



AGENDA

Joint Meeting of City Council and Successor Agency to the Redevelopment Agency of the City of Orange Cove

Victor P. Lopez, Mayor

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

Gilbert Garcia, Council Member
Josie Cervantes, Council Member

WEDNESDAY, JANUARY 27, 2016 - 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. Presentations

1. Presentation by Mayor and City Council recognizing Horacio Aleman from Cruising for Jesus
2. Presentation by Fresno State update report on the Farmers Market and Economic Development

D. Consent Calendar

1. Resolution approving a Donation to the Orange Cove High School Varsity Softball Team in the amount of \$3,000 to purchase Valley Championship rings
2. Resolution authorizing submittal of application for Payment Program and Related Authorizations for the Beverage Container Recycling Program

E. Administration

POLICE CHIEF:

1. **SUBJECT:** Discussion and Consideration regarding the Policies and Procedures for the Orange Cove Citizens on Patrol

Recommendation: Council to consider approving a Resolution regarding the Policies and Procedures for the Orange Cove Citizens on Patrol

CITY MANAGER:

2. **SUBJECT:** Discussion and Consideration regarding the Agreement between the City of Orange Cove and Friends of Orange Cove Animal Shelter (FOCAS) pertaining to the Orange Cove City Van

Recommendation: Council to consider approving a Resolution Conveying the City Van in an Agreement between the City of Orange Cove and Friends of Orange Cove Animal Shelter (FOCAS)

F. City Council and Successor Agency

3. **SUBJECT:** Discussion and Consideration regarding the Successor Agency to the Orange Cove Redevelopment Agency approving the ROPS 16-17 for the July 1, 2016 through June 30, 2017 period and approving the Administrative Budget for Fiscal Year 2016-17

Recommendation: The Successor Agency to consider approving the following:

1. Adopt Resolution No. 2016-01 Approving the Successor Agency's Administrative Budget for Fiscal Year 2016-17 pursuant to Health & Safety Code Section 34177(j)
2. Adopt Resolution No. 2016-02 Approving the Recognized Obligation Payment Schedule 2016-17 for July 2016 through December 2017 and Authorizing its Transmittal
4. **SUBJECT:** Discussion and Consideration regarding the Proposal for Fiscal Year 2016-17 Successor Agency Consulting Services by RSG, Inc.

Recommendation: The Successor Agency to consider approving the attached Proposal for Fiscal Year 2016-17 Successor Agency Consulting Services form RSG relating to Successor Agency matters and authorize an amended contract subject to Oversight Board approval

G. 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.

H. City Manager's Report

I. City Attorney's Report

J. City Council Communications

K. Closed Session:

CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9)

Name of case: In the Matter of Sylvester Perez

L. Reconvene City Council Meeting:

M. 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.

Resolution No. 2016-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE, CALIFORNIA APPROVING A DONATION TO THE ORANGE COVE HIGH SCHOOL VARSITY SOFTBALL IN THE AMOUNT OF THREE THOUSAND DOLLARS (\$3,000.00) FOR THE PURCHASE OF VALLEY CHAMPIONSHIP RINGS

WHEREAS, the Orange Cove High School Varsity Softball (“Team”) has been in existence; consist of 15-20 players, and practice at the Orange Cove High School Baseball Field; and

WHEREAS, the Team has requested a donation from the City in the amount of Three Thousand Dollars (\$3,000.00) for the purchase of Valley Championship Rings; and

WHEREAS, the City’s donation serves a public purpose in that it allows the Team to continue to offer a recreational activity to the City’s residents. Recreational activities promote City values, encourage individuals to be engaged in the community, and help improve public safety. Access to exercise may improve the overall health of the City’s residents and enhance the quality of life of the community.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Orange Cove, California, as follows:

SECTION 1. The above recitals are true and correct and are adopted as the findings of the City Council.

SECTION 2. The City’s donation serves a public purpose in that it allows the Team to continue to offer a recreational activity to the City’s residents. Recreational activities promote City values, encourage individuals to be engaged in the community, and help improve public safety. Access to exercise may improve the overall health of the City’s residents and enhance the quality of life of the community.

SECTION 3. The City Council hereby approves the donation of Three Thousand Dollars (\$3,000.000) to the Orange Cove High School Varsity Softball Team for the purchase of Valley Championship rings:

- a. The City’s donation shall only be used for the purchase of Valley Championship Rings unless otherwise approved by the City Manager, in writing.
- b. Within 15 days of purchase of the Valley Championship Rings, the Team shall remit the invoices for same to the City.
- c. Any excess funds shall be remitted to the City within six (6) months of the adoption of this Resolution.

SECTION 4. The City Manager is hereby authorized and directed to take such other and further action consistent with this resolution, in order to implement this Resolution on behalf of the City.

SECTION 5. The provisions of this Resolution are severable and if any provision, clause, sentence, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstances, such illegality, invalidity, unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, sections, words or parts thereof of the Resolution or their applicability to other persons or circumstances.

SECTION 6. That the City Clerk shall certify to the adoption of this Resolution and that the same shall be in full force and effect.

This resolution was adopted at a Regular Meeting of the City Council of the City of Orange Cove held on January 27, 2016 by the following vote:

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**

Victor P. Lopez, Mayor

ATTEST:

June Bracamontes, City Clerk

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF ORANGE COVE)

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed City Clerk of the City of Orange Cove and that the foregoing resolution was duly adopted at a regular meeting of the City Council held on the 27th day of January, 2016.

June Bracamontes
City Clerk



Orange Cove High School

Kings Canyon Unified School District

700 Anchor Avenue · Orange Cove, CA 93646

(559) 626-5900 Phone · (559) 626-7217 Fax

Angel Durazo, Principal – Miguel Herrera and Gloria Valencia; Learning Directors

Honorable Mayor Victor Lopez
and Orange Cove City Council:

I am writing this letter on behalf of the Orange Cove High School softball team. The team went to a city council meeting in the summer and were promised payment for their Valley Championship Rings. The team has not received a check to pay Jostens, the ring manufacturer. We are hoping that the city will keep its promise and send a check to Jostens in the amount listed on the invoice. We are honored to represent the city of Orange Cove and Orange Cove High School. We appreciate all the help and support the city has given to the OCHS softball team and hope they will continue their support the team, for the future of Orange Cove.

Sincerely,

Jacob Huerta JR
Orange Cove High School
Head Varsity Softball Coach

RECEIVED

JAN 15 2016

City of Orange Cove
Accounting Clerk

South Valley Grad featuring Jostens

1222 W. Murray Ave.
 Visalia, CA 93291



Invoice

Date	Invoice #
7/15/2015	5295

Bill To
Orange Cove HS 1700 Anchor Ave. Orange Cove, CA 93646

Ship To

P.O. Number	Requisitioner	Terms	Rep	Via
	Huerta	Due on receipt	KG	Drop off

Quantity	Description	Price Each	Amount
18	2015 Softball Valley Championship Rings	375.00	6,750.00T
	Sales Tax	8.23%	555.53

Phone #	559-627-4375	Total	\$7,305.53
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RESOLUTION NO. 2016-_____

RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATION FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS

WHEREAS, pursuant to Public Resources Code sections 48000 et seq., 14581, and 42023.1(g). the Department of Resources Recycling and Recovery (CalRecycle) has established various payment programs to make payments to qualifying jurisdictions; and

WHEREAS, in furtherance of this authority CalRecycle is required to establish procedures governing the administration of the payment programs; and

WHEREAS, CalRecycle's procedures for administering payment programs require, among other things, an applicant's governing body to declare by resolution certain authorizations related to the administration of the payment program.

