



CITY OF MENDOTA

"Cantaloupe Center Of The World"

AGENDA MENDOTA CITY COUNCIL

Regular City Council Meeting
CITY COUNCIL CHAMBERS
643 QUINCE STREET
October 28, 2014
6:00 PM

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.

CALL TO ORDER

ROLL CALL

FLAG SALUTE

FINALIZE THE AGENDA

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

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.

SWEARING IN

1. Police Chief Galvin to swear in Officer Christopher Galpin.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the Regular City Council Meeting of October 14, 2014.

City Council Agenda

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10/28/2014

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. OCTOBER 14, 2014 THROUGH OCTOBER 23, 2014
WARRANT LIST CHECKS NO. 38505 THRU 38574
TOTAL FOR COUNCIL APPROVAL = \$346,053.73
2. Council perform the first reading of **Ordinance No. 14-06**: amending the Mendota Municipal Code by modifying the City of Mendota Local Vendor Preference, and set the public hearing for November 11, 2014.
3. Council adopt **Resolution No. 14-40**, accepting and filing the Community Facilities District No. 2006-1 Annual Report for Fiscal Year 2014/2015.
4. Council adopt **Resolution No. 14-41**, authorizing the establishment of the Disadvantaged Business Enterprise (DBE) goal for Federal Fiscal Year 2014/2015.
5. Council adopt **Resolution No. 14-42**, opposing Proposition 47 on the ballot of the November 4, 2014 election.
6. Council adopt **Resolution No. 14-43**, approving the ninth amendment to the Fresno Council of Government's Joint Powers Agreement.
7. Council approve modified City Hall operation hours during the Christmas Holiday.

PRESENTATION

1. Police Chief Galvin to provide a video presentation on community oriented policing.

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Public Works
 - a) Monthly Report
2. Public Utilities
 - a) Monthly Report

3. City Attorney
 - a) Update
4. City Manager

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)
 - a. Mayor Pro Tem Amador – Update on outreach efforts for SB60
2. Mayor


CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
CA Government Code § 54956.9(d)(2): 1 case

ADJOURNMENT

CERTIFICATION OF POSTING

I, Celeste Cabrera, Deputy City Clerk of the City of Mendota, do hereby declare that the foregoing agenda for the Mendota City Council Meeting of October 28, 2014, was posted on the outside bulletin board located at City Hall, 643 Quince Street on Friday, October 24, 2014 at 3:30 p.m.



Celeste Cabrera, Deputy City Clerk

**MINUTES OF MENDOTA
REGULAR CITY COUNCIL MEETING**

Regular Meeting **Tuesday October 14, 2014**

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

Roll Call

Council Members Present: **Mayor Robert Silva, Mayor Pro Tem Joseph Amador, Councilors S. Leo Capuchino, Joseph Riofrio, and Sergio Valdez.**

Council Members Absent: **None.**

Flag salute led by Councilor Riofrio

FINALIZE THE AGENDA

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

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

CITIZENS ORAL AND WRITTEN PRESENTATIONS

None Offered.

DEPARTMENT REPORT

1. Code Enforcement
 a) Monthly Report

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the Special City Council Meeting of September 23, 2014.
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 Riofrio to approve items 1 and 2, seconded by

Councilor Capuchino; unanimously approved (4 ayes; abstain: Amador).

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. AUGUST 25, 2014 THROUGH SEPTEMBER 5, 2014
WARRANT LIST CHECKS NO. 38297 THRU 38370
TOTAL FOR COUNCIL APPROVAL = \$288,337.19
2. Council adopt **Resolution No. 14-37**, authorizing the submission of a grant application to the San Joaquin Valley Air Pollution Control District.
3. Council discussion and consideration to adopt **Resolution No. 14-38**, allowing the use of park impact fee funds for the construction of Wastewater Plant structures.

A request was made to pull item 2 for separate consideration. A motion was made by Councilor Riofrio to approve items 1 and 3, seconded by Mayor Pro Tem Amador; unanimously approved (5 ayes).

2. Council adopt **Resolution No. 14-37**, authorizing the submission of a grant application to the San Joaquin Valley Air Pollution Control District.

Councilor Riofrio reported that he believes this grant to be a positive step, asked about what departments the vehicles will go to, and expressed hope that the police department could acquire another car soon.

Councilor Valdez asked Director of Public Works Gonzalez if the City is going to have the capacity to effectively refuel all of the CNG vehicles that the City is acquiring, including the new street sweeper. Public Works Director Gonzalez reported on the possibilities of resolving this situation, including an agreement with Fresno County to use their equipment.

Discussion was held on how the CNG vehicles are charged; the cost of acquiring a fast-fill station; the lack of pressure in the current infrastructure that would not permit a fast fuel station to be very effective; the possibility of getting funding for a fast-fill station from the SJVAPCD if the City demonstrates the need; and the types of trucks that this grant will be acquiring for the City.

A motion was made by Councilor Riofrio to adopt Resolution No. 14-37, seconded by Councilor Valdez; unanimously approved (5 ayes).

CITIZENS ORAL AND WRITTEN PRESENTATIONS

Joe Gil Gomez 2033 7th Street – asked what is required to get an item on the agenda and that he requested a meeting with the City Manager and has not received a response yet.

BUSINESS

1. Council consider the Exclusive use of a portion of Rojas-Pierce Park for a religious gathering.

Mayor Silva introduced the item and Finance Administrative Supervisor Diaz reported that a church out of Mariposa is interested in using Rojas-Pierce Park for a tent revival and that they have provided proof of insurance and proof that they are a valid 501(c)3.

Discussion was held on the name of the church and ensuring that the City is covered appropriately so as to minimize liability risks; what is legally required in order to use the Rojas-Pierce Park; a revival that happened in Mendota a few years ago; the importance of giving back to the community; the exact location of the placement of the tent; the policy related to overnight parking or camping in the parks; the need for a waiver of liability so that the City is held harmless; allowing an RV for security to protect their property; the need to get amplified music permits and setting the sprinklers to not turn on during that time.

Pastor Ryan Horvath - asked what is required for liability purposes; provided information on his organization and how they are working with other churches as the lead church to put this event on; and their efforts that involve distributing clothes and food to families.

A motion was made by Mayor Pro Tem Amador to approve the use with the conditions that insurance and all other paperwork be submitted and a waiver to allow overnight camping be granted; seconded by Riofrio; unanimously approved (5 ayes).

2. Council discussion and consideration to adopt **Resolution No. 14-39**, allowing the use of Measure C Fund balance to offset the new scope of work for 6th Street road improvements.

Mayor Silva introduced the item and City Manager DiMaggio reported that the Director of Public Works has been working hard on the use of Measure C and other funding to implement a multi-year pavement improvement plan. Public Works Director Gonzalez presented the Pavement Condition Survey prepared to demonstrate what each street needs; the proposed project area for the 14/15 budget year on 6th Street from Oller to Riofrio; the budget amendment that would need to take place in order to fund this project; and the recommendation of taking care of the rest of 6th Street the following budget year to finish it from Oller to Derrick Avenues.

Discussion was held on the funds being used; the engineer's estimate for the project; the origin and nature of Measure C funds; how the City receives the revenue that goes towards these projects; the possibility of increasing the scope of the project in order to

do 6th Street all at once; other streets that could be worked on concurrently; the disadvantage of doing parts of streets; and how the City of Avenal was able to reconstruct all of their streets.

A motion was made by Councilor Riofrio to adopt Resolution No. 14-39, seconded by Mayor Pro Tem Amador; unanimously approved (5 ayes).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Code Enforcement
 - a) Monthly Report

Code Enforcement Administrative Assistant Perez reported on activities undertaken in the month of September including significant cases involving weed abatement, public nuisances, and vehicle abatements; the revenue collected from citations; and a summary of a list of active cases.

Discussion was held on out of town property owners that need to be contacted and asked to clean their properties; demolition that was going on without a permit recently that caused dust and other problems; the need to cite those that do not have business licenses; and the need to abate weeds at the airport.

Joe Gomez (2033 7th Street) - asked a question regarding a property his family owns that he was asked to clean up or fix; complained of a property on which was being built an illegal fence; some railroad ties that are laying on a property; and mistakes that the Code Enforcement employees have made.

(At 7:15pm Councilor Riofrio left the Chambers and returned at 7:19 p.m.)

2. Police Department
 - a) Monthly Report

Chief Galvin summarized his report for September including the decrease in crime, except for auto thefts; significant case regarding a narcotics arrest; proposition 47 that will be on the ballot that will increase crime by reducing felonies to misdemeanors; and an update on personnel levels.

Discussion was held on releasing names of suspects in crimes at a public meeting; the liability the City could possibly incur by releasing names; the homeless encampment that is at the north end of town; and individuals staying in a culvert south of town.

3. City Manager

City Manager DiMaggio provided an update on the acquisition of Family Dollar and a letter sent to ABC regarding Town and Country Liquor violating the terms of their license.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)

Councilor Riofrio commented on loud music heard throughout the City; intoxicated individuals that cause problems and the measures other cities use to control them.

Mayor Pro Tem Amador thanked staff for efforts during the Driver Awareness event.

Councilor Valdez commented on the problems associated with stores selling alcohol illegally with the sole purpose of making money.

2. Mayor

Mayor Silva reported on Westside Youth not getting the funds they need from CDBG and the efforts everyone is making to help them find funds and the upcoming solar groundbreaking ceremony.

CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
CA Government Code § 54957(b)
Title: City Manager

At 8:12 p.m. the Council moved into closed session.

At 8:44 p.m. the Council reconvened into open session.

City Attorney Boranian reported that in regards to the closed session item, there is nothing to report.

ADJOURNMENT

With no more business to be brought before the Council, a motion for adjournment was made at 8:44 p.m. by Councilor Riofrio, seconded by Councilor Valdez; unanimously approved (5 ayes).

