



BETTY T. YEE
California State Controller
Division of Accounting and Reporting

RECEIVED
February 13, 2015
*Commission on
State Mandates*

February 13, 2015

Ms. Heather Halsey
Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814

Re: Adopted Decision, Draft Expedited Amendment to Parameters and Guidelines,
and Notice of Hearing
Mandate Redetermination, 13-MR-02
Second Hearing: New Test Claim Decision
Open Meetings Act/Brown Act Reform (CSM-4257-4469)
Government Code Section 54952, et al.
As alleged to be Modified by Proposition 30, General Election, November 6, 2012
California Department of Finance, Requester

Dear Ms. Halsey:

We have reviewed the draft expedited amendment to the parameters and guidelines submitted by the Commission staff. Below are our comments and recommendations. Proposed additions are underlined and deletions are indicated with strikethrough as follows:

III. PERIOD OF REIMBURSEMENT

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Actual costs for one fiscal year shall be included in each claim. ~~Estimated costs for the subsequent year may be included on the same claim, if applicable.~~ Pursuant to Government Code section 17561, subdivision (d)(1)(A), all claims....

COMMENT: Estimated costs are no longer acceptable. Please add (A) on the citation's subdivision for consistency.

Page 4, fourth paragraph

If total costs for a given fiscal year do not exceed ~~\$200~~ \$1,000, no reimbursement shall be allowed except as otherwise allowed by Government Code section 17564, subdivision (a).

There shall be no reimbursement for any period in which the Legislature has suspended the operation of a mandate pursuant to state law.

COMMENT: Pursuant to GC section 17564, subdivision (a), the current threshold is \$1,000. Please add the relevant verbiage related to suspended mandates because the Open Meetings Act/Brown Act Reform program for local agencies is suspended for fiscal year 2012-13.

C. Indirect Cost Rates

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School Districts

School districts must use the ~~J-380 (or subsequent replacement) nonrestrictive indirect cost rate provisionally approved by the California Department of Education~~ CDE approved indirect cost rate for the year that funds are expended.

County Offices of Education

~~County offices of education must use the J-580 (or subsequent replacement) nonrestrictive indirect cost rate provisionally approved by the California Department of Education.~~

COMMENT: Please use the current indirect cost rate guideline for school districts. This is relevant because the school districts can still file claims for costs incurred from July 1, 2012 through November 6, 2012. County Offices of Education are already included in the definition of a school district, per GC section 17519.

IX. PARAMETERS AND GUIDELINES AMENDMENTS

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Parameters and guidelines may be amended pursuant to Title 2, California Code of Regulations section 1183.217.

COMMENT: Please use the updated number of the citation, effective July 1, 2014, for consistency.

Ms. Heather Halsey
February 13, 2015
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Should you have any questions regarding the above, please contact Eduardo Antonio at (916) 323-0755 or email eantonio@sco.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'JAL', with a long horizontal flourish extending to the right.

JAY LAL, Manager
Local Reimbursements Section

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

On February 13, 2015, I served the:

SCO Comments

Mandate Redetermination Request, 13-MR-02

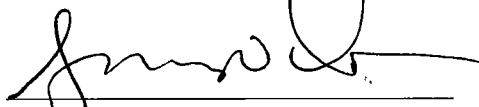
Open Meetings Act/Brown Act Reform (CSM-4257/4469)

Government Code Sections 54952, et al.

California Department of Finance, Requester

By making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on February 13, 2015 at Sacramento, California.



Lorenzo Duran

Commission on State Mandates

980 Ninth Street, Suite 300

Sacramento, CA 95814

(916) 323-3562

COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 2/12/15

Claim Number: 13-MR-02

Matter: Open Meetings Act/Brown Act Reform (CSM-4257/4469)

Requester: Department of Finance

TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.3.)

Paul Abelson, Finance Director, *City of Oakley*
Finance Department, 3231 Main Street, Oakley, CA 94561
Phone: (925) 625-7010
abelson@ci.oakley.ca.us

John Adams, Finance Director, *City of Thousand Oaks*
Finance Department, 2100 Thousand Oaks Blvd., Thousand Oaks, CA 91362
Phone: (805) 449-2200
jadams@toaks.org

Joe Aguilar, Finance Director, *City of Live Oak*
Finance, 9955 Live Oak Blvd, Live Oak, CA 95953
Phone: (530) 695-2112
jaguilar@liveoakcity.org

Ron Ahlers, Finance Director / City Treasurer, *City of Moorpark*
Finance Department, 799 Moorpark Ave. , Moorpark, CA 93021
Phone: (805) 517-6249
RAhlers@MoorparkCA.gov

Douglas Alessio, Administrative Services Director, *City of Livermore*
Finance Department, 1052 South Livermore Avenue, Livermore, CA 94550
Phone: (925) 960-4300
finance@cityoflivermore.net

Roberta Allen, *County of Plumas*
520 Main Street, Room 205, Quincy, CA 95971
Phone: (530) 283-6246

robertaallen@countyofplumas.com

Mark Alvarado, *City of Monrovia*
415 S. Ivy Avenue, Monrovia, CA 91016
Phone: N/A
malvarado@ci.monrovia.ca.us

Gary Ameling, *City of Santa Clara*
1500 Warburton Ave, Santa Clara, CA 95050
Phone: (408) 615-2345
Finance@santaclaraca.gov

LeRoy Anderson, *County of Tehama*
444 Oak Street, Room J, Red Bluff, CA 96080
Phone: (530) 527-3474
landerson@tehama.net

Paul Angulo, Auditor-Controller, *County of Riverside*
4080 Lemon Street, 11th Floor, Riverside, CA 92501
Phone: (951) 955-3800
pangulo@co.riverside.ca.us

Socorro Aquino, *State Controller's Office*
Division of Audits, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 322-7522
SAquino@sco.ca.gov

Debra Auker, Administrative Services Director, *City of Emeryville*
Administrative Services, 1333 Park Ave, Emeryville, CA 94608
Phone: (510) 596-4300
finance@ci.emeryville.ca.us

Lisa Bailey, *City of San Marino*
2200 Huntington Dr., San Marino, CA 91108
Phone: N/A
lbailey@cityofsanmarino.org

Harmeet Barkschat, *Mandate Resource Services, LLC*
5325 Elkhorn Blvd. #307, Sacramento, CA 95842
Phone: (916) 727-1350
harmeet@calsdrc.com

Mary Barnhart, Interim Chief Fiscal Officer, *City of Gardena*
Department of Finance, 1700 West 162nd Street, Gardena, CA 90247
Phone: (310) 217-9516
mbarnhart@ci.gardena.ca.us

Robert Barron III, Finance Director, *City of Atherton*
Finance Department, 91 Ashfield Rd, Atherton, CA 94027
Phone: (650) 752-0552
rbarron@ci.atherton.ca.us

Timothy Barry, *County of San Diego*
Office of County Counsel, 1600 Pacific Highway, Room 355, San Diego, CA 92101-2469
Phone: (619) 531-6259

timothy.barry@sdcountry.ca.gov

David Batt, Finance Director, *City of South Pasadena*
Finance Department, 1414 Mission Street, South Pasadena, CA 91030
Phone: (626) 403-7250
dbatt@southpasadenaca.gov

David Baum, Finance Director, *City of San Leandro*
835 East 14th St., San Leandro, CA 94577
Phone: (510) 577-3376
dbaum@sanleandro.org

Deborah Bautista, *County of Tuolumne*
2 South Green St., Sonora, CA 95370
Phone: (209) 533-5551
dbautista@co.tuolumne.ca.us

Lacey Baysinger, *State Controller's Office*
Division of Accounting and Reporting, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 324-0254
lbaysinger@sco.ca.gov

Mary Bedard, *County of Kern*
1115 Truxtun Avenue, 2nd Floor, Bakersfield, CA 93301
Phone: (805) 868-3599
bedardm@co.kern.ca.us

John Beiers, *County of San Mateo*
Office of the County Counsel, 400 County Center, Redwood City, CA 94063
Phone: (650) 363-4775
jbeiers@smcgov.org

Maria Bemis, *City of Porterville*
291 North Main Street, Porterville, CA 93257
Phone: N/A
mbemis@ci.porterville.ca.us

Paul Benoit, City Administrator, *City of Piedmont*
120 Vista Avenue, Piedmont, CA 94611
Phone: (510) 420-3042
pbenoit@ci.piedmont.ca.us

Richard Benson, Assessor - Recorder - County Clerk, *County of Marin*
3501 Civic Center Drive, Room 208, San Rafael, CA 94903
Phone: (415) 499-7215
rbenson@co.marin.ca.us

Robin Bertagna, *City of Yuba City*
1201 Civic Center Blvd, Yuba City, CA 95993
Phone: N/A
rbertagn@yubacity.net

Angela Bickle, Interim Auditor-Controller, *County of Trinity*
11 Court Street, P.O. Box 1230, Weaverville, CA 96093
Phone: (530) 623-1317

abickle@trinitycounty.org

Heidi Bigall, Director of Admin Services, *City of Tiburon*
Administration, 1505 Tiburon Blvd., Tiburon, CA 94920
Phone: (415) 435-7373
hbigall@townoftiburon.org

Teresa Binkley, Director of Finance, *City of Taft*
Finance Department, 209 E. Kern St. , Taft, CA 93268
Phone: (661) 763-1350
tbinkley@cityoftaft.org

Barbara Bishop, Finance Manager, *City of San Dimas*
Finance Division, 245 East Bonita Avenue, San Dimas, CA 91773
Phone: (909) 394-6220
administration@ci.san-dimas.ca.us

Rene Bobadilla, City Manager, *City of Pico Rivera*
Administration, 6615 Passons Boulevard, Pico Rivera, CA 90660
Phone: (562) 801-4379
rbobadilla@pico-rivera.org

Chris Bonvenuto, *Santa Monica Community College District*
1900 Pico Blvd., Santa Monica, CA 90405-1628
Phone: (310) 434-4201
Bonvenuto_chris@smc.edu

Barbara Boswell, Finance Director, *City of Lancaster*
Finance Department, 44933 N. Fern Avenue , Lancaster , CA 93534
Phone: (661) 723-6033
bboswell@cityoflancasterca.org

Emily Boyd, Finance Director, *City of Crescent City*
Finance Department, 377 J Street, Crescent City, CA 95531
Phone: (707) 464-7483
eboyd@crescentcity.org

Karen Bradley, *City of Fresno*
2600 Fresno St. Rm. 2157, Fresno, CA 93721
Phone: N/A
karen.bradley@fresno.gov

Diane Brady, *California Community Colleges*
Chancellor's Office, 1102 Q Street, 1102 Q Street, Sacramento, CA 95814-6511
Phone: (916) 324-2564
dbrady@cccco.edu

Danielle Brandon, Budget Analyst, *Department of Finance*
915 L Street, Sacramento, CA 95814
Phone: (916) 445-1986
danielle.brandon@dof.ca.gov