NOW, THEREFORE, BE IT RESOLVED that the City of Orange Cove is authorized to submit an application to CalRecycle for any and all payment programs offered; and

BE IT FURTHER RESOLVED that the City Manager, or his/her designee, is hereby authorized as Signature Authority to execute all documents necessary to implement and secure payment; and

BE IT FURTHER RESOLVED that this authorization is effective until rescinded by the Signature Authority or this governing body.

CITY CLERKS CERTIFICATION

This resolution was adopted at a Regular Meeting of the City Council of the City of Orange Cove held on _____, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Victor P. Lopez, Mayor

ATTEST:

June Bracamontes, City Clerk

Resolution No. 2016-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE, CALIFORNIA APPROVING THE ORANGE COVE POLICE DEPARTMENT CITIZENS ON PATROL POLICY AND PROCEDURE MANUAL

WHEREAS, the Orange Cove Citizens on Patrol Mission is to assist the Orange Cove Police Department and serve residents and business in a professional, ethical and cost effective manner with excellent customer service and provide a high quality of life in the City of Orange Cove; and

WHEREAS, Orange Cove enforces regulations within its jurisdiction and has a desire to create the appropriate volunteer organization group "Orange Cove Citizens on Patrol"; and

WHEREAS, The Orange Cove Police Department will oversee the volunteers of the Citizens on Patrol to carry out the typical duties and follow the Policy and Procedure Manuel presented to Council on January 27, 2016

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Orange Cove, California, do hereby approve the Orange Cove Police Department Citizens on Patrol Policy and Procedure Manuel.

This resolution was adopted at a Regular Meeting of the City Council of the City of Orange Cove held on January 27, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

June Bracamontes, City Clerk



ORANGE COVE POLICE DEPARTMENT
CITIZENS ON PATROL
POLICY AND PROCEDURE MANUAL

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ORANGE COVE CITIZENS ON PATROL MISSION STATEMENT

The Mission of the Orange Cove Citizens on Patrol is to assist the Orange Cove Police Department and serve residents and business in a professional, ethical and cost effective manner with excellent customer service and provide a high quality of life in our community.

VOLUNTEER EXPECTATIONS

The Department requires all members of Citizens on Patrol to subscribe to its ethical standard and conduct and act in a reasonable, considerate and professional manner to fellow members and the public at all times.

DEFINITION

Members of the Orange Cove Citizens on Patrol will be registered with the city of Orange Cove as a City Volunteer. A Volunteer is a non-salaried individual who offers his/her services for a limited time, acting in a specific capacity willingly by one's own accord. A volunteer has no salary, benefits or labor relations rights of a City employee and serves "at the will" of the Chief of Police. A volunteer can be placed in or removed from volunteer duties by the Chief of Police with or without cause.

QUALIFICATIONS

Orange Cove Citizens on Patrol must be a U.S. Citizen who is 21 years old, Free of any Felony or Misdemeanor convictions. Orange Cove Citizens on Patrol members must successfully complete a city application and pass a background including but not limited to traffic record check, employment history and reference check. Orange Cove Citizens on Patrol member must provide a note from a physician that he/she is fit to perform the job that he/she will be assigned.

RELATIONSHIPS/CHAIN OF COMMAND

The Chief of Police is the final authority on all matters regarding operational policy, procedure and personnel.

CHAIN OF COMMAND- Members shall respect and follow the chain of command as it applies within the organization and to the Police Department in general.

The Orange Cove Police Department will provide training and guidance to the program. A Police Liaison Officer will be assigned to manage the program between the Orange Cove Citizens on Patrol and the Chief of Police.

The chain of command will be adhered to in all matters and operations regarding the program as follows:

1. Chief Of Police
2. Police Liaison Officer
3. Orange Cove Citizens on Patrol member

UNIFORMS

Volunteers shall conform to department –approved dress consistent with their duty assignment. Uniforms shall consist of the following:

1. Beige or black pants.
2. Black or brown shoes or boots.
3. Volunteer jackets with Orange Cove Police Department logo on sleeve and name of volunteer on front of jacket.
4. Black caps with Orange Cove Police Department logo on front of cap.
 - a. Uniforms shall be readily distinguishable from those worn by officers.
 - b. Volunteers cannot wear his/her uniform off duty. Volunteers shall not wear Citizens on Patrol Clothing if no longer a member.

PERSONNEL /CONDUCT

Volunteers will behave in a professional manner at all times. Volunteers are to exercise common sense and good judgment when participating in the program. Volunteer are to avoid physical confrontation **REMEMBER, OUR GOAL IS CRIME PREVENTION.** Emphasis is

DETERRENCE THROUGH VISIBILITY. Personal safety is and always will be the primary consideration as you conduct patrol operations.

Volunteers will be responsible for their own acts and they shall not shift this burden to others. Volunteers will execute and comply any and all duties to which they have been assigned.

Individual member responsibilities include, but are not limited to the following:

1. Proper execution of all assigned duties.
2. Maintenance of proper community relations
3. Maintain of discipline
4. Adherence to rules, regulations, and policies of the Department and this Operations Manual.
5. Reporting through the chain of command any development that may affect the Department and its operations, or may impact the general public.
6. Proper care, control, and use of any department resource, equipment, materials or supplies.

Orange Cove Citizens on patrol members will **NOT**:

1. Go out on patrol alone.
2. Use any knowledge gained through their service for financial gain or profit.
3. Solicit or accept any gratuities for services provided through the patrol.
4. Take an untrained or unauthorized person on patrol, i.e. family or friends
5. Follow citizens for no apparent reason with the intent to intimidate

NO WEAPONS ARE AUTHORIZED for use by any member of the program. Any member of the program that is found in possession of any illegal weapon may be terminated from the program

No members of the patrol will consume alcoholic beverages for a period of less than eight hours prior to reporting to duty. At no time shall a volunteer drink an alcoholic beverage when on duty or in uniform. Prescribed medication that causes drowsiness or in any way hamper the member safe performance of duty will not be used while in a duty status.

Volunteer shall not divulge any information or record derived from any law enforcement source without approval from the Chief of Police.

PUBLIC RELATIONS- Volunteers must maintain proper relations with the public while performing their duties. Volunteers make not make statements to the press regarding Citizens on Patrol activities without prior approval from the Chief of Police. All inquiries from the press will be referred to law enforcement officer at the scene of an incident.

REPORT OF ARREST- Any members who are arrested for any crime shall submit all information relating to the details of the incident in writing to the Police Liaison. This shall be done no later than one (1) day after the incident or as soon as possible.

DAMAGE OR LOSS OF PROPERTY- Members shall not maliciously damage any equipment or property.

ACCIDENT DAMAGE, ABUSE, AND MISUSE- OF CITY VEHICLE

Any time a vehicle is involved in a traffic collision, either singularly or with another vehicle, an outside agency of authority will be requested to investigate the cause and responsibility. The members involved in the collision shall complete the city provided vehicle accident form. If the member is incapable, the police supervisor on duty, shall complete the form.