Robert Silva, Mayor

ATTEST:

Matt Flood, City Clerk

**CITY OF MENDOTA
CASH DISBURSEMENTS
10/14/2014 - 10/23/2014
Check # 38505 - 38574**

Date	Check #	Amount	Vendor	Department	Description
October 14, 2014	38505	\$611.85	PETTY CASH	GENERAL-WATER-SEWER	PETTY CASH EXPENSES - 7/7/14 THRU 10/6/14: PUBLIC SAFETY MEETINGS, CELLPHONE: CITY COUNCILMEMBER, PUBLIC UTIL. DTR
October 14, 2014	38506	\$3,050.03	WESTAMERICA BANK	GENERAL	EDD LEASE PAYMENT FOR OCTOBER 2014
October 21, 2014	38507	\$266.50	CAPITAL ONE COMMERCIAL	GENERAL-WATER-SEWER	DOG FOOD, BLEACH, STORAGE CONTAINERS, TOILET SEAT COVERS, LYSOL WIPES
October 21, 2014	38508	\$80,431.00	WESTAMERICA BANK	GENERAL	PAYROLL TRANSFER FOR PAY PERIOD 10/6/2014 THROUGH 10/19/2014
October 22, 2014	38509	\$1,750.00	ACQUISITION PARTNERS OF AMERICA, LLC	GENERAL-WATER-SEWER	GRANT CONSULTING MONTHLY RETAINER: OCTOBER 2014
October 22, 2014	38510	\$780.00	LORIE ANN ADAMS	GENERAL	PORTFOLIO MANAGEMENT FOR CDBG LOAN PROGRAM FOR SEPTEMBER 2014
October 22, 2014	38511	\$56.49	ADT SECURITY SERVICES	GENERAL	ALARM SECURITY SYSTEMS FOR CONCESSION STAND FOR 9/8/2014 THRU 12/31/2014 (ADD-ON SERVICES)
October 22, 2014	38512	\$18,604.00	AETNA LIFE INSURANCE COMPANY	GENERAL	MEDICAL INSURANCE FOR NOVEMBER 2014
October 22, 2014	38513	\$491.98	AFLAC	GENERAL	AFLAC INSURANCE FOR 10/9/2014 AND 10/23/2014
October 22, 2014	38514	\$24.15	AIRGAS USA, LLC	WATER	SMALL CARBON DIOXIDE CYLINDER RENTAL (30 DAYS)
October 22, 2014	38515	\$379.20	ALERT-O-LITE	WATER-SEWER-STREETS	MEASURING WHEEL, HYDRANT METER, COUNTER KESON REPLACEMENT, HARD HAT, VEST, GLOVES, GLASSES
October 22, 2014	38516	\$308.25	ALEX AUTO DIAGNOSTICS	GENERAL-STREETS	REPLACE DISC BRAKE PAD SET (ANIMAL CONTROL TRUCK), REPLACE FRONT/REAR BRAKE PADS (UNIT#4)
October 22, 2014	38517	\$1,958.26	ALLIANCE INTELLIGENCE & INVESTIGATIONS	GENERAL	PROFESSIONAL SERVICES FOR MAY 2014 (PD)
October 22, 2014	38518	\$367.85	ANTHONY'S SHOP	GENERAL	NEW REPLACEMENT BOSCH STARTER FOR TRENCHER
October 22, 2014	38519	\$60.95	AUTOMATED OFFICE SYSTEMS	GENERAL-WATER-SEWER	TCM LEASE PROPERTY TAX FOR COPY MACHINE AT POLICE DEPARTMENT AND CITY HALL
October 22, 2014	38520	\$207.84	AVAYA, INC.	GENERAL-WATER-SEWER	TELEPHONE SERVICE AGREEMENT 9/27/2014 THROUGH 12/26/2014
October 22, 2014	38521	\$129.83	BATTERIES PLUS BULBS	WATER	(4) 12V LEAD DURA 12-9F2 (WATER)
October 22, 2014	38522	\$908.00	BSK ASSOCIATES	WATER-SEWER	MONTHLY WATER AND WASTEWATER ANALYSIS
October 22, 2014	38523	\$39.63	CALIFORNIA BUILDING STANDARDS COMMISSION	GENERAL	SB1473 FEES FOR JULY THROUGH SEPTEMBER 2014 (BUILDING PERMITS)
October 22, 2014	38524	\$781.92	CENTRAL VALLEY CONCRETE	GENERAL	(7.5) CY CALTRANS, (7.5) YD FIBER FOR SHADE STRUCTURE AT ROJAS-PIERCE PARK
October 22, 2014	38525	\$391.00	CENTRAL VALLEY TOXICOLOGY, INC.	GENERAL	(4) ETHYL ALCOHOL, (4) DRUG ABUSE SCREEN (PD)
October 22, 2014	38526	\$625.52	CORBIN WILLITS SY'S INC.	GENERAL-WATER-SEWER	ENHANCEMENT & SERVICE FEES FOR NOVEMBER 2014
October 22, 2014	38527	\$88.82	CROWN SERVICES CO.	GENERAL-SEWER	(1) PORTABLE TOILET AT POLICE DEPARTMENT AND (1) PORTABLE TOILET AT WWTP
October 22, 2014	38528	\$277.24	DATAMATIC, INC	WATER	HANDHELD METER READER MAINTENANCE FOR NOVEMBER 2014

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October 22, 2014	38529	\$1,648.00	DEPARTMENT OF JUSTICE	GENERAL	(11) FINGERPRINT APPS (4) FBI FINGERPRINTS, (27) BLOOD ALCOHOL ANALYSIS FOR SEPTEMBER 2014 AND JULY 2014 (PD)
October 22, 2014	38530	\$57.12	NANCY DIAZ	GENERAL-WATER-SEWER	MILEAGE REIMBURSEMENT FOR BANK DEPOSITS TO FIREBAUGH,CA
October 22, 2014	38531	\$260.00	FAMILY HEALING CENTER	GENERAL	MDIC/FORENSIC INTERVIEWS FOR FY 14/15 ON 9/24/2014 (PD)
October 22, 2014	38532	\$216.99	FASTENAL COMPANY	GENERAL-WATER-SEWER	VENDING MACHINE REFILL: VALVE PARTS, CAUTION TAPE, 3/8" BG135 DGSP DRILL, FLEX GRADE, 14 OZ. LITHIUM GREASE
October 22, 2014	38533	\$220.00	FRESNO CITY COLLEGE	GENERAL	TRAFFIC COLLISION COURSE AND PARKING ON SEPTEMBER 8-12, 2014 (PD - E. GARCIA, M. LEON)
October 22, 2014	38534	\$7,708.33	FIREBAUGH POLICE DEPARTMENT	GENERAL	DISPATCH SERVICES FOR SEPTEMBER 2014 (PD)
October 22, 2014	38535	\$63.83	FRESNO AREA EXPRESS	GENERAL	COMPRESSED NATURAL GAS JULY THROUGH SEPTEMBER 2014 (PD)
October 22, 2014	38536	\$716.69	FRESNO COUNTY SHERIFF BUSINESS OFFICE	GENERAL	RMS JAIL MGMT ACCESS FEE-APRIL 2013, PRISONER PROCESSING-APRIL 2014, RMS JAIL MGMT ACCESS FEE-MAY 2014 & JULY 2014 (PD)
October 22, 2014	38537	\$350.00	GONZALEZ TOWING & AUTO DISMANTLING	GENERAL	TRANSPORT FEE-SAND TO ROJAS-PIERCE PARK FOR SHADE STRUCTURE
October 22, 2014	38538	\$909.23	HAAKER EQUIPMENT COMPANY	SEWER	(1) VA 45716 INLET BOOT COMPRESS FOR VACTOR TRUCK
October 22, 2014	38539	\$662.00	HOBBS CONSTRUCTION INC.	WATER	HYDRANT METER DEPOSIT REFUND
October 22, 2014	38540	\$84.39	JENSEN & PILEGARD	GENERAL	(2) AUTOCUT 25 2 STI4002-710-2191 (WEED EATER-PARKS)
October 22, 2014	38541	\$249.40	L. PH. BOLANDER & SONS	GENERAL	(8) 3X5 ARMED FORCES, STATE FLAG AND POW-MIA FLAG (ROJAS-PIERCE PARK)
October 22, 2014	38542	\$189.00	LABORATORY CORPORATION OF AMERICA	GENERAL	LABORATORY WORK FOR PRE-EMPLOYMENT (S. MCPHERSON, B. HOGAN-PD)
October 22, 2014	38543	\$120.05	MATT LEWIS	WATER-SEWER	EXPENSE REIMBURSEMENT - COPIES OF MANUELS FOR WATER AND SEWER SYSTEM OPERATION & MAINTENANCE FOR NEW CHIEF PO.
October 22, 2014	38544	\$55.00	LIEBERT CASSIDY WHITMORE	GENERAL-WATER-SEWER	RETIREMENT SEMINAR-UNDERSTANDING PUBLIC EMPLOYEE RETIREMENT ISSUES FOR CALIFORNIA'S PUBLIC EMPLOYERS-11/5/14
October 22, 2014	38545	\$307.40	MADERA POWDER COATING, INC.	GENERAL	(2) STEEL CAGES AND BLAST POWDER COAT GREEN FOR "WELCOME SIGNS"
October 22, 2014	38546	\$48,436.70	MID VALLEY DISPOSAL, INC	REFUSE	SANITATION CONTRACT SERVICES FOR SEPTEMBER 2014 AND ROLL OFF EXCHANGES FOR OCTOBER 2014
October 22, 2014	38547	\$491.97	OFFICE DEPOT	GENERAL-WATER-SEWER	(2)BOX #15 4X6 CLASP ENVELOPES,(4)5" LETTERING TAPE, (3)BINDERS, (1) BOX HANGING FOLDERS,(1)CD/DVD BURN-PD
October 22, 2014	38548	\$24,760.16	PG&E	GENERAL-WATER-SEWER-STREETS	CITY WIDE UTILITIES 9/18/2014 THROUGH 10/16/2014
October 22, 2014	38549	\$1,800.15	PITNEY BOWES INC.	GENERAL-WATER-SEWER	LEASE PAYMENT FOR FOLDING MACHINE FOR 7/1/2014-9/30/2014 RENTAL FEE FOR POSTAGE METER 7/1/2014-9/30/2014
October 22, 2014	38550	\$3,469.65	PREMIER ACCESS INSURANCE CO.	GENERAL	DENTAL INSURANCE FOR NOVEMBER 2014
October 22, 2014	38551	\$10,431.33	PROVOST & PRITCHARD	GENERAL-WATER-SEWER-STREETS	13/14 CDBG ADA RAMPS; SMOOT,SORENSEN, & MCCABE PROJECT, 14-06 CATHOLIC CHURCH (PASS-THRU), PROFESSIONAL SERVICES-8/31/14
October 22, 2014	38552	\$750.58	R&B COMPANY	WATER-SEWER	(4) FLEXIBLE TEE SADDLE W/2 SS STRAPS, (4) #82 WATEROUS O-RING, #83 WATEROUS O-RING, (1) 12" HYDRANT EXT 5-1/4
October 22, 2014	38553	\$1,253.48	RAMON'S TIRE & AUTO SERVICE	GENERAL-WATER-SEWER-STREETS	TRACTION SUPER CARGO, LEFT REAR OUT TIRE-DUMP TRUCK; TIRE REPAIR UNIT#35 LAWN MOWER; (4)TIRES UNIT#4; TRAILER TIRE