David Brandt, City Manager, *City of Cupertino*
10300 Torre Avenue, Cupertino, CA 95014-3202
Phone: 408.777.3212

manager@cupertino.org

Rob Braulik, Town Manager, *City of Ross*

P.O. Box 320, Ross, CA 94957

Phone: (415) 453-1453

rbraulik@townofross.org

Robert Bravo, Finance Director, *City of Port Hueneme*

Finance Department, 250 N. Ventura Road, Port Hueneme, CA 93041

Phone: (805) 986-6524

rbravo@cityofporthueneme.org

John Brewer, Finance Director, *City of Corning*

Finance Department, 794 Third Street, Corning, CA 96021

Phone: (530) 824-7033

jbrewer@corning.org

Daryl Brock, Finance Director, *City of Orland*

Finance Department, P.O. Box 547, Orland, CA 95963

Phone: (530) 865-1602

dbrock@cityoforland.com

Dawn Brooks, *City of Fontana*

8353 Sierra Way, Fontana, CA 92335

Phone: N/A

dbrooks@fontana.org

Ken Brown, Acting Director of Administrative Services, *City of Irvine*

One Civic Center Plaza, Irvine, CA 92606

Phone: (949) 724-6255

Kbrown@cityofirvine.org

Mike Brown, *School Innovations & Advocacy*

5200 Golden Foothill Parkway, El Dorado Hills, CA 95762

Phone: (916) 669-5116

mikeb@sia-us.com

Daniel Buffalo, Finance Director, *City of Lakeport*

Finance Department, 225 Park Street, Lakeport, CA 95453

Phone: (707) 263-5615

dbuffalo@cityoflakeport.com

Allan Burdick,

7525 Myrtle Vista Avenue, Sacramento, CA 95831

Phone: (916) 203-3608

allanburdick@gmail.com

J. Bradley Burgess, *MGT of America*

895 La Sierra Drive, Sacramento, CA 95864

Phone: (916) 595-2646

Bburgess@mgtamer.com

Jeff Burgh, *County of Ventura*

County Auditor's Office, 800 S. Victoria Avenue, Ventura, CA 93009-1540

Phone: (805) 654-3152

jeff.burgh@ventura.org

Vanessa Burke, Chief Financial Officer, *City of Stockton*
425 N. El Dorado St., Stockton, CA 95202
Phone: (209) 937-8460
vanessa.burke@stocktongov.com

Rob Burns, *City of Chino*
13220 Central Avenue, Chino, CA 91710
Phone: N/A
rburns@cityofchino.org

Regan M Cadelario, City Manager, *City of Fortuna*
Finance Department, 621 11th Street, Fortuna, CA 95540
Phone: (707) 725-1409
rc@ci.fortuna.ca.us

David Cain, Director of Finance, *City of Fountain Valley*
10200 Slater Ave, Fountain Valley, CA 92646
Phone: N/A
david.cain@fountainvalley.org

Rebecca Callen, *County of Calaveras*
891 Mountain Ranch Road, San Andreas, CA 95249
Phone: (209) 754-6343
rcallen@co.calaveras.ca.us

Ronnie Campbell, Finance Director, *City of Camarillo*
Finance Department, 601 Carmen Drive, Camarillo, CA 93010
Phone: (805) 388-5320
rcampbell@ci.camarillo.ca.us

Robert Campbell, *County of Contra Costa*
625 Court Street, Room 103, Martinez, CA 94553
Phone: (925) 646-2181
bob.campbell@ac.cccounty.us

Joy Canfield, *City of Murrieta*
1 Town Square, Murrieta, CA 92562
Phone: N/A
jcanfield@murrieta.org

Lisa Cardella-Presto, *County of Merced*
2222 M Street, Merced, CA 95340
Phone: (209) 385-7511
LCardella-presto@co.merced.ca.us

Gwendolyn Carlos, *State Controller's Office*
Division of Accounting and Reporting, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 323-0706
gcarlos@sco.ca.gov

Rebecca Carr, *County of Kings*
1400 West Lacey Blvd, Hanford, CA 93230
Phone: (559) 582-1236

becky.carr@co.kings.ca.us

Daria Carrillo, Finance & Administrative Director, *City of San Anselmo*
Administration & Finance, 525 San Anselmo Ave., San Anselmo, CA 94960
Phone: (415) 258-4678
dcarrillo@townofsananselmo.org

Roger Carroll, Finance Director/Treasurer, *Town of Loomis*
Finance Department, 3665 Taylor Road, Loomis, CA 95650
Phone: (916) 652-1840
rcarroll@loomis.ca.gov

Susan Casey, *City of American Canyon*
4381 Broadway, Suite 201, American Canyon, CA 94503
Phone: (707) 647-4360
scasey@cityofamericancanyon.org

Jack Castro, Director of Finance, *City of Huron*
Finance Department, 36311 Lassen Avenue, PO Box 339, Huron, CA 93234
Phone: (559) 945-3020
findir@cityofhuron.com

Karen Chang, Interim Finance Director, *City of Pittsburg*
Finance Department, 65 Civic Avenue, Pittsburg, CA 94565-3814
Phone: (925) 252-4872
kchang@ci.pittsburg.ca.us

Rolando Charvel, City Comptroller, *City of San Diego*
202 C Street, MS-6A, San Diego, CA 92101
Phone: (619) 236-6060
comptroller@sandiego.gov

Lin-Lin Cheng, *City of Foster City*
610 Foster City Blvd, Foster City, CA 94404
Phone: N/A
lcheng@fostercity.org

Erick Cheung, Director of Finance/Human Resources, *City of Piedmont*
120 Vista Avenue, Piedmont, CA 94611
Phone: (510) 420-3040
echeung@ci.piedmont.ca.us

Annette Chinn, *Cost Recovery Systems, Inc.*
705-2 East Bidwell Street, #294, Folsom, CA 95630
Phone: (916) 939-7901
achinnrs@aol.com

Lawrence Chiu, Director of Finance & Administrative Services, *City of Daly City*
Finance and Administrative Services, 333 90th Street, Daly City, CA 94015
Phone: (650) 991-8049
lchiu@dalycity.org

Doug Chotkevys, City Manager, *City of Dana Point*
Finance Department, 33282 Golden Lantern, Dana Point, CA 92629
Phone: (949) 248-3513

dchotkevys@danapoint.org

Carmen Chu, Assessor-Recorder, *City and County of San Francisco*
1 Dr. Carlton B. Goodlett Place, City Hall, Room 190, San Francisco, CA 94102-4698
Phone: (415) 554-5596
assessor@sfgov.org

Hannah Chung, Finance Director, *City of Tehachapi*
Finance Department, 115 S. Robinson St., Tehachapi, CA 93561
Phone: (661) 822-2200
hchung@tehachapicityhall.com

David Cichella, *California School Management Group*
3130-C Inland Empire Blvd., Ontario, CA 91764
Phone: (209) 834-0556
dcichella@cscentral.com

Geoffrey Cobbett, Treasurer, *City of Covina*
Finance Department, 125 E. College Street, Covina, CA 91723
Phone: (626) 384-5506
gcobbett@covina.gov

Brian Cochran, Finance Manager, *City of Novato*
75 Rowland Way #200, Novato, CA 94945
Phone: (415) 899-8912
bcochran@novato.org

Russell Cochran Branson, *City of Roseville*
311 Vernon Street, Roseville, CA 95678-2649
Phone: N/A
rbranson@roseville.ca.us

Dennis Coleman, Finance Director/Treasurer, *City of Solana Beach*
Finance Department, City Hall 635 S. HWY 101, Solana Beach, CA 92075
Phone: (858) 720-2431
finance@cosb.org

Shannon Collins, Finance Manager, *City of El Cerrito*
10890 San Pablo Avenue, El Cerrito, CA 94530-2392
Phone: N/A
scollins@ci.el-cerrito.ca.us

Harriet Commons, *City of Fremont*
P.O. Box 5006, Fremont, CA 94537
Phone: N/A
hcommons@fremont.gov

Stephen Conway, *City of Los Gatos*
110 E. Main Street, Los Gatos, CA 95031
Phone: N/A
sconway@losgatosca.gov

Julia Cooper, *City of San Jose*
Finance, 200 East Santa Clara Street, San Jose, CA 95113
Phone: (408) 535-7000

Finance@sanjoseca.gov

Viki Copeland, *City of Hermosa Beach*

1315 Valley Drive, Hermosa Beach, CA 90254

Phone: N/A

vcopeland@hermosabch.org

Drew Corbett, Finance Director, *City of Menlo Park*

Finance Department, 701 Laurel St, Menlo Park, CA 94025

Phone: (650) 330-6640

dcorbett@menlopark.org

Lis Cottrell, Finance Director, *City of Anderson*

Finance Department, 1887 Howard Street, Anderson , CA 96007

Phone: (530) 378-6626

lcottrell@ci.anderson.ca.us

Jeremy Craig, Finance Director, *City of Vacaville*

Finance Department, 650 Merchant Street, Vacaville, CA 95688

Phone: (707) 449-5128

jcraig@cityofvacaville.com

Vicki Crow, *County of Fresno*

2281 Tulare Street, Room 101, Fresno, CA 93721

Phone: (559) 488-3496

vcrow@co.fresno.ca.us

Deborah Cullen, *City of El Segundo*

350 Main Street, El Segundo, CA 90245-3813

Phone: N/A

dcullen@elsegundo.org

David Culver, *City of San Mateo*

330 West 20th Avenue, San Mateo, CA 94403-1388

Phone: (650) 522-7100

dculver@cityofsanmateo.org

Gavin Curran, *City of Laguna Beach*

505 Forest Avenue, Laguna Beach, CA 92651

Phone: N/A

gcurran@lagunabeachcity.net

Stefani Daniell, Finance Director, *City of Citrus Hts*

Finance Department, 6237 Fountain Square Dr, Citrus Heights , CA 95621

Phone: (916) 725-2448

sdaniell@citrusheights.net

Joshua Daniels, Attorney, *California School Boards Association*

3251 Beacon Blvd, West Sacramento, CA 95691

Phone: (916) 669-3266

jdaniels@csba.org

Chuck Dantuono, Director of Administrative Services, *City of Highland*

Administrative Services , 27215 Base Line , Highland, CA 92346

Phone: (909) 864-6861

cdantuono@cityofhighland.org

Fran David, City Manager, *City of Hayward*
Finance Department, 777 B Street, Hayward, CA 94541
Phone: (510) 583-4000
citymanager@hayward-ca.gov

William Davis, *County of Mariposa*
Auditor, P.O. Box 729, Mariposa, CA 95338
Phone: (209) 966-7606
wdavis@mariposacounty.org

Daniel Dawson, City Manager, *City of Del Rey Oaks*
Finance Department, 650 Canyon Del Rey Rd, Del Rey Oaks, CA 93940
Phone: (831) 394-8511
cityhall@delreyoaks.org

Dilu DeAlwis, *City of Colton*
125 E. College Street, Covina, CA 91723
Phone: N/A
ddealwis@covinaca.gov

Suzanne Dean, Deputy Finance Director, *City of Ceres*
Finance Department, 2220 Magnolia Street, Ceres, CA 95307
Phone: (209) 538-5757
Suzanne.Dean@ci.ceres.ca.us

Gigi Decavalles-Hughes, Director of Finance, *City of Santa Monica*
Finance, 1717 4th Street, Suite 250, Santa Monica, CA 90401
Phone: (310) 458-8281
gigi.decavalles@smgov.net

Marieta Delfin, *State Controller's Office*
Division of Accounting and Reporting, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 322-4320
mdelfin@sco.ca.gov

Brent Dennis, *County of Tuolumne*
1021 Harvard Way, El Dorado Hills, CA 95762
Phone: (916) 614-3237
Bdennis@edhcsd.org

Leticia Dias, Accountant, *City of Ceres*
2720 Second Street, Ceres, CA 95307-3292
Phone: (209) 538-5764
leticia.dias@ci.ceres.ca.us

Tom Dibble, *City of Hanford*
315 North Douty Street, Hanford, CA 93230
Phone: (559) 585-2525
tdibble@ci.hanford.ca.us

Steve Diels, City Treasurer, *City of Redondo Beach*
City Treasurer's Department, 415 Diamond Street, Redondo Beach, CA 90277
Phone: (310) 318-0652

steven.diels@redondo.org

Richard Digre, *City of Union City*
34009 Alvarado-Niles Road, Union City, CA 94587
Phone: N/A
rdigre@ci.union-city.ca.us

