



AGENDA

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

Victor P. Lopez, Mayor

Diana Guerra Silva, Mayor Pro Tem

Minerva Pineda, Council Member

Gilbert Garcia, Council Member

Josie Cervantes, Council Member

WEDNESDAY, FEBRUARY 11, 2015 - 6:30 P.M.

Orange Cove Council Chambers

633 6th Street, Orange Cove, California 93646

A. Call to Order/Welcome

1. Roll Call
2. Invocation
3. Flag Salute

B. Confirmation of Agenda

C. Presentations

1. Orange Cove High School Students Drought Speech
2. Events Committee Update
3. Fresno State Office of Community & Economic Development
 - Update on RBEG Grant – Business Workshops
 - Update on Walkability audit grant

D. Public Forum

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

to the speakers microphone, state your name and address, and then proceed with your comments.

E. Consent Calendar:

1. City Council Minutes of January 7, 2015

F. Administration

City Manager:

1. **SUBJECT:** Consideration of a Loan Agreement in the Amount of \$3,719.00 between the City and the Successor Agency

Recommendation: Council to consider Resolution No. 2015-07 approving a Loan Agreement in the Amount of \$3,719.00 between the City and the Successor Agency

2. **SUBJECT:** Second reading of Ordinance No. 370, Repealing Chapters 6.04 and 6.08 of Title 6 of the Orange Cove Municipal Code Relating to Animals and Adding New Title and Chapters 6.04 to 6.32 relating to Animal Regulations

Recommendation: Council to consider adoption of Ordinance No. 370 Repealing Chapters 6.04 and 6.08 of Title 6 of the Orange Cove Municipal Code Relating to Animals and Adding New Title and Chapters 6.04 to 6.32 relating to Animal Regulations

Police Department:

3. **SUBJECT:** Discussion and direction regarding purchasing Police Department vehicles

Recommendation: Council to give direction to staff on the purchase of Police Department vehicles

4. **SUBJECT:** Presentation and discussion regarding monthly statistical report

Recommendation: Informational item only

G. Successor Agency:

5. **SUBJECT:** Consideration of a Loan Agreement in the amount of \$3,719.00 between the City and the Successor Agency

Recommendation: Successor Agency to consider Resolution No. SA 2015-01 approving a loan agreement in the amount of \$3,719.00 between the City and the Successor Agency

6. **SUBJECT:** Consideration of the Successor Agency's Administrative Budget for Fiscal Year 2015-16 and the Recognized Obligation Payment Schedule (ROPS) 15-16A for the July 1, 2015 through December 31, 2015 period

Recommendation: Successor Agency to consider the following:

- a. Resolution No. SA 2015-02 Approving the Successor Agency's Administrative Budget for Fiscal Year 2015-16 pursuant to Health & Safety Code Section 34177(j); and
- b. Resolution No. SA 2015-03 Approving the Recognized Obligation Payment Schedule 15-16A for July through December 2015 and Authorizing its Transmittal

H. City Attorney's Report

I. City Manager's Report

J. City Council Communications

K. Adjournment

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

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

Victor P. Lopez, Mayor

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

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

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

A. Call to Order/Welcome

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

STAFF PRESENT: City Manager Samuel A. Escobar
City Clerk June V. Bracamontes
Police Chief, Marty Rivera
Attorney Hilda Cantu Montoy
Finance Director, Lan Bui (left at 7:10pm)

INVOCATION: Mayor Pro Tem Diana Guerra Silva

FLAG SALUTE: Mayor Victor P. Lopez

B. Confirmation of Agenda

No Changes.

C. Public Forum

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

1. Charlotte Pavelko from the Orange Cove Library presented to Council having a ribbon cutting presentation ceremony Saturday for a new learning center in the library
2. Mr. Mario Villarreal Chairman of the Events Committee thanked Staff, Police Department and Council for assisting in the Christmas Parade, tree lighting and especially the Christmas Toy Give Away.

D. Consent Calendar:

1. City Council Minutes of November 12, 2014

Upon the motion by Mayor Pro Tem Diana Guerra Silva and seconded by Councilwoman Minerva Pineda, Council approved the Consent Calendar as presented (Yes Vote: Mayor Lopez, Silva, Garcia, Pineda, and Cervantes)

E. Administration

Police Department:

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

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

Upon the motion by Councilman Gilbert Garcia and seconded by Councilwoman Josie Cervantes, Council gave direction to proceed to lease four (4) new Police Cars and purchase of one (1) vehicle for the Police Chief (Yes Vote: Mayor Lopez, Silva, Garcia, Pineda, and Cervantes)

2. **SUBJECT:** Monthly Statistic Report

Recommendation: Informational Item Only

Chief of Police Marty Rivera presented the December 2014 monthly statistics.

City Manager:

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

Recommendation: Council to give staff Direction

Heather Stratman, Richard Harmon and Chelsea Vongehr presented to Council a brief overview of Townsend Public Affairs Company; the TAA Advantage; Members of the Team; and presented the Proposition 1 California Water Bond

Upon the motion by Mayor Pro Tem Diana Guerra Silva and seconded by Councilwoman Josie Cervantes, Council approved for staff to move forward with the negotiation with Townsend Public Affairs Company and return contract to Council for approval (Yes Vote: Mayor Lopez, Silva, Garcia, Pineda, and Cervantes)

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

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

Item Tabled

F City Attorney's Report

City Attorney Hilda Montoy presented to Council that on December 5, 2014 a letter of resignation was submitted to the City. Please to work with the transition and there are 5 ordinances in the pipeline.

Mayor Pro Tem Diana Guerra Silva and Councilman Gilbert Garcia thanked Mrs. Montoy for her services.

G. City Manager's Report

None.

H. City Council Communications

Councilman Gilbert Garcia

Concern about the street lighting on main street 14 lights are out and 7 in his residential area. City Manager explained that some lights are not owned by the city and owned by PG&E

Councilwoman Josie Cervantes

No report

Councilwoman Minerva Pineda

No report

Mayor Pro Tem Diana Guerra Silva

Thanked everyone who helped with Christmas Toy Give Away. Thanked Staff.

Mayor Victor P. Lopez

Thanked all the contributors who participated in the Christmas Toy Give Away. Thanked Senator Andy Vidak for attending and City will be sending certificates of appreciation.

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

Council, City Attorney and City Manager went into Closed Session at 7:50 p.m.

J. Reconvene City Council Meeting

Mayor Lopez reconvened the City Council Meeting at 8:00 p.m. and announced that no reportable action was taken in Closed Session.

K. Adjournment

Mayor Lopez adjourned the City Council Meeting at 8:00 p.m.

RESPECTFULLY SUBMITTED:

June V. Bracamontes, City Clerk
City of Orange Cove

PRESENTED TO COUNCIL:

DATE: _____

ACTION: _____

ORDINANCE NO. 370

AN ORDINANCE OF THE CITY OF ORANGE COVE REPEALING CHAPTERS 6.04 AND 6.08 OF TITLE 6 OF THE ORANGE COVE MUNICIPAL CODE RELATING TO ANIMALS AND ADDING NEW TITLE 6, CHAPTERS 6.04 TO 6.32 RELATING TO ANIMAL REGULATIONS.

THE CITY COUNCIL OF THE CITY OF ORANGE COVE DOES ORDAIN AS FOLLOWS:

SECTION 1. Chapters 6.04 and 6.08 of Title 6 the Orange Cove Municipal Code are repealed.

SECTION 2. Chapters 6.04 to 6.32 shall be added to Title 6 of the Orange Cove Municipal Code to read as follows:

TITLE 6

ANIMAL REGULATIONS

Chapter 6.04

Definitions

6.04.010 Designated

For the purposes of this title, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

A. **Animal Regulations Ordinance.** Chapters 6.04 to 6.32 of Title 6 may also be referenced as Animal Regulations Ordinance or "this Ordinance."

B. **Animal Services Division.** The division of the City primarily responsible for enforcing provisions of Title 6, Animal Regulations Ordinance and State animal control laws which shall be established in writing by the City Manager.

C. **Animal Services Officer.** Animal Services Officer shall include police officers and any other employee designated to serve as Animal Services Officer by the City Manager.

D. **Animal Shelter.** The Orange Cove Animal Shelter or any other facility designated by the City Manager for the purpose of impounding and caring for animals found in violation of the Animal Regulations Ordinance, or surrendered to the City by their owners or finders. Any such facility shall be devoted to the welfare, protection, and humane treatment of all animals.

E. **At large.** The presence of any animal when it is off the premises of its owner and not restrained by a chain or leash under the control of a responsible person physically capable of retaining control of the animal. At large shall also mean when the animal is on the premises of its owner and not under the immediate effective physical control of the owner sufficient to prevent ingress and egress of the animal. At large shall not include any animal while being trained in obedience or other training class or while being exhibited at a show or obedience trial and under the immediate effective physical or vocal control of a person.

F. **Business days.** Every day the Animal Shelter is open for business, which is seven days a week, Sunday through Saturday, excluding Thanksgiving, Christmas, and Easter. (See also working days.)

G. **Cat.** Any member of the feline species (*Felis Catus*) customarily confined or cultivated by man as a pet.

H. **Coop.** A covered enclosure for the shelter of fowl.

I. **Curb.** To so restrain or control an animal that it does not defecate on property other than that of its owner except by the express consent of the owner of such other property.

J. **Destroy.** Putting an animal to death by euthanasia or other humane method.

K. **Dog.** Any member of the canine species (*Canis Familiaris*) customarily confined or cultivated by man as a pet, but excludes other members of the family *Canidae*.

L. **Enclosure.**

1. Within a fence line or structure suitable to prevent the entry of young children, and which is suitable to confine an animal in conjunction with any other measures that may be necessary to keep the animal confined. The enclosure shall be designed in order to prevent the animal from escaping; or
2. In an enclosed and locked (with a key or combination lock) pen or structure, suitable to prevent the animal from escaping or the entry of unauthorized persons. The pen or structure shall have secure sides and a secure top that protects the animal from the elements. All sides must be embedded into the ground no less than two (2) feet unless the bottom is adequately secured to the sides. The structure must be kept in a clean and sanitary condition and provide adequate light and ventilation. The enclosure shall not be less than fifty (50) square feet in area, and of sufficient height to prevent each animal confined therein to stand in a natural erect position.

M. **Euthanasia.** The humane destruction of an animal accomplished by a method that involves instantaneous unconsciousness and immediate death, or by a method that involves anesthesia, produced by an agent which causes the painless loss of consciousness and death during such loss of consciousness by injection.

N. **Excessive Noise.** The utterance of barks, howling, whining, cries, screeching, squeaking, squawking, or any noise which is loud, frequent, and continual over a period of time and which disturbs the peace and comfort of a person or persons of ordinary sensitivity. The following shall be presumed to disturb the peace and comfort of a person or persons of ordinary sensitivity: (1) excessive noise for a continuous period of ten (10) minutes; or (2) excessive noise for a continuous period of five (5) minutes on three separate occasions within any sixty (60) minute period. Continual shall mean excessive noise with intervals of less than sixty (60) seconds between the noise. It shall not be deemed to be excessive if at the time of the noise a person or persons were teasing or provoking the animal by trespassing or threatening to trespass upon the private property of the owner.

O. **Farm Animals.** Livestock, fowl, and other animals commonly kept or raised on a farm including, but not limited to, any swine, sheep, goat, horse, donkey, mule, burro, cattle, goat, swine, chicken, duck, goose, guinea fowl, pea fowl, peacock, turkey, dove, pigeon, game bird or similar bird intended for human consumption or for the production of eggs for human consumption.

P. **Fee Schedule.** The schedule of fees adopted from time to time by resolution of the City Council.

Q. **Harbored.** The feeding or sheltering of an animal for two consecutive days or more.

R. **Horse.** An animal of the genus *Equus*, including, but not limited to, horses, mules, donkeys, and burros.

S. **Household pets.** Domestic animals ordinarily permitted in a place of residence, kept for company and pleasure, such as: dogs; cats, guinea; pigs; rats; rabbits; mice; budgies, canaries, cockatiels, cockatoos, finches, lorikeets, lovebirds, macaws, parakeets, parrots, toucans, and similar birds; Vietnamese potbellied pigs as provided for in this Ordinance; turtles; lizards and snakes as permitted in this Ordinance; and other similar animals generally considered to be kept as pets, excluding farm animals.

T. **Impound.** The taking up and confinement of any animal in the Animal Shelter or a veterinary hospital.

U. **Lot.** A single parcel of land for which a legal description is filed of record or the boundaries of which are shown on a subdivision map or record of survey filed in the office of the Fresno County Recorder.

V. **Menacing Animal.** An animal which engages in the behavior defined in Section 6.1.308 of this Ordinance.

W. **Owner.** The legal owner and any person who owns, possesses, harbors, controls, or has custody of an animal. In the case of a minor, the parents or guardians of the minor shall be deemed the owner. All adults residing at the same property address shall be rebuttably presumed to be the owner of any animal owned, possessed, harbored, controlled, or in custody on the property.

X. Peaceably and lawfully upon property or premises. A person on a property in the performance of any duty imposed upon him/her by the laws of this State or any city or county, or by the laws or postal regulations of the United States, or when he/she is on such property upon invitation, expressed or implied.

Y. Person. Any individual, domestic or foreign corporation, partnership, association of any kind, trust, fraternal society or cooperative.

Z. Pet. Any animal kept for pleasure rather than utility.

AA. Physical Control. Any animal restrained by a chain or leash under the control of a responsible person physically capable of retaining control of the animal or confined by a fence or other adequate enclosure so that the animal remains within the real property limits of its owner.

BB. Potentially dangerous animal. Any animal, which, when unprovoked, does any of the following:

1. On two separate occasions within the prior thirty-six (36) month period, engages in any behavior that requires a defensive action by any person to prevent bodily injury when the person and the animal are off the premises of the owner of the animal or when the person is peaceably and lawfully upon the premises of the owner;
2. Bites a person causing a less than severe injury;
3. Has inflicted severe injury or seriously bitten a domestic animal;
4. On two separate occasions within the prior thirty-six (36) month period, has inflicted injury, or otherwise caused injury attacking a domestic animal, but has not inflicted severe injury or seriously bitten the animal.

CC. Premises. Any lot or parcel of land owned, leased or rented by a person.

DD. Quarantine. The isolation of any animal within a substantial enclosure to avoid its contact with other animals or unauthorized persons.

EE. Sanitize. To make physically clean and remove and destroy to a practical minimum agents injurious to health.

FF. Supervisor of Animal Services. The City Manager or his/her designee.

GG. Seriously bitten. Multiple bites to a human being or animal resulting in breaks to the skin.

HH. Severe injury. Any physical injury to a human being or animal that results in muscle tears, disfiguring lacerations, or requires multiple sutures or corrective or cosmetic surgery.

II. **Stall.** A covered enclosure or shelter, barn, stable, or other outbuilding for the shelter of farm animals.

JJ. **Sustained.** For administrative citations, a failure to timely appeal the administrative citation or a decision from the hearing officer upholding the citation. For criminal citations and complaints, a plea of guilty or nolo contendere or a finding of guilt by a court or jury.

KK. **Unprovoked animal.** An animal that has confronted, attacked, or injured a person or animal and has not been teased, tormented, abused, or assaulted by the person or animal confronted, attached or injured.

LL. **Vicious animal.** Any animal:

1. Which when unprovoked has seriously bitten, inflicts severe injury on, or kills a human being;
2. Which when unprovoked on two separate occasions within the prior thirty-six (36) month period has bitten a person causing a less than severe injury;
3. Which when unprovoked has killed a domestic animal;
4. Which when unprovoked on two separate occasions within the prior thirty-six (36) month period has seriously bitten or inflicted severe injury on a domestic animal;
5. Previously determined to be and currently listed as a potentially dangerous animal which continues the behavior which led to the potentially dangerous determination;
6. Previously determined to be and currently listed as a potentially dangerous animal which is not, at all times while on the premises of the owner, kept indoors or in an enclosure;
7. Previously determined to be and currently listed as a potentially dangerous animal which, when off the owner's premises, is not restrained by a substantial leash of not more than six (6) feet in length, and under the control of a responsible adult physically capable of retaining control of the animal;
8. Previously determined to be and currently listed as a potentially dangerous animal, which is not properly licensed and vaccinated as required by this Ordinance;
9. Previously determined to be and currently listed as a potentially dangerous animal, which is maintained in violation of any of the conditions imposed pursuant to a stipulation entered into between an owner and the City, by a hearing officer, or by a court order in connection with a declaration that the animal is potentially dangerous;

10. Previously determined to be and currently listed as a potentially dangerous animal, which is removed from the City without notifying the Animal Services Division of the changed condition and the new location of the animal in writing within two (2) working days.

MM. **Reptile.** Any cold blooded animal including, but not limited to, turtles, snakes, lizards, crocodiles and alligators.