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October 22, 2014	38554	\$165.00	RED WING SHOE STORE	WATER-SEWER	(1) PAIR OF BOOTS (J. ANGEL)
October 22, 2014	38555	\$111.04	RESCO/CRESCO	GENERAL-WATER-SEWER	(3) TOILET SEAT COVER DISPENSERS - CITY HALL
October 22, 2014	38556	\$3,965.00	RUMEX CONSTRUCTION CORPORATION	GENERAL-WATER-SEWER-STREETS	CONVERT EXISTING HIRT VAPOR RECOVERY SYSTEM INTO STANDARD PHASE 2 BALANCE VAPOR RECOVERY SYSTEM (CITY YARD PUMP)
October 22, 2014	38557	\$335.24	ERNEST PACKING SOLUTIONS	GENERAL-WATER-SEWER	(3) CASE HAND SANITIZER, (2) CASE AIR FRESHNERS
October 22, 2014	38558	\$59.85	SEBASTIAN	GENERAL	ALARM SERCUITY SERVICES FOR OCTOBER, NOVEMBER, AND DECEMBER 2014 FOR PD
October 22, 2014	38559	\$244.94	SILVA FORD	GENERAL	DG1Z 1015 A WHEEL ASY FOR RIM ON CLEAN NATURAL GAS VEHICLE (PD)
October 22, 2014	38560	\$1,965.08	SORENSEN MACHINE WORKS	GENERAL-WATER-SEWER-STREETS	MULTI.-DEPT.SUPPLIES: HOOK, NEEDLE NOSE FLIERS, 1" PVC PIPE, BOARDS, ELBOWS, CONDUIT, BLUE GLUE, BROOM, PAINT
October 22, 2014	38561	\$303.64	UNION PACIFIC RAILROAD COMPANY	STREETS	ENCROACHMENT PUBLIC ROADWAY FOR NOVEMBER 2014
October 22, 2014	38562	\$9,347.98	SWRCB/AFRS	WATER	LARGE WATER SYSTEM FEES FOR 7/1/2013 THROUGH 6/30/2014
October 22, 2014	38563	\$403.63	STEAM CLEANERS, INC.	GENERAL	(1) FUEL NOZZLE, (2) SPARK PLUGS, (1) AIR FILTER, (1) 42" TRIGGER GUN/LANCE COMPLETE FOR PRESSURE WASHER
October 22, 2014	38564	\$195.30	TCM INVESTMENTS	GENERAL	MPC3503 LEASE PAYMENT POLICE DEPARTMENT FOR COPY MACHINE
October 22, 2014	38565	\$279.02	THE FLAG FACTORY	GENERAL	(1) 5X8 CITY FLAG FOR ROJAS-PIERCE PARK
October 22, 2014	38566	\$225.00	UNITED HEALTH CENTERS	GENERAL-WATER-SEWER	(2) PRE-EMPLOYMENT EXAM (S.MCPHERSON, C. GALPIN-PD) (1) PRE-EMPLOYMENT EXAM (J.ANGEL-PUBLIC UTILITIES)
October 22, 2014	38567	\$1,499.97	UNIVAR USA INC	WATER	(7250 GALLONS SODIUM HYPO 12.5% LIQUICHLOR (WATER)
October 22, 2014	38568	\$62.88	UNIFIRST CORPORATION	GENERAL-WATER-SEWER	MONTHLY SERVICE FOR WET/DRY MOPS, MATS, TERRY CLOTHS
October 22, 2014	38569	\$174.94	USA BLUEBOOK	WATER	(4) CONDUCTIVITY SOLUTIONS, THERMOMETER, CHLORINE BUFFER (WATER)
October 22, 2014	38570	\$189.66	VERIZON WIRELESS	GENERAL-WATER-SEWER	PUBLIC WORKS/PUBLIC UTILITIES CELL PHONES FOR SEPTEMBER 7 THROUGH OCTOBER 6 2014
October 22, 2014	38571	\$224.80	VETERINARY MEDICAL CENTER	GENERAL	(12) EUTHANASIA STRAY DOGS AND MEDICAL WASTE FOR 10/15/2014 AND 10/17/2014
October 23, 2014	38572	\$100,349.00	HOBBS CONSTRUCTION INC.	STREETS	13/14 CDBG ADA RAMPS PROJECT
October 23, 2014	38573	\$750.00	TONY'S & SONS CONSTRUCTION	GENERAL	CHANGE ORDER ON ROOF IMPROVEMENTS TO 667 QUINCE STREET. INSTALLING WALL CAP AROUND ENTIRE PERIMETER OF BUILDING
October 23, 2014	38574	\$7,400.00	MOUNTAIN VALLEY ENVIRONMENTAL SERVICES	WATER-SEWER	WATER-DISTRIBUTION-WASTEWATER SERVICES FOR 9/24/2014 THROUGH 10/31/2014

\$346,053.73

AGENDA ITEM-STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: CRISTIAN GONZALEZ, PUBLIC WORKS DIRECTOR
VIA: VINCE DIMAGGIO, CITY MANAGER
SUBJECT: INTRODUCTION AND WAIVING OF THE FIRST READING OF
ORDINANCE NO. 14-06, MODIFYING THE CITY OF MENDOTA
LOCAL VENDOR PREFERENCE
DATE: OCTOBER 28, 2014

BACKGROUND:

The City of Mendota currently has a *Local Vendor Preference* provision as part of its Purchasing System Ordinance. The City's purchasing regulations requires that bids for materials, supplies, equipment and services over \$500.00 but not more than \$10,000.00 be made through the City's small purchase procedure which requires staff to secure a minimum of three bids for award consideration.

The current local vendor preference ordinance allows for the City to use a local vendor preference if the local vendor's bid is within 1% of the net lowest responsible bid. For example if the lowest responsible bid is for \$1,000.00 the City could use a local vendor if the local vendor's bid is \$1,010.00 or less. In most cases the local vendor would not meet the local vendor preference because the 1% is such a small percentage, forcing the City to accept a non-local vendor which would then cause City staff to drive a longer distance to secure the material which adds up to more than the 1% in fuel and time.

Staff recommends that Council consider changing the 1% local vendor preference from 1% to a minimum of 5%. Using the same example, if a low bid were \$1,000.00 the City would have the option of using a local vendor if the local vendor's bid were \$1,050.00 or less. In this scenario the City would initially be paying an additional \$50.00 but there would be a savings in staff time and vehicle wear and tear while helping the local economy.

Staff also has modified the last line of that subsection to not apply to public works projects over \$10,000, instead of the previous \$5,000, so as to be consistent with the range of the small purchase procedure listed above.

ENVIRONMENTAL ASSESSMENT

Since Council is considering an ordinance, the California Environment Quality Act (CEQA) must be considered. The first step in complying with CEQA is to determine

whether the activity in question constitutes a “project” as defined in CEQA. The second step is to determine whether the project is subject to or exempt from the statute. Adoption of the proposed ordinance falls under the category of “general policymaking,” and thus do not meet the definition of a “project” as defined in CEQA Guidelines Section 15378, making it exempt.

RECOMMENDED ACTION:

Staff recommends that the City Council introduce and waive the first reading of Ordinance No. 14-06, and set the public hearing for November 11, 2014.

FISCAL IMPACT:

None

**BEFORE THE CITY COUNCIL
OF THE
CITY OF MENDOTA**

**AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF MENDOTA
AMENDING SECTION 2.48.150
OF CHAPTER 2.48 OF TITLE 2 OF THE
MENDOTA MUNICIPAL CODE RELATED
TO LOCAL VENDOR PREFERENCE**

ORDINANCE NO. 14-06

The City Council of the City of Mendota does hereby ordain as follows:

Section 1. Section 2.48.150 of Chapter 2.48 of Title 2 the Mendota Municipal Code is hereby amended as follows:

2.48.150 - Local vendor preference.

In computing bids, offers and quotations on all materials, supplies, equipment and services purchased by the city, preference may be granted to responsible local vendors by an amount equal to ~~one~~ **five** percent of the net bid. The granting of this local vendor's preference shall be based on a determination by the purchasing agent that quantity and quality of the local product is equal to that of the next lowest bidder. This local vendor preference shall not be applicable to public works projects in excess of ~~five thousand dollars (\$5,000.00)~~ **ten thousand dollars (\$10,000)**.

Section 2. The City Council of the City of Mendota hereby finds that the text amendments contained herein solely constitute changes to regulations, and do not authorize or approve any development or physical changes. As such, they have no potential to significantly affect the environment, and are therefore not subject to the California Environmental Quality Act (CEQA) as indicated in CEQA Guidelines §15061(b)(3).

Section 18. If any section, subsection, sentence, clause, phrase, or word of this ordinance is for any reason held to be unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Mendota City Council hereby declares that it would have passed and adopted this ordinance and each and all provisions thereof irrespective of the fact that any one or more of said provisions be declared unconstitutional.

Section 19. Within fifteen (15) days of the adoption of this Ordinance, a summary thereof, including the names of the City Council Members voting for and against it, shall be prepared by the City Attorney for publication in the *Firebaugh-Mendota Journal*, and a certified copy of the Ordinance shall be posted in the office of the City Clerk.

Section 20. This ordinance shall become effective and in full force at 12:00 midnight on the 31st day following its adoption.

