



CITY OF MENDOTA

"Cantaloupe Center Of The World"

ROBERT SILVA
Mayor
ROLANDO CASTRO
Mayor Pro Tem
VICTOR MARTINEZ
JESSE MENDOZA
OSCAR ROSALES

AGENDA
MENDOTA CITY COUNCIL
Regular City Council Meeting
CITY COUNCIL CHAMBERS
643 QUINCE STREET
April 9, 2019
6:00 PM

CRISTIAN GONZALEZ
City Manager
JOHN KINSEY
City Attorney

The Mendota City Council welcomes you to its meetings, which are scheduled for the 2nd and 4th Tuesday of every month. Your interest and participation are encouraged and appreciated. Notice is hereby given that Council may discuss and/or take action on any or all of the items listed on this agenda. **Please turn your cell phones on vibrate/off while in the council chambers.**

Any public writings distributed by the City of Mendota to at least a majority of the City Council regarding any item on this regular meeting agenda will be made available at the front counter at City Hall located at 643 Quince Street Mendota, CA 93640, during normal business hours, 8 AM - 5 PM.

In compliance with the Americans with Disabilities Act, those requiring special assistance to participate at this meeting please contact the City Clerk at (559) 655-3291. Notification of at least forty-eight hours prior to the meeting will enable staff to make reasonable arrangements to ensure accessibility to the meeting.

CALL TO ORDER

ROLL CALL

FLAG SALUTE

FINALIZE THE AGENDA

1. Adjustments to Agenda
2. Adoption of final Agenda

PRESENTATIONS

1. Proposed adoption of **Proclamation No. 19-02**, recognizing the week of April 8th through April 12th as National Boys & Girls Club Week.
2. Council to recognize Matt Flood for his service to the community.

CITIZENS ORAL AND WRITTEN PRESENTATIONS

At this time members of the public may address the City Council on any matter not listed on the agenda involving matters within the jurisdiction of the City Council. Please complete a "request to speak" form and limit your comments to THREE (3) MINUTES. Please give the completed form to City Clerk prior to the start of the meeting. All speakers shall observe proper decorum. The Mendota Municipal Code prohibits the use of boisterous, slanderous, or profane language. All speakers must step to the podium, state their names and addresses for the record. Please watch the time.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the regular City Council meeting of March 26, 2019.
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

CONSENT CALENDAR

Matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Calendar and will be considered separately.

1. MARCH 26, 2019 THROUGH APRIL 04, 2019
WARRANT LIST CHECKS NO. 45135 THRU 45196
TOTAL FOR COUNCIL APPROVAL = \$243,985.06
2. Proposed adoption of **Proclamation No. 19-03**, recognizing May 18, 2019 as Kids to Parks Day in the City of Mendota.
3. Proposed adoption of **Resolution No. 19-22**, revising the Management Benefit resolution.
4. Proposed adoption of **Resolution No. 19-23**, approving the Professional Services Contract with New Vision Aviation, Inc. and authorizing the City Manager to execute same.

BUSINESS

1. Council discussion and consideration of potential Mendota Municipal Code amendments regarding permitted cannabis business activities.
 - a. *Receive report from City Manager Gonzalez*
 - b. *Inquiries from Council to staff*
 - c. *Mayor opens floor to receive any comment from the public*
 - d. *Council provide direction to staff on how to proceed*
2. Council discussion and consideration of project alternatives for Proposition 68 grant funding.
 - a. *Receive report from Finance Administrative Supervisor Diaz*
 - b. *Inquiries from Council to staff*
 - c. *Mayor opens floor to receive any comment from the public*
 - d. *Council provide direction to staff on how to proceed*

3. Council discussion and consideration of **Resolution No. 19-21**, approving the reinstatement of the Finance Officer position.
 - a. *Receive report from Director of Administrative Services Lekumberry*
 - b. *Inquiries from Council to staff*
 - c. *Mayor opens floor to receive any comment from the public*
 - d. *Council consider Resolution No.19-21 for adoption*

PUBLIC HEARING

1. Public hearing and second reading of **Ordinance No. 19-02**, amending Title 17, Chapter 17.08, Section 17.08.040 of the Mendota Municipal Code to modify the procedure for the initiation of zoning amendments.
 - a. *Receive report from City Manager Gonzalez*
 - b. *Inquiries from Council to staff*
 - c. *Mayor opens the public hearing, accepting comments from the public*
 - d. *Mayor closes the public hearing*
 - e. *Council provide any input, waive second reading, and adopt Ordinance No. 19-02*

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Animal Control, Code Enforcement, and Police Department
 - a) Monthly Report
2. City Attorney
 - a) Update
3. City Manager

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)
2. Mayor

ADJOURNMENT

CERTIFICATION OF POSTING

I, Celeste Cabrera, City Clerk of the City of Mendota, do hereby declare that the foregoing agenda for the Mendota City Council Regular Meeting of April 9, 2019, was posted on the outside bulletin board located at City Hall, 643 Quince Street Friday, April 5, 2019 at 4:45 p.m.



Celeste Cabrera, City Clerk

City of Mendota
Proclamation to the Citizens of
Mendota, California
Proclamation No. 19-02

***Recognizing the week of April 8th through the 12th as National Boys & Girls
Club Week***

WHEREAS, the young people of Mendota, California are tomorrow's leaders; and

WHEREAS, many young people need professional youth services to help them achieve their full potential; and

WHEREAS, there are 19 Boys & Girls Clubs in the county of Fresno – including Mendota – that serve more than 6000 young people annually; and

WHEREAS, the Mendota Boys & Girls Club instills young people with the self-confidence to believe they can succeed at anything they put their mind to, and stand at the forefront of efforts in the areas of academic success, healthy lifestyles, good character, and citizenship; and

WHEREAS, Boys & Girls Club organizations in California help ensure that young people have a safe, supportive place to spend time and will provide them with quality youth development programs; and

WHEREAS, the Mendota Boys & Girls Club will celebrate National Boys & Girls Club Week with some 4,000 Clubs and over 2 million more children and teens nationwide.

NOW, THEREFORE, BE IT RESOLVED, on this 9th day of April, 2019, the City Council of the City of Mendota, does hereby proclaim April 8-12, 2019, as Boys & Girls Club Week in Mendota, California.

BE IT FURTHER RESOLVED, that the Council encourages all citizens to join in on recognizing and commending Boys & Girls Clubs in California for providing the young people of our communities with comprehensive and effective youth development services.

Robert Silva, Mayor



MINUTES OF MENDOTA REGULAR CITY COUNCIL MEETING

Regular Meeting

March 26, 2019

Meeting called to order by Mayor Silva at 6:00 p.m.

Roll Call

Council Members Present: Mayor Robert Silva, Mayor Pro Tem Rolando Castro, Councilors Victor Martinez, Jesse Mendoza, and Oscar Rosales

Council Members Absent: None

Flag salute led by Councilor Martinez

FINALIZE THE AGENDA

1. Adjustments to Agenda.
2. Adoption of final Agenda.

A motion was made by Mayor Pro Tem Castro to adopt the agenda, seconded by Councilor Mendoza; unanimously approved (5 ayes).

CITIZENS ORAL AND WRITTEN PRESENTATIONS

None offered.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the regular City Council meeting of March 12, 2019 and the special City Council meeting of March 13, 2019.
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

A motion was made by Councilor Rosales to approve items 1 and 2, seconded by Councilor Mendoza; unanimously approved (5 ayes).

CONSENT CALENDAR

1. MARCH 12, 2019 THROUGH MARCH 20, 2019
WARRANT LIST CHECKS NO. 45073 THRU 45134
TOTAL FOR COUNCIL APPROVAL = \$363,428.87
2. Proposed adoption of **Resolution No. 19-17**, authorizing execution of a contract amendment for planning and engineering services for the construction of improvements to and expansion of Rojas-Pierce Park.
3. Proposed adoption of **Resolution No. 19-18**, authorizing execution of an engineering services agreement for the Lozano Street and Derrick Avenue restriping.
4. Proposed adoption of **Resolution No. 19-19**, approving an update to the Westamerica Bank signature card.
5. Proposed adoption of **Resolution No. 19-20**, approving the third amendment to the Cooperative Agreement to Establish Program Eligibility and Funding Requirements.

A motion was made by Councilor Rosales to adopt items 1 through 3 of the Consent Calendar, seconded by Councilor Mendoza; unanimously approved (5 ayes).

BUSINESS

1. Council discussion on amendments to the Mendota Municipal Code regarding the provisions concerning mobile food vendors.

Mayor Silva introduced the item and City Manager Gonzalez deferred to Assistant City Attorney Cardella, who summarized his report including the provisions of SB 946; the City's current regulations of itinerant vendors; the inconsistency of these regulations with the provisions of SB 946; and the options that the City has to address SB 946.

Discussion was held whether cottage food operations are affected by SB 946; holding a public hearing for the proposed amendments to the Mendota Municipal Code (MMC) regarding non-motorized itinerant vendors; the regulations that other cities have regarding itinerant vendors; the impacts that the consequences of SB 946 will have on code enforcement; potential revenue options related to permitting; and whether other cities are also implementing regulations in response to SB 946.

Council consensus was reached to direct Assistant City Attorney Cardella to provide a draft MMC amendment concerning non-motorized itinerant vendors for the Council's consideration.

PUBLIC HEARING

1. Public hearing and second reading of **Ordinance No. 19-03**, amending Title 8, Chapter 8.20 of the Mendota Municipal Code relating to the recovery of attorney fees in nuisance abatement proceedings.

Mayor Silva introduced the item and Assistant City Attorney Cardella summarized the report including the provisions that the ordinance provides to allow the City to recover attorney fees for nuisance abatement proceedings initiated by the City.

At 6:32 p.m. Mayor Silva opened the hearing to the public and, seeing no one present willing to comment, closed it in that same minute.

A motion was made by Councilor Rosales to adopt Ordinance No. 19-03, seconded by Councilor Martinez; unanimously approved (5 ayes).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Administrative Services
 - a) Monthly Report

Director of Administrative Services Lekumberry summarized her report including recruitment efforts; a worker's compensation claim; a vehicle accident; the average number of Senior Center attendees; and special projects.

2. City Attorney
 - a) Update

Nothing to report.

4. City Manager

City Manager Gonzalez reported that the City had received an application for a conditional use permit for the AMOR project; the upcoming goal setting meeting; the upcoming Earth Day event; and his tour of the Canna-Hub development.

Discussion was held on the Black Street reconstruction project; providing the Council with a report that provides an update of all ongoing street projects; the status of the Rojas-Pierce Park Expansion project; the status of the Axiom development; the condition of the Belmont Avenue storm drain system; whether the City has the capacity to provide utility services to new developments; the existence of overgrown weeds and homeless individuals on Fresno County property near the City; and a mechanic shop

that is operating illegally within the City.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)

Councilor Martinez stated that the Salvadoran Consulate would be providing their services at Gonzalez Hall on March 31st; and reported on the upcoming Central Valley Leadership Roundtable meeting that will be held on March 30th.

Councilor Mendoza reported on the upcoming community clean-up event.

Councilor Rosales inquired on potential improvements to Lindgren-Lozano Park; and individuals not stopping at a stop sign on Blanco Street.

2. Mayor

Mayor Silva reported on a meeting he had with State Senator Caballero, and his requests for funding for various City projects and events.

ADJOURNMENT

With no more business to be brought before the Council, a motion for adjournment was made at 7:02 p.m. by Councilor Rosales, seconded by Councilor Mendoza; unanimously approved (5 ayes).

Robert Silva, Mayor

ATTEST:

