST FESTIVAL
September 24	▪ City Council Meeting, Council Chambers, 7:00pm

**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.**

**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.

**AFFIDAVIT OF POSTING**

**DATE:** June 22, 2012                      **TIME:** 5:00pm  
**NAME:** Dominique Spinale                      **TITLE:** Deputy City Clerk

**Notice Regarding Non-English Speakers:**

Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedures Section 185, which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the City of Hughson City Council shall be in English and anyone wishing to address the Council is required to have a translator present who will take an oath to make an accurate translation from any language not English into the English language.

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**General Information:** The Hughson City Council meets in the Council Chambers on the second and fourth Mondays of each month at 7:00 p.m., unless otherwise noticed.

**Council Agendas:** The City Council agenda is now available for public review at the City's website at [www.hughson.org](http://www.hughson.org) and City Clerk's Office, 7018 Pine Street, Hughson, California on the Friday, prior to the scheduled meeting. Copies and/or subscriptions can be purchased for a nominal fee through the City Clerk's Office.

**Questions:** Contact the City Clerk at (209) 883-4054





CITY OF HUGHSON  
**CITY COUNCIL MEETING**  
City Hall Council Chambers  
7018 Pine Street, Hughson, CA

**MINUTES**  
**MONDAY, JUNE 11, 2012 – 7:00 P.M.**

**ROLL CALL:**

Present: Mayor Ramon Bawan  
Mayor Pro Tem Matt Beekman  
Councilmember George Carr  
Councilmember Jeramy Young

Absent: Councilmember Jill Silva

Staff Present: Bryan Whitemyer, City Manager  
Dan Schroeder, City Attorney  
Darin Gharat, Chief of Police Services  
Thom Clark, Community Development Director  
Dominique Spinale, Deputy City Clerk  
Sam Rush, Public Works Superintendent

**FLAG SALUTE:** Mayor Bawan

**INVOCATION:** Mayor Bawan

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**1. PUBLIC BUSINESS FROM THE FLOOR (No Action Can Be Taken):**

No Public Comment.

**2. PRESENTATIONS:** None.

**3. CONSENT CALENDAR:**

All items listed on the Consent Calendar are to be acted upon by a single action of the City Council unless otherwise requested by an individual Councilmember for special consideration. Otherwise, the recommendation of staff will be accepted and acted upon by roll call vote.

3.1: Approval of the May 29, 2012 Regular City Council Minutes.

3.2: Approval of the Warrants for the Month(s) of May.

**Mayor Bawanan pulled Consent Calendar Item 3.1 for corrections.**

**Beekman/Carr 4-0-1 (Silva-Absent) motion passes to approve Consent Calendar Item 3.2.**

**The City Attorney clarified the correction needed and Staff will amend the minutes.**

**Carr/Young 4-0-1 (Silva-Absent) motion passes to approve Consent Calendar Item 3.1 as amended.**

**4. UNFINISHED BUSINESS:**

4.1: Consider an Agreement between the Hughson Unified School District and the City of Hughson on a Non- Potable Water Distribution System.

**City Manager Whitemyer displayed an aerial map highlighting the locations that would eventually be connected to the non-potable system. The Council discussed this item.**

**Beekman/Carr 4-0-1 (Silva-Absent) motion passes to approve an Agreement between the Hughson Unified School District and the City of Hughson on a Non-Potable Water Distribution System.**

**5. PUBLIC HEARINGS:** None.

**6. NEW BUSINESS:**

6.1: Consider Resolution No. 2012-27, A Resolution of the City Council of the City of Hughson Naming in Memoriam the Starn Park Baseball Diamond, Keith Crabtree Field.

**Director Clark presented the Staff Report on this Item.**

**Mayor Bawanan/Young 4-0-1 (Silva-Absent) motion passes to adopt Resolution No. 2012-27, A Resolution of the City Council of the City of Hughson Naming in Memoriam the Starn Park Baseball Diamond, Keith Crabtree Field.**

**7. CORRESPONDENCE:** None.

**8. COMMENTS:**

**8.1:** Staff Reports and Comments: (Information Only – No Action)

**City Manager:** None.

**City Clerk:** None.

**Community Development Director:** None.

**Director of Finance:** None.

**Police Services:** None.

**City Attorney:** None.

**8.2:** Council Comments: (Information Only – No Action)

**Councilmember Carr updated the Council on his attendance at the Turlock Mosquito Abatement District meeting.**

**8.3:** Mayor's Comments: (Information Only – No Action)

**Mayor Bawanian updated the Council on his attendance at the groundbreaking ceremony of the Hughson United Methodist Church and of the Mayors Meeting.**

**9. CLOSED SESSION:**

**Council entered into Closed Session at 7:25 pm.**

**9.1: 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

**10. REPORT FROM CLOSED SESSION:**

**Council returned from Closed Session at 8:00pm. All Council members were present for the duration of the session with the exception of Silva, who was excused. No reportable action was taken.**

**ADJOURNMENT: Mayor Bawanán adjourned the meeting at 8:00pm.**

**\_\_\_\_\_  
RAMON BAWANAN, Mayor**

**\_\_\_\_\_  
DOMINIQUE SPINALE, Deputy City Clerk**

REPORT.: Jun 21 12 Thursday  
 RUN....: Jun 21 12 Time: 15:17  
 Run By.: KATHY DAHLIN

City of Hughson  
 Cash Disbursement Detail Report  
 Check Listing for 06-12 Bank Account.: 0100

PAGE: 001  
 ID #: PY-DP  
 CTL.: HUG

Check Number	Check Date	Vendor Number	Vendor Name	Net Amount	Invoice #	Description
42533	6/18/2012	ARA00	ARAMARK UNIFORM SERVICE	\$ 444.69	B20612	UNIFORMS
42534	6/18/2012	ARR00	ARROWHEAD MOUNTAIN SPRING	\$ 28.01	02F002566	BOTTLED WATER
42535	6/18/2012	ATT01	AT&T	\$ 20.43	B20614	PHONE
42536	6/18/2012	BLA01	BLACK CLOUD NETWORKS, INC	\$ 3,344.25	3596	WIRELESS HARDWARE & LABOR
42537	6/18/2012	BLU00	BLUE SHIELD	\$ 10,352.00	B20618	HEALTH PREM 7/12
				\$ 591.00	C20618	COBRA PREM. D.PAUL 7/12
				\$ 948.00	D20618	HEALTH PREM. S.MENDOZA 7/12
			Check Total:	\$ 11,891.00		
42538	6/18/2012	CAL47	CALIFORNIA CONSULTING	\$ 2,785.00	B20614	CONSULTING FEES JUNE 2012
				\$ 2,785.00	C20614	CONSULTING FEES 4/12
			Check Total:	\$ 5,570.00		
42539	6/18/2012	CLA03	CLARK'S PEST CONTROL	\$ 102.00	12844616	PEST CONTROL
				\$ 57.00	12876360	PEST CONTROL
			Check Total:	\$ 159.00		
42540	6/18/2012	CON14	CONDOR EARTH TECHNOLOGIES	\$ 4,041.00	63933	WWTP GROUNDWATER MONITORING
42541	6/18/2012	ENV01	ENVIRONMENTAL MANAGEMENT	\$ 6,271.40	926	CONSULTING SVCS WASTE WATER 5/12
42542	6/18/2012	EXP00	EXPRESS PERSONNEL SERVICE	\$ 324.00	110861556	WWTP EXTRA HELP 5/27
42543	6/18/2012	GEO01	GEOANALYTICAL LABORATORIE	\$ 40.00	Y2F1109	WELL #3 NITRATE TEST
42544	6/18/2012	GON07	GONZALEZ, ELIZABETH S.	\$ 210.00	B20612	REFUND DAMAGE & KEY DEPOSIT 6/4/12
42545	6/18/2012	GRA01	GRAND FLOW	\$ 516.58	118724	A/P & P/R CHECKS
				\$ 534.39	118737	WINDOW ENVELOPES
				\$ 386.78	118816	REMINDER NOTICE
			Check Total:	\$ 1,437.75		
42546	6/18/2012	HUG08	CITY OF HUGHSON	\$ 2,588.90	B20612	LLD WATER SERVICE
42547	6/18/2012	HUG34	HUGHSON AUTO & TRUCK SUPP	\$ 3.21	59288	WIRING GROMMETS
				\$ 160.74	60248	OIL
			Check Total:	\$ 163.95		
42548	6/18/2012	IKO02	IKON FINANCIAL SERVICES	\$ 1,337.04	87148961	COPIER LEASE
42549	6/18/2012	LAD00	LADD CRANE SERVICE	\$ 195.00	22495	CRANE SERVICE
42550	6/18/2012	LEG01	LEGAL SHIELD	\$ 51.80	B20612	LEGAL SVC
42551	6/18/2012	MCR01	MCR ENGINEERING, INC	\$ 4,195.00	9166	ENGINEERING SVCS 4/12
42552	6/18/2012	MEN05	DARIO MENDOZA	\$ 67.42	B20614	MEDICAL EXP. REIMB
42553	6/18/2012	OPE01	OPERATING ENGINEERS LOCAL	\$ 389.00	B20612	LOCAL UNION #3 DUES
42554	6/18/2012	PAC05	PACIFIC PLAN REVIEW	\$ 4,290.00	B20614	BLD INSPECTIONS & PLAN CHECKS 5/12
42555	6/18/2012	PIT01	PITNEY BOWES	\$ 507.00	62855JN12	POSTAGE MACHINE RENTAL

42556	6/18/2012	SAF01	SAFETLITE	\$	193.23	286951	CRACK FILLER SQUEEGEE
				\$	2,852.40	287639	STREET SIGNS
				\$	584.55	K87686	SUPPLIES FOR PW
			Check Total:	\$	3,630.18		
42557	6/18/2012	SAN05	SAN JOAQUIN VALLEY	\$	479.00	N92172	12/13/ANNUAL PERMITS TO OPERATE #N7395
42558	6/18/2012	SHR02	SHRED-IT CENTRAL CA	\$	111.72	940040100	SHREDDING
42559	6/18/2012	UNI11	UNIVAR USA, INC	\$	487.95	SJ290752	SODIUM HYPODCHLORITE WELL #8
42560	6/18/2012	UNU01	UNUM LIFE INSURANCE CO.	\$	1,885.59	B20612	LIFE INSURANCE WITHHOLDING
42561	6/18/2012	WAR00	WARDEN'S OFFICE	\$	680.51	1749730-0	OFFICE SUPPLIES
				\$	15.89	1749730-1	OFFICE SUPPLIES
			Check Total:	\$	696.40		
42562	6/18/2012	WAS01	WASTE MANAGEMENT	\$	203.21	272962905	DISPOSAL OF REFUSE FOR LOVE HUGHSON
				\$	200.44	272963005	DISPOSAL OF REFUSE FOR LOVE HUGHSON
			Check Total:	\$	403.65		
42563	6/18/2012	WIL10	WILSON TECHNOLOGIES	\$	175.00	7956	REARRANGED VM AND LINE 7
42564	6/18/2012	WIL12	WILBUR-ELLIS COMPANY	\$	237.73	6259778	WEED CONTROL
42565	6/18/2012	ZAR00	ZARAGOSA, SOFIA	\$	585.00	B20613	CANCELLED 10/13/12
42566	6/18/2012	EMP01	STATE OF CALIFORNIA	\$	1,241.96	B20618	PAYROLL TAXES
42567	6/18/2012	HAR02	THE HARTFORD	\$	604.63	B20618	DEFERRED COMPENSATION
42568	6/18/2012	PER01	P.E.R.S.	\$	7,727.73	B20618	RETIREMENT
42569	6/18/2012	STA23	CitiStreet	\$	20.00	B20618	DEFERRED COMPENSATION
42570	6/18/2012	UNIO7	UNITED WAY OF STANISLAUS	\$	9.00	B20618	UNITED WAY
42571	6/21/2012	ABS00	ABS PRESORT	\$	800.00	20120615	POSTAGE ADVANCE
42572	6/21/2012	AFL01	AFLAC	\$	941.45	829486	AFLAC
42573	6/21/2012	ATT01	AT&T	\$	1,565.84	B20620	PHONE
42574	6/21/2012	AVA00	AVAYA, INC	\$	76.49	273194355	PHONE CITY HALL
42575	6/21/2012	COI01	COIT SERVICES	\$	453.26	B20618	REFUND BAL OF ENCROACHMENT PERMIT
42576	6/21/2012	ELI00	ELITE IRON FENCING	\$	4,370.00	1199	WROUGHT IRON FENCING & GATE
				\$	4,950.00	1200	HANDRAILS FOR HUGHSON AVE
			Check Total:	\$	9,320.00		
42577	6/21/2012	ENV01	ENVIRONMENTAL MANAGEMENT	\$	5,280.08	922	CONSULTING SVCS 4/12
42578	6/21/2012	ENV02	ENVIRONMENTAL SYSTEMS	\$	1,788.93	26129	STREET SWEEPING 6/12
42579	6/21/2012	EXP00	EXPRESS PERSONNEL SERVICE	\$	324.00	111415840	WWTP EXTRA HELP 6/10
42580	6/21/2012	EZN00	EZ NETWORK SOLUTIONS	\$	2,158.70	TS24802	IT SERVICES 6/12
42581	6/21/2012	HDL00	HDL SOFTWARE, LLC	\$	2,932.52	8708IN	MAINT FEES-PERMIT TRACKING ANNUAL RENEWAL
42582	6/21/2012	HUG11	HUGHSON FARM SUPPLY	\$	19.23	0394646IN	KEYS MADE
42583	6/21/2012	IND05	INDUSTRIAL ELECTRICAL CO	\$	2,881.36	1037092	REPAIR PUMP FOR WELL 8
42584	6/21/2012	LEA01	LEAGUE OF CALIF. CITIES	\$	35.00	B20618	QTRLY MEETING J.YOUNG

42585	6/21/2012	MAI00	MAIN STREET DELI	\$	297.00	2012	CLEAN UP DAY 5/5/12
				\$	35.00	2013	MEETING EXP 4/23/12
				\$	35.00	2014	MEETING EXP 3/26/12
				\$	25.00	2015	MEETING EXP. 2/27/12
				\$	65.00	2016	MEETING EXP 4/12/12
			Check Total:	\$	457.00		
42586	6/21/2012	MCR01	MCR ENGINEERING, INC	\$	5,455.00	9193	ENGINEERING EXP 5/12
42587	6/21/2012	STA47	STANISLAUS COUNTY SHERIFF	\$	2,692.90	1112-118	SLESF- ADDITIONAL HOURS HARVEST FESTIVAL 9/11
				\$	7,509.36	1112-340	VEHICLE CHARGES 4/2012
				\$	14,308.35	1112-344	SLESF - EXTRA PATROL & RECORDS MGMT 5/12
			Check Total:	\$	24,510.61		
42588	6/21/2012	SYN02	SYNAGRO SOUTHWEST	\$	5,648.23	30-100112	SLUDGE RMEOVAL 5/12
42589	6/21/2012	TID01	TURLOCK IRRIGATION DIST.	\$	22,028.77	B20621	ELECTRIC
42590	6/21/2012	USH00	US HEALTHWORKS MEDICAL	\$	55.00	2103317CA	PROFESSIONAL SVCS
42591	6/21/2012	ZAR00	ZARAGOSA, SOFIA	\$	210.00	B20620	REFUND DEPOSIT 6/9/12
			Cash Account Total:	\$	152,803.65		
			Total Disbursements:	\$	152,803.65		



## CITY OF HUGHSON AGENDA ITEM NO. 3.3

### SECTION 3: CONSENT CALENDAR

**Meeting Date:** June 25, 2012  
**Presented By:** Lisa Whiteside, Finance Manager  
**Subject:** Treasurer's Report – May 2012

**Approved:** \_\_\_\_\_

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Enclosed you will find the City of Hughson Treasurer's Report for May 2012. After review and evaluation of the report, I have researched the following Fund's with a deficit balance. After discussion with other management staff personnel, I submit the following detailed explanation:

#### **Public Facilities Development Streets Fund:**

The Public Facilities Development Streets Fund currently reflects a negative balance of (\$883,949.33). The deficit is a result of the Euclid Bridge Project, which was constructed in Fiscal Year 2006/2007, for approximately \$1.3 million. The project was completed in anticipation of funding from Developer Impact Fees collected from new development. Unfortunately, the housing market declined significantly and the new development never materialized. Once the economy strengthens and new building starts again, we can recognize additional developer impact fees and reduce the deficit more quickly.

