

*"SMALL TOWN WITH A BIG BACKYARD"*



# **COUNCIL AGENDA PACKET**

## **APRIL 8, 2013**



# CITY OF BISHOP

## CITY COUNCIL MEETING AGENDA

City Council Chambers - 301 West Line Street - Bishop, California

### NOTICES TO THE PUBLIC

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the City Clerk at 760-873-5863. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28CFR 13.102-35.104 ADA Title II)

Any writing that is a public record that relates to an agenda item for open session distributed less than 72 hours prior to the meeting will be available for public inspection at City Hall, 377 West Line Street, Bishop, California during normal business hours. Government Code § 54957.5(b)(1). Copies will also be provided at the appropriate meeting.

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**MONDAY, APRIL 8, 2013**  
**7:00 P.M.**

### INVOCATION

### PLEDGE OF ALLEGIANCE

### ROLL CALL

**PUBLIC COMMENT – NOTICE TO THE PUBLIC:** This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Mayor, please state your name and address for the record and please limit your comments to three minutes. Under California law the City Council is prohibited from generally discussing or taking action on items not included in the agenda; however, the City Council may briefly respond to comments or questions from members of the public. Therefore, the City Council will listen to all public comment but will not generally discuss the matter or take action on it.

### PROCLAMATION

(1) Declaring April as Child Abuse Prevention Month and Sexual Assault Awareness Month in the City of Bishop as requested by Wild Iris.

### DEPARTMENT HEAD REPORTS

Updates on department activities will be given by the Department Heads

- A. Fire Chief Ray Seguire
- B. Police Chief Chris Carter
- C. Public Works Director/City Engineer Dave Grah
- D. City Administrator/Community Services Director Keith Caldwell

**CONSENT CALENDAR – NOTICE TO THE PUBLIC:** All matters under the Consent Calendar are considered routine by the City and will be acted on by one motion.

(2)

### FOR APPROVAL/FILING

Minutes

- (a) Study Session – March 25, 2013
- (b) Council Meeting - March 25, 2013
- (c) Retreat Minutes – March 29, 2013

- (d) Personnel Status Change Report
- (e) Warrant Register – March 2013
- (f) Statement of Fund Transactions 7/1/12 - 3/31/13
- (g) Sunrise Mobile Home Replacement Reserve Account Statement of Fund Transactions for the Period of 7/1/2012 – 3/31/13

**FOR INFORMATION/FILING**

Minutes  
Reports

- (h) Planning Commission – February 26, 2013
- (i) Fire Department Activity Log – March 2013
- (j) Sewer Funds Monthly Balances 2012/2013
- (k) Water Funds Monthly Balances 2012/2013
- (l) Public Works Building Permits Report – March 2013

**PUBLIC HEARING**

- (3) **CITY FEES AND CHARGES FY 2013-2014** – A public hearing will be held to hear and consider public comment on proposed fees and charges for Fiscal Year 2013-2014. No action is requested at this meeting on the proposed increases in fees.
- (4) **PROPOSED ORDINANCE RELATING TO SUPPORTIVE AND TRANSITIONAL HOUSING** – A public hearing will be held to give citizens an opportunity to make their comments known regarding Supportive and Transitional Housing.

**NEW BUSINESS**

- (5) **ADDENDUM TO ADOPT NEGATIVE DECLARATION EMERGENCY SHELTER COMBINING ZONING ORDINANCE** – Consideration to approve an addendum to the adopted negative declaration for the Emergency Shelter Combining Zoning Ordinance – Planning.
- (6) **PROPOSED ORDINANCE RELATING TO SUPPORTIVE AND TRANSITIONAL HOUSING** - Consideration to approve the first reading/introduction of an ordinance to add Section 17.08.116 and 17.08.117 to Chapter 17.08 Definitions of Title 17 Zoning of the Bishop Municipal Code; and amending Chapter 17.38 ES Emergency Shelter combining District and Ordinance No. 534 Respecting Supportive and Transitional Housing - Planning.
- (7) **PLANNING COMMISSION** – Consideration to make an appointment to the Planning Commission to fill the unscheduled vacancy expiring April 9, 2013 - Council.
- (8) **UPDATE ON INVOCATION POLICY** – An update on the Rubin vs. City of Lancaster ruling made by the United States Court of Appeals for the Ninth Circuit – City Attorney.
- (9) **PROPOSED CONTRACT WITH GOVTELLER FOR CREDIT AND DEBT CARD PAYMENTS TO THE CITY OF BISHOP** – Consideration to approve the contract with GovTeller for credit card/debt card payments to the City of Bishop – Administration.
- (10) **AGREEMENT FOR THE SALE OF MOBILE HOMES AT SUNRISE MOBILE HOME PARK** – Consideration to approve the sale agreements for mobile home unit #3 and mobile home unit #42 at Sunrise Mobile Home Park – Administration.
- (11) **STREET VENDOR PERMIT–CINDY’S ICE CREAM** – Consideration to approve an ice cream vendor in the City of Bishop – Administration.

- (12) BUDGET ADJUSTMENTS/TRANSFERS – Consideration to take action to approve the budget adjustments and transfers for Fiscal Year 2012-2013 through March 31, 2013 - Finance.

**COUNCIL AND COMMITTEE REPORTS**

**ADJOURNMENT**

Monday, April 22, 2013 - 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers

Monday, May 13, 2013 - 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers

Tuesday, May 28, 2013 - 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers

Monday, June 10, 2013 – 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers

Monday, June 24, 2013 – 4:00 p.m. Study Session / 7:00 p.m. Regular Meeting – Council Chambers



# CITY OF BISHOP

## STUDY SESSION AGENDA

Council Chambers - 301 West Line Street - Bishop, California

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**MONDAY, APRIL 8, 2013**

**4:00 p.m.**

### CALL TO ORDER

### ROLL CALL

**PUBLIC COMMENT - NOTICE TO THE PUBLIC:** This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Mayor, please state your name and address for the record and please limit your comments to three minutes. Under California law the City Council is prohibited from generally discussing or taking action on items not included in the agenda; however, the City Council may briefly respond to comments or questions from members of the public. Therefore, the City Council will listen to all public comment but will not generally discuss the matter or take action on it.

### SCHEDULED DISCUSSION

1. Draft ESCOG Legislative Platform
2. Staff Update on Street Vendors and Vendors in the Park
3. Council Committee/Agency Assignments for 2013
4. Current 7:00 p.m. agenda items
5. Future agenda items
6. Department Head Reports

### DISCUSSION

1. Councilmember David Stottlemyre
2. Councilmember Pat Gardner
3. Councilmember Keith Glidewell
4. Mayor Pro Tem Jim Ellis
5. Mayor Laura Smith

**ADJOURNMENT** – To City Council meeting scheduled at 7:00 p.m. in the City Council Chambers.

## STUDY SESSION

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

**SUBJECT:** EASTERN SIERRA COUNCIL OF GOVERNMENTS (ESCOG) -  
DRAFT LEGISLATIVE PLATFORM

**DATE:** April 8, 2013

**Attachments:** ESCOG Draft Legislative Platform

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Attached for discussion is the Eastern Sierra Council of Governments (ESCOG) Draft Legislative Platform.

# EASTERN SIERRA COUNCIL OF GOVERNMENTS LEGISLATIVE PLATFORM

## SPECIFIC LEGISLATIVE PROPOSALS

### 1. AGRICULTURE :

*Agriculture is a major industry for California second only to tourism. It is a \$37 billion industry that generates \$100 billion in related economic activity. In Inyo and Mono County, agriculture generated over \$79 million according to the Inyo-Mono 2011 Crop and Livestock Report.*

**Support** - Continued funding of weed management programs.

**Support** - Authority for USDA to set up cooperative agreements with states for pest exclusion programs.

**Support** - Control and mitigation for the spread of invasive species to protect, conserve and restore public and private lands.

**Oppose** – Efforts by State agencies to usurp Agricultural Commissioners permitting authority for the spraying of pesticides on irrigated.

### 2. ECONOMIC DEVELOPMENT:

*Improving economic development is one of the main objectives of our organization and one of the core purposes for the formation of this COG. Economic development encompasses a broad range of opportunities and challenges in the Eastern Sierra region. In order to achieve economic growth and prosperity in our Counties, Town and City, this COG should:*

**Support:**

- Local land use authority
- Improve infrastructure such as transportation corridors, telecommunications, broadband deployment, specifically Digital 395, and airports.
- the film industry in our area as well as support state efforts to promote film-making in rural areas.
- Military bases in our area and encourage lawmakers to recognize the impact base reduction or closures would have on local economies.
- Technology enhancement and development including but not limited to biomass, solar, wind and geothermal power generation, and broadband deployment to enhance distance learning and telemedicine.
- Promote tourism as an economic engine for millions of tourists from around the world that are attracted to the rural natural beauty, colorful history and variety of year-round recreational activities in the beautiful Eastern Sierra.
- Small business for their local employment, revenue generation, access to goods and services and unwavering support of our communities.
- Policies and programs that enhance and specifically acknowledge and help to overcome the unique challenges facing rural businesses and entrepreneurs. Encourage flexibility and recognition of disadvantaged communities in our area.

**Oppose:**

- Proposals that negatively impact and burden local small businesses.

### 3. EDUCATION:

Rural communities face unique challenges in providing access to a high quality education for all students. These challenges include low student density in some areas, long distances and geographically challenging transportation routes as well as increment weather.

**Support** continued funding for home to school transportation

**Support** long distance learning opportunities in our schools and community colleges.

## **BUDGET AND FISCAL**

1. **Support** legislation requiring the State to provide full cost reimbursement to counties and cities for all mandated programs.
2. **Support** legislation that requires that a secure and dedicated funding stream be identified prior to the adoption of any legislation placing additional mandates on local government.
3. **Support** legislation that would prohibit the State from mandating that a county or city participate in a without the consent of the locally elected officials.
4. **Support** legislation to stabilize local government financing, to increase funding to local agencies in an equitable manner, and to permit the most cost-efficient management of State-mandated programs.
5. **Oppose** legislation that would establish maintenance of effort requirements when it usurps local discretion over programs and expenditures.
6. **Oppose** efforts by the State and Federal Governments to reduce funding of programs or other traditional State and Federal funding streams by mandating, legislating, redirecting or strongly encouraging the use of local discretionary funding such as, but not limited to, Children and Families Commission.
7. **Support** legislation that will continue Secure Rural Schools and Community Self-Determination Act beyond the current authorization.
8. **Support** legislation to provide increased flexibility to local government to raise revenue within its jurisdiction.
9. **Support** State and Federal legislation that restores or enhances, royalty payments, and or the ability of local government to receive revenue from renewable energy projects sited within the local jurisdictions.
10. **Support** legislation that reaffirms a County's discretion in and ability to collect taxes on the siting, development and operation of commercial scale and larger renewable energy projects.

## **GENERAL GOVERNMENT**

1. **Support** legislation that realigns governmental services in such a manner as to improve the delivery of services and make government more accountable to the people of California.
2. **Support** legislation that raises standards of required training for elected department heads in areas such as finance, personnel and management.
3. **Support** legislative efforts to provide funding for new construction, remodeling and renovation as well as to offset operating costs for local library facilities through bond measures and/or other funding methods.
4. **Support** full funding of the Public Library Fund in future budgets as well as programs that enhance our local museums.
5. **Support** legislation that recognizes the inherent disadvantage rural counties have as it applies to using a population based criteria (per capita) for allocating state and federal funds and minimizes and/or eliminates the reliance on this funding criteria.

6. **Oppose** legislation that minimizes, restricts and/or eliminates local elected Boards and Councils control over the allocation of funds through the budget process.
9. **Support** legislation that reimburses counties for special election costs and for costs associated with electronic voting machines.
10. **Support** legislation that reduces State and Federal regulations that impede, or increase the cost of the delivery of services by local governments and special districts.
11. **Monitor** closely any legislative efforts/initiatives regarding reform of the State Budget process.
12. **Oppose** legislation that is unduly burdensome to private industry.
13. **Support** legislation that provides the option for rural counties to conduct elections via "Vote by Mail."
14. **Oppose** efforts by Federal and State government to adversely impact Volunteer Fire Departments, including EMT services.
15. **Support** legislation that mitigates the impacts of natural or man made disasters on local governments and local property owners.
16. **Oppose** legislation that minimizes, restricts and/or eliminates real property rights of private citizens.

## HEALTH & SOCIAL SERVICES

1. **Support** blended funding across human service programs, i.e. non-categorical.
2. **Support** legislation that allows maximum local flexibility to design human services programs, based on the needs of the communities served as well as recognition of the challenge of recruiting and maintaining health professionals throughout the region.
3. **Support** legislation that protects the physical, emotional and mental health of children and adults and ensure that funding is flexible and allows for dollars to be spent on locally identified needs especially in the programs affecting our senior citizen population.
4. **Monitor** and **Oppose** any legislative efforts/initiatives to reopen the realignment legislation or legislation that negatively affects health and human services realignment funds.

## TRANSPORTATION AND PUBLIC WORKS

1. **Support** transportation funding legislation that:
  - Provides revenues without affecting funding sources of other county and city projects;
  - Continues Federal funding efforts for local transportation projects and transit needs;
  - Reaffirms and continues State responsibility for highway financing.
  - Returns lost maintenance and construction funds for local roads.
2. **Support** State legislators' efforts to address identified State highway safety needs in our communities.
3. **Support** State and Federal legislation efforts that benefit our local airports.

4. **Support** legislation that enhances counties ability to designate appropriate uses of county roads.

## RESOURCES AND ENVIRONMENT

1. **Support** legislation to provide funding to local governments to create programs to protect river parkways and to reclaim damaged river habitat.
2. **Support** legislation for the development of programs and strategies that will accomplish the acquisition of reinvestment dollars for watershed management, groundwater basins, fisheries and waterways.
4. **Support** Federal funding proposals that enhance County ability to acquire Federal and state funding for the purpose of managing watersheds and natural resources.
5. **Support** legislation and/or state budget efforts to continue to provide funding for noxious weed management.
6. **Support** legislation that preserves local authority under RS2477 to protect public roads.
7. **Oppose** activities of the Federal and State government to acquire and transfer private lands to public ownership without continued mitigation for loss of local property tax revenue.
8. **Oppose** Federal or State activities limiting public access to public lands.
9. **Oppose any legislation, which eliminates or diminishes the requirement for Federal and State land use agencies to coordinate with local government on decisions affecting the plans and policies.**
10. **Oppose** efforts by Federal and State government to increase fees *for* and reduce and/or eliminate fire protection services on public lands.
11. **Support** legislation that protects those local jurisdictions that operate and deliver and store water that recognize and address mussel infestation early on from liability as a result of mussel infestation.
12. **Oppose** any legislation that could negatively impact outdoor recreation and operation of fish hatcheries.

## PLANNING AND LAND USE

1. **Support** legislation and budget efforts that continue to maximize the Payment in Lieu of Taxes (PILT) revenue from the federal and state government to counties and continues full funding of PILT without restrictions beyond the current authorization.
2. **Oppose** legislation that minimizes and/or eliminates local control over land use decisions.
3. **Support** legislative efforts to enable local governments, utilities, energy developers, California Native American tribal governments, affected landowners and members of the public to actively participate in the renewable energy and utility corridor planning processes.
4. **Support** legislation, which reduces and/or eliminates State Requirements regarding General Plans and their updates.
8. **Support** legislation, which maintains county and city ability to protect and enhance their land use authority to determine the highest and best use of their natural resources, including but not limited to mining, water storage, renewable energy, and agricultural resources.

9. **Support** legislation that protects and/or reinstates the payment of geothermal royalties to local jurisdictions.

10. **Support** legislation that streamlines the CEQA/NEPA process.

## **LAW & JUSTICE:**

1. **Support** Federal and State funding to combat the impacts of illegal Methamphetamine production and illegal crop production, especially marijuana, on private and public lands.

2. **Watch** proposed changes to State and Federal water.

DRAFT

## STUDY SESSION

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *ks*

**SUBJECT:** COMMITTEE/AGENCY ASSIGNMENTS 2013

**DATE:** April 8, 2013

**Attachments:** BISHOP CITY COUNCIL COMMITTEE/AGENCY ASSIGNMENTS 2013 LIST

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Attached for discussion is the Bishop City Council Committee/Agency Assignments for 2013.

**BISHOP CITY COUNCIL  
COMMITTEE/AGENCY ASSIGNMENTS  
2013**

COMMITTEE/AGENCY	MEMBER	General Info/ Appt Date
Desert Mountain Division Voting Delegate * League of California Cities	Gardner	1/14/13
<b>ESCOG*</b> Eastern Sierra Council of Governments	Stottlemyre Smith Alternate: Gardner	3/14/11 2/11/13 2/11/13
<b>ESTA*</b> Eastern Sierra Transit Authority	Stottlemyre Gardner	3/9/09 2/11/13
<b>EMS</b> Emergency Medical Services	Smith Alternate: Fire Chief Seguine	3/9/09 3/24/03
<b>IGLCBC*</b> Indian Gaming Local Community Benefit Committee	Stottlemyre Alternate: Ellis	3/9/09 2/11/13
<b>JPIA *</b> Joint Powers Insurance Authority	Stottlemyre Alternates: Smith, Ellis	3/9/09 2/11/13
<b>LAFCO *</b> Local Agency Formation Commission	Ellis Gardner Alternate: Smith	3/14/11 1/14/13 1/14/13
Liaison Committee City Council and Board of Supervisors	(MAYOR) Smith (MAYOR PRO TEM) Ellis Alternate: Stottlemyre	2/11/13 2/11/13 3/14/11
<b>LTC *</b> Local Transportation Commission	Smith Ellis Alternate: Glidewell Non-Council Rep: Bob Kimball - No term limit	3/9/09 3/14/11 2/11/13 3/26/01
<b>RAN</b> Remote Access Network	Ellis	3/14/11

\*Formal Appointment  
Updated: 3/26/13

# **AGENDA PLANNING FOR UPCOMING MEETINGS**

## **MON – APRIL 22, 2013 MEETINGS**

### **4:00 PM**

- Review of Desert Mountain City Council Salaries

### **7:00 PM**

- SCE Update (Daniel Brady)
- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths
- Resolution adopting Fees and Charges for City Services FY 2013-2014
- Resolution for Parades
- Purchase of ammunition – Police (C.Carter)
- Purchase of 911 recording equipment – Police (C.Carter)
- Approval to advertise for Fowler Street Water Line construction bids – Public Works (D.Grah)
- Request to lift Hiring Freeze for Part-time office staff – Police (C.Carter)
- Labor Day Destruction Derby Agreement – consent item – Fire (R.Seguine)
- Request to go to bid for flooring/carpet for the court area of City Hall
- Approval of contract amendment with Triad for Warren Street Project
- Approve payment for ESCSD for monitoring well #8.
- Approve the amendment to the consultant agreement for the 2014 City of Bishop Housing Element – Planning (Gary S.)
- Public Hearing (first reading/intro) – Ordinance to modify language to Municipal Code 2.36.030 and 2.36.050 – Appointing City Administrator as Director of Emergency Services
- Second reading/Adoption – Ordinance Amending the City of Bishop Zoning Ordinance and the Bishop Municipal Code Respecting Supportive and Transitional Housing

## **MON – MAY 13, 2013 MEETINGS**

### **4:00 PM**

- Selection of Quarterly Citizen Award to be presented June 10
- Set date for Department Head Evaluations/Review Schedule

### **7:00 PM**

- Fiscal Year 2012-2013 Budget Review
- Discussion/Action – Councilmember Salaries
- Public Hearing – MLH to report on the progress of the activities of the 2009 General Allocation of the State CDBG program and to provide an opportunity for interested parties to comment on the performance to date – MLH (Jennifer Halferty)
- Public Hearing (second reading/adoption) – Ordinance to modify language to Municipal Code 2.36.030 and 2.36.050 – Appointing City Administrator as Director of Emergency Services

## **TUES – MAY 28, 2013 MEETINGS**

### **4:00 PM**

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### **7:00 PM**

4/4/2013 11:43 AM

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **MON – JUNE 10, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Miss City of Bishop and Miss Teen City of Bishop Quarterly Reports
- Presentation of Quarterly Citizen Award
- Approval to release a man hole survey RFP – PW (D. Grah)
- Award Fowler Street Water Line Construction Contract

### **MON, JUNE 24, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **MON – JULY 8, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Accept the Wye Road Deed

### **MON, JULY 22, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **MON, AUGUST 12, 2013 MEETINGS**

**4:00 PM**

- Selection of Quarterly Citizen Award to be presented September 9th

**7:00 PM**

- Approve Man Hole Survey Contract

### **MON – AUGUST 26, 2013 MEETINGS**

**4:00 PM**

- 

**7:00 PM**

4/4/2013 11:43 AM

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **MON, SEPTEMBER 9, 2013 MEETINGS**

**4:00 PM**

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**7:00 PM**

- Presentation of Quarterly Citizen Award
- Miss City of Bishop and Miss Teen City of Bishop Quarterly Reports
- Water and Sewer Commission rate recommendations
- Chamber of Commerce Update
- Grant SCE easements – Wye Road

### **MON – SEPTEMBER 23, 2013 MEETINGS**

**4:00 PM**

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**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **TUES, OCTOBER 15, 2013 MEETINGS**

**4:00 PM**

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**7:00 PM**

- Approve Water and Sewer Rate hearing notices

### **MON – OCTOBER 28, 2013 MEETINGS**

**4:00 PM**

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**7:00 PM**

- Chamber of Commerce Update
- Update by Supervisor Jeff Griffiths

### **TUES, NOVEMBER 12, 2013 MEETINGS**

**4:00 PM**

- Selection of Quarterly Citizen Award to be presented December 9

**7:00 PM**

- Chamber of Commerce Update

### **MON, NOVEMBER 25, 2013 MEETINGS**

**4:00 PM**

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4/4/2013 11:43 AM

**7:00 PM**

- Update by Supervisor Jeff Griffiths

**MON, DECEMBER 9, 2013 MEETINGS**

**4:00 PM**

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**7:00 PM**

- Presentation of Quarterly Citizen Award
- Miss City of Bishop and Miss Teen City of Bishop Quarterly Reports
- Chamber of Commerce Update
- Public Hearing - water and sewer rates
- Reorganization – Selection of Mayor and Mayor Pro Tem
- Review of Mayoral Appointments

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KTC*

**SUBJECT:** PROCLAMATION – CHILD ABUSE PREVENTION MONTH AND SEXUAL ASSAULT AWARENESS MONTH

**DATE:** APRIL 8, 2013

**Attachments:** Correspondence from Wild Iris requesting Proclamation  
Proclamation declaring April 2013 as Child Abuse Prevention Month and  
Sexual Assault Awareness Month

**BACKGROUND/SUMMARY**

A proclamation from the City Council has been requested by Wild Iris to recognize and support efforts to end child abuse and sexual assault in all local communities.

**RECOMMENDATION**

Read and present the Proclamation declaring April 2013 as Child Abuse Prevention Month and Sexual Assault Awareness Month in the City of Bishop. Hear the report from Wild Iris on their outreach campaigns in both Inyo and Mono Counties.

**TO:** Bishop City Council, Robin Picken

**FROM:** Randi Case

**DATE:** 4/1/2013

**RE:** Sexual Assault Awareness & Child Abuse Prevention Month

**Robin:**

Once again, we want to thank the Council Members for their continued support in declaring April as Child Abuse Prevention and Sexual Assault Awareness Month. Wild Iris will be recognizing these awareness months by executing different outreach campaigns throughout Inyo County. Wild Iris would like to request the attached proclamation be adopted by the Council.

If you have availability at your April 8<sup>th</sup>, 2013 meeting, we would appreciate these proclamations be added to the agenda. Please respond to this email or call the Bishop Office to confirm if this request has been accepted at 760.873.6601.

Thank You,

Randi Case  
Crisis Counselor/Educator

**A PROCLAMATION OF THE BISHOP CITY COUNCIL  
DECLARING APRIL, 2013 AS CHILD ABUSE PREVENTION MONTH**

**WHEREAS**, the public cares deeply about child abuse, and a majority report that child abuse is a very important moral issue to them; and

**WHEREAS**, preventing child abuse and neglect is a community issue that depends on involvement among people throughout Bishop; and

**WHEREAS**, child abuse and neglect not only directly harm children, but also increase the likelihood of long-term physical and mental health problems, alcohol and substance abuse, continued family violence and criminal behavior; and

**WHEREAS**, child maltreatment occurs when people find themselves in stressful situations, without community resources, and don't know how to cope; and

**WHEREAS**, the majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community; and

**WHEREAS**, child abuse and neglect can be reduced in Bishop by making sure each family has the support they need in raising their children in a safe, nurturing environment; and

**WHEREAS**, effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, faith communities, civic organizations, law enforcement agencies, and the business community; and

**WHEREAS**, Wild Iris has set an important example of how forging collaborative relationships among service agencies and organizations serves to improve the quality of service for those profoundly and directly affected by child abuse, thus providing a model for how the rest of the community might work together to speak out and find solutions to end child abuse; and

**WHEREAS**, Wild Iris requests public support and assistance as it continues its effort to bring real hope for ending child abuse in Bishop and creating a future where all children can live free from abuse.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Bishop City Council of Bishop, California designate the month of April, 2013 as Child Abuse Prevention Month and calls upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in efforts to support families, thereby preventing child abuse and strengthening the communities in which we live.

**Signed:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**PROCLAMATION BY THE BISHOP CITY COUNCIL,  
RECOGNIZING APRIL AS SEXUAL ASSAULT AWARENESS MONTH**

**WHEREAS**, Sexual Assault Awareness Month is intended to draw attention to the fact that sexual violence is widespread and has public health implications for every community member of Bishop; and

**WHEREAS**, Rape, sexual assault, and sexual harassment impact our community as seen by statistics indicating that one in six women and one in thirty-three men will have experienced sexual assault in their lifetime; and

**WHEREAS**, We must work together to educate our community about what can be done to prevent sexual assault and how to support survivors; and

**WHEREAS**, Staff and volunteers of anti-violence programs at Wild Iris encourage every person to speak out when witnessing acts of violence however small; and

**WHEREAS**, With leadership, dedication, and encouragement, there is compelling evidence that we can be successful in reducing sexual violence in Bishop through prevention education, increased awareness, and holding perpetrators who commit acts of violence responsible for their actions; and

**WHEREAS**, Wild Iris strongly supports the efforts of national, state, and local partners, and of every citizen to actively engage in public and private efforts, including conversations about what sexual violence is, how to prevent it, how to help survivors connect with services, and how every segment of our society can work together to better address sexual violence.

**THEREFORE, BE IT RESOLVED** that the Bishop City Council designate the month of April, 2013, as Sexual Assault Awareness Month and calls upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in efforts to support victims and families, thereby preventing sexual assault and strengthening the communities in which we live.

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

CITY OF BISHOP  
CITY COUNCIL STUDY SESSION MINUTES  
MARCH 25, 2013

<b>CALL TO ORDER</b>	Mayor Smith called the meeting to order at 4:03 p.m. at the west end of Keough Street, Bishop, California.
<b>COUNCIL PRESENT</b>	Council Members David Stottlemire, Pat Gardner, Keith Glidewell Mayor Laura Smith
<b>COUNCIL ABSENT</b>	Mayor Pro Tem Jim Ellis – Excused
<b>OTHERS PRESENT</b>	Keith Caldwell, City Administrator/Community Services Director Robin Picken, Assistant City Clerk Ray Seguire, Fire Chief Chris Carter, Police Chief Deston Dishon, Public Works Superintendent
Council Update and Walk Through of Seibu to School Path Project	Public Works Superintendent Deston Dishon guided the Council and those present on a tour of the Seibu to School Path Project.
<b>MEETING RECESSED AND RECONVENED AT CITY COUNCIL CHAMBERS</b>	The meeting at the west end of Keough Street was recessed at 4:36 p.m. The meeting reconvened in the City Council Chambers at 4:50 p.m.
<b>PUBLIC COMMENT</b>	The Mayor announced the public comment period. No public comment was provided.
<b>SCHEDULED DISCUSSION</b>	Discussion was held on the following Study Session agenda items:
1. Discussion on Council/Board representation	Discussion was held on Councilmember participation as a board member on various agency committees and other items that fall under Government Code 1090 and 1091. Council requested that City Administrator Caldwell work with City Attorney Tracy to send a letter to the appropriate agencies to decline their further participation as board members.
2. Current 7:00 p.m. agenda items	Discussion was held on the upcoming agenda items for the evening meeting. Questions were answered by staff as needed.
2. Future agenda items	The list of future agenda items was reviewed. Mayor Smith requested that a half day retreat be scheduled in the next few months.
3. Department Head Reports	Reports were given as appropriate.

**COUNCIL DISCUSSION**

Council Members gave committee reports, community announcements and/or made comments or inquiries to staff. No action was taken.

**ADJOURNMENT**

The meeting was adjourned at 6:00 p.m. to the regular meeting scheduled at 7:00 p.m.

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LAURA SMITH, MAYOR

ATTEST: Keith Caldwell, City Clerk

By: \_\_\_\_\_  
Robin Picken, Assistant City Clerk

CITY OF BISHOP  
CITY COUNCIL MINUTES  
MARCH 25, 2013

- CALL TO ORDER** Mayor Smith called the meeting of the Bishop City Council to order at 7:00 p.m. in the City Council Chambers, 301 West Line Street, Bishop, California.
- INVOCATION** The invocation was given by Pastor Rick Klug of the Calvary Baptist Church followed by the Pledge of Allegiance led by Mayor Smith.
- COUNCIL PRESENT** Councilmembers David Stottlemire, Pat Gardner, Keith Glidewell  
Mayor Laura Smith
- COUNCIL ABSENT** Mayor Pro Tem Jim Ellis - Excused
- OTHERS PRESENT** Keith Caldwell, City Administrator/Community Services Director  
Robin Picken, Assistant City Clerk  
Peter Tracy, City Attorney  
Ray Seguire, Fire Chief  
Chris Carter, Police Chief  
Deston Dishion, Public Works Superintendent  
Gary Schley, Public Services Officer  
Cheryl Solesbee, Assistant Finance Director
- PUBLIC COMMENT** The Mayor announced the public comment period.
- California Highway Patrol (CHP) Captain Andrea Witmer announced that April is CHP's "Distraction while Driving" month. They will be watching for drivers who are distracted when driving and want to remind the public to please be safe and keep your eyes on the road while driving your vehicle for your own safety and the safety of others.
- DEPARTMENT HEAD REPORTS** Reports from Administration, Community Services, Fire, Police, and Public Works were given on the departments' activities including upcoming and ongoing projects.
- INYO COUNTY UPDATE** Second District Supervisor Jeff Griffiths provided an update on Inyo County business and activities. Supervisor Griffiths updated Council with their current changes in personnel and the Bright Source Agreement.
- CHAMBER OF COMMERCE UPDATE** Tawni Thomson, Executive Director of the Bishop Chamber of Commerce provided a report on Chamber activities and Visitors Bureau statistics. Ms. Thomson updated Council on the success of the Fred Hall Show and Blake Jones Derby.

**CONSENT CALENDAR  
(1)**

Motion/Stottlemyre

A motion was made by Councilmember Stottlemyre and passed 4-0 with Ellis absent, to approve the Consent Calendar as presented:

**FOR APPROVAL AND FILING**

- (a) Retreat Minutes – February 21, 2013
- (b) Study Session – February 25, 2013
- (c) Council Meeting – February 25, 2013
- (d) Study Session – March 11, 2013
- (e) Council Meeting – March 11, 2013
- (f) Personnel Status Change Report
- (g) Investment Portfolio – February 2013
- (h) Warrant Register – February 2013
- (i) Statement of Fund Transactions 7/1/12 – 2/28/13

**FOR INFORMATION AND FILING**

- (j) Water & Sewer Commission – March 12, 2013
- (k) Planning Commission – March 26, 2013
- (l) Parks & Recreation Commission – March 27, 2013
- (m) Water & Sewer Commission – January 8, 2013
- (n) Fire Department Response Report – 2010-2013
- (o) Public Works Report – January 2013
- (p) Public Works Report – February 2013
- (q) Administrative Office of the Courts correspondence dated March 1, 2013

**PUBLIC HEARING**

**SUBMITTAL OF A STATE  
COMMUNITY  
DEVELOPMENT BLOCK  
GRANT (CDBG)  
APPLICATION**

(2)  
Motion/Stottlemyre

The Mayor opened a public hearing to hear and consider public comment on the submittal of a State Community Development Block Grant Application.

No public comment was provided. Councilmember Stottlemyre made a motion to close the public hearing. Motion passed 4-0 with Ellis absent.

**NEW BUSINESS**

**RESOLUTION 13-01 IN  
SUPPORT OF A COMMUNITY  
DEVELOPMENT BLOCK  
GRANT (CDBG)**

(3)  
Motion/Stottlemyre

Councilmember Stottlemyre made a motion to adopt Resolution 13-01 approving an application for funding and the execution of a grant agreement and any amendments thereto from the 2013 allocation of the State Community Development Block Grant (CDBG) Program. Motion passed 3-1 with Ellis absent.

RESOLUTION 13-02 IN  
SUPPORT OF A SOUTHERN  
CALIFORNIA EDISON (SCE)  
GRANT  
(4)  
Motion/Gardner

Councilmember Gardner made a motion to adopt Resolution 13-02 approving an application for funding and the execution of a grant agreement and any amendments thereto from the Southern California Edison Company Local Government Strategic Plan Phase 3 Program. Motion passed 4-0 with Ellis absent.

ORDINANCE RELATING TO  
REASONABLE  
ACCOMMODATIONS FOR  
INDIVIDUALS WITH  
DISABILITIES  
(5)  
Motion/Stottlemyre

On a motion by Councilmember Stottlemyre, the Council voted 4-0 with Ellis absent to adopt the ordinance by title only, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BISHOP, ADDING CHAPTER 17.82 REASONABLE ACCOMMODATION TO TITLE 17 OF THE BISHOP MUNICIPAL CODE PROVIDING A PROCEDURE FOR REASONABLE ACCOMMODATION IN THE CITY'S LAND USE AND ZONING AND BUILDING REGULATIONS PURSUANT TO FAIR HOUSING LAWS."

CONTRACT CHANGE ORDER  
3 FOR SNEDEN STREET  
IMPROVEMENTS PROJECT  
(6)  
Motion/Glidewell

Councilmember Glidewell made a motion to approve contract Change Order 3 to street delivery services contract with Nolte authorizing \$95,395 total expenditure for design. Motion passed 4-0 with Ellis absent.

BID AWARD – CLARKE  
STREET WATER LINE  
REPLACEMENT PROJECT  
(7)  
Motion/Gardner

Councilmember Gardner made a motion to approve the budget adjustments of \$180,000 from fiscal year 2013/2014 Water Capital Improvements to fiscal year 2012/2013 Water Capital Improvements to reflect Option 1 (the budget splits the project into two fiscal years, with \$180,000 budgeted for 2012/2013 and \$180,000 budgeted for 2013/2014) a combination of the two projects into one, constructed in 2012/2013, award the Clarke Street Water Line Project construction to Conspec for construction of Option 1, authorize the execution of the construction contract with Conspec, and authorize the expenditure of up to \$301,642.69 through the construction contract. Motion passed 4-0 with Ellis absent.

BID AWARD – PURCHASE OF  
CITY/PARK TRUCK  
(8)  
Motion/Glidewell

Councilmember Glidewell made a motion to award the bid for a new City/Park Truck to Ford of Orange. Motion passed 4-0 with Ellis absent.

PART-TIME EMPLOYEE  
WAGE SCALES AND ADD  
THE POSITION OF FACILITY  
MAINTENANCE WORKER II  
TO THE PART-TIME  
EMPLOYEE WAGE SCALE  
(9)  
Motion/Stottlemyre

Councilmember Stottlemyre made a motion to approve the adjustment of the Part-Time Employee Wage Scale to reflect: 1. Police Reserve Officer Level I to \$35.00 per hour, 2. Certified Sports Officials (Softball, Basketball) to \$30.00 per game, and 3. Creation of Facility Maintenance Worker II - \$13.25-\$15.25 per hour. Motion passed 4-0 with Ellis absent.

ADOPTION OF FINAL  
BUDGET FISCAL YEAR 2012-  
2013  
(10)  
Motion/Gardner

Councilmember Gardner made a motion to adopt the Final Budget for Fiscal Year 2012-2013. Motion passed 4-0 with Ellis absent.

COUNCIL REPORTS

Council Members reported on committee meetings and announced upcoming community events.

ADJOURNMENT

The Mayor adjourned the meeting at 8:53 p.m. to the Special City Council Meeting scheduled for Friday, March 29, 2013 at 9:00 a.m. in the Executive Conference Room.

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LAURA SMITH, MAYOR

Attest: Keith Caldwell, City Clerk

By: \_\_\_\_\_  
Robin Picken, Assistant City Clerk

2c

CITY OF BISHOP  
CITY COUNCIL MINUTES  
SPECIAL MEETING  
MARCH 29, 2013

- CALL TO ORDER Mayor Smith called the special meeting to order at 9:06 a.m. in the Executive Conference Room at City Hall, 377 West Line Street, to conduct a National Incident Management System (NIMS) training for City Council members.
- COUNCIL PRESENT Councilmembers Patricia Gardner, Keith Glidewell, David Stottlemyre  
Mayor Pro Tem Jim Ellis  
Mayor Laura Smith
- COUNCIL ABSENT None
- OTHERS PRESENT Keith Caldwell, City Administrator  
Chris Carter, Police Chief  
Ray Seguine, Fire Chief  
Daniel Brady, Southern California Edison
- PUBLIC COMMENT The Mayor announced the public comment period. No public comment was provided.
- NEW BUSINESS  
NATIONAL INCIDENT  
MANAGEMENT SYSTEM  
(NIMS) TRAINING  
(1) The Mayor announced the start of the NIMS training session with Fire Chief Seguine and Police Chief Carter.
- ADJOURNMENT The Mayor adjourned the meeting at 11:20 a.m. to the Study Session scheduled for Monday, April 8, 2013 at 4:00 p.m. in the City Council Chambers.

\_\_\_\_\_  
LAURA SMITH, MAYOR

Attest: Keith Caldwell, City Clerk

By: \_\_\_\_\_  
Robin Picken, Assistant City Clerk

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR KSC

SUBJECT: CONSENT CALENDAR – PERSONNEL STATUS CHANGE REPORT

DATE: APRIL 8, 2013

The following personnel item has been submitted for action at this meeting:

COMMUNITY SERVICES

EFFECTIVE DATE

(A) Aquatics Coordinator I  
Part-Time - \$14.50/hour  
Rehire: Nicole Younger

3/25/2013

POLICE DEPARTMENT

EFFECTIVE DATE

(B) Facility Maintenance Worker I to  
Facilities Maintenance Worker II

4/1/2013

Part-Time - \$13.00/hour to  
Part-Time - \$15.25/hour  
Gregory Allen Bird

4/1/2013

TO: City Council/City Administrator  
 FROM: Finance/Accounting Secretary  
 DATE: April 8, 2013  
 SUBJECT: Warrant Register for the month of March 2013

**PAYABLE CHECK NUMBERS ISSUED**

CK#63756 thru 63791	\$ 84,931.63
CK#63792 thru 63800	\$ 18,571.97
CK#63801 thru 63841	\$ 43,239.49
CK#63842 thru 63872	\$ 37,807.54
CK#63873 thru 63894	\$ 16,539.73
CK#63895 thru 63923	\$ 63,359.84
CK#63903 Cancelled (neg amt)	\$ 35.34
CK#63924 thru 63956	\$ 37,768.79

<b>TOTAL PAYABLE EXP FOR MARCH</b>	<b>\$ 302,254.33</b>
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**PAYROLL CHECK NUMBERS ISSUED**

Special Payroll, March 7, 2013 CK#37908 thru 37911	\$ 1,167.60
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Special Payroll, March 7, 2013 CK#37912 thru 37915	\$ 19,432.10
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Regular Payroll, March 15, 2013 CK#37916 thru 37957 DD#6672 thru 6715	\$ 127,469.27
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Regular Payroll, March 31, 2013 CK#37958 thru 38006 DD#6716 thru 6759	\$ 127,108.44
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Special Payroll, March 29, 2013 CK#38007 thru 38012	\$ 1,094.60
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Medicare	\$ 3,928.69
PERS	\$ 70,726.89
Workers Comp	\$ 19,417.72
Medical	\$ 48,323.84
PERS OPEB	\$ 26,607.75
Dental	\$ 5,085.50
Life Insurance	\$ 392.00
Vision	\$ 761.51
Disability	\$ 3,478.86
Def Comp Programs	\$ 2,399.00
P.A.R.S.	\$ 24,418.97
PARS/ARS	\$ 276.51

<b>TOTAL PAYROLL EXP FOR MARCH 2013</b>	<b>\$ 482,089.25</b>
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<b>TOTAL EXPENDITURES FOR MARCH 2013</b>	<b>\$ 784,343.58</b>
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CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63769	HIGH SIERRA AWARDS & ENGR	120490	SIGNS/PHOTOS	3/01/13	58767	22.52	22.52
63770	AMERIGAS - BISHOP	3015144907 3015253621 3015318047 3015359252	AMERIGAS FEB AMERIGAS FEB AMERIGAS FEB AMERIGAS FEB	3/01/13 3/01/13 3/01/13 3/01/13	58779 58778 58777 58780	473.75 887.23 668.37 225.07	2,254.42
63771	VISION SERVICE PLAN	MARCH MARCH//	VSP MAR PREM VSP MAR PREM	3/01/13 3/01/13	58783 58785	53.56 12.53	66.09
63772	COMMUNITY PRINTING	40284	GLDWLL BUS CARDS	3/01/13	58781	49.89	49.89
63773	INYO REGISTER	01100420	PLAN COMM 1/31	3/01/13	58808	83.20	83.20
63774	SUDDENLINK PAYMENT CNTR	151 S WRRH 705930001	SUDDENLINK MAR SVCS SUDDENLINK MAR SVCS	3/01/13 3/01/13	58793 58775	69.95 69.95	139.90
63775	COMPUTER LOGISTICS	59394	EMAIL ADDRESS	3/01/13	58770	1,080.00	1,080.00
63776	VERIZON	UH82683 192-5555 872-3485 873-5485 873-5866	VERIZON FEB SVCS VERIZON FEB SVCS VERIZON FEB SVCS VERIZON FEB SVCS VERIZON FEB SVCS	3/01/13 3/01/13 3/01/13 3/01/13 3/01/13	58813 58814 58812 58809 58811	590.09 7.04 50.44 44.28 394.87	1,086.72
63777	VERIZON WIRELESS	1164066928 471679194-0001	VERIZON FEB SVCS VERIZON FEB SVCS	3/01/13 3/01/13	58806 58769	167.93 634.57	802.50
63778	SECURITY LIFE INSURANCE	MARCH	RMTL MARCH PREM	3/01/13	58782	553.42	553.42
63779	BANK OF AMERICA	4689	BOFA TRVL FEB	3/01/13	58827	4,484.72	4,484.72
63780	UNITED PARCEL SERVICE	99292E	UPS FEB SVCS	3/01/13	58779	34.00	34.00
63781	SHREDPRO, INC	2376	SHREDPRO FEB SVCS	3/01/13	58772	65.00	65.00
63782	KEITH CALDWELL	CIDWLL	LB FRED HALL/CALDWELL	3/01/13	58784	435.58	435.58
63783	RO ANDERSON	31872 31874	RO ANDRSN FEB SVCS RO ANDRSN FEB SVCS	3/01/13 3/01/13	58789 58790	2,980.00 2,200.00	5,180.00

Report No: PH1302  
 Run Date : 03/01/13  
 CITY OF BISHOP  
 CHECK REGISTER 3/01/13

CHECK NUMBER	VENUE	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63784	711 MATERIALS, INC	41062663	SUPPLIES	3/01/13	58766	274.33	274.33
63785	VERIZON BUSINESS	72478289	VERIZON FEB SVCS	3/01/13	58774	157.82	157.82
63786	RESOURCE CONCEPTS, INC.	13-00183	RESOURCE JAN SVCS	3/01/13	58788	6,878.24	6,878.24
63787	CARMICHAEL BUSINESS TECH	11161	CBT/CAMERA	3/01/13	58776	274.00	274.00
63788	TONI FANSLER	2/25	TRANSCRIPT/CASE 13-006	3/01/13	58771	1,365.00	1,365.00
63789	BURKE WILLIAMS & SORENSEN	163716	BURKE/LABOR LAW	3/01/13	58823	688.50	688.50
63790	FLO-SYSTEMS, INC	#F13869	FLO SYSTEMS SUPPLIES	3/01/13	58765	134.68	134.68
63791	ONENS VALLEY PEST	2/22	OV PEST SVCS	3/01/13	58764	30.00	30.00
CHECKS TOTAL						84,931.63	

REPORT NO: PH1302  
 RUN DATE: 03/04/13  
 CHECK REGISTER 3/04/13

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63792	DEPARTMENT OF WATER & POW	377WLINE	DWP/DEC-FEB12.13	3/01/13	58836	9,771.33	9,771.33
63793	EMPLOYMENT DEVELOPMENT DE	BRBRTSH STHWRTH	EDD/DEC2012 EDD/DEC2012	3/01/13 3/01/13	58835 58835	800.00 5,164.00	5,964.00
63794	BISHOP HEATING & AIR COND	29694	HISHTG/14SURPRISE	3/01/13	58832	514.47	514.47
63795	SIERRA SECURITY SYSTEMS	460744	SIEMENC/JANFEB/013	3/01/13	58833	44.50	44.50
63796	SUDDENLINK PAYMENT CNTR	PPYCHR65	SUDLINK/MAR2013	3/01/13	58730	274.90	274.90
63797	VERIZON WIRELESS	FIRE PARK	VERZWRRLS/JANFEB2013 VERZWRRLS/JANFEB13	3/01/13 3/01/13	58837 58834	225.44 190.19	445.63
63798	BANK OF AMERICA	CLDWLLE5116	ROFA/PENS/BALLS	3/01/13	58838	1,380.85	1,380.85
63799	TYCO INTEGRATED SECURITY	11398	TYCO/MAR2013	3/01/13	58829	258.49	258.49
63800	RELIABLE OFFICE SUPPLIES	0LCC69200	RELIABLE/FOLDERS	3/01/13	58828	32.80	32.80
CHECKS TOTAL						18,571.97	18,571.97

