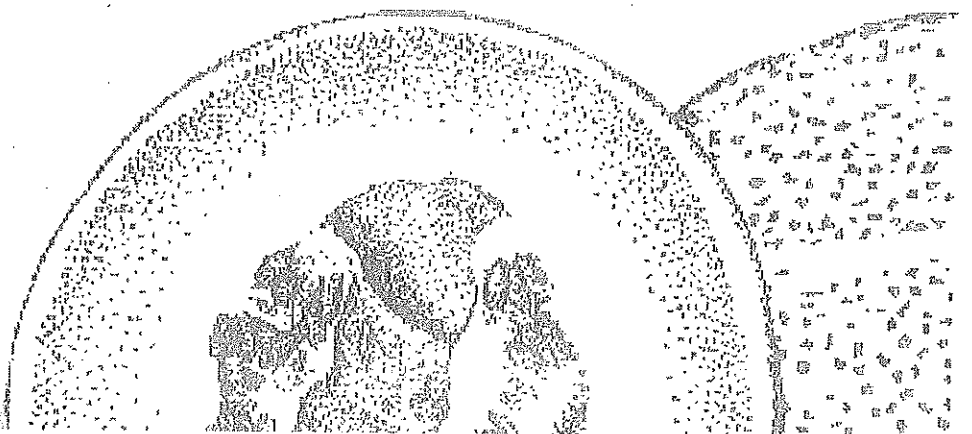
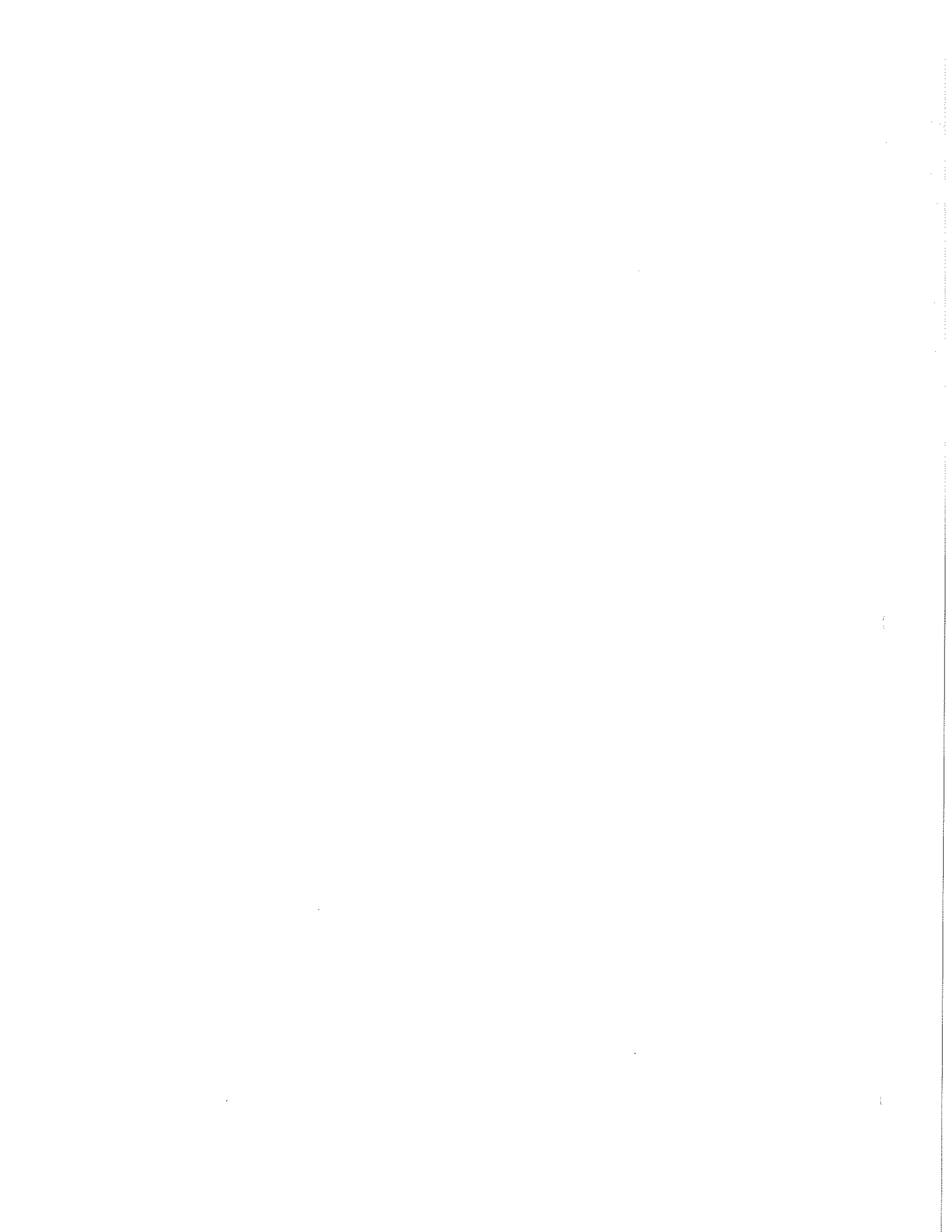
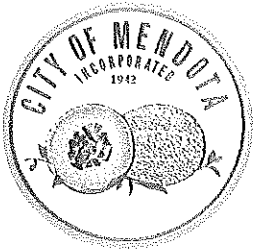


COUNCIL AGENDA

CITY OF ME
INCORPORATED
1942







CITY OF MENDOTA

"Cantaloupe Center Of The World"

AGENDA MENDOTA CITY COUNCIL

Regular City Council Meeting
CITY COUNCIL CHAMBERS
643 QUINCE STREET
October 8, 2013
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

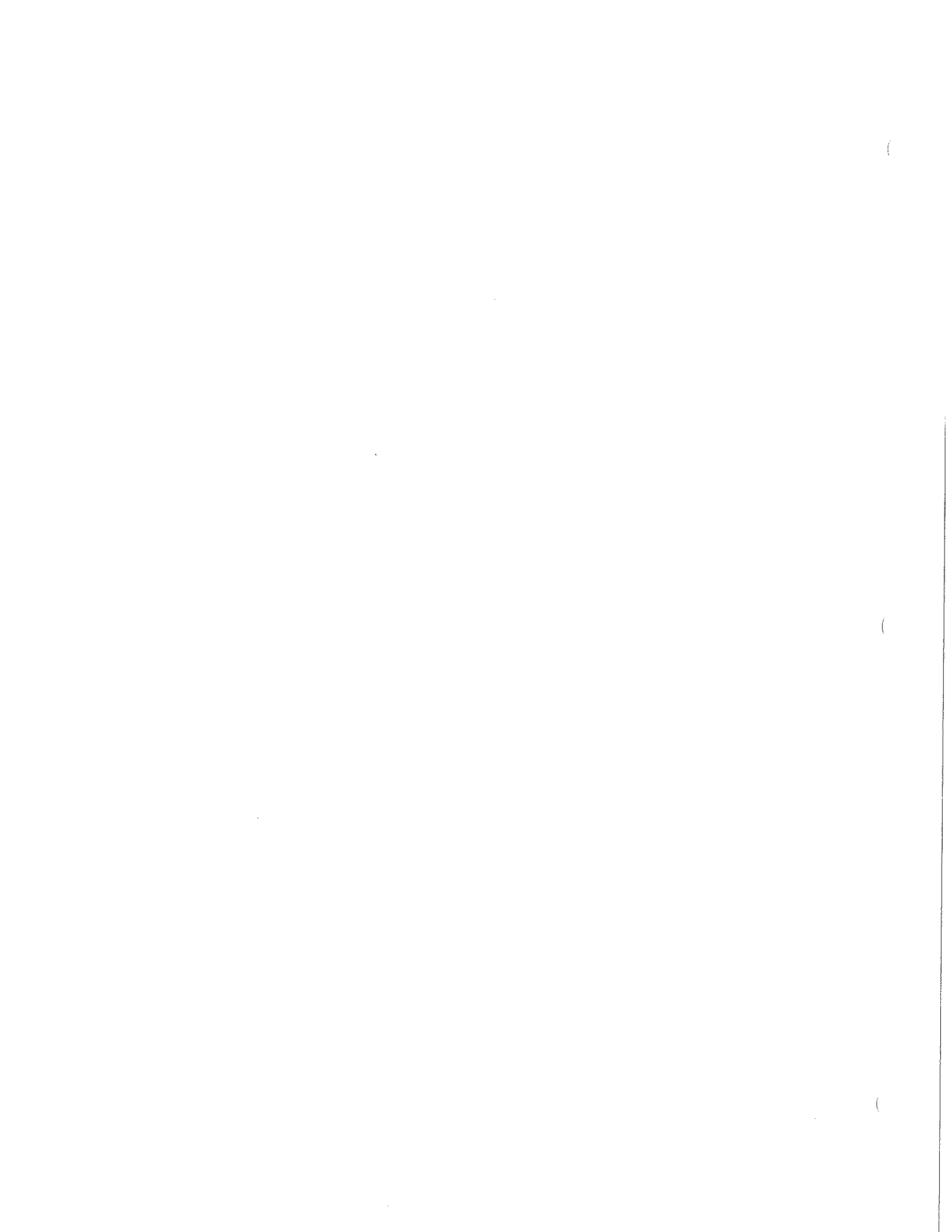
1. Adjustments to Agenda.
2. Adoption of final Agenda.

PUBLIC HEARING (CONTINUED)

1. Council take public comment and adopt **Resolution No. 13-23**: A Resolution of the City Council of the City of Mendota in the matter of authorizing the placement of special assessments on the 2014/2015 tax roll for the 2012/2013 nuisance abatement costs. [Interim City Manager, Pauley]

PROCLAMATIONS

1. Proclamation No. 13-12 Declaring the week of October 20th-26th, 2013 "Freedom From Workplace Bullies Week".



PRESENTATIONS

1. Update from the Office of the Assessor-Recorder presented by Fresno County Assessor-Recorder Paul Dictos.
2. Update from representatives of the California Economic Development Department and Proteus on the 11th Annual Farmworker Appreciation Event.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the Regular City Council Meeting of September 24, 2013.
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this 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.

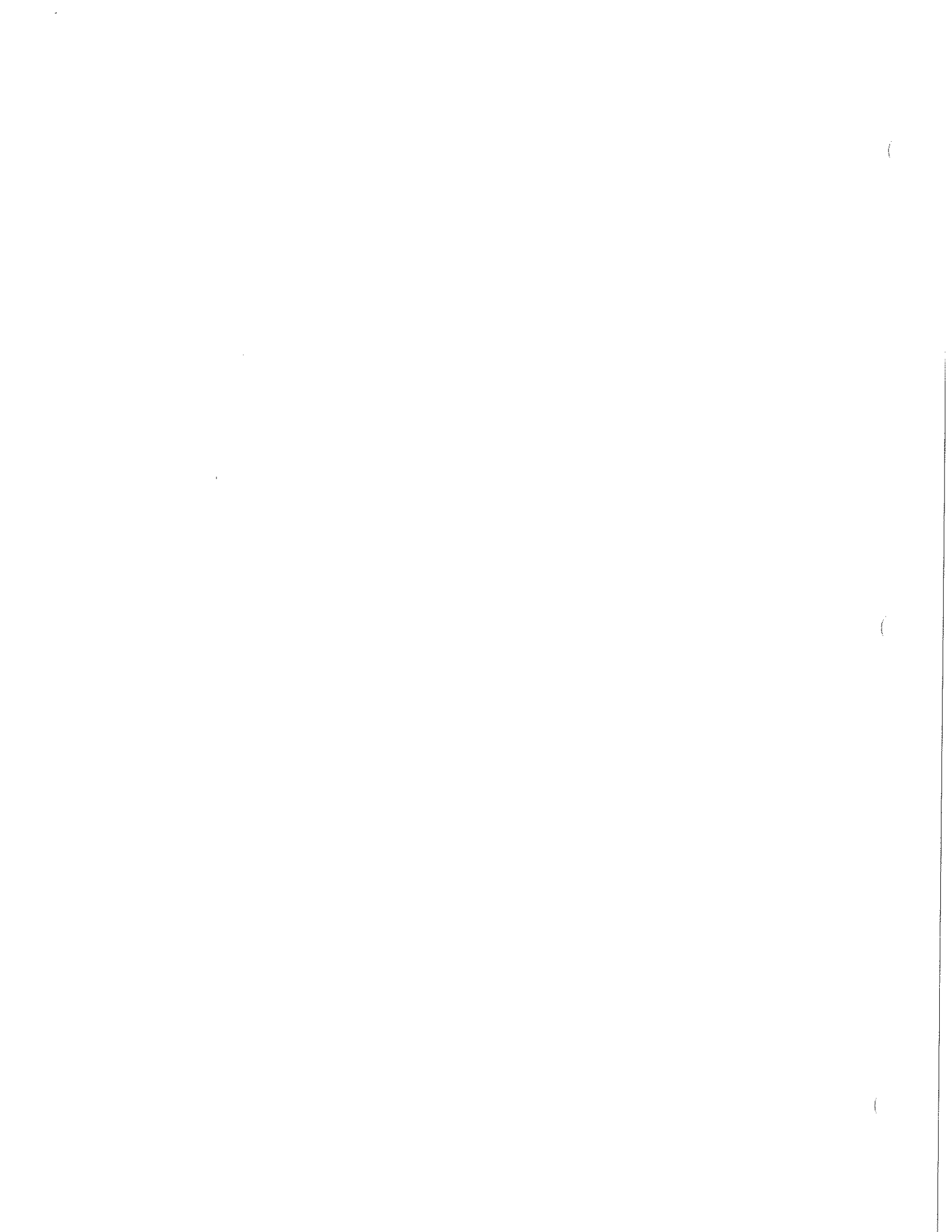
CONSENT CALENDAR

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. SEPTEMBER 24, 2013 THROUGH OCTOBER 4, 2013
WARRANT LIST CHECKS NO. 36823 THRU 36900
TOTAL FOR COUNCIL APPROVAL = \$233,106.48
2. Council authorize the City Manager and City Clerk to sign and certify the Notice of Completion for the Safe Routes to School project at Belmont and Quince Streets, and Quince and 3rd Streets, and to record it with Fresno County.
3. Council adopt **Resolution No. 13-30**, 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 2013/2014.

BUSINESS

1. Council discussion and direction on the disposition of a public health hazard at 443 and 446 Naples Street. [Interim City Manager, Pauley]



2. Council discussion and direction regarding changing the discussion of traffic safety for the new elementary school site from the regular Council Meeting of October 22nd to November 26th. [Interim City Manager, Pauley]

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. City Manager
2. Code Enforcement
a) Monthly Report
3. Police Department
a) Monthly Report
4. City Planner
a) Update
5. City Engineer
a) Update

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)
2. Mayor

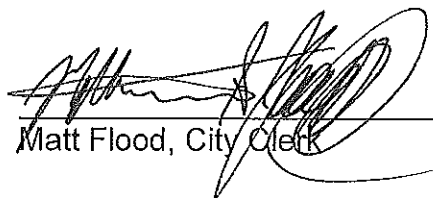
CLOSED SESSION

1. Conference with labor negotiators pursuant to CA Government Code 54957.6
Agency designated representatives: Interim City Manager Don Pauley and
Director of Support Operations Charles Johnson
Employee organization: Mendota Police Officers Association

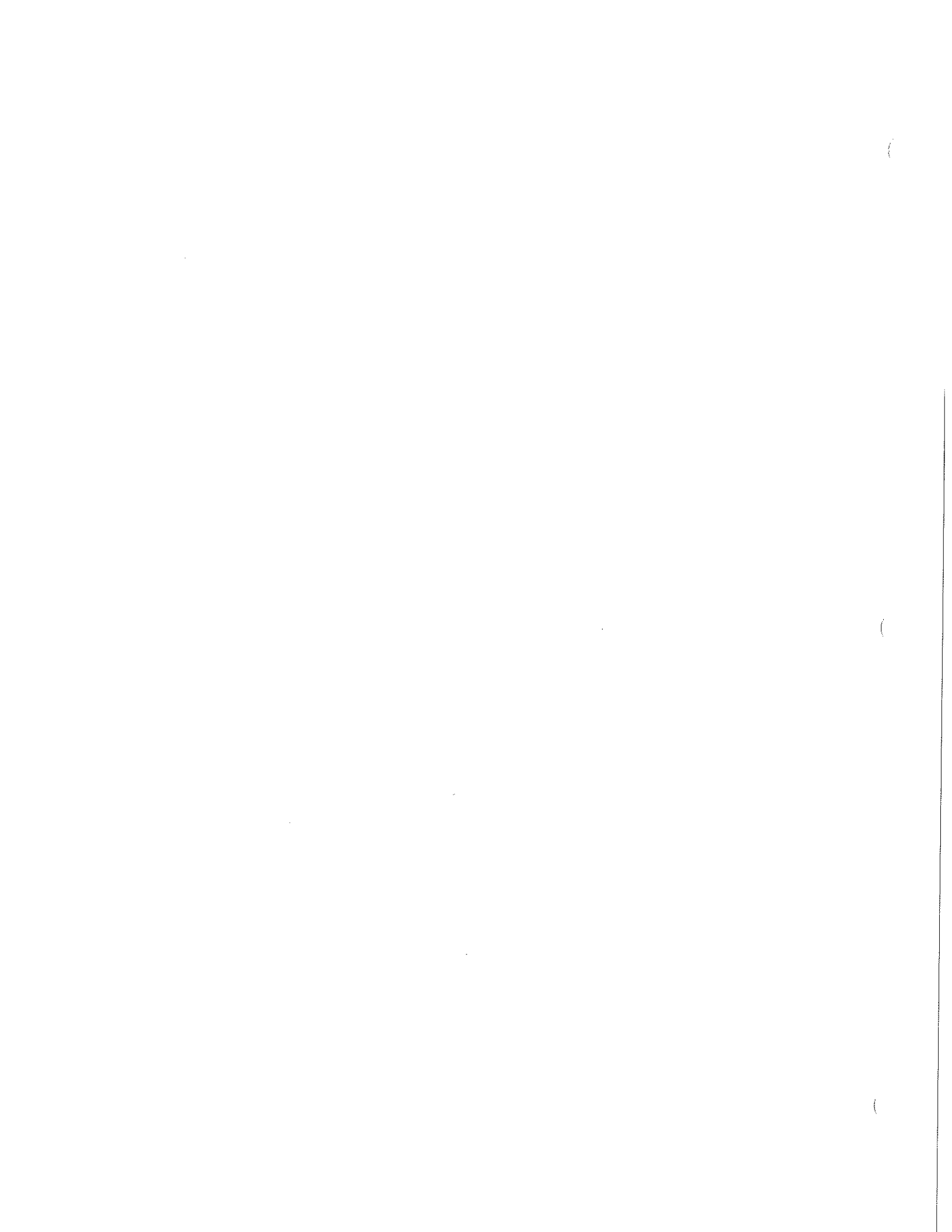
ADJOURNMENT

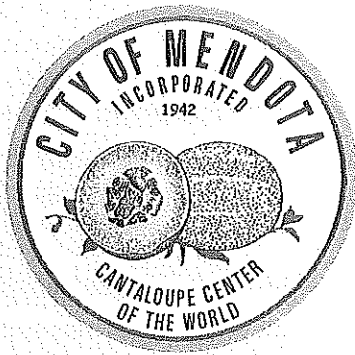
CERTIFICATION OF POSTING

I, Matt Flood, City Clerk of the City of Mendota, do hereby declare that the foregoing agenda for the Mendota City Council Meeting of October 8, 2013, was posted on the outside bulletin board located at City Hall, 643 Quince Street on Friday, October 4, 2013 at 3:45 p.m.