Any damage to a vehicle, not caused by a traffic collision, shall be immediately reported within the shift in which the damage was discovered, documented in memorandum format and forwarded to the Police Liaison. An administrative investigation will be conducted to determine any vehicle abuse or misuse. If it is determined that misuse or abuse was a result of negligent conduct or operation, appropriate disciplinary action may result.

ORDERS /LAWFULNESS /INSUBORDINATION

An order is an instruction, written or verbal, issued by a Sworn Officer. All orders, when issued by a Sworn Officer are presumed to be lawful. All members of the program shall obey orders promptly and willingly.

The failure or a deliberate refusal of any member to obey an order given by a Sworn Officer shall be deemed insubordination. Flouting the authority of any Sworn Officer by wanton disrespect, by disputing his or her order, or refusing to obey an order is also insubordination.

DISCIPLINARY PROCEDURES & SEPERATION FROM SERVICE

The Orange Cove Police Department has developed this manual to outline the program operations as well the expectations of its volunteers.

Any member of the program may be disciplined ranging from suspension though dismissal depending upon the gravity of the offence for any one of the following reasons:

1. Any violation of this Operations Manual
2. Any violation of any codified law related to law enforcement or the enforcement of those laws.
3. Misconduct includes sexual harassment, or that which is harmful to the good order of the program.

LEAVE OF ABSENCE

Any member of the program may request a leave of absence from a period of time not to exceed six (6) months, provided that he/she is in good standing at the time of the request. The request is to be submitted in writing to the Police Officer Liaison, who will forward it with his recommendation to the Police Chief.

REINSTATEMENT

Reinstatement at the conclusion of an approval leave of absence or voluntary resignation may be granted by the Chief of Police. Upon reinstatement, the Citizens on Patrol member must be able to demonstrate the ability to perform all tasks required by the position.

PATROL

1. All members approved to operate marked patrol vehicles shall pick up unit key as part of their initial equipment at the beginning of the shift from the shift supervisor at the Police Department. The loss of any assigned key shall be promptly reported.
2. While on duty or representing the program, members will be properly attired.
3. Members are not to engage in activities while on duty that exceed their authority as volunteers.
4. Members are to obey all laws.
5. Members who operate a department vehicle will be in possession of a valid California Driver License.

6. Members on patrol are to note any circumstances and report them to Fresno Dispatch Center.
7. Two Orange Cove Citizens on Patrol members are required for any patrol assignment.
8. Members unable to report for their scheduled shift will notify the Citizens on Patrol Police Liaison and their scheduled partner.

VEHICLES

1. Safety belts will be worn at all times while the vehicle is in motion.
2. Patrol vehicles will be locked at all times when not in use.
3. Patrol vehicles shall not be operated off paved roadways unless directed for special assignment or function.
4. All rules of the road will be adhered to at all times. At no times will a volunteer commit an intentional traffic infraction in an effort to observe or report any criminal offence.
5. Patrol vehicles will not be used for any purpose other than normally assigned duties such as patrol, unless the Chief of Police grants permission for a different use
6. No statements relating to an accident shall be made in the presence of persons involved in the accident, witnesses, news media, or other citizens. The information should be given to the on scene supervisor and /or traffic officer investigating the accident.
7. Members will not operate the amber lights of the patrol unit while responding to or from a call or traffic collision scene unless it is an extreme emergency, moving safely around stopped traffic to shut down and /or reroute traffic. The amber lights will only be activated while the patrol unit is stationary and when a caution warning is necessary for public safety.

TYPICAL DUTIES

- Front desk coverage, filing, telephones, etc.

- Fingerprint citizens
- Update Manual and logs
- Mail out and receive citizens follow- up questionnaires
- Copy work
- Conduct telephone follow-ups
- Conduct security surveys
- Provide security for events
- Assist in neighborhood Watch
- Be utilized in non-enforcement preventive patrol
- Provide traffic control for events or traffic collisions
- Report code violations
- Report any suspicious activity in the community
- Report fire hazards
- Patrol of City and School Properties
- Any other duty as assigned by Chief of Police

DOCUMENTS DEFINED / REPORTS /LEGAL DOCUMENTS

All documents are deemed to be official record, accurate in detail, and the sole property of the Police Department. Documents are defined as any form, report, memo or citation and computer file, whether they are complete or not. A document does not have to be on official letterhead or carry an official title to be an official record.

The Citizens on Patrol Liaison shall maintain a complete and current roster of the members. The roster shall include the name, address and telephone (home &work) and status of each volunteer.

Members will document their service time on the form provided in the Citizens on Patrol Program. The form will be used to record and compute necessary information. All hours spent in service to the Orange Cove Citizens Patrol will be logged.

IDENTIFICATION CARD

The identification card is the sole property of the City of Orange Cove and shall be returned to the Police Liaison upon request, or upon resignation or dismissal of the volunteer from the program. Identification cards shall be in possession during volunteer services and worn in plain

view when conducting business in civilian attire on behalf of the organization or when in any city facility when not in uniform.

COMPLAINTS BY THE PUBLIC

Complaints about Citizens on Patrol operations or members shall be thoroughly and accurately investigated. Any person may file a complaint. Persons may either identify themselves or remain anonymous. A member who receives a complaint from the public must advise the Police Liaison of the complaint.

I, _____ have received a copy of the Orange Cove Citizens on Patrol Manual. I agree to abide by the rules and regulations and outlined in this manual.

(Signature)

(Date)

Resolution No. 2016-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE, CALIFORNIA CONVEYING THE VAN TO THE FRIENDS OF ORANGE COVE ANIMAL SHELTER (FOCAS)

Whereas, Friends of Orange Cove Animal Shelter ("FOCAS"), a non-profit animal shelter is providing animal shelter services in the City with and in conjunctions with the City Police Force; and

Whereas, the City has a used van, that is surplus and the FOCAS has expressed an interest in acquiring to assist FOCAS with providing animal shelter services in the city; and

Whereas, FOCAS intends to use the van to help with animal control and to continue its' work in the City.

NOW THEREFORE the parties agree as follows:

1. The above recitals are true and correct.
2. The City, for the sum of One Dollar, hereby conveys the van identified as VIN 1FbSS31S11HB3804 and License No. 1097850
3. FOCAS agrees that the conveyance and sale of the van is "AS-IS" and neither the City nor any of its' agents, officers or employers have made any representations regarding the van
4. FOCAS hereby agrees to indemnify and hold the City harmless from any and all injury as a result of FOCAS' ownership and operation of the van.

This resolution was adopted at a Regular Meeting of the City Council of the City of Orange Cove held on January 27, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

June Bracamontes, City Clerk

AGREEMENT

This Agreement effective this 27th of January, 2016, by and between the City of Orange Cove, a municipal corporation existing under the laws of the state of California ("City") and Friends of Orange Cove Animal Shelter ("FOCAS"), a non- profit animal shelter, as follows:

WHEREAS, FOCAS is providing animal shelter services in the City with and in conjunction with the City police force; and

WHEREAS, City has a used van, as further described below, that is surplus and that FOCAS has expressed an interest in acquiring to assist FOCAS with providing animal shelter services in the City; and

WHEREAS the City Council of the City of Orange Cove has determined that conveying the van to the FOCAS for One Dollar is in best interests of the residents of the City, increases the safety and welfare of City residents and allows FOCAS to continue its' humane treatment of animals in a more efficient manner; and

WHEREAS FOCAS intends to use the van to help with animal control and to continue its' work in the City.

