

---

# Ripon City Council Meeting Notice & Agenda

---

**CITY HALL, 259 NORTH WILMA, RIPON, CALIFORNIA**

**TUESDAY, JANUARY 12, 2016 - 6:00 P.M.**

## **REGULAR MEETING**

You are now participating in the process of representative government. We welcome your interest and hope you will attend Ripon City Council meetings often. Democracy cannot endure without an informed electorate.

Ripon, as you probably know, has a council-administrator form of local government. Policies are set by the Council, who are elected by the people. These policies are carried out by the City Administrator, who is appointed by the Council. The Council decides what is to be done. The City Administrator, with the assistance of the City Staff, follows through.

### **REGULAR COUNCIL MEETINGS**

The governing body meets at 6:00 P.M., on the second Tuesdays of the month, in the Council Chambers located in City Hall, 259 North Wilma, Ripon, California. A City Council meeting is the process of making and amending laws, developing policy and making decisions for governing your City by citizens who have been elected by you. With the exception of matters of personnel and pending litigation, or negotiations, the City Council takes action only in meetings open to the public.

The City Council follows a regular order of business during its meeting. The Council agenda is prepared in advance by the City Administrator and his staff. If you wish to place an item on the agenda for action, the information must be delivered to the City Administrator or staff eight (8) working days prior to the Council meeting. This date will be revised in case of holidays or special events. The information must be in writing (no phone calls), your name and address must be printed, and action desired must be clearly stated. Copies of the agenda are available at Ripon City Hall and online beginning on the Thursday prior to the meeting, or at the time of the scheduled meeting.

With the publication of this agenda, it is with the intent that each item on the agenda will be considered for a vote. Each Council Member present will cast a vote either for or against the motion under consideration, and the vote will be recorded in the minutes of the meeting. For example, the motion may be to approve, adopt, introduce, deny, fail, withdraw, table, or continue an item.

### **PUBLIC DISCUSSION**

If you desire to speak before the Council on an item not on the agenda, please address "Mr. Mayor" and upon being recognized, come forward to the podium, and state your name and address before proceeding into your subject matter. State law prohibits the City Council from taking action on any item not on the agenda. While the City Council cannot always answer citizens concerns raised during the public discussion time, the City staff will be instructed, where appropriate, to either provide a response in the days following each Council meeting, or to place the issue on a subsequent meeting agenda for the City Council or one of its appointed commissions. No person shall speak for more than five minutes, and the total time allotted for discussion shall not exceed thirty minutes. Persons attending the meeting shall observe rules of propriety, decorum, and good conduct, and refrain from impertinent or slanderous remarks.

In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call (209) 599-2108. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

### **CONSENT CALENDAR**

Routine items are scheduled under the heading of Consent Calendar, which allows action to occur with a single motion. Any item can be pulled off the consent calendar for further discussion if Council so desires. The public may also, at this time, request that an item be pulled from the consent calendar for explanation and/or discussion.

### **PERSONNEL/EXECUTIVE SESSION**

Matters of personnel and pending litigation, or negotiations are handled after the public meeting has been closed, in the Personnel/Executive Session, pursuant to Sections 54956.8 and 54957 of the Government Code. This session is closed to the public.

## INFORMATION

### Where can I find the agenda before a meeting?

Copies of the agenda are available at the front counter of the Administration Department at City Hall, 259 N. Wilma Avenue by 4:30 p.m. on Thursday before a regularly scheduled City Council meeting. The agenda can be viewed in the window box in front of City Hall, or online at [www.cityofripon.org](http://www.cityofripon.org). Supplemental documents relating to specific agenda items are available for viewing at the Office of the City Clerk or online.

### Can I get the agenda/minutes mailed to my home/business?

You can subscribe to agendas and minutes in January of each year. The annual subscription for both is \$60.00 per year. Subscription costs are not pro-rated should you wish to begin a subscription mid-year. If you would like to subscribe to the agenda/minutes, contact the City Clerk's office at 259 N. Wilma Avenue. Agendas are mailed on the Thursday before a meeting, and you will receive it on Monday or Tuesday (depending on postal service).

### Can I receive the agenda by e-mail?

You may subscribe to the agenda at any time by e-mail – just go to the web site to register – [www.cityofripon.org](http://www.cityofripon.org). Your subscription will begin immediately and you will receive it on the Thursday before the Regular Council meeting. Agendas sent by e-mail are free. Minutes are not e-mailed, but can be viewed on the City's web site.

### How complete are the minutes?

The City of Ripon prepares **Synopsis Minutes**. These Minutes represent a summary of the actual comments made. Video CD or audio recordings are available for 90 days following a meeting or online for 2 weeks following a meeting at [www.cityofripon.org](http://www.cityofripon.org). Contact the City Clerk's office to view/listen to these recordings at City Hall.

## OTHER MEETINGS

<u>Agency</u>	<u>Day</u>	<u>Time</u>	<u>Place</u>
<b>Historical Museum Commission</b>	Third Monday	7:30 p.m.	Clarence Smit Memorial Museum
<b>Planning Commission</b>	First Tuesday	6:00 p.m.	Council Chambers
<b>Recreation Commission</b>	Second Wednesday	6:00 p.m.	City Hall Conference Room
<b>Community &amp; Youth Commission</b>	Third Monday	7:00 p.m.	Police Department

## FUTURE PUBLIC HEARINGS

<u>Title</u>	<u>Date of Hearing</u>
1. Community Development Block Grant and Home Programs for Fiscal Year 2016-17	February 9, 2016 at 6:00 p.m.

Public Hearings are published in the newspaper, posted in the window in front of City Hall, and are listed in the City Council agendas. All interested parties will be given an opportunity to appear and be heard by the City Council of the City of Ripon at the time and place pertaining to above described matters.

---

# Ripon City Council Agenda

---

TUESDAY, JANUARY 12, 2016

**REGULAR MEETING**

**6:00 P.M.**

**PLEDGE OF ALLEGIANCE:**

**INVOCATION:**

**ROLL CALL:** Council Members Leo Zuber, Mark Winchell, Michael Restuccia, Vice Mayor Dean Uecker, Mayor Jake Parks.

**OTHERS PRESENT:** City Administrator Kevin Werner, City Attorney Tom Terpstra, Planning Director Ken Zuidervaart, Recreation Director Kye Stevens, Director of Public Works Ted Johnston, Police Chief Ed Ormonde, City Clerk Lisa Roos, Deputy City Clerk Tricia Raymond, Information Systems Technician Dan Brannon, (Others present will be recorded by secretary only.)

**PUBLIC DISCUSSION:** This time is provided to the public to address the City Council on items not on the agenda. If you desire to speak, please address "Mr. Mayor" and upon being recognized, come forward to the podium, and state your name and address before proceeding into your subject matter.

**APPROVAL OF MINUTES:** Approval of the minutes of the Regular Ripon City Council Meeting of December 8, 2015.

**APPROVAL OF AGENDA AS POSTED (OR AMENDED):** If anyone would like to provide public comment regarding an item on the Consent Calendar, please come forward to the podium at this time. The City Council may request to (1) pull an item from the Consent Calendar (2) withdraw an item; (3) add an Emergency items by a 4/5 vote. If the agenda is amended, vote to approve the amended agenda. If no changes are made, vote to approve the agenda as posted.

**CONSENT CALENDAR**

**NOTES:**

**1. Income**

pg. 26	A. STATE OF CALIFORNIA		
	Retail Sales Tax (December 2014 \$228,534.74)	\$98,478.48	
	Highway User Tax (December 2014 \$28,777.58)	<u>\$21,225.12</u>	
	TOTAL		<b>\$119,703.60</b>
	 B. STATE OF CALIFORNIA		
pg. 28	POST Reimbursement Police Officer Training		<b>\$164.31</b>
	 C. CCATT HOLDINGS		
pg. 29	Acacia Avenue Cell Tower Lease		<b>\$968.73</b>
	 D. SPRINT		
pg. 30	Annual Cell Tower Lease		<b>\$8,357.88</b>
	 E. T-MOBILE		<b>\$875.61</b>
pg. 31	Cell Tower Lease November Payment	\$875.61	
	December Payment	<u>\$892.24</u>	
	TOTAL		<b>\$1,767.85</b>
	 F. WASTE MANAGEMENT		
pg. 33	Franchise fee payment – November 2015		<b>\$1,382.17</b>

**2. Bills, Invoices, Payments**

pg. 38	A. WOOD RODGERS		
	Well Site Suitability & Design Progress Payment – Invoice #97048	\$65,436.90	
	Progress Payment – Invoice #97548	\$3,683.60	
	Well 5 & 12 Assessments & Design Progress Payment – Invoice #97049	\$1,820.00	
	Progress Payment – Invoice #97549	<u>\$890.00</u>	
	TOTAL		<b>\$71,830.50</b>

**CONSENT CALENDAR:**

**NOTES:**

**2. Bills, Invoices, Payments, continued:**

	B. STANTEC		
pg. 42	3 <sup>rd</sup> Quarter 2015 Ground Water Monitoring– Invoice #989127	\$1,814.50	
	On-call Services – Invoice #989131	\$802.00	
	Permit Assistance – Invoice #989133	<u>\$471.00</u>	
	TOTAL		<b>\$3,087.50</b>
	C. GOODWIN CONSULTING GROUP, INC.		
pg. 45	North Pointe Specific Plan		<b>\$4,076.25</b>
	Public Facilities Financing Plan		
	D. SAN JOAQUIN REGIONAL TRANSIT DISTRICT		
pg. 46	Blossom Express Driver		
	October Invoice #AR109187	\$2,588.21	
	November Invoice #AR109231	<u>\$1,735.02</u>	
	TOTAL		<b>\$4,323.23</b>
	E. PADILLA AND ASSOCIATES		
pg. 48	Main Street Phase II Project		<b>\$250.00</b>
	Progress Payment – Invoice #13-999-02RI		
	F. ASSOCIATED PENSION CONSULTANTS		
pg. 49	Professional Services – Invoice #8312		<b>\$4,622.50</b>
	G. PRICE PAIGE & COMPANY		
pg. 50	Audit Services		<b>\$1,010.00</b>
	Progress Payment – Invoice #9413		
	H. CENTRAL SAN JOAQUIN VALLEY RISK MANAGEMENT AUTHORITY		
pg. 51	Workers' Compensation Program	\$98,913.00	
	Liability Program	<u>\$36,660.00</u>	
	TOTAL		<b>\$135,573.00</b>
	I. DE NOVO PLANNING GROUP		
pg. 52	Ripon Housing Element		<b>\$2,700.00</b>
	Progress Payment – Invoice #1647		

**CONSENT CALENDAR:**

**NOTES:**

**2. Bills, Invoices, Payments, continued:**

pg. 53	J. TERPSTRA HENDERSON		
	General Matters	\$9,711.50	
	Inverness	\$750.00	
	North Pointe Specific Plan	\$343.75	
	Police Matters	\$3,357.00	
	J-M Manufacturing Co. et al.	\$502.50	
	<b>TOTAL</b>		<b>\$14,664.75</b>
	K. A.M. STEPHENS CONSTRUCTION CO.		
pg. 61	Jack Tone Park & Ride Lot Project		<b>\$5,989.20</b>
	Progress Payment – Invoice #7013		
	L. G.M. CONSTRUCTION & DEVELOPERS, INC.		
pg. 62	Water Meter Installation Project		<b>\$336,848.63</b>
	Progress Payment - Invoice #3694.4		
	M. MUNICIPAL FINANCIAL SERVICES		
pg. 63	Water, Wastewater, Garbage Revenue & Rate Studies		<b>\$1,650.00</b>
	Progress Payment – Invoice #201308-11		

**3. Resolutions**

pg. 69	A. RESOLUTION NO. 16-__		
	RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON ACCEPTING THE CITY OF RIPON FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR'S REPORT AND SINGLE AUDIT REPORT FOR THE YEAR ENDED JUNE 30, 2015	This resolution accepts the City of Ripon Financial Statements and Independent Auditor's Report and Single Audit Report for the year ended June 30, 2015, prepared by Price Paige & Company.	
pg. 135	B. RESOLUTION NO. 16-__		
	RESOLUTION OF THE CITY OF RIPON ACCEPTING THE CITY OF RIPON MONEY PURCHASE THRIFT PENSION PLAN FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR'S REPORT JUNE 30, 2015 and 2014	This resolution accepts the City of Ripon Money Purchase Thrift Pension Plan Financial Statements and Independent Auditor's Report June 30, 2015 and 2014, prepared by Price Paige & Company.	

**CONSENT CALENDAR**

**NOTES:**

**3. Resolutions, continued:**

pg. 149 C. RESOLUTION NO. 16-\_\_  
RESOLUTION OF THE CITY  
COUNCIL OF THE CITY  
OF RIPON APPROVING THE  
ANNUAL TRANSPORTATION  
CLAIM AND ATTACHMENTS  
THERETO AND AUTHORIZING  
THEIR SUBMISSION TO THE  
SAN JOAQUIN COUNTY  
COUNCIL OF GOVERNMENTS  
FOR THE 2015-2016 FISCAL YEAR  
OF THE CITY OF RIPON

This resolution accepts the City of Ripon approving the Annual Transportation Claim and Attachments and Authorizing their submission to the San Joaquin County Council of Governments for the 2015-2016 Fiscal Year.

pg. 170 D. RESOLUTION NO. 16-\_\_  
A RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
NAMING THE RIPON BULLETIN  
AS THE OFFICIAL NEWSPAPER  
FOR PUBLICATION OF LEGAL  
ADVERTISEMENTS FOR THE  
CITY OF RIPON

This is a resolution naming the Ripon Bulletin as the official newspaper for publication of legal advertisements for the City of Ripon.

pg. 171 E. RESOLUTION NO. 16-\_\_  
A RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
CERTIFYING COUNCIL  
COMMITTEE APPOINTMENTS  
TO STANDING COMMITTEES  
AND TASK FORCES

This resolution approves Council Committee Appointments.

**4. Miscellaneous Items**

pg. 175 A. CENTRAL IRRIGATION CONTROL SYSTEM

Approve the first phase purchase of the Weather Trak Central Irrigation Control System from HydroPoint.

**CONSENT CALENDAR**

**NOTES:**

**4. Miscellaneous Items, continued:**

**B. GARBAGE TRUCK PURCHASE**

pg. 176

Approve the purchase of two used garbage trucks from the City of Manteca.  
Cost: \$20,000.00

**C. POTENTIAL FUTURE MULTI-MODEL SITE APPRAISAL**

pg. 178

Accept the proposal for appraisal services from Cogdill + Associates, Inc. for several properties located in Ripon.  
Cost: \$6,000.00

**D. AMENDMENT AND RESTATEMENT OF 457 PLAN**

pg. 181

Authorize the Mayor to sign the adopting resolution and Adoption Agreement for the City of Ripon's 457 (b) Plan with Security Benefits.

**E. A.M. STEPHENS CONSTRUCTION COMPANY, INC.**

pg. 233

**Jack Tone Park & Ride Lot Project**

Accept the work completed by A.M. Construction Company, Inc. and authorize the filing of a Notice of Completion with retention (\$33,249.00) to be paid 35 days after recording of notice.

**F. AMERICAN PAVEMENT SYSTEMS, INC.**

pg. 237

**Asphalt Rubber Cape Seal Project**

Accept the work completed by American Pavement Systems, Inc. and authorize the filing of a Notice of Completion with retention (\$52,969.09) to be paid 35 days after recording of notice.

**\*End of Consent Calendar\***

**5. ORDINANCES**

**NOTES:**

*Second Reading and Adoption*

pg. 240

A. ORDINANCE NO. \_\_\_

AN ORDINANCE OF THE CITY OF RIPON ADDING CHAPTER 16.184 TO THE RIPON MUNICIPAL CODE RELATING TO DONATION/COLLECTION BINS

This ordinance adds Chapter 16.184 to the Ripon Municipal Code relating to Donation/Collection Bins.

*First Reading and Introduction*

pg. 244

B. ORDINANCE NO. \_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON REPEALING SECTION 10.40.380 OF THE RIPON MUNICIPAL CODE AND ADDING CHAPTER 10.58 OF THE RIPON MUNICIPAL CODE.

This ordinance repeals section 10.40.380 of the Ripon Municipal Code and adds Chapter 10.58, titled Residential Permit Parking Program.

*First Reading and Introduction*

pg. 256

C. ORDINANCE NO. \_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON AMENDING CHAPTER 9.28 OF THE RIPON MUNICIPAL CODE.

This ordinance amends Chapter 9.28 of the Ripon Municipal Code, titled Fireworks.

*First Reading and Introduction*

pg. 262

D. ORDINANCE NO. \_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON ADDING SECTION 9.23.135 OF THE RIPON MUNICIPAL CODE

This ordinance amends Chapter 9.23 of Title 9 of the Ripon Municipal Code and adds Section 9.23.135, titled Fires Within City Parks.

*Adoption of Urgency Ordinance*

pg. 265

E. ORDINANCE NO. \_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON, CALIFORNIA, REPEALING PRIOR CHAPTER 8.24 OF THE RIPON MUNICIPAL CODE AND ADOPTING A NEW CHAPTER 8.24 IMPOSING AN EXPRESS BAN ON MARIJUANA CULTIVATION AND PROCESSING IN THE CITY

This ordinance repeals Chapter 8.24 of the Ripon Municipal Code and adopts a new Chapter 8.24. Imposing an express ban on marijuana cultivation and processing in the City.

**6. DISCUSSION ITEMS**

**NOTES:**

pg. 275	A. RUSD JOINT USE AGREEMENT <i>Discussion/Action</i>	Approve the Memorandum of Understanding between the City and Ripon Unified School District for the shared use of certain facilities and authorize the Mayor to sign.
pg. 280	B. RIPON FIREWORKS SHOW Ripon Chamber of Commerce <i>Discussion/Action</i>	City Council to consider transferring the primary responsibility to plan and coordinate the Ripon fireworks show to the Chamber of Commerce.
pg. 282	C. AFFORDABLE HOUSING <i>Discussion/Action</i>	Staff is seeking approval from the City Council regarding moving forward with amending the City's Below Market Rate ordinance.
pg. 285	D. ENGINEERING AND TRAFFIC STUDY <i>Discussion/Action</i>	Approve the 2015 Engineering and Traffic Survey and direct staff to bring forward an amended ordinance to Chapter 10.10.060, titled Speed Limits Established on the Basis of Traffic and Engineering Survey in the Ripon Municipal Code.
pg. 664	E. SGMA UPDATE <i>Discussion/No Action</i>	Staff to provide an update regarding the formation of the Groundwater Sustainability Agency as required by the Sustainable Groundwater Management Act of 2014.
pg. 665	F. SAN JOAQUIN ONE VOICE ADVOCACY TRIP - 2016 2016 One Voice Projects: 1.) <u>Regional Project</u> – Ripon Multi- Modal Station 2.) <u>Local Project</u> – SSJID Surface Water Supply 3.) <u>Endorsement</u> – RCAF Stadium Project  <i>Discussion/Action</i>	The City of Ripon may submit one regional transportation project and one local project (transportation or otherwise) for the One Voice 2016 trip. If City Council would like to submit the same projects as last year, Staff recommends the City Council authorize the Mayor to sign the local jurisdiction endorsement for each project.  Additionally, City Council to consider designating a City representative(s) to attend the 2016 One Voice trip.

**REPORTS**

**Department Heads:**

**City Council:**

**SUCCESSOR AGENCY:**

**CLOSED SESSION:**

**PUBLIC COMMENT** – This time is provided for the public to address the City Council on closed session matters. If anyone wishes to speak, upon being recognized, please come forward to the podium and state your name and address before proceeding into your comments.

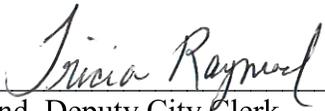
**IN THE MATTER OF:**

- 1. CONFERENCE WITH LEGAL COUNSEL** – Anticipated Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: 1 case.

Adjournment:

Time:

*I hereby certify the attached City Council agenda was posted 72 hours before the noted meeting:*

  
\_\_\_\_\_  
Tricia Raymond, Deputy City Clerk

January 6, 2016  
Date

---

# Ripon City Council Minutes

---

TUESDAY, DECEMBER 8, 2015

**REGULAR MEETING**

**6:00 P.M.**

**PLEDGE OF ALLEGIANCE:** The meeting was called to order at 6:00 p.m. with Council Member Michael Restuccia leading in the Pledge of Allegiance to the Flag.

**INVOCATION:**

**ROLL CALL:** Council Members Mark Winchell, Michael Restuccia, Dean Uecker, Jake Parks, Leo Zuber.

**COUNCIL REORGANIZATION:** Per Ordinance No. 800, RMC Section 2.04.020(A) *Mayoral Selection*, Council Members shall be seated as follows:

Seat 1	Mayor	Jake Parks
Seat 2	Vice Mayor	Dean Uecker
Seat 3	Council Member	Michael Restuccia
Seat 4	Council Member	Mark Winchell
Seat 5	Council Member	Leo Zuber

*(Per Ordinance No. 800, the designated Mayor and Vice Mayor must be queried to accept or decline the positions.)*

City Clerk Roos handled Council reorganization. She asked Jake Parks if he accepted the position of Mayor.

Parks accepted the position of Mayor.

Roos asked Dean Uecker if he accepted the position of Vice Mayor.

Uecker accepted the position of Vice Mayor.

Council Members Michael Restuccia (Seat 3), Mark Winchell (Seat 4), and Leo Zuber (Seat 5) were seated in their appropriate seats.

The meeting was handed over to Mayor Parks.

**OTHERS PRESENT:** City Administrator Kevin Werner, City Attorney Tom Terpstra, Planning Director Ken Zuidervaart, Recreation Director Kye Stevens, Director of Public Works Ted Johnston, Police Chief Ed Ormonde, City Clerk Lisa Roos, Deputy City Clerk Tricia Raymond, Information Systems Technician Dan Brannon, Damian Tollison, Jaime Fountain, Bryan Cosper, Ambar Cosper, Andria Martin, Bob Martin, Karen Vogel, Dan Vogel, Lucas B., Michael B., Lance Boullion, Devin Corso, Glenn G., Lou L., William Moulyn, Jean Moulyn, Lex Cornell, Gariel Calco, Stephanie Retensky, Helen Caetano, Phil M., Sammy S., Julie Barcelos, Victor De La O., Claire Luis, Ward Schemper, Darnay Mach, Connie Placido, Mark Smith, Jonathan Soto, Gaynl Trotter, Rod Lowe, Phil Parks, Mark Wilbur, John Mangelos.

**PUBLIC DISCUSSION:** No one from the public wished to speak at this time.

**APPROVAL OF MINUTES:** MOTION: MOVED/SECONDED (RESTUCCIA,ZUBER) AND CARRIED BY A 5-0 VOTE TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING ON NOVEMBER 10, 2015.

**APPROVAL OF AGENDA AS POSTED (OR AMENDED):**

City Attorney Terpstra said staff needs to evaluate some language on Item 3B and requested it come back for approval at a future City Council meeting.

Jerry Sonke said he would like to discuss the ordinance with staff.

**MOTION:** MOVED/SECONDED (RESTUCCIA,UECKER) AND CARRIED BY A 5-0 VOTE TO APPROVE THE AGENDA AS AMENDED.

**CONSENT CALENDAR**

**NOTES:**

**1. Income**

A. STATE OF CALIFORNIA

Retail Sales Tax	<b>\$232,900.00</b>
(November 2014 \$212,100.00)	
Highway User Tax	<b>\$30,475.91</b>
(November 2014 \$57,295.81)	

B. WASTE MANAGEMENT

Franchise fee payment – October 2015	<b>\$1,382.17</b>
--------------------------------------	-------------------

C. T-MOBILE

Cell Tower Lease	<b>\$875.61</b>
------------------	-----------------

D. CHARTER COMMUNICATIONS

Franchise Fee (July – September 2015)	<b>\$19,839.16</b>
---------------------------------------	--------------------

**2. Bills, Invoices, Payments**

A. PRICE PAIGE & COMPANY

Audit Services	<b>\$4,530.00</b>
Progress Payment – Invoice #9272	

B. GOODWIN CONSULTING GROUP

North Pointe Specific Plan	<b>\$7,175.00</b>
Progress Payment – Invoice #8274	

**CONSENT CALENDAR**

**NOTES:**

**2. Bills, Invoices, Payments, continued:**

C. TERPSTRA HENDERSON

General Matters	\$14,940.25
Inverness	\$562.50
North Pointe Specific Plan	\$412.50
Police Matters	\$3,454.90
J-M Manufacturing Co. et al.	<u>\$70.00</u>

TOTAL **\$19,440.15**

D. G.M. CONSTRUCTION & DEVELOPERS, INC.

Water Meter Installation Project Progress Payment – Invoice #3694.3	<b>\$369,287.80</b>
--	---------------------

E. NEIL O. ANDERSON

Asphalt Rubber Cape Seal Project Progress Payment – Invoice #T694326	<b>\$3,070.00</b>
---	-------------------

F. WGR SOUTHWEST, INC.

City Stormwater Permit Assistance Progress Payment – Invoice #17273	<b>\$336.00</b>
--	-----------------

G. NATIONAL METER & AUTOMATION, INC.

Water Meter Installation Project Progress Payment – Invoice #S1064420.014	\$40,251.06
Invoice #S1064420.018	\$117,158.40
Invoice #S1064427.007	\$61,746.30
Invoice #S1064420.020	\$121,063.68
Invoice #S1064427.009	<u>\$777.60</u>

TOTAL **\$340,997.04**

**CONSENT CALENDAR**

**NOTES:**

**3. Miscellaneous Items**

A. NORTH POINTE SPECIFIC PLAN

Change Order No. 1

Approve Change Order No. 1 for Goodwin Consulting Group in the preparation of the North Pointe Specific Plan implementation program and financing plan.  
Cost: \$5,000.00

*Second Reading and Adoption*

B. ORDINANCE NO. 828

*Item 3B was tabled*

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON ADDING CHAPTER 16.184 TO THE RIPON MUNICIPAL CODE RELATING TO DONATION/COLLECTION BINS

This ordinance adds Chapter 16.184 to the Ripon Municipal Code relating to Donation/Collection Bins.

*Second Reading and Adoption*

C. ORDINANCE NO. 829

AN ORDINANCE OF THE CITY OF RIPON REZONING CERTAIN REAL PROPERTY IN THE CITY OF RIPON

This ordinance amends the General Plan Land Use designation from RC (Regional Commercial) to VHD (Very High Density Residential) and rezones the property from C2R (Regional Commercial) to R4U (Multiple Family Residential Urban) located at 1705 N. Jack Tone Road  
APN: 228-110-06

*Second Reading and Adoption*

D. ORDINANCE NO. 830

AN ORDINANCE OF THE CITY OF RIPON REZONING CERTAIN REAL PROPERTY IN THE CITY OF RIPON

This ordinance rezones the properties located at 300 E. Milgeo Road, 771 John Roos Avenue, and 253 Idaho Street from UR (Urban Reserve) to R1 (Single Family Residential)  
APN: 261-200-27, 261-200-25, 261-190-12

## CONSENT CALENDAR

## NOTES:

### 3. **Miscellaneous Items**

*Second Reading and Adoption*

E. ORDINANCE NO. 831

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON AMENDING CHAPTER 9.10 OF THE RIPON MUNICIPAL CODE	This ordinance amends Chapter 9.10 of the Ripon Municipal Code dealing with Medical Marijuana Dispensaries.
--	---

**\*End of Consent Calendar\***

**MOTION:** MOVED/SECONDED (ZUBER,RESTUCCIA) AND CARRIED BY A 5-0 VOTE TO APPROVE THE CONSENT CALENDAR AS AMENDED.

### Discussion on Item 3B

This item will be brought back for a second reading and adoption at a future City Council meeting.

### 4. **PUBLIC HEARINGS**

### **NOTES:**

*Council will take action on the following items at the conclusion of each Public Hearing.*

A. ESTABLISH NEW WATER, SEWER, AND GARBAGE RATES FOR 2016-2020

This is a public hearing to take written and oral comments and consider all Protest Ballots against the proposed rate increases to the water, sewer, and garbage rates for 2016-2020.

**All protest ballots must be received prior to the close of the public hearing to be considered valid.**

City Administrator Werner said tonight's Public Hearing concludes the Proposition 218 process which allows for public discussion and protest against the proposed rate increases to the water, sewer, and garbage rates for the next five years. In order for residents to successfully protest the rate increase, 2,525 ballots need to be received by the end of the Public Hearing. The new water, sewer, and garbage rates, if adopted, will go into effect on or after February 2016. The City engaged a consultant to examine current and projected water, sewer, and garbage revenue needs.

Consultant Tom Pavletic with Municipal Financial Services presented a PowerPoint on the process which was followed to establish the new water, sewer, and garbage rates for 2016-2020. Pavletic said the proposed rate increases are necessary to cover rising costs associated with maintenance, expenditures, and keeping a fund balance. Pavletic shared slides for each enterprise and shared how the rates currently look at the residential and commercial level and how they will look in the next five years. The goal is to have identical water rate payments for the same amount of use, which is not occurring now.

## **PUBLIC HEARING OPENED**

Ward Schemper said he understands the need for rate increases for a growing community, but his issue is with commercial rates and his meter size. Schemper is looking at a \$6,000.00 increase even if he used nothing due to the meter size. Schemper said he hopes the City will look at his situation and come up with a plan since his property was not sized appropriately.

Resident – Mike Hoffa asked if ballots did not have an APN# on them would they be counted in tonight's Public Hearing.

City Attorney Terpstra said for tonight's issue the Council will accept address only on ballots.

## **PUBLIC HEARING CLOSED**

Werner said Schemper's property is a unique situation and the City looked at other commercial properties that might fit the same criteria and there were less than 12. The City is going to work with these individuals to reduce their meter size if desired. The property owners can pay to reduce the meter size and the city will provide the meters, if, after evaluating the property, it makes sense.

Council Member Restuccia asked if you could lower the rates for a business like Schemper's to a 2 inch rate even though the meter is larger.

Werner said the customer is paying for the capacity available. Water usage and availability are the two components of these fees.

Council Member Zuber said besides there being two components to how we charge, there are two components of the water system. The city has to have the amount of water on hand that can be used in full capacity at any given time and the system to operate it. Zuber said 95% of the cost of operation is the fixed cost of operating the system. Zuber said even if water is being saved we can't lose focus on the need to provide water to everyone, whether they use it or not.

Zuber asked Tom Pavletic if the city has to stick to the 5 year plan. Can the city see how things are going year to year and adjust the pricing accordingly?

Werner said yes, every year operating funds are evaluated and Tom Pavletic will provide a report with how to proceed with future rate increases.

City Clerk Roos said at this time in order to oppose the rate changes there would need to be 2,525 protest ballots and there are under 500.

**MOTION: MOVED/SECONDED (RESTUCCIA,ZUBER) AND CARRIED BY A 5-0 VOTE TO ACCEPT THE CLERKS TALLY AND AUTHORIZE THE NEW WATER, SEWER, AND GARBAGE RATES.**

## B. ANNUAL REVIEW OF DEVELOPMENT AGREEMENTS

Orchard View Subdivision  
Cornerstone II  
Lopez Subdivision  
Alexandra Place  
Franklin Lane  
Colony Plaza  
Ripon Crossing  
Gil Plaza  
Calvary Reformed Church Master Plan

A public hearing for annual review of current development agreements by the City Council to determine whether or not there has been compliance in good faith with the terms and conditions therein, and accept the written report from the Planning Commission on its determination of the Development Agreements.

**Action:** Should the City Council agree with the Planning Commission's recommendation, the following motion would be appropriate:  
"The City Council accepts this staff report as the written report from the Planning Commission that there has been compliance in good faith, with the terms and conditions of each perspective Development Agreement."

Director of Planning Zuidervaart said pursuant to provisions of Section 65865.1 of the California State Government Code, and Section 16.60.060 of the Ripon Municipal Code, the Planning Commission shall conduct a review of all current Development Agreements for compliance with the terms and conditions therein on an annual basis. The Planning Commission held a Public Hearing on November 3, 2015 where they determined that all current Development Agreements are in compliance. At that time no one from the public came forward to make any comments, so the attached staff report serves as the Planning Commission's written report to the City Council on this matter. Zuidervaart said there are 52 Development Agreements on the master list of which 9 are considered still active. Staff has reviewed the indicated active agreements and has determined that all proponents have generally made a good faith effort to comply with the terms of the agreements.

### **PUBLIC HEARING OPENED**

No one from the public wished to speak at this time.

### **PUBLIC HEARING CLOSED**

**MOTION:** MOVED/SECONDED (RESTUCCIA, WINCHELL) AND CARRIED BY A 5-0 VOTE TO ACCEPT THE PLANNING COMMISSION'S REPORT THAT THERE HAS BEEN COMPLIANCE IN GOOD FAITH WITH THE TERMS AND CONDITIONS OF EACH DEVELOPMENT AGREEMENT.

**5. RESOLUTIONS**

**NOTES:**

A. RESOLUTION NO. 15-\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON AUTHORIZING CITY STAFF TO RETAIN CONSULTANTS FOR THE PROCESSING OF THE PROPOSED “INVERNESS” ANNEXATION

This resolution (1) authorizes City Staff to retain consultants for the processing of the proposed “Inverness” Annexation, and (2) defines the sequence for processing the necessary land use entitlements.

Planning Director Zuidervaart said this resolution authorizes City Staff to retain consultants for the processing of the proposed “Inverness” Annexation and defines the sequence for processing the necessary land use entitlements. Staff went thought the process and key elements for this project at a workshop on November 4, 2015.

Zuidervaart said he received a request from the Developer to postpone this item.

**MOTION:** MOVED/SECONDED (RESTUCCIA,WINCHELL) AND CARRIED BY A 5-0 VOTE TO MOVE THIS RESOLUTION TO THE JANUARY 12, 2016 MEETING.

**6. DISCUSSION ITEMS**

**NOTES:**

A. TPR LEASE AGREEMENT

*Discussion/Action*

Authorize the Mayor to sign the agreement for the lease and operation of Baseball Fields, Concession Stand and Batting Cages between the City of Ripon and TPR Baseball.

Recreation Director Stevens said the City of Ripon and TPR Baseball have worked closely together over the last few years and initially had agreed to the lease of four softball fields and two baseball fields located at Mistlin Park for the period of July 1, 2015 to December 31, 2015. Separately from this lease, the City had separate agreements for the sale of concessions and the use of the batting cages. Staff has prepared a new lease, which combines various arrangements between the City and TPR Baseball into a single agreement, which includes: lease term of 5 years, field lease of \$15,000.00 per month with a \$2,000.00 reduction for the months of December thru February; with rent being indexed annually starting in 2017to reflect any increase in the Consumer Price Index, 20% of concession gross receipts, 50% of batting cage gross receipts, and City Designated Use at no cost for City special events.

Council Member Restuccia asked which Consumer Price Index we were using.

Stevens said it stated in the agreement as the Bay Area.

Council Member Zuber said he has concerns with the Insurance section. If something goes wrong there will be a lawsuit. Zuber wants to make sure the principles agree on coverage limits.

Stevens said TPR Baseball is the primary insurance holder at a 3 million dollar premium with the City as an additional insured. This is the same process used with facility rentals.

Stevens said he would contact Risk Management and make sure the coverage is enough.

**MOTION:** MOVED/SECONDED (ZUBER, RESTUCCIA) AND CARRIED BY 5-0 VOTE TO SIGN THE AGREEMENT FOR THE LEASE OF OPERATION OF BASEBALL FIELDS, CONCESSION STAND AND BATTING CAGES BETWEEN THE CITY OF RIPON AND TPR BASEBALL WITH CLARIFICATION OF THE INSURANCE COVERAGE PROVIDED BY TPR BASEBALL AND THE CITY.

## B. RESIDENTIAL PARKING PERMIT PROGRAM

### *Discussion/Action*

Request for City Council discussion on the possible implementation of a Residential Parking Permit Program ordinance that would restrict parking in residential neighborhoods.

Chief Ormonde is requesting City Council discussion on the possible implementation of a Residential Parking Permit Program ordinance that would restrict parking in residential neighborhoods. An ordinance would include an application to the program, a parking study of the designated area, a voting component involving the residences of the designated area, and issuance of parking permits. All parties involved in this process must meet to designate or annex a residential street into this program.

Ormonde said there is currently a Ripon Municipal Code (10.40.380) that specifically prohibits parking permits.

Council Member Winchell asked where there is a concern for parking permits.

Ormonde said there are two neighborhoods in town that are affected by high traffic, congestion, and other issues. Both neighborhoods are close to river access. Ormonde said his team can help elevate social issues, but cannot limit access. Neighborhood groups have contacted the City and would like to see if this program is a solution.

Council Member Restuccia said this is a problem worth looking into.

Ormonde said there will be a process and buy-in from the community needed for this program to work.

Mayor Parks said he agrees with finding a solution, but would like to see alternatives for parking in these areas.

Council Member Zuber said this was attempted in the past, but residents realized it imposed restrictions on their lives when it came to parking availability for their own events. Zuber said residents need to realize it's a two way street when creating this program.

**MOTION:** MOVED/SECONDED (ZUBER, UECKER) AND CARRIED BY A 5-0 VOTE FOR STAFF TO PROCEED WITH STEPS TO IMPLEMENT A RESIDENTIAL PARKING PERMIT PROGRAM.

### C. AFFORDABLE HOUSING

#### *Discussion/Action*

Staff is seeking direction from the City Council regarding moving forward with amending the City's Below Market Rate ordinance.

Planning Director Zuidervaart said in an effort to comply with Redevelopment Law and the State of California's Regional Housing Needs Allocations (RHNA), the City developed and managed two successful affordable housing programs within the City of Ripon, from 1995 to 2011. In 1995, the City developed the GAP loan program, which was offered to first-time income qualified homebuyers as a down payment assistance program. This program was funded by the Ripon Redevelopment Agency Low and Moderate Set-aside funds. This program operated from 1995 to 2011, when the Redevelopment Agency that provided funding for the program was shut down by the State. During the loan program term the City was able to assist 100 residents with down payment assistance.

Zuidervaart said the city adopted the Below Market Rate Housing (BMR) Program in another effort to provide affordable housing opportunities for all segments of the Community, and for the Community to meet its fair share of regional housing needs, which is still mandated by the State of California. Since its inception the BMR program was very successful in providing affordable house in the community, especially during the years of 2001 to 2007 when housing prices were escalating much faster than individual incomes. The program required that a residential development project with more than ten (10) units build 10% of their project as affordable units marketed to very low, low and moderate income qualified homebuyers. For projects with less than (10) units, they would be required to pay an affordable housing in-lieu fee. This program operated from 2001 to 2011, when it was temporally suspended due to lower home prices during recession.

Zuidervaart said in August the City Council voted unanimously to rescind the ordinance that suspended our BMR program, essentially re-instating our previous affordable housing requirements. At the July City Council meeting, staff was asked to put together an ad-hoc committee to address changes and amendments to the City of Ripon's affordable housing program as well as review and recommend on a growth cap. Since the July meeting the ad-hoc committee has been meeting to discuss affordable housing issues and how the City should address this need.

Zuidervaart presented multiple slides relevant to the staff report recommending amendments to the Below Market Rate Housing ordinance which would benefit builders and the community.

Developer - Mark Wilbur asked the Council to not vote on the recommendations before them and allow for builders and Staff to meet again to come up with better solutions. Wilbur said he agrees there needs to be affordable housing, but believes the program being introduced is beyond anyone's capabilities.

Resident John Mangelos said if the recommendations presented tonight were approved it would derail a project he has been working on for over three years. Mangelos requested the North Pointe Specific Plan and fee schedule be finalized before approving the Affordable Housing Plan. Mangelos said he's not sure if it's true, but read the city was over six million dollars in arrears and maybe this was a measure to stop building. Mangelos said he would like to see more builders on the Affordable Housing Committee, because if the builders can't build then there will be no affordable housing.

Council Member Zuber wanted to touch on the article that stated Ripon had a deficit. Zuber said the person who wrote that article was not at the meeting and misunderstood a conversation that was had about borrowed funds. The City has no financial issues. Zuber said in regards to the Affordable

Housing Plan part of him doesn't want to hold off a month to approve, but another part of him knows there is a problem with affordable housing in town and he wants to see solutions.

Land Owner – Jonathan Hoff said he owns land in the North Pointe Plan and asked Council to continue finding a solution for Affordable Housing. Hoff said the longer it takes it impacts the value of the land owners.

Builder - Rod Lowe said he would like to see this item put off another month. Lowe said this is an economic issue and when this was first mandated there were no issues, but now that we are in a market driven valley it's hard to hit the market with affordable housing. A flat market does not allow a builder to absorb per door fees. Lowe would appreciate the opportunity to get involved with the committee and find solutions that work.

Council Member Restuccia said the committee tried to put a plan together with input from Wilbur. Restuccia said he wants to hear solutions, not that it can't be done.

Mayor Parks said the goal is to maintain the quality of life in Ripon. Parks said there needs to be collaboration and solutions or there will be no building.

Zuber requested that the builders get together and come up with solutions to present to the committee and then bring this item back in the next 60 days.

Council was in agreement to hold another meeting with solutions brought forward from builders in the next month. This item will come back at a future City Council meeting.

**MOTION:** MOVED/SECONDED (WINCHELL,UECKER) TO HAVE THE AFFORDABLE HOUSING COMMITTEE MEET WITH THE BUILDERS TO FIND SOLUTIONS AND BRING BACK A PLAN TO A FUTURE CITY COUNCIL MEETING.

#### D. WATER CONSERVATION

*Discussion/No Action*

Staff to report on the City's Water Conservation Program. Staff to also provide information on the Badger Meter online water use monitoring tools for residents.

Public Works Director Johnston said since the City modified watering days to once a week the Water Conservation Coordinator and his team have delivered flyers to each household informing them of the new requirement. Johnston said in November 117 door hangers were placed on non-compliant homes, 76 personal contacts were made, and 32 penalties were written.

Johnston said his team continues to patrol for water violators and have started performing inside home water audits for residents to assist with water use reduction.

Johnston shared a chart tracking water reduction from June to present. In November water use dropped to 34.2% which is good and he hopes the trend can continue. In October several cities had difficulty meeting reductions.

Council Member Zuber asked how the meter installation project was going and if newly installed meters were operating.

Engineering Supervisor Pease said 940 water meters have been installed to date and estimates everyone to be on meters by May 1, 2016. Pease said the meters that were installed in October, should be billed in January.

Clerk Roos introduced the Badger Water Meter online tool that can be used by residents who sign-up to view their water usage. The online website helps users track anything from daily usage to leaks.

Zuber asked if the City couldn't monitor individual and commercial use in hopes of creating baselines and educating the community.

Roos said once the system is set up and all residents are on a meter the City can monitor usage and help notify residents if there are issues.

Council Member Restuccia asked if the site is public information.

City Attorney Terpstra said it will follow state rules and he is looking at how to control public records.

Dan Vogol a Ripon Resident said he works at the Cheasepeake Community and shared that meters have leak detector dials on them that can be read by residents. If some information was put out to teach residents how to read their meters it might be helpful.

#### E. COUNCIL COMMITTEES AND TASK FORCES

Mayor Parks to discuss Council Committee and Task Force appointments.

Mayor Parks asked Council to rank the committees and task forces they would like to hold a seat on. Parks passed out a packet and asked Council to return them by December 21, 2015 for review and at a future meeting a resolution with appointments will be brought to Council for approval.

## **REPORTS**

**Department Heads:** Public Works Director Johnston said the Governor signed AB 1826 which requires businesses to recycle their organic waste on or after April 1, 2016. This law also requires that on or after January 1, 2016 all state jurisdictions implement an organic waste recycling program and survey and collect this data. Johnston said Public Works will be implementing a program and providing outreach to the community and businesses with the requirements.

Mayor Parks thanked former Mayor Zuber for his time and dedication as Mayor in 2015. Parks said Zuber set the standard high and he will be hard to follow.

There being no further business, the meeting adjourned at 9:05 p.m.

(Signed) Jake Parks  
Mayor

ATTEST:

(Signed) Tricia Raymond  
Deputy City Clerk

**CONSENT CALENDAR**

**Income**



# STATE OF CALIFORNIA

DIRECT DEPOSIT NUMBER

99922691

## DIRECT DEPOSIT ADVICE

1A

The amount printed on the face of this advice was transmitted to an account at bank 121101037 from the RETAIL SALES TAX

922691  
CITY TREASURER  
CITY OF RIPON  
259 N WILMA AVE  
RIPON CA  
95366-3028

12 | 24 | 15

DOLLARS	CENTS
\$***98478	.48

**NOT NEGOTIABLE**

39004

PAYEE IDENTIFICATION NUMBER(S)

When changing accounts or financial institutions, notify your retirement system or agency accounting office immediately. Do not close your old account until you have received your first payment in your new account.



**BETTY T. YEE**  
CALIFORNIA STATE CONTROLLER

### STATE OF CALIFORNIA - BOARD OF EQUALIZATION STATEMENT OF BRADLEY-BURNS LOCAL TAX DISTRIBUTION

39004	DATE: 12/16/2015	FOR THE PERIODS SHOWN BELOW
PAYEE: CITY TREASURER CITY OF RIPON		
NET COLLECTIONS	3rd Qtr 15	731,656.44
COUNTY AMT (CITY RATE	100.00%)	0.00
IN-LIEU AMT		0.00
-----		
TOTAL DUE	3rd Qtr 15	731,656.44
STATE TAX		182,914.11-
-----		
LOCAL TAX		548,742.33
PRIOR CREDITS		0.00
PRIOR ADVANCES	3rd Qtr 15	582,100.00-
ADJUSTED COST OF ADMIN		7,363.85-
-----		
BALANCE	3rd Qtr 15	40,721.52-
CURRENT ADVANCE	Oct 2015	139,200.00
-----		
TOTAL PAYMENT PER SECTION 7203.1		98,478.48

106-47360

**CONTROLLER OF CALIFORNIA, STATE OF CALIFORNIA**  
**P O BOX 942850, SACRAMENTO, CA 94250-0001**

**REMITTANCE ADVICE**

CLAIM SCHEDULE NUMBER: 1500202A  
 PAYMENT ISSUE DATE: 12/30/2015

**RIPON CITY TREASURER**  
 259 N WILMA AVE  
 RIPON CA 95366

Financial Activity

**Additional Description:**  
 Highway Users Tax

**HIGHWAY USERS TAX - Sections 2103, 2105, 2106 and 2107, Streets & Highways Code Fiscal Year: 2015**

**Collection Period:** 11/24/2015 **To** 12/23/2015

**Payment Calculations:**

Population for all Cities	32,266,775
City Population	14,922
HUT 2107 snow payment	0.00
<b>City Per Capita Amount for Section 2105</b>	<b>0.41572947</b>
<b>City Per Capita Amount for Section 2107</b>	<b>0.58294622</b>
<b>HUT 2107.5</b>	<b>\$0.00</b>
<b>HUT 2103</b>	<b>\$2,726.81</b>
<b>HUT 2105</b>	<b>\$6,203.52</b>
<b>HUT 2106</b>	<b>\$3,596.07</b>
<b>HUT 2107</b>	<b>\$8,698.72</b>
<b>Gross Claim</b>	<b>\$21,225.12</b>
<b>Net Claim / Payment Amount</b>	<b>\$21,225.12</b>
<b>YTD Amount:</b>	<b>\$169,070.69</b>

For assistance, please call: Nathalie Ortiz at (916) 324-1875

**REMITTANCE ADVICE**

STATE OF CALIFORNIA  
DOF

STD. 404C (REV. 4-95)

THE ENCLOSED WARRANT IS IN PAYMENT OF THE INVOICES SHOWN BELOW

DEPARTMENT NAME <b>COMMISSION ON POST</b>		ORG. CODE	INVOICE DATE	INVOICE NUMBER	INVOICE AMOUNT
DEPARTMENT ADDRESS <b>860 STILLWATER # 100, W SAC 95605</b>		CLAIM SCHED. NO. <b>0005313</b>	<b>REIMBURSEMENT FOR 11/2015</b>		
VENDOR <b>CITY OF RIPON C/O CHIEF OF POLICE  259 N. WILMA AVENUE RIPON CA 95366-</b>			<b>** TOTAL</b>		<b>\$164.31</b>
FEDERAL TAX ID NO. OR SSAN			RP TYPE	TAX YR	TOTAL REPORTED TO IRS
			TOTAL PAYMENT		
			<b>FISCAL YEAR 2015-2016</b>		

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - VIEW AT AN ANGLE



**STATE OF CALIFORNIA**

WARRANT NUMBER

**06-380113**

**H** THE TREASURER OF THE STATE WILL PAY OUT OF THE  
IDENTIFICATION NO.

FUND NO. FUND NAME  
**0268 PEACE OFFICERS TRAINING**

MO. DAY YR.  
**8120 11 30 2015**

90-1342/1211

**06380113**

TO:  
--- **380113**  
**CITY OF**  
**RIPON**

DOLLARS	CENTS
<b>\$*****164.31</b>	

*Betty T. Yee*  
**BETTY T. YEE**



CALIFORNIA STATE CONTROLLER

FORM 04-08 (2-97) CONTROLLERS WARRANT

⑈ 121113423⑈ 063801135⑈

CCATT HOLDINGS LLC  
2000 CORPORATE DRIVE  
CANONSBURG PA 15317  
724-416-2000

JPMorgan Chase Bank, N.A.  
DALLAS TX  
32-61/1110

1C

199914

NINE HUNDRED SIXTY EIGHT AND 73/100\*\*\*\*\*

DATE 01/01/16

\$\*\*\*\*\*968.73

Pay To The Order Of  
CITY OF RIPON  
259 W WILMA AVE  
RIPON CA 95366

750570

*Reat VP AND CONTROLLER*  
*Denise Grant, Asst Controller*

VOID AFTER 180 DAYS

⑈ 199914 ⑆ ⑆ ⑆ 1000614 ⑆ 581929721 ⑈

Check No 199914

Check Date 01/01/16

Stub 1 of 1

Description

Tower Lease #387779	01/01/16	845975	968.73	968.73
			<u>968.73</u>	<u>968.73</u>

SPRINT

Sprint

P.O. Box 63670

No. 13433004

DATE: 12/22/2015

VENDOR NAME CITY OF RIPON CA

VENDOR NO. 0000214439

1D

INVOICE NO.	INVOICE DATE	DESCRIPTION	DISC. AMOUNT	NET AMOUNT
SF07UB260RNT01011631	12/18/2015	010116-123116	0.00	8,357.88
		100-53051		
Please detach and retain this statement as your record of payment.			0.00	8,357.88

001375 1/1



THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

SPRINT

P.O. Box 63670  
Phoenix, AZ 85082-3670

Return Service Requested

Bank of America  
Bank Of America, N.A.  
Atlanta, DeKalb County, Georgia

64-1278  
611

No. 13433004

CHECK DATE  
12/22/2015

CHECK AMOUNT  
\$\*\*\*\*\*8,357.88

PAY

8,357 DOLLARS AND 88 CENTS

VOID IF NOT CASHED WITHIN 180 DAYS



TO THE  
ORDER  
OF

AB 01 001375 55876 E 16 A  
CITY OF RIPON CA  
259 N WILMA AVE  
RIPON, CA 95366-3028

Authorized Signature  
*John W.A. Prohaska*

Security features included. Details on back.



13433004 061112788 3299791352

1001375100



T-MOBILE USA, INC.  
 12920 SE 38TH STREET  
 BELLEVUE, WA 98006  
 (425) 378-4000

3238640  
 12/22/2015  
 2000038774

Invoice Number	Inv. Date	Description	Deductions	Voucher	Amount Paid
W426910370	12/17/2015	SC07837A CPI-Base Rent	0.00	1102364043	892.24

DO NOT ACCEPT THIS CHECK UNLESS THE FACE FADES FROM BLACK TO RED WITH LOGO IN BACKGROUND. THE BACK OF THIS DOCUMENT HAS HEAT-SENSITIVE INK THAT CHANGES FROM ORANGE TO YELLOW.



T-MOBILE USA, INC.  
 12920 SE 38th Street  
 Bellevue, WA 98006  
 (425) 378-4000

The Bank of New York Mellon  
 Pittsburgh, PA  
 60-160/433

3238640  
 12/22/2015  
 VID 2000038774

PAY **\$892.24**  
EIGHT NINE TWO CTS CTS

**\*\$892.24**

\*\*\*Eight Hundred Ninety Two Dollars And 24 Cents\*\*\*\*\*

To The Order Of  
**CITY OF RIPON**  
 259 N WILMA AVE  
 RIPON, CA 95366

VOID AFTER 180 DAYS  
 THIS CHECK CLEARS THROUGH POSITIVE PAY

*David [Signature]*



T-MOBILE USA, INC.  
 12920 SE 38TH STREET  
 BELLEVUE, WA 98006  
 (425) 378-4000

3220100 1E  
 11/19/2015  
 2000038774

Invoice Number	Inv. Date	Description	Deductions	Voucher	Amount Paid
W426910369	11/17/2015	SC07837A CPI-Base Rent	0.00	1102161132	875.61

DO NOT ACCEPT THIS CHECK UNLESS THE FACE FADES FROM BLACK TO RED WITH LOGO IN BACKGROUND. THE BACK OF THIS DOCUMENT HAS HEAT-SENSITIVE INK THAT CHANGES FROM ORANGE TO YELLOW



T-MOBILE USA, INC.  
 12920 SE 38th Street  
 Bellevue, WA 98006  
 (425) 378-4000

The Bank of New York Mellon  
 Pittsburgh, PA  
 60-160/433

3220100  
 11/19/2015  
 VID 2000038774

PAY **\$875.61**  
EIGHT SEVEN FIVE DOLLARS AND SIXTY ONE CENTS

**\*\$875.61**

\*\*\*Eight Hundred Seventy Five Dollars And 61 Cents\*\*\*\*\*

To  
 The  
 Order  
 Of  
**CITY OF RIPON**  
 259 N WILMA AVE  
 RIPON, CA 95366

VOID AFTER 180 DAYS  
 THIS CHECK CLEARS THROUGH POSITIVE PAY

*David Hunt*

0003220100 043301601 0138430



Waste Management  
P.O. Box 3027  
Houston, TX 77253

Check No. 0012411623

For inquiries, please call 1-866-834-2080, option 4.

1F

Doc Date	Invoice Number / Description	Original Amount	Discount Amount	Amount Paid
11/01/2015	HaulFee Ripon BU 51 Nov15 ATTACH ALL BACKUP HAULFEE RIPON BU 51 NOV15	1,382.17	0.00	1,382.17

Vendor Number 0000386801	Name City of Ripon			
-----------------------------	-----------------------	--	--	--

Check Number	Date	Total Amount	Discounts Taken	Total Paid Amount
0012411623	12/22/2015	\$1,382.17	\$0.00	\$1,382.17

THIS DOCUMENT HAS A COLORED BACKGROUND AND MICROPRINTING IN THE ENDORSEMENT SIGNATURE LINE. THE REVERSE SIDE OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK.



Waste Management  
P.O. Box 3027  
Houston, TX 77253

VE

**BANK OF AMERICA**  
COMMERCIAL DISBURSEMENT ACCOUNT  
NORTHBROOK, IL

CHECK NO

**0012411623**

70-2328 / 719



PAY EXACTLY

**\$1,382.17\*\*\***

VOID AFTER 90 DAYS

DATE: 12/22/2015

PAY EXACTLY

\*\*\*ONE THOUSAND THREE HUNDRED EIGHTY-TWO AND 17 / 100 DOLLAR\*\*\*

*Devina J Rankin*

AUTHORIZED SIGNATURE

MP

AUTHORIZED SIGNATURE

MP

TO THE  
ORDER  
OF

**CITY OF RIPON**  
259 N Wilma Ave  
Ripon, CA 95366

51  
219520

Attn: Danielle Wicklund  
Vendor#386801  
Address Code 01  
Location 01

**Waste Management**  
Stockton District  
City of Ripon Hauler Fee Schedule  
259 N Wilma Ave.  
Ripon, CA 95366  
For month of: November 2015

	Legacy System	Total
<b>Gross Rate Revenue</b>		
Residential	\$0.00	\$0.00
Commercial	\$6,882.91	\$5,091.08
Rolloff	\$23,328.23	\$12,186.10
<b>Total</b>	<b>\$17,277.18</b>	<b>\$17,277.18</b>

Franchise Fee Rate 8.0%

**Franchise Fee Payable**

Residential	\$0.00	\$0.00
Commercial	\$407.29	\$407.29
Rolloff	\$974.89	\$974.89
<b>Total</b>	<b>\$1,382.17</b>	<b>\$1,382.17</b>

*DW*

**Fujii, Derek**

---

**From:** Cox, Jeffrey  
**Sent:** Monday, December 21, 2015 2:05 PM  
**To:** Fujii, Derek  
**Subject:** RE: Franchise Fees - November

Confirmed.

---

**From:** Fujii, Derek  
**Sent:** Monday, December 21, 2015 9:42 AM  
**To:** Cox, Jeffrey  
**Subject:** Franchise Fees - November

Please approve:

- Stockton 171,203.68
- Lathrop 1,515.63
- Ripon 1,382.17

## EMERGENCY CHECK REQUEST FORM

 <p><b>WASTE MANAGEMENT SERVICE CENTER</b></p> <table border="1" style="margin-left: auto; margin-right: auto;"> <tr> <td style="text-align: center;">Processing Group</td> </tr> <tr> <td style="text-align: center;">West</td> </tr> </table> <p><b>NEW!</b> Fax Number: 877-834-0063</p>	Processing Group	West	<ul style="list-style-type: none"> <li>- Complete this form and fax it to the appropriate WMSC fax number as indicated below along with supporting documentation by 2 pm Central Time or next day payment.</li> <li>- If additional coding distribution lines are needed, please attach Coding Sheet/s (Sheet 2).</li> <li>- If the vendor listed on this Emergency Check Request Form is NOT already set up in PeopleSoft, use the Create Vendor E-form on the visor. Please list your E-ticket number in the appropriate field beside the vendor name and circle Remedy Ticket No.</li> <li>- If the vendor has been set up, please list the vendor number in the appropriate field beside the vendor name and circle Vendor No.</li> <li>- Incomplete or improper completion of this form will cause delays in processing.</li> <li>- For Capital invoices that require immediate payment, please see the Capital Invoice Priority Handling Form under the Asset Management section.</li> </ul>										
Processing Group													
West													
<b>Requestor Information</b>	<b>Business Unit (District) Information</b>												
Requestor's Name: <b>Danielle Wicklund</b> Date of Request: <b>12/21/15</b> Phone Number: <b>(916) 294-4064</b> Fax Number: <b>0</b> Email Address: <b>Dwicklun@wm.com</b>	BU Name: <b>WM of Sac/Nevada Admin</b> BU No.: <b>01170</b>												
	<b>Accounting Manager Information</b>												
	Name: <b>Kathy Ghormley</b> Phone No.: <b>916-294-4104</b>												
<b>Vendor Payment Information</b>													
Vendor Name: <b>City of Ripon</b>	Vendor No.: <b>386801</b>												
Location Code: <b>001</b> Address Code: <b>001</b> Invoice Date: <b>11/01/15</b> Invoice No.: <b>HaulFee Ripon BU 51 Nov15</b>													
Invoice Total: <b>\$1,382.17</b> Sales Tax on Invoice: <b>N/A</b> Freight Amount: <b>N/A</b>													
Separate Check: _____      Handling Code: <b>EV-AT</b> PO No. (if applicable): _____													
Payment Message: <b>ATTACH ALL BACKUP HaulFee Ripon BU 51 Nov15</b>													
<b>Description:</b> <b>HaulFee Ripon BU 51 Nov15</b>	<b>Gallons:</b> _____ <b>Ultimate Use Code:</b> <b>NTR</b>												
<b>Net of Tax Amt.:</b> <b>\$1,382.17</b> <b>SUT Dest:</b> <b>95670</b>	<small>Fuel Only</small> <b>GLBU:</b> <b>00051</b> <b>Product:</b> _____												
<b>GL Account No.:</b> <b>219920</b> <b>Project:</b> _____	<small>Sabrix</small> <b>Oper. Unit:</b> _____ <b>Dept ID:</b> _____												
<b>Description:</b> _____	<b>Gallons:</b> _____ <b>Ultimate Use Code:</b> _____												
<b>Net of Tax Amt.:</b> _____ <b>SUT Dest:</b> _____	<small>Fuel Only</small> <b>GLBU:</b> _____ <b>Product:</b> _____												
<b>GL Account No.:</b> _____ <b>Project:</b> _____	<small>Sabrix</small> <b>Oper. Unit:</b> _____ <b>Dept ID:</b> _____												
<b>Reason for Request (if Other provide reason)</b>													
<b>Government-Past Due Payments (i.e. Royalties &amp; Taxes)</b>	If other please provide reason below:												
(If Other, please attach the Policy/Procedure Variance Approval Form from location: <a href="http://wmvisor/wmvisor/content/PoliciesProcedures/05/02/Emergency_Check_Policy_DRAFT.doc">http://wmvisor/wmvisor/content/PoliciesProcedures/05/02/Emergency_Check_Policy_DRAFT.doc</a> )													
<b>Required Approval</b>													
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="background-color: #e0e0e0;"><b>Signature Approval</b></td> <td style="background-color: #e0e0e0;"><b>Title</b></td> <td style="background-color: #e0e0e0;"><b>Date</b></td> </tr> <tr> <td colspan="3">Approval stamp must be on request in order to process. See Emergency Check instructions to determine if approval signature is also required.</td> </tr> <tr> <td colspan="3" style="background-color: #e0e0e0;"><b>TERMS OVERRIDE APPROVAL</b></td> </tr> <tr> <td style="background-color: #e0e0e0;"><b>Signature Approval</b></td> <td style="background-color: #e0e0e0;"><b>Title</b></td> <td style="background-color: #e0e0e0;"><b>Date</b></td> </tr> </table>	<b>Signature Approval</b>	<b>Title</b>	<b>Date</b>	Approval stamp must be on request in order to process. See Emergency Check instructions to determine if approval signature is also required.			<b>TERMS OVERRIDE APPROVAL</b>			<b>Signature Approval</b>	<b>Title</b>	<b>Date</b>
<b>Signature Approval</b>	<b>Title</b>	<b>Date</b>											
Approval stamp must be on request in order to process. See Emergency Check instructions to determine if approval signature is also required.													
<b>TERMS OVERRIDE APPROVAL</b>													
<b>Signature Approval</b>	<b>Title</b>	<b>Date</b>											

**CONSENT CALENDAR**  
**Bills, Invoices, Payments**



**Invoice**

**WOOD RODGERS**  
ENGINEERING • PLANNING • MAPPING • SURVEYING

Remit to: 3301 C Street, Bldg. 100-B, Sacramento, CA 95816 Tel: 916.341.7760 Fax: 916.341.7767

City of Ripon  
Attn: Kevin Werner  
259 N. Wilma Ave  
Ripon, CA 95366

Invoice 97048  
Date 11/12/2015  
Client ID: 8.2713

Contract: 8558.002  
Ripon Well Site Assessmnt/Dsgn

For Services Provided Through October 31, 2015

**01.01.42 Data Rvw/Tst Hole/MWs T&M**

**Labor**

<u>Staff Type</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Principal Geologist II	16.00	220.00	3,520.00
Geologist III	16.00	140.00	2,240.00
Geologist I	51.75	120.00	6,210.00
Labor subtotal	83.75		11,970.00

**Consultant**

<u>Activity</u>	<u>Amount</u>
Consultants	44,694.93
Consultant subtotal	44,694.93

**03.01.42 Well Design Reports T&M**

**Labor**

<u>Staff Type</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Associate Geologist III	1.00	170.00	170.00
Associate Geologist I	6.00	150.00	900.00
Geologist III	30.50	140.00	4,270.00
Geologist I	25.75	120.00	3,090.00
Labor subtotal	63.25		8,430.00

**90.01.90 Reimbursables T&M**

**Reimbursable**

<u>Activity</u>	<u>Amount</u>
Postage/Delivery	7.48
Travel/Lodging/Meals	103.91
Mileage	230.58
Reimbursable subtotal	341.97

<b>Invoice Total</b>	<b>65,436.90</b>
----------------------	------------------

*JP 12-16-15*



**Invoice**

**WOOD RODGERS**  
ENGINEERING • PLANNING • MAPPING • SURVEYING

Remit to: 3301 C Street, Bldg. 100-B, Sacramento, CA 95816 Tel: 916.341.7760 Fax: 916.341.7767

City of Ripon  
Attn: Kevin Werner  
259 N. Wilma Ave  
Ripon, CA 95366

Invoice 97548  
Date 12/11/2015  
Client ID: 8.2713

Contract: 8558.002  
Ripon Well Site Assessmnt/Dsgn

For Services Provided Through November 30, 2015

**01.01.42 Data Rvw/Tst Hole/MWs T&M**

**Labor**

<u>Staff Type</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Principal Geologist II	1.50	220.00	330.00
Geologist I	1.00	120.00	120.00
Labor subtotal	2.50		450.00

**Consultant**

<u>Activity</u>	<u>Amount</u>
Consultants	963.60
Consultant subtotal	963.60

**03.01.42 Well Design Reports T&M**

**Labor**

<u>Staff Type</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Geologist III	16.00	140.00	2,240.00
Geologist I	0.25	120.00	30.00
Labor subtotal	16.25		2,270.00

<b>Invoice Total</b>	<b>3,683.60</b>
----------------------	-----------------

**Contract Summary**

Contract Amount	144,500.00
Invoiced to date	119,124.31
Fee remaining	25,375.69

*JF 12-23-15*



**Invoice**

**WOOD RODGERS**  
ENGINEERING • PLANNING • MAPPING • SURVEYING

Remit to: 3301 C Street, Bldg. 100-B, Sacramento, CA 95816 Tel: 916.341.7760 Fax: 916.341.7767

City of Ripon  
Attn: Kevin Werner  
259 N. Wilma Ave  
Ripon, CA 95366

Invoice 97049  
Date 11/12/2015  
Client ID: 8.2713

Contract: 8558.003  
Ripon Wells 5 & 12 Assessments

For Services Provided Through October 31, 2015

**01.01.42 Well Assessmnt & Recommend T&M**

**Labor**

<u>Staff Type</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Geologist III	9.00	140.00	1,260.00
Geologist I	1.00	120.00	120.00
Labor subtotal	10.00		1,380.00

**02.01.42 Work Plans & Bidding Svcs T&M**

**Labor**

<u>Staff Type</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Principal Geologist II	2.00	220.00	440.00
Labor subtotal	2.00		440.00

<b>Invoice Total</b>	<b>1,820.00</b>
----------------------	-----------------

**Contract Summary**

Contract Amount	55,000.00
Invoiced to date	9,320.00
Fee remaining	45,680.00

*J* 12-16-15  
Page 1 of 1



**Invoice**

**WOOD RODGERS**  
ENGINEERING • PLANNING • MAPPING • SURVEYING

Remit to: 3301 C Street, Bldg. 100-B, Sacramento, CA 95816 Tel: 916.341.7760 Fax: 916.341.7767

City of Ripon  
Attn: Kevin Werner  
259 N. Wilma Ave  
Ripon, CA 95366

Invoice 97549  
Date 12/11/2015  
Client ID: 8.2713

Contract: 8558.003  
Ripon Wells 5 & 12 Assessments

For Services Provided Through November 30, 2015

**01.01.42 Well Assessmnt & Recommend T&M**

**Labor**

<u>Staff Type</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Geologist III	5.50	140.00	770.00
Geologist I	1.00	120.00	120.00
Labor subtotal	6.50		890.00

**Invoice Total 890.00**

**Contract Summary**

Contract Amount	55,000.00
Invoiced to date	10,210.00
Fee remaining	44,790.00 x



INVOICE

**Invoice Number** 989127  
**Invoice Date** December 10, 2015  
**Customer Number** 84626  
**Project Number** 184030139

**Bill To**

City of Ripon  
 Kevin Werner  
 259 N Wilma Avenue  
 Ripon CA 95366  
 United States

*KW  
12/22/15*

**Please Remit To**

Stantec Consulting Services Inc. (SCSI)  
 13980 Collections Center Drive  
 Chicago IL 60693  
 United States  
 Federal Tax ID  
 11-2167170

---

**Project Description:** RIPN03-002 - City of Ripon GW Monitoring Reporting

**Stantec Project Manager:** Butler, Thomas W  
**Stantec Office Location:** Rocklin CA  
**Authorization No:** Change Order No. ~~5~~ 8  
**Authorization Date:** February 6, 2012  
**Authorization Amount:** ~~\$11,000.00~~ 28,000.00  
**Authorization Previously Billed:** \$3,724.50  
**Authorization Billed to Date:** ~~\$5,539.00~~  
**Current Invoice Due:** \$1,814.50  
**For Period Ending:** November 20, 2015

---

**Reporting Cycle:** 2015

Work completed this period involved completion of the third quarter 2015 groundwater monitoring report and initial fourth quarter report work.

Due on Receipt



INVOICE

*Handwritten:* KWT  
12/27/15

<b>Invoice Number</b>	989131
<b>Invoice Date</b>	December 10, 2015
<b>Customer Number</b>	84626
<b>Project Number</b>	184030139

**Bill To**

City of Ripon  
 Kevin Werner  
 259 N Wilma Avenue  
 Ripon CA 95366  
 United States

**Please Remit To**

Stantec Consulting Services Inc. (SCSI)  
 13980 Collections Center Drive  
 Chicago IL 60693  
 United States  
 Federal Tax ID  
 11-2167170

**Project Description:** RIPN03-002 - City of Ripon **GW Monitoring Reporting**

<b>Stantec Project Manager:</b>	Butler, Thomas W
<b>Stantec Office Location:</b>	Rocklin CA
<b>Authorization No:</b>	Change Order No. 5
<b>Authorization Date:</b>	February 6, 2012
<b>Authorization Amount:</b>	\$20,000.00
<b>Authorization Previously Billed:</b>	\$5,283.00
<b>Authorization Billed to Date:</b>	\$6,085.00
<b>Current Invoice Due:</b>	<b>\$802.00</b>
<b>For Period Ending:</b>	November 20, 2015

**Current Task (T300):** Water **On-Call Services** (Change Order No. 5)

Work completed this period involved industrial pre-treatment evaluation.

Due on Receipt



INVOICE

**Invoice Number** 989133  
**Invoice Date** December 10, 2015  
**Customer Number** 84626  
**Project Number** 184030139

**Bill To**

City of Ripon  
 Kevin Werner  
 259 N Wilma Avenue  
 Ripon CA 95366  
 United States

*KW  
12/22/15*

**Please Remit To**

Stantec Consulting Services Inc. (SCSI)  
 13980 Collections Center Drive  
 Chicago IL 60693  
 United States  
 Federal Tax ID  
 11-2167170

**Project Description:** RIPN03-002 - City of Ripon **GW Monitoring Reporting**

**Stantec Project Manager:** Butler, Thomas W  
**Stantec Office Location:** Rocklin CA  
**Authorization No:** Change Order No.7  
**Authorization Date:** September 9, 2015  
**Authorization Amount:** \$8,650.00  
**Authorization Previously Billed:** \$0.00  
**Authorization Billed to Date:** \$471.00  
**Current Invoice Due:** \$471.00  
**For Period Ending:** November 20, 2015

**Curent Task:** **Industrial Permit Assistance (T301)**

Work completed this period involved work on the Industrial Permit.



City of Ripon  
 Attn: Ken Zuidervaart  
 259 North Wilma Avenue  
 Ripon, CA 95366

INVOICE NO. 8289  
 DATE 12/17/2015  
 PROJECT NO. 2666  
 CONTRACT/P.O.

PROJECT: North Pointe Specific Plan  
 DESCRIPTION: Public Facilities Financing Plan

DATE	CONSULTANT	DESCRIPTION	HOURS	RATE	AMOUNT
11/9/2015	CY	Coordinated with Ken regarding changes to PFFP; discussed budget amendment with Dave.	0.75	235.00	176.25
11/18/2015	CY	Updated PFFP tables based on park credit; reviewed PFF Nexus Study for park and recreation fee allocation.	5	235.00	1,175.00
11/19/2015	DF	Discuss changes to final report with Cindy; work on revisions.	4	270.00	1,080.00
11/20/2015	CY	Reviewed revised tables; revised report to reflect park fee credit.	6	235.00	1,410.00
11/23/2015	CY	Finalized Ripon report; sent to Ken.	1	235.00	235.00
	DF CY	Dave Freudenberger Cindy Yan			

**Total Current Charges \$4,076.25**

Thank You for Your Prompt Payment  
 Please Remit Payment to:  
 GOODWIN CONSULTING GROUP, INC.

555 University Avenue, Suite 280 - Sacramento, Ca. 95825  
 Ph. 916-561-0890 Fax 916-561-0891  
 www.goodwinconsultinggroup.net

# INVOICE

2D



**SAN JOAQUIN REGIONAL  
TRANSIT DISTRICT**  
 P.O. Box 201010  
 Stockton, CA 95201  
 Phone (209) 948-5566

**Invoice Number:** AR109187  
**Customer Number:** C01524  
**Invoice Date:** 11/17/15  
**Terms:** Due upon receipt  
**Federal ID#:** 94-1563999

**To:** CITY OF RIPON  
 ATTN: BARBARA SHNEIDER  
 259 N. WILMA AVENUE  
 RIPON, CA 95366

*Description: Blossom Express*

Trans Date	Description	Quantity	Unit Cost	Amount
11/17/15	City of Ripon Contract OCTOBER 2015	42.0	55.08	2,312.81
11/17/15	City of Ripon Contract SEPTEMBER 2015 - <i>Additional</i>	5.0	55.08	275.40
			TAX	0.00
			<b>Total Due</b>	<b>2,588.21</b>

-----  
**PLEASE RETURN THIS PORTION WITH YOUR PAYMENT**

Please make checks payable to:

**SAN JOAQUIN RTD**  
 P.O. Box 201010  
 Stockton, CA 95201

**Invoice Number:** AR109187  
**Customer Number:** C01524  
**Invoice Date:** 11/17/15  
**Total Amount Due \$** 2,588.21

Total Payment \$ \_\_\_\_\_

# INVOICE

2D



**SAN JOAQUIN REGIONAL  
TRANSIT DISTRICT**  
P.O. Box 201010  
Stockton, CA 95201  
Phone (209) 948-5566

**Invoice Number:** AR109231  
**Customer Number:** C01524  
**Invoice Date:** 12/10/15  
**Terms:** Due upon receipt  
**Federal ID#:** 94-1563999

**To:** CITY OF RIPON  
ATTN: BARBARA SHNEIDER  
259 N. WILMA AVENUE  
RIPON, CA 95366

*Description: Blossum Express*

Trans Date	Description	Quantity	Unit Cost	Amount
12/10/15	City of Ripon Contract NOVEMBER 2015	31.5	55.08	1,735.02
			TAX	0.00
			<b>Total Due</b>	<b>1,735.02</b>

-----  
**PLEASE RETURN THIS PORTION WITH YOUR PAYMENT**

**Please make checks payable to:**

**SAN JOAQUIN RTD**  
P.O. Box 201010  
Stockton, CA 95201

**Invoice Number:** AR109231  
**Customer Number:** C01524  
**Invoice Date:** 12/10/15  
**Total Amount Due \$** 1,735.02

**Total Payment \$** \_\_\_\_\_



**Billed To:**  
Engineering Secretary  
City of Ripon  
259 N. Wilma Avenue  
Ripon, CA 95366

**Invoice No.: 13-999-02RI**

Purchase Order Number	Consultant Agreement	Other	Terms
#1411	Email is Letter of Commitment (2/14/13)		Net 30

**ACCOUNT STATUS SUMMARY**

Padilla & Associates, Inc. has completed the Following Tasks and Deliverables in accordance with the City of Ripon's above referenced **Professional Services Agreement**. Payments associated with each task is now due and payable, please see below:

TASKS	COST
A. On <i>February 14<sup>th</sup>, 2013</i> , pursuant to <i>The City of Ripon's</i> request, Padilla & Associates Inc. completed the preparation of Caltran's Local Agency DBE <b>Annual Submittal Exhibit 9B</b> (identification of the <i>City of Ripon's</i> DBELO), including preparation of all required correspondence necessary for submission to Caltrans and/or other DOT Operating Administrators to facilitate their respective approvals	\$250.00
<b>INVOICE TOTAL:</b>	<b>\$250.00</b>

**PLEASE REMIT PAYMENT TO:**

**PADILLA & ASSOCIATES, INC.  
211 E. CITY PLACE DRIVE  
SANTA ANA CA 92705**

**Federal Identification Number: 33-0889949**



**PRICE PAIGE & COMPANY**

**Accountancy Corporation**

677 Scott Avenue

Clovis, CA 93612

Phone: (559) 299-9540

Fax: (559) 299-2344

Email: ppc@ppcpas.com

Website: www.ppcpas.com

Lisa Roos  
City of Ripon  
259 N. Wilma Avenue  
Ripon, CA 95366

Invoice: 9413  
Invoice Date: 12/07/15  
Due Date: Due upon receipt  
Client ID: RIPON

*For professional services rendered for the period ending November 30, 2015*

Completion of audit of the City's Pension Plan financial statements for the year ended June 30, 2015. 1,010.00

Invoice Total	<u>\$1,010.00</u>
Beginning Balance	\$0.00
Invoices	<u>1,010.00</u>
Amount Due	<u>\$1,010.00</u>

*ul 12/9/15*

Please make checks payable to Price Paige & Company and record your invoice number on the check. A Finance Charge of 1.33% per month will be assessed on all unpaid invoices over 45 days.



**CENTRAL SAN JOAQUIN VALLEY  
RISK MANAGEMENT AUTHORITY**

1750 Creekside Oaks Drive, Suite 200  
Sacramento, CA 95833  
800.541.4591  
916.244.1199 Fax

**INVOICE**

<b>Bill To</b>
CITY OF RIPON 259 NORTH WILMA AVENUE RIPON, CA 95366

<b>Customer #</b> CRI090	<b>Invoice #</b> RMA-2016-0161
<b>Invoice Date</b> 12/15/2015	<b>Delinquent Date</b> 01/29/2016
<b>Total Due</b>	<b>\$135,573.00</b>

**2015 / 2016 3RD QUARTER DEPOSITS**

Description	Amount
Liability Program	36,660.00
Workers' Compensation Program	98,913.00
<b>TOTAL AMOUNT DUE</b>	<b>\$135,573.00</b>

*Please make check payable to CSJVRMA and remit payment to the above address.  
Delinquent amounts shall be assessed a 1% penalty plus interest at the rate of 10% per annum.*

**CSJVRMA ACCEPTS ELECTRONIC PAYMENTS**

Log on to the CSJVRMA's website ([www.csjvrma.org](http://www.csjvrma.org)) under the "Members Only" Section then under "Forms and Sample Policies" Section to obtain the ACH/Wiring instructions.

**De Novo Planning Group**

1020 Suncast Lane, Suite 106  
 El Dorado Hills, CA 95762  
 (916)949-3231  
 accounts@denovoplanning.com

**DE NOVO PLANNING GROUP**

A LAND USE PLANNING, DESIGN, AND ENVIRONMENTAL FIRM

**BILL TO**  
 City of Ripon  
 259 N. Wilma Avenue  
 Ripon, CA 95366

**INVOICE # 1647**  
 DATE 12/29/2015  
 DUE DATE 01/28/2016  
 TERMS Net 30

DATE	ACCOUNT SUMMARY	AMOUNT
10/05/2015	Balance Forward	\$4,730.00
	Payments and credits between 10/05/2015 and 12/29/2015	-4,730.00
	New charges (details below)	2,700.00
	Total Amount Due	\$2,700.00

ACTIVITY	QTY	RATE	AMOUNT
<b>Task 1a- Draft Housing Element</b> Project Manager: Draft Housing Element	10	125.00	1,250.00
<b>Task 1a- Draft Housing Element</b> Principal Planner: Draft Housing Element	10	95.00	950.00
<b>Task 2- Public Outreach</b> Project Manager: Stakeholders	4	125.00	500.00

Work on 2015-2023 Housing Element Update through December 31, 2015

**TOTAL OF NEW CHARGES** 2,700.00  
**BALANCE DUE** **\$2,700.00**

TERPSTRA HENDERSON, A  
Professional Corporation  
578 N. Wilma Avenue, Suite A (209) 599-5003  
Ripon, CA 95366  
Federal ID# 20-8735125

# INVOICE

14225

Invoice submitted to:  
Kevin Werner  
City of Ripon  
259 North Wilma Avenue  
Ripon, CA 95366

December 25, 2015

File #: 1084-003; Matter: General

## Professional Services

			<u>Hrs/Rate</u>	<u>Amount</u>
12/1/2015	RAR	Review email from L. Roos re GAP Loan bankruptcy action; Research bankruptcy matter re same; Telephone calls with L. Roos re same; Telephone calls to BK trustee and attorney re same.	1.00 175.00/hr	175.00
	THT	Revise resolution on Inverness, follow up with staff on agenda items, affordable housing, joint use agreement, confer with Henderson regarding amendments to fireworks ordinance, owner responsibility issues, review PRA request and advise client regarding same.	4.25 275.00/hr	1,168.75
12/2/2015	RAR	Telephone call with K. Zuidervaart re bankruptcy issues/GAP loan; Review file re same; Telephone call to bankruptcy attorney re same.	0.60 175.00/hr	105.00
	THT	Discuss staff reports and revisions with client; emails to and from client, BIA regarding affordable housing, emails regarding agenda packet.	1.25 275.00/hr	343.75
12/4/2015	THT	Calls, emails, revisions to PRA response, call to client regarding affordable housing issue, further analysis of Beckman letter and responses; review letter and legal authorities from Charter's attorney.	3.25 275.00/hr	893.75
12/7/2015	RAR	Emails to and from co-counsel and client re questionnaire and press release for qui tam action.	0.40 175.00/hr	70.00
	RAR	Telephone call to bankruptcy trustee re GAP loan issues; Review file re same.	0.50 175.00/hr	87.50
12/8/2015	THT	Emails regarding agenda items, affordable housing and related issues, work on response on affordable housing, review and discuss agenda with client.	1.50 275.00/hr	412.50
	SLH	Conferences with Terpstra regarding bin ordinance.	0.50 240.00/hr	120.00

Kevin Werner

Page 2

			<u>Hrs/Rate</u>	<u>Amount</u>
12/8/2015	THT	Prepare for City Council meeting, affordable housing item, confer with client, attend City Council meeting.	5.75 275.00/hr	1,581.25
12/9/2015	RAR	Review email from L. Forks re code enforcement update.	0.20 175.00/hr	35.00
	THT	Follow up from City Council meeting; emails and calls on affordable housing, medical marijuana.	1.00 275.00/hr	275.00
12/10/2015	RAR	Review and revise audit letter to Price, Paige and Company.	0.60 175.00/hr	105.00
	SLH	Conference, correspondence and legal research regarding public contracts code.	0.80 240.00/hr	192.00
	THT	Calls, emails to and from client, developers re: affordable housing issues, work on audit letter response and finalize same, check on prior year's disclosures, emails re: Subdivision Improvement Agreement template, review and consult with client on PRA response.	4.25 275.00/hr	1,168.75
12/14/2015	RAR	Review email and attachments from client re qui tam action and questionnaire; Email to co-counsel re same.	1.00 175.00/hr	175.00
	THT	Calls, emails to and from client, Inverness counsel, set up meeting, review affordable housing proposal from builders.	1.75 275.00/hr	481.25
12/15/2015	SLH	Conference with Client regarding massage ordinance.	0.50 240.00/hr	120.00
	THT	Discuss finance plan, BAD's, pending projects with client.	0.50 275.00/hr	137.50
12/16/2015	THT	Discuss finance plan, BAD's, pending projects with client.	0.50 275.00/hr	137.50
	THT	Emails, calls regarding pending projects, dog park MOU, research regarding adoption of fee programs.	1.75 275.00/hr	481.25
12/17/2015	SLH	Review proposed changes to bin ordinance.	0.30 240.00/hr	72.00
12/18/2015	SLH	Conferences regarding proposed revisions to donation bin ordinance. Draft redline of ordinance.	0.75 240.00/hr	180.00
12/21/2015	THT	Review and provide comments/revisions to dog park MOU, Joint Use Agreement with RUSD; emails regarding same	2.50 275.00/hr	687.50
12/22/2015	SLH	Conferences and correspondence regarding requested changes to bin ordinance.	0.50 240.00/hr	120.00

Kevin Werner

Page 3

	<u>Hrs/Rate</u>	<u>Amount</u>
12/22/2015 THT Review letter from Shepard Mullin, telephone conference with Gardner Gillespie regarding authority of City per DIVCA.	0.75 275.00/hr	206.25
12/23/2015 SLH Draft revisions to proposed massage ordinance.	0.75 240.00/hr	180.00
For professional services rendered	<u>37.40</u>	<u>\$9,711.50</u>
Previous balance		\$14,940.25
Accounts receivable transactions		
1/4/2016 Payment - Thank You No. 52326		<u>(\$14,940.25)</u>
Total payments and adjustments		<u>(\$14,940.25)</u>
Balance due		<u><u>\$9,711.50</u></u>

TERPSTRA HENDERSON, A  
Professional Corporation  
578 N. Wilma Avenue, Suite A (209) 599-5003  
Ripon, CA 95366  
Federal ID# 20-8735125

# INVOICE

14226

Invoice submitted to:  
Kevin Werner  
City of Ripon  
259 North Wilma Avenue  
Ripon, CA 95366

December 25, 2015

File #: 1084-207; Matter: Inverness

## Professional Services

	<u>Hrs/Rate</u>	<u>Amount</u>
12/11/2015 THT Emails to and from client, opposing counsel.	0.50 375.00/hr	187.50
12/16/2015 THT Prepare for meeting, attend meeting with De Nova Homes regarding Inverness project.	1.50 375.00/hr	562.50
For professional services rendered	<u>2.00</u>	<u>\$750.00</u>
Previous balance		\$562.50
Accounts receivable transactions		
1/4/2016 Payment - Thank You No. 52326		<u>(\$562.50)</u>
Total payments and adjustments		<u>(\$562.50)</u>
Balance due		<u><u>\$750.00</u></u>

TERPSTRA HENDERSON, A  
Professional Corporation  
578 N. Wilma Avenue, Suite A (209) 599-5003  
Ripon, CA 95366  
Federal ID# 20-8735125

# INVOICE

14227

Invoice submitted to:  
Kevin Werner  
City of Ripon  
259 North Wilma Avenue  
Ripon, CA 95366

December 25, 2015

File #: 1084-205; Matter: North  
Pointe Specific Plan

## Professional Services

	<u>Hrs/Rate</u>	<u>Amount</u>
12/16/2015 THT Attend City Council workshop on North Pointe Finance Plan.	1.00 275.00/hr	275.00
12/18/2015 THT Review consultant's proposal, email to client regarding same.	0.25 275.00/hr	68.75
For professional services rendered	1.25	\$343.75
Previous balance		\$412.50
Accounts receivable transactions		
1/4/2016 Payment - Thank You No. 52326		(\$412.50)
Total payments and adjustments		(\$412.50)
Balance due		<u>\$343.75</u>

TERPSTRA HENDERSON, A  
Professional Corporation  
578 N. Wilma Avenue, Suite A (209) 599-5003  
Ripon, CA 95366  
Federal ID# 20-8735125

# INVOICE

14228

Invoice submitted to:  
Kevin Werner  
City of Ripon  
259 North Wilma Avenue  
Ripon, CA 95366  
USA

December 25, 2015

File #: 1084-004; Matter: Police  
Department Matters

## Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
12/1/2015	SLH Prepare for open container hearings. Travel to/from Manteca for hearings. Research and draft revisions to firework ordinance. Conferences with Terpstra & Chief Ormonde regarding firework ordinance.	4.00 240.00/hr	960.00
12/7/2015	THT Calls to and from Ormonde, Henderson, Werner regarding personnel matter.	1.25 275.00/hr	343.75
12/8/2015	THT Emails, calls regarding medical marijuana issue.	0.50 275.00/hr	137.50
12/9/2015	SLH Conferences & correspondence regarding new ordinances.	0.20 240.00/hr	48.00
12/10/2015	THT Calls to and from client, confer with Henderson re: personnel matter.	0.75 275.00/hr	206.25
12/11/2015	THT Further emails and call regarding personnel matter.	0.25 275.00/hr	68.75
12/16/2015	RAR Prepare for and attend morning and afternoon hearings for open containers.	3.80 175.00/hr	665.00
12/17/2015	RAR Review reports on and calendar upcoming hearings on open container violations.	0.60 175.00/hr	105.00
12/22/2015	THT Review emails regarding personnel matter	0.50 275.00/hr	137.50
	RAR Prepare for and attend hearings on open containers.	1.60 175.00/hr	280.00

Kevin Werner

Page 2

	<u>Hrs/Rate</u>	<u>Amount</u>
12/23/2015 RAR Prepare for and attend hearings on open containers.	1.30 175.00/hr	227.50
THT Meeting with Werner regarding personnel matters.	0.50 275.00/hr	137.50
For professional services rendered	<u>15.25</u>	<u>\$3,316.75</u>
Additional Charges :		
11/24/2015 FD To/Fr Manteca Court for hearing.		8.05
12/16/2015 FD To/Fr Court for AM and PM Hearings.		16.10
12/22/2015 FD To/from Manteca Court for hearings.		8.05
12/23/2015 FD To/from Manteca Court for hearings.		8.05
Total additional charges		<u>\$40.25</u>
Total amount of this bill		<u>\$3,357.00</u>
Previous balance		\$3,454.90
Accounts receivable transactions		
1/4/2016 Payment - Thank You No. 52326		<u>(\$3,454.90)</u>
Total payments and adjustments		<u>(\$3,454.90)</u>
Balance due		<u><u>\$3,357.00</u></u>

TERPSTRA HENDERSON, A  
Professional Corporation  
578 N. Wilma Avenue, Suite A (209) 599-5003  
Ripon, CA 95366  
Federal ID# 20-8735125

# INVOICE

14229

Invoice submitted to:  
Kevin Werner  
City of Ripon  
259 North Wilma Avenue  
Ripon, CA 95366

December 25, 2015

File #: 1084-198; Matter: v. J-M  
Manufacturing Co. et al.

## Professional Services

	<u>Hrs/Rate</u>	<u>Amount</u>
11/30/2015 RAR Conference call with co-counsel and all participants re December mediation.	0.50 175.00/hr	87.50
12/10/2015 RAR Conference call with co-counsel re mediation, allocations and further discovery.	0.80 175.00/hr	140.00
12/11/2015 THT Emails, review settlement distribution docs and confirm Ripon's allocation; email regarding same.	0.50 275.00/hr	137.50
12/14/2015 THT Review emails to and from co-counsel, email regarding payment.	0.50 275.00/hr	137.50
For professional services rendered	<u>2.30</u>	<u>\$502.50</u>
Previous balance		\$70.00
Accounts receivable transactions		
1/4/2016 Payment - Thank You No. 52326		(\$70.00)
Total payments and adjustments		<u>(\$70.00)</u>
Balance due		<u><u>\$502.50</u></u>



PROJECT: JACK TONE PARK & RIDE LOT PROJECT

CONTRACTOR: A.M. STEPHENS CONSTRUCTION COMPANY  
P.O. Box 1867  
Lodi, CA 95241

INVOICE NO.: 7013  
BILLING NO.: 6  
DATE: 12/8/15

BILLING INFORMATION

ORIGINAL CONTRACT AMOUNT: \$658,315.50  
APPROVED CONTRACT CHANGES: \$6,664.42  
REVISED CONTRACT AMOUNT: \$664,979.92

PREVIOUS BILLED TO DATE: \$625,741.72  
BILLING THIS INVOICE: \$6,304.42  
5% RETENTION: \$315.22  
NET BILLING THIS INVOICE: \$5,989.20

PROGRESS OF PROJECT

Project is 100% Complete



PROJECT: Water Meter Installation Project

CONTRACTOR: G.M. Construction & Develop., Inc.  
 8040 Linden Lime Ct.  
 Citrus Heights, CA 95610

INVOICE NO: 3694.4  
 BILLING NO:  
 DATE: 12/29/15

BILLING INFORMATION

ORIGINAL CONTRACT AMOUNT: \$1,931,962.00

PREVIOUS BILLED TO DATE: 694,988.50

APPROVED CONTRACT CHANGES:

BILLING THIS INVOICE:

*Telemetry* \$25,146.74

*Water Meter Installation* \$329,430.76

5% RETENTION:

*Telemetry* \$1,257.34

*Water Meter Installation* \$16,471.54

REVISED CONTRACT AMOUNT: \$1,931,962.00

NET BILLING THIS INVOICE:

*Telemetry* \$23,889.41

*Water Meter Installation* \$312,959.22

**Total \$336,848.63**

PROGRESS OF PROJECT

A total of 1,196 Meters were installed  
 Project 54.33% complete



Municipal Financial Services
2960 Valley Basin Avenue, Henderson, NV 89052
Phone 510.439.6264

To: City of Ripon
259 N. Wilma Avenue
Ripon, CA 95366

MFS Project No.: 201308
Invoice No.: 201308-1077
Date: January 4, 2016

Attention: Ms. Carla Rodriguez

Subject: Water, Sewer and Garbage Rates Studies
Billing Period: October 26, 2015 through January 3, 2016
Billing Number: 10
Reference: Agreement dated August 20, 2013
MFS Contact: Tom Pavletic, 510.439.6264

Handwritten note: KW 1/4/2016

Table with columns: Category (WATER, SEWER, GARBAGE), Task, Hours, Rate, Billing Amount. Includes sub-totals for Total Labor for each category.

AMOUNT DUE THIS INVOICE 11.0 \$1,650.00

WORK PROGRESS

- 26-Oct-15 no activity
2-Nov-15 conf call-gtm w/KW on Nov 5 to discuss Kane & Schempers water bills; send Account Comparison\_v1.xlsx
9-Nov-15 no activity
16-Nov-15 no activity
23-Nov-15 update rate survey with current rates and commercial monthly bills and send to KW on Nov 24
30-Nov-15 no activity
7-Dec-15 conf call-gtm w/KW on Dec 7; send ppt presentation and Excel file with updated monthly bills survey on Dec 7; attend City Council meeting on Dec 9
14-Dec-15 no activity
21-Dec-15 no activity
28-Dec-15 no activity

Payment is due within 30 days of receipt of invoice, interest on the unpaid balance will accrue beginning with the 31st day at the rate of 1.5 percent per month or the maximum interest permitted by law, whichever is lesser.



Municipal Financial Services  
 2960 Valley Basin Avenue, Henderson, NV 89052  
 Phone 510.439.6264

Water Rates

Week Begin	Task			Total		Cumulative		Inv
	001	002	003	Hours	%	Hours	%	
Monday								
30-Dec-13	23.0	0.0	0.0	23.0	16.9%	23.0	16.9%	No. 1
27-Jan-14	17.0	9.0	0.0	26.0	19.1%	49.0	36.0%	No. 2
23-Jun-14	1.0	1.0	0.0	2.0	1.5%	51.0	37.5%	No. 3
30-Jun-14				0.0	0.0%	51.0	37.5%	
through	no activity			0.0	0.0%	51.0	37.5%	
9-Mar-15				0.0	0.0%	51.0	37.5%	
30-Mar-15	5.0	0.0	0.0	5.0	3.7%	56.0	41.2%	No. 4
27-Apr-15	13.0	0.0	0.0	13.0	9.6%	69.0	50.7%	No. 5
25-May-15	2.0	0.0	0.0	2.0	1.5%	71.0	52.2%	No. 6
20-Jul-15	3.0	0.0	1.0	4.0	2.9%	75.0	55.1%	No. 7
24-Aug-15	6.0	10.0	5.0	21.0	15.4%	96.0	70.6%	No. 8
31-Aug-15	2.0	1.0	1.0	4.0	2.9%	100.0	73.5%	
7-Sep-15	1.0	1.0	2.0	4.0	2.9%	104.0	76.5%	
14-Sep-15				0.0	0.0%	104.0	76.5%	
21-Sep-15				0.0	0.0%	104.0	76.5%	No. 9
28-Sep-15				0.0	0.0%	104.0	76.5%	
5-Oct-15		1.0		1.0	0.7%	105.0	77.2%	
12-Oct-15			2.0	2.0	1.5%	107.0	78.7%	
19-Oct-15				0.0	0.0%	107.0	78.7%	No. 10
26-Oct-15				0.0	0.0%	107.0	78.7%	
2-Nov-15	1.0			1.0	0.7%	108.0	79.4%	
9-Nov-15				0.0	0.0%	108.0	79.4%	
16-Nov-15				0.0	0.0%	108.0	79.4%	
23-Nov-15			1.0	1.0	0.7%	109.0	80.1%	
30-Nov-15				0.0	0.0%	109.0	80.1%	
7-Dec-15			6.0	6.0	4.4%	115.0	84.6%	
14-Dec-15				0.0	0.0%	115.0	84.6%	
21-Dec-15				0.0	0.0%	115.0	84.6%	
28-Dec-15				0.0	0.0%	115.0	84.6%	No. 11
<b>Total</b>	<b>74.0</b>	<b>23.0</b>	<b>18.0</b>	<b>115.0</b>	<b>84.6%</b>			
<b>Budget</b>	<b>88.0</b>	<b>32.0</b>	<b>16.0</b>	<b>136.0</b>				
<b>% Spent</b>	<b>84%</b>	<b>72%</b>	<b>113%</b>	<b>84.6%</b>				

Legend

- Task 1—Develop and Excel-based rate model
- Task 2—Prepare draft and final reports
- Task 3—Prepare presentations / Attend meetings

Payment is due within 30 days of receipt of invoice, interest on the unpaid balance will accrue beginning with the 31st day at the rate of 1.5 percent per month or the maximum interest permitted by law, whichever is lesser.



Municipal Financial Services  
 2960 Valley Basin Avenue, Henderson, NV 89052  
 Phone 510.439.6264

Sewer Rates

Week Begin	Task			Total		Cumulative		Inv
	001	002	003	Hours	%	Hours	%	
Monday								
30-Dec-13	25.0	2.0	0.0	27.0	23.3%	27.0	23.3%	No. 1
27-Jan-14	12.0	6.0	0.0	18.0	15.5%	45.0	38.8%	No. 2
23-Jun-14	0.0	1.0	0.0	1.0	0.9%	46.0	39.7%	No. 3
30-Jun-14				0.0	0.0%	46.0	39.7%	
through	no activity			0.0	0.0%	46.0	39.7%	
9-Mar-15				0.0	0.0%	46.0	39.7%	
30-Mar-15	10.0	0.0	0.0	10.0	8.6%	56.0	48.3%	No. 4
27-Apr-15	3.0	0.0	0.0	3.0	2.6%	59.0	50.9%	No. 5
25-May-15	0.0	0.0	0.0	0.0	0.0%	59.0	50.9%	No. 6
20-Jul-15	3.0		1.0	4.0	3.4%	63.0	54.3%	No. 7
24-Aug-15	3.0	8.0	5.0	16.0	13.8%	79.0	68.1%	No. 8
31-Aug-15				0.0	0.0%	79.0	68.1%	
7-Sep-15		1.0	2.0	3.0	2.6%	82.0	70.7%	
14-Sep-15				0.0	0.0%	82.0	70.7%	
21-Sep-15				0.0	0.0%	82.0	70.7%	No. 9
28-Sep-15				0.0	0.0%	82.0	70.7%	
5-Oct-15		1.0		1.0	0.9%	83.0	71.6%	
12-Oct-15			1.0	1.0	0.9%	84.0	72.4%	
19-Oct-15				0.0	0.0%	84.0	72.4%	No. 10
26-Oct-15				0.0	0.0%	84.0	72.4%	
2-Nov-15				0.0	0.0%	84.0	72.4%	
9-Nov-15				0.0	0.0%	84.0	72.4%	
16-Nov-15				0.0	0.0%	84.0	72.4%	
23-Nov-15			1.0	1.0	0.9%	85.0	73.3%	
30-Nov-15				0.0	0.0%	85.0	73.3%	
7-Dec-15			1.0	1.0	0.9%	86.0	74.1%	
14-Dec-15				0.0	0.0%	86.0	74.1%	
21-Dec-15				0.0	0.0%	86.0	74.1%	
28-Dec-15				0.0	0.0%	86.0	74.1%	No. 11
<b>Total</b>	<b>56.0</b>	<b>19.0</b>	<b>11.0</b>	<b>86.0</b>	<b>74.1%</b>			
<b>Budget</b>	<b>68.0</b>	<b>32.0</b>	<b>16.0</b>	<b>116.0</b>				
<b>% Spent</b>	<b>82%</b>	<b>59%</b>	<b>69%</b>	<b>74.1%</b>				

Legend

- Task 1—Develop and Excel-based rate model
- Task 2—Prepare draft and final reports
- Task 3—Prepare presentations / Attend meetings

Payment is due within 30 days of receipt of invoice, interest on the unpaid balance will accrue beginning with the 31st day at the rate of 1.5 percent per month or the maximum interest permitted by law, whichever is lesser.



Municipal Financial Services  
2960 Valley Basin Avenue, Henderson, NV 89052  
Phone 510.439.6264

## Garbage Rates

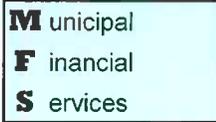
Week Begin	Task			Total		Cumulative		Inv
	001	002	003	Hours	%	Hours	%	
Monday								
30-Dec-13	16.0	0.0	0.0	16.0	13.8%	16.0	13.8%	No. 1
27-Jan-14	8.0	5.0	0.0	13.0	11.2%	29.0	25.0%	No. 2
23-Jun-14	0.0	1.0	0.0	1.0	0.0	66.0	51.4%	No. 3
30-Jun-14			0.0	1.0	0.0	67.0	52.1%	
through	no activity		0.0	1.0	0.0	68.0	52.9%	
9-Mar-15				0.0	0.0%	69.0	53.6%	
30-Mar-15	9.0	0.0	0.0	9.0	7.8%	78.0	61.3%	No. 4
27-Apr-15	2.0	0.0	0.0	2.0	1.7%	80.0	63.1%	No. 5
25-May-15	0.0	0.0	0.0	0.0	0.0%	80.0	63.1%	No. 6
20-Jul-15	3.0		1.0	4.0	3.4%	84.0	66.5%	No. 7
24-Aug-15	5.0	8.0	4.0	17.0	14.7%	101.0	81.2%	No. 8
31-Aug-15				0.0	0.0%	101.0	81.2%	
7-Sep-15		1.0	2.0	3.0	2.6%	104.0	83.7%	
14-Sep-15				0.0	0.0%	104.0	83.7%	
21-Sep-15				0.0	0.0%	104.0	83.7%	No. 9
28-Sep-15				0.0	0.0%	104.0	83.7%	
5-Oct-15				0.0	0.0%	104.0	83.7%	
12-Oct-15			1.0	1.0	0.9%	105.0	84.6%	
19-Oct-15				0.0	0.0%	105.0	84.6%	No. 10
26-Oct-15				0.0	0.0%	105.0	84.6%	
2-Nov-15				0.0	0.0%	105.0	84.6%	
9-Nov-15				0.0	0.0%	105.0	84.6%	
16-Nov-15				0.0	0.0%	105.0	84.6%	
23-Nov-15				0.0	0.0%	105.0	84.6%	
30-Nov-15				0.0	0.0%	105.0	84.6%	
7-Dec-15			1.0	1.0	0.9%	106.0	85.5%	
14-Dec-15				0.0	0.0%	106.0	85.5%	
21-Dec-15				0.0	0.0%	106.0	85.5%	
28-Dec-15				0.0	0.0%	106.0	85.5%	No. 11
<b>Total</b>	<b>43.0</b>	<b>15.0</b>	<b>9.0</b>	<b>67.0</b>	<b>85.5%</b>			
<b>Budget</b>	<b>68.0</b>	<b>32.0</b>	<b>16.0</b>	<b>116.0</b>				
<b>% Spent</b>	<b>63%</b>	<b>47%</b>	<b>56%</b>	<b>57.8%</b>				

Legend

Task 1—Develop and Excel-based rate model

Task 2—Prepare draft and final reports

Task 3—Prepare presentations / Attend meetings



Municipal Financial Services  
 2960 Valley Basin Avenue, Henderson, NV 89052  
 Phone 510.439.6264

To: City of Ripon  
 259 N. Wilma Avenue  
 Ripon, CA 95366

MFS Project No.: 201308

Invoice No.: 201308-10

Date: January 4, 2016

Attention: Ms. Carla Rodriguez

Water, Sewer and Garbage Rates Studies

**SUMMARY OF ACCOUNT**

Item	Budget	Total This Invoice	Prior Invoiced To Date	Total Invoiced To Date
<b>WATER</b>				
Task 1—Develop and Excel-based rate model	\$13,200.00	\$150.00	\$10,950.00	\$11,100.00
Task 2—Prepare draft and final reports	\$4,800.00	\$0.00	\$3,450.00	\$3,450.00
Task 3—Prepare presentations / Attend meetings	\$2,400.00	\$1,050.00	\$1,650.00	\$2,700.00
<b>Total Labor</b>	<b>\$20,400.00</b>	<b>\$1,200.00</b>	<b>\$16,050.00</b>	<b>\$17,250.00</b>
<b>SEWER</b>				
Task 1—Develop and Excel-based rate model	\$10,200.00	\$0.00	\$8,400.00	\$8,400.00
Task 2—Prepare draft and final reports	\$4,800.00	\$0.00	\$2,850.00	\$2,850.00
Task 3—Prepare presentations / Attend meetings	\$2,400.00	\$300.00	\$1,350.00	\$1,650.00
<b>Total Labor</b>	<b>\$17,400.00</b>	<b>\$300.00</b>	<b>\$12,600.00</b>	<b>\$12,900.00</b>
<b>GARBAGE</b>				
Task 1—Develop and Excel-based rate model	\$10,200.00	\$0.00	\$6,450.00	\$6,450.00
Task 2—Prepare draft and final reports	\$4,800.00	\$0.00	\$2,250.00	\$2,250.00
Task 3—Prepare presentations / Attend meetings	\$2,400.00	\$150.00	\$1,200.00	\$1,350.00
<b>Total Labor</b>	<b>\$17,400.00</b>	<b>\$150.00</b>	<b>\$9,900.00</b>	<b>\$10,050.00</b>
<b>TOTAL</b>	<b>\$55,200.00</b>	<b>\$1,650.00</b>	<b>\$38,550.00</b>	<b>\$40,200.00</b>
<b>TOTAL PAID TO DATE</b>				<b><u>\$38,550.00</u></b>
<b>BALANCE OUTSTANDING</b>				<b>\$1,650.00</b>
<b>BUDGET REMAINING</b>				<b>\$15,000.00</b>

Payment is due within 30 days of receipt of invoice, interest on the unpaid balance will accrue beginning with the 31st day at the rate of 1.5 percent per month or the maximum interest permitted by law, whichever is lesser.

# RESOLUTIONS

RESOLUTION 16-\_\_

RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF RIPON ACCEPTING THE  
CITY OF RIPON FINANCIAL STATEMENTS AND  
INDEPENDENT AUDITOR’S REPORT AND SINGLE AUDIT  
REPORT FOR THE YEAR ENDED JUNE 30, 2015

WHEREAS, the City of Ripon Financial Statements and Independent Auditor’s Report and Single Audit Report for the year ending June 30, 2015, has now been completed and filed with the City of Ripon, and

WHEREAS, Price Paige & Company Accountancy Corporation has now completed its audit of the form and content of the information included in the financial statement in accordance with generally accepted auditing standards.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ripon, that the City of Ripon does hereby accept the Financial Statement and Independent Auditors’ Report of June 30, 2015, by Price Paige & Company Accountancy Corporation, the independent certified public accountant employed by the City of Ripon to audit the financial records.

PASSED, APPROVED AND ADOPTED this 12<sup>th</sup> day of January, 2016 by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAINING:

THE CITY OF RIPON  
A Municipal Corporation

By \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:

By \_\_\_\_\_  
LISA ROOS, City Clerk

**CITY OF RIPON  
CALIFORNIA  
FINANCIAL STATEMENTS  
AND  
INDEPENDENT AUDITOR'S REPORT  
FOR THE YEAR ENDED  
JUNE 30, 2015**

**CITY OF RIPON  
CALIFORNIA**

JUNE 30, 2015

TABLE OF CONTENTS

	<u>Page</u>
Independent Auditor’s Report .....	1
Management’s Discussion and Analysis.....	3
Basic Financial Statements	
Government-Wide Financial Statements	
Statement of Net Position – Modified Cash Basis.....	14
Statement of Activities – Modified Cash Basis.....	15
Fund Financial Statements	
Governmental Funds -	
Balance Sheet – Modified Cash Basis .....	16
Statement of Revenues, Expenditures and Changes in Fund Balances .....	17
Proprietary Funds -	
Statement of Net Position – Modified Cash Basis.....	18
Statement of Revenues, Expenses and Changes in Fund Net Position – Modified Cash Basis.....	19
Fiduciary Funds -	
Statement of Fiduciary Net Position – Modified Cash Basis.....	20
Statement of Changes in Fiduciary Net Position – Modified Cash Basis.....	21
Notes to the Basic Financial Statements .....	22
Supplementary Information	
Nonmajor Governmental Funds -	
Combining Balance Sheet – Modified Cash Basis.....	46
Combining Statement of Revenues, Expenditures and Changes in Fund Balances – Modified Cash Basis.....	48
Additional Information on the Successor Agency Trust Fund.....	50



## INDEPENDENT AUDITOR'S REPORT

To the Honorable Mayor and  
Members of the City Council  
City of Ripon, California

### **Report on the Financial Statements**

We have audited the accompanying modified cash-basis financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the City of Ripon, California (City) as of and for the year ended June 30, 2015, and the related notes to the financial statements, which collectively comprise the City's basic financial statements as listed in the table of contents.

### **Managements Responsibility for the Financial Statements**

Management is responsible for the preparation and fair presentation of these financial statements in accordance with the modified cash basis of accounting described in Note 1. This includes determining that the modified cash basis of accounting is an acceptable basis for the preparation of the financial statements in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

### ***Auditor's Responsibility***

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the City's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

677 Scott Avenue  
Clovis, CA 93612

tel 559.299.9540  
fax 559.299.2344

## Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective modified cash basis financial position of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the City of Ripon, California, as of June 30, 2015, and the respective changes in modified cash basis financial position for the year then ended in accordance with the basis of accounting described in Note 1.

## Basis of Accounting

We draw attention to Note 1 of the financial statements that describes the basis of accounting. The financial statements are prepared on the modified cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinions are not modified with respect to this matter.

## Other Matters

Our audit was conducted for the purpose of forming opinions on the financial statements as a whole that collectively comprise the City of Ripon's basic financial statements. The management's discussion and analysis, combining nonmajor fund financial statements, and additional information of the Successor Agency Trust Fund are presented for purposes of additional analysis and are not a required part of the basic financial statements.

The combining nonmajor fund financial statements presented on pages 46 through 49 are the responsibility of management and was derived from, and relates to, the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information is fairly stated in all material respects in related to the basic financial statements as a whole on the basis of accounting described in Note 1.

Management's discussion and analysis on pages 3 through 11 and the additional information on the Successor Agency Trust Fund on pages 50 through 51 have not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we do not express an opinion or provide any assurance on such information.

## Other Reporting Required by *Government Auditing Standards*

In accordance with *Government Auditing Standards*, we have also issued our report dated December 11, 2015, on our consideration of the City of Ripon, California's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the City's internal control over financial reporting and compliance.

*Price Pange & Company*

Clovis, California  
December 11, 2015

**MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015**

Our discussion and analysis of the City of Ripon's financial performance provides an overview of the City's financial activities for the fiscal year ended June 30, 2015, within the limitations of the City's modified cash basis of accounting. Please read in conjunction with the City's financial statements that begin on page 14.

**FINANCIAL HIGHLIGHTS**

- The City's assets exceeded its liabilities by \$11,523,505 (net position) for the fiscal year ended June 30, 2015. This compares favorably to the previous year's net position of \$8,731,619.
- Total net position is comprised of the following:
  - 1) Capital assets, net of related debt of (\$10,100,866). This represents debt recorded in the proprietary funds for capital assets. The City does not capitalize capital assets; therefore, this category solely reflects the debt.
  - 2) Restricted net position of \$3,255,283 represents the portion restricted for public safety, street construction and maintenance, assessment districts, and capital outlay.
  - 3) Unrestricted net position of \$18,369,088 represents the portion available to maintain the City's obligations to citizens and creditors.

**USING THIS ANNUAL REPORT**

This annual report is presented in a format consistent with the presentation requirements of the Governmental Accounting Standards Board, as applicable to the City's modified basis of accounting.

**Report Components**

This annual report consists of the following four parts:

- 1) *Government-Wide Financial Statements.* The Statement of Net Position and the Statement of Activities (on pages 14-15) provide information about the activities of the City government-wide (or as a whole) and present a longer-term view of the City's finances.
- 2) *Fund Financial Statements.* Fund financial statements (beginning on page 16) focus on the individual parts of the City government. Fund financial statements also report the City's operations in more detail than the government-wide statements by providing information about the City's most significant (major) funds. For governmental activities, these statements tell how these services were financed in the short term, as well as what remains for future spending. For proprietary activities, these statements offer short-term and long-term financial information about the activities which the City operates like businesses, such as the water, sewer and refuse services.
- 3) *Notes to the Financial Statements.* The notes to the financial statements are an integral part of the government-wide and fund financial statements and provide expanded explanation and detail regarding the information reported in the statements.
- 4) *Supplementary Information.* The annual report includes optional financial information, such as management's discussion and analysis, combining statements for nonmajor funds (that are added together and shown in the fund financial statements in a single column) and additional information on the Successor Agency Trust Fund. This other supplementary financial information is provided to address certain specific needs of various users of the City's annual report.

MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015

**Basis of Accounting**

The City has elected to present its financial statements on a modified cash basis of accounting. This modified cash basis of accounting is a basis of accounting other than accounting principles generally accepted in the United States of America. Basis of accounting is a reference to when financial events are recorded, such as the timing for recognizing revenues, expenses, and their related assets and liabilities. Under the City's modified cash basis of accounting, revenues and expenses and certain related assets, liabilities, and deferred inflows and outflows are recorded when they result from cash transactions or events.

As a result of the use of this modified cash basis of accounting, certain assets and their related revenues (such as accounts receivable and revenue for billed or provided services not yet collected, and other accrued revenue and receivables) and certain liabilities and their related expenses or expenditures (such as accounts payable and expenses for goods or services received but not yet paid, and other accrued expenses and liabilities) are not recorded in these financial statements, with the exception of long-term liabilities arising from cash transactions. In addition, other economic assets, deferred outflows, liabilities, and deferred inflows that do not arise from a cash transaction or event (such as donated assets and postemployment benefit obligations) are not reported, and the measurement of reported assets and liabilities does not involve adjustment to fair value. Lastly, the City does not recognize its investment in capital assets in its statement of net position.

Therefore, when reviewing the financial information and discussion within this annual report, the reader should keep in mind the limitations resulting from the use of the modified cash basis of accounting.

**Reporting the City as a Whole**

***The City's Reporting Entity Presentation***

This annual report includes all activities for which the City of Ripon's City Council is fiscally responsible.

City management considered all potential component units for inclusion in the reporting entity by applying the criteria set forth in accounting principles generally accepted in the United States of America. The City concluded that there are not potential component units which should be included in the reporting entity.

***The Government-Wide Statement of Net Position and the Statement of Activities***

Management's analysis of the City as a whole begins on page 14. The government-wide financial statements are presented on pages 14 and 15. The Statement of Net Position and Statement of Activities report information about the City as a whole and its activities. These statements include all the City's assets, liabilities, and deferred inflows and outflows resulting from the use of the modified cash basis of accounting, as further defined in the notes to the financial statements.

These two statements report the City's net position and changes therein. Keeping in mind the limitation of the modified cash basis of accounting, the City's net position, the difference among assets, deferred outflows, liabilities, and deferred inflows is one way to measure the City's financial health or financial position. Over time, increases or decreases in the City's net position are one indicator of whether its financial health is improving or deteriorating. Other nonfinancial factors should also be considered, such as changes in the City's sales tax base and the condition of the City's roads, to assess the overall health of the City.

**MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015**

In the Statement of Net Position and Statement of Activities, the City is divided into two kinds of activities:

- 1) *Governmental activities.* Most of the City's basic services are reported here, including the general administration, police, streets, public works and recreation. Property taxes, sales and use taxes, charges for services, operating grants, and contributions finance most of these activities.
- 2) *Business-type activities.* The City charges a fee to customers to help it cover all or most of the cost of certain services it provides. The City's water, sewer, and refuse service are reported here.

**Reporting the City's Most Significant Funds**

***The Fund Financial Statements***

Management's analysis of the City's major funds begins on page 16 and provides detailed information about the most significant funds, not the City as a whole. Some funds are required to be established by State law. However, the City Council establishes certain other funds to help it control and manage money for particular purposes or to show that it is meeting legal responsibilities for using certain taxes, grants, and other money. The City has three types of funds: governmental, proprietary and fiduciary.

- *Governmental Funds.* Most of the City's basic services are reported in governmental funds that focus on how money flows into and out of those funds and the balances left at year-end that are available for spending. These funds report the acquisition of capital assets and payments for debt principal as expenditures, not changes to asset and debt balances. The governmental fund statements provide a detailed short-term view of the City's general government operations and the basic services it provides. The City uses the modified cash basis of accounting and, accordingly, there are no reconciling differences between the governmental activities (reported in the Statement of Net Position and the Statement of Activities) and governmental funds. The City considers the General Fund, Special Revenue Fund, and Capital Improvement Fund to be its significant, or major, governmental funds. All other governmental funds are aggregated in a single column titled "Nonmajor Funds."
- *Proprietary Funds.* The City charges customers for the services it provides. These services are generally reported in proprietary funds. Proprietary funds are reported in the same way all activities are reported in the Statement of Net Position and Statement of Activities. For example, principal payments on long-term debt are recorded as a reduction to the liability. The City's proprietary (enterprise) fund financial statements are essentially the same as the business-type activities we report in the government-wide financial statements. The City utilizes the modified cash basis of accounting and, accordingly, capital assets are not capitalized or depreciated. The City has three enterprise funds: Water, Sewer, and Refuse.
- *Fiduciary Funds.* Private Purpose Trust Funds are established to serve as the custodian for assets held in a trustee or agency capacity for others and, therefore, cannot be used to support the City's own programs. The City has one private purpose trust fund known as the Successor Agency Trust Fund which holds the assets and accounts for the activities related to the winding down of the former Redevelopment Agency.

**A FINANCIAL ANALYSIS OF THE CITY AS A WHOLE**

**Net Position – Modified Cash Basis**

The City's combined net position resulting from modified cash basis transactions or events increased from \$8,731,619 to \$11,523,505 between fiscal years 2014 and 2015. Looking at the net position and net expenses of governmental and business-type activities separately, governmental activities had a larger increase than business-type activities.

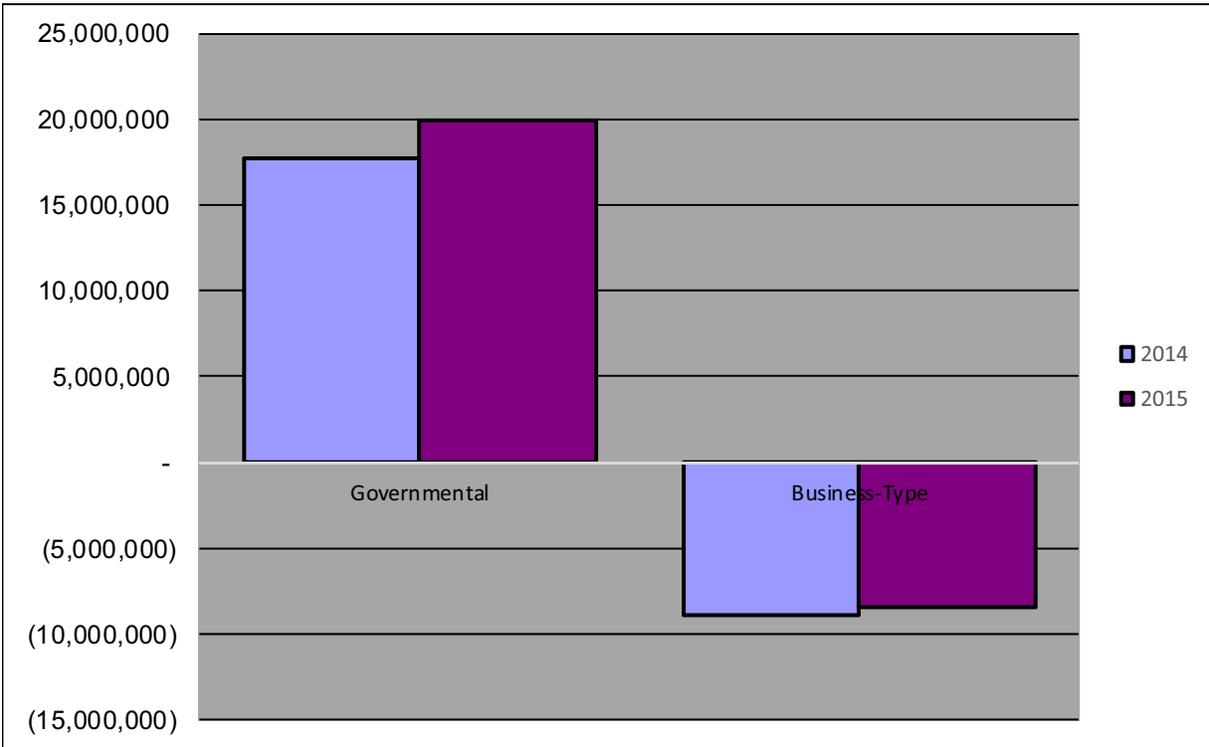
MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015

	<u>Governmental Activities</u>		<u>Business-Type Activities</u>		<u>Total</u>		<u>Total</u>
	<u>2014</u>	<u>2015</u>	<u>2014</u>	<u>2015</u>	<u>2014</u>	<u>2015</u>	<u>Change</u>
							<u>2014-2015</u>
Cash and investments	\$ 18,618,877	\$ 20,982,819	\$ 1,714,006	\$ 1,704,384	\$ 20,332,883	\$ 22,687,203	12%
Cash and investments - restricted	1,088,438	980,862	838,992	839,134	1,927,430	1,819,996	-6%
<b>Total assets</b>	<u>19,707,315</u>	<u>21,963,681</u>	<u>2,552,998</u>	<u>2,543,518</u>	<u>22,260,313</u>	<u>24,507,199</u>	10%
Long term liabilities							
Debt due within one year	-	-	545,000	565,000	545,000	565,000	4%
Debt due in more than one year	2,043,694	2,043,694	10,940,000	10,375,000	12,983,694	12,418,694	-4%
<b>Total liabilities</b>	<u>2,043,694</u>	<u>2,043,694</u>	<u>11,485,000</u>	<u>10,940,000</u>	<u>13,528,694</u>	<u>12,983,694</u>	-4%
Capital assets, net of related debt	-	-	(10,646,008)	(10,100,866)	(10,646,008)	(10,100,866)	-5%
Restricted for							
Public safety	71,942	81,704	-	-	71,942	81,704	14%
Street construction and maintenance	-	1,916,967	-	-	-	1,916,967	100%
Assessment districts	-	181,041	-	-	-	181,041	100%
Capital outlay	1,016,496	920,854	838,992	839,134	1,855,488	1,759,988	-5%
Unrestricted	16,575,183	16,819,421	875,014	865,250	17,450,197	17,684,671	1%
<b>Total net position</b>	<u>\$ 17,663,621</u>	<u>\$ 19,919,987</u>	<u>\$ (8,932,002)</u>	<u>\$ (8,396,482)</u>	<u>\$ 8,731,619</u>	<u>\$ 11,523,505</u>	32%

MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015

The net position of the City's governmental activities increased 12.8 percent to \$19,919,987. However, \$3,100,566 of this amount is restricted regarding the purposes it can be used for. Consequently, unrestricted amounts showed \$16,819,421 at the end of this year.

Net Position – Modified Cash Basis



Changes from 2014 to 2015 reflect an increase of 32.0 percent in net position, an increase of 12.8 percent for governmental activities and 6.0 percent for business-type activities.

**Changes in Net Position – Modified Cash Basis**

For the year ended June 30, 2015, net position (resulting from modified cash basis transactions or events) changed as follows on page 8.

MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015

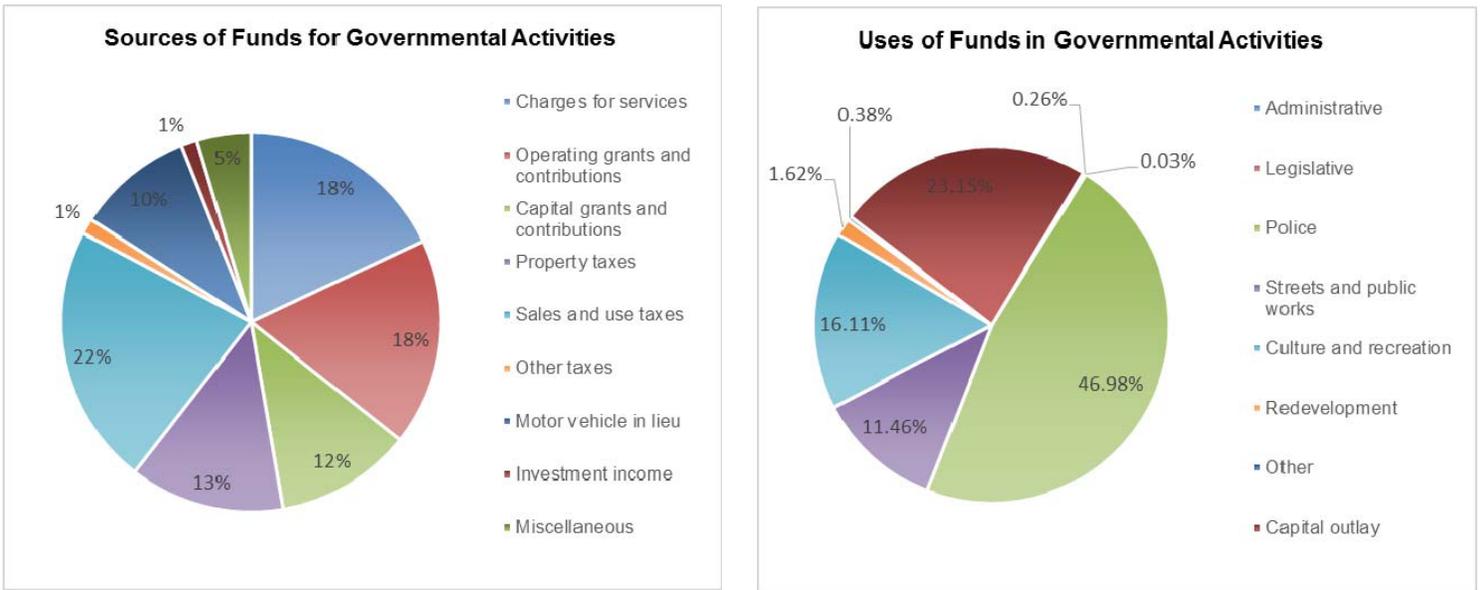
	Governmental Activities		Business-Type Activities		Total	Total Percentage Change 2014-2015
	2014	2015	2014	2015		
<b>Revenues</b>						
Program revenues						
Charges for services	\$ 1,410,274	\$ 2,332,698	\$ 5,117,509	\$ 5,313,905	\$ 6,527,783	\$ 7,646,603
Operating grants and contributions	2,006,932	2,287,612	-	-	2,006,932	2,287,612
Capital grants and contributions	1,959,823	1,505,349	586,239	-	2,546,062	1,505,349
General revenues						
Taxes						
Property taxes	1,442,473	1,710,560	81,724	98,360	1,524,197	1,808,920
Sales and use taxes	2,982,564	2,883,642	-	-	2,982,564	2,883,642
Other	150,651	170,780	824	-	151,475	170,780
Motor vehicle in lieu	1,186,278	1,287,125	-	-	1,186,278	1,287,125
Investment income	168,827	177,340	13,043	15,958	181,870	193,298
Miscellaneous	527,243	597,170	-	-	527,243	597,170
<b>Total revenue</b>	<b>11,835,065</b>	<b>12,952,276</b>	<b>5,799,339</b>	<b>5,428,223</b>	<b>17,634,404</b>	<b>18,380,499</b>
<b>Expenditures</b>						
Administrative	35,204	29,460	-	-	35,204	29,460
Legislative	3,204	3,189	-	-	3,204	3,189
Police	5,182,960	5,272,068	-	-	5,182,960	5,272,068
Streets and public works	1,366,677	1,286,448	-	-	1,366,677	1,286,448
Culture and recreation	1,473,861	1,808,291	-	-	1,473,861	1,808,291
Redevelopment	195,154	182,326	-	-	195,154	182,326
Other	87,557	42,139	-	-	87,557	42,139
Capital outlay	2,249,160	2,597,924	-	-	2,249,160	2,597,924
Water	-	-	1,785,026	1,699,106	1,785,026	1,699,106
Sewer	-	-	1,241,233	1,173,844	1,241,233	1,173,844
Refuse	-	-	1,477,731	1,493,818	1,477,731	1,493,818
<b>Total expenditures</b>	<b>10,593,777</b>	<b>11,221,845</b>	<b>4,503,990</b>	<b>4,366,768</b>	<b>15,097,767</b>	<b>15,588,613</b>
Excess (deficiency) before transfers	1,241,288	1,730,431	1,295,349	1,061,455	2,536,637	2,791,886
Transfers	448,429	525,935	(448,429)	(525,935)	-	-
<b>Increase in net position</b>	<b>\$ 1,689,717</b>	<b>\$ 2,256,366</b>	<b>\$ 846,920</b>	<b>\$ 535,520</b>	<b>\$ 2,536,637</b>	<b>\$ 2,791,886</b>

MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015

**Governmental Activities**

The Statement of Activities format is significantly different from a typical Statement of Revenues, Expenses and Changes in Fund Balance. Expenses are listed in the first column, with revenues from that particular program reported to the right. The result is net (expense) revenue. This type of format highlights the relative financial burden of each of the functions on the City's taxpayers. It also identifies how much each function draws from the general revenues or if it is self-financing through fees and grants or contributions. All other governmental revenues are reported as general. It is important to note that all taxes are classified as general revenue, even if restricted for a specific purpose.

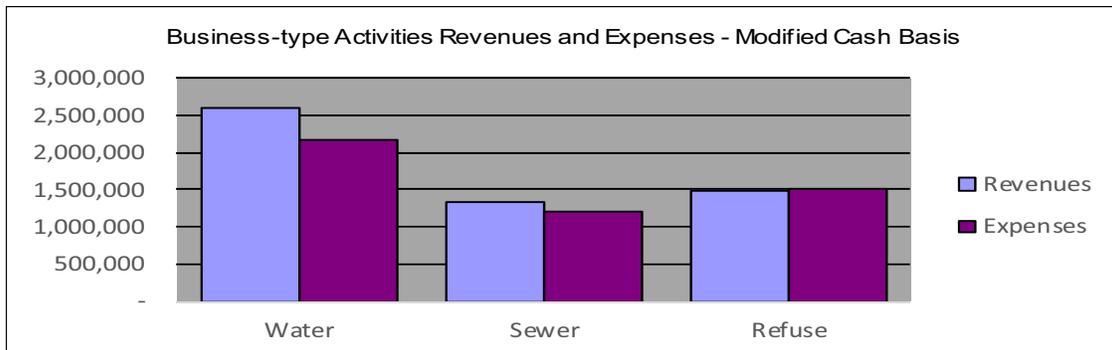
For the year ended June 30, 2015, the City's governmental activities sources and uses follow:



For the year ended June 30, 2015, total expenses for governmental activities resulting from modified cash basis transactions or events amounted to \$11,221,845. Of these total expenses, taxpayers and other general revenues funded only \$6,826,617, and those directly benefiting from the program funded \$3,499,834 from grants and other contributions, and \$2,625,825 from charges for services.

**Business-Type Activities**

The business-type activities' net revenue (expenses), before contributions and transfers, resulting from modified cash basis transactions or events follow: The water, sewer and refuse service activities reported net revenues (expenses) of \$832,935, \$125,006 and \$(22,421), respectively.



MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015

**A FINANCIAL ANALYSIS OF THE CITY'S FUNDS**

Certain funds experienced noteworthy changes from the prior year and are highlighted as follows:

Revenues:

- Streets & Public Works operating grants and contributions increased by \$816,704, which primarily relates to an increased COG/LTF allotment received.
- Streets & Public Works capital grants and contributions increased \$587,469, which consists of the Safe Routes to Schools - Ripona, Jack Tone Park & Ride Lot, and the CNG Bus Shelter capital projects.
- Culture & Recreation charges for services increased \$283,534, which is primarily due to the leasing of the Mistlin baseball fields beginning July 1.
- Other operating grants and contributions increased \$142,151, which is due to repayments of housing loans.
- Capital Outlay charges for services increased \$520,955, which is primarily due to increased engineering fees, planning fees, and a one-time adjustment to the Jack Tone golf course capital improvements account in fiscal year 2015.
- Capital Outlay capital grants and contributions decreased \$569,150, which is due to less developer fees collected in fiscal year 2015 compared to fiscal year 2014. Although there were 194 more permits pulled in fiscal year 2015, most of the developer fees were deferred until future years and were not collected as of June 30, 2015 (23 vs. 41 residential dwelling units).
- Business-type activities did not have any capital grants and contributions for fiscal year 2015.

Expenditures:

- Culture & Recreation expenditures increased \$334,430, which is primarily due to the completion of the Mistlin baseball fields and the additional maintenance and care for the new portion of the park.
- Capital Outlay expenditures increased \$348,764, which is primarily due to street and road capital projects that were completed in fiscal year 2015.

**CAPITAL ASSETS AND DEBT ADMINISTRATION**

**Capital Assets – Modified Cash Basis**

The City does not capitalize capital assets.

**MANAGEMENT'S DISCUSSION AND ANALYSIS  
JUNE 30, 2015**

**Long-Term Debt – Modified Cash Basis**

At June 30, 2015, the City had \$12,983,694 in long-term debt arising from modified cash basis transactions or events, compared with \$13,528,694 at June 30, 2014. At June 30, 2015, the debt is related to business-type activities and a loan due to the Successor Agency Trust.

At June 30, 2015, the City's Private-Purpose Trust Fund had \$27,887,266 in long-term debt arising from the modified cash basis transactions or events, compared with \$28,507,266 at June 30, 2014. At June 30, 2015, all of the debt is related to redevelopment tax allocation bonds.

**ECONOMIC OUTLOOK AND MAJOR INITIATIVES**

The City's budget for the upcoming fiscal year ended June 30, 2016 is fairly consistent with the year ended June 30, 2015.

The City staffing levels for the year ending June 30, 2016 are planned to remain consistent with the year ended June 30, 2015.

During the year ending June 30, 2016, the City plans to evaluate water, sewer and refuse rates to determine if any rate adjustments are necessary.

The City's Successor Agency Trust Fund expects to continue to receive the \$250,000 administrative allowance for administering the winding-down of the Redevelopment Agency.

**CONTACTING THE CITY'S FINANCIAL MANAGEMENT**

This report is designed to provide our citizens, taxpayers, customers, and creditors with a general overview of the City's finances and to demonstrate the City's accountability for the money it receives. If you have questions about this report or need additional information, please contact the City Clerk's Office at 259 N. Wilma Avenue, Ripon, California 95366, or telephone (209) 599-2108.

*THIS PAGE IS LEFT BLANK INTENTIONALLY.*

**BASIC FINANCIAL STATEMENTS**

**CITY OF RIPON**  
**STATEMENT OF NET POSITION – MODIFIED CASH BASIS**  
**JUNE 30, 2015**

	Governmental Activities	Business-Type Activities	Total
<b>ASSETS</b>			
Cash and investments	\$ 20,982,819	\$ 1,704,384	\$ 22,687,203
Cash and investments - restricted	<u>980,862</u>	<u>839,134</u>	<u>1,819,996</u>
Total assets	<u>21,963,681</u>	<u>2,543,518</u>	<u>24,507,199</u>
<b>LIABILITIES</b>			
Long-term liabilities:			
Debt due within one year	-	565,000	565,000
Debt due in more than one year	<u>2,043,694</u>	<u>10,375,000</u>	<u>12,418,694</u>
Total liabilities	<u>2,043,694</u>	<u>10,940,000</u>	<u>12,983,694</u>
<b>NET POSITION</b>			
Capital assets, net of related debt	-	(10,100,866)	(10,100,866)
Restricted for:			
Public safety	81,704	-	81,704
Street construction and maintenance	1,916,967	-	1,916,967
Assessment districts	181,041	-	181,041
Capital outlay	920,854	839,134	1,759,988
Unrestricted	<u>16,819,421</u>	<u>865,250</u>	<u>17,684,671</u>
Total net position	<u>\$ 19,919,987</u>	<u>\$ (8,396,482)</u>	<u>\$ 11,523,505</u>

The accompanying notes are an integral part of this financial statement.

**CITY OF RIPON**  
**STATEMENT OF ACTIVITIES – MODIFIED CASH BASIS**  
**FOR THE YEAR ENDED JUNE 30, 2015**

	Expenses		Program Revenues				Net (Expense) Revenue and Changes in Net Assets		
	Direct	Indirect	Total	Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions	Governmental Activities	Business-Type Activities	Total
<b>Functions/Programs</b>									
<b>Governmental activities:</b>									
Administrative	\$ 984,977	\$ (955,517)	\$ 29,460	\$ 326,550	\$ -	\$ -	\$ 297,090	\$ -	\$ 297,090
Legislative	297,648	(294,459)	3,189	-	-	(3,189)	(3,189)	-	(3,189)
Police	4,545,612	726,456	5,272,068	368,748	151,724	-	(4,751,596)	-	(4,751,596)
Streets and public works	1,572,730	(286,282)	1,286,448	316,855	1,648,819	587,469	1,266,695	-	1,266,695
Culture and recreation	1,628,779	179,512	1,808,291	677,692	-	77,532	(1,053,067)	-	(1,053,067)
Redevelopment	182,326	-	182,326	-	-	-	(182,326)	-	(182,326)
Other	36,278	5,861	42,139	-	487,069	-	444,930	-	444,930
Capital outlay	2,580,908	17,016	2,597,924	642,853	-	840,348	(1,114,723)	-	(1,114,723)
Total governmental activities	11,829,258	(607,413)	11,221,845	2,332,698	2,287,612	1,505,349	(5,096,186)	-	(5,096,186)
<b>Business-type activities:</b>									
Water	1,462,762	236,344	1,699,106	2,602,848	-	-	-	903,742	903,742
Sewer	1,010,563	163,281	1,173,844	1,235,266	-	-	-	61,422	61,422
Refuse	1,286,030	207,788	1,493,818	1,475,791	-	-	-	(18,027)	(18,027)
Total business-type activities	3,759,355	607,413	4,366,768	5,313,905	-	-	-	947,137	947,137
Total primary government	\$ 15,588,613	\$ -	\$ 15,588,613	\$ 7,646,603	\$ 2,287,612	\$ 1,505,349	(5,096,186)	947,137	(4,149,049)
General revenues:									
Taxes:									
Property taxes							1,710,560	98,360	1,808,920
Sales and use taxes							2,883,642	-	2,883,642
Other							170,780	-	170,780
Motor vehicle in lieu							1,287,125	-	1,287,125
Investment income							177,340	15,958	193,298
Miscellaneous							597,170	-	597,170
Transfers							525,935	(525,935)	-
Total general revenues and transfers							7,352,552	(411,617)	6,940,935
Change in net position							2,256,366	535,520	2,791,886
Net position - beginning of year							17,663,621	(8,932,002)	8,731,619
Net position - end of year							\$ 19,919,987	\$ (8,396,482)	\$ 11,523,505

The accompanying notes are an integral part of this financial statement.

