



## AGENDA

**Victor P. Lopez, Mayor**

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

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

**WEDNESDAY, OCTOBER 26, 2016 - 6:30 P.M.**  
**Orange Cove Council Chambers**  
**633 6<sup>th</sup> Street, Orange Cove, California 93646**

**A. Call to Order/Welcome**

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

**B. Confirmation of Agenda**

**C. Consent Calendar**

1. City Warrants for the month of September 2016: (039786-040057)
2. City Council Meeting Minutes of September 28, 2016
3. Approve the contract with School House for the City Christmas Dinner on December 8, 2016

**D. Administration**

**City Manager:**

4. **SUBJECT:** Consideration and Discussion regarding the naming of the New Shopping Mall located at the corner of Park Blvd and Anchor Avenue

**Recommendation:** Council to review and approve the naming of the New Shopping Mall located at the corner of Park Blvd. and Anchor Avenue.

5. **SUBJECT:** Consideration and Discussion regarding the Walmart Endowment donation of \$25,000 for a City Mural.

**Recommendation:** Update Report only.

6. **SUBJECT:** Consideration and Discussion regarding the poles for Event Banners

**Recommendation:** Council to consider approving poles for Event Banners

**EVENTS COMMITTEE:**

7. **SUBJECT:** Consideration and Discussion regarding the Upcoming Annual Events.

**Recommendation:** Update report only.

**CHIEF OF POLICE**

8. **SUBJECT:** Consideration and Discussion regarding the monthly activity report

**Recommendation:** Update report only.

**E. 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.

**F. City Manager's Report**

**G. City Attorney's Report**

**H. City Council Communications**

**I. 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](http://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

**Victor P. Lopez, Mayor**

**Diana Guerra Silva, Mayor Pro Tem**

**Gilbert Garcia, Council Member**

**Minerva Pineda, Council Member**

**Josie Cervantes, Council Member**

**WEDNESDAY, SEPTEMBER 28, 2016 - 6:30 P.M.**

**Orange Cove Council Chambers**

**633 6<sup>th</sup> Street, Orange Cove, California 93646**

### **A. Call to Order/Welcome**

COUNCIL PRESENT: Mayor Victor P. Lopez  
Mayor Pro Tem Diana Guerra Silva  
Councilmember Gilbert Garcia  
Councilmember Minerva Pineda  
Councilmember Josie Cervantes

STAFF PRESENT: City Manager Samuel A. Escobar  
City Attorney, Ernie Tuttle  
Police Chief, Marty Rivera  
City Clerk June V. Bracamontes

INVOCATION: Mayor Pro Tem Diana Guerra Silva

FLAG SALUTE: Mayor Victor P. Lopez

### **B. Confirmation of Agenda**

Item #3 of the Consent Calendar and Item #10 of the Agenda was removed

### **C. Consent Calendar**

1. City Warrants for the month of August 2016: (039521- 039861)
2. Special City Council Minutes of September 12, 2016

3. Approve Washington, D.C. Trip for Mayor Victor P. Lopez the week of October 3-6, 2016 regarding the San Joaquin Valley Water Infrastructure Authority
4. Approval of Supplemental Agreements for Federal Funds for Third Street and Center Street Trail and Resolution 2016-53

**Upon the motion by Councilwoman Pineda and seconded by Mayor Pro Tem Silva, item #3 was removed and the Consent Calendar was approved as presented. (Yes vote: Lopez, Silva, Garcia, Pineda and Cervantes)**

#### **D. Administration**

##### **Mayor Victor P. Lopez:**

5. **SUBJECT:** Consideration and Discussion regarding the Usage of the Orange Cove Community Center and waiving all fees for a free Medical and Dental Services on November 19, 2016 requested by The Tzuchi Medical Mobile Clinic

**Recommendation:** Council to approve the Usage of the Orange Cove Community Center and waiving all fees for a free Medical and Dental Services on November 19, 2016 requested by The Tzuchi Medical Mobile Clinic

