



AGENDA

REGULAR MEETING

* * *

CLAYTON CITY COUNCIL

* * *

TUESDAY, March 1, 2011

6:00 p.m.

*Hoyer Hall, Clayton Community Library
6125 Clayton Road, Clayton, CA 94517*

Mayor: David T. Shuey
Vice Mayor: Howard Geller

Council Members
Joseph A. Medrano
Julie K. Pierce
Hank Stratford

- A complete packet of information containing staff reports and exhibits related to each public item is available for public review in City Hall located at 6000 Heritage Trail on Monday prior to the Council meeting.
- Agendas are posted at: 1) City Hall, 6000 Heritage Trail; 2) Library, 6125 Clayton Road; 3) Ohm's Bulletin Board, 1028 Diablo Street, Clayton; and 4) City Website at www.ci.clayton.ca.us
- Any writings or documents provided to a majority of the City Council after distribution of the Agenda Packet and regarding any public item on this Agenda will be made available for public inspection in the City Clerk's office located at 6000 Heritage Trail during normal business hours.
- If you have a physical impairment that requires special accommodations to participate, please call the City Clerk's office at least 72 hours in advance of the meeting at (925) 673-7304.

*** CITY COUNCIL ***

March 1, 2011

6:00 P.M.

1. **CALL TO ORDER AND ROLL CALL** – Mayor Shuey.

2. **CLOSED SESSION**

(a) 1). *Government Code Section 54956.9 (a)*

Conference with Legal Counsel

Pending Litigation: *Katzman, et al. v. City of Clayton, et al.* Coordinated Cases Master/C07-01461/C07-00707, Superior Court of CA, Contra Costa County.

2). *Government Code Section 54956.9 (a)*

Conference with Legal Counsel

Pending Litigation: *City of Clayton and Oakhurst Geologic Hazard Abatement District v. Municipal Pooling Authority of Northern California*, Case No. MSC10-03626, Superior Court of CA, Contra Costa County

Reports Out from Closed Session: Mayor Shuey.

7:00 P.M.

3. **PLEDGE OF ALLEGIANCE** – led by Mayor Shuey.

4. **CONSENT CALENDAR**

Consent Calendar items are typically routine in nature and are considered for approval by the City Council with one single motion. Members of the Council, Audience, or Staff wishing an item removed from the Consent Calendar for purpose of public comment, question or input may request so through the Mayor.

(a) Information Only

1). Notification of City Manager-approved Special Rate Adjustment of 0.41% to the trash-only solid waste collection rates in Clayton due to a new Board of Supervisors' imposed "County Road Fee" at the Keller Canyon Landfill.

[\(View Here\)](#)

(b) Approve the minutes of the regular meeting of February 15, 2011. [\(View Here\)](#)

(c) Approve Financial Demands and Obligations of the City. [\(View Here\)](#)

5. RECOGNITIONS AND PRESENTATIONS

- (a) Recognition to Lauren Gehring for her years of municipal service to the City as a Police Services Aide and Police Explorer.
- (b) Proclamation declaring March 2011 as “American Red Cross Month.” ([View Here](#))

6. REPORTS

- (a) Planning Commission – Commissioner Tuija Catalano.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff
- (d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.
- (e) Other

7. PUBLIC COMMENT ON NON - AGENDA ITEMS

Citizens may address the City Council on items within the Council's jurisdiction, (which are not on the agenda) by completing a speaker card available on the Lobby table and submitting it to the City Clerk. To assure an orderly meeting and an equal opportunity for everyone, each speaker is limited to 3 minutes, enforced at the Mayor's discretion. When one's name is called by the Mayor, the speaker shall approach the public podium and adhere to the time limit. In accordance with State Law, no action may take place on any item not appearing on the posted agenda. The Council may respond to statements made or questions asked, or may request Staff to report back at a future meeting concerning the matter.

Public comment and input on Public Hearing, Action Items and other Agenda Items will be allowed when each item is considered by the City Council.

8. PUBLIC HEARING

- (a) Consider the Introduction and First Reading of Ordinance No. 431 that amends certain chapters of the *Clayton Municipal Code* to bring the City's Building, Electrical, Plumbing and Mechanical Codes into compliance with the 2010 Editions of the respective California Construction Codes (aka the CA Green Building Standards Codes, or CALGreen). ZOA 01-11 ([View Here](#)) (Community Development Director)

Staff recommendations: **1).** Receive the staff report; **2).** Open the Public Hearing; **3).** Receive public comments; **4).** Close the Public Hearing; **5).** Approve a motion to have the City Clerk read Ordinance No. 431 by title and number only and waive further reading; **6).** Approve a motion to approve Ordinance No. 431 for Introduction.

9. ACTION ITEMS

- (a) Presentation of the Mid-Year City Budget status report for Fiscal Year 2010-2011. (Finance Manager; Council Budget Sub-Committee). ([View Here](#))

Staff recommendations: **1).** Receive the presentation of the Mid-Year Budget Report; **2).** Receive public comments; **3).** Approve a motion accepting the Mid-Year Budget Report for FY 2010-11.

10. COUNCIL ITEMS – limited to requests and directives for future meetings.

11. ADJOURNMENT– the next regularly scheduled City Council meeting is March 15, 2011.

#



Agenda Date: 3/1/11

Agenda Item: 4a

City Council

DAVID T. SHUEY, MAYOR

HOWARD GELLER, VICE MAYOR

JOSEPH A. MEDRANO

JULIE K. PIERCE

HANK STRATFORD

COMMUNITY
DEVELOPMENT (925) 673-7340
ENGINEERING (925) 363-7433

6000 HERITAGE TRAIL • CLAYTON, CALIFORNIA 94517-1250
TELEPHONE (925) 673-7300 FAX (925) 672-4917

25 February 2011

Tim Argenti
General Manager
Allied Waste Services
441 N. Buchanan Circle
Pacheco, CA 94553

**Re: Approval of Special Rate Adjustment Request
County-Imposed Road Fee for Keller Canyon Landfill**

Dear Mr. Argenti:

Initially in November 2010 and again by follow-up letter dated 07 February 2011, Allied Waste Services formally requested the City consider and authorize a special rate adjustment to its franchise-controlled solid waste and recyclables management, collection and disposal rates levied in the city of Clayton, pursuant to the May 2002 Restated and Amended Franchise Agreement between the City of Clayton and Pleasant Hill Bayshore Disposal, Inc. Said Franchise Agreement was subsequently assigned by Allied Waste Services to, and assumed by Republic Services, Inc., which transaction was approved and accepted by action of the Clayton City Council in a public meeting held on 15 September 2009 (City Resolution No. 37-2009). The underlying Franchise Agreement remains in effect until the end of the 31st day of December 2012.

By authority granted to me pursuant to Section 6. C. Special Rate Adjustments of the Franchise Agreement, this letter constitutes official notification and approval of a requested special rate adjustment for a new "County Road Fee" of 0.41% on the solid waste (trash) rates for Clayton, with conditions as noted below.

Background

On 27 July 2010, the Board of Supervisors of Contra Costa County imposed a new surcharge at the Keller Canyon Landfill for current and future reconstruction and maintenance needs to the shared jurisdictional road (i.e. Bailey Road) leading to the landfill (segments owned by the County and the City of Pittsburg). The County's authority to levy such a surcharge rests with Condition of Approval 29.6 of the Keller Canyon Landfill Land Use Permit No. 2020-89. Bailey Road serves as the designated access route for waste hauling truck traffic between Highway 4 and the entrance to Keller Canyon Landfill. The Landfill is operated by the Keller Canyon Landfill Company, which is a subsidiary of Republic Services, Inc.

To address improvement and future maintenance needs to Bailey Road arising from the heavy solid waste disposal trucks heading to and from the Keller Canyon Landfill, the County Board of Supervisors did impose the following two solid waste tonnage fees to be collected by the landfill operator on all amounts of solid waste tonnage disposed at the landfill, regardless of origin:

1. Bailey Road Improvement Disposal Surcharge

The establishment of a \$0.32 per ton fee for waste disposed at the Keller Canyon Landfill on or after 01 January 2011, but only until such time as a total of \$1,193,000 is collected;

2. Bailey Road Maintenance Disposal Surcharge

The establishment of an on-going tonnage fee in the amount of \$0.68 for waste disposed at the Keller Canyon Landfill between 01 January 2011 and 31 December 2015, at which time one component of this fee would sunset resulting in a one-time per tonnage fee reduction of \$0.27 on 01 January 2016; and

3. Every Five Year Adjustment to Maintenance Disposal Surcharge

Commencing 01 January 2016 and every 60-month period thereafter, the County will adjust the remaining \$0.41 per ton surcharge by the percentage change in the Construction Cost Index for the San Francisco Bay Area.

The immediate effect of the Board of Supervisors' action is the levy of a new \$1.00 per ton surcharge on solid waste disposals at the Keller Canyon Landfill commencing 01 January 2011. The city of Clayton's solid waste stream is collected and disposed by Republic Services, Inc. (dba Allied Waste Services) at this landfill and is therefore subject to the new landfill disposal fee.

Local Authority

As noted above, the Franchise Agreement between the City of Clayton and Republic Services, Inc. allows for the consideration and granting of special rate adjustments in Section 6. C. Specifically,

“Collector shall be entitled to a special rate adjustment to recapture the net costs of any new or increased federal, state or *local* taxes, fees, *surcharges* and mitigation fees imposed on the transfer station or *landfill* or *on Solid Waste received at those facilities* (except for federal or state income or excise taxes or property taxes) or the increased net costs of transfer or disposal which are caused by new or amended federal state and local laws and regulations ...” [emphasis added]

The Section provides that the City Manager may approve or reject the special rate adjustment request after consideration if the new taxes, fees and surcharges or net cost increases are imposed outside of the Collector's control, and if the new fee negatively impacts the profitability of the Collector's Clayton franchise operations. Any rate adjustment approved by the City Manager must be in writing with notification to the Clayton City Council of the special adjustment, and the Collector may appeal any decision of the City Manager to the City Council. The Collector must provide the City Manager with a minimum of sixty (60) days advance notice of the proposed rate adjustment.

Discussion

In consideration of Allied Waste Service's request for a special rate adjustment, it is clearly evident the County Board of Supervisor's action in July 2010 to require a new \$1.00 per ton disposal surcharge at the Keller Canyon Landfill is a new local government surcharge imposed at that solid waste disposal facility which action occurred beyond the control of this Collector.

Therefore, the second variable for evaluation is whether the imposed surcharge negatively impacts the profitability of the Collector's franchise operations in the city of Clayton. Allied Waste Services provided a requested table which charted the monthly tonnage of solid waste emanating from the Clayton subscribers, collected by Allied Waste Services for disposal at the Keller Canyon Landfill. The amount of Clayton solid waste disposed of in calendar year 2010 was a total of 4,686.99 tons. Therefore, with a new landfill surcharge of \$1.00 per ton levied by Contra Costa County, Allied Waste Services is incurring a new uncontrolled expense of approximately \$4,700.00 per year in Clayton starting in January 2011. Irrespective of the magnitude of the annual dollar amount, the new local surcharge negatively and directly impacts the existing profitability of its Clayton franchise operations, unless passed through to solid waste subscribers within the franchise jurisdiction.

Further, as Allied Waste Services has requested and received special rate adjustments from its other franchisors disposing solid waste tonnage at Keller Canyon Landfill (e.g. the cities of Martinez and Pleasant Hill), a factor of public policy equity arises wherein each source of solid waste tonnage headed to this landfill should pay its proportionate surcharge recently levied by Contra Costa County and now in effect. In other words, is it fair or proper for one particular community's solid waste stream to be exempt from payment of the Bailey Road surcharge while others pay for the same purpose and benefit?

It is my finding that, after review of the documentation of local government action to impose the on-going road fee and the financial data on franchisee's operations in Clayton, it is just and appropriate that Allied Waste Services be granted its requested special rate adjustment.

Special Rate Adjustment Application

The solid waste disposal per ton surcharge is to be imposed only on the waste stream (trash) headed to the Keller Canyon Landfill, not on recyclable materials collected curbside within our community. Therefore, the solid waste material in Clayton associated with this surcharge is the trash dumped in residential waste wheelers (aka blue in color) and that volume contained in the commercial and industrial waste bins. Even though yard/green waste also heads to the landfill for alternate day coverage, the Board of Supervisors' action specifically exempted yard/green waste tonnage from its new per ton surcharge.

Using the actual 2010 solid waste from the Clayton community disposed of at Keller Canyon Landfill (4,686.99 tons = \$4,686.99 surcharge expense) relative to the franchisee's provided trash-only total revenue of \$1,136,401 in 2010 (see table, Attachment 1), the expectant new landfill surcharge expense as a percentage of revenue is 0.41%. The Collector should therefore be allowed a conditional increase of 0.41% on the current residential "blue" waste wheeler rates and on the commercial and industrial yard bins/waste wheelers to recoup the newly-imposed County surcharge.

In preparation for the City's consideration of this special rate adjustment request, Allied Waste Services supplied several tables calculating the County's solid waste tonnage surcharge into the existing approved 2011 trash rates within the city of Clayton. For reference and authorization purpose, the rates reflecting the new solid waste landfill surcharge are attached hereto (see Attachment 2). For information purpose only, the current monthly residential rates are adjusted as follows (note: for trash only; does not include the recycling, yard waste, or street sweeping rates):

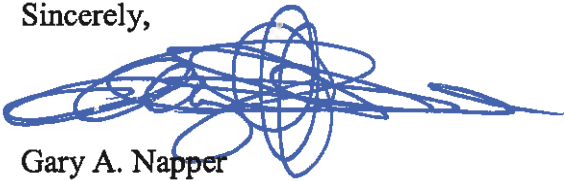
<u>Blue Can Size</u>	<u>Current Rate</u>	<u>New Rate</u>	<u>Mo. Difference</u>
20 gal.	\$ 10.50	\$ 10.54	\$ 0.04
32 gal.	\$ 11.73	\$ 11.78	\$ 0.05
64 gal.	\$ 21.90	\$ 21.99	\$ 0.09
96 gal.	\$ 24.82	\$ 24.92	\$ 0.10

Conditions Imposed on Special Rate Adjustment

In granting this special rate adjustment the following conditions of City approval apply:

1. The approved special rate adjustment shall not be applied to Clayton accounts any sooner than 01 March 2011.
2. Allied Waste Services shall add on each Clayton customer's bill a new line item titled "County Road Fee" and note the associated added expense. This condition becomes necessary to inform the customer of the purpose and source of the new cost and to track adjustments to the County's surcharge in future years (e.g. after the \$1.193 million is collected, after 31 December 2015, and thereafter).
3. Allied Waste Services shall keep the City informed, at least semi-annually in writing and by attention to the City Manager, of its progress in reaching the \$1.193 million mark for eventual sunset of the Bailey Road Improvement Disposal Surcharge.
4. Allied Waste Services shall inform the City in writing, by sixty days advance notice, when Clayton's "County Road Fee" rates are to be adjusted, downward or upward, pertaining to the Bailey Road Maintenance Disposal Surcharge rate component.

Sincerely,



Gary A. Napper
City Manager

Attachments: 1. 2010 Clayton solid waste tonnage table [1 pg.]
2. New "County Road Fee" surcharge rate tables [3 pp.]

cc: Honorable Mayor and City Council Members
City Attorney

ATTACHMENT 1

Period	Material			Total
	Residential MSW	Commercial MSW	Industrial MSW	
January-10	314.81	39.58	37.09	391.48
February-10	285.35	36.51	13.56	335.42
March-10	328.90	42.27	37.70	408.87
April-10	326.48	46.12	34.41	407.01
May-10	300.85	44.84	37.44	383.13
June-10	328.17	35.91	21.73	385.81
July-10	343.21	40.38	36.83	420.42
August-10	327.00	38.20	20.43	385.63
September-10	320.80	39.77	21.72	382.29
October-10	301.68	42.52	31.21	375.41
November-10	326.65	37.85	15.87	380.37
December-10	365.03	43.01	23.11	431.15
Total Tons	3,868.93	486.96	331.10	A 4,686.99
Fee Per Ton			B	\$ 1.00
Landfill Fee per Ton			A X B	C \$ 4,686.99
2010 Revenue			D	\$ 1,136,401
Landfill Fee as a percentage of Revenue			C/D	E 0.41%

ATTACHMENT 2

CONTRACT GROUP 9210304 - CLAYTON									
FREQ MSW 1/1 FREQ RC 1/1 FREQ YW 1/1		INVOICE GROUP = Y		LOB CA = 3I - RC/YW = 7I					
RATES Effective - January 1, 2011						2011 PI= 0.95%		Road Fee 0.41%	
TYPE	INFO CODE	DESCRIPTION	SENIOR or BASE	2011 MONTHLY RATE	2011 BI-MONTHLY RATE	BI-MONTHLY RATE (Includes one CA, RC, YW container and Street Sweeping)	Monthly \$ per customer	Customer Count	Total Monthly Dollars
TRASH	F50	20-GAL MSW	BASE	\$ 10.50	\$ 21.00	\$ 42.68	0.04	155	6.20
TRASH	F51	32-GAL MSW	BASE	\$ 11.73	\$ 23.46	\$ 45.14	0.05	1,412	70.60
TRASH	F53	64-GAL MSW	BASE	\$ 21.90	\$ 43.80	\$ 65.48	0.09	1,044	93.96
TRASH	F54	96-GAL MSW	BASE	\$ 24.82	\$ 49.64	\$ 71.32	0.10	1,146	114.60
TRASH	F55	64-GAL MSW (2)	BASE	\$ 43.80	\$ 87.60	\$ 109.28	0.18	5	0.90
TRASH	F57	96-GAL MSW (2)	BASE	\$ 49.65	\$ 99.30	\$ 120.98	0.20	3	0.60
TRASH	F58	96-GAL MSW (3)	BASE	\$ 74.47	\$ 148.94	\$ 170.62	0.30	-	-
RECYCLE	RC1	64-GAL RECYCLING	BASE	\$ 4.24	\$ 8.48				
RECYCLE	G03	64-GAL RECYCLING (2)	BASE	\$ 6.36	\$ 12.72				
YARDWASTE	L01	64-GAL YARDWASTE	BASE	\$ 5.85	\$ 11.70				
YARDWASTE	L03	64-GAL YARDWASTE (2)	BASE	\$ 11.69	\$ 23.38				
STREET SWEEPING	V75	STREET SWEEPING	BASE	\$ 0.75	\$ 1.50				
Average per Customer/Total Customers/Total Revenue from Road Fee							\$ 0.08	3,765	\$ 286.86

	Garbage	Recycle	Yard Waste	Street Sweeping	New Monthly Rate	Current Monthly Rate	(Differ)
20 gal	\$ 10.54	\$ 4.24	\$ 5.85	\$ 0.75	\$ 21.38	\$ 21.34	0.04
32 gal	\$ 11.78	\$ 4.24	\$ 5.85	\$ 0.75	\$ 22.62	\$ 22.57	0.05
64 gal	\$ 21.99	\$ 4.24	\$ 5.85	\$ 0.75	\$ 32.83	\$ 32.74	0.09
96 gal	\$ 24.92	\$ 4.24	\$ 5.85	\$ 0.75	\$ 35.76	\$ 35.66	0.10

Clayton Commercial Rates - Effective 1/1/11
Contract Group 9210104

2011 Increase 0.95%

Road Fee

0.41%

Service level	Frequency	Trash	Recycling	Road Fee	New Trash Rate	New Recycling Rate
1yd	1 x per wk	\$ 127.45	\$ 52.16	\$ 0.38	\$ 127.83	No change
1yd	2 x per wk	\$ 257.22	\$ -	\$ 0.77	\$ 257.99	N/A
1yd	3 x per wk	\$ 385.81	\$ -	\$ 1.16	\$ 386.97	N/A
1yd	4 x per wk	\$ 514.49	\$ -	\$ 1.54	\$ 516.03	N/A
1yd	5 x per wk	\$ 643.03	\$ -	\$ 1.93	\$ 644.96	N/A
Extra		\$ 38.30	\$ 50.53	\$ 0.11	\$ 38.41	No change
2yd	1 x per wk	\$ 198.02	\$ 104.31	\$ 0.59	\$ 198.61	No change
2yd	2 x per wk	\$ 395.97	\$ -	\$ 1.19	\$ 397.16	N/A
2yd	3 x per wk	\$ 593.97	\$ -	\$ 1.78	\$ 595.75	N/A
2yd	4 x per wk	\$ 791.99	\$ -	\$ 2.38	\$ 794.37	N/A
2yd	5 x per wk	\$ 989.94	\$ -	\$ 2.97	\$ 992.91	N/A
Extra		\$ 51.14	\$ 40.38	\$ 0.15	\$ 51.29	No change
3yd	1 x per wk	\$ 267.43	\$ 125.18	\$ 0.80	\$ 268.23	No change
3yd	2 x per wk	\$ 534.85	\$ -	\$ 1.60	\$ 536.45	N/A
3yd	3 x per wk	\$ 802.26	\$ -	\$ 2.41	\$ 804.67	N/A
3yd	4 x per wk	\$ 1,069.68	\$ -	\$ 3.21	\$ 1,072.89	N/A
3yd	5 x per wk	\$ 1,337.09	\$ -	\$ 4.01	\$ 1,341.10	N/A
Extra		\$ 63.85		\$ 0.19	\$ 64.04	
4yd	1 x per wk	\$ -	\$ 131.44	\$ -		No change
4yd	2 x per wk	\$ -	\$ -	\$ -		N/A
4yd	3 x per wk	\$ -	\$ -	\$ -		N/A
4yd	4 x per wk	\$ -	\$ -	\$ -		N/A
4yd	5 x per wk	\$ -	\$ -	\$ -		N/A
Extra		\$ 82.99		\$ 0.25		
5yd	1 x per wk	\$ -	\$ -	\$ -		N/A
5yd	2 x per wk	\$ -	\$ -	\$ -		N/A
5yd	3 x per wk	\$ -	\$ -	\$ -		N/A
5yd	4 x per wk	\$ -	\$ -	\$ -		N/A
5yd	5 x per wk	\$ -	\$ -	\$ -		N/A
Extra		\$ 95.77		\$ 0.29		

