



CITY OF NEWARK

CITY COUNCIL

City Administration Building, City Council Chambers

37101 Newark Boulevard, Newark, CA 94560 | (510) 578-4266 | E-mail: city.clerk@newark.org

AGENDA

Thursday, October 8, 2020
7:00 P.M.

**THIS IS A MEETING BY VIRTUAL TELECONFERENCE ONLY.
THE CITY COUNCIL CHAMBERS WILL NOT BE OPEN.
REFER TO THE END OF THE AGENDA TO REVIEW OPTIONS FOR PARTICIPATING IN THE
MEETING REMOTELY OR TO SUBMIT PUBLIC COMMENTS VIA EMAIL.**

A. ROLL CALL

B. PRESENTATIONS

- B.1 Introduction of employee.
- B.2 Wellness Committee Fitness Challenge presentation.
- B.3 Proclaiming October 15, 2020 as *The Great California Shakeout*.
- B.4 Presentation on East Bay Community Energy.

C. PUBLIC COMMENT

Members of the public are invited to address the City Council on any item not listed on the agenda. Public Comments are generally limited to 5 minutes per speaker. Please note that State law prohibits the Council from acting on non-agenda items.

D. CONSENT CALENDAR

Consent Calendar items are considered to be routine and may be approved by one motion. There will be no separate discussion on these items unless there is a request by a Council Member, a staff member, or a member of the public to remove an item for separate discussion and action.

- D.1 Approval of Register of Audited Demands.
- D.2 Approval of Minutes – September 24, 2020.

- D.3 **Acceptance of work with McKim Corporation for the 2019 Park Pathways Resurfacing for ADA Access, Project 1232 – from Assistant Engineer Carmen. (RESOLUTION)**
- D.4 **Authorization for the purchase of Police Department mobile data computers from Lehr Auto Electric and amendment of the 2020-2022 Biennial Budget and Capital Improvement Plan for fiscal year 2020-2021 – from Police Captain Arguello and Maintenance Superintendent Connolly. (RESOLUTION)**

E. PUBLIC HEARINGS

- E.1 **Adoption of an ordinance repealing and replacing Chapters 15.09 (California Residential Code) and 15.21 (California Existing Building Code) of Title 15 of the Newark Municipal Code with modifications to address unique local conditions for the 2019 editions of the California Residential Code and the California Existing Building Code – from Interim City Attorney Kokotaylo and Public Works Director Fajeau. (ORDINANCE)**

F. OTHER BUSINESS

G. CITY COUNCIL MATTERS

City Council Members report on attendance at intergovernmental agency meetings, conferences, and seminars since the last meeting. City Council Members may also announce upcoming events and coordinate attendance; report on local events attended since the last meeting; and make brief comments on issues of concern.

H. CLOSED SESSION

I. ADJOURNMENT

IMPORTANT NOTICE REGARDING CITY COUNCIL MEETING

Due to the COVID-19 pandemic, the City of Newark made changes related to City Council meetings to protect the public's health and prevent the disease from spreading locally. As a result of the COVID-19 public health emergency, including the Alameda County Health Officer and Governor's directives for everyone to shelter in place, **the City Council Chambers will be closed to the public.** Members of the public should attempt to observe and address the Council using the below technological processes.

This meeting is being conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic. In accordance with Executive Order N-29-20, the public may only view the meeting on television and/or online.

Mayor Nagy, Vice Mayor Freitas, and Council Members Collazo, Hannon, and Bucci will be attending this meeting via teleconference. Teleconference locations are not open to the public. All votes conducted during the teleconferencing session will be conducted by roll call vote.

How to view the meeting remotely:

Live television broadcast - Comcast Channel 26

Livestream online at- <https://www.newark.org/departments/city-manager-s-office/agendas-minutes/live-streaming-meetings>

How to participate in the meeting remotely, via Zoom Webinar:

Provide live, remote public comments, when called upon by the City Clerk.

From a PC, Mac, iPad, iPhone or Android device: <https://zoom.us/j/93209250242>

From a telephone dial 1 669 900 9128, Webinar ID **932 0925 0242**.

For frequently asked Zoom questions, please go to <https://www.newark.org/departments/city-manager-s-office/agendas-minutes> and select the Frequently Asked Questions link.

Submission of Public Comments:

Public comments received by 4:00 p.m. on the Council meeting date will be provided to the City Council and considered before Council action. Comments may be submitted by email to City.clerk@newark.org. Comments may also be submitted via e-mail to city.clerk@newark.org at any time prior to closure of the public comment portion of the item(s) under consideration.

Reading of Public Comments: The City Clerk will read aloud email comments received during the meeting that include the subject line "FOR THE RECORD" as well as the item number for comment, provided that the reading shall not exceed five (5) minutes, or such other time as the Council may provide, consistent with the time limit for speakers at a Council meeting and consistent with all applicable laws. Matters brought before the Council that require Council action may be either referred to staff or placed on a future Council agenda.

No question shall be asked of a council member, city staff, or an audience member except through the Mayor. No person shall use vulgar, profane, loud or boisterous language that interrupts a meeting. Any person who refuses to carry out instructions given by the Mayor for the purpose of maintaining order may be guilty of an infraction and may result in removal from the meeting.

Council Meeting Access/Materials:

The agenda packet is available for review at <https://www.newark.org/departments/city-manager-s->

office/agendas-minutes. The packet is typically posted to the City website the Friday before the meeting, but no later than 72 hours before the meeting.

Pursuant to Government Code 54957.5, supplemental materials distributed less than 72 hours before this meeting, to a majority of the City Council, will be made available for public inspection at this meeting and will be posted, if time allows, at <https://www.newark.org/departments/city-manager-s-office/agendas-minutes>. Materials prepared by City staff and distributed during the meeting are available for public inspection at the meeting or after the meeting if prepared by some other person. Documents related to closed session items or are exempt from disclosure will not be made available for public inspection. For those persons who require special accommodations, please contact the City Clerk at least two days prior to the meeting at city.clerk@newark.org or 510-578-4266.

B.1 Introduction of employee.

Background/Discussion – Helen Gordon recently joined the Public Works Department as a Senior Administrative Support Specialist. Ms. Gordon will be introduced at the City Council meeting.

B.2 Wellness Committee Fitness Challenge presentation.

Background/Discussion – The employee Wellness Committee recently held a 6 week fitness challenge. Employees participated on their own time and reported on their activity time during the challenge period. The winners of the walking and work out categories will be honored at the City Council meeting.

B.3 Proclaiming October 15, 2020 as *The Great California Shakeout*.

Background/Discussion – The Great California Shakeout is held annually on the third Thursday of October. On October 15, 2020 Shakeout drills will be held throughout California to encourage earthquake preparedness. A proclamation has been prepared and will be presented to Emergency Service Coordinator Richard Martinez.

B.4 Presentation on East Bay Community Energy.

Background – On October 24, 2019, the City Council took action to join the East Bay Community Energy (EBCE) Community Choice Aggregation (CCA) program. EBCE operates by purchasing electricity for its customers, with PG&E continuing to deliver that electricity, maintain the grid, and handle customer billing. Alex DiGiorgio, Public Engagement Manager for EBCE, will give a presentation on the City’s enrollment.



EBCE Enrollment: City of Newark

Alex DiGiorgio
Public Engagement Manager
October 8, 2020



1. Enrollment & Community Outreach Timeline

2. Citywide Default Service Options



Enrollment & Community Outreach

1. Newark accounts enroll April 2021

- Residential, Commercial, Municipal
- Transition occurs on each account's PG&E billing cycle/meter-read date
- ***City-wide default product TBD***
- Early opt outs/ups begin February

2. Marketing & Outreach

- Four notices (at least one mailed)
- Local and digital advertising
- Multi-lingual (e.g., Español; Chinese)
- Virtual Events (e.g., webinars)

Key account outreach



Community Outreach Timeline

	Jan	Feb	March	April	May	June
Municipal collaboration	X	X	X	X	X	X
Customer notification		X	X	X	X	
Advertising	X	X	X	X	X	X
Social media	X	X	X	X	X	X
Web landing page	X					
Partner messaging		X		X	X	
Nextdoor		X		X	X	
Virtual events			X		X	
Key account outreach	X	X	X	X	X	X

Enrollment Timeline: Monthly Milestones

August

- ❑ EBCE provided analysis to City Staff comparing citywide **savings of *Bright Choice*** vs. citywide **cost of *Renewable 100*** as default service during April enrollment;
- ❑ EBCE shares draft Marketing, Education and Outreach (MEO) plan with City Staff;

September

- ❑ EBCE Board discussed future of *Brilliant 100* service options;
- ❑ EBCE received initial letters from cities (e.g. Hayward) requesting consideration of a nuclear allocation to supply a new carbon-free option at price parity with PG&E;