#### **Water Developer Impact Fee Fund:**

The Water Developer Impact Fee Fund currently reflects a negative balance of (\$616,641.91). The City has received the final claim for Well #8 for the amount of \$70,023.53 in June.

After extensive review City staff discovered that the remaining deficit is attributable to settlement arrangements that were made in FY 2008/2009 and FY 2009/2010 for the Water Tank on Fox Road near Charles Street. During that period the City paid out \$650,000 in settlements.

This account will be in a deficit position until additional development occurs and developer impact fees are collected to cover those costs.

#### **Transportation Capital Project Fund:**

The Transportation Capital Project Fund currently reflects a negative balance of (\$212,739.16). The City has submitted additional claims for reimbursement of our expenditures to the State of California. Additional entries may be necessary to cover the "Match" portion of expenditures.

**Sewer Developer Impact Fees:**

The Sewer Developer Impact Fund currently reflects a negative balance of (232,631.35). The State Water Resources Control Board required the City to pay the first installment on the CWSRF Financing Agreement in the amount of \$1,145,310.66. The City paid the entire payment amount out of this fund causing a negative balance to occur. Funds from other sewer accounts will be transferred into this account to bring this account to a zero or positive balance.

**Recommendation:**

Staff recommends the City Council review and receives the enclosed City of Hughson Treasurer's Report for May 2012.

**City of Hughson  
Treasurer's Report  
May 2012**

	<b>MONEY MARKET</b>	<b>GENERAL</b>	<b>REDEVELOPMENT**</b>	<b>TOTAL</b>
Bank Statement Totals	\$ 4,485,158.67	\$ 1,201,911.32	\$ 206,383.66	\$ 5,893,453.65
Adjustment-Direct Deposit Payroll	\$ -			\$ -
Outstanding Deposits +	\$ 306.85	\$ 454.24	\$ -	\$ 761.09
Outstanding Checks/transfers -	\$ 1,082.53	\$ (270,736.70)	\$ -	\$ (269,654.17)
<b>ADJUSTED TOTAL</b>	<b>\$ 4,486,548.05</b>	<b>\$ 931,628.86</b>	<b>\$ 206,383.66</b>	<b>\$ 5,624,560.57</b>
Investments: Various				\$ 981,829.90
California Bank Trust				\$ 355,068.45
Multi-Bank WWTP				\$ 1,385,604.27
Investments: L.A.I.F.		\$ 39,099.52	\$ 38,975.19	\$ 78,074.71

**TOTAL CASH & INVESTMENTS** **\$ 8,425,137.90**

<u>Books - All Funds</u>	<u>May 2011</u>	<u>May 2012</u>
2 Water/Sewer Deposit	25,246.45	28,464.62
4 Sale of Vehicle	25,682.17	0.00
5 AB939 Source Reduction	15,344.66	0.00
7 Public Safety Augmentation	15,218.14	0.00
8 Vehicle Abatement	-33,075.01	-3,114.92
11 Traffic Congestion Fund	58,934.07	145,034.42
13 Redevelopment - Debt Service	353,407.39	367,482.80
14 Redevelopment - Housing	797,476.20	-2,703.63
15 Redevelopment - Capital Projects	-257,165.42	-356,373.17
17 Federal Officer Grant	6,620.00	6,620.00
19 Asset Forfeiture	1,663.56	1,660.43
25 Gas Tax 2106	52,352.74	39,032.79
30 Gas Tax 2107	35,153.64	10,422.69
31 Gas Tax 2105	110,589.36	69,072.89
35 Gas Tax 2107.5	10,689.54	12,672.14
40 General Fund	-222,922.98	413,735.52
401 General Fund Contingency Reserve	667,566.91	670,106.29
48 Senior Community Center	-9,692.80	1,956.28
49 IT Reserve	0.00	20,893.50
50 U.S.F. Resource Com. Center	15,769.75	6,372.91
51 Self-Insurance	107,847.63	107,036.31
52 CLEEP(California Law Enforcement E	201.15	0.00
53 SLESF (Supplemental Law Enforcem	174,602.37	222,230.14
54 Park Project	309,033.08	366,138.94
60 Sewer O & M	-351,713.31	351,782.39
61 Sewer Fixed Asset Replacement	830,830.02	1,280,066.13
66 WWTP Expansion 2008	4,074,530.99	3,787,203.69
70 Local Transportation	-4,667.97	81,415.03
71 Transportation	-329,690.24	-212,739.16
100/200 LLD's and BAD's	198,546.24	111,704.71
80 Water O & M	65,837.79	206,400.12
82 Water Fixed Asset Replacement	-63,825.53	65,788.54
80 Water Reserve-USDA GRANT	21,524.50	21,524.50
90 Garbage/Refuse	51,545.70	-25,102.22
91 Misc. Grants	30,403.46	-66,400.02
92 98-EDBG-605 Small Bus. Loans	93,503.17	93,585.12
94 96-EDBG-438 Grant	404.17	403.43
95 94-STBG-799 Grant	153,217.59	158,141.70
96 HOME Program Grant (FTHB)	37,777.81	37,810.91
97 96-STBG-1013 Grant	9,591.40	17,220.96
98 HOME Rehabilitation Fund	-1,084.71	-2,084.71
Developer Impact Fees ***	677,353.77	391,675.83
<b>TOTAL ALL FUNDS:</b>	<b>7,754,627.45</b>	<b>8,425,137.90</b>

I hereby certify that the investment activity for this reporting period conforms with the Investment Policy adopted by the Hughson City Council, and the California Government Code Section 53601. I also certify that there are adequate funds available to meet the City of Hughson's budgeted and actual expenditures for the next six months.

<u>Break Down of Impact Fees ***</u>		
10 Storm Drain	25,087.87	110,860.91
20 Community Enhancement	86,686.94	121,471.78
41 Public Facilities Development	2,163,806.27	1,704,881.76
42 Public Facilities Development-Streets	-1,009,891.43	-883,949.33
55 Parks DIF	44,850.79	187,683.97
62 Sewer Developer Impact Fees	842,971.83	-232,631.35
81 Water Developer Impact Fees	-1,476,158.50	-616,641.91
<b>Break Down of Impact Fees ***</b>	<b>677,353.77</b>	<b>391,675.83</b>

\*\*Cash Held by Fiscal Agent-2006 Bond Issue

\_\_\_\_\_  
Lisa Whiteside, Treasurer

\_\_\_\_\_  
Date



## CITY OF HUGHSON AGENDA ITEM NO. 3.4 SECTION 4: CONSENT CALENDAR

**Meeting Date:** June 25, 2012  
**Presented By:** Bryan Whitemyer, City Manager  
**Subject:** Annual Review of Special Assessment Districts

**Approved By:** \_\_\_\_\_

---

### **Recommendation:**

1. Adopt Resolution No. 2012-29, declaring the Council's intent to levy and collect assessments for the City of Hughson Landscaping and Lighting Districts and Benefit Assessment Districts for Fiscal Year 2012/13.
2. Set the Public Hearing for the July 9, 2012 City Council Meeting.

### **Background:**

The City of Hughson ("City") utilizes special financing districts to provide various services and improvements to the property owners within the City. These are currently comprised of two types of assessments, Landscape and Lighting Districts and Benefit Assessment Districts. Each Landscape and Lighting District was formed and the annual assessments are levied pursuant to the Landscape and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (the "1972 Act"). Each Benefit Assessment District was formed and the annual assessments are levied pursuant to the Benefit Assessment Act of 1982 (the "1982 Act"), Part 1 of Division 2 of the California Government Code.

The City annually reviews the anticipated costs of each district for the next year, establishes assessments attributable to each parcel, and orders such assessments to be levied through the County property tax roll. This Engineer's Report ("Report") describes the districts, any annexations or changes to the districts, the proposed assessments and the levies for Fiscal Year 2012/13. The proposed assessments and levies are based on the historical and estimated costs to maintain the improvements that provide a direct and special benefit to properties within each respective district.

The costs of the improvements and the annual levies include all expenditures, deficits, surpluses, revenues, and reserves. Parcels are assessed proportionately for special benefit provided by district improvements.

For the purposes of this Report, the word “parcel” refers to an individual property assigned its own Assessor’s Parcel Number by the Stanislaus County Assessor’s Office. The Stanislaus County Auditor/Controller uses Assessor’s Parcel Numbers and specific Fund Numbers to identify properties assessed on the County Secured Property Tax Roll (the “Tax Roll”).

Following final approval of the Report and confirmation of the assessments, the City Council may order the levy and the collection of the assessments for Fiscal Year 2012/13 pursuant to the 1972 and 1982 Acts. In such case, the assessment information will be submitted to the County Auditor/Controller to be included on the Tax Roll for each benefiting parcel for Fiscal Year 2012/13.

Attached to this report is the Annual Engineer’s Report for your review. This report will be brought to the City Council again at the July 9, 2012 Council meeting for approval. At this time the City Council is only being asked to adopt a resolution declaring its intent to levy and collect assessments.

**Environmental Review:**

This is an administrative action which is not a project under CEQA.

**Public Participation:**

Public Participation is provided pursuant to the provisions of Proposition 218. Changes which require an affirming ballot process are not involved in this action.

**Schedule:**

Public Hearing will be set for July 9, 2012. At that time the Council will have the opportunity to review and approve the Annual Engineer’s Report for the Lighting & Landscaping Districts and Benefit Assessment Districts as well as confirm the assessment and order the levy for the districts.

**Attachments:**

- 1) Annual Engineer’s Report

**CITY OF HUGHSON  
CITY COUNCIL  
RESOLUTION NO. 2012-29**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUGHSON,  
CALIFORNIA, DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR  
THE CITY OF HUGHSON LANDSCAPING AND LIGHTING DISTRICTS AND BENEFIT  
ASSESSMENT DISTRICTS FOR FISCAL YEAR 2012/13**

The City Council (the "Council") of the City of Hughson (the "City") does resolve as follows:

**WHEREAS**, the Council previously completed its proceedings in accordance with and pursuant to the Landscaping and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500), and the Benefit Assessment Act of 1982, Part 1, Chapter 6.4 of the Government Code (commencing with section 54703) to establish the City's Brittany Woods Landscaping and Lighting District, Central Hughson Landscaping and Lighting District Zone 1, Central Hughson Landscaping and Lighting District Zone 2, Euclid North Landscaping and Lighting District, Euclid South Landscaping and Lighting District, Feathers Glen Landscaping and Lighting District, Fontana Ranch North Landscaping and Lighting District, Fontana Ranch South Landscaping and Lighting District, Rhapsody Unit No.1 Landscaping and Lighting District, Rhapsody Unit No.2 Landscaping and Lighting District, Santa Fe Estates Phase 1 Landscaping and Lighting District, Santa Fe Estates Phase 2 Landscaping and Lighting District, Starn Estates Landscaping and Lighting District, Sterling Glen III Landscaping and Lighting District, Sun Glow Estates Landscaping and Lighting District, Walnut Haven III Landscaping and Lighting District, Central Hughson Benefit Assessment District Zone 1, Central Hughson Benefit Assessment District Zone 2, Euclid North Benefit Assessment District, Euclid South Benefit Assessment District, Feathers Glen Benefit Assessment District, Fontana Ranch North Benefit Assessment District, Fontana Ranch South Benefit Assessment District, Sterling Glen III Benefit Assessment District (the "Assessment Districts"); and

**WHEREAS**, the City has retained NBS for the purpose of assisting with the annual levy of the Assessment Districts, and the preparation and filing of the Annual Report.

**NOW THEREFORE THE CITY COUNCIL OF THE CITY OF HUGHSON, CALIFORNIA,  
DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:**

Section. 1 The Council hereby declares its intention to levy and collect assessments within the Assessment Districts to pay the costs of the improvements for the Fiscal Year commencing July 1, 2012 and ending June 30, 2013. The Council finds that the public's best interest requires such action.

Section. 2 The landscape maintenance district improvements include, but are not limited to: trees, turf, shrubs, plants, landscaping, irrigation systems, graffiti removal, and associated appurtenances within the public right-of-ways or specific easements. The benefit assessment district improvements include, but are not limited to: drainage, flood control, street lighting, and maintenance of streets, roads or highways within the boundaries of the districts. Services provided include all necessary service, operations, administration and maintenance required to keep the improvements in a healthy, vigorous, and satisfactory condition.

Section. 3 The boundaries of the Assessment Districts are as shown by the assessment diagram filed in the offices of the City Clerk, which map is made a part hereof by reference.

Section. 4 Reference is made to the Annual Report prepared by NBS, on file with the Clerk, for a full and detailed description of the improvements, the boundaries of the Assessment District and the zones therein, and the proposed assessments upon assessable lots and parcels of land within the Assessment Districts.

Section. 5: The Council hereby declares its intention to conduct a Public Hearing concerning the levy of assessments in accordance with Section 22629 of the Landscaping and Lighting Act of 1972 Act. All objections to the assessment, if any, will be considered by the Council. The Public Hearing will be held on Monday, July 9, 2012 at 7:00 pm or as soon thereafter as is feasible in the Council Chambers located at 7018 Pine Street, Hughson, CA 95326. The Council further orders the City Clerk to publish notice of this resolution in accordance with Section 22626 of the Act.

Section. 6: The maximum assessment is not proposed to increase from the previous year above that previously approved by the property owners (as "increased assessment" is defined in Section 54954.6 of the Government Code).