Celeste Cabrera, City Clerk

CITY OF MENDOTA
CASH DISBURSEMENTS
3/26/2019 - 4/4/2019
Check# 45135 - 45196

| Date | Check # | Amount | Vendor | Department | Description |
|----------------|---------|--------------|-------------------------------|--------------------------------------|--|
| March 26, 2019 | 45135 | \$246.40 | ADT SECURITY SERVICES | GENERAL | SECURITY SERVICES (4/1/19 - 6/30/19) ROJAS-PIERCE PARK, AND SECURITY SERVICES (4/3/19 - 5/2/19) COMMUNITY CENTER |
| March 26, 2019 | 45136 | \$24,164.15 | BLUE SHIELD OF CALIFORNIA | GENERAL | MEDICAL INSURANCE FOR APRIL 2019 |
| March 26, 2019 | 45137 | \$1,707.28 | MUTUAL OF OMAHA | GENERAL | LIFE AD&D LTD STD INSURANCE FOR APRIL 2019 |
| March 26, 2019 | 45138 | \$28,750.16 | PG&E | GENERAL-WATER-SEWER-STREETS-AVIATION | CITYWIDE UTILITY SERVICES 2/15/19 - 3/18/19, WATER DEPARTMENT UTILITIES - WELL |
| March 26, 2019 | 45139 | \$194.36 | PITNEY BOWES INC | GENERAL-WATER-SEWER | POSTAGE METER RENTAL 4/1/19 - 6/30/19 |
| March 26, 2019 | 45140 | \$189.00 | THE HOME DEPOT | GENERAL | (2) 12X12 P&S CARRARA MARBLE (DMV) & (4) 12X12 P&S CARRARA MARBLE - 30 SF & (1) GREASE MONKEY (DMV) |
| April 3, 2019 | 45141 | \$112,008.00 | WESTAMERICA BANK | GENERAL | PAYROLL TRANSFER 3/18/2019 - 3/31/2019 |
| April 3, 2019 | 45142 | \$5,140.00 | LORIE ANN ADAMS | GENERAL | (3) PORTFOLIO MANAGEMENT JANUARY 2019, FEBRUARY 2019, MARCH 2019, (6) CDBG WAIVER PROCESS: PI REUSE PLAN, & (1) CASA DE ROSA |
| April 3, 2019 | 45143 | \$288.93 | ADT SECURITY SERVICES | GENERAL-WATER-SEWER | SECURITY SERVICES 4/13/19 - 5/12/19 DMV, EDD, & CITY HALL |
| April 3, 2019 | 45144 | \$476.43 | ALEX AUTO DIAGNOSTICS | GENERAL | VEH#83 - PD BRAKE PADS, ROTOR, DISC BRAKE PADS, & DISC ROTORS (PD) |
| April 3, 2019 | 45145 | \$350.00 | ALL VALLEY ADMINISTRATORS LLC | GENERAL-WATER-SEWER | 2ND QTR 2019 RETIREMENT PLAN ADMINISTRATION |
| April 3, 2019 | 45146 | \$343.98 | AMERIPRIDE SERVICES INC | GENERAL-WATER-SEWER | PUBLIC WORKS UNIFORM WEEK 3/7, 3/14/, 3/21, & 3/28 |
| April 3, 2019 | 45147 | \$1,145.59 | AUTOMATED OFFICE SYSTEMS | GENERAL-WATER-SEWER | MAINTENANCE CONTRACT FOR COPIER CITY HALL MARCH 2019 & MAINTENANCE CONTRACT FOR COPIER POLICE DEPARTMENT MARCH 2019 |
| April 3, 2019 | 45148 | \$1,033.83 | AT&T | GENERAL-WATER-SEWER | CITYWIDE TELEPHONE SERVICES 2/25/19 - 3/24/19 & POLICE DEPARTMENT DISPATCH TELEPHONE SERVICES 2/27/19 - 3/26/19 |
| April 3, 2019 | 45149 | \$591.35 | AT&T MOBILITY | GENERAL | AIRCARDS & CELL PHONE SERVICES FOR PD |
| April 3, 2019 | 45150 | \$72.00 | BC LABORATORIES INC | SEWER | MAN HOLE 134, 135, 133, 136, 138, & 137 EPA ALUMINUM TESTING |
| April 3, 2019 | 45151 | \$310.77 | BELMONT NURSERY | GENERAL | (18) COLOR FLAT ASSISTANT FLAT - LOZANO SIGN LANDSCAPE |
| April 3, 2019 | 45152 | \$1,176.76 | BSK ASSOCIATES | WATER-SEWER | (6) MONTHLY WASTEWATER WW MONTHLY (WEEK 1), (3) GENERAL EDT WEEKLY TREATMENT & DISTRIBUTION |
| April 3, 2019 | 45153 | \$464.32 | COLONIAL LIFE | GENERAL | LIFE INSURANCE FOR MARCH 2019 |
| April 3, 2019 | 45154 | \$18,628.79 | COOK'S COMMUNICATIONS | GENERAL | USDA REIMBURSEABLE - VEH#84 - SILVERADO REMOVAL, VEH#84 & VEH#85 - LIGHT BAR, LEFT/RIGHT REAR EQUIPMENT (PD) |
| April 3, 2019 | 45155 | \$154.50 | CORELOGIC INFORMATION | GENERAL-WATER-SEWER | REALQUEST SERVICES FOR MARCH 2019 |
| April 3, 2019 | 45156 | \$645.52 | CORBIN WILLITS SYS INC | GENERAL-WATER-SEWER | ENHANCEMENT SERVICES & MAINTENANCE FEES FOR APRIL 2019 |
| April 3, 2019 | 45157 | \$337.19 | CROWN SERVICES CO | GENERAL-SEWER | (5) TOILET 1XWK RENT W/SINK - POLICE DEPARTMENT, WASTEWATER PLANT, BASS AVE, & LINDGREN LOZANO PARK |
| April 3, 2019 | 45158 | \$270.26 | DATAMATIC INC | WATER | MONTHLY SOFTWARE LICENSE & SERVICES MAINTENANCE FEE MAY 2019 |
| April 3, 2019 | 45159 | \$195.85 | EMPLOYEE RELATIONS | WATER-SEWER | PRE-EMPLOYMENT BACKGROUND CHECK PW GENERAL MAINTENANCE WORKER |
| April 3, 2019 | 45160 | \$362.80 | EWING FRESNO | GENERAL | (4) 50 LB KING TALL FESCUE SEED |

CITY OF MENDOTA
CASH DISBURSEMENTS
3/26/2019 - 4/4/2019
Check# 45135 - 45196

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| April 3, 2019 | 45161 | \$717.65 | EXCEL SIGN CO. | GENERAL | VEH#94 - CSO VEHICLE GRAPHICS (PD) |
| April 3, 2019 | 45162 | \$272.00 | FRESNO CITY COLLEGE | GENERAL | POST SUPERVISOR (1/28/2019 - 2/8/2019) REGISTRATION (PD) |
| April 3, 2019 | 45163 | \$1,295.45 | BARTLEY WAYNE FIELDER - US COMPUTER & NETWORK SERVICES | GENERAL-WATER-SEWER | TECHNICAL SERVICES 2/1/19 & 2/15/2019 - NEW HARD DRIVE & FILE TRANSFERS 2 TB HARD DRIVE FOR SERVER & (2) TECHNICAL SERVICES |
| April 3, 2019 | 45164 | \$2,648.56 | FRESNO COUNTY ELECTIONS | GENERAL-WATER-SEWER | MEASURE C - SALES & USE GENERAL TAX, CALIFORNIA GENERAL ELECTION 2018 |
| April 3, 2019 | 45165 | \$434.00 | FRESNO MOBILE RADIO INC | GENERAL | (31) POLICE DEPARTMENT RADIOS FOR MARCH 2019 |
| April 3, 2019 | 45166 | \$190.02 | HR DIRECT | GENERAL-WATER-SEWER | (2) ENGLISH POSTER GUARD STATE/FEDERAL/LOCAL RENEWAL |
| April 3, 2019 | 45167 | \$3,818.94 | ICAD INC | SEWER | (1) UPGRADE LEGACY PANEL VIEW LABOR & MATERIALS |
| April 3, 2019 | 45168 | \$22.23 | ID CARDS INC | GENERAL | (1) CUSTOM PVC CARD DUAL SIDE (PD) |
| April 3, 2019 | 45169 | \$98.26 | JORGENSEN & COMPANY | GENERAL | (2) BRACKET AMX 10# VEHICLE SIN BLK VEH # 84 & VEH # 85 |
| April 3, 2019 | 45170 | \$993.37 | SIMPLOT GROWER SOLUTIONS | SEWER-STREETS | (40) ROUND UP POWER MAX |
| April 3, 2019 | 45171 | \$300.00 | LEXIS NEXIS | GENERAL-WATER-SEWER | SUBSCRIPTION FOR MARCH 2019 |
| April 3, 2019 | 45172 | \$10,400.00 | LG ELECTRIC | GENERAL-WATER-STREETS | MARIE ST/GUILLEN PKWY & WTP CAMERAS ELECTRICAL REPAIRS, GUILLEN PARKWAY STREET LIGHTING POWER RESTORE & REPAIR, DOG POUND- |
| April 3, 2019 | 45173 | \$606.49 | MENDOTA SMOG & REPAIR | WATER-SEWER | 2016 FORD F-150 - MOTOR OIL CHANGE & FILTER, 2008 FORD F-150 (1) CATALYTIC CONVERTER & SMOG CHECK (PASS) |
| April 3, 2019 | 45174 | \$1,084.98 | METRO UNIFORM | GENERAL | (1) RAZOR BODY ARMOR-ARMOR EXPRESS (PD) 50% REIMBURSEABLE BVP GRANT |
| April 3, 2019 | 45175 | \$642.70 | OFFICE DEPOT | GENERAL-WATER-SEWER | MULTIPLE DEPARTMENT OFFICE SUPPLIES |
| April 3, 2019 | 45176 | \$140.14 | R.G. EQUIPMENT COMPANY | GENERAL | MOWER PART- BELT V |
| April 3, 2019 | 45177 | \$1,622.32 | ROSEBALS ROCKERY INC | GENERAL | (24.04) INFIELD MIX 60/40 FOR BASEBALL FIELDS |
| April 3, 2019 | 45178 | \$53.99 | INTERSTATE BATTERY SYSTEM OF FRESNO | GENERAL | (1) BELM BATTERY (PD) |
| April 3, 2019 | 45179 | \$40.00 | SAN JOAQUIN VALLEY AIR | GENERAL-WATER-SEWER | GASOLINE DISPENSING OPERATION 10K GALLON ABOVE GROUND STORAGE TANK - FY 19/20 |
| April 3, 2019 | 45180 | \$89.09 | SUNNYSIDE TROPHY | WATER-SEWER | 9X12 PLAQUE ENGRAVING |
| April 3, 2019 | 45181 | \$540.00 | TECH MASTER PEST MANAGEMENT | GENERAL-WATER-SEWER | CITYWIDE PEST CONTROL SERVICES - DOG POUND, WATER PLANT, POLICE DEPARTMENT, CITY HALL, AMBULANCE ROOM, COMMUNITY CENTER, & |
| April 3, 2019 | 45182 | \$182.40 | UNIFIRST CORPORATION | GENERAL-WATER-SEWER | (2) JANITORIAL SERVICES - (6) RUGS, (1) WET & DRY MOP, & (100) TERRY CLOTHS |
| April 3, 2019 | 45183 | \$8,563.56 | WANGER JONES HELSLEY | GENERAL-WATER-SEWER | LEGAL SERVICES REGARDING: GENERAL LEGAL SERVICES 3/15/19 |
| April 3, 2019 | 45184 | \$65.10 | WECO | GENERAL-WATER-SEWER | RENT CYL ACETYLENE #4, OXYGEN D, & OXYGEN K FOR MARCH 2019 |
| April 3, 2019 | 45185 | \$26.49 | ADNAN ALSOUFI | WATER | MQ CUSTOMER REFUND FOR ALS0002 |

CITY OF MENDOTA
 CASH DISBURSEMENTS
 3/26/2019 - 4/4/2019
 Check# 45135 - 45196

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|---------------|-------|--------------|------------------------------------|---------------------|---|
| April 3, 2019 | 45186 | \$27.97 | ADRIANA MARIN | WATER | MQ CUSTOMER REFUND FOR DEL0016 |
| April 3, 2019 | 45187 | \$74.00 | SANTOS I BARRERA FUENTES | WATER | MQ CUSTOMER REFUND FOR FUE0025 |
| April 3, 2019 | 45188 | \$11.52 | JOSE GIL GOMEZ | WATER | MQ CUSTOMER REFUND FOR GOM0018 |
| April 3, 2019 | 45189 | \$44.10 | OLGA MARTINEZ | WATER | MQ CUSTOMER REFUND FOR MAR0131 |
| April 3, 2019 | 45190 | \$65.09 | JORGE DIONISIO MAZAS | WATER | MQ CUSTOMER REFUND FOR MAZ0001 |
| April 3, 2019 | 45191 | \$68.73 | MARIA G TORRES | WATER | MQ CUSTOMER REFUND FOR TOR0094 |
| April 4, 2019 | 45192 | \$3,000.00 | ADMINISTRATIVE SOLUTIONS | GENERAL | MEDICAL CHECK RUN 4/2/2019 |
| April 4, 2019 | 45193 | \$109.00 | CALIFORNIA DEPARTMENT OF TAX & FEE | GENERAL-WATER-SEWER | 2018 USE TAX RETURN END DATE 31-DECEMBER 2019 |
| April 4, 2019 | 45194 | \$2,984.05 | GIERSCH & ASSOCIATES INC | WATER-SEWER | PROFESSIONAL SERVICES LOZANO LIFT STATION 1/8/19-2/5/19, PORFESSIONAL SERVICES WATER GEN 2019-1/24/19, PROFESSIONAL SERV |
| April 4, 2019 | 45195 | \$19.95 | SEBASTIAN | GENERAL | SECURITY SERVICES 3/21/19-4/20/19 (PD) |
| April 4, 2019 | 45196 | \$3,484.69 | BANKCARD CENTER | GENERAL | CREDIT CARD EXPENSES- 3/1/19 - 3/22/19 BSCC GRANT REIMBURSEMENT- BOXING& SOCCER EQUIPMENT, PSSC MEETING LUNCH, RC MEETING LUNCH, |
| | | \$243,985.06 | | | |

City of Mendota
Proclamation to the Citizens of
Mendota, California
Proclamation No. 19-03

Recognizing May 18, 2019 as Kids to Parks Day in the City of Mendota

WHEREAS, May 18, 2019 is the ninth annual Kids to Parks Day organized and launched by the National Park Trust; and

WHEREAS, Kids to Parks Day empowers kids and encourages families to get outdoors and visit America's parks; and

WHEREAS, it is important to introduce a new generation to our nation's parks because of the decline in Park attendance over the last decades; and

WHEREAS, children should be encouraged to lead a more active lifestyle to combat the issues of childhood obesity, diabetes, mellitus, hypertension and hypercholesterolemia; and

WHEREAS, Kids to Parks Day is open to all children and adults across the country to encourage a large and diverse group of participants; and

WHEREAS, Kids to Parks Day will broaden children's appreciation for nature and the outdoors.

NOW, THEREFORE, BE IT RESOLVED, on this 9th day of April, 2019, the City Council of the City of Mendota, does hereby proclaim May 18, 2019 to be Kids to Parks Day in the Community of Mendota, and encourages all residents to celebrate by taking the children in their lives to a neighborhood, city, state, or national park.

Robert Silva, Mayor

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: JENNIFER LEKUMBERRY, DIRECTOR OF ADMINISTRATIVE SERVICES
VIA: CRISTIAN GONZALEZ, CITY MANAGER
SUBJECT: MANAGEMENT BENEFIT RESOLUTION REVISION
DATE: APRIL 9, 2019

ISSUE

Should the City Council approve the revisions of the Management Benefit Resolution?

BACKGROUND

Management benefits are outlined in the Management Benefit Resolution. Over the years there have been changes made by the Mendota City Council that were not reflected in the Management Benefit Resolution. In addition, there is added clarification required for the Floating holiday that was previously not listed.