Current EBCE Service Options



More renewables
than PG&E
lower rates
than PG&E



100%
clean energy
same rate
as current PG&E price



100%
renewable
\$0.01/kWh
more than Brilliant 100

Background: *Brilliant 100*



- 2020 *Brilliant 100* power mix is forecasted as
 - 33% RPS-qualified renewables
 - 67% carbon-free power (no nuclear)
- 2020 cost is at parity to PG&E standard rates
- **Cost to serve *Brilliant 100* is greater than the current rate being charged to customers**
- EBCE Board to vote on future of *Brilliant 100* :
 - **Increase rate 2-5%; OR**
 - **End *Brilliant 100* and transition accounts to different option**

Brilliant 100 Options for 2021

Options for all EBCE customers

Offered only in EBCE jurisdictions where Board/Council has voted to accept nuclear

Premium Cost

CONTENT: Continue to offer 100% carbon free without nuclear power

COST:
2-5% over PG&E

Close Product

Transition current *Brilliant 100* customers onto *Bright Choice*

Hayward & Albany request new default

3rd Option

CONTENT:
Continue to offer 100% carbon free including nuclear power

COST:
Parity with PG&E

Carbon Free Allocation in 2021

- Formal request for consideration of a 100% carbon free, price parity product that includes nuclear power submitted by the cities of Hayward and Pleasanton (to date);
- 2021 Carbon Free allocation is awaiting a decision from the CPUC
 - PG&E submitted an **Advice Letter (5930-E)** on **August 27th** to the CPUC requesting permission to offer allocations of nuclear and large hydro power in **2021, 2022, and 2023**
 - PG&E has asked the CPUC to provide a decision by **October 31st**
 - Advice Letter did not include information on potential size of allocation
- *Background:* April 2020: Split EBCE Board vote (10-5) to accept only large hydro allocation, no nuclear allocation

Enrollment Timeline: Monthly Milestones

October

- ❑ EBCE staff presents update to Newark City Council (**TODAY**)
- ❑ EBCE Board considers changes to *Brilliant 100* service option (i.e., **increase rate by 2-5%** or **discontinue option**);

November

- ❑ EBCE Board considers accepting a nuclear allocation to create a new, carbon free option at price parity with PG&E for customers within self-selecting cities;
- ❑ Newark City Council decides **1) preferred citywide default service option**; and **2)** whether to make a new, carbon-free option via nuclear allocation available to customers within the City;

December

- ❑ EBCE Board votes to approve default service options for Newark, Pleasanton, and Tracy; and default service transitions (if any) for Albany, Hayward and/or Piedmont;

Summary: Newark Default Service Analysis

Electricity Customer Account type	Annual Bright Choice Savings (compared to PG&E)	Annual Renewable 100 premium (compared to PG&E)	Annual Renewable 100 premium (compared to Bright Choice)
Residential	\$93,700	\$745,400	\$839,200
Commercial & Industrial	\$222,200	\$1,953,400	\$2,175,600
Municipal	\$4,500	\$41,200	\$45,700
CITYWIDE	\$320,400	\$2,740,000	\$3,060,500

*Estimates based on 2019 citywide usage and EBCE rates as of July 2020 (featured in the 2020 EBCE/PG&E Joint Rate Mailer). Estimates represent collective savings/costs to customers within each account category.

2021 Enrollment Timeline

- **January 2021**
 - *Brilliant 100* rate increase; and/or transition of all *Brilliant 100* accounts, and/or launch of new product;
 - EBCE outreach: Website landing page; print & online ads + key account outreach;
- **February 2021**
 - First of four enrollment notices sent to all eligible customers;
 - EBCE outreach: Print & online ads + key account outreach;
 - Customers may begin requesting to opt out/up when they receive their notice;
- **March 2021**
 - Second of four enrollment notices sent to all eligible customers, less opt outs;
 - EBCE outreach: Virtual events; print & online ads + key account outreach;
- **April 2021**
 - ***Account transition to EBCE occurs on PG&E billing cycle/meter-read date***
 - Third of four enrollment notices sent to all eligible customers, less opt outs;
 - EBCE outreach: Print & online ads + key account outreach;

2021 Enrollment Timeline

- **May 2021**
 - Fourth of four enrollment notices sent to all eligible customers, less opt outs;
 - EBCE outreach: Virtual event; print & online ads + key account outreach
- **June 2021**
 - Last opportunity to opt out without being subject to PG&E's one year waiting period to return to EBCE service – *opt out must occur within 60 days of EBCE enrollment date*;
 - EBCE outreach: Print & online ads + key account outreach
- **July 2021**
 - Those who opt out after 60 days of service typically incur a one-time \$5/\$25 admin fee for residential/commercial accounts and will not be able to return to EBCE service for one year (per PG&E rules); EBCE may waive this fee until April 2022

Questions?

Alex DiGiorgio
Public Engagement Manager

510.993.7562

ADiGiorgio@ebce.org



Additional Slides

Current Default Service Options

Jurisdiction	Commercial Customers	Residential Customers	Customers on financial assistance programs (e.g., CARE, FERA, Medical Baseline)
Albany	Brilliant 100	Brilliant 100	Brilliant 100
Hayward	Brilliant 100	Brilliant 100	Bright Choice
Piedmont	Bright Choice	Renewable 100	Brilliant 100
All other areas	Bright Choice	Bright Choice	Bright Choice

Comparison of Product Costs w/out *Brilliant 100*

		Total EBCE Charges			
		1% Discount	PG&E + \$0.01/kWh	Cost difference w/ PG&E (monthly)	
Customer Class	Monthly Use (kWh)	Bright Choice	Renewable 100	Bright Choice	Renewable 100
Residential (E1)	380	\$44.21	\$48.46	-\$0.45	+\$3.80
Small Commercial, Winter (A1X)	2,270	\$255.85	\$281.13	-\$2.58	+\$22.70
Large Commercial, Summer (E19S)	294,710 1,014 kW	\$35,411.02	\$38,715.81	-\$357.69	+\$2,947.10

*Estimates based on average EBCE customers in current EBCE service area. Averages for Newark customers may not be as precisely represented.

Comparison of Product Costs w/*Brilliant 100* at 2%

		Total EBCE Charges						
		1% Discount	PG&E + 2%	PG&E + \$0.01/kWh	Cost above PG&E (monthly)		Difference between Brilliant 100 and Renewable 100	
Customer Class	Monthly Use (kWh)	Bright Choice	Brilliant 100	Renewable 100	Brilliant 100	Renewable 100	Monthly	Annual
Residential (E1)	380	\$44.21	\$45.55	\$48.46	\$0.89	\$3.80	\$2.91	\$34.88
Small Commercial, Winter (A1X)	2,270	\$255.85	\$263.60	\$281.13	\$5.17	\$22.70	\$17.53	\$210.38
Large Commercial, Summer (E19S)	294,710 1,014 kW	\$35,411.02	\$36,484.08	\$38,715.81	\$715.37	\$2,947.10	\$2,231.73	\$26,780.71

*Estimates based on average EBCE customers in current EBCE service area. Averages for Newark customers may not be as precisely represented.

Comparison of Product Costs w/*Brilliant 100* at 5%

		Total EBCE Charges						
		1% Discount	PG&E + 5%	PG&E + \$0.01/kWh	Cost above PG&E (monthly)		Difference between Brilliant 100 and Renewable 100	
Customer Class	Monthly Use (kWh)	Bright Choice	Brilliant 100	Renewable 100	Brilliant 100	Renewable 100	Monthly	Annual
Residential (E1)	380	\$44.21	\$46.89	\$48.46	\$2.23	\$3.80	\$1.57	\$18.84
Small Commercial, Winter (A1X)	2,270	\$255.85	\$271.35	\$281.13	\$12.92	\$22.70	\$9.78	\$117.36
Large Commercial, Summer (E19S)	294,710 1,014 kW	\$35,411.02	\$37,557.15	\$38,715.81	\$1,788.44	\$2,947.10	\$1,158.66	\$13,903.92

*Estimates based on average EBCE customers in current EBCE service area. Averages for Newark customers may not be as precisely represented.

Reasons for Premium Range

- PG&E rate forecast for 2021 available in November 2020, but PG&E rates are not final until December 31 at the earliest
 - If PG&E generation rates are higher, premium could be only 2% to cover cost of service
 - If PG&E generation rates are lower, premium could be 5% to cover cost of service
- Uncertainty on potential carbon free allocation for large hydro power from PG&E until after CPUC decision October 31
 - If approved and sizable allocation, premium could be closer to 2%
 - If not approved, premium could be closer to 5%

Board Decisions in June 2020

- *Brilliant 100* is maintained at parity cost through 12/31/20
- Rate is unavailable to new accounts and opt-ups as of 7/1/20
- Power content for *Brilliant 100* set to match RPS on renewables (33% in 2020, 35.8% in 2021) while maintaining 100% carbon free
- Evaluate future of *Brilliant 100* in September



East Bay Community Energy
1999 Harrison Street, Suite 800
Oakland, CA 94612



For information, visit: ebce.org

Para detalles de este programa en español, visite: ebce.org/es

參閱本計劃中文版本, 請上網: ebce.org/cn

We support your power to choose

As part of our mutual commitment to support your energy choice, East Bay Community Energy (EBCE) and Pacific Gas and Electric Company (PG&E) have partnered to provide you with a comparison of typical residential electric rates, average monthly charges, and generation portfolio contents.

