

**IMPORTANT NOTICE REGARDING
CITY OF ORANGE COVE PUBLIC MEETINGS
COUNCIL MEETING – JULY 8, 2020 AT 6:30 P.M.
TELECONFERENCE**

Based upon recommendations from the CDC regarding social distancing relative to COVID-19 (coronavirus) and in accordance with the applicable provisions of Executive Orders N-25-20 and N-29-20 issued by Governor Newsom (“EO”), all public meetings will be held via teleconference. The City will have available a free call-in conference call number for those who wish to listen and/or provide public comment during the public comment period of the agenda or on a specific agenda item.

Those wishing to join via call-in conference should call (US): (888) 204-5987 (Access Code: 8166599#). If you are intending to comment, we are asking you to please contact City Clerk June V. Bracamontes in advance of the meeting at jvb@cityoforangecove.com, or by calling 559-393-3931. We are asking those to pre-register so that we can keep the meeting orderly, given everyone will be non-visible. There will still be time to provide public comment should you not pre-register. We will be asking all those interested to please call in 5 minutes prior to the regular meeting start time and keep their telephones on “mute” unless speaking during the public comment portion of the agenda or speaking on a specific agenda item after the Mayor requests public comment on the specific agenda item. If you would like to comment, please say your name clearly for the record.

If you need any special assistance or have questions please contact City Clerk June V. Bracamontes at jvb@cityoforangecove.com, or by calling 559-393-3931.

For continual updates regarding COVID-19, visit the city’s website at cityoforangecove.com.



AGENDA

Victor P. Lopez, Mayor

Diana Guerra Silva, Mayor Pro Tem

Josie Cervantes, Council Member

Roy Rodriguez, Council Member

Esperanza Rodriguez, Council Member

WEDNESDAY, July 8, 2020 - 6:30 P.M.

TELECONFERENCE

(CALL 888-204-5987 ACCESS CODE 8166599#)

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

B. **Confirmation of Agenda**

C. **Consent Calendar**

1. Council Minutes of June 24, 2020

D. **Administration**

City Engineer

2. **SUBJECT:** Presentation of monthly project update by City Engineer Alfonso Manrique.

Recommendation: Informational Item Only

Chief of Police:

3. **SUBJECT:** Monthly Statistic, Police Department, and Animal Control Activity Report presented by Chief of Police, Marty Rivera

Recommendation: Informational Item Only

Director of Building and Development Services:

4. **SUBJECT:** Housing Element Certification and Howard/Macias Annexation Update

Recommendation: Informational Item Only

Interim City Manager:

5. **SUBJECT:** Update on Financial Issues

Recommendation: Informational Item Only

6. **SUBJECT:** Agreement with Fresno County Rural Transit Agency for Law Enforcement, Safety, Security and other Services for the period of June 1, 2020 through June 30, 2021 for an amount not to exceed \$10,000

Recommendation: Council to consider approving the agreement between the Fresno Council Rural Transit Agency and the City of Orange Cove for Law Enforcement, Safety, Security and other Services

7. **SUBJECT:** Building, Planning, and Development Impact Fees Study

Recommendation: Council to Review and Approve Building, Planning, and Development Impact Fee Report.

8. **SUBJECT:** Interim Budget for Fiscal Year 2020-21

Recommendation: Council to consider approving Resolution No. 2020-20 Adopting the Fiscal Year 2020-21 Roll Over Budget

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 speaker's 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 cityoforange Cove.com.

STATEMENT ON RULES OF DECORUM AND ENFORCEMENT

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

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

GENERAL RULES OF DECORUM

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

1. All remarks shall be addressed to the City Council as a whole and not to any single member, unless in response to a question from a member of the City Council.
2. A person who addresses the City Council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct (i) which is likely to provoke others to violent or riotous behavior, (ii) which disturbs the peace of the meeting by loud and unreasonable noise, (iii) which is irrelevant or repetitive, or (iv) which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.
3. A person, other than members of the Council and the person, who has the floor, shall not be permitted to enter into the discussion unless requested by the Mayor to speak.
4. Members of the City Council may not interrupt a person who has the floor and is making public comments. Members of the City Council shall wait until a person completes his or her public comments before asking questions or commenting. The Mayor shall then ask Councilmembers if they have comments or questions.

5. No person in the audience at a Council meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impede the orderly conduct of any Council meeting.

ENFORCEMENT OF DECORUM RULES
(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

Josie Cervantes, Council Member

Roy Rodriguez, Council Member

Esperanza Rodriguez, Council Member

WEDNESDAY, June 24, 2020 - 6:30 P.M.

TELECONFERENCE

(CALL 888-204-5987 ACCESS CODE 8166599#)

A. Call to Order/Welcome

COUNCIL PRESENT: Mayor Victor P. Lopez
Mayor Pro Tem Diana Guerra Silva
Councilmember Roy Rodriguez
Councilmember Josie Cervantes
Councilmember Esperanza Rodriguez

STAFF PRESENT: Financial Consultant/Interim City Manager Rudy Hernandez
Police Chief, Marty Rivera
City Attorney, Ernie Tuttle
City Clerk June V. Bracamontes

B. Confirmation of Agenda

No Changes.

C. Consent Calendar

1. Council Minutes of June 10, 2020
2. City Warrants for May 2020
3. Donation to the Orange Cove High School of \$1000 for graduation
4. Revised Resolution No. 2020-15 Consolidation of Elections

Upon the motion by Mayor Pro Tem Silva and seconded by Councilwoman Cervantes, Council approved the Consent Calendar as presented.

Yes: Lopez, Silva, Rodriguez, Cervantes, Rodriguez
No: None
Absent: None
Abstain: None

D. Chief of Police

5. **SUBJECT:** No Choke Hold

Recommendation: Informational Item Only

Chief of Police Marty Rivera presented to Council the Use of Force:

Due to the occurring nations in regards to George Floyd, the Use of force, there has been a movement throughout the country. Since this movement there has been change. Death opened up the floodgates of anger by people of color for decades.

Officers has been told within our city that choke holds to disable suspects was no longer allowed.

E. Events Committee

6. **SUBJECT:** Presentation by David Lopez regarding Pyro Spectacular

Recommendation: Informational Item only

David Lopez gave an update and announced that there will not be an annual 4th of July event but will remain keeping the contract with Pyro will be pushing it to next year. They understand and willing to work with the City.

Mayor wants the city to be informed about this subject matter. Letter to the residents in English and Spanish

F. Administration

Interim City Manager:

7. **SUBJECT:** Resolution No. 2020-19 regarding the 2020-2021 Contract between the City of Orange Cove and the Department of Education for Child Care Services

Recommendation: Council to approve Resolution No. 2020-19 Approving the 2020-21 Contract between the City of Orange Cove and the Department of Education for Child Care Services

Upon the motion by Councilman Rodriguez and seconded by Mayor Pro Tem Silva, Council approve Resolution No. 2020-19 Approving the 2020-21 Contract

between the City of Orange Cove and the Department of Education for Child Care Service as presented.

Yes: Lopez, Silva, Rodriguez, Cervantes, Rodriguez
No: None
Absent: None
Abstain: None

8. **SUBJECT:** Update on Financial Issues

Recommendation: Informational Item Only

Highlights of Fiscal Year 2020-2021

State budget approved by the State Senate and Assembly requires Governor's Signature for final approval. Looking at a big deficit 54 billion in the next couple of years. Cuts in Education, and Personnel. Corona Virus is a big issue lays offs very serious. Our budget 2020-2021 called a wait and see. Care Act to help the City of Orange Cove \$235 million to help cities like ours once the Governor signs the budget

Development Impact Fees for City Equipment and Capital Improvements as per AB1600 Guidelines.

To pay for the impact for the city's park and recreation. Amaya paid \$800,000 those monies have to be spent in 5 years.

Per Mayor Prepare letters to Assemblyman and State Senator to make sure we send them a letter to include our city. Per Rudy Hernandez a letter has been sent to Assemblyman and State Senator will send again.

9. **SUBJECT:** Laser X Diesel Lawnmower for City's Public Works Department for the amount of \$36,370.92 from California Turf Equipment & Supply, Inc.

Recommendation: Staff recommends the City Council approve the purchase of the Lawnmower from California Turf Equipment & Supply, Inc. from Tulare, CA for the amount of \$36,370.92. This recommendation is based on the lowest bid from the 4 bid proposals.

Upon the motion by Mayor Pro Tem Silva and seconded by Councilwoman Rodriguez, Council approved the purchase of the Lawnmower from California Turf Equipment & Supply, Inc. from Tulare, CA for the amount of \$36,370.92. This recommendation is based on the lowest bid from the 4 bid proposals.

Yes: Lopez, Silva, Rodriguez, Cervantes, Rodriguez
No: None
Absent: None
Abstain: None

10. **SUBJECT:** Dental and Vision Plan

Recommendation: Council to consider approving the Dental & Vision Plans from Lincoln Financial to Ameritas and Change in Broker from Lincoln Financial to BRS Financial Group, LLC to Manage Life, LTD Insurance, Dental & Vision Plans with Ameritas Effective July 1, 2020

David Lopez correction on the Dental Plan roll over for 4 years.

Upon the motion by Mayor Pro Tem Silva and seconded by Councilwoman Cervantes, Council approved the Dental & Vision Plans from Lincoln Financial to Ameritas and Change in Broker from Lincoln Financial to BRS Financial Group, LLC to Manage Life, LTD Insurance, Dental & Vision Plans with Ameritas Effective July 1, 2020

Yes: Lopez, Silva, Rodriguez, Cervantes, Rodriguez
No: None
Absent: None
Abstain: None

11. **SUBJECT:** Designation of Delegate and Alternate Delegate to Serve on the AB939 MOU Committee

Recommendation: Council to appoint a member as a Delegate and an Alternate Delegate to represent our Jurisdiction on the AB939 MOU Committee

Upon the motion by Mayor Pro Tem Silva and seconded by Councilman Rodriguez, Council appointed the City Manager and a Staff Member to represent our Jurisdiction on the AB939 MOU Committee.

Yes: Lopez, Silva, Rodriguez, Cervantes, Rodriguez
No: None
Absent: None
Abstain: None

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 speaker's microphone, state your name and address, and then proceed with your comments.

None

H. City Manager's Report

None.

I. City Attorney's Report

None.

J. City Council Communications

None.

K. Adjournment

Mayor Lopez adjourned the City Council Meeting at 8:06 p.m.

RESPECTFULLY SUBMITTED:

June V. Bracamontes, City Clerk
City of Orange Cove

PRESENTED TO COUNCIL:

DATE: _____

ACTION: _____

ENGINEER'S REPORT

TO: CITY COUNCIL
FROM: ALFONSO MANRIQUE, PE
AM CONSULTING ENGINEERS, INC.
SUBJECT: PROJECT PROGRESS UPDATE
DATE: JULY 8, 2020

This Engineer's Report provides an update on the progress made on the various projects since June 10, 2020 that we are currently working on:

1. FHWA Projects

a. Adams Avenue Reconstruction (Between Friant Kern Canal to South Hills Valley Road and Between Center Avenue to 4th Street).

AJ Excavation requested substantial completion of both projects on June 16th. AMCE conducted a site inspection of both project sites on June 25th and has prepared a "punch-list" of items for AJ Excavation to address and correct. The punch list was sent to AJ Excavation on June 26th. AJ Excavation has reviewed the punch list and has informed AMCE that the items included on the punch list will be completed by July 10th.

b. D Street Sidewalks

The Notice to Contractors was sent to qualified contractors and builder exchanges on June 12th. The Bid advertisement will be published in the Reedley Exponent on June 18th. The bid opening is scheduled for July 22nd at 2 pm.

2. Water Enterprise

a. Friant Kern Canal Shut Down - Water Storage Basin and HDPE Liner Project

Cal Valley Construction has completed the installation of the HDPE liner and will be completing the base rock surfacing and fence repairs this week. AMCE has scheduled a site inspection for July 10th at 8am to verify that project meets all standards specified in the plans and technical specifications.

3. EDA Off-site Improvements at Northwest Corner of Park Blvd and Anchor Ave

The legal review is complete. The EDA is now waiting for the grant to be announced, which can take one to two months. Once announced, the EDA will be able to send the award documents to the City to be executed.

4. Purchase of Street Sweeper

The bid opening for the purchase of a CNG street sweeper was conducted today. AMCE will be reviewing the submitted Request for Proposals and will be providing a recommendation for award at the July 22nd City Council meeting.

5. City Hall Parking Lot and Sixth Street Sidewalk Improvements

This project is currently under construction. Central Valley Asphalt has 60 working days to complete the project; however, they estimate that the project will be complete by the end of July.

6. Local Early Action Planning Grant Application

AMCE submitted the “over the counter” application to the HCD on June 22nd. HCD estimates that it will take approximately 60 to 90 days to review the application prior to approval.

*Mayor:
Victor P. Lopez*

*Mayor Pro Tem:
Diana Guerra Silva*

*City Council Members:
Roy Rodriguez
Josie Cervantes
Esperanza Rodriguez*



*Rudy Hernandez
Interim City Manager:
(559) 626-4488 ext. 216*

*Rudy Hernandez:
Financial Consultant
(559) 626-4488 ext. 216*

*City Clerk:
June V. Bracamontes
(559) 626-4488 ext. 214*

Incorporated January 20, 1948

REPORT TO CITY COUNCIL

TO: Orange Cove City Council
FROM: Ray Hoak, Building & Planning Dept.
DATE: July 8, 2020
RE: Housing Element Certification
Howard and Macias Annexation Update

Information and Discussion

Housing Element

Mid -cycle Housing Element amendments codified into the Housing Element book.

Housing Element Certification Letter

Howard and Macias Annexation Update

Annexation Exhibits

List of Items, applications and resolutions substantially complete.

1. Initial Environmental Study
2. Negative Declaration Resolution
3. Subdivision Tract Map Resolution
4. General Plan & Zoning Resolution
5. Initiate Annexation Resolution
6. Lafco Applications
7. Lafco Master Service Plans.

Procedural Steps.

1. Notice of Availability of Initial Study and Intent to Adopt Negative Declaration. 30-day period comment period for interested state and local agencies to respond to environment study/negative declaration.
2. Resolutions presented to City Council.
3. Approved Initiate Annexation Resolution submitted to Fresno County. Fresno County reviews the MOU annexation tax sharing agreement.
4. Confirmation letter from Fresno County stating the proposal is consistent with the City/County MOU
5. Submit applications and supporting documents to Lafco.

**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
DIVISION OF HOUSING POLICY DEVELOPMENT**

2020 W. El Camino Avenue, Suite 500
Sacramento, CA 95833
(916) 263-2911 / FAX (916) 263-7453
www.hcd.ca.gov



June 25, 2020

Rudy Hernandez, Interim City Manager
City of Orange Cove
633 Sixth Street
Orange Cove, CA 93646

Dear Rudy Hernandez:

RE: Orange Cove's 5th Cycle (2015-2023) Adopted Four-Year Housing Element Update

Thank you for submitting the City of Orange Cove's (City) housing element adopted April 8, 2020 and received for review on June 15, 2020. Pursuant to Government Code section 65585, subdivision (h), the California Department of Housing and Community Development (HCD) is reporting the results of its review. The review was expedited to enable the jurisdiction to meet funding criteria for the Community Development Block Grant Program-Coronavirus Response Round 1 (CDBG-CV1).

The adopted element conditionally meets the statutory requirements of State Housing Element Law (Article 10.6 of the Government Code). The adopted element was found to be substantially the same as the revised draft element that HCD's February 7, 2020 review determined met statutory requirements.

The finding of compliance is conditioned on Program B8 which commits to two annexations (Howard and Macias) and the rezoning of 10 acres into the R-3 zoning district, allowing a minimum density of 20 units per acre and permitting multifamily development without discretionary review when the project includes 20 percent or more units affordable to lower-income households. Implementation of Program B8 will provide sufficient sites and zoning to accommodate the City's shortfall of 197 housing units affordable to lower-income households. The program additionally commits the City to seek tax credit housing developers for the sites, as well as revisiting the 80-acre annexation on the east side of Anchor Avenue that was initiated in 2009. For the element to remain in compliance after December 31, 2020, the City must fully implement Program B8 actions.

The housing element identifies sites smaller than one-half acre and larger than 10 acres to accommodate housing for lower-income households in Tables 34 and 35. Absent the analysis required by Government Code section 65583.2, subd. (c)(2)(A) and (B), HCD

did not consider these sites toward accommodating any portion of the Regional Housing Needs Allocation (RHNA) for lower-income households. The City should not consider them adequate, available or additional sites pursuant to Government Code section 65863 (No-Net Loss Law).

Government Code section 65588, subdivision (e)(4) requires a jurisdiction that failed to adopt its housing element within 120 calendar days from the statutory due date to revise its element every four years until adopting at least two consecutive revisions by the applicable due dates. The City missed the first opportunity to adopt on time (December 31, 2019). The next opportunity to adopt on time will be on or before the due date for the 6th planning cycle housing element update.

For your information, some general plan element updates are triggered by housing element adoption. HCD reminds the City to consider timing provisions and welcomes the opportunity to provide assistance. For information, please see the Technical Advisories issued by the Governor's Office of Planning and Research at: http://opr.ca.gov/docs/OPR_Appendix_C_final.pdf and http://opr.ca.gov/docs/Final_6.26.15.pdf.