Clayton Commercial Rates - Effective 1/1/11
Contract Group 9210104

2011 Increase

0.95%

Road Fee

0.41%

**New Trash
Rate**

**New
Recycling
Rate**

Service level	Frequency	Trash	Recycling	Road Fee
6yd	1 x per wk	\$ -	\$ -	\$ -
6yd	2 x per wk	\$ -	\$ -	\$ -
6yd	3 x per wk	\$ -	\$ -	\$ -
6yd	4 x per wk	\$ -	\$ -	\$ -
6yd	5 x per wk	\$ -	\$ -	\$ -
Extra		\$ 114.90		\$ 0.34
8yd	1 x per wk	\$ -	\$ -	\$ -
8yd	2 x per wk	\$ -	\$ -	\$ -
8yd	3 x per wk	\$ -	\$ -	\$ -
8yd	4 x per wk	\$ -	\$ -	\$ -
8yd	5 x per wk	\$ -	\$ -	\$ -
Extra		\$ 140.45		\$ 0.42
32 gal can	1 x per wk	\$ 21.91	\$ -	\$ 0.07
32 gal can	2 x per wk	\$ 43.81	\$ -	\$ 0.13
32 gal can	3 x per wk	\$ 65.72	\$ -	\$ 0.20
32 gal can	4 x per wk	\$ 87.62	\$ -	\$ 0.26
32 gal can	5 x per wk	\$ 106.21	\$ -	\$ 0.32
Extra		\$ 10.43		\$ 0.03
64 gal cart	1 x per wk	\$ 36.02	\$ 26.08	\$ 0.11
64 gal cart	2 x per wk	\$ 83.08	\$ -	\$ 0.25
64 gal cart	3 x per wk	\$ 130.10	\$ -	\$ 0.39
64 gal cart	4 x per wk	\$ 177.10	\$ -	\$ 0.53
64 gal cart	5 x per wk	\$ 224.18	\$ -	\$ 0.67
Extra		\$ 20.21		\$ 0.06
96gal cart	1 x per wk	\$ 53.38	\$ 26.08	\$ 0.16
96gal cart	2 x per wk	\$ 116.69	\$ -	\$ 0.35
96gal cart	3 x per wk	\$ 180.15	\$ -	\$ 0.54
96gal cart	4 x per wk	\$ 243.61	\$ -	\$ 0.73
96gal cart	5 x per wk	\$ 307.06	\$ -	\$ 0.92
Extra		\$ 31.29		\$ 0.09
96 gal yw	Cart	\$ -	\$ 5.85	\$ -

\$ 21.98

N/A

\$ 43.94

N/A

\$ 65.92

N/A

\$ 87.88

N/A

\$ 106.53

N/A

\$ 10.46

\$ -

\$ 36.13

No Change

\$ 83.33

N/A

\$ 130.49

N/A

\$ 177.63

N/A

\$ 224.85

N/A

\$ 20.27

\$ 53.54

No Change

\$ 117.04

N/A

\$ 180.69

N/A

\$ 244.34

N/A

\$ 307.98

N/A

\$ 31.38

No Change

**MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL**

Agenda Date: 3/1/11

Agenda Item: 4b

TUESDAY, February 15, 2011

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:00 p.m. by Vice Mayor Geller in Hoyer Hall of the Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Vice Mayor Geller, Councilmembers Medrano, Pierce, and Stratford. Councilmember absent: Mayor Shuey. Staff present: City Manager Gary Napper, City Attorney Dan Adams, Community Development Director David Woltering, and City Clerk Laci Jackson.
2. **PLEDGE OF ALLEGIANCE** – led by Vice Mayor Geller.
3. **CONSENT CALENDAR**- It was moved by Councilmember Medrano seconded by Councilmember Stratford to approve the Consent Calendar as amended on Item 3(a) (Passed; 4-0 vote).
 - (a) Approved the amended minutes of the special meeting of January 31, 2011, and the special and regular meeting minutes of February 1, 2011, as amended.
 - (b) Approved Financial Demands and Obligations of the City.
 - (c) Re-appointed Charles Evans to the Contra Costa Transportation Authority Citizens Advisory Committee (CAC) with a term ending February 2015.
 - (d) Approved Mayoral notification to the Contra Costa County Auditor-Controller that the City, under protest, intends for its Redevelopment Agency to remit directly the State-imposed seizure of local tax increment revenues (property taxes) in the amount of \$404,961 for FY 2010-2011 to aid State Budget deficits.
4. **RECOGNITIONS AND PRESENTATIONS**
 - (a) Vice Mayor Geller presented a Certificate of Recognition to Mitchell R. D'Angina in appreciation for his Eagle Scout Project of two wood benches along the Peacock Flats Trail (Clayton Road).

Mitchell D'Angina presented a picture slide show of the work done to make and install the benches.
5. **REPORTS**
 - (a) Planning Commission – No meeting held to report.
 - (b) Trails and Landscaping Committee – No meeting held to report.
 - (c) The City Manager reported the State budget is still in a quandary and the City is awaiting an outcome on the proposed redevelopment agency elimination. He stated the League of California Cities and the California Redevelopment Association will file litigation if the Governor goes through with his plan. It is believed the Governor's proposal is unconstitutional, and violates Prop. 22 and Prop. 1A. He stated this budget solution does not solve the State budget problem, nor does the state have any credibility that its budget problems are solved after taking local monies, as evidenced by the past actions.

(d) City Council

Councilmember Pierce attended a Transportation Authority meeting, an Admin. Committee meeting, the Mayors Conference, and a TRANSPAC meeting.

Councilmember Geller attended a Daffodil Hill re-landscaping meeting. He noted all 10 concerts have been booked for the 2011 series, and he attended the CERT Corps Council meeting.

(e) Other – None.

6. **PUBLIC COMMENTS** – None.

7. **PUBLIC HEARINGS** – None.

8. **ACTION ITEMS**- None.

9. **COUNCIL ITEMS** – None.

10. **ADJOURNMENT**– On call by Vice Mayor Geller the meeting adjourned at 7:11 p.m.

Respectfully submitted,

Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL

Howard Geller, Mayor



Agenda Date: 3/1/11

Agenda Item: 4c

Approved:

Gary A. Napper
City Manager/Executive Director

STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: MERRY PELLETIER, FINANCE MANAGER

DATE: MARCH 1, 2011

SUBJECT: INVOICE SUMMARY

RECOMMENDATION

Approve the following Invoices.

2/25/11

Cash Requirements Report

\$196,288.73

Attachments:

Cash Requirements Report, dated 2/25/11 (5 pages)

City of Clayton

Cash Requirements Report

CC Meeting 3/1/11

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
Access One								
Access One	2/23/2011	2/2/2011	1116328	Long Distance Service 1/11	\$42.12	\$0.00		\$42.12
				<i>Totals for Access One:</i>	<i>\$42.12</i>	<i>\$0.00</i>		<i>\$42.12</i>
All City Management Services, Inc.								
All City Management Services, Inc.	2/22/2011	1/31/2011	21790	Crossing Guard WE 1/29/11	\$418.50	\$0.00		\$418.50
All City Management Services, Inc.	2/25/2011	2/14/2011	21935	Crossing Guard WE 2/12/11	\$465.00	\$0.00		\$465.00
				<i>Totals for All City Management Services, Inc.:</i>	<i>\$883.50</i>	<i>\$0.00</i>		<i>\$883.50</i>
Arlene H. Kikkawa-Nielsen								
Arlene H. Kikkawa-Nielsen	2/23/2011	2/23/2011	2.11	Library Vol Coordinator 2/11	\$820.00	\$0.00		\$820.00
				<i>Totals for Arlene H. Kikkawa-Nielsen:</i>	<i>\$820.00</i>	<i>\$0.00</i>		<i>\$820.00</i>
AT&T/ CalNet 2								
AT&T/ CalNet 2	2/23/2011	2/3/2011	2/11A	Local Phone Service 2/11	\$446.31	\$0.00		\$446.31
				<i>Totals for AT&T/ CalNet 2:</i>	<i>\$446.31</i>	<i>\$0.00</i>		<i>\$446.31</i>
Bay Area News Group East Bay (CCT)								
Bay Area News Group East Bay (CCT)	2/23/2011	1/22/2011	3811477-40821	CDD Legal Notices 1/11	\$259.40	\$0.00		\$259.40
				<i>Totals for Bay Area News Group East Bay (CCT):</i>	<i>\$259.40</i>	<i>\$0.00</i>		<i>\$259.40</i>
CalPERS Health								
CalPERS Health	2/23/2011	2/15/2011	401	Health Premiums 3/11	\$28,656.62	\$0.00		\$28,656.62
				<i>Totals for CalPERS Health:</i>	<i>\$28,656.62</i>	<i>\$0.00</i>		<i>\$28,656.62</i>
CalPERS Retirement								
CalPERS Retirement	2/23/2011	2/23/2011	PPE 2/20/11	Retirement Premiums PPE 2/20/11	\$20,487.72	\$0.00		\$20,487.72
				<i>Totals for CalPERS Retirement:</i>	<i>\$20,487.72</i>	<i>\$0.00</i>		<i>\$20,487.72</i>
Cathy Voss								
Cathy Voss	2/22/2011	2/16/2011	EH 2/14/11	Refund EH Rental Deposit 2/14/11	\$500.00	\$0.00		\$500.00
				<i>Totals for Cathy Voss:</i>	<i>\$500.00</i>	<i>\$0.00</i>		<i>\$500.00</i>
CCC Auditor-Controller (Booking)								
CCC Auditor-Controller (Booking)	2/22/2011	2/10/2011	1/11	PD Booking Fees 1/11	\$196.00	\$0.00		\$196.00
				<i>Totals for CCC Auditor-Controller (Booking):</i>	<i>\$196.00</i>	<i>\$0.00</i>		<i>\$196.00</i>
CCC General Services (Traffic)								
CCC General Services (Traffic)	2/22/2011	1/27/2011	4090	Traffic Signal Maintenance 12/10	\$2,403.61	\$0.00		\$2,403.61
CCC General Services (Traffic)	2/22/2011	12/20/2010	4062	Traffic Maintenance 11/11	\$4,207.86	\$0.00		\$4,207.86
				<i>Totals for CCC General Services (Traffic):</i>	<i>\$6,611.47</i>	<i>\$0.00</i>		<i>\$6,611.47</i>
CCC Office of the Sheriff - Forensic Svc Division (Lab)								
CCC Office of the Sheriff - Forensic Svc	2/22/2011	11/17/2010	CLPD-310	PD Blood Lab Svc 7-9/10	\$628.47	\$0.00		\$628.47
CCC Office of the Sheriff - Forensic Svc	2/25/2011	2/15/2011	CLPD-1101	PD Crime Lab 1/11	\$980.00	\$0.00		\$980.00

City of Clayton

Cash Requirements Report

CC Meeting 3/1/11

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
City of Concord (Mayor's Conf)				<i>Totals for CCC Office of the Sheriff - Forensic Svc Division (Lab):</i>				
City of Concord (Mayor's Conf)	2/22/2011	2/17/2011	2/11	Mayor's Conference 3/11	\$50.00	\$0.00		\$1,608.47
				<i>Totals for City of Concord (Mayor's Conf):</i>				
City of Concord								
City of Concord	2/25/2011	2/11/2011	23665	PD Router Service 2/11	\$112.00	\$0.00		\$112.00
City of Concord	2/25/2011	2/18/2011	23773	PD Live Scan 2/11	\$64.00	\$0.00		\$64.00
City of Concord	2/25/2011	2/18/2011	23719	PD Printing Service 2/11	\$106.00	\$0.00		\$106.00
City of Concord	2/25/2011	2/11/2011	23666	PD Dispatch Services 2/11	\$13,173.00	\$0.00		\$13,173.00
City of Concord	2/25/2011	2/18/2011	23717	Adm Printing Services 2/11	\$389.00	\$0.00		\$389.00
				<i>Totals for City of Concord:</i>				
					\$13,844.00	\$0.00		\$13,844.00
City of Walnut Creek								
City of Walnut Creek	2/22/2011	2/10/2011	2011	City Manager's Association Dues 2011	\$156.00	\$0.00		\$156.00
				<i>Totals for City of Walnut Creek:</i>				
					\$156.00	\$0.00		\$156.00
Clayton Home Inspection Svcs								
Clayton Home Inspection Svcs	2/25/2011	2/23/2011	2321156	Home Insp 268 Stranahan Cir 2/11	\$385.00	\$0.00		\$385.00
				<i>Totals for Clayton Home Inspection Svcs:</i>				
					\$385.00	\$0.00		\$385.00
Clean Street								
Clean Street	2/23/2011	1/31/2011	62813	Street Sweeping 1/11	\$3,500.00	\$0.00		\$3,500.00
				<i>Totals for Clean Street:</i>				
					\$3,500.00	\$0.00		\$3,500.00
Contra Costa Topsoil								
Contra Costa Topsoil	2/23/2011	2/4/2011	91383	PW Top Soil Mix 2/11	\$721.05	\$0.00		\$721.05
				<i>Totals for Contra Costa Topsoil:</i>				
					\$721.05	\$0.00		\$721.05
Contra Costa Tractor Mobile Svc								
Contra Costa Tractor Mobile Svc	2/23/2011	2/10/2011	014884	PW Equipment Repair 2/10	\$395.48	\$0.00		\$395.48
				<i>Totals for Contra Costa Tractor Mobile Svc:</i>				
					\$395.48	\$0.00		\$395.48
Crop Production Svcs								
Crop Production Svcs	2/25/2011	11/16/2010	213049	PW Landscape Supplies 11/10	\$131.10	\$0.00		\$131.10
				<i>Totals for Crop Production Svcs:</i>				
					\$131.10	\$0.00		\$131.10
Dillon Electric Inc								
Dillon Electric Inc	2/23/2011	2/18/2011	2292	CCP Lighting Design 2/11	\$2,635.00	\$0.00		\$2,635.00
				<i>Totals for Dillon Electric Inc:</i>				
					\$2,635.00	\$0.00		\$2,635.00
Globalstar LLC								
Globalstar LLC	2/22/2011	1/16/2011	2790422	PD Command Trailer Sat Phone 1/11	\$27.07	\$0.00		\$27.07
				<i>Totals for Globalstar LLC:</i>				
					\$27.07	\$0.00		\$27.07

City of Clayton

Cash Requirements Report

CC Meeting 3/1/11

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
Graybar Electric Co, Inc								
Graybar Electric Co, Inc	2/23/2011	2/9/2011	952355483	PW Street Light Supplies 2/11	\$513.02	\$0.00		\$513.02
Graybar Electric Co, Inc	2/23/2011	1/12/2011	951899117	PW Supplies 1/11	\$277.50	\$0.00		\$277.50
Graybar Electric Co, Inc	2/23/2011	12/27/2010	951661533	PW Property Damage Repair 12/10	\$1,802.67	\$0.00		\$1,802.67
				<i>Totals for Graybar Electric Co, Inc:</i>	<u>\$2,593.19</u>	<u>\$0.00</u>		<u>\$2,593.19</u>
Hammons Supply Company								
Hammons Supply Company	2/23/2011	2/18/2011	64906	Janitorial Supplies 2/11	\$294.63	\$0.00		\$294.63
				<i>Totals for Hammons Supply Company:</i>	<u>\$294.63</u>	<u>\$0.00</u>		<u>\$294.63</u>
Harun Simbirdi								
Harun Simbirdi	2/22/2011	1/25/2011	1/25/11	CERT Cache Supplies 1/11	\$168.25	\$0.00		\$168.25
				<i>Totals for Harun Simbirdi:</i>	<u>\$168.25</u>	<u>\$0.00</u>		<u>\$168.25</u>
Health Care Dental Trust								
Health Care Dental Trust	2/23/2011	2/6/2011	120766	Dental Premiums 3/11	\$2,517.24	\$0.00		\$2,517.24
				<i>Totals for Health Care Dental Trust:</i>	<u>\$2,517.24</u>	<u>\$0.00</u>		<u>\$2,517.24</u>
James & Shinobu Cole								
James & Shinobu Cole	2/23/2011	2/23/2011	CAP 0001	Refund CAP 0001 Deposit less fees 2/11	\$1,904.55	\$0.00		\$1,904.55
				<i>Totals for James & Shinobu Cole:</i>	<u>\$1,904.55</u>	<u>\$0.00</u>		<u>\$1,904.55</u>
Joseph D'Angina								
Joseph D'Angina	2/23/2011	2/23/2011		Reimburse for Wood Benches 1/11	\$222.15	\$0.00		\$222.15
				<i>Totals for Joseph D'Angina:</i>	<u>\$222.15</u>	<u>\$0.00</u>		<u>\$222.15</u>
LarryLogic Productions								
LarryLogic Productions	2/22/2011	2/16/2011	1118	City Council Meeting Video 2/15/11	\$270.00	\$0.00		\$270.00
				<i>Totals for LarryLogic Productions:</i>	<u>\$270.00</u>	<u>\$0.00</u>		<u>\$270.00</u>
LSA Associates Inc								
LSA Associates Inc	2/23/2011	2/17/2011	106136	CC Church EIR 1/11	\$744.43	\$0.00		\$744.43
				<i>Totals for LSA Associates Inc:</i>	<u>\$744.43</u>	<u>\$0.00</u>		<u>\$744.43</u>
Marken Mechanical Services Inc								
Marken Mechanical Services Inc	2/23/2011	2/2/2011	411-1152-2	Library HVAC Maint 2/11	\$150.00	\$0.00		\$150.00
Marken Mechanical Services Inc	2/23/2011	2/2/2011	411-1151-2	City Hall HVAC Maint 2/11	\$150.00	\$0.00		\$150.00
Marken Mechanical Services Inc	2/23/2011	2/8/2011	411-1147	EH HVAC Maint 2/11	\$247.00	\$0.00		\$247.00
				<i>Totals for Marken Mechanical Services Inc:</i>	<u>\$547.00</u>	<u>\$0.00</u>		<u>\$547.00</u>
MD Electric Company								
MD Electric Company	2/23/2011	1/31/2011	1/31/11	CH HVAC Repair 1/11	\$2,345.00	\$0.00		\$2,345.00
MD Electric Company	2/23/2011	1/31/2011	1/31/11B	CH Security Light 1/11	\$400.00	\$0.00		\$400.00
				<i>Totals for MD Electric Company:</i>	<u>\$2,745.00</u>	<u>\$0.00</u>		<u>\$2,745.00</u>

City of Clayton

Cash Requirements Report

CC Meeting 3/1/11

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
Michel & Fackler APC								
Michel & Fackler APC	2/22/2011	2/7/2011	10866	MPA Coverage Legal Services 1/11	\$934.37	\$0.00		\$934.37
				Totals for Michel & Fackler APC:	\$934.37	\$0.00		\$934.37
Mt. Diablo Unified School Dist (Gym)								
Mt. Diablo Unified School Dist (Gym)	2/25/2011	2/1/2011	AR234614	Clayton First Night Janitorial 12/10	\$782.00	\$0.00		\$782.00
				Totals for Mt. Diablo Unified School Dist (Gym):	\$782.00	\$0.00		\$782.00
Municipal Pooling Authority								
Municipal Pooling Authority	2/23/2011	2/23/2011	3.11	LTD, Life & ADD Premiums 3 11	\$1,158.96	\$0.00		\$1,158.96
				Totals for Municipal Pooling Authority:	\$1,158.96	\$0.00		\$1,158.96
PERMCO, Inc.								
PERMCO, Inc.	2/25/2011	2/22/2011	9361	General Service Retainer	\$2,848.50	\$0.00		\$2,848.50
PERMCO, Inc.	2/25/2011	2/22/2011	9362	PG&E (minor) Inspections	\$41.50	\$0.00		\$41.50
PERMCO, Inc.	2/25/2011	2/22/2011	9364	CCP Prkg Lot & Expansion	\$4,029.26	\$0.00		\$4,029.26
PERMCO, Inc.	2/25/2011	2/22/2011	9365	2010 Pavement Rehab	\$648.13	\$0.00		\$648.13
PERMCO, Inc.	2/25/2011	2/22/2011	9366	Diablo Pointe SW O&M Inspections	\$150.00	\$0.00		\$150.00
PERMCO, Inc.	2/25/2011	2/22/2011	9363A	Weisdanger SWP Insp	\$41.50	\$0.00		\$41.50
PERMCO, Inc.	2/25/2011	2/22/2011	9363B	O'Meara SWP Insp	\$41.50	\$0.00		\$41.50
PERMCO, Inc.	2/25/2011	2/22/2011	9363C	All In One Removal SW Insp	\$83.00	\$0.00		\$83.00
				Totals for PERMCO, Inc.:	\$7,883.39	\$0.00		\$7,883.39
PG&E								
PG&E	2/23/2011	12/2/2010	7057281-3	LED Lt Replacement Project 12/10	\$65,036.00	\$0.00		\$65,036.00
				Totals for PG&E:	\$65,036.00	\$0.00		\$65,036.00
Raney Planning & Management, Inc.								
Raney Planning & Management, Inc.	2/22/2011	2/1/2011	1018E-4	Comm Park Pkg Lot Exp 1-2/11	\$1,131.70	\$0.00		\$1,131.70
				Totals for Raney Planning & Management, Inc.:	\$1,131.70	\$0.00		\$1,131.70
Rutan & Tucker LLP								
Rutan & Tucker LLP	2/23/2011	2/11/2011	602971	Land Use & Econ Dev Legal Svc 2/11	\$800.00	\$0.00		\$800.00
				Totals for Rutan & Tucker LLP:	\$800.00	\$0.00		\$800.00
US Bank Corp Pymt System (Cal Card)								
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	ADM 1/11	Adm Office Supplies 1/11	\$261.37	\$0.00		\$261.37
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	ADM 1/11	Notary Class & Supplies 1/11	\$377.98	\$0.00		\$377.98
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	ADM 1/11	Neopost Lease 1-2/11 & Prop Tax 1/11	\$544.54	\$0.00		\$544.54
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	ADM 1/11	CEO Conference - Howe 1/11	\$25.00	\$0.00		\$25.00
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	ADM 1/11	Well Monitoring 12/10	\$1,546.50	\$0.00		\$1,546.50
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	ADM 1/11	Clayton First Night Supplies 12/10	\$772.49	\$0.00		\$772.49
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	CH Security Light Fixture 1/11	\$99.99	\$0.00		\$99.99
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Truck Repair 1/11	\$1,213.18	\$0.00		\$1,213.18
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Vehicle Gas 1/11	\$599.81	\$0.00		\$599.81