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63801	BROWN'S SUPPLY	81290 81429 81444	BRWNS/PIPE BRWNS/PIPEWUTS BRWNS/PLATE	3/08/13 3/08/13 3/08/13	58851 58852 58853	113.98 23.61 93.46	231.05
63802	PETTY CASH - POLICE DEPT.	2/28/13	PD/PETTYCASH	3/08/13	58878	73.90	73.90
63803	BISHOP NURSERY	174025 174046	HISMURS/90SCH RISMURS/BUBLK	3/08/13 3/08/13	58848 58847	4.05 10.30	14.35
63804	SOUTHERN CALIFORNIA EDISU	JOHNLIFT MCUVRP20 MCIVER42 MCIVR#43 SHRPLANT SHRPOHD WELL4 198HCGVR 85HMAIN 85SPRUCE	SCE/FEB13 SCE/FEB13 SCE/FEB13 SCE/FEB13 SCE/FEB13 SCE/FEB13 SCE/FEB13 SCE/FEB13 SCE/FEB13 SCE/FEB13	3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13	58884 58884 58893 58892 58885 58886 58887 58888 58890 58891	81.18 1.55 8.14 73.87 405.43 1,494.18 1,491.10 14.29 234.47 23.79	3,828.00
63805	BISHOP WELDING SUPPLY	719291	HISWELD/CTOFFWHEEL	3/08/13	58850	18.90	18.90
63806	PETTY CASH - PARKS DEPT.	PARKS	PETTYCASH/TRUCKWASH	3/08/13	58913	156.40	156.40
63807	DEPARTMENT OF WATER & POW	102ELINE 125GROVE 293HMAIN 646HMAIN 688HMAIN 690HMAIN 700HMAIN	DWP/FEB13 DWP/FEB13 DWP/FEB13 DWP/FEB13 DWP/FEB13 DWP/FEB13 DWP/FEB13	3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13	58863 58864 58868 58865 58864 58866 58867	62.61 81.42 38.82 93.54 326.16 271.18 490.92	1,364.65
63808	BISHOP VOLUNTEER FIRE DEP	FEB13	BVFD/FEB13	3/08/13	58849	3,154.00	3,154.00
63809	UNDERGROUND SERVICE ALERT	220130058	UNDSERVALRT/TICKETCHRG	3/08/13	58919	27.00	27.00
63810	WESTERN NEVADA SUPPLY CO.	55440546 55441467 55442230 55443461 55443543 55443646 55444719 55448585 55448598 55448620	WESTNEY/WARRHWTR WESTNEY/FILLSTATION WESTNEY/377LINE WESTNEY/POWLER WESTNEY/377LINE WESTNEY/1STST WESTNEY/377LINE WESTNEY/SEWERPLHT WESTNEY/STOCK WESTNEY/HTATUM	3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13 3/08/13	58901 58902 58903 58904 58905 58906 58907 58908 58909 58910	11.48 176.02 53.72 273.70 35.24 134.16 6.93 186.69 350.11 73.26	

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63811	XEROX CORP	55458022	WESTNEY/377LINE	3/08/13	58911	3.72	1,305.03
63812	QUILL CORP	66015309	XEROX/PW	3/08/13	58912	252.40	252.40
63813	INTEGRATED WASTE MNGMNT	4362422	QUILL/ADMIN	3/08/13	58880	56.61	56.61
63814	INVO REGISTER	63136 63150	INTGWSTE/GATEFEE INTGWSTE/TRASH	3/08/13 3/08/13	58872 58873	5.00 79.00	84.00
63815	BISHOP AUTOMOTIVE CENTER	1/30/13	INYO REG/SUNRISEPROPSA	3/08/13	58874	42.10	42.10
63816	DEPT OF WATER AND POWER	84002PD 84062PD	BISAUTO/BRKLIGHT BISAUTO/VEHCHAINT	3/08/13 3/08/13	58845 58844	70.63 58.95	129.58
63817	VERIZON	PRKINGLOT 275SIERRA 293NHAIN	DWP/PRKINGLEASE DWP/275SIERRALEASE DWP/293NHAINLEASE	3/08/13 3/08/13 3/08/13	58860 58862 58861	2,040.00 510.00 1,418.92	3,968.92
63818	RESERVE ACCOUNT	INTERNET 8735863 8738458	VERIZON/FEB13 VERIZON/CITYHALL VERIZON/PW	3/08/13 3/08/13 3/08/13	58899 58900 58998	89.99 245.74 118.04	453.77
63819	CREATIVE IMAGE EMBROIDERY	FEB13	POST/COUNCIL	3/08/13	58862	406.00	406.00
63820	CALPERS	13861	CREATINAG/SHIRTS	3/08/13	58858	92.31	92.31
63821	AMERIGAS	951335	PERS1959/FIRE	3/08/13	58856	48.00	48.00
63822	THOMAS PETROLEUM, LLC	CIVIC CIVILCCENT SUNRSLAUND	ARRGS/2/06 ARRGS/2/13 ARRGS/2/20	3/08/13 3/08/13 3/08/13	58840 58834 58841	1,175.36 509.81 13.43	1,698.60
63823	DEPARTMENT OF CONSUMER	742104	TOMPETR/OIL	3/08/13	58895	95.78	95.78
63824	UPS STORE, THE	DAVEG	DOCA/DAVEGCERT	3/08/13	58859	115.00	115.00
63825	SUDENLINK COMMUNICATIONS	2474 2501	UPSTORE/SHIPPW UPSTORE/SHIPPW	3/08/13 3/08/13	58896 58897	82.25 50.81	133.06
		NCIVER	SUNLINK/MARI3	3/08/13	58894	1,224.06	1,224.06

Report No: PB1302  
 Run Date : 03/08/13  
 CITY OF BISHOP  
 CHECK REGISTER 3/08/13

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63826	SMART & FINAL	2/27/13	SHRTRFL/CLEANER	3/08/13	58883	8.62	8.62
63827	MOUNTAIN APPAREL	0219134	MHTAPRL/TSRTRFORTROOPS	3/08/13	58876	100.00	100.00
63828	WAYLON CLELAND	WAYLONC	REIMB/PANTS	3/08/13	58915	92.00	92.00
63829	DAN MCELROY	DAHMC	REIMB/TOOL	3/08/13	58916	64.79	64.79
63830	RELIABLE OFFICE SUPPLIES	ULC89201	RELIAB/ADMIN	3/08/13	58881	105.04	105.04
63831	CONSPEC INC	11202	CONSPEC/BCKHOERENTAL	3/08/13	58857	495.00	495.00
63832	PACIFIC TELEMANAGEMENT	495367	PTS/HARCHIE	3/08/13	58877	65.00	65.00
63833	BISHOP LOCKSMITH	71582	HISLOCK/DUPKEYS	3/08/13	58846	9.00	9.00
63834	DEPT OF WATER RESOURCES	1304554302	DOWR/DRNKWTRBOND	3/08/13	58871	21,045.78	21,045.78
63835	POSTMASTER	2/28/13	POSTMSTR/W/SBILLING	3/08/13	58879	1,000.00	1,000.00
63836	BSK ASSOCIATES	A304922 A305343	BSK/BISHDRNKWTR BSK/BISHDRNKWTR	3/08/13 3/08/13	58954 58855	700.00 40.00	740.00
63837	BIG PINE PEST CONTROL	11823	HPPEST/MTHLYPESTCNTRL	3/08/13	58843	333.00	333.00
63838	LORREL MCLAUGHLIN	DENISE	CAKE/DENISE	3/08/13	58875	35.00	35.00
63839	TINA ESPARZA	REIMB	REIMB/REARPAY	3/08/13	58917	40.00	40.00
63840	MARY HERSHDORFER	REIMB	REIMB/GYMNASTICS	3/08/13	58918	45.00	45.00
63841	KRISTINA BLUME	MIS808	ALBUREIMB	3/08/13	58914	37.79	37.79

CHECKS TOTAL

43,239.49

Report No: PRL302  
 Run Date : 03/14/13  
 CITY OF BISHOP  
 CHECK REGISTER 3/14/13

REPORT NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRAMS#	AMOUNT	CHECK TOTAL
63842	MR. K. AUTOMOTIVE SERVICE	98311 98707	08 FORD PU 05 FORD /MR K	3/14/13 3/14/13	58954 58944	84.63 989.96	1,074.59
63843	BISHOP WELDING SUPPLY	719435	FABSHIELD	3/14/13	58930	115.39	115.39
63844	DEPARTMENT OF WATER & POW	209 W LINE	BWP HAR SVCS	3/14/13	58929	1,058.28	1,058.28
63845	BISHOP DRY CLEANERS	FEB	HSHP DRY CLHRS FEB SVC	3/14/13	58933	97.50	97.50
63846	HIGH SIERRA AWARDS & ENGR	120502	BADGE	3/14/13	58937	7.51	7.51
63847	COUNTRY GLASS	1018896	MIRRORPANE	3/14/13	58955	135.00	135.00
63848	XEROX CORP	66815297	XEROX FEB	3/14/13	58952	456.95	456.95
63849	NIELSEN'S EQUIP MAINT	4529	EMS RADIO	3/14/13	58945	2,477.40	2,477.40
63850	INYO REGISTER	38241/38240	REGISTER/ORD & PH	3/14/13	58938	111.60	111.60
63851	PARS PHASE II SYSTEMS	25302 25382	ADM FEES JAN PARS ADM JAN	3/14/13 3/14/13	58947 58946	408.00 1,000.00	1,408.00
63852	DEVON'S FLOWER PATCH	5311	DEVONS/SOLESBEE	3/14/13	58928	33.48	33.48
63853	WONDER WORKS AMERICA INC	274396	GLOVES	3/14/13	58951	251.00	251.00
63854	BIU MTH BOTTLED WATER	30037	WATER	3/14/13	58934	90.00	90.00
63855	CALPERS	FEB	PERS EPHC/FEB	3/14/13	58948	5,876.98	5,876.98
63856	UNITED PARCEL SERVICE	9Y292E093	UPS FEB SVCS	3/14/13	58950	71.50	71.50
63857	KIRBALL MIDWEST	2855109	SUPPLIES	3/14/13	58939	633.18	633.18
63858	CHRIS CARTER	CARTER	CARTER/LA 4/1-5	3/14/13	58932	315.00	315.00
63859	TRIAD/HOLMES ASSOCIATES	4002556 4002557	TRIAD SVCS TRIAD SVCS	3/14/13 3/14/13	58926 58925	1,090.00 101.40	1,191.40

Report No: PB1302  
 Run Date : 03/14/13  
 CITY OF HISHOP  
 CHECK REGISTEP 3/14/13

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63860	THOMAS PETROLEUM, LLC	CL75629	HAYCOCK FEB	3/14/13	58924	1,833.92	1,191.40
63861	BRYAN ROSSY	ICI	ROSSY/ICI MAR 25-28	3/14/13	58949	270.00	1,833.92
63862	HOLTE ASSOCIATES	13030014	SNEDEN/HOLTE SVCS	3/14/13	58977	1,565.00	270.00
63863	BANK OF AMERICA	GRAH	BOFA POSTS	3/14/13	58956	433.87	1,565.00
63864	BANK OF AMERICA	SEGUINE	HOFALCMA	3/14/13	58936	3,922.14	433.87
63865	LEHP AUTO ELECTRIC	01 08114R	FIRE VULCAN	3/14/13	58940	262.25	3,922.14
63866	MISSION JANITORIAL	348064 350433 350534	SUPPLIES	3/14/13	58941	164.90	262.25
63867	STANTEC CONSULTING SERV	669489	SCADA	3/14/13	58957	4,845.78	1,64.90
63868	CARMICHAEL BUSINESS TECH	11295	CBT/CAMERA/SUPPLIES	3/14/13	58931	1,059.31	4,845.78
63869	SIEMENS INDUSTRY, INC	901141300	SUPPLIES	3/14/13	58921	4,438.80	1,059.31
63870	GREG BIRD CONSTRUCTION	2012142	BIRD/SEC WALL	3/14/13	58935	2,838.00	4,438.80
63871	RIG RED PRINT SOLUTIONS	53429	TONER/INK	3/14/13	58920	359.48	2,838.00
63872	HAMMOTH HOSPITAL	14485973	PICKEN/PHYS	3/14/13	58953	233.00	359.48
CHECKS TOTAL							37,807.54

CITY OF BISHOP CHECK REGISTER 3/15/13	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63873 STEVES AUTO & TRUCK PARTS	056847	STEVES/REVMIRROR	3/15/13	58975	7.54	
	057466	STEVES/FUSE KITS	3/15/13	58976	65.83	
	058207	STEVES/STRMLUBE	3/15/13	58980	7.55	
	058589	STEVES/FUSE	3/15/13	58977	2.47	
	058421	STEVES/GLVS/HAX	3/15/13	58979	44.58	
	060006	STEVES/CHNLUBE	3/15/13	58978	29.53	
	56549	STEVES/HSCHEMP/FLTR	3/15/13	58981	61.21	
	5735APARK	STEVES/OILFLTR/OIL	3/15/13	58983	63.96	
	58492	STEVES/XTSUCRD/SKT	3/15/13	58982	117.48	400.15
63874 SOUTHERN CALIFORNIA EDISU	WYE/SPRUCE	SCE/FEB2013	3/15/13	58991	1,095.16	
	85JAYST	SCE/FEB2013	3/15/13	58993	24.93	
	85TIERRA	SCE/FEB2013	3/15/13	58994	33.54	
	85NHTMTH	SCE/FEB2013	3/15/13	58992	36.24	1,190.07
63875 MAROR TRUE VALUE HARDWARE	A146770	MNRTRVLU/HOSEHOZL	3/15/13	58968	7.37	
	A147544	MNRTRVLU/YARDHYDRNT	3/15/13	58969	66.09	73.46
63876 WESTERN NEVADA SUPPLY CO.	55436663	WESTRNHV/RPRKIT	3/15/13	59013	192.40	
	55450678	WSTRN/BOXW/LID	3/15/13	59009	29.27	
	55455558	WSTRNHV/CPLGSLIP	3/15/13	59012	5.30	
	55457657	WSTRNHV/CPLG	3/15/13	59011	12.17	
	55458676	WSTRN/PVCCPLG	3/15/13	59010	6.67	245.81
63877 STATE OF CALIFORNIA	958039	DOJ/LIVESCANFEB13	3/15/13	58965	716.00	716.00
63878 AMERICAS - BISHOP	CIVCENTER	AMERGAS/2/27/13	3/15/13	58959	779.41	
	POLICE	AMERGAS/3/05/13	3/15/13	58961	409.87	
	SMHP#42	AMERGAS/2/20/13	3/15/13	58963	76.12	1,265.40
63879 XEROX CORP	6815392	XEROX/MARCH2013	3/15/13	59014	482.81	482.81
63880 QUILL CORP	CR480653	QUILL/RETPAPER	3/15/13	58989	72.58	
	2952904	QUILL/PADS/DUSTER	3/15/13	58984	72.86	
	9790474	QUILL/BATTERIES	3/15/13	58985	110.09	
	9902893	QUILL/OFFICESUPPLY	3/15/13	58988	84.79	
	9909309	QUILL/MAGFILE	3/15/13	58987	2.15	
	9976989	QUILL/BATTERIES/PENS	3/15/13	58986	64.76	262.07
63881 MISSION UNIFORM & LINEN	0960/2873	MISSLIN/FEB13	3/15/13	58970	36.00	36.00
63882 COMMUNITY PRINTING	GLIDWELL	COMPRNT/BUSCARDS	3/15/13	58964	49.68	49.68
63883 ALPINE PAINT	PO 12/13-111	ALPINE PAINT/POOL	3/15/13	58958	721.91	721.91

CITY OF HISHOP  
CHECK REGISTER 3/15/13

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRFMS#	AMOUNT	CHECK TOTAL
63884	VERIZON	1220033	VERZN/HAR2013	3/15/13	59006	43.99	
		1810109	VERZN/HAR2013	3/15/13	59006	43.99	
		1810151	VERZN/HAR2013	3/15/13	59007	43.99	
		1811001	VERZN/HAR2013	3/15/13	59005	43.99	
		1812455	VERZN/HAR2013	3/15/13	59003	43.99	
		8724240	VERZN/HAR2013	3/15/13	59002	41.10	
		8727201	VERZN/HAR2013	3/15/13	59001	39.49	
		8729321	VERZN/HAR2013	3/15/13	59004	41.54	342.08
63885	VERIZON WIRELESS	FIRE	VERZHWRLS/JAN-FEB	3/15/13	58999	139.62	139.62
63886	PREFERRED SEPTIC	47679	PREFERRED/FIREMAR	3/15/13	58974	36.75	
		47695	PREFERD/MARCH	3/15/13	58973	1,084.30	1,121.05
63887	EARTHLINK INC	461520942	ERTHLNK/FEBMAR	3/15/13	58966	21.95	21.95
63888	CHRIS CAPTER	SAHSUM	CCRTR/APRIL8,2013	3/15/13	59000	135.00	135.00
63889	THOMAS PETROLEUM, LLC	FIRE PARK POLICE	THMSPETRO/FEB2013 THMSPETRO/FEB2013 THMSPETRO/FEB2013	3/15/13 3/15/13 3/15/13	58996 58997 58995	1,421.14 178.48 2,723.65	4,323.27
63890	ROSS RECREATION EQUIPMENT	43004	ROSSREC/SWIMS	3/15/13	58990	488.16	488.16
63891	VERIZON BUSINESS	POLICE	VERZBLD/FEB2013	3/15/13	58998	158.01	158.01
63892	MOUNTAIN STUDIO	5215	HTINSTUD/WEBSITE	3/15/13	58971	3,410.00	3,410.00
63893	HOLLY TATUM	REBATE	HTATUM/IRPSYSTEM	3/15/13	58967	250.00	250.00
63894	PELCO BY SCHNEIDER ELECT.	394507	PELCO/SECSYSREPAIR	3/15/13	58972	707.18	707.18

CHECKS TOTAL

16,539.73

CITY OF BISHOP  
CHECK REGISTER 3/22/13

Report No: PB1302  
Run Date : 03/22/13

CHECK  
TOTAL

AMOUNT

INVOICE #

APR2013

VEHIDOR

63895 PUBLIC EMP RETIREMENT SYS  
63896 HIGH COUNTRY LUMBER

3/22/13 59041 38,154.52

12.14

12.14

59052

HCL/OILTRDCUT

948018

APR2013

PERM/CC

98.98

98.98

59053

HCL/SECWALLS

948054

APR2013

HCL/SECWALLS

25.24

25.24

59054

HCL/ELBICALV

948118

APR2013

HCL/ELBICALV

45.59

45.59

59055

HCL/FIELDS

948133

APR2013

HCL/FIELDS

42.76

42.76

59056

HCL/HOSE

948159

APR2013

HCL/HOSE

43.73

43.73

59057

HCL/X56T

948202

APR2013

HCL/X56T

15.38

15.38

59058

HCL/2X4

948212

APR2013

HCL/2X4

29.14

29.14

59059

HCL/TRSHBGS

948222

APR2013

HCL/TRSHBGS

106.88

106.88

59060

HCL/RESPRATOR

948265

APR2013

HCL/RESPRATOR

12.61

12.61

59061

HCL/BULBS

948288

APR2013

HCL/BULBS

7.28

7.28

59062

HCL/BULBS

948295

APR2013

HCL/BULBS

16.18

16.18

59063

HCL/PVC

948300

APR2013

HCL/PVC

29.60

29.60

59064

HCL/WIRECORH

948455

APR2013

HCL/WIRECORH

192.53

192.53

59065

HCL/SECWALLS

948554

APR2013

HCL/SECWALLS

2.91

2.91

59066

HCL/DOMNSPT

948617

APR2013

HCL/DOMNSPT

9.06

9.06

59067

HCL/FUSE

948622

APR2013

HCL/FUSE

3.85

3.85

59068

HCL/2X4

948645

APR2013

HCL/2X4

255.77

255.77

59069

HCL/SECWALLS

948718

APR2013

HCL/SECWALLS

2,660.17

2,660.17

59070

HCL/SECWALLS

948799

APR2013

HCL/SECWALLS

3.48

3.48

59071

HCL/SCREWS

948969

APR2013

HCL/SCREWS

5.82

5.82

59073

HCL/LOCK

949130

APR2013

HCL/LOCK

63.45

63.45

59074

HCL/ROPE

949225

APR2013

HCL/ROPE

11.65

11.65

59075

HCL/SCRMORVRSST

949234

APR2013

HCL/SCRMORVRSST

39.07

39.07

59076

HCL/CHAINCOIL

949247

APR2013

HCL/CHAINCOIL

11.65

11.65

59077

HCL/SCRMORVRSST

949354

APR2013

HCL/SCRMORVRSST

32.67

32.67

59078

HCL/HUTSWASHERS

949359

APR2013

HCL/HUTSWASHERS

19.84

19.84

59079

HCL/BRACE

949408

APR2013

HCL/BRACE

21.58

21.58

59080

HCL/SHPGRIU

949412

APR2013

HCL/SHPGRIU

4.73

4.73

59081

HCL/HRDMARE

949414

APR2013

HCL/HRDMARE

30.05

30.05

59082

HCL/WIRE

949435

APR2013

HCL/WIRE

6.31

6.31

59083

HCL/GRDORHJ

949530

APR2013

HCL/GRDORHJ

39.32

39.32

59084

HCL/PRMR

949562

APR2013

HCL/PRMR

17.45

17.45

59085

HCL/GLUE

949610

APR2013

HCL/GLUE

20.88

20.88

59086

HCL/HRDWRE

949687

APR2013

HCL/HRDWRE

2.10

2.10

59072

HCL/HRDWRE

949901

APR2013

HCL/HRDWRE

37.24

37.24

59087

HCL/BRACE

949925

APR2013

HCL/BRACE

18.95

18.95

59088

HCL/POPE

949945

APR2013

HCL/POPE

22.15

22.15

59089

HCL/QTVALV

949973

APR2013

HCL/QTVALV

27.21

27.21

59090

HCL/HEATER

949985

APR2013

HCL/HEATER

5.50

5.50

59091

HCL/18GV

949990

APR2013

HCL/18GV

21.09

21.09

59093

HCL/HUTSWASHERS

950057

APR2013

HCL/HUTSWASHERS

82.52

82.52

59094

HCL/SPRYPAINT

950071

APR2013

HCL/SPRYPAINT

13.18

13.18

59092

HCL/SPRYPHT

950128

APR2013

HCL/SPRYPHT

CITY OF BISHOP  
CHECK REGISTER 3/22/13

Report No: PBI102  
Run Date : 03/22/13

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63897	DEPARTMENT OF WATER & POW	LIGHTS	DWP/FEB2013	3/22/13	59026	1,123.98	1,123.98
63898	ADVANCED DATA SYSTEMS, INC	1302002	ADS/FEB2013	3/22/13	59015	1,520.00	1,520.00
63899	DEPARTMENT OF JUSTICE	458705	DOJ/MRIGHEY	3/22/13	59024	32.00	32.00
63900	AMERIGAS - BISHOP	SEWERPLAINT	AMRGAS/MAR2013	3/22/13	59016	321.61	321.61
63901	PITNEY BOWES INC.	1326611	PITBOW/HARCH2013	3/22/13	59042	774.37	774.37
63902	BANK OF AMERICA	DERISE	BOFA/MAR2013	3/22/13	59017	53.95	53.95
63903	QUILL CORP	1165836 123117	QUILL/RUTINDEX QUILL/CPDTGRNBR	3/22/13 3/22/13	59044 59043	31.49 66.83	35.34
63904	INYO REGISTER	3/14/13	IINREG/GHITAPP/CONDZOH	3/22/13	59034	183.25	183.25
63905	BISHOP AUTOMOTIVE CENTER	84445	BISAUTOCNT/REPAIRS	3/22/13	59019	711.30	711.30
63906	VERIZON	FIRE	VERZ/FEB2013	3/22/13	59048	259.44	259.44
63907	GRANITE CONSTRUCTION CO	456112	GRNITE/CALTRHSCLS	3/22/13	59033	300.32	300.32
63908	JONES & HAYER LAW OFFICE	62653 62940 62941	JNSMAY/JAN2013 JNSMAY/FEB2013 JNSMAY/FEB2013	3/22/13 3/22/13 3/22/13	59035 59036 59037	10,103.65 133.00 162.68	10,419.33
63909	FISHER SCIENTIFIC	7166016	FISHSCT/HYDROTST	3/22/13	59032	120.00	120.00
63910	CALBO	SCHLEY	CBO/APR2013-MAR2014	3/22/13	59023	215.00	215.00
63911	CARPET FOR YOUR HOME	5213	CRPTFRHOM/FRNTLOBBY	3/22/13	59025	357.71	357.71

CITY OF BISHOP CHECK REGISTER 3/22/13

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63912	SIERRA CONSERVATION PROJE	2013601	SERACONS/RECYCLE	3/22/13	59046	39.00	357.71
63913	TYCO INTEGRATED SECURITY	92691647	TYCO/APR2013	3/22/13	59047	258.49	33.00
63914	LEHR AUTO ELECTRIC	0101148	LEHR/FIREVULC	3/22/13	59038	262.25	258.49
63915	VERIZON CALIFORNIA	UHS	VERZ/MAR2013	3/22/13	59049	590.09	262.25
63916	WATCH GUARD VIDEO	SRINV6280	WTCHGRD/REPAIR	3/22/13	59051	175.00	590.09
63917	VERIZON BUSINESS	8724240	VERZ/JANFEB	3/22/13	59050	3.25	175.00
		8727201	VERZ/JANFEB	3/22/13	59050	3.25	
		8729321	VERZ/JANFEB	3/22/13	59050	3.30	
		8734873	VERZ/JANFEB	3/22/13	59050	4.25	
		8734926	VERZ/JANFEB	3/22/13	59050	8.94	
		8735485	VERZ/JANFEB	3/22/13	59050	5.02	
		8735863	VERZ/JANFEB	3/22/13	59050	6.25	
		8735864	VERZ/JANFEB	3/22/13	59050	3.73	
63918	PACIFIC TELEMANAGEMENT	506545	PACTELSERV/PARK	3/22/13	59040	65.00	37.99
63919	BEN FRANKLIN CRAFTS	397493	HEMFR/FRAMES	3/22/13	59018	172.89	65.00
63920	RESOURCE CONCEPTS, INC.	1300273	RESCONPT/ENGINEERS	3/22/13	59045	725.00	172.89
63921	BLIZZARD PROPERTY MGMT	4047	BLIZZRD/FIREEXTINSPECT	3/22/13	59020	306.60	725.00
63922	BURKE WILLIAMS & SORENSEN	164464	BW&S/FEBSERVICES	3/22/13	59021	802.50	306.60
		164465	BW&S/FEBBURORNER	3/22/13	59022	880.50	802.50
63923	OMEHS VALLEY PEST	3/18/13	OMVALPEST/PD	3/22/13	59039	30.00	1,683.00
CHECKS TOTAL							63,359.84

REP: PB1395  
RUR: 03/25/13 09:29:55  
CHECK FISCAL  
NUMBER YEAR RECORD# VENDOR NAME

2013 6663  
2013 6664

QUILL CORP

CITY OF BISHOP

CANCELLED CHECKS REGISTER

AMOUNT	CHECK DATE	INVOICE#	DESCRIPTION
66.83		123117	QUILL/UPUTGRNH
31.49-		1165836	QUILL/HUTLINDEK

35.34 3/25/13

CANCELLED CHECKS TOTAL

35.34

CITY OF BISHOP CHECK REGISTER 3/29/13	INVOICE #	DESCRIPTION	DATE	TRASH#	AMOUNT	CHECK TOTAL
63924 BISHOP CHAMBER OF COMMERCE	APR2013	CHAMBER/APR2013	3/29/13	59129	10,692.00	10,692.00
63925 LAW OFFICE OF PETER TRACY	RETAINER	TRACY/MARCH 2013	3/29/13	59181	5,500.00	5,500.00
63926 STATE COMPENSATION INSURANCE	APR2013	WRKSCORP/APR2013	3/29/13	59183	1,580.61	1,580.61
63927 LEXIS NEXIS	49625	LEXIS/DEERMAR2013	3/29/13	59145	116.58	116.58
63928 ROLLINS ELECTRIC, INC.	109570	ROLLINS/TLKGLIGHTS	3/29/13	59155	62.54	62.54
63929 SOUTHERN CALIFORNIA EDISON	SMHP#20 SMHPLNDRY SMHP#28	SCE/FEBMAR2013 SCE/FEBMAR2013 SCE/FEBMAR2013	3/29/13 3/29/13 3/29/13	59158 59162 59159	1.78 88.86 20.39	
	SMHP#42 WELL2	SCE/FEBMAR2013 SCE/FEBMAR2013	3/29/13 3/29/13	59160 59164	7.10 1,042.45	
	BSBRUCE	SCE/FEBMAR2013	3/29/13	59161	26.74	
	BSHHCQVPHP	SCE/FEBMAR2013	3/29/13	59166	25.77	
	BSHMAIN	SCE/FEBMAR2013	3/29/13	59163	238.48	
	BSYANEY	SCE/FEBMAR2013	3/29/13	59165	51.47	1,502.74
63930 FARMER BROS. CO.	47273	FMRBROS/3/27/13	3/29/13	59132	47.20	47.20
63931 DWAYNE'S FRIENDLY PHARMAC	451652	DWAYNES/1STADSUPP	3/29/13	59130	17.55	17.55
63932 KMART	06377 08903 75136 98214	KMRT/POOLSUPPLIES KMRT/POOLSUPPLIES KMRT/CHLDDAYARTS KMRT/SHOPSUPPLIES	3/29/13 3/29/13 3/29/13 3/29/13	59142 59143 59141 59144	55.22 18.07 16.60 29.46	119.35
63933 AMERICAS - BISHOP	CIVCNTR POOL SMHP#28 SMHP#42 SMHPLNDRY	AMERGAS/3/19 AMERGAS/3/12 AMERGAS/LINEREPAIR AMERGAS/3/15 AMERGAS/3/15	3/28/13 3/28/13 3/28/13 3/28/13 3/28/13	59117 59119 59116 59120 59121	332.87 327.53 151.03 28.75 8.22	848.40
63934 COUNTRY GLASS	010637	CNTRYGLS/SLIDWINDOW	3/29/13	59131	3,410.86	3,410.86
63935 ABLE RIBBON TECHNOLOGY	181621	ABLERBN/18H RIBBON	3/28/13	59113	531.48	531.48
63936 VISION SERVICE PLAN	APR2013	VHSERV/APR2013	3/29/13	59179	73.44	73.44
63937 QUILL CORP	CR9368249	QUILL/RETRN PADS	3/29/13	59149	66.83	66.83

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT
63938	INYO REGISTER	112921	QUILL/INK/BINDERS	3/29/13	59146	58.26
		1150789	QUILL/DIVDRS/CROSTK	3/29/13	59148	134.49
		1165836	QUILL/INDEX	3/29/13	59150	31.49
		1199452	QUILL/CARDSTOCK	3/29/13	59151	30.23
		1200580	QUILL/PEN/INK	3/29/13	59152	143.84
		1229602	QUILL/CAMRAPPAG	3/29/13	59154	17.27
		1264903	QUILL/CAMERA	3/29/13	59153	215.99
		1325825	QUILL/ENVELOPS/BATTRS	3/29/13	59147	62.39
						627.13
63939	HISHOP AUTOMOTIVE CENTER	34907	INYPREG/SCBARIDS	3/29/13	59134	51.10
		35528	INYPREG/PAGEANT	3/29/13	59139	67.50
		35529	INYPREG/PAGEANT	3/29/13	59138	87.50
		35746	INYPREG/PAGEANT	3/29/13	59137	67.50
		35747	INYPREG/PAGEANT	3/29/13	59136	87.50
		38406	INYPREG/CHLDUAYARTS	3/29/13	59133	183.75
		38493	INYPREG/F150BIDS	3/29/13	59135	42.10
						586.95
63940	VERIZON	UNIT#	HISKAUTO/LUHREOILFILTR	3/29/13	59125	67.29
		INTERNET				
		1925555	VERZN/HARAPR2013	3/29/13	59170	89.49
		8723485	VERZN/HARAPR2013	3/29/13	59174	7.04
		8735485	VERZN/HARAPR2013	3/29/13	59172	50.41
		8735863	VERZN/HARAPR2013	3/29/13	59171	46.70
		8735866	VERZN/HARAPR2013	3/29/13	59169	256.99
						414.51
63941	VERIZON WIRELESS	PARKS	VRZHWRLS/FEBMAR2013	3/29/13	59178	190.19
		POLICE	VRZHWRLS/FEBMAR2013	3/29/13	59176	536.65
		PUBWRKS	VRZHWRLS/FEBMAR2013	3/29/13	59177	167.93
						894.77
63942	SECURITY LIFE INSURANCE	APR2013	SECLIFE/APR2013	3/29/13	59156	419.16
63943	CASCADE FIRE EQUIPMENT CO	49928	CASCADE/DIAPHRAGMS	3/29/13	59120	685.64
63944	BANK OF AMERICA	4689PD	BOFA/CRTR/NOL/COFF	3/29/13	59123	3,885.70
63945	SILVER STATE INTERNATIONAL	205625	SSI/HOSECLAPS/GSKTS	3/29/13	59157	109.19
63946	ALPINE SIGNS	5158	ALPSGNS/HELTATS/SHOKING	3/28/13	59115	129.60
63947	UNITED PARCEL SERVICE	292E113	UPS/3/16/13	3/29/13	59168	23.37
		292E123	UPS/3/23/13	3/29/13	59167	58.91
						82.28
63948	FEDEX	79180	FEDEX/FEBMAR	3/29/13	59140	27.18
						27.18

Report No: PB1302  
 Run Date : 03/29/13  
 CITY OF BISHOP  
 CHECK REGISTER 3/29/13

CHECK NUMBER	VENDOR	INVOICE #	DESCRIPTION	DATE	TRANS#	AMOUNT	CHECK TOTAL
63949	BANK OF AMERICA	5110KEITH	BOFA/LOCCSAINFRAN	3/28/13	59122	2,332.06	2,332.06
63950	FREDA LINDSAY	12013	FLINDSAY/JAN-HARTAPING	3/29/13	59180	450.00	450.00
63951	WATCH GUARD VIDEO	7042	WTCHGRB/DVDRPAIP	3/29/13	59182	248.25	248.25
63952	VERIZON BUSINESS	8724240 8727201 8729321 8734873 8734926 8735485 8735863 8735864	VRZHLD/FEBMAR2013 VRZHLD/FEBMAR2013 VRZHLD/FEBMAR2013 VRZHLD/FEBMAR2013 VRZHLD/FEBMAR2013 VRZHLD/FEBMAR2013 VRZHLD/FEBMAR2013 VRZHLD/FEBMAR2013	3/29/13 3/29/13 3/29/13 3/29/13 3/29/13 3/29/13 3/29/13 3/29/13	59175 59175 59175 59175 59175 59175 59175 59175	3.26 3.26 3.44 4.19 10.89 3.45 7.79 4.26	42.04
63953	BISHOP LOCKSMITH	POOL/SHOP 71504	BISLCKSH/DOORS/GATES BISLCKSH/CHRRBTRRMS	3/29/13 3/29/13	59126 59127	515.04 326.60	841.64
63954	MIKE ALLEN	LINESSTAT	HALLEN/SERVICEDOORS	3/28/13	59114	780.00	780.00
63955	BISHOP ART SUPPLY	41972	BISART/POLYENVELOPE	3/29/13	59124	2.47	2.47
63956	YVORNE HERMAN	DEPOSITREF	YHERMAN/SNHP#28	3/29/13	59184	189.00	189.00

CHECKS TOTAL 37,768.79

**CITY OF BISHOP**

**STATEMENT OF FUND TRANSACTIONS FOR THE PERIOD OF:**

**July 01, 2012 thru March 31, 2013**

<b>CITY FUND BALANCE</b>	<b>\$ 5,338,654.70</b>
Plus Receipts	\$ 531,837.19
Less Expenditures	\$ (784,343.58)
Transfers/Debits-Credits	\$ (519.27)
<b>TOTAL CITY FUND BALANCE</b>	<b>\$ 5,085,629.04</b>

**CASH IN BANKS**

Union Bank Checking Accounts	\$ 177,440.17
State Treasurer LAIF	\$ 4,908,188.87
<b>TOTAL CASH IN BANKS</b>	<b>\$ 5,085,629.04</b>

CITY OF HISHOP  
 PUBLIC BUDGET ACCOUNTING  
 BREAKDOWN OF TOTAL CASH BALANCES  
 FOR THE MONTH OF MARCH

FISCAL YEAR 2013

	BEGINNING BALANCE	EXPENDITURES	RECEIPTS	TRANSFERS DEBITS-CREDITS	ENDING BALANCE
000-	.00	.00	.00	.00	.00
001- GENERAL FUND	2,209,013.85	520,858.81	208,010.92	12,777.37	1,885,388.64
002- SEWER FUND	793,493.19	70,146.89	61,005.39	30.47	784,382.16
003- GAS TAX	1,819,154	12,858.30	10,667.53	8,557.00	4,547,098
004- WATER FUND	1,384,093.47	95,743.86	64,298.50	35.97	1,352,643.48
005- CABLE TV PUBLIC ACCESS	.00	.00	.00	.00	.00
007- LOCAL TRANSPORTATION	.00	.00	.00	.00	.00
008- BOND AND TRUST FUND	2,544.60	.00	.00	.00	2,544.60
009- TRAFFIC SAFETY	6,155.84	1,406.12	4,299.99	.00	7,144.59
010- TUT MEASURE A	57,668.44	56,449.84	154,148.64	.00	155,257.62
017- SUNRISE RMP	120,892.31	6,250.95	8,700.95	95,495	177,400.45
013- GENERAL FIXED ASSETS	.00	.00	.00	.00	.00
014- REDEVELOPMENT FUND	.00	.00	.00	.00	.00
015- WATER IMPROVEMENT	.00	.00	.00	.00	.00
017- GENERAL LONG TERM DEBT	.00	.00	.00	.00	.00
018- STORE FRONT GRANT	.00	.00	.00	.00	.00
019- DEFERRED COMPENSATION	.00	.00	.00	.00	.00
021- CANINE DONATION	15,139.08	134.71	.00	.00	15,204.37
022- SPRUCE STREET EXTENSION	.00	.00	.00	.00	.00
024- WYE ROAD H.F.S PROJECT	.00	.00	.00	.00	.00
026- PIONEER LAUE PROJECT	.00	.00	.00	.00	.00
027- PARK AVE PROJECT	.00	.00	.00	.00	.00
028- WYE ROAD PROJECT	.00	.00	.00	.00	.00
029- HONE STREET PROJECT	.00	.00	.00	.00	.00
030- V HART	.00	.00	.00	.00	.00
032- CLEEPS/EM/EQUIP PRGRM	.00	.00	.00	.00	.00

CITY OF HISHOP  
 PUBLIC BUDGET ACCOUNTING  
 BREAKDOWN OF TOTAL CASH BALANCES  
 FOR THE MONTH OF MARCH

FISCAL YEAR 2013

	BEGINNING BALANCE	EXPENDITURES	RECEIPTS	TRANSFERS DEBITS-CREDITS	ENDING BALANCE
033- COPS	66,828.76	15,735.14	14,853.38	3,671.07	62,516.07
034- SAFE ROUTE TO SCHOOLS	.00	.00	.00	.00	.00
035- MAC IVER ST EXT/STIPEN	.00	.00	.00	.00	.00
036- WYE RD INTERSECTION IMP	827,367.04	.00	.00	.00	827,367.04
037- HOME FIELDS/WILLOW ST	787.40	.00	.00	.00	787.40
038- MACIVR/INACA CORP-1951	.00	.00	.00	.00	.00
039- OLS/GRANTS	6,737.74	.92	9,635.00	.00	2,401.82
040- PVMNT MINT PLAN PHASE	.00	.00	.00	.00	.00
041- PAVEMT RIGHT PLAN 2	.00	.00	.00	.00	.00
042- FED GRANT/HQSD/CA0082	1,713.67	.00	.00	.00	1,713.67
043- ROAD PROJECT A	.00	.00	.00	.00	.00
046- SHEDEN IMPROVEMENTS	34,691.43	1,565.46	.00	.00	36,256.89
047- SOUTH SECOND IMPROV	.00	.00	.00	.00	.00
048- WARRD IMPROVEMENTS	57,432.42	1,000.46	.00	.00	58,722.78
049- W. PINE IMPROVEMENTS	.00	.00	.00	.00	.00
050- BUS PULLOUTS	.00	.00	.00	.00	.00
052- GROVE ST SIDEWALKS	.00	.00	.00	.00	.00
053- ENVIR CONSTRAINTS	.00	.00	.00	.00	.00
054- E. LINE ST BRIDGE	.00	.00	.00	.00	.00
055- JAY ST EXTENSION	.00	.00	.00	.00	.00
056- WYE RD EXTENSION	.00	.00	.00	.00	.00
057- SEIBU TO SPHL BIKE PATH	46,727.49	.00	.00	.00	46,727.49
058- PINE TO PARK/STIP	9,975.35	2,200.00	.00	.00	12,175.35
059- HARRY PAVEMENT PROJECT	.00	.00	.00	.00	.00
070- HOME OWNER ASSIST PRGM	.00	.00	.00	.00	.00
071- SILVER DEAR/INACA	.00	.00	.00	.00	.00

CITY OF BISHOP  
 PUBLIC BUDGET ACCOUNTING  
 BREAKDOWN OF TOTAL CASH BALANCES  
 FOR THE MONTH OF MARCH

FISCAL YEAR 2013

	BEGINNING BALANCE	EXPENDITURES	RECEIPTS	TRANSFERS DEBITS-CREDITS	ENDING BALANCE
000 - DEPT SERVICE	5,338,654.70	.00	.00	.00	
TOTALS		784,333.58	541,047.14	519.47-	5,085,879.04

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** CURRENT PERIOD	***** ACTUAL YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
31010 PROPERTY TAXES SECUR	370,000.00	.00	200,607.46	169,392.54	54
31020 PROPERTY TAXES UNSEC	108,000.00	.00	60,379.74	47,620.26	55
31030 PRGPRTY TAXES PRIOR	.00	.00	3,528.57	3,528.57-	0
31050 PROPERTY TAX HOMEOWN	3,000.00	.00	.00	3,000.00	0
31060 PROP TAX MISC	24,000.00	.00	1,918.53	22,081.47	7
31065 VLF SWAP/PROP TX IN	280,000.00	.00	139,798.68	140,201.32	49
31070 INYO COUNTY ADM FEE	.00	.00	.00	.00	0
31075 PROP 1A CSCDA	.00	.00	.00	.00	0
31120 SALES TAX	1,600,000.00	130,684.01	1,025,880.05	574,119.95	64
31122 TRIPLE FLIP/LIEU SLS	550,000.00	.00	274,618.69	275,381.31	49
31126 BWP WTR AGREEMENT PA	180,000.00	.00	185,406.00	5,406.00-	103
31128 SALES TX 1/2%-PUBLIC	13,000.00	4,846.58	12,604.30	395.70	96
31130 TRANSIENT OCCUPANCY	1,800,000.00	26,706.97	1,086,833.73	713,166.27	60
31150 REAL PROPERTY TRANSF	5,000.00	1,347.50	2,974.11	2,025.89	59
32010 BUSINESS LICENSES	50,000.00	2,168.00	47,616.42	2,383.58	95
32020 SB 1186/ADA	.00	5.00	10.00	10.00-	0
32035 TENTATIVE MAP PERMIT	750.00	.00	.00	750.00	0
32040 USE PERMITS	4,000.00	1,620.00	4,620.00	620.00-	115
32050 BUILDING PERMITS	15,000.00	5,775.29	32,023.45	17,023.45-	213
32060 ELECTRICAL PERMITS	3,000.00	.00	.00	3,000.00	0
32070 PLUMBING/MECHANICAL	4,000.00	.00	10.00	3,990.00	0
32080 ELECTRICAL FRANCHISE	34,000.00	.00	.00	34,000.00	0
32090 TV FRANCHISE	12,000.00	.00	6,258.99	5,741.01	52
33010 INTEREST ON BANK DEP	14,000.00	29.86	6,302.05	7,697.95	45
33020 RENTAL OF REAL PROPE	110,000.00	9,915.58	88,743.35	21,256.65	80
34010 MOTOR VEHICLE IN LIE	12,000.00	.00	1,995.70	10,004.30	16
34015 MTR VEH LIC FEE 1100	.00	.00	.00	.00	0
34030 OFF HWY MOTOR VEH. F	100.00	.00	.00	100.00	0
34040 REIMB. HIGHWAY SWEEP	20,000.00	1,666.67	11,666.69	8,333.31	58
34042 PROP 1B/LOCAL STREET	.00	.00	.00	.00	0
34045 PAVEMENT MGNT PLAN	.00	.00	.00	.00	0
34046 DOC/RECYCLING GRANT	5,000.00	.00	.00	5,000.00	0
34048 TRAFFIC CONGESTION	.00	.00	.00	.00	0
34050 REIMB. FOR RFD FACIL	1,800.00	450.00	1,800.00	.00	100
34070 REIMB. SMALL CLAIMS	.00	.00	.00	.00	0
34080 REIMB. RFD STATE COM	10,031.00	2,369.75	9,976.25	54.75	99
34081 SALARY REIMB FRM RF	.00	.00	.00	.00	0
34082 MISC REIM FROM RF DI	30,000.00	.00	29,098.29	901.71	96
34083 SMHP MANAGEMENT FEE	.00	.00	.00	.00	0
34090 LOAN RETIREMENT SUNR	.00	.00	.00	.00	0
34110 COURT RESTITUTIONS	.00	.00	.00	.00	0
34118 REIMB OF BOOKING FEE	.00	.00	.00	.00	0
34120 PEACE OFFICERS TRAIN	9,600.00	1,799.15	8,032.45	1,567.55	83
34122 DVROS-STATE	.00	.00	20.88	20.88-	0
34125 PARKING CITATIONS	15,000.00	529.00	5,360.37	9,639.63	35
34135 MANDATED COSTS REIMB	.00	.00	.00	.00	0
34140 DISPATCH CONTRACTS	500.00	1,140.00	7,480.00	6,980.00-	1,496
34150 ASSET FORFEIT REFUND	.00	.00	.00	.00	0
34160 911 REIM-STATE	.00	.00	.00	.00	0