NOW THEREFORE the parties agree as follows:

1. The above recitals are true and correct.
2. The City, for the sum of One Dollar, hereby conveys the van identified as VIN 1FbSS31S11HB3804 and License No. 1097850
3. FOCAS agrees that the conveyance and sale of the van is "AS-IS" and neither the City nor any of its' agents, officers or employers have made any representations regarding the van
4. FOCAS hereby agrees to indemnify and hold the City harmless from any and all injury as a result of FOCAS' ownership and operation of the van.

FOCAS

CITY OF ORANGE COVE

Samuel A. Escobar, City Manager

Print Name and Title



REPORT TO SUCCESSOR AGENCY

January 27, 2016

To: Mayor and Council

From: Sam Escobar, City Manager

SUBJECT: Adopt resolutions of the Successor Agency to the Orange Cove Redevelopment Agency approving the Recognized Obligation Payment Schedule 16-17 (ROPS) for the July 1, 2016 through June 30, 2017 period and approving the Administrative Budget for Fiscal Year 2016-17.

- A. Consider Resolution Approving the Successor Agency's Administrative Budget for Fiscal Year 2016-17 pursuant to Health & Safety Code Section 34177(j)
- B. Consider Resolution Approving the Recognized Obligation Payment Schedule 16-17 for July 2016 through June 2017 and Authorizing its Transmittal

BACKGROUND:

Assembly Bill ("AB") x1 26, as amended by AB 1484 and Senate Bill ("SB") 107, and codified in the California Health & Safety Code ("H&SC") requires successor agencies to adopt a Recognized Obligation Payment Schedule ("ROPS") before each twelve-month fiscal period. A ROPS covering the period of July 1, 2016 through June 30, 2017 ("ROPS 16-17") is due by February 1, 2016 pursuant to H&SC Section 34177(o). The ROPS projects necessary payments for each enforceable obligation of the former Orange Cove Redevelopment Agency for the twelve-month period.

Staff has prepared a resolution adopting the ROPS for the Oversight Board's consideration, which is attached to this staff report. If it is approved by the Oversight Board, Staff will transmit it electronically to the Department of Finance, State Controller, and Fresno County Auditor-Controller for their review. The adopted ROPS must be transmitted by February 1, 2016; if it is not transmitted on time the Successor Agency will be subject to a penalty of \$10,000 per day. With DOF approval, the Auditor-

Controller will be authorized to disperse property tax revenue to pay ROPS obligations on June 1, 2016.

DISCUSSION OF RECENT LEGISLATIVE CHANGES TO ROPS PROCESS:

On September 22, 2015, Governor Brown signed SB 107, which went into effect immediately. SB 107 made several key changes to the Health and Safety Code (HSC) sections that establish the ROPS process. These changes are summarized below:

Annual Submission Beginning for Fiscal Year 2016-17

Beginning in 2016, ROPS will be due to the DOF annually by February 1st, instead of biannually as in previous years. ROPS periods will cover July 1st to June 30th. Once per ROPS period, but not later than October 1st, successor agencies may submit to their oversight board and the DOF one amendment to the DOF-approved ROPS if the oversight board makes a finding that the revision is necessary for the payment of approved enforceable obligations during the second half of the ROPS period.

Bifurcation of ROPS and Prior Period Adjustment Processes

Previously, on ROPS, successor agencies provided the DOF both an itemized list of payments of enforceable obligations for the upcoming ROPS period and an itemized list of differences between actual payments and past estimated obligations for the preceding ROPS period ("Prior Period Adjustment"). SB 107 specifies that, beginning in 2018, the Prior Period Adjustment process will be handled separately from the ROPS by county auditor-controllers and on an annual basis, instead of biannually as in previous years. Successor agencies will provide information regarding their Prior Period Adjustment to county auditor-controllers on October 1, 2018, and each October 1st thereafter. The law does not specify a change to when or how the successor agencies will provide this information before October 1, 2018. ROPS 16-17 does not include the Prior Period Adjustment tab.

Administrative Cost Allowance

Previously, the administrative cost allowance for each fiscal year was the greater of \$250,000 or three percent of the RPTTF funding that the successor agency received during the fiscal year. Beginning in Fiscal Year 2016-17, the administrative cost allowance for each fiscal year cannot exceed 50 percent of the total RPTTF funding distributed to pay enforceable obligations in the preceding fiscal year, less the administrative cost allowance and any loan repayments to the city or county. However, there is ambiguous language that states the \$250,000 minimum applies unless reduced by the Oversight Board or the Successor Agency enters into an agreement with DOF. It is unclear as to how this provision will be implemented.

SB 107 also specifies that oversight boards are no longer required to submit administrative budgets to the DOF for approval. Administrative budgets still require oversight board approval.

Last and Final ROPS

Beginning January 1, 2016, successor agencies may submit a Last and Final ROPS for approval by the oversight board and the DOF if all of the following conditions are met:

1. Remaining debt includes only administrative costs and enforceable obligations with set payment schedules, such as debt service, loan agreements, and contracts;
2. All remaining obligations have been previously listed on a ROPS and approved by the DOF; and
3. The successor agency has no outstanding or unresolved litigation.

Once the DOF approves a successor agency's Last and Final ROPS, the successor agency may submit up to two requests to amend it.

ROPS 16-17:

It is important to remember that the ROPS is merely a projection of estimated payments for the ensuing twelve-month fiscal period. The actual payments made could be the same or less. The proposed ROPS includes a reconciliation page for the July 2015 through June 2016 (ROPS 15-16) period, and is being presented for your approval as part of the ROPS 16-17. The Successor Agency's actual expenditures generally match what was estimated on the ROPS 15-16.

It is anticipated that there will be sufficient RPTTF available to fully fund Successor Agency's obligations in the ROPS 16-17 period. A five-year cash flow analysis shows that the Successor Agency should have sufficient revenues to fund all of its known obligations through Fiscal Year 2020-21. It is estimated that approximately \$480,000 will be split among all affected taxing entities in the ROPS 16-17 period.

HSC Section 34177(j) requires the Successor Agency to prepare an Administrative Budget and submit it to the Oversight Board for approval. The Administrative Budget includes the proposed administrative expenditures for Fiscal 2016-17. The Successor Agency anticipates needing the entire \$250,000 minimum annual administrative allocation described in HSC Section 34171(b). The Successor Agency is requesting \$125,000 for the 16-17A ROPS period and \$125,000 for the ROPS 16-17B period.

FISCAL IMPACT:

Adoption and transmittal of the ROPS and Administrative Budget are necessary to receive money from the Redevelopment Property Tax Trust Fund (RPTTF) to fund the Successor Agency's financial obligations from July 1, 2016 through June 30, 2017.