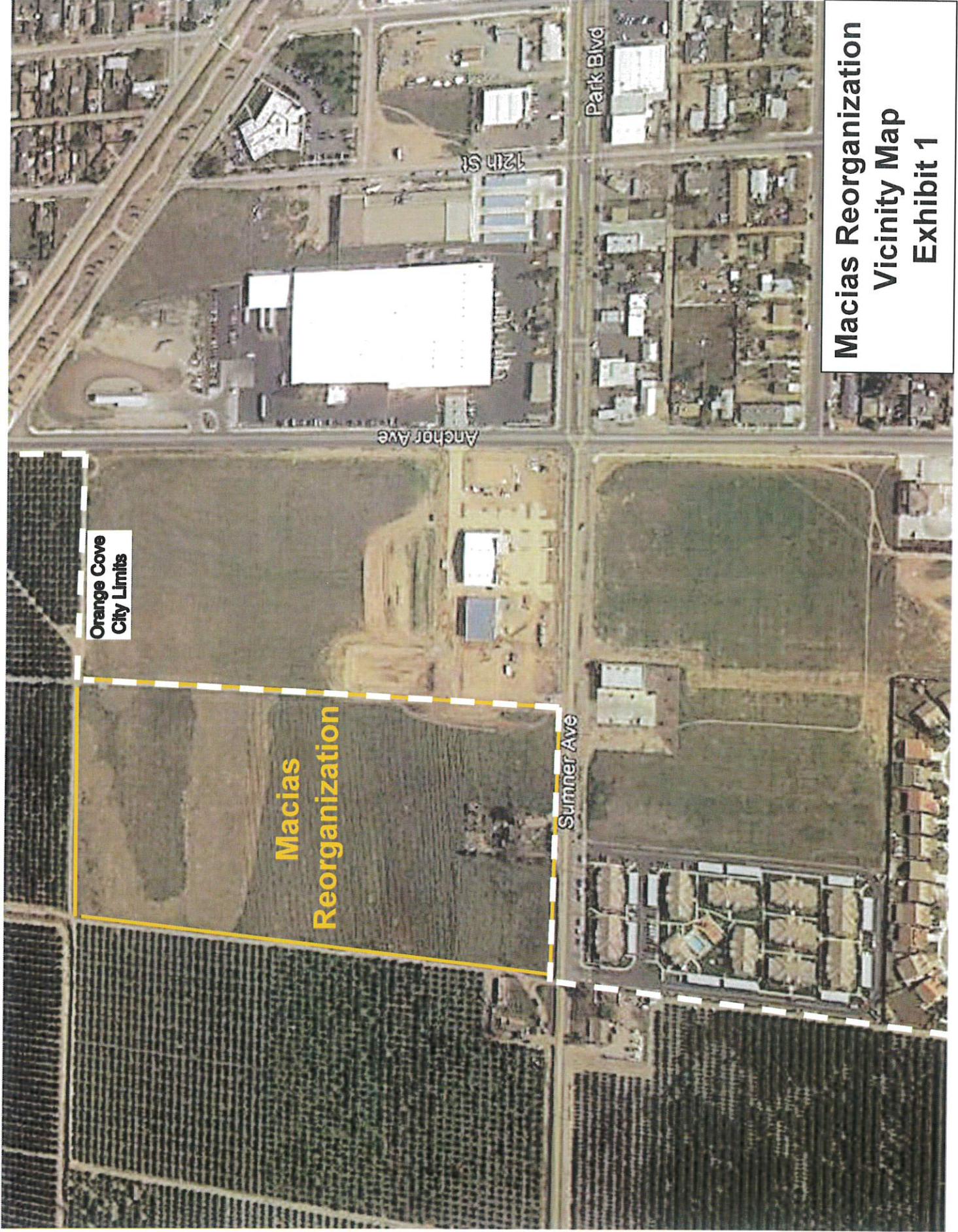
Several federal, state, and regional funding programs consider housing element compliance as an eligibility or ranking criteria. For example, CalTrans Senate Bill (SB) 1 Sustainable Communities grants; the Strategic Growth Council and HCD's Affordable Housing and Sustainable Communities program; the SB 2 Planning Grants as well as ongoing SB 2 funding (Permanent Local Housing Allocation), consider housing element compliance and/or annual reporting requirements pursuant to Government Code section 65400. With housing element compliance, the City meets the housing element requirements for these and other funding sources.

HCD appreciates the assistance Ray Hoak, Building and Planning Director, provided throughout the course of the housing element review. HCD wishes the City success in implementing its housing element and looks forward to following its progress through the General Plan annual progress reports pursuant to Government Code section 65400. If HCD can provide assistance in implementing the housing element, please contact Paul McDougall, of our staff, at (916) 263-7420.

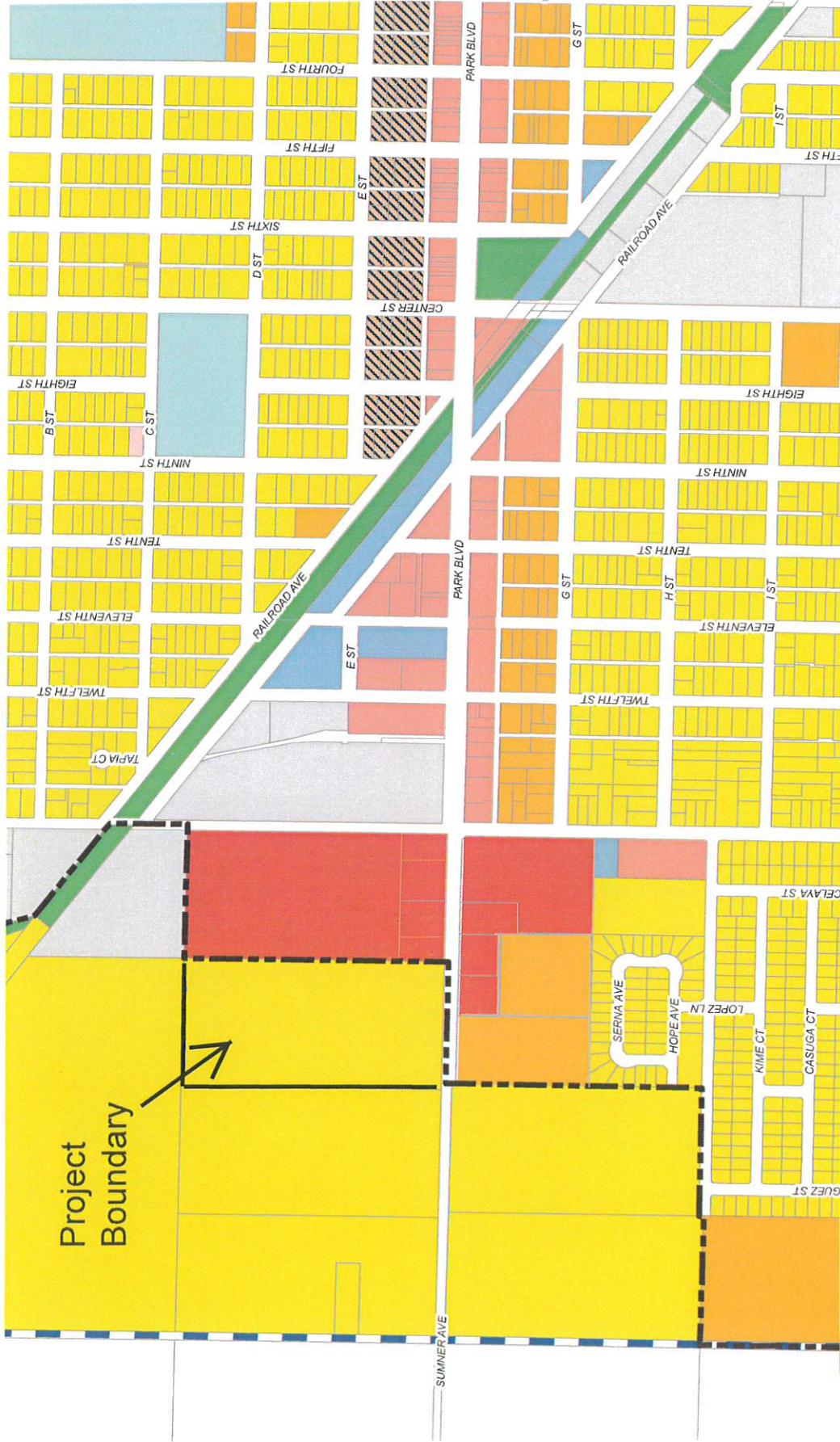
Sincerely,

A handwritten signature in black ink, appearing to read "Shannan West". The signature is fluid and cursive, with the first name being more prominent.

Shannan West
Land Use & Planning Unit Chief



**Macias Reorganization
Vicinity Map
Exhibit 1**



Macias Reorganization

City of Orange Cove - Land Use

Exhibit 2

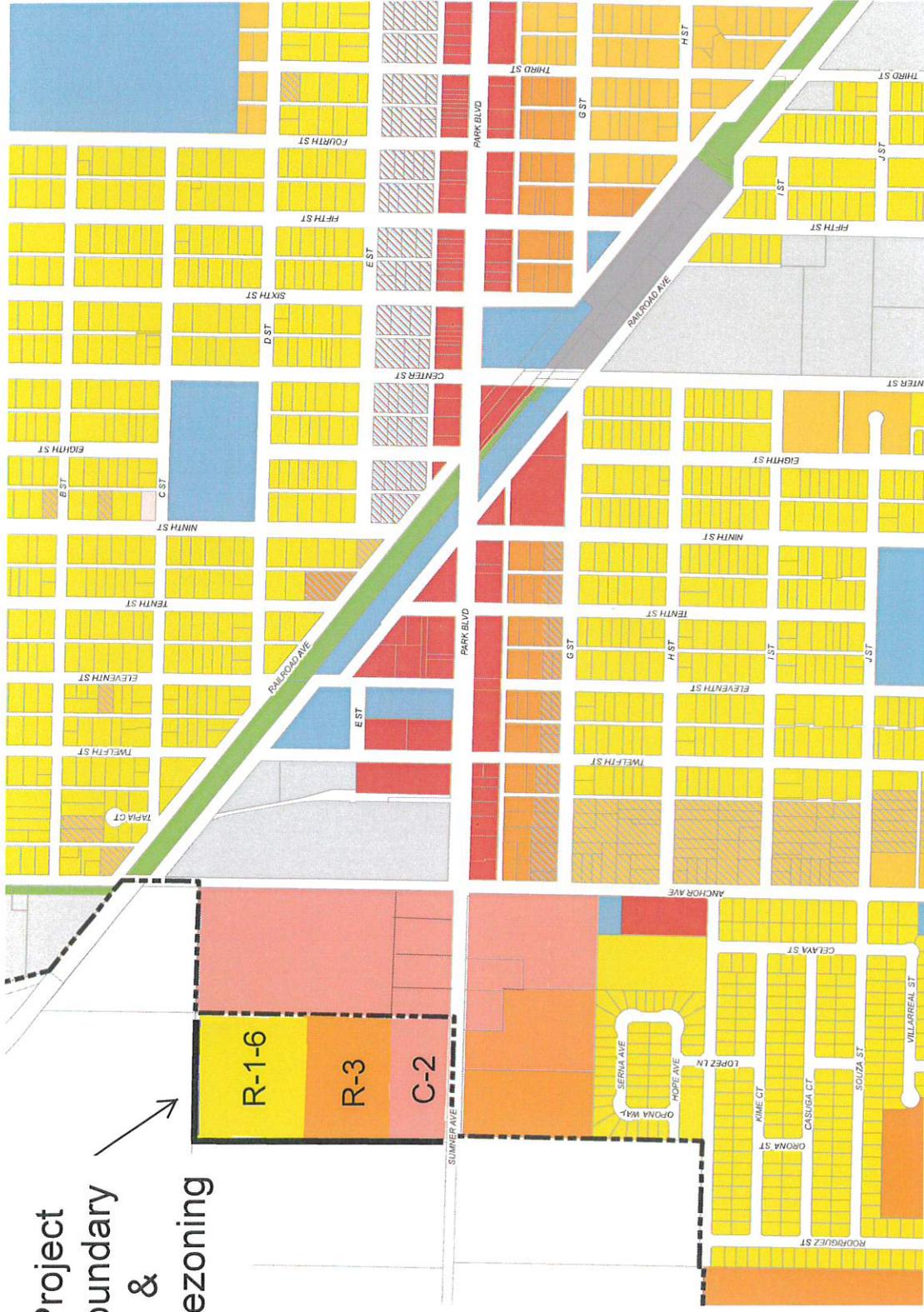


Yamashiro & Herra
Engineering, Inc.

Updated: 09/09/2015
06.01.20

- City Limits
- Sphere of Influence
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Neighborhood Commercial
- Central Commercial
- General Commercial
- Industrial
- Public Facilities
- Schools
- Open Space
- Mixed Use

Project Boundary & Prezoning



Macias Reorganization Prezone Plan

Exhibit 3

- | | | | | | | | |
|--|----------------------------------|--|-----------------------------------|--|---|--|---|
| | City Limits | | C-3 Central Business and Shopping | | C-2 Open Space | | R-2 Med High Density Residential 3,000 sq ft |
| | Sphere of Influence | | M-1 Light Manufacturing | | PF Public Facilities | | R-2A Med High Density Res. One Story 3,000 sq ft |
| | C-1 Neighborhood Shopping Center | | M-2 Heavy Manufacturing | | R-1-12 Single Family Residential 12,000 sq ft | | R-3 High Density Multi-Family Residential 1,500 sq ft |
| | C-2 Community Shopping Center | | M-1-45 Mixed Use | | R-1-45 Single Family Residential 6,000 sq ft | | R-3A High Density Multi-Family Res. One Story 1,200 sq ft |



Yessouf & Meade
Engineering, Inc.
Updated: 03/01/2015



Orange Cove
City Limits

North 4th Street

N 5th St

North 6th Street

Jacobs Ave

S Jacobs Ave

Adams Ave.

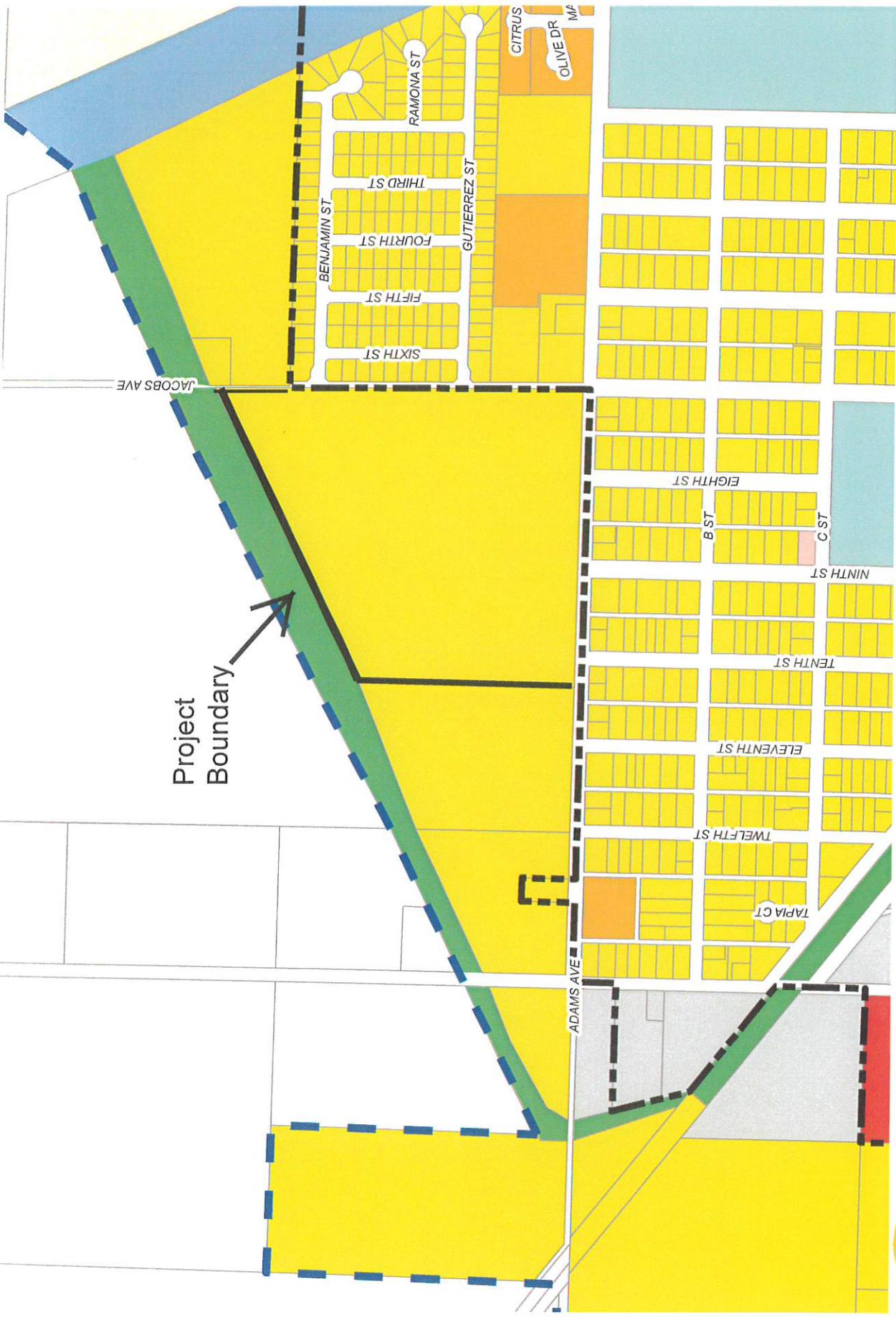
Center St.

8th St.

9th St.