**CITY OF RIPON  
BALANCE SHEET – MODIFIED CASH BASIS  
GOVERNMENTAL FUNDS  
JUNE 30, 2015**

3A

	General Fund	Special Revenue Fund	Capital Projects Fund	Other Nonmajor Governmental Funds	Total Governmental Funds
<b>ASSETS</b>					
Cash and investments	\$ 12,298,301	\$ 245,421	\$ 6,812,325	\$ 1,626,772	\$ 20,982,819
Cash and investments - restricted	<u>78,946</u>	<u>-</u>	<u>684,417</u>	<u>217,499</u>	<u>980,862</u>
Total assets	<u>\$ 12,377,247</u>	<u>\$ 245,421</u>	<u>\$ 7,496,742</u>	<u>\$ 1,844,271</u>	<u>\$ 21,963,681</u>
<b>LIABILITIES</b>					
Loan due to private-purpose trust funds	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 2,043,694</u>	<u>\$ -</u>	<u>\$ 2,043,694</u>
Total liabilities	<u>-</u>	<u>-</u>	<u>2,043,694</u>	<u>-</u>	<u>2,043,694</u>
<b>FUND BALANCES</b>					
Restricted for:					
Public safety	81,704	-	-	-	81,704
Street construction and maintenance	-	245,421	-	1,671,546	1,916,967
Assessment districts	-	-	-	181,041	181,041
Capital projects	-	-	684,417	236,437	920,854
Committed to:					
Capital projects	-	-	328,139	-	328,139
Assigned to:					
Capital projects	-	-	4,440,492	-	4,440,492
Subsequent year expenditures	5,218,909	-	-	-	5,218,909
Other purposes	-	-	-	-	-
Unassigned	<u>7,076,634</u>	<u>-</u>	<u>-</u>	<u>(244,753)</u>	<u>6,831,881</u>
Total fund balances	<u>12,377,247</u>	<u>245,421</u>	<u>5,453,048</u>	<u>1,844,271</u>	<u>19,919,987</u>
Total liabilities and fund balances	<u>\$ 12,377,247</u>	<u>\$ 245,421</u>	<u>\$ 7,496,742</u>	<u>\$ 1,844,271</u>	<u>\$ 21,963,681</u>

The accompanying notes are an integral part of this financial statement.

**CITY OF RIPON**  
**STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES**  
**MODIFIED CASH BASIS**  
**GOVERNMENTAL FUNDS**

3A

	General Fund	Special Revenue Fund	Capital Projects Fund	Other Nonmajor Governmental Funds	Total Governmental Funds
<b>REVENUES</b>					
Taxes	\$ 6,141,916	\$ -	\$ -	\$ 460,990	\$ 6,602,906
Assessments	-	-	-	292,651	292,651
Licenses, permits and fees	1,736,576	5,055	230,232	-	1,971,863
Investment income	252,781	1,851	113,636	10,225	378,493
Intergovernmental revenue	53,827	294,342	-	1,293,840	1,642,009
Charges for services	964,324	-	-	2,639	966,963
Fines and forfeitures	438,925	-	-	-	438,925
Housing/loan program income	158,208	-	-	-	158,208
Contributions	500	-	-	-	500
Other	206,631	-	293,127	-	499,758
Total revenues	<u>9,953,688</u>	<u>301,248</u>	<u>636,995</u>	<u>2,060,345</u>	<u>12,952,276</u>
<b>EXPENDITURES</b>					
General government:					
Administration	984,977	-	-	-	984,977
Legislative	297,648	-	-	-	297,648
Public safety:					
Police	4,545,612	-	-	-	4,545,612
Streets and public works:					
Streets	-	606,739	-	49,103	655,842
Planning	328,782	-	-	-	328,782
Engineering	194,296	-	-	-	194,296
Building	148,422	-	-	-	148,422
Culture and recreation:					
Library	76,862	-	-	-	76,862
Parks and recreation	1,472,764	-	-	-	1,472,764
Community Center	79,153	-	-	-	79,153
Community development block grant	-	-	-	86,820	86,820
Special assessment districts	-	-	-	245,388	245,388
Successor agency administration	182,326	-	-	-	182,326
Allocation to other department costs	(767,905)	98,033	14,877	47,582	(607,413)
Other	36,278	-	-	-	36,278
Capital outlay	124,453	672,502	1,697,133	-	2,494,088
Total expenditures	<u>7,703,668</u>	<u>1,377,274</u>	<u>1,712,010</u>	<u>428,893</u>	<u>11,221,845</u>
Excess (deficiency) of revenues over expenditures	<u>2,250,020</u>	<u>(1,076,026)</u>	<u>(1,075,015)</u>	<u>1,631,452</u>	<u>1,730,431</u>
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	(1,025,350)	1,323,145	1,311,140	(1,083,000)	525,935
Operating transfers out	-	-	-	-	-
Total other financing sources (uses)	<u>(1,025,350)</u>	<u>1,323,145</u>	<u>1,311,140</u>	<u>(1,083,000)</u>	<u>525,935</u>
Net change in fund balances	<u>1,224,670</u>	<u>247,119</u>	<u>236,125</u>	<u>548,452</u>	<u>2,256,366</u>
Fund balances, beginning of year	11,152,577	(1,698)	5,216,923	1,295,819	17,663,621
Fund balances, end of year	<u>\$ 12,377,247</u>	<u>\$ 245,421</u>	<u>\$ 5,453,048</u>	<u>\$ 1,844,271</u>	<u>\$ 19,919,987</u>

The accompanying notes are an integral part of this financial statement.

**CITY OF RIPON**  
**STATEMENT OF NET POSITION – MODIFIED CASH BASIS**  
**PROPRIETARY FUNDS**  
**JUNE 30, 2015**

3A

	Sewer Enterprise Fund	Water Enterprise Fund	Refuse Enterprise Fund	Total
<b>ASSETS</b>				
Current assets:				
Cash and investments	\$ 540,919	\$ 917,874	\$ 245,591	1,704,384
Cash and investments - restricted	-	839,134	-	839,134
<b>Total assets</b>	<u>540,919</u>	<u>1,757,008</u>	<u>245,591</u>	<u>2,543,518</u>
<b>LIABILITIES</b>				
Current liabilities:				
Current portion of bonds payable	125,000	440,000	-	565,000
Noncurrent liabilities:				
Noncurrent portion of bonds payable	<u>1,595,000</u>	<u>8,780,000</u>	-	<u>10,375,000</u>
<b>Total liabilities</b>	<u>1,720,000</u>	<u>9,220,000</u>	-	<u>10,940,000</u>
<b>NET POSITION</b>				
Capital assets, net of related debt	(1,720,000)	(8,380,866)	-	(10,100,866)
Restricted for capital assets	-	839,134	-	839,134
Unrestricted	<u>540,919</u>	<u>78,740</u>	<u>245,591</u>	<u>865,250</u>
<b>Total net position</b>	<u>\$ (1,179,081)</u>	<u>\$ (7,462,992)</u>	<u>\$ 245,591</u>	<u>\$ (8,396,482)</u>

The accompanying notes are an integral part of this financial statement.

**CITY OF RIPON  
STATEMENT OF REVENUES, EXPENSES AND CHANGES IN FUND BALANCES  
MODIFIED CASH BASIS  
PROPRIETARY FUNDS**

3A

	Sewer Enterprise Fund	Water Enterprise Fund	Refuse Enterprise Fund	Total
Operating revenues:				
Charges for services:				
Water revenue	\$ -	\$ 2,523,501	\$ -	\$ 2,523,501
Sewer usage services	1,195,545	-	-	1,195,545
Refuse revenue	-	-	1,468,924	1,468,924
Total operating revenues	<u>1,195,545</u>	<u>2,523,501</u>	<u>1,468,924</u>	<u>5,187,970</u>
Operating expenses:				
Salaries and wages	338,912	367,566	431,502	1,137,980
Employee benefits	178,664	198,873	236,040	613,577
Professional services	112,569	65,271	5,354	183,194
Repairs and maintenance	97,124	85,129	99,109	281,362
Gas and oil	17,805	13,926	69,365	101,096
Utilities	127,136	331,979	4,773	463,888
Supplies	6,154	10,700	7,141	23,995
Conference expenses	590	258	26	874
Communications	2,133	2,358	2,461	6,952
Membership, dues, books, etc.	44,050	9,639	1,668	55,357
Postage	5,481	11,696	5,333	22,510
Refuse disposal	-	-	414,422	414,422
Other	5,185	8,801	8,836	22,822
Allocation of other department costs.	163,281	236,344	207,788	607,413
Total operating expenses	<u>1,099,084</u>	<u>1,342,540</u>	<u>1,493,818</u>	<u>3,935,442</u>
Operating income	<u>96,461</u>	<u>1,180,961</u>	<u>(24,894)</u>	<u>1,252,528</u>
Nonoperating revenues (expenses):				
Property taxes	98,360	-	-	98,360
State property tax reimbursements	-	-	-	-
Intergovernmental revenue	-	-	-	-
Interest revenue	4,945	8,540	2,473	15,958
Bond issuance costs	-	-	-	-
Debt service - interest	(74,760)	(356,566)	-	(431,326)
Total nonoperating revenues (expenses)	<u>28,545</u>	<u>(348,026)</u>	<u>2,473</u>	<u>(317,008)</u>
Net income before contributions and transfers	<u>125,006</u>	<u>832,935</u>	<u>(22,421)</u>	<u>935,520</u>
Contributions/developer fees	39,721	79,347	6,867	125,935
Transfers in	-	-	-	-
Transfers out	(39,721)	(479,347)	(6,867)	(525,935)
Change in net position	125,006	432,935	(22,421)	535,520
Net position - beginning	<u>(1,304,087)</u>	<u>(7,895,927)</u>	<u>268,012</u>	<u>(8,932,002)</u>
Net position - ending	<u>\$ (1,179,081)</u>	<u>\$ (7,462,992)</u>	<u>\$ 245,591</u>	<u>\$ (8,396,482)</u>

The accompanying notes are an integral part of this financial statement.

**CITY OF RIPON**  
**STATEMENT OF FIDUCIARY NET POSITION – MODIFIED CASH BASIS**  
**PRIVATE-PURPOSE TRUST FUNDS**  
**JUNE 30, 2015**

	<u>Successor Agency Trust Fund</u>
<b>ASSETS</b>	
Cash and investments	\$ 47,004
Cash and investments - restricted	4,836,883
Loan due from capital projects fund	<u>2,043,694</u>
Total assets	<u>6,927,581</u>
<b>LIABILITIES</b>	
Due to State	1,297,266
Long-term liabilities:	
Debt due within one year	760,000
Debt due in more than one year	<u>25,830,000</u>
Total liabilities	<u>27,887,266</u>
<b>NET POSITION</b>	
Restricted for capital outlay	1,572,590
Restricted for debt service	1,967,026
Unrestricted	<u>(24,499,301)</u>
Total net position	<u>\$ (20,959,685)</u>

**CITY OF RIPON  
STATEMENT OF CHANGES IN FIDUCIARY NET POSITION – MODIFIED CASH BASIS  
PRIVATE-PURPOSE TRUST FUNDS  
FOR THE YEAR ENDED JUNE 30, 2015**

3A

	Successor Agency Trust Fund
<b>ADDITIONS</b>	
Property taxes	\$ 1,692,919
Program income	534,932
Investment income	34,228
Total additions	2,262,079
<b>DEDUCTIONS</b>	
General operating	275,800
Debt service - interest	1,221,311
Total deductions	1,497,111
Change in net position	764,968
Total net position - beginning of year	(21,724,653)
Total net position - end of year	\$ (20,959,685)

The accompanying notes are an integral part of this financial statement.

**CITY OF RIPON**  
**NOTES TO THE BASIC FINANCIAL STATEMENTS**  
**JUNE 30, 2015**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

The financial statements of the City of Ripon (the City) are presented on the modified cash basis of accounting. The modified cash basis of accounting differs from accounting principles generally accepted in the United States of America (GAAP). Generally accepted accounting principles include all relevant Governmental Accounting Standards Board (GASB) pronouncements.

**Financial Reporting Entity**

The City was incorporated on November 27, 1945, under the general laws of the State of California. The City operates under a Council-Manager form of government consisting of five elected council members including the Mayor and a city council appointed City Manager. The City provides the following services as authorized by its charter: public safety, sanitation, water utility, street maintenance, community development, library, parks and recreation, and general administrative services.

**Individual Component Unit Disclosures**

There are no entities which meet the Governmental Accounting Standards Board (GASB) Statement No. 14, as amended by GASB Statement No. 39 and GASB Statement No. 61 criteria for discrete disclosure within these basic financial statements.

**Basis of Presentation**

The government-wide financial statements (i.e. statement of net position and statement of activities) display information about the primary government (the City). These statements include the financial activities of the overall City government, except for fiduciary activities. Eliminations have been made to minimize the double counting of internal activities. These statements distinguish between the *governmental* and *business-type activities* of the City. Governmental activities generally are financed through taxes, intergovernmental revenues, and other nonexchange transactions. Business-type activities are financed in whole or in part by fees charged to external parties.

The Statement of Activities presents a comparison between direct and indirect expenses and program revenues for each segment of the business-type activities of the City and for each function of the City's governmental activities. Direct expenses are those that are specifically associated with a program or function and, therefore, are clearly identifiable to a particular function. Indirect expenses are allocated to functions based on the relativity of direct expenses by department. Program revenues include (a) charges paid by the recipients of goods or services offered by the programs, (b) grants and contributions that are restricted to meeting the operational needs of a particular program and (c) fees, grants and contributions that are restricted to financing the acquisition or construction of capital assets. Revenues that are not classified as program revenues, including all taxes, are presented as general revenues.

**CITY OF RIPON**  
**NOTES TO THE BASIC FINANCIAL STATEMENTS**  
**JUNE 30, 2015**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)**

**Basis of Presentation (Continued)**

Fund financial statements of the reporting entity are organized into funds, each of which is considered to be a separate accounting entity. Each fund is accounted for by providing a separate set of self-balancing accounts that constitutes its assets, liabilities, fund equity, revenues, and expenditures/expenses. Funds are organized into three major categories: governmental, proprietary and fiduciary. An emphasis is placed on major funds within the governmental and proprietary categories. A fund is considered major if it is the primary operating fund of the City or meets the following criteria.

- a. Total assets, liabilities, revenues, or expenditures/expenses of that individual governmental or enterprise fund are at least 10 percent of the corresponding total for all funds of that category or type, and
- b. Total assets, liabilities, or expenditures/expenses of the individual governmental or enterprise fund are at least 5 percent of the corresponding total for all governmental and enterprise funds combined.

The funds of the financial reporting entity are described below:

**Governmental Funds**

The General Fund is the primary operating fund of the City and is always classified as a major fund. It is used to account for all activities except those legally or administratively required to be accounted for in other funds.

Special Revenue Funds are used to account for the proceeds of the specified revenue sources that are either legally restricted to expenditures for specified purposes or designated to finance particular functions or activities of the City. The reporting entity includes the following special revenue fund, which is reported as a major fund.

**Streets and Road Fund** – Accounts for revenues and expenditures for streets and roads.

Capital Projects Funds are used to account for resources restricted or designated for the acquisition or construction of specific capital projects or items. The reporting entity includes the following capital projects fund, of which is reported as a major fund:

**Capital Projects Fund** – Accounts for contributions and specific revenues and transfers from other City funds and expenditures for various capital projects as the City Council may designate.

**Proprietary Funds**

Enterprise Funds are used to account for business-like activities provided to the general public. These activities are financed primarily by user charges, and the measurement of financial activity focuses on net income measurement similar to the private sector. The reporting entity includes the following enterprise funds, water, sewer, and refuse funds, all of which qualify as major funds.

**Sewer Fund** – Accounts for activities associated with operating and maintaining the City's sewer and surface drainage system. All activities necessary to provide such services are accounted for in this fund, including administration, operations, capital improvements, maintenance, financing and related debt service, and billing and collection.

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)**

**Basis of Presentation (Continued)**

Proprietary Funds (Continued)

**Water Fund** – Accounts for the provision of water services to residents of the City. All activities necessary to provide such services are accounted for in this fund, including administration, operations, capital improvements, maintenance, financing and related debt service, and billing and collection.

**Refuse Fund** – Accounts for the provision of refuse collection services to residents of the City. All activities necessary to provide such services are accounted for in this fund, including administration, operations, capital improvements, maintenance, financing and related debt service, and billing and collection.

Proprietary fund operating revenues, such as charges for services, result from exchange transactions associated with the principal activity of the fund. Exchange transactions are those in which each party receives and gives up essentially equal values. Nonoperating revenues, such as subsidies and investment earnings, result from nonexchange transactions or ancillary activities. Contributions/developer fees are reported separately and represent capital contributions charged by the City. Operating expenses are those expenses essential to the primary operations of the fund. All other expenses are reported as nonoperating expenses.

Fiduciary Funds

Private-Purpose Trust Funds are established to serve as the custodian for assets held in a trustee or agency capacity for others and, therefore, cannot be used to support the City's own programs. The reporting entity includes on private-purpose trust fund.

**Successor Agency Trust Fund** – Accounts for activities related to the winding down of the former Redevelopment Agency.

Measurement Focus

In the Government-Wide Statement of Net Position and Statement of Activities, both governmental and business-like activities are presented using the economic resources measurement focus, within the limitations of the modified cash basis of accounting, as define below.

In the fund financial statements, the “current financial resources” measurement focus or the “economic resources” measurement focus, as applied to the modified cash basis of accounting, is used as appropriate:

- a. All governmental funds utilize a “current financial resources” measurement focus. Only current financial assets and liabilities are generally included on their balance sheets. The operating statements present sources and uses of available spendable financial resources during a given period. These funds use fund balance as their measure of available spendable financial resources at the end of the period.
- b. The proprietary fund utilizes an “economic resources” measurement focus. The accounting objectives of this measurement focus are the determination of operating income, changes in net assets (or cost recovery), and financial position. All assets and liabilities (whether current or noncurrent, financial, or nonfinancial) associated with their activities are reported. Proprietary fund equity is classified as net position.

**CITY OF RIPON**  
**NOTES TO THE BASIC FINANCIAL STATEMENTS**  
**JUNE 30, 2015**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)**

**Basis of Presentation (Continued)**

Measurement Focus (Continued)

- c. The fiduciary fund utilizes and “economic resources” measurement focus. The accounting objectives of this measurement focus are the determination of additions, deductions, changes in net position, and financial position. All assets and liabilities (whether current or noncurrent, financial, or nonfinancial) associated with their activities are reported. Fiduciary fund equity is classified as net position.

Basis of Accounting

In the Government-Wide Statement of Net Position and Statement of Activities, and the fund financial statements, governmental and business-like activities are presented using a modified cash basis of accounting. This is a basis of accounting other than accounting principles generally accepted in the United States of America (GAAP) as established by the Governmental Accounting Standards Board. The basis of accounting involves modification to the cash basis of accounting to report in the statement of net position cash transactions that result in an obligation that covers a period greater than the period in which the cash transaction occurred. Accordingly, long-term liabilities arising from cash transactions have been reported in the statement of net position.

This modified cash basis of accounting differs from GAAP primarily because certain assets and their related revenues (such as accounts receivable and revenue for billed or provided services not yet collected, and other accrued revenue and receivables) and certain liabilities and their related expenses or expenditures (such as accounts payable and expenses for goods or services received but not yet paid, and other accrued expenses and liabilities) are not recorded in these financial statements, with the exception of long-term liabilities arising from cash transactions. In addition, other economic assets, deferred outflows, liabilities, and deferred inflows that do not arise from a cash transaction or event (such as donated assets and postemployment benefit obligations) are not reported, and the measurement of reported assets and liabilities does not involve adjustment to fair value. Lastly, the City does not recognize its investment in capital assets in its statement of net position.

If the City utilized the basis of accounting recognized as generally accepted, the fund financial statements for governmental funds would use the modified accrual basis of accounting, while the fund financial statements for proprietary and fiduciary fund types would use the accrual basis of accounting. All government-wide financials would be presented on the accrual basis of accounting.

Cash, Cash Equivalents and Investments

For the purpose of financial reporting, “cash and cash equivalents” includes all demand and savings accounts and certificates of deposit or short-term investments with an original maturity date of three months or less. This also includes deposits with the State of California Local Agency Investment Fund (LAIF) and trust account investments in open-ended mutual fund shares.

Investments are stated at cost.

Restricted cash and investments includes proceeds from the 2012 refunding water revenue bonds and the 2006 water revenue bonds which are restricted for expansion of the wastewater treatment plant, upgrade of water facilities and for repayment of bonds. Additionally, proceeds from 2003, 2005 and 2007 tax allocation bonds are restricted for various capital projects and for payment of bonds. Restricted cash and investments also include proceeds from grants for which the funds have not been expended.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)**

**Basis of Presentation (Continued)**

Long-term Debt

All long-term debt arising from cash basis transactions to be repaid from governmental and business-type resources is reported as liabilities in the government-wide financial statements.

Long-term debt arising from cash basis transactions of governmental funds is not reported as liabilities in the fund financial statements. The debt proceeds are reported as other financing sources and payment of principal and interest reported as expenditures. The accounting for proprietary funds is the same in the fund financial statements as the treatment in the government-wide financial statements.

Equity Classification

Equity in the government-wide statements is classified as net position and displayed in three components:

- a. Capital assets net of related debt – Consists of the outstanding balances of any bonds, mortgages, notes or other borrowings that are attributable to the acquisition, construction, or improvements of capital assets.
- b. Restricted – Consists of restricted assets reduced by liabilities with restriction constraints placed on the use either by external groups such as creditors, grantors, contributors, or laws and regulations of other governments; or law through constitutional provisions or enabling legislation.
- c. Unrestricted – Net amount of assets and liabilities that are not scheduled in the determination of net investment in capital assets on the restricted component of net position.

It is the City's policy to first use restricted net resources prior to the use of unrestricted net resources when an expense is incurred for purposes for which both restricted and unrestricted net resources are available.

In the fund financial statements, fund balance for governmental funds is reported in classifications that comprise a hierarchy based primarily on the extent to which the City is bound to honor constraints on the specific purpose for which amounts in the funds can be spent. Fund balance is reported in five components: nonspendable, restricted, committed, assigned and unassigned.

Nonspendable – Amounts that cannot be spent because they are either not in spendable form or legally or contractually required to be maintained intact.

Restricted – Amounts constrained regarding the use from restrictions externally imposed by creditors, grantors, contributors, or laws or regulations of other governments or by restrictions imposed by law through constitutional provisions or enabling legislation.

Committed – Amounts constrained regarding use for specific purposes pursuant to requirements imposed by formal action of the City's highest level of decision-making authority.

Assigned – Amounts constrained by the City's intent to be used for specific purposes, but are neither restricted nor committed. The authority of assigning fund balance is expressed by the City Council, City manager or their designee as established in the City's Fund Balance Policy.

Unassigned – Amounts that have not been restricted, committed or assigned to specific purposes within the general fund. The general fund is the only fund that reports a positive unassigned fund balance amount. Other governmental funds besides the general fund can only report a negative unassigned fund balance amount.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)**

**Basis of Presentation (Continued)**

Equity Classification (Continued)

When both restricted and unrestricted resources are available for use, it is the City's policy to use restricted resources first, then unrestricted resources (committed, assigned and unassigned) as they are needed. When unrestricted resources (committed, assigned and unassigned) are available for use, it is the City's policy to use committed resources first, then assigned, and then unassigned as they are needed.

Proprietary fund equity is classified the same as in the government-wide financial statements.

Internal and Interfund Balances and Activities

In the process of aggregating the financial information for the Government-Wide Statement of Net Position and Statement of Activities, some amounts reported as interfund activity and balances in the fund financial statements have been eliminated or reclassified.

Interfund activity, if any, within and among the governmental, proprietary, and fiduciary fund categories is reported as follows in the fund financial statements:

1. Interfund loans – Amounts provided with a requirement for repayment are reported as interfund receivables and payables.
2. Interfund services – Sales or purchases of goods and services between funds are reported as revenues and expenditures/expenses.
3. Interfund reimbursements – Repayments from funds responsible for certain expenditures/expenses to the funds that initially paid for them are not reported as reimbursements but as adjustments to expenditures/expenses in the respective funds.
4. Interfund transfers – Flow of assets from one fund to another where repayment is not expected are reported as transfers in and out.

Interfund activity and balances, if any, are eliminated or reclassified in the government-wide statements as follows:

1. Internal balances – Amounts reported in the fund financial statements as interfund receivables and payables are eliminated in the governmental and business-type activities columns of the Statement of Net Assets, except for the net residual amounts due between governmental and business-type activities, which are reported as Internal Balances.
2. Internal activities – Amounts reported as interfund transfers in the fund financial statements are eliminated in the Government-Wide Statement of Activities except for the net amount of transfers between governmental and business-type activities, which are reported as Transfers - Internal Activities. The effects of interfund services between funds, if any, are not eliminated in the Statement of Activities.

Use of Estimates

The preparation of financial statements in conformity with the modified cash basis of accounting described in Note 1 used by the City requires management to make estimates and assumptions that affect certain reported amounts and disclosures; accordingly, actual results could differ from those estimates.

**CITY OF RIPON**  
**NOTES TO THE BASIC FINANCIAL STATEMENTS**  
**JUNE 30, 2015**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)**

**Basis of Presentation (Continued)**

Budgetary Accounting

The City does not adopt an appropriated budget and is not required to adopt such a budget by law. However, the City does adopt a nonappropriated budget annually which is approved by the City Council. The budget for all governmental and proprietary funds is on the cash basis of accounting.

Property Taxes

Property taxes in the State of California are administered for all local agencies at the county level, and consist of secured, unsecured, and utility tax rolls. The following is a summary of major policies and practices relating to property taxes.

Property valuations are established by the Assessor of the County of San Joaquin for the secured and unsecured property tax rolls; the utility property tax rolls are valued by the State Board of Equalization. Under the provisions of Article XIII A of the State Constitution (Proposition 13 adopted by voters on June 6, 1978) properties are assessed at 100% of full value. From this based of assessment, subsequent annual increases in valuation are limited to a maximum of 2%. However, increases to full value are allowed for property improvements or upon change in ownership. Personal property is excluded from these limitations, and is subject to annual reappraisal.

Tax levies are limited to 1% of full value which results in a tax rate of \$1.00 per \$100 assessed valuation, under the provisions of Proposition 13. Tax rates for voter-approved indebtedness are excluded from this limitation.

Tax levy dates are attached annually on January 1 proceeding the fiscal year for which the taxes are levied. The fiscal year begins July 1 and ends June 30 of the following year. Taxes are levied on both real and unsecured personal property, as it exists at that time. Liens against real estate, as well as the tax on personal property, are not relieved by subsequent renewal or change in ownership.

Tax collections are the responsibility of the county tax collector. Taxes and assessments on secured and utility rolls, which constitute a lien against the property, may be paid in two installments. The first is due on November 1 of the fiscal year and is delinquent if not paid by December 10. The second is due on March 1 of the fiscal year and is delinquent if not paid by April 10. Unsecured personal property taxes do not constitute a lien against real property unless the taxes become delinquent. Payment must be made in one installment, which is delinquent if not paid by August 31 of the fiscal year. Significant penalties are imposed by the county for late payments.

The County of San Joaquin levies bills and collects property taxes and special assessments for the City. Property taxes levied are recorded as revenue when received, in the fiscal year of the levy, due to the adoption of the "alternate method of property tax distribution", known as the Teeter Plan, by the City of Ripon and the County of San Joaquin. The Teeter Plan authorizes the Auditor/Controller of the County of San Joaquin to allocate 100 percent of the secured property taxes billed, but not yet paid. The County of San Joaquin remits tax monies to the City in three installments as follows:

- 50 percent remitted in December
- 45 percent remitted in April
- 5 percent remitted in June

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 2 – CASH AND INVESTMENTS**

Cash and investments as of June 30, 2015 are classified in the accompanying financial statements as follows:

Statement of net position:

Governmental and proprietary funds:

Cash and investments	22,687,203
Cash and investments - restricted	<u>1,819,996</u>
	24,507,199

Fiduciary funds:

Cash and investments	47,004
Cash and investments - restricted	<u>4,836,883</u>
	4,883,887

Total cash and investments	<u>\$ 29,391,086</u>
----------------------------	----------------------

Cash and investments as of June 30, 2015 consist of the following:

Cash on hand	\$ 1,300
Deposits with financial institutions	216,381
Investments	<u>29,173,405</u>
	<u>\$ 29,391,086</u>

The City maintains a cash and investment pool that is available for use by all funds. Each fund type's portion of this pool is displayed on the statement of net position and balance sheet as "cash and investments". California statutes authorize cities to invest idle or surplus funds in a variety of credit instruments as provided for in the California Government Code Section 53600.

The Government Code and the City of Ripon Investment Policy allow investments in the following instruments:

Investment Type	Maximum Maturity	Authorized Limit %	Required Rating
Local Agency Bonds	5 years	None	None
U.S. Treasury Bills, Notes or Bonds	5 years	None	None
State Registered Warrants, Notes, or Bonds	5 years	None	None
Notes and Bonds of Other Local California Agencies	5 years	None	None
U.S. Agencies	5 years	None	None
Bankers Acceptances	180 days	40%	None
Prime Commercial Paper	270 days	15% or 30%	A1/P1
Negotiable Certificates of Deposit	5 years	30%	None
Repurchase and Reverse Purchase Agreements	1 yr/92 days	None/20%	None
Medium Term Corporate Notes	5 years	30%	A
Money Market Mutual Funds	5 years	15%	2-AAA
Collateralized Bank Deposits	5 years	None	None
Mortgage Pass-Through Securities	5 years	20%	AA
Local Agency Investment Fund (LAIF)	N/A	None	None
County Pooled Investment Funds	N/A	None	None
Funds Held Under the Terms of a Trust Indenture			
Indenture or Other Contract	*	*	*

\* Such funds may be invested according to the provisions of those indentures or agreements.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 2 – CASH AND INVESTMENTS (CONTINUED)**

Disclosures Relating to Interest Rate Risk

Interest rate risk is the risk that changes in market interest rates will adversely affect the fair value of an investment. Generally, the longer the maturity of an investment, the greater the sensitivity of its fair value to changes in market interest rates. One of the ways that the City manages its exposure to interest rate risk is by purchasing a combination of shorter term and longer term investments and by timing cash flows from maturities as necessary to provide the cash flow and liquidity needed for operations.

Information about the sensitivity of the fair values of the City’s investments (including investments held by bond trustee) to market interest rate fluctuations is provided by the following table that shows the distribution of the City’s investments by maturity:

Investment Type	Total Cost	Fair Value	12 Months or Less	13-24 Months	25-36 Months	37-48 Months	49-60 Months	More than 60 Months
State Investment Pool	7,264,029	7,266,760	7,266,760	-	-	-	-	-
CSJV Pool	19,103,225	19,467,768	19,467,768	-	-	-	-	-
Held by Bond Trustees:								
Money Market Funds	2,434,413	2,434,413	2,434,413	-	-	-	-	-
Guaranteed Investment Contracts	<u>371,738</u>	<u>371,738</u>	<u>371,738</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Total	<u>\$29,173,405</u>	<u>\$29,540,679</u>	<u>\$29,540,679</u>	<u>\$ -</u>				

Disclosures Relating to Credit Risk

Generally, credit risk is the risk that an issuer of an investment will not fulfill its obligation to the holder of the investment. This is measured by the assignment of a rating by a nationally recognized statistical rating organization. Presented below is the minimum rating required by (where applicable) the California Government Code, the City’s investment policy, or debt agreements, and the actual rating as of fiscal year end for each investment type.

Investment Type	Amount	Fair Value	Minimum Legal Rating	Exempt from Disclosure	Rating as of Fiscal Year-End			
					AAA	AA	A	Not Rated
State Investment Pool	7,264,029	7,266,760	N/A	-	-	-	-	7,266,760
CSJV Pool	19,103,225	19,467,768 *	N/A	-	-	-	-	19,467,768
Held by Bond Trustees:								
Money Market Funds	2,434,413	2,434,413	N/A	-	-	-	-	2,434,413
Guaranteed Investment Contracts	<u>371,738</u>	<u>371,738</u>	<u>N/A</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>371,738</u>
Total	<u>\$29,173,405</u>	<u>\$29,540,679</u>	<u>N/A</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$29,540,679</u>

**CITY OF RIPON**  
**NOTES TO THE BASIC FINANCIAL STATEMENTS**  
**JUNE 30, 2015**

**NOTE 2 – CASH AND INVESTMENTS (CONTINUED)**

Concentration of Credit Risk

The investment policy of the City contains limitations on the amount that can be invested in certain types of investments. The City's investments are concentrated in external investment pools which are not subject to investment limits.

Custodial credit risk for *deposits* is the risk that, in the event of failure of a depository financial institution, a government will not be able to recover its deposit or will not be able to recover collateral securities that are in the possession of an outside party. The custodial credit risk for *investments* is the risk that, in the event of failure of the counterparty (e.g. broker-dealer) to a transaction, a government will not be able to recover the value of its investment or collateral securities that are in the possession of another party. The California Government Code and the City's investment policy do not contain legal or policy requirements that would limit the exposure to custodial risk for deposits or investments, other than the following provisions for deposits. The California Government Code requires that a financial institution secure deposits made by state or local governmental units by pledging securities in an undivided collateral pool held by a depository regulated under state law (unless so waived by the governmental unit). The market value of the pledged securities in the collateral pool must equal at least 110% of the total amount deposited by the public agencies. California law also allows financial institutions to secure City deposits by pledging first trust deed mortgage notes having a value of 150% of the secured public deposits.

As of June 30, 2015, none of the City's deposits with financial institutions were in excess of federal depository insurance limits.

A description of the City's investments follows:

Investment in State Investment Pool

Although the City did not participate in any securities lending transactions or enter into any reverse repurchase agreements during the year, the City does have an investment in the California Local Agency Investment Fund (LAIF) with fair value in the amount of \$7,266,760. The total amount invested by all public agencies in the LAIF is \$69,606,487,716, of which 0.97% is invested in medium-term and short-term structured notes and asset-backed securities. The Local Investment Advisory Board (Board) has oversight responsibility for the LAIF. The Board consists of five members as designated by state statute. The value of the pool shares in the LAIF, which may be withdrawn, is determined on an amortized cost basis, which is different than the fair value of the City's portion in the pool. Included in the LAIF's Investment Portfolio are United States Treasury and federal agency securities, International Bank for Reconstruction and Development federal agency floating rate debentures, bank notes, certificates of deposit, commercial paper, corporate floaters and bonds, time deposits, and California Assembly Bill 55 and State of California General Fund loans. Participant's equity in the LAIF is determined by the dollar amount at the participant's deposits, adjusted for withdrawals and distributed investment income. The State Treasurer's investment policy for the LAIF and separately issued financial statements for the LAIF are available at <http://www.treasurer.ca.gov/pmia-laif/>.

CSJV Pool

The City maintains an investment of \$19,103,225 in the Central San Joaquin RMA Pool as of June 30, 2015. The total amount invested by all participants in the pool is \$68,669,480. The value of the pool shares which may be withdrawn is determined on an amortized cost basis, which is different than the fair value of the City's portion in the pool. The fair value of the City's share of the pool is determined monthly and is \$19,467,768 as of June 30, 2015. The pool is not registered with the Securities Exchange Commission; however, it is managed by a registered investment advisor. Participation in the pool is voluntary. The pool's average maturity is 2.72 years and the average rating is AA+/Aa1. The pool consists of 66% Securities of U.S. Government Agencies and 23% U.S. Corporate Obligations and 11% other. The pool complies with the City's investment policy.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 2 – CASH AND INVESTMENTS (CONTINUED)**

Guaranteed Investment Contracts

The City invested \$371,738 (held by bond trustee) in a Guaranteed Investment Contract (GIC), yielding 3.31% annually and ends January 1, 2017. Interest is received semi-annually. The GIC was established as the reserve account for the Tax Allocation Bonds, Issue of 2003, which matures on November 1, 2032.

**NOTE 3 – INTERFUND TRANSACTIONS**

Interfund transactions consist of the following:

Transfers Between Funds

Resources may be transferred from one City fund to another with Council approval. The purpose of the majority of transfers is to reimburse a fund which has made an expenditure on behalf of another fund. Less often, a transfer may be made to open or close a fund.

Transfers between funds during the year ended June 30, 2015 were as follows:

<u>Fund</u>	<u>Transfers In</u>	<u>Transfers Out</u>
<b>Major Governmental Funds:</b>		
General Fund	\$ 100,000	\$ 1,125,351
Capital Projects Fund	1,315,171	4,031
<b>Major Special Revenue Fund:</b>		
Streets and Roads	1,328,200	5,055
<b>Major Proprietary Funds:</b>		
Sewer Enterprise	4,031	43,751
Water Enterprise	-	479,347
Refuse Enterprise	-	6,867
<b>Nonmajor Governmental Funds:</b>		
<b>Special Revenue Funds:</b>		
2103 HUTA Fund	-	150,000
2103 Fund	-	100,000
2106 Fund	-	-
2107 Fund	-	-
2107.5 Fund	-	8,000
Measure K	-	-
COG/LTF	-	825,000
	<u>                    </u>	<u>                    </u>
Total interfund transfers	<u>\$ 2,747,402</u>	<u>\$ 2,747,402</u>

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 3 – INTERFUND TRANSACTIONS (CONTINUED)**

Transfers Between Funds (Continued)

In general, the City uses interfund transfers to:

- Transfer unrestricted revenues collected in the general fund to help finance various programs and capital projects accounted for in other funds
- Fund operations (move revenues from the funds that collect them to the funds that statute or budget requires to expend them)
- Fund interdepartmental cost reimbursement
- Fund capital projects

The effect of the interfund activity has been eliminated from the government-wide financial statements.

Internal Balances

Internal balances represent the net interfund receivables and payables remaining after the elimination of all such balances within governmental, business-type activities and fiduciary funds.

**NOTE 4 – LONG-TERM DEBT**

The City incurs long-term debt to finance projects or purchase assets which will have useful lives equal to or greater than the related debt.

In governmental fund types, debt discounts and issuance costs are recognized in the current period. Debt discounts and issuance costs incurred by proprietary fund types have also been recorded in the period incurred in accordance with the modified cash basis of accounting.

Current Year Transactions and Balances

The City's debt issues and transactions are summarized below and discussed in further detail thereafter:

	<u>Original Amount</u>	<u>Balance June 30, 2014</u>	<u>Additions</u>	<u>Reductions</u>	<u>Transfers</u>	<u>Balance June 30, 2015</u>	<u>Current Year</u>
Governmental Activity Debt							
Loan Due to Successor							
Agency Trust	\$ 3,300,000	\$ 2,043,694	\$ -	\$ -	\$ -	\$ 2,043,694	\$ -
Business-Type Activity Debt							
Enterprise long-term debt							
2011 Refunding Revenue							
Bonds (Sewer)	\$ 2,195,000	\$ 1,840,000	\$ -	\$ 120,000	\$ -	\$ 1,720,000	\$ 125,000
2006 Revenue Bonds							
(Water)	7,845,000	6,480,000	-	230,000	-	6,250,000	240,000
2012 Refunding Revenue							
Bonds (Water)	<u>3,350,000</u>	<u>3,165,000</u>	<u>-</u>	<u>195,000</u>	<u>-</u>	<u>2,970,000</u>	<u>200,000</u>
	<u>\$ 13,390,000</u>	<u>\$ 11,485,000</u>	<u>\$ -</u>	<u>\$ 545,000</u>	<u>\$ -</u>	<u>\$ 10,940,000</u>	<u>\$ 565,000</u>

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 4 – LONG-TERM DEBT (CONTINUED)**

Loan Due to Private-Purpose Trust Fund

In 2011, the City entered into a loan agreement between the Redevelopment Agency and the City of Ripon. The borrower shall repay the Redevelopment Agency, the principal sum of up to five million dollars (\$5,000,000) and pay interest on the outstanding balance of said sum at the rate of 0.4625% (the LAIF rate as of December 2010) for the first year. Thereafter, at the end of each calendar year, the interest rate may be reset according to the December LAIF rate (0.267% at December 2014). A minimum of fifty percent (50%) of all development impact (PFFP) paid in connection with building activity of the City of Ripon for the same calendar year shall be applied towards the loan. Only after the interest accrued for that calendar year has been paid, shall the outstanding balance be reduced. Full payment of principal and any outstanding interest is due on February 1, 2016.

As of February 1, 2012, the Redevelopment Agency was dissolved and the assets and activities of the Redevelopment Agency were transferred to a private-purpose trust fund (Successor Agency Trust). (See Note 12.)

Revenue Bonds

Enterprise fund long-term debt outstanding as of June 30, 2015 consists of the following:

In 2011, the City entered into an Installment Purchase Agreement with Bank of America Leasing to refund the City's portion of the California Statewide Communities Development Authority Water and Wastewater Revenue Bonds (Pooled Financing Program) Series 1999A. The original borrowing was \$2,195,000. The bonds are secured by a pledge of net revenues of the Sewer Enterprise Fund. The Sewer Enterprise Fund is required to establish user fees and rates that will yield net revenues equal to at least 1.2 times the annual debt service. Principal payments are due annually on October 1. Interest payments are payable semi-annually on April 1 and October 1.

In August 2006, the City issued \$7,845,000 California Statewide Communities Development Authority Water Revenue Bonds Series 2006C. The bonds are secured by a pledge of net revenues of the Water Enterprise Fund. The Water Enterprise Fund is required to establish user fees and rates that will yield net revenues equal to at least 1.2 times the annual debt service. Principal payments are due annually on October 1. Interest payments are payable semi-annually on April 1 and October 1.

In September 2012, the City entered into an agreement with Union Bank, N.A. to refund the City's portion of the California Statewide Community Development Authority Water and Wastewater Revenue Bonds (Pooled Financing Agreement) Series 2002A. The original borrowing was \$3,350,000. The bonds are secured by a pledge of net revenues of the Water Enterprise Fund. The Water Enterprise Fund is required to establish user fees and rates that will yield net revenues equal to at least 1.2 times the annual debt service. Principal payments are due annually on October 1. Interest payments are payable semi-annually on April 1 and October 1.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 4 – LONG-TERM DEBT (CONTINUED)**

Revenue Bonds (Continued)

Debt Outstanding as of June 30, 2015 consists of the following:

	<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Amounts Issued</u>	<u>Outstanding</u>
<u>Governmental Activity Debt</u>				
Loan Due to Successor Agency Trust	0.25%	February 1, 2016	\$ 3,300,000	\$ 2,043,694
<u>Business-Type Activity Debt</u>				
Enterprise Fund Bonds				
2011 Refunding Wastewater Revenue Bonds (Sewer)				
Term Bonds	4.20%	October 1, 2025	\$ 2,195,000	\$ 1,720,000
2006 Revenue Bonds (Water)				
Serial Bonds	3.625%-4.30%	October 1, 2021	3,475,000	1,880,000
Term Bonds	4.50%	October 1, 2027	2,120,000	2,120,000
Term Bonds	4.50%	October 1, 2032	2,250,000	2,250,000
			<u>7,845,000</u>	<u>6,250,000</u>
2012 Refunding Revenue Bonds (Water)				
Serial Bonds	2.00%-3.375%	October 1, 2027	3,350,000	2,970,000
			<u>\$ 13,390,000</u>	<u>\$ 10,940,000</u>

Annual debt service requirements are shown below for all long-term debt:

<u>For the Year Ending June 30,</u>	<u>Principal</u>	<u>Interest</u>
2016	\$ 2,608,694	\$ 417,919
2017	580,000	399,324
2018	600,000	379,916
2019	620,000	359,636
2020	650,000	338,464
2021-2026	3,100,000	1,234,972
2027-2031	2,640,000	679,831
2032-2036	2,185,000	167,641
Total	<u>\$ 12,983,694</u>	<u>\$ 3,977,702</u>

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 5 – SITE LEASE**

On October 11, 2006, the City entered into a lease-financing agreement with Municipal Finance Corporation to facilitate the purchase of street lighting. Municipal Finance Corporation assigned the lease to Westamerica Bank, which in turn leases the property to the City. Westamerica prepaid all rental payments totaling \$420,422 in November 2006.

Future minimum annual rental expense on the sublease with Westamerica Bank follows:

<u>Year Ending June 30,</u>	
2016	\$ 39,147
2017	39,147
2018	39,147
2018	39,147
2019	39,147
Later years	<u>78,294</u>
 Total	 <u>\$ 274,029</u>

Rental expense related to the site totaled \$39,147 for the year ended June 30, 2015.

**NOTE 6 – NET POSITION AND FUND BALANCES**

Net position and fund balances consist of the following:

Net Position

Net Position in the Government-Wide Financial Statements represents the excess of all the City's assets over all its liabilities, regardless of fund. Net Position is divided into three captions, described as follows:

*Capital Assets, net of related debt* – Describes the portion of net position which is represented by the current net book value of the City's capital assets, less the outstanding balance of any debt issued to finance these assets. However, the City has not capitalized capital assets. Therefore, this caption reflects only the outstanding debt used to finance capital assets.

*Restricted net position* – Describes the portion of net position which is restricted as to use by the terms and conditions of agreements with outside parties, governmental regulations, laws, or other restrictions which the City cannot unilaterally alter. These include developer fees and intergovernmental revenue received for use on capital projects.

*Unrestricted* – Describes the portion of net position which is not restricted as to use.

Fund Balances

In the fund financial statements, fund balances represent the net current assets of each fund. Portions of a fund balance may be restricted.

Restrictions are placed by outside entities, such as other governments, which restrict the expenditures of the reserved funds to the purpose intended by the entity which provides the funds.

Restrictions for capital outlay are the portions of unspent bond proceeds reserved for capital projects, or unspent proceeds from grants from other governments.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 6 – NET POSITION AND FUND BALANCES (CONTINUED)**

Fund Balance and Net Position Deficits

*Major Funds*

The Sewer Enterprise Fund and the Water Enterprise Fund had net position (deficits) of \$1,179,081 and \$7,462,992, respectively, at June 30, 2015. These deficits are due to the City incurring costs in excess of revenues and are expected to be offset in the future from the receipts of revenues from charges for services and construction permits.

*Nonmajor Funds*

A deficit fund balance of \$12,619 exists in the Community Development Block Grant Fund. The deficit is due to the City incurring costs that have not been reimbursed as of June 30, 2015. The fund deficit is expected to be offset in the future from the receipt of grant revenue.

A deficit fund balance of \$30,698 exists in the Dutch Meadows Assessment District Fund. The deficit is due to the City incurring costs in advance of revenues. The fund deficit is expected to be offset in the future from the receipt of assessment revenue.

A deficit fund balance of \$4,117 exists in the Farmland Estates District Fund. The deficit is due to the City incurring costs in advance of revenues. The fund deficit is expected to be offset in the future from the receipt of assessment revenue.

A deficit fund balance of \$58,376 exists in the Main Street Assessment District Fund. The deficit is due to the City incurring costs in advance of revenues. The fund deficit is expected to be offset in the future from the receipt of assessment revenue.

A deficit fund balance of \$138,943 exists in the Ripon Lighting Assessment District Fund. The deficit is due to the City incurring costs in advance of revenues. The fund deficit is expected to be offset in the future from the receipt of assessment revenue.

**NOTE 7 – EMPLOYEE RETIREMENT SYSTEMS**

**Defined Contribution Plan**

The City provides pension benefits for all of its permanent full-time employees, who completed six consecutive months of employment, through the City of Ripon Money Purchase Thrift Pension Plan, a defined contribution plan, with the exception of public safety officers. On April 4, 1990, the public safety officers elected to participate in the California Public Employees Retirement System. In a defined contribution plan, benefits depend solely on amounts contributed to the plan plus investment earnings. As of June 30, 2015, there were 60 plan members. Plan provisions and contribution requirements are established and may be amended by the City of Ripon City Council. The City contributes 10% of the total compensation of all participants who agree to contribute 5% of their compensation to the plan. The City entered into a Memorandum of Understanding with the Union representing its employees which requires the City to “pick up” the 5% employee contribution. All such contributions are designated as employee contributions and are fully vested. The plan also allows additional employee contributions up to 6.6% of annual compensation, and the City will match such contributions at a 50% rate up to 3.3% of the qualified employee's annual compensation.

**NOTE 7 – EMPLOYEE RETIREMENT SYSTEMS (CONTINUED)**

**Defined Contribution Plan (Continued)**

The trust agreement provides that each participant directs the investments held in his/her individual account. Participants are immediately vested in their contributions plus actual earnings thereon. The City's contributions for each employee and interest allocated to the employee's account are fully vested after six years of continuous service. City contributions for, and interest forfeited by, employees who leave employment before six years of service are redistributed to all participants based on salary and vesting levels with the exception of the additional contributions up to 6.6% of annual compensation referenced above, which are immediately fully vested.

The City's total payroll in fiscal year 2015 was \$5,613,604. The City's contributions were calculated using the base salary amount of \$3,201,063 for employees participating in the City's defined contribution plan. The total employee and employer contributions for the year ended June 30, 2015 were \$220,512 and \$480,161, respectively. The employee and employer contributions represented 6.70% and 14.72% of covered payroll, respectively.

**California Public Employees Retirement System**

***Plan Descriptions*** – All public safety officers are eligible to participate in the City's Safety Employee Pension Plan, a cost-sharing multiple employer defined benefit pension plan administered by the California Public Employees' Retirement System (CalPERS). Benefit provisions under the plan are established by State statute and City resolution. CalPERS issues publicly available reports that include a full description of the pension plans regarding benefit provisions, assumptions and membership information that can be found on the CalPERS website.

***Benefits Provided*** – CalPERS provides service retirement and disability benefits, annual cost of living adjustments and death benefits to plan members, who must be public employees and beneficiaries. Benefits are based on years of credited service, equal to one year of full time employment. Members with five years of total service are eligible to retire at age 50 with statutorily reduced benefits. All members are eligible for non-duty disability benefits after 10 years of service. The death benefit is one of the following: the Basic Death Benefit, the 1957 Survivor Benefit, or the Optional Settlement 2W Death Benefit. The cost of living adjustments for each plan are applied as specified by the Public Employees' Retirement Law.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 7 – EMPLOYEE RETIREMENT SYSTEMS (CONTINUED)**

**California Public Employees Retirement System (Continued)**

The Plans' provisions and benefits in effect at June 30, 2015 are summarized as follows:

	<b>Safety - Tier 1</b>	
	Prior to January 1, 2013	On or after January 1, 2013
Hire date		
Benefit formula	3% @ 50	2.7% @ 57
Benefit vesting schedule	5 years service	5 years service
Benefit payments	monthly for life	monthly for life
Retirement age	50	50 - 57
Monthly benefits, as a % of eligible compensation	3.000%	2.000% to 2.700%
Required employee contribution rates	9.000%	11.500%
Required employer contribution rates	34.427%	11.500%

	<b>Safety - Tier 2</b>	
	Prior to January 1, 2013	On or after January 1, 2013
Hire date		
Benefit formula	3% @ 55	2.7% @ 57
Benefit vesting schedule	5 years service	5 years service
Benefit payments	monthly for life	monthly for life
Retirement age	50 - 55	50 - 57
Monthly benefits, as a % of eligible compensation	2.400% to 3.000%	2.000% to 2.700%
Required employee contribution rates	9.000%	11.500%
Required employer contribution rates	21.367%	11.500%

**Contributions** – Section 20814c of the California Public Employees' Retirement Law requires that the employer contribution rates for all public employers be determined on an annual basis by the actuary and shall be effective on the July 1 following notice of a change in the rate. Funding contributions for both Plans are determined annually on an actuarial basis as of June 30 by CalPERS. The actuarially determined rate is the estimated amount necessary to finance the costs of benefits earned by employees during the year, with an additional amount to finance any unfunded accrued liability. The City is required to contribute the difference between the actuarially determined rate and the contribution rate of employees.

For the year ended June 30, 2015, the contributions recognized as part of pension expense for each Plan were as follows:

	<u>Safety</u>
Contributions - employer	\$ 515,719
Contributions - employee (paid by employer)	-

**NOTE 8 – DEFERRED COMPENSATION PLAN AND TRUST**

The City offers its employees a deferred compensation plan created in accordance with Internal Revenue Code Section 457. The Plan, available to all City employees, permits them to defer a portion of their salary until future years. The deferred compensation is not available to employees until termination, retirement, death, or unforeseeable emergency.

All amounts of compensation deferred under the plan, all property and rights purchased with those amounts, and all income attributable to those amounts, property, or rights (until paid or made available to the employee or other beneficiary) are solely the property and rights of the employees. Accordingly, the plan/trust assets have been excluded from the City's reported assets.

**NOTE 9 – RISK MANAGEMENT**

The City is exposed to various risks of loss related to torts, errors and omissions and injuries to employees. The City participates in a pooled liability program for general liability and workers compensation through the Central San Joaquin Valley Risk Management Authority (Authority). The pooled liability program is an insurance pool provided through the deposits of approximately 52 member cities. The Authority is not an insurance company and does not charge a premium for coverage. Audited financial statements are available from the Central San Joaquin Valley Risk Management Authority at 1020 19th Street, Suite 200, Sacramento, CA 95814.

**General Liability**

The liability coverage provided by the Authority is completely self-insured by its member cities and all losses and related costs are shared among the other member cities in the pool above the member City's retained limit of \$50,000 for the fiscal year ended June 30 2015. The Authority determines the amount of risk each member city brings to the pool and calculates a relative risk distribution factor. The unobligated balance of program years 2011 through 2015 is \$25,328 as of June 30, 2015. At the time the respective program year is closed, any surplus will be refunded to the City and net deficits will be billed to the City. The City financial statements are prepared on the modified cash basis of accounting and, accordingly, a liability for net fund deficits, if any, on open program years has not been recorded. Disbursements to the Authority for general liability coverage during the year ended June 30, 2015 were \$127,360.

**Workers' Compensation**

The workers' compensation coverage is provided by the Authority through a pooling feature which requires the member cities to self-insure a portion of each claim. Sharing of the risk is accomplished by forming pooled layers above the member city's retained limit of \$50,000 for the fiscal year ended June 30, 2015. The unobligated balance is \$75,018 as of June 30, 2015 (most recent information). At the time the respective program year is closed any surplus will be refunded to the City and net deficits will be billed to the City. The Pooled Workers' Compensation Program participates in Local Agency Workers' Compensation Joint Powers Authority (LAWCX).

Members of LAWCX risk share the layer between \$150,000 and \$5,000,000. Effective July 1, 2003, LAWCX joined the California State Association of Counties Excess Insurance Authority (CSAC EIA), a joint powers authority comprised of a number of individual public entities and other joint power authorities. CSAC EIA provides coverage above \$5,000,000. The City's financial statements are prepared on the modified cash basis of accounting and, accordingly, a liability for net fund deficits, if any, on open program years has not been recorded. Disbursements to the Authority for workers' compensation coverage during the year ended June 30, 2015 were \$355,477.

**NOTE 10 – CONTINGENCIES**

Contingencies

Grant Program Involvement

In the normal course of operations, the City participates in various federal or state grant/loan programs from year to year. The grant/loan programs are often subject to additional audits by agents of the granting or loaning agency, the purpose of which is to ensure compliance with the specific conditions of the grant or loan. Any liability or reimbursement that may arise as a result of these audits cannot be reasonably determined at this time, although it is believed the amount, if any, would not be material.

**NOTE 11 – REVENUE LIMITATIONS IMPOSED BY CALIFORNIA PROPOSITION 218**

Proposition 218, which was approved by the voters in November 1996, regulates the City's ability to impose, increase, and extend taxes, assessments and fees. Any new increased or extended taxes, assessments and fees subject to the provisions of Proposition 218, require voter approval before they can be implemented. Additionally, Proposition 218 provides that these taxes, assessments and fees are subject to the voter initiative process and may be rescinded in the future years by the voters.

**NOTE 12 – SUCCESSOR AGENCY TRUST FOR ASSETS OF FORMER REDEVELOPMENT AGENCY**

On December 29, 2011, the California Supreme Court upheld Assembly Bill 1X 26 ("the Bill") that provides for the dissolution of all redevelopment agencies in the State of California. This action impacted the reporting entity of the City of Ripon that previously had reported a redevelopment agency within the reporting entity of the City as a blended component unit.

The Bill provides that upon dissolution of a redevelopment agency, either the city or another unit of local government will agree to serve as the "successor agency" to hold the assets until they are distributed to other units of state and local governments. On January 17, 2012, the City Council elected to become the Successor Agency for the former redevelopment agency in accordance with the Bill as part of City Resolution Number 12-7.

After enactment of the law, which occurred on June 28, 2011, redevelopment agencies in the State of California cannot enter into new projects, obligations or commitments. Subject to the control of a newly established oversight board, remaining assets can only be used to pay enforceable obligations in existence at the date of dissolution (including the completion of any unfinished projects that were subject to legally enforceable contractual commitments).

In future fiscal years, successor agencies will only be allocated revenue in the amount that is necessary to pay the estimated annual installment payments on enforceable obligations of the former redevelopment agency until all enforceable obligations of the prior redevelopment agency have been paid in full and all assets have been liquidated.

The Bill directs the State Controller of the State of California to review the propriety of any transfers of assets between redevelopment agencies and other public bodies that occurred after January 1, 2011. If the public body that received such transfers is not contractually committed to a third party for the expenditure or encumbrance of those assets, the State Controller is required to order the available assets to be transferred to the public body designated as the successor agency by the Bill.

In accordance with the timeline set forth in the Bill (as modified by the California Supreme Court on December 29, 2011) all redevelopment agencies in the State of California were dissolved and ceased to operate as a legal entity as of February 1, 2012.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 12 – SUCCESSOR AGENCY TRUST FOR ASSETS OF FORMER REDEVELOPMENT AGENCY (CONTINUED)**

After the date of dissolution, the assets and activities of the dissolved redevelopment agency are reported as fiduciary funds (private-purpose trust funds) in the financial statements of the City.

Long-Term Debt

The Successor Agency's debt issues and transactions are summarized below and discussed in detail thereafter:

	Original Amount	Balance June 30, 2014	Additions	Reductions	Balance June 30, 2015	Current
<b>Fiduciary Fund</b>						
Former Redevelopment Agency of the City of Ripon						
2003 Tax Allocation Bonds	\$ 6,320,000	\$ 5,255,000	\$ -	\$ 125,000	\$ 5,130,000	\$ 130,000
2005 Tax Allocation Bonds	5,660,000	4,855,000	-	115,000	4,740,000	120,000
2007 Tax Allocation Refunding Bonds	<u>20,395,000</u>	<u>17,210,000</u>	<u>-</u>	<u>490,000</u>	<u>16,720,000</u>	<u>510,000</u>
	<u>\$ 32,375,000</u>	<u>\$ 27,320,000</u>	<u>\$ -</u>	<u>\$ 730,000</u>	<u>\$ 26,590,000</u>	<u>\$ 760,000</u>

Tax Allocation Bonds

In 2003, the Former Redevelopment Agency of the City of Ripon issued Tax Allocation Bonds in the amount of \$6,320,000 to finance redevelopment projects. Agency tax increment revenue is pledged for the repayment of these Bonds. Principal and interest are payable semi-annually each May 1 and November 1.

In 2005, the Former Redevelopment Agency of the City of Ripon issued Tax Allocation Bonds in the amount of \$5,660,000 to finance redevelopment projects. Agency tax increment revenue is pledged for the repayment of these Bonds. Principal and interest are payable semi-annually each May 1 and November 1.

In 2007, the Former Redevelopment Agency of the City of Ripon, Ripon Community Redevelopment Project issued Tax Allocation Bonds in the amount of \$20,395,000 to provide funds for certain redevelopment projects and to defease 2000 Tax Allocation Bonds. The bond issue included \$11,025,000 of serial bonds with interest rates ranging from 4% to 4.4% with maturities ranging from 2007 through 2027, \$4,300,000 of term bonds with an interest rate of 4.5% maturing in 2034 and \$5,070,000 of escrow term bonds with an interest rate of 4.5% maturing in 2034 and \$5,070,000 of escrow term bonds with an interest rate of 4.75% maturing in 2036. The bonds maturing on or after November 1, 2018 may be called before maturity and redeemed at the option of the Former Redevelopment Agency of the City of Ripon, in whole or in part from proceeds of refunding bonds or other available funds, on November 1, 2017 or on any date thereafter. The net proceeds of the 2007 Tax Allocation Refunding Bonds were \$19,581,738, after paying issuance costs of \$813,262. The Former Redevelopment Agency of the City of Ripon deposited \$10,066,703, representing a portion of net proceeds from the issuance of the 2007 Tax Allocation Refunding Bonds and \$806,580 representing funds held by trustee relating to the 2000 Tax Allocation Bonds into an irrevocable trust with an escrow agent for investment in U.S. government securities to defease the 2000 Tax Allocation Bonds. The funds deposited with the escrow agent were used to pay the principal and interest on the refunded bonds on November 1, 2010, at a redemption price equal to 102% of par.

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 12 – SUCCESSOR AGENCY TRUST FOR ASSETS OF FORMER REDEVELOPMENT AGENCY (CONTINUED)**

Fiduciary Fund debt outstanding as of June 30, 2015 consists of the following:

	<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Amounts Issued</u>	<u>Outstanding</u>
<u>Fiduciary Fund</u>				
Redevelopment Agency 2003				
Tax Allocation Bonds				
Serial Bonds	3.65%-4.55%	Nov. 1, 2020	\$ 2,060,000	\$ 870,000
Term Bonds	4.45%	Nov. 1, 2027	1,345,000	1,345,000
Term Bonds	4.75%	Nov. 1, 2032	2,915,000	2,915,000
			<u>6,320,000</u>	<u>5,130,000</u>
Redevelopment Agency 2005				
Tax Allocation Bonds				
Serial Bonds	3.50%-3.625%	Nov. 1, 2013	805,000	-
Term Bonds	3.00%	Nov. 1, 2017	485,000	370,000
Term Bonds	5.00%	Nov. 1, 2025	1,230,000	1,230,000
Term Bonds	4.75%	Nov. 1, 2035	3,140,000	3,140,000
			<u>5,660,000</u>	<u>4,740,000</u>
Redevelopment Agency 2007				
Tax Allocation Bonds				
Serial Bonds	4.00%-5.00%	Nov. 1, 2027	11,025,000	7,350,000
Term Bonds	4.50%	Nov. 1, 2034	4,300,000	4,300,000
Term Bonds	4.75%	Nov. 1, 2036	5,070,000	5,070,000
			<u>20,395,000</u>	<u>16,720,000</u>
			<u>\$ 32,375,000</u>	<u>\$ 26,590,000</u>

Annual debt service requirements are shown below for fiduciary fund long-term debt:

<u>For the Year Ending June 30,</u>	<u>Fiduciary Activities</u>	
	<u>Principal</u>	<u>Interest</u>
2016	\$ 760,000	\$ 1,192,449
2017	790,000	1,162,288
2018	815,000	1,128,333
2019	855,000	1,091,608
2020-2024	4,870,000	4,850,279
2025-2029	6,070,000	3,624,614
2030-2034	7,515,000	2,057,226
2035-2037	4,915,000	350,350
Total	<u>\$ 26,590,000</u>	<u>\$ 15,457,147</u>

**CITY OF RIPON  
NOTES TO THE BASIC FINANCIAL STATEMENTS  
JUNE 30, 2015**

**NOTE 13 – SUBSEQUENT EVENTS**

Management of the City has evaluated subsequent events through December 11, 2015, the date these financial statements were available to be issued, and has determined there were no material events requiring disclosure.

SUPPLEMENTARY INFORMATION

**CITY OF RIPON**  
**COMBINING BALANCE SHEET – MODIFIED CASH BASIS**  
**NONMAJOR GOVERNMENTAL FUNDS**  
**JUNE 30, 2015**

	2103 Fund	2105 Fund	2106 Fund	2107 Fund	2107.5 Fund	Measure K	COG/LTF Fund	STA/BUS Fund
<b>ASSETS</b>								
Cash and investments	\$ 40,527	\$ 21,625	\$ 87,088	\$ 144,318	\$ 1,729	\$ 1,366,484	\$ 9,775	\$ 18,938
Cash and investments - restricted	-	-	-	-	-	-	-	217,499
<b>Total assets</b>	<b>\$ 40,527</b>	<b>\$ 21,625</b>	<b>\$ 87,088</b>	<b>\$ 144,318</b>	<b>\$ 1,729</b>	<b>\$ 1,366,484</b>	<b>\$ 9,775</b>	<b>\$ 236,437</b>
<b>LIABILITIES</b>								
Loan due to private-purpose trust funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total liabilities</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>FUND BALANCES</b>								
Restricted for:								
Public safety	-	-	-	-	-	-	-	-
Street construction and maintenance	40,527	21,625	87,088	144,318	1,729	1,366,484	9,775	-
Assessment districts	-	-	-	-	-	-	-	-
Capital projects	-	-	-	-	-	-	-	236,437
Committed to:								
Capital projects	-	-	-	-	-	-	-	-
Assigned to:								
Subsequent year expenditures	-	-	-	-	-	-	-	-
Other purposes	-	-	-	-	-	-	-	-
Unassigned	-	-	-	-	-	-	-	-
<b>Total fund balances</b>	<b>40,527</b>	<b>21,625</b>	<b>87,088</b>	<b>144,318</b>	<b>1,729</b>	<b>1,366,484</b>	<b>9,775</b>	<b>236,437</b>
<b>Total liabilities and fund balances</b>	<b>\$ 40,527</b>	<b>\$ 21,625</b>	<b>\$ 87,088</b>	<b>\$ 144,318</b>	<b>\$ 1,729</b>	<b>\$ 1,366,484</b>	<b>\$ 9,775</b>	<b>\$ 236,437</b>

**CITY OF RIPON  
 COMBINING BALANCE SHEET – MODIFIED CASH BASIS  
 NONMAJOR GOVERNMENTAL FUNDS  
 JUNE 30, 2015**

CDBG	Dutch Meadows	Country Woods	Farmland Estates	Jacobs Landing	Carolina's Landscape	Boesch/ Kingery Assessment	Main Street Landscape	Cornerstone I	Ripon Lighting	Total Nonmajor Governmental Funds
\$ (12,619)	\$ (30,698)	\$ 12,002	\$ (4,117)	\$ 27,277	\$ 2,766	\$ 45,268	\$ (58,376)	\$ 93,728	\$ (138,943)	\$ 1,626,772
-	-	-	-	-	-	-	-	-	-	217,499
<u>\$ (12,619)</u>	<u>\$ (30,698)</u>	<u>\$ 12,002</u>	<u>\$ (4,117)</u>	<u>\$ 27,277</u>	<u>\$ 2,766</u>	<u>\$ 45,268</u>	<u>\$ (58,376)</u>	<u>\$ 93,728</u>	<u>\$ (138,943)</u>	<u>\$ 1,844,271</u>
\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
-	-	12,002	-	27,277	2,766	45,268	-	93,728	-	1,671,546
-	-	-	-	-	-	-	-	-	-	181,041
-	-	-	-	-	-	-	-	-	-	236,437
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
<u>(12,619)</u>	<u>(30,698)</u>	<u>-</u>	<u>(4,117)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>(58,376)</u>	<u>-</u>	<u>(138,943)</u>	<u>(244,753)</u>
<u>(12,619)</u>	<u>(30,698)</u>	<u>12,002</u>	<u>(4,117)</u>	<u>27,277</u>	<u>2,766</u>	<u>45,268</u>	<u>(58,376)</u>	<u>93,728</u>	<u>(138,943)</u>	<u>1,844,271</u>
<u>\$ (12,619)</u>	<u>\$ (30,698)</u>	<u>\$ 12,002</u>	<u>\$ (4,117)</u>	<u>\$ 27,277</u>	<u>\$ 2,766</u>	<u>\$ 45,268</u>	<u>\$ (58,376)</u>	<u>\$ 93,728</u>	<u>\$ (138,943)</u>	<u>\$ 1,844,271</u>

**CITY OF RIPON**  
**COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES**  
**IN FUND BALANCES – MODIFIED CASH BASIS**  
**NONMAJOR GOVERNMENTAL FUNDS**  
**JUNE 30, 2015**

	2103 Fund	2105 Fund	2106 Fund	2107 Fund	2107.5 Fund	Measure K	COG/LTF Fund	STA/BUS Fund
<b>REVENUES</b>								
Taxes	\$ 163,668	\$ 91,691	\$ 60,300	\$ 118,074	\$ 8,000	\$ -	\$ -	\$ -
Assessments	-	-	-	-	-	-	-	-
Licenses, permits and fees	-	-	-	-	-	-	-	-
Investment income	640	407	292	485	33	4,583	2,823	962
Intergovernmental revenue	-	-	-	-	-	300,000	828,725	78,361
Charges for services	-	-	-	-	-	-	-	2,639
Fines and forfeitures	-	-	-	-	-	-	-	-
Housing/loan program income	-	-	-	-	-	-	-	-
Contributions	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-
Total revenues	<u>164,308</u>	<u>92,098</u>	<u>60,592</u>	<u>118,559</u>	<u>8,033</u>	<u>304,583</u>	<u>831,548</u>	<u>81,962</u>
<b>EXPENDITURES</b>								
General government:								
Administration	-	-	-	-	-	-	-	-
Legislative	-	-	-	-	-	-	-	-
Public safety:								
Police	-	-	-	-	-	-	-	-
Streets and public works:								
Streets	-	-	-	-	-	-	-	49,103
Planning	-	-	-	-	-	-	-	-
Engineering	-	-	-	-	-	-	-	-
Building	-	-	-	-	-	-	-	-
Culture and recreation:								
Library	-	-	-	-	-	-	-	-
Parks and recreation	-	-	-	-	-	-	-	-
Community Center	-	-	-	-	-	-	-	-
Community development block grant	-	-	-	-	-	-	-	-
Special assessment districts	-	-	-	-	-	-	-	-
Successor agency administration	-	-	-	-	-	-	-	-
Allocation to other department costs	-	-	-	-	-	-	-	7,934
Other	-	-	-	-	-	-	-	-
Capital outlay	-	-	-	-	-	-	-	-
Total expenditures	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>57,037</u>
Excess (deficiency) of revenues over expenditures	<u>164,308</u>	<u>92,098</u>	<u>60,592</u>	<u>118,559</u>	<u>8,033</u>	<u>304,583</u>	<u>831,548</u>	<u>24,925</u>
<b>OTHER FINANCING SOURCES (USES)</b>								
Operating transfers in	(150,000)	(100,000)	-	-	(8,000)	-	(825,000)	-
Operating transfers out	-	-	-	-	-	-	-	-
Total other financing sources (uses)	<u>(150,000)</u>	<u>(100,000)</u>	<u>-</u>	<u>-</u>	<u>(8,000)</u>	<u>-</u>	<u>(825,000)</u>	<u>-</u>
Net change in fund balances	<u>14,308</u>	<u>(7,902)</u>	<u>60,592</u>	<u>118,559</u>	<u>33</u>	<u>304,583</u>	<u>6,548</u>	<u>24,925</u>
Fund balances, beginning of year,	26,219	29,527	26,496	25,759	1,696	1,061,901	3,227	211,512
Fund balances, end of year	<u>\$ 40,527</u>	<u>\$ 21,625</u>	<u>\$ 87,088</u>	<u>\$ 144,318</u>	<u>\$ 1,729</u>	<u>\$ 1,366,484</u>	<u>\$ 9,775</u>	<u>\$ 236,437</u>

**CITY OF RIPON  
 COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES  
 IN FUND BALANCES – MODIFIED CASH BASIS  
 NONMAJOR GOVERNMENTAL FUNDS  
 JUNE 30, 2015**

CDBG	Dutch Meadows	Country Woods	Farmland Estates	Jacobs Landing	Carolina's Landscape	Boesch/Kingery Assessment	Main Street Landscape	Cornerstone I	Ripon Lighting	Total Nonmajor Governmental Funds
\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 19,257	\$ 460,990
-	4,540	7,809	3,350	5,700	11,409	6,061	10,817	17,049	225,916	292,651
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	10,225
86,754	-	-	-	-	-	-	-	-	-	1,293,840
-	-	-	-	-	-	-	-	-	-	2,639
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
<u>86,754</u>	<u>4,540</u>	<u>7,809</u>	<u>3,350</u>	<u>5,700</u>	<u>11,409</u>	<u>6,061</u>	<u>10,817</u>	<u>17,049</u>	<u>245,173</u>	<u>2,060,345</u>
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	49,103
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
86,820	-	-	-	-	-	-	-	-	-	86,820
-	3,000	2,876	3,944	6,677	5,214	2,797	10,340	3,752	206,788	245,388
-	-	-	-	-	-	-	-	-	-	-
-	485	465	637	1,079	842	452	1,671	606	33,411	47,582
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
<u>86,820</u>	<u>3,485</u>	<u>3,341</u>	<u>4,581</u>	<u>7,756</u>	<u>6,056</u>	<u>3,249</u>	<u>12,011</u>	<u>4,358</u>	<u>240,199</u>	<u>428,893</u>
<u>(66)</u>	<u>1,055</u>	<u>4,468</u>	<u>(1,231)</u>	<u>(2,056)</u>	<u>5,353</u>	<u>2,812</u>	<u>(1,194)</u>	<u>12,691</u>	<u>4,974</u>	<u>1,631,452</u>
-	-	-	-	-	-	-	-	-	-	(1,083,000)
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	(1,083,000)
<u>(66)</u>	<u>1,055</u>	<u>4,468</u>	<u>(1,231)</u>	<u>(2,056)</u>	<u>5,353</u>	<u>2,812</u>	<u>(1,194)</u>	<u>12,691</u>	<u>4,974</u>	<u>548,452</u>
(12,553)	(31,753)	7,534	(2,886)	29,333	(2,587)	42,456	(57,182)	81,037	(143,917)	1,295,819
<u>\$ (12,619)</u>	<u>\$ (30,698)</u>	<u>\$ 12,002</u>	<u>\$ (4,117)</u>	<u>\$ 27,277</u>	<u>\$ 2,766</u>	<u>\$ 45,268</u>	<u>\$ (58,376)</u>	<u>\$ 93,728</u>	<u>\$ (138,943)</u>	<u>\$ 1,844,271</u>

**CITY OF RIPON  
 ADDITIONAL INFORMATION ON THE  
 SUCCESSOR AGENCY TRUST FUND**

The following information is presented to supplement the basic financial statements and provides additional information about the Successor Agency Trust Fund. The information includes: the Statement of Fiduciary Net Position and the Statement of Changes in Fiduciary Net Position in accordance with generally accepted accounting principles as of and for the year ended June 30, 2015. Accordingly, the fiduciary fund financial statements utilize the accrual basis of accounting. Also included in this section is a schedule of capital assets held by the Successor Agency Trust Fund. For additional information on the Successor Agency Trust Fund, refer to the notes to the City's basic financial statements.

**STATEMENT OF FIDUCIARY NET POSITION  
 PRIVATE-PURPOSE TRUST FUND  
 JUNE 30, 2015**

	<u>Successor Agency Trust Fund</u>
<b>ASSETS</b>	
Cash and investments	\$ 47,004
Cash and investments - restricted	4,836,883
Interest receivable	30,422
Loan due from capital projects fund	2,043,694
Capital assets, net of accumulated depreciation	<u>1,157,200</u>
Total assets	<u>8,115,203</u>
<b>LIABILITIES</b>	
Interest payable	197,123
Due to successor agency	1,297,266
Long-term liabilities	
Debt due within one year	760,000
Debt due in more than one year	<u>25,830,000</u>
Total liabilities	<u>28,084,389</u>
<b>NET POSITION</b>	
Restricted for capital outlay	1,572,590
Restricted for debt service	1,967,026
Unrestricted	<u>(23,508,802)</u>
Total net position	<u>\$ (19,969,186)</u>

**CITY OF RIPON  
 ADDITIONAL INFORMATION ON THE  
 SUCCESSOR AGENCY TRUST FUND**

STATEMENT OF CHANGES IN FIDUCIARY NET POSITION  
 PRIVATE-PURPOSE TRUST FUND  
 FOR THE YEAR ENDED JUNE 30, 2015

	Successor Agency Trust Fund
<b>Additions</b>	
Investment income	\$ 40,863
Program income	534,932
Property taxes	1,692,919
Project cost reimbursements	-
Total additions	2,268,714
<b>Deductions</b>	
General operating	275,800
Debt service - interest	1,216,704
Total deductions	1,492,504
Change in net position	776,210
Total net position - beginning of year	(20,745,396)
Total net position - end of year	\$ (19,969,186)

Schedule of capital asset activity for the fiscal year ended June 30, 2015 is as follows:

	Beginning Balance	Acquisitions	Dispositions	Ending Balance
<u>Fiduciary Fund</u>				
Capital assets, not being depreciated				
Land	\$ 1,157,200	\$ -	\$ -	\$ 1,157,200

**CITY OF RIPON  
CALIFORNIA  
SINGLE AUDIT REPORT  
FOR THE YEAR ENDED  
JUNE 30, 2015**

SINGLE AUDIT REPORT  
JUNE 30, 2015

TABLE OF CONTENTS

	<u>Page</u>
Independent Auditor's Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with <i>Government Auditing Standards</i> .....	1
Independent Auditor's Report on Compliance for Each Major Program and on Internal Control Over Compliance Required by OMB Circular A-133 .....	3
Schedule of Expenditures of Federal Awards .....	5
Notes to the Schedule of Expenditures of Federal Awards .....	7
Schedule of Findings and Questioned Costs .....	8
Summary Schedule of Prior Audit Findings .....	9



The Place to Be

INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER  
FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS  
BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN  
ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the Honorable Mayor and  
Members of the City Council of the  
City of Ripon, California

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of City of Ripon, California (City), as of and for the year ended June 30, 2015, and the related notes to the financial statements, which collectively comprise City's basic financial statements, and have issued our report thereon dated December 11, 2015.

**Internal Control Over Financial Reporting**

In planning and performing our audit of the financial statements, we considered City's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control.

*A deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. *A material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the City's financial statements will not be prevented, or detected and corrected on a timely basis. *A significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

677 Scott Avenue  
Clovis, CA 93612  
tel 559.299.9540  
fax 559.299.2344

**Compliance and Other Matters**

As part of obtaining reasonable assurance about whether the City's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

**Purpose of this Report**

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the City of Ripon's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the City's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

*Price Pange & Company*

Clovis, California  
December 11, 2015



The Place to Be

**INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE  
FOR EACH MAJOR PROGRAM AN ON INTERNAL CONTROL  
OVER COMPLIANCE REQUIRED BY OMB CIRCULAR A-133**

To the Honorable Mayor and  
Members of the City Council of the  
City of Ripon, California

**Report on Compliance for Each Major Federal Program**

We have audited the City of Ripon, California's (City) compliance with the types of compliance requirements described in the *OMB Circular A-133 Compliance Supplement* that could have a direct and material effect on each of the City's major federal programs for the year ended June 30, 2015. The City's major federal programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs.

**Management's Responsibility**

Management is responsible for compliance with the requirements of laws, regulations, contracts, and grants applicable to its federal programs.

**Auditor's Responsibility**

Our responsibility is to express an opinion on compliance for each of the City's major federal programs based on our audit of the types of compliance requirements referred to above. We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations*. Those standards and OMB Circular A-133 require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal program occurred. An audit includes examining, on a test basis, evidence about the City's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances.

We believe that our audit provides a reasonable basis for our opinion on compliance for each major federal program. However, our audit does not provide a legal determination of the City's compliance.

**Opinion on Each Major Federal Program**

In our opinion, the City of Ripon, California, complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended June 30, 2015.

677 Scott Avenue  
Clovis, CA 93612  
tel 559.299.9540  
fax 559.299.2344

### Report on Internal Control Over Compliance

Management of the City is responsible for establishing and maintaining effective internal control over compliance with the types of compliance requirements referred to above. In planning and performing our audit of compliance, we considered the City's internal control over compliance with the types of requirements that could have a direct and material effect on each major federal program to determine the auditing procedures that are appropriate in the circumstances for the purpose of expressing an opinion on compliance for each major federal program and to test and report on internal control over compliance in accordance with OMB Circular A-133, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the City's internal control over compliance.

*A deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. *A material weakness in internal control over compliance* is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. *A significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

### Report on Schedule of Expenditures of Federal Awards Required by OMB Circular A-133

We have audited the financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the City of Ripon, California (City) as of and for the year ended June 30, 2015, and the related notes to the financial statements, which collectively comprise the City's basic financial statements. We issued our report thereon dated December 11, 2015, which contained unmodified opinions on those financial statements. Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the basic financial statements. The accompanying schedule of expenditures of federal awards is presented for purposes of additional analysis as required by OMB Circular A-133 and is not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of federal awards is fairly stated in all material respects in relation to the basic financial statements as a whole.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of OMB Circular A-133. Accordingly, this report is not suitable for any other purpose.

*Price Pange & Company*

Clovis, California  
December 11, 2015

**CITY OF RIPON  
SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS  
FOR THE YEAR ENDED JUNE 30, 2015**

<u>Federal Grantor/Pass-Through Grantor/Program Title</u>	<u>Federal CFDA Number</u>	<u>Pass-Through Grantor's Number</u>	<u>Federal Expenditures</u>
<b><u>U.S. DEPARTMENT OF TRANSPORTATION</u></b>			
<b>Pass-through California Department of Transportation:</b>			
Jack Tone Road Park & Ride Lot	20.205	CML - 5286 (019)	615,000
<b>Pass-through California Office of Traffic Safety:</b>			
State and Community Highway Safety City of Stockton, California, Police Department AVOID the 10 DUI Campaign - San Joaquin County	20.600	AL1345	19,977
<b>Total U.S. Department of Transportation</b>			<u>634,977</u>
<b><u>U.S. DEPARTMENT OF JUSTICE</u></b>			
<b>Direct Award:</b>			
Bureau of Justice Assistance - Bulletproof Vest Partnership	16.607	FY2013	2,818
Bureau of Justice Assistance - Bulletproof Vest Partnership	16.607	FY2014	4,054
Bureau of Justice Assistance - Bulletproof Vest Partnership	16.607	FY2015	1,466
<b>Total U.S. Department of Justice</b>			<u>8,338</u>
<b><u>U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT</u></b>			
<b>Pass-through County of San Joaquin:</b>			
Community Development Block Grants:			
Handicap Ramp	14.218	RIP.14.01	85,407
County of San Joaquin, CA Community Development Block Grants	14.218	RIP.14.02-07	<u>14,347</u>
<b>Total U.S. Department of Housing and Urban Development</b>			<u>99,754</u>
<b>TOTAL EXPENDITURES OF FEDERAL AWARDS</b>			<u>\$ 743,069</u>

**CITY OF RIPON  
NOTES TO THE SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS  
FOR THE YEAR ENDED JUNE 30, 2015**

**NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

**Basis of Presentation**

The accompanying Schedule of Expenditures of Federal Awards includes the federal grant activity of the City of Ripon, California and is presented on the modified cash basis of accounting which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. The information in this schedule is presented in accordance with the requirements of the Office of Management and Budget Circular A-133, *Audits of States, Local Governments, and Nonprofit Organizations*. Therefore, some amounts presented in the schedule may differ from amounts presented in, or used in the preparation of, the basic financial statements.

**CITY OF RIPON  
SCHEDULE OF FINDINGS AND QUESTIONED COSTS  
FOR THE YEAR ENDED JUNE 30, 2015**

**SECTION I – SUMMARY OF AUDITOR'S RESULTS**

**FINANCIAL STATEMENTS**

Type of auditor's report issued:	<u>Unmodified</u>	
Internal control over financial reporting:		
Material weakness(es) identified?	_____ yes	<u>  X  </u> no
Significant deficiency(ies) identified - not considered to be material weaknesses?	_____ yes	<u>  X  </u> none reported
Noncompliance material to financial statements noted?	_____ yes	<u>  X  </u> no

**FEDERAL AWARDS**

Internal control over major programs:		
Material weakness(es) identified?	_____ yes	<u>  X  </u> no
Significant deficiency(ies) identified - not considered to be material weaknesses?	_____ yes	<u>  X  </u> none reported
Type of auditor's report issued on compliance for major programs:	<u>Unmodified</u>	
Any audit findings disclosed that are required to be reported in accordance with Circular A-133, Section .510(a)?	_____ yes	<u>  X  </u> no

**IDENTIFICATION OF MAJOR PROGRAMS**

<u>CFDA Number(s)</u>	<u>Name of Federal Program or Cluster</u>
20.205	Highway Planning and Construction

Dollar threshold used to distinguish between Type A and Type B programs:	<u>\$300,000</u>
Auditee qualified as low-risk auditee?	_____ yes <u>  X  </u> no

**CITY OF RIPON  
SCHEDULE OF FINDINGS AND QUESTIONED COSTS  
FOR THE YEAR ENDED JUNE 30, 2015**

**SECTION II – FINANCIAL STATEMENT FINDINGS**

None reported.

**SECTION III – FEDERAL AWARD FINDINGS**

None reported.

**CITY OF RIPON  
SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS  
FOR THE YEAR ENDED JUNE 30, 2015**

**FINANCIAL STATEMENT FINDINGS**

**Material Weakness**

**Finding #1**

**Observation:** During the audit for the year ended June 30, 2014, it was identified that certain expenses in the CDBG Fund had not been approved for reimbursement in the CDBG Fund in prior years. This resulted in a prior period adjustment of \$67,114.64 of which \$9,218.23 was reclassified to the Streets and Roads Fund and \$57,896.41 was reclassified to the General Fund. Based on the procedures performed and inquiries held it was determined that the prior period adjustment arose due to the fact that the City does not have a formal reconciliation process for the CDBG fund in order to ensure that the amount of expenses recorded to CDBG are appropriate and reimbursable.

**Recommendation:** We recommend that the City implement a yearly control whereby a reconciliation is performed for the CDBG Fund in order to match the expenses recorded to the CDBG Fund to the amounts that are reimbursable. Note that there may be some timing issues due to when items are expended and when the items are reimbursed, however, such items should be tracked in order to ensure that the balance within the CDBG Fund is appropriately classified at year end.

**Managements Comments:** Management has implemented a process that the Finance Director reviews the CDBG expenses on an annual basis and makes any adjustments as needed.

**Status:** Implemented

**Control Deficiencies**

**Finding #2**

**Observation:** During the audit for the year ended June 30, 2014, it was noted that the City's Recreation Director currently collects the recreational dues, tracks the participants via a log, and authorizes any discounts. As such, the City has no segregation of duties over this process.

**Recommendation:** We recommend the City segregate the duties of the Recreation Director and/or provide additional checks and balances over this process. The Recreation Director should log the participants and authorize discounts, but there should be a dual check regarding collecting dues and matching of amounts collected with the log maintained by the Recreation Director.

**Managements Comments:** Working with the Parks and Recreation Director, management will implement a checks and balance procedure over this process.

**Status:** Implemented

**CITY OF RIPON  
SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS  
FOR THE YEAR ENDED JUNE 30, 2015**

**FINANCIAL STATEMENT FINDINGS (Continued)**

**Control Deficiencies (Continued)**

**Finding #3**

**Observation:** During the audit for the year ended June 30, 2014, it was noted the City has no formal process to identify when donations have been restricted or amounts are formally committed by the Board.

**Recommendation:** We recommend that a separate tracking system be implemented to track any donations received and whether or not they are subject to any restrictions. Similarly, anytime a Board resolution commits funds, the amount committed should be separately tracked until it has been fully spent.

**Managements Comments:** Management is compiling a donation form that will note if donations are subject to any restrictions. This information will be tracked along with amounts expended against the funds.

**Status:** Implemented

**Finding #4**

**Observation:** During the audit for the year ended June 30, 2014, it was noted that the City improperly classified certain income items to expense accounts and expense items to income accounts. As a result these accounts reported a net revenue and expense amount when the gross revenues and expenses should have been reported separately.

**Recommendation:** We recommend that the City establish separate income and expense accounts when appropriate. In addition, as part of the monthly and annual close the income and expense account activity should be reviewed in order to help identify such misclassifications.

**Managements Comments:** Management will implement this recommendation.

**Status:** Implemented

**FEDERAL AWARD FINDINGS AND QUESTIONED COSTS**

None reported.

RESOLUTION NO. 16-\_\_

RESOLUTION OF THE CITY OF RIPON ACCEPTING THE  
CITY OF RIPON MONEY PURCHASE THRIFT PENSION PLAN  
FINANCIAL STATEMENTS AND  
INDEPENDENT AUDITOR'S REPORT  
JUNE 30, 2015 and 2014

WHEREAS, the City of Ripon Independent Auditors' Report of the Money Purchase Thrift Pension Plan for June 30, 2015 and 2014 has now been completed and filed with the City of Ripon, and

WHEREAS, Price Paige & Company Accountancy Corporation has now completed its audit of the form and content of the information included in the financial statements in accordance with generally accepted auditing standards.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ripon, that the City of Ripon does hereby accept the financial statement and Independent Auditors' Report of the Money Purchase Thrift Pension Plan for June 30, 2015 and 2014, by Price Paige & Company Accountancy Corporation, the independent certified public accountant employed by the City of Ripon to audit the financial records.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Ripon this  
\_\_12th\_\_ day of \_\_January\_\_, 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINING:

THE CITY OF RIPON  
A Municipal Corporation

By \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:

By \_\_\_\_\_  
LISA ROOS, City Clerk



November 19, 2015

To the Honorable City Council  
City of Ripon, California

We have audited the financial statements of City of Ripon Money Purchase Thrift Pension Plan ("The Plan") for the year ended June 30, 2015, and have issued our report thereon dated November 19, 2015. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards, as well as certain information related to the planned scope and timing of our audit. We have communicated such information in our letter to you dated June 25, 2015. Professional standards also require that we communicate to you the following information related to our audit.

#### Significant Audit Findings

##### *Qualitative Aspects of Accounting Practices*

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by City of Ripon Money Purchase Thrift Pension Plan are described in Note 2 to the financial statements. No new accounting policies were adopted and the application of existing policies was not changed during 2015. We noted no transactions entered into by the Plan during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. There were no such estimates affecting the financial statements.

The financial statement disclosures are neutral, consistent, and clear.

##### *Difficulties Encountered in Performing the Audit*

We encountered no significant difficulties in dealing with management in performing and completing our audit.

##### *Corrected and Uncorrected Misstatements*

Professional standards require us to accumulate all misstatements identified during the audit, other than those that are clearly trivial, and communicate them to the appropriate level of management. There were no such misstatements identified during the audit.

677 Scott Avenue  
Clovis, CA 93612  
tel 559.299.9540  
fax 559.299.2344

*Disagreements with Management*

For purposes of this letter, a disagreement with management is a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

*Management Representations*

We have requested certain representations from management that are included in the management representation letter dated November 19, 2015.

*Management Consultations with Other Independent Accountants*

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the Plan's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

*Other Audit Findings or Issues*

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the Plan's auditors. However, these discussions occurred in the normal course of our professional relationship and our responses were not a condition to our retention.

Other Matters

With respect to the supplementary information accompanying the financial statements, we made certain inquiries of management and evaluated the form, content, and methods of preparing the information to determine that the information complies with the Government Code Section 7504 Rules and Regulations for Reporting and Disclosure. The method of preparing it has not changed from the prior period and the information is appropriate and complete in relation to our audit of the financial statements. We compared and reconciled the supplementary information to the underlying accounting records used to prepare the financial statements or to the financial statements themselves.

This information is intended solely for use by The City of Ripon's Management and City Council, and is not intended to be, and should not be, used by anyone other than these specified parties.

Very truly yours,

*Price Pugh & Company*

**CITY OF RIPON  
MONEY PURCHASE THRIFT PENSION PLAN  
  
FINANCIAL STATEMENTS  
AND  
INDEPENDENT AUDITOR'S REPORT  
  
FOR THE YEAR ENDED  
JUNE 30, 2015 AND 2014**

**CITY OF RIPON  
MONEY PURCHASE THRIFT PENSION PLAN**

**JUNE 30, 2015 AND 2014**

TABLE OF CONTENTS

	<u>PAGE</u>
INDEPENDENT AUDITOR'S REPORT .....	1
FINANCIAL STATEMENTS –	
STATEMENTS OF NET POSITION AVAILABLE FOR BENEFITS .....	3
STATEMENTS OF CHANGES IN NET POSITION AVAILABLE FOR BENEFITS .....	4
NOTES TO THE FINANCIAL STATEMENTS .....	5

## INDEPENDENT AUDITOR'S REPORT

To the Honorable City Council of the  
City of Ripon  
Ripon, California

### **Report on the Financial Statements**

We have audited the accompanying financial statements of the City of Ripon Money Purchase Thrift Pension Plan, which comprise the statement of net position available for benefits as of June 30, 2015, and the related statement of changes in net position available for benefits for the year then ended, and the related notes to the financial statements.

### **Management's Responsibility for the Financial Statements**

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

### **Auditor's Responsibility**

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the City's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

677 Scott Avenue  
Clovis, CA 93612  
  
tel 559.299.9540  
fax 559.299.2344

**Opinion**

In our opinion, the financial statements referred to above present fairly, in all material respects, the net position available for benefits of the City of Ripon Money Purchase Thrift Pension Plan as of June 30, 2015, and the changes in its net position available for benefits for the year then ended in accordance with accounting principles generally accepted in the United States of America.

**Other Matters***Prior Period Financial Statements*

The financial statements of the City of Ripon Money Purchase Thrift Pension Plan as of June 30, 2014, were audited by other auditors whose report dated January 26, 2015, expressed an unmodified opinion on those statements.

*Required Supplementary Information*

Management has omitted the management discussion and analysis that accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. Our opinion on the basic financial statements is not affected by this missing information.

*Price Pange & Company*

Clovis, California  
November 19, 2015

**CITY OF RIPON MONEY PURCHASE THRIFT PENSION PLAN  
STATEMENTS OF NET POSITION AVAILABLE FOR BENEFITS  
JUNE 30, 2015 AND 2014**

3B

	<u>2015</u>	<u>2014</u>
<b>Assets</b>		
Investments at fair value:		
Cash and cash equivalents	\$ 2,687,814	\$ 2,643,823
U.S. government securities	208,426	248,388
Corporate obligations	1,278,208	1,579,034
Mutual funds	3,415,752	3,741,789
Common and preferred stocks	<u>1,606,266</u>	<u>1,951,482</u>
Total investments	9,196,466	10,164,516
Receivables:		
Participant notes receivable	<u>313,123</u>	<u>296,890</u>
Total assets	9,509,589	10,461,406
<b>Liabilities</b>	<u>-</u>	<u>-</u>
<b>Net position available for benefits</b>	<u>\$ 9,509,589</u>	<u>\$ 10,461,406</u>

The accompanying notes are an integral part of these financial statements.

**CITY OF RIPON MONEY PURCHASE THRIFT PENSION PLAN  
STATEMENTS OF CHANGES IN NET POSITION  
AVAILABLE FOR BENEFITS  
FOR THE YEARS ENDED JUNE 30, 2015 AND 2014**

3B

	<u>2015</u>	<u>2014</u>
<b>Additions to net position attributed to:</b>		
Investment income:		
Net appreciation (depreciation) in the fair value of investments	\$ 98,956	\$ 1,169,286
Interest	14,061	7,480
Dividends	147,116	143,862
Contributions:		
Employer	393,611	385,901
Employee	<u>324,320</u>	<u>297,794</u>
Total additions	<u>978,064</u>	<u>2,004,323</u>
 <b>Deductions from net position attributed to:</b>		
Benefits paid to participants	1,908,303	1,354,262
Administration	<u>21,578</u>	<u>17,090</u>
Total deductions	<u>1,929,881</u>	<u>1,371,352</u>
 <b>Change in net position</b>	 (951,817)	 632,972
 <b>Net position available for benefits</b>		
Beginning of year	<u>10,461,406</u>	<u>9,828,434</u>
End of year	<u>\$ 9,509,589</u>	<u>\$ 10,461,406</u>

The accompanying notes are an integral part of these financial statements.

**NOTE 1 – PLAN DESCRIPTION**

The financial statements of the City of Ripon Money Purchase Thrift Pension Plan (the Plan), a single-employer defined contribution plan, have been prepared in conformity with accounting principles generally accepted in the United States of America as applied to pension plans, and in accordance with the Plan agreement.

The following description of the Plan provides only general information. Participants should refer to the Plan agreement for a more complete description of the Plan's provisions. The Plan is sponsored by the City of Ripon, California (the City).

**General**

The Plan covers all permanent, full-time employees, excluding public safety employees, of the City who have completed six consecutive months of employment. As of June 30, 2015, there were 60 plan members. Plan provisions and contribution requirements are established and may be amended by the City Council of the City of Ripon. The Plan is subject to the provisions of Government Code Section 7504. The Plan is not subject to the provisions of the Employee Retirement Income Security Act of 1974 (ERISA) as ERISA does not apply to government sponsored plans. Under the Internal Revenue Code, the Plan meets the requirements of Section 401(a) and is exempt from federal income tax under Section 510(a).

The City has the right under the Plan provisions to terminate the Plan by delivering to the trustee and administrator written notice of such termination. In the event of plan termination, participants will become 100% vested in their accounts.

**Employee Contributions**

Eligible employees can elect to defer 5% of their compensation to the Plan. The Plan allows additional employee elective contributions up to 6.6% of annual compensation.

**Employer Contributions**

The City makes contributions to the Plan equal to 10% of the total compensation, excluding overtime, of all participants in the Plan under the mandatory provision and up to 3.3% of the qualified employee's annual compensation under the voluntary provision.

The City entered into a Memorandum of Understanding with the Union representing its employees which requires the City to "pick up" the 5% employee contribution referenced above. All such contributions are designated as employee contributions and are fully vested.

**Participant Accounts**

In accordance with the trust agreement, each member directs the investments held in his/her individual account. The participants' accounts are held by a corporation-administered trust fund.

**Vesting**

Participants are immediately vested in their contributions plus actual earnings thereon. Vesting in the City contributions under the mandatory provision and earnings thereon is based on years of continuous service. A member is 100% vested after six years of credited service. Participants are fully vested in the City contributions under the voluntary provision and earnings thereon.

**NOTE 1 – PLAN DESCRIPTION (Continued)**

**Payment of Benefits**

Upon termination of service or attainment of earliest retirement age of 55, a participant may elect to receive the value of the account under one of the methods as described in the Plan.

The City contribution for, and interest forfeited by, employees who leave employment before six years of service are redistributed to all participants based on salary and vesting levels.

**Participant Notes Receivable**

The Plan provides for loans to participants which are secured by their vested account balances and can be no greater than the lesser of 50% of the participant's vested account balance or \$50,000. The loans are secured by the balance in the participant's account and bear interest at rates which are commensurate with local prevailing rates as determined by the Plan administrator. Principal and interest is paid ratably through payroll deductions.

**Expenses**

Plan administrator charges are paid by the City of Ripon. Investment related expenses are paid from the Plan assets.

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

**Basis of accounting**

The financial statements of the Plan are prepared on the accrual basis of accounting.

**Investment valuation and income recognition**

The Plan's investments are reported at fair value. Securities traded on national exchanges are valued at the last reported sales price. The Plan's investments are held in trust by Bank of Stockton.

Purchases and sales of securities are recorded on a trade-date basis. Interest and dividend income are recorded on the accrual basis.

**Fair Market Value of Financial Instruments**

Unless otherwise noted, the carrying value of financial instruments, including investments, receivables and liabilities, approximate fair value due to the short-term maturities of these instruments.

**Notes Receivable from Participants**

Loans to participants are reported at their unpaid balances plus any accrued but unpaid interest.

**Payments of Benefits**

Benefits are recorded when paid.

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**Estimates**

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires the Plan administrator to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results may differ from the estimates.

**Budgetary Accounting**

The Plan does not utilize formal budget procedures and is not required to adopt such procedures by law. Accordingly, budgetary comparison information is not required or presented.

**Reporting Entity**

The Plan, governed by the Retirement Board, is considered an independent entity. Plan management considered all potential component units for inclusion in the reporting entity by applying the criteria set forth in accounting principles generally accepted in the United States of America. The Plan concluded that there were no potential component units which should be included in the reporting entity.

**NOTE 3 – FAIR VALUE MEASUREMENTS**

The Plan's investments are reported at fair value in the accompanying statement of net position available for benefits. The methods used to measure fair value may produce an amount that may not be indicative of net realizable value or reflective future fair values. Furthermore, although the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

The fair value measurement accounting literature establishes a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. This hierarchy consists of three broad levels: Level 1 inputs consist of unadjusted quoted prices in active markets for identical assets and have the highest priority; Level 2 inputs are from other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly; and Level 3 inputs are unobservable and have the lowest priority. The Plan uses appropriate valuation techniques based on the available inputs to measure the fair value of its investments. When available, the Plan measures fair value using Level 1 inputs because they generally provide the most reliable evidence of fair value. Level 3 inputs were used only when Level 1 or Level 2 inputs were not available.

**CITY OF RIPON MONEY PURCHASE THRIFT PENSION PLAN  
NOTES TO THE FINANCIAL STATEMENTS  
JUNE 30, 2015 AND 2014**

**NOTE 3 – FAIR VALUE MEASUREMENTS (Continued)**

*Level 1 Fair Value Measurements*

The fair value of registered investment companies is based on quoted net asset values of the shares held by the Plan at year-end.

The following tables set forth, by level within the fair value hierarchy, the Plan's investments at fair value as of June 30, 2015:

	Fair Value	Fair Value Measurements Using Quoted Prices in Active Markets for Identical Assets (Level1)
Cash and cash equivalents	\$ 2,687,814	\$ 2,687,814
U.S. Government securities	208,426	208,426
Corporate obligations	1,278,208	1,278,209
Mutual funds	3,415,752	3,415,751
Common and preferred stock	1,606,266	1,606,266
	\$ 9,196,466	\$ 9,196,466

The following tables set forth, by level within the fair value hierarchy, the Plan's investments at fair value as of June 30, 2014:

	Fair Value	Fair Value Measurements Using Quoted Prices in Active Markets for Identical Assets (Level1)
Cash and cash equivalents	\$ 2,643,823	\$ 2,643,823
U.S. Government securities	248,388	248,388
Corporate obligations	1,579,034	1,579,034
Mutual funds	3,741,789	3,741,789
Common and preferred stock	1,951,482	1,951,482
	\$ 10,164,516	\$ 10,164,516

**CITY OF RIPON MONEY PURCHASE THRIFT PENSION PLAN  
NOTES TO THE FINANCIAL STATEMENTS  
JUNE 30, 2015 AND 2014**

3B

**NOTE 4 – INVESTMENTS**

There were no investments in excess of 5% or more of the Plan's net position during the year ended June 30, 2015 and 2014.

Investment income results from each participant's self-directed account. Investment income by major asset category is provided in the trustee reports.

**NOTE 5 – RISKS AND UNCERTAINTES**

The Plan invests in various investment securities. Investment securities are exposed to various risks such as interest rate, market, and credit risks. Due to the level of risk associated with certain investment securities, it is at least reasonably possible that changes in the values of investment securities will occur in the near term and that such changes could materially affect participants' account balances and the amounts reported in the statement of net position available for benefits.

**NOTE 6 – SUBSEQUENT EVENTS**

The Plan has evaluated subsequent events through November 19, 2015, the date on which the financial statements were available to be issued. There were no subsequent events identified by management which would require disclosure in the financial statements.

## RESOLUTION NO. 16-\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF RIPON APPROVING THE ANNUAL TRANSPORTATION CLAIM AND  
ATTACHMENTS THERETO AND AUTHORIZING THEIR SUBMISSION TO THE  
SAN JOAQUIN COUNTY COUNCIL OF GOVERNMENTS FOR  
THE 2015-2016 FISCAL YEAR OF THE CITY OF RIPON

WHEREAS, previous hereto pursuant to the provisions of the Transportation Development Act of 1971, and amendments thereto, of the State of California, the City of Ripon has become eligible for certain monies pursuant to the above described Act; and

WHEREAS, previous hereto the City of Ripon has been requested by the San Joaquin County Council of Governments to submit their annual transportation claim application for said funds; and

WHEREAS, the City Administrator has submitted to the City Council for its approval the proposed annual transportation claim application and supporting information and attachments pertaining thereto, and has requested authorization of the City of Ripon to submit said claim application to the San Joaquin County Council of Governments as required by law, and

WHEREAS, the City Council of the City of Ripon has examined said claim application and supporting information and is desirous of approving the same and authorizing its submission to the San Joaquin County Council of Governments; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ripon that the City of Ripon does hereby approve the submission of a claim application to the San Joaquin County Council of Governments, pursuant to the Transportation Development Act of 1971, and amendments thereto, for the funds available pursuant to said program to the City of Ripon in the total amount of \$ 508,473.00 as follows:

Local Transportation Fund Apportionment, totaling \$503,310.00

State Transit Assistance Fund Apportionment, totaling \$5,163.00

Both Local Transportation Fund Apportionment and State Transit Assistance Fund Apportionment are for the fiscal year July 1, 2015 to June 30, 2016, all as previously submitted to the City Council of the City of Ripon, and on file with said City Clerk.

IT IS FURTHER RESOLVED that the City Administrator of the City of Ripon be and he is hereby authorized to take all steps which may be necessary to submit said claim application as hereinabove set forth to the San Joaquin County Council of Governments pursuant to its rules and regulations pertaining thereto, and the Transportation and Development Act of 1971, and amendments there to, of the State of California.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Ripon this 12<sup>th</sup> day of January, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINING:

THE CITY OF RIPON  
A Municipal Corporation

By \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:

By \_\_\_\_\_  
LISA ROOS, City Clerk

*FISCAL YEAR 2015-2016*

**SAN JOAQUIN COG**

**TRANSPORTATION DEVELOPMENT ACT**

**CLAIM FORM AND GUIDELINES**

**FOR**

**LOCAL TRANSPORTATION FUND (LTF)**

**AND**

**STATE TRANSIT ASSISTANCE FUND (STA)**

*Agency Name:*

Ripon

---

**For Internal Use:**

Planner Review: \_\_\_\_\_

Finance Review: \_\_\_\_\_

Steve Dial Review: \_\_\_\_\_

**LOCAL TRANSPORTATION FUND  
CLAIM FOR FISCAL YEAR 2015/16**

TO: San Joaquin Council of Governments  
555 E Weber Avenue  
Stockton, CA 95202

FROM: Applicant: City of Ripon  
Address: 259 N. Wilma Ave.  
City Ripon Zip: 95366  
Contact Person: Kevin Werner Phone: 209-599-2108  
E-mail Address: k Werner@cityofripon.org Fax: 209-599-2685

The City of Ripon hereby requests, in accordance with Chapter 1400 Statutes 1971 and applicable rules and regulations, that its annual transportation claim be approved in the amount of \$503,310 for fiscal year 2015/16, to be drawn from the Local Transportation Fund.

When approved, please transmit this claim to the County Auditor for payment. Approval of the claim and payment by the County Auditor to this applicant is subject to such monies being on hand and available for distribution, and to the provisions that such monies will be used only in accordance with the terms of the approved annual financial plan.

The claimant certifies that this Local Transportation Fund claim and the financial information contained therein is reasonable and accurate to the best of my knowledge and the aforementioned information indicates the eligibility of this claimant for funds for the fiscal year of the application pursuant to CAC Section 6634 and 6734

Submitted by: Kevin Werner  
Title: City Administrator  
Date: 12/29/15

**San Joaquin Council of Governments**

Date of approval: \_\_\_\_\_

BY: \_\_\_\_\_  
Andrew T. Chesley  
Executive Director

BY: \_\_\_\_\_  
Steve Dial  
Deputy Executive Director/CFO

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

**STATE TRANSIT ASSISTANCE FUND  
CLAIM FOR FISCAL YEAR 2015/16**

TO: San Joaquin Council of Governments  
555 E Weber Avenue  
Stockton, CA 95202

FROM: Applicant: City of Ripon  
Address: 259 N. Wilma Ave  
City Ripon Zip: 95366  
Contact Person: Kevin Werner Phone: 209-599-2108  
E-mail Address: kwerner@cityofripon.org Fax: 209-599-2685

The City of Ripon qualified pursuant to Sections 99313.6, 99314.5 and 99314.6 of the Public Utilities Code, hereby requests, in accordance with Chapter 1400, Statutes of 1971 as amended and applicable rules and regulations, that an allocation be made in the amount of \$5,163 for fiscal year FY15/16 to be drawn from the State Transit Assistance trust fund of San Joaquin County Allocation instructions and payment by the County Auditor to this claimant are subject to such monies being on hand and available for distribution, and to the provisions that such monies will be used only in accordance with the terms of the approved claim.

The claimant certifies that this State Transit Assistance Fund claim and the financial information contained therein is reasonable and accurate to the best of my knowledge and that the aforementioned information indicates the eligibility of this claimant for funds for the fiscal year of the application pursuant to CAC Section 6634 and 6734.

Submitted by:   
Title: City Administrator  
Date: 12/29/15

**San Joaquin Council of Governments**

Date of approval: \_\_\_\_\_

BY: \_\_\_\_\_  
Andrew T. Chesley  
Executive Director

BY: \_\_\_\_\_  
Steve Dial  
Deputy Executive Director/CFO

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

**TRANSPORTATION DEVELOPMENT ACT APPORTIONMENTS**

I	Local Transportation Fund Available Apportionment	
	A. Area Apportionment 2015-2016	\$ <u>476,813</u>
	B. Pedestrian/Bicycle Apportionment	\$ <u>10,285</u>
	C. Previous Years' Unclaimed Apportionment	\$ <u>1,025</u>
	D. Unexpended Carryover	\$ _____
	E. 3% for COG Transit Planning	\$ <u>15,187</u>
	F. Total Available for 2015-2016 Claim(s)	\$ <u>503,310</u>
	G. Less any LTF Already Claimed 2015-2016	\$ _____
	H. <b>TOTAL AVAILABLE FOR THIS CLAIM</b> (Also enter on page 9, 1st column)	\$ <u>503,310</u>
	I. Actual net funds available (H-D-E=I)	\$ <u>488,123</u>
II	State Transit Assistance Fund Available Apportionment	
	A. Area Apportionment 2015-16	\$ <u>5,061</u>
	B. Previous Years' Unclaimed Apportionment	\$ _____
	C. Unexpended Carryover	\$ _____
	D. 2% for COG Transit Planning	\$ <u>102</u>
	E. Total Available for 2015-16 Claim(s)	\$ <u>5,163</u>
	F. Less any STA Already Claimed 2015-16	\$ _____
	G. <b>TOTAL AVAILABLE FOR THIS CLAIM</b> (Also enter on page 9, 2nd column)	\$ <u>5,163</u>
	H. Actual net funds available (G-C-D=H)	\$ <u>5,061</u>

**CLAIM PURPOSES**

	I. LTF	II STA
<b>I. PUBLIC TRANSPORTATION</b>		
Article 4 (99260) - Operator <sup>1</sup>	\$ <u>0</u>	<u>                    </u>
CCR Section 6730(a) Public Transit	\$ <u>                    </u>	<u>5,061</u>
Article 8 (99400(c)) Contractor Operating	\$ <u>                    </u>	<u>                    </u>
Article 8 (99400(e)) Contractor Capital	\$ <u>                    </u>	<u>                    </u>
Article 8 (99400(b)) Passenger Rail Service Operations and Capital	\$ <u>                    </u>	<u>                    </u>
TDA Administration	\$ <u>15,187</u>	<u>102</u>
<b>II PEDESTRIAN AND BICYCLE</b>		
Article 3 (99234)	\$ <u>10,285</u>	<u>                    </u>
<b>III ROADS AND STREETS</b>		
Article 8 (99400(a))	\$ <u>477,838</u>	<u>                    </u>
<b>IV OTHER</b>		
Article 8 (99400(b,c,d,e))	\$ <u>                    </u>	<u>                    </u>
<b>TOTAL THIS CLAIM</b>	\$ <u>503,310</u>	<u>5,163</u>
<b>TOTAL AVAILABLE FOR THIS CLAIM</b> (from pg. 8, (I.) H. and (II.) G)	\$ <u>503,310</u>	<u>5,163</u>
<b>UNCLAIMED APPORTIONMENT</b> (TOTAL AVAILABLE less TOTAL THIS CLAIM)	\$ <u>0</u>	<u>0</u>

**IMPORTANT:** To avoid accidental overpayment, please **identify** and **itemize** in the space below any unexpended carryover included in the amounts being claimed above. Identify the amount of carryover and the purpose for which it is being reclaimed. Attach pages as necessary.

LTF in Transit Fund to be reclaimed for	<u>Transit Purpose</u>	<u>                    </u>
LTF in Transit Fund to be reclaimed for	<u>Capital Purpose</u>	<u>                    </u>
LTF in Streets and Roads Fund to be reclaimed for	<u>Streets &amp; Roads</u>	<u>\$0</u>
LTF in Ped/Bike Fund reclaimed for	<u>Peds/Bicycle</u>	<u>                    </u>
STA in Transit Fund reclaimed for	<u>                    </u>	<u>                    </u>
<b>TOTAL UNEXPENDED CARRYOVER</b>		<b>\$0</b>

**PART I - PUBLIC TRANSPORTION**

Article 4 Operator  
Article 8 Contractor

FINANCIAL INFORMATION

Please Circle Either

2015/2016

  
 2015/2016

**A. OPERATING REVENUES**

	FY14/15 ESTIMATE ACTUAL	FY15/16 BUDGET ACTUAL
401 Passenger Fares	1,035	1,000
402 Special Transit Fares		
405 Charter Revenues		
406 Auxiliary Transportation Revenues (includes advertising)		
407 Non-Transportation Revenues		
408 Tax Revenue (Specify)		
Property Tax		
Sales Tax (not TDA)		
409 Local Grants and Reimbursements		
Purchase of Service		
Local Transportation Fund (LTF revenue)		
410 Local Special Fare Assistance		
411 State Cash Grants & Reimbursement CMAQ		
Other: <u>Caltrans 5303 Planning</u>		
412 State Special Fare Assistance	5,058	5,061
413 Federal Grants and Reimbursements FTA Grants 5307		
430 Contributed Services (Not Cash)		
440 Subsidy from other Sector of Operations		
Interest Income	0	0
<b>TOTAL</b>	<b>\$6,093</b>	<b>\$6,061</b>

**B. CAPITAL REVENUES**

464 Capital Grants and Subsidies Specify Federal, State, Local: <u>State Prop 1B &amp; Measure K</u>		
State Transit Assistance (STA)	0	0
Local Transportation Fund (LTF)		
Non-Governmental Donations		
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**C. OPERATING EXPENSES**

	FY14/15 ESTIMATE ACTUAL	FY15/16 BUDGET ACTUAL
501 Labor		
Operations and Salaries/Wages	377	1,336
Other Salaries/Wages		
502 Fringe Benefits	175	1,063
503 Services		
504 Materials/Supplies	44	399
Fuel/Lubricants	625	715
Tires/Tubes		
Other: CONTRACTED TRANSIT		
505 Utilities	94	105
506 Casualty/Liability Costs		
507 Taxes		
508 Purchased Transportation Service		
509 Misc. Expenses	1,878	2,443
510 Expense Transfer		
511 Interest Expense		
512 Leases and Rentals		
513 Depreciation/amortization		
Operator Funds		
Grant Funds		
<b>TOTAL</b>	<b>\$3,193</b>	<b>\$6,061</b>

**D. CAPITAL EXPENSES**

Debt Service		
Land/Property Acquisition		
Vehicles _____		
Construction		
Other		
<b>TOTAL</b>		

\* Allowable capital expenses are limited for Article 8 Claimants; see 99400(e)

II. OPERATIONAL INFORMATION

	Actuals FY 2014/15	Actual/Est. FY 2015/16	Proposed FY 2016/17
<b>1. Patronage</b>			
a. Total Passengers	675	700	725
b. Revenue Passengers	675	700	725
c. Youth Passengers			
d. Elderly Passengers			
e. Handicapped Passengers			
<b>2. Vehicle Miles</b>			
a. Total Vehicle Miles			
b. Revenue Vehicle Miles	1,307	1,350	1,400
<b>3. Revenue Vehicle Hours</b>	51	53	55
<b>4. Revenue Vehicle Fuel Consumption</b>			
a. Diesel			
b. Gasoline			
<b>5. Fare Collection</b>			
a. Base			
b. Zone			
c. Youth			
d. Senior	\$1,000.00	\$ 1,000.00	\$1,000.00
e. Handicapped			
f. Monthly Pass			
g. Other	\$ 30.00		\$ 45.00
h. Average Fare			

\*\* Other - non-scheduled trips are \$15 per trip

A.

**THREE YEAR FISCAL PLAN**

	FY2015/16	FY2016/17	FY2017/18
<b>Operating Expenses</b>	\$6,061	\$6,045	\$6,045
<b>Operating Revenues</b>			
Sources			
LTF			
STA	5,061	5,000	5,000
Federal (5311)			
Fares	1,000	1,045	1,045
General Fund			
Other : Measure - K / FTA			
<b>Total</b>	\$6,061	\$6,045	\$6,045
<b>Capital Expenses</b>	\$0	\$0	\$0
<b>Capital Revenue</b>			
Sources			
LTF			
STA			
Federal			
Other			
<b>Total</b>	\$0	\$0	\$0



**III. ARTICLE 4 OPERATOR TDA REQUIREMENTS**

**A. Fare Ratio/Local Support Requirements**

All Article 4 Claimants are required to maintain a specified ratio of fare revenue to operating cost. In addition, SJRTD only is required to maintain a ratio of fare revenue plus local support to operating cost of 32%. See 99268.2 - 99268.19 for details and exemptions pertaining to ratios.

- 1. What is this system's required farebox recover ratio? 10%
- 2. Does this attached budget demonstrate that this system will meet its required farebox recovery and for SJRTD its farebox plus local support ratios? yes
- 3. Has this system utilized its grace period? yes
- 4. has this system been in non-compliance with its required ratio? yes

If yes, identify the year or years 1992

**B. Extension of Service/New Service**

An extension of service or new service is exempt from the required farebox and local support ratios if:

- 1. The extension of service or new service has been in operation for less than two full fiscal years. The two-year extension of services exclusion applies until two years after the end of the fiscal year in which the extension of services was put into operation
- 2. The claimant submits a report on the extension of services to the COG within 90 days after the end of the fiscal year. (for details of the report, see 6633.8(b))

Is an extension of service/new services being claimed? no

If so, has the required report been submitted for the most recently completed full fiscal year \_\_\_\_\_

If not, that report must accompany this claim

**C. Fifteen Percent Expenditure Increase (6632)**

If any of the line items on the attached budget exceed by more than 15% the expenditure for that same item in the previous year's budget, then an explanation for that increase must be given below. Attach an extra page if necessary.

Labor, Fringe Benefits, Materials/Supplies, and Miscellaneous Expenses budgeted amounts for the 15/16 year all exceed more than 15% of the expenditure than what was actually incurred in the 14/15 year because our bus is getting older and we anticipate that it will take more staff time and materials for any repairs and maintenance that need to be done to it.

**D. Narrative Description (6632)**

Please describe in the space below any changes in service characteristics from the previous fiscal year. This should specifically include any substantial increase or decrease in the geographic area served, major changes to the scope of operations, or addition of major new fixed facilities. Please attach an additional page if necessary.

There have been no changes to services from the prior year. Bethany Home, our local convalescent hospital, continues to schedule most of the trips of our small bus, using their volunteer drivers and our bus. Bethany Home is subsidizing the farebox by paying \$250 per quarter to cover fare for their residents using the bus. If the fare they pay isn't sufficient to cover the expenses of the bus, the quarterly amount can be increased. The expenses are consistent with prior years.

**E. Certification by the California Highway Patrol (6632)**

Please attach a certification from the CHP verifying that the operator is in compliance with Section 1808.1 of the California Vehicle Code. This section concerns the "Driver Pull Notice participation"

Is a Certificate Attached?      Yes \_\_\_\_\_      No x \_\_\_\_\_

SPECIAL NOTES FOR RATIO CALCULATIONS

SJRTD      Exclude certain costs and fares as specified in the most recent Compliance Audit Report

## ARTICLE 4 OPERATOR TDA REQUIREMENTS

### F. Operator's STA Qualifying Criteria (99314.6) Explanation

A transit operator must meet one of two efficiency standards before STA funds may be allocated for operating purposes:

- 1 The operator's operating cost per revenue vehicle hour, in the latest year for which audited data are available, must not exceed the sum of the preceding year's operating cost per revenue vehicle hour and an amount equal to the change in the Consumer Price Index (CPI)\* for the San Francisco Region, multiplied by the preceding year's operating cost per revenue vehicle hour. The formula below accomplishes this exercise:

**(opcost/RVH)FY15 cannot exceed [(opcost/RVH)FY14] \* [2.60] OR**

$\$3,197/1307 = 2.45$  does not exceed  $\$3,397/1401 = 2.42 * 2.60 = 6.29$

- 2 The operator's average operating cost per revenue vehicle hour, in the latest three years for which audited data are available, must not exceed the sum of the average of the operating cost per revenue vehicle hour for the three years preceding the latest year for which audited data are available and an amount equal to the average change in the CPI for the same period. The formula below accomplishes this exercise:

**AVG(opcost/RVH)FY13,14,15 cannot exceed [AVG(opcost/RVH)FY12,13,14] \* [1.30]**

As used here, Operating Costs are defined by PUC Section 99247:

***All costs in the operating expense object classes exclusive of the costs in the depreciation and amortization expense object class, and exclusive of all direct costs for providing charter services, and exclusive of all vehicle lease costs.***

STA allows for other exclusions, to be granted by the SJCOG, if deemed appropriate. These additional operating cost exclusions include:

- a. Exclusion of cost increases beyond the change in the CPI for fuel, alternative fuel programs, insurance, or state and federal mandates.
- b. Exclusion of start-up costs for new services for a period of not more than two years (refer to PUC Section 99268.8 for a definition of new service).

If you wish to claim these exclusions when calculating the operation cost per revenue vehicle hour, you must state the request and show calculations in support of the cost to be excluded.

\* Percentage change across fiscal years using the California CPI

Pursuant to SB 508 failure to meet the qualifying criteria based on the calculations; the operator will still receive STA funding, however, it can only spend the funds on Capital expenditures.

The following documents pertain to the new STA efficiency standards and are available at your request:

PUC Section 99314.6, also known as Chapter 35 Statutes of 1991 (SB 3-Kopp)

SB 508 Transportation Funds: transit operators: pedestrian safety.

The Uniform System of Accounts for Public Transit Operators.

Consumer Price Index Data for California, January 1982 through January 2015

Transportation Development Act Audit Reports, FY1992 through FY2015

Please complete the attached worksheet to determine if you fully qualify for your STA apportionment. TDA Audit reports will address this efficiency criteria.

**3. Operator's STA Qualifying Criteria (99314.6) - Worksheet**

<b>FISCAL YEAR</b> (Audited Data)	<b>2011/12</b>	<b>2012/13</b>	<b>2013/14</b>	<b>2014/15</b>
A. Operating Cost	<u>\$7,875</u>	<u>\$39,546</u>	<u>\$127,136</u>	<u>\$3,193</u>
B. Operating Costs Exclusions:				
<u>New service line - Almond Blossom Express</u>		<u>\$34,398</u>	<u>\$122,740</u>	
_____				
_____				
_____				
C. Adjusted Operating Cost (A-B)	<u>\$7,875</u>	<u>\$5,148</u>	<u>\$4,396</u>	<u>\$3,193</u>
D. Revenue Vehicle Hours (RVH)	<u>127</u>	<u>198</u>	<u>492</u>	<u>51</u>
E. RHV Exclusions: (add sheets if required)				
<u>New service line - Almond Blossom Express</u>		<u>120</u>	<u>437</u>	
_____				
_____				
F. Adjusted RHV (D-E)	<u>127</u>	<u>78</u>	<u>55</u>	<u>51</u>
G. Operating Cost per RVH (C/F)	<u>62.00787</u>	<u>66</u>	<u>79.927273</u>	<u>62.6078431</u>
	\$62 w	\$66 x	\$80 y	\$63 z

**Efficiency Standard 1:**

Z must be less than or equal to (Y) \* (2.60)

Show calculation \_\_\_\_\_ TRUE

**Efficiency Standard 2:**

[ (X + Y + Z) / 3] must be less than or equal to [(W +X +Y)/3] \* (1.30)

Show calculation \_\_\_\_\_ TRUE

**For SJCOG use only**

Operator qualifies under:

Standard 1	Yes _____	No _____
Standard 2	Yes _____	No _____

V.

**LOCAL TRANSPORTATION FUND  
ANNUAL PROJECT AND FINANCIAL PLAN  
PEDESTRIAN AND BICYCLE PROJECTS**

(Use additional forms as necessary)

**PART II**

<b>Briefly describe all proposed projects and indicate proposed project expenditures for right of way acquisition and the construction of road and street projects.</b>			
<b>Project Title &amp; Brief Description</b>	<b>Project Limits</b>	<b>Total Project Cost</b>	<b>LTF Funds Utilized</b>
1. Parkview - Safe Routes to School includes labor, materials, overhead, etc.		513,490	\$ 10,285
<b>TOTAL</b>		<b>\$ 513,490</b>	<b>\$ 10,285</b>

- 1. LTF carryover from previous fiscal years applied toward FY 2015/16 Pedestrian & Bicycle Project
- 2. FY 2015/16 apportionment applied towards FY 2015/16 Non-motorized
- 3. Total of 1, 2 above (must match total LTF in Table 4 above)



**STATEMENT OF ASSURANCES  
CONFORMANCE REQUIREMENTS FOR CLAIMANTS**

Please initial all applicable paragraphs pursuant to which the attached claim is being submitted. Initial in space provided or put N/A if it is not applicable to your organization.

	<u>Initial or N/A</u>
1) <u>180 Day Certified Fiscal Audit</u> (required for all claims) Claimant assures that it has submitted a satisfactory independent fiscal audit, with required certification, to SJCOG and to the State Controller not more than 180 days after the end of the prior fiscal year. (Refer to PUC Section 99245, CCR Section 6664)	<u>LR</u>
2) <u>90 Day Annual State Controller Report</u> (required for all transit claims) Claimant assures that it has submitted this report to the State Controller in conformance with the uniform system of accounts and records not more than 120 days after the end of the prior fiscal year. (Refer to PUC Section 99243, CCR Section 6665)	<u>LR</u>
3) <u>Elderly/Disabled</u> (required for all transit claims) Assurance that the transit operator in question is in compliance with PUC Section 99155 pertaining to reduced transit fares for elderly and disabled persons and Section 99155.5 pertaining to dial-a ride and paratransit services.	<u>LR</u>
4) <u>Farebox Recovery Ratio Requirements</u> (required for all transit claims) Claimant filing a claim for LTF or STA funds certifies that it will maintain for the project that ratio of fare revenues and local support to operating cost required under PUC Sections 99268.3, 99268.4, 99268.5(a), 99268.5(b), 99268.12, 99270.1, and 99270.2, as appropriate. (Refer to PUC Section 99268, CCR Section 6633.2)	<u>LR</u>
5) <u>CHP Terminal Inspection</u> (required for all transit claims) Claimant certifies that it has been certified by the Department of the California Highway Patrol within the last 13 months to be compliant with Section 1808.1 of the Vehicle Code. This section requires operators to participate in a pull notice system for obtaining current driver records from the Department of Motor Vehicles. (Refer to PUC Section 99251)	<u>N/A</u>
6) <u>Implementation of Productivity Improvements</u> (required for all transit claim) Claimant certifies that the operator has made a reasonable effort to implement the productivity improvements recommended pursuant to PUC Section 99244.	<u>LR</u>
7) <u>Triennial Performance Audit</u> Claimant assures that it has complied with the requirements of a triennial performance audit. (Refer to PUC Section 99248, CCR Section 6664.5)	<u>LR</u>
8) <u>Fiscal Audit</u> Claimant certifies that it has submitted a satisfactory, independent fiscal audit, with Required certification statement, to the RTPA and the State Controller, pursuant to PUC 99245 and 21 Cal. Code of Regulations 6664 for the prior fiscal year. Claimant assures that this audit requirement will be completed for the current fiscal year.	<u>LR</u>

- 9) Operating Budget LR

Claimant certifies that its operating budget is not more than 15% greater than its previous year budget unless supported by documentation that substantiates such change. (Refer to PUC Section 99266)
- 10) Extension of Service N/A

Claimant who receives an allocation of LTF funds for extension of service pursuant to PUC Section 99268.8 certifies that it will file a report of these services pursuant to CCR section 6633.8(b) within 90 days after close of the fiscal year in which the allocation was granted.
- 11) Conformance with the Regional Transportation Plan LR

(required for STA claims, transit ped/bike and streets and roads claims)  
 Claimant certifies that all of the purposes for claim expenditures are in conformance with the Regional Transportation Plan. (Refer to CCR 6754(a))
- 12) Full Use of Federal Funds (required for STA claims only) LR

Claimant certifies that it is making full use of Federal Funds available under the Federal Transit Act. (Refer to CCR 6754(a))
- 13) Efficiency Standards LR

(required for transit operator claimants claiming STA for operating purposes)  
 Operator certifies that it meets one of the following two efficiency standards (PUC Section 99314.6):

  - a) Efficiency Standard 1: An operator’s total operating cost per vehicle revenue hour for the most recent fiscal year must not exceed the prior year’s operating cost per revenue vehicle hours, by a percentage greater than the percentage change in the Consumer Price Index (CPI) for the same period.
  - b) Efficiency Standard 2: An operator’s total operating cost per vehicle revenue hour for the most recent fiscal year must not exceed the average total operating cost per vehicle revenue hour for the three prior years, increased by the average percentage change in the CPI for the same period.

(Refer to PUC Section 99314.6)
- 14) Consistency with Bicycle Plan (required for bicycle claims only) N/A

Claimant certifies that all of the purposes for claim expenditures are in conformance with the City/Town or County bicycle plan.
- 15) Part-Time Employees (Applies only to claims for STA) LR

Claimant certifies that it is not precluded by any contract entered into on or after June 28, 1979, from employing part-time drivers or contracting with common carriers of persons Operating under a franchise or license. Claimant further certifies that no person who was a Full-time employee on June 28, 1979, shall have his/her employment terminated or his/her Regular hours of employment, excluding overtime, reduced as a result of it employing part-time drivers or contracting with such common carriers.

RESOLUTION NO. 16-\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON NAMING THE RIPON BULLETIN AS THE OFFICIAL NEWSPAPER FOR PUBLICATION OF LEGAL ADVERTISEMENTS FOR THE CITY OF RIPON

WHEREAS, the Ripon Record, which was founded in 1912, was the only newspaper based in the city and has therefore been the newspaper of general circulation for the City of Ripon;

WHEREAS, the last Ripon Record newspaper was published on December 9, 2015, leaving no other newspaper of general circulation within the City of Ripon;

WHEREAS, there are no newspapers of general circulation within the City of Ripon, so the law does not require competitive bidding for these publication services;

WHEREAS, the Ripon Bulletin has shown that it can offer publication services in a cost-effective and time-efficient manner;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ripon, as follows:

The City Council hereby authorizes the Ripon Bulletin to be the official newspaper of the City of Ripon.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Ripon this \_\_\_\_ day of \_\_\_\_\_ 2016, by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAINING:

THE CITY OF RIPON,  
A Municipal Corporation

By: \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:

\_\_\_\_\_  
LISA ROOS, City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON  
CERTIFYING COUNCIL COMMITTEE APPOINTMENTS  
TO STANDING COMMITTEES AND TASK FORCES

WHEREAS, the City of Ripon is desirous of appointing Council Members to Standing Committees and Task Forces.

WHEREAS, the Council Members appointed have expressed their interest in serving on said Committees and Task Forces.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Ripon as follows:

**CITY COUNCIL REPRESENTATIVES ON STANDING COMMITTEES**

Appointments are made by the Mayor.

1. Central Valley Division of League of California Cities Executive Member  
Dean Uecker  
Leo Zuber (Alternate)
  
2. San Joaquin County Council of Governments Executive Board  
Leo Zuber  
Jake Parks (Alternate)
  
3. San Joaquin Integrated Solid Waste Management  
Leo Zuber  
Mike Restuccia (Alternate)
  
4. LAFCO  
Jake Parks
  
5. San Joaquin Partnership  
Mark Winchell  
Dean Uecker (Alternate)
  
6. City/County Criminal Justice Task Force  
Mike Restuccia  
Jake Parks (Alternate)  
 City Administrator  
 Chief of Police
  
7. San Joaquin Valley Air Pollution Control District City Selection Committee  
Mark Winchell  
Mike Restuccia (Alternate)

8. Advisory Water Commission (Board of Supervisors)

Jake Parks

Dean Uecker (Alternate)

**CITY COUNCIL COMMITTEES**

9. Legislative Response Committee

Jake Parks

Mike Restuccia (Alternate)

10. Code Enforcement and Vehicle Abatement

Dean Uecker

Leo Zuber (Alternate)

Chief of Police  
Public Works Director  
Planning Director  
City Attorney

11. Housing and Loan Committee

Mike Restuccia

Mark Winchell (Alternate)

City Administrator  
City Clerk  
Planning Director

12. Economic Development

Jake Parks

Leo Zuber (Alternate)

City Administrator  
Planning Director

13. Budget Development

Leo Zuber

Mike Restuccia

All Department Heads  
City Attorney

14. Fireworks

Dean Uecker

Mike Restuccia (Alternate)

Chief of Police  
Public Works Director

15. Swimming Pool Operations

Mark Winchell

Dean Uecker (Alternate)

City Administrator  
Parks and Recreation Director

- 16. Golf Course Committee  
Mark Winchell  
Jennifer Brennan (Public Member)  
 City Administrator  
 Parks and Recreation Director

- 17. Dog Park Committee  
Mike Restuccia  
Mark Winchell (Alternate)  
 City Administrator  
 Public Works Director

**TASK FORCES**

- 18. Farmers Market  
Dean Uecker  
Mark Winchell

**TWO-BY-TWO COMMITTEES**

- 19. Leo Zuber  
Jake Parks (Alternate)

Ripon Unified School District	Ripon Consolidated Fire District
Chamber of Commerce	City of Manteca
Ripon Christian Schools	

**COUNCIL POSITIONS**

- 20. Council Check Review  
Mark Winchell

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Ripon this 12<sup>th</sup> day of January, 2016, by the following vote:

AYES:  
 NOES:  
 ABSENT:  
 ABSTAINING:

THE CITY OF RIPON  
A Municipal Corporation

By JACOB PARKS, Mayor

ATTEST:

By LISA ROOS, City Clerk

**CONSENT CALENDAR**  
**Miscellaneous Items**



# MEMO

---

**To Honorable: City Council**

**From: Ted Johnston – Public Works Director**

**Subject: Purchase of a Central Irrigation Control System**

**Date: January 4, 2016**

Last year the City Council allocated \$50,000 from the budget surplus for the first phase purchase of a Central Irrigation Control System. A Central Irrigation Control System consist of irrigation controllers at each park and landscape areas which are connected to a central computer system; which automatically adjusts each parks irrigation controller for the actual amount of water that is required based on the actual real time day to day weather conditions. Currently staff must manually make adjustments to each of the controllers throughout the City to compensate for the actual water needs of each park. The utilization of the Central Irrigation Control System will save valuable staff time and will also, save a considerable amount of water. City staff has completed an extensive evaluation of all of the Central Irrigation Control System currently available. We have determined the Weather Trak Central Irrigation Control System best meets the current and future needs of the City of Ripon. Weather Trak is a well-established company which several larger Cities and Caltrans are currently using. This first phase will include 12 of the City's larger parks where we can achieve the greatest amount of water savings. After a great deal of negotiation we have received a quote from HydroPoint for the amount of \$48,916.44 for the purchase of the Weather Trak Central Irrigation Control System and controllers which includes 5 years of cellular communication for each of the controller sites.

Staff is recommending the City Council approve the first phase purchase of the Weather Trak Central Irrigation Control System from HydroPoint .



# MEMO

---

To: Honorable City Council

From: Ted Johnston – Public Works Director

Subject: Purchase of Two Used Backup Garbage Trucks from the City of Manteca

Date: January 4, 2016

With the loss of two garbage trucks due to fire, we are currently using our two older spare trucks for the collections operation. This leaves us with two extremely old garbage trucks for backups use. Due to the age of these trucks, we are limited to 100 hours of operation per year by the California Air Board. The insurance company will be reimbursing us for the replacement cost of the new trucks that were damaged by the fire. It will take six to eight months to receive the new trucks, once the order has been placed. We received an informal quote for rental of garbage trucks in the amount of \$7200 per month and \$8000 delivery charge per truck. The City of Manteca had just received three new garbage trucks and after hearing of our situation offered to sell two of their trucks that were being removed from service. They offered to sell us these trucks for \$10,000 per trucks. We looked at these trucks and the trucks are in as good of shape as the trucks that were damaged in the fire and will work well as backups until the new trucks can be delivered. Also they are not limited to the 100 hours of operation per year as the City's current backup trucks are. Due to the urgency of this situation we have worked out the particulars with the City of Manteca and we have received the trucks and have placed them into service.

Staff recommends the City Council approve the payment of \$20,000 for the purchase of the two used garbage trucks from the City of Manteca.



**CUSTOMER NO: 799**

Invoice Date: 12/29/2015  
 Invoice Type: Miscellaneous Invoicing  
 Invoice Number: 2016-00000008  
 Due Date: 01/28/2016  
**Invoice Amount: \$20,000.00**  
 Prepayment Applied: \$0.00

**Invoice Balance Due ➡ \$20,000.00**

City of Ripon  
 City Clerk  
 Attn: Lisa Roos  
 259 N. Wilma Ave  
 Ripon, CA 95366

Remit to:  
**City of Manteca**  
 Finance Department  
 1001 W. Center Street  
 Manteca, CA 95337

Please detach and return with payment

# INVOICE

Please make checks payable to the **City of Manteca**.  
 For your convenience we also accept MasterCard®, Visa® or Discover® by phone.  
 Questions concerning this invoice should be directed to City of Manteca at (209)456-8770.  
 A 1% penalty, \$3 handling fee and \$10 late fee will be added if this invoice is not paid by 01/28/2016.