* * * * *

The foregoing ordinance was introduced on the 28th day of October, 2014 and duly passed and adopted by the City Council of the City of Mendota at a regular meeting thereof held on the 11th day of November, 2014 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Robert Silva, Mayor

ATTEST:

Matt Flood, City Clerk

APPROVED AS TO FORM:

Meggin Boranian, City Attorney

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
VIA: VINCE DIMAGGIO, CITY MANAGER
FROM: NANCY M. DIAZ, FINANCE ADMINISTRATIVE SUPERVISOR
SUBJECT: COMMUNITY FACILITIES DISTRICT NO. 2006-1 ANNUAL REPORT FOR FISCAL YEAR 2014/15
DATE: OCTOBER 24, 2014

BACKGROUND

Community Facilities District No. 2006-1 (“CFD No. 2006-1”) was formed by the City on November 28, 2006 and includes properties within Las Palmas Tract 5483, which is generally located west of Hwy 33, north of Belmont Avenue, and bordered by Bass Avenue to the north and primarily Rowe Avenue to the east.

The qualified electors within CFD No. 2006-1 authorized the City to levy a Special Tax to finance certain services, specifically to pay the costs of providing police and fire services that are in addition to those provided in the territory within the CFD prior to the formation and to pay costs associated with the determination of the levy and collection of the special taxes.

It is the City’s intention to annex new residential developments into CFD No. 2006-1 as they are approved to provide for the services in the new growth areas of the City.

The Annual Report provides certain general and administrative information related to CFD No. 2006-1 including: (I) the Special Tax Levy for Fiscal Year 2014/15, the current Fiscal Year, (II) Background of CFD No. 2006-1, and (III) Summary of the projected and actual development within CFD No. 2006-1. The information described above is provided to the City for informational purposes only and is not required by any statute of law.

The Annual Report also includes information prepared in compliance with the Local Agency Special Tax and Bond Accountability Act (“Accountability Act”). The Accountability Act was enacted by California State Legislature through Senate Bill 165 to provide accountability measures for any local special tax and/or bond measure subject to voter approval on or after January 1, 2001. According to the requirements of the Accountability Act (Sections 50075.1 and 53410 of the Government Code of the State of California), an annual report must be filed by the local agency levying the special tax and or issuing a bond measure and shall contain a description of the following:

- (1) The amount of funds collected and expended.
- (2) The status of any project required or authorized to be funded by the special tax and/or bond measure.

Section VI. of the Annual Report includes information regarding the amount of the annual Special Taxes collected and the authorized expenditures for fiscal year 2013/2014.

RECOMMENDATION

Staff recommends that the City Council adopt the Community Facilities District No. 2006-1 Annual Report for Fiscal Year 2014/15.

FISCAL IMPACT

None



**CITY OF MENDOTA
COMMUNITY FACILITIES DISTRICT No. 2006-1
(POLICE AND FIRE SERVICES)**

**ANNUAL REPORT
FISCAL YEAR 2014/2015**

KOPPEL & GRUBER
PUBLIC FINANCE

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SAN MARCOS
CALIFORNIA 92078

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F. 760.510.0288

City of Mendota

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Attachments

Attachment 1 – Boundary Map

Attachment 2 – Rate & Method of Apportionment

Attachment 3 – FY 2014/2015 Special Tax Roll

INTRODUCTION

This Annual Special Tax Report (“Report”) summarizes certain general and administrative information related to Community Facilities District No. 2006-1 (Police and Fire Services) (“CFD No. 2006-1”) of the City of Mendota (“City”). The Report outlines the following for CFD No. 2006-1: (I) Special Tax Levy for Fiscal Year 2014/2015, (II) Background of CFD No. 2006-1, (III) Development Summary, and (IV) Reporting of information in compliance with the Local Agency Special Tax and Bond Accountability Act (SB 165). The Report also includes Attachments referenced by and/or supplementing the information outlined herein. The capitalized terms not defined in the Report are used as defined in the Rate & Method of Apportionment of CFD No. 2006-1 (“RMA”).

SECTION I. SPECIAL TAX LEVY FOR FY 2014/2015

Section I of the Report contains information for the determination of the Fiscal Year (“FY”) 2014/2015 Special Tax levy.

A. Special Tax Requirement

The Special Tax Requirement represents the sum of budgeted police and fire protection services and Administrative Expenses of CFD No. 2006-1 in FY 2014/2015. The Special Tax Requirement for FY 2014/2015 is \$155,199.60. The table below shows the calculation used to determine the FY 2014/2015 Special Tax Requirement as well as the FY 2013/2014 amounts for comparison.

SPECIAL TAX COMPONENTS	FY 2014/2015 DOLLARS	FY 2013/2014 DOLLARS
Police Services	\$149,684.40	\$143,480.82
Fire Services	0.00	0.00
Administrative Expenses	\$5,515.20	\$5,427.28
SPECIAL TAX REQUIREMENT	\$155,199.60	\$148,908.10

B. Distribution of Special Tax

Special Taxes that CFD No. 2006-1 may levy are limited by the RMA. A copy of the RMA is included as Attachment 2 provided herein. In FY 2014/2015, the Special Tax levy was applied to One Hundred Ninety (190) dwelling Units of Developed Residential Property at the Maximum Special Tax rate on a per dwelling Unit basis. The calculation for the Special Tax Requirement for FY 2014/2015 is based to the development of property within CFD No. 2006-1 and the Special Tax limitations on such Developed Residential Property as further described in the RMA. The FY 2014/2015 Maximum Special Tax rates, the applied annual Special Tax rates, number of dwelling Units with a levy amount for each land use classification is listed in the table below.

LAND USE CATEGORY	NUMBER OF DWELLING UNITS/ ACREAGE	FY 2014/2015 MAXIMUM SPECIAL TAX	FY 2014/2015 APPLIED ANNUAL SPECIAL TAX	PERCENT OF MAXIMUM	FY 2014/2015 LEVY AMOUNT
Developed Residential Property	190	\$816.84 per Unit	\$816.84 per Unit	100%	\$155,199.60
TOTAL	190	NA	NA	NA	\$155,199.60

C. Estimated Administrative Expenses

Each year a portion of the Special Tax levy goes to pay the ongoing costs of administration. The estimated FY 2014/2015 Administrative Expenses are shown below followed by a description of each line item. The FY 2013/2014 amounts are also shown for comparison.

ADMINISTRATIVE EXPENSES	FY 2014/2015 DOLLARS	FY 2013/2014 DOLLARS
City Administrative Fees and Expenses	\$1,000.00	\$1,000.00
Consultant Administrative Fees	4,058.00	4,058.00
County Tax Collection Fees	357.20	269.28
Other Expenses	100.00	100.00
TOTAL	\$5,515.20	\$5,427.28

City Administrative Fees and Expenses - includes customary out-of-pocket costs associated with the administration of CFD No. 2006-1 including, but not limited to: assessor parcel maps and data, postage, and telephone expenses. Also included are the City's estimated costs to provide accounting of funds collected by CFD No. 2006-1 and expended for the use of authorized facilities and maintenance costs.

Consultant Administrative Fees - include the cost of preparing the Annual Special Tax Report and providing special tax information to the County of Fresno ("County"), attorney fees, and other administrative contractors.

County Tax Collection Fees - refer to the County processing fee to levy and collect tax installments on the County property tax bill. The fee is currently equal to \$1.88 per parcel for parcels applied to the tax roll.

Other Expenses - include any other contingencies that have been added to protect CFD No. 2006-1 from unanticipated unbudgeted costs.

SECTION II. BACKGROUND OF CFD No. 2006-1

A. Summary Table of Information

The following table shows information related to the formation of CFD No. 2006-1:

CFD FORMATION	
Date of Resolution of Intention to Establish	October 24, 2006
Resolution of Intention Number	06-39
Date of Resolution of Formation	November 28, 2006
Resolution of Formation Number	06-44
County Fund Number	6109

B. CFD No. 2006-1 Background

The Mello-Roos Community Facilities Act (“Act”) of 1982 came about as a response to the lack of adequate financing for public capital facilities and services in the post-Proposition 13 era. State Legislatures Mello and Roos sponsored this Bill, which was enacted into law by the California Legislature and is now Section 53311 *et. seq.* of the California Government Code. The Act authorizes a local government agency, such as a park district or a city, to form a Community Facilities District (“CFD”) within a defined set of boundaries for the purposes of providing public facilities and services. A CFD is formed for financing purposes only and is governed by the agency that formed it.

The City Council of the City of Mendota established CFD No. 2006-1 on November 28, 2006. The qualified electors within CFD No. 2006-1 authorized the City to levy a Special Tax to finance certain services, specifically to pay the costs of police and fire services within the community facilities district and in the surrounding area, and to pay costs associated with the determination of the amount of and the levy and collection of the special taxes.

C. Boundaries

CFD No. 2006-1 is located west of Hwy 33, north of Belmont Avenue, and bordered by Bass Avenue to the north and primarily Rowe Avenue to the east.

It is the City’s intention to annex new residential developments into CFD No. 2006-1 as they are approved for police and fire services in the new growth areas of the City. The Future Annexation Area, as described in Resolution No. 06-39 Section 2, shall be comprised of undeveloped parcels within the boundaries of the City, other than those parcels already within the boundaries of CFD No. 2006-1, which are planned to be developed for private residential purposes and such other parcels as may be added upon the petition of property.

SECTION III. DEVELOPMENT SUMMARY

CFD No. 2006-1 is proposed to include 422 single family residences at build out. As of June 1, 2014, building permits had been issued for 190 dwelling Units.

SECTION IV. LOCAL AGENCY SPECIAL TAX AND BOND ACCOUNTABILITY ACT COMPLIANCE (SB 165)

A. Background

The Local Agency Special Tax and Bond Accountability Act (“Accountability Act”) was enacted by California State Legislature through Senate Bill 165 to provide accountability measures for any local special tax and/or bond measure subject to voter approval on or after January 1, 2001. According to the requirements of the Accountability Act (*Sections 50075.1 and 53410 of the Government Code of the State of California*), an annual report must be filed by the local agency levying a special tax and/or issuing a bond measure on or before each January 1, commencing January 1, 2002 and shall contain a description of the following:

- (1) The amount of funds collected and expended to fund authorized facilities/services for the previous fiscal year.
- (2) The status of any project required or authorized to be funded by the special tax and/or bond measure.