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
35010 PLAN CHECKING	5,000.00	.00	3,258.76	1,741.24	65
35015 GRADING PERMIT	.00	.00	.00	.00	0
35020 STRONG MOTION INST.	200.00	14.12	230.44	30.44-	115
35060 CBSC/BLDG PERMIT	100.00	8.00	87.00	13.00	87
36010 SALE OF PERSONAL PRO	6,800.00	.00	919.34	5,880.66	13
36020 INS. REFUNDS & DIVID	45,000.00	.00	23,678.92	21,321.08	52
36025 FORFEITURE OF DEPOSI	.00	.00	.00	.00	0
36030 MISCELLANEOUS	30,000.00	4,617.94	34,113.01	4,113.01-	113
36032 CENTENNIAL COINS	.00	.00	.00	.00	0
36040 FINGERPRINTING & REP	33,000.00	4,076.00	27,227.00	5,773.00	82
36042 AB109/REALIGNMENT	.00	3,184.00	3,184.00	3,184.00-	0
36065 COMPUTER LOAN PAYBAC	.00	.00	.00	.00	0
36070 CIVIC ARTS	5,000.00	.00	.00	5,000.00	0
36078 AFTER SCHOOL PROGRAM	.00	.00	.00	.00	0
36079 LTC/CIRCULATION ELEM	.00	.00	.00	.00	0
36082 STATE SEC ENCHMNT	.00	.00	.00	.00	0
36084 STATE PARK GRANT PRO	.00	.00	.00	.00	0
36085 REIMB OF FED/STATE G	.00	.00	.00	.00	0
36086 FEMA GRANT/FIRE	.00	.00	.00	.00	0
36087 INDIAN GAMING GRANT/	12,000.00	.00	.00	12,000.00	0
36088 1ST FIVE GRANT/INYO	.00	.00	.00	.00	0
36090 SCE/ENERGY CONSV GRA	.00	.00	.00	.00	0
36091 CERTIFICATE OF COMP	.00	.00	.00	.00	0
39141 INT ON LOANS	.00	.00	.00	.00	0
39143 LOAN PMTS	.00	.00	.00	.00	0
39240 TENNIS	.00	.00	.00	.00	0
39250 SOFTBALL	.00	.00	.00	.00	0
39255 VOLLEYBALL	.00	.00	.00	.00	0
39260 BASKETBALL	.00	.00	.00	.00	0
39275 FACILITY RENTAL FEE	3,500.00	92.00	1,379.00	2,121.00	39
39278 TREE DEDICATION	.00	.00	.00	.00	0
39280 SUMMER YOUTH PROGRAM	.00	.00	.00	.00	0
39282 SKATE PARK DONATIONS	.00	.00	.00	.00	0
39290 SWIMMING POOL	38,000.00	.00	20,198.54	17,801.46	53
39292 SWIMMING POOL MISC 1	200.00	.00	.00	200.00	0
39297 YOUTH ATHLETICS	25,000.00	2,153.50	9,631.50	15,368.50	38
39298 ADULT ATHLETICS	30,000.00	2,812.00	20,285.90	9,714.10	67
39901 PROCEEDS FROM LEASE	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>5,517,581.00</u>	<u>208,010.92</u>	<u>3,399,758.16</u>	<u>2,117,822.84</u>	<u>61</u>

EXPENDITURES

010 CITY COUNCIL

51001 SALARIES-FULL TIME	18,000.00	1,500.00	13,200.00	4,800.00	73
51007 HEALTH INSURANCE	54,000.00	437.26	31,394.68	22,605.32	58
51008 DENTAL INSURANCE	7,500.00	797.37	5,409.60	2,090.40	72
51010 WORKERS COMPENSATION	200.00	13.80	135.24	64.76	67
51011 MEDICARE TAX	300.00	17.70	170.24	129.76	56
51017 FICA	300.00	19.50	171.60	128.40	57
51025 RETIREE HEALTH INSUR	56,000.00	8,413.12	38,314.60	17,685.40	68

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
51043 DISABILITY INSURANCE	600.00	49.00	421.40	178.60	70
51046 OPEB/POST EMP BENEFI	.00	.00	.00	.00	0
52009 TRAINING	1,125.00	.00	1,064.87	60.13	94
52011 ADVERTISING/PRINTING	3,875.00	612.11	2,192.06	1,682.94	56
52012 OFFICE SUPPLIES,POST	1,500.00	36.79	341.41	1,158.59	22
52013 COMMUNICATIONS	500.00	.00	.00	500.00	0
52014 MEETINGS, TRAVEL, CO	15,000.00	230.93	8,541.73	6,458.27	56
52015 PROFESSIONAL/TECH. S	10,000.00	2,508.10	5,913.85	4,086.15	59
52018 SPECIAL DEPT. SUPPLI	3,000.00	327.67	1,307.47	1,692.53	43
52019 MISC. DUES & SUBSCRI	3,000.00	105.64	2,684.04	315.96	89
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
<b>TOTAL CITY COUNCIL</b>	<b>174,900.00</b>	<b>15,068.99</b>	<b>111,262.79</b>	<b>63,637.21</b>	<b>63</b>

011 ADMINISTRATION					
	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
51001 SALARIES-FULL TIME	150,000.00	31,087.93	136,757.93	13,242.07	91
51002 SALARIES/PART-TIME	.00	.00	.00	.00	0
51004 OVERTIME WAGES	7,500.00	346.19	6,457.02	1,042.98	86
51007 HEALTH INSURANCE	25,800.00	1,014.36	16,372.66	9,427.34	63
51008 DENTAL INSURANCE	2,700.00	774.94	3,422.59	722.59-	126
51009 PERS EMPLOYEE/EMPLOY	44,000.00	2,889.86	32,708.39	11,291.61	74
51010 WORKERS COMPENSATION	3,600.00	414.83	2,703.31	896.69	75
51011 MEDICARE TAX	2,300.00	451.05	2,035.34	264.66	88
51017 FICA	.00	.00	.00	.00	0
51022 P.A.R.S SYSTEM	35,000.00	1,461.58	23,539.08	11,460.92	67
51024 EMPLOYER COMP MATCH	3,200.00	54.00	1,697.00	1,503.00	53
51025 RETIREE HEALTH INSUR	28,000.00	3,775.78	17,947.17	10,052.83	64
51042 UNEMPLOYMENT INS.	14,000.00	5,164.00	8,387.00	5,613.00	59
51043 DISABILITY INSURANCE	3,000.00	181.39	1,873.52	1,126.48	62
51046 OPEB/POST EMP BENEFI	12,000.00	1,413.24	13,216.73	1,216.73-	110
52009 TRAINING	1,000.00	.00	575.00	425.00	57
52011 ADVERTISING/PRINTING	600.00	22.52	435.84	164.16	72
52012 OFFICE SUPPLIES,POST	1,500.00	315.71	1,405.98	94.02	93
52013 COMMUNICATIONS	1,300.00	22.48	86.52	1,213.48	6
52014 MEETINGS, TRAVEL, CO	3,800.00	1,263.14	3,743.00	57.00	98
52015 PROFESSIONAL/TECH. S	8,400.00	1,296.60	9,615.60	1,215.60-	114
52018 SPECIAL DEPT. SUPPLI	500.00	33.48	57.24	442.76	11
52019 MISC. DUES & SUBSCRI	1,500.00	.00	1,106.00	394.00	73
52030 MISC. ADM/EMP COMP P	.00	.00	.00	.00	0
53022 OFFICE EQUIP. OPERAT	3,000.00	402.91	2,678.17	321.83	89
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
<b>TOTAL ADMINISTRATION</b>	<b>352,700.00</b>	<b>52,385.99</b>	<b>286,821.09</b>	<b>65,878.91</b>	<b>81</b>

012 FINANCE					
	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
51001 SALARIES-FULL TIME	36,000.00	3,361.24	29,538.36	6,461.64	82
51002 SALARIES/PART-TIME	25,000.00	1,147.57	18,983.03	6,016.97	75
51004 OVERTIME WAGES	6,000.00	.00	1,126.73	4,873.27	18
51007 HEALTH INSURANCE	6,200.00	511.91	4,379.09	1,820.91	70
51008 DENTAL INSURANCE	700.00	61.76	618.17	81.83	88

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND

PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
51009 PERS EMPLOYEE/EMPLOY	12,000.00	1,059.88	9,193.11	2,806.89	76
51010 WORKERS COMPENSATION	800.00	41.50	512.69	287.31	64
51011 MEDICARE TAX	1,200.00	64.58	714.22	485.78	59
51017 FICA	1,000.00	80.92	708.79	291.21	70
51022 P.A.R.S SYSTEM	9,400.00	732.60	6,402.26	2,997.74	68
51024 EMPLOYER COMP MATCH	1,600.00	146.00	1,282.50	317.50	80
51025 RETIREE HEALTH INSUR	10,000.00	1,172.66	5,803.03	4,196.97	58
51043 DISABILITY INSURANCE	800.00	60.96	616.24	183.76	77
51046 OPEB/POST EMP BENEFI	3,200.00	403.36	3,410.60	210.60-	106
52009 TRAINING	1,000.00	.00	.00	1,000.00	0
52011 ADVERTISING/PRINTING	500.00	.00	162.44	337.56	32
52012 OFFICE SUPPLIES,POST	3,000.00	174.45	2,905.14	94.86	96
52013 COMMUNICATIONS	500.00	7.99	34.20	465.80	6
52014 MEETINGS, TRAVEL, CO	2,000.00	.00	1,446.99	553.01	72
52015 PROFESSIONAL/TECH. S	45,000.00	1,157.25	41,182.28	3,817.72	91
52018 SPECIAL DEPT. SUPPLI	3,000.00	700.00	743.72	2,256.28	24
52019 MISC. DUES & SUBSCRI	500.00	.00	82.00	418.00	16
52116 E.S. TRANSIT AUTH LO	.00	.00	.00	.00	0
53022 OFFICE EQUIP. OPERAT	8,500.00	527.87	5,839.13	2,660.87	68
55023 EXP-SMALL CLAIMS	.00	.00	.00	.00	0
55024 RENTALS-REFUNDS	500.00	.00	.00	500.00	0
56028 CAPITAL EQUIPMENT	5,500.00	.00	.00	5,500.00	0
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
<b>TOTAL FINANCE</b>	<b>183,900.00</b>	<b>11,412.50</b>	<b>135,684.72</b>	<b>48,215.28</b>	<b>73</b>
013 TREASURER					
51001 SALARIES-FULL TIME	1,800.00	150.00	1,350.00	450.00	75
51007 HEALTH INSURANCE	.00	.00	.00	.00	0
51010 WORKERS COMPENSATION	50.00	1.38	13.80	36.20	27
51011 MEDICARE TAX	30.00	1.70	17.94	12.06	59
51017 FICA	35.00	1.96	17.64	17.36	50
51046 OPEB/POST EMP BENEFI	.00	.00	.00	.00	0
52009 TRAINING	.00	.00	.00	.00	0
<b>TOTAL TREASURER</b>	<b>1,915.00</b>	<b>155.04</b>	<b>1,399.38</b>	<b>515.62</b>	<b>73</b>
014 LEGAL SERVICES					
51011 MEDICARE TAX	.00	.00	.00	.00	0
51012 CONTRACT SALARY	66,000.00	11,000.00	49,500.00	16,500.00	75
52014 MEETINGS, TRAVEL, CO	1,254.00	.00	1,253.28	.72	99
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
52019 MISC. DUES & SUBSCRI	2,946.00	116.58	2,418.96	527.04	82
55040 LITIGATION SERVICES	10,171.00	11,117.33	21,287.62	11,116.62-	209
<b>TOTAL LEGAL SERVICES</b>	<b>80,371.00</b>	<b>22,233.91</b>	<b>74,459.86</b>	<b>5,911.14</b>	<b>92</b>
015 INSURANCE					
51008 DENTAL INSURANCE	.00	.00	.00	.00	0

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND

PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** ACTUAL ***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
51009 PERS EMPLOYEE/EMPLOY	200.00	.00	200.00	.00	100
51010 WORKERS COMPENSATION	11,000.00	.00	10,537.68	462.32	95
51042 UNEMPLOYMENT INS.	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	.00	.00	.00	.00	0
51046 OPEB/POST EMP BENEFI	.00	.00	.00	.00	0
52008 ADMINISTRATION FEES	4,200.00	409.64	1,459.40	2,740.60	34
52016 INSURANCE	382,000.00	.00	279,241.00	102,759.00	73
<b>TOTAL INSURANCE</b>	<b>397,400.00</b>	<b>409.64</b>	<b>291,438.08</b>	<b>105,961.92</b>	<b>73</b>

016 BUILDING AND GROUNDS

51001 SALARIES-FULL TIME	48,000.00	3,782.90	33,912.60	14,087.40	70
51002 SALARIES/PART-TIME	25,700.00	1,014.00	10,218.00	15,482.00	39
51004 OVERTIME WAGES	1,300.00	1,671.67	2,941.71	1,641.71	226
51007 HEALTH INSURANCE	8,000.00	930.46	5,848.65	2,151.35	73
51008 DENTAL INSURANCE	800.00	93.58	482.14	317.86	60
51009 PERS EMPLOYEE/EMPLOY	15,000.00	1,177.18	10,435.66	4,564.34	69
51010 WORKERS COMPENSATION	7,000.00	632.26	4,397.91	2,602.09	62
51011 MEDICARE TAX	1,400.00	92.31	674.55	725.45	48
51017 FICA	800.00	57.18	440.81	359.19	55
51022 P.A.R.S SYSTEM	10,500.00	841.98	7,469.53	3,030.47	71
51024 EMPLOYER COMP MATCH	.00	.00	.00	.00	0
51025 RETIREE HEALTH INSUR	.00	.00	.00	.00	0
51042 UNEMPLOYMENT INS.	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	1,200.00	76.02	427.26	772.74	35
51046 OPEB/POST EMP BENEFI	6,000.00	572.07	4,029.39	1,970.61	67
52010 HEAT,LIGHT,POWER	42,500.00	12,568.78	37,979.95	4,520.05	89
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52013 COMMUNICATIONS	6,000.00	1,123.75	5,481.29	518.71	91
52015 PROFESSIONAL/TECH. S	6,000.00	139.60	3,489.94	2,510.06	58
52017 WASTE FEES	2,100.00	185.07	1,610.57	489.43	76
52018 SPECIAL DEPT. SUPPLI	3,000.00	29.49	462.36	2,537.64	15
53020 VEHICLE OPERATION	1,000.00	.00	490.31	509.69	49
54023 BUILDING OPERATION	7,500.00	150.35	6,249.07	1,250.93	83
56027 CAPITAL IMPROVEMENT	27,497.00	.00	3,496.04	24,000.96	12
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
56032 CAP EXP - COP PAYMEN	.00	.00	.00	.00	0
<b>TOTAL BUILDING AND GROUNDS</b>	<b>221,297.00</b>	<b>25,138.65</b>	<b>140,537.74</b>	<b>80,759.26</b>	<b>63</b>

018 ELECTIONS

51002 SALARIES/PART-TIME	.00	.00	.00	.00	0
52009 TRAINING	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	103.00	.00	95.55	7.45	92
52012 OFFICE SUPPLIES,POST	857.00	1.78	7.33	849.67	0
52013 COMMUNICATIONS	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	2,455.00	.00	921.36	1,533.64	37
52018 SPECIAL DEPT. SUPPLI	436.00	.00	.00	436.00	0

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
TOTAL ELECTIONS	3,851.00	1.78	1,024.24	2,826.76	26
019 COMMUNITY PROMOTION					
52111 CHAMBER OF COMMERCE	128,304.00	21,384.00	106,920.00	21,384.00	83
52113 LAWS MUSEUM	11,664.00	.00	11,664.00	.00	100
52114 TRAIN PROGRAM	.00	.00	.00	.00	0
52118 CHRISTMAS LIGHTS	.00	.00	.00	.00	0
52120 SENIOR LEGAL PROGRAM	1,000.00	.00	1,000.00	.00	100
52121 ESAAA/SENIOR PROGRAM	5,000.00	.00	5,000.00	.00	100
52123 SENIOR REC. PROGRAM	250.00	.00	.00	250.00	0
52125 TRI COUNTY FAIR/CHSR	1,094.00	.00	.00	1,094.00	0
TOTAL COMMUNITY PROMOTION	147,312.00	21,384.00	124,584.00	22,728.00	84
020 POLICE DEPARTMENT					
51001 SALARIES-FULL TIME	1,200,000.00	95,888.04	870,040.31	329,959.69	72
51002 SALARIES/PART-TIME	28,000.00	1,027.00	8,032.50	19,967.50	28
51003 RESERVES-PART/TIME	.00	.00	.00	.00	0
51004 OVERTIME WAGES	110,000.00	8,179.12	80,116.83	29,883.17	72
51007 HEALTH INSURANCE	250,000.00	26,522.85	189,394.77	60,605.23	75
51008 DENTAL INSURANCE	26,000.00	2,289.87	19,475.61	6,524.39	74
51009 PERS EMPLOYEE/EMPLOY	500,000.00	38,807.76	341,986.13	158,013.87	68
51010 WORKERS COMPENSATION	115,000.00	7,016.77	70,270.67	44,729.33	61
51011 MEDICARE TAX	20,000.00	1,554.64	14,611.19	5,388.81	73
51015 SHIFT DIFFERENTIAL P	60,000.00	7,023.76	66,277.45	6,277.45	110
51017 FICA	1,000.00	77.35	504.44	495.56	50
51019 SALARIES-CADETS	.00	.00	.00	.00	0
51022 P.A.R.S SYSTEM	70,000.00	5,396.47	47,307.16	22,692.84	67
51024 EMPLOYER COMP MATCH	5,000.00	279.00	2,412.00	2,588.00	48
51025 RETIREE HEALTH INSUR	229,000.00	32,560.84	146,840.03	82,159.97	64
51042 UNEMPLOYMENT INS.	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	23,000.00	1,813.47	16,209.69	6,790.31	70
51044 LIABILITY CLAIMS	.00	.00	.00	.00	0
51046 OPEB/POST EMP BENEFI	91,000.00	12,349.83	101,863.09	10,863.09	111
52009 TRAINING	24,045.00	1,664.83	23,122.17	922.83	96
52010 HEAT,LIGHT,POWER	25,000.00	1,816.84	10,594.36	14,405.64	42
52011 ADVERTISING/PRINTING	3,000.00	.00	309.54	2,690.46	10
52012 OFFICE SUPPLIES,POST	6,000.00	959.25	4,833.85	1,166.15	80
52013 COMMUNICATIONS	35,271.00	8,274.95	28,643.62	6,627.38	81
52014 MEETINGS, TRAVEL, CO	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	30,235.00	2,604.19	28,094.98	2,140.02	92
52018 SPECIAL DEPT. SUPPLI	7,619.00	2,597.31	6,480.92	1,138.08	85
52019 MISC. DUES & SUBSCRI	2,000.00	259.79	1,808.21	191.79	90
52021 FINGERPRINT FEES	13,000.00	716.00	9,668.00	3,332.00	74
52023 BOOKING FEES	.00	.00	.00	.00	0
52218 PRISONER TSP.& INVES	1,000.00	.00	.00	1,000.00	0
52650 ASSET FORFEIT EXPENS	20,512.00	10,001.74	12,981.74	7,530.26	63
52654 INDIAN GAMING GRANT	.00	.00	.00	.00	0
53020 VEHICLE OPERATION	59,903.00	4,450.56	42,543.49	17,359.51	71
53022 OFFICE EQUIP. OPERAT	6,500.00	557.62	4,000.69	2,499.31	61

## STATEMENT OF BUDGETED REVENUES &amp; EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND

PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** ACTUAL ***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
54023 BUILDING OPERATION	10,000.00	1,947.96	7,869.58	2,130.42	78
55024 RENTALS-REFUNDS	.00	.00	.00	.00	0
55040 LITIGATION SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
<b>TOTAL POLICE DEPARTMENT</b>	<b><u>2,972,085.00</u></b>	<b><u>276,637.81</u></b>	<b><u>2,156,293.02</u></b>	<b><u>815,791.98</u></b>	<b><u>72</u></b>
021 FIRE DEPARTMENT					
51001 SALARIES-FULL TIME	8,500.00	703.34	6,330.06	2,169.94	74
51002 SALARIES/PART-TIME	50,100.00	4,772.50	37,369.50	12,730.50	74
51007 HEALTH INSURANCE	3,500.00	217.93	1,854.37	1,645.63	52
51008 DENTAL INSURANCE	300.00	20.14	282.27	17.73	94
51009 PERS EMPLOYEE/EMPLOY	4,300.00	410.84	3,653.59	646.41	84
51010 WORKERS COMPENSATION	37,607.00	3,427.61	16,664.78	20,942.22	44
51011 MEDICARE TAX	1,000.00	33.34	315.74	684.26	31
51017 FICA	800.00	65.04	511.23	288.77	63
51022 P.A.R.S SYSTEM	1,800.00	149.10	1,341.90	458.10	74
51025 RETIREE HEALTH INSUR	6,800.00	916.44	4,528.18	2,271.82	66
51041 FIREMANS LIFE INS.	2,106.00	.00	1,899.00	207.00	90
51043 DISABILITY INSURANCE	300.00	13.29	239.96	60.04	79
51046 OPEB/POST EMP BENEFI	1,000.00	84.40	717.40	282.60	71
52009 TRAINING	1,000.00	249.00	329.00	671.00	32
52010 HEAT, LIGHT, POWER	7,500.00	509.65	5,045.19	2,454.81	67
52011 ADVERTISING/PRINTING	100.00	.00	.00	100.00	0
52012 OFFICE SUPPLIES, POST	300.00	1.38	49.13	250.87	16
52013 COMMUNICATIONS	3,180.00	639.80	2,985.39	194.61	93
52014 MEETINGS, TRAVEL, CO	2,796.00	.00	2,549.73	246.27	91
52015 PROFESSIONAL/TECH. S	5,200.00	361.35	5,075.54	124.46	97
52018 SPECIAL DEPT. SUPPLI	34,916.00	2,381.25	34,028.41	887.59	97
52019 MISC. DUES & SUBSCRI	1,300.00	.00	409.94	890.06	31
53020 VEHICLE OPERATION	24,000.00	3,323.65	26,960.37	2,960.37-	112
53022 OFFICE EQUIP. OPERAT	100.00	.00	99.35	.65	99
54023 BUILDING OPERATION	500.00	933.84	1,344.44	844.44-	268
55024 RENTALS-REFUNDS	952.00	.00	951.50	.50	99
56027 CAPITAL IMPROVEMENT	3,000.00	2,450.00	3,615.46	615.46-	120
56028 CAPITAL EQUIPMENT	57,418.00	.00	57,417.49	.51	99
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
<b>TOTAL FIRE DEPARTMENT</b>	<b><u>260,375.00</u></b>	<b><u>21,663.89</u></b>	<b><u>216,568.92</u></b>	<b><u>43,806.08</u></b>	<b><u>83</u></b>
022 BUILDING					
51001 SALARIES-FULL TIME	50,000.00	4,319.70	38,524.13	11,475.87	77
51004 OVERTIME WAGES	200.00	.00	.00	200.00	0
51007 HEALTH INSURANCE	12,000.00	955.90	8,035.09	3,964.91	66
51008 DENTAL INSURANCE	1,000.00	88.33	686.06	313.94	68
51009 PERS EMPLOYEE/EMPLOY	16,000.00	1,291.64	11,426.93	4,573.07	71
51010 WORKERS COMPENSATION	2,000.00	126.22	1,248.34	751.66	62
51011 MEDICARE TAX	800.00	61.12	547.83	252.17	68

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
51022 P.A.R.S SYSTEM	13,000.00	945.78	8,377.06	4,622.94	64
51024 EMPLOYER COMP MATCH	1,600.00	134.00	1,190.25	409.75	74
51025 RETIREE HEALTH INSUR	7,000.00	843.34	3,968.49	3,031.51	56
51043 DISABILITY INSURANCE	1,000.00	76.15	608.27	391.73	60
51046 OPEB/POST EMP BENEFI	4,000.00	518.36	4,370.89	370.89-	109
52009 TRAINING	1,000.00	11.50	250.25	749.75	25
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	350.00	.00	125.21	224.79	35
52013 COMMUNICATIONS	500.00	35.26	300.13	199.87	60
52014 MEETINGS, TRAVEL, CO	1,500.00	.00	286.59	1,213.41	19
52015 PROFESSIONAL/TECH. S	1,250.00	219.81	515.89	734.11	41
52018 SPECIAL DEPT. SUPPLI	920.00	.00	43.58	876.42	4
52019 MISC. DUES & SUBSCRI	675.00	215.00	592.00	83.00	87
53020 VEHICLE OPERATION	1,200.00	56.53	686.31	513.69	57
53022 OFFICE EQUIP. OPERAT	430.00	25.24	212.83	217.17	49
55024 RENTALS-REFUNDS	.00	.00	.00	.00	0
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
<b>TOTAL BUILDING</b>	<b>116,425.00</b>	<b>9,923.88</b>	<b>81,996.13</b>	<b>34,428.87</b>	<b>70</b>
<b>023 STREET MAINTENANCE</b>					
51001 SALARIES-FULL TIME	40,000.00	8,701.24	21,272.31	18,727.69	53
51002 SALARIES/PART-TIME	.00	.00	.00	.00	0
51004 OVERTIME WAGES	2,000.00	68.96	781.55	1,218.45	39
51007 HEALTH INSURANCE	9,500.00	419.28	3,765.39	5,734.61	39
51008 DENTAL INSURANCE	900.00	42.38	351.48	548.52	39
51009 PERS EMPLOYEE/EMPLOY	12,000.00	410.68	3,670.86	8,329.14	30
51010 WORKERS COMPENSATION	6,800.00	280.59	2,937.44	3,862.56	43
51011 MEDICARE TAX	700.00	26.75	255.53	444.47	36
51013 PW-PART TIME SALARIE	.00	.00	.00	.00	0
51017 FICA	.00	.00	.00	.00	0
51018 DUTY TIME	4,800.00	236.25	3,071.25	1,728.75	63
51022 P.A.R.S SYSTEM	10,000.00	331.54	2,891.50	7,108.50	28
51024 EMPLOYER COMP MATCH	2,500.00	.00	.00	2,500.00	0
51025 RETIREE HEALTH INSUR	8,000.00	1,239.28	5,612.80	2,387.20	70
51043 DISABILITY INSURANCE	1,000.00	33.16	282.23	717.77	28
51044 LIABILITY CLAIMS	.00	.00	.00	.00	0
51046 OPEB/POST EMP BENEFI	3,500.00	1,661.71	3,408.12	91.88	97
52009 TRAINING	100.00	11.50	97.25	2.75	97
52010 HEAT,LIGHT,POWER	750.00	133.69	731.44	18.56	97
52011 ADVERTISING/PRINTING	100.00	.00	.00	100.00	0
52012 OFFICE SUPPLIES,POST	1,000.00	5.11	714.63	285.37	71
52013 COMMUNICATIONS	925.00	58.48	473.59	451.41	51
52014 MEETINGS, TRAVEL, CO	250.00	.00	34.59	215.41	13
52015 PROFESSIONAL/TECH. S	4,110.00	390.31	2,403.74	1,706.26	58
52017 WASTE FEES	750.00	33.36	211.88	538.12	28
52018 SPECIAL DEPT. SUPPLI	4,750.00	573.11	2,965.36	1,784.64	62
52019 MISC. DUES & SUBSCRI	185.00	.00	8.20	176.80	4
52020 WATER CONSERVATION P	.00	.00	.00	.00	0
52034 RECYCLING GRANT/DOC	.00	.00	.00	.00	0

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
53020 VEHICLE OPERATION	5,200.00	401.89	4,778.95	421.05	91
53022 OFFICE EQUIP. OPERAT	625.00	25.24	216.82	408.18	34
55024 RENTALS-REFUNDS	35,215.00	2,550.00	4,968.52	30,246.48	14
56027 CAPITAL IMPROVEMENT	45,000.00	.00	28,807.00	16,193.00	64
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56029 CAPITAL EQUIP. REPLA	17,500.00	.00	.00	17,500.00	0
56032 CAP EXP - COP PAYMEN	.00	.00	.00	.00	0
57041 PAVEMENT CRACK SEAL	.00	.00	.00	.00	0
57043 TRAFFIC PAINTING	12,000.00	.00	.00	12,000.00	0
57045 TRAFFIC PAINTING	.00	.00	.00	.00	0
<b>TOTAL STREET MAINTENANCE</b>	<b>230,160.00</b>	<b>17,634.51</b>	<b>94,712.43</b>	<b>135,447.57</b>	<b>41</b>
024 PROP 1B/LOCAL STREETS					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
51007 HEALTH INSURANCE	.00	.00	.00	.00	0
51008 DENTAL INSURANCE	.00	.00	.00	.00	0
51009 PERS EMPLOYEE/EMPLOY	.00	.00	.00	.00	0
51010 WORKERS COMPENSATION	.00	.00	.00	.00	0
51011 MEDICARE TAX	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
53020 VEHICLE OPERATION	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
57043 TRAFFIC PAINTING	.00	.00	.00	.00	0
<b>TOTAL PROP 1B/LOCAL STREET</b>	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>0</b>
025 STREET SWEEPING					
51001 SALARIES-FULL TIME	42,000.00	3,358.04	30,173.57	11,826.43	71
51004 OVERTIME WAGES	.00	.00	.00	.00	0
51007 HEALTH INSURANCE	12,000.00	792.82	6,682.30	5,317.70	55
51008 DENTAL INSURANCE	1,000.00	77.35	603.86	396.14	60
51009 PERS EMPLOYEE/EMPLOY	12,500.00	895.70	8,054.21	4,445.79	64
51010 WORKERS COMPENSATION	6,500.00	498.32	4,977.23	1,522.77	76
51011 MEDICARE TAX	800.00	47.43	428.58	371.42	53
51022 P.A.R.S SYSTEM	9,000.00	667.28	6,007.14	2,992.86	66
51043 DISABILITY INSURANCE	1,000.00	59.41	477.62	522.38	47
51046 OPEB/POST EMP BENEFI	3,000.00	390.03	3,317.36	317.36-	110
52017 WASTE FEES	400.00	.00	379.00	21.00	94
53020 VEHICLE OPERATION	7,400.00	161.61	2,571.04	4,828.96	34
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
<b>TOTAL STREET SWEEPING</b>	<b>95,600.00</b>	<b>6,947.99</b>	<b>63,671.91</b>	<b>31,928.09</b>	<b>66</b>
026 STREET LIGHTING					
52010 HEAT,LIGHT,POWER	39,000.00	4,413.91	27,206.18	11,793.82	69
52018 SPECIAL DEPT. SUPPLI	1,000.00	.00	.00	1,000.00	0
55024 RENTALS-REFUNDS	.00	.00	.00	.00	0

## STATEMENT OF BUDGETED REVENUES &amp; EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND

PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
<b>TOTAL STREET LIGHTING</b>	<b>40,000.00</b>	<b>4,413.91</b>	<b>27,206.18</b>	<b>12,793.82</b>	<b>68</b>
028 EMERGENCY PREPAREDNESS					
52013 COMMUNICATIONS	3,000.00	430.27	1,867.06	1,132.94	62
52014 MEETINGS, TRAVEL, CO	1,000.00	.00	.00	1,000.00	0
52018 SPECIAL DEPT. SUPPLI	500.00	.00	.00	500.00	0
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
<b>TOTAL EMERGENCY PREPAREDNE</b>	<b>4,500.00</b>	<b>430.27</b>	<b>1,867.06</b>	<b>2,632.94</b>	<b>41</b>
031 PARKS & REC					
51001 SALARIES-FULL TIME	120,000.00	11,992.86	107,497.03	12,502.97	89
51002 SALARIES/PART-TIME	400.00	.00	.00	400.00	0
51004 OVERTIME WAGES	1,700.00	.00	1,595.69	104.31	93
51007 HEALTH INSURANCE	41,800.00	3,238.91	29,061.80	12,738.20	69
51008 DENTAL INSURANCE	4,000.00	292.70	2,869.22	1,130.78	71
51009 PERS EMPLOYEE/EMPLOY	45,000.00	3,506.10	30,631.65	14,368.35	68
51010 WORKERS COMPENSATION	16,500.00	1,308.90	13,242.88	3,257.12	80
51011 MEDICARE TAX	2,200.00	167.38	1,531.92	668.08	69
51017 FICA	304.00	.00	.00	304.00	0
51022 P.A.R.S SYSTEM	38,000.00	2,652.58	23,515.55	14,484.45	61
51024 EMPLOYER COMP MATCH	4,000.00	197.00	1,755.00	2,245.00	43
51025 RETIREE HEALTH INSUR	48,500.00	8,802.72	36,855.25	11,644.75	75
51042 UNEMPLOYMENT INS.	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	3,600.00	202.70	2,027.25	1,572.75	56
51046 OPEB/POST EMP BENEFI	14,000.00	1,325.31	11,990.53	2,009.47	85
52009 TRAINING	.00	.00	.00	.00	0
52010 HEAT,LIGHT,POWER	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	.00	.00	.00	.00	0
52013 COMMUNICATIONS	.00	.00	.00	.00	0
52014 MEETINGS, TRAVEL, CO	3,000.00	35.78	190.85	2,809.15	6
52015 PROFESSIONAL/TECH. S	1,060.00	.00	1,060.00	.00	100
52017 WASTE FEES	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	250.00	.00	.00	250.00	0
52019 MISC. DUES & SUBSCRI	.00	.00	.00	.00	0
53020 VEHICLE OPERATION	.00	.00	.00	.00	0
53021 SPECIAL EQUIP. OPERA	.00	.00	.00	.00	0
53022 OFFICE EQUIP. OPERAT	2,200.00	297.87	2,043.22	156.78	92
54023 BUILDING OPERATION	.00	.00	.00	.00	0
55024 RENTALS-REFUNDS	.00	.00	.00	.00	0
55058 STATE PARK GRANT PRO	.00	.00	.00	.00	0
55061 1ST FIVE GRANT/INYO	.00	.00	.00	.00	0
55063 DOC/RECYCLING GRANT	5,209.00	.00	.00	5,209.00	0
56027 CAPITAL IMPROVEMENT	5,000.00	.00	.00	5,000.00	0
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
56032 CAP EXP - COP PAYMEN	.00	.00	.00	.00	0

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

001 GENERAL FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
TOTAL PARKS & REC	<u>356,723.00</u>	<u>34,020.81</u>	<u>265,867.84</u>	<u>90,855.16</u>	<u>74</u>
034 PLANNING DEPARTMENT					
51001 SALARIES-FULL TIME	79,700.00	6,308.80	56,425.95	23,274.05	70
51002 SALARIES/PART-TIME	600.00	200.00	800.00	200.00-	133
51004 OVERTIME WAGES	.00	.00	.00	.00	0
51007 HEALTH INSURANCE	18,000.00	1,276.02	10,725.84	7,274.16	59
51008 DENTAL INSURANCE	1,400.00	117.92	914.34	485.66	65
51009 PERS EMPLOYEE/EMPLOY	25,700.00	1,836.04	17,092.28	8,607.72	66
51010 WORKERS COMPENSATION	3,500.00	181.80	1,793.21	1,706.79	51
51011 MEDICARE TAX	1,176.00	92.36	814.74	361.26	69
51017 FICA	20.00	1.95	7.80	12.20	39
51022 P.A.R.S SYSTEM	18,000.00	1,397.46	12,382.35	5,617.65	68
51025 RETIREE HEALTH INSUR	7,000.00	843.34	3,968.49	3,031.51	56
51043 DISABILITY INSURANCE	2,000.00	101.79	811.36	1,188.64	40
51046 OPEB/POST EMP BENEFI	7,000.00	757.06	6,397.33	602.67	91
52009 TRAINING	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	1,200.00	91.05	175.25	1,024.75	14
52012 OFFICE SUPPLIES,POST	1,000.00	97.66	207.59	792.41	20
52013 COMMUNICATIONS	500.00	35.26	152.63	347.37	30
52014 MEETINGS, TRAVEL, CO	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	30,000.00	401.81	587.40	29,412.60	1
52018 SPECIAL DEPT. SUPPLI	200.00	.00	22.04	177.96	11
53020 VEHICLE OPERATION	.00	.00	.00	.00	0
53022 OFFICE EQUIP. OPERAT	500.00	25.24	212.82	287.18	42
53025 LAFCO	22,000.00	.00	10,000.00	12,000.00	45
55024 RENTALS-REFUNDS	.00	.00	.00	.00	0
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
TOTAL PLANNING DEPARTMENT	<u>219,496.00</u>	<u>13,765.56</u>	<u>123,491.42</u>	<u>96,004.58</u>	<u>56</u>
048 CIVIC ARTS COMMISSION					
52018 SPECIAL DEPT. SUPPLI	18,225.00	.00	18,225.00	.00	100
TOTAL CIVIC ARTS COMMISSIO	<u>18,225.00</u>	<u>.00</u>	<u>18,225.00</u>	<u>.00</u>	<u>100</u>
TOTAL EXPENDITURES	<u>5,877,235.00</u>	<u>533,629.13</u>	<u>4,217,111.81</u>	<u>1,660,123.19</u>	<u>71</u>
NET REV & EXPENDITURE	<u>359,654.00-</u>	<u>325,618.21-</u>	<u>817,353.65-</u>	<u>457,699.65</u>	<u>227</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

002 SEWER FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39020 SEWER SERVICE COLLEC	1,074,000.00	60,749.52	878,463.53	195,536.47	81
39023 PENALTIES-SEWER SERV	4,000.00	205.87	1,783.49	2,216.51	44
39024 SEWER PERMITS	.00	.00	.00	.00	0
39025 SEWER ASSESSMENT FEE	.00	.00	.00	.00	0
39030 REIMB. SMALL CLAIMS	.00	.00	.00	.00	0
39040 INTEREST ON BANK DEP	3,000.00	.00	998.32	2,001.68	33
39060 SEWER MISCELLANEOUS	30,000.00	50.00	5,039.51	24,960.49	16
39070 REIM FRM WATER	.00	.00	.00	.00	0
39075 REIMB FROM ESCSD	.00	.00	.00	.00	0
39076 REIMB FRM FED/ST GRA	.00	.00	.00	.00	0
39077 REIMB FRM CAL TRANS	.00	.00	.00	.00	0
<b>TOTAL REVENUES</b>	<b>1,111,000.00</b>	<b>61,005.39</b>	<b>886,284.85</b>	<b>224,715.15</b>	<b>79</b>

**EXPENDITURES**

051 SEWER

51001 SALARIES-FULL TIME	272,000.00	22,289.93	199,846.70	72,153.30	73
51002 SALARIES/PART-TIME	5,200.00	637.50	4,042.21	1,157.79	77
51004 OVERTIME WAGES	1,000.00	.00	.00	1,000.00	0
51007 HEALTH INSURANCE	62,000.00	4,799.25	40,167.63	21,832.37	64
51008 DENTAL INSURANCE	5,600.00	473.67	4,270.27	1,329.73	76
51009 PERS EMPLOYEE/EMPLOY	78,000.00	6,433.81	57,580.26	20,419.74	73
51010 WORKERS COMPENSATION	31,000.00	2,452.32	24,342.45	6,657.55	78
51011 MEDICARE TAX	4,000.00	329.68	2,944.55	1,055.45	73
51013 PW-PART TIME SALARIE	.00	.00	.00	.00	0
51016 VEHICLE COMPENSATION	.00	.00	.00	.00	0
51017 FICA	400.00	59.93	398.09	1.91	99
51018 DUTY TIME	4,800.00	337.50	3,138.75	1,661.25	65
51022 P.A.R.S SYSTEM	58,000.00	4,652.52	41,435.14	16,564.86	71
51024 EMPLOYER COMP MATCH	8,000.00	816.00	7,717.50	282.50	96
51025 RETIREE HEALTH INSUR	32,500.00	5,576.88	25,259.59	7,240.41	77
51042 UNEMPLOYMENT INS.	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	5,000.00	393.46	3,642.94	1,357.06	72
51046 OPEB/POST EMP BENEFI	20,000.00	2,666.76	22,577.73	2,577.73-	112
52009 TRAINING	3,400.00	40.25	1,883.63	1,516.37	55
52010 HEAT,LIGHT,POWER	32,500.00	3,456.97	20,329.71	12,170.29	62
52011 ADVERTISING/PRINTING	500.00	.00	85.70	414.30	17
52012 OFFICE SUPPLIES,POST	4,900.00	596.18	2,765.99	2,134.01	56
52013 COMMUNICATIONS	3,290.00	186.86	1,283.77	2,006.23	39
52014 MEETINGS, TRAVEL, CO	2,850.00	.00	75.68	2,774.32	2
52015 PROFESSIONAL/TECH. S	23,020.00	1,205.49	18,260.24	4,759.76	79
52017 WASTE FEES	3,600.00	162.44	1,119.66	2,480.34	31
52018 SPECIAL DEPT. SUPPLI	14,000.00	967.24	10,505.73	3,494.27	75
52019 MISC. DUES & SUBSCRI	965.00	.00	235.20	729.80	24
53020 VEHICLE OPERATION	12,500.00	1,090.49	11,332.02	1,167.98	90
53021 SPECIAL EQUIP. OPERA	4,000.00	.00	909.26	3,090.74	22
53022 OFFICE EQUIP. OPERAT	3,560.00	318.01	1,487.35	2,072.65	41
54023 BUILDING OPERATION	.00	.00	.00	.00	0
55023 EXP-SMALL CLAIMS	1,000.00	.00	.00	1,000.00	0
55024 RENTALS-REFUNDS	500.00	.00	.00	500.00	0

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

002 SEWER FUNU  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** ACTUAL ***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
55027 TRANS TO FED/ST PROJ	.00	.00	.00	.00	0
56025 DEPRECIATION	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	457,500.00	10,203.73	323,555.69	133,944.31	70
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
56032 CAP EXP - COP PAYMEN	.00	.00	.00	.00	0
56500 INTEREST	.00	.00	.00	.00	0
<b>TOTAL SEWER</b>	<u>1,155,585.00</u>	<u>70,146.89</u>	<u>831,193.44</u>	<u>324,391.56</u>	<u>71</u>
<b>TOTAL EXPENDITURES</b>	<u>1,155,585.00</u>	<u>70,146.89</u>	<u>831,193.44</u>	<u>324,391.56</u>	<u>71</u>
<b>NET REV &amp; EXPENDITURE</b>	<u>44,585.00-</u>	<u>9,141.50-</u>	<u>55,091.41</u>	<u>99,676.41-</u>	<u>123-</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

003 GAS TAX  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39100 SECTION 2105	18,000.00	1,736.85	7,773.31	10,226.69	43
39110 SECTION 2107-5	1,000.00	.00	14,963.43	13,963.43-	1,496
39120 SECTION 2107	25,000.00	3,030.85	17,374.02	7,625.98	69
39130 SECTION 2106	17,000.00	1,709.46	11,546.01	5,453.99	67
39135 MISC/PROP 42	42,250.00	4,190.37	15,887.50	26,362.50	37
39138 TRAFFIC CONGESTION	.00	.00	.00	.00	0
39140 INTEREST ON BANK DEP.	.00	.00	47.54	47.54-	0
TOTAL REVENUES	<u>103,250.00</u>	<u>10,667.53</u>	<u>67,591.81</u>	<u>35,658.19</u>	<u>65</u>

EXPENDITURES					
030 GAS TAX					
51001 SALARIES-FULL TIME	44,800.00	595.64-	51,319.84	6,519.84-	114
51002 SALARIES/PART-TIME	2,500.00	.00	477.21	2,022.79	19
51004 OVERTIME WAGES	.00	.00	.00	.00	0
51005 SALARY-SNOW REMOVAL	.00	.00	.00	.00	0
51007 HEALTH INSURANCE	13,000.00	1,474.71	12,431.06	568.94	95
51008 DENTAL INSURANCE	1,000.00	143.18	1,116.53	116.53-	111
51009 PERS EMPLOYEE/EMPLOY	15,000.00	1,690.98	15,177.50	177.50-	101
51010 WORKERS COMPENSATION	9,000.00	794.36	7,911.09	1,088.91	87
51011 MEDICARE TAX	900.00	92.21	842.09	57.91	93
51013 PW-PART TIME SALARIE	.00	.00	.00	.00	0
51016 VEHICLE COMPENSATION	.00	.00	.00	.00	0
51017 FICA	.00	.00	.00	.00	0
51018 DUTY TIME	100.00	.00	.00	100.00	0
51022 P.A.R.S SYSTEM	15,500.00	1,263.68	11,249.55	4,250.45	72
51024 EMPLOYER COMP MATCH	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	1,300.00	113.21	905.00	395.00	69
51046 OPEB/POST EMP BENEFI	4,300.00	675.39-	5,066.13	766.13-	117
52009 TRAINING	.00	.00	.00	.00	0
52010 HEAT,LIGHT,POWER	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	.00	.00	.00	.00	0
52013 COMMUNICATIONS	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	1,800.00	.00	.00	1,800.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
52020 WATER CONSERVATION P	.00	.00	.00	.00	0
53020 VEHICLE OPERATION	.00	.00	.00	.00	0
53022 OFFICE EQUIP. OPERAT	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
57041 PAVEMENT CRACK SEAL	.00	.00	.00	.00	0
57043 TRAFFIC PAINTING	.00	.00	.00	.00	0
57049 DRAINAGE IMPROVEMENT	.00	.00	.00	.00	0

TOTAL GAS TAX	<u>109,200.00</u>	<u>4,301.30</u>	<u>106,496.00</u>	<u>2,704.00</u>	<u>97</u>
TOTAL EXPENDITURES	<u>109,200.00</u>	<u>4,301.30</u>	<u>106,496.00</u>	<u>2,704.00</u>	<u>97</u>
NET REV & EXPENDITURE	5,950.00-	6,366.23	38,904.19-	32,954.19	653
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