City of Clayton

Cash Requirements Report

CC Meeting 3/1/11

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	Library Hand Dryers 1/11	\$490.00	\$0.00		\$490.00
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	Pest dept - License Renewal 1/11	\$300.00	\$0.00		\$300.00
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Sign Pipe 1/11	\$1,889.06	\$0.00		\$1,889.06
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Landscape Supplies 1/11	\$575.51	\$0.00		\$575.51
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Repair Tractor Tire 1/11	\$480.34	\$0.00		\$480.34
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Irrigation Van Svc 1/11	\$622.57	\$0.00		\$622.57
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Landscape Fuel 1/11	\$1,098.86	\$0.00		\$1,098.86
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Paint 1/11	\$24.29	\$0.00		\$24.29
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW Streetlight Supplies 1/11	\$360.91	\$0.00		\$360.91
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PW 1/11	PW General Supplies 1/11	\$105.69	\$0.00		\$105.69
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PD 1/11	PD Tactical Equipment 1/11	\$495.58	\$0.00		\$495.58
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PD 1/11	PD Office Supplies 1/11	\$117.88	\$0.00		\$117.88
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PD 1/11	PD Postage 1/11	\$50.20	\$0.00		\$50.20
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PD 1/11	PD Car Washes & Headlamps 1/11	\$128.52	\$0.00		\$128.52
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PD 1/11	PD Fuel 1/11	\$3,269.06	\$0.00		\$3,269.06
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PD 1/11	PD Training Food 1/11	\$49.73	\$0.00		\$49.73
US Bank Corp Pymt System (Cal Card)	2/25/2011	1/24/2011	PD 1/11	PD Vehicle Repair 1/11	\$500.75	\$0.00		\$500.75
Totals for US Bank Corp Pymt System (Cal Card):					<u>\$15,999.81</u>	<u>\$0.00</u>		<u>\$15,999.81</u>
Warner Brothers Tree Service								
Warner Brothers Tree Service	2/23/2011	1/24/2011	9188	CCP Tree Work 1/11	\$2,400.00	\$0.00		\$2,400.00
Totals for Warner Brothers Tree Service:					<u>\$2,400.00</u>	<u>\$0.00</u>		<u>\$2,400.00</u>
Wells Fargo Bank, N.A.								
Wells Fargo Bank, N.A.	3/2/2011	1/20/2011	1/20/11	IMP 8-02 Debt Service 3/11	\$5,799.75	\$0.00		\$5,799.75
Totals for Wells Fargo Bank, N.A.:					<u>\$5,799.75</u>	<u>\$0.00</u>		<u>\$5,799.75</u>
GRAND TOTALS:					\$196,288.73	\$0.00		\$196,288.73

declaring

March 2011

Agenda Date: 3-1-11

As

Agenda Item: 5b

American Red Cross Month

WHEREAS, the American Red Cross Bay Area was founded in 1898; and

WHEREAS, the Red Cross, a leading voluntary agency, chartered and authorized by Congress to act in times of need, providing compassionate assistance to people afflicted by personal, local or national disasters; and

WHEREAS, the American Red Cross Bay Area helped over 1,773 people with temporary housing, clothing, food and mental health counseling during 392 local disasters last year alone; and

WHEREAS, Red Cross Volunteers responded to approximately 392 local emergencies last year, providing food, clothing, shelter and mental health support; and

WHEREAS, people have counted on the Red Cross for the information and skills they need to be safe at home, at work, at school and at play. Last year, the American Red Cross Bay Area trained over 140,000 people in lifesaving CPR, First Aid, and water safety; and

WHEREAS, through Bay Area initiatives and Community Preparedness programs, over 280,000 individuals received training; and

WHEREAS, Red Cross staff deploy with the U.S. military to provide emergency communications, counseling, financial assistance and a caring presence to over 1,300 local military families; and

WHEREAS, Red Cross Blood Services support 31 Bay Area hospitals, providing them with nearly 140,000 units of red cells, platelets and plasma to patients in need.

NOW THEREFORE, I, David T. Shuey, Mayor, on behalf of the Clayton City Council, do hereby proclaim March 2011 as "Red Cross Month" in Clayton and encourage all residents to be cognizant of the compassion, courage, character and civic duty that is inherent in the Red Cross mission to prevent and relieve human suffering.



Agenda Date: 3-1-11

Agenda Item: 8a

Approved:


Gary A. Napper
City Manager/Executive Director

AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: DAVID WOLTERING, COMMUNITY DEVELOPMENT DIRECTOR 

DATE: MARCH 1, 2011

SUBJECT: 2010 CALIFORNIA CONSTRUCTION CODES (ORDINANCE NO. 431)

RECOMMENDATION

It is recommended that the City Council approve Introduction and First Reading of Ordinance No. 431 (see **Attachment 1**) which amends Chapters 15.01 through 15.05 of the *Clayton Municipal Code* for the purpose of updating specified construction codes citywide.

BACKGROUND

The California Building Standards Commission has adopted and published the 2010 Building Standards Code, which is comprised of the 2010 California Building, Mechanical, Plumbing, Electrical, Residential, and Green Building Codes. These new 2010 California Construction Codes became effective statewide on January 1, 2011.

The Contra Costa County Department of Conservation and Development Building Inspection Division acts as the City's building department and enforces the governing construction codes within Clayton. It is necessary to update our local construction codes to be consistent with the pertinent State construction codes and to maintain consistency with the County's construction codes. On February 15, 2011, the Contra Costa County Board of Supervisors adopted Ordinance No. 2011-03, thereby updating from the 2007 version to the current 2010 version of California Construction Codes, with amendments, changes, modifications, and deletions. Staff has attached a copy of the County staff report and Ordinance presented to the Board of Supervisors for this action (see **Attachment 2**). Generally, the County adopted the State codes with minimal changes. These changes are highlighted within the *Background* section, page 2, of the County staff report. Additionally, the detailed changes are listed in the described amendments in Exhibit A to Ordinance No. 431.

In accordance with the City's agreement with the County, the City is to update its construction codes to be consistent with the County's construction codes to facilitate accurate and timely plan checks, permit issuance, and related code enforcement activities. Proposed Ordinance No. 431 was prepared to achieve consistency with the California Construction Codes and the County's recent action in updating its construction codes. Accordingly, Ordinance No. 431 adopts the following replacement Chapters in the *Clayton Municipal Code*:

- General Provisions (**Chapter 15.01**)
- 2010 California Building Code with Amendments (**Chapter 15.02**)
- 2010 California Electrical Code with Amendments (**Chapter 15.03**)
- 2010 California Plumbing Code with Amendments (**Chapter 15.04**)
- 2010 California Mechanical Code with Amendments (**Chapter 15.05**)

FISCAL IMPACT

None.

Attachments:

1. Ordinance No. 431
2. January 26, 2011 County Staff Report and Ordinance related to California Construction Codes
3. July 2010 Western City Article, titled *The 2010 California Green Building Standards Code Raises the Bar*, by Dave Walls

ORDINANCE NO. 431

**AN ORDINANCE AMENDING CHAPTERS 15.01, 15.02, 15.03, 15.04, AND 15.05 OF
THE CLAYTON MUNICIPAL CODE TO BRING THE CITY'S BUILDING,
ELECTRICAL, PLUMBING AND MECHANICAL CODES INTO COMPLIANCE
WITH THE 2010 EDITIONS OF THE RESPECTIVE CALIFORNIA CONSTRUCTION
CODES
(ZOA 01-11)**

**THE CITY COUNCIL
City of Clayton, California**

**THE CITY COUNCIL OF THE CITY OF CLAYTON DOES HEREBY ORDAIN AS
FOLLOWS:**

Section 1 Findings Purpose and Intent

This ordinance is adopted by the City Council of the City of Clayton ("City") to repeal the existing Chapters 15.01, 15.02, 15.03, 15.04 and 15.05 of the Clayton Municipal Code and adopt new Chapters 15.01, 15.02, 15.03, 15.04, and 15.05 in order to bring the City's Building, Electrical, Plumbing and Mechanical Codes into compliance with the respective 2010 California Construction Codes. This ordinance adopts the 2010 California Building Code, the 2010 California Residential Code, the 2010 California Green Building Standards Code, the 2010 California Electrical Code, the 2010 California Plumbing Code, and the 2010 California Mechanical Code, with changes, additions, and deletions. It is adopted to mirror the Codes of the County of Contra Costa County as required by the contract entered into between the City of Clayton and the County of Contra Costa wherein the County Building Inspection Department provides permitting and enforcement of these Codes for the City of Clayton. The ordinance is adopted based upon the matters set forth herein and the staff report which accompanies this ordinance and which is incorporated by reference herein.

Section 2 Amendment of Chapter 15.01 of the Clayton Municipal Code

Existing Chapter 15.01 of the Clayton Municipal Code is repealed and a new Chapter 15.01 entitled "General Provisions" is adopted to read in its entirety as set forth in Exhibit A attached hereto.

Section 3 Amendment of Chapter 15.02 of the Clayton Municipal Code

Existing Chapter 15.02 of the Clayton Municipal Code is repealed and a new Chapter 15.02 entitled the "2010 California Building Code with Amendments" is adopted to read in its entirety as set forth in Exhibit A attached hereto.

Section 4 Amendment of Chapter 15.03 of the Clayton Municipal Code

Existing Chapter 15.03 of the Clayton Municipal Code is repealed and a new Chapter 15.03 entitled the "2010 California Electrical Code with Amendments" is adopted to read in its entirety as set forth in Exhibit A attached hereto.

Section 5 **Amendment of Chapter 15.04 of the Clayton Municipal Code**

Existing Chapter 15.04 of the Clayton Municipal Code is repealed and a new Chapter 15.04 entitled the "2010 California Plumbing Code with Amendments" is adopted to read in its entirety as set forth in Exhibit A attached hereto.

Section 6 **Amendment of Chapter 15.05 of the Clayton Municipal Code**

Existing Chapter 15.05 of the Clayton Municipal Code is repealed and a new Chapter 15.05 entitled the "2010 California Mechanical Code with Amendments" is adopted to read in its entirety as set forth in Exhibit A attached hereto.

Section 7 **Action to Challenge This Ordinance**

Any action or proceeding to attack, review, set aside, void or annul this ordinance must be commenced and the service made on the City no later than ninety (90) days after its effective date.

Section 8 **Conflicting Ordinances Repealed**

Any ordinance or part thereof, or regulations in conflict with the provisions of this ordinance, are hereby repealed. The provisions of this ordinance shall control with regard to any provision of the Clayton Municipal Code that may be inconsistent with the provisions of this ordinance.

Section 9 **Severability**

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Clayton City Council has declared that it would have passed this ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more section, subsection, sentence, clause or phrase thereof be declared unconstitutional, invalid or ineffective.

Section 10 **Effective Date and Publication**

This ordinance shall become effective thirty (30) days from and after its passage. Within fifteen (15) days after the passage of the ordinance, the City Clerk shall cause this ordinance and its Exhibit A to be posted in three (3) public places heretofore designated by resolution of the City Council for the posting of ordinances and public notices.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Clayton held on the _____ day of March, 2011.

Passed, adopted and ordered posted at a regular meeting of the City Council of the City of Clayton on _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The City Council of Clayton, California

David T. Shuey, Mayor

ATTEST:

Laci J. Jackson, City Clerk

APPROVED AS TO FORM:

APPROVED AS TO ADMINISTRATION:

J. Daniel Adams, City Attorney

Gary A. Napper, City Manager

I hereby certify that the foregoing Ordinance was duly introduced at a regular meeting of the City Council of the City of Clayton held the and was duly adopted, passed and ordered posted at a regular meeting of the City Council held on _____.

Laci J. Jackson, City Clerk

Exhibit A: Chapters 15.01, 15.02, 15.03, 15.04, 15.05 of Clayton Municipal Code

ZOA\2011\01-11.Ordinance

Chapter 15.01

GENERAL PROVISIONS

Sections:

15.01.002	Application of general provisions.
15.01.020	Reference to officials in adopted codes.
15.01.101	Construction working hours.
15.01.202	Permits.
15.01.204	Fees.
15.01.206	State license required.
15.01.208	Misrepresentations in permit application.
15.01.210	Permit not approval of violations or determination of ownership.
15.01.211	Liability of City.
15.01.212	Expiration of permit.
15.01.214	Refunds.
15.01.402	Abatement procedure.
15.01.404	Stop work orders.
15.01.406	Entry on premises.
15.01.408	Correction notice.
15.01.410	Withhold permit.
15.01.412	Disconnection of utility service.
15.01.414	Power companies to notify City building official.
15.01.416	Enforcement of state law.
15.01.602	Reference to officials in adopted codes
15.01.604	General safety.
15.01.606	Liability of county.

15.01.002 Application of general provisions. These general provisions shall apply to all Chapters of this Title.

15.01.020 Reference to officials in adopted codes. Whenever reference is made in this Title or the codes adopted by reference in this title, to the “building inspector”, “inspector”, “electrical inspector”, “plumbing inspector”, “mechanical inspector”, “building official”, “Director of the Building Inspection Department”, “City building inspector” or “City building official”, it shall mean the Contra Costa County director of building inspection, county building official, building inspector, or any of his or her duly authorized deputies during such period when the County of Contra Costa is providing building inspection services for the City of Clayton an while such officials are acting as the City’s representatives in such matters. Furthermore, references to “state” shall mean the State of California, to “Housing Act” shall mean the Housing Act of this state, to “county building official, administrative authority, or fire chief” shall mean the director of building inspection of Contra Costa County, and to “county” shall mean the County of Contra Costa.

15.01.101 Construction working hours. All grading and excavation, construction, demolition, renovation, and other works of improvement within the City of Clayton and the on-site maintenance and servicing of construction equipment in the City shall occur only between the hours of 7:00 a.m. and 5:00 p.m., Monday through Friday. Any such work beyond said hours and days is strictly prohibited unless previously specifically authorized in writing by the City Engineer or designee or by project conditions of approval. This provision shall not apply to homeowner home improvements. (Ord. 351, Sec. 2, 1999; Ord. 263, 1988)

15.01.202 Permits. No person, firm, or corporation shall erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building or structure regulated by this title, or cause the same to be done, or install or connect any equipment regulated by this title, or perform any work regulated by this title, without first obtaining the necessary permits from the City building official.

15.01.204 Fees.

- (a) Fees shall be paid with the submission of an application for any permit required by this title. No application may be filed and accepted as complete until all required fees have been paid. Any permit issued without the payment of all required fees is invalid and of no force and effect. Permit fees and other fees will be in amounts set forth in fee schedules adopted by the City Council and the Contra Costa County Board of Supervisors.
- (b) A person who starts any work for which a permit is required under this title without first having obtained a permit shall, if later issued a permit for such work, pay double the permit fee. This provision does not apply to emergency work if the City building official determines that the emergency work was urgently necessary and that it was not practicable to obtain a permit before starting the work. In all such cases, a permit must be obtained as soon as it is practicable to do so, and if there is an unreasonable delay in obtaining the permit, a double fee shall be charged.

15.01.206 State license required.

- (a) No permit shall be issued to a person to do or cause to be done any work regulated by this title except to the holder of a valid, unexpired and unrevoked license in good standing, issued under Chapter 9, Division 3 of the California Business and Professions Code. Permits may be issued to persons and for work exempt from that statute, and as otherwise provided in this section.
- (b) Building permits. A building permit may be issued to a person holding a valid, unexpired, unrevoked California general contractor's license. If the permit applicant is the owner of the structure occupied by or designed to be occupied by the owner and the owner performs all work under the permit, a building permit may be issued to the owner for work in a one-family dwelling used exclusively for living purposes, including the usual accessory buildings and quarters.

(c) Electrical permits.

(1) An electrical permit may be issued to a person holding a valid, unexpired, unrevoked California electrical contractor's license, or to a person holding a valid, unexpired, unrevoked California general contractor's license where the contractor is working on a permitted job and is performing two or more crafts on the permitted job. If the permit applicant is the owner of the structure occupied by or designed to be occupied by the owner and the owner performs all work under the permit, an electrical permit may be issued to the owner for work in a one-family dwelling used exclusively for living purposes, including the usual accessory buildings and quarters.

(2) Instead of a separate permit for each building, structure, premises, installation or alteration, an annual electrical permit may be issued to any person regularly employing one or more electricians for electrical work in premises owned or occupied by the applicant for the permit. In the first 15 days of each calendar month, the holder of an annual permit shall report to the City building official on all electrical work done under the annual permit during the preceding month.

(d) Plumbing permits. A plumbing permit may be issued to a person holding a valid, unexpired, unrevoked California plumbing contractor's license, or to a person holding a valid, unexpired, unrevoked California general contractor's license where the contractor is working on a permitted job and is performing two or more crafts on the permitted job. If the permit applicant is the owner of the structure occupied by or designed to be occupied by the owner and the owner performs all work under the permit, a plumbing permit may be issued to the owner for work in a one-family dwelling used exclusively for living purposes, including the usual accessory buildings and quarters.

(e) Mechanical permits. A permit for the erection, installation, moving alteration, repair or replacement of any heating or cooling equipment may be issued to a person holding a valid California warm air heating, ventilating, and air conditioning contractor's license, or to a person holding a valid, unexpired, unrevoked California general contractor's license where the contractor is working on a permitted job and is performing two or more crafts on the permitted job. If the permit applicant is the owner of the structure occupied by or designed to be occupied by the owner and the owner performs all work under the permit, a mechanical permit may be issued to the owner for work in a one-family dwelling used exclusively for living purposes, including the usual accessory buildings and quarters.

15.01.208 Misrepresentations in permit application. No person shall make a false statement or misrepresentation in or in connection with an application for a permit under this title. Any permit issued under this title may be revoked or suspended at any time by the City building official for fraud, misrepresentation or false statement contained in an application for a permit, or for violation of this title in connection with work done under the permit.

15.01.210 Permit not approval of violations or determination of ownership. The issuance of a permit or approval of plans and specifications shall not be construed as a permit for an approval of any violation of this title or code or determination that the permittee is the owner of the subject property or otherwise authorized to do the work for which the permit has been issued. No permit presuming to give authority to violate or cancel the provisions of this title shall be valid except insofar as the work or use which it authorizes is lawful. The issuance of a permit based on plans and specifications shall not prevent the City building official from later requiring the correction of errors in the plans and specifications or from preventing building operations being carried on under the permit in violation of this title or other regulation of this City.

15.01.211 Liability of City. This title shall not be construed to impose on the City any liability or responsibility for damage resulting from defective building, plumbing, mechanical or electrical work; nor shall the City, or any official or employee of the City, be held to assume this liability or responsibility because of the inspection authorized under this title. The issuance of a building permit under this title shall not be construed as a determination by the City that the permittee has legally sufficient proprietary rights to perform the work on the property for which the permit has been issued or shall it be construed as permission or license to enter on, occupy or otherwise utilize private or non-city property without the express consent of the owner or agent in possession thereof.

15.01.212 Expiration of permit. Every permit issued by the City building official becomes void if the building or work authorized is not begun within 180 days from the permit's date, or if it is suspended or abandoned for 180 continuous calendar days without excuse satisfying the City building official as being beyond control and remedy by the permittee. Evidence of starting work shall consist of at least one required inspection within 180 days of the permit issuance date or the date the permit was suspended or the work was abandoned. Once a permit becomes void, a new permit shall be obtained before any work is commenced or recommenced, and a new permit fee shall be paid. Any permittee holding an unexpired permit may apply for a permit extension upon a showing of good and satisfactory reason acceptable to the City building official. If the permittee is unable to commence work within the time required by this section, the City building official may extend the time of the permit for a period not exceeding 180 days upon written request by the permittee. No permit shall be renewed more than once.

15.01.214 Refunds. The City building official may authorize the refund of required permit fees as follows:

- (a) **Unused Building Permit.** On the voiding of a permit within 60 days after issuance, no work having been done, the holder may be allowed a refund of the amount in excess of fifteen (15) dollars but not more than 80 percent of the permit fee paid. On the voiding of a permit during the period between sixty days and one year after issuance, no work having been done, the holder may be allowed a refund of the amount in excess of fifteen (15) dollars or one-half the total amount paid for the permit, whichever is smaller. No refunds of plan check fees for issued permits shall be allowed. Any unused plumbing, electrical, or mechanical permit(s) taken in conjunction with a building permit are governed by the refund procedures in

subsection (b) of this section.