If this comparison does not address your specific rate, please visit PG&E online at pge.com/cca or call **1-866-743-0335**. For more information on EBCE's generation rate, please visit ebce.org/rates or call **1-833-699-EBCE (3223)**.

Understanding your energy choices

Residential Electric Rate Comparison, E-1

	PG&E	PG&E Solar Choice*	EBCE Bright Choice	EBCE Brilliant 100	EBCE Renewable 100
Generation Rate (\$/kWh)	\$0.11752	\$0.07312	\$0.08235	\$0.08353	\$0.09353
PG&E Delivery (\$/kWh)	\$0.15298	\$0.15298	\$0.15298	\$0.15298	\$0.15298
PG&E PCIA (\$/kWh)	N/A	\$0.04243	\$0.03399	\$0.03399	\$0.03399
Total Electricity Cost (\$/kWh)	\$0.27050	\$0.26853	\$0.26932	\$0.27050	\$0.28050
Average Monthly Bill (\$)	\$ 97.11	\$96.40	\$96.68	\$97.11	\$100.70

Current rates as of July 2020

This table compares electricity costs for an average residential customer in the EBCE/PG&E service area with an average monthly usage of 359 kilowatt-hours (kWh). This is based on a representative 12-month billing history for all customers on the E-1 rate schedule for PG&E's and EBCE's published rates as of July 2020.

Generation Rate is the cost of creating electricity to power your home. The generation rate varies based on your energy provider and the resources included in your energy provider's generation supply.

PG&E Delivery Rate is a charge assessed by PG&E to deliver electricity to your home. The PG&E delivery rate depends on your electricity usage, but is charged equally to both EBCE and PG&E customers.

PG&E PCIA/FF represents the Power Charge Indifference Adjustment (PCIA) and the Franchise Fee surcharge (FF). The PCIA is a charge to recover PG&E's above-market costs for generation resources acquired prior to a customer's switch to a third-party electric generation provider like East Bay Community Energy. The PCIA also applies to PG&E customers that elect to take service under PG&E's optional Solar Choice program. PG&E acts as a collection agent for the Franchise Fee surcharge, which is levied by the California Public Utilities Commission on behalf of cities and counties in PG&E's service territory for all customers. The costs for resources included in the PCIA and FF surcharges are included in the generation rate for PG&E bundled service customers.

If this comparison does not address your specific rate, please visit PG&E online at pge.com/cca or call **1-866-743-0335**. For more information on EBCE's generation rates, please visit ebce.org/rates or call **1-833-699-EBCE (3223)**.

2019 Electric Power Generation Mix**

	Percent of Total Retail Sales (kWh)				
Specific Purchases	PG&E	PG&E Solar Choice*	EBCE Bright Choice	EBCE Brilliant 100	EBCE Renewable 100
Renewable	29%	100%	60%	75%	100%
Biomass & Biowaste	3%	0%	4%	0%	0%
Geothermal	2%	0%	12%	0%	0%
Eligible Hydroelectric	2%	0%	5%	0%	0%
Solar Electric	12%	100%	3%	38%	50%
Wind	9%	0%	36%	37%	50%
Coal	0%	0%	0%	0%	0%
Large Hydroelectric	27%	0%	25%	25%	0%
Natural Gas	0%	0%	0%	0%	0%
Nuclear	44%	0%	1%	0%	0%
Other	0%	0%	0%	0%	0%
Unspecified Sources of Power***	0%	0%	13%	0%	0%
TOTAL	100%	100%	100%	100%	100%

*Solar Choice is a limited program available only to eligible customers that elect PG&E as their electric service provider. For more information please refer to pge.com/solarchoice.

**As reported to the California Energy Commission's Power Source Disclosure Program. EBCE and PG&E data is subject to an independent audit and verification that will not be completed until later in 2020. The figures above may not sum up to 100 percent due to rounding.

***Unspecified sources of power refers to electricity that is not traceable to a specific generating facility, such as electricity traded through open market transactions. Unspecified sources of power are typically a mix of all resource types, and may include renewables.

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"PG&E" refers to Pacific Gas and Electric Company, a subsidiary of PG&E Corporation. 8.20 CCC-0720-2343



City of Newark

MEMO

DATE: September 28, 2020
TO: City Council
FROM: Sheila Harrington, City Clerk
SUBJECT: Approval of Audited Demands for the City Council Meeting of October 08, 2020.

REGISTER OF AUDITED DEMANDS

US Bank General Checking Account

<u>Check Date</u>		<u>Check Numbers</u>	
September 17, 2020	Page 1-6	1432 to 1493	Inclusive
September 24, 2020	Page 1-4	1494 to 1536	Inclusive



City of Newark

MEMO

DATE: September 28, 2020
TO: Sheila Harrington, City Clerk
FROM: Krysten Lee, Finance Director 
SUBJECT: Approval of Audited Demands for the City Council Meeting of October 08, 2020.

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

LIVE Newark CA LIVE
Payment Batch Register
Bank Account: AP - ZBA ACCOUNTS PAYABLE
Batch Date: 09/17/2020

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: AP - ZBA ACCOUNTS PAYABLE					
Check	09/17/2020	1432 Accounts Payable	ABC FIRE PROTECTION, INC.		1,873.09
	Invoice	Date	Description		Amount
		54460	07/14/2020	FIRE EXTINGUISHER MAINT	1,873.09
Check	09/17/2020	1433 Accounts Payable	ALAMEDA COUNTY FIRE DEPARTMENT		6,171.48
	Invoice	Date	Description		Amount
		2019-20-432	06/30/2020	FY19-20 ALCO FIRE TRUCK REPAIR	6,171.48
Check	09/17/2020	1434 Accounts Payable	TREASURER OF ALAMEDA COUNTY		2,784.00
	Invoice	Date	Description		Amount
		AUG'20	09/01/2020	CRIME LAB FEES AUG 2020	2,784.00
Check	09/17/2020	1435 Accounts Payable	ALLIED AUTO STORES INC		106.96
	Invoice	Date	Description		Amount
		AUG'20	08/31/2020	ALLIED PARTS	106.96
Check	09/17/2020	1436 Accounts Payable	GUSTAVO ARROYO		1,861.92
	Invoice	Date	Description		Amount
		0629-070920EXP	08/19/2020	DETS POST TRAINING EXPS ARROYO	1,861.92
Check	09/17/2020	1437 Accounts Payable	ASSOCIATION OF BAY AREA GOVERNMENTS		11,692.00
	Invoice	Date	Description		Amount
		AR023526	07/01/2020	FY20/21 ABAG MEMBERSHIP DUES	11,692.00
Check	09/17/2020	1438 Accounts Payable	BAY CENTRAL PRINTING		4,109.04
	Invoice	Date	Description		Amount
		186640	08/24/2020	PRINTING SERVICES FOR FY 20/21	4,109.04
Check	09/17/2020	1439 Accounts Payable	BEELINE GLASS CO INC		4,396.75
	Invoice	Date	Description		Amount
		116043	07/31/2020	BEELINE GLASS-SILLIMAN PHASE 1 REPAIR	4,396.75
Check	09/17/2020	1440 Accounts Payable	CALCASP, INC.		1,999.00
	Invoice	Date	Description		Amount
		20200684	09/04/2020	CALCASP ACADEMY REGISTRATION FOR MATTHEW AVILA	1,999.00
Check	09/17/2020	1441 Accounts Payable	CARBONIC SERVICE		247.00
	Invoice	Date	Description		Amount