Andra Donovan, *San Diego Unified School District*
Legal Services Office, 4100 Normal Street, Room 2148, , San Diego, CA 92103
Phone: (619) 725-5630
adonovan@sandi.net

Richard Doyle, *City Attorney, City of San Jose*
200 E. Santa Clara Street, 16th Floor, San Jose, CA 95113
Phone: (408) 535-1900
richard.doyle@sanjoseca.gov

Randall L. Dunn, *City Manager, City of Colusa*
Finance Department, 425 Webster St. , Colusa, CA 95932
Phone: (530) 458-4740
citymanager@cityofcolusa.com

Cheryl Dyas, *City of Mission Viejo*
200 Civic Center, Mission Viejo, CA 92691
Phone: N/A
cdyas@cityofmissionviejo.org

Jennie Ebejer, *County of Siskiyou*
311 Fourth Street, Room 101, Yreka, CA 96097
Phone: (530) 842-8030
Jebejer@co.siskiyou.ca.us

Richard Eberle, *County of Yuba*
915 8th Street, Suite 105, Marysville, CA 95901
Phone: (530) 749-7810
reberle@co.yuba.ca.us

Kerry Eden, *City of Corona*
400 S. Vicentia Avenue. Suite 320, Corona, CA 92882
Phone: (951) 817-5740
kerry.eden@ci.corona.ca.us

Scott Edwards, *City of Poway*
PO Box 789, Poway, CA 92074
Phone: N/A
sedwards@poway.org

Pamela Ehler, *City of Brentwood*
150 City Park Way, Brentwood, CA 94513
Phone: N/A
pehler@brentwoodca.gov

Bob Elliot, *City of Glendale*
141 North Glendale Ave, Ste. 346, Glendale, CA 91206-4998
Phone: N/A

belliot@ci.glendale.ca.us

Edwin Eng, *State Center Community College District*
1525 East Weldon Avenue, Fresno, CA 93704-6398
Phone: (559) 244-5910
ed.eng@sccd.edu

Kelly Ent, Director of Admin Services, *City of Big Bear Lake*
Finance Department, 39707 Big Bear Blvd, Big Bear Lake, CA 92315
Phone: (909) 866-5831
kent@citybigbearlake.com

Tina Envia, Finance Manager, *City of Waterford*
Finance Department, 101 E Street, Waterford, CA 95386
Phone: (209) 874-2328
finance@cityofwaterford.org

James Erb, *County of San Luis Obispo*
1055 Monterey Street, Room D222, San Luis Obispo, CA 93408
Phone: (805) 781-5040
jerb@co.slo.ca.us

Vic Erganian, Deputy Finance Director, *City of Pasadena*
Finance Department, 100 N. Garfield Ave, Room S348, Pasadena, CA 91109-7215
Phone: (626) 744-4355
verganian@cityofpasadena.net

Eric Erickson, Director of Finance and Human Resources, *City of Mill Valley*
Department of Finance and Human Resources, 26 Corte Madera Avenue, Mill Valley, CA 94941
Phone: (415) 388-4033
finance@cityofmillvalley.org

Steve Erlandson, Finance Director/City Treasurer, *City of Laguna Niguel*
Finance Director/City Treasurer, 30111 Crown Valley Parkway, Laguna Niguel, CA 92677
Phone: (949) 362-4300
serlandson@cityoflagunaniguel.org

Gary Ernst, City Treasurer, *City of Oceanside*
City Treasurer, 300 North Coast Highway, Oceanside, CA 92054
Phone: (760) 435-3553
gemst@ci.oceanside.ca.us

Jennifer Erwin, Assistant Finance Director, *City of Perris*
Finance Department, 101 N. D Street, Perris, CA 92570
Phone: (951) 943-4610
jerwin@cityofperris.org

Paul Espinoza, *City of Alhambra*
111 South First Street, Alhambra, CA 91801
Phone: N/A
pespinoza@cityofalhambra.org

Lori Ann Farrell, Finance Director, *City of Huntington Beach*
2000 Main St., Huntington Beach, CA 92648

Phone: (714) 536-5630
loriann.farrell@surfcity-hb.org

Sandra Featherson, Administrative Services Director, *City of Solvang*
Finance, 1644 Oak Street, Solvang, CA 93463
Phone: (805) 688-5575
sandraf@cityofsolvang.com

Nadia Feeser, Administrative Services Director, *City of Pismo Beach*
Finance Department, 760 Mattie Road, Pismo Beach, CA 93449
Phone: (805) 773-7010
nfeeser@pismo-beach.org

Donna Ferebee, *Department of Finance*
915 L Street, Suite 1280, Sacramento, CA 95814
Phone: (916) 445-3274
donna.ferebee@dof.ca.gov

Chris Ferguson, *Department of Finance*
Education Systems Unit, 915 L Street, 7th Floor, 915 L Street, 7th Floor, Sacramento, CA 95814
Phone: (916) 445-3274
Chris.Ferguson@dof.ca.gov

Matthew Fertal, City Manager, *City of Garden Grove*
Finance Department, 11222 Acacia Parkway, Garden Grove, CA 92840
Phone: (714) 741-5000
CityManager@ci.garden-grove.ca.us

Jimmy Forbis, Finance Director, *City of Monterey*
Finance Department, 735 Pacific Street, Suite A, Monterey, CA 93940
Phone: (831) 646-3940
forbis@monterey.org

Karen Fouch, *County of Lassen*
221 S. Roop Street, Ste 1, Susanville, CA 96130
Phone: (530) 251-8233
kfouch@co.lassen.ca.us

Charles Francis, Administrative Services Director/Treasurer, *City of Sausalito*
Finance, 420 Litho Street, Sausalito, CA 94965
Phone: (415) 289-4105
cfrancis@ci.sausalito.ca.us

James Francis, *City of Folsom*
50 Natoma Street, Folsom, CA 95630
Phone: N/A
jfrancis@folsom.ca.us

Eric Frost, Deputy City Manager, *City of Visalia*
707 West Acequia, Visalia, CA 93291
Phone: (559) 713-4474
efrost@ci.visalia.ca.us

Harold Fujita, *City of Los Angeles*

Department of Recreation and Parks, 211 N. Figueroa Street, 7th Floor, Los Angeles, CA 90012

Phone: (213) 202-3222
harold.fujita@lacity.org

Mary Furey, *City of Saratoga*
13777 Fruitvale Avenue, Saratoga, CA 95070
Phone: N/A
mfurey@saratoga.ca.us

Carolyn Galloway-Cooper, Finance Director, *City of Buellton*
Finance Department, 107 West Highway 246, Buellton, CA 93427
Phone: (805) 688-5177
carolync@cityofbuellton.com

Robert Galvan, Director of Administrative Services, *City of Hollister*
Administrative Services, 375 Fifth Street, Hollister, CA 95023
Phone: (831) 636-4300
robert.galvan@hollister.ca.gov

Jason Garben, Financial Services Manager, *City of Suisun City*
Administrative Services, 701 Civic Center Blvd., Suisun City, CA 94585
Phone: (707) 421-7320
jgarben@suisun.com

Rebecca Garcia, *City of San Bernardino*
300 North, San Bernardino, CA 92418-0001
Phone: (909) 384-7272
garcia_re@sbcity.org

Henry Garcia, Interim Finance Director, *City of Cudahy*
Finance Department, 5220 Santa Ana Street, Cudahy, CA 90201
Phone: (323) 733-5143
hgarcia@cityofcudahyca.gov

Marisela Garcia, Finance Director, *City of Riverbank*
Finance Department, 6707 Third Street, Riverbank, CA 95367
Phone: (209) 863-7109
mhgarcia@riverbank.org

Jeffrey Gardner, City Manager & Finance Director, *City of Plymouth*
P.O. Box 429, Plymouth, CA 95669
Phone: (209) 245-6941
jgardner@ci.plymouth.ca.us

George Gascon, District Attorney, *City and County of San Francisco*
850 Bryant Street, Room 322, San Francisco, CA 94103
Phone: (415) 553-1751
robyn.burke@sfgov.org

Susan Geanacou, *Department of Finance*
915 L Street, Suite 1280, Sacramento, CA 95814
Phone: (916) 445-3274
susan.geanacou@dof.ca.gov

Robert Geis, *County of Santa Barbara*

Auditor-Controller, 105 E Anapamu St, Room 303, Santa Barbara, CA 93101

Phone: (805) 568-2100

geis@co.santa-barbara.ca.us

Gloriette Genereux, Finance Director, *City of Modesto*

Finance Department, 1010 10th Street, P.O. Box 642 Modesto, CA 95353, Modesto, CA 95354

Phone: (209) 577-5371

ggenereux@modestogov.com

Laura S. Gill, City Manager, *City of Elk Grove*

Finance Department, 8401 Laguna Palms Way , Elk Grove, CA 95758

Phone: (916) 478-2201

Lgill@elkgrovecity.org

Jeri Gilley, Finance Director, *City of Turlock*

156 S. Broadway, Ste 230, Turlock, CA 95380

Phone: (209) 668-5570

jgilley@turlock.ca.us

Cindy Giraldo, *City of Burbank*

301 E. Olive Avenue, Financial Services Department, Burbank, CA 91502

Phone: N/A

cgiraldo@ci.burbank.ca.us

James Goins, *City of Richmond*

1401 Marina Way South, P.O. Box 4046, Richmond, CA 94804

Phone: N/A

james_goins@ci.richmond.ca.us

Paul Golaszewski, *Legislative Analyst's Office*

925 L Street, Suite 1000, Sacramento, CA 95814

Phone: (916) 319-8341

Paul.Golaszewski@lao.ca.gov

Donna Goldsmith, Finance Manager, *City of Santee*

Finance Department, 10601 Magnolia Avenue, Building #3, Santee, CA 92071

Phone: (619) 258-4100

dgoldsmith@ci.santee.ca.us

Jesus Gomez, City Manager, *City of El Monte*

Finance Department, 11333 Valley Blvd, El Monte, CA 91731-3293

Phone: (626) 580-2001

citymanager@elmonteca.gov

Jose Gomez, Director of Finance and Administrative Services, *City of Santa Fe Springs*

Finance and Administrative Services, 11710 E. Telegraph Road, Santa Fe Springs, CA 90670

Phone: (562) 868-0511

josegomez@santafesprings.org

Vivian Gong, *City of Dublin*

100 Civic Plaza, Dublin, CA 94568

Phone: N/A

vivian.gong@ci.dublin.ca.us

Adela Gonzalez, City Manager, *City of Soledad*
248 Main St., PO Box 156, Soledad, CA 93960
Phone: (831) 223-5014
adelag@cityofsoledad.com

Patricia Gonzalez, Secretary to the Vice Chancellor, Finance & Administration, *State Center Community College District*
Finance & Administration, 1525 E. Weldon Avenue, Fresno, CA 93704
Phone: (559) 244-5919
patricia.gonzalez@sccd.edu

Joe Gonzalez, *County of San Benito*
440 Fifth Street Room 206, Hollister, CA 95023
Phone: (831) 636-4090
jgonzalez@auditor.co.san-benito.ca.us

Mike Goodson, City Manager, *City of Hawthorne*
Finance Department, 4455 W. 126th Street, Hawthorne, CA 90250
Phone: (310) 349-2901
mgoodson@hawthorneCA.gov

Jim Goodwin, City Manager, *City of Live Oak*
9955 Live Oak Blvd., Live Oak, CA 95953
Phone: (530) 695-2112
liveoak@liveoakcity.org

Craig Graves, Finance Director, *City of Baldwin Park*
14403 East Pacific Avenue, Baldwin Park, CA 91706
Phone: N/A
cgraves@baldwinpark.com

