



AGENDA SPECIAL MEETING

Victor P. Lopez, Mayor

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

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

**WEDNESDAY, JANUARY 7, 2015 - 6:30 P.M.
Orange Cove Council Chambers
633 6th Street, Orange Cove, California 93646**

A. Call to Order/Welcome

1. Roll Call
2. Invocation
3. Flag Salute

B. Confirmation of Agenda

C. Public Forum

Members of the public wishing to address the City Council on an item that is not on the agenda may do so now. No action will be taken by the City Council this evening. But items presented may be referred to the City Manager for follow up and a report. In order to allow time for all comments, each individual is limited to three minutes. When addressing the Council, you are requested to come forward to the speakers microphone, state your name and address, and then proceed with your comments.

D. Consent Calendar:

1. City Council Minutes of November 12, 2014

E. Administration

Police Department:

1. **SUBJECT:** Discussion and Consideration regarding Leasing four (4) new Police Cars and purchase of one (1) vehicle for the Police Chief

Recommendation: Council to consider approving Leasing four (4) new Police Cars and purchase of one (1) vehicle for the Police Chief

2. **SUBJECT:** Monthly Statistic Report

Recommendation: Informational Item Only

City Manager:

3. **SUBJECT:** Consideration and Discussion regarding the Water Bond presented by Townsend Group

Recommendation: Council to give staff Direction

4. **SUBJECT:** Consideration and Discussion regarding the Community Development Block Grant Capital Projects Engineering Services

Recommendation: Council to consider approving AM Consulting Engineers, Inc. to provide Engineering Services for the Water Treatment Plant Improvements; Groundwater Testing and Well Drilling Study and Wastewater Study

F City Attorney's Report

G. City Manager's Report

H. City Council Communications

- I. **CLOSED SESSION** pursuant to Government Code Section 54957
Public Employee Appointment
Title: City Attorney

J. Reconvene City Council Meeting

K. 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 cityoforangecove.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

(Resolution No. 2012-16)

While the City Council is in session, all persons must preserve order and decorum. 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 which is likely to provoke others to violent or riotous behavior, which disturbs the peace of the meeting by loud and unreasonable noise, which is irrelevant or repetitive, or which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.

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.

In accordance with the Point of Order Rule 4.6, the majority of the Council may overrule the Mayor if the majority of the Council believes the Mayor or other presiding officer is not applying the rules of decorum appropriately.



MINUTES

Gabriel Jimenez, Mayor
Victor P. Lopez, Mayor Pro Tem **Diana Guerra Silva, Council Member**
Bertha Del Bosque, Council Member **Ralph Pardo, Council Member**

WEDNESDAY, NOVEMBER 12, 2014 - 6:30 P.M.
Orange Cove Council Chambers
633 6th Street, Orange Cove, California 93646

A. Call to Order/Welcome

COUNCIL PRESENT: Mayor Gabriel Jimenez
Councilmember Bertha Del Bosque
Councilman Ralph Pardo

COUNCIL ABSENT: Mayor Pro Tem Victor P. Lopez
Councilmember Diana Guerra Silva

STAFF PRESENT: City Manager Samuel A. Escobar
City Clerk June V. Bracamontes
Attorney Hilda Cantu Montoy

STAFF ABSENT: Finance Director, Lan Bui

INVOCATION: Mayor Gabriel Jimenez

FLAG SALUTE: Mayor Gabriel Jimenez

B. Confirmation of Agenda

City Manager requested to pull item #5 off the agenda for further review.

Upon the motion by Mayor Pro Tem Victor P. Lopez and seconded by Councilwoman Diana Guerra Silva, Council approved to pull item #5 off the agenda for further review. (Yes Vote: Mayor Jimenez, Lopez, Silva, Del Bosque and Pardo)

C. Public Forum

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None.

D. Consent Calendar

1 City Council Minutes September 24, 2014

Upon the motion by Councilwoman Diana Guerra Silva and seconded by Councilman Ralph Pardo, Council approved the Consent Calendar as presented (Yes Vote: Mayor Jimenez, Lopez, Silva, Del Bosque and Pardo)

E. Administration

City Engineer:

1. **SUBJECT:** Consideration and Discussion regarding the award of bid for the 2014 Wastewater Treatment Plant (WWTP)

Recommendation: Council to consider approving Resolution No. 2014-47 awarding the bid for the 2014 WWTP Improvements Project to Dawson-Mauldin Construction, Inc. in the amount of \$226,000.00

Upon the motion by Councilwoman Diana Guerra Silva and seconded by Councilman Ralph Pardo, Council approved Resolution No. 2014-47 awarding the bid for the 2014 WWTP Improvements Project to Dawson-Mauldin Construction, Inc. in the amount of \$226,000.00 (Yes Vote: Mayor Jimenez, Lopez, Silva, Del Bosque and Pardo)