**PASSED AND ADOPTED** by the City Council of the City of Hughson, State of California, at a regular meeting held on the 25<sup>th</sup> day of June, 2012 by the following roll call vote:

**AYES:**

**NOES:**

**ABSTENTIONS:**

**ABSENT:**

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**RAMON BAWANAN, Mayor**

---

**DOMINIQUE SPINALE, Deputy City Clerk**



**City of Hughson**

**Annual Engineer's Report**

**Lighting & Landscaping and  
Benefit Assessment Districts**

**Fiscal Year 2012/13**

**Main Office**

32605 Temecula Parkway, Suite 100  
Temecula, CA 92592  
Toll free: 800.676.7516 Fax: 951.296.1998

**Regional Office**

870 Market Street, Suite 1223  
San Francisco, CA 94102  
Toll free: 800.434.8349 Fax: 415.391.8439

**TABLE OF CONTENTS**

**1. 2012/13 SUMMARY 1-1**

**2. OVERVIEW 2-1**

2.1. Introduction.....2-1

2.2. Proposition 218.....2-2

2.3. Benefit Analysis.....2-2

**3. PLANS AND SPECIFICATIONS 3-1**

3.1. Description of the Districts and Benefits.....3-1

**4. DISTRICT BOUNDARIES 4-1**

4.1. Central Hughson.....4-1

4.2. Brittany Woods.....4-1

4.3. Euclid North.....4-1

4.4. Euclid South.....4-1

4.5. Fontana Ranch North.....4-1

4.6. Fontana Ranch South.....4-1

4.7. Feathers Glenn.....4-1

4.8. Rhapsody Unit No. 1.....4-2

4.9. Rhapsody Unit No. 2.....4-2

4.10. Santa Fe Estates Phase 1.....4-2

4.11. Santa Fe Estates Phase 2.....4-2

4.12. Stern Estates.....4-2

4.13. Sterling Glenn III.....4-2

4.14. Sun Glow Estates.....4-2

4.15. Walnut Haven III.....4-3

**5. ASSESSMENTS 5-1**

5.1. Method of Assessment/Appportionment.....5-1

5.2. Exempt Parcels.....5-1

5.3. Annual Inflationary Adjustment.....5-2

5.4. Summary of Budgets for Fiscal Year 2012/13.....5-3

**6. ASSESSMENT DIAGRAMS 6-1**

**7. ASSESSMENT ROLL 2012/13 7-1**

# 1. 2012/13 SUMMARY

## LANDSCAPE AND LIGHTING DISTRICTS

District Name	2012/13 Estimated Budget Costs	Current EDUs	2012/13 Actual Rate Per EDU	2012/13 Maximum Rate per EDU
Brittany Woods	\$8,060.00	65	\$124.00	\$124.00
Central Hughson*	12,159.18	N/A	N/A	N/A
Euclid North	0.00	50	0.00	243.73
Euclid South	0.00	69	0.00	155.79
Feathers Glenn	12,307.76	43	286.23	286.23
Fontana Ranch North	15,872.69	89	178.34	178.34
Fontana Ranch South	9,623.79	56	171.85	171.85
Rhapsody Unit No. 1	6,794.00	79	86.00	86.00
Rhapsody Unit No. 2	6,490.00	59	110.00	110.00
Santa Fe Estates Phase 1	7,260.00	55	132.00	132.00
Santa Fe Estates Phase 2	6,630.00	51	130.00	130.00
Starn Estates	7,956.00	78	102.00	102.00
Sterling Glenn III**	13,942.00	71/1.7	189.23/297.85	189.23/297.85
Sun Glow Estates	8,939.84	91	98.24	98.24
Walnut Haven III	5,995.00	55	109.00	109.00

## BENEFIT ASSESSMENT DISTRICTS

District Name	2012/13 Estimated Budget Costs	Current EDUs	2012/13 Actual Rate Per EDU	2012/13 Maximum Rate per EDU
Central Hughson*	\$25,076.38	N/A	N/A	N/A
Euclid North	0.00	50	0.00	212.52
Euclid South	0.00	69	0.00	170.01
Feathers Glenn	7,608.29	43	176.94	176.94
Fontana Ranch North	16,588.90	89	186.39	186.39
Fontana Ranch South	8,481.38	56	151.45	151.45
Sterling Glenn III**	9,662.11	71/1.7	130.86/218.11	130.86/218.11

\*Includes too many individual factors to summarize maximum assessment rates, please contact NBS 800-676-7516 with questions or for details regarding the maximum assessment rates.

\*\*Includes Annexations

## **2. OVERVIEW**

### **2.1. Introduction**

---

The City of Hughson (“City”) utilizes special financing districts to provide various services and improvements to the property owners within the City. These are currently comprised of two types of assessments; Landscape and Lighting Districts and Benefit Assessment Districts. Each Landscape and Lighting District was formed and the annual assessments are levied pursuant to the Landscape and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (the “1972 Act”). Each Benefit Assessment District was formed and the annual assessments are levied pursuant to the Benefit Assessment Act of 1982 (the “1982 Act”), Part 1 of Division 2 of the California Government Code.

The City annually reviews the anticipated costs of each district for the next year, establishes assessments attributable to each parcel, and orders such assessments to be levied through the County property tax roll. This Engineer’s Report (“Report”) describes the districts, any annexations or changes to the districts, the proposed assessments and the levies for Fiscal Year 2012/13. The proposed assessments and levies are based on the historical and estimated costs to maintain the improvements that provide a direct and special benefit to properties within each respective district.

The costs of the improvements and the annual levies include all expenditures, deficits, surpluses, revenues, and reserves. Parcels are assessed proportionately for special benefit provided by district improvements.

For the purposes of this Report, the word “parcel” refers to an individual property assigned its own Assessor’s Parcel Number by the Stanislaus County Assessor’s Office. The Stanislaus County Auditor/Controller uses Assessor’s Parcel Numbers and specific Fund Numbers to identify properties assessed on the County Secured Property Tax Roll (the “Tax Roll”).

Following final approval of the Report and confirmation of the assessments, the Council may order the levy and the collection of the assessments for Fiscal Year 2012/13 pursuant to the 1972 and 1982 Acts. In such case, the assessment information will be submitted to the County Auditor/Controller to be included on the Tax Roll for each benefiting parcel for Fiscal Year 2012/13.

## **2.2. Proposition 218**

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In November 1996, California voters approved Proposition 218. The provisions of the Proposition are now contained in the California Constitution Articles XIIC and XIID. All assessments described in the Report and approved by the City Council are prepared in accordance with the 1972 and 1982 Acts and are in compliance with the provision of the California Constitution Article XIID.

Pursuant to California Constitution Article XIID Section 5, certain existing assessments are exempt from the substantive and procedural requirements of the Article XIID Section 4 and the property owner balloting for the assessments is not required until such time that the assessments are increased or assessment methods changed.

Therefore, any pre-existing assessment amount (and any assessment identified in the Report) for those districts is subsequently exempt from the procedural requirements of Article XIID Section 4. However, any future assessment increases in excess of that will be subject to the new requirements identified in California Constitution Article XIID.

## **2.3. Benefit Analysis**

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Each of the improvements, the associated costs and assessments have been carefully reviewed, identified and allocated based on special benefit pursuant to the provisions of the California Constitution and either the 1972 Act and/or the 1982 Act. The improvements associated with each district have been identified as necessary, required and/or desired for the orderly development of the properties within the district to their full potential consistent with the proposed development plans and applicable portions of the City General Plan. As such, these improvements would be necessary and required of the individual property owners for the development of such properties, and the ongoing operation, servicing and maintenance of the improvements. Therefore, the improvements and the annual costs of ensuring the maintenance and operation of the improvements are of direct and special benefit to the properties.

The method of assessment/apportionment is based on the premise that each assessed parcel within the district receives special benefit from improvements provided by the district. The desirability and security of properties is enhanced by the presence of local improvements in close proximity to those properties.

The special benefits associated with landscape improvements are specifically:

- Enhanced desirability of properties through association with the improvements;
- Improved aesthetic appeal of properties providing a positive representation of the area;
- Enhanced adaptation of the urban environment within the natural environment from adequate green space and landscaping;
- Environmental enhancement through improved erosion resistance, dust and debris control;
- Increased sense of pride in ownership of property within the district resulting from well maintained improvement associated with the properties;
- Reduced criminal activity and property-related crimes (especially vandalism) against properties in the district through well-maintained surroundings and amenities including abatement of graffiti;
- Enhanced environmental quality of the parcels by moderating temperatures, providing oxygenation and attenuating noise.

The special benefit associated with street lighting specifically:

- Enhanced deterrence of crime and the aid to police protection;
- Increased nighttime safety on roads and streets;
- Improved visibility of pedestrians and motorists to see;
- Improved ingress and egress to property;

- Reduced vandalism and other criminal act and damage to improvements or property;
- Improved traffic circulation and reduced nighttime accidents and personal property loss;
- Increased promotion of business during nighttime hours in the case of commercial properties.

The special benefits associated with the Benefit Assessment Districts are specifically, but not necessarily limited to:

- Improved flood controls;
- Improved water quality from storm waters;
- Improved and safer pedestrian facilities;
- Improved roadways and reduced vehicular wear;
- Improved public facilities;
- Enhanced visual characteristics by the undergrounding of utilities.

Based on the preceding special benefits, it has been determined that the improvements provided through the districts and for which parcels are assessed, contribute to the safety, security, aesthetic value and desirability of those properties. It has further been determined that these improvements, whether individually or collectively, are provided for the special benefit and enhancement of properties within the district and provide no measureable general benefit to properties outside the district or to the public at large.

Further, in reviewing the improvements in each of the districts, the proximity of those improvements to both properties within each district and those outside each district, as well as the reasons for installing and constructing such improvements, it is evident that the improvements are solely intended for the benefit of properties within each district, within the meaning contemplated by the Acts. The ongoing maintenance and operation of the improvements include public areas, easements, rights-of-way and other amenities available or visible to the public at large. The construction and installation of these improvements were for direct special benefit to the properties within each respective district and were not required or necessarily desired by any properties or developments outside each district boundary. Any public access or use of the improvements by others is incidental. Therefore, it has been determined that the improvements and ongoing maintenance serving the operation of those improvements provide no measurable special benefit to properties outside each of the districts or the public at large, but clearly provide distinct and special benefits to properties within each of the districts. Any benefit received by properties or individuals outside of the districts is general in nature.

## **3. PLANS AND SPECIFICATIONS**

### **3.1. Description of the Districts and Benefits**

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For Fiscal Year 2012/13 there are fifteen landscape and lighting districts (“LMDs”). These are identified as Brittany Woods, Central Hughson, Euclid North (Legacy), Euclid South, Feathers Glen, Fontana Ranch North, Fontana Ranch South, Rhapsody Unit No. 1, Rhapsody Unit No. 2, Santa Fe Estates Phase 1, Santa Fe Estates Phase 2, Starn Estates, Sterling Glen III, Sun Glow Estates, and Walnut Haven III. For Fiscal Year 2012/13 there are seven benefit assessment districts (“BADs”). These consist of Central Hughson, Feathers Glenn, Euclid North (Legacy), Euclid South, Fontana Ranch North, Fontana Ranch South, and Sterling Glen III. The benefit assessment districts are geographically identical to their counterpart landscape and lighting districts, with the exception of the certain zones within the Central Hughson Benefit Assessment District.

Each LMD provides and ensures the continued maintenance, servicing, administration, and operation of various landscape and lighting improvements and associated appurtenances located within the public rights-of-way and dedicated landscape easements in various tracts throughout the City. Each LMD is identified as a district area within the City with specific costs and benefits to the parcels within each LMD. The spreading of the improvement costs is based upon the total cost of the improvements within each LMD and is proportionately spread among all benefiting properties within each LMD as determined under §22503 of the California Streets and Highways Code.

Each property is assessed only for the cost of the improvements from which special benefit is received. Improvements within the LMDs may include but are not limited to street lighting, planting materials, irrigation systems, drainage systems, detention basins, open space areas, public pedestrian paths, and entry monuments, and may include a combination of grading, clearing, removal of debris, the installation or construction of curbs, gutters, walls, sidewalks, or paving, or water, irrigation, drainage, or electrical facilities.

Each BAD may provide the costs of various improvements to roads, sidewalks, public facilities, storm water facilities, undergrounding of utilities and any other benefits allowed under the Act.

## **4. DISTRICT BOUNDARIES**

### **4.1. Central Hughson**

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Central Hughson differs for the other districts in that it was formed and annexed to in accordance with parcel circumstances, type or other specific purpose as indicated by the original engineer's report. Consequently, a general description of locations is not practical. Assessments also differ in that they are formulated in most respects by parcel specific attributes rather than equal distribution to all included parcels.

### **4.2. Brittany Woods**

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Brittany Woods lies south of the Turlock Irrigation District Ceres Main Canal, and south of Hatch Road, and east of Seventh Street, within the boundaries of Tract 085 (Brittany Woods), and includes Assessor's Parcel Numbers for lots 018-085-001 through 018-085-066 inclusive and Lot "A" as recorded in Book 40 of Maps, Page 73, of Stanislaus County Records.

### **4.3. Euclid North**

---

Euclid North is a portion of the south half of Tract 20, west of Euclid Avenue, bordered on the west by the Brittany Woods Subdivision, on the north by the Euclid North Subdivision, and on the east by Euclid Avenue, and on the south by the Fontana North Subdivision.

### **4.4. Euclid South**

---

Euclid South is a portion of the south half of Tract 20, west of Euclid Avenue, bordered on the west by the Starns Estates Subdivision, and on the north by the Euclid North Subdivision, and on the east by Euclid Avenue, and on the south by the Fontana North Subdivision.

### **4.5. Fontana Ranch North**

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Fontana Ranch North is a portion of Tract 22, west of Euclid Avenue, north of Fox Road, south of the Euclid South Subdivision, and east of the Fox Glen Subdivision.

### **4.6. Fontana Ranch South**

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Fontana Ranch South is a portion of Tract 24 south of Fox Road, west of Samaritan Village Facility, north of the extension of Locust Street, and east of the Bavaro Subdivision.

### **4.7. Feathers Glenn**

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Feathers Glenn lies directly south of the Rhapsody Subdivisions, and consists of those lots served by Metcalf Way between Charles Street and Seventh Street, and the Feathers and Adeline Courts.

#### ***4.8. Rhapsody Unit No. 1***

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Rhapsody Unit No. 1 lies south of the Turlock Irrigation District Ceres Main Canal, and south of Hatch Road, and west of Seventh Street, within the boundaries of Tracts 086 and 087 (Rhapsody), and includes Assessor's Parcel Numbers for lots 018-086-001 through 018-086-042 inclusive, and 018-087-001 through 018-087-037 inclusive and Lots "A" and "B" as recorded in Book 40 of Maps, Page 74, Stanislaus County Records.

#### ***4.9. Rhapsody Unit No. 2***

---

Rhapsody Unit No. 2 lies south of the Turlock Irrigation District Ceres Main Canal, and south of Hatch Road, and west of Seventh Street, within the boundaries of Tracts 086 and 087 (Rhapsody), and includes Assessor's Parcel Numbers for lots 018-086-044 through 018-086-078 inclusive, and 018-087-039 through 018-087-062 inclusive and Lots "A" and "B" as recorded in Book 40 of Maps, Page 74, Stanislaus County Records.

#### ***4.10. Santa Fe Estates Phase 1***

---

Santa Fe Estates Phase 1 lies east of Santa Fe Avenue, within Tract 083 (Santa Fe Estates Phase 1), and includes Assessor's Parcel Numbers for lots 018-083-001 through 018-083-055 inclusive as recorded in Book 40 of Maps, Page 56, and Stanislaus County Records.

#### ***4.11. Santa Fe Estates Phase 2***

---

Santa Fe Estates Phase 2 lies east of Santa Fe Avenue, within Tract 084 (Santa Fe Estates Phase 2), and includes Assessor's Parcel Numbers for lots 018-084-002 through 018-084-053 inclusive and "Lot B" as recorded in Book 10 of Maps, Page 38, of Stanislaus County Records.

#### ***4.12. Stern Estates***

---

Stern Estates lies directly south of the Brittany Woody Landscaping and Lighting District, east of Seventh Street, within Tract 081 (Stern Estates Phase 1 and 2), and includes Assessor's Parcel Numbers for lots 018-081-001 through 018-081-037 inclusive and lots 018-081-039 through 018-081-079 inclusive as recorded in Book 40 of Maps, Page 21, Stanislaus County Records.