	301588	08/28/2020	CO2-BULK	247.00
Check	09/17/2020	1442 Accounts Payable	CEL CONSULTING, INC.	1,183.74
	Invoice	Date	Description	Amount
	178243	08/21/2020	SPECIAL INSPECTION/TESTING SRVS FOR THE CIVIC CENTER, PRJ 1188	1,183.74
Check	09/17/2020	1443 Accounts Payable	COMCAST	31.50
	Invoice	Date	Description	Amount
	0828-092720YARD	08/23/2020	COMCAST CABLE	31.50
Check	09/17/2020	1444 Accounts Payable	CEB	481.49
	Invoice	Date	Description	Amount
	10956564	07/27/2020	Legal Supplies- Book	481.49
Check	09/17/2020	1445 Accounts Payable	COTTON, SHIRES AND ASSOCIATES, INC.	180.00
	Invoice	Date	Description	Amount
	57079	05/29/2020	PO# 72969 4/3-5/24/20 TRACT 8340 MARINA PLACE CONDOS REVIEW	180.00
Check	09/17/2020	1446 Accounts Payable	DALE HARDWARE	422.71
	Invoice	Date	Description	Amount
	AUG'20	08/25/2020	SUPPLIES	422.71
Check	09/17/2020	1447 Accounts Payable	FEDEX	59.86
	Invoice	Date	Description	Amount
	7-101-15877	08/21/2020	FEDEX EXPRESS SERVICES	59.86
Check	09/17/2020	1448 Accounts Payable	FREMONT ALARM	98.17
	Invoice	Date	Description	Amount
	41135	08/28/2020	SILLIMAN REPAIR	98.17
Check	09/17/2020	1449 Accounts Payable	FRONTIER BUILDING PRODUCTS PACIFIC, INC	2,990.00
	Invoice	Date	Description	Amount
	7-29-381363	07/29/2020	FRONTIER-YARD REPLACEMENT DOORS	2,100.00
	8-7-499210	08/07/2020	FRONTIER-FIRE STATION 27 BROKEN SPRING	890.00
Check	09/17/2020	1450 Accounts Payable	GACHINA LANDSCAPE MANAGEMENT, INC.	675.05
	Invoice	Date	Description	Amount
	E183278	09/09/2020	MAINLINE REPAIR- CEDAR BLVD	675.05
Check	09/17/2020	1451 Accounts Payable	GRANITEROCK	1,865.75
	Invoice	Date	Description	Amount
	1256604	08/22/2020	STREETS GRANITE PATCH	1,865.75
Check	09/17/2020	1452 Accounts Payable	GRANT MANAGEMENT USA	595.00
	Invoice	Date	Description	Amount
	WM0920-092020-24	09/12/2020	GRANT MANAGEMENT - ZOOM CLASS 09/22-09/23/20 - KRYSTEN LEE	595.00
Check	09/17/2020	1453 Accounts Payable	DUNCAN HALL	38.77
	Invoice	Date	Description	Amount
	061320EXP	08/20/2020	DISPATCHER UNIFORM ALLOWANCE	38.77

Check	Invoice	Date	Description	Amount
09/17/2020	1454	Accounts Payable	HARRIS COMPUTER SYSTEMS	49,177.40
	MN004597	04/30/2020	FY 20/21 ERP SUPPORT FOR WINTEGRATE	49,177.40
09/17/2020	1455	Accounts Payable	HOME DEPOT CREDIT SERVICES	693.05
	SEPT'20	09/13/2020	HOME DEPOT CC	693.05
09/17/2020	1456	Accounts Payable	NAPA AUTO PARTS	3,001.18
	AUG'20	08/26/2020	NAPA FLEET PARTS/SUPPLIES	3,001.18
09/17/2020	1457	Accounts Payable	KNORR SYSTEMS INC	1,128.50
	PWSVI-5638	07/23/2020	KNORR POOL REPAIR	1,128.50
09/17/2020	1458	Accounts Payable	LIEBERT CASSIDY WHITMORE	342.00
	1503943	07/31/2020	LEGAL SERVICES	342.00
09/17/2020	1459	Accounts Payable	LINCOLN AQUATICS	190.04
	D8698051	08/13/2020	PULSAR SUB ASSY	190.04
09/17/2020	1460	Accounts Payable	JUSTINE MAES	572.70
	0707-072120EXP	07/29/2020	REC/COMM POST TRAINING MAES	572.70
09/17/2020	1461	Accounts Payable	MANAGED HEALTH NETWORK	1,138.32
	PRM-053327	06/16/2020	EAP JULY COVERAGE	376.96
	PRM-054352	07/17/2020	EAP AUGUST COVERAGE	384.40
	PRM-052408	05/17/2020	FY 19/20 EAP JUNE - PO#72079	376.96
09/17/2020	1462	Accounts Payable	MANAGEMENT PARTNERS INC.	20,425.00
	INV08694	07/20/2020	MENTOR FINANCE MANAGER	350.00
	INV08693	07/20/2020	ADVISE ON ECONOMIC DEVELOPMENT PROJECTS	7,457.50
	INV08730	08/04/2020	ADVISE ON ECONOMIC DEVELOPMENT PROJECTS	10,022.50
	INV08769	08/18/2020	ADVISE ON ECONOMIC DEVELOPMENT PROJECTS	1,615.00
	INV08692	07/17/2020	PROVIDE HR ADVICE	770.00
	INV08731	08/04/2020	PROVIDE HR ADVICE	210.00
09/17/2020	1463	Accounts Payable	MAR QUALITY PROTECTION	3,675.00
	1601	07/22/2020	PROJECT 2020-04/2020-15 CHEVY TAHOE CLEAR COAT	2,175.00
	1593	07/01/2020	PROJECT 2020-05 CLEAR BRA	1,500.00
09/17/2020	1464	Accounts Payable	PACIFIC GAS & ELECTRIC	82.70
	7578-082020	08/20/2020	PG&E ASH ST PRESCHOOL PROGRAM	19.20

Check	Invoice	Date	Description	Amount
	0552-082720	08/27/2020	TRAFFIC LIGHT ELECTRIC CHARGES	63.50
Check	09/17/2020	1465 Accounts Payable	PERFORMANCE PEST MANAGEMENT	219.00
	52279	08/27/2020	PEST SERVICE-FIRE STATION 3 #102701	77.00
	52283	09/26/2020	PEST SERVICE-SILLIMAN #102710	142.00
Check	09/17/2020	1466 Accounts Payable	PROFORCE LAW ENFORCEMENT	4,329.64
	420889	08/18/2020	TASER SUPPLIES 20-21	4,329.64
Check	09/17/2020	1467 Accounts Payable	ROBERT MOWAT ASSOCIATES	1,950.00
	9	03/27/2020	NEWARK COMMUNITY PARK DESIGN SERVICES SITE OBSERVATIONS	1,950.00
Check	09/17/2020	1468 Accounts Payable	RUTAN & TUCKER, LLP	10,697.63
	876299	08/26/2020	LEGAL SERVICES	9,479.63
	876301	08/26/2020	LEGAL SERVICES	1,218.00
Check	09/17/2020	1469 Accounts Payable	S&L BREWER ENTERPRISES, INC.	500.00
	2020NEW08	08/25/2020	K9 TRAINING AND SUPPLIES AUG 2020	500.00
Check	09/17/2020	1470 Accounts Payable	SAN MATEO REGIONAL NETWORK INC	350.00
	23393	07/10/2020	JULY'20 STMP PREMAIL SPAM AND VIRUS FILTERING SERVICE	175.00
	23418	08/10/2020	AUGUST'20 STMP PREMAIL SPAM AND VIRUS FILTERING SERVICE	175.00
Check	09/17/2020	1471 Accounts Payable	SILVER & WRIGHT LLP	1,843.50
	26843	08/01/2020	LEGAL SERVICES	1,843.50
Check	09/17/2020	1472 Accounts Payable	SMITH & SONS ELECTRIC, INC.	266.93
	2085-1	08/19/2020	SERVICE CITY HALL - POWER OUTAGE	266.93
Check	09/17/2020	1473 Accounts Payable	STAPLES	789.62
	8059337618	08/15/2020	OFFICE SUPPLIES	789.62
Check	09/17/2020	1474 Accounts Payable	STATE OF CALIFORNIA	250.00
	PR091520-8625	09/14/2020	PAYROLL DEDUCTION - GARNISHMENT ACCT# 624037903	250.00
Check	09/17/2020	1475 Accounts Payable	STEVE G. HOOS	324.38
	34868	08/10/2020	EUGENE APPLIANCE REPAIR-SECOND CHANCE PILOT LINE	324.38
Check	09/17/2020	1476 Accounts Payable	SYSCO - SAN FRANCISCO	391.52
	350860519	08/24/2020	PAYMENT FOR CAMP NEWARK SNACKS	391.52

Check	Invoice	Date	Description	Amount
Check	09/17/2020	1477	Accounts Payable	
			SYSERCO INC	1,137.25
	8088	08/01/2020	PREVENTATIVE MAINTENANCE	1,137.25
Check	09/17/2020	1478	Accounts Payable	
			HDL COREN & CONE	645.00
	SIN003321	09/09/2020	2019-20 CAFR STATISTICAL PACKAGE	645.00
Check	09/17/2020	1479	Accounts Payable	
			TURF & INDUSTRIAL EQUIPMENT CO	92.78
	IV36121	08/18/2020	MOWER PARTS	92.78
Check	09/17/2020	1480	Accounts Payable	
			UNITED SITE SERVICES	193.01
	114-10945382	09/16/2020	PD WASH STATION RENTAL/MAINT	193.01
Check	09/17/2020	1481	Accounts Payable	
			UTILITY TELECOM GROUP, LLC	18,148.93
	AUG'20	08/16/2020	AUGUST WAN SERVICE FEE	18,148.93
Check	09/17/2020	1482	Accounts Payable	
			BOSCO OIL INC DBA VALLEY OIL	18,853.01
	35528	08/27/2020	VALLEY OIL-FUEL	14,943.21
	35529	08/27/2020	VALLEY OIL-FUEL	3,909.80
Check	09/17/2020	1483	Accounts Payable	
			WASHINGTON HOSPITAL	250.00
	0720-NPD	08/25/2020	LAB TESTS JULY 2020	125.00
	0620-NPD	08/25/2020	LAB TESTS JUNE 2020 PO #72246	125.00
Check	09/17/2020	1484	Accounts Payable	
			WEX BANK	24.25
	67388280	09/06/2020	CHEVRON CC	24.25
Check	09/17/2020	1485	Accounts Payable	
			YORK	3,182.25
	500020342	08/01/2020	MONTHLY WC ADMIN FEES 08/01/20-08/31/20	3,182.25
Check	09/17/2020	1486	Accounts Payable	
			SIRCHIE FINGER PRINT LABORATORIES	221.22
	0456641-IN	08/20/2020	EVIDENCE SUPPLIES 20-21	221.22
Check	09/17/2020	1487	Accounts Payable	
			DELEON , VIVIAN	169.50
	614510	09/11/2020	CHECK REQUESTED BY CUSTOMER	169.50
Check	09/17/2020	1488	Accounts Payable	
			KINGDOM KREW	180.00
	614479	09/10/2020	GROUP RESERVATION DEPOSIT BEING REFUNDED DUE TO COVID-19	180.00
Check	09/17/2020	1489	Accounts Payable	
			MALIK , SADIQA	112.00

