

**NOTICE OF SPECIAL MEETING  
ORANGE COVE CITY COUNCIL**

**DATE:            WEDNESDAY, AUGUST 17, 2016 – 6:00 P.M.**

**LOCATION:    Orange Cove Council Chambers  
              633 6<sup>th</sup> Street, Orange Cove, California 93646**

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**Victor P. Lopez, Mayor**

**Diana Guerra Silva, Mayor Pro Tem  
Minerva Pineda, Council Member**

**Gilbert Garcia, Council Member  
Josie Cervantes, Council Member**

**A.    CALL TO ORDER/WELCOME**

- a.    Roll Call
- b.    Invocation
- c.    Flag Salute

**B.    ADMINISTRATION**

**City Manager**

1.    **SUBJECT:**    Consideration and Discussion regarding a Resolution providing for the Appointment to Office of City Council Members and eliminating the cost of holding an election

**Recommendation:**    Council to approve the Resolution of the City of Orange Cove providing for the Appointment to Office of the City Council Members and Eliminating the cost of holding an election

2.    **SUBJECT:**    Consideration and Discussion regarding the WEEDit sprayer from Neil Knack of Knaak Ag Solutions

**Recommendation:**    Council to consider purchasing the WEEDit sprayer from Neil Knack of Knaak Ag Solutions in the amount of \$21,103.88

MEMBERS OF THE PUBLIC SHALL HAVE AN OPPORTUNITY TO ADDRESS THE COUNCIL ON ANY ITEM ON THIS AGENDA NOTICE

**C.    ADJOURNMENT:**

**ADA Notice:** In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (559) 626-4488 ext. 214. Notification 48 hours prior to the meeting will enable the City to make arrangements to ensure accessibility to this meeting.

**Documents:** Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at front counter at City Hall and at the Orange Cove Library located at 815 Park Blvd., Orange Cove, CA during normal business hours. In addition, most documents are posted on City's website at [cityoforange Cove.com](http://cityoforange Cove.com).

## **STATEMENT ON RULES OF DECORUM AND ENFORCEMENT**

The Brown Act provides that members of the public have a right to attend public meetings, to provide public comment on action items and under the public forum section of the agenda, and to criticize the policies, procedures, or services of the city or of the acts or omissions of the city council. The Brown Act also provides that the City Council has the right to exclude all persons who willfully cause a disruption of a meeting so that it cannot be conducted in an orderly fashion.

During a meeting of the Orange Cove City Council, there is a need for civility and expedition in the carrying out of public business in order to ensure that the public has a full opportunity to be heard and that the Council has an opportunity to conduct business in an orderly manner. The following is provided to place everyone on notice of the rules of decorum and enforcement.

### **GENERAL RULES OF DECORUM**

While any meeting of the City Council is in session, the following rules of decorum shall be observed:

1. All remarks shall be addressed to the City Council as a whole and not to any single member, unless in response to a question from a member of the City Council.
2. A person who addresses the City Council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct (i) which is likely to provoke others to violent or riotous behavior, (ii) which disturbs the peace of the meeting by loud and unreasonable noise, (iii) which is irrelevant or repetitive, or (iv) which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.

3. A person, other than members of the Council and the person who has the floor, shall not be permitted to enter into the discussion unless requested by the Mayor to speak.
4. Members of the City Council may not interrupt a person who has the floor and is making public comments. Members of the City Council shall wait until a person completes his or her public comments before asking questions or commenting. The Mayor shall then ask Councilmembers if they have comments or questions.
5. No person in the audience at a Council meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impede the orderly conduct of any Council meeting.

### **ENFORCEMENT OF DECORUM RULES**

1. The Mayor or other presiding officer shall request that a person speaking at the podium during a public comment period or a member of the audience who is violating the rules of decorum, comply immediately with the rules of decorum.
2. The Mayor or other presiding officer shall request that a person who is breaching the rules of decorum cease such conduct. If after receiving such a warning, the person persists in breaching the rules of decorum, the Mayor or other presiding officer may order the person to leave the City Council meeting. If such person does not leave, the Mayor or presiding officer may request any law enforcement officer who is on duty at the meeting as sergeant-at-arms to remove the person from the Council Chambers. In the event there is no one from law enforcement present, the Mayor or presiding officer may direct the City Manager to contact law enforcement.

**RESOLUTION NO. 2016- 52**

**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF ORANGE COVE PROVIDING FOR THE APPOINTMENT  
TO OFFICE OF CITY COUNCIL MEMBERS**

WHEREAS, the Election Office of the County of Fresno has informed the City Clerk of the City of Orange Cove that as of the close of the nomination period on August 12, 2016, there are no more candidates for the offices of City Council Member than offices to be elected; and

WHEREAS, Section 10229 of the Elections Code of the State of California allows certain actions that can be taken in the alternative including, but not limited to, appointing to the office the persons who have been nominated for the respective offices; and

WHEREAS, such appointment will result in substantial savings by eliminating the cost of holding an election for the offices of Council Members for which only one person has been nominated for each such office.

NOW, THEREFORE, BE IT HEREBY FOUND, DETERMINED, AND ORDERED AS FOLLOWS:

Pursuant to Section 10229 of the Elections Code of the State of California, the following person(s) nominated for the office of City Council Member for the City of Orange Cove, State of California, be, and are hereby appointed to the office of City Council Member for the term commencing on the Tuesday following the General Election date of November 8, 2016. The nominated person(s) hereby appointed to fill the term commencing after the General Election date of November 8, 2016 are as follows:

1. Diana Guerra Silva for City Council Member
2. Josie Cervantes for City Council Member

I, HEREBY CERTIFY that the foregoing Resolution was passed and adopted by the City Council of the City of Orange Cove, California, at a special meeting thereof held on the \_\_\_\_ day of August, 2016, by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT:

Councilmembers:

ABSTAIN:

Councilmembers:

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VICTOR LOPEZ  
Mayor, City of Orange Cove

ATTEST:

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JUNE BRACAMONTES  
City Clerk



# INVOICE

## Knaak Ag Solutions

41201 Road 56  
Reedley, CA 93654  
(Office) 559-402-0040

DATE 8/15/2016  
INVOICE # 81516-C  
CUSTOMER ID COCOVE  
Salesman: Neil Knaak  
PO #

BILL TO CITY OF ORANGE COVE SHIP TO  
633 6TH STREET  
ORANGE COVE, CA 93646  
Attn: SAM ESCOBAR  
[samescobar@cityoforangecove.com](mailto:samescobar@cityoforangecove.com)  
559 626-4480

ITEM TYPE	PAYMENT TERMS
WEEDit sprayer, 55 gal, skid/hitch type sprayer	COD

DESCRIPTION	QTY	AMOUNT
Model number: M-2H55U	1	\$19,500.00
Serial number: BM216802		
55 Gallon, Smart Herbicide sprayer, 6.5 foot boom, with future option of adding an additional 3.2 feet to the right side 12v powered pump, with truck style 2" hitch mount Separate skid tank to be mounted into truck Truck style 2" bolt on hitch		

**Sale price includes:**  
Delivered to city yard  
set-up and training of employees  
Additional follow up inspection and training if needed

Subtotal:	\$19,500.00
Tax Rate: 8.225%	\$1,603.875
Freight:	\$0.00

**TOTAL \$21,103.88**

Make Checks payable to: Knaak Ag Solutions  
**Thank you for your business!**

Customer Signature: \_\_\_\_\_ Date: \_\_\_\_\_