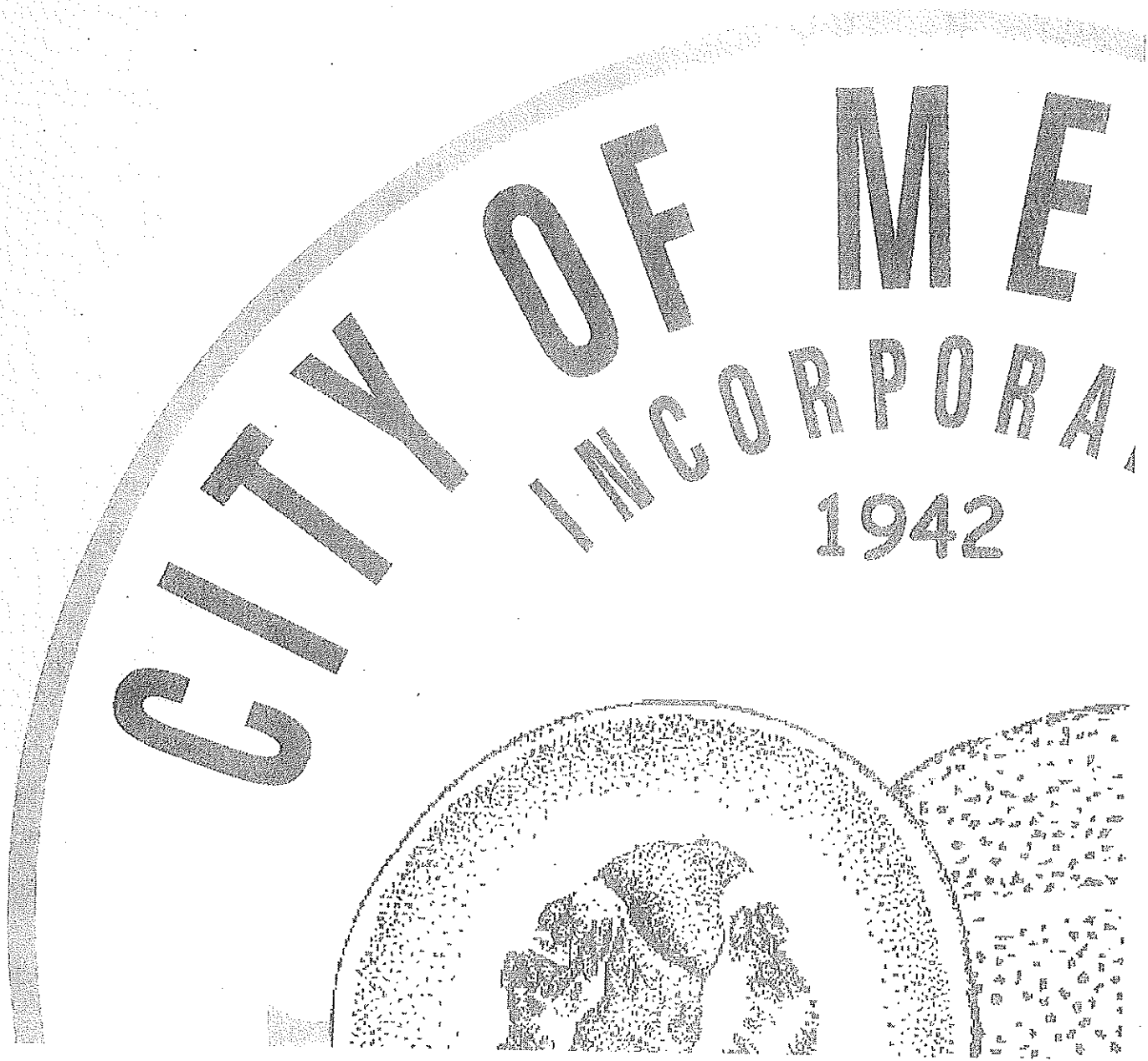


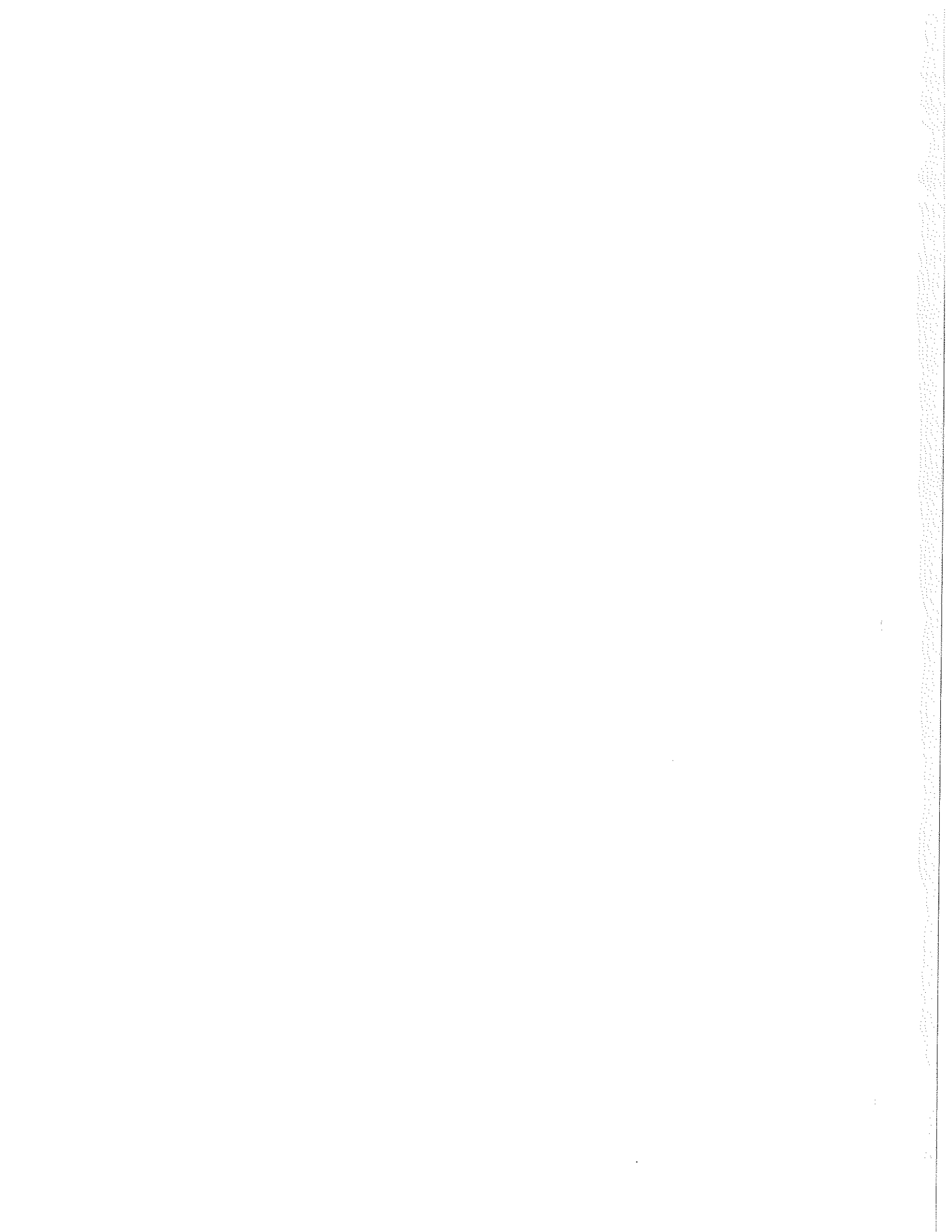
Matt Flood, City Clerk






PUBLIC HEARING





AGENDA ITEM

TO: Honorable City Council

FROM: DON PAULEY, INTERIM CITY MANAGER 

SUBJECT: CODE ENFORCEMENT ABATEMENT ASSESSMENTS

DATE: OCTOBER 1, 2013

DISCUSSION:

At the City Council's direction during the September 24th Public Hearing on Weed Abatement Assessments staff has reviewed City Code, fees, protocol and records on the two assessments that are being challenged. Your City Attorney will be reporting to you separate from this memorandum on legal matters raised during the Public Hearing.

Attached is a copy of Resolution No. 12-08 adopted by the City Council on March 13, 2012 setting the fee schedule for the cost of the abatement of weeds and other nuisance material. The fees proposed for the subject assessment liens are consistent with this fee schedule.

Staff will be issuing a new RFP for abatement services in the near future. This Resolution may be subject to amendment after the Council awards a new contract abatement services.

Also attached is a copy of the protocol/standard operating procedures for weed abatement currently used by City staff. Staff will be submitting proposed modifications that reflect some or all of the City Council's concerns in the near future

Staff will be prepared to respond to any challenges to the proposed assessments during the continued Public Hearing.

RECOMMENDED ACTION:

Approve the assessment liens for 796 Unida and APN 013-402-04S, 05S, 06S and 07S as previously recommended by staff.

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 AMENDING
THE FEE SCHEDULE FOR THE COST OF CITY
ABATEMENT OF REAL PROPERTY UNDER
CHAPTER 8.20 OF THE MENDOTA MUNICIPAL
CODE.**

RESOLUTION 12-08

WHEREAS, pursuant to the Mendota Municipal Code (MMC) Chapter 8.20, all real property within the City limits must be kept free of weeds and other nuisance material; and

WHEREAS, if the City determines that a piece of property is not free of weeds and/or other materials, the City will notify the property owner to abate the weeds and/or materials in a timely manner; and

WHEREAS, if the property owner cannot abate their property of weeds and/or other nuisance material in a timely manner themselves, or wish to have the property abated by the City, the City may abate the weeds; and

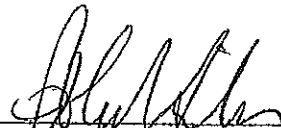
WHEREAS, if the City does perform that abatement or choose to contract the work out, it will result in a financial cost to the City; and

WHEREAS, under MMC Chapter 8.20, the City may recover its costs in abating real property within the City limits from the property owner; and

WHEREAS, Resolution No. 07-18 established the first fee schedule which the City wishes to now amend.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Mendota does hereby resolve as follows:

1. The recitals listed above are true and correct.
2. The Abatement Fee Schedule listing the costs of City abatement, attached to this resolution as Exhibit "A", is hereby approved and adopted.
3. This resolution is effective immediately.



Robert Silva, Mayor

ATTEST:

I, Krystal M. Chojnacki, Acting 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 13th day of March, 2012.

AYES: 4 – Mayor Silva, Mayor Pro Tem Amador, Councilors Capuchino and Riofrio
NOES: 0
ABSENT: 1 – Councilor Flores
ABSTAIN: 0



Krystal M. Chojnacki, Acting City Clerk



Exhibit A
Schedule of Fees

1	<u>Tractor Mowing</u>	
	A. Per parcel, sized 1 to 7,500 square feet	\$ 250.00
	B. Per parcel, sized 7,501 to 15,000 square feet	\$ 325.00
	C. Per parcel, sized 15,001 to 30,000 square feet	\$ 400.00
	D. Per parcel, sized 30,001 square feet to one acre	\$ 450.00
	E. Per square foot over one acre	\$ 0.02
2	<u>Hand Labor</u>	
	A. Per square foot of area abated	\$ 0.10
3	<u>Heavy Equipment Fees</u>	
	A. Backhoe Hourly Fee	\$ 75.00
	B. Dozer Hourly Fee	\$ 120.00
	C. Dump Truck Hourly Fee	\$ 123.00
	D. Loader Hourly Fee	\$ 131.00
	E. Vactor Hourly Fee	\$ 172.00
4	<u>Debris Remediation (includes chipping, grinding, and/or shredding)</u>	
	A. Per cubic yard of material prior to chipping and/or compacting	\$ 38.00
	B. Dump fees	Reimbursement of cost
5	<u>Administrative Fee (failure to comply by deadline of notice)</u>	
	A. Per parcel	\$ 125.00
6	<u>Attorney Services (when appropriate)</u>	
	A. Per hour	\$ 200.00
7	<u>Assessment Fees (includes preparing reports, attending hearings, etc.)</u>	
	A. Cost confirmation fee, per parcel	\$ 275.00
8	<u>Miscellaneous Fees Per Parcel</u>	
	A. Special inspection fee	\$ 50.00
	B. Abatement lien	\$ 50.00
	D. Release of abatement lien	\$ 75.00
	E. Notary public	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. Unscheduled fees	Reimbursement of cost
9	<u>Fees to the City</u>	
	A. Contract and Contract Administration Fee	Reimbursement of cost

**Standard Operating Procedures
Mendota Municipal Code § 8.20
Weed Abatements**



1. Identify site, take photographs, determine the site address and associated APN #.
2. Verify ownership in the most recent year's Assessors Roll & in Realquest- Send notice to both if addresses differ.
3. Prepare and mail (certified with a return receipt) **WEED ABATEMENT_ Initial 20 Day notice_ Template** letter along with photos, and municipal code section excerpt. *It is also recommended by our attorney to send a copy of the notice via regular mail. This is because many property owners will not sign for certified mail, so if we receive the certified letter back, but not the regular mail letter, then they simply didn't want to sign it and the attorney can defend that in court.* Complete a **WEED ABATEMENT_ Proof of Service by Mail Template** form and attach with the copies of the letters.
4. Make copies of the letter, enclosures and envelope(s) with dated stamp.
5. Add a Calendar reminder to do a follow-up inspection 20 days after the notice is sent.
6. After follow-up inspection if weeds were abated- no further proceedings are required. If not abated, take photos and proceed with sending **WEED ABATEMENT_Forced Abatement Proceeding Owner Notification Template** letter (include photos and code sections) as well as a copy of the initial letter. *This letter is not required by the code but has been effective in that the owners will usually comply when they know we are now moving forward with the abatement and they will be assessed the amount.* Complete a **WEED ABATEMENT_ Proof of Service by Mail Template** and attach it with copies of the letter for the file.
7. Contact a private company or public works crews and schedule the forced abatements.
8. Prepare a cost report of abatement using **WEED ABATEMENT_ Cost Report Template**.
9. File Cost Report with the City Clerk and work with him/her to prepare resolution to take to Council.
10. The City Clerk will need to post a Public Hearing Notice as well as place it in a newspaper of general circulation and mail a letter to the property owner using the **WEED ABATEMENT_ Lien Hearing Letter**. The letter should contain a copy of the cost report for that specific property that was filed with the City Clerk.
11. Proceed with City Council Hearing.
12. Dependent upon the time of the year, record the Resolution with the County Recorder's office and keep a running list of abatements to add to the Tax Assessment Roll in June/July.
13. File completed documents in the Building/Code Enforcement File.

When in doubt – refer to the Municipal Code.

City of Mendota
2013 Weed Abatement
Cost Report and Account Summary



Exhibit A

1. APN Number: 013-132-123

Lot on Naples & 5th

Fees:	Types	
Tractor Mowing	A	\$94.88
Hand Labor	A & B	\$201.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$795.88

2. APN Number: 013-222-02

736 Quince

Fees:	Types	
Hand Labor	A & B	\$364.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$864.00

3. APN Number: 013-102-20

667 Lolita

Fees:	Types	
Hand Labor	A, B & C	\$262.35
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$762.35

4. APN Number: 013-201-14 & 013-201-13

1067 and 1079 Pucheu

Fees:	Types	
Tractor Mowing	A	\$137.50
Hand Labor	A	\$69.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$706.50

City of Mendota
2013 Weed Abatement
Cost Report and Account Summary

5. APN Number: 013-226-05

861 Stamoules

Fees:	Types	
Tractor Mowing	A	\$137.50
Hand Labor	A & B	\$410.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$1,047.50

6. APN Number: 013-402-04-S, 013-402-05S, 013-402-06S & 013-402-07S
Empty Lots on Gomez and De La Cruz

Fees:	Types	
Tractor Mowing	A	\$137.50
Hand Labor	A	\$115.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$752.50

7. APN Number: 013-087-18

Empty Lot on 7th and Kate

Fees:	Types	
Tractor Mowing	A	\$137.50
Hand Labor	A, B & C	\$380.05
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$1,017.55

8. APN Number: 013-255-06

796 Unida

Fees:	Types	
Hand Labor	A & B	\$203.50
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$703.50

City of Mendota
2013 Weed Abatement
Cost Report and Account Summary

9. APN Number: 013-380-19S, 013-380-20S, 013-380-22S, 013-380-23S, 013-380-24S &
013-380-25S Bass and 33

Fees:	Types	
Tractor Mowing	A & B	\$744.70
Hand Labor	A	\$138.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$1,382.70

10. APN Number: 013-380-21S Bass and 33

Fees:	Types	
Tractor Mowing	A & B	\$212.85
Hand Labor	A	\$46.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$758.85

11. APN Number: 013-380-18S Bass and 33

Fees:	Types	
Tractor Mowing	A & B	\$164.45
Hand Labor	B	\$23.00
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$687.45

12. APN Number: 013-232-21 1867 9th St.

Fees:	Types	
Tractor Mowing	A	\$137.50
Hand Labor	A, B & C	\$447.88
Administrative Fee	A	\$125.00
Assessment Fee	A	\$275.00
Miscellaneous Fees Per Parcel	A & B	\$100.00
Total:		\$1,085.38

City of Mendota
2013 Weed Abatement
Cost Report and Account Summary

13. APN Number: 013-117-18	<u>806 Lolita St.</u>
Fees:	Types
Equipment Fees	A, B & C \$530.21
Administrative Fee	A \$125.00
Assessment Fee	A \$275.00
Miscellaneous Fees Per Parcel	A & B \$100.00
Total:	\$1,030.21