9/17/2020

myReports

Check	Invoice	Date	Description	Amount
	614403	09/03/2020	CLASS CANCELLED BY INSTRUCTOR	112.00
Check	09/17/2020	1490 Accounts Payable	PEREZ , ALBERTO	143.00
	614504	09/11/2020	CLASS CANCELLED BY CONTRACTOR DUE TO COVID-19 SIP	143.00
Check	09/17/2020	1491 Accounts Payable	SULLIVAN , MELISSA	143.00
	614577	09/15/2020	CLASS CANCELLED BY CONTRACTOR DUE TO COVID-19 SIP	143.00
Check	09/17/2020	1492 Accounts Payable	YUAN , JIANGBO	100.00
	613314	09/10/2020	REFUND FOR REMAINDER OF RENTAL NOT USED DUE TO COVID-19	100.00
Check	09/17/2020	1493 Accounts Payable	YUAN , JIANGBO	1,800.00
	613315	09/10/2020	REFUND DUE TO SIP	1,800.00
AP ZBA ACCOUNTS PAYABLE Totals:			Transactions: 62	\$191,596.59
Checks:	62		\$191,596.59	

LIVE Newark CA LIVE
Payment Batch Register
 Bank Account: AP - ZBA ACCOUNTS PAYABLE
 Batch Date: 09/24/2020

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: AP - ZBA ACCOUNTS PAYABLE					
Check	09/24/2020	1494 Accounts Payable	AIRGAS USA, LLC		68.20
	Invoice	Date	Description		Amount
		9973680722	08/31/2020	AIRGAS TANKS	68.20
Check	09/24/2020	1495 Accounts Payable	BAY CENTRAL PRINTING		63.78
	Invoice	Date	Description		Amount
		186721	09/03/2020	BUSINESS CARDS FOR GEORGE EMMETT	63.78
Check	09/24/2020	1496 Accounts Payable	BEAR ELECTRICAL SOLUTIONS, INC.		5,411.35
	Invoice	Date	Description		Amount
		11261	08/30/2020	STREET LIGHT REPAIRS - AUGUST 2020	5,411.35
Check	09/24/2020	1497 Accounts Payable	CENTER FOR SPECIALIZED VETERINARY CARE		300.00
	Invoice	Date	Description		Amount
		99565	06/06/2020	VET SVCS JUNE 2020 PO #72281	150.00
		100069	06/18/2020	VET SVCS JUNE 2020 PO #72281	150.00
Check	09/24/2020	1498 Accounts Payable	CITY OF FREMONT		8,025.76
	Invoice	Date	Description		Amount
		315353	08/25/2020	PO#72465 -FY19/20 SACGISA FEES	8,025.76
Check	09/24/2020	1499 Accounts Payable	CLASSIC GRAPHICS		85.61
	Invoice	Date	Description		Amount
		43446	06/30/2020	FY19-20 MOTORCYCLE OUTFITTING PO#73118	85.61
Check	09/24/2020	1500 Accounts Payable	COTTON, SHIRES AND ASSOCIATES, INC.		4,942.50
	Invoice	Date	Description		Amount
		97764	09/02/2020	GEOTECHNICAL REVIEW	3,562.50
		97765	09/02/2020	GEOTECHNICAL REVIEW	1,380.00
Check	09/24/2020	1501 Accounts Payable	COUNTY OF ALAMEDA		1,285.00
	Invoice	Date	Description		Amount
		AUGUST'20	09/03/2020	CITATION PROCESSING FEES - AUG'20	1,285.00
Check	09/24/2020	1502 Accounts Payable	ALAMEDA COUNTY		834.00
	Invoice	Date	Description		Amount
		IN0289216	08/26/2020	COUNTY FEES	834.00

Check	Invoice	Date	Description	Amount
Check	09/24/2020	1503 Accounts Payable	CSG CONSULTANTS, INC.	1,200.00
	31990	08/17/2020	ENGINEERING PLAN REVIEW SERVICES	1,200.00
Check	09/24/2020	1504 Accounts Payable	DAILY JOURNAL CORPORATION	60.48
	B3397112	09/15/2020	LEGAL ADVERTISING	60.48
Check	09/24/2020	1505 Accounts Payable	EAST BAY LAWN MOWER	185.27
	35496	04/10/2020	FY19-20 MOWER REPAIR	185.27
Check	09/24/2020	1506 Accounts Payable	FRONTIER BUILDING PRODUCTS PACIFIC, INC	400.00
	9-2-505800	09/02/2020	FRONTIER-YARD TOP PANEL REPAIR	400.00
Check	09/24/2020	1507 Accounts Payable	ANDREW A. GALVAN	3,645.33
	2	08/12/2020	NATIVE AMERICAN CONSULTING SERVICES, 2019 PARK PATHWAY PRJ 1232	3,645.33
Check	09/24/2020	1508 Accounts Payable	GHD INC.	992.50
	147891	08/28/2020	TRAFFIC ENGINEERING AND TRANSPORTATION PLANNING SERVICES	992.50
Check	09/24/2020	1509 Accounts Payable	HILLYARD / SAN FRANCISCO	349.18
	604031711	09/02/2020	HILLYARD JANITORIAL SUPPLIES	42.28
	604031712	09/02/2020	HILLYARD JANITORIAL SUPPLIES	306.90
Check	09/24/2020	1510 Accounts Payable	INDUSTRIAL PLUMBING SUPPLY, LLC.	749.31
	89191	09/01/2020	INDUSTRIAL PLUMBING-SILLIMAN SUPPLIES	749.31
Check	09/24/2020	1511 Accounts Payable	INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS	210.00
	7254-2020	06/30/2020	MEMBERSHIP DUES	210.00
Check	09/24/2020	1512 Accounts Payable	KBA DOCUMENT SOLUTIONS, LLC	758.51
	55Y1107532	08/03/2020	JULY' 20 CONTRACT OVERAGE CHARGE/SUPPLY SHIPPING	361.80
	55Y1111811	08/17/2020	AUGUST' 20 - CONTRACT OVERAGE CHARGE/SUPPLY SHIPPING	396.71
Check	09/24/2020	1513 Accounts Payable	KBA DOCUMENT SOLUTIONS, LLC	2,958.31
	7444151	08/10/2020	AUGUST COPIER RENTAL/INSURANCE CHARGE	2,958.31
Check	09/24/2020	1514 Accounts Payable	LOOMIS	134.42
	12683262	08/31/2020	ARMORED CAR SERVICE - 08/20	134.42
Check	09/24/2020	1515 Accounts Payable	LYNN PEAHEY COMPANY	531.79