ANALYSIS

The revisions to the Management Benefit Resolution will not change any benefits previously agreed upon by the City Council, but instead update the resolution to accurately reflect the changes previously made. The Floating Holiday language was added to accurately read the terms in which floating holiday can be used, paid out or carried over, however the amount of floating holiday hours given to management each year does not change by adding this clarifying language.

FISCAL IMPACT

None

RECOMMENDATION

Staff recommends the City Council approve Resolution No. 19-22.

**BEFORE THE CITY COUNCIL
OF THE
CITY OF MENDOTA, COUNTY OF FRESNO**

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MENDOTA IN THE
MATTER OF REVISING THE
MANAGEMENT BENEFIT RESOLUTION**

RESOLUTION NO. 19-22

WHEREAS, the City Council of the City of Mendota has adopted resolutions setting the compensation of non represented City employees, hereinafter "Management Employees"; and,

WHEREAS, the City Council of the City of Mendota wishes to update the management benefit resolution to accurately reflect current benefits; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mendota that compensation and benefits for Management Employees are set, established, and modified as follows:

- 1) **PERSONNEL RULES:** Mendota Personnel rules, adopted March 22, 2016, by Resolution 16-14 are enforceable and incorporated herein by reference.
- 2) **SALARY SCHEDULE:** Rates for "Employees" shall be as set forth in a Step Plan to be revised by population periodically based on salary survey of like cities.
- 3) **COLA:** Management Employees shall receive an annual cost of living salary increase of 3% effective July 1, 2018 and for the remainder of Fiscal Year 2018-2019.
- 4) **TOTAL COMPENSATION:** All compensation paid to or on behalf of all City Employees, including benefits, insurances, shall be considered a part of Employees total compensation package. The Management Compensation Plan shall apply to all employees classified as "Management". Such Employees shall continue their eligibility for existing or future compensation programs, which may be applicable to other Employees unless made inapplicable by Council action.
- 5) **STEP INCREASES:** Management Employees shall be evaluated annually no later than the anniversary date of the employees appointment to his/her position by the City Manager. Employees who receive "satisfactory" or better on their overall evaluation shall receive a step increase consistent with the Step Plan.
- 6) **PENSION PLANS:** The benefit contract in effect between the City of Mendota and the Public Employees Retirement System (PERS) on behalf of eligible permanent full-time employees of this unit is 2% at age 62. The employee will make the full employee contributions to the plan. The employer will make the full employer

contributions to the plan.

All new employees hired on or after January 1, 2013 and are new Miscellaneous members of Public Employees Retirement System (PERS), pursuant to the Public Employee's Pension Reform Act (PEPRA) of 2013, the City shall provide the PERS Miscellaneous 2% @ 62 Retirement Plan. All PERS contribution paid by the employees shall be paid on a pre-tax basis as per IRS code.

The City shall maintain the existing Section 401(k) Pension Plan. Employees are eligible to make contributions after 6 months of regular full-time employment.

For safety personnel who are excluded from the CalPERS contract, the City will contribute 5% of each participating employee's base salary, contingent on participating employee contributing at least three percent (3%) of his/her base salary within the plan.

SDI: City shall pay the full amount of Employee's S.D.I.

7) ADMINISTRATION DAYS: Employees shall have six (6) Administrative leave days per fiscal year. Unused leave can either be paid out during the fiscal year or up to 20 hours of unused administrative leave may be carried over to the following fiscal year.

8) VACATION: Vacation shall accrue at the rate of 6.666 hours per month. Employees with at least 5 years plus one day of service shall accrue vacation at the rate of 10 hours a month to be carried over annually. Management employees may receive payment at their regular salary rate of up to 80 hours of accrued vacation time per fiscal year.

9) SICK LEAVE: Employees shall accrue eight (8) hours a month accumulated sick leave. Employees who become ill while on vacation may charge their sick leave accounts for the time sick. Sick leave to be carried over annually.

10) BEREAVEMENT LEAVE: Employees shall be entitled to use up to 24 hours bereavement leave for each occurrence, not to exceed a total of 48 hours, upon approval of City Manager.

11) UNUSED SICK LEAVE: Upon death, retirement, resignation, layoff or termination, unused accumulated sick leave shall be paid at the Employees last salary rate as follows: More than 5 years City service: 25%; more than 10 years City service: 35%; more than 20 years City service: 50%.

12) HOLIDAY: Employees shall have thirteen (13) 8-hour and two (2) 4-hour paid Holidays annually, and any day or part of day declared by the President of the United States or Governor of California to be a national day of mourning or celebration. Holidays shall be same as for Represented General Employees, and if additional Holidays are added, Management Employees shall have their Holidays match. In the

interest of maintaining a minimum level of service to the community, management employees may be required to work on a declared day of mourning. The employee will be compensated at their regular rate of pay but shall be entitled to eight (8) hours of compensatory time off to be taken at the Employees discretion with approval of the City Manager.

13) FLOATING HOLIDAY: Employees shall receive one 8-hour day of floating holiday leave on July 1st of each year. Unused floating holiday leave will be paid out once per fiscal year.

14) HEALTH BENEFITS: Employees shall receive fully paid City health benefits for themselves and their dependents which shall include: Medical, Dental, and Vision. Plans should be equal to or better than what plans represented General Employees receive. Employee covered by Health Insurance from different source other than City may elect to receive payment in lieu of coverage in the amount of \$500.00.

15) LIFE INSURANCE: Employees shall receive a Fifty Thousand dollar (\$50,000.00) Term Life Insurance Policy, paid by the City.

16) EDUCATIONAL REIMBURSEMENT PROGRAM: Employees shall be reimbursed for tuition and book expenses actually incurred (\$100.00 per academic term, not to exceed \$300.00 per fiscal year) for attending classes on their own time which would be a direct benefit to the individual employee and the City, as approved by the City Manager.

17) OVERTIME: Employees are "Management Personnel" and are not eligible for overtime pay.

18) REST PERIODS: Employees shall be allowed rest periods not to exceed fifteen (15) minutes each, once before lunch and once after lunch, during work shift without loss of pay.

19) HOURS OF WORK: Daily hours of work for employees shall be assigned by the City Manager as required to meet the operational needs of the City. City Hall Management staff 8:00 a.m. to 5:00 p.m. Public Works Director and Building Inspector/Public Works Superintendent shall maintain similar hours as Public Works staff or as assigned by the City Manager.

20) CITY AND PERSONAL VEHICLE: A City vehicle and fuel will be provided to the City Manager, the Chief of Police, the Public Works Director, Public Utilities Director, and the Building Inspector/Code Enforcement Officer for his/her use in performing his/her official duties. Employee's use of personal vehicle for City business shall be compensated at a rate established by the IRS mileage rate. The City Manager, Public Works Director, Chief of Police, and Police Lieutenant are permitted to use such

assigned vehicles to commute between work and personal residence.

21) LEAGUE AND DEPARTMENT CONFERENCES: Employees are authorized to attend appropriate meetings and conferences relating to their employment activities and to be given a flat rate per diem rate, lodging, and mileage, as set by City Council.

22) ANNUAL RECONSIDERATION: The above listed items to remain in force. Employees may request the City Council to annually review the Management Employee Compensation and Benefit Plans and make changes or additions with a new resolution amending this resolution.

Robert Silva, Mayor

ATTEST:

I, Celeste Cabrera, City Clerk of the City of Mendota, do hereby certify that the foregoing resolution was duly adopted and passed by the City Council at a regular meeting of said Council, held at the Mendota City Hall on the 9th day of April 2019 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Celeste Cabrera, City Clerk

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: JENNIFER LEKUMBERRY, DIRECTOR OF ADMINISTRATIVE SERVICES
VIA: CRISTIAN GONZALEZ, CITY MANAGER
SUBJECT: PROFESSIONAL SERVICES CONTRACT WITH NEW VISION AVIATION, INC. AND THE CITY OF REEDLEY
DATE: APRIL 9, 2019

ISSUE

Shall the Council approve and authorize the City Manager to sign a Professional Services Contract with New Vision Aviation, Inc. and the City of Reedley for the Sustainable Aviation Project?

BACKGROUND

On May 9, 2017, the City Council approved a Program Eligibility and Funding Agreement with the Fresno County Transportation Authority (FCTA) and the City of Reedley for the purchase of four Pipistrel Alpha Electro trainer aircraft, as well as flight training cost assistance for low income veterans, students and others from disadvantaged communities, and administrative costs for partnering agencies and the California Energy Commission San Joaquin Valley Clean Transportation Center (CALSTART) to demonstrate the feasibility of advanced electrified aviation technology.

ANALYSIS

The attached contract will be a step forward in fulfilling the Sustainable Aviation Project grant's objective. This contract, once approved, will allow the consultant, New Vision Aviation, Inc. to:

1. Provide comprehensive aircraft management services for all four Pipistrel Alpha Electro aircraft owned by the City of Mendota and City of Reedley in support of the goals for the Sustainable Aviation Project that include, but not limited to providing flight training services including ground school and flight instruction using FAA certified flight instructors (CFI), maintenance of all aircraft log books, cleaning and inspections, scheduling maintenance and warranty repairs on aircraft and chargers, identifying and providing suitable hangar space for the aircraft, screening and training pilots and CFIs, and conducting flight operations.
2. Act as primary point of contact with the Federal Aviation Administration for execution of the operational conditions under the petition for exemption request

and subsequent renewals for aircraft airworthiness re-certification to Special Light Sport category and pilot training requirements associated with that re-certification.

3. Execute a lease-back agreement that will allow the deployment of the aircraft in flight training operations once a successful petition for exemption is approved by the FAA.
4. Assist the City of Reedley and the City of Mendota with recruiting students and Certified Flight Instructors once the aircraft are re-certified as SLSAs suitable for normal flight training operations conducted through New Vision Aviation.
5. Assist the City of Reedley and City of Mendota with public engagement and outreach for the Sustainable Aviation Project aircraft.
6. Collect and report data for the project to help support both the project and the advancement of zero emission electric aircraft development.

FISCAL IMPACT

There is no additional fiscal impact. The Cities of Mendota and Reedley will fulfill their existing grant match obligation through the Sustainable Aviation Project Grant.

RECOMMENDATION

Staff recommends that the City Council approve and authorize the City Manager to execute a Professional Services Contract with New Vision Aviation, Inc. and the City of Reedley.

**BEFORE THE CITY COUNCIL
OF THE
CITY OF MENDOTA, COUNTY OF FRESNO**

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MENDOTA APPROVING
PROFESSIONAL SERVICES CONTRACT
WITH NEW VISION AVIATION, INC**

RESOLUTION NO. 19-23

WHEREAS, on May 9, 2017, the City Council of the City of Mendota (City Council) approved a Program Eligibility and Funding Agreement with the Fresno County Transportation Authority (FCTA) and the City of Reedley for the purchase of four (4) Pipistrel Alpha Electro trainer aircraft, as well as flight training cost assistance for low income veterans, students and others from disadvantaged communities, and administrative costs for partnering agencies and the California Energy Commission San Joaquin Valley Clean Transportation Center (CALSTART) to demonstrate the feasibility of advanced electrified aviation technology; and

WHEREAS, the Professional Services Contract (“Agreement”), attached hereto as “Exhibit A”, between the City of Mendota, the City of Reedley, and New Vision Aviation, Inc. authorizes New Vision Aviation to provide Pipistrel Alpha Electro Aircraft Management and Flight Instruction Services; and

WHEREAS, the Agreement shall be for a five year term, with the period commencing on March 1, 2019 and ending February 29, 2024, with the option to extend annually thereafter; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Mendota that the Professional Services Contract by and between the City of Mendota, the City of Reedley, and New Vision Aviation Inc. is hereby approved, and the City Manager is hereby authorized and directed to execute same.

Robert Silva, Mayor

ATTEST:

I, Celeste Cabrera, City Clerk of the City of Mendota, do hereby certify that the foregoing resolution was duly adopted and passed by the City Council at a regular meeting of said Council, held at the Mendota City Hall on the 9th day of April, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Celeste Cabrera, City Clerk

Exhibit A

PROFESSIONAL SERVICES CONTRACT

This Professional Services Contract ("Agreement") for Pipistrel Alpha Electro Aircraft Management and Flight Instruction Services ("Services"), is made and entered into by and between, New Vision Aviation, Inc. (the "Consultant"), a California non-profit organization whose principal place of business is 510 W. Kearney Blvd., Suite 104, Fresno, California 93706, and the cities of Reedley and Mendota (the "Cities"), whose principal places of business are 1717 9th Street, Reedley, CA 93654, and 643 Quince St, Mendota, CA 93640, respectively.

NOW, THEREFORE, it is agreed as follows:

1. Term. The respective duties and obligations of the contracting parties shall be for a five year term the period commencing on March 1, 2019 and ending February 29, 2024. At the end of the term, the Cities and Consultant automatically continue this Agreement on a year to year basis, but such year to year Agreement may be terminated at any time, with or without cause, by either party upon providing the other party with sixty (60) days written notice of intent to terminate. The provisions contained in Section 3, Section 4 and Section 5 shall survive any termination of this Agreement.
2. Services. The Consultant shall:
 - a) Provide comprehensive aircraft management services for all four Pipistrel Alpha Electro aircraft owned by the City of Mendota and City of Reedley in support of the goals for the Sustainable Aviation Project that include, but not limited to, providing flight training services including ground school and flight instruction using FAA certified flight instructors (CFI), maintenance of all aircraft log books, cleaning and inspections, scheduling maintenance and warranty repairs on aircraft and chargers, identifying and providing suitable hangar space for the aircraft, screening and training pilots and CFIs, and conducting flight operations.
 - b) Act as primary point of contact with the Federal Aviation Administration for execution of the operational conditions under the petition for exemption request and subsequent renewals for aircraft airworthiness re-certification to Special Light Sport category and pilot training requirements associated with that re-certification.
 - c) Execute, with the City of Reedley and City of Mendota, a lease-back agreement that will allow the deployment of the aircraft in flight training operations once a successful petition for exemption is approved by the FAA. Such a lease-back agreement will be designed to meet the goals of the Sustainable Aviation Project grant agreement and provisions from Fresno County Transportation Authority to provide flight training opportunities for youth, veterans, and residents from the City of Reedley,

the City of Mendota, and disadvantaged communities within Fresno County.