Item	Description	Quantity	Unit Price	Total Price
	For the Sale of Two (2) Commercial Trash Collection Vehicles			
	VIN 5VCEC6UE93N194575	1	\$20,000.0000	\$20,000.00
	VIN 4V2EC6UE71N316907			

Invoice Total: \$20,000.00  
 Prepayment Applied: \$0.00  
**Balance Due This Invoice: \$20,000.00**  
  
 Undesignated Balance Not Yet Applied: \$0.00

December 4, 2015

Mr. Ken Zuidervaart  
 Director of Planning & Economic Development  
 City of Ripon  
 259 N. Wilma Avenue  
 Ripon, CA 95366

RE: Appraisal Bid for David Sanders Properties, Ripon, CA

Dear Mr. Zuidervaart:

Pursuant to your request, I am providing this letter as a bid of fee and timing to provide appraisal services for several properties located in Ripon, California, identified as follows:

<u>APN</u>	<u>DETAILS</u>
259-390-10	0.94 Acre Parcel Tower and other improvements
259-380-01	3.70 Acre Storage Yard
259-290-03	0.1128 Acre Parcel
259-290-04	0.6686 Acre Parcel
259-290-05	0.3314 Acre Parcel
259-290-26	0.4389 Acre Parcel
259-290-27	0.2194 Acre Parcel
259-390-18	0.11 Acre Remnant Parcel

APN's 259-290-03, 04, 05, 026, and 27, and 259-390-18 are assembled parcels used as a finished parking lot.

You have requested my involvement to assist in establishing value for future decisions regarding the potential purchase of these parcels. The valuation assignment will consider the parking lot parcels as one assembled site, with separate valuations for the other properties across the street.

As part of the appraisal process, I will require any written leases, rental agreements, options to purchase, and any recent or current offerings for sale. I will also need to fully investigate the ownership history of each property, so any assistance you can provide will be greatly appreciated.

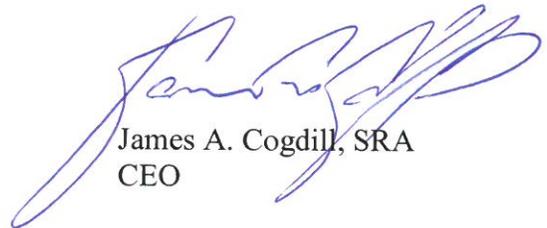
Mr. Ken Zuidervaart  
Director of Planning & Economic Development  
City of Ripon  
PAGE TWO

Assuming a single narrative Appraisal Report (As defined by 2016/2017 USPAP Standards) with tabbed sections will suffice, I anticipate a "Not to Exceed" fee of \$6,000 for the entire assignment. As we discussed, my workload is such that I won't be able to begin the assignment until early February, with a probable completion date in early to mid-March 2016.

If these terms meet with your approval, please sign and date at the appropriate space at the end of this letter. I will submit a bill for my services at completion of the assignment. I will begin the assignment as soon as authorization is received.

Thank you again for your consideration in this matter, if you need any further information, please do not hesitate to call.

Respectfully,  
Cogdill and Associates, Inc.



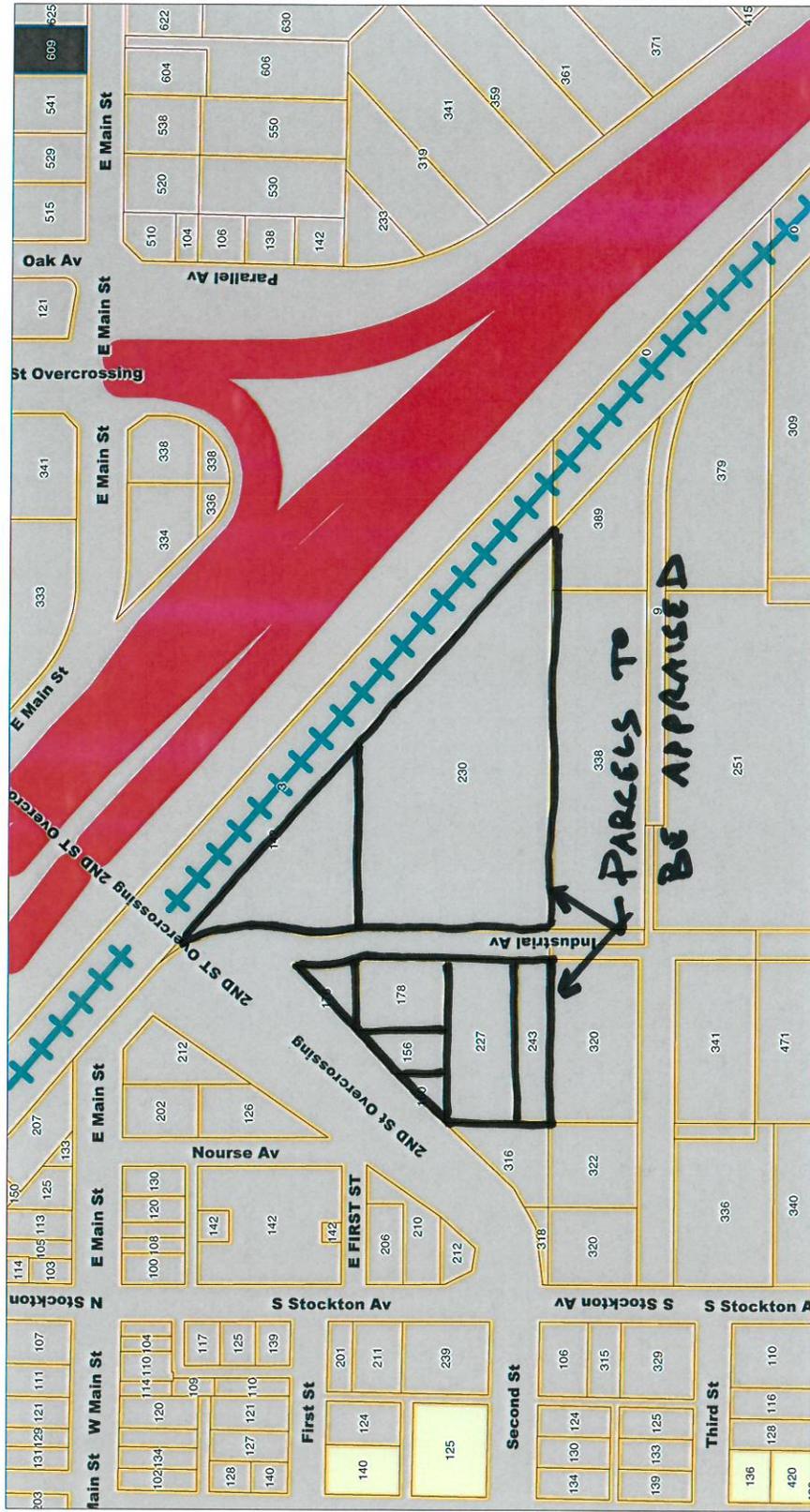
James A. Cogdill, SRA  
CEO

---

Mr. Ken Zuidervaart

Date

# City of Ripon GIS



	<b>City Limits</b>
	<b>Railroad</b>
	<b>River - Stanislaus</b>
	<b>Units Present</b>
	<b>Multiple</b>
	<b>Single</b>
	<b>Freeway</b>
	<b>Street Names</b>



SCALE 1 : 3,442





# MEMO

**To:** Honorable City Council  
**From:** Lisa Roos  
**Date:** December 29, 2015  
**Subject:** Amendment and restatement of 457 Plan

---

## **BACKGROUND:**

The documents for our 457 Deferred Compensation Plan with Security Benefit need to be amended and restated in order to comply with IRS regulations.

Nothing has been changed in the plan. We are just restating it to be in compliance with the IRS.

There is no cost for this restatement. It is being absorbed by Security Benefit.

## **COUNCIL ACTION:**

Authorize the Mayor to sign the adopting resolution and Adoption Agreement for the City of Ripon's 457(b) Plan with Security Benefits.

**ADOPTING RESOLUTION**

The undersigned authorized representative of City of Ripon (the Employer) hereby certifies that the following resolutions were duly adopted by the Employer on \_\_\_\_\_, and that such resolutions have not been modified or rescinded as of the date hereof:

RESOLVED, that the form of amended 457 Plan and Trust effective January 1, 2016, presented to this meeting is hereby approved and adopted and that an authorized representative of the Employer is hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the Plan.

The undersigned further certifies that attached hereto as Exhibits A and B, respectively, are true copies of City of Ripon 457(b) Plan as amended and restated and the Summary of 457 Provisions, which are hereby approved and adopted.

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

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

\_\_\_\_\_  
[print name/title]

**ADOPTION AGREEMENT FOR  
ELIGIBLE GOVERNMENTAL 457 PLAN**

The undersigned Employer, by executing this Adoption Agreement, establishes an Eligible 457 Plan ("Plan"). The Employer, subject to the Employer's Adoption Agreement elections, adopts fully the Plan provisions. This Adoption Agreement, the basic plan document and any attached Appendices, amendments, or agreements permitted or referenced therein, constitute the Employer's entire plan document. All "Election" references within this Adoption Agreement or the basic plan document are Adoption Agreement Elections. All "Article" or "Section" references are basic plan document references. Numbers in parentheses which follow election numbers are basic plan document references. Where an Adoption Agreement election calls for the Employer to supply text, the Employer may lengthen any space or line, or create additional tiers. When Employer-supplied text uses terms substantially similar to existing printed options, all clarifications and caveats applicable to the printed options apply to the Employer-supplied text unless the context requires otherwise. The Employer makes the following elections granted under the corresponding provisions of the basic plan document.

1. **EMPLOYER (1.11).**

Name: City of Ripon  
 Address: 259 North Wilma Avenue Street  
Ripon City California State 95366 Zip  
 Telephone: 209-599-2108  
 Taxpayer Identification Number (TIN): 94-6000406

2. **PLAN NAME.**

Name: City of Ripon 457(b) Plan

3. **PLAN YEAR (1.25).** Plan Year means the 12 consecutive month period (except for a short Plan Year) ending every (Choose one of a. or b. and choose c. if applicable): [Note: Complete any applicable blanks under Election c. with a specific date, e.g., "June 30" OR "the last day of February" OR "the first Tuesday in January." In the case of a Short Plan Year or a Short Limitation Year, include the year, e.g., "May 1, 2013."] *[Note: Complete any applicable blanks under Election c. with a specific date, e.g., "June 30" OR "the last day of February" OR "the first Tuesday in January." In the case of a Short Plan Year or a Short Limitation Year, include the year, e.g., "May 1, 2013."]*

- a.  **December 31.**
- b.  **Plan Year:** ending: \_\_\_\_\_.
- c.  **Short Plan Year:** commencing: \_\_\_\_\_ and ending: \_\_\_\_\_.

4. **EFFECTIVE DATE (1.08).** The Employer's adoption of the Plan is a (Choose one of a. or b. Complete c. if new plan OR complete c. and d. if an amendment and restatement. Choose e. if applicable):

- a.  **New Plan.**
- b.  **Restated Plan.** The Plan is a substitution and amendment of an existing 457 plan.

**Initial Effective Date of Plan**

c.  November 16, 1982 (enter month day, year; hereinafter called the "Effective Date" unless 4d is entered below)

**Restatement Effective Date** (If this is an amendment and restatement, enter effective date of the restatement.)

d.  January 1, 2016 (enter month day, year)

**Special Effective Dates: (optional)**

e.  **Describe:** \_\_\_\_\_

5. **CONTRIBUTION TYPES.** (If this is a frozen Plan (i.e., all contributions have ceased), choose a. only):

**Frozen Plan**

- a.  **Contributions cease.** All Contributions have ceased or will cease (Plan is frozen).
  - 1. Effective date of freeze: \_\_\_\_\_ [Note: Effective date is optional unless this is the amendment or restatement to freeze the Plan.]

**Contributions.** The Employer and/or Participants, in accordance with the Plan terms, make the following Contribution Types to the Plan (Choose one or more of b. through d. if applicable):

- b.  **Pre-Tax Elective Deferrals.** The dollar or percentage amount by which each Participant has elected to reduce his/her Compensation, as provided in the Participant's Salary Reduction Agreement (Choose one or more as applicable.):

And will Matching Contributions be made with respect to Elective Deferrals?

1.  **Yes.** See Question 16.
2.  **No.**

And will **Roth Elective Deferrals** be made?

3.  **Yes.** [Note: The Employer may not limit Deferrals to Roth Deferrals only.]
4.  **No.**

- c.  **Nonelective Contributions.** See Question 17.

- d.  **Rollover Contributions.** See Question 30.

6. **EXCLUDED EMPLOYEE (1.10).** The following Employees are Excluded Employees and are not eligible to participate in the Plan (Choose one of a. or b.):

- a.  **No exclusions.** All Employees are eligible to participate.
- b.  **Exclusions.** The following Employees are Excluded Employees (Choose one or more of 1. through 4.):
  1.  **Part-time Employees.** The Plan defines part-time Employees as Employees who normally work less than \_\_\_\_\_ hours per week.
  2.  **Hourly-paid Employees.**
  3.  **Leased Employees.** The Plan excludes Leased Employees.
  4.  **Specify:** \_\_\_\_\_

7. **INDEPENDENT CONTRACTOR (1.16).** The Plan (Choose one of a., b. or c.):

- a.  **Participate.** Permits Independent Contractors to participate in the Plan.
- b.  **Not Participate.** Does not permit Independent Contractors to participate in the Plan.
- c.  **Specified Independent Contractors.** Permits the following specified Independent Contractors to participate: \_\_\_\_\_

[Note: If the Employer elects to permit any or all Independent Contractors to participate in the Plan, the term Employee as used in the Plan includes such participating Independent Contractors.]

8. **COMPENSATION (1.05).** Subject to the following elections, Compensation for purposes of allocation of Deferral Contributions means:

**Base Definition** (Choose one of a., b. or c.):

- a.  Wages, tips and other compensation on Form W-2.
- b.  Code §3401(a) wages (wages for withholding purposes).
- c.  415 safe harbor compensation.

[Note: The Plan provides that the base definition of Compensation includes amounts that are not included in income due to Code §§401(k), 125, 132(f)(4), 403(b), SEP, 414(h)(2), & 457. Compensation for an Independent Contractor means the amounts the Employer pays to the Independent Contractor for services, except as the Employer otherwise specifies below.]

**Modifications to Compensation definition.** The Employer elects to modify the Compensation definition as follows (Choose one of d. or e.):

- d.  **No modifications.** The Plan makes no modifications to the definition.
- e.  **Modifications** (Choose one or more of 1. through 5.):
  1.  **Fringe benefits.** The Plan excludes all reimbursements or other expense allowances, fringe benefits (cash and noncash), moving expenses, deferred compensation and welfare benefits.
  2.  **Elective Contributions.** [1.05(E)] The Plan excludes a Participant's Elective Contributions.
  3.  **Bonuses.** The Plan excludes bonuses.

4.  **Overtime.** The Plan excludes overtime.
5.  **Specify:** \_\_\_\_\_

**Compensation taken into account.** For the Plan Year in which an Employee first becomes a Participant, the Plan Administrator will determine the allocation of matching and nonelective contributions by taking into account (*Choose one of f. or g.*):

- f.  **Plan Year.** The Employee's Compensation for the entire Plan Year.
- g.  **Compensation while a Participant.** The Employee's Compensation only for the portion of the Plan Year in which the Employee actually is a Participant.
9. **POST-SEVERANCE COMPENSATION (1.05(F)).** Compensation includes the following types of Post-Severance Compensation paid within any applicable time period as may be required (*Choose one of a. or b.*):
- a.  **None.** The Plan does not take into account Post-Severance Compensation as to any Contribution Type except as required under the basic plan document.
- b.  **Adjustments.** The following Compensation adjustments apply (*Choose one or more*):
1.  **Regular Pay.** Post-Severance Compensation will include Regular Pay and it will apply to all Contribution Types.
  2.  **Leave-Cashouts.** Post-Severance Compensation will include Regular Pay and Leave Cashouts and it will apply to all Contribution Types.
  3.  **Nonqualified Deferred Compensation.** Post-Severance Compensation will include Deferred Compensation and it will apply to all Contribution Types.
  4.  **Salary Continuation for Disabled Participants.** Post-Severance Compensation will include Salary Continuation for Disabled Participants and it will apply to all Contribution Types.
  5.  **Differential Wage Payments.** Post-Severance Compensation will include Differential Wage Payments (military continuation payments) and it will apply to all Contribution Types.
  6.  **Describe alternative Post-Severance Compensation definition, limit by Contribution Type, or limit by Participant group:** \_\_\_\_\_

10. **NORMAL RETIREMENT AGE (1.20).** A Participant attains Normal Retirement Age under the Plan (*Choose one of a. or b.*):
- a.  **Plan designation.** [Plan Section 3.05(B)] When the Participant attains age \_\_\_\_\_. [*Note: The age may not exceed age 70 1/2. The age may not be less than age 65, or, if earlier, the age at which a Participant may retire and receive benefits under the Employer's pension plan, if any.*]
- b.  **Participant designation.** [Plan Section 3.05(B) and (B)(1)] When the Participant attains the age the Participant designates, which may not be earlier than age 65 and may not be later than age 70. [*Note: The age may not exceed age 70 1/2.*]

**Special Provisions for Police or Fire Department Employees** (*Choose c. and/or d. as applicable*):

- c.  **Police department employees.** [Plan Section 3.05(B)(3)] (*Choose 1. or 2.*):
1.  **Plan designation.** [Plan Section 3.05(B)] When the Participant attains age \_\_\_\_\_. [*Note: The age may not exceed age 70 1/2 and may not be less than age 40.*]
  2.  **Participant designation.** [Plan Section 3.05(B) and (B)(1)] When the Participant attains the age the Participant designates, which may not be earlier than age \_\_\_\_\_ (no earlier than age 40) and may not be later than age \_\_\_\_\_. [*Note: The age may not exceed age 70 1/2.*]
- d.  **Fire department employees.** [Plan Section 3.05(B)(3)] (*Choose 1. or 2.*):
1.  **Plan designation.** [Plan Section 3.05(B)] When the Participant attains age \_\_\_\_\_. [*Note: The age may not exceed age 70 1/2 and may not be less than age 40.*]
  2.  **Participant designation.** [Plan Section 3.05(B) and (B)(1)] When the Participant attains the age the Participant designates, which may not be earlier than age \_\_\_\_\_ (no earlier than age 40) and may not be later than age \_\_\_\_\_. [*Note: The age may not exceed age 70 1/2.*]

11. **ELIGIBILITY CONDITIONS (2.01).** (*Choose one of a. or b.*):

- a.  **No eligibility conditions.** The Employee is eligible to participate in the Plan as of his/her first day of employment with the employer.
- b.  **Eligibility conditions.** To become a Participant in the Plan, an Eligible Employee must satisfy the following eligibility conditions (*Choose one or more of 1., 2. or 3.*):
1.  **Age.** Attainment of age \_\_\_\_\_.

2.  **Service.** Service requirement (*Choose one of a. or b.*):
- a.  **Year of Service.** One year of Continuous Service.
- b.  **Months of Service.** \_\_\_\_\_ month(s) of Continuous Service.
3.  **Specify:** \_\_\_\_\_.

12. **PLAN ENTRY DATE (1.24).** "Plan Entry Date" means the Effective Date and (*Choose one of a. through d.*):
- a.  **Monthly.** The first day of the month coinciding with or next following the Employee's satisfaction of the Plan's eligibility conditions.
- b.  **Annual.** The first day of the Plan Year coinciding with or next following the Employee's satisfaction of the Plan's eligibility conditions.
- c.  **Date of hire.** The Employee's employment commencement date with the Employer.
- d.  **Specify:** \_\_\_\_\_.

13. **SALARY REDUCTION CONTRIBUTIONS (1.30).** A Participant's Salary Reduction Contributions under Election 5b. are subject to the following limitation(s) in addition to those imposed by the Code (*Choose one of a. or b.*):
- a.  **No limitations.**
- b.  **Limitations.** (*Choose one or more of 1., 2. or 3.*):
1.  **Maximum deferral amount.** A Participant's Salary Reductions may not exceed: \_\_\_\_\_ (*specify dollar amount or percentage of Compensation*).
2.  **Minimum deferral amount.** A Participant's Salary Reductions may not be less than: \_\_\_\_\_ (*specify dollar amount or percentage of Compensation*).
3.  **Specify:** \_\_\_\_\_.

[*Note: Any limitation the Employer elects in b.1. through b.3. will apply on a payroll basis unless the Employer otherwise specifies in b.3.*]

**Special NRA Catch-Up Contributions (3.05).** The Plan (*Choose one of c. or d.*):

- c.  **Permits.** Participants may make NRA catch-up contributions.  
**AND, Special NRA Catch-Up Contributions (Choose one of 1. or 2.):**
1.  will be taken into account in applying any matching contribution under the Plan.
2.  will not be taken into account in applying any matching contribution under the Plan.
- d.  **Does not permit.** Participants may not make NRA catch-up contributions.

**Age 50 Catch-Up Contributions (3.06).** The Plan (*Choose one of e. or f.*):

- e.  **Permits.** Participants may make age 50 catch-up contributions.
- f.  **Does not permit.** Participants may not make age 50 catch-up contributions.

14. **SICK, VACATION AND BACK PAY (3.02(A)).** The Plan (*Choose one of a. or b.*):

- a.  **Permits.** Participants may make Salary Reduction Contributions from accumulated sick pay, from accumulated vacation pay or from back pay.
- b.  **Does Not Permit.** Participants may not make Salary Reduction Contributions from accumulated sick pay, from accumulated vacation pay or from back pay.

15. **AUTOMATIC ENROLLMENT (3.02(B)).** Does the Plan provide for automatic enrollment (*Choose one of the following*) [*Note: if Eligible Automatic Contribution Arrangement (EACA), select 15c and complete AMENDMENT FOR ELIGIBLE AUTOMATIC CONTRIBUTION ARRANGEMENT (EACA)*]:

- a.  **Does not apply.** Does not apply the Plan's automatic enrollment provisions.
- b.  **Applies.** Applies the Plan's automatic enrollment provisions. The Employer as a Pre-Tax Elective Deferral will withhold \_\_\_\_\_% from each Participant's Compensation unless the Participant elects a different percentage (including zero) under his/her Salary Reduction Agreement. The automatic election will apply to (*Choose one of 1. through 3.*):
1.  **All Participants.** All Participants who as of \_\_\_\_\_ are not making Pre-Tax Elective Deferrals at least equal to the automatic amount.
2.  **New Participants.** Each Employee whose Plan Entry Date is on or following: \_\_\_\_\_.

3.  **Describe Application of Automatic Deferrals:** \_\_\_\_\_

c.  **EACA.** The Plan will provide an Eligible Automatic Contribution Arrangement (EACA). Complete amendment.

16. **MATCHING CONTRIBUTIONS (3.03).** The Employer Matching Contributions is (*Choose one or more of a. through d.*):

a.  **Fixed formula.** An amount equal to \_\_\_\_\_ of each Participant's Salary Reduction Contributions.

b.  **Discretionary formula.** An amount (or additional amount) equal to a matching percentage the Employer from time to time may deem advisable of each Participant's Salary Reduction Contributions.

c.  **Tiered formula.** The Employer will make matching contributions equal to a uniform percentage of each tier of each Participant's Salary Reduction Contributions, determined as follows:

**NOTE:** Fill in only percentages or dollar amounts, but not both. If percentages are used, each tier represents the amount of the Participant's applicable contributions that equals the specified percentage of the Participant's Compensation (add additional tiers if necessary):

Tiers of Contributions (indicate \$ or %)	Matching Percentage
First _____	_____ %
Next _____	_____ %
Next _____	_____ %
Next _____	_____ %

d.  **Specify:** \_\_\_\_\_

**Time Period for Matching Contributions.** The Employer will determine its Matching Contribution based on Salary Reduction Contributions made during each (*Choose one of e. through h.*):

e.  **Plan Year.**

f.  **Plan Year quarter.**

g.  **Payroll period.**

h.  **Specify:** \_\_\_\_\_

**Salary Reduction Contributions Taken into Account.** In determining a Participant's Salary Reduction Contributions taken into account for the above-specified time period under the Matching Contribution formula, the following limitations apply (*Choose one of i. through l.*):

i.  **All Salary Reduction Contributions.** The Plan Administrator will take into account all Salary Reduction Contributions.

j.  **Specific limitation.** The Plan Administrator will disregard Salary Reduction Contributions exceeding \_\_\_\_\_% of the Participant's Compensation.

k.  **Discretionary.** The Plan Administrator will take into account the Salary Reduction Contributions as a percentage of the Participant's Compensation as the Employer determines.

l.  **Specify:** \_\_\_\_\_

**Allocation Conditions.** To receive an allocation of Matching Contributions, a Participant must satisfy the following allocation condition(s) (*Choose one of m. or n.*):

m.  **No allocation conditions.**

n.  **Conditions.** The following allocation conditions apply to Matching Contributions (*Choose one or more of 1. through 4.*):

1.  **Service condition.** The Participant must complete the following number of months of Continuous Service during the Plan Year: \_\_\_\_\_.

2.  **Employment condition.** The Participant must be employed by the Employer on the last day of the Plan Year.

3.  **Limited Severance Exception.** Any condition specified in 1. or 2. does not apply if the Participant incurs a Severance from Employment during the Plan Year on account of death, disability or attainment of Normal Retirement Age in the current Plan Year or in a prior Plan Year.

4.  **Specify:** \_\_\_\_\_

17. **NONELECTIVE CONTRIBUTIONS (1.19).** The Nonelective Contributions under Election 5c. are made as follows: (*Choose one*):
- Discretionary - Pro-Rata.** An amount the Employer in its sole discretion may determine.
  - Fixed - Pro Rata.** \_\_\_\_\_% of Compensation.
  - Other.** A Nonelective Contribution may be made as follows:  
\_\_\_\_\_

**Allocation Conditions. (3.08).** To receive an allocation of Nonelective Contributions, a Participant must satisfy the following allocation condition(s) (*Choose one of d. or e.*):

- No allocation conditions.**
- Conditions.** The following allocation conditions apply to Nonelective Contributions (*Choose one or more of 1. through 4.*):
  - Service condition.** The Participant must complete the following number of months of Continuous Service during the Plan Year: \_\_\_\_\_.
  - Employment condition.** The Participant must be employed by the Employer on the last day of the Plan Year.
  - Limited Severance Exception.** Any condition specified in 1. or 2. does not apply if the Participant incurs a Severance from Employment during the Plan Year on account of death, disability or attainment of Normal Retirement Age in the current Plan Year or in a prior Plan Year.
  - Specify:** \_\_\_\_\_

18. **TIME AND METHOD OF PAYMENT OF ACCOUNT (4.02).** The Plan will distribute to a Participant who incurs a Severance from Employment his/her Vested Account as follows:

**Timing.** The Plan, in the absence of a permissible Participant election to commence payment later, will pay the Participant's Account (*Choose one of a. through e.*):

- Specified Date.** \_\_\_\_\_ days after the Participant's Severance from Employment.
- Immediate.** As soon as administratively practicable following the Participant's Severance from Employment.
- Designated Plan Year.** As soon as administratively practicable in the \_\_\_\_\_ Plan Year beginning after the Participant's Severance from Employment.
- Normal Retirement Age.** As soon as administratively practicable after the close of the Plan Year in which the Participant attains Normal Retirement Age.
- Specify:** \_\_\_\_\_

**Method.** The Plan, in the absence of a permissible Participant election, will distribute the Participant's Account under one of the following method(s) of distribution (*Choose one or more of f. through j. as applicable*):

- Lump sum.** A single payment.
- Installments.** Multiple payments made as follows: \_\_\_\_\_
- Installments for required minimum distributions only.** Annual payments, as necessary under Plan Section 4.03.
- Annuity distribution option(s):** \_\_\_\_\_
- Specify:** \_\_\_\_\_

**Participant Election.** [Plan Sections 4.02(A) and (B)] The Plan (*Choose one of k., l. or m.*):

- Permits.** Permits a Participant, with Plan Administrator approval of the election, to elect to postpone distribution beyond the time the Employer has elected in a. through e. and also to elect the method of distribution (including a method not described in f. through j. above).
- Does not permit.** Does not permit a Participant to elect the timing and method of Account distribution.
- Specify:** \_\_\_\_\_

**Mandatory Distributions.** Notwithstanding any other distribution election, following Severance from Employment (*Choose n. or o.*):

- No Mandatory Distributions.** The Plan will not make a Mandatory Distribution.
- Mandatory Distribution.** If the Participant's Vested Account is not in excess of \$5,000 (unless a different amount selected below) as of the date of distribution, the Plan will make a Mandatory Distribution following Severance from Employment.
  - Mandatory Distribution.** If the Participant's Vested Account is not in excess of \$ 1000 as of the date of distribution, the Plan will make a Mandatory Distribution following Severance from Employment.

**Exclusion of rollovers in determination of \$5,000 threshold.** In determining the \$5,000 threshold (or other dollar threshold above), rollover contributions will be:

- p.  included.  
 q.  excluded.

19. **BENEFICIARY DISTRIBUTION ELECTIONS.** Distributions following a Participant's death will be made as follows (*Choose one of a. through d.*):

- a.  **Immediate.** As soon as practical following the Participant's death.  
 b.  **Next Calendar Year.** At such time as the Beneficiary may elect, but in any event on or before the last day of the calendar year which next follows the calendar year of the Participant's death.  
 c.  **As Beneficiary elects.** At such time as the Beneficiary may elect, consistent with Section 4.03.  
 d.  **Describe:** \_\_\_\_\_

[Note: The Employer under Election 19d. may describe an alternative distribution timing or afford the Beneficiary an election which is narrower than that permitted under Election 19c., or include special provisions related to certain beneficiaries, (e.g., a surviving spouse). However, any election under Election 19d. must require distribution to commence no later than the Section 4.03 required date.]

20. **DISTRIBUTIONS PRIOR TO SEVERANCE FROM EMPLOYMENT (4.05).** A Participant prior to Severance from Employment may elect to receive a distribution of his/her Vested Account under the following distribution options (*Choose one of a. or b.*):

- a.  **None.** A Participant may not receive a distribution prior to Severance from Employment.  
 b.  **Distributions.** Prior to Severance from Employment are permitted as follows (*Choose one or more of 1. through 4.*):  
 1.  **Unforeseeable emergency.** A Participant may elect a distribution from his/her Account in accordance with Plan Section 4.05(A).  
 2.  **De minimis exception.** [Plan Section 4.05(B)] If the Participant: (i) has an Account that does not exceed \$5,000; (ii) has not made or received an allocation of any Deferral Contributions under the Plan during the two-year period ending on the date of distribution; and (iii) has not received a prior Plan distribution under this de minimis exception, then (*Choose one of a., b. or c.*):  
 a.  **Participant election.** The Participant may elect to receive all or any portion of his/her Account.  
 b.  **Mandatory distribution.** The Plan Administrator will distribute the Participant's entire Account.  
 c.  **Hybrid.** The Plan Administrator will distribute a Participant's Account that does not exceed \$\_\_\_\_\_ and the Participant may elect to receive all or any portion of his/her Account that exceeds \$\_\_\_\_\_ but that does not exceed \$5,000.  
 3.  **Age 70 1/2.** A Participant who attains age 70 1/2 prior to Severance from Employment may elect distribution of any or all of his/her Account.  
 4.  **Specify:** \_\_\_\_\_

[Note: An Employer need not permit any in-service distributions. Any election must comply with the distribution restrictions of Code Section 457(d).]

21. **QDRO (4.06).** The QDRO provisions (*Choose one of a., b. or c.*):

- a.  **Apply.**  
 b.  **Do not apply.**  
 c.  **Specify:** \_\_\_\_\_

22. **ALLOCATION OF EARNINGS (5.07(B)).** The Plan allocates Earnings using the following method (*Choose one or more of a. through f.*):

- a.  **Daily.** See Section 5.07(B)(4)(a).  
 b.  **Balance forward.** See Section 5.07(B)(4)(b).  
 c.  **Balance forward with adjustment.** See Section 5.07(B)(4)(c). Allocate pursuant to the balance forward method, except treat as part of the relevant Account at the beginning of the Valuation Period \_\_\_\_\_% of the contributions made during the following Valuation Period: \_\_\_\_\_.  
 d.  **Weighted average.** See Section 5.07(B)(4)(d). If not a monthly weighting period, the weighting period is \_\_\_\_\_.  
 e.  **Directed Account method.** See Section 5.07(B)(4)(e).

f.  Describe Earnings allocation method: \_\_\_\_\_

[Note: The Employer under Election 22f. may describe Earnings allocation methods from the elections available under Election 22 and/or a combination thereof as to any: (i) Participant group (e.g., Daily applies to Division A Employees OR to Employees hired after "x" date. Balance forward applies to Division B Employees OR to Employees hired on/before "x" date.); (ii) Contribution Type (e.g., Daily applies as to Discretionary Nonelective Contribution Accounts. Participant-Directed Account applies to Fixed Nonelective Contribution Accounts); (iii) investment type, investment vendor or Account type (e.g., Balance forward applies to investments placed with vendor A and Participant-Directed Account applies to investments placed with vendor B OR Daily applies to Participant-Directed Accounts and balance forward applies to pooled Accounts).]

23. **HEART ACT PROVISIONS (1.31(C)(3)/3.13).** The Employer elects to (Choose one of a. or b. and c. or d.):

**Continued Benefit Accruals.**

- a.  Not apply the benefit accrual provisions of Section 3.13.
- b.  Apply the benefit accrual provisions of Section 3.13.

**Distributions for deemed severance of employment (1.31(C)(3))**

- c.  The Plan does NOT permit distributions for deemed severance of employment
- d.  The Plan permits distributions for deemed severance of employment

24. **VESTING/SUBSTANTIAL RISK OF FORFEITURE (5.11).** A Participant's Deferral Contributions are [Note: If a Participant incurs a Severance from Employment before the specified events or conditions, the Plan will forfeit the Participant's non-vested Account. Caution: if a Deferral is subject to vesting schedule or other substantial risk of forfeiture, it does not count as a deferral for purposes of the annual deferral limit until the year it is fully vested.] (Choose all that apply of a. through d.):

- a.  **100% Vested/No Risk of Forfeiture.** Immediately Vested without regard to additional Service and no Substantial Risk of Forfeiture. The following contributions are 100% Vested:
  - 1.  **All Contributions.** (skip to 25.)
  - 2.  **Only the following contributions.** (select all that apply):
    - a.  **Salary Reduction Contributions.**
    - b.  **Nonelective Contributions.**
    - c.  **Matching Contributions.**

b.  **Forfeiture under Vesting Schedule.** Vested according to the following:

**Contributions affected.** The following contributions are subject to the vesting schedule (Choose one or more of 1., 2. or 3.):

- 1.  **Salary Reduction Contributions.**
- 2.  **Nonelective Contributions.**
- 3.  **Matching Contributions.**
- 4.  **Vesting Schedule.**

Years of Service	Vested Percentage
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %

**For vesting purposes, a "Year of Service" means:**

5. \_\_\_\_\_

[Note: It is extremely rare to apply a vesting schedule to Salary Reduction Contributions.]

c.  **Substantial Risk of Forfeiture.** Vested only when no longer subject to the following Substantial Risk of Forfeiture as follows:

**Contributions affected.** The following contributions are subject to the substantial risk of forfeiture under c. (Choose one or more of 1., 2. or 3.):

- 1.  **Salary Reduction Contributions.**
- 2.  **Nonelective Contributions.**

3.  **Matching Contributions.**

**Risk Provisions:** Vested only when no longer subject to the following Substantial Risk of Forfeiture as follows (*Choose one of 4. or 5.*):

4.  The Participant must remain employed by the Employer until \_\_\_\_\_, unless earlier Severance from Employment occurs on account of death or disability, as the Plan Administrator shall establish.

5.  **Specify:** \_\_\_\_\_.

**Additional Provisions** (*Choose d. if applicable*)

d.  **Specify:** \_\_\_\_\_.

**FORFEITURE ALLOCATION.** [Plan Sections 5.11(A) and 5.14] The Plan Administrator will allocate any Plan forfeitures (*Choose one of the following*):

e.  **Additional Contributions.** As the following contribution type (*Choose one of 1. or 2.*):

1.  **Nonelective.** As an additional Nonelective Contribution.

2.  **Matching.** As an additional Matching Contribution.

f.  **Reduce Fixed Contributions.** To reduce the following fixed contribution (*Choose one of 1. or 2.*):

1.  **Nonelective.** To reduce the Employer's fixed Nonelective Contribution.

2.  **Matching.** To reduce the Employer's fixed Matching Contribution.

g.  **Specify:** \_\_\_\_\_.

25. **TRUST PROVISIONS.** The following provisions apply to Article VIII of the Plan (*Choose as applicable; leave blank if not applicable*):

a.  **Modifications.** The Employer modifies the Article VIII Trust provisions as follows: \_\_\_\_\_. The remaining Article VIII provisions apply.

b.  **Substitution.** The Employer replaces the Trust with the Trust Agreement attached to the Plan.

26. **CUSTODIAL ACCOUNT/ANNUITY CONTRACT (8.16).** The Employer will hold all or part of the Deferred Compensation in one or more custodial accounts or annuity contracts which satisfy the requirements of Code §457(g) (*Choose a. or b., c. if applicable*):

a.  **Custodial account(s).**

b.  **Annuity contract(s).**

c.  **Specify:** \_\_\_\_\_.

[*Note: The Employer under c. may wish to identify the custodial accounts or annuity contracts or to designate a portion of the Deferred Compensation to be held in such vehicles versus held in the Trust.*]

27. **VALUATION.** In addition to the last day of the Plan Year, the Trustee (or Plan Administrator as applicable) must value the Trust Fund (or Accounts) on the following Valuation Date(s) (*Choose one of a. or b.*):

a.  **No additional Valuation Dates.**

b.  **Additional Valuation Dates.** (*Choose one or more of 1., 2. or 3.*):

1.  **Daily Valuation Dates.** Each business day of the Plan Year on which Plan assets for which there is an established market are valued and the Trustee is conducting business.

2.  **Last day of a specified period.** The last day of each \_\_\_\_\_ of the Plan Year.

3.  **Specified Valuation Dates:** \_\_\_\_\_.

[*Note: The Employer under Election 26b.3. may describe Valuation Dates from the elections available under Election 26b. and/or a combination thereof as to any: (i) Participant group (e.g., No additional Valuation Dates apply to Division A Employees OR to Employees hired after "x" date. Daily Valuation Dates apply to Division B Employees OR to Employees hired on/before "x" date.); (ii) Contribution Type (e.g., No additional Valuation Dates apply as to Discretionary Nonelective Contribution Accounts. The last day of each Plan Year quarter applies to Fixed Nonelective Contribution Accounts); (iii) investment type, investment vendor or Account type (e.g., No additional Valuation Dates apply to investments placed with vendor A and Daily Valuation Dates apply to investments placed with vendor B OR Daily Valuation Dates apply to Participant-Directed Accounts and no additional Valuation Dates apply to pooled Accounts).*]

28. **TRUSTEE** (Select all that apply; leave blank if not applicable.):

- a.  Individual Trustee(s) who serve as Trustee(s) over assets not subject to control by a corporate Trustee. (Add additional Trustees as necessary.)

Name(s)	Title(s)
_____	_____
_____	_____
_____	_____
_____	_____

**Address and Telephone number** (Choose one of 1. or 2.):

1.  Use Employer address and telephone number.  
 2.  Use address and telephone number below:

Address: \_\_\_\_\_  
Street

\_\_\_\_\_

City State Zip

Telephone: \_\_\_\_\_

- b.  Corporate Trustee

Name: UMB Bank, n.a. c/o Security Benefit

Address: 30 Dan Road Suite 55976

Street

Canton Massachusetts 02021-2809

City State Zip

Telephone: (800) 747-3942

**AND**, the Corporate Trustee shall serve as:

- c.  a Directed (nondiscretionary) Trustee over all Plan assets except for the following:

\_\_\_\_\_

- d.  a Discretionary Trustee over all Plan assets except for the following:

\_\_\_\_\_

29. **PLAN LOANS (5.02(A))**. The Plan permits or does not permit Participant Loans (Choose one of a. or b.):

- a.  **Does not permit.**  
 b.  **Permitted pursuant to the Loan Policy.**

30. **ROLLOVER CONTRIBUTIONS (3.09)**. The Plan permits Rollover Contributions subject to approval by the Plan Administrator and as further described below:

**Who may roll over** (Choose one of a. or b.):

- a.  **Participants only.**  
 b.  **Eligible Employees or Participants.**

**Sources/Types**. The Plan will accept a Rollover Contribution (Choose one of c. or d.):

- c.  **All**. From any Eligible Retirement Plan and as to all Contribution Types eligible to be rolled into this Plan.  
 d.  **Limited**. Only from the following types of Eligible Retirement Plans and/or as to the following Contribution Types:

\_\_\_\_\_

**Distribution of Rollover Contributions** (Choose one of e., f. or g.):

- e.  **Distribution without restrictions.** May elect distribution of his/her Rollover Contributions Account in accordance with Plan Section 4.05(C) at any time.
- f.  **No distribution.** May not elect to receive distribution of his/her Rollover Contributions Account until the Plan has a distributable event under Plan Section 4.01.
- g.  **Specify:** \_\_\_\_\_

A handwritten signature in blue ink, appearing to read "John M. [unclear]", is written over the horizontal line of option g.

This Plan is executed on the date(s) specified below:

**Use of Adoption Agreement.** Failure to complete properly the elections in this Adoption Agreement may result in disqualification of the Employer's Plan. The Employer only may use this Adoption Agreement only in conjunction with the corresponding basic plan document.

EMPLOYER: City of Ripon

By: \_\_\_\_\_

UMB Bank, n.a. clo Security Benefit



TRUSTEE

\_\_\_\_\_  
DATE SIGNED

12-11-15

\_\_\_\_\_  
DATE SIGNED

**ELIGIBLE 457 PLAN**

TABLE OF CONTENTS

<b>ARTICLE I, DEFINITIONS</b>		<b>ARTICLE IV, TIME AND METHOD OF PAYMENT OF BENEFITS</b>	
1.01	Account..... 1	4.01	Distribution Restrictions ..... 11
1.02	Accounting Date ..... 1	4.02	Time and Method of Payment of Account ..... 11
1.03	Beneficiary..... 1	4.03	Required Minimum Distributions ..... 11
1.04	Code..... 1	4.04	Death Benefits ..... 13
1.05	Compensation ..... 1	4.05	Distributions Prior to Severance from Employment ... 13
1.06	Deferral Contributions ..... 2	4.06	Distributions Under Qualified Domestic Relations Orders (QDROs)..... 13
1.07	Deferred Compensation ..... 3	4.07	Direct Rollover of Eligible Rollover Distributions – Governmental Plan ..... 14
1.08	Effective Date ..... 3	4.08	Election to Deduct from Distribution..... 15
1.09	Elective Deferrals ..... 3	<b>ARTICLE V, PLAN ADMINISTRATOR - DUTIES WITH RESPECT TO PARTICIPANTS' ACCOUNTS</b>	
1.10	Employee ..... 3	5.01	Term/Vacancy..... 16
1.11	Employer ..... 3	5.02	Powers and Duties ..... 16
1.12	Employer Contribution ..... 3	5.03	Compensation ..... 16
1.13	ERISA..... 3	5.04	Authorized Representative..... 16
1.14	Excess Deferrals ..... 3	5.05	Individual Accounts/Records..... 16
1.15	Includible Compensation ..... 3	5.06	Value of Participant's Account..... 16
1.16	Independent Contractor..... 3	5.07	Account Administration, Valuation and Expenses..... 16
1.17	Leased Employee ..... 3	5.08	Account Charged ..... 18
1.18	Matching Contribution..... 3	5.09	Ownership of Fund/Tax-Exempt Organization ..... 18
1.19	Nonelective Contribution..... 3	5.10	Participant Direction of Investment ..... 18
1.20	Normal Retirement Age..... 3	5.11	Vesting/Substantial Risk of Forfeiture..... 18
1.21	Participant ..... 3	5.12	Preservation of Eligible Plan Status..... 19
1.22	Plan ..... 3	5.13	Limited Liability ..... 19
1.23	Plan Administrator..... 3	5.14	Lost Participants ..... 19
1.24	Plan Entry Date ..... 3	5.15	Plan Correction ..... 19
1.25	Plan Year ..... 3	<b>ARTICLE VI, PARTICIPANT ADMINISTRATIVE PROVISIONS</b>	
1.26	Pre-Tax Elective Deferrals..... 3	6.01	Beneficiary Designation..... 20
1.27	Rollover Contribution ..... 3	6.02	No Beneficiary Designation..... 20
1.28	Roth Elective Deferrals ..... 3	6.03	Salary Reduction Agreement ..... 20
1.29	Salary Reduction Agreement ..... 4	6.04	Personal Data to Plan Administrator..... 20
1.30	Salary Reduction Contribution..... 4	6.05	Address for Notification ..... 20
1.31	Service ..... 4	6.06	Participant or Beneficiary Incapacitated ..... 20
1.32	State ..... 4	<b>ARTICLE VII, MISCELLANEOUS</b>	
1.33	Substantial Risk of Forfeiture ..... 4	7.01	No Assignment or Alienation ..... 21
1.34	Tax-Exempt Organization..... 4	7.02	Effect on Other Plans..... 21
1.35	Taxable Year ..... 4	7.03	Word Usage ..... 21
1.36	Transfer..... 4	7.04	State Law ..... 21
1.37	Trust..... 4	7.05	Employment Not Guaranteed..... 21
1.38	Trustee ..... 4	7.06	Notice, Designation, Election, Consent and Waiver ... 21
1.39	Type of 457 Plan..... 4	<b>ARTICLE VIII, TRUST PROVISIONS— GOVERNMENTAL ELIGIBLE 457 PLAN</b>	
1.40	Vested..... 5	8.01	Governmental Eligible 457 Plan ..... 22
<b>ARTICLE II, ELIGIBILITY AND PARTICIPATION</b>		8.02	Acceptance/Holding..... 22
2.01	Eligibility ..... 6	8.03	Receipt of Contributions ..... 22
2.02	Participation upon Re-Employment..... 6	8.04	Full Investment Powers ..... 22
2.03	Change in Employment Status..... 6	8.05	Records and Statements ..... 23
<b>ARTICLE III, DEFERRAL CONTRIBUTIONS/LIMITATIONS</b>		8.06	Fees and Expenses from Fund ..... 23
3.01	Amount ..... 7	8.07	Professional Agents ..... 23
3.02	Salary Reduction Contributions ..... 7	8.08	Distribution of Cash or Property ..... 23
3.03	Matching Contributions ..... 7	8.09	Resignation and Removal ..... 23
3.04	Normal Limitation ..... 7	8.10	Successor Trustee ..... 23
3.05	Normal Retirement Age Catch-Up Contribution ..... 7	8.11	Valuation of Trust..... 23
3.06	Age 50 Catch-Up Contribution ..... 8	8.12	Participant Direction of Investment ..... 23
3.07	Contribution Allocation ..... 8	8.13	Third Party Reliance ..... 23
3.08	Allocation Conditions ..... 8		
3.09	Rollover Contributions ..... 8		
3.10	Distribution of Excess Deferrals ..... 9		
3.11	Deemed IRA Contributions ..... 9		
3.12	Roth Elective Deferrals..... 9		
3.13	Benefit Accrual ..... 10		

**Eligible 457 Plan**

8.14 Invalidity of Any Trust Provision .....23  
8.15 Exclusive Benefit.....23  
8.16 Substitution of Custodial Account or Annuity  
Contract .....24  
8.17 Group Trust Authority .....24

**ARTICLE IX, AMENDMENT, TERMINATION,  
TRANSFERS**

9.01 Amendment by Employer/Sponsor..... 25  
9.02 Termination/Freezing of Plan ..... 25  
9.03 Transfers ..... 25  
9.04 Purchase of Permissive Service Credit..... 25

## ARTICLE I DEFINITIONS

1.01 "**Account**" means the separate Account(s) which the Plan Administrator or the Trustee maintains under the Plan for a Participant's Deferred Compensation. The Plan Administrator or Trustee may establish separate Accounts for multiple Beneficiaries of a Participant to facilitate required minimum distributions under Section 4.03 based on each Beneficiary's life expectancy.

1.02 "**Accounting Date**" means the last day of the Plan Year. The Plan Administrator will allocate Employer contributions and forfeitures for a particular Plan Year as of the Accounting Date of that Plan Year, and on such other dates, if any, as the Plan Administrator determines, consistent with the Plan's allocation conditions and other provisions.

1.03 "**Beneficiary**" means a person who the Plan or a Participant designates and who is or may become entitled to a Participant's Account upon the Participant's death. A Beneficiary who becomes entitled to a benefit under the Plan remains a Beneficiary under the Plan until the Plan Administrator or Trustee has fully distributed to the Beneficiary his or her Plan benefit. A Beneficiary's right to (and the Plan Administrator's or a Trustee's duty to provide to the Beneficiary) information or data concerning the Plan does not arise until the Beneficiary first becomes entitled to receive a benefit under the Plan.

1.04 "**Code**" means the Internal Revenue Code of 1986, as amended.

### 1.05 "**Compensation**"

**(A) Uses and Context.** Any reference in the Plan to Compensation is a reference to the definition in this Section 1.05, unless the Plan reference, or the Employer in the Adoption Agreement, modifies this definition. Except as the Plan otherwise specifically provides, the Plan Administrator will take into account only Compensation actually paid during (or as permitted under the Code, paid for) the relevant period. A Compensation payment includes Compensation paid by the Employer through another person under the common paymaster provisions in Code §§3121 and 3306. In the case of an Independent Contractor, Compensation means the amounts the Employer pays to the Independent Contractor for services, except as the Employer otherwise specifies in the Adoption Agreement. The Employer in the Adoption Agreement may elect to allocate contributions based on a Compensation within specified 12 month period which ends within a Plan Year.

**(B) Base Definitions and Modifications.** The Employer in the Adoption Agreement must elect one of the following base definitions of Compensation: W-2 Wages, Code §3401(a) Wages, or 415 Compensation. The Employer may elect a different base definition as to different Contribution Types. The Employer in the Adoption Agreement may specify any modifications thereto, for purposes of contribution allocations under Article III. If the Employer fails to elect one of the above-referenced definitions, the Employer is deemed to have elected the W-2 Wages definition.

**(1) W-2 Wages.** W-2 Wages means wages for federal income tax withholding purposes, as defined under Code §3401(a), plus all other payments to an Employee in the course of the Employer's trade or business, for which the Employer must furnish the Employee a written statement under Code

§§6041, 6051, and 6052, but determined without regard to any rules that limit the remuneration included in wages based on the nature or location of the employment or services performed (such as the exception for agricultural labor in Code §3401(a)(2)).

**(2) Code §3401(a) Wages (income tax wage withholding).** Code §3401(a) Wages means wages within the meaning of Code §3401(a) for the purposes of income tax withholding at the source, but determined without regard to any rules that limit the remuneration included in wages based on the nature or the location of the employment or the services performed (such as the exception for agricultural labor in Code §3401(a)(2)).

**(3) Code §415 Compensation (current income definition/simplified compensation under Treas. Reg. §1.415(c)-2(d)(2)).** Code §415 Compensation means the Employee's wages, salaries, fees for professional service and other amounts received (without regard to whether or not an amount is paid in cash) for personal services actually rendered in the course of employment with the Employer maintaining the Plan to the extent that the amounts are includible in gross income (including, but not limited to, commissions paid salespersons, compensation for services on the basis of a percentage of profits, commissions on insurance premiums, tips, bonuses, fringe benefits and reimbursements or other expense allowances under a nonaccountable plan as described in Treas. Reg. §1.62-2(c)).

Code §415 Compensation does not include:

**(a) Deferred compensation/SEP/SIMPLE.** Employer contributions (other than Elective Deferrals) to a plan of deferred compensation (including a simplified employee pension plan under Code §408(k) or to a simple retirement account under Code §408(p)) to the extent the contributions are not included in the gross income of the Employee for the Taxable Year in which contributed, and any distributions from a plan of deferred compensation (whether or not qualified), regardless of whether such amounts are includible in the gross income of the Employee when distributed.

**(b) Option exercise.** Amounts realized from the exercise of a non-qualified stock option (an option other than a statutory option under Treas. Reg. §1.421-1(b)), or when restricted stock or other property held by an Employee either becomes freely transferable or is no longer subject to a substantial risk of forfeiture under Code §83.

**(c) Sale of option stock.** Amounts realized from the sale, exchange or other disposition of stock acquired under a statutory stock option as defined under Treas. Reg. §1.421-1(b).

**(d) Other amounts that receive special tax benefits.** Other amounts that receive special tax benefits, such as premiums for group term life insurance (but only to the extent that the premiums are not includible in the gross income of the Employee and are not salary reduction amounts under Code §125).

## Eligible 457 Plan

**(e) Other similar items.** Other items of remuneration which are similar to any of the items in Sections 1.11(B)(3)(a) through (d).

**(4) Alternative (general) 415 Compensation.** Under this definition, Compensation means as defined in Section 1.11(B)(3) but with the addition of: (a) amounts described in Code §§104(a)(3), 105(a), or 105(h) but only to the extent that these amounts are includible in Employee's gross income; (b) amounts paid or reimbursed by the Employer for moving expenses incurred by the Employee, but only to the extent that at the time of payment it is reasonable to believe these amounts are not deductible by the Employee under Code §217; (c) the value of a nonstatutory option (an option other than a statutory option under Treas. Reg. §1.421-1(b)) granted by the Employer to the an Employee, but only to the extent that the value of the option is includible in the Employee's gross income for the Taxable Year of the grant; (d) the amount includible in the Employee's gross income upon the Employee's making of an election under Code §83(b); and (e) amounts that are includible in the Employee's gross income under Code §409A or Code §457(f)(1)(A) or because the amounts are constructively received by the Participant. [Note if the Plan's definition of Compensation is W-2 Wages or Code §3401(a) Wages, then Compensation already includes the amounts described in clause (e).]

**(C) Deemed 125 Compensation.** Deemed 125 Compensation means, in the case of any definition of Compensation which includes a reference to Code §125, amounts under a Code §125 plan of the Employer that are not available to a Participant in cash in lieu of group health coverage, because the Participant is unable to certify that he/she has other health coverage.

**(D) Modification to Compensation.** The Employer must specify in the Adoption Agreement the Compensation the Plan Administrator is to take into account in allocating Deferral Contributions to a Participant's Account. For all Plan Years other than the Plan Year in which the Employee first becomes a Participant, the Plan Administrator will take into account only the Compensation determined for the portion of the Plan Year in which the Employee actually is a Participant.

**(E) Elective Contributions.** Compensation under Section 1.05 includes Elective Contributions unless the Employer in the Adoption Agreement elects to exclude Elective Contributions. "Elective Contributions" are amounts excludible from the Employee's gross income under Code §§125, 132(f)(4), 402(e)(3), 402(h)(1)(B), 403(b), 408(p) or 457, and contributed by the Employer, at the Employee's election, to a cafeteria plan, a qualified transportation fringe benefit plan, a 401(k) arrangement, a SARSEP, a tax-sheltered annuity, a SIMPLE plan or a Code §457 plan.

**(F) Post-Severance Compensation.** Compensation includes Post-Severance Compensation to the extent the Employer elects in the Adoption Agreement or as the Plan otherwise provides. Post-Severance Compensation is Compensation paid after a Participant's Severance from Employment from the Employer, as further described in this Section 1.05(F). As the Employer elects, Post-Severance Compensation may include any or all of regular pay, leave cash-outs, or deferred compensation paid within the time period described in Section 1.05(F)(1), and may also include salary continuation for disabled Participants, all as defined below. Any other payment paid after Severance from Employment that is not described in this Section 1.05(F) is not Compensation even if payment is made within the time period described below. Post-Severance Compensation does not

include severance pay, parachute payments under Code §280G(b)(2) or payments under a nonqualified unfunded deferred compensation plan unless the payments would have been paid at that time without regard to Severance from Employment.

**(1) Timing.** Post-Severance Compensation includes regular pay, leave cashouts, or deferred compensation only to the extent the Employer pays such amounts by the later of 2 1/2 months after Severance from Employment or by the end of the Limitation Year that includes the date of such Severance from Employment.

**(a) Regular pay.** Regular pay means the payment of regular Compensation for services during the Participant's regular working hours, or Compensation for services outside the Participant's regular working hours (such as overtime or shift differential), commissions, bonuses, or other similar payments, but only if the payment would have been paid to the Participant prior to a Severance from Employment if the Participant had continued in employment with the Employer.

**(b) Leave cash-outs.** Leave cash-outs means payments for unused accrued bona fide sick, vacation, or other leave, but only if the Employee would have been able to use the leave if employment had continued and if Compensation would have included those amounts if they were paid prior to the Participant's Severance from Employment.

**(c) Deferred compensation.** As used in this Section 1.05(F), deferred compensation means the payment of deferred compensation pursuant to an unfunded deferred compensation plan, if Compensation would have included the Deferred Compensation if it had been paid prior to the Participant's Severance from Employment, but only if the payment would have been paid at the same time if the Participant had continued in employment with the Employer and only to the extent that the payment is includible in the Participant's gross income.

**(2) Salary continuation for disabled Participants.** Salary continuation for disabled Participants means Compensation paid to a Participant who is permanently and totally disabled (as defined in Code §22(e)(3)).

**(G) Differential Wage Payments.** An individual receiving a Differential Wage Payment, as defined by Code §3401(h)(2), shall be treated as an employee of the employer making the payment and the Differential Wage Payment shall be treated as compensation for purposes of Code §457(b) and any other Internal Revenue Code section that references the definition of compensation under Code §415, including the definition of Includible Compensation as provided in Section 1.15.

1.06 "Deferral Contributions" means as the Employer elects on the Adoption Agreement, Salary Reduction Contributions, Nonelective Contributions and Matching Contributions. The Plan Administrator in applying the Code §457(b) limit will take into account Deferral Contributions in the Taxable Year in which deferred, or if later, in the Taxable Year in which the Deferral Contributions are no longer subject to a Substantial Risk of Forfeiture. The Plan Administrator in determining the amount of a Participant's Deferral Contributions disregards the net income, gain and loss attributable to Deferral Contributions unless the Deferral Contributions are subject to a Substantial Risk of Forfeiture. If a Deferral Contribution is subject to a Substantial Risk of Forfeiture, the Plan Administrator takes into the Deferral Contribution as adjusted

## Eligible 457 Plan

for allocable net income, gain or loss in the Taxable Year in which the Substantial Risk of Forfeiture lapses.

1.07 "**Deferred Compensation**" means as to a Participant the amount of Deferral Contributions, Rollover Contributions and Transfers adjusted for allocable net income, gain or loss, in the Participant's Account.

1.08 "**Effective Date**" of this Plan is the date the Employer specifies in the Adoption Agreement. The Employer in the Adoption Agreement may elect special effective dates for Plan provisions the Employer specifies provided any such date(s) are permitted by the Code, by Treasury regulations, or by other applicable guidance.

1.09 "**Elective Deferrals**" means a contribution the Employer makes to the Plan pursuant to a Participant's Salary Reduction Agreement, as described in Section 3.02. The term "Elective Deferrals" includes Pre-Tax Elective Deferrals and Roth Elective Deferrals.

1.10 "**Employee**" means an individual who provides services for the Employer, as a common law employee of the Employer. The Employer in the Adoption Agreement must elect or specify any Employee, or class of Employees, not eligible to participate in the Plan (an "Excluded Employee"). See Section 1.16 regarding potential treatment of an Independent Contractor as an Employee.

1.11 "**Employer**" means the entity specified in the Adoption Agreement, any successor which shall maintain this Plan; and any predecessor which has maintained this Plan. In addition, where appropriate, the term Employer shall include any Participating Employer.

1.12 "**Employer Contribution**" means Nonelective Contributions or Matching Contributions.

1.13 "**ERISA**" means the Employee Retirement Income Security Act of 1974, as amended.

1.14 "**Excess Deferrals**" means Deferral Contributions to a Governmental Eligible 457 Plan or to a Tax-Exempt Organization Eligible 457 Plan for a Participant that exceed the Taxable Year maximum limitation of Code §§457(b) and (e)(18).

1.15 "**Includible Compensation**" means, for the Employee's Taxable Year, the Employee's total Compensation within the meaning of Code §415(c)(3) paid to an Employee for services rendered to the Employer. Includible Compensation includes Deferral Contributions under the Plan, compensation deferred under any other plan described in Code §457, and any amount excludible from the Employee's gross income under Code §§401(k), 403(b), 125 or 132(f)(4) or any other amount excludible from the Employee's gross income for Federal income tax purposes. The Employer will determine Includible Compensation without regard to community property laws.

1.16 "**Independent Contractor**" means any individual who performs service for the Employer and who the Employer does not treat as an Employee or a Leased Employee. The Employer in the Adoption Agreement may elect to permit Independent Contractors to participate in the Plan. To the extent that the Employer permits Independent Contractor participation, references to Employee in the Plan include Independent Contractors and Compensation means the amounts the Employer pays to the Independent Contractor for services, except as the Employer otherwise specifies in the Adoption Agreement.

1.17 "**Leased Employee**" means an Employee within the meaning of Code §414(n).

1.18 "**Matching Contribution**" means an Employer fixed or discretionary contribution made or forfeiture allocated on account of Salary Reduction Contributions.

1.19 "**Nonelective Contribution**" means an Employer fixed or discretionary contribution not made as a result of a Salary Reduction Agreement and which is not a Matching Contribution.

1.20 "**Normal Retirement Age**" means the age the Employer specifies in the Adoption Agreement consistent with Section 3.05(B).

1.21 "**Participant**" is an Employee other than an Excluded Employee who becomes a Participant in accordance with the provisions of Section 2.01.

1.22 "**Plan**" means the 457 plan established or continued by the Employer in the form of this basic Plan and (if applicable) Trust Agreement, including the Adoption Agreement. The Employer in the Adoption Agreement must designate the name of the Plan. All section references within the Plan are Plan section references unless the context clearly indicates otherwise.

1.23 "**Plan Administrator**" is the Employer unless the Employer designates another person to hold the position of Plan Administrator. The Plan Administrator may be a Participant.

1.24 "**Plan Entry Date**" means the dates the Employer elects in Adoption Agreement.

1.25 "**Plan Year**" means the consecutive 12-month period the Employer elects in the Adoption Agreement.

1.26 "**Pre-Tax Elective Deferrals**" means a Participant's Salary Reduction Contributions which are not includible in the Participant's gross income at the time deferred and have been irrevocably designated as Pre-Tax Elective Deferrals by the Participant in his or her Salary Reduction Agreement. A Participant's Pre-Tax Elective Deferrals will be separately accounted for, as will gains and losses attributable to those Pre-Tax Elective Deferrals.

1.27 "**Rollover Contribution**" means the amount of cash or property which an eligible retirement plan described in Code §402(c)(8)(B) distributes to an eligible Employee or to a Participant in an eligible rollover distribution under Code §402(c)(4) and which the eligible Employee or Participant transfers directly or indirectly to a Governmental Eligible 457 Plan. A Rollover Contribution includes net income, gain or loss attributable to the Rollover Contribution. A Rollover Contribution excludes after-tax Employee contributions, as adjusted for net income, gain or loss.

1.28 "**Roth Elective Deferrals**" means a Participant's Salary Reduction Contributions that are includible in the Participant's gross income at the time deferred and have been irrevocably designated as Roth Elective Deferrals by the Participant in his or her Salary Reduction Agreement. A Participant's Roth Elective Deferrals will be separately accounted for, as will gains and losses attributable to those Roth Elective Deferrals. However, forfeitures may not be allocated to such account. The Plan must also maintain a record of a Participant's investment in the contract (i.e., designated Roth contributions that have not been distributed) and the year in which the Participant first made a Roth Elective Deferral.

## Eligible 457 Plan

1.29 **"Salary Reduction Agreement"** means a written agreement between a Participant and the Employer, by which the Employer reduces the Participant's Compensation for Compensation not available as of the date of the election and contributes the amount as a Salary Reduction Contribution to the Participant's Account.

1.30 **"Salary Reduction Contribution"** means a contribution the Employer makes to the Plan pursuant to a Participant's Salary Reduction Agreement.

1.31 **"Service"** means any period of time the Employee is in the employ of the Employer. In the case of an Independent Contractor, Service means any period of time the Independent Contractor performs services for the Employer on an independent contractor basis. An Employee or Independent Contractor terminates Service upon incurring a Severance from Employment.

(A) **Qualified Military Service.** Service includes any qualified military service the Plan must credit for contributions and benefits in order to satisfy the crediting of Service requirements of Code §414(u). A Participant whose employment is interrupted by qualified military service under Code §414(u) or who is on a leave of absence for qualified military service under Code §414(u) may elect to make additional Salary Reduction Contributions upon resumption of employment with the Employer equal to the maximum Deferral Contributions that the Participant could have elected during that period if the Participant's employment with the Employer had continued (at the same level of Compensation) without the interruption of leave, reduced by the Deferral Contributions, if any, actually made for the Participant during the period of the interruption or leave. This right applies for five years following the resumption of employment (or, if sooner, for a period equal to three times the period of the interruption or leave). The Employer shall make appropriate make-up Nonelective Contributions and Matching Contributions for such a Participant as required under Code §414(u). The Plan shall apply limitations of Article III to all Deferral Contributions under this paragraph with respect to the year to which the Deferral Contribution relates.

(B) **"Continuous Service"** as the Adoption Agreement describes means Service with the Employer during which the Employee does not incur a Severance from Employment.

(C) **"Severance from Employment."**

(1) **Employee.** An Employee has a Severance from Employment when the Employee ceases to be an Employee of the Employer. A Participant does not incur a Severance from Employment if, in connection with a change in employment, the Participant's new employer continues or assumes sponsorship of the Plan or accepts a Transfer of Plan assets as to the Participant.

(2) **Independent Contractor.** An Independent Contractor has a Severance from Employment when the contract(s) under which the Independent Contractor performs services for the Employer expires (or otherwise terminates), unless the Employer anticipates a renewal of the contractual relationship or the Independent Contractor becoming an Employee. The Employer anticipates renewal if it intends to contract for the services provided under the expired contract and neither the Employer nor the Independent Contractor has eliminated the Independent Contractor as a potential provider of such services under the new contract. Further, the Employer intends to contract for services conditioned only upon the Employer's need for the services provided under the expired contract or the Employer's availability of funds. Notwithstanding the preceding provisions of this Section 1.31, the Plan Administrator will

consider an Independent Contractor to have incurred a Severance from Employment: (a) if the Plan Administrator or Trustee will not pay any Deferred Compensation to an Independent Contractor who is a Participant before a date which is at least twelve months after the expiration of the Independent Contractor's contract (or the last to expire of such contracts) to render Services to the Employer; and (b) if before the applicable twelve-month payment date, the Independent Contractor performs Service as an Independent Contractor or as an Employee, the Plan Administrator or Trustee will not pay to the Independent Contractor his or her Deferred Compensation on the applicable date.

(3) **Deemed Severance.** Notwithstanding Section 1.05(F), if the Employer elects in the Adoption Agreement, then if a Participant performs service in the uniformed services (as defined in Code §414(u)(12)(B)) on active duty for a period of more than 30 days, the Participant will be deemed to have a severance from employment solely for purposes of eligibility for distribution of amounts not subject to Code §412. However, the Plan will not distribute such a Participant's Account on account of this deemed severance unless the Participant specifically elects to receive a benefit distribution hereunder. If a Participant elects to receive a distribution on account of this deemed severance, then no Deferral Contributions may be made for the Participant during the 6-month period beginning on the date of the distribution. If a Participant would be entitled to a distribution on account of a deemed severance, and a distribution on account of another Plan provision, then the other Plan provision will control and the 6-month suspension will not apply.

1.32 **"State"** means (a) one of the 50 states of the United States or the District of Columbia, or (b) a political subdivision of a State, or any agency or instrumentality of a State or its political subdivision. A State does not include the federal government or any agency or instrumentality thereof.

1.33 **"Substantial Risk of Forfeiture"** exists if the Plan expressly conditions a Participant's right to Deferred Compensation upon the Participant's future performance of substantial Service for the Employer.

1.34 **"Tax-Exempt Organization"** means any tax-exempt organization other than a governmental unit or a church or qualified church-controlled organization within the meaning of Code §3121(w)(3).

1.35 **"Taxable Year"** means the calendar year or other taxable year of a Participant.

1.36 **"Transfer"** means a transfer of Eligible 457 Plan assets to another Eligible 457 Plan which is not a Rollover Contribution and which is made in accordance with Section 9.03.

1.37 **"Trust"** means the Trust created under the adopting Employer's Plan. A Trust required under a Governmental Eligible 457 Plan is subject to Article VIII. Any Trust under a Tax-Exempt Organization Eligible 457 Plan is subject to Section 5.09.

1.38 **"Trustee"** means the person or persons who as Trustee execute the Employer's Adoption Agreement, or any successor in office who in writing accepts the position of Trustee.

1.39 **Type of 457 Plan.** This Plan is an Eligible 457 Plan, which is a plan which satisfies the requirements of Code §457(b) and Treas. Reg. §§1.457-3 through -10. The Employer in the Adoption Agreement must specify whether the plan is either a

**Eligible 457 Plan**

Governmental Eligible 457 Plan or a Tax-Exempt Organization Eligible 457 Plan, as defined below:

**(A) "Governmental Eligible 457 Plan"** means an Eligible 457 Plan established by a State.

**(B) "Tax-Exempt Organization Eligible 457 Plan"** means an Eligible 457 Plan established by a Tax-Exempt Organization.

1.40 **"Vested"** means a Participant's Deferral Contributions that are not subject to a Substantial Risk of Forfeiture, including a vesting schedule.

**ARTICLE II  
ELIGIBILITY AND PARTICIPATION**

2.01 ELIGIBILITY. Each Employee who is not an Excluded Employee becomes a Participant in the Plan in accordance with the eligibility conditions and as of the Plan Entry Date the Employer elects in the Adoption Agreement. If this Plan is a restated Plan, each Employee who was a Participant in the Plan on the day before the Effective Date continues as a Participant in the Plan, irrespective of whether he/she satisfies the eligibility conditions in the restated Plan, unless the Employer indicates otherwise in the Adoption Agreement.

2.02 PARTICIPATION UPON RE-EMPLOYMENT. A Participant who incurs a Severance from Employment will re-enter the Plan as a Participant on the date of his or her re-employment. An Employee who satisfies the Plan's eligibility conditions but who incurs a Severance from Employment prior to becoming a Participant will become a Participant on the later of the Plan Entry Date on which he/she would have entered the Plan had he/she not incurred a Severance from Employment or

the date of his or her re-employment. Any Employee who incurs a Severance from Employment prior to satisfying the Plan's eligibility conditions becomes a Participant in accordance with the Adoption Agreement.

2.03 CHANGE IN EMPLOYMENT STATUS. If a Participant has not incurred a Severance from Employment but ceases to be eligible to participate in the Plan, by reason of becoming an Excluded Employee, the Plan Administrator must treat the Participant as an Excluded Employee during the period such a Participant is subject to the Adoption Agreement exclusion. The Plan Administrator determines a Participant's sharing in the allocation of Employer Contributions by disregarding his or her Compensation paid by the Employer for services rendered in his or her capacity as an Excluded Employee. However, during such period of exclusion, the Participant, without regard to employment classification, continues to share fully in Plan income allocations under Section 5.07 and to accrue vesting service if applicable.

**ARTICLE III  
DEFERRAL CONTRIBUTIONS/LIMITATIONS**

**3.01 AMOUNT.**

**(A) Contribution Formula.** For each Plan Year, or other period the Employer specifies in the Adoption Agreement, the Employer will contribute to the Plan the type and amount of Deferral Contributions the Employer elects in the Adoption Agreement.

**(B) Return of Contributions.** The Employer contributes to this Plan on the condition its contribution is not due to a mistake of fact. If the Plan has a Trust, the Trustee, upon written request from the Employer, must return to the Employer the amount of the Employer's contribution (adjusted for net income, gain or loss) made by the Employer on account of a mistake of fact. The Trustee will not return any portion of the Employer's contribution under the provisions of this paragraph more than one year after the Employer made the contribution on account of a mistake of fact. In addition, if any Participant Salary Reduction Contribution is due to a mistake of fact, the Employer or the Trustee upon written request from the Employer shall return the Participant's contribution (adjusted for net income, gain or loss), within one year after payment of the contribution.

The Trustee will not increase the amount of the Employer contribution returnable under this Section 3.01 for any earnings attributable to the contribution, but the Trustee will decrease the Employer contribution returnable for any losses attributable to it. The Trustee may require the Employer to furnish it whatever evidence the Trustee deems necessary to enable the Trustee to confirm the amount the Employer has requested be returned is properly returnable.

**(C) Time of Payment of Contribution.** If the Plan has a Trust, the Employer may pay its contributions for each Plan Year to the Trust in one or more installments and at such time(s) as the Employer determines, without interest. A Governmental Employer shall deposit Salary Reduction Contributions to the Trust within a period that is not longer than is reasonable for the administration of Participant Accounts.

**3.02 SALARY REDUCTION CONTRIBUTIONS.** The Employer in the Adoption Agreement must elect whether the Plan permits Salary Reduction Contributions, and also the Plan limitations, if any, which apply to Salary Reduction Contributions. Unless the Employer elects otherwise in the Adoption Agreement, all such limitations apply on a payroll basis.

**(A) Deferral from Sick, Vacation and Back Pay.** The Employer in the Adoption Agreement must elect whether to permit Participants to make Salary Reduction Contributions from accumulated sick pay, from accumulated vacation pay or from back pay.

**(B) Automatic Enrollment.** The Employer in the Adoption Agreement may provide for automatic Salary Reduction Contributions of a specified amount, subject to giving notice to affected Participants of the automatic election and of their right to make a contrary election.

A Governmental Employer under an Eligible 457 Plan may elect to provide an Eligible Automatic Contribution Arrangement ("EACA"). If the Employer elects to provide an EACA, the Employer will amend the Plan to add necessary language.

**(C) Application to Leave of Absence and Disability.** Unless a Participant in his or her Salary Reduction Agreement elects otherwise, the Participant's Salary Reduction Agreement shall

continue to apply during the Participant's leave of absence or the Participant's disability (as the Plan Administrator shall establish), if the Participant has Compensation other than imputed compensation or disability benefits.

**(D) Post-severance deferrals limited to Post-Severance Compensation.** Deferrals are permitted from an amount received following Severance from Employment only if the amount is Post-Severance Compensation.

**3.03 MATCHING CONTRIBUTIONS.** The Employer in the Adoption Agreement must elect whether the Plan permits Matching Contributions and, if so, the type(s) of Matching Contributions, the time period applicable to any Matching Contribution formula, and as applicable, the amount of Matching Contributions and the Plan limitations, if any, which apply to Matching Contributions. Any Matching Contributions apply to age 50 catch-up contributions, if any, and to any Normal Retirement Age catch-up contributions unless the Employer elects otherwise in the Adoption Agreement.

**3.04 NORMAL LIMITATION.** Except as provided in Sections 3.05 and 3.06, a Participant's maximum Deferral Contributions (excluding Rollover Contributions and Transfers) under this Plan for a Taxable Year may not exceed the lesser of:

(a) The applicable dollar amount as specified under Code §457(e)(15) (or such larger amount as the Commissioner of the Internal Revenue may prescribe), or

(b) 100% of the Participant's Includible Compensation for the Taxable Year.

**3.05 NORMAL RETIREMENT AGE CATCH-UP CONTRIBUTION.** If selected in the Adoption Agreement, a Participant may elect to make this catch-up election. For one or more of the Participant's last three Taxable Years ending before the Taxable Year in which the Participant attains Normal Retirement Age, the Participant's maximum Deferral Contributions may not exceed the lesser of:

(a) Twice the dollar amount under Section 3.04(a) Normal Limitation, or (b) the underutilized limitation.

**(A) Underutilized Limitation.** A Participant's underutilized limitation is equal to the sum of: (i) the normal limitation for the Taxable Year, and (ii) the normal limitation for each of the prior Taxable Years of the Participant commencing after 1978 during which the Participant was eligible to participate in the Plan and the Participant's Deferral Contributions were subject to the Normal Limitation or any other Code §457(b) limit, less the amount of Deferral Contributions for each such prior Taxable Year, excluding age 50 catch-up contributions.

**(B) Normal Retirement Age.** Normal Retirement Age is the age the Employer specifies in the Adoption Agreement provided that the age may not be: (i) earlier than the earliest of age 65 or the age at which Participants have the right to retire and receive under the Employer's defined benefit plan (or money purchase plan) if the Participant is not eligible to participate in a defined benefit plan) immediate retirement benefits without actuarial or other reduction because of retirement before a later specified age; or (ii) later than age 70 1/2.

**(1) Participant Designation.** The Employer in the Adoption Agreement may permit a Participant to designate his

## Eligible 457 Plan

or her Normal Retirement Age as any age including or between the foregoing ages.

(2) **Multiple 457 Plans.** If the Employer maintains more than one Eligible 457 Plan, the Plans may not permit any Participant to have more than one Normal Retirement Age under the Plans.

(3) **Police and Firefighters.** In a Governmental Eligible 457 Plan with qualified police or firefighter Participants within the meaning of Code §415(b)(2)(H)(ii)(I), the Employer in the Adoption Agreement may elect (or permit the qualified Participants to elect) a Normal Retirement Age as early as age 40 and as late as age 70 1/2.

(C) **Pre-2002 Coordination.** In determining a Participant's underutilized limitation, the Plan Administrator, in accordance with Treas. Reg. §1.457-4(c)(3)(iv), must apply the coordination rule in effect under now repealed Code §457(c)(2). The Plan Administrator also must determine the Normal Limitation for pre-2002 Taxable Years in accordance with Code §457(b)(2) as then in effect.

3.06 **AGE 50 CATCH-UP CONTRIBUTION.** An Employer sponsoring a Governmental Eligible 457 Plan must specify in the Adoption Agreement whether the Participants are eligible to make age 50 catch-up contributions.

If an Employer elects to permit age 50 catch-up contributions, all Employees who are eligible to make Salary Reduction Contributions under this Plan and who have attained age 50 before the close of the Taxable Year are eligible to make age 50 catch-up contributions for that Taxable Year in accordance with, and subject to the limitations of, Code §414(v). Such catch-up contributions are not taken into account for purposes of the provisions of the Plan implementing the required limitations of Code §457. If, for a Taxable Year, an Employee makes a catch-up contribution under Section 3.05, the Employee is not eligible to make age 50 catch-up contributions under this Section 3.06. A catch-up eligible Participant in each Taxable Year is entitled to the greater of the amount determined under Section 3.05 or Section 3.06 Catch-Up Amount plus the Section 3.04 Normal Limitation.

3.07 **CONTRIBUTION ALLOCATION.** The Plan Administrator will allocate to each Participant's Account his or her Deferral Contributions. The Employer will allocate Employer Nonelective and Matching Contributions to the Account of each Participant who satisfies the allocation conditions in the Adoption Agreement in the following manner:

(a) **Fixed match.** To the extent the Employer makes Matching Contributions under a fixed Adoption Agreement formula, the Plan Administrator will allocate the Matching Contribution to the Account of the Participant on whose behalf the Employer makes that contribution. A fixed Matching Contribution formula is a formula under which the Employer contributes a specified percentage or dollar amount on behalf of a Participant based on that Participant's Salary Reduction Contributions.

(b) **Discretionary match.** To the extent the Employer makes Matching Contributions under a discretionary Adoption Agreement formula, the Plan Administrator will allocate the Matching Contributions to a Participant's Account in the same proportion that each Participant's Salary Reduction Contributions taken into account under the formula bear to the total Salary Reduction Contributions of all Participants.

(c) **Tiered match.** If the Matching Contribution formula is a tiered formula, the Plan Administrator will allocate separately the Matching Contributions with respect to each tier of Salary Reduction Contributions, in accordance with the tiered formula.

(d) **Discretionary nonelective.** The Plan Administrator will allocate discretionary Nonelective Contributions for a Plan Year in the same ratio that each Participant's Compensation for the Plan Year bears to the total Compensation of all Participants for the Plan Year, unless the Employer elects otherwise in the Adoption Agreement.

(e) **Fixed nonelective.** The Plan Administrator will allocate fixed Nonelective Contributions for a Plan Year in the same ratio that each Participant's Compensation for the Plan Year bears to the total Compensation of all Participants for the Plan Year, unless the Employer elects otherwise in the Adoption Agreement.

(f) **Other nonelective.** The Plan Administrator will allocate Nonelective Contributions for a Plan Year as specified in the Adoption Agreement.

3.08 **ALLOCATION CONDITIONS.** The Plan Administrator will determine the allocation conditions applicable to Nonelective Contributions or to Matching Contributions (or to both) in accordance with the Employer's elections in the Adoption Agreement. The Plan Administrator will not allocate to a Participant any portion of an Employer Contribution (or forfeiture if applicable) for a Plan Year or applicable portion thereof in which the Participant does not satisfy the applicable allocation condition(s).

3.09 **ROLLOVER CONTRIBUTIONS.** If elected in the Adoption Agreement, an Employer sponsoring a Governmental Eligible 457 Plan may permit Rollover Contributions.

(A) **Operational Administration.** The Employer, operationally and on a nondiscriminatory basis, may elect to limit an eligible Employee's right or a Participant's right to make a Rollover Contribution. Any Participant (or as applicable, any eligible Employee), with the Employer's written consent and after filing with the Trustee the form prescribed by the Plan Administrator, may make a Rollover Contribution to the Trust. Before accepting a Rollover Contribution, the Trustee may require a Participant (or eligible Employee) to furnish satisfactory evidence the proposed transfer is in fact a "Rollover Contribution" which the Code permits an employee to make to an eligible retirement plan. The Trustee, in its sole discretion, may decline to accept a Rollover Contribution of property which could: (1) generate unrelated business taxable income; (2) create difficulty or undue expense in storage, safekeeping or valuation; or (3) create other practical problems for the Trust.

(B) **Pre-Participation Rollover.** If an eligible Employee makes a Rollover Contribution to the Trust prior to satisfying the Plan's eligibility conditions, the Plan Administrator and Trustee must treat the Employee as a limited Participant (as described in Rev. Rul. 96-48 or in any successor ruling). A limited Participant does not share in the Plan's allocation of any Employer Contributions and may not make Salary Reduction Contributions until he/she actually becomes a Participant in the Plan. If a limited Participant has a Severance from Employment prior to becoming a Participant in the Plan, the Trustee will distribute his or her Rollover Contributions Account to the limited Participant in accordance with Article IV.

(C) **Separate Accounting.** If an Employer permits Rollover Contributions, the Plan Administrator must account separately

## Eligible 457 Plan

for: (1) amounts rolled into this Plan from an eligible retirement plan (other than from another Governmental Eligible 457 plan); and (2) amounts rolled into this Plan from another Governmental Eligible 457 Plan. The Plan Administrator for purposes of ordering any subsequent distribution from this Plan, may designate a distribution from a Participant's Rollover Contributions as coming first from either of (1) or (2) above if the Participant has both types of Rollover Contribution Accounts.

**(D) May Include Roth Deferrals.** If this Plan is an eligible governmental 457(b) plan which accepts Roth Elective Deferrals, then a Rollover Contribution may include Roth Deferrals made to another plan, as adjusted for Earnings. Such amounts must be directly rolled over into this Plan from another plan which is qualified under Code §401(a), from a 403(b) plan, or from an eligible governmental 457 plan. The Plan must account separately for the Rollover Contribution, including the Roth Deferrals and the Earnings thereon.

**(E) In-Plan Roth Rollover Contributions.** A Governmental Employer under an Eligible 457 Plan may elect to permit In-Plan Roth Rollover Contribution. If the Employer decides to permit In-Plan Roth Rollover Contributions, the Employer will amend the Plan to add necessary language.

**3.10 DISTRIBUTION OF EXCESS DEFERRALS.** In the event that a Participant has Excess Deferrals, the Plan will distribute to the Participant the Excess Deferrals and allocable net income, gain or loss, in accordance with this Section 3.10.

**(A) Governmental Eligible 457 Plan.** The Plan Administrator will distribute Excess Deferrals from a Governmental Eligible 457 Plan as soon as is reasonably practicable following the Plan Administrator's determination of the amount of the Excess Deferral.

**(B) Tax-Exempt Organization Eligible 457 Plan.** The Plan Administrator will distribute Excess Deferrals from a Tax-Exempt Organization Eligible 457 Plan no later than April 15 following the Taxable Year in which the Excess Deferral occurs.

**(C) Plan Aggregation.** If the Employer maintains more than one Eligible 457 Plan, the Employer must aggregate all such Plans in determining whether any Participant has Excess Deferrals.

**(D) Individual Limitation.** If a Participant participates in another Eligible 457 Plan maintained by a different employer, and the Participant has Excess Deferrals, the Plan Administrator may, but is not required, to correct the Excess Deferrals by making a corrective distribution from this Plan.

**3.11 DEEMED IRA CONTRIBUTIONS.** A Governmental Employer under an Eligible 457 Plan may elect to permit Participants to make IRA contributions to this Plan in accordance with the Code §408(q) deemed IRA rules. If the Employer elects to permit deemed IRA contributions to the Plan, the Employer will amend the Plan to add necessary IRA language and either the Rev. Proc. 2003-13 sample deemed IRA language or an appropriate substitute.

**3.12 ROTH ELECTIVE DEFERRALS.** The Employer may elect in the Adoption Agreement to permit Roth Elective Deferrals. Unless elected otherwise, Roth Elective Deferrals shall be treated in the same manner as Elective Deferrals. The Employer may, in operation, implement deferral election procedures provided such procedures are communicated to

Participants and permit Participants to modify their elections at least once each Plan Year.

**(A) Elective Deferrals.** "Elective Deferral" means a contribution the Employer makes to the Plan pursuant to a Participant's Salary Reduction Agreement, as described in Section 3.02. The term "Elective Deferrals" includes Pre-tax Elective Deferrals and Roth Elective Deferrals.

**(B) Pre-Tax Elective Deferrals.** "Pre-Tax Elective Deferrals" means a Participant's Salary Reduction Contributions which are not includible in the Participant's gross income at the time deferred and have been irrevocably designated as Pre-Tax Elective Deferrals by the Participant in his or her Salary Reduction Agreement. A Participant's Pre-Tax Elective Deferrals will be separately accounted for, as will gains and losses attributable to those Pre-Tax Elective Deferrals.

**(C) Roth Elective Deferrals.** "Roth Elective Deferrals" means a Participant's Salary Reduction Contributions that are includible in the Participant's gross income at the time deferred and have been irrevocably designated as Roth Elective Deferrals by the Participant in his or her Salary Reduction Agreement. A Participant's Roth Elective Deferrals will be separately accounted for, as will gains and losses attributable to those Roth Elective Deferrals. However, forfeitures may not be allocated to such account. The Plan must also maintain a record of a Participant's investment in the contract (i.e., designated Roth contributions that have not been distributed) and the year in which the Participant first made a Roth Elective Deferral.

**(D) Ordering Rules for Distributions.** The Administrator operationally may implement an ordering rule procedure for withdrawals (including, but not limited to, withdrawals on account of an unforeseeable emergency) from a Participant's accounts attributable to Pre-Tax Elective Deferrals or Roth Elective Deferrals. Such ordering rules may specify whether the Pre-Tax Elective Deferrals or Roth Elective Deferrals are distributed first. Furthermore, such procedure may permit the Participant to elect which type of Elective Deferrals shall be distributed first.

**(E) Corrective distributions attributable to Roth Elective Deferrals.** For any Plan Year in which a Participant may make both Roth Elective Deferrals and Pre-Tax Elective Deferrals, the Administrator operationally may implement an ordering rule procedure for the distribution of Excess Deferrals (Treas. Reg. §1.457-4(e)). Such an ordering rule may specify whether the Pre-Tax Elective Deferrals or Roth Elective Deferrals are distributed first, to the extent such type of Elective Deferrals was made for the year. Furthermore, such procedure may permit the Participant to elect which type of Elective Deferrals shall be distributed first.

**(F) Loans.** If Participant loans are permitted under the Plan, then the Administrator may modify the loan policy or program to provide limitations on the ability to borrow from, or use as security, a Participant's Roth Elective Deferral account. Similarly, the loan policy or program may be modified to provide for an ordering rule with respect to the default of a loan that is made from the Participant's Roth Elective Deferral account and other accounts under the Plan.

**(G) Rollovers.** A direct rollover of a distribution from Roth Elective Deferrals shall only be made to a Plan which includes Roth Elective Deferrals as described in Code §402A(e)(1) or to

## Eligible 457 Plan

a Roth IRA as described in Code §408A, and only to the extent the rollover is permitted under the rules of Code §402(c).

The Plan shall accept a rollover contribution of Roth Elective Deferrals only if it is a direct rollover from another Plan which permits Roth Elective Deferrals as described in Code §402A(e)(1) and only to the extent the rollover is permitted under the rules of Code §402(c). The Employer, operationally and on a uniform and nondiscriminatory basis, may decide whether to accept any such rollovers.

The Plan shall not provide for a direct rollover (including an automatic rollover) for distributions from a Participant's Roth Elective Deferral account if the amount of the distributions that are eligible rollover distributions are reasonably expected to total less than \$200 during a year. In addition, any distribution from a Participant's Roth Elective Deferrals are not taken into account in determining whether distributions from a Participant's other accounts are reasonably expected to total less than \$200 during a year. Furthermore, the Plan will treat a Participant's Roth Elective Deferral account and the Participant's other accounts as held under two separate plans for purposes of applying the automatic rollover rules. However, eligible rollover distributions of a Participant's Roth Elective Deferrals are taken into account in determining whether the total amount of the Participant's account balances under the Plan exceed the Plan's limits for purposes of mandatory distributions from the Plan.

The provisions of the Plan that allow a Participant to elect a direct rollover of only a portion of an eligible rollover distribution but only if the amount rolled over is at least \$500 is applied by treating any amount distributed from a Participant's Roth Elective Deferral account as a separate distribution from

any amount distributed from the Participant's other accounts in the Plan, even if the amounts are distributed at the same time.

**(H) Automatic Enrollment.** If the Plan utilizes an automatic enrollment feature as described in Section 3.02(B), then any such automatic contribution shall be a Pre-Tax Elective Deferral.

**(I) Operational Compliance.** The Plan Administrator will administer Roth Elective Deferrals in accordance with applicable regulations or other binding authority.

3.13 **BENEFIT ACCRUAL.** If the Employer elects to apply this Section, then effective as of the date adopted, for benefit accrual purposes, the Plan treats an individual who dies or becomes disabled (as defined under the terms of the Plan) while performing qualified military service with respect to the Employer as if the individual had resumed employment in accordance with the individual's reemployment rights under USERRA, on the day preceding death or disability (as the case may be) and terminated employment on the actual date of death or disability.

**(A) Determination of benefits.** The amount of Matching Contributions to be made pursuant to this Section 3.13 shall be determined as though the amount of Salary Reduction Contributions of an individual treated as reemployed under this Section on the basis of the individual's average actual Salary Reduction Contributions for the lesser of: (i) the 12-month period of service with the Employer immediately prior to qualified military service; or (ii) the actual length of continuous service with the Employer.

**ARTICLE IV  
TIME AND METHOD OF  
PAYMENT OF BENEFITS**

4.01 **DISTRIBUTION RESTRICTIONS.** Except as the Plan provides otherwise, the Plan Administrator or Trustee may not distribute to a Participant the amounts in his or her Account prior to one of the following events:

- (a) The Participant's attaining age 70 1/2;
- (b) The Participant's Severance from Employment; or
- (c) The Participant's death.

4.02 **TIME AND METHOD OF PAYMENT OF ACCOUNT.** The Plan Administrator, or Trustee at the direction of the Plan Administrator, will distribute to a Participant who has incurred a Severance from Employment the Participant's Vested Account under one or any combination of payment methods and at the time(s) the Adoption Agreement specifies. If the Adoption Agreement permits more than one time or method, the Plan Administrator, in the absence of a Participant election described below, will determine the time and method applicable to a particular Participant. In no event will the Plan Administrator direct (or direct the Trustee to commence) distribution, nor will the Participant elect to have distribution commence, later than the Participant's required beginning date, or under a method that does not satisfy Section 4.03.

**(A) Participant Election of Time and Method.** The Employer in the Adoption Agreement must elect whether to permit Participants to elect the timing and method of distribution of their Account in accordance with this Section 4.02. The Plan Administrator must consent to the specific terms of any such Participant election and the Plan Administrator in its sole discretion may withhold consent. Subject to the foregoing conditions, a Participant: (1) may elect to postpone distribution of his or her Account beyond the time the Employer has elected in the Adoption Agreement, to any fixed or determinable date including, but not beyond, the Participant's required beginning date; and (2) may elect the method of payment. A Participant in a Tax Exempt Organization Eligible 457 Plan may elect the timing and method of payment of his or her Account no later than 30 days before the date the Plan Administrator or Trustee first would commence payment of the Participant's Account in accordance with the Adoption Agreement. The Plan Administrator must furnish to the Participant a form for the Participant to elect the time and a method of payment. A Participant in a Governmental Eligible 457 Plan is not subject to any such requirement in election the timing or method of payment.

**(B) Number of Initial Elections/Subsequent Elections.** A Participant in a Tax-Exempt Organization Eligible 457 Plan may make any number of elections or revoke any prior election under Section 4.02(A) within the election period. Once the initial election period expires, a Participant, before payment would commence under the Participant's initial election, may make one additional election to defer (but not to accelerate) the timing of payment of his or her Account and also as to the method of payment.

**(C) No Election/Default.** If the Participant does not make a timely election regarding the time and method of payment, the Plan Administrator will pay or direct the Trustee to pay the Participant's Account in accordance with the Adoption Agreement.

**(D) Mandatory Distribution.** The Employer in the Adoption Agreement will elect whether the Plan will make Mandatory Distributions. If the Employer elects Mandatory Distributions, the Employer may determine operationally whether to include Rollover Contributions in determining whether the Participant is subject to Mandatory Distributions.

4.03 **REQUIRED MINIMUM DISTRIBUTIONS.** The Plan Administrator may not distribute nor direct the Trustee to distribute the Participant's Account, nor may the Participant elect any distribution his or her Account, under a method of payment which, as of the required beginning date, does not satisfy the minimum distribution requirements of Code §401(a)(9) or which is not consistent with applicable Treasury regulations.

**(A) General Rules.**

**(1) Precedence.** The requirements of this Section 4.03 will take precedence over any inconsistent provisions of the Plan.

**(2) Requirements of Treasury Regulations Incorporated.** All distributions required under this Section 4.03 will be determined and made in accordance with the Treasury regulations under Code §401(a)(9).

**(B) Time and Manner of Distribution.**

**(1) Required Beginning Date.** The Participant's entire interest will be distributed, or begin to be distributed, to the Participant no later than the Participant's required beginning date.

**(2) Death of Participant Before Distribution Begins.** If the Participant dies before distributions begin, the Participant's entire interest will be distributed, or begin to be distributed, no later than as follows:

**(a) Spouse Designated Beneficiary.** If the Participant's surviving spouse is the Participant's sole designated Beneficiary, then, except as the Employer may elect in the Adoption Agreement, distributions to the surviving spouse will begin by December 31 of the calendar year immediately following the calendar year in which the Participant dies, or by December 31 of the calendar year in which the Participant would have attained age 70 1/2, if later.

**(b) Non-Spouse Designated Beneficiary.** If the Participant's surviving spouse is not the Participant's sole designated Beneficiary, then, except as the Employer may elect in the Adoption Agreement, distributions to the designated Beneficiary will begin by December 31 of the calendar year immediately following the calendar year in which the Participant died.

**(c) No Designated Beneficiary.** If there is no designated Beneficiary as of September 30 of the year following the year of the Participant's death, the Participant's entire interest will be distributed by December 31 of the calendar year containing the fifth anniversary of the Participant's death.

**(d) Death of Spouse.** If the Participant's surviving spouse is the Participant's sole designated Beneficiary and the surviving spouse dies after the Participant but before distributions to the surviving spouse begin, this Section

4.03(B)(2) other than Section 4.03(B)(2)(a), will apply as if the surviving spouse were the Participant.

For purposes of this Section 4.03(B) and Section 4.03(D), unless Section 4.03(B)(2)(d) applies, distributions are considered to begin on the Participant's required beginning date. If Section 4.03(B)(2)(d) applies, distributions are considered to begin on the date distributions are required to begin to the surviving spouse under Section 4.03(B)(2)(a). If distributions under an annuity purchased from an insurance company irrevocably commence to the Participant before the Participant's required beginning date or to the Participant's surviving spouse before the date distributions are required to begin to the surviving spouse under Section 4.03(B)(2)(a), the date distributions are considered to begin is the date distributions actually commence.

**(3) Forms of Distribution.** Unless the Participant's interest is distributed in the form of an annuity purchased from an insurance company or in a single sum on or before the required beginning date, as of the first distribution calendar year distributions will be made in accordance with Sections 4.03(C) and 4.03(D). If the Participant's interest is distributed in the form of an annuity purchased from an insurance company, distributions thereunder will be made in accordance with the requirements of Code §401(a)(9) and the Treasury regulations.

**(C) Required Minimum Distributions during Participant's Lifetime.**

**(1) Amount of Required Minimum Distribution for Each Distribution Calendar Year.** During the Participant's lifetime, the minimum amount that will be distributed for each distribution calendar year is the lesser of:

**(a) ULT.** The quotient obtained by dividing the Participant's account balance by the number in the Uniform Life Table set forth in Treas. Reg. §1.401(a)(9)-9, using the Participant's attained age as of the Participant's birthday in the distribution calendar year; or

**(b) Younger Spouse.** If the Participant's sole designated Beneficiary for the distribution calendar year is the Participant's spouse, the quotient obtained by dividing the Participant's account balance by the number in the Joint and Last Survivor Table set forth in Treas. Reg. §1.401(a)(9)-9, using the Participant's and spouse's attained ages as of the Participant's and spouse's birthdays in the distribution calendar year.

**(2) Lifetime Required Minimum Distributions Continue Through Year of Participant's Death.** Required minimum distributions will be determined under this Section 4.03(C) beginning with the first distribution calendar year and up to and including the distribution calendar year that includes the Participant's date of death.

**(D) Required Minimum Distributions after Participant's Death.**

**(1) Death On or After Distributions Begin.**

**(a) Participant Survived by Designated Beneficiary.** If the Participant dies on or after the date distributions begin and there is a designated Beneficiary, the minimum amount that will be distributed for each distribution calendar year after the year of the Participant's death is the quotient obtained by dividing the Participant's account balance by the longer of the remaining life expectancy of the Participant or the remaining life expectancy of the Participant's designated Beneficiary, determined as follows:

**(i) Participant's Life Expectancy.** The Participant's remaining life expectancy is calculated using the attained age of the Participant as of the Participant's birthday in the calendar year of death, reduced by one for each subsequent calendar year.

**(ii) Spouse's Life Expectancy.** If the Participant's surviving spouse is the Participant's sole designated Beneficiary, the remaining life expectancy of the surviving spouse is calculated for each distribution calendar year after the year of the Participant's death using the surviving spouse's age as of the spouse's birthday in that year. For distribution calendar years after the year of the surviving spouse's death, the remaining life expectancy of the surviving spouse is calculated using the attained age of the surviving spouse as of the spouse's birthday in the calendar year of the spouse's death, reduced by one for each subsequent calendar year.

**(iii) Non-Spouse's Life Expectancy.** If the Participant's surviving spouse is not the Participant's sole designated Beneficiary, the designated Beneficiary's remaining life expectancy is calculated using the attained age of the Beneficiary as of the Beneficiary's birthday in the calendar year following the calendar year of the Participant's death, reduced by one for each subsequent calendar year.

**(b) No Designated Beneficiary.** If the Participant dies on or after the date distributions begin and there is no designated Beneficiary as of September 30 of the calendar year after the calendar year of the Participant's death, the minimum amount that will be distributed for each distribution calendar year after the calendar year of the Participant's death is the quotient obtained by dividing the Participant's account balance by the Participant's remaining life expectancy calculated using the attained age of the Participant as of the Participant's birthday in the calendar year of death, reduced by one for each subsequent calendar year.

**(2) Death before Date Distributions Begin.**

**(a) Participant Survived by Designated Beneficiary.** Except as the Employer may elect in the Adoption Agreement, if the Participant dies before the date distributions begin and there is a designated Beneficiary, the minimum amount that will be distributed for each distribution calendar year after the year of the Participant's death is the quotient obtained by dividing the Participant's account balance by the remaining life expectancy of the Participant's designated Beneficiary, determined as provided in Section 4.03(D)(1).

**(b) No Designated Beneficiary.** If the Participant dies before the date distributions begin and there is no designated Beneficiary as of September 30 of the year following the year of the Participant's death, distribution of the Participant's entire interest will be completed by December 31 of the calendar year containing the fifth anniversary of the Participant's death.

**(c) Death of Surviving Spouse Before Distributions to Surviving Spouse Are Required to Begin.** If the Participant dies before the date distributions begin, the Participant's surviving spouse is the Participant's sole designated Beneficiary, and the surviving spouse dies before distributions are required to begin to the surviving spouse under Section 4.03(B)(2)(a), this Section 4.03(D)(2) will apply as if the surviving spouse were the Participant.

**(d) 5-year or Life Expectancy rule; possible election.** The Employer in its Adoption Agreement will elect whether distribution of the Participant's Account will be made in accordance with the life expectancy rule under Section

4.03(D)(2)(a) or the 5-year rule under Section 4.03(D)(2)(b). The Employer's election may permit a Designated Beneficiary to elect which of these rules will apply or may specify which rule applies. However, the life expectancy rule (whether subject to election or not) applies only in the case of a Designated Beneficiary. The 5-year rule applies as to any Beneficiary who is not a Designated Beneficiary. A permitted election under this Section must be made no later than the earlier of September 30 of the calendar year in which distribution would be required to begin under Section 4.03(D)(2)(a), or by September 30 of the calendar year which contains the fifth anniversary of the Participant's (or, if applicable, surviving spouse's) death.

**(E) Definitions.**

**(1) Designated Beneficiary.** The individual who is designated as the Beneficiary under the Plan and is the designated beneficiary under Code §401(a)(9) and Treas. Reg. §1.401(a)(9)-1, Q&A-4.

**(2) Distribution calendar year.** A calendar year for which a minimum distribution is required. For distributions beginning before the Participant's death, the first distribution calendar year is the calendar year immediately preceding the calendar year which contains the Participant's required beginning date. For distributions beginning after the Participant's death, the first distribution calendar year is the calendar year in which the distributions are required to begin under Section 4.03(B)(2). The required minimum distribution for the Participant's first distribution calendar year will be made on or before the Participant's required beginning date. The required minimum distribution for other distribution calendar years, including the required minimum distribution for the distribution calendar year in which the Participant's required beginning date occurs, will be made on or before December 31 of that distribution calendar year.

**(3) Life expectancy.** Life expectancy as computed by use of the Single Life Table in Treas. Reg. §1.401(a)(9)-9.

**(4) Participant's account balance.** The account balance as of the last valuation date in the calendar year immediately preceding the distribution calendar year (valuation calendar year) increased by the amount of any contributions made and allocated or forfeitures allocated to the account balance as of dates in the valuation calendar year after the valuation date and decreased by distributions made in the valuation calendar year after the valuation date. The account balance for the valuation calendar year includes any Rollover Contributions or Transfers to the Plan either in the valuation calendar year or in the distribution calendar year if distributed or transferred in the valuation calendar year.

**(5) Required beginning date.** A Participant's required beginning date is the April 1 of the calendar year following the later of: (1) the calendar year in which the Participant attains age 70 1/2, or (2) the calendar year in which the Participant retires or such other date under Code §401(a)(9) by which required minimum distributions must commence.

**4.04 DEATH BENEFITS.** Upon the death of the Participant, the Plan Administrator must pay or direct the Trustee to pay the Participant's Account in accordance with Section 4.03. Subject to Section 4.03, a Beneficiary may elect the timing and method of payment in the same manner as a Participant may elect under Section 4.02, if such elections apply.

If a Participant dies while performing qualified military service (as defined in Code §414(u)), the survivors of the Participant are entitled to any additional benefits (other than benefit accruals relating to the period of qualified military service) provided

under the Plan as if the Participant had resumed and then terminated employment on account of death.

**4.05 DISTRIBUTIONS PRIOR TO SEVERANCE FROM EMPLOYMENT.** The Employer must elect in the Adoption Agreement whether to permit in-service distributions of a Participant's Vested Account under this Section 4.05, notwithstanding the Section 4.01 distribution restrictions.

**(A) Unforeseeable Emergency.** In the event of a Participant's unforeseeable emergency, the Plan Administrator may make a distribution to a Participant who has not incurred a Severance from Employment (or who has incurred a Severance but will not begin to receive payments until some future date). In the event of an unforeseeable emergency, the Plan Administrator also may accelerate payments to a Participant or to a Beneficiary. The Plan Administrator will establish a policy for determining whether an unforeseeable emergency exists. An unforeseeable emergency is a severe financial hardship of a Participant or Beneficiary resulting from: (1) illness or accident of the Participant, the Beneficiary, or the Participant's or Beneficiary's spouse or dependent (as defined in Code §152(a)); (2) loss of the Participant's or Beneficiary's property due to casualty; (3) the need to pay for the funeral expenses of the Participant's or Beneficiary's spouse or dependent (as defined in Code §152(a)); or (4) other similar extraordinary and unforeseeable circumstances arising from events beyond the Participant's or Beneficiary's control, or which applicable law may define as an unforeseeable emergency. The Plan Administrator will not pay the Participant or the Beneficiary more than the amount reasonably necessary to satisfy the emergency need, which may include amounts necessary to pay taxes or penalties on the distribution. The Plan Administrator will not make payment to the extent the Participant or Beneficiary may relieve the financial hardship by cessation of deferrals under the Plan, through insurance or other reimbursement, or by liquidation of the individual's assets to the extent such liquidation would not cause severe financial hardship.

The Participant's Beneficiary is a person who a Participant designates and who is or may become entitled to a Participant's Plan Account upon the Participant's death.

**(B) De minimis distribution.** In accordance with the Employer's Adoption Agreement elections, the Plan Administrator may allow a Participant to elect to receive a distribution or the Plan Administrator will distribute (without a Participant election) any amount of the Participant's Account where: (1) the Participant's Account (disregarding Rollover Contributions) does not exceed \$5,000 (or such other amount as does not exceed the Code §411(a)(11)(A) dollar amount); (2) the Participant has not made or received an allocation of any Deferral Contributions under the Plan during the two-year period ending on the date of distribution; and (3) the Participant has not received a prior distribution under this Section 4.05(B).

**(C) Distribution of Rollover Contributions.** The Employer in the Adoption Agreement may elect to permit a Participant to request and to receive distribution of the Participant's Account attributable to Rollover Contributions (but not to Transfers) before the Participant has a distributable event under Section 4.01.

**4.06 DISTRIBUTIONS UNDER QUALIFIED DOMESTIC RELATIONS ORDERS (QDROs).**

Notwithstanding any other provision of this Plan, the Employer in the Adoption Agreement may elect to apply the QDRO provisions of this Section 4.06. If Section 4.06 applies, the Plan Administrator (and any Trustee) must comply with the terms of a QDRO, as defined in Code §414(p), which is issued with respect to the Plan.

## Eligible 457 Plan

**(A) Time and Method of Payment.** This Plan specifically permits distribution to an alternate payee under a QDRO at any time, notwithstanding any contrary Plan provision and irrespective of whether the Participant has attained his or her earliest retirement age (as defined under Code §414(p)) under the Plan. A distribution to an alternate payee prior to the Participant's attainment of earliest retirement age is available only if the QDRO specifies distribution at that time or permits an agreement between the Plan and the alternate payee to authorize an earlier distribution. Nothing in this Section 4.06 gives a Participant a right to receive distribution at a time the Plan otherwise does not permit nor authorizes the alternate payee to receive a form of payment the Plan does not permit.

**(B) QDRO Procedures.** The Plan Administrator must establish reasonable procedures to determine the qualified status of a domestic relations order. Upon receiving a domestic relations order, the Plan Administrator promptly will notify the Participant and any alternate payee named in the order, in writing, of the receipt of the order and the Plan's procedures for determining the qualified status of the order. Within a reasonable period of time after receiving the domestic relations order, the Plan Administrator must determine the qualified status of the order and must notify the Participant and each alternate payee, in writing, of the Plan Administrator's determination. The Plan Administrator must provide notice under this paragraph by mailing to the individual's address specified in the domestic relations order.

**(C) Accounting.** If any portion of the Participant's Account Balance is payable under the domestic relations order during the period the Plan Administrator is making its determination of the qualified status of the domestic relations order, the Plan Administrator must maintain a separate accounting of the amounts payable. If the Plan Administrator determines the order is a QDRO within 18 months of the date amounts first are payable following receipt of the domestic relations order, the Plan Administrator will distribute or will direct the Trustee to distribute the payable amounts in accordance with the QDRO. If the Plan Administrator does not make its determination of the qualified status of the order within the 18-month determination period, the Plan Administrator will distribute or will direct the Trustee to distribute the payable amounts in the manner the Plan would distribute if the order did not exist and will apply the order prospectively if the Plan Administrator later determines the order is a QDRO.

To the extent it is not inconsistent with the provisions of the QDRO, the Plan Administrator may segregate or may direct the Trustee to segregate the QDRO amount in a segregated investment account. The Plan Administrator or Trustee will make any payments or distributions required under this Section 4.06 by separate benefit checks or other separate distribution to the alternate payee(s).

**(D) Permissible QDROs.** A domestic relations order that otherwise satisfies the requirements for a qualified domestic relations order ("QDRO") will not fail to be a QDRO: (i) solely because the order is issued after, or revises, another domestic relations order or QDRO; or (ii) solely because of the time at which the order is issued, including issuance after the annuity starting date or after the Participant's death.

#### 4.07 DIRECT ROLLOVER OF ELIGIBLE ROLLOVER DISTRIBUTIONS – GOVERNMENTAL PLAN.

**(A) Participant Election.** A Participant (including for this purpose, a former Employee) in a Governmental Eligible 457

Plan may elect, at the time and in the manner the Plan Administrator prescribes, to have any portion of his or her eligible rollover distribution from the Plan paid directly to an eligible retirement plan specified by the Participant in a direct rollover election. For purposes of this election, a "Participant" includes as to their respective interests, a Participant's surviving spouse and the Participant's spouse or former spouse who is an alternate payee under a QDRO.

**(B) Rollover and Withholding Notice.** At least 30 days and not more than 180 days prior to the Trustee's distribution of an eligible rollover distribution, the Plan Administrator must provide a written notice (including a summary notice as permitted under applicable Treasury regulations) explaining to the distributee the rollover option, the applicability of mandatory 20% federal withholding to any amount not directly rolled over, and the recipient's right to roll over within 60 days after the date of receipt of the distribution ("rollover notice").

**(C) Default distribution or rollover.** Except as provided in Paragraph (D), in the case of a Participant who does not elect timely to roll over or to receive distribution of his or her Account, the Plan Administrator or the Trustee, at the Plan Administrator's direction, may distribute to the Participant or may directly roll over the Participant's Account in accordance with the Plan's rollover notice.

**(D) Mandatory default rollover.** If (1) the Plan is a Governmental Eligible 457 Plan, (2) the Plan makes a mandatory distribution after the Code §401(a)(31)(B) Effective Date, greater than \$1,000, and (3) the Participant does not elect to have such distribution paid directly to an eligible retirement plan specified by the Participant in a direct rollover or to receive the distribution directly, then the Plan Administrator will pay the distribution in a direct rollover to an individual retirement plan designated by the Plan Administrator.

**(E) Non-spouse beneficiary rollover right.** A non-spouse beneficiary who is a "designated beneficiary" under Section 4.03(E)(1), by a direct trustee-to-trustee transfer ("direct rollover"), may roll over all or any portion of his or her distribution to an individual retirement account the beneficiary establishes for purposes of receiving the distribution. In order to be able to roll over the distribution, the distribution otherwise must satisfy the definition of an eligible rollover distribution.

**(1) Certain requirements not applicable.** Although a non-spouse beneficiary may roll over directly a distribution as provided in Section 4.07(E), the distribution is not subject to the direct rollover requirements of Code §401(a)(31) (including the automatic rollover provisions of Code §401(a)(31)(B)), the notice requirements of Code §402(f) or the mandatory withholding requirements of Code §3405(c). If a non-spouse beneficiary receives a distribution from the Plan, the distribution is not eligible for a "60-day" rollover.

**(2) Trust beneficiary.** If the Participant's named beneficiary is a trust, the Plan may make a direct rollover to an individual retirement account on behalf of the trust, provided the trust satisfies the requirements to be a designated beneficiary within the meaning of Code §401(a)(9)(E).

**(3) Required minimum distributions not eligible for rollover.** A non-spouse beneficiary may not roll over an amount which is a required minimum distribution, as determined under applicable Treasury regulations and other Revenue Service guidance. If the Participant dies before his or her required beginning date and the non-spouse beneficiary rolls over to an IRA the maximum amount eligible for rollover, the beneficiary may elect to use either the 5-year rule or the life expectancy rule, pursuant to Treas. Reg. §1.401(a)(9)-3, A-4(c), in

## Eligible 457 Plan

determining the required minimum distributions from the IRA that receives the non-spouse beneficiary's distribution.

**(F) Definitions.** The following definitions apply to this Section:

**(1) Eligible rollover distribution.** An eligible rollover distribution is any distribution of all or any portion of a Participant's Account, except an eligible rollover distribution does not include: (a) any distribution which is one of a series of substantially equal periodic payments (not less frequently than annually) made for the life (or life expectancy) of the Participant or the joint lives (or joint life expectancies) of the Participant and the Participant's designated Beneficiary, or for a specified period of ten years or more; (b) any Code §401(a)(9) required minimum distribution; (c) any unforeseeable emergency distribution; and (d) any distribution which otherwise would be an eligible rollover distribution, but where the total distributions to the Participant during that calendar year are reasonably expected to be less than \$200.

**(2) Eligible retirement plan.** An eligible retirement plan is an individual retirement account described in Code §408(a), an individual retirement annuity described in Code §408(b), an annuity plan described in Code §403(a), a qualified plan described in Code §401(a), an annuity contract (or custodial agreement) described in Code §403(b), or an eligible deferred compensation plan described in Code §457(b) and maintained by an Employer described in Code §457(e)(1)(A), which accepts the Participant's, the Participant's spouse or alternate payee's eligible rollover distribution.

A Participant or beneficiary may elect to roll over directly an eligible rollover distribution to a Roth IRA described in Code §408A(b). For this purpose, the term "eligible rollover distribution" includes a rollover distribution described in this Section.

**(3) Direct rollover.** A direct rollover is a payment by the Plan to the eligible retirement plan specified by the distributee.

**(4) Mandatory distribution.** A mandatory distribution is an eligible rollover distribution without the Participant's consent before the Participant attains the later of age 62 or Normal

Retirement Age (see paragraph 3.05 (B)). A distribution to a beneficiary is not a mandatory distribution.

**(5) 401(a)(31)(B) Effective Date.** The 401(a)(31)(B) Effective Date is the date of the close of the first regular legislative session of the legislative body with the authority to amend the Plan that begins on or after January 1, 2006.

**4.08 ELECTION TO DEDUCT FROM DISTRIBUTION.** An Eligible Retired Public Safety Officer may elect annually for that taxable year to have the Plan deduct an amount from a distribution which the Eligible Retired Public Safety Officer otherwise would receive and include in income. The Plan will pay such deducted amounts directly to pay qualified health insurance premiums.

**(A) Direct payment.** The Plan will pay directly to the provider of the accident or health insurance plan or qualified long-term care insurance contract the amounts the Eligible Retired Public Safety Officer has elected to have deducted from the distribution. Such amounts may not exceed the lesser of \$3,000 or the amount the Participant paid for such taxable year for qualified health insurance premiums, and which otherwise complies with Code §402(l).

**(B) Definitions.**

**(1) Eligible retired public safety officer.** An "Eligible Retired Public Safety Officer" is an individual who, by reason of disability or attainment of Normal Retirement Age, is separated from service as a Public Safety Officer with the Employer.

**(2) Public safety officer.** A "Public Safety Officer" has the same meaning as in Section 1204(9)(A) of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3796b(9)(A)).

**(3) Qualified health insurance premiums.** The term "qualified health insurance premiums" means premiums for coverage for the Eligible Retired Public Safety Officer, his or her spouse, and dependents, by an accident or health insurance plan or qualified long-term care insurance contract (as defined in Code §7702B(b)).

**ARTICLE V**  
**PLAN ADMINISTRATOR - DUTIES WITH RESPECT TO PARTICIPANTS' ACCOUNTS**

5.01 TERM/VACANCY. The Plan Administrator will serve until his or her successor is appointed. In case of a vacancy in the position of the Plan Administrator, the Employer will exercise any and all of the powers, authority, duties and discretion conferred upon the Plan Administrator pending the filling of the vacancy.

5.02 POWERS AND DUTIES. The Plan Administrator will have the following powers and duties:

- (a) To select a committee to assist the Plan Administrator;
- (b) To select a secretary for the committee, who need not be a member of the committee;
- (c) To determine the rights of eligibility of an Employee to participate in the Plan and the value of a Participant's Account;
- (d) To adopt rules and procedures and to create administrative forms necessary for the proper and efficient administration of the Plan provided the rules, procedures and forms are not inconsistent with the terms of the Plan;
- (e) To construe and enforce the terms of the Plan and the rules and regulations the Plan Administrator adopts, including interpretation of the Plan documents and documents related to the Plan's operation;
- (f) To direct the distribution of a Participant's Account;
- (g) To review and render decisions respecting a claim for (or denial of a claim for) a benefit under the Plan;
- (h) To furnish the Employer with information which the Employer may require for tax or other purposes;
- (i) To establish a policy in making distributions for unforeseeable emergencies;
- (j) To establish under a Governmental Eligible 457 Plan, policies regarding the receipt of Rollover Contributions and default rollover distributions;
- (k) To establish a policy regarding the making and the receipt of Transfers;
- (l) To establish a policy regarding Participant or Beneficiary direction of investment;
- (m) To engage the services of any person to invest any Account under this Plan and to direct such person to make payment to a Participant of his or her Vested Account;
- (n) To establish under a Governmental Eligible 457 Plan, a policy (see Section 5.02(A)) which the Trustee must observe in making loans, if any, to Participants and Beneficiaries;
- (o) To undertake correction of any Plan failures as necessary to preserve eligible Plan status; and
- (p) To undertake any other action the Plan Administrator deems reasonable or necessary to administer the Plan.

The Plan Administrator shall have total and complete discretion to interpret and construe the Plan and to determine all questions arising in the administration, interpretation and application of the Plan. Any determination the Plan

Administrator makes under the Plan is final and binding upon any affected person.

**(A) Loan Policy.** In a Governmental Eligible 457 Plan, the Plan Administrator, in its sole discretion, may establish, amend or terminate from time to time, a nondiscriminatory policy which the Trustee must observe in making Plan loans, if any, to Participants and to Beneficiaries. If the Plan Administrator adopts a loan policy, the loan policy must be a written document and must include: (1) the identity of the person or positions authorized to administer the participant loan program; (2) the procedure for applying for a loan; (3) the criteria for approving or denying a loan; (4) the limitations, if any, on the types and amounts of loans available; (5) the procedure for determining a reasonable rate of interest; (6) the types of collateral which may secure the loan; and (7) the events constituting default and the steps the Plan will take to preserve Plan assets in the event of default. A loan policy the Plan Administrator adopts under this Section 5.02(A) is part of the Plan, except that the Plan Administrator may amend or terminate the policy without regard to Section 9.01.

**(B) QDRO Policy.** If the QDRO provisions of Section 4.06 apply, the Plan Administrator will establish QDRO procedures.

5.03 COMPENSATION. The Plan Administrator and the members of the Committee will serve without compensation for services, but the Employer will pay all expenses of the Plan Administrator and Committee.

5.04 AUTHORIZED REPRESENTATIVE. The Plan Administrator may authorize any one of the members of the Committee, if any, or the Committee's Secretary, to sign on the Plan Administrator's behalf any Plan notices, directions, applications, certificates, consents, approvals, waivers, letters or other documents.

5.05 INDIVIDUAL ACCOUNTS/RECORDS. The Plan Administrator will maintain a separate Account in the name of each Participant to reflect the value of the Participant's Deferred Compensation under the Plan. The Plan Administrator will maintain records of its activities.

5.06 VALUE OF PARTICIPANT'S ACCOUNT. The value of each Participant's Account consists of his or her accumulated Deferred Compensation, as of the most recent Accounting Date or any later date as the Plan Administrator may determine.

**5.07 ACCOUNT ADMINISTRATION, VALUATION AND EXPENSES.**

**(A) Individual Accounts.** The Plan Administrator, as necessary for the proper administration of the Plan, will maintain, or direct the Trustee to maintain, a separate Account, or multiple Accounts, in the name of each Participant to reflect the Participant's Account Balance under the Plan. The Plan Administrator will make its allocations of Employer Contributions and of Earnings, or will request the Trustee to make such allocations, to the Accounts of the Participants as necessary to maintain proper Plan records and in accordance with the applicable: (i) Contribution Types; (ii) allocation conditions; (iii) investment account types; and (iv) Earnings allocation methods. The Plan Administrator may also maintain, or direct the Trustee to maintain, a separate temporary Account for Participant forfeitures which occur during a Plan Year, pending their accrual and allocation in accordance with the Plan

## Eligible 457 Plan

terms, or for other special items as the Plan Administrator determines is necessary and appropriate for proper plan administration.

**(1) By Contribution Type.** The Plan Administrator, will establish Plan Accounts for each Participant as necessary to reflect his or her Accounts attributable to the following Contribution Types and the Earnings attributable thereto: Pre-Tax Deferrals, Roth Deferrals, Matching Contributions, Nonelective Contributions, Rollover Contributions (including Roth versus pre-tax amounts), and Transfers.

**(2) By investment account type.** The Plan Administrator will establish separate Accounts for each Participant as necessary to reflect his or her investment account types as described below:

**(a) Pooled Accounts.** A Pooled Account is an Account which for investment purposes is not a Segregated Account or a Participant-Directed Account. If any or all Plan investment Accounts are Pooled Accounts, each Participant's Account has an undivided interest in the assets comprising the Pooled Account. In a Pooled Account, the value of each Participant's Account Balance consists of that proportion of the net worth (at fair market value) of the Trust Fund which the net credit balance in his or her Account (exclusive of the cash value of incidental benefit insurance contracts) bears to the total net credit balance in the Accounts of all Participants plus the cash surrender value of any insurance contracts held by the Trustee on the Participant's life. As of each Valuation Date, the Plan Administrator must reduce a Participant-Directed Account for any forfeiture arising from Section 5.07 after the Plan Administrator has made all other allocations, changes or adjustments to the Account (excluding Earnings) for the valuation period.

**(b) Participant-Directed Accounts.** A Participant-Directed Account is an Account that the Plan Administrator establishes and maintains or directs the Trustee to establish and maintain for a Participant to invest in one or more assets that are not pooled assets held by the Trust, such as assets in a brokerage account or other property in which other Participants do not have any interest. As the Plan Administrator determines, a Participant-Directed Account may provide for a limited number and type of investment options or funds, or may be open-ended and subject only to any limitations imposed by applicable law. A Participant may have one or more Participant-Directed Accounts in addition to Pooled or Segregated Accounts. A Participant-Directed Account is credited and charged with the Earnings. As of each Valuation Date, the Plan Administrator must reduce a Participant-Directed Account for any forfeiture arising from Section 5.07 after the Plan Administrator has made all other allocations, changes or adjustments to the Account (excluding Earnings) for the valuation period.

**(c) Segregated Accounts.** A Segregated Account is an Account the Plan Administrator establishes and maintains or directs the Trustee to establish and maintain for a Participant: (i) to facilitate installment payments; (ii) to hold a QDRO amount; (iii) to prevent a distortion of Plan Earnings allocations; or (iv) for such other purposes as the Plan Administrator may direct. A Segregated Account receives all income it earns and bears all expense or loss it incurs. The Trustee will invest the assets of a Segregated Account consistent with the purpose for which the Plan Administrator or Trustee established the Account. As of each Valuation Date, the Plan Administrator must reduce a

Segregated Account for any forfeiture arising after the Plan Administrator has made all other allocations, changes or adjustments to the Account (excluding Earnings) for the Valuation Period.

**(3) Amount of Account/distributions.** The amount of a Participant's Account, as determined by the Plan Administrator, is equal to the sum of all contributions, Earnings and other additions credited to the Account, less all distributions (including distributions to Beneficiaries and to alternate payees and also including disbursement of Plan loan proceeds), expenses and other charges against the Account as of a Valuation Date or other relevant date. For purposes of a distribution under the Plan, the amount of a Participant's Account Balance is determined based upon its value on the Valuation Date immediately preceding or coinciding with the date of the distribution. If any or all Plan investment Accounts are Participant-Directed Accounts, the directing Participant's Account Balance consists of the assets held within the Participant-Directed Account and the value of the Account is determined based upon the fair market value of such assets.

**(4) Account statements.** As soon as practicable after the Accounting Date of each Plan Year, the Plan Administrator will deliver to each Participant (and to each Beneficiary) a statement reflecting the amount of his or her Account Balance in the Trust as of the statement date or most recent Valuation Date. No Participant, except the Plan Administrator/Participant or Trustee/Participant, has the right to inspect the records reflecting the Account of any other Participant.

**(B) Allocation of Earnings.** This Section 5.07(B) applies solely to the allocation of Earnings of the Trust Fund. The Plan Administrator will allocate Employer Contributions and Participant forfeitures, if any, in accordance with Article III. Earnings means the net income, gain or loss earned by a particular Account, by the Trust, or with respect to a contribution or to a distribution, as the context requires.

**(1) Allocate as of Valuation Date.** As of each Valuation Date, the Plan Administrator must adjust Accounts to reflect Earnings for the Valuation Period since the last Valuation Date.

**(2) Definition of Valuation Date.** A Valuation Date under this Plan is each: (a) Accounting Date; (b) Valuation Date the Employer elects in the Adoption Agreement; or (c) Valuation Date the Plan Administrator establishes. The Employer in the Adoption Agreement or the Plan Administrator may elect alternative Valuation Dates for the different Contribution Types which the Plan Administrator maintains under the Plan.

**(3) Definition of Valuation Period.** The Valuation Period is the period beginning on the day after the last Valuation Date and ending on the current Valuation Date.

**(4) Allocation methods.** The Plan Administrator will allocate Earnings to the Participant Accounts in accordance with the daily valuation method, balance forward method, balance forward with adjustment method, weighted average method, Participant-Directed Account method, or other method the Employer elects under the Adoption Agreement. The Employer in the Adoption Agreement may elect alternative methods under which the Plan Administrator will allocate the Earnings to the Accounts reflecting different Contribution Types or investment Account types which the Plan Administrator maintains under the

Plan. The Plan Administrator first will adjust the Participant Accounts, as those Accounts stood at the beginning of the current Valuation Period, by reducing the Accounts for any forfeitures, distributions, and loan disbursement payments arising under the Plan, for expenses charged during the Valuation Period to the Accounts (expenses directly related to a Participant's Account). The Plan Administrator then, subject to the restoration allocation requirements of the Plan, will allocate Earnings under the applicable valuation method.

**(a) Daily valuation method.** If the Employer in the Adoption Agreement elects to apply the daily valuation method, the Plan Administrator will allocate Earnings on each day of the Plan Year for which Plan assets are valued on an established market and the Trustee is conducting business. Under the daily valuation method, all assets subject to such method are subject to daily valuation. The assets may be held in Participant-Directed Accounts or in Accounts which are subject to Trustee or other fiduciary investment direction.

**(b) Balance forward method.** If the Employer in the Adoption Agreement elects to apply the balance forward method, the Plan Administrator will allocate Earnings pro rata to the adjusted Participant Accounts, since the last Valuation Date.

**(c) Balance forward with adjustment method.** If the Employer in the Adoption Agreement elects to apply the balance forward with adjustment method, the Plan Administrator will allocate pursuant to the balance forward method, except it will treat as part of the relevant Account at the beginning of the Valuation Period the percentage of the contributions made as the Employer elects in the Adoption Agreement, during the Valuation Period the Employer elects in the Adoption Agreement.

**(d) Weighted average method.** If the Employer in the Adoption Agreement elects to apply a weighted average allocation method, the Plan Administrator will allocate pursuant to the balance forward method, except it will treat a weighted portion of the applicable contributions as if includible in the Participant's Account as of the beginning of the Valuation Period. The weighted portion is a fraction, the numerator of which is the number of months in the Valuation Period, excluding each month in the Valuation Period which begins prior to the contribution date of the applicable contributions, and the denominator of which is the number of months in the Valuation Period. The Employer in the Adoption Agreement may elect to substitute a weighting period other than months for purposes of this weighted average allocation.

**(e) Participant-Directed Account method.** The Employer in the Adoption Agreement must elect to apply the Participant-Directed Account method to any Participant-Directed Account under the Plan. Under the Participant-Directed Account method: (i) each Participant-Directed Account is credited and charged with the Earnings such Account generates; (ii) the Employer's election, if any, in the Adoption Agreement of another method for the allocation of Earnings will not apply to any Participant-Directed Account; and (iii) the Participant-Directed Account may be valued as often as daily, but will be valued at least annually, and all assets in the Account are not necessarily valued on the same frequency. An Account which is subject to the Participant-Directed Account method includes an individual brokerage account or similar account in title to the Trustee for the benefit of the Participant.

**(C) Allocation of Net Income, Gain or Loss (No Trust).** In a Tax-Exempt Eligible 457 Plan that does not maintain a trust the Plan Administrator will allocate net income, gain or loss in accordance with this provision. As of each Accounting Date (and each other valuation date determined under the Adoption Agreement), the Plan Administrator will adjust Accounts to reflect net income, gain or loss, if any, since the last Accounting Date or Account valuation. The Employer in the Adoption Agreement will elect the method for allocating net income gain or loss. The Plan Administrator will continue to allocate net income, gain and loss to a Participant's Account subject to an installment distribution, until the Account is fully distributed.

**5.08 ACCOUNT CHARGED.** The Plan Administrator will charge all distributions made to a Participant or to his or her Beneficiary, or transferred under Section 9.03 from his or her Account, against the Account of the Participant when made.

**5.09 OWNERSHIP OF FUND/TAX-EXEMPT ORGANIZATION.** If the Employer is a Tax-Exempt Organization, the Plan is an unfunded plan and all Deferred Compensation, property and rights to property purchased by Deferred Compensation and all income attributable thereto remain, until paid or made available under the Plan, the sole property and rights of the Employer, subject only to the claims of the Employer's general creditors. No Participant or Beneficiary will have any vested interest or secured or preferred position with respect to an Account or have any claim against the Employer except as a general creditor. No Participant or Beneficiary shall have any right to sell, assign, transfer or otherwise convey his or her Account or any interest in his or her Deferred Compensation. The Employer or the Plan Administrator, acting as the Employer's agent, may enter into a trust agreement solely for the purpose of investing all or part of the Accounts, which will be subject to the claims of the Employer's general creditors, and in which the Participants or Beneficiaries will not have a vested interest nor a secured or preferred position or have any claim except as the Employer's general creditor. The Employer may not purchase life insurance contracts under this Plan unless the Employer retains all incidents of ownership in such contracts, the Employer is the sole beneficiary of such contracts and the Employer is not under any obligation to transfer the contracts or pass through the proceeds to any Participant or to his or her Beneficiary. The Employer may adopt and attach to the Plan as "Appendix A," the Internal Revenue Service Model Rabbi Trust under Rev. Proc. 92-64 (as amended) to hold the assets of a Tax-Exempt Organization Eligible 457 Plan. If the Employer adopts the Model Rabbi Trust, the Plan incorporates by reference the provisions of the Model Rabbi Trust as if fully set forth herein.

**5.10 PARTICIPANT DIRECTION OF INVESTMENT.** Subject to the terms of the Plan Administrator's adopted policy, if any, and also to written consent of the Trustee, if the Plan has a Trust, a Participant will have the right to direct the investment or re-investment of the assets comprising the Participant's Account. The Plan Administrator will account separately for the Participant-Directed Accounts. The Participant's right to direct investment does not give the Participant any vested interest or secured or preferred position with respect to assets over which he/she has investment responsibility.

**5.11 VESTING/SUBSTANTIAL RISK OF FORFEITURE.** The Employer in the Adoption Agreement may elect to apply a vesting schedule or to specify any other Substantial Risk of Forfeiture applicable to any or all Deferral Contributions.

**(A) Forfeiture Allocation.** The Employer in the Adoption Agreement must elect the method the Plan Administrator will use to allocate any Participant forfeitures, including those

related to lost Participants under Section 5.14. The Plan Administrator will allocate a forfeiture in the Plan Year in which the forfeiture occurs or in the next following Plan Year.

**5.12 PRESERVATION OF ELIGIBLE PLAN STATUS.** The Plan Administrator may elect to sever from this Plan and to treat as a separate 457 plan, the Accounts of any Participants who have Excess Deferrals that the Plan Administrator has not corrected in accordance with Section 3.10 or in the case of any other Code §457(b) failure that the Employer may not otherwise correct, and which failure would result in the Plan ceasing to be an Eligible 457 Plan. In such event, the Plan Administrator will take any necessary or appropriate action consistent with the Employer's maintenance of separate 457 plans and with preservation of Eligible 457 Plan status of this Plan.

**5.13 LIMITED LIABILITY.** The Employer will not be liable to pay plan benefits to a Participant in excess of the value of the Participant's Account as the Plan Administrator determines in accordance with the Plan terms. Neither the Employer nor the Plan Administrator will be liable for losses arising from depreciation or shrinkage in the value of any investments acquired under this Plan.

**5.14 LOST PARTICIPANTS.** If the Plan Administrator is unable to locate any Participant or Beneficiary whose Account becomes distributable (a "lost Participant"), the Plan Administrator will apply the provisions of this Section 5.14.

**(A) Attempt to Locate.** The Plan Administrator will attempt to locate a lost Participant and may use one or more of the following methods: (1) provide a distribution notice to the lost Participant at his or her last known address by certified or registered mail; (2) use a commercial locator service, the internet or other general search method; (3) use the Social Security Administration or PBGC search program; or (4) use such other methods as the Plan Administrator believes prudent.

**(B) Failure to Locate.** If a lost Participant remains unlocated for 6 months following the date the Plan Administrator first attempts to locate the lost Participant using one or more of the methods described in Section 5.14(A), the Plan Administrator may forfeit the lost Participant's Account. If the Plan Administrator forfeits the lost Participant's Account, the forfeiture occurs at the end of the above-described 6-month period and the Plan Administrator will allocate the forfeiture in accordance with Section 5.11. The Plan Administrator under this

Section 5.14(B) will forfeit the entire Account of the lost Participant, including Salary Reduction Contributions.

If a lost Participant whose Account was forfeited thereafter at any time but before the Plan has been terminated makes a claim for his or her forfeited Account, the Plan Administrator will restore the forfeited Account to the same dollar amount as the amount forfeited, unadjusted for net income, gains or losses occurring subsequent to the forfeiture. The Plan Administrator will make the restoration in the Plan Year in which the lost Participant makes the claim, first from the amount, if any, of Participant forfeitures the Plan Administrator otherwise would allocate for the Plan Year, then from the amount, if any, of Trust net income or gain for the Plan Year and last from the amount or additional amount the Employer contributes to the Plan for the Plan Year. The Plan Administrator will distribute the restored Account to the lost Participant not later than 60 days after the close of the Plan Year in which the Plan Administrator restores the forfeited Account.

**(C) Nonexclusivity and Uniformity.** The provisions of this Section 5.14 are intended to provide permissible but not exclusive means for the Plan Administrator to administer the Accounts of lost Participants. The Plan Administrator may utilize any other reasonable method to locate lost Participants and to administer the Accounts of lost Participants, including the default rollover under Section 4.07(C) and such other methods as the Revenue Service or the U.S. Department of Labor ("DOL") may in the future specify. The Plan Administrator will apply Section 5.14 in a reasonable manner, but may in determining a specific course of action as to a particular Account, reasonably take into account differing circumstances such as the amount of a lost Participant's Account, the expense in attempting to locate a lost Participant, the Plan Administrator's ability to establish and the expense of establishing a rollover IRA, and other factors. The Plan Administrator may charge to the Account of a lost Participant the reasonable expenses incurred under this Section 5.14 and which are associated with the lost Participant's Account.

**5.15 PLAN CORRECTION.** The Plan Administrator, in conjunction with the Employer and Trustee as appropriate, may undertake such correction of Plan errors as the Plan Administrator deems necessary, including but not limited to correction to maintain the Plan's status as an Eligible 457 Plan. The Plan Administrator under this Section 5.15 also may undertake Plan correction in accordance with any correction program that the Internal Revenue Service makes applicable to 457 plans.

**ARTICLE VI  
PARTICIPANT ADMINISTRATIVE PROVISIONS**

**6.01 BENEFICIARY DESIGNATION.** A Participant from time to time may designate, in writing, any person(s) (including a trust or other entity), contingently or successively, to whom the Plan Administrator or Trustee will pay the Participant's Account (including any life insurance proceeds payable to the Participant's Account) in the event of death. A Participant also may designate the method of payment of his or her Account. The Plan Administrator will prescribe the form for the Participant's written designation of Beneficiary and, upon the Participant's filing the form with the Plan Administrator, the form revokes all designations filed prior to that date by the same Participant. A divorce decree, or a decree of legal separation, revokes the Participant's designation, if any, of his or her spouse as his or her Beneficiary under the Plan unless the decree or a QDRO provides otherwise. The foregoing revocation provision (if applicable) applies only with respect to a Participant whose divorce or legal separation becomes effective on or following the date the Employer executes the Adoption Agreement, unless the Employer in the Adoption Agreement specifies a different effective date.

**6.02 NO BENEFICIARY DESIGNATION.** If a Participant fails to name a Beneficiary in accordance with Section 6.01, or if the Beneficiary named by a Participant predeceases the Participant, then the Plan Administrator will pay the Participant's remaining Account in accordance with Article IV in the following order of priority, to:

- (a) The Participant's surviving spouse; or
- (b) The Participant's children (including adopted children), in equal shares by right of representation (one share for each surviving child and one share for each child who predeceases the Participant with living descendants); and if none to
- (c) The Participant's estate.