Grand Total of Assessments: \$11,594.37

Schedule of Fees

Address: Lot on Naples and 5th

APN: 013-132-12

Date: May 13, 2013

<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1 Discing/Tractor			
A. Discing	\$137.50	0.69	\$94.88
2 Hand Labor			
A. Removal of Weeds Per Hour	\$23.00	7	\$161.00
B. Removal of Rubbish(per cubic yards)	\$20.00	2	\$40.00
3 Heavy Equipment Fees			
A. Backhoe Hourly Fee	\$75.00		\$0.00
B. Dozer Hourly Fee	\$120.00		\$0.00
C. Dump Truck Hourly Fee	\$123.00		\$0.00
D. Loader Hourly Fee	\$131.00		\$0.00
E. Vactor Hourly Fee	\$172.00		
4 Debris Remediation (Includes chipping, grinding, and/or shredding)			
A.			\$0.00
B.	(Reimbursement of cost)		
5 Administrative Fee (failure to comply by deadline of notice)			
A. per parcel	\$125.00	1	\$125.00
6 Attorney Services (when appropriate)			
A. per hour	\$150.00		\$0.00
7 Assessment Fees (includes preparing reports, attending hearings, etc.)			
A. Cost confirmation fee, per parcel	\$275.00	1	\$275.00
8 Miscellaneous Fees Per Parcel			
A. special inspection fee	\$50.00	1	\$50.00
B. abatement lien	\$50.00	1	\$50.00
D. release of abatement lien	\$75.00		\$0.00
E. notary public	\$20.00		\$0.00
F. file duplication fee	\$50.00		\$0.00
G. unscheduled Labor per man hour	\$50.00		\$0.00
H. unscheduled fees	(Reimbursement of cost)		
9 Fees due to the City			\$795.88

Schedule of Fees

Address: 736 Quince St

APN: 013-222-02

Date: June 14, 2013

<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1 Discing/Tractor			
A. Discing	\$137.50		\$0.00
2 Hand Labor			
A. Labor hours	\$23.00	8	\$184.00
B. Removal of Rubbish	\$20.00	9	\$180.00
3 Heavy Equipment Fees			
A. Backhoe Hourly Fee	\$75.00		\$0.00
B. Dozer Hourly Fee	\$120.00		\$0.00
C. Dump Truck Hourly Fee	\$123.00		\$0.00
D. Loader Hourly Fee	\$131.00		\$0.00
E. Vactor Hourly Fee	\$172.00		
4 Debris Remediation (Includes chipping, grinding, and/or shredding)			
A.			\$0.00
B.	(Reimbursement of cost)		
5 Administrative Fee (failure to comply by deadline of notice)			
A. per parcel	\$125.00	1	\$125.00
6 Attorney Services (when appropriate)			
A. per hour	\$150.00		\$0.00
7 Assessment Fees (includes preparing reports, attending hearings, etc.)			
A. Cost confirmation fee, per parcel	\$275.00	1	\$275.00
8 Miscellaneous Fees Per Parcel			
A. special inspection fee	\$50.00	1	\$50.00
B. abatement lien	\$50.00	1	\$50.00
D. release of abatement lien	\$75.00		\$0.00
E. notary public	\$20.00		\$0.00
F. file duplication fee	\$50.00		\$0.00
G. unscheduled Labor per man hour	\$50.00		\$0.00
H. unscheduled fees	(Reimbursement of cost)		
9 Fees due to the City			\$864.00

Schedule of Fees

Address: 667 Lolita St

APN: 013-102-20

Date: June 14, 2013

<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1 Discing/Tractor			
A. Discing	\$137.50		\$0.00
2 Hand Labor			
A. Labor Hours	\$23.00	5	\$115.00
B. Removal of Tires	\$9.47	5	\$47.35
c. Removal of Rubbish (per cubic yard)	\$20.00	5	\$100.00
3 Heavy Equipment Fees			
A. Backhoe Hourly Fee	\$75.00		\$0.00
B. Dozer Hourly Fee	\$120.00		\$0.00
C. Dump Truck Hourly Fee	\$123.00		\$0.00
D. Loader Hourly Fee	\$131.00		\$0.00
E. Vactor Hourly Fee	\$172.00		
4 Debris Remediation (Includes chipping, grinding, and/or shredding)			
A.			\$0.00
B.	(Reimbursement of cost)		
5 Administrative Fee (failure to comply by deadline of notice)			
A. per parcel	\$125.00	1	\$125.00
6 Attorney Services (when appropriate)			
A. per hour	\$150.00		\$0.00
7 Assessment Fees (includes preparing reports, attending hearings, etc.)			
A. Cost confirmation fee, per parcel	\$275.00	1	\$275.00
8 Miscellaneous Fees Per Parcel			
A. special inspection fee	\$50.00	1	\$50.00
B. abatement lien	\$50.00	1	\$50.00
D. release of abatement lien	\$75.00		\$0.00
E. notary public	\$20.00		\$0.00
F. file duplication fee	\$50.00		\$0.00
G. unscheduled Labor per man hour	\$50.00		\$0.00
H. unscheduled fees	(Reimbursement of cost)		
9 Fees due to the City			\$762.35

Schedule of Fees

Address: 1067 & 1079 Pucheu
APN: 013-201-14 & 013-201-13
Date: June 14, 2013

<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1 Discing/Tractor			
A. Discing	\$137.50	1	\$137.50
2 Hand Labor			
A. Labor Hours	\$23.00	3	\$69.00
3 Heavy Equipment Fees			
A. Backhoe Hourly Fee	\$75.00		\$0.00
B. Dozer Hourly Fee	\$120.00		\$0.00
C. Dump Truck Hourly Fee	\$123.00		\$0.00
D. Loader Hourly Fee	\$131.00		\$0.00
E. Vactor Hourly Fee	\$172.00		
4 Debris Remediation (Includes chipping, grinding, and/or shredding)			
A.			\$0.00
B.	(Reimbursement of cost)		
5 Administrative Fee (failure to comply by deadline of notice)			
A. per parcel	\$125.00	1	\$125.00
6 Attorney Services (when appropriate)			
A. per hour	\$150.00		\$0.00
7 Assessment Fees (includes preparing reports, attending hearings, etc.)			
A. Cost confirmation fee, per parcel	\$275.00	1	\$275.00
8 Miscellaneous Fees Per Parcel			
A. special inspection fee	\$50.00	1	\$50.00
B. abatement lien	\$50.00	1	\$50.00
D. release of abatement lien	\$75.00		\$0.00
E. notary public	\$20.00		\$0.00
F. file duplication fee	\$50.00		\$0.00
G. unscheduled Labor per man hour	\$50.00		\$0.00
H. unscheduled fees	(Reimbursement of cost)		
9 Fees due to the City			\$706.50

Schedule of Fees

Address: 861 Stamoules

APN: 013-226-05

Date: June 14, 2013

<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1 Discing/ Tractor			
A. Discing	\$137.50	1	\$137.50
2 Hand Labor			
A. Labor Hours	\$23.00	10	\$230.00
B. Removal of Rubish (Per cubic yard)	\$20.00	9	\$180.00
3 Heavy Equipment Fees			
A. Backhoe Hourly Fee	\$75.00		\$0.00
B. Dozer Hourly Fee	\$120.00		\$0.00
C. Dump Truck Hourly Fee	\$123.00		\$0.00
D. Loader Hourly Fee	\$131.00		\$0.00
E. Vactor Hourly Fee	\$172.00		\$0.00
4 Debris Remediation (Includes chipping, grinding, and/or shredding)			
A.			\$0.00
B.	(Reimbursement of cost)		
5 Administrative Fee (failure to comply by deadline of notice)			
A. per parcel	\$125.00	1	\$125.00
6 Attorney Services (when appropriate)			
A. per hour	\$150.00		\$0.00
7 Assessment Fees (includes preparing reports, attending hearings, etc.)			
A. Cost confirmation fee, per parcel	\$275.00	1	\$275.00
8 Miscellaneous Fees Per Parcel			
A. special inspection fee	\$50.00	1	\$50.00
B. abatement lien	\$50.00	1	\$50.00
D. release of abatement lien	\$75.00		\$0.00
E. notary public	\$20.00		\$0.00
F. file duplication fee	\$50.00		\$0.00
G. unscheduled Labor per man hour	\$50.00		\$0.00
H. unscheduled fees	(Reimbursement of cost)		
9 Fees due to the City			\$1,047.50

Schedule of Fees

Address: Empty Lots on Gomez & DeLa Cruz

APN: 013-402-04S, 013-402-05S, 013-402-06S, & 013-402-07S

Date: July 25, 2013

	<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1	<u>Discing/ Tractor</u>			
	A. Mowing	\$137.50	1	\$137.50
2	<u>Hand Labor</u>			
	A. Hours	\$23.00	5	\$115.00
	B.			
3	<u>Heavy Equipment Fees</u>			
	A. Backhoe Hourly Fee	\$ 75.00		\$0.00
	B. Dozer Hourly Fee	\$ 120.00		\$0.00
	C. Dump Truck Hourly Fee	\$ 123.00		\$0.00
	D. Loader Hourly Fee	\$ 131.00		\$0.00
	E. Vactor Hourly Fee	\$ 172.00		\$0.00
4	<u>Debris Remediation</u> (Includes chipping, grinding, and/or shredding)			
	A.			\$0.00
	B.			
5	<u>Administrative Fee</u> (failure to comply by deadline of notice)			
	A. per parcel	\$ 125.00	1	\$ 125.00
6	<u>Attorney Services</u> (when appropriate)			
	A. per hour	\$ 200.00		\$0.00
7	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
	A. Cost confirmation fee, per PC	\$ 275.00	1	\$ 275.00
8	<u>Miscellaneous Fees Per Parcel</u>			
	A. special inspection fee	\$ 50.00	1	\$ 50.00
	B. abatement lien	\$ 50.00	1	\$ 50.00
	D. release of abatement lien	\$ 75.00		\$0.00
	E. notary public	\$ 20.00		\$0.00
	F. file duplication fee	\$ 50.00		\$0.00
	G. unscheduled Labor per man hr	\$ 50.00		\$0.00
	H. unscheduled fees	(Reimbursement of cost)		
9	<u>Fees due to the City</u>			\$ 752.50

Schedule of Fees

Address: Empty Lot on 7th & Kate

APN: 013-087-18

Date: July 25, 2013

	<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1	<u>Discing/ Tractor</u>			
	A. Discing	\$137.50	1	\$ 137.50
2	<u>Hand Labor</u>			
	A. Labor Hours	\$23.00	6	\$138.00
	B. Removal of Rubish(per cubic yard	\$20.00	5	\$100.00
	C. Tires w/o Rims	\$9.47	15	\$142.05
3	<u>Heavy Equipment Fees</u>			
	A. Backhoe Hourly Fee	\$ 75.00		\$0.00
	B. Dozer Hourly Fee	\$ 120.00		\$0.00
	C. Dump Truck Hourly Fee	\$ 123.00		\$0.00
	D. Loader Hourly Fee	\$ 131.00		\$0.00
	E. Vactor Hourly Fee	\$ 172.00		\$0.00
4	<u>Debris Remediation</u> (Includes chipping, grinding, and/or shredding)			
	A.			\$0.00
	B.			
5	<u>Administrative Fee</u> (failure to comply by deadline of notice)			
	A. per parcel	\$ 125.00	1	\$ 125.00
6	<u>Attorney Services</u> (when appropriate)			
	A. per hour	\$ 200.00		\$0.00
7	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
	A. Cost confirmation fee, per parcel	\$ 275.00	1	\$ 275.00
8	<u>Miscellaneous Fees Per Parcel</u>			
	A. special inspection fee	\$ 50.00	1	\$ 50.00
	B. abatement lien	\$ 50.00	1	\$ 50.00
	D. release of abatement lien	\$ 75.00		\$0.00
	E. notary public	\$ 20.00		\$0.00
	F. file duplication fee	\$ 50.00		\$0.00
	G. unscheduled Labor per man hour	\$ 50.00		\$0.00
	H. unscheduled fees	(Reimbursement of cost)		
9	<u>Fees due to the City</u>			\$ 1,017.55

Schedule of Fees

Address: 796 Unida

APN: 013-255-06

Date: July 25, 2013

	<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1	<u>Discing/ Tractor</u>			
	A.			\$0.00
2	<u>Hand Labor</u>			
	A. Trash Removal	\$23.00	4.5	\$103.50
	B. Removal of Rubbish(per cubic yard)	\$20.00	5	\$100.00
	C.			
3	<u>Heavy Equipment Fees</u>			
	A. Backhoe Hourly Fee	\$ 75.00		\$0.00
	B. Dozer Hourly Fee	\$ 120.00		\$0.00
	C. Dump Truck Hourly Fee	\$ 123.00		\$0.00
	D. Loader Hourly Fee	\$ 131.00		\$0.00
	E. Vactor Hourly Fee	\$ 172.00		
4	<u>Debris Remediation (Includes chipping, grinding, and/or shredding)</u>			
	A.			\$0.00
	B.			
5	<u>Administrative Fee (failure to comply by deadline of notice)</u>			
	A. per parcel	\$ 125.00	1	\$125
6	<u>Attorney Services (when appropriate)</u>			
	A. per hour	\$ 200.00		\$0.00
7	<u>Assessment Fees (includes preparing reports, attending hearings, etc.)</u>			
	A. Cost confirmation fee, per parcel	\$ 275.00	1	\$275
8	<u>Miscellaneous Fees Per Parcel</u>			
	A. special inspection fee	\$ 50.00	1	\$50
	B. abatement lien	\$ 50.00	1	\$50
	D. release of abatement lien	\$ 75.00		\$0.00
	E. notary public	\$ 20.00		\$0.00
	F. file duplication fee	\$ 50.00		\$0.00
	G. unscheduled Labor per man hour	\$ 50.00		\$0.00
	H. unscheduled fees	(Reimbursement of cost)		
9	<u>Fees due to the City</u>		\$	703.50

Schedule of Fees

Address: Bass & 33

APN: 013-380-19S, 013-380-20S, 013-380-22S, 013-380-23S, 013-380-24S & 013-380-25S

Date: July 25, 2013

	<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1	<u>Discing/ Tractor</u>			
	A. Discing	\$137.50	1	\$137.50
	B. Additional Acres	\$55.00	11.04	\$607.20
2	<u>Hand Labor</u>			
	A. Labor Hours	\$23.00	6	\$138.00
3	<u>Heavy Equipment Fees</u>			
	A. Backhoe Hourly Fee	\$ 75.00		\$0.00
	B. Dozer Hourly Fee	\$ 120.00		\$0.00
	C. Dump Truck Hourly Fee	\$ 123.00		\$0.00
	D. Loader Hourly Fee	\$ 131.00		\$0.00
	E. Vactor Hourly Fee	\$ 172.00		
4	<u>Debris Remediation</u> (Includes chipping, grinding, and/or shredding)			
	A.			\$0.00
	B.			
5	<u>Administrative Fee</u> (failure to comply by deadline of notice)			
	A. per parcel	\$ 125.00	1	\$ 125.00
6	<u>Attorney Services</u> (when appropriate)			
	A. per hour	\$ 200.00		\$0.00
7	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
	A. Cost confirmation fee, per parcel	\$ 275.00	1	\$ 275.00
8	<u>Miscellaneous Fees Per Parcel</u>			
	A. special inspection fee	\$ 50.00	1	\$ 50.00
	B. abatement lien	\$ 50.00	1	\$ 50.00
	D. release of abatement lien	\$ 75.00		\$0.00
	E. notary public	\$ 20.00		\$0.00
	F. file duplication fee	\$ 50.00		\$0.00
	G. unscheduled Labor per man hour	\$ 50.00		\$0.00
	H. unscheduled fees	(Reimbursement of cost)		
9	<u>Fees due to the City</u>			\$ 1,382.70

Schedule of Fees

Address: Bass & 33

APN: 013-380-21S

Date: July 25, 2013

	<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1	<u>Discing/ Tractor</u>			
	A. Discing	\$137.50	1	\$ 137.50
	B. Additional Acres	\$55.00	1.37	\$ 75.35
2	<u>Hand Labor</u>			
	A. Labor Hours	\$23.00	2	\$46.00
3	<u>Heavy Equipment Fees</u>			
	A. Backhoe Hourly Fee	\$ 75.00		\$0.00
	B. Dozer Hourly Fee	\$ 120.00		\$0.00
	C. Dump Truck Hourly Fee	\$ 123.00		\$0.00
	D. Loader Hourly Fee	\$ 131.00		\$0.00
	E. Vactor Hourly Fee	\$ 172.00		\$0.00
4	<u>Debris Remediation (Includes chipping, grinding, and/or shredding)</u>			
	A.			\$0.00
	B.			\$0.00
5	<u>Administrative Fee (failure to comply by deadline of notice)</u>			
	A. per parcel	\$ 125.00	1	\$ 125.00
6	<u>Attorney Services (when appropriate)</u>			
	A. per hour	\$ 200.00		\$0.00
7	<u>Assessment Fees (includes preparing reports, attending hearings, etc.)</u>			
	A. Cost confirmation fee, per parcel	\$ 275.00	1	\$ 275.00
8	<u>Miscellaneous Fees Per Parcel</u>			
	A. special inspection fee	\$ 50.00	1	\$ 50.00
	B. abatement lien	\$ 50.00	1	\$ 50.00
	D. release of abatement lien	\$ 75.00		\$0.00
	E. notary public	\$ 20.00		\$0.00
	F. file duplication fee	\$ 50.00		\$0.00
	G. unscheduled Labor per man hour	\$ 50.00		\$0.00
	H. unscheduled fees (Reimbursement of cost)			\$0.00
9	<u>Fees due to the City</u>			\$ 758.85

Schedule of Fees

Address: Bass & 33

APN: 013-380-18S

Date: July 25, 2013

	<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>		<u>Total Cost</u>
1	<u>Discing/ Tractor</u>				
	A. Discing	\$137.50	1	\$	137.50
	B. Additional Acres	\$55.00	0.49	\$	26.95
2	<u>Hand Labor</u>				
	A. Labor Hours	\$23.00	1		\$23.00
3	<u>Heavy Equipment Fees</u>				
	A. Backhoe Hourly Fee	\$ 75.00			\$0.00
	B. Dozer Hourly Fee	\$ 120.00			\$0.00
	C. Dump Truck Hourly Fee	\$ 123.00			\$0.00
	D. Loader Hourly Fee	\$ 131.00			\$0.00
	E. Vactor Hourly Fee	\$ 172.00			\$0.00
4	<u>Debris Remediation (Includes chipping, grinding, and/or shredding)</u>				
	A.				\$0.00
	B.				
5	<u>Administrative Fee (failure to comply by deadline of notice)</u>				
	A. per parcel	\$ 125.00	1	\$	125.00
6	<u>Attorney Services (when appropriate)</u>				
	A. per hour	\$ 200.00			\$0.00
7	<u>Assessment Fees (includes preparing reports, attending hearings, etc.)</u>				
	A. Cost confirmation fee, per parcel	\$ 275.00	1	\$	275.00
8	<u>Miscellaneous Fees Per Parcel</u>				
	A. special inspection fee	\$ 50.00	1	\$	50.00
	B. abatement lien	\$ 50.00	1	\$	50.00
	D. release of abatement lien	\$ 75.00			\$0.00
	E. notary public	\$ 20.00			\$0.00
	F. file duplication fee	\$ 50.00			\$0.00
	G. unscheduled Labor per man hour	\$ 50.00			\$0.00
	H. unscheduled fees	(Reimbursement of cost)			
9	<u>Fees due to the City</u>			\$	687.45