#### ***4.13. Sterling Glenn III***

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Sterling Glenn III is located west of Tully Road, east of Santa Fe Estates Phase II Subdivision, north of an industrial zone, and south of the Walnut Haven Subdivision, and includes Assessor's Parcel Numbers 018-089-001 through 017-089-073.

#### ***4.14. Sun Glow Estates***

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Sun Glow Estates lies east of Tully Road and directly south of the Walnut Haven III Landscaping and Lighting District, within Tract 082 (Sun Glow Estates), and includes Assessor's Parcel Numbers for lots 018-082-001 through 018-082-090 inclusive as recorded in Book 39 of Maps, Page 98, of Stanislaus County Records.

#### ***4.15. Walnut Haven III***

---

Walnut Haven III lies east of Tully Road and west of Charles Street, directly north of the Sun Glow Landscaping and Lighting District, within Tract 088 (Walnut Haven III), and includes Assessor's Parcel Numbers for lots 018-088-001 through 018-088-055 inclusive as recorded in Book 40 of Maps, Page 76, of Stanislaus County Records.

## **5. ASSESSMENTS**

### **5.1. Method of Assessment/Apportionment**

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Pursuant to the 1972 Act and/or the 1982 Act, the costs of a District may be apportioned by a formula or method that fairly distributes the net amount to be assessed, among all assessable parcels in proportion to the special benefits to be received by each such parcel for the improvements. The benefit formula used within each district may vary, but reflects the composition of the parcels, and the improvements and services provided to fairly proportion the costs based on the special benefit to each assessable parcel. Parcels dedicated to public easements, open space areas and rights-of-way, public greenbelts and parkways, utility rights-of-way, common areas, sliver parcels and bifurcated lots or any other property that cannot be developed, park properties and other publicly owned properties that are part of each district improvements or that have little or no improvement value receive little or no benefit from district improvements and are not assessed.

When a number of the districts were established and the existing assessments were approved, it was determined that the most appropriate apportionment of maintenance costs and special benefit was an equal per parcel distribution. Therefore, the total amount to be levied in each of these districts is shared and assessed equally for each parcel in the sub area. The following formula is used to arrive at the levy amount for each parcel within these sub areas.

**Total Balance to Levy for District x Total Assessable Parcels in District = Parcel Levy Amount**

In contrast the Central Hughson Benefit Assessment District apportions costs on the basis of parcel specific attributes, such as lot size and street frontage.

### **5.2. Exempt Parcels**

---

Properties within each district that are not assessed for special benefit include but are not limited to:

- Lots or parcels identified as public streets and other roadways (typically not assigned an APN by the County);
- Dedicated public easements including open space areas, utility rights-of-way, greenbelts, parkways, parks or other publicly owned properties that are part of the District improvements or may provide other benefits to private properties within the District;
- Private properties that cannot be developed independently from an adjacent property, such as common areas, silver parcels or bifurcated lots or properties with very restrictive development use.

These types of parcels are considered to receive little or no special benefit from the improvements and are therefore exempt from assessment, but shall be reviewed annually by the assessment engineer to confirm the parcels current development status. Government owned properties or public properties are not necessarily exempt and shall be subject to special benefit assessment unless it qualifies for an exempt status. For example, those portions of parcels which are used for storm water detention basins in order to provide flood control and drainage systems, are subject to Article XIID Section 5a. Status determinations for existing districts were established by prior assessment reports, and are not within the scope of this report.

### ***5.3. Annual Inflationary Adjustment***

---

Increases to the annual assessment and levy are indexed to the Consumer Price Index plus three percent based on the U.S. Department of Labor, Bureau of Labor Statistics, reported by the San Francisco/Oakland Urban Wage Earners and Clerical Workers increase. This will annually establish the new inflation adjusted maximum assessment that may be levied without the necessity of conducting a Proposition 218 ballot proceeding. Although the maximum rate is likely to increase each year, the actual amount to be assessed is based on the annual budget and may be less than the maximum rate.

Additionally, not all of the City's Districts include annual inflationary adjustments. The following list shows the Districts with allowable inflationary adjustments, as described above.

- Euclid North LMD & BAD
- Euclid South LMD & BAD
- Feathers Glen LMD & BAD
- Fontana Ranch North LMD & BAD
- Fontana Ranch South LMD & BAD
- Sterling Glen LMD & BAD
- Central Hughson LMD & BAD

All other Districts listed in this report have established, non-increasing maximum annual assessment rates.

#### ***5.4. Summary of Budgets for Fiscal Year 2012/13***

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The Fiscal Year 2012/13 budgets for each District can be found on the following pages.

Description	Sun Glow Estates LMD	Starn Estates LMD	Santa Fe Estates, Phase 1 LMD	Walnut Haven III LMD
<b>Direct Costs</b>				
Total Personnel Labor & Fringe	\$5,224.00	\$3,794.00	\$6,542.00	\$3,681.00
Contract Services	0.00	0.00	0.00	0.00
Other Services – City Forces	0.00	0.00	0.00	0.00
Utilities: Water, Sewer, Electricity	1,019.13	973.59	1,255.87	747.36
Equipment & Material Costs	1,613.00	1,308.00	2,604.00	1,349.00
Capital Improvement	0.00	0.00	0.00	0.00
Other Incidental Costs (Insurance)	73.41	37.15	37.15	31.09
<b>Total Direct Costs</b>	<b>\$7,929.54</b>	<b>\$6,112.73</b>	<b>\$10,439.02</b>	<b>\$5,808.45</b>
<b>Indirect Costs</b>				
Program Administration	\$1,585.91	\$1,222.55	\$2,087.80	\$1,161.69
Contingency	0.00	0.00	0.00	0.00
Engineer's Annual Report	1,001.97	1,001.97	1,001.97	1,001.97
Stanislaus County Assessor's Fee	0.00	0.00	0.00	0.00
Regulatory Programs	0.00	0.00	0.00	0.00
<b>Total Indirect Costs</b>	<b>\$2,587.88</b>	<b>\$2,224.52</b>	<b>\$3,089.77</b>	<b>\$2,163.66</b>
<b>Total Costs</b>	<b>\$10,517.42</b>	<b>\$8,337.25</b>	<b>\$13,528.79</b>	<b>\$7,972.11</b>
<b>Reserve and Other Contribution</b>				
Reserve Balance	\$18,279.61	\$12,335.37	\$8,669.87	\$6,835.76
Reserve Collection/Credit	(1,577.58)	(381.25)	(6,268.79)	(1,977.11)
City Contribution (Budget Shortfall)	0.00	0.00	0.00	0.00
<b>Subtotal Reserve and Other Cont.</b>	<b>\$16,702.03</b>	<b>\$11,954.12</b>	<b>\$2,401.08</b>	<b>\$4,858.65</b>
<b>Balance to Levy</b>	<b>\$8,939.84</b>	<b>\$7,956.00</b>	<b>\$7,260.00</b>	<b>\$5,995.00</b>

Description	Rhapsody Unit No.1 LMD	Brittany Woods LMD	Rhapsody Unit No.2 LMD	Santa Fe Estates, Phase 2 LMD
<b>Direct Costs</b>				
Total Personnel Labor & Fringe	\$5,200.00	\$4,806.00	\$4,179.00	\$8,463.00
Contract Services	0.00	0.00	0.00	0.00
Other Services – City Forces	0.00	0.00	0.00	0.00
Utilities: Water, Sewer, Electricity	1,231.52	1,588.78	1,525.26	528.75
Equipment & Material Costs	1,355.00	1,338.00	1,383.00	1,490.00
Capital Improvement	0.00	0.00	0.00	0.00
Other Incidental Costs (Insurance)	67.39	85.51	67.39	37.15
<b>Total Direct Costs</b>	<b>\$7,853.91</b>	<b>\$7,818.30</b>	<b>\$7,154.65</b>	<b>\$10,518.90</b>
<b>Indirect Costs</b>				
Program Administration	\$1,570.78	\$1,563.66	\$1,430.93	\$2,103.78
Contingency	0.00	0.00	0.00	0.00
Engineer's Annual Report	1,001.97	1,001.97	1,001.97	1,001.97
Stanislaus County Assessor's Fee	0.00	0.00	0.00	0.00
Regulatory Programs	0.00	0.00	0.00	0.00
<b>Total Indirect Costs</b>	<b>\$2,572.75</b>	<b>\$2,565.63</b>	<b>\$2,432.90</b>	<b>\$3,105.75</b>
<b>Total Costs</b>	<b>\$10,426.66</b>	<b>\$10,383.92</b>	<b>\$9,587.55</b>	<b>\$13,624.65</b>
<b>Reserve and Other Contribution</b>				
Reserve Balance	\$11,392.99	\$11,241.06	\$7,546.27	\$17,414.88
Reserve Collection/Credit	(3,632.66)	(2,323.92)	(3,097.55)	(6,994.65)
City Contribution (Budget Shortfall)	0.00	0.00	0.00	0.00
<b>Subtotal Reserve and Other Cont.</b>	<b>\$7,760.33</b>	<b>\$8,917.14</b>	<b>\$4,448.72</b>	<b>\$10,420.23</b>
<b>Balance to Levy</b>	<b>\$6,794.00</b>	<b>\$8,060.00</b>	<b>\$6,490.00</b>	<b>\$6,630.00</b>

Description	Sterling Glen III LMD	Feathers Glen LMD	Central Hughson LMD Zone 2	Euclid North LMD
<b>Direct Costs</b>				
Total Personnel Labor & Fringe	\$9,982.00	\$7,009.00	\$5,136.00	\$0.00
Contract Services	0.00	0.00	0.00	0.00
Other Services – City Forces	0.00	0.00	0.00	0.00
Utilities: Water, Sewer, Electricity	6,286.82	242.62	60.15	0.00
Equipment & Material Costs	1,342.00	1,331.00	1,331.00	0.00
Capital Improvement	3,000.00	0.00	0.00	0.00
Other Incidental Costs (Insurance)	67.39	67.39	152.88	0.00
<b>Total Direct Costs</b>	<b>\$20,678.22</b>	<b>\$8,650.02</b>	<b>\$6,680.03</b>	<b>\$0.00</b>
<b>Indirect Costs</b>				
Program Administration	\$4,135.64	\$1,730.00	\$1,336.01	\$0.00
Contingency	0.00	0.00	0.00	0.00
Engineer's Annual Report	1,001.97	1,001.97	1,001.97	0.00
Stanislaus County Assessor's Fee	0.00	0.00	0.00	0.00
Regulatory Programs	0.00	0.00	0.00	0.00
<b>Total Indirect Costs</b>	<b>\$5,137.61</b>	<b>\$2,731.97</b>	<b>\$2,337.98</b>	<b>\$0.00</b>
<b>Total Costs</b>	<b>\$25,815.83</b>	<b>\$11,381.99</b>	<b>\$9,018.01</b>	<b>\$0.00</b>
<b>Reserve and Other Contribution</b>				
Reserve Balance	\$12,805.18	\$17,660.13	(\$16,617.84)	(\$23.85)
Reserve Collection/Credit	(11,873.83)	925.77	3,141.17	0.00
City Contribution (Budget Shortfall)	0.00	0.00	0.00	0.00
<b>Subtotal Reserve and Other Cont.</b>	<b>\$931.35</b>	<b>\$18,585.90</b>	<b>(\$13,476.67)</b>	<b>(\$23.85)</b>
<b>Balance to Levy</b>	<b>\$13,942.00</b>	<b>\$12,307.76</b>	<b>\$12,159.18</b>	<b>\$0.00</b>

Description	Euclid South LMD	Fontana Ranch North LMD	Fontana Ranch South LMD	Sterling Glen III BAD
<b>Direct Costs</b>				
Total Personnel Labor & Fringe	\$0.00	\$7,861.00	\$8,504.00	\$8,112.00
Contract Services	0.00	0.00	0.00	0.00
Other Services – City Forces	0.00	0.00	0.00	0.00
Utilities: Water, Sewer, Electricity	0.00	5,685.26	5,797.30	0.00
Equipment & Material Costs	0.00	1,381.00	1,337.00	313.00
Capital Improvement	0.00	0.00	0.00	0.00
Other Incidental Costs (Insurance)	0.00	67.39	67.39	424.00
<b>Total Direct Costs</b>	<b>\$0.00</b>	<b>\$14,994.66</b>	<b>\$15,705.69</b>	<b>\$8,849.00</b>
<b>Indirect Costs</b>				
Program Administration	\$0.00	\$2,998.93	\$3,141.14	\$1,769.80
Contingency	0.00	0.00	0.00	0.00
Engineer's Annual Report	0.00	1,001.97	1,001.97	1,001.97
Stanislaus County Assessor's Fee	0.00	0.00	0.00	0.00
Regulatory Programs	0.00	0.00	0.00	0.00
<b>Total Indirect Costs</b>	<b>\$0.00</b>	<b>\$4,000.90</b>	<b>\$4,143.11</b>	<b>\$2,771.77</b>
<b>Total Costs</b>	<b>\$0.00</b>	<b>\$18,995.56</b>	<b>\$19,848.80</b>	<b>\$11,620.77</b>
<b>Reserve and Other Contribution</b>				
Reserve Balance	\$12,428.62	\$8,816.87	(\$15,388.08)	\$4,743.72
Reserve Collection/Credit	0.00	(3,122.87)	0.00	(1,958.66)
City Contribution (Budget Shortfall)	0.00	0.00	(10,225.01)	0.00
<b>Subtotal Reserve and Other Cont.</b>	<b>\$12,428.62</b>	<b>\$5,694.01</b>	<b>(\$25,613.10)</b>	<b>\$2,785.06</b>
<b>Balance to Levy</b>	<b>\$0.00</b>	<b>\$15,872.69</b>	<b>\$9,623.79</b>	<b>\$9,662.11</b>

Description	Feathers Glen BAD	Fontana Ranch North BAD	Fontana Ranch South BAD	Euclid North BAD
<b>Direct Costs</b>				
Total Personnel Labor & Fringe	\$8,112.00	\$6,084.00	\$7,098.00	\$0.00
Contract Services	0.00	0.00	0.00	0.00
Other Services – City Forces	0.00	0.00	0.00	0.00
Utilities: Water, Sewer, Electricity	0.00	0.00	0.00	0.00
Equipment & Material Costs	313.00	313.00	313.00	0.00
Capital Improvement	0.00	0.00	0.00	0.00
Other Incidental Costs (Insurance)	202.14	466.31	236.62	0.00
<b>Total Direct Costs</b>	<b>\$8,627.14</b>	<b>\$6,863.31</b>	<b>\$7,647.62</b>	<b>\$0.00</b>
<b>Indirect Costs</b>				
Program Administration	\$1,725.43	\$1,372.66	\$1,529.52	\$0.00
Contingency	0.00	0.00	0.00	0.00
Engineer's Annual Report	1,001.97	1,001.97	1,001.97	0.00
Stanislaus County Assessor's Fee	0.00	0.00	0.00	0.00
Regulatory Programs	0.00	0.00	0.00	0.00
<b>Total Indirect Costs</b>	<b>\$2,727.40</b>	<b>\$2,374.63</b>	<b>\$2,531.49</b>	<b>\$0.00</b>
<b>Total Costs</b>	<b>\$11,354.53</b>	<b>\$9,237.94</b>	<b>\$10,179.11</b>	<b>\$0.00</b>
<b>Reserve and Other Contribution</b>				
Reserve Balance	\$7,291.47	\$21,508.24	\$5,865.46	\$867.63
Reserve Collection/Credit	(3,746.24)	7,350.95	(1,697.73)	0.00
City Contribution (Budget Shortfall)	0.00	0.00	0.00	0.00
<b>Subtotal Reserve and Other Cont.</b>	<b>\$3,545.23</b>	<b>\$28,859.19</b>	<b>\$4,167.72</b>	<b>\$867.63</b>
<b>Balance to Levy</b>	<b>\$7,608.29</b>	<b>\$16,588.90</b>	<b>\$8,481.38</b>	<b>\$0.00</b>