If the Beneficiary survives the Participant, but dies prior to distribution of the Participant's entire Account, the Trustee will pay the remaining Account to the Beneficiary's estate unless: (1) the Participant's Beneficiary designation provides otherwise; or (2) the Beneficiary has properly designated a beneficiary. A Beneficiary only may designate a beneficiary for the Participant's Account Balance remaining at the Beneficiary's death, if the Participant has not previously designated a successive contingent beneficiary and the Beneficiary's designation otherwise complies with the Plan terms. The Plan Administrator will direct a Trustee if applicable as to the method and to whom the Trustee will make payment under this Section 6.02.

**6.03 SALARY REDUCTION AGREEMENT.**

**(A) General.** A Participant must elect to make Salary Reduction Contributions on a Salary Reduction Agreement form the Plan Administrator provides for this purpose. The Salary Reduction Agreement must be consistent with the Employer's Adoption Agreement elections and the Plan Administrator in a Salary Reduction Agreement may impose such other terms and limitations as the Plan Administrator may determine.

**(B) Election Timing.** A Participant's Salary Reduction Agreement may not take effect earlier than the first day of the calendar month following the date the Participant executes the Salary Reduction Agreement and as to Compensation paid or made available in such calendar month. However, if an

Employee is eligible to become a Participant during the Employee's calendar month of hire, the Employee may execute a Salary Reduction Agreement on or before the date he/she becomes an Employee, effective for the month in which he/she becomes an Employee.

**(C) Sick, Vacation and Back Pay.** If the Employer in the Adoption Agreement permits Participants to make Salary Reduction Contributions from accumulated sick pay, from accumulated vacation pay or from back pay, a Participant who will incur a Severance from Employment may execute a Salary Reduction Agreement before such amounts are paid or made available provided: (i) such amounts are paid or made available before the Participant incurs the Severance; and (ii) the Participant is an Employee in that month.

**(D) Modification of Salary Reduction Agreement.** A Participant's Salary Reduction Agreement remains in effect until a Participant modifies it or ceases to be eligible to participate in the Plan. A Participant may modify his or her Salary Reduction Agreement by executing a new Salary Reduction Agreement. Any modification will become effective no earlier than the beginning of the calendar month commencing after the date the Participant executes the new Salary Reduction Agreement. Filing a new Salary Reduction Agreement will revoke all Salary Reduction Agreements filed prior to that date. The Employer or Plan Administrator may restrict the Participant's right to modify his or her Salary Reduction Agreement in any Taxable Year.

**6.04 PERSONAL DATA TO PLAN ADMINISTRATOR.** Each Participant and each Beneficiary of a deceased Participant must furnish to the Plan Administrator such evidence, data or information as the Plan Administrator considers necessary or desirable for the purpose of administering the Plan. The provisions of this Plan are effective for the benefit of each Participant upon the condition precedent that each Participant will furnish promptly full, true and complete evidence, data and information when requested by the Plan Administrator, provided the Plan Administrator advises each Participant of the effect of his or her failure to comply with its request.

**6.05 ADDRESS FOR NOTIFICATION.** Each Participant and each Beneficiary of a deceased Participant must file with the Plan Administrator from time to time, in writing, his or her address and any change of address. Any communication, statement or notice addressed to a Participant, or Beneficiary, at his or her last address filed with the Plan Administrator, or as shown on the records of the Employer, binds the Participant, or Beneficiary, for all purposes of this Plan.

**6.06 PARTICIPANT OR BENEFICIARY INCAPACITATED.** If, in the opinion of the Plan Administrator or of the Trustee, a Participant or Beneficiary entitled to a Plan distribution is not able to care for his or her affairs because of a mental condition, a physical condition, or by reason of age, the Plan Administrator or at the direction of the Plan Administrator, the Trustee, may make the distribution to the Participant's or Beneficiary's guardian, conservator, trustee, custodian (including under a Uniform Transfers or Gifts to Minors Act) or to his or her attorney-in-fact or to other legal representative upon furnishing evidence of such status satisfactory to the Plan Administrator and to the Trustee. The Plan Administrator and the Trustee do not have any liability with respect to payments so made and neither the Plan Administrator nor the Trustee has any duty to make inquiry as to the competence of any person entitled to receive payments under the Plan.

**ARTICLE VII  
MISCELLANEOUS**

7.01 NO ASSIGNMENT OR ALIENATION. A Participant or Beneficiary does not have the right to commute, sell, assign, pledge, transfer or otherwise convey or encumber the right to receive any payments under the Plan or Trust and the Plan Administrator and the Trustee will not recognize any such anticipation, assignment, or alienation. The payments and the rights under this Plan are nonassignable and nontransferable. Furthermore, a Participant's or Beneficiary's interest in the Trust is not subject to attachment, garnishment, levy, execution or other legal or equitable process.

7.02 EFFECT ON OTHER PLANS. This Plan does not affect benefits under any other retirement, pension, or benefit plan or system established for the benefit of the Employer's Employees, and participation under this Plan does not affect benefits receivable under any such plan or system, except to the extent provided in such plan or system.

7.03 WORD USAGE. Words used in the masculine will apply to the feminine where applicable, and wherever the context of the Plan dictates, the plural will be read as the singular and the singular as the plural.

7.04 STATE LAW. The laws of the state of the Employer's principal place of business will determine all questions arising with respect to the provisions of this Plan, except to the extent Federal law supersedes State law.

7.05 EMPLOYMENT NOT GUARANTEED. Nothing contained in this Plan, or any modification or amendment to the Plan, or in the creation of any Account, or the payment of any benefit, gives any Employee, Participant or Beneficiary any right to continue employment, any legal or equitable right against the Employer, the Plan Administrator, the Trustee, any other Employee of the Employer, or any agents thereof except as expressly provided by the Plan.

7.06 NOTICE, DESIGNATION, ELECTION, CONSENT AND WAIVER. All notices under the Plan and all Participant or Beneficiary designations, elections, consents or waivers must be in writing and made in a form the Plan Administrator specifies or otherwise approves. To the extent permitted by Treasury regulations or other applicable guidance, any Plan notice, election, consent or waiver may be transmitted electronically. Any person entitled to notice under the Plan may waive the notice or shorten the notice period except as otherwise required by the Code.

**ARTICLE VIII**  
**TRUST PROVISIONS—GOVERNMENTAL ELIGIBLE 457 PLAN**

8.01 GOVERNMENTAL ELIGIBLE 457 PLAN. The provisions of this Article VIII apply to a Governmental Eligible 457 Plan and do not apply to a Tax-Exempt Organization Eligible 457 Plan. The Employer in the Adoption Agreement may elect to substitute another trust (attached to this Plan as "Appendix A") or to modify any provision of Article VIII, consistent with Code §457(g) and applicable Treasury regulations.

8.02 ACCEPTANCE/HOLDING. The Trustee accepts the Trust created under the Plan and agrees to perform the duties and obligations imposed. The Trustee must hold in trust under this Article VIII, all Deferred Compensation until paid in accordance with the Plan terms.

8.03 RECEIPT OF CONTRIBUTIONS. The Trustee is accountable to the Employer for the funds contributed to it by the Employer or the Plan Administrator, but the Trustee does not have any duty to see that the contributions received comply with the provisions of the Plan.

8.04 FULL INVESTMENT POWERS. The Trustee has full discretion and authority with regard to the investment of the Trust, except with respect to a Trust asset under Participant direction of investment, in accordance with Section 8.12. The Trustee is authorized and empowered, but not by way of limitation, to exercise and perform the following powers, rights and duties:

(a) To invest any part or all of the Trust in any common or preferred stocks, open-end or closed-end mutual funds, put and call options traded on a national exchange, United States retirement plan bonds, corporate bonds, debentures, convertible debentures, commercial paper, U. S. Treasury bills, U. S. Treasury notes and other direct or indirect obligations of the United States Government or its agencies, improved or unimproved real estate situated in the United States, limited partnerships, insurance contracts of any type, mortgages, notes or other property of any kind, real or personal, and to buy or sell options on common stock on a nationally recognized options exchange with or without holding the underlying common stock, as a prudent person would do under like circumstances. Any investment made or retained by the Trustee in good faith will be proper but must be of a kind constituting a diversification considered by law suitable for trust investments;

(b) To retain in cash so much of the Trust as it may deem advisable to satisfy liquidity needs of the Plan and to deposit any cash held in the Trust in a bank account at reasonable interest;

(c) To invest, if the Trustee is a bank or similar financial institution supervised by the United States or by a State, in any type of deposit of the Trustee (or a bank related to the Trustee within the meaning of Code §414(b)) at a reasonable rate of interest or in a common trust fund as described in Code §584, or in a collective investment fund, the provisions of which the Trust incorporates by this reference, which the Trustee (or its affiliate, as defined in Code §1504) maintains exclusively for the collective investment of money contributed by the bank (or its affiliate) in its capacity as Trustee and which conforms to the rules of the Comptroller of the Currency;

(d) To manage, sell, contract to sell, grant options to purchase, convey, exchange, transfer, abandon, improve, repair, insure, lease for any term even though commencing in the future or extending beyond the term of the Trust, and otherwise deal with all property, real or personal, in such manner, for such

considerations and on such terms and conditions as the Trustee decides;

(e) To credit and distribute the Trust as directed by the Plan Administrator of the Plan. The Trustee will not be obliged to inquire as to whether any payee or distributee is entitled to any payment or whether the distribution is proper or within the terms of the Plan, or as to the manner of making any payment or distribution. The Trustee will be accountable only to the Plan Administrator for any payment or distribution made by it in good faith on the order or direction of the Plan Administrator;

(f) To borrow money, to assume indebtedness, extend mortgages and encumber by mortgage or pledge;

(g) To compromise, contest, arbitrate or abandon claims and demands, in the Trustee's discretion;

(h) To have with respect to the Trust all of the rights of an individual owner, including the power to exercise any and all voting rights associated with Trust assets, to give proxies, to participate in any voting trusts, mergers, consolidations or liquidations, to tender shares and to exercise or sell stock subscriptions or conversion rights;

(i) To lease for oil, gas and other mineral purposes and to create mineral severances by grant or reservation; to pool or unitize interest in oil, gas and other minerals; and to enter into operating agreements and to execute division and transfer orders;

(j) To hold any securities or other property in the name of the Trustee or its nominee, with depositories or agent depositories or in another form as it may deem best, with or without disclosing the trust relationship;

(k) To perform any and all other acts in its judgment necessary or appropriate for the proper and advantageous management, investment and distribution of the Trust;

(l) To retain any funds or property subject to any dispute without liability for the payment of interest, and to decline to make payment or delivery of the funds or property until a court of competent jurisdiction makes a final adjudication;

(m) To file all tax returns required of the Trustee;

(n) To furnish to the Employer and the Plan Administrator an annual statement of account showing the condition of the Trust and all investments, receipts, disbursements and other transactions effected by the Trustee during the Plan Year covered by the statement and also stating the assets of the Trust held at the end of the Plan Year, which accounts will be conclusive on all persons, including the Employer and the Plan Administrator, except as to any act or transaction concerning which the Employer or the Plan Administrator files with the Trustee written exceptions or objections within 90 days after the receipt of the accounts; and

(o) To begin, maintain or defend any litigation necessary in connection with the administration of the Trust, except that the Trustee will not be obliged or required to do so unless indemnified to its satisfaction.

**(A) Nondiscretionary Trustee.** The Employer in the Adoption Agreement may elect to appoint a Nondiscretionary Trustee, subject to this Section 8.04(A). The Nondiscretionary Trustee does not have any discretion or authority with regard to the

investment of the Trust, but must act solely as a directed Trustee hereunder. The Nondiscretionary Trustee is authorized and empowered to exercise and perform the above Section 8.04 powers, rights and duties provided that the Trustee shall act solely as a directed Trustee and only in accordance with the written direction of the Employer, the Plan Administrator or of a Participant as applicable. The Nondiscretionary Trustee is not liable for making, retaining or disposing of any investment or for taking or failing to take any other action, in accordance with proper Employer, Plan Administrator or Participant direction.

**8.05 RECORDS AND STATEMENTS.** The records of the Trustee pertaining to the Trust will be open to the inspection of the Plan Administrator and the Employer at all reasonable times and may be audited from time to time by any person or persons as the Employer or Plan Administrator may specify in writing. The Trustee will furnish the Plan Administrator whatever information relating to the Trust the Plan Administrator considers necessary.

**8.06 FEES AND EXPENSES FROM FUND.** The Trustee will receive reasonable annual compensation in accordance with its fee schedule as published from time to time. The Trustee will pay from the Trust all fees and expenses the Trustee reasonably incurs in its administration of the Trust, unless the Employer pays the fees and expenses.

**8.07 PROFESSIONAL AGENTS.** The Trustee may employ and pay from the Trust reasonable compensation to agents, attorneys, accountants and other persons to advise the Trustee as in its opinion may be necessary. The Trustee may delegate to any agent, attorney, accountant or other person selected by it any non-Trustee power or duty vested in it by the Trust, and the Trustee may act or refrain from acting on the advice or opinion of any agent, attorney, accountant or other person so selected.

**8.08 DISTRIBUTION OF CASH OR PROPERTY.** The Trustee may make distribution under the Plan in cash or property, or partly in each, at its fair market value as determined by the Trustee.

**8.09 RESIGNATION AND REMOVAL.** The Trustee or the Custodian may resign its position by giving written notice to the Employer and to the Plan Administrator. The Trustee's notice must specify the effective date of the Trustee's resignation, which date must be at least 30 days following the date of the Trustee's notice, unless the Employer consents in writing to shorter notice.

The Employer may remove a Trustee or a Custodian by giving written notice to the affected party. The Employer's notice must specify the effective date of removal which date must be at least 30 days following the date of the Employer's notice, except where the Employer reasonably determines a shorter notice period or immediate removal is necessary to protect Plan assets.

#### **8.10 SUCCESSOR TRUSTEE.**

**(A) Appointment.** In the event of the resignation or the removal of a Trustee, where no other Trustee continues to service, the Employer must appoint a successor Trustee if it intends to continue the Plan. If two or more persons hold the position of Trustee, in the event of the removal of one such person, during any period the selection of a replacement is pending, or during any period such person is unable to serve for any reason, the remaining person or persons will act as the Trustee. If the Employer fails to appoint a successor Trustee as of the effective date of the Trustee resignation or removal and no other Trustee remains, the Trustee will treat the Employer as

having appointed itself as Trustee and as having filed the Employer's acceptance of appointment as successor Trustee with the former Trustee.

**(B) Automatic Successor.** Any corporation which succeeds to the trust business of the Trustee, or results from any merger or consolidation to which the Trustee is a party, or is the transferee of substantially all the Trustee's assets, will be the successor to the Trustee under this Trust. The successor Trustee will possess all rights, duties and powers under this Trust as if the successor Trustee were the original Trustee. Neither the Trustee nor the successor Trustee need provide notice to any interested person of any transaction resulting in a successor Trustee. The successor Trustee need not file or execute any additional instrument or perform any additional act to become successor Trustee.

**8.11 VALUATION OF TRUST.** The Trustee will value the Trust as of each Accounting Date to determine the fair market value of the Trust assets. The Trustee will value the Trust on such other date(s) the Plan Administrator may direct.

**8.12 PARTICIPANT DIRECTION OF INVESTMENT.** Consistent with the Plan Administrator's policy adopted under Section 5.02(l), the Trustee may consent in writing to permit Participants in the Plan to direct the investment to the Trust assets. The Plan Administrator will advise the Trustee of the portion of the Trust credited to each Participant's Account under the Plan, and subject to such Participant direction. As a condition of Participant direction, the Trustee may impose such conditions, limitations and other provisions as the Trustee may deem appropriate and as are consistent with the Plan Administrator's policy. The Trustee will report to the Plan Administrator the net income, gain or losses incurred by each Participant-Directed Account separately from the net income, gain or losses incurred by the general Trust during the Trust Year.

**8.13 THIRD PARTY RELIANCE.** No person dealing with the Trustee will be obliged to see to the proper application of any money paid or property delivered to the Trustee, or to inquire whether the Trustee has acted pursuant to any of the terms of the Trust. Each person dealing with the Trustee may act upon any notice, request or representation in writing by the Trustee, or by the Trustee's duly authorized agent, and will not be liable to any person whomsoever in so doing. The certificate of the Trustee that it is acting in accordance with the Trust will be conclusive in favor of any person relying on the certificate.

**8.14 INVALIDITY OF ANY TRUST PROVISION.** If any clause or provision of this Article VIII proves to be or is adjudged to be invalid or void for any reason, such void or invalid clause or provision will not affect any of the other provisions of this Article VIII and the balance of the Trust provisions will remain operative.

**8.15 EXCLUSIVE BENEFIT.** The Trustee will hold all the assets of the Trust for the exclusive benefit of the Participants and their Beneficiaries and neither the Employer nor the Trustee will use or divert any part of the corpus or income of the Trust for purposes other than the exclusive benefit of the Participants and Beneficiaries of the Plan. The Employer will not have any right to the assets held by the Trustee and the Trust assets will not be subject to the claims of the Employer's creditors or, except as provided in Section 4.06, of the creditors of any Participant or Beneficiary. No Participant or Beneficiary shall have any right to sell, assign, transfer or otherwise convey his or her Account or any interest in his or her Deferred Compensation. Notwithstanding the foregoing, the Plan Administrator may pay from a Participant's or Beneficiary's Account the amount the Plan Administrator finds is lawfully

**Eligible 457 Plan**

demanded under a levy issued by the Internal Revenue Service with respect to that Participant or Beneficiary or is sought to be collected by the United States Government under a judgment resulting from an unpaid tax assessment against the Participant or Beneficiary. The Trust created under the Employer's Plan is irrevocable and its assets will not inure to the benefit of the Employer.

**8.16 SUBSTITUTION OF CUSTODIAL ACCOUNT OR ANNUITY CONTRACT.** The Employer in the Adoption Agreement may elect to use one or more custodial accounts or annuity contracts in lieu of or in addition to the Trust established in this Article VIII. Any such custodial account or annuity contract must satisfy the requirements of Code §457(g)(3) and applicable Treasury regulations.

**8.17 GROUP TRUST AUTHORITY.** Notwithstanding any contrary provision in this Plan, the Trustee may, unless restricted in writing by the Plan Administrator, transfer assets of the Plan to a group trust that is operated or maintained exclusively for the commingling and collective investment of monies provided that the funds in the group trust consist exclusively of trust assets held under plans qualified under Code §401(a), individual retirement accounts that are exempt under Code §408(e), and eligible governmental plans that meets the requirements of Code §457(b). For this purpose, a trust includes a custodial account that is treated as a trust under Code §401(f) or under Code §457(g)(3). For purposes of valuation, the value of the interest maintained by the Plan in such group trust shall be the fair market value of the portion of the group trust held for Plan, determined in accordance with generally recognized valuation procedures.

**ARTICLE IX  
AMENDMENT, TERMINATION, TRANSFERS**

9.01 **AMENDMENT BY EMPLOYER/SPONSOR.** The Employer has the right at any time and from time to time:

(a) To amend this Plan and Trust Agreement and the Adoption Agreement in any manner it deems necessary or advisable in order to continue the status of this Plan as an Eligible 457 Plan; and

(b) To amend this Plan and Trust Agreement and the Adoption Agreement in any other manner, including deletion, substitution or modification of any Plan, Trust or Adoption Agreement provision.

The Employer must make all amendments in writing. The Employer may amend the Plan by an Adoption Agreement election, by addenda, by separate amendment, or by restatement of the Adoption Agreement or Plan. Each amendment must state the date to which it is either retroactively or prospectively effective. The Employer also may not make any amendment that affects the rights, duties or responsibilities of the Trustee or the Plan Administrator without the written consent of the affected Trustee or the Plan Administrator.

9.02 **TERMINATION/FREEZING OF PLAN.** The Employer has the right, at any time, to terminate this Plan or to cease (freeze) further Deferral Contributions to the Plan. Upon termination or freezing of the Plan, the provisions of the Plan (other than provisions permitting continued Deferral Contributions) remain operative until distribution of all Accounts. Upon Plan termination, the Plan Administrator or Trustee shall distribute to Participants and Beneficiaries all Deferred Compensation as soon as is reasonably practicable following termination.

9.03 **TRANSFERS.** The Employer may enter into a Transfer agreement with another employer under which this Plan: (a) may accept a Transfer of a Participant's Account in the other employer's Eligible 457 Plan; or (b) may Transfer a Participant's (or Beneficiary's) Account in this Plan to the other employer's Eligible 457 Plan. The plan sponsors of the plans

involved in the Transfer both must be States or both must be Tax-Exempt Organizations and the plans must provide for Transfers. The Participant or Beneficiary, after the Transfer will have Deferred Compensation in the recipient plan at least equal to his or her Deferred Compensation in the transferring plan immediately before the Transfer. Any Transfer also must comply with applicable Treasury regulations, and in particular Treas. Reg. §§1.457-10(b)(2) as to post-severance transfers between Governmental Eligible 457 Plans; 1.457-10(b)(3) as to transfers of all assets between Governmental Eligible 457 Plans; 1.457-10(b)(4) as to transfers between Governmental Eligible 457 Plans of the same Employer; and 1.457-10(b)(5) as to post-severance transfers between Tax-Exempt Organization Eligible 457 Plans. The Plan Administrator will credit any Transfer accepted under this Section 9.03 to the Participant's Account and will treat the transferred amount as a Deferral Contribution for all purposes of this Plan except the Plan Administrator, will not treat such Transfer as a Deferral Contribution subject to the limitations of Article III. In addition, in the case of a Transfer between Tax-Exempt Organization Eligible Plans, the recipient plans shall apply a Participant's distribution elections made under the transferor plan in accordance with Treas. Reg. §1.457-10(b)(6)(ii). The Plan's Transfer of any Participant's or Beneficiary's Account under this Section 9.03 completely discharges the Employer, the Plan Administrator, the Trustee and the Plan from any liability to the Participant or Beneficiary for any Plan benefits.

9.04 **PURCHASE OF PERMISSIVE SERVICE CREDIT.** A Participant in a Governmental Eligible 457 Plan, prior to otherwise incurring a distributable event under Article IV, may direct the Trustee to transfer all or a portion of his or her Account to a governmental defined benefit plan (under Code §414(d)) for: (a) the purchase of permissive service credit (under Code §415(n)(3)(A)) under such plan, or (b) the repayment of contributions and earnings previously refunded with respect to a forfeiture of service credited under the plan (or under another governmental plan within the same State) to which Code §415 does not apply by reason of Code §415(k)(3).

**CITY OF RIPON 457(B) PLAN  
SUMMARY OF 457 PLAN PROVISIONS**

**TABLE OF CONTENTS****INTRODUCTION TO YOUR PLAN****ARTICLE I  
PARTICIPATION IN THE PLAN**

Am I eligible to participate in the Plan? .....	1
When am I eligible to participate in the Plan? .....	1
When is my entry date? .....	1

**ARTICLE II  
CONTRIBUTIONS**

What kind of contributions may I make to the Plan and how do my contributions affect my taxes?.....	1
Is there a limit on the amount of elective deferrals that can be made each year?.....	1
How do I make an election to defer? .....	2
What are rollover contributions? .....	2
What compensation is used to determine my Plan benefits?.....	2

**ARTICLE III  
DISTRIBUTIONS**

When will I be entitled to a distribution from the Plan? .....	2
What is the Plan's normal retirement age? .....	3
What is my vested interest in my account?.....	3
How will my benefits be paid? .....	3
May I elect to roll over my account to another plan or IRA?.....	3
What happens if I get divorced? .....	3

**ARTICLE IV  
DEATH BENEFITS**

What happens if I die while working for the Employer? .....	4
When will the death benefit be paid to my beneficiary?.....	4
What happens if I'm a participant, terminate employment, and die before receiving all my benefits? .....	4

**ARTICLE V  
IN-SERVICE DISTRIBUTIONS**

Can I withdraw money from my account while working for the Employer?.....	4
---	---

**ARTICLE VI  
TAX TREATMENT OF DISTRIBUTIONS**

What are my tax consequences when I receive a distribution from the Plan?.....	4
Can I reduce or defer tax on my distribution?.....	4

**ARTICLE VII  
CLAIMS AND BENEFITS**

Can the Plan be amended?.....	5
What happens if the Plan is discontinued or terminated?.....	5
How do I submit a claim for Plan benefits?.....	5

**ARTICLE VIII  
GENERAL INFORMATION ABOUT THE PLAN**

Employer Information ..... 5  
Administrator Information..... 6  
Plan Funding Medium ..... 6

**CITY OF RIPON 457(B) PLAN**  
**SUMMARY OF 457 PLAN PROVISIONS**  
**INTRODUCTION TO YOUR PLAN**

City of Ripon 457(b) Plan ("Plan") has been adopted to provide you with the opportunity to save for retirement on a tax-advantaged basis. This Plan is a type of retirement plan commonly referred to as a Governmental Eligible 457 Plan. This summary of 457 Plan Provisions contains valuable information regarding when you may become eligible to participate in the Plan, your Plan benefits, your distribution options, and many other features of the Plan. You should take the time to read this Summary to get a better understanding of your rights and obligations under the Plan.

We have attempted to answer most of the questions you may have regarding your benefits in the Plan. If this summary does not answer all of your questions, please contact the Administrator. The name and address of the Administrator can be found in the Article of this summary entitled "General Information About The Plan."

This summary describes the Plan's benefits and obligations as contained in the legal Plan document, which governs the operation of the Plan. The Plan document is written in much more technical and precise language. If the non-technical language under this summary and the technical, legal language of the Plan document conflict, the Plan document always governs. If you wish to receive a copy of the legal Plan document, please contact the Administrator.

This summary describes the current provisions of the Plan. The Plan is subject to federal laws, such as the Internal Revenue Code and other federal and state laws which may affect your rights. The provisions of the Plan are subject to revision due to a change in laws or due to pronouncements by the Internal Revenue Service (IRS). The Employer may also amend or terminate this Plan. The Administrator will notify you if the provisions of the Plan that are described in this summary change. This summary does not address the provisions of specific investment products.

**ARTICLE I**  
**PARTICIPATION IN THE PLAN**

**Am I eligible to participate in the Plan?**

All employees are eligible once they satisfy the eligibility conditions described in the next question.

Independent contractors are not eligible to participate in the Plan.

**When am I eligible to participate in the Plan?**

Provided you are an eligible employee, you will be eligible on your date of hire. You will actually enter the Plan once you reach the entry date as described in the next question.

**When is my entry date?**

Provided you are an eligible employee, you may begin participating in the Plan once you have satisfied the eligibility requirements and reached your "entry date." Your entry date is the first day of the month coinciding with or next following the date you satisfy the Plan's eligibility requirements.

**ARTICLE II**  
**CONTRIBUTIONS**

**What kind of contributions may I make to the Plan and how do my contributions affect my taxes?**

As a participant in the Plan, you may elect to reduce your compensation by a specific percentage or dollar amount and have that amount contributed to the Plan on a pre-tax basis. The Plan refers to this as an "elective deferral." Your taxable income is reduced by your elective deferral contributions so you pay less federal income taxes. However, your elective deferrals are subject to Social Security taxes at the time of deferral. Later, when the Plan distributes the deferrals and earnings, you will pay income tax on those amounts. Federal income taxes on the pre-tax deferral contributions and earnings are only postponed.

**Is there a limit on the amount of elective deferrals that can be made each year?**

As a participant, you may elect to defer a percentage of your compensation each year instead of receiving that amount in cash. The Administrator will notify you of the maximum percentage you may defer.

You may not make deferrals from your accumulated sick pay, from accumulated vacation pay or from back pay.

Your total elective deferrals in any calendar year may not exceed a certain dollar limit which is set by law ("elective deferral limit"). The elective deferral limit for 2015 is \$18,000. After 2015, the elective deferral limit may increase for cost-of-living adjustments.

If you are age 50 or will attain age 50 before the end of a calendar year, you may make additional deferrals (called "age 50 catch-up deferrals") for that year and following years. If you meet the age 50 requirement and your salary deferrals exceed the elective deferral limit described above, then any excess will be an age 50 catch-up deferral. The maximum catch-up deferral that you can make in 2015 is \$6,000. After 2015, the maximum age 50 catch-up contribution limit may increase for cost-of-living adjustments.

Instead of the "age 50-catch-up deferrals" there is an alternative catch-up limit that is available in the three years prior to your normal retirement age. This increased limit (called "Special NRA Catch-Up Contributions") is designed to allow make-up contributions for prior years when contributions to the plan were less than the maximum contribution that could have been made in those years. The additional catch-up amount is equal to the difference between the amounts that could have been contributed in the prior years less the amounts that actually were contributed in those years. However, the additional catch-up for the year cannot exceed the general limit for the year. Thus, if you are entitled to the full Special NRA Catch-up Contribution, your contributions in the last three years prior to your normal retirement age cannot exceed two times the regular elective deferral limit for the year.

#### **How do I make an election to defer?**

The amount you elect to defer will be deducted from your pay in accordance with a procedure established by the Plan Administrator. If you wish to defer, the procedure will require that you enter into a salary reduction agreement. You may elect to defer a portion of your compensation payable on or after your Entry Date. Such election must be made prior to the first day of a calendar month in which you wish to defer and will become effective as soon as administratively feasible after it is received by the Plan Administrator. Your election will remain in effect until you modify or terminate it. You may revoke or make modifications to your salary deferral election in accordance with procedures that the Employer provides. See the Plan Administrator for further information.

The matching contribution also applies to your Special NRA Catch-Up Contributions.

#### **What are rollover contributions?**

**Rollover contributions.** If you are a Participant or an Eligible Employee, you may be permitted to deposit into the Plan distributions you have received from other retirement plans. Such a deposit is called a "rollover" and may result in tax savings to you. You may ask the Administrator or Trustee of the other plan or IRA to directly transfer (a "direct rollover") to this Plan all or a portion of any amount that you are entitled to receive as a distribution from such plan. Alternatively, you may elect to deposit any amount eligible to be rolled over within 60 days of your receipt of the distribution. You should consult qualified counsel to determine if a rollover is in your best interest.

**Rollover account.** Your rollover will be accounted for in a "rollover account." You will always be 100% vested in your "rollover account" (see the Article in this SPD entitled "Vesting"). This means that you will always be entitled to all amounts in your rollover account. Rollover contributions will be affected by any investment gains or losses.

**Withdrawal of rollover contributions.** You may withdraw the amounts in your "rollover account" at any time.

#### **What compensation is used to determine my Plan benefits?**

**Definition of compensation.** For the purposes of the Plan, compensation has a special meaning. Compensation is generally defined as your total compensation that is subject to income tax and paid to you by your Employer during the Plan Year. The Plan takes into account elective deferrals to retirement plans (including this one) cafeteria plans, or qualified transportation fringe benefit plans. The following describes the adjustments to compensation that may apply for the different types of contributions provided under the Plan.

- Compensation paid after you terminate is generally excluded for Plan purposes. However, the following amounts will be included in compensation even though they are paid after you terminate employment, provided these amounts would otherwise have been considered compensation as described above and provided they are paid within 2 1/2 months after you terminate employment, or if later, the last day of the Plan Year in which you terminate employment
- Compensation for services performed during your regular working hours, or for services outside your regular working hours (such as overtime or shift differential) or other similar payments that would have been made to you had you continued employment

For the Plan Year in which you first participate, for any contributions other than salary reductions, we take into account compensation after you enter the Plan for your first Plan Year of participation, then Plan Year compensation for Plan Years that follow.

### **ARTICLE III DISTRIBUTIONS**

#### **When will I be entitled to a distribution from the Plan?**

Distributions under the Plan may generally not be made prior to the earlier of your attainment of age 70 1/2 or your termination of employment (for whatever reason, including death). The rules are explained in more detail below.

If you terminate employment for any reason and at any age (including retirement), then you will be entitled to a distribution within a reasonable time after you terminate employment. (See the question "How will my benefits be paid?" for a further explanation of how benefits are paid from the Plan.)

If your benefit does not exceed \$1000 then the distribution will automatically be paid to you as soon as administratively practical following your termination of employment. If your benefit exceeds \$1000, then you will be given the opportunity to elect to defer payment of the benefit, subject to certain limitations. In determining whether your vested account balance exceeds the \$1000 threshold, "rollovers" (and any earnings allocable to "rollover" contributions) will be taken into account.

If the Plan Administrator approves, you (1) may elect to postpone distribution of your benefit to any fixed or determinable date including, but not beyond, your "required beginning date" described below; and (2) you may elect the method of payment.

**Military Service.** If you are a veteran and are reemployed under the Uniformed Services Employment and Reemployment Rights Act of 1994, your qualified military service may be considered service with the Employer. There may also be benefits for employees who die or become disabled while on active duty. Employees who receive wage continuation payments while in the military may benefit from various changes in the law. If you think you may be affected by these rules, ask the Administrator for further details.

**Distributions while on military duty.** If you are on active military duty for more than 30 days, then the Plan treats you as having terminated employment for distribution purposes. This means that you may request a distribution from the Plan. If you request a distribution on account of this deemed termination of employment, then you are not permitted to make any contributions to the Plan for 6 (six) months after the date of the distribution.

#### **Required beginning date.**

Regardless of the above, the law requires that certain minimum distributions be made from the Plan. Distributions are required to begin not later than the April 1st following the later of the end of the year in which you reach age 70 1/2 or terminate employment. You should see the Plan Administrator if you think you may be affected by these rules.

#### **What is the Plan's normal retirement age?**

You will attain your normal retirement age when you reach the age that you designate, which may not be earlier than age 65 and may not be later than age 70.

#### **What is my vested interest in my account?**

You are always 100% vested in all your accounts under our plan.

#### **How will my benefits be paid?**

You may, subject to the approval of the Plan Administrator, elect to receive your distribution under one of the methods described below:

- a single lump-sum payment.
- installments over your life expectancy, but only if you are required to take distributions under the law because you reached your "required beginning date" (generally the later of age 70 1/2 or the date you terminate employment).
- Any other method agreed to by the Administrator.

#### **May I elect to roll over my account to another plan or IRA?**

If you are entitled to a distribution of more than \$200, then you may elect whether to receive the distribution or to roll over the distribution to another retirement plan such as an individual retirement account ("IRA").

#### **What happens if I get divorced?**

The Administrator will honor a "qualified domestic relations order." A "qualified domestic relations order" is defined as a decree or order issued by a court that obligates you to pay child support or alimony, or otherwise allocates a portion of your assets in the Plan to your spouse, former spouse, child or other dependent. If a qualified domestic relations order is received by the Administrator, all or a portion of your benefits may be used to satisfy the obligation. The Administrator will determine the validity of any domestic relations order received. You and your beneficiaries can obtain from the Administrator, without charge, a copy of the procedure used by the Administrator to determine whether a qualified domestic relations order is valid.

#### **ARTICLE IV DEATH BENEFITS**

##### **What happens if I die while working for the Employer?**

If you die while still employed by the Employer, your entire account balance will be used to provide your beneficiary with a death benefit.

Your beneficiary is the person or persons whom you designate on a form the Administrator provides for this purpose. If you are married, your spouse will be the beneficiary of the death benefit, unless you elect to change the beneficiary.

If no valid designation of beneficiary exists, or if the beneficiary is not alive when you die, then the death benefit will be paid in the following order, unless the investment provider's documentation says otherwise:

- (a) Your surviving spouse;
- (b) Your children, including adopted children, and if a child dies before you, to their children, if any;
- (c) Your surviving parents, in equal shares; or
- (d) Your estate.

##### **When will the death benefit be paid to my beneficiary?**

Your death benefit will be paid to your beneficiary and payment will begin as soon as practicable after your death. See the Plan Administrator for further details.

You should immediately report any change in your marital status to the Administrator. If you have specifically named your spouse as your beneficiary on a designation form, then the designation will be invalid upon your divorce.

##### **What happens if I'm a participant, terminate employment, and die before receiving all my benefits?**

If you terminate employment with us and subsequently die, your beneficiary will be entitled to any remaining benefits that you were entitled to as of the date of your death.

#### **ARTICLE V IN-SERVICE DISTRIBUTIONS**

##### **Can I withdraw money from my account while working for the Employer?**

You may receive a distribution from the Plan prior to your termination of employment if you satisfy certain conditions. These conditions are described below. However, this distribution will reduce the value of the benefits you will receive when you retire. Any in-service distribution is made at your election and will be made in accordance with the forms of distribution available under the investment product you have selected or under the Plan.

You may receive a distribution if you have an "unforeseeable emergency," which is severe financial hardship resulting from an accident or illness to you, your spouse or dependent(s), a loss of property due to casualty, or other extraordinary and unforeseeable circumstances beyond your control.

You may request a distribution of up to your entire account once you reach age 70 1/2.

#### **ARTICLE VI TAX TREATMENT OF DISTRIBUTIONS**

##### **What are my tax consequences when I receive a distribution from the Plan?**

Generally, you must include any Plan distribution in your taxable income in the year in which you receive the distribution. The tax treatment may also depend on your age when you receive the distribution.

##### **Can I reduce or defer tax on my distribution?**

You may reduce, or defer entirely, the tax due on your distribution through use of one of the following methods:

(a) The rollover of all or a portion of the distribution you actually receive to a traditional Individual Retirement Account (IRA) or another eligible employer plan. This will result in no tax being due until you begin withdrawing funds from the traditional IRA or other eligible employer plan. The rollover of the distribution, however, MUST be made within strict time frames (normally, within 60 days after you receive your distribution). Under certain circumstances all or a portion of a distribution may not qualify for this rollover treatment. In addition, most distributions will be subject to mandatory federal income tax withholding at a rate of 20%. This will reduce the amount you actually receive. For this reason, if you wish to roll over all or a portion of your distribution amount, the direct rollover option described in paragraph (b) below would be the better choice.

(b) For most distributions, you may request that a "direct rollover" of all or a portion of the distribution to either a traditional Individual Retirement Account (IRA) or another employer plan willing to accept the rollover. A direct rollover will result in no tax being due until you withdraw funds from the traditional IRA or other qualified employer plan. Like the 60-day rollover, under certain circumstances all or a portion of the amount to be distributed may not qualify for this direct rollover, e.g., a distribution of less than \$200 will not be eligible for a direct rollover. If you elect to actually receive the distribution rather than request a direct rollover, then in most cases 20% of the distribution amount will be withheld for federal income tax purposes.

WHENEVER YOU RECEIVE A DISTRIBUTION THAT IS AN ELIGIBLE ROLLOVER DISTRIBUTION, THE ADMINISTRATOR WILL DELIVER TO YOU A MORE DETAILED EXPLANATION OF THESE OPTIONS. HOWEVER, THE RULES WHICH DETERMINE WHETHER YOU QUALIFY FOR FAVORABLE TAX TREATMENT ARE VERY COMPLEX. YOU SHOULD CONSULT WITH A QUALIFIED TAX ADVISOR BEFORE MAKING A CHOICE.

#### **ARTICLE VII CLAIMS AND BENEFITS**

##### **Can the Plan be amended?**

Yes. The Employer may amend the Plan at any time. No amendment will cause any reduction in the amount credited to your account.

##### **What happens if the Plan is discontinued or terminated?**

The Employer may terminate the Plan at any time. Upon termination, no more contributions may be made to the Plan. The Administrator will notify you of any modification or termination of the Plan.

##### **How do I submit a claim for Plan benefits?**

Benefits may be paid to you and your beneficiaries without the necessity of formal claims. However, if you think an error has been made in determining your benefits, then you or your beneficiaries may make a request for any Plan benefits to which you believe you are entitled. Any such request should be in writing and should be made to the Plan Administrator.

If the Administrator determines the claim is valid, then you will receive a statement describing the amount of benefit, the method or methods of payment, the timing of distributions and other information relevant to the payment of the benefit.

#### **ARTICLE VIII GENERAL INFORMATION ABOUT THE PLAN**

There is certain general information that you may need to know about the Plan. This information has been summarized for you in this Article.

The full name of the Plan is City of Ripon 457(b) Plan.

This Plan was originally effective on November 16, 1982. The amended and restated provisions of the Plan become effective on January 1, 2016.

The Plan's records are maintained on a twelve-month period of time. This is known as the "Plan Year." The Plan Year begins on January 1 and ends on December 31.

Valuations of the Plan are generally made daily.

The Plan will be governed by the laws of California.

##### **Employer Information**

Your Employer's name, address, business telephone number, and identification number are:

City of Ripon  
259 North Wilma Avenue  
Ripon, California 95366  
209-599-2108

94-6000406

**Administrator Information**

The Employer is the Plan Administrator. The Plan Administrator is responsible for the day-to-day administration and operation of the Plan. For example, the Administrator maintains the Plan records, including your account information, provides you with the forms you need to complete for Plan participation and directs the payment of your account at the appropriate time. If you have any questions about the Plan and your participation, you should contact the Administrator. The Administrator may designate other parties to perform some duties of the Administrator, and some duties are the responsibility of the investment provider(s) to the Plan.

The Administrator has the complete power, in its sole discretion, to determine all questions arising in connection with the administration, interpretation, and application of the Plan (and any related documents and underlying policies). Any such determination by the Administrator is conclusive and binding upon all persons.

**Plan Funding Medium**

All money that is contributed to the Plan is held in custodial accounts.

UMB Bank, n.a. c/o Security Benefit  
30 Dan Road Suite 55976  
Canton, Massachusetts 02021-2809

(800) 747-3942





# MEMO

---

## Engineering Department

**TO:** Honorable City Council

**FROM:** James Pease

**SUBJECT:** Jack Tone Park and Ride Lot Project – Project Acceptance  
A.M. Stephens Construction Co., Inc.

**DATE:** December 23, 2015

The Jack Tone Park and Ride Lot Project is complete and in substantial conformance with our Plans and Specifications. The following items have been received in order for the City Council to accept this project:

- One Year Maintenance Bond
- Required Lien Releases
- Completed and signed Punch List
- As-Built Drawings

I am requesting City Council accept this project and authorize staff to record a Notice of Completion (NOC). Additionally, authorize staff to release the Retention (\$33,249.00) thirty five days after recording the NOC to A.M. Stephens Construction Co., Inc.

### Attachments

- Final invoice summary (retention payment)



PROJECT: JACK TONE PARK & RIDE LOT PROJECT  
 CONTRACTOR: A.M. STEPHENS CONSTRUCTION COMPANY  
 P.O. Box 1867  
 Lodi, CA 95241

INVOICE NO.: 7013-1  
 BILLING NO.: 7  
 DATE: 12/8/15

BILLING INFORMATION

ORIGINAL CONTRACT AMOUNT:	\$658,315.50	PREVIOUS BILLED TO DATE:	\$631,730.92
APPROVED CONTRACT CHANGES:	\$6,664.42	BILLING THIS INVOICE:	\$33,249.00
		5% RETENTION:	\$0.00
REVISED CONTRACT AMOUNT:	\$664,979.92	NET BILLING THIS INVOICE:	\$33,249.00

PROGRESS OF PROJECT

Project is 100% Complete

When recorded mail to:

City of Ripon  
259 N. Wilma Ave.  
Ripon, CA 95366  
Attn: Tricia Raymond

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN BY THE CITY OF RIPON

1. A work of improvement consisting of the construction of the Jack Tone Road Park & Ride Lot pursuant to the contract dated November 4, 2014, between the City of Ripon, as owner, and A.M. Stephens Construction Company, Inc., 1717 South Stockton Street, Lodi, CA 95241, as Contractor, has now been completed.
2. The name and address of the owner and the public agency for which said work of improvement was performed is:  
  

City of Ripon, A Municipal Corporation  
259 North Wilma Avenue  
Ripon, CA 95366
3. The name of the contractor for the work of improvement performed is:  
  

A.M. Stephens Construction Company, Inc.  
1717 South Stockton Street  
Lodi, CA 95241
4. The interest of the City of Ripon is as an owner of the Jack Tone Road Park & Ride Lot constructed on real property owned by the City of Ripon.
5. The work of improvement consists of the construction of a paver park and ride lot near Jack Tone Road and Highway 99, roadway improvements on Frontage Rd. including asphalt and curbing, bicycle lockers and lighting and drainage improvements for the City of Ripon.
6. The work of improvement was accepted as being complete by the City of Ripon on January 12, 2016.

THE CITY OF RIPON

By \_\_\_\_\_  
Jacob Parks, Mayor

VERIFICATION

I, Lisa Roos, do hereby certify as follows:

I am now, and have been duly appointed, acting and qualified City Clerk of the City of Ripon, a California Municipal Corporation of the Sixth Class; as such City Clerk, I am the custodian of the Official Records of the City Council of said City; the foregoing Document, NOTICE OF COMPLETION is a full true and correct copy and was duly and regularly ordered to be recorded in the office of the San Joaquin County Recorder.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lisa Roos, City Clerk  
City of Ripon  
A Municipal Corporation



# MEMO

---

Engineering Department

**TO:** Honorable City Council

**FROM:** James Pease

**SUBJECT:** Asphalt Rubber Cape Seal Project – Project Acceptance  
American Pavement Systems, Inc.

**DATE:** December 29, 2015

The Asphalt Rubber Cape Seal Project is complete and in substantial conformance with our Plans and Specifications. The following items have been received in order for the City Council to accept this project:

- One Year Maintenance Bond
- Required Lien Releases
- Completed and signed Punch List
- As-Built Drawings

I am requesting City Council accept this project and authorize staff to record a Notice of Completion (NOC). Additionally, authorize staff to release the Retention (\$52,969.09) thirty five days after recording the NOC to American Pavement Systems, Inc.

#### Attachments

- Final invoice summary (retention payment)



PROJECT: Asphalt Rubber Cape Seal Project

CONTRACTOR: American Pavement Systems  
 1012 11th Street, #1000  
 Modesto, CA 95354

INVOICE NO: 15-90-4  
 BILLING NO: 4  
 DATE: 01/04/16

BILLING INFORMATION

ORIGINAL CONTRACT AMOUNT:	\$1,067,509.11	PREVIOUS BILLED TO DATE:	\$1,059,381.87
APPROVED CONTRACT CHANGES:	\$42,403.00	BILLING THIS INVOICE:	\$52,969.10
		5% RETENTION:	\$0.00
REVISED CONTRACT AMOUNT:	\$1,109,912.11	NET BILLING THIS INVOICE:	<b>\$52,969.10</b>

PROGRESS OF PROJECT

The project is 100% complete

When recorded mail to:

City of Ripon  
259 N. Wilma Ave.  
Ripon, CA 95366  
Attn: Tricia Raymond

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN BY THE CITY OF RIPON

---

1. A work of improvement consisting of the construction of Asphalt Rubber Cape Seal pursuant to the contract dated April 21, 2015, between the City of Ripon, as owner, and American Pavement Systems of 1012 11<sup>th</sup> Street, Suite 1000, Modesto, CA, 95354, as Contractor, has now been completed.
2. The name and address of the owner and the public agency for which said work of improvement was performed is:

City of Ripon, A Municipal Corporation  
259 North Wilma Avenue  
Ripon, CA 95366
3. The name of the contractor for the work of improvement performed is:

American Pavement Systems  
1012 11<sup>th</sup> Street., Suite 1000  
Modesto, CA 95354
4. The interest of the City of Ripon is as an owner of the Asphalt Rubber Cape Seal constructed on real property owned by the City of Ripon.
5. The work of improvement consists of asphalt rubber cape seal on Robert Ave. between W. Main St. and Bailey Dr., Fourth St. between Jack Tone Rd. and Vera Ave., Seventh St. between Jack Tone Rd. and Vera Ave., Vera Ave. between Main St. and approx. 200 feet north of 6<sup>th</sup> St. Includes an overlay on Main Street from the archway through the Robert Ave. intersection, an overlay on Main St from Robert Ave. to Jack Tone Rd. and pavement repair sections.
6. The work of improvement was accepted as being complete by the City of Ripon on January 12, 2016.

THE CITY OF RIPON

By \_\_\_\_\_  
Jacob Parks, Mayor

VERIFICATION

I, Lisa Roos, do hereby certify as follows:

I am now, and have been duly appointed, acting and qualified City Clerk of the City of Ripon, a California Municipal Corporation of the Sixth Class; as such City Clerk, I am the custodian of the Official Records of the City Council of said City; the foregoing Document, NOTICE OF COMPLETION is a full true and correct copy and was duly and regularly ordered to be recorded in the office of the San Joaquin County Recorder.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lisa Roos, City Clerk  
City of Ripon  
A Municipal Corporation

# ORDINANCES

## ORDINANCE NO. 828

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON ADDING CHAPTER 16.184 TO  
THE RIPON MUNICIPAL CODE  
RELATING TO DONATION/COLLECTION BINS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIPON AS FOLLOWS:

**SECTION 1. AMENDMENT OF CODE**

Chapter 16.184 is hereby added to the Ripon Municipal Code to read in full as follows:

**Chapter 16.184****Donation/Collection Bins****Sections:**

<b>16.184.010</b>	<b>Purpose</b>
<b>16.184.020</b>	<b>Definitions</b>
<b>16.184.030</b>	<b>Donation/Collection Bin Permit Requirements</b>
<b>16.184.040</b>	<b>Permitted Zones</b>
<b>16.184.050</b>	<b>Donation/Collection Bin Design Standards</b>
<b>16.184.060</b>	<b>Donation/Collection Bin Site Placement Requirements</b>
<b>16.184.070</b>	<b>Donation/Collection Bin Maintenance</b>
<b>16.184.080</b>	<b>Enforcement</b>

**16.184.010 Purpose**

The purpose of this Chapter shall be to provide rules, regulations and standards for the placement and use of donation/collection bins in the City of Ripon in order to, among others, ensure that donation/collection bins do not pose a hazard to pedestrian or vehicular traffic, ensure that material is not allowed to accumulate outside of donation/collection bins, avoid conditions that may attract vermin, and to overall promote the public health, safety, convenience and welfare of the City.

**16.184.020 Definitions**

- A. Director: Director of Planning for the City of Ripon or his/her designee.
- B. Donation/Collection Bin: A bin, box, receptacle or container made of metal, steel or other material which is designed or intended for the collection and temporary storage of donated items such as clothing, shoes, textiles, books, household goods and other similar items. Donation/Collection Bins may be either attended or unattended. The definition of a Donation/Collection Bin does not include recycle bins used for the collection of recyclable material such as aluminum, plastic, glass, metal and other such materials.
- C. Operator: The person, entity, association or organization who places, maintains, operates and is responsible for a Donation/Collection Bin pursuant to a lawfully issued Donation/Collection Bin Permit.
- D. Property Owner: the person, entity, association or organization who owns the real property where the Donation/Collection Bin is proposed to be located.

**16.184.030 Donation/Collection Bin Permit Requirements**

A. No person, entity or organization shall place or maintain any Donation/Collection Bin on any premises or property within the City limits of the City of Ripon without first obtaining a Donation/Collection Bin

Permit. A separate Donation/Collection Bin Permit shall be required for each Donation/Collection Bin, regardless of whether an Operator operates more than one Donation/Collection Bin.

B. A Donation/Collection Bin Permit may be obtained by submitting a complete Donation/Collection Bin Permit application with the City of Ripon, paying the processing fee set by Resolution of the City Council for minor site applications, and satisfying all criteria of this Chapter and the criteria of Chapter 16.72 of this Code for approval of a minor site plan application. The Donation/Collection Bin Permit application shall include, in addition to all information required for a minor site plan application, all of the following:

1. The name, address and telephone number of the person, entity, association or organization applying for the Donation/Collection Bin Permit.
2. The name, address and telephone number of the Operator of the Donation/Collection Bin.
3. The location and address of where the Donation/Collection Bin is proposed to be placed. A separate Donation/Collection Bin Permit shall be required for each location.
4. The name, telephone number and written consent letter from the Property Owner or Property Owner's authorized agent of the location at which the Donation/Collection Bin is proposed to be located. For purposes of determining property ownership the current county assessment rolls shall be utilized.
5. A site plan showing the site and location of where the Donation/Collection Bin is proposed to be located.
6. A photo, drawing or other image of the Donation/Collection Bin showing dimensions for size and a photo, drawing or other image showing how the Donation/Collection Bin will comply with the required markings described in section 16.184.050 (E) of this Chapter.
7. A description of the manner and schedule for maintenance and emptying of the Donation/Collection Bin.
8. A certificate of liability insurance in the minimum amount of One Million Dollars (\$1,000,000) covering the Donation/Collection Bin.

C. Applications for Donation/Collection Bin Permits will be reviewed and approved or denied by the Director within thirty (30) days of the date on which the Application is submitted.

D. Donation/Collection Bin Permits shall date from the first day of January and shall be valid for a period of one (1) calendar year, unless revoked by the Director as a result of any violation of this Chapter. Donation/Collection Bin Permits may be renewed annually by submitting a Renewal Application and paying a processing fee of Fifty Dollars (\$50). In all cases when permits are issued, the full amount thereof shall be paid as of the date of issuance.

E. A Donation/Collection Bin Permit sticker shall be placed and maintained on the front of the Donation/Collection Bin and readily visible. Replacement Donation/Collection Bin Stickers may be purchased from the City of Ripon for a charge of Ten Dollars (\$10).

F. Donation/Collection Bins shall be removed within four (4) calendar days of expiration of the Donation/Collection Bin Permit.

G. Donation/Collection Bin reporting requirement. Any person, entity or organization operating a donation/collection bin within the City of Ripon shall report on a yearly basis, no later than February 1<sup>st</sup>, the estimated amount of donations in pounds received the previous calendar year to the Public Works Director.

#### **16.184.040 Permitted Zones**

Applications for Donation/Collection Bin Permits, which meet the requirements of this Chapter, may be accepted for all districts except for Residential Districts, unless the Donation Bin will be placed on property owned and operated by California 501(c)(3) nonprofit organization and the Donation Bin will be located in a place that is not visible from the street.

#### **16.184.050 Donation/Collection Bin Design Standards**

Donation/Collection Bins shall meet all of the following design requirements:

- A. Size: Donation/Collection Bins shall not cover a ground surface area in excess of five (5) feet by five (5) feet, nor be more than six (6) feet in height.
- B. Material: Donation/Collection Bins shall be made of material that is durable and waterproof. Donation/Collection Bins shall not be electrically or hydraulically powered.

- C. Bin Design: Donation/Collection Bins shall be of the type that are enclosed by use of a receiving door and a tamper resistant locking mechanism so that the contents may not be accessed by anyone other than the Operator.
- D. Emergency Access: Donation/Collection Bins shall be designed/keyed to allow for emergency access by the Police Department and/or Fire Department.
- E. Required Identification Markings: The front of each Donation/Collection Bin shall have a conspicuously placed display with dimensions of at least two (2) feet high by two (2) feet wide, with font on the display that is a minimum of two (2) inches in height showing all of the following:
  - 1. The name, address, telephone number and internet address (if available) of the Operator.
  - 2. A statement that either reads, "This collection box is owned and operated by a for-profit organization" or "this collection box is owned and operated by a nonprofit organization." For purposes of this Chapter, a commercial fundraiser shall be classified as a for-profit organization. If the Donation/Collection Bin is owned by a nonprofit organization, the front of the Donation/Collection Bin shall also conspicuously display a statement describing the charitable cause that will benefit from the donations. If the Donation/Collection Bin is owned by a for-profit entity, the front of the Donation/Collection Bin shall also conspicuously display a statement that reads "this donation is not tax deductible." If the Donation/Collection Bin is owned and operated by a commercial fundraiser, the commercial fundraiser may post notice of donations to a charitable cause only on the sides of the Bin. This notice shall always be smaller in size than the for-profit entity's name and address and shall constitute only twenty-five percent (25%) of the notice space of the box. .

#### **16.184.060 Donation/Collection Bin Site Placement Requirements**

Donation/Collection Bins shall meet the following site placement requirements:

- A. Donation/Collection Bins shall only be placed on property with the consent of the Property Owner or the Property Owner's authorized agent.
- B. All Donation/Collection Bin(s) shall be appropriately located so as not to interfere with sight triangles, on-site circulation, vehicular, bicycle or other access, ADA or pedestrian pathways of a minimum of five (5) feet in width, emergency access, fire lanes or access, drive aisles, required setbacks, landscaping requirements, parking, or any other requirements that have been imposed as part of the site plan approval for the premises or property on which the Donation/Collection Bin is located, and shall be located in a manner that will not constitute a safety hazard.
- C. Donation/Collection Bin(s) shall be placed on a concrete surface, or an approved equivalent.
- D. No Donation/Collection Bin(s) shall be placed in any on-site parking stall.
- E. No Donation/Collection Bin(s) shall be placed within one thousand (1,000) feet of any other Donation/Collection Bin, unless otherwise authorized by the Director.
- F. The Director shall not approve of an application for a Donation/Collection Bin Permit if it determines that the placement of the bin could constitute a safety hazard. Such hazards include, but are not limited to, the placement of a donation bin within one thousand (1,000) feet of any place that stores large amounts of, or sells, fuel or other flammable liquids or gases.

#### **16.184.070 Donation/Collection Bin Maintenance**

All Donation/Collection Bins shall be maintained in good and clean condition and appearance as determined in the sole discretion of the Director. The following maintenance requirements shall be satisfied at all times:

- A. Donation/Collection Bins shall be free of structural damage, holes, rust, peeling paint, graffiti, vandalism or other deleterious effects.
- B. Donation/Collection Bins shall not overflow at any time. All contents of the Donation/Collection Bins shall be fully contained within the Bins. Placement of any material outside of the Donation/Collection Bin is expressly prohibited, is deemed a public nuisance and shall be subject to removal by the City of Ripon at the Operator and/or Owner's expense.
- C. Donation/Collection Bins shall be free of litter, junk, garbage, trash, debris, refuse material and any illegal material or substance.

- D. Donation/Collection Bins shall be regularly emptied to avoid overflow or accumulation of materials outside of the Bins. All contents of the Donation/Collection Bins shall be used and disposed of in accordance with all applicable Federal, State and Local laws and regulations.

**16.184.080 Enforcement**

- A. The Operator and Owner shall respond within two (2) days to any notice by the City of Ripon that a violation of any provision of this Chapter exists and shall remedy any such violation within four (4) days of receipt of said notice.
- B. Failure to respond to and/or correct any violation of this Chapter shall result in the following fines and penalties:
  - 1. First violation: The Operator and Property Owner shall be jointly and severally liable for a fine in the amount of Two Hundred Fifty Dollars (\$250).
  - 2. Second violation within twelve (12) months of the first violation: The Operator and Property Owner shall be jointly and severally liable for a fine in the amount of Five Hundred Dollars (\$500).
  - 3. Third and all subsequent violations within twelve (12) months of the first violation: The Operator and Property Owner shall be jointly and severally liable for a fine in the amount of One Thousand Dollars (\$1,000) and the Donation/Collection Bin Permit may be revoked.
- C. If a Donation/Collection Bin Permit is revoked, the Operator and/or Property Owner shall ensure that the Donation/Collection Bin(s) is removed within four (4) days of the effective date of the revocation. If the Operator and/or Property Owner fails to remove the Donation/Collection Bin as required by this Chapter, the City may remove or have the Donation/Collection Bin removed, at the expense of the Operator and/or Property Owner, and sell the Donation/Collection Bin at public auction or otherwise dispose of any clothing or donations collected in the Donation/Collection Bin. Any proceeds from any such sale shall be paid to the City of Ripon.
- D. Violation of any provision of this Chapter shall be deemed a public nuisance subject to abatement of pursuant to the Ripon Municipal Code.

This ordinance shall become effective thirty (30) days after its final passage and shall be published at least once within fifteen (15) days prior to its effective date in the Ripon Record, the official newspaper of the City of Ripon.

The foregoing ordinance was introduced and the title thereof read at the regular meeting of the City Council of the City of Ripon held on the 10<sup>th</sup> day of November, 2015, and by majority vote of the council members present, further reading was waived.

On a motion by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_, the foregoing ordinance was duly passed and adopted by the City Council of the City of Ripon at a regular meeting thereof held on this 12<sup>th</sup> day of January, 2016, by the following vote, TO WIT:

AYES:  
 NOES:  
 ABSENT:  
 ABSTAINING:

THE CITY OF RIPON,  
A Municipal Corporation

By: \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:  
\_\_\_\_\_  
LISA ROOS, City Clerk



To: Honorable Ripon City Council

From: Edward Ormonde, Chief of Police

Subject: Resolution for Adoption of a Residential Parking Permit Program Ordinance

Date: December 30, 2015

Honorable City Council members,

The department is requesting the adoption of this resolution for a Residential Parking Permit Program ordinance. The Residential Parking Permit Program ordinance will give the ability for certain areas and neighborhoods adversely affected by the parking of vehicles by nonresidents who are not visiting or conducting business with residents to apply for restricted parking in their neighborhood.

In order to protect these areas and neighborhoods, it is necessary to enact parking regulations restricting parking by nonresidents, while providing the opportunity for residents to park near their homes.

The City Attorney's Office has reviewed the text of the Residential Parking Permit Program ordinance, and has submitted the ordinance as a resolution your review. The recommended Residential Parking Permit Program ordinance follows this memorandum.

Respectfully submitted,

*Edward Ormonde*

Edward Ormonde  
Chief of Police

ORDINANCE NO. \_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON  
 REPEALING SECTION 10.40.380 OF THE RIPON MUNICIPAL CODE AND ADDING  
 CHAPTER 10.58 OF THE RIPON MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIPON AS  
 FOLLOWS:

**SECTION 1. AMENDMENT OF CODE**

Section 10.40.380 of the Ripon Municipal Code, entitled “Parking Permits Prohibited” is hereby repealed in its entirety, and Chapter 10.58 of the Ripon Municipal Code, entitled “Residential Permit Parking Program”, is hereby added to read as follows:

**Chapter 10.58 RESIDENTIAL PERMIT PARKING PROGRAM**

**Sections:**

- 10.58.010 Legislative purpose.**
- 10.58.020 Legislative findings.**
- 10.58.030 Definitions.**
- 10.58.040 Designation of residential permit parking areas.**
- 10.58.050 Designation and annexation criteria.**
- 10.58.060 Designation/annexation process.**
- 10.58.070 Recommendation of the parking manager to designate an area as a residential permit parking area.**
- 10.58.080 Issuance of vehicle parking permits.**
- 10.58.090 Visitor permits.**
- 10.58.100 Modification of regulations in existing residential permit parking areas.**
- 10.58.110 Display of permit.**
- 10.58.120 Residential permit parking terms of use.**
- 10.58.130 Application for and duration of permit.**
- 10.58.140 Permit fees.**
- 10.58.150 Penalty provisions.**
- 10.58.160 Revocation of permits.**
- 10.58.170 Deletion of residential streets from residential permit parking areas.**

- 10.58.010 Legislative purpose.**

This chapter is enacted in response to the serious adverse effects caused in certain areas and neighborhoods of the city by motor vehicle congestion, particularly the long-term parking of motor vehicles on the streets of such areas and neighborhoods by nonresidents who do not visit or conduct business with residents. As set forth in more specific detail in Section 10.58.020 of this chapter, such parking by nonresidents threatens the health, safety and welfare of all the

residents of the city. In order to protect these areas and neighborhoods, it is necessary to enact parking regulations restricting parking by nonresidents, while providing the opportunity for residents to park near their homes. In these situations, uniform parking regulations restricting residents and nonresidents alike would not serve the public interest. Rather such regulations would contribute to neighborhood decline while ignoring alternatives to automobile travel available to nonresidents who park in these areas. For the reasons set forth in this chapter and pursuant to the authority of Vehicle Code Section 22507, a system of preferential resident parking is enacted for the city.

**10.58.020 Legislative findings.**

A. General Findings. The city council finds that serious adverse effects in certain areas and neighborhoods of the city result from motor vehicle congestion, and in neighborhoods by nonresidents who do not visit or conduct business with residents. The permit program established by this chapter will relieve these serious adverse affects by:

1. Reducing potential hazardous traffic conditions;
2. Protecting such areas and neighborhoods from polluted air, excessive noise, trash and refuse caused by the entry and exit of such motor vehicles;
3. Protecting the residents of such areas and neighborhoods from unreasonable burdens in obtaining parking near their residences and in gaining access to their residence;
4. Preserving the character of such areas and neighborhoods as residential; promoting the efficiency of the maintenance of the streets of such areas and neighborhoods in a clean and safe condition;
5. Preserving the value of property in such areas and neighborhoods;
6. Preserving the safety of children and other pedestrians;
7. Promoting traffic safety and the peace, good order, comfort, convenience and general welfare of the inhabitants of the city.

B. Specific Findings. The following specific legislative findings of the city council in support of preferential resident parking are set forth as illustrations of the need compelling the enactment of this chapter. These findings do not exhaust the subject of the factual basis supporting the enactment of this preferential resident parking program.

1. The safety, health, and welfare of the residents of the city can be greatly enhanced by maintenance of the attractiveness and livability of its neighborhoods and other residential areas;

2. Certain neighborhoods and areas of the city have marginally sufficient or insufficient on- or off-street space to accommodate the convenient parking of motor vehicles by residents in the vicinity of their homes;

3. Some neighborhoods and areas as described in subsection (B)(3) of this section are often burdened by the parking in such neighborhoods and areas of motor vehicles owned by nonresidents which compete for the available on-street parking spaces;

4. There exists certain parking “generators” within the city, i.e., regional recreation areas, and schools, which attract nonresidents to residential areas to seek parking which increases the severity of the shortage of space for resident parking in such neighborhoods and residential areas;

5. Unnecessary vehicle miles, noise, pollution, and strain on interpersonal relationships caused by the conditions set forth herein create unacceptable hardships on residents of these neighborhoods and areas by causing the deterioration of air quality, safety, tranquility, and other values of the urban residential environment;

6. If allowed to continue, these adverse effects on the residents of the city will contribute to a decline of the living conditions therein, a reduction in the attractiveness of residing within the city, and consequent injury to the general public welfare; and, enacted in this chapter will serve to promote the safety, health and welfare of all the residents of the city by reducing unnecessary personal motor vehicle travel, noise and pollution, and by promoting improvement in air quality, the convenience and attractiveness of urban residential living, and the increased use of public mass transit facilities available now and in the future. The public welfare will also be served by preserving a more stable and valuable property tax base in order to generate the revenues required to provide essential public services.

#### **10.58.030 Definitions.**

“Annexation” means adding additional blockfaces to an existing residential permit parking area.

“Blockface” means one side of a city block between two intersections.

“Motor vehicle” includes an automobile, truck, motorcycle, or other motor-driven form of transportation not in excess of ten thousand (10,000) pounds gross weight.

“Occupancy rate” means the ratio of available parking spaces to the number of vehicles parked in such spaces.

“Owns” means that a person has at least one-quarter of the fee interest in a parcel of real property within a residential permit parking area.

“Parking manager” means the person designated by the city manager to administer the provisions of this chapter.

“Parking study” means the counting of vehicles parked in a selected area during selected days and times to evaluate the ratio of available parking spaces to the number of vehicles parked in the area.

“Resident” means a person who lives in the residential area on a permanent basis.

“Residential area” means a contiguous or nearly contiguous area where residents live and which contains public streets and highways.

“Residential permit parking area” means a residential area designated as provided for in this chapter in which motor vehicles displaying a valid permit shall be exempt from parking regulations established pursuant to this chapter.

“Resident permit” means any vehicle, visitor or temporary permit issued for the purpose of parking in a residential permit parking area

**10.58.040 Designation of residential permit parking areas.**

The city council may, by resolution, designate any residential area as a residential permit parking area. The resolution shall state the boundaries of the area, applicable parking regulations, and fees, if any, to be charged upon permit issuance.

**10.58.050 Designation and annexation criteria.**

In determining whether a residential area may be designated as a residential permit parking area or annexed into an existing residential permit parking area, the parking manager shall take into account factors which include, but are not limited to:

- A. The desire and need of the residents for residential permit parking; and
- B. The extent that motor vehicles are parked in the residential area during the period proposed for parking regulations.

**10.58.060 Designation/annexation process.**

A. Persons desiring the designation of a residential permit parking area or annexation of an area to an existing residential permit parking area shall consult with the parking manager to tentatively establish the boundaries of the area proposed for designation or annexation.

B. If the parking manager determines there is a significant show of interest by the residents in the residential area proposed for designation or annexation, the parking manager shall undertake a parking study to determine the appropriate residential permit parking regulations for the area.

C. The parking study occupancy rates shall determine the parking restrictions as follows: occupancy rates of eight-five (85) percent or more shall support a parking limitation of one hour or less; occupancy rates of more than fifty (50) percent but less than eighty-five (85) percent shall support a parking limitation of more than one hour; and occupancy rates of fifty (50) percent or less, shall result in no change to the current parking restrictions. In addition, if occupancy rates are fifty (50) percent or less the parking manager shall decline a request to designate or annex the same residential area or a substantial portion of that area, for a period of one year following determination of the occupancy rate unless there is a substantial change in the character of the residential area that impacts the need and desire for residential permit parking.

D. If the parking study shows more than a fifty (50) percent occupancy rate, the parking manager shall undertake voting surveys of the owners of the properties located on the blockface(s) for the areas proposed for designation or annexation to determine support or opposition to the proposed designation or annexation. Unless a majority of voting surveys are returned with at least two-thirds of the returned surveys showing support for the designation or annexation, the area shall not be designated or annexed as a residential permit parking area.

E. After determining that a majority of the voting surveys are returned with at least two-thirds of the returned surveys showing support for the proposed designation or annexation of the area as a residential permit parking area, the parking manager shall mail notices to the residents of the proposed new or annexed residential permit parking area setting forth the proposed location and boundaries of the area, the proposed residential permit parking regulations, and the fees, if any, to be charged upon permit issuance.

F. After determining that a majority of the voting surveys are returned with at least two-thirds of the returned surveys showing support for the proposed annexation of an area to an existing residential permit parking area, the parking manager shall have the authority to annex the area into an existing residential permit parking area.

**10.58.070 Recommendation of the parking manager to designate an area as a residential permit parking area.**

A. After determining that a majority of the voting surveys are returned with at least two-thirds of the returned surveys showing support for the proposed designation of an area as a residential permit parking area, the parking manager shall recommend by written report to the city council, whether to designate the residential area under consideration as a residential permit parking area.

B. The report of the parking manager shall set forth the results of the parking study, the voting survey, and the proposed boundaries and regulations of the residential permit parking area.

**10.58.080 Issuance of vehicle parking permits.**

A. Vehicle parking permits shall be issued by the parking manager. Each permit shall state the specific residential permit parking area, the license number of the motor vehicle for which it is issued, and any additional information required by the parking manager to enforce

the provisions of this chapter. Only one parking permit shall be issued for each motor vehicle. The requirements governing the manner in which persons qualify for vehicle parking permits in each residential permit parking area shall be established by the parking manager and may include, but not be limited to, current California Department of Motor Vehicle registration and proof of current residency, both of which shall reflect the address of the resident or owner to whom the permit will be issued.

B. Vehicle parking permits may be issued for motor vehicles only upon application of the following persons:

1. A resident of the residential permit parking area who owns a motor vehicle registered with the California Department of Motor Vehicles at the address where the resident lives;

2. A resident of the residential permit parking area who has a company leased or company-owned vehicle regularly parked in the area;

3. A person who owns or leases commercial property located in the residential permit parking area, who actively engages in business activity at the property and uses a motor vehicle for such business activity which is registered with the California Department of Motor Vehicles in the name of the business and the address of the commercial property; and

4. A resident of the residential permit parking area on active military duty with the United States Armed Forces who maintains a separate vehicle registration address.

#### **10.58.090 Visitor permits.**

The parking manager is authorized upon application to issue visitor permits to residents and owners of residential properties that are located within a residential permit parking area for use by transient visitors. The requirements governing the manner in which persons shall qualify for visitor permits in each residential permit parking area shall be established by the parking manager and may include, but not be limited to, current California Department of Motor Vehicle registration and proof of current residency, both of which shall reflect the address of the resident or owner to whom the permit is issued.

#### **10.58.100 Modification of regulations in existing residential permit parking areas.**

A. Person(s) desiring to modify the parking regulations of an existing residential permit parking area shall consult with the parking manager to establish the proposed changes and blockface(s) impacted.

B. If the parking manager determines there is a significant show of interest by the residents in a residential area to modify the parking regulations in an area, the parking manager shall undertake a parking study to determine if the parking regulations for the area should be modified.

C. The parking study occupancy rates shall determine the parking restrictions as set forth in Section 10.58.060 (C).

D. In the event that the parking study demonstrates an occupancy rate of fifty (50) percent or less, the parking manager shall decline a request to modify parking regulations for the same residential area or a substantial portion of that area, for a period of one year following determination of the occupancy rate unless there is a substantial change in the character of the residential area that impacts the need and desire for a modification of regulations.

E. If the parking study occupancy rate is more than fifty (50) percent, the parking manager shall mail out notices to the residents of the area proposed for modification. The notices shall set forth the parking regulation modifications and the boundaries of the area. The parking manager shall have the authority to cause appropriate signs, markings and/or meters to be erected in the area, indicating prominently the parking regulations and conditions and the terms of use for permit parking.

**10.58.110 Display of permit.**

Permits shall be displayed in a manner determined by the parking manager.

**10.58.120 Residential permit parking terms of use.**

A motor vehicle displaying a valid residential parking permit may park in the residential permit parking area for which the permit has been issued and within three city blocks from the end of the city block of the address to which the permit is issued without being limited by parking regulations established pursuant to this chapter. The motor vehicle shall not be exempt from parking restrictions or prohibitions established pursuant to authority other than this chapter. All other motor vehicles parked within a residential permit parking area shall be subject to the parking regulations established pursuant to this chapter.

A residential parking permit shall not guarantee or reserve to the holder an on-street parking space within the designated residential permit parking area.

**10.58.130 Application for and duration of permit.**

Except as otherwise provided, each vehicle parking permit or visitor parking permit issued by the parking manager shall be valid for no more than one (1) year based on the permit renewal cycle. Permits may be renewed upon reapplication in the manner required by the parking manager. Each application or reapplication for a residential parking permit shall contain information sufficient to identify the applicant, his or her residence address or address of real property owned or leased within residential permit parking area, the license number of the motor vehicle for which application is made (for vehicle parking permits), and such other information that may be deemed relevant by the parking manager.

**10.58.140 Permit fees.**

The fee, if any, for eligible residents or businesses within the residential permit parking area for a residential parking permit shall be established by resolution of the city council.

**10.58.150 Penalty provisions.**

A. It is a violation of this chapter, unless expressly provided to the contrary, for any person to stand or park a motor vehicle contrary to the parking regulations established by this chapter. Any such violation shall be punished under the applicable provisions of the Vehicle Code of the State of California or the provisions of Section 1.08.030 of the Ripon Municipal Code. In addition to any other remedy provided in the Vehicle Code or the Ripon Municipal Code, the Ripon Police Department may tow any motor vehicle found to be standing or parked in violation of this Chapter, at the owner's expense.

B. It is unlawful and a violation of this chapter for a person to falsely represent him or herself as eligible for a residential parking permit or to furnish false information in order to obtain a permit. Any such violation shall subject the violator(s) to a parking penalty not to exceed five hundred dollars (\$500.00) and revocation of the residential permit(s) until the next renewal cycle for that permit area provided that the proper documentation is submitted to obtain any renewal permits at the time of application.

C. It is a violation of this chapter, unless expressly provided to the contrary, for a person holding a valid residential parking permit issued pursuant to this chapter, to permit the use or display of the permit on a motor vehicle other than that for which the permit is issued. Such conduct shall constitute a violation of the chapter both by the person holding the valid residential parking permit and the person who uses or displays the permit on a motor vehicle other than that for which it is issued. Any such violation shall be punished under the applicable provisions of the Vehicle Code of the State of California or the provisions of Section 1.08.030 of the Ripon Municipal Code. In addition to any other remedy provided in the Vehicle Code or the Ripon Municipal Code, the Ripon Police Department may tow any motor vehicle found to be in violation of this Section, at the owner's expense.

D. It is a violation of this chapter to use, or allow to be used, any residential parking permit for commuter parking. Use of any residential parking permit for commuter parking shall mean: (1) use of a residential parking permit more than three city blocks from the address for which it is issued; or (2) use of a residential parking permit for the purpose of parking to go to one's place of employment or educational institution. Use of a residential parking permit for commuter parking shall constitute a violation of this chapter both by the person to whom the residential parking permit was issued and by the registered owner of the vehicle upon which the residential parking permit is displayed. Any such violation shall be punished under the applicable provisions of the Vehicle Code of the State of California or the provisions of Section 1.08.030 of the Ripon Municipal Code. In addition to any other remedy provided in the Vehicle Code or the Ripon Municipal Code, the Ripon Police Department may tow any motor vehicle found to be in violation of this Section, at the owner's expense.

E. It is unlawful and a violation of this chapter for a person to copy, produce or otherwise create a facsimile or counterfeit parking permit in order to evade parking regulations applicable in a residential permit parking area. It is also a violation to sell, transfer, exchange or assign any vehicle, visitor or temporary permit. Any such violation shall subject the violator(s) to a parking penalty not to exceed five hundred dollars (\$500.00) and revocation of the residential permit(s) until the next renewal cycle for that permit area provided that the proper documentation is submitted to obtain any renewal permits at the time of application.

**10.58.160 Revocation of permits.**

In the event a residential parking permit is being used in a manner which violates this chapter, the parking manager may cancel the permit by issuing notice to the holder of the permit. In addition to canceling any residential parking permit used in violation of this chapter, the parking manager may deny any further application for a residential parking permit by any person who has used a residential parking permit in violation of this chapter or any application for a residential parking permit by any person for the residence in which such person resides as long as that person who used a residential parking permit resides there. Any person aggrieved by such a determination made by the parking manager shall have the right to appeal to the Chief of Police within ten (10) days of such determination.

**10.58.170 Deletion of residential streets from residential permit parking areas.**

A. Persons desiring the deletion of a residential permit parking area or portion of a residential permit parking area shall consult with the parking manager to tentatively establish the boundaries of the area proposed for deletion.

B. If the parking manager determines there is a significant show of interest by the residents in a residential permit parking area for deletion of the area as a residential permit parking area, the parking manager shall undertake a parking study to determine whether deletion of the area is appropriate. In the event that the parking study demonstrates an occupancy rate of more than fifty (50) percent, the parking manager shall decline a request to delete the residential area or a substantial portion of that area, for a period of one year following determination of the occupancy rate unless there is a substantial change in the character of the residential area that impacts the need and desire for deletion of the residential permit parking area or a portion of the residential permit parking area.

C. If the parking study shows a fifty (50) percent or less occupancy rate, the parking manager shall undertake voting surveys to determine support or opposition to the proposed deletion by property owners of the properties located on the blockface(s) for the area proposed for deletion. Unless a majority of voting surveys are returned with at least two-thirds voting in favor of the deletion, the area shall not be deleted as a residential permit parking area.

D. After determining that a majority of the voting surveys are returned with at least two-thirds voting in support of deletion of the area as a residential permit parking area, the

parking manager shall mail notices to the residents of the residential permit parking area. The notices shall set forth the proposed location and boundaries of the area to be deleted.

E. If it appears, based on the parking study and the voting survey, that the general consensus within the proposed residential permit parking area is in favor of deleting a residential area as a residential permit parking area, the parking manager shall provide his or her recommendations by written report to the city council, whether to delete the residential area under consideration as a residential permit parking area.

**SECTION 2.**

All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

**SECTION 3.**

If any provision of this section or the application thereof to any Person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the chapter which can be effective without the invalid provision or application, and to this end the provisions of this section are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the validity of any particular portion thereof.

**SECTION 4.**

This ordinance shall become effective thirty (30) days after its final passage and shall be published at least once within fifteen (15) days prior to its effective date in the Ripon Record, the official newspaper of the City of Ripon.

The foregoing ordinance was introduced and the title thereof read at the regular meeting of the City Council of the City of Ripon held on the 12<sup>th</sup> day of January, 2016, and by majority vote of the council members present, further reading was waived.

On a motion by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_, the foregoing ordinance was duly passed and adopted by the City Council of the City of Ripon at a regular meeting thereof held on this \_\_\_\_ day of January, 2016, by the following vote, TO WIT:

- AYES:
- NOES:
- ABSENT:
- ABSTAINING:

THE CITY OF RIPON,  
a municipal corporation

By: \_\_\_\_\_  
JAKE PARKS, Mayor

ATTEST:

\_\_\_\_\_  
LISA ROOS, City Clerk



## Ripon Police Department Memorandum



To: Honorable Ripon City Council

From: Edward Ormonde, Chief of Police

Subject: Resolution for Adoption of Amended Language to the Ripon Municipal Code  
Fireworks Ordinance

Date: December 15, 2015

Honorable City Council members,

The department is requesting the adoption of this resolution for the amended firework ordinance. The amended firework ordinance will give the police and fire department authorization to cite a person in control of a property or the property owner for the unlawful discharge of fireworks.

The City Attorney's Office has reviewed the text of the amendment, and has submitted the ordinance attached to this memorandum for your review. The recommended changes are in section 9.28.040 of the Ripon Municipal Code.

### **9.28.040 Violations**

- A. It shall be unlawful for any Person to violate, or to permit the violation of, any provision of this Chapter. All Owners, Occupants and other Persons at or on the property or premises where Fireworks are possessed, sold, ignited, exploded, discharged, projected, or otherwise fired or used may be cited for and convicted of violations of this Chapter, provided, however, that an Owner who is not in possession of his/her property, and who has instead permitted another Person(s) to occupy the property, shall not be convicted of a violation unless the Owner was in fact present at the property during the time in which the Fireworks were possessed, sold, ignited, exploded, discharged, projected, or otherwise fired or used, or the Owner negligently allowed a violation of this Chapter to occur on his/her property.
- B. A violation of this Chapter shall constitute a misdemeanor, provided, however, that in the discretion of the City Attorney, may be charged and prosecuted as an infraction. Each conviction of a misdemeanor under this Chapter shall be punishable as set forth in California Health and Safety Code Section 12700, as may be amended from time to time. Conviction of an infraction under this Chapter shall be punishable only by a fine as follows: for the first conviction, the fine shall not to exceed the amount of two hundred fifty dollars (\$250), for the

second and any subsequent conviction within a twelve (12) month period, the fine shall not exceed the amount of five hundred dollars (\$500).

- C. Violations of this Chapter shall be prosecuted by the City Attorney or through the provisions of Chapter 1.12 of this Code.

Respectfully submitted,

*Edward Ormonde*

Edward Ormonde  
Chief of Police

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON  
AMENDING CHAPTER 9.28 OF THE RIPON MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIPON AS FOLLOWS:

**SECTION 1. AMENDMENT TO CODE**

Chapter 9.28 of the Ripon Municipal Code is hereby amended to read as follows:

**Sections:**

<b>9.28.010</b>	<b>Definitions</b>
<b>9.28.020</b>	<b>Limitations on Possession, Sale and Discharge of Fireworks</b>
<b>9.28.030</b>	<b>State Law</b>
<b>9.28.040</b>	<b>Violations</b>
<b>9.28.050</b>	<b>Violations Deemed a Public Nuisance</b>
<b>9.28.060</b>	<b>Authority to Inspect and Enforcement</b>

**9.28.010 Definitions**

For purposes of this Chapter the following terms have the following meanings:

- A. "Fireworks" means any device containing chemical elements and chemical compounds capable of burning independently of the oxygen of the atmosphere and producing audible, visual, mechanical, or thermal effects which are useful as pyrotechnic devices or for entertainment, including fireworks classified by the Health and Safety Code both as "dangerous fireworks" and as "safe and sane fireworks" and shall include firecrackers, torpedoes, skyrockets, roman-candles, bombs, sparklers, chasers, snakes or other fireworks containing any explosive or flammable substance. This definition does not include ammunition used for target shooting or hunting, nor does it include what is ordinarily known as cap pistol caps, party poppers or snap caps.
- B. "Occupant" means the person or persons leasing, using, residing at or otherwise occupying real property, regardless of whether a lease or contract exists between said person and the Owner.
- C. "Owner" means the owner or owners of real property.
- D. "Person" means any individual or entity of any form, including, but not limited to corporation, limited liability company, partnership, association.

**9.28.020 Limitations on Possession, Sale and Discharge of Fireworks**

- A. Subject to the provisions of the State Fireworks Law (California Health and Safety Code Sections 12500, *et seq.*), as may be amended from time to time, and any regulations promulgated thereunder, "safe and sane fireworks," as defined in California Health and Safety Code Section 12529, as amended, may be possessed, sold and discharged within the city limits of the City of Ripon during the period beginning at 12 noon on the 28th day of

June and ending at 12 midnight on the 4th of July, each year. No Fireworks classified as "dangerous fireworks" by California Health and Safety Code Section 12505, as amended, may be possessed, sold or discharged within the City of Ripon.

- B. Fireworks permitted by this Chapter shall not be discharged on public, semi-public or private open areas such as parking lots, vacant properties, or open commercial or industrial areas, except in those areas expressly approved by the Fire chief of the Ripon Consolidated Fire District. Fireworks permitted by this Chapter shall only be discharged on private property and residential public streets or right of ways.
- C. It shall be unlawful for any person to ignite, explode, discharge, project, or otherwise fire or use any Fireworks, or to permit the ignition, explosion, projection, firing or usage thereof, upon or over or onto the property of another without his or her consent.
- D. It shall be unlawful for any person having the care, custody or control of a minor under the age of eighteen (18) to permit such minor to ignite, explode, discharge, project, or otherwise fire or use any Fireworks, unless such minor does so under the direct supervision of the minor's parent or guardian, or such other person having care, custody or control of such minor.

#### **9.28.030 State Law**

The provisions of this Chapter are in addition to applicable state and federal law, including, but not limited to, the State Fireworks Law (California Health and Safety Code Section 12500, *et seq.*), as may be amended from time to time, the State Fireworks Regulations (Title 19, California Code of Regulations, Chapter 6), as may be amended from time to time, and any and all other state or federal laws or regulations pertaining to the sale or use of Fireworks.

#### **9.28.040 Violations**

- A. It shall be unlawful for any Person to violate, or to permit the violation of, any provision of this Chapter. All Owners, Occupants and other Persons at or on the property or premises where Fireworks are possessed, sold, ignited, exploded, discharged, projected, or otherwise fired or used may be cited for and convicted of violations of this Chapter, provided, however, that an Owner who is not in possession of his/her property, and who has instead permitted another Person(s) to occupy the property, shall not be convicted of a violation unless the Owner was in fact present at the property during the time in which the Fireworks were possessed, sold, ignited, exploded, discharged, projected, or otherwise fired or used, or the Owner negligently allowed a violation of this Chapter to occur on his/her property.
- B. A violation of this Chapter shall constitute a misdemeanor, provided, however, that in the discretion of the City Attorney, may be charged and prosecuted as an infraction. Each conviction of a misdemeanor under this Chapter shall be punishable as set forth in California Health and Safety Code Section 12700, as may be amended from time to time. Conviction of an infraction under this Chapter shall be punishable only by a fine as follows: for the first conviction, the fine shall not to exceed the amount of two hundred fifty dollars (\$250), for the second and any subsequent conviction within a twelve (12) month period, the fine shall not exceed the amount of five hundred dollars (\$500).
- C. Violations of this Chapter shall be prosecuted by the City Attorney or through the provisions of Chapter 1.12 of this Code.

### **9.28.050 Violations Deemed a Public Nuisance**

Any condition caused or permitted to exist in violation of any of the provisions of this Chapter is a threat to public health, safety, and welfare, and is declared and deemed a nuisance, which may be summarily abated or restored by the City at the violator's expense and the City may institute a civil action to abate, enjoin, or otherwise compel the cessation of such nuisance.

### **9.28.060 Authority to Inspect and Enforcement**

The provisions of this Chapter shall be enforced by the Ripon Police Department and the Ripon Consolidated Fire District. All such persons are authorized to enter upon, inspect, and examine any property or premises to determine whether a violation of this Chapter exists or has occurred. If the Owner or Occupant of the property or premises refuses to permit entrance, inspection or examination pursuant to this Chapter, the Ripon Police Department and/or the Ripon Consolidated Fire District may seek an inspection warrant pursuant to California Code of Civil Procedure Section 1822.50, *et seq.*, as may be amended from time to time.

### **SECTION 2.**

All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

### **SECTION 3.**

If any provision of this Section or the application thereof to any Person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Chapter which can be effective without the invalid provision or application, and to this end the provisions of this Section are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the validity of any particular portion thereof.

### **SECTION 4.**

This ordinance shall become effective thirty (30) days after its final passage and shall be published at least once within fifteen (15) days prior to its effective date in the Ripon Record, the official newspaper of the City of Ripon.

The foregoing ordinance was introduced and the title thereof read at the regular meeting of the City Council of the City of Ripon held on the \_\_\_\_ day of \_\_\_\_\_, 2016, and by majority vote of the council members present, further reading was waived.

On a motion by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_, the foregoing ordinance was duly passed and adopted by the City Council of the City of Ripon at a regular meeting thereof held on this \_\_\_\_ day of \_\_\_\_\_, 2016, by the following vote, TO WIT:

AYES:

NOES:

ABSENT:

ABSTAINING:

THE CITY OF RIPON,  
a municipal corporation

By: \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:

\_\_\_\_\_  
LISA ROOS, City Clerk



To: Honorable Ripon City Council

From: Edward Ormonde, Chief of Police

Subject: Resolution for Adoption of a Prohibition of Fire in Specified City Parks Ordinance

Date: December 30, 2015

Honorable City Council members,

The department is requesting the adoption of this resolution for a prohibition of fire in specified city parks. The prohibition of fire in city parks will affect Ripon River Crossing Recreational Area, Mavis Stouffer Park, and Mistlin Sports Park.

Fires will be prohibited in these three (3) parks unless it is associated with a rental of a venue (portable BBQ pit) or there is city supplied BBQ pits. This prohibition will not affect any other city park.

The City Attorney's Office has reviewed the text of the amendment to the Prohibition of Fire in Specified City Parks ordinance, and has submitted the ordinance as a resolution your review. The recommended amendment to the Prohibition of Fire in Specified City Parks Ordinance follows this memorandum.

Respectfully submitted,

*Edward Ormonde*

Edward Ormonde  
Chief of Police

ORDINANCE NO. \_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON  
ADDING SECTION 9.23.135 OF THE RIPON MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIPON AS  
FOLLOWS:

**SECTION 1. AMENDMENT OF CODE**

Chapter 9.23 of Title 9 of the Ripon Municipal Code is hereby amended by adding Section 9.23.135, entitled “Fires Within City Parks”, to read in full as follows:

**9.23.135 Fires Within City Parks.**

It shall be unlawful for any person to make or kindle a fire in Mavis Stouffer Park, Mistlin Sports Park and Ripon River Crossing Recreation Area, except under the following circumstances:

- 1. prior permission is granted by the City in conjunction with the rental of a designated venue; or
- 2. where the park is equipped with barbeque pits, a fire may be kindled in the provided pits.

**SECTION 2.**

All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

**SECTION 3.**

If any provision of this section or the application thereof to any Person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the chapter which can be effective without the invalid provision or application, and to this end the provisions of this section are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the validity of any particular portion thereof.

**SECTION 4.**

This ordinance shall become effective thirty (30) days after its final passage and shall be published at least once within fifteen (15) days prior to its effective date in the Ripon Record, the official newspaper of the City of Ripon.

The foregoing ordinance was introduced and the title thereof read at the regular meeting of the City Council of the City of Ripon held on the 12<sup>th</sup> day of January, 2016, and by majority vote of the council members present, further reading was waived.

On a motion by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_, the foregoing ordinance was duly passed and adopted by the City Council of the City of Ripon at a regular meeting thereof held on this \_\_\_\_ day of January, 2016, by the following vote, TO WIT:

AYES:  
NOES:  
ABSENT:  
ABSTAINING:

THE CITY OF RIPON,  
a municipal corporation

By: \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:

\_\_\_\_\_  
LISA ROOS, City Clerk



To: Honorable Ripon City Council

From: Edward Ormonde, Chief of Police

Subject: Resolution for Urgency Action to Amend the Cultivation of Medicinal Marijuana within the City Limits Ordinance

Date: January 4, 2016

Honorable City Council members,

The passing of Assembly Bill 243, gives each city the ability to restrict the cultivation of medical marijuana within their jurisdiction. All action by jurisdiction's pertaining to medical marijuana must be in place by March 1, 2016, or state law will prevail. After March 1, 2016, the City of Ripon will no longer be able to restrict cultivation beyond that of state law.

The department is requesting an introduction and vote on an urgency ordinance to ban the cultivation of medical marijuana within the City of Ripon. The need for an introduction and immediate vote on this urgency ordinance is recommended by the League of California Cities for cities who wish to further restrict the cultivation of marijuana within their jurisdiction, and would not have the ordinance in place by the March 1, 2016 State of California deadline.

In order for this ordinance to be passed it will require a minimum of four (4) votes from the council. Upon the passing of the ordinance it would take effect immediately.

Please note that the City of Ripon currently has a restriction on the cultivation of medical marijuana in 8.24.040 of the Ripon Municipal Code, which allows cultivation in restricted areas within the city, and has already taken action on banning medical marijuana dispensaries and the mobile delivery of medical marijuana within the city.

If the City Council desires to ban medical marijuana cultivation within the City of Ripon, I would request the introduction of the ordinance and an immediate vote on the acceptance of the ordinance.

The City Attorney's Office has reviewed the text banning the cultivation of medical marijuana ordinance, and has submitted the ordinance as a resolution for your review. The recommended banning of medical marijuana cultivation ordinance follows this memorandum.

Respectfully submitted,

*Edward Ormonde*

Edward Ormonde  
Chief of Police

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

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON,  
CALIFORNIA, REPEALING PRIOR CHAPTER 8.24 OF THE RIPON MUNICIPAL CODE  
AND ADOPTING A NEW CHAPTER 8.24 IMPOSING AN EXPRESS BAN ON  
MARIJUANA CULTIVATION AND PROCESSING IN THE CITY

WHEREAS, in 1996, the voters of the State of California approved Proposition 215 (codified as Health & Safety Code Section 11362.5 *et seq.* and entitled "The Compassionate Use Act of 1996" referred to herein as the "CUA");

WHEREAS, the intent of the CUA was to enable seriously ill Californians to legally possess, use, and cultivate marijuana for medical use under state law once a physician has deemed the use beneficial to a patient's health;

WHEREAS, in 2003, the California Legislature adopted SB 420, the Medical Marijuana Program ("MMP"), codified as Health and Safety Code Section 11362.7 *et seq.*, which permits qualified patients and their primary caregivers to associate collectively or cooperatively to cultivate marijuana for medical purposes without being subject to criminal prosecution under the California Penal Code;

WHEREAS, neither the CUA nor the MMP require or impose an affirmative duty or mandate upon a local government to allow, authorize, or sanction the establishment of facilities that cultivate or process medical marijuana within its jurisdiction;

WHEREAS, in May 2013, the California Supreme Court issued its decision in *City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc.*, et al., holding that cities have the authority to ban medical marijuana land uses;

WHEREAS, under the Federal Controlled Substances Act, codified in 21 U.S.C. Section 801 *et seq.*, the use, possession, and cultivation of marijuana are unlawful and subject to federal prosecution without regard to a claimed medical need;

WHEREAS, on October 9, 2015, Governor Jerry Brown signed the "Medical Marijuana Regulation and Safety Act" (" Act"), which is comprised of the state legislative bills known as AB 243, AB 266, and SB 643, into law;

WHEREAS, the Act becomes effective January 1, 2016 and contains provisions that govern the cultivating, processing, transporting, testing, and distributing of medical cannabis to qualified patients. The Act also contains new statutory provisions that:

- Allow local governments to enact ordinances expressing their intent to prohibit the cultivation of marijuana and their intent not to administer a conditional permit program pursuant to Health & Safety Code Section 11362.777 for the cultivation of marijuana (Health & Safety Code § 11362.777(c)(4));

- Expressly provide that the Act does not supersede or limit local authority for local law enforcement activity, enforcement of local ordinances, or enforcement of local permit or licensing requirements regarding marijuana (Business & Professions Code § 19315(a));
- Expressly provide that the Act does not limit the authority or remedies of a local government under any provision of law regarding marijuana, including but not limited to a local government's right to make and enforce within its limits all police regulations not in conflict with general laws (Business & Professions Code § 19316(c)); and
- Require a local government that wishes to prevent marijuana delivery activity, as defined in Business & Professions Code section 19300.5(m) of the Act, from operating within the local government's boundaries to enact an ordinance affirmatively banning such delivery activity (Business & Professions Code § 19340(a));

WHEREAS, several California cities have reported negative impacts of marijuana cultivation, processing and distribution activities, including offensive odors, illegal sales and distribution of marijuana, trespassing, theft, violent robberies and robbery attempts, fire hazards, and problems associated with mold, fungus, and pests;

WHEREAS, marijuana plants, as they begin to flower and for a period of two months or more, produce a strong odor, offensive to many people, and detectable far beyond property boundaries if grown outdoors;

WHEREAS, in the case of multiple qualified patients who are in control of the same legal parcel, or parcels, of property, or in the case of collective or cooperative cultivation, or in the case of a caregiver growing for numerous patients, a very large number of plants could be cultivated on the same legal parcel, or parcels, within the City of Ripon ("City");

WHEREAS, the strong smell of marijuana creates an attractive nuisance, alerting persons to the location of the valuable plants, and creating a risk of burglary, robbery or armed robbery;

WHEREAS, the indoor cultivation of marijuana has potential adverse effects to the structural integrity of the building, and the use of high wattage grow lights and excessive use of electricity increases the risk of fire which presents a clear and present danger to the building and its occupants;

WHEREAS, the Attorney General's August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use recognizes that the cultivation or other concentration of marijuana in any location or premises without adequate security increases the risk that nearby homes or businesses may be negatively impacted by nuisance activity such as loitering or crime;

WHEREAS, based on the experiences of other cities, these negative effects on the public health, safety, and welfare are likely to occur, and continue to occur, in the City due to the establishment and operation of marijuana cultivation, processing and distribution activities;

WHEREAS, The City Council is vested with the authority to make and enforce all laws, rules and regulations with respect to municipal affairs and the power to exercise, or act pursuant to any and all rights, powers, and privileges, or procedures granted or prescribed by any law of the State of California;

WHEREAS, the Ripon Municipal Code prohibits medical marijuana dispensaries, as well as mobile deliveries of medical marijuana;

WHEREAS, prior to the effective date of this ordinance, the cultivation, processing and distribution of medical marijuana was prohibited in the City to the extent such activities are prohibited by the Federal Controlled Substances Act or other law;

WHEREAS, unauthorized cultivation of medical marijuana in the City has resulted in the negative impacts to neighboring homes, businesses and schools described in this urgency ordinance;

WHEREAS, based on the findings above, the potential establishment of the cultivation, processing and distribution of medical marijuana in the City without an express ban on such activities poses a current and immediate threat to the public health, safety, and welfare in the City due to the negative impacts of such activities as described above, and justifies the need for this urgency ordinance;

WHEREAS, the issuance or approval of business licenses, subdivisions, use permits, variances, building permits, or any other applicable entitlement for marijuana cultivation, processing, delivery, and/or distribution will result in the aforementioned immediate threat to public health, safety, and welfare; and

WHEREAS, it is in the interest of the City, its residents, and its lawfully permitted businesses that City adopts this urgency ordinance to expressly prohibit the establishment and operation of marijuana cultivation and processing, as well as the issuance of any use permit, variance, building permit, or any other entitlement, license, or permit for any such activity, except where the City is preempted by federal or state law from enacting a prohibition on any such activity or a prohibition on the issuance of any use permit, variance, building permit, or any other entitlement, license, or permit for any such activity.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIPON AS FOLLOWS:

#### **SECTION 1.**

The City Council of the City of Ripon hereby finds that the above recitals are true and correct and are incorporated into the substantive portion of this ordinance.

#### **SECTION 2.**

The City Council hereby repeals prior Chapter 8.24 of the Ripon Municipal Code, and adopts the following Chapter 8.24 entitled "Cultivation and Processing of Medical Marijuana" to the City of Ripon Municipal Code to read as follows:

#### **8.24.010 Legislative Findings and Statement of Purpose.**

A. The City Council finds that in addition to existing City ordinances prohibiting medical marijuana dispensaries and mobile deliveries of medical marijuana within City limits, the prohibitions on marijuana cultivation and marijuana processing set forth in this Chapter 8.24 are necessary for the preservation and protection of the public health, safety, and welfare for the City and its community. The City Council's prohibition of such activities is within the authority conferred upon the City Council in state law.

B. On October 9, 2015, the governor signed the "Medical Marijuana Regulation and Safety Act" ("Act") into law. The Act becomes effective January 1, 2016 and contains new statutory provisions that:

1. Allow local governments to enact ordinances expressing their intent to prohibit the cultivation of marijuana and their intent not to administer a conditional permit program pursuant to Health & Safety Code section 11362.777 for the cultivation of marijuana (Health & Safety Code § 11362.777(c)(4));
2. Expressly provide that the Act does not supersede or limit local authority for local law enforcement activity, enforcement of local ordinances, or enforcement of local permit or licensing requirements regarding marijuana (Business & Professions Code § 19315(a));
3. Expressly provide that the Act does not limit the authority or remedies of a local government under any provision of law regarding marijuana, including but not limited to a local government's right to make and enforce within its limits all police regulations not in conflict with general laws (Business & Professions Code § 19316(c)); and
4. Require a local government that wishes to prevent marijuana delivery activity, as defined in Business & Professions Code section 19300.5(m) of the Act, from operating within the local government's boundaries to enact an ordinance affirmatively banning such delivery activity (Business & Professions Code § 19340(a)).

C. The City Council finds that this chapter: (1) expresses its intent to prohibit the cultivation of marijuana in the City and to not administer a conditional permit program pursuant to Health & Safety Code section 11362.777 for the cultivation of marijuana in the City; (2) exercises its local authority to enact and enforce local regulations and ordinances, including those regarding the permitting, licensing, or other entitlement of the activities prohibited by this chapter; and (3) exercises its police power to enact and enforce regulations for the public benefit, safety, and welfare of the City and its community.

#### **8.24.020 Definitions.**

For purposes of this chapter, the following definitions shall apply:

A. "Marijuana" means any or all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*, whether growing or not; the seeds thereof; the resin or separated resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin, including

marijuana infused in foodstuff or any other ingestible or consumable product containing marijuana. The term "marijuana" shall also include "medical marijuana" as such phrase is used in the August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, as may be amended from time to time, that was issued by the office of the Attorney General for the state of California or subject to the provisions of California Health and Safety Code Section 11362.5 (Compassionate Use Act of 1996) or California Health and Safety Code Sections 11362.7 to 11362.83 (Medical Marijuana Program Act).

B. "Marijuana Cultivation" means growing, planting, harvesting, drying, curing, grading, trimming, or processing of marijuana.

C. "Marijuana Processing" means any method used to prepare marijuana or its byproducts for commercial retail and/or wholesale, including but not limited to: drying, cleaning, curing, packaging, and extraction of active ingredients to create marijuana related products and concentrates.

#### **8.24.040 Prohibited Activities.**

Marijuana cultivation and marijuana processing shall be prohibited activities in the City, except where the City is preempted by federal or state law from enacting a prohibition on any such activity. No use permit, variance, building permit, or any other entitlement, license, or permit, whether administrative or discretionary, shall be approved or issued for the activities of marijuana cultivation or marijuana processing in the City, and no person shall otherwise establish or conduct such activities in the City, except where the City is preempted by federal or state law from enacting a prohibition on any such activity for which the use permit, variance, building permit, or any other entitlement, license, or permit is sought.

#### **8.24.050 Public Nuisance.**

Any violation of this chapter is hereby declared to be a public nuisance.

#### **8.24.060 Violations.**

Any violation of this chapter shall be punishable as a misdemeanor. In the alternative, and in the discretion of the Chief of Police, a violation of this chapter may be prosecuted as an infraction pursuant to Chapter 1.08 or pursuant to Chapter 1.12 of this Code. In addition, the City may abate any public nuisance associated with any violation of this chapter using the abatement procedures set forth in Chapter 1.10.

### **SECTION 3.**

If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one (1) or more sections, subsections, sentences, clauses or phrases be declared, invalid or unconstitutional.

### **SECTION 4.**

The City Council finds the approval of this ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly. Alternatively, the City Council finds the approval of this ordinance is not a project under CEQA Regulation Section 15061(b)(3) because it has no potential for causing a significant effect on the environment.

**SECTION 5. SEVERABILITY.**

If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

**SECTION 6. EFFECTIVE DATE.**

Pursuant to Government Code Section 36937, this ordinance shall become effective immediately after its final passage. This ordinance, or a summary thereof, shall be published at least once within fifteen (15) days of its effective date in the Ripon Bulletin, the official newspaper of the City of Ripon.

The foregoing ordinance was introduced and the title thereof read at the regular meeting of the City Council of the City of Ripon held on the 12<sup>th</sup> day of January, 2016, and by majority vote of the council members present, further reading was waived.

On a motion by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_, the foregoing ordinance was duly passed and adopted by the City Council of the City of Ripon at a regular meeting thereof held on this \_\_\_\_\_ day of January, 2016, by the following vote, TO WIT:

- AYES:
- NOES:
- ABSENT:
- ABSTAINING:

THE CITY OF RIPON,  
a municipal corporation

By: \_\_\_\_\_  
JACOB PARKS, Mayor

ATTEST:

\_\_\_\_\_  
LISA ROOS, City Clerk

## DISCUSSION ITEMS



# MEMO

---

**TO:** Honorable City Council

**FROM:** Kye Stevens

**SUBJECT:** Ripon Unified School District Joint Use Facility Memorandum of Understanding

**DATE:** December 21, 2015

Attached is the proposed Memorandum of Understanding (MOU) between the City of Ripon and the Ripon Unified School District (RUSD) for the shared use of certain City and School District facilities. The MOU proposes that the City will allow the use of City Hall for RUSD Board meetings and School Attendance Review Board (SARB) meetings as well as the Community Center fields for softball practices and games.

In return, the RUSD will allow the City to use the high school gymnasium for the City's recreation basketball league and certain camps during the summer months. Additionally, the RUSD will allow the City to use the high school or an elementary school gymnasium for open gym basketball and/or volleyball in the future.

The use of these facilities will be free of charge and the responsible party will submit a written request to reserve the other party's facility and will also be responsible for the clean-up of the facility following their use and any damage that may occur.

## **CITY COUNCIL ACTION**

Staff is recommending the City Council approve the attached Memorandum of Understanding and authorize the Mayor to sign.

**MEMORANDUM OF UNDERSTANDING BETWEEN  
THE RIPON UNIFIED SCHOOL DISTRICT AND  
THE CITY OF RIPON**

This Memorandum of Understanding (“MOU”) is made and entered into this \_\_\_ day of \_\_\_\_\_, 2016, by and between the RIPON UNIFIED SCHOOL DISTRICT, hereinafter referred to as “District” and the CITY OF RIPON, California, hereinafter referred to as “City” (collectively, the “Parties”).

**RECITALS**

**WHEREAS**, the District is the owner of real property in the City, including facilities and active use areas that can be used by the City for community recreational purposes; and

**WHEREAS**, the City is the owner of real property in the City, including facilities and active use areas that can be used by the District for District meeting and recreational purposes; and

**WHEREAS**, the District and City desire to enter into an MOU for use of selected meeting and recreational facilities to promote the health and general welfare of the community and to enhance the recreational opportunities afforded to the children of the community; and

**WHEREAS**, the District and City desire to provide a greater level of service to students and the community than would exist in the absence of this MOU, without increasing the cost for District or City.

**NOW, THEREFORE**, the District and the City agree as follows:

1. **TERM.** The initial term of this MOU shall be for five (5) years, commencing on \_\_\_\_\_ (“Effective Date”) and then shall be automatically renewed unless sooner terminated as provided for hereinafter in Section 8.
2. **EFFECTIVE DATE.** This MOU shall be effective upon approval by the School Board of the District and the City Council of the City.
3. **COOPERATIVE AGREEMENT.** The District and the City hereby agree to cooperate in coordinating programs and activities conducted pursuant to this MOU. The Parties agree to meet and negotiate should either Party wish to utilize additional facilities during the term of this MOU. Any use of additional facilities shall be agreed to in writing.
4. **PERMITTED USES.**
  - A. **District Use.**
    1. The City agrees to allow the District to use the Ripon City Hall for School Attendance Review Board (“SARB”) meetings and meetings of the District Governing Board, when use of this facility does not conflict with the needs of the City.

2. The City agrees to allow the District to use the Ripon Community Center Field for softball practices and games, when use of this facility does not conflict with the needs of the City.
  3. Use of these facilities shall be free of charge to the District.
- B. City Use.
1. The District agrees to allow the City to use the Ripon High School Gymnasium(s) for the City's Basketball League and Volleyball Camps, when use of these facilities does not conflict with the needs of the District.
  2. The District Agrees to allow the City to use the Ripon High School or an elementary school gymnasium for open gym basketball or volleyball, when the use of these facilities does not conflict with the needs of the District.
  3. Use of these facilities shall be free of charge to the City.
5. SCHEDULING. The City and District shall submit written request to reserve the other Party's facility. Each Party acknowledges that all reservations are granted with the understanding that the other party may cancel such reservation for urgent City or District business.
  6. CLEAN-UP. The City and District shall be responsible for clean-up following use of the other Party's facility. If the responsible party does not complete the clean-up immediately following the event, or within an approved timeframe, the other party may carry out the clean-up and bill the responsible party.
  7. DAMAGE. The City and District shall be responsible for property damage resulting from the use of the other Party's facility pursuant to this Agreement. If the responsible Party does not repair the damage within 72 hours of the damage occurring, or within an approved timeframe, the other Party may repair the damage and bill the responsible Party.
  8. EXCLUSIONS. This MOU expressly excludes the use of the Ripon Community Aquatic Center, located at 301 N. Acacia Avenue, Ripon, California, which is governed by a separate Joint Use Agreement between the Parties.
  9. INDEMNIFICATION.
    - A. District hereby agrees to indemnify, defend, and hold City harmless from any actions, damages, liability, liens or claims which may be asserted against City as a result of the District's negligence or misconduct relating to District's entry on or use of the City's facilities, including the entry or activities of District's agents and employees.
    - B. City hereby agrees to indemnify, defend, and hold District harmless from any actions, damages, liability, liens or claims which may be asserted against District

as a result of the City's negligence or willful misconduct relating to City's entry on or use of the District's facilities, including the entry or activities of City's agents and employees.

10. **LIABILITY INSURANCE.** The District and the City shall each maintain at all times during the period of this MOU, insurance coverage in the amounts of not less than Three Million Dollars (\$3,000,000) to cover all of its operations, including general liability, automobile liability, and workers' compensation. District understands and agrees that City is self-insured through and shall provide evidence of coverage through the Central San Joaquin Valley Risk Management Authority. Endorsements evidencing each party's coverage shall be filed with the other party, shall include the other party as a named additional insured, and shall be primary. Said endorsements shall provide thirty (30) days' written notice to the other party prior to any material change, termination, or cancellation.
11. **TERMINATION.** This MOU may be terminated without cause at any time prior to its expiration, upon 120 days' written notice.
12. **NOTICES.** Except as otherwise expressly provided by law, any and all notices, payments, or other communications required or permitted by this Agreement or by law to be served on or given to any party hereunder shall be in writing and shall be deemed duly served and given when personally delivered or deposited in the United States mail, for delivery by certified mail, return receipt requested, addressed to said party at the address given below or at any subsequent address provided by a party by means of written notice hereunder:

**If to District:** Superintendent, Ripon Unified School District  
304 North Acacia Avenue  
Ripon, CA 95366

**If to City:** City Administrator  
City of Ripon  
259 N. Wilma Avenue  
Ripon, CA 95366

**With a Copy to:** Atkinson, Andelson, Loya, Ruud & Romo  
5075 Hopyard Road, Suite 210  
Pleasanton, CA 94588

13. **NONDISCRIMINATION.** In utilizing this MOU, each Party shall comply with all applicable non-discrimination laws and shall not discriminate against any person on account of race, color, religion, age, sex, marital status, mental or physical disability, gender, gender identity, gender expression, sexual orientation, genetic information, ethnicity, ethnic group identification, national origin or nationality, ancestry, or the perception that a person has any of these characteristics or that the person is associated with a person who has, or is perceived to have, any of these characteristics.

14. COUNTERPARTS. This MOU may be executed in two or more counterparts, each of which shall constitute one and the same instrument.

**PASSED AND ADOPTED** by the Governing Board of the Ripon Unified School District of San Joaquin County, California on \_\_\_\_\_, 2016, by the following vote:

AYES: \_\_\_\_\_ NOES: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_ ABSENT: \_\_\_\_\_

\_\_\_\_\_  
Secretary/Clerk of the Board

**PASSED AND ADOPTED** by the City Council of the City of Ripon, San Joaquin County, California on \_\_\_\_\_, 2016, by the following vote:

AYES: \_\_\_\_\_ NOES: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_ ABSENT: \_\_\_\_\_

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

**OR:**

**IN WITNESS WHEREOF** the Parties hereto have executed this MOU as of the date first above written.

DATED: \_\_\_\_\_

RIPON UNIFIED SCHOOL DISTRICT

By: \_\_\_\_\_

DATED: \_\_\_\_\_

CITY OF RIPON

By: \_\_\_\_\_



# MEMO

---

**TO:** CITY COUNCIL

**FROM:** KEVIN WERNER

**SUBJECT:** RIPON FIREWORKS SHOW

**DATE:** DECEMBER 21, 2015

The Ripon Chamber of Commerce has expressed an interest to take over the planning and fundraising for the Ripon fireworks show. The City of Ripon/Chamber of Commerce 2x2 committee met on December 1, 2015 to discuss this possible transition of responsibilities from the City to the Chamber.

The Chamber is interested in continuing the fireworks show as a one-day event that would begin in the afternoon on the Fourth of July and conclude with the fireworks show. The Chamber is requesting the City to provide a certain level of support in their efforts, similar to what is done for other Chamber sponsored events, such as the Almond Blossom Carnival and Balloon Festival.

Below summarizes the proposed share in responsibilities:

#### Chamber of Commerce:

1. Apply for a special event permit each year from the City that addresses public safety input on the fireworks show, event signage, coordination of City tournament use with the event set-up and clean-up, vendors, and other items that need to be coordinated;
2. Enter into any necessary contract(s) with the fireworks company;
3. Provide insurance as required by the City's risk management association;
4. Fund the fireworks show and any ancillary expenses associated with the event outside of what is being provided by the City (see below);
5. Protect and safeguard all property within the fall out zone, as necessary;
6. Provide portable toilets for the event;
7. Provide/coordinate resources to park cars;
8. Provide resources to clean the park following the event.

#### City of Ripon:

1. Police to provide traffic control for cars entering and exiting the event;
2. Waive the Mistlin Sports Park rental fees for the event;
3. Provide large garbage bins and empty following the event;

4. Provide available City owned barricades and assist with the placement of these barricades along with Chamber of Commerce rented barricades;
5. Assist with park clean-up following the event.

**FINANCIAL CONSIDERATIONS**

The expected expenses to the City for support from the police department and public works department is \$6,500, which would be paid from the general fund.

**CITY COUNCIL ACTION**

Staff is requesting City Council's consideration of the Chamber of Commerce taking the primary responsibility to plan and coordinate the Ripon fireworks show and the City to support those efforts as summarized above. If the City Council is interested in moving forward with this transition, staff is recommending that a Memorandum of Understanding between the City and Chamber of Commerce be brought back at a future meeting for approval.



# City Council Staff Report

City Council Meeting January 12, 2016

---

**Project Title:** *Affordable Housing Discussion*

**Request:** *A request that the City Council provide direction to staff regarding policy on affordable housing.*

**Location:** *Corporate City Limits*

**Planner:** *Ken Zuidervaart, Director of Planning*

---

## Discussion:

At our last City Council meeting the City Council voted to have the affordable housing committee meet once more with builders and developers to come up with viable solutions for an affordable housing program in Ripon.

The Affordable Housing Committee held a meeting with several local builders/developers on December 17<sup>th</sup> and the following recommendations are what came out of that meeting:

- Affordable Housing requirements by project.
  - Project proponents constructing “For Sale” housing projects shall provide 10% of the homes within the project that meet FHA lending limits and fund the down payment for such units. Down payment assistance shall be paid to the City by the Developer upon final inspection of the affordable unit, and down payment assistance funds shall be administered by the City of Ripon.
  - Down payment assistance shall be based on either of the following two scenarios depending on circumstances:
    - 100% of an FHA required down payment amount (currently 3.5%) with seller/builder covering closing costs if the house appraises within the FHA limit; or
    - The difference between the appraised market rate and the FHA limit, plus 100% of an FHA required down payment amount (currently 3.5%) with seller/builder covering closing costs if the house appraises for higher than the FHA limit.
  - Developers shall provide a onetime administration fee of 10% of the down payment amount to cover administrative costs in initial setup of down payment assistance documentation.
  - The FHA units must be sold to income qualified individuals, and the selection of a qualified buyer of an FHA unit shall be done by the City of Ripon through some sort of lottery system.

- Apartments or rental projects shall not have affordable requirements.
- Any fraction thereof of an affordable unit shall be resolved via payment of an in-lieu fee for that portion.
- FHA Buyer requirements and guidelines
  - FHA buyers shall qualify based on qualifications and requirements that will be set on a yearly basis, by the affordable housing committee.
  - The down payment assistance (silent second) shall be a second lien on the property with the following requirements:
    - Qualified applicants can receive down payment assistance funds for the purchase of an FHA qualified home from the City of Ripon. The entire down payment assistance can be borrowed from the City of Ripon's affordable housing program with the following stipulations:
      - The City of Ripon will match down payment assistance funds (silent second), dollar for dollar, up to 100% of a required FHA down payment (currently 3.5%) with an interest free 15 year note. No payments shall be required for the first five years and repayment of the interest free down payment assistance funds shall commence beginning the sixth year, unless paid in full.
      - Any unmatched down payment assistance funds (silent second) shall be a 15 year note with 3% interest. Again no payments shall be required for the first five years and repayment of the loan shall commence beginning the sixth year, unless paid in full.
  - Upon sale or transfer of title of the unit, the full balance plus any accrued interest shall be due and payable upon close of escrow.
  - Any FHA funds received or repaid shall be used for future affordable housing programs.
  - FHA buyers shall occupy the house as their primary residence. The ordinance will define some sort of monitoring program to ensure the FHA buyer is still living in the unit as their primary residence. This helps maintain integrity in our program.
  - FHA qualified home buyers cannot currently own another home or have owned a home within the last 12 months.
  - The processing of loan papers upon refinancing or sale of unit will be subject to processing fees to help offset City expenses.
- In Lieu Fees
  - Projects may choose to pay an in-lieu fee instead of building the actual FHA units and providing down payment assistance. The in-lieu fee should be based on the following formula.
    - The difference between the median home prices in Ripon and the FHA limit, plus the down payment for an FHA unit divided by 10 units. This amount equals the per unit in-lieu fee. This amount has been established so that the City of Ripon can physically go out and purchase a market rate unit and turn it into an FHA qualified home.
      - Example #1 with a median home sales price in Ripon of \$400,000 and an FHA limit of \$305,000.

$$\text{❖ } \frac{(400,000 - 305,000) + (305,000 \times .035)}{10} = \$10,567.50 \text{ per unit}$$

- Example #2 with a median home sales price in Ripon of \$400,000 and an FHA limit of \$340,000.

$$\text{❖ } \frac{(400,000 - 340,000) + (340,000 \times .035)}{10} = \$7,190 \text{ per unit}$$

- FHA unit development requirements
  - All FHA units shall be comparable in exterior elevations, material and amenities with all other units within the development project.
  - FHA units shall be consistent in number of bedrooms with all other units within the development. At a minimum BMR units shall be 3 bedroom/2 bath units. Exceptions could be allowed for senior housing.
  - FHA units can be duet homes on corner lots.
- Developers may provide affordable housing in other ways to be determined by meeting with the affordable housing committee and negotiated through the use of a Development Agreement.
  - Affordable Housing Committee consists of:
    - 2 City Council Members
    - 1 Planning Commissioner
    - City Administrator
    - Planning Director
- Other requirements for affordable housing
  - Unless agreed upon by the affordable housing committee and ratified in a Development Agreement, affordable housing shall be spread out throughout the development project.

These updated requirements come as a recommendation from staff pursuant to staff's understanding of discussions stemming from the last affordable housing committee meeting with the builders/developers. Staff is seeking approval from the City Council to move forward with amending our Below Market Rate Housing ordinance to include the provisions as outlined above.



# MEMO

---

## Engineering Department

TO: Honorable City Council

FROM: James Pease, Engineering Supervisor

SUBJECT: Engineering and Traffic Survey

DATE: January 4, 2016

### Background

The California Vehicle Code (CVC) indicates that prima facie speed limits on roadways are 25 miles per hour (mph) in residential and business districts and 15 miles per hour at railroad grade crossings, highway intersections with sight restrictions and on any alley. The CVC does allow for intermediate speed limits to be set after a local jurisdiction (1) determines upon the basis of an Engineering and Traffic Survey that a speed greater than 25 mph would facilitate the orderly movement of vehicular traffic and would be reasonable and safe, and (2) the local authority approves an ordinance that declares a prima facie speed limit of 30, 35, 40, 45, or 50 mph for each segment studied.

### 2015 Engineering and Traffic Survey

City of Ripon staff has prepared an Engineering and Traffic Survey for 33 roadway segments within the City of Ripon. These surveys were performed in compliance with the current laws and practices of the State of California in order to set an intermediate speed limit above the 25 mph prima facie speed limit and continue to allow the Ripon Police Department to enforce speed limits with the use of radar.

As part of the Engineering and Traffic Survey<sup>1</sup>, when determining the appropriate speed limit, consideration are made for prevailing speeds, collision records, highway traffic and roadside conditions not readily apparent to the driver.

Prevailing speeds. The data from the survey was used to calculate the prevailing, which is the speed at which 85 percent of the vehicles traveled. The CVC and MUTCD prescribes that a speed limit shall be established at the nearest 5 mph increment to the critical 85<sup>th</sup> percentile speed. In cases in which the speed limit needs to be rounded up to the nearest five miles per hour increment of the 85th percentile speed, the local authority may decide to instead round down the speed limit to the lower five miles per hour increment without justification.

---

<sup>1</sup> The Engineering and Traffic Survey is defined in Section 627 of the CVC as being a survey of highway and traffic conditions in accordance with methods determined by the Department of Transportation for use by the State and Local authorities.

Collision records. The police department provided collision records for each segment evaluated in the Engineering and Traffic Survey, which were considered when evaluating the recommended speed limit.

Roadside conditions. Conditions of the roadway are considered in determining the appropriate speed limit, such as safe routes to schools, roadway geometrics, and adjacent speed limits.

The following table summarizes the results of the data collected and recommendations of the Engineering and Traffic Survey.

City of Ripon  
2015 TRAFFIC SURVEY  
Listing of Roadways

Street Name	Segment	Type	Width	Posted	85th	Recommended	Notes/Justification
Canal Blvd.	<i>Wilma Ave. to Jack Tone Rd.</i>	Collector	37 ft	35 mph	38	35 mph	
Colony Rd.	<i>North Ripon Rd. to Fulton Ave.</i>	Minor Arterial	60 ft	35 mph	38	35 mph	
Colony Rd.	<i>Fulton Ave. to Jack Tone Rd.</i>	Minor Arterial	60 ft	35 mph	38	35 mph	
Doak Blvd.	<i>Stockton Ave. to Vera Ave.</i>	Minor Arterial	37, 46, 70 ft	35 mph	39	35 mph	
Doak Blvd.	<i>Vera Ave. to S. Mahler Rd.</i>	Minor Arterial	37, 46, 70 ft	35 mph	38	35 mph	
Frontage Rd. (north of hwy 99)	<i>E. Main St. to Acacia Ave.</i>	Frontage	24, 40 ft	35 mph	39	35 mph	
Frontage Rd. (north of hwy 99)	<i>Arc Way to Brady Ln.</i>	Frontage	24, 40 ft	35 mph	45	35 mph	Commercial entrances, stopping
Fulton Ave.	<i>River Rd. to Hwy. 99</i>	Minor Arterial	37 ft	35 mph	39	35 mph	
Goodwin Dr.	<i>Colony Rd. to N. Frontage Ave.</i>	Collector	30, 61 ft	35 mph	40	35 mph	Consistent speeds between segments
Highland Ave.	<i>West Ripon Road to Doak Blvd.</i>	Collector	34, 37 ft	35 mph	38	35 mph	
Hoff Dr.	<i>Santos Ave. to W. Colony Rd.</i>	Collector	37, 56 ft	35 mph	37	35 mph	
Jack Tone Rd.	<i>W. Main St. to Doak Blvd.</i>	Collector	60 ft	25 mph	37	25 mph	School/Ped traffic volume
Jack Tone Rd.	<i>Hwy. 99 to W. Main St.</i>	Major Arterial	33, 42, 66 ft	45 mph	47	45 mph	
Jack Tone Rd.	<i>River Rd. to Santos Ave.</i>	Major Arterial	40 ft.	45 mph	48	45 mph	
Main St. Overcrossing	<i>E. Main St. to Stockton Ave.</i>	Minor Arterial	50 ft	30 mph	34	30 mph	
Main St.	<i>Vera Ave. to Jack Tone Rd.</i>	Collector	60 ft	35 mph	38	35 mph	
East Main St.	<i>Manley to Hwy. 99 overcrossing</i>	Collector	40 ft	35 mph	36	35 mph	
Manley Rd.	<i>Milgeo Rd. to E. Main St.</i>	Collector	45, 46 ft	35 mph	39	35 mph	
Milgeo Ave.	<i>N. Stockton Ave. To N. Frontage Rd.</i>	Collector	40 ft	30 mph	38	30 mph	School/Ped traffic volume
Milgeo Ave.	<i>450 ft east of Cypress Point Dr. To N. Stockton Ave.</i>	Collector	40 ft	30 mph	38	30 mph	School/Ped traffic volume
Mohler Rd.	<i>West Ripon Road to Doak Blvd.</i>	Collector	37 ft	35 mph	44	35 mph	Line of sight concerns at intersections
North Ripon Rd.	<i>Diamond Ln. to River Road</i>	Minor Arterial	45 ft	35 mph	49	35 mph	Transition segment and accident volumes
North Ripon Rd.	<i>River Rd. to Milgeo Ave.</i>	Minor Arterial	40 ft	35 mph	41	35 mph	Consistent speeds between segments
River Rd.	<i>North Ripon Rd. to Jack Tone Ave.</i>	Expressway	40 ft	45 mph	44	45 mph	
Robert Ave.	<i>W. Main St. to Doak Blvd.</i>	Residential	37, 40, 41 ft	30 mph	34	30 mph	
Santos Ave.	<i>North Ripon Rd. to Fulton Ave.</i>	Collector	50 ft	35 mph	34	35 mph	
Second St.	<i>Stockton Ave. to Wilma Ave.</i>	Collector	47 ft	30 mph	34	30 mph	
Stockton Ave.	<i>Milgeo Ave. to N. Frontage Rd.</i>	Collector	45 ft	35 mph	38	35 mph	
Stockton Ave.	<i>Second St. to Doak Blvd.</i>	Collector	42, 60 ft	30 mph	37	35 mph	
West Ripon Rd. (eastbound)	<i>Jack Tone Rd. to S. Highland</i>	Major Arterial	40 ft	35 mph	50	35 mph	Transition segment from county road
West Ripon Rd. (westbound)	<i>Jack Tone Rd. to S. Highland</i>	Major Arterial	40, 50 ft	45 mph	48	-	San Joaquin County Jurisdiction
Wilma Ave.	<i>Canal Blvd. to W. Main St.</i>	Collector	37 ft	30 mph	37	30 mph	Commercial business entrances
Wilma/Fulton Overcrossing	<i>Wilma Ave. to Fulton Ave.</i>	Minor Arterial	40 ft	35 mph	42	35 mph	Consistent speeds between segments

Recommended Change of posted speed limit  
Justification for not changing posted speed limit

The findings of the Engineering and Traffic Survey reveal that 32 of the 33 surveyed street segments are recommended to remain at their current established speed limits, and would not require any changes to the existing posted regulatory signage or speed limit pavement markings.

The single remaining speed zone segment recommended for a change to the current posted speed limit is Stockton Avenue between Second Street and Doak Boulevard. For this segment, it is recommended the posted speed limit of 30 miles per hour is increased to 35 miles per hour.

Additional supporting documentation of the survey's methodology and findings are provided in the 2015 Engineering and Traffic Survey and attached appendices, including current speed regulations, speed zoning principles, survey methodology, roadway segment summaries and conditions not readily apparent, applicable vehicle codes, individual street surveillance/field survey sheets, daily traffic volume counts, and radar spot speed survey data upon which the overall conclusions of this engineering and traffic survey and recommended posted speed limits are based.

**Recommendation**

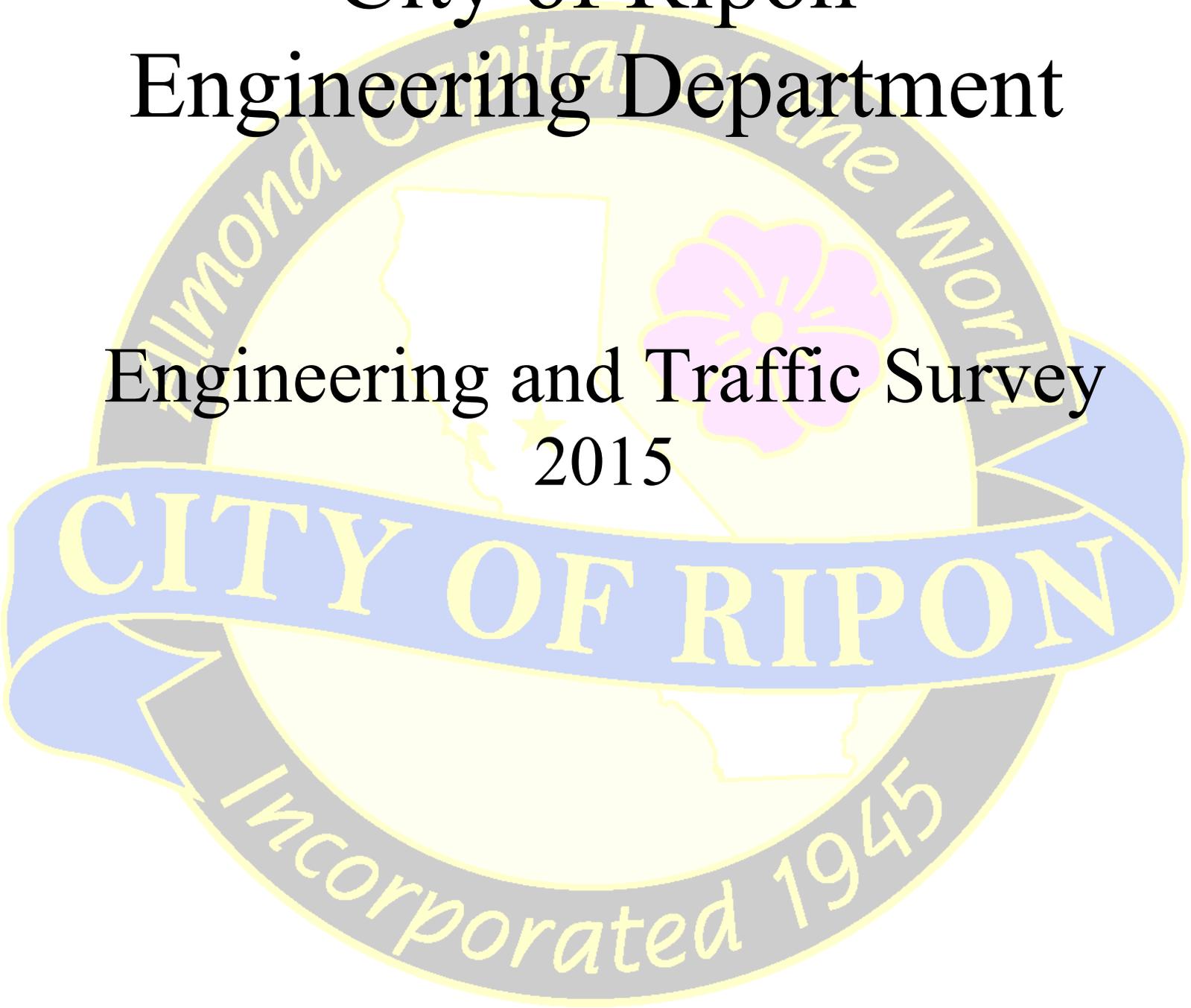
I am recommending City Council approve the 2015 Engineering and Traffic Survey and direct staff to bring forward an amended ordinance to Chapter 10.10.060 – “Speed Limits Established on the Basis of Traffic and Engineering Survey” of the Municipal Code at the next City Council meeting.

**Attachments:**

- 2015 Engineering and Traffic Survey

# City of Ripon Engineering Department

## Engineering and Traffic Survey 2015



## *TABLE OF CONTENTS*

### *Chapter 1*

*Department of Transportation, Caltrans, Traffic Regulations*

### *Chapter 2*

*Federal Aid Map*

### *Chapter 3*

*Traffic Definition of Terms*

### *Chapter 4*

*Stalker II Directional Radar*

### *Chapter 5*

*Roadways Surveys, Photos, Maps and Recommended Speed*

# ***CHAPTER 1***

***Department of Transportation,  
Caltrans, Traffic Regulations***

## Department of Transportation – Caltrans Traffic Regulations

### **Speed Limits and Zones:**

Support: Speed limits in California are governed by the California Vehicle Code (CVC), Sections 223148 through 22413; also, pertinent sections are found in Sections 627 and 40802 and others referenced in this section.

### **Basic Speed Law and Prima Facie Speed Limits – See CVC 22350 & 22352**

Support:

<sup>81</sup> The basic speed law states “No person shall drive a vehicle upon a highway at a speed greater than is reasonable or prudent having due regard for weather, visibility, the traffic on, and the surface and width of, the highway, and in no event at a speed which endangers the safety of persons or property.”

**Standard:**

<sup>82</sup> **Prima facie speed limits are specific limits and shall apply unless changed based upon an engineering and traffic survey (E&TS) and signs are posted that display the new speed limit.**

Option:

<sup>83</sup> Prima facie speed limits may be preempted by the basic speed law, when roadway, traffic or weather conditions warrant a lower speed.

### **Use of Metric System Designations – See CVC 21351.3**

Option:

<sup>84</sup> Dual units for speed limits on signs may be placed on local streets and roads in both Metric and English units.

*Guidance:*

<sup>85</sup> *If used, dual unit speed limits should be rounded to the nearest 10 km/h for Metric and 5 mph for English units for posting on signs on local streets and roads.*

Support:

<sup>86</sup> Refer to AASHTO's Traffic Engineering Metric Conversion Factors. See Section 1A.11 for information regarding this publication.

**Standard:**

<sup>87</sup> **Metric speed limits shall not be placed on State highways. For use in this California MUTCD, 70 mph shall be shown as a metric equivalent of 110 km/h, neither of which shall be used on any local street or road.**

### **Legal Authority for Establishing Speed Limits**

Support:

<sup>88</sup> Delegation of legal authority to set speed limits on State highways is given to Caltrans District Directors. The District Director of each transportation district is authorized to issue orders regulating the speed of traffic, up to 65 mph on State highways. The Director of Caltrans retains the authority to approve variable, minimum, and maximum speeds up to 70 mph on State freeways.

**Standard:**

**89 The speed limits shown in Table 2B-101(CA) shall apply, unless changed upon the basis of an engineering and traffic survey (E&TS).**

Option:

**90 The speed limits shown in Table 2B-102(CA) may apply, unless changed upon E&TS.**

**Variable Speed Limits on Freeways - See CVC 22355**

Option:

**91 The following speed limits may apply:**

- Whenever Caltrans determines based upon an engineering and traffic survey (E&TS) that the safe and orderly movement of traffic upon any freeway segment will be facilitated by the establishment of variable speed limits.
- Caltrans may erect, regulate, and control signs upon the state highway which is a freeway, or any portion thereof, which, if used, signs shall be designed to permit display of different speeds at various times of the day or night.
- Such signs need not conform to the standards & specifications per CVC 21400, but if used, shall be of sufficient size and clarity to give adequate notice of the applicable speed limit.

**Minimum Speed Limits on State Highways - See CVC 22400**

Option:

**92 The following speed limits may apply:**

- Whenever Caltrans determines based upon an engineering and traffic survey (E&TS) that slow speeds on any part of a state highway consistently impede the normal and reasonable movement of traffic, Caltrans may determine and declare a minimum speed limit. Appropriate signs giving notice shall then be installed on that segment.
- A motorist can be cited for stopping or impeding the normal and reasonable movement of traffic unless the stop is necessary for safe operation and in compliance with the law.

**Speed Traps**

Support:

**93 Refer to CVC 40802 for Speed Traps.**

**Standard:**

**94 A speed trap shall not apply to a local street, road, or school zone.**

**95 A section of highway shall be defined as a speed trap if the prima facie speed limit is not justified by an engineering and traffic survey (E&TS) within five years, and the enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects.**

**96 This time provision shall be extended to seven years when using radar and all of the following criteria are met:**

- **The arresting officer has successfully completed a minimum of 24 hours of certified radar operator course training.**

- **The radar used to measure the speed meets or exceeds the minimal operational standards of the National Traffic Highway Safety Administration, and has been calibrated within three years of the alleged violation.**

<sup>97</sup> **This time provision shall be extended to seven years when using laser or other electronic device (other than radar) and all of the following criteria are met:**

- **The arresting officer has successfully completed a minimum of 24 hours of certified radar operator course training.**

- **The arresting officer has successfully completed a minimum of 2 hours of additional approved certified training.**

- **The radar used to measure the speed meets or exceeds the minimal operational standards of the National Traffic Highway Safety Administration, and has been calibrated within three years of the alleged violation.**

Option:

<sup>98</sup> This time provision for an E&TS may be extended to ten years when all of the above conditions are met and no significant changes in roadway or traffic conditions have occurred, including changes in adjoining property or land use, roadway width, or traffic volume as determined by a registered engineer.

### **Truck Speed Zone on Descending Grades**

*Guidance:*

<sup>99</sup> *Highway descending grades, if used for posting TRUCK Speed Limit signs (R2-1 and M4-4) for trucks travelling downhill, should have recorded incident history of runaway commercial vehicles. Descending grades shorter than 1 mile should be avoided for posting signs because deceleration of vehicles due to braking action can generally provide sufficient control on descending grades of less than 1 mile.*

Support:

<sup>100</sup> To establish a downhill truck speed limit, a physical profile showing length and gradient and a downhill speed profile for three or more axle commercial vehicles with a gross rating of 10,000 lbs. or more will be provided.