Schedule of Fees

Address: 1867 9th St

APN: 013-232-21

Date: July 25, 2013

<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1 Discing/ Tractor			
A. Discing	\$137.50	1	\$137.50
2 Hand Labor			
A. Removal of Rubbish	\$20.00	9	\$180.00
B. Labor Hours	\$23.00	10	\$230.00
C. Tires	\$9.47	4	\$37.88
3 Heavy Equipment Fees			
A. Backhoe Hourly Fee	\$ 75.00		\$0.00
B. Dozer Hourly Fee	\$ 120.00		\$0.00
C. Dump Truck Hourly Fee	\$ 123.00		\$0.00
D. Loader Hourly Fee	\$ 131.00		\$0.00
E. Vactor Hourly Fee	\$ 172.00		\$0.00
4 Debris Remediation (Includes chipping, grinding, and/or shredding)			
A.			
5 Administrative Fee (failure to comply by deadline of notice)			
A. per parcel	\$125.00	1	\$125.00
*Admin. fee reduced due to reasonably borne cost decrease in staff time			
6 Attorney Services (when appropriate)			
A. per hour	\$200.00		\$0.00
7 Assessment Fees (includes preparing reports, attending hearings, etc.)			
A. Cost confirmation fee, per parcel	\$275.00	1	\$275.00
8 Miscellaneous Fees Per Parcel			
A. special inspection fee	\$50.00	1	\$50.00
B. abatement lien	\$50.00	1	\$50.00
D. release of abatement lien	\$75.00		\$0.00
E. notary public	\$20.00		\$0.00
F. file duplication fee	\$50.00		\$0.00
G. unscheduled Labor per man hr.	\$50.00		\$0.00
H. unscheduled fees	(Reimbursement of cost)		
9 Fees due to the City			\$1,085.38

Schedule of Fees

Address: 806 Lolita St

APN: 013-117-18

Date: July 25, 2013

<u>Service</u>	<u>Cost Per Unit</u>	<u>Quantity</u>	<u>Total Cost</u>
1 Discing/Tractor			
A.	-		\$0.00
2 Hand Labor			
A.	-		\$0.00
B.	-		\$0.00
3 Equipment Fees			
A. Bolts, Lockwasher, Nuts	\$366.21	1	\$366.21
B. Dump Truck Hourly Fee (40Y)	\$35.00	1	\$35.00
C. Dump Truck Hourly Fee (40Y)	\$50.00	2.58	\$129.00
4 Debris Remediation (Includes chipping, grinding, and/or shredding)			
A.			\$0.00
B.			
5 Administrative Fee (failure to comply by deadline of notice)			
A. per parcel	\$125.00		\$125.00
6 Attorney Services (when appropriate)			
A. per hour	\$200.00		\$0.00
7 Assessment Fees (includes preparing reports, attending hearings, etc.)			
A. Cost confirmation fee, per parcel	\$275.00	1	\$275.00
8 Miscellaneous Fees Per Parcel			
A. special inspection fee	\$50.00	1	\$50.00
B. abatement lien	\$50.00	1	\$50.00
D. release of abatement lien	\$75.00		\$0.00
E. notary public	\$20.00		\$0.00
F. file duplication fee	\$50.00		\$0.00
G. unscheduled Labor per man hr.	\$50.00		\$0.00
H. unscheduled fees	(Reimbursement of cost)		
9 Fees due to the City			\$1,030.21

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
AUTHORIZING THE PLACEMENT OF
SPECIAL ASSESSMENTS ON THE
2014/2015 TAX ROLL FOR 2012/2013
NUISANCE ABATEMENT COSTS

RESOLUTION NO. 13-23

WHEREAS, the City of Mendota pursuant to Mendota Municipal Code Chapter 8.20 served due process to property owners to abate nuisances on their properties; and

WHEREAS, weed abatement notices were posted and mailed certified return receipt requested to all property owners; and

WHEREAS, the property owners failed to abate nuisances on their properties after receiving notice by the City to do so; and

WHEREAS, the City thereafter forcibly abated the respective nuisances, which entitles the City to reimbursement for said costs; and

WHEREAS, the notices were given to the property owners that they could protest or object to the Cost Report and Account to the City Council at a public hearing held on September 24, 2013; and

WHEREAS, the City Council of the City of Mendota conducted said public hearing on September 24, 2013 and, by motion, continued the hearing to the October 8, 2013 regular City Council Meeting and, upon conclusion of the hearing, by motion allowed or overruled any or all objections; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Mendota, hereby approves the following costs (as reflected in the Cost Report & Account) attached hereto as Exhibit "A" and authorizes the placement of the expense of said abatement on the tax roll (Tax Code 6657) of each individual parcel as an assessment to be collected on the annual tax assessment bill as follows:

<u>APN</u>	<u>FEE</u>
013-132-12	\$ 795.88
013-222-02	\$ 864.00
013-102-20	\$ 762.35

<u>APN</u>	<u>FEE</u>
013-201-13	\$ 374.44
013-201-14	\$ 332.04
013-226-05	\$1,047.50
013-402-04S	\$ 188.12
013-402-05S	\$ 188.12
013-402-06S	\$ 188.12
013-402-07S	\$ 188.12
013-087-18	\$1,017.55
013-255-06	\$ 703.50
013-380-19S	\$ 212.14
013-380-20S	\$ 648.16
013-380-22S	\$ 210.02
013-380-23S	\$ 102.34
013-380-24S	\$ 103.40
013-380-25S	\$106.60
013-380-21S	\$ 758.85
013-380-18S	\$ 687.45
013-232-21	\$1,085.38
013-117-18	\$1,030.21

THEREFORE, BE IT FURTHER RESOLVED, that the abated weeds, grasses, dead trees, dead shrubs and waste matter constitute a public nuisance and on that basis was abated by the City in accordance with Chapter 8.20 of the Mendota Municipal Code.

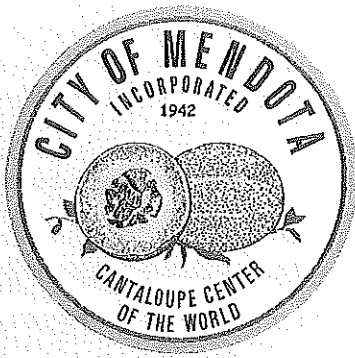
Robert Silva, Mayor

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 8th day of October, 2013 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

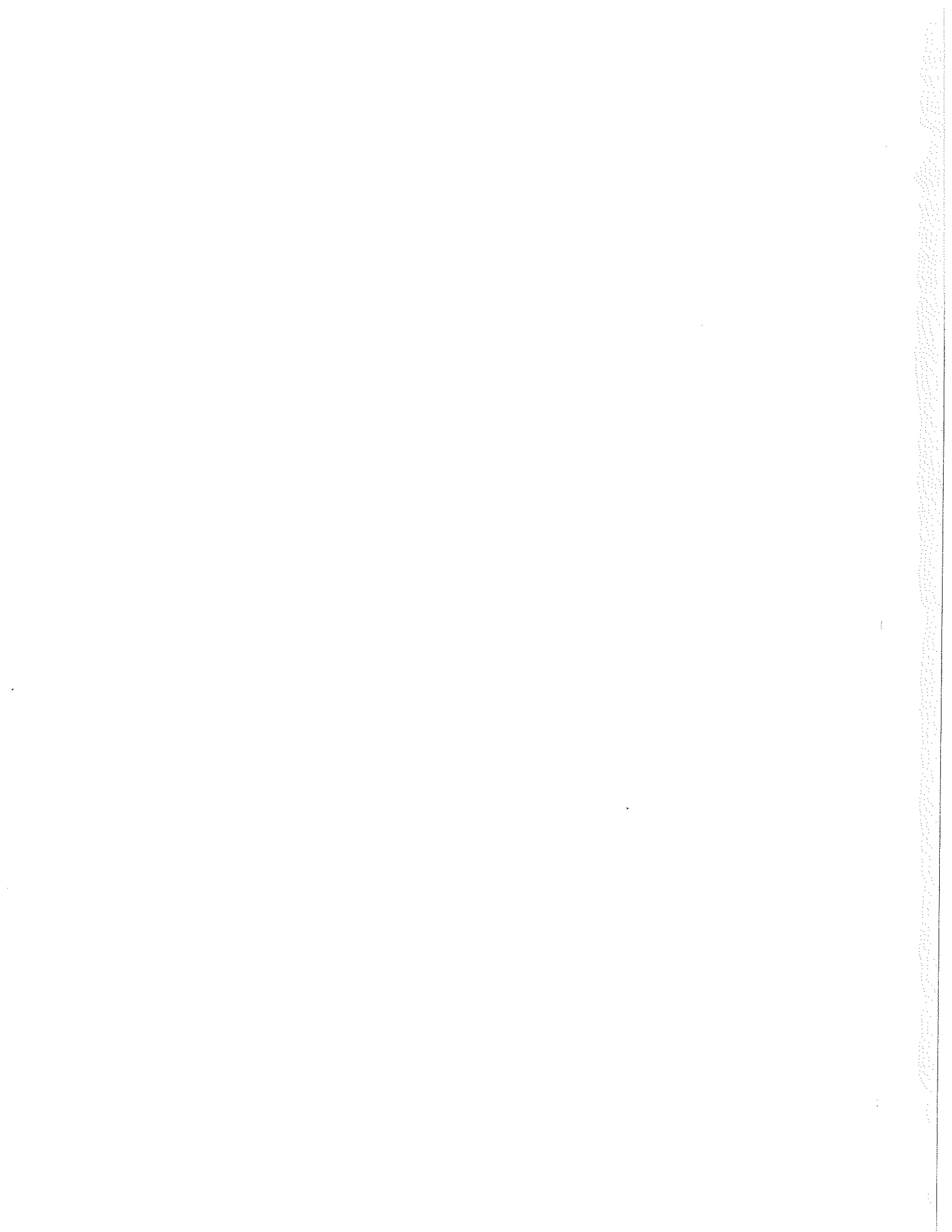
Matt Flood, City Clerk



PROCLAMATIONS

CITY OF MENDOTA
INCORPORATED
1942





City of Mendota
Proclamation to the Citizens of
Mendota, California

Proclamation 13-12

Declaring the week of October 20th-26th, 2013
“Freedom From Workplace Bullies Week”

WHEREAS, the City Council of the City of Mendota unequivocally decrees that every human being deserves the right to an environment in which their mental, emotional, and physical well-being is protected and preserved; and

WHEREAS, the City of Mendota has a special interest in promoting the social and economic well-being of its employees and citizens; and

WHEREAS, that well-being depends upon the existence of healthy and productive employees working in safe and abuse-free environments; and

WHEREAS, research has documented the stress-related health consequences for individuals caused by exposure to abusive work environments; and

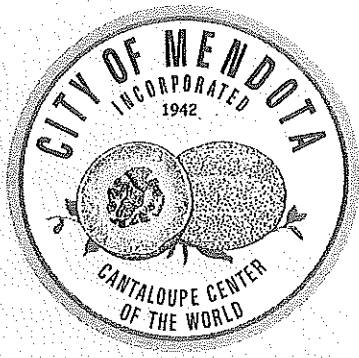
WHEREAS, abusive work environments can create costly consequences for employers, including reduced productivity, absenteeism, turnover, employee health-related expenses and, if left unchecked, costly litigation; and

WHEREAS, protection from abusive work environments should apply to every worker, and not be limited to legally protected class status based only on race, color, gender, national origin, age, or disability;

NOW, THEREFORE, the City Council of the City of Mendota does hereby proclaim the Week of October 20th – 26th, 2013 “Freedom From Workplace Bullies Week”.

Robert Silba, Mayor

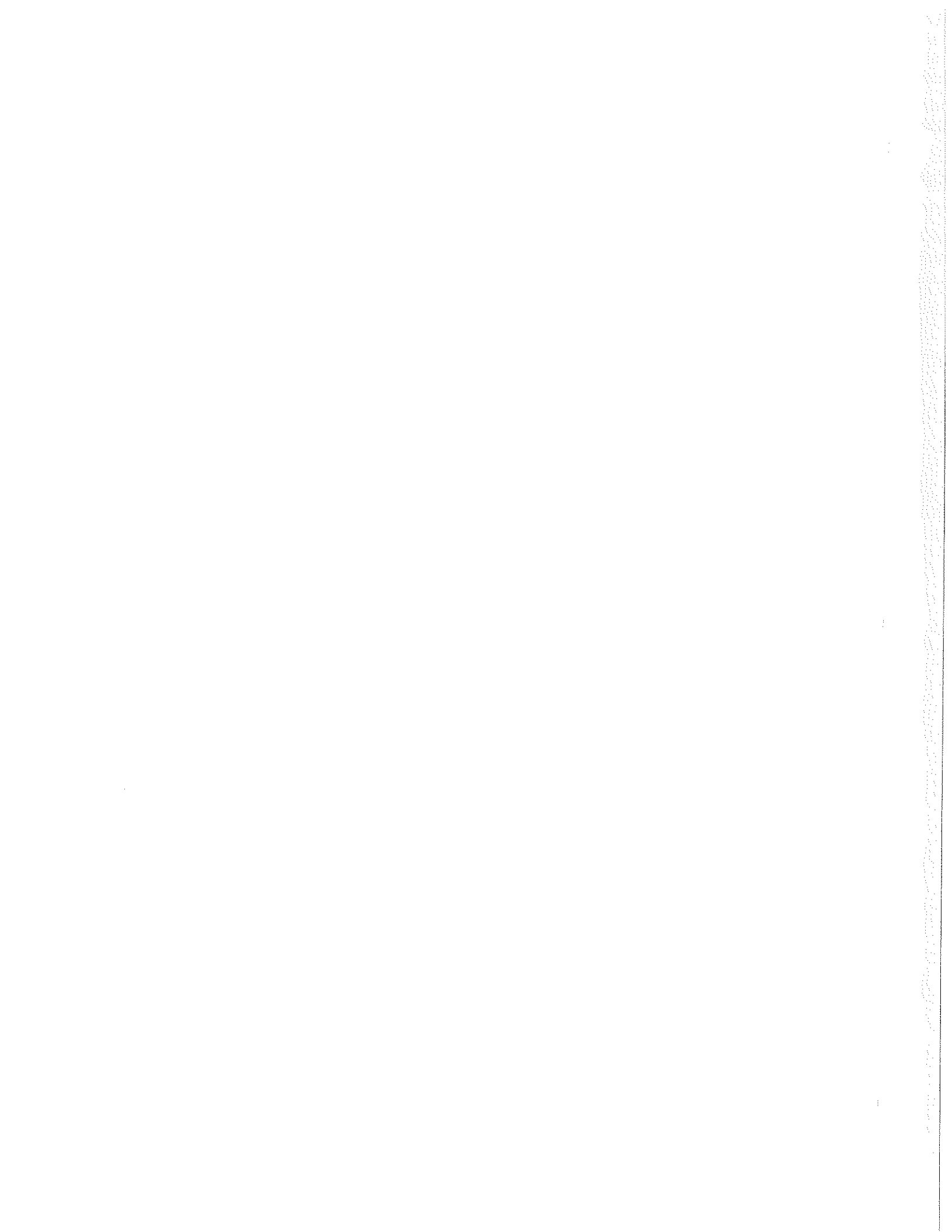




APPROVAL OF MINUTES

CITY OF ME
INCORPORATED
1942





**MINUTES OF MENDOTA
REGULAR CITY COUNCIL MEETING**

Regular Meeting **Tuesday September 24, 2013**

Meeting called to order by Mayor Robert 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 (6:01 p.m.), and Sergio Valdez.**

Council Members Absent: **None.**

Flag Salute led by Councilor S. Leo Capuchino

FINALIZE THE AGENDA

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

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

PUBLIC HEARING

1. Council take public comment and adopt **Resolution No. 13-23:** A Resolution of the City Council of the City of Mendota in the matter of authorizing the placement of special assessments on the 2014/2015 tax roll for the 2012/2013 nuisance abatement costs. [City Clerk, Flood]

Mayor Silva introduced the item and City Clerk Flood reported that the City carried out weed abatements on properties that did not clean up their properties; explained the notices provided to these property owners consistent with the Mendota Municipal Code (MMC); the process of allowing property owners to pay any costs incurred by the City; of having the cost added to their property tax bill; and the total cost to abate the 22 parcels that are currently up for consideration.

Discussion was held on the cost charged by the contractors to abate parcels; the opportunity property owners had to pay for their abatement before a lien is put on their property; the notices sent to property owners and how it is determined to which



addresses those notices are sent; the ability of the property owners to appeal and be heard regarding action taken on their property; details on the private contractor used to perform the abatements; and the duty of the City to protect the health and safety of its residents.

At 6:16 p.m. Mayor Silva opened the hearing to the public.

Joe Wu (Turlock, CA) – represents Sun Vista LLC and owns one of the properties that was abated. Mr. Wu stated that there is one empty lot left from the subdivision he built; that he had various materials that he was planning on using or cleaning up; claimed the City abated the property two days before the date that he was told it would happen; and sent the City an invoice for the damage caused on his property when it was abated.

Discussion was held on the specific notices that Mr. Wu received.

City Attorney Boranian stated that she has reviewed the process that the City uses to carry out these abatements and that it is legally acceptable.

Fernando Gomez (606 Naples) – asked who authorized the abatements; claimed that only the Fire Department can authorize abatement; and cited City correspondence from 2006 that does not allow anyone to go on private property without a warrant.

Discussion was held on the different changes in law that could have come about since 2006.

Joe Gomez (2033 7th Street) – stated that weed nuisances are a minor issue and that he saw one of the City Yards from a second story staircase at a nearby apartments and that it was not clean.

Sandra Hernandez (796 Unida) – stated that code enforcement went to her house; there are \$300 worth of charges from cleaning the nuisance at her property; and that she wishes to appeal the charges.

Discussion was held on the possibility of a waiving of fees for these abatements being perceived as a gift of public funds.

At 6:59 p.m. Mayor Silva closed the hearing to the public.

Discussion was held on being more accurate in the execution of the process, especially documentation; making sure code enforcement is following up with the contractor; how much the contractor charges for their services and if it is the best deal for the City; the possibility of getting a new contractor; improving the weed abatement process overall; the importance of creating an accurate report; and the need to have the contractor present for the meeting.