The information contained in this Section has been compiled and is being presented pursuant to and in accordance with the requirements outlined in the Accountability Act for Fiscal Year 2013/2014.

B. Authorized Services

The purpose of CFD No. 2006-1 is to provide for the cost of providing (1) police protection services, (2) fire protection services that are in addition to those provided in the territory within the CFD prior to the formation of CFD No. 2006-1, and (3) incidental expenses related to financing, forming and administering CFD No. 2006-1.

C. Collection of Special Taxes & Expenditures

A separate account is held by the City for the deposit of Special Taxes levied by CFD No. 2006-1 and for the disbursement of authorized expenditures. The following table provides a description of the collection of Special Taxes and the funds disbursed for authorized expenditures for Fiscal Year 2013/2014.

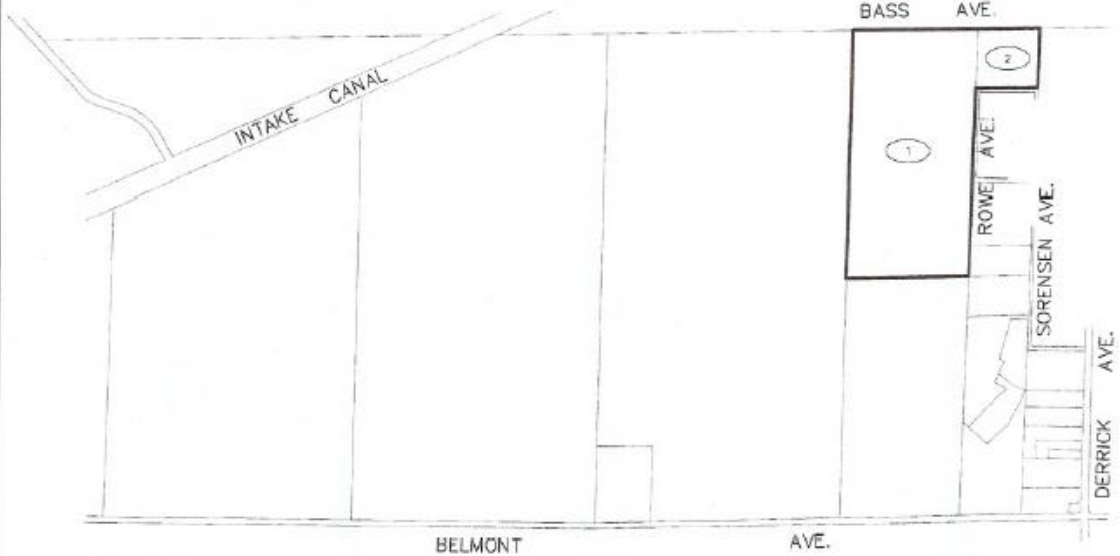
ITEM	AMOUNT
BEGINNING BALANCE AS OF JULY 1, 2013	\$91,066.14
<i>Sources of Funds</i>	
Special Tax Collections ¹	\$147,695.45
<i>Subtotal Sources of Funds</i>	<i>\$147,965.45</i>
<i>Expenditures</i>	
Administrative Expenses	(\$3,953.92)
Police Services	(\$119,836.74)
Fire Services	\$0.00
<i>Subtotal Expenditures</i>	<i>(\$123,790.66)</i>
ENDING BALANCE AS OF JUNE 30, 2014	\$114,970.93

ATTACHMENT 1
BOUNDARY MAP

The following page shows the recorded boundary map.

MAP OF PROPOSED BOUNDARIES OF COMMUNITY FACILITIES DISTRICT NO. 2006-1 (POLICE AND FIRE SERVICES)

CITY OF MENDOTA
COUNTY OF FRESNO
STATE OF CALIFORNIA



FILED IN THE OFFICE OF THE CITY CLERK THIS 31 DAY OF October, 2006

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF COMMUNITY FACILITIES DISTRICT NO. 2006-1 (POLICE AND FIRE SERVICES), CITY OF MENDOTA, COUNTY OF FRESNO, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF MENDOTA AT A REGULAR MEETING THEREOF, HELD ON THE 24 DAY OF October, 2006 BY ITS RESOLUTION NO. 06-10-07

Randa L Carter
CITY CLERK
CITY OF MENDOTA

FILED THIS 3rd DAY OF November, 2006, AT THE HOUR OF 10:30 O'CLOCK A.M. IN THE BOOK 112 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, PAGE 29 AND AS INSTRUMENT NO. 2006033467 IN THE OFFICE OF THE COUNTY RECORDER IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA.

Donita Shinnick
COUNTY RECORDER
COUNTY OF FRESNO
STATE OF CALIFORNIA

THE LINES AND DIMENSIONS OF EACH LOT OR PARCEL SHOWN ON THIS DIAGRAM SHALL BE THOSE LINES AND DIMENSIONS AS SHOWN ON THE FRESNO COUNTY ASSESSORS MAPS FOR THOSE PARCELS LISTED.

THE FRESNO COUNTY ASSESSORS MAPS SHALL GOVERN FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OR PARCELS.

LEGEND

— OFD BOUNDARY

○ MAP REFERENCE NUMBER

MAP REF. NO.	ASSESSOR'S PARCEL NO.
1	012-190-40
2	012-190-41

KOPPEL & GRUBER

P U B L I C A N T I C S

234 Via Vera Cruz
Suite 256
San Marcos, California 92078
Phone (760) 510-0260 Fax (760) 510-0298

(06-036) OCTOBER 2006



ATTACHMENT 2
RATE & METHOD OF APPORTIONMENT
FOR CFD No. 2006-1 (POLICE AND FIRE SERVICES)

RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX

CITY OF MENDOTA COMMUNITY FACILITIES DISTRICT NO. 2006-1 (POLICE AND FIRE SERVICES)

A special tax as hereinafter defined shall be levied on and collected for City of Mendota Community Facilities District No. 2006-1 (Police and Fire Services) (“CFD No. 2006-1”) each Fiscal Year, commencing in Fiscal Year 2006-2007, in an amount determined by the City Council of the City of Mendota through the application of the appropriate Special Tax for “Developed Residential Property” as described below. All of the real property in CFD No. 2006-1, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent, and in the manner herein provided.

1. DEFINITIONS

The terms hereinafter set forth have the following meanings:

“**Act**” means the Mello-Roos Communities Facilities Act of 1982 as amended, being Chapter 2.5, Division 2 of Title 5 of the Government Code of the State of California.

“**Administrative Expenses**” means any actual ordinary and necessary expense of the City of Mendota, or designee thereof or both, to carry out the administration of CFD No. 2006-1 related to the determination of the amount of the levy of the Special Tax, the collection of the Special Tax including the expenses of collecting delinquencies, the payment of a proportional share of salaries and benefits of any City employee whose duties are directly related to the administration of CFD No. 2006-1, fees and expenses for counsel, Special Tax consultant and other consultants hired by the City in relation to CFD No. 2006-1, costs associated with responding to public inquiries regarding CFD No. 2006-1, and costs otherwise incurred in order to carry out the authorized purposes of CFD No. 2006-1.

“**Annual Escalation Factor**” means for the Special Tax, the greater of (i) two percent (2.00%), or (ii) the percentage change in the Consumer Price Index for the Calendar Year ending in December of the prior Fiscal Year.

“**Assessor’s Parcel**” means a lot or parcel of land designated on an Assessor’s Parcel Map with an assigned Assessor’s Parcel number within the boundaries of CFD No. 2006-1.

“**Assessor’s Parcel Map**” means an official map of the Assessor of the County designating parcels by Assessor’s Parcel number.

“**Base Year**” means Fiscal Year ending June 30, 2007.

“**Building Permit**” means a permit for new construction for a residential dwelling Unit. For purposes of this definition, “Building Permit” shall not include permits for

construction or installation of retaining walls, utility improvements, or other such improvements not intended for human habitation.

“Calendar Year” means the period commencing January 1 of any year and ending the following December 31.

“CFD Administrator” means an official of the City, or designee thereof, responsible for determining the Special Tax Requirements and providing for the levy and collection of the Special Tax.

“CFD No. 2006-1” means Community Facilities District No. 2006-1 (Police and Fire Services) established by the City under the Act.

“City” means the City of Mendota.

“City Council” means the City Council of the City, acting as the Legislative Body of CFD No. 2006-1, or its designee.

“Consumer Price Index” means the index published by the U.S. Department of Labor, Bureau of Labor Statistics for all urban consumers in the Fresno County area.

“County” means the County of Fresno.

“Developed Residential Property” means all Assessor’s Parcels within CFD No. 2006-1 for which Building Permits were issued for purposes of constructing Single-Family Residential or Multi-Family Residential dwelling Units on or before June 1 preceding the Fiscal Year for which the Special Tax is being levied, and that each such Assessor's Parcel is associated with a Lot within a Final Map, as determined reasonably by the City and/or CFD administrator.

“Exempt Property” means all Assessor’s Parcels within CFD No. 2006-1 designated as being exempt from the Special Tax as determined in Section F.

“Final Map” means a subdivision of property evidenced by the recordation of a final map, parcel map, or lot line adjustment, pursuant to the Subdivision Map Act (California Government Code Section 66410 et seq.) or the recordation of a condominium plan pursuant to California Civil Code 1352 that creates individual lots for which Building Permits may be issued without further subdivision.

“Fiscal Year” means the period commencing on July 1 of any year and ending the following June 30.

“Lot” means an individual legal lot created by a Final Map for which a Building Permit could or has been issued.

“Maximum Special Tax” means the Maximum Special Tax determined in accordance with Section C, which can be levied by CFD No. 2006-1 in any Fiscal Year on Developed Residential Property within CFD No. 2006-1.

“Multi-Family Residential” means all Assessor’s Parcels for which a Building Permit has been issued for purposes of constructing a residential structure consisting of two or more residential Units that share common walls, including, but not limited to, duplexes, triplexes, town homes, condominiums, and apartment Units.

“Non-Residential Property” means all Assessor’s Parcels for which a Building Permit was issued for any type of non-residential use.