003 GAS TAX  
PERIOD ENDING 3/31/13

FINAL	***** ACTUAL *****		OVER -	%
AMENDED	CURRENT	YEAR	UNDER	TO
BUDGET	PERIOD	TO DATE	BUDGET	DATE

## STATEMENT OF BUDGETED REVENUES &amp; EXPENDITURES COMPARED TO ACTUAL

## 004 WATER FUND

PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39010 ESCSD/POLETA PROJECT	.00	.00	.00	.00	0
39012 WATER SERVICE COLLEC	1,166,000.00	64,103.86	936,068.47	229,931.53	80
39013 PENALTIES-WATER SERV	5,000.00	164.64	1,697.52	3,302.48	33
39014 REIMB SMALL CLAIMS	.00	.00	.00	.00	0
39015 INTEREST ON BANK DEP	6,000.00	.00	1,236.02	4,763.98	20
39016 WATER PERMITS	.00	.00	.00	.00	0
39017 WATER MISCELLANEOUS	5,000.00	130.00	1,976.45	3,023.55	39
39018 REIMB FRM FED/ST GRA	.00	.00	.00	.00	0
39019 WATER ASSESSMENT FEE	.00	.00	.00	.00	0
39026 REIMB FRM CAL TRANS	.00	.00	.00	.00	0
TOTAL REVENUES	<u>1,182,000.00</u>	<u>64,398.50</u>	<u>940,978.46</u>	<u>241,021.54</u>	<u>79</u>
<b>EXPENDITURES</b>					
<b>050 WATER</b>					
51001 SALARIES-FULL TIME	272,000.00	23,102.64	206,860.21	65,139.79	76
51002 SALARIES/PART-TIME	5,200.00	637.50	4,056.67	1,143.33	78
51004 OVERTIME WAGES	3,000.00	.00	.00	3,000.00	0
51007 HEALTH INSURANCE	60,000.00	5,003.53	41,828.36	18,171.64	69
51008 DENTAL INSURANCE	5,200.00	496.44	4,468.02	731.98	85
51009 PERS EMPLOYEE/EMPLOY	76,000.00	6,575.50	58,818.73	17,181.27	77
51010 WORKERS COMPENSATION	31,000.00	2,582.16	25,380.83	5,619.17	81
51011 MEDICARE TAX	4,200.00	343.19	3,038.73	1,161.27	72
51013 PW-PART TIME SALARIE	.00	.00	.00	.00	0
51016 VEHICLE COMPENSATION	.00	.00	.00	.00	0
51017 FICA	400.00	44.00	308.00	92.00	77
51018 DUTY TIME	4,500.00	472.50	3,037.50	1,462.50	67
51022 P.A.R.S SYSTEM	59,200.00	4,646.02	41,396.73	17,803.27	69
51024 EMPLOYER COMP MATCH	1,000.00	84.00	734.00	266.00	73
51025 RETIREE HEALTH INSUR	34,000.00	5,576.88	25,259.59	8,740.41	74
51042 UNEMPLOYMENT INS.	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	5,000.00	408.69	3,780.55	1,219.45	75
51046 OPEB/POST EMP BENEFI	22,000.00	2,774.11	23,333.85	1,333.85-	106
52009 TRAINING	4,550.00	40.25	4,493.62	56.38	98
52010 HEAT,LIGHT,POWER	47,000.00	4,416.48	38,141.92	8,858.08	81
52011 ADVERTISING/PRINTING	500.00	.00	64.15	435.85	12
52012 OFFICE SUPPLIES,POST	5,300.00	566.31	3,373.61	1,926.39	63
52013 COMMUNICATIONS	3,290.00	234.97	1,262.16	2,027.84	38
52014 MEETINGS, TRAVEL, CO	3,100.00	.00	3,022.51	77.49	97
52015 PROFESSIONAL/TECH. S	33,105.00	545.48	10,900.48	22,204.52	32
52017 WASTE FEES	800.00	63.72	368.62	431.38	46
52018 SPECIAL DEPT. SUPPLI	18,800.00	1,787.17	10,066.47	8,733.53	53
52019 MISC. DUES & SUBSCRI	1,304.00	.00	355.20	948.80	27
52020 WATER CONSERVATION P	2,000.00	323.26	1,112.25	887.75	55
53020 VEHICLE OPERATION	9,000.00	803.76	9,545.97	545.97-	106
53021 SPECIAL EQUIP. OPERA	.00	.00	.00	.00	0
53022 OFFICE EQUIP. OPERAT	2,760.00	318.01	1,487.38	1,272.62	53
54023 BUILDING OPERATION	.00	.00	.00	.00	0
55023 EXP-SMALL CLAIMS	1,000.00	.00	.00	1,000.00	0
55024 RENTALS-REFUNDS	1,500.00	.00	1,367.38	132.62	91

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

004 WATER FUND

PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
55027 TRANS TO FED/ST PROJ	.00	.00	.00	.00	0
55040 LITIGATION SERVICES	.00	.00	.00	.00	0
56025 DEPRECIATION	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	619,500.00	12,801.51	32,674.24	586,825.76	5
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56029 CAPITAL EQUIP. REPLA	.00	.00	.00	.00	0
56030 LOAN PAYMENT SET ASI	43,000.00	21,095.78	42,191.56	808.44	98
56032 CAP EXP - COP PAYMEN	.00	.00	.00	.00	0
56500 INTEREST	.00	.00	.00	.00	0
<b>TOTAL WATER</b>	<u>1,379,209.00</u>	<u>95,743.86</u>	<u>602,729.29</u>	<u>776,479.71</u>	<u>43</u>
<b>TOTAL EXPENDITURES</b>	<u>1,379,209.00</u>	<u>95,743.86</u>	<u>602,729.29</u>	<u>776,479.71</u>	<u>43</u>
<b>NET REV &amp; EXPENDITURE</b>	<u>197,209.00-</u>	<u>31,345.36-</u>	<u>338,249.17</u>	<u>535,458.17-</u>	<u>171-</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

007 LOCAL TRANSPORTATION  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39510 FROM LOCAL AGENCY	.00	.00	.00	.00	0
39512 P/Y TDA ALLOCATIONS	.00	.00	.00	.00	0
39515 MISCELLANEOUS	.00	.00	.00	.00	0
39516 REIMB FR FED/STATE G	.00	.00	.00	.00	0
39520 INTEREST ON BANK DEP	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

008 BOND AND TRUST FUND  
PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39610 AUD. RENTAL REFUND	.00	.00	.00	.00	0
39620 FOUND MONEY	.00	.00	36.30	36.30-	0
39640 BID BONDS	.00	.00	.00	.00	0
39660 OVER AND SHORTAGES	.00	.00	.00	.00	0
39664 INTEREST ON DEPOSITS	.00	.00	.00	.00	0
39665 COLLECTION FEES	.00	.00	.00	.00	0
39670 CHECK RESTITUTION	.00	.00	.00	.00	0
39671 CANINE DONATION	.00	.00	.00	.00	0
39673 REFUNDS	.00	.00	.00	.00	0
39678 K MART PROJECT	.00	.00	.00	.00	0
39679 TUMBLEWEED/PERFMNCE	.00	.00	.00	.00	0
39680 BSHP PAUTE DEV CORP	.00	.00	.00	.00	0
39681 IMPERIAL CHINA/PERF	.00	.00	.00	.00	0
39689 CANDIDATE STATEMENT	.00	.00	.00	.00	0
39691 COBRA - INSURANCE	.00	.00	.00	.00	0
39692 DEPOSITS - MISC.	.00	.00	6,195.00	6,195.00-	0
39694 H.C LUMBER ACCRUED I	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>6,231.30</u>	<u>6,231.30-</u>	<u>0</u>
<b>EXPENDITURES</b>					
039 BOND AND TRUST					
57056 OVERAGE & SHORTAGE	.00	.00	.00	.00	0
57058 BID BONDS DEPOSITS	.00	.00	6,195.00	6,195.00-	0
57059 FOUND MONEY	.00	.00	35.00	35.00-	0
57076 K MART&CAL TRNS 6&WY	.00	.00	.00	.00	0
57077 DEMOLITION DEPOSITS	.00	.00	.00	.00	0
57079 ERICK SCHAT REFUND	.00	.00	.00	.00	0
57081 INTEREST ON DEPOSITS	.00	.00	.00	.00	0
57086 IMPERIAL CHINA/PERF	.00	.00	.00	.00	0
TOTAL BOND AND TRUST	<u>.00</u>	<u>.00</u>	<u>6,230.00</u>	<u>6,230.00-</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>6,230.00</u>	<u>6,230.00-</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>1.30</u>	<u>1.30-</u>	<u>0</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

009 TRAFFIC SAFETY  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39710 FINES & FOREFEITURES	2,000.00	436.89	843.06	1,156.94	42
39715 PARKING CITATIONS	.00	.00	.00	.00	0
39718 REIMB FROM BSHP SCHL	.00	.00	8,250.00	8,250.00-	0
39720 OT5 GRANT	.00	.00	.00	.00	0
<b>TOTAL REVENUES</b>	<u>2,000.00</u>	<u>436.89</u>	<u>9,093.06</u>	<u>7,093.06-</u>	<u>454</u>
<b>EXPENDITURES</b>					
<b>090 TRAFFIC SAFETY</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
51002 SALARIES/PART-TIME	9,750.00	1,197.50	8,965.00	785.00	91
51004 OVERTIME WAGES	.00	.00	.00	.00	0
51007 HEALTH INSURANCE	.00	.00	.00	.00	0
51008 DENTAL INSURANCE	.00	.00	.00	.00	0
51010 WORKERS COMPENSATION	1,300.00	177.70	1,330.43	30.43-	102
51011 MEDICARE TAX	150.00	17.38	130.02	19.98	86
51015 SHIFT DIFFERENTIAL P	.00	.00	.00	.00	0
51017 FICA	200.00	15.56	115.43	84.57	57
51042 UNEMPLOYMENT INS.	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	.00	.00	.00	.00	0
52009 TRAINING	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
52022 PD SPECIAL SUPPLIES	.00	.00	.00	.00	0
53020 VEHICLE OPERATION	.00	.00	.00	.00	0
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
<b>TOTAL TRAFFIC SAFETY</b>	<u>11,400.00</u>	<u>1,408.14</u>	<u>10,540.88</u>	<u>859.12</u>	<u>92</u>
<b>TOTAL EXPENDITURES</b>	<u>11,400.00</u>	<u>1,408.14</u>	<u>10,540.88</u>	<u>859.12</u>	<u>92</u>
<b>NET REV &amp; EXPENDITURE</b>	<u>9,400.00-</u>	<u>971.25-</u>	<u>1,447.82-</u>	<u>7,952.18-</u>	<u>15</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

010 TUT MEASURE A  
PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39722 TUT MEASURE A	530,000.00	133,315.92	383,004.41	146,995.59	72
39723 REIMB FRM RURAL DIST	83,000.00	20,347.71	81,129.06	1,870.94	97
39730 MISC	.00	475.00	623.53	623.53-	0
<b>TOTAL REVENUES</b>	<b>613,000.00</b>	<b>154,138.63</b>	<b>464,757.00</b>	<b>148,243.00</b>	<b>75</b>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	258,349.00	18,711.00	167,104.00	91,245.00	64
51002 SALARIES/PART-TIME	139,000.00	7,470.75	109,654.65	29,345.35	78
51007 HEALTH INSURANCE	38,288.00	2,905.84	24,425.60	13,862.40	63
51008 DENTAL INSURANCE	3,200.00	268.52	2,082.64	1,117.36	65
51009 PERS EMPLOYEE/EMPLOY	112,254.00	7,740.82	69,606.63	42,647.37	62
51010 WORKERS COMPENSATION	28,154.00	2,454.29	27,956.54	197.46	99
51011 MEDICARE TAX	4,483.00	372.34	3,975.11	507.89	88
51017 FICA	2,500.00	199.13	2,127.99	372.01	85
51022 P.A.R.S SYSTEM	.00	.00	.00	.00	0
51024 EMPLOYER COMP MATCH	4,400.00	185.00	2,960.00	1,440.00	67
51042 UNEMPLOYMENT INS.	6,000.00	.00	2,523.00	3,477.00	42
51043 DISABILITY INSURANCE	4,453.00	271.60	2,172.80	2,280.20	48
51046 OPEB/POST EMP BENEFI	21,001.00	2,223.12	18,896.52	2,104.48	89
52009 TRAINING	2,500.00	1,135.00	2,289.87	210.13	91
52010 HEAT, LIGHT, POWER	42,000.00	2,015.18	20,434.26	21,565.74	48
52011 ADVERTISING/PRINTING	850.00	352.10	940.20	90.20-	110
52012 OFFICE SUPPLIES, POST	1,000.00	14.72	181.76	818.24	18
52013 COMMUNICATIONS	6,000.00	847.94	4,471.19	1,528.81	74
52014 MEETINGS, TRAVEL, CO	300.00	.00	.00	300.00	0
52015 PROFESSIONAL/TECH. S	8,000.00	969.33	7,216.43	783.57	90
52017 WASTE FEES	8,500.00	555.07	4,962.58	3,537.42	58
52018 SPECIAL DEPT. SUPPLI	50,500.00	5,652.26	34,071.83	16,428.17	67
52019 MISC. DUES & SUBSCRI	1,000.00	.00	660.00	340.00	66
53020 VEHICLE OPERATION	7,000.00	242.44	4,037.08	2,962.92	57
53021 SPECIAL EQUIP. OPERA	1,000.00	199.57	318.03	681.97	31
53022 OFFICE EQUIP. OPERAT	.00	.00	.00	.00	0
54023 BUILDING OPERATION	500.00	.00	140.67	359.33	28
55024 RENTALS-REFUNDS	38,700.00	1,563.92	37,244.46	1,455.54	96
56027 CAPITAL IMPROVEMENT	3,758.00	.00	3,757.50	.50	99
56028 CAPITAL EQUIPMENT	29,000.00	.00	.00	29,000.00	0
56032 CAP EXP - COP PAYMEN	.00	.00	.00	.00	0
<b>TOTAL</b>	<b>822,690.00</b>	<b>56,349.94</b>	<b>554,211.34</b>	<b>268,478.66</b>	<b>67</b>
<b>TOTAL EXPENDITURES</b>	<b>822,690.00</b>	<b>56,349.94</b>	<b>554,211.34</b>	<b>268,478.66</b>	<b>67</b>
<b>NET REV &amp; EXPENDITURE</b>	<b>209,690.00-</b>	<b>97,788.69</b>	<b>89,454.34-</b>	<b>120,235.66-</b>	<b>42</b>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

012 SUNRISE MHP
PERIOD ENDING 3/31/13

Table with 7 columns: Description, FINAL AMENDED BUDGET, CURRENT PERIOD, ACTUAL YEAR TO DATE, OVER UNDER BUDGET, and % TO DATE. Includes REVENUES section with items like INT ON BANK DEP, MISC, INSURANCE REFUND, etc.

Table with 7 columns: Description, FINAL AMENDED BUDGET, CURRENT PERIOD, ACTUAL YEAR TO DATE, OVER UNDER BUDGET, and % TO DATE. Includes EXPENDITURES section with items like SALARIES-FULL TIME, SALARIES/PART-TIME, HEALTH INSURANCE, etc.

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

012 SUNRISE MHP  
PERIOD ENDING 3/31/13

	FINAL	***** ACTUAL *****	OVER -	%
	AMENDED	CURRENT	UNDER	TO
	BUDGET	PERIOD	BUDGET	DATE
NET REV & EXPENDITURE	60,910.00-	2,603.14	31,039.77-	49
	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

014 REDEVELOPMENT FUND  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39810 TRF FM FUNDS	.00	.00	.00	.00	0
39811 MISC	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
029 REDEVELOPMENT AGENCY					
51002 SALARIES/PART-TIME	.00	.00	.00	.00	0
51007 HEALTH INSURANCE	.00	.00	.00	.00	0
51008 DENTAL INSURANCE	.00	.00	.00	.00	0
51010 WORKERS COMPENSATION	.00	.00	.00	.00	0
51011 MEDICARE TAX	.00	.00	.00	.00	0
51017 FICA	.00	.00	.00	.00	0
51043 DISABILITY INSURANCE	.00	.00	.00	.00	0
52009 TRAINING	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES, POST	.00	.00	.00	.00	0
52013 COMMUNICATIONS	.00	.00	.00	.00	0
52014 MEETINGS, TRAVEL, CO	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
TOTAL REDEVELOPMENT AGENCY	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

015 WATER IMPROVEMENT  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

021 CANINE DONATION  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39920 CANINE DONATIONS	.00	.00	17.00	17.00-	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>17.00</u>	<u>17.00-</u>	<u>0</u>
<b>EXPENDITURES</b>					
52009 TRAINING	3,000.00	.00	.00	3,000.00	0
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	5,000.00	134.71	1,243.18	3,756.82	24
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
TOTAL	<u>8,000.00</u>	<u>134.71</u>	<u>1,243.18</u>	<u>6,756.82</u>	<u>15</u>
TOTAL EXPENDITURES	<u>8,000.00</u>	<u>134.71</u>	<u>1,243.18</u>	<u>6,756.82</u>	<u>15</u>
NET REV & EXPENDITURE	<u>8,000.00-</u>	<u>134.71-</u>	<u>1,226.18-</u>	<u>6,773.82-</u>	<u>15</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

028 WYE ROAD PROJECT  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39931 WYE ROAD PROJECT	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

033 COPS  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39967 COPS/AB 1913	.00	14,853.38	14,948.46	14,948.46-	0
TOTAL REVENUES	<u>.00</u>	<u>14,853.38</u>	<u>14,948.46</u>	<u>14,948.46-</u>	<u>0</u>
<b>EXPENDITURES</b>					
<b>033 COPS</b>					
51001 SALARIES-FULL TIME	61,000.00	4,518.00	39,672.77	21,327.23	65
51002 SALARIES/PART-TIME	38,500.00	4,478.80	33,892.36	4,607.64	88
51003 RESERVES-PART/TIME	16,900.00	293.52	13,478.58	3,421.42	79
51004 OVERTIME WAGES	.00	218.69-	306.53	306.53-	0
51007 HEALTH INSURANCE	.00	.08	1,452.92	1,452.92-	0
51008 DENTAL INSURANCE	.00	.74	134.26	134.26-	0
51009 PERS EMPLOYEE/EMPLOY	.00	1.42-	1,274.42	1,274.42-	0
51010 WORKERS COMPENSATION	3,000.00	176.61	2,200.16	799.84	73
51011 MEDICARE TAX	1,000.00	144.71	1,079.34	79.34-	107
51015 SHIFT DIFFERENTIAL P	.00	3.56	655.92	655.92-	0
51017 FICA	1,000.00	58.22	440.60	559.40	44
51022 P.A.R.S SYSTEM	.00	.28	1,072.72	1,072.72-	0
51024 EMPLOYER COMP MATCH	.00	.00	99.00	99.00-	0
51043 DISABILITY INSURANCE	.00	.19	94.81	94.81-	0
51046 OPEB/POST EMP BENEFI	.00	.80	607.20	607.20-	0
52009 TRAINING	3,000.00	2,511.17	2,511.17	488.83	83
52015 PROFESSIONAL/TECH. S	.00	.00	.49-	.49	0
52018 SPECIAL DEPT. SUPPLI	22,000.00	97.50	14,576.15	7,423.85	66
56028 CAPITAL EQUIPMENT	.00	.00	.00	.00	0
<b>TOTAL COPS</b>	<u>146,400.00</u>	<u>12,064.07</u>	<u>113,548.42</u>	<u>32,851.58</u>	<u>77</u>
<b>TOTAL EXPENDITURES</b>	<u>146,400.00</u>	<u>12,064.07</u>	<u>113,548.42</u>	<u>32,851.58</u>	<u>77</u>
<b>NET REV &amp; EXPENDITURE</b>	<u>146,400.00-</u>	<u>2,789.31</u>	<u>98,599.96-</u>	<u>47,800.04-</u>	<u>67</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

035 MAC IVER ST EXT/STIP&TE  
PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39935 MAC IVER STREET	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

036 WYE RD INTERSECTION IMPR  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39938 REIMB FROM CAL TRANS	.00	.00	.00	.00	0
39939 MISC	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	75,000.00	.00	5,632.25	69,367.75	7
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	600,000.00	.00	1,000.00	599,000.00	0
TOTAL	<u>675,000.00</u>	<u>.00</u>	<u>6,632.25</u>	<u>668,367.75</u>	<u>0</u>
TOTAL EXPENDITURES	<u>675,000.00</u>	<u>.00</u>	<u>6,632.25</u>	<u>668,367.75</u>	<u>0</u>
NET REV & EXPENDITURE	<u>675,000.00-</u>	<u>.00</u>	<u>6,632.25-</u>	<u>668,367.75-</u>	<u>0</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

037 HOME FUNDS/WILLOW ST  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39943 CDBG/WILLOW ST	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
EXPENDITURES					
52015 PROFESSIONAL/TECH. S	.00	.00	350.00	350.00-	0
TOTAL	<u>.00</u>	<u>.00</u>	<u>350.00</u>	<u>350.00-</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>350.00</u>	<u>350.00-</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	350.00-	350.00	0
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

039 GIS/GRANTS  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39944 CDBG IMACA HOUSING	.00	.00	.00	.00	0
39945 GIS TECH GRANT #1	35,000.00	.00	21,875.00	13,125.00	62
39947 STIP/ROAD PROJECT A	.00	.00	.00	.00	0
39954 GIS GRANT/#2 EDBG259	.00	9,625.00	9,625.00	9,625.00-	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>35,000.00</u>	<u>9,625.00</u>	<u>31,500.00</u>	<u>3,500.00</u>	<u>90</u>
<b>EXPENDITURES</b>					
52012 OFFICE SUPPLIES,POST	100.00	.92	3.16	96.84	3
55026 CONTRACT SERVICES	13,025.00	.00	13,125.00	100.00-	100
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
57046 ENVIRONMENTAL	.00	.00	.00	.00	0
57093 EDBG2599/CONTRACT SV	.00	.00	.00	.00	0
TOTAL	<u>13,125.00</u>	<u>.92</u>	<u>13,128.16</u>	<u>3.16-</u>	<u>100</u>
TOTAL EXPENDITURES	<u>13,125.00</u>	<u>.92</u>	<u>13,128.16</u>	<u>3.16-</u>	<u>100</u>
NET REV & EXPENDITURE	<u>21,875.00</u>	<u>9,624.08</u>	<u>18,371.84</u>	<u>3,503.16</u>	<u>83</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

042 FED GRANT/B06SP/CA0082  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39946 FED GRANT/B06SP CA 0	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
55059 FED GRANT/B06SP CA 0	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

043 ROAD PROJECT A  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39947 STIP/ROAD PROJECT A	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	.00	.00	.00	.00	0
52014 MEETINGS, TRAVEL, CO	.00	.00	.00	.00	0
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

046 SNEDEEN IMPROVEMENTS  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39948 STIP/SNEDEEN	75,000.00	.00	32,832.61	42,167.39	43
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>75,000.00</u>	<u>.00</u>	<u>32,832.61</u>	<u>42,167.39</u>	<u>43</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	120.00	.46	117.01	2.99	97
52014 MEETINGS, TRAVEL, CO	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	74,880.00	1,565.00	39,631.28	35,248.72	52
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>75,000.00</u>	<u>1,565.46</u>	<u>39,748.29</u>	<u>35,251.71</u>	<u>52</u>
TOTAL EXPENDITURES	<u>75,000.00</u>	<u>1,565.46</u>	<u>39,748.29</u>	<u>35,251.71</u>	<u>52</u>
NET REV & EXPENDITURE	.00	1,565.46-	6,915.68-	6,915.68	0
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

047 SOUTH SECOND IMPROV  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39949 STIP/S SECOND ST	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

048 WARREN IMPROVEMENTS  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** ACTUAL ***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39947 STIP/ROAD PROJECT A	.00	.00	.00	.00	0
39950 STIP/N. WARREN	200,700.00	.00	23,679.25	177,020.75	11
TOTAL REVENUES	<u>200,700.00</u>	<u>.00</u>	<u>23,679.25</u>	<u>177,020.75</u>	<u>11</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	200.00	.00	48.95	151.05	24
52012 OFFICE SUPPLIES,POST	500.00	.46	201.91	298.09	40
52015 PROFESSIONAL/TECH. S	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	144,000.00	1,090.00	33,495.29	110,504.71	23
56026 MANGINI GRANT 98/99	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>144,700.00</u>	<u>1,090.46</u>	<u>33,746.15</u>	<u>110,953.85</u>	<u>23</u>
TOTAL EXPENDITURES	<u>144,700.00</u>	<u>1,090.46</u>	<u>33,746.15</u>	<u>110,953.85</u>	<u>23</u>
NET REV & EXPENDITURE	56,000.00	1,090.46-	10,066.90-	66,066.90	17-
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

049 W. PINE IMPROVEMENTS  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39951 STIP/W. PINE ST	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES, POST	.00	.00	.00	.00	0
52014 MEETINGS, TRAVEL, CO	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

050 BUS PULLOUTS  
 PERIOD ENBING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39952 STIP/BUS PULL OUTS	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	.00	.00	.00	.00	0
52014 MEETINGS, TRAVEL, CO	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

052 GROVE ST SIDEWALKS

PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39953 GROVE ST SOWLKS/SRTS	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES, POST	.00	.00	.00	.00	0
52018 SPECIAL DEPT. SUPPLI	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

053 ENVIR CONSTRAINTS  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39954 GIS GRANT/#2 EDBG259	.00	.00	.00	.00	0
39958 ENVIR CONSTNTE/PTAG	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

054 E. LINE ST BRIDGE  
PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39955 STIP/E. LINE ST BRID	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

055 JAY ST EXTENSION  
PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** CURRENT PERIOD	ACTUAL YEAR TO DATE	***** OVER - UNDER BUDGET	% TO DATE
REVENUES					
39956 STIP/JAY ST EXT	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

056 WYE RD EXTENSION  
PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39957 STIP/WYE RD EXT	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	.00	.00	.00	.00	0
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

057 SEIBU TO SCHL BIKE PATH  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39961 SEIBU TO SCHL BIKE P	50,400.00	.00	.00	50,400.00	0
TOTAL REVENUES	<u>50,400.00</u>	<u>.00</u>	<u>.00</u>	<u>50,400.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	100.00	.00	48.95	51.05	48
52012 OFFICE SUPPLIES,POST	100.00	.00	24.30	75.70	24
55026 CONTRACT SERVICES	50,000.00	.00	19,584.83	30,415.17	39
TOTAL	<u>50,200.00</u>	<u>.00</u>	<u>19,658.08</u>	<u>30,541.92</u>	<u>39</u>
TOTAL EXPENDITURES	<u>50,200.00</u>	<u>.00</u>	<u>19,658.08</u>	<u>30,541.92</u>	<u>39</u>
NET REV & EXPENDITURE	200.00	.00	19,658.08-	19,858.08	829-
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STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

058 PINE TO PARK/STIP  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** CURRENT PERIOD	***** ACTUAL YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39960 PINE TO PARK STIP	245,200.00	.00	50,936.11	194,263.89	20
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>245,200.00</u>	<u>.00</u>	<u>50,936.11</u>	<u>194,263.89</u>	<u>20</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	100.00	.00	.00	100.00	0
52012 OFFICE SUPPLIES,POST	100.00	.00	.67	99.33	0
55026 CONTRACT SERVICES	70,000.00	2,200.00	3,450.00	66,550.00	4
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>70,200.00</u>	<u>2,200.00</u>	<u>3,450.67</u>	<u>66,749.33</u>	<u>4</u>
TOTAL EXPENDITURES	<u>70,200.00</u>	<u>2,200.00</u>	<u>3,450.67</u>	<u>66,749.33</u>	<u>4</u>
NET REV & EXPENDITURE	<u>175,000.00</u>	<u>2,200.00-</u>	<u>47,485.44</u>	<u>127,514.56</u>	<u>27</u>
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

059 HANBY PAVEMENT PROJECT  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** ACTUAL ***** CURRENT PERIOD	***** YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
<b>REVENUES</b>					
39959 HANBY PAVEMENT PROJE	.00	.00	.00	.00	0
39999 REVENUE	.00	.00	.00	.00	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
<b>EXPENDITURES</b>					
51001 SALARIES-FULL TIME	.00	.00	.00	.00	0
52011 ADVERTISING/PRINTING	.00	.00	.00	.00	0
52012 OFFICE SUPPLIES,POST	.00	.00	.00	.00	0
55026 CONTRACT SERVICES	.00	.00	.00	.00	0
56027 CAPITAL IMPROVEMENT	.00	.00	.00	.00	0
TOTAL	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
TOTAL EXPENDITURES	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
NET REV & EXPENDITURE	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>.00</u>	<u>0</u>
	=====	=====	=====	=====	=====

STATEMENT OF BUDGETED REVENUES & EXPENDITURES COMPARED TO ACTUAL

070 HOME OWNER ASSIST PRGM  
 PERIOD ENDING 3/31/13

	FINAL AMENDED BUDGET	***** CURRENT PERIOD	***** ACTUAL YEAR TO DATE	OVER - UNDER BUDGET	% TO DATE
REVENUES					
39980 HCD/HOME OWNER PROG	.00	.00	57,311.00	57,311.00-	0
TOTAL REVENUES	<u>.00</u>	<u>.00</u>	<u>57,311.00</u>	<u>57,311.00-</u>	<u>0</u>
EXPENDITURES					
52015 PROFESSIONAL/TECH. S	104,962.00	.00	57,311.00	47,651.00	54
TOTAL	<u>104,962.00</u>	<u>.00</u>	<u>57,311.00</u>	<u>47,651.00</u>	<u>54</u>
TOTAL EXPENDITURES	<u>104,962.00</u>	<u>.00</u>	<u>57,311.00</u>	<u>47,651.00</u>	<u>54</u>
NET REV & EXPENDITURE	<u>104,962.00-</u>	<u>.00</u>	<u>.00</u>	<u>104,962.00-</u>	<u>0</u>
	=====	=====	=====	=====	=====





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## Online Statements: Bank Account Statement

CHERYL SOLESBEE

csbishop@ca-bishop.us

[Statement Analyzer](#) | 
 [CSV Export](#) | 
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 [PDF Statement](#)

Select Bank Account:

CITY OF BISHOP SMHP RESERVE ACCOUNT

Select Time Period:

Recent 90 Days

March 29, 2013

**SUBMIT**

Go To ▶ [Business MoneyMarket Account Summary](#) | [Other credits and adjustments](#) | [Other debits, fees and adjustments](#) | [Daily Ledger Balance](#)

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CITY OF BISHOP  
SMHP RESERVE ACCOUNT  
PO BOX 1236  
BISHOP CA 93515-1236

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Business MoneyMarket Account Summary

Account Number: 2740029021

Days in statement period: 29

<b>Balance on 3/ 1</b>	\$		<b>17,076.38</b>		
<b>Total Credits</b>			<b>0.67</b>	<b>Interest</b>	
Other credits (1)		0.67		Paid this period	\$ 0.67
<b>Total Debits</b>			<b>-36.53</b>	Paid year-to-date	\$ 2.02
Other debits (1)		-36.53		<b>Interest Rates</b>	
<b>Balance on 3/29</b>	\$		<b>17,040.52</b>	3/1/13-3/29/13	0.05%



Other credits and adjustments	Date	Description	Reference	Amount
	3/29	INTEREST PAYMENT		\$ 0.67



Other debits, fees and adjustments	Date	Description	Reference	Amount
	3/25	ANALYSIS DEFICIT FEB 2 013	90267973	\$ 36.53

Daily Ledger  
Balance

Date

Ledger Balance

Date

Ledger Balance

3/1-3/24

\$ 17,076.38

3/29

\$ 17,040.52

3/25-3/28

17,039.85



City of Bishop  
PLANNING COMMISSION MINUTES  
City Council Chambers – 301 West Line Street  
Bishop, California 93514

February 26, 2013

CALL TO ORDER:

Chairman Bhakta called the meeting to order at 7:00 P.M.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Chairman Bhakta.

COMMISSIONERS PRESENT:

Bhakta, Lowthorp, Crom and Malloy

COMMISSIONERS ABSENT:

Hardy and Huntley

OTHERS PRESENT:

Gary Schley, Public Services Officer  
Keith Caldwell, City Administrator / Planning Director  
Peter Tracy, City Attorney  
Michele Thomas, Secretary  
David Grah, Director of Public Works

PUBLIC COMMENT

Chairman Bhakta asked if anyone wished to speak on a subject not calendared on the agenda.

David Grah, Director of Public Works, provided an update on the proposed Caltrans Maintenance Yard Expansion project on Spruce Street. The proposal was previously discussed at the October Planning Commission meeting. The expansion is proposed to double the size of the Caltrans maintenance facility. Because it is a state project, the city has no discretionary land use authority. On the other hand, Caltrans has a duty to work with the community. It was noted that Caltrans also depends on the city for water and sewer service, access to the property, and drainage. The main concern regarding the project is that the original proposed expansion configuration severed access to most of the M-1, General Industrial, land within the city limits. At the October meeting, Caltrans presented five expansion alternatives. At that meeting the commission and staff suggested a hybrid of their Alternatives C and E which expanded the facility to the south but still used space behind the facility and avoided sensitive areas identified by Caltrans.

At a meeting last week with Caltrans, Grah learned that Caltrans has completed their environmental process and have selected Alternative C. Alternative C occupies an additional 300 feet of frontage on Spruce Street and does not use usable space behind the facility. Grah stated that he is disappointed that there doesn't seem to be any accommodations for the city's recommendations on the project.

Bhakta asked if Caltrans had given any comment of the alternative proposed by city staff and the commission. Grah stated that Caltrans said they considered the recommendation from the city, the environmental has been completed, and the Alternative C is what they deemed to be best.

Crom feels staff and the commission, along with LADWP, should meet with Caltrans to discuss the project. Bhakta agrees to include LADWP with any future discussion on the matter.

Staff and commission agree to place the subject on the next agenda for discussion and action.

#### CORRESPONDENCE

A letter of resignation from Planning Commissioner Ted Gardner was received January 7th.

#### (1) APPROVAL OF MINUTES

#### MOTION

Commissioner Malloy moved to approve the minutes of the October 30, 2012 meeting as written.

Ayes: Bhakta, Malloy, Crom, and Lowthorp

Abstain: None

MOTION CARRIED: 4-0

#### PUBLIC HEARING

#### (2) Proposed Amendment of Zoning Ordinance – ES Emergency Shelter Combining District.

Schley explained to the commission that the city is proposing an amendment to the zoning ordinance and the Bishop Municipal Code Title 17 to include a definition for transitional housing and supportive housing. The amendment is necessary for compliance with Senate Bill 2, Government code section 65583, and the City of Bishop's 2009 Housing Element.

Shirley Beery, owner of Our Water Works Car Wash at 989 North Main Street, questioned where an emergency shelter would be located. Schley explained that the ordinance is not for an actual emergency shelter but an area zoned where a shelter would be permitted by law. Tracy added that the law requires cities to create an area where emergency shelters can be created as a matter of right. We are only creating an area

where someone could put one in if they chose to. There is no knowledge of interest in building a shelter at this time. Beery asked about the Salvation Army and their proposed project on Mac Iver Street. Schley said that their proposal is for a store and chapel, not an overnight facility. Bhakta asked staff to clarify the location of the zoning for Ms. Beery. Schley explained that the emergency shelter overlay zone is on each side of Mac Iver Street to Spruce Street and east of Spruce Street to the city limit.

Mark Heckman, resident at 185 Mac Iver Street, asked the commission to oppose the ordinance as it is written. Heckman states he is concerned about the possibility of the shelter being right next door to his house and the character of clients that may utilize a shelter in his neighborhood. Heckman also asked why the Mac Iver Street area was chosen as an emergency shelter zone instead of other areas within the city limits further away from residents and children. Heckman would also like a clarification of the requirements for an emergency shelter.

Schley explained that the emergency shelter zone ordinance has been in place for the past 2 years. The city is currently adding transitional housing and supportive housing into the emergency shelter overlay zone.

Bhakta asked if there was a minimum acreage requirement or a size requirement when the zone was first passed. Schley stated that there was not a requirement for either. Bhakta also asked if existing structures could have been excluded from the zone overlay. Schley said that the City Council has the ability to choose any C-1, R-3, and R-3-P to be overlaid with the emergency shelter zone. This area was chosen 2 years ago and it may be difficult to now exclude any of the area already zoned. Bhakta then asked what the requirements would be if someone in an existing structure within the zone applied to become a shelter. Schley stated that the requirements are established in the City's Municipal Code, Chapter 17, ES Emergency Shelter Combining District, Section 17.38.060 Standards and Requirements.

Crom asked for a clarification of the requirements pertaining to the character of the individuals that may be allowed to stay in a shelter. Crom would like to know the information prior to approving amending the zone. Schley read requirements from the 17.38.050 - Standards and requirements, section B-5b regarding client restrictions.

Schley stated that language could be added into the ordinance that supportive and transitional housing is only approved in the overlay zone area east of Spruce Street.

The public hearing was closed at 7:52 P.M.

## NEW BUSINESS

- (4) Proposed Amendment of Zoning Ordinance – ES Emergency Shelter Combining District.

Malloy read from Chapter 17.38.010-Purpose Section B explaining the location of the emergency shelter combining district. He stated that the language from this section is a guiding point necessary when looking at the zone and talking about the more distant zones in the city limits. Schley added that this is why the zone was originally laid out where it is located. Malloy then stated that any restrictions already in place for the zone

in which the overlay zone is part of would be in effect. Malloy feels that the commission needs more clarification regarding the federal, state or local laws, rules, regulations, ordinances or policies part of the requirements listed in Section 17.38.060-Standards and requirements part B. He also added that with the requirements for an emergency shelter someone would not be able to take an existing home and convert it into a shelter; there are too many restrictions. Malloy would like an outline to help everyone understand what is required for these centers to be in operation. Malloy ended by explaining that the main purpose of an emergency shelter is to assist families and individuals who may come into a situation of losing their home or being evicted and not having a place to stay. And the city needs to organize these services in ways that businesses and residences don't have their quality of life and ability to do business unfairly or negatively impacted by a shelter. At the same time, keep in mind that there are people in our community that we would all like to help, and without these sorts of facilities, we don't have the opportunity to help.

Crom made a motion to recommend the adoption of the ordinance as presented with the recommendation that the transitional and supportive housing portions only be allowed in the area of the overlay zone located east of Spruce Street.

Ayes: Crom

Noes: Malloy, Lowthorp, and Bhakta

MOTION DENIED: 1-3

The commission asked staff to research federal and state rules and regulations in regards to development and use of supportive and transitional housing.

Malloy made a motion to continue discussion for further consideration to the next Planning Commission meeting in March.

Ayes: Malloy, Lowthorp, Bhakta, and Crom

MOTION CARRIED: 4-0

PUBLIC HEARING

(3) Proposed Amendment of Zoning Ordinance – Reasonable Accommodation Ordinance.

Schley explained that the Reasonable Accommodation Ordinance provides reasonable accommodation for individuals with disabilities. The ordinance sets aside land use and building requirements that may hinder a reasonable accommodation. A reasonable accommodation could be a ramp going to a front door or a porch in a side or front yard setback which normally would not allowed per municipal code. With the amendment, these sorts of accommodations can be approved by staff without having the individual request approval of a Conditional Use Permit.

The public hearing was closed at 8:11 P.M.

## NEW BUSINESS

- (5) Proposed Amendment of Zoning Ordinance – Reasonable Accommodation Ordinance.

Lowthorp made a motion to recommend to the City Council they approve the ordinance as presented.

Ayes: Lowthorp, Crom, Malloy, and Bhakta

MOTION APPROVED: 4-0

Chairman Bhakta will sign the letter to the City Council from the Planning Commission recommending the council adopt an amendment to Land Use Ordinance No. 424 of the City of Bishop, adding chapter 17.82 Reasonable Accommodation to Title 17 Zoning of the Bishop Municipal Code and will represent the commission at the March 11th council meeting.

- (6) Reorganization

Chairman Bhakta turned the nominations over to the Keith Caldwell, City Administrator / Planning Director. A call for nominations for the position of chairman was made. Commissioner Crom nominated Darren Malloy. No further nominations were received. Roll call was taken to close the nominations for chairman and passed unanimously.

A roll call vote was taken for the election of Darren Malloy for Chairman. Ayes: Lowthorp, Crom, Bhakta, and Malloy. Darren Malloy will serve a one-year term as Chairman.

Newly elected Chairman Malloy opened nominations for the position of Vice-Chairman and Commissioner Lowthorp nominated David Bhakta. No further nominations were received. Roll call was taken to close the nominations for vice chairman and passed unanimously.

A roll call vote was taken for the election of David Bhakta for Vice-Chairman. Ayes: Lowthorp, Crom, Malloy, and Bhakta. David Bhakta will serve a one-year term as Vice-Chairman.

- (7) Select two commissioners to sit on panel for commission opening.

Caldwell stated that at the last council meeting it was determined that there will be two council members to serve as part of a committee along with two commissioners selected tonight to chose who will fill the vacancy on the commission. At this point, we do not have any applications for the vacancy but we do know of two people who are interested. The closing date for applications is this Thursday, February 28.

Crom said that he is available and Thomas will call the two commissioners absent this evening to ask if one of them could sit on the panel.

STAFF AND COMMISSION REPORTS:

Crom suggested that the Planning Commission meet more often to be updated on any projects and future business ideas that staff may become aware of within city limits. Staff will make sure to update the commission during months nothing is calendared on the agenda.

ADJOURNMENT:

Chairman Bhakta adjourned the meeting at 8:21 P.M. The next scheduled meeting will be March 26, 2013 at 7:00 P.M. in the City Council Chambers.