A motion was made by Councilor Capuchino to continue the public hearing to the



October 8th Council Meeting so that staff can compile more information, seconded by Councilor Riofrio; unanimously approved (5 ayes).

PRESENTATIONS

1. Ivette Rodriguez of Mid Valley Disposal to provide the 1st Quarter update on recycling and waste management.

Ms. Rodriguez reported to the Council on recent residential waste assessments; commercial site visits in the business community, including multi-family residential units; the tonnage report from the spring community clean-up; the City's recent increase in the diversion of recyclable material from landfills; the upcoming household hazardous waste event; and other updates concerning waste management within the City.

Discussion was held on illegal dumping and how to address it.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the Regular City Council Meeting of September 10, 2013 and the Special Meetings of September 6, 2013 and September 12, 2013.
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

A motion for approval was made by Councilor Riofrio, seconded by Councilor Capuchino; unanimously approved (5 ayes).

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.

Joe Gomez (2033 7th Street) – claimed that he was charged by the City for weed abatement services that were not provided; wishes to contest the lien on his property; and complained about impartiality in applying the laws related to truck parking on 7th Street.

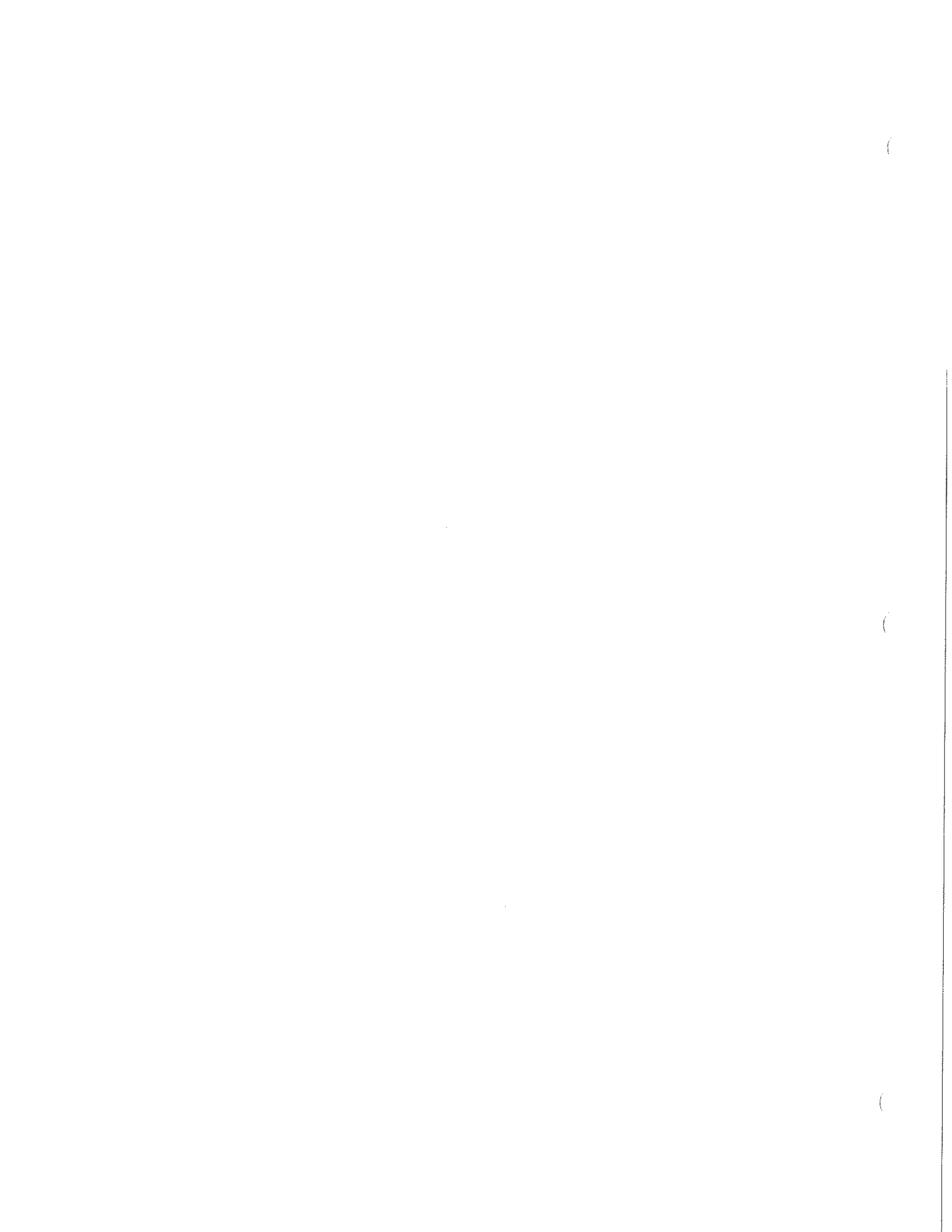
CONSENT CALENDAR

1. SEPTEMBER 5, 2013 THROUGH SEPTEMBER 19, 2013
WARRANT LIST CHECKS NO. 36763 THRU 36822
TOTAL FOR COUNCIL APPROVAL = \$259,479.67

Minutes of Regular City Council

3

9/24/2013



2. Council adopt **Resolution No. 13-29**: reaffirming support for the Safe, Clean and Reliable Drinking Water Supply Act of 2010 and the importance of above-ground water storage, delta improvements and regional water infrastructure.

A question was asked, related to warrant number 36776 of the warrant list, about the lifespan, fitting for employees, and function of body armor for the Police Department.

Mayor Silva summarized the importance of supporting the initiative sponsored by the Fresno COG related to creating a sustainable water supply.

A motion to approve the Consent Calendar was made by Councilor Riofrio, seconded by Councilor Valdez; unanimously approved (5 ayes).

BUSINESS

1. Council discussion and consideration to authorize the creation of a new Finance Administrative Supervisor position and amend the Personnel Allocation (PA) included in the Fiscal Year 2013/2014 Budget to reflect the new position.
[Director of Support Operations, Johnson]

Mayor Silva introduced the item and Director of Support Operations Johnson reported on the current staffing levels of the finance department; the need for a mid-level management position within the department; the specific elements of the proposal to implement such a position; and the tasks that the individual in that position would perform, their supervisory responsibilities, and their compensation.

Discussion was held on the compensation level for that position and how the specific qualifications of an individual vying for that job would affect it; the details of the tasks that a person newly hired in that position would carry out; and the annual evaluation of that individual and how that would fit into their salary step increases.

A motion to approve the item was made by Councilor Riofrio, seconded by Councilor Valdez; unanimously approved (5 ayes).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. City Manager

City Manager Atkins reported on a regional Cal-Grip grant that the City did not make the deadline for; the audit that the Designated Local Authority (DLA) is going through at the present time; and thanked the Council for being allowed to spend almost 7 years working at the City of Mendota.

Discussion was held on the miscommunication that led to the City not being able to apply for the grant; and the work that City Manager Atkins has done through the years.



2. Public Works
a) Monthly Report

Director of Public Works Gonzalez reported on the completion of road striping, the Safe Routes to School project; work done on city-owned parks and facilities; the possibility of getting more shrubs at Rojas-Pierce Park, 7th Street, and Oller Avenue; the repairing of flower barrels on 7th Street; the purchase of a new animal freezer; and a recent purchase of fuel.

Discussion was held on the drip irrigation system at Rojas-Pierce Park; the possibility of acquiring trees from Tree Fresno; saving fuel using electric carts; appealing the violation of a fuel burner at the public works yard given by the air district; the accumulation of dirt, leaves, and other debris and that these are affecting the drain inlets; the progress on getting a new street sweeper; the replacement of trees on 7th Street; and the problem related to people living in abandoned housing.

3. Public Utilities
a) Monthly Report

Director of Public Utilities Demmers summarized his report and gave information on the recent fluctuation in water pressure.

Discussion was held over the recent inappropriate treatment of employees by the Firebaugh Fire Chief; the upcoming Smoot Sorensen, McCabe project; traffic flow at the proposed new elementary school; a survey crew that was recently working in Mendota; and the problems that can arise at Bass Avenue and 2nd Street once the new elementary school is built.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)

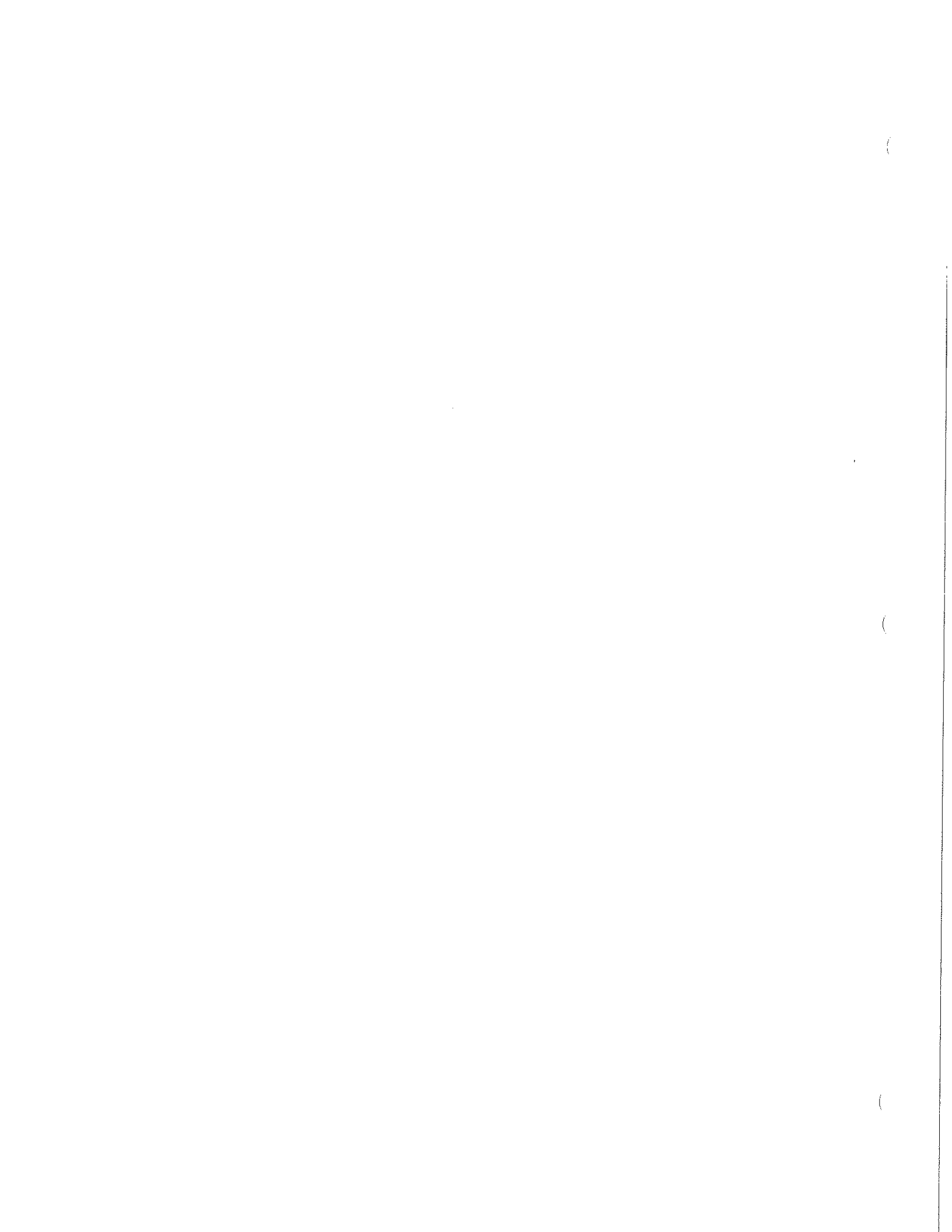
Councilor Riofrio reported on a recent lobbying trip he made to the California Public Utilities Commission to support PG&E's proposed Enhanced Economic Development rate.

Mayor Pro Tem Amador reported on the upcoming Driver Awareness Event and invited all to come out and participate.

Councilor Capuchino reported on the League of California Cities (LOCC) annual conference and the different sessions that were attended by the Council.

2. Mayor

Mayor Silva gave information on the DLA and its recent activity; summarized other



activities at the LOCC conference; a recent food giveaway in Mendota; and the possibility of working with Lee Ayers from Tree Fresno.

CLOSED SESSION

1. Pursuant to Government Code 54957(b)(1)
Public employee Discipline/Dismissal/Release

At 8:54 p.m. the Council went into closed session, minus the presence of Mayor Pro Tem Amador.

At 9:25 p.m. Mayor Silva reconvened the Council to Open Session and City Attorney Boranian stated that in regards to item 1, no reportable action was taken.

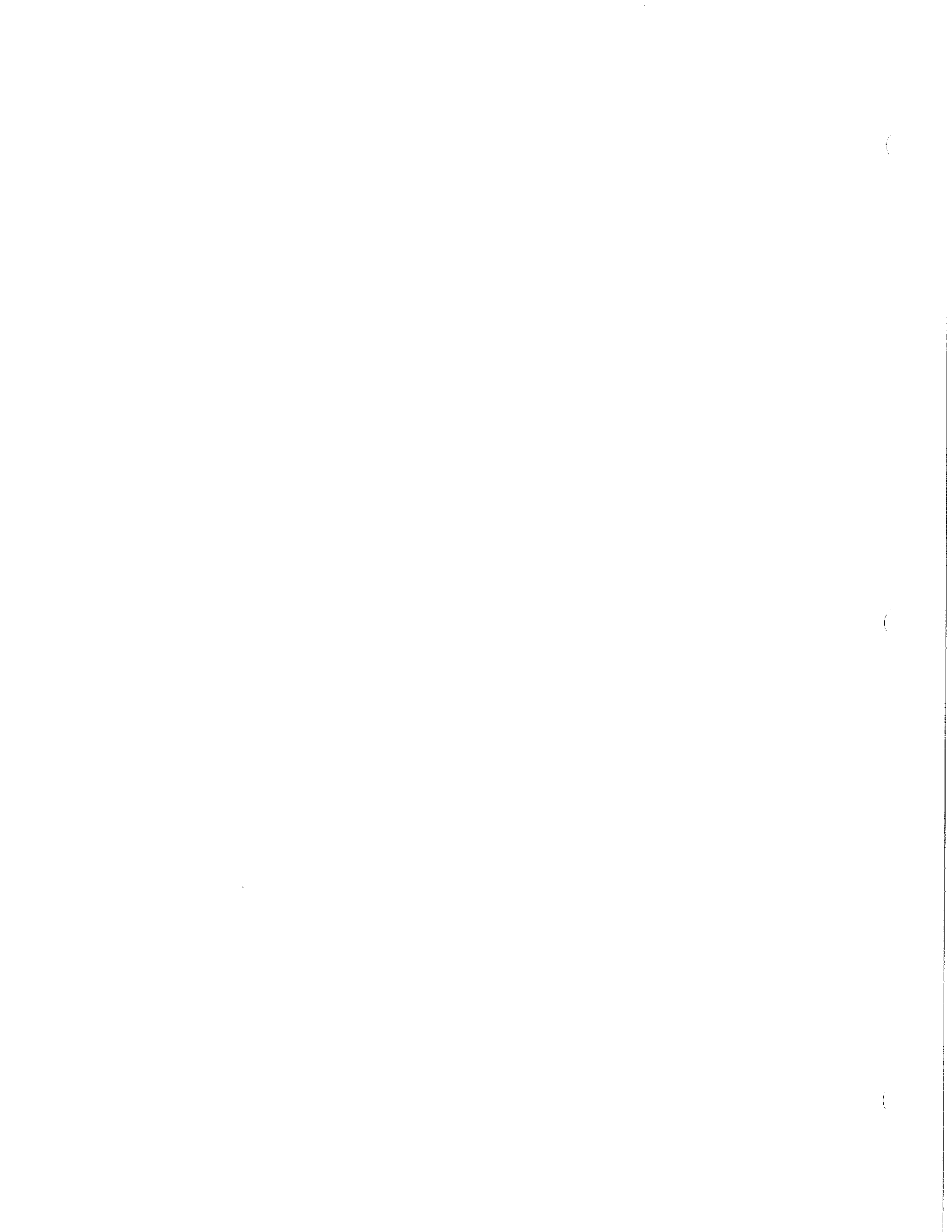
ADJOURNMENT

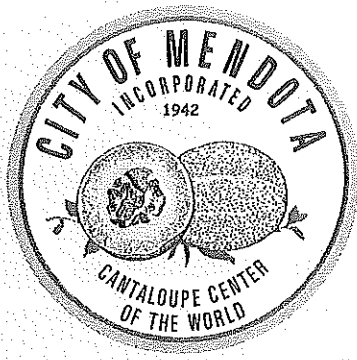
At the hour of 9:26 p.m., with no more business to be brought before the Council, a motion for adjournment was made by Councilor Valdez, seconded by Councilor Capuchino; unanimously approved (4 ayes; absent: Amador).