RECOMMENDATIONS

Staff recommends that the Successor Agency:

1. Adopt Resolution No. SA 2016-01 Approving the Successor Agency's Administrative Budget for Fiscal Year 2016-17 pursuant to Health & Safety Code Section 34177(j)
2. Adopt Resolution No. SA 2016-02 Approving the Recognized Obligation Payment Schedule 2016-17 for July 2016 through December 2017 and Authorizing its Transmittal

RESOLUTION NO. SA 2016-01

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY APPROVING THE SUCCESSOR AGENCY'S ADMINISTRATIVE BUDGET FOR FISCAL YEAR 2016-17 PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(j)

WHEREAS, on January 26, 2012, the City Council adopted Resolution No. 2012-09 electing to serve as the Successor Agency to the former Orange Cove Redevelopment Agency ("Successor Agency") pursuant to Assembly Bill x1 26 ("AB x1 26" or the "Dissolution Act") as codified in the California Health & Safety Code ("H&SC"); and

WHEREAS, the Successor Agency administers the enforceable obligations of the former Orange Cove Redevelopment Agency and otherwise unwinds the Agency's affairs, all subject to the review and approval by a seven-member oversight board ("Oversight Board"); and

WHEREAS, pursuant to H&SC Section 34179 the Successor Agency's Oversight Board has been formed; and

WHEREAS, H&SC Section 34179 provides that the Oversight Board has fiduciary responsibilities to holders of enforceable obligations and the taxing entities that benefit from distributions of property tax and other revenues pursuant to Section 34188 of Part 1.85 of the Dissolution Act; and

WHEREAS, Section 34177(j) requires the Successor Agency to prepare a proposed administrative budget and submit it to the Oversight Board for approval; and

WHEREAS, pursuant to Section 34177(j), the Successor Agency's "Administrative Budget" is to include all of the following: (a) estimated amounts of the Successor Agency's administrative costs for the up-coming six-month fiscal period; (b) the proposed sources of payment for the costs identified in (a); and (c) proposals for arrangements for administrative and operations services provided by the city serving as Successor Agency; and

WHEREAS, the Successor Agency's proposed Fiscal Year 2016-17 Administrative Budget for the period July 1, 2016 to December 31, 2016 and for the period January 1, 2017 to June 30, 2017 has been reviewed and by this Resolution the Successor Agency desires to approve such Administrative Budget and authorize submittal thereof to the Oversight Board for its review and approval; and

WHEREAS, the Administrative Budget, when and as approved by the Oversight Board by this Resolution, will be provided to the County of Fresno Auditor-Controller pursuant to Section 34177(k) so that the Successor Agency's estimated administrative costs in the approved Administrative Budget will be paid from property tax revenues deposited into the Redevelopment Property Tax Trust Fund for each applicable six-month period.

NOW, THEREFORE, THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and incorporated herein by reference.

Section 2. Approval of Administrative Budget. Pursuant to the Dissolution Act, the Successor Agency approves the Fiscal Year 2016-17 Administrative Budget for the period July 1, 2016 to December 31, 2016 and for the period January 1, 2017 to June 30, 2017 submitted herewith as Exhibit A, which is incorporated herein by this reference.

Section 3. Posting; Transmittal to Appropriate Agencies. The Successor Agency authorizes transmittal of the Fiscal Year 2016-17 Administrative Budget for the period July 1, 2016 to December 31, 2016 and for the period January 1, 2017 to June 30, 2017 to the Oversight Board for its review and approval and also directs staff to send the Administrative Budget to the Fresno County Auditor-Controller and post it on the Successor Agency's website once reviewed and approved by the Oversight Board.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Successor Agency, on the 27th day of January, 2016, by the following vote:

AYES:	AGENCY BOARD MEMBERS:
NOES:	AGENCY BOARD MEMBERS:
ABSENT:	AGENCY BOARD MEMBERS:

VICTOR LOPEZ
AGENCY CHAIRPERSON

ATTEST:

JUNE BRACAMONTES, AGENCY SECRETARY

APPROVED AS TO FORM:

XXX, AGENCY COUNSEL

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY)

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed Agency Secretary of the Successor Agency to the Orange Cove Redevelopment Agency, and that the foregoing resolution was duly adopted at a regular meeting of the Successor Agency held on the 27th day of January, 2016.

June Bracamontes
Agency Secretary

EXHIBIT A

SUCCESSOR AGENCY ADMINISTRATIVE BUDGET
FOR FISCAL YEAR 2016-17

RESOLUTION NO. SA 2016-02

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE 2016-17 FOR JULY 2016 THROUGH JUNE 2017 AND AUTHORIZING ITS TRANSMITTAL

WHEREAS, on January 26, 2012, the City Council adopted Resolution No. 2012-09 electing to serve as the Successor Agency to the former Orange Cove Redevelopment Agency (“Successor Agency”) in accordance with the Dissolution Act (enacted by Assembly Bills 26 and 1484 and Senate Bill 107, as codified in the California Health and Safety Code); and

WHEREAS, among the duties of successor agencies under the Dissolution Act is the preparation of a Recognized Obligation Payment Schedule (“ROPS”) for the ensuing twelve-month period for consideration by a local oversight board and the California Department of Finance (“DOF”) for purposes of administering the wind-down of financial obligations of the former Redevelopment Agency; and,

WHEREAS, the Dissolution Act requires that the proposed ROPS be approved by the local Oversight Board, transmitted for review to the Fresno County Auditor-Controller, State Controller’s Office, and DOF; and,

WHEREAS, the proposed ROPS 16-17 for the twelve-month period from July 1, 2016 through June 30, 2017, attached hereto as Exhibit “A” has been prepared and is consistent with the provisions of the Dissolution Act and in the format made available by DOF; and,

WHEREAS, the Successor Agency desires to approve the ROPS 16-17 and transmit it to various parties as required by the Dissolution Act.

NOW, THEREFORE, the Successor Agency to the Orange Cove Redevelopment Agency does hereby resolve as follows:

NOW, THEREFORE, THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and incorporated herein by reference.

Section 2. Approval of ROPS. The Successor Agency hereby approves and adopts the ROPS 16-17 covering the period of July 1, 2016 through June 30, 2017, in substantially the form attached hereto as Exhibit A, and incorporated herein by reference, as required by the Dissolution Act.

Section 3. Posting; Transmittal to Appropriate Agencies. The City Manager is hereby authorized and directed to post of copy of the ROPS 16-17 on the City’s website and

transmit a copy to the Oversight Board for its approval and to other parties as required by the Dissolution Act.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Successor Agency, on the 27th day of January, 2016, by the following vote:

AYES: AGENCY BOARD MEMBERS:
NOES: AGENCY BOARD MEMBERS:
ABSENT: AGENCY BOARD MEMBERS:

VICTOR LOPEZ
AGENCY CHAIRPERSON

ATTEST:

JUNE BRACAMONTES, AGENCY SECRETARY

APPROVED AS TO FORM:

XXX, AGENCY COUNSEL

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY)

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed Agency Secretary the Successor Agency to the Orange Cove Redevelopment Agency and that the foregoing resolution was duly adopted at a regular meeting of the Successor Agency held on the 27th day of January, 2016.