“Public Property” means any property within the boundaries of CFD No. 2006-1 that is owned by or irrecoverable dedicated to the City, the federal government, the State of California, the County, CFD No. 2006-1, or other public agency.

“Public Services” means new police and fire services, including but not limited to (i) the costs of contracting services, (ii) related facilities, equipment, vehicles, ambulances, fire apparatus and supplies, (iii) the salaries and benefits of City and non-City staff that directly provide police and fire services, and (iv) City and non-City overhead costs associated with providing such services within CFD No. 2006-1. The Special Tax provides only partial funding for police and fire services.

“Special Tax” means any special tax authorized to be levied by CFD No. 2006-1 pursuant to the Act to fund Public Services and Administrative Expenses.

“Single-Family Residential” means all Assessor’s Parcels for which a Building Permit has been issued for purposes of constructing one single-family residential dwelling Unit.

“Tax-Exempt Property” means an Assessor's Parcel not subject to the Special Tax as defined under Section F.

“Undeveloped Property” means all Assessor’s Parcels within CFD No. 2006-1 for which Building Permits have not been issued and are not classified as Public Property.

“Unit” means any separate residential dwelling unit in which a person or persons may live, which comprises an independent facility capable of conveyance separate from adjacent residential dwelling units and is not considered to be for commercial or industrial use.

2. LAND USE CLASSIFICATION

Each Fiscal Year, beginning with Fiscal Year 2006-2007, each Assessor’s Parcel within CFD No. 2006-1 shall be classified as Developed Residential Property or Exempt Property.

3. MAXIMUM SPECIAL TAX RATES

The Maximum Special Tax for each Assessor’s Parcel classified as Developed Residential Property in Fiscal Year 2006-2007 shall be equal to \$660.00 per Unit. For each subsequent Fiscal Year following the Base Year, the Maximum Special Tax shall be adjusted by the Annual Escalation Factor.

4. METHOD OF APPORTIONMENT

Commencing with Fiscal Year 2006-2007, and for each subsequent Fiscal Year, the CFD Administrator shall calculate the Maximum Special Tax applicable for such Fiscal Year and levy the Maximum Special Tax on all Developed Residential Property.

5. TERM OF SPECIAL TAX

The Special Tax shall be levied in perpetuity to fund Public Services provided to CFD No. 2006-1.

6. EXEMPTIONS

The City shall classify as Exempt Property: (i) Public Property, (ii) Non-Residential Property, (iii) Undeveloped Property, (iv) Assessor's Parcels which are used as places of worship and are exempt from ad valorem property taxes because they are owned by a religious organization, (v) Assessor's Parcels used exclusively by a homeowners' association, or (vi) Assessor's Parcels with public or utility easements making impractical their utilization for other purposes than those set forth in the easement.

7. APPEALS

Any property owner claiming that the amount or application of the Special Tax is not correct may file a written notice of appeal with the City Council not later than twelve months after having paid the first installment of the Special Tax that is disputed. A representative(s) of CFD No. 2006-1 shall promptly review the appeal, and if necessary, meet with the property owner, consider written and oral evidence regarding the amount of the Special Tax, and rule on the appeal. If the representative's decision requires that the Special Tax for an Assessor's Parcel be modified or changed in favor of the property owner, a cash refund shall not be made, but an adjustment shall be made to the Special Tax on that Assessor's Parcel in the subsequent Fiscal Year(s).

8. COLLECTION OF SPECIAL TAXES

Collection of the Annual Special Tax shall be made by the County in the same manner as ordinary ad valorem property taxes are collected and the Annual Special Tax shall be subject to the same penalties and the same lien priority in the case of delinquency as ad valorem taxes; provided, however, that the Council may provide for other means of collecting the Special Tax, including direct billings thereof to the property owners.

ATTACHMENT 3
FISCAL YEAR 2014/2015
SPECIAL TAX ROLL FOR CFD No. 2006-1

ASSESSOR'S PARCEL NUMBER	APPLIED TAX RATE
012-281-01	\$816.84
012-281-02	\$816.84
012-281-03	\$816.84
012-281-04	\$816.84
012-281-05	\$816.84
012-281-06	\$816.84
012-281-07	\$816.84
012-281-08	\$816.84
012-281-09	\$816.84
012-281-10	\$816.84
012-281-11	\$816.84
012-281-12	\$816.84
012-281-13	\$816.84
012-281-14	\$816.84
012-281-15	\$816.84
012-281-16	\$816.84
012-282-01	\$816.84
012-282-02	\$816.84
012-282-03	\$816.84
012-282-04	\$816.84
012-282-05	\$816.84
012-282-06	\$816.84
012-282-07	\$816.84
012-282-08	\$816.84
012-282-09	\$816.84
012-282-10	\$816.84
012-282-11	\$816.84
012-282-12	\$816.84
012-282-13	\$816.84
012-282-14	\$816.84
012-282-15	\$816.84
012-282-16	\$816.84
012-283-01	\$816.84
012-283-02	\$816.84

ASSESSOR'S PARCEL NUMBER	APPLIED TAX RATE
012-283-03	\$816.84
012-283-04	\$816.84
012-283-05	\$816.84
012-283-06	\$816.84
012-283-07	\$816.84
012-283-08	\$816.84
012-283-09	\$816.84
012-283-10	\$816.84
012-283-11	\$816.84
012-283-12	\$816.84
012-283-13	\$816.84
012-283-14	\$816.84
012-283-15	\$816.84
012-283-16	\$816.84
012-283-17	\$816.84
012-283-18	\$816.84
012-283-19	\$816.84
012-283-20	\$816.84
012-283-21	\$816.84
012-283-22	\$816.84
012-283-23	\$816.84
012-283-24	\$816.84
012-283-25	\$816.84
012-283-26	\$816.84
012-283-27	\$816.84
012-283-28	\$816.84
012-283-29	\$816.84
012-284-01	\$816.84
012-284-02	\$816.84
012-284-03	\$816.84
012-284-04	\$816.84
012-284-05	\$816.84
012-284-06	\$816.84
012-284-07	\$816.84
012-284-08	\$816.84
012-284-09	\$816.84
012-284-10	\$816.84
012-284-11	\$816.84

ASSESSOR'S PARCEL NUMBER	APPLIED TAX RATE
012-284-12	\$816.84
012-284-13	\$816.84
012-284-14	\$816.84
012-284-15	\$816.84
012-284-16	\$816.84
012-285-01	\$816.84
012-285-02	\$816.84
012-285-03	\$816.84
012-285-04	\$816.84
012-285-05	\$816.84
012-285-06	\$816.84
012-285-07	\$816.84
012-285-08	\$816.84
012-285-09	\$816.84
012-285-10	\$816.84
012-285-11	\$816.84
012-285-12	\$816.84
012-285-13	\$816.84
012-285-14	\$816.84
012-285-15	\$816.84
012-285-16	\$816.84
012-286-01	\$816.84
012-286-02	\$816.84
012-286-03	\$816.84
012-286-04	\$816.84
012-286-05	\$816.84
012-286-06	\$816.84
012-286-07	\$816.84
012-286-08	\$816.84
012-291-01	\$816.84
012-291-02	\$816.84
012-291-03	\$816.84
012-291-04	\$816.84
012-291-05	\$816.84
012-291-06	\$816.84
012-291-07	\$816.84
012-291-08	\$816.84
012-291-09	\$816.84

ASSESSOR'S PARCEL NUMBER	APPLIED TAX RATE
012-291-10	\$816.84
012-291-11	\$816.84
012-291-12	\$816.84
012-291-13	\$816.84
012-291-14	\$816.84
012-291-15	\$816.84
012-292-01	\$816.84
012-292-02	\$816.84
012-292-03	\$816.84
012-292-04	\$816.84
012-292-05	\$816.84
012-292-06	\$816.84
012-292-07	\$816.84
012-292-08	\$816.84
012-292-09	\$816.84
012-292-10	\$816.84
012-293-01	\$816.84
012-293-02	\$816.84
012-293-03	\$816.84
012-293-04	\$816.84
012-293-05	\$816.84
012-293-06	\$816.84
012-293-07	\$816.84
012-293-08	\$816.84
012-293-09	\$816.84
012-293-10	\$816.84
012-294-01	\$816.84
012-294-02	\$816.84
012-294-03	\$816.84
012-294-04	\$816.84
012-294-05	\$816.84
012-295-01	\$816.84
012-295-02	\$816.84
012-295-03	\$816.84
012-295-04	\$816.84
012-295-05	\$816.84
012-295-06	\$816.84
012-295-07	\$816.84

ASSESSOR'S PARCEL NUMBER	APPLIED TAX RATE
012-295-08	\$816.84
012-295-09	\$816.84
012-295-10	\$816.84
012-296-01	\$816.84
012-296-02	\$816.84
012-296-03	\$816.84
012-296-04	\$816.84
012-296-05	\$816.84
012-296-06	\$816.84
012-296-07	\$816.84
012-296-08	\$816.84
012-296-09	\$816.84
012-296-10	\$816.84
012-297-01	\$816.84
012-297-02	\$816.84
012-297-03	\$816.84
012-297-04	\$816.84
012-297-05	\$816.84
012-297-06	\$816.84
012-297-07	\$816.84
012-297-08	\$816.84
012-297-09	\$816.84
012-297-10	\$816.84
012-297-11	\$816.84
012-297-12	\$816.84
012-297-13	\$816.84
012-301-01	\$816.84
012-301-02	\$816.84
012-301-03	\$816.84
012-301-04	\$816.84
012-301-05	\$816.84
012-301-06	\$816.84
012-301-07	\$816.84
012-301-08	\$816.84
012-301-09	\$816.84
012-301-10	\$816.84
012-310-01	\$816.84
012-310-02	\$816.84

ASSESSOR'S PARCEL NUMBER	APPLIED TAX RATE
012-320-04	\$816.84
012-320-06	\$816.84
012-320-07	\$816.84
012-320-08	\$816.84

Total Levy Amount: \$155,199.60
Total Parcel Levied: 190

**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 COMMUNITY FACILITIES DISTRICT
NO. 2006-1 ANNUAL REPORT FOR
FISCAL YEAR 2014/2015**

RESOLUTION NO. 14-40

WHEREAS, on November 28, 2006, the Community Facilities District No. 2006-1 (“CFD No. 2006-1”) was formed by the City; and

WHEREAS, the qualified electors within CFD No. 2006-1 authorized the City to levy a Special Tax to finance certain services, specifically to pay the costs of providing police and fire services that are in addition to those provided in the territory within the CFD prior to the formation and to pay costs associated with the determination of the levy and collection of the Special Taxes; and

WHEREAS, an Annual Report is prepared that provides certain general and administrative information related to CFD No. 2006-1 including: (I) the Special Tax Levy for Fiscal Year 2014/2015, the current Fiscal Year, (II) Background of CFD No. 2006-1, and (III) Summary of the projected and actual development within CFD No. 2006-1; and

WHEREAS, the Annual Report also includes information prepared in compliance with the Local Agency Special Tax and Bond Accountability Act (“Accountability Act”). According to the requirements of the Accountability Act, an Annual Report must be filed by the local agency levying the Special Tax and or issuing a Bond Measure and shall contain a description of the following:

- (1) The amount of funds collected and expended.
- (2) The status of any project required or authorized to be funded by the Special Tax and/or Bond Measure.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Mendota that the City Council hereby approve the Community Facilities District No. 2006-1 Annual Report for Fiscal Year 2014/2015 to be on file and in compliance with the Local Agency Special Tax and Bond Accountability Act.