Robert Silva, Mayor

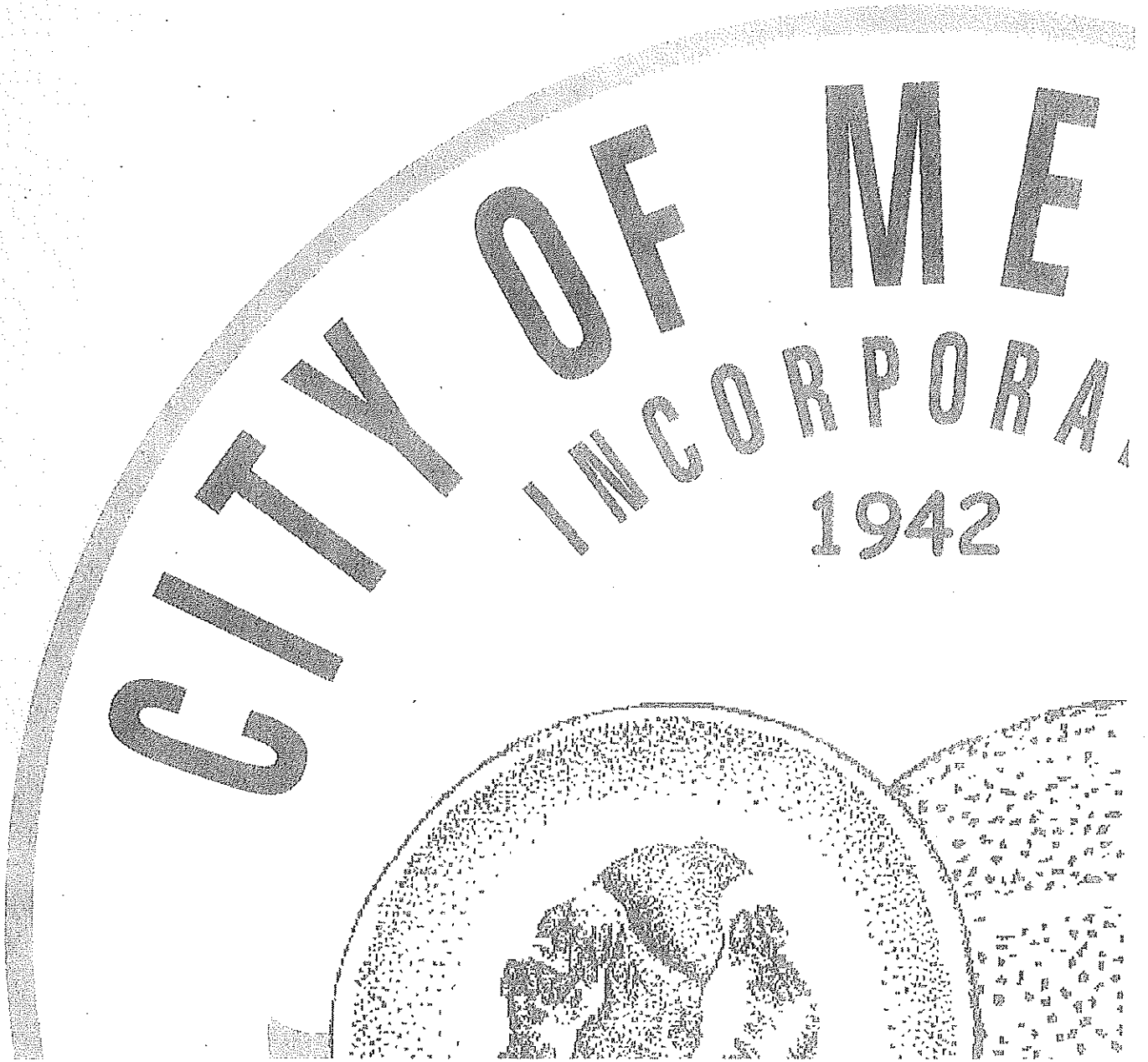
ATTEST:

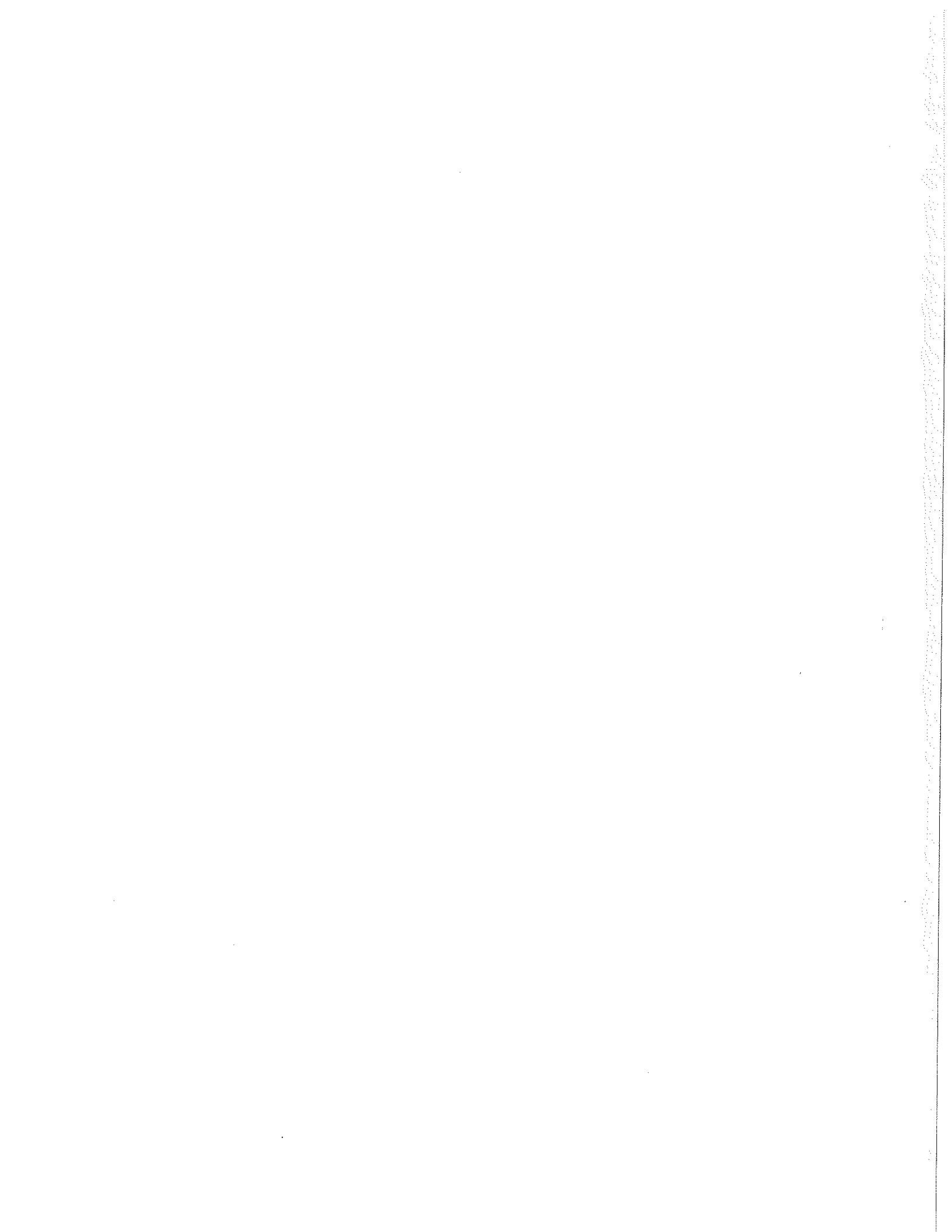
Matt Flood, City Clerk





CONSENT CALENDAR





CITY OF WYDOTA
 CASH DISBURSEMENTS
 9/24/2013, 9/24/2013
 Check # 36823-36900

Date	Check #	Amount	Vendor	Department	Description
September 24, 2013	36823	80,685.00	WEST AMERICA BANK	GENERAL	PAYROLL TRANSFER: 9/9/13 THRU 9/22/13
September 24, 2013	36824	16,376.00	AETNA LIFE INSURANCE COMPANY	GENERAL	MEDICAL INSURANCE FOR THE MONTH OF OCTOBER 2013
September 24, 2013	36825	806.04	FERGUSON ENTERPRISES, INC./GROENIER & COMPANY	WATER	SUPPLIES FOR WATER TIE IN: BRASS 600#, BALL VALVE, FLANGE TAP, GALV. M.BUSH, PVC WEDGE RESTRAINT GLAND, GASKET
September 24, 2013	36826	1,597.18	MUTUAL OF OMAHA POLICY HOLDER SERVICES	GENERAL	LIFE/AD&D/LONG & SHORT TERM DISABILITY INSURANCE: OCTOBER 2013
September 24, 2013	36827	3,356.30	PREMIER ACCESS INSURANCE	GENERAL	DENTAL INSURANCE: OCTOBER 2013
September 24, 2013	36828	2,039.98	PURCHASE POWER	GENERAL-WATER-SEWER	POSTAGE/METER REFILLS: 9/5/13 & 9/12/13
October 1, 2013	36829	5,810.00	ADMINISTRATIVE SOLUTIONS, INC.	GENERAL	ADMINISTRATIVE MEDICAL FEES FOR THE MONTH OF OCTOBER 2013 (ASD) AND SELF FUNDED MEDICAL CLAIM DEPOSIT
October 1, 2013	36830	1,011.95	AUTOMATED OFFICE SYSTEMS	GENERAL-WATER-SEWER	CITY HALL & POLICE DEPT. MAINTENANCE CONTRACT FOR COPIERS FOR AUGUST 2013 AND CITY YARD COPIER: 6/1/13-8/31/13
October 1, 2013	36831	388.96	AQUA NATURAL SOLUTIONS	SEWER	(12)-MICROBE LIFT INDUSTRIAL BLEND (LOZANO LIFT STATION)
October 1, 2013	36832	38.94	BEST UNIFORMS	GENERAL	(2)-TRAFFIC TEMPLATES (PD)
October 1, 2013	36833	909.00	B&K ASSOCIATES	WATER-SEWER	WATER AND SEWER LAB ANALYSIS
October 1, 2013	36834	39,207.00	CENTRAL SAN JOAQUIN VALLEY RISK MANAGEMENT AUTHORITY	GENERAL	2013/2014 2ND QUARTER DEPOSITS (WORKER'S COMPENSATION, BUSINESS TRAVEL ACCIDENT AND LIABILITY PROGRAMS)
October 1, 2013	36835	228.00	HOFFMAN ELECTRONIC SYSTEM	GENERAL	MONTHLY ALARM SECURITY SERVICES FOR EDD AND DMV: OCTOBER, NOVEMBER AND DECEMBER 2013
October 1, 2013	36836	625.52	CORBIN WILLIAMS SYSTEMS	GENERAL-WATER-SEWER	ENHANCEMENT AND SERVICE FEES FOR MOMS SOFTWARE: OCTOBER 2013
October 1, 2013	36837	252.04	DATAMATIC, LTD.	WATER	HAND HELD METER READER MAINTENANCE: OCTOBER 2013
October 1, 2013	36838	700.00	DEPARTMENT OF JUSTICE ACCOUNTING OFFICE	GENERAL	BLOOD ALCOHOL ANALYSIS: 7/24/13-8/22/13 (PD)
October 1, 2013	36839	914.00	ECONOMIC DEVELOPMENT CORPORATION	GENERAL	CITY SHARE OF ENTERPRISE ZONE: 7/1/13-12/31/13
October 1, 2013	36840	721.31	EWING, FRESNO	GENERAL	SUPPLIES FOR PARK: BEST EVERGREEN FERTILIZER, 15-15-15 TRIPLE PRO. GRASS SEED, SPRINKLER RISER EXTENSIONS
October 1, 2013	36841	20.00	FLORES, AURELIO	GENERAL	EXPENSE Reimbursement 4.88 GLS OF FUEL (PD)
October 1, 2013	36842	96.00	FRESNO COUNTY SHERIFF	GENERAL	PRISONER PROCESSING SERVICES: AUGUST 2013
October 1, 2013	36843	108.23	GALVIN, GERALD	GENERAL	EMPLOYEE EXPENSE REIMBURSEMENT: (1)-COMMEMORATIVE PLAQUE FOR PD OFFICER
October 1, 2013	36844	351.64	HARDWARE DISTRIBUTION	STREETS	PARTS FOR STRIPING MACHINE: FILTERS, HOSE, GRACO TIPS, AND TIP GUARDS
October 1, 2013	36845	120.00	KERWEST INC.	GENERAL	LEGAL ADVERTISING: 2013 WEED ABATEMENT COSTS
October 1, 2013	36846	1,063.34	L.G ELECTRIC	STREETS-GENERAL	REPAIRS EXTERIOR LIGHTS AT PD AND STREET LIGHTS AT THROUGHOUT TOWN
October 1, 2013	36847	468.64	PAMSCO	GENERAL	(2)-FIXTURES FOR PARKS LAVATORIES (ROJAS-PIERCE PARK)

CITY OF WIENDOTA
 CASH DISBURSEMENTS
 9/24/2013 -10/4/2013
 Check # 36823-36900

October 1, 2013	36848	280.00	PARAGON PARTNERS LTD	STREETS	PROFESSIONAL SERVICES RENDERED: 8/1/13-8/31/13 (DERRICK AND 7TH AVENUE)
October 1, 2013	36849	18,529.99	PROVOST AND FRITCHARD	GENERAL-SEWER-STREETS-WATER	ENGINEERING RETAINER FOR AUGUST 2013, DESIGN & BOUNDARIES FOR SMOOT, SORENSON & MC CABE, AND PLANNING APPLS.
October 1, 2013	36850	72.60	OSCAR RIVAS	GENERAL	EMPLOYEE EXPENSE REIMBURSEMENT: PIG TAIL CONNECTION UNIT# M81 (PD)
October 1, 2013	36851	298.88	UNION PACIFIC RAILROAD CO.	STREETS	ENCROACHMENT PUBLIC ROADWAY FOR OCTOBER 2013
October 1, 2013	36852	225.00	TECHMASTER PEST MANAGEMENT	GENERAL-WATER-SEWER	PEST CONTROL SERVICES: CITY HALL, DMV, YOUTH CENTER, SENIOR & COMMUNITY CENTER, WATER PLANT AND PD
October 1, 2013	36853	150.00	UNITED HEALTH CENTERS	GENERAL-WATER	PRE-EMPLOYMENT PHYSICAL (2-EMPLOYEES) PW
October 1, 2013	36854	149.00	UNWIRED BROADBAND, INC.	GENERAL-WATER-SEWER	WIRELESS INTERNET SERVICE: OCTOBER 2013
October 1, 2013	36855	75.02	VALLEY PIPE & SUPPLY INC.	WATER	(5)- 1X2-5/8 METER COUPLING
October 1, 2013	36856	404.80	VETERINARY MEDICAL CENTER	GENERAL	ANIMAL CONTROL SERVICES (22-STRAY DOGS)
October 1, 2013	36857	273.38	ZEE MEDICAL SERVICES	GENERAL-WATER-SEWER	FIRST AID KIT SUPPLIES: WATER PLANT & CITY YARD
October 1, 2013	36858	97.40	ACE TROPHY SHOP	GENERAL-WATER-SEWER	(1)-PLAQUE, CM AND (3)-NAME PLATES (INTERIM CM, PUBLIC WORK DIRECTOR AND PUBLIC UTILITIES DIRECTOR)
October 1, 2013	36859	595.24	AMARK TEE SHIRTS	DRIVER AWARENESS	(100) T-SHIRTS FOR 18TH ANNUAL DRIVER AWARENESS EVENT 2013
October 1, 2013	36860	55.00	GONZALEZ TOWING AND AUTO DISMANTLING	GENERAL-STREETS	(1)-TIRE REPAIR UNIT#15 AND (2)-TIRE ROTATION DISMOUNT/AMOUNT & BALANCE UNIT# 18
October 1, 2013	36861	150.00	LORENA OBEZO	DRIVER AWARENESS	DJ SERVICES FOR 18TH ANNUAL DRIVER AWARENESS EVENT 2013
October 1, 2013	36862	80.79	OFFICE DEPOT	GENERAL-WATER-SEWER	(1)-BLACK TONER CARTRIDGE (FINANCE OFFICER'S PRINTER)
October 1, 2013	36863	256.50	PITNEY BOWES	GENERAL-WATER-SEWER	POSTAGE METER RENTAL FEE: 7/1/13-9/30/13 AND POSTAGE METER REFILL CHARGE
October 1, 2013	36864	25.00	RAMONS TIRE & AUTO SERVICE	GENERAL-SEWER-STREETS	TIRE REPAIR & WHEEL BALANCE UNIT# 4
October 1, 2013	36865	75.00	JUAN ANGEL SALINAS	DRIVER AWARENESS	MASTER OF CEREMONY FOR 18TH DRIVER AWARENESS EVENT 2013
October 1, 2013	36866	1,478.40	THE FRESNO BEE	STREETS	PUBLIC NOTICE: REQUEST FOR BIDS FOR SMOOT, SORENSON AND MC CABE STREET PROJECT
October 1, 2013	36867	300.00	WAL-MART	DRIVER AWARENESS	BICYCLES AND RAFFLE PRIZES FOR 18TH DRIVER AWARENESS EVENT 2013
October 1, 2013	36868	80.85	ALFARO, JUAN DE DIOS	WATER	CUSTOMER UTILITY REFUND (ALF0029)
October 1, 2013	36869	49.02	CRUZ, MENIVAR GUILLERMO	WATER	CUSTOMER UTILITY REFUND (GRU0035)
October 1, 2013	36870	150.00	FLORES HERNANDEZ, JOSE	WATER	CUSTOMER UTILITY REFUND (FLO0043)
October 1, 2013	36871	3.82	FERNANDEZ, JORGE	WATER	CUSTOMER UTILITY REFUND (FER0008)
October 1, 2013	36872	55.30	GOMEZ, DINORA	WATER	CUSTOMER UTILITY REFUND (GOM0104)
October 1, 2013	36873	56.55	G & B DEVELOPMENT, I.L.C.	WATER	CUSTOMER UTILITY REFUND (G&B0001)
October 1, 2013	36874	117.28	GUZMAN, MARIA YSABEL	WATER	CUSTOMER UTILITY REFUND (GUZ0010)