**Standard:**

<sup>101</sup> **Speed profiles for truck speed limits shall be prepared on the same form as other speed surveys. An analysis of collisions involving trucks shall be prepared.**

*Guidance:*

<sup>102</sup> *Posted speeds should be on the low side of the scale, generally within the pace of loaded commercial vehicles.*

**Standard:**

<sup>103</sup> **If warranted, the Caltrans District Director shall issue a standard speed zone order.**

Support:

<sup>104</sup> Posting of the regulation will be by placement of a standard 36 x 45 inch Speed Limit (R2-1) sign with a TRUCK (M4-4) plate above.

**Standard:**

<sup>105</sup> **A standard End Speed Limit (R3(CA)) sign with TRUCK (M4-4) plate shall be posted at the end of the truck zone when appropriate.**

**Speed Zones in Temporary Traffic Control Areas**

**Support:**

<sup>106</sup> For signing and establishing speed zones in temporary traffic control areas refer to Section 6C.01 in Part 6.

**Engineering and Traffic Survey (E&TS)**

**Support:**

<sup>24</sup> CVC Section 627 defines the term "Engineering and traffic survey" and lists its requirements.

**Standard:**

<sup>25</sup> **An engineering and traffic survey (E&TS) shall include, among other requirements deemed necessary by Caltrans, consideration of all of the following:**

**A. Prevailing speeds as determined by traffic engineering measurements.**

**B. Collision records.**

**C. Highway, traffic, and roadside conditions not readily apparent to the driver.**

**Guidance:**

<sup>26</sup> *The E&TS should contain sufficient information to document that the required three items of CVC Section 627 are provided and that other conditions not readily apparent to a driver are properly identified.*

<sup>27</sup> *Prevailing speeds are determined by a speed zone survey. A speed zone survey should include:*

*A. The intent of the speed measurements is to determine the actual speed of unimpeded traffic. The speed of traffic should not be altered by concentrated law enforcement, or other means, just prior to, or while taking the speed measurements.*

*B. Only one person is required for the field work. Speeds should be read directly from a radar or other electronic speed measuring devices; or,*

*C. Devices, other than radar, capable of accurately distinguishing and measuring the unimpeded speed of free flowing vehicles may be used.*

*D. A location should be selected where prevailing speeds are representative of the entire speed zone section. If speeds vary on a given route, more than one speed zone section may be required, with separate measurements for each section. Locations for measurements should be chosen so as to minimize the effects of traffic signals or stop signs.*

*E. Speed measurements should be taken during off-peak hours between peak traffic periods on weekdays. If there is difficulty in obtaining the desired quantity, speed measurements may be taken during any period with free flowing traffic.*

*F. The weather should be fair (dry pavement) with no unusual conditions prevailing.*

*G. The surveyor and equipment should not affect the traffic speeds. For this reason, an unmarked car is recommended, and the radar speed meter located as inconspicuously as possible.*

*H. In order for the sample to be representative of the actual traffic flow, the minimum sample should be 100 vehicles in each survey. In no case should the sample contain less than 50 vehicles.*

I. Short speed zones of less than 0.5 miles should be avoided, except in transition areas.  
J. Speed zone changes should be coordinated with changes in roadway conditions or roadside development.

K. Speed zoning should be in 10 mph increments except in urban areas where 5 mph increments are preferable.

L. Speed zoning should be coordinated with adjacent jurisdictions.

Support:

<sup>28</sup> Physical conditions such as width, curvature, grade and surface conditions, or any other condition readily apparent to the driver, in the absence of other factors, would not require special downward speed zoning. Refer to CVC 22358.5.

Option:

<sup>29</sup> When qualifying an appropriate speed limit, local authorities may also consider all of the following findings:

A. Residential density, if any of the following conditions exist on the particular portion of highway and the property contiguous thereto, other than a business district:

1. Upon one side of the highway, within 0.25 miles, the contiguous property fronting thereon is occupied by 13 or more separate dwelling houses or business structures.
2. Upon both sides of the highway, collectively, within a distance of 0.25 miles the contiguous property fronting thereon is occupied by 16 or more separate dwelling houses or business structures.

### **Section 2B.17 Higher Fines Signs and Plaque (R2-6P, R2-10, and R2-11)**

**Standard:**

**<sup>01</sup> If increased fines are imposed for traffic violations within a designated zone of a roadway, a BEGIN**

**HIGHER DOUBLE FINES ZONE (R2-10) sign (see Figure 2B-3) or a FINES HIGHER DOUBLE (R2-6P)**

**plaque (see Figure 2B-3) shall be used to provide notice to road users. If used, the FINES HIGHER DOUBLE**

**plaque shall be mounted below an applicable regulatory or warning sign in a temporary traffic control zone, a school zone, or other applicable designated zone.**

**<sup>02</sup> If an R2-10 sign or an R2-6P plaque is posted to provide notice of increased fines for traffic violations,**

**an END HIGHER DOUBLE FINES ZONE (R2-11) sign (see Figure 2B-3) shall be installed at the downstream end of the zone to provide notice to road users of the termination of the increased fines zone.**

*Guidance:*

*<sup>03</sup> If used, the BEGIN HIGHER DOUBLE FINES ZONE sign or FINES HIGHER DOUBLE plaque should be located at the beginning of the temporary traffic control zone, school zone, or other applicable designated zone and just beyond any interchanges, major intersections, or other major traffic generators.*

**Standard:**

**<sup>04</sup> The Higher Double Fines signs and plaque shall have a black legend and border on a white rectangular**

**background. All supplemental plaques mounted below the Higher Double Fines signs and plaque shall have a black legend and border on a white rectangular background.**

*Guidance:*

05 *Agencies should limit the use of the Higher Double Fines signs and plaque to locations where work is actually underway, or to locations where the roadway, shoulder, or other conditions, including the presence of a school zone and/or a reduced school speed limit zone, require a speed reduction or extra caution on the part of the road user.*

**Option:**

06 Alternate legends such as BEGIN (or END) DOUBLE FINES ZONE may also be used for the R2-10 and R2-11 signs.

07 The legend FINES HIGHER on the R2-6P plaque may be replaced by FINES DOUBLE (R2-6aP), \$XX FINE

(R2-6bP), or another legend appropriate to the specific regulation (see Figure 2B-3).

08 The following may be mounted below an R2-10 sign or R2-6P plaque:

A. A supplemental plaque specifying the times that the higher fines are in effect (similar to the S4-1P plaque shown in Figure 7B-1), or

B. A supplemental plaque WHEN CHILDREN (WORKERS) ARE PRESENT, or

C. A supplemental plaque WHEN FLASHING (similar to the S4-4P plaque shown in Figure 7B-1) if used in conjunction with a yellow flashing beacon.

**Support:**

09 Section 6F.12 contains information regarding other signs and plaques associated with increased fines for traffic violations in temporary traffic control zones. Section 7B.10 contains information regarding other signs and plaques associated with increased fines for traffic violations in designated school zones.

10 In California, as per CVC only doubling of the fines is allowed, not higher fines of other denominations. Refer to Section 6F.12 and CVC 42009 for fines for offenses committed in highway construction or maintenance area.

**Standard:**

11 **The SPECIAL DRIVING ZONE BEGINS HERE – DOUBLE FINE ZONE (SR53(CA)) sign (see Figure 2B-3(CA)) shall be placed at the beginning of those portions of highways designated and identified as Safety Enhancement – Double Fine Zones per CVC 42010.**

12 **The SPECIAL DRIVING ZONE ENDS HERE (SR55(CA)) sign (see Figure 2B-3(CA)) shall be placed at the end of those portions of highways designated and identified as Safety Enhancement – Double Fine Zones per CVC 42010.**

**Section 2B.106(CA) Garbage Prohibition Signs (SR22-1(CA) and SR23 1(CA))**

**Option:**

01 The DUMPING PROHIBITED (SR22-1(CA)) sign (see Figure 2B-106(CA)) may be placed at State highway facilities where unauthorized dumping of materials or garbage is prevalent.

02 The NO HOUSEHOLD GARBAGE (SR23-1(CA)) sign (see Figure 2B-106(CA)) may be placed at State highway facilities where refuse containers provided for motorist convenience are being used to dispose of excessive amounts of household garbage.

## **Section 2B.108(CA) Bus and Truck Registration Sign (SR44(CA))**

*Guidance:*

*01 The Bus and Truck Registration (SR44(CA)) sign (see Figure 2B-106(CA)) should be placed at all Border Inspections Stations to relay this information to Interstate carriers.*

**03 Speed Limit (R2-1) signs, indicating speed limits for which posting is required by law, shall be located at the points of change from one speed limit to another.**

**04 At the downstream end of the section to which a speed limit applies, a Speed Limit sign showing the next speed limit shall be installed. Additional Speed Limit signs shall be installed beyond major intersections and at other locations where it is necessary to remind road users of the speed limit that is applicable.**

**05 Speed Limit signs indicating the statutory speed limits shall be installed at entrances to the State and, where appropriate, at jurisdictional boundaries in urban areas.**

Support:

06 In general, the maximum speed limits applicable to rural and urban roads are established:

A. Statutorily – a maximum speed limit applicable to a particular class of road, such as freeways or city streets, that is established by State law; or

B. As altered speed zones – based on engineering studies.

07 State statutory limits might restrict the maximum speed limit that can be established on a particular road, notwithstanding what an engineering study might indicate.

Option:

~~08 If a jurisdiction has a policy of installing Speed Limit signs in accordance with statutory requirements only on the streets that enter a city, neighborhood, or residential area to indicate the speed limit that is applicable to the entire city, neighborhood, or residential area unless otherwise posted, a CITYWIDE (R2-5aP), NEIGHBORHOOD (R2-5bP), or RESIDENTIAL (R2-5cP) plaque may be mounted above the Speed Limit sign and an UNLESS OTHERWISE POSTED (R2-5P) plaque may be mounted below the Speed Limit sign (see Figure 2B-3).~~

Guidance:

09 *A Reduced Speed Limit Ahead (W3-5 or W3-5a) sign (see Section 2C.38) should be used to inform road users of a reduced speed zone where the speed limit is being reduced by more than 10 mph, or where engineering judgment indicates the need for advance notice to comply with the posted speed limit ahead.*

10 *States and local agencies should conduct engineering studies at least once every 5, 7 or 10 years, in compliance with CVC Section 40802 to reevaluate non-statutory speed limits on segments of their roadways that have undergone significant changes since the last review, such as the addition or elimination of parking or driveways, changes in the number of travel lanes, changes in the configuration of bicycle lanes, changes in traffic control signal coordination, or significant changes in traffic volumes.*

11 *No more than three speed limits should be displayed on any one Speed Limit sign or assembly.*

~~12 *When a speed limit within a speed zone is posted, it should be within 5 mph of the 85<sup>th</sup> percentile speed of free-flowing traffic.*~~

**Standard:**

**12a When a speed limit is to be posted, it shall be established at the nearest 5 mph increment of the 85th-percentile speed of free-flowing traffic, except as shown in the two Options below.**

Option:

1. The posted speed may be reduced by 5 mph from the nearest 5 mph increment of the 85th-percentile speed, in compliance with CVC Sections 627 and 22358.5. See Standard below for documentation requirements.
2. For cases in which the nearest 5 mph increment of the 85th-percentile speed would require a rounding up, then the speed limit may be rounded down to the nearest 5 mph increment below the 85th percentile speed, if no further reduction is used. Refer to CVC Section 21400(b).

**Standard:**

**12b If the speed limit to be posted has had the 5 mph reduction applied, then an E&TS shall document in writing the conditions and justification for the lower speed limit and be approved by a registered Civil or Traffic Engineer. The reasons for the lower speed limit shall be in compliance with CVC Sections 627 and 22358.5.**

Support:

12c The following examples are provided to explain the application of these speed limit criteria:

Example 1. Using Option 1 above and first step is to round down: If the 85<sup>th</sup> percentile speed in a speed survey for a location was 37 mph, then the speed limit would be established at 35 mph since it is the closest 5 mph increment to the 37 mph speed. As indicated by the option, this 35 mph established speed limit could be reduced by 5 mph to 30 mph if

the conditions and justification for using this lower speed limit are documented in the E&TS and approved by a registered Civil or Traffic Engineer.

Example 2. Using Option 1 above and first step is to round up: If the 85<sup>th</sup> percentile speed in a speed survey for a location was 33 mph, then the speed limit would be established at 35 mph since it is the closest 5 mph increment to the 33 mph speed. As indicated by the option, this 35 mph speed limit could be reduced by 5 mph to 30 mph if the conditions and justification for using this lower speed limit are documented in the E&TS and approved by a registered Civil or Traffic Engineer.

Example 3. Using Option 2 above and first step is to round up: If the 85<sup>th</sup> percentile speed in a speed survey for a location was 33 mph, instead of rounding up to 35mph, the speed limit can be established at 30mph, but no further reductions can be applied (which is allowed in the two examples above).

**Standard:**

**<sup>12d</sup> Examples 1 and 2 for establishing posted speed limits shall apply to engineering and traffic surveys (E&TS) performed on or after July 1, 2009 in accordance with Caltrans' Traffic Operations Policy Directive Number 09-04 dated June 29, 2009.**

**Option:**

<sup>12e</sup> After January 1, 2012, Example 3 may be used to establish speed limits. Refer to CVC 21400(b).

**Support:**

<sup>12f</sup> Any existing E&TS that was performed before July 1, 2009 in accordance with previous traffic control device standards is not required to comply with the new criteria until it is due for reevaluation per the 5, 7 or 10 year criteria.

<sup>13</sup> *Speed studies for signalized intersection approaches should be taken outside the influence area of the traffic control signal, which is generally considered to be approximately 1/2 mile, to avoid obtaining skewed results for the 85<sup>th</sup>-percentile speed.*

**Support:**

<sup>14</sup> Advance warning signs and other traffic control devices to attract the motorist's attention to a signalized intersection are usually more effective than a reduced speed limit zone.

**Guidance:**

<sup>15</sup> *An advisory speed plaque (see Section 2C.08) mounted below a warning sign should be used to warn road users of an advisory speed for a roadway condition. A Speed Limit sign should not be used for this situation.*

**Option:**

<sup>16</sup> Other factors that may be considered when establishing or reevaluating speed limits are the following:

- A. Road characteristics, shoulder condition, grade, alignment, and sight distance;
- B. The pace;
- C. Roadside development and environment;
- D. Parking practices and pedestrian activity; and
- E. Reported crash experience for at least a 12-month period.

<sup>17</sup> Two types of Speed Limit signs may be used: one to designate passenger car speeds, including any nighttime information or minimum speed limit that might apply; and the other to show any special speed limits for trucks and other vehicles.

<sup>18</sup> A changeable message sign that changes the speed limit for traffic and ambient conditions may be installed provided that the appropriate speed limit is displayed at the proper times.

<sup>19</sup> A changeable message sign that displays to approaching drivers the speed at which they are traveling may be installed in conjunction with a Speed Limit sign.

**Guidance:**

<sup>20</sup> *If a changeable message sign displaying approach speeds is installed, the legend YOUR SPEED XX MPH or such similar legend should be displayed. The color of the changeable message legend should be a yellow legend on a black background or the reverse of these colors.*

**Support:**

<sup>21</sup> Advisory Speed signs and plaques are discussed in Sections 2C.08 and 2C.14. Temporary Traffic Control Zone Speed signs are discussed in Part 6. The WORK ZONE (G20-5aP) plaque intended for installation above a Speed Limit sign is discussed in Section 6F.12. School Speed Limit signs are discussed in Section 7B.15.

22 Speed limits in California are governed by the California Vehicle Code (CVC), Sections 22348 through 22413; also, pertinent sections are found in Sections 627 and 40802 and others referenced in this section. See Section 1A.11 for information regarding this publication.

23 Refer to Part 6, Section 6C.01 for speed limit signs in temporary traffic control zones. Refer to Part 7 for speed limit signs in school areas.

### **Engineering and Traffic Survey (E&TS)**

Support:

24 CVC Section 627 defines the term "Engineering and traffic survey" and lists its requirements.

**Standard:**

25 **An engineering and traffic survey (E&TS) shall include, among other requirements deemed necessary by Caltrans, consideration of all of the following:**

- A. Prevailing speeds as determined by traffic engineering measurements.**
- B. Collision records.**
- C. Highway, traffic, and roadside conditions not readily apparent to the driver.**

*Guidance:*

26 *The E&TS should contain sufficient information to document that the required three items of CVC Section 627 are provided and that other conditions not readily apparent to a driver are properly identified.*

27 *Prevailing speeds are determined by a speed zone survey. A speed zone survey should include:*

- A. The intent of the speed measurements is to determine the actual speed of unimpeded traffic. The speed of traffic should not be altered by concentrated law enforcement, or other means, just prior to, or while taking the speed measurements.*
- B. Only one person is required for the field work. Speeds should be read directly from a radar or other electronic speed measuring devices; or,*
- C. Devices, other than radar, capable of accurately distinguishing and measuring the unimpeded speed of free flowing vehicles may be used.*
- D. A location should be selected where prevailing speeds are representative of the entire speed zone section. If speeds vary on a given route, more than one speed zone section may be required, with separate measurements for each section. Locations for measurements should be chosen so as to minimize the effects of traffic signals or stop signs.*
- E. Speed measurements should be taken during off-peak hours between peak traffic periods on weekdays. If there is difficulty in obtaining the desired quantity, speed measurements may be taken during any period with free flowing traffic.*
- F. The weather should be fair (dry pavement) with no unusual conditions prevailing.*
- G. The surveyor and equipment should not affect the traffic speeds. For this reason, an unmarked car is recommended, and the radar speed meter located as inconspicuously as possible.*
- H. In order for the sample to be representative of the actual traffic flow, the minimum sample should be 100 vehicles in each survey. In no case should the sample contain less than 50 vehicles.*
- I. Short speed zones of less than 0.5 miles should be avoided, except in transition areas.*
- J. Speed zone changes should be coordinated with changes in roadway conditions or roadside development.*
- K. Speed zoning should be in 10 mph increments except in urban areas where 5 mph increments are preferable.*
- L. Speed zoning should be coordinated with adjacent jurisdictions.*

Support:

28 Physical conditions such as width, curvature, grade and surface conditions, or any other condition readily apparent to the driver, in the absence of other factors, would not require special downward speed zoning. Refer to CVC 22358.5.

Option:

29 When qualifying an appropriate speed limit, local authorities may also consider all of the following findings:

- A. Residential density, if any of the following conditions exist on the particular portion of highway and the property contiguous thereto, other than a business district:
  - 1. Upon one side of the highway, within 0.25 miles, the contiguous property fronting thereon is occupied by 13 or more separate dwelling houses or business structures.
  - 2. Upon both sides of the highway, collectively, within a distance of 0.25 miles the contiguous property fronting thereon is occupied by 16 or more separate dwelling houses or business structures.

3. The portion of highway is larger than 0.25 miles but has the ratio of separate dwelling houses or business structures to the length of the highway described in either subparagraph 1 or 2 above.

B. Pedestrian and bicyclist safety.

<sup>30</sup> The following two methods of conducting E&TS may be used to establish speed limits:

1. State Highways - The E&TS for State highways is made under the direction of the Caltrans District Traffic Engineer. The data includes:
  - a. One copy of the Example of Speed Zone Survey Sheet (See Figure 2B-101(CA)) showing:
    - A north arrow
    - Engineer's station or post mileage
    - Limits of the proposed zones
    - Appropriate notations showing type of roadside development, such as "scattered business," "solid residential," etc. Schools adjacent to the highway are shown, but other buildings need not be plotted unless they are a factor in the speed recommendation or the point of termination of a speed zone.
    - Collision rates for the zones involved
    - Average daily traffic volume
    - Location of traffic signals, signs and markings
    - If the highway is divided, the limits of zones for each direction of travel
    - Plotted 85<sup>th</sup> percentile and pace speeds at location taken showing speed profile
  - b. A report to the District Director that includes:
    - The reason for the initiation of speed zone survey.
    - Recommendations and supporting reasons.
    - The enforcement jurisdictions involved and the recommendations and opinions of those officials.
    - The stationing or reference post in mileage at the beginning and ending of each proposed zone and any intermediate equations. Location ties must be given to readily identifiable physical features.
2. City and County Through Highways, Arterials, Collector Roads and Local Streets.
  - a. The short method of speed zoning is based on the premise that a reasonable speed limit is one that conforms to the actual behavior of the majority of motorists, and that by measuring motorists' speeds, one will be able to select a speed limit that is both reasonable and effective. Other factors that need to be considered include but are not limited to: the most recent two-year collision record, roadway design speed, safe stopping sight distance, superelevation, shoulder conditions, profile conditions, intersection spacing and offsets, commercial driveway characteristics, and pedestrian traffic in the roadway without sidewalks.
  - b. Determination of Existing Speed Limits - Figures 2B-103(CA) & 2B-104(CA) show examples of data sheets which may be used to record speed observations. Specific types of vehicles may be tallied by use of letter symbols in appropriate squares.

<sup>31</sup> In most situations, the short form for local streets and roads will be adequate; however, the procedure used on State highways may be used at the option of the local agency.

*Guidance:*

<sup>32</sup> *The factors justifying a reduction below the 85<sup>th</sup> percentile speed for the posted speed limit are the same factors mentioned above. Whenever such factors are considered to establish the speed limit, they should be documented on the speed zone survey or the accompanying engineering report.*

<sup>33</sup> *The establishment of a speed limit of more than 5 mph below the 85<sup>th</sup> percentile speed should be done with great care as studies have shown that establishing a speed limit at less than the 85<sup>th</sup> percentile generally results in an increase in collision rates; in addition, this may make violators of a disproportionate number of the reasonable majority of drivers.*

*Support:*

<sup>34</sup> Generally, the most decisive evidence of conditions not readily apparent to the driver surfaces in collision histories.

<sup>35</sup> Speed limits are established at or near the 85<sup>th</sup> percentile speed, which is defined as that speed at or below which 85<sup>th</sup> percent of the traffic is moving. The 85<sup>th</sup> percentile speed is often referred to as the critical speed. Pace speed is defined as the 10 mph increment of speed containing the largest number of vehicles (See Figure 2B-102(CA)). The lower limit of the pace is plotted on the Speed Zone Survey Sheets as an aid in determining the proper zone limits. Speed limits higher than the 85<sup>th</sup> percentile are not generally considered reasonable and prudent. Speed limits below the 85<sup>th</sup> percentile do not ordinarily

facilitate the orderly movement of traffic and require constant enforcement to maintain compliance. Speed limits established on the basis of the 85<sup>th</sup> percentile conform to the consensus of those who drive highways as to what speed is reasonable and prudent, and are not dependent on the judgment of one or a few individuals.

<sup>36</sup> The majority of drivers comply with the basic speed law. Speed limits set at or near the 85<sup>th</sup> percentile speed provide law enforcement officers with a limit to cite drivers who will not conform to what the majority considers reasonable and prudent. Further studies show that establishing a speed limit at less than the 85<sup>th</sup> percentile (Critical Speed) generally results in an increase in collision rates.

Option:

<sup>37</sup> When roadside development results in traffic conflicts and unusual conditions which are not readily apparent to drivers, as indicated in collision records, speed limits somewhat below the 85<sup>th</sup> percentile may be justified. Concurrence and support of enforcement officials are necessary for the successful operation of a restricted speed zone.

Guidance:

<sup>38</sup> *Speed zones of less than 0.5 miles and short transition zones should be avoided.*

## Signs

**Standard:**

<sup>39</sup> **The Speed Limit (R2-1) sign shall be used to give notice of a prima facie or maximum speed limit except as provided under Prima Facie Speed Limits in CVC 22352.**

<sup>40</sup> **When used, the TRUCKS, 3 AXLES OR MORE 55 MAXIMUM (R6-3(CA)) sign shall be installed approximately 750 feet following each R2-1 sign.**

<sup>41</sup> **The ALL VEHICLES WHEN TOWING 55 MAXIMUM (R6-4(CA)) sign shall be installed approximately 750 feet following the R6-3(CA) sign.**

Guidance:

<sup>42</sup> *The R6-3(CA) and R6-4(CA) signs should be placed on highway segments where speeds in excess of 55 mph are permitted.*

Option:

<sup>43</sup> The existing AUTOS WITH TRAILERS, TRUCKS 55 MAXIMUM (R6-1(CA)) sign may remain in place until it is knocked down, damaged, stolen, vandalized, or otherwise reaches the end of its useful life.

<sup>44</sup> The local California Highway Patrol office may be consulted to identify highway segments where enforcement is an issue. On these segments early replacement of existing R6-1(CA) signs may be necessary.

Support:

<sup>45</sup> Refer to CVC Section 22406 for types of vehicles subject to the 55 mph maximum speed limit.

Option:

<sup>46</sup> The Speed Zone Ahead (R2-4(CA)) sign (see Figure 2B-3(CA)) may be used to inform the motorist of a reduced speed zone.

**Standard:**

<sup>47</sup> **The R2-4(CA) sign shall always be followed by a Speed Limit (R2-1) sign installed at the beginning of the zone where the reduced speed limit applies.**

<sup>48</sup> **The End Speed Limit (R3(CA)) sign shall only be used to mark the end of a speed zone.**

<sup>49</sup> **The R3(CA) sign shall not be used at a transition into a change in speed limits within a reduced zone.**

Option:

<sup>50</sup> The R3(CA) sign (see Figure 2B-3(CA)) may be used with the TRUCK (M4-4) plaque to mark the end of truck speed zones on descending grades.

**Standard:**

<sup>51</sup> **Speed limit signs shall be placed at the beginning of all restricted speed zones.**

Option:

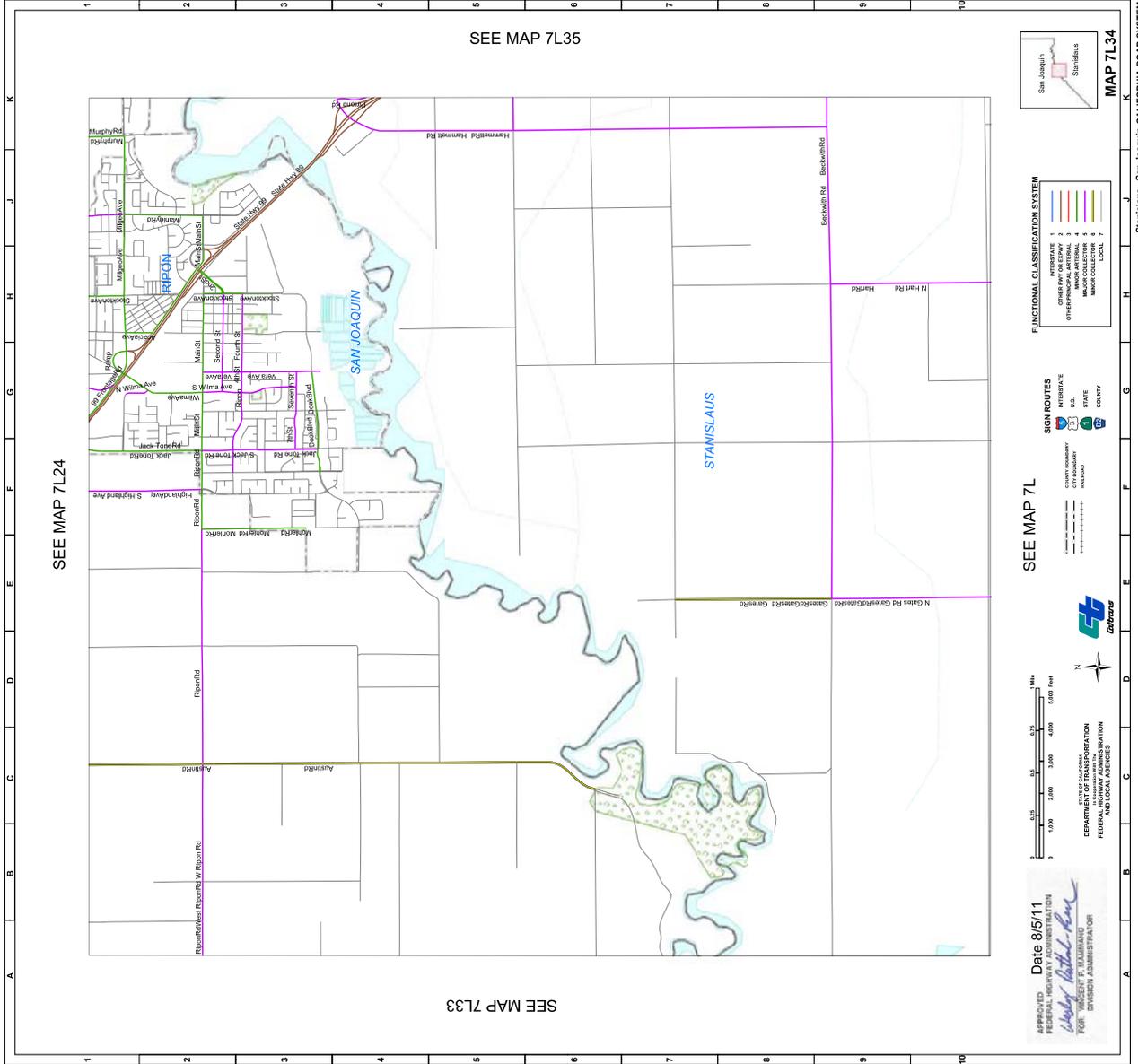
<sup>52</sup> Where speed zones are longer than 1 mile, intermediate signs may be placed at approximate 1 mile intervals. For three or more lanes in each direction, dual installation may be used.



# ***CHAPTER 2***

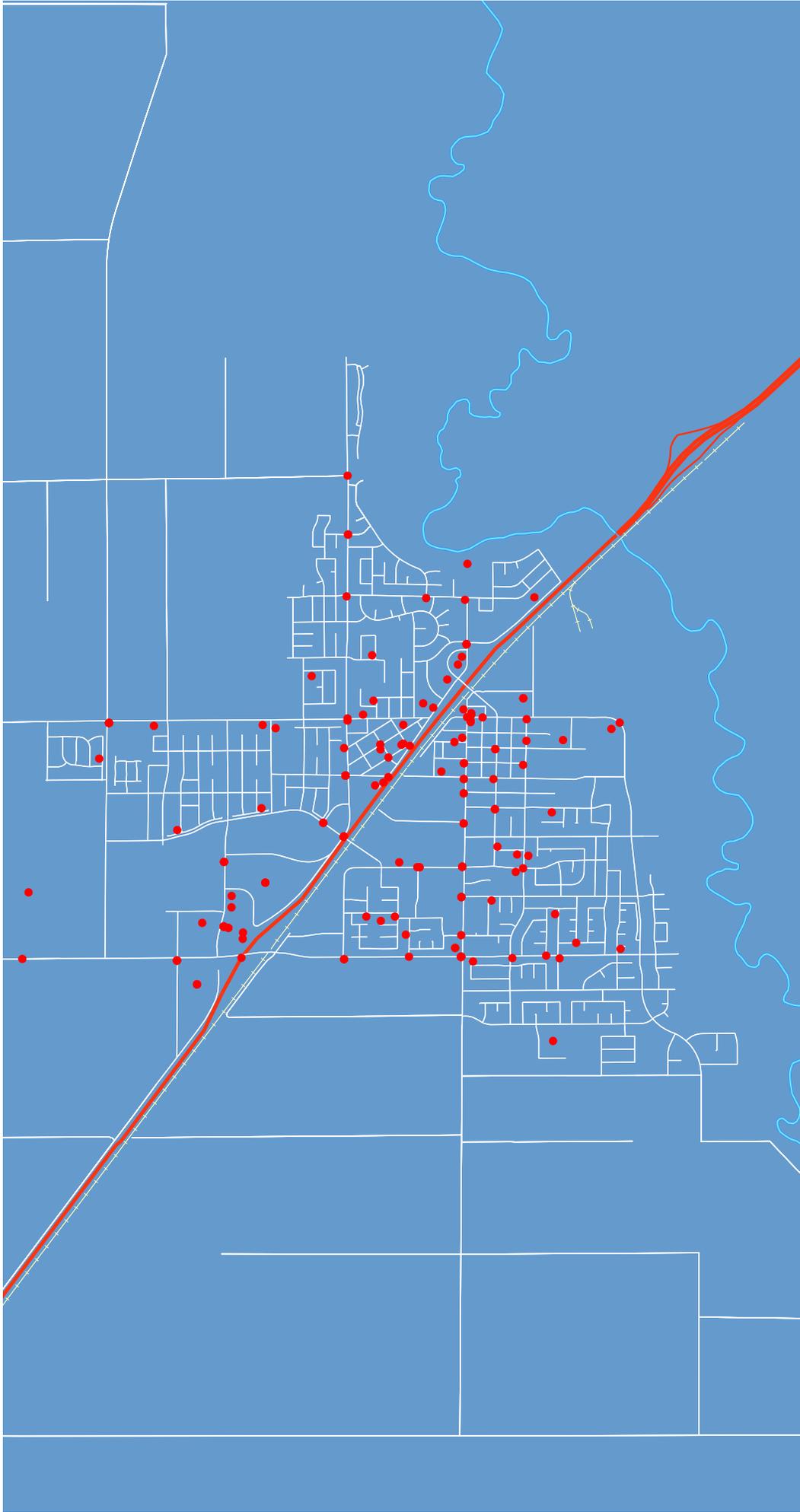
## ***Federal Aid Map Traffic Accident Information***





# Ripon Police Department

RIMSMap - Public Property Accidents 08/27/2012 - 08/26/2015



Map Graphic	Date	Time	Location	Primary Collision Factor	Occurnd On
-------------	------	------	----------	--------------------------	------------

### COLONY - NORTH RIPON TO FULTON

I	2/22/2013		828 W COLONY RD/FULTON AV	22350 CVC	W COLONY RD
I	2/4/2014		715 W COLONY RD/CALHOUN AV	21802(a) CVC	W COLONY RD
I	11/24/2013		927 FULTON AV/COLONY RD	23152(a)(b) CVC	W COLONY RD

### COLONY - FULTON TO JACK TONE

I	8/7/2013		1815 W COLONY RD/HOFF	22100(b) CVC	W COLONY RD
I	9/28/2012		1749 W COLONY RD/HOFF	22450(a) CVC	W COLONY RD
I	12/11/2012		1205 W COLONY RD/HOFF	22108 CVC	W COLONY RD
I	5/21/2015		1631 1340 W COLONY RD	Other	1340 W COLONY RD
I	6/20/2014		624 1410 W COLONY RD	23152a CVC	1410 W COLONY RD
I	11/5/2013		1435 1442 W COLONY RD	21801(a)	W COLONY RD
I	11/11/2013		1712 1442 W COLONY RD	21804(a)	W COLONY RD
I	5/28/2014		1421 W COLONY RD/BRADY	21461(A) VC	W COLONY RD
I	7/25/2014		638 W COLONY RD/HOFF	21950(a) CVC	W COLONY RD
I	7/31/2014		2022 W COLONY RD/GOODWIN DR	23152 VC	W COLONY RD
I	8/29/2014		635 1402 W COLONY RD	21804 (a) CVC	COLONY RD
I	10/19/2014		1912 W COLONY RD/JACK TONE RD	22107 VC	W COLONY RD
I	11/2/2014		1353 HOFF DR/COLONY RD	22350 CVC	W COLONY RD
I	4/28/2015		753 W COLONY RD/BRADY	21802 (a) CVC	W COLONY RD
I	7/8/2015		1219 W COLONY RD/HOFF	21650.1 CVC	W COLONY RD

### DOAK - STOCKTON TO VERA

I	2/19/2013		808 S STOCKTON AV/DOAK BL	22107 CVC	S STOCKTON AV
I	5/28/2014		1211 DOAK BL	22103 CVC	DOAK BL

### FRONTAGE - E. MAIN TO ACACIA

I	1/3/2014		1044 630 E FRONTAGE RD	22106 CVC	630 E FRONTAGE RD
I	10/7/2014		1908 E FRONTAGE RD/KEY AV	22106 cvc	E FRONTAGE RD
I	4/21/2015		535 N ACACIA AV/FRONTAGE RD	22350 CVC	E FRONTAGE RD
I	12/16/2014		2030 600 E FRONTAGE RD	21651(A)CVC	600 E FRONTAGE RD
I	7/6/2015		21 164 FRONTAGE RD	21650 CVC	FRONTAGE RD

### FRONTAGE - ARC WAY TO BRADY LN.

I	1/17/2013		223 1022 E FRONTAGE RD	23152(a) CVC	1022 E FRONTAGE RD
---	-----------	--	------------------------	--------------	--------------------

### FULTON

I	12/20/2013		1724 FULTON AV/WILMA AV	22350 cvc	FULTON RD
I	12/5/2014		8 FULTON AV/ROUND A BOUT	23152	FULTON AV

I	5/10/2015	1207	FULTON AV/ARC WY	21651(a)(1) CVC	FULTON AV
---	-----------	------	------------------	-----------------	-----------

### GOODWIN

I	9/16/2014	859	GOODWIN DR/COLONY RD	22107 CVC	GOODWIN DR
I	12/24/2014	1432	GOODWIN DR/COLONY RD	22350	GOODWIN DR

### HIGHLAND

I	6/4/2013	1551	655 S HIGHLAND AV	22107 CVC	S HIGHLAND AV
---	----------	------	-------------------	-----------	---------------

### HOFF

I	7/14/2014	1815	1515 HOFF DR	22106 cvc	HOFF DR
---	-----------	------	--------------	-----------	---------

### JACK TONE RD - W. MAIN TO DOAK

I	7/27/2013	1828	S JACK TONE RD/FOURTH ST	22450(a)CVC	S JACK TONE RD
I	8/27/2014	1340	S JACK TONE RD/STANLEY DR	21703 CVC	S JACK TONE RD

### JACK TONE RD - HWY 99 TO W. MAIN

I	1/18/2013	1904	N JACK TONE RD	22107 CVC	N JACK TONE RD
I	10/6/2012	1618	N JACKTONE RD/HARVEST DR	22350 CVC	N JACKTONE RD
I	8/4/2014	1627	N JACKTONE RD/CANAL BL	21801(a) VC	N JACKTONE RD
I	11/21/2014	1346	N JACKTONE RD/MAIN ST	22107	N JACKTONE RD
I	1/2/2015	1743	N JACKTONE RD/CANAL BL	22350 CVC	N JACKTONE RD
I	7/31/2015	805	W MAIN ST/JACK TONE RD	22107 CVC	N JACK TONE RD

### JACK TONE RD. RIVER ROAD TO HWY 99

I	11/20/2013	1547	1501 N JACKTONE RD		1501 N JACKTONE RD
I	6/10/2013	454	1501 N JACKTONE RD		1501 N JACKTONE RD TRUCK LOT
I	9/18/2012	1428	N JACKTONE RD/OVERCROSS	22107 CVC	N JACKTONE RD
I	9/19/2012	1432	N JACKTONE RD/OVERCROSS	22107 CVC	N JACK TONE RD
I	9/22/2012	2007	N JACKTONE RD/OVERCROSS	22107 CVC	N JACKTONE RD
I	10/25/2012	729	N JACKTONE RD/OVERCROSS	22101(d) CVC	N JACKTONE RD
I	3/22/2013	1615	N JACKTONE RD/OVERCROSS	22350 CVC	N JACK TONE RD
I	7/9/2013	1346	JACK TONE RD OVERCROSS	22107 CVC	JACK TONE RD OVERCROSS
I	10/11/2013	1149	N JACKTONE RD/SANTOS AV		N JACKTONE RD
I	11/28/2013	2249	N JACKTONE RD/OVERCROSS	22107 CVC	N JACKTONE RD
I	4/25/2014	1729	1501 N JACKTONE RD	22350 VC	N. JACKTONE RD
I	7/25/2014	917	N JACKTONE RD/SANTOS AV	22107 CVC	N JACKTONE RD
I	8/20/2014	1155	N JACKTONE RD/OVERCROSS	22350 CVC	N JACKTONE RD
I	1/21/2015	1239	N JACKTONE RD/SANTOS AV	22350 cvc	N JACKTONE RD
I	2/20/2015	2229	N JACKTONE RD/COLONY RD	21453(c) CVC	N JACKTONE RD
I	2/27/2015	1459	N JACKTONE RD/OVERCROSS	22350 CVC	N JACKTONE RD
I	6/5/2015	505	JACK TONE RD OVERCROSS	22350 CVC	JACK TONE RD OVERCROSS

I	6/6/2015	1642	N JACKTONE RD/COLONY RD	21453	N JACK TONE RD
I	6/29/2015	1304	N JACKTONE RD/COLONY RD	22350 CVC	N JACKTONE RD
I	3/31/2013	339	N JACKTONE RD/SANTOS AV	23152(a) CVC	N JACKTONE RD
I	4/16/2013	1032	N JACKTONE RD/RIVER RD	22107 CVC	N JACKTONE RD
I	5/6/2013	1140	SOUTH HWY 99/JACKTONE RD	22107	JACK TONE OVERCROSS
I	8/5/2013	1557	N JACKTONE RD/RIVER RD	22107 CVC	N JACKTONE RD
I	6/21/2014	1627	W RIVER RD/JACK TONE RD	21802(a) VC	N JACKTONE RD
I	2/5/2015	442	W RIVER RD/JACK TONE RD	22350 CVC	N JACK TONE RD
I	7/24/2015	1750	N JACKTONE RD/RIVER RD	21802(a) CVC	N JACK TONE RD
I	12/17/2014	2127	W COLONY RD/JACK TONE RD	22107 CVC	N JACK TONE RD

### MAIN ST - OVERCROSSING

I	7/12/2013	933	E MAIN ST/OVERCROSS	22450(a) CVC	E MAIN ST
I	2/6/2013	1356	MAIN ST OVERCROSS/OVERCROSS	22107 CVC	MAIN ST OVERCROSS
I	12/13/2013	816	E MAIN ST/MANLEY RD		E MAIN ST
I	10/10/2014	1810	341 E MAIN ST	22350 cvc	MAIN ST OVERCROSS

### MAIN ST - WEST

I	3/13/2015	1154	W MAIN ST/ROXIE DR	22107 CVC	W MAIN ST
I	5/18/2015	1209	W MAIN ST/WILMA AV	22107 CVC	W MAIN ST
I	5/19/2015	1537	W MAIN ST/WILMA AV	Unknown	W MAIN ST
I	1/3/2013	701	W MAIN ST/JACK TONE RD	22100(a) CVC	W MAIN ST
I	4/1/2013	1657	N JACKTONE RD/MAIN ST	21451(a) CVC	W MAIN ST
I	6/26/2013	508	N JACKTONE RD/MAIN ST	21451 vc	W. MAIN ST
I	10/28/2013	1450	N JACKTONE RD/MAIN ST	21801(a)	W MAIN ST
I	3/24/2014	1040	W MAIN ST/WILMA AV	21453(a) CVC	W MAIN ST
I	7/24/2014	1446	W MAIN ST/JACK TONE RD	21451(a) CVC	W MAIN ST
I	9/2/2014	1102	W MAIN ST/WILMA AV	21453(a) CVC	W MAIN ST
I	9/26/2014	743	ROBERT AV/MAIN ST	22350 CVC	W MAIN ST
I	3/11/2015	656	W MAIN ST/WILMA AV	21451(a) CVC	W MAIN ST
I	4/24/2015	1524	W MAIN ST/JACK TONE RD	21451(a) CVC	W MAIN ST
I	10/22/2013	1729	W MAIN ST/ROBERT AV	21801(a) CVC	W MAIN ST

### MAIN ST - EAST

I	7/12/2013	933	E MAIN ST/OVERCROSS	22450(a) CVC	E MAIN ST
I	5/11/2015	0	108 E MAIN ST	22106 CVC	E MAIN ST
I	3/8/2013	748	E MAIN ST/OAK AV	22350	E MAIN ST
I	7/26/2013	1756	E MAIN ST/PARALLEL AV	21802(a)CVC	E MAIN ST
I	12/13/2013	816	E MAIN ST/MANLEY RD		E MAIN ST

I	7/28/2014	320	E MAIN ST	22107VC	E MAIN ST
I	3/14/2013	1852	PARALLEL AV/MAIN ST	21650.1 CVC	E MAIN ST

**MANLEY**

I	2/18/2013	1227	N MANLEY RD/SPRING CREEK DR	21802(a) CVC	N MANLEY RD
---	-----------	------	-----------------------------	--------------	-------------

**MILGEO - N. STOCKTON TO FRONTAGE RD.**

I	3/22/2015	1355	N ACACIA AV/MILGEO AV	22450 (a) CVC	W MILGEO AVE
I	4/15/2015	1141	W MILGEO AV/ACACIA AV	21802(a) CVC	WEST MILGEO AVENUE
I	9/26/2012	825	W MILGEO AV/ACACIA AV	21802(a) CVC	W MILGEO AVE
I	3/9/2013	1700	N ACACIA AV/MILGEO AV	21802(a) CVC	W. MILGEO AVE
I	1/6/2014	1035	W MILGEO AV/ARC WY	22101 (d) CVC	W MILGEO AV
I	4/11/2014	808	W MILGEO AV/ACACIA AV	21801(A)	W MILGEO AV
I	3/23/2015	157	E MILGEO AV/STOCKTON AV	23152(A) CVC	W MILGEO AV

**MILGEO - 450' EAST OF CYPRESS POINT TO N. STOCKTON AVE.**

I	12/5/2012	936	E MILGEO AV/MANLEY RD	22450(a) CVC	E MILGEO AV
I	1/4/2014	1000	E MILGEO AV/HAWES LN	22107 CVC	E MILGEO AV
I	10/25/2012	643	E MILGEO AV/MURPHY RD	22350 VC	E MILGEO AV
I	6/2/2013	1438	E MILGEO AV/CYPRESS POINT DR	22107 CVC	E MILGEO AV
I	6/8/2015	1557	E MILGEO AV/CYPRESS POINT DR	22106 CVC	E MILGEO AV
I	6/4/2015	47	102 E MILGEO AV	22107	E MILGEO AV

**NORTH RIPON ROAD - DIAMOND LN TO RIVER RD**

I	3/28/2014	253	N RIPON RD/RIVER RD	23152(a) CVC	N RIPON RD
I	12/23/2012	410	N RIPON RD/RIVER RD	23152(a) CVC	N RIPON RD

**NORTH RIPON ROAD - RIVER RD TO MILGEO**

I	9/14/2012	1801	N RIPON RD/COLONY RD	21804(a) cvc	N RIPON RD
I	3/7/2013	1741	1337 N RIPON RD	22107 CVC	N RIPON RD
I	10/28/2012	218	1621 N RIPON RD	23152(a) CVC	N RIPON RD

**RIVER RD**

I	3/21/2014	1152	N JACKTONE RD/RIVER RD	21802(a) CVC	W RIVER RD
I	2/25/2013	1500	N JACKTONE RD/RIVER RD	22107 CVC	RIVER RD
I	3/19/2014	1508	W RIVER RD/CALHOUN AV	22107 VC	W RIVER RD
I	3/28/2014	103	N RIPON RD/RIVER RD	23152(a) CVC	RIVER RD
I	4/19/2014	921	W RIVER RD/FULTON	22107 CVC	W RIVER RD
I	5/24/2014	856	FULTON AV/RIVER RD	22350CVC	W RIVER RD
I	10/3/2014	1722	W RIVER RD/CALHOUN AV	22350 cvc	W RIVER RD
I	2/14/2015	1756	1201 W RIVER RD	21802(a) CVC	W. RIVER RD
I	3/13/2015	2118	N RIPON RD/RIVER RD	23152(a)CVC	W RIVER RD

I	5/18/2015	1306 N JACKTONE RD/RIVER RD	22107 CVC	RIVER RD
---	-----------	-----------------------------	-----------	----------

**ROBERT**

I	5/12/2013	52 201 ROBERT AV	22107 CVC	201 ROBERT AV
I	8/6/2014	1123 ROBERT AV/MAIN ST	22107 CVC	ROBERT AV

**SECOND ST**

I	5/16/2014	1545 999 SECOND ST		999 SECOND ST IN PARKING LOT
I	10/2/2013	1356 SECOND ST/PALM AV	21803(a) cvc	SECOND ST
I	10/10/2014	811 SECOND ST/PALM AV	22350 CVC	SECOND ST
I	11/4/2013	820 SECOND ST/LOCUST AV	22350	W SECOND STREET
I	2/17/2014	1043 SECOND ST/LOCUST AV	21802(a) CVC	SECOND ST
I	2/25/2015	1419 SECOND ST/PALM AV	22107 CVC	SECOND ST
I	7/25/2014	1137 SECOND ST/LOCUST AV	21802(a) CVC	SECOND ST

**STOCKTON - Milgeo to Frontage**

I	10/5/2014	615 750 N STOCKTON AV	22107 CVC	750 N STOCKTON AV
---	-----------	-----------------------	-----------	-------------------

**STOCKTON - Second to Doak**

I	3/31/2014	2131 200 S STOCKTON AV	23152 CVC	200 S STOCKTON AV
I	2/13/2015	629 320 S STOCKTON AV	21460 CVC	320 S STOCKTON AV
I	2/19/2013	808 S STOCKTON AV/DOAK BL	22107 CVC	S STOCKTON AV
I	1/8/2014	645 W FOURTH ST/STOCKTON AV	22350 CVC	S STOCKTON AV

**WEST RIPON ROAD**

I	3/8/2014	1834 W RIPON RD/JACK TONE RD	22107 VC	W MAIN ST
I	3/26/2013	1838 W MAIN ST/HIGHLAND AV	21801(a) VC	W MAIN ST
I	2/9/2014	1610 W MAIN ST/MOHLER	22350 CVC	W MAIN ST

**WILMA**

I	4/23/2014	2027 200 N WILMA AV	22350 VC	200 BLK N WILMA
I	8/16/2015	28 522 N WILMA AV	23152(a) cvc	N WILMA AV
I	1/25/2015	2341 N WILMA AV/ROUND A BOUT	23152(a) CVC	FULTON AV
I	10/11/2013	1709 N WILMA AV/MAIN ST	21804(a) CVC	N WILMA AV
I	9/18/2013	813 N WILMA AV/HUGHES LN	22100(a) CVC	N WILMA AV

# ***CHAPTER 3***

## ***Traffic Definition of Terms***

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

**Business District:**

**Section 235**

The California Vehicle Codes states, a “Business district’ is that portion of a highway and the property contiguous thereto (a) upon one side of which highway, for a distance of 600 feet, 50 percent or more of the contiguous property fronting thereon is occupied by building in use for business, or (b) upon both sides of which highway, collectively, for a distance of 300 feet, 50 percent or more of the contiguous property fronting thereon is so occupied. A business district may be longer than the distance specified in this section if the above ratio of buildings in use for business to the length of the highway exits.

**Residence District:**

**Section 515**

The California Vehicle Code states, a “residence district’ is that portion of a highway and the property contiguous thereto, other than a business district, (a) upon one side of which highway, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by 13 or more separate dwelling houses or business structures, or (b) upon both sides of which highway, collectively, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by 16 or more separate dwelling houses or business structures. A residence may be longer that one-quarter of a mile if the above ratio of separate dwelling houses or business structures to the length of the highway exits.

**85th Percentile:**

Is a first approximation of the speed zone which might be imposed, subject to consideration of the following:

- Presence of Pedestrians
- Roadway & Roadside Features
- Existing Traffic Controls
- Average Daily Traffic Volumes
- Collision History
- Speed Distribution

10 MPH Pace: 10mph range containing the most vehicles

Percent in Pace: Percentage of the vehicles in the 10 mph pace

ADT: Average daily traffic volume

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

Fat: Fatal collision  
Inj: Injury collision  
N.I.: Non-injury collision

**Road:** A road is that portion of a highway including the roadway and any shoulder alongside the roadway.

**Roadway:** A roadway is that portion of a highway improved, designed, or ordinarily used for vehicular travel. (VC section 530) In the event a highway includes two or more separate roadways, the term "roadway" refers to any such roadway separately, but not to all such roads collectively.

Note: Where that portion of the highway designed for vehicular travel is bound by curbing and an area is designated for parking along the curb line, the entire width, from curb to curb, shall be considered roadway. The term roadway excludes shoulders and sidewalks.

**Diagram of a roadway, attached.**

**CALIFORNIA VEHICLE CODE SECTION 22352 - Prima Facie Speed Limits**

- (a) The Prima facie limits are as follows and shall be applicable unless changes as authorized in this code and, if so changed, only when signs have been erected giving notice thereof
- (1) Fifteen miles per hour
- (A) When traversing a railway grade crossing, if during the last 100 feet of the approach to the crossing the driver does not have a clear and unobstructed view of the crossing and of any traffic on the railway for a distance of 400 feet in both directions along the railway. This subdivision does not apply in the case of any railway grade crossing where a human flag man is on duty or a clearly visible electrical or mechanical railway crossing signal device is installed but does not then indicate the immediate approach of a railway train or car.
- (B) When traversing any intersection of highways if during the last 100 feet of the driver's approach to the intersection the driver does not have a clear and unobstructed view of the intersection and of any traffic upon all of the highways entering the intersection for a distance of 100 feet along all those highways,

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

except at an intersection protected by stop signs or yield right-of-way signs or controlled by official traffic control signals.

- (C) On any alley.
- (2) Twenty-five miles per hour.
- (A) On any highway other than a state highway, in any business or residence district unless a different speed is determined by local authority under procedures set forth in this code.
  - (B) When approaching or passing a school building or the grounds thereof, contiguous to a highway and posted with a standard "SCHOOL" warning sign, while children are going to or leaving the school either during school hours or during the noon recess period. The prima facie limit shall also apply when approaching or passing any school grounds which are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a standard "SCHOOL" warning sign. For purposes of this subparagraph, standard "SCHOOL" warning signs may be placed at any distance up to 500 feet away from school grounds.

When passing a senior center or other facility primarily used by senior citizens, contiguous to a street other than a state highway and posted with a standard "SENIOR" warning sign. A local authority may erect a sign pursuant to this paragraph when the local agency makes a determination that the proposed signing should be implemented. A local authority may request grant funding from the Active Transportation Program pursuant to Chapter 8 (commencing with Section 2380) of Division 3 of the Streets and Highways Code, or any other grant funding available to it, and use that grant funding to pay for the erection of those signs, or may utilize any other funds available to it to pay for the erection of those signs, including, but not limited to, donations from private sources.

- (C) When passing a senior center or other facility primarily used by senior citizens, contiguous to a street other than a state highway and posted with a standard "SENIOR" warning sign. A local authority may erect a sign pursuant to this paragraph

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

when the local authority makes a determination that the proposed signing should be implemented. A local authority may request grant funding from the Active Transportation Program pursuant to Chapter 8 (commencing with Section 2380) of Division 3 of the Streets and Highways Code, or any other grant funding available to it, and use that grant funding to pay for the erection of those signs, or may utilize any other funds available to it to pay for the erection of those signs, including, but not limited to, donations from private sources.

**CALIFORNIA VEHICLE CODE SECTION 22357 - Increase of Local Speed Limits to 65 MPH**

- (a) Whenever a local authority determines upon the basis of an engineering and traffic survey that a speed greater than 25 miles per hour would facilitate the orderly movement of vehicular traffic and would be reasonable and safe upon any street other than a state highway otherwise subject to a prima facie limit of 25 miles per hour, the local authority may by ordinance determine and declare a prima facie speed limit of 30, 35, 40, 45, 50, 55, or 60 miles per hour or a maximum speed limit of 65 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe. The declared prima facie or maximum speed limit shall be effective when appropriate signs giving notice thereof are erected upon the street and shall not thereafter be revised except upon the basis of an engineering and traffic survey. This section does not apply to any 25-mile-per-hour prima facie limit which is applicable when passing a school building or the grounds thereof or when passing a senior center or other facility primarily used by senior citizens.
- (b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

**CALIFORNIA VEHICLE CODE SECTION 22357.1 - Decrease Near Children's Playgrounds**

Notwithstanding Section 22357, a local authority may, by ordinance or resolution, set a prima facie speed limit of 25 miles per hour on any street, other than a state highway, adjacent to any children's playground in a public park but only during particular hours or days when children are expected to use the facilities. The 25 mile per hour speed limit shall be effective when signs giving notice of the speed

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

limit are posted.

**CALIFORNIA VEHICLE CODE SECTION 22358 - Decrease of Local Speed Limits**

- (a) Whenever a local authority determines upon the basis of an engineering and traffic survey that the limit of 65 miles per hours more than is reasonable or safe upon any portion of any street other than a state highway where the limit of 65 miles per hour is applicable, the local authority may by ordinance determine and declare a prima facie speed limit of 60, 55, 50, 45, 40, 35, 30, or 25 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe, which declared prima facie limit shall be effective when appropriate signs giving notice thereof are erected upon the street
- (b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

**CALIFORNIA VEHICLE CODE SECTION 22358.3. Decrease on Narrow Street**

Whenever a local authority determines upon the basis of an engineering and traffic survey that the prima facie speed limit of 25 miles per hour in a business or residence district or in a public park on any street having a roadway not exceeding 25 feet in width, other than a state highway, is more than is reasonable or safe, the local authority may, by ordinance or resolution, determine and declare a prima facie speed limit of 20 or 15 miles per hour, whichever is found most appropriate and is reasonable and safe. The declared prima fade limit shall be effective when appropriate signs giving notice thereof are erected upon the street

**CALIFORNIA VEHICLE CODE SECTION 22358.5. Down Speed Zoning**

It is the intent of the Legislature that physical conditions such as width, curvature, grade and surface conditions, or any other condition readily apparent to a driver, in the absence of other factors, would not require special downward speed zoning, as the basic rule of section 22350 is sufficient regulation as to such conditions.

**CALIFORNIA VEHICLE CODE SECTION 22366- Notice of Authorization to Increase Maximum Speed Limit**

- (a) Whenever the Director of Transportation determines the date upon which the state may establish a maximum speed limit of 65 miles per

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

hour on highways without subjecting the state to a reduction in the amount of federal aid for highways, the director shall notify the Secretary of State of that determination.

- (b) The notice required under subdivision (a) shall state that it is being made pursuant to this section.
- (c) The notice shall specify a date which is either the date determined pursuant to subdivision (a), or a later date designated by the director.

### **CALIFORNIA VEHICLE CODE SECTION 40802 - Speed Traps**

(a) A "speed trap" is either of the following:

(1) A particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance.

(2) A particular section of a highway with a prima facie speed limit that is provided by this code or by local ordinance under subparagraph (A) of paragraph (2) of subdivision (a) of Section 22352, or established under Section 22354, 22357, 22358, or 22358.3, if that prima facie speed limit is not justified by an engineering and traffic survey conducted within five years prior to the date of the alleged violation, and enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. This paragraph does not apply to a local street, road, or school zone.

(b) (1) For purposes of this section, a local street or road is one that is functionally classified as "local" on the "California Road System Maps," that are approved by the Federal Highway Administration and maintained by the Department of Transportation. When a street or road does not appear on the "California Road System Maps," it may be defined as a "local street or road" if it primarily provides access to abutting residential property and meets the following three conditions:

(A) Roadway width of not more than 40 feet.

(B) Not more than one-half of a mile of uninterrupted length.

Interruptions shall include official traffic control signals as defined in Section 445.

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

(C) Not more than one traffic lane in each direction.

(2) For purposes of this section, "school zone" means that area approaching or passing a school building or the grounds thereof that is contiguous to a highway and on which is posted a standard "SCHOOL" warning sign, while children are going to or leaving the school either during school hours or during the noon recess period. "School zone" also includes the area approaching or passing any school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children if that highway is posted with a standard "SCHOOL" warning sign.

(c) (1) When all of the following criteria are met, paragraph (2) of this subdivision shall be applicable and subdivision (a) shall not be applicable:

(A) When radar is used, the arresting officer has successfully completed a radar operator course of not less than 24 hours on the use of police traffic radar, and the course was approved and certified by the Commission on Peace Officer Standards and Training.

(B) When laser or any other electronic device is used to measure the speed of moving objects, the arresting officer has successfully completed the training required in subparagraph (A) and an additional training course of not less than two hours approved and certified by the Commission on Peace Officer Standards and Training.

(C) (i) The prosecution proved that the arresting officer complied with subparagraphs (A) and (B) and that an engineering and traffic survey has been conducted in accordance with subparagraph (B) of paragraph (2). The prosecution proved that, prior to the officer issuing the notice to appear, the arresting officer established that the radar, laser, or other electronic device conformed to the requirements of subparagraph (D).

(ii) The prosecution proved the speed of the accused was unsafe for the conditions present at the time of alleged violation unless the citation was for a violation of Section 22349, 22356, or 22406.

CITY OF RIPON  
2015 TRAFFIC SURVEY  
Definition of Terms

---

(D) The radar, laser, or other electronic device used to measure the speed of the accused meets or exceeds the minimal operational standards of the National Traffic Highway Safety Administration, and has been calibrated within the three years prior to the date of the alleged violation by an independent certified laser or radar repair and testing or calibration facility.

**CALIFORNIA VEHICLE CODE SECTION 40803 - Speed Trap Evidence.**

- (a) No evidence as to the speed of a vehicle upon a highway shall be admitted in any court upon the trial of any person in any prosecution under this code upon a charge involving the speed of a vehicle when the evidence is based upon or obtained from or by the maintenance or use of a speed trap.
- (b) In any prosecution under this code of a charge involving the speed of a vehicle, where enforcement involves the use of radar or other electronic devices which measure the speed of moving objects, the prosecution shall establish, as part of its prima facie case, that the evidence or testimony presented is not based upon a speed trap as defined in paragraph (2) of subdivision (a) of Section 40802.
- (c) when a traffic and engineering survey is required pursuant to paragraph (2) of subdivision (a) of Section 40802, evidence that a traffic and engineering survey has been conducted within five years of the date of the alleged violation or evidence that the offense was committed on a local Street or road as defined in paragraph (2) of subdivision (a) of Section 40802 shall constitute a prima facie case that the evidence or testimony is not based upon a speed trap as defined in paragraph (2) of subdivision (a) of Section 40802.

COPY OF VEHICLE CODE SECTION 22348-22366, 40802-40803 - Attached

## VEHICLE CODE

### SECTION 22348-22366

22348. (a) Notwithstanding subdivision (b) of Section 22351, a person shall not drive a vehicle upon a highway with a speed limit established pursuant to Section 22349 or 22356 at a speed greater than that speed limit.

(b) A person who drives a vehicle upon a highway at a speed greater than 100 miles per hour is guilty of an infraction punishable, as follows:

(1) Upon a first conviction of a violation of this subdivision, by a fine of not to exceed five hundred dollars (\$500). The court may also suspend the privilege of the person to operate a motor vehicle for a period not to exceed 30 days pursuant to Section 13200.5.

(2) Upon a conviction under this subdivision of an offense that occurred within three years of a prior offense resulting in a conviction of an offense under this subdivision, by a fine of not to exceed seven hundred fifty dollars (\$750). The person's privilege to operate a motor vehicle shall be suspended by the Department of Motor Vehicles pursuant to subdivision (a) of Section 13355.

(3) Upon a conviction under this subdivision of an offense that occurred within five years of two or more prior offenses resulting in convictions of offenses under this subdivision, by a fine of not to exceed one thousand dollars (\$1,000). The person's privilege to operate a motor vehicle shall be suspended by the Department of Motor Vehicles pursuant to subdivision (b) of Section 13355.

(c) A vehicle subject to Section 22406 shall be driven in a lane designated pursuant to Section 21655, or if a lane has not been so designated, in the right-hand lane for traffic or as close as practicable to the right-hand edge or curb. When overtaking and passing another vehicle proceeding in the same direction, the driver shall use either the designated lane, the lane to the immediate left of the right-hand lane, or the right-hand lane for traffic as permitted under this code. If, however, specific lane or lanes have not been designated on a divided highway having four or more clearly marked lanes for traffic in one direction, a vehicle may also be driven in the lane to the immediate left of the right-hand lane, unless otherwise prohibited under this code. This subdivision does not apply to a driver who is preparing for a left- or right-hand turn or who is in the process of entering into or exiting from a highway or to a driver who is required necessarily to drive in a lane other than the right-hand lane to continue on his or her intended route.

22349. (a) Except as provided in Section 22356, no person may drive a vehicle upon a highway at a speed greater than 65 miles per hour.

(b) Notwithstanding any other provision of law, no person may drive a vehicle upon a two-lane, undivided highway at a speed greater than 55 miles per hour unless that highway, or portion thereof, has been posted for a higher speed by the Department of Transportation or appropriate local agency upon the basis of an engineering and traffic survey. For purposes of this subdivision, the following apply:

(1) A two-lane, undivided highway is a highway with not more than one through lane of travel in each direction.

(2) Passing lanes may not be considered when determining the number of through lanes.

(c) It is the intent of the Legislature that there be reasonable signing on affected two-lane, undivided highways described in subdivision (b) in continuing the 55 miles-per-hour speed limit, including placing signs at county boundaries to the extent possible, and at other appropriate locations.

22350. No person shall drive a vehicle upon a highway at a speed greater than is reasonable or prudent having due regard for weather, visibility, the traffic on, and the surface and width of, the highway, and in no event at a speed which endangers the safety of persons or property.

22351. (a) The speed of any vehicle upon a highway not in excess of the limits specified in Section 22352 or established as authorized in this code is lawful unless clearly proved to be in violation of the basic speed law.

(b) The speed of any vehicle upon a highway in excess of the prima facie speed limits in Section 22352 or established as authorized in this code is prima facie unlawful unless the defendant establishes by competent evidence that the speed in excess of said limits did not constitute a violation of the basic speed law at the time, place and under the conditions then existing.

22352. The prima facie limits are as follows and shall be applicable unless changed as authorized in this code and, if so changed, only when signs have been erected giving notice thereof:

(a) Fifteen miles per hour:

(1) When traversing a railway grade crossing, if during the last 100 feet of the approach to the crossing the driver does not have a clear and unobstructed view of the crossing and of any traffic on the railway for a distance of 400 feet in both directions along the railway. This subdivision does not apply in the case of any railway grade crossing where a human flagman is on duty or a clearly visible electrical or mechanical railway crossing signal device is installed but does not then indicate the immediate approach of a railway train or car.

(2) When traversing any intersection of highways if during the last 100 feet of the driver's approach to the intersection the driver does not have a clear and unobstructed view of the intersection and of any traffic upon all of the highways entering the intersection for a distance of 100 feet along all those highways, except at an intersection protected by stop signs or yield right-of-way signs or controlled by official traffic control signals.

(3) On any alley.

(b) Twenty-five miles per hour:

(1) On any highway other than a state highway, in any business or residence district unless a different speed is determined by local authority under procedures set forth in this code.

(2) When approaching or passing a school building or the grounds thereof, contiguous to a highway and posted with a standard "SCHOOL" warning sign, while children are going to or leaving the school

either during school hours or during the noon recess period. The prima facie limit shall also apply when approaching or passing any school grounds which are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a standard "SCHOOL" warning sign. For purposes of this subparagraph, standard "SCHOOL" warning signs may be placed at any distance up to 500 feet away from school grounds.

(3) When passing a senior center or other facility primarily used by senior citizens, contiguous to a street other than a state highway and posted with a standard "SENIOR" warning sign. A local authority may erect a sign pursuant to this paragraph when the local agency makes a determination that the proposed signing should be implemented. A local authority may request grant funding from the Active Transportation Program pursuant to Chapter 8 (commencing with Section 2380) of Division 3 of the Streets and Highways Code, or any other grant funding available to it, and use that grant funding to pay for the erection of those signs, or may utilize any other funds available to it to pay for the erection of those signs, including, but not limited to, donations from private sources.

22353. When conducting an engineering and traffic survey, the City of Norco, in addition to the factors set forth in Section 627, may also consider equestrian safety.

22353.5. When conducting an engineering and traffic survey of the public streets within the boundaries of the common interest development known as Orange Park Acres, in addition to the factors set forth in Section 627, the County of Orange may also consider equestrian safety.

22354. (a) Whenever the Department of Transportation determines upon the basis of an engineering and traffic survey that the limit of 65 miles per hour is more than is reasonable or safe upon any portion of a state highway where the limit of 65 miles is applicable, the department may determine and declare a prima facie speed limit of 60, 55, 50, 45, 40, 35, 30 or 25 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe, which declared prima facie speed limit shall be effective when appropriate signs giving notice thereof are erected upon the highway.

(b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

22354.5. (a) Whenever the Department of Transportation determines, upon the basis of an engineering and traffic survey, to increase or decrease the existing speed limit on a particular portion of a state highway pursuant to Section 22354, it shall, prior to increasing or decreasing that speed limit, consult with, and take into consideration the recommendations of, the Department of the California Highway Patrol.

(b) The city council or board of supervisors of a city or county through which any portion of a state highway subject to subdivision

(a) extends may conduct a public hearing on the proposed increase or decrease at a convenient location as near as possible to that portion of state highway. The Department of Transportation shall take into consideration the results of the public hearing in determining whether to increase or decrease the speed limit.

22355. Whenever the Department of Transportation determines upon the basis of an engineering and traffic survey that the safe and orderly movement of traffic upon any state highway which is a freeway will be facilitated by the establishment of variable speed limits, the department may erect, regulate, and control signs upon the state highway which is a freeway, or any portion thereof, which signs shall be so designed as to permit display of different speed limits at various times of the day or night. Such signs need not conform to the standards and specifications established by regulations of the Department of Transportation pursuant to Section 21400, but shall be of sufficient size and clarity to give adequate notice of the applicable speed limit. The speed limit upon the freeway at a particular time and place shall be that which is then and there displayed upon such sign.

22356. (a) Whenever the Department of Transportation, after consultation with the Department of the California Highway Patrol, determines upon the basis of an engineering and traffic survey on existing highway segments, or upon the basis of appropriate design standards and projected traffic volumes in the case of newly constructed highway segments, that a speed greater than 65 miles per hour would facilitate the orderly movement of vehicular traffic and would be reasonable and safe upon any state highway, or portion thereof, that is otherwise subject to a maximum speed limit of 65 miles per hour, the Department of Transportation, with the approval of the Department of the California Highway Patrol, may declare a higher maximum speed of 70 miles per hour for vehicles not subject to Section 22406, and shall cause appropriate signs to be erected giving notice thereof. The Department of Transportation shall only make a determination under this section that is fully consistent with, and in full compliance with, federal law.

(b) No person shall drive a vehicle upon that highway at a speed greater than 70 miles per hour, as posted.

(c) This section shall become operative on the date specified in subdivision (c) of Section 22366.

22357. (a) Whenever a local authority determines upon the basis of an engineering and traffic survey that a speed greater than 25 miles per hour would facilitate the orderly movement of vehicular traffic and would be reasonable and safe upon any street other than a state highway otherwise subject to a prima facie limit of 25 miles per hour, the local authority may by ordinance determine and declare a prima facie speed limit of 30, 35, 40, 45, 50, 55, or 60 miles per hour or a maximum speed limit of 65 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe. The declared prima facie or maximum speed limit shall be effective when appropriate signs giving notice thereof are erected upon the street and shall not thereafter be revised except upon the basis of an engineering and traffic survey.

This section does not apply to any 25-mile-per-hour prima facie limit which is applicable when passing a school building or the grounds thereof or when passing a senior center or other facility primarily used by senior citizens.

(b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

22357.1. Notwithstanding Section 22357, a local authority may, by ordinance or resolution, set a prima facie speed limit of 25 miles per hour on any street, other than a state highway, adjacent to any children's playground in a public park but only during particular hours or days when children are expected to use the facilities. The 25 mile per hour speed limit shall be effective when signs giving notice of the speed limit are posted.

22358. (a) Whenever a local authority determines upon the basis of an engineering and traffic survey that the limit of 65 miles per hour is more than is reasonable or safe upon any portion of any street other than a state highway where the limit of 65 miles per hour is applicable, the local authority may by ordinance determine and declare a prima facie speed limit of 60, 55, 50, 45, 40, 35, 30, or 25 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe, which declared prima facie limit shall be effective when appropriate signs giving notice thereof are erected upon the street.

(b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

22358.3. Whenever a local authority determines upon the basis of an engineering and traffic survey that the prima facie speed limit of 25 miles per hour in a business or residence district or in a public park on any street having a roadway not exceeding 25 feet in width, other than a state highway, is more than is reasonable or safe, the local authority may, by ordinance or resolution, determine and declare a prima facie speed limit of 20 or 15 miles per hour, whichever is found most appropriate and is reasonable and safe. The declared prima facie limit shall be effective when appropriate signs giving notice thereof are erected upon the street.

22358.4. (a) (1) Whenever a local authority determines upon the basis of an engineering and traffic survey that the prima facie speed limit of 25 miles per hour established by paragraph (2) of subdivision (a) of Section 22352 is more than is reasonable or safe, the local authority may, by ordinance or resolution, determine and declare a prima facie speed limit of 20 or 15 miles per hour, whichever is justified as the appropriate speed limit by that survey.

(2) An ordinance or resolution adopted under paragraph (1) shall not be effective until appropriate signs giving notice of the speed limit are erected upon the highway and, in the case of a state highway, until the ordinance is approved by the Department of Transportation and the appropriate signs are erected upon the highway.

(b) (1) Notwithstanding subdivision (a) or any other provision of

law, a local authority may, by ordinance or resolution, determine and declare prima facie speed limits as follows:

(A) A 15 miles per hour prima facie limit in a residence district, on a highway with a posted speed limit of 30 miles per hour or slower, when approaching, at a distance of less than 500 feet from, or passing, a school building or the grounds of a school building, contiguous to a highway and posted with a school warning sign that indicates a speed limit of 15 miles per hour, while children are going to or leaving the school, either during school hours or during the noon recess period. The prima facie limit shall also apply when approaching, at a distance of less than 500 feet from, or passing, school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a school warning sign that indicates a speed limit of 15 miles per hour.

(B) A 25 miles per hour prima facie limit in a residence district, on a highway with a posted speed limit of 30 miles per hour or slower, when approaching, at a distance of 500 to 1,000 feet from, a school building or the grounds thereof, contiguous to a highway and posted with a school warning sign that indicates a speed limit of 25 miles per hour, while children are going to or leaving the school, either during school hours or during the noon recess period. The prima facie limit shall also apply when approaching, at a distance of 500 to 1,000 feet from, school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a school warning sign that indicates a speed limit of 25 miles per hour.

(2) The prima facie limits established under paragraph (1) apply only to highways that meet all of the following conditions:

(A) A maximum of two traffic lanes.

(B) A maximum posted 30 miles per hour prima facie speed limit immediately prior to and after the school zone.

(3) The prima facie limits established under paragraph (1) apply to all lanes of an affected highway, in both directions of travel.

(4) When determining the need to lower the prima facie speed limit, the local authority shall take the provisions of Section 627 into consideration.

(5) (A) An ordinance or resolution adopted under paragraph (1) shall not be effective until appropriate signs giving notice of the speed limit are erected upon the highway and, in the case of a state highway, until the ordinance is approved by the Department of Transportation and the appropriate signs are erected upon the highway.

(B) For purposes of subparagraph (A) of paragraph (1), school warning signs indicating a speed limit of 15 miles per hour may be placed at a distance up to 500 feet away from school grounds.

(C) For purposes of subparagraph (B) of paragraph (1), school warning signs indicating a speed limit of 25 miles per hour may be placed at any distance between 500 and 1,000 feet away from the school grounds.

(D) A local authority shall reimburse the Department of Transportation for all costs incurred by the department under this subdivision.

22358.5. It is the intent of the Legislature that physical conditions such as width, curvature, grade and surface conditions, or any other condition readily apparent to a driver, in the absence of other factors, would not require special downward speed zoning, as

the basic rule of section 22350 is sufficient regulation as to such conditions.

6D

22359. With respect to boundary line streets and highways where portions thereof are within different jurisdictions, no ordinance adopted under Sections 22357 and 22358 shall be effective as to any such portion until all authorities having jurisdiction of the portions of the street concerned have approved the same. This section shall not apply in the case of boundary line streets consisting of separate roadways within different jurisdictions.

22360. (a) Whenever a local authority determines upon the basis of an engineering and traffic survey that the limit of 65 miles per hour is more than is reasonable or safe upon any portion of a highway other than a state highway for a distance of not exceeding 2,000 feet in length between districts, either business or residence, the local authority may determine and declare a reasonable and safe prima facie limit thereon lower than 65 miles per hour, but not less than 25 miles per hour, which declared prima facie speed limit shall be effective when appropriate signs giving notice thereof are erected upon the street or highway.

(b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

22361. On multiple-lane highways with two or more separate roadways different prima facie speed limits may be established for different roadways under any of the procedures specified in Sections 22354 to 22359, inclusive.

22362. It is prima facie a violation of the basic speed law for any person to operate a vehicle in excess of the posted speed limit upon any portion of a highway where officers or employees of the agency having jurisdiction of the same, or any contractor of the agency or his employees, are at work on the roadway or within the right-of-way so close thereto as to be endangered by passing traffic. This section applies only when appropriate signs, indicating the limits of the restricted zone, and the speed limit applicable therein, are placed by such agency within 400 feet of each end of such zone. The signs shall display the figures indicating the applicable limit, which shall not be less than 25 miles per hour, and shall indicate the purpose of the speed restriction. Nothing in this section shall be deemed to relieve any operator of a vehicle from complying with the basic speed law.

22363. Notwithstanding any speed limit that may be in effect upon the highway, the Department of Transportation in respect to state highways, or a local authority with respect to highways under its jurisdiction, may determine and declare a prima facie speed limit of 40, 35, 30, or 25 miles per hour, whichever is found most appropriate and is reasonable and safe based on the prevailing snow or ice conditions upon such highway or any portion thereof. Signs may be placed and removed as snow or ice conditions vary.

328

22364. Whenever the Department of Transportation determines, upon the basis of an engineering and traffic survey, that the safe and orderly movement of traffic upon any state highway will be facilitated by the establishment of different speed limits for the various lanes of traffic, the department may place signs upon the state highway, or any portion thereof. The signs shall designate the speed limits for each of the lanes of traffic.

22365. Notwithstanding any other provision of law, any county or city, which is contained, in whole or in part, within the South Coast Air Quality Management District, may, if the county or city determines that it is necessary to achieve or maintain state or federal ambient air quality standards for particulate matter, determine and declare by ordinance a prima facie speed limit that is lower than that which the county or city is otherwise permitted by this code to establish, for any unpaved road under the jurisdiction of the county or city and within the district. That declared prima facie speed limit shall be effective when appropriate signs giving notice thereof are erected along the road.

22366. (a) Whenever the Director of Transportation determines the date upon which the state may establish a maximum speed limit of 65 miles per hour on highways without subjecting the state to a reduction in the amount of federal aid for highways, the director shall notify the Secretary of State of that determination.

(b) The notice required under subdivision (a) shall state that it is being made pursuant to this section.

(c) The notice shall specify a date which is either the date determined pursuant to subdivision (a), or a later date designated by the director.

---

# VEHICLE CODE

## SECTION 40800-40808

40800. (a) A traffic officer on duty for the exclusive or main purpose of enforcing the provisions of Division 10 (commencing with Section 20000) or 11 (commencing with Section 21000) shall wear a full distinctive uniform, and if the officer while on duty uses a motor vehicle, it must be painted a distinctive color specified by the commissioner.

(b) This section does not apply to an officer assigned exclusively to the duty of investigating and securing evidence in reference to the theft of a vehicle or failure of a person to stop in the event of an accident or violation of Section 23109 or 23109.1 or in reference to a felony charge, or to an officer engaged in serving a warrant when the officer is not engaged in patrolling the highways for the purpose of enforcing the traffic laws.

40801. No peace officer or other person shall use a speed trap in arresting, or participating or assisting in the arrest of, any person for any alleged violation of this code nor shall any speed trap be used in securing evidence as to the speed of any vehicle for the purpose of an arrest or prosecution under this code.

40802. (a) A "speed trap" is either of the following:

(1) A particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance.

(2) A particular section of a highway with a prima facie speed limit that is provided by this code or by local ordinance under subparagraph (A) of paragraph (2) of subdivision (a) of Section 22352, or established under Section 22354, 22357, 22358, or 22358.3, if that prima facie speed limit is not justified by an engineering and traffic survey conducted within five years prior to the date of the alleged violation, and enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. This paragraph does not apply to a local street, road, or school zone.

(b) (1) For purposes of this section, a local street or road is one that is functionally classified as "local" on the "California Road System Maps," that are approved by the Federal Highway Administration and maintained by the Department of Transportation. When a street or road does not appear on the "California Road System Maps," it may be defined as a "local street or road" if it primarily provides access to abutting residential property and meets the following three conditions:

(A) Roadway width of not more than 40 feet.

(B) Not more than one-half of a mile of uninterrupted length. Interruptions shall include official traffic control signals as defined in Section 445.

(C) Not more than one traffic lane in each direction.

(2) For purposes of this section, "school zone" means that area approaching or passing a school building or the grounds thereof that is contiguous to a highway and on which is posted a standard "SCHOOL" warning sign, while children are going to or leaving the school either during school hours or during the noon recess period. "School zone" also includes the area approaching or passing any school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children if that highway is posted with a standard "SCHOOL" warning sign.

(c) (1) When all of the following criteria are met, paragraph (2) of this subdivision shall be applicable and subdivision (a) shall not be applicable:

(A) When radar is used, the arresting officer has successfully completed a radar operator course of not less than 24 hours on the use of police traffic radar, and the course was approved and certified by the Commission on Peace Officer Standards and Training.

(B) When laser or any other electronic device is used to measure the speed of moving objects, the arresting officer has successfully completed the training required in subparagraph (A) and an additional training course of not less than two hours approved and certified by the Commission on Peace Officer Standards and Training.

(C) (i) The prosecution proved that the arresting officer complied with subparagraphs (A) and (B) and that an engineering and traffic survey has been conducted in accordance with subparagraph (B) of paragraph (2). The prosecution proved that, prior to the officer issuing the notice to appear, the arresting officer established that the radar, laser, or other electronic device conformed to the requirements of subparagraph (D).

(ii) The prosecution proved the speed of the accused was unsafe for the conditions present at the time of alleged violation unless the citation was for a violation of Section 22349, 22356, or 22406.

(D) The radar, laser, or other electronic device used to measure the speed of the accused meets or exceeds the minimal operational standards of the National Traffic Highway Safety Administration, and has been calibrated within the three years prior to the date of the alleged violation by an independent certified laser or radar repair and testing or calibration facility.

(2) A "speed trap" is either of the following:

(A) A particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance.

(B) (i) A particular section of a highway or state highway with a prima facie speed limit that is provided by this code or by local ordinance under subparagraph (A) of paragraph (2) of subdivision (a) of Section 22352, or established under Section 22354, 22357, 22358, or 22358.3, if that prima facie speed limit is not justified by an engineering and traffic survey conducted within one of the following time periods, prior to the date of the alleged violation, and enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects:

(I) Except as specified in subclause (II), seven years.

(II) If an engineering and traffic survey was conducted more than seven years prior to the date of the alleged violation, and a registered engineer evaluates the section of the highway and determines that no significant changes in roadway or traffic conditions have occurred, including, but not limited to, changes in adjoining property or land use, roadway width, or traffic volume, 10 years.

(ii) This subparagraph does not apply to a local street, road, or

school zone.

6D

40803. (a) No evidence as to the speed of a vehicle upon a highway shall be admitted in any court upon the trial of any person in any prosecution under this code upon a charge involving the speed of a vehicle when the evidence is based upon or obtained from or by the maintenance or use of a speedtrap.

(b) In any prosecution under this code of a charge involving the speed of a vehicle, where enforcement involves the use of radar or other electronic devices which measure the speed of moving objects, the prosecution shall establish, as part of its prima facie case, that the evidence or testimony presented is not based upon a speedtrap as defined in paragraph (2) of subdivision (a) of Section 40802.

(c) When a traffic and engineering survey is required pursuant to paragraph (2) of subdivision (a) of Section 40802, evidence that a traffic and engineering survey has been conducted within five years of the date of the alleged violation or evidence that the offense was committed on a local street or road as defined in paragraph (2) of subdivision (a) of Section 40802 shall constitute a prima facie case that the evidence or testimony is not based upon a speedtrap as defined in paragraph (2) of subdivision (a) of Section 40802.

40804. (a) In any prosecution under this code upon a charge involving the speed of a vehicle, an officer or other person shall be incompetent as a witness if the testimony is based upon or obtained from or by the maintenance or use of a speed trap.

(b) An officer arresting, or participating or assisting in the arrest of, a person so charged while on duty for the exclusive or main purpose of enforcing the provisions of Divisions 10 (commencing with Section 20000) and 11 (commencing with Section 21000) is incompetent as a witness if at the time of that arrest he was not wearing a distinctive uniform, or was using a motor vehicle not painted the distinctive color specified by the commissioner.

(c) This section does not apply to an officer assigned exclusively to the duty of investigating and securing evidence in reference to the theft of a vehicle or failure of a person to stop in the event of an accident or violation of Section 23109 or 23109.1 or in reference to a felony charge or to an officer engaged in serving a warrant when the officer is not engaged in patrolling the highways for the purpose of enforcing the traffic laws.

40805. Every court shall be without jurisdiction to render a judgment of conviction against any person for a violation of this code involving the speed of a vehicle if the court admits any evidence or testimony secured in violation of, or which is inadmissible under this article.

40806. In the event a defendant charged with an offense under this code pleads guilty, the trial court shall not at any time prior to pronouncing sentence receive or consider any report, verbal or written, of any police or traffic officer or witness of the offense without fully informing the defendant of all statements in the report or statement of witnesses, or without giving the defendant an

332

opportunity to make answer thereto or to produce witnesses in rebuttal, and for such purpose the court shall grant a continuance before pronouncing sentence if requested by the defendant.

6D

40807. No record of any action taken by the department against a person's privilege to operate a motor vehicle, nor any testimony regarding the proceedings at, or concerning, or produced at, any hearing held in connection with such action, shall be admissible as evidence in any court in any criminal action.

No provision of this section shall in any way limit the admissibility of such records or testimony as is necessary to enforce the provisions of this code relating to operating a motor vehicle without a valid driver's license or when the driving privilege is suspended or revoked, the admissibility of such records or testimony in any prosecution for failure to disclose any matter at such a hearing when required by law to do so, or the admissibility of such records and testimony when introduced solely for the purpose of impeaching the credibility of a witness.

40808. Subdivision (d) of Section 28 of Article I of the California Constitution shall not be construed as abrogating the evidentiary provisions of this article.

---

# ***CHAPTER 4***

## ***Stalker II Directional Radar Information/Description***



**Jill Gill**  
 GSA Sales Representative  
 Phone: (757) 826-8210  
 Email: jgill@gately.com

6D

# STALKER II

**Stalker II - SDR** | Stationary Directional Radar

**Stalker II - MDR** | Moving Directional Radar

*The Stalker II brings direction-sensing technology to hand-held police radar*

*The performance and range of a vehicle-mounted radar in a versatile, hand-held lightweight package.*

*The Stalker II includes direction-sensing and moving mode technology and is available in either moving / stationary or stationary-only versions.*



Ergonomic infrared remote

- HIGH PERFORMANCE DESIGN USING DIGITAL SIGNAL PROCESSING TECHNOLOGY (DSP)
- FASTER SPEED TRACKING
- 3 WINDOW DISPLAY
- DETACHABLE BATTERY HANDLE DESIGN
- NEW HIGH CAPACITY BATTERY
- RUGGED, WATERPROOF DIE-CAST METAL CONSTRUCTION
- TOUCH PANEL KEYBOARD WITH BACKLIT LCD



COMMUNICATION CO.

www.gately.com

# STALKER®

Radar | Lidar

*The World Leader in Speed Measurement*

**StalkerRadar.com**

335

## ■ Stalker II MDR | Moving Directional Radar

The Stalker II MDR, moving directional radar, brings direction-sensing technology to a hand-held radar. The Stalker II can automatically distinguish between faster or slower same-lane targets in moving mode without a slower key and can simultaneously track targets closing or going away. The rear antenna option allows the connection to a rear-facing antenna to yield performance of a two-antenna dash-mounted unit. An ergonomic infrared remote control is standard.

## ■ Stalker II SDR | Stationary Directional Radar

The Stalker II SDR, stationary directional radar, has the range and performance of a vehicle-mounted radar in a versatile hand-held package with patented direction-sensing technology. The ergonomic infrared remote may be added to increase the Stalker II's versatility.

## Backlit Rear Display

The 3-window backlit display presents an intuitive user interface with clear messaging and control buttons. It features LCD display windows for Strongest Target, Faster Target, and Patrol Speed (in moving mode) with direction arrows that indicate the direction of travel for both the strongest and faster targets

By displaying both strongest and faster targets simultaneously, the Stalker II can monitor faster vehicles passing larger vehicles and display the speed of both targets simultaneously.

**TRIGGER** – Press the trigger to transmit and release the trigger for hold. A push (to transmit) push (to hold) operation is optional. The trigger is used in stopwatch mode to perform the start/stop function.

**MENU** – is used to enter the operator menu.

**STA/MOV** – selects stationary or moving mode in the MDR. Not used in the SDR.

**▲/TEST** – ▲ sets distance in stopwatch mode and increments settings in the operator menu. **TEST** performs a diagnostic check on the radar.

**LOCK/REL** – is used to **LOCK** and **RELEASE** strong speed targets.

**BOTH/DIRECTION** – This key is used to select target direction.



**LIGHT/▼** – **LIGHT** switches the backlight on and off. **▼** sets distance in stopwatch mode and decrements settings in the operator menu.

**POWER** – toggles the main power ON and Off.

**Multi-Function Port** – connection point for VSS, external power, and data output.

## Rear Antenna Option



The Stalker II MDR can be purchased with an optional rear antenna port. With this feature, a second, rear-facing antenna can be connected to the Stalker II MDR to yield the performance of a two-antenna dash-mounted unit either in a patrol vehicle or on a motorcycle.



## Motorcycle/Waterproof Applications

# STALKER II



The Stalker II brings versatility to motorcycle applications as a handlebar mount, with or without the battery handle attached, or used as a traditional hand-held with an optional holster.

Its die-cast-metal case is smaller and lighter than most hand-holds, and the Stalker II is waterproof to a depth of 2 feet. That makes the Stalker II at home on the water as well as on the roadway.



New Waterproof Remote Control

## Full-Function Remote Control

The full function remote control adds to the Stalker II's versatility and provides direct access to the operator settings that can also be accessed in the Operator Menu.

**▲** – is used to set distance in stopwatch mode and to increment settings in the operator menu.

**STRONG LOCK/REL** – is used to lock and release strong targets.

**ANT** – toggles between integral antenna and optional, rear-facing antenna.

**FAST LOCK/REL** – is used to lock and release faster targets.

**▼** – is used to set distance in stopwatch mode and to decrement settings in the operator menu.

**BOTH / DIRECTION** – is used to select target direction for both stationary and moving modes.

**SEn / 100** – **SEn** adjusts the sensitivity (range) of the radar; **100** is used for setting distance in stopwatch mode.

**TEST / MENU** – **TEST** performs a diagnostic check on the radar; **MENU** is used to enter the operator menu.

**XMIT/HLD** – toggles between transmit mode and hold mode.

**SS** – is the Start/Stop control for stopwatch operation.

**STA/MOV** – selects either stationary mode or moving mode.

**SQL / 10** – **SQL** toggles the squelch control on/off. **10** is used for setting distance in stopwatch mode.

**PS 5/20 / 1** – **PS 5/20** is used to set the minimum patrol speed. **1** is used for setting distance in stopwatch mode.

**PS BLANK** – will blank a locked patrol speed and it is also used to reacquire a new patrol speed.

**((( )))** – is used to adjust the Doppler volume and the beep volume.

**LIGHT** – activates the remote backlight for 6 seconds.





## Optional Accessories

The versatile Stalker II has available mounts, holsters and antenna connections for nearly any application.

### Mounts

The Stalker II can be dash mounted (with or without handle) in the police vehicle.



A variety of mounts are available for several makes and models of vehicles and motorcycles.

### Holster

The holster fully protects the Stalker II when not in use, keeping it safely and securely tucked away on motorcycle patrol.



## Detachable Battery Handle



With its detachable high-capacity battery handle, the Stalker II is easily mounted to any law enforcement vehicle, and will go from hand-held to dash mount and back to hand-held in a snap.

The intelligent battery charger protects batteries and operates using

either the 120 VAC wall adapter or an optional 12 VDC cigarette plug cable.

**Stalker II - SDR** | Stationary Directional Radar

**Stalker II - MDR** | Moving Directional Radar

## Model/Features

	Stalker II SDR	Stalker II MDR
Moving mode	N/A	Standard
Automatic Same Lane mode (no slower key)	N/A	Standard
VSS operation	N/A	Standard
VSS Moving/Stationary modes auto switching	N/A	Standard
Removable rechargeable Battery Handle	Standard	Standard
Waterproof down to 2 ft of water depth	Standard	Standard
Rugged but lightweight Die-Cast metal body	Standard	Standard
Stopwatch mode	Standard	Standard
Directional sensing	Standard	Standard
Strongest and Faster display in all target modes	Standard	Standard
Faster Target Lock in all target modes	Standard	Standard
Software upgradeable	Standard	Standard
Video interface connector	Standard	Standard
Battery Handle Charger accessory	Standard	Standard
Cordless Remote Control	Optional	Standard
Dash Mount operation	Optional	Standard
Motorcycle operation	Optional	Optional
Motorcycle Holster	Optional	Optional
Wired Remote Control	Optional	Optional
Rear facing antenna		Optional

**Authorized Dealer**  
**Gately Communication Co.**  
 Jill Gill, GSA Sales Rep  
 1-800-335-5431  
 Email: [jgill@gately.com](mailto:jgill@gately.com)  
 GSA Contract GS-07F-8964D  
 006-0 Expires 7-31-2016

**STALKER** Radar | Lidar

*The World Leader in Speed Measurement*

applied concepts, inc.

2609 Technology Drive ■ Plano, Texas 75074  
 972.398.3780 ■ Fax 972.398.3781

**StalkerRadar.com** 838



**Gately Communication Company GSA Packages  
Contract GS-07F-8964D / Expires 7-13-2016**

**Stalker II SDR Stationary Direction – Sensing Radar  
Package # 803-0005-00 includes:**

<b>Part Number</b>	<b>Qty</b>	<b>Description</b>
200-0673-00	1	Stalker II Stationary
020-0819-01	2	High Capacity Battery Handle
200-0839-00	1	Battery Charger Base, Li-Ion
200-0769-00	1	25 MPH KA Tuning Fork
200-0770-00	1	40 MPH K-Band Tuning Fork
155-2232-00	1	Cigarette-plug Power Cable
200-0676-00	1	Stalker II SDR User Manual
0111-0068-00	1	Stalker II SDR Quick Reference
035-0021-01	1	Hard Carrying Case
060-1000-12	1	12 Month Warranty*

**GSA Price**

**1-5 Units = \$1,415.84**

**6+ Units - \$1,400.78**

**Stalker II MDR Moving Direction – Sensing Radar  
Package # 803-0002-00 includes:**

<b>Part Number</b>	<b>Qty</b>	<b>Description</b>
200-0673-00	1	Stalker II Moving Radar
200-0671-00	1	Stalker II IR Remote
020-0819-01	1	High Capacity Battery Handle
200-0839-00	1	Battery Charger Base, Li-Ion
200-0769-00	1	25 MPH KA Tuning Fork
200-0770-00	1	40 MPH K-Band Tuning Fork
155-2232-00	1	Cigarette-plug Power Cable
200-0676-00	1	Stalker II MDR User Manual
0111-0068-00	1	Stalker II MDR Quick Reference
035-0021-01	1	Hard Carrying Case
060-1000-12	1	12 Month Warranty*

**GSA Price**

**1-5 Units = \$2,268.18**

**6+ Units - \$2,231.99**

**GSA Contact: Jill Gill, GSA Sales Representative**

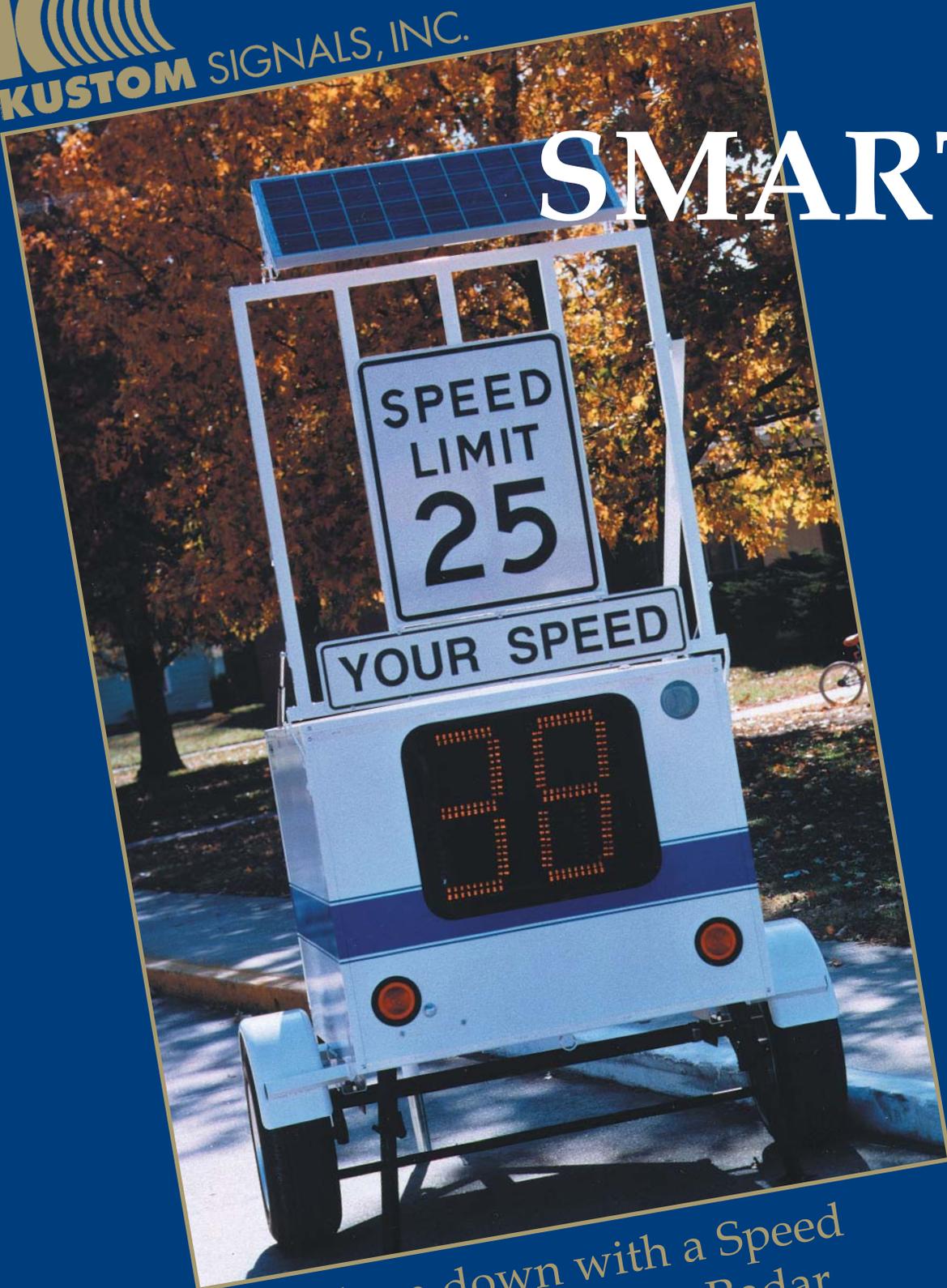
**Phone: 1-800-335-5431 or (757) 826-8210**

**Email: [gsa@gately.com](mailto:gsa@gately.com)**

**Website: [www.gately.com](http://www.gately.com)**

**KUSTOM SIGNALS, INC.**

# SMART™



Slow them down with a Speed Monitoring Awareness Radar Trailer from Kustom Signals

## Speed Monitoring Awareness Radar Trailer

**N**eighborhoods, school zones, construction sites and dangerous roads could use a little help in promoting compliance with the speed limit. But officers can't be everywhere at once. That's why we offer SMART, a gentle reminder to slow down.

SMART, which stands for **Speed Monitoring Awareness Radar Trailer** is just that: a portable, self-contained speed display unit that is towed to sites with speed-related problems.

After quick and easy set up – less than 5 minutes – SMART is left on the roadside to display speeds of on-coming vehicles. Brake lights are the usual response

### *Around-the-Clock Duty*

With SMART on the payroll, you have a virtual officer on duty around-the-clock, with no overtime pay – And officers have more time to deal with other important issues.

### *Kustom-Built Versatility*

Because needs vary from one agency to another, we offer three models. The Box-style Models I and II, due to their size offer multiple benefits. They create a presence, sending a "Slow Down" message to drivers; they offer a large internal storage space for traffic cones, road flares, a road tube, etc.; and the exterior allows for placement of a department's logo or advertising. The SMART-LP (Low Profile) maximizes safety with its see-through design that provides a clear line of sight for pedestrians and drivers.

A few of the features include:

- **Kustom SMART Radar** – this specially designed radar is mounted inside the locked trailer to clock speeds.
- **Amber LED (Light Emitting Diode) Display** – motorists see their speeds on this highly-visible LED display. The speed limit sign above the display reminds motorists to pay attention and ease up on the gas pedal.
- **Violator Alert** – when a preset speed is exceeded, the LEDs flash and change to red, sending a "This means You" message – *offered only on Model I. The amber violator alert is available on the Model II and LP.*

Each model can be purchased with options, including:

- **The SMARTStat Traffic Statistics Computer** – offers the advantage of using a road tube or the free flow method for collecting statistics on cars vs. time, cars vs. speed, speed vs. time, and much more! It's the most versatile Windows™ compatible computer available for gathering traffic data.

- **Over-speed Blanking** – display turns off if pre-set speed is exceeded.
- **Traffic Enforcement or Directional Radar** – certified traffic enforcement radar is available as well as directional radar units for approaching targets only.
- **Motion Alarm** – deters vandals.
- **For More Options and Details** – refer to next page.

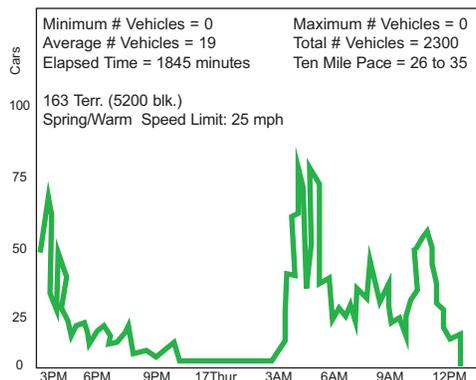
### *Community Relations*

SMART generates a positive response from the community, because citizens see you responding to their concerns when you take action against speed-related problems in their neighborhoods, school zones, and construction areas. They feel safer, and that is what voluntary compliance with the speed limit is all about – safety.

We know of at least one officer who returned to the SMART trailer and found a note taped to it reading: "Please bring this to my neighborhood." SMART has become so popular that many agencies have waiting lists for neighborhoods that want it.

Whether used to promote awareness at the start of a school year, support a temporary speed reduction site for road crews, or to simply promote goodwill, put SMART on your payroll.

**1-800-4KUSTOM (458-7866)**  
**www.kustomsignals.com**



Cars vs. Time Statistics Graph

# System Configurations



Model I    Model II    Model LP

**Standard Features**

Red LED violator alert	•		
18" LED display (amber)	•	•	•
SMART radar	•	•	•
Solar-assisted recharge	•		
Aluminum panels, steel frame	•	•	•
Graffiti-resistant paint	•	•	•
Locking access door	•	•	
Interior safety door release	•	•	n/a
Removable trailer hitch	•		
Towing lights	•	•	•
Torsion-spring suspension	•	•	•
Leveling jacks	•	•	•
20-amp A/C battery charger	•	•	
10-amp A/C battery charger			•

**Options**

Traffic enforcement radar	•	•	•
Directional radar	•	•	•
SMARTStat traffic statistics pkg	•	•	•
Amber violator alert	•	•	•
Over-speed blanking	•	•	•
Solar Panel		•	•
Motion alarm with remote	•	•	
30-amp A/C battery charger	•	•	
20-amp A/C battery charger			•
Axle lock	•	•	
Speed limit signs	•	•	n/a
Speed sign rack	•	•	n/a
Aluminum wheels	•	•	•
Accent striping	•	•	
Custom lettering	•	•	
Canvas cover	•	•	•

# Your complete traffic safety equipment source

6D

**Kustom Signals, Inc.** offers a complete range of products to meet the traffic safety equipment needs of law enforcement and public safety agencies including video systems, radar, laser, speed monitoring and message trailers, and more. For more than 30 years, we've been a world leader in the design and manufacture of public safety traffic equipment, working to bring you the best in performance and reliability.

As a recognized innovator in the industry, we've developed an expansive product line through a "we listen" philosophy. By taking a needs-based, consultative approach to serving customers, we're able to offer products that work better for you and that offer more features. Designed for convenience, high performance and prolonged use, Kustom products combine cutting-edge technology with performance and quality you can depend on.

Every Kustom product is backed with a commitment of service; providing you with the highest level of sales and support in the business. Our highly-trained staff of sales professionals, customer service representatives and specialized technicians are dedicated to giving you the level of expertise you expect from the industry leader.

Whether its traffic safety radar, lidar, speed monitoring trailers, or video, with Kustom you get long-lasting, tough, easy-to-use equipment. Since 1970, we've focused on providing products that exceed the performance, safety, quality and reliability expectations of our customers. With an extensive product line and professional sales and service teams, it is easy to see why thousands of agencies worldwide choose Kustom Signals for their traffic safety equipment needs.

## Kustom's Complete Product Line

### Video

Digital Eyewitness®  
Eyewitness®  
Patrol Cam™  
MotorEye  
VideoTrak

### Radar & Laser

Directional Golden Eagle®  
Golden Eagle®  
Silver Eagle®  
Eagle® Plus  
Eagle®  
Motorcycle Eagle®  
Talon™  
PRO-1000DS™  
Falcon®  
Falcon® Marine  
HR-12™  
KR-10 SP  
Trooper  
ProLaser® III  
LaserCam® II

### More! Speed Monitoring Trailers & Traffic Data Collection

SMART-VMS (Variable Message Sign)  
StealthStat™ (Speed Monitoring/Data Collection)

*In keeping with Kustom Signals' policy of continued refinement of its products, these specifications are subject to change without notice. SMART is a PATCO product distributed by Kustom Signals. Kustom Signals' warranty includes parts and labor, and warrants all components – without exception – against defects in materials and workmanship. SMART is warranted for one year, the radar is warranted for two years. Service can be performed by the Kustom Signals manufacturing facility. Lease/Purchase available. SMART is protected by U.S. Patent numbers 5,231,393 & 6,046,686. For more information call toll-free 1-800-4KUSTOM or visit us at [www.kustomsignals.com](http://www.kustomsignals.com)*



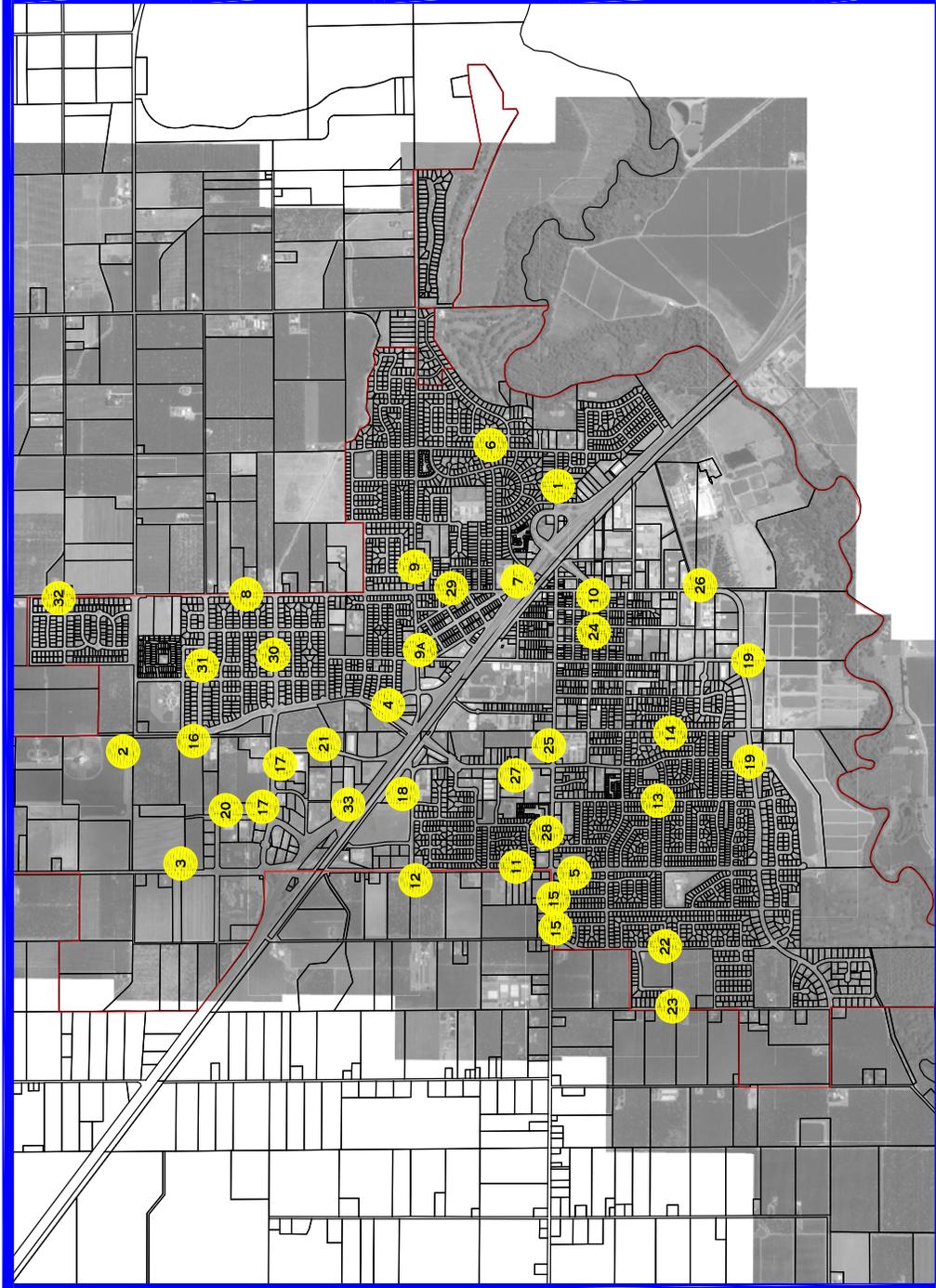
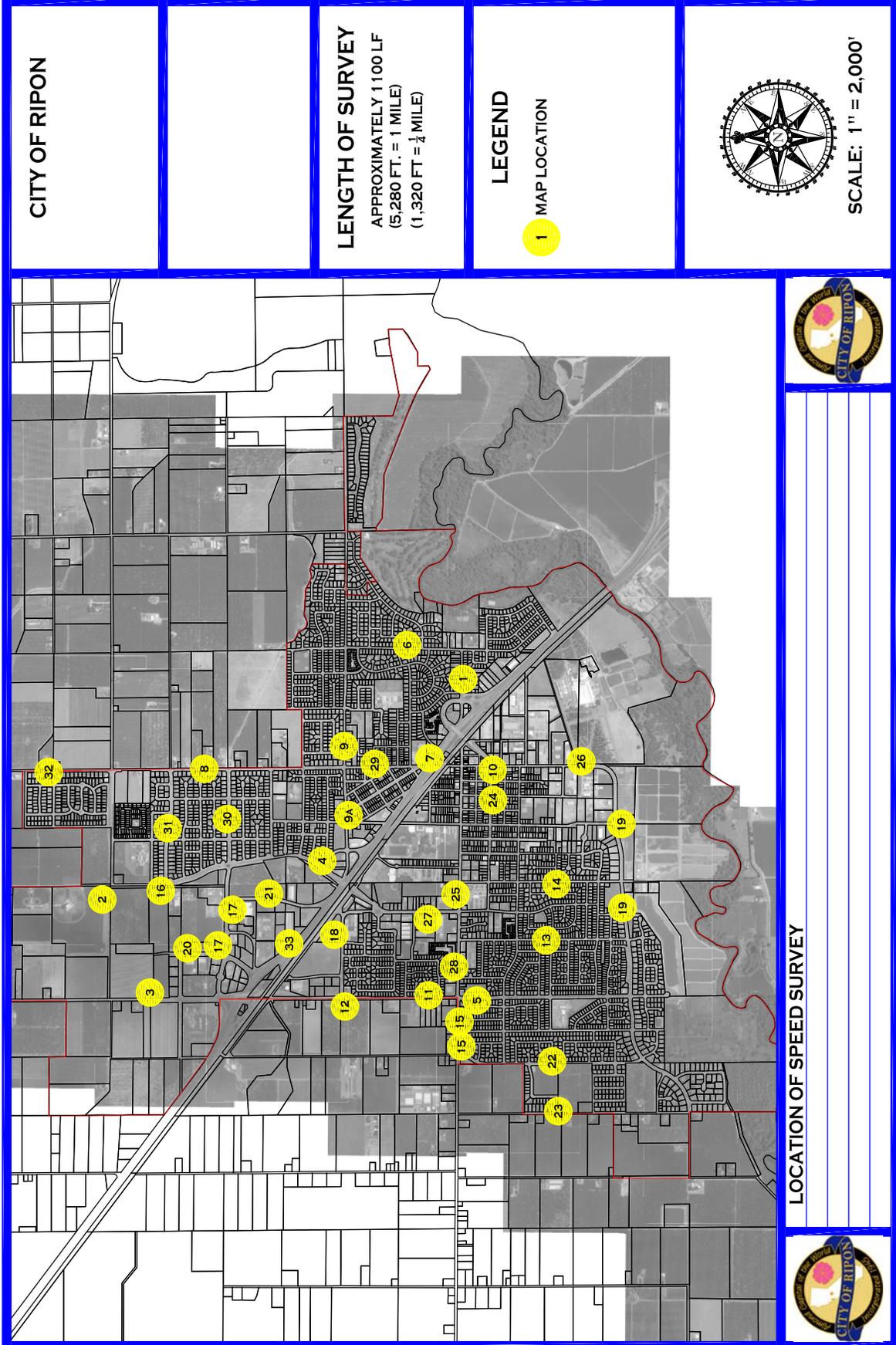
**KUSTOM SIGNALS, INC.** 9325 Pflumm • Lenexa, KS 66215-3347 • 913-492-1400 • 800-458-7866 • FAX 913-492-1703 • [sales@kustomsignals.com](mailto:sales@kustomsignals.com)

SUBSIDIARY OF PUBLIC SAFETY EQUIPMENT INC.

Printed in U.S.A. 3/03

## ***CHAPTER 5***

### ***Roadways Surveys, Photos, Maps and Recommended Speed***



## SURVEY INFORMATION

**LOCATION:** CANAL BLVD. – *Wilma Ave. to Jack Tone Rd.*

A two lane asphalt roadway with one E/B and one W/B lane. Center divider is a painted double yellow line. Bordering on the north side is an almond orchard, and on the south side are residential homes and church. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/17/2015      Begin Time: 8:30am      End Time: 10:00am

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 106

**MINIMUM SPEED:** 26

**MAXIMUM SPEED:** 42

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35

**85th PERCENTILE:** 38

**RECOMMENDED  
SPEED LIMIT  
35 mph**

City of Ripon Date 7/17/2015 Posted Speed 35 EB/WB  
 Location Canal Blvd - Wilma Ave. to Jack Tone Rd. Weather Overcast  
 Recorders Name MCP Begin Time 8:30am End Time 10:00am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																	
43																	
42	X	X														2	106
41	X	X	X	X	X											5	104
40	X	X	X	X	X											4	99
39	X	X	X	X	X											5	95
38	X	X	X	X	X	X										6	90
37	X	X	X	X	X	X	X	X	X	X						10	84
36	X	X	X	X	X	X	X	X	X	X	X	X	X			16	74
35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	19	58
34	X	X	X	X	X	X	X	X	X	X	X	X	X	X		17	39
33	X	X	X	X	X	X	X	X	X							9	22
32	X	X	X	X	X											5	13
31	X	X	X													3	8
30																0	5
29	X	X														2	5
28	X															1	3
27	X															1	2
26	X															1	1
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 106

50th percentile = 53

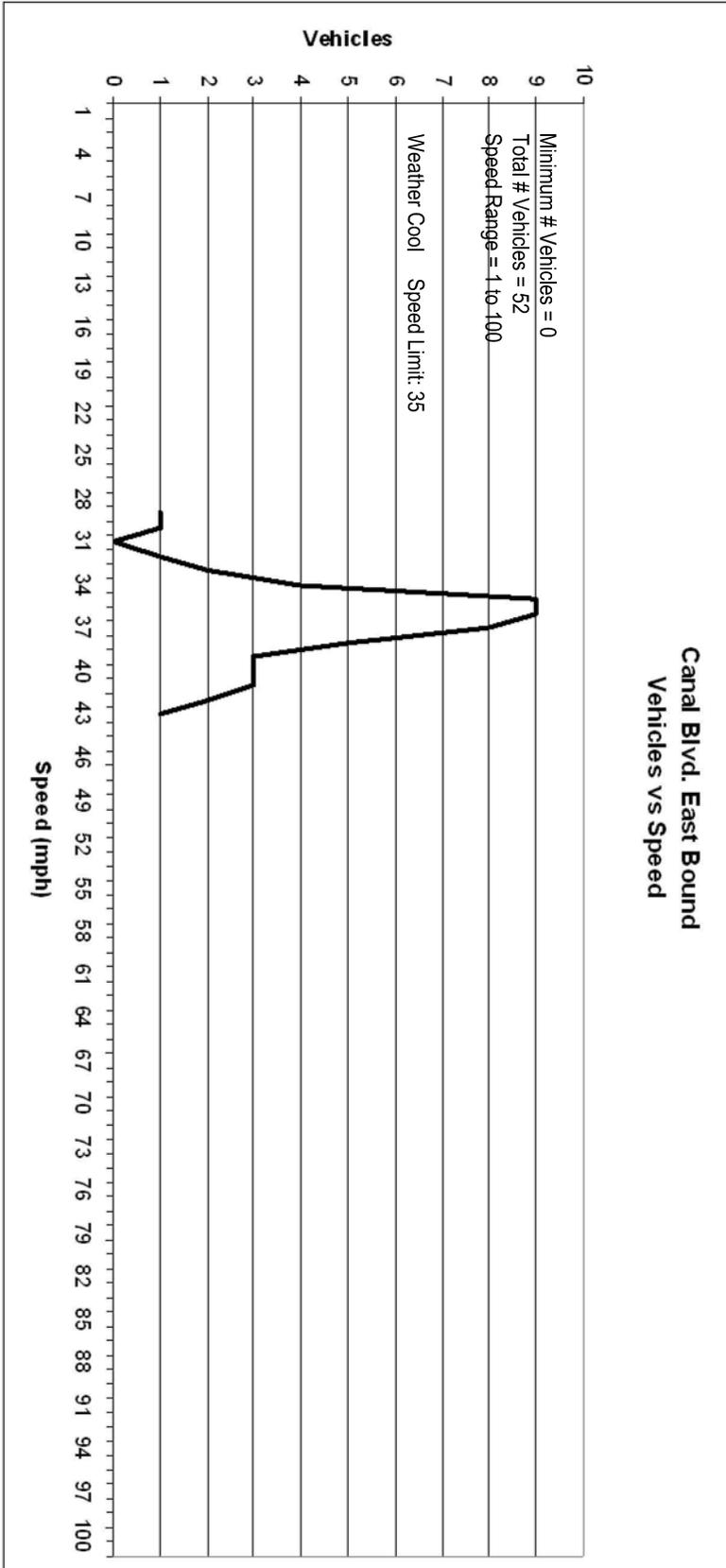
85th percentile = 90

Average Speed: 35 mph

This vehil's speed was: 38 mph

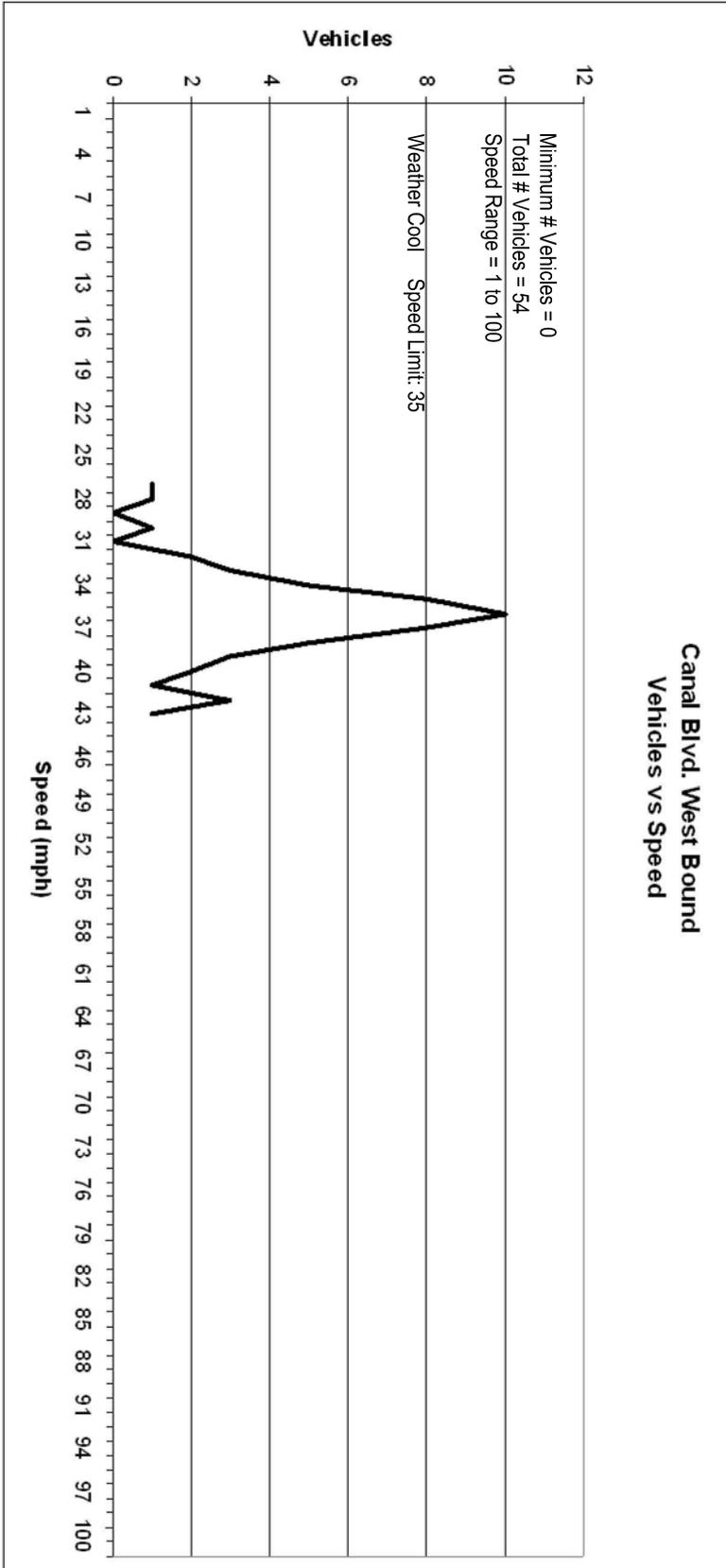


### Canal Blvd. East Bound Vehicles vs Speed





### Canal Blvd. West Bound Vehicles vs Speed



**Canal Blvd**  
**East of Jacktone Rd. Facing West**



**Canal Blvd**  
**East of Jacktone Rd. Facing West**



**Canal Blvd**  
**Northwest of Wilma Ave. Facing East**





## SURVEY INFORMATION

**LOCATION:** COLONY RD. – *North Ripon Rd. to Fulton Ave.*

A two lane roadway with one E/B and one W/B lane. Center divider is a raised center median. The north and south sides of the roadway are bordered by residential homes. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 11/10/2015      Begin Time: 10:00am    End Time: 11:10am

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 205

**MINIMUM SPEED:** 26

**MAXIMUM SPEED:** 48

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35

**85th PERCENTILE:** 38

**RECOMMENDED  
SPEED LIMIT**

**35 mph**

City of Ripon Date 11/10/2015 Posted Speed 35 EB/WB  
 Location Colony Road - North Ripon Rd. to Fulton Ave. Weather Clear Day  
 Recorders Name MCP Begin Time 10:00am End Time 11:10am

Number of Vehicles																Total	Cumulative total													
mph				5				10							15						20				25					
65																														
64																														
63																														
62																														
61																														
60																														
59																														
58																														
57																														
56																														
55																														
54																														
53																														
52																														
51																														
50																														
49																														
48	X																										1	205		
47																												0	204	
46																												0	204	
45																												0	204	
44	X																											1	204	
43	X	X	X																										3	203
42	X																												1	200
41	X	X	X																										3	199
40	X	X	X																										3	196
39	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X														10	193
38	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		16	183
37	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		22	167
36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		25	145
35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		25	120
34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		23	95
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		20	72
32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		16	52
31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		16	36
30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		8	20
29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		6	12
28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		4	6
27	X																												1	2
26	X																												1	1
25																														
24																														
23																														
22																														
21																														

Number of free flow Vehicles Counted 205

50th percentile = 103

85th percentile = 174

Average Speed: 35 mph

This vehil's speed was: 38 mph

City of Ripon Date 11/10/2015 Posted Speed 35 East Bound  
 Location Colony Rd. Weather Overcast  
 Recorders Name Begin Time 10:00am End Time 11:10am

Number of Vehicles											Total	Cumulative total
mph	5		10		15		20		25			
65												
64												
63												
62												
61												
60												
59												
58												
57												
56												
55												
54												
53												
52												
51												
50												
49												
48	■										1	1
47											0	1
46											0	1
45											0	1
44	■										1	2
43	■	■									2	4
42	■	■									1	5
41	■	■									2	7
40											0	7
39	■	■	■								3	10
38	■	■	■	■							7	17
37	■	■	■	■	■						12	29
36	■	■	■	■	■	■					13	42
35	■	■	■	■	■	■	■				15	57
34	■	■	■	■	■	■	■	■			14	71
33	■	■	■	■	■	■	■	■	■		13	84
32	■	■	■	■	■	■	■	■	■		10	94
31	■	■	■	■	■	■	■	■	■		7	101
30	■	■	■	■	■	■	■	■	■		5	106
29	■	■	■	■	■	■	■	■	■		4	110
28	■										1	111
27	■										1	112
26	■										1	113
25												
24												
23												
22												
21												

Number of free flow Vehicles Counted 113

50th percentile calculation: Total ( ) Times 0.50 = 57

85th percentile calculation: Total ( ) Times 0.85 = 96

This vehil's speed was: 34mph

This vehil's speed was: 37mph

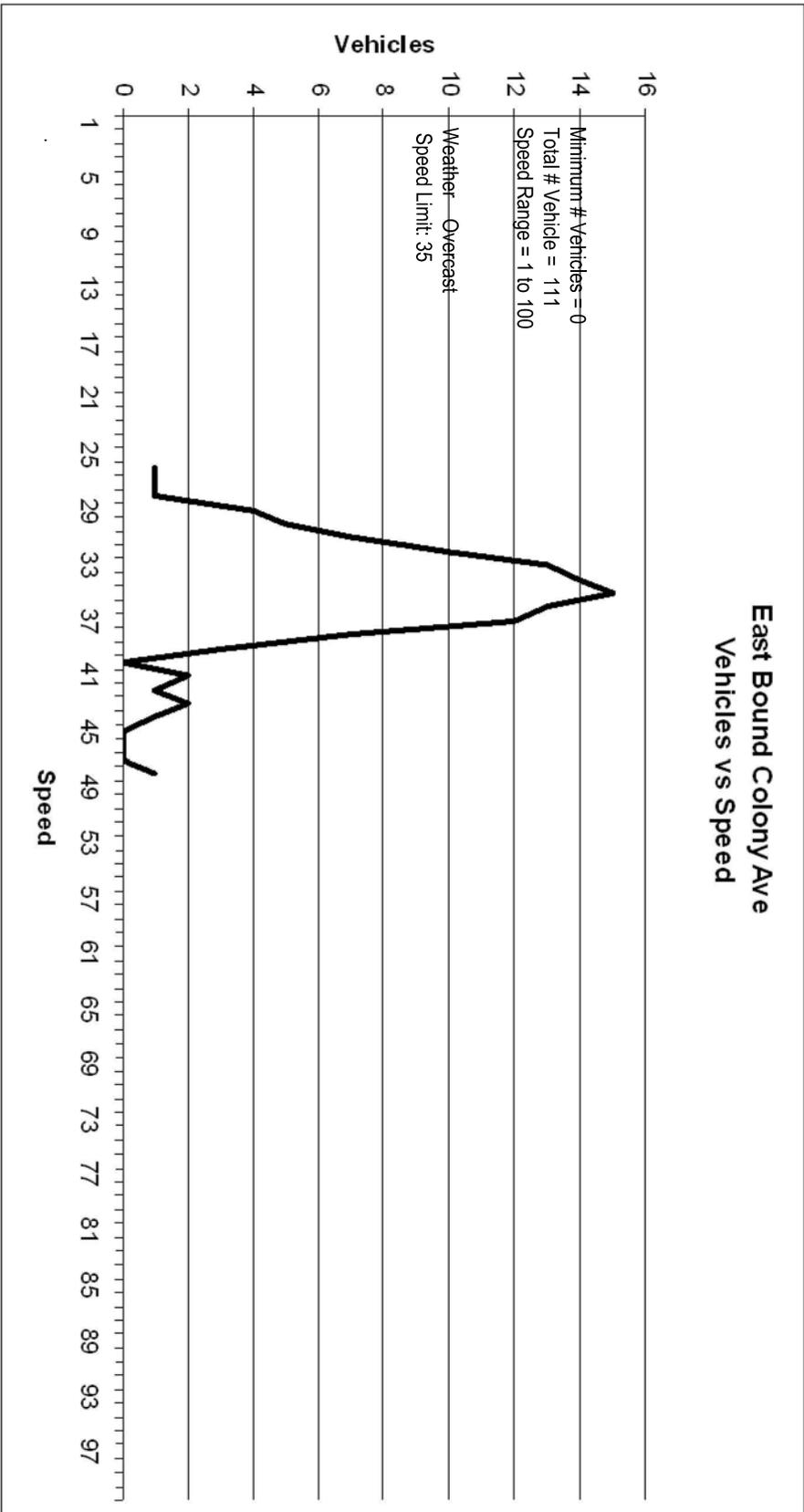
Signed:

Date:

Title:

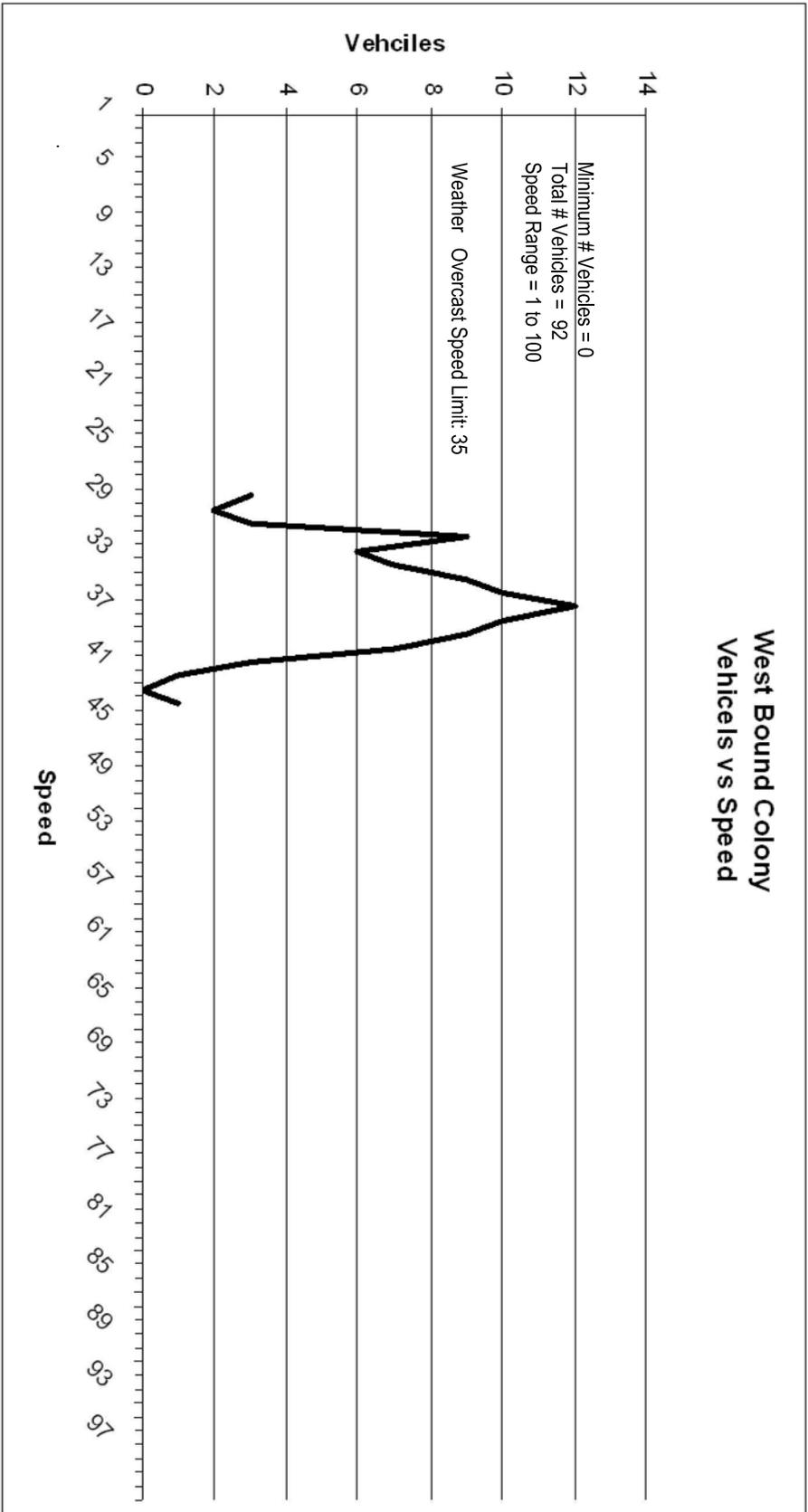
30

### East Bound Colony Ave Vehicles vs Speed





### West Bound Colony Vehicles vs Speed



**Colony Rd.**  
**At N. Ripon Rd. Facing West**



**Colony Rd.**  
**At Fulton Ave. Facing East**



### CITY OF RIPON

MAP 30

### STREET NAME

W. COLONY RD. EAST OF  
FULTON AVE ROUND A  
BOUT & WEST OF N. RIPON  
RD.

### LENGTH OF SURVEY

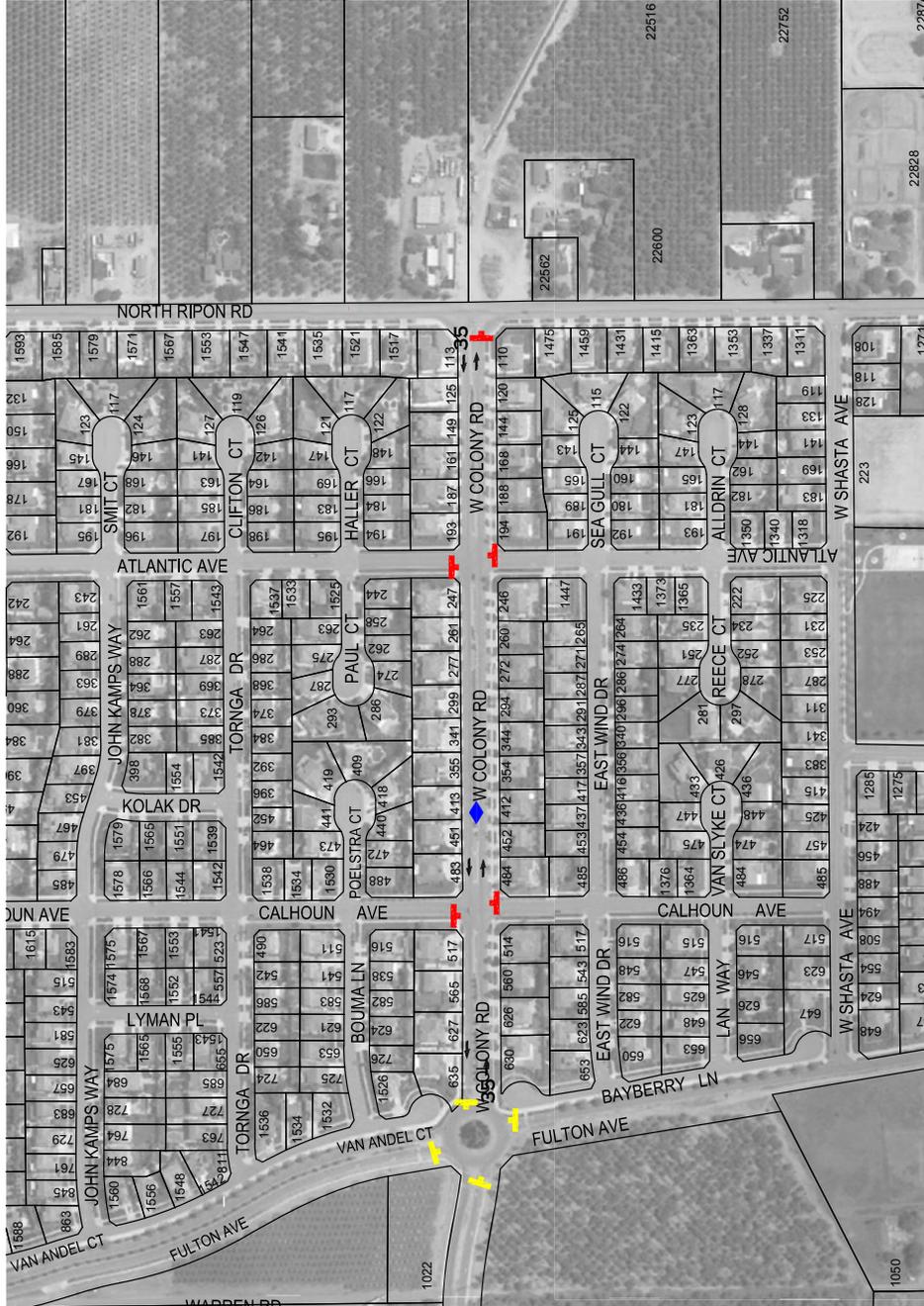
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

### LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 300'



LOCATION W. COLONY RD. EAST OF FULTON AVE ROUND A BOUT & WEST OF N. RIPON RD.