  
Chairman Malloy

  
Michele Thomas, Secretary

**BISHOP FIRE DEPARTMENT  
ACTIVITY LOG**

27

**March, 2013**

<b>DATE</b>	<b>RunID #</b>	<b>ACTIVITY</b>	<b>City</b>	<b>District</b>	<b>Contract</b>	<b>Other</b>
2-Mar	13-0203045	Good Intent, Dust Thought to be Smoke, S Barlow and Bir		18		
4-Mar	13-0403046	Good Intent, Hot Brakes, Hwy 395 Sherwin Grade				16
5-Mar	13-0503047	HazMat, Battery Acid Spill, Front of 445 So. Main Street	1			
5-Mar		Training/Drill, Master Stream Application	10	11		
6-Mar		Departmental Meeting	14	13		
8-Mar	13-0803048	Brush Fire, Five Bridges				19
9-Mar	13-0903049	Warming Fire, Owens River, South of Poleta Road				18
10-Mar	13-1003050	Vehicle Rollover, Hwy 168, 6000 Feet Level				20
13-Mar		Training/Live Fire, Hose Deployment and Fire Attack	1	2		
13-Mar		Work Night	11	10		
16-Mar	13-1603051	Vehicle T.C., Hwy 395 Five Miles South of Bishop		13		
17-Mar	13-1703052	Brush Fire, Rear of 710 Tu Su Lane				12
18-Mar	13-1803053	Elevator Rescue, 2742 N. Sierra Highway, Palace Casino				28
19-Mar		Training/Live Fire, Multi Company Fire Attack	12	13		
20-Mar	13-2003054	Two Vehicle T.C. Hwy 395 @ Pine Crk, Cancelled En Route				18
20-Mar	13-2003055	Two Vehicle T.C. West Line at Pa Ha Lane		15		
20-Mar		Departmental Meeting	14	14		
21-Mar	13-2103056	Outside Rubbish Fire, Rear of 2260 Taboose Lane				19
21-Mar	13-2103057	Fire Alarm Act. Water Flow, False, 151 Pioneer BCC	19			
25-Mar	13-2503058	Fire Alarm Act., False, 205 N Fowler St First Methodist	11			
26-Mar	13-2603059	Fire Alarm Act., False, 1200 N Main St. K-Mart	13			
26-Mar	13-2603060	Structure Fire, Garage, Rear of 2508 West Street		15		
27-Mar		Training/Classroom, S-190 and Fire Shelter Deployment	4	5		
27-Mar		Work Night	8	7		
28-Mar	13-2803061	Fire Alarm, Unintentional, 396 East Pine St. Sterling Heights	5			
30-Mar		Training/Live Fire, Wildland Firefighting	12	11		
30-Mar	13-3003062	Water Removal, 296 Pinon Street		16		
31-Mar	13-3103063	Brush Fire, Hwy 396 Just South of Pleasant Valley Road				17

19

**Total Responding Personnel**

City	135
District	222
Contract	59
Other	108

**Totals Calls**

5
5
3
6
<u>19</u>

2j

## Sewer Fund Monthly Balances 2012/2013

		End Previous	Change		
<b>Start of Year Combined</b>		\$ 720,361.67	\$ 720,361.67	\$ -	
Non capital (6 months)		\$ 280,300.00		\$ (280,300.00) Audit reconcile	
Capital		\$ 440,061.67		\$ (440,061.67) Audit reconcile	
		Start Balance	Expend	Revenue	End Balance
July	Combined	\$ 720,361.67	\$ 52,253.81	\$ 355,822.29	\$ 1,023,930.15
	Non Capital	\$ 280,300.00	\$ 52,253.81	\$ 209,935.15	\$ 437,981.34
	Capital	\$ 440,061.67	\$ -	\$ 145,887.14	\$ 585,948.81
August	Combined	\$ 1,023,930.15	\$ 79,271.79	\$ 89,480.84	\$ 1,034,139.20
	Non Capital	\$ 437,981.34	\$ 68,888.09	\$ 52,793.70	\$ 421,886.95
	Capital	\$ 585,948.81	\$ 10,383.70	\$ 36,687.14	\$ 612,252.25
September	Combined	\$ 1,034,139.20	\$ 68,285.63	\$ 70,631.93	\$ 1,036,485.50
	Non Capital	\$ 421,886.95	\$ 55,860.79	\$ 41,672.84	\$ 407,699.00
	Capital	\$ 612,252.25	\$ 12,424.84	\$ 28,959.09	\$ 628,786.50
October	Combined	\$ 1,059,337.17	\$ 55,447.58	\$ 61,180.49	\$ 1,065,070.08
	Non Capital	\$ 407,699.00	\$ 55,447.58	\$ 36,096.49	\$ 388,347.90
	Capital	\$ 628,786.50	\$ -	\$ 25,084.00	\$ 653,870.51
November	Combined	\$ 1,065,070.08	\$ 285,569.05	\$ 64,378.11	\$ 843,879.14
	Non Capital	\$ 388,347.90	\$ 64,691.97	\$ 37,983.08	\$ 361,639.02
	Capital	\$ 653,870.51	\$ 220,877.08	\$ 26,395.03	\$ 459,388.45
December	Combined	\$ 843,879.14	\$ 118,340.45	\$ 57,166.22	\$ 782,704.91
	Non Capital	\$ 361,639.02	\$ 54,781.35	\$ 33,728.07	\$ 340,585.74
	Capital	\$ 459,388.45	\$ 63,559.10	\$ 23,438.15	\$ 419,267.50
January	Combined	\$ 782,660.79	\$ 65,196.87	\$ 64,922.49	\$ 782,386.41
	Non Capital	\$ 340,585.74	\$ 59,835.50	\$ 38,304.27	\$ 319,054.51
	Capital	\$ 419,267.50	\$ 5,361.37	\$ 26,618.22	\$ 440,524.35
February	Combined	\$ 782,386.41	\$ 51,116.62	\$ 62,309.03	\$ 793,578.82
	Non Capital	\$ 319,054.51	\$ 50,370.75	\$ 36,762.33	\$ 305,446.09
	Capital	\$ 440,524.35	\$ 745.87	\$ 25,546.70	\$ 465,325.18
March	Combined	\$ 793,493.19	\$ 70,146.89	\$ 61,035.86	\$ 784,382.16
	Non Capital	\$ 305,446.09	\$ 59,943.16	\$ 36,011.16	\$ 281,514.08
	Capital	\$ 465,325.18	\$ 10,203.73	\$ 25,024.70	\$ 480,146.16
April	Combined	\$ 784,382.16	\$ -	\$ -	\$ 784,382.16
	Non Capital	\$ 281,514.08	\$ -	\$ -	\$ 281,514.08
	Capital	\$ 480,146.16	\$ -	\$ -	\$ 480,146.16
May	Combined	\$ 784,382.16	\$ -	\$ -	\$ 784,382.16
	Non Capital	\$ 281,514.08	\$ -	\$ -	\$ 281,514.08
	Capital	\$ 480,146.16	\$ -	\$ -	\$ 480,146.16
June	Combined	\$ 784,382.16	\$ -	\$ -	\$ 784,382.16
	Non Capital	\$ 281,514.08	\$ -	\$ -	\$ 281,514.08
	Capital	\$ 480,146.16	\$ -	\$ -	\$ 480,146.16
<b>End of Year Combined</b>					
Capital %				41%	

## Water Funds Monthly Balances 2012/2013

		End Previous	Change		
<b>Start of Year Combined</b>		\$ 1,082,078.11	\$ 1,082,078.11	\$ -	
Non capital (6 months)		\$ 311,940.00		\$ (311,940.00) Audit reconcile	
Capital		\$ 770,138.11		\$ (770,138.11) Audit reconcile	
		Start Balance	Expend	Revenue	End Balance
July	Combined	\$ 1,082,078.11	\$ 141,501.81	\$ 383,358.07	\$ 1,323,934.37
	Non Capital	\$ 311,940.00	\$ 141,501.81	\$ 237,682.00	\$ 408,120.19
	Capital	\$ 770,138.11	\$ -	\$ 145,676.07	\$ 915,814.18
August	Combined	\$ 1,323,934.37	\$ 72,468.66	\$ 91,872.88	\$ 1,343,338.59
	Non Capital	\$ 408,120.19	\$ 68,873.25	\$ 56,961.19	\$ 396,208.13
	Capital	\$ 915,814.18	\$ 3,595.41	\$ 34,911.69	\$ 947,130.46
September	Combined	\$ 1,343,338.59	\$ 93,208.54	\$ 74,308.43	\$ 1,324,438.48
	Non Capital	\$ 396,208.13	\$ 86,512.61	\$ 46,071.23	\$ 355,766.75
	Capital	\$ 947,130.46	\$ 6,695.93	\$ 28,237.20	\$ 968,671.73
October	Combined	\$ 1,347,834.23	\$ 62,145.99	\$ 65,933.52	\$ 1,351,621.76
	Non Capital	\$ 355,766.75	\$ 56,806.31	\$ 40,878.78	\$ 339,839.22
	Capital	\$ 968,671.73	\$ 5,339.68	\$ 25,054.74	\$ 988,386.79
November	Combined	\$ 1,351,621.76	\$ 59,239.88	\$ 67,314.91	\$ 1,359,696.79
	Non Capital	\$ 339,839.22	\$ 57,472.05	\$ 41,735.24	\$ 324,102.41
	Capital	\$ 988,386.79	\$ 1,767.83	\$ 25,579.67	\$ 1,012,198.63
December	Combined	\$ 1,359,696.79	\$ 53,599.72	\$ 62,518.56	\$ 1,368,615.63
	Non Capital	\$ 324,102.41	\$ 52,924.72	\$ 38,761.51	\$ 309,939.20
	Capital	\$ 1,012,198.63	\$ 675.00	\$ 23,757.05	\$ 1,035,280.68
January	Combined	\$ 1,367,963.54	\$ 66,265.57	\$ 67,265.37	\$ 1,368,963.34
	Non Capital	\$ 309,939.20	\$ 64,466.69	\$ 41,704.53	\$ 287,177.04
	Capital	\$ 1,035,280.68	\$ 1,798.88	\$ 25,560.84	\$ 1,059,042.64
February	Combined	\$ 1,368,963.34	\$ 49,786.62	\$ 64,926.12	\$ 1,384,102.84
	Non Capital	\$ 287,177.04	\$ 49,786.62	\$ 40,254.19	\$ 277,644.61
	Capital	\$ 1,059,042.64	\$ -	\$ 24,671.93	\$ 1,083,714.57
March	Combined	\$ 1,384,003.47	\$ 95,743.86	\$ 64,433.87	\$ 1,352,693.48
	Non Capital	\$ 277,644.61	\$ 82,942.35	\$ 39,949.00	\$ 234,651.26
	Capital	\$ 1,083,714.57	\$ 12,801.51	\$ 24,484.87	\$ 1,095,397.93
April	Combined	\$ 1,352,693.48	\$ -	\$ -	\$ 1,352,693.48
	Non Capital	\$ 234,651.26	\$ -	\$ -	\$ 234,651.26
	Capital	\$ 1,095,397.93	\$ -	\$ -	\$ 1,095,397.93
May	Combined	\$ 1,352,693.48	\$ -	\$ -	\$ 1,352,693.48
	Non Capital	\$ 234,651.26	\$ -	\$ -	\$ 234,651.26
	Capital	\$ 1,095,397.93	\$ -	\$ -	\$ 1,095,397.93
June	Combined	\$ 1,352,693.48	\$ -	\$ -	\$ 1,352,693.48
	Non Capital	\$ 234,651.26	\$ -	\$ -	\$ 234,651.26
	Capital	\$ 1,095,397.93	\$ -	\$ -	\$ 1,095,397.93
<b>End of Year Combined</b>					
Capital %				38%	



# CITY OF BISHOP

377 West Line Street - Bishop, California 93514  
Post Office Box 1236 - Bishop, California 93515  
760-873-8458 publicworks@ca-bishop.us  
www.ca-bishop.us/CityofBishopPublicWorks.htm

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## Department of Public Works Building Permits Issued 3/2013

Date	Owner/Location/Contractor	Short Description	Value	SMIP	Rev Fund
<b>Commercial</b>					
3/1/2013	Gillespie Distributing 486 East Line Street Jarvis Construction	cool box	\$10,000.00	\$2.10	\$1.00
3/1/2013	Amerigas Propane 1230 North Main Street RB Construction	tenant improvements	\$15,800.00	\$3.32	\$1.00
3/1/2013	Schat's Bakkerly 763 North Main Street Norman Bird & Sons Construct	tenant improvements	\$25,000.00	\$5.25	\$1.00
3/1/2013	Candice Kile 177 Academy Avenue owner	sign	\$500.00	\$0.50	\$1.00
3/14/2013	Stephen Ingram 180 Home Street Berger Electric	meter panel	\$1,500.00		
		<b>Commercial Totals</b>	<b>\$52,800.00</b>	<b>\$11.17</b>	<b>\$4.00</b>
<b>Residential</b>					
3/18/2013	Bobby Tharp / John Hall 350 East Line Street A-L Clean Sweep Ltd.	heating appliance replacement	\$44,400.00		
3/1/2013	Ron & Janice Scandrett 611 Keough Street Jensen Construction	re roof	\$6,000.00	\$0.60	\$1.00
3/6/2013	Robert & Valerie Behrent 563 North Fowler Street Masala Construction	bathroom remodel	\$12,000.00	\$1.20	\$1.00
3/13/2013	Lacey Greene 312 Short Street High Country Lumber, Inc	Install Freestanding Vermont Casting Encore Woodstove into Fireplace	\$4,300.00		

Date	Owner/Location/Contractor	Short Description	Value	SMIP	Rev Fund
3/14/2013	Holly Tatum 787 West Elm St High Country Lumber, Inc	fire insert	\$3,529.00		
3/14/2013	Kim Cash-Miller 651 Keough Street High Country Lumber, Inc	Install Pellet Stove Insert	\$3,105.40		
3/18/2013	Francie Avitia 162 South Third Street High Country Lumber, Inc	Install Fire Pellet Stove insert	\$4,800.00		
3/1/2013	Patsy Schley 212 Sneden Street owner	tenant improvements	\$6,500.00	\$0.65	\$1.00
3/18/2013	Karolyn Nelson 774 Grove Street Clean Sweep Ltd.	heating appliance replacement	\$3,700.00		
3/28/2013	Janet Guglielmino 425 Grove Street G. Batchelder Enterprises, Inc	heating system	\$4,167.88		
3/18/2013	Craig Clark 237 Grove Street	porch cover	\$500.00	\$0.50	\$1.00
3/18/2013	Jim & Eve Allen 750 Grove Street Sierra Stove Service	wood burning stove	\$3,700.00		
3/18/2013	Denise Morrill 562 May Street Sierra Stove Service	wood burning stove	\$3,776.00		
3/20/2013	Willis Stewart 192 Sneden Street High Country Lumber, Inc	Install Freestanding Quadra Fire 3100 wood stove	\$3,293.00		
3/21/2013	Holland & Carol Nichols 375 East South Street High Country Lumber, Inc	Wood stove	\$2,814.00		
3/21/2013	Jon Patzer 730 & 736A Keough Street Clean Sweep Ltd.	heating appliance replacement	\$7,400.00		

Date	Owner/Location/Contractor	Short Description	Value	SMIP	Rev Fund
3/25/2013	Linda Gillespie 458 Clarke Street Sierra Stove Service	wood burning insert	\$3,600.00		
3/25/2013	Noe Gadea 667 West Yaney Street Sierra Stove Service	wood burning insert	\$3,700.00		
3/25/2013	Jeff & Kathy Buss 150 South Third Street Sierra Stove Service	wood burning insert	\$3,600.00		
3/25/2013	Freeman Trust / Jeanne Hobbs 769 West Elm Street Sierra Stove Service	wood burning insert	\$4,300.00		
3/25/2013	West Katzenstein Trust 557 Sierra Street G. Batchelder Enterprises, Inc.	heating system	\$4,196.91		
3/26/2013	Nathaniel Derr 631 West Pine Street John Musch Plumbing	replace sewer lateral	\$1,500.00		
3/18/2013	Karolyn Nelson 193 South Third Street Clean Sweep Ltd.	heating appliance replacement	\$3,700.00		
<b>Residential Totals</b>			<b>\$138,582.19</b>	<b>\$2.95</b>	<b>\$4.00</b>

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

**SUBJECT:** PUBLIC HEARING – CITY FEES AND CHARGES FY 2013-2014

**DATE:** APRIL 8, 2013

**Attachments:**

- Resolution No. 13-03 amending and restating certain fees and charges
- Finance/Administration and Planning/Building/Public Works/Water and Sewer – staff memos on potential fee changes
- Notice of Public Hearing

**BACKGROUND/SUMMARY:**

Each year all departments are requested to review fees and charges to determine if they cover the full costs reasonably borne for providing those services.

As part of the process, holding a public hearing and providing proposed changes to the public are required by Chapter 3.22 of the Bishop Municipal Code.

Proposed changes for Fiscal Year 2013-2014 were submitted by the Finance Department and the Public Works/Planning Department.

Another public hearing is scheduled for the April 22<sup>nd</sup> Council meeting. At the second meeting in April the resolution amending and restating certain fees and charges for City services will be presented for review and adoption in order for the changes to be effective July 1, 2013.

**RECOMMENDATION:**

Review the information and hold the public hearing to hear and consider citizen input on amending and restating fees and charges for City services.

## **RESOLUTION NO. 13-03**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, AMENDING AND RESTATING CERTAIN FEES AND CHARGES FOR CITY SERVICES**

WHEREAS, the City of Bishop has conducted an extensive and exhaustive analysis of its services, the costs reasonably borne of providing those services, the beneficiaries of those services, and the revenues produced by those paying fees and charges for special services; and

WHEREAS, the City wishes to comply with both the letter and the spirit of Article XIII B of the California Constitution and limit the growth of taxes; and

WHEREAS, the City desires to establish a policy of recovering the full costs reasonably borne of providing special services of a voluntary and limited nature, such that general taxes are not diverted from general services of a broad nature and thereby utilized to subsidize unfairly and inequitably such services; and

WHEREAS, heretofore the City Council adopted Ordinance No. 479 establishing its policy as to the recovery of costs reasonably borne to be recovered from users of City services; adopted Ordinance No. 538 updating Section 3.22.040 Schedule of fees and service charges; and directed staff as to the methodology for implementing said Ordinances; and

WHEREAS, the specific fees to be charged for services must be adopted by the City Council by Resolution, after providing notice and holding a public hearing; and

WHEREAS, a schedule of fees and charges to be paid by those requesting such special services must be adopted so that the City might carry into effect its policies; and

WHEREAS, it is the intention of the City Council to develop a revised schedule of fees and charges based on the City's budget and projected costs reasonably borne; and

WHEREAS, pursuant to California Government Code § 66016 the required information on proposed new or increased fees or services charges was provided by mail and available for general public review as required by state law and Bishop Municipal Code Section 3.22.060; and

WHEREAS, all requirements of law are hereby found to have been complied with;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BISHOP finds after considering the evidence presented, that the fees imposed hereby do not exceed the City's costs reasonably borne.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BISHOP DOES RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. FEE SCHEDULE ADOPTION. The following schedule of fees and charges are hereby directed to be computed by and applied by the various City departments, and to be collected by the appropriate department or the City Finance Department for the herein listed special services when provided by the City or its designated contractors.

SECTION 2. SEPARATE FEE FOR EACH PROCESS. All fees set by this resolution are for each identified process; additional fees shall be required for each additional process or service that is requested or required. Where fees are indicated on a per-unit-of-measurement basis, the fee is for each identified unit or portion thereof within the indicated ranges of such units.

SECTION 3. FEES. The fees shall be charged and collected for the enumerated services as indicated in Exhibit "A".

SECTION 4. INTERPRETATIONS. This Resolution may be interpreted by the several City department heads in consultation with the City Administrator; should there be a conflict between two fees, then the lower in dollar amount of the two shall be applied.

SECTION 5. CONSTITUTIONALITY. If any portion of this Resolution is declared invalid or unconstitutional then it is the intention of the City Council to have passed the entire Resolution and all its component parts, and all other sections of this Resolution shall remain in full force and effect.

SECTION 6. REPEALER. All resolutions and other actions of the City Council in conflict with the contents of this Resolution are hereby repealed.

SECTION 7. EFFECTIVE DATE. This Resolution shall go into full force and effect immediately. Pursuant to Bishop Municipal Code Section 3.22.040 B, fees and charges will be effective in sixty (60) days after adoption and execution of an executive order by the City Administrator and no written appeal has been filed. The fees and charges will be effective July 1, 2013.

PASSED, APPROVED AND ADOPTED this 22nd day of April 2013.

\_\_\_\_\_  
LAURA SMITH, MAYOR

ATTEST: Keith Caldwell, City Clerk

By: \_\_\_\_\_  
Robin Picken, Assistant City Clerk

EXHIBIT "A"

CITY OF BISHOP FEES AND CHARGES  
FISCAL YEAR 2012-2013

**ADMINISTRATION & FINANCE SERVICES**

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
AF-1	New/Moved Business Application Process	-0-
AF-2	Business License Fees	
	Four Employees or less and not otherwise specified	\$41.00 annually
	Five Employees, less than ten, and not otherwise specified	\$121.00 annually
	Ten Employees or more and not otherwise specified	\$201.00 annually
	Having no Fixed or Permanent Residence in City which conducts business daily in the City	\$51.00 annually per vehicle/or person
	Having no Fixed or Permanent Residence in City which does not conduct business daily in the City	\$51.00 daily or \$400.00 annually each vehicle/or person
	Amusements Generally	\$201.00 annually
	Bowling Alleys	\$41.00 annually per alley
	Public Dancing	\$201.00 annually
	Circuses, Carnivals, etc.	\$51.00 per day
	Contractors and Subcontractors	\$101.00 annually
	Itinerant Locksmiths, Tool Sharpeners, etc.	\$3.50 per day or \$101.00 annually
	Pool Halls, Social Clubs, etc.	\$17.00 annually each pool table and \$101.00 annually for each card table
	Professions	\$41.00 annually
	Sound Trucks, Loud Speakers with permanent place of business in City	\$101.00 annually
	Out of City	\$13.50 per day or \$200.00 annually
AF-3	Bingo Fees	\$15.00 annually
AF-4	New T.O.T. Registration Certificate	-0-
AF-5	Returned Check (NSF) Processing/Charge Back Fee	\$25.00 each
AF-6	Printed Materials/Map Production Sale	\$1.00 page
AF-7	Document Certification/Copying	\$.25 page
AF-8	Records Research Service	Actual Cost
AF-9	City Code and Zoning Code Update	-0-
AF-10	Agenda/Minutes Mailing Service	-0-
AF-11	City Meeting Recording Copies	Actual Cost

**COMMUNITY SERVICES**

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
CS-1	Auditorium Rental	\$50.00 First 4 hours \$10.00/hour each additional hour
CS-2	Council Chambers Rental	\$75.00 First 4 hours \$15.00/hour each additional hour
CS-3	Conference Room Rental	\$35.00 First 4 hours \$5.00/hour each additional hour
CS-4	Outside Grounds Rental (Set up, Clean up, Supplies & Service)	Actual Cost
CS-5	Community Center Development Impact Fees	-0-

**PARKS AND RECREATION**

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
PR-1	Softball Lights	\$20.00 an hour
PR-2	Tennis Lights	\$4.00 per hour/tokens \$5.00 hour/time clock
PR-3	Softball/Baseball Field	\$25.00 per field
PR-4	Tennis Courts	-0-
PR-5	League Play	Actual Cost
PR-6	Pool Rental	\$50.00 hour/plus cost of aquatic personnel
PR-7	Swim Classes Individual Lesson	\$35.00 for 8 sessions Actual Cost
PR-8	Public Swim – Youth	\$3.00 \$25.00 – 10 Passes
	Public Swim – Adult	\$5.00 \$20.00 – 5 Passes
	Public Swim – Family Pass	\$42.00 – 18 passes
	Public Swim/Lap (unlimited use) – Adult	\$5.00 - Season Pass \$120.00
	Public Swim – Showers	\$5.00 day
PR-9	Contract Classes	Actual Cost
PR-10	Special City Sponsored Recreation Activities	Actual Cost
PR-11	Set up/Clean up Services (Electrical Tables, Etc.)	Actual Cost
PR-12	City Park Vendor/Exhibitor Fees/Mule Days	\$20.00 per space \$45.00 camp space
	City Park Vendor/Exhibitor Fees/Labor Day	\$10.00 per space \$45.00 camp space
PR-13	Park Development Impact Fees	-0-

**PUBLIC SAFETY**

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
PS-1	Check Collection Fee	\$25.00
PS-2	Impound Fee	\$125.00
PS-3	Fingerprints Rolling either by paper and ink; or electronic Live Scan	\$25.00
PS-4	Report Copying – Accident Report Report Copying – Other Reports	\$20.00 \$20.00
PS-5	Booking Fees	\$130.00
PS-6	Repossession Processing	\$15.00
PS-7	Parking Fines pursuant to Bishop Municipal Code Title 10 – Vehicles and Traffic Chapter 10.28 Sections 10.28.020 -10.28.200	\$30.00 each violation
PS-8	Handicapped Parking Violations	\$255.00
PS-9	Burning Permit Fee	-0-
PS-10	Plan and Site Review for Flammable or Combustible Liquid Storage	-0-
PS-11	Building Inspection for Fire and Life Safety	-0-
PS-12	Fireworks and Pyrotechnic Special Effects Permit Fee	-0-
PS-13	Building and Site Plan Check	-0-
PS-14	Public Safety Development Impact Fees	-0-
PS-15	Criminal History Check Pursuant to California Family Code 6306	\$10.00

**PUBLIC WORKS**

**Planning Fees**

The fee shall be as described in the following table unless the actual cost is greater. If the actual cost is greater, the fee shall be the actual cost.

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
PL-1	Zone Change Review	\$1,500
PL-2	Variance Review	\$1,500
PL-3	Zone Ordinance Amendment Review	\$1,500
PL-4	Appeals	\$300
PL-5	Use Permit Review and Process	\$1,500
PL-6	Specific Plan Review	\$1,500
PL-7	General Plan Amendment	\$1,500
PL-8	Categorical Exemption	\$120
PL-9	Negative Declaration Review and Process	\$1,500
PL-10	EIR Staff Review	\$2,500
PL-11	Time Extension Review	\$500

PL-12	Tentative Parcel Map Review	\$2,000
PL-13	Tentative Tract Map Review	\$2,500
PL-14	Final Parcel Map Review	\$2,000
PL-15	Final Tract Map Review	\$2,500
PL-16	Certificate of Compliance	\$1,000
PL-17	Lot Line Adjustment Review	\$1,000

**Building Fees**

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
BL-1	Building Permits	See Below
BL-2	Residential SMIP Commercial SMIP	0.010% of Value 0.021% of Value
BL-3	Building Standards Revolving Fund (BSASRF)	\$1.00 for each \$25,000 or portion

1. State-Mandated Strong Motion Instrumentation Program (SMIP) and Building Standards Administration Special Revolving Fund (BSASRF) fees do not apply to electrical, mechanical and plumbing work permitted independent of building work.
2. Permits, inspection, and related fees for demolition, grading, building, plumbing, mechanical and electrical shall be the sum of a \$60 administration fee, a valuation fee, and a plan check fee, if required.
3. The valuation fee shall be as described in the following table unless the actual cost is greater. If the actual cost is greater, the valuation fee shall be the actual cost.

Total Valuation	Fee
\$1 to \$500	\$23.50
\$500 to \$2,000	\$23.50 for the first \$500 plus \$3.05 for each additional \$100, or fraction thereof, to and including \$2,000
\$2,001 to \$25,000	\$69.25 for the first \$2,000 plus \$14.00 for each additional \$1,000, or fraction thereof, to and including \$25,000
\$25,001 to \$50,000	\$391.25 for the first \$25,000 plus \$10.10 for each additional \$1,000, or fraction thereof, to and including \$50,000
\$50,001 to \$100,000	\$643.75 for the first \$50,000 plus \$7.00 for each additional \$1,000, or fraction thereof, to and including \$100,000
\$100,001 to \$500,000	\$993.75 for the first \$100,000 plus \$5.60 for each additional \$1,000, or fraction thereof, to and including \$500,000
\$500,001 to \$1,000,000	\$3,233.75 for the first \$500,000 plus \$4.75 for each additional \$1,000, or fraction thereof, to and including \$1,000,000
\$1,000,001 and up	\$5,608.75 for the first \$1,000,000 plus \$3.15 for each additional \$1,000, or fraction thereof

4. Except as provided below, total valuation shall be determined using International Code Council (ICC) Building Valuation Data current on the permit issue date with a regional modifier of 0.97.
5. For additions, remodels, tenant improvements, reroofing, and for electrical, mechanical, and plumbing done independent of building work, total valuation shall be provided by applicant or determined using standard construction estimating practices.

6. The plan check fee, when required, shall be 65% of the valuation fee unless the actual cost is greater. If the actual cost is greater, the plan check fee shall be the actual cost.
7. Investigation permitting of unpermitted work shall be charged at two times the cost of the permit had the work been properly permitted.
8. Fees for solar work shall be actual cost.
9. Actual cost shall include additional cost of re-inspection.
10. Actual cost for work outside of normal business hours shall be based on 2 hours minimum.

**General Public Works Fees**

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
PW-1	Snow Removal	Not used
PW-2	Administration and Abatement of Weeds and Refuse	Actual Cost
PW-3	Right of Way Abandonment Request Process	Actual Cost
PW-4	Street Sweeping	Actual Cost
PW-5	Water, Sewer, and Storm Drain Maintenance	Actual Cost
PW-6	Street Maintenance	Actual Cost
PW-7	Large Format Plots and Maps	Actual Cost
PW-8	Encroachment Permit for other than construction	Actual Cost
PW-9	Encroachment Permit for construction 1. \$50,000 or less of work 2. More than \$50,000 work	0.5%, \$20 minimum \$250 plus 0.1%

<There is no PW-10>

**Water and Sewer Fees**

**Definitions:** For the purposes of water and sewer fees:

1. "Account" is a financial designation that usually equates to one water and one sewer service connection to one dwelling, premises, or customer and is used in accounting and billing.
2. "Bar" means bar with alcoholic beverage license.
3. "Dwelling" means a place of residence with a connection for water service to the city water system.
4. "Hotel," shall include "motels," "rooming houses," "boarding houses," "lodging houses" and "guest homes" and shall be as defined in the Health and Safety Code of the state. Hotel fees include fees for any hotel laundry facility used solely by employees for hotel linen.
5. "Island" means one or two fuel dispensing positions usually with a choice of fuels dispensed from one or more hoses and associated with a public restroom. Fueling satellites controlled from an island are considered part of that island.
6. "Manager's quarters" means a room or apartment occupied and used exclusively by the manager of a hotel, rooming house, motel, mobile home park, trailer park or recreational trailer park.

7. "Mobile home park," "trailer park" and "recreational trailer park" shall be defined as defined in the Health and Safety Code of the state.
8. "Multiple family residence" includes condominiums; apartment houses; mobile homes; and recreational vehicles and trailers in parks.
9. "Premises" means a lot, parcel of land, building or establishment.
10. "Restaurant" does not include hospital food service.
11. "Seat" means number of permitted seats or actual seats, whichever is greater.
12. "EDU" means Equivalent Dwelling Unit and relates various water and sewer fees to those for a single family residence.

**Monthly Water and Sewer Fees**

The minimum fees for any account equate to fees for 1 EDU. For non-residential uses not listed, fees shall equate to 1 EDU per toilet or equivalent.

**THESE FEES WILL BE EFFECTIVE JULY 1, 2012**

Description	EDU		Per	Monthly Fee	
	Water	Sewer		Water (WA-1)	Sewer (SW-1)
Single Family Residence	1	1	Each	\$34.00	\$29.30
Multiple Family Residence	0.8	0.8	Unit	\$27.20	\$23.44
Church*	1	1	Each	\$34.00	\$28.24
Church Recreation Hall*	1	1	Each	\$34.00	\$28.24
Hospital*	1/3	1/3	Bed	\$11.33	\$9.77
Convalescent Home	1/3	1/3	Bed	\$11.33	\$9.77
Lodge or Meeting Hall*	1	1	Each	\$34.00	\$28.24
Hall Bar*	1	1	Each	\$34.00	\$28.24
Public School	0.04	0.04	Student	\$1.36	\$1.05
Other School	0.032	0.032	Student	\$1.09	\$0.84
Fairgrounds	7	7	Each	\$238.00	\$197.68
Gas Station*	0.4	1.90	Island	\$13.60	\$55.67
Self Serve Car Wash*	3	3	Stall	\$102.00	\$64.97
Beauty or Barber Shop	1	1	Each	\$34.00	\$29.30
Bar*	0.08	0.08	Seat	\$2.72	\$2.34
Hotel Manager's Quarters*	1	1	Each	\$34.00	\$29.30
Hotel Room*	0.25	0.48	Each	\$8.50	\$14.06
Laundry* (see Hotel definition)	3	3	Each	\$102.00	\$87.90
Laundromat*	0.8	0.8	Washer	\$27.20	\$21.74
Restaurant*	0.10	0.10	Seat	\$3.40	\$2.93
Trailer Dump Facility*	2	2	Each	\$68.00	\$58.60

\*These fees are additive for each account

**One Time Water and Sewer Fees**

NO.	TITLE/DESCRIPTION	RECOMMENDED CHARGES
WA-2	Water Service Permit	\$50
WA-3	Water Service Construction Main to Curb Stop	Actual Cost
WA-4	Water Backflow Preventers Test	Actual Cost
WA-5	Water Development Impact Fees	\$2,000 per EDU
WA-6	Water Valve Box for Curb Stop Valve	\$0
SW-2	Sewer Service Permit	\$50
SW-3	Sewer Service Construction Main to Property	Actual Cost
SW-4	Sewer Grease Interceptor Inspection	Actual Cost
SW-5	Sewer Development Impact Fee	\$2,000 per EDU

TO: City Council

FROM: Cheryl Solesbee, Assistant Finance Director *CS*

SUBJECT: **FEES AND CHARGES FOR CITY SERVICES**

DATE: January 23, 2013

On September 19, 2012, Governor Brown signed Senate Bill (SB) 1186 into law that adds \$1.00 to business license fees and similar instruments. These fees will be used to increase the number of Certified Access Specialists (CASP), to reduce the cost to the applicant of CASp testing and certification, and to strengthen the CASp program.

This bill specifies that any person(s) applying for a local business license, or equivalent instrument, or permit, and any applicant for the renewal of a business license, or equivalent instrument, or permit, beginning January 1, 2013 and until December 31, 2018, shall pay an additional fee of one dollar (\$1) which shall be collected by the city or county that issued the business license, instrument, or permit.

SB1186 enables the city or county to retain 70 percent of the fees collected under this section to be used to fund increased CASp services in that jurisdiction for the public and to facilitate compliance with construction-related accessibility requirements. The remaining 30 percent of all fees that will be collected under this section shall be transmitted on a quarterly basis to the Division of the State Architect (DSA) for deposit in the Disability Access and Education Revolving Fund.

**RECOMMENDATION:**

To approve the State mandated fee charge of one dollar (\$1) to be collected by the city on all new business license applications and renewals beginning January 1, 2013 thru December 31, 2018.



## **DSA BULLETIN 12-04**

**Issued:** November 28, 2012

**To:** All City, County, and City and County Jurisdictions

**From:** Division of the State Architect  
Department of General Services  
State of California

**SUBJECT:** Chapter 383, Statutes of 2012, **SB 1186 (Steinberg)**

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On September 19, 2012, Governor Brown signed Senate Bill (SB) 1186 into law that adds \$1 to business license fees and similar instruments. These fees will be used to increase the number of Certified Access Specialists (CASP), to reduce the cost to the applicant of CASP testing and certification, and to strengthen the CASP program.

This bill specifies that any person(s) applying for a local business license, or equivalent instrument, or permit, and any applicant for the renewal of a business license, or equivalent instrument, or permit, beginning January 1, 2013 and until December 31, 2018, shall pay an additional fee of one dollar (\$1) which shall be collect by the city, county, or city and county that issued the business license, instrument, or permit.

SB 1186 enables the city, county, or city and county to retain 70 percent of the fees collected under this section to be used to fund increased CASp services in that jurisdiction for the public and to facilitate compliance with construction-related accessibility requirements. The remaining 30 percent of all fees that will be collected under this section shall be transmitted on a quarterly basis to the Division of the State Architect (DSA) for deposit in the Disability Access and Education Revolving Fund. DSA will utilize these funds to establish and maintain oversight of the CASp program, to moderate the expense of CASp certification and testing and to increase outreach efforts and to develop educational resources.

Cities, counties or city and county must transmit these funds to DSA within 15 days of the last day of the each fiscal quarter. The attached Disability Access and Education Fee Report, form (DSA- 786), must be included with your remittance. This form is also posted on the Division of the State Architect's website at <http://www.dgs.ca.gov/dsa/Forms.aspx>.

As a reminder, funds for the quarter ending March 31, 2013 are due to DSA by April 15, 2013.

If you have any questions concerning this bulletin, please contact Diane Calkins, DSA Fiscal Manager, at (916) 323-5678.



**To:** Robin Picken, Assistant City Clerk  
**From:** David Grah, Director of Public Works  
**Subject:** Public Works 2013/2014 Fees and Charges Update  
**Date:** 25 February 2013

**General:**

This memo presents the proposed 2013/2014 fiscal year fee and charges update for Public Works.

Public Works proposes the updates to fees and charges for the 2013/2014 fiscal year as described below and in the attachments. Water and sewer fees are also updated in accordance with the 2008 rate review. A related Department Executive Order is also attached.

**Planning:**

There was a clerical error in the fee for Variance Review, PL-2, for the current fiscal year. The fee should be \$1,500.

**Building:**

New state law does not allow fees for permits for solar installations to be based on value. The fee is updated to be the actual cost of issuing and inspecting the work.

**Miscellaneous Public Works:**

The terminology for two of the fees was made to be more uniform and the fee for a third made to be actual cost as are the other similar fees.

**Water and Sewer:**

Proposed Water and Sewer fees are from the 2008 Rate Review approved by the City Council.

**Attachments:**

1. Proposed Fee and Fee Language Update for Public Works
2. Related Department Executive Order

City of Bishop  
2013/2014 Fiscal Year Fee Revision  
Fee and Fee Language Update for Public Works

**Planning Fees**

The fee shall be as described in the following table unless the actual cost is greater. If the actual cost is greater, the fee shall be the actual cost.

	Description	Fee
PL-1	Zone Change Review	\$1,500
PL-2	Variance Review	\$1,500
PL-3	Zone Ordinance Amendment Review	\$1,500
PL-4	Appeals	\$300
PL-5	Use Permit Review and Process	\$1,500
PL-6	Specific Plan Review	\$1,500
PL-7	General Plan Amendment	\$1,500
PL-8	Categorical Exemption	\$120
PL-9	Negative Declaration Review and Process	\$1,500
PL-10	EIR Staff Review	\$2,500
PL-11	Time Extension Review	\$500
PL-12	Tentative Parcel Map Review	\$2,000
PL-13	Tentative Tract Map Review	\$2,500
PL-14	Final Parcel Map Review	\$2,000
PL-15	Final Tract Map Review	\$2,500
PL-16	Certificate of Compliance	\$1,000
PL-17	Lot Line Adjustment Review	\$1,000

**Building Fees**

	Description	Fee
BL-1	Building Permits	See below
BL-2	Residential SMIP Commercial SMIP	0.010% of value 0.021% of value
BL-3	Building Standards Revolving Fund (BSASRF)	\$1.00 for each \$25,000 or portion

1. State-mandated Strong Motion Instrumentation Program (SMIP) and Building Standards Administration Special Revolving Fund (BSASRF) fees do not apply to electrical, mechanical, and plumbing work permitted independent of building work
2. Permits, inspection, and related fees for demolition, grading, building, plumbing, mechanical and electrical shall be the sum of a \$60 administration fee, a valuation fee, and a plan check fee, if required.
3. The valuation fee shall be as described in the following table unless the actual cost is greater. If the actual cost is greater, the valuation fee shall be the actual cost.

Total Valuation	Fee
\$1 to \$500	\$23.50
\$500 to \$2,000	\$23.50 for the first \$500 plus \$3.05 for each additional \$100, or fraction thereof, to and including \$2,000
\$2,001 to \$25,000	\$69.25 for the first \$2,000 plus \$14.00 for each additional \$1,000, or fraction thereof, to and including \$25,000
\$25,001 to \$50,000	\$391.25 for the first \$25,000 plus \$10.10 for each additional \$1,000, or

City of Bishop  
2013/2014 Fiscal Year Fee Revision  
Fee and Fee Language Update for Public Works

	fraction thereof, to and including \$50,000
\$50,001 to \$100,000	\$643.75 for the first \$50,000 plus \$7.00 for each additional \$1,000, or fraction thereof, to and including \$100,000
\$100,001 to \$500,000	\$993.75 for the first \$100,000 plus \$5.60 for each additional \$1,000, or fraction thereof, to and including \$500,000
\$500,001 to \$1,000,000	\$3,233.75 for the first \$500,000 plus \$4.75 for each additional \$1,000, or fraction thereof, to and including \$1,000,000
\$1,000,001 and up	\$5,608.75 for the first \$1,000,000 plus \$3.15 for each additional \$1,000, or fraction thereof

4. Except as provided below, total valuation shall be determined using International Code Council (ICC) Building Valuation Data current on the permit issue date with a regional modifier of 0.97.
5. For additions, remodels, tenant improvements, reroofing, and for electrical, mechanical, and plumbing done independent of building work, total valuation shall be provided by applicant or determined using standard construction estimating practices.
6. The plan check fee, when required, shall be 65% of the valuation fee unless the actual cost is greater. If the actual cost is greater, the plan check fee shall be the actual cost.
7. Investigation permitting of un-permitted work shall be charged at 2 times the cost of the permit had the work been properly permitted.
8. Fees for solar work shall be actual cost.
9. Actual cost shall include additional cost of re-inspection.
10. Actual cost for work outside of normal business hours shall be based on 2 hours minimum.

**General Public Works Fees**

	Description	Fee
PW-1	Snow Removal	Not used
PW-2	Administration and Abatement of Weeds and Refuse	Actual Cost
PW-3	Right of Way Abandonment Request Process	Actual Cost
PW-4	Street Sweeping	Actual Cost
PW-5	Water, Sewer, and Storm Drain Maintenance	Actual Cost
PW-6	Street Maintenance	Actual Cost
PW-7	Large Format Plots and Maps	Actual Cost
PW-8	Encroachment Permit for other than construction	Actual Cost
PW-9	Encroachment Permit for construction 1. \$50,000 or less of work 2. More than \$50,000 work	0.5%, \$20 minimum \$250 plus 0.1%

<There is no PW-10>

**Water and Sewer Fees**

**Definitions:** For the purposes of water and sewer fees:

1. "Account" is a financial designation that usually equates to one water and one sewer service connection to one dwelling, premises, or customer and is used in accounting and billing.

City of Bishop  
2013/2014 Fiscal Year Fee Revision  
Fee and Fee Language Update for Public Works

2. "Bar" means bar with alcoholic beverage license.
3. "Dwelling" means a place of residence with a connection for water service to the city water system.
4. "Hotel," shall include "motels," "rooming houses," "boarding houses," "lodging houses" and "guest homes" and shall be as defined in the Health and Safety Code of the state. Hotel fees include fees for any hotel laundry facility used solely by employees for hotel linen.
5. "Island" means one or two fuel dispensing positions usually with a choice of fuels dispensed from one or more hoses and associated with a public restroom. Fueling satellites controlled from an island are considered part of that island.
6. "Manager's quarters" means a room or apartment occupied and used exclusively by the manager of a hotel, rooming house, motel, mobile home park, trailer park or recreational trailer park.
7. "Mobile home park," "trailer park" and "recreational trailer park" shall be defined as defined in the Health and Safety Code of the state.
8. "Multiple Family Residence" includes condominiums; apartment houses; mobile homes; and recreational vehicles and trailers in parks.
9. "Premises" means a lot, parcel of land, building or establishment.
10. "Restaurant" does not include hospital food service.
11. "Seat" means number of permitted seats or actual seats, whichever is greater.
12. "EDU" means Equivalent Dwelling Unit and relates various water and sewer fees to those for a single family residence.

**Monthly Water and Sewer Fees**

The minimum fees for any account equate to fees for 1 EDU. For non-residential uses not listed, fees shall equate to 1 EDU per toilet or equivalent.

Description	EDU		Per	Monthly Fee	
	Water	Sewer		Water (WA-1)	Sewer (SW-1)
Single Family Residence	1	1	Each	\$34.00	\$29.30
Multiple Family Residence	0.8	0.8	Unit	\$27.20	\$23.44
Church*	1	1	Each	\$34.00	\$28.24
Church Recreation Hall*	1	1	Each	\$34.00	\$28.24
Hospital*	1/3	1/3	Bed	\$11.33	\$9.77
Convalescent Home	1/3	1/3	Bed	\$11.33	\$9.77
Lodge or Meeting Hall*	1	1	Each	\$34.00	\$28.24
Hall Bar*	1	1	Each	\$34.00	\$28.24
Public School	0.04	0.04	Student	\$1.36	\$1.05
Other School	0.032	0.032	Student	\$1.09	\$0.84
Fairgrounds	7	7	Each	\$238.00	\$197.68
Gas Station*	0.4	1.90	Island	\$13.60	\$55.67
Self Serve Car Wash*	3	3	Stall	\$102.00	\$64.97

City of Bishop  
 2013/2014 Fiscal Year Fee Revision  
 Fee and Fee Language Update for Public Works

Beauty or Barber Shop	1	1	Each	\$34.00	\$29.30
Bar*	0.08	0.08	Seat	\$2.72	\$2.34
Hotel Manager's Quarters*	1	1	Each	\$34.00	\$29.30
Hotel Room*	0.25	0.48	Each	\$8.50	\$14.06
Laundry* (see Hotel definition)	3	3	Each	\$102.00	\$87.90
Laundromat*	0.8	0.8	Washer	\$27.20	\$21.74
Restaurant*	0.10	0.10	Seat	\$3.40	\$2.93
Trailer Dump Facility*	2	2	Each	\$68.00	\$58.60

\*These fees are additive for each account

**One Time Water and Sewer Fees**

	Description	Fee
WA-2	Water Service Permit	\$50
WA-3	Water Service Construction Main to Curb Stop	Actual Cost
WA-4	Water Backflow Preventers Test	Actual Cost
WA-5	Water Development Impact Fees	\$2,000 per EDU
WA-6	Water Valve Box for Curb Stop Valve	\$0
SW-2	Sewer Service Permit	\$50
SW-3	Sewer Service Construction Main to Property	Actual Cost
SW-4	Sewer Grease Interceptor Inspection	Actual Cost
SW-5	Sewer Development Impact Fee	\$2,000 per EDU

DEPARTMENT EXECUTIVE ORDER

FEE AND SERVICE CHARGE REVENUE / COST COMPARISON SYSTEM

I HEREBY STIPULATE that the department has complied with all provisions of the Bishop Municipal Code Chapter 3.22 Fee and Service Charge Revenue/Cost Comparison System in determining the fees and charges for city services for Fiscal Year 2013-2014.

It has been determined fees and charges for Public Works services do not exceed the costs reasonably borne.



\_\_\_\_\_  
Department Head Signature

Public Works  
\_\_\_\_\_  
Department

25 February 2013  
\_\_\_\_\_  
Date Submitting Proposed Changes

\_\_\_\_\_  
Keith Caldwell, City Administrator



**To:** Robin Picken, Assistant City Clerk  
**From:** Michele Thomas, Public Works Secretary  
**Subject:** Charge Back Fee – 2013/2014 Fees and Charges Update  
**Date:** 26 March 2013

**General:**

This memo presents the proposed 2013/2014 fiscal year fee and charges additional update for Administrative and Finance Services.

Administrative and Finance proposes the update to fees and charges for the 2013/2014 fiscal year to add updated language for AF-5 to include a Charge Back Fee in addition to NSF fees, both at \$25.00.

**Attachments:**

1. Proposed Fee and Fee Language Update for Administrative and Finance Services

City of Bishop  
2013/2014 Fiscal Year Fee Revision  
Fee and Fee Language Update

AF-5	Returned Check (NSF) Processing / Charge Back Fee	\$25.00
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**NOTICE OF PUBLIC HEARING  
CITY OF BISHOP FEES AND CHARGES**

NOTICE IS HEREBY GIVEN that the Bishop City Council will hold a public hearing at the regular meeting on Monday, April 8, 2013 at 7:00 p.m. in the City Council Chambers, 301 West Line Street, Bishop, to hear and consider citizen input on proposed amendments to fees and charges for city services established by resolution.

Departmental staff reports of the proposed increases in fees are available for public review at City Hall, 377 West Line Street, Bishop, California and the City's website at [www.ca-bishop.us](http://www.ca-bishop.us).

**PROPOSED INCREASES:**

Finance Department – Due to Senate Bill (SB) 1186, the State mandated fee charge of one dollar (\$1.00) is to be collected by the City on all new business license applications and renewals beginning January 1, 2013 through December 31, 2018.

Credit card payments that are stopped, cancelled, or returned will be charged a \$25.00 fee.

Public Works/Planning – Restructuring of the categories historically listed under Public Works will be separated under Planning, Building, Public Works, Water, and Sewer as appropriate. Increases in all categories have been proposed and would become effective July 1, 2013.

Water and Sewer Fees for 2013-2014 as adopted by the City Council on December 14, 2009 will be effective July 1, 2013.

Any persons wishing to comment are invited to attend said hearing, call the City Clerk's office at 760-873-5863, or send written comments to the City Council, 377 West Line Street, Bishop, California 93514 on or before the date of the said hearing.

Published: 3/28/13

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KCC*

SUBJECT: PUBLIC HEARING – PROPOSED ORDINANCE AMENDING THE CITY OF BISHOP ZONING ORDINANCE AND THE BISHOP MUNICIPAL CODE RESPECTING SUPPORTIVE AND TRANSITIONAL HOUSING

DATE: April 8, 2013

ATTACHMENTS: Public Hearing Notice

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**BACKGROUND/SUMMARY**

This public hearing will be to discuss the proposed ordinance amending the City of Bishop Zoning Ordinance and the Bishop Municipal Code respecting Supportive and Transitional Housing.

**RECOMMENDATION**

Hold the public hearing.