Howard
Reorganization

Howard Reorganization
Vicinity Map
Exhibit 1



Project
Boundary



Howard Reorganization

City of Orange Cove - Land Use

Exhibit 2

- City Limits
- Low Density Residential
- High Density Residential
- Central Commercial
- Industrial
- Schools
- Mixed Use

Yamabe & Horn
Engineering, Inc.

Updated: 09/08/2015

Project Boundary
&
Prezoning



Howard Reorganization

City of Orange Cove - Zoning

Exhibit 3



- City Limits
- Sphere of Influence
- C-1 Neighborhood Shopping Center
- C-2 Comm Shopping Center
- C-3 Central Business and Shopping
- M-1 Light Manufacturing
- M-2 Heavy Manufacturing
- M-U Mixed Use
- Open Space
- PF Public Facilities
- R-1-12 Single Family Residential 12,000 sq. ft. min.
- R-1-6 Single Family Residential 6,000 sq. ft. min.
- R-2 Med. High Density Residential 3,000 sq. ft. min.
- R-2A Med. High Density Res. One Story 3,000 sq. ft. min.
- R-3 High Density Multi-Family Residential 1,500 sq. ft. min.
- R-3A High Density Multi-Family Res. One Story 1,500 sq. ft. min.

Updated: 09/08/2015
Zaner & Hays
Engineering, Inc.



Date: July 8, 2020
To: Mayor and City Council
From: Rudy Hernandez, Interim City Manager
Subject: Update on Financial Issues

Attachments: (1) CARES Act Relief Funds Allocations for Cities – City Managers
 (2) Certification For Receipt of Funds
 (3) \$500 Million CoronaVirus Relief Fund Allocations to Cities

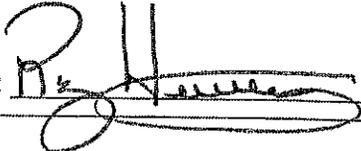
BACKGROUND:

- The Department of Finance has issued an application for Cities to receive their direct allocation from the approved \$500 million of City CARES Act funding.
- Funds are to be used by October 30, 2020 and are applicable for eligible COVID-19 expenses incurred starting March 1, 2020.
- The City of Orange Cove's CARE Act funding is \$116,754.

RECOMMENDATION:

For Information Only.

Prepared by: _____

Approved by:  _____

REVIEW: City Manager:

Finance: _____

City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: APPROVED DENIED NO ACTION

- Consent
- Info Item
- Action Item
- Department Report
- Redevelopment Agency

- Public Hearing
- Matter Initiated by a Council Member
- Other
- Continued to: _____

CARES Act Relief Fund Allocations for Cities - City Managers

The Department of Finance has issued an application for cities to receive their direct allocation from the approved \$500 million of city CARES Act funding. Funds are to be used by October 30, 2020 and are applicable for eligible COVID-19 expenses incurred starting on March 1, 2020. Below is a breakdown of the requirements and deadlines established by the Department in addition to notes from League staff gathered from communications with the Department to assist you.

Certification

- The city's chief executive or authorized designee must email a signed PDF of the *attached* certification form to the Department of Finance at CRFApplications@dof.ca.gov by no later than 11:59 P.M. Pacific Daylight Time on July 10, 2020. Applications received after that time and date may be disallowed.
 - **Please also** email a copy of your city's signed application and any questions you may have to covid-19@cacities.org. The League is coordinating with the Department of Finance to ensure accurate recording of submitted certifications.
- Cities must attest their adherence to COVID-19 federal guidelines, stay at home orders, and state Executive Orders to receive certification for these funds.
 - **Please note** that no additional action or documentation is needed to certify compliance at this time if the city believes to be in compliance with these orders.
 - The Department of Public Health, in coordination with the Department of Finance, will notify cities (which submit certification documents) that it believes to be out of compliance. Identified cities will be provided an opportunity to provide documentation and come into compliance. The League is actively seeking additional clarification on this process.

Reporting

- By September 1, 2020, via a form still to be issued by the Department of Finance, cities are to report on the details, justification, and status of their expenditures and regional collaboration to date. This report will determine whether cities will receive additional time to expend funds and whether they are to receive additional installments.

- **Please note** that funds can be used to reimburse eligible expenditures back dated to March 1, 2020 that were not accounted for in the most recently approved budget as of March 27, 2020. The entirety of a city's allocation may be used for reimbursements.
- It is required that cities retain records that support reported COVID-19 eligible expenditures in accordance with U.S. Treasury Guidelines. Documentation will support the city's reporting to the state and help mitigate repayments of disallowed costs. Documentation will also assist cities with swapping expenditures deemed to be ineligible with other incurred eligible expenses. The state and federal government retain the authority to audit use of these funds.

Allocation and Methodology

- Funding will be allocated in several installments; the first allocation will total one-sixth of your city's total allocation.
 - **Please note** that the Department of Finance may accelerate payments in the coming months based on utilization of funds and compliance with health orders. League staff is actively seeking clarification on the metrics to be used by the Department in making this determination.
- ~~The Department of Finance, utilizing May 2020 city population estimates developed by the Department's Demographic Research Unit, will allocate \$500 million as follows:~~
 - \$275 million to cities with a population less than 300,000. Allocation based on the city's population share within this parameter.
 - \$225 million directly to cities with a population greater than 300,000 that did not receive a direct allocation from the Federal CARES Act. Allocation based on the city's population share within this parameter.
 - No city shall receive less than \$50,000.

Expenditure Timeline

- Funds are to be used by October 30, 2020 and are applicable for eligible COVID-19 expenses incurred starting on March 1, 2020.
- As noted above, the Department may accelerate allocations (decrease the number of monthly of installments); however, if the Department continues to allocate one-sixth of the city's total allocation each month from July to December 2020, the expenditure deadline may be extended.
- The extension of the expenditure deadline and the acceleration of allocations will be largely based on city's expenditures and actions reported on/by September 1.
 - **Please note** that states and local governments must return any funds not used by December 30, 2020 back to the U.S. Treasury.

- The utilization of funds by cities will factor into the Department's decision to accelerate payment and extend the expenditure deadline beyond October 30. If significant unspent funds are projected, the Department may redirect the dollars for its own purposes in accordance with Control Section 11.90 (e) of the 2020 Budget Act.

Questions and Support

- Over the next several weeks, the League will be coordinating with the Department of Finance to answer your questions, provide education on eligible expenses, and reporting requirements.
- Please email a copy of your city's signed application and any questions you may have to covid-19@cacities.org.

CERTIFICATION FOR RECEIPT OF FUNDS PURSUANT TO PARAGRAPHS (2) OR (3) OF
SUBDIVISION (d) OF CONTROL SECTION 11.90 OF THE BUDGET ACT OF 2020

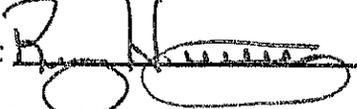
I, Rudy Hernandez, am the chief executive or authorized designee of the City of Orange Cove, and I certify that:

1. I have the authority on behalf of the City of Orange Cove to request payment from the State of California ('State') pursuant to the applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020.
2. I understand the State will rely on this certification as a material representation in making a direct payment to the City of Orange Cove.
3. The City of Orange Cove's proposed uses of the funds provided as direct payment under the applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020 will be used only for costs that:
 - a. Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19)
 - b. Were not accounted for in the budget most recently approved as of March 27, 2020, for the City of Orange Cove.
 - c. Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

4. The City of Orange Cove agrees to do all of the following as a condition of receipt of funds:
 - a. Adhere to federal guidance and the state's stay-at-home requirements and other health requirements as directed in gubernatorial Executive Order N-33-20, any subsequent Executive Orders or statutes, and all California Department of Public Health orders, directives, and guidance in response to COVID-19 emergency.
 - b. Use the funds in accordance with all applicable provisions of subdivision (d) of Control Section 11.90 of the Budget Act of 2020.
 - c. Report on expenditures and summarize regional collaboration and non-duplication of efforts within the region by September 1, 2020, and return any funds that are unspent by October 30, 2020 (unless extended by the Department of Finance based on reported expenditures to date), and repay the state for any cost disallowed after federal review.
 - d. Retain records to support reported COVID-19 eligible expenditures and participate in audits as outlined by the federal government and State.

CERTIFICATION FOR RECEIPT OF FUNDS PURSUANT TO PARAGRAPHS (2) OR (3) OF
SUBDIVISION (d) OF CONTROL SECTION 11.90 OF THE BUDGET ACT OF 2020

By: Rudy Hernandez

Signature: 

Title: Interim City Manager

Date: 7-1-2020

The completed certification must be submitted by email to:

CRFApplications@dof.ca.gov

Certifications must be received by no later than 11:59 p.m. Pacific Daylight Time on July 10, 2020. Certifications received after that time may be disallowed. The subject line of the email shall only contain the name of the local government entity (i.e. City of xxx or County of xxx).

\$500 Million Coronavirus Relief Fund Allocations to Cities

(Whole dollars)

Cities	Allocations ¹	Cities	Allocations ¹	Cities	Allocations ¹
Adelanto	\$ 440,336	Capitola	\$ 124,805	El Cerrito	\$ 308,098
Agoura Hills	\$ 253,931	Carlsbad	\$ 1,413,290	El Monte	\$ 1,440,602
Alameda	\$ 1,003,970	Carmel-by-the-Sea	\$ 50,000	El Paso de Robles	\$ 385,490
Albany	\$ 233,818	Carpinteria	\$ 164,649	El Segundo	\$ 207,148
Alhambra	\$ 1,071,632	Carson	\$ 1,149,617	Elk Grove	\$ 2,174,997
Aliso Viejo	\$ 617,900	Cathedral City	\$ 661,558	Emeryville	\$ 151,845
Alturas	\$ 50,000	Ceres	\$ 597,972	Encinitas	\$ 767,782
Amador	\$ 50,000	Cerritos	\$ 617,283	Escalon	\$ 92,332
American Canyon	\$ 257,277	Chico	\$ 1,362,210	Escondido	\$ 1,889,210
Anaheim	\$ 30,480,113	Chino	\$ 1,100,241	Elna	\$ 50,000
Anderson	\$ 131,758	Chino Hills	\$ 1,017,515	Eureka	\$ 329,655
Angels City	\$ 50,907	Chowchilla	\$ 224,668	Exeter	\$ 136,189
Andloch	\$ 1,389,299	Chula Vista	\$ 3,360,914	Fairfax	\$ 91,356
Apple Valley	\$ 918,553	Citrus Heights	\$ 1,084,214	Fairfield	\$ 1,444,380
Arcadia	\$ 706,404	Claremont	\$ 442,114	Farmersville	\$ 140,745
Arcata	\$ 221,792	Clayton	\$ 139,979	Ferndale	\$ 50,000
Arroyo Grande	\$ 218,384	Clearlake	\$ 176,527	Fillmore	\$ 192,195
Artesia	\$ 203,604	Cloverdale	\$ 113,754	Firebaugh	\$ 98,542
Arvin	\$ 257,649	Clovis	\$ 1,471,470	Folsom	\$ 1,007,649
Atascadero	\$ 371,118	Coachella	\$ 582,612	Fontana	\$ 2,829,939
Atherton	\$ 86,813	Coalinga	\$ 212,358	Fort Bragg	\$ 91,702
Atwater	\$ 387,428	Colfax	\$ 90,000	Fort Jones	\$ 50,000
Auburn	\$ 180,194	Colma	\$ 50,000	Fortuna	\$ 149,684
Avalon	\$ 50,000	Colton	\$ 668,202	Foster City	\$ 407,863
Avenal	\$ 162,846	Colusa	\$ 78,244	Fountain Valley	\$ 689,933
Azusa	\$ 613,134	Commerce	\$ 158,883	Fowler	\$ 79,688
Bakersfield	\$ 33,502,406	Compton	\$ 1,210,414	Fremont	\$ 2,891,945
Baldwin Park	\$ 941,494	Concord	\$ 1,806,893	Fullerton	\$ 1,751,601
Banning	\$ 384,304	Corcoran	\$ 263,019	Gall	\$ 319,161
Barstow	\$ 299,640	Corning	\$ 94,085	Garden Grove	\$ 2,158,291
Beaumont	\$ 635,589	Corona	\$ 2,077,380	Gardena	\$ 752,397
Bell	\$ 451,053	Coronado	\$ 263,994	Gilroy	\$ 704,824
Bell Gardens	\$ 524,123	Corte Madera	\$ 124,879	Glendale	\$ 2,535,249
Bellflower	\$ 964,435	Costa Mesa	\$ 1,417,179	Glendora	\$ 642,878
Belmont	\$ 331,064	Cotati	\$ 93,011	Goleta	\$ 397,862
Belvedere	\$ 50,000	Covina	\$ 603,108	Gonzales	\$ 105,025
Benicia	\$ 335,533	Crescent City	\$ 82,392	Grand Terrace	\$ 153,425
Berkeley	\$ 1,513,511	Cudahy	\$ 298,455	Grass Valley	\$ 158,846
Beverly Hills	\$ 417,024	Culver City	\$ 490,243	Greenfield	\$ 225,755
Big Bear Lake	\$ 64,279	Cupertino	\$ 735,259	Gridley	\$ 79,046
Biggs	\$ 50,000	Cypress	\$ 608,388	Grover Beach	\$ 163,155
Bishop	\$ 50,000	Daly City	\$ 1,347,591	Guadalupe	\$ 99,777
Blue Lake	\$ 50,000	Dana Point	\$ 409,258	Gustine	\$ 72,539
Blythe	\$ 237,744	Danville	\$ 541,743	Half Moon Bay	\$ 153,487
Bradbury	\$ 50,000	Davis	\$ 854,212	Hanford	\$ 732,790
Brawley	\$ 337,682	Del Mar	\$ 52,698	Hawaiian Gardens	\$ 180,873
Brea	\$ 563,387	Del Rey Oaks	\$ 50,000	Hawthorne	\$ 1,073,003
Brentwood	\$ 804,021	Delano	\$ 654,793	Hayward	\$ 1,979,381
Brisbane	\$ 57,204	Desert Hot Springs	\$ 366,216	Healdsburg	\$ 149,264
Buellton	\$ 67,465	Diamond Bar	\$ 705,972	Hemet	\$ 1,051,867
Buena Park	\$ 1,012,440	Dinuba	\$ 320,951	Hercules	\$ 315,222
Burbank	\$ 1,307,080	Dixon	\$ 246,597	Hermosa Beach	\$ 242,177
Burlingame	\$ 371,871	Dorris	\$ 50,000	Hesperia	\$ 1,190,177
Catabasas	\$ 298,714	Dos Palos	\$ 68,477	Hidden Hills	\$ 50,000
Calexico	\$ 504,948	Downey	\$ 1,401,758	Highland	\$ 683,060
California City	\$ 174,848	Duarte	\$ 267,599	Hillsborough	\$ 140,980
Calimesa	\$ 115,186	Dublin	\$ 811,404	Hollister	\$ 501,862
Calipatria	\$ 84,491	Dunsmuir	\$ 50,000	Hollville	\$ 78,515
Calistoga	\$ 66,032	East Palo Alto	\$ 380,218	Hughson	\$ 90,109
Camarillo	\$ 867,522	Eastvale	\$ 820,010	Huntington Beach	\$ 2,465,243
Campbell	\$ 522,136	El Cajon	\$ 1,288,954	Huntington Park	\$ 734,840
Canyon Lake	\$ 135,818	El Centro	\$ 563,733	Huron	\$ 90,122

¹Excludes cities that received direct federal allocation through the CARES Act (6 cities). Allocations use May 2020 Population Estimates.