Michelle Green, Admin Service Director, *City of Banning*
Administrative Services, 99 E. Ramsey St., Banning, CA 92220
Phone: (951) 922-3105
mgreen@ci.banning.ca.us

Michelle Greene, City Manager, *City of Goleta*
130 Cremona Drive, Suite B, Goleta, CA 93117
Phone: (805) 961-7500
mgreene@cityofgoleta.org

Nancy Greenhalgh, Accounting Specialist, *City of Canyon Lake*
Finance Department, 31516 Railroad Canyon Rd, Canyon Lake, CA 92587
Phone: (951) 244-2955
ngreenhalgh@cityofcanyonlake.com

Jan Grimes, *County of Orange*
P.O. Box 567, Santa Ana, CA 92702
Phone: (714) 834-2459
jan.grimes@ac.ocgov.com

John Gross, *City of Long Beach*
333 W. Ocean Blvd., 6th Floor, Long Beach, CA 90802

Phone: N/A
john.gross@longbeach.gov

Shelly Gunby, Director of Financial Management, *City of Winters*
Finance, 318 First Street, Winters, CA 95694
Phone: (530) 795-4910
shelly.gunby@cityofwinters.org

Francisco Gutierrez, Finance Director, *City of Santa Ana*
20 Civic Center Plaza, Santa Ana, CA 92701
Phone: (714) 647-5400
fgutierrez@santa-ana.org

Thomas J. Haglund, City Administrator, *City of Gilroy*
Finance Department, 7351 Rosanna Street, Gilroy, CA 95020
Phone: (408) 846-0202
Tom.Haglund@ci.gilroy.ca.us

Amanda Hall, *City of Lynwood*
11330 Bullis Road, Lynwood, CA 90262
Phone: (310) 603-0220
ahall@lynwood.ca.us

Tori Hannah, Finance Director, *City of Capitola*
Finance Department, 480 Capitola Ave, Capitola, CA 95010
Phone: (831) 475-7300
thannah@ci.capitola.ca.us

Ed Hanson, *Department of Finance*
Education Systems Unit, 915 L Street, 7th Floor, Sacramento, CA 95814
Phone: (916) 445-0328
ed.hanson@dof.ca.gov

Anne Haraksin, *City of La Mirada*
13700 La Mirada Blvd., La Mirada, CA 90638
Phone: N/A
aharaksin@cityoflamirada.org

Joe Harn, *County of El Dorado*
360 Fair Lane, Placerville, CA 95667
Phone: (530) 621-5633
joe.ham@edcgov.us

George Harris, *City of Rialto*
150 South Palm ave., Rialto, CA 92376
Phone: N/A
gharris@rialtoca.gov

Emily Harrison, Interim Finance Director, *County of Santa Clara*
70 West Hedding Street, San Jose, CA 95110
Phone: (408) 299-5205
emily.harrison@ceo.sccgov.org

Jenny Haruyama, Director of Finance & Administrative Services, *City of Tracy*
Finance Department, 333 Civic Center Plaza, Tracy, CA 95376

Phone: (209) 831-6800
financedept@ci.tracy.ca.us

Jone Hayes, Administrative Services Director, *City of Healdsburg*
Administrative Services , 401 Grove Street, Healdsburg, CA 95448
Phone: (707) 431-3317
jhayes@ci.healdsburg.ca.us

Jim Heller, City Treasurer, *City of Atwater*
Finance Department, 750 Bellevue Rd, Atwater, CA 95301
Phone: (209) 357-6310
finance@atwater.org

Jennifer Hennessy, *City of Temecula*
41000 Main St., Temecula, CA 92590
Phone: N/A
Jennifer.Hennessy@cityoftemecula.org

Darren Hernandez, *City of Santa Clarita*
23920 Valencia Blvd., Suite 295, Santa Clarita, CA 91355
Phone: N/A
dhernandez@santa-clarita.com

Dennis Herrera, City Attorney, *City and County of San Francisco*
Office of the City Attorney, 1 Dr. Carlton B. Goodlett Place, Rm. 234, San Francisco, CA
94102
Phone: (415) 554-4700
brittany.feitelberg@sfgov.org

John Herrera, Interim Finance Director, *City of Goleta*
Finance Department, 130 Cremona Drive, Suite B, Goleta , CA 93117
Phone: (805) 961-7500
Jherrera@cityofgoleta.org

Robert Hicks, *City of Berkeley*
2180 Milvia Street, Berkeley, CA 94704
Phone: N/A
finance@ci.berkeley.ca.us

Wally Hill, City Manager, *City of Hemet*
Finance Department, 445 E. Florida Ave, Hemet, CA 92543
Phone: (951) 765-2301
kaguilar@cityofhemet.org

Rod Hill, *City of Whittier*
13230 Penn Street, Whittier, CA 90602
Phone: N/A
rhill@cityofwhittier.org

Lorenzo Hines Jr. , Assistant City Manager, *City of Pacifica*
170 Santa Maria Avenue, Pacifica, CA 94044
Phone: (650) 738-7409
lhines@ci.pacifica.ca.us

Daphne Hodgson, *City of Seaside*

440 Harcourt Avenue, Seaside, CA 93955

Phone: N/A

dhodgson@ci.seaside.ca.us

S. Rhetta Hogan, Finance Director, *City of Yreka*

Finance Department, 701 Fourth Street, Yreka, CA 96097

Phone: (530) 841-2386

rhetta@ci.yreka.ca.us

Victoria Holthaus, Finance Officer, *City of Clearlake*

Finance Department, 7684 1st Avenue, Clear Lake, CA 55319

Phone: (320) 743-3111

cityofclearlake@frontiernet.net

Dorothy Holzem, *California Special Districts Association*

1112 I Street, Suite 200, Sacramento, CA 95814

Phone: (916) 442-7887

dorothyh@csda.net

David Houser, *County of Butte*

25 County Center Drive, Suite 120, Oroville, CA 95965

Phone: (530) 538-7607

dhouser@buttecounty.net

Justyn Howard, Program Budget Manager, *Department of Finance*

915 L Street, Sacramento, CA 95814

Phone: (916) 445-1546

justyn.howard@dof.ca.gov

Shannon Huang, *City of Arcadia*

240 West Huntington Drive, Arcadia, CA 91007

Phone: N/A

shuang@ci.arcadia.ca.us

Elizabeth Hudson, *City of Danville*

510 La Gonda Way, Danville, CA 94526

Phone: N/A

ehudson@danville.ca.gov

Jamie Hughson, Finance Director/City Treasurer, *City of Clovis*

1033 Fifth St., Clovis, CA 93611

Phone: (559) 324-2130

jamieh@ci.clovis.ca.us

Lewis Humphries, Finance Director, *City of Newman*

Finance Department, 938 Fresno Street, Newman, CA 95360

Phone: (209) 862-3725

lhumphries@cityofnewman.com

Sung Hyun, *City of Buena Park*

6650 Beach Boulevard, Buena Park, CA 90622

Phone: N/A

shyun@buenapark.com

Mark Ibele, *Senate Budget & Fiscal Review Committee*

California State Senate, State Capitol Room 5019, Sacramento, CA 95814
Phone: (916) 651-4103
Mark.Ibele@sen.ca.gov

Cheryl Ide, Associate Finance Budget Analyst, *Department of Finance*
Education Systems Unit, 915 L Street, Sacramento, CA 95814
Phone: (916) 445-0328
Cheryl.ide@dof.ca.gov

Julia James, *City of Fullerton*
303 W. Commonwealth Ave., Fullerton, CA 92832
Phone: N/A
juliaj@ci.fullerton.ca.us

Edward Jewik, *County of Los Angeles*
Auditor-Controller's Office, 500 W. Temple Street, Room 603, Los Angeles, CA 90012
Phone: (213) 974-8564
ejewik@auditor.lacounty.gov

Scott Johnson, Assistant City Manager, *City of Oakland*
1 Frank H. Ogawa Plaza, Oakland, CA 94612
Phone: N/A
sjohnson@oaklandnet.com

Rochelle Johnson, Acting Accounting Manager, *City of Wildomar*
Finance Department, 23873 Clinton Keith Rd., Suite 201, Wildomar, CA 92595
Phone: (951) 677-7751
rjohnson@cityofwildomar.org

Toni Jones, Finance Director, *City of Kerman*
Finance Department, 850 S. Madera Avenue, Kerman, CA 93630
Phone: (559) 846-4682
tjones@cityofkerman.org

Matt Jones, *Commission on State Mandates*
980 9th Street, Suite 300, Sacramento, CA 95814
Phone: (916) 323-3562
matt.jones@csm.ca.gov

Onyx Jones, Interim Finance Director, *City of Adelanto*
Finance Department, 11600 Air Expressway, Adelanto, CA 92301
Phone: (760) 246-2300
ojones@ci.adelanto.ca.us

Ferlyn Junio, *Nimbus Consulting Group, LLC*
2386 Fair Oaks Boulevard, Suite 104, Sacramento, CA 95825
Phone: (916) 480-9444
fjunio@nimbusconsultinggroup.com

Kim Juran, Finance Director, *City of San Bruno*
Finance Department, 567 El Camino Real, San Bruno, CA 94066
Phone: (650) 616-7080
Finance-Web@sanbruno.ca.gov

Maria Kachadoorian, Director of Finance, *City of Chula Vista*

276 Fourth Avenue, Chula Vista, CA 91910
Phone: (619) 691-5250
mkachadoorian@ci.chula-vista.ca.us

Will Kaholokula, *City of Bell Gardens*
7100 S. Garfield Avenue, Bell Gardens, CA 90201
Phone: (562) 806-7700
wkaholokula@bellgardens.org

Harshil Kanakia, *County of San Mateo*
Controller's Office, 555 County Center, 4th Floor, Redwood City, CA 94063
Phone: (650) 599-1080
hkanakia@smcgov.org

Jill Kanemasu, *State Controller's Office*
Division of Accounting and Reporting, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 322-9891
jkanemasu@sco.ca.gov

Emma Karlen, Finance Director, *City of Milpitas*
Finance Department, 455 East Calaveras Boulevard, Milpitas, CA 95035
Phone: (408) 586-3145
ekarlen@ci.milpitas.ca.gov

Naomi Kelly, City Administrator, *City and County of San Francisco*
City Hall, Room 362, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102
Phone: (415) 554-4851
city.administrator@sfgov.org

Anita Kerezsi, *AK & Company*
3531 Kersey Lane, Sacramento, CA 95864
Phone: (916) 972-1666
akcompany@um.att.com

Nancy Kerry, *City of South Lake Tahoe*
1901 Airport Road, South Lake Tahoe, CA 96150
Phone: N/A
nkerry@cityofslt.us

Geoffrey Kiehl, Director of Finance and Treasurer, *City of Palm Springs*
Finance & Treasury, 3200 E. Tahquitz Canyon Way, P.O. Box 2743, Palm Springs, CA 92262
Phone: (760) 323-8229
Geoffrey.Kiehl@palmspringsca.gov

Jillian Kissee, *Department of Finance*
915 L Street, Sacramento, Ca
Phone: (916) 445-0328
jillian.kissee@dof.ca.gov

Lauren Klein, *County of Stanislaus*
1010 Tenth Street, Suite 5100, Modesto, CA 95353
Phone: (209) 525-6398
kleinl@stancounty.com

Will Kolbow, Finance Director, *City of Orange*
300 E. Chapman Avenue, Orange, CA 92866-1508
Phone: (714) 744-2234
WKolbow@cityoforange.org

Patty Kong, *City of Mountain View*
P.O. Box 7540, Mountain View, CA 94039-7540
Phone: N/A
patty.kong@mountainview.gov