- (b) Unused plumbing, electrical, or mechanical permits. No refund of deposits for these permits (including subpermits issued in conjunction with building permits, and miscellaneous permits) shall be allowed, except that on the voiding of a permit within one year after issuance, no work having been done, the holder may be allowed a refund of the amount in excess of ten (10) dollars.

15.01.402 Abatement procedure. Any condition existing in violation of this title is a public nuisance. The procedure for the abatement of any building or any other condition declared to be a public nuisance in violation of this title is the procedure specified in the Clayton Municipal Code as set forth in Chapter 8.08. As an alternative to this procedure, abatement may be performed pursuant to the procedure specified in Article 6 (Action and Proceedings) of Subchapter 1 (State Housing Law Regulations) of Chapter 1 of Division 1 of Title 25 (Housing and Community Development) of the California Code of Regulations (25 C.C.R., § 48 et seq.). That procedure is adopted by this reference as though fully set forth herein.

15.01.404 Stop work orders. Whenever any work is being done contrary to this title or any other law or regulation (including, but not limited to, the following: zoning, health, sanitation, grading, fire protection and safety, or flood control) relating to or affecting the work, the City building official may order the work stopped by notice in writing served on any persons engaged in the doing or causing of the work; and these persons shall stop work immediately until authorized by the City building official to proceed with the work. The stop work order will state the reason for the order and the conditions under which the cited work may be permitted to resume. If the work continues after the issuance of a stop work order, each day the work continues is a separate code violation.

15.01.406 Entry on premises.

- (a) Whenever it is necessary to make an inspection to enforce the provisions of this title, or whenever the City building official has cause to believe that there exists in any building or upon any premises any violation of this title or any condition that makes the building or premises unsafe, unsanitary, dangerous or hazardous, the City building official may enter the building or premises at all reasonable times to inspect or to perform the duties imposed upon the City building official by this code. If entry is refused, the City building official has recourse to every remedy provided by law to secure entry.
- (b) No person shall conceal any work until it is inspected and written approval to proceed is given. No person shall cover electrical work, or allow it to be covered, to prevent or hinder its inspection, or remove any notice not to cover placed by the City building officials.

15.01.408 Correction notice. If the City building official finds any work as out of compliance with this title, the building official will give written notice to the person

engaged in the work. Within 10 days after this notice, or within any reasonable further time that the City building official may prescribe, the person doing the work shall change or remove the work or equipment as the City building official may require to make it comply fully with this division.

15.01.410 Withhold permit. The City building official may, in his or her sound discretion, withhold the issuance or reinstatement of a permit for any structure on a parcel of land concerning either or both of which there exists any violation of law or regulation (including but not limited to the following: building, grading, zoning, fire protection and safety, health, sanitation, or flood control) relating to or affecting that permit. In determining whether a permit shall be issued, the City building official will also consider whether the existing violation constitutes an unlawful occupancy or a hazard to life or property. The City building official may require correction of a violation before issuing a permit, or as a condition of issuance within a stated period of time including any extensions granted for good cause shown. Failure to comply with such condition is a ground for revocation as provided by law.

15.01.412 Disconnection of utility service.

- (a) The City building official may shut off or disconnect any or all utility service to any structure or facility or to any electrical conductor or apparatus that is in violation of any state, City or county law or regulation relating thereto or that endangers the public health, safety or welfare, or the City building official may order this done.
- (b) If the City building official finds that the violation involves an immediate danger to person(s) or properties or to the public health, safety or welfare, the City building official may have the action taken as quickly as he or she deems necessitated by the danger; otherwise the City building official will give 10 days advance notice thereof by mail to the utility and to the owner as shown on the last assessment roll and by conspicuous posting on the property; and the City building official will post notice of the orders and the action taken, which no person shall remove, tamper with or disobey. The City building official will rescind or modify such action which it becomes proper to do so in view of the danger or violation.

15.01.414 Power companies to notify City building official.

- (a) Notice. Whenever in, on or about any building any person engaged in the distribution or sale of electrical energy or natural gas sets, resets, installs or reinstalls any meter for the measurement of electrical energy or natural gas, or connects or reconnects to, or supplies or services any installation of electrical equipment or natural gas, or change the nominal voltage of electrical supply or service to any installation of electrical equipment, or changes any electrical supply or service from two-wire to three-wire or vice versa, or from single-phase to polyphase or vice versa, or from direct current to alternating current or vice versa, that person shall within two (2) days thereafter, exclusive of Sundays and holidays, give written notice thereof to the City building official specifying the location and address of the installation affected.

- (b) **Thirty-Day Exception.** This notice need not be given for work expressly approved by the City building official within 30 days after inspection approval.
- (c) **Authorization Required.** No person engaged in the distribution or sale of electrical energy shall connect a distribution system, including windpower generators, or any live supply or service conductor(s) therefrom, to any electrical equipment in, on or about any building or cause or allow any energizing of such connections, including windpower or emergency/stand by electrical generation until the City building official inspects the electrical equipment and authorizes such connections. No gas utility provider engaged in the distribution or sale of natural gas shall connect a distribution system to any natural gas equipment in, on or about any building until the City building official inspects the natural gas installation and authorizes such connections.
- (d) **Permit required.** A permit shall be obtained from the City building official to restore electrical or gas service to any structure that has been without such service for 90 days or more. The City building official will notify the servicing utility that the electrical service equipment and associated wiring has been inspected and approved before electrical or gas service may be reinstated.
- (e) **Waiver.** The City building official may, at his or her discretion, temporarily or permanently waive any or all requirements of this article by giving written notice of such waiver to all persons involved. The City building official may likewise at any time revoke such waiver by similar notice.

15.01.416 **Enforcement of state law.** By authority of Section 18300 of the Health and Safety Code, the county assumes the responsibility for enforcement of Part 2.1 of Division 13 of the Health and Safety Code relating to mobilehomes and mobilehome parks, including regulations adopted thereunder and contained in Chapter 2 (Mobilehome Parks Act) of Division 1 of Title 25 of the California Code of Regulations (25 C.C.R. §§ 1000 et seq.) and to the extent allowed by such laws and regulations, may enforce by the remedies allowed under Division 14 of this code.

15.01.602 **Reference to officials in adopted codes.** In the codes adopted by reference in this title, references to “city” mean the City of Clayton; to “city council or mayor” mean the City Council and Mayor of Clayton; to “state” mean the state of California; and to “building official,” “chief building inspector,” “administrative authority,” or “authority enforcing this code” mean the director of building inspection referred to in Section 15.01.020.

15.01.604 **General safety.** All work shall be performed, and all equipment shall be constructed, installed, protected, operated, repaired, used and maintained, in accordance with the requirements of this division and in such manner as to be reasonably safe and free from risk of accident or injury to person or property. No person shall act contrary to this general regulation or neglect to act as required hereby.

15.01.606 Liability of county. This title shall not be construed to impose on the county any liability or responsibility for damage resulting from defective building, plumbing, mechanical or electrical work; nor shall the county, or any official or employee of the county, be held to assume this liability or responsibility because of the inspection authorized under this title. The issuance of a building permit under this title shall not be construed as a determination by the county that the permittee has legally sufficient proprietary rights to perform the work on the property for which the permit has been issued nor shall it be construed as permission or license to enter on, occupy or otherwise utilize private or noncounty property without the express consent of the owner or agent in possession thereof.

CHAPTER 15.02

2010 CALIFORNIA BUILDING CODE WITH AMENDMENTS

Sections:

- 15.02.001 Adoption.
- 15.02.002 Amendments (California Building Code).
- 15.02.003 Amendments (California Residential Code).

15.02.001 Adoption.

- (a) The building code of this City is the 2010 California Building Code (California Code of Regulations, Title 24, Part 2, Volumes 1 and 2), the California Residential Code (California Code of Regulations, Title 24, Part 2.5), and the 2010 California Green Building Standards Code (California Code of Regulations, Title 24, Part 11), as amended by the changes, additions, and deletions set forth in this ordinance and Division 72 of the Contra Costa County Code.
- (b) The 2010 California Building Code, with the changes, additions, and deletions set forth in this chapter and Division 72 of the Contra Costa County Code is adopted by this reference as though fully set forth in this ordinance.
- (c) The 2010 California Residential Code, with changes, additions, and deletions set forth in this chapter and the previously referenced Division 72, is adopted by this reference as though fully in this ordinance.
- (d) The 2010 California Green Building Standards Code, with changes, additions, and deletions set forth in this chapter and the previously referenced Division 72, is adopted by this reference as though fully in this ordinance.
- (e) At least one copy of this building code is now on file with the building inspection department, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (f) As of the effective date of this ordinance, the provisions of the building code are controlling and enforceable within the City.

15.02.002 Amendments. The 2010 California Building Code (“CBC”) is amended by the changes, additions, and deletions set forth in this chapter and Division 72 of the Contra Costa County Code. Section numbers used below are those of the 2010 California Building Code.

- (a) CBC Chapter 1 is amended by the provisions of Division 72 Section of this code and as follows:

- (1) Sections 103, 109, 112, 113, 114, and 116 of CBC Chapter are deleted.
- (2) Section 15.2 (Work Exempt from Permit) of CBC Chapter 1 is amended to provide that a building permit is not required for the following work:

Retaining walls that are not more than three feet in height, measured from the top of the footing to the top of the wall, unless supporting a surcharge or ground slope exceeding 1:2 or impounding class I, II, or III-a liquids.

All other work listed in Section 105.2 of CBC Chapter 1 is also exempt from a permit.

- (3) Section 107.1 (Submittal Documents) of CBC Chapter 1 is amended by deleting the exception.
- (4) Section 107.2.1 (Information on Construction Documents) of CBC Chapter 1 is amended to read:

107.2.1 Plans and specifications shall be drawn to scale on substantial paper or cloth and shall be sufficient clarity to indicate the location, nature and extent of the work proposed and to show in detail that it will conform to this code and all relevant laws, ordinances, rules and regulations. The first sheet of each set of plans shall give the house and street address of the work and the name and address of the owner and of the person who prepared the plans. Plans shall include a plot plan showing the location of the lot corners as established on the ground, the elevation of the top and toe of cuts and fills, and the location of the proposed building and of every existing building on the property. Instead of detailed specifications, the City building official may approve references on the plans to a specific section or part of this code or other ordinances or laws.

Sections 107.2.2, 107.2.5, and 107.3 are not amended and remain in effect.

- (5) Section 110.1 (Inspections – General) is amended by adding the following to the end of the section:

At the time of first inspection by the City building official, property corners (including angle points) shall be identified with monuments in accordance with the legal description furnished with the application to build, sufficient to locate the proposed structure in relation to the lot lines, except that this requirement shall not apply to minor alterations or repairs to existing structures not affecting the exterior limits thereof, and construction of accessory buildings or structures of a building permit value of less than \$500. The plot plan required by Section 107.2.1 shall indicate the locations and

identification of all property corner monuments. Property corner monuments shall consist of one of the following:

- (A) Redwood hub not less than two inches square and twelve inches long;
- (B) Galvanized iron pipe not less than one inch in diameter and thirty inches long filled with concrete; or
- (C) Other material of sufficient durability, placed as not to be readily disturbed, acceptable to the City building official.

Monuments shall be driven flush with the ground and tagged as required by the Land Surveyor Act (Business and Professions Code section 8772).

- (b) Section 907.2.11.5.1 is added to Section 907.2.11.5 (Existing Group R-3 Occupancies) of CBC Chapter 9 (Fire Protection Systems), to read:

907.2.11.5.1 In existing flat roof buildings, the installation of a smoke detector that complies with Sections 907.2.10 shall be required when a pitch roof is added on top of the existing flat roof and the solid seating of the flat roof is not removed.

- (c) Section 1406.5 is added to Section 1406 (Combustible Materials on the Exterior Side of Exterior Walls) of CBC Chapter 14 (Exterior Walls), to read:

1406.5 Wood shakes or shingles. Wood shakes or shingles uses for exterior wall covering shall be fire treated unless there is a minimum of 10 feet from the exterior wall (including shakes or shingles) to the property line of all sides, except for any sides of exterior walls facing the street.

- (d) Section 1615A.1.7 ASCE 7, Section 12.8.1.1 of CBC Chapter 1614A (Structural Design) is amended to read:

Section 1614A.1.7 ASCE 7, Section 12.8.1.1. Modify ASCE 7 Section 12.8.1.1 by amending Equation 12.8-5 as follows:

$$C_s = 0.044 S_{DS} I \geq 0.01 \quad (\text{Equation 12.8-5})$$

where S_{DS} is the 5 percent damped design spectral response acceleration parameter at short periods as defined in Section 11.4.4 and I is the importance factor in Section 11.5.1.

- (e) Section 1809.8 (Plain Concrete Footings) of CBC Chapter 18 (Soils and Foundations) is deleted.
- (f) Section 1810.3.9.3 (Placement of reinforcement) of CBC Chapter 18 (Soils and Foundations) is amended by deleting Exception No. 3.
- (g) Section 1908.1 of CBC Chapter 19 (Concrete) is amended to read:

1908.1 General. The text of ACI 318 shall be modified as indicated in Sections 1908.1.1 through 1908.11.

- (h) Section 1909 (Structural Plain Concrete) of CBC Chapter 19 (Concrete) is deleted.
- (i) Section 1910.1 of CBC Chapter 19 (Concrete) is amended by adding the following sentence to Section 1910.1:

Slabs shall have six inches by six inches by ten gauge wire mesh or equal at midheight.

- (j) Appendix C, Appendix F, and Appendix I of the CBC are incorporated into the City building code. Appendix B, Appendix D, Appendix E, Appendix G, Appendix H, Appendix J, Appendix K of the CBC are excluded from the City building Code.

15.02.002 Amendments. The 2010 California Residential Code (“CRC”) is amended by the changes, additions, and deletions set forth in this chapter and Division 72 of the Contra Costa County Code. Section numbers used below are those of the 2010 California Residential Code.

- (a) Sections R103, R108, R111, R112, R113, and R114 of the CRC Chapter 1 are deleted.
- (b) In Section R105.2 of CRC Chapter 1, subsection 3 of the paragraph exempting certain building work from the requirement to obtain a permit is amended to exempt the following retaining wall from the requirement to obtain a permit:
 - 3. Retaining walls that are not more than three feet in height, measured from the top of the footing to the top of the wall, unless supporting a surcharge or ground slope exceeding 1:2 or impounding class I, II, or III-a liquids.
- (c) Section R403.1.3 of CRC Chapter 4 is amended to delete the exception.

- (d) Section R404.1.4.1 of CRC Chapter 4 is amended to read:

R404.1.4.1 Masonry foundation walls. In addition to the requirements of Table R404.1.1(1), plain masonry walls in buildings assigned to Seismic Design Category D₀, D₁, or D₂ shall comply with the seismic requirements of Section 1.17.4.4 of TMS 402, ACI 530, or ASCE 5.

- (e) Section R404.1.4.2 of CRC Chapter 4 is amended to read:

Section R404.1.4.2 Concrete foundation walls. Concrete foundation walls in buildings assigned Seismic Design Category D₀, D₁, or D₂ shall comply with ACI 318, ACI 332, or PCA 100.

CHAPTER 15.03

2010 CALIFORNIA ELECTRICAL CODE WITH AMENDMENTS

Sections:

15.03.002	Adoption.
15.03.202	General.
15.03.1002	Authorization.
15.03.404	Approved equipment.
15.03.406	Moved buildings.
15.03.408	Application of Chapters 2, 3, and 5, Division 1, Title 25, C.C.R.
15.03.602	City building official's approval required.
15.03.604	Unlawful reconnections.
15.03.606	Unlawful wiring, electric fences, warning.
15.03.608	Power from generators.
15.03.612	Public nuisance lighting.
15.03.614	Time of service.

15.03.002 Adoption.

- (a) The electrical code of this City is the 2010 California Electrical Code (California Code of Regulations, Title 24, Part 3, as amended by the changes, additions, and deletions set forth in this ordinance.
- (b) The 2010 California Electrical Code, with the changes, additions, and deletions set forth in this chapter and Division 72 of the Contra Costa County Code are adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this electrical code is now on file with the building inspection department, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (d) As of the effective date of this ordinance, the provisions of the electrical code are controlling and enforceable within the City.

15.03.202 General. The 2010 California Electrical Code is amended by the changes, additions, and deletions set forth in this chapter and Division 72 of the Contra Costa County Code.

15.03.1002 Authorization. The City building official is authorized to inspect all electrical equipment and work, including electrical equipment and work that is listed in CEC Section 90-2(B)(4) and CEC Section 90-2(B)(5) but is otherwise not covered by the CEC. When the City building official finds any electrical equipment to be dangerous or unsafe, the building official will so notify the person owning, using or operating it, who shall make the repairs or changes required to make the equipment safe, and complete this work within ten (10) days after notice or such further time as the City building official may set. Any electrical system deemed an immediate, imminent hazard to life and property shall be de-energized immediately by the owner, his representative or the City building official.

15.03.404 Approved equipment.

- (a) When obtainable, electrical equipment that an approved testing laboratory has examined, listed or labeled as conforming to applicable standards shall be used in preference to others.
- (b) Listing or labeling conforming to the Standards of the Underwriters' Laboratories, Ind., the United States Bureau of Standards, the United States Bureau of Mines, or other similar institutions of recognized standing shall be prima facie evidence of conformity with the requirements of this section. The maker's name, trademark, or other identification symbol shall be placed on all electrical equipment used or installed under this division.
- (c) Old or used electrical equipment shall not be used in any work under this Chapter without the specific approval of the City building official.

15.03.406 Moved buildings. Electrical systems that are part of buildings or structures moved into this jurisdiction shall comply with the provisions of this code for new buildings.

15.03.408 Application of Chapters 2, 3, and 5, Division 1, Title 25, C.C.R. Electrical work in mobilehome parks and campgrounds shall comply with Chapters 2, 3, and 5 of Division 1 of Title 25 of the California Code of Regulations.

15.03.602 City building official's approval required. No person shall connect a source of electrical energy, or supply electric service, to any electrical equipment for the installation of which a permit is required without first obtaining the City building official's written authorization.

15.03.604 Unlawful reconnections. No person shall connect a source of electrical energy, or supply electric service, to any electrical equipment which the City building official has disconnected or ordered disconnected until the building official authorizes in writing its reconnection and use. The City building official will notify the serving utility of the order to discontinue use.

15.03.606 Unlawful wiring, electric fences, warning.

- (a) Prohibition. Except as hereinafter provided, no person shall construct or maintain any spring gun, or any electric wiring device, designated or intended to injure and/or shock animals or persons, or any contrivance or apparatus for such purpose.
- (b) Livestock Exception. Persons principally engaged in the business of handling livestock as a primary means of production or income may electrify fences to control or confine livestock upon complying with all the following requirements:
 - (1) Any contrivance or mechanism to control electrical current in such fences shall be listed by an approved testing laboratory, and shall include a suitable interrupting device and such other safety devices to prevent dangerous currents getting on the fence at any time.
 - (2) Any electrical fence to which the public may have access, except cross fences to confine and control livestock, shall be posted with a warning notice containing the following or similar wording: "DANGER. ELECTRIC FENCE," or "DANGER. HIGH VOLTAGE." This notice shall be posted along any such main fence at intervals of not more than 200 feet and in letters at least two inches high.

15.03.608 Power from generators.

- (a) All occupancies that have commercially supplied electricity shall connect to the commercial supplier.
- (b) Any occupancy that has commercially supplied electricity shall not use a permanent or temporary generator(s), provided that a generator(s) may be used for commercial purposes when authorized by the City building official.

15.03.612 Public nuisance lighting. Lighting fixtures shall be so installed, controlled or directed that the light will not glare or be blinding to pedestrians or vehicular traffic or on adjoining property.

15.03.614 Time of service.

- (a) On alteration jobs requiring a change of service, the service shall be changed and inspected at the frame or rough wiring state.
- (b) On swimming pool jobs requiring a change of service, the service shall be changed and completed prior to the approval for pouring or cementing of the pool or steel inspection of the pool cavity.

CHAPTER 15.04

2010 CALIFORNIA PLUMBING CODE WITH AMENDMENTS

Sections:

- 15.04.002 Adoption.
- 15.04.202 General.
- 15.04.270 Gas Shut-Off Devices

15.04.002 Adoption.

- (a) The plumbing code of this City is the 2010 California Plumbing Code (California Code of Regulations, Title 24, Part 5, as amended by the changes, additions, and deletions set forth in this ordinance.
- (b) The 2010 California Plumbing Code, with the changes, additions, and deletions set forth in this chapter and Division 72 of the Contra Costa County Code, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this plumbing code is now on file with the building inspection department, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (d) As of the effective date of this ordinance, the provisions of the plumbing code are controlling and enforceable within the City.

15.04.202 General. The 2010 California Plumbing Code is amended by the changes, additions, and deletions set forth in this chapter and Division 72 of the Contra Costa County Code.