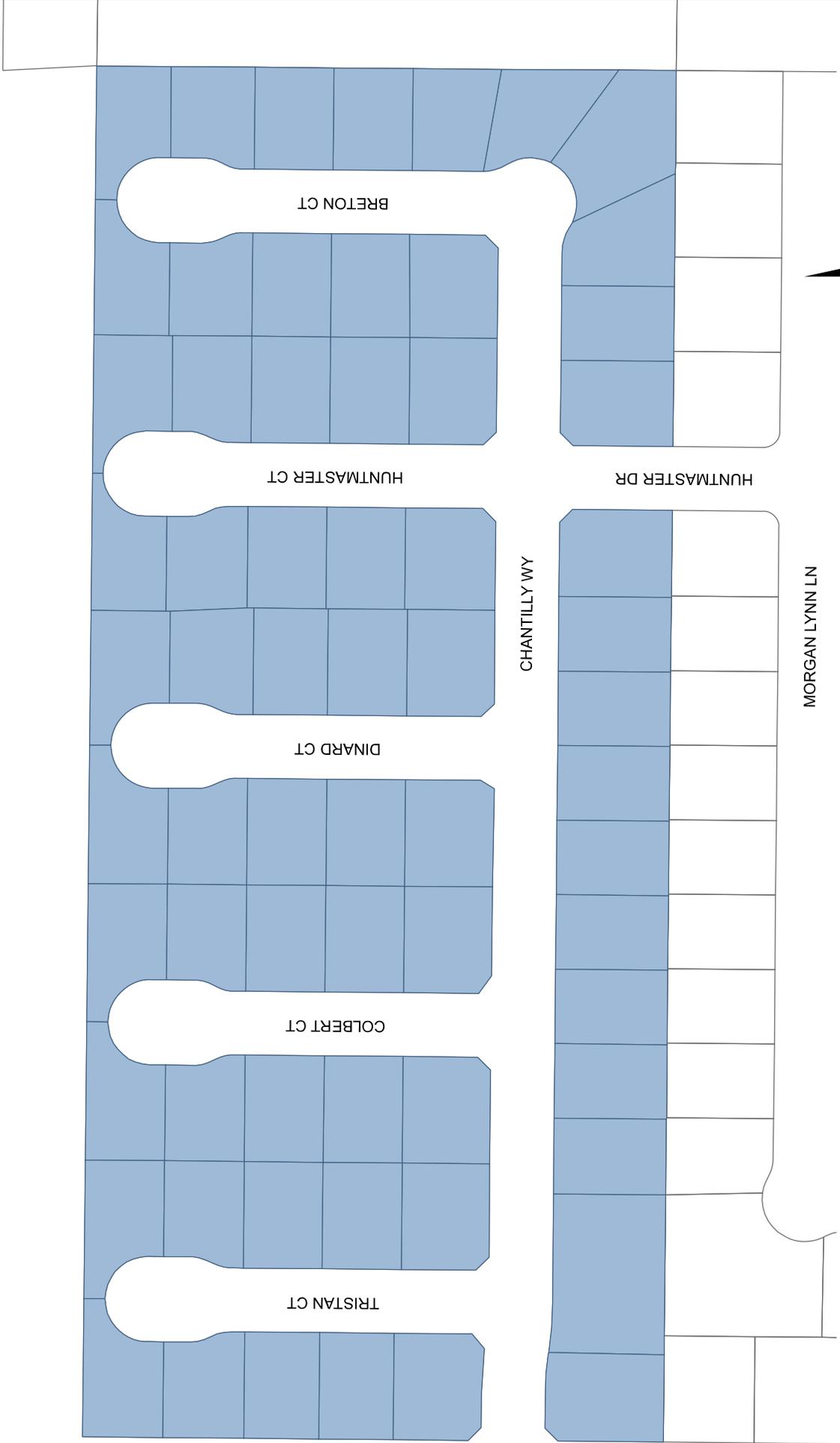
Description	Euclid South BAD	Central Hughson BAD Zone 2
<b>Direct Costs</b>		
Total Personnel Labor & Fringe	\$0.00	\$20,280.00
Contract Services	0.00	0.00
Other Services – City Forces	0.00	0.00
Utilities: Water, Sewer, Electricity	0.00	0.00
Equipment & Material Costs	0.00	313.00
Capital Improvement	0.00	0.00
Other Incidental Costs (Insurance)	0.00	449.21
<b>Total Direct Costs</b>	<b>\$0.00</b>	<b>\$21,042.21</b>
<b>Indirect Costs</b>		
Program Administration	\$0.00	\$4,208.44
Contingency	0.00	0.00
Engineer's Annual Report	0.00	1,001.97
Stanislaus County Assessor's Fee	0.00	0.00
Regulatory Programs	0.00	0.00
<b>Total Indirect Costs</b>	<b>\$0.00</b>	<b>\$5,210.41</b>
<b>Total Costs</b>	<b>\$0.00</b>	<b>\$26,252.62</b>
<b>Reserve and Other Contribution</b>		
Reserve Balance	\$4,638.57	\$15,034.75
Reserve Collection/Credit	0.00	(1,176.24)
City Contribution (Budget Shortfall)	0.00	0.00
<b>Subtotal Reserve and Other Cont.</b>	<b>\$4,638.57</b>	<b>\$13,858.51</b>
<b>Balance to Levy</b>	<b>\$0.00</b>	<b>\$25,076.38</b>

## **6. ASSESSMENT DIAGRAMS**

Assessment Diagrams for each of the districts are on file with the City of Hughson. The lines and dimensions of each lot or parcel are those lines and dimensions shown on the maps of the County Assessor of the County of Stanislaus and are incorporated herein by reference and made part of this Engineer's Report. Representations of the parcels within each District can be found on the following pages.

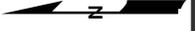
CITY OF HUGHSON  
BRITTANY WOODS  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

E HATCH RD



Legend

- Brittany Woods
- Other City Parcels

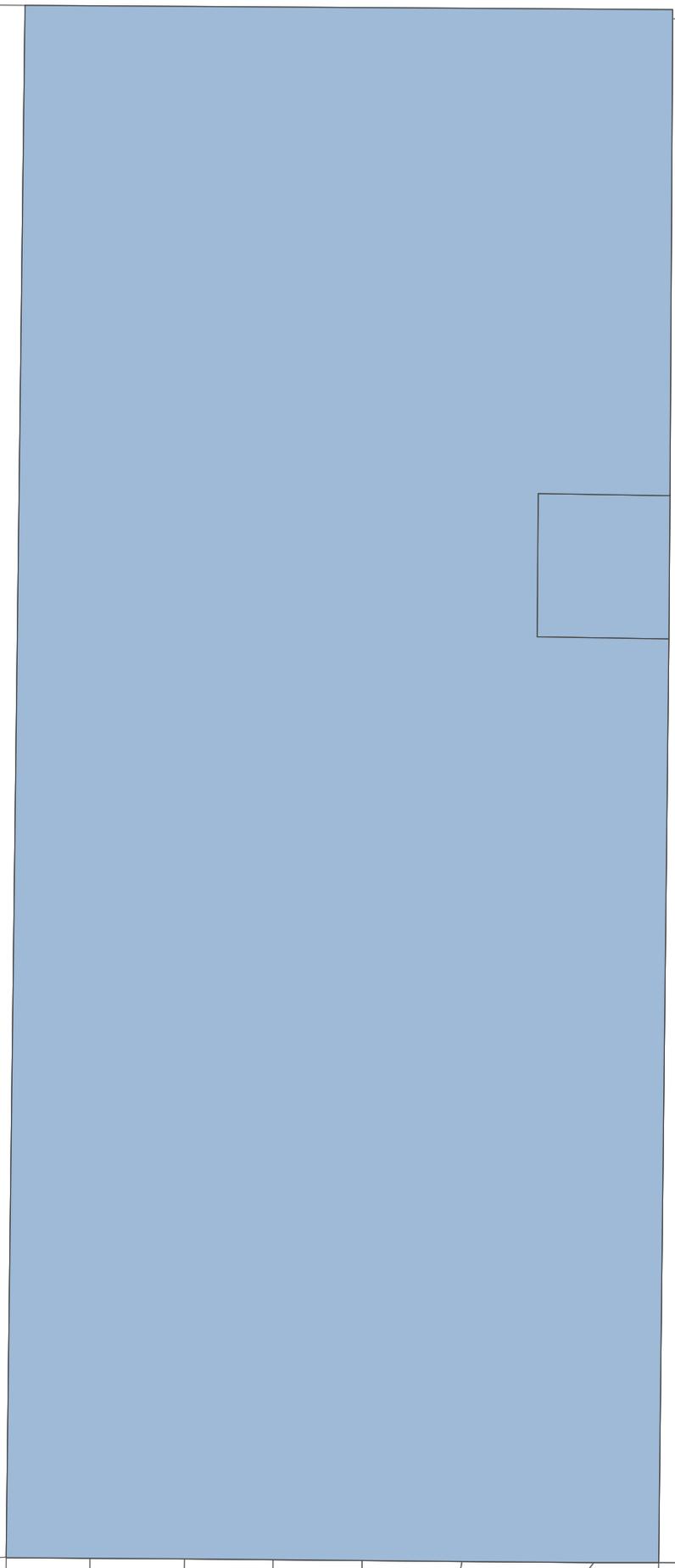


N B S

CITY OF HUGHSON  
EUCLID NORTH  
LANDSCAPE & LIGHTING / BENEFIT ASSESSMENT DISTRICT

E HATCH RD

EUCLID AVE



Legend

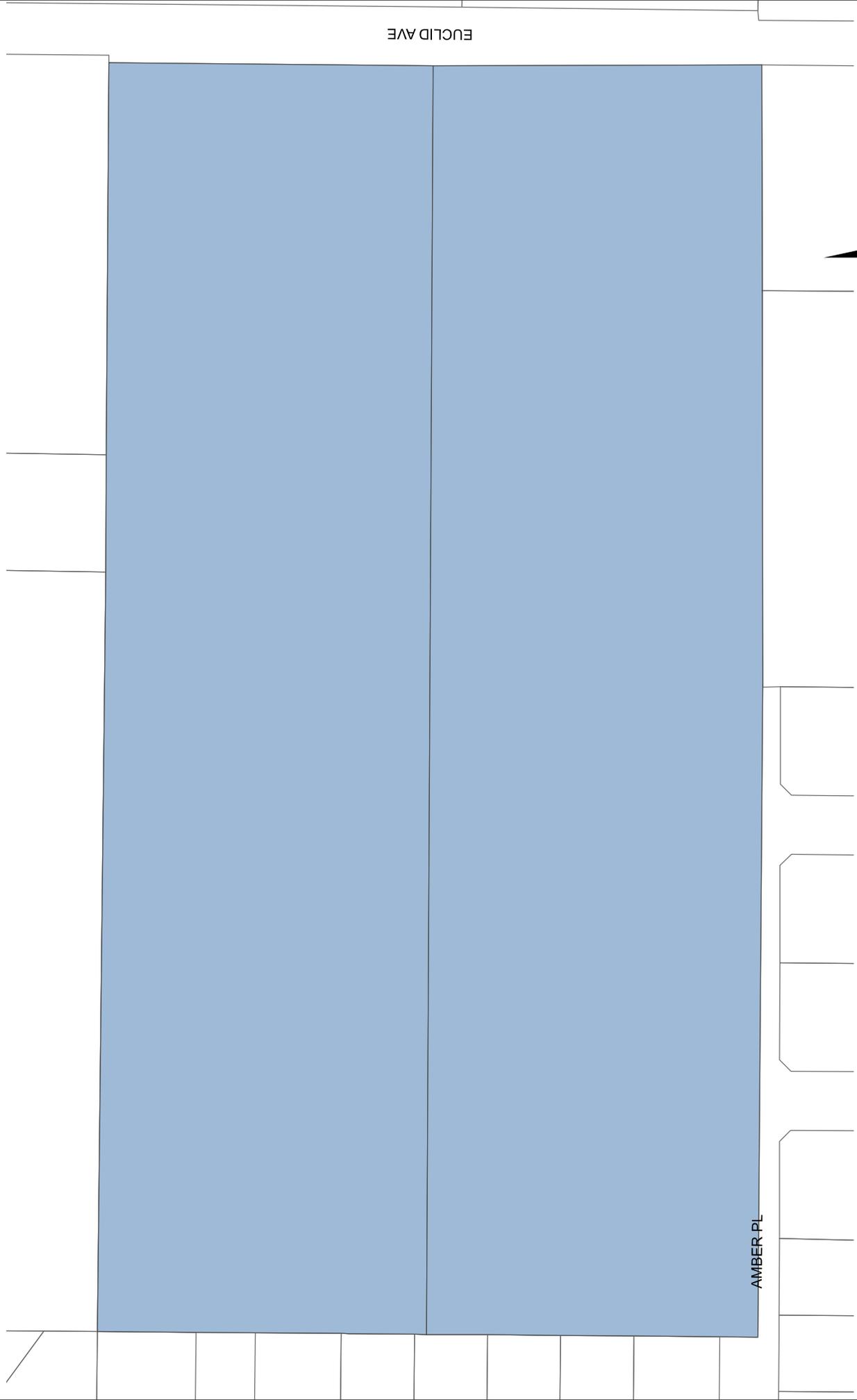
■ Euclid North

□ Other City Parcels

N B S



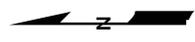
CITY OF HUGHSON  
EUCLID SOUTH  
LANDSCAPE & LIGHTING / BENEFIT ASSESSMENT DISTRICT