\$500 Million Coronavirus Relief Fund Allocations to Cities

[Whole dollars]

Cities	Allocations ¹	Cities	Allocations ¹	Cities	Allocations ¹
Imperial	\$ 245,794	Mericopa	\$ 50,000	Pasadena	\$ 1,788,393
Imperial Beach	\$ 346,399	Marina	\$ 275,600	Patterson	\$ 294,898
Indian Wells	\$ 66,712	Martinez	\$ 458,153	Peris	\$ 990,252
Indio	\$ 1,120,515	Marysville	\$ 153,401	Palmdume	\$ 763,954
Industry	\$ 50,000	Maywood	\$ 344,534	Pico Rivera	\$ 782,487
Inglewood	\$ 1,382,521	McFarland	\$ 177,851	Piedmont	\$ 141,412
Ione	\$ 98,876	Mendota	\$ 154,512	Pineole	\$ 240,831
Irvine	\$ 3,478,274	Menifee	\$ 1,198,820	Pismo Beach	\$ 100,493
Irwindale	\$ 50,000	Menlo Park	\$ 435,286	Pittsburg	\$ 917,651
Isleton	\$ 50,000	Merced	\$ 1,088,029	Placenta	\$ 635,803
Jackson	\$ 60,007	Mill Valley	\$ 181,182	Placerville	\$ 135,572
Jurupa Valley	\$ 1,322,168	Millbrae	\$ 281,910	Pleasant Hill	\$ 423,099
Kernan	\$ 196,937	Millpitas	\$ 962,595	Pleasanton	\$ 981,153
King City	\$ 182,701	Misslon Viejo	\$ 1,163,927	Plymouth	\$ 50,000
Kingsburg	\$ 159,068	Modesto	\$ 2,745,200	Point Arena	\$ 50,000
La Canada Flintridge	\$ 252,635	Monrovia	\$ 468,388	Pomona	\$ 1,911,546
La Habra	\$ 782,450	Montague	\$ 50,000	Port Huename	\$ 291,479
La Habra Heights	\$ 67,428	Montclair	\$ 487,588	Porterville	\$ 736,568
La Mesa	\$ 740,408	Monte Sereno	\$ 56,000	Portola	\$ 50,000
La Mirada	\$ 603,491	Montebello	\$ 784,596	Portola Valley	\$ 56,883
La Palma	\$ 191,282	Monterey	\$ 347,819	Poway	\$ 609,183
La Puente	\$ 500,898	Monterey Park	\$ 749,891	Rancho Cordova	\$ 967,781
La Quinta	\$ 502,034	Moorpark	\$ 447,929	Rancho Cucamonga	\$ 2,167,193
La Verne	\$ 411,180	Moraga	\$ 209,235	Rancho Miraga	\$ 236,003
Lafayette	\$ 316,136	Moreno Valley	\$ 2,578,550	Rancho Palos Verdes	\$ 515,258
Laguna Beach	\$ 275,872	Morgan Hill	\$ 573,574	Rancho Santa Margarita	\$ 602,454
Laguna Hills	\$ 389,033	Morro Bay	\$ 125,793	Red Bluff	\$ 175,805
Laguna Niguel	\$ 806,465	Mount Shasta	\$ 50,000	Redding	\$ 1,132,763
Laguna Woods	\$ 200,554	Mountain View	\$ 1,015,823	Redlands	\$ 876,064
Lake Elsinore	\$ 783,483	Murrieta	\$ 1,426,847	Redondo Beach	\$ 827,184
Lake Forest	\$ 1,045,938	Napa	\$ 978,856	Redwood City	\$ 1,071,163
Lakeport	\$ 57,748	National City	\$ 766,745	Reedley	\$ 320,001
Lakewood	\$ 986,770	Needles	\$ 64,798	Rialto	\$ 1,290,930
Lancaster	\$ 1,996,519	Nevada City	\$ 50,000	Richmond	\$ 1,373,211
Larkspur	\$ 151,289	Newark	\$ 604,590	Ridgecrest	\$ 382,388
Lathrop	\$ 331,311	Newman	\$ 147,079	Rio Dell	\$ 50,000
Lawndale	\$ 404,974	Newport Beach	\$ 1,059,137	Rio Vista	\$ 123,311
Lemon Grove	\$ 327,520	Norco	\$ 340,336	Ripon	\$ 196,690
Lemoore	\$ 327,310	Norwalk	\$ 1,305,302	Riverbank	\$ 309,049
Lincoln	\$ 608,924	Novato	\$ 663,066	Riverside	\$ 27,991,888
Lindsay	\$ 162,414	Oakdale	\$ 283,947	Rocklin	\$ 868,621
Live Oak	\$ 113,594	Oakland	\$ 36,994,706	Rohnert Park	\$ 531,779
Livermore	\$ 1,134,220	Oakley	\$ 524,272	Rolling Hills	\$ 50,000
Livingston	\$ 185,049	Oceanside	\$ 2,189,579	Rolling Hills Estates	\$ 99,592
Lodi	\$ 838,741	Ojai	\$ 93,307	Rosemead	\$ 671,227
Loma Linda	\$ 302,937	Ontario	\$ 2,257,932	Roseville	\$ 1,792,347
Lomita	\$ 253,721	Orange	\$ 1,729,401	Ross	\$ 50,000
Lompoc	\$ 540,632	Orange Cove	\$ 116,754	Salinas	\$ 2,002,977
Long Beach	\$ 40,280,494	Orinda	\$ 234,707	San Anselmo	\$ 157,512
Loomis	\$ 85,047	Orland	\$ 102,785	San Bernardino	\$ 2,691,008
Los Alamitos	\$ 142,819	Oroville	\$ 240,028	San Bruno	\$ 661,227
Los Altos	\$ 381,230	Oxnard	\$ 2,547,855	San Buenaventura	\$ 1,312,204
Los Altos Hills	\$ 103,876	Pacific Grove	\$ 188,478	San Carlos	\$ 372,204
Los Banos	\$ 517,629	Pacifica	\$ 473,278	San Clemente	\$ 797,390
Los Gatos	\$ 388,181	Palm Desert	\$ 654,225	San Dimas	\$ 419,123
Loyalton	\$ 50,000	Palm Springs	\$ 585,587	San Fernando	\$ 311,234
Lynwood	\$ 879,968	Palmdale	\$ 1,935,252	San Gabriel	\$ 495,169
Madera	\$ 807,698	Palo Alto	\$ 854,743	San Jacinto	\$ 630,049
Malibu	\$ 144,708	Palos Verdes Estates	\$ 162,859	San Joaquin	\$ 51,142
Mammoth Lakes	\$ 97,036	Paradise	\$ 57,180	San Juan Bautista	\$ 50,000
Manhattan Beach	\$ 435,236	Paramount	\$ 684,784	San Juan Capistrano	\$ 448,423
Manteca	\$ 1,047,037	Parlier	\$ 196,196	San Leandro	\$ 1,085,683

¹Excludes cities that received direct federal allocation through the CARES Act (6 cities). Allocations use May 2020 Population Estimates.

\$500 Million Coronavirus Relief Fund Allocations to Cities

(Whole dollars)

Cities	Allocations ¹	Cities	Allocations ¹
San Luis Obispo	\$ 566,900	Tracy	\$ 1,184,473
San Marcos	\$ 1,200,252	Trinidad	\$ 50,000
San Marino	\$ 161,587	Truckee	\$ 200,369
San Mateo	\$ 1,272,829	Tulare	\$ 837,555
San Pablo	\$ 387,860	Tulelake	\$ 50,000
San Rafael	\$ 738,445	Turlock	\$ 917,355
San Ramon	\$ 1,026,269	Tuslin	\$ 992,487
Sand City	\$ 50,000	Twentynine Palms	\$ 361,252
Sanger	\$ 335,657	Ukiah	\$ 198,307
Santa Ana	\$ 28,580,208	Union City	\$ 909,206
Santa Barbara	\$ 1,154,593	Upland	\$ 973,127
Santa Clara	\$ 1,594,064	Vacaville	\$ 1,220,576
Santa Clarita	\$ 2,740,224	Vallejo	\$ 1,470,087
Santa Cruz	\$ 795,452	Vernon	\$ 50,000
Santa Fe Springs	\$ 225,891	Victorville	\$ 1,561,073
Santa Maria	\$ 1,326,168	Villa Park	\$ 71,194
Santa Monica	\$ 1,140,344	Visalia	\$ 1,711,918
Santa Paula	\$ 375,217	Vista	\$ 1,270,866
Santa Rosa	\$ 2,143,808	Walnut	\$ 369,537
Santee	\$ 716,121	Walnut Creek	\$ 874,918
Saratoga	\$ 383,132	Wasco	\$ 356,635
Sausalito	\$ 89,541	Waterford	\$ 109,815
Scotts Valley	\$ 144,375	Watsonville	\$ 636,063
Seal Beach	\$ 308,580	Weed	\$ 50,000
Seaside	\$ 414,066	West Covina	\$ 1,308,784
Sebastopol	\$ 95,629	West Hollywood	\$ 447,003
Selma	\$ 301,715	West Sacramento	\$ 670,795
Shafter	\$ 252,388	Westlake Village	\$ 101,395
Shasta Lake	\$ 131,583	Westminster	\$ 1,141,134
Sierra Madre	\$ 133,547	Westmorland	\$ 50,000
Signal Hill	\$ 144,610	Wheatland	\$ 50,000
Simi Valley	\$ 1,544,811	Whittier	\$ 1,071,743
Solana Beach	\$ 170,860	Wildomar	\$ 459,103
Soledad	\$ 312,395	Williams	\$ 66,996
Solvang	\$ 68,675	Willits	\$ 62,625
Sonoma	\$ 136,436	Willows	\$ 76,651
Sonora	\$ 58,241	Windsor	\$ 348,782
South El Monte	\$ 261,806	Winters	\$ 89,875
South Gate	\$ 1,197,709	Woodlake	\$ 95,974
South Lake Tahoe	\$ 278,119	Woodland	\$ 749,990
South Pasadena	\$ 314,333	Woodside	\$ 70,082
South San Francisco	\$ 838,111	Yorba Linda	\$ 847,631
St Helena	\$ 74,984	Yountville	\$ 50,000
Stanton	\$ 482,489	Yreka	\$ 96,135
Stockton	\$ 27,170,185	Yuba City	\$ 869,954
Suisun City	\$ 359,536	Yucaipa	\$ 687,883
Sunnyvale	\$ 1,932,363	Yucca Valley	\$ 274,551
Susanville	\$ 169,366		
Sutter Creek	\$ 50,000		
Taft	\$ 107,173		
Tehachapi	\$ 157,525		
Tehama	\$ 50,000		
Termeola	\$ 1,382,508		
Temple City	\$ 446,349		
Thousand Oaks	\$ 1,561,715		
Tiburon	\$ 117,792		
Torrance	\$ 1,797,076		

¹Excludes cities that received direct federal allocation through the CARES Act (6 cities). Allocations use May 2020 Population Estimates.



Date: July 8, 2020
To: Mayor and City Council
From: Rudy Hernandez, Interim City Manager
Subject: Approval of Agreement with Fresno County Rural Transit Agency for Law Enforcement, Safety, Security, and other Services for the Period of June 1, 2020 thru June 30, 2021 for an Amount not to Exceed \$10,000.
Attachments: Agreement

BACKGROUND:

CITY'S OBLIGATIONS

~~A. A police officer employed by CITY shall provide following services to FCRTA at a minimum of one day per week (Monday – Saturday), as selected by CITY:~~

1. A uniformed officer shall Board the stopped vehicle at any designated bus stop
2. Make visual observations while inside vehicle
3. Greet driver of vehicle
4. Assist passengers or driver with any questions
5. Provide bus shelter safety and security

B. CITY shall complete and submit the FCRTA Police Officer Observation Report attached hereto as Exhibit A and incorporated herein by reference.

FCRTA's OBLIGATIONS

A. FCRTA shall compensate CITY as provided in section III of this Agreement.

B. FCRTA will make available to CITY all documents, studies, or other information in its possession that is not protected by the attorney-client privilege related to the services provided by CITY under this Agreement.

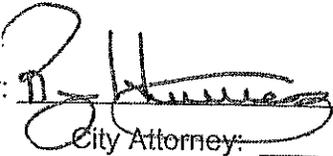
RECOMMENDATION:

For the City Council to approve the agreement between the Fresno County Rural Transit Agency and the City of Orange Cove for Law Enforcement, Safety, Security, and Other Services.

FISCAL IMPACT:

The Amount for Law Enforcement, Safety, Security, and Other Services provided to Fresno County Rural Transit Agency by the City of Orange Cove will not exceed \$10,000.

Prepared by: Rudy Hernandez

Approved by: 

REVIEW: City Manager:

Finance: _____ City Attorney: _____

TYPE OF ITEM:	COUNCIL ACTION:	APPROVED	DENIED	NO ACTION
<input type="checkbox"/> Consent	<input type="checkbox"/> Public Hearing			
<input type="checkbox"/> Info Item	<input type="checkbox"/> Matter Initiated by a Council Member			
<input checked="" type="checkbox"/> Action Item	<input type="checkbox"/> Other			
<input type="checkbox"/> Department Report	<input type="checkbox"/> Continued to: _____			
<input type="checkbox"/> Redevelopment Agency				

**AGREEMENT FOR SERVICES BETWEEN
THE FRESNO COUNTY RURAL TRANSIT AGENCY AND THE
CITY OF ORANGE COVE**

This AGREEMENT, made and entered into this 1st day of June, 2020 (hereinafter referred to as "Effective Date") by and between the FRESNO COUNTY RURAL TRANSIT AGENCY, a joint powers Public Agency (hereafter referred to as "FCRTA"), and the CITY OF ORANGE COVE, a California municipal corporation and general law city (hereafter referred to as "CITY"). FCRTA and CITY are sometimes collectively referred to herein as the "Parties" and individually as a "Party."

WITNESSETH:

WHEREAS, it is necessary and desirable that CITY contract with FCRTA to provide law enforcement, safety, security, and other services as described in this Agreement to FCRTA vehicles and facilities operating within CITY'S boundaries; and

WHEREAS, FCRTA represents that it is authorized by Section 3 of the Joint Powers Agreement that created FCRTA, which was originally executed on September 27, 1979, to contract for the services to be provided by the CITY under this Agreement; and

WHEREAS, CITY represents that it is authorized by law to provide the services hereinafter described to FCRTA.

NOW, THEREFORE, it is agreed by FCRTA and CITY as follows:

I. CITY'S OBLIGATIONS

A. A police officer employed by CITY shall provide following services to FCRTA at a minimum of one day per week (Monday – Saturday), as selected by CITY:

1. A uniformed officer shall Board the stopped vehicle at any designated bus stop
2. Make visual observations while inside vehicle
3. Greet driver of vehicle
4. Assist passengers or driver with any questions
5. Provide bus shelter safety and security

B. CITY shall complete and submit the FCRTA Police Officer Observation Report attached hereto as Exhibit A and incorporated herein by reference.

C. CITY will make available to FCRTA all documents, studies, or other information in its possession that is not protected by the attorney-client privilege related to the services provided by CITY under this Agreement.

II. FCRTA's OBLIGATIONS

A. FCRTA shall compensate CITY as provided in section III of this Agreement.

B. FCRTA will make available to CITY all documents, studies, or other information in its possession that is not protected by the attorney-client privilege related to the services provided by CITY under this Agreement.

III. COMPENSATION AND INVOICING

A. Notwithstanding any other provision in this Agreement, payment by FCRTA to CITY for the services rendered under this Agreement, shall be limited by an amount not to exceed the sum of \$10,000.00.

B. CITY shall submit two semi-annual invoices to FCRTA. Each invoice shall specify: (1) the total amount previous charged by CITY to FCRTA for services provided under this Agreement; (2) total hours of services rendered during the period covered by the invoice; multiplied by (3) the CITY's approved billing rate of \$ ___ per hour, equaling (4) the amount owed to CITY for the services provided during the period covered by the invoice.

IV. TERMINATION

A. Termination Without Cause.

This Agreement may be terminated without cause at any time by FCRTA or CITY upon thirty (30) calendar days written notice. If either Party terminates this Agreement, CITY shall be compensated for services satisfactorily completed to the date of termination based upon the compensation rates and subject to the maximum amounts payable agreed to in Section III.

B. Breach of Contract.

FCRTA or CITY may suspend or terminate this Agreement in whole or in part, where in the determination of FCRTA or CITY there is:

1. An illegal or improper use of funds;
2. A failure to comply with the terms of this Agreement, and after due notice, failure to cure;

3. Improperly performed services under this Agreement.
4. Failure to pay for services appropriately rendered.

In no event shall any payment by FCRTA constitute a waiver by FCRTA of any breach of this Agreement or any default which may then exist on the part of the CITY. Neither shall such payment impair or prejudice any remedy available to FCRTA with respect to the breach or default.

V. INDEPENDENT CONTRACTOR

In performance of the work, duties, and obligations assumed by CITY to be provided under this Agreement, it is mutually expressly understood and agreed that CITY, including any and all of CITY's officers, agents, and employees will at all times be acting and performing as an independent contractor, and shall act in an independent capacity and not as an officer, agent, servant, employee, joint venture, partner, or associate of FCRTA. Furthermore, FCRTA shall have no right to control or supervise or direct the manner or method by which CITY shall perform its work and function. However, FCRTA shall retain the right to administer this Agreement so as to verify that CITY is performing its obligations in accordance with the terms and conditions thereof. CITY and FCRTA shall comply with all applicable provisions of law and the rules and regulations, if any, of governmental authorities having jurisdiction over matters the subject thereof.

~~Because of its status as an independent contractor, CITY shall have absolutely no right to employment rights and benefits available to FCRTA employees. CITY shall be solely liable and responsible for providing to, or on behalf of, its employees all legally-required employee benefits. In addition, CITY shall be solely responsible and save FCRTA harmless from all matters relating to payment of CITY's employees, including compliance with Social Security, withholding, and all other regulations governing such matters. It is acknowledged that during the term of this Agreement, CITY may be providing services to others unrelated to FCRTA or to this Agreement.~~

VI. ASSIGNMENT

CITY shall not assign or subcontract its duties under this Agreement without the prior express written consent of the FCRTA. No such consent shall be construed as making the FCRTA a Party to such subcontract, or subjecting the FCRTA to liability of any kind to any subcontractor.

No subcontract whether existing or later entered into as set forth herein, under any circumstances shall relieve CITY of its liability and obligation under this contract, and all transactions with the FCRTA must be through CITY. Subcontractors may not be changed by CITY without the prior express written approval of FCRTA.

VII. BINDING NATURE OF AGREEMENT; MODIFICATION

The Parties agree that all of the terms of this Agreement shall be binding upon them and that together these terms constitute the entire Agreement of the Parties with respect to the subject matter hereof. No variation or modification of this Agreement and no waiver of any of its provisions or conditions shall be valid unless in writing and signed by duly authorized representatives of the Parties. This Agreement shall be binding upon FCRTA, CITY, and their successors in interest, legal representatives, executors, administrators, and assigns with respect to all covenants as set forth herein.

VIII. INDEMNITY

The CITY and FCRTA (hereafter individually referred to as a "PARTY") shall hold harmless, and indemnify the other PARTY and its respective governing board, officers, directors, employees, authorized agents, contractors or subcontractors from and against any and all claims, damages, losses, liabilities, costs, and expenses (including reasonable attorneys' and expert witness fees and costs) that arise out of or as a result of any negligent act or omission or willful misconduct of the indemnifying PARTY or its governing board, officers, directors, employees, authorized agents, contractors or subcontractors in carrying out the indemnifying PARTY's obligations under this Agreement, except to the extent that such expense, liability or claim is proximately caused by the negligence or willful misconduct of the PARTY indemnified or its governing board, officers, directors, employees, authorized agents, contractors or subcontractors.