15.04.270 Gas Shut-Off Devices

A. Definitions. For the purpose of this section certain terms shall be defined as follows:

- 1. "Downstream of Gas Utility Meter" shall refer to all customers owned gas piping.
- 2. "Residential Building" shall mean any single family dwelling, duplex, multifamily dwelling, apartment building, condominium building, townhouse building, lodging house, congregate residence, hotel, or motel
- 3. "Excess Flow Gas-Shut-Off Device" shall mean those valves or devices that are not actuated by motion, but are activated by significant gas leaks or overpressure surges, which can occur when pipes rupture inside the structure. The design of the device shall provide a proven method to provide automatically for expedient and safe gas shutoff in an emergency. The design of the device shall provide a capability for ease of consumer or owner resetting in a safe manner. The device shall be certified by the State

Architect or the operational and functional design of the device shall meet or exceed the device certified by the Office of the State Architect. The determination of whether the operational and functional design of the device is at least equal to the device certified by the State Architect may be made by one of the following: the Independent Laboratory of the International Association of Plumbing and Mechanical Officials (IAPMO), or other recognized listing and testing agency.

4. "Seismic Gas-Shut-Off Device" shall mean a system consisting of a Seismic sensing means and actuating means designed to actuate automatically a companion gas shut off means installed in a gas piping system in order to shut off the gas downstream of the location of the gas shutoff means in the event of a severe seismic disturbance. The system may consist of separable components or may incorporate all functions in a single body. The device shall be certified by the State Architect and the operational and functional design of the device shall meet or exceed the device certified by the Office of the State Architect. The determination of whether the operational and functional design of the device is at least Equal to the device certified by the State Architect may be made by one of the following: the Independent Laboratory of the International Approval Services (IAS), Underwriter's Laboratory (UL), International Association of Plumbing and Mechanical Officials (IAPMO), or other recognized listing and testing agency.
5. "Upstream of Gas Utility Meter" shall refer to all gas piping installed by the utility up to and including the meter and the utilities bypass tee at the connection to the customer owned piping.
6. "Gas Shut-Off Device" shall refer to either a Seismic Gas Shut-Off Device or Excess Flow Gas-Shut-Off Device.
7. "Building Inspection Department" shall mean the Contra Costa County Building Inspection Department while the county is providing permitting and enforcement services under this Plumbing Code of Clayton.

B. Scope.

1. The following devices shall be installed at the following locations in the buildings specified in subsection 2.
 - (a) An approved seismic gas shut-off device (motion sensitive) or an approved excess flow gas shut-off device (non-motion sensitive) shall be installed downstream of the gas utility meter at the beginning of each rigid gas piping system that serves any of the buildings specified in subsection 2.; and
 - (b) An approved excess flow gas shut-off device (non-motion sensitive) shall be installed at each connection of a gas appliance to a gas line within any of the buildings specified in subsection 2.
2. The devices specified in subsection 1. shall be installed in the following buildings and structures:
 - (a) In any new building construction (commercial, industrial or residential) containing fuel gas piping for which a building permit is first issued on or after the effective date of this ordinance.
 - (b) In any existing residential building that is altered or added to; and

- (1) The building has fuel gas piping supplying the existing building or the addition to the building; and
 - (2) A building permit for the work is first issued on or after the effective date of this ordinance; and
 - (3) The value of the alteration/addition is either:
 - (i) More than \$5,000 where fuel gas piping is involved in the alteration or addition. Alterations or additions to individual condominium or apartment units shall require an approved gas shut-off device to be installed for all gas piping serving the building and a device at each connection of a gas appliance to a gas line in each individual unit that is being altered or added to; or
 - (ii) More than \$50,000 where fuel gas piping is not involved in the alteration or addition. Alterations or additions to individual condominium or apartment units shall require an approved gas shut-off device to be installed for all gas piping serving the building and a device at each connection of a gas appliance to a gas line in each individual unit that is being altered or added to.
- (c) In any existing commercial or industrial building that is altered or added to; and
- (1) The building has fuel gas piping supplying the existing building or the addition to the building; and
 - (2) A building permit for the work is first issued on or after the effective date of this ordinance; and
 - (3) The value of the alteration/addition is either:
 - (i) More than \$5,000 where fuel gas piping is involved in the alteration or addition. Alterations or additions to individual units or tenant spaces shall require an approved gas shut-off device to be installed for all gas piping serving the building and a device at each connection of a gas appliance to a gas line in each individual unit that is being altered or added to; or
 - (ii) More than \$50,000 where fuel gas piping is not involved in the alteration or addition. Alterations or additions to individual units or tenant spaces shall require an approved gas shut-off device to be installed for all gas piping serving the building and a device at each connection of a gas appliance to a gas line in each individual unit that is being altered or added to.

C. Exceptions.

1. Gas-shut-off devices are not required to be installed downstream of the

gas utility meter where gas shut-off devices have been installed by the gas utility or a contractor authorized by the gas utility upstream of the gas utility meter and downstream of the meter service regulator and the installations are in accordance with this ordinance and with the manufacturer's specifications.

2. Gas shut-off devices installed on a building before the effective date of this ordinance are exempt from the requirements of this section provided they remain installed on the building or structure and are maintained for the life of the building or structure.
3. Gas shut-off devices installed on a gas distribution system owned or operated by a public utility are not be subject to the requirements of this chapter (Health & Safety Code § 19201(b)).
4. This chapter does not apply to mechanical or process equipment used in manufacturing.
5. This ordinance does not apply to gas shut-off devices installed with gas lines (Health & Safety Code § 19204).

D. General Requirements. Gas-Shut-Off Devices installed inhere in compliance with this ordinance or voluntarily, with a permit issued on or after the effective date of this ordinance, shall comply with all of the following requirements:

1. Be installed by a contractor licensed in the appropriate classification by the State of California and in accordance with the manufacturer's instructions.
2. In the case of Seismic Gas-Shut-Off Devices (motion sensitive) only, such devices must be mounted rigidly to the exterior of the building or structure containing the fuel gas piping. This requirement need not apply if the Building Inspector Department determines that the seismic gas shutoff device (motion sensitive) has been tested and listed for an alternate method of installation.
3. In the case of Seismic Gas-Shut-Off Devices (motion sensitive) only, be certified by the State Architect and be listed by an approved listing and testing Agency such as IAS, IAMPO< UL or the office of the State Architect. In the case of Excess Flow Gas-Shut-Off Devices only, be certified by the State Architect or be listed by an approved listing and testing agency such as IAS, IAMPO, UL or the office of the State Architect.
4. Have a thirty (30) year warranty, which warrants that the valve or device is free from defects, and will continue to operate properly for thirty (30) years from the date of installation.
5. Where Gas-Shut-Off Devices are installed Voluntarily or as required by this section, they shall be maintained for the life of the building or structure or be replaced with a valve or device complying with the requirements of this section.

- E. List of Approved Valves and Devices. The Building Inspection Department shall maintain a list of all Seismic Gas-Shut-Off Devices (motion sensitive) and Excess Flow Gas-Shut-Off Devices (non-motion sensitive) which meet or exceed the requirements of devices certified by the Office of the State Architect for installation in the State of California

and which comply with the standards and criteria set forth in Health and Safety Code section 19180 et seq, including quality and design regulation for earthquake actuated automatic gas shutoff systems (see 24 Cal. Code Regs. Ch. 12-16-1).

CHAPTER 15.05

2010 CALIFORNIA MECHANICAL CODE WITH AMENDMENTS

Sections:

15.05.002 Adoption.

15.05.002 Adoption.

- (a) The mechanical code of this City is the 2010 California Mechanical Code (California Code of Regulations, Title 24, Part 4 [based on the 2006 Uniform Mechanical Code]), as amended by the changes, additions, and deletions set forth in this ordinance.
- (b) The 2010 California Mechanical Code, with the changes, additions, and deletions set forth in Division 72 of the Contra Costa County Code, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this mechanical code is now on file with the building inspection department, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (d) As of the effective date of this ordinance, the provisions of the mechanical code are controlling and enforceable within the City.

ZOA\2008\01-08-Ordinance – Exhibit – Draft 2

To: Board of Supervisors**From: Jason Crapo, County Building
Official****Date: January 26, 2011****Contra
Costa
County****Subject: California Building, Mechanical, Plumbing, Electrical, Residential, and Green Building Standards
Codes**

RECOMMENDATION(S):

INTRODUCE Ordinance No. 2011-03, adopting the 2010 California Building Code, the 2010 California Residential Code, The 2010 California Green Building Standard Code, the 2010 California Electrical Code, the 2010 California Plumbing Code and the 2010 California Mechanical Code, with changes, additions, and deletions, WAIVE reading, and FIX February 15, 2011 at 10:00 AM for a public hearing to consider adoption of the proposed ordinance and adoption of findings of local conditions to justify construction standards stricter than those imposed by Health and Safety Code section 19180 et seq.

AUTHORIZE the preparation of an ordinance summary by County Counsel and the publication of the summary in accordance with Government Code section 25124.

FISCAL IMPACT:

None.

CHILDREN'S IMPACT STATEMENT:

None.

☒ APPROVE☐ OTHER☒ RECOMMENDATION OF CNTY ADMINISTRATOR☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **02/08/2011** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: February 8, 2011David J. Twa, County Administrator and Clerk of
the Board of Supervisors

By: , Deputy

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

Contact: Jason Crapo, 925-335-
1108

cc:

BACKGROUND:

The California Building Standards Commission has adopted and published the 2010 Building Standards Code, which is comprised of the 2010 California Building, Mechanical, Plumbing, Electrical, Residential and Green Building Codes. These State-wide codes become effective January 1, 2011. These codes are enforced in Contra Costa County by the Department of Conservation and Development Building Inspection Division.

Although these codes apply State-wide, Health and Safety Code sections 17958.5 and 18941.5 authorize a local jurisdiction to modify or change these codes and establish more restrictive building standards if the local jurisdiction finds that the changes and modifications are reasonably necessary because of local climatic, geological or topographical conditions. The attached proposed ordinance would adopt the State-wide codes and amend them to address local conditions.

Staff has reviewed the State-wide codes and recommends their adoption with a minimum of technical changes in order to retain as much State-wide uniformity as possible. The State did not adopt the new International Housing Codes, and therefore the 1997 Uniform Housing Code (UHC), with local amendments, continues as the adopted housing code for the County.

However, Ordinance No. 2011-03 would amend the State-wide codes in some respects to address certain local climatic, geological or topographical conditions. These conditions are described in the attached Findings. All of the recommended amendments continue existing amendments to the State Building Code and do not create any new requirements. The local amendments recommended to be continued through this proposed ordinance are predominately designed to address the risk of seismic activity within the County.

The proposed ordinance would amend the State-wide codes by increasing the minimum base shear in certain buildings to a level consistent with previous building codes. The ordinance will eliminate the use of unreinforced plain concrete where allowed by the State-wide codes. The ordinance would further amend the State-wide codes by requiring the installation of a smoke detector in existing flat roof buildings when a pitch roof is added on top of the existing flat roof and the solid sheathing of the flat roof is not removed.

Staff has determined that the adoption of this ordinance is not subject to the California Environmental Quality Act (CEQA), pursuant to CEQA Guideline Section 15061(b)(3). The adoption of the California building standards codes with local amendments will not have a significant effect on the environment.

CONSEQUENCE OF NEGATIVE ACTION:

If the proposed ordinance is not approved, the County will not be able to adopt the 2010 California Building Code, the 2010 California Residential Code, The 2010 California Green Building Standard Code, the 2010 California Electrical Code, the 2010 California Plumbing Code and the 2010 California Mechanical Code, as amended.

ORDINANCE NO. 2011-03

(Adoption of California Building Standards Codes)

The Contra Costa County Board of Supervisors ordains as follows (omitting the parenthetical footnotes from the official text of the enacted or amended provisions of the County Ordinance Code):

SECTION I. SUMMARY. This ordinance adopts the 2010 California Building Code, the 2010 California Residential Code, the 2010 California Green Building Standards Code, the 2010 California Electrical Code, the 2010 California Plumbing Code, and the 2010 California Mechanical Code, with changes, additions, and deletions.

SECTION II. Chapter 74-2 of the County Ordinance Code is amended to read:

**Chapter 74-2
ADOPTION**

74-2.002 Adoption.

- (a) The building code of this county is the 2010 California Building Code (California Code of Regulations, Title 24, Part 2, Volumes 1 and 2), the 2010 California Residential Code (California Code of Regulations, Title 24, Part 2.5), and the 2010 California Green Building Standards Code (California Code of Regulations, Title 24, Part 11), as amended by the changes, additions, and deletions set forth in this ordinance and Division 72.
- (b) The 2010 California Building Code, with the changes, additions, and deletions set forth in this chapter and Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) The 2010 California Residential Code, with the changes, additions, and deletions set forth in this chapter and Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (d) The 2010 California Green Building Standards Code, with the changes, additions, and deletions set forth in Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (e) At least one copy of this building code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (f) As of the effective date of this ordinance, the provisions of the building code are controlling

and enforceable within the county. (Ords. 2011-03 § 2, 2007-54 § 3, 2002-31 § 3, 99-17 § 5, 99-1, 90-100 § 5, 87-55 § 4, 80-14 § 5, 74-30.)

SECTION III. Chapter 74-4 of the County Ordinance Code is amended to read:

**Chapter 74-4
MODIFICATIONS**

74-4.002 Amendments to CBC. The 2010 California Building Code ("CBC") is amended by the changes, additions, and deletions set forth in this chapter and Division 72. Section numbers used below are those of the 2010 California Building Code.

(a) CBC Chapter 1 is amended by the provisions of Division 72 of this code and as follows:

- (1) Sections 103, 109, 112, 113, 114, and 116 of CBC Chapter 1 are deleted.
- (2) Section 105.2 (Work Exempt from Permit) of CBC Chapter 1 is amended to provide that a building permit is not required for the following work:

Retaining walls that are not more than three feet in height, measured from the top of the footing to the top of the wall, unless supporting a surcharge or ground slope exceeding 1:2 or impounding class I, II, or III-a liquids.

All other work listed in Section 105.2 of CBC Chapter 1 is also exempt from a permit.

- (3) Section 107.1 (Submittal Documents) of CBC Chapter 1 is amended by deleting the exception.
- (4) Section 107.2.1 (Information on Construction Documents) of CBC Chapter 1 is amended to read:

107.2.1. Plans and specifications shall be drawn to scale on substantial paper or cloth and shall be sufficient clarity to indicate the location, nature and extent of the work proposed and to show in detail that it will conform to this code and all relevant laws, ordinances, rules and regulations. The first sheet of each set of plans shall give the house and street address of the work and the name and address of the owner and of the person who prepared the plans. Plans shall include a plot plan showing the location of the lot corners as established on the ground, the elevation of the top and toe of cuts and fills, and the location of the proposed building and of every existing building on the property. Instead of detailed specifications, the county building official may approve references on the plans to a specific section or part of this code or other ordinances or laws.

ORDINANCE NO. 2011-03

Sections 107.2.2, 107.2.5, and 107.3 are not amended and remain in effect.

- (5) Section 110.1 (Inspections – General) is amended by adding the following to the end of the section:

At the time of first inspection by the county building official, property corners (including angle points) shall be identified with monuments in accordance with the legal description furnished with the application to build, sufficient to locate the proposed structure in relation to the lot lines, except that this requirement shall not apply to minor alterations or repairs to existing structures not affecting the exterior limits thereof, and construction of accessory buildings or structures of a building permit value of less than \$500. The plot plan required by Section 107.2.1 shall indicate the locations and identification of all property corner monuments. Property corner monuments shall consist of one of the following:

- (A) Redwood hub not less than two inches square and twelve inches long;
- (B) Galvanized iron pipe not less than one inch in diameter and thirty inches long filled with concrete; or
- (C) Other material of sufficient durability, placed as not to be readily disturbed, acceptable to the county building official.

Monuments shall be driven flush with the ground and tagged as required by the Land Surveyor Act (Business and Professions Code section 8772).

- (b) Section 907.2.11.5.1 is added to Section 907.2.11.5 (Existing Group R-3 Occupancies) of CBC Chapter 9 (Fire Protection Systems), to read:

907.2.11.5.1 In existing flat roof buildings, the installation of a smoke detector that complies with Section 907.2.10 shall be required when a pitch roof is added on top of the existing flat roof and the solid seating of the flat roof is not removed.

- (c) Section 1406.5 is added to Section 1406 (Combustible Materials on the Exterior Side of Exterior Walls) of CBC Chapter 14 (Exterior Walls), to read:

1406.5 Wood shakes or shingles. Wood shakes or shingles used for exterior wall covering shall be fire treated unless there is a minimum of 10 feet from the exterior wall (including shakes or shingles) to the property line of all sides, except for any sides of exterior walls facing the street.

- (d) Section 1615A.1.7 ASCE 7, Section 12.8.1.1 of CBC Chapter 1614A (Structural Design) is amended to read:

Section 1614A.1.7 ASCE 7, Section 12.8.1.1. Modify ASCE 7 Section 12.8.1.1 by amending Equation 12.8-5 as follows:

$$C_s = 0.044 S_{DS} I \geq 0.01 \quad (12.8-5)$$

where S_{DS} is the 5 percent damped design spectral response acceleration parameter at short periods as defined in Section 11.4.4 and I is the importance factor in Section 11.5.1.

- (e) Section 1809.8 (Plain Concrete Footings) of CBC Chapter 18 (Soils and Foundations) is deleted.
- (f) Section 1810.3.9.3 (Placement of reinforcement) of CBC Chapter 18 (Soils and Foundations) is amended by deleting Exception No. 3.
- (g) Section 1908.1 of CBC Chapter 19 (Concrete) is amended to read:

1908.1 General. The text of ACI 318 shall be modified as indicated in Sections 1908.1.1 through 1908.11.

- (h) Section 1909 (Structural Plain Concrete) of CBC Chapter 19 (Concrete) is deleted.
- (i) Section 1910.1 of CBC Chapter 19 (Concrete) is amended by adding the following sentence to Section 1910.1:

Slabs shall have six inches by six inches by ten gauge wire mesh or equal at midheight.

- (j) Appendix C, Appendix F, and Appendix I of the CBC are incorporated into the County building code. Appendix A, Appendix B, Appendix D, Appendix E, Appendix G, Appendix H, Appendix J, and Appendix K of the CBC are excluded from the County building code. (Ords. 2011-03 § 3, 2007-54 § 4, 2002-31 § 3, 99-17 § 6, 99-1, 90-100 § 6, 87-55 § 5, 80-14 § 6, 74-30 § 1.)

74-4.004 Amendments to CRC. The 2010 California Residential Code ("CRC") is amended by the changes, additions, and deletions set forth in this chapter and Division 72. Section numbers used below are those of the 2010 California Residential Code.

- (a) Sections R103, R108, R111, R112, R113, and R114 of CRC Chapter 1 are deleted.

- (b) In Section R105.2 of CRC Chapter 1, subsection 3 of the paragraph exempting certain building work from the requirement to obtain a permit is amended to exempt the following retaining walls from the requirement to obtain a permit:

3. Retaining walls that are not more than three feet in height, measured from the top of the footing to the top of the wall, unless supporting a surcharge or ground slope exceeding 1:2 or impounding class I, II, or III-a liquids.

- (c) Section R403.1.3 of CRC Chapter 4 is amended to delete the exception.

- (d) Section R404.1.4.1 of CRC Chapter 4 is amended to read:

R404.1.4.1 Masonry foundation walls. In addition to the requirements of Table R404.1.1(1), plain masonry walls in buildings assigned to Seismic Design Category D₀, D₁, or D₂ shall comply with the seismic requirements of Section 1.17.4.4 of TMS 402, ACI 530, or ASCE 5.

- (e) Section R404.1.4.2 of CRC Chapter 4 is amended to read:

Section R404.1.4.2 Concrete foundation walls. Concrete foundation walls in buildings assigned to Seismic Design Category D₀, D₁, or D₂ shall comply with ACI 318, ACI 332, or PCA 100.

(Ord. 2011-03 § 3.)

SECTION IV. Division 76 of the County Ordinance Code is amended to read:

**Division 76
ELECTRICAL CODE**

**Chapter 76-2
ADOPTION**

76-2.002 Adoption.

- (a) The electrical code of this county is the 2010 California Electrical Code (California Code of Regulations, Title 24, Part 3), as amended by the changes, additions, and deletions set forth in this ordinance.
- (b) The 2010 California Electrical Code, with the changes, additions, and deletions set forth in this division and Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this electrical code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be

ORDINANCE NO. 2011-03

complied with.

- (d) As of the effective date of this ordinance, the provisions of the electrical code are controlling and enforceable within the county. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-67, 76-24.)

Chapter 76-4 MODIFICATIONS

76-4.002 Unlawful wiring, electric fences, warning.

- (a) **Prohibition.** Except as provided in subsection (b), a person may not construct or maintain any spring gun, or any electric wiring device, designated or intended to injure and/or shock animals or persons, or any contrivance or apparatus for that purpose.
- (b) **Livestock Exception.** Persons principally engaged in the business of handling livestock as a primary means of production or income may electrify fences to control or confine livestock upon complying with all the following requirements:
 - (1) Any contrivance or mechanism to control electrical current in such fences shall be listed by an approved testing laboratory, and shall include a suitable interrupting device and such other safety devices to prevent dangerous currents getting on the fence at any time.
 - (2) Any electrical fence to which the public may have access, except cross fences to confine and control livestock, shall be posted with a warning notice containing the following or similar wording: "DANGER. ELECTRIC FENCE," or "DANGER. HIGH VOLTAGE." This notice shall be posted along any such main fence at intervals of not more than 200 feet and in letters at least two inches high. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-57, 76-24.)

76-4.004 Boat docks. Whether open or roofed, lighting shall be provided to insure sufficient protective lighting at least two foot candles at all points for pedestrians on the docks, within covered berths, and on all walkways or ramps to shore and to the nearest access road within or adjacent to the harbor property. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-67, 76-24.)

76-4.006 Power from generators.