Legend

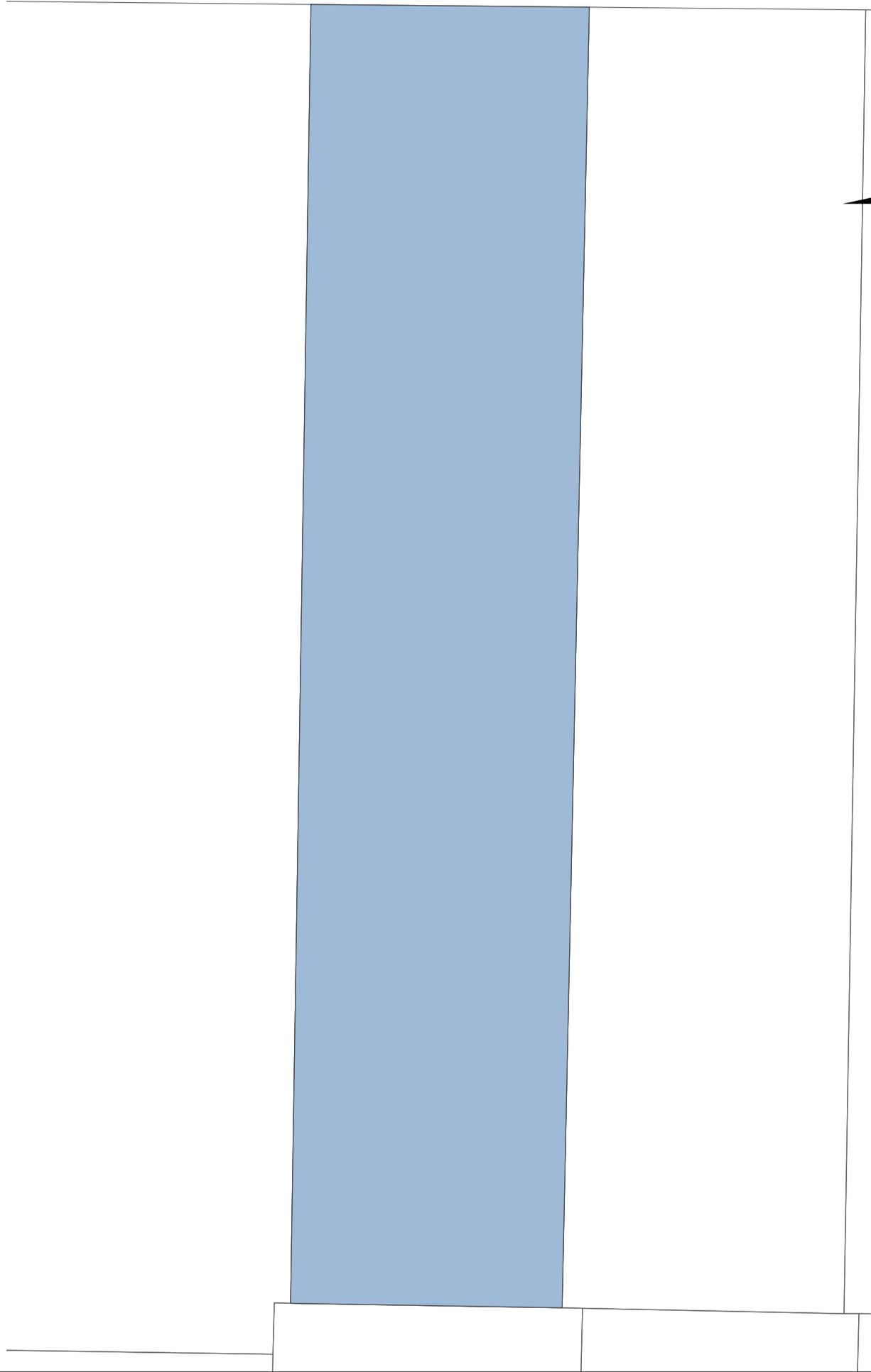
Euclid South

Other City Parcels



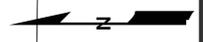
N B S

CITY OF HUGHSON  
FEATHERS GLEN  
LANDSCAPE & LIGHTING / BENEFIT ASSESSMENT DISTRICT



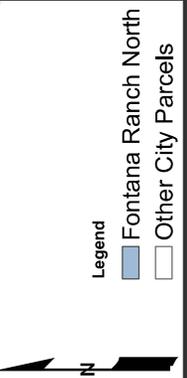
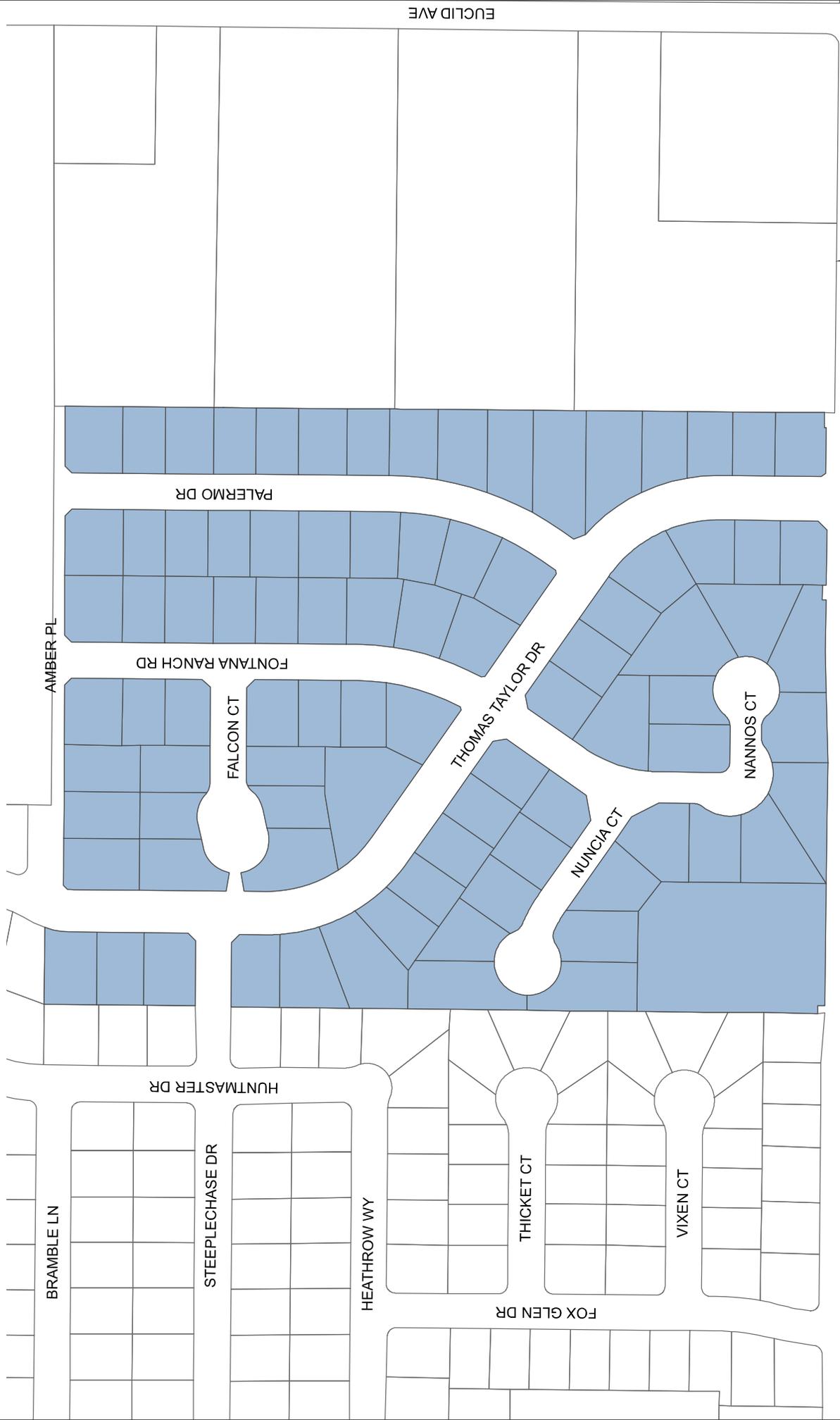
Legend

- Feathers Glen
- Other City Parcels



N B S

CITY OF HUGHSON  
FONTANA RANCH NORTH  
LANDSCAPE & LIGHTING / BENEFIT ASSESSMENT DISTRICT



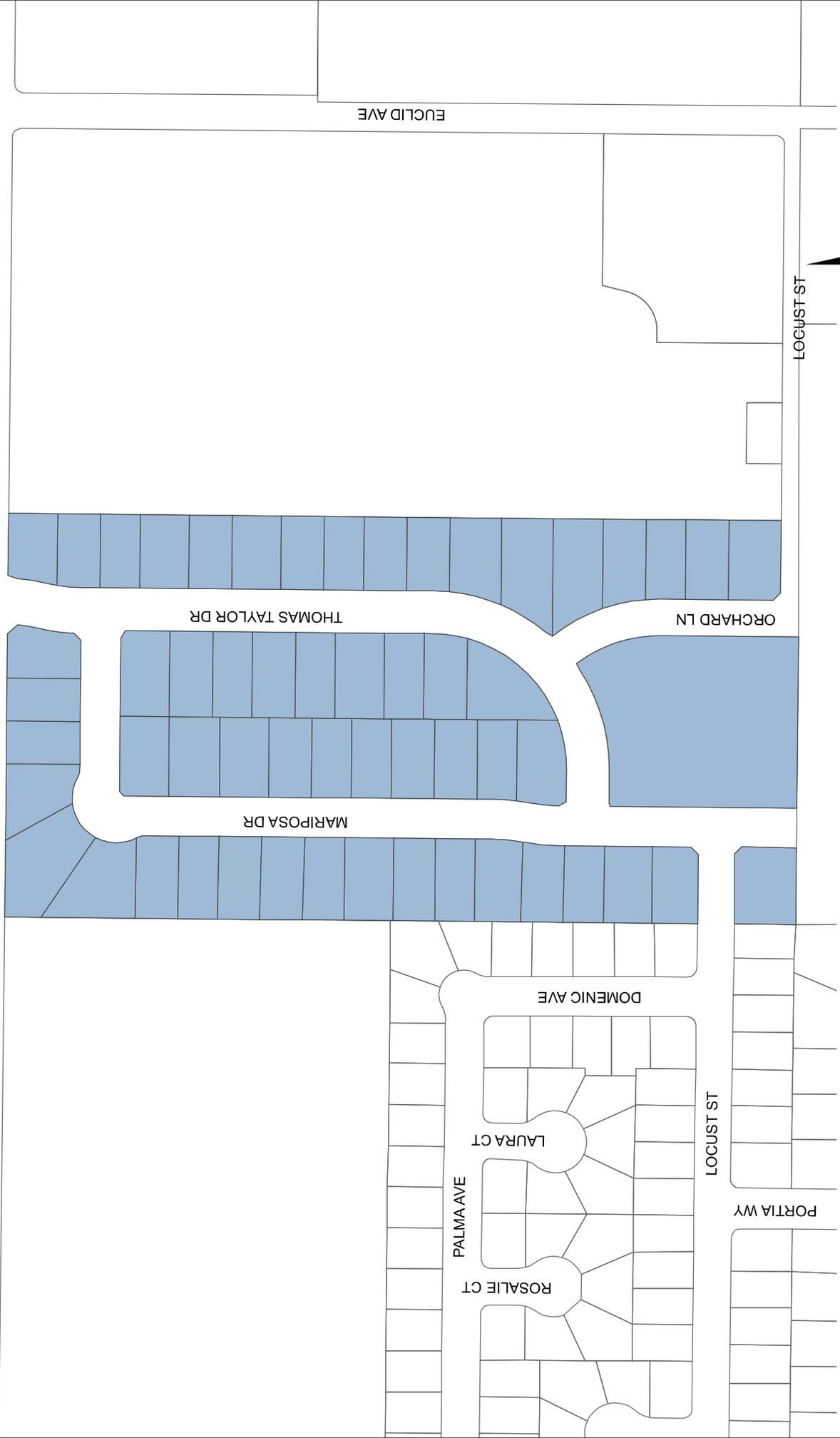
Legend  
■ Fontana Ranch North  
□ Other City Parcels



NBS

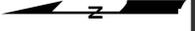
CITY OF HUGHSON  
FONTANA RANCH SOUTH  
LANDSCAPE & LIGHTING / BENEFIT ASSESSMENT DISTRICT

FOX RD



Legend

- Fontana Ranch South
- Other City Parcels



N B S

CITY OF HUGHSON  
RHAPSODY UNIT 1  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

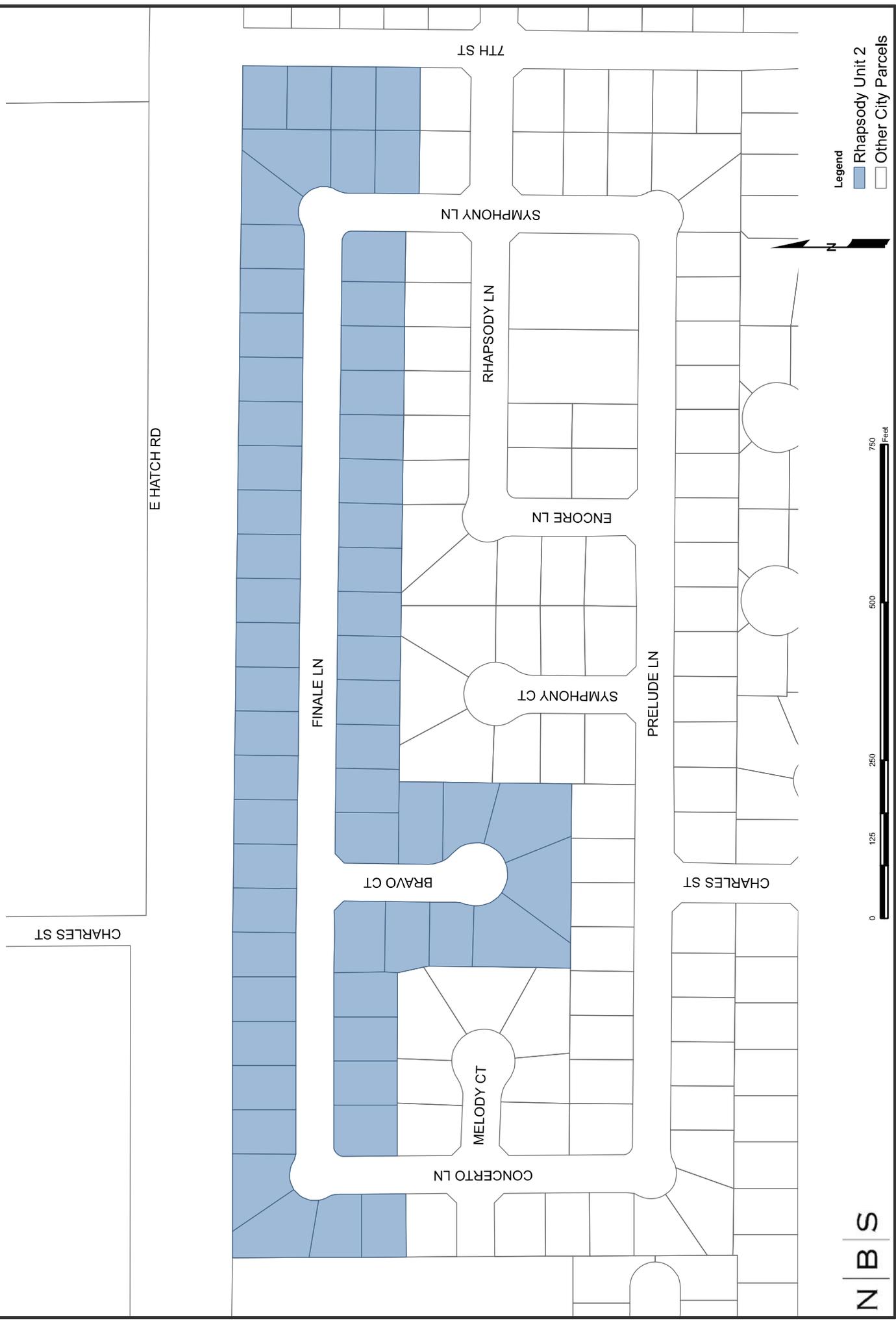


Legend  
■ Rhapsody Unit 1  
□ Other City Parcels



NBS

CITY OF HUGHSON  
RHAPSODY UNIT 2  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT



CITY OF HUGHSON  
SANTA FE ESTATES, PHASE 1  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT



Legend

- Santa Fe Estates, Phase 1
- Other City Parcels

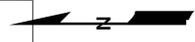


CITY OF HUGHSON  
SANTA FE ESTATES, PHASE 2  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT



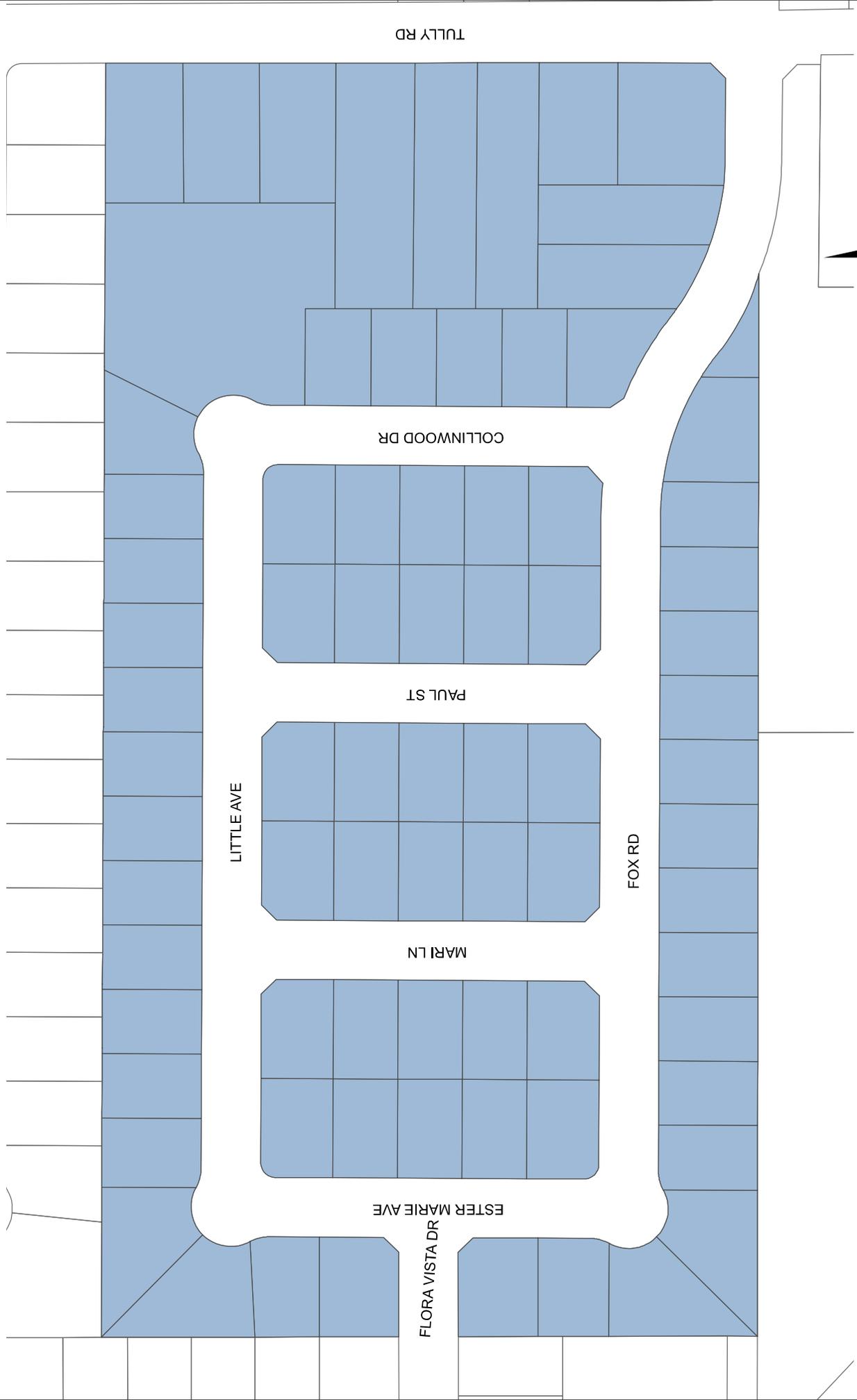
Legend

- Santa Fe Estates, Phase 2
- Other City Parcels



NBS

CITY OF HUGHSON  
STERLING GLEN  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT



Legend

- Sterling Glen
- Other City Parcels



NBS

CITY OF HUGHSON  
STARN ESTATES  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

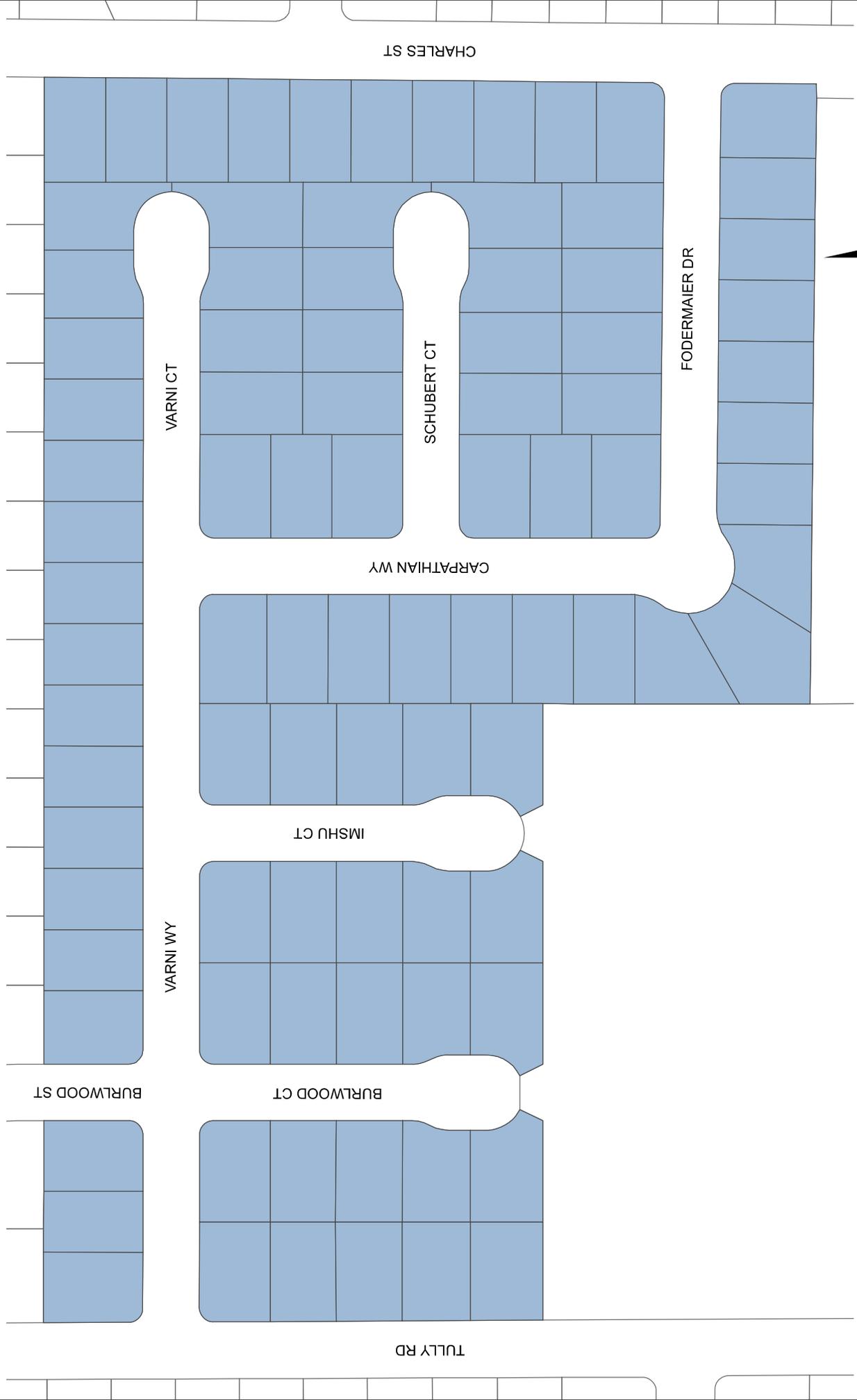


Legend

- Starn Estates
- Other City Parcels

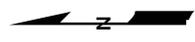


CITY OF HUGHSON  
SUN GLOW ESTATES  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT

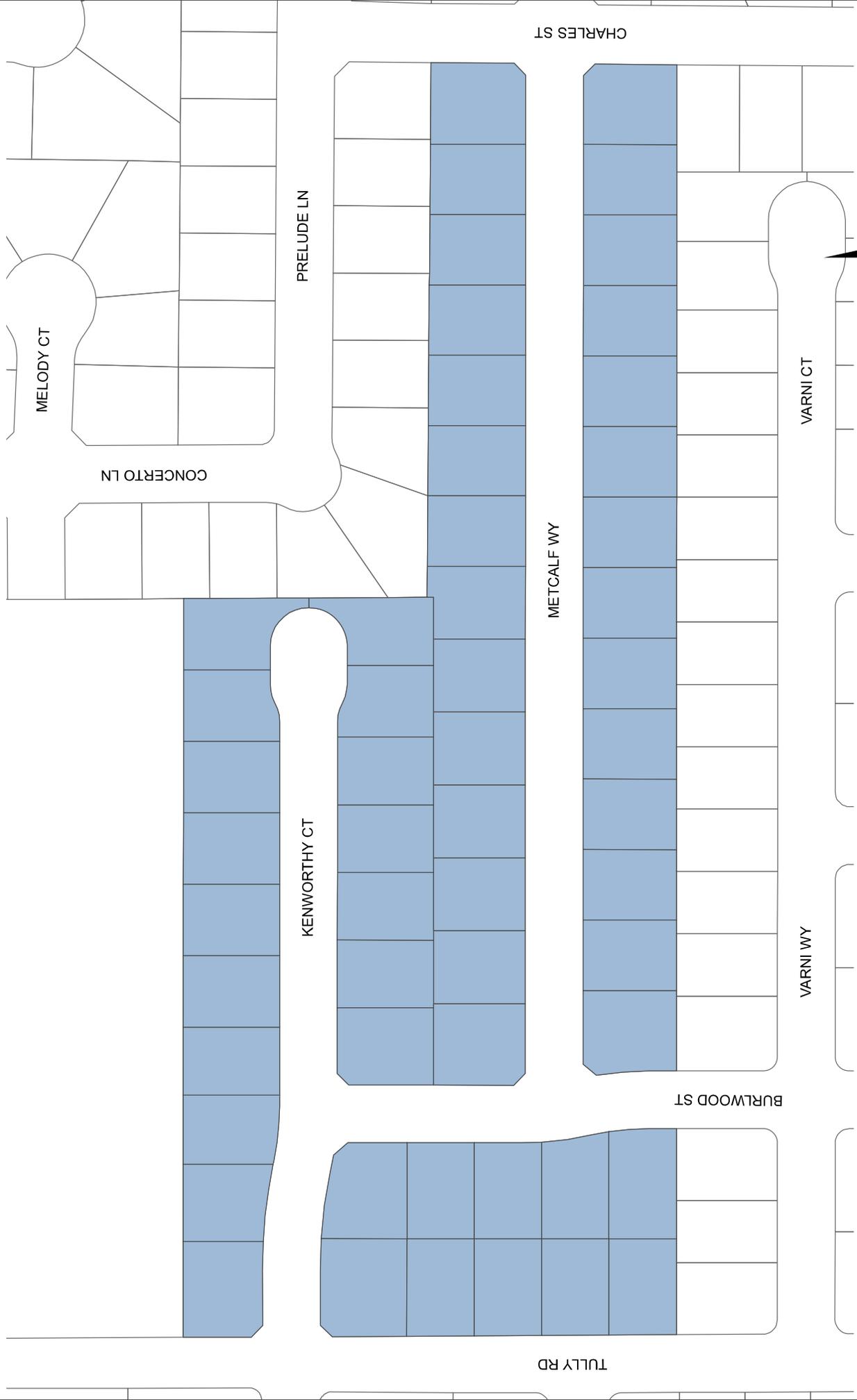


Legend

-  Sun Glow Estates
-  Other City Parcels



CITY OF HUGHSON  
WALNUT HAVEN III  
LANDSCAPE & LIGHTING ASSESSMENT DISTRICT



Legend

- Walnut Haven III
- Other City Parcels

NBS

## **7. ASSESSMENT ROLL 2012/13**



## **CITY OF HUGHSON AGENDA ITEM NO. 3.5**

### **SECTION 3: CONSENT CALENDAR**

**Meeting Date:** June 25, 2012  
**Presented By:** Dominique Spinale, Management Analyst  
**Subject:** Designation of a Voting Delegate for the League of California Cities Annual Conference

**Approved:** \_\_\_\_\_

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#### **RECOMMENDATION:**

Approve designating Councilmember Jeramy Young as the Voting Delegate for the League of California Cities Annual Conference on September 5-7, 2012 in San Diego.

#### **DISCUSSION:**

The League membership considers and takes action on resolutions that establish policy at the Annual Business Meeting that takes place during the Conference.

Councilmember Young had registered to attend the League of California Cities Annual Conference. In order to vote on behalf of the City of Hughson the City Council must designate a voting delegate. Each Member City has the right to cast one vote on matters pertaining to League policy.

Upon approval of this item the City Clerk will complete and submit a form to the League affirming Councilmember Jeramy Young as the voting delegate representing the City of Hughson.



## CITY OF HUGHSON AGENDA ITEM NO. 6.1 SECTION 6: NEW BUSINESS

**Meeting Date:** June 25, 2012  
**Presented By:** Dominique Spinale, Mgmt. Analyst / Deputy City Clerk  
**Subject:** Calling of Election for November 6, 2012

**Approved By:** \_\_\_\_\_

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### RECOMMENDATION:

Staff recommends approving Resolution No. 2012-28, a resolution of the Hughson City Council calling and giving Notice of the Holding of a General Municipal Election on Tuesday, November 6, 2012, for the Election of Certain Officers as required by the provisions of the Laws of the State of California relating to General Law Cities and requesting Consolidation of the Election with Stanislaus County.

### DISCUSSION:

The California Elections Code requires the City Council to order the General Municipal Election and request the Stanislaus County Board of Supervisors to approve the consolidation of the City's Election with the Statewide General Election being held on Tuesday, November 6, 2012.

The City of Hughson's General Municipal Elections are required to be held in November on the even numbered years. California Election Code §10403 sets forth the procedures for Cities to request the Board of Supervisors approve the consolidation of the Municipal Election with the Statewide Election. California Elections Code §10403.5 requires the Board of Supervisors to approve the request for consolidation of the election.

A Notice announcing the 2012 General Municipal Election and the Offices to be filled will be published in the Hughson Chronicle the first Tuesday of July. Candidate packets will be available beginning July 16, 2012 and the nomination period will close on August 10, 2012.