- d) Assist the City of Reedley and the City of Mendota with recruiting students and Certified Flight Instructors once the aircraft are re-certified as SLSAs suitable for normal flight training operations conducted through New Vision Aviation.
- c) Assist the City of Reedley and City of Mendota with public engagement and outreach for the Sustainable Aviation Project aircraft. This work shall include, but not be limited to:
 - i. Presenting information about the project at national aviation association events and forums.
 - ii. Providing interviews with local and national media about the project.
 - iii. Providing information about and promoting the project with aviation industry representatives.
 - iv. Developing content and providing updates through the project website.
 - v. Engaging Federal agencies and Congressional representatives, such as U.S. Department of Transportation, U.S. Department of Labor, and the White House to educate them about the project and work to address any regulatory issues that potentially impact the project.
 - vi. Engaging State agencies such as the California Energy Commission, California Air Resources Board, and others to provide updates about the project and encourage their support and potential funding for project support and expansion.
 - vii. Assist with fund raising and sponsor engagement to enhance and support project operations and expansion.
- f) Collect and report data for the project to help support both the project and the advancement of zero emission electric aircraft development. Such data shall include:
 - i. Number of flight hours logged per aircraft per month
 - ii. Number of kWh of electricity used to charge each aircraft
 - iii. Total kWh of electricity used to charge all four aircraft per month
 - iv. Number of students trained in the aircraft per year and over the term of the project
 - v. Cost of maintenance for each aircraft per year and over the term of the project
 - vi. Operational costs to be reported as match funding for the project
 - vii. Average flight time and range per charge per year
 - viii. Battery state-of-charge performance of the term of the project
 - ix. Any other data requested by the FAA, cities, or other regulatory entity

3. Independent Contractor Relationship.

(a) The Consultant shall perform the services contemplated by this Agreement as an independent contractor. The Consultant acknowledges that it is not an agent or representative of the Cities and has no authority to act for or bind the Cities without prior written consent.

(b) The Consultant represents that it has the legal authority to enter and perform the requirements of this Agreement and will maintain such status to complete the Work hereunder.

(c) Indemnity for Professional Liability: When the law establishes a professional standard of care for Consultant's Services, to the fullest extent permitted by law, Consultant shall indemnify, protect, defend, and hold harmless the Cities and any and all of its officials, employees and agents ("Indemnified Parties") from and against any and all losses, liabilities, damages, costs, and expenses, including legal counsel's fees and costs to the extent same are caused in whole or in part by any negligent or wrongful act, error, or omission of Consultant, its officers, agents, employees, or Subconsultants (or any Agency or individual that Consultant shall bear the legal liability thereof) in the performance of professional services under this Agreement.

(d) Indemnity for Other Than Professional Liability: Other than in the performance of professional services and to the full extent permitted by law, Consultant shall indemnify, defend, and hold harmless the Cities, and any and all of its employees, officials and agents from and against any liability (including liability for claims, suits, actions, arbitration proceedings, administrative proceedings, regulatory proceedings, losses, expenses or costs of any kind, whether actual, alleged or threatened, including legal counsel's fees and costs, court costs, interest, defense costs, and expert witness fees), where the same arise out of, are a consequence of, or are in any way attributable to, in whole or in part, the negligent performance of this Agreement by Consultant or by any individual or Agency for which Consultant is legally liable, including, but not limited to, officers, agents, employees, or subcontractors of Consultant.

4. Insurance: Without limiting Consultant's indemnification of the Cities, and prior to commencement of Work, Consultant shall obtain, provide, and continuously maintain at its own expense during the term of this Agreement, and shall require any subconsultants to obtain and maintain, policies of insurance of the type and amounts described below and in a form satisfactory to the Cities.

(a) Workers' Compensation: Consultant shall maintain Workers' Compensation Insurance (Statutory Limits) and Employer's Liability Insurance (with limits of at least one million dollars (\$1,000,000)).

(b) General Liability. Consultant shall maintain commercial general liability insurance with coverage at least as broad as Insurance Services Office form CG 00 01, or equivalent, in an amount not less than one million dollars (\$1,000,000) per occurrence, two million dollars (\$2,000,000) general aggregate, for bodily injury, personal injury, and property damage, including without limitation, blanket contractual liability. General liability policies shall provide or be endorsed using Insurance Services Office forms CG 20 10 to provide that Agency and its officers, officials, employees, and agents shall be additional insureds under such policies.

(c) Automobile Liability. If Consultant (or subconsultants) utilizes automobiles in the performance of services under this agreement, Consultant shall maintain automobile insurance at least as broad as Insurance Services Office form CA 00 01 covering bodily injury and property damage for all activities of the Consultant arising out of or in connection with Work to be performed under this Agreement, including coverage for any owned, hired, non-owned or rented vehicles, in an amount not less than one million dollars (\$1,000,000) combined single limit for each accident.

(d) Aircraft Liability. Consultant shall maintain aircraft insurance at least as broad as Insurance Services Office form GA 00 01 covering bodily injury and property damage for all activities of the Consultant arising out of or in connection with Work to be performed under this Agreement, including coverage for any owned, hired, non-owned or rented aircraft, in an amount not less than one million dollars (\$1,000,000) combined single limit for each accident for the following aircraft:

- i. N187AM; Insured Value \$135,000
- ii. N198AM; Insured Value \$135,000
- iii. N243AR; Insured Value \$135,000
- iv. N244AR; Insured Value \$135,000

(e) Professional Liability (Errors & Omissions). Consultant shall maintain professional liability insurance that insures against professional errors and omissions that may be made in performing the Services to be rendered in connection with this Agreement, in the minimum amount of one million dollars (\$1,000,000) Per claim and in the aggregate. Any policy inception date, continually date, or retroactive date must be before the effective date of this agreement, and Consultant agrees to maintain continuous coverage through a period no less than one year after completion of the Services required by this Agreement.

- (f) Proof of Insurance. Consultant shall provide to Agency, certificates of insurance and endorsements, as required, as evidence of the insurance coverage required herein. Insurance certificates and endorsements must be approved by Cities prior to commencement of performance. Current evidence of insurance shall be kept on file with the Cities at all times during the term of this Agreement. The Cities reserve the right to require complete, certified copies of all required insurance policies, at any time.
- (g) Acceptable Insurers. All insurance policies shall be issued by an insurance company currently authorized by the Insurance Commissioner to transact business of insurance in the State of California, with an assigned policyholders' Rating of A- (or higher) and Financial Size Category Class VII (or larger), in accordance with the latest edition of Best's Key Rating Guide, unless otherwise approved by the Cities.
- (h) Enforcement of Contract Provisions (non estoppel). Consultant acknowledges and agrees that any actual or alleged failure on the part of the Cities to inform Consultant of non-compliance with any requirement imposes no additional obligations on the Cities, nor does it waive any rights hereunder.
- (i) Specifications not Limiting. Requirements of specific coverage features or limits contained in this Section are not intended as a limitation on coverage, limits or other requirements, or a waiver of any coverage normally provided by any insurance. Specific reference to a given coverage feature is for purposes of clarification only as it pertains to a given issue and is not intended by any party or insured to be all inclusive, or to the exclusion of other coverage, or a waiver of any type.
- (j) Notice of Cancellation. Consultant agrees to oblige its insurance agent or broker and insurers to provide to Agency with thirty (30) days' notice of cancellation (except for nonpayment for which ten (10) days' notice is required) or nonrenewal of coverage for each required coverage.
- (k) Self-insured Retentions. Any self-insured retentions must be declared to and approved by Agency. Agency reserves the right to require that self-insured retentions be eliminated, lowered, or replaced by a deductible. Self-insurance will not be considered to comply with these specifications unless approved by Agency.
- (l) Timely Notice of Claims. Consultant shall give Agency prompt and timely notice of claims made or suits instituted that arise out of or result from Consultant's performance under this Agreement, and that involve or may involve coverage under any of the required liability policies.

5. **Work Product.** The Cities shall provide an unrestricted and no-cost license for Consultant to use work products developed under this project for public benefit purposes that are not competitive with this project and do not represent a conflict of interest with the project.

6. **Liability.** With regard to the Work to be performed by the Consultant pursuant to the terms of this Agreement, the Consultant shall not be liable to the Cities, or to anyone who may claim any right due to any relationship with the Cities, for any acts or omissions in the performance of Work on the part of the Consultant except (i) in the event of a breach by Consultant of its obligations under this Agreement or (ii) when said acts or omissions of the Consultant are due to the negligence or fraud of the Consultant.

7. **Amendment, Waiver.** No amendment, modification or waiver of any provision of this Agreement shall be effective unless such amendment, modification or waiver is mutually agreed upon in writing by the parties hereto. The failure of any party to enforce any of the provisions of this Agreement shall in no way be construed as a waiver of such provisions and shall not affect the right of such party thereafter to enforce each and every provision of this Agreement in accordance with its terms. The waiver by any party of a breach of any provision of this Agreement shall not operate or be construed as a waiver of any subsequent breach of any provision of this Agreement.

8. **Governing Law.** The provisions of this Agreement shall be governed by and construed in accordance with the laws of the State of California.


9. **Arbitration.** Any controversy or claim arising out of or relating to this Agreement, or the breach of this Agreement, that cannot be resolved by the parties in a reasonable amount of time, shall be settled by arbitration in accordance of the rules of the American Arbitration Association, and judgment upon the award rendered by the arbitrator(s) shall be entered in any court of competent jurisdiction. For that purpose, the parties hereto consent to the jurisdiction and venue of an appropriate court located in the State of California, County of Fresno. In the event that litigation results from or arises out of this Agreement or the performance hereof, the parties agree to reimburse the prevailing party's reasonable attorney's fees and reasonable out-of-pocket and documented expenses and court costs, whether or not taxable by the court as costs, in addition to any other relief to which the prevailing party may be entitled.

10. **Counterparts and Facsimile Signatures.** This Agreement may be executed in one or more counterparts and each of them shall be deemed to be one and the same instrument. This Agreement may be executed by facsimile signatures, including electronic format.

IN WITNESS WHEREOF, the parties have hereunto executed this Agreement as of the date first written below.

City of Reedley

By:



Nicole R. Zieba
City Manager

Date:

3/26/19

New Vision Aviation, Inc.

By: _____

Date: _____

City of Mendota

By:

Cristian Gonzalez
City Manager

Date: _____

AGENDA ITEM

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: CRISTIAN GONZALEZ, CITY MANAGER

SUBJECT: POTENTIAL CODE AMENDMENTS REGARDING PERMITTED CANNABIS BUSINESS ACTIVITIES

DATE: APRIL 9, 2019

BACKGROUND:

On January 16, 2019 the Office of Administrative Law officially approved state regulations developed by the Bureau of Cannabis Control (“Bureau”) for cannabis businesses across the supply chain (“Regulations”). Notably, whereas Proposition 64 prohibited localities from banning delivery businesses from using public roads in a locality to make a delivery outside of the locality, the Regulations expressly provide that “a [cannabis] delivery employee may deliver to *any jurisdiction* within the State of California provided that such delivery is conducted in compliance with all delivery provisions of this division.” (See 16 C.C.R. § 5416, subd. (d).) Thus, the Regulations purport to authorize delivery to “any jurisdiction” in the state, regardless of whether the jurisdiction has prohibited delivery pursuant to local ordinances.

This provision of the Regulations is controversial, and may be the subject of legal challenge. (See <https://mjbizdaily.com/final-california-cannabis-regulations/>.) However, if the Regulation survives legal challenge, it will raise several issues for the City of Mendota (“City”). The City currently prohibits cannabis dispensaries and delivery businesses from operating within its boundaries. Therefore, under the Regulations, if the City retains its ban, then it will be losing out on potential tax revenue with little or no corresponding social benefit. Mendota residents will be able to have cannabis delivered to them (by delivery business operating out of nearby jurisdictions), yet the City will be unable to collect tax revenue on those transactions (since the businesses will be licensed in another locality).

DISCUSSION:

If the City wants to permit some form of cannabis retail within its boundaries, then amendments to the Mendota Municipal Code (“MMC”) will be necessary. Amendments would need to be made to Ch. 8.36 to repeal the delivery and dispensary prohibition, and amendments would need to be made to Ch. 17.99 to authorize new uses within the Commercial Cannabis Overlay District.

Additionally, the City would have to make several important policy decisions to determine the details of any amendments, including:

- Whether to permit delivery (i.e., non-storefront retail), storefront retail, or both?
- Whether to permit microbusinesses (i.e., cannabis “microbreweries”)?
- If the City wants to permit new business types:
 - How many of each business type are desired?
 - If multiple businesses of a given type are desired, should there be spacing restrictions?
 - If non-storefront retail is desired, should such businesses be restricted to the Commercial Cannabis Overlay District?
 - Should the Commercial Cannabis Overlay District be expanded?
 - Should any new health and safety regulations be imposed on the new business types?
 - Should any new development or land use regulations be imposed on the new business types?
 - Should a separate business license or tax (or both) be imposed on the new business types? And, if so:
 - What should the business license fee be? And should it impose any additional operating or other restrictions?
 - How should the tax be structured (e.g., percent of gross profits, flat rate) and what should the rate be?
 - How will any tax revenue be used, and will such a tax require voter approval?

FISCAL IMPACT:

This fiscal impact of potential amendments cannot be determined at this time, as it depends on whether the Council decides to adopt amendments, and if so, what sort of amendments it decides to adopt. However, if the Council decides to amend the code to allow for cannabis retail and/or delivery, it would likely result in increased tax revenue.

RECOMMENDATION:

Staff recommends that that City Council provide direction to staff regarding what amendments, if any, should be made to the Mendota Municipal Code.