	Invoice	Date	Description	Amount
	372900	09/04/2020	EVIDENCE SUPPLIES 20-21	531.79
Check	09/24/2020	1516 Accounts Payable	MANAGEMENT PARTNERS INC.	2,382.50
	Invoice	Date	Description	Amount
	INV08803	09/02/2020	ADVISE ON ECONOMIC DEVELOPMENT PROJECTS	1,472.50
	INV08814	09/02/2020	PROVIDE HR ADVICE	910.00
Check	09/24/2020	1517 Accounts Payable	METRO TOWING, LLC	990.00
	Invoice	Date	Description	Amount
	20-22853	09/10/2020	TOWING SVCS JAN 2020	990.00
Check	09/24/2020	1518 Accounts Payable	ANGELA MONTEZ	75.00
	Invoice	Date	Description	Amount
	PR071520	09/16/2020	PAYROLL - BOUNCE BACK	75.00
Check	09/24/2020	1519 Accounts Payable	NEWARK PAVILION	6,600.00
	Invoice	Date	Description	Amount
	19-91	09/17/2020	PARKING FEE SEPTEMBER	6,600.00
Check	09/24/2020	1520 Accounts Payable	PACIFIC GAS & ELECTRIC	64,554.20
	Invoice	Date	Description	Amount
	7578-091820	09/18/2020	PG&E SEPTEMBER STATEMENT	62,140.30
	7460-090920	09/09/2020	TRAFFIC LIGHT ELECTRIC CHARGES	2,413.90
Check	09/24/2020	1521 Accounts Payable	PAKPOUR CONSULTING GROUP, INC.	12,954.39
	Invoice	Date	Description	Amount
	3281	09/03/2021	ENGINEERING PLAN REVIEW SERVICES	12,954.39
Check	09/24/2020	1522 Accounts Payable	PERFORMANCE PEST MANAGEMENT	499.00
	Invoice	Date	Description	Amount
	52606	09/03/2020	PEST SERVICE-SERVICE CENTER #102702	125.00
	52652	09/03/2020	PEST SERVICE-FIRE STATION 1 #102707	80.00
	52823	09/03/2020	PEST SERVICE-FIRE STATION 3 #102701	77.00
	52827	09/03/2020	PEST SERVICE-SILLIMAN #102710	142.00
	52870	09/03/2020	PEST SERVICE-FIRE STATION 2 #102709	75.00
Check	09/24/2020	1523 Accounts Payable	QUADIENT LEASING USA, INC.	415.11
	Invoice	Date	Description	Amount
	N8460946	08/30/2020	MAILING MACHINE LEASE AGREEMENT - 09/20	415.11
Check	09/24/2020	1524 Accounts Payable	REDFLEX TRAFFIC SYSTEMS	17,400.00
	Invoice	Date	Description	Amount
	INVI-2712	08/31/2020	REDLIGHT CAMERA MONITORING AUG 2020	17,400.00
Check	09/24/2020	1525 Accounts Payable	SIMON & COMPANY INC	3,440.00
	Invoice	Date	Description	Amount
	07-2020	07/30/2020	PROFESSIONAL FEDERAL AFFAIRS ASSISTANCE	1,720.00
	08-2020	08/28/2020	PROFESSIONAL FEDERAL AFFAIRS ASSISTANCE	1,720.00
Check	09/24/2020	1526 Accounts Payable	SONITROL	1,059.00
	Invoice	Date	Description	Amount

Check	Invoice	Date	Description	Amount
	1355533-IN	09/01/2020	SONITROL QUARTERLY MONITORING	1,059.00
Check	09/24/2020	1527 Accounts Payable	STAPLES	217.12
	8059528318	08/31/2020	OFFICE SUPPLIES	217.12
Check	09/24/2020	1528 Accounts Payable	TIAA COMMERCIAL FINANCE, INC.	542.10
	7534739	09/11/2020	COPIER LEASE AGREEMENT - 2 KYOCERA	542.10
Check	09/24/2020	1529 Accounts Payable	TYLER TECHNOLOGIES, INC.	3,840.00
	045-313351	08/21/2020	ERP IMPLEMENTATION - FM, HR, ESUITE 08/10-08/13/20	3,840.00
Check	09/24/2020	1530 Accounts Payable	UNITED STATES POSTMASTER	12,000.00
	2021BULK-2	09/15/2020	DEPOSIT INTO BULKY MAILING ACCOUNT	12,000.00
Check	09/24/2020	1531 Accounts Payable	U.S. BANK NATIONAL ASSOCIATION	280,205.45
	10860.00017	08/31/2020	WEBCOR RETENTION PAYMENT RETENTION PAYMENT - ACCOUNT #260108010	280,205.45
Check	09/24/2020	1532 Accounts Payable	VERIZON WIRELESS	456.12
	9862494927	09/10/2020	CELL SERVICE FOR IPADS	456.12
Check	09/24/2020	1533 Accounts Payable	WEBCOR CONSTRUCTION, LP	5,323,903.37
	10860.00017	08/31/2020	NEWARK CIVIC CENTER AUGUST PROGRESS PAYMENT	5,323,903.37
Check	09/24/2020	1534 Accounts Payable	WEST COAST ARBORISTS INC	76,953.05
	163055	07/31/2020	TREE PRUNING 7/1/2020-7/31/2020	59,821.35
	163474	08/15/2020	TREE PRUNING 8/1/2020-8/15/2020	3,729.80
	163475	08/15/2020	TREE PRUNING 8/1/2020-8/15/2020	540.20
	163961	08/31/2020	BRANCH REMOVAL 8/16/2020-8/31/2020	174.95
	163960	08/31/2020	TREE PRUNING 8/16/2020-8/31/2020	12,686.75
Check	09/24/2020	1535 Accounts Payable	PRO-VIGIL, INC.	19.50
	203238	09/16/2020	BUSINESS LICENSE REFUND - RESO#11109	19.50
Check	09/24/2020	1536 Accounts Payable	SUNDAR , GITA	113.00
	614631	09/21/2020	CUSTOMER REQUESTED TO REFUND CHECK FOR THEIR CREDIT	113.00

AP ZBA ACCOUNTS PAYABLE Totals: Transactions: 43 \$5,841,810.21

Checks: 43 \$5,841,810.21



CITY OF NEWARK

CITY COUNCIL

City Administration Building, City Council Chambers

37101 Newark Boulevard, Newark, CA 94560 | (510) 578-4266 | E-mail: city.clerk@newark.org

Minutes

Thursday, September 24, 2020

7:00 P.M.

A. ROLL CALL

Mayor Nagy called the meeting to order at 7:00 p.m. Present were Council Members Hannon, Collazo (joined at 7:15 p.m.), and Freitas. Council Member Bucci was noted absent. All participated via virtual teleconference.

B. PRESENTATIONS

B.1 Commending Police Officer of the Year.

Mayor Nagy read the commendation for Police Officer Matt Warren, who was in attendance.

B.2 Proclaiming September as National Preparedness Month.

Mayor Nagy read the proclamation for Emergency Services Coordinator Martinez and CERT Volunteer Libby. He thanked CERT Volunteers David Libby, Garry Zatarain, and Michael Libby for their volunteer work at the call center for the SCU Lightning Complex.

B.3 First 5 Alameda County Early Learning Communities Network Grant.

Recreation and Community Services Director Zehnder, Newark Library Branch Manager Stoner, Administrative Assistant/Marketing Coordinator Rivera, Special Assistant Lopez and Special Assistant Torres collectively provided an update on the Early Learning Action Plan (ELAP) progress and achievements. Presentation on file with City Clerk.

B.4 Presentation of the Newark Police Department's 2020 Community Survey Results

Chief Anderson presented the survey results, indicating that the majority of respondents were very satisfied with Newark Police Department services. She stated that community police activity, residential burglary, auto burglary and prevention, gang prevention and traffic enforcement were the top areas that the community wanted the Police Department to focus their efforts. She highlighted the focus efforts that would be made as a result of this survey, such as education campaigns. Presentation on file with City Clerk.

In response to Council questions, Chief Anderson stated that she planned to conduct the survey annually and report back on focus efforts to the City Council.

Council Member Collazo stated that before the pandemic she was planning a Spanish language outreach event with Captain Arguello. She requested that they hold an even when it is safe to do so.

C. PUBLIC COMMENT

Kenneth Trant stated that he agreed with the results of the Police Department Survey. He requested speed bumps on Arden Street. City Manager Benoun requested that Public Works Director Fajeau contact Mr. Trant after the meeting.

D. CONSENT CALENDAR

Council Member Collazo requested the removal of item D. 5 for separate consideration.

Council Member Hannon moved, Council Member Collazo seconded, to approve Consent Calendar Items D.1 through F.4 and D.6 through D.7, that the resolutions be numbered consecutively, and that reading of the titles suffice for adoption of the resolutions. The motion passed, 4 AYES, 1 ABSENT.

D.1 Approval of Register of Audited Demands.

D.2 Minutes – September 2, 2020 (special) and September 10, 2020.

**D.3 Second Reading and adoption of an ordinance adding Chapter 15.55 to Title 15 of the Newark Municipal Code setting forth an expedited, streamlined permitting process for electric vehicle charging stations as required by Government Code Section 65850.7 (AB1236).
ORDINANCE NO. 524**

D.4 Amendment to the Conflict of Interest Code for Nonelected Officials and Designated Employees. RESOLUTION NO. 11119

- D.6 Approval of Contractual Service Agreements with Bureau Veritas for on-call Building Inspection Plan Review Services and 4Leaf, Inc. for on-call Building Inspection Field Inspection and Miscellaneous Support Services.**

RESOLUTION NO. 11120

CONTRACT NO. 20058 -20059

- D.7 Approval of a Second Amendment to a Contractual Services Agreement with Hurst/Harrigan Associates for retail retention and attraction services at NewPark Mall.**

RESOLUTION NO. 11121

CONTRACT NO. 19057

Pulled for separate consideration

- D.5 Initiation of proceedings for annexation of Tract 8459 to Zone 6 – Compass Bay of Landscaping and Lighting District No. 19 order and approval of the preliminary Engineer’s Report, declaration of intention to order annexation of Tract 8459 to the assessment district, and setting of public hearing date on November 12, 2020.**

RESOLUTION NO. 11122 initiate proceedings

RESOLUTION NO. 11123 preliminary report

Council Member Collazo stated her concern about the appearance of the roundabouts.