Cathy Krysyna, Assistant Finance Officer, *City of Pacific Grove*
Finance Department, 300 Forest Ave., Pacific Grove, CA 93950
Phone: (831) 648-3102
ckrysyna@ci.pg.ca.us

Jennifer Kuhn, Deputy, *Legislative Analyst's Office*
925 L Street, Suite 1000, Sacramento, CA 95814
Phone: (916) 319-8332
Jennifer.kuhn@lao.ca.gov

Tina Kundig, *City of Redlands*
P.O. Box 3005, Redlands, CA 92373
Phone: N/A
tkundig@cityofredlands.org

Ana Kwong, *City of Rohnert Park*
Finance, P.O. Box 1489, Rohnert Park, CA 94928
Phone: (707) 585-6722
akwong@rpcity.org

Tammy Lagorio, Deputy Auditor-Controller III, *County of San Joaquin*
Auditor-Controller's Office, 44 N. San Joaquin Street, Suite 550, Stockton, CA 95202
Phone: (209) 953-1184
tlagorio@sjgov.org

Lauren Lai, Finance Director, *City of Marina*
Finance Department, 211 Hillcrest Ave, Marina, CA 93933
Phone: (831) 884-1274
llai@ci.marina.ca.us

Jay Lal, *State Controller's Office (B-08)*
Division of Accounting & Reporting, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 324-0256
JLal@sco.ca.gov

Karina Lam, *City of Paramount*
16400 Colorado Avenue, Paramount, CA 90723
Phone: N/A
klam@paramountcity.com

Judy Lancaster, *City of Chino Hills*
14000 City Center Drive, Chino Hills, CA 91709
Phone: N/A
jlancaster@chinohills.org

Veronica Lanto, *San Jose Unified School District*

855 Lenzen Avenue, San Jose, CA 95126-2736

Phone: (408) 535-6572

Veronica_Lanto@sjusd.org

Ramon Lara, City Administrator, *City of Woodlake*

350 N. Valencia Blvd., Woodlake, CA 93286

Phone: (559) 564-8055

rlara@ci.woodlake.ca.us

Israel Lara Jr., City Manager, *City of Parlier*

Administration, 1100 E. Parlier Avenue, Parlier, CA 93648

Phone: (559) 646-3545

ilara@parlier.ca.us

Tamara Layne, *City of Rancho Cucamonga*

10500 Civic Center Drive, Rancho Cucamonga, CA 91730

Phone: (909) 477-2700

Tamara.Layne@cityofrc.us

Gloria Leon, Admin Services Director, *City of Calistoga*

Administrative Services, 1232 Washington Street, Calistoga, CA 94515

Phone: (707) 942-2802

GLEON@ci.calistoga.ca.us

Grace Leung, *City of Sunnyvale*

Sunnyvale City Hall, 456 W. Olive Ave., Sunnyvale, CA 94086

Phone: (408) 730-7284

gleung@ci.sunnyvale.ca.us

Mark Lewis, City Administrator, *City of Chowchilla*

Finance Department, 130 S. Second Street Civic Center Plaza, Chowchilla, CA 93610

Phone: (559) 665-8615

mlewis@ci.chowchilla.ca.us

Gilbert A. Livas, City Manager, *City of Downey*

11111 Brookshire Ave, Downey, CA 90241

Phone: (562) 904-7284

CityManager@downeyca.org

Rudolph Livingston, Finance Director, *City of Ojai*

PO Box 1570, Ojai, CA 93024

Phone: N/A

livingston@ojaicity.org

Darcy Locken, *County of Modoc*

204 S. Court Street, Alturas, CA 96101

Phone: (530) 233-6204

darcylocken@co.modoc.ca.us

Kenneth Louie, *City of Lawndale*

14717 Burin Avenue, Lawndale, CA 90260

Phone: N/A

klouie@lawndalecity.org

Linda Lowry, City Manager, *City of Pomona*
City Manager's Office, 505 South Garey Ave., Pomona, CA 91766
Phone: (909) 620-2051
linda_lowry@ci.pomona.ca.us

Janet Luzzi, Finance Director, *City of Arcata*
Finance Department, 736 F Street, Arcata, CA 95521
Phone: (707) 822-5951
finance@cityofarcata.org

Kathleen Lynch, *Department of Finance (A-15)*
915 L Street, Suite 1280, 17th Floor, Sacramento, CA 95814
Phone: (916) 445-3274
kathleen.lynch@dof.ca.gov

Gary J. Lysik, Chief Financial Officer, *City of Calabasas*
100 Civic Center Waya, Calabasas, CA 91302
Phone: (818) 224-1600
glysik@cityofcalabasas.com

Van Maddox, *County of Sierra*
211 Nevada Street, 2nd Floor, P.O. Box 425, Downieville, CA 95936
Phone: (530) 289-3273
vmaddox@sierracounty.ws

Martin Magana, City Manager/Finance Director, *City of Desert Hot Springs*
Finance Department, 65-950 Pierson Blvd, Desert Hot Springs, CA 92240
Phone: (760) 329-6411, Ext.
CityManager@cityofdhs.org

Susan Mahoney, *City of Orinda*
22 Orinda Way, Orinda, CA 94563
Phone: N/A
smahoney@cityoforinda.org

James Makshanoff, City Manager, *City of San Clemente*
100 Avenida Presidio, San Clemente, CA 92672
Phone: N/A
makshanoffj@san-clemente.org

Debbie Malicoat, Director of Admin Services, *City of Arroyo Grande*
Finance Department, 300 E. Branch Street, Arroyo Grande, CA 93420
Phone: (804) 473-5410
dmalicoat@arroyogrande.org

Suzanne Mallory, *City of Manteca*
1001 W Center Street, Manteca, CA 95337
Phone: N/A
smallory@ci.manteca.ca.us

Eddie Manfro, *City of Westminster*
8200 Westminster Blvd., Westminster, CA 92683
Phone: N/A
emanfro@westminster-ca.gov

Denise Manoogian, *City of Cerritos*
P.O. Box 3130, Cerritos, CA 90703-3130
Phone: N/A
dmanoogian@cerritos.us

Noel Marquis, *City of Beverly Hills*
455 N. Rexford Dr., Beverly Hills, CA 90210
Phone: N/A
nmarquis@beverlyhills.org

Terri Marsh, Finance Director, *City of Signal Hill*
Finance, 2175 Cherry Ave., Signal Hill, CA 90755
Phone: (562) 989-7319
Finance1@cityofsignalhill.org

Thomas Marston, *City of San Gabriel*
425 South Mission Drive, San Gabriel, CA 91776
Phone: N/A
tmarston@sgch.org

Pio Martin, Finance Manager, *City of Firebaugh*
Finance Department, 1133 P Street, Firebaugh, CA 93622
Phone: (559) 659-2043
financedirector@ci.firebaugh.ca.us

Janice Mateo-Reyes, Finance Manager, *City of Laguna Hills*
Administrative Services Department , 24035 El Toro Rd., Laguna Hills, CA 92653
Phone: (949) 707-2623
jreyes@ci.laguna-hills.ca.us

Hortensia Mato, *City of Newport Beach*
100 Civic Center Drive, Newport Beach, CA 92660
Phone: (949) 644-3000
hmato@newportbeachca.gov

Mike Matsumoto, *City of South Gate*
8650 California Ave, South Gate, CA 90280
Phone: N/A
zcaltitla@pico-rivera.org

Dan Matusiewicz, *City of Newport Beach*
3300 Newport Blvd, Newport Beach, CA 92663
Phone: N/A
danm@newportbeachca.gov

Charles McBride, *City of Carlsbad*
1635 Faraday Avenue, Carlsbad, CA 92008-7314
Phone: N/A
chuck.mcbride@carlsbadca.gov

Teresa McBroome, Finance Director/City Treasurer, *City of Del Mar*
Finance Department, 1050 Camino Del Mar, Del Mar, CA 92014
Phone: (858) 755-9313
tmcbroome@delmar.ca.us

Kevin McCarthy, Director of Finance, *City of Indian Wells*
Finance Department, 44-950 Eldorado Drive, Indian Wells, CA 92210-7497
Phone: (760) 346-2489
kmccarthy@indianwells.com

Mary McCarthy, Finance Manager, *City of Pleasant Hill*
Finance Division, 100 Gregory Lane, Pleasant Hill, CA 94523
Phone: (925) 671-5231
Mmccarthy@ci.pleasant-hill.ca.us

Michelle McClelland, *County of Alpine*
P.O. Box 266, Markleeville, CA 96120
Phone: (530) 694-2284
mmclelland@alpinecountyca.gov

Sheila McCrory, Interim Finance Director / Treasurer, *City of St. Helena*
Finance, 1480 Main Street, St. Helena, CA 94574
Phone: (707) 968-2751
sheilam@cityofstheleena.org

Lee McDougal, City Manager, *City of Riverside*
3900 Main Street, 7th Floor, Riverside, CA 92522
Phone: (951) 826-5553
lmcdougal@riversideca.gov

Maureen McGoldrick, Director, *City of Simi Valley*
Department of Administrative Services, 2929 Tapo Canyon Road, Simi Valley, CA 93063
Phone: (805) 583-6700
mmcgoldrick@simivalley.org

Michael McGrane, Finance Director, *City of Imperial Beach*
Finance Department, 825 Imperial Beach Blvd., Imperial Beach, CA 91932
Phone: (619) 423-8303
mmcgrane@cityofib.org

Kelly McKinnis, Finance Director, *City of Weed*
Finance Department, 550 Main Street, Weed, CA 96094
Phone: (530) 938-5020
mckinnis@ci.weed.ca.us

Larry McLaughlin, City Manager, *City of Sebastopol*
7120 Bodega Avenue, P.O. Box 1776, Sebastopol, CA 95472
Phone: (707) 823-1153
lwmclaughlin@juno.com

Dennis McLean, *City of Rancho Palos Verdes*
30940 Hawthorne Blvd., Rancho Palos Verdes, CA 90275
Phone: N/A
dennism@rpv.com

Rachelle McQuiston, Finance Director, *City of Ridgecrest*
Finance Department, 100 W CALIFORNIA AVE, RIDGECREST, CA 93555
Phone: (760) 499-5020
rmcquiston@ridgecrest-ca.gov

Donald McVey, Director of Finance, *City of Daly City*
Finance Department, 333 90th Street, Daly City, CA 94015
Phone: (650) 991-8127
dmcvey@dalycity.org

Paul Melikian, *City of Reedley*
1717 Ninth Street, Reedley, CA 93654
Phone: (559) 637-4200
paul.melikian@reedley.ca.gov

Joe Mellett, *County of Humboldt*
825 Fifth Street, Room 126, Eureka, CA 95501
Phone: (707) 476-2452
jmellett@co.humboldt.ca.us

Rebecca Mendenhall, *City of San Carlos*
600 Elm Street, P.O. Box 3009, San Carlos, CA 94070-1309
Phone: (650) 802-4205
rmendenhall@cityofsancarlos.org

Michelle Mendoza, *MAXIMUS*
17310 Red Hill Avenue, Suite 340, Irvine, CA 95403
Phone: (949) 440-0845
michellemendoza@maximus.com

Dawn Merchant, *City of Antioch*
P.O. Box 5007, Antioch, CA 94531
Phone: (925) 779-7055
dmerchant@ci.antioch.ca.us

Yazmin Meza, *Department of Finance*
915 L Street, Sacramento, CA 95814
Phone: (916) 445-0328
Yazmin.meza@dof.ca.gov

Joan Michaels Aguilar, *City of Dixon*
600 East A Street, Dixon, CA 95620
Phone: N/A
jmichaelsaguilar@ci.dixon.ca.us

