



AGENDA

Victor P. Lopez, Mayor

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

Gilbert Garcia, Council Member
Josie Cervantes, Council Member

WEDNESDAY, SEPTEMBER 27, 2017 - 6:30 P.M.

Orange Cove Council Chambers
633 6th Street, Orange Cove, California 93646

A. Call to Order/Welcome

Roll Call
Invocation
Flag Salute

B. Confirmation of Agenda

C. Presentation

D. Consent Calendar

1. City Warrants for August 2017
2. City Council Minutes of August 16, 2017
3. City Council Minutes of August 23, 2017
4. Approving Resolution No. 2017-27 Fiscal Year 2017-2018 Measure C Extension Local Transportation Pass Through funds
5. Approving Resolution No. 2017-31 Authorized Signers Relating to the Local Agency Investment Fund
6. Approve Resolution 2017-33 Accepting the work for the Water Treatment Plant Storage Basin Resurfacing Project and authorize the City Engineer to record the Notice of Completion
7. Approving Resolution No. 2017-34 Accepting the construction improvements for the Water Treatment Plan Backwash reclaim improvement project

E. Administration

8. **SUBJECT:** Monthly Activity Report.

Recommendation: Informational Item

City Manager:

9. **SUBJECT:** Consideration and Discussion regarding the CalPERS 457 Plan

Recommendation: Council to consider approving Resolution No. 2017-30 adopting the CalPERS Supplemental Income 457 Plan

10. **SUBJECT:** Consideration and Discussion regarding the Code Enforcement Grant

Recommendation: Council to consider Resolution 2017-28 approving the Contract with Willdan Engineering to provide Code Enforcement Services

11. **SUBJECT:** Consideration and Discussion regarding the Removal of Dry Process Activated Sludge

Recommendation: Council to consider Resolution No. 2017-29 approving the Expenditure of \$50,000 for the Removal of Dried Solid Sludge

12. **SUBJECT:** Consideration and Discussion regarding the Joe Serna Estates and Grant

Recommendation: Council to consider Resolution No. 2017-32 approving a revised agreement with HCDC addressing the finalization of the Joe Serna Jr. Farmworker Housing Grant

F. 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.

- G. City Manager's Report**
- H. City Attorney's Report**
- I. City Council Communications**
- J. Reconvene City Council Meeting**
- K. Adjournment**

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

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

STATEMENT ON RULES OF DECORUM AND ENFORCEMENT

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

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

GENERAL RULES OF DECORUM

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

1. All remarks shall be addressed to the City Council as a whole and not to any single member, unless in response to a question from a member of the City Council.
2. A person who addresses the City Council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct (i) which is likely to provoke others to violent or riotous behavior, (ii) which disturbs the peace of the meeting by loud and unreasonable noise, (iii) which is irrelevant or repetitive, or (iv) which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.
3. A person, other than members of the Council and the person, who has the floor, shall not be permitted to enter into the discussion unless requested by the Mayor to speak.
4. Members of the City Council may not interrupt a person who has the floor and is making public comments. Members of the City Council shall wait until a person completes his or her public comments before asking questions or commenting. The Mayor shall then ask Councilmembers if they have comments or questions.
5. No person in the audience at a Council meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impede the orderly conduct of any Council meeting.

ENFORCEMENT OF DECORUM RULES

(Resolution No. 2012-16)

While the City Council is in session, all persons must preserve order and decorum. A person who addresses the City council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct which is likely to provoke others to violent or riotous behavior, which disturbs the peace of the meeting by loud and unreasonable noise, which is irrelevant or repetitive, or which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.

The Mayor or other presiding officer shall request that a person who is breaching the rules of decorum cease such conduct. If after receiving such a warning, the person persists in breaching the rules of decorum, the

Mayor or other presiding officer may order the person to leave the City Council meeting. If such person does not leave, the Mayor or presiding officer may request any law enforcement officer who is on duty at the meeting as sergeant-at-arms to remove the person from the Council Chambers. In the event there is no one from law enforcement present, the Mayor or presiding officer may direct the City Manager to contact law enforcement.

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



MINUTES

Victor P. Lopez, Mayor

Diana Guerra Silva, Mayor Pro Tem

Minerva Pineda, Council Member

Gilbert Garcia, Council Member

Josie Cervantes, Council Member

WEDNESDAY, AUGUST 16, 2017 - 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 (ARRIVED AT 6:35PM)
Councilmember Gilbert Garcia
Councilmember Minerva Pineda (ABSENT)
Councilmember Josie Cervantes

STAFF PRESENT: Interim City Manager D-B Heusser
City Attorney, Dan McCloskey
Police Chief, Marty Rivera
Finance Director, Randy Uyeda
City Clerk June V. Bracamontes

Mayor Lopez introduced the Acting Interim City Manager Douglas-Bruce (DB) Heusser and also announced Mr. Julian Chapa's passing and all the great work he has done for the City of Orange Cove.

INVOCATION: Councilman Gilbert Garcia

FLAG SALUTE: Mayor Victor P. Lopez

B. Confirmation of Agenda

No changes.

C. Presentation

No presentation.

D. Consent Calendar

1. Facility Use Application for the usage of Eaton Park On August 14, 2017 by the CARE Program from 2pm – 6pm (Waive fees)
2. Facility Use Application for the usage of the Orange Cove Community Center by the Knights of Columbus Scholarship Dance Fund Raiser on September 30, 2017Special City Council Minutes of March 21, 2017(Waive fees)
3. City Council Minutes of July 12, 2017

Upon the motion by Councilwoman Cervantes and Councilman Garcia, Council approved the Consent Calendar as presented, (Yes Vote: Lopez, Garcia and Cervantes) (Absent: Silva and Pineda)

E. Administration

City Engineer:

4. **SUBJECT:** Consideration and Discussion regarding the Active Transportation Plan Workshop

Recommendation: Council to take comments from the public and direct staff as to the highest 5 projects for pedestrian and bicycle projects.

The Fresno COG has received a grant to prepared an Active Transportation Plan for the Fresno County and each of the cities. A public meeting was held on June 20, 2017 to receive public comments. COG is requesting that the city designate which projects are higher priority.

City Engineer, Gary Horn, presented to Council the Project List and Informational Slides to Council. Mr. Horn is requesting comments from the public and direct staff as to the highest 5 projects for pedestrian and bicycle projects.

Mayor opened public hearing. Ralph Pardo added to have a bike path by the kern canal.

Closed public hearing.

Mr. Horn asked that the Council submit to the City Clerk there list of projects.

Interim City Manager/Chief of Police:

5. SUBJECT: Monthly Activity Report.

Recommendation: Informational Item Only.

Police Chief Marty Rivera gave a staff and event updates as follows:

- Sylvia Gonzalez out of office for a few weeks
- Reserve officers
- Justice program
- Explore program
- COPS GRANT
- Events national night out
- Care Program large turn out
- K9 MOU sent to KCUSD for approval
- SRO amendments
- Vehicle police district meeting \$37,000
- Paper work to get more vehicles
- Dogs warning and citation are giving out public works are turning in dogs once animal is turned into the shelter FOCAS states dogs escape. Will check with organization not satisfied. Van paperwork title change not done
- Report on Crime Stats for the month of July 2017

Interim City Manager presented a weekly update report to council:

- Thanked Council for the privilege of serving Council and Citizens of Orange Cove
- Will provide weekly updates to Council
- Water Bills
- Circus
- Tour de Fresno
- Code Enforcement grant
- Capital Rivers Project
- USDA Kitchen Grant
- Finance Dept. Working on the 2017-2018 Fiscal Year Budget

6. Subject: Consideration and Discussion regarding a letter to the California Water Commission to secure adequate funding to build ground storage for the Temperance Flat Dam and Reservoir Project letter due August 14, 2017

Recommendation: Council to approve the letter to the California Water Commission to secure adequate funding to build ground storage for the Temperance Flat Dam and Reservoir Project letter due August 14, 2017

Mayor Lopez gave an update on the Ground Storage for the Temperance Flat Dam and Reservoir and that the letter was submitted before August 14, 2017.

Upon the motion by Mayor Pro Tem Silva and seconded by Councilwoman Cervantes, Council approved to ratify the letter to the California Water Commission to secure adequate funding to build ground storage for the Temperance Flat Dam and Reservoir Project letter due August 14, 2017(Yes Vote: Lopez, Garcia and Cervantes)(Absent: Silva and Pineda)

7. Subject: Consideration and Discussion regarding the Check signing

Recommendation: Council to approve Resolution No. 2017-25 Authorizing and adding the New Finance Director Randal Uyeda to execute checks and warrants

Upon the motion by Mayor Pro Tem Silva and seconded by Councilman Garcia, Council approved Resolution No. 2017-25 Authorizing and adding the New Finance Director Randal Uyeda and Interim City Manager D-B Heusser to execute checks and warrants (Yes Vote: Lopez, Garcia and Cervantes)(Absent: Silva and Pineda)

Mayor and City Councilmembers:

8. SUBJECT: Consideration and Discussion regarding the Weed Abatement

Recommendation: Council to give staff direction

Item already discussed under weekly update report by Interim City Manager.

F. 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.

Mr. Manuel Ferreria presented to Council that School District started today and commended on the Police Department.

G. City Manager's Report

No report.

H. City Attorney's Report

No report.

I. City Council Communications

Councilman Gilbert Garcia:

Nothing to report.

Councilwoman Josie Cervantes:

Nothing to report.

Mayor Pro Tem Diana Guerra Silva:

Attended the Senate Kevin de Leon Luncheon very well attended discussion regarding health care, water issue and immigration.

Mayor Victor P. Lopez:

Attended the JPA Senate Kevin de Leon Luncheon about 77 elected officials attended and wanted to honor the Students from Orange Cove but was told only the elected officials. Luncheon and meeting with JPA went very well.

JPA will be meeting with Speaker Rendon at a tour of the dam discussing Temperance Flats.

J. Closed Session

(At 7:35 pm Council, Attorney, Interim City Manager and Police Chief)

9. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Two (2) Cases

K. Reconvene City Council Meeting

Mayor Lopez reconvened the City Council Meeting at 8:05 p.m. and no reportable action taken in Closed Session.

L. Adjournment

Mayor Lopez adjourned the City Council Meeting at 8:05 p.m.

Respectfully submitted:

Presented to Council: Date:_____ Action:_____



MINUTES

Victor P. Lopez, Mayor

Diana Guerra Silva, Mayor Pro Tem

Gilbert Garcia, Council Member

Minerva Pineda, Council Member

Josie Cervantes, Council Member

WEDNESDAY, AUGUST 23, 2017 - 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
Councilmember Minerva Pineda
Councilmember Josie Cervantes

STAFF PRESENT: Interim City Manager D-B Heusser
City Attorney, Dan McCloskey
Police Chief, Marty Rivera
City Clerk June V. Bracamontes

INVOCATION: Mayor Pro Tem Diana Guerra Silva

FLAG SALUTE: Mayor Victor P. Lopez

B. Confirmation of Agenda

Interim City Manager, D-B Heusser requested to add 2 items to the agenda as follows:

1. Under Closed Session add one more case
2. Under Consent Calendar add the change in the JPA Five Cities 4th amendment

Upon the motion by Councilman Garcia and seconded by Councilwoman Cervantes, Council approved to add the above 2 items mentioned to the agenda as presented. (Yes Vote, Lopez, Silva, Garcia, Pineda and Cervantes)

C. Presentation

1. Leticia Ramirez from the AVID Class presented to Council services offered as follows:
 - 10 community services a semester
 - Help with graffiti after school or weekends
 - Clear alleys and streets
2. Mr. Mario Villarreal from the Events Committee stated that the AVID Program is always helping.
3. Fire Chief, Tom Greenwood, welcomed the New Interim City Manager and Finance Director. The Fire Engine has been received parked in front of city hall and invited Council to see it. There will a ceremony for the Fire Engine and Council will be invited. (recording turned off at 7:40 p.m. and recorder turned back on at 7:45 p.m.)
4. Owner of the Bocanas Restaurant presented a request to Council to have live music, and dancing on Fridays and Saturdays from 10pm to till 1:00 a.m. Liquor will not be sold after 1am. Council requested that the City Manager review this request.

D. Consent Calendar

1. City Warrants for July 2017
2. City Council Minutes of June 27, 2017
3. City Council Minutes of July 26, 2017
4. Approve Resolution No. 2017-26 Final Acceptance Park & Anchor Sewer and Water Improvements
5. Amendment to the SRO Agreement adding the Indemnity Language and Integration Exhibit A required by RMA

Adding the Five Cities JPA 4th Amendment 2017

Upon the motion by Councilman Garcia and seconded by Councilwoman Cervantes, Council approved the Consent Calendar as presented and the Five Cities JPA 4th Amendment 2017.

E. Administration

City Manager:

6. **SUBJECT:** Consideration and Discussion regarding the scheduled regular City Council Meeting of September 13, 2017

Recommendation: Council to consider postponing the regular City Council Meeting of September 13, 2017 due to the League of California Cities Conference scheduled on September 13-15, 2017 in Sacramento

By Consensus Council approved to cancel the September 13, 2017 Council Meeting.

7. **SUBJECT:** Consideration and Discussion regarding the recruitment of the City Manager's Position for the City of Orange Cove

Recommendation: Council to consider to discuss the recruitment process for the City Manager's Position for the City of Orange Cove

By Consensus Council approved to start the recruitment process for the City Manager's Position.

F. 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. David Lopez presented to Council about the up-coming events, such Halloween, Thanksgiving Dinner and Christmas.
2. Mr. Mario Villarreal from the Events Committee thanked Council and Staff for the 4th of July event. The coming up events will be Halloween, Annual Thanksgiving Dinner and city will provide the food. Knights of Columbus will assist in the dinner.

G. City Manager's Report

No report.

H. City Attorney's Report

No report.

I. City Council Communications

Councilman Gilbert Garcia:

Personally thanked the Fire Dept. for assisting with his Caron Monoxide in his home.

Councilwoman Josie Cervantes:

Invited to the tour of the dam/Millerton lake and met with the speaker and Arambula and the Temperance Flats progress is a lot of work.

Councilwoman Minerva Pineda:

Nothing to Report.

Mayor Victor P. Lopez:

Presented the following:

1. Tour of dam with Speaker Rendon and Arambula
2. Luncheon with Senator Pro Tem Kevin de Leon
Presented plaque from the City and Latino Coalition
Elected Officials from the different counties were present
Application for the Temperance Flat dam for \$3 billion dollars
3. Brenda Quintana will be a town hall event in Orange Cove
4. Meeting with Mexican Consulate tomorrow health fair.

J. Closed Session

(Mayor and Council and City Manager went into Closed Session at 7:25 p.m.)

8. CONFERENCE WITH LEGAL COUNSEL—PENDING
LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9)
2 Cases

K. Reconvene City Council Meeting

Mayor Lopez reconvened the City Council Meeting at 8:25pm and presented that there were no reportable action taken.

L. Adjournment

Mayor Lopez adjourned the City Council Meeting at 8:25 p.m.

Respectfully Submitted:

June V. Bracamontes, City Clerk

City of Orange Cove

Presented to Council:

Date: _____ Action: _____

Resolution No. 2017-31

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE AND BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY OF THE CITY OF ORANGE COVE DESIGNATING AUTHORIZED SIGNERS RELATING TO THE LOCAL AGENCY INVESTMENT FUND

WHEREAS, the City of Orange Cove (City) and Redevelopment Agency (Agency) have accounts with the Local Agency Investment Fund (LAIF) as authorized by Government Code Section 16429.1; and

WHEREAS, the City and Agency wish to update the List of Authorized Signatures of officers who are authorized to make deposits or withdrawals of money in the LAIF; and

WHEREAS, the City Council and Agency Board determine that it is necessary for the efficient administration of the fiscal affairs of the City that this resolution be passed and adopted.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ORANGE COVE AND BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY RESOLVE AS FOLLOWS:

Section 1. The list of authorized signatures for deposits and/or withdrawal of monies in the Local Agency Investment Fund is hereby amended and superseded.

Section 2. The following City and Agency officers or their successors in office are hereby authorized to deposit and/or withdraw monies in/from the Local Agency Investment Fund. Said deposits/withdrawals are restricted to transfers to/from Union Bank account

- a. D-B Heusser, Interim City Manager
- b. Randy Uyeda, Finance Director
- c. Victor Lopez, Mayor
- d. Josie Cervantes, Council Member

Section 3. This resolution shall become effective immediately upon its passage and adoption. All previous resolutions and approvals authorizing the signatures of City officials relating to deposits and/or withdrawals in the Local Agency Investment Fund other than those set forth in this resolution are hereby rescinded.

* * * * *

I HEREBY CERTIFY that the foregoing resolution was adopted at a regular meeting of the City Council on the 27th day of September, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

CLERK'S CERTIFICATION

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Orange Cove on the 27th of September, 2017.

Attest:

June Bracamontes, City Clerk

RESOLUTION NO. 2017-27

A RESOLUTION OF THE COUNCIL OF THE CITY OF ORANGE COVE, CALIFORNIA,
SUBMITTING A REQUEST TO THE FRESNO COUNTY TRANSPORTATION
AUTHORITY FOR FISCAL YEAR 2017-2018 MEASURE C EXTENSION LOCAL
TRANSPORTATION PASS THROUGH FUNDS AND REQUESTING DISTRIBUTION OF
SAID FUNDS

WHEREAS, the City of Orange Cove is an eligible claimant of funds for Measure C Extension Local Transportation Pass-Through Projects and Program Funds pursuant to California Public Utilities Code Section 142257; and

WHEREAS, the Fresno County Transportation Authority has adopted a Resolution of Apportionment for FY 2017-2018 Measure C Extension Local Transportation Pass-Through Projects and Program Funds, setting the City of Orange Cove's percentages at the following:

- 1.20 % of \$11,027,223 (or \$132,221) for the Local Transportation Program, Local Allocation – Street Maintenance Category sub program;
- 1.21% of \$382,796 (or \$4,628) for the Local Transportation Program, Local allocation – ADA Compliance Category sub program;
- 1.40% of \$10,936,290 (or \$153,219) for the Local Transportation Program, Local Allocation – Flexible Funding Category sub program; and

WHEREAS, said percentages shall be the proportionate share of Measure C Extension Local Transportation Pass-Through Projects and Program Funds to which the City is entitled within the fiscal year.

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

- 1) The City hereby submits its Local Transportation Purposes Certification and Claims for Fiscal Year 2017-2018 Measure C Extension Local Transportation Pass-Through Projects and Program Funds.
- 2) The City hereby requests the release of funds to the City on a monthly payment basis consistent with the adopted percentages listed above, based on actual receipts.
- 3) The City Council further certifies:
 - a) That Local Transportation Purpose Funds will not be used to substitute for property tax funds which the City had previously used for local transportation purposes; and
 - b) That the City has and will segregate property tax revenues used to support local transportation purposes so that verification of non-substitution can be proved through audit; and

- c) That the City shall separately account for Local Transportation Purposes Funds received, pursuant to Public Utilities Code Section 142257. The City shall maintain records in accordance with generally accepted accounting principles, and shall separately record expenditures for each type of eligible purpose. The City shall make such records available to the Authority for inspection or audit at any time; and
- d) That the City shall complete the prior fiscal years reporting requirements and claim forms no later than November 15, 2018. Reports not filed with the Authority by November 15, 2018 will result in a stoppage of allocations until a completed report is filed for each program and sub-program.
- 4) The City understands that should a financial or compliance audit reveal that the City of Orange Cove violated any of the requirements set forth in paragraph 3 (a) (b) or (c), that the Fresno County Transportation Authority may seek to take immediate steps to resolve the violation in accordance with its adopted procedures.
- 5) The provisions of this Resolution are severable and if any provision, clause, sentence, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstances, such illegality, invalidity, unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, sections, words or parts thereof of the Resolution or their applicability to other persons or circumstances.
- 6) That the City Clerk shall certify to the adoption of this Resolution and that the same shall be in full force and effect.

This resolution was adopted at a Special Meeting of the City Council of the City of Orange Cove held on September 27, 2017, by the following vote:

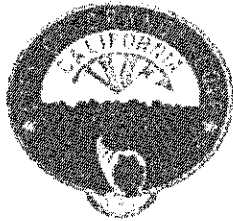
CLERK'S CERTIFICATION

The undersigned City Clerk of the City of Orange Cove hereby attests and certifies that the foregoing is a true and full copy of Resolution No. 2016-32 adopted at a regular meeting of the City Council on September 27, 2017 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:

June Bracamontes, City Clerk



For the Meeting of: September 27, 2017

CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

To: Orange Cove City Council
From: Gary D. Horn, City Engineer
Subject: Resolution for Final Acceptance Water Treatment Plant Storage Basin Resurfacing Project.
Attachments: Resolution

RECOMMENDATION:

We recommend that the Council adopt the attached resolution accepting the work for the Water Treatment Plant Storage Basin Resurfacing Project and authorize the City Engineer to record the Notice of Completion.

EXECUTIVE SUMMARY:

Valley Excavation, Inc. has completed the work required for the Water Treatment Plant Storage Basin Resurfacing Project. The work has been inspected by our Public Works Inspector and found to be in compliance with the plans and specifications.

BACKGROUND:

The Water Treatment Plant Storage Basin Resurfacing Project re-graded and re-compacted the three raw water storage basins east of Hills Valley Road in September 2016. Final acceptance has been delayed so that questions regarding the compaction could be answered.

The total cost of the project was \$67,900 with no change orders for Valley Excavation. An additional cost of \$950 was incurred to abandon an existing well that could allow water to seep at the southeast corner of the site.

Prepared by: GH

Approved by: [Signature]

REVIEW: City Manager: [Signature]

Finance: [Signature]

City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: ☐ APPROVED ☐ DENIED ☐ NO ACTION

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

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

The requirements for resurfacing of the basins was the same as completed in 2010. The bottom and exterior sides of the basins were ripped to 12" depth and re-compacted and re-graded. The interior sides between the three basins were cleaned and re-graded only. Thirty-one compaction tests were taken by the soils laboratory to confirm that adequate compaction of the soil was achieved. Rodent holes were noticed in the banks and one produced a leak on the north side of the northerly basin. The basins leaked following the re-grading work in 2010 as shown by measurements taken at that time. No measurements were taken following the latest work.

REASON FOR RECOMMENDATION:

The Council must accept the projects to allow the recordation of a Notice of Completion so that the time period for filing liens by suppliers or laborers can begin.

FISCAL IMPACT:

The cost of the project has been paid for with the Water Fund

ALTERNATIVES:

Council may provide alternate direction to staff.

ACTIONS FOLLOWING APPROVAL:

If the Council approves the Resolution, the Notice of Completion will be recorded and final progress payment issued.

CONFLICT OF INTEREST:

None apparent.

RESOLUTION NO. 2017-33

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE
AUTHORIZING FINAL ACCEPTANCE AND NOTICE OF COMPLETION
FOR WATER TREATMENT PLANT STORAGE BASIN RESURFACING PROJECT.**

WHEREAS, Valley Excavation, Inc. has completed the work for the Water Treatment Plant storage Basin Resurfacing Project and;

WHEREAS, the City Public Works Inspector has inspected the improvements required by the City and all improvements required by the City have been completed; and

WHEREAS, the City Engineer recommends acceptance of the Water Treatment Plant storage Basin Resurfacing Project and requests Council to authorize the City Engineer to record the Notice of Completion for the project.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ORANGE COVE HEREBY ACCEPTS the Water Treatment Plant storage Basin Resurfacing Project and authorizes the City Engineer to record the Notice of Completion.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Orange Cove held on the 27th day of September, 2017, and passed at said meeting by the following vote:

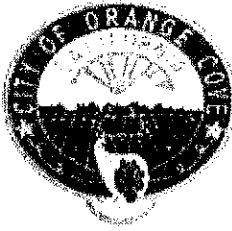
AYES:
NOES:
ABSENT:
ABSTAIN:

The foregoing resolution is hereby approved.

Victor P. Lopez, Mayor

ATTEST:

June Bracamontes, City Clerk



CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

To: Mayor and City Council Member
From: D-B Heusser, Interim City Manager
Subject: Final Acceptance WTP Backwash Improvements
Attachments: Staff Report from AM Consulting Engineers

BACKGROUND:

The City of Orange Cove received an \$889,920 CDBG and with an additional funds of \$196,000 to complete project at our WTP to reclaim Backwash Water.

EXECUTIVE SUMMARY:

The project was completed by C. Overaa and Company on 29 June 2017 under the guidance of AM Consulting Engineers. A final walk through was completed and all work has been completed to the satisfaction of the Engineer.

RECOMMENDATION:

Recommendation from AM Consulting is to accept the project and authorize our City Engineer to sign a Notice of Completion.

FISCAL IMPACT:

None

ATTACHMENTS:

Report from AM Consulting and Resolution No 2017-34

ACTIONS FOLLOWING APPROVAL:

Notice of Completion to be signed by the City

Prepared by: _____

Approved by: D-B Heusser

REVIEW: City Manager: D-B Heusser

Finance: [Signature]

City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: APPROVED DENIED NO ACTION

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

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

CITY COUNCIL REPORT

TO: Orange Cove City Council

AGENDA ITEM: Final Acceptance Water Treatment Plant Backwash Reclaim Improvements

MEETING DATE: September 27, 2017

PREPARED BY: Alfonso Manrique, AM Consulting Engineers

RECOMMENDATION:

City Council to adopt the attached resolution accepting the work for the Water Treatment Plant Backwash Project and authorize the City Engineer to file and record a Notice of Completion with County of Fresno for the Project.

DISCUSSION:

The Water Treatment Plant Backwash Reclaim Improvement project is being funded through Community Development Block Grant (CDBG) funds. The total amount of CDBG funds is \$889,920, plus an additional \$196,800 in program income. The project captures water used to backwash the filters that normally is discharged to the Orange Cove Drain and recycles it through the treatment plant.

C. Overaa and Company completed the construction of the Water Treatment Plant Backwash Reclaim Improvements on June 29, 2017.

The improvements at the Water Treatment Plant have been completed per the plans and technical specifications prepared for that project, with modifications made through a value engineering change order. AM Consulting Engineers, Inc. attended a final walkthrough of the project site to verify that the project had been adequately completed.

Based on the findings during the final walkthrough the Water Treatment Plant Backwash Reclaim Improvements can be accepted and deemed complete. The project must be accepted in order for the Notice of Completion to be recorded and start the lien period. Additionally, the State requires the project to be accepted to complete the funding requirements for the CDBG grant.

FISCAL IMPACT:

There is no Fiscal Impact associated with filing the NOC.

ATTACHMENTS:

Resolution

RESOLUTION NO. 2017-34

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE
ACCEPTING THE CONSTRUCTION IMPROVEMENTS FOR THE WATER
TREATMENT PLANT BACKWASH RECLAIM IMPROVEMENT PROJECT**

WHEREAS, the City of Orange Cove Water Treatment Plant Backwash Reclaim Improvement Project has been completed per the plans and specifications; and

WHEREAS, there are no outstanding matters with the contractor; and

WHEREAS, the City's consultant project engineer has inspected the improvements required by the City; and

WHEREAS, the City Engineer recommends acceptance of the Water Treatment Plant Backwash Reclaim Improvement Project and requests Council to authorize the City Engineer to record the Notice of Completion for the project.

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

Section 1. The above recitals are true and correct findings of the City Council of the City of Orange Cove.

Section 2. The City Council using their independent judgment, hereby accepts the subject project; and

Section 3. The City Council hereby accepts the subject project for maintenance in accordance with the provisions of the contract and applicable policies; and

Section 4. The City Council authorizes the City Engineer to record a Notice of Completion with the Fresno County Records' Office.; and

Section 5. This Resolution shall take effect from and after the date of its adoption.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Orange Cove held on the 27th day of September, 2017, and passed at said meeting by the following vote:

AYES:

NOES:

ABSENT:

Victor P. Lopez, Mayor

ATTEST:

June Bracamontes, City Clerk



CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

To: Mayor and City Council Member
From: D-B Heusser, Interim City Manager
Subject: CalPERS 457 Plan
Attachments: Background Information

BACKGROUND:

The City of Orange Cove is a Member of CalPERS retirement system. Recently a representative of CalPERS met with staff to discuss their retirement as part of the discussion he made a presentation on the CalPERS 457 plan. The idea of the plan was well received and staff asked me to pursue with Council our participation. In order for employees to participate Council has to approve a resolution that will allow participation.

EXECUTIVE SUMMARY:

A 457 Plan is also known as a Deferred Compensation program allows employees to determine a set amount of money that is taken from their pay (pre-taxes) therefore the "deferred." Taxes are paid by the individual at the time when the funds are withdrawn from the program years later.

The International City/County Management Association) also offer a similar 457 Plan, and I am certain that there are a number of programs much like this.

A 457 Plan is an added benefit that the City can offer to employees **AT No Cost to the employer/City.** All expenses are the responsibility of the employees and their investment in the 457 Program.

Prepared by: _____

Approved by: D-B Heusser

REVIEW: City Manager: D-B Heusser

Finance: P

City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: APPROVED DENIED NO ACTION

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

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

CalPERS is the administrator of the 457 Deferred Compensation Plan and the City's responsibility is to withhold the desired amount from the employee's pay and to send that to CalPERS.

Though we do have a good retirement program through CalPERS, this is another way that employees can save for their retirement.

RECOMMENDATION:

The Interim City Manager recommends that Council approve the resolution accepting the City of Orange Cove participation in the CalPERS Supplemental Income 457 Plan and authorizing the Interim City Manager to sign the Plan Adoption agreement.

FISCAL IMPACT:

None

ALTERNATIVES:

Other 457 Plans

ACTIONS FOLLOWING APPROVAL:

Sign the Plan Agreements and Notify CalPERS. Once in place CalPERS will have a meeting with employees interested in participating to walk them through the sign up process. Finance Department will then withhold (pre-taxed) and send monthly checks to CalPERS for the employees who have chosen to participate.

RESOLUTION NO. 2017-33

**A RESOLUTION OF THE ORANGE COVE CITY COUNCIL APROVING
A REVISED AGREEMENT WITH CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT
SYSTEM (CalPERS) ADOPTING THE CITY'S PARTICIPATION IN CalPERS
SUPPLEMENT INCOME 457 PLAN**

WHEREAS, the City of Orange Cove desires to establish a deferred compensation plan benefit for its employees; and

WHEREAS, the Board of Administration (the "Board") of the California Public Employees' Retirement System has established the CalPERS Supplemental Income 457 Plan (CalPERS 457 Plan) which may be adopted by a governmental employer the employees of which are public employees, and

WHEREAS, the City of Orange Cove believes that the CalPERS 457 Plan and the investment options thereunder will provide valuable benefits to its employees, and

WHEREAS, the Board has appointed Voya Financial (the Plan Record keeper) to perform recordkeeping and administrative services under CalPERS 457 Plan and to act as the Board's agent in all matters relating to the administration of the CalPERS 457 Plan, and

NOW, THEREFORE, BE IT RESOLVED that the City of Orange Cove adopts the CalPERS 457 Plan for the benefit of its employees and authorizes and directs the Interim City Manager to execute the adoption agreement(s) on behalf of the City of Orange Cove and to provide CalPERS or any successor agent duly appointed by the Board with such information and cooperation as may be needed on an ongoing basis in the administration of the CalPERS 457 Plan. A copy of this resolution, the agreement, and any attachments thereto shall be on file in the office of the City Clerk of the City of Orange Cove.

I June V. Bracamontes, City Clerk of the City of Orange Cove, certify that the foregoing resolution was adopted by the Council of the City of Orange Cove, at a City Council meeting held on 27 September 2017.

AYES:
NOES:
ABSENT:
ABSTAIN:

City Seal

June V. Bracamontes, City Clerk
City of Orange Cove



CalPERS Supplemental Income 457 Plan

A simple way to save for your future: **CalPERS Supplemental Income 457 Plan**

Saving for retirement is an important goal. A pension and Social Security are a good start, but they might not be enough to provide the lifestyle you want. Most of us need additional savings to fill the income gap. That's where the CalPERS 457 Plan comes in.



Why CalPERS?

For more than 80 years, CalPERS has been a not-for-profit public entity in service to those who serve California.

Committed to providing industry leading retirement benefits for employees, retirees and their families, CalPERS offers a complete retirement picture:

- the largest public pension fund in the U.S., and
- the CalPERS Supplemental Income 457 Plan, a deferred compensation plan

As the largest pension provider in the state, you can rely on CalPERS to help you get the most from your retirement benefits. Your pension and the CalPERS 457 Plan are designed to complement each other.

The CalPERS 457 Plan gives you low cost investment choices, plus the latest in investor education, tools and services from Voya Financial™, a national leader in defined contribution plans who is the Plan's record keeper.

Of course, the CalPERS 457 Plan is a voluntary retirement savings plan, and you may be looking at others. There are so many choices, and at times it may be overwhelming.

This brochure is intended to help you understand the many benefits of the CalPERS 457 Plan. We hope it is useful to you in comparing plans before making your decision.

A convenient way to save.

The CalPERS 457 Plan allows you to automatically save a portion of your salary. You decide how much to contribute (up to the IRS annual limits), and the amount is deducted pre-tax from your paycheck. Your current taxable income is reduced by the amount you save, which may lower your tax bill. In addition, your contributions and any earnings can benefit from the power of tax-deferred compounding. This means that you won't pay taxes on your investments or earnings until you start to take withdrawals, usually in retirement.

A lower cost plan.

This is a very competitively priced retirement plan. CalPERS recognizes that costs matter. The less you pay to invest, the more of your investment returns you keep — an advantage that really adds up over time. That's why CalPERS reviews the fees for the CalPERS 457 Plan investments on an ongoing basis, aiming to keep expense ratios as low as possible. In fact, taking a close look at expense ratios can help you make your investment decisions, since low cost funds consistently produce higher returns than expensive funds*. You can use the **Plan Comparison Worksheet** to compare fees for the CalPERS 457 Plan investments with those of other plans.

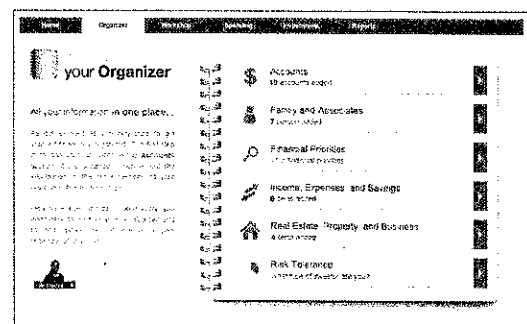
* "How Expense Ratios and Star Ratings Predict Success,"
by Russel Kinnel, Director of Fund Research and Editor,
Morningstar Fund Investor, August 2010.

Quality investments.

The CalPERS 457 Plan offers a simple approach to investing to match your investor style, whether you want to do it yourself or get help. The core investments are managed by CalPERS staff and professional managers under contract to CalPERS. The target retirement date funds are specifically designed for public employees. If your employer contracts for the discount brokerage provision, an optional Schwab Personal Choice Retirement Account[†] (PCRA) provides even wider investment choices.

See your savings as future income.

Your 457 Plan account is designed to deliver a personalized, interactive experience to help you make smart money decisions. myOrangeMoney[™] shows you the income you may need each month during retirement, how much progress you've already made toward that goal and any gap you'll need to close to eventually reach your retirement goal. Your Personal Financial Dashboard, a convenient tool for organizing your finances, updates automatically and gives you a current view of your complete financial picture.



With myOrangeMoney, you can use the sliders to try out various savings, investing and retirement age scenarios until you find the combination that's right for you. When you're ready to take action, just click on the **Make the change** button and follow the prompts. It's that simple!

Manage your account your way.

Whether shopping, traveling or investing for retirement, many of us like to do things for ourselves — yet appreciate personal assistance when we need help. That's why the CalPERS 457 Plan gives you many different choices whenever you want service and support.

► Self-Service

24/7 account management, retirement planning and investing tools

Automated phone line
(800) 260-0659

Plan website
<https://calpers.voyaplans.com>

Mobile account access
Voya Retire app for iPhone[®], iPod touch[®] and Android[™] devices
*iPhone and iPod touch are trademarks of Apple Inc., registered in the U.S. and other countries.
App Store is a service mark of Apple Inc. Android is a trademark of Google Inc.*

Education from hire to retire
Online reading, calculators, seminars and videos
<https://calpers.voyaplans.com>

► Personal Service

One-on-one assistance and individual account reviews

Licensed experienced local representatives available by telephone and in person
(888) 713-8244
www.calpers457.checkappointments.com

Education from hire to retire
Live webinars, worksite group sessions and individual meetings with local representatives (888) 713-8244



How to join.

You're immediately eligible to participate if your employer has adopted the CalPERS 457 Plan. Call toll free **(888) 713-8244** to request a *Participant Enrollment Kit*. Once you complete the enrollment form, it must be signed by an employer representative before you can enroll.

See how the Plan stacks up.

If you're still not sure this is the right supplemental retirement savings plan for you, use this Plan Comparison Worksheet as you gather more information. The features and benefits of the CalPERS 457 Plan are filled in so you can ask questions and make notes about other plan providers and types of accounts.

Account Features	CalPERS 457 Plan	Other Plans
Minimum Account Balance	None	
Annual Account Fees	None	
Fund Management Fees	0.40% - 0.55%	
Self-Directed Brokerage Option	Yes	
Target Date Funds	Yes, the funds are specially designed for Public Sector Employees	
Account Access (Phone & Online)	Yes	
Trading Fees	None*	
Retirement Planning Tools & Services	Yes	
Sales Commission Fees	None*	
Investment & Trade Restrictions	None**	
Distribution Options	A. Rollover to Eligible Retirement Plan B. Installment Payments C. Lump Sum Distribution IRS rules governing early distribution penalties may apply if you haven't attained age 59½.	

* There are certain fees associated with the Self-Managed Brokerage Account (an optional program offered by a select number of contracting employers).

** CalPERS has a frequent trading policy to secure the investment performance of the SIP funds for the benefit of all investing in the funds. As the funds are designed to achieve participants' long-term retirement income goals, short-term trading will be limited. Multiple round trip trades into and out of a fund is subject to these restrictions. For more information visit: <http://www.calpers.ca.gov/index.jsp?bc=/investments/policies/other/home.xml>

We're ready to help.

🗣 If you have any questions or need information, call toll free **(888) 713-8244** to talk with local representatives who know the CalPERS 457 Plan well.

Employer Adoption Agreement

The employer identified below (the "Employer") adopts the CalPERS Supplemental Income 457 Plan (the "CalPERS 457 Plan" or the "Plan") for the benefit of its employees and agrees to be bound by and subject to the terms of the Plan, as it may be amended from time to time. The Employer further agrees and represents as follows:

1. The Employer is a political subdivision of the State of California and is eligible to adopt the Plan.
2. The Employer has duly adopted a resolution (copy attached) or taken such other official action as required for its lawful adoption and implementation of the Plan and has authorized the undersigned to execute this Agreement on its behalf.
3. The Employer has received and has had the opportunity to review the following documents and information:
 - The Plan document;
 - A description of the optional provisions of the Plan;
 - A description of the investment options available to Plan participants and historical performance data for those investment options;
 - A complete description of fees and expenses that will or may be charged to Plan participants including, but not limited to, investment fees and administrative expenses; and
 - The Enrollment Kit for eligible employees, which includes forms and information for employees to participate in the Plan.

Contributions

4. The Employer understands that its employees will have the opportunity to defer their own compensation by designating an amount or percentage to be withheld from each paycheck and contributed to the Plan on the employee's behalf.
5. The Employer understands that the Plan must be made available to all employees and agrees to offer all employees the opportunity to participate in the Plan.
6. The Employer understands that the Plan cannot be made available to individuals who are not the Employer's common law employees and agrees not to offer such individuals the opportunity to participate in the Plan.
7. The Employer understands that each employee's deferrals under the Plan and any other eligible deferred compensation plan maintained by the Employer are subject to certain limits imposed by the Plan and the federal tax code. The Employer agrees to limit employees' deferrals under all plans maintained by the Employer to amounts that do not exceed applicable limitations.
8. The Employer agrees to deduct deferral amounts from employees' salaries and wages in accordance with the employees' elections, to remit all amounts deducted to the Plan as soon as reasonably practicable after such amounts are withheld, and to accurately report the amounts remitted.
9. The Employer understands and agrees that all amounts deferred under the Plan shall be 100% vested and shall be deposited in the Public Employees' Deferred Compensation Fund (the "Fund"), a trust established to hold such amounts, for the exclusive benefit of participants and their beneficiaries. The Employer shall have no right to Fund assets or to sell, redeem, or otherwise liquidate Fund assets, except as provided Plan section 10.6.

Investments

10. The Employer understands and agrees that employees who defer compensation under the Plan will have the right to direct the investment of their individual Plan accounts by choosing among the investment options selected by the CalPERS Board of Administration (the "Board") and offered under the Plan. The Employer further understands and agrees that any employee who does not provide timely directions for investing his or her account will be deemed to have selected the Plan's default investment. The Plan's default investment is currently the CalPERS Target Retirement Fund designated for an employee, based on his or her expected retirement date. The Employer understands and agrees that the Board, in its sole discretion, may add, eliminate, or consolidate investment options offered under the Plan, including the Plan's default investment option.
11. The Employer further understands and agrees that certain fees are charged to Plan participants for investment and administration expenses, and that such fees will be offset against investment returns or deducted from participants' Plan accounts periodically.

Administration

12. The Employer understands and agrees that, except as specifically set forth in the Plan, the administration of the Plan and Fund is subject to the exclusive control of the Board and that the Board has the authority to retain third parties to provide investment services, record keeping, accounting, or other services for the Plan.
13. The Employer agrees to assist and cooperate in providing Plan information to employees and to follow administrative procedures established by the Board or its designee(s) from time to time.
14. The Employer has completed the attached New Employer Data Sheet, which is incorporated by reference. The Employer hereby certifies that all information provided in connection with its adoption of the Plan is true and accurate.
15. The Employer understands and agrees that the Board has retained the power and authority to amend the Plan from time to time, subject to limitations set forth in the California Government Code and the Plan. The Employer may not amend the Plan.
16. The Employer understands and agrees that its participation in the Plan may be terminated by the Employer or by the Board upon sixty (60) days advance written notice. Upon termination, all amounts held for participants will continue to be held in the Fund for the exclusive benefit of participants and their beneficiaries, except for distributions or transfers permitted under the Plan terms.

Name of Employer: _____

By: _____

Title: _____

Date: _____

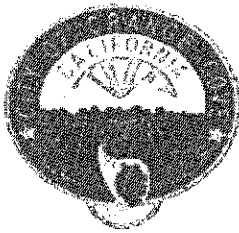
Accepted by CalPERS (or an agent duly appointed by the Board) on behalf of the Board of Administration of the California Public Employees' Retirement System

Name of Employer: _____

By: _____

Title: _____

Date: _____



For the Meeting of September 27, 2017

CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

To: Mayor and City Council
From: D-B Heusser, Interim City Manager
Subject: Code Enforcement Grant
Attachments: Proposal from Willdan Engineering

BACKGROUND:

With the assistance of Mr. Paul Ashby of the Adams Ashby Group the City applied for and was awarded a CDBG (Community Development Block Grant) funding code enforcement.

The award is funded through 30 September 2019.

EXECUTIVE SUMMARY:

Following the awarding of the CBDG grant an RFP (Request For Proposals) was issued. Originally the City did not receive any proposals by the deadline of 13 July 2017. Mr. Ashby did make a few inquiries to those companies which do provide services, of this nature, and we finally received three (3) proposals to provide service. Those companies submitting proposals were: CSG Consultants; Willdan Engineering and 4-LEAF, Inc.

The Interim City Manager reviewed the three proposals to ensure that they met the requirements of the RFP/

The proposals were then independently evaluated and ranked by three staff members. The proposal that received the highest ranking was from Willdan Engineering. Willdan Engineering is a nation-wide company that started in California and has an

Prepared by: _____

Approved by: D-B Heusser

REVIEW: City Manager: D-B Heusser

Finance: Q

City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: APPROVED DENIED NO ACTION

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

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

office in Fresno. Willdan Engineering offers a variety services to municipal governments, which also included Code Enforcement (see attached). The City Manager has checked reference and found positive responses

RECOMMENDATION:

Council to approve the resolution accepting the proposal from Willdan and awarding Willdan Engineering the contract to fulfill our Grant.

FISCAL IMPACT:

No impact upon budget as funded through the USDA Grant Fund

ALTERNATIVES:

None

ACTIONS FOLLOWING APPROVAL:

Notifications to: our grant writer, the State of California, Willdan and the other two proposals.

RESOLUTION NO. 2017-28

**A RESOLUTION OF THE ORANGE COVE CITY COUNCIL APROVING
A CONTRACT WITH WILLDAN ENGINEERING TO PROVIDE
CODE ENFORCEMENT SERVICES**

WHEREAS, the City of Orange Cove is in need of Code Enforcement services;
and

WHEREAS, the City of Orange Cove applied for and was awarded a
Community Development Block Grant for Code Enforcement Services through 30
September 2019, and

WHEREAS, on 14 June 2017 the City of Orange Cove released a Request For
Proposals, and

WHEREAS, the City of Orange Cove received three (3) proposals, and

WHEREAS, the City of Orange Cove reviewed and ranked the proposals, and

WHEREAS, the proposal from Willdan Engineering received the highest score
the City of Orange Cove agrees to contract with Willdan Engineering to provide the
agreed to Code Enforcement Services funded through the CDBG.

I June V. Bracamontes, City Clerk of the City of Orange Cove, certify that the
foregoing resolution was adopted by the Council of the City of Orange Cove, at a City
Council meeting held on 27 September 2017.

AYES:
NOES:
ABSENT:
ABSTAIN:

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



July 13, 2017

Ms. June Bracamontes
City Clerk
City of Orange Cove
633 Sixth Street
Orange Cove, CA 93646

Subject: Proposal to Provide Code Enforcement Services

Dear Ms. Bracamontes:

Willdan Engineering is pleased to present this proposal to the **City of Orange Cove** to provide Code Enforcement services to the City. **Willdan Engineering (Willdan)**, a California Corporation and subsidiary of WGI, has been a consistent industry leader for 53 years providing all aspects of municipal and infrastructure engineering, **including code enforcement**, building and safety, public works, public financing, planning, and construction management services.

While our exceptional services are presented in the proposal, listed below are reasons why Willdan is uniquely qualified to provide these services to the **City of Orange Cove**.

- **Knowledge of the City of Orange Cove** – Willdan personnel has an existing contract with the Fresno Council of Governments (FCOG) and as such has provided service to the City as part of our agreement. This opportunity has given our staff direct familiarity with the City and its employees.
- **Experience with Comparable Engagements** – Willdan Engineering specializes in providing professional code enforcement, building and safety, engineering, and planning services to municipalities. The firm has been providing building and safety services including code enforcement to cities and counties on a contract basis since 1979.
- **Demonstrated Competence and Expertise** – Willdan Engineering presently provides building and safety services to a vast number of jurisdictions throughout California. In this capacity, we provide a full range of services including Building Official services, building and safety plan review, permit issuance, inspection and code enforcement. We service client needs from an occasional overload plan review to staffing an entire Department.
- **Public Sector Experience:** Our staff - many of whom have experience as former public agency staff and management - understands the uniqueness of public agency needs and issues. They have served as code directors, building officials, city engineers, planning directors, traffic engineers, and public agency staff members for numerous cities and counties. The diversity of this experience is an added value of our services.
- **No Subconsultants** – Willdan Engineering will provide all requested code enforcement services with Willdan staff. No subconsultants will be used. The diversity of Willdan's staffs' experience is an added value of our professional services to our clients.

City of Orange Cove

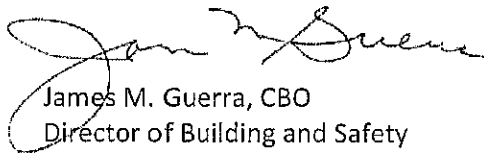
July 13, 2017

Page 2


Our approach to each assignment is to furnish the client with technical assistance and strong project management in a professional, efficient and economical manner. Please feel free to contact me or our Manager of Code Enforcement Services, Mr. Al Brady, abrady@willdan.com, (657) 223-8525 should you have any questions, or require additional information. We are looking forward to the potential of working with the **City of Orange Cove**.

Respectfully submitted,

WILLDAN ENGINEERING



James M. Guerra, CBO
Director of Building and Safety
jguerra@willdan.com
562.364.8499



Albert L. Brady Jr.
Code Enforcement Manager
abrady@willdan.com
657.223.8525



CITY OF ORANGE COVE

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Introduction

Founded in 1964, Willdan Group, Inc. is a leading nationwide provider of value-added professional technical and consulting services. The primary markets Willdan serves are: municipal engineering, planning, and staff augmentation; infrastructure and transportation; energy; economic and financial analysis; and homeland security and emergency management. The company serves these four complementary markets through its four service segments — engineering (Willdan Engineering), energy efficiency (Willdan Energy Solutions), public finance (Willdan Financial Services) and homeland security (Willdan Homeland Solutions).

*Willdan has been in business
for over 53 years*

Willdan has a reputation for delivering high-quality projects on time and within budget. Rooted in Willdan's corporate culture is its focus on quality customer service. The company has more than 600 employees, including licensed engineers, program and construction managers, financial analysts, planners, and other skilled professionals.

Willdan benefits from well-established relationships with local and state government agencies, investor-owned and municipal utilities, and private sector commercial and industrial firms throughout the United States. The company served more than 800 distinct clients in 2015. Headquartered in Anaheim, the company operates from offices in more than a dozen states across the US.

Willdan Engineering

Willdan Engineering (Willdan), a California Corporation and subsidiary of WGI, specializes in solutions tailored to the unique needs of municipalities and other local government agencies. Services range from full-time, in-house staffing to interim or part-time assistance on a project-by-project basis.

Willdan's understanding of public agency needs and issues is unique in the industry. In addition to the significant portion of our staff that have served in public agency management positions prior to joining Willdan, Willdan has had numerous assignments with over 60% of the cities and counties in California for building officials, city engineers, planning directors, traffic engineers, and other public agency staff members. With our depth of experience, expertise, knowledge and resources, Willdan can offer practical solutions that are timely, cost effective, and that meet the needs of individual communities. The diversity of our staff experience is an added value of our professional services.

*Willdan's business model is
centered on the public sector.*

*We can function as part of the
City of Orange Cove's team
without a conflict of interest.*

Building and Safety/Engineering Services

Willdan's experience and strength in plan review and inspection services encompasses the complete range of technical disciplines, including permit issuance, building inspection, grading inspection, accessibility inspection, **Code Enforcement**, CASp services, OSHPD III plan check and inspection, flood zone experience, building plan review, and fire-life safety. Willdan maintains an excellent working knowledge of all applicable codes and standards including Caltrans Standard Plans and Specifications, APWA Standards and Specifications, AWWA Standards and Specifications, California Building Codes, CEQA, and Americans with Disabilities Act requirements and California Title 24 requirements on accessibility. The inspection and plan review staff maintain current certifications and attends training on a regular basis, to stay current with industry technologies and standards. Specific certifications and education are delineated in staff resumes herein.

Qualifications

In an effort to aid jurisdictions with the difficult task of maintaining the quality of life for its citizens, Willdan has assembled quality staff with extensive public agency experience in the areas of neighborhood preservation, housing inspection and code enforcement. Our expertise includes the development and implementation of inspection programs designed to ensure public safety, promote community involvement and protect quality of life issues through community education and enforcement of municipal and related codes including preparation for, and participation in, prosecution by city and district attorneys.

As previously mentioned in this proposal, our staff has direct experience in providing services to the City of Orange Cove through the Fresno COG. This knowledge and experience provides Willdan with an advantage over our competition and affords us with the ability to serve the City and its citizen's more effectively.

In addition, the code team that represents our firm are leaders in the industry with extensive experience in developing and managing code programs in the western United States. We have successfully provided code services to over fifty municipalities in over the last decade. This ability to succeed can be attributed to personnel's understanding of the field of code but also be attributed our approach to providing code service to jurisdictions.

Our code team believes that you must have a comprehensive plan of service delivery with each client if you are going to be successful with every project. Our plan starts with providing competent and knowledgeable staffing, providing personnel with proper training, giving them the tools needed to achieve success and regular oversight, involvement and direction from our project manager. In regards to this contract, our plan/approach would be as follows:

Staffing

- Code staff who are PC832 certified.
- Code officers that have CACEO certification.
- Code staff who have successfully provided service to municipalities in the past.
- A project manager who has an extensive background in service delivery.

Training

- The selected candidate would receive 40 hours of on the job training from our project manager.
- The candidate would also be encouraged to take continuing education courses through CACEO on a regular basis to maintain his/her certification.

CITY OF ORANGE COVE

Tools provided

- Laptop computer for code entries into the City's database or case tracking system.
- A cellular telephone (smart-phone).
- A digital Camera.

VEHICLE ?

Project management

- Project Manager will spend the first week providing on-sight training to employee.
- Project Manager will make routine visits to the City to check performance.
- Project Manager will be available to City staff to discuss issues or matters that arise.

Related Experience

As stated in this previously in this proposal, Willdan's Code Enforcement Team has successfully provided service to numerous jurisdictions in the past and are currently serving several jurisdictions now. Below, you will find a list of municipalities we have served and several references:

City of Orange County – Project Manager, Provided interim code enforcement staff to conduct inspections and facilitate neighborhood improvements.

City of South Pasadena – Project Manager. Provided interim code enforcement staff.

City of Goleta – Project Manager. Provides code enforcement staff.

City of Irvine – Project Manager. Providing interim code enforcement staff.

City of Laguna Hills – Project Manager. Assisted the city in the development of a public education program concerning the city's code program.

City of Highland – Project Manager. Provides code enforcement staff.

City of Tustin – Project Manager. Provides code enforcement staff.

County of Orange – Project Manager. Provided the staff of three full time code enforcement officers on a contract basis to address the county's backlog of code enforcement cases.

City of Soledad – Project Manager. Developed and implemented a new proactive code enforcement program. Willdan provided a contract code enforcement officer to staff this program for over one year.

City of Irwindale – Project Manager. Provided municipal code enforcement services including monitoring of a local racetrack for compliance with the City Sound Ordinance on an interim basis.

City of Walnut – Project Manager. Provided interim code enforcement staff who were responsible for enforcing the City's Municipal Code.

CITY OF ORANGE COVE

City of Los Alamitos - Directed and participated in review of the city's code enforcement policy and procedures, and made recommendations for changes as necessary. Additionally, provided interim code enforcement staff and a Community Development Director.

City of Hawaiian Gardens – Project Manager. Assisted the City of Hawaiian Gardens in developing and implementing an Administrative Citation program.

City of Rosemead - Project Manager. Provided interim code enforcement staff to inspect a targeted area of the city to facilitate neighborhood improvements.

City of San Clemente – Project Manager. Provided interim Code Enforcement staff to assist with their Code Enforcement Program.

City of Del Mar - Provided interim code enforcement staff to the City and managed their entire Code program.

City of Superior, AZ - Direct and participate in the review of the city's code enforcement policy and procedures, and make recommendations for changes as necessary. Development and Implementation of a Nuisance and an Administrative Citation Ordinance.

City of Fountain Hills, Az – Project Manager. Developed and implemented a town code enforcement department. The scope of work included hiring staff, training and supervision for an eight-month period.

It should be noted that the projects listed above is not a comprehensive list of all our past code clientele but represents a small portion of the Municipalities we have served. We have also successfully provided service to the following jurisdictions:

- Bradbury
- Costa Mesa
- Desert Hot Springs
- El Monte
- Folsom
- Fountain Valley
- Pasadena
- Perris
- Rancho Cordova
- San Diego County
- San Jose
- San Juan Capistrano
- San Luis Obispo
- Sierra Madre
- West Hollywood

CITY OF ORANGE COVE

References

Client:	City of Moreno Valley		
Address:	14177 Frederick Street Moreno Valley, CA 92552		
Contact:	Allen Brock Community Development Director	Phone/E-mail:	(951) 413-3000 brocka@moval.org
Dates:	1995 – Present		
Services:	Interim Code Enforcement staff; building plan check and inspection services; as-needed building permit counter services.		
Client:	City of San Juan Capistrano		
Address:	3244 Paseo Adelanto San Juan Capistrano, CA 92675		
Contact:	Sergio Klotz Assistant Community Development Director	Phone: Email:	949.234.4568 sklotz@sanjuancapistrano.org
Dates:	Multiple contracts between 2006 through 2015		
Services/Staff:	Interim Code Enforcement staff		
Client:	City of Tustin		
Address:	300 Centennial