Senior Civil Engineer Cangco outlined the roadway and infrastructure improvements that need to be completed before the roundabouts may be rebuilt.

City Manager Benoun stated that the roundabouts would be built to the satisfaction of the City.

Council Member Hannon requested speed limit signs on Willow Street, if there were not any currently in place.

No one from the public requested to speak.

Council Member Collazo moved, Council Member Hannon seconded to that the City Council, by resolution, initiate proceedings for the annexation of Tract 8459 to Zone 6 – Compass Bay Development of Landscaping and Lighting District No. 19 and approve the preliminary Engineer’s Report and, by resolution, approve the preliminary Engineer’s Report, declare the intention to order the annexation of Tract 8459 to the assessment district, and set the Public Hearing date on November 12, 2020. The motion passed, 4 AYES, 1 ABSENT.

E. PUBLIC HEARINGS

F. OTHER BUSINESS

F.1 Approval of the NEWARK CARES Funding. RESOLUTION NO. 11124

City Manager Benoun and Community Development Director Turner gave the presentation (On file with City Clerk). They anticipate receiving \$604,590 in CARES Act funding. These are Federal funds to provide economic relief in response to financial impacts cause by the COVID-19 pandemic. They proposed allocating \$200,000 for a Rental Assistance Program, \$200,000 for a Small Business Grant Program, and the remainder to reimburse the City for COVID-19 expenses.

City Council discussion ensued on outreach efforts and when the programs could be implemented.

No one from the public requested to speak.

Council Member Collazo moved, Council Member Hannon seconded that the City Council, by resolution, approve the NEWARK CARES Funding Plan. The motion passed, 4 AYES, 1 ABSENT.

G. CITY COUNCIL MATTERS

Mayor Nagy stated that he would adjourn the meeting in memory of retired City Clerk Thelma Metcalf. The City Council extended their condolences to the Metcalf family.

Council Member Collazo stated she was proud of the Newark Family and their service. Shop Newark.

Council Hannon stated that this was an outstanding meeting and he appreciated the information in the presentations.

Council Member Freitas stated that he was impressed with Chief Anderson's presentation and congratulated Police Officer of the Year Matt Warren. He complimented the speed of the Civic Center construction progress and thanked Chief Building Official/City Architect for a job well done.

H. CLOSED SESSION

I. ADJOURNMENT

Mayor Nagy adjourned the meeting at 9:02 p.m. in memory of Thelma Metcalf.

**D.3 Acceptance of work with McKim Corporation for the 2019 Park Pathways Resurfacing for ADA Access, Project 1232 – from Assistant Engineer Carmen.
(RESOLUTION)**

Background/Discussion – On May 9, 2019, the City Council awarded a contract to McKim Corporation for the 2019 Park Pathways Resurfacing for ADA Access, Project 1232. The project removed tripping hazards, provided improved pathway connectivity, and resulted in more accessible pathways for all members of the community at Bridgepointe Park and Sportsfield Park.

Due to the discovery of cultural resources at Bridgepointe Park during construction, work on the project was temporarily suspended for approximately 11 months. As a result, the completion date of the project was significantly delayed. During this time, staff worked closely with the appointed Most Likely Descendant of the Ohlone Indian Tribe, archeologist, and contractor to ensure all requirements for the proper and sensitive treatment of the cultural resources were adhered to and addressed.

This project was completed within the original budget using Community Development Block Grant Program (CDBG) federal funds provided by the U.S. Department of Housing and Urban Development (HUD). Staff has reviewed and inspected the entire scope of work, which has now been satisfactorily completed in accordance with the approved project plans and specifications and all applicable standards. Pursuant to the State of California Public Contract Code, formal acceptance of the work by the City Council is now recommended.

Attachment – Resolution

Action – Staff recommends that the City Council, by resolution, accept the work with McKim Corporation for the 2019 Park Pathways Resurfacing for ADA Access, Project 1232.

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
NEWARK ACCEPTING THE WORK WITH MCKIM
CORPORATION FOR THE 2019 PARK PATHWAYS
RESURFACING FOR ADA ACCESS, PROJECT 1232

WHEREAS, the City of Newark entered into a contract with McKim Corporation, pursuant to Resolution No. 10,921, for the 2019 Park Pathways Resurfacing for ADA Access, Project 1232, in the City of Newark, in accordance with plans and specifications for the contract; and

WHEREAS, said work has been completed in conformance with the plans and specifications of the contract hereinabove referred to and the conditions thereof.

NOW, THEREFORE, BE IT RESOLVED that said work is hereby accepted and the City Council does hereby authorize the release of bonds guaranteeing completion of the work, the filing of a Notice of Completion, and payment to the contractor pursuant to the contract.

D.4 Authorization for the purchase of Police Department mobile data computers from Lehr Auto Electric and amendment of the 2020-2022 Biennial Budget and Capital Improvement Plan for fiscal year 2020-2021 – from Police Captain Arguello and Maintenance Superintendent Connolly. (RESOLUTION)

Background/Discussion- The 2020-2022 Biennial Budget and Capital Improvement Plan for fiscal year 2020-2021 includes funding for the replacement of ten Police Department mobile data computers through the City’s Equipment Replacement Program. Partial funding for the purchase of two new mobile data computers through the City’s Capital Improvement Plan is also proposed as part of the purchase of two new patrol vehicles.

The Newark Police Department has been using CF-29 and CF-31 mobile data computers since 2001 which operate on 3G or 4G internal modems. The City’s service provider will no longer support 3G technology effective January 2021. In addition, most existing mobile data computers are beyond the respective service warranty periods and have reached the end of their useful lives. The Information Systems Division as well as Police Department staff have field-tested and selected the Panasonic Toughbook Model CF-33 as the most suitable replacement mobile data computer.

Staff is proposing replacement of all Police Department mobile data computers in three phases over the next three fiscal years as follows:

- Phase One would occur during fiscal year 2020-2021 and would call for nine mobile data computers and platforms in vehicles and one spare being replaced through the City’s standard Equipment Replacement process. Two mobile data computers are proposed to be added to the Patrol Fleet as part of Capital Improvement Projects for new patrol vehicles for a total of twelve mobile data computers in the first phase.
- Phase Two would include ten mobile data computers, including a second spare to be replaced during fiscal year 2021-2022.
- Phase Three would include eight mobile data computers, including the third spare, to be replaced during fiscal year 2022-2023.

The three phases collectively would result in a total 30 new mobile data computer units. The cost for the first phase of mobile data computer purchase, the related mounting hardware and installation are not-to-exceed amounts of \$65,000 from Equipment Replacement funds and \$16,000 from Capital Improvement Project funds, respectively. The second (FY21-22) and third (FY22-23) phases are currently estimated at \$77,000 and \$61,000, respectively.

An intergovernmental procurement process (also known as a “piggybacking”) is an alternative option to Newark’s formal bidding process. By piggybacking onto another agency’s contract, the City would save the cost and time associated with an additional formal bid process but be

able to be assured of competitive set prices established by another agency's formal bidding process.

Upon completion of a formal bidding process, the City of Brentwood, California entered into a procurement contract with Lehr Auto Electric for the purchase of mobile data computers, including the Model CF-33. The competitive process used by the City of Brentwood purchasing satisfies the City of Newark's requirements for the proposed equipment replacement purchase.

Fiscal Impact - The 2020-2022 Biennial Budget and Capital Improvement Plan includes \$65,000 in the Equipment Replacement fund for the purchase of ten replacement units. A budget increase in the total amount of \$8,000 is necessary to provide sufficient funding for the new mobile data computers now proposed to be included in the respective project budgets for purchase of two new Police Department Patrol Vehicles, Projects 1266 and 1267, from \$80,000 to \$84,000 each.

Attachment – Resolution

Action - Staff recommends that the City Council, by resolution, authorize the purchase of Police Department mobile data computers from Lehr Auto Electric and amend the 2020-2022 Biennial Budget and Capital Improvement Plan for fiscal year 2020-2021.

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWARK AUTHORIZING THE PURCHASE OF POLICE DEPARTMENT MOBILE DATA COMPUTERS FROM LEHR AUTO ELECTRIC AND AMENDING THE 2020-2022 BIENNIAL BUDGET AND CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 2020-2021

WHEREAS, the 2020-2022 Biennial Budget and Capital Improvement Plan includes funding for the replacement of ten (10) mobile data computers that have reached the end of their useful lives through the City’s Equipment Replacement Program and partial funding for the purchase of two (2) new mobile data computers through the City’s Capital Improvement Plan as part of new Police Department Patrol Vehicle purchases, Projects 1266 and 1267; and

WHEREAS, the City of Newark will be participating in an intergovernmental procurement process (also known as “piggybacking”) with Lehr Auto Electric as the holder of the City of Brentwood, California procurement contract for the purchase and installation of twelve Police Department mobile data computers at a cost not-to-exceed \$65,000 from Equipment Replacement funds and \$16,000 from Capital Improvement Project funds.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newark authorize the purchase and installation of twelve (12) mobile data computers for the Newark Police Department by Lehr Auto Electric in a total amount not-to-exceed \$81,000.