Ron Millard, Interim Finance Director, *City of Vallejo*
Finance Department, 555 Santa Clara Street, 3rd Floor, Vallejo, CA 94590
Phone: (707) 648-4592
lkimura@ci.vallejo.ca.us

Michael Miller, *County of Monterey*
168 W. Alisal Street, 3rd floor, Salinas, CA 93901
Phone: (831) 755-4500
miller@co.monterey.ca.us

Meredith Miller, Director of SB90 Services, *MAXIMUS*
3130 Kilgore Road, Suite 400, Rancho Cordova, CA 95670
Phone: (972) 490-9990
meredithcmiller@maximus.com

Todd Miller, *County of Madera*

Auditor-Controller, 200 W Fourth Street, 2nd Floor, Madera, CA 93637

Phone: (559) 675-7707

Todd.Miller@co.madera.ca.gov

David Millican, Interim Chief Financial Officer, *City of Oxnard*

300 West Third Street, Suite 302, Oxnard, CA 93030

Phone: (805) 385-7466

Tamara.Reese@ci.oxnard.ca.us

Leyne Milstein, Director of Finance, *City of Sacramento*

915 I Street, 5th Floor, Sacramento, CA 98514

Phone: (916) 808-5845

lmilstein@cityofsacramento.org

Robert Miyashiro, *Education Mandated Cost Network*

1121 L Street, Suite 1060, Sacramento, CA 95814

Phone: (916) 446-7517

robertm@sscal.com

Kevin Mizuno, Finance Director, *City of Clayton*

Finance Department, 600 Heritage Trail, Clayton, CA 94517

Phone: (925) 673-7309

kmizuno@ci.clayton.ca.us

Bruce Moe, *City of Manhattan Beach*

1400 Highland Ave., Manhattan Beach, CA 90266

Phone: N/A

bmoe@cityymb.info

Minnie Moreno, *City of Patterson*

1 Plaza Circle, Patterson, CA 95363

Phone: N/A

mmoreno@ci.patterson.ca.us

Debbie Moreno, *City of Anaheim*

200 S. Anaheim Boulevard, Anaheim, CA 92805

Phone: (716) 765-5192

DMoreno@anaheim.net

Russell Morreale, *City of Los Altos*

One North San Antonio Road, Los Altos, CA 94022

Phone: N/A

rmorreale@losaltosca.gov

Russell Morreale, Finance Director, *City of Palos Verdes Estates*

Finance Department, 340 Palos Verdes Dr West, Palos Verdes Estates, CA 90274

Phone: (310) 378-0383

rmorreale@pvestates.org

Cindy Mosser, City Treasurer/Finance Director, *City of San Rafael*

1400 Fifth Avenue, PO Box 151560, San Rafael, CA 94915

Phone: (415) 458-5001

cindy.mosser@cityofsanrafael.org

Brian Muir, *County of Shasta*
1450 Court St., Suite 238, Redding, CA 96001
Phone: (530) 225-5541
bmuir@co.shasta.ca.us

walter Munchheimer, Interim Administrative Services Manager, *City of Marysville*
Administration and Finance Department, 526 C Street, Marysville, CA 95901
Phone: (530) 749-3901
wmunchheimer@marysville.ca.us

Bill Mushallo, Finance Director, *City of Petaluma*
Finance Department, 11 English St., Petaluma, CA 94952
Phone: (707) 778-4352
financeemail@ci.petaluma.ca.us

Renee Nagel, Finance Director, *City of Visalia*
707 W. Acequia Avenue, City Hall West, Visalia, CA 93291
Phone: (559) 713-4375
RNagel@ci.visalia.ca.us

Jameel Naqvi, Analyst, *Legislative Analysts' Office*
Education Section, 925 L Street, Suite 1000, Sacramento, CA 95814
Phone: (916) 319-8331
Jameel.naqvi@lao.ca.gov

Tim Nash, *City of Encinitas*
505 S Vulcan Avenue, Encinitas, CA 92054
Phone: N/A
finmail@encinitasca.gov

Geoffrey Neill, Senior Legislative Analyst, Revenue & Taxation, *California State Association of Counties (CSAC)*
1100 K Street, Suite 101, Sacramento, CA 95814
Phone: (916) 327-7500
gneill@counties.org

Keith Neves, Director of Finance/City Treasurer, *City of Lake Forest*
Finance Department, 25550 Commercentre Drive, Lake Forest, CA 92630
Phone: (949) 461-3430
kneves@lakeforestca.gov

Howard Newens, *County of Yolo*
625 Court Street, Room 102, Woodland, CA 95695
Phone: (530) 666-8625
howard.newens@yolocounty.org

Doug Newland, *County of Imperial*
940 Main Street, Ste 108, El Centro, CA 92243
Phone: (760) 482-4556
dougnewland@co.imperial.ca.us

Keith Nezaam, *Department of Finance*
915 L Street, 8th Floor, Sacramento, CA 95814
Phone: (916) 445-8913

Keith.Nezaam@dof.ca.gov

Andy Nichols, *Nichols Consulting*
1857 44th Street, Sacramento, CA 95819
Phone: (916) 455-3939
andy@nichols-consulting.com

Dale Nielsen, Director of Finance/Treasurer, *City of Vista*
Finance Department, 200 Civic Center Drive, Vista, CA 92084
Phone: (760) 726-1340
dnielsen@ci.vista.ca.us

Marianne O'Malley, *Legislative Analyst's Office (B-29)*
925 L Street, Suite 1000, Sacramento, CA 95814
Phone: (916) 319-8315
marianne.O'malley@lao.ca.gov

Maria Oberg, Finance Director, *City of Emeryville*
1333, Park Avenue, Emeryville, CA 95608-3517
Phone: (510) 596-4352
moberg@emeryville.org

Patrick OConnell, *County of Alameda*
1221 Oak Street, Room 249, Oakland, CA 94512
Phone: (510) 272-6565
pat.oconnell@acgov.org

Andy Okoro, *City of Norco*
2870 Clark Avenue, Norco, CA 92860
Phone: N/A
aokoro@ci.norco.ca.us

Cathy Orme, Finance Director, *City of Larkspur*
Finance Department, 400 Magnolia Ave, Larkspur, CA 94939
Phone: (415) 927-5019
corne@cityoflarkspur.org

John Ornelas, Interim City Manager, *City of Huntington Park*
, 6550 Miles Avenue, Huntington Park, CA 90255
Phone: (323) 584-6223
scrum@hpca.gov

Odi Ortiz, Assistant City Manager/Finance Director, *City of Livingston*
Administrative Services, 1416 C Street, Livingston, CA 95334
Phone: (209) 394-8041
oortiz@livingstoncity.com

Christian Osmena, *Department of Finance*
915 L Street, Sacramento, CA 95814
Phone: (916) 445-0328
christian.osmena@dof.ca.gov

Wayne Padilla, Interim Director, *City of San Luis Obispo*
Finance & Information Technology Department, 990 Palm Street, San Luis Obispo, CA
93401

Phone: (805) 781-7125
wpadilla@slocity.org

Simona Padilla-Scholtens, Auditor-Controller, *County of Solano*
675 Texas Street, Suite 2800, Fairfield, CA 94533
Phone: (707) 784-6282
sjpadilla@solanocounty.com

Arthur Palkowitz, *Stutz Artiano Shinoff & Holtz*
2488 Historic Decatur Road, Suite 200, San Diego, CA 92106
Phone: (619) 232-3122
apalkowitz@sashlaw.com

Deborah Paolinelli, *County of Tulare*
411 East Kern Ave, Tulare, CA 93274
Phone: N/A
dpaolinelli@co.tulare.ca.us

Susan Paragas, *City of Azusa*
PO Box 1395, Azusa, CA 91702
Phone: N/A
sparagas@ci.azusa.ca.us

Alice Park-Renzie, *County of Alameda*
CAO, 1221 Oak Street, Oakland, CA 94612
Phone: (510) 272-3873
Alice.Park@acgov.org

Stephen Parker, Administrative Services Director, *City of Stanton*
Administrative Services and Finance Department, 7800 Katella Avenue, Stanton, CA 90680
Phone: (714) 379-9222
sparker@ci.stanton.ca.us

Donald Parker, *City of Montclair*
5111 Benito St., Montclair, CA 91763
Phone: N/A
dparker@cityofmontclair.org

Lalo Perez, *City of Palo Alto*
P.O. Box 10250, Palo Alto, CA 94303
Phone: N/A
lalo.perez@cityofpaloalto.org

Diane Perkin, *City of Lakewood*
5050 Clark Avenue, Lakewood, CA 90712
Phone: (562) 866-9771
dperkin@lakewoodcity.org

Keith Petersen, *SixTen & Associates*
P.O. Box 340430, Sacramento, CA 95834-0430
Phone: (916) 419-7093
kbsixten@aol.com

Eva Phelps, *City of San Ramon*
2226 Camino Ramon, San Ramon, CA 94583

Phone: N/A
ephelps@sanramon.ca.gov

Marcus Pimentel, *City of Santa Cruz*
809 Center Street, Rm 101, Santa Cruz, CA 95060
Phone: N/A
dl_Finance@cityofsantacruz.com

Adam Pirrie, *City of Claremont*
207 Harvard Ave, Claremont, CA 91711
Phone: (909) 399-5328
apirrie@ci.claremont.ca.us

Ruth Piyaman, Finance / Accounting Manager, *City of Malibu*
Administrative Services / Finance, 23825 Stuart Ranch Road, Malibu, CA 90265
Phone: (310) 456-2489
RPiyaman@malibucity.org

Bret M. Plumlee, City Manager, *City of Los Alamitos*
3191 Katella Ave., Los Alamitos, CA 90720
Phone: (562) 431-3538 ext.
bplumlee@cityoflosalamitos.org

Mike Podegracz, City Manager, *City of Hesperia*
Finance Department, 9700 Seventh Ave, Hesperia, CA 92345
Phone: (760) 947-1025
mpodegracz@cityofhesperia.us

Brian Ponty, *City of Redwood City*
1017 Middlefield Road, Redwood City, CA 94063
Phone: (650) 780-7300
finance@redwoodcity.org

Michael Powers, City Manager, *City of King City*
212 South Vanderhurst Avenue, King City, CA 93930
Phone: 831-386-5925
mpowers@kingcity.com

Jai Prasad, *County of San Bernardino*
Office of Auditor-Controller, 222 West Hospitality Lane, 4th Floor, San Bernardino, CA
92415-0018
Phone: (909) 386-8854
jai.prasad@atc.sbcounty.gov

Matt Pressey, Director, *City of Salinas*
Finance Department, 200 Lincoln Ave., Salinas, CA 93901
Phone: (831) 758-7211
mattp@ci.salinas.ca.us

Tom Prill, Finance Director, *City of San Jacinto*
Finance Department, 595 S. San Jacinto Ave., Building B, San Jacinto, CA 92583
Phone: (951) 487-7340
TPrill@sanjacintoca.us

Cindy Prothro, Finance Director, *City of Barstow*

Finance Department, 220 East Mountain View Street, Barstow, CA 92311
Phone: (760) 255-5115
cprothro@barstowca.org

Tim Przybyla, Finance Director, *City of Madera*
Finance Department, 205 West Fourth Street, Madera, CA 93637
Phone: (559) 661-5454
tprzybyla@cityofmadera.com

Marc Puckett, Assistant Town Manager of Finance & Administration, *Town of Apple Valley*
Finance Department, 14955 Dale Evans Parkway, Apple Valley, CA 92307
Phone: (760) 240-7000
finance@applevalley.org

Raul Purificacion, Finance Manager, *City of La Puente*
Finance Department, 15900 E. Main Street, La Puente, CA 91744
Phone: (626) 855-1500
rpurificacion@lapuente.org