The Offices to be Filled are as follows:

Office	Incumbent	Compensation	Term
Mayor	Ramon Bawanana	\$300.00/mo.	2 year term
Councilmember	Jill Silva	\$250.00/mo.	4 year term
Councilmember	Jeremy Young	\$250.00/mo.	4 year term

**CITY OF HUGHSON  
CITY COUNCIL  
RESOLUTION NO. 2012-28**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUGHSON  
CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL  
ELECTION ON TUESDAY, NOVEMBER 6, 2012, FOR THE ELECTION OF CERTAIN  
OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF  
CALIFORNIA RELATING TO GENERAL LAW CITIES, AND SUBMITTING A BALLOT  
MEASURE CHANGING THE TERM OF MAYOR FROM TWO TO FOUR YEARS, AND  
REQUESTING CONSOLIDATION OF THIS ELECTION WITH STANISLAUS COUNTY**

**WHEREAS**, Under the provisions of the laws relating to General Law cities in the State of California, a General Municipal Election shall be held on Tuesday, November 6, 2012, for the election of Municipal Officers.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Hughson does hereby declare, determine, and order as follows:

1. That pursuant to the requirements of the laws of the State of California relating to General Law cities, there is called and ordered to be held in the City of Hughson, California, on Tuesday, November 6, 2012, a General Municipal Election for the following purpose of:
  - a. electing a Mayor for a term of two (2) years and electing two (2) Council members for the term of four-years; and
  - b. submitting a Ballot Measure to the Electors to consider changing the term of the Mayor from two (2) years to four (4) years; and
2. That pursuant to Election Code Section 10002, the Board of Supervisors of the County of Stanislaus is requested to issue instructions to the County Election Official to take any and all steps necessary for the holding of the consolidated election; and,
3. That the City of Hughson recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for such costs; and,
4. That the polls for the election shall open at seven o'clock am (7:00 a.m.) of the day of the election and shall remain open continuously from that time until eight o'clock pm (8:00 p.m.), except as provided in §14401 of the Elections Code of the State of California; and,
5. Pursuant to §13307(c) of the Elections Code of the State of California, candidates shall be required to pay, in advance, for the pro rata cost of printing the candidate statement in the voter pamphlet; and,

6. Candidate statements will be limited to no more than 200 words; and,
7. A \$750.00 deposit shall be required at the time of filing of the nomination paper of those candidates who wish to submit a statement for printing in the voter pamphlet; and,
8. The amount of the deposit is based upon an estimated cost and candidates will be required to pay the actual cost of printing, and the City Clerk is directed to bill candidates for additional actual expenses or refund any excess amount paid depending upon the actual cost of printing of the candidate statement in the voter pamphlet; and,
9. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections; and,
10. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed, and directed to give further or additional notice of the election, in time, form, and manner as required by law; and,
11. That the City Clerk is hereby directed to file a certified copy of this Resolution with the Board of Supervisors and the County Election Division of the County of Stanislaus.

**PASSED AND ADOPTED** by the City Council of the City of Hughson at a regular meeting held on the 25th day of June, 2012, by the following roll call vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

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**RAMON BAWANAN, Mayor**

**ATTEST:**

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**DOMINIQUE SPINALE, Deputy City Clerk**



## **CITY OF HUGHSON AGENDA ITEM NO. 6.2**

### **SECTION 6: NEW BUSINESS**

**Meeting Date:** June 25, 2012  
**Presented By:** Darin Gharat, Chief of Police Services  
**Subject:** Police Services 2011 Annual Report and SLESF Update.

**Approved:** \_\_\_\_\_

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#### **RECOMMENDATION:**

Review and approve the Police Services 2011 Annual Report and Supplemental Law Enforcement Services Funds (SLESF) Update.

#### **DISCUSSION:**

Every year Hughson Police Services provides the City Council with a year-end report. Also, at a previous meeting the Council requested an update on the SLESF. Both of these items have are attached for the Council's review and approval.

# *Hughson Police Services*

## 2011 Year-End Report



# ***Hughson Police Services***

## **Message from the Sheriff**



Law enforcement services for the City of Hughson are performed under a mutual contract with the Stanislaus County Sheriff's Department. Personnel assigned to Hughson Police Services perform Patrol, General Investigations, Traffic Enforcement, Crime Prevention and Business Office functions. A wide array of ancillary

services, such as the SWAT Team, Dive Team, Bomb Team and other Administrative functions are also provided by the Sheriffs Operations Center, located on Hackett Rd. in the City of Modesto.

*"Our Department exists for no other purpose than to protect and serve our community."*

Sheriff Adam Christianson

## **Message from the Chief**

*"It is with great pride that the men and women of Hughson Police Services provide to you this year-end report for 2011. Our dedicated team has worked closely with the citizens of the city to make Hughson a safer place for all of its residents."*

- Darin Gharat, Chief of Police Services



# ***Hughson Police Services***

## **HUGHSON POLICE SERVICE STAFF**



- **CHIEF OF POLICE**
  - **SERGEANT**
    - **FIVE SWORN DEPUTIES**
      - **LEGAL CLERK**
        - **CODE ENFORCEMENT OFFICER**

### **PATROL DEPUTIES RESPONSES:**

TOTAL OF	<b>142</b>	-----SUSPICIOUS PERSON/VEHICLE CALLS
TOTAL OF	<b>3,822</b>	-----CALLS FOR SERVICES
TOTAL OF	<b>2,874</b>	-----REPORTS WRITTEN
TOTAL OF	<b>529</b>	-----TRAFFIC STOPS
TOTAL OF	<b>306</b>	-----CITATIONS WRITTEN
TOTAL OF	<b>27</b>	-----TRAFFIC COLLISION INVESTGATIONS
TOTAL OF	<b>118</b>	-----ARRESTS
TOTAL OF	<b>213</b>	-----ALARM CALLS

# ***Hughson Police Services***

## **Case Highlights**

*Hughson Police Services has maintained reduced crime by being visible and tenacious in focusing on known offenders. Hughson Police Services works hand in hand with State and County Parole and Probation Departments to ensure success.*

*This has been a challenge since the hard economic times has forced changes within our force.*

*Hughson Police Services has continued to focus on our burglaries and thefts by being alert to known subjects of concern. Working close with the residents in Hughson and following any leads of interest.*

*Some of the case highlights are as follows;*

- Assisting State Parole and Stanislaus County Probation two subjects were arrested and booked for possession of a controlled substance, drug paraphernalia and outstanding warrants. Case H11-0859*
- Assisted by the S.W.A.T. team HPS was able to apprehend a subject with a weapon and on probation. Case H11-0967*
- A person arrested and booked on a warrant and for being in possession of a controlled substance. Case H11-1118*
- The arrest of three subjects. Two on probation and one on parole. The confiscation of controlled substance, parole violation and drug paraphernalia. Case H11-50271*

# ***Hughson Police Services***

## **Case Highlights**

- *A person arrested and booked for parole violation, possession of a controlled substance and drug paraphernalia. Case H11-51046*
- *Assisting with Stanislaus County Probation Department in the arrest of a probation violator for being in possession of a weapon and theft of electrical power. Case H11-51092*
- *Assisting Stanislaus County Probation and State Parole in the arrest of a subject for possession of a controlled substance and drug paraphernalia. Case H11-51097*
- *Assisting Stanislaus County Probation and Stanislaus County Sheriffs Deputies in the arrest of a subject for possession of a unregistered weapon. Case H11-51098*
- *The arrest of a subject on parole for being in possession of two weapons. Case H11-51186*

**Working hand in hand with supporting Law Enforcement and the Public has enhanced Hughson's ability to keep heavy crime at bay. Hughson has had its challenges but Hughson Police Services is working diligently to suppress further crime.**

**Our goals have not changed; Protecting the community and neighborhoods. We will utilize every available source to reach this goal. Keeping Hughson's reputation as a safe and peaceful city is our commitment.**

# *Hughson Police Services*

## PART 1 CRIMES

### Annual Report Summary

	<b>Year Total 2010</b>	<b>Year Total 2011</b>	<b>Numerical Difference</b>	<b>Percent Difference</b>
<b>Total CFS</b>	<b>4,209</b>			
<b>Felony Crimes</b>				
<b>Homicide</b>	<b>0</b>	<b>1</b>	<b>+1</b>	
<b>Assault with Deadly Weapon</b>	<b>5</b>	<b>2</b>	<b>-3</b>	<b>-60%</b>
<b>Rape</b>	<b>0</b>	<b>1</b>	<b>+1</b>	
<b>Robbery</b>	<b>1</b>	<b>2</b>	<b>+1</b>	<b>+100</b>
<b>Burglary (total)</b>	<b>43</b>	<b>29</b>	<b>-14</b>	<b>-33%</b>
<b>Commercial</b>	<b>12</b>	<b>7</b>	<b>-5</b>	<b>-42%</b>
<b>Residential</b>	<b>19</b>	<b>9</b>	<b>-10</b>	<b>-53%</b>
<b>Vehicle</b>	<b>12</b>	<b>13</b>	<b>+1</b>	<b>+8%</b>
<b>Grand Theft</b>	<b>7</b>	<b>7</b>	<b>0</b>	<b>00%</b>
<b>Vehicle Theft</b>	<b>11</b>	<b>17</b>	<b>+6</b>	<b>+55%</b>
<b>Weapons Violation(not ADW)</b>	<b>5</b>	<b>3</b>	<b>-2</b>	<b>-40%</b>
<b>Child Molest/Incest, Etc</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>00%</b>
<b>Kidnapping</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>00%</b>
<b>Forgery/NSF</b>	<b>15</b>	<b>32</b>	<b>+17</b>	<b>+113%</b>
<b>Arson</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>00%</b>
<b>Narcotics Violations</b>	<b>20</b>	<b>5</b>	<b>-15</b>	<b>-75%</b>
<b>Other Felonies</b>	<b>12</b>	<b>14</b>	<b>+2</b>	<b>+17%</b>
<b>Total Felonies</b>	<b>120</b>	<b>121</b>	<b>+1</b>	<b>+0.84%</b>



# *Hughson Police Services*

<b>TRAFFIC ACIVITY</b>
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## Annual Report Summary

	Year Total 2010	Year Total 2011	Numerical Difference	Percent Difference
<b>Total Accidents</b>	<b>41</b>	<b>26</b>	<b>-15</b>	<b>-36.5%</b>
*****				
Fatal Accidents	0	1	1	-100%
Injury Accidents	8	4	-4	-50%
Prop Damage/Non-Injury	27	15	-12	-44.4%
Hit and Run Accidents	6	4	-2	-33.3%
<b>Total Drunk Driving</b>	<b>6</b>	<b>1</b>	<b>-5</b>	<b>-83.3%</b>
Involved in Accidents	1	0	1	-100%
Driving Under Influence	6	1	-5	-83.3%
<b>Citation Issued</b>	<b>530</b>	<b>306</b>	<b>-224</b>	<b>-42.2%</b>
Moving Violations	130	129	-1	-77%
Non-Moving Violations	138	97	-41	-30%
Mechanical Violations	88	25	-63	-71.5%
Parking Violations	174	55	-119	68.3%

Hughson Police have maintained the awareness campaign to address minor vehicle code violation with education rather than citation. This has maintained the citizen complaints regarding speeding drivers.

# ***Hughson Police Services***

The men and women of Hughson Police Services are extremely proud and honored to serve the citizens of Hughson. As you can see from the previous year-end detail, our Part 1 crimes still reflect a safe city for all our residents. The tragic homicide that occurred last year, was ruled self-defense but it still demonstrates that as your police department we need to be more diligent and work closely with the community. Your police department has worked very hard to keep crime reduced. Our Part 1 crimes are still well below the national per capita average.

As part of our strategy for reducing violent crime and gang activity in our city, we have worked with your elected city council and city administration, by deploying an officer in the field to directly target these associated activities both in our neighborhoods and in our local schools. In addition to this, we brought back a part time code enforcement officer to deal with quality of life issues in our community.

As your police chief, it has been my honor and privilege to serve all of you and to follow in the honorable legacy of Chief Janet Rasmussen. Janet was dedicated to keeping Hughson a safe and family oriented community and you have my pledge to continue her history of dedicated service.

Darin Gharat  
Chief of Police Services  
City of Hughson



# Stanislaus County Sheriff's Department

**ADAM CHRISTIANSON  
SHERIFF-CORONER**

To: Hughson City Council

From: Chief Darin Gharat

Subject: Report of Extra Patrols and use of SLESF Funds

Date: June 12, 2012

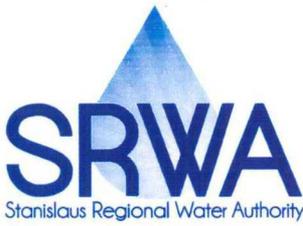
At the scheduled meeting of the Hughson City Council, held on May 29, 2012, Council requested an update regarding extra patrols in the city and the use of SLESF funds associated with that activity.

The statistics have been compiled from weekly activity reports which have been generated by Deputy Howard and were shared with your city manager as requested. All activity statistics are current as of June 8, 2012.

Traffic Stops –	125
Bike Stops -	21
Subject Stops -	81
Probation Searches -	58
Field Interviews -	37
Traffic Citations -	36
Arrests	
Felony –	15
Misdemeanor -	14
Parole Violations -	3
Weapons Seized -	3

The total amount of SLESF funds that we have expended as of May 2012 is \$24,529.66. (This includes a targeted Parole / Probation Sweep held in October)

The above expenditure total represents approximately 155 hours of overtime. In addition, Deputy Howard has been working a majority of his regular hours dedicated to this directed enforcement activity.



**STANISLAUS REGIONAL WATER AUTHORITY**

P.O. Box 642, Modesto, CA 95353  
(209) 577-5213 FAX (209) 577-5477

June 5, 2012

Mr. Bryan Whitemyer, City Manager  
City of Hughson  
P. O. Box 9  
Hughson, CA 95326



Subject: Stanislaus Regional Water Authority's New Members/ Customers Policy and Invitation to the City of Hughson

Dear Bryan,

I am following up on our recent phone conversation regarding the Stanislaus Regional Water Authority's (SRWA) new members/customers policy and the City of Hughson's water needs.

As we discussed, the Board of the SRWA (at its May 31, 2012 meeting) provisionally adopted a policy that limits the provision of drinking water to its member agencies, and will not add new members to the SRWA or serve water to customers outside of the SRWA once the policy takes effect. Per SRWA Board direction, the policy will take effect sixty (60) days from the date of the Board action, and the Board further directed that I contact the City of Hughson regarding joining the SRWA prior to the policy becoming effective.

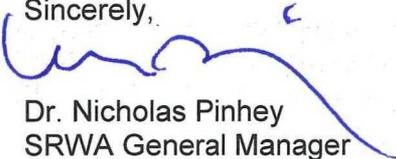
The new policy is intended to focus SRWA resources on the objective of funding and constructing the Regional Surface Water Supply Project (RSWSP) as expeditiously as possible. To do this, it will be necessary to define and "lock down" the capacity needs for each member agency in order to properly size the treatment and delivery infrastructure for design and funding. As we discussed, the goal is to begin construction of the RSWSP by 2016 at the latest.

Please consider this letter as the SRWA Board's invitation to the City of Hughson to join the SRWA prior to the new policy taking effect.

Per our discussion, it is very difficult for the City of Hughson to participate as a member of the SRWA due to the financial requirements. As you know, the RSWSP is planned in phases, with an expansion of the treatment facilities planned after the initial project is completed. Should the SRWA Board decide to amend its policy after the RSWSP becomes operational, the City of Hughson's location (adjacent to the planned treatment and transmission facilities) makes it feasible for the City to join the SRWA and buy into facilities during the next phase of treatment expansion.

Please let me know if you would like to meet or have any questions regarding this letter.

Sincerely,

  
Dr. Nicholas Pinhey  
SRWA General Manager