IX. NON DISCRIMINATION AND DBE

~~CITY shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. CITY shall carry out all applicable requirements of 49 CFR Part 26 in the award and administration of DOT-assisted contracts. Failure by the CITY to carry out these requirements is a material breach of this contract, which may result in the termination of this contract and such other remedy as the recipient deems appropriate.~~

X. INSURANCE

Without limiting either Parties right to obtain indemnification, CITY shall require its subcontractors, at their sole expense to maintain in full force and effect the following insurance policies throughout the term of this Agreement:

- A. General liability insurance with coverage of not less than \$1,000,000 combined single limit per occurrence for bodily injury, personal injury and property damage. If the Commercial General Liability Form or any other policy with a general aggregate limit is used, either the aggregate limit shall be endorsed to apply separately to this project or the aggregate limit shall be twice the above occurrence limit.
- B. Automobile Liability: \$1,000,000 combined single limit per accident for bodily injury and property damage.

- C. Automobile Physical Damage: Subject to existing law, collision and other types of physical damage coverage, including repair or replacement with comparable equipment.
- D. The above liability limits may consist of a combination of a primary policy limit and an excess policy limit to total at least \$1,000,000.
- E. Workers compensation insurance as required by law.

General liability insurance policies shall name the FCRTA, its officers, and employees, individually and collectively, as additional insured, but only insofar as the operations under this Agreement are concerned. Such coverage for additional insured shall apply as primary insurance and any other insurance, or self-insurance, maintained by FCRTA, its officers, agents, and employees, shall be excess only and not contributing with insurance provided under the CITY's subcontractors policies herein.

CITY shall not cancel or change any insurance policy required by this Agreement without a minimum of thirty (30) days advance, written notice given to FCRTA.

CITY shall provide certification of all insurance policies required by this Agreement to FCRTA within twenty-one (21) days of the date of the execution of this Agreement.

XI. CONFLICT OF INTEREST

CITY and FCRTA covenant they have no interest, and will not have any interest, direct or indirect, which would conflict in any manner with the performances of the services required hereunder.

XII. EFFECTIVE DATE, TERM

This Agreement shall become effective as of the the Effective Date above and shall remain in full force and effect through June 30, 2021, unless sooner terminated or unless its term is extended. Upon the mutual written Agreement of the Parties hereto, this Agreement may be extended beyond that date.

XIII. NOTICES

Any and all notices between FCRTA and the CITY provided for or permitted under this Agreement or by law shall be in writing and shall be deemed duly served when personally delivered to one of the Parties, or in lieu of such personal service, when deposited in the United States Mail, postage prepaid, addressed to such Party, at such addresses set forth below:

FCRTA
Moses Stites, General Manager
Fresno County Rural Transit Agency
2035 Tulare, Suite 201
Fresno, CA 93721

CITY
Rudy Hernandez
City of Orange Cove
633 Sixth Street
Orange Cove, California 93646

XIV. VENUE; GOVERNING LAW

Venue for any claim or action arising under this Agreement shall be in Fresno County, California. This Agreement shall be governed in all respects by the laws of the State of California.

XV. LEGAL AUTHORITY

Each Party represents and warrants to the other Party that such Party is duly authorized and empowered to execute, enter into, and perform its obligations set forth in this Agreement, and that the individual signing this Agreement on behalf of such Party has been duly authorized to execute this Agreement on behalf of such Party, and will, by signing this Agreement on such Party's behalf, legally bind such Party to the terms, covenants, and conditions of this Agreement. Each Party further represents and warrants to the other Party that no other person or entity is required to give its approval or consent to this Agreement in order for such Party to authorize, enter into, and perform its obligations under this Agreement, or that if such approval or consent to this Agreement is required, that such approval or consent has been obtained.

XVI. DRUG FREE WORK PLACE

CITY and FCRTA shall certify compliance with Government Code Section 8355 pertaining to providing a drug-free workplace per Exhibit B - "Drug Free Workplace Certification".

XVII. FEDERAL FUNDS

CITY and FCRTA shall acknowledge the participation of federal funds in this PROJECT by causing to have printed on the cover page of any final document provided subsequent to this Agreement, "The preparation of this report has been financed in part through grants from the United States Department of Transportation."

(Signature page follows.)

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed as of the date and year first above written.

FRESNO COUNTY RURAL TRANSIT

By _____
MOSES STITES, General Manager

CITY OF ORANGE COVE

By _____
RUDY HERNANDEZ, City Manager

APPROVED AS TO LEGAL FORM ON BEHALF OF FCRTA:
DANIEL C. CEDERBORG, County Counsel

By _____
BRYAN ROME, Deputy County Counsel

APPROVED AS TO LEGAL FORM ON BEHALF OF CITY:

By _____
ORANGE COVE CITY ATTORNEY



BARTLE WELLS ASSOCIATES
INDEPENDENT PUBLIC FINANCE ADVISORS

1889 Alcatraz Avenue
Berkeley, CA 94703
510 653 3399 fax: 510 653 3769
www.bartlewells.com

April 21st, 2020

Rudy Hernandez, Interim City Manager
City of Orange Cove
633 Sixth Street
Orange Cove, California 93646

RE: Building, Planning, and Development Impact Fees Study

Bartle Wells Associates (BWA) is pleased to submit the attached *Building, Planning, and Development Impact Fees Study*. The report develops updated Building, Planning, and Development Impact Fees that are designed to equitably recover the costs of staff time and materials to provide City services as well as infrastructure and assets benefiting new development. Business license fees are recommended to be increased based on the prior year's business index, as outlined by City Ordinance.

The City's current Building and Planning fees are based on a fee study adopted January 13th, 2010 and development impact fees were last updated in 2008. BWA's proposed fees consider the current costs of labor and materials that are required to provide services and existing asset valuations.

We enjoyed working with the City on this assignment and appreciate the input and assistance received from City staff throughout the project. Please contact us anytime if you have questions about this report or related impact fee issues.

BARTLE WELLS ASSOCIATES

Douglas Dove, PE, CIPFA
Principal/President

Michael DeGroot
Consultant

CONTENTS

1. Background, Objectives, & Government Code	3
Background	3
Objectives.....	3
Building and Planning Fees Government Code.....	4
Development Impact Fee Government Code	4
Business License Government Code	5
2. Building and Planning Fees	6
Building and Planning Fee Methodology	6
3. Impact Fees.....	7
Impact Fee Methodology.....	7
Facility Cost Valuation.....	7
Buy-In Approach.....	7
Current Impact Fees.....	8
4. Business License Fees	13
Business License Fee Methodology	13

Charts

-
- Chart A - Current and Proposed Building and Planning Fee Schedule
 - Chart B - Consumer Price Index – California (All Urban Consumers)

Tables

- Table 1 – Current Impact Fees
- Table 2 – Customer Base
- Table 3 – Existing Asset Valuation
- Table 4 – Proposed Development Impact Fee Schedule

Appendices

- Appendix A - Fixed Asset Lists & Valuation
- Appendix B - Regional Impact Fee Surveys
- Appendix C - Business License Fee Schedule (Current & Proposed)

1. Background, Objectives, & Government Code

Background

The City of Orange Cove is an agricultural community located along the eastern foothills of the Sierra Nevada Mountains with an estimated population of 9,500.

Objectives

Key objectives of the study include:

- Review the City's current fees.
- Using industry standard fee methodologies, update the fees based on current cost estimates for labor and materials.
- Ensure that new development is adequately funding the costs of facilities that benefit them.
- Review the various proposed fee methodologies with City staff for conceptual agreement.

Fees considered in this study include:

- Site Plan Review
- Conditional Use Permit
- Variance
- Minor Variance
- Home Occupation Permit
- Project Time Extension
- Tentative Tract Map
- Final Tract Map
- Tentative Parcel Map
- Final Parcel Map
- Lot Line Adjustment
- Lot Merger
- Certificate of Compliance
- Time Extension
- Zoning Ordinance Amendment – Map
- Zoning Ordinance Amendment – Text
- Zoning Ordinance Amendment - Planned Unit Development
- Zoning Ordinance Amendment - General Plan Amendment
- Annexation
- Development Agreement
- Appeal
- Categorical Exemption

- Initial Study / Negative Declaration
- Environmental Impact Report
- Grading Plan Check
- Grading Permit Fee
- Development Impact Fee – Major Street
- Development Impact Fee – Traffic Control
- Development Impact Fee – Water Acquisition
- Development Impact Fee – Water Treatment
- Development Impact Fee – Water Distribution System
- Development Impact Fee – Sewer Treatment Facilities
- Development Impact Fee – Sewer Collection System
- Development Impact Fee – Storm Drainage Facilities
- Development Impact Fee – Parks and Recreation
- Development Impact Fee – Law Enforcement
- Development Impact Fee – Fire Protection
- Business License Fees

Building and Planning Fees Government Code

Proposition 26 was approved on November 2nd 2010 by California voters, and established limitations on State and local government's ability to levy fees. The new law clarified the definition of taxes--which are subject to voter approval--to mean any levy or charge with seven narrowly defined exceptions. The building and planning fees identified and recommended in this report are not considered taxes and therefore are not subject to voter approval as they fall under the following exceptions: (1) The Special Benefit or Privilege Exception, (2) The Licenses and Permits Exception, and (3) the Government Service or Product Exception. For these exceptions, Proposition 26 requires that the fees not exceed the City's reasonable costs. This report provides a cost justification for the proposed fees.

Development Impact Fee Government Code

Development impact fees are governed by California Government Code Section 66000 et. seq. commonly known as AB1600. The Code refers to impact fees as *capacity charges* since their purpose is to recover an equitable share of costs for capacity in infrastructure.

Section 66013 of the Code specifically governs water and sewer capacity charges and states that the fee "*shall not exceed the estimated reasonable cost of providing the service for which the fee or charge is imposed*" unless approved by a two-thirds vote.

The Code also states that "*Capacity charge means a charge for public facilities in existence at the time a charge is imposed or charges for new public facilities to be acquired or constructed in the future that are of*

proportional benefit to the person or property being charged." The Code does not detail any specific method for determining an appropriate fee.

Section 66013 also identifies various accounting requirements for capacity fee revenues, notably that such revenues cannot be co-mingled with other City revenues and must be used solely for the purpose for which the fee was imposed.

Business License Government Code

Title 5 of the City of Orange Cove's municipal code governs the implementation of the business license fees. The chapter was enacted solely to raise revenues for municipal purpose and is not intended for regulation, therefore the City's business license fees are not considered regulatory fees. Each fiscal year the City Council, by resolution has the right to increase the license fees based upon the business index percentage for the prior fiscal year. If the annual increase is not applied the increase may not be utilized in a cumulative manner for succeeding years.

2. Building and Planning Fees

Building and Planning Fee Methodology

Proposed building and planning fees were developed based on the City's cost in both labor and noticing and mailing costs. Hourly rates were determined for all City staff and contractors involved in administering the fee. Hours per position and materials costs were estimated for each fee. Chart A shows current building and planning fees and the calculation for the proposed fees.

Chart A
City of Orange Cove

Current and Proposed Building and Planning Fee Schedule										
Hourly Rate	Current Fees	City Clerk	Contract Planner (M)	Building Official	City Manager	Police Chief	Public Works Super	Engineer	Noticing & Mailing Costs	Proposed Fees
Permit Type		\$43.89	\$80.00	\$50.00	\$170.00	\$69.05	\$59.38	\$100.00		
Site Plan Review	\$700	2	7	1	1	1	1	3		\$1,236
Conditional Use Permit	\$980	2	10	1	1	1	1	3	\$200	\$1,676
Temporary Cond. Use	None		2							\$160
Variance	\$770	2	6	1	1	1	1	1	\$200	\$1,156
Home Occupation Permit	\$170		2							\$160
Time Extensions	\$230	2	4					1		\$508
Appeals	\$230	2	3		1					\$438
Division of Land & Related Actions										
Tentative Tract Map	\$1,985 + \$15	2	9	3	1.5	1	1	8	\$400	\$2,451 plus \$15 per lot
Final Tract Map	\$1000 + \$25	2	6	3	1.5	1	1	8		\$1,811 plus \$25 per lot
Tentative Parcel Map	\$1,060	2	5	2	1	1	1	5	\$200	\$1,526
Final Parcel Map	\$985	2	4	2	1	1	1	5		\$1,246
Annexations	\$2,370	2	30	1	1.5	1	1	4	\$200	\$3,431
* Developer Agreement	\$2,090									\$1,000 * Base Amount
Lot Line Adjustment	\$500		2					4		\$560
Lot Merger	\$500		2					4		\$560
Certificate of Compliance	\$370		4					2		\$520
Zoning /General Plan Permits										
Zoning Ord. Amendments										
(1) Map	\$1,430	2	12	3	1.5	1	1	1	\$400	\$1,991
(2) Text	\$1,430	2	12	3	1.5	1	1	1	\$400	\$1,991
Gen. Plan Amendment	\$970	2	15	3	2	1	1	1	\$400	\$2,286
Planned Unit Development	\$970	2	8	1	1.5	1	1	1	\$400	\$1,571
Environmental Reviews										
* Initial Study/Negative Declaration	Actual									\$1,000
* Environmental Impact Report	Actual									\$1,000
Grading Plan Check	\$350 + \$30 Per Thousand Cubic Yards over 1,000 Cubic Yards									\$390 plus \$30->1,000 CY
Grading Permit Fee	\$50 Per Thousand Cubic Yards over 1,000 Cubic Yards									\$60->1,000 CY

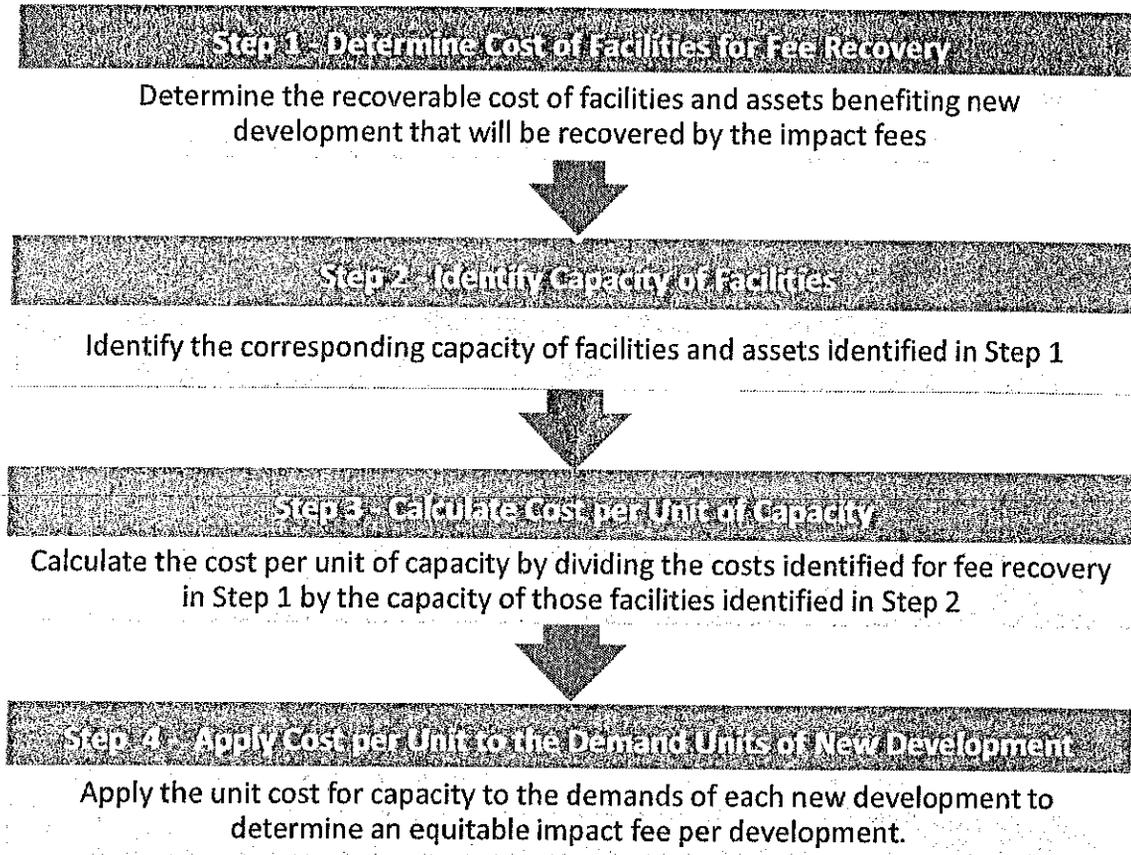
* For unusual, large or complex projects the applicant will be charged for actual time and materials. The applicant will be required to deposit the required base amount and be billed for any expenses incurred by the City over that amount.

3. Impact Fees

This section details the calculation of updated impact fees under the buy-in only approach. The fees were calculated and designed to be simple and straightforward to implement.

Impact Fee Methodology

There are many methods for calculating impact fees. The general methodology used in this report is summarized below.



Facility Cost Valuation

The fees are based solely on existing capital facilities, as identified in by the City's fixed asset list.

Buy-In Approach

Under this approach, the fee is based on the cost of existing facilities and assets (in current dollars) divided by the capacity of the system that would benefit from these assets.

Current Impact Fees

Table 1 shows the City's current impact fees. The fees were last updated in 2008. Under the current structure, residential customers are charged a flat rate per unit, while commercial and industrial customers are charged a rate per acre of new development.