John Quinn, *City of Calexico*
608 Heber Ave., Calexico, CA 92231
Phone: N/A
jqinn@calexico.ca.gov

Frank Quintero, *City of Merced*
678 West 18th Street, Merced, CA 95340
Phone: N/A
quinterof@cityofmerced.org

Yvonne Quiring, *City of Davis*
23 Russell Blvd., Davis, CA 95616
Phone: N/A
yquiring@cityofdavis.org

Sean Rabe, City Manager, *City of Colma*
1198 El Camino Real, Colma, CA 94014
Phone: (650) 997-8318
sean.rabe@colma.ca.gov

Juan Raigoza, Auditor-Controller, *County of San Mateo*
555 County Center, 4th Floor, Redwood City, CA 94063
Phone: (650) 363-4777
jraigoza@smcgov.org

Roberta Raper, Finance Director, *City of Napa*
Finance Department, P.O. Box 660, Napa, CA 94559-0660
Phone: (707) 257-9510
rraper@cityofnapa.org

Roberta Reed, *County of Mono*
P.O. Box 556, Bridgeport, CA 93517
Phone: (760) 932-5490
RReed@mono.ca.gov

Karan Reid, Finance Director, *City of Concord*

1950 Parkside Drive, Concord, CA 94519
Phone: (925) 671-3178
karan.reid@cityofconcord.org

Sandra Repede, Principal Financial Analyst, *City of San Buenaventura*
Finance & Technology, 501 Poli St. Room 101, Ventura, CA 93001
Phone: (805) 654-7728
srepede@cityofventura.net

Mark Rewolinski, *MAXIMUS*
625 Coolidge Drive, Suite 100, Folsom, CA 95630
Phone: (949) 440-0845
markrewolinski@maximus.com

Sandra Reynolds, *Reynolds Consulting Group, Inc.*
P.O. Box 894059, Temecula, CA 92589
Phone: (951) 303-3034
sandrareynolds_30@msn.com

Tina Reza, Interim Finance Director, *City of Morgan Hill*
Finance Department, 17575 Peak Ave., Morgan Hill, CA 95037
Phone: (408) 779-7237
Tina.Reza@morgan-hill.ca.gov

Tae G. Rhee, Finance Director, *City of Bellflower*
Finance Department, 16600 Civic Center Dr, Bellflower, CA 90706
Phone: (562) 804-1424
trhee@bellflower.org

Robert Richardson, City Manager, *City of Grass Valley*
Finance Department, 125 East Main Street, Grass Valley, CA 95945
Phone: (530) 274-4312
r.richardson@cityofgrassvalley.com

Rachelle Rickard, City Manager, *City of Atascadero*
Finance Department, 6500 Palma Ave, Atascadero, CA 93422
Phone: (805) 461-7612
rickard@atascadero.org

Jorge Rifa, City Administrator, *City of Commerce*
Finance Department, 2535 Commerce Way, Commerce, CA 90040
Phone: (323) 722-4805
jorger@ci.commerce.ca.us

James Riley, Administrative Services Director, *City of Lake Elsinore*
130 South Main Street, Lake Elsinore, CA 92530
Phone: N/A
jriley@lake-elsinore.org

Kathy Rios, *State Controller's Office*
Division of Accounting and Reporting, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 324-5919
krios@sco.ca.gov

Rosa Rios, *City of Delano*

1015 11th Ave., Delano, CA 93216

Phone: N/A

rrios@cityofdelano.org

Mark Roberts, *City of National City*

1243 National City Blvd., National City, CA 91950

Phone: N/A

finance@nationalcityca.gov

Laura Rocha, *City of San Marcos*

1 Civic Center Drive, San Marcos, CA 92069

Phone: (760) 744-1050

Lrocha@san-marcos.net

Rob Rockwell, Director of Finance, *City of Indio*

Finance Department, 100 Civic Center Mall, Indio, CA 92201

Phone: (760) 391-4029

rockwell@indio.org

Paul Rodriguez, City Manager, *City of Eureka*

531 K Street, Eureka, CA 95501

Phone: (707) 441-4144

webmaster@ci.eureka.ca.gov

Benjamin Rosenfield, City Controller, *City and County of San Francisco*

1 Dr. Carlton B. Goodlett Place, Room 316, San Francisco, CA 94102

Phone: (415) 554-7500

ben.rosenfield@sfgov.org

Tacy Oneto Rouen, Auditor, *County of Amador*

810 Court Street, Jackson, CA 95642-2131

Phone: (209) 223-6357

trouen@amadorgov.org

Linda Ruffing, City Manager, *City of Fort Bragg*

Finance Department, 416 N Franklin Street, Fort Bragg, CA 94537

Phone: (707) 961-2823

lruffing@fortbragg.com

Cynthia Russell, Chief Financial Officer/City Treasurer, *City of San Juan Capistrano*

Finance Department, 32400 Paseo Adelanto, San Juan Capistrano, CA 92675

Phone: (949) 443-6343

crussell@sanjuancapistrano.org

Joan Ryan, Finance Director, *City of Escondido*

201 N. Broadway, Escondido, CA 92025

Phone: N/A

jryan@ci.escondido.ca.us

Cathy Saderlund, *County of Lake*

255 N. Forbes Street, Lakeport, CA 95453

Phone: (707) 263-2311

cathy.saderlund@lakecountyca.gov

Leticia Salcido, *City of El Centro*

1275 Main Street, El Centro, CA 92243

Phone: N/A

lsalcido@ci.el-centro.ca.us

Marcia Salter, *County of Nevada*

950 Maidu Avenue, Nevada City, CA 95959

Phone: (530) 265-1244

marcia.salter@co.nevada.ca.us

Robert Samario, *City of Santa Barbara*

P.O. Box 1990, Santa Barbara, CA 93102-1990

Phone: (805) 564-5336

BSamario@SantaBarbaraCA.gov

Kathy Samms, *County of Santa Cruz*

701 Ocean Street, Room 340, Santa Cruz, CA 95060

Phone: (831) 454-2440

shf735@co.santa-cruz.ca.us

Tracy Sandoval, *County of San Diego*

1600 Pacific Highway, Room 166, San Diego, CA 92101

Phone: (619) 531-5413

tracy.sandoval@sdcounty.ca.gov

Kimberly Sarkovich, Chief Financial Officer, *City of Rocklin*

3970 Rocklin Road, Rocklin, CA 95677

Phone: (916) 625-5020

kim.sarkovich@rocklin.ca.us

Clinton Schaad, *County of Del Norte*

981 H Street, Suite 140, Crescent City, CA 95531

Phone: (707) 464-7202

cschaad@co.del-norte.ca.us

Stuart Schillinger, *City of Brisbane*

50 Park Place, Brisbane, CA 94005-1310

Phone: N/A

schillinger@ci.brisbane.ca.us

Karin Schnaider, Finance Director, *City of Benicia*

Finance Department, 250 East L Street, Benicia, CA 94510

Phone: (707) 746-4225

KSchnaider@ci.benicia.ca.us

Tracy Schulze, *County of Napa*

1195 Third Street, Suite B-10, Napa, CA 94559

Phone: (707) 299-1733

tracy.schulze@countyofnapa.org

Tami Scott, Administrative Services Director, *Cathedral City*

Administrative Services, 68700 Avenida Lalo Guerrero, Cathedral City, CA 92234

Phone: (760) 770-0356

tscott@cathedralcity.gov

Lee Scott, *Department of Finance*

15 L Street, 8th Floor, Sacramento, CA 95814
Phone: (916) 445-3274
lee.scott@dof.ca.gov

David Scribner, *Max8550*
2200 Sunrise Boulevard, Suite 240, Gold River, CA 95670
Phone: (916) 852-8970
dscribner@max8550.com

Peggy Scroggins, *County of Colusa*
546 Jay Street, Ste 202, Colusa, CA 95932
Phone: (530) 458-0400
pscroggins@countyofcolusa.org

Kelly Sessions, Finance Manager, *City of San Pablo*
Finance Department, 13831 San Pablo Avenue, Building #2, San Pablo, CA 94806
Phone: (510) 215-3021
kellys@sanpabloca.gov

Mel Shannon, Finance Director, *City of La Habra*
Finance/Admin. Services, 201 E. La Habra Blvd, La Habra, CA 90633-0337
Phone: (562) 383-4050
mshannon@lahabraca.gov

Amy Shepherd, *County of Inyo*
Auditor-Controller, P.O. Drawer R, Independence, CA 93526
Phone: (760) 878-0343
ashepherd@inyocounty.us

Steve Shields, *Shields Consulting Group, Inc.*
1536 36th Street, Sacramento, CA 95816
Phone: (916) 454-7310
steve@shieldscg.com

Ed Shikada, City Manager, *City of San Jose*
200 E. Santa Clara Street, 16th Floor, San Jose, CA 95113
Phone: (408) 535-8100
ed.shikada@sanjoseca.gov

Wayne Shimabukuro, *County of San Bernardino*
Auditor/Controller-Recorder-Treasurer-Tax Collector, 222 West Hospitality Lane, 4th Floor,
San Bernardino, CA 92415-0018
Phone: (909) 386-8850
wayne.shimabukuro@atc.sbcounty.gov

Donna Silva, Finance Director, *City of Rancho Cordova*
Finance Department, 2729 Prospect Park Drive, Rancho Cordova, CA 95670
Phone: (916) 851-8730
dsilva@cityofranhocordova.org

Lucy Simonson, *County of Mendocino*
501 Low Gap Road, Rm 1080, Ukiah, CA 95482
Phone: (707) 463-4388
simonsol@co.mendocino.ca.us

Andrew Sisk, *County of Placer*
2970 Richardson Drive, Auburn, CA 95603
Phone: (530) 889-4026
asisk@placer.ca.gov

Susan Slayton, Administrative Services Director, *City of Morro Bay*
Administrative Services , 595 Harbor Street, Morro Bay, CA 93442
Phone: (805) 772-6201
sslayton@morro-bay.ca.us

Nelson Smith, *City of Bakersfield*
1600 Truxtun Avenue, Bakersfield, CA 93301
Phone: N/A
nsmith@bakersfieldcity.us

Margarita Solis, City Treasurer, *City of San Fernando*
117 Macneil Street, San Fernando, CA 91340
Phone: (818) 898-1218
msolis@sfcity.org

Carla Soracco, Finance Manager, *City of Jackson*
Finance Department, 33 Broadway, Jackson, CA 95642
Phone: (209) 223-1646
csoracco@ci.jackson.ca.us

Jim Spano, Chief, Mandated Cost Audits Bureau, *State Controller's Office*
Division of Audits, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 323-5849
jspano@sco.ca.gov

Dennis Speciale, *State Controller's Office*
Division of Accounting and Reporting, 3301 C Street, Suite 700, Sacramento, CA 95816
Phone: (916) 324-0254
DSpeciale@sco.ca.gov

Cathy Spinella, Finance Manager, *City of Martinez*
Finance Department , 525 Henrietta Street, Martinez, CA 94553
Phone: (925) 372-3579
cspinella@cityofmartinez.org

Betsy St. John, *City of Palmdale*
38300 Sierra Highway, Suite D, Palmdale, CA 93550
Phone: N/A
bstjohn@cityofpalmdale.org

Susan A. Stanton, City Manager, *City of Greenfield*
Finance Department, 599 El Camino Real, Greenfield, CA 93927
Phone: (831) 674-5591
sstanton@ci.greenfield.ca.us

Robert Stark, *County of Sutter*
463 2nd Street, Suite 117, Yuba City, CA 95991
Phone: (530) 822-7127
rstark@co.sutter.ca.us

Jim Steele, *City of South San Francisco*
P.O. Box 711, South San Francisco, CA 94083
Phone: N/A
jim.steele@ssf.net