**CITY OF BISHOP  
NOTICE OF PUBLIC HEARING  
AND PROPOSED ADOPTION OF ZONING ORDINANCE  
RESPECTING SUPPORTIVE AND TRANSITIONAL HOUSING**

NOTICE IS HEREBY GIVEN that the Bishop City Council will hold a public hearing on Monday, April 8, 2013 at 7:00 p.m. in the City Council Chambers, 301 West Line Street, Bishop, California to hear and consider citizen input on a draft ordinance entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, ADDING SECTION 17.08.116 AND 17.08.117 TO CHAPTER 17.08 DEFINITIONS OF TITLE 17 ZONING OF THE BISHOP MUNICIPAL CODE; AND AMENDING CHAPTER 17.38 ES EMERGENCY SHELTER COMBINING DISTRICT AND ORDINANCE NO. 534 RESPECTING SUPPORTIVE AND TRANSITIONAL HOUSING"

The draft ordinance is intended to allow permitting of supportive housing and transitional housing developments in the ES Emergency Shelter Combining District.

Following the public hearing, the first reading of this proposed ordinance will be reviewed for introduction with the adoption of the ordinance scheduled for 7:00 p.m., Monday, April 22, in the Bishop City Chambers.

A copy of the full text of this ordinance is available for public inspection at City Hall, 377 West Line Street, Bishop. Any persons wishing to comment are invited to attend the public hearing or send written comments to the City Council, 377 West Line Street, Bishop, CA 93514 on or before the time of said hearing. Any questions can be directed to the Public Works Department at 760-873-8458.

Published: March 28, 2013

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KJC*

**SUBJECT:** Addendum to Adopted Negative Declaration – Emergency Shelter Combining Zoning Ordinance.

**DATE:** April 8, 2013

**Attachments:**

- Staff Memo
- Draft Addendum to a Negative Declaration / Initial Study Emergency Shelter Combining Zoning Ordinance

#### BACKGROUND/SUMMARY

Staff has provided background information regarding the adopted Negative Declaration for the Emergency Shelter Combining Zoning Ordinance and justification for the proposed amendment.

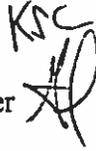
#### RECOMMENDATION

Council consideration to approve an Addendum to the adopted Negative Declaration for the Emergency Shelter Combining Zoning Ordinance.

MEMORANDUM

Date: April 1, 2013

To: Keith Caldwell, City Administrator



From: Gary Schley, Public Services Officer

Subject: Addendum to adopted ND Emergency Shelter Combining Zoning Ordinance

Background: On March 28, 2011 the Bishop City Council acting as Environmental Agency adopted a negative declaration for the Emergency Shelter Combining Zoning Ordinance. The determination found that there would be no significant cumulative impacts, or substantial adverse impacts on human beings, or substantial adverse impacts on fish or wildlife or sensitive species or cultural resources.

Based upon a review of the proposed amendment adding transitional and supportive housing to the Emergency Shelter Combining Ordinance, an addendum to the adopted negative declaration is appropriate because the amendment is minor (pursuant to CEQA Section 15162). The City Council shall consider the addendum to the adopted negative declaration prior to making a decision on the project. Pursuant to Section 15164(c) of CEQA guidelines, an addendum does not require circulation for public review.

Recommendation: Approve an addendum to the adopted negative declaration for the Emergency Shelter Combining Zoning Ordinance.



# CITY OF BISHOP

377 West Line Street - Bishop, California 93514  
P. O. Box 1236 - Bishop, California 93515  
City Hall 760-873-5863 Public Works 760-873-8458  
Fax 760-873-4873

## **DRAFT ADDENDUM** **To a Negative Declaration / Initial Study** **Emergency Shelter Combining Zoning Ordinance**

**Project Description:** The City of Bishop is proposing an amendment to the Zoning Ordinance and Bishop Municipal Code Title 17 to include a definition for “Transitional Housing and Supportive Housing,” and amend chapter 17.38 ES Emergency Shelter Combining District to include transitional and supportive housing as permitted uses. The amendment is necessary for compliance with SB2 (Planning Government Code Sec. 65583) and the City of Bishop 2009 Housing Element.

**Determination:** On March 28, 2011 the City of Bishop adopted a Negative Declaration for the Emergency Shelter Combining District Ordinance.

Based upon a review of the proposed amendment to the Emergency Shelter Combining District Ordinance, it has been determined that an addendum to the Emergency Shelter Combining District Negative Declaration / Initial Study is appropriate because the amendment is minor, and **none** of the following conditions (pursuant to CEQA Section 15162) have occurred:

1. Substantial changes are proposed for the project that will require major revisions of the previous Negative declaration due to new, significant environmental effects or a substantial increase in the severity of a previously identified effect.
2. Substantial changes occur with respect to the circumstances under which the project is undertaken that involve new, significant environmental effects or substantial increase in the severity of previously identified effect.
3. New information of substantial importance indicates that:
  - a. The project will have one or more significant effects not discussed in the previous Negative Declaration.
  - b. Significant effects previously examined will be substantially more severe than shown in the previous Negative Declaration.

### **Findings:**

1. The City of Bishop has determined that an addendum is warranted, finding that none of the above conditions are in evidence and that there is no substantial evidence, in light of the whole record before the City, that the amendment proposal will not have a significant effect on the environment.

2. The Addendum to the Negative Declaration, with its supporting documentation (Initial Study), reflects the judgment and analysis of the City of Bishop.
3. Pursuant to Section 15074.1(b) of CEQA guidelines, the City of Bishop finds that the revised project will not cause any potentially significant effect on the environment.

Pursuant to Section 15164(c) of CEQA guidelines, an addendum does not require circulation for public review. However, an addendum is to be considered by the decision making body prior to making a decision on the project. The original adopted Negative Declaration / Initial Study is attached.

April 8, 2013

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Keith Caldwell, Director of Planning



# CITY OF BISHOP

377 West Line Street - Bishop, California 93514  
P. O. Box 1236 - Bishop, California 93515  
City Hall (760) 873-5863 - Fax (760) 873-4873  
Environmental Protection Agency  
377 West Line Street  
Bishop, California 93514

## NEGATIVE DECLARATION

### CITY COUNCIL ACTING AS ENVIRONMENTAL AGENCY

Responsible Agency

### ENVIRONMENTAL REVIEW - EMERGENCY SHELTER COMBINING ZONING ORDINANCE

Project Title

CITY OF BISHOP

Address

BISHOP INYO

City County

93514

Zip

CITY OF BISHOP, P. O. BOX 1236, BISHOP, CA 93515

Name and Address of Project Proponent

### PROJECT DESCRIPTION

The City of Bishop is proposing an amendment to the Zoning Regulations and official Zoning District Map to include a definition for "Emergency Shelter", an Emergency Shelter overlay zone, and standards for emergency shelters.

JAME M. SOUTHWORTH, PLANNING DIRECTOR

Contact Person

(760)

Area Code

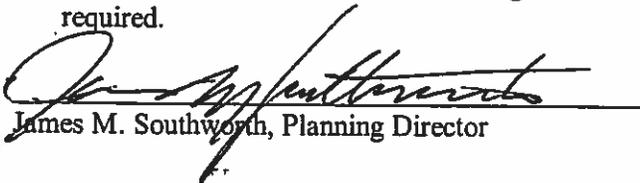
873-5863

Phone

## DECISION OF ENVIRONMENTAL PROTECTION AGENCY

**FINDINGS:** On the basis of the Initial Study on file in the City of Bishop Public Works Department, the proposed project would not have a significant adverse impact on the environment for the following reasons:

- The information provided in the Initial Study indicates there would be no significant cumulative impacts, or substantial adverse impacts on human beings, or substantial adverse impacts on fish or wildlife or sensitive species or cultural resources. No significant adverse impacts are foreseen, and no mitigation measures are required.



James M. Southworth, Planning Director

DATE: March 31, 2011

**City of Bishop**  
**Environmental Initial Study**

1. Project title: *Emergency Shelter Combining District Zoning Ordinance*
  2. Lead agency name and address: *City of Bishop  
377 W. Line Street  
Bishop, Ca 93514*
  3. Contact person and phone number: *James Southworth 760/873-5863*
  4. Project location: *City of Bishop*
  5. Project sponsor's name and address: *City of Bishop  
P.O. Box 1236  
Bishop, CA 93515*
  6. General plan designation: *General Commercial  
/Retail, High Density Residential and High Density  
Residential and/or Professional and Administrative  
Offices*
  7. Zoning *C-1, R-3 and R-3-P*
- 
8. Description of project: (Describe the whole action involved, including but not limited to later phases of the project, and any secondary, support, or off-site features necessary for its implementation. Attach additional sheets if necessary.)  
*The City of Bishop is proposing an amendment to the Zoning Regulations and official Zoning Map to include a definition for "Emergency Shelter," an Emergency Shelter overlay zone, and standards for emergency shelters.  
State Law (Government Code §65583) was amended on January 1, 2008 through Chapter 633 Statutes of 2007 (SB2) to strengthen requirements governing emergency shelters. The law now requires:*
- *At least 1 zone to allow emergency shelters without CUP or other discretionary action*
  - *Sufficient capacity to accommodate need and at least 1 year-round emergency shelter*
  - *Permit procedures that encourage and facilitate shelter development or conversion*
  - *Requirements no greater than required for other approved uses in the zone*
  - *Written and objective standards may be provided (3 beds, length of stay, security, etc.)*
  - *Allows need to be met with existing ordinances or demonstrate that need can be met through existing shelters or an adopted multi-jurisdictional agreement*
  - *Limits ability to deny approval to qualified shelter projects*
9. Surrounding land uses and setting: Briefly describe the project's surroundings:  
*The proposed project area encompasses about 38 acres of land bounded on the west by a point east of North Main, on the south by a point north of Yaney, on the east by a point west of the municipal town boundary, and on the north by a point well south of Wye Road (see map). The majority of land inside the proposed district boundary is currently vacant and zoned for R-3 residential and C-1 commercial uses; two high density mobile home parks occupies a small area on the north side of the project area and a high*

*density mobile home park for senior citizens occupies a small area on the south side of the project area. Surrounding lands contain commercial and residential uses as well as park land.*

10. Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.)  
*No other agency approvals are required for adoption of the proposed Ordinance.*

**ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:**

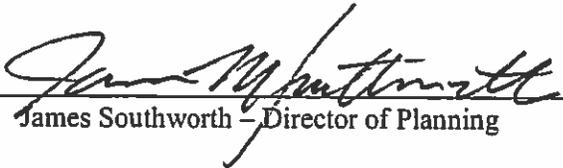
The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

Aesthetics	Agriculture Resources	Air Quality
Biological Resources	Cultural Resources	Geology /Soils
Hazards & Hazardous Materials	Hydrology / Water Quality	Land Use / Planning
Mineral Resources	Noise	Population / Housing
Public Services	Recreation	Transportation/Traffic
Utilities / Service Systems	Mandatory Findings of Significance	

**DETERMINATION:** On the basis of this initial evaluation:

- ◆ I find that the proposed project **COULD NOT** have a significant effect on the environment, and a **NEGATIVE DECLARATION** will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A **MITIGATED NEGATIVE DECLARATION** will be prepared.
- I find that the proposed project **MAY** have a significant effect on the environment, and an **ENVIRONMENTAL IMPACT REPORT** is required.
- I find that the proposed project **MAY** have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An **ENVIRONMENTAL IMPACT REPORT** is required, but it must analyze only the effects that remain to be addressed.
- I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or **NEGATIVE DECLARATION** pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or **NEGATIVE DECLARATION**, including revisions or

mitigation measures that are imposed upon the proposed project, nothing further is required.

  
 Signature James Southworth – Director of Planning February 1, 2011  
 Date

\_\_\_\_\_  
 Signature Date

Issues:

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
<b>I. AESTHETICS -- Would the project:</b>				
<i>The State of California Department of Housing and Community Development, and the City of Bishop 2009 Housing Element, require a least one zone within the city limits allow emergency shelter by right. The C-1, R-3 and R-3-P zoning districts have been identified for the placement of emergency shelters. The three zones identified are considered compatible for the placement of emergency shelters because they are proximate to social services, transportation and commercial areas. Emergency shelters provided in this district would be required to comply with all standard regulations (landscaping, setbacks, etc.), and adoption by ordinance of an Emergency Shelter Combining Zoning District is not expected to have a significant impact on aesthetic resources</i>				
a) Have a substantial adverse effect on a scenic vista?				◆
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?				◆
c) Substantially degrade the existing visual character or quality of the site and its surroundings?				◆
d) Create a new source of substantial light or glare which would adversely affect day or				◆

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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nighttime views in the area?

**II. AGRICULTURE RESOURCES:** In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Dept. of Conservation as an optional model to use in assessing impacts on agriculture and farmland. Would the project:

*The identified zoning districts for the placement of emergency shelters are not used for agriculture or located within an agriculture resource area, therefore, the adoption by ordinance of an Emergency Shelter Combining Zoning District will have no impact on agricultural resources.*

a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?



b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?



c) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use?



**III. AIR QUALITY --** Where available, the significance criteria set by the applicable air quality management or air pollution control district may be relied upon to make the following determinations. Would the project:

*The uses that would be permitted in the proposed combining district are consistent (in terms of standards, density, traffic, utility consumption and related factors) with uses allowed in these underlying zones. Adoption by ordinance of an Emergency Shelter Combining Zoning District will have no significant impact on air quality.*

a) Conflict with or obstruct implementation of the

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
applicable air quality plan?				◆
b) Violate an air quality standard or contribute substantially to an existing or projected air quality violation?				◆
c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including emissions that exceed quantitative thresholds for ozone precursors)?				◆
d) Expose sensitive receptors to substantial pollutant concentrations?				◆
e) Create objectionable odors affecting a substantial number of people?				◆

**IV. BIOLOGICAL RESOURCES--Would the project:**

*The proposed project area contains no native plant communities, streams or wetlands, and is not subject to any conservation plan, nor does the project area connect to adjoining open space lands and have potential value as a migration corridor. Adoption by ordinance of an Emergency Shelter Combining Zoning District will have no significant impact on biological resources.*

a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the Calif. Dept. of Fish and Game or U.S. Fish and Wildlife Service?				◆
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies or regulations, or by the Calif. Dept. of Fish and Game or US Fish and Wildlife Service?				◆
c) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through				◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
direct removal, filling, hydrological interruption, or other means?				
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				◆
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?				◆
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?				◆
<b>V. CULTURAL RESOURCES--Would the project:</b>				
<i>The proposed ordinance for a Emergency Shelter zoning overlay will not impact historical, archaeological and unique paleontological resources or disturb any human remains, therefore, have no impact on cultural resources.</i>				
a) Cause a substantial adverse change in the significance of a historical resource as defined in §15064.5?				◆
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to '15064.5?				◆
c) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?				◆
d) Disturb any human remains, including those interred outside of formal cemeteries?				◆

**VI. GEOLOGY AND SOILS--Would the project:**  
*An emergency shelter zoning overlay ordinance will not directly impact the geology or soils in the overlay area, and future proposals to develop an emergency shelter would be subject to applicable codes and*

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*standards. No significant impact is foreseen.*

a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:

◆

i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.

◆

ii) Strong seismic ground shaking?

◆

iii) Seismic-related ground failure, including liquefaction?

◆

iv) Landslides?

◆

b) Result in substantial soil erosion or the loss of topsoil?

◆

c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?

◆

d) Be located on expansive soil, as defined in Table 18-I-B of the Uniform Building Code (1994), creating substantial risks to life or property?

◆

e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?

◆

**VII. HAZARDS AND HAZARDOUS MATERIALS -- Would the project:**

*Neither the proposed zoning amendment nor the use (emergency shelters) is associated with the transport, use, or disposal of hazardous materials or public safety hazards, and no significant impact is foreseen.*

a) Create a significant hazard to the public or the environment through the routine transport, use, or

◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
disposal of hazardous materials?				
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?				◆
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?				◆
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?				◆
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?				◆
f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?				◆
g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?				◆
h) Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands adjoin urbanized areas or where homes intermix with wildlands?				◆

**VIII. HYDROLOGY AND WATER QUALITY -- Would the project:**

*Future uses within the proposed emergency shelter zone overlay would be required to comply with all applicable water quality standards, water supply and drainage requirements, and flood hazard protection measures. No significant impacts on hydrology or water quality are foreseen.*

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
a) Violate any water quality standards or waste discharge requirements?				◆
b) Substantially deplete groundwater supplies or interfere with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?				◆
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?				◆
d) Substantially alter existing drainage patterns of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner that would cause flooding on- or off-site?				◆
e) Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?				◆
f) Otherwise substantially degrade water quality?				◆
g) Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?				◆
h) Place structures in a 100-year flood hazard area that would impede or redirect flood flows?				◆
i) Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?				◆
j) Inundation by seiche, tsunami or mudflow?				◆

**IX. LAND USE AND PLANNING--Would the project:**

*The project does not physically divide the*

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*community, conflict with any land use plan, policy, or regulation. The project will implement and bring the City of Bishop into conformance with state requirements. No significant impacts on land use and planning are foreseen.*

a) Physically divide an established community?



b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?



c) Conflict with any applicable habitat conservation plan or natural community conservation plan?



**X. MINERAL RESOURCES--Would the project:**

*The project area is not a designated mineral resource zone, and adoption by ordinance of an Emergency Shelter Combining Zoning District will have no significant impact on mineral resources.*

a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?



b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?



**XI. NOISE B Would the project result in:**

*Future uses within the proposed emergency shelter zone overlay would be required to comply with all applicable standards and requirements pertaining to noise and vibration. The project will not produce or increase the vicinity ambient noise levels beyond the standards set by the City's Municipal Code (§8.12).The proposed ordinance of an Emergency Shelter Combining*

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*Zoning District will have no significant impact on noise.*

a) Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?



b) Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?



c) A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?



d) A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?



e) For a project located in an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?



*The Bishop Eastern Sierra Airport located within one mile of the project area should not expose people residing in the area to excessive noise levels, therefore, having no impact.*

f) If in the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?



**XII. POPULATION AND HOUSING --  
Would the project:**

*The proposed project is intended to serve residents of Bishop in need of emergency shelter, and will not induce population growth. The majority of land inside the proposed district boundary is currently vacant and zoned for R-3 residential and C-1 commercial uses; two high density mobile home parks occupies a small area on the north side of the project area and a high density mobile home park for senior citizens occupies a small area*

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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*on the south side of the project area. The project will not displace existing housing or substantial numbers of people necessitating replacement of housing elsewhere. The Emergency Shelter Combining Zoning District will have no impact on population and housing.*

a) Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?



b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?



c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?



**XIII. PUBLIC SERVICES**

*The proposed ordinance of an Emergency Shelter Combining Zoning District will not significantly impact the City of Bishop public services, therefore, have no impact.*

a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:

Fire protection?



Police protection?



Schools?



Parks?



Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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Other public facilities?

◆

**XIV. RECREATION**

*The emergency shelter zoning overlay will not significantly impact the use of local public parks or necessitate the expansion of recreational facilities, therefore have no impact on recreation.*

a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?

◆

b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?

◆

**XV. TRANSPORTATION/TRAFFIC --  
Would the project:**

*Neither the proposed emergency shelter zoning overlay nor future uses permitted within the zone (which would be limited to a maximum of 10 beds) would have potential to cause a substantial increase to existing traffic load or conditions; therefore, no significant impact on traffic conditions is foreseen.*

a) Cause an increase in traffic which is substantial in relation to the existing traffic load and capacity of the street system (i.e., result in a substantial increase in either the number of vehicle trips, the volume to capacity ratio on roads, or congestion at intersections)?

◆

b) Exceed, either individually or cumulatively, a level of service standard established by the county congestion management agency for designated roads or highways?

◆

c) Result in a change in air traffic patterns, including an increase in traffic levels or a change in location that results in substantial safety risks?

◆

d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous

◆

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
intersections) or incompatible uses (e.g., farm equipment)?				
e) Result in inadequate emergency access?				◆
f) Result in inadequate parking capacity?				◆
G) Conflict with adopted policies, plans, or programs supporting alternative transportation (e.g., bus turnouts, bicycle racks)?				◆

**XVI. UTILITIES AND SERVICE SYSTEMS**  
**--Would the project:**

*The proposed project is the adoption by ordinance of an Emergency Shelter Combining Zoning District. Future emergency shelter uses within the proposed zoning district would be consistent with the types of land uses allowed in the underlying zones, and would be limited to a maximum of ten beds. No significant impact on utilities and service systems is foreseen.*

a) Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?				◆
b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				◆
c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				◆
d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?				◆
e) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?				◆

Potentially Significant Impact	Less Than Significant with Mitigation Incorporation	Less Than Significant Impact	No Impact
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f) Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?



g) Comply with federal, state, and local statutes and regulations related to solid waste?



**XVII. MANDATORY FINDINGS OF SIGNIFICANCE --**

a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?



*Based on considerations presented in this Initial Study, it is concluded that the project will not have the potential to eliminate, degrade, reduce, restrict or endanger existing plant, fish and animal environment or historic resources.*

b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?



*The potential impacts are not cumulatively considerable when viewed in light of past, current, or future projects.*

c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?



*This project does not have any significant environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly.*

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

**SUBJECT:** **Proposed Ordinance Amending the City of Bishop Zoning Ordinance and the Bishop Municipal Code Respecting Supportive and Transitional Housing – First Reading/Introduction**

**DATE:** April 8, 2013

**Attachments:**

- Staff Memo
- Senate Bill 2 – Fact Sheet
- Letter of Support - Planning Commission
- Proposed Ordinance Amending the City of Bishop Zoning Ordinance and the Bishop Municipal Code Respecting Supportive and Transitional Housing

#### **BACKGROUND/SUMMARY**

Staff has provided a very thorough background of the proposed amendment, Senate Bill 2, and an overview of transitional and supportive housing.

The Planning Commission has recommended that the ES Emergency Shelter Combining District Zoning Ordinance move to City Council for adoption.

#### **RECOMMENDATION**

After the public hearing, City Council will consider approval of the first reading/introduction of the proposed Ordinance Amending the City of Bishop Zoning Ordinance and the Bishop Municipal Code Respecting Supportive and Transitional Housing.

## MEMORANDUM

Date: April 2, 2013

To: Keith Caldwell, City Administrator 

From: Gary Schley, Public Services Officer 

Subject: Amendment to the City of Bishop Zoning Ordinance

**Background:** The City of Bishop is proposing an amendment to the Zoning Ordinance and Bishop Municipal Code Title 17 to include a definition for “Transitional Housing and Supportive Housing,” and amend chapter 17.38 ES Emergency Shelter Combining District to include transitional and supportive housing as permitted uses. The amendment is necessary for compliance with SB2 (Planning Government Code Sec. 65583) and the City of Bishop 2009 Housing Element.

Generally, SB 2 strengthens planning requirements to identify zones where emergency shelters, transitional and supportive housing will be allowed without requiring a conditional use permit. A summary of Senate Bill 2 put together by California Rural Legal Assistance Foundation is attached for review.

Transitional housing is a type of supportive housing used to facilitate the movement of homeless individuals and families to permanent housing. A homeless person may live in a transitional apartment for up to two-years while receiving supportive services that enable independent living. Every locality must identify zones that will allow the development of transitional housing. Appropriate sites for transitional housing have the following characteristics:

**Zoning:** Transitional housing should be subject to the same permitting processes as other housing in the zone without undue special regulatory requirements.

**Location:** The zoning should include sites located within the boundaries of the jurisdiction and close to public services and facilities, including transportation.

**Development Standards:** Parking requirements, fire regulations, and design standards should not impede the efficient use of the site as transitional housing.

Supportive housing is permanent rental housing linked to a range of support services designed to enable residents to maintain stable housing and lead fuller lives. Typically, a portion of the housing is targeted to people who have risk factors such as homelessness, or health challenges such as mental illness or substance addiction. Study after study attest to the cost effectiveness of supportive housing. Not only is it significantly less expensive than the institutional alternatives that homeless and disabled people often cycle through – including shelters, institutions and hospitals – it ends tenants’ dependence on emergency services for healthcare and treatment. The types of support services that can be provided include medical and mental health care, vocational and employment services, substance abuse treatment, childcare, and independent living skills training.

Most supportive housing is built and managed by non-profit housing developers in partnership with non-profit service providers. However, local governments must play a proactive role in assuring support and providing necessary approvals. The housing element should identify zones that allow

supportive housing development and demonstrate that zoning, local regulations (standards and the permit process) encourage and facilitate supportive housing.

Emergency shelters, transitional and supportive housing are regulated by Title 22 of California Code of Regulations. Title 22 may be viewed at <http://www.dss.cahwnet.gov/ord/PG240.htm>. Title 22 California Code of Regulations is administered by California Department of Social Services and addresses general licensing requirements, provides manuals of policies and procedures (operational requirements) for group homes, adult residential facilities, social rehabilitation facilities, transitional housing placement programs and other types of housing programs. The manuals address basic services, administrator qualifications and duties, personnel requirements, records, acceptance and retention limitations, eviction procedures, mental health intake assessment, client records, personal rights, buildings and grounds and much more.

Proposed zoning ordinance amendment was submitted to the City of Bishop Planning Commission and given a noticed public hearing. After the hearing, the planning commission rendered its decision to recommend that City Council approve the ES Emergency Shelter Combining District zoning ordinance amendment by a vote of 4 to 0.

**Recommendation:** Hold a public hearing and review the draft amended ES Emergency Shelter Combining Zoning Ordinance for adoption.

# Senate Bill 2 (Cedillo) Fact Sheet

**Summary:** SB 2 strengthens state law by ensuring that every jurisdiction identifies potential sites where new emergency shelters can be located without discretionary review by the local government. It also increases protections for providers seeking to open a new emergency shelter, transitional housing or supportive housing development, by limiting the instances in which local governments can deny such developments. Applicable to all cities and counties in California, SB 2 takes effect January 1, 2008, and will impact all housing element updates due after this date, as well as those that were due prior to 2008, but are being submitted for the first time after January 1, 2008. Subject to important limitations described below, SB 2:

- Requires all cities and counties (“localities”) to provide at least one zoning category in which emergency shelters can be located without discretionary approval from the local government. The zoning category must be identified in the locality’s housing element, and include sites with sufficient capacity to meet the local need for emergency shelter.
- Requires that all localities provide at least one such site.
- Expands the Housing Accountability Act, to prohibit localities from denying a proposal to build an emergency shelter, transitional housing or supportive housing if it is needed and otherwise consistent with the locality’s zoning and development standards.

**Key Elements:** The changes created by SB 2 should be thought of in two categories: (1) Planning for emergency shelters; and (2) siting of emergency shelters, transitional housing and supportive housing.

## Planning for Emergency Shelters

Each locality must identify in its housing element at least one zoning category in which homeless shelters are allowed, without a conditional use permit or other discretionary review. More particularly, the locality must:

- **Identify Need:** Under current law, the housing element must include an estimate of the number of persons in need of emergency shelter in the jurisdiction. SB 2 requires the analysis to consider both seasonal and annual need.
- **Provide sites for new emergency shelters:** SB 2 requires the local government to show in its housing element that it has one or more zoning categories that allow emergency shelters without a conditional use permit or other discretionary review. The local government cannot use discretionary criteria to deny the project; if it meets certain objective criteria, the shelter must be approved.

The identified zone or zones must have sufficient capacity to meet all of the locality’s identified need for emergency shelter. For example, if a locality determines that it has an unmet need of 100 persons who are homeless, the zone or zones identified must consist of sites that have sufficient capacity to accommodate a shelter or shelters for 100 people. Regardless of the identified need, each jurisdiction must identify at least one such site.

- **Rezone If Necessary:** If the locality does not currently have such a zone or the zone is not sufficient, it must include a program to amend its zoning ordinance to provide a sufficient zone or zones within one year of the adoption of its housing element.

- **Eliminate Onerous Standards:** The local government can establish objective development and management standards for the operation of emergency shelters, such as the size, parking standards, lighting, and others set forth in the law. However, the locality must demonstrate that any management or development standards as well as any permit processing standards that it applies are objective and actually encourage the creation of emergency shelters.
- **Exceptions for Compliant Cities:** If the local government can demonstrate that it has an emergency shelter or shelters that meet all of its existing need, it must still designate a zone or zones where emergency shelters are permitted, but it may require a conditional or discretionary use permit. In addition, any city with an existing by-right process for emergency shelters that is in compliance with the standards set forth in SB 2 need only describe its ordinance and how it meets the requirements of the law.  
 Finally, the bill gives credit to jurisdictions that are successfully implementing a supportive housing program model under the jurisdiction's 10-year plan to End Chronic Homelessness, by allowing a reduction in the need to account for supportive housing units available in the community. To take advantage of this credit, the jurisdiction must show that the units are (1) identified in the plan; and (2) either currently vacant or have all of the necessary funding to allow construction during the planning period.
- **Multi-Jurisdictional Agreements:** Localities may meet some of their need by entering into an agreement with up to two other adjacent local governments to provide a joint facility provided the emergency shelter will be developed within two years of the beginning of the planning period. For example, two adjoining cities and a county may agree to jointly fund an emergency shelter, and count that shelter toward their identified need. The participating jurisdictions must adopt an agreement which, among other things, allocates a portion of the new shelter capacity to each jurisdiction.
- **Transitional and Supportive Housing:** The bill clarifies that the local government must analyze any constraints to the development of supportive housing, transitional housing or emergency shelters. It also provides that transitional housing and supportive housing must be treated the same as any other residential use within the same zone. For example, when supportive housing is allowed in a multifamily residential zone, the local government cannot impose any additional restrictions on supportive housing than what are imposed on other multifamily units.

### **Siting of Emergency Shelters, Transitional and Supportive Housing**

The bill also ensures that local governments do not unreasonably deny approval for needed emergency shelters, transitional housing or supportive housing. The California Housing Accountability Act (formerly referred to as the Anti-NIMBY statute) prohibits discrimination against certain types of permanent housing for lower-income households. SB 2 expands this law to cover emergency shelters, and clarifies that it protects transitional and supportive housing, as well.

As a result, except under very limited exceptions, if a new emergency shelter is proposed on a site that is zoned to allow that use, and the local government has not met the need for emergency shelter identified in its housing element, the local government must approve the shelter. Similarly, transitional or supportive housing projects that are consistent with the zoning for the proposed site may not be denied if the city has not yet met its need for new housing units affordable to the income levels to be served by the proposed project, except under limited circumstances.



# CITY OF BISHOP

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March 27, 2013

Bishop City Council  
PO Box 1236  
Bishop, CA 93515

Re: Proposed Amendment of Zoning Ordinance

Please be advised that the Bishop Planning Commission, at their March 26, 2013 meeting, voted 4-0 to recommend the City Council adopt an amendment to Bishop Municipal Code Chapter 17 Zoning by adding Section 17.08.116 and Section 17.08.117 to provide a definition for Transitional Housing and Supportive Housing and amending Chapter 17.38 ES Emergency Shelter Combining District and Ordinance No. 534 respecting supportive and transitional housing. The draft ordinance amendment is intended to allow permitting of supportive housing and transitional housing developments in the ES Emergency Shelter Combining District.

The Planning Commission found that the proposed zoning ordinance amendments are consistent with the policies of the State of California Department of Housing and Community Development, and the City of Bishop 2009 Housing Element.

Sincerely,

A handwritten signature in blue ink, appearing to read "Darren Malloy".

Darren Malloy  
Commissioner, Bishop Planning Commission

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, ADDING SECTION 17.08.116 AND 17.08.117 TO CHAPTER 17.08 DEFINITIONS OF TITLE 17 ZONING OF THE BISHOP MUNICIPAL CODE; AND AMENDING CHAPTER 17.38 ES EMERGENCY SHELTER COMBINING DISTRICT AND ORDINANCE NO. 534 RESPECTING SUPPORTIVE AND TRANSITIONAL HOUSING

THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, DOES ORDAIN AS FOLLOWS:

SECTION 1. Bishop Municipal Code Title 17 ZONING, Chapter 17.08 DEFINITIONS is hereby amended to add new section titles as follows:

Chapter 17.08  
DEFINITIONS

“Sections:

- 17.08.116 Supportive housing
- 17.08.117 Transitional housing”

SECTION 2. Bishop Municipal Code Chapter 17.08 DEFINITIONS is hereby amended to add new sections 17.08.116 Supportive Housing and 17.08.117 Transitional Housing which read in their entirety as follows:

“17.08.116 Supportive Housing. ‘Supportive housing’ means permanent rental housing linked to a range of support services designed to enable residents to maintain stable housing and lead fuller lives and typically linked to onsite or offsite services that support residents in maintaining the housing, improving their health and maximizing their ability to live independently and, when possible, to work within the community.

17.08.117 Transitional Housing. ‘Transitional housing’ means a type of supportive housing used to facilitate the movement of homeless individuals and families to permanent housing.”

SECTION 3. Chapter 17.38 ES Emergency Shelter Combining District is hereby amended to read in its entirety as follows:

“Chapter 17.38

ES EMERGENCY SHELTER COMBINING DISTRICT

Sections:

- 17.38.010 Purpose.
- 17.38.020 Client.
- 17.38.030 Applicability.
- 17.38.040 Permitted uses.
- 17.38.050 Uses expressly prohibited.
- 17.38.060 Standards and requirements.

17.38.010 Purpose. The purpose of this chapter is to comply with the housing element requirements of the State of California.

A. The ES emergency shelter combining district is intended to be combined with C-1, R-3 and/or R-3-P districts to permit a specified area in which emergency shelters, supportive housing and transitional housing developments will be allowed by right.

B. The location of the ES emergency shelter combining district reflects a close association with, provides convenience to and/or is compatible with surrounding uses with a range of complementary services, including the availability of public transportation, basic goods and grocery stores, and social welfare facilities.

17.38.020 Client. For purposes of this chapter ‘client’ means individuals and/or families using emergency shelter, Supportive housing or transitional housing facilities.

17.38.030 Applicability.

A. The ES emergency shelter combining district may be combined with any C-1, R-3 and/or R-3-P district which in the judgment of the city council possesses the desired locational and site design characteristics as set forth in Section 17.38.060A.

B. All operators of emergency shelters, supportive housing and transitional housing development prior to commencing such operation, shall apply to the city planning department to assure that all standards and requirements set forth in Section 17.38.060 will be met.

17.38.040 Permitted uses.

A. The permitted uses in an ES emergency shelter combining district include emergency shelters, supportive housing and transitional housing developments that comply with the standards and requirements set forth in Section 17.38.050, and associated supportive services. Such permitted uses shall be in addition to the permitted uses allowed by the underlying district with which the ES emergency shelter combining district is combined.

B. If an ES emergency shelter combining district overlies more than one type of district, C-1, R-3 and/or R-3-P, then such additional permitted uses shall only be those which are permitted in the district which underlies the proposed project.

17.38.050 Uses expressly prohibited. Prohibited uses shall be those set forth in Section 17.48.030 for C-1 districts; those set forth in Section 17.36.030 for R-3 district; for those set forth in Section 17.40.030 for R-3-P districts.

17.38.060 Standards and requirements.

A. Standards. Except as provided hereafter, standards shall be as provided in the underlying district.

B. Requirements. Any proposed emergency shelter, supportive housing and/or transitional housing development located in an ES emergency shelter combining district shall operate under the requirements set forth below. Such requirements are in addition to any other requirements set forth in federal, state or local laws, rules, regulations, ordinances or policies.

1. Capacity. The maximum number of clients permitted in any emergency shelter, supportive housing and/or transitional housing development is ten.

2. Vehicle parking. The operator of an emergency shelter, supportive housing and/or transitional housing development shall provide onsite vehicle parking as follows: one parking space for each two client beds.

3. Bicycle parking. The operator of an emergency shelter, supportive housing and/or transitional housing development shall provide bicycle racks that allow for the secure storage of bicycles. Bicycle racks shall accommodate at least one bicycle storage space for every five client beds. All bicycle racks shall be on site and located in an area that is not visible from a public right-of-way.

4. Intake areas. If the intake area of an emergency shelter, supportive housing and/or transitional housing development is located onsite, the operator shall provide an enclosed interior waiting area. There shall be no outdoor queuing of potential clients.

5. Management.

a. Onsite management. The operator of an emergency shelter or transitional housing development shall provide an onsite management or support employee during all hours of operation. Only persons who are not residential emergency shelter or transitional housing clients may serve as onsite management or support employees. Supportive housing developments shall be required to provide management and/or support employees that may be located onsite or offsite.

b. Client restriction. The operator of an emergency shelter, supportive housing and/or transitional housing development may conduct a background check on all prospective clients using all means allowed by law, and may restrict client intake in accordance with state and local registered sex offender residency restrictions and comply with any applicable parolee obligations. An operator of an emergency shelter supportive housing and/or transitional housing development shall not intake any person as a client who that operator knows is a fugitive from justice, nor any person known by such operator to be a threat to the safety of other clients.

c. Personal storage. The operator of an emergency shelter, supportive housing and/or transitional housing development shall provide a private storage area or closet for each onsite bed or unit. At no time shall any client keep on site any alcoholic beverages, or any type of illegal drugs or other illegal or dangerous substances, or deadly weapons, unless otherwise permitted by state or federal law. An emergency shelter manager and a transitional housing development manager shall conduct routine

inspections of each onsite client's assigned personal space or unit to verify compliance with the foregoing, and shall report to the police any client violation of this subparagraph. A manager of a supportive housing development may conduct routine inspections of each onsite client's assigned personal space or unit to verify compliance with the foregoing, and shall report to the police any client violation of this subparagraph.

d. Shower and toilet facilities. The operator of an emergency shelter, supportive housing and/or transitional housing development shall provide toilets, sinks and showers onsite. The manager shall be responsible for ensuring that all restroom and shower facilities comply with city building code requirements. Emergency shelter facilities shall be provided with secure restroom and shower facilities.

e. Food service areas. The operator of an emergency shelter, supportive housing and/or transitional housing development shall be responsible for ensuring that any food service or onsite meal preparation areas comply with all applicable requirements of the county health department.

f. Outdoor storage. The operator of an emergency shelter, supportive housing and/or transitional housing development shall screen any and all outdoor storage areas from view from all public rights-of-way and onsite parking lots. The manager shall ensure that all outside storage areas be maintained in a neat, clean and orderly manner at all times.

6. Length of stay. The operator of an emergency shelter shall not allow any emergency shelter client to stay for a period longer than six months in any consecutive twelve month period. The operator of a transitional housing development shall not allow any client to stay for a period longer than two years in any consecutive five year period. There shall be no limit on the length of stay at a supportive housing development.

7. Hours of operation. The operator of an emergency shelter and/or transitional housing development shall establish and maintain set days and hours of operation for client intake and discharge. These hours shall be clearly displayed at the entrance to the emergency shelter and/or transitional housing development at all times.

8. Disruptive clients. In the event that a client of an emergency shelter, supportive housing and/or transitional housing development is socially disruptive, a threat to the safety of others, or in violation of housing facility rules the manager may proceed to discharge that client immediately.

9. Lighting. The operator of an emergency shelter, supportive housing and/or transitional housing development shall provide night-time lighting in all exterior parking areas and along the periphery of the building(s). All such lighting shall be screened from adjoining properties by down lights, hoods or similar means.

10. Security. The operator of an emergency shelter, supportive housing and/or transitional housing development shall submit an onsite security plan to the city planning department and to the city police department. The operator shall be responsible for ensuring that the approved security plan is implemented at all times during the operation of the emergency shelter, supportive housing and/or transitional housing developments.

11. Inability to pay. No individual or household may be denied emergency shelter or access to supportive and/or transitional housing development because of an inability to pay.

12. Signs.

a. Exterior signs C-1 district. Exterior signs in the portion of an ES emergency shelter combining district that overlays a C-1 district shall comply with standards for the C-1 district as set forth in Section 17.48.060.

b. Exterior signs R-3 and R-3-P district. Notwithstanding Sections 17.36.070, and 17.40.070, exterior signs in the portion of an ES emergency shelter combining district that overlays an R-3, R-3-P and/or R-2000 district shall be permitted, solely for purposes of identifying the emergency shelter, supportive housing and/or transitional housing development up to a maximum area of nine square feet.”

SECTION 4. Except as hereby specifically amended, all other terms and provisions of Chapters 17.08 and 17.38 of Title 17 of the Bishop Municipal Code shall remain in full force and effect. Ordinance No. 534 of the City of Bishop is hereby amended to the extent that it is inconsistent herewith; however except as hereby

specifically amended, all other terms and provisions of Ordinance No. 534 shall remain in full force and effect.

**SECTION 5.** This ordinance shall be in full force and effect thirty (30) days from and after its passage and adoption.

**SECTION 6.** The City Clerk shall certify to the passage and adoption of this ordinance and shall cause the same to be published in the manner and form provided by law in the Inyo Register, a newspaper of general circulation printed and published in the City of Bishop, State of California which said newspaper is hereby designated for that purpose.

PASSED, APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_, 2013.

\_\_\_\_\_  
LAURA SMITH, MAYOR

ATTEST: Keith Caldwell, City Clerk

By: \_\_\_\_\_  
Robin Picken, Assistant City Clerk

TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR KKC

SUBJECT: APPOINTMENT OF PLANNING COMMISSIONER

DATE: APRIL 8, 2013

**BACKGROUND/SUMMARY**

With the resignation of Planning Commissioner Ted Gardner, an unscheduled vacancy was created on the Planning Commission. The process for advertising an unscheduled commission vacancy was completed and resulted in the receipt of three applications. Interviews were held March 8, 2013. The interview committee will have a recommendation for appointment of Jose Garcia.

**RECOMMENDATION**

Review the recommendation of the interview committee and consider the appointment of Jose Garcia to fill the unscheduled vacancy on the Planning Commission for the term ending April 9, 2013.

In the space provided below, summarize briefly why you wish to serve the City of Bishop on a Board or Commission. Include any special qualifications you have which are particularly appropriate to the position for which you are applying. **This is a very important section and must be completed for your application to be given consideration.**

~~I AM A LONG TIME RESIDENT OF BISHOP AND I BELIEVE IN GIVING BACK TO THE COMMUNITY WHERE I HAVE LIVED FOR MORE THAN TWO DECADES. I WOULD LIKE TO SERVE IN THE PLANNING COMMISSION AS A WAY OF CONTRIBUTING TO THE PROGRESS AND UNITY OF MY COMMUNITY.~~

~~MY CHILDREN HAVE BEEN BORN IN BISHOP, I WOULD LIKE TO HELP IN MAKING BISHOP A BETTER PLACE FOR THEM TO LIVE IN, AND FOR THE ENJOYMENT OF OUR VISITORS.~~

~~MY EXPERIENCE INCLUDES SERVING AS A STATE WIDE ASSOCIATION BOARD MEMBER AND NOW PRESIDENT, I VOLUNTEER FOR MANY ACTIVITIES IN AND AROUND THE CITY.~~

SINCERELY,  
JOSE GARCIA

2/28/13

Date



Signature

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KJC*

**SUBJECT:** Attorney Report – Ninth Circuit Court of Appeals – Rubin vs. City of Lancaster

**DATE:** April 8, 2013

**Attachments:**

- United States Court of Appeals for the Ninth Circuit Publication – Rubin vs. City of Lancaster
- City of Lancaster - Invocation Policy

**BACKGROUND/SUMMARY**

City Attorney Peter Tracy will provide an update to Council on the recent U.S. Ninth Circuit Court decision in the Rubin vs. City of Lancaster regarding invocations.

**RECOMMENDATION**

Council discusses the current Court ruling and provides direction to staff.

**FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

SHELLEY RUBIN; MAUREEN I. FELLER, <i>Plaintiffs-Appellants,</i>  v.  CITY OF LANCASTER, a municipal corporation, <i>Defendant-Appellee.</i>
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No. 11-56318

D.C. No.  
2:10-cv-04046-  
DSF-JC

OPINION

Appeal from the United States District Court  
for the Central District of California  
Dale S. Fischer, District Judge, Presiding

Argued and Submitted  
November 8, 2012—Pasadena, California

Filed March 26, 2013

Before: Alfred T. Goodwin and Diarmuid F. O'Scannlain,  
Circuit Judges, and Jack Zouhary, District Judge.\*

Opinion by Judge O'Scannlain

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\* The Honorable Jack Zouhary, United States District Judge for the  
Northern District of Ohio, sitting by designation.

**SUMMARY\*\***

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**Civil Rights**

The panel affirmed the district court's bench trial judgment in favor of the City of Lancaster in plaintiffs' 42 U.S.C. § 1983 action alleging that the city council's practice of opening its meetings with privately led prayers effected an unconstitutional establishment of religion.

The panel analyzed the City's policy and practice of soliciting volunteers from local congregations to lead the invocations regardless of the faith, denomination, or other religious belief of the congregation. The panel held that a Bishop's single reference to Jesus in an invocation did not amount to a violation of the Establishment Clause. The panel applied the history-based analysis set forth in *Marsh v. Chambers*, 463 U.S. 783 (1983), and concluded that neither the Supreme Court's decision in *Marsh*, nor in *County of Allegheny v. ACLU*, 492 U.S. 573 (1989), categorically forbids sectarian references in legislative prayer so long as legislative prayer—whether sectarian or not—does not proselytize, advance, or disparage one religion or affiliate government with a particular faith.

The panel also rejected plaintiffs' contention that viewed in context, the City's unwritten policy, practice and custom posed a First Amendment problem because the majority of city-council invocations have been Christian. The panel, focusing on the policy's neutrality and the principle of private

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\*\* This summary constitutes no part of the opinion of the court. It has been prepared by court staff for the convenience of the reader.

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choice, not on the number of volunteers from a particular sect, saw nothing in the record or in the prayer policy to indicate that the City had affiliated itself with Christianity. The panel stated that the City did not choose the content of the prayers or the denomination of the prayer-givers and the fact that most of the invocations had been Christian was merely a function of local demographics and the choice of religious leaders who responded to the City's invitation for volunteers.

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COUNSEL

Roger Jon Diamond, Santa Monica, California, for Plaintiffs–Appellants.

Allison E. Burns (argued), David R. McEwen, and Joseph M. Adams, Stradling Yocca Carlson & Rauth, Newport Beach, California, for Defendant–Appellee.

Dean R. Broyles, National Center for Law & Policy, Escondido, California, for amicus curiae National Center for Law & Policy.

Steven W. Fitschen (argued) and Douglas E. Myers, National Legal Foundation, Virginia Beach, Virginia, for amicus curiae WallBuilders, Inc.

Jen Monk, Advocates for Faith & Freedom, Murrieta, California; and Scott W. Gaylord, Elon University Law School, Greensboro, North Carolina, for amicus curiae Independence Law Center.