Table 1
City of Orange Cove
Current Impact Fees - Effective 2008

<u>Fee Category</u>	<u>Single Family</u> <u>\$/Unit</u>	<u>Multi Family</u> <u>\$/Unit</u>	<u>Commercial</u> <u>\$/Acre</u>	<u>Industrial</u> <u>\$/Acre</u>
Development Impact Fee – Major Street	\$778	\$546	\$16,714	\$3,112
Development Impact Fee – Traffic Control	\$243	\$171	\$5,225	\$973
Development Impact Fee – Water Acquisition	\$314	\$224	\$491	\$698
Development Impact Fee – Water Treatment	\$2,726	\$1,941	\$4,260	\$6,051
Development Impact Fee – Water Distribution System	\$188	\$174	\$294	\$309
Development Impact Fee – Sewer Treatment Facilities	\$3,513	\$2,810	\$9,835	\$12,645
Development Impact Fee – Sewer Collection System	\$88	\$70	\$246	\$317
Development Impact Fee – Storm Drainage Facilities	\$1,444	\$770	\$13,481	\$11,555
Development Impact Fee – Parks and Recreation	\$3,023	\$3,023	\$0	\$0
Development Impact Fee – Law Enforcement	\$390	\$156	\$390	\$390
Development Impact Fee – Fire Protection	\$390	\$156	\$390	\$390
Total	\$13,097	\$10,041	\$51,326	\$36,440

Table 2 shows the City's current and projected customer base. The customer base is currently comprised of 1,709 connections (including 423 multifamily units.) BWA projects the customer base growing at approximately 2% per year over the next 20 years, resulting in 2,539 customer accounts at buildout in 2039. Based on industry standards, BWA equates the impact of 1 multifamily dwelling unit to be 75% of a single family unit. Total equivalent single family dwelling units (EDU's) at buildout in 2039 are estimated to be 2,567.

Table 2
 City of Orange Cove
 Customer Base

<u>Number of Customers</u>	<u>Current Accounts</u>	<u>Current EDUs</u>	<u>Projected Accounts 20 Years*</u>	<u>Projected EDUs (2039)</u>
1. Residential SFR	1,164	1,164	1,730	1,730
2. Multi-family (1)	423	317	629	471
3. Commercial	120	240	178	357
4. Industrial	<u>2</u>	<u>6</u>	<u>3</u>	<u>9</u>
	1,709	1,727	2,539	2,567

*Projected customer base growth of 2% per year

1 Multi family unit = .75 Single Family Unit

Table 3 shows the existing valuation of the City's existing assets by department. The total cost of existing system assets at historical purchase prices is approximately \$42.3 MM. BWA adjusted the purchase cost to today's dollars using the Engineering News-Record Construction Cost Index (ENR CCI). The current value of City assets in today's dollars excluding depreciation is estimated to be \$73.2 MM. Taking out accrued depreciation, the replacement cost less depreciation (RCNLD) of the system is estimated to be \$37 MM. Appendix A shows detailed asset lists and valuations for each of the City's departments.

To calculate capacity fees, BWA divided the RCNLD of City assets by the estimated total dwelling units that would benefit from them (projected EDUs by 2029). Parks and Recreation assets are recommended to be solely recovered by residential customers, while all other departments are recommended to be recovered by all customers. The total recommended fees for a new single family unit amount to \$14,642 per unit. The proposed fee amounts to an increase of \$1,545 per unit.

Table 3
 City of Orange Cove
 Existing Asset Valuation

<u>Fee Category</u>	<u>Orig Cost</u>	<u>Current \$¹</u>	<u>RCNLD² Projected EDUs (2039)</u>	<u>\$/EDU³</u>
Development Impact Fee – Streets	\$2,936,114	\$3,252,495	\$2,770,579	2,567 \$1,079
Development Impact Fee – General Government	\$3,080,118	\$6,246,969	\$2,265,076	2,567 \$883
Development Impact Fee – Buildings	\$556,400	\$851,578	\$133,303	2,567 \$52
Development Impact Fee – Water Treatment	\$5,237,244	\$15,323,247	\$5,478,092	2,567 \$2,134
Development Impact Fee – Water Distribution System	\$7,126,827	\$8,976,525	\$6,196,484	2,567 \$2,414
Development Impact Fee – Sewer Treatment Facilities	\$5,533,828	\$11,922,369	\$4,021,564	2,567 \$1,567
Development Impact Fee – Sewer Collection System	\$9,150,694	\$14,055,456	\$8,880,793	2,567 \$3,460
Development Impact Fee – Storm Drainage Facilities	\$1,788,126	\$3,067,996	\$1,595,865	2,567 \$622
Development Impact Fee – Parks and Recreation	\$3,889,126	\$5,659,740	\$3,771,699	2,201 \$1,714
Development Impact Fee – Law Enforcement	\$758,799	\$1,001,197	\$623,963	2,567 \$243
Development Impact Fee – Fire Protection	<u>\$2,210,710</u>	<u>\$2,826,145</u>	<u>\$1,216,907</u>	2,567 <u>\$474</u>
	\$42,267,986	\$73,183,716	\$36,954,324	\$14,642

1 Valued in current dollars by Engineering News-Record Construction Cost Index (ENR CCI)

2 Replacement Cost New Less Depreciation.

3 Equivalent Dwelling Unit

Table 4 shows the proposed development impact fee schedule for each customer class. BWA recommends charging commercial and industrial based on square footage of floor area rather than acreage to better align with industry standard practices. Proposed fees are based on the following standard ratios: 1 single family EDU = 0.75 multifamily dwelling units, 1,700 square foot of commercial floor area and 3,000 square foot of industrial floor area.

Table 4
 City of Orange Cove
 Proposed Development Impact Fee Schedule

<u>Fee Category</u>	<u>Single Family</u>	<u>Multi Family</u>	<u>Commercial</u>	<u>Industrial</u>
	<u>\$/Unit (1)</u>	<u>\$/Unit (1)</u>	<u>\$/1,700 Sq. Ft. of Floor Area (2)</u>	<u>\$/3,000 Sq. Ft. of Floor Area (2)</u>
Development Impact Fee – Streets	\$1,079	\$810	\$1,079	\$1,079
Development Impact Fee – General Government	\$883	\$662	\$883	\$883
Development Impact Fee – Buildings	\$52	\$39	\$52	\$52
Development Impact Fee – Water Treatment	\$2,134	\$1,601	\$2,134	\$2,134
Development Impact Fee – Water Distribution System	\$2,414	\$1,811	\$2,414	\$2,414
Development Impact Fee – Sewer Treatment Facilities	\$1,567	\$1,175	\$1,567	\$1,567
Development Impact Fee – Sewer Collection System	\$3,460	\$2,595	\$3,460	\$3,460
Development Impact Fee – Storm Drainage Facilities	\$622	\$466	\$622	\$622
Development Impact Fee – Parks and Recreation	\$1,714	\$1,285	N/A	N/A
Development Impact Fee – Law Enforcement	\$243	\$182	\$243	\$243
Development Impact Fee – Fire Protection	\$474	\$356	\$474	\$474
	\$14,642	\$10,982	\$12,929	\$12,929

(1) - Single family @ 1 D.U. = 1 EDU; Multi-family @ 1 D.U. = .75 EDUs

(2) - Commercial @ 1,700 sq. ft. = 1 EDU; industrial @ 3,000 sq. ft. = 1 EDU.;

Table 5 shows an example of how the proposed development impact fees are calculated for a commercial user. Under the current methodology, the City levies fees based on the total acreage of the development. In the example fee calculation, the commercial development is 1.10 acres. Each of the City's current impact fees are multiplied by 1.10 to determine total impact fees of \$56,459 for this example.

To calculate impact fees under the proposed methodology, the square footage of floor area of the development is used. For commercial developments, the total square footage is divided by 1,700 to determine the number of equivalent units (for industrial customers, total square footage is divided by 3,000.) The proposed rates are multiplied by the number of equivalent units to determine total proposed impact fees of \$76,051 for this example.

Table 5

City of Orange Cove

Example Commercial Impact Fee

		Current Methodology			Proposed Methodology		
	Acres	Current Rate	Current Amount (1.10 * Current Rate)	Sq. Ft. of Floor Area	Proposed Rate	Equivalent Units (10,000 ÷ 1,700)	Proposed Amount (5.88 * Proposed Rate)
CITY IMPACT FEES							
Development Impact Fee – Major Street	1.10	\$16,714	\$18,385	10,000	\$1,079	5.88	\$6,350
Development Impact Fee – Traffic Control	1.10	\$5,225	\$5,748	10,000	\$883	5.88	\$5,191
Development Impact Fee – Water Acquisition	1.10	\$491	\$540	10,000	\$52	5.88	\$306
Development Impact Fee – Water Treatment	1.10	\$4,260	\$4,686	10,000	\$2,134	5.88	\$12,555
Development Impact Fee – Water Distribution System	1.10	\$294	\$323	10,000	\$2,414	5.88	\$14,202
Development Impact Fee – Sewer Treatment Facilities	1.10	\$9,835	\$10,819	10,000	\$1,567	5.88	\$9,217
Development Impact Fee – Sewer Collection System	1.10	\$246	\$271	10,000	\$3,460	5.88	\$20,354
Development Impact Fee – Storm Drainage Facilities	1.10	\$13,481	\$14,829	10,000	\$622	5.88	\$3,658
Development Impact Fee – Parks and Recreation	1.10	\$0	\$0	10,000	\$0	5.88	\$0
Development Impact Fee – Law Enforcement	1.10	\$390	\$429	10,000	\$243	5.88	\$1,430
Development Impact Fee – Fire Protection	1.10	\$390	\$429	10,000	\$474	5.88	\$2,789
		\$51,326	\$56,459		\$12,929		\$76,051

4. Business License Fees

Business License Fee Methodology

Each fiscal year the City Council, by resolution has the right to increase the license fees based upon the business index percentage for the prior fiscal year. If the annual increase is not applied the increase may not be utilized in a cumulative manner for succeeding years. BWA recommends applying the business index from the prior fiscal year (FY 2018/19) to the existing fees. Appendix C shows the current and proposed fees based on this methodology. Chart B shows the increase in the California CPI (All Urban Consumers).

Chart B
City of Orange Cove

CONSUMER PRICE INDEX – CALIFORNIA (All Urban Consumers)

Cal CPI June 2018	Cal CPI June 2019	% Increase
272.462	280.956	3.12%

APPENDIX A

Fixed Asset Lists & Valuation

City of Orange Cove
Fixed Asset Schedule
General Government

Date	ENR CCI	8/2019 CCI	Description	Life	Purchase \$	Current \$	RCNLD*
Jan-97	5826	11311	J Lopez Day Care Center	40	500,000	970,740	422,676
Jan-97	5826	11311	Community Center	40	1,792,052	3,479,232	1,514,916
Jan-75	2212	11311	Day Care (old)	40	100,000	511,350	76,702
Jan-10	8799	11311	Martinez Estates Streetlight Project	10	87,576	112,578	16,887
Jan-10	8799	11311	Parking Lot Lights City Hall	10	5,510	7,083	1,062
Jan-16	10338	11311	Day Care remodel (CIP)	40	17,926	19,613	17,856
Jan-87	4406	11311	City Hall	40	293,350	753,087	139,635
Apr-12	9273	11311	2010 GEM E2 electric vehicle	5	11,900	14,516	2,177
Apr-12	9273	11311	2011 GEM E4 electric vehicle	5	14,103	17,203	2,580
Apr-12	9273	11311	2012 GEM EL electric vehicle	5	16,596	20,244	3,037
Jan-10	8660	11311	2010 Ford Fusion	5	26,012	33,975	5,096
Apr-12	9273	11311	2010 GEM ES electric vehicle	5	13,601	16,590	2,489
Jun-17	10703	11311	2016 Ford Intersector	5	37,126	39,235	22,233
Jan-00	6221	11311	Computer Lab - Community Cntr	3	50,691	92,167	13,825
Jan-00	6221	11311	Furniture - Community Center	10	28,290	51,437	7,716
Jan-10	8799	11311	Sound System Council Chambers	3	10,650	13,691	2,054
Jan-09	8570	11311	Teleconference Equipment	3	14,133	18,653	2,798
Jan-11	9070	11311	Sebastian Camera System	10	60,601	75,575	11,336
Totals					3,080,118	6,246,969	2,265,076

*Assumes 15% salvage value if fully depreciated

City of Orange Cove
Fixed Asset Schedule
Public Safety

Date	ENR CCI	8/2019 CC	Description	Life	Purchase \$	Current \$	RCNLD*
1/1/1975	N/A	N/A	Police and Fire Department Building	N/A	N/A	N/A	362,000
Jan-90	4732	11311	Animal Control Kennels	40	42,570	101,757	26,499
Jan-10	8799	11311	Police Department Remodel	40	110,469	142,007	107,985
Jan-10	8660	11311	2008 Ford Crown Victoria	5	37,496	48,975	7,346
Jan-10	8660	11311	2008 Ford Crown Victoria	5	37,496	48,975	7,346
Jan-10	8660	11311	2008 Ford Crown Victoria	5	37,496	48,975	7,346
Jan-10	8660	11311	2008 Ford Crown Victoria	5	37,496	48,975	7,346
Jan-10	8660	11311	2008 Ford Crown Victoria	5	37,496	48,975	7,346
Jan-10	8660	11311	2008 Ford Crown Victoria	5	37,496	48,975	7,346
Jan-10	8660	11311	2010 Ford Crown Victoria	5	36,713	47,952	7,193
May-15	9975	11311	SUV	5	28,971	32,851	5,183
May-15	9975	11311	SUV	5	28,971	32,851	5,183
May-15	9975	11311	SUV	5	28,971	32,851	5,183
May-10	8761	11311	2010 Chevy Colorado - Animal Control	5	24,700	31,889	4,783
Nov-12	9398	11311	2012 CHEVROLET IMPALA	5	24,997	30,085	4,513
Jun-16	10337	11311	2014 ATV	5	6,174	6,756	2,477
Nov-12	9398	11311	2012 CHEVROLET IMPALA	5	18,471	22,231	3,335
Jan-10	8660	11311	Motorola CAD Software	5	51,647	67,458	10,119
Jan-10	8660	11311	Closed Circuit TV	5	13,540	17,685	2,653
Feb-10	8672	11311	FC 880 Cameras (5)	5	35,151	45,848	6,877
Jun-16	10337	11311	Video Surveillance	10	19,935	21,813	14,906
Mar-13	9456	11311	Emergency Generator	5	54,907	65,679	9,852
		11311	Radios	5	7,636	7,636	1,145
Totals					758,799	1,001,197	623,963

*Assumes 15% salvage value if fully depreciated

City of Orange Cove
 Fixed Asset Schedule
 Building & Parks

Date	ENR CCI	8/2019 CC	Description	Life	Purchase \$	Current \$	RCNLD*
Jan-88	4519	11311	1988 Chevy PU	7	29,708	74,359	11,154
Jan-01	6343	11311	Ford Triton 15 Ps. Van	7	25,000	44,581	6,687
Jan-04	7115	11311	2004 GMC Sierra 2500	7	22,415	35,634	5,345
Jan-05	7446	11311	2005 GMC Dog Truck	7	32,541	49,432	7,415
Dec-06	7888	11311	Elgin Crosswind Sweeper	7	152,337	218,445	32,767
Mar-07	7856	11311	2006 GMC TC6500 Pump Truck	7	54,306	78,190	11,728
Oct-07	8045	11311	2007 GMC Van	7	32,372	45,514	6,827
Apr-12	9273	11311	2011 GEM EL electric vehicle	5	14,799	18,052	2,708
Feb-10	8672	11311	2010 Ford F150	5	18,127	23,643	3,547
Feb-10	8672	11311	2010 Ford F250	5	30,013	39,147	5,872
Feb-10	8672	11311	2010 Ford Transit Connect	5	23,433	30,564	4,585
Feb-10	8672	11311	2010 Ford Ranger	5	16,096	20,994	3,149
Jan-88	4519	11311	Dump Hall Trailer	10	4,477	11,206	1,681
Jan-89	4615	11311	Sprayer	10	3,058	7,495	1,124
Jan-92	4985	11311	JD Lawn Mower	10	12,930	29,338	4,401
Jan-03	6694	11311	Backhoe	10	9,272	15,667	2,350
Jan-99	6059	11311	Sewer Backup Jetter	10	30,000	56,005	8,401
Jan-11	9070	11311	Genie S60 Boom Lift	10	11,442	14,270	2,022
Jun-16	10337	11311	Code Enforcement Software	5	9,000	9,848	3,611
Dec-13	9668	11311	Playground improvement - Welch Park	10	10,713	12,534	5,431
Apr-14	9750	11311	Lawn Mower	5	14,361	16,660	2,499
Totals					556,400	851,578	133,303

*Assumes 15% salvage value if fully depreciated

City of Orange Cove
 Fixed Asset Schedule
 Streets

Date	ENR CCI	8/2019 CC	Description	Life	Purchase \$	Current \$	RCNLD*
Nov-13	9666	11311	2013 Local Street Reconstruction	25	417,517	488,574	376,853
Jun-15	10039	11311	LED Street Lights	10	21,238	23,929	14,151
Jun-15	10039	11311	Center Street	25	497,534	560,577	468,954
Jul-16	10379	11311	Anchor Ave	25	1,118,770	1,219,238	1,068,866
Jul-16	10379	11311	Sidewalks	25	200,522	218,529	191,577
Jul-16	10379	11311	G Street	25	680,533	741,647	650,177
Totals					2,936,114	3,252,495	2,770,579