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: NANCY M. DIAZ, FINANCE ADMINISTRATIVE SUPERVISOR
VIA: CRISTIAN GONZALEZ, CITY MANAGER
SUBJECT: PROJECT ALTERNATIVES FOR PROPOSITION 68 GRANT FUNDING
DATE: APRIL 5, 2019

ISSUE

What projects alternatives does the City Council wish to submit grant applications to in the future?

BACKGROUND

On June 5, 2018, the California Proposition 68, Parks, Environment, and Water Bond were approved. This measure would authorize general obligation bonds for state and local parks, environmental protection projects, water infrastructure projects, and flood protection projects.

ANALYSIS

Based on the discussion at the last goal setting meeting, the City Council would want to see the following facilities to be impacted:

- Mendota Pool Park
- Veterans Park
- Community Center

FISCAL IMPACT

To be determined through the grant process.

RECOMMENDATION

Staff to research and provide options for City Council.

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: JENNIFER LEKUMBERRY, DIRECTOR OF ADMINISTRATIVE SERVICES
VIA: CRISTIAN GONZALEZ, CITY MANAGER
SUBJECT: THE APPROVAL OF THE REINSTATEMENT OF THE FINANCE OFFICER POSITION
DATE: APRIL 9, 2019

ISSUE

Should the Mendota City Council approve the reinstatement of the Finance Officer position?

BACKGROUND

Recently the City of Mendota terminated its contract with its grant writer and decided to take over the duties of the grant writer in-house. Due to the Finance Administrative Supervisor requesting to expand her knowledge and experience in the area of grant writing and administration, the City Manager has been receptive to reclassifying the Finance Administrative Supervisor's position to Finance Officer in order to reduce cost for the City in contracting grant writing services. The Finance Officer position was last reflected on the city's salary schedule in 2002. The salary reflected in 2002 was updated to reflect what it would be today.

The current salary for the Finance Administrative Supervisor is listed below:

| Position Hourly Step Pay Plan | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 | Step 6 | Step 7 | Step 8 | Step 9 | Step 10 |
|---|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|------------|
| Finance Administrative Supervisor | 19.82 | 20.82 | 21.86 | 22.95 | 24.10 | 25.30 | 26.57 | 27.90 | 29.29 | 30.75 |

The proposed salary for the Finance Officer is listed below:

| Position Hourly Step Pay Plan | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 | Step 6 | Step 7 | Step 8 | Step 9 | Step 10 |
|-------------------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|------------|
| Finance Officer | 23.31 | 24.47 | 25.70 | 26.98 | 28.33 | 29.75 | 31.23 | 32.80 | 34.44 | 36.16 |

The job classification of Finance Officer is attached as Exhibit A.

FISCAL IMPACT:

The fiscal impact of reclassifying the Finance Administrative Supervisor's position to Finance Officer approximately \$9,000 in salary costs. Overall, when considering the \$36,000 in savings from not contracting a grant writer, the City will have an approximate savings of \$26,000.

RECOMMENDATION

Staff recommends that the City Council adopt the attached resolution approving the reinstatement of the Finance Officer position with attached job description and recommended salary schedule.

FINANCE OFFICER
Full-Time Permanent (FLSA Exempt)

*Class specifications are intended to present a descriptive list of the range of duties performed by employees in the class. Specifications are **not** intended to reflect all duties performed within the job.*

POSITION SUMMARY:

This position reports to the Finance Officer and serves as the Finance Director in his/her absence. The incumbent is responsible for managing and directing the Finance Department to plan, organize, and direct daily activities, ensuring optimum effectiveness, and productivity. Under general direction, identifies funding sources and prepares applications for grants processes awarded grants and performs related work as required.

SUPERVISED BY: Finance Director

JOB SCOPE: Supervisory Responsibilities: Supervision of Finance Department staff.

BARGAINING UNIT: Unrepresented Management

PRINCIPAL DUTIES AND RESPONSIBILITIES:

The following duties and responsibilities are typical for this classification. Incumbents may not perform all of the listed duties and/or may be required to perform additional or different duties from those set forth below to address business needs and changing business practices.

DISTINGUISHING CHARACTERISTICS

The Finance Officer performs a variety of specialized administrative support assignments, including responsibilities in the area of budget monitoring, contract administration, and grant administration. Exercises independent judgment in the preparation for applying for new federal, state, and local funding opportunities and for maintaining eligibility for existing grants. Incumbents must have knowledge of governmental accounting systems, as well as excellent written, verbal, analytical, and interpersonal skills.

This level is distinguished from the next higher level position by the scope of finance support responsibilities performed at this level.

EXAMPLES OF IMPORTANT AND ESSENTIAL DUTIES:

(The following is used as a partial description and is not restrictive as to duties required.)

- Assist the Finance Director in managing and directing the Finance Department
- Assist in developing department goals and objectives
- Assist in the development of and implementation of City policies, procedures and licensing
- Plan, organize and direct the activities of central accounting, payroll, treasury, utility billing, collections, purchasing, inventory and grants administration
- Plans, directs and participates in the audit of all financial transactions and expenditure of appropriated funds
- Ensures the integrity of the City internal control improvement program
- Plans and directs the preparation of the comprehensive annual financial report

- Supervises and coordinates the preparation of all budgets and financial plans, develops forecasts to project the future needs related to staffing, equipment, materials, services and supplies
- Administers the annual budget upon adoption
- Recommend the appointment of personnel
- Provide or coordinate staff training
- Conduct performance evaluations
- Implement discipline procedures as required
- Maintain discipline and high standards necessary for the efficient and professional operation of the Finance Department
- Provide administrative support to the Finance Director
- Assist with special projects as assigned
- Prepare complex and sensitive reports for various state and federal agencies
- Represent the Finance Department to outside groups and organizations
- Participate in outside community and professional groups and committees
- Provide technical financial assistance as necessary
- Research, prepare and present technical and administrative reports to Council, commissions and committees
- Build and maintain positive working relationships with the Management Team, Mayor, City Council, co-workers, other City employees and the public using principles of good customer service
- Identifies potential sources of funding from federal, state, and local sources
- Prepares and reviews grant applications and supporting documentation to ensure compliance with funding requirements, including researching demographic and statistical data necessary for the applications
- Handles public relations activities, including press releases meets with representatives of other public agencies, individuals, or groups in the development or promotion of the City's funding efforts
- Contacts and appears before state and local elected officials to obtain support for various proposals, projects, or legislative actions prepares reports and appears before City Council for application approval and/or expenditure authority
- Performs various duties and special projects at the discretion of the Department Director's designee
- Performs related work as required

TYPICAL QUALIFICATIONS:

Typical Physical Requirements

Sit for extended periods frequently stand and walk normal manual dexterity and eye-hand coordination lift and move objects weighing up to 25 lbs. corrected hearing and vision to normal range verbal communication use of office equipment, including computer, telephone, calculator, copiers, and FAX.

Typical Working Conditions

Work is performed in an office environment, continuous contact with other staff and the public.

DESIRABLE QUALIFICATIONS:

Knowledge of:

- Extensive knowledge of the modern principles and practices of public finance administration with particular reference to budgeting, accounting and auditing, taxation, and revenue management
- Thorough knowledge of local ordinances and state and federal laws governing the financial administration of the City government
- Thorough knowledge of fund and grant accounting and reporting

- Knowledge of data processing concepts
- Thorough understanding of internal control concepts
- Considerable knowledge of the functions, organization, staffing and operations of the various City departments

Ability to:

- Ability to compile and analyze financial reports and make revenue estimates within reasonable limits
- Ability to prepare and administer a budget and analyze problems, identify alternative solutions, project consequences of proposed actions and implement recommendations in support of Council priorities
- Ability to select, train, assign and supervise employees
- Ability to present reports and express ideas clearly and concisely, orally and in writing
- Ability to establish and maintain effective working relationships with other City officials, employees, and the public
- Locate federal, state, and local sources of funding
- Understand the principles and practices of public funding, as well as, management techniques and procedures
- Initiate and analyze financial data in conjunction with grant management
- Interpret and apply complex regulations, legislation and guidelines
- Establish and maintain effective working relationships with those contacted in the course of work
- Express ideas and recommendations effectively in oral and written form

Special Requirements:

- Possession of valid California Driver License

EDUCATION AND EXPERIENCE/TRAINING

Any combination of experience and training that would provide the required knowledge and abilities is qualifying. A typical way to obtain the required knowledge and abilities would be:

Education/Training:

Completion of a Bachelor's degree in accounting, business administration, or related field and at least five years of experience in municipal accounting and fiscal management including two years of supervisory or administrative experience. Master's degree in business or public administration is desired.

Experience:

Three years of increasingly responsible experience performing a variety of administrative and analytic work for a municipal agency.

PHYSICAL DEMANDS AND WORKING CONDITIONS:

The conditions herein are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform these essential job functions.

Environment: Majority of work is performed both in an office and outdoor environment with some travel from site to site exposure to varying temperatures and weather conditions continuous contact with staff and regular contact with the public.

Physical: Frequently stand and walk sit for extended periods stoop, bend over, and kneel sufficient manual dexterity and eye-hand coordination to work with special equipment during emergency situations lift and move objects weighing up to 35 pounds, with assistance maintain corrected hearing and vision to normal range verbal communication use of office equipment, including computers, telephones, calculators, copiers, and FAX.

ACKNOWLEDGMENT

I acknowledge that I have read the job description and requirements for the Finance Officer position and I certify that I can perform these functions.

Applicant Print Name

Applicant Signature

Date

Witness Print Name

Witness Signature

Date

**BEFORE THE CITY COUNCIL
OF THE
CITY OF MENDOTA, COUNTY OF FRESNO**

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MENDOTA APPROVING
THE REINSTATEMENT OF THE FINANCE
OFFICER POSITION**

RESOLUTION NO. 19-21

WHEREAS, duties and responsibilities for positions within Departments throughout the City change and evolve over time; and

WHEREAS, respective Leaders within City Management request and recommend the new position of Finance Officer; and

WHEREAS, the duties and responsibilities of the Finance Officer position have been evaluated by the City Manager to establish the appropriate placement on the respective pay scale; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mendota that the Finance Officer position is hereby reinstated with the job description attached as "Exhibit A"; and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Mendota that the salary schedule is hereby revised as illustrated on "Exhibit B".

Robert Silva, Mayor

ATTEST:

I, Celeste Cabrera, City Clerk of the City of Mendota, do hereby certify that the foregoing resolution was duly adopted and passed by the City Council at a regular meeting of said Council, held at the Mendota City Hall on the 9th day of April, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Celeste Cabrera, City Clerk

FINANCE OFFICER
Full-Time Permanent (FLSA Exempt)

*Class specifications are intended to present a descriptive list of the range of duties performed by employees in the class. Specifications are **not** intended to reflect all duties performed within the job.*

POSITION SUMMARY:

This position reports to the Finance Officer and serves as the Finance Director in his/her absence. The incumbent is responsible for managing and directing the Finance Department to plan, organize, and direct daily activities, ensuring optimum effectiveness, and productivity. Under general direction, identifies funding sources and prepares applications for grants processes awarded grants and performs related work as required.

SUPERVISED BY: Finance Director

JOB SCOPE: Supervisory Responsibilities: Supervision of Finance Department staff.

BARGAINING UNIT: Unrepresented Management

PRINCIPAL DUTIES AND RESPONSIBILITIES:

The following duties and responsibilities are typical for this classification. Incumbents may not perform all of the listed duties and/or may be required to perform additional or different duties from those set forth below to address business needs and changing business practices.

DISTINGUISHING CHARACTERISTICS

The Finance Officer performs a variety of specialized administrative support assignments, including responsibilities in the area of budget monitoring, contract administration, and grant administration. Exercises independent judgment in the preparation for applying for new federal, state, and local funding opportunities and for maintaining eligibility for existing grants. Incumbents must have knowledge of governmental accounting systems, as well as excellent written, verbal, analytical, and interpersonal skills.

This level is distinguished from the next higher level position by the scope of finance support responsibilities performed at this level.

EXAMPLES OF IMPORTANT AND ESSENTIAL DUTIES:

(The following is used as a partial description and is not restrictive as to duties required.)

- Assist the Finance Director in managing and directing the Finance Department
- Assist in developing department goals and objectives
- Assist in the development of and implementation of City policies, procedures and licensing
- Plan, organize and direct the activities of central accounting, payroll, treasury, utility billing, collections, purchasing, inventory and grants administration
- Plans, directs and participates in the audit of all financial transactions and expenditure of appropriated funds
- Ensures the integrity of the City internal control improvement program
- Plans and directs the preparation of the comprehensive annual financial report

- Supervises and coordinates the preparation of all budgets and financial plans, develops forecasts to project the future needs related to staffing, equipment, materials, services and supplies
- Administers the annual budget upon adoption
- Recommend the appointment of personnel
- Provide or coordinate staff training
- Conduct performance evaluations
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- Locate federal, state, and local sources of funding
- Understand the principles and practices of public funding, as well as, management techniques and procedures
- Initiate and analyze financial data in conjunction with grant management
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ACKNOWLEDGMENT

I acknowledge that I have read the job description and requirements for the Finance Officer position and I certify that I can perform these functions.