CITY OF MENDOTA
 CASH DISBURSEMENTS
 9/24/2013 - 10/4/2013
 Check # 36823-36900

October 1, 2013	36875	77.50	LAINES, LUCAS	WATER	CUSTOMER UTILITY REFUND (LA10004)
October 1, 2013	36876	94.41	LEDESMA, JOSE	WATER	CUSTOMER UTILITY REFUND (LED0002)
October 1, 2013	36877	39.05	M.C. REAL ESTATE CORP.	WATER	CUSTOMER UTILITY REFUND (MCR0001)
October 1, 2013	36878	33.62	RANSOM, RICHARD MATTHEW	WATER	CUSTOMER UTILITY REFUND (RAN0028)
October 1, 2013	36879	119.65	VILLAGOMEZ, VERONICA	WATER	CUSTOMER UTILITY REFUND (VIL0049)
October 2, 2013	36880	2,700.00	WAL-MART	DRIVER AWARENESS	BICYCLES AND RAFFLE PRIZES FOR 18TH DRIVER AWARENESS EVENT 2013
October 2, 2013	36881	18,744.75	WEST AMERICA BANK	GENERAL	PAYROLL FOR CITY MANAGER FINAL PAY AND RETRO-PAY FOR PD
October 2, 2013	36882	912.81	AT&T MOBILITY	GENERAL-WATER-SEWER	CITY AND PD CELL PHONES FOR 8/19/2013-9/18/2013
October 2, 2013	36883	450.90	COLONIAL LIFE	GENERAL	COLONIAL LIFE INSURANCE 9/12/2013 & 9/26/2013
October 2, 2013	36884	700.00	COMMUNITY MEDICAL CENTER	GENERAL	(4) LEGAL BLOOD DRAWS FOR AUGUST 2013 (PD)
October 2, 2013	36885	1,290.20	COSTCO MEMBERSHIP	GENERAL-WATER-SEWER-STREETS	HP DESKTOP INTEL CORE 4GB COMPUTER-PUBLIC WORKS SHOP, BLEACH, DRANO, TIE DOWNS, CUPS, PINE SOL, COFFEE (PREKS/City Hall)
October 2, 2013	36886	470.00	COUNCIL OF GOVERNMENTS	GENERAL	ANNUAL MEMBER DUES FOR 2013/2014
October 2, 2013	36887	252.00	FRESNO MOBILE RADIO, INC.	GENERAL	(18) POLICE RADIOS (PD)
October 2, 2013	36888	360.00	GALLARDO'S JANITORIAL SERVICE	GENERAL-WATER-SEWER	STRIP, WAX, AND BUFF FLOOR (COUNCIL CHAMBERS)
October 2, 2013	36889	750.00	LAW & ASSOCIATES INVESTIGATIONS	GENERAL	BACKGROUND INVESTIGATION FOR 2 RESERVE OFFICERS (PD)
October 2, 2013	36890	68.00	GABRIEL LLANOS	WATER-SEWER-STREETS	REIMBURSEMENT FOR APPLICATION FOR DRIVER'S LICENSE FOR CLASS B COMMERCIAL
October 2, 2013	36891	312.69	PAPE MACHINERY	WATER-SEWER-STREETS	(2) PIN FASTENERS FOR BACKHOE UNIT
October 2, 2013	36892	4,930.07	DONALD F. PAULEY	GENERAL-WATER-SEWER-STREETS-REFUSE	CITY OF MENDOTA INTERIM CITY MANAGER INVOICE FOR SEPTEMBER 2013 SERVICES
October 2, 2013	36893	5,837.46	QUINN COMPANY	GENERAL-WATER-SEWER-STREETS	REMOVE AND INSTALL HYDRAULIC SYSTEM FOR CATERPILLAR 140G
October 2, 2013	36894	2,363.15	R & B COMPANY	WATER	(4) BACKFLOW & FREEZE/INSULATION BLANKETS (WATER)
October 2, 2013	36895	540.04	SAMY'S CAMERA	GENERAL	(1) VIDEO CAMERA 32GB (PD)
October 2, 2013	36896	325.19	BANKCARD CENTER	GENERAL-WATER-SEWER	DOMAIN/HOSTING SERVICES FOR CITYOFMENDOTA.COM, CAPTURE NOOSE, LONG ARM HANDLING GLOVE,(6) VARIOUS SIZE MUZZLE (AC)
October 2, 2013	36897	66.50	THOMASON TRACTOR COMPANY	WATER-STREETS	O-RING, FITTINGS AND FLASH PLUSH CHARGES FOR BACKHOE UNIT# 30
October 2, 2013	36898	188.20	WECO	GENERAL-WATER-SEWER	ACETYLENE & OXYGEN CYLINDER RENTALS FOR 8/31/2013 THROUGH 9/30/2013 AND (2) GAS ACETYLENE #4
October 4, 2013	36899	5,000.00	ADMINISTRATIVE SOLUTIONS, INC.	GENERAL	SELF-FUNDED MEDICAL CLAIMS DEPOSIT
October 4, 2013	36900	4,500.00	MEGGIN BORANIAN	GENERAL-WATER-SEWER	MONTHLY RETAINER FOR PROFESSIONAL LEGAL SERVICES FOR THE MONTH OF OCTOBER 2013

233,106.48

AGENDA ITEM

TO: Honorable City Council

FROM: Will Washburn, Assistant City Engineer

SUBJECT: Safe Routes to School Project, Notice of Completion

DATE: 10/8/13

DISCUSSION:

On March 26, 2013, the City Council authorized the construction of improvements associated with the Safe Routes to School Grant received by the City. The project consisted of two locations, Belmont and Quince, and Quince and 3rd. At Belmont and Quince, work included installation of a flashing beacon, lighted crosswalk, and various site improvements. At Quince and 3rd, sidewalk was installed to complete the path of travel from Derrick to the northeast. The contractor finished the Quince and 3rd improvements in May of 2013. Improvements at Belmont and Quince required ordering of long lead time equipment. The equipment was received by the contractor in early September, 2013, and installation was completed on September 13, 2013.

RECOMMENDED ACTION:

Staff recommends that the City Council authorize the City Manager and City Clerk to sign and certify the Notice of Completion for the project, and to record it with Fresno County.

FISCAL IMPACT:

The project was completed under the grant amount as authorized by Caltrans. The City will make payment to the contractor and receive reimbursement from the State of California.

RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO
FOR THE BENEFIT OF

Name City of Mendota
Matt Flood, City Clerk
Street Address 643 Quince
Mendota, CA 93640
City & State

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. (See reverse side for Complete requirements.)

Notice is hereby given that:

- 1. The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described:
- 2. The full name of the owner is City of Mendota
- 3. The full address of the owner is 643 Quince, Mendota, CA 93640
- 4. The nature of the interest or estate of the owner is; In fee.

No recording or filing fee: Government Code Section 6103 and 27383

(if other than fee, strike "in fee" and insert, for example, "purchaser under contract of purchase," or "lessee")

- 5. The full names and full addresses of all persons, if any who hold title with the undersigned as joint tenants or as tenants in common are:

NAMES	ADDRESSES
-------	-----------

- d. A work of improvement on the property hereinafter described was completed on September 13, 2013. The work done was:
Safe Routes to School Project

- 7. The name of the contractor, if any for such work of improvement was RC General Engineering, Inc.

April 1, 2013

(If no contractor for work of improvement as a whole, insert "none")

(Date of Contract)

- 8. The property on which said work of improvement was completed is in the City of Mendota,

County of Fresno, State of California, and is described as follows: Various City Streets within the City Limits

- 9. The street address of said property is None
(If no street address has been officially assigned, insert "none".)

Dated: _____

Verification for Individual Owner

Signature of owner or corporate officer of owner
named in paragraph 2 or his agent
Bryce Atkins, City Manager

VERIFICATION


I, the undersigned, say: I am the The City Manager of the City of Mendota, CA, the declarant for the foregoing
("President of", "Manager of", "A partner of", "Owner of", etc.)

notice of completion; I have read said notice of completion and how the contents thereof; the same is true of my own knowledge.
I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____, 2013, at Mendota, California.
(Date of signature.) (City where signed.)

(Personal signature of the individual who is swearing that
the contents of the notice of completion are true.)
Bryce Atkins, City Manager

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: MATT FLOOD, CITY CLERK 
VIA: DON PAULEY, INTERIM CITY MANAGER
SUBJECT: DBE GOAL FOR FEDERAL FISCAL YEAR 2013/2014: RESOLUTION NO. 13-30
DATE: OCTOBER 8, 2013

BACKGROUND

This item is ministerial in nature. Staff is bringing before Council for approval Resolution No. 13-30, 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. 13-30.

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 2013/2014.**

RESOLUTION NO. 13-30

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 8th day of October, 2013, by the following vote:

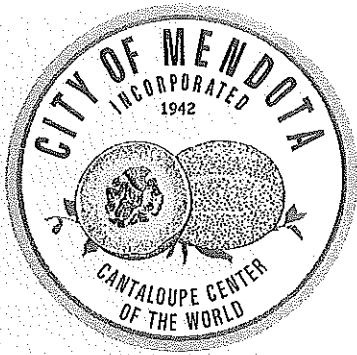
AYES:

NOES:

ABSENT:

ABSTAIN:

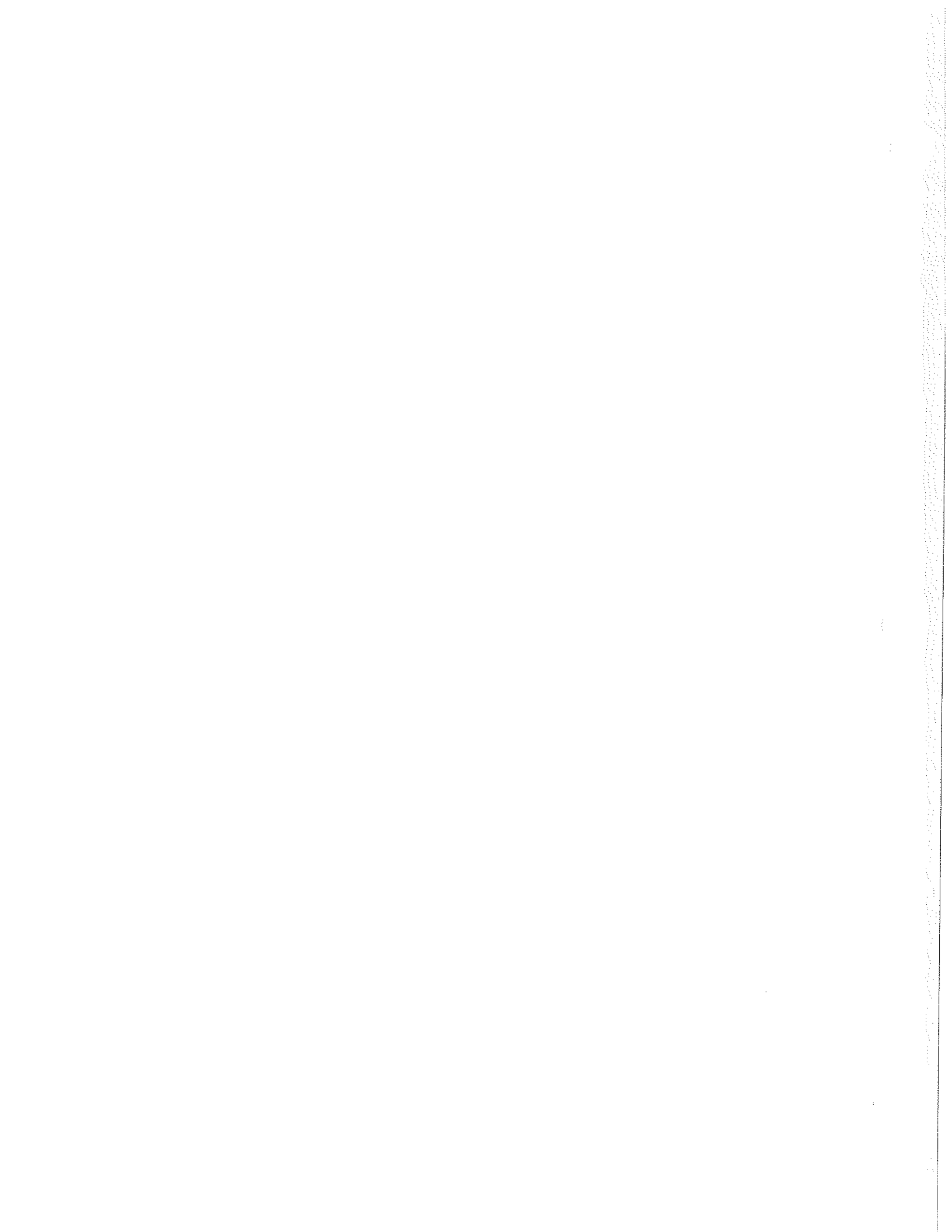
Matt Flood, City Clerk



BUSINESS

CITY OF ME
INCORPORA
1942





AGENDA ITEM

TO: Honorable City Council

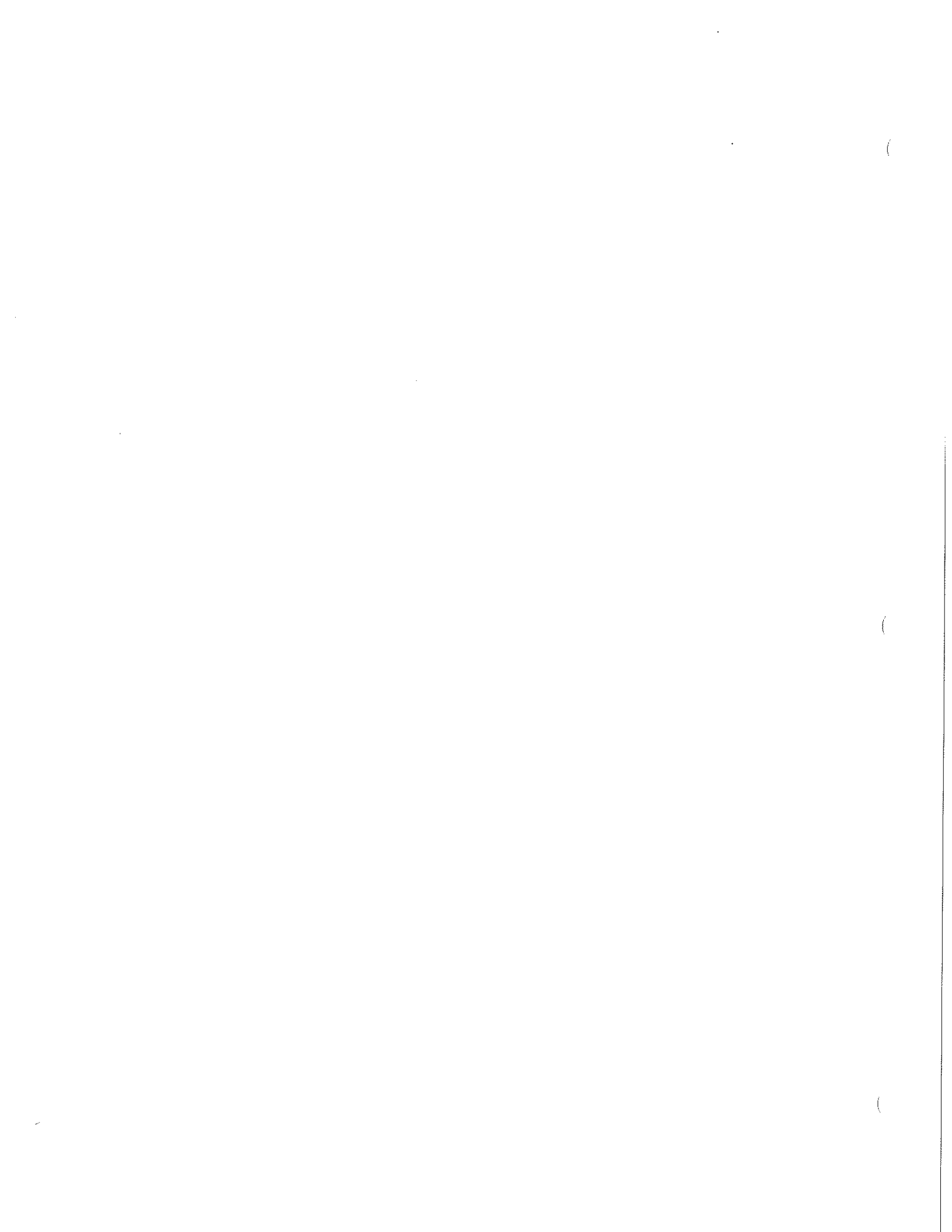
FROM: DON PAULEY, INTERIM CITY MANAGER

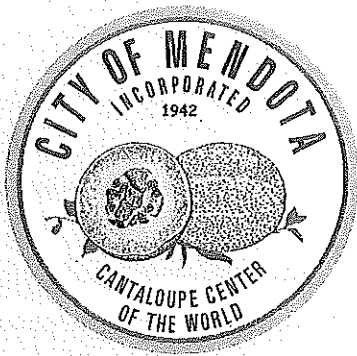
SUBJECT: NEW SCHOOL TRAFFIC CONCERNS

DATE: OCOTBER 1, 2013

DISCUSSION:

Paul Bunton of BCA Architects contacted City staff via email on September 30th requesting a change in the City Council meeting date where they will appear to discuss with the City Council your traffic concerns related to the new elementary school. They are asking the date be moved from October 22nd to November 26th. Mr. McGlasson has advised that this date change should not impact the project or your request for changes based on the project's work schedule. Your direction/approval is requested.

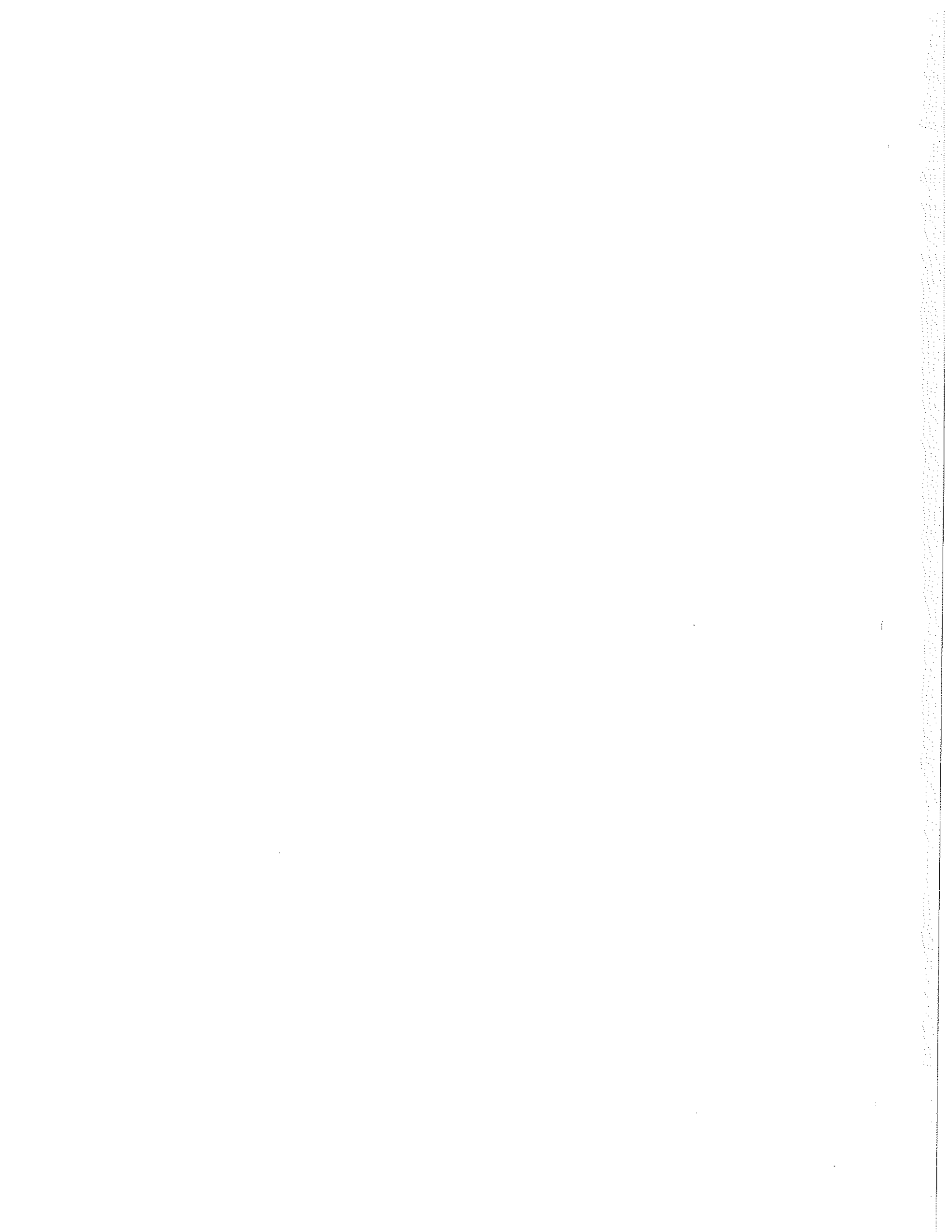


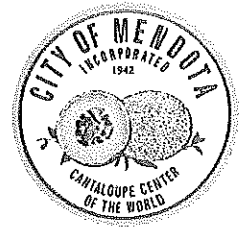


DEPARTMENT REPORTS

CITY OF ME
INCORPORATED
1942







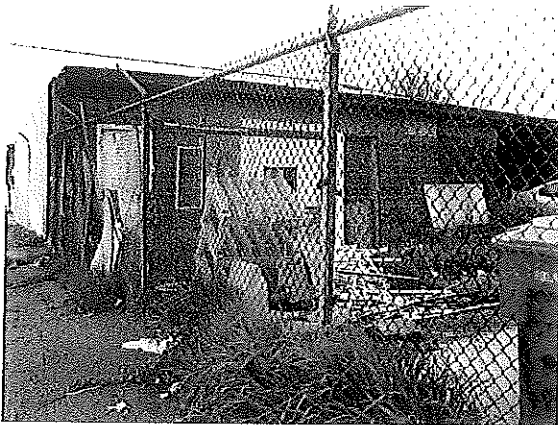
Date: October 1, 2013
To: Mayor and Council Members
Via: Don Pauley, Interim City Manager
Via: *Gerald T. Galvin*
Gerald T. Galvin, Chief of Police
From: Maria Perez, Administrative Assistant
Subject: *Maria Perez*
Code Enforcement Monthly Report for September 2013

During the month of September, we saw an increase in public nuisances and vehicles being parked on lawns.