NN. **Vietnamese Potbellied Pigs.** Male and female (neutered and spayed) Vietnamese potbellied pigs kept in accordance with the requirements of this Ordinance and the City's zoning ordinances.

OO. **Wild or exotic animal.** Shall mean the following:

1. Any animal described in California Fish and Game Code Sections 2116 and 2118, or in any addition to Fish and Game Code Section 2118 by regulation of the Fish and Game commission as provided for in those sections;
2. Any animal not normally kept as a domesticated animal or household pet, including, but not limited to, alligators, crocodiles, lions, monkeys, and tigers;
3. Any species of animal which is venomous to human beings whether its venom is transmitted by bite, sting, touch, or other means;
4. Any hybrid animal which is part wild animal and is capable of transmitting rabies, except livestock hybrids, and for which no rabies prophylaxis is recognized or authorized by the state;
5. A potentially dangerous or vicious animal over which the owner has evidenced a failure to maintain control.

PP. **Working days.** Monday through Friday excluding City recognized holidays. (See also business days.)

Chapter 6.08

License and Registration of Dogs and Potbellied Pigs

6.08.010 Licenses and registration required: Fees.

A. Every person owning, possessing, keeping, harboring or having custody of any dog over four months old, and all Vietnamese potbellied pigs, shall obtain a license for each dog and potbellied pig. Appropriate license fees shall be paid annually. The license fees shall be set forth in the City's Fee Schedule or by separate resolution. Such license shall be

obtained, and the fee therefor paid within thirty (30) days after the day upon which a dog is four months old, within thirty (30) days after acquisition of a dog if over four months old, within thirty (30) days after acquisition of potbellied pig, or within thirty (30) days of moving into the City.

B. Failure to register and pay the required fee within the term prescribed shall cause such fee to become delinquent and the penalties set forth in the City's Fee Schedule or by separate resolution shall be added to the regular fee and collected by the City at the time of such delinquent registration.

C. The license fee may be prepaid for a one, two, or three year period, provided that for dogs the applicant presents a valid rabies vaccination certificate valid for the entire term of the license.

D. Exemptions:

1. Service dogs for the disabled. Dogs being raised, trained and used to aid disabled persons shall be licensed without fee. Such dogs shall be either a guide dog, service dog, or signal dog as defined in California Civil Code Section 54.1.8.
2. Government. Dogs owned and used by the county, municipal corporations, or other public agencies, including dogs used by law enforcement agencies in the performance of law enforcement activity, shall be licensed without fee.
3. Temporary. Dogs brought into the City for the purpose of participating in any dog show or whose owners are nonresidents or temporarily within the City need not be licensed.

6.08.020 Application for license.

Application for dog licenses shall be made on forms approved by the Animal Services Division and shall include the following for each animal: the name and address of owner; address where the dog is kept; name, breed, age, sex, color and description of the animal; spay/neuter certificate unless a valid exception applies; and current rabies vaccination certificate issued by a licensed veterinarian that is valid for the entire term of the license being issued.

Application for potbellied pig licenses shall be made on forms approved by the Animal Services Division and shall include the following for each animal: proof of registration with a nationally recognized registry; proof that the pig has been spayed or neutered; and a current vaccination certificate issued by a licensed veterinarian that the pig has been vaccinated as directed by the City Manager that is valid for the entire term of the license being issued.

6.08.030 Certificate of vaccination.

A. A license shall not be issued for any dog that has attained the age of four months or over unless a valid certificate of rabies vaccination is presented with the license fee. The

certificate of vaccination must show all items required by State law, including, but not limited to, the following:

1. The name, address and telephone number of the dog's owner;
2. The description of the dog, including breed, color, age, name and sex;
3. The date of immunization;
4. The type of rabies vaccine administered;
5. The name of the manufacturer;
6. The lot number of the vaccine used.

B. Such certificates shall bear the signature of the veterinarian administering the vaccine or a signature authorized by him/her, and in addition such certificate shall be stamped, printed, or typed with his/her name, address and telephone number for legibility.

6.08.040 Licenses under another jurisdiction.

A dog or Vietnamese potbellied pig brought into the City that has been licensed in another county or city within the State shall meet all the conditions set forth in this Ordinance and the owner shall apply for the transfer of the license within thirty (30) days of moving into the City. The fee for transfer shall be as set forth in the City's Fee Schedule or by separate resolution. Regardless of the term of such license in the issuing jurisdiction, the license shall expire at the expiration of the rabies vaccination certificate.

6.08.050 Collar and tag.

Upon payment of the license fee, the City shall issue to the owner a license certificate for the effective period and a metallic tag for each dog or each Vietnamese potbellied pig so licensed. The tag shall have stamped thereon the year for which it was issued and a number corresponding with the number of the certificate. Tags shall not be transferable.

For dogs, the owner shall provide the dog with a suitable collar or other device to which the license shall be securely attached. The dog shall wear the collar and tag at all times that the dog is in the City and not confined indoors or in an enclosed yard or pen. Vietnamese potbellied pigs are not required to wear a tag, but the owner must show proof of licensing.

The owner or person in control of the animal shall show the license receipt and tag at any time upon demand by an animal services officer. A refusal to show proper registration upon demand is a violation of this section.

6.08.060 Tagging an animal not described in application.

It is unlawful for any person to attach a license tag to the collar of any dog or Vietnamese potbellied pig except the animal that is described in the application for such license tag.

6.08.070 Duplicate tags.

Lost license tags may be replaced by surrendering to the City the receipt for the lost license and by paying to the City a fee. This fee shall be as set forth in the City's Fee Schedule or by separate resolution. After complying with the above provision, the City shall again register the animal, and issue a new license tag.

6.08.080 Refunds.

No refunds or credits shall be made on any license because of the death of any licensed animal or the owner leaving the City before the expiration of the license period.

6.08.090 Penalties.

Violations of Chapter 6.08 are infractions and may also be cited as Administrative Citations.

Chapter 6.12

Restriction on Numbers and Types of Animals; Prohibition of Animals

At Large; and Menacing Animals

6.12.010 Restriction on number of household pets.

The maximum number of household pets allowed in a household or on any premises shall be as follows:

- A. Three (3) dogs;
- B. Three (3) cats;
- C. Two (2) Vietnamese potbellied pigs;
- D. Three (3) reptiles;
- E. The combined maximum number of dogs, cats, and potbellied pigs shall be three (3) animals;
- F. The combined maximum number of all household pets other than dogs, cats, potbellied pigs and reptiles shall be three (3) animals;
- G. The combined total of all household pets shall be six (6) animals.

The City Manager may allow the occupant of the premises to maintain additional household pets on a temporary basis and on such terms and conditions as the City Manager may require, if the City Manager determines that removal of the animal(s) would be dangerous to the health and

well-being of the animal(s). Additional animals may also be allowed if the zoning requirements for the premises permit the operation of a kennel and the owner or occupant has obtained the necessary permits to operate a kennel on the premises.

The keeping of household pets in excess of the maximum allowed herein shall be considered to be the operation of a kennel or breeding facility and shall be subject to the City's zoning standards for kennels and breeders, which generally require that kennels and breeding facilities be located within the Rural Residential (R-A), Commercial and Light Manufacturing (C-M), or Light Manufacturing (M-1) zone district and that operators obtain a conditional use permit.

6.12.020 Vietnamese potbellied pigs.

The keeping of Vietnamese potbellied pigs shall be in accordance with the following provisions:

- A. All Vietnamese potbellied pigs must be spayed or neutered prior to licensing.
- B. Vietnamese potbellied pigs are subject to the City's "leash law."
- C. No more than two Vietnamese potbellied pigs shall be permitted at any one single-family residence. Pigs are prohibited from any multiple-family dwelling.
- D. Vietnamese potbellied pigs in excess of twenty-two (22) inches in height or weighing over one hundred twenty (120) pounds shall be prohibited.
- E. All Vietnamese potbellied pigs must show registration with a nationally recognized registry to assure that they are a potbellied pig and not an agricultural variety.
- F. All Vietnamese potbellied pigs shall be properly vaccinated prior to licensing as directed by the designated Supervisor of Clovis Animal Services.
- G. Vietnamese potbellied pigs shall be maintained in a clean and sanitary condition free from obnoxious smells and substances.

6.12.030 Farm animals.

No person shall keep or maintain any farm animals except as follows:

- A. In connection with bona fide schools, colleges, universities, research organizations, and laboratories engaged in the field of scientific research and education;
- B. On the grounds of any district agricultural fair or rodeo which may be located within the City;
- C. In a zone established by the zoning laws of the City where such animals are specifically permitted, provided there is compliance with such zoning laws relating to such animals.

6.12.040 Wild, exotic, and nondomestic animals and reptiles.

No person shall own, have, keep or maintain in the City any wild, exotic, or nondomestic animal or reptile, except as follows:

A. The City Council may, by resolution, grant a permit for the keeping or transporting in the City of any such animal solely for exhibition or experimental purposes under such conditions as may be imposed and for such a period of time as may be permitted, and in accordance with all applicable, federal, State and local laws and regulations;

B. Wild animals specifically allowed by the State Department of Fish and Game and in accordance with Department of Fish and Game regulations and permit conditions shall be allowed subject to the provisions of this Ordinance. Any permit required by the Department of Fish and Game for the keeping of any wild animal must be obtained by the owner and shown to any animal services officer upon demand.

6.12.05 Reptiles.

The keeping of reptiles is limited to turtles, lizards and snakes and excludes other reptiles such as crocodiles and alligators. It shall be unlawful for any person to own and keep within the City any reptile that is determined by the City Manager to be a nuisance or danger to persons or other animals.

6.12.060 Bees.

No person shall keep or maintain within the City any stand of bees except in conjunction with an existing agricultural operation.

6.12.070 Animals at large.

No owner of any animal, except a cat which has been spayed or neutered, shall cause, permit, or allow any such animal to be at large in the City. A violation of this provision is an infraction. An animal that is at large three or more times within a twelve (12) month period shall be deemed a public nuisance and the owner shall remove the animal from the City incorporated limits. A failure to remove the animal in violation of this section is a misdemeanor.

6.12.080 Menacing animals.

Any animal which annoys or harasses persons or other animals, including neighbors, passersby or passing vehicles, damages private or public property, is allowed to run at large, or is allowed to defecate or urinate on public property or on private property without the consent of the owner shall be deemed a nuisance subject to abatement as follows:

A. For non-continuing nuisances which do not require immediate correction, the City Manager may issue a written order to the owner of any offending animal directing that such nuisance be abated. In the order, the City Manager may direct the owner to take certain actions to prevent the nuisance from reoccurring. The order shall be delivered to the owner either by personal service, first class postage prepaid mail to the owner's last known address, or securely posted in a conspicuous place on the property where the animal is located. A failure to follow the directions of the City Manager in the order of abatement is a violation of

this section. In addition, each and every day the nuisance exists after the service of the order shall be deemed a violation of this section. The animal may also be seized and impounded.

B. For continuing nuisances which require immediate corrective action, any animal services officer may issue an order to the owner to immediately abate the nuisance. The order may be made orally or in writing. If the owner is unavailable, or if the owner fails to comply with the order of the animal services officer, the animal may be seized and impounded. A failure to follow the directions of the animal services officer in the order of abatement is a violation of this section.

Chapter 6.16

Seizure and Impoundment of Animals

6.16.010 General.

Any animal services officer may seize and impound an animal found running at large or otherwise in violation of the provisions of this Animal Regulations Ordinance. The animal services officer is specifically authorized to seize and impound an animal required to be but not licensed under this Ordinance and a menacing animal in violation of an order from an animal services officer.

6.12.020 Dangerous animals.

If upon investigation an animal services officer determines that there is probable cause to believe that an animal is vicious or otherwise poses an immediate threat to public safety, the animal services officer may seize and impound the animal pending administrative hearings or court proceedings held to determine disposition of the animal pursuant to this Ordinance. Animals impounded pursuant to this section may, if the City Manager determines it is not contrary to public safety, be confined at the owner's expense in a kennel or veterinarian facility approved by the City Manager.

6.16.030 Sick, injured or mistreated animals.

Upon discovery of a sick, injured or mistreated animal, the animal services officer may seize and impound such animal in accordance with the provisions of California Penal Code Section 597.1.

6.16.040 Impoundment by individuals for trespassing animals.

The owner of private property, or his/her representative, may take up and detain any animal found trespassing upon such private property. Any person taking up and detaining any animal pursuant to the provisions of this section shall immediately notify an animal services officer of the address where the animal is detained and shall turn the animal over to the animal services officer upon demand for impounding.

6.16.050 Records of animals.

Upon receiving any animal, the animal services officer shall make a complete registry, entering the breed, color, and sex of such animal and whether or not the animal is licensed. If the animal is licensed, the animal services officer shall enter the name and address of the owner and the number of the license tag. In addition to the foregoing, the animal services officer shall make a record of any other information required by State law and maintain those records for the required time period.

6.16.060 Microchip Identification Device

Animal services shall implant each dog or cat impounded at the animal shelter, not previously microchipped, with a microchip identification device. The owner of such dog or cat shall be obligated to pay for the cost associated with the implantation of the microchip identification device as part of the impound fee. It shall be the owner's responsibility to have correct and current information registered with the microchip company at all times.

6.16.070 Notice to owners of impounded animal.

Within a reasonable time consistent with the purposes of this Ordinance and State law, after the impounding of any animal, the owner if known, shall be notified of the time and place of the seizure either in person, by telephone, or by United States mail. If the owner of the animal is unknown, written notice shall be posted for not less than four consecutive days in a conspicuous place outside the Animal Shelter.

6.16.080 Redemption.

A. The owner of any animal, other than a potentially dangerous or vicious animal, a sick, injured or mistreated animal, or an animal prohibited in the City, may reclaim and redeem such animal upon:

1. Satisfactory proof of ownership;
2. Payment of the costs and expenses incurred by the City for impounding and maintaining such animal, including the payment of costs and expenses incurred by the City for implanting a microchip;
3. Payment of a deposit for the animal not being spayed or neutered as required by this Ordinance;
4. Payment of any fees or penalties provided for in this Ordinance;
5. Payment of a redemption fee;
6. Payment of any previously incurred fees, penalties, and sustained administrative citation fines under this Ordinance relating to the impounded animal;

7. For animals at large, proof satisfactory to the City Manager that the animal will be securely confined and adequately cared for; and
8. For menacing animals, proof satisfactory to the City Manager that the owner will comply with the orders of the City Manager.

B. Redemption shall be conditioned upon:

1. The acquisition of any required license and the payment of any license fees not yet paid within the required time period;
2. The payment of any sustained administrative citation penalties if an administrative citation is issued by the City for a violation of this Ordinance which led to the impoundment.
3. If the owner of a redeemed animal fails to timely acquire a required license and pay any license fees, or pay administrative citation fines, the redeemed animal may be impounded by any animal services officer for an additional redemption period.

C. The license fee, the costs and expenses for impounding and maintaining the animal, the microchip fee, the redemption fee, and any penalties shall be in an amount established in the City's Fee Schedule or by separate resolution. The penalties and deposit for not having an animal spayed or neutered shall be as provided for in the City's Fee Schedule, by resolution, or State law as applicable. The penalties for administrative citations shall be those set forth in the citation.

D. An animal impounded as potentially dangerous or vicious shall be subject to disposition as provided for in this Ordinance. Animals impounded as sick, injured or mistreated animals, shall be subject to disposition as provided for in Penal Code Section 597.1.

E. Notwithstanding satisfaction of the requirements for redemption, the City Manager, at his/her discretion, may refuse to permit the redemption of any animal impounded pursuant to the provisions of this Ordinance, or any other municipal, county or State law, until in his/her opinion the need for the retention of such animal no longer exists.

The City Manager shall document in writing the need for the retention of an animal under this subsection and notify the owner of his/her right to contest that determination by filing a written request for a hearing within two (2) working days of receipt of the determination. If the owner requests a hearing, the City Manager shall schedule a hearing before a hearing officer appointed by the City Manager. The hearing shall be held within five (5) working days. The hearing shall be conducted in accordance with the procedures set forth in Section 6.24.030 of this Ordinance. The hearing officer's decision shall be final.

6.16.090 Duration of impoundment.

A. Dogs and cats. All impounded dogs and cats shall, unless sooner redeemed, be kept in the Animal Shelter for the period of time required by State law, as may be amended from time to time.

B. Farm animals. Any impounded farm animals shall, unless sooner redeemed, be kept in the Animal Shelter for the period of time required by State law, as may be amended from time to time, and in accordance with State requirements for impounding farm animals.

C. Other animals. Any other impounded animal shall, unless sooner redeemed or adopted, be kept in the Animal Shelter for the period of time required by State law, as may be amended from time to time and if no time is provided for not less than four (4) business days.

6.16.100 Abandonment.

Except as otherwise provided in this Ordinance, an impounded animal which is not redeemed within the specified holding period, whether due to a failure to satisfy monetary obligations or otherwise, shall be considered to be abandoned by its owner and shall become the property of the City. Such animal may be adopted or euthanized. Abandonment does not relieve the owner's obligation to pay all fees related to the impounding and keeping of the animal.

6.16.110 Voluntary surrender: Fees.

A. Upon request, an owner may surrender his/her animal to the Animal Shelter for placement for adoption or other disposition. Any animal that is voluntarily surrendered to or deposited with the Animal Shelter by the owner shall immediately thereafter become the property of the City. It shall be understood that no guarantee of placement will be made, and humane disposal will be at the discretion of the City Manager.

B. Any owner of an animal who voluntarily surrenders an animal to the Animal Shelter shall be subject to a fee as set forth in the City's Fee Schedule or by separate resolution for each animal.

C. The surrender of an animal by an owner to the Animal Shelter, subsequent to impoundment for a violation of this Ordinance or any provisions of State law, shall not relieve the owner of the obligation to pay such charges as set forth in this Ordinance incurred prior to such surrender, plus accumulated boarding charges, veterinary charges or any other charges related to the impounding and keeping of the animal.

6.16.120 Removing animal from custody without permission prohibited.

No person shall remove any animals from the custody of an animal services officer, from the Animal Shelter, or from a City holding facility or vehicle without permission from an animal services officer.

Chapter 6.20

Health and Safety Provisions: Animal Welfare

6.20.010 Vaccinations.

A. General. The owner of any household pet animal in the City shall have the animal vaccinated by a licensed veterinarian against diseases as required by the City's Animal Services Officer.

B. Dogs. No person shall keep, harbor or maintain any dog over the age of four (4) months within the City limits unless such dog has been vaccinated by a licensed veterinarian with a canine rabies vaccine approved by and in the manner prescribed by the State Department of Public Health. The vaccination shall be administered by a veterinarian or through county recognized clinics, and a certificate of vaccination shall be obtained by the owner. The certificate of rabies vaccination shall accompany the license application and shall be valid if in compliance with the following immunization schedule:

1. Primary immunization. Primary immunization shall be defined as the initial inoculation of an approved canine rabies vaccine administered to young dogs between the ages of four to twelve (12) months.
2. Revaccination intervals. The interval for revaccination of dogs administered primary immunization between the ages of four to twelve (12) months will be twelve (12) months, or as otherwise required by the State Department of Health. The interval for primary or revaccination of dogs administered rabies vaccines over the age of twelve (12) months shall be at least once every three years, or as otherwise required by the State Department of Health.

No dog need be vaccinated for rabies where a licensed veterinarian has certified that the vaccination would endanger the dog's health and the local health officer endorses on the certificate his/her approval. The certificate must bear the date of issuance and must be renewed each year. Any dog subject to this exemption shall not be allowed off the premises of the owner.

6.20.020 Cage and pen requirements.

No person shall keep or maintain any live animal in a cage, coop, hutch, pen, yard or space which is less than three (3) times as large in floor space as the total size of all live animals which may be kept therein, and which is not of sufficient height to permit each animal to stand in a natural erect position. This section shall not apply to the Animal Shelter nor shall it preclude a veterinarian, any person engaged in showing animals, or an animal groomer from temporarily confining an animal in a smaller container for medical, showing or grooming purposes.

6.20.030 Sanitary enclosures.

A. Every person keeping any animal shall at all times keep cages, coops, hutches, pens, yards or other enclosures wherein such animal is kept in a clean and sanitary condition, and shall remove excreta and manure therefrom every day, or as often as is necessary so as not to become a nuisance in the neighborhood or to any person in the neighborhood.

B. No person shall at any time maintain any lot or other premises, or any portion thereof, in the City, upon which any animal is kept in an unsanitary condition or in such

condition as to cause the same to be infested with flies or insects or to create any noxious or offensive odors.

6.20.040 Stray animals.

Any person discovering a stray or apparently lost animal shall report the same to the Animal Services Division. Any person who apprehends or picks up a stray or lost animal shall report the same to the Animal Services Division within eight (8) hours thereafter and shall release such animal to an animal services officer upon demand. A violation of this section is an infraction.

6.20.050 Diseased or injured animals.

A. Notwithstanding any provisions of this Animal Regulations Ordinance, an impounded animal which is determined by a licensed veterinarian or the City Manager to constitute a health or safety hazard, shall be destroyed or otherwise disposed of without delay by an animal services officer or the veterinarian.

B. An impounded animal which is determined by a licensed veterinarian or the City Manager to be suffering extreme pain due to disease or injury, and where there is no reasonable probability that the animal will recover from its disease or injury, may be destroyed without delay by an animal services officer or the veterinarian.

C. Any animal services officer, police officer or sheriff's deputy may humanely destroy an animal in the field which is too severely injured to move or where a veterinarian is not readily available, and where it would be more humane to dispose of the animal.

6.20.060 Dogs, cats and other animals to be curbed.

Should any dog, cat and/or other animal defecate on any public property or on the private property of any person, the person owning or having custody of the animal shall immediately remove the feces from any such place to a site not prohibited by law. A violation of this section is an infraction.

6.20.070 Abandonment of animals prohibited.

No person shall abandon any animal with the intention of avoiding the responsibility for its custody and care.

6.20.080 Dumping of animals at the animal shelter prohibited.

No person shall leave any animal at the Animal Shelter except when an animal services officer is available to accept the animal.

6.20.090 Animal care.

A. No owner shall fail to provide his/her animals with adequate food and water, proper, clean, and sanitary shelter, protection from the weather and veterinary care when needed to

prevent suffering. The humane care and treatment of all animals shall be maintained at all times.

B. Every person who keeps an animal confined in an enclosed area shall provide it with an adequate exercise area. If the animal is restricted by a chain or leash, the chain or leash shall be affixed in such a manner that it will prevent the animal from becoming entangled or injured, in such a manner that it will permit the animal's access to adequate shelter, food and water, and in accordance with Health and Safety Code Section 122335.

6.20.100 Animals not to be abused.

No person shall beat, cruelly ill-treat, torment, tease, overload, overwork or otherwise abuse an animal, nor cause, instigate or permit any dogfight, cockfight, or combat between animals or animals and humans, excluding police canines, within the City, nor shall any parent allow or permit his/her minor child to so treat any animal.

6.20.110 Killing or butchering of animals.

No person may kill or butcher an animal within the City limits except as specifically permitted by the laws of the State, and in compliance with all federal, State and local requirements.

6.20.120 Poisoning animals prohibited.

No person shall place, leave or expose, in any place accessible to any animals, with the intent to kill or harm such animals, any poisonous substance or ingredient, or any edible or any other substance or ingredient which has in any manner been treated or prepared with any poisonous substance or ingredient.

6.20.130 Farm animals.

Farm animals shall only be kept as permitted by the City's zoning ordinance. In addition, no person shall keep, harbor, or possess any farm animal unless the following conditions are satisfied:

A. All places and premises upon which farm animals are kept shall be open at all times for inspection by City or County of Fresno health inspectors and by any animal services officer.

B. Farm animals shall be confined by a suitable fence. A suitable fence is any fence which is good, strong, substantial and sufficient to prevent the ingress and egress of farm animals.

C. Farm animals shall not be kept inside any building used for human habitation.

6.20.140 Animals suspected of having rabies.

A. Restrictions on the keeping of animals capable of transmitting rabies. It shall be unlawful for any person to own, keep, harbor or possess within the City limits any animal capable of transmitting the rabies virus unless such animal can be properly immunized with a rabies vaccine approved by the State Department of Health.

B. Reporting requirements.

1. Rabies is declared to be a reportable disease. Every veterinarian practicing in the City and every person providing professional medical treatment for animal bites by an animal of a species subject to rabies shall, whenever rabies is suspected, immediately notify the animal services department within the proper jurisdiction.
2. Every veterinarian practicing within the City, or having vaccinated any animal residing within City limits, shall provide a copy of every rabies immunization certificate which he/she issues for all animals immunized to the animal services department within the proper jurisdiction.
3. Any person or parent or guardian of such person, or an owner of an animal, bitten or scratched by an animal of a species subject to rabies shall immediately report such incident to the Animal Services Division.

C. Quarantine and impoundment.

1. All animals in violation of California Health and Safety Code Sections 121575 *et. seq.* or of the rabies control provisions of this Ordinance, shall be quarantined or impounded and shall be subject to destruction in some humane manner or to other disposition as provided by this Ordinance.
2. Veterinarians practicing in the City who have custody of an animal suspected of having rabies shall hold and not release that animal to the owner pending instructions from the appropriate animal services department or a local health officer on quarantine requirements.

D. Notification of quarantine restrictions. The City Manager shall issue a written notice to the owner or person harboring an animal within the City suspected of having rabies, or of having been exposed to rabies, that such animal be quarantined for a period of ten (10) days, or for such period as required by State law. Upon issuance of the notice, the owner or person harboring the animal shall surrender the animal for a supervised quarantine at the Animal Shelter, the costs of which shall be borne by the owner. The animal may be reclaimed by the owner if adjudged free of rabies and upon the payment of board fees as established in the City's Fee Schedule or by separate resolution and upon compliance with the licensing provisions of this Ordinance. At the discretion of the City Manager, such quarantine may be on the premises of the owner. For stray animals whose ownership is not known, such quarantine shall be at the Animal Shelter.

E. Quarantined animal at large. It shall be unlawful for any person to allow any quarantined animal to run at large or fail to keep the animal quarantined after being so notified. A violation of this subsection is a misdemeanor.

F. Killing of animals suspected of having rabies. No person shall kill, or cause to be killed, any rabid animal, any animal suspected of having been exposed to rabies, or any animal biting a human, unless in self-defense or the defense of others, nor remove such animal from the City without written permission from the City Manager.

G. Quarantine of dogs serving the disabled. Notwithstanding any other provision of this Ordinance, a guide dog, service dog, or signal dog as defined in California Civil Code Section 54.1 shall not be quarantined in the absence of evidence that he/she has been exposed to rabies unless his/her owner fails:

1. To keep the dog safely confined to the premises of the owner; or
2. To keep the dog available for examination at all reasonable times.

H. Quarantine of dogs used by law enforcement agency. Notwithstanding any other provision of this section, a dog used by any state, county, city, or city and county law enforcement agency shall not be quarantined after biting any person if such bite occurred while the dog was being used for any law enforcement purpose. The law enforcement agency shall make the dog available for examination at any reasonable time. The law enforcement agency shall notify the animal services department within its jurisdiction if the dog exhibits any abnormal behavior.

6.20.150 Spay and neuter of cats and dogs.

A. Spaying or neutering prior to adoption. No dog or cat shall be made available for adoption unless the dog or cat is spayed or neutered in accordance with California Food and Agricultural Code Sections 30503 and 31751.3 or is otherwise exempt pursuant to subsection B. below.

B. Spaying or neutering a dog or cat over the age of four (4) months. No person within the City shall own a dog or cat over the age of four (4) months that has not been spayed or neutered, unless valid written documentation is provided to show proof that the animal is exempt from the requirement to be spayed or neutered by reason of one of the following, and is in compliance with subsection C. below:

1. The dog or cat is a breed approved by and is registered with a registry or association recognized by the City Manager, whose program and practices are consistent with the humane treatment of animals, and the dog or cat is actively used to show or compete and has competed in at least one show or sporting competition hosted by or under the approval of the recognized registry or association within the last two years, or is being trained or groomed to show or compete and is too young to have yet competed.

2. The dog is being trained or has been appropriately trained and is actively used in a manner that meets the definition of guide, signal or service dog as set forth in California Civil Code Section 54.1 or Penal Code Section 365.5, or the dog is enrolled in a guide, signal or service dog breeding program administered by a person licensed under Chapter 9.5 (commencing with Section 7200) of Division 3 of the California Business and Professions Code.
3. The dog is appropriately trained or is in the process of being trained and is actively used by law enforcement agencies or the military for law enforcement, military or rescue activities.
4. The owner of the dog or cat provides a letter to Animal Services from a licensed veterinarian certifying that either: the animal's health would be best served by spaying or neutering after a specified date, in which case a deposit as set forth in the City's Fee Schedule or by separate resolution shall be provided to ensure spaying or neutering by the owner after the specified date; or that due to age, poor health, or illness it is unsafe to spay or neuter the animal at any time. This letter shall include the veterinarian's license number and be updated periodically as necessary.
5. The dog or cat has been registered for breeding pursuant to this Ordinance.

C. Unaltered dogs and cats. An unaltered dog or cat shall be implanted with an animal microchip identification device identifying the owner of the animal. The dog license application for an unaltered dog shall contain the information requested by animal services, including the identification number of the implanted animal microchip identification device, the name and address of the owner, and the location at which the dog will be maintained. A license for an unaltered dog shall not be transferable, and shall not be issued to any person under the age of eighteen (18) years.

D. Violations for not spaying or neutering. First time violators of this section shall be provided with a sixty (60) day notice to comply prior to the issuance of a citation or the initiation of an enforcement action.

E. Applicability: Time to spay or neuter a dog or cat. The provisions of this section shall become operative on the effective date of this ordinance. However, an unaltered dog that has a valid dog license from the City shall not be subject to this subsection until the dog license expires.

6.20.160 Breeding Dogs and Cats.

A. It is unlawful for any person to breed any dog or cat within the City that is not registered with the City Manager pursuant to this section, unless a conditional use permit has been obtained authorizing the operation of a kennel or breeding facility as required by the City's zoning ordinance.

B. Any person required to register their animals for breeding shall register with Animal Services on forms approved by the City Manager. The registration form shall include, at a minimum, the following information:

1. The name, address and telephone numbers of the dog or cat's owner;
2. The name, address and telephone numbers of the location where the dog or cat will be kept, if different than the name and address of the dog or cat's owner;
3. The description of the dog or cat, including breed, color, age, name and sex;
4. The date of immunization for the dog or cat;
5. The type of rabies vaccine administered to the dog or cat; and
6. The license number of the dog.

Registration information must be updated within thirty (30) days of any changes.

C. Violation. Failing to register a dog or cat for breeding, or failing to update registration information within thirty (30) days of any changes, is a violation of this Ordinance subject to enforcement in the same manner as any other violation of the Municipal Code.

6.20.170 Sale and other transfer of dogs and cats.

A. No person shall display, sell, offer for sale, barter, or give away any kitten or puppy under eight (8) weeks of age.

B. No person shall display, sell, offer for sale, barter, or give away any dog or cat in any public street, alley, lane, sidewalk, or other public property or in front of any business not owned by him or her or at any swap meet.

C. No person shall give away any dog or cat as a prize or as an inducement to enter into any contest, lottery, drawing, game, competition, place of business, or business arrangement.

D. No person shall sell, barter, exchange or offer for adoption whether for compensation or otherwise any dog or cat to any minor under the age of eighteen (18) years without the written permission of one of the minor's parents or legal guardians.

E. No person shall sell, adopt or otherwise transfer any dog or cat in violation of any provisions of this Ordinance.

F. These prohibitions shall not apply to:

1. Government agencies; non-profit animal rescue organizations exempt from taxation under Internal Revenue Code section 501(c)(3); or humane societies

or societies for the prevention of cruelty to animals if such societies are incorporated under the provisions of California Corporations Code Section 10400 and the Nonprofit Public Benefit Corporation Law in Part 2 of the California Corporations Code, beginning at Section 5110;

2. Permitted dog or cat shows; or
3. Permitted pet stores which sell or otherwise transfer dogs or cats, whether for compensation or otherwise, within the store.

6.20.180 Prohibition of animals at certain special events.

A. Notwithstanding any other provision of the Municipal Code, no person shall allow any animal, whether with or without a leash (except in an enclosed vehicle), to be on any portion of a public street, alley, lane, sidewalk, or other public property used for a special event involving the closure of City streets. The City shall designate the boundaries of the special event at the time the street closure is authorized.

B. Notwithstanding subsection A of this section, neighborhood block parties are exempt from this section and the Council may, by resolution, exempt a special event from the prohibition set forth in this Section.

C. The City shall cause to be posted during the special event signs evidencing the prohibition set forth in this Section at all street entrances to the special event, at each corner of the boundaries of the special event, and at intervals along the exterior boundaries of the special event of not more than five hundred (500) feet.

D. The City may condition street closure authorizations on meeting the requirements of this section.

E. Private property owners and their agents within the boundaries of the special event area may post additional signs evidencing the prohibition set forth in this section.

F. This section shall not apply to: (1) any guide dog, signal dog, service dog, or other animal individually trained to provide assistance to an individual with a disability; (2) dogs used by or under the authority of police or law enforcement agencies for law enforcement purposes; or (3) animals which are part of the special event or an exhibit at the special event, or horses used by or under the authority of police or law enforcement agencies for law enforcement purposes.

6.20.190 Care of feral cats

It shall be unlawful for any person within the City to intentionally provide food, water, or other forms of sustenance to a feral cat or feral cat colony.

6.20.200 Feeding of Birds

It shall be unlawful for any person to feed any household or wild birds outdoors in a manner that creates: harmful health and/or sanitation conditions; destruction of property; unsightly or increased slipperiness of sidewalks; animal dependency; attraction of coyotes, squirrels, rats and/or other vermin; or otherwise creates an unreasonable disturbance, such as noise, so as to disturb the peace and comfort of two (2) or more persons of ordinary sensitivity from different surrounding households.

6.20.210 Animal Establishments

Every person who owns, conducts, or operates a pet shop, pet store, pet dealer, commercial kennel, private kennel, boarding kennel, grooming parlor, animal menagerie, animal shelter, or horse establishment shall comply with all provisions of the Lockyer-Polanco-Farr Pet Protection Act (California Health and Safety Code Sections 122125 *et. seq.*, the Pet Store Animal Care Act; California Health and Safety Code Sections 122350 *et. seq.*) or any similar laws that may be subsequently enacted, and all applicable provisions of this Ordinance.

6.20.220 Sentry Dog Business

Every person who owns, conducts, or operates a sentry dog company or business shall comply with the provisions of The Dog Act of 1969 (California Health and Safety Code Sections 121875 *et. seq.*, any similar laws that may be subsequently enacted, and all applicable provisions of this Ordinance.

Chapter 6.24

Keeping of Potentially Dangerous and Vicious Animals

6.24.010 Investigation, confinement, seizures and impoundment.

A. Whenever an animal suspected of being potentially dangerous or vicious is reported, an animal services officer shall investigate the circumstances and if the officer finds that the animal shows a propensity to attack, bite, scratch, annoy or harass people or other animals without provocation, or displays any other such behavior, the officer shall notify the owner in writing, stating the facts and circumstances. The animal services officer may order that the animal be kept within an enclosure, securely leashed or otherwise controlled.

B. If the animal services officer has probable cause to believe an animal may be designated as "potentially dangerous" or "vicious" under this Ordinance, and the owner is unwilling or unable to properly contain and/or control the animal immediately or the animal poses an immediate threat to the safety of persons or domestic animals, the animal may be seized pending the outcome of a hearing or trial and any appeals conducted pursuant to this Ordinance, or during the period of time the owner requires to comply with any requirements imposed hereunder. Any animal seized hereunder shall be impounded and kept at the Animal Shelter at the owner's expense.

C. The animal's owner shall be charged for all costs incurred or fees applicable with respect to such impoundment unless a finding is made that the animal is not potentially dangerous or vicious, in which case the owner shall be charged only for independently incurred impound costs and fees, if any. An animal held under the provisions of this section shall not be released until the owner pays all charges as specified in Chapter 6.16.080 of this Ordinance. If the owner refuses to pay such charges, the animal shall be treated as abandoned by the owner, and disposed of pursuant to Chapter 6.16.100 of this title. Disposal of the animal does not release the owner from his/her responsibility to pay the keeping charges.

D. The owner of an animal that has bitten another animal or person shall, upon demand from any animal services officer, demonstrate to the animal services officer that the animal has been properly immunized with a rabies vaccine in accordance with the provisions of this Ordinance or otherwise release the animal to the animal services officer for inspection or quarantine.

6.24.020 Petition to declare animal as potentially dangerous or vicious.

If an animal services officer has investigated and determined that there is probable cause to believe that an animal is potentially dangerous or vicious, the City Manager, the Chief of Police or their designee may prepare a petition to have the animal declared potentially dangerous or vicious. The petition may be filed with the Court or the City Manager. If filed with the Court, the procedures set forth in Food and Agricultural Code Sections 31621 through 31624, as those sections may be amended from time to time, shall apply. If filed with the City Manager, the procedures set forth in this Ordinance shall apply. The petition shall be on forms prescribed by the Judicial Council or by the City Attorney's office.

6.24.030 Administrative hearing.

There is hereby created an administrative procedure for the hearing of petitions filed with the City Manager. Hearings for classification as "potentially dangerous" or "vicious" shall be conducted as follows:

A. The owner shall be given, by first class mail with return receipt requested, or personal service, notice of a hearing, a copy of the petition, and notice of the restrictions that will apply to the animal if it is classified as a potentially dangerous or vicious animal. A failure of the owner to receive notice by first class mail with return receipt requested shall not affect the validity of these proceedings.

B. The owner may waive his/her right to a hearing by filing a written waiver with the Animal Services Division, whereupon the Animal Services Division shall make the findings and apply the sanctions provided in this Ordinance.

C. If the animal has not been impounded, the hearing shall be set not less than five (5) working days nor more than thirty (30) days after the notice was mailed to the owner by first class mail with return receipt requested or the owner was personally served. If the animal has been impounded, the hearing shall be set not less than five (5) days after the notice was mailed to the owner by first class mail with return receipt requested or the owner was

personally served, and within fifteen (15) days of the date of impoundment. The owner of the animal may agree to an earlier or later hearing date.

D. If the owner fails to appear at the hearing, the hearing shall nevertheless proceed, and an appropriate order shall be issued.

E. The hearing shall be conducted before a hearing officer appointed by the City Manager. Any person designated to serve as a hearing officer is subject to disqualification for bias, prejudice, interest or for any other reason for which a judge may be disqualified in a court of law. The City Manager shall establish a list of qualified persons who are capable of acting on behalf of the City as hearing officers.

F. The hearing shall be conducted informally and the technical rules of evidence shall not apply. The hearing officer shall consider all relevant evidence presented at the hearing. The officer filing the petition shall be present at the hearing and shall present evidence that the animal is potentially dangerous or vicious by witness testimony or affidavits, incident reports, and other records.

G. The hearing officer may continue hearings, based on good cause, as established by one of the parties to the hearing.

H. After the hearing, the owner or keeper of the dog shall be notified in writing of the determination and orders issued, either personally or by first class mail with return receipt requested. The hearing officer shall make a written determination within fifteen (15) days after the hearing is concluded, unless the animal has been impounded, in which case the determination shall be made in five (5) working days. The decision of the hearing officer shall be final. A failure of the owner to receive notice by first class mail with return receipt requested shall not affect the validity of these proceedings.

I. If the owner or keeper of the animal contests the determination, he or she may, within five (5) days of the service of the notice of determination if service is by personal service, or within six (6) days of service of the notice of determination if service is by mail, appeal the decision of the hearing officer to the Fresno County Superior Court. The owner or keeper of the animal shall serve personally or by first class mail with return receipt requested notice of the appeal to the City. Any such appeal shall be a trial de novo.

J. The determination of the court hearing the appeal shall be final and conclusive upon all parties.

6.24.040 Disposition of potentially dangerous or vicious animals.

A. Vicious Animals. If an animal is determined to be vicious, the following sanctions shall be applied:

1. The animal shall be released to the Animal Shelter for euthanasia. At the discretion of the City Manager, the animal may be immediately removed from the City limits subject to approval by the receiving jurisdiction's department of animal control and provided the receiving jurisdiction determines that the

animal does not pose a substantial threat to public health and safety at the new location.

2. The owner of the vicious animal shall be prohibited from owning, possessing or controlling other animals of the same species for a period of three (3) years after the original determination that the animal is vicious.
3. If the animal is not euthanized, the owner shall register the animal as vicious and pay a fee as set forth in the City's Fee Schedule or by separate resolution.
4. If the animal is not euthanized, the owner shall authorize the Animal Services Division to implant the animal with a microchip identification device, and the owner shall pay for the cost associated with the implementation of the microchip.
5. If the animal is not euthanized, the animal shall be licensed and vaccinated in the jurisdiction where the animal is to be taken.
6. If the animal is not euthanized, the owner shall spay or neuter the animal, at the owner's expense, within ten (10) days after the vicious animal determination. The owner shall provide a deposit in the amount of one thousand dollars (\$1,000.00) to ensure the spay or neuter of the animal which deposit shall be forfeited if the owner does not provide proof of the spay or neuter within the ten (10) day time period. In addition, the failure to have the animal spayed or neutered shall be considered a violation of this section.
7. The owner of the animal shall be liable for all redemption fees incurred pursuant to Section 6.16.080 of this Ordinance. Those fees shall be paid within six (6) days of the decision of a hearing officer or court, and before the animal is released from the Animal Shelter. If the owner fails to pay those fees and redeem the animal from the Animal Shelter within six (6) days of the decision of the hearing officer or court, the animal shall be deemed abandoned.

B. Potentially Dangerous Animals. If an animal is designated "potentially dangerous" the following sanctions shall be applied:

1. The owner of such animal shall immediately keep such animal securely inside the owner's or custodian's dwelling, in an enclosure on the owner's or custodian's premises, or under other adequate control as approved by the City Manager. If an approved means of restraint is impossible or impracticable, such animal shall be impounded in the Animal Shelter at the owner's expense, until such time as the owner of such animal shall provide for an approved means of restraint. If the owner of the animal does not provide an approved means of restraint within six (6) days of the decision of the hearing officer or court, the animal shall be deemed abandoned.

2. The owner of a potentially dangerous animal shall conspicuously display signs with a symbol warning of the presence of a potentially dangerous animal.
3. While off the owner's premises, a potentially dangerous animal shall at all times be restrained by a substantial chain or leash not exceeding six (6) feet in length, held by and under the control of a responsible adult physically capable of retaining control of the animal.
4. All potentially dangerous animals shall be properly licensed and vaccinated. In addition, the City shall include a designation of potentially dangerous in the registration records of such animal, and the owner shall pay an annual potentially dangerous animal registration fee, in addition to the regular license fee. The fee shall be as set forth in the City's Fee Schedule or by separate resolution.
5. A potentially dangerous dog shall be spayed or neutered, at the owner's expense, within thirty (30) days of a potentially dangerous animal determination. The owner shall provide a deposit in the amount of one thousand dollars (\$1,000.00) to insure the spay or neuter of the animal which deposit shall be forfeited if the owner does not provide proof of the spay or neuter within the thirty (30) day time period. In addition, the failure to have the animal spayed or neutered shall be considered a violation of this section.
6. The owner of the animal shall be liable for all redemption fees incurred pursuant to Section 6.16.080 of this Ordinance. Those fees shall be paid within six (6) days of the decision of a hearing officer or court, and before the animal is released from the Animal Shelter. If the owner fails to pay those fees and redeem the animal from the Animal Shelter within six (6) days of the decision of the hearing officer or court, the animal shall be deemed abandoned.

6.24.050 Failure to meet requirements: Inspection.

If all requirements for owners of potentially dangerous or vicious animals are not satisfied, or the owner is unable or unwilling to implement them, the animal shall be euthanized either by the Animal Shelter or by a licensed veterinarian. Proof of euthanasia shall be provided to the City Manager within three (3) days of its occurrence. The City Manager is authorized to make whatever inspections he/she deems necessary to ensure compliance with these provisions.

6.24.060 Notification of change of status.

A potentially dangerous animal shall not be sold, bartered, given away, or placed in a new home without prior notification of and approval by the Animal Services Division. Any new owner must comply with the requirements of this section. If the animal in question dies, or is sold, transferred, or permanently removed from the City where the owner of the records resides, the owner of the potentially dangerous animal shall notify the Animal Services Division of the changed condition and new location of the animal in writing within two (2) business days.

6.24.070 Harboring a vicious animal as a misdemeanor: Disposition of vicious dogs through citation or criminal complaint: Other rights not restricted.

A. The keeping or harboring of a vicious animal, including a vicious dog, shall be considered a misdemeanor. As an alternative to filing a petition to have an animal declared vicious pursuant to this Ordinance, if an animal services officer has investigated and determined that there is probable cause to believe that an animal is vicious, the animal services officer may issue a misdemeanor criminal citation or may submit the case to the City Attorney for filing of a criminal complaint. Upon conviction for a violation of this section, the Court may order the destruction of the animal or any conditions to insure that the animal is confined to an enclosure and such other measures to keep the animal under physical control. The animal may be seized and impounded pending final disposition by the Court.

B. Nothing in this Animal Regulations Ordinance shall limit the right of any person or officer to take any proceedings against a potentially dangerous or vicious animal or the owner thereof otherwise permitted or provided by federal, State or local law, including the Municipal Code.

6.24.80 Penalties for violation.

Violations of this chapter or any orders from a Court, a hearing officer, or the City Manager pursuant to this shall be deemed misdemeanors. Such violations shall also carry civil penalties up to one thousand dollars (\$1,000.00).

Chapter 6.28

Excessive Animal Noise

6.28.010 Prohibition on harboring animals which make excessive noise.

No person shall keep, maintain or harbor, or cause or permit to be kept, maintained, or harbored, upon any premises within the City, any dog or animal which creates excessive noise. A violation of this section is a misdemeanor unless the City Attorney files the action as an infraction.

6.28.020 Enforcement action.

If an animal services officer determines upon investigation that there is probable cause to believe that the owner of the animal is maintaining an animal which creates excessive noise, the officer may take the following actions:

A. First offenses. For first time offenses, the officer should issue a warning to the owner of the animal notifying the owner of the excessive noise complaint(s) and inform the owner of steps necessary to correct the problem and the consequences if the owner fails to take corrective steps.

B. Second offenses. For second offenses, the officer should issue a first offense administrative citation or submit the matter to the City Attorney for enforcement.

C. Third and subsequent offenses. For third and subsequent offenses, the officer should issue the next level administrative citation or submit the matter to the City Attorney for enforcement.

D. Seizure and impoundment. The investigating officer may seize and impound an animal which is creating excessive noise. The owner of such animal shall be responsible for the costs of impoundment as provided for in Section 6.16.080 of this Ordinance.

6.28.030 Removal of animal from city.

Upon a third sustained offense within an eighteen (18) month period, the animal making the excessive noise shall be deemed a public nuisance requiring the owner to permanently remove the animal from the City. A failure to remove the animal shall be a misdemeanor.

Chapter 6.32

Enforcement

6.32.010 Entry on premises to seize and impound animals.

A. Any animal services officer or police officer may enter upon private property without a warrant for the following purposes:

1. When the officer has the express permission of the owner or occupant of the premises;
2. When the officer has probable cause to believe that any rabid, injured, sick, abandoned, mistreated or neglected animal is present;
3. When in pursuit of any animal at large in the City;
4. To seize and impound a potentially dangerous or vicious animal in accordance with Chapter 6.24 of this Ordinance;
5. When the officer has probable cause to believe that there exists in any building or upon any premises or property any condition which may be in violation of this Ordinance;
6. When the officer observes a violation of this Ordinance occurring upon any building or upon any premises or property, or when entry on the building, premises or property is necessary to prevent a continuing violation of this Ordinance;
7. When the officer is aiding with the execution of a search and/or seizure warrant;

8. Upon exigent circumstances or for any other lawful reason.

B. Before entering private property without the consent of the occupant, the officer shall make reasonable attempts to contact the occupant of the property, if possible.

C. If none of the circumstances exists for entry on private property without a warrant, the officer shall obtain a warrant before entering private property.

D. In no event shall entry on private property be more extensive than that necessary to seize the animal or to prevent further violations of this Ordinance or other animal services laws.

E. Neither the animal services officer, the police officer, or the City shall be liable for any damages from a reasonable entry.

F. Nothing in this section shall prevent an officer from entering private property during the performance of the officer's duties and under other legal authority.

6.32.020 Authority to arrest and to issue notices to appear.

Pursuant to the provisions of California Penal Code Section 836.5, any animal services officer, any police officer, the City Manager, or other person authorized by the City Council shall have the power and duty pursuant to this Ordinance to investigate complaints of violations of any provision of this Ordinance, and may arrest a person without a warrant whenever he/she has reasonable cause to believe that the person to be arrested has committed an infraction or a misdemeanor in his/her presence, which is a violation of this Ordinance, and may issue a citation to such person to appear in court to answer such charges.

6.32.030 Obstructing officers unlawful.

It is unlawful and shall be a misdemeanor for any person to willfully resist, delay or obstruct any animal services officer in the discharge or attempt to discharge any duty of his/her office.

6.32.040 Applicability of State Laws: Conflicts in the Municipal Code.

A. Notwithstanding the provisions of this Ordinance, the provisions of the California Food and Agricultural Code, Health and Safety Code, Penal Code, and Code of Regulations relating to animal health, control and care, and rabies control, shall apply when such provisions are more stringent than the provisions of this Ordinance.

B. If a section elsewhere in the Municipal Code is in conflict with a provision of this Ordinance, the more stringent provision shall apply.

6.32.050 Use of equipment to impound and firearms authorized.

In performance of his/her duties, an animal services officer shall have the authority to employ the use of a tranquilizer gun and any animal-control equipment or device in common use within the State, necessary to take up and impound an animal.

6.32.060 Liability of city.

No liability shall be incurred by the City for the disposition of any animal made pursuant to the provisions of this Ordinance.

6.32.070 Animal Services Fees.

Fees will be charged for animal services and shall be as set forth by City Fee Schedule or by separate resolution.

6.32.080 Mutual aid authority.

An animal services officer, upon receiving a request for assistance from another animal services officer, another animal services department, peace officer or public official, or having requested assistance from another animal services department, shall be empowered to enforce all State, city, county or municipal codes and/or ordinances which are related to his/her field of enforcement in that jurisdiction.

6.32.090 Cost recovery for animal and police services.

When an animal services officer or police officer responds to an animal at large, a menacing animal, or an animal creating excessive noise more than three times within a forty-eight (48) hour period, the owner of the animal shall be liable for the cost to provide special services to respond to the animal at large, menacing dog or excessive noise. Charges shall include a reasonable charge for the officer's time, the actual cost of any equipment used or damaged, together with an additional ten (10) percent for administrative overhead. These charges shall be computed and a bill submitted to the owner of the animal. The bill shall be a debt owed to the City and a failure to pay that bill within thirty (30) days is a violation of the Municipal Code. If the City is obligated to initiate litigation to recover this debt, the owner shall be liable for cost of suit, attorneys' fees, and cost of collection.

6.32.100 Violations: Penalties.

Violations of Title 6 shall be misdemeanors unless a particular section designates that a violation is an infraction. The City Attorney may file any violation of this Title deemed a misdemeanor as an infraction. Each and every day a violation exists is a separate offense.

SECTION 3. The City Clerk is authorized to cause this ordinance or a summary of this ordinance to be published in a newspaper of City circulation in the Reedley Exponent, a newspaper of City circulations published and circulated in the City of Orange Cove, within fifteen (15) days after its adoption. If a summary of the ordinance is published, the City Clerk shall cause a certified copy of the full text of the proposed ordinance to be posted at City Hall at least five (5) days prior to the meeting at which the ordinance is adopted and again after the meeting at which it is adopted. The ordinance shall become effective thirty (30) days after its adoption.

The foregoing ordinance was introduced at a regular meeting of the City Council of the City of Orange Cove held on _____ and was passed and adopted at a regular meeting of the City Council held on _____ by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

City Clerk

Mayor, City of Orange Cove



REPORT TO COUNCIL & SUCCESSOR AGENCY

February 11, 2015

To: Mayor and Council / Successor Agency

From: Lan Bui, Finance Director

SUBJECT: Consider City Council and Successor Agency Resolutions Approving a Loan Agreement in the Amount of \$3,719.00 between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency

BACKGROUND:

All California redevelopment agencies were eliminated as of February 1, 2012 by the adoption of Assembly Bill ("AB") x1 26, as modified by California Supreme Court case *California Redevelopment Association v. Matosantos* and Assembly Bill 1484 (collectively referred to as the "Dissolution Act" and codified in the California Health & Safety Code, or "HSC"). Pursuant to the Dissolution Act, the City of Orange Cove elected to become the Successor Agency for the Orange Cove Redevelopment Agency on January 17, 2012. The Successor Agency is responsible for winding down the affairs of the redevelopment agency, with oversight from an Oversight Board.

Successor Agency activities are funded primarily by Redevelopment Property Tax Trust Funds ("RPTTF"), which is similar to property tax increment revenues used to fund former redevelopment agencies. Other funding sources include, but are not limited to, bond proceeds, interest, and loan receivables. The Successor Agency is required to prepare a Recognized Obligation Payment Schedule ("ROPS") before each six-month fiscal period, which identifies the Successor Agency's enforceable obligations and the funding source for each obligation. The ROPS are reviewed by the Oversight Board and California Department of Finance ("DOF"). The Successor Agency may only pay for obligations approved by both parties after their review.

The Successor Agency adopted ROPS for the July to December 2013 period ("ROPS 13-14A") and January to June 2014 period ("ROPS 13-14B"). The ROPS A and B included an administrative cost allowance of \$125,000 in each period, or \$250,000 for the entire

fiscal year. This is the minimum amount permitted for an administrative cost allowance by H&SC Section 34171.

The Successor Agency reported how much it actually spent during the ROPS 13-14A and B periods on a Report of Prior Period Adjustments ("PPA"). The Successor Agency reported that it spent \$102,314 of its administrative cost allowance in the ROPS 13-14A period and \$122,673 in the ROPS 13-14B period. This is \$25,013 less than the amount approved on the ROPS. The Successor Agency's RPTTF allocations for the ROPS 14-15A and B periods were reduced by the amount reported as unspent on the PPA. The unspent amounts are applied as cash available to fund ROPS 14-15A and B obligations.

However, at the time the ROPS 13-14 A and B PPA were prepared (in February and September 2014, respectively) the Successor Agency's year-end accounting for Fiscal Year 13-14 had not been finalized. The City of Orange Cove Independent Auditor's Report and Financial Statements for the fiscal year ending June 30, 2014 reported that the Successor Agency spent \$228,471 on administrative costs. This is \$3,484 higher than what was claimed on the ROPS.

In addition, the ROPS 13-14B estimated that a U.S. Bank trustee administration fee would cost \$1,800. The actual fee was \$2,035, which is \$235 higher than estimated. In total, the Successor Agency had \$3,719 in expenditures that were not funded through the ROPS, resulting in a shortfall to fund ROPS 14-15A and B obligations. The Successor Agency had to use money from the City's General Fund to cover the shortfall.

In order to repay the General Fund, it is necessary to set up a loan agreement between the Successor Agency and the City and list it as an enforceable obligation on future ROPS. HSC Section 34173(h) authorizes the City to loan funds to the Successor Agency for administrative costs, enforceable obligations, or project-related expenses at its discretion. It is anticipated that the loan would be repaid by December 2015 on the ROPS 15-16A.

It is respectfully requested that the City Council and Successor Agency approve the attached Loan Agreement between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency. The Loan Agreement will be placed on the ROPS 15-16A and presented to the Oversight Board and DOF for their approval.

RECOMMENDATIONS

Staff recommends that the City Council:

1. Adopt a Resolution of the City Council of the City of Orange Cove, California Approving a Loan Agreement in the Amount of \$3,719.00 between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency

Staff recommends that the Successor Agency:

1. Adopt a Resolution of the Successor Agency to the Orange Cove Redevelopment Agency Approving a Loan Agreement in the Amount of \$3,719.00 between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency

ATTACHMENTS

Loan Agreement

Resolution No. 2015-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE, CALIFORNIA APPROVING A LOAN AGREEMENT IN THE AMOUNT OF \$3,719.00 BETWEEN THE CITY OF ORANGE COVE AND THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY

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

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

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

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

WHEREAS, H&SC Sections 34177(l), 34177(m) and 34179 provide that Recognized Obligation Payment Schedules ("ROPS") identifying the enforceable obligations of a Successor Agency for each six-month fiscal period be prepared by the Successor Agency and approved by its Oversight Board and the California Department of Finance "DOF"); and

WHEREAS, the Successor Agency prepared ROPS for the July to December 2013 and January to June 2014 periods ("ROPS 13-14 A&B") that were approved by the Oversight Board DOF; and

WHEREAS, administrative cost allowance expenditures on the ROPS 13-14 A&B were underreported, resulting in the ROPS for the July to December 2014 and January to June 2015 periods ("ROPS 14-15 A&B") to be underfunded due to an inaccurate Prior Period Adjustment; and

WHEREAS, the ROPS 13-14B underestimated a U.S. Bank trustee administration fee, resulting in the ROPS 13-14B being underfunded; and

WHEREAS, the Successor Agency was required to use City General Funds to pay for unfunded enforceable obligations; and

WHEREAS, H&SC Section 34173(h) provides that the City may loan funds to the Successor Agency for administrative costs, enforceable obligations, or project-related expenses

at the City's discretion, and that the loan must be reflected on the Agency's ROPS, which is subject to the approval of the Successor Agency's Oversight Board; and

WHEREAS, the City and Successor Agency desire to enter into a loan agreement in order to repay the City for items that were unfunded the ROPS as noted above.

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

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

SECTION 2. The City Council hereby approves the Loan Agreement between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency, attached to this Resolution as Exhibit A.

SECTION 3. The City Manager is hereby authorized and directed to take such other and further action consistent with this resolution and sign any documents, as necessary, in order to implement this Resolution on behalf of the City and Successor Agency.

This resolution was adopted at a Regular Meeting of the City Council of the City of Orange Cove held on February 11, 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Victor P. Lopez, Mayor

ATTEST:

June Bracamontes, City Clerk

APPROVED AS TO FORM:

xxxx, City Attorney

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

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed City Clerk of the City of Orange Cove and that the foregoing resolution was duly adopted at a regular meeting of the City Council held on the 11th day of February, 2015.

June Bracamontes

City Clerk

EXHIBIT A

LOAN AGREEMENT BETWEEN THE CITY OF ORANGE COVE
AND THE SUCCESSOR AGENCY TO THE
ORANGE COVE REDEVELOPMENT AGENCY

**LOAN AGREEMENT BETWEEN THE CITY OF ORANGE COVE
AND THE SUCCESSOR AGENCY TO THE ORANGE COVE
REDEVELOPMENT AGENCY IN THE AMOUNT OF \$3,719.00**

This **LOAN AGREEMENT** ("Agreement") is entered into and effective as of February 12, 2015 and is made by and between the **CITY OF ORANGE COVE**, a municipal corporation ("City") and the **SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY**, a public body corporate and politic ("Successor Agency").

RECITALS

A. The City is a municipal corporation organized and operating under the laws of the State of California.

B. The Successor Agency is a public entity corporate and politic, organized and operating under Part 1.85 of Division 24 of the California Health and Safety Code ("H&SC").

C. H&SC Section 34177(a) permits the Successor Agency to make payments due for enforceable obligations.

D. H&SC Section 34177(l) requires the Successor Agency to prepare a Recognized Obligation Payment Schedule ("ROPS") before each six-month fiscal period that lists its enforceable obligations.

E. The Successor Agency adopted ROPS for the July to December 2013 period ("ROPS 13-14A") and January to June 2014 period ("ROPS 13-14B"). The total amount of enforceable obligations approved by the Oversight Board and the California Department of Finance ("DOF") was \$556,154 on the ROPS 13-14A and \$180,343 on the ROPS 13-14B.

F. The Oversight Board and DOF approved an administrative cost allowance of \$125,000 on the ROPS 13-14A and \$125,000 on the ROPS 13-14B, or \$250,000 for the entire fiscal year. This is the minimum amount permitted for an administrative cost allowance by H&SC Section 34171.

G. The Successor Agency reported how much it actually spent during the ROPS 13-14A and B periods on the Report of Prior Period Adjustments ("PPA"). The ROPS 13-14A PPA was submitted on February 21, 2014 as part of the ROPS 14-15A. The ROPS 13-14B PPA was submitted on September 17, 2014 as part of the ROPS 14-15B.

H. The Successor Agency reported that it spent \$102,314 of its administrative cost allowance in the ROPS 13-14A period and \$122,673 in the ROPS 13-14B period. This is \$25,013 less than the amount approved on the ROPS. The Successor Agency's Redevelopment Property Tax Trust Fund ("RPTTF") allocations for the ROPS 14-15A and B periods were reduced by the amount reported as unspent on the PPA. The unspent amounts are applied as cash available to fund ROPS 14-15A and B obligations.

I. At the time the ROPS 13-14 A and B PPA were reported, the Successor Agency's year-end accounting for Fiscal Year 13-14 had not been finalized. The City of Orange Cove Independent Auditor's Report and Financial Statements for the fiscal year ending June 30, 2014

reported that the Successor Agency spent \$228,471 on administrative costs. This is \$3,484 higher than what was claimed on the ROPS.

J. The ROPS 13-14B estimated that a U.S. Bank trustee administration fee would cost \$1,800. The actual fee was \$2,035, which is \$235 higher than estimated.

K. In total, the Successor Agency had \$3,719 in expenditures that were not funded through the ROPS, resulting in a shortfall to fund ROPS 14-15A and B obligations. To cover the shortfall, the Successor Agency requested financial assistance from the City, and the City provided said assistance via a loan from its General Fund.

L. H&SC Section 34173(h) provides that the City may loan funds to the Successor Agency for administrative costs, enforceable obligations, or project-related expenses at the city's discretion, and that the loan must be reflected on the Successor Agency's Recognized Obligation Payment Schedule ("ROPS"), which is subject to the approval of the Successor Agency's Oversight Board. Further H&SC Sections 34178 and 34180 authorize certain contracts to be entered into between the Successor Agency and the City as its sponsoring community.

M. Relying on this authority, the City is prepared to extend a loan ("Loan") to the Successor Agency in the amount of THREE THOUSAND SEVEN HUNDRED NINETEEN DOLLARS (\$3,719.00) ("Loan Amount") to be used to pay for underfunded enforceable obligations during the ROPS 14-15A and B periods.

N. The Successor Agency will list the Loan as an enforceable obligation on the ROPS 15-16A and future ROPS as necessary.

AGREEMENT

NOW THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the City and Successor Agency agree as follows:

Section 1. *Recitals.* The City and Successor Agency represent and warrant to each other that each of the respective recitals is true and correct and is hereby incorporated into this Agreement by reference as if fully set forth.

Section 2. *Loan.* Provided that the loan conditions set forth in Section 4 are satisfied, the City shall use City general funds to provide the Successor Agency with the Loan in an amount not to exceed \$3,719.00 on or before June 30, 2015.

Section 3. *Use of Loan.* The Successor Agency shall use the Loan to pay for administrative costs and the U.S. Bank trustee administrative fee, as set forth on its approved ROPS 14-15A and B.

Section 4. *Loan Conditioned on Oversight Board Approval.* Prior to making the Loan described in Section 2, the Successor Agency shall present such contract to the Oversight Board for its review and approval of this Agreement in conformity with H&SC Sections 34173(h) and 34180.

Section 5. *Source of Repayment; Limited Subordination.*

(A) Except as provided in paragraph (B) below of this Section 5, the Loan shall be repaid on par with any enforceable obligations falling within H&SC Section 34183(a)(2)(C) (debts not qualifying as tax allocation bonds and certain revenue bonds).

(B) The loan will be repaid by the Successor Agency by December 31, 2015, provided that DOF approves the payment as an enforceable obligation on the ROPS 15-16A and there is enough RPTTF available to repay the loan. The City hereby agrees to extend repayment in six month intervals if repayment in that period would leave insufficient funds to the Successor Agency to satisfy other contractual obligations covered by H&SC Section 34183(a)(2)(C) which: (i) are due in that six-month period; and (ii) were in existence as of the date of this Agreement.

(C) Unless legally prohibited or waived by the City, any portion of the unpaid Loan shall also be repaid from other revenues available to the Successor Agency. These payments shall augment and supplement the required payments described in paragraph (A).

Section 6. *Placement of Loan Obligation on the Successor Agency's ROPS.* Provided that this Agreement is approved by the Oversight Board (and City and Successor Agency), the Successor Agency shall prepare and approve a ROPS that includes this Agreement as a listed enforceable obligation. The amount of that listed enforceable obligation shall be the Loan Amount. The Agreement shall be included on each successive ROPS for the Successor Agency until the City is repaid the full Loan Amount.

Section 7. *Term.* This Agreement shall be in full force and effect from the date hereof until such time as the entire amount of the Loan has been repaid in full.

Section 8. *Entire Agreement.* This Agreement constitutes the entire agreement by and between the parties with respect to the subject matter of this Agreement, and may be amended only in writing.

Section 9. *Remedies.* In the event of a default, the parties hereto shall be entitled to pursue any and all remedies available at law or equity under California law for purposes of enforcing the terms and conditions of this Agreement.

[Signature blocks for Loan Agreement on next page]

[Loan Agreement continued from previous page]

APPROVED AND EXECUTED by signature of the authorized representatives of each of the parties on _____, 2015.

CITY:

CITY OF ORANGE COVE, a municipal corporation

By: _____
Samuel A. Escobar, City Manager

ATTEST:

By: _____
June Bracamontes, City Clerk

APPROVED AS TO FORM:

By: _____
Bianca Sparks, City Attorney

SUCCESSOR AGENCY:

SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY, a public body, corporate and politic

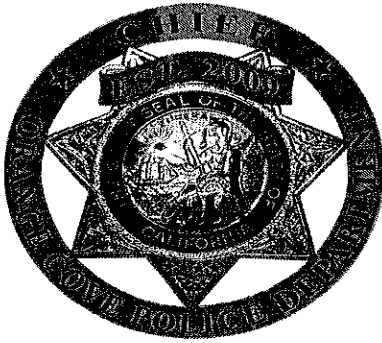
By: _____
Samuel A. Escobar, Executive Director

ATTEST:

By: _____
June Bracamontes, Agency Secretary

APPROVED AS TO FORM:

By: _____
Bianca Sparks, Agency Counsel



ORANGE COVE POLICE DEPARTMENT
550 Center Street Orange Cove California 93646
Ph: 559-626-5106 / Fax: 559-626-7565
Email: marty.rivera@oc-pd.com

Marty Rivera
Chief of Police

Date: February 11, 2015

Title: Police Vehicles

Submitted: Marty Rivera
Chief of Police

Background:

The vehicles in use by the police department were purchased in 2009. Since the purchase in 2009, no money has been set aside for a replacement vehicles. Currently we have 12 vehicles. Seven are used daily by patrol officers. One is used daily by the chief, and one daily by the domestic violence detective. Additionally, we have one crime scene utility vehicle that is rarely used. We also have one vehicle used by staff to take evidence or other necessary trips to Fresno. It is also used when someone goes to training out of town. One used vehicle was purchased for use by the citizens on patrol. It is used approximately three times per week. The fleet is beginning to experience costly repairs. Between July and November 2014, we spent approximately \$12,000 in repairs. Based on the current rate and cost of repairs we will probably exceed the amount budgeted for repairs for the fiscal year that ends on June 30, 2015.

Originally I was asked to prepare a recommendation to replace four of the patrol vehicles as well as the chief's vehicle. In researching the cost of vehicles, I got costs of various vehicles including Dodge Chargers, Ford Interceptor SUV Utility Vehicles and Ford Interceptor Sedans. I found that the Ford offered the best price. CHP tested various vehicles and selected Ford due to price and suitability for police needs. They also got the best price and in turn, this same price is offered to all police agencies statewide.

Once vehicles are purchased we would retro-fit them with any used equipment we could use from our current vehicles.

I have included information from Ford Municipal Credit giving costs if we decided do a lease/purchase agreement and retro-fitting of all five vehicles as in option #1 below.

Listed Options:

Option #1

Approve lease/purchase of four Police Interceptor SUV Utility Vehicles at a **cost of \$28,970.84** each from Folsom Lake Ford in Folsom Ca. Additionally approve the **retro-fit** of the equipment taken from current police interceptor vehicles and the purchase of necessary equipment and installation by Cook's Communication into the new vehicles at a **cost of \$5890.71 per vehicle**. The **total cost per vehicle is \$34,861.55**.

The cost for **four vehicles is \$115,883.36, plus the retro-fit cost of \$23,562.84**. The **total cost for the four vehicles including retro-fitting is expected to be \$139,446.20**.

Approve the purchase of a 2013 Police Interceptor Sedan to be used by the police chief. The **cost of the vehicle** from Future Ford is **\$24,999.37**. There would be an **additional cost to retro-fit** the equipment from the current vehicle to the new vehicle of **\$4398.41**. The total cost is expected to be **\$29,397.78**. This could be purchased in cash or on a lease/purchase plan as included in the Ford Credit document. There could be a slightly higher cost for retro-fitting if it is found that some of the equipment on our current vehicles need repairs or replacement.

Option #2

Approve the cash purchase of two Police Interceptor SUV Utility Vehicles at a **cost of \$28,970.84** each from Folsom Lake Ford in Folsom Ca. Additionally approve the **retro-fit** of the equipment taken from current police interceptor vehicles and the purchase of necessary equipment and installation by Cook's Communication into the new vehicles at a **cost of \$5890.71 per vehicle**. The total cost would be **\$68,723.10**. This includes a reduction of \$500.00 per vehicle due to paying cash.

Option #3

Approve the cash purchase of two 2013 Police Interceptor Sedans **\$25,387.21 each plus retro-fit cost of \$4398.41 each**. The total cost for each vehicle would be **\$29,785.62**. If purchased in cash we get a \$500.00 reduction per vehicle. Total Estimated cost **\$59,571.24 for two vehicles**. These would be used by patrol officers.

Note: In discussions with other agencies that have sedans, they indicate that using sedans they experience problems when getting arrestees in and out of the sedans due to the cramped rear seat area. Some officers also felt that the windows were too small.

Option #4

Do not purchase any vehicles and keep paying for repairs.

If we did a **lease/purchase and finance** it through ford finance over a period of **3 years**. The **finance charge is 6.00%**. We would lease them and pay for them over the selected period of time. There is also an **underwriting fee of \$425.00** included in the given cost offered by Ford Credit. At the end of the lease, we would pay \$1.00 (one dollar) and we would own the vehicles.

Recommendation:

Due to the lack of money in the current budget, I recommend that we **not replace the chief's vehicle** at this time. Even though the SUVs cost more, I believe they would be better suited for use by patrol officers. If the smaller sedans were rear ended and if a fire ensued, it could cause us more liability if we were unable to get passengers out of the rear seat. Therefore, I recommend Option #2 to be approved at this time. We need to get more mileage out of the current fleet and just make repairs as needed.

Having said that, I still believe we have to begin the process of replacing vehicles since it is too difficult to do them all at one time.

Fiscal Impact:

Regardless of how the vehicles are purchased, the cost as well as the retro-fitting of the vehicles will come from the general fund.



160 North Broadway
Fresno, CA 93701-1592

Phone: (559) 233-8818

(559) 268-8506

Estimate

Customer No.: ORANGECOVEP

Quote No.: 4979

Quote To: **City of Orange Cove Police Dept**
500 Center St
Orange Cove, CA 93646

Ship To: **City of Orange Cove Police Dept**
500 Center St
Orange Cove, CA 93646

Phone: (559) 626-5106

Fax:

Date	Ship Via		F.O.B.	Terms		
01/05/15	Up-Fit Shop		Origin	Net 30		
Purchase Order Number			Sales Person		Required	
			Derek Marchini		01/05/15	
Quantity			Item Number	Description	Unit Price	Amount
Required	Shipped	B.O.				
1			LAISREM	Shop Removal of Emergency equipment for re-installation into new vehicle.	180.00	180.00
1			PK0369ITU12SC	Setina 8vsrp Partition w/Recess Panel fits '12 FPI Utility	605.00	605.00
1			BK0016ITU12	Setina PB550 Push Bumper fits '12 Ford Interceper Utility. 2 F.S. Lights	610.00	610.00
2			MPS600-RB	Fed Sig Micro-Pulse LED Lightheads (Red/Blue)	98.00	196.00
1			MPS645	Cooks Custom 45deg Bracket for MicroPulse 6 Head	25.00	25.00
1			TP-FDUV-R	Troy Rear Partition fits '12 FPI Utility	350.00	350.00
1			AC-FDUV-CARC	Troy Cargo Mount fits '12 FPI Utility	265.00	265.00
1			AC-UV-HATCH	Troy Window Barrier fits '13 Ford FPI Utility Hatch Window	76.00	76.00
2			416410-W	Federal Signal Corner LED White w/inline flasher, gasket & surface mount.	85.00	170.00
2			416410-R	Fed Signal Single Corner LED Red w/Inline Flasher, Gasket & Surface Monut Bezel	85.00	170.00
1			APS25E	Presige Alarm Standard Security System Stico Flexi-Whip Antenna	65.00	65.00

Thank You



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Fresno, CA 93701-1592

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Fax:

Date	Ship Via		F.O.B.		Terms	
01/05/15	Up-Fit Shop		Origin		Net 30	
Purchase Order Number			Sales Person			Required
			Derek Marchini			01/05/15
Quantity			Item Number	Description	Unit Price	Amount
Required	Shipped	B.O.				
2			ROOF-FT-NITI	136mhz-1ghz. Includes coax.	65.00	130.00
2			RFU505ST	PL259 For RG58	5.00	10.00
1			SMS-334126	Battery Brain Gold w/Push Button Connect/Disconnect	95.00	95.00
1			BB-BRKT	Cooks Custom Bracket for Battery Brain	25.00	25.00
1			FPI13-LR	Emergency Door Lock Release for Prisoner Compartment	50.00	50.00
1			5029	12 Circuit Water Resistant Fuse Block w/Cover	38.00	38.00
1			5029 FPI MNT B	Mounting Bracket for 5029 Fuse Block. Fits '13 FPI Utility	25.00	25.00
1			KW DB MNT KIT	Kenwood Dual Band Maint. Kit	195.00	195.00
1			ES100C	Federal Signal 100 watt Siren Speaker	195.00	195.00
1			14.0553	Sho-Me 12v outlet (3 Plug)	29.95	29.95
1			SI240T-IH	Secure Idle fits '12 FPI Sedan & Utility	199.95	199.95
1			LAISSREG	Shop Installation Patrol car Up-fit	1900.00	1900.00
Quote subtotal						5604.90
Sales tax @ 8.225%						285.81
Quote total						5890.71

We appreciate your continued patronage

Thank You



FORD CREDIT

Lease/Purchase Financing Revised Proposal
City of Orange Cove, Schedule: 8890802

January 14, 2015

Quantity	Description				Price
1	2015 Ford Police Interceptor Sedan - Future Ford				\$24,999.37
4	2015 Ford Police Utilities - Folsom Lake				\$28,970.84
1	Added Equipment - Cooks Communication				\$27,961.25
Total Amount Financed*	Number of Payments	Payment Timing	APR	Payment Factor	Payment Amount
\$169,268.98	3	Annual in Advance	5.75%	0.352133	\$59,605.19

*\$425.00 underwriting fee included

EXPIRATION DATE: 04/30/2015

This proposal, until credit approved, is not a commitment by Ford Credit Municipal Finance. It has been prepared assuming that the lease qualifies for Federal Income Tax Exempt Status for Ford Credit Company LLC under Section 103 of the IRS Code. Financing is subject to credit review and approval of acceptable documentation by Ford Credit Municipal Finance.

MUNICIPALITY REQUIREMENTS

In order for us to proceed with the approval process, please fax to (313) 390-3783 or email jdoty@ford.com the following items:

- Most recent audited financial statements.
- Copy of Board Resolution or Meeting Minutes showing proof of appropriation.
- Completed Municipal Finance Application (attached).

Note: Please forward the **signed original** Municipal Finance Application by mail to Ford Credit Municipal Finance, 1 American Road-MD 7500, Dearborn, MI 48126.

DEALERSHIP REQUIREMENTS

In order for Ford Credit Municipal Finance to prepare the Lease/Purchase Financing documentation for the municipality, the following items are required from Folsom Ford:

- Vehicle vin number(s) and/or equipment serial number(s).
- Itemized list of equipment, if applicable.

Note: You should **not deliver** any of the vehicle(s) and/or equipment to the municipality **until credit has been approved and we receive our fully executed contract and first payment, if applicable.**

DEALERSHIP REQUIREMENTS

In order for Ford Credit Municipal Finance to prepare the Lease/Purchase Financing documentation for the municipality, the following items are required from Future Ford:

- Vehicle vin number(s) and/or equipment serial number(s).
- Itemized list of equipment, if applicable.
- On dealership letterhead, provide the following wire instructions, if not already on file in the following format:
 - dealership's bank name,
 - dealership's bank 9-digit ABA routing number,
 - dealership's bank account number,
 - signature and title of person providing the information.

Note: You should **not deliver** any of the vehicle(s) and/or equipment to the municipality **until credit has been approved and we receive our fully executed contract and first payment, if applicable.**

DEALERSHIP REQUIREMENTS

In order for Ford Credit Municipal Finance to prepare the Lease/Purchase Financing documentation for the municipality, the following items are required from Cook Communication:

- Vehicle vin number(s) and/or equipment serial number(s).
- Itemized list of equipment, if applicable.
- On dealership letterhead, provide the following wire instructions, if not already on file in the following format:
 - dealership's bank name,
 - dealership's bank 9-digit ABA routing number,
 - dealership's bank account number,
 - signature and title of person providing the information.

Note: You should **not deliver** any of the vehicle(s) and/or equipment to the municipality until **credit has been approved and we receive our fully executed contract and first payment, if applicable.**

FORD MOTOR CREDIT COMPANY

January 13, 2015

1. Complete Legal Name of Municipality ("Lessee") City of Orange Cove
2. 9 Digit Federal ID Number 94 - 6003065
3. Department Using Vehicle/Equipment Police Department
4. County Fresno County
5. Street Address, City, State & Zip 633 6th St. Orange Cove Ca 93646
6. Billing Address (If different from above) Same
7. Accounts Payable Contact Person Veronica Landeros
Accounts Payable Phone Number (559) 626-4488
8. How will Vehicle/Equipment be used Public Safety
9. How many units currently perform this function 11
10. Does this equipment replace previous equipment X Yes, previous equipment purchased in 2009
 No, reason for new equipment
11. Self Insured: No ☐ Yes ☒
General liability coverage limit in the amount of \$1,000,000 is required or the State max, if lower.
Name & Phone # of Insurance Provider CSJVRMA No. 916-244-1100
General Liability Coverage Limits: \$ 1,000,000
12. Will the proposed payments
come from the General Fund X Yes
 No, please list fund
What is the Fund Balance \$ 3,266,242 as of 6/30/2014
13. What is your Fiscal Year-End 06 - 30 - 2014
PLEASE SEND A COPY OF YOUR MOST RECENT AUDITED FINANCIAL STATEMENTS
14. Have the funds been appropriated for the current year Yes X No
PLEASE ATTACH A COPY OF THE BOARD RESOLUTION OR MEETING MINUTES
15. Do you plan on issuing more than \$10 million in tax exempt debt during the current fiscal year Yes X No
16. Attorney's Name Hilda Montoy Attorney's Telephone No. 559 578-1924

CERTIFICATION

I, the undersigned, certify that:

1. Lessee has followed all required purchasing procedures regarding the award of the proposed contract.
2. Lessee has the requisite authority to execute, deliver and perform its obligations under the proposed contract.
3. The execution, delivery and performance by Lessee of the proposed contract have been duly authorized by all necessary actions on its behalf.

THE SIGNATURE LINE BELOW IS TO BE SIGNED BY A PERSON AUTHORIZED BY THE GOVERNING BODY TO EXECUTE THE PROPOSED CONTRACT ON BEHALF OF THE LESSEE:

Print Name AND Title of Authorized Official to sign Contract:

Signature of Authorized Official to sign Contract:

PLEASE FAX TO 313-390-3783 AND MAIL ORIGINAL TO FORD MOTOR CREDIT COMPANY
1 AMERICAN ROAD-MD7500
DEARBORN, MI 48126



160 North Broadway
Fresno, CA 93701-1592

Phone: (559) 233-8818

(559) 268-8506

Estimate

Customer No.: ORANGECOVEP

Quote No.: 4977

Quote To: **City of Orange Cove Police Dept**

500 Center St
Orange Cove, CA 93646

Ship To: **City of Orange Cove Police Dept**

500 Center St
Orange Cove, CA 93646

Phone: (559) 626-5106

Fax: (559) 626-7565

Date		Ship Via		F.O.B.		Terms	
01/05/15		Up-Fit Shop		Origin		Net 30	
Purchase Order Number			Sales Person			Required	
			Derek Marchini			01/05/15	
Quantity			Item Number	Description	Unit Price	Amount	
Required	Shipped	B.O.					
1			LAISREM	Shop Removal of Emergency equipment for re-installation into new vehicle.	180.00	180.00	
1			329001-43	Fed Sig Dual-Head Viper (Red/Blue)	245.00	245.00	
2			416410-W	Federal Signal Corner LED White w/Inline Flasher, Gasket & Surface Mount.	98.00	196.00	
1			416410-A	Federal Signal Corner LED Amber w/Inline Flasher, Gasket & Surface Mount	98.00	98.00	
1			416410-B	Federal Signal Corner LED Blue w/Inline Flasher, Gasket, & Surface Mount	98.00	98.00	
1			MPS600U-RR	Fed Signal Micro-Pulse Ultra Red/Red	98.00	98.00	
1			MPS600U-BB	Fed Signal Micro-Pulse Ultra Blue/Blue	98.00	98.00	
2			NMO58U-NC	NMO Coax Kit w/ 17' of RG58	21.00	42.00	
2			RFU505ST	PL259 For RG58	5.00	10.00	
2			E30331815	Power Cable 90 Series Mobiles	36.00	72.00	
1			SI240T-IH	Secure Idle fits FPI Sedan & Utility	199.95	199.95	
1			APS25E	Presige Alarm Standard Security System	65.00	65.00	
1			MKI-9200	Parrot Advanced Display Bluetooth CarKit	299.95	299.95	

Thank You



160 North Broadway
Fresno, CA 93701-1592

Phone: (559) 233-8818 (559) 268-8506

Estimate

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Date		Ship Via		F.O.B.		Terms	
01/05/15		Up-Fit Shop		Origin		Net 30	
Purchase Order Number			Sales Person			Required	
			Derek Marchini			01/05/15	
Quantity			Item Number	Description	Unit Price	Amount	
Required	Shipped	B.O.					
1			932-0025A	Side Equipment Door Fits '13 Police Interceptor Drivers Side	299.95	299.95	
1			G5000UT-V	Pro-Gard Universal Gun Rack Fits 870 Shotgun Vending Machine Key	270.00	270.00	
1			G5040UT-V	Pro-gard Universal Gun Rack Fits AR-15 Vending Machine Key	270.00	270.00	
1			BK0532ITS12	Setina PB400 Push Bumper Fits '12 Ford Taurus Police Interceptor	299.00	299.00	
1			AC-INTBH	Troy Dual Internal Beverage Holder	45.00	45.00	
1			LAISREG	Shop Installation of emergency equipment into FPI Sedan	1290.00	1290.00	

Quote subtotal 4175.85

Sales tax @ 8.225% 222.56

Quote total 4398.41

We appreciate your continued patronage

Thank You



REPORT TO COUNCIL & SUCCESSOR AGENCY

February 11, 2015

To: Mayor and Council / Successor Agency

From: Lan Bui, Finance Director

SUBJECT: Consider City Council and Successor Agency Resolutions Approving a Loan Agreement in the Amount of \$3,719.00 between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency

BACKGROUND:

All California redevelopment agencies were eliminated as of February 1, 2012 by the adoption of Assembly Bill ("AB") x1 26, as modified by California Supreme Court case *California Redevelopment Association v. Matosantos* and Assembly Bill 1484 (collectively referred to as the "Dissolution Act" and codified in the California Health & Safety Code, or "HSC"). Pursuant to the Dissolution Act, the City of Orange Cove elected to become the Successor Agency for the Orange Cove Redevelopment Agency on January 17, 2012. The Successor Agency is responsible for winding down the affairs of the redevelopment agency, with oversight from an Oversight Board.

Successor Agency activities are funded primarily by Redevelopment Property Tax Trust Funds ("RPTTF"), which is similar to property tax increment revenues used to fund former redevelopment agencies. Other funding sources include, but are not limited to, bond proceeds, interest, and loan receivables. The Successor Agency is required to prepare a Recognized Obligation Payment Schedule ("ROPS") before each six-month fiscal period, which identifies the Successor Agency's enforceable obligations and the funding source for each obligation. The ROPS are reviewed by the Oversight Board and California Department of Finance ("DOF"). The Successor Agency may only pay for obligations approved by both parties after their review.

The Successor Agency adopted ROPS for the July to December 2013 period ("ROPS 13-14A") and January to June 2014 period ("ROPS 13-14B"). The ROPS A and B included an administrative cost allowance of \$125,000 in each period, or \$250,000 for the entire

fiscal year. This is the minimum amount permitted for an administrative cost allowance by H&SC Section 34171.

The Successor Agency reported how much it actually spent during the ROPS 13-14A and B periods on a Report of Prior Period Adjustments ("PPA"). The Successor Agency reported that it spent \$102,314 of its administrative cost allowance in the ROPS 13-14A period and \$122,673 in the ROPS 13-14B period. This is \$25,013 less than the amount approved on the ROPS. The Successor Agency's RPTTF allocations for the ROPS 14-15A and B periods were reduced by the amount reported as unspent on the PPA. The unspent amounts are applied as cash available to fund ROPS 14-15A and B obligations.

However, at the time the ROPS 13-14 A and B PPA were prepared (in February and September 2014, respectively) the Successor Agency's year-end accounting for Fiscal Year 13-14 had not been finalized. The City of Orange Cove Independent Auditor's Report and Financial Statements for the fiscal year ending June 30, 2014 reported that the Successor Agency spent \$228,471 on administrative costs. This is \$3,484 higher than what was claimed on the ROPS.

In addition, the ROPS 13-14B estimated that a U.S. Bank trustee administration fee would cost \$1,800. The actual fee was \$2,035, which is \$235 higher than estimated. In total, the Successor Agency had \$3,719 in expenditures that were not funded through the ROPS, resulting in a shortfall to fund ROPS 14-15A and B obligations. The Successor Agency had to use money from the City's General Fund to cover the shortfall.

In order to repay the General Fund, it is necessary to set up a loan agreement between the Successor Agency and the City and list it as an enforceable obligation on future ROPS. HSC Section 34173(h) authorizes the City to loan funds to the Successor Agency for administrative costs, enforceable obligations, or project-related expenses at its discretion. It is anticipated that the loan would be repaid by December 2015 on the ROPS 15-16A.

It is respectfully requested that the City Council and Successor Agency approve the attached Loan Agreement between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency. The Loan Agreement will be placed on the ROPS 15-16A and presented to the Oversight Board and DOF for their approval.

RECOMMENDATIONS

Staff recommends that the City Council:

1. Adopt a Resolution of the City Council of the City of Orange Cove, California Approving a Loan Agreement in the Amount of \$3,719.00 between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency

Staff recommends that the Successor Agency:

1. Adopt a Resolution of the Successor Agency to the Orange Cove Redevelopment Agency Approving a Loan Agreement in the Amount of \$3,719.00 between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency

ATTACHMENTS

Loan Agreement

RESOLUTION NO. SA 2015-01

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY APPROVING A LOAN AGREEMENT IN THE AMOUNT OF \$3,719.00 BETWEEN THE CITY OF ORANGE COVE AND THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY

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

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

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

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

WHEREAS, H&SC Sections 34177(l), 34177(m) and 34179 provide that Recognized Obligation Payment Schedules ("ROPS") identifying the enforceable obligations of a Successor Agency for each six-month fiscal period be prepared by the Successor Agency and approved by its Oversight Board and the California Department of Finance "DOF"); and

WHEREAS, the Successor Agency prepared ROPS for the July to December 2013 and January to June 2014 periods ("ROPS 13-14 A&B") that were approved by the Oversight Board DOF; and

WHEREAS, administrative cost allowance expenditures on the ROPS 13-14 A&B were underreported, resulting in the ROPS for the July to December 2014 and January to June 2015 periods ("ROPS 14-15 A&B") to be underfunded due to an inaccurate Prior Period Adjustment; and

WHEREAS, the ROPS 13-14B underestimated a U.S. Bank trustee administration fee, resulting in the ROPS 13-14B being underfunded; and

WHEREAS, to pay for the unfunded enforceable obligations, the Successor Agency requested assistance from the City, and the City provided the financial assistance via a loan, using General Funds; and

WHEREAS, H&SC Section 34173(h) provides that the City may loan funds to the Successor Agency for administrative costs, enforceable obligations, or project-related expenses at the City's discretion, and that the loan must be reflected on the Agency's ROPS, which is subject to the approval of the Successor Agency's Oversight Board; and

WHEREAS, the City and Successor Agency desire to enter into a loan agreement in order to repay the City for items that were unfunded by the ROPS as noted above.

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

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

Section 2. Approval of Loan Agreement. The Successor Agency hereby approves the Loan Agreement between the City of Orange Cove and the Successor Agency to the Orange Cove Redevelopment Agency, attached to this Resolution as Exhibit A, and incorporated herein by reference.

Section 3. Execution of Loan Agreement. The Executive Director of the Successor Agency is hereby authorized and directed to take such other and further action consistent with this resolution and the Dissolution Act, and sign any documents, as necessary, in order to implement this Resolution on behalf of the Successor Agency.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Successor Agency, on the 11th day of February, 2015 by the following vote:

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

VICTOR P. LOPEZ, MAYOR
SUCCESSOR AGENCY CHAIRPERSON

ATTEST:

JUNE BRACAMONTES, AGENCY SECRETARY

APPROVED AS TO FORM:

BIANCA SPARKS, AGENCY COUNSEL

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

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed Agency Secretary of the Successor Agency to the Orange Cove Redevelopment Agency, and that the foregoing resolution was duly adopted at a regular meeting of the Successor Agency held on the 11th day of February, 2015.

June Bracamontes
Agency Secretary

EXHIBIT A

LOAN AGREEMENT BETWEEN THE CITY OF ORANGE COVE
AND THE SUCCESSOR AGENCY TO THE
ORANGE COVE REDEVELOPMENT AGENCY

**LOAN AGREEMENT BETWEEN THE CITY OF ORANGE COVE
AND THE SUCCESSOR AGENCY TO THE ORANGE COVE
REDEVELOPMENT AGENCY IN THE AMOUNT OF \$3,719.00**

This **LOAN AGREEMENT** ("Agreement") is entered into and effective as of February 12, 2015 and is made by and between the **CITY OF ORANGE COVE**, a municipal corporation ("City") and the **SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY**, a public body corporate and politic ("Successor Agency").

RECITALS

A. The City is a municipal corporation organized and operating under the laws of the State of California.

B. The Successor Agency is a public entity corporate and politic, organized and operating under Part 1.85 of Division 24 of the California Health and Safety Code ("H&SC").

C. H&SC Section 34177(a) permits the Successor Agency to make payments due for enforceable obligations.

D. H&SC Section 34177(l) requires the Successor Agency to prepare a Recognized Obligation Payment Schedule ("ROPS") before each six-month fiscal period that lists its enforceable obligations.

E. The Successor Agency adopted ROPS for the July to December 2013 period ("ROPS 13-14A") and January to June 2014 period ("ROPS 13-14B"). The total amount of enforceable obligations approved by the Oversight Board and the California Department of Finance ("DOF") was \$556,154 on the ROPS 13-14A and \$180,343 on the ROPS 13-14B.

F. The Oversight Board and DOF approved an administrative cost allowance of \$125,000 on the ROPS 13-14A and \$125,000 on the ROPS 13-14B, or \$250,000 for the entire fiscal year. This is the minimum amount permitted for an administrative cost allowance by H&SC Section 34171.

G. The Successor Agency reported how much it actually spent during the ROPS 13-14A and B periods on the Report of Prior Period Adjustments ("PPA"). The ROPS 13-14A PPA was submitted on February 21, 2014 as part of the ROPS 14-15A. The ROPS 13-14B PPA was submitted on September 17, 2014 as part of the ROPS 14-15B.

H. The Successor Agency reported that it spent \$102,314 of its administrative cost allowance in the ROPS 13-14A period and \$122,673 in the ROPS 13-14B period. This is \$25,013 less than the amount approved on the ROPS. The Successor Agency's Redevelopment Property Tax Trust Fund ("RPTTF") allocations for the ROPS 14-15A and B periods were reduced by the amount reported as unspent on the PPA. The unspent amounts are applied as cash available to fund ROPS 14-15A and B obligations.

I. At the time the ROPS 13-14 A and B PPA were reported, the Successor Agency's year-end accounting for Fiscal Year 13-14 had not been finalized. The City of Orange Cove Independent Auditor's Report and Financial Statements for the fiscal year ending June 30, 2014

reported that the Successor Agency spent \$228,471 on administrative costs. This is \$3,484 higher than what was claimed on the ROPS.

J. The ROPS 13-14B estimated that a U.S. Bank trustee administration fee would cost \$1,800. The actual fee was \$2,035, which is \$235 higher than estimated.

K. In total, the Successor Agency had \$3,719 in expenditures that were not funded through the ROPS, resulting in a shortfall to fund ROPS 14-15A and B obligations. To cover the shortfall, the Successor Agency requested financial assistance from the City, and the City provided said assistance via a loan from its General Fund.

L. H&SC Section 34173(h) provides that the City may loan funds to the Successor Agency for administrative costs, enforceable obligations, or project-related expenses at the city's discretion, and that the loan must be reflected on the Successor Agency's Recognized Obligation Payment Schedule ("ROPS"), which is subject to the approval of the Successor Agency's Oversight Board. Further H&SC Sections 34178 and 34180 authorize certain contracts to be entered into between the Successor Agency and the City as its sponsoring community.

M. Relying on this authority, the City is prepared to extend a loan ("Loan") to the Successor Agency in the amount of THREE THOUSAND SEVEN HUNDRED NINETEEN DOLLARS (\$3,719.00) ("Loan Amount") to be used to pay for underfunded enforceable obligations during the ROPS 14-15A and B periods.

N. The Successor Agency will list the Loan as an enforceable obligation on the ROPS 15-16A and future ROPS as necessary.

AGREEMENT

NOW THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the City and Successor Agency agree as follows:

Section 1. *Recitals.* The City and Successor Agency represent and warrant to each other that each of the respective recitals is true and correct and is hereby incorporated into this Agreement by reference as if fully set forth.

Section 2. *Loan.* Provided that the loan conditions set forth in Section 4 are satisfied, the City shall use City general funds to provide the Successor Agency with the Loan in an amount not to exceed \$3,719.00 on or before June 30, 2015.

Section 3. *Use of Loan.* The Successor Agency shall use the Loan to pay for administrative costs and the U.S. Bank trustee administrative fee, as set forth on its approved ROPS 14-15A and B.

Section 4. *Loan Conditioned on Oversight Board Approval.* Prior to making the Loan described in Section 2, the Successor Agency shall present such contract to the Oversight Board for its review and approval of this Agreement in conformity with H&SC Sections 34173(h) and 34180.

Section 5. *Source of Repayment; Limited Subordination.*

(A) Except as provided in paragraph (B) below of this Section 5, the Loan shall be repaid on par with any enforceable obligations falling within H&SC Section 34183(a)(2)(C) (debts not qualifying as tax allocation bonds and certain revenue bonds).

(B) The loan will be repaid by the Successor Agency by December 31, 2015, provided that DOF approves the payment as an enforceable obligation on the ROPS 15-16A and there is enough RPTTF available to repay the loan. The City hereby agrees to extend repayment in six month intervals if repayment in that period would leave insufficient funds to the Successor Agency to satisfy other contractual obligations covered by H&SC Section 34183(a)(2)(C) which: (i) are due in that six-month period; and (ii) were in existence as of the date of this Agreement.

(C) Unless legally prohibited or waived by the City, any portion of the unpaid Loan shall also be repaid from other revenues available to the Successor Agency. These payments shall augment and supplement the required payments described in paragraph (A).

Section 6. *Placement of Loan Obligation on the Successor Agency's ROPS.* Provided that this Agreement is approved by the Oversight Board (and City and Successor Agency), the Successor Agency shall prepare and approve a ROPS that includes this Agreement as a listed enforceable obligation. The amount of that listed enforceable obligation shall be the Loan Amount. The Agreement shall be included on each successive ROPS for the Successor Agency until the City is repaid the full Loan Amount.

Section 7. *Term.* This Agreement shall be in full force and effect from the date hereof until such time as the entire amount of the Loan has been repaid in full.

Section 8. *Entire Agreement.* This Agreement constitutes the entire agreement by and between the parties with respect to the subject matter of this Agreement, and may be amended only in writing.

Section 9. *Remedies.* In the event of a default, the parties hereto shall be entitled to pursue any and all remedies available at law or equity under California law for purposes of enforcing the terms and conditions of this Agreement.

[Signature blocks for Loan Agreement on next page]

[Loan Agreement continued from previous page]

APPROVED AND EXECUTED by signature of the authorized representatives of each of the parties on _____, 2015.

CITY:

CITY OF ORANGE COVE, a municipal corporation

By: _____
Samuel A. Escobar, City Manager

ATTEST:

By: _____
June Bracamontes, City Clerk

APPROVED AS TO FORM:

By: _____
Bianca Sparks, City Attorney

SUCCESSOR AGENCY:

SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY, a public body, corporate and politic

By: _____
Samuel A. Escobar, Executive Director

ATTEST:

By: _____
June Bracamontes, Agency Secretary

APPROVED AS TO FORM:

By: _____
Bianca Sparks, Agency Counsel



REPORT TO SUCCESSOR AGENCY

February 11, 2015

To: Successor Agency

From: Sam Escobar, City Manager
Lan Bui, Finance Director

SUBJECT: Adopt the resolution of the Successor Agency to the Orange Cove Redevelopment Agency establishing the Recognized Obligation Payment Schedule 15-16A (ROPS) for the July 1, 2015 through December 31, 2015 period and approving the Administrative Budget for Fiscal Year 2015-16.

- A. Consider Resolution Approving the Successor Agency's Administrative Budget for Fiscal Year 2015-16 pursuant to Health & Safety Code Section 34177(j)
- B. Consider Resolution Approving the Recognized Obligation Payment Schedule 15-16A for July through December 2015 and Authorizing its Transmittal

BACKGROUND:

Assembly Bill ("AB") x1 26, amended by AB 1484 and codified in the California Health & Safety Code ("H&SC") requires successor agencies to adopt a Recognized Obligation Payment Schedule ("ROPS") before each six-month fiscal period. A ROPS covering the period of July 1, 2015 through December 31, 2015 ("ROPS 15-16A") is due by March 3, 2015 pursuant to H&SC Section 34177(m). The ROPS projects necessary payments for each enforceable obligation of the former Orange Cove Redevelopment Agency for the six-month period.

Staff has prepared a resolution adopting the ROPS for the Successor Agency's consideration, which is attached to this staff report. If it is approved, Staff will transmit the ROPS to the Oversight Board for consideration at its February 12, 2015 meeting. It will also be posted on the City's website and transmitted electronically to the Fresno County Auditor-Controller, the Fresno County Executive Officer, and the Department of

Finance as required by AB x1 26 and AB 1484. Once approved by the Oversight Board, the adopted ROPS will be sent to the Department of Finance, State Controller, and Fresno County Auditor-Controller for their review. The adopted ROPS must be transmitted by March 3, 2015; if it is not transmitted on time the Successor Agency will be subject to a penalty of \$10,000 per day. With DOF approval, the Auditor-Controller will be authorized to disperse property tax revenue to pay ROPS obligations on June 1, 2015.

DOF provided the Successor Agency with a partially completed ROPS form to aid in DOF's attempt to standardize the form and make it consistent with the newly implemented automated tracking system. DOF made only minor changes to the form since last ROPS cycle.

The ROPS 15-16A contains the same enforceable obligations listed on the last ROPS.

It is important to remember that the ROPS is merely a projection of estimated payments for the ensuing 6-month fiscal period. The actual payments made could be the same or less. The proposed ROPS includes a reconciliation page for the July through December 2014 (ROPS 14-15A) period, and is being presented for your approval as part of the ROPS 15-16A. The Successor Agency's actual expenditures generally match what was estimated on the ROPS 14-15A.

It is anticipated that there will be sufficient RPTTF available to fully fund Successor Agency's obligations in the ROPS 15-16A period. A five-year cash flow analysis shows that the Successor Agency should have sufficient revenues to fund all of its known obligations through Fiscal Year 2019-20. It is estimated that approximately \$203,491 will be split among all affected taxing entities in the ROPS 15-16A period.

HSC Section 34177(j) requires the Successor Agency to prepare an Administrative Budget and submit it to the Oversight Board for approval. The Administrative Budget includes the proposed administrative expenditures for Fiscal 2015-16. The Successor Agency anticipates needing the entire \$250,000 minimum annual administrative allocation described in HSC Section 34171(b). The Successor Agency is requesting \$125,000 for the 15-16A ROPS period and \$125,000 for the 2015-16B ROPS period.

RECOMMENDATIONS

Staff recommends that the Successor Agency:

1. Adopt Resolution No. SA 2015-02 Approving the Successor Agency's Administrative Budget for Fiscal Year 2015-16 pursuant to Health & Safety Code Section 34177(j)
2. Adopt Resolution No. SA 2015-03 Approving the Recognized Obligation Payment Schedule 15-16A for July through December 2015 and Authorizing its Transmittal

RESOLUTION NO. SA 2015-02

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY APPROVING THE SUCCESSOR AGENCY'S ADMINISTRATIVE BUDGET FOR FISCAL YEAR 2015-16 PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(j)

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

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

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

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

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

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

WHEREAS, the Successor Agency's proposed Fiscal Year 2015-16 Administrative Budget for the period July 1, 2015 to December 31, 2015 and for the period January 1, 2016 to June 30, 2016 and has been reviewed and by this Resolution the Successor Agency desires to approve such Administrative Budget and authorize submittal thereof to the Oversight Board for its review and approval; and

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

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

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

Section 2. Approval of Administrative Budget. Pursuant to the Dissolution Act, the Successor Agency approves the Fiscal Year 2015-16 Administrative Budget for the period July 1, 2015 to December 31, 2015 and for the period January 1, 2016 to June 30, 2016 submitted herewith as Exhibit A, which is incorporated herein by this reference.

Section 3. Posting; Transmittal to Appropriate Agencies. The Successor Agency authorizes transmittal of the Fiscal Year 2015-16 Administrative Budget for the period July 1, 2015 to December 31, 2015 and for the period January 1, 2016 to June 30, 2016 to the Oversight Board for its review and approval and also directs staff to send the Administrative Budget to the Fresno County Auditor-Controller and post it on the Successor Agency's website once reviewed and approved by the Oversight Board.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Successor Agency, on the 11th day of February, 2015, by the following vote:

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

VICTOR LOPEZ
AGENCY CHAIRPERSON

ATTEST:

JUNE BRACAMONTES, AGENCY SECRETARY

APPROVED AS TO FORM:

BIANCA SPARKS, AGENCY COUNSEL

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

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed Agency Secretary of the Successor Agency to the Orange Cove Redevelopment Agency, and that the foregoing resolution was duly adopted at a regular meeting of the Successor Agency held on the 11th day of February, 2015.

June Bracamontes
Agency Secretary

EXHIBIT A

SUCCESSOR AGENCY ADMINISTRATIVE BUDGET
FOR FISCAL YEAR 2015-16

ORANGE COVE SUCCESSOR AGENCY ADMINISTRATIVE BUDGET FY 2015-16

FY 2015-16 Administrative Activities

Personnel

County correspondence/coordination	Successor Agency Staff, RSG, Legal Counsel			
State correspondence/coordination	Successor Agency Staff, RSG, Legal Counsel			
Prepare ROPS	Successor Agency Staff, RSG, Legal Counsel			
Prepare administrative budget	Successor Agency Staff, RSG, Legal Counsel			
Governmental asset transfer	Successor Agency Staff, RSG, Legal Counsel			
Oversight Board staff support	Successor Agency Staff, RSG, Legal Counsel			
Management of dissolution activities	Successor Agency Staff, RSG, Legal Counsel			
Annual audit	Accountant			
Manage/monitor finances	Successor Agency Staff, RSG			
Agendas/minutes/Brown Act records assistance	Successor Agency Staff			
Budget by Personnel	Description	Estimated Hours	Average Rate	Total
Successor Agency Staff Costs	Salaries, Wages, Benefits	5,000	\$40	200,000.00
Operating Expenses	Insurance, Supplies, Maintenance		n/a	4,000.00
Rosenow Spevacek Group Inc.	Advisory Services (ROPS Preparation, Legislative Guidance, Property Disposition, Cash Flow Projections, State/County Correspondence, etc.)	200	\$150	30,000.00
Legal Counsel	Legal Services (Review materials. Meeting attendance is charged to the City for City Council/Successor Agency meetings.)	60	\$165	9,900.00
Accountant	Audit Services		n/a	3,500.00
Oversight Board Costs	Supplies and Meeting Operations Cost		n/a	2,000.00
Contingency			n/a	600.00
Grand Total				\$ 250,000.00

RESOLUTION NO. SA 2015-03

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ORANGE COVE REDEVELOPMENT AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE 2015-16A FOR JULY THROUGH DECEMBER 2015 AND AUTHORIZING ITS TRANSMITTAL

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

WHEREAS, among the duties of successor agencies under the Dissolution Act is the preparation of a recognized obligation payment schedule ("ROPS") for the ensuing six-month period for consideration by a local oversight board and California Department of Finance ("DOF") for purposes of administering the wind-down of financial obligations of the former Redevelopment Agency; and

WHEREAS, as amended by Assembly Bill 1484 ("AB 1484"), the Dissolution Act requires that the proposed ROPS be transmitted to the local oversight board, county auditor-controller, county executive officer, and DOF, after which time the oversight board may approve and transmit the adopted ROPS to DOF, the State Controller, and the county auditor-controller for their consideration; and

WHEREAS, the proposed ROPS 2015-16A for the six-month period from July 1, 2015 through December 31, 2015, attached hereto as Exhibit "A" has been prepared by staff and consultants consistent with the provisions of the Dissolution Act and in the format made available by DOF; and

WHEREAS, the Successor Agency desires to approve the ROPS 2015-16A and transmit it to various parties as required by the Dissolution Act and AB 1484.

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

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

Section 2. Approval of ROPS. The Successor Agency hereby approves and adopts the ROPS 2015-16A covering the period of July 1, 2015 through December 31, 2015, in substantially the form attached hereto as Exhibit A, and incorporated herein by reference, as required by the Dissolution Act and AB 1484.

Section 3. Posting; Transmittal to Appropriate Agencies. The City Manager is hereby authorized and directed to post of copy of the ROPS 2015-16A on the City's website and

transmit a copy of the ROPS 2015-16A to the Oversight Board for its approval and to the offices of the Fresno County Auditor-Controller, the Fresno County Executive Officer, the State Controller, and the Department of Finance.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Successor Agency, on the 11th day of February, 2015, by the following vote:

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

VICTOR LOPEZ
AGENCY CHAIRPERSON

ATTEST:

JUNE BRACAMONTES, AGENCY SECRETARY

APPROVED AS TO FORM:

BIANCA SPARKS, AGENCY COUNSEL

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

I, JUNE BRACAMONTES, hereby certify that I am the duly appointed Agency Secretary the Successor Agency to the Orange Cove Redevelopment Agency and that the foregoing resolution was duly adopted at a regular meeting of the Successor Agency held on the 11th day of February, 2015.

June Bracamontes
Agency Secretary

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE 2015-16A
JULY THROUGH DECEMBER 2015

Recognized Obligation Payment Schedule (ROPS 15-16A) - Summary Filed for the July 1, 2015 through December 31, 2015 Period

Name of Successor Agency: Orange Cove
Name of County: Fresno

Current Period Requested Funding for Outstanding Debt or Obligation		Six-Month Total
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding		
A Sources (B+C+D):		\$ 722,389
B Bond Proceeds Funding (ROPS Detail)		722,389
C Reserve Balance Funding (ROPS Detail)		-
D Other Funding (ROPS Detail)		-
E Enforceable Obligations Funded with RPTTF Funding (F+G):		\$ 215,544
F Non-Administrative Costs (ROPS Detail)		90,544
G Administrative Costs (ROPS Detail)		125,000
H Current Period Enforceable Obligations (A+E):		\$ 937,933

Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
I Enforceable Obligations funded with RPTTF (E):		215,544
J Less Prior Period Adjustment (Report of Prior Period Adjustments Column S)		(84)
K Adjusted Current Period RPTTF Requested Funding (I-J)		\$ 215,460

County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
L Enforceable Obligations funded with RPTTF (E):		215,544
M Less Prior Period Adjustment (Report of Prior Period Adjustments Column AA)		-
N Adjusted Current Period RPTTF Requested Funding (L-M)		215,544

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

_____ /s/	_____ Name	_____ Title
_____ Signature		_____ Date

Recognized Obligation Payment Schedule (ROPS 15-16A) - ROPS Detail
July 1, 2015 through December 31, 2015
(Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P
Item #	Project Name / Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope	Project Area	Total Outstanding Debt at Obligation	Refined	Funding Source					
										Non-Redevelopment Property Tax Trust Fund					
										Bond Proceeds	Reserve Balance (Non-RTTF)	Other Funds	Non-Admin	Admin	Six-Month Total
1	2004 TABS Series A (Non-Housing)	Bonds Issued On or Before 12/31/10	1/1/2004	2/1/2032	U.S. Bank National Association	Non-housing bond debt service payments (principal and interest payments)	Orange Cove	\$ 17,416,852	Y	\$ 722,989	\$ -	\$ -	\$ 90,544	\$ 125,000	\$ 937,533
2	2004 TABS Series A (Housing)	Bonds Issued On or Before 12/31/10	1/1/2004	2/1/2032	U.S. Bank National Association	Housing bond debt service payments (principal and interest payments)	Orange Cove		Y						\$ -
3	Trustee Administration Fee	Fees	1/1/2004	2/1/2032	U.S. Bank	Trustee fee and incidental expenses charged for administering the 2004 TABS	Orange Cove		Y						\$ -
6	Continuing Disclosure	Fees	1/28/2011	2/1/2032	A.M. Peché & Associates LLC	Disclosure advisor for the Continuing Disclosure Program of 2004 TAB, Series A	Orange Cove		Y						\$ -
10	Successor Agency Administration & Operations	Admin Costs	2/1/2012	2/1/2032	Successor Agency	Administrative Cost Allowance	Orange Cove	4,250,000	N						\$ -
11	Debt Service Reserve	Reserves	1/1/2004	2/1/2032	Successor Agency	Reserve held pursuant to HSC 34-71(d)(1)(A)	Orange Cove	6,182,122	N					125,000	\$ 125,000
13	Community Center Improvements	Miscellaneous	7/16/2014	2/1/2032	City and/or vendors (to be determined)	Aid air conditioning and solar panels to community center		100,759	N	100,759					\$ 100,759
14	Park Improvements	Miscellaneous	7/16/2014	2/1/2032	City and/or contractors (to be determined)	Park facility improvements / renovations		289,000	N	289,000					\$ 289,000
15	Housing Rehabilitation Grants	Miscellaneous	7/16/2014	2/1/2032	Grant recipients (to be determined)	Grants for exterior home improvements, require affordability covenant		332,630	N	332,630					\$ 332,630
16	2014 TABS, Series 2014	Bonds Issued After 12/31/10	9/16/2014	2/1/2032	U.S. Bank National Association	Refunding of 2004 TABS Series A (Non-Housing & Non-Housing)	Orange Cove	6,182,122	N				82,325		\$ 82,325
17	Trustee Administration Fee	Fees	8/16/2014	2/1/2032	U.S. Bank	Trustee fee and incidental expenses charged for administering the 2014 TABS	Orange Cove	25,500	N				1,500		\$ 1,500
18	Continuing Disclosure	Fees	6/25/2014	2/1/2032	A.M. Peché & Associates LLC	Disclosure advisor for the Continuing Disclosure Program of 2014 TABS, Series 2014	Orange Cove	51,000	N				3,000		\$ 3,000
19	City Loan to Successor Agency	RP TTF Shortfall	2/1/2015	2/1/2032	City of Orange Cove	Loan from City to Successor Agency to cover unfunded ROPS obligations	Orange Cove	3,719	N				3,719		\$ 3,719
20									N						\$ -

Recognized Obligation Payment Schedule (ROPS 15-16A) - Report of Cash Balances

(Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. For tips on how to complete the Report of Cash Balances Form, see https://rad.dof.ca.gov/rad-se/pdf/Cash_Balance_Agency_Tips_Sheet.pdf.

A	B	C	D	E	F	G	H	I
		Fund Sources						Comments
		Bond Proceeds		Reserve Balance		Other	RPTTF	
		Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS period balances and DDR RPTTF balances retained	Prior ROPS RPTTF distributed as reserve for future period(s)	Rent, Grants, Interest, Etc.	Non-Admin and Admin	
Cash Balance Information by ROPS Period								
ROPS 14-15A Actuals (07/01/14 - 12/31/14)								
1	Beginning Available Cash Balance (Actual 07/01/14)	1,118,691	-	-	9,440	141,173	28,041	
2	Revenue/Income (Actual 12/31/14) RPTTF amounts should tie to the ROPS 14-15A distribution from the County Auditor-Controller during June 2014	117,958				177	99,314	Column C: Money was transferred into the 2014 TAB account during the bond refunding that was subsequently expended for cost of issuance.
3	Expenditures for ROPS 14-15A Enforceable Obligations (Actual 12/31/14) RPTTF amounts, H3 plus H4 should equal total reported actual expenditures in the Report of PPA, Columns L and Q							Column C: Cost of issuance for the 2014 TAB bond refunding. Column G: \$107,916 was applied to ROPS 14-15A debt service. The remaining \$33,257 was placed in an escrow fund to pay off bond principal related to the 2014 bond refunding
4	Retention of Available Cash Balance (Actual 12/31/14) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)	509,251				141,173	124,916	Column C: The 2014 TABs do not require a reserve.
5	ROPS 14-15A RPTTF Prior Period Adjustment RPTTF amount should tie to the self-reported ROPS 14-15A PPA in the Report of PPA, Column S			No entry required			84	
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ 727,397	\$ -	\$ -	\$ 9,440	\$ 177	\$ 2,355	Column C: Adjusted for rounding numbers
ROPS 14-15B Estimate (01/01/15 - 06/30/15)								
7	Beginning Available Cash Balance (Actual 01/01/15) (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ 727,397	\$ -	\$ -	\$ 9,440	\$ 177	\$ 2,439	
8	Revenue/Income (Estimate 06/30/15) RPTTF amounts should tie to the ROPS 14-15B distribution from the County Auditor-Controller during January 2015						405,821	
9	Expenditures for ROPS 14-15B Enforceable Obligations (Estimate 06/30/15)	727,389			9,440		408,176	Column C: Includes \$5,000 remaining cost of issuance and proposed bond proceed expenditures approved on the ROPS 14-15B
10	Retention of Available Cash Balance (Estimate 06/30/15) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)							
11	Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)	\$ 8	\$ -	\$ -	\$ -	\$ 177	\$ 84	

ROPS 14-15A Successor Agency (SA) Self-reported Prior Period Adjustments (PPA): Pursuant to HSC Section 341: Redevelopment Property Tax Trust Fund (RP TTF) approved for the ROPS 15-16A (July through December 2015) period the county auditor-controller (CAC) and the State Controller.

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Recognized Obligation Payment Schedule (ROPS 15-16A) - Report of Prior Period Adjustments
Reported for the ROPS 14-15A (July 1, 2014 through December 31, 2014) Period Pursuant to Health and Safety Code (HSC) section 34186 (a)
(Report Amounts in Whole Dollars)

86 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS 14-15A (July through December 2014) period. The amount of will be offset by the SA's self-reported ROPS 14-15A prior period adjustment. HSC Section 34186 (a) also specifies that the prior period adjustments self-reported by SAs are subject to audit by

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	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	52
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July 1, 2015 through December 30, 2015

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