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Deborah J. Dewart, Justice and Freedom Fund, Swansboro, North Carolina; and James L. Hirsen, Anaheim Hills, California, for amicus curiae Justice and Freedom Fund.

Gary S. McCaleb and Brett Harvey, Alliance Defense Fund, Scottsdale, Arizona; and Kevin Theriot, Alliance Defense Fund, Leawood, Kansas, for amicus curiae Alliance Defense Fund.

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**OPINION**

O'SCANNLAIN, Circuit Judge:

We must decide whether a city council's practice of opening its meetings with privately led prayers effects an unconstitutional establishment of religion.

**I**

**A**

The City of Lancaster, California, typically begins each of its city-council meetings with a citizen-led invocation.<sup>1</sup> For years, that practice had been merely an informal one.<sup>2</sup> But on August 25, 2009, after receiving a cease-and-desist letter from the American Civil Liberties Union, the City

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<sup>1</sup> The relevant facts, which the district court found, are undisputed.

<sup>2</sup> During the period in which the invocation practice was informal, "a substantial majority" of the prayers were "Christian in nature," and some "contained explicitly sectarian religious references, including specific references to Jesus Christ."

decided to commit to paper an official invocation policy. That policy sets forth a two-step procedure for soliciting volunteers. First, the city clerk “compile[s] and maintain[s] a database . . . of the religious congregations with an established presence” in Lancaster. To gather names of local congregations to add to the master list, the clerk reviews Lancaster’s *Yellow Pages* for “churches,” “congregations,” and “other religious assemblies”; searches the internet for any local “church,” “synagogue,” “temple,” “chapel,” or “mosque”; and consults the regional chamber of commerce and newspaper. All congregations in Lancaster are eligible to appear on the City’s list. The clerk does not probe “the faith, denomination, or other religious belief” of a congregation before adding its name to the database.

Next, the clerk mails all of the listed religious groups an invitation to open a city-council meeting with an invocation. The invitation reads,

This opportunity is voluntary, and you are free to offer the invocation according to the dictates of your own conscience. To maintain a spirit of respect and ecumenism, the City Council requests that the prayer opportunity not be exploited as an effort to convert others . . . nor to disparage any faith or belief different [from] that of the invocational speaker.

Elaborating on its apparent commitment to ecumenism, the policy states that it “is not intended, and shall not be implemented or construed in any way, to affiliate the City Council with, nor express the City Council’s preference for, any faith or religious denomination.” Instead, the policy “is

intended to acknowledge and express the City Council's respect for the diversity of religious denominations and faiths represented and practiced among the citizens of Lancaster." To that end, the City allows each congregation only three, nonconsecutive invocations a year. No person who has volunteered to pray has been turned down, and no government official has ever attempted to influence the clerk's selection or scheduling of volunteers.

In late 2009, to gauge public support for the prayer policy, the City submitted to municipal voters a nonbinding measure ("Measure I") requesting a yes-or-no vote on this question: "In response to a recent complaint, with respect to the invocations that contained a reference to Jesus Christ[,] shall the City Council continue its invocation policy in randomly selecting local clergy of different faiths to deliver the invocation without restricting the content based on their beliefs, including references to Jesus Christ?" To aid the citizenry's deliberation, the city attorney submitted to the public (as was his duty) an analysis of the prayer policy's legality, which concluded that the policy stood on firm constitutional footing. The mayor and vice-mayor also submitted a ballot argument in support of the measure, asserting that each person has a right to pray in accordance with his own beliefs and so may pray "to the deity of [his] own choosing." The measure was approved.

Shelley Rubin, a Jew, and Maureen Feller, a Christian, attended a council meeting on April 27, 2010. Bishop Henry Hearn, former mayor of Lancaster and then-current "honorary mayor," delivered the invocation. Hearn thanked God for his many kindnesses, asked God to bless the council members (among others), and closed with this entreaty: "Bring our minds to know you and in the precious, holy and

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righteous and matchless name of Jesus I pray this prayer. Amen and Amen. God bless you.” Because Hearn had invoked the name of Jesus, Rubin and Feller “were upset and offended.” Neither plans to attend another council meeting until references to Jesus are forbidden.

Between the day Lancaster ratified its policy and the day of Hearn’s invocation, twenty prayers were given by members of Christian denominations (and each mentioned Jesus’s name), four were given by a self-identified “metaphysicist,” one was given by a Sikh, and another by a Muslim. Since then, nine invocations have mentioned Jesus, and five have not.

**B**

A week after Hearn’s invocation, Rubin and Feller sued the City of Lancaster in California state court under 42 U.S.C. § 1983 and Article I, Section 4 of the California Constitution. Rubin and Feller specifically requested declaratory and injunctive relief from the City’s policy of permitting prayers that mention Jesus, arguing that both the invocations and the policy amounted to an establishment of religion. The City removed to federal court.

The district court held a bench trial and rejected Rubin and Feller’s claims. The court reasoned that unless legislative prayer proselytizes, advances, or disparages a particular faith, it does not violate the First Amendment simply because it contains sectarian references. The mere mention of Jesus in the April 27 invocation, therefore, did not cross the constitutional line. The district court also rejected Rubin and Feller’s argument that the prayer practice itself transgressed the First Amendment. “Volunteers of numerous

faiths are invited to and have given invocations before City Council meetings,” the court noted, “and the selection process does not discriminate against any faith.” The court emphasized that the City—precisely to avoid Establishment Clause problems—had declined to regulate the content of the prayers, requesting only that volunteers not use the opportunity to proselytize or disparage any one faith. Finally, the court concluded that their state constitutional claim failed for the same reasons. Rubin and Feller timely appeal.

## II

Rubin and Feller argue that the district court wrongly concluded that both the April 27 invocation and the City’s prayer practice withstood First Amendment scrutiny.<sup>3</sup> We consider first the prayer and then the policy.

### A

Rubin and Feller urge us to declare Hearn’s April 27 invocation (specifically, its reference to Jesus) unconstitutional and to reverse the district court’s contrary conclusion. Relying principally on two Supreme Court cases, they contend that any explicit reference to a sectarian figure in legislative prayer is a per se breach of the Establishment Clause.

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<sup>3</sup> Although Rubin and Feller arguably waived their challenge to the prayer policy below, the district court nonetheless ruled on it. The issue of the policy’s constitutionality is therefore before us.

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## 1

Both sides rightly assume that this case falls within the ambit of *Marsh v. Chambers*, 463 U.S. 783 (1983). There, the Supreme Court considered whether the Nebraska Legislature’s decades-old practice of opening each legislative day with a prayer delivered by a state-employed chaplain violated the Establishment Clause. Since 1965, Robert Palmer, a Presbyterian minister, had served as the Nebraska Legislature’s official chaplain, a salaried position. Each day the legislature met, Palmer began with a prayer. Ernest Chambers, a member of the legislature, sued to enjoin that practice. *Marsh*, 463 U.S. at 784–85.

Although the Eighth Circuit had evaluated Nebraska’s practice under the familiar three prongs of *Lemon v. Kurtzman*, 403 U.S. 602 (1971), *see Marsh*, 463 U.S. at 786, the Supreme Court took a different approach, “swe[eping] away” prevailing Establishment Clause doctrine in favor of a history-based analysis.<sup>4</sup> *Snyder v. Murray City Corp.*, 159 F.3d 1227, 1232 (10th Cir. 1998) (en banc). “The opening of sessions of legislative and other deliberative public bodies with prayer,” the *Marsh* Court noted, “is deeply

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<sup>4</sup> Since *Marsh*, legislative prayer has enjoyed a “sui generis status” in Establishment Clause jurisprudence. *Snyder v. Murray City Corp.*, 159 F.3d 1227, 1231 (10th Cir. 1998) (en banc); *see also McCreary Cty. v. ACLU*, 545 U.S. 844, 860 n.10 (2005) (“Establishment Clause doctrine lacks the comfort of categorical absolutes. In special instances we have found good reason to hold governmental action legitimate where its manifest purpose was presumably religious. *See, e.g., Marsh v. Chambers . . .*”); *Card v. City of Everett*, 520 F.3d 1009, 1014 (9th Cir. 2008) (“*Marsh . . .* should be construed as carving out an exception to normal Establishment Clause jurisprudence due to the unique history of legislative prayer.” (internal quotation marks omitted)).

embedded in the history and tradition of this country.” 463 U.S. at 786. The Continental Congress, no less, began each of its sessions with an invocation delivered by a paid chaplain. Likewise, the First Congress, in one of its first official acts, arranged for daily chaplain-led prayer in both chambers. Days later, “final agreement was reached on the language of the Bill of Rights.” *Id.* at 788. “Clearly,” the Court inferred, “the men who wrote the First Amendment Religion Clause did not view paid legislative chaplains and opening prayers as a violation of that Amendment.” *Id.* at 789–90. Furthermore, the “practice of opening sessions with prayer has continued without interruption ever since.” *Id.* at 789. Given this history, there could be “no doubt” that legislative prayer was constitutional. *Id.*

Having upheld legislative prayer in general, the *Marsh* Court next considered whether specific features of Nebraska’s practice pushed it out of constitutional bounds. Chambers leveled three complaints: (1) that Nebraska had selected a representative of “only one denomination” for sixteen years, (2) that the chaplain was on the state payroll, and (3) that his prayers were offered “in the Judeo-Christian tradition.” *Id.* at 792–93. All three objections flopped. Choosing “a clergyman of one denomination” did not “advance[] the beliefs” of his sect. Nor did paying him. *Id.* at 794 (“[R]enumeration is grounded in [the Framers’] historic practice.”). Nor, even, did the words of the prayers themselves: “The content of the prayer is not of concern to judges where, as here, there is no indication that the prayer opportunity has been exploited to proselytize or advance any one, or to disparage any other, faith or belief,” the Court declared. “That being so, it is not for us to embark on a sensitive evaluation or to parse the content of a particular prayer.” *Id.* at 794–95.

A cursory read of *Marsh* does not disclose whether all or only some of Palmer's prayers were "not of concern." In footnote 14 (the call for which follows the Court's description of the prayers as "Judeo-Christian"), the Court wrote,

Palmer characterizes his prayers as "nonsectarian," "Judeo Christian," and with "elements of the American civil religion." Although some of his earlier prayers were often explicitly Christian, Palmer removed all references to Christ after a 1980 complaint from a Jewish legislator.

*Id.* at 793 n.14 (citations omitted); *see also Van Orden v. Perry*, 545 U.S. 677, 688 n.8 (2005) (plurality opinion) ("In *Marsh*, the prayers were often explicitly Christian, but the chaplain removed all references to Christ the year after the suit was filed."). Six years later, in *County of Allegheny v. ACLU*, the Court revisited that footnote. 492 U.S. 573 (1989). There, the Court weighed the constitutionality of a city's yearly public display of a Christmas crèche and a Hanukkah menorah. Resolving the case under *Lemon*, the Court had occasion to address *Marsh* only in response to one of the dissent's arguments:

[I]n *Marsh* itself, the Court recognized that not even the "unique history" of legislative prayer can justify contemporary legislative prayers that have the effect of affiliating the government with any one specific faith or belief. The legislative prayers involved in *Marsh* did not violate this principle because the particular chaplain had "removed all references to Christ."

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*Id.* at 603 (internal citations omitted). Rubin and Feller assert that this snippet from *Allegheny* both confirms that *Marsh* upholds only nonsectarian legislative invocations and establishes that a single sectarian reference in a legislative prayer goes too far.

## 2

Rubin and Feller misread *Marsh* and misapprehend the effect of *Allegheny*. Footnote 14 notwithstanding, *Marsh* nowhere confines its review of Nebraska’s practice solely to the short period in which Palmer delivered only nonsectarian prayers.<sup>5</sup> Rather, the Court trained its analysis on Nebraska’s practice *over time*. See, e.g., 463 U.S. at 790 (“ . . . Nebraska’s practice of over a century, consistent with two centuries of national practice . . . ”); *id.* at 795 (“The unbroken practice . . . for more than a century in Nebraska . . . gives abundant assurance that there is no real threat . . .”). Indeed, when it took up Chambers’s objection to the prayers’ content, the Court concluded—in a tellingly worded sentence—that “there is no indication that the prayer opportunity *has been* exploited” to proselytize, advance, or disparage a religion. *Id.* at 794–95 (emphasis added). That verb (“has been exploited”) is in the present perfect tense, denoting “a time in the indefinite past” or “a past action that comes up to and touches the present.” See *Chicago Manual of Style* 237 (16th ed. 2010). Had the Court wished to avoid suggesting that Palmer’s pre-1980 sectarian prayers had not advanced Christianity, it would have used either the simple past (“was

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<sup>5</sup> “And it is not even clear that the removal of references to Christ rendered all post-1980 prayers nondenominational.” *Galloway v. Town of Greece*, 681 F.3d 20, 30 (2d Cir. 2012), *petition for cert. filed*, 81 U.S.L.W. 3336 (U.S. Dec. 6, 2012) (No. 12-696).

exploited”) or past perfect (“had been exploited”) with a qualifying clause or phrase (e.g., “there is no indication that, during or after 1980, the prayer opportunity [was / had been] exploited”). As written, the opinion leaves the impression that *none* of Palmer’s controversial prayers, at least viewed cumulatively, crossed the line.

Both dissents in *Marsh* read the majority opinion as we do. Justice Brennan, for example, argued that the “controversy” surrounding the chaplain’s “Christological references” evinced a threat of state “entanglement” with religion—a meaningless riposte to the majority if only Feller’s nonsectarian prayers had been before the Court. *Marsh*, 463 U.S. at 799–800 & n.9 (Brennan, J., dissenting). Likewise, Justice Stevens faulted the majority for neglecting to scrutinize Palmer’s overtly Christian supplications: “The Court declines to ‘embark on a sensitive evaluation or to parse the content of a particular prayer.’ Perhaps it does so because it would be unable to explain away the clearly sectarian content of some of the prayers given by Nebraska’s chaplain.” *Id.* at 823 & n.2 (Stevens, J., dissenting) (internal citations omitted) (citing a prayer of Palmer’s from 1978 that spoke of “the suffering and death of [God’s] son,” “[t]he power of the cross,” and “the wonder of Christ crucified”). Plainly, neither dissenting justice interpreted footnote 14 to leave for another day the constitutional status of single sectarian references in legislative prayers. *See also Van Orden*, 545 U.S. at 688 n.8 (plurality opinion) (“In *Marsh*, the prayers were often explicitly Christian . . .”).

## 3

What is more telling than *Marsh*’s language, however, is that the very “history and tradition” anchoring its holding

reveal a long-standing practice not only of legislative prayer generally but of *sectarian* legislative prayer specifically. For instance, the very first invocation before the Continental Congress concluded, “All this we ask in the name and through the merits of Jesus Christ.” Rev. Jacob Duché, *First Prayer of the Continental Congress* (Sept. 7, 1774), Office of the Chaplain: U.S. House of Representatives, <http://chaplain.house.gov/archive/continental.html>. Similarly, Congress’s first Thanksgiving Proclamation besought the colonial citizenry to “humble and earnest supplication that it may please God through the merits of Jesus Christ” to forgive and bless them. 9 *Journals of the Continental Congress, 1774–1789* 855 (Worthington Chauncey Ford ed., 1907). Again in 1800, to mark the death of George Washington, a legislative chaplain petitioned that all “may obtain unto the resurrection of life, through Jesus Christ our Lord; at whose second coming in glorious majesty to judge the world . . . those who sleep in him shall be . . . made like unto his own glorious body.” Henry Lee III, *An Address and a Form of Prayer, in An American Prayer Book* 58–59 (Christopher L. Webber ed., 2008).

This practice of sectarian congressional prayer has persisted. *Cf. Marsh*, 463 U.S. at 790 (giving weight to legislative prayer as an “unbroken practice”). As one scholar reports, “from America’s earliest days to the present times, the prayers delivered by [legislative] chaplains have been true sacral prayers, and many of them, true Christian prayers.” Steven Epstein, *Rethinking the Constitutionality of Ceremonial Deism*, 96 *Colum. L. Rev.* 2083, 2104 (1996). For example, between 1990 and 1996, “over two hundred and fifty opening prayers delivered by congressional chaplains . . . included supplications to Jesus Christ.” *Id.* at 2104 & n.118. And the tradition continues. *See, e.g., Newdow v. Bush*,

355 F. Supp. 2d 265, 285 n.23 (D.D.C. 2005) (“[T]he legislative prayers at the U.S. Congress are overtly sectarian.”).

This evidence makes it even more difficult to read *Marsh* as categorically barring sectarian legislative invocations. Indeed, if “what matters under *Marsh* is whether the prayer to be offered fits within the genre of legislative invocational prayer that has become part of the fabric of our society,” then surely, as a general matter, sectarian and nonsectarian legislative prayer stand on equal footing. *Simpson v. Chesterfield Cnty. Bd. of Sup’rs*, 404 F.3d 276, 282 (4th Cir. 2005) (quoting *Snyder*, 159 F.3d at 1233) (internal alterations and quotation marks omitted).

## 4

Nonetheless, Rubin and Feller insist that *Allegheny* dislodged *Marsh*. We disagree. First, though *Allegheny* commented on *Marsh*, it did not—because, in dicta, it *could* not—supplant *Marsh* or restrict its scope. See *Simpson*, 404 F.3d at 281 n.3 (“*Allegheny* concerned religious holiday displays, referencing *Marsh* to confirm that *Marsh* did not apply in that context.”); *Joyner v. Forsyth Cnty.*, 653 F.3d 341, 360 (4th Cir. 2011) (Niemeyer, J., dissenting) (“*Allegheny*’s dicta . . . do not govern legislative prayer cases.”), *cert. denied*, 132 S. Ct. 1097 (2012). In any event, *Allegheny* does not in fact say that a legislative prayer is constitutional only if nonsectarian. A legislative invocation stripped of any mention of Jesus, *Allegheny* suggests, would not have the “effect of affiliating the government with” religion, but that is not to say that an explicitly sectarian prayer necessarily would. See *Pelphrey v. Cobb Cnty.*, 547 F.3d 1263, 1271–72 (11th Cir. 2008) (“*Allegheny* does

not require that legislative prayer conform to the [nonsectarian] model in *Marsh*. *Allegheny* instead reiterates the lesson of *Marsh* that legislative prayers should not ‘demonstrate a [government] preference for one particular sect or creed . . . .’”). Rather, so long as legislative prayer—whether sectarian or not—does not proselytize, advance, or disparage one religion (*Marsh*’s language) or affiliate government with a particular faith (*Allegheny*’s reiteration), it withstands scrutiny. *Marsh*, 463 U.S. at 795. Far from displacing *Marsh*, *Allegheny* merely illuminates its boundaries.

For these reasons, we join several of our sister circuits in concluding that neither *Marsh* nor *Allegheny* categorically forbids sectarian references in legislative prayer.<sup>6</sup>

## 5

Rubin and Feller argue that Hearn’s April 27 prayer went too far. “Bring our minds to know you,” Hearn importuned that evening, “and in the precious, holy and righteous and matchless name of Jesus I pray this prayer.” As Rubin and

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<sup>6</sup> See *Galloway*, 681 F.3d at 29 (“[*Allegheny*] does not mean that any *single* denominational prayer has the forbidden effect of affiliating the government with any one faith.”); *Joyner*, 653 F.3d at 351 (“[C]ourts should not be in the business of policing [legislative] prayers for the occasional sectarian reference—that carries things too far.”); *Pelphrey*, 547 F.3d at 1266 (“The taxpayers argue that the Establishment Clause permits only nonsectarian prayers for the meetings of the commissions, but we disagree.”). “To the extent that [other] circuit cases stand instead for the proposition that the Establishment Clause precludes all legislative invocations that are denominational in nature . . . we cannot agree.” *Galloway*, 681 F.3d at 28 (citing *Hinrichs v. Bosma*, 440 F.3d 393, 399 (7th Cir. 2006) and *Stein v. Plainwell Cmty. Schs.*, 822 F.2d 1406, 1409 (6th Cir. 1987)).

## RUBIN V. CITY OF LANCASTER

17

Feller have made quite clear throughout this litigation, they object to Hearn's prayer simply because it "mention[s] the name of Jesus." "[T]he Plaintiffs," their brief says, "were upset and offended because Hearn mentioned the name of Jesus." The district court acknowledged as much in its disposition below: "Plaintiffs clarified at trial that they challenge . . . only the reference to Jesus." And again: "Plaintiffs have made clear that their contention that the April 27 invocation violates the Establishment Clause rests solely on the single reference to Jesus." Consequently, the district court concluded that, aside from Hearn's invocation of Jesus, "[p]laintiffs have presented no evidence or argument to suggest that the April 27" invocation proselytized, advanced, or disparaged any faith, nor have they "contended that it had this purpose or effect."

So encumbered, Rubin and Feller's challenge to the April 27 prayer collapses. *Marsh* "does not mean that any *single* denominational prayer has the forbidden effect of affiliating the government with any one faith." *Galloway*, 681 F.3d at 29. Therefore, the district court's refusal to declare Hearn's invocation unconstitutional was not error.

**B**

Rubin and Feller next challenge the district court's determination that the April 27 prayer viewed "in context"—what they call the invocation "policy in practice"—posed no First Amendment problem. They say that it was not just Hearn's invocation that caused them to sue, but "what preceded" it and "what has occurred since." The problem, they allege, is the "unwritten policy, practice and custom of the City of Lancaster" under which the

majority of city-council invocations have been Christian—and often explicitly so.<sup>7</sup>

1

Just as *Marsh* evaluated Nebraska’s *practice* of legislative prayers (not Palmer’s prayers individually), we now must determine whether the City’s “prayer practice, viewed in its entirety,” has “advance[d] a single religious sect.” *Galloway*, 681 F.3d at 28; see *Pelphrey*, 547 F.3d at 1277–78. To resolve this question, two circuits have undertaken something like an observer-based “frequency” analysis, invalidating any legislative-prayer practice that, from the vantage point of the prayers’ listeners, has resulted in too large a proportion of sectarian invocations from one particular religious group. Because the attendees “hear the prayers, not the policy,” the Fourth Circuit has reasoned, “we cannot turn a blind eye to the practical effects of the invocations at issue.” *Joyner*, 653 F.3d at 354. Adopting a similar approach, the Second Circuit has asked whether, given the predominance of one sect’s prayers (among other factors), “the [government’s] practice, viewed in its totality by an ordinary, reasonable observer, conveyed the view that [it] favored or disfavored certain religious beliefs.” *Galloway*, 681 F.3d at 29.

We read *Marsh* to require a different inquiry. “In determining what it means to ‘advance’ one religion or faith over others, the touchstone of the analysis should be whether *the government* has placed its imprimatur, deliberately or by

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<sup>7</sup> We assume without deciding (because the City makes no argument to the contrary) that the City’s “policy in practice,” as Rubin and Feller describe it, is an actionable “policy” or “custom” under *Monell v. Department of Social Services*, 436 U.S. 658 (1978).

implication, on any one faith or religion.” *Joyner*, 653 F.3d at 362 (Niemeyer, J., dissenting). Reviewing the First Amendment’s ratification history, the *Marsh* Court acknowledged that, though some Framers had in fact opposed legislative prayer because of its possibly disquieting effect on listeners of “divided . . . religious sentiments,” that concern “was met by Samuel Adams, who stated that ‘he was no bigot, and could hear a prayer from a gentleman of piety and virtue, who was at the same time a friend to his country.’” *Marsh*, 463 U.S. at 791–92. That Adams’s view ultimately prevailed confirmed for the *Marsh* Court that the Framers, on the whole, “did not consider opening prayers as . . . symbolically placing the government’s official seal of approval on one religious view.” *Id.* at 792 (internal quotation marks omitted). Of course, a state still could, through its policy or practice, intentionally affiliate itself with a particular sect, but the question whether it has, *Marsh* suggests, will not pivot on the practice’s effect on the disapproving listener.<sup>8</sup> *See id.* (downplaying the significance of legislative prayer’s effect on an observer who, as “an adult, [is] presumably not readily susceptible to religious indoctrination or peer pressure” (internal citations and

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<sup>8</sup> Contrasting legislative prayer with prayer during a high-school graduation ceremony, the Court explained years later,

Inherent differences between the public school system and a session of a state legislature distinguish this case from *Marsh v. Chambers* . . . . The atmosphere at the opening of a session of a state legislature where adults are free to enter and leave with little comment and for any number of reasons cannot compare with the constraining potential of the one school event most important for the student to attend.

*Lee v. Weisman*, 505 U.S. 577, 596–97 (1992).

quotation marks omitted)); *see also id.* at 798 (Brennan, J., dissenting) (bemoaning the majority's failure to conclude, under *Lemon's* "primary effect" prong, that from the perspective of the listener, "invocations in Nebraska's legislative halls explicitly link religious belief and observance to the power and prestige of the State").

Bypassing the reasonable observer, the *Marsh* Court instead trained its analysis not only on history but on the *government's* actions. For instance, though the court of appeals had worried that Palmer's sixteen-year tenure had "the *effect* of giving preference" to Presbyterianism, the Court, "no more than Members of the Congresses of this century, [could] perceive any suggestion that choosing a clergyman of one denomination advances the beliefs" of his church. *Marsh*, 463 U.S. at 793 (emphasis added). "To the contrary, the evidence"—which went solely to the *government's* reasons for retaining Palmer—suggested merely "that Palmer was reappointed because his performance and personal qualities were acceptable to the body appointing him." *Id.* at 793; *see also id.* at 823 n.1 (Stevens, J., dissenting) ("[O]nce again, the Court makes the subjective motivation of legislators the decisive criterion for judging the constitutionality of a state legislative practice."). The majority was similarly unconcerned that Palmer was a paid employee of the state, for, regardless of whether remuneration signals endorsement, it "is grounded in historic practice." *Id.* at 794. Likewise, the Court shrugged off Chambers's objection to the prayers themselves, even though Palmer's many sectarian references—having actually "led to controversy [in the legislature] along religious lines"—at times might have struck listeners as too favorable to Christianity. *See id.* at 800 (Brennan, J., dissenting) (highlighting "a series of [such] instances" in the record). In

sum, whatever message Nebraska might have conveyed through its practice of selecting, paying, and retaining for sixteen years a Presbyterian chaplain who often delivered explicitly Christian invocations, the Supreme Court concluded that the legislature had not advanced Christianity.

To be sure, had *Marsh* applied *Lemon*, then the question whether Nebraska had advanced Christianity would have depended on the prayers' effects and the reasonable observer's perceptions. See *Lemon*, 403 U.S. at 612; *Lynch v. Donnelly*, 465 U.S. 668, 692 (1984) (O'Connor, J., concurring) (reading *Lemon*'s effect prong to forbid government action that communicates "a message of government endorsement" to the reasonable observer); *Bd. of Educ. of Westside Cmty. Schs. v. Mergens*, 496 U.S. 226, 249–53 (1990) (plurality opinion) (treating *Lemon*'s second prong and the endorsement test as the same inquiry). And indeed, the Court might well have determined, as had the Eighth Circuit, that "[t]hose who have observed or participated in Nebraska's legislative process over the last sixteen years would have to conclude that the legislature has an official view on religion which is expressed by its minister and promoted with the use of state funds." *Chambers v. Marsh*, 675 F.2d 228, 235 (8th Cir. 1982), *rev'd*, 463 U.S. 783 (1983).<sup>9</sup> Instead, the Court left *Lemon* on the shelf, upholding Nebraska's practice solely on the basis of original intent, tradition, and the absence of evidence suggesting a

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<sup>9</sup> *But see Lynch*, 465 U.S. at 692–93 (O'Connor, J., concurring) (because of its history, legislative prayer is "not understood as conveying government approval of particular religious beliefs"); *Allegheny*, 492 U.S. at 630 (O'Connor, J., concurring) ("[T]he history and ubiquity of a practice . . . provides part of the context in which a reasonable observer evaluates whether a challenged government practice conveys a message of endorsement of religion." (internal quotation marks omitted)).

state-led effort to proselytize, advance, or disparage any one religion.

For these reasons, we conclude that the question in this case is not simply whether, given the frequency of Christian invocations, the reasonable observer of Lancaster’s city-council meetings would infer favoritism toward Christianity. Rather, it is whether the City itself has taken steps to affiliate itself with Christianity.

2

Rubin and Feller argue that the City, through its prayer practice, has placed its “official seal of approval” on Christianity. *Marsh*, 463 U.S. at 792. Far from it. The City has instead taken every feasible precaution—short of the extra step (itself fraught with constitutional peril<sup>10</sup>) of requiring volunteers to refrain altogether from referencing sectarian figures—to ensure its own evenhandedness. First, it has codified a litany of neutrality-enforcing safeguards: No person attending a city-council meeting, including a city employee or official, is required to participate in any prayer. No volunteer is paid to pray. Neither the council nor the clerk may “engage in any prior inquiry, review of, or involvement in, the content of any prayer to be offered.” Moreover, the clerk has never removed a congregation’s name from the list of invitees or refused to include one. *Cf. Joyner*, 653 F.3d at 362–63 (Niemeyer, J., dissenting) (“It is undisputed that both the County’s policy and its implementation treat religious leaders from all religions *identically*, and no congregation was excluded from the County list.”).

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<sup>10</sup> See *infra* Part II.B.4.

Second, the City has taken proactive measures to deliver on its promise of inclusivity. The clerk must “make every reasonable effort to ensure that a variety of eligible invocational speakers are scheduled” to pray, but “[i]n any event, no invocational speaker shall be scheduled to offer a prayer at consecutive meetings . . . or at more than three . . . meetings in any calendar year.” *Cf. Pelphrey*, 547 F.3d at 1266 (prayer policies constitutional because they “allow volunteer leaders of different religions, on a rotating basis, to offer invocations with a variety of religious expressions,” such as references to Allah, Muhammad, and Jesus, by far the figure most often mentioned). He is to invite every local religious group that he can find. And, as responses trickle in, he is to schedule appearances on “a first-come, first-serve[d] or other random basis.” No city official has ever attempted to influence the clerk’s scheduling decisions.

Third, the City has stressed, both to the public and to invited prayer-givers, the policy’s nonsectarian aims. Designed to “acknowledge and express the city Council’s respect for [Lancaster’s] diversity of religious denominations and faiths,” as well as to “solemnize proceedings” of the council, the policy states that it “is not intended, and shall not be implemented or construed in any way, to affiliate the City Council with, nor express . . . preference for, any faith or religious denomination.” Hence, the invitation notes that “[t]his opportunity is voluntary, and you are free to offer the invocation according to the dictates of your own conscience.” It also entreats volunteers to respect the sensitive nature of the forum: “To maintain a spirit of respect and ecumenism, the City Council requests only that the prayer opportunity not be exploited as an effort to convert others . . . nor to disparage any faith or belief different [from] that of the invocational speaker.” Not only, then, has the City designed its policy to

heed *Marsh*'s strictures. It also has asked its volunteers to do the same.

3

But none of this, Rubin and Feller insist, is enough. Its facially neutral policy notwithstanding, the City has advanced Christianity *in effect* because, as it happens, most of the volunteers so far have been Christian and have given Christian invocations.<sup>11</sup>

This argument misconceives the focus of our inquiry. Whatever the content of the prayers or the denominations of the prayer-givers, the *City* chooses neither. That most so far have been Christian is merely a function of local "demographics and the choices of the religious leaders who responded out of their own initiative to the [City's]

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<sup>11</sup> In addition to their effects-based argument, Rubin and Feller also insinuate in passing that the mayor of Lancaster, Rex Parris, is at the center of a campaign to transform Lancaster into a miniature Christendom. They point to a speech that Parris made before a meeting of Christian ministers in 2010, in which he said, "[W]e are growing a Christian community, and we should not shy away from that." According to the district court, Parris later testified "that he meant a 'community where we love our neighbors, that we take care of our neighbors, that we protect our neighbors.' He further testified that this is his policy; it is not an official City policy." Since then, Parris has recruited members of minority (non-Christian) sects to "sign up" for council invocations. Otherwise, he has had no involvement in the prayer policy's administration. For these reasons, the district court was right to downplay the significance of Parris's speech.

invitation.”<sup>12</sup> *Joyner*, 653 F.3d at 363 (Niemeyer, J., dissenting). The City cannot control which religious congregations settle within its limits. Nor can it compel leaders of those congregations to accept its invitations.<sup>13</sup> Rubin and Feller attack the City for the “policy in practice,” but they have the wrong target: the policy’s authors are the citizens themselves. *Cf. id.* (“[Plaintiffs] overlook[] the real life fact that when Forsyth County calls for prayers from religious leaders under a neutral policy that is proactively inclusive, the prayers will reflect the religions of the religious leaders, not the preferences of the County.”).

In other Establishment Clause contexts, the Supreme Court has stressed this element of private choice, holding time and time again that when a neutral government policy or program merely allows or enables private religious acts, those acts do not necessarily bear the state’s imprimatur. In the school-vouchers case, for example, the Court explained that “where a government aid program is neutral with respect to religion, and provides assistance directly to a broad class of citizens who, in turn, direct government aid to religious schools wholly as a result of their own genuine and independent private choice, the program is not readily subject to challenge under the Establishment Clause.” *Zelman v. Simmons-Harris*, 536 U.S. 639, 652 (2002). This is because “[t]he *incidental advancement* of a religious mission, or the

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<sup>12</sup> Here, as in *Joyner*, “there is no evidence to suggest that the [City] attempted to game the demographics . . . by manipulating the list of religious leaders to ensure that only Christian prayer would be offered.” *Joynder*, 653 F.3d at 363 (Niemeyer, J., dissenting).

<sup>13</sup> Though it may encourage them to do so, as the mayor has done. According to the district court, Mayor Parris has “encourag[ed] ‘a lot of religious leaders including Sikhs, Rabbis, and Muslims to sign up.’”

perceived endorsement of a religious message, is reasonably attributable to the individual recipient, not to the government.” *Id.* (emphasis added). On this logic, the Court also has rejected a constitutional challenge to a state tax-deduction program covering education expenses even for religious private schools: “Where, as here, aid to parochial schools is available only as a result of decisions of individual parents no imprimatur of State approval can be deemed to have been conferred on any particular religion, or on religion generally.” *Mueller v. Allen*, 463 U.S. 388, 399 (1983) (internal quotation marks and citation omitted). And again, resolving a challenge to a vocational-scholarship program, the Court noted that “[a]ny aid . . . that ultimately flows to religious institutions does so only as a result of the genuinely independent and private choices of aid recipients,” emphasizing that the challenged “program is made available generally without regard to the sectarian–nonsectarian, or public–nonpublic nature of the institution benefited.” *Witters v. Wash. Dep’t of Servs. for the Blind*, 474 U.S. 481, 488 (1986). These and other cases confirm, at the very least, that “a significant factor in upholding governmental programs in the face of Establishment Clause attack is their *neutrality* towards religion.” *Good News Club v. Milford Cent. Sch.*, 533 U.S. 98, 114 (2001); *see also Zobrest v. Catalina Foothills Sch. Dist.*, 509 U.S. 1, 8 (1993) (religious messages communicated by a taxpayer-funded sign-language interpreter working in a parochial school did not bear the government’s endorsement because the program neutrally provided access to large group of citizens regardless of religious views).

Focusing here “on [the policy’s] neutrality and the principle of private choice, not on the number of” volunteers from a particular sect, *Zelman*, 536 U.S. at 652, we see

nothing in the record or in the prayer policy to indicate that the City has affiliated itself with Christianity.

4

To avoid even the appearance that the prayer “policy in practice” too closely aligns the City with Christianity, Rubin and Feller request a ban on “prayers in the name of Jesus Christ (or any other religious figure).”<sup>14</sup> Presumably, Rubin and Feller would have us order the City to review as a matter of course the text of every proposed prayer, approving for delivery only those drafts rid of all references to saints, disciples, prophets, deities, and the like.

That remedy comes with its own set of First Amendment infirmities. For one thing, it would assign to the government the task of coauthoring prayers, precisely what the Court in *Lee v. Weisman* declared unconstitutional. In *Lee*, a rabbi argued that the government crossed the line when it told him that his graduation-ceremony invocation “should be nonsectarian.” *Lee*, 505 U.S. at 588. The Court agreed: “It is a cornerstone principle of our Establishment Clause jurisprudence that ‘it is no part of the business of government to compose official prayers,’” or “direct[] and control[]” their content. *Id.* at 588 (quoting *Engel v. Vitale*, 370 U.S. 421, 425 (1962)). “A state-imposed requirement that all

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<sup>14</sup> In truth, Rubin and Feller’s requests for relief have been inconsistent. In the first paragraph of their complaint, they ask for declaratory and injunctive relief only from prayers “wherein the name of Jesus Christ is invoked.” But at the end of the complaint, they ask the court to enjoin Lancaster from “condoning, allowing, and sponsoring religious prayers.” The district court concluded that plaintiffs “challenge *only* the reference to Jesus.” On appeal, plaintiffs now ask for an injunction against prayers mentioning Christ or any other “religious figure.”

legislative prayers be nondenominational . . . begins to sound like the establishment of ‘an official or civil religion,’” the Second Circuit has explained, and “[t]he problem with such civic religious statements lies, in part, in the danger that such efforts to secure religious ‘neutrality’ may produce ‘a brooding and pervasive devotion to the secular and a passive, or even active, hostility to the religious.’” *Galloway*, 681 F.3d at 29 (quoting *Sch. Dist. of Abington Twp., Pa. v. Schempp*, 374 U.S. 203, 306 (1963) (Goldberg, J., concurring)). Consequently, “a government may not establish a vague theism as a state religion any more than it may establish a specific creed.”<sup>15</sup> *Id.* at 29.

Second, the very act of deciding—as a matter of constitutional law, no less—who counts as a “religious figure” or what amounts to a “sectarian reference” not only embroils judges in precisely those intrareligious controversies that the Constitution requires us to avoid, but also imposes on us a task that we are incompetent to perform.<sup>16</sup> *See Lee*, 505 U.S. at 616–17 (Souter, J., concurring). Rubin and Feller ask us to forbid mention of Jesus, since he is clearly a religious figure. Ostensibly, the same is true of “Allah,”

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<sup>15</sup> Here, adopting a “vague theism” as civic religion would also risk shutting out those religious leaders who, perhaps for doctrinal reasons, are disinclined to restyle or dilute their prayers. *See* Robert J. Delahunty, “*Varied Carols*”: *Legislative Prayer in a Pluralist Polity*, 40 *Creighton L. Rev.* 517, 526–27 (2007) (“Faced with the choice of praying in conformity with a government-imposed standard of orthodoxy or not praying at all, many clergy (to their credit) will choose not to pray at all.”).

<sup>16</sup> It also may be that the task is simply impossible. *See* Geoffrey R. Stone, *In Opposition to the School Prayer Amendment*, 50 *U. Chi. L. Rev.* 823, 829 (1983) (arguing that “the very concept of a ‘nondenominational prayer’ is self-contradictory”).

“Muhammad,” or “Buddha.” But do more generic religious appellations also cross the line? “Heavenly Father” strikes some as comfortably ecumenical, *see, e.g., Simpson*, 404 F.3d at 284, yet several sects reject the “fatherhood of God,” *see generally, e.g., Elizabeth A. Johnson, She Who Is: The Mystery of God in Feminist Theological Discourse* (2002), and some reject even the idea of a heavenly deity, *see generally, e.g., Paul Harrison, Elements of Pantheism: Religious Reverence of Nature and the Universe* (2004). Other seemingly “safe” Judeo-Christian monikers, such as “Lord,” “Jehovah,” “Abraham,” and “Moses,” are no less problematic. *See Joyner*, 653 F.3d at 364 (Niemeyer, J., dissenting) (“[A]dherents to the Hindu or Muslim religions could assert that they are offended by prayers in the Judeo-Christian tradition, which the majority has deemed to be nonsectarian and nonoffensive.”). Even within the Judeo-Christian tradition, some deific titles that seem ecumenical turn out not to be. *See id.* (“[I]n *Simpson*, we labeled as nonsectarian references to ‘Lord of [l]ords,’ and ‘King of [k]ings.’ . . . Yet, those phrases refer to Jesus in the New Testament. *See Revelations*, 19:15.”). As these few examples show, “[s]imply by requiring the enquiry, nonpreferentialists invite the courts to engage in comparative theology.” *Lee*, 505 U.S. at 616–17 (Souter, J., concurring). We “can hardly imagine a subject less amenable to the competence of the federal judiciary, or more deliberately to be avoided where possible.”<sup>17</sup> *Id.* Thus, we avoid it here.

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<sup>17</sup> The Eleventh Circuit admitted in *Pelphrey* that it “would not know where to begin to demarcate the boundary between sectarian and nonsectarian expressions.” 547 F.3d at 1272. There, as here, the plaintiffs offered little guidance:

Even the individual taxpayers cannot agree on which expressions are “sectarian.” Bats, one of the taxpayers,

### III

Rubin and Feller also claim that Hearn's invocation and the City's prayer practice violate Article 1, Section 4 of the California Constitution, which, in relevant part, mimics the Establishment Clause. *See* Cal. Const. art. 1, § 4. This "protection against the establishment of religion embedded in the California Constitution [does not] create[] broader protections than those of the First Amendment," given that "the California concept of a 'law respecting an establishment of religion' coincides with the intent and purpose of the First Amendment establishment clause." *E. Bay Asian Local Dev. Corp. v. California*, 13 P.3d 1122, 1138 (Cal. 2000) (internal citation omitted). Therefore, for the same reasons that Rubin and Feller's First Amendment claim fails, their state claim fails as well.

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testified that a prohibition of "sectarian" references would preclude the use of "father," "Allah," and "Zoraster" but would allow "God" and "Jehovah." Selman, another taxpayer, testified, "[Y]ou can't say Jesus, . . . Jehovah, . . . [or] Wicca . . . ." Selman also deemed "lord or father" impermissible.

The taxpayers' counsel fared no better than his clients in providing a consistent and workable definition of sectarian expressions. In the district court, counsel for the taxpayers deemed "Heavenly Father" and "Lord" nonsectarian, even though his clients testified to the contrary. . . . When asked . . . whether "King of kings" was sectarian, he replied, "King of kings may be a tough one . . . . It is arguably a reference to one God . . . . I think it is safe to conclude that it might not be sectarian."

*Id.*

IV

The district court correctly determined that neither Hearn's April 27 invocation nor the City's prayer policy constituted an unconstitutional establishment of religion.

**AFFIRMED.**

**POLICY REGARDING INVOCATIONS  
AT MEETINGS OF THE CITY COUNCIL OF THE CITY OF LANCASTER**

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**WHEREAS**, the City Council is an elected legislative and deliberative public body, serving the citizens of the City of Lancaster; and

**WHEREAS**, legislative bodies in America have long maintained a tradition of solemnizing proceedings by allowing for an opening prayer before each meeting, for the benefit and blessing of the City Council; and

**WHEREAS**, since the incorporation of the City, the City Council has followed a practice of selecting a member of local clergy to provide invocations at City Council meetings; and

**WHEREAS**, the City Council now desires to adopt this formal, written policy to clarify and codify its invocation practices; and

**WHEREAS**, such prayer before deliberative public bodies has been consistently upheld as constitutional by American courts, including the United States Supreme Court; and

**WHEREAS**, in *Marsh v. Chambers*, 463 U.S. 783 (1983), the United States Supreme Court rejected a challenge to the Nebraska Legislature's practice of opening each day of its sessions with a prayer by a chaplain paid with taxpayer dollars, and specifically concluded, "The opening of sessions of legislative and other deliberative public bodies with prayer is deeply embedded in the history and tradition of this country. From colonial times through the founding of the Republic and ever since, the practice of legislative prayer has coexisted with the principles of disestablishment and religious freedom." *Id.*, at 786; and

**WHEREAS**, the Supreme Court further held, "To invoke divine guidance on a public body. . . is not, in these circumstances, an 'establishment' of religion or a step toward establishment; it is simply a tolerable acknowledgment of beliefs widely held among the people of this country." *Id.*, at 792; and

**WHEREAS**, the Supreme Court affirmed in *Lynch v. Donnelly*, 465 U.S. 668 (1984), "Our history is replete with official references to the value and invocation of Divine guidance in deliberations and pronouncements of the Founding Fathers and contemporary leaders." *Id.*, at 675; and

**WHEREAS**, the Supreme Court further stated, "Those government acknowledgments of religion serve, in the only ways reasonably possible in our culture, the legitimate secular purposes of solemnizing public occasions, expressing confidence in the future, and encouraging the recognition of what is worthy of appreciation in society. For that reason, and because of their history and ubiquity, those practices are not understood as conveying government approval of particular religious beliefs." *Id.*, at 693 (O'Connor, J., concurring); and

**WHEREAS**, the Supreme Court also famously observed in *Zorach v. Claiborn*, 343 U.S. 306, (1952), "We are a religious people whose institutions presuppose a Supreme Being." *Id.*, at 313-14; and

**WHEREAS**, the Supreme Court acknowledged in *Holy Trinity Church v. United States*, 143 U.S. 457 (1892), that the American people have long followed a "custom of opening sessions of all deliberative bodies and most conventions with prayer ...," *Id.*, at 471; and

**WHEREAS**, the Supreme Court has determined, "The content of [such] prayer is not of concern to judges where ... there is no indication that the prayer opportunity has been exploited to proselytize or advance any one, or to disparage any other, faith or belief." *Marsh*, 463 U.S. at 794-795; and

**WHEREAS**, the Supreme Court also proclaimed that it should not be the job of the courts or deliberative public bodies "to embark on a sensitive evaluation or to parse the content of a particular prayer" offered before a deliberative public body. *Id.*; and

**WHEREAS**, the Supreme Court has counseled against the efforts of government officials to affirmatively screen, censor, prescribe and/or proscribe the specific content of public prayers offered by private speakers, as such government efforts would violate the First Amendment rights of those speakers. *See, e.g., Lee v. Weisman*, 505 U.S. 577, 588-589 (1992); and

**WHEREAS**, the City Council intends, and has intended in past practice, to adopt a policy that upholds an individuals "free exercise" rights under the First Amendment; and

**WHEREAS**, the Supreme Court has repeatedly clarified that "there is a crucial difference between government speech endorsing religion, which the Establishment Clause forbids, and private speech endorsing religion, which the Free Speech and Free Exercise Clauses protect." *Bd. of Educ. of Westside Cmty. Sch. v. Mergens*, 496 U.S. 226, 250 (1990); and

**WHEREAS**, the City Council intends, and has intended in past practice, to adopt a policy that does not proselytize or advance any faith, or show any purposeful preference of one religious view to the exclusion of others; and

**WHEREAS**, the City Council recognizes its constitutional duty to interpret, construe, and amend its policies and ordinances to comply with constitutional requirements as they are announced; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Lancaster, California that the City Council does hereby adopt the following written policy regarding opening invocations before meetings of the City Council, to wit:

1. In order to solemnize proceedings of the City Council, it is the policy of the City Council to allow for an invocation or prayer to be offered at its meetings for the benefit of the City Council and the community.