2. **SUBJECT:** Consideration and Discussion regarding Grant Deed – Rainwater, Tract 5293-5297

Recommendation: Council to consider approving Resolution No. 2014-48 Accepting Real Property on behalf of the Public for Drainage Basin for Tract Nos. 5293-5297

Upon the motion by Bertha Del Bosque and seconded by Councilman Ralph Pardo, Council approved Resolution No. 2014-48 Accepting Real Property on behalf of the Public for Drainage Basin for Tract Nos. 5293-5297 (Yes Vote: Mayor Jimenez, Lopez, Silva, Del Bosque and Pardo)

Police Department:

3. **SUBJECT:** Monthly Statistic Report by Chief Marty Rivera

Recommendation: Informational Item Only

Police Chief Marty Rivera presented the October 2014 Monthly Statistics

4. **SUBJECT:** Consideration and Discussion regarding the cameras for the Skate Park

Recommendation: Council to consider approving Surveillance Integration for the cameras at the Skate Park

Upon the motion by Bertha Del Bosque and seconded by Councilman Ralph Pardo, Council approved the Surveillance Integration for the cameras at the Skate Park (Yes Vote: Mayor Jimenez, Lopez, Silva, Del Bosque and Pardo)

City Manager:

5. **SUBJECT:** Consideration and Discussion regarding the First Reading and Introduction of Ordinance 369 Relating to the Finance Director

Recommendation: Council to consider the first reading and introduction by title only waiving full reading of Ordinance No. 369 Adding Chapter 2.48 to Title 2 of the Orange Cove Municipal Code Relating to Finance Director.

Item removed.

6. **SUBJECT:** Consideration and Discussion regarding the Annual Renewal Employee Health Benefits with AETNA

Recommendation: Staff is recommending to consider approving the AETNA Option 1 effective December 1, 2014

Upon the motion by Councilmember Bertha Del Bosque and seconded by Councilmember Diana Guerra Silva, Council approved the AETNA Option 1 effective December 1, 2014

F. City Manager's Report

City Manager, Sam Escobar presented to Council about the workshop at Fresno State regarding Economic Development. Good education and the city received a grant in partnership with Fresno State.

G. City Attorney's Report

None

H. City Council Communications

Councilman Ralph Pardo:

Attended the Fresno State Workshop

Mayor Pro Tem Victor P. Lopez:

No report

Councilwoman Diana Guerra Silva:

No report

Councilwoman Bertha Del Bosque:

5 new college volunteers at the Animal Shelter very impressed. Teaching at the Shelter has been rewarding and challenging.

Mayor Gabriel Jimenez:

Meeting on November 26, 2014 to cancel Council Meeting due to holidays. By Consensus Council approved.

I. Adjournment

Mayor Gabriel Jimenez adjourned the City Council Meeting at 7:30 p.m.

RESPECTFULLY SUBMITTED:

June V. Bracamontes, City Clerk

PRESENTED TO COUNCIL:

DATE: _____

ACTION: _____

Council Memo

TO: Honorable Mayor and City Council
FROM: Samuel Escobar City manager
DATE: January 7, 2014
SUBJECT: 12-CDBG-8403: Engineering Procurement

BACKGROUND:

The City was awarded CDBG funding to implement public improvements at the water treatment plant where backwash water was being disposed of improperly. In addition, the grant included planning funds to conduct studies for a secondary drinking water source as well as an effluent disposal study. After various scope changes and contract adjustments, the City distributed an RFQ in the Spring of 2014 for engineering services to complete all components of the CDBG grant. The City Engineer, Yamabe & Horn, were the only respondents at the time and were awarded the contract after being approved by CDBG. Unfortunately, CDBG recently revised their stance on procurement requirements, and has since rescinded the approval for Yamabe & Horn.

As such, City staff again circulated an RFQ for engineering services in October in order to get a firm procured so these projects could begin. After a broad and extensive circulation, the City received two proposals – AM Consulting Engineers and Geirsh & Associates. Both proposals were found to be responsive and qualified.

Staff scored both proposals based on the scoring criteria outlined in the RFQ. All three staff members scored AM Consulting Engineers the highest, and found their proposal to be much more specific and relevant to the City's proposed project. In addition, AM Consulting Engineers have had experience and a good track record working with the City.

REQUESTED ACTIONS:

Direct staff to move forward with negotiating and executing a contract with AM Consulting Engineers. The CDBG Department has reviewed and approved the procurement process that staff has conducted. Upon contract execution, staff will direct AM Consulting Engineers to begin design work immediately on the project.

FINANCIAL IMPACTS:

Staff will ensure the negotiated contract does not exceed those costs outlined in the awarded grant for design and additional planning studies. No additional City funds are needed.