## SURVEY INFORMATION

**LOCATION:** COLONY RD. – *Fulton Ave. to Jack Tone Rd.*

A four lane roadway with two E/B and two W/B lanes. Center divider is a raised center median. The north and south sides of the roadway are bordered by commercial businesses. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/14/2015    Begin Time: 1:40pm    End Time: 2:00pm

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 115

**MINIMUM SPEED:** 23

**MAXIMUM SPEED:** 42

**AVERAGE SPEED:** 34

**50th PERCENTILE:** 34

**85th PERCENTILE:** 38

**RECOMMENDED  
SPEED LIMIT  
35 mph**

City of Ripon Date 7/14/2015 Posted Speed 35 EB/WB  
 Location Colony Road - Fulton Ave. to Jack Tone Rd. Weather Clear Day  
 Recorders Name MCP Begin Time 1:40pm End Time 2:00pm

Number of Vehicles											Total	Cumulative total																				
mph			5			10			15				20		25																	
65																																
64																																
63																																
62																																
61																																
60																																
59																																
58																																
57																																
56																																
55																																
54																																
53																																
52																																
51																																
50																																
49																																
48																																
47																																
46																																
45																																
44																																
43																																
42	X	X														2	115															
41	X	X	X														3	113														
40	X	X	X	X	X	X												6	110													
39	X	X	X	X	X														5	104												
38	X	X	X	X	X	X														6	99											
37	X	X	X	X	X	X	X	X	X												8	93										
36	X	X	X	X	X	X	X	X	X	X	X	X										11	85									
35	X	X	X	X	X	X	X	X	X	X	X	X	X										10	74								
34	X	X	X	X	X	X	X	X	X	X	X	X	X											9	64							
33	X	X	X	X	X	X																			6	55						
32	X	X	X	X	X																					5	49					
31	X	X	X	X	X	X																					6	44				
30	X	X	X	X	X	X	X	X																				7	38			
29	X	X	X	X	X	X	X	X	X																				8	31		
28	X	X	X	X	X	X	X	X	X																				7	23		
27	X	X	X	X	X	X	X	X	X																				7	16		
26	X	X	X	X	X	X																							6	9		
25	X																												1	3		
24	X																												1	2		
23	X																												1	1		
22																																
21																																

Number of free flow Vehicles Counted 115

50th percentile = 58

85th percentile = 98

Average Speed: 34 mph

This vehil's speed was: 38 mph

City of Ripon Date 7/14/2015 Posted Speed 35 East Bound  
 Location Colony Rd East of Brady Ln Weather hot  
 Recorders Name MCI/MCP Begin Time 1:40pm End Time 2:00pm

Number of Vehicles												Total	Cumulative total	
mph			5		10		15		20		25			
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43														
42														
41	■	■											2	2
40	■	■	■	■									4	6
39	■	■	■	■	■								4	10
38	■	■	■	■	■	■							5	15
37	■	■	■	■	■	■	■						6	21
36	■	■	■	■	■	■	■						5	26
35	■	■	■	■	■	■	■						5	31
34	■	■	■	■	■	■	■						5	36
33	■	■	■	■	■	■	■	■					3	39
32	■	■	■	■	■	■	■	■					2	41
31	■	■	■	■	■	■	■	■	■				1	42
30	■	■	■	■	■	■	■	■	■	■			2	44
29	■	■	■	■	■	■	■	■	■	■	■		2	46
28	■	■	■	■	■	■	■	■	■	■	■	■	2	48
27	■	■	■	■	■	■	■	■	■	■	■	■	3	51
26	■	■	■	■	■	■	■	■	■	■	■	■	2	53
25	■	■	■	■	■	■	■	■	■	■	■	■	1	54
24	■	■	■	■	■	■	■	■	■	■	■	■	1	55
23	■	■	■	■	■	■	■	■	■	■	■	■	1	56
22														
21														

Number of free flow Vehicles Counted 56

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed: 34

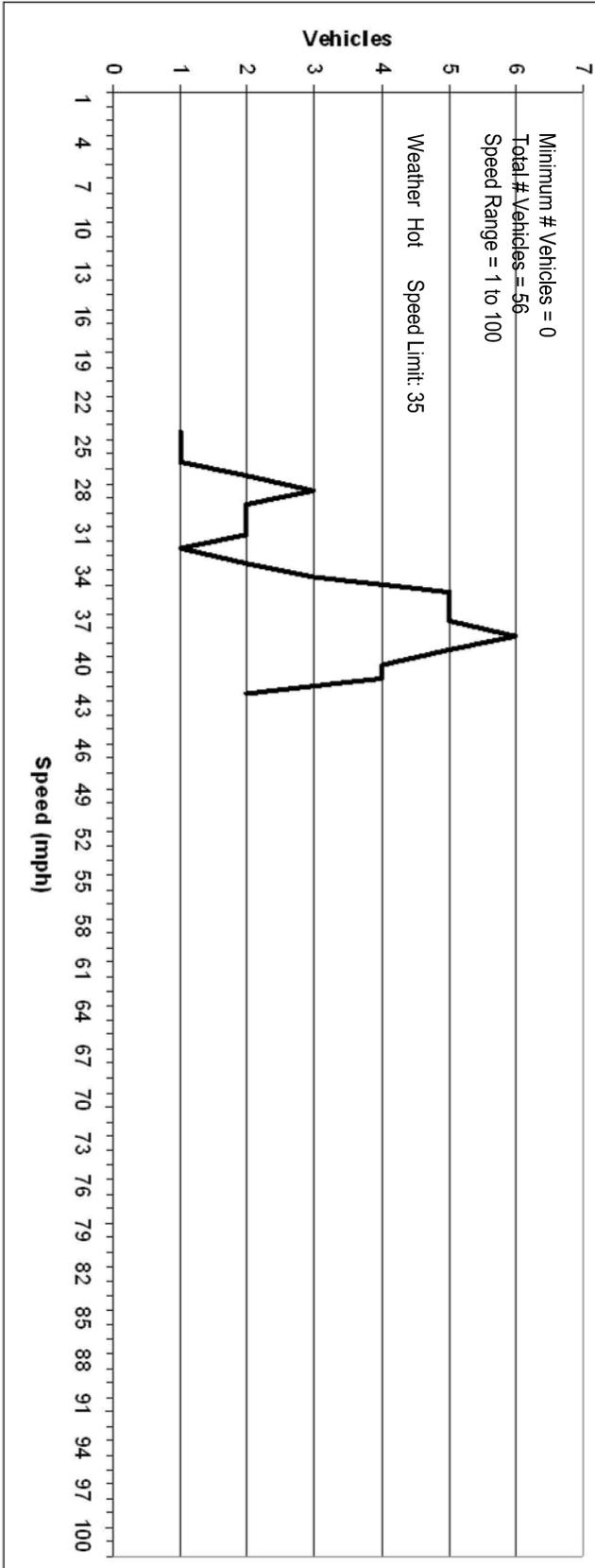
This vehil's speed was: 38mph

Signed:

Date:

Title:

### Colony Rd. East Bound 1000 Block Vehicles vs Speed



City of Ripon Date 7/14/2015 Posted Speed 35 West Bound  
 Location Colony Rd East of Brady Ln Weather hot  
 Recorders Name MCIMCP Begin Time 1:15pm End Time 1:36pm

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43													
42	■	■										2	2
41	■											1	3
40	■	■										2	5
39	■											1	6
38	■											1	7
37	■	■										2	9
36	■	■	■	■	■	■						6	15
35	■	■	■	■	■	■						5	20
34	■	■	■	■	■	■						4	24
33	■	■	■	■	■	■						3	27
32	■	■	■	■	■	■						3	30
31	■	■	■	■	■	■						5	35
30	■	■	■	■	■	■						5	40
29	■	■	■	■	■	■	■					6	46
28	■	■	■	■	■	■	■					5	51
27	■	■	■	■	■	■	■					4	55
26	■	■	■	■	■	■	■					4	59
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 59

50th percentile calculation: Total ( ) Times 0.50 = 30

85th percentile calculation: Total ( ) Times 0.85 = 50

Average Speed: 32

This vehil's speed was: 36mph

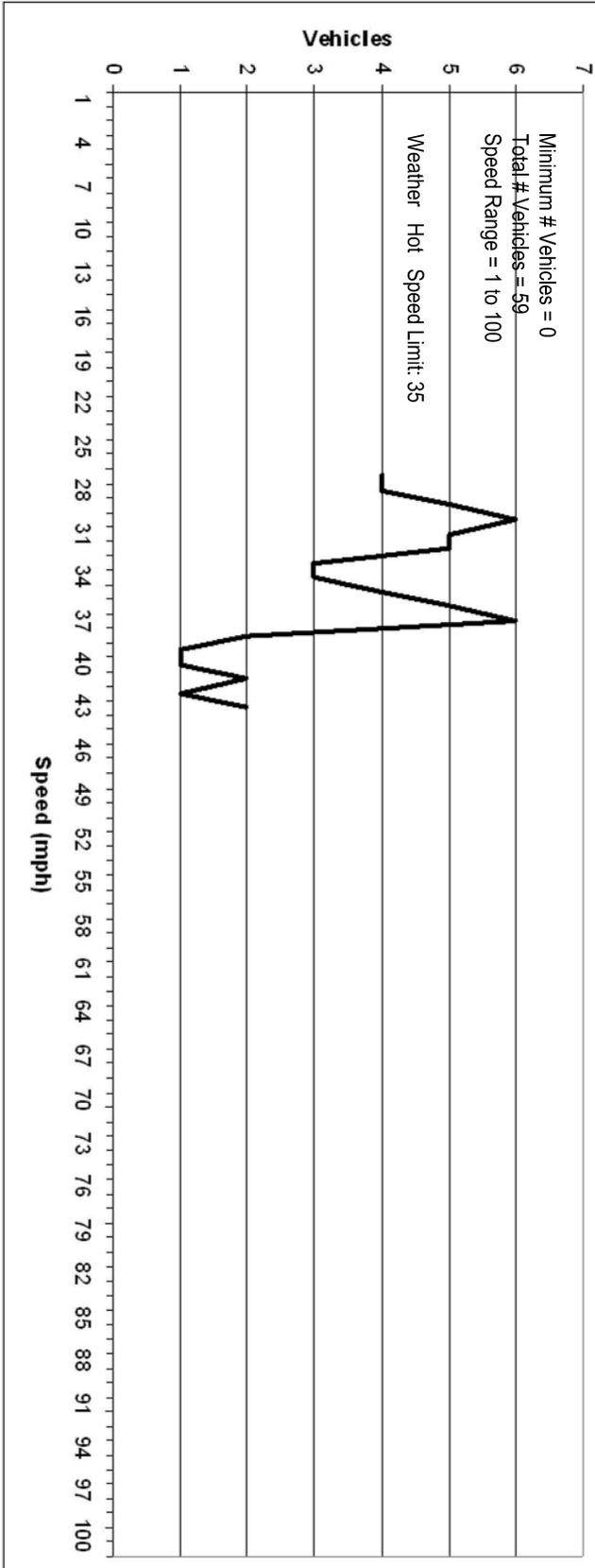
Signed:

Date:

Title:

17

### Colony Rd. West Bound 1000 Block Vehicles vs Speed



**Colony Rd.**  
**West of Goodwin Dr. Facing East**



**Colony Rd.**  
**East of Brady Ln. Facing West**



**Colony Rd.**  
**At Brady Ln. Facing West**



**Colony Rd.**  
**At Hoff Dr. Facing West**



### CITY OF RIPON

MAP 17

**STREET NAME**  
COLONY RD EAST OF  
HOFF DR. & BRADY LN.

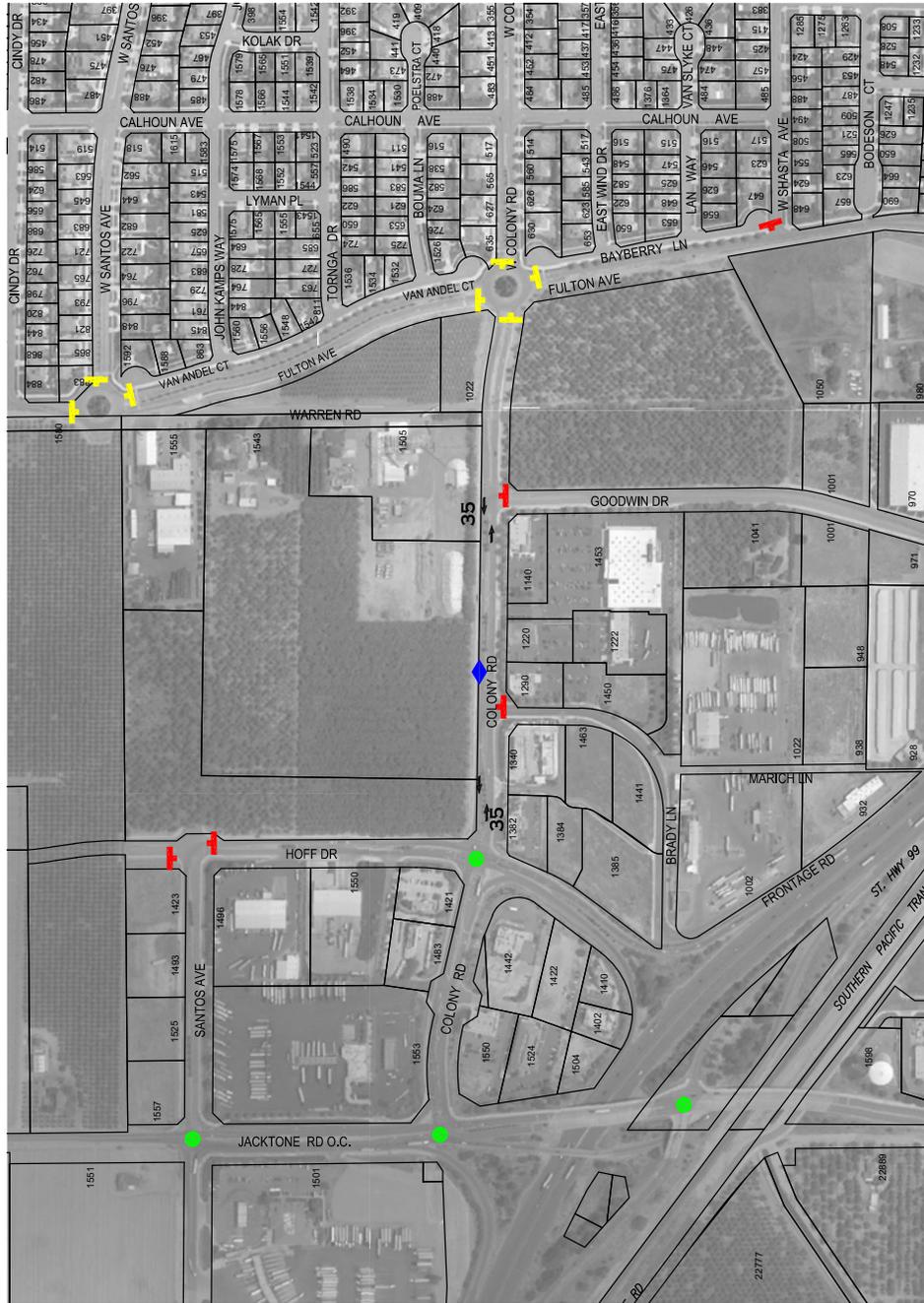
**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

### LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION COLONY RD EAST OF HOFF DR. & BRADY LN.



### SURVEY INFORMATION

**LOCATION:** DOAK BLVD. – *Vera Ave. to S. Mohler Rd.*

A two lane asphalt roadway with one eastbound and one westbound lane. Center divider is a raised center median. Bordering on the north and south side are bicycle lanes and residential homes. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/17/2015      Begin Time: 10:00am    End Time: 11:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 109

**MINIMUM SPEED:** 24

**MAXIMUM SPEED:** 44

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35                      **85th PERCENTILE:** 38

**RECOMMENDED  
SPEED LIMIT  
35 mph**

City of Ripon Date 7/17/2015 Posted Speed 35 EB/WB  
 Location Doak Blvd. - Vera Ave. to Mohler Rd. Weather Clear Day  
 Recorders Name MCP Begin Time 10:30am End Time 11:00am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44	X															1	109
43	X															1	108
42	X															1	107
41	X	X														2	106
40	X	X	X	X												4	104
39	X	X	X	X	X	X										6	100
38	X	X	X	X	X	X	X	X	X	X	X	X				11	94
37	X	X	X	X	X	X	X	X	X	X	X	X	X			12	83
36	X	X	X	X	X	X	X	X	X	X	X	X	X	X		13	71
35	X	X	X	X	X	X	X	X	X	X	X	X	X	X		13	58
34	X	X	X	X	X	X	X	X	X	X	X	X	X			11	45
33	X	X	X	X	X	X	X	X	X	X	X	X				10	34
32	X	X	X	X	X	X	X	X								8	24
31	X	X	X	X	X	X	X									7	16
30	X	X	X	X												4	9
29	X															1	5
28	X	X	X													3	4
27																0	1
26																0	1
25																0	1
24	X															1	1
23																	
22																	
21																	

Number of free flow Vehicles Counted 109

50th percentile = 55

85th percentile = 93

Average Speed: 35 mph

This vehil's speed was: 38 mph

City of Ripon Date 7/17/2015 Posted Speed 35 East Bound  
 Location Doak Blvd East of Robert Ave & West of Vera Weather Warm  
 Recorders Name MCIMCP Begin Time 10:00am End Time 11:00am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43													
42												1	1
41												1	2
40												2	4
39												3	7
38												5	12
37												6	18
36												6	24
35												8	32
34												7	39
33												7	46
32												5	51
31												4	55
30												2	57
29												1	58
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 58

50th percentile calculation: Total ( ) Times 0.50 = 29

85th percentile calculation: Total ( ) Times 0.85 = 49

Average Speed: 35

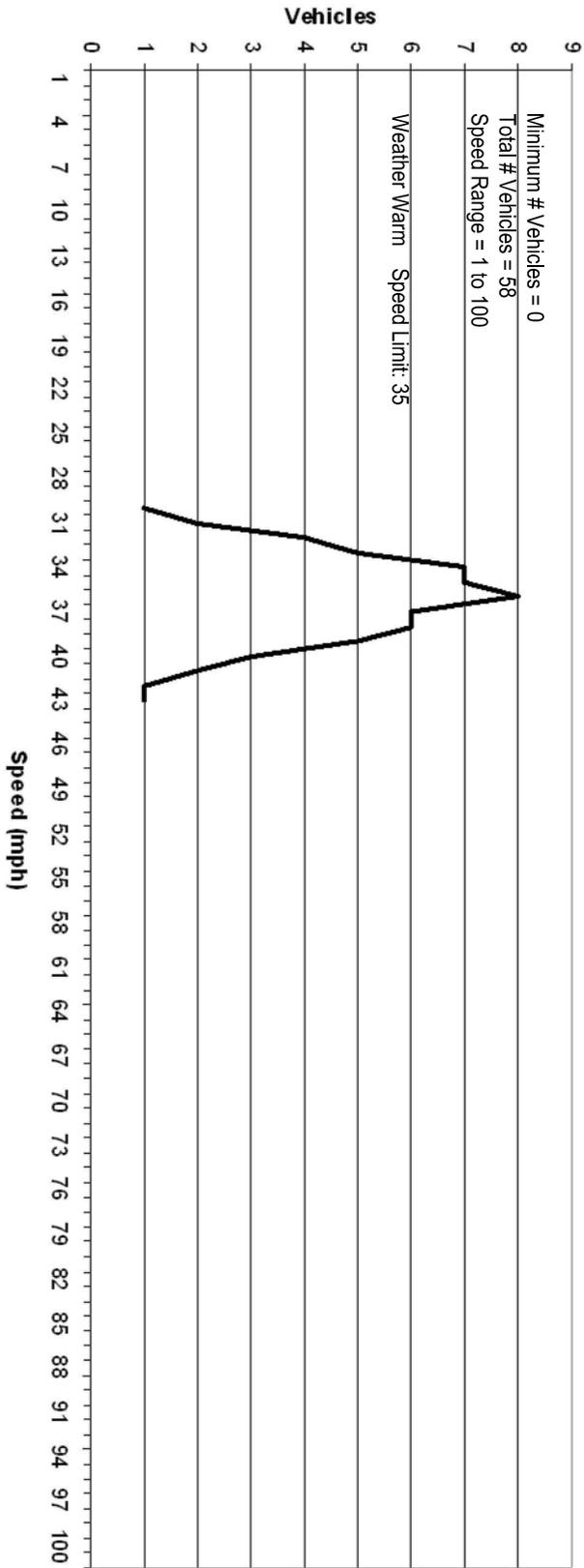
This vehil's speed was: 38mph

Signed:

Date:

Title:

### Doak Blvd. East Bound Vehicles vs Speed



City of Ripon Date 7/17/2015 Posted Speed 35 West Bound  
 Location Doak Blvd East of Robert Ave & West of Vera Weather warm  
 Recorders Name MCP Begin Time 10:30am End Time 11:00am

Number of Vehicles											Total	Cumulative total
mph			5		10		15		20			
65												
64												
63												
62												
61												
60												
59												
58												
57												
56												
55												
54												
53												
52												
51												
50												
49												
48												
47												
46												
45												
44												1
43												1
42												0
41												1
40												2
39												3
38												6
37												6
36												7
35												5
34												4
33												3
32												3
31												3
30												2
29												0
28												3
27												0
26												0
25												0
24												1
23												
22												
21												

Number of free flow Vehicles Counted 51

50th percentile calculation: Total ( ) Times 0.50 = 25

85th percentile calculation: Total ( ) Times 0.85 = 43

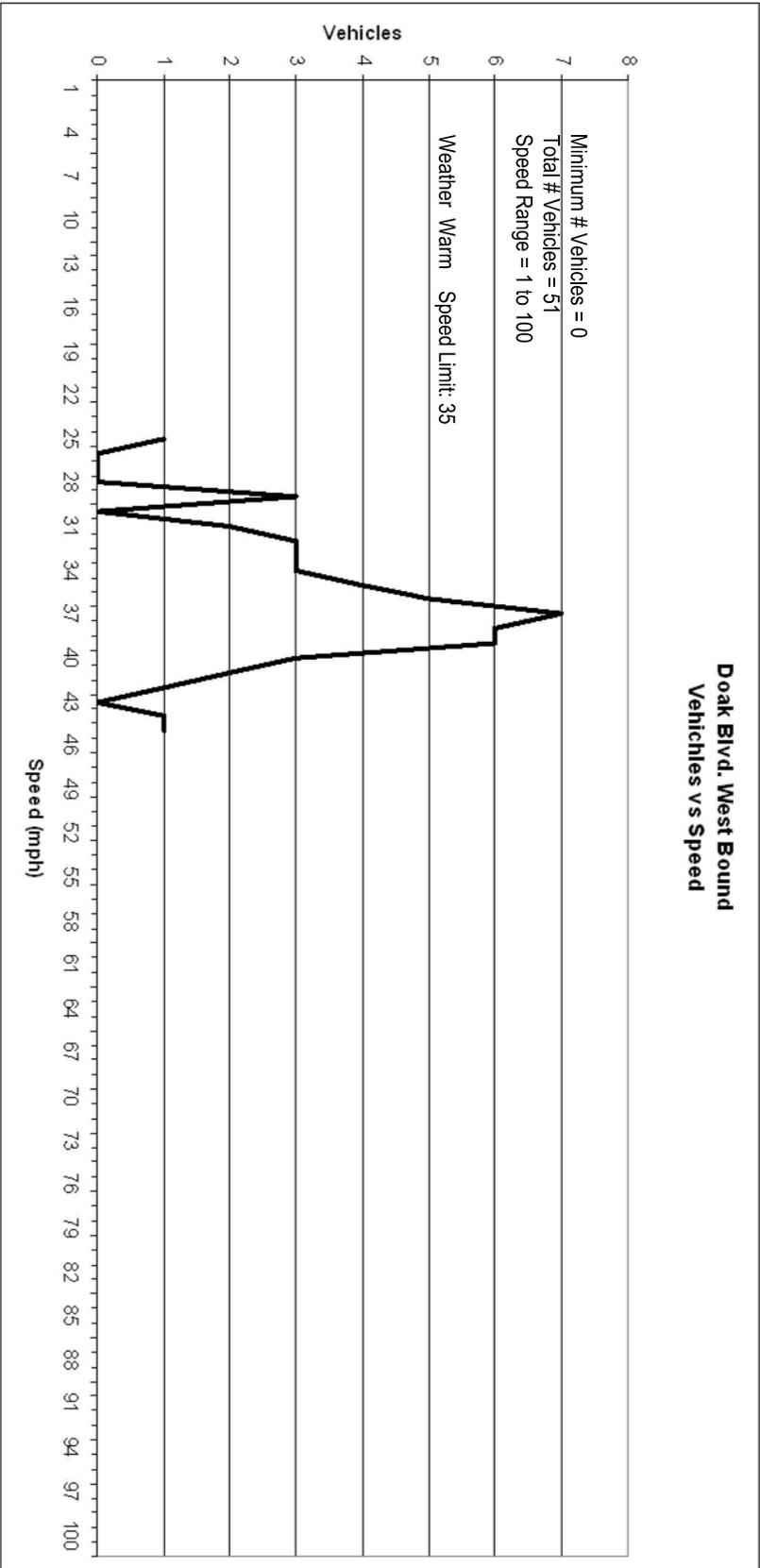
Average Speed: 35

This vehil's speed was: 38mph

Signed:

Date:

Title:



**Doak Blvd.**  
**At South Highland Ave. Facing East**



**Doak Blvd.**  
**At Robert Ave. Facing West**



**Doak Blvd.**  
**At Jacktone Rd. Facing West**



**Doak Blvd.**  
**At Jacktone Rd. Facing East**



# CITY OF RIPON

MAP 19

**STREET NAME**  
DOAK BLVD. EAST OF  
ROBERT AVE. AND WEST  
OF ACACIA AVE.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊥ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION DOAK BLVD. EAST OF ROBERT AVE. AND WEST OF ACACIA AVE.



## SURVEY INFORMATION

**LOCATION:** DOAK BLVD – *Stockton Ave. to Vera Ave.*

A four lane asphalt roadway with two E/B and two W/B lanes, with a center turn lane. Bordering on the north and south side are vacant lots and industrial businesses. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 08/13/2015    Begin Time: 7:20am    End Time: 8:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEHICLES:** 105

**MINIMUM SPEED:** 28

**MAXIMUM SPEED:** 45

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35

**85th PERCENTILE:** 39

**RECOMMENDED  
SPEED LIMIT  
35 mph**

City of Ripon Date 8/13/2015 Posted Speed 35 EB/WB  
 Location Doak Blvd. - Stockton Ave. to Vera Ave. Weather Clear Day  
 Recorders Name MCP Begin Time 7:20am End Time 8:00am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45	X	X														2	105
44																0	103
43	X															1	103
42	X															1	102
41	X															1	101
40	X	X	X	X	X	X	X									6	100
39	X	X	X	X	X	X	X	X	X							8	94
38	X	X	X	X	X	X	X	X	X	X						9	86
37	X	X	X	X	X	X	X	X	X	X						9	77
36	X	X	X	X	X	X	X	X	X	X						9	68
35	X	X	X	X	X	X	X	X	X	X	X	X	X			13	59
34	X	X	X	X	X	X	X	X	X	X	X					9	46
33	X	X	X	X	X	X	X	X	X							8	37
32	X	X	X	X	X	X	X	X								7	29
31	X	X	X	X	X	X										6	22
30	X	X	X	X	X	X										6	16
29	X	X	X	X	X	X	X	X								8	10
28	X	X														2	2
27																	
26																	
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 105

50th percentile = 53

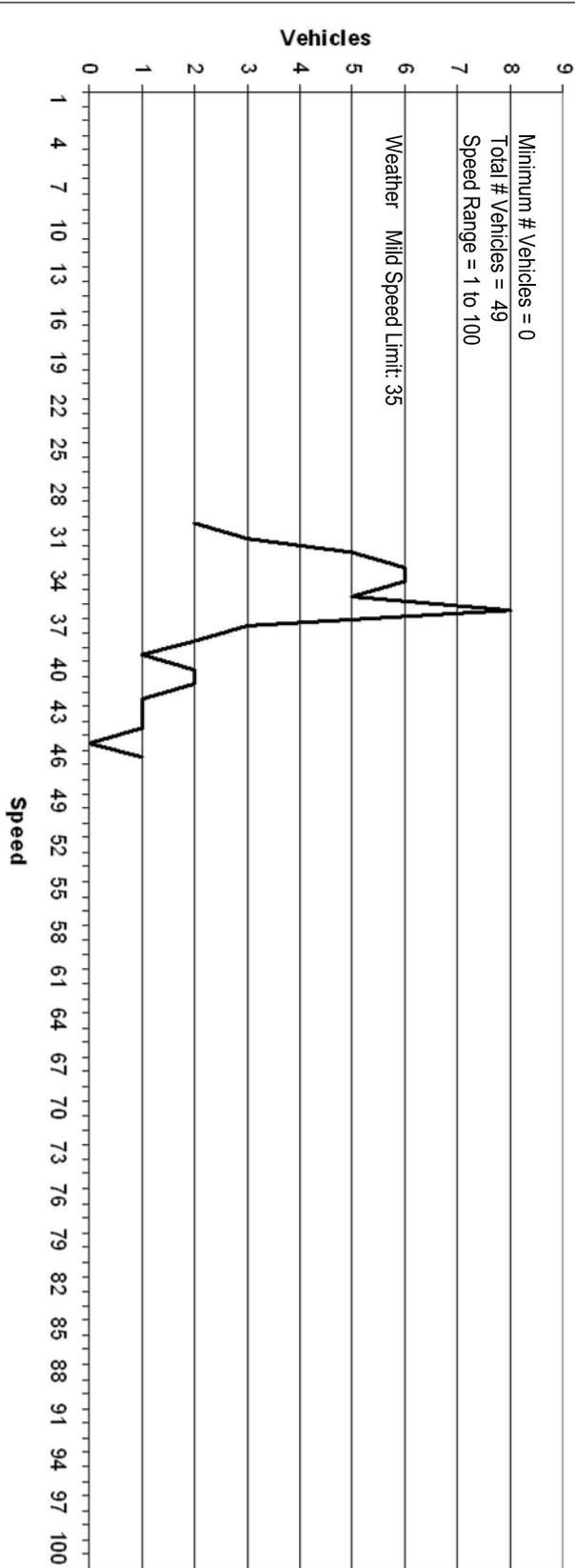
85th percentile = 89

Average Speed: 35 mph

This vehil's speed was: 39 mph



### West Doak Blvd East Bound Vehicles vs Speed



City of Ripon Date 8/13/2015 Posted Speed 35 West Bound  
 Location West Doak Blvd at Acacia Ave Weather Cool  
 Recorders Name MCP Begin Time 7:20am End Time 8:00am

Number of Vehicles																Total	Cumulative total
mph			5			10			15			20			25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	1
45																	0
44																	0
43																	0
42																	0
41																	0
40																	4
39																	6
38																	8
37																	7
36																	6
35																	5
34																	4
33																	2
32																	1
31																	1
30																	5
29																	
28																	
27																	
26																	
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 50

50th percentile calculation: Total ( ) Times 0.50 = 25

85th percentile calculation: Total ( ) Times 0.85 = 42

Average Speed: 36

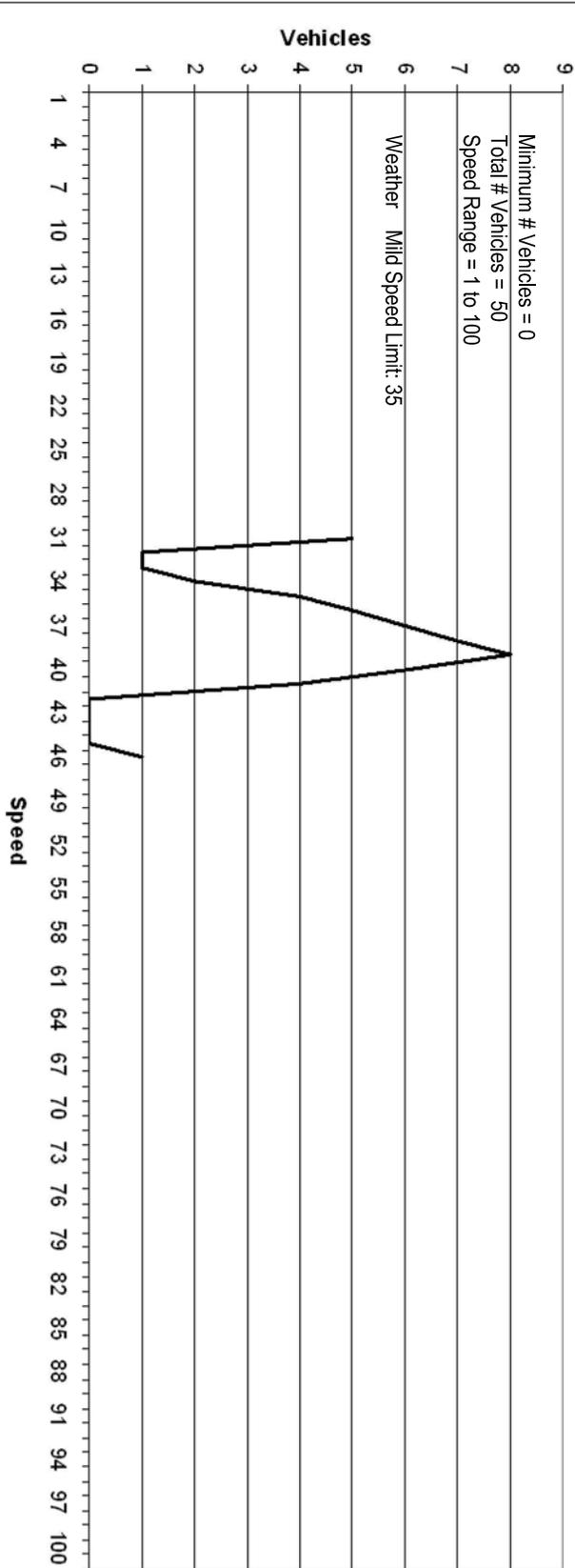
This vehil's speed was: 39mph

Signed:

Date:

Title:

### West Doak Blvd. West Bound Vehicles vs Speed



**Doak Blvd.**  
**West of Vera Ave. Facing West**



**Doak Blvd.**  
**West of Stockton Ave. Facing West**



# CITY OF RIPON

MAP 19

**STREET NAME**  
DOAK BLVD. EAST OF  
ROBERT AVE. AND WEST  
OF ACACIA AVE.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊥ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION DOAK BLVD. EAST OF ROBERT AVE. AND WEST OF ACACIA AVE.



## SURVEY INFORMATION

**LOCATION:** Frontage Rd. – E. Main St. to Acacia Ave.

A two lane roadway with one N/B lane and one S/B lane. Bordering the west side of the roadway is highway 99, the east side of the roadway consists of residential homes and commercial businesses. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 12/02/2015 Begin Time: 2:30pm End Time: 3:10pm

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 114

**MINIMUM SPEED:** 25

**MAXIMUM SPEED:** 45

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35

**85th PERCENTILE:** 39

**RECOMMENDED  
SPEED LIMIT**

**35 mph**

City of Ripon Date 12/02/2015 Posted Speed 35 NB/SB  
 Location Frontage Rd. - E.Main to Acacia Ave. Weather Clear Day  
 Recorders Name MCP Begin Time 2:30pm End Time 3:10pm

Number of Vehicles											Total	Cumulative total		
mph			5		10		15		20	25				
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45	X											1	114	
44	X	X	X									3	113	
43	X	X										2	110	
42	X											1	108	
41	X	X	X									3	107	
40	X	X	X	X								4	104	
39	X	X	X	X								4	100	
38	X	X	X	X								4	96	
37	X	X	X	X	X	X	X	X	X	X	X	13	92	
36	X	X	X	X	X	X	X	X	X	X	X	13	79	
35	X	X	X	X	X	X	X	X	X	X	X	X	19	66
34	X	X	X	X	X	X	X	X	X	X	X	14	47	
33	X	X	X	X	X	X	X	X	X	X	X	11	33	
32	X	X	X	X	X	X	X	X				9	22	
31	X	X	X	X	X							5	13	
30	X	X	X									3	8	
29	X											1	5	
28	X	X										2	4	
27	X											1	2	
26												0	1	
25	X											1	1	
24														
23														
22														
21														

Number of free flow Vehicles Counted 114

50th percentile = 57

85th percentile = 97

Average Speed: 35 mph

This vehil's speed was: 39 mph

City of Ripon Date 12/02/2015 Posted Speed 35 North Bound  
 Location N. Frontage Weather Overcast  
 Recorders Name MCP Begin Time 2:30pm End Time 3:10pm

Number of Vehicles											Total	Cumulative total
mph			5		10		15		20	25		
65												
64												
63												
62												
61												
60												
59												
58												
57												
56												
55												
54												
53												
52												
51												
50												
49												
48												
47												
46												
45											1	1
44	■										2	3
43	■	■									0	3
42											0	3
41											0	3
40	■	■									2	5
39	■	■	■								3	8
38	■	■	■	■							3	11
37	■	■	■	■	■						8	19
36	■	■	■	■	■	■					9	28
35	■	■	■	■	■	■	■				10	38
34	■	■	■	■	■	■	■	■			4	42
33	■	■	■	■	■	■	■	■			7	49
32	■	■	■	■	■	■	■	■			3	52
31	■	■	■	■	■	■	■	■			4	56
30	■	■	■	■	■	■	■	■			2	58
29												
28												
27												
26												
25												
24												
23												
22												
21												

Number of free flow Vehicles Counted 58

50th percentile calculation: Total ( ) Times 0.50 = 29

85th percentile calculation: Total ( ) Times 0.85 = 49

This vehil's speed was: 35mph

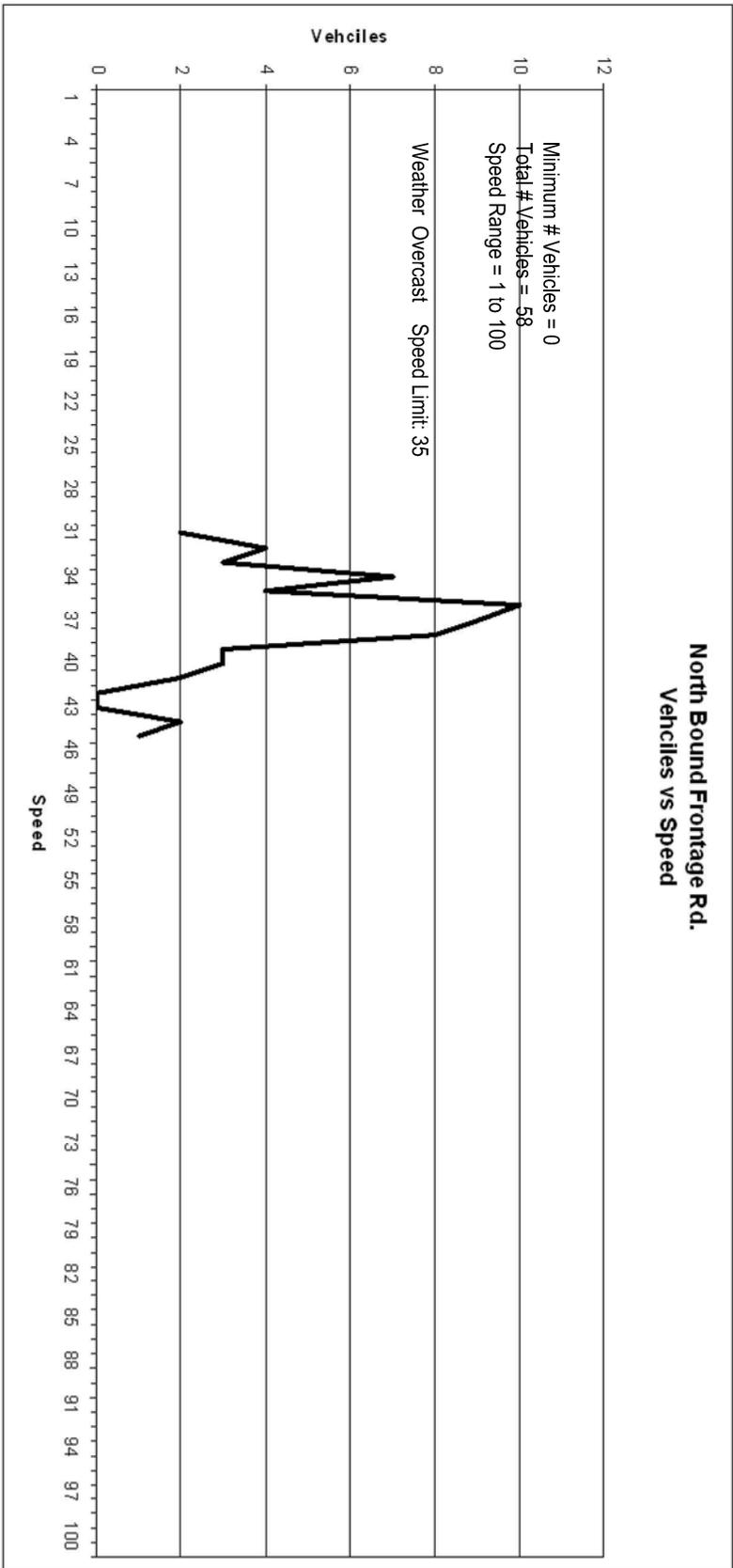
This vehil's speed was: 38mph

Signed:

Date:

Title:

7



South Bound

City of Ripon Date 12/02/2015  
 Location N. Frontage Weather Overcast  
 Recorders Name MCP

Posted Speed 35  
 Begin Time 2:30pm End Time 3:10pm

Number of Vehicles											Total	Cumulative total	
mph		5		10		15		20		25			
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44	■											1	1
43	■	■										2	3
42	■	■	■									1	4
41	■	■	■	■								3	7
40	■	■	■	■	■							2	9
39	■	■	■	■	■	■						1	10
38	■	■	■	■	■	■	■					1	11
37	■	■	■	■	■	■	■	■				5	16
36	■	■	■	■	■	■	■	■	■			4	20
35	■	■	■	■	■	■	■	■	■	■		9	29
34	■	■	■	■	■	■	■	■	■	■	■	10	39
33	■	■	■	■	■	■	■	■	■	■	■	4	43
32	■	■	■	■	■	■	■	■	■	■	■	6	49
31	■	■	■	■	■	■	■	■	■	■	■	1	50
30	■	■	■	■	■	■	■	■	■	■	■	1	51
29	■	■	■	■	■	■	■	■	■	■	■	1	52
28	■	■	■	■	■	■	■	■	■	■	■	2	54
27	■	■	■	■	■	■	■	■	■	■	■	1	55
26	■	■	■	■	■	■	■	■	■	■	■	0	55
25	■	■	■	■	■	■	■	■	■	■	■	1	56
24													
23													
22													
21													

Number of free flow Vehicles Counted 56

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 48

This vehil's speed was: 34mph

This vehil's speed was: 39mph

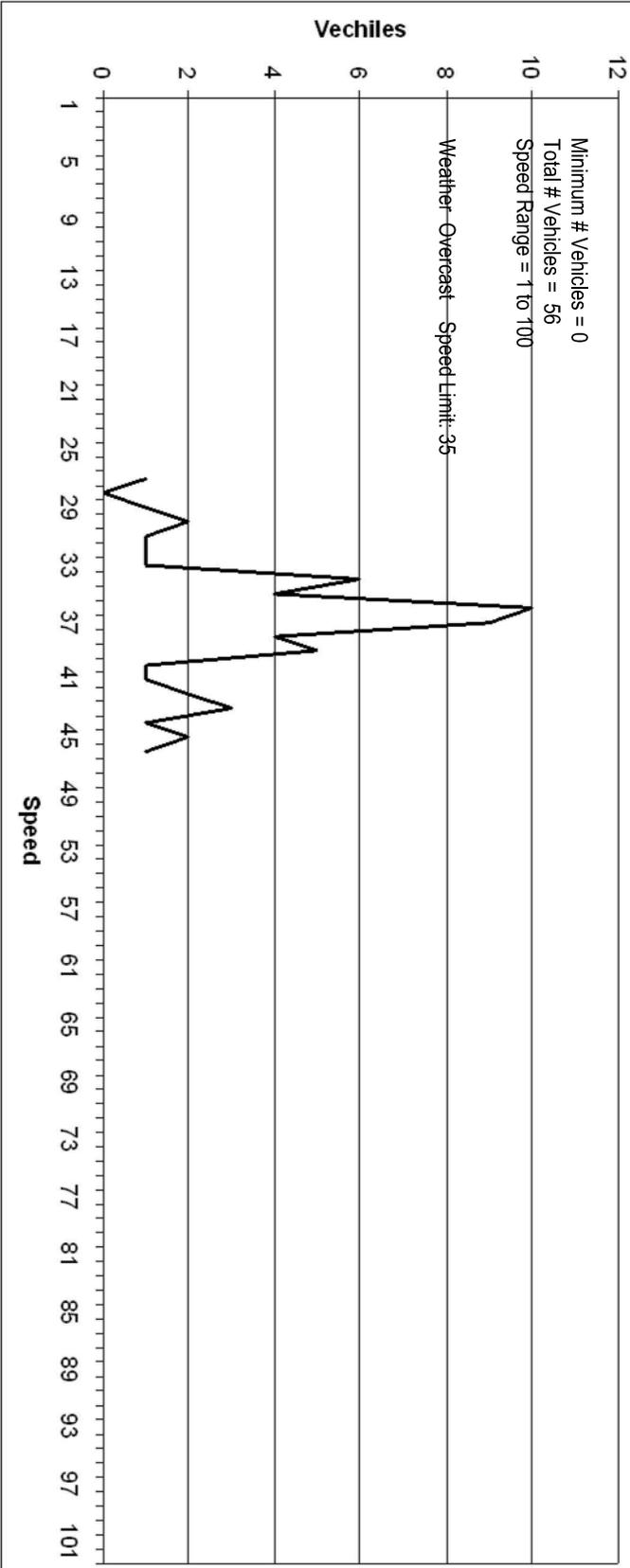
Signed:

Date:

Title:

7

### South Bound North Frontage Rd. Vehicles vs Speed



**Frontage Rd.**  
**At Acacia Ave. facing South**



**Frontage Rd.**  
**North of Main St. facing North**



### CITY OF RIPON

MAP 7

### STREET NAME

FRONTAGE RD. NORTH OF  
MAIN ST O.C. AND SOUTH  
OF ACACIA AVE.

### LENGTH OF SURVEY

APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

### LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 200'



LOCATION FRONTAGE RD. NORTH OF MAIN ST O.C. AND SOUTH OF ACACIA AVE.



## SURVEY INFORMATION

**LOCATION:** Frontage Rd. – Arc Wy. to Brady Ln.

A two lane roadway with one N/B lane and one S/B lane. Bordering the west side of the roadway is highway 99, the east side of the roadway consists of commercial businesses. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 12/11/2015      Begin Time: 10:00am    End Time: 11:45am (12/12)

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 294

**MINIMUM SPEED:** 13

**MAXIMUM SPEED:** 60

**AVERAGE SPEED:** 38

**50th PERCENTILE:** 38

**85th PERCENTILE:** 45

<b>RECOMMENDED SPEED LIMIT 35 mph</b>
---

This road segment had an 85<sup>th</sup> percentile speed of 45 mph, which would normally indicate a 45-mph speed limit. However, retention of the existing speed limit of 35 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for the characteristics of the commercial driveway entrances and maintaining a safe stopping distance in the short roadway segment. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 35 mph is hereby determined to be reasonable and appropriate for this street segment.

# SMART SURVEY INFO

<south frontage>

<clear>

POSTED SPEED LIMIT: <35>

SURVEY STARTED: <2015/12/11 10:12>

FILENAME: 15121110 SOUTH  
FRONTAGE.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <100>

TOTAL VEHICLES = 294

MINIMUM SPEED = 13

MAXIMUM SPEED = 60

AVERAGE SPEED = 36.74

50th PERCENTILE = 38

85th PERCENTILE = 45

TEN MILE PACE = 34 to 43

END OF REPORT

# SMART SURVEY SUMMARY

<south frontage>

<clear>

POSTED SPEED LIMIT: <35>

SURVEY STARTED: <2015/12/11 10:12>

FILENAME: 15121110 SOUTH FRONTAGE.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <100>

TIME	10:00	10:15	10:30	10:45	11:00	11:15	11:30	11:45	12:00	12:15	12:30	12:45	13:00	13:15	13:30	13:45	14:00	14:15
VEH.	4	12	9	9	9	9	8	11	15	16	12	5	11	10	19	11	13	15
AVG.	34.8	38.1	34.9	37.3	30.1	39.3	39.9	35.6	39.6	38.0	38.4	35.6	35.7	40.2	35.1	33.9	39.2	35.8

TIME	14:30	14:45	15:00	15:15	15:30	15:45	16:00	16:15	16:30	16:45	17:00	17:15	17:30	17:45	18:00	18:15	18:30	18:45
VEH.	21	11	17	15	4	4	2	3	1	2	2	0	0	2	0	1	2	0
AVG.	41.3	34.2	38.3	35.0	36.0	37.5	36.5	31.7	38.0	35.5	34.5	0.0	0.0	24.0	0.0	32.0	33.5	0.0

TIME	19:00	19:15	19:30	19:45	11:45
VEH.	4	1	2	1	1
AVG.	31.5	35.0	28.5	40.0	33.0

TOTAL VEHICLES = 294

MINIMUM SPEED = 13

MAXIMUM SPEED = 60

AVERAGE SPEED = 36.74

50th PERCENTILE = 38

85th PERCENTILE = 45

TEN MILE PACE = 34 to 43

## END OF REPORT

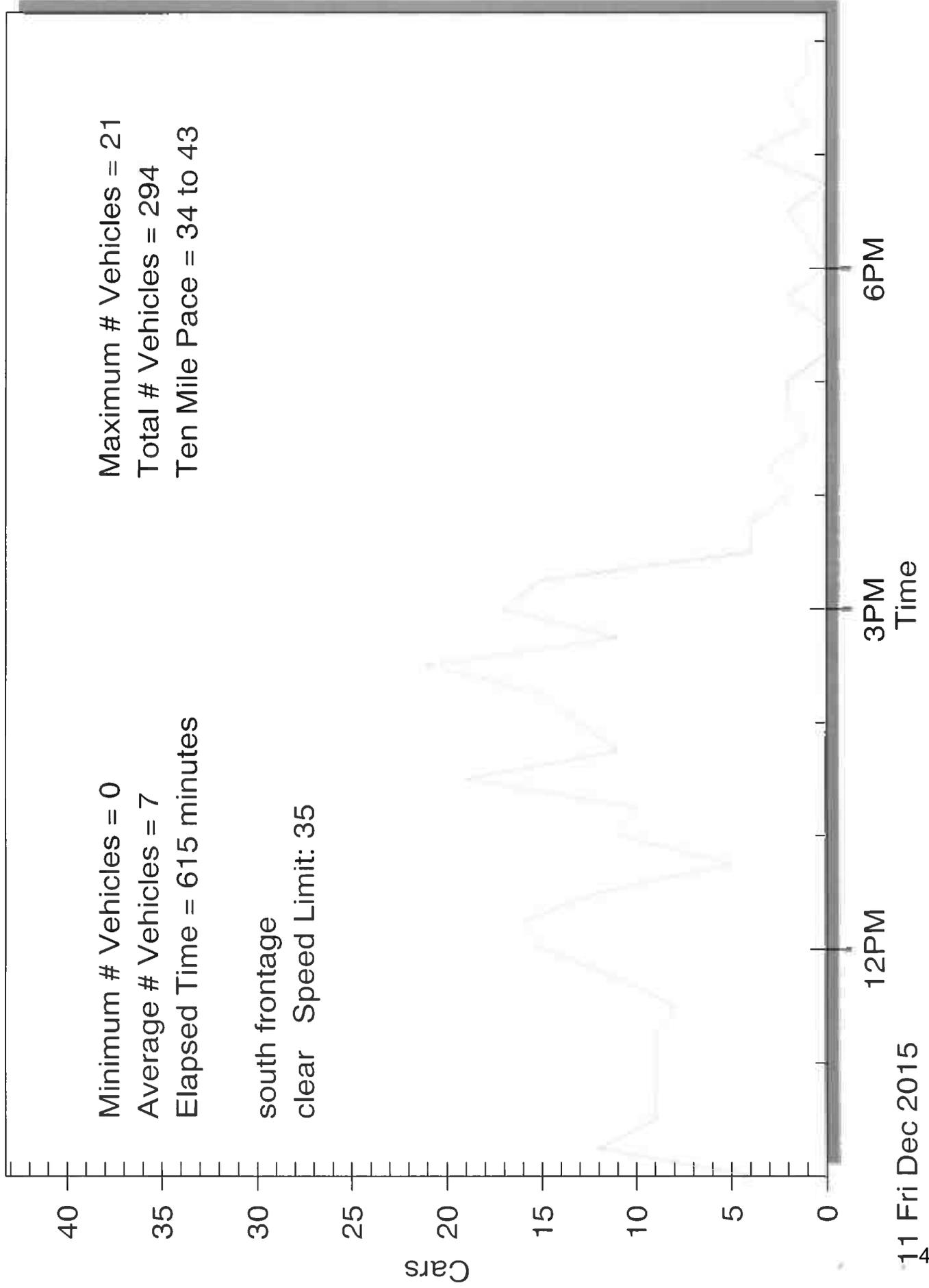
# Cars vs. Time

FILENAME: <15121110 SOUTH FRONTAGE.DAT>

Minimum # Vehicles = 0  
Average # Vehicles = 7  
Elapsed Time = 615 minutes

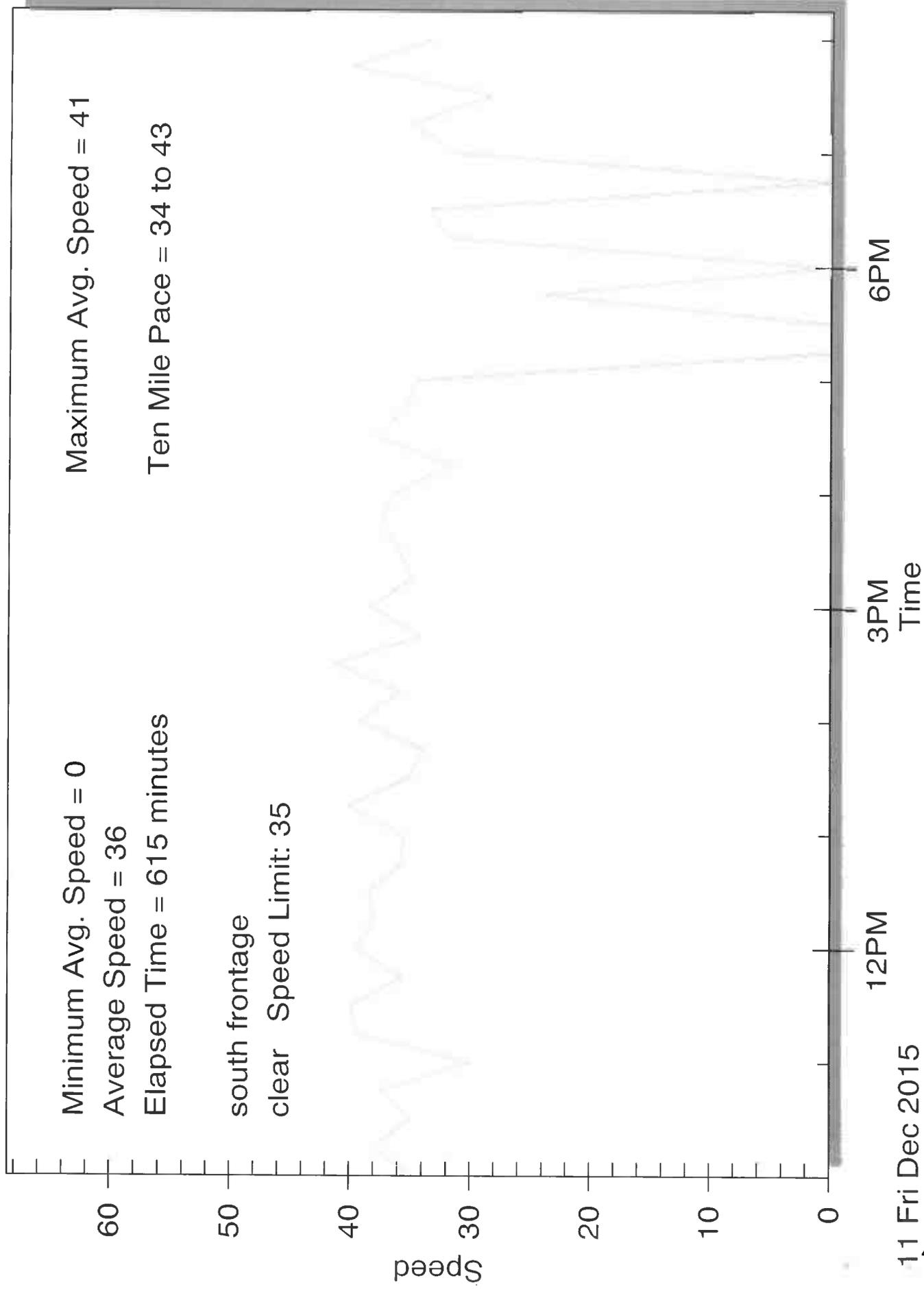
Maximum # Vehicles = 21  
Total # Vehicles = 294  
Ten Mile Pace = 34 to 43

south frontage  
clear Speed Limit: 35



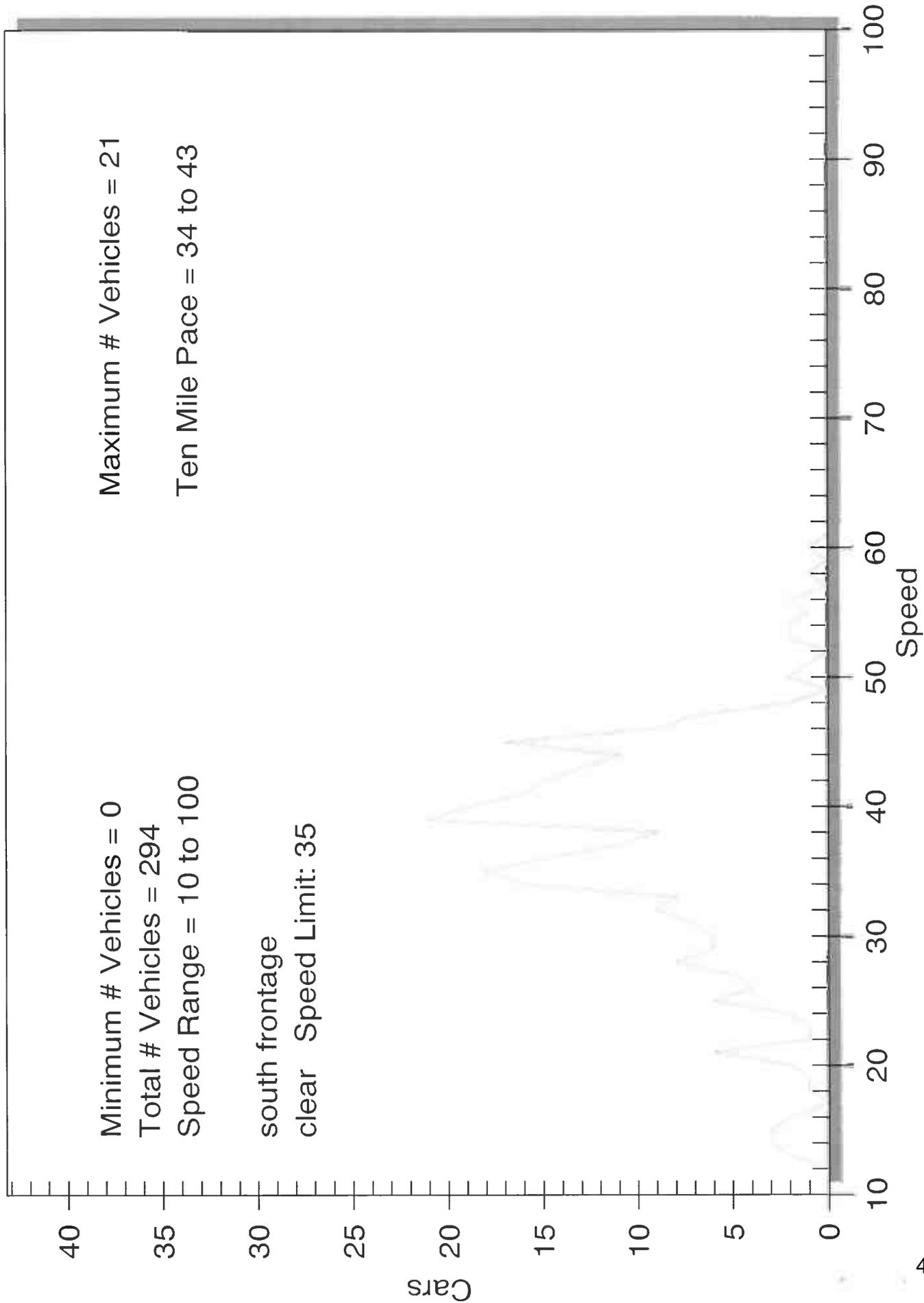
# Speed vs. Time

FILENAME: <15121110 SOUTH FRONTAGE.DAT>



# Cars vs. Speed

FILENAME: <15121110 SOUTH FRONTAGE.DAT>



**Frontage Rd.**  
**At Brady Ln. facing South**



**Frontage Rd.**  
**North of Arc Wy. facing North**



# CITY OF RIPON

MAP 33

**STREET NAME**  
NORTH FRONTAGE RD.  
NORTH OF GOODWIN DR.  
AND SOUTH OF BRADY  
LANE

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 300'



LOCATION NORTH FRONTAGE RD. NORTH OF GOODWIN DR. AND SOUTH OF BRADY LANE



## SURVEY INFORMATION

**LOCATION:** FULTON AVE. – *River Rd. to Hwy 99*

A four lane asphalt roadway with two northbound and two southbound lanes divided by a broken yellow line. The east side of the roadway is a school zone and west side of the roadway is orchards. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/14/2015    Begin Time: 7:00am    End Time: 8:30am

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 107

**MINIMUM SPEED:** 23

**MAXIMUM SPEED:** 42

**AVERAGE SPEED:** 36

**50th PERCENTILE:** 37

**85th PERCENTILE:** 39

**RECOMMENDED  
SPEED LIMIT  
35 mph**

City of Ripon Date 7/14/2015  
 Location Fulton Ave - River Rd. to Hwy 99  
 Recorders Name MCP

Posted Speed 35 NB/SB  
 Weather Clear Day  
 Begin Time 7:00am End Time 8:30am

Number of Vehicles											Total	Cumulative total						
mph			5			10			15				20		25			
65																		
64																		
63																		
62																		
61																		
60																		
59																		
58																		
57																		
56																		
55																		
54																		
53																		
52																		
51																		
50																		
49																		
48																		
47																		
46																		
45																		
44																		
43	X															1	107	
42	X	X															2	106
41	X	X	X	X	X												5	104
40	X	X	X	X	X	X	X	X	X								9	99
39	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	14	90
38	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	17	76
37	X	X	X	X	X	X	X	X	X	X	X	X	X	X			15	59
36	X	X	X	X	X	X	X	X	X	X	X						12	44
35	X	X	X	X	X	X	X	X	X	X							10	32
34	X	X	X	X	X	X	X	X	X								9	22
33	X	X	X	X	X	X	X										7	13
32	X	X															2	6
31	X																1	4
30	X																1	3
29	X																1	2
28																	0	1
27																	0	1
26																	0	1
25																	0	1
24																	0	1
23	X																1	1
22																		
21																		

Number of free flow Vehicles Counted 107

50th percentile = 54

85th percentile = 91

Average Speed: 37 mph

This vehil's speed was: 39 mph

City of Ripon Date 7/14/2015 Posted Speed 35 North Bound  
 Location Fulton Ave So. Of West River Rd. Weather Cool  
 Recorders Name MCI MCP Begin Time 7:00am End Time 8:30am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43													
42												1	1
41												3	4
40												4	8
39												6	14
38												8	22
37												7	29
36												6	35
35												6	41
34												5	46
33												4	50
32												1	51
31												0	51
30												1	52
29												1	53
28												0	53
27												0	53
26												0	53
25												0	53
24												0	53
23												1	54
22													
21													

Number of free flow Vehicles Counted 54

50th percentile calculation: Total ( ) Times 0.50 = 27

85th percentile calculation: Total ( ) Times 0.85 = 46

Average Speed: 36

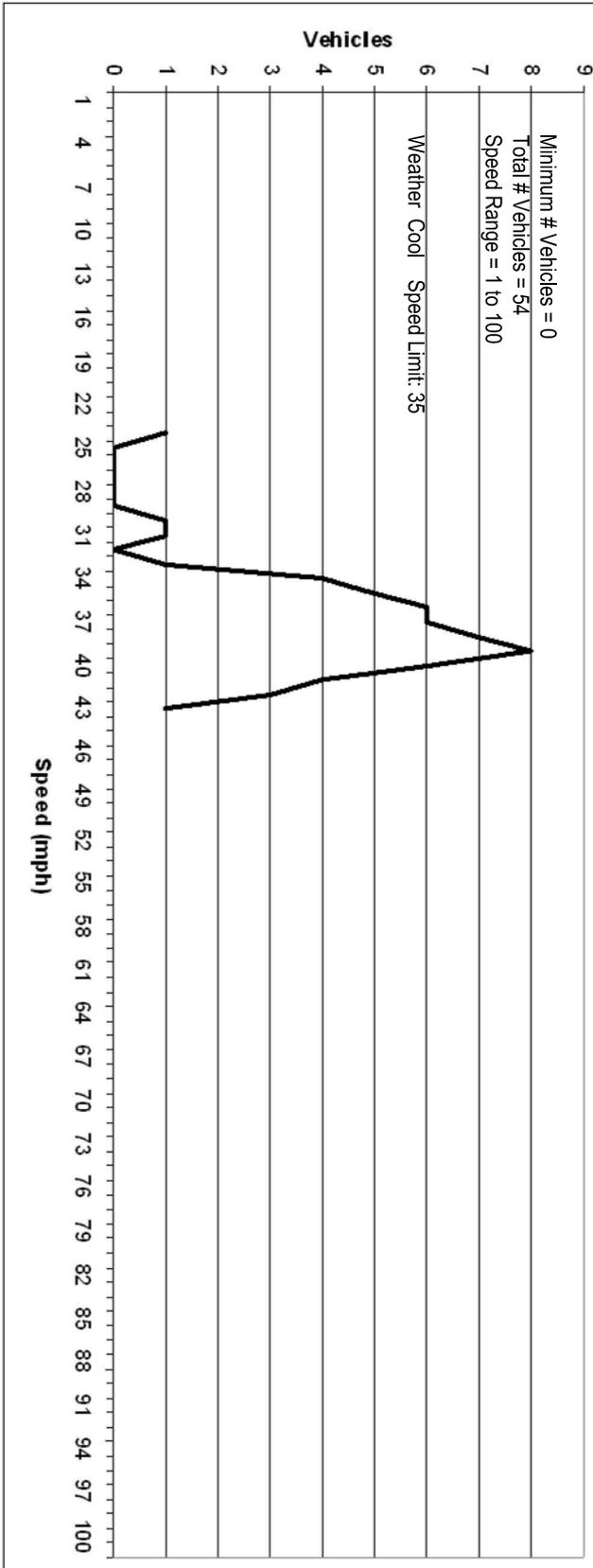
This vehil's speed was: 39mph

Signed:

Date:

Title:

### Fulton Ave North Bound Vehicles vs Speed



City of Ripon Date 7/14/2015 Posted Speed 35 South Bound  
 Location Fulton Ave So. Of West River Rd. Weather Cool  
 Recorders Name MCI MCP Begin Time 7:00am End Time 8:30am

Number of Vehicles											Total	Cumulative total		
mph			5		10		15		20				25	
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43	■												1	1
42	■	■											1	2
41	■	■	■										2	4
40	■	■	■	■									5	9
39	■	■	■	■	■								8	17
38	■	■	■	■	■	■							9	26
37	■	■	■	■	■	■	■						8	34
36	■	■	■	■	■	■	■						6	40
35	■	■	■	■	■	■	■						4	44
34	■	■	■	■	■	■	■						4	48
33	■	■	■	■	■	■	■						3	51
32	■	■	■	■	■	■	■						1	52
31	■	■	■	■	■	■	■						1	53
30														
29														
28														
27														
26														
25														
24														
23														
22														
21														

Number of free flow Vehicles Counted 53

50th percentile calculation: Total ( ) Times 0.50 = 27

85th percentile calculation: Total ( ) Times 0.85 = 45

Average Speed: 37

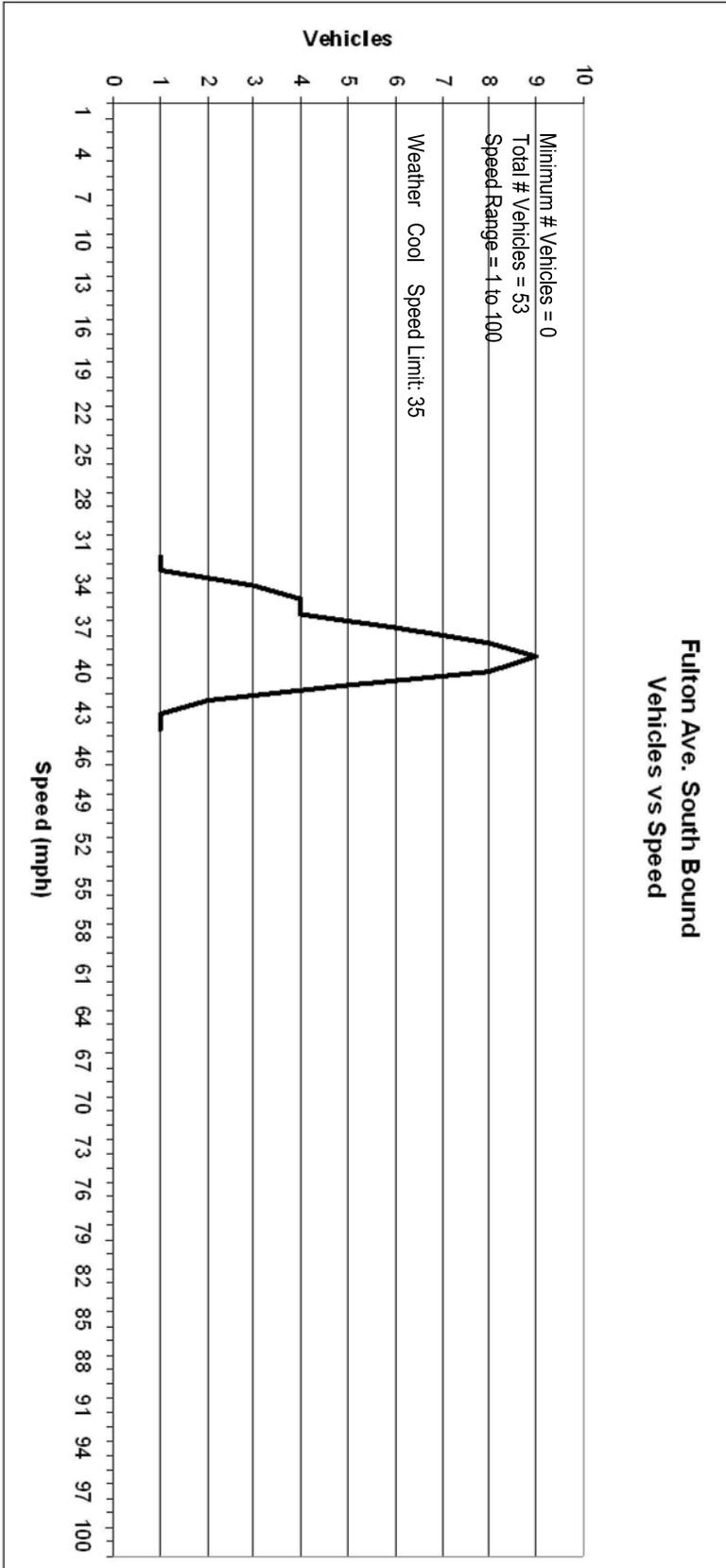
This vehil's speed was: 39mph

Signed:

Date:

Title:

### Fulton Ave. South Bound Vehicles vs Speed



**Fulton Ave.**  
**At Cindy Dr. Facing South**



**Fulton Ave.**  
**At Cindy Dr. Facing North**



**Fulton Ave.**  
**South Of River Rd. Facing North**



# CITY OF RIPON MAP 16

**STREET NAME**  
FULTON AVE SOUTH OF  
RIVER RD.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION FULTON AVE SOUTH OF RIVER RD.



## SURVEY INFORMATION

**LOCATION:** GOODWIN DR. – *Colony Rd. to N. Frontage Rd.*

A four lane asphalt roadway with two N/B, two S/B lanes, and a center turn lane. Bordering the east and west side of the roadway are open fields, orchards, and a local truck stop. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/20/2015      Begin Time: 8:30am      End time: 9:30am

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 106

**MINIMUM SPEED:** 23

**MAXIMUM SPEED:** 47

**AVERAGE SPEED:** 36

**50th PERCENTILE:** 36

**85th PERCENTILE:** 40

<p><b>RECOMMENDED SPEED LIMIT</b></p> <p style="font-size: 1.5em;"><b>35 mph</b></p>
--

This road segment had an 85<sup>th</sup> percentile speed of 40 mph, which would normally indicate a 40-mph speed limit. However, retention of the existing speed limit of 35 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for the characteristics of the commercial driveway entrances and eliminating varying speeds for a short roadway segment. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 35 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 7/20/2015 Posted Speed 35 NB/SB  
 Location Goodwin Dr. - Colony Rd. to Frontage Rd. Weather Clear Day  
 Recorders Name MCP Begin Time 8:30am End Time 9:30am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47	X															1	106
46																0	105
45																0	105
44	X	X														2	105
43	X	X														2	103
42	X	X	X	X	X											5	101
41	X	X	X	X	X	X										6	96
40	X	X	X	X	X	X										6	90
39	X	X	X	X	X	X	X	X	X	X	X					10	84
38	X	X	X	X	X	X	X	X	X	X	X	X				11	74
37	X	X	X	X	X	X	X	X	X	X	X	X				10	63
36	X	X	X	X	X	X	X	X	X	X	X					9	53
35	X	X	X	X	X	X	X	X	X	X	X	X	X			11	44
34	X	X	X	X	X	X	X									7	33
33	X	X	X	X	X	X										6	26
32	X	X	X	X												4	20
31	X	X	X	X												4	16
30	X	X	X													3	12
29	X	X	X													3	9
28	X	X	X													3	6
27																0	3
26	X															1	3
25	X															1	2
24																0	1
23	X															1	1
22																	
21																	

Number of free flow Vehicles Counted 106

50th percentile = 53

85th percentile = 90

Average Speed: 36 mph

This vehil's speed was: 40 mph

City of Ripon Date 7/21/2015 Posted Speed 35 North Bound  
 Location Goodwin Dr South of Colony Rd. Weather Hot  
 Recorder's Name MCP Begin Time 8:30am End Time 9:10am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47	■											1	1
46												0	1
45												0	1
44	■											1	2
43	■	■										2	4
42	■	■	■									3	7
41	■	■	■	■								3	10
40	■	■	■	■	■							4	14
39	■	■	■	■	■	■						5	19
38	■	■	■	■	■	■	■					5	24
37	■	■	■	■	■	■	■	■				6	30
36	■	■	■	■	■	■	■	■	■			5	35
35	■	■	■	■	■	■	■	■	■	■		5	40
34	■	■	■	■	■	■	■	■	■	■	■	3	43
33	■	■	■	■	■	■	■	■	■	■	■	2	45
32	■	■	■	■	■	■	■	■	■	■	■	1	46
31	■	■	■	■	■	■	■	■	■	■	■	1	47
30	■	■	■	■	■	■	■	■	■	■	■	1	48
29	■	■	■	■	■	■	■	■	■	■	■	2	50
28	■	■	■	■	■	■	■	■	■	■	■	1	51
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 51

50th percentile calculation: Total ( ) Times 0.50 =26

85th percentile calculation: Total ( ) Times 0.85 =43

Average Speed: 37

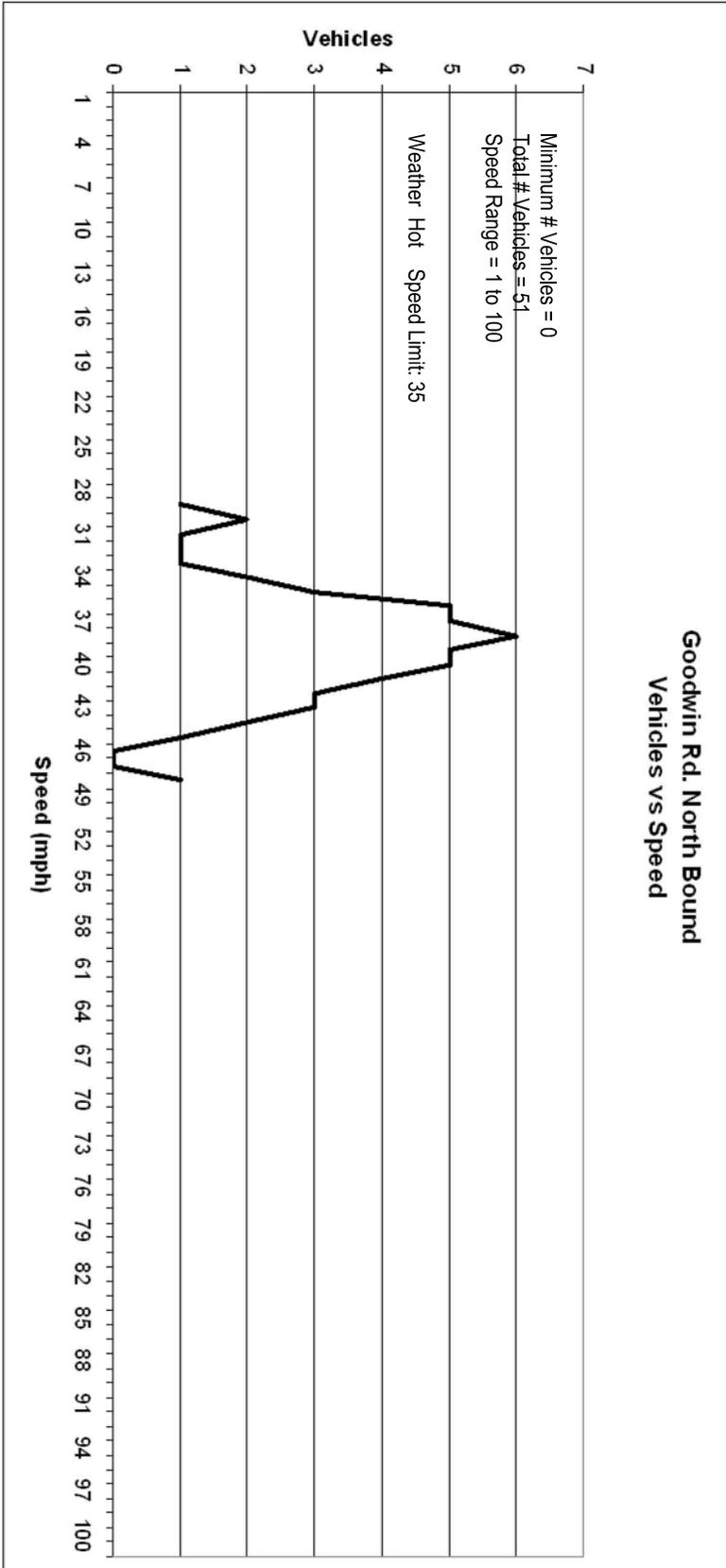
This vehil's speed was: 41mph

Signed:

Date:

Title:

### Goodwin Rd. North Bound Vehicles vs Speed



City of Ripon Date 7/20/2015 Posted Speed 35 South Bound  
 Location Goodwinn Dr South of Colony Rd. Weather Hot  
 Recorder Name MCP Begin Time 8:30am End Time 9:30am

Number of Vehicles																Total	Cumulative total
mph			5		10		15		20		25						
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																1	
43																0	
42																2	
41																3	
40																2	
39																5	
38																6	
37																4	
36																4	
35																6	
34																4	
33																4	
32																3	
31																3	
30																2	
29																1	
28																2	
27																0	
26																1	
25																1	
24																0	
23																1	
22																	
21																	

Number of free flow Vehicles Counted 55

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 47

Average Speed 35

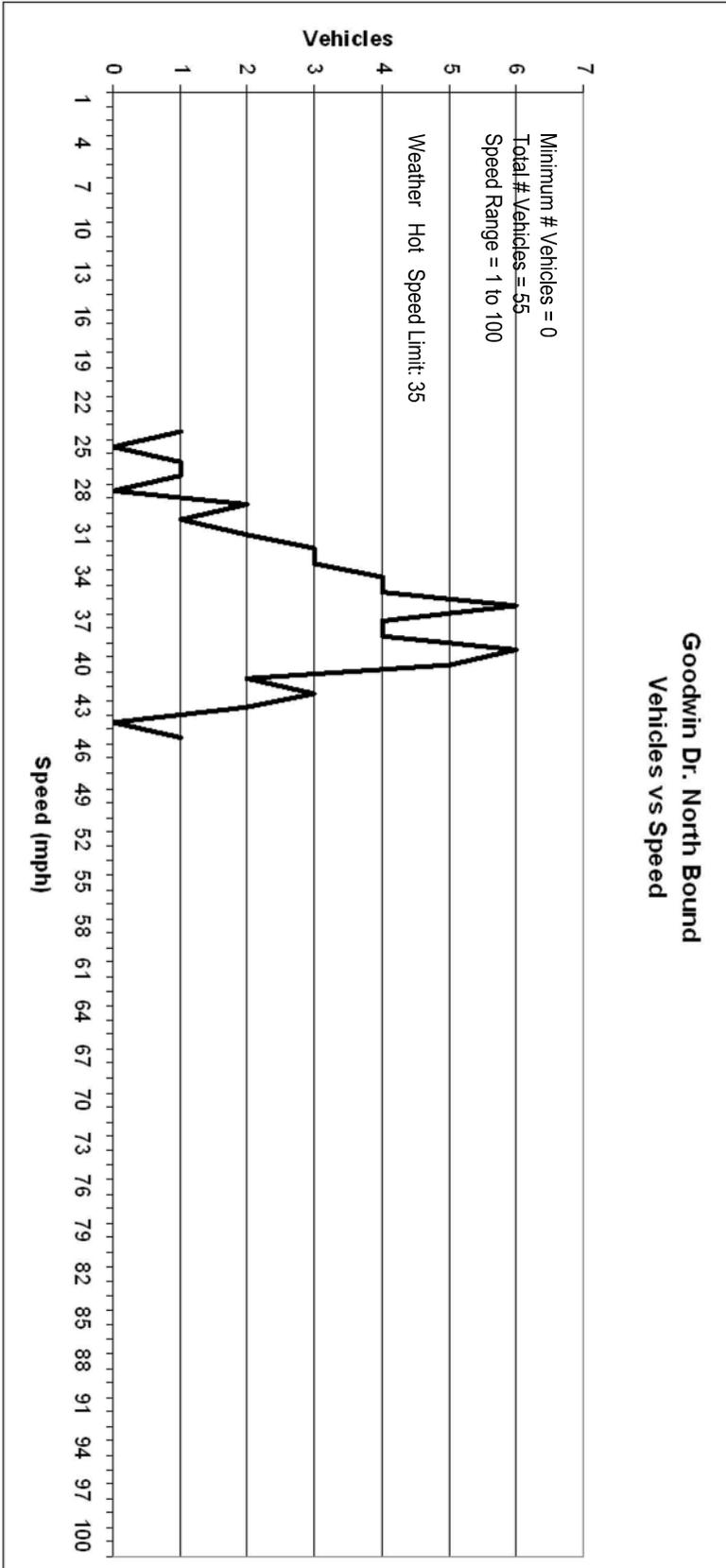
This vehil's speed was: 39mph

Signed:

Date:

Title:

### Goodwin Dr. North Bound Vehicles vs Speed



**Goodwin Dr.**  
**South of Colony Rd. Facing South**



**Goodwin Dr.**  
**South of Colony Rd. Facing North**



### CITY OF RIPON

MAP 21

### STREET NAME

GOODWIN DR. SOUTH OF COLONY RD.

### LENGTH OF SURVEY

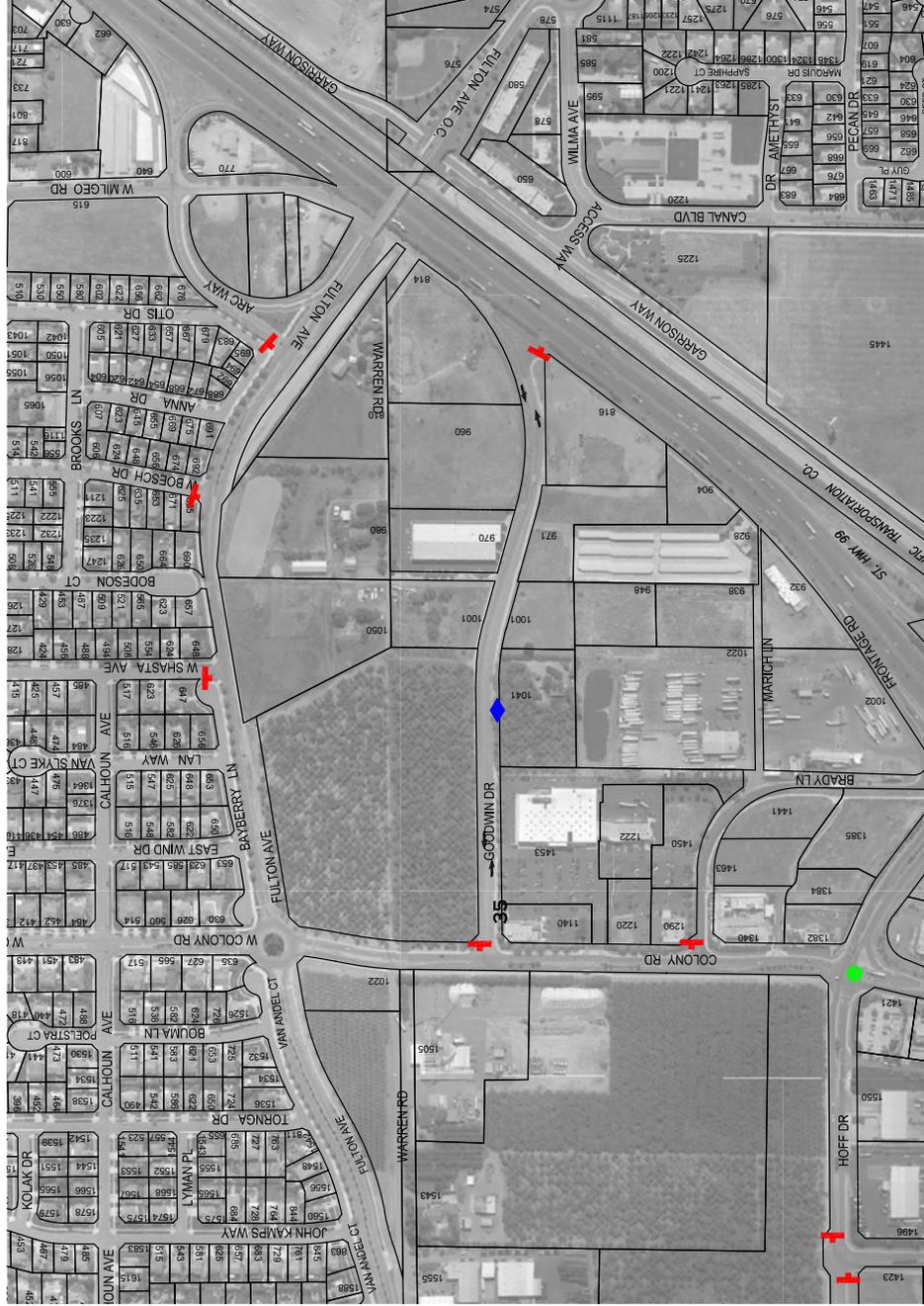
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

### LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊥ STOP SIGN
- ⊥ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION GOODWIN DR. SOUTH OF COLONY RD.



## SURVEY INFORMATION

**LOCATIONS:** HIGHLAND AVE. – *West Ripon Rd. to Doak Blvd.*

A two lane roadway with one N/B lane and one S/B lane. Bordering the west side of the roadway are orchards, residential homes and a park, the east side of the roadway consists of residential homes. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/20/2015    Begin Time: 10:30am    End Time: 11:45am

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 103

**MINIMUM SPEED:** 25

**MAXIMUM SPEED:** 45

**AVERAGE SPEED:** 34

**50th PERCENTILE:** 34

**85th PERCENTILE:** 38

**RECOMMENDED  
SPEED LIMIT**

**35 mph**

City of Ripon Date 7/20/2015 Posted Speed 35 NB/SB  
 Location Highland Ave. - West Ripon Rd. to Doak Blvd. Weather Clear Day  
 Recorders Name MCP Begin Time 10:30am End Time 11:45am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45	X															1	103
44																0	102
43	X	X														2	102
42																0	100
41	X	X	X													3	100
40	X	X	X	X												4	97
39	X	X	X													3	93
38	X	X	X	X	X	X	X	X	X							8	90
37	X	X	X	X	X	X	X	X								7	82
36	X	X	X	X	X	X	X	X	X	X						9	75
35	X	X	X	X	X	X	X	X	X	X	X	X				11	66
34	X	X	X	X	X	X	X	X	X							8	55
33	X	X	X	X	X	X	X	X								7	47
32	X	X	X	X	X	X	X	X	X	X	X	X				10	40
31	X	X	X	X	X	X	X	X	X	X						9	30
30	X	X	X	X	X	X	X	X	X							8	21
29	X	X	X	X												4	13
28	X	X	X	X												4	9
27	X	X														2	5
26	X	X														2	3
25	X															1	1
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 103

50th percentile = 52

85th percentile = 88

Average Speed: 34 mph

This vehil's speed was: 38 mph

City of Ripon Date 7/20/2015 Posted Speed 35 North Bound  
 Location So Highland at Lan Park Weather Hot  
 Recorders Name MCP Begin Time 10:30am End Time 11:45am

Number of Vehicles											Total	Cumulative total		
mph			5		10		15		20				25	
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43													1	1
42													0	1
41													1	2
40													2	4
39													3	7
38													4	11
37													2	13
36													3	16
35													5	21
34													4	25
33													4	29
32													6	35
31													4	39
30													5	44
29													4	48
28													2	50
27													2	52
26													1	53
25														
24														
23														
22														
21														

Number of free flow Vehicles Counted 53

50th percentile calculation: Total ( ) Times 0.50 = 27

85th percentile calculation: Total ( ) Times 0.85 = 45

Average Speed: 34

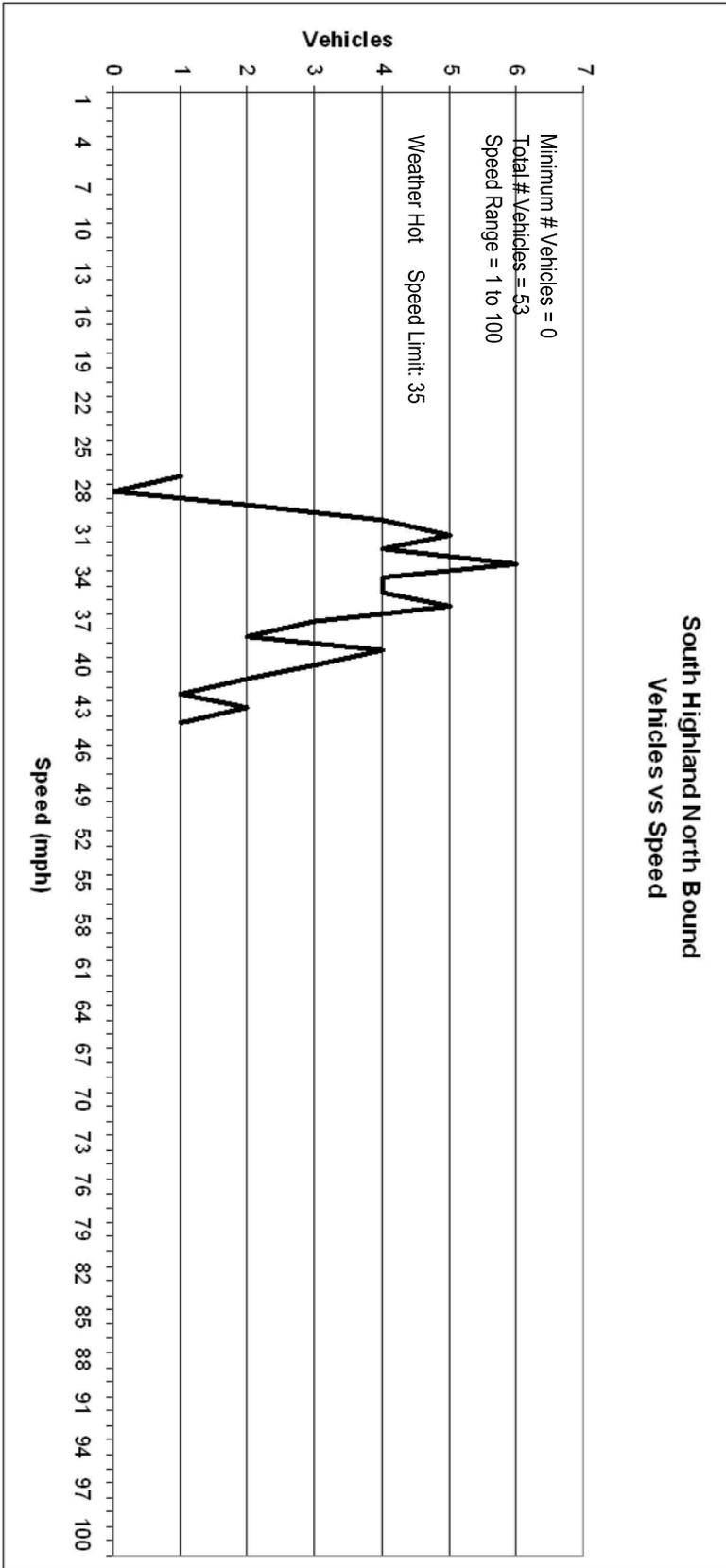
This vehil's speed was: 38mph

Signed:

Date:

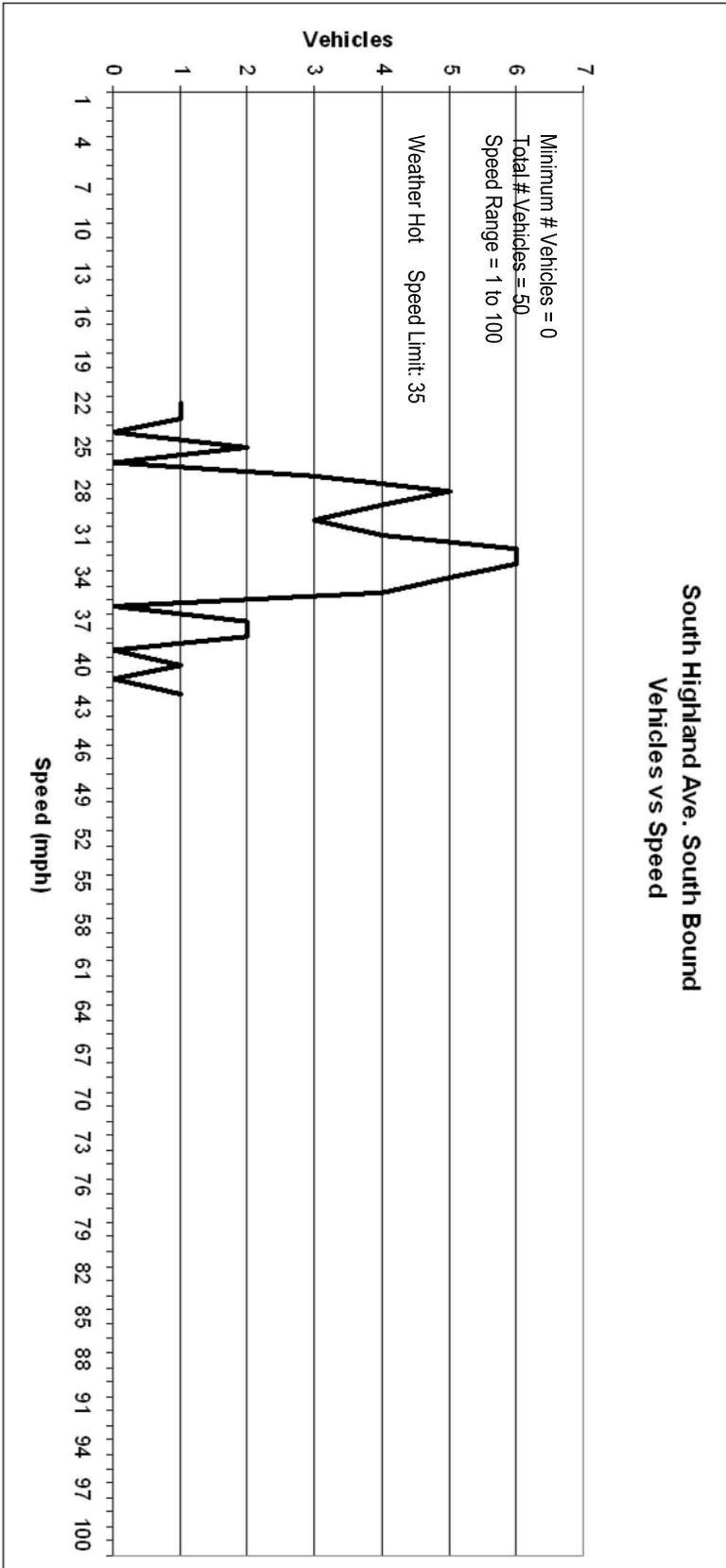
Title:

### South Highland North Bound Vehicles vs Speed





### South Highland Ave. South Bound Vehicles vs Speed



**S. HIGHLAND AVE.**  
**At Melissa Facing South**



**S. HIGHLAND AVE.**  
**At Mary Jo Facing North**



# CITY OF RIPON

MAP 22

**STREET NAME**  
HIGHLAND RD.  
AT LAN PARK

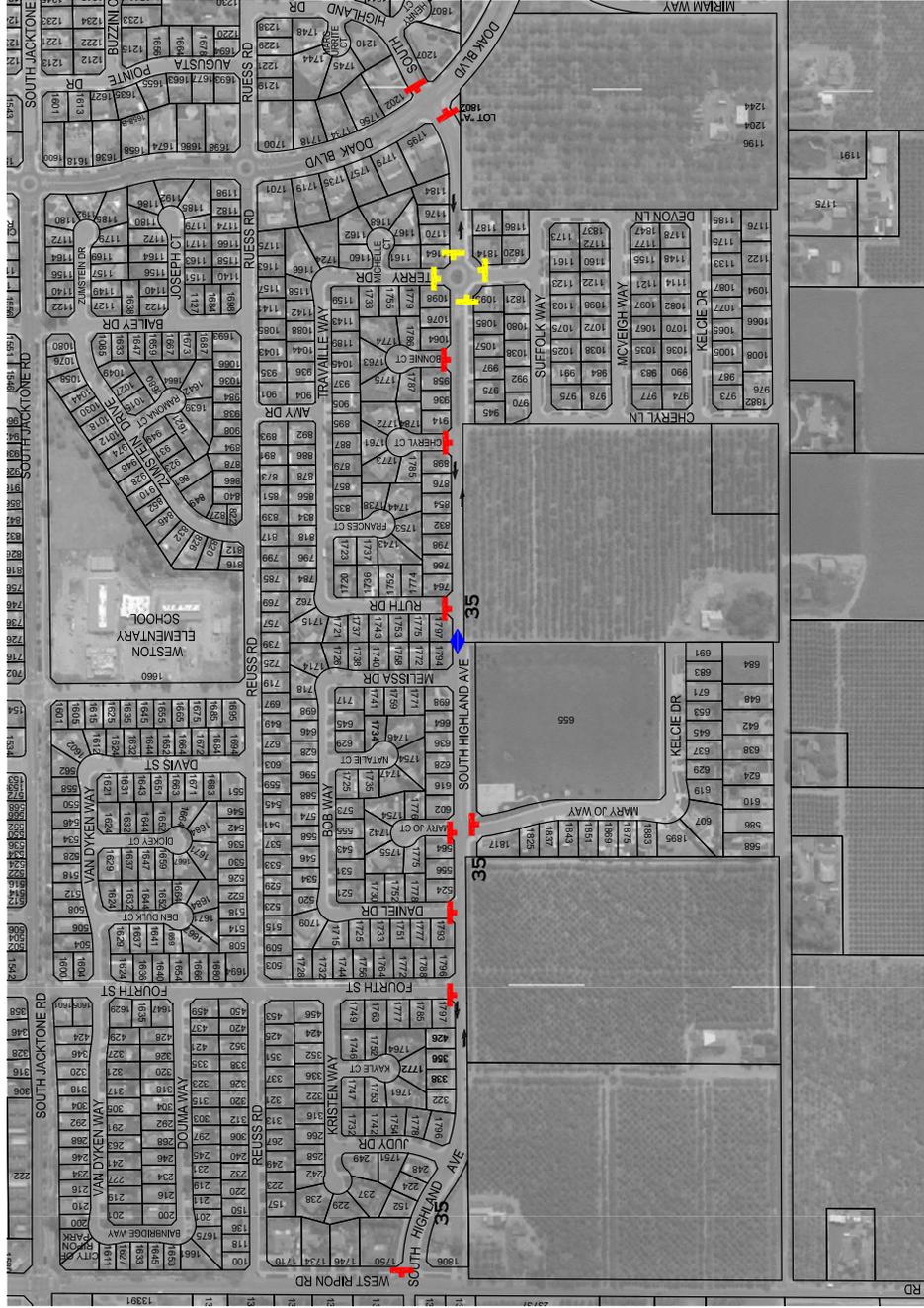
**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION HIGHLAND RD. AT LAN PARK



## SURVEY INFORMATION

**LOCATION:** HOFF DR. – *Santos Ave. to Colony Rd.*

A four lane asphalt roadway with two N/B lanes and two S/B lanes with a raised center median. Bordering on the west side are commercial businesses, and on the east side is an almond orchard. This area is considered commercial. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/20/2015    Begin Time: 7:00am    End Time: 7:30am

**MIN SPEED ALLOWED:** 10

**MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 129

**MINIMUM SPEED:** 21

**MAXIMUM SPEED:** 43

**AVERAGE SPEED:** 32

**50th PERCENTILE:** 32

**85th PERCENTILE:** 37

**RECOMMENDED  
SPEED LIMIT**

**35 mph**

City of Ripon Date 7/20/2015 Posted Speed 35 NB/SB  
 Location Hoff Ave. - Santos Ave. to Colony Rd. Weather Overcast  
 Recorders Name MCP Begin Time 7:00am End Time 7:30am

Number of Vehicles											Total	Cumulative total																		
mph			5			10			15				20		25															
65																														
64																														
63																														
62																														
61																														
60																														
59																														
58																														
57																														
56																														
55																														
54																														
53																														
52																														
51																														
50																														
49																														
48																														
47																														
46																														
45																														
44																														
43	X															1	129													
42	X																1	128												
41	X																	1	127											
40	X	X	X																3	126										
39	X	X	X	X																4	123									
38	X	X	X	X	X	X	X														7	119								
37	X	X	X	X	X	X	X	X	X	X	X											10	112							
36	X	X	X	X	X	X	X	X	X	X	X												9	102						
35	X	X	X	X	X	X	X	X	X	X														8	93					
34	X	X	X	X	X	X	X																		7	85				
33	X	X	X	X	X	X																				6	78			
32	X	X	X	X	X	X	X	X																			8	72		
31	X	X	X	X	X	X	X	X	X	X																		9	64	
30	X	X	X	X	X	X	X																						7	55
29	X	X	X	X	X	X																							6	48
28	X	X	X	X	X	X	X																						7	42
27	X	X	X	X	X	X	X																						7	35
26	X	X	X	X	X	X	X																						7	28
25	X	X	X	X	X	X	X	X	X																				8	21
24	X	X	X	X	X	X																							6	13
23	X	X	X	X	X																								5	7
22	X																												1	2
21	X																												1	1

Number of free flow Vehicles Counted 129

50th percentile = 65

85th percentile = 110

Average Speed: 32 mph

This vehil's speed was: 37 mph

City of Ripon Date 7/20/2015 Posted Speed 35 North Bound  
 Location Hoff Dr. North of Colony Rd So. of Santos Weather Overcast  
 Recorders Name MCP Begin Time 7:00am End Time 7:30am

Number of Vehicles											Total	Cumulative total		
mph			5		10		15		20				25	
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43													1	1
42													1	2
41													1	3
40													2	5
39													3	8
38													5	13
37													7	20
36													6	26
35													4	30
34													4	34
33													3	37
32													5	42
31													4	46
30													5	51
29													3	54
28													4	58
27													3	61
26													3	64
25													3	67
24													2	69
23													2	71
22														
21														

Number of free flow Vehicles Counted 71

50th percentile calculation: Total ( ) Times 0.50 = 36

85th percentile calculation: Total ( ) Times 0.85 = 60

Average Speed: 33

This vehil's speed was: 37 mph

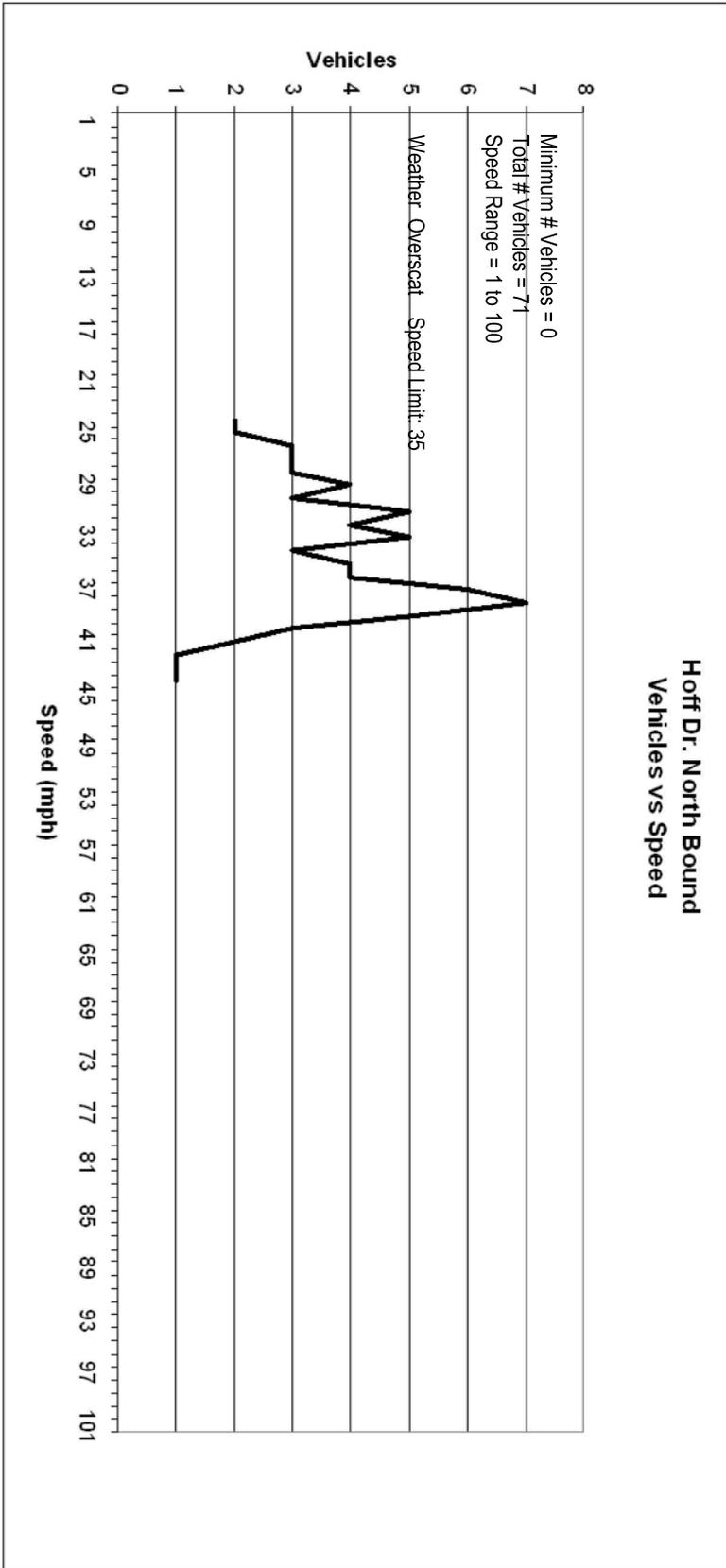
Signed:

Date:

Title:

20

### Hoff Dr. North Bound Vehicles vs Speed



City of Ripon Date 7/20/2015 Posted Speed 35 South Bound  
 Location Hoff Dr. North of Colony Rd So. of Santos Weather Hot  
 Recorders Name MCP Begin Time 7:00am End Time 8:00am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43													
42													
41													
40	■											1	1
39	■											1	2
38	■	■										2	4
37	■	■	■									3	7
36	■	■	■	■								3	10
35	■	■	■	■	■							4	14
34	■	■	■	■	■	■						3	17
33	■	■	■	■	■	■						3	20
32	■	■	■	■	■	■						3	23
31	■	■	■	■	■	■	■					5	28
30	■	■	■	■	■	■	■					2	30
29	■	■	■	■	■	■	■					3	33
28	■	■	■	■	■	■	■					3	36
27	■	■	■	■	■	■	■					4	40
26	■	■	■	■	■	■	■					4	44
25	■	■	■	■	■	■	■	■				5	49
24	■	■	■	■	■	■	■	■				4	53
23	■	■	■	■	■	■	■	■				3	56
22	■	■	■	■	■	■	■	■				1	57
21	■	■	■	■	■	■	■	■				1	58

Number of free flow Vehicles Counted 58

50th percentile calculation: Total ( ) Times 0.50 = 29

85th percentile calculation: Total ( ) Times 0.85 = 49

Average Spees; 30

This vehil's speed was: 35mph

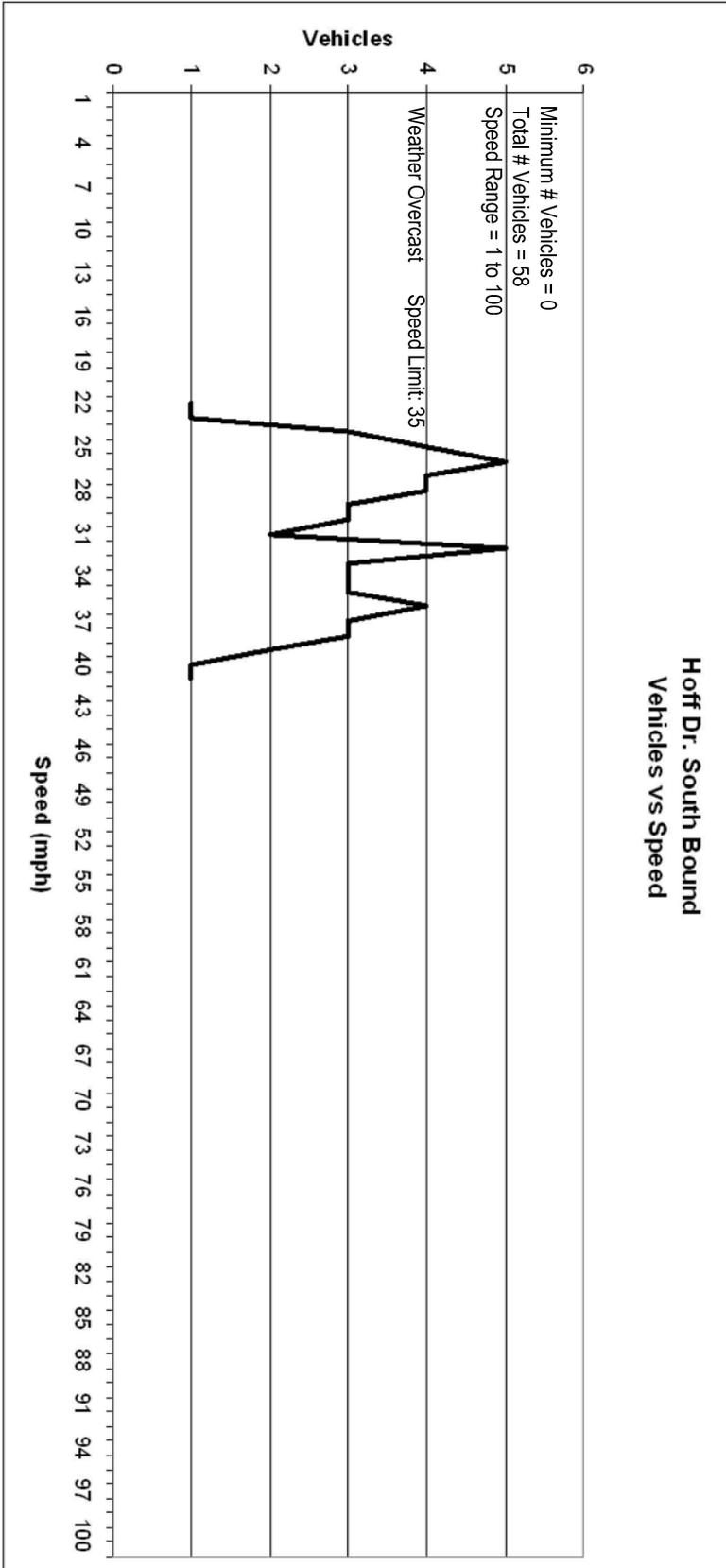
Signed:

Date:

Title:

20

### Hoff Dr. South Bound Vehicles vs Speed



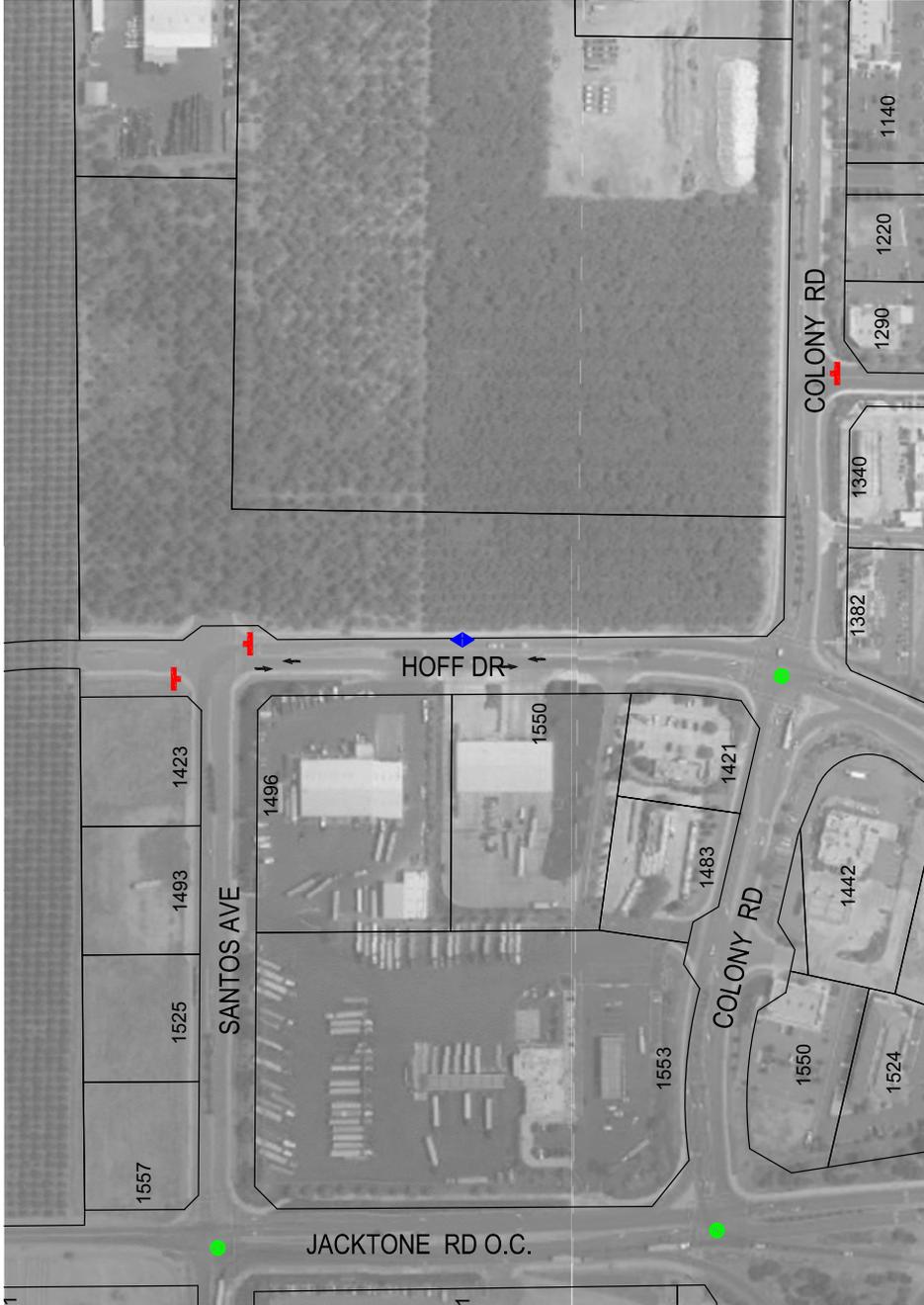
**Hoff Dr.**  
**North of Colony Rd. Facing South**



**Hoff Dr.**  
**North of Colony Rd. Facing North**



<p><b>CITY OF RIPON</b> MAP 20</p>	<p><b>STREET NAME</b> HOFF DR. NORTH OF COLONY RD.</p>	<p><b>LENGTH OF SURVEY</b> APPROXIMATELY 1100 LF (5,280 FT. = 1 MILE) (1,320 FT = <math>\frac{1}{4}</math> MILE)</p>	<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>30 SPEED LIMIT / POSTED SIGN</li> <li>/ DIRECTION OF SPEED SIGN</li> <li>◆ SURVEY LOCATION</li> <li>⊕ STOP SIGN</li> <li>⊕ YIELD SIGN</li> <li>● TRAFFIC SIGNAL</li> </ul>	 <p>SCALE: 1" = 200'</p>
--	--	--	--	---



LOCATION HOFF DR. NORTH OF COLONY RD.

---



---



---



---



### SURVEY INFORMATION

**LOCATION:** JACK TONE RD. - *Main St. to Doak Blvd.*

A two lane roadway with one N/B lane and one S/B lane, with a wide center turn lane. Bordering on the east and west sides of the roadway are residential homes and an elementary school. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 25

**SURVEY STARTED:** 07/07/2015 Begin Time: 9:30am End Time: 10:00am

**MIN SPEED ALLOWED:** 10 **MAX SPEED ALLOWED:** 100

**TOTALVEHICLES:** 109

**MINIMUM SPEED:** 25  
**MAXIMUM SPEED:** 43  
**AVERAGE SPEED:** 34

**50th PERCENTILE:** 34 **85th PERCENTILE:** 37

**RECOMMENDED  
SPEED LIMIT  
25 mph**

This road segment had an 85<sup>th</sup> percentile speed of 37 mph, which would normally indicate a 35-mph speed limit. However, retention of the existing speed limit of 25 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for heavy activity by school aged pedestrians and their often unexpected behaviors. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 25 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 7/7/2015 Posted Speed 25 NB/SB  
 Location Jack Tone Rd. - Main St. to Doak Blvd. Weather Clear  
 Recorders Name MCP Begin Time 9:30am End Time 10:00am

Number of Vehicles											Total	Cumulative total						
mph			5			10			15				20		25			
65																		
64																		
63																		
62																		
61																		
60																		
59																		
58																		
57																		
56																		
55																		
54																		
53																		
52																		
51																		
50																		
49																		
48																		
47																		
46																		
45																		
44																		
43	X	X														2	109	
42																	0	107
41	X																1	107
40																	0	106
39	X																1	106
38	X	X	X	X	X	X	X										6	105
37	X	X	X	X	X	X	X	X	X								8	99
36	X	X	X	X	X	X	X	X	X	X							9	91
35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		15	82
34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		14	67
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		13	53
32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		12	40
31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		11	28
30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		9	17
29	X	X	X	X													4	8
28	X	X															2	4
27	X																1	2
26																	0	1
25	X																1	1
24																		
23																		
22																		
21																		

Number of free flow Vehicles Counted 109

50th percentile = 55

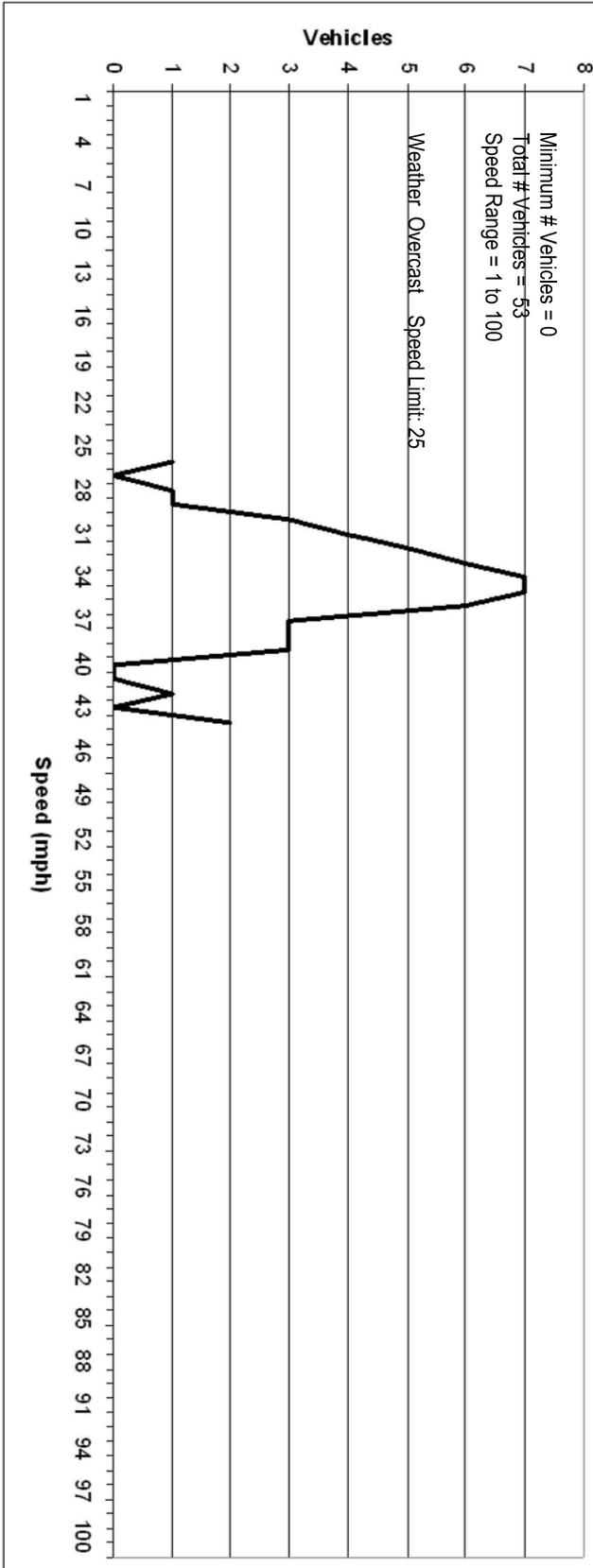
85th percentile = 93

Average Speed: 34 mph

This vehil's speed was: 37 mph

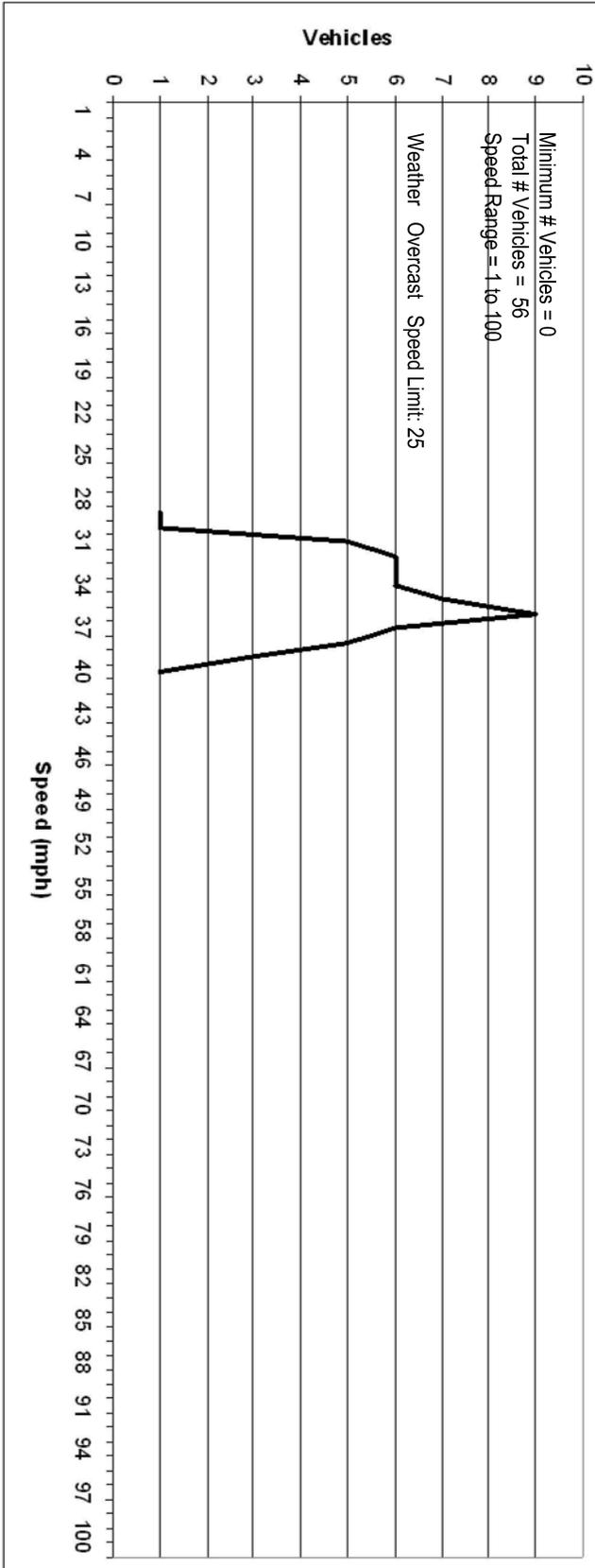


### South Jack Tone Rd. North Bound Vehicles vs Speed





### South Jack Tone Rd. South Bound Vehicles vs Speed



# S. JACK TONE ROAD

At Fourth St. Facing South



**S. JACK TONE ROAD**  
**At Fourth St. Facing North**



# CITY OF RIPON

MAP 5

**STREET NAME**  
S. JACK TONE RD.  
AT WESTON SCHOOL

## LENGTH OF SURVEY

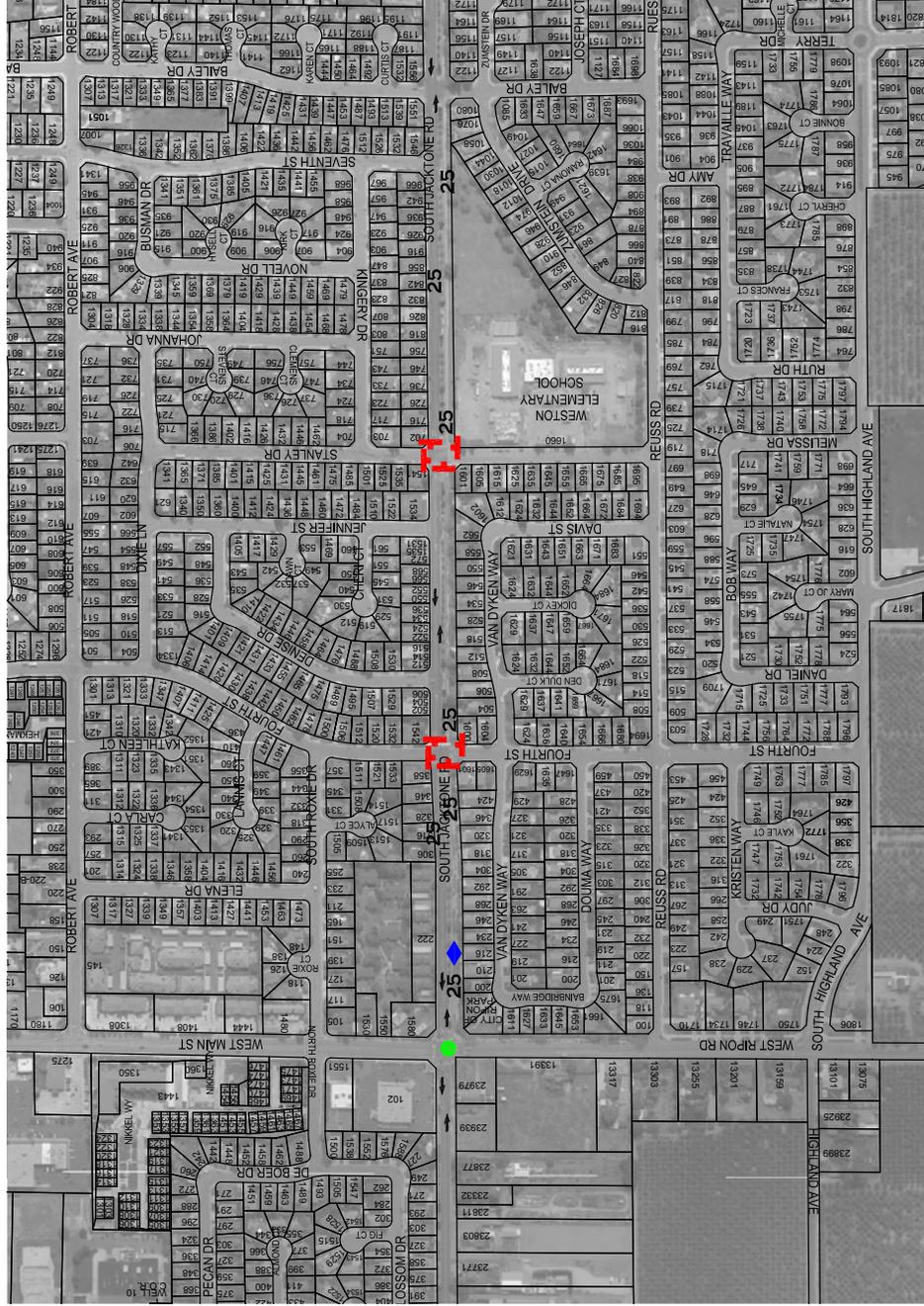
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

## LEGEND

- 25 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION S. JACK TONE RD. AT WESTON SCHOOL



## SURVEY INFORMATION

**LOCATION:** JACK TONE RD. (11&12) – *Hwy. 99 to Main St.*  
A two lane roadway with one N/B lane and one S/B lane, with a center turn lane. Bordering on the east and west sides are orchards and subdivisions. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 45

**SURVEY STARTED:** 07/09/2015    Begin Time: 8:30am    End Time: 10:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEFHICLES:** 219

**MINIMUM SPEED:** 34

**MAXIMUM SPEED:** 54

**AVERAGE SPEED:** 42

**50th PERCENTILE:** 42

**85th PERCENTILE:** 47

**RECOMMENDED  
SPEED LIMIT  
45 mph**



City of Ripon Date 7/9/2015 Posted Speed 45 North Bound  
 Location N. Jack Tone No. of West Mainst And So. Of Canal Blvd Weather Cool  
 Recorders Name MCP Begin Time 9:20am End Time 10:00am

Number of Vehicles													Total	Cumulative total	
mph			5		10		15		20		25				
65															
64															
63															
62															
61															
60															
59															
58															
57															
56															
55															
54															
53														1	1
52														0	1
51														2	3
50														2	5
49														0	5
48														1	6
47														0	6
46														2	8
45														10	18
44														8	26
43														7	33
42														6	39
41														3	42
40														3	45
39														2	47
38														1	48
37														1	49
36														4	53
35														3	56
34															
33															
32															
31															
30															
29															
28															
27															
26															
25															
24															
23															
22															
21															

Number of free flow Vehicles Counted 56

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed: 43

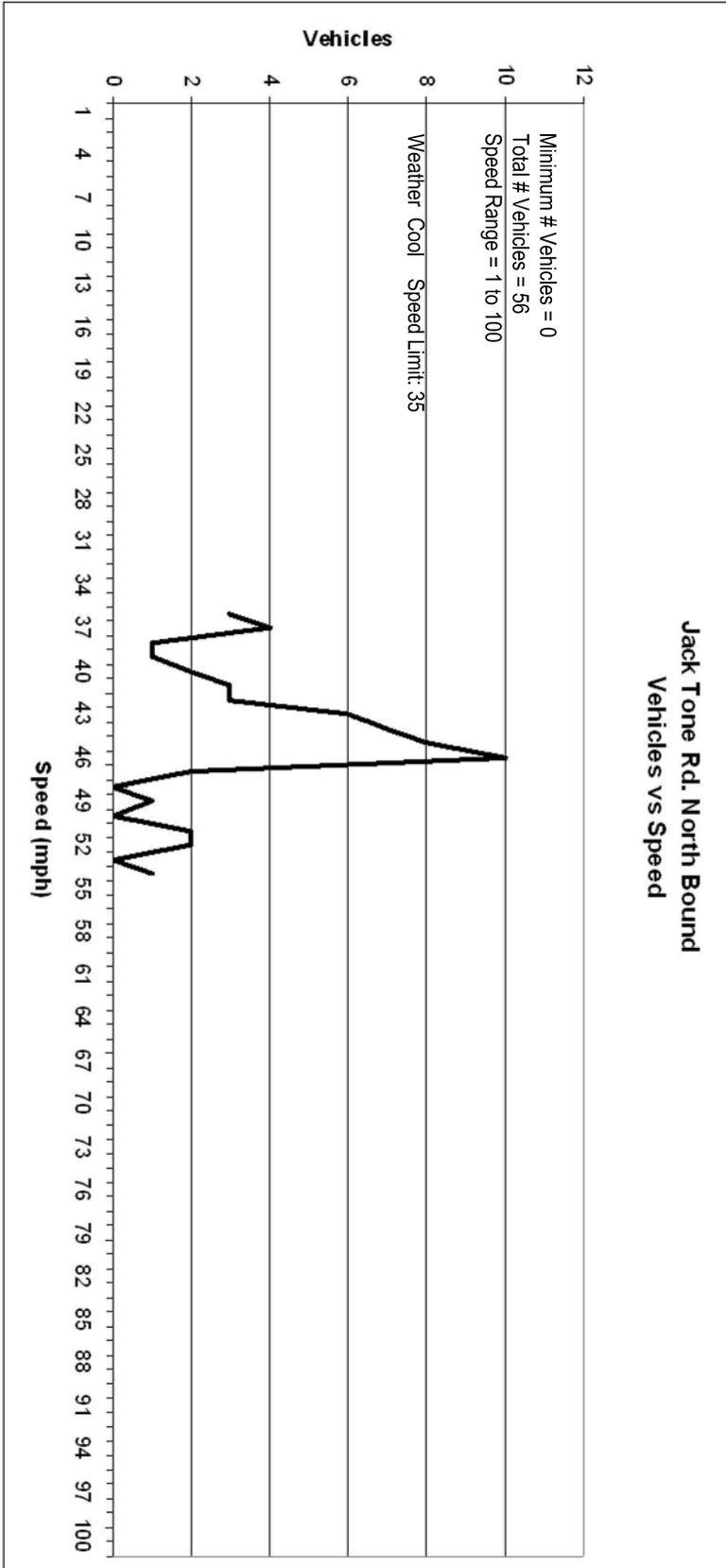
This vehil's speed was: 45 mph

Signed:

Date:

Title:

### Jack Tone Rd. North Bound Vehicles vs Speed



City of Ripon Date 7/9/2015 Posted Speed 45 South Bound  
 Location N. Jack Tone No. of West Mainst And So. Of Canal Blvd Weather Cool  
 Recorders Name MCP Begin Time 8:30am End Time 9:15am

Number of Vechicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48												1	1
47												1	2
46												0	2
45												0	2
44												3	5
43												6	11
42												8	19
41												7	26
40												6	32
39												5	37
38												4	41
37												2	43
36												3	46
35												3	49
34												1	50
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 50

50th percentile calculation: Total ( ) Times 0.50 = 25

85th percentile calculation: Total ( ) Times 0.85 = 42

Average Speed: 40

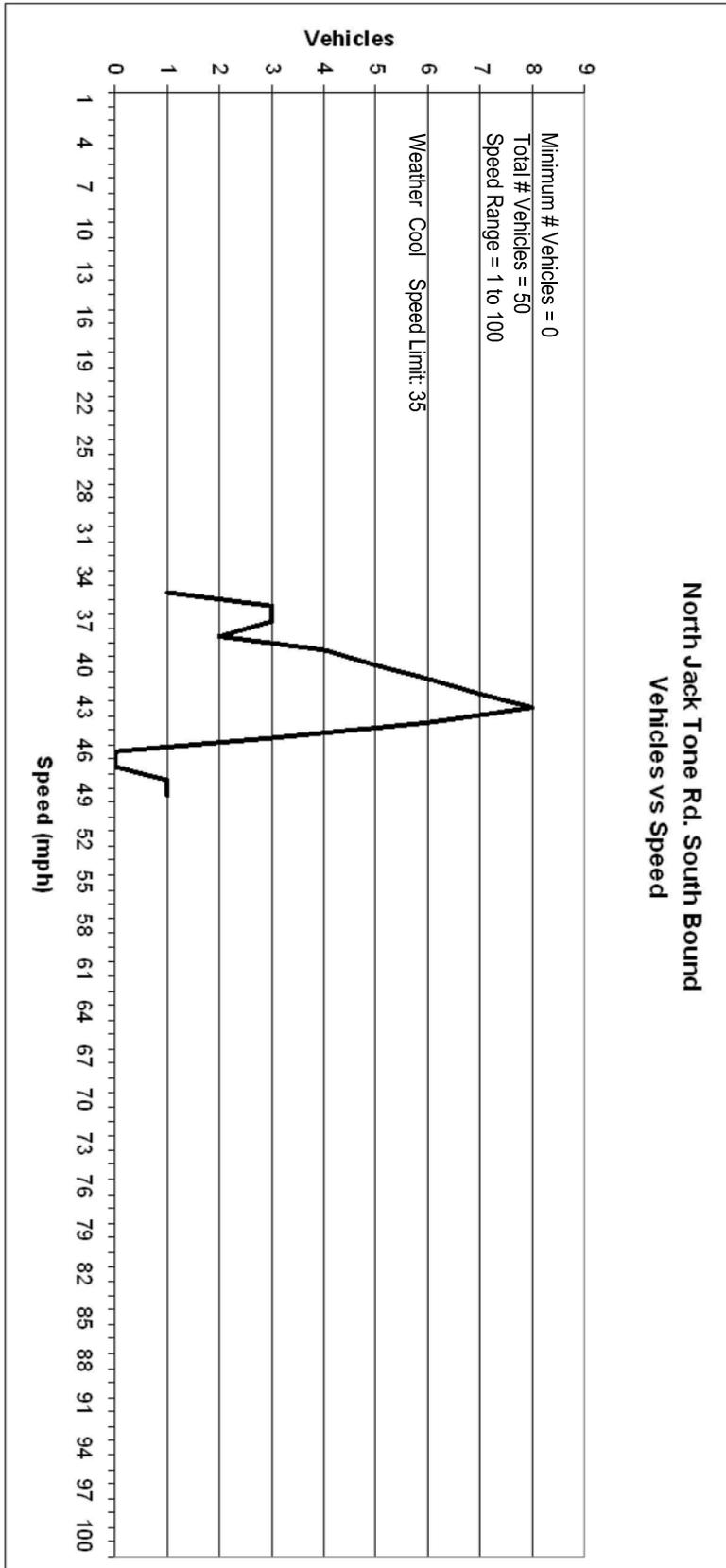
This vehil's speed was: 42mph

Signed:

Date:

Title:

### North Jack T one Rd. South Bound Vehicles vs Speed



# CITY OF RIPON

MAP 11

## STREET NAME

JACK TONE RD. NORTH OF WEST MAIN ST & SOUTH OF CANAL BLVD.