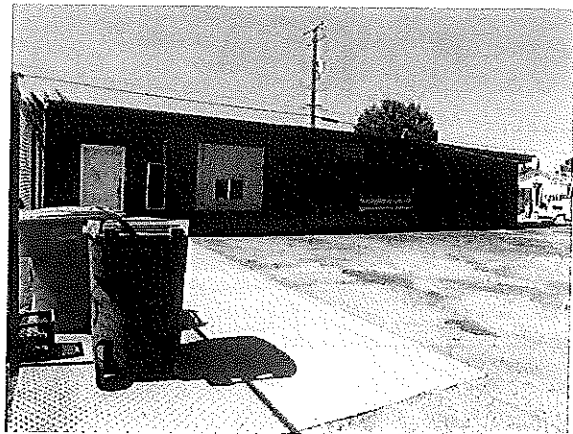
First Notices were sent out to the property owners with nuisance violations and I am happy to report that most of them took care of the violations within 10 days. Parking citations were given to those who had parked cars on their lawn. I am also pleased to report that after the first citation people removed the cars from their front lawns.

SIGNIFICANT CASE: Public Nuisance at 884 Oller

On July 24th, 2013 this case was brought to former Admin. Ast. Andreina Ochoa's attention and the notice was sent the same day. CSO Brenda Franco then made contact with the property owner and they requested an extension. We had been keeping contact with the property owner and they were being very compliant with code enforcement. As a final result the nuisance was cleared on September 16, 2013.



Before



After

SIGNIFICANT CASE: Public Nuisance at 713 Marie

On September 3, 2013 CSO Mayra Andrade brought to my attention a Muni. Code violation at 713 Marie St pertaining to debris, trash, and junk in the public view. Notices were sent and the property owners were very compliant.



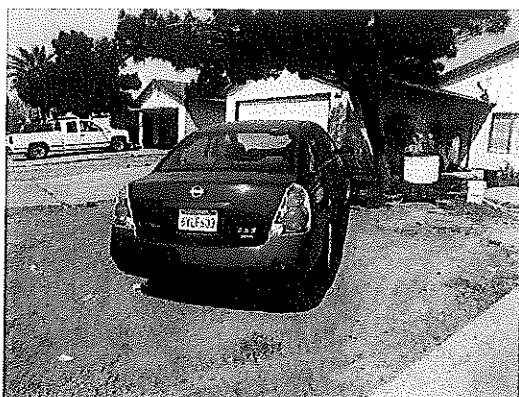
Before



After

SIGNIFICANT CASE: Parking On Lawn at 657 Lozano

On September 9, 2013 CSO Mayra Andrade cited Maria Gonzalez owner of a blue Nissan Altima for MMC 10.12.210 which states there is no parking on lawns.



ACTIVITY		TOTAL	REVENUE
VEHICLE ABATEMENT WARNING		18	
VOLUNTARILY ABATED		16	\$1,984
ABATED BY CITY		3	\$744
MUNICIPAL INFRACTION CITATION			
SECTION	NUMBER	5	\$51.06
5.04.03 No Bus. License	1		
8.20.140 Nuisance 12/12	2		
9.05.050 Amp Music	1		
5.04.200 Yard Sell Permit	0		
9.22.010 Open Container	1		
PARKING		39	\$485
ABATEMENT FEES		0	0

July	August	September	October	November	December	January	March	April	May	June
\$5,931	\$3,460	\$3,264.06								

MENDOTA CODE ENFORCEMENT
REPORT
September, 2013



Date: October 1, 2013

To: Honorable Mayor and City Council.
Via Don Pauley, Interim City Manager.

From: 
Gerald T. Galvin, Chief of Police.

Subject: Police Department Monthly Report for September 2013.

The City of Mendota experienced its first murder since 2011 with the stabbing death of Miguel Valencia. The suspect in this crime, Darcy Harper, was taken into custody shortly after the crime was committed. In another very serious crime Jose Ventura Gomez, age 22, was arrested for the rape of a minor. In spite of these very serious crimes, our overall violent crime rate has decreased 26% compared to the same period last year.

In September the Federal Bureau of Investigation published the 2012 crime statistics for the entire country. Included in this month's report is a comparison of crime data from the 15 cities in Fresno County. I am pleased to report that the City of Mendota is ranked as having the 3rd lowest crime rate in Fresno County compared to the other 12 cities who reported their crime statistics to the FBI.

MONTHLY CRIME DATA:

During the month of September 25 part one offenses were reported to the Mendota Police Department compared to 31 reported in September 2012. The 3 violent crimes reported in September included 1 murder, 1 rape and 1 aggravated assault. Arrests have been made in all of these cases. The number of property crimes (burglary, theft, and auto theft) reported this month totaled 20 compared to 26 reported in September of last year.

SIGNIFICANT CASE: Mendota resident stabbed to death.

On Wednesday evening September 11, 2013, Mendota Police Officers responded to the Mendota Market located at 1191 7th Street on a reported stabbing. At the scene officers located Miguel Valencia, male age 59, suffering from one stab wound to the abdomen. He was airlifted to Community Regional Medical Center in Fresno where he underwent surgery. At 8:01 p. m. Friday September 13, 2013, Miguel Valencia died as a result of the stabbing.

On September 14, 2003 Mendota Police Officers took Darcy Harper, age 56, into custody on an arrest warrant for the murder of Miguel Valencia. The arrest of Harper took place at his residence in Mendota. In addition to the arrest warrant, a search warrant was executed at Harper's home. This is the first murder in the City of Mendota since September of 2011.

UNIFORM CRIME REPORT:

Overall, the number of serious crimes reported to date this year is 257 compared to 290 for the same period last year, a decrease of 11%.

PERSONNEL:

Mendota Reserve Police Officer Aurelio Flores has been hired as a full time Police Officer to replace Martha Rodriguez who resigned last month. A. J., as he prefers to be called, has been a reserve officer for the City since 2010. He has been a Tribal Police Officer for the Table Mountain Rancheria Police Department for the last 4 years. He is an experienced officer and has received many hours of POST certified training. A. J. is bi-lingual and graduated from Fresno City College with an A. A. Degree in 2003. He graduated from the Fresno Police Academy in 2008 finishing in the upper half of his class. He lives with his wife, Rochelle, in Fresno.

The Department's personnel strength is 22, including 11 permanent sworn officers, 5 reserve officers and 6 civilian positions including a records manager, a records clerk, 2 part time administrative assistants, and 2 part time community service officers. This month we interviewed several applicants for the position of Reserve Police Officer and I expect to swear in at least one reserve officer next month.

TRAFFIC ENFORCEMENT:

The Mendota Police Department responded to and investigated 12 traffic accidents during the month of August. Only 1 of the accidents involved injuries. In 6 of the collisions drivers left the scene prior to the arrival of police officers. In other traffic related matters, officers made 11 drunk driving arrests and issued 101 traffic citations during the month of September.

ARRESTS:

During the month of September, Mendota Police Officers made a total of 71 arrests; of which 10 were for drug violations involving methamphetamine abuse and 11 for being drunk in public.

INDEX CRIMES

September, 2013



MENDOTA POLICE DEPARTMENT

UCR SUMMARY OF ACTUAL CASES AND CLEARANCES

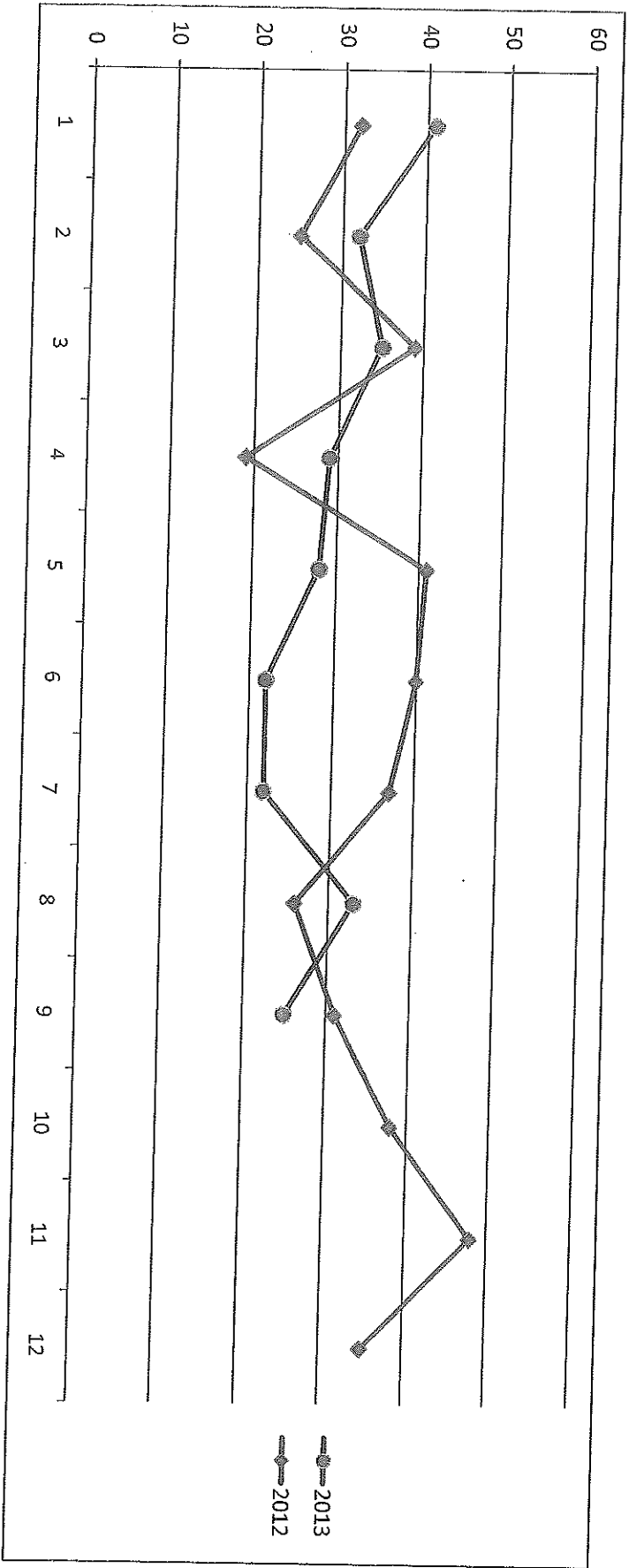
Part 1 Offenses

	CRIMES				CASES SOLVED				
	CURRENT MONTH	CURRENT YTD	PRIOR YTD	% YTD	CURRENT MONTH	% CLEARANCE	CURRENT YTD	% CLEARANCE	NATIONAL CLEAR %
CRIMES AGAINST PERSONS									
MURDER	1	1	0	100%	1	100%	1	100%	64%
RAPE	1	1	0	100%	1	100%	1	100%	40%
ROBBERY	0	9	12	-25%	0	0%	4	44%	28%
AGGRAVATED ASSAULTS	1	15	23	-35%	1	100%	12	80%	56%
TOTAL UPPER SECTION	3	26	35	-26%	3	100%	18	69%	
BURGLARY									
LARCENY	5	56	62	-10%	3	60%	8	14%	12%
AUTO THEFT	13	138	152	-9%	0	0%	11	8%	21%
ARSON	2	22	29	-24%	0	0%	3	14%	12%
TOTAL LOWER SECTION	2	15	12	25%	0	0%	1	7%	17%
GRAND TOTAL	22	231	255	-9%	3	14%	23	10%	
	25	257	290	-11%	6	24%	41	16%	



UNIFORM CRIME REPORT (UCR)

Murder, Rape, Robbery, Aggravated Assault, Burglary, Theft, Auto Theft and Arson



	January	February	March	April	May	June	July	August	September	October	November	December	Total
2012	32	25	39	19	41	40	37	26	31	38	48	35	411
2013	41	32	35	29	28	22	22	33	25				

Crime 2012 [Part I Offenses]

ERESNO COUNTY CITIES	Population	Murder	Rape	Robbery	Aggravated		Burglary	Theft	Auto Theft	Total	Rate per 100,000
					Assault						
Clovis	97,828	3	34	57	125	955	2,685	385	4,244	4,338	
Coalinga	13,669	0	9	7	172	146	293	37	664	4,858	
Firebaugh	7,724	0	1	5	23	58	60	23	170	2,201	
Fowler	5,698	0	0	0	48	44	135	34	261	4,581	
Fresno	506,011	51	54	1,015	1,628	5,902	15,534	4,301	28,336	5,600	
Huron	6,901	1	2	29	37	105	152	44	370	5,362	
Kernan	13,854	0	3	16	23	126	353	129	650	4,692	
Kingsburg	11,644	1	6	6	25	111	230	91	470	4,036	
Mendota	11,270	0	0	20	33	81	226	37	397	3,523	
* Orange Cove	9,353	-	-	-	Not Available	-	-	-	-	-	
Parlier	14,828	0	7	16	96	175	147	109	550	3,709	
Reedley	24,747	0	6	15	152	199	249	122	743	3,002	
Sanger	24,827	3	13	30	223	260	646	135	1,310	5,277	
* San Joaquin		-	-	-	Not Available	-	-	-	-	-	
Selma	23,753	2	14	45	147	312	606	300	1,426	6,003	

* Crime Data not Reported
Source: FBI Uniform Crime Report

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: JEFFREY O'NEAL, AICP – CITY PLANNER
VIA: DON PAULEY, INTERIM CITY MANAGER
SUBJECT: PLANNING DEPARTMENT UPDATE
DATE: OCTOBER 9, 2013

The Planning Department is currently working on the following items:

1. River Ranch Specific Plan – As mentioned by the Mayor at a previous City Council meeting, staff is working towards taking the Specific Plan to the Planning Commission. We received several comments to our CEQA document from a number of State agencies, and are preparing responses to those comments. We expect that this item will be taken to the Planning Commission at its October 15, 2013 regular meeting. As a point of clarification, there is no imminent proposal for annexation of any of the affected area, nor is any actually physical development proposed as part of the Plan. Fresno LAFCo received copies of the circulated CEQA document because the statutes governing general plans and specific plans mandate that the City involve LAFCo in the process.
2. Ochoa Apartments – The Planning Commission provided the first steps in the approval of this 11-unit apartment development in May of this year. We will be taking bringing it before the City Council in the near future for your consideration of a General Plan Amendment and rezone of the site to finalize the planning process.
3. Tract No. 6032 – This new subdivision is a new map covering the undeveloped area of the Las Palmas project. We continue to work, along with the City Engineer and the applicant to address traffic-related issues to ensure that the new mapping efforts do not result in increased traffic along already-impacted streets.
4. We are working with an applicant at the north end of Naples Street on a conditional use permit to authorize the placement of a caretaker's unit at an existing truck yard.
5. On October 2, we participated in a meeting at Fresno COG to discuss the potential for developing a County-wide Housing Element Update. The Housing Element is a mandatory component of a city's general plan, but it is subject to its own separate update cycle. The City's last Housing Element update was performed in 2004; one was not prepared for the current cycle, which ends in 2014. Under the proposal discussed at COG, the County and the 15 member cities would prepare a single comprehensive document that addresses housing needs in a collaborative manner. This would likely

result in significant cost savings for the City, as well as allow it to have a State-certified housing document. We will provide updates on this process as it progresses.

As always, please let me know if you have any questions about the above or any other items.

AGENDA ITEM – STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: DAVID MCGLASSON, PE – CITY ENGINEER
VIA: DON PAULEY, INTERIM CITY MANAGER
SUBJECT: MONTHLY ACTIVITY REPORT – CITY ENGINEER
DATE: OCTOBER 8, 2013

During the month of September, the City Engineer and staff were working on the following projects:

- Received the “E76” from Caltrans, authorizing expenditure of construction funds for the Smoot, Sorenson and McCabe Street Rehabilitation Project. This allowed us to advertise the project for bid. The bid opening is set for October 17, and we anticipate asking your Council for authorization to award the bid at a special meeting to be held October 29, 2013. The construction schedule must be held to the greatest degree possible as we have two separate funding constraints. We have CDBG funding that needs to be spent by Spring 2014, and we have the RSTP funding that we could not spend until we received this latest authorization. Now all the funding is available and the project can proceed.
- Received the new Call for Projects from Fresno County COG. Both CMAQ and RSTP funds will be available, on a competitive basis. We are working with the City Manager to prepare project options for your Council’s consideration at the October 22 meeting. Once we have that feedback, we will prepare competitive grant applications for both funding sources. Applications are due to COG in late November. This funding cycle will be for the years 2014 through 2017.
- Continued work with MUSD on construction of the new school. Issues have included coordination of access to the storm drain basin (which they will be expanding), checking and commenting on proposed Bass Avenue improvements, and considering a request to revise the bus turnaround design on Perez Street.
- Checked plans and provided comments to the project engineer for the proposed development at 948 Oller Street. Awaiting receipt of a revised plan submittal.
- Received civil engineering drawings for the Housing Authority’s rehabilitation project. We are currently checking plans for code conformance and will provide comments to their engineer.
- Working with the Administrative Services Director to complete project audits for the 9th Street and Naples Street projects. This has involved researching documentation back several years, even prior to the time Provost & Pritchard was City Engineer. At this point we have supplied all the information that has been requested.
- The 7th and Derrick project is still in process of acquiring right-of-way. The right-of-way agent is preparing offers to affected landowners, which should be going out shortly.