Robert Silva, Mayor

ATTEST:

I, Matt Flood, 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 28th day of October, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Matt Flood, City Clerk

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: MATT FLOOD, PLANNING AND ECONOMIC DEVELOPMENT MANAGER
VIA: VINCE DIMAGGIO, CITY MANAGER
SUBJECT: DBE GOAL FOR FEDERAL FISCAL YEAR 2014/2015: RESOLUTION NO. 14-41
DATE: OCTOBER 28, 2014

BACKGROUND

This item is ministerial in nature. Staff is bringing before Council for approval Resolution No. 14-41, which establishes the percentage goal of federal transportation funds for transportation assistance projects to be used to recruit certified Disadvantaged Business Enterprises (DBE) in carrying out said projects.

The City passed a resolution in 2005 that established the City's DBE program, pursuant to CalTrans and Federal regulations (49 CFR 26.45). In order to receive federal funding for these projects, this program must be in place. Each year of the program, the City Council is to establish a goal for DBE participation by resolution.

The intent of the program is to help businesses with minority owners to compete with other organizations that may not be inclusive of said minority populations. By establishing the goal, it is intended to provide a target for contractor and vendor selection by the City.

The percentage goal staff is recommending for this federal fiscal year is that 2% of federal funds to be used in projects be channeled to DBE vendors and/or contractors in the course of work. The goal, while seeming low, is actually higher than the total representation of DBE businesses in Fresno County, which is approximately 0.558% of all businesses. There is no penalty for not making the goal, but it is encouraged to attain it, when feasible.

RECOMMENDATION

Council adopt Resolution No. 14-41.

FISCAL IMPACT

None.

**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 ESTABLISHING THE DISADVANTAGED
BUSINESS ENTERPRISE (DBE) GOAL FOR
FEDERAL FISCAL YEAR 2014/2015.**

RESOLUTION NO. 14-41

WHEREAS, the City Council of the City of Mendota passed Resolution No. 05-11, approving the Disadvantaged Business Enterprise (DBE) Program for the City of Mendota; and

WHEREAS, said DBE program is required in order to obtain and utilize federal and state funding as required in 49 Code of Federal Regulations, Part 26, Section 45; and

WHEREAS, each Federal Fiscal Year, the City of Mendota is to submit a goal of how much federal funding received will be spent through DBEs; and

WHEREAS, according to the 2010 Census there are 15,782 businesses in Fresno County, and of these, 88 are certified DBEs, representing 0.558% of Fresno County businesses; and

WHEREAS, the City Council of the City of Mendota is of the opinion that a goal of 2% is a proper, attainable goal, based on the above density rate of DBEs among the total businesses in Fresno County; and

WHEREAS, the City of Mendota is further required to submit a Local Agency DBE Annual Submittal Form.

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Mendota hereby resolves, finds, and orders as follows:

1. All the above recitals are true and correct;
2. The City of Mendota's annual goal for participation by DBEs in federally assisted transportation projects is 2%;
3. The Council hereby authorizes the City Manager to submit and execute any and all documents relating to the federal and state DBE requirements.

Robert Silva, Mayor

ATTEST:

I, Matt Flood, 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 28th day of October, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Matt Flood, City Clerk

NO on Proposition 47

Unlike its title suggests the passage of Proposition 47 will neither create safe neighborhoods or safe schools. Prop. 47 would automatically reduce current felonies to misdemeanors thus hampering the efforts of law enforcement to hold criminals accountable who prey on law abiding citizens. The reduction of some theft crimes would only embolden those who prey on our community as the lack of consequence will be worth the risk. We should not reward criminals who commit serious property crimes or sexual predators that use 'date rape' drugs. The passage of this proposition is not a responsible long term solution to California's overburdened criminal justice system.

As Fresno County law enforcement leaders who are charged with the safety and well-being of our communities, we feel it necessary for you to know the truth and to urge you to vote no on Proposition 47. This proposition will not keep our communities safer and will serve to disincentivize rehabilitation efforts, reduce penalties for possession of predatory date rape drugs, as well as the theft of firearms. If Proposition 47 passes, it would open the door for the resentencing and potential release of up to 10,000 felons from state prison, all of whom have committed serious and/or violent felony crimes.

This proposition would have a negative impact on our communities beyond what has occurred with the recent passage of AB 109, the re-alignment of so called "non-violent, non-serious" offenders to local jails and communities. This realigned criminal population has already placed a strain on law enforcement resources and our jails.

Proposition 47 will automatically reduce the penalty on some drug possession charges. Imagine a sexual predator is caught in possession of predatory "date rape" drugs such as rohypnol (ruffies), ketamine (Special K), or GHB (Ecstasy). They are not in possession of these drugs for personal use, but to commit violence at the expense of an innocent victim. Under current law this person is arrested for a felony, is taken off our streets and faces imprisonment in a state prison for a minimum of a year. Under Proposition 47, this same person would be booked locally and released on a citation to appear in court. He would walk out the back door of your local police department with a ticket and begin looking for a new victim. Proposition 47 essentially gives sexual predators like this a "get out of jail free" card.

Proponents of Proposition 47 would make you believe that the reduction of certain drug crimes would free up prison space and make room for child molesters or more violent criminals. There are no "petty" criminals in our prison system, nor is anyone in California incarcerated for simple drug possession. Currently the possession of under an ounce of marijuana is punishable by a fine of no more than \$100. In addition, in 2010 California passed Proposition 36 which clearly demonstrates California's commitment toward rehabilitation and treatment.

For years California has worked to reduce gun violence. Proposition 47 would serve to deteriorate years of sound policy making when it comes to gun violence by reducing the penalty for those who steal firearms, the same guns which are most often used to victimize law abiding citizens.

Ballot initiatives are often written to make voters believe a change in the law will be in the best interest of the state and those who live here. Do not be fooled, Proposition 47 will not make our schools or our communities safer. This proposition is intended to mislead and deceive voters. Fortunately, we believe California voters are smarter than this. Please join us and the California State Sheriff's Association, the California District Attorneys Association, the California Police Chief's Association, and the California Police Officers Association in opposing Proposition 47. Voting "NO" will send a strong message to criminals that we will hold them accountable.

Chief Matt Basgall, Clovis

Chief Cal Minor, Coalinga

Chief Elsa Lopez, Firebaugh

Chief Jerry Dyer, Fresno

Chief Michael Brand, Fowler

Chief George Turegano, Huron

Chief Joseph Blohm, Kerman

Chief Drew Bessinger, Kingsburg

Chief Jerry Galvin, Mendota

Chief Martin Rivera, Orange Cove

Chief David Cerda, Parlier

Chief Joe Garza, Reedley

Chief Silver Rodriguez, Sanger

Chief Greg Garner, Selma

Sheriff Margaret Mims, Fresno County

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

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MENDOTA OPPOSING
PROPOSITION 47 ON THE BALLOT OF
THE NOVEMBER 4, 2014 ELECTION.**

RESOLUTION NO. 14-42

WHEREAS, Proposition 47 has qualified for the November 4, 2014 Statewide General Election; and,

WHEREAS, the proponents of this measure concede that Proposition 47 will make up to 10,000 felons eligible for early release; and,

WHEREAS, with the implementation of Public Safety Realignment in 2011, which altered sentencing policy by shifting all newly convicted non-violent, non-serious, non-sex offenders to county supervision, there is currently a significantly diminished population of non-violent offenders in California's prisons, and there is a legitimate question as to how many of the 10,000 inmates eligible for early release could be classified as high-risk for committing subsequent violent offenses; and,

WHEREAS, Proposition 47 contains provisions re-classifying a host of felony offenses or felony/misdemeanor offenses as simple misdemeanors, representing sweeping sentencing reform that would be better accomplished through the state legislative process; and,

WHEREAS, Proposition 47 would redefine grand theft in such a way that theft of a firearm would be considered a misdemeanor unless the value of the gun was greater than \$950, and the overwhelming majority of new handguns sold in California retail for significantly less than that amount; and,

WHEREAS, Proposition 47 would reduce the penalty for possession of illicit drugs, including drugs used to facilitate date-rape, to a simple misdemeanor; and,

WHEREAS, Proposition 47 may further burden our local criminal justice systems by shifting responsibility for additional categories of offenders to already overcrowded county jails; and,

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Mendota by the adoption of this resolution hereby opposes Proposition 47 on the November 4, 2014 ballot.