## LENGTH OF SURVEY

APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

-  SPEED LIMIT / POSTED SIGN
-  DIRECTION OF SURVEY LOCATION
-  STOP SIGN
-  YIELD SIGN
-  TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION JACK TONE RD. NORTH OF WEST MAIN ST & SOUTH OF CANAL BLVD.



City of Ripon Date 7/9/2015 Posted Speed 45 North Bound  
 Location N Jack Tone Over Crossing at State Route 99 Weather Cool  
 Recorder's Name MCP Begin Time 9:00am End Time 9:30am

Number of Vehicles											Total	Cumulative total
mph			5		10		15		20	25		
65												
64												
63												
62												
61												
60												
59												
58												
57												
56												
55												
54	■										1	1
53	■	■									1	2
52	■	■	■								2	4
51	■	■	■	■							1	5
50	■	■	■	■	■						3	8
49	■	■	■	■	■						1	9
48	■	■	■	■	■	■					2	11
47	■	■	■	■	■	■	■				5	16
46	■	■	■	■	■	■	■				1	17
45	■	■	■	■	■	■	■	■			2	19
44	■	■	■	■	■	■	■	■	■		3	22
43	■	■	■	■	■	■	■	■	■	■	5	27
42	■	■	■	■	■	■	■	■	■	■	4	31
41	■	■	■	■	■	■	■	■	■	■	6	37
40	■	■	■	■	■	■	■	■	■	■	7	44
39	■	■	■	■	■	■	■	■	■	■	7	51
38	■	■	■	■	■	■	■	■	■	■	3	54
37	■	■	■	■	■	■	■	■	■	■	1	55
36											0	55
35	■										1	56
34												
33												
32												
31												
30												
29												
28												
27												
26												
25												
24												
23												
22												
21												

Number of free flow Vehicles Counted 56

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed 43

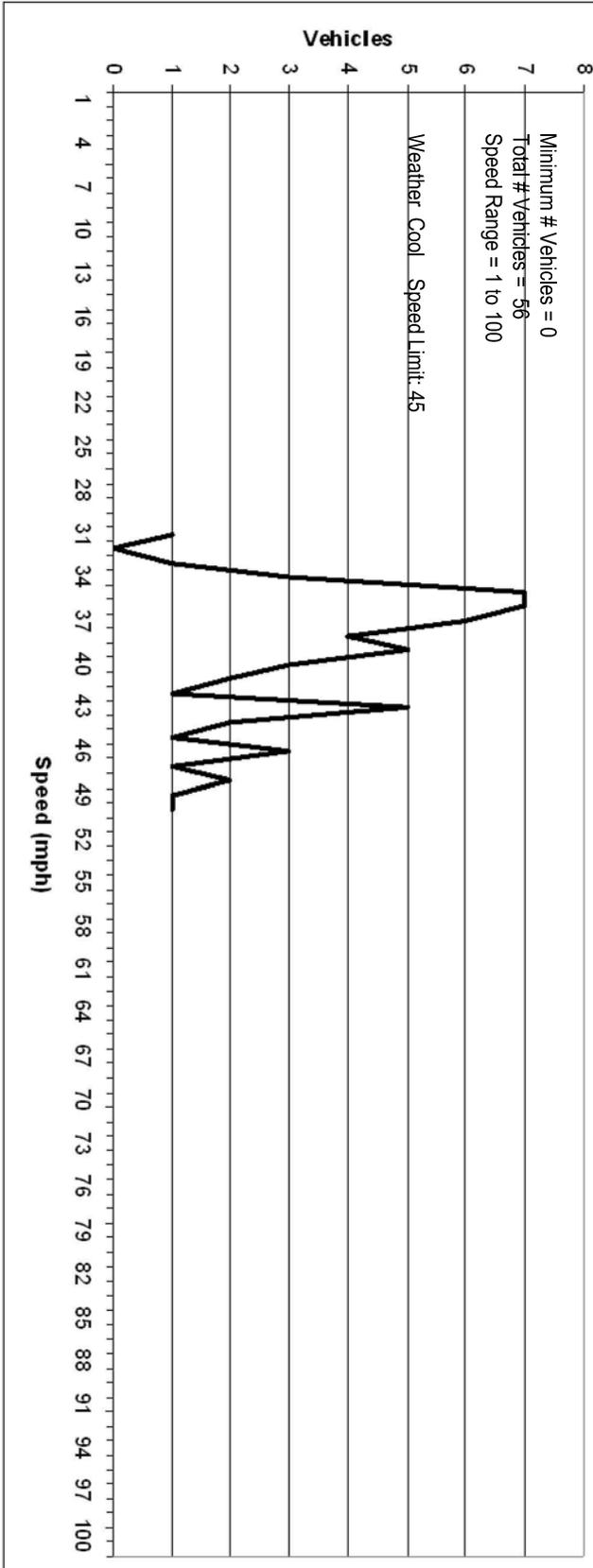
This vehil's speed was: 48mph

Signed:

Date:

Title:

### North Jack T one Rd. North Bound Vehicles vs Speed



City of Ripon Date 7/9/2015 Posted Speed 45 South Bound  
 Location N Jack Tone Over Crossing at State Route 99 Weather Cool  
 Recorders Name MCP Begin Time 9:30am End Time 10:00am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54	■											1	1
53	■											1	2
52	■	■										2	4
51	■	■	■									1	5
50	■	■	■	■								3	8
49	■	■										1	9
48	■	■	■									2	11
47	■	■	■	■	■							5	16
46	■	■	■	■								1	17
45	■	■	■									2	19
44	■	■	■	■								3	22
43	■	■	■	■	■							5	27
42	■	■	■	■	■	■						4	31
41	■	■	■	■	■	■	■					6	37
40	■	■	■	■	■	■	■	■				7	44
39	■	■	■	■	■	■	■	■	■			7	51
38	■	■	■	■	■	■	■	■	■	■		3	54
37	■											1	55
36												0	55
35	■											1	56
34													
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 56

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed: 43

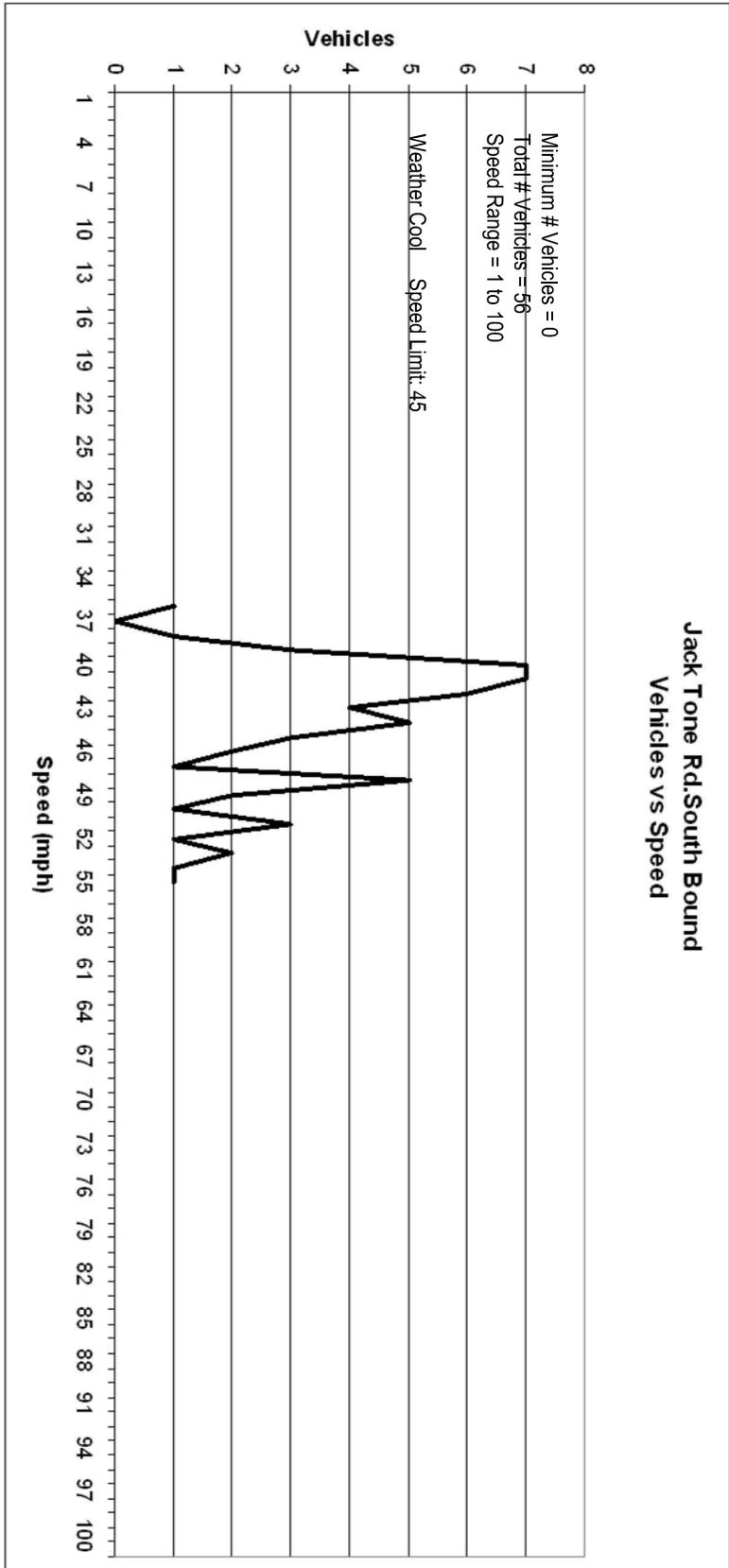
This vehil's speed was: 48mph

Signed:

Date:

Title:

### Jack Tone Rd. South Bound Vehicles vs Speed



**Jack Tone Rd.**  
**South of Main St. Facing North**



**Jack Tone Rd.**  
**At Harvest Dr. Facing North**



**Jack Tone Rd.**  
**North of Canal Blvd Facing North**



# CITY OF RIPON

MAP 12

**STREET NAME**  
JACK TONE OVER  
CROSSING

## LENGTH OF SURVEY

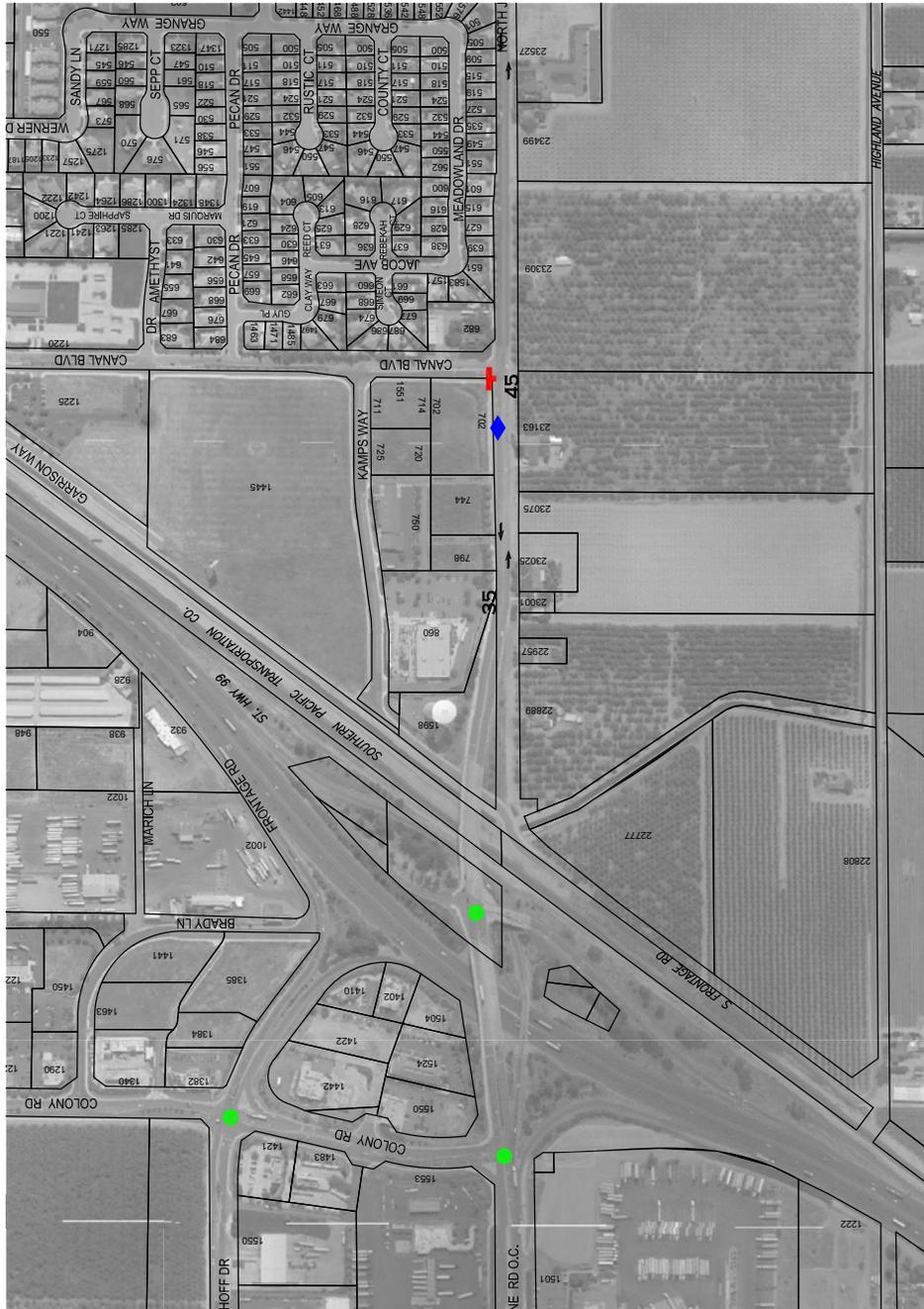
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION JACK TONE OVER CROSSING



## SURVEY INFORMATION

**LOCATION:** JACK TONE RD. – *River Rd. to Hwy 99*

A two lane roadway with one N/B lane and one S/B lane. Bordering on the west side of the roadway are orchards and the east side is agricultural. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 45

**SURVEY STARTED:** 07/06/2015    Begin Time: 9:30am    End Time: 10:30am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 108

**MINIMUM SPEED:** 35

**MAXIMUM SPEED:** 52

**AVERAGE SPEED:** 44

**50th PERCENTILE:** 44

**85th PERCENTILE:** 48

**RECOMMENDED  
SPEED LIMIT**

**45 mph**

City of Ripon Date 7/6/2015 Posted Speed 45 NB/SB  
 Location Jack Tone Rd. - River Rd. to Hwy 99 Weather Overcast  
 Recorders Name MCP Begin Time 9:30am End Time 10:30am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20	25			
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52	X	X										2	108
51	X	X										2	106
50	X	X	X									3	104
49	X	X	X	X	X	X						6	101
48	X	X	X	X	X	X	X	X	X			9	95
47	X	X	X	X								4	86
46	X	X	X	X	X	X	X	X	X			9	82
45	X	X	X	X	X	X	X	X	X	X	X	11	73
44	X	X	X	X	X	X	X	X	X	X	X	12	62
43	X	X	X	X	X							6	50
42	X	X	X	X	X	X	X	X	X			9	44
41	X	X	X	X	X	X	X	X	X			9	35
40	X	X	X	X	X	X						7	26
39	X	X	X	X								4	19
38	X	X	X	X	X	X	X	X	X	X	X	11	15
37												0	4
36	X	X	X									3	4
35	X											1	1
34													
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 108

50th percentile = 54

85th percentile = 92

Average Speed: 44 mph

This vehil's speed was: 48 mph

City of Ripon Date 7/6/2015 Posted Speed 45 North Bound  
 Location Jack Tone Rd South of River Rd. Weather Overcast  
 Recorders Name MCP Begin Time 9:30am End Time 10:00am

Number of Vehicles															Total	Cumulative total	
mph			5		10		15		20		25						
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52	■	■														2	2
51	■															1	3
50																0	3
49	■	■														2	5
48	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	8	13
47	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	2	15
46	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	6	21
45	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	6	27
44	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	6	33
43	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	4	37
42	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	3	40
41	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	7	47
40																0	47
39	■	■														2	49
38	■	■	■	■												4	53
37																	
36																	
35																	
34																	
33																	
32																	
31																	
30																	
29																	
28																	
27																	
26																	
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 53

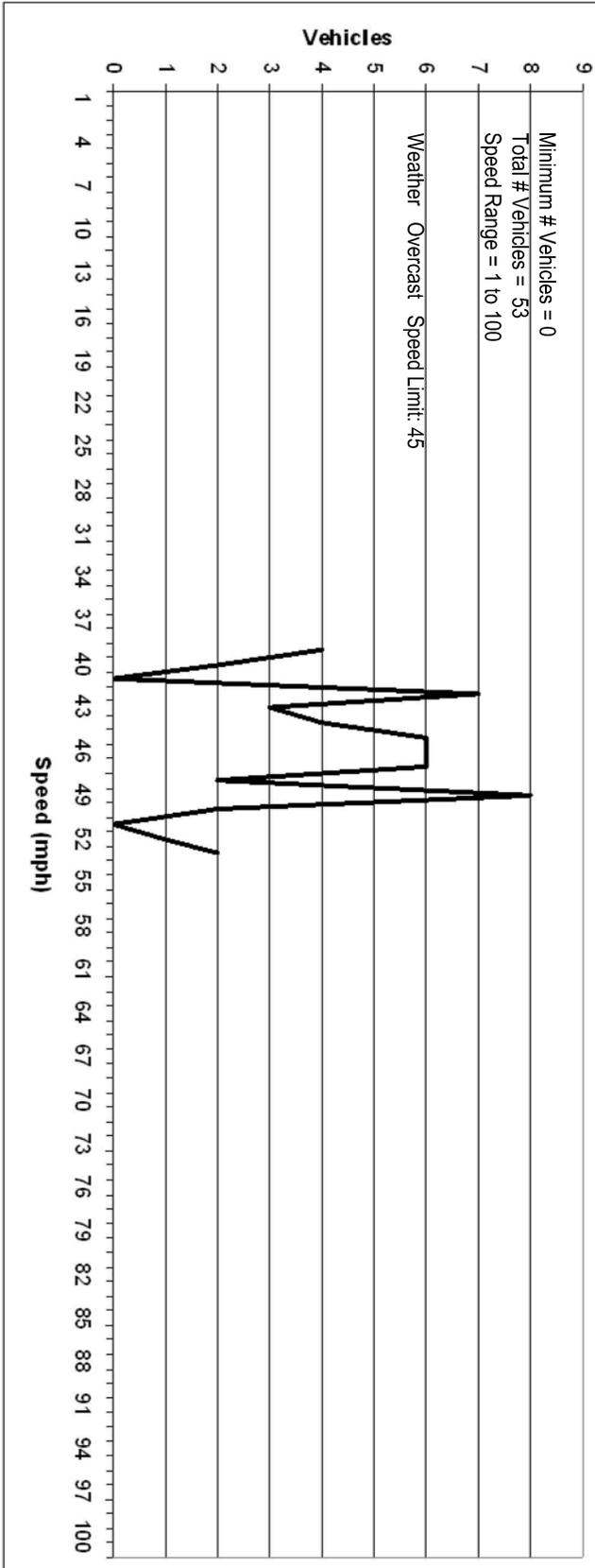
50th percentile calculation: Total ( ) Times 0.50 = 44

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed 44

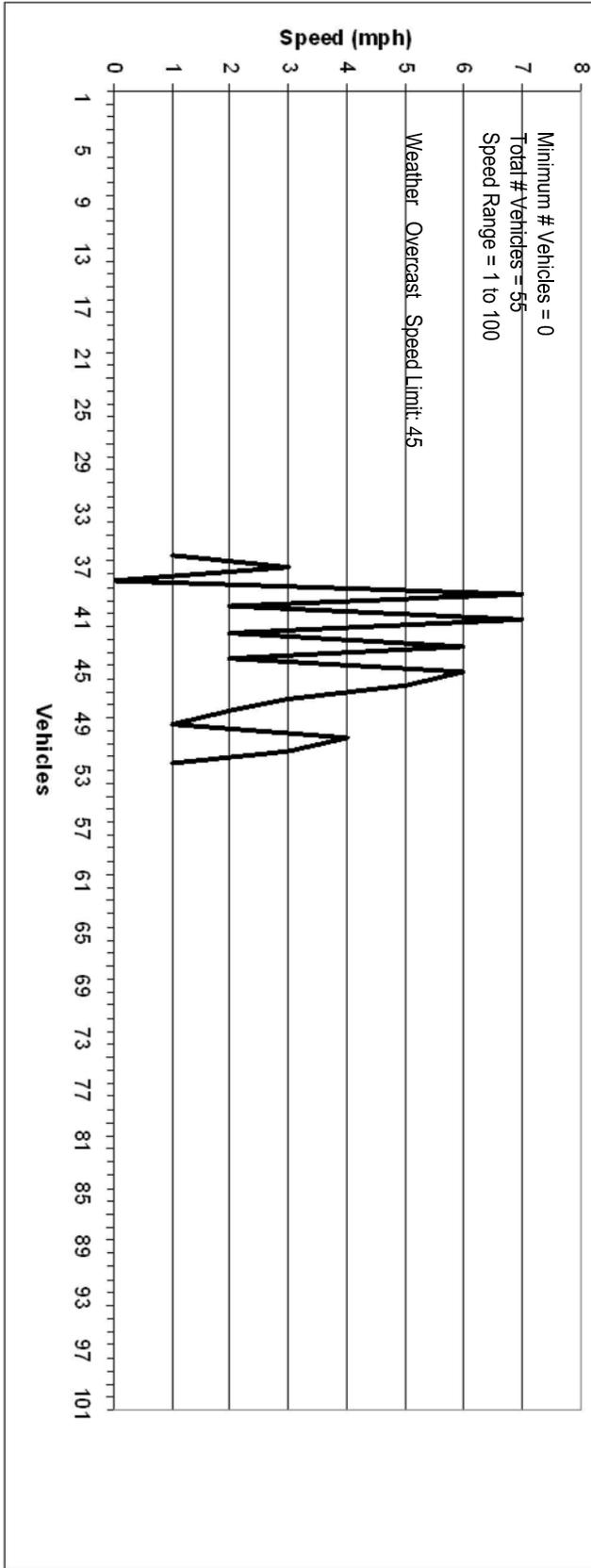
This vehil's speed was: 48mph

### Jack Tone Rd North Bound Vehicles vs Speed





### Jack Tone Rd. South Bound Vehicles vs Speed



**Jack Tone Rd.**  
**At Jacktone O.C. Facing North**



**Jack Tone Rd.**  
**North of Santos Ave. Facing South**



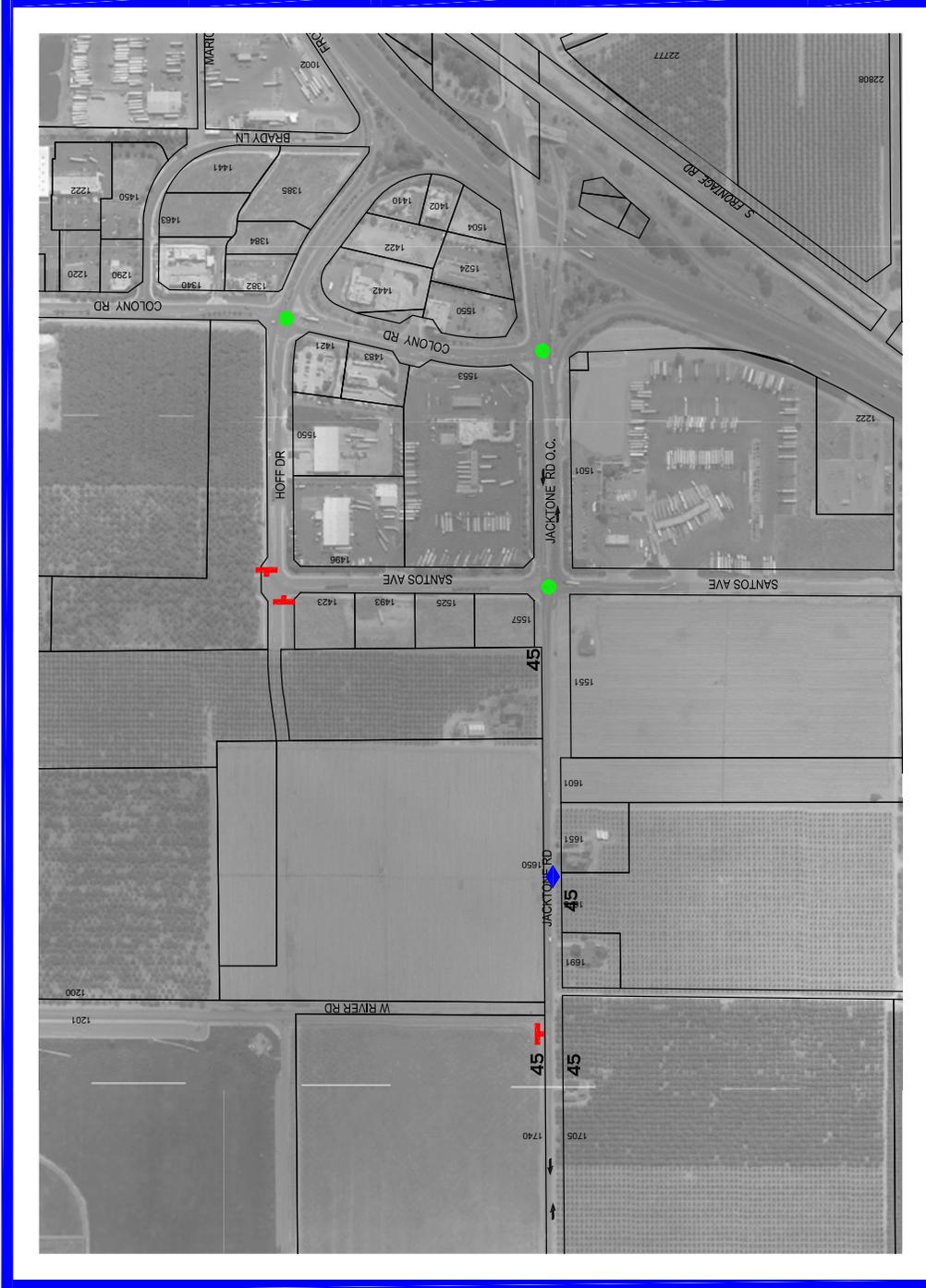
**Jack Tone Rd.**  
**South of River Rd. Facing North**



**Jack Tone Rd.**  
**South of River Rd. Facing North**



<p><b>CITY OF RIPON</b> MAP 3</p>	<p><b>STREET NAME</b> N. JACK TONE RD. SOUTH OF W. RIVER RD.</p>	<p><b>LENGTH OF SURVEY</b> APPROXIMATELY 1100 LF (5,280 FT. = 1 MILE) (1,320 FT = <math>\frac{1}{4}</math> MILE)</p>	<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>45 SPEED LIMIT / POSTED SIGN</li> <li>/ DIRECTION OF SPEED SIGN</li> <li>◆ SURVEY LOCATION</li> <li>⊕ STOP SIGN</li> <li>⊕ YIELD SIGN</li> <li>● TRAFFIC SIGNAL</li> </ul>	 <p>SCALE: 1" = 400'</p>
---------------------------------------	--	--	--	---






**LOCATION N. JACK TONE RD. SOUTH OF W. RIVER RD.**

## SURVEY INFORMATION

**LOCATION:** MAIN ST. – *Hwy. 99 Overcrossing*  
Four lane roadway with two N/B lanes and two S/B lanes, with a wide center turn lane. Bordering the west side of the roadway are local businesses and highway 99. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 30

**SURVEY STARTED:** 07/09/2015    Begin Time: 7:00am    End Time: 7:30am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 106

**MINIMUM SPEED:** 23

**MAXIMUM SPEED:** 37

**AVERAGE SPEED:** 31

**50th PERCENTILE:** 31                      **85th PERCENTILE:** 34

<b>RECOMMENDED SPEED LIMIT 30 mph</b>
---

City of Ripon Date 7/9/2015  
 Location Main St.. - Overcrossing  
 Recorders Name MCP

Posted Speed 30 NB/SB  
 Weather Clear  
 Begin Time 7:00am End Time 7:30am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																	
43																	
42																	
41																	
40																	
39																	
38																	
37	X	X	X													3	106
36	X	X	X	X												4	103
35	X	X	X	X	X	X	X	X	X							8	99
34	X	X	X	X	X	X	X	X	X							7	91
33	X	X	X	X	X	X	X	X	X	X	X	X				11	84
32	X	X	X	X	X	X	X	X	X	X	X	X	X	X		13	73
31	X	X	X	X	X	X	X	X	X	X	X	X	X	X		13	60
30	X	X	X	X	X	X	X	X	X	X	X	X				11	47
29	X	X	X	X	X	X	X	X								8	36
28	X	X	X	X	X	X										6	28
27	X	X	X	X	X	X	X	X								8	22
26	X	X	X	X	X	X	X	X								8	14
25	X	X	X													3	6
24	X	X														2	3
23	X															1	1
22																	
21																	

Number of free flow Vehicles Counted 106

50th percentile = 53

85th percentile = 90

Average Speed: 31 mph

This vehil's speed was: 34 mph

City of Ripon Date 7/9/2015 East Bound  
 Location Main St Over Crossing at State Route 99 Posted Speed 35  
 Recorder's Name MCIMCP Weather Cool Begin Time 7:00am End Time 7:30am

Number of Vehicles												Total	Cumulative total			
mph			5			10			15					20		
65																
64																
63																
62																
61																
60																
59																
58																
57																
56																
55																
54																
53																
52																
51																
50																
49																
48																
47																
46																
45																
44																
43																
42																
41																
40																
39																
38																
37																
36																
35																
34																
33																
32																
31																
30																
29																
28																
27																
26																
25																
24																
23																
22																
21																

Number of free flow Vehicles Counted 53

50th percentile calculation: Total ( ) Times 0.50 = 27

85th percentile calculation: Total ( ) Times 0.85 = 45

Average Speed: 31

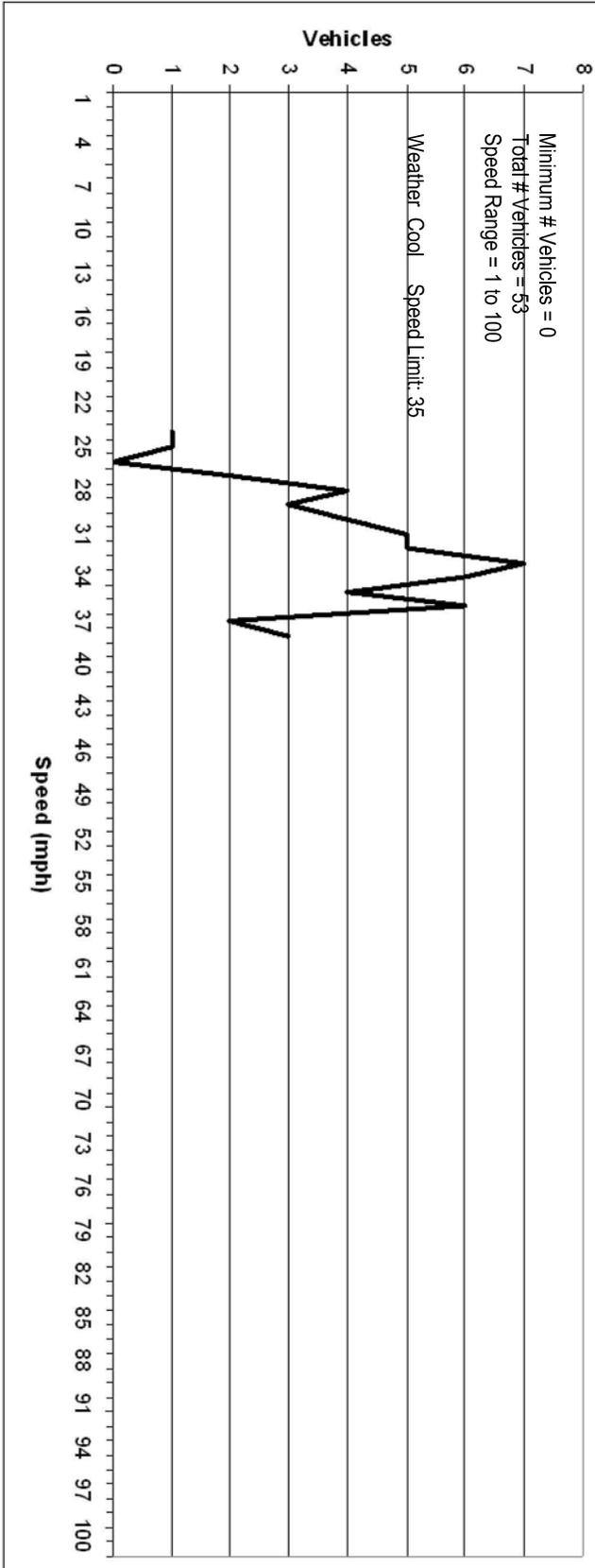
This vehil's speed was: 34mph

Signed:

Date:

Title:

### Main St. O.C. East Bound Vehicles vs Speed



City of Ripon Date 7/9/2015 Posted Speed 35 West Bound  
 Location Main St Over Crossing at State Route 99 Weather Cool  
 Recorders Name MCP Begin Time 7:00am End Time 7:30am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43													
42													
41													
40													
39													
38													
37													
36	■	■										2	2
35	■	■	■									2	4
34	■	■	■	■								3	7
33	■	■	■	■	■							5	12
32	■	■	■	■	■	■						6	18
31	■	■	■	■	■	■	■					8	26
30	■	■	■	■	■	■	■	■				6	32
29	■	■	■	■	■							4	36
28	■	■	■	■	■							3	39
27	■	■	■	■	■							4	43
26	■	■	■	■	■	■						6	49
25	■	■	■	■	■	■						3	52
24	■	■	■	■	■							1	53
23													
22													
21													

Number of free flow Vehicles Counted 53

50th percentile calculation: Total ( ) Times 0.50 = 27

85th percentile calculation: Total ( ) Times 0.85 = 45

Average Speed: 30

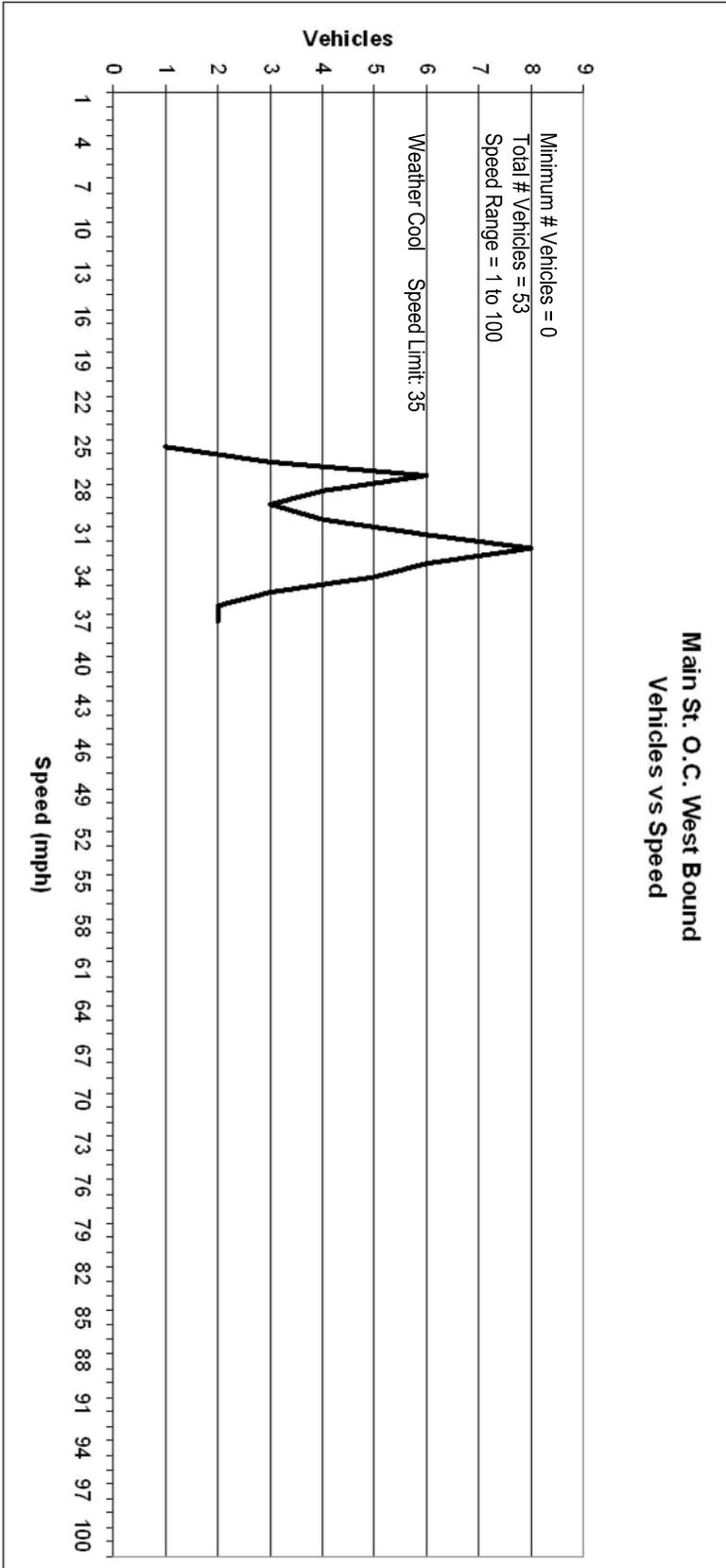
This vehil's speed was: 33mph

Signed:

Date:

Title:

### Main St. O.C. West Bound Vehicles vs Speed



**Main St. O.C.**  
**East of Stockton Facing North East**



**Main St. O.C.**  
**East of Stockton Ave Facing North East**



**Main St. O.C.**  
**East of Main St Facing West**



**Main St. O.C.**  
**North of East Main St. Facing North**





### SURVEY INFORMATION

**LOCATION:** MAIN ST. – *Vera Ave. to Jack Tone Rd.*

East of Jack Tone Road is a four lane roadway. Two W/B lanes and two E/B lanes divided by a center turn lane. The north and south sides of the roadway are bordered by commercial businesses, single family residential homes and apartment complexes. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 10/15/2015      Begin Time: 1:40pm      End Time: 2:00pm

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 210

**MINIMUM SPEED:** 23

**MAXIMUM SPEED:** 44

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35                      **85th PERCENTILE:** 38

<b>RECOMMENDED SPEED LIMIT 35 mph</b>
---

City of Ripon Date 10/15/2015 Posted Speed 35 EB/WB  
 Location Main St.. - Vera Ave. to Jack Tone Rd. Weather Overcast  
 Recorders Name MCP Begin Time 1:40pm End Time 2:00pm

Number of Vehicles											Total	Cumulative total						
mph			5			10			15				20		25			
65																		
64																		
63																		
62																		
61																		
60																		
59																		
58																		
57																		
56																		
55																		
54																		
53																		
52																		
51																		
50																		
49																		
48																		
47																		
46																		
45																		
44	X															1	210	
43	X	X															2	209
42	X	X															2	207
41	X	X	X	X	X	X	X	X									7	205
40	X	X	X	X	X												5	198
39	X	X	X	X	X	X	X	X	X	X	X						11	193
38	X	X	X	X	X	X	X	X	X	X	X	X	X	X			14	182
37	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		19	168
36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	23	149
35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	25	126
34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		21	101
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X			19	80
32	X	X	X	X	X	X	X	X	X	X	X	X					16	61
31	X	X	X	X	X	X	X	X	X	X							13	45
30	X	X	X	X	X	X	X	X	X								11	32
29	X	X	X	X	X	X	X	X	X								11	21
28	X	X	X	X													4	10
27	X	X															2	6
26	X																1	4
25	X																1	3
24	X																1	2
23	X																1	1
22																		
21																		

Number of free flow Vehicles Counted 210

50th percentile = 105

85th percentile = 179

Average Speed: 35 mph

This vehil's speed was: 38 mph

City of Ripon Date 10/15/2015 Posted Speed 35 East Bound  
 Location W. Main St Weather Overcast  
 Recorder's Name Begin Time 1:40pm End Time 2:00pm

Number of Vehicles											Total	Cumulative total
mph			5		10		15		20	25		
65												
64												
63												
62												
61												
60												
59												
58												
57												
56												
55												
54												
53												
52												
51												
50												
49												
48												
47												
46												
45												
44	■										1	1
43	■	■									2	3
42	■										1	4
41	■	■	■	■							6	10
40	■	■	■	■	■						4	14
39	■	■	■	■	■	■					8	22
38	■	■	■	■	■	■	■				9	31
37	■	■	■	■	■	■	■	■			11	42
36	■	■	■	■	■	■	■	■	■		13	55
35	■	■	■	■	■	■	■	■	■	■	14	69
34	■	■	■	■	■	■	■	■	■		10	79
33	■	■	■	■	■	■	■	■			7	86
32	■	■	■	■	■	■	■				5	91
31	■	■	■	■	■	■					3	94
30	■	■	■								2	96
29	■	■	■								3	99
28												
27												
26												
25												
24												
23												
22												
21												

Number of free flow Vehicles Counted 99

50th percentile calculation: Total ( ) Times 0.50 = 50

85th percentile calculation: Total ( ) Times 0.85 =

This vehil's speed was: 36mph

This vehil's speed was: 39mph

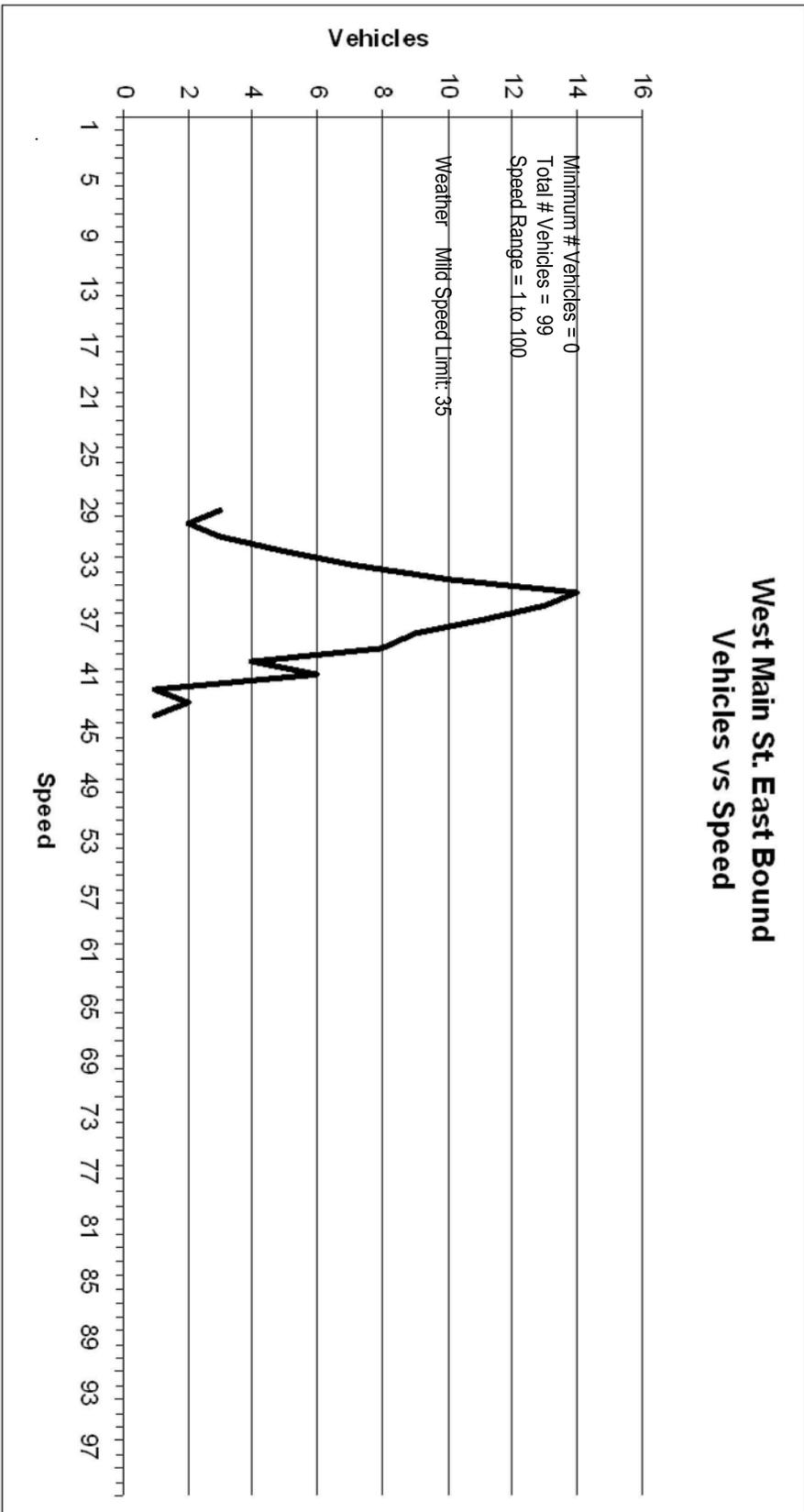
Signed:

Date:

Title:

28

### West Main St. East Bound Vehicles vs Speed



City of Ripon Date 10/15/2015  
 Location W, Main St Weather Overcast  
 Recorders Name

Posted Speed 35

WEST BOUND

Begin Time 1:00pm End Time 1:40pm

Number of Vehicles											Total	Cumulative total		
mph	5		10			15			20				25	
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43														
42	■												1	1
41	■												1	2
40	■												1	3
39	■	■											3	6
38	■	■	■										5	11
37	■	■	■	■									8	19
36	■	■	■	■	■								10	29
35	■	■	■	■	■	■							11	40
34	■	■	■	■	■	■	■						11	51
33	■	■	■	■	■	■	■	■					12	63
32	■	■	■	■	■	■	■	■	■				11	74
31	■	■	■	■	■	■	■	■	■				10	84
30	■	■	■	■	■	■	■	■	■				9	93
29	■	■	■	■	■	■	■	■	■				8	101
28	■	■	■	■	■	■	■	■	■				4	105
27	■	■	■	■	■	■	■	■	■				2	107
26	■												1	108
25	■												1	109
24	■												1	110
23	■												1	111
22														
21														

Number of free flow Vehicles Counted 111

50th percentile calculation: Total ( ) Times 0.50 = 56

85th percentile calculation: Total ( ) Times 0.85 = 92

This vehil's speed was: 32mph

This vehil's speed was: 36 mph

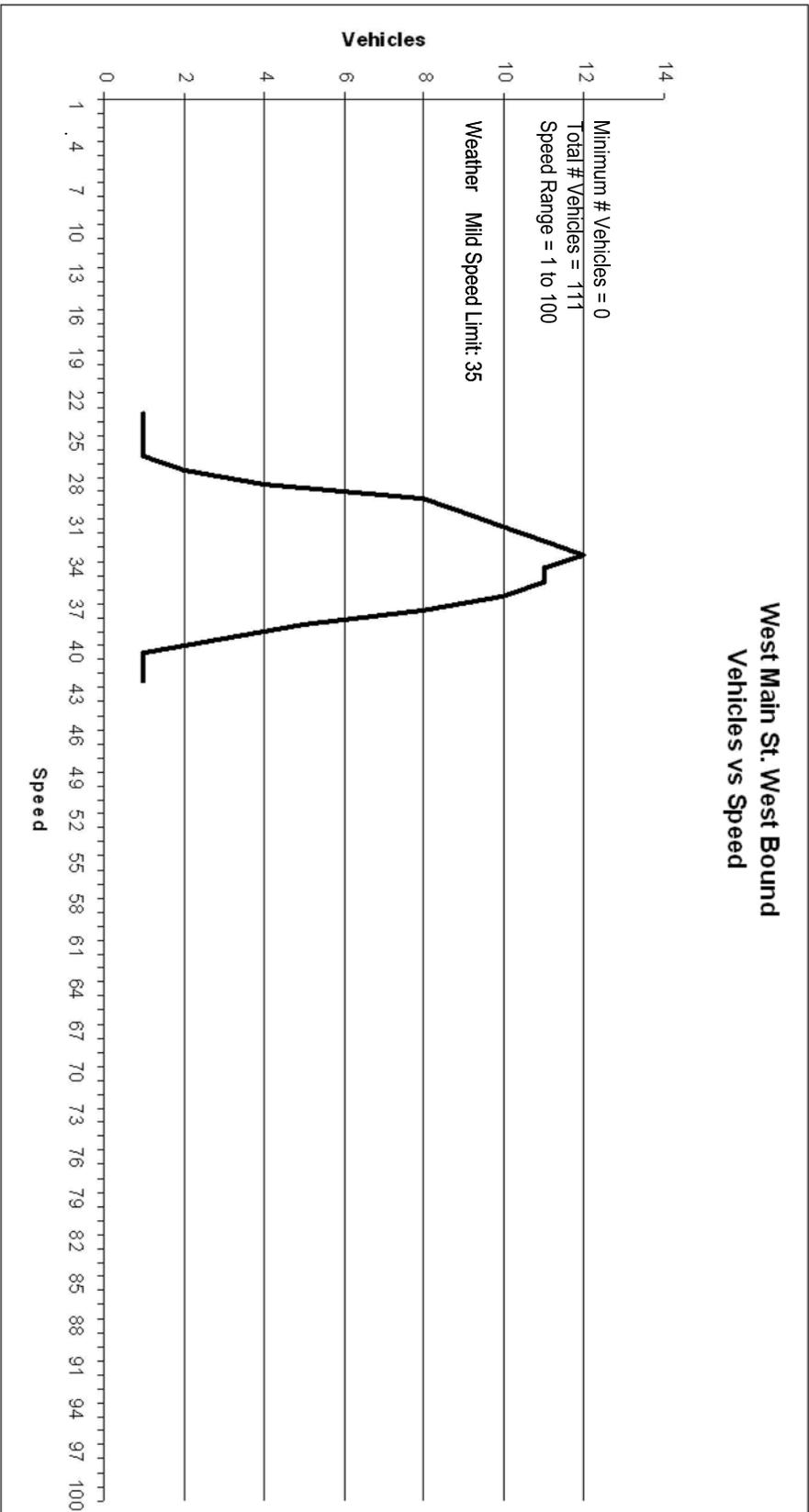
Signed:

Date:

Title:

28

### West Main St. West Bound Vehicles vs Speed



**West Main St.**  
**At Robert Ave. Facing East**



**West Main St.**  
**West of Robert Ave. Facing West**



**West Main St.**  
**East of Jack Tone Rd. Facing West**



<p><b>CITY OF RIPON</b> MAP 28</p>	<p><b>STREET NAME</b> W. MAIN ST. WEST OF S. WILMA AVE. AND EAST OF S. JACK TONE RD.</p>	<p><b>LENGTH OF SURVEY</b> APPROXIMATELY 1100 LF (5,280 FT. = 1 MILE) (1,320 FT = ¼ MILE)</p>	<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>35 SPEED LIMIT / POSTED SIGN</li> <li>/ DIRECTION OF SPEED SIGN</li> <li>◆ SURVEY LOCATION</li> <li>■ STOP SIGN</li> <li>■ YIELD SIGN</li> <li>● TRAFFIC SIGNAL</li> </ul>	 <p>SCALE: 1" = 200'</p>
--	--	---	--	---



LOCATION W. MAIN ST BETWEEN S. WILMA AVE & S. JACK TONE RD.



## SURVEY INFORMATION

**LOCATION:** EAST MAIN ST. – *Manley Rd. to Hwy 99 Overcrossing*

One W/B lane and one E/B lane divided by a striped center line. The north and south sides of the roadway are bordered by, single family residential homes. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 12/02/2015    Begin Time: 3:10pm    End Time: 3:30pm

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 156

**MINIMUM SPEED:** 25  
**MAXIMUM SPEED:** 48  
**AVERAGE SPEED:** 32

**50th PERCENTILE:** 32                      **85th PERCENTILE:** 36

<b>RECOMMENDED SPEED LIMIT 35 mph</b>
---

City of Ripon Date 12/2/2015 Posted Speed 35 EB/WB  
 Location Main St. - Manley Rd. to Hwy. 99 Weather Overcast  
 Recorders Name MCP Begin Time 3:10pm End Time 3:30pm

Number of Vehicles													Total	Cumulative total			
mph			5			10			15			20					25
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48	X															1	156
47	X															1	155
46																0	154
45																0	154
44																0	154
43																0	154
42																0	154
41																0	154
40	X															1	154
39	X	X														2	153
38	X	X	X													3	151
37	X	X	X	X	X	X	X	X								8	148
36	X	X	X	X	X	X	X	X	X							9	140
35	X	X	X	X	X	X	X	X	X	X	X					12	131
34	X	X	X	X	X	X	X	X	X	X	X					12	119
33	X	X	X	X	X	X	X	X	X	X	X	X	X			16	107
32	X	X	X	X	X	X	X	X	X	X	X	X	X	X		16	91
31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	18	75
30	X	X	X	X	X	X	X	X	X	X	X	X				13	57
29	X	X	X	X	X	X	X	X	X	X	X	X				13	44
28	X	X	X	X	X	X	X	X	X	X	X	X				12	31
27	X	X	X	X	X	X	X	X	X	X	X	X				12	19
26	X	X	X	X												4	7
25	X	X	X													3	3
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 156

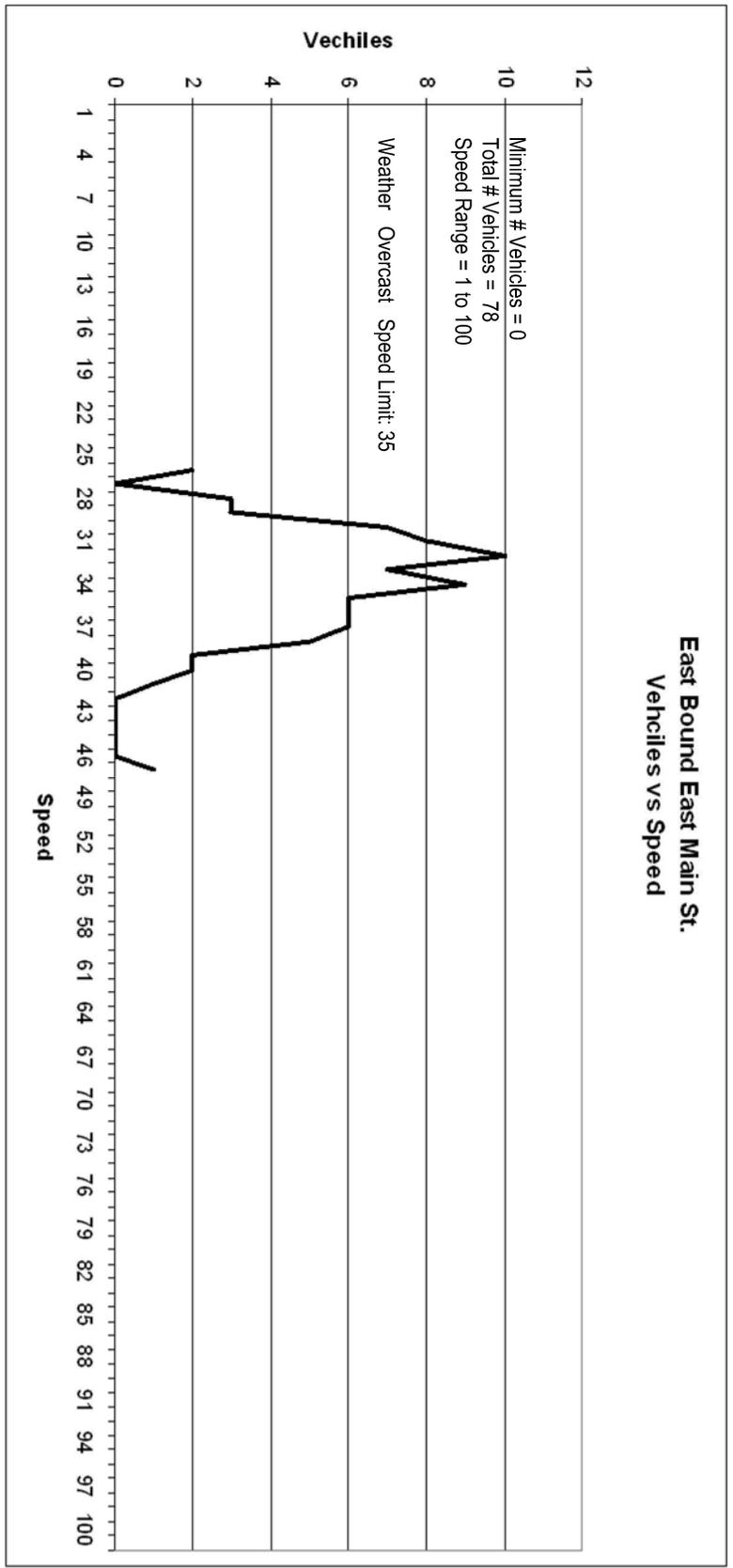
50th percentile = 78

85th percentile = 133

Average Speed: 32 mph

This vehil's speed was: 36 mph





West Bound

City of Ripon Date 12/2/2015  
 Location East Main. Weather Overcast  
 Recorders Name MCP

Posted Speed 35  
 Begin Time 10:00am End Time 11:10 AM

Number of Vehicles											Total	Cumulative total
mph		5		10		15		20		25		
65												
64												
63												
62												
61												
60												
59												
58												
57												
56												
55												
54												
53												
52												
51												
50												
49												
48	■										1	1
47											0	1
46											0	1
45											0	1
44											0	1
43											0	1
42											0	1
41											0	1
40											0	1
39											0	1
38	■										1	2
37	■	■									3	5
36	■	■	■								3	8
35	■	■	■	■							6	14
34	■	■	■	■	■						6	20
33	■	■	■	■	■	■					7	27
32	■	■	■	■	■	■	■				9	36
31	■	■	■	■	■	■	■	■			8	44
30	■	■	■	■	■	■	■	■	■		5	49
29	■	■	■	■	■	■	■	■	■	■	6	55
28	■	■	■	■	■	■	■	■	■	■	9	64
27	■	■	■	■	■	■	■	■	■	■	9	73
26	■	■	■	■	■	■	■	■	■	■	4	77
25	■										1	78
24												
23												
22												
21												

Number of free flow Vehicles Counted 78

50th percentile calculation: Total ( ) Times 0.50 = 39

85th percentile calculation: Total ( ) Times 0.85 = 66

This vehil's speed was: 31mph

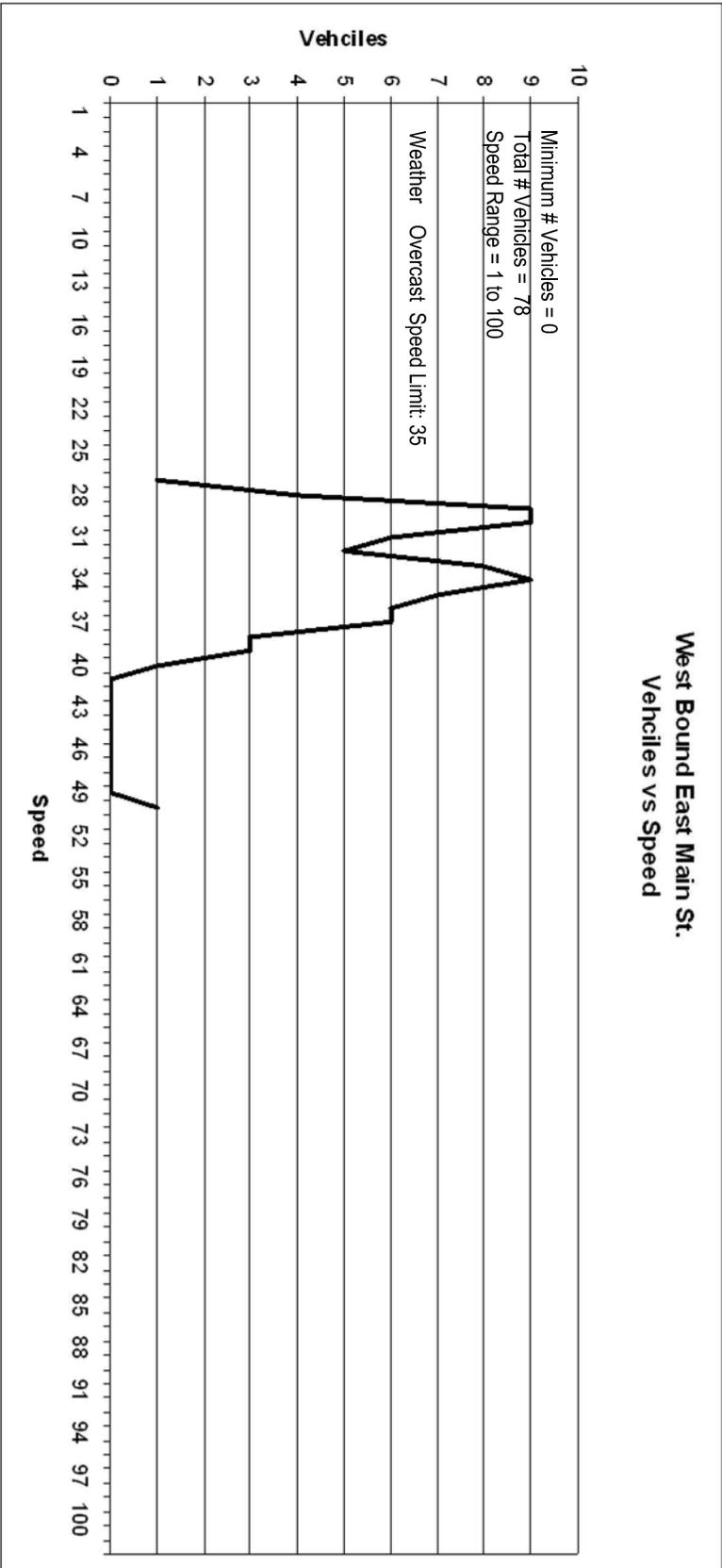
This vehil's speed was: 34mph

Signed:

Date:

Title:

1



**Main St.**  
**Manley Rd. facing West**



**Main St.**  
**Overcrossing facing East**



### CITY OF RIPON

MAP 1

### STREET NAME

EAST MAIN ST. EAST OF  
OAK AVE. WEST OF  
MANLEY RD.

### LENGTH OF SURVEY

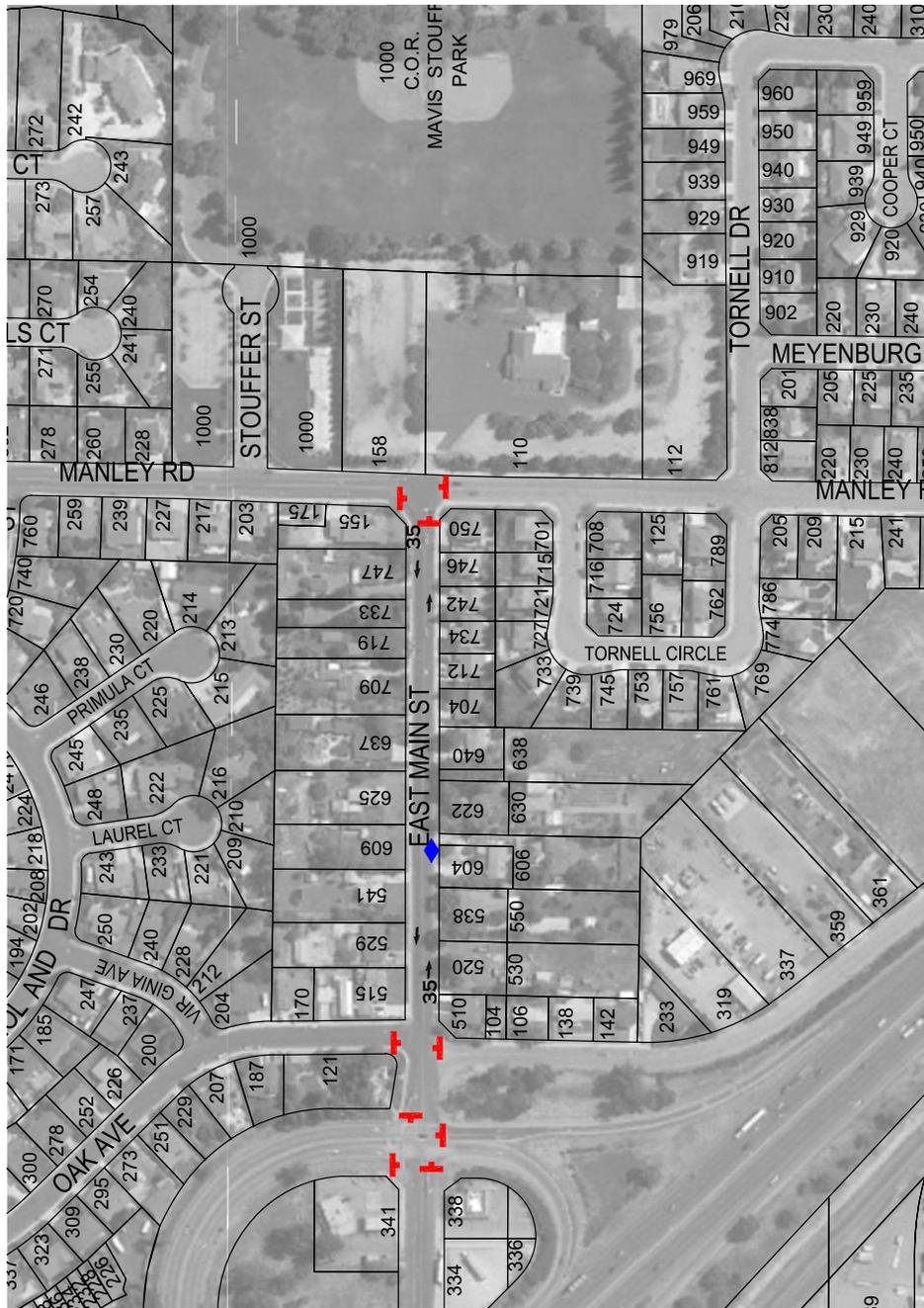
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

### LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 200'



LOCATION EAST MAIN ST. EAST OF OAK AVE. WEST OF MANLEY RD.



## SURVEY INFORMATION

**LOCATION:** MANLEY RD. – *Milgeo Rd. to E. Main St.*

A two lane roadway with one S/B and one N/B lane. Bordering on the east and west side of the roadway are residential homes. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/08/2015    Begin Time: 8:30am    End Time: 9:30am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 120

**MINIMUM SPEED:** 27

**MAXIMUM SPEED:** 41

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35

**85th PERCENTILE:** 39

**RECOMMENDED  
SPEED LIMIT  
35 mph**

City of Ripon Date 7/8/2015 Posted Speed 35 NB/SB  
 Location Manley Rd. - Milgeo Ave. to E. Main St. Weather Clear  
 Recorders Name MCP Begin Time 8:30am End Time 9:30am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																	
43																	
42																	
41	X	X	X	X	X	X	X	X	X							8	120
40	X	X	X	X	X	X	X	X	X	X						9	112
39	X	X	X	X	X											5	103
38	X	X	X	X												4	98
37	X	X	X	X	X	X	X	X	X	X	X	X				13	94
36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	17	81
35	X	X	X	X	X	X	X	X	X	X	X	X	X			14	64
34	X	X	X	X	X	X	X	X	X	X	X	X	X			14	50
33	X	X	X	X	X	X	X	X	X	X						10	36
32	X	X	X	X	X	X	X	X								8	26
31	X	X	X	X	X	X	X	X	X							9	18
30	X	X	X	X												4	9
29	X															1	5
28	X	X	X													3	4
27	X															1	1
26																	
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 120

50th percentile = 60

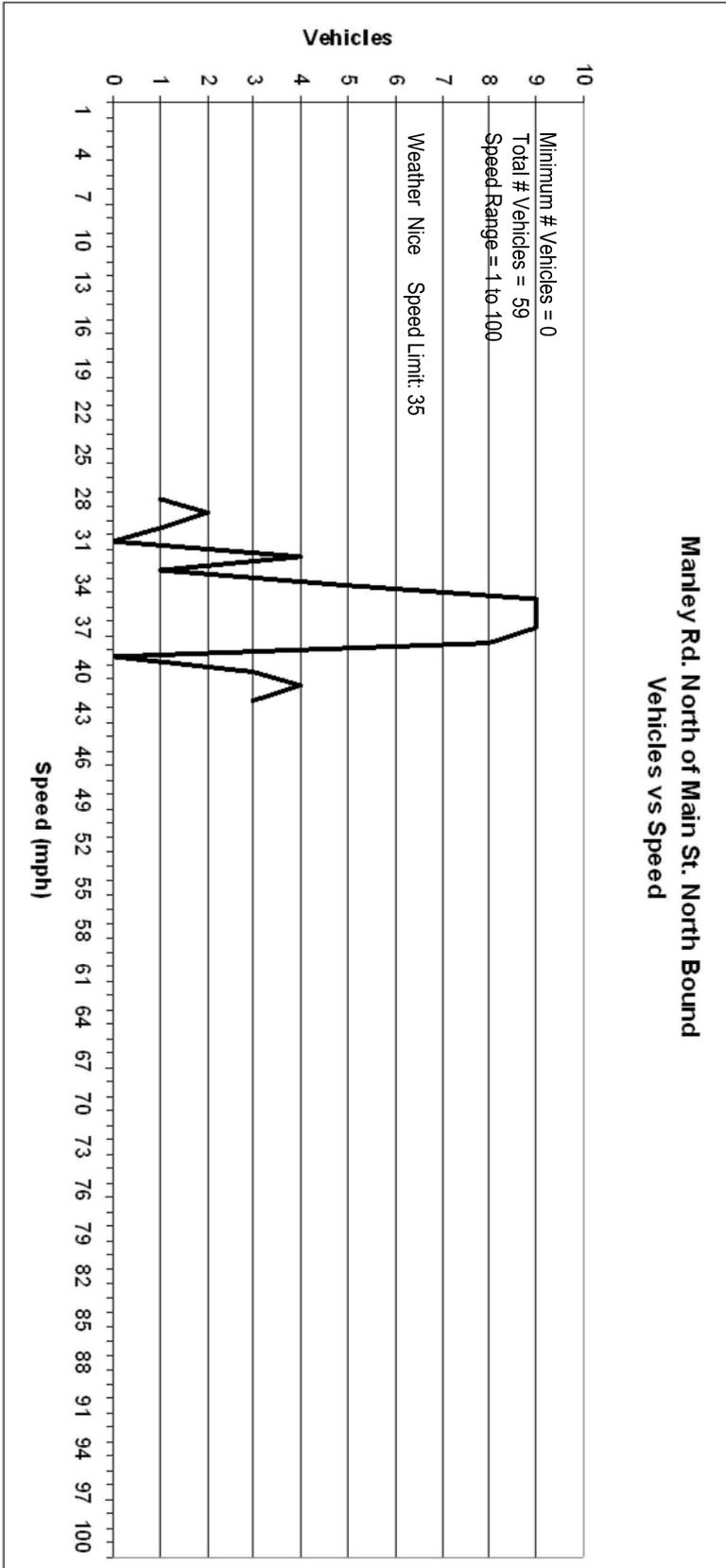
85th percentile = 102

Average Speed: 35 mph

This vehil's speed was: 39 mph



**Manley Rd. North of Main St. North Bound**  
**Vehicles vs Speed**



City of Ripon Date 7/8/2015 Posted Speed 35 South Bound  
 Location Manley Rd North of East Main st Weather Nice  
 Recorders Name Begin Time 8:30am End Time 9:00am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43													
42													
41												5	5
40												5	10
39												2	12
38												4	16
37												5	21
36												8	29
35												5	34
34												5	39
33												5	44
32												7	51
31												5	56
30												4	60
29												0	60
28												1	61
27													
26													
25													
24													
23													
22													
21													

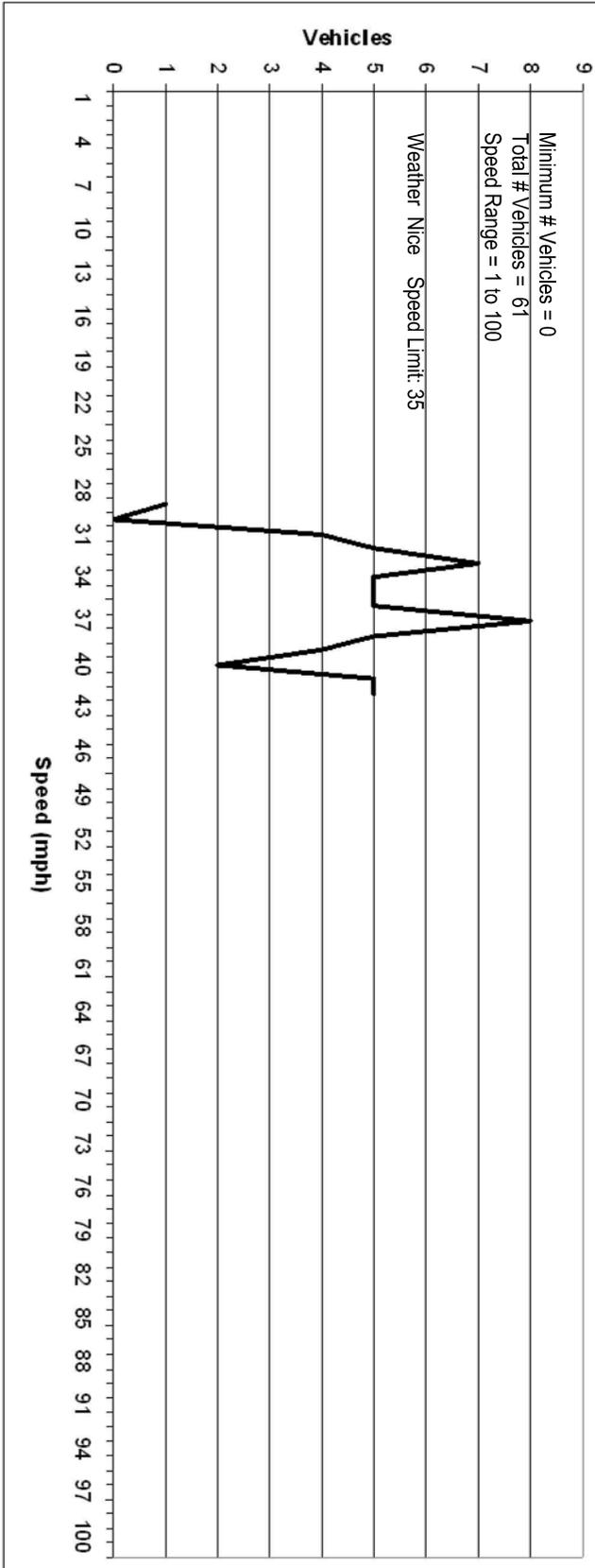
Number of free flow Vehicles Counted 61

50th percentile calculation: Total ( ) Times 0.50 = 35      85th percentile calculation: Total ( ) Times 0.85 = 38

Average speed 35      This vehil's speed was: 39mph

Signed:      Date:      Title:

**Manley Rd. North of Main St. South Bound**  
**Vehicles vs Speed**



**Manley Rd.**  
**At East Main St. Facing North**



**CITY OF RIPON**

MAP 6

**STREET NAME**  
MANLEY RD. NORTH OF  
EAST MAIN ST.

**LENGTH OF SURVEY**

APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

**LEGEND**

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 200'



LOCATION MANLEY RD. NORTH OF EAST MAIN ST.



## SURVEY INFORMATION

**LOCATION:** MILGEO RD. – *Stockton Ave. to Frontage Rd.*

A two lane roadway with one E/B lane and one W/B lane. Center divider is a painted broken yellow line. Boarding on the north and south side are residential homes. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 30

**SURVEY STARTED:** 08/13/2015    Begin Time: 6:45am    End Time: 7:15am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEFHICLES:** 100

**MINIMUM SPEED:** 27  
**MAXIMUM SPEED:** 45  
**AVERAGE SPEED:** 34

**50th PERCENTILE:**        34                      **85th PERCENTILE:**        38

This road segment had an 85<sup>th</sup> percentile speed of 38 mph, which would normally indicate a 40-mph speed limit. However, retention of the existing speed limit of 30 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for heavy activity by school aged pedestrians and their often unexpected behaviors. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 30 mph is hereby determined to be reasonable and appropriate for this street segment.



City of Ripon Date 8/13/2015 East Bound  
 Location Milgeo Rd East of Acacia Ave Posted Speed 30  
 Recorders Name MCP Weather Nice Begin Time 6:45am End Time 7:15am

Number of Vehicles													Total	Cumulative total		
mph			5		10		15		20		25					
65																
64																
63																
62																
61																
60																
59																
58																
57																
56																
55																
54																
53																
52																
51																
50																
49																
48																
47																
46																
45																
44																
43																
42																
41	■														1	1
40	■	■													2	3
39	■	■	■												3	6
38	■	■	■	■											3	9
37	■	■	■	■	■										4	13
36	■	■	■	■	■	■									6	19
35	■	■	■	■	■	■	■								6	25
34	■	■	■	■	■	■	■								6	31
33	■	■	■	■	■	■	■								4	35
32	■	■	■	■	■	■	■								3	38
31	■	■	■	■	■	■	■								4	42
30	■	■	■	■	■	■	■								2	44
29	■	■	■	■	■	■	■								2	46
28	■	■	■	■	■	■	■								3	49
27	■	■	■	■	■	■	■								1	50
26																
25																
24																
23																
22																
21																

Number of free flow Vehicles Counted 50

50th percentile calculation: Total ( ) Times 0.50 = 25

85th percentile calculation: Total ( ) Times 0.85 = 42

Average Speed: 34

This vehil's speed was: 38mph

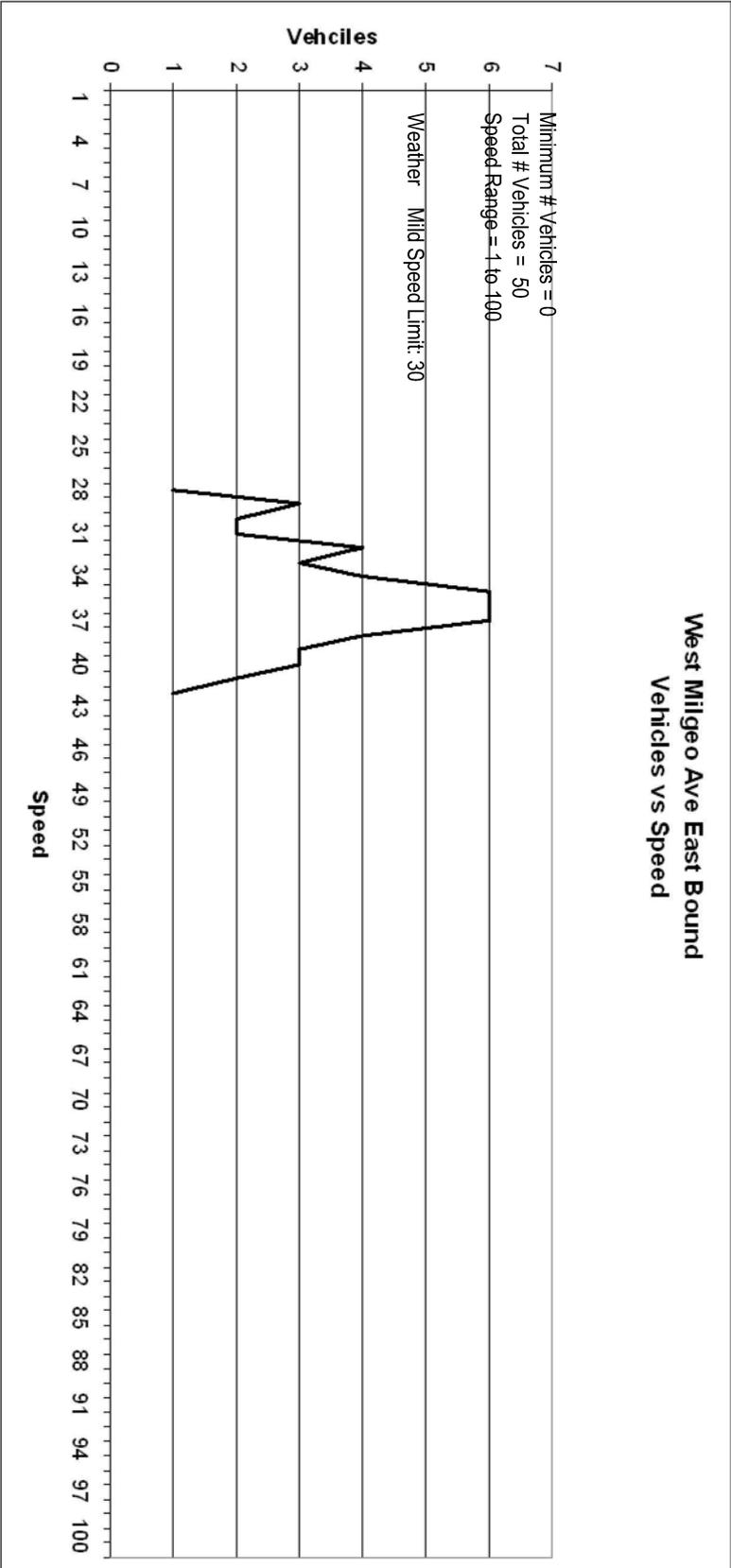
Signed:

Date:

Title:

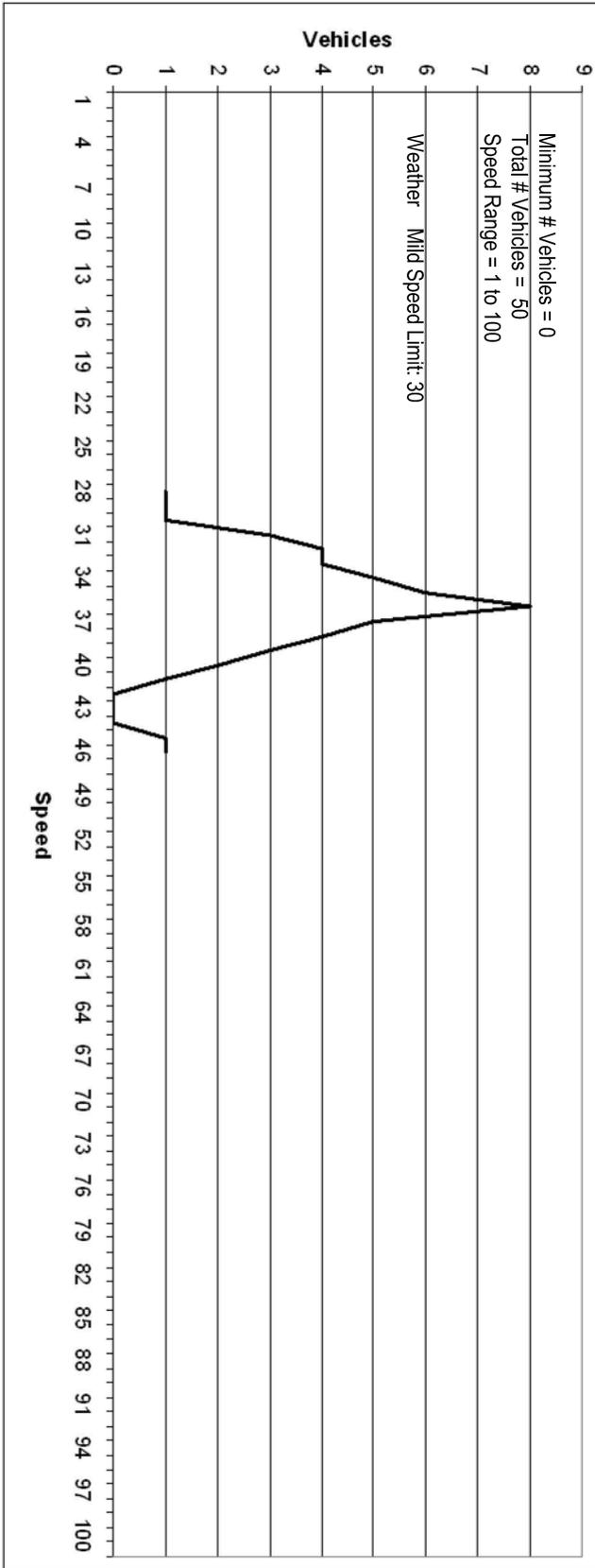
9a

### West Milgeo Ave East Bound Vehicles vs Speed





West Bound East Milgeo Ave  
Vehicles vs Speed



**Milgeo Rd.**  
**At Stockton Ave. Facing West**



**Milgeo Rd.**  
**West of Acacia Ave. Facing West**





## SURVEY INFORMATION

**LOCATION:** MILGEO RD. – *Valley Oak Wy. to Stockton Ave.*

A two lane roadway with one S/B and one N/B lane. Bordering on the east and west side of the roadway are residential homes. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 30

**SURVEY STARTED:** 07/08/2015    Begin Time: 2:00pm    End Time: 3:00pm

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEFHICLES:** 107

**MINIMUM SPEED:** 26  
**MAXIMUM SPEED:** 42  
**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35                      **85th PERCENTILE:** 38

<b>RECOMMENDED  SPEED LIMIT  30 mph</b>
---

This road segment had an 85<sup>th</sup> percentile speed of 38 mph, which would normally indicate a 35-mph speed limit. However, retention of the existing speed limit of 30 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for heavy activity by school aged pedestrians and their often unexpected behaviors. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 30 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 8/13/2015 Posted Speed 30 EB/WB  
 Location Milgeo Ave. - Valley Oak Wy. to N. Stockton Ave. Weather Clear  
 Recorders Name MCP Begin Time 6:45am End Time 7:15am

Number of Vehicles											Total	Cumulative total			
mph			5			10			15				20		25
65															
64															
63															
62															
61															
60															
59															
58															
57															
56															
55															
54															
53															
52															
51															
50															
49															
48															
47															
46															
45	X													1	100
44	X													1	99
43														0	98
42														0	98
41	X													1	98
40	X	X	X											3	97
39	X	X	X	X	X									5	94
38	X	X	X	X	X	X								6	89
37	X	X	X	X	X	X	X	X						8	83
36	X	X	X	X	X	X	X	X	X	X				11	75
35	X	X	X	X	X	X	X	X	X	X	X	X	X	14	64
34	X	X	X	X	X	X	X	X	X	X	X	X		12	50
33	X	X	X	X	X	X	X	X	X					9	38
32	X	X	X	X	X	X	X							7	29
31	X	X	X	X	X	X	X	X						8	22
30	X	X	X	X	X									5	14
29	X	X	X											3	9
28	X	X	X	X										4	6
27	X	X												2	2
26															
25															
24															
23															
22															
21															

Number of free flow Vehicles Counted 100

50th percentile = 50

85th percentile = 85

Average Speed: 34 mph

This vehil's speed was: 38 mph

City of Ripon Date 7/8/2015 Posted Speed 30 East Bound  
 Location Milgeo Ave West of Azelea St. East of John Roos Ave. Weather Overcast  
 Recorders Name MCP Begin Time 2:30pm End Time 3:00pm

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43													
42	■											1	1
41	■	■										2	3
40												0	3
39	■	■										2	5
38	■	■										2	7
37	■	■	■	■								5	12
36	■	■	■	■	■							5	17
35	■	■	■	■	■	■						6	23
34	■	■	■	■	■	■	■					7	30
33	■	■	■	■	■	■	■	■				6	36
32	■	■	■	■	■	■	■	■	■			7	43
31	■	■	■	■	■	■	■	■	■			5	48
30	■	■	■									3	51
29	■	■	■									3	54
28	■											1	55
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 55

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 47

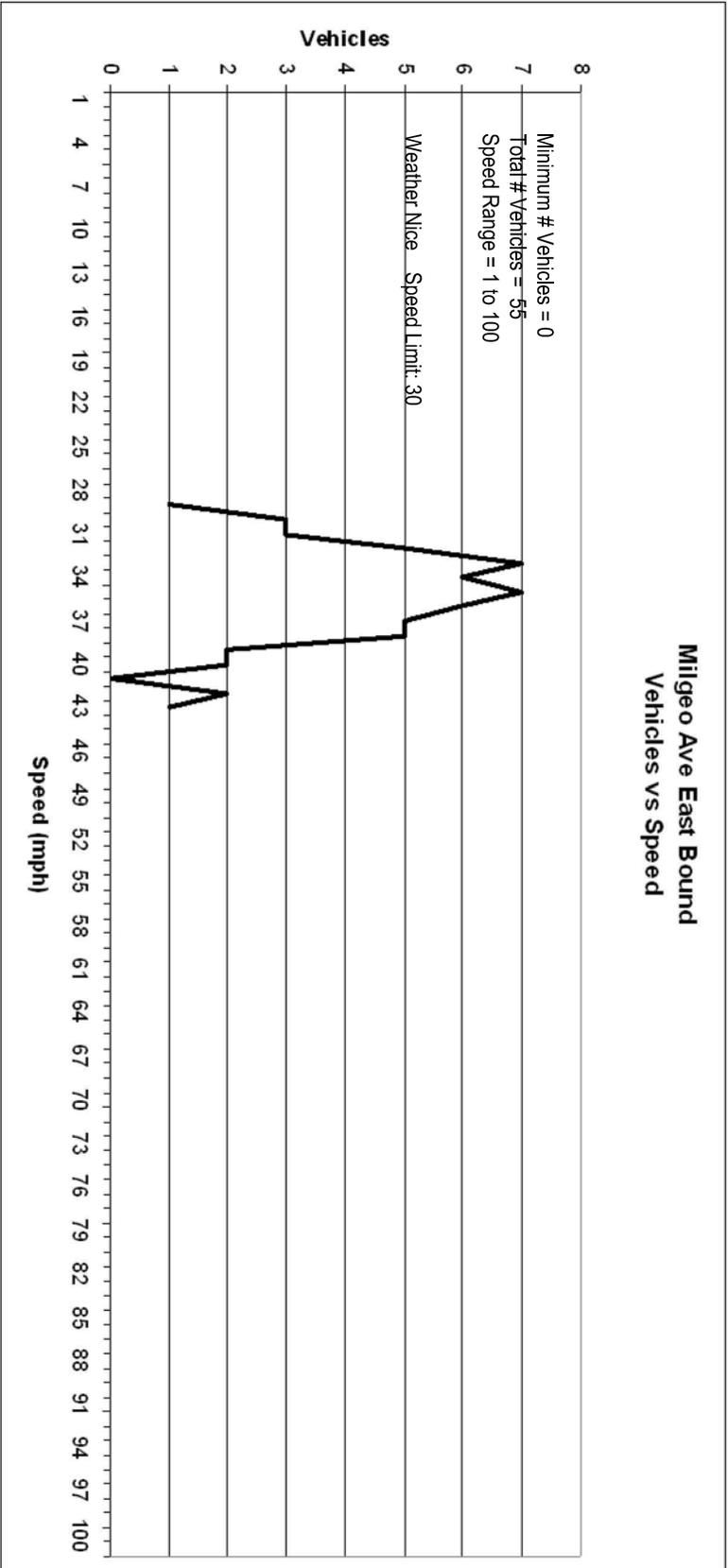
Average Speed: 34

This vehil's speed was: 37mph

Signed:

Date:

Title:



City of Ripon Date 7/8/2015 Posted Speed 30 West Bound  
 Location Milgeo Ave West of Azelea St. East of John Roos Ave. Weather Nice  
 Recorders Name MCI/MCP Begin Time 2:00pm End Time 3:00pm

Number of Vehicles												Total	Cumulative total	
mph			5		10		15		20		25			
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43														
42														
41													2	2
40													3	5
39													6	11
38													7	18
37													6	24
36													3	27
35													7	34
34													4	38
33													4	42
32													3	45
31													2	47
30													1	48
29													1	49
28													2	51
27													0	51
26													1	52
25														
24														
23														
22														
21														

Number of free flow Vehicles Counted 52

50th percentile calculation: Total ( ) Times 0.50 = 26

85th percentile calculation: Total ( ) Times 0.85 = 44

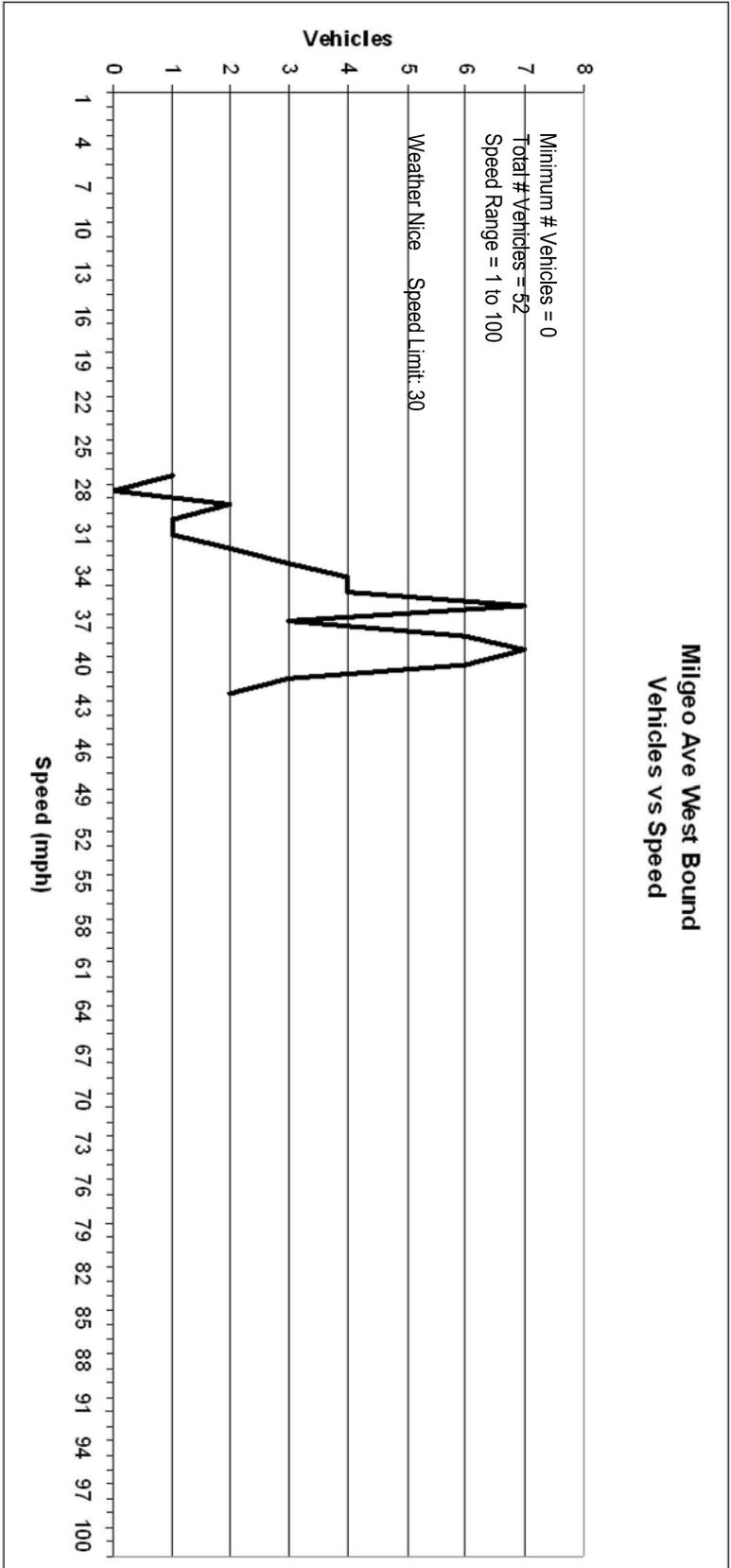
Average Speed: 35

This vehil's speed was: 38mph

Signed:

Date:

Title:



**Milgeo Rd.**  
**East of Manley Rd. facing East**



**Milgeo Rd.**  
**West of Manley Rd. Facing West**



**Milgeo Rd.**  
**West of Azalea St. Facing West**



# CITY OF RIPON

MAP 9

## STREET NAME

E. MILGEO RD. 526 WEST  
OF AZALEA ST. EAST OF  
JOHN ROOS AVE.

## LENGTH OF SURVEY

APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION E. MILGEO RD. 526 WEST OF AZALEA ST. EAST OF JOHN ROOS AVE.



### SURVEY INFORMATION

**LOCATION:** MOHLER RD. – *West Ripon Rd. to Doak Blvd.*

A two lane roadway with one N/B lane and one S/B lane. Center divider is a broken painted yellow line. Bordering on the west side of the roadway is agricultural land and on the east side of the roadway are residential homes and almond orchards. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 11/24/2015 Begin Time: 9:55am End Time: 9:30am (11/25)

**MIN SPEED ALLOWED:** 10 **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 760

**MINIMUM SPEED:** 14

**MAXIMUM SPEED:** 59

**AVERAGE SPEED:** 37

**50th PERCENTILE:** 37

**85th PERCENTILE:** 44

**RECOMMENDED  
SPEED LIMIT  
35 mph**

This road segment had an 85<sup>th</sup> percentile speed of 44 mph, which would normally indicate a 45-mph speed limit. However, retention of the existing speed limit of 35 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for line of site concerns at the intersecting roadways. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 35 mph is hereby determined to be reasonable and appropriate for this street segment.

# SMART SURVEY INFO

<648 south mohler>

<clear>

POSTED SPEED LIMIT: <35>

SURVEY STARTED: <2015/11/24 09:55>

FILENAME: 15112409 648 SOUTH  
MOHLER.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <100>

TOTAL VEHICLES = 760

MINIMUM SPEED = 14

MAXIMUM SPEED = 59

AVERAGE SPEED = 37.30

50th PERCENTILE = 37

85th PERCENTILE = 44

TEN MILE PACE = 33 to 42

END OF REPORT

# Cars vs. Time

FILENAME: <15112409 648 SOUTH MOHLER.DAT>

Minimum # Vehicles = 0

Maximum # Vehicles = 26

Average # Vehicles = 8

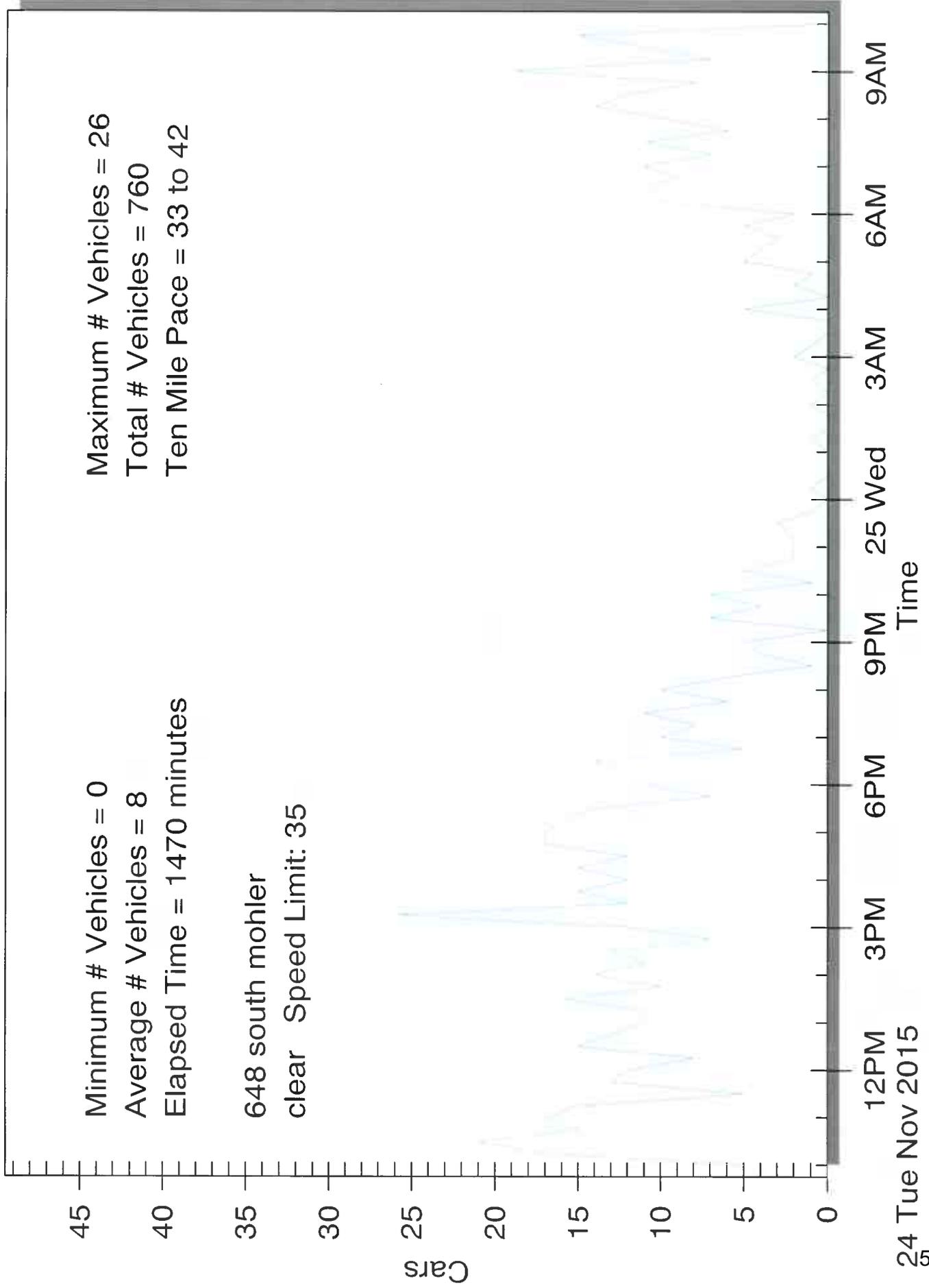
Total # Vehicles = 760

Elapsed Time = 1470 minutes

Ten Mile Pace = 33 to 42

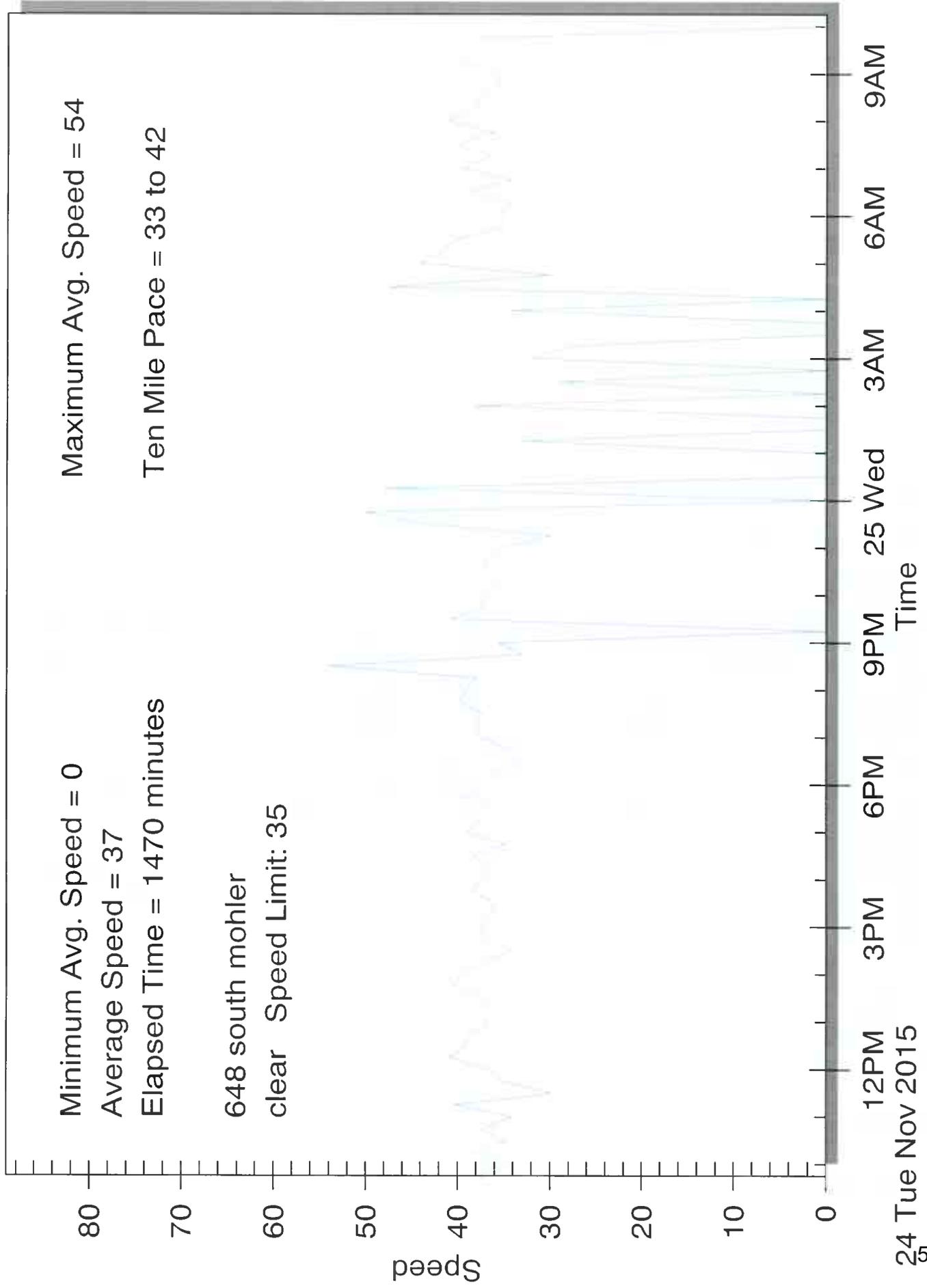
648 south mohler

clear Speed Limit: 35



# Speed vs. Time

FILENAME: <15112409 648 SOUTH MOHLER.DAT>



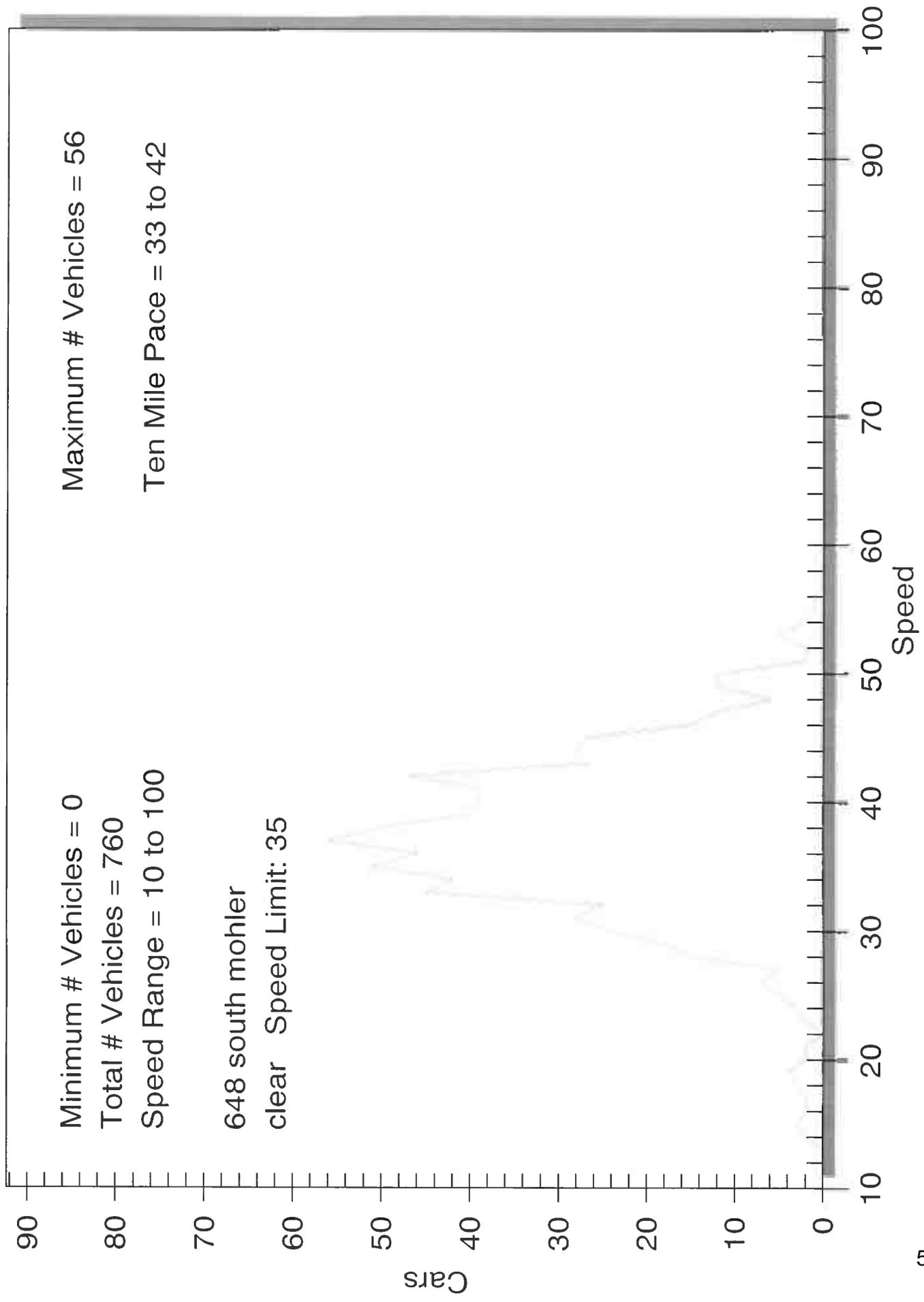
24 Tue Nov 2015

546

6D

# Cars vs. Speed

FILENAME: <15112409 648 SOUTH MOHLER.DAT>



**S. MOHLER ROAD**  
**Near LAN Park Facing South**



**S. MOHLER ROAD**  
**Near LAN Park Facing North**



# CITY OF RIPON MAP 23

**STREET NAME**  
S. MOHLER ROAD NEAR  
LAN PARK

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION S. MOHLER ROAD NEAR LAN PARK



## SURVEY INFORMATION

**LOCATION:** NORTH RIPON RD. – *Diamond Ln. to River Rd.*

A two lane roadway with one N/B lane and one S/B lane, with a center turn lane. Bordering on the west side of the roadway is a bicycle lane and residential homes. On the East side of the roadway are county homes with orchards. Refer to photographs for details.

**WEATHER CONDITIONS:** Overcast

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 12/07/2015    Begin Time: 7:00am    End Time: 8:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEFHICLES:** 122

**MINIMUM SPEED:** 32  
**MAXIMUM SPEED:** 65  
**AVERAGE SPEED:** 42

**50th PERCENTILE:** 42                      **85th PERCENTILE:** 49

<b>RECOMMENDED  SPEED LIMIT  35 mph</b>
---

This road segment had an 85<sup>th</sup> percentile speed of 49 mph, which would normally indicate a 50-mph speed limit. However, retention of the existing speed limit of 35 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for the number of serious vehicular accidents at the intersection of River Road. This segment of roadway is a transition area between a 50mph section maintained by San Joaquin County and a residential area within Ripon City limits. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 35 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 12/7/2015 Posted Speed 35 NB/SB  
 Location North Ripon Rd. - Diamond Ln. to River Rd. Weather Overcast  
 Recorders Name MCP Begin Time 7:00am End Time 8:00am

Number of Vehicles											Total	Cumulative total						
mph				5			10			15					20			25
65	X																1	122
64																	0	121
63																	0	121
62	X																1	121
61																	0	120
60																	0	120
59																	0	120
58																	0	120
57																	0	120
56																	0	120
55	X																1	120
54	X	X															2	119
53	X																1	117
52	X																1	116
51	X	X	X	X	X	X											5	115
50	X	X	X	X	X	X											5	110
49	X	X	X	X	X	X											5	105
48	X	X															2	100
47	X	X	X	X	X	X	X	X									7	98
46	X	X															2	91
45	X	X	X	X	X	X	X										6	89
44	X	X	X	X	X	X	X	X									7	83
43	X	X	X	X	X	X	X	X	X								8	76
42	X	X	X	X	X	X	X	X	X	X	X	X	X	X			13	68
41	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	16	55
40	X	X	X	X	X	X	X	X	X	X							9	39
39	X	X	X	X	X	X	X										6	30
38	X	X	X	X	X												5	24
37	X	X	X	X	X												5	19
36	X	X	X	X													4	14
35	X	X	X	X	X												5	10
34	X	X															2	5
33	X	X															2	3
32	X																1	1
31																		
30																		
29																		
28																		
27																		
26																		
25																		
24																		
23																		
22																		
21																		

Number of free flow Vehicles Counted 122

50th percentile = 61

85th percentile = 104

Average Speed: 42 mph

This vehil's speed was: 49 mph

City of Ripon Date 12/07/2015 Posted Speed 35 North Bound  
 Location N. Ripon Rd Weather Overcast  
 Recorders Name MCP Begin Time 7:00am End Time 8:00am

Number of Vehicles											Total	Cumulative total
mph			5		10		15		20	25		
65												
64												
63											1	1
62	■										0	1
61											0	1
60											0	1
59											0	1
58											0	1
57											0	1
56											0	1
55	■										1	2
54	■										1	3
53	■										1	4
52											0	4
51	■	■									2	6
50	■	■	■								4	10
49	■	■									2	12
48	■										1	13
47	■	■									3	16
46	■										1	17
45	■	■									3	20
44	■	■	■								4	24
43	■	■	■	■							6	30
42	■	■	■	■	■						7	37
41	■	■	■	■	■	■					8	45
40	■	■	■								4	49
39	■	■									3	52
38	■										1	53
37	■	■									2	55
36											0	55
35	■										1	56
34											0	56
33	■										1	57
32	■										1	58
31												
30												
29												
28												
27												
26												
25												
24												
23												
22												
21												

Number of free flow Vehicles Counted 58

50th percentile calculation: Total ( ) Times 0.50 = 29

85th percentile calculation: Total ( ) Times 0.85 = 49

This vehil's speed was: 42mph

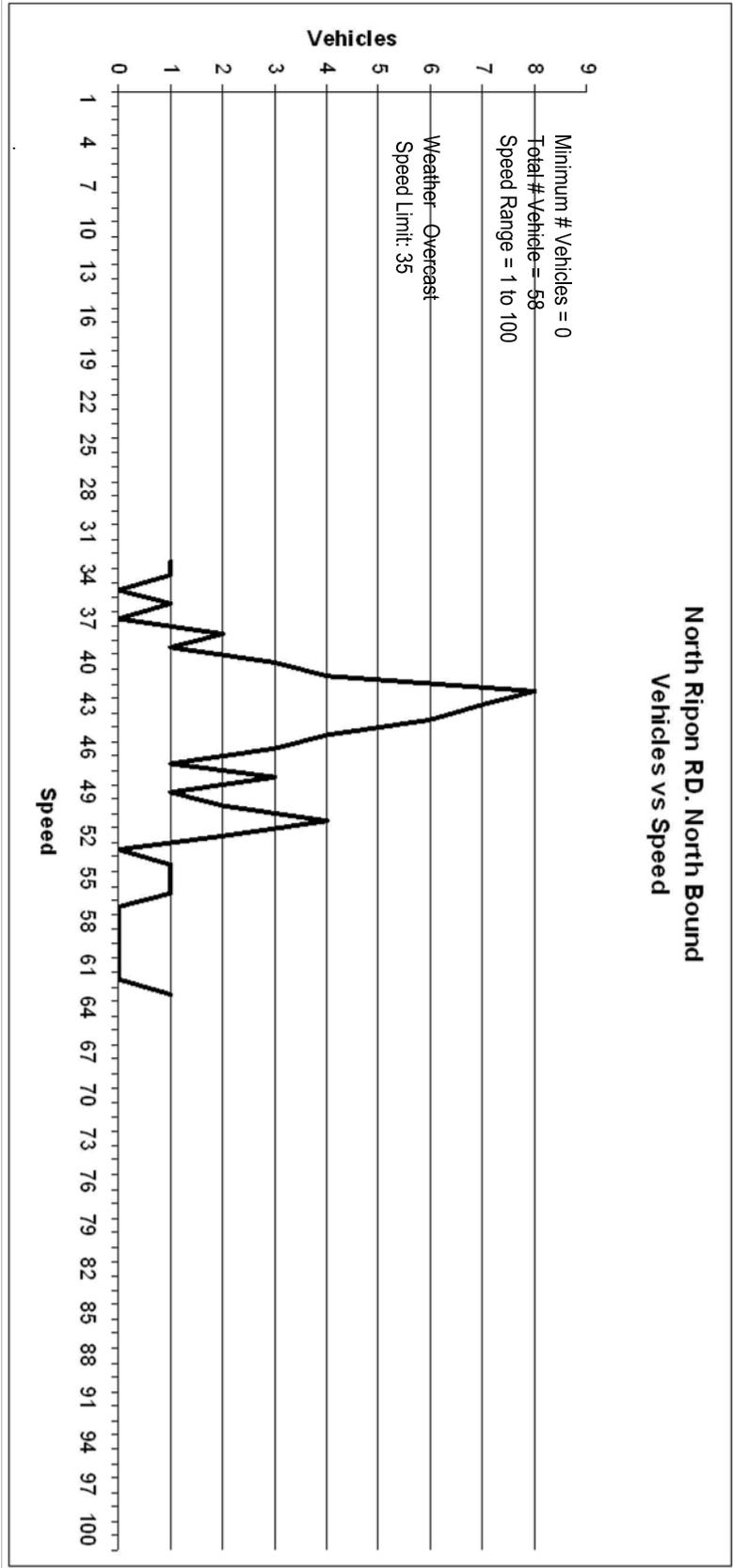
This vehil's speed was: 49mph

Signed:

Date:

Title:

32



South Bound

City of Ripon Date 12/07/2015  
 Location N. Ripon Rd Weather Overcast  
 Recorder's Name MCP

Posted Speed 35

Begin Time 7:00am End Time 8:00am

Number of Vehicles											Total	Cumulative total
mph			5		10		15		20	25		
65	1										1	1
64											0	1
63											0	1
62											0	1
61											0	1
60											0	1
59											0	1
58											0	1
57											0	1
56											0	1
55											0	1
54	1										1	2
53											0	2
52	1										1	3
51	2	1									3	6
50	1										1	7
49	2	1									3	10
48	1										1	11
47	3	1									4	15
46	1										1	16
45	2	1									3	19
44	3										3	22
43	2										2	24
42	4	2									6	30
41	4	4									8	38
40	3	2									5	43
39	2	1									3	46
38	2	2									4	50
37	1	2									3	53
36	1	3									4	57
35	1	3									4	61
34	1	1									2	63
33	1										1	64
32												
31												
30												
29												
28												
27												
26												
25												
24												
23												
22												
21												

Number of free flow Vehicles Counted 64

50th percentile calculation: Total ( ) Times 0.50 = 32

85th percentile calculation: Total ( ) Times 0.85 = 54

This vehil's speed was: = 41mph

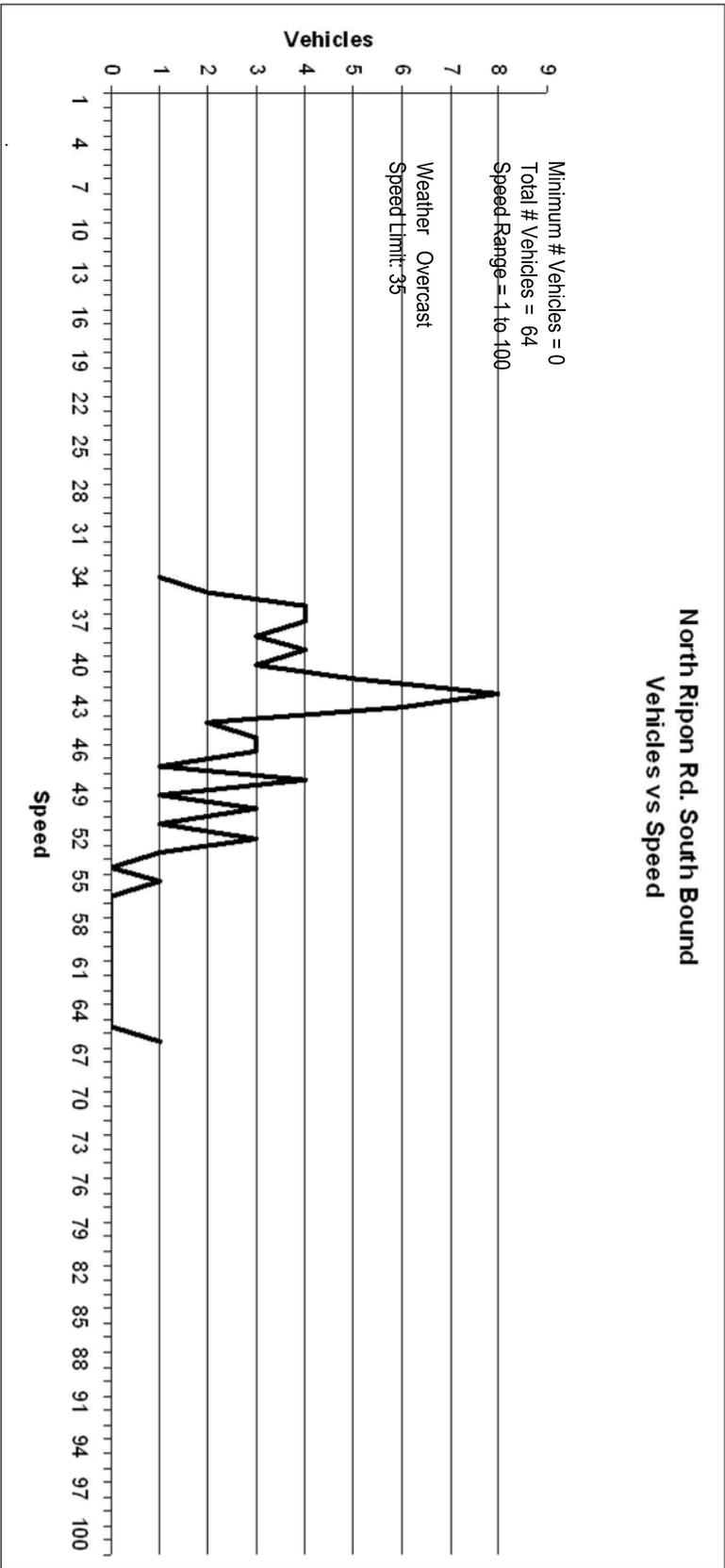
This vehil's speed was: 48mph

Signed:

Date:

Title:

32



**North Ripon Rd.**  
**At River Rd. facing North**



**North Ripon Rd.**  
**At River Rd. facing North**



# CITY OF RIPON

MAP 32

## STREET NAME

N, STOCKTON AVE. NORTH OF RIVER RD. AND SOUTH OF CLINTON SOUTH RD.

## LENGTH OF SURVEY

APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(11,320 FT = 1/4 MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 200'



LOCATION N, STOCKTON AVE. NORTH OF RIVER RD. AND SOUTH OF CLINTON SOUTH RD.