*Assumes 15% salvage value if fully depreciated

City of Orange Cove
Fixed Asset Schedule
Fire Protection

Date	ENR CCI	8/2019 CCI	Description	Life	Purchase \$	Current \$	RCNLD*
			11311 Fire Engine	7	161,426	161,426	24,214
8/15/1985	4195		11311 1985 Ford FMC VanPelt	10	105,121	283,440	42,516
4/20/1998	5883		11311 1980 Intl Model #12	10	8,890	17,093	2,564
6/15/2001	6318		11311 2001 Freightliner Pumper	10	199,586	357,317	53,598
11/18/2011	9173		11311 Engine Re-build (Parts & Labor)	5	12,959	15,980	2,397
6/5/2002	6532		11311 2002 GMC Sierra	7	25,206	43,648	6,547
5/10/2005	7398		11311 2005 Sterling LT9500	10	87,921	134,426	20,164
8/25/2005	7479		11311 Pump Tender Body	10	108,419	163,970	24,595
8/25/2005	7479		11311 Body Parts to Build Engine	10	7,936	12,003	1,800
11/9/2007	8092		11311 Hurst Jaws of Life & Equipment	5	26,564	37,131	5,570
3/31/2008	8109		11311 Streamline Coupling Retrofit Kits	5	788	1,099	165
10/28/2010	8921		11311 Turnout Gear	7	6,060	7,684	1,153
12/14/2010	8952		11311 Turnout Gear	7	6,566	8,296	1,244
11/11/2010	8951		11311 Turnout Gear	7	6,022	7,609	1,141
1/4/2011	8938		11311 Turnout Gear	7	36,910	46,709	7,006
1/11/2011	8938		11311 Radios, Equipment, & Labor	5	6,296	7,968	1,195
1/11/2011	8938		11311 Radios, Batteries Charges & Equip	5	9,560	12,098	1,815
2/16/2011	8998		11311 Radios/Pagers & Equip	5	3,370	4,236	635
10/31/2011	9147		11311 Radios/Pagers & Equip	5	2,396	2,963	444
5/11/2011	9035		11311 Turnout Gear	7	2,975	3,724	559
5/17/2011	9035		11311 Turnout Gear	7	451	565	85
9/24/2012	9341		11311 BA's & Spare Cylinders	10	9,031	10,936	3,442
1/8/2013	9437		11311 BA's	10	7,593	9,101	3,127
1/22/2013	9437		11311 BA's	10	7,593	9,101	3,163
2/7/2013	9453		11311 Spare Cylinders	10	1,459	1,746	614
4/29/2013	9484		11311 BA's & Spare Cylinders	10	19,927	23,766	8,899
4/30/2013	9484		11311 Spare Cylinders	10	2,024	2,413	904
8/30/2013	9545		11311 2013 Chevy Silverado - Ed Dena's	10	28,763	34,085	13,908
9/12/2013	9552		11311 Striping - Precision Graphics	10	1,262	1,494	615
10/4/2013	9689		11311 Lights & Radio Wiring - LEHR Auto	7	8,003	9,343	1,568
10/24/2013	9689		11311 Radio & Equip - Vincent Communications	7	2,483	2,898	510
8/12/2013	9545		11311 Camper, Custom boxes & keyless remote	7	4,161	4,931	726
11/18/2013	9666		11311 Burton's Fire - New Build	10	146,074	170,934	73,454
12/13/2013	9668		11311 Additional Custom Compartments - Burton's	10	1,099	1,286	561
12/4/2013	9668		11311 GPS Tracking Install - Valley Networks	10	992	1,161	504
11/11/2013	9666		11311 Radio Equip Install - Vincent Communication	10	243	285	122
10/22/2013	9689		11311 Desk - Quill	10	2,125	2,480	1,048
10/26/2013	9689		11311 Storage Cabinets	10	334	390	165
8/28/2013	9545		11311 LN Curtis - 3 Sets	7	5,844	6,925	1,064
2/7/2014	9681		11311 LN Curtis - Wildland Gloves & Keeper	7	752	879	190
3/31/2014	9702		11311 LN Curtis - Brush Coat & Pants - 14 sets	7	5,606	6,536	1,554
9/9/2014	9870		11311 BA's	10	1,710	1,960	1,001
4/21/2015	9992		11311 L N Curtis - 9 sets	7	19,821	22,437	8,726
6/8/2015	10039		11311 West Coast Ambulance	7	51,910	58,488	23,836
6/15/2015	10039		11311 Maaco - Paint	7	2,043	2,301	944
6/22/2015	10039		11311 Radio Equip. Install - Vincent Communication	7	323	364	150
5/26/2017	10692		11311 Future Ford - Transmission	7	4,290	4,538	3,124
6/8/2015	10039		11311 Thermal imaging Camera	9	12,692	14,300	7,710
11/20/2015	10092		11311 L N Curtis - 1 set	7	2,300	2,578	1,216
11/30/2015	10092		11311 L N Curtis - 1 set	7	2,300	2,578	1,226
10/21/2015	10128		11311 New Pagers - 5	5	2,679	2,991	731
8/16/2016	10385		11311 2016 Chevy Silverado - Sequoia Chevrolet	7	35,094	38,224	22,070
9/23/2016	10403		11311 Nobile Truck Accessory Center	7	4,394	4,778	2,829
8/22/2016	10385		11311 Striping - Precision Graphics	7	1,230	1,340	777
8/17/2016	10385		11311 5 Pagers & 4 Radios & Equip	5	5,648	6,152	2,515
10/11/2016	10434		11311 5 Pagers & 4 Radios & Station Alert Receiver	5	11,606	12,582	5,522
10/10/2016	10434		11311 L N Curtis - 3 sets	7	6,776	7,346	4,399
4/12/2017	10678		11311 BA's	10	8,633	9,145	7,039
6/19/2017	10703		11311 Smeal Type I Engine & Equipment	10	571,781	604,265	476,363
7/12/2017	10789		11311 Decals	10	794	832	661
5/24/2018	11013		11311 FEMA Tracking Labels	10	523	537	473
7/7/2017	10789		11311 3 LifePak AED's	10	7,154	7,501	5,950
11/7/2017	10870		11311 HME Type III Engine & Equipment	10	342,330	356,220	294,476
1/12/2018	10878		11311 Radio Equip Install - Vincent Communication	10	4,173	4,339	3,666
1/19/2018	10878		11311 Sanders - Decals	10	1,816	1,888	1,599
4/30/2018	10971		11311 Jaws of Life & Equipment	5	13,934	14,366	10,767
6/6/2019	11268		11311 Radio Equip. Install P66, WT66 and E266	5	13,966	14,020	13,591
Totals					2,210,710	2,826,145	1,216,907

*Assumes 15% salvage value if fully depreciated

City of Orange Cove
 Fixed Asset Schedule
 Parks & Recreation

Date	ENR CCI	8/2019 CC	Description	Life	Purchase \$	Current \$	RCNLD*
Jan-05	7446	11311	Skate Park	40	1,309,124	1,988,662	1,263,629
Jan-05	7446	11311	Senior Center	40	556,614	845,540	537,271
Jan-06	7751	11311	Skatepark (Landscape/Fence)	40	521,997	761,752	503,074
Jan-07	7966	11311	BMX Park Lighting	40	221,777	314,905	215,841
Jan-07	7966	11311	Safe Routes to School 5th Cycle	40	725,642	1,030,352	706,220
Jan-07	7966	11311	BMX Park Retaining Wall	40	184,960	262,628	180,010
Jan-07	7966	11311	Concessions, Restrooms @ Sktpk	40	27,600	39,190	26,861
Jan-10	8799	11311	Concessions, Restrooms @ Sktpk	40	202,415	260,203	197,863
Jan-15	10035	11311	Trial Access - Bridge	50	134,001	151,041	137,195
Jun-16	10337	11311	Senior Center Automatic Door	10	4,996	5,467	3,736
Totals					3,889,126	5,659,740	3,771,699

*Assumes 15% salvage value if fully depreciated

City of Orange Cove
 Capital Asset Schedule
 Water Enterprise Fund

Date	ENR CCI	8/2019 CCI	Description	Life	Purchase \$	Current \$	RCNLD*
		11311	Land	1E+13	114,772	114,772	114,772
Jan-16	10338	11311	Water Backwash Project	40	1,091,395	1,194,122	1,087,149
Jan-63	901	11311	Water Treatment Plant	40	598,443	7,512,792	1,126,919
Jul-98	5921	11311	Water Plant	40	2,453,865	4,687,690	2,216,887
Oct-06	7883	11311	WP Rehab Pumps, Computerized, Etc.	40	1,952,057	2,800,943	1,902,307
Jul-07	7959	11311	Water Main Improvements	40	3,192,698	4,537,354	3,166,695
Jun-08	8185	11311	Additional Water plant Exp	40	232,879	321,821	231,980
Jan-16	10338	11311	Water Tank	30	63,640	69,630	61,313
Sep-02	6589	11311	2002 GMC Sierra P/U	7	13,706	23,529	3,529
Oct-04	7314	11311	2005 GMC Sierra 1500	7	8,642	13,365	2,005
Sep-06	7763	11311	2006 GMC 1/2 Ton	7	19,391	28,254	4,238
Jan-14	9664	11311	Water Pump	7	11,030	12,910	2,613
Nov-98	5995	11311	Onan 500kw Generator	10	141,241	266,486	39,973
Apr-03	6635	11311	Backhoe	7	9,272	15,807	2,371
Aug-08	8362	11311	30hp Lift Pump (Park Blvd)	7	31,739	42,933	6,440
Mar-17	10667	11311	(5) Cameras and Wireless Link	7	17,565	18,626	12,195
Jan-16	10338	11311	Water Meters	10	2,411,736	2,638,740	1,693,191
Totals					12,364,071	24,299,772	11,674,576
*Assumes 15% salvage value if fully depreciated							
Development Impact Fee - Water Treatment					5,237,244	15,323,247	5,478,092
Development Impact Fee - Water Distribution System					7,126,827	8,976,525	6,196,484
Totals					12,364,071	24,299,772	11,674,576

City of Orange Cove
 Capital Asset Schedule
 Sewer Enterprise Fund

Date	ENR CCI	8/2019 CCI	Description	Life	Purchase	Current	RCNLD*	Sewer Sha	Sewer RCNLD
Jan-79	3003	11311	Monsoon Land	1E+16	655,000	655,000	655,000	90%	589,500
Jan-82	4985	11311	Wastewater Treatment Plant	40	644,008	2,425,712	363,857	90%	327,471
Jul-04	7126	11311	WWTP/FMHA	40	3,554,600	8,065,455	2,503,652	90%	2,253,287
Jul-04	7126	11311	Treatment Plant Expansion	40	1,147,449	1,821,339	1,134,543	90%	1,021,088
Mar-12	9268	11311	Monsoon Sewer Project	40	9,078,549	14,410,330	8,976,435	90%	8,078,791
Mar-12	9268	11311	High Speed Blower	20	89,460	109,181	68,890	90%	62,001
Jul-12	9268	11311	Self-Priming Chopper Pumps	10	29,381	35,858	9,453	90%	8,507
Jul-16	10379	11311	High Speed Blower	20	9,940	12,131	7,835	90%	7,051
Jun-13	9542	11311	Digester Project	20	166,969	181,963	153,910	90%	138,519
Jun-14	9800	11311	Energy Efficiency Retrofit Improvements	10	599,397	710,524	278,091	90%	250,282
Jan-14	9664	11311	Adam/Jacobs Lift Station Project	25	32,177	37,138	29,562	90%	26,606
Jan-02	6462	11311	WWTP and Street Concrete Project	50	29,355	34,358	30,535	90%	27,481
Jan-02	6538	11311	2002 GMC Sierra	5	28,517	49,916	7,487	90%	6,739
Oct-04	7314	11311	2002 GMC Sierra	7	6,853	11,856	1,778	90%	1,601
Sep-06	7763	11311	2005 GMC Sierra 1500	7	8,642	13,365	2,005	90%	1,804
Apr-03	6635	11311	2006 GMC 1/2 Ton	7	21,994	32,046	4,807	90%	4,326
Jan-16	10132	11311	Backhoe	7	9,272	15,807	2,371	90%	2,134
Jun-16	10337	11311	CPU for WW	7	6,920	7,725	3,817	90%	3,435
Oct-05	7563	11311	Backhoe Loader	7	126,279	138,178	75,669	90%	68,102
Nov-08	8602	11311	JD 6415 Tractor	7	43,955	65,738	9,861	90%	8,875
May-17	10692	11311	200 gal Sprayer w/Trailer & Kit	7	6,314	8,302	1,245	90%	1,121
			55 Gallon Weed IT Sprayer	7	21,104	22,326	15,150	90%	13,635
Totals					16,316,135	28,864,250	14,335,952		12,902,357

*Assumes 15% salvage value if fully depreciated

Development Impact Fee – Sewer Treatment Facilities
 Development Impact Fee – Sewer Collection System

	6,148,698	13,247,076	4,468,404	4,021,564
	10,167,438	15,617,174	9,867,548	8,880,793
Totals	16,316,135	28,864,250	14,335,952	12,902,357

City of Orange Cove
 Capital Asset Schedule
 Storm Enterprise Fund

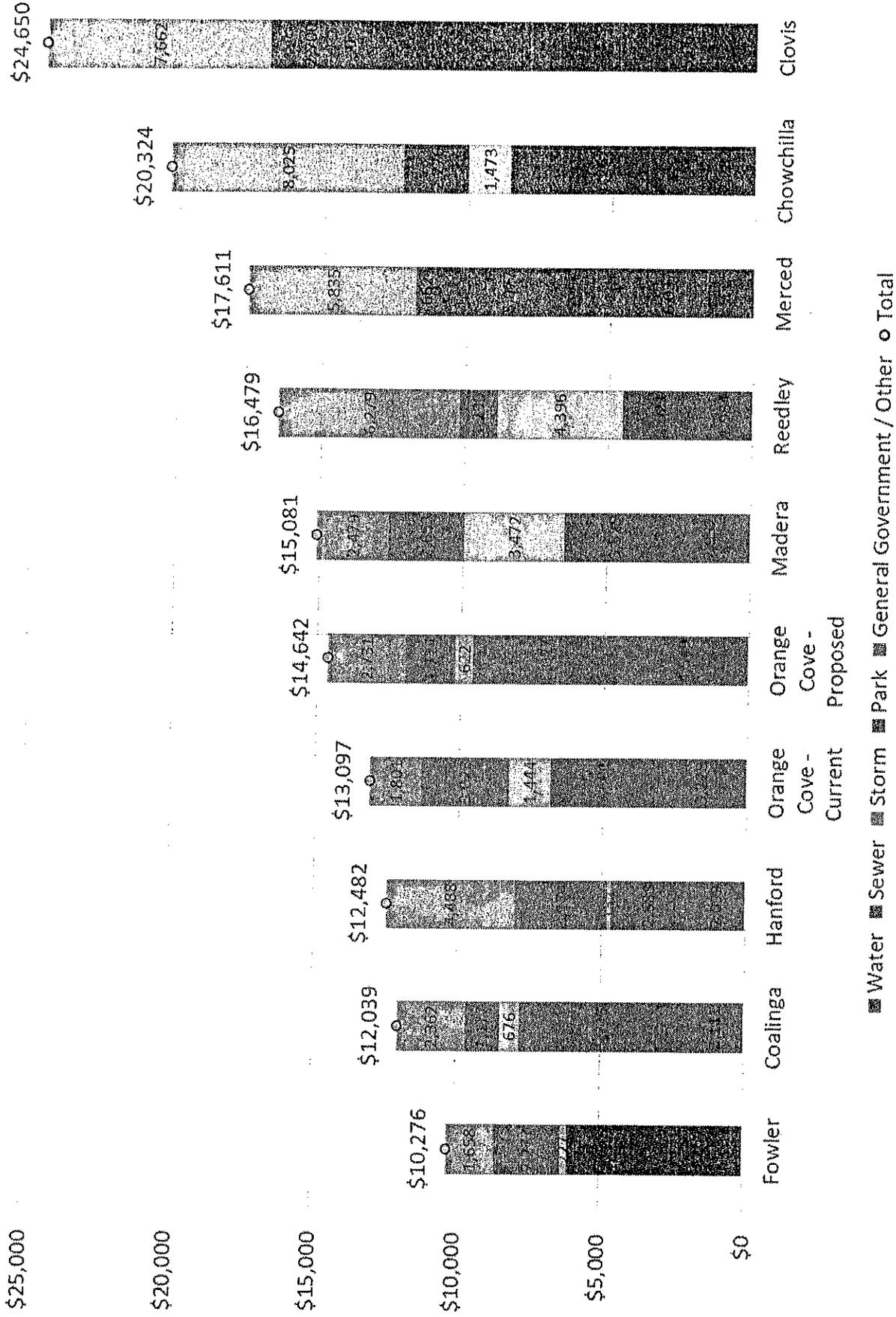
Date	ENR CCI	8/2019 CCI	Description	Life	Purchase \$	Current \$	RCNLD*	Storm Share	Storm RCNLD*
		11311	Monson Land	1E+16	655,000	655,000	655,000	10%	65,500
Jan-79	3003	11311	Wastewater Treatment Plant	40	644,008	2,425,712	363,857	10%	36,386
Jan-92	4985	11311	WWTP/FMHA	40	3,554,600	8,065,455	2,503,652	10%	250,365
Jul-04	7126	11311	Treatment Plant Expansion	40	1,147,449	1,821,339	1,134,543	10%	113,454
Jul-04	7126	11311	Monson Sewer Project	40	9,078,549	14,410,330	8,976,435	10%	897,643
Mar-12	9268	11311	High Speed Blower	20	89,460	109,181	68,890	10%	6,889
Mar-12	9268	11311	Self-Priming Chopper Pumps	10	29,381	35,858	9,453	10%	945
Jul-12	9268	11311	High Speed Blower	20	9,940	12,131	7,835	10%	783
Jul-16	10379	11311	Digester Project	20	166,969	181,963	153,910	10%	15,391
Jun-13	9542	11311	Energy Efficiency Retrofit Improvements	10	599,397	710,524	278,091	10%	27,809
Apr-14	9750	11311	Martinez Storm Drain	50	35,639	41,345	37,002	100%	37,002
Apr-14	9750	11311	Martinez Storm Drain	50	120,873	140,226	125,268	100%	125,268
Jun-14	9800	11311	Adam/Jacobs Lift Station Project	25	32,177	37,138	29,562	10%	2,956
Jan-14	9664	11311	WWTP and Street Concrete Project	50	29,355	34,358	30,535	10%	3,053
Jan-02	6462	11311	2002 GMC Sierra	5	28,517	49,916	7,487	10%	749
Jan-02	6538	11311	2002 GMC Sierra	7	6,853	11,856	1,778	10%	178
Oct-04	7314	11311	2005 GMC Sierra 1500	7	8,642	13,365	2,005	10%	200
Sep-06	7763	11311	2006 GMC 1/2 Ton	7	21,994	32,046	4,807	10%	481
Apr-03	6635	11311	Backhoe	7	9,272	15,807	2,371	10%	237
Jan-16	10132	11311	CPU for WW	7	6,920	7,725	3,817	10%	382
Jun-16	10337	11311	Backhoe Loader	7	126,279	138,178	75,669	10%	7,567
Oct-05	7563	11311	JD 6415 Tractor	7	43,955	65,738	9,861	10%	986
Nov-08	8602	11311	200 gal Sprayer w/Trailer & Kit	7	6,314	8,302	1,245	10%	125
May-17	10692	11311	55 Gallon Weed IT Sprayer	7	21,104	22,326	15,150	10%	1,515
Totals					16,472,647	29,045,821	14,498,222		1,595,865

*Assumes 15% salvage value if fully depreciated

APPENDIX B

Regional Impact Fee Survey

FY 2019/20 DIF SURVEY - SFR



APPENDIX C

Business License Fee Schedule (Current & Proposed)

City of Orange Cove
 Business License Fees
 Class 1 Businesses

License fees are as established by resolution for Class I businesses
Retail durable and general merchandise sales.