Applicant Print Name

Applicant Signature

Date

Witness Print Name

Witness Signature

Date

Exhibit B

CITY OF MENDOTA Salary Schedule (Hourly Wages)

| Positional Step Pay Plan | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 | Step 6 | Step 7 | Step 8 | Step 9 | Step 10 |
|--|---------------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| Administrative Assistant I | 12.4442 | 13.0664 | 13.7197 | 14.4057 | 15.1260 | 15.8823 | 16.6764 | 17.5102 | 18.3857 | 19.3050 |
| Administrative Assistant II | 13.7028 | 14.3879 | 15.1073 | 15.8627 | 16.6558 | 17.4886 | 18.3630 | 19.2812 | 20.2452 | 21.2575 |
| Administrative Assistant III | 14.6379 | 15.3698 | 16.1383 | 16.9452 | 17.7925 | 18.6821 | 19.6162 | 20.5970 | 21.6269 | 22.7082 |
| Chief Plant Operator* | 32.0664 | 33.6697 | 35.3532 | 37.1208 | 38.9768 | 40.9256 | 42.9719 | 45.1205 | 47.3765 | 49.7454 |
| City Clerk* | 25.8037 | 27.0939 | 28.4486 | 29.8710 | 31.3646 | 32.9328 | 34.5795 | 36.3084 | 38.1239 | 40.0301 |
| Economic Development Manager/City Clerk* | 29.9499 | 31.4474 | 33.0198 | 34.6708 | 36.4043 | 38.2245 | 40.1357 | 42.1425 | 44.2497 | 46.4621 |
| City Manager* | Negotiated Contract | | | | | | | | | |
| Community Service Officer | 13.7028 | 14.3879 | 15.1073 | 15.8627 | 16.6558 | 17.4886 | 18.3630 | 19.2812 | 20.2452 | 21.2575 |
| Finance Director/Assistant City Manager* | 42.5913 | 44.7209 | 46.9569 | 49.3048 | 51.7700 | 54.3585 | 57.0764 | 59.9302 | 62.9268 | 66.0731 |
| Finance Officer* | 23.3079 | 24.4733 | 25.6970 | 26.9818 | 28.3309 | 29.7474 | 31.2348 | 32.7966 | 34.4364 | 36.1582 |
| Finance Administrative Supervisor* | 19.8248 | 20.8161 | 21.8569 | 22.9497 | 24.0972 | 25.3021 | 26.5672 | 27.8955 | 29.2903 | 30.7548 |
| Director of Administrative Services* | 30.3108 | 31.8264 | 33.4177 | 35.0886 | 36.8430 | 38.6852 | 40.6194 | 42.6504 | 44.7829 | 47.0220 |
| Public Works Director and Planning* | 44.3069 | 46.5222 | 48.8484 | 51.2908 | 53.8554 | 56.5482 | 59.3756 | 62.3444 | 65.4616 | 68.7347 |
| Public Works Superintendent* | 29.0851 | 30.5394 | 32.0664 | 33.6697 | 35.3532 | 37.1209 | 38.9769 | 40.9257 | 42.9720 | 45.1206 |
| Public Utilities Director* | 34.4171 | 36.1380 | 37.9449 | 39.8421 | 41.8343 | 43.9260 | 46.1223 | 48.4284 | 50.8499 | 53.3923 |
| Public Utilities Superintendent* | 29.0851 | 30.5394 | 32.0664 | 33.6697 | 35.3532 | 37.1209 | 38.9769 | 40.9257 | 42.9720 | 45.1206 |
| General Maintenance Worker I | 13.9820 | 14.6811 | 15.4152 | 16.1859 | 16.9952 | 17.8450 | 18.7372 | 19.6741 | 20.6578 | 21.6907 |
| Maintenance Worker I | 13.9820 | 14.6811 | 15.4152 | 16.1859 | 16.9952 | 17.8450 | 18.7372 | 19.6741 | 20.6578 | 21.6907 |
| Maintenance Worker II | 16.1738 | 16.9825 | 17.8316 | 18.7232 | 19.6594 | 20.6424 | 21.6745 | 22.7582 | 23.8961 | 25.0909 |
| Maintenance Worker III | 17.0695 | 17.9230 | 18.8191 | 19.7601 | 20.7481 | 21.7855 | 22.8748 | 24.0185 | 25.2194 | 26.4804 |
| Utility Worker I | 12.6809 | 13.3149 | 13.9807 | 14.6797 | 15.4137 | 16.1844 | 16.9936 | 17.8433 | 18.7354 | 19.6722 |
| Utility Worker II | 13.3235 | 13.9897 | 14.6892 | 15.4236 | 16.1948 | 17.0045 | 17.8548 | 18.7475 | 19.6849 | 20.6691 |
| Utility Worker III | 14.7453 | 15.4826 | 16.2567 | 17.0695 | 17.9230 | 18.8192 | 19.7601 | 20.7481 | 21.7855 | 22.8748 |
| Groundskeeper | 13.3235 | 13.9897 | 14.6892 | 15.4236 | 16.1948 | 17.0045 | 17.8548 | 18.7475 | 19.6849 | 20.6691 |
| Public Utilities Foreman | 19.9213 | 20.9174 | 21.9632 | 23.0614 | 24.2145 | 25.4252 | 26.6965 | 28.0313 | 29.4329 | 30.9045 |
| Public Works Foreman | 19.9213 | 20.9174 | 21.9632 | 23.0614 | 24.2145 | 25.4252 | 26.6965 | 28.0313 | 29.4329 | 30.9045 |
| Police Records Manager* | 16.1440 | 16.9512 | 17.7988 | 18.6887 | 19.6232 | 20.6044 | 21.6346 | 22.7163 | 23.8521 | 25.0447 |
| Police Records Clerk | 12.4442 | 13.0664 | 13.7197 | 14.4057 | 15.1260 | 15.8823 | 16.6764 | 17.5102 | 18.3857 | 19.3050 |
| Police Officer | 19.9425 | 20.9396 | 21.9866 | 23.0860 | 24.2403 | 25.4523 | 26.7249 | 28.0612 | 29.4642 | 30.9374 |
| Police Corporal | 20.9457 | 21.9930 | 23.0927 | 24.2473 | 25.4597 | 26.7327 | 28.0693 | 29.4728 | 30.9464 | 32.4937 |
| Police Sergeant | 22.6029 | 23.7331 | 24.9198 | 26.1658 | 27.4741 | 28.8478 | 30.2902 | 31.8047 | 33.3949 | 35.0647 |
| Police Lieutenant* | 33.9700 | 35.6685 | 37.4519 | 39.3245 | 41.2908 | 43.3553 | 45.5231 | 47.7993 | 50.1892 | 52.6987 |
| Police Chief* | 40.5246 | 42.5509 | 44.6784 | 46.9124 | 49.2580 | 51.7209 | 54.3069 | 57.0223 | 59.8734 | 62.8671 |
| Water/Wastewater Operator I | 16.1857 | 16.9950 | 17.8447 | 18.7370 | 19.6738 | 20.6575 | 21.6904 | 22.7749 | 23.9136 | 25.1093 |
| Water/Wastewater Operator II | 20.6574 | 21.6903 | 22.7748 | 23.9135 | 25.1092 | 26.3647 | 27.6829 | 29.0670 | 30.5204 | 32.0464 |

Created: 06/2013
 Revised: 07/2013
 Revised: 11/2013
 Revised: 12/2013
 Revised: 06/2014
 Revised: 08/2014
 Revised: 07/2015
 Revised: 01/2016
 Revised: 03/2016
 Revised: 07/2016
 Revised: 07/2016 pt. 2
 Revised: 07/2017
 Revised: 07/2017 pt. 2
 Revised: 07/2018
 Revised: 01/2019
 Proposed 4/2019

*Remove in 2020

*Remove in 2021

*Remove in 2022

*Member of Management

AGENDA ITEM

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: NICOLAS CARDELLA, ASSISTANT CITY ATTORNEY

SUBJECT: SECOND READING AND PUBLIC HEARING OF ORDINANCE 19-02
AMENDING TITLE 17, CHAPTER 17.08, SECTION 17.08.040 TO MODIFY
THE PROCEDURE FOR INITIATION OF ZONING AMENDMENTS

DATE: APRIL 9, 2019

BACKGROUND & DISCUSSION:

The City of Mendota (City) is responsible for enforcing laws and regulations designed to promote orderly development and compatible land uses through the adoption and enforcement of appropriate zoning laws.

The Mendota Municipal Code's (MMC) existing procedure for the adoption of substantive amendments to the City's zoning laws, located in Title 17, Chapter 17.04, § 17.08.040, is administratively burdensome and encumbers the City's ability to promptly and efficiently consider and approve amendments to its zoning laws because it requires the Planning Commission to adopt a resolution of intention before the matter may be scheduled for public hearing.

As there is no state law requirement for the adoption of a resolution of intention prior to initiating a zoning code amendment, staff proposes eliminating this requirement and permitting zoning code changes to be immediately scheduled for consideration before the Planning Commission at the request of staff, the City Council, or the Planning Commission, without the need to adopt a resolution of intention.

In addition, the proposed amendments make various clarifying and conforming changes, and create additional flexibility for the scheduling of public hearings on zoning amendments. A redline document showing the proposed amendments is attached hereto as Exhibit "A".

It should be noted that these amendments are not themselves subject to § 17.08.040. That section provides that an amendment to the zoning code "which changes any property from one district to another, or imposes any regulation not heretofore imposed, or removes or modifies any such regulations heretofore imposed shall be initiated and adopted by the following procedure." However, the amendments proposed herein do not "change[] any property from one district to another," "impose[] any regulation not heretofore impose," or "remove[] or modif[y] any such

regulations.” Therefore, the proposed amendments are not subject to the procedure specified in Chapter 17.08.

FISCAL IMPACT:

None.

RECOMMENDATION:

Staff recommends that the Mayor perform the public hearing, that the Council conduct the second reading, and that the Council adopt Ordinance No. 19-03.

ATTACHMENTS:

Exhibit “A” – Redline document showing proposed changes to zoning code.

17.08.040 – Amendments to the zoning ordinance.

- A. Scope. An amendment to this title which changes any property from one district to another, or imposes any regulation not heretofore imposed, or removes or modifies any such regulations heretofore imposed shall be initiated and adopted by the following procedure.
- B. Initiation. Amendments to this title may be initiated in the following manner:
1. The commission, council, or staff may propose an amendment by a resolution of intention scheduling a public hearing before the commission to consider the proposed amendment;
 - ~~2. The council may propose an amendment by a resolution of intention.~~
 23. A property owner or the authorized representative of an owner may propose an amendment to change property from one district to another by filing a verified petition with the commission; provided, however, such a petition shall be signed by the owners of at least sixty (60) percent of the area directly affected by such proposed amendment.
- C. Petitions.
1. Form of Petition. The commission shall prescribe the form in which applications for changes of districts are made. The commission may prepare and provide blanks for such purpose and may prescribe the type of data and information to be provided by the petitioner to assist in determining the validity of the request. No application shall be received unless it is full and complete and complies with such requirements.
 2. Verification of Petition. The city manager shall verify the accuracy and completeness of the application and the date of verification shall be noted on the application.
 3. Change of C-1, C-2, C-3 or SC Districts. In addition, the applicant may provide to the commission such data and information as will assist the city manager in making a recommendation to the commission to justify its findings to the council as to the location and size of the proposed rezoning. Such data may include:
 - a. Economic studies and surveys;
 - b. Traffic studies;
 - c. Population studies; and
 - d. Any other information deemed pertinent.
- D. Filing Fee. When an application to change property from one district to another is filed, a fee shall be paid for the purpose of defraying the costs incidental to the proceedings.
- E. Administrative Investigation. The city manager shall study the proposed amendment and shall provide the information necessary for action consistent with the intent and purpose of this chapter and the general plan.

F. Notice of ~~Commission~~ Public Hearing.

1. ~~If amendments are proposed by petition, t~~The secretary shall set ~~all proposals for amendments~~the matter for public hearing no less than ten (10) days nor more than ~~forty-sixty (640)~~ days after the verification of the proposal ~~or after the adoption of a resolution of intention by the commission or the council.~~
2. Notices of required public hearings shall contain a description of the property under consideration, the nature of the proposed change, the time and place of the hearing, the body presiding over the hearing, the recommendation of the commission, if applicable, and any ~~and~~ other pertinent data, ~~and~~ Notice shall be given by at least one publication in a newspaper of general circulation in the city at least ten (10) days before the hearing.
3. When the amendment involves the reclassification of property, additional notice shall be given by mailing a notice not less than ten (10) days prior to the date of the hearing to the owners of property within a radius of three hundred (300) feet from the external boundaries of the property described in the application, using for this purpose the last known name and address of such owners as shown on the latest adopted tax roll of the county or by posting of the property not less than ten days before the hearing.
4. Any failure to make notices as aforesaid shall not invalidate any proceedings taken for amendments under this chapter.

G. Commission Public Hearings — Recommendations and Notice Thereof.

1. The commission shall, not less than ten (10) days after the publication of the legal notice of a public hearing on an amendment, hold such hearing.
2. If, for any reason, testimony on any case set for public hearing cannot be completed on the day set for such hearing, the commissioner presiding at such public hearing may, before the adjournment or recess thereof, publicly announce the time and place to and at which such hearings will be continued, and such announcement shall serve as sufficient notice.
3. Upon the completion of a public hearing, the commission shall, not later than forty (40) days thereafter, render its decision on the matter so heard. Failure to so act within said forty (40) days shall serve to automatically and immediately refer the whole matter to the council for such action as it deems warranted under the circumstances. In the event of such failure on the part of the commission to act, the city manager shall immediately deliver to the council all of the records of the matter involved.
4. The recommendation for the approval of any amendment shall be by resolution of the commission carried by the affirmative votes of not less than a majority of its total voting members. A resolution for recommendation which receives a majority vote of the members present and voting but not a majority vote of the total voting members of the commission may, with the consent of the applicant, if any, and by majority vote of the members present, be continued until the next regular or special meeting of the commission; however, if the majority of the members present do not vote to continue the matter or the applicant does not

consent thereto, then the action shall constitute disapproval. A resolution for the approval of any amendment which fails to carry by reason of no votes of a majority of the members present shall be deemed a disapproval.