- (a) All occupancies that have commercially supplied electricity shall connect to the commercial supplier.
- (b) Any occupancy that has commercially supplied electricity shall not use a permanent or temporary generator(s), provided that a generator(s) may be used for commercial purposes

when authorized by the county building official. (Ords. 2011-03 § 4, 2007-54 §5, 2005-32 § 2.)

76-4.008 Public nuisance lighting. Lighting fixtures shall be installed, controlled or directed so that the light will not glare or be blinding to pedestrians or vehicular traffic or on adjoining property. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-67, 76-24.)

SECTION V. Division 78 of the County Ordinance Code is amended to read:

**Division 78
PLUMBING CODE**

**Chapter 78-2
ADOPTION**

78-2.002 Adoption.

- (a) The plumbing code of this county is the 2010 California Plumbing Code (California Code of Regulations, Title 24, Part 5), as amended by the changes, additions, and deletions set forth in this ordinance.
- (b) The 2010 California Plumbing Code, with the changes, additions, and deletions set forth in Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this plumbing code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (d) As of the effective date of this ordinance, the provisions of the plumbing code are controlling and enforceable within the county. (Ords. 2011-03 § 5, 2007-54 § 6, 2002-31 § 5, 99-17 § 12, 74-29.)

SECTION VI. Division 710 of the County Ordinance Code is amended to read:

**Division 710
MECHANICAL CODE**

**Chapter 710-2
ADOPTION**

710-2.002 Adoption.

- (a) The mechanical code of this county is the 2010 California Mechanical Code (California

ORDINANCE NO. 2011-03

Code of Regulations, Title 24, Part 4), as amended by the changes, additions, and deletions set forth in this ordinance.

- (b) The 2010 California Mechanical Code, with the changes, additions, and deletions set forth in Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this mechanical code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (d) As of the effective date of this ordinance, the provisions of the mechanical code are controlling and enforceable within the county. (Ords. 2011-03 § 6, 2007-54 § 7, 2002-31 § 6, 99-17 § 13, 88-91 § 5, 74-31.)

SECTION VII. Chapter 74-8 of the County Ordinance Code is deleted.

SECTION VIII. Chapter 78-4 of the County Ordinance Code is deleted.

SECTION IX. EFFECTIVE DATE. This ordinance becomes effective 30 days after passage, and within 15 days after passage shall be published once with the names of supervisors voting for and against it in the Contra Costa Times, a newspaper published in this County.

PASSED on _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: DAVID TWA,
Clerk of the Board of Supervisors
and County Administrator

Board Chair

By: _____
Deputy

[SEAL]

TLG:
H:\2011\Building Inspection\2011 building code revisions -- final2.wpd

ORDINANCE NO. 2011-03

The 2010 California Green Building Standards Code Raises the Bar

by Dave Walls

A new building code is coming to your city and county.

The 2010 California Green Building Standards Code (CALGreen) takes effect Jan. 1, 2011. CALGreen is the first state-wide mandatory green building code in the nation. It sets minimum standards for all new structures as part of a broad effort to significantly reduce California's carbon emissions. CALGreen is intended to make environmentally responsible buildings part of the everyday landscape in California cities.

The new code has approximately 52 mandatory measures and an additional 130 optional provisions, which appear in the code's appendix. Some key mandatory measures for commercial occupancies include:

- Providing specified parking for clean-air vehicles;
- Reducing potable water use within buildings by 20 percent;
- Diverting 50 percent of construction waste from landfills;
- Using building finish materials that emit low levels of volatile organic compounds; and
- Increasing a structure's system efficiencies by using building commissioning.

Key optional provisions include cool roofs, performance and prescriptive energy measures and additional reductions in landscape potable water irrigation.

Dave Walls is executive director of the California Building Standards Commission and can be reached at <Dave.Walls@dgs.ca.gov>.

The code addresses compliance verification by using the existing building code enforcement infrastructure. Public agencies will incorporate the CALGreen code provisions into their construction field inspections, and local building departments will inspect and verify the mandatory CALGreen measures.

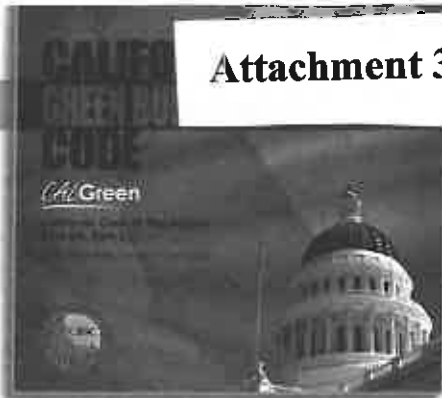
CALGreen also features a two-tiered system designed to allow jurisdictions to adopt codes that go beyond the state mandatory provisions. The nonresidential tiers include increased reductions in energy usage and potable water use, parking for clean-air vehicles, cool roofs, construction waste diversion, use of recycled materials, and use of low-emitting resilient flooring and thermal insulation. The tiers are designed to become mandatory when adopted by a local jurisdiction.

Once adopted, they become part of the local building department's inspection process.

To help with CALGreen's implementation, the California Building Standards Commission is taking advantage of existing training programs within the building industry and developing educational materials and a program curriculum.

The new code brings green construction design into the mainstream and represents a significant step toward reducing the carbon footprint of buildings in California.

CALGreen is being published along with the rest of the California Building Standards Code, Title 24, which was adopted in January 2010. The new code is available online at www.bsc.ca.gov. ■



A leader in public finance.

Jones Hall helped make the iconic new San Jose City Hall a reality.



JONES HALL

A PROFESSIONAL LAW CORPORATION
MUNICIPAL BOND ATTORNEY

650 California Street, 18th Floor
San Francisco, CA 94108
415.391.5780 tel.
415.391.5784 fax
info@joneshall.com
www.joneshall.com



Agenda Date: 3/1/11

Agenda Item: 9a

Approved:

Gary A. Napper
City Manager/Executive Director

STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: MERRY PELLETIER

DATE: March 1, 2011

SUBJECT: MID-YEAR BUDGET REVIEW AS OF DECEMBER 31, 2010

RECOMMENDATIONS OF COUNCIL BUDGET SUB COMMITTEE

1. By motion, accept the Mid-Year Financial staff report of the City's General Fund and Special (Restricted-Use) Funds.

BACKGROUND

At a special meeting of the Clayton City Council on June 29, 2010 the City's budgets for fiscal year 2010-2011 were adopted. The adopted Budget for the City's General Fund included a revenue program of \$3,656,609 and an expenditure plan for \$3,656,609. Hence, an annual balanced budget.

YEAR-TO-DATE CHANGES

On September 7, 2010 the City Council approved Resolution No. 36-2010 increasing the General Fund Operations Budget to cover encumbrances (approved expense items uncompleted) carried over from the prior fiscal year ending June 30, 2010 in the amount of \$235,389. Other Fund Budgets were increased as follows: Gas Tax Fund \$17,511, the Landscape Maintenance District Fund \$40,000, the Grove Park Fund \$9,000, the St. Light Fund \$4,700, the Stormwater Fund \$6,600, and the Capital Improvement Fund \$1,792,047.

DISCUSSION

The revenue and expense figures for the second fiscal quarter 2010-11 are now compiled, giving us a view of the fiscal picture for half an operating year. Attached is a spreadsheet of General Fund expenditures and revenues through December 31, 2010.

A. General Fund Revenues

General Fund revenues for mid-year are at 52.2% of the total original budget compared to 46.9% in the FY 09-10 Mid-Year report. Some comparisons to consider:

<u>Description</u>	<u>2010-11</u>	<u>2009-10</u>
Mid-Year Revenue	\$ 1,899,350	\$1,899,604
Encumbrances	\$ 235,389	\$ 308,318
Inter Fund Transfers	\$ 334,294	\$ 326,759
Property Taxes	\$ 803,442	\$ 840,244
Sales and Use Tax	\$ 130,877	\$ 111,542
Motor Vehicle In-Lieu Fees	\$ 10,082	\$ 7,354
Building Permit Fees	\$ 6,297	\$ 9,095
Planning Project Fees	\$ 14,672	\$ 2,346
Real Property Transfer Tax	\$ 26,399	\$ 30,373

The analysis of our Mid-Year General Fund status reveals our actual expenditures exceed revenue to date by \$4,416. Annual revenues are forecast to come slightly above Budget by \$2,228. Sales tax revenues are projected to be more than originally budgeted by \$32,000. Our property values have declined slightly as secured property taxes are showing a projected decrease of \$28,845 over the original budget. Included in the decreased secured property taxes are the vehicle license fee back-fill and sales tax triple-flip that the State implemented in FY 2005-06.

B. General Fund Expenditures

General Fund expenditures for mid-year are at \$1,899,836 (48.8%) of the budget compared to \$1,868,869 in December 2009. It is important to note that city expenditures have only increased by 2.7% since December 2005! Most departments are within or less than the 50% mid-year mark taking into consideration that some costs are not annualized. For example, liability and workers' compensation insurance is prepaid for 12 months and our deferred maintenance projects are on going in the Public Works Department. Department comparisons are as follows:

<u>Description</u>	<u>2010</u>	<u>2009</u>	<u>2008</u>	<u>2005</u>
Legislative	\$ 33,608	\$ 39,425	\$ 29,179	\$ 24,750
Admin	\$ 436,859	\$435,179	\$ 437,500	\$ 416,567
Public Works	\$ 185,469	\$141,063	\$ 219,771	\$ 196,691
Planning	\$ 140,609	\$138,911	\$ 160,630	\$ 153,748
General Services	\$ 76,176	\$ 97,907	\$ 61,985	\$ 82,056
Police	\$ 913,290	\$919,173	\$ 889,275	\$ 864,035
Library	\$ 70,225	\$ 50,760	\$ 60,938	\$ 68,059
Engineering	\$ 43,599	\$ 46,451	\$ 46,019	\$ 42,369
Total	\$1,899,835	\$1,868,869	\$1,905,297	\$1,848,276

Annual expenditures are expected to come in on Budget.

C. Special Fund Revenues and Expenditure

Annual revenues and expenditures of the City's Other Funds all appear to be on target as originally budgeted with one exception. Endeavor Hall revenues are currently at 75% of budget while expenditures are at 68%. It was anticipated that the Enterprise Fund could have a budgeted net loss of \$12,688; however, if facility rentals continue at this pace it appears the net loss will be reduced to \$7,600.

D. Redevelopment Agency Fund Revenues and Expenditure

Annual revenues for the Redevelopment Agency Fund are projected to exceed budget by \$230,641. Property Taxes are the greatest portion of this increase due to very conservative budgeting figures. Annual expenditures for the Redevelopment Agency Fund are projected to exceed budget by \$30,079 due to increased legal fees (\$3,000), unbudgeted professional services for auditing, financial reporting, and analysis of blighted conditions in Project Area (\$13,539), project cost associated with resale of LMI Housing (\$13,039), and concert costs (\$501). This report does not include the encumbrance of funds for the contract to perform the Environmental Impact Report for the Housing Implementation (\$138,000) or the General Plan Zoning Code Amendment contract (\$37,350) approved by Council at a prior meeting.

COUNCIL BUDGET SUB-COMMITTEE REVIEW

On February 22, 2011 the City Manager and I met with Vice Mayor Geller and Council Member Stratford to review the mid-year Budget data in great detail. The Council Budget Sub-Committee supports the analysis and recommendations herein.

CONCLUSION

No budgetary action is necessary or recommended at this time.

The General Fund is expected to have a favorable balance \$2,228 of projected revenue over expenditures at year end when accounting for encumbrances (\$235,389) carried over from the prior fiscal year. The deferred maintenance projects (\$152,074), the General Plan Diagram (\$26,718), water services (\$11,000), and deferred maintenance at the Community Park (\$22,946) account for a majority of our outstanding encumbrances. It should be noted that staff has done everything possible to reduce costs and operate on a bare bones budget over the past six years. Unknowns that could affect costs are related to fluctuations in energy, water, vehicle operating costs, unforeseen building maintenance costs, and unfunded state mandates or state-mandated shifts in revenue.

Respectively submitted,



Merry Pelletier
Finance Manager

Attachments:

Subject: Mid-Year Financial Review December 31, 2010

Date: March 1, 2011

Page 4 of 4

- A. General Fund Mid-Year Revenues [1 pg.]
- B. General Fund Mid-Year Expenditures [8 pgs.]
- C. Special (Restricted-Use) Funds Report [17 pgs.]
- D. Redevelopment Agency Funds Report [2 pgs.]

GENERAL FUND

MID-YEAR

REVENUES

and

YEAR-END

PROJECTION

GENERAL FUND REVENUE ADOPTED BUDGET

DESCRIPTION	Account Number	Actual Revenue	Budgeted Revenue 2010-11	YTD Revenue 12/31/2010	Budget vs Actual 2010	Projected Revenue 6/30/11	Expected Variable
		2010					
Property Tax Secured	4101	752,832	672,011	355,764	316,248	658,571	(13,440)
VLF Backfill by State		758,868	772,881	376,222	396,660	765,152	(7,729)
Sales Tax In-Lieu (Triple Flip)		48,513	78,131	43,057	35,074	82,038	3,907
True Up VLF & Sales Tax		(12,096)	-	(11,582)	11,582	(11,582)	(11,582)
Property Tax Secured (net)	4101	1,549,117	1,523,024	763,460	759,563	1,494,179	(28,644)
Property Tax Unsecured	4102	42,090	37,000	37,386	(386)	37,386	386
Property Tax Unitary Tax	4103	11,933	11,000	6,544	4,456	11,899	899
Property Tax Supplemental	4104	9,132	-	(3,948)	3,948	(1,799)	(1,799)
Property Taxes Other	4106	11,646	5,791	-	5,791	5,781	-
Sales and Use Tax	4301	272,702	218,000	130,877	87,123	250,000	32,000
Real Property Transfer Tax	4502	54,812	39,000	26,399	12,601	45,000	6,000
Business License	5101	36,394	95,000	84,433	10,567	95,000	-
Building Permit	5103	25,355	22,000	6,297	15,703	15,000	(7,000)
City Permits	5106	6,519	5,300	3,299	2,001	5,300	-
Public Safety Tax (Prop 172)	5201	63,536	59,000	24,917	34,083	59,000	-
Abandoned Vehicle Abate Fee	5202	6,215	3,400	1,187	2,213	3,400	-
Motor Vehicle License Fee	5203	32,234	30,000	10,082	19,918	25,000	(5,000)
Other In-lieu (Diamond Terrace)	5205	137,504	140,255	70,127	70,128	140,255	-
State Mandated Cost Reimbursement	5217	-	62,857	12,914	49,943	60,000	(2,857)
POST Reimbursements	5214	2,590	3,500	2,332	1,168	3,500	-
Planning Services	5301	5,471	5,000	5,010	(10)	6,000	1,000
Police Services	5302	29,320	26,000	7,607	18,393	20,000	(6,000)
Planning Project Fees	5304	19,463	14,000	14,872	(672)	20,000	6,000
Well Water Usage	5306	9,973	10,000	5,340	4,660	10,000	-
Misc. City Services	5319	2,076	2,000	1,285	715	2,000	-
Well Monitoring Service Charge	5321	18,908	18,858	10,826	8,032	18,858	-
City Administrative Fee-OH Rec	5322	36,936	34,541	34,541	-	34,541	-
Street Sweeping Fees	5324	(12,342)	-	-	-	-	-
Cable TV Franchise Fees	5401	171,630	166,000	88,393	77,607	170,000	4,000
Solid Waste Franchise Fees	5402	77,957	76,000	39,151	36,849	78,000	2,000
Utility Franchise Fees	5403	112,711	115,000	-	115,000	112,000	(3,000)
Gas Line Franchise Fees	5404	11,181	11,153	11,277	(124)	11,277	124
Fines and Forfeitures	5501	38,544	34,000	11,204	22,796	34,000	-
Administrative Citation Fine	5502	100	-	-	-	-	-
Interest Earnings	5601	103,247	85,000	95,845	(10,845)	100,000	15,000
Park User Fees	5602	76,751	72,500	21,444	51,056	60,000	(12,500)
Meeting Room Fees	5603	1,432	1,600	1,552	48	1,600	-
Unrealized Gain/Loss on Assets	5606	(2,443)	-	-	-	-	-
Cattle Grazing Lease Rent	5608	8,494	8,679	8,679	-	8,679	-
Nextel Lease Rent	5609	29,712	30,550	12,729	17,821	30,550	-
Street Use Fees	5612	100	-	-	-	-	-
Memorial Program Fund	5615	2,000	-	-	-	-	-
Crossing Guard Reimbursements	5701	10,001	5,014	8,787	(3,773)	8,787	3,773
Donations & Contributions	5702	1,000	-	2,000	(2,000)	2,000	2,000
Other Revenues	5790	3,086	-	1,346	(1,346)	1,346	1,346
Overhead Cost Recovery	5791	27,538	10,000	360	9,640	5,000	(5,000)
Sale of Asset Forfeiture CNET	5801	7,000	7,000	6,700	300	6,700	(300)
Transfer from Measure J	6002	4,000	4,000	2,000	2,000	4,000	-
Transfer from CIP Fund	6003	963	-	-	-	-	-
Transfer from Streets	6004	6,687	6,687	3,344	3,344	6,687	-
Transfer from St. Lights	6005	10,000	10,000	5,000	5,000	10,000	-
Transfer from GHAD	6006	18,677	18,677	9,339	9,338	18,677	-
Transfer from Landscape District	6007	26,970	29,918	14,959	14,959	29,918	-
Transfer from RDA Project Fund	6008	275,000	275,000	137,500	137,500	275,000	-
Transfer from RDA 2% Election	6008	-	100,380	50,190	50,190	100,380	-
Transfer from RDA Housing	6009	125,000	125,000	62,500	62,500	125,000	-
Transfer from RDA 2% Election	6009	-	25,095	12,548	12,547	25,095	-
Transfer from Grove Park District	6011	-	23,816	11,908	11,908	23,816	-
Transfer from Stormwater Fund	6016	31,305	31,605	15,803	15,803	31,605	-
Transfer from Trust & Agency	5790	-	18,410	9,205	9,205	18,410	-
Total Revenues		3,638,117	3,656,609	1,899,350	1,757,260	3,658,837	2,228 Favorable Unfavorable

GENERAL FUND

MID-YEAR

EXPENDITURES

Account Number	Account Name	Legislative Dept 01		Administration/Finance Dept 02		Public Works Dept 03	
		2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010	2010-11 Proposed Budget	2009-10 Actual 6/30/2010	2010-11 Proposed Budget 12/31/2010
7111	Salaries/Regular		-		498,765	14,649	6,349
7112	Temporary Help		-		-	1,993	673
7113	Overtime		-		-	627	-
7115	Council/Commission Comp	23,400	23,400	11,700	-		-
7116	Part-time Salaries		-		-		-
7119	Furlough		0		0		0
7218	LTD Insurance		-		4,738	151	60
7220	PERS Retirement	4,968	4,968	2,478	105,888	1,496	1,348
7231	Workers Comp Insurance	306	435	435	9,264	118	288
7232	Unemployment Insurance		(0)		(0)	78	(0)
7233	FICA and Medicare	327	339	133	7,503	294	143
7241	Auto Allowance/Mileage		-		10,740		-
7242	Uniform Allowance		-		-		-
7247	Other Post Employment Benefit Expense		-		-		-
7246	Benefit Insurance		-	(227)	64,079	1,477	1,298
7311	General Supplies		-		-	4,340	9,500
7312	Office supplies		-		-		-
7314	Postage		-		-		-
7323	Books/Periodicals		-		-		-
7324	Dues and Subscriptions	11,572	11,498	4,021	1,587		-
7328	Park Services		-		-	143	-
7329	Park Supplies		-		-	315	-
7331	Rentals/Leases		-		-	385	385
7332	Telecommunications		-		9,000	2,699	3,000
7335	Gas & Electric Serv.		-		-	35,087	34,000
7338	Water Service		-		-	12,429	34,000
7341	Buildings & Grounds Mtn		-		-	6,359	7,863
7342	Machinery/ Equip Maint.		-		-	6,197	8,000
7343	Vehicle Maintenance		-		-	6,742	8,000
7344	Vehicle Gas, Oil, and Supplies		-		-	11,245	14,000
7345	Office Equip. Maint. & Repairs		-		-	9,505	8,722
7346	HVAC Mtn & Repairs		-		-	36,501	152,074
7347	Deferred Mtn Projects		-		-		-
7351	Insurance Premiums		-		-		-
7362	City Promotional Activity	10,864	18,471	4,419	-		-
7363	Business Expense	25	-		50		-
7364	Employee recognition		-		2,290		-
7365	Volunteer Appreciation		-		-		-
7371	Travel		-		-		-
7372	Conference	1,085	1,200	7,236	-		-
7373	Education and Training		-		-	640	-
7381	Property Tax Admin Cost		-		30		700
7382	Election Services		-		-		-
7384	Legal Notices		-		-		-
7385	Transpac Fees		-		200		-