June Bracamontes
Agency Secretary

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE 2016-17
JULY 2016 THROUGH JUNE 2017

Recognized Obligation Payment Schedule (ROPS 16-17) - Summary

Filed for the July 1, 2016 through June 30, 2017 Period

Successor Agency: Orange Cove
 County: Fresno

	16-17A Total	16-17B Total	ROPS 16-17 Total
Current Period Requested Funding for Enforceable Obligations (ROPS Detail)			
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding			
A Sources (B+C+D):			
B Bond Proceeds Funding	\$ 738,201	\$ 722,389	\$ 1,460,590
C Reserve Balance Funding	722,389	722,389	1,444,778
D Other Funding	15,812	-	15,812
E Enforceable Obligations Funded with RPTTF Funding (F+G):			
F Non-Administrative Costs	\$ 196,012	\$ 207,324	\$ 403,336
G Administrative Costs	86,824	82,324	169,148
H Current Period Enforceable Obligations (A+E):			
	\$ 109,188	125,000	234,188
	\$ 934,213	\$ 929,713	\$ 1,863,926

Certification of Oversight Board Chairman:
 Pursuant to Section 34177 (c) of the Health and Safety code, I hereby
 certify that the above is a true and accurate Recognized Obligation
 Payment Schedule for the above named successor agency.

 Name

 Title

 Signature

 Date

Orange Cove Recognized Obligation Payment Schedule (ROPS 16-17) - ROPS Detail

July 1, 2016 through June 30, 2017

(Respect Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K	L	M		N		O		P	Q	R	S	T	U	V	W	
												16-17A	16-17B	16-17A	16-17B	16-17A	16-17B									16-17A
Item #	Project Name/Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope	Project Area	Total Outstanding Debt or Obligation	Rolled	ROPS 16-17 Total	16-17A Bond Proceeds	16-17A Reserve Balance (Non-RPTTF)	16-17A Other Funds	16-17A Non-Admin	16-17A Admin	16-17A Total	16-17B Bond Proceeds	16-17B Reserve Balance (Non-RPTTF)	16-17B Other Funds	16-17B Non-Admin	16-17B Admin	16-17B Total	16-17B Other Funds	16-17B Non-Admin	16-17B Admin	16-17B Total
13	San Joaquin Hills Park Improvement	Microfinance	07/03/13	27/03/13	San Joaquin Hills Park Improvement	San Joaquin Hills Park Improvement	Orange Cove	\$ 2,100,000	N	\$ 2,100,000	\$ 2,100,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 2,100,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 2,100,000	\$ 0	\$ 0	\$ 0	\$ 2,100,000
14	Park Improvement	Microfinance	07/02/14	27/02/14	San Joaquin Hills Park Improvement	San Joaquin Hills Park Improvement	Orange Cove	\$ 100,750	N	\$ 100,750	\$ 100,750	\$ 0	\$ 0	\$ 0	\$ 0	\$ 100,750	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 100,750	\$ 0	\$ 0	\$ 0	\$ 100,750
15	Housing Rehabilitation Grant	Microfinance	07/02/14	27/02/14	San Joaquin Hills Park Improvement	San Joaquin Hills Park Improvement	Orange Cove	\$ 268,000	N	\$ 268,000	\$ 268,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 268,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 268,000	\$ 0	\$ 0	\$ 0	\$ 268,000
16	2014 YARBIS, Series 2014	Bonds Issued After 12/31/10	07/02/14	27/02/14	U.S. Bank National Association	U.S. Bank National Association	Orange Cove	\$ 6,017,474	N	\$ 191,864	\$ 6,017,474	\$ 0	\$ 0	\$ 0	\$ 0	\$ 6,017,474	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 6,017,474	\$ 0	\$ 0	\$ 0	\$ 6,017,474
17	Trustee Administration Fee	Fee	06/02/14	27/02/14	U.S. Bank	U.S. Bank	Orange Cove	\$ 24,000	N	\$ 1,800	\$ 24,000	\$ 0	\$ 0	\$ 0	\$ 1,800	\$ 24,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 24,000	\$ 0	\$ 0	\$ 0	\$ 24,000
18	Continuing Debtors	Fee	06/02/14	27/02/14	U.S. Parks & Recreation LLC	U.S. Parks & Recreation LLC	Orange Cove	\$ 48,000	N	\$ 3,000	\$ 48,000	\$ 0	\$ 0	\$ 0	\$ 3,000	\$ 48,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 48,000	\$ 0	\$ 0	\$ 0	\$ 48,000

Orange Cove Recognized Obligation Payment Schedule (ROPS 16-17) - Report of Cash Balances
(Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I								
									Fund Sources							
									Bond Proceeds		Reserve Balance		Other		RPTTF	Comments
Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS period balances and DDR RPTTF retained	Prior ROPS RPTTF distributed as reserve for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin											
Cash Balance Information by ROPS Period																
ROPS 15-16A Actuals (07/01/15 - 12/31/15)																
1	Beginning Available Cash Balance (Actual 07/01/15)		722,418		15,812		207,408									
2	Revenue/Income (Actual 12/31/15) RPTTF amounts should tie to the ROPS 15-16A distribution from the County Auditor-Controller during June 2015		21				215,460									
3	Expenditures for ROPS 15-16A Enforceable Obligations (Actual 12/31/15)															
4	Retention of Available Cash Balance (Actual 12/31/15) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)						214,769									
5	ROPS 15-16A RPTTF Balances Remaining								No entry required							
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ 722,439	\$ -	\$ 15,812	\$ -	\$ 208,099									
ROPS 15-16B Estimate (01/01/16 - 06/30/16)																
7	Beginning Available Cash Balance (Actual 01/01/16) (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ -	\$ 722,439	\$ -	\$ 15,812	\$ -	\$ 208,099									
8	Revenue/Income (Estimate 06/30/16) RPTTF amounts should tie to the ROPS 15-16B distribution from the County Auditor-Controller during January 2016															
9	Expenditures for ROPS 15-16B Enforceable Obligations (Estimate 06/30/16)						207,324									
10	Retention of Available Cash Balance (Estimate 06/30/16) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)															
11	Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)	\$ -	\$ 722,439	\$ -	\$ 15,812	\$ -	\$ 775									

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. For tips on how to complete the Report of Cash Balances Form, see CASH BALANCE TIPS SHEET.

Orange Cove Recognized Obligation Payment Schedule (ROPS 16-17) - Notes July 1, 2016 through June 30, 2017

Item #	Notes/Comments
13-15	Bond proceed expenditures - the same amount is requested in the A and B periods because it is unknown which periods the funds will actually be spent and drawn down from the bond trustee.