5. The commission shall announce and record its action by formal resolution. Such resolution shall be filed with the council.
 6. Not later than ten (10) days after final action by the commission on an application, notice of the decision shall be mailed to the applicant.
 7. A denial by the commission shall be final unless appealed to the council within fifteen (15) days of the date such resolution is filed with the council.
 8. An appeal may be initiated by the applicant or by any aggrieved person.
- H. ~~Notice of~~ Council Public Hearing. The hearing date of the council public hearing shall be set by the city clerk for not less than ten (10) days or more than ~~forty-sixty~~ (640) days after the filing of the commission's resolution ~~with~~ by the council. Notice shall be given as provided in Section 17.08.040(F).
- I. Notice of Council Public Hearing — Decision and Notice Thereof.
1. The council shall, not less than ten (10) days after the legal notice of a public hearing on a proposed amendment, hold such public hearing.
 2. The council may approve the proposed amendment and enact it by ordinance or disapprove it. The council shall not alter the proposed amendment without referral back to the commission unless such alteration was previously considered by the commission and unless, in the case of a district change, such alteration is more restrictive or reduces the area under consideration. A copy of the decision shall be mailed to the applicant at the address on the application. The decision shall be made within fifteen (15) days of the hearing. When the proposed amendment is referred back to the commission, the commission shall render a report to the council within forty (40) days of such referral, and the council shall render its decision within forty (40) days of the receipt of the report of the commission.
- J. Appeals on Denials.
1. The council, not more than forty (40) days after the denial by the commission, shall hear such appeal after giving notice pursuant to Section 17.08.040(F).
 2. The council shall refer any proposed reversal of such denial back to the commission for a report.
 3. The commission shall render such report to the council within forty (40) days of such referral.
 4. The council shall render its decision within forty (40) days of the receipt of the report from the commission.
- K. Reapplications for District Amendments. No person, including the original applicant, shall reapply for the same change of district on the same lot or lots within a period

of one (1) year from the date of the final decision on such previous application unless such decision is a denial without prejudice.

L. Appeals — Time Limits. Appeals, if any, to a court of competent jurisdiction shall be made within thirty (30) days after the final decision by the council. In the event such action is not appealed within thirty (30) days following the council's decision, it shall be presumed that the petitioner to a court has not acted with due diligence in asserting his rights, and the action of the city shall be deemed to be final.

M. Conditional Zoning.

1. The council may impose conditions to the zoning reclassification of property, to be given an appropriate designation on the zone map, where such conditions are essential to:
 - a. The community's protection against potentially harmful effects of the proposed use; or
 - b. Where such conditions are required to adjust the proposed use to the community's needs.
2. In the event conditions to zoning are imposed, a site plan review shall be required prior to development as provided in Section 17.08.090.

(Amended during 1995 codification; prior code § 13.21.002)

**BEFORE THE CITY COUNCIL
OF THE
CITY OF MENDOTA, COUNTY OF FRESNO**

**AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF MENDOTA AMENDING
TITLE 17, CHAPTER 17.08, SECTION
17.08.040 TO MODIFY THE PROCEDURE
FOR INITIATION OF ZONING AMENDMENTS**

ORDINANCE NO. 19-02

WHEREAS, the City of Mendota (City) is responsible for enforcing laws and regulations designed to promote orderly development and compatible land uses through the adoption and enforcement of appropriate zoning laws; and

WHEREAS, the City's zoning laws are contained in Title 17 of the Mendota Municipal Code (MMC); and

WHEREAS, the MMC's existing procedure for the adoption of amendments to zoning laws, located in Title 17, Chapter 17.04, Section 17.08.040, is administratively burdensome and encumbers the City's ability to promptly and efficiently consider and approve amendments to its zoning laws; and

WHEREAS, the City desires to amend Section 17.08.040 to streamline the procedure for initiating amendments to its zoning laws and to promote the prompt and efficient consideration and approval of amendments to its zoning laws; and

WHEREAS, staff has prepared amendments to Section 17.08.040 to accomplish the City's desires (Proposed Amendments), a redline version of which is attached hereto as Exhibit "A" and incorporated herein by this reference; and

WHEREAS, the Proposed Amendments are administrative changes that alter the procedure by which the City may initiate zoning amendments; and

WHEREAS, the Proposed Amendments do not change any property from one district to another, impose any regulation not heretofore imposed, or remove or modify any regulations heretofore imposed, and, as such, are not themselves subject to Section 17.08.040.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MENDOTA, CALIFORNIA DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. The Recitals set forth above are incorporated herein and by this reference made an operative part hereof.

SECTION 2. This ordinance amends Title 17, Chapter 17.08 by amending Section 17.08.040. The amendment will provide that the Planning Commission, City Council, or

City staff may initiate a zoning amendment by scheduling a public hearing before the Planning Commission, alter certain timetables for the amendment process, and make certain other clarifying and conforming changes.

SECTION 3. Section 17.08.040 of Chapter 17.08 of Title 17 of the Mendota Municipal Code is hereby amended to read as follows:

17.08.040 – Amendments to the zoning ordinance

- A. Scope. An amendment to this title which changes any property from one district to another, or imposes any regulation not heretofore imposed, or removes or modifies any such regulations heretofore imposed shall be initiated and adopted by the following procedure.
- B. Initiation. Amendments to this title may be initiated in the following manner:
 - 1. The commission, council, or staff may propose an amendment by scheduling a public hearing before the commission to consider the proposed amendment;
 - 2. A property owner or the authorized representative of an owner may propose an amendment to change property from one district to another by filing a verified petition with the commission; provided, however, such a petition shall be signed by the owners of at least sixty (60) percent of the area directly affected by such proposed amendment.
- C. Petitions.
 - 1. Form of Petition. The commission shall prescribe the form in which applications for changes of districts are made. The commission may prepare and provide blanks for such purpose and may prescribe the type of data and information to be provided by the petitioner to assist in determining the validity of the request. No application shall be received unless it is full and complete and complies with such requirements.
 - 2. Verification of Petition. The city manager shall verify the accuracy and completeness of the application and the date of verification shall be noted on the application.
 - 3. Change of C-1, C-2, C-3 or SC Districts. In addition, the applicant may provide to the commission such data and information as will assist the city manager in making a recommendation to the commission to justify its findings to the council as to the location and size of the proposed rezoning. Such data may include:
 - a. Economic studies and surveys;
 - b. Traffic studies;
 - c. Population studies; and
 - d. Any other information deemed pertinent.

- D. Filing Fee. When an application to change property from one district to another is filed, a fee shall be paid for the purpose of defraying the costs incidental to the proceedings.
- E. Administrative Investigation. The city manager shall study the proposed amendment and shall provide the information necessary for action consistent with the intent and purpose of this chapter and the general plan.
- F. Notice of Public Hearing.
 - 1. If amendments are proposed by petition, the secretary shall set the matter for public hearing no less than ten (10) days nor more than sixty (60) days after the verification of the proposal.
 - 2. Notices of required public hearings shall contain a description of the property under consideration, the nature of the proposed change, the time and place of the hearing, the body presiding over the hearing, the recommendation of the commission, if applicable, and any other pertinent data. Notice shall be given by at least one publication in a newspaper of general circulation in the city at least ten (10) days before the hearing.
 - 3. When the amendment involves the reclassification of property, additional notice shall be given by mailing a notice not less than ten (10) days prior to the date of the hearing to the owners of property within a radius of three hundred (300) feet from the external boundaries of the property described in the application, using for this purpose the last known name and address of such owners as shown on the latest adopted tax roll of the county or by posting of the property not less than ten days before the hearing.
 - 4. Any failure to make notices as aforesaid shall not invalidate any proceedings taken for amendments under this chapter.
- G. Commission Public Hearings — Recommendations and Notice Thereof.
 - 1. The commission shall, not less than ten (10) days after the publication of the legal notice of a public hearing on an amendment, hold such hearing.
 - 2. If, for any reason, testimony on any case set for public hearing cannot be completed on the day set for such hearing, the commissioner presiding at such public hearing may, before the adjournment or recess thereof, publicly announce the time and place to and at which such hearings will be continued, and such announcement shall serve as sufficient notice.
 - 3. Upon the completion of a public hearing, the commission shall, not later than forty (40) days thereafter, render its decision on the matter so heard. Failure to so act within said forty (40) days shall serve to automatically and immediately refer the whole matter to the council for such action as it deems warranted under the circumstances. In the event of such failure on the part of the commission to act, the city manager shall immediately deliver to the council all of the records of the matter involved.

4. The recommendation for the approval of any amendment shall be by resolution of the commission carried by the affirmative votes of not less than a majority of its total voting members. A resolution for recommendation which receives a majority vote of the members present and voting but not a majority vote of the total voting members of the commission may, with the consent of the applicant, if any, and by majority vote of the members present, be continued until the next regular or special meeting of the commission; however, if the majority of the members present do not vote to continue the matter or the applicant does not consent thereto, then the action shall constitute disapproval. A resolution for the approval of any amendment which fails to carry by reason of no votes of a majority of the members present shall be deemed a disapproval.
 5. The commission shall announce and record its action by formal resolution. Such resolution shall be filed with the council.
 6. Not later than ten (10) days after final action by the commission on an application, notice of the decision shall be mailed to the applicant.
 7. A denial by the commission shall be final unless appealed to the council within fifteen (15) days of the date such resolution is filed with the council.
 8. An appeal may be initiated by the applicant or by any aggrieved person.
- H. Council Public Hearing. The hearing date of the council public hearing shall be set by the city clerk for not less than ten (10) days or more than sixty (60) days after the filing of the commission's resolution with the council. Notice shall be given as provided in Section 17.08.040(F).
- I. Notice of Council Public Hearing — Decision and Notice Thereof.
1. The council shall, not less than ten (10) days after the legal notice of a public hearing on a proposed amendment, hold such public hearing.
 2. The council may approve the proposed amendment and enact it by ordinance or disapprove it. The council shall not alter the proposed amendment without referral back to the commission unless such alteration was previously considered by the commission and unless, in the case of a district change, such alteration is more restrictive or reduces the area under consideration. A copy of the decision shall be mailed to the applicant at the address on the application. The decision shall be made within fifteen (15) days of the hearing. When the proposed amendment is referred back to the commission, the commission shall render a report to the council within forty (40) days of such referral, and the council shall render its decision within forty (40) days of the receipt of the report of the commission.
- J. Appeals on Denials.
1. The council, not more than forty (40) days after the denial by the commission, shall hear such appeal after giving notice pursuant to Section 17.08.040(F).
 2. The council shall refer any proposed reversal of such denial back to the commission for a report.

3. The commission shall render such report to the council within forty (40) days of such referral.
 4. The council shall render its decision within forty (40) days of the receipt of the report from the commission.
- K. Reapplications for District Amendments. No person, including the original applicant, shall reapply for the same change of district on the same lot or lots within a period of one (1) year from the date of the final decision on such previous application unless such decision is a denial without prejudice.
- L. Appeals — Time Limits. Appeals, if any, to a court of competent jurisdiction shall be made within thirty (30) days after the final decision by the council. In the event such action is not appealed within thirty (30) days following the council's decision, it shall be presumed that the petitioner to a court has not acted with due diligence in asserting his rights, and the action of the city shall be deemed to be final.
- M. Conditional Zoning.
1. The council may impose conditions to the zoning reclassification of property, to be given an appropriate designation on the zone map, where such conditions are essential to:
 - a. The community's protection against potentially harmful effects of the proposed use; or
 - b. Where such conditions are required to adjust the proposed use to the community's needs.
 2. In the event conditions to zoning are imposed, a site plan review shall be required prior to development as provided in Section 17.08.090.

SECTION 4. Severability. If any part of this Ordinance is held to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed the remainder of this Ordinance, as if such invalid portion thereof had been deleted.

SECTION 5. This ordinance shall take effect thirty (30) days after its passage.

SECTION 6. The Mayor shall sign and the City Clerk shall certify to the passage of this Ordinance and will see that it is published and posted in the manner required by law.

* * * * *

The foregoing ordinance was introduced on the 12th day of March, 2019 and duly passed and adopted by the City Council of the City of Mendota at a regular meeting thereof held on the 9th day of April, 2019 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Robert Silva, Mayor

ATTEST:

Celeste Cabrera, City Clerk

APPROVED AS TO FORM:

John Kinsey, City Attorney

Code Enforcement Monthly Log

| Address | Type of Case | 1st Notice | Deadline | Status | Fine Amount |
|----------------------|-----------------------------|------------|----------|------------------------|-------------|
| 2ND/ NAPLES | VEHICLE CHECK | 3/1/2019 | N/A | WARNING | \$0.00 |
| PUCHEU/ BELMONT | VEHICLE CHECK | 3/2/2019 | N/A | NECESSARY ACTION TAKEN | \$0.00 |
| 796 UNIDA | MUNICODE/ PARKING VIOLATION | 3/2/2019 | N/A | WARNING | \$0.00 |
| 436 RIO FRIO | FOLLOW UP | 3/2/2019 | N/A | NECESSARY ACTION TAKEN | \$0.00 |
| 2ND/ OLLER | VEHICLE CHECK | 3/2/2019 | N/A | CITED | \$50.00 |
| 612 OLLER | MISC. INVESTIGATION | 3/2/2019 | N/A | ADVISED | \$0.00 |
| M & M MART | MUNICODE/ PUBLIC NUISANCE | 3/12/2019 | N/A | ADVISED | \$0.00 |
| 201 FLEMING | COMMUNITY CONTACT | 3/14/2019 | N/A | COMPLETE | \$0.00 |
| DE LA CRUZ | VEHICLE CHECK | 3/19/2019 | N/A | CITED | \$250.00 |
| 800 BLK GARCIA | MUNICODE/ PARKING VIOLATION | 3/19/2019 | N/A | CITED | \$50.00 |
| UNITED HEALTH CENTER | FOLLOW UP | 3/20/2019 | N/A | COMPLETE | \$0.00 |
| 1161 OLLER | MISC. INVESTIGATION | 3/20/2019 | N/A | NECESSARY ACTION TAKEN | \$0.00 |
| 695 LOZANO | FOLLOW UP | 3/20/2019 | N/A | COMPLETE | \$0.00 |
| 6TH & QUINCE | COMMUNITY CONTACT | 3/21/2019 | N/A | WARNING | \$0.00 |
| 285 ESPINOZA | MISC. INVESTIGATION | 3/21/2019 | N/A | NECESSARY ACTION TAKEN | \$0.00 |
| 281 ESPINOZA | FOLLOW UP | 3/22/2019 | N/A | COMPLETE | \$0.00 |
| HOLMES/ PETRY | MUNICODE/ PARKING VIOLATION | 3/23/2019 | N/A | WARNING | \$0.00 |
| TUFT STREET | COMMUNITY CONTACT | 3/23/2019 | N/A | COMPLETE | \$0.00 |
| 761 JUANITA | FOLLOW UP | 3/23/2019 | N/A | COMPLETE | \$0.00 |
| 529 J ST | VEHICLE CHECK | 3/23/2019 | N/A | COMPLETE | \$0.00 |
| 281 ESPINOZA | FOLLOW UP | 3/23/2019 | N/A | COMPLETE | \$0.00 |
| 903 JENNING CT | VEHICLE CHECK | 3/26/2019 | N/A | STORED | \$50.00 |
| 27 GOMEZ | VEHICLE CHECK | 3/26/2019 | N/A | CITED | \$50.00 |
| 691 LOZANO | FOLLOW UP | 3/26/2019 | N/A | COMPLETE | \$0.00 |
| 281 ESPINOZA | FOLLOW UP | 3/26/2019 | N/A | COMPLETE | \$0.00 |
| 500 GONZALEZ | MUNICODE/ PARKING VIOLATION | 3/28/2019 | N/A | CITED | \$50.00 |
| 1759 7TH ST | VEHICLE NUISANCE | 3/29/2019 | N/A | WARNING | \$0.00 |
| 818 STAMOULES | VEHICLE CHECK | 3/30/2019 | N/A | COMPLETE | \$0.00 |
| 1590 11TH ST | MUNICODE/ PARKING VIOLATION | 3/30/2019 | N/A | CITED | \$50.00 |
| 328 BLANCO | VEHICLE CHECK | 3/30/2019 | N/A | CITED | \$50.00 |
| 800 BLK GARCIA | VEHICLE CHECK | 3/30/2019 | N/A | CITED | \$50.00 |
| 400 BLK ARNAUDON | VEHICLE CHECK | 3/30/2019 | N/A | CITED | \$50.00 |