Account Number	Account Name	Legislative Dept 01		Administration/Finance Dept 02		Public Works Dept 03	
		2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010	2010-11 Proposed Budget	2009-10 Actual 6/30/2010	2010-11 Proposed Budget
7389	Misc. Expenses		-		-		-
7411	Prof. Services Retainer		-		96,000		-
7412	Engineering Inspection		-		-		-
7413	Special Legal Services		-		-		-
7414	Auditing Services		-		14,876		-
7415	Computer Services		-		9,079		-
7417	Janitorial Services		-		-	6,833	6,900
7419	Other Prof. Services	7,395	8,000	3,413	9,109	1,011	-
7421	Green Waste Recycling		-		-		-
7423	Business Audit / Library Aide		-		-		-
7424	Dispatch Services		-		-		-
7425	Lab Fees		-		-		-
7426	Jail Booking Fees		-		-		-
7427	Cal ID Services		-		-		-
7428	C.N.E.T. Services		-		-		-
7429	Animal Control Services		-		-	525	525
7430	Well Monitoring Contract		-		-		-
7431	Recycling Contract		-		100		-
7432	Emergency Services		-		-		-
7433	Integrated Justice System		-		-		-
	Sunday Operating Hours		-		-		-
	Total	59,942	68,311	33,608	843,298	161,839	297,828
	Revenues						
	Balance (Shortfall)						
							97,718

Account Number	Account Name	Community Development Dept 04			General Services Dept 05			Police Services Dept 06		
		2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010	2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010	2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010
7111	Salaries/Regular	165,127	164,855	82,427				834,147	837,383	417,868
7112	Temporary Help		-							
7113	Overtime		-					59,479	90,000	45,356
7115	Council/Commission Comp	7,200	7,200	3,600						
7116	Part-time Salaries		-					3,519	4,348	1,264
7119	Furlough		-		(48,259)	(48,983)	(24,491)			
7218	LTD Insurance	1,400	1,566	466				7,266	7,955	2,527
7220	PERS Retirement	30,657	34,999	15,262				327,703	336,905	160,770
7231	Workers Comp Insurance	2,067	3,062	3,062	1,572	-	(5,495)	10,561	15,634	15,634
7232	Unemployment Insurance		-		9,248	11,468	3,527		0	
7233	FICA and Medicare	1,971	2,390	978				14,814	13,780	7,140
7241	Auto Allowance/Mileage	4,140	4,140	2,070				4,440	4,440	2,220
7242	Uniform Allowance		-					9,000	9,000	9,000
7247	Other Post Employment Benefit Expense				23,438					
7246	Benefit Insurance	21,469	21,451	10,726		3,656		152,333	152,993	71,414
7311	General Supplies		-					5,841	5,500	4,521
7312	Office supplies		-		5,031	7,000	4,061	3,186	4,000	1,620
7314	Postage		-		3,473	6,641	2,662	1,268	1,200	196
7323	Books/Periodicals	89	100			-				
7324	Dues and Subscriptions	500	550	655		-		5,698	3,698	3,530
7328	Park Services		-			-				
7329	Park Supplies		-			-				
7331	Rentals/Leases		-		13,995	13,911	6,518			
7332	Telecommunications	631	700	309		-	-	10,927	10,700	5,650
7335	Gas & Electric Serv.		-			-				
7338	Water Service		-			-				
7341	Buildings & Grounds Mtn		-			-				
7342	Machinery/ Equip Maint.		-			-				
7343	Vehicle Maintenance		-			-		4,420	2,124	546
7344	Vehicle Gas, Oil, and Supplies		-			-		19,589	17,000	7,829
7345	Office Equip. Maint. & Repairs		-			-		31,297	28,500	15,684
7346	HVAC Mtn & Repairs		-			1,451	688	371	1,500	285
7347	Deferred Mtn Projects		-			-				
7351	Insurance Premiums		-		101,643	102,597	79,234			
7362	City Promotional Activity		-			-				
7363	Business Expense		-			-		56	100	103
7364	Employee recognition		-			-			550	269
7365	Volunteer Appreciation		-			-		125	125	
7371	Travel	162	100	36		-				
7372	Conference		-			-		229		
7373	Education and Training		-			-				
7381	Property Tax Admin Cost		-	119		-		7,705	7,000	5,753
7382	Election Services		-		17,002	17,300	1,140			
7384	Legal Notices	924	1,100	556	150	15,000				
7385	Transpac Fees	20,093	20,600	20,343		-				

[illegible]

Account Number	Account Name	Library Services Dept 07			Engineering Dept 08			Community Park Dept 09		2010-11 Actual 12/31/2010
		2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010	2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010	2009-10 Actual 6/30/2010	2010-11 Proposed Budget	
7111	Salaries/Regular	11,855	8,860	5,690		-		29,237	36,835	12,681
7112	Temporary Help	276	269	618		-		8,083	13,070	3,317
7113	Overtime		-			-			2,000	1,164
7115	Council/Commission Comp		-			-			-	
7116	Part-time Salaries		-			-			-	
7119	Furlough		0			-			(0)	
7218	LTD Insurance	101	84	36		-		264	303	80
7220	PERS Retirement	2,348	1,881	1,175		-		5,759	6,759	2,641
7231	Workers Comp Insurance	175	391	391		-		1,232	1,535	1,535
7232	Unemployment Insurance	104	(0)			-		326	0	
7233	FICA and Medicare	497	149	307		-		1,315	1,108	691
7241	Auto Allowance/Mileage		-			-			-	
7242	Uniform Allowance		-			-			-	
7247	Other Post Employment Benefit Expense		-			-			-	
7246	Benefit Insurance	2,380	1,811	1,106		-		5,951	6,507	2,487
7311	General Supplies		-	16		-			-	
7312	Office supplies	3,952	-			-			-	
7314	Postage		-			-			-	
7323	Books/Periodicals		-			-			-	
7324	Dues and Subscriptions		-		1,029	1,210	167		-	
7328	Park Services		-			-			-	
7329	Park Supplies		-			-		5,036	19,931	1,478
7331	Rentals/Leases		-			-		20	405	
7332	Telecommunications	1,876	1,900	786	1,835	1,020	498		-	
7335	Gas & Electric Serv.	48,944	51,000	21,782		-		2,141	2,800	914
7338	Water Service	1,517	1,800	772		-		52,801	78,000	54,374
7341	Buildings & Grounds Mtn	8,848	6,937	2,235		-			-	
7342	Machinery/ Equip Maint.		-			-			-	
7343	Vehicle Maintenance		-			-			-	
7344	Vehicle Gas, Oil, and Supplies		-			-			-	
7345	Office Equip. Maint. & Repairs		-			-			-	
7346	HVAC Mtn & Repairs	6,978	13,846	10,695		-			-	
7347	Deferred Mtn Projects		-			-			-	
7351	Insurance Premiums		-			-			-	
7362	City Promotional Activity		-			-			-	
7363	Business Expense		-			-			-	
7364	Employee recognition		-			-			-	
7365	Volunteer Appreciation		-			-			-	
7371	Travel		-			-			-	
7372	Conference		-			-			-	
7373	Education and Training		-			-			-	
7381	Property Tax Admin Cost		-			-			-	
7382	Election Services		-			-			-	
7384	Legal Notices		-			-			-	
7385	Transpac Fees		-			-			-	

Account Number	Account Name	General Fund Total			
		2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010	
7111	Salaries/Regular	1,563,811	1,553,057	785,300	
7112	Temporary Help	10,352	14,012	9,153	
7113	Overtime	60,106	92,000	46,520	
7115	Council/Commission Comp	30,600	30,600	15,300	
7116	Part-time Salaries	3,519	4,348	1,264	
7119	Furlough	(48,259)	(48,982)	(24,491)	
7218	LTD Insurance	12,025	14,707	4,732	
7220	PERS Retirement	476,114	492,747	235,474	
7231	Workers Comp Insurance	22,311	30,608	(34,369)	
7232	Unemployment Insurance	9,756	11,468	3,527	
7233	FICA and Medicare	26,565	25,412	13,440	
7241	Auto Allowance/Mileage	19,320	19,320	9,660	
7242	Uniform Allowance	9,000	9,000	9,000	
7247	Other Post Employment Benefit Expense	23,438	-	-	
7246	Benefit Insurance	251,756	251,795	119,717	
7311	General Supplies	10,181	15,000	8,971	
7312	Office supplies	12,169	11,000	5,681	
7314	Postage	4,741	7,841	2,858	
7323	Books/Periodicals	89	100	-	
7324	Dues and Subscriptions	20,375	18,543	9,961	
7328	Park Services	143	150	-	
7329	Park Supplies	5,351	19,931	1,994	
7331	Rentals/Leases	14,400	14,701	6,581	
7332	Telecommunications	27,298	26,320	12,884	
7335	Gas & Electric Serv.	86,172	87,800	38,534	
7338	Water Service	66,747	113,800	68,135	
7341	Buildings & Grounds Mtn	15,207	14,800	6,578	
7342	Machinery/ Equip Maint.	10,617	10,124	4,882	
7343	Vehicle Maintenance	26,331	25,000	9,483	
7344	Vehicle Gas, Oil, and Supplies	42,542	42,500	22,106	
7345	Office Equip. Maint. & Repairs	371	2,951	973	
7346	HVAC Mtn & Repairs	16,483	22,568	17,339	
7347	Deferred Mtn Projects	36,501	152,074	17,213	
7351	Insurance Premiums	101,643	102,597	138,717	
7362	City Promotional Activity	10,864	18,471	4,419	
7363	Business Expense	89	150	103	
7364	Employee recognition	1,140	2,840	2,131	
7365	Volunteer Appreciation	125	125	(8)	
7371	Travel	162	100	43	
7372	Conference	1,314	1,200	7,236	
7373	Education and Training	8,375	7,730	6,273	
7381	Property Tax Admin Cost	17,002	17,300	-	
7382	Election Services	150	15,000	1,140	
7384	Legal Notices	924	1,300	556	
7385	Transpac Fees	20,093	20,600	20,343	

Account Number	Account Name	General Fund Total		
		2009-10 Actual 6/30/2010	2010-11 Proposed Budget	2010-11 Actual 12/31/2010
7389	Misc. Expenses	-	-	-
7411	Prof. Services Retainer	172,688	171,000	82,345
7412	Engineering Inspection	-	83	436
7413	Special Legal Services	-	-	-
7414	Auditing Services	12,620	14,876	12,476
7415	Computer Services	2,645	9,927	4,308
7417	Janitorial Services	51,429	52,900	25,990
7419	Other Prof. Services	64,024	79,204	18,316
7421	Green Waste Recycling	-	-	-
7423	Business Audit / Library Aide	4,113	-	9,301
7424	Dispatch Services	171,323	158,076	79,038
7425	Lab Fees	23,122	15,000	2,939
7426	Jail Booking Fees	420	1,000	294
7427	Cal ID Services	9,644	9,644	10,117
7428	C.N.E.T. Services	6,820	6,820	6,473
7429	Animal Control Services	59,017	59,213	28,844
7430	Well Monitoring Contract	22,421	18,948	8,153
7431	Recycling Contract	-	100	-
7432	Emergency Services	-	1,500	-
7433	Integrated Justice System Sunday Operating Hours	3,340	4,000	1,454
	Total	3,631,639	17,000	-
	Revenues	3,635,417	3,891,998	1,899,836
	Balance (Shortfall)	3,778	3,891,998	1,895,420

Includes
Encumbrances
\$235,389

ENTERPRISE
AND
SPECIAL REVENUE FUNDS

MID-YEAR

STATUS

City of Clayton

Budget Revenue & Expense

Fund 201 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
201-4607-00 Arterial St. Light Assessment	\$14,027.03	\$27,180.00	\$13,152.97	(48.39)%
201-5209-00 State Gasoline 2105	\$35,638.01	\$58,334.00	\$22,695.99	(38.91)%
201-5210-00 State Gasoline 2106	\$26,276.50	\$42,437.00	\$16,160.50	(38.08)%
201-5211-00 State Gasoline 2107	\$48,057.45	\$77,712.00	\$29,654.55	(38.16)%
201-5212-00 State Gasoline 2107.5	\$3,000.00	\$3,000.00	\$0.00	0.00 %
201-5213-00 Traffic Congestion Relief (P 42)	\$0.00	\$109,442.00	\$109,442.00	(100.00)%
201-5216-00 State Gasoline 2103	\$18,184.74	\$0.00	(\$18,184.74)	0.00 %
201-5601-00 Interest	\$2,590.22	\$0.00	(\$2,590.22)	0.00 %
Total Revenues	\$147,773.95	\$318,105.00	\$170,331.05	(53.55)%

Expenses				
201-7111-00 Regular Salaries	\$8,502.89	\$24,275.00	(\$15,772.11)	64.97 %
201-7112-00 Temporary Salaries	\$2,603.50	\$5,918.00	(\$3,314.50)	56.01 %
201-7218-00 Life and LTD Insurance	\$54.20	\$231.00	(\$176.80)	76.54 %
201-7220-00 PERS Retirement	\$1,778.58	\$5,154.00	(\$3,375.42)	65.49 %
201-7231-00 Workers' Compensation	\$614.00	\$614.00	\$0.00	0.00 %
201-7232-00 Unemployment Compensation	\$0.00	\$1,772.00	(\$1,772.00)	100.00 %
201-7233-00 FICA and Medicare	\$465.40	\$805.00	(\$339.60)	42.19 %
201-7246-00 Benefit Insurance	\$1,674.74	\$4,961.00	(\$3,286.26)	66.24 %
201-7311-00 General Supplies	\$298.44	\$3,000.00	(\$2,701.56)	90.05 %
201-7316-00 Traffic Safety Supplies	\$378.55	\$1,000.00	(\$621.45)	62.15 %
201-7327-00 Park & Street Supplies	\$5,481.30	\$9,700.00	(\$4,218.70)	43.49 %
201-7335-00 Gas & Electricity	\$23,042.22	\$44,863.00	(\$21,820.78)	48.64 %
201-7349-00 Traffic Signal Maintenance	\$6,671.90	\$26,000.00	(\$19,328.10)	74.34 %
201-7381-00 Property Tax Admin. Costs	\$0.00	\$310.00	(\$310.00)	100.00 %
201-7412-00 Engineering/Inspection Service	\$2,450.77	\$18,400.00	(\$15,949.23)	86.68 %
201-7423-00 Business License Audit Expense	\$0.00	\$1,400.00	(\$1,400.00)	100.00 %
201-8101-00 Transfer To General Fund	\$3,343.50	\$6,687.00	(\$3,343.50)	50.00 %
201-8111-00 Transfer to CIP Fund	\$0.00	\$324,500.00	(\$324,500.00)	100.00 %

City of Clayton

Budget Revenue & Expense

Fund 201 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Total Expenses	\$57,359.99	\$479,590.00	(\$422,230.01)	88.04 %
BEGINNING FUND BALANCE	\$217,048.77	\$0.00	(\$217,048.77)	0.00 %
NET SURPLUS/(DEFICIT)	\$90,413.96	\$0.00	(\$90,413.96)	0.00 %
ENDING FUND BALANCE	\$307,462.73	\$0.00	(\$307,462.73)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 210 12-31-10

	Actual	12/31/2010	Budget	\$ Variance	% Difference
Revenues					
210-4604-00 Clayton LMD Assessment	\$500,813.79		\$910,434.00	\$409,620.21	(44.99)%
210-5601-00 Interest	\$7,630.50		\$5,000.00	(\$2,630.50)	52.61 %
Total Revenues	\$508,444.29		\$915,434.00	\$406,989.71	(44.46)%
Expenses					
210-7111-00 Regular Salaries	\$96,372.41		\$162,632.00	(\$66,259.59)	40.74 %
210-7112-00 Temporary Salaries	\$50,054.00		\$94,150.00	(\$44,096.00)	46.84 %
210-7218-00 Life and LTD Insurance	\$604.40		\$1,545.00	(\$940.60)	60.88 %
210-7220-00 PERS Retirement	\$19,834.82		\$34,527.00	(\$14,692.18)	42.55 %
210-7231-00 Workers' Compensation	\$5,627.00		\$5,627.00	\$0.00	0.00 %
210-7232-00 Unemployment Compensation	\$0.00		\$5,938.00	(\$5,938.00)	100.00 %
210-7233-00 FICA and Medicare	\$5,190.11		\$9,561.00	(\$4,370.89)	45.72 %
210-7246-00 Benefit Insurance	\$18,676.74		\$33,239.00	(\$14,562.26)	43.81 %
210-7311-00 General Supplies	\$27,623.45		\$38,718.00	(\$11,094.55)	28.65 %
210-7316-00 Landscape Replacement	\$0.00		\$260,000.00	(\$260,000.00)	100.00 %
210-7335-00 Gas & Electricity	\$14,199.81		\$28,840.00	(\$14,640.19)	50.76 %
210-7338-00 Water Services	\$83,875.19		\$180,000.00	(\$96,124.81)	53.40 %
210-7342-00 Machinery/Equipment Maintenance	\$5,235.14		\$8,758.00	(\$3,522.86)	40.22 %
210-7343-00 Vehicle Maintenance	\$2,061.22		\$8,334.00	(\$6,272.78)	75.27 %
210-7344-00 Vehicle Gas, Oil, and Supplies	\$5,626.05		\$8,494.00	(\$2,867.95)	33.76 %
210-7381-00 Property Tax Admin. Costs	\$1,852.14		\$3,400.00	(\$1,547.86)	45.53 %
210-7419-00 Other Professional Services	\$20,173.58		\$133,355.00	(\$113,181.42)	84.87 %
210-7425-00 Crime Lab	\$575.00		\$0.00	\$575.00	0.00 %
210-7486-00 CERF Charges/Depreciation	\$6,468.00		\$12,936.00	(\$6,468.00)	50.00 %
210-7520-00 Landscape Projects	\$77,513.14		\$0.00	\$77,513.14	0.00 %
210-7615-00 CCC Property Tax	\$2,331.84		\$2,300.00	\$31.84	(1.38)%
210-8101-00 Transfer To General Fund	\$14,959.01		\$29,918.00	(\$14,958.99)	50.00 %
Total Expenses	\$458,853.05		\$1,062,272.00	(\$603,418.95)	56.80 %

City of Clayton
Budget Revenue & Expense
Fund 210 12-31-10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
BEGINNING FUND BALANCE	\$617,163.14	\$0.00	(\$617,163.14)	0.00 %
NET SURPLUS/(DEFICIT)	\$49,591.24	\$0.00	(\$49,591.24)	0.00 %
ENDING FUND BALANCE	\$666,754.38	\$0.00	(\$666,754.38)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 211 12-31-10

	Actual	12/31/2010	Budget	\$ Variance	% Difference
Revenues					
211-4613-00 Clayton DT Park Assessment	\$59,955.18		\$108,957.00	\$49,001.82	(44.97)%
211-5601-00 Interest	\$2,118.26		\$2,000.00	(\$118.26)	5.91 %
211-5602-00 Park Use Fee	\$0.00		\$150.00	\$150.00	(100.00)%
211-5790-00 Other Revenues	\$0.00		\$10,000.00	\$10,000.00	(100.00)%
Total Revenues	\$62,073.44		\$121,107.00	\$59,033.56	(48.75)%
Expenses					
211-7111-00 Regular Salaries	\$6,563.45		\$29,177.00	(\$22,613.55)	77.50 %
211-7112-00 Temporary Salaries	\$4,189.00		\$16,800.00	(\$12,611.00)	75.07 %
211-7218-00 Life and LTD Insurance	\$41.56		\$277.00	(\$235.44)	85.00 %
211-7220-00 PERS Retirement	\$1,363.98		\$6,194.00	(\$4,830.02)	77.98 %
211-7231-00 Workers' Compensation	\$1,007.00		\$1,007.00	\$0.00	0.00 %
211-7232-00 Unemployment Compensation	\$0.00		\$2,695.00	(\$2,695.00)	100.00 %
211-7233-00 FICA and Medicare	\$356.91		\$0.00	\$356.91	0.00 %
211-7246-00 Benefit Insurance	\$1,284.34		\$5,963.00	(\$4,678.66)	78.46 %
211-7310-00 Supplies and Equipment	\$2,591.54		\$0.00	\$2,591.54	0.00 %
211-7311-00 General Supplies	\$0.00		\$4,900.00	(\$4,900.00)	100.00 %
211-7331-00 Rentals/leases	\$0.00		\$500.00	(\$500.00)	100.00 %
211-7335-00 Gas & Electricity	\$544.61		\$1,200.00	(\$655.39)	54.62 %
211-7338-00 Water Services	\$2,067.83		\$6,000.00	(\$3,932.17)	65.54 %
211-7342-00 Machinery/Equipmt Maintenance	\$0.00		\$250.00	(\$250.00)	100.00 %
211-7343-00 Vehicle Maintenance	\$0.00		\$1,000.00	(\$1,000.00)	100.00 %
211-7344-00 Vehicle Gas, Oil and Supplies	\$0.00		\$1,500.00	(\$1,500.00)	100.00 %
211-7381-00 Property Tax Admin. Costs	\$1,853.39		\$3,400.00	(\$1,546.61)	45.49 %
211-7417-00 Janitorial Services	\$6,203.29		\$12,600.00	(\$6,396.71)	50.77 %
211-7419-00 Other Professional Services	\$2,340.00		\$4,897.00	(\$2,557.00)	52.22 %
211-7420-00 Other Outside Service	\$1,705.43		\$3,800.00	(\$2,094.57)	55.12 %
211-7485-00 Capital Equipment	\$2,383.23		\$0.00	\$2,383.23	0.00 %
211-7486-00 Cerf Charges	\$1,350.00		\$2,700.00	(\$1,350.00)	50.00 %