REDEVELOPMENT OBLIGATION RETIREMENT FUND CASH FLOW (FY 2016-17 through 2020-21)
ORANGE COVE SUCCESSOR AGENCY

See A/B	FY 2016-17			FY 2017-18			FY 2018-19			FY 2019-20			FY 2020-21		
	A	B	Total												
	Jul-Dec 2016	Jan-Jun 2017		Jul-Dec 2017	Jan-Jun 2018		Jul-Dec 2018	Jan-Jun 2019		Jul-Dec 2019	Jan-Jun 2020		Jul-Dec 2020	Jan-Jun 2021	
PROJECTED REVENUES															
1	659,000	713,000	1,372,000	659,000	713,000	1,372,000	659,000	713,000	1,372,000	659,000	713,000	1,372,000	659,000	713,000	1,372,000
2	(224)	(813)	(1,037)	(244)	(813)	(1,057)	(244)	(813)	(1,057)	(244)	(813)	(1,057)	(244)	(813)	(1,057)
3	(222,918)	(245,841)	(468,759)	(222,918)	(245,841)	(468,759)	(222,918)	(245,841)	(468,759)	(222,918)	(245,841)	(468,759)	(222,918)	(245,841)	(468,759)
	435,839	465,346	901,185	435,839	465,346	901,185	435,839	465,346	901,185	435,839	465,346	901,185	435,839	465,346	901,185
ANTICIPATED EXPENDITURES															
ROPS Obligations															
Trustee Administration Fee	(1,100)	-	(1,100)	(1,100)	-	(1,100)	(1,500)	-	(1,500)	(1,500)	-	(1,500)	(1,500)	-	(1,500)
Continuing Disclosure	(2,025)	-	(2,025)	(2,025)	-	(2,025)	(2,025)	-	(2,025)	(2,025)	-	(2,025)	(2,025)	-	(2,025)
2014 PACES	(82,324)	(82,324)	(164,648)	(170,361)	(168,549)	(338,910)	(183,246)	(188,867)	(372,113)	(183,246)	(188,867)	(372,113)	(183,246)	(188,867)	(372,113)
Total ROPS Obligations	(86,150)	(164,648)	(250,798)	(171,416)	(168,549)	(339,965)	(186,771)	(188,867)	(375,042)	(186,771)	(188,867)	(375,042)	(186,771)	(188,867)	(375,042)
Administrative Costs	(125,000)	(125,000)	(250,000)	(125,000)	(125,000)	(250,000)	(125,000)	(125,000)	(250,000)	(125,000)	(125,000)	(250,000)	(125,000)	(125,000)	(250,000)
Total Expenditures	(211,050)	(289,648)	(500,698)	(296,416)	(293,549)	(589,965)	(311,771)	(313,867)	(625,042)	(311,771)	(313,867)	(625,042)	(311,771)	(313,867)	(625,042)
RPTTF DISTRIBUTION															
Total Approved ROPS Obligations	211,050	207,324	418,374	209,087	203,725	412,812	327,489	321,549	649,037	323,420	321,887	645,307	323,420	319,661	643,081
Less True-Up Adjustment from Prior ROPS	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total RPTTF Distribution SA	211,050	207,324	418,374	209,087	203,725	412,812	327,489	321,549	649,037	323,420	321,887	645,307	323,420	319,661	643,081
Residual RPTTF to Taxing Entities	224,739	250,022	474,761	198,752	171,022	369,774	108,350	143,787	252,147	107,419	167,232	274,651	109,692	169,589	279,281
Deficit for ROPS Obligations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

NOTES: Actual amounts through ROPS 15-16B. Future periods are estimated based on past periods, rounded down to the nearest 1,000. Assumes a 0% growth rate in assessed values.

2 Actual amounts through ROPS 15-16B. Future fees estimated at the same amount.

3 Actual amounts through ROPS 15-16B. Future payments estimated at the same amount.



REPORT TO SUCCESSOR AGENCY

January 27, 2016

To: Mayor and Council

From: Sam Escobar, City Manager

SUBJECT: Consideration of Proposal for Fiscal Year 2016-17 Successor Agency Consulting Services by RSG, Inc.

BACKGROUND:

The dissolution of the Orange Cove Redevelopment Agency is complex and arduous. The City of Orange Cove requires financial, real estate, and management consulting services to help manage the numerous deadlines and requirements of ABx1 26, AB 1484, SB 107, SB 341 and any new legislation that may come into effect.

Redevelopment Dissolution Consulting Services

The City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency have employed Rosenow Spevacek Group, Inc. ("RSG") to provide consulting services related to the dissolution of the former Orange Cove Redevelopment Agency since 2012. To date, RSG has assisted with:

- Operational startup activities to create the Successor Agency, Housing Successor Entity, and Oversight Board
- Recognized Obligation Payment Schedules (ROPS) covering six month periods from January 2012 to the present
- The Successor Agency's Administrative Budget for Fiscal Years 2012-13, 2013-14, 2014-15, and 2015-16
- Five-Year Cash Flow Analyses to aid preparation of the ROPS and inform other planning activities
- City Loan Agreements to cover shortfalls in prior ROPS periods
- Due Diligence Review advisory services
- Zero-Property Long Range Property Management Plan and the sale of three properties

- Review and analysis of contracts, agreements, and other documents
- Documents and presentations for City Council, Successor Agency, and Oversight Board Meetings
- Documents and presentations for meetings with State and County agencies
- Correspondence with State, County, and other agencies as needed
- General project advisory and management Services
- Legislative tracking, analysis, and advice
- Other services as needed

A new contract for administrative services is proposed in a not-to-exceed amount of \$20,000 to continue providing consulting services in the remainder of FY 2015-16 and 2016-17.

RSG will consult on all activities required by the Dissolution Act, which may include but are not limited to:

- Financial Planning and Transition Services, including preparation of Recognized Obligation Payment Schedules (ROPS), Administrative Budgets, and Cash Flows
- Completion of the Senate Bill 341 Report for the Housing Successor Entity
- General Financial Advisory Services
- Project Advisory Services
- Project Management Services
- Meeting, Agenda, Staff Report Assistance for the City Council, Successor Agency, and Oversight Board
- Meeting Preparation and Attendance with State, County and other agencies as required
- Taxing Entity Consultations
- Monitoring of Legal Requirements and Agreements
- Legislative Analysis
- Others Services as Designated

The fee stated in the proposal matches the amount approved by the Successor Agency and Oversight Board in the FY 2016-17 Administrative Budget. Costs for services will be paid on a monthly basis as they accrue on a time and material basis by the Successor Agency.

RECOMMENDATIONS:

1. Approve the attached Proposal for Fiscal Year 2016-17 Successor Agency Consulting Services from RSG relating to Successor Agency matters and authorize an amended contract subject to Oversight Board approval

RESOLUTION NO. SA 2016-03

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY APPROVING A CONTRACT WITH ROSENOW SPEVACEK GROUP, INC. TO PROVIDE CONSULTING SERVICES TO THE SUCCESSOR AGENCY IN FISCAL YEAR 2016-17

WHEREAS, on January 26, 2012, the City Council adopted Resolution No. 2012-09 electing to serve as the Successor Agency to the former Orange Cove Redevelopment Agency (“Successor Agency”) pursuant to the Dissolution Act (enacted by Assembly Bills 26 and 1484 and Senate Bill 107, as codified in the California Health and Safety Code); and

WHEREAS, Health & Safety Code Section 34177.3(b) states that successor agencies may create enforceable obligations to conduct the work of winding down the redevelopment agency, including acquiring necessary professional administrative services; and

WHEREAS, the Successor Agency desires to approve a contract with Rosenow Spevacek Group, Inc. to provide Successor Agency consulting services through Fiscal Year 2016-17 as outlined in the proposal attached as Exhibit “A” (“RSG Contract”); and

WHEREAS, the RSG Contract is to be funded by the administrative cost allowance pursuant to Health & Safety Code Section 34171(b); and

WHEREAS, the Successor Agency and Oversight Board adopted an Administrative Budget for Fiscal Year 2016-17 pursuant to Health & Safety Code Section 34177(j)(3) that included services to be provided under the RSG Contract; and

WHEREAS, Health & Safety Code Section 34177(j)(3) requires proposals for arrangements for administrative and operations services provided by a city, county, or other entity to be submitted to the oversight board for its approval; and

WHEREAS, the Successor Agency desires to approve the proposed RSG Contract Amendment and send it to the Oversight Board for consideration.

NOW, THEREFORE, THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and incorporated herein by reference.

Section 2. Contract Approval. The RSG Contract is hereby approved.

Section 3. Execution and Transmittal. The City Manager is hereby authorized and directed to take such other and further action consistent with this resolution and sign and transmit

any documents, as necessary, in order to implement this Resolution on behalf of the Successor Agency.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Successor Agency, on the 27th day of January, 2016 by the following vote:

AYES: CITY COUNCIL MEMBERS:
NOES: CITY COUNCIL MEMBERS:
ABSENT: CITY COUNCIL MEMBERS:

VICTOR P. LOPEZ, MAYOR
SUCCESSOR AGENCY CHAIRPERSON

ATTEST:

JUNE BRACAMONTES, CITY CLERK

APPROVED AS TO FORM:

XX
SUCESSOR AGENCY COUNSEL

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF ORANGE COVE)

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed City Clerk of the City of Orange Cove and that the foregoing resolution was duly adopted at a regular meeting of the Successor Agency held on the 27th day of January, 2016.

June Bracamontes
City Clerk



BETTER COMMUNITIES. BOLDER FUTURES.

ROSENOW SPEVACEK GROUP INC.
309 WEST 4TH STREET
SANTA ANA, CALIFORNIA
92701-4502

T 714 541 4585
F 714 541 1175
E INFO@WEBRSG.COM
WEBRSG.COM

Via Electronic Mail

January 21, 2016

Mr. Sam Escobar
City Manager
CITY OF ORANGE COVE
633 6th St,
Orange Cove, CA 93646

**PROPOSAL FOR SUCCESSOR AGENCY ADMINISTRATIVE CONSULTING SERVICES
2016-17**

Dear Mr. Escobar:

RSG is pleased to present this proposed scope of work and budget to provide the Successor Agency to the Redevelopment Agency of the City of Orange Cove ("Successor Agency") administrative consulting services for the 2016-17 fiscal year. RSG has been working with the Successor Agency since the beginning of the dissolution of the Orange Cove Redevelopment Agency in 2012. With RSG's assistance, the Successor Agency has overcome many hurdles and fulfilled numerous state reporting requirements. RSG would like to continue to serve the Successor Agency in its capacity as Administrative Consultants and see the Successor Agency through to the end of this arduous process.

Senate Bill 107, approved by the Governor on September 22, 2015, modified the Dissolution Act and the wind-down process of former redevelopment agencies. Some notable changes include:

- Annual ROPS – Instead of preparing the ROPS twice per year, it will be completed once per year due on February 1st annually.
- Administrative Allocation – Beginning on July 1, 2016, a successor agency administrative allowance will be limited to 50% of the total Redevelopment Property Tax Trust Fund distributed to pay enforceable obligations in the preceding fiscal year reduced by administrative costs and revitalized loan repayments, the latter amount is the administrative cost allowance.
- County-wide Oversight Board – On July 1, 2018, there will be only oversight board for the entire county and your local oversight board will be terminated.
- Prior Period Adjustments - Commencing October 1, 2018 and annually thereafter, the differences between actual payments and past estimated obligations on the ROPS shall be submitted by SA to the county auditor-controller.

FISCAL HEALTH
ECONOMIC DEVELOPMENT
REAL ESTATE, HOUSING
AND HEALTHY COMMUNITIES

Mr. Sam Escobar
City Manager
CITY OF ORANGE COVE
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SCOPE OF SERVICES

The proposed Scope of Services is based upon our experience with the Successor Agency and upcoming tasks that we have identified. RSG is happy to discuss modifications to the scope as needed to satisfy the City's needs. RSG has identified the following tasks:

Task 1: Budget and Cash Flow Work

The Successor Agency has faced many challenges throughout the dissolution process, not the least of which has been budget shortfalls during Recognized Obligation Payment Schedule periods. RSG will continue to maintain a working cash flow model for the Successor Agency to anticipate any future budget shortfalls. In addition, RSG will assist the Successor Agency in working to close any budget gaps by employing the variety of methods.

Task 2: Complete Annual ROPS and accompanying Administrative Budgets

The Successor Agency must submit a Recognized Obligation Payment Schedule ("ROPS") to the Oversight Board and Department of Finance annually. RSG will assist the Successor Agency in completing the 2017-18 ROPS that will be addressed during the 2016-17 fiscal year. Should an issue arise during the Department of Finance's review of the ROPS, RSG would assist the Successor Agency in drafting a Meet and Confer request and is available to attend the meeting. The Successor Agency must submit an annual administrative budget supporting the use of the annual administrative allowance allowed by law. RSG will assist the Successor Agency in preparing the annual administrative budget for fiscal year 2017-18, which will be submitted along with ROPS. The Successor Agency is allowed to amend the ROPS once during the period. RSG can assist the Successor Agency if this needed arises.

Task 3: Help the Successor Agency Navigate New Legislation

RSG will keep abreast of new legislation and help the Successor Agency adapt and adjust their processes as needed.

Task 4: Senate Bill 341 Report

Senate Bill 341 was enacted in 2013 requiring all housing successor entities to prepare an annual report on its Low and Moderate Income Housing Asset Fund activities. The report for FY 2014-15 is due to the California Department of Housing and Community Development by April 1, 2016. RSG can work with staff to draft this report.

Task 5: Attend Meetings as Necessary

RSG will make a staff member available to the Successor Agency should they need assistance at any Successor Agency or Oversight Board meetings.

Task 6: Additional Administrative Services as Needed

RSG will assist the Successor Agency with any additional administrative tasks as they arise.

Mr. Sam Escobar
City Manager
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TIMELINE

RSG will begin this portion of its contract with the Successor Agency February 1, 2016 and will conclude June 30, 2017.

PROJECT TEAM

Ms. Tara Matthews, Partner will be the principal in charge of this engagement. Suzy Kim, Senior Associate will be the Project Manager, and will be assisted by additional staff as needed.

FEE PROPOSAL

RSG will complete consulting services for remainder of FY 2015-16 and FY 2016-17 services on a time-and-materials basis, with a not to exceed amount of **\$20,000**. RSG does not charge clients for mileage (except direct costs related to field surveys), parking, standard telephone/fax expenses, general postage or incidental copies. However, we do charge for messenger services, overnight shipping/express mail costs and teleconferencing services. We also charge for copies of reports, documents, notices, and support material in excess of five (5) copies. These costs are charged back at the actual expense plus a 10% surcharge.

RSG issues monthly invoices payable upon receipt, unless otherwise agreed upon in advance. Invoices identify tasks completed to date, hours expended and the hourly rate.

HOURLY BILLING RATES:

Principal/Director	\$ 235
Senior Associate	180
Associate	160
Senior Analyst	135
Analyst	125
Research Assistant	110
Technician	80
Clerical	60
Reimbursable Expenses	Cost plus 10%

Mr. Sam Escobar
City Manager
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We appreciate the opportunity to submit our proposal to the City and Successor Agency, and look forward to working with you again. If you have any questions, please do not hesitate to contact me at 714.316.2116.

Sincerely,
ROSENOW SPEVACEK GROUP, INC.



Suzy Kim
Senior Associate

APPROVED AND AUTHORIZED:

Signed: _____

Title: _____

Date: _____