Code Enforcement Monthly Log

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|-----------------|---------------|-----------|-----|--------------|-----------------|
| SORENSEN/MCCABE | VEHICLE CHECK | 3/30/2019 | N/A | CITED | \$50.00 |
| | | | | | |
| | | | | TOTAL | \$750.00 |



POLICE

M E N D O T A

MEMORANDUM

Date: April 3, 2019
To: Cristian Gonzalez, City Manager
Mendota City Council Members
From: Gregg L. Andreotti, Chief of Police
Subject: Monthly Report for March 2019

An unknown suspect stole tools from the victim's vehicle while it was parked on Lozano Street.

A victim had his vehicle paperwork stolen from his vehicle while it was parked on Oxnard Street.

An unknown male subject attempted to contact minors by a local park. He had left the scene prior to officers arriving.

Officers conducted a traffic enforcement detail during the evening hours.

A tornado touched down by Oxnard/Valenzuela. Minor damage reported to a fence, roof and yard property.

Non-injury traffic collision on Silva Street. Both parties remained on scene.

Loud noise and drinking complaint on 7th Street resulted in four citations and FI's for information.

A driver got his vehicle stuck between pumps in the parking lot of a local mini-mart on Oller. He was contacted by officers and discovered to be intoxicated. He was arrested for DUI, cited and released.

A trespasser was contacted in the parking lot of a business on 7th Street. During prior contacts he was admonished to not return. He was arrested, cited and released.

Non-injury traffic collision at Bass/Barboza. Both parties remained on scene.

A restrained party went to the residence of the protected party and fled prior to officers arriving. He was located by officers, arrested and transported to Jail.

Vehicle stop by Belmont/Hwy 33 discovered the driver was wanted on an active warrant. He was arrested and transported to Jail.

Non-injury traffic collision at Hwy 33/Naples. Both parties remained on scene.

An unknown suspect stole the victim's vehicle while it was parked on Quince Street

Five subjects were contacted on 10th Street by Oller. They were Fled for information.

Disturbance at a residence on Gonzalez Street resulted in a suspect hitting the victim. The known suspect fled prior to officers arriving.

Vehicle stop by Pucheu/4th discovered the driver was underage and under the influence of an alcohol beverage. He was arrested, cited and released to a sober adult.

Vehicle stop by Barboza/Perez. The driver rushed the officer and had to be detained. He continued to interfere and subsequently resisted arrest. He was arrested for interfering with police. He was transported to Jail.

Subject check at a local mini-mart on Oller discovered warrants for his arrest. He was arrested, cited and released.

An unknown suspect stole the victim's vehicle while it was parked on Lozano Street.

Disturbance on Rio Frio discovered a wanted subject. He was arrested, cited and released.

Officers responded to a fast food business on Derrick in regards to an intoxicated person inside the business. Officers contacted the subject and discovered he was intoxicated. He was arrested, cited and released to a sober adult.

Vehicle stop at 4th/L Street discovered the driver was wanted on outstanding warrants. He was arrested, cited and transported to Jail.

Disturbance at a residence on Derrick discovered the suspect pushed the victim. The suspect was arrested, cited and released.

Disturbance at a residence on Tuft discovered the suspect hit the victim. The suspect was contacted and arrested. He was later transported to Jail.

An unknown suspect stole the victim's vehicle while it was parked on Fleming Street.

An unknown suspect stole the victim's identity and used her SS number for an employment opportunity.

Non-injury traffic collision at Oller/11th. Both parties remained on scene.

Non-injury traffic collision at Oller/7th. Both parties remained on scene.

An unknown suspect stole the victim's identity and opened account's.

A known suspect was throwing trash into the street and interfered with traffic on Derrick Avenue. He was contacted by officers and resisted arrest. He was subsequently arrested and transported to Jail

An unknown suspect stole property from the victim's car while it was parked on Perez Street.

An unknown suspect stole another victim's identity and opened several credit card accounts.

Vehicle stop by Naples/9th discovered the driver was intoxicated. He was arrested for DUI, cited and released to a sober adult.

Vehicle check by a local park discovered over one pound of marijuana inside the vehicle. The occupants were arrested, cited and released.

Officers observed a known wanted subject on Derrick. After he attempted to evade officers he was located and arrested. He was transported to Jail.

A known suspect damaged the victim's vehicle while at a party on Lolita.

A known wanted suspect was contacted on 2nd and arrested. He was transported to Jail.

Officers assisted CHP at the scene of a traffic collision in the Pool Park. The subject causing fled the scene prior to officers arriving.

Subject check at a local park discovered a warrant for his arrest. He was arrested and transported to Jail.

Disturbance at a local park resulted in a known suspect cutting the victim on his face. The suspect fled prior to officers arriving. Officers later located him and took him into custody. He was transported to Jail.

An unknown suspect stole the victim's mail from her mailbox on I Street.

An unknown subject shut the power off at a residence on Gaxiola.

Officers discovered a person sleeping in a local park restroom. He was found to have an active warrant for his arrest and to be in possession of methamphetamine. He was arrested and transported to Jail.

An unknown suspect damaged a window on the victim's vehicle while it was parked on Naples Street.

Officers recovered a stolen vehicle on I Street.

While school was in session a reckless driver travelling at approx. 80MPH was stopped on Derrick and arrested. He was cited and released.

At the request of Clovis PD, Officers assisted by arresting a wanted subject on Black Street. He was transported to Kerman and turned over to Clovis Police Officers.

A known suspect ran from officers when they attempted to contact him at the scene of a disturbance by 7th/Lolita Streets.

Vehicle stop by Amador/Gonzalez resulted in three FI's for information.

Vehicle stop by 5th/Oller discovered a subject on probation and known associates of a wanted person. They were Fled for information.

Injury traffic collision at Derrick/Smoot resulted in one party being transported to CRMC for treatment. All drivers remained on scene.

An unknown suspect damaged the victim's vehicle windows while it was parked on I Street.

The victim's vehicle was stolen while it was parked on Jennings Street.

Subject check at 8th/Oller discovered he was in possession of drug paraphernalia. He was arrested, cited and released.

Subject check at Lolita/9th discovered active warrants and drug paraphernalia. He was arrested, cited and released.

Subject check at Stamoules/7th discovered drug paraphernalia. He was arrested, cited and released.

Subject check at Oller/3rd discovered active warrants. He was arrested, cited and released.

Vehicle stop at Oller/9th discovered the driver was intoxicated. He was arrested for DUI, cited and released to a sober adult.

An unknown suspect stole the victim's vehicle while it was parked in front of his residence.

A stolen vehicle was located on Tuft Street with parts missing.

The victim's vehicle was stolen from in front of his residence on Kate Street.

Disturbance at a residence on Perez discovered the suspect hit the victim. The suspect was arrested and transported to Jail.

Disturbance at a residence on Marie resulted in the suspect damaging the victim's property. He was arrested and transported to JJC.

Vehicle stop at Quince/11th discovered the driver was wanted on outstanding warrants. She was arrested, cited and released.

Officers recovered a stolen vehicle on Gaxiola Street.

Vehicle stop by Bass/2nd Street discovered an active warrant. The driver was arrested, cited and released.

Subject check at Oller/6th of a known wanted person. He was arrested on an active parolee at large warrant and transported to Jail.

An unknown suspect stole a rim and tire from the victim's vehicle while it was parked by her residence.

A known suspect cashed fraudulent checks on an account that didn't exist.

A known suspect stole property from a local store on Oller. He was located by officers, arrested, cited and released.

An unknown suspect damaged the window of the victim's vehicle while it was parked by his residence.

The victim's registration card and other documents were stolen from her vehicle while it was parked by her residence.

Subject check by Lolita/7th discovered active warrants for his arrest. He was arrested and transported to Jail.

During a subject check of two on 4th Street one of the subjects's tossed a baggie of methamphetamine on the ground. He was arrested, cited and released.

Vehicle stop by Oller/9th resulted in the FI of three occupants.

The victim's vehicle was vandalized while parked at a local business and a possible suspect was identified and contacted. He was arrested on outstanding warrants and transported to Jail.

At the scene of a disturbance by Naples/5th Street officers' detained subjects identified as having knives. During the detention one of the suspect fled on foot from officers. He was identified and is wanted.

Subject check at 2nd/I Street discovered he was in possession of methamphetamine and wanted on an active warrant. He was arrested and transported to Jail.

The owner of a local business on Naples discovered unauthorized subjects were dumping trash into his business dumpsters.

Subject check by Rio Frio/7th discovered possible gang affiliated subjects and resulted in an FI for information.

Officers contacted a subject who was tossing rocks into the roadway at Oller/Derrick. He was found to have a warrant for his arrest. He was arrested, cited and released.

Subject check of two drinking alcohol in public by a business on 7th Street. Both were cited and released.

Subject check by 7th/Pucheu discovered outstanding warrants. He was arrested, cited and released.

Subject check by 3rd/Pucheu resulted in an FI for information.

A known suspect forcibly removed property from the victim's residence on derrick. The suspect was found to have outstanding warrants, but fled prior to officers arriving.

Subject check by 9th/Oller discovered he was wanted on active warrants. After his arrest methamphetamine was located in his possession. He was arrested, cited and released.

An unknown subject damaged the window of a business on Derrick Street.

Vehicle stop by Derrick/McCabe discovered a passenger was wanted on outstanding warrants. He was arrested, cited and released.

A known suspect hit the victim with a blunt object. The suspect was located and admitted to the attack. He was arrested and transported to Jail.

Morning School Zone traffic enforcement detail on Derrick netted 19 violations

A known suspect brandished a knife and attempted to enter a residence on J Street. He left the area prior to officers arriving, but was located and found in possession of an illegal knife. He was arrested and transported to Jail.

Disturbance by a residence on Derrick discovered the suspect hit the victim and then fled the scene. He was identified by the victim and witnesses. During this investigation an unrelated subject was contacted and found to be wanted on outstanding warrants. He was arrested and transported to Jail.

Subject check at a local park located a suspect exiting a restroom in possession of a meth pipe. He was found to be wanted on outstanding warrants and was arrested. He was transported to Jail.

One student attacked and hit another at a local school. The suspect was cited and released to her parents.

Subject check at a local business on Oller Street. He was found to be wanted on an active warrant for his arrest. He was arrested, cited and released.

Vehicle stop at Derrick/McCabe discovered a passenger was wanted on outstanding warrants. He was arrested, cited and released.

A known suspect assaulted the victim at a residence on Lolita. The suspect was located by officers and arrested. He was transported to Jail.

An unknown suspect stole personal documents from the victim's vehicle while it was parked on Garcia Street.

An unknown suspect stole personal documents from the victim's vehicle while it was parked on Quince Street.

Burglary to a city building on 2nd Street led officers to a residence on J Street where they located the suspect and stolen property. The suspect was arrested and transported to Jail. 5 FI's were also obtained.

Unknown suspects damaged windows to a local business on Derrick.

Non-injury traffic collision at 3rd/Oller. Both parties remained on scene.

Officers attempted to contact two wanted subjects who ran from them. Both were known and fled the scene.

Vehicle stop by 6th/Oller resulted in the driver interfering with the investigation. He was arrested, cited and released.

An unknown suspect stole the victim's license plate from his vehicle while parked on 4th Street.

Bicycle stop by Marie/6th discovered the rider was wanted on outstanding warrants. He was arrested, cited and released.

Subject check by Lolita/6th discovered she was in possession of a meth pipe. She was arrested, cited and released.

Strategic Planning:

- The two CSOs attended and completed PC 832 school
- The Animal Control (CSO) vehicle was up-fitted with radio, electronics and new graphics
- Two new Dodge Charger patrol Vehicles were placed onto service

Personnel Information:

- The newest police officer was injured while off duty and placed on light duty
- A police officer received surgery due to complications with an on the job injury
- A police officer returned to light duty from on the job injury surgery leave
- A Police Officer candidate accepted a conditional job offer and entered the hiring process
- The recruitment process continued in order to fill the vacant Police Sergeant position
- The following Police Department positions remain vacant and frozen:
 - One Police Officer
 - One Administrative Assistant