City of Clayton

Budget Revenue & Expense

Fund 211 12-31-10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
211-7615-00 CCC Property Tax	\$415.12	\$408.00	\$7.12	(1.75)%
211-8101-00 Transfer To General Fund	\$11,908.01	\$23,816.00	(\$11,907.99)	50.00 %
Total Expenses	\$48,168.69	\$129,084.00	(\$80,915.31)	62.68 %
BEGINNING FUND BALANCE	\$186,653.62	\$0.00	(\$186,653.62)	0.00 %
NET SURPLUS/(DEFICIT)	\$13,904.75	\$0.00	(\$13,904.75)	0.00 %
ENDING FUND BALANCE	\$200,558.37	\$0.00	(\$200,558.37)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 212 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
212-4606-00				
Oakhurst GHAD Assessment	\$18,174.76	\$33,024.00	\$14,849.24	(44.97)%
212-5601-00				
Interest	\$113.49	\$0.00	(\$113.49)	0.00 %
Total Revenues	\$18,288.25	\$33,024.00	\$14,735.75	(44.62)%
Expenses				
212-7314-00				
Postage	\$0.00	\$700.00	(\$700.00)	100.00 %
212-7381-00				
Property Tax Admin. Costs	\$182.76	\$900.00	(\$717.24)	79.69 %
212-7384-00				
Legal Notices	\$0.00	\$95.00	(\$95.00)	100.00 %
212-7412-00				
Engineering/Inspection Service	\$273.25	\$5,000.00	(\$4,726.75)	94.54 %
212-7413-00				
Legal Services	\$1,646.50	\$7,000.00	(\$5,353.50)	76.48 %
212-8101-00				
Transfer To General Fund	\$9,338.51	\$18,677.00	(\$9,338.49)	50.00 %
Total Expenses	\$11,441.02	\$32,372.00	(\$20,930.98)	64.66 %
BEGINNING FUND BALANCE				
	(\$3,037.71)	\$0.00	\$3,037.71	0.00 %
NET SURPLUS/(DEFICIT)				
	\$6,847.23	\$0.00	(\$6,847.23)	0.00 %
ENDING FUND BALANCE				
	\$3,809.52	\$0.00	(\$3,809.52)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 214 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
214-4607-00	\$69,002.32	\$125,459.00	\$56,456.68	(45.00)%
214-5601-00	\$1,613.56	\$2,000.00	\$386.44	(19.32)%
Total Revenues	\$70,615.88	\$127,459.00	\$56,843.12	(44.60)%
Expenses				
214-7113-00	\$4,670.77	\$11,625.00	(\$6,954.23)	59.82 %
214-7311-00	\$1,588.53	\$4,000.00	(\$2,411.47)	60.29 %
214-7335-00	\$49,401.23	\$99,000.00	(\$49,598.77)	50.10 %
214-7381-00	\$488.00	\$4,300.00	(\$3,812.00)	88.65 %
214-7384-00	\$0.00	\$2,905.00	(\$2,905.00)	100.00 %
214-7412-00	\$0.00	\$1,000.00	(\$1,000.00)	100.00 %
214-8101-00	\$4,999.99	\$0.00	\$4,999.99	0.00 %
Total Expenses	\$61,148.52	\$122,830.00	(\$61,681.48)	50.22 %
BEGINNING FUND BALANCE				
	\$133,873.88	\$0.00	(\$133,873.88)	0.00 %
NET SURPLUS/(DEFICIT)				
	\$9,467.36	\$0.00	(\$9,467.36)	0.00 %
ENDING FUND BALANCE				
	\$143,341.24	\$0.00	(\$143,341.24)	0.00 %

Neighborhood
St. Light Assessment
Interest

City of Clayton

Budget Revenue & Expense

Fund 216 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
216-4602-00 Stormwater Assessment	\$0.00	\$68,322.00	\$68,322.00	(100.00)%
216-4603-00 Stormwater O&M Annual Fee	\$900.00	\$1,200.00	\$300.00	(25.00)%
216-5324-00 Street Sweeping Fees	\$19,390.34	\$42,000.00	\$22,609.66	(53.83)%
216-5601-00 Interest	\$913.72	\$1,500.00	\$586.28	(39.09)%
Total Revenues	\$21,204.06	\$113,022.00	\$91,817.94	(81.24)%
Expenses				
216-7111-00 Regular Salaries	\$3,156.35	\$23,625.00	(\$20,468.65)	86.64 %
216-7112-00 Temporary Salaries	\$7,702.00	\$8,339.00	(\$637.00)	7.64 %
216-7218-00 Life and LTD Insurance	\$18.31	\$224.00	(\$205.69)	91.83 %
216-7220-00 PERS Retirement	\$600.87	\$5,016.00	(\$4,415.13)	88.02 %
216-7231-00 Workers' Compensation	\$669.00	\$669.00	\$0.00	0.00 %
216-7232-00 Unemployment Compensation	\$0.00	\$550.00	(\$550.00)	100.00 %
216-7233-00 FICA and Medicare	\$157.23	\$981.00	(\$823.77)	83.97 %
216-7246-00 Benefit Insurance	\$565.79	\$4,829.00	(\$4,263.21)	88.28 %
216-7373-00 Education & Training	\$0.00	\$200.00	(\$200.00)	100.00 %
216-7409-00 Street Sweeping	\$21,000.00	\$42,000.00	(\$21,000.00)	50.00 %
216-7412-00 Engineering/Inspection Service	\$3,763.46	\$7,000.00	(\$3,236.54)	46.24 %
216-7419-00 Other Professional Services	\$1,591.99	\$6,162.00	(\$4,570.01)	74.16 %
216-7481-00 Permit Fees	\$5,400.00	\$6,000.00	(\$600.00)	10.00 %
216-7520-00 Projects	\$426.07	\$3,000.00	(\$2,573.93)	85.80 %
216-8101-00 Transfer To General Fund	\$15,802.50	\$31,605.00	(\$15,802.50)	50.00 %
Total Expenses	\$60,853.57	\$140,200.00	(\$79,346.43)	56.60 %
BEGINNING FUND BALANCE				
	\$126,831.61	\$0.00	(\$126,831.61)	0.00 %
NET SURPLUS/(DEFICIT)				
	(\$39,649.51)	\$0.00	\$39,649.51	0.00 %

City of Clayton
Budget Revenue & Expense
Fund 216 12/31/10

ENDING FUND BALANCE	\$87,182.10	\$0.00	(\$87,182.10)	0.00 %
---------------------	-------------	--------	---------------	--------

City of Clayton

Budget Revenue & Expense

Fund 220 12-31-10

	Actual	12/31/2010	Budget	\$ Variance	% Difference
Revenues					
220-5223-00 Measure J Funds	\$23,193.00		\$231,366.00	\$208,173.00	(89.98)%
220-5601-00 Interest	\$3,326.52		\$1,000.00	(\$2,326.52)	232.65 %
Total Revenues	\$26,519.52		\$232,366.00	\$205,846.48	(88.59)%
Expenses					
220-7419-00 Other Professional Services	\$411.38		\$844.00	(\$432.62)	51.26 %
220-8101-00 Transfer To General Fund	\$1,999.99		\$4,000.00	(\$2,000.01)	50.00 %
220-8111-00 Transfer to CIP Fund	\$0.00		\$525,000.00	(\$525,000.00)	100.00 %
Total Expenses	\$2,411.37		\$529,844.00	(\$527,432.63)	99.54 %
BEGINNING FUND BALANCE					
	\$308,648.38		\$0.00	(\$308,648.38)	0.00 %
NET SURPLUS/(DEFICIT)					
	\$24,108.15		\$0.00	(\$24,108.15)	0.00 %
ENDING FUND BALANCE					
	\$332,756.53		\$0.00	(\$332,756.53)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 230 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
230-5220-00	\$7,562.11	\$16,000.00	\$8,437.89	(52.74)%
230-5220-06	\$31,358.22	\$100,000.00	\$68,641.78	(68.64)%
230-5222-06	\$3,703.81	\$0.00	(\$3,703.81)	0.00 %
230-5601-00	\$2,423.42	\$2,500.00	\$76.58	(3.06)%
Total Revenues	\$45,047.56	\$118,500.00	\$73,452.44	(61.99)%
Expenses				
230-7111-06	\$28,820.04	\$57,563.00	(\$28,742.96)	49.93 %
230-7112-00	\$1,912.50	\$0.00	\$1,912.50	0.00 %
230-7112-06	\$6,672.50	\$20,800.00	(\$14,127.50)	67.92 %
230-7113-00	\$1,368.05	\$0.00	\$1,368.05	0.00 %
230-7113-06	\$5,215.13	\$0.00	\$5,215.13	0.00 %
230-7218-00	\$114.40	\$547.00	(\$432.60)	79.09 %
230-7218-06	\$57.20	\$0.00	\$57.20	0.00 %
230-7220-00	\$3,546.78	\$24,720.00	(\$21,173.22)	85.65 %
230-7220-06	\$8,328.74	\$0.00	\$8,328.74	0.00 %
230-7231-00	\$1,455.00	\$1,455.00	\$0.00	0.00 %
230-7232-00	\$0.00	\$1,302.00	(\$1,302.00)	100.00 %
230-7233-00	\$10.88	\$2,426.00	(\$2,415.12)	99.55 %
230-7233-06	\$1,869.91	\$0.00	\$1,869.91	0.00 %
230-7242-00	\$0.00	\$900.00	(\$900.00)	100.00 %
230-7242-06	\$900.00	\$0.00	\$900.00	0.00 %
230-7246-00	\$6,103.16	\$0.00	\$6,103.16	0.00 %
230-7246-06	\$3,051.58	\$17,436.00	(\$14,384.42)	82.50 %
230-7384-00	\$105.20	\$97.00	\$8.20	(8.45)%
230-7485-00	\$57,451.56	\$0.00	\$57,451.56	0.00 %
Total Expenses	\$126,982.63	\$127,246.00	(\$263.37)	0.21 %

City of Clayton
Budget Revenue & Expense
Fund 230 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
BEGINNING FUND BALANCE	\$276,383.54	\$0.00	(\$276,383.54)	0.00 %
NET SURPLUS/(DEFICIT)	(\$81,935.07)	\$0.00	\$81,935.07	0.00 %
ENDING FUND BALANCE	\$194,448.47	\$0.00	(\$194,448.47)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 501 12/31/10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
501-5601-00 Interest	\$560.86	\$1,000.00	\$439.14	(43.91)%
Total Revenues	<u>\$560.86</u>	<u>\$1,000.00</u>	<u>\$439.14</u>	<u>(43.91)%</u>
Expenses				
501-7351-00 Insurance Premiums	\$609.96	\$1,220.00	(\$610.04)	50.00 %
501-7352-00 Insurance Claims Expense	\$0.00	\$5,000.00	(\$5,000.00)	100.00 %
501-7413-00 Legal Services	\$13,163.39	\$30,000.00	(\$16,836.61)	56.12 %
Total Expenses	<u>\$13,773.35</u>	<u>\$36,220.00</u>	<u>(\$22,446.65)</u>	<u>61.97 %</u>
BEGINNING FUND BALANCE	\$69,310.43	\$0.00	(\$69,310.43)	0.00 %
NET SURPLUS/(DEFICIT)	(\$13,212.49)	\$0.00	\$13,212.49	0.00 %
ENDING FUND BALANCE	<u>\$56,097.94</u>	<u>\$0.00</u>	<u>(\$56,097.94)</u>	<u>0.00 %</u>

City of Clayton

Budget Revenue & Expense

Fund 502 12-31-10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
502-5328-00 CERP Funds	\$7,818.00	\$15,636.00	\$7,818.00	(50.00)%
502-5601-00 Interest	\$1,657.33	\$3,000.00	\$1,342.67	(44.76)%
Total Revenues	\$9,475.33	\$18,636.00	\$9,160.67	(49.16)%
Expenses				
502-7485-00 Capital Equipment	\$58,464.28	\$87,850.00	(\$29,385.72)	33.45 %
502-7511-00 Machinery and Equipment	\$197.52	\$0.00	\$197.52	0.00 %
Total Expenses	\$58,661.80	\$87,850.00	(\$29,188.20)	33.23 %
BEGINNING FUND BALANCE	\$552,042.64	\$0.00	(\$552,042.64)	0.00 %
NET SURPLUS/(DEFICIT)	(\$49,186.47)	\$0.00	\$49,186.47	0.00 %
ENDING FUND BALANCE	\$502,856.17	\$0.00	(\$502,856.17)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 701 12/31/10

	Actual	12/31/2010	Budget	\$ Variance	% Difference
Revenues					
701-5699-00		\$2,511.00	\$47,000.00	\$44,489.00	(94.66)%
Total Revenues		<u>\$2,511.00</u>	<u>\$47,000.00</u>	<u>\$44,489.00</u>	<u>(94.66)%</u>
Expenses					
701-7310-00		\$0.00	\$2,724.00	(\$2,724.00)	100.00 %
701-7335-00		\$0.00	\$18,908.00	(\$18,908.00)	100.00 %
701-7417-00		\$2,511.00	\$25,368.00	(\$22,857.00)	90.10 %
Total Expenses		<u>\$2,511.00</u>	<u>\$47,000.00</u>	<u>(\$44,489.00)</u>	<u>94.66 %</u>
BEGINNING FUND BALANCE					
		(\$5,175.49)	\$0.00	\$5,175.49	0.00 %
NET SURPLUS/(DEFICIT)					
		\$0.00	\$0.00	\$0.00	0.00 %
ENDING FUND BALANCE					
		(\$5,175.49)	\$0.00	\$5,175.49	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 702 12/31/10

	Actual	12/31/2010	Budget	\$ Variance	% Difference
Revenues					
702-5607-00 Endeavor Hall Rental Fee	\$10,080.34		\$13,000.00	\$2,919.66	(22.46)%
702-5611-00 EH Reserve	\$240.00		\$680.00	\$440.00	(64.71)%
702-5790-00 Other Revenues	\$60.00		\$0.00	(\$60.00)	0.00 %
Total Revenues	\$10,380.34		\$13,680.00	\$3,299.66	(24.12)%
Expenses					
702-7111-00 Regular Salaries	\$5,571.80		\$8,564.00	(\$2,992.20)	34.94 %
702-7112-00 Temporary Salaries	\$584.00		\$269.00	\$315.00	(117.10)%
702-7218-00 Life and LTD Insurance	\$30.21		\$81.00	(\$50.79)	62.70 %
702-7220-00 PERS Retirement	\$991.44		\$1,818.00	(\$826.56)	45.47 %
702-7231-00 Workers' Compensation	\$201.00		\$201.00	\$0.00	0.00 %
702-7232-00 Unemployment Compensation	\$0.00		\$191.00	(\$191.00)	100.00 %
702-7233-00 FICA and Medicare	\$259.43		\$288.00	(\$28.57)	9.92 %
702-7246-00 Benefit Insurance	\$933.55		\$1,750.00	(\$816.45)	46.65 %
702-7311-00 General Supplies	\$854.84		\$400.00	\$454.84	(113.71)%
702-7332-00 Telephone	\$351.12		\$700.00	(\$348.88)	49.84 %
702-7335-00 Gas & Electricity	\$1,201.91		\$2,500.00	(\$1,298.09)	51.92 %
702-7338-00 Water Services	\$445.19		\$2,500.00	(\$2,054.81)	82.19 %
702-7341-00 Buildings/Grounds Maintenance	\$4,241.93		\$4,306.00	(\$64.07)	1.49 %
702-7346-00 HVAC Mtn & Repairs	\$1,889.28		\$1,600.00	\$289.28	(18.08)%
702-7417-00 Janitorial Service	\$420.00		\$1,200.00	(\$780.00)	65.00 %
Total Expenses	\$17,975.70		\$26,368.00	(\$8,392.30)	31.83 %
BEGINNING FUND BALANCE	\$1,421,416.17		\$0.00	(\$1,421,416.17)	0.00 %
NET SURPLUS/(DEFICIT)	(\$7,595.36)		\$0.00	\$7,595.36	0.00 %

City of Clayton
Budget Revenue & Expense
Fund 702 12/31/10

ENDING FUND BALANCE	\$1,413,820.81	\$0.00	(\$1,413,820.81)	0.00 %
----------------------------	-----------------------	---------------	-------------------------	---------------

REDEVELOPMENT AGENCY FUNDS

MID-YEAR

STATUS

City of Clayton

Budget Revenue & Expense

Fund 301

	Actual	Budget	\$ Variance	% Difference
Revenues				
301-4101-00 Property Taxes - Secured	\$2,258,717.35	\$3,941,518.00	\$1,682,800.65	(42.69)%
301-5601-00 Interest	\$3,947.75	\$5,000.00	\$1,052.25	(21.05)%
301-5790-00 Other Revenues	\$2,500.00	\$0.00	(\$2,500.00)	0.00 %
301-5790-01 Concerts in the Grove	\$0.00	\$5,000.00	\$5,000.00	(100.00)%
301-6003-00 Trx. From CIP Fund	\$0.00	\$338,510.00	\$338,510.00	(100.00)%
Total Revenues	\$2,265,165.10	\$4,290,028.00	\$2,024,862.90	(47.20)%
Expenses				
301-7361-00 Advertising	\$3,727.27	\$6,300.00	(\$2,572.73)	40.84 %
301-7381-00 Property Tax Admin. Costs	\$0.00	\$44,918.00	(\$44,918.00)	100.00 %
301-7413-00 Legal Services	\$7,534.40	\$4,000.00	\$3,534.40	(88.36)%
301-7419-00 Other Professional Services	\$6,620.32	\$0.00	\$6,620.32	0.00 %
301-7520-00 Projects	\$522.85	\$15,000.00	(\$14,477.15)	96.51 %
301-7520-01 Concerts in the Grove	\$501.46	\$0.00	\$501.46	0.00 %
301-7612-00 Interest Expense	\$30,875.01	\$30,875.00	\$0.01	0.00 %
301-7998-00 RDA County Pass Throughs	\$0.00	\$804,000.00	(\$804,000.00)	100.00 %
301-7999-00 RDA State Take Aways	\$0.00	\$404,570.00	(\$404,570.00)	100.00 %
301-8101-00 Transfer To General Fund	\$375,380.01	\$375,380.00	\$0.01	0.00 %
301-8106-00 Transfer to RDA Debt	\$1,425,547.50	\$2,851,095.00	(\$1,425,547.50)	50.00 %
Total Expenses	\$1,850,708.82	\$4,536,138.00	(\$2,685,429.18)	59.20 %
BEGINNING FUND BALANCE				
	(\$334,867.16)	\$0.00	\$334,867.16	0.00 %
NET SURPLUS/(DEFICIT)				
	\$414,456.28	\$0.00	(\$414,456.28)	0.00 %
ENDING FUND BALANCE				
	\$79,589.12	\$0.00	(\$79,589.12)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 302 12-31-10

	Actual 12/31/2010	Budget	\$ Variance	% Difference
Revenues				
302-4101-00 Property Taxes - Secured	\$564,679.34	\$985,379.00	\$420,699.66	(42.69)%
302-4110-00 Program Revenue	\$0.00	\$61,400.00	\$61,400.00	(100.00)%
302-5601-00 Interest	\$50,237.07	\$60,000.00	\$9,762.93	(16.27)%
Total Revenues	\$614,916.41	\$1,106,779.00	\$491,862.59	(44.44)%
Expenses				
302-7381-00 Property Tax Admin. Costs	\$0.00	\$11,230.00	(\$11,230.00)	100.00 %
302-7389-00 Misc. Expense	(\$270.91)	\$0.00	(\$270.91)	0.00 %
302-7413-00 Legal Services	\$510.00	\$5,000.00	(\$4,490.00)	89.80 %
302-7419-00 Other Professional Services	\$12,498.20	\$5,959.00	\$6,539.20	(109.74)%
302-7520-00 Projects	\$57.88	\$0.00	\$57.88	0.00 %
302-7521-00 RDA - LMI Housing	\$12,980.81	\$200,000.00	(\$187,019.19)	93.51 %
302-7998-00 RDA County Pass Throughs	\$0.00	\$201,000.00	(\$201,000.00)	100.00 %
302-8101-00 Transfer To General Fund	\$75,047.51	\$150,095.00	(\$75,047.49)	50.00 %
Total Expenses	\$100,823.49	\$573,284.00	(\$472,460.51)	82.41 %
BEGINNING FUND BALANCE				
	\$5,593,899.26	\$0.00	(\$5,593,899.26)	0.00 %
NET SURPLUS/(DEFICIT)				
	\$514,092.92	\$0.00	(\$514,092.92)	0.00 %
ENDING FUND BALANCE				
	\$6,107,992.18	\$0.00	(\$6,107,992.18)	0.00 %

City of Clayton

Budget Revenue & Expense

Fund 401 12-31-10

	Actual	12/31/2010	Budget	\$ Variance	% Difference
Revenues					
401-5601-00 Interest	\$1,178.72		\$1,500.00	\$321.28	(21.42)%
401-6017-00 Transfer from RDA Project Fund	\$0.00		\$2,851,095.00	\$2,851,095.00	(100.00)%
Total Revenues	\$1,178.72		\$2,852,595.00	\$2,851,416.28	(99.96)%
Expenses					
401-7419-00 Other Professional Services	\$2,900.00		\$2,900.00	\$0.00	0.00 %
401-7611-00 RDA Repay	\$2,195,000.00		\$2,335,000.00	(\$140,000.00)	6.00 %
401-7612-00 Interest Expense	\$219,980.00		\$509,330.00	(\$289,350.00)	56.81 %
401-7613-00 Paying Agent Fee	\$2,625.00		\$5,365.00	(\$2,740.00)	51.07 %
Total Expenses	\$2,420,505.00		\$2,852,595.00	(\$432,090.00)	15.15 %
BEGINNING FUND BALANCE	\$1,161,125.22		\$0.00	(\$1,161,125.22)	0.00 %
NET SURPLUS/(DEFICIT)	(\$2,419,326.28)		\$0.00	\$2,419,326.28	0.00 %
ENDING FUND BALANCE	(\$1,258,201.06)		\$0.00	\$1,258,201.06	0.00 %