Robert Silva, Mayor

ATTEST:

I, Matt Flood, 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 28th day of October, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Matt Flood, City Clerk



2035 Tulare St., Ste. 201 tel 559-233-4148
Fresno, California 93721 fax 559-233-9645

www.fresnocog.org

Wednesday, October 08, 2014

Request for City Council/Board of Supervisors Approval of Amendment # 9 to Fresno Council of Governments Joint Powers Agreement

In 2013, the Fresno COG Policy Board approved a feasibility study to explore providing Transit Service to Yosemite and Sequoia-Kings Canyon National Parks. Based on this feasibility study and at the direction of the Fresno COG Policy Board, CMAQ Funding Grant Applications were prepared on behalf of Fresno COG and the City of Sanger for transit demonstration projects to the national parks. The City of Sanger is the lead agency for the Fresno-Sanger to Sequoia-Kings Canyon Transit Demonstration Project, and Fresno COG is the lead agency for the Fresno to Yosemite Transit Demonstration Project. The Policy Board awarded CMAQ funds to provide for the first two years of operations of both projects, and the Air District provided matching funds for both projects. Fresno COG was also awarded a \$100,000 planning grant from Caltrans to do the initial planning and start up marketing for the Fresno to Yosemite Transit Demonstration Project.

At the September 25th meeting of the Fresno COG Policy Board, an agreement was approved between Fresno COG and Yosemite Area Regional Transportation System (YARTS). This agreement is for planning activities related to the CMAQ funding award for a Fresno to Yosemite Transit Demonstration Program. Although Fresno COG has the authorization from the existing JPA to conduct the necessary planning activities in the approved agreement with YARTS, the authorization to enter into a contract with YARTS for the operation of transit services is not designated. This was identified by County Counsel as a requirement before the anticipated CMAQ program release of funding commences.

Fresno COG requests authorization through an amendment to the existing JPA so that Fresno COG may act as lead agency, apply for and receive grant funding, enter into agreements to provide funding, administration and oversight for interregional public transportation services. Fresno COG's role as lead agency for interregional public transportation services between Fresno County and the abutting counties of Tulare, Kings, Merced, and Madera shall include oversight to assure that operators of interregional public transportation services provided through agreements with Fresno COG comply with state, local and federal regulations and requirements.

All Fresno COG JPA amendments are required to go out to each of our member agencies for an individual City Council and Board of Supervisors action on the proposed JPA amendment. With this in mind, attached you will find a copy of Amendment #9 to the Fresno Council of Governments Joint Powers Agreement along with a signature page for your City Council or Board of Supervisors. If you need additional details please contact Laural Fawcett – lfawcett@fresnocog.org – 59-233-4148 ext. 223

- City of Clovis
- City of Coalinga
- City of Firebaugh
- City of Fowler
- City of Fresno
- City of Huron
- City of Kerman
- City of Kingsburg
- City of Mendota
- City of Orange Cove
- City of Parlier
- City of Reedley
- City of San Joaquin
- City of Sanger
- City of Selma
- County of Fresno

Sincerely,

Tony Boren, Executive Director



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

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MENDOTA APROVING
THE NINTH AMENDMENT TO THE
FRESNO COUNCIL OF GOVERNMENTS'
JOINT POWERS AGREEMENT**

RESOLUTION NO. 14-43

WHEREAS, this Ninth amendment to the Fresno Council of Governments' Joint Powers Agreement is made and entered into by and between the County of Fresno, a political subdivision of the State of California, and the Cities of Fresno, Clovis, Coalinga, Firebaugh, Fowler, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, Huron, Sanger, San Joaquin, and Selma all being municipal corporations of the State of California (hereinafter collectively referred to as "the member agencies").

WHEREAS, the member agencies entered into a Joint Powers Agreement (JPA) creating the Fresno Council of Governments (FCOG) on March 25, 1976 and thereafter amended such JPA on eight separate occasions; and

WHEREAS, the Fresno Council of Governments (FCOG) and its member agencies desire to amend the FCOG JPA for a ninth time to allow FCOG to enter into agreements with other entities to operate interregional public transportation services between Fresno county and the abutting counties of Tulare, Kings, Merced, and Madera; and

NOW, THEREFORE, BE IT RESOLVED, the member agencies agree as set forth below:

1. Chapter 2 "Power and Duties" of the JPA shall be amended to add section 2.11, which shall state in its entirety as follows:

2.11 Interregional Public Transportation Services.

The Fresno COG may act as lead agency, apply for and receive grant funding, enter into agreements to provide funding, administration and oversight for interregional public transportation services. Fresno COG's role as lead agency for interregional public transportation services between Fresno County and the abutting counties of Tulare, Kings, Merced, and Madera shall include oversight to assure that operators of interregional public transportation services provided through agreements with Fresno COG comply with state, local and federal regulations and requirements.

2. All other provisions of the FCOG JPA not in conflict with this Amendment shall remain in full force and effect.

3. This Agreement shall take effect upon its execution by Authorized Signatory of the legislative bodies of all the member agencies.

NOW, THEREFORE BE IT FURTHER RESOLVED, the City of Mendota authorizes its duly appointed representative to execute the Ninth Amendment to the FCOG JPA.

Robert Silva, Mayor

ATTEST:

I, Matt Flood, 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 28th day of October, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Matt Flood, City Clerk

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: VINCE DIMAGGIO, CITY MANAGER
SUBJECT: CITY HALL CLOSURES FOR THE 2014 HOLIDAY SEASON
DATE: OCTOBER 28, 2014

BACKGROUND

Each year around the Christmas holiday City staff is typically given a half day off on Christmas Eve and the full day on Christmas.

Due to the Christmas holiday falling on a Thursday this year, members of staff suggested that City Hall be closed on Friday the 26th as well. I found this to be a reasonable request to be brought to Council, as many people leave town during the holidays to go and visit family and friends. Asking employees to come back and work just for Friday could create a burden and subsequent decrease in morale.

A notice would be put in the December newsletter that goes out to all of the utility customers and a notice would be posted a week before the closure, reminding residents of it. The following week, residents would still have December 29th, 30th, and 31st to make any payments or transact any business.

RECOMMENDATION

Council approve the closure of City Hall on the 26th of December.

FISCAL IMPACT

None.

PUBLIC WORKS REPORT

TO: HONORABLE CITY COUNCIL

FROM: CRISTIAN GONZALEZ, PUBLIC WORKS DIRECTOR

SUBJECT: PUBLIC WORKS MONTHLY REPORT

DATE: OCTOBER 28, 2014

STREETS AND ROADS

- A section of 7th Street from Derrick to Oller will be slurry sealed this week. Striping to follow 1-2 weeks after the slurry has completely cured. This work is included in the 2014-2015 approved budget.
- The CNG sweeper is ahead of schedule, tentatively scheduled to be delivered in December.

PARKS AND PUBLIC BUILDINGS

- Two of the four shade structures for Rojas Pierce Park have been delivered. Staff will begin erecting the structures.
- Rojas Pierce Park landscape extension is in the irrigation installation process, trenching is complete and piping will follow.
- All bermuda blend grass areas will be re-seeded with rye blend grass seed. This will keep the green look throughout the winter at both Rojas Pierce Park and City Hall.

FUEL STOCK

- Unleaded: 7,841 gallons
- Diesel: 3,250 gallons

ANIMAL CONTROL

- Animals impounded: 17
- Animals euthanized: 24

- Animals redeemed by owner: 2
- Graffiti abated: 6

BUILDING PERMITS ISSUED

- 1417 3rd (site improvements), 200 Espinoza (single family residence), 1599 5th (monitoring wells), 701 H (re-roof), 472 Divisadero (solar), 1909 7th (awning repair), 570 4th (HVAC), 619 RioFrio (rehab/repairs/fence), 555 Bou Circle (roof), 260 Valenzuela (solar), 249 Espinoza (solar), 231 Espinoza (solar)

STAFFING

- 5 full time employees
- 3 part time employees

PUBLIC UTILITY DEPARTMENT REPORT

TO: HONORABLE CITY COUNCIL

FROM: MATT LEWIS, PUBLIC UTILITIES DIRECTOR

SUBJECT: PUBLIC UTILITIES MONTHLY REPORT

DATE: OCTOBER 23, 2014

FIRE HYDRANT REPLACEMENT

- We are working on installing the last hydrant which was identified in the last budget. We have located a new hydrant that had been knocked out last week so we are gathering the necessary parts required for the repair. We have also ordered new gasket kits to repair an additional hydrant that was damaged. I will notify the Fire Chief of the additional hydrants that are out of service.
- We have completed cataloging of the existing fire hydrants throughout the City. We have a total of 211 hydrants within the system. We have assigned numbers to the hydrants and evaluated their condition. I am in the process of putting all of the above information on an Excel spread sheet so that maintenance records can be established and maintained for each hydrant. Once complete, I will provide the list to both the Fire Chief and City Engineer for their records.
- We have begun our hydrant flushing program. To date we have flushed over 70 hydrants. As time allows, we will continue to flush hydrants and note the flushing dates which shall be recorded in the spreadsheet mentioned above. Once the hydrant flushing is complete we will begin on exercising the valves throughout the City.

WATER TREATMENT PLANT

- Delivery of the T-100 media for the filters is still about 3 to 4 weeks away. We have a contractor in place to install the media as soon as it is delivered.
- We began installing the actuator valve replacement kits for the filter valves which need to be repaired prior to the delivery of the treatment media. Unfortunately once we opened the valves up we found more damage to the interior parts that will have to be repaired before we can get the plant back on line. I am trying to locate the necessary parts for the valves and gathering pricing.

- I am scheduling Ingersoll and Rand to make the necessary repairs to the compressed air system. After over a year of not being used the majority of the system will have to be replaced.
- I have begun ordering the materials for the chlorine shade structure. We will begin pouring the concrete pad next week and our crew will be performing the majority of the work to assemble the structure.

WASTE WATER TREATMENT PLANT

- Working on the installation of a Termination Panel for the wet well electrical wiring as was approved in the budget.
- The repair of the erosion damage has begun out at the plant. We will be installing a drainage system around the foundation in order to reduce erosion from the runoff coming from the headworks pad and sealing the existing cracks in the asphalt to prevent any further damage from the rains.

DISTRIBUTION SYSTEM

- The SCADA Systems for both the Lozano Lift Station and the Prison Booster Station have been ordered and will begin installation in approximately 2 weeks. Our crews will be installing the antenna foundation in order to save on cost.
- We have begun tack welding down the existing manhole lids within parts of the City in order to prevent any future vandalism from occurring.

STAFFING

- We have a new part time employee who has started work and will be a big help in completing the above listed projects.
- 4 full time employees
- 2 part time employees