**Upon the motion by Mayor Pro Tem Silva and seconded by Councilwoman Cervantes, Council approved the Usage of the Orange Cove Community Center and waiving all fees for a free Medical and Dental Services on November 19, 2016 requested by The Tzuchi Medical Mobile Clinic. (Yes vote: Lopez, Silva, Garcia, Pineda and Cervantes)**

6. **SUBJECT:** Consideration and Discussion regarding a request from Cultiva La Salud for Mayor Lopez to speak at the Powerful People; Leadership Development Training on October 17<sup>th</sup> at 6pm-8pm in Orange Cove.

**Recommendation:** Council to approve Mayor Victor P. Lopez to be the guest speaker for the Leadership Development Training on October 17, 2016 at 6pm-8pm in Orange Cove.

Mayor will be honored to speak at the Leadership Development Training on October 17, 2016.

**Upon the motion by Mayor Pro Tem Silva and seconded by Councilwoman Cervantes, Council approved for Mayor Lopez to be the guest speaker for the Leadership Development Training on October 17, 2016 at 6pm-8pm in Orange Cove (Yes vote: Lopez, Silva, Garcia, Pineda and Cervantes)**

**Police Chief:**

7. **SUBJECT:** Consideration and Discussion regarding the VNS Quotes for a new server, computers and firewall for the Orange Cove Police Department.

**Recommendation:** Council to consider approving the VNS Quotes for a new server, computers and firewall for the Orange Cove Police Department total amount of \$26,286.83.

Police Chief presented to Council a revised Total Cost of \$26,541.15.

**Upon the motion by Councilwoman Cervantes and seconded by Councilwoman Pineda, Council approved the VNS Quotes for a new server, computers and firewall for the Orange Cove Police Department total amount of \$26,541.15. (Yes vote: Lopez, Silva, Garcia, Pineda and Cervantes)**

**City Manager:**

8. **SUBJECT:** Consideration and Discussion regarding the Application for Reconstruction of the Bridge over the Friant-Kern Canal at Hills Valley Road.

**Recommendation:** Council to authorize City Manager to sign an application for the Federal Highway Bridge Program for the Rehabilitation of the bridge over the Friant-Kern Canal at Hills Valley Road.

**Upon the motion by Mayor Pro Tem Silva and seconded by Councilman Garcia, Council approved to authorize City Manager to sign an application for the Federal Highway Bridge Program for the Rehabilitation of the bridge over the Friant-Kern Canal at Hills Valley Road (Yes vote: Lopez, Silva, Garcia, Pineda and Cervantes)**

9. **SUBJECT:** Consideration and Discussion regarding a request from Rajveer Rakkar, South San Joaquin Valley Regional Public Affairs Manager, approving Resolutions for the following:

- a. **Resolution in Opposition to Proposition 53**
- b. **Resolution in Support of Proposition 54**

**Recommendation:** Council to consider approving the Resolution Opposition to Proposition 53; and Resolution Supporting Proposition 54

**Upon the motion by Councilman Garcia and seconded by Councilwoman Cervantes, Council approved Resolutions Opposition to Proposition 53 and Support of Proposition 54. (Yes vote: Lopez, Silva, Garcia, Pineda and Cervantes)**

10. **SUBJECT:** Consideration and Discussion regarding the Purchase Sale Agreement and Development Agreement between Capitol Rivers, Inc., a California corporation (“Buyer”) and The City of Orange Cove, a municipal corporation (“Seller”).

**Recommendation:** Council to consider approving the Purchase Sale Agreement and Development Agreement between Capitol Rivers, Inc., a California corporation (“Buyer”) and The City of Orange Cove, a municipal corporation (“Seller”).

**Item removed.**

## **E. 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.

Ms. Bertha Del Bosque presented to Council about the Animal Shelter. Requested Council to help with a grant writer and to please consider them. She also invited Council to the Open House on October 15, 2016. Mayor appreciated the update of the shelter.