2. No member of the City Council or City employee or any other person in attendance at the meeting shall be required to participate in any prayer that is offered.

3. The prayer shall be voluntarily delivered by an eligible member of the clergy/religious leader in the City of Lancaster. To ensure that such person (the "invocational speaker") is selected from among a wide pool of the (jurisdiction)'s clergy/religious leaders, on a rotating basis, the invocational speaker shall be selected according to the following procedure:

a. The City Clerk shall compile and maintain a database (the "Congregations List") of the religious congregations with an established presence in Lancaster.

b. The Congregations List shall be compiled by referencing the listing for "churches," "congregations," or other religious assemblies in the annual Yellow Pages phone book(s) published for the City of Lancaster, research from the Internet, and consultation with local chambers of commerce. All religious congregations with an established presence in the City of Lancaster are eligible to be included in the Congregations List, and any such congregation can confirm its inclusion by specific written request to the Clerk.

c. The Congregations List shall also include the name and contact information of any chaplain who may serve one or more of the fire departments or law enforcement agencies of the City of Lancaster or any nearby military facilities.

d. The Congregations List shall be updated annually by reasonable efforts of the City Clerk.

e. Within thirty (30) days of the effective date of this policy, the City Clerk shall mail an invitation addressed to the "religious leader" of each congregation listed on the Congregations List, as well as to the individual chaplains included on the Congregations List.

f. The invitation shall be dated at the top of the page, signed by the City Clerk at the bottom of the page, and read as follows:

*Dear religious leader,*

*The City Council makes it a policy to invite members of the clergy in the City of Lancaster to voluntarily offer a prayer before the beginning of its meetings, for the benefit and blessing of the City Council. As the leader of one of the religious congregations with an established presence in the local community of the City of Lancaster, or in your capacity as a chaplain for one of the fire departments or law enforcement agencies of the City of Lancaster, you are eligible to offer this important service at an upcoming meeting of the City Council.*

*If you are willing to assist the City Council in this regard, please send a written reply at your earliest convenience to the City Clerk at the address included on this letterhead. Clergy are scheduled on a first-come, first-serve or other random basis. The dates of the City Council's scheduled meetings for the upcoming year are listed on the following, attached page. If you have a preference among the dates, please state that request in your written reply.*

*This opportunity is voluntary, and you are free to offer the invocation according to the dictates of your own conscience. To maintain a spirit of respect and ecumenism, the City Council requests only that the prayer opportunity not be exploited as an effort to convert others to the particular faith of the invitational speaker, nor to disparage any faith or belief different than that of the invitational speaker.*

*On behalf of the City Council, I thank you in advance for considering this invitation.*

*Sincerely,  
City Clerk*

g. Consistent with paragraph 6 hereof and, as the invitation letter indicates, the respondents to the invitation shall be scheduled on a first-come, first-serve or other random basis to deliver the prayers.

h. If the selected invitational speaker does not appear at the scheduled meeting, the Mayor may ask for a volunteer from among the Council or the audience to deliver the invocation.

4. No invitational speaker shall receive compensation for his or her service.

5. The City Clerk shall make every reasonable effort to ensure that a variety of eligible invitational speakers are scheduled for the City Council meetings. In any event, no invitational speaker shall be scheduled to offer a prayer at consecutive meetings of the City Council, or at more than three (3) City Council meetings in any calendar year.

6. Neither the City Council nor the City Clerk shall engage in any prior inquiry, review of, or involvement in, the content of any prayer to be offered by an invitational speaker.

7. This policy shall be intended for all Boards and Commissions for the City of Lancaster, California.

8. This policy is not intended, and shall not be implemented or construed in any way, to affiliate the City Council with, nor express the City Council's preference for, any faith or religious denomination. Rather, this policy is intended to acknowledge and express the City Council's respect for the diversity of religious denominations and faiths represented and practiced among the citizens of Lancaster.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that this policy shall become effective immediately upon approval by the City Council of the City of Lancaster, California.

ATTEST:

  
GERI K. BRYAN, CMC  
City Clerk  
City of Lancaster

APPROVED:

  
R. REX PARRIS  
Mayor  
City of Lancaster

Approved: August 25, 2009

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

**SUBJECT:** GovTeller Credit Card Contract

**DATE:** April 8, 2013

**Attachments:** Staff Memo  
Merchant Agreement

#### BACKGROUND/SUMMARY

Staff has provided a detailed summary of the research and findings involving the use of credit cards by customers for services provided by the City of Bishop. The program was previously cost prohibitive.

More recently, staff has found a company that provides credit card services with a minimal one-time fee of \$75.00 per machine plus tax and shipping. The City is planning to purchase 3 machines, one located at City Hall, one for Public Works and one for the Police Department.

Staff sees this as an opportunity to provide continued outstanding customer service.

#### RECOMMENDATION

Council consideration to approve the execution of the Agreement with GovTeller for credit, debit, and online payments for a trial period of one (1) year.



**To:** Keith Caldwell, City Administrator *KAC*  
**From:** Michele Thomas, Public Works Secretary  
**Subject:** Approve GovTeller Contract  
**Date:** 2 April 2013

**General:**

It's proposed to execute a contract with GovTeller to offer credit and debit card payments and online payments for city customers.

**Background:**

In January 2011, research was conducted into Elavon which is offered through Union Bank, for credit and debit card transactions for city payments. At that time, the use of Visa cards was not permitted if convenience fees are to be charged to the customers. Also, using Elavon the city would accrue monthly and yearly cost for providing the service, in addition to the fees charged per transaction. Evalon was not pursued for these reasons.

Recently, Council has again expressed interest regarding the possibility for the city to offer the capability of electronic payments for our customers. On 7 March 2013, GovTeller contacted the city describing the electronic card service they offer for government agencies.

GovTeller provides a service with no processing fees to the city. Customers are able to make payments online or in person using a credit or debit card. Depending on the type of card used, a consumer fee is charged by GovTeller, a third party agency. At the time of payment, the customer agrees to the nominal consumer fee, which is automatically calculated and added to the transaction. The payer has the option to cancel before being charged.

The only cost of Govteller to the city is \$75.00 plus tax and shipping for each card reader at the time of set-up. There will be 3 card readers purchased; front desk in City Hall, Public Works, and Police Department. During rare situations when a customer disputes a payment charged to their bank account, GovTeller would charge the city a \$25.00 charge back fee which is then passed onto the customer. This situation is similar to a customer having a check returned for non-sufficient funds or a stop payment of a check. A

description of this charge will be added to the fee schedule AF-5 Returned Check (NSF) Processing Fee.

Three references were contacted regarding the service they receive from GovTeller.

City of Salinas Matt N. Pressey Finance Director	Uses it for online only right now for business licenses. Going to expand. Very nice to work with Mike Hilly. No unexpected changes or problems ever. Easy to use.
Alameda County Public Health – EMS Rosemary Gutierrez	System goes down sometimes. GovTeller very helpful when this happens. Reduced paperwork. Great way to take payments. No issues at all.
Alameda County Environmental Health Herlander Nobrega	GovTeller is very responsive. Great customer service with GovTeller. Minimal work involved.

Attached is a contract with GovTeller for a one year period. It is expected the provisions will be the same if the city chooses to continue with the service there after.

**Recommendation:**

Approve the execution of the contract with GovTeller for credit, debit, and online payments for a trial period of one year.

## **GovTeller™ Merchant Agreement**

### Agreement Terms and Conditions

This agreement (the "Agreement") is made by and between Convenient Payments LLC, DBA GovTeller™ (the "Company") located at 48001 Fremont Blvd, Fremont, CA 94538 and (the "Merchant") whose name and address are shown on the Government Merchant ACH Processing Authorization Form attached to this Agreement.

1. Purpose of Agreement. This Agreement provides for the Company's credit and debit software (the "Software") that may reside in one, some or all of the following: Terminal(s), a Website or an Interactive Voice Response (IVR) system, to be utilized by Merchant's customers to effectuate electronic payments in person, online or over the phone. In Terminal form the Software will be placed on premises (a "Location") owned or controlled by the Merchant. Each Terminal will be installed at the location, identified on Exhibit A to this Agreement. Exhibit A will be amended each time an additional Terminal(s) is provided to the Merchant. When offered online at a website or over the phone in IVR format the Software will be available to the Merchant's customers through servers maintained and customized for the Merchant by the Company. The Software will have access to appropriate Debit, Credit and Public Access networks (the "Networks") and third party processors (the "Processor") and a bank or banks (the "Settlement Bank"), each of which will be selected by the Company. The Software will calculate and add to the original sale transaction amount a service-fee or convenience-fee that will be charged to the Merchant's customer. The Software will facilitate (at Company's option) some or all of the following: the acceptance of PIN-based debit, signature based debit, credit and stored value electronic transactions, the use of such forms of electronic funds transfer as the Company may elect, including electronic transfers from customers' bank, and the use of electronic checks, and the transfer of funds received from the Settlement Bank to the Merchant's designated Merchant Account (the "Merchant Account"). The providing by the Company of the Software and access to the Networks, Processor and Settlement Bank is referred to in this Agreement as the Service. The Merchant desires that the Company provide Service, and the Company wishes to do so. The Merchant will indicate on agreement which aspects of the Service, Terminal, Card Reader, Website and/or IVR, it is choosing to implement at this time. The Service may be expanded by the Merchant upon written request to the Company. The Software that is provided pursuant to this Agreement is licensed for use by the Merchant and its customers, and is not sold. That license is revocable by the Company at any time and will automatically terminate upon termination, or expiration of this Agreement.
2. Obligations of Parties
  - i. Merchant may purchase POS equipment from the Company as described in Exhibit G. Merchant will be invoiced by Company for any equipment purchased. The Merchant will own the purchased equipment and during the term that this Agreement is in effect, solely for use by Merchant in accordance with this Agreement. Company may reprogram equipment software as required by the Network or Settlement Bank during term of agreement and Merchant shall assist the Company as and when necessary. The purchased equipment has a 1-year warranty for reasonable wear and tear excepted, and Merchant will be responsible for any repair or replacement of terminal to any damage to the equipment made by Merchant.

Initial Here \_\_\_\_\_

- ii. Company will provide necessary links, phone numbers and code to enable the Merchant to make the Software available to customers online using a customized website or over the phone using a customized IVR system.
- iii. Merchants that choose to offer the Service online or over the phone will be responsible, with the Company's help and direction, for integration of links or code to existing websites and/or phone systems. Merchants may choose to use the Company's websites and or phone systems and the Company will provide and allow for the use of Merchant's logos, trademarks and service marks.
- iv. Company will make accessible to the Merchant a daily summary of all online, terminal, card reader and phone transactions via Company provided website as described in **Exhibit F**.
- v. Merchant will be responsible for installation of equipment and interface (Ethernet, wi-fi or dial-up; as designated by Company) and Company will provide reasonable telephonic assistance to Merchant to enable it to do so. Merchant is responsible for, and will provide, cabling and resources necessary for terminal(s) interface to the Internet.
- vi. Merchant is responsible for all damages to or loss of equipment, whether resulting from theft, damage, and misuse or otherwise. If equipment is damaged, lost or stolen, Merchant is responsible for the cost of repairing or replacing the equipment.
- vii. The Company is not responsible for any Network or Settlement Bank problems experienced by the Merchant or a customer. However, Company will use reasonable efforts to assist the Merchant to resolve such problems.
- viii. Merchant shall immediately notify the Company if the Service ceases to function, and the Company will make reasonable efforts to repair the Service promptly.
- ix. Merchant shall honor only those PIN-based debit, signature based debit, credit, stored value electronic cards, and electronic checks that are authorized by the Company and listed on **Exhibit B** to this Agreement, as it may be amended by the Company from time to time (each, a "Qualified Payment Option"). The Merchant may not complete and Company shall not be liable for the settlement of any transaction unless a Qualified Payment Option was used in connection with such transaction and the financial institution issuing the Qualified Payment Option provided an authorizing number for the transaction. Merchant may not complete and Company shall not be liable for the settlement of any transaction unless the Qualified Payment Option shall be swiped through the Company provided equipment, electronically transacted on the Company provided website, or through the Company provided IVR system and either (a) the customer shall have entered his or her Personal Identification Number (PIN) or (b) the customer shall have signed a receipt retained by the Merchant for face-to-face transactions, or for online transactions the customer by checking "I Agree" at the end of the online disclosure, or for IVR transactions have indicated by selecting the option "I Agree" during the voice disclosure acknowledged to be bound by each described terms and conditions. The Merchant agrees to implement the retention and forwarding policy as further described in **Exhibit E**.

- x. Merchant will provide, pay for and allow Company access to all utility services required for use of the equipment, including but not limited to electric service and Internet.
- xi. Company will provide appropriate marketing materials and signage. Merchant shall properly display all signs and static advertisement required to be displayed by the applicable Networks. Merchant shall adequately display the proper symbols, service marks and names on promotional materials to inform the public that Merchant will honor Qualified Payment Options and that a consumer service/convenience fee shall be charged.
- xii. Company will see to it that a Visa or MasterCard member bank will settle transactions and deposit via ACH the cardholder payments net of consumer service/convenience fees for the processing Service. This net amount equals the whole payment made by cardholder. Deposits are made within two (2) business days after Merchant closes their batch.
- xiii. Company will provide online access to Merchant for the purpose of auditing transactions in real time. Access to this site is further described in Exhibit F.
- xiv. Each party will use its best efforts to comply with all applicable federal, state and local laws and with all regulations of the Network or Settlement Bank.
- xv. Merchant is responsible for ordering, and maintaining adequate Terminal paper supplies at all times. Company will provide necessary information for access for direct ordering paper supplies.

### 3. Fees

- i. Routing of Funds. The Company shall act on the Merchant's behalf with the third party processor and the Visa and MasterCard member bank. As such (i) all bankcard processing statements will be received by Company, but Merchant is able to request copies if they wish; (ii) POS transactions are split-settled by Company where the payment amount is directly settled into the Merchant's business checking account (DDA) by the Visa and MasterCard Member bank, and convenience fees are settled with Company; (iii) The Merchant is able to view payment settlement records with online access to our system 24/7.
- ii. Company Fees. Company may assess the customer for a convenience-fee, service-fee and/or load fees associated with processing various forms of credit, debit, electronic check, and IVR transactions. The Company will provide online access to Merchant for the purpose of viewing these consumer fees described. Access to this site is further described in Exhibit D.

- iii. **Convenience-Fees and Service-Fees.** As described in **Exhibit D**, appropriate convenience-fees or service-fees will be added to the amount that the customer pays for the product or service, but will belong to the Company. The amount of such convenience-fees and service-fees may change from time to time. The Company will provide online access for Merchant to view those fees.
    - iv. **Chargebacks and Returns** If for any reason, or no reason, the Company is assessed a Chargeback or Return from the Processor, the Merchant agrees that the Company may debit the Merchant Account for the amount of the Chargeback or Return and any associated fees, as described in **Exhibits C & D**.
4. **Term.** The term of this Agreement shall begin on the day the Agreement is executed by the Company and shall continue in force for an initial term of twelve (12) months (the "**Initial Term**"). If neither party notifies the other party of its intention to terminate this Agreement at least sixty (60) days prior to the end of the Initial Term or any Renewal Term, the term of this Agreement will be automatically extended for a period of twelve (12) months (a "**Renewal Term**") on the same terms as stated herein.
5. **Termination for Cause.** Either Party may terminate this Agreement for cause in the event of a material breach by the other party, which breach is not cured within thirty (30) days after written notice of such breach is provided to the other party.
6. **Termination by Company.** Company may terminate this Agreement at any time upon written notice to the Merchant in the event the provision of the services hereunder is determined by Company in its sole discretion to violate any statute, regulation, rule, order or operating procedure enacted or promulgated by a governmental or judicial authority of competent jurisdiction, NACHA (or any similar industry organization with authority over the services), or in the event that any statute, regulation, rule, order or operating procedure is enacted or promulgated which effectively reduces or eliminates the fees charged by Company.
7. **Termination For Convenience.** Either party may terminate this agreement for convenience upon 60 days prior written notice to the other party.
8. **Indemnity and Hold Harmless.** Both parties agree to indemnify, hold harmless and defend each other, its shareholders, directors, officers, employees and agents from and against any action, cause, claim, damage, debt, demand or liability, including reasonable costs and attorney's fees, asserted by any person, arising out of or relating to: (a) either party's breach of this agreement; (b) any violation of federal, state and/or local law, known or unknown, related to, arising out of or connected with your clients in anyway. (c) Any and all civil or regulatory actions connected with Merchant's users and/or clients and the products and/or services provided by Merchant. (d) Any and all activities related to Merchant's official practices.
9. **Access to Records; Audit.** Company shall maintain all preparatory books, records, documents, accounting ledgers, and similar materials related to Merchant transactions under this Agreement on file for Merchant. During term of agreement, transaction data is available for up to twelve (12) months online, and up to two (2) more subsequent years past data will be made available to the Merchant by mail.

10. Compliance with Laws, Rules, and Regulations. Services performed by Company pursuant to this Agreement shall be performed in accordance and full compliance with all applicable federal, state, and City laws and any rules or regulations promulgated thereunder.
11. Exhibits Incorporated. All exhibits referred to in this Agreement and attached to it are hereby incorporated in it by this reference. In the event there is a conflict between any of the terms of this Agreement and any of the terms of any exhibit to the Agreement, the terms of the Agreement shall control the respective duties and liabilities of the parties.
12. Independent Contractor. It is expressly understood and agreed by both parties that Company, while engaged in carrying out and complying with any of the terms and conditions of this Agreement, is an independent contractor and not an employee of the Merchant. Company expressly warrants not to represent, at any time or in any manner, that Company is an employee or servant of the Merchant
13. Integration and Agreement. This Agreement represents the entire understanding of Merchant and Company as to those matters contained herein. No prior oral or written understanding shall be of any force or effect with respect to those matters contained herein. This Agreement may not be modified or altered except by amendment.
14. Severability. If any part of this Agreement is found to be in conflict with applicable laws, such part shall be inoperative, null and void insofar as it is in conflict with said laws, but the remainder of the Agreement shall continue to be in full force and effect.
15. Notices.

- i. Written notices to the Merchant hereunder shall, until further notice by Merchant, be addressed to:

With a Copy to:

- ii. Written notices to the Company shall, until further notice by the Company, be addressed to:

VP of Sales  
Sharon Smith  
48001 Fremont Blvd.  
Fremont, CA 94538

- iii. The execution of any such notices by the Merchant shall be effective as to Company as if it were by resolution or order of the Merchant, and Company shall not question the authority of the Merchant to execute any such notice.
  - iv. All such notices shall either be delivered personally to the other party's designee named above, or shall be deposited in the United States Mail, properly addressed as aforesaid, postage fully prepaid, and shall be effective the day following such deposit in the mail.
16. Nondiscrimination. During the performance of this Agreement, Company shall not discriminate against any employee or applicant for employment because of race, color, religion, ancestry, creed, sex, national origin, familial status, sexual orientation, age (over 40 years) or disability. Company shall take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, ancestry, creed, sex, national origin, familial status, sexual orientation, age (over 40 years) or disability.
17. Conflict of Interest. Company warrants and declares that it presently has no interest, and shall not acquire any interest, direct or indirect, financial or otherwise, in any manner or degree which will render the services required under the provisions of this Agreement a violation of any applicable local, state or federal law. Company further declares that, in the performance of this Agreement, no subcontractor or person having such an interest shall be employed. In the event that any conflict of interest should nevertheless hereinafter arise, Company shall promptly notify Merchant of the existence of such conflict of interest so that Merchant may determine whether to terminate this Agreement. Company further warrants its compliance with the Political Reform Act (Government Code section 81000 et seq.) that apply to Company as the result of Company's performance of the work or services pursuant to the terms of this Agreement.
18. Attorney's Fees. In case suit shall be brought to interpret or to enforce this Agreement, or because of the breach of any other covenant or provision herein contained, the prevailing party in such action shall be entitled to recover their reasonable attorneys' fees in addition to such costs as may be allowed by the Court.
19. Licenses. If a license of any kind, which term is intended to include evidence of registration, is required of Company, its representatives, agents or subcontractors by federal, state or local law, Company warrants that such license has been obtained, is valid and in good standing, and that any applicable bond posted in accordance with applicable laws and regulations.

20. Interpretation, etc. This Agreement shall be binding upon and insure to the benefit of the parties hereto, their personal representatives, successors and assigns. This Agreement may not be assigned, in whole or in part, by Merchant without the prior written consent of the Company. This Agreement contains the entire understanding between the parties and supersedes any prior understanding, or agreements between them respecting the within subject matter. With the exception of the **Exhibit B** which may be modified by the Company in its sole discretion, no modification or waiver of this Agreement or any part hereof shall be effective unless in writing and signed by the party sought to be charged therewith. No waiver of any breach of this Agreement shall be deemed to be a waiver of any other or subsequent breach. None of the provisions of this Agreement shall be for the benefit of, or enforceable by, any person or entity not a party hereto.
21. Governing Law and Jurisdiction: This agreement shall be governed by, interpreted and construed in all respects in accordance with and under the laws of the State of California. The Merchant hereby irrevocably and unconditionally agree that all claims with respect to such action or proceeding may only be heard in a court located in the County of \_\_\_\_\_, State of \_\_\_\_\_. Merchant hereto irrevocably and unconditionally waive any forum non-conveniens objection that either of them may have to suit arising out of or relating to this Agreement being venued in the County of \_\_\_\_\_, State of \_\_\_\_\_.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the dates set forth below:

**Convenient Payments LLC, DBA GovTeller™**

**Merchant**

**Signed:** \_\_\_\_\_

**Signed:** \_\_\_\_\_

**Name:** \_\_\_\_\_  
Please Print Name

**Name:** \_\_\_\_\_  
Please Print Name

**Title** \_\_\_\_\_

**Title** \_\_\_\_\_

**Date** \_\_\_\_\_

**Date** \_\_\_\_\_

## Merchant ACH Processing Authorization Form

The undersigned whose name appears in the signature space below hereby authorizes and grants the Company authorization to credit or debit the following bank account(s) during the term of this authorization for cash receipts, adjustments, charge backs, returns, rejects, processor fees, damaged, lost, or stolen equipment provided by the Company to Merchant, communication expenses and or other miscellaneous fees and expenses from the operation of an Electronic Data Capture Device (ATM/POS/EBT /Currency/Stored Value/eCheck or other items of value). These credits and debits will be facilitated by use of the Automated Clearing House (ACH). POS transactions are settled by Company where the payment amount is directly settled into the Merchant's business checking account (DDA) by the Visa and MasterCard Member bank. This authorization is valid from the effective date hereof until such time as this authorization is terminated in writing by the undersigned and shall remain effective after termination with respect to amounts owed by Merchant to the Company on the date of termination. The person whose name appears below hereby indemnifies the named financial institution harmless of any and all such claims made or asserted by either party hereto. This authorization may be assigned in whole to a third party to this agreement.

The undersigned hereby represents and warrants the following signature(s) have been authorized to execute and deliver bank drafts from the following bank account.

Agreed to on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

<b>ACH Information: Merchant</b>			
Company Name _____	FID/SSN _____		
Address _____	Phone _____		
City _____ State _____ Zip _____	Fax _____		
Contact Name _____	Title _____		
Email Address _____			

<b>ACH Information: Financial Institution</b>			
Financial Institution Name _____			
Address _____	Phone _____		
City _____ State _____ Zip _____	Fax _____		
Officer _____	Position _____		
ABA/RT# _____	Account # _____		

Authorized Signature on above Bank Account \_\_\_\_\_

Second, if applicable, Authorized Signature on above Bank Account \_\_\_\_\_

Please attach a voided check, from the above represented account.



## Exhibit B: Qualified Payment Options

Please check this box and initial if you do NOT want a particular payment type to be accepted:

**Credit Cards**

Visa	<input type="checkbox"/>	
MasterCard	<input type="checkbox"/>	
American Express	<input type="checkbox"/>	
Discover	<input type="checkbox"/>	
PIN Debit	<input type="checkbox"/>	

**Other Payment Types**

eCheck	<input type="checkbox"/>	
ACH	<input type="checkbox"/>	
IVR	<input type="checkbox"/>	

## Exhibit C: Card Fees

Credit card, Debit card, electronic check, and IVR fees are those fees incurred by the Company on each and every transaction which are comprised of Interchange, Assessments, and Transaction Fees levied by the third party Processor. Company agrees to substantially defray these 3rd party processing fees with Merchant only being responsible to pay Company that portion of these fees as shown below, "Fees Paid by Merchant per Transaction."

Total Presented for Payment Authorization All \$ Amounts	Fees Paid by Merchant per Transaction				
	PIN Debit	eCheck	Visa/MasterCard™ Credit and Signature Debit	All Other Card Types	IVR
Insufficient Funds (per occurrence)	No Merchant Charge \$00.00	\$15.00	No Merchant Charge \$00.00	No Merchant Charge \$00.00	No Merchant Charge \$00.00
Charge Backs (per occurrence)	No Merchant Charge \$00.00	\$15.00	\$25.00	\$25.00	\$25.00

## Exhibit D: Consumer Fees

The amount of Consumer fees (Convenience-fees, service-fees and site-fees) that are added to the customers original sale transaction to the Merchant, may change from time to time. The Company will provide five (5) business days prior written notice to the Merchant of any such changes to Consumer fees. At the time Merchant account is setup, the Company will assign the Merchant a "User Name" and "Password" that will provide access to the [www.govteller.com](http://www.govteller.com) website, and access to view Consumer Fees.

### Exhibit E: Receipt Retention and Forwarding Policy

Merchant agrees to retain original signed credit/debit card receipts (the Merchant Copy) for a period of one hundred-twenty (120) days following the date of the transaction, and to make individual receipts available to the Company on demand. The Merchant agrees to fax requested receipts within one (1) business day and to mail within two (2) business days.

### Exhibit F: Merchant Access to Site for Transaction Audit

At the time Merchant account is setup, the Company will assign the Merchant a "User Name" and "Password" that will provide access to the [www.govteller.com](http://www.govteller.com) website.

### Exhibit G: Equipment

Merchant will purchase equipment:

Vx510 DM Terminal: Yes      No      Qty      \$      /each

PIN encryption \$15 each

External SE1000 Pin Pad: Yes      No      Qty      \$      /each

MagTek Card Reader: Yes      No      Qty      \$      /each

Shipping cost: \$

**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

**SUBJECT:** Approve Contracts for Sale of Unit Numbers #3 and #42, Sunrise Mobile Home Park

**DATE:** April 8, 2013

**Attachments:** Offer Sheet with Counter Offer and Terms

#### BACKGROUND/SUMMARY

In 1983 the City of Bishop purchased property on MacIver Street to build a low-income Senior Mobile Home Park. Coupled with a grant from the State of California, the City purchased 16 manufactured homes and created lots for 25 additional owner-purchased mobiles.

The City, through the real estate agency Coldwell Banker LeeAnn Rasmuson & Associates, has received two (2) offers to purchase city-owned mobile home units within Sunrise Mobile Home Park. The offers are on Units #3 and #42.

Staff determined that both buyers are qualified on the basis of age and income to live within the park.

#### RECOMMENDATION

Council consideration to approve two (2) separate offers for the sale of City-owned mobile home units #3 and #42 located within Sunrise Mobile Home Park.



COUNTER OFFER No. 1

For use by Seller or Buyer. May be used for Multiple Counter Offer. (C.A.R. Form CO, Revised 11/10)

Date April 2, 2013

This is a counter offer to the:  California Residential Purchase Agreement,  Counter Offer No., or  Other MHPA ("Offer"), dated April 1, 2013, on property known as 198 MacIver #3

between Bishop, CA 93514 ("Property"), Aileen E Potterville ("Buyer") and City of Bishop/K.Caldwell, Adm ("Seller").

1. TERMS: The terms and conditions of the above referenced document are accepted subject to the following:
- A. Paragraphs in the Offer that require initials by all parties, but are not initialed by all parties, are excluded from the final agreement unless specifically referenced for inclusion in paragraph 1C of this or another Counter Offer.
  - B. Unless otherwise agreed in writing, down payment and loan amount(s) will be adjusted in the same proportion as in the original Offer.
  - C. OTHER TERMS: 1. Seller will not pay for pest inspection. Property is being sold as is.  
2. Purchase price to be \$27,000.  
3. Sale is contingent on final approval of the Bishop City Council at their next regularly scheduled meeting on 4/8/13.

D. The following attached addenda are incorporated into this Counter Offer:  Addendum No. \_\_\_\_\_

2. RIGHT TO ACCEPT OTHER OFFERS: If this is a Seller Counter Offer, (i) Seller has the right to continue to offer the Property for sale or for another transaction, and to accept any other offer at any time prior to Acceptance, as described in paragraph 3 and (ii) Seller's acceptance of another offer prior to Buyer's Acceptance of this Counter Offer, shall revoke this Counter Offer.
3. EXPIRATION: This Counter Offer shall be deemed revoked and the deposits, if any, shall be returned unless this Counter Offer is signed by the Buyer or Seller to whom it is sent and a Copy of the signed Counter Offer is personally received by the person making this Counter Offer or by Ross Corner, who is authorized to receive it, by 5:00 PM on the third Day After the later date specified in paragraph 5 or, (if checked) by  \_\_\_\_\_ (date), at  AM  PM. This Counter Offer may be executed in counterparts.

4.  (If checked:) MULTIPLE COUNTER OFFER: Seller is making a Counter Offer(s) to another prospective buyer(s) on terms that may or may not be the same as in this Counter Offer. Acceptance of this Counter Offer by Buyer shall not be binding unless and until it is subsequently re-Signed by Seller in paragraph 7 below and a Copy of the Counter Offer Signed in paragraph 7 is personally received by Buyer or by \_\_\_\_\_, who is authorized to receive it, by 5:00 PM on the third Day After the later date specified in paragraph 5 or, (if checked) by  \_\_\_\_\_ (date), at  AM  PM. Prior to the completion of all of these events, Buyer and Seller shall have no duties or obligations for the purchase or sale of the Property. NOTE TO SELLER: Sign and date in paragraph 5 to make this Counter Offer.

5. OFFER:  BUYER OR  SELLER MAKES THIS COUNTER OFFER ON THE TERMS ABOVE AND ACKNOWLEDGES RECEIPT OF A COPY.  
R Caldwell Date 4/2/2013

6. ACCEPTANCE: I/WE accept the above Counter Offer (If checked  SUBJECT TO THE ATTACHED COUNTER OFFER) and acknowledge receipt of a copy.  
Aileen E Potterville Date 4/2/13 Time 3:00  AM  PM

7. MULTIPLE COUNTER OFFER SIGNATURE LINE: By signing below, Seller accepts this Multiple Counter Offer. NOTE TO SELLER: Do NOT sign in this box until after Buyer signs in paragraph 6. (Paragraph 7 applies only if paragraph 4 is checked.)  
Date \_\_\_\_\_ Time \_\_\_\_\_  AM  PM  
Date \_\_\_\_\_ Time \_\_\_\_\_  AM  PM

8. (\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_) (Initials) Confirmation of Acceptance: A Copy of Signed Acceptance was personally received by the maker of the Counter Offer, or that person's authorized agent as specified in paragraph 3 (or, if this is a Multiple Counter Offer, the Buyer or Buyer's authorized agent as specified in paragraph 4) on (date) \_\_\_\_\_ at \_\_\_\_\_  AM  PM. A binding Agreement is created when a Copy of Signed Acceptance is personally received by the maker of the Counter Offer, or that person's authorized agent (or, if this is a Multiple Counter Offer, the Buyer or Buyer's authorized agent) whether or not confirmed in this document. Completion of this confirmation is not legally required in order to create a binding Agreement; it is solely intended to evidence the date that Acceptance has occurred.

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Reviewed by \_\_\_\_\_ Date \_\_\_\_\_





# COUNTER OFFER No. 1

For use by Seller or Buyer. May be used for Multiple Counter Offer.  
(C.A.R. Form CO, Revised 11/10)

Date March 27, 2013

This is a counter offer to the:  California Residential Purchase Agreement,  Counter Offer No. or  Other MFG P A ("Offer"), dated March 23, 2013, on property known as 198 MacIver #42

between Bishop, CA 93514 ("Property"), Remona Beaver ("Buyer") and City of Bishop/K.Caldwell, Adm ("Seller").

- TERMS: The terms and conditions of the above referenced document are accepted subject to the following:
  - Paragraphs in the Offer that require initials by all parties, but are not initialed by all parties, are excluded from the final agreement unless specifically referenced for inclusion in paragraph 1C of this or another Counter Offer.
  - Unless otherwise agreed in writing, down payment and loan amount(s) will be adjusted in the same proportion as in the original Offer.
  - OTHER TERMS: Sale is contingent on City Council approval at their regularly scheduled meeting of April 8, 2013.

D. The following attached addenda are incorporated into this Counter Offer:  Addendum No. \_\_\_\_\_

- RIGHT TO ACCEPT OTHER OFFERS: If this is a Seller Counter Offer, (i) Seller has the right to continue to offer the Property for sale or for another transaction, and to accept any other offer at any time prior to Acceptance, as described in paragraph 3 and (ii) Seller's acceptance of another offer prior to Buyer's Acceptance of this Counter Offer, shall revoke this Counter Offer.
- EXPIRATION: This Counter Offer shall be deemed revoked and the deposits, if any, shall be returned unless this Counter Offer is signed by the Buyer or Seller to whom it is sent and a Copy of the signed Counter Offer is personally received by the person making this Counter Offer or by Ross Corner, who is authorized to receive it, by 5:00 PM on the third Day After the later date specified in paragraph 5 or, (if checked) by  \_\_\_\_\_ (date), at  AM  PM. This Counter Offer may be executed in counterparts.

(If checked;) MULTIPLE COUNTER OFFER: Seller is making a Counter Offer(s) to another prospective buyer(s) on terms that may or may not be the same as in this Counter Offer. Acceptance of this Counter Offer by Buyer shall not be binding unless and until it is subsequently re-Signed by Seller in paragraph 7 below and a Copy of the Counter Offer Signed in paragraph 7 is personally received by Buyer or by \_\_\_\_\_, who is authorized to receive it, by 5:00 PM on the third Day After the later date specified in paragraph 5 or, (if checked) by  \_\_\_\_\_ (date), at  AM  PM. Prior to the completion of all of these events, Buyer and Seller shall have no duties or obligations for the purchase or sale of the Property. NOTE TO SELLER: Sign and date in paragraph 5 to make this Counter Offer.

5. OFFER:  BUYER OR  SELLER MAKES THIS COUNTER OFFER ON THE TERMS ABOVE AND ACKNOWLEDGES RECEIPT OF A COPY. R.Caldwell Date March 27, 2013

6. ACCEPTANCE: I/WE accept the above Counter Offer (If checked  SUBJECT TO THE ATTACHED COUNTER OFFER) and acknowledge receipt of a Copy. Date \_\_\_\_\_ Time \_\_\_\_\_  AM  PM

7. MULTIPLE COUNTER OFFER SIGNATURE LINE: By signing below, Seller accepts this Multiple Counter Offer. NOTE TO SELLER: Do NOT sign in this box until after Buyer signs in paragraph 6. (Paragraph 7 applies only if paragraph 4 is checked.)

8. (\_\_\_\_\_/\_\_\_\_\_) (Initials) Confirmation of Acceptance: A Copy of Signed Acceptance was personally received by the maker of the Counter Offer, or that person's authorized agent as specified in paragraph 3 (or, if this is a Multiple Counter Offer, the Buyer or Buyer's authorized agent as specified in paragraph 4) on (date) \_\_\_\_\_ at \_\_\_\_\_  AM  PM. A binding Agreement is created when a Copy of Signed Acceptance is personally received by the the maker of the Counter Offer, or that person's authorized agent (or, if this is a Multiple Counter Offer, the Buyer or Buyer's authorized agent) whether or not confirmed in this document. Completion of this confirmation is not legally required in order to create a binding Agreement; it is solely intended to evidence the date that Acceptance has occurred.

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Reviewed by \_\_\_\_\_ Date \_\_\_\_\_



**TO:** CITY COUNCIL

**FROM:** KEITH CALDWELL, CITY ADMINISTRATOR *KSC*

**SUBJECT:** STREET VENDOR PERMIT – CINDY’S ICE CREAM

**DATE:** APRIL 8, 2013

**Attachments:** Draft Street Vendor Permit for 2013  
Pictures of vending vehicle

**BACKGROUND/SUMMARY**

Jose Jimenez is applying for a street vendor permit. If issued, this permit would begin an ice cream vending service allowing sales throughout the City of Bishop.

Mr. Jimenez will be in attendance at the Council meeting if the Council has any questions.

**RECOMMENDATION**

Review the request from Jose Jimenez, Cindy’s Ice Cream, to sell ice cream from a vending vehicle in the City of Bishop and, if appropriate, authorize the issuance of the street vendor permit for 2013 with the requirements as established.

DRAFT

DRAFT

**CITY OF BISHOP**

**STREET VENDOR PERMIT INFORMATION**

The City Council reviews applications for street vending permit under Municipal Code §10.28.110. Each application must be approved under the following conditions:

1. The permit is for a one-year period ending December 31, \_\_\_\_\_, as set forth by the City. This date shall be initiated upon receipt by the City of all necessary application information and the meeting of all conditions required herein by the applicant as determined by the City. In no event shall this initiation date be more than 30 days from the date of Council approval. If applicant fails to provide adequate information and meet conditions within the 30-day period, the approval will be void and applicant must apply for a new permit. The business license fee is \$50.00 per calendar year.
2. The permit shall be personal to the following individual(s): \_\_\_\_\_  
No others are allowed to sell under this permit.
3. The City reserves the right to temporarily cancel permission at any particular location for public safety reasons.
4. The permit shall be for a food vending vehicle as described in the application.
5. Times allowed for sales are during normal business hours for the commercial districts.
6. Permittee may sell at the following locations and times:  
\_\_\_\_\_  
\_\_\_\_\_
7. Permittee MAY NOT sell in the following locations:
  - a) Within 500 feet of any school
  - b) Within 300 feet of a public park.
  - c) In public parking lots.
  - d) May not impede vehicle or pedestrian traffic.
  - e) May not sell on private property unless the owner of the property or lessor obtains a conditional use permit.
  - f) Use of the cart on Main Street (Highway 395) or Highway 168 (portion of Line Street) is prohibited.

8. A commercial liability insurance policy in the amount of \$1,000,000.00 naming the City of Bishop as "additional insured" is required. A thirty (30) day notice of cancellation to the City of Bishop must be incorporated.
9. The Police Department, upon obtaining the correct information shall issue a picture identification which must be worn while vending.
10. Vendors of food products must obtain a health permit from Inyo County Health Department.
11. Under this section no person shall conduct solicitations if that person has been convicted of any of the following crimes, as defined in the California Penal Code: murder, mayhem, assault, battery, rape, arson, burglary, possession of burglarious instruments or deadly weapons, crimes of embezzlement, bunco or fraud, or attempt to commit any of the aforementioned crimes or any crimes requiring registration with the Police Department.
12. This permittee is subject to all relevant City ordinance requirements and restrictions including parking and Vehicle Code sections.

### 13. REVOCATION OF PERMITS

- a) Whenever it shall be shown that any person to whom a permit has been issued has violated any of the provisions of this chapter, the license collector shall suspend the permit, after giving written notice to the permit holder of not less than two business days, in person or by registered special delivery, postage prepaid, and addressed to the permit holder at the address specified in the merit application or any amendment hereto, of the suspension and proposed revocation, stating with specificity the reason therefore. However, the two-day notice shall not be required if the license collector determines there is a need to protect the public safety, in which case the permit shall be suspended immediately.
- b) The permit holder may file with the City Administrator, within ten days of the date of the notice of suspension and proposed revocation, a written request for a hearing which request shall have the effect of staying the suspension until the City Administrator has rendered his decision, except in instances where the suspension is necessary to protect the public safety. The City Administrator shall hold a hearing within ten days after the filing of such request.
- c) At the hearing, the City Administrator shall hear all relevant evidence, shall consider the merits of the proposed revocation, including any actions which have been taken to cure the alleged violation, and shall render a decision thereon within one business day after the hearing. The decision shall be communicated in writing to the permit holder within one day thereafter, and shall state with specificity the reasons therefore.

- d) In the event that the permit holder does not request a hearing within ten days after the date of the notice of suspension and proposed revocation, the permit shall be revoked, and the revocation shall not be appealable.

**APPEALS TO THE CITY COUNCIL - Any applicant or permit holder aggrieved by an action of the City Administrator to deny, revoke or refuse to renew a permit may appeal to the Council by filing with the City Clerk a statement addressed to the Council setting forth the facts and circumstances.**

**14. Process for a Council Approved Permittee (in sequential order):**

- a) Provide proof of insurance and Health Department approval to the City Administrator's Office.
- b) Provide a completed business license application to the City Administrator's Office.
- c) Provide required identification information to the Police Department for a picture ID to be issued.

**STREET VENDOR PERMIT SIGNATURE PAGE**

I, the undersigned, do hereby declare, under penalty of perjury, that the above-listed conditions (No. 1 through 14) are agreed upon and that all information submitted by me to the City of Bishop in conjunction with the application for a Street Vendor's Permit is true and correct and that any false, or withholding of, information shall result in the termination of said Street Vendor's Permit.

\_\_\_\_\_ Date: \_\_\_\_\_  
Jose Jimenez, Applicant

cc: Police Department





TO: CITY COUNCIL

FROM: KEITH CALDWELL, CITY ADMINISTRATOR *KCC*

SUBJECT: BUDGET ADJUSTMENTS/TRANSFERS FY 2012-2013

DATE: April 8, 2013

ATTACHMENTS: Finance Department Memorandum

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**BACKGROUND/SUMMARY**

Attached is a Budget Adjustments/Transfers Report for Fiscal Year 2012-2013 through March 31, 2013 prepared by Assistant Finance Director Cheryl Solesbee. Action to approve the transactions will bring the listed accounts into reconciliation with expenditures for that period.

**RECOMMENDATION**

Council consideration to take action to approve the budget adjustments and transfers for Fiscal Year 2012-2013 through March 31, 2013 as presented.

TO: City Council/City Administrator  
 FROM: Cheryl Solesbee, Assistant Finance Director  
 DATE: April 8, 2013  
 SUBJECT: Budget Adjustments/Transfers

The following are budget adjustments and transfers which would bring the listed accounts into reconciliation with expenditures through March 31, 2013.

**BUDGET ADJUSTMENT AS FOLLOWS:**

*From Unbudgeted Reserves*

FUND	AMOUNT	TO FUND/DEPT	AMOUNT
General Fund	\$ 13,265	Legal Services	
Unassigned Fund Balance		001-014-55040	\$ 12,000
001-20405-00		Litigation	
		Note: Jones & Mayer Law Office	
		Police Dept	
		001-020-52012	\$ 156
		Office Supplies	
		Note: Quill Refund Credit	
		Fire Dept	
		001-021-52018	\$ 1,109
		Spec Dept Supplies	
		Note: Reimb from Volunteers	
Sewer Fund	\$ 100,000	Sewer Fund	
		002-051-56027	\$ 100,000
		Capital Improvement	
		Note:Headworks Project	
SMHP Fund	\$ 20,884	SMHP	
		012-095-51007	\$ 2,500
		Health Insurance	
		012-095-51008	\$ 232
		Dental Insurance	
		012-095-51009	\$ 4,321
		PERS	

012-095-51010	\$	2,280
Workers Comp		
012-095-51011	\$	301
Medicare		
012-095-51022	\$	3,350
PARS		
012-095-51042	\$	2,800
Unemployment Ins.		
012-095-51043	\$	200
Disability Ins		
012-095-51046	\$	1,300
OPEB		
012-095-52015	\$	3,000
Prof/tech svcs		
012-095-52025	\$	300
Painting & Decorating		
012-095-52027	\$	300
Maint-Service Contract		
Note: Prior to release from State,		
Benefits were not charged to SMHP,		
only salaries.		

GIS/GRANT \$ 100

039-000-55026 \$ 100  
Contract Svcs

To

Department Line Item

Administration  
001-011-51007 \$ 3,100  
Health Insurance

Department Line Item

001-011-51008 \$ 3,100  
Dental Insurance

Administration  
001-011-51022 \$ 7,000  
PARS

001-011-51046 \$ 5,500  
OPEB

001-011-52015 \$ 1,500  
Professional/Tech Svcs

<u>Department Line Item</u>	To	<u>Department Line Item</u>	
Finance			
001-012-51022	\$ 211	001-012-51046	\$ 211
PARS		OPEB	
Buildings & Grounds			
001-016-51002	\$ 2,000	001-016-51004	\$ 2,000
Salaries/Part-time		Overtime Wages	
001-020-51001	\$ 6,500	001-020-51015	\$ 6,500
Salaries/Full-time		Shift Differential	
001-020-51010	\$ 11,000	001-020-51046	\$ 11,000
Workers Comp		OPEB	
Street Sweeping			
001-025-51009	\$ 318	001-025-51046	\$ 318
PERS		OPEB	
Planning Dept			
001-034-51001	\$ 200	001-034-51002	\$ 200
Salaries/Full-time		Salaries/Part-time	
Sewer Fund			
002-051-51022	\$ 2,600	002-051-51046	\$ 2,600
PARS System		OPEB	
Water Fund			
004-050-51022	\$ 1,335	004-050-51046	\$ 1,335
PARS System		OPEB	
004-050-52013	\$ 1,000		
Communications			
004-050-52018	\$ 1,000	004-050-53020	\$ 2,000
Special Dept Supplies		Vehicle Operations	