- Auto parts
- Auto sales
- Bakeries
- Bicycle shops
- Clothing stores
- Dairy products
- Delicatessens
- Department stores
- Electrical distributors
- Fabrics stores
- Feed and farm supplies
- Floor covering
- Florists
- Furniture, TV's and appliances
- Grocers
- Hardware stores
- Jewelers
- Liquor stores
- Lumber and building
- Motorcycle sale
- Motor shops
- Paints and art supplies
- Pharmacies
- Photo supplies
- Service stations
- Shoe stores
- Sporting goods
- Stationery office supplies

Quarterly Gross Receipts	Current Class I Quarterly Fees	Proposed Class I Quarterly Fees
\$ 2,000 or less	10.00	10.31
2,001 to 4,000	12.00	12.37
4,001 to 6,000	15.00	15.47
6,001 to 10,000	20.00	20.62
10,001 to 15,000	25.00	25.78
15,001 to 20,000	30.00	30.94
20,001 to 30,000	35.00	36.09
30,001 to 50,000	40.00	41.25
50,001 to 75,000	50.00	51.56
75,001 to 100,000	60.00	61.87
100,001 to 115,000	85.00	87.65
115,001 to 130,000	100.00	103.12
130,001 to 150,000	115.00	118.59
150,001 to 200,000	130.00	134.05
200,001 to 500,000	145.00	149.52
500,001 to 1,000,000	200.00	206.23
1,000,001 to 2,000,000	300.00	309.35
2,000,001 to 3,000,000	400.00	412.47
3,000,001 to 4,000,000	500.00	515.59
4,000,001 to 5,000,000	600.00	618.70
over 5,000,000	700.00	721.82

City of Orange Cove
 Business License Fees
 Class 2 Businesses

License fees for Class II businesses.

License fees are as established by resolution for Class II businesses and personal services.

- Alarm
- Amusement rooms
- Appliance repair
- Barbers
- Beauty shops
- Boat repair
- Bookkeeper
- Broker, stock, real estate
- Building supplies
- Carpet cleaning
- Car wash
- Concrete products
- Contractors, subcontractors, engineers
- Crane service
- Dental labs
- Dry cleaning/laundries
- Escrow companies
- Financial institutions
- Frozen food lockers
- Glass
- Hospitals
- Hotels, motel, house, etc.
- Immigration consultants
- Instruction
- Interior decorators
- Janitorial services
- Keys/locksmiths
- Landscape gardening
- Laundromats
- Mobile home park
- Movie theaters
- Music lessons
- Painters
- Pet care
- Petroleum distributors
- Photographers
- Plumbing
- Printing
- Private patrols
- Property management and sales
- Recreation
- Refrigeration/air conditioning
- Restaurants
- Resthomes
- Security
- Sharpening
- Taverns
- Tax/notary
- Taxi service
- TV repair
- Transportation
- Upholstery
- Utilities
- Welding
- Wrecked car dealer

Quarterly Gross Receipts	Current Class II Quarterly Fees	Proposed Class II Quarterly Fees
\$ 2,000 or less	10.00	10.31
2,001 to 4,000	11.00	11.34
4,001 to 6,000	12.00	12.37
6,001 to 10,000	15.00	15.47
10,001 to 15,000	18.00	18.56
15,001 to 20,000	21.00	21.65
20,001 to 30,000	26.00	26.81
30,001 to 50,000	31.00	31.97
50,001 to 75,000	36.00	37.12
75,001 to 100,000	46.00	47.43
100,001 to 115,000	56.00	57.75
115,001 to 130,000	71.00	73.21
130,001 to 150,000	86.00	88.68
150,001 to 200,000	101.00	104.15
200,001 to 500,000	116.00	119.62
500,001 to 1,000,000	131.00	135.08
1,000,001 to 2,000,000	150.00	154.68
2,000,001 to 3,000,000	250.00	257.79
3,000,001 to 4,000,000	300.00	309.35
4,000,001 to 5,000,000	350.00	360.91
over 5,000,000	400.00	412.47

City of Orange Cove
 Business License Fees
 Class 3 Businesses

License fees for Class III businesses.

License fees are as established by resolution for Class III businesses.

Manufacturing, processing and wholesale:

- Bakeries wholesale
- Canner
- Cold storage
- Cotton gin or compress
- Distillery
- Dairy
- Frozen fruit processor
- Fruit and vegetable packer
- Ice manufacturer
- Manufacturer, fabricator and/or assembly other than retail
- Meat process or packer
- Warehouse servicing business
- Wineries

Gross Receipts	Current Class III Quarterly Fees	Proposed Class III Quarterly Fees
\$ 0.00 to 6,000.00	5.75	5.93
6,000.01 to 9,000.00	8.00	8.25
9,000.01 to 12,000.00	10.25	10.57
12,000.01 to 15,000.00	12.75	13.15
15,000.01 to 18,000.00	15.25	15.73
18,000.01 to 21,000.00	17.75	18.30
21,000.01 to 24,000.00	20.25	20.88
24,000.01 to 27,000.00	22.75	23.46
27,000.01 to 30,000.00	25.25	26.04
30,000.01 to 35,000.00	29.50	30.42
40,000.01 to 45,000.00	33.50	34.54
45,000.01 to 50,000.00	37.75	38.93
50,000.01 to 55,000.00	42.00	43.31
55,000.01 to 60,000.00	50.50	52.07
60,000.01 to 70,000.00	58.75	60.58
70,000.01 to 80,000.00	67.25	69.35
80,000.01 to 90,000.00	75.50	77.85
90,000.01 to 100,000.00	84.00	86.62
100,000.01 to 115,000.00	96.50	99.51
115,000.01 to 130,000.00	109.25	112.66
130,000.01 to 150,000.00	124.50	128.38
150,000.01 to 175,000.00	145.25	149.78
175,000.01 to 200,000.00	166.00	171.18
200,000.01 to 225,000.00	186.75	192.57
225,000.01 to 250,000.00	205.00	211.39
250,000.00 to 275,000.00	220.00	226.86
275,000.01 to 300,000.00	237.00	244.39
300,000.01 to 350,000.00	266.00	274.29
350,000.01 to 400,000.00	292.00	301.10
400,000.01 to 450,000.00	315.00	324.82
450,000.01 to 500,000.00	335.00	345.44
500,000.01 to 550,000.00	357.00	368.13
550,000.01 to 600,000.00	372.00	383.60
600,000.01 to 650,000.00	377.00	388.75
650,000.01 and over	377.00 + .58 @ \$1,000	388.75 + 0.6 @ \$1000

City of Orange Cove
Business License Fees
Class 4 Businesses

License fees for Class IV businesses.

License fees are as established by resolution for Class IV businesses.

Professional services:

Current Annual Fee

Proposed Annual Fee

Accountant	160.00	164.99
Appraiser	160.00	164.99
Architect	160.00	164.99
Attorney-at-law	160.00	164.99
Bacteriologist	160.00	164.99
Chemist	160.00	164.99
Chiropodist	160.00	164.99
Dentist	160.00	164.99
Engineer—civil, electrical, chemical, mechanical	160.00	164.99
Geologist	160.00	164.99
Optician	160.00	164.99
Optometrist	160.00	164.99
Osteopath or osteopathist	160.00	164.99
Physician or surgeon	160.00	164.99
Veterinarian	160.00	164.99

City of Orange Cove
 Business License Fees
 Class 5 Businesses

License fees for Class V businesses.

License fees are as established by resolution for Class V businesses.

Catchall:

	<u>Current Fee</u>	<u>Proposed Fee</u>
Amusement devices per machine	25/quarter	25.78/quarter
Apartment, two to ten units	60/quarter	61.87/quarter
eleven or more units	120/year	123.74/year
Auctioneer, itinerant	50/day	51.56/day
Billboard advertising and bill posting	25/quarter	25.78/quarter
Boxing or wrestling matches or exhibitions	100/day	103.12/day
Carnival attractions, single	150/day	154.68/day
Carnival show, conducted as part of circus	5/day	5.16/day
Christmas tree dealer	25/month	25.78/month
Circus	150/day	154.68/day
Circus, charitably sponsored	40/day	41.25/day
Circus parade	100/day	103.12/day
Confectionery wagons	60/annual	61.87/annual
Dance hall permit	50/quarter	51.56/quarter
Directory salesman	25/quarter	25.78/quarter
Fire or wrecked sale	100/month	103.12/month
Garage sales (When applying for first license, no charge)	25/month - 15/weekend	25.78/month - 15.47/weekend
General contractor (Class A)	200/year	206.23/year
(Class B)	100/year	103.12/year
(Class C)	50/year	51.56/year
Housemoving over public ways	25/quarter	25.78/quarter
Massagist	50/quarter	51.56/quarter
Merry-go-round and similar devices	15/day	15.47/day
Palmist	800/day	824.94/day
Peddlers, solicitors, itinerant vendors, soliciting information	15/day, 50/quarter, 125/year	15.47/day, 51.56/quarter, 128.9/year
Peddler/solicitor established	25/year	25.78/year
Producers, food stuff	15/month	15.47/month
Public bath	25/quarter	25.78/quarter
Shoeshining	1/quarter	1.03/quarter
Sideshow	50/day	51.56/day
Sidewalk sale by merchant	Permit	Permit
Subcontractors or specialty contractors	50/yearly	51.56/yearly
Swap meets	10/booth	10.31/booth

City of Orange Cove
 Business License Fees
 Class 6 Businesses

License fees for Class VI businesses.

License fees are as established by resolution for Class VI businesses.

	<u>Current Annual Fee</u>	<u>Proposed Annual Fee</u>
Home occupation	50.00	51.56

Deliveries and services.

<u>Deliveries</u>	<u>Current Annual Fee</u>	<u>Proposed Annual Fee</u>
0 - 50/year	40.00	41.25
51 - 200/year	60.00	61.87
over 200/year	100.00	103.12



Date: July 8, 2020
To: Mayor and City Council
From: Rudy Hernandez, Interim City Manager
Subject: Approval of Interim Budget For Fiscal Year 2020-21
Attachments: Resolution

BACKGROUND:

City staff is currently in the process of compiling the fiscal year 2020-21 budget. The delay in getting the FY 2020-21 budget is due to the COVID-19 which is having a substantial negative impact on the some General Fund Revenues. Some of these revenues include property taxes, sales taxes, and utility user's taxes. Staff is hoping to receive some form of federal financial assistance to help balance the FY 2020-21 budget. Regardless of whether the City does or does not receive federal funding, staff will be presenting a balance budget.

In the Interim, I am proposing that the City Council adopt a roll over budget that will serve as our spending plan during the FY 2020-21. As part this process, the FY 2019-20 adopted operating budget of \$15,008,593 (See Attachment "A") will be brought forward into the FY 2020-21 to fund all expenses for the day-to-day operations of the City. These expenses include personnel, office expenses, supplies and equipment, monitoring expenses, repairs and maintenance, professional services, general and administrative, debt service, capital outlay and other expenses. If approved by the City Council, the FY 2020-21 operating roll over budget will contain the following:

- The authorized staffing level as approved in the FY 2020-21 budget will remain the same.
- For FY 2020-21, the actual operating expenses will not exceed the proposed roll over operating budget of \$15,008,593.

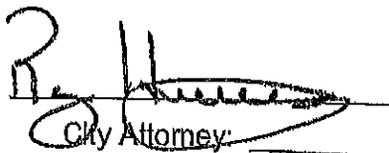
RECOMMENDATION:

Staff recommends that the City Council approve the attached resolution adopting the fiscal year 2020-21 roll over budget.

FISCAL IMPACT:

None.

Prepared by: Rudy Hernandez

Approved by: 

REVIEW: City Manager: ✓

Finance: _____ City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: APPROVED DENIED NO ACTION

- Consent
- Info Item
- Action Item
- Department Report
- Redevelopment Agency

- Public Hearing
- Matter Initiated by a Council Member
- Other
- Continued to: _____

RESOLUTION NO. 2020- 20

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF ORANGE COVE ADOPTING THE FISCAL YEAR 2020-21 ROLL OVER BUDGET

BE IT RESOLVED, by the City Council of the City of Orange Cove that until such time as the specific and detailed operating budget for the Fiscal Year beginning July 1, 2020 are authorized and approved by the City Council, City staff are authorized to incur obligation and make expenditures for such Fiscal Year at a level not to exceed that authorized for the preceding Fiscal Year as shown in Attachment A.

This Resolution was adopted by the City Council of the City of Orange Cove at a meeting held on July 8, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Victor P. Lopez, Mayor

ATTEST:

APPROVED AS TO FORM

June Bracamontes, City Clerk

Dan McCloskey, City Attorney

**CITY OF ORANGE COVE
SCHEDULE OF REVENUES VERSUS EXPENDITURES
FY 2019-20 ADOPTED BUDGET**

<u>FUNDS</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>SURPLUS/(DEFICIT)</u>
GENERAL FUND	\$3,072,563	\$2,762,197	\$310,366
TOTAL GENERAL FUND	\$3,072,563	\$2,762,197	\$310,366
<u>SPECIAL REVENUE FUNDS</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>SURPLUS/(DEFICIT)</u>
MEASURE C	\$333,802	\$278,878	\$54,924
TRANSPORTATION DEVELOPMENT ACT (TDA)	440,103	125,324	314,779
GAS TAX 2106	30,726	30,288	438
GAS TAX 2107	68,696	38,490	30,206
GAS TAX 2107.50	2,000	2,000	-0-
GAS TAX 2105	134,188	111,776	22,412
GAS TAX 2031 (SB1)	156,172	150,000	6,172
CHILD DEVELOPMENT	1,450,847	1,450,847	-0-
MEASURE O	257,950	257,918	32
IMPACT FEES	868,239	-0-	868,239
TOTAL SPECIAL FUNDS	\$3,742,723	\$2,445,521	\$1,297,202
<u>DEBT SERVICE FUND</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>SURPLUS/(DEFICIT)</u>
WASTEWATER FACILITY DEBT SERVICE	\$145,750	\$131,000	\$14,750
TOTAL DEBT SERVICE FUND	\$145,750	\$131,000	\$14,750
<u>ENTERPRISE FUNDS</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>SURPLUS/(DEFICIT)</u>
WATER ENTERPRISE FUND	\$1,476,954	\$1,454,395	\$22,559
WASTEWATER ENTERPRISE FUND	\$1,002,689	\$1,001,191	\$1,498
DISPOSAL FUND	\$634,850	\$605,631	\$29,219
TOTAL WATER FUNDS	\$3,114,492	\$3,061,217	\$53,275
<u>SUCCESSOR AGENCY</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>SURPLUS/(DEFICIT)</u>
SUCCESSOR AGENCY FUND	\$607,547	\$601,337	\$6,210
TOTAL SUCCESSOR AGENCY	\$607,547	\$601,337	\$6,210

<u>CAPITAL PROJECTS FUND</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>SURPLUS/(DEFICIT)</u>
WATER CAPITAL PROJECTS FUND	\$2,313,461	\$2,313,461	-0-
STREET CAPITAL PROJECTS FUND	648,860	\$648,860	-0-
GENERAL CAPITAL PROJECTS FUND	\$3,045,000	\$3,045,000	-0-
TOTAL CAPITAL PROJECTS FUND	\$6,007,321	\$6,007,321	-0-
GRAND TOTAL	\$16,690,397	\$15,008,593	\$1,681,804