**By Consensus Council agreed for Staff to help with a grant writer for the Animal Shelter as requested by Ms. Bertha Del Bosque.**

Manuel Ferreira Resident at 404 D Street talked to Chief and City Manager about the Restorative Justice program that the City of Reedley has in place. Mr. Ferreria requested to have it in Orange Cove. There is a lot info on the internet. City Manager will do research with the Reedley Police Department and KCUSD.

## **F. City Manager’s Report**

City Manager presented a report to Council as follows:

1. The purchase sale agreement with Capital Rivers is getting closer get it done. Last item to prevent is prevailing wage. Working with other retailers to bring to OC.
2. October 29<sup>th</sup> Fall Clean up day.
3. Working with RSG consultant administration services for our Successor Agency and asked to look at our taxes. Believe we were short \$130,000.



Mayor requested on the first issue the development, would like to have a meeting before the upcoming conference. Been working on it late night. It is a very serious matter and has to be done right.

### **G. City Attorney's Report**

None

### **H. City Council Communications**

#### **Councilman Gilbert Garcia:**

Councilman Garcia asked Bertha to come back to the podium regarding the Animal Shelter. Councilman Garcia requested to have a quarterly report regarding the Animal Shelter. Ms. Del Bosque stated that Ms. Booth has been given a lot of money into it. Work all day. Been busy. Would like to come every month.

Thank the Public Works for working with the Shelter Councilman Garcia thanked Public Works for everything that they do, they helped remove a snake in his backyard.

#### **Councilwoman Josie Cervantes:**

Thanked the Event Committees for the Mexican Day Celebration. Thanked Public Works and Staff and Manuel for working together

#### **Councilwoman Minerva Pineda:**

Thanked everyone who came out for the Mexican Day event.

#### **Mayor Pro Tem Diana Guerra Silva:**

Proud of the celebration on September 17<sup>th</sup> worked out very well. Thanked the events committee and staff. Also thanked Senator Vidak for joining with us. Great event.

#### **Mayor Victor P. Lopez:**

Thanked the staff and events committee, chambers, Police Department. Great show great event. Horses were beautiful.

Reported that the DC Trip was cancelled today. Decided to wait to meet with various Secretaries.

This morning did interview with Channel 21 and have Feria De Educacion various speakers. Invite everyone The City will have bus. Attorney there for DACA immigration how to apply for scholarship. Volunteer to be a speaker tomorrow. Come to city hall sign up. Looking to have 10,000 people in attendance this year.

Funded for brand new Fire Truck. Will be used any place. Got word last week.

**I. Adjournment**

Mayor adjourned the City Council Meeting at 7:20 p.m

**RESPECTFULLY SUBMITTED:**

\_\_\_\_\_  
**June V. Bracamontes, City Clerk**  
**City of Orange Cove**

**PRESENTED TO COUNCIL:**

**DATE:** \_\_\_\_\_

**ACTION:** \_\_\_\_\_



October 13, 2016

Dear June,

Thank you for selecting School House Restaurant & Tavern to host your holiday party this year! I am pleased to confirm the following reservation:

**DATE OF EVENT:** Thursday, December 8, 2016

**ESTIMATED TIME OF EVENT:** 6:30pm-10:30pm

**TYPE OF EVENT:** City of Orange Cove Holiday Party

**VENUE:** Sherwood Room

**FOOD & BEVERAGE MINIMUM:** \$1500.00

**ESTIMATED GUEST COUNT:** 40ppl (Maximum room capacity)

**ON SITE CONTACT NAME/CELL/EMAIL:**

June Bracamontes

Cell \_\_\_\_\_

[jb@cityoforangecove.com](mailto:jb@cityoforangecove.com)

#### TERMS & CONDITIONS

##### SECURITY DEPOSIT

Client agrees to reimburse School House Restaurant & Tavern (SHRT) for any of its property damaged or missing as a result of the actions of a **City of Orange Cove** guest. A \$500 security deposit and signed contract is required to secure a date. The deposit serves as a hold for the contracted date and is deducted from the final invoice if no property damage or loss is observed. Client agrees to pay SHRT the costs in excess of the security deposit to repair any SHRT property damaged, or replace any SHRT property missing as a result of the actions of a **City of Orange Cove** guest. Initials\_\_\_\_\_

##### CANCELLATION, & REFUND

In case of cancellation, a refund of half of the deposit will be made if the cancellation is made at least one month in advance from the event date. No refund will be made for cancellations less than one month from the event date.