## SURVEY INFORMATION

**LOCATION:** NORTH RIPON RD. – *River Rd. to Milgeo Ave.*

A two lane roadway with one N/B lane and one S/B lane, with a center turn lane. Bordering on the west side of the roadway is a bicycle lane and residential homes. On the East side of the roadway are county homes with orchards. Refer to photographs for details

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/08/2015    Begin Time: 1:00pm    End Time: 2:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEFHICLES:** 112

**MINIMUM SPEED:** 30  
**MAXIMUM SPEED:** 44  
**AVERAGE SPEED:** 38

**50th PERCENTILE:** 38                      **85th PERCENTILE:** 41

<b>RECOMMENDED  SPEED LIMIT  35 mph</b>
---

This road segment had an 85<sup>th</sup> percentile speed of 41 mph, which would normally indicate a 40-mph speed limit. However, retention of the existing speed limit of 35 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to eliminate varying speed limits in short roadway segments. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 35 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 7/8/2015 Posted Speed 35 NB/SB  
 Location North Ripon Rd. - River Rd. to Milgeo Ave. Weather Clear  
 Recorders Name MCP Begin Time 1:00pm End Time 2:00pm

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44	X	X														2	112
43	X	X	X	X	X	X										6	110
42	X	X	X	X	X											5	104
41	X	X	X	X	X	X	X	X	X							8	99
40	X	X	X	X	X	X	X	X	X	X	X					13	91
39	X	X	X	X	X	X	X	X	X	X	X	X	X	X		15	78
38	X	X	X	X	X	X	X	X	X	X	X	X	X	X		15	63
37	X	X	X	X	X	X	X	X	X	X	X	X				13	48
36	X	X	X	X	X	X	X	X	X							10	35
35	X	X	X	X	X	X	X	X								8	25
34	X	X	X	X	X	X										7	17
33	X	X	X	X	X	X										7	10
32	X	X														2	3
31																0	1
30	X															1	1
29																	
28																	
27																	
26																	
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 112

50th percentile = 56

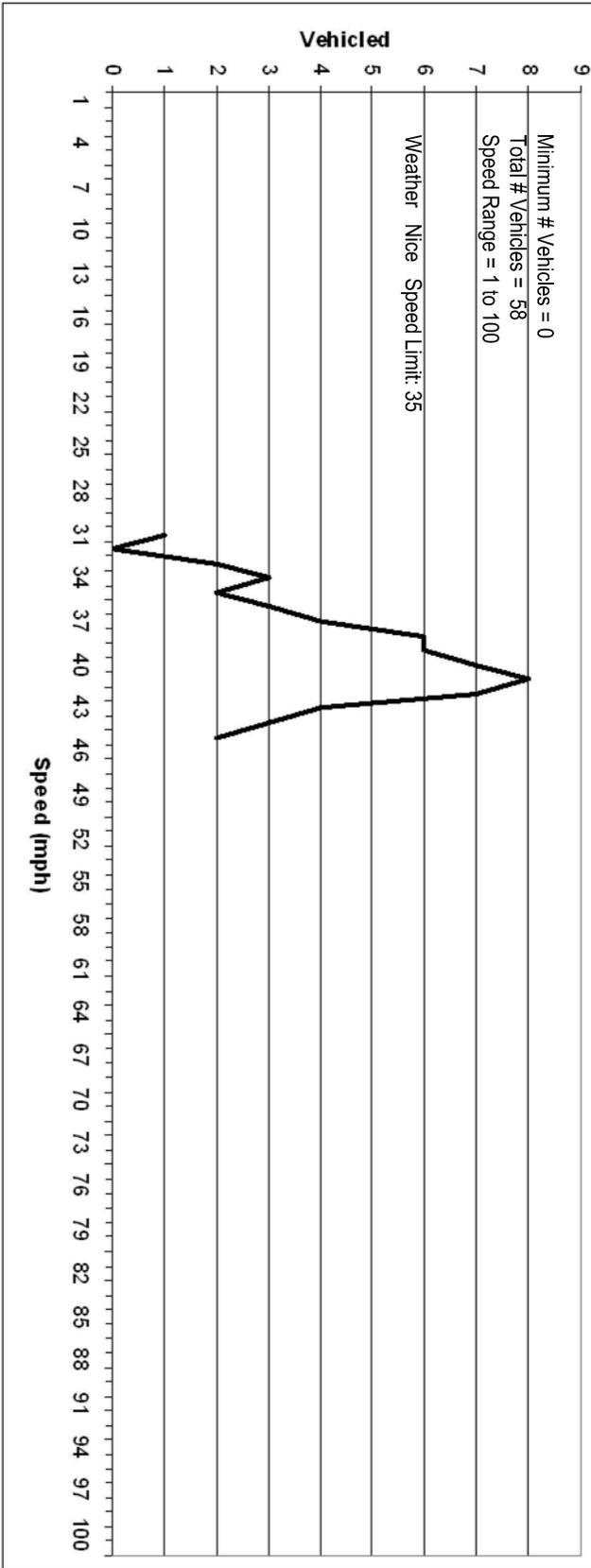
85th percentile = 95

Average Speed: 38 mph

This vehil's speed was: 41 mph



### North Ripon Rd North Bound Vehicles vs Speed



City of Ripon Date 7/8/2015 Posted Speed 35 South Bound  
 Location North Stockton Rd No. of Manley So. Of Santos Ave. Weather Nice  
 Recorders Name MCIMCP Begin Time 11:00am End Time 11:30am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50													
49													
48													
47													
46													
45													
44													
43	■	■	■									3	3
42	■											1	4
41												1	5
40	■	■	■	■	■							5	10
39	■	■	■	■	■	■						8	18
38	■	■	■	■	■	■	■					9	27
37	■	■	■	■	■	■	■					7	34
36	■	■	■	■	■	■	■					6	40
35	■	■	■	■	■	■	■					5	45
34	■	■	■	■	■	■	■					5	50
33	■	■	■	■	■	■	■					4	54
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 54

50th percentile calculation: Total ( ) Times 0.50 = 27

85th percentile calculation: Total ( ) Times 0.85 = 46

Average Speed 37

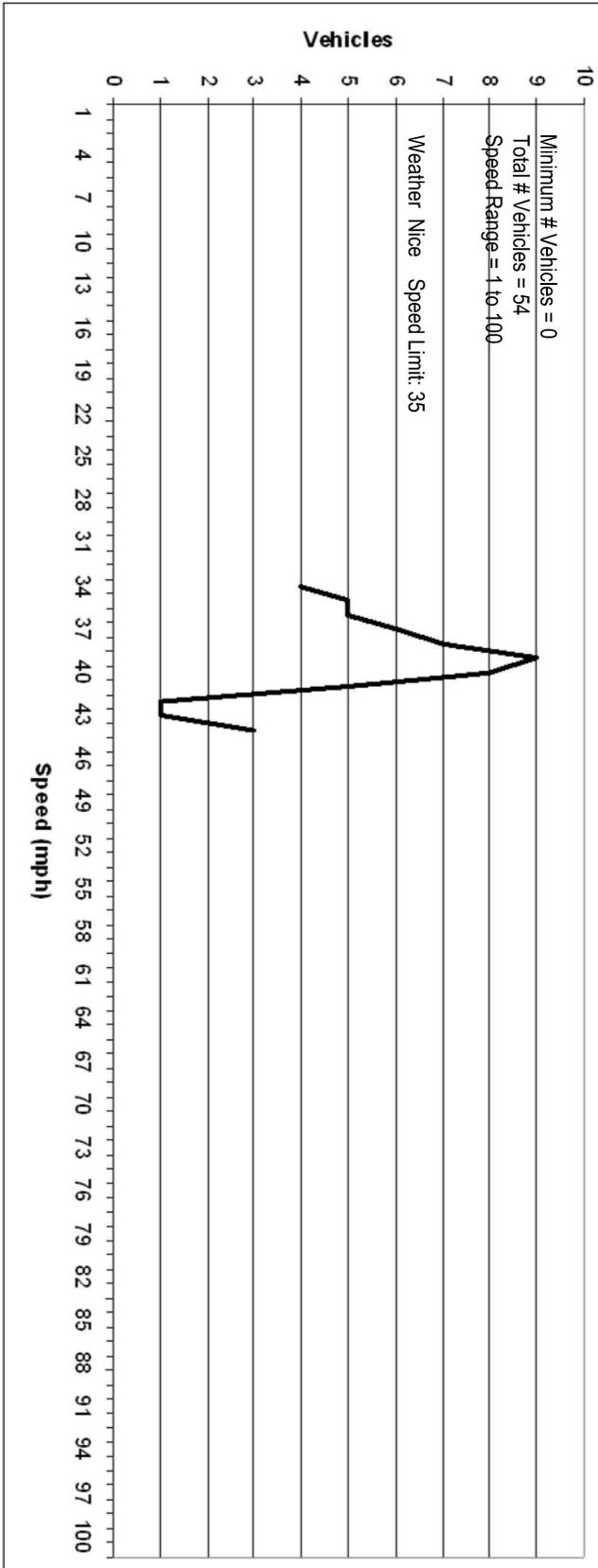
This vehil's speed was: 39mph

Signed:

Date:

Title:

### North Ripon Rd. South Bound Vehicles vs Speed



**North Ripon Rd.**  
**At Santos Ave. Facing South**



**North Ripon Rd.**  
**North of Milgeo Rd. Facing North**



**North Ripon Rd.**  
**At Santos Ave. Facing South**



**North Ripon Rd.**  
**At Santos Ave. Facing North**



# CITY OF RIPON

MAP 8

## STREET NAME

N. RIPON RD. 1553  
NORTH OF MANLEY &  
SOUTH OF SANTOS AVE.

## LENGTH OF SURVEY

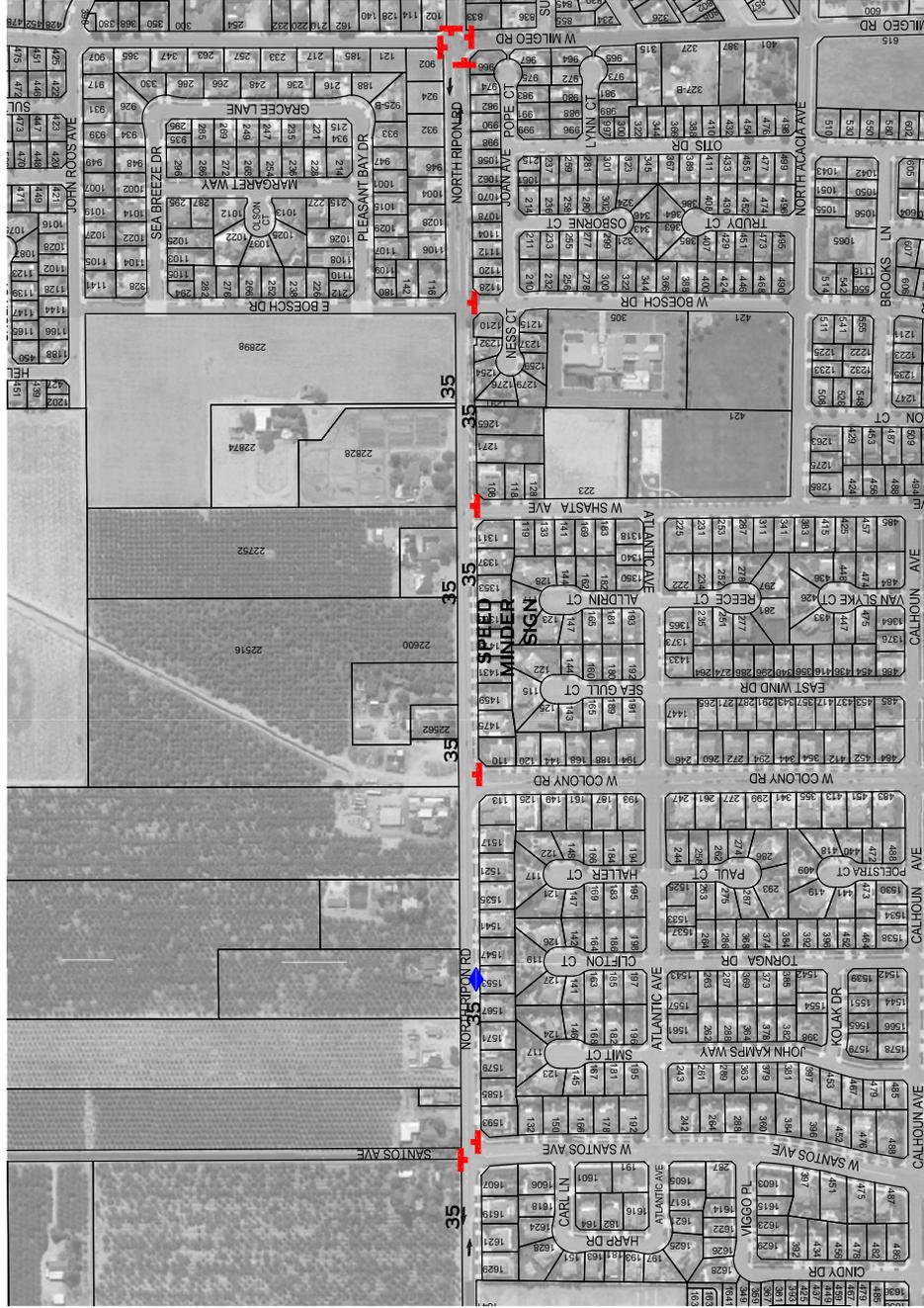
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

## LEGEND

- 35 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'





**LOCATION N. RIPON RD. 1553 NORTH OF MANLEY & SOUTH OF SANTOS AVE.**



## SURVEY INFORMATION

**LOCATION:** RIVER RD. – *North Ripon Rd. to Jack Tone Rd.*

A two lane roadway with one E/B lane and one W/B lane, with a center turn lane from Jack Tone to Calhoun Ave. and a six lane roadway with three lanes in each direction from Calhoun to N. Ripon Rd. Bordering on the south side of the roadway are residential homes and a school. On the north side of the roadway are county homes with orchards and a sports park. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 45

**SURVEY STARTED:** 06/29/2015      Begin Time: 10:00am    End Time: 10:30am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEFHCLES:** 104

**MINIMUMSPEED:** 29

**MAXIMUMSPEED:** 53

**AVERAGE SPEED:** 39

**50th PERCENTILE:** 39

**85th PERCENTILE:** 44

**RECOMMENDED  
SPEED LIMIT  
45 mph**

City of Ripon Date 6/29/2015 Posted Speed 45 EB/WB  
 Location River Rd. - N. Ripon Rd. to Jack Tone Rd. Weather Clear  
 Recorders Name MCP Begin Time 10:00am End Time 10:30am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20	25			
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53	X	X										2	104
52	X											1	102
51												0	101
50												0	101
49	X											1	101
48	X	X										2	100
47	X											1	98
46	X	X										2	97
45	X	X	X	X	X							5	95
44	X	X	X	X	X							5	90
43	X	X	X	X								4	85
42	X	X	X	X	X	X	X					7	81
41	X	X	X	X	X	X	X	X	X	X	X	12	74
40	X	X	X	X	X	X	X	X	X			9	62
39	X	X	X	X	X	X						6	53
38	X	X	X	X	X							5	47
37	X	X	X	X	X	X	X	X	X	X		10	42
36	X	X	X									3	32
35	X	X	X	X	X	X						6	29
34	X	X										2	23
33	X	X	X	X	X	X						6	21
32	X	X	X									3	15
31	X	X	X	X								4	12
30	X	X	X	X	X	X	X					7	8
29	X											1	1
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 104

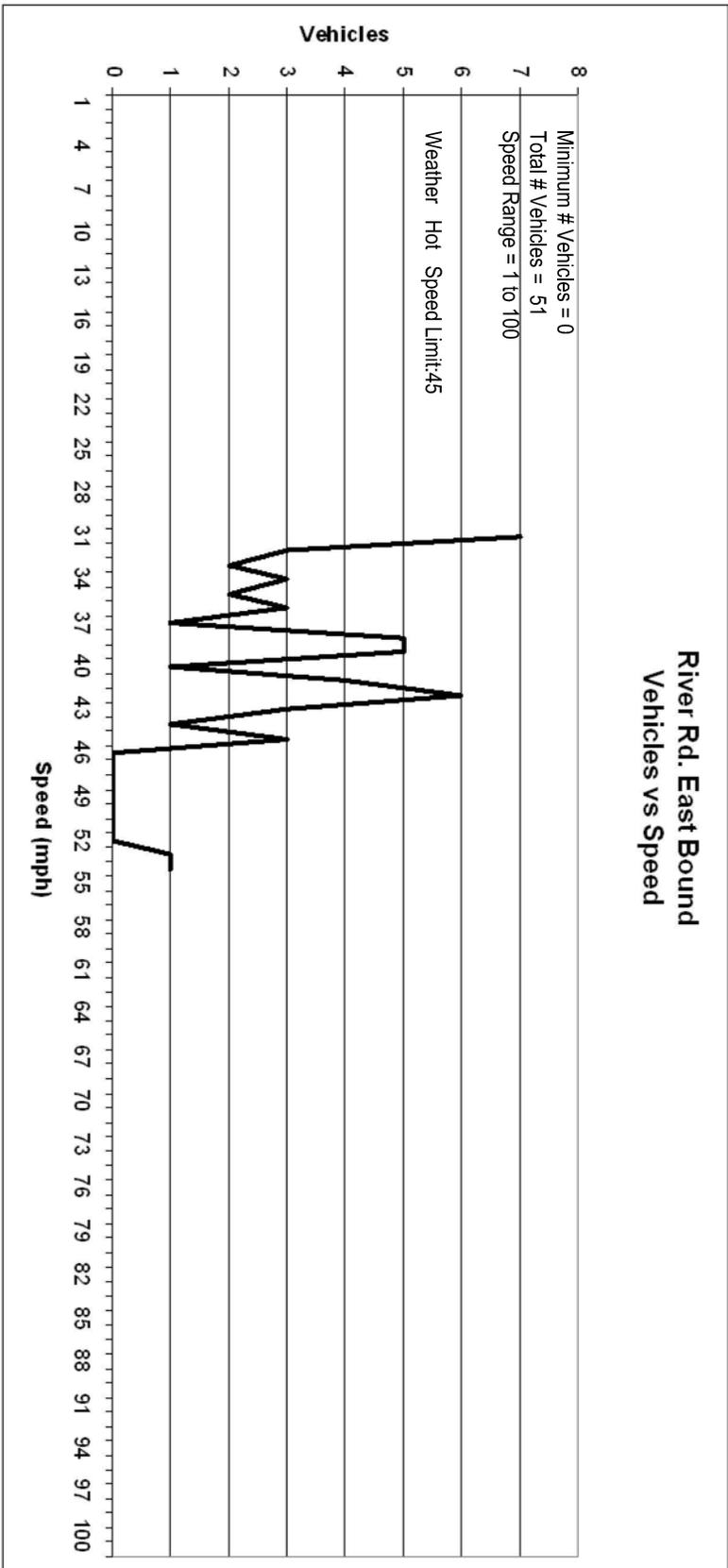
50th percentile = 52

85th percentile = 88

Average Speed: 39 mph

This vehil's speed was: 44 mph





City of Ripon Date 6/29/2015 Posted Speed 45 West Bound  
 Location River Rd atat Fulton Ave. Weather Hot  
 Recorders Name MCP Begin Time 10:00am End Time 10:30am

Number of Vechicles															Total	Cumulative total
mph			5		10		15		20		25					
65																
64																
63																
62																
61																
60																
59																
58																
57																
56																
55																
54																
53	■															
52																1
51																0
50																0
49	■															1
48	■	■														2
47	■	■	■													1
46	■	■	■	■												2
45	■	■	■	■	■											5
44	■	■	■	■	■	■										2
43	■	■	■	■	■	■	■									3
42	■	■	■	■	■	■	■	■								4
41	■	■	■	■	■	■	■	■	■							6
40	■	■	■	■	■	■	■	■	■	■						5
39	■	■	■	■	■	■	■	■	■	■						5
38																0
37	■	■	■	■	■	■	■	■	■	■						5
36	■	■	■	■	■	■	■	■	■	■	■					2
35	■	■	■	■	■	■	■	■	■	■	■					3
34																0
33	■	■	■	■	■	■	■	■	■	■	■					3
32	■	■	■	■	■	■	■	■	■	■	■	■				1
31	■	■	■	■	■	■	■	■	■	■	■	■				1
30																0
29	■															1
28																
27																
26																
25																
24																
23																
22																
21																

Number of free flow Vehicles Counted 53

50th percentile calculation: Total ( ) Times 0.50 = 40

85th percentile calculation: Total ( ) Times 0.85 = 45

Average Speed = 40

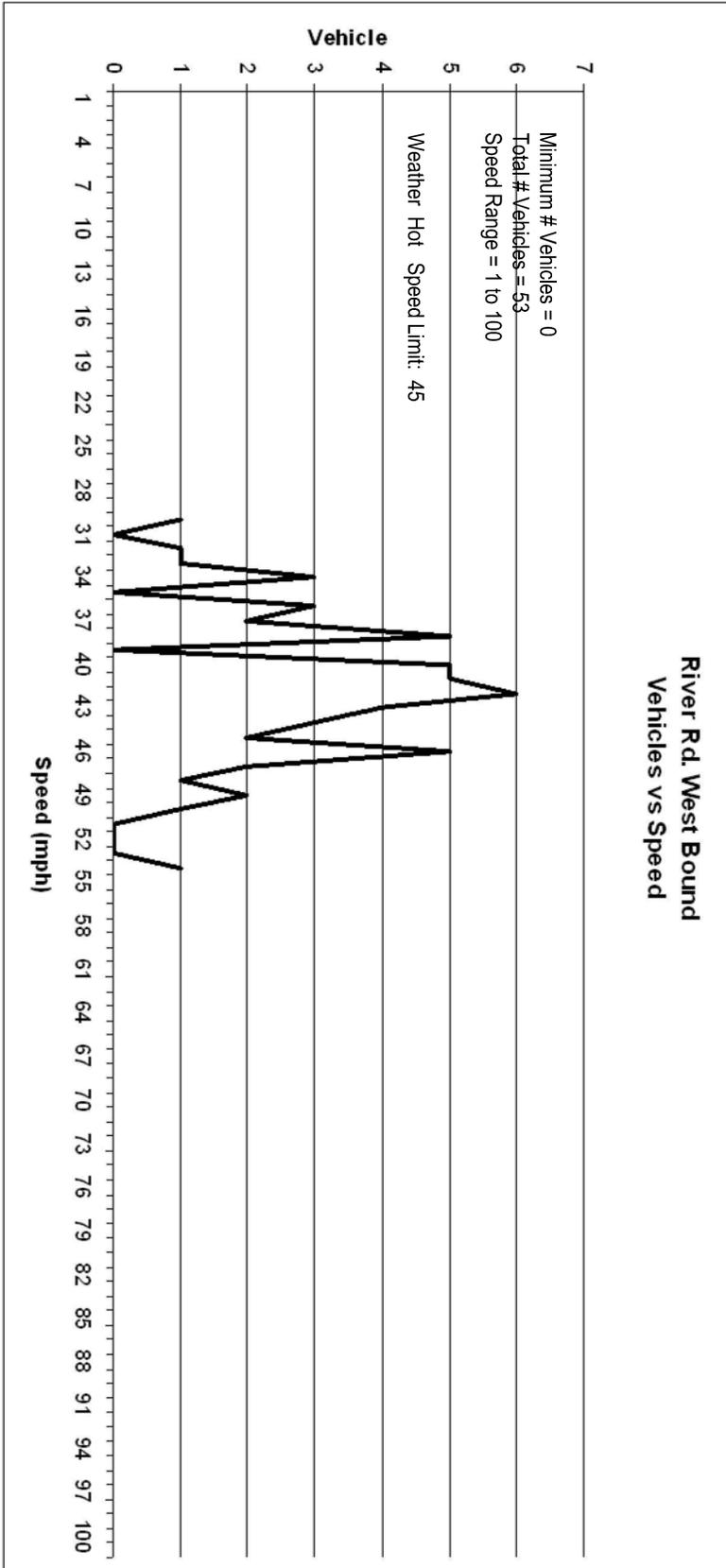
This vehil's speed was: 45mph

Signed:

Date:

Title:

### River Rd. West Bound Vehicles vs Speed



**River Rd.**  
**East of Jacktone Rd. Facing East**



**River Rd.**  
**West of N. Ripon Rd. Facing West**



### CITY OF RIPON

MAP 2

**STREET NAME**  
WEST RIVER RD. AT  
FULTON AVE.

### LENGTH OF SURVEY

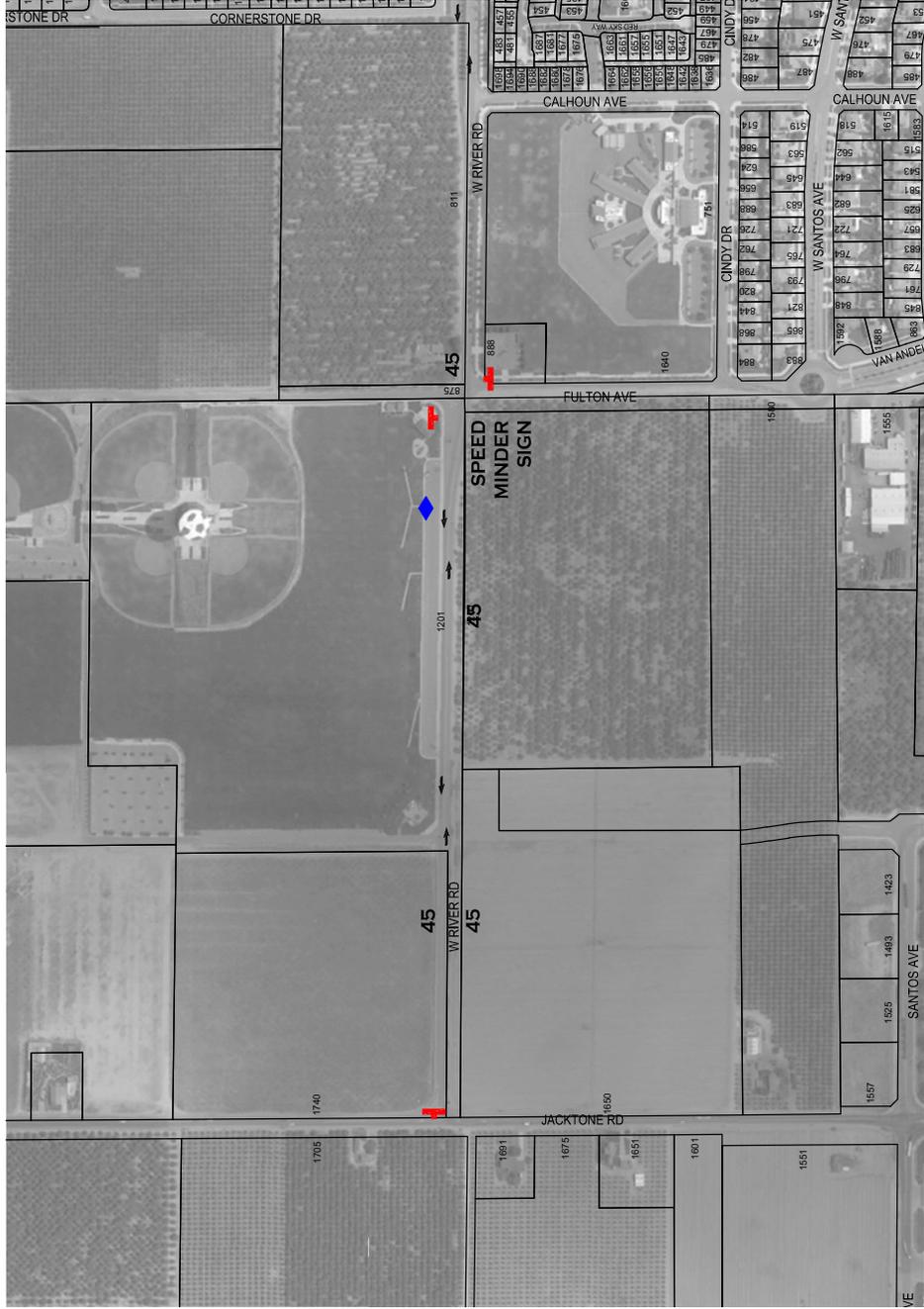
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

### LEGEND

- 45 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION WEST RIVER RD. AT MISTLIN SPORTS PARK



### SURVEY INFORMATION

**LOCATION:** ROBERT AVE. – *W. Main St. to Doak Blvd.*

A two lane roadway with one N/B and one S/B lane. Center divider is a painted broken yellow line. Bordering on the east and west sides of the roadway are residential homes. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 30

**SURVEY STARTED:** 07/13/2015    Begin Time: 7:00am    End Time: 9:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 120

**MINIMUM SPEED:** 21

**MAXIMUM SPEED:** 37

**AVERAGE SPEED:** 31

**50th PERCENTILE:** 31                      **85th PERCENTILE:** 34

**RECOMMENDED  
SPEED LIMIT  
30 mph**

City of Ripon Date 7/13/2015 Posted Speed 30 NB/SB  
 Location Robert Ave. - Main St. to Doak Blvd. Weather Clear  
 Recorders Name MCP Begin Time 7:00am End Time 9:00am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																	
43																	
42																	
41																	
40																	
39																	
38																	
37	X	X	X	X												4	120
36	X	X	X	X	X											5	116
35	X	X	X	X	X	X	X	X	X							10	111
34	X	X	X	X	X	X	X	X	X	X	X	X				13	101
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	17	88
32	X	X	X	X	X	X	X	X	X							9	71
31	X	X	X	X	X	X	X	X	X	X	X					13	62
30	X	X	X	X	X	X										7	49
29	X	X	X	X	X	X	X	X	X							9	42
28	X	X	X	X	X	X	X									8	33
27	X	X	X	X	X	X										6	25
26	X	X														2	19
25	X	X	X	X	X	X	X									7	17
24	X	X	X													3	10
23	X	X	X	X	X											5	7
22	X															1	2
21	X															1	1

Number of free flow Vehicles Counted 120

50th percentile = 60

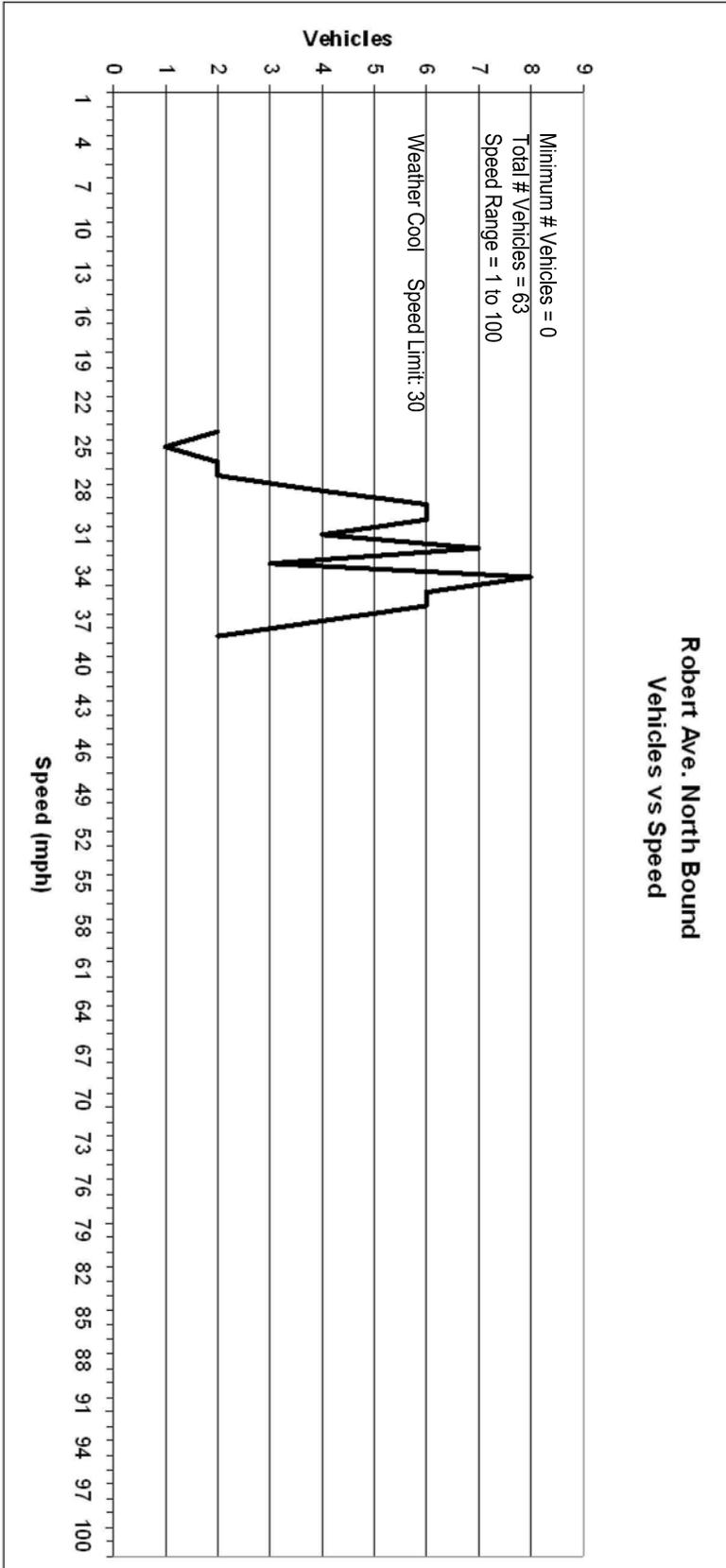
85th percentile = 102

Average Speed: 31 mph

This vehil's speed was: 34 mph

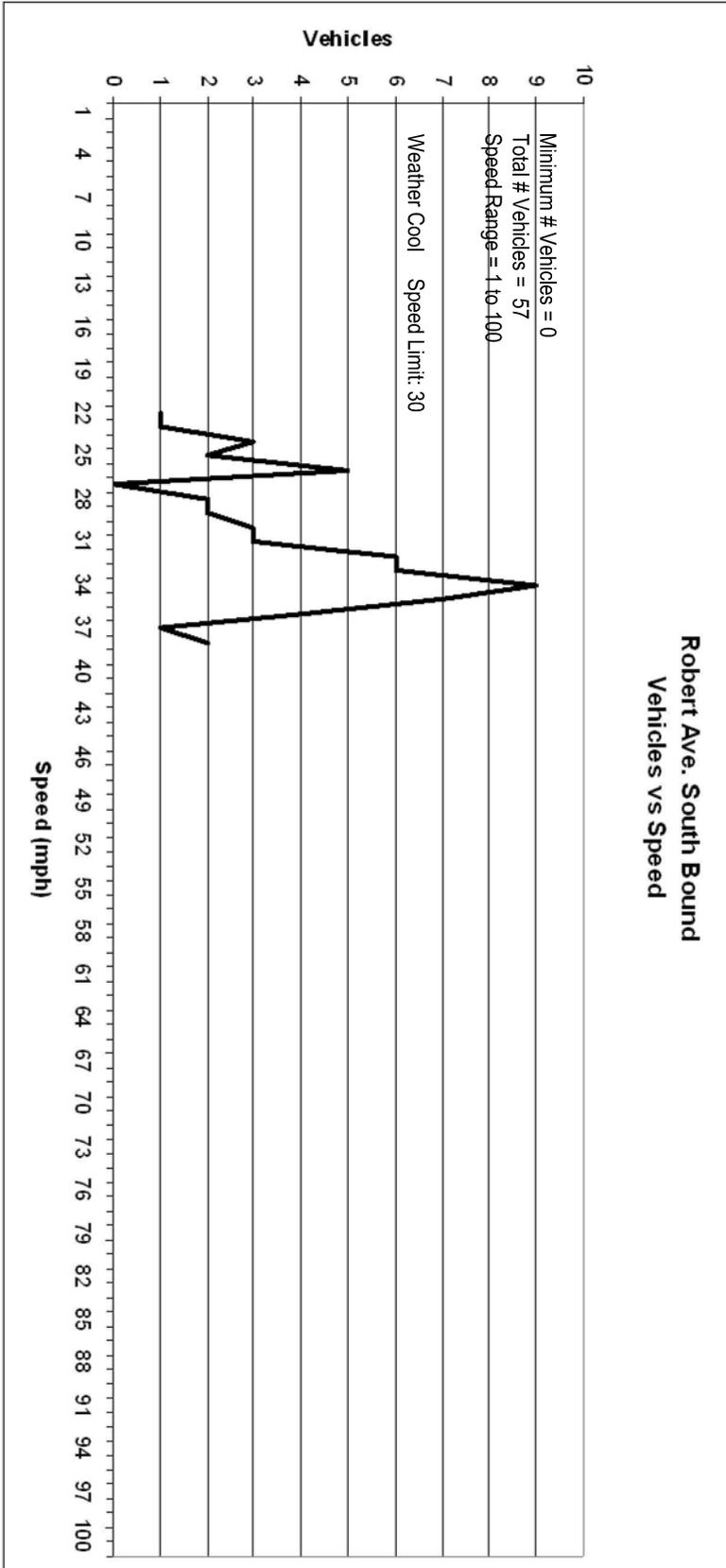


### Robert Ave. North Bound Vehicles vs Speed





### Robert Ave. South Bound Vehicles vs Speed



**Robert Ave.**  
**At Seventh St. Facing North**



**Robert Ave.**  
**At Johanna Dr. Facing North**



**Robert Ave.**  
**At Manor Dr. Facing North**



**Robert Ave.**  
**At Fourth St. Facing North**



**Robert Ave.**  
**North of Carla Ct. Facing North**



# CITY OF RIPON

MAP 13

**STREET NAME**  
ROBERT AVE. 821 SOUTH  
OF W. MAIN ST.

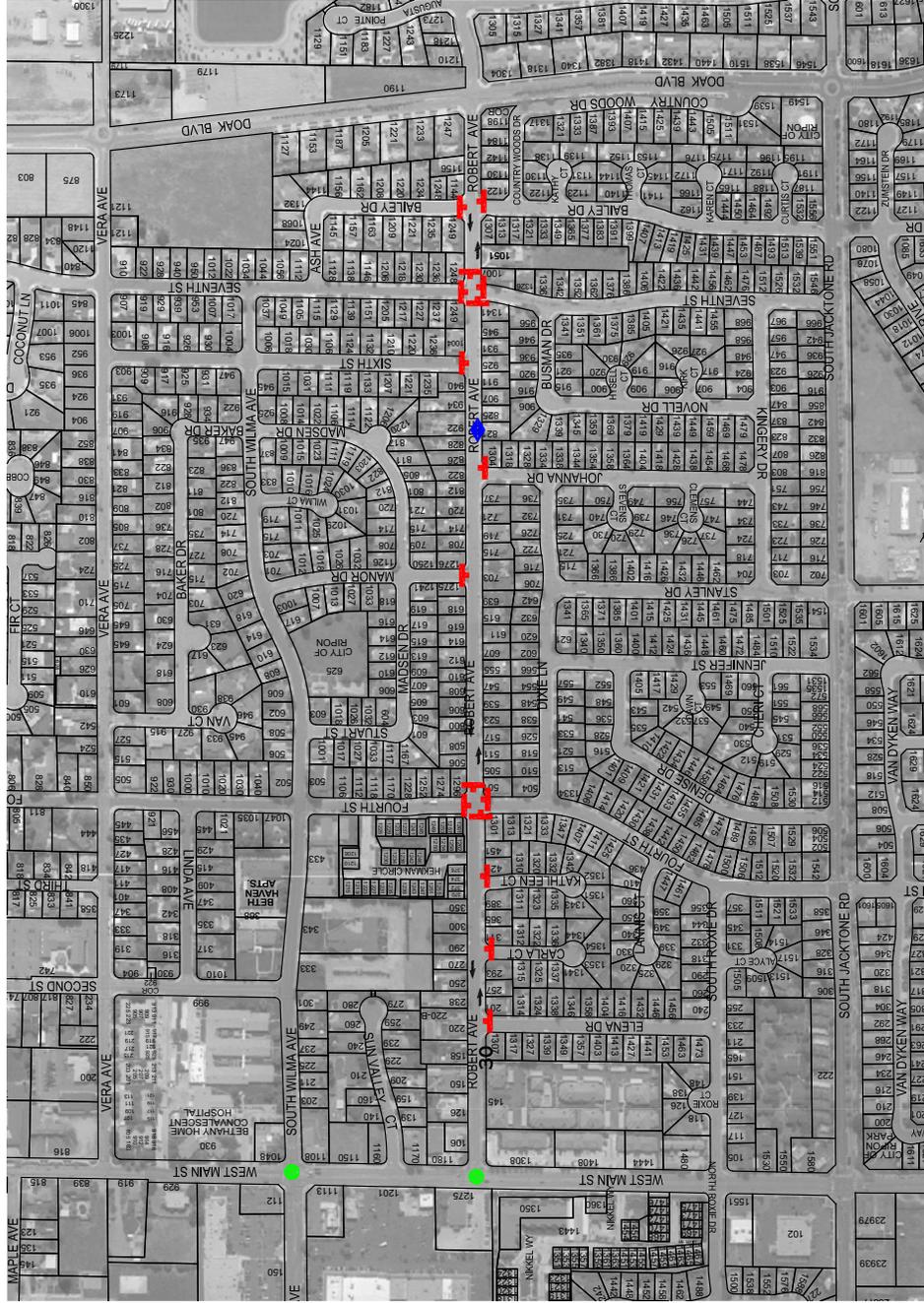
**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION ROBERT AVE. 821 SOUTH OF W. MAIN ST.



### SMART SURVEY INFO

**LOCATION:** SANTOS AVE. – *North Ripon Rd. to Fulton Ave.*

A two lane roadway with one E/B lane and one W/B lane, with a center raised median. Bordering on both sides of the roadway are residential homes. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 11/04/2015    Begin Time: 11:00am    End Time: 11:00am (11/5)

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 561

**MINIMUM SPEED:** 13

**MAXIMUM SPEED:** 45

**AVERAGE SPEED:** 25

**TEN MILE PACE:** 18 to 27

**50th PERCENTILE:** 25                      **85th PERCENTILE:** 34

**RECOMMENDED  
SPEED LIMIT  
35 mph**

## SMART SURVEY INFO

<476 w santos>

<clear>

POSTED SPEED LIMIT: <35>

SURVEY STARTED: <2015/11/04 11:09>

FILENAME: 15110411 476 W SANTOS.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <100>

TOTAL VEHICLES = 561

MINIMUM SPEED = 13

MAXIMUM SPEED = 45

AVERAGE SPEED = 25.88

50th PERCENTILE = 25

85th PERCENTILE = 34

TEN MILE PACE = 18 to 27

END OF REPORT

# SMART SURVEY SUMMARY

<476 w santos>

<clear>

POSTED SPEED LIMIT: <35>

SURVEY STARTED: <2015/11/04 11:09>

FILENAME: 15110411 476 W SANTOS.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <100>

TIME	11:00	11:15	11:30	11:45	12:00	12:15	12:30	12:45	13:00	13:15	13:30	13:45	14:00	14:15	14:30	14:45	15:00	15:15
VEH.	3	6	11	5	9	7	3	4	4	14	11	28	43	18	15	16	9	2
AVG.	31.0	26.0	26.8	26.4	25.9	27.0	32.3	29.5	32.5	25.9	26.5	25.6	24.5	27.1	26.6	26.2	32.3	26.5

TIME	15:30	15:45	16:00	16:15	16:30	16:45	17:00	17:15	17:30	17:45	18:00	18:15	18:30	18:45	19:00	19:15	19:30	19:45
VEH.	9	11	12	5	8	10	21	6	6	7	10	5	6	3	5	6	1	6
AVG.	22.8	26.0	27.2	17.6	25.3	28.9	25.8	27.0	26.5	23.4	24.7	27.8	26.0	26.7	23.4	25.2	19.0	26.3

TIME	20:00	20:15	20:30	20:45	21:00	21:15	21:30	21:45	22:00	22:15	22:30	22:45	23:00	23:15	23:30	23:45	00:00	00:15
VEH.	3	2	1	0	2	4	2	5	2	0	1	2	1	1	2	2	0	1
AVG.	28.3	28.5	28.0	0.0	32.5	29.8	24.0	28.8	18.0	0.0	40.0	18.0	18.0	18.0	24.0	34.0	0.0	35.0

TIME	00:30	00:45	01:00	01:15	01:30	01:45	02:00	02:15	02:30	02:45	03:00	03:15	03:30	03:45	04:00	04:15	04:30	04:45
VEH.	1	0	0	0	2	2	1	0	0	1	0	1	1	0	0	0	0	1
AVG.	41.0	0.0	0.0	0.0	23.5	18.5	19.0	0.0	0.0	27.0	0.0	26.0	35.0	0.0	0.0	0.0	0.0	29.0

TIME	05:00	05:15	05:30	05:45	06:00	06:15	06:30	06:45	07:00	07:15	07:30	07:45	08:00	08:15	08:30	08:45	09:00	09:15
VEH.	0	0	1	0	0	1	7	6	6	8	10	19	46	10	7	5	4	5
AVG.	0.0	0.0	38.0	0.0	0.0	21.0	28.3	23.2	23.7	23.9	27.7	24.4	23.1	24.5	23.3	27.8	30.5	26.6

TIME	09:30	09:45	10:00	10:15	10:30	10:45	11:00
VEH.	5	5	6	9	6	5	4
AVG.	26.2	24.6	26.3	24.9	30.5	26.0	30.5

TOTAL VEHICLES = 561

MINIMUM SPEED = 13

MAXIMUM SPEED = 45

AVERAGE SPEED = 25.88

50th PERCENTILE = 25

85th PERCENTILE = 34

TEN MILE PACE = 18 to 27

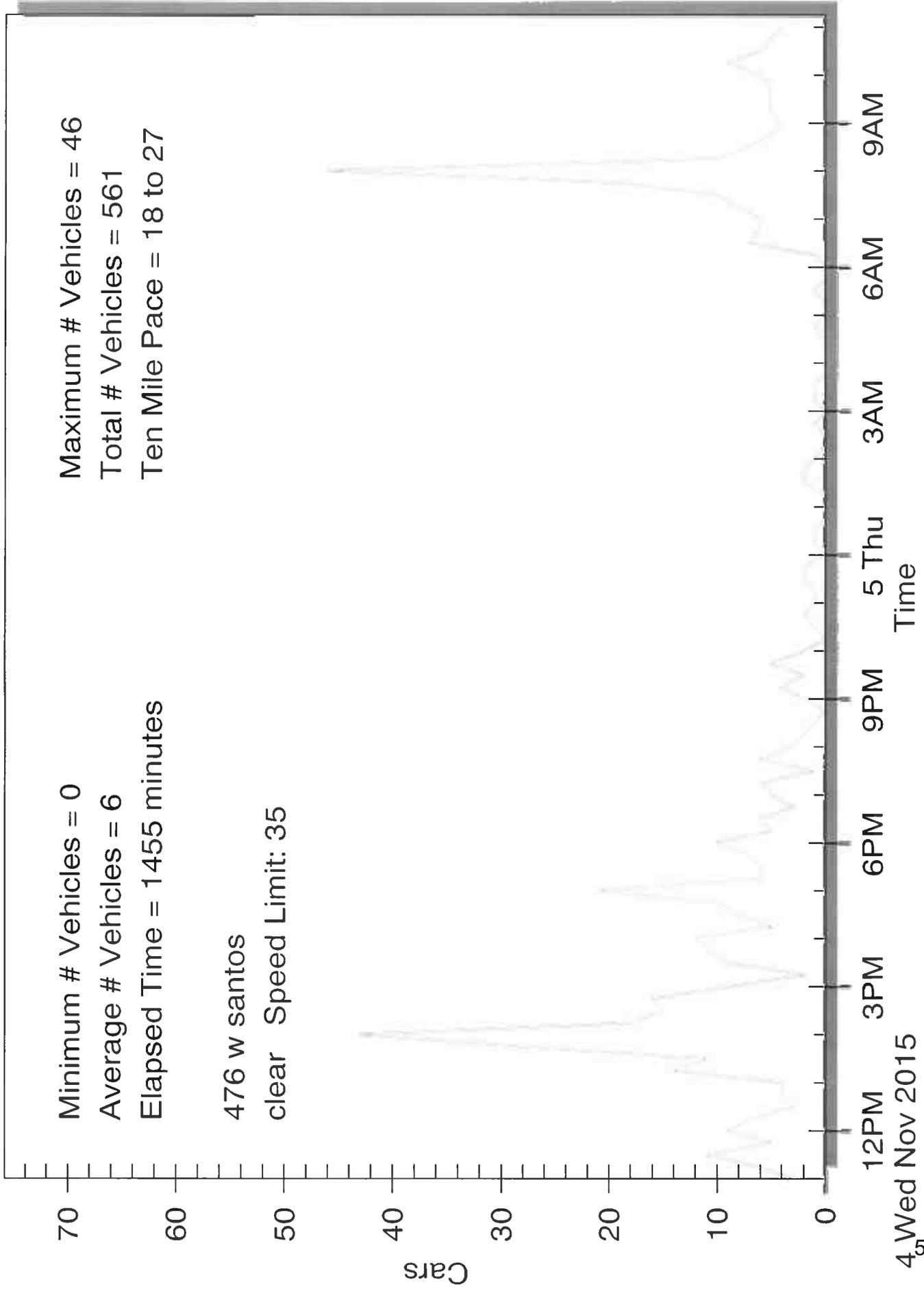
## END OF REPORT

# Cars vs. Time

FILENAME: <15110411 476 W SANTOS.DAT>

Minimum # Vehicles = 0  
Average # Vehicles = 6  
Elapsed Time = 1455 minutes  
Maximum # Vehicles = 46  
Total # Vehicles = 561  
Ten Mile Pace = 18 to 27

476 w santos  
clear Speed Limit: 35

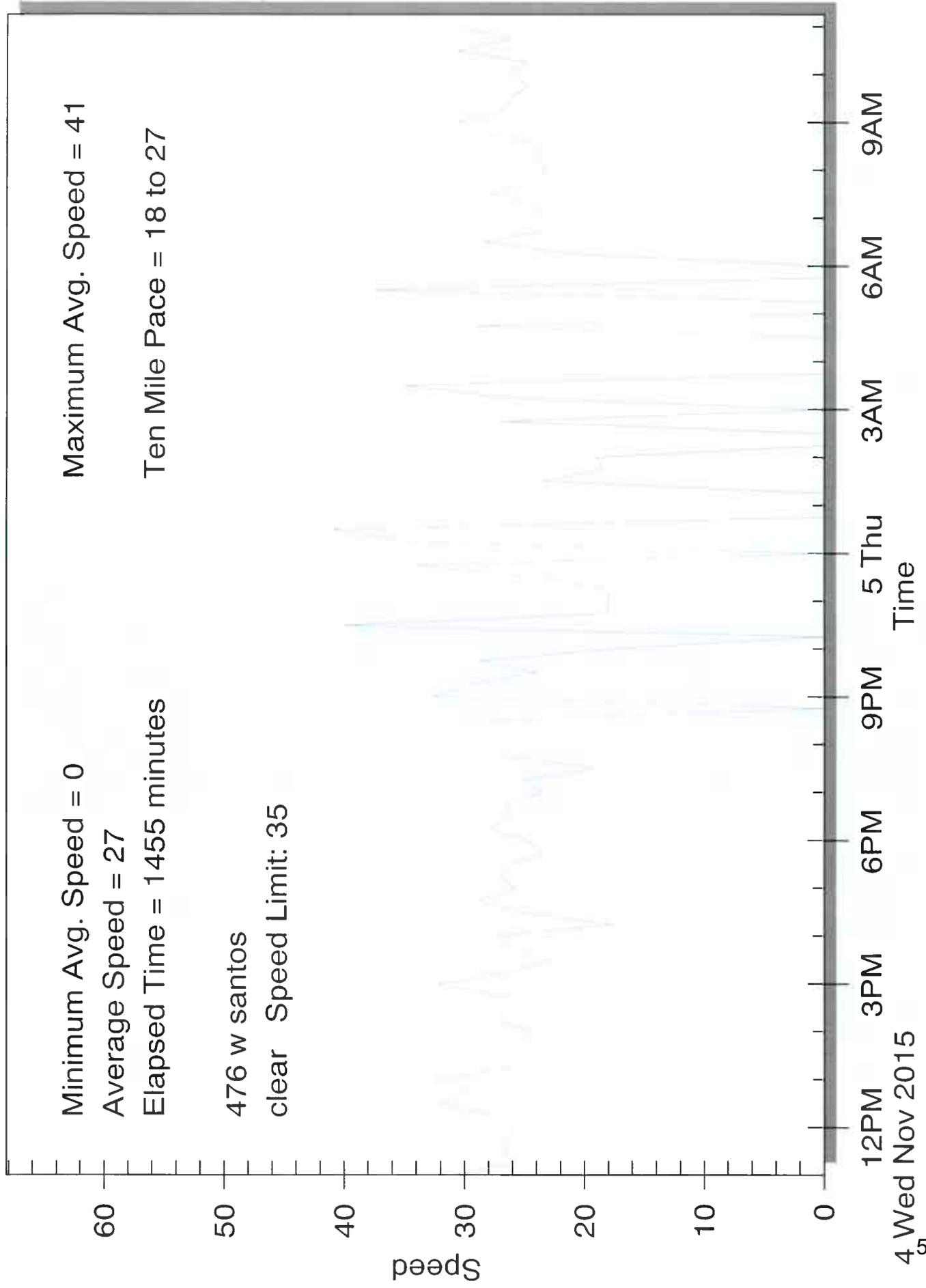


# Speed vs. Time

FILENAME: <15110411 476 W SANTOS.DAT>

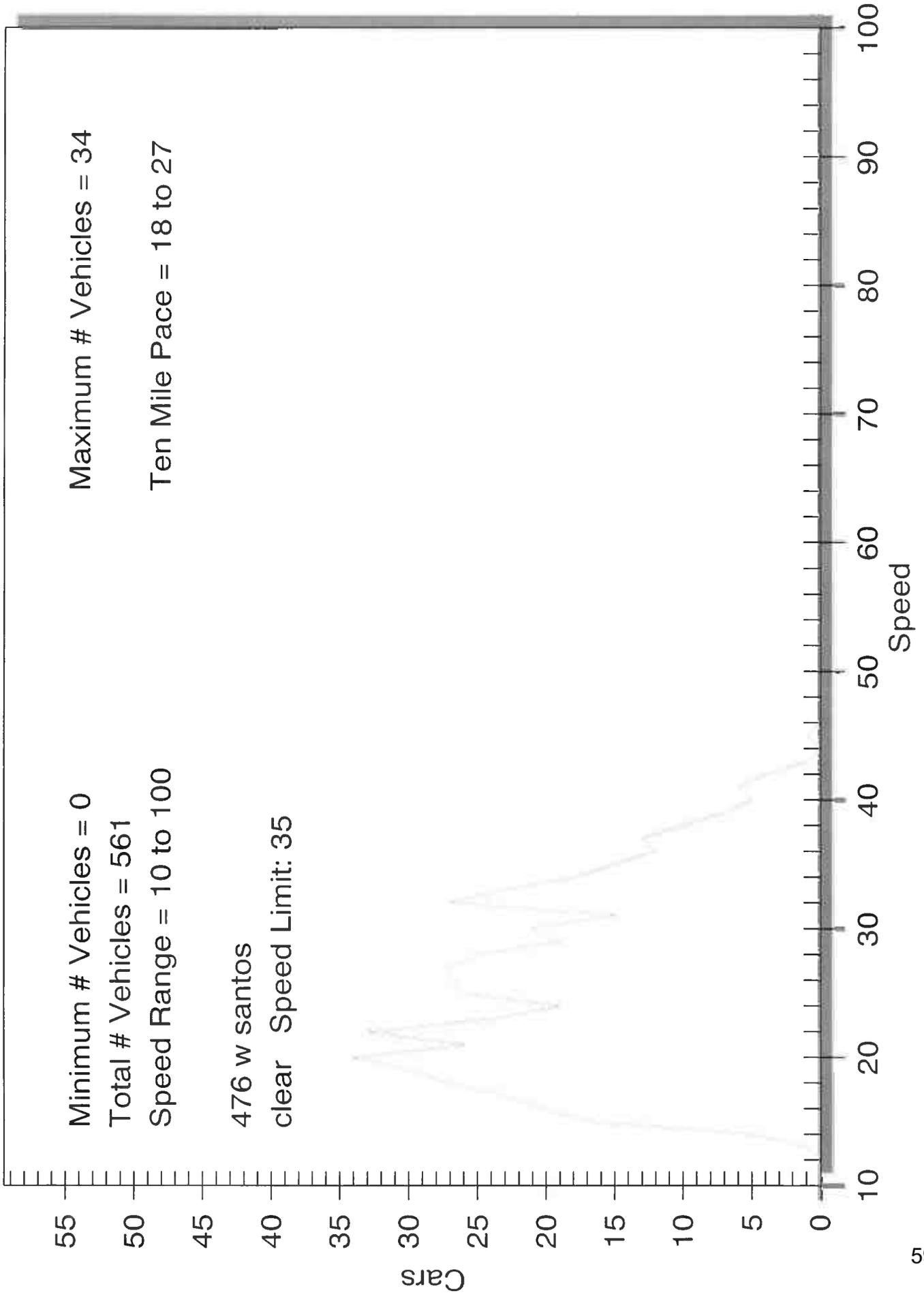
Minimum Avg. Speed = 0  
Average Speed = 27  
Elapsed Time = 1455 minutes  
Maximum Avg. Speed = 41  
Ten Mile Pace = 18 to 27

476 w santos  
clear Speed Limit: 35



# Cars vs. Speed

FILENAME: <15110411 476 W SANTOS.DAT>



**Santos Ave.**  
**West of Stockton Ave. Facing East**



**Santos Ave.**  
**At Calhoun Ave. Facing East**



**Santos Ave.**  
**West of Calhoun Ave. Facing West**



# CITY OF RIPON

MAP 31

**STREET NAME**  
W. SANTOS AVE. EAST OF  
FULTON AVE ROUND A  
BOUT & WEST OF N. RIPON  
RD.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

## LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 300'



LOCATION W. SANTOS AVE. EAST OF FULTON AVE ROUND A BOUT & WEST OF N. RIPON RD.



### SURVEY INFORMATION

**LOCATION:** SECOND ST. – *Stockton Ave. to Wilma Ave.*

A two lane asphalt roadway with one E/B and one W/B lane. The roadways are divided by a broken yellow line. The north and south sides of the roadway are bordered by residential homes. Refer to photographs for details of area.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 30

**SURVEY STARTED:** 07/23/2015    Begin Time: 7:00am    End Time: 7:45am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 110

**MINIMUM SPEED:** 25

**MAXIMUM SPEED:** 40

**AVERAGE SPEED:** 31

**50th PERCENTILE:** 31                      **85th PERCENTILE:** 34

**RECOMMENDED  
SPEED LIMIT  
30 mph**

City of Ripon Date 7/23/2015 Posted Speed 30 EB/WB  
 Location Second St. - Stockton Ave. to Wilma Ave. Weather Clear  
 Recorders Name MCP Begin Time 7:00am End Time 7:45am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																	
43																	
42																	
41																	
40	X	X														2	110
39	X															1	108
38	X	X														2	107
37	X	X														2	105
36	X	X	X	X	X											5	103
35	X	X	X	X												4	98
34	X	X	X	X	X	X	X									7	94
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	16	87
32	X	X	X	X	X	X	X	X	X							10	71
31	X	X	X	X	X	X	X	X	X	X	X					13	61
30	X	X	X	X	X	X	X	X	X	X	X	X				14	48
29	X	X	X	X	X	X	X									8	34
28	X	X	X	X	X	X	X									8	26
27	X	X	X	X	X	X	X	X	X							11	18
26	X	X	X	X	X											6	7
25	X															1	1
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 110

50th percentile = 55

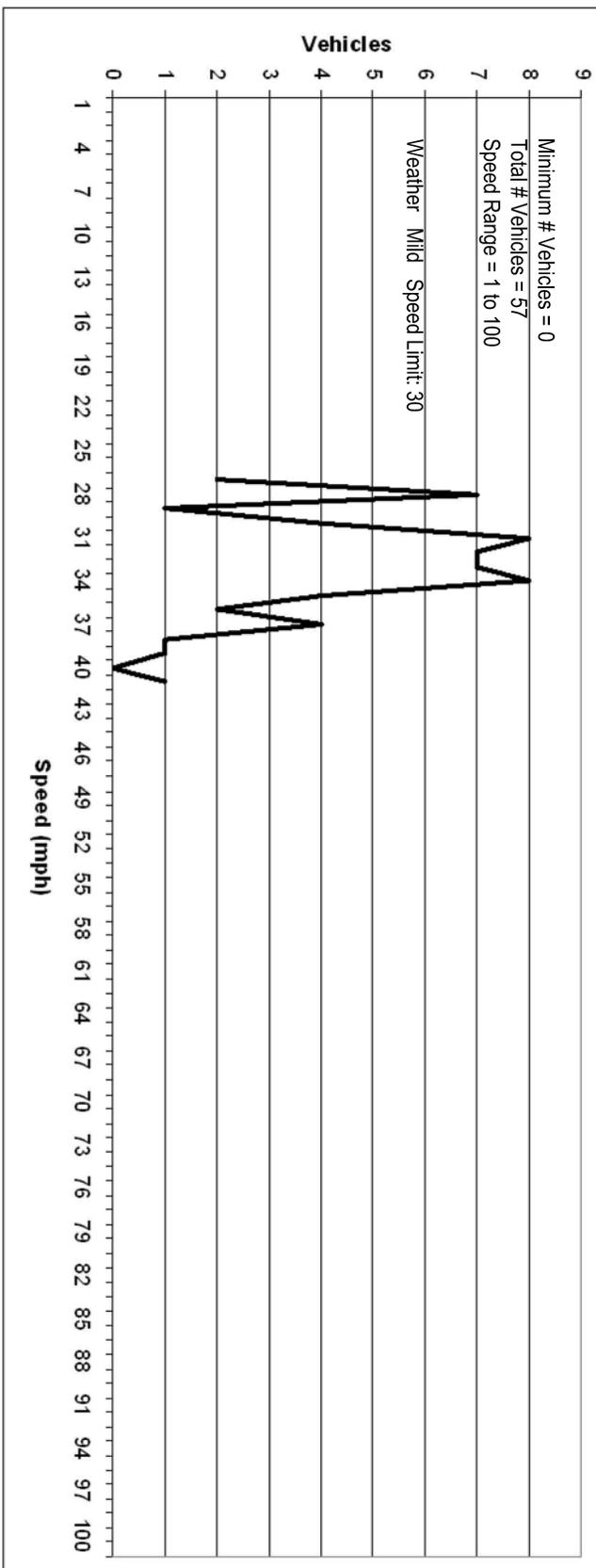
85th percentile = 94

Average Speed: 31 mph

This vehil's speed was: 34 mph



### Second St East Bound Vehicles vs Speed



City of Ripon Date 7/23/2015 Posted Speed 30 West Bound  
 Location Second St East of Acacia Ave Weather Mild  
 Recorders Name MCIMCP Begin Time 7:00am End Time 7:45am

Number of Vehicles											Total	Cumulative total		
mph			5		10		15		20				25	
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43														
42														
41														
40													1	1
39													1	2
38													1	3
37													1	4
36													1	5
35													2	7
34													3	10
33													8	18
32													3	21
31													6	27
30													6	33
29													4	37
28													7	44
27													4	48
26													4	52
25													1	53
24														
23														
22														
21														

Number of free flow Vehicles Counted 53

50th percentile calculation: Total ( ) Times 0.50 = 27

85th percentile calculation: Total ( ) Times 0.85 = 45

Average Speed: 31

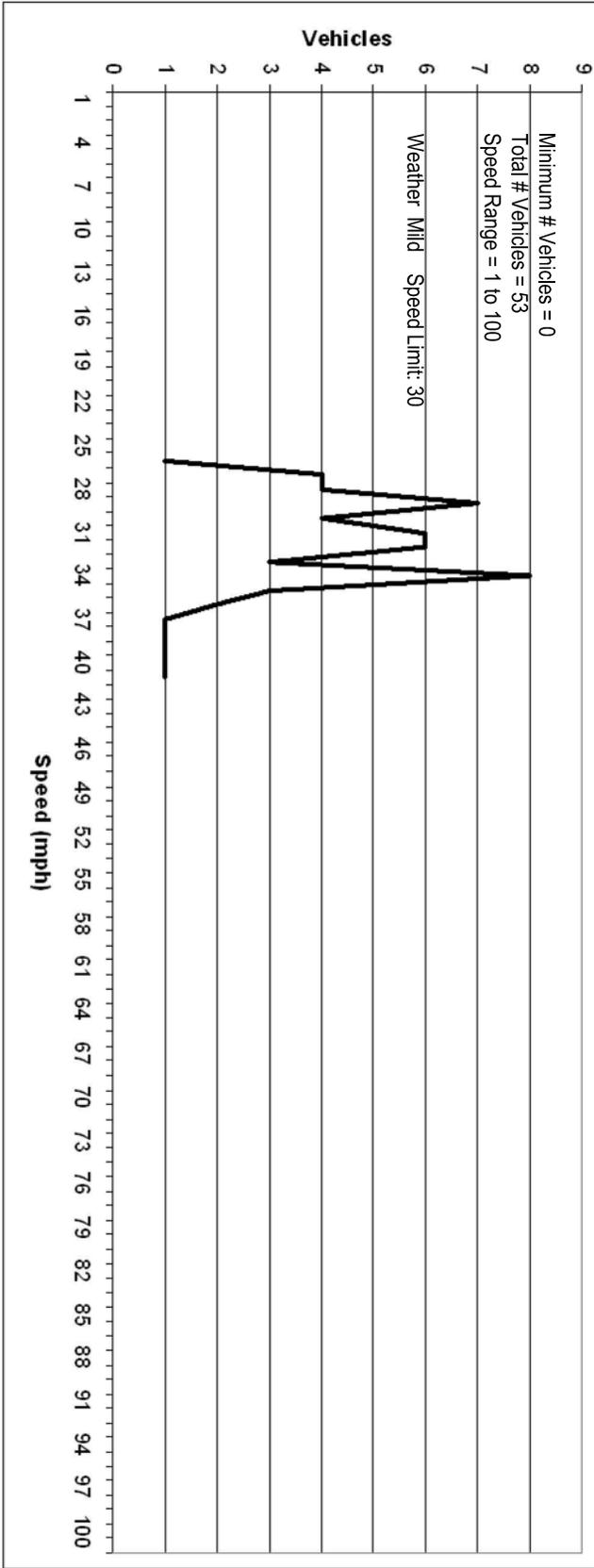
This vehil's speed was: 34mph

Signed:

Date:

Title:

### Second St West Bound Vehicles vs Speed



**Second St.**  
**At Acacia Ave. Facing East.**



**Second St.**  
**West of Stockton Ave. Facing East**



# CITY OF RIPON

MAP 24

**STREET NAME**  
SECOND ST EAST OF  
ACACIA AVE.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- STOP SIGN
- YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION SECOND ST EAST OF ACACIA AVE.



## SURVEY INFORMATION

**LOCATION:** STOCKTON AVE. – *Milgeo Ave. to N. Frontage Rd.*

A two lane roadway with one N/B lane and one S/B lane. Bordering on the east and west sides of the roadway are residential homes. Refer to photographs for additional details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 11/10/2015    Begin Time: 2:30pm    End Time: 3:00pm

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 165

**MINIMUM SPEED:** 27

**MAXIMUM SPEED:** 44

**AVERAGE SPEED:** 35

**50th PERCENTILE:** 35

**85th PERCENTILE:** 38

**RECOMMENDED  
SPEED LIMIT  
35 mph**



City of Ripon Date 11/10/2015 Posted Speed 35 North Bound  
 Location N. Stockton Weather Overcast  
 Recorders Name Begin Time 2:30pm End Time 3:00pm

Number of Vehicles											Total	Cumulative total		
mph			5		10		15		20				25	
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43														
42													3	3
41													0	3
40													4	7
39													5	12
38													6	18
37													7	25
36													8	33
35													11	44
34													12	56
33													7	63
32													5	68
31													4	72
30													6	78
29													1	79
28													1	80
27														
26														
25														
24														
23														
22														
21														

Number of free flow Vehicles Counted 80

50th percentile calculation: Total ( ) Times 0.50 = 40

85th percentile calculation: Total ( ) Times 0.85 = 68

This vehil's speed was: 35mph

This vehil's speed was: 38mph

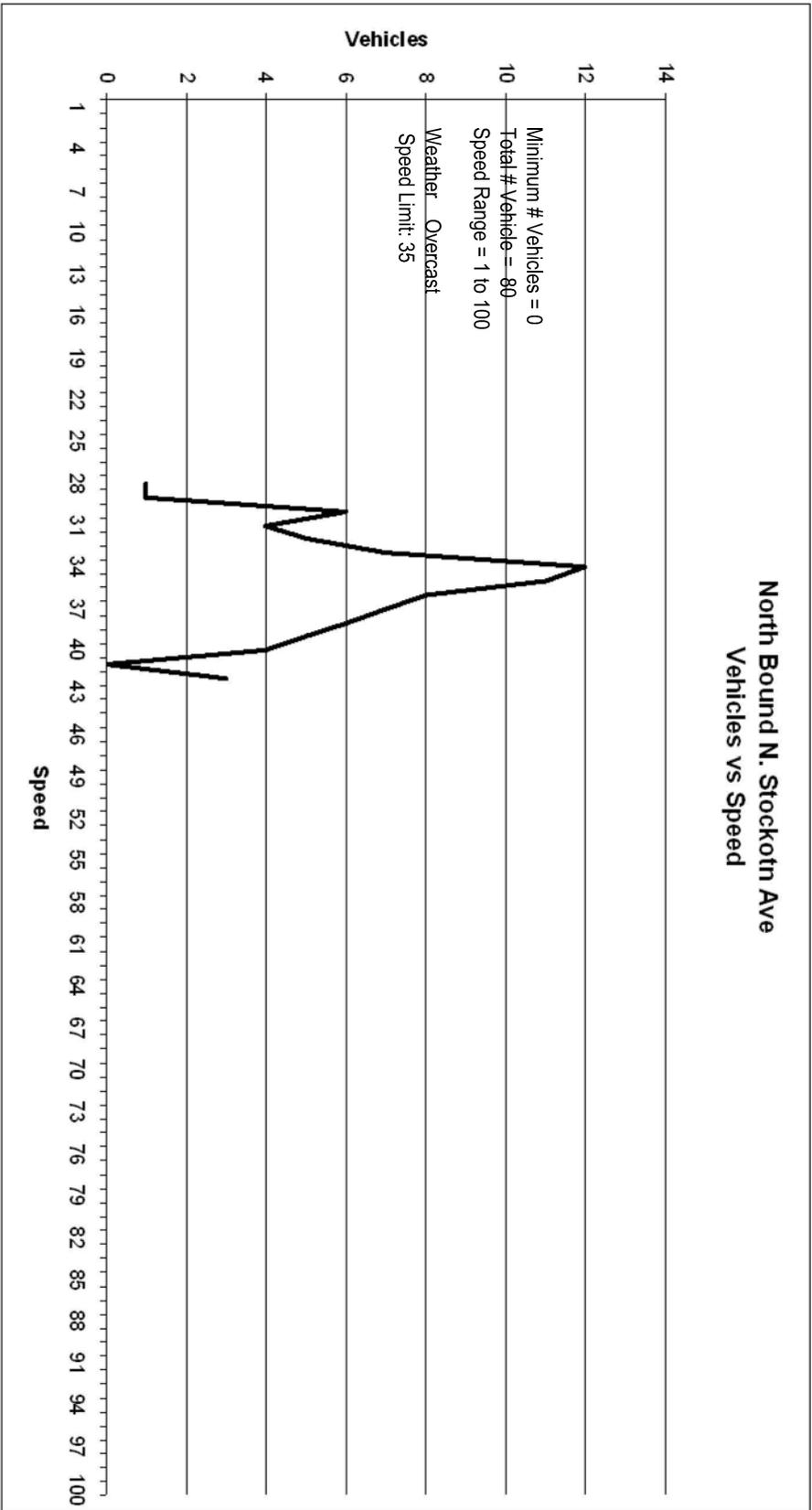
Signed:

Date:

Title:

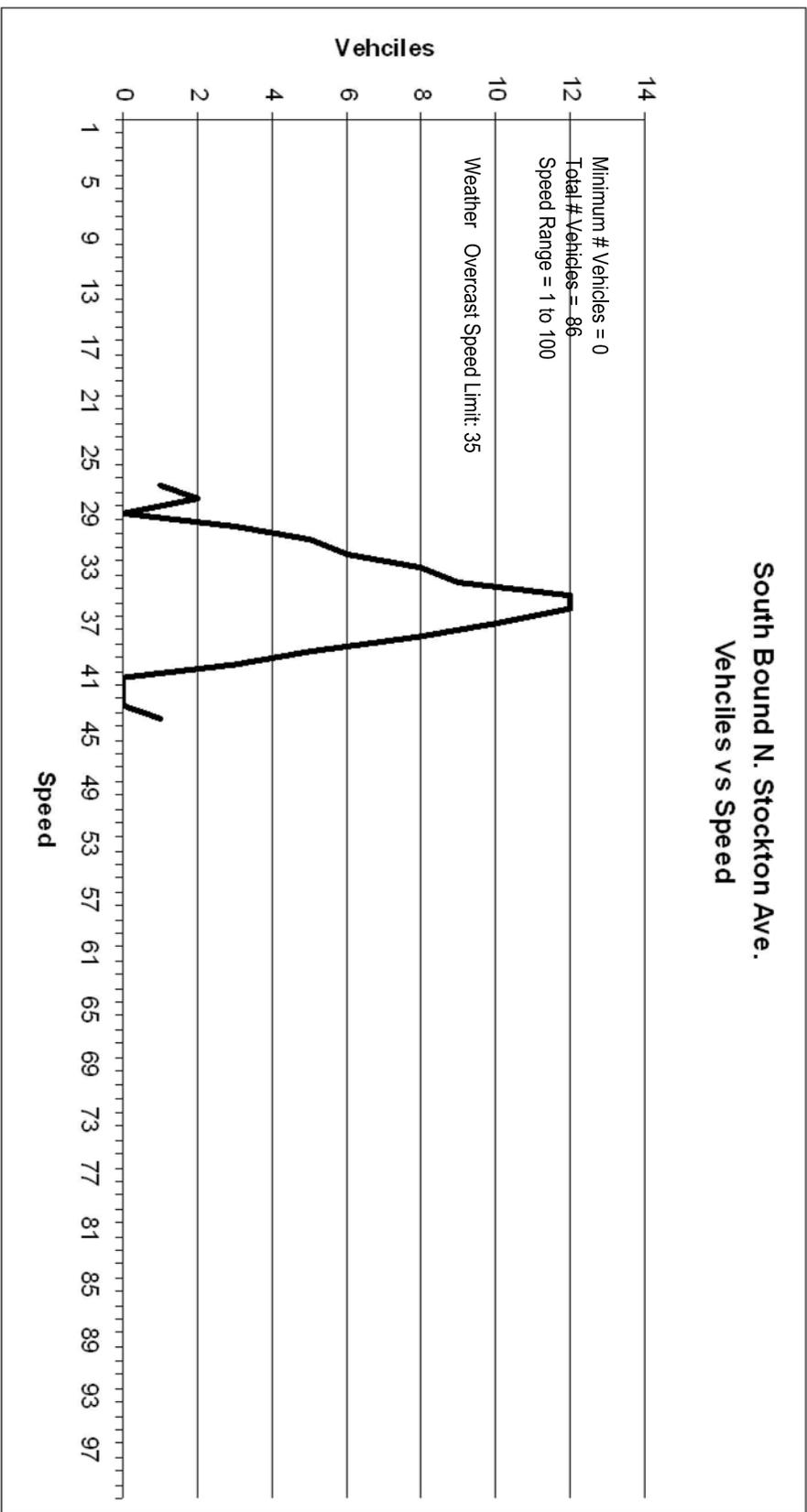
29

### North Bound N. Stockton Ave Vehicles vs Speed





### South Bound N. Stockton Ave. Vehicles vs Speed



# STOCKTON AVENUE

At Frontage Rd. Facing North

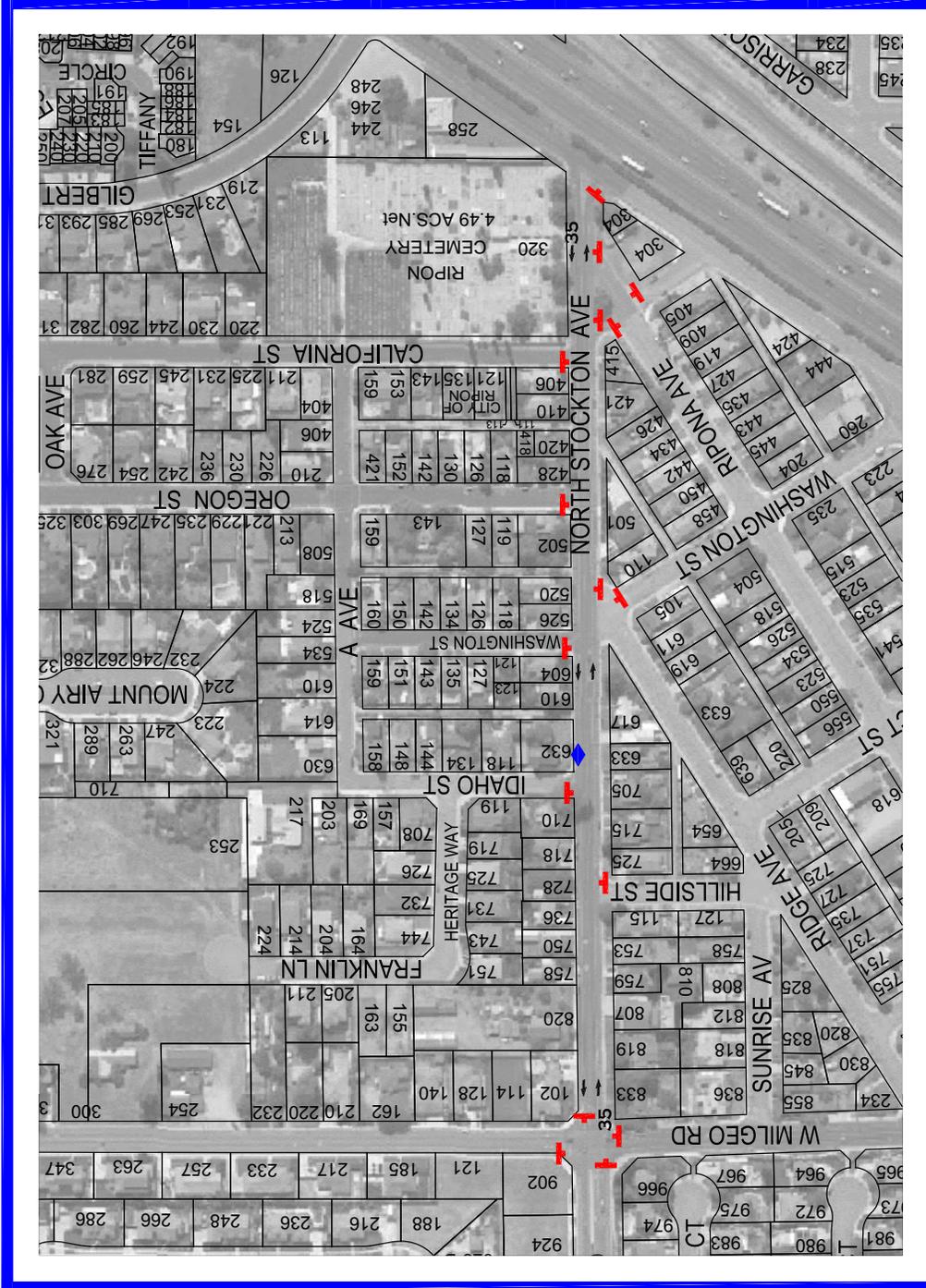


# STOCKTON AVENUE

At Milgeo Ave. Facing South



<p><b>CITY OF RIPON</b> MAP 29</p>	<p><b>STREET NAME</b> N, STOCKTON AVE. NORTH OF FRONTAGE RD. AND SOUTH OF MILGEO RD.</p>	<p><b>LENGTH OF SURVEY</b> APPROXIMATELY 1100 LF (5,280 FT. = 1 MILE) (1,320 FT = <math>\frac{1}{4}</math> MILE)</p>	<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>35 SPEED LIMIT / POSTED SIGN</li> <li>/ DIRECTION OF SPEED SIGN</li> <li>◆ SURVEY LOCATION</li> <li>⊕ STOP SIGN</li> <li>⊕ YIELD SIGN</li> <li>● TRAFFIC SIGNAL</li> </ul>	 <p>SCALE: 1" = 200'</p>
--	--	--	--	---



LOCATION N, STOCKTON AVE. NORTH OF FRONTAGE RD. AND SOUTH OF MILGEO RD.



### SURVEY INFORMATION

**LOCATION:** STOCKTON AVE. – *Second St. to Doak Blvd.*  
A two lane roadway with one N/B lane and one S/B lane, with a center turn lane. Bordering on the east and west sides of the roadway are commercial businesses and vacant lots. Refer to photographs for additional details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 08/04/2015    Begin Time: 9:00am    End Time: 10:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEHICLES:** 117

**MINIMUM SPEED:** 21  
**MAXIMUM SPEED:** 44  
**AVERAGE SPEED:** 32

**50th PERCENTILE:** 32                      **85th PERCENTILE:** 37

**RECOMMENDED  
SPEED LIMIT  
35 mph**

City of Ripon Date 8/4/2015 Posted Speed 30 NB/SB  
 Location Stockton Ave - Second St. to Doak Blvd. Weather Clear  
 Recorders Name MCP Begin Time 9:00am End Time 10:00am

Number of Vehicles											Total	Cumulative total						
mph			5			10			15				20		25			
65																		
64																		
63																		
62																		
61																		
60																		
59																		
58																		
57																		
56																		
55																		
54																		
53																		
52																		
51																		
50																		
49																		
48																		
47																		
46																		
45																		
44	X															1	117	
43																	0	116
42	X	X															2	116
41	X																1	114
40	X	X	X														3	113
39	X	X	X														3	110
38	X	X	X	X	X	X	X	X									7	107
37	X	X	X	X													4	100
36	X	X	X	X													4	96
35	X	X	X	X	X	X	X	X	X	X	X	X	X				12	92
34	X	X	X	X	X	X	X	X									8	80
33	X	X	X	X	X	X	X	X	X	X	X	X	X				11	72
32	X	X	X	X	X	X	X	X	X	X	X	X	X				10	61
31	X	X	X	X	X	X	X	X	X	X	X	X	X				10	51
30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		14	41
29	X	X	X	X	X	X	X	X									8	27
28	X	X	X	X													4	19
27	X																1	15
26	X	X	X	X													4	14
25	X	X	X														3	10
24	X																1	7
23																	0	6
22																	0	6
21	X	X	X	X	X	X											6	6

Number of free flow Vehicles Counted 117

50th percentile = 59

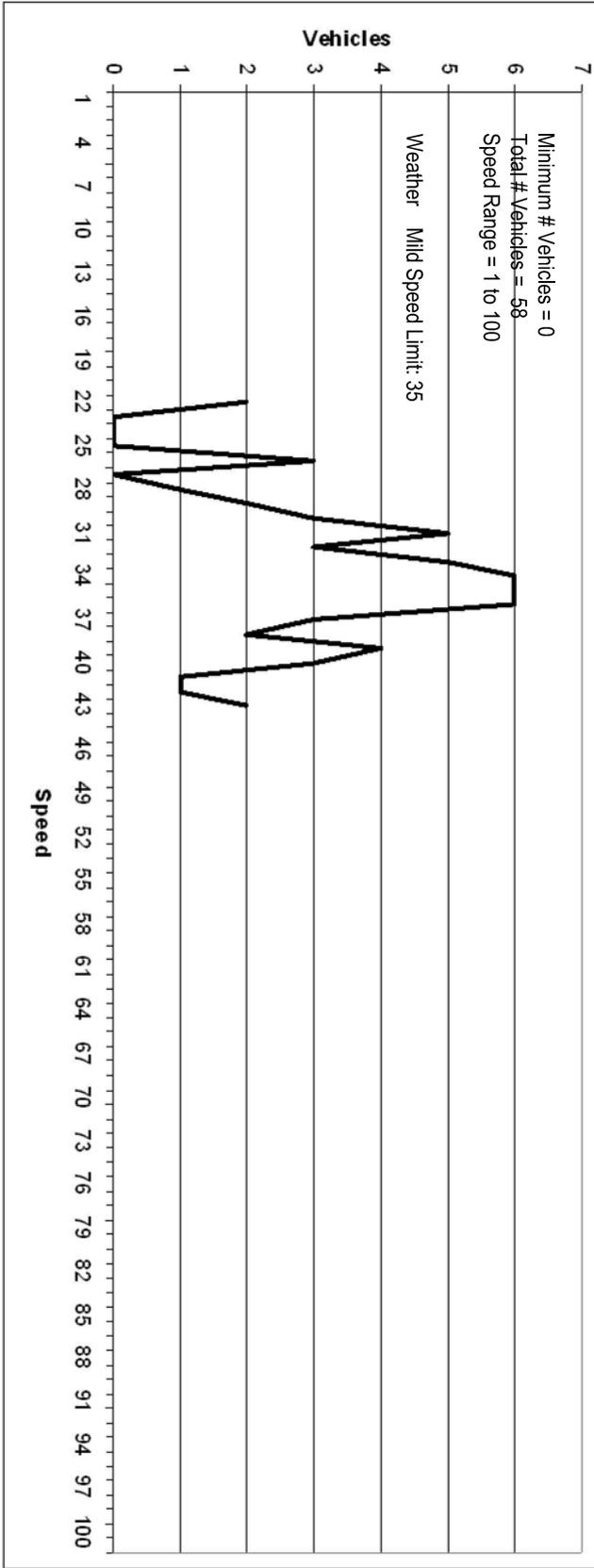
85th percentile = 99

Average Speed: 32 mph

This vehil's speed was: 37 mph



### South Stockton Ave. North Bound Vehicles vs Speed



City of Ripon Date 8/4/2015 Posted Speed 35 South Bound  
 Location So StocktonSo. of So Fourth St Weather Mild  
 Recorder Name MCP Begin Time 9:00am End Time 10:00am

Number of Vehicles																Total	Cumulative total
mph			5		10		15		20		25						
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																1	
43																0	
42																0	
41																0	
40																2	
39																0	
38																3	
37																2	
36																1	
35																6	
34																2	
33																5	
32																5	
31																7	
30																9	
29																5	
28																2	
27																0	
26																4	
25																0	
24																1	
23																0	
22																0	
21																4	

Number of free flow Vehicles Counted 59

50th percentile calculation: Total ( ) Times 0.50 = 29

85th percentile calculation: Total ( ) Times 0.85 = 50

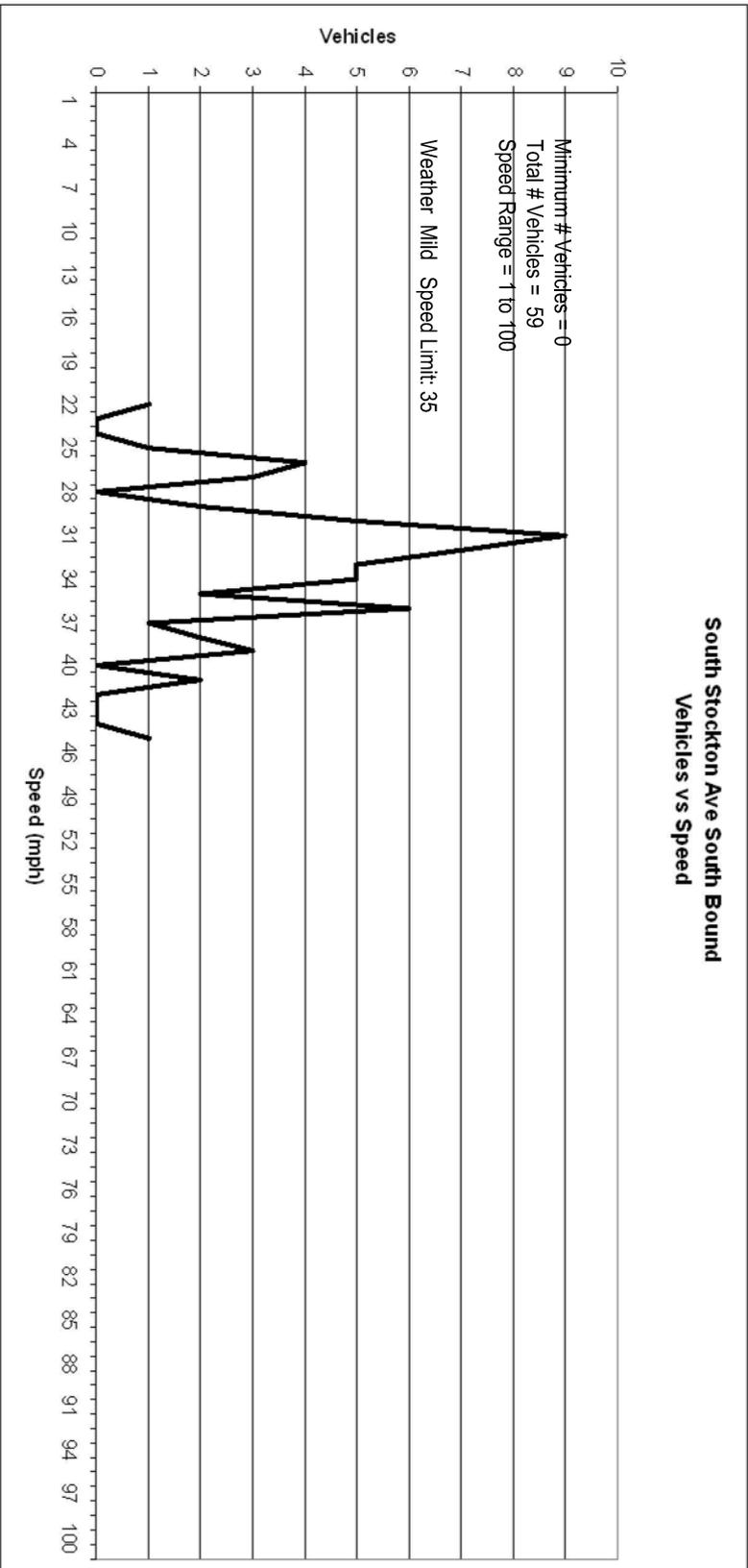
Average Speed: 32

This vehil's speed was: 35mph

Signed:

Date:

Title:



# STOCKTON AVENUE

At Fifth St. facing North



# STOCKTON AVENUE

At Second St. facing South



### CITY OF RIPON

MAP 26

**STREET NAME**  
STOCKTON AVE . 680  
SOUTH OF FOURTH ST.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

### LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION STOCKTON AVE . 680 SOUTH OF FOURTH ST.



## SURVEY INFORMATION

**LOCATION:** WEST RIPON RD. (15e) – *Jack Tone Rd. to S. Highland Ave.* East Bound

A three lane roadway with two E/B lanes, one W/B lane and a center turn lane. Bordering the north and south sides of the roadway are residential homes, orchards and vacant lots. Refer to photographs for further details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/13/2015 Begin Time: 1:30pm End Time: 3:00pm

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 112

**MINIMUM SPEED:** 36

**MAXIMUM SPEED:** 57

**AVERAGE SPEED:** 44

**50th PERCENTILE:** 44                      **85th PERCENTILE:** 50

<p><b>RECOMMENDED SPEED LIMIT 35 mph</b></p>
--

This road segment had an 85<sup>th</sup> percentile speed of 50 mph, which would normally indicate a 50-mph speed limit. However, retention of the existing speed limit of 35 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed. This segment of roadway is a transition area between a 45mph section maintained by San Joaquin County and a business/residential district within Ripon City limits. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 35 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 7/13/2015 Posted Speed 35 EB  
 Location West Ripon Rd. - Jack Tone Rd. to S. Highland Weather Clear  
 Recorders Name MCP Begin Time 1:30pm End Time 3:00pm

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20	25			
65													
64													
63													
62													
61													
60													
59													
58													
57	X											1	112
56	X	X										2	111
55	X	X										2	109
54	X											1	107
53	X											1	106
52	X	X	X									3	105
51	X	X	X	X								4	102
50	X	X	X	X	X	X	X					7	98
49	X	X	X	X	X	X	X	X				8	91
48	X	X	X	X	X	X	X					7	83
47	X	X	X	X	X	X	X					7	76
46	X	X	X	X	X	X	X	X				8	69
45	X	X	X	X	X							5	61
44	X	X	X	X	X							5	56
43	X	X	X	X	X	X						6	51
42	X	X	X	X	X	X	X	X	X			9	45
41	X	X	X	X	X	X	X	X	X			9	36
40	X	X	X	X	X	X	X	X	X	X		10	27
39	X	X	X	X	X							5	17
38	X	X	X									3	12
37	X	X	X	X	X							5	9
36	X	X	X	X								4	4
35													
34													
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 112

50th percentile = 56

85th percentile = 95

Average Speed: 44 mph

This vehil's speed was: 50 mph

### SURVEY INFORMATION

**LOCATION:** WEST RIPON RD. (15w) – *Jack Tone Rd. to S. Highland Ave.* West Bound

A three lane roadway with two E/B lanes, one W/B lane and a center turn lane. Bordering the north and south sides of the roadway are residential homes, orchards and vacant lots. Refer to photographs for further details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 45

**SURVEY STARTED:** 07/13/2015 Begin Time: 1:00pm End Time: 3:30pm

**MIN SPEED ALLOWED:** 10 **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 114

**MINIMUM SPEED:** 35

**MAXIMUM SPEED:** 51

**AVERAGE SPEED:** 43

**50th PERCENTILE:** 44

**85th PERCENTILE:** 48

**RECOMMENDED  
SPEED LIMIT  
45 mph**

City of Ripon Date 7/13/2015 Posted Speed 45 WB  
 Location West Ripon Rd. - Jack Tone Rd. to S. Highland Weather Clear  
 Recorders Name MCP Begin Time 1:00pm End Time 3:30pm

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51	X	X														2	114
50	X	X														2	112
49	X	X	X	X	X	X	X									6	110
48	X	X	X	X	X	X	X	X	X							8	104
47	X	X	X	X	X	X	X	X	X	X	X					10	96
46	X	X	X	X	X	X	X	X	X	X	X	X	X			12	86
45	X	X	X	X	X	X	X	X	X	X	X	X	X			10	74
44	X	X	X	X	X	X	X	X								8	64
43	X	X	X	X	X	X	X	X	X	X						10	56
42	X	X	X	X	X	X	X	X	X	X	X	X	X	X		12	46
41	X	X	X	X	X	X	X	X								8	34
40	X	X	X	X												4	26
39	X	X	X	X												4	22
38	X	X	X	X	X	X										6	18
37	X	X	X	X	X	X										6	12
36	X	X														2	6
35	X	X	X	X												4	4
34																	
33																	
32																	
31																	
30																	
29																	
28																	
27																	
26																	
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 114

50th percentile = 57

85th percentile = 97

Average Speed: 44 mph

This vehil's speed was: 48 mph

City of Ripon Date 7/13/2015 Posted Speed 45 East Bound  
 Location West Ripon Rd West of Jack Tone Rd. Weather Warm  
 Recorders Name MCP Begin Time 1:30pm End Time 2:00pm

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52	■											1	1
51												0	1
50	■											1	2
49	■											1	3
48	■	■										2	5
47	■	■										2	7
46	■	■	■									4	11
45	■	■	■									2	13
44	■	■	■									2	15
43	■	■	■									3	18
42	■	■	■	■								6	24
41	■	■	■	■	■							7	31
40	■	■	■	■	■	■						8	39
39	■	■	■	■	■	■						5	44
38	■	■	■	■	■	■						3	47
37	■	■	■	■	■	■						5	52
36	■	■	■	■	■	■						4	56
35													
34													
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 56

50th percentile calculation: Total ( ) Times 0.50 = 28

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed: 42

This vehil's speed was: 46mph

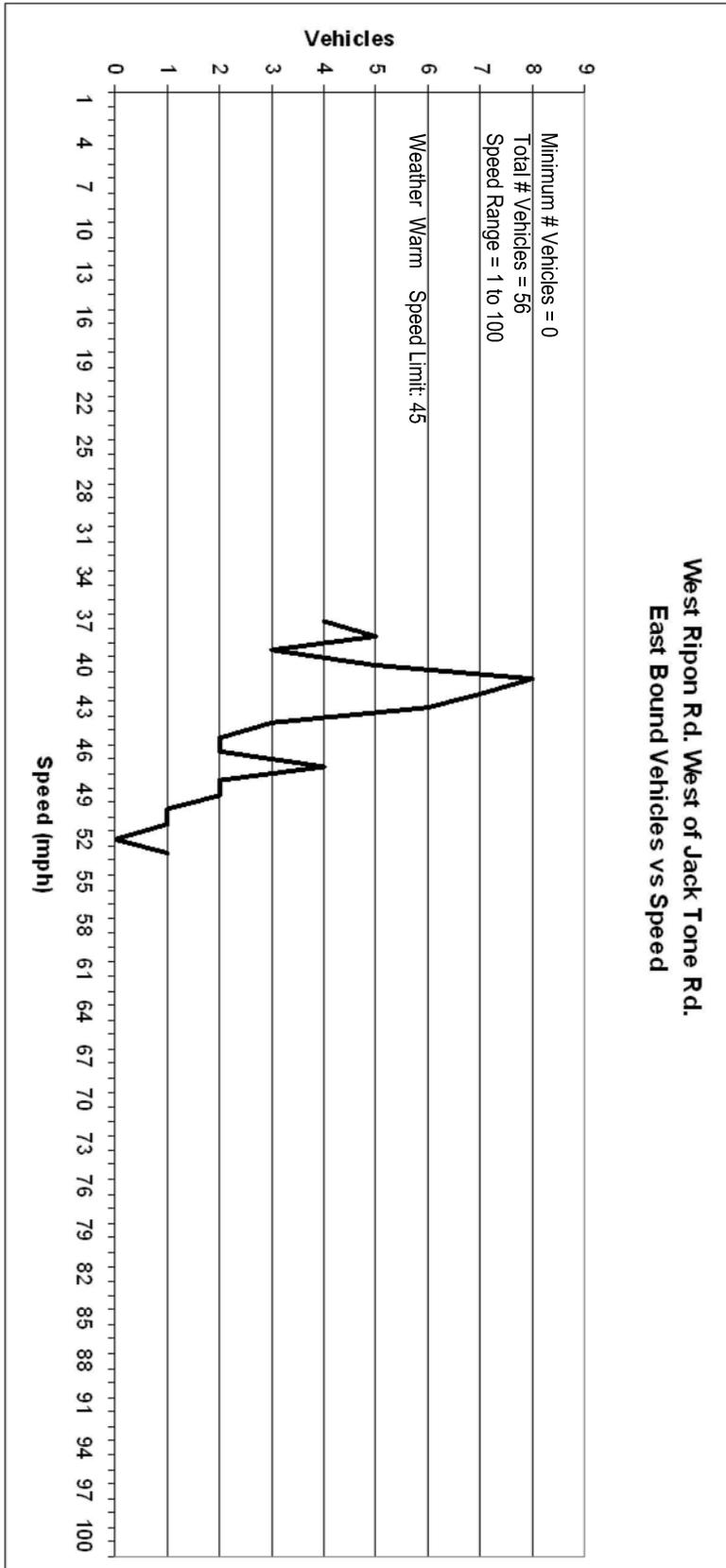
Signed:

Date:

Title:

15

### West Ripon Rd. West of Jack Tone Rd. East Bound Vehicles vs Speed



City of Ripon Date 7/13/2015 Posted Speed 45 West Bound  
 Location West Ripon Rd West of Jack Tone Rd. Weather hot  
 Recorders Name MCP Begin Time 1:00pm End Time 1:30pm

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51	■											1	1
50	■	■										1	2
49	■	■	■									3	5
48	■	■	■	■								4	9
47	■	■	■	■	■							5	14
46	■	■	■	■	■	■						6	20
45	■	■	■	■	■	■						5	25
44	■	■	■	■	■	■	■					4	29
43	■	■	■	■	■	■	■					5	34
42	■	■	■	■	■	■	■	■				6	40
41	■	■	■	■	■	■	■	■				4	44
40	■	■	■	■	■	■	■	■	■			2	46
39	■	■	■	■	■	■	■	■	■	■		2	48
38	■	■	■	■	■	■	■	■	■	■	■	3	51
37	■	■	■	■	■	■	■	■	■	■	■	3	54
36	■	■	■	■	■	■	■	■	■	■	■	1	55
35	■	■	■	■	■	■	■	■	■	■	■	2	57
34													
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 57

50th percentile calculation: Total ( ) Times 0.50 = 29

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed: 43

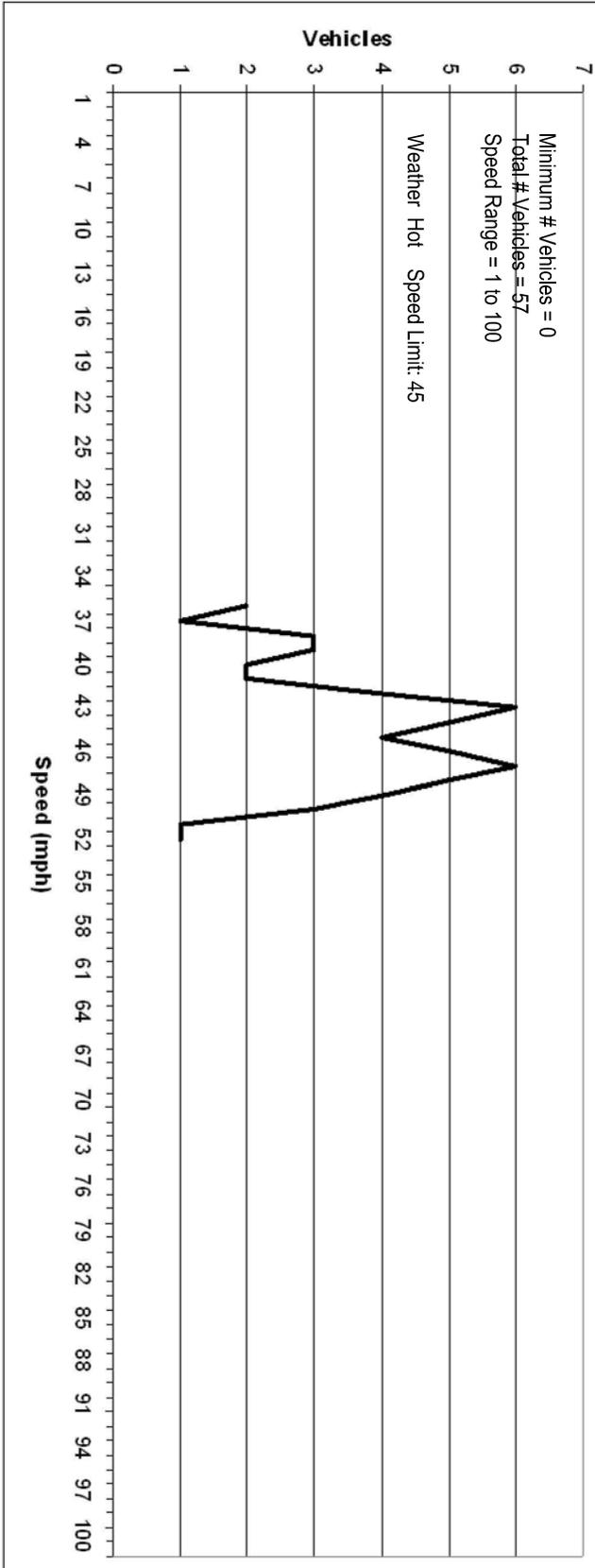
This vehil's speed was: 47mph

Signed:

Date:

Title:

West Ripon Rd West of Jack T one  
West Bound Vehicles vs Speed



# CITY OF RIPON

MAP 15

**STREET NAME**  
WEST RIPON RD. WEST OF  
JACK TONE RD.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = 1/4 MILE)

## LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



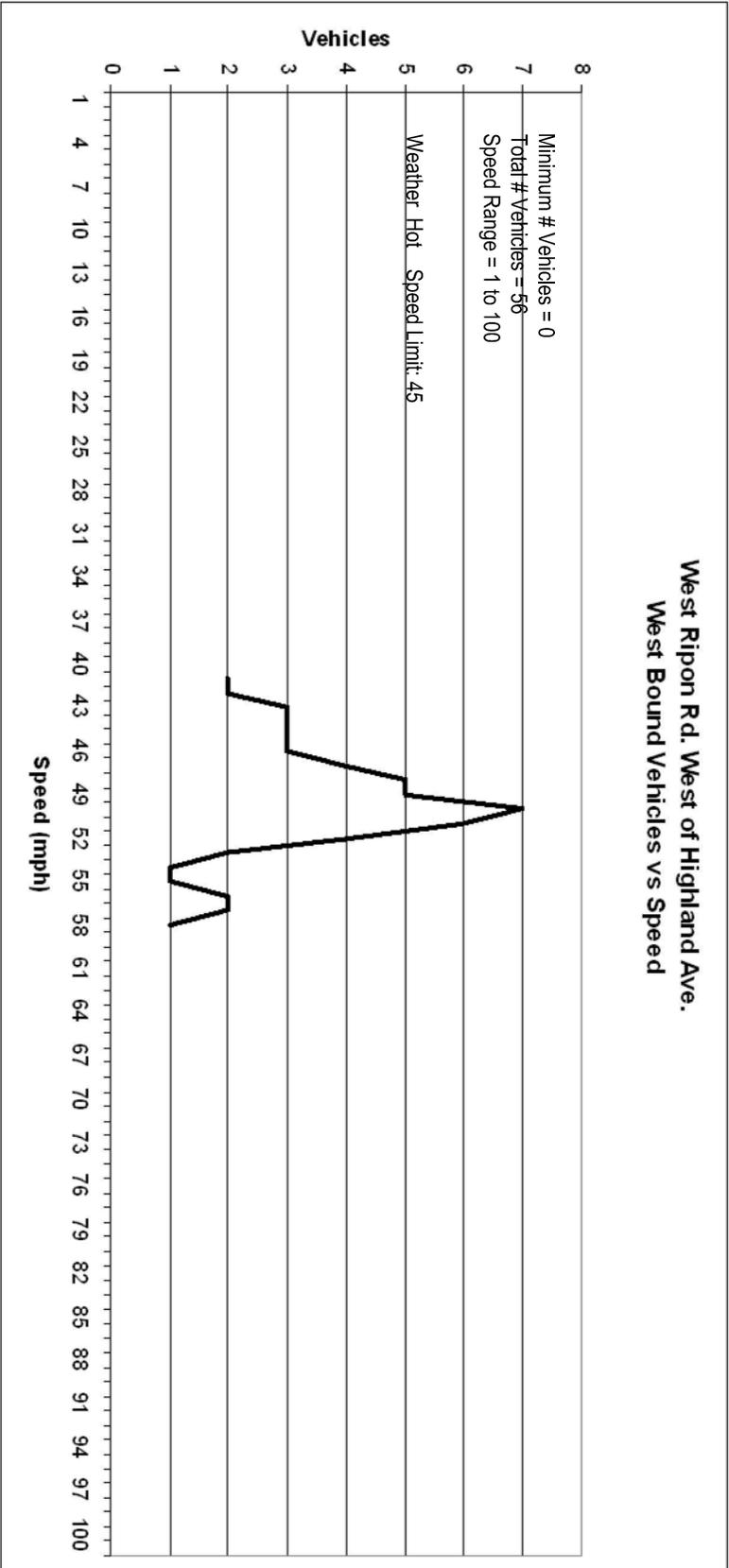
SCALE: 1" = 400'



LOCATION WEST RIPON RD. WEST OF JACK TONE RD.







City of Ripon Date 7/13/2015 Posted Speed 45 West Bound  
 Location W. Ripon Rd West of Highland Ave Weather Hot  
 Recorders Name MCIMCP Begin Time 3:00pm End Time 3:30pm

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51	■											1	1
50	■											1	2
49	■	■										3	5
48	■	■	■									4	9
47	■	■	■	■								5	14
46	■	■	■	■	■							6	20
45	■	■	■	■	■							5	25
44	■	■	■	■	■							4	29
43	■	■	■	■	■							5	34
42	■	■	■	■	■	■						6	40
41	■	■	■	■	■	■						4	44
40	■	■										2	46
39	■	■										2	48
38	■	■	■									3	51
37	■	■	■									3	54
36	■	■										1	55
35	■	■										2	57
34													
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

Number of free flow Vehicles Counted 57

50th percentile calculation: Total ( ) Times 0.50 = 29

85th percentile calculation: Total ( ) Times 0.85 = 48

Average Speed: 43

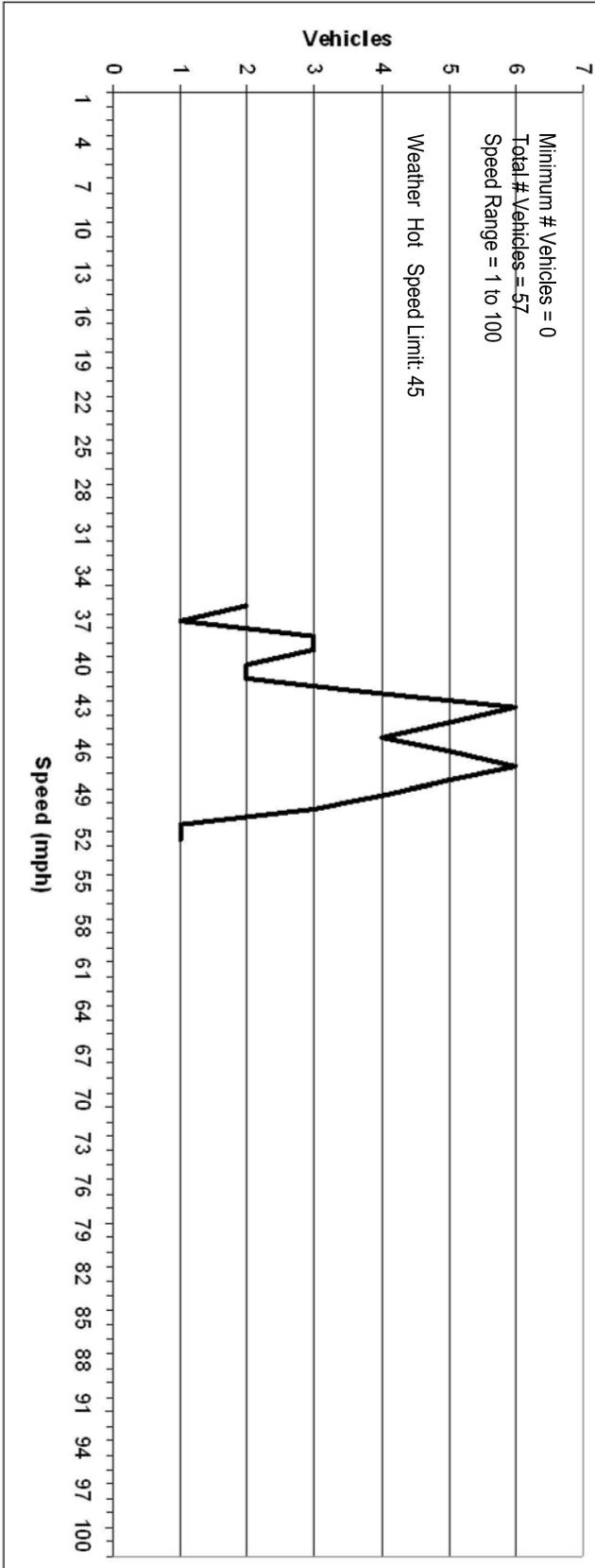
This vehil's speed was: 47mph

Signed:

Date:

Title:

West Ripon Rd. West of Highland Ave.  
West Bound Vehicles vs Speed



**West Ripon Rd.**  
**At Reuss Rd. Facing East**



**West Ripon Rd.**  
**West of Highland Facing East**



**West Ripon Rd.**  
**West of Highland Facing East**



# CITY OF RIPON

MAP 15

**STREET NAME**  
WEST RIPON RD. WEST OF  
JACK TONE RD.

**LENGTH OF SURVEY**  
APPROXIMATELY 1100 LF  
(5,280 FT. = 1 MILE)  
(1,320 FT = ¼ MILE)

## LEGEND

- 30 SPEED LIMIT / POSTED SIGN
- / DIRECTION OF SPEED SIGN
- ◆ SURVEY LOCATION
- ⊕ STOP SIGN
- ⊕ YIELD SIGN
- TRAFFIC SIGNAL



SCALE: 1" = 400'



LOCATION WEST RIPON RD. WEST OF JACK TONE RD.



## SURVEY INFORMATION

**LOCATION:** WILMA AVE. – Canal Blvd. to W. Main St.

A 3 lane roadway one N/B lane and two S/B lanes and a center turn lane. Bordering the West and East sides of the roadway are residential homes and commercial businesses. Refer to photographs for further details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 30

**SURVEY STARTED:** 10/15/2015    Begin Time: 9:00am    End Time: 10:00am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTALVEFHICLES:** 219

**MINIMUMSPEED:** 23  
**MAXIMUMSPEED:** 41  
**AVERAGE SPEED:** 32

**50th PERCENTILE:** 32                      **85th PERCENTILE:** 37

<b>RECOMMENDED  SPEED LIMIT  30 mph</b>
---

This road segment had an 85<sup>th</sup> percentile speed of 37 mph, which would normally indicate a 35-mph speed limit. However, retention of the existing speed limit of 30 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, to account for the number of businesses and the characteristics of the existing commercial driveway entrances. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 30 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 10/15/2015 Posted Speed 30 NB/SB  
 Location Wilma Ave. - Canal Blvd. to Main St. Weather Overcast  
 Recorders Name MCP Begin Time 9:00am End Time 10:00am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50																	
49																	
48																	
47																	
46																	
45																	
44																	
43																	
42																	
41	X	X														2	219
40	X	X	X													3	217
39	X	X	X	X	X											5	214
38	X	X	X	X	X	X	X	X	X	X	X					11	209
37	X	X	X	X	X	X	X	X	X	X	X	X				13	198
36	X	X	X	X	X	X	X	X	X	X	X	X	X			17	185
35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	19	168
34	X	X	X	X	X	X	X	X	X	X	X	X	X	X		19	149
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X		18	130
32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	20	112
31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	20	92
30	X	X	X	X	X	X	X	X	X	X	X	X	X	X		19	72
29	X	X	X	X	X	X	X	X	X	X	X	X	X			16	53
28	X	X	X	X	X	X	X	X	X	X	X	X	X			16	37
27	X	X	X	X	X	X	X	X	X	X	X	X				13	21
26	X	X	X	X												4	8
25	X															1	4
24	X	X														2	3
23	X															1	1
22																	
21																	

Number of free flow Vehicles Counted 219

50th percentile = 110

85th percentile = 186

Average Speed: 32 mph

This vehil's speed was: 37 mph

City of Ripon Date 10/15/2015  
 Location N. Wilma Av Weather Overcast  
 Recorder's Name

Posted Speed 30

North Bound

Begin Time

End Time

Number of Vehicles											Total	Cumulative total		
mph			5		10		15		20				25	
65														
64														
63														
62														
61														
60														
59														
58														
57														
56														
55														
54														
53														
52														
51														
50														
49														
48														
47														
46														
45														
44														
43														
42														
41													1	1
40													2	3
39													3	6
38													7	13
37													9	22
36													10	32
35													11	43
34													10	53
33													9	62
32													10	72
31													9	81
30													10	91
29													6	97
28													5	102
27													4	106
26													1	107
25														
24														
23														
22														
21														

Number of free flow Vehicles Counted 107

50th percentile calculation: Total ( ) Times 0.50 = 54

85th percentile calculation: Total ( ) Times 0.85 = 94

This vehil's speed was: 33mph

This vehil's speed was: 37mph

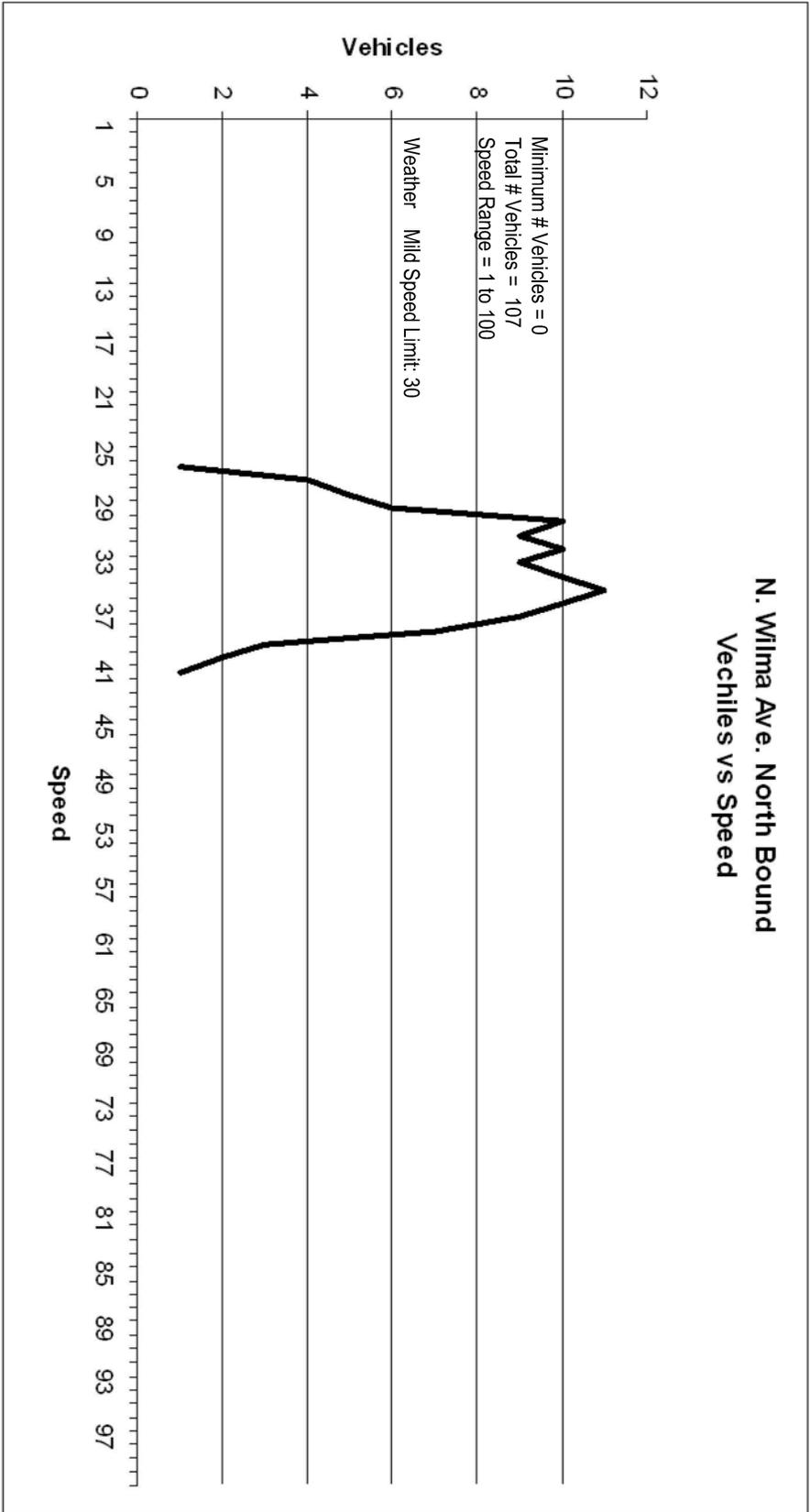
Signed:

Date:

Title:

27

### N. Wilma Ave. North Bound Vehicles vs Speed



South Bound

City of Ripon Date 10/15/2015  
 Location North Wilma Weather Overcast  
 Recorder's Name MCP

Posted Speed 30

Begin Time 9:00am End Time 9:25 AM

Number of Vehicles											Total	Cumulative total
mph	5		10		15		20		25			
65												
64												
63												
62												
61												
60												
59												
58												
57												
56												
55												
54												
53												
52												
51												
50												
49												
48												
47												
46												
45												
44												
43												
42												
41	■										1	1
40	■										1	2
39	■	■									2	4
38	■	■	■								4	8
37	■	■	■	■							4	12
36	■	■	■	■	■						7	19
35	■	■	■	■	■	■					8	27
34	■	■	■	■	■	■	■				9	36
33	■	■	■	■	■	■	■	■			9	45
32	■	■	■	■	■	■	■	■	■		10	55
31	■	■	■	■	■	■	■	■	■	■	11	66
30	■	■	■	■	■	■	■	■	■	■	9	75
29	■	■	■	■	■	■	■	■	■	■	10	85
28	■	■	■	■	■	■	■	■	■	■	11	96
27	■	■	■	■	■	■	■	■	■	■	9	105
26	■	■	■								3	108
25	■	■									1	109
24	■	■									2	111
23	■										1	112
22												
21												

Number of free flow Vehicles Counted 112

50th percentile calculation: Total ( ) Times 0.50 = 56

85th percentile calculation: Total ( ) Times 0.85 = 95

This vehil's speed was: 31mph

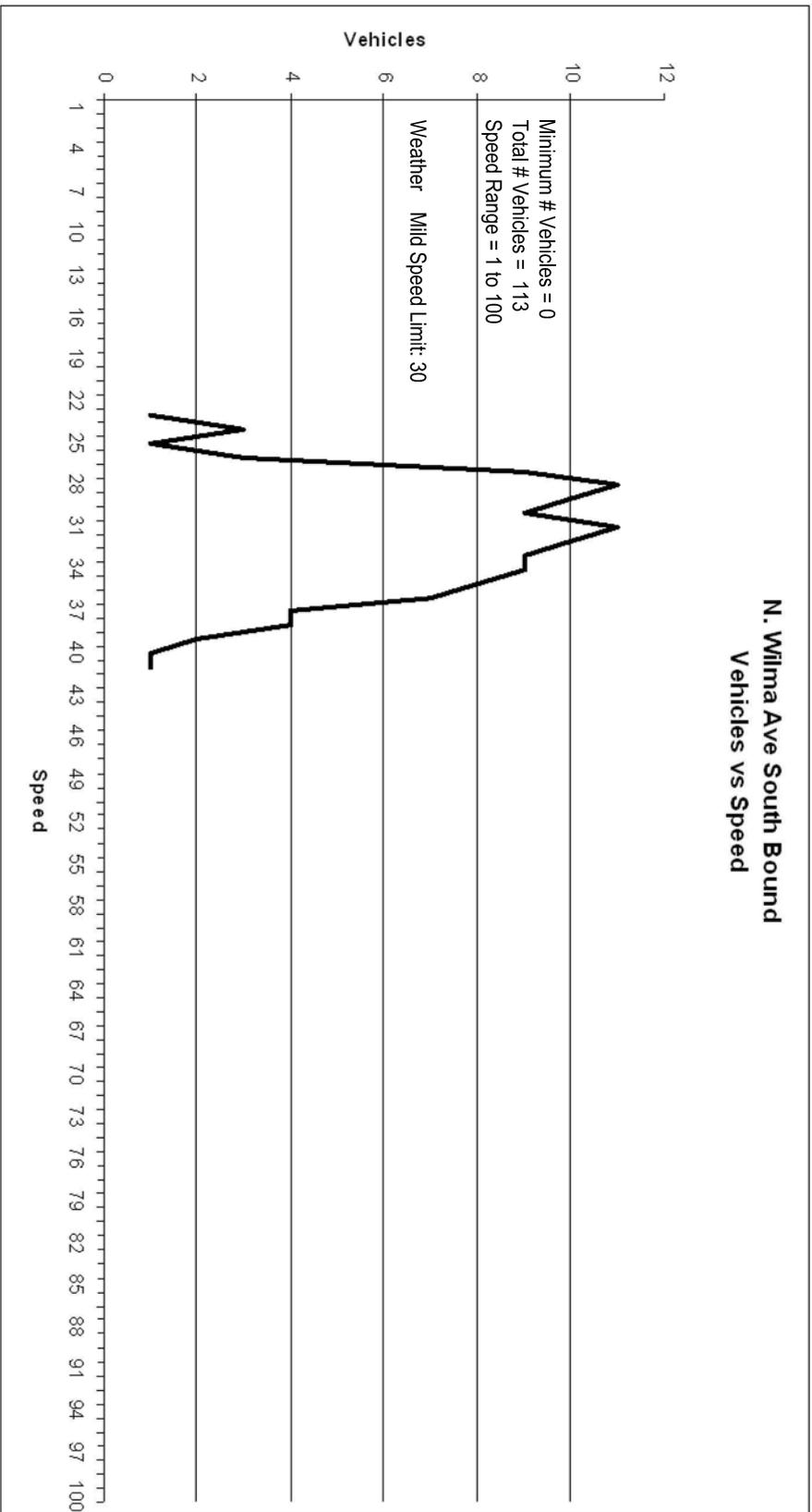
This vehil's speed was: 35mph

Signed:

Date:

Title:

27



**WILMA AVENUE**  
**At Hughes Ln. Facing North**



**WILMA AVENUE**  
**At Hughes Ln. Facing South**



<p><b>CITY OF RIPON</b> MAP 27</p>	<p><b>STREET NAME</b> N. WILMA AVE. SOUTH OF ROUNDABOUT AND NORTH OD W. MAIN ST.</p>	<p><b>LENGTH OF SURVEY</b> APPROXIMATELY 1100 LF (5,280 FT. = 1 MILE) (1,320 FT = ¼ MILE)</p>	<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>30 SPEED LIMIT / POSTED SIGN</li> <li>/ DIRECTION OF SPEED SIGN</li> <li>◆ SURVEY LOCATION</li> <li>⊕ STOP SIGN</li> <li>⊕ YIELD SIGN</li> <li>● TRAFFIC SIGNAL</li> </ul>	 <p>SCALE: 1" = 200'</p>
--	--	---	--	---



LOCATION N. WILMA AVE. SOUTH OF ROUNDABOUT AND NORTH OF W. MAIN ST.



## SURVEY INFORMATION

**LOCATION:** WILMA/FULTON OVERPASS – *Wilma Ave. to Fulton Ave.*

A north/south, two lane asphalt roadway with one N/B lane and one S/B lane. Center divider is a painted solid double yellow line. The over-pass crosses over SR 99. Refer to photographs for details.

**WEATHER CONDITIONS:** Clear Day

**POSTED SPEED LIMIT:** 35

**SURVEY STARTED:** 07/07/2015      Begin Time: 7:00am      End Time: 8:30am

**MIN SPEED ALLOWED:** 10                      **MAX SPEED ALLOWED:** 100

**TOTAL VEHICLES:** 104

**MINIMUM SPEED:** 33  
**MAXIMUM SPEED:** 50  
**AVERAGE SPEED:** 39

**50th PERCENTILE:** 39                      **85th PERCENTILE:** 42

<b>RECOMMENDED SPEED LIMIT 35 mph</b>
---

This road segment had an 85<sup>th</sup> percentile speed of 42 mph, which would normally indicate a 40-mph speed limit. However, retention of the existing speed limit of 35 mph is recommended, which is a reduction below the 5-mph increment nearest the critical speed, consideration of the 85<sup>th</sup> percentile for both connecting roadways on either side of the overpass was a factor in this determination to avoid a relatively short segment with varying speed limits. In accordance with the provisions of Sections 627, 22357, 22358 and 40802 of the California Vehicle Code, a speed limit of 35 mph is hereby determined to be reasonable and appropriate for this street segment.

City of Ripon Date 7/7/2015 Posted Speed 35 NB/SB  
 Location Wilma/Fulton Overcrossing - Wilma Ave. to Fulton Ave. Weather Clear  
 Recorders Name MCP Begin Time 7:00am End Time 8:30am

Number of Vehicles											Total	Cumulative total					
mph			5			10			15				20		25		
65																	
64																	
63																	
62																	
61																	
60																	
59																	
58																	
57																	
56																	
55																	
54																	
53																	
52																	
51																	
50	X															1	104
49																0	103
48																0	103
47	X															1	103
46																0	102
45	X	X														2	102
44	X	X	X													3	100
43	X	X	X	X	X											5	97
42	X	X	X	X	X	X	X	X	X							9	92
41	X	X	X	X	X	X	X	X	X	X	X	X	X			13	83
40	X	X	X	X	X	X	X	X	X	X	X	X	X			11	70
39	X	X	X	X	X	X	X	X	X	X	X	X	X			11	59
38	X	X	X	X	X	X	X	X	X	X	X	X	X	X		14	48
37	X	X	X	X	X	X	X	X	X	X	X	X	X			11	34
36	X	X	X	X	X	X	X	X	X	X	X	X	X			12	23
35	X	X	X	X	X	X	X									7	11
34	X	X														2	4
33	X	X														2	2
32																	
31																	
30																	
29																	
28																	
27																	
26																	
25																	
24																	
23																	
22																	
21																	

Number of free flow Vehicles Counted 104

50th percentile = 52

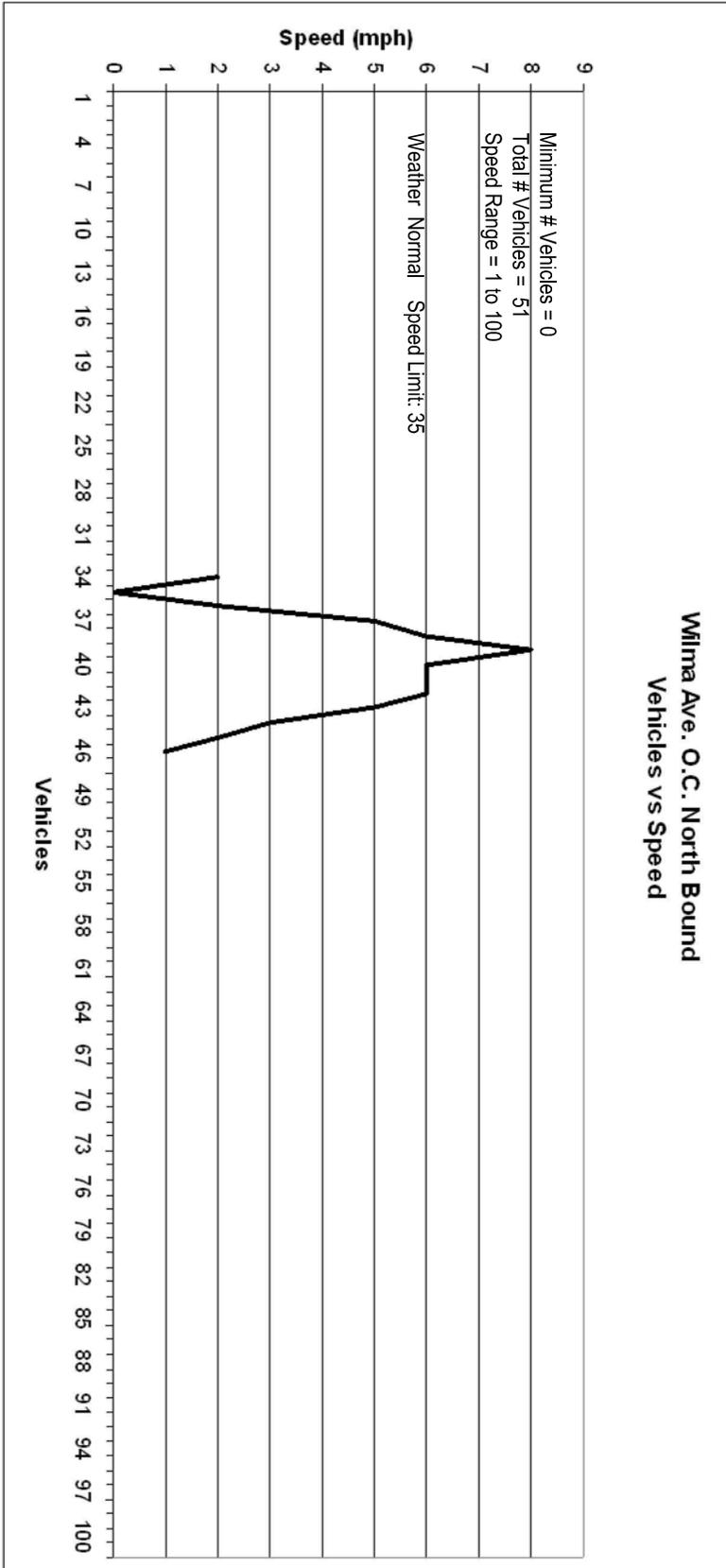
85th percentile = 88

Average Speed: 39 mph

This vehil's speed was: 42 mph



**Wilma Ave. O.C. North Bound  
Vehicles vs Speed**



City of Ripon Date 7/7/2015 Posted Speed 35  
 Location Wilma Over Crossing at State Route 99 Weather Overcast South Bound  
 Recorders Name MCP Begin Time 7:45am End Time 8:30am

Number of Vehicles											Total	Cumulative total	
mph			5		10		15		20				25
65													
64													
63													
62													
61													
60													
59													
58													
57													
56													
55													
54													
53													
52													
51													
50	■											1	1
49												0	1
48												0	1
47	■											1	2
46												0	2
45	■											1	3
44	■											1	4
43	■	■										2	6
42	■	■	■									4	10
41	■	■	■	■								7	17
40	■	■	■	■								5	22
39	■	■	■	■								5	27
38	■	■	■	■	■							6	33
37	■	■	■	■	■							5	38
36	■	■	■	■	■							7	45
35	■	■	■	■	■							5	50
34	■	■	■	■	■							2	52
33													
32													
31													
30													
29													
28													
27													
26													
25													
24													
23													
22													
21													

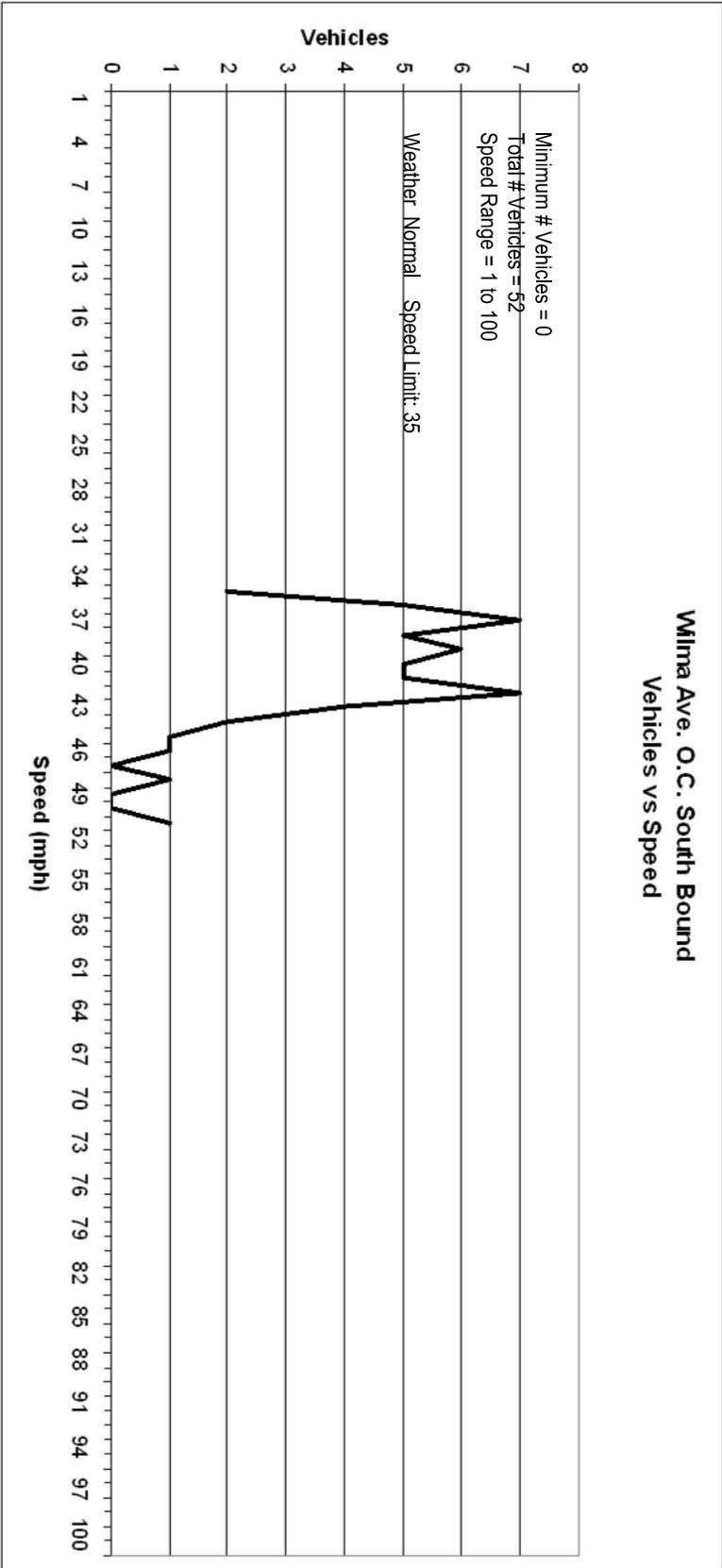
Number of free flow Vehicles Counted 52

50th percentile calculation: Total ( ) Times 0.50 = 38      85th percentile calculation: Total ( ) Times 0.85 = 44

Average Speed 39      This vehil's speed was: 42mph

Signed:      Date:      Tile:

### Milma Ave. O.C. South Bound Vehicles vs Speed



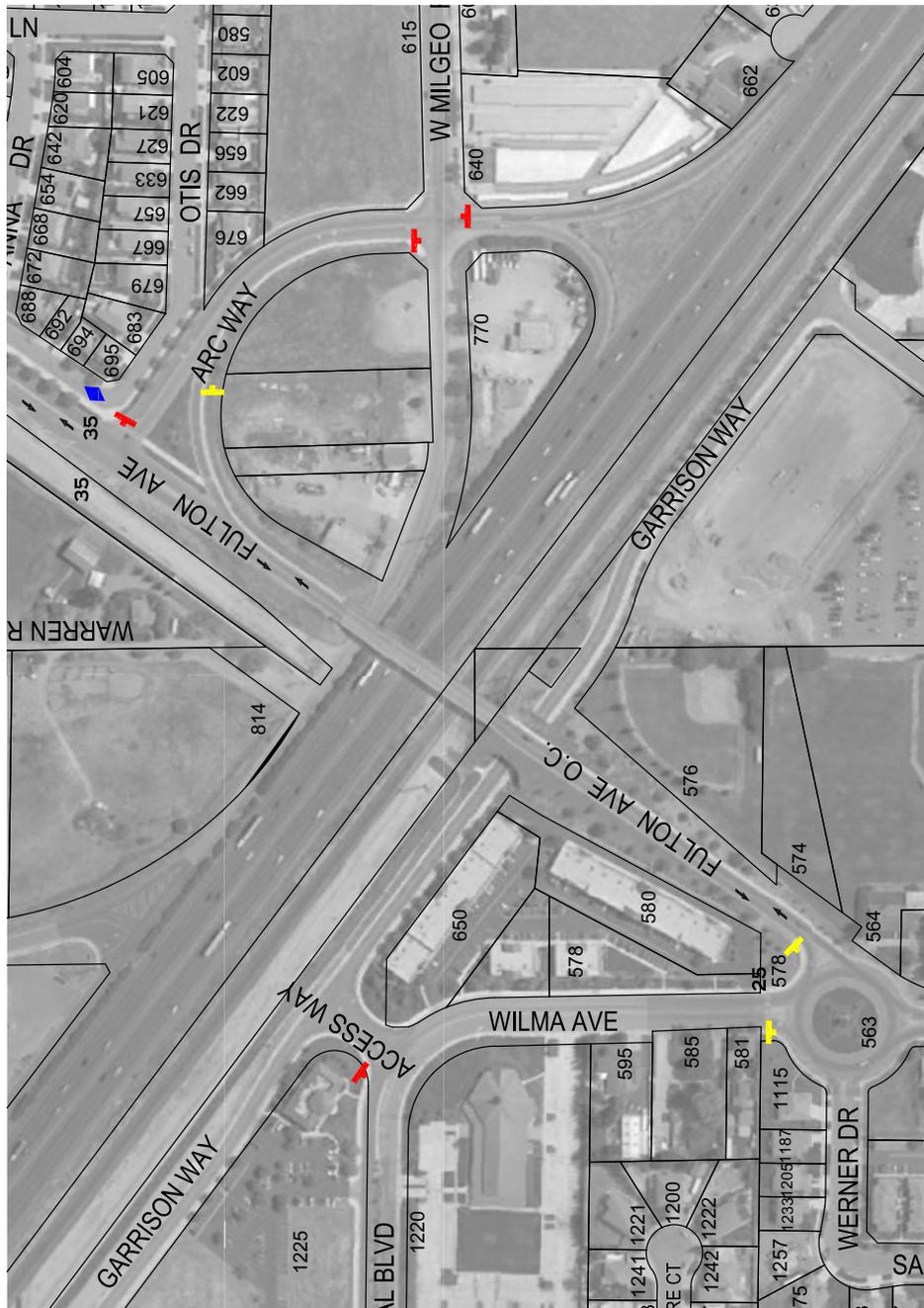
# Wilma Ave. O.C. Facing East



**Wilma Ave. O.C.**  
**Facing West**



<p><b>CITY OF RIPON</b> MAP 4</p>	<p><b>STREET NAME</b> WILMA AVE. OVER CROSSING AT STATE ROUTE HWY. 99</p>	<p><b>LENGTH OF SURVEY</b> APPROXIMATELY 1100 LF (5,280 FT. = 1 MILE) (1,320 FT = <math>\frac{1}{4}</math> MILE)</p>	<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>35 SPEED LIMIT / POSTED SIGN</li> <li>/ DIRECTION OF SPEED SIGN</li> <li>◆ SURVEY LOCATION</li> <li>⊕ STOP SIGN</li> <li>⊕ YIELD SIGN</li> <li>● TRAFFIC SIGNAL</li> </ul>	 <p>SCALE: 1" = 200'</p>
---------------------------------------	---	--	--	---



LOCATION WILMA AVE. OVER CROSSING





# MEMO

---

**TO:** CITY COUNCIL  
**FROM:** KEVIN WERNER  
**SUBJECT:** SGMA UPDATE  
**DATE:** JANUARY 5, 2016

6. **DISCUSSION ITEMS**

E. SGMA UPDATE

*Discussion/No Action*

**NOTES:**

Staff to provide an update regarding the formation of the Groundwater Sustainability Agency as required by the Sustainable Groundwater Management Act of 2014.



# MEMO

---

**TO:** Honorable City Council

**FROM:** Kevin Werner

**SUBJECT:** San Joaquin One Voice Advocacy Trip - 2016

**DATE:** December 21, 2015

San Joaquin Council of Governments (SJCOG) has requested project submittals for the 2016 San Joaquin One Voice trip. SJCOG is seeking projects that are regionally significant and that provide a community-wide benefit. Ripon is authorized to submit one (1) regional transportation project and one (1) local project (transportation or other). Non-profit organizations are also eligible to participate in the process by acquiring an endorsement from the local jurisdiction.

Submitted projects will be reviewed by SJCOG staff and the SJCOG Executive Committee and will be subject to the approval by the full SJCOG Board to be included as part of the 2016 One Voice trip. Funding as a result of the One Voice efforts have been limited. In the last two years, only one project has been awarded to our region, the Stockton Metropolitan Airport, which received \$1.4 million of funding.

## PROJECT CONSIDERATIONS

Last year, Ripon submitted the “Ripon Multi Modal Station” and the “SSJID Surface Water Supply” projects for consideration, along with endorsing the RCAF Stadium Project; below is a brief summary of these projects.

### Regional Transportation Project: Ripon Multi-Modal Station

The City of Ripon is proposing to construct a 7,000 square foot multi-modal station near downtown Ripon. The proposed project includes off-street parking, community meeting room, a bus loading and staging area, and a future rail platform for the ACE Train. This multi-modal station would provide a number of benefits, not only to the residents of Ripon, but the region, including:

- Downtown Economic Vitality
- Regional Ace Station Service
- Air Quality Improvement

The City is requesting funds to purchase right-of-way (\$550,000) and complete the preliminary layout (\$80,000) for the future multi-modal station.

Local Priority Project: SSJID Surface Water Supply

The purpose of the SSJID Surface Water Supply project is to supplement the City of Ripon's municipal water supply with treated surface water from SSJID by constructing a 5-mile pipeline from the SSJID existing surface water transmission pipeline located at the intersection of Jack Tone Road and French Camp Road to Ripon's water distribution system, along with a booster pump station.

This proposed conjunctive use project would provide the community of Ripon, along with the region that relies on the groundwater basin, with a number of benefits, including:

- Conservation of groundwater through "in-lieu" recharge
- Use of renewable energy and energy conservation
- Safer and cleaner drinking water

Engineering plans are 100% complete for the proposed project. The City is pursuing a NEPA Categorical Exclusion and CEQA Mitigated Negative Declaration. Although, environmental compliance work has not begun, it is not expected to delay the project. Construction of the project will begin once the project is fully funded. Construction is expected to take two years.

The City is requesting funds to construct 5 miles of pipeline to connect Ripon's water distribution system with the SSJID transmission main, which is estimated to cost \$4.5 million.

Endorsement: RCAF Stadium Project

For the last three years, the City of Ripon has endorsed the Ripon Community Athletic Foundation (RCAF) Stadium Project. The RCAF has once again requested City Council's consideration to endorse their project for the 2016 One Voice Trip.

**CITY REPRESENTATIVE TO ATTEND**

The 2016 San Joaquin One Voice trip is scheduled for April 17-21 in Washington, D.C. The projected cost for each One Voice participant is estimated to be \$2,600. If the City Council made the decision to send Ripon's SJCOG representative, SJCOG waives the registration fee and reimburses the City for 50% of airfare and hotel costs, reducing the trip expense to the City to \$1,200.

**CITY COUNCIL ACTION**

If City Council would like to submit the same projects as the previous year, including the RCAF endorsement, it is staff's recommendation City Council authorizes the Mayor to sign the local jurisdiction endorsement form for each project approved.

Additionally, if the City Council is interested in sending a representative or representatives to participate in the 2016 One Voce trip, please designate and approve the City's representative(s) to attend.

# Successor Agency

---

# Ripon Redevelopment Successor Agency Agenda

---

TUESDAY, JANUARY 12, 2016

AFTER COUNCIL MEETING

**ROLL CALL:** Directors Leo Zuber, Mark Winchell, Michael Restuccia, Vice Chairman Dean Uecker, Chairman Jake Parks.

**OTHERS PRESENT:** Executive Director Kevin Werner, City Attorney Tom Terpstra, Secretary Ken Zuidervaart, City Clerk Lisa Roos, Deputy City Clerk Tricia Raymond, Information Systems Technician Dan Brannon, Director of Public Works Ted Johnston, Police Chief Ed Ormonde, Recreation Director Kye Stevens.

**PUBLIC DISCUSSION:** Upon being recognized, come forward to the podium, and state your name and address before proceeding into your subject matter. While the Successor Agency cannot always answer citizens concerns raised during the public comment time, the City staff will be instructed, where appropriate, to either provide a response in the days following each Agency meeting, or to place the issue on a subsequent meeting agenda for the Successor Agency. State law prohibits the Agency from taking action on any item not on the agenda.

**APPROVE OF MINUTES:** Approval of the minutes of the Successor Agency Meeting of December 8, 2015.

**CONSENT CALENDAR**

**NOTES:**

**1. Bills, Invoices, Payments**

- A. OMNICAP GROUP, LLC  
Tax Allocation Bonds, 2005  
\$3,875.00

**2. Miscellaneous Items**

- A. OMNICAP GROUP, LLC  
Arbitrage Calculations  
Tax Allocation Bonds, Issue 2005

Accept the arbitrage calculation report from Omnicap Group, LLC for Tax Allocation Bonds, Issue of 2005.

**\*\*End of Consent Calendar\*\***

Adjournment:

Time:

Respectfully submitted,

Ken Zuidervaart  
Secretary

---

# Ripon Redevelopment Successor Agency Minutes

---

TUESDAY, DECEMBER 8, 2015

## AFTER COUNCIL MEETING

**ROLL CALL:** Directors Leo Zuber, Mark Winchell, Michael Restuccia, Vice Chairman Dean Uecker, Chairman Jake Parks.

**OTHERS PRESENT:** Executive Director Kevin Werner, City Attorney Tom Terpstra, Secretary Ken Zuidervaart, City Clerk Lisa Roos, Deputy City Clerk Tricia Raymond, Information Systems Technician Dan Brannon, Director of Public Works Ted Johnston, Police Chief Ed Ormonde, Recreation Director Kye Stevens.

**PUBLIC DISCUSSION:** No one from the public wished to speak.

**APPROVE OF MINUTES: MOTION:** MOVED/SECONDED (RESTUCCIA,WINCHELL) AND CARRIED BY A 5-0 VOTE TO APPROVE THE MINUTES OF THE SUCCESSOR AGENCY MEETING ON NOVEMBER 10, 2015.

## CONSENT CALENDAR

## NOTES:

### 1. **Miscellaneous**

- A. Neumiller & Beardslee  
Attorney-Client Representation  
Agreement

Authorize the Ripon Redevelopment Successor Agency to approve and sign the agreement for services with Neumiller & Beardslee law firm to assist with the sale and disposition of Ripon Redevelopment Agency property.  
Property located at 211 & 239 S. Stockton Ave.

**MOTION:** MOVED/SECONDED (WINCHELL,UECKER) AND CARRIED BY A 5-0 VOTE TO APPROVE THE CONSENT CALENDAR.

There being no further business, the meeting adjourned at 9:06 p.m.

(Signed) Jake Parks  
Chairman

(Signed) Ken Zuidervaart  
Secretary

**CONSENT CALENDAR**  
**Bills, Invoices, Payments**

**Omnicap Group LLC**

139 Hermosa Avenue  
Hermosa Beach, CA 90254  
(310)318-3095  
jsmith@omnicap.net  
www.omnicap.net



# INVOICE

**BILL TO**  
City of Ripon  
RDA City of Ripon  
259 N. Wilma Avenue  
Ripon, CA 95366  
c/o: Lisa Roos / (209) 599-2108

INVOICE # Q415106  
DATE 12/02/2015

DATE	ACTIVITY	AMOUNT
11/01/2015	C/M# 86-1 \$5,660,000 Redevelopment Agency of the City of Ripon Ripon Community Redevelopment Project Tax Allocation Bonds, Issue of 2005 Interim Excess Earnings Report Computation Date: Nov 1 2015	
11/01/2015	Base Report Fee	1,875.00
11/01/2015	US Bank Portion (To be billed by US Bank in addition to OmniCap Invoice)	625.00
11/01/2015	Adjustment for US Bank Portion	-625.00
11/01/2015	Extra Period Fee (4 extra periods @ \$500/period)	2,000.00

Wire & ACH Instructions:

Bank of America

ABA #: 026-009-593 (wire transfer) or 121-000-358 (ACH)

Account Name: Omnicap Group LLC Invoice #

Account #: 00639 - 05106

Mail checks to Omnicap at the above address and note the invoice #.

BALANCE DUE

**\$3,875.00**

**CONSENT CALENDAR**

**Miscellaneous Items**

# MEMO



**To:** Honorable City Council  
**From:** Lisa Roos  
**Date:** December 18, 2015  
**Subject:** 2005 Redevelopment Bonds Arbitrage Calculation

---

## BACKGROUND:

Arbitrage is the profit from borrowing funds in the tax-exempt market and investing them in the taxable market. As a City, our municipal bonds are considered arbitrage bonds because they are tax exempt, yet they are invested into a taxable market. Section 148 of the Internal Revenue Code contains allocation and accounting regulations for arbitrage bonds. Part of that section refers to arbitrage rebate requirements. Generally, tax-exempt bonds issues which were issued on or after September 1, 1986 are subject to the arbitrage rebate requirements. The arbitrage rebate requirements require that any profit or "arbitrage" be "rebated" to the Federal Government. This rebate amount is equal to the excess of the amount actually earned compared to the amount that could have been earned. The rebate computation and payment is required to be made at least every five years.

Omnicap Group, LLC has completed the arbitrage calculation on the 2005 Redevelopment Bonds. This report was required because the last calculation on these bonds was in 2010. This report states that there is currently no rebate liability with respect to the bonds and there is no requirement to file anything with the IRS.

**Action from Council:** Accept the arbitrage calculation report from Omnicap Group, LLC for the Tax Allocation Bonds, Issue of 2005.



# MEMO

---

**TO:** CITY COUNCIL  
**FROM:** LISA ROOS  
**SUBJECT:** 2005 REDEVELOPMENT BONDS ARBITRAGE CALCULATION  
**DATE:** JANUARY 5, 2016

If you would like a hard copy of this document, please request from Tricia. View this file at:

<https://app.box.com/s/7f149hf8tyqopmgz32xobsmesp813eel> Thank you. Tricia