BE IT FURTHER RESOLVED that the City Council of the City of Newark hereby amends the 2020-2022 Biennial Budget and Capital Improvement Plan for fiscal year 2020-2021 as follows:

	<u>Account</u>	<u>Description</u>	<u>Amount</u>
From:	610.3000	Capital Improvement Fund - Unallocated	\$ 8,000
To:	610.90.094.0.8052.1266	Police Department Barn Car Patrol Vehicle	\$ 4,000
	610.90.094.0.8052.1267	Police Department Patrol Vehicle	\$ 4,000

E.1 Adoption of an ordinance repealing and replacing Chapters 15.09 (California Residential Code) and 15.21 (California Existing Building Code) of Title 15 of the Newark Municipal Code with modifications to address unique local conditions for the 2019 editions of the California Residential Code and the California Existing Building Code – from Interim City Attorney Kokotaylo and Public Works Director Fajeau. (ORDINANCE)

Background/Discussion – On September 10, 2020, the City Council set a public hearing date and introduced an ordinance to repeal and replace Chapter 15.09 (California Residential Code) and Chapter 15.21 (California Existing Building Code) with the code amendments previously approved by the City Council. While the Statement of Findings for all local amendments and these specific code sections were formally listed and approved by ordinance and became legally effective January 12, 2020, the final updated text for these two code sections were inadvertently left out of the ordinance adopted at that time. Therefore staff is recommending an additional ordinance to formally repeal the existing code sections and replace those code sections with the updated text.

Attachments – Ordinance

Action – Staff recommends that the City Council adopt by title only and waive further reading of an ordinance to repeal and replace Chapters 15.09 (California Residential Code) and 15.21 (California Existing Building Code) of Title 15 of the Newark Municipal with modifications to address unique location conditions for the 2019 editions of the California Residential Code and the California Existing Building Code.

ORDINANCE NO.

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEWARK REPEALING AND REPLACING CHAPTERS 15.09 “RESIDENTIAL CODE” AND 15.21 “CALIFORNIA EXISTING BUILDING CODE” IN ORDER TO ADOPT BY REFERENCE, WITH MODIFICATIONS TO ADDRESS UNIQUE LOCAL CONDITIONS, THE 2019 EDITIONS OF THE CALIFORNIA RESIDENTIAL CODE AND THE CALIFORNIA EXISTING BUILDING CODE

WHEREAS, the California Building Standards Commission has adopted a new Title 24 of the California Code of Regulations, also referred to as the 2019 California Building Standards Code, that will become effective statewide on January 1, 2020; and

WHEREAS, the updated California Building Standards Code became effective within the City on January 1, 2020, and Title 15 updated by default to incorporate the California Building Standards Code without local amendments; and

WHEREAS, Section 17922 of the California Health and Safety Code requires local agencies to adopt the building standards contained in the California Building Standards Code; and

WHEREAS, Section 17958.7 of the California Health and Safety Code allows local agencies to enact modifications to those building standards provided that such modifications are reasonably necessary because of local climatic, geological or topographical conditions so long as a local agency adopts such findings; and

WHEREAS, the City previously adopted findings justifying local modifications based on local climatic, geologic, and topographic conditions; and

WHEREAS, the City Council held a public hearing related to this Ordinance on October 8, 2020 and considered the staff report and public testimony received; and

WHEREAS, the City Council finds that no additional environmental review is necessary because this Ordinance is not a project that has the potential to cause substantial or potentially substantial, adverse change in the environment and qualifies for an exemption under the California Environmental Quality Act (CEQA) Guidelines Section 15061 (b) (3), and further, the Ordinance establishes standards for the approval of ministerial projects that are not themselves subject to CEQA review; and

WHEREAS, the City Council finds that the adoption of 2019 Edition of the California Residential Code and California Existing Building Code help protect public health, safety, and welfare.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NEWARK DOES ORDAIN as follows:

Section 1: The forgoing Recitals are true and correct and incorporated herein by this reference.

Section 2: That the following are amended as attached (with removed text identified by strikethrough and additional text identified in the color red) and hereby incorporated herein by reference:

Title 15 (Buildings and Construction), Article I (Building Regulations)
Chapter 15.09 (Residential Code) (Exhibit A)
Chapter 15.21 (California Existing Building Code) (Exhibit B)

Section 3: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have adopted the ordinance, and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases be declared invalid.

Section 4: Effective date. This ordinance shall take effect thirty (30) days after passage. Before expiration of fifteen (15) days after its passage, this ordinance shall be published in The Tri City Voice, a newspaper of general circulation published and printed in the County of Alameda and circulated in the City of Newark.

Chapter 15.09

RESIDENTIAL CODE

Sections

- 15.09.010** California Residential Code adopted by reference.
15.09.020 Amendments.

15.09.010 California Residential Code adopted by reference.

A certain document, entitled ~~2016~~ 2019 California Residential Code published by the International Code Council and amended and adopted by the state of California as the ~~2016~~ 2019 edition California Residential Code, is adopted by reference as the residential code of the city pursuant to the provisions of Government Code Section 50020 et seq., state of California, except as modified in this chapter.

15.09.020 Amendments.

The construction code adopted by reference in this chapter is amended by the following additions, deletions and amendments thereto set forth in this chapter.

A. Section R105.3.1.1 dealing with determining substantial improvements in flood hazard zones is deleted. Refer to Chapter 15.40, Construction in Flood Hazard Areas, of the Newark Municipal Code.

B. Section R301.1.3.2 is amended by adding the following section;

R301.1.3.2.1 Woodframe structures two stories in height. The building official is authorized to require the structural portions of construction documents to be prepared, stamped and signed by a California licensed architect, civil engineer, or structural engineer for all dwellings with two stories.

C. Section R313 dealing with automatic fire sprinkler systems is amended by replacing Sections R313.1 and R313.2 in their entirety with the following;

R313.1 Where required in new construction. Automatic fire sprinkler systems in compliance with Section R313.3 or NFPA 13D shall be installed in the following new construction.

R313.1.1 One and two family dwellings and townhouses.

R313.1.2 Detached structures accessory to one and two family dwellings and townhouses when the floor area exceeds 1,000 square feet in area or, when there are no exterior walls then 1,000 square feet of projected roof area.

R313.1.3 Additions to one and two family dwellings and townhouses when the existing structure is equipped with an automatic fire sprinkler system.

R313.2 Where required in existing construction. An automatic residential fire sprinkler system shall be installed in existing one and two family dwellings and townhouses in accordance with Section R313.3 or NFPA 13D when the construction value of any repair, reconstruction, addition, alteration, or improvement, or any combination thereof, exceeds 80 percent of the market value of the dwelling structure either before the improvement or repair is started, or, if the dwelling has been damaged and is being restored, before the damage occurred. Construction value shall include all permitted improvements which have occurred within the five previous years of the most recently issued building permit. Damage includes damage resulting from fire, flood, earthquake, or demolition.

D. Section R322 dealing with flood resistant construction is deleted. Refer to Chapter 15.40, Construction in Flood Hazard Areas, of the Newark Municipal Code.

E. Section R326 dealing with swimming pools is replaced in its entirety with the following:

R326.1 General. The **structural** design and construction of pools and spas for **one and two family dwellings and townhomes** ~~single family dwellings~~ shall comply with Section 3109 of the California Building Code **and for enclosures and safety features** ~~two family dwellings and townhomes~~ with Chapter ~~31B~~ **3109** of the California ~~Building~~ **Residential** Code.

F. Chapter 10 dealing with chimneys and fireplaces is amended by adding the following section:

R1000 Prohibited Fireplaces. Open hearth masonry and factory built wood burning fireplaces are prohibited. Prohibition applies to new construction, additions, and existing fireplace replacements.

G. Appendix H, Patio Covers, is adopted.

H. Appendix K, Sound Transmission, is adopted.

CALIFORNIA EXISTING BUILDING CODE

Sections:

15.21.010 California Existing Building Code adopted by reference.

15.21.020 Amendments.

15.21.010 California Existing Building Code adopted by reference.

A certain document entitled, “~~2016~~ 2019 California Historical Building Code,” including Appendix Chapter A1, relating to unreinforced masonry buildings, Appendix Chapter A3, relating to anchorage of wood framed residential buildings, and Appendix Chapter A4, relating to risk reduction in soft story wood framed buildings, published by the International Code Council and amended and adopted by the state of California is adopted by reference pursuant to the provisions of Government Code Section 50020 et seq., state of California, except as modified in this chapter.

15.21.020 Amendments.

The construction code adopted by reference in this chapter is amended by the following additions, deletions and amendments thereto set forth in this chapter.

- A. Section 104.10.1 dealing with flood hazard areas is deleted. Refer to Chapter 15.40.
- B. Section ~~403.2~~ 405.2.5 dealing with flood hazard areas is deleted. Refer to Chapter 15.40.