Stephen Strong, Finance Director, *City of Redding*
Finance Department, 3rd Floor City Hall, 777 Cypress Avenue, Redding, CA 96001
Phone: (530) 225-4079
sstrong@ci.redding.ca.us

Jana Stuard, *City of Norwalk*
P.O. Box 1030, Norwalk, CA 90650
Phone: N/A
jstuard@norwalkca.gov

Leslie Suelter, *City of Coronado*
1825 Strand Way, Coronado, CA 92118
Phone: N/A
lsuelter@coronado.ca.us

Edmund Suen, Finance Director, *City of East Palo Alto*
Finance Department, 2415 University Ave, East Palo Alto, CA 94303
Phone: (650) 853-3122
financedepartment@cityofepa.org

Evelyn Suess, Principal Program Budget Analyst, *Department of Finance*
Requester Representative
Local Government Unit, 915 L Street, Sacramento, CA 95814
Phone: (916) 445-1546
evelyn.suess@dof.ca.gov

Karen Suiker, City Manager, *City of Trinidad*
409 Trinity Street, PO Box 390, Trinidad, CA 95570
Phone: (707) 677-3876
citymanager@trinidad.ca.gov

Deborah Sultan, Finance Director, *City of Sanger*
Finance, 1700 7th Street, Sanger, CA 93657
Phone: (559) 876-6300
dsultan@ci.sanger.ca.us

David Sundstrom, *County of Sonoma*
585 Fiscal Drive, Room 100, Santa Rosa, CA 95403
Phone: (707) 565-3285
david.sundstrom@sonoma-county.org

David Sung, *City of Hawaiian Gardens*
21815 Pioneer Boulevard, Hawaiian Gardens, CA 90716
Phone: N/A
dsung@hgcity.org

Meg Svoboda, *Senate Office of Research*
1020 N Street, Suite 200, Sacramento, CA
Phone: (916) 651-1500

meg.svoboda@sen.ca.gov

Kim Szczurek, Administrative Services Director, *Town of Truckee*
Administrative Services, 10183 Truckee Airport Road, Truckee, CA 96161
Phone: (530) 582-2913
kszczurek@townoftruckee.com

Jesse Takahashi, *City of Campbell*
70 North First Street, Campbell, CA 95008
Phone: N/A
jesset@cityofcampbell.com

Amy Tang-Paterno, Educational Fiscal Services Consultant, *California Department of Education*
Government Affairs, 1430 N Street, Suite 5602, Sacramento, CA 95814
Phone: (916) 322-6630
ATangPaterno@cde.ca.gov

Jill Taura, *City of Glendora*
116 East Foothill Blvd, Glendora, CA 91741-3380
Phone: N/A
jtaura@ci.glendora.ca.us

Rick Teichert, *City of Moreno Valley*
14177 Frederick Street, Moreno Valley, CA 92552-0805
Phone: N/A
richardt@moval.org

Gina Tharani, Finance Director, *City of Aliso Viejo*
Finance Department, 12 Journey, Suite 100, Aliso Viejo, CA 92656-5335
Phone: (949) 425-2524
financial-services@cityofalisoviejo.com

Lynn Theissen, Finance Director, *City of Chico*
411 Main St., Chico, CA 95927
Phone: (530) 879-7300
ltheisse@ci.chico.ca.us

Darlene Thompson, Finance Director / Treasurer, *City of Tulare*
Finance Department, 411 E Kern Ave., Tulare, CA 93274
Phone: (559) 684-4255
dthompson@ci.tulare.ca.us

John Thornberry, Finance Director, *City of Carpinteria*
Finance Department, 5775 Carpinteria Ave, Carpinteria, CA 93013
Phone: (805) 684-5405
johnt@ci.carpinteria.ca.us

James Throop, Finance Director, *City of El Paso De Robles*
Administrative Services, 1000 Spring Street, Paso Robles, CA 93446
Phone: (805) 227-7276
jthroop@prcity.com

Sheryl Thur, *County of Glenn*
516 West Sycamore Street, Willows, CA 95988

Phone: (530) 934-6402
sthur@countyofglenn.net

Cathleen Till, Finance Director, *City of Lemon Grove*
Finance Department, 3232 Main Street, Lemon Grove, CA 91945
Phone: (619) 825-3803
ctill@lemongrove.ca.gov

Donna Timmerman, Financial Manager, *City of Ferndale*
Finance Department, 834 Main Street, Ferndale, CA 95535
Phone: (707) 786-4224
finance@ci.ferndale.ca.us

Steve Toler, Finance Director, *City of Millbrae*
621 Magnolia Avenue, Millbrae, CA 94030
Phone: (650) 259-2334
stoler@ci.millbrae.ca.us

Jolene Tollenaar, *MGT of America*
2001 P Street, Suite 200, Suite 200, Sacramento, CA 95811
Phone: (916) 443-9136
jolene_tollenaar@mgtamer.com

Eric Tsao, *City of Torrance*
Finance Department, 3031 Torrance Blvd., Torrance, CA 90503
Phone: (310) 618-5850
etsao@TorranceCA.gov

Evelyn Tseng, *City of Newport Beach*
100 Civic Center Drive, Newport Beach, CA 92660
Phone: (949) 644-3127
etseng@newportbeachca.gov

Stefanie Turner, Finance Director, *City of Rancho Santa Margarita*
Finance Department, 22112 El Paseo, Rancho Santa Margarita, CA 92688
Phone: (949) 635-1808
sturner@cityofrsm.org

Brian Uhler, *Legislative Analyst's Office*
925 L Street, Suite 1000, Sacramento, CA 95814
Phone: (916) 319-8328
brian.uhler@lao.ca.gov

Julie Valverde, *County of Sacramento*
700 H Street, Room 3650, Sacramento, CA 95814
Phone: (916) 874-7248
valverdej@saccounty.net

Sue Vannucci, *City of Woodland*
300 First Street, Woodland, CA 95695
Phone: N/A
svannucci@cityofwilliams.org

Ruby Vasquez, *County of Colusa*
546 Jay Street, Suite 202, Colusa, CA 95932

Phone: (530) 458-0424
rvasquez@countyofcolusa.com

Ezequiel Vega, Director, *City of Watsonville*
250 Main St., Watsonville, CA 95076
Phone: (831) 768-3450
ezequiel.vega@cityofwatsonville.org

Patty Virto, Finance Manager, *City of Fillmore*
Finance Department, 250 Central Avenue, Fillmore, CA 93015
Phone: (805) 524-3701
pvirto@ci.fillmore.ca.us

Rene Vise, Director of Administrative Services, *City of Santa Maria*
Department of Administrative Services, 110 East Cook Street Room 6, Santa Maria, CA
93454-5190
Phone: (805) 925-0951
rvise@ci.santa-maria.ca.us

Nawel Voelker, Acting Director of Finance (Management Analyst), *City of Belmont*
Finance Department, One Twin Pines Lane, Belmont, CA 94002
Phone: (650) 595-7433
nvoelker@belmont.gov

Mary Jo Walker, *County of Santa Cruz*
701 Ocean Street, Room 100, Santa Cruz, CA 95060-4073
Phone: (831) 454-2500
Aud002@co.santa-cruz.ca.us

Melinda Wall, *City of Lompoc*
P.O. Box 8001, Lompoc, CA 93438-8001
Phone: N/A
m_wall@ci.lompoc.ca.us

Sarah Waller-Bullock, *City of La Mesa*
P.O. Box 937, La Mesa, CA 91944-0937
Phone: N/A
sbullock@ci.la-mesa.ca.us

George Warman Jr., *City of Corte Madera*
P.O. Box 159, Corte Madera, CA 94976-0159
Phone: N/A
gwarman@ci.corte-madera.ca.us

Dave Warren, Director of Finance, *City of Placerville*
Finance Department, 3101 Center Street, Placerville, CA 95667
Phone: (530) 642-5223
dwarren@cityofplacerville.org

Tara Webley, *County of Tulare*
411 East Kern Ave., Tulare, CA 93274
Phone: N/A
twebley@co.tulare.ca.us

Renee Wellhouse, *David Wellhouse & Associates, Inc.*

3609 Bradshaw Road, H-382, Sacramento, CA 95927

Phone: (916) 797-4883

dwa-renee@surewest.net

Kevin Werner, City Administrator, *City of Ripon*

Administrative Staff, 259 N. Wilma Avenue, Ripon, CA 95366

Phone: (209) 599-2108

kwerner@cityofripon.org

David White, *City of Fairfield*

1000 Webster Street, Fairfield, CA 94533

Phone: N/A

dwhite@fairfield.ca.gov

Michael Whitehead, Administrative Services Director & City Treasurer, *City of Rolling Hills Estates*

Administrative Services, 4045 Palos Verdes Drive North, Rolling Hills Estates, CA 90274

Phone: (310) 377-1577

MikeW@RollingHillsEstatesCA.gov

Gina Will, Finance Director, *City of Paradise*

Finance Department, 5555 Skyway, Paradise, CA 95969

Phone: (530) 872-6291

gwill@townofparadise.com

David Wilson, *City of West Hollywood*

8300 Santa Monica Blvd., West Hollywood, CA 90069

Phone: N/A

dwilson@weho.org

Chris Woidzik, Finance Director, *City of Avalon*

Finance Department, 410 Avalon Canyon Rd., Avalon, CA 90704

Phone: (310) 510-0220

Scampbell@cityofavalon.com

Jeff Woltkamp, *County of San Joaquin*

44 N San Joaquin St. Suite 550, Stockton, CA 95202

Phone: (209) 468-3925

jwoltkamp@sjgov.org

Clara Wong, *City of West Covina*

1444 W. Garvey Ave. South, West Covina, CA 91790

Phone: N/A

clara.wong@westcovina.org

Paul Wood, Director of Finance, *City of Carmel*

Finance Department, P.O. Box CC, Carmel, CA 93921

Phone: (831) 620-2000

pwood@ci.carmel.ca.us

Rita Woodard, *County of Tulare*

County Civic Center, 221 South Mooney Blvd, Room 101-E, Visalia, CA 93291-4593

Phone: (559) 636-5200

rwoodard@co.tulare.ca.us

Susie Woodstock, *City of Newark*
37101 Newark Blvd., Newark, CA 94560
Phone: N/A
susie.woodstock@newark.org

Jane Wright, Finance Manager, *City of Ione*
Finance Department, 1 East Main Street , PO Box 398, Ione, CA 95640
Phone: (209) 274-2412
JWright@ione-ca.com

Phil Wright, Director of Administrative Services, *City of West Sacramento*
Finance Division, 1110 West Capitol Avenue, 3rd Floor, West Sacramento, CA 95691
Phone: (916) 617-4575
Philw@cityofwestsacramento.org

Hasmik Yaghobyan, *County of Los Angeles*
Auditor-Controller's Office, 500 W. Temple Street, Room 603, Los Angeles, CA 90012
Phone: (213) 974-9653
hyaghobyan@auditor.lacounty.gov

Curtis Yakimow, Town Manager, *Town of Yucca Valley*
57090 Twentynine Palms Highway, Yucca Valley, CA 92284
Phone: (760) 369-7207
townmanager@yucca-valley.org

Annie Yaung, *City of Monterey Park*
320 West Newmark Avenue, Monterey Park, CA 91754
Phone: N/A
ayaung@montereypark.ca.gov

Carl Yeats, *City of Burlingame*
501 Primrose Rd., Burlingame, CA 94010
Phone: N/A
cyeats@burlingame.org

Bobby Young, *City of Costa Mesa*
77 Fair Drive, Costa Mesa, CA 92626
Phone: N/A
Bobby.Young@costamesaca.gov