##### FOOD & BEVERAGE MINIMUM

The food & beverage minimum is **\$1500** and is for food & beverage only and is the subtotal prior to adding the service charge and tax. It also does not include any other fees like rentals or cake cutting. If your event does not meet the food & beverage minimum, the difference must be purchased in wine. Initials\_\_\_\_\_



### **EVENT BAR & ALCOHOLIC BEVERAGES**

All alcoholic & non-alcoholic beverages must be purchased through SHRT. No outside beverages may be brought in or consumed on property. In the event we find evidence of any outside alcohol brought on the premise before, during or after your event you will be required to surrender it to Management immediately and your security deposit will be forfeited in its entirety. It is your responsibility to assure this does not happen. Initials\_\_\_\_\_

Regarding events where there will be mixed ages and alcohol present, if Management determines that an individual arrives impaired, that person(s) will be denied entrance. Initials\_\_\_\_\_

### **TAX & SERVICE CHARGE**

All food, beverage, site, and rental prices are subject to local sales tax of 8.975%. A 20% service charge is applied on food & beverage only.

### **MENU & GUEST COUNT GUARANTEE**

Entree selection must be made prior to sending invitations. Final guest count and remainder menu selections are due seven (7) days prior to your event which is **Thursday, December 1, 2016**. Final bill is based on confirmed number of guests or the number of actual guests, whichever is greater. Client must provide guest list indicating each guest's entrée preference at time of guaranteed guest count. School House pricing includes place cards and custom menus for each guest.

### **CELEBRATORY CAKE, CUPCAKES, DESSERTS**

Outside food is not allowed. However, client may bring in their own cake, cupcakes, or desserts from a licensed and insured bakery only. No home baked goods allowed. School House will gladly cut, plate, and serve the cake for an additional \$2.00 per guest and a \$1.00 service fee per guest for cupcakes and desserts.

### **OVERTIME**

Dinner events are based on a four (4) hour duration with the latest possible ending time being 11:30pm. There will be a \$100.00 charge every thirty (30) minutes exceeding this allotment.

### **VENDORS & DÉCOR**

All outside vendors must be approved by SHRT Event Sales Manager. Client may not affix anything to the walls, ceiling, or floors without prior approval.

### **RENTALS**

Client may not bring in outside rentals. All rentals must be coordinated by the Event Sales Manager at SHRT.



\*\*\*\*\*

Please sign this agreement and return one copy along with the \$500 security deposit to guarantee your space and lock in your reservation.

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

Event Name: \_\_\_\_\_ Date of Event: \_\_\_\_\_

Check this box if paying by check. Mail checks to:  
**School House Restaurant & Tavern, 1018 S. Frankwood Ave., Sanger 93657, ATTN: Michelle Jackson**

If you prefer to pay by credit card, please fill out the included authorization form on the next page

\*\*\*\*\*

**CREDIT CARD AUTHORIZATION FORM**

School House Restaurant & tavern has my permission to charge the following credit card.

Cardholder Name \_\_\_\_\_

Company \_\_\_\_\_

Billing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Cell \_\_\_\_\_

Email \_\_\_\_\_

Circle One:      VISA              M/C              AMEX              DISCOVER

Card Number \_\_\_\_\_ Exp. \_\_\_\_\_

\_\_\_\_\_  
Signature of Cardholder

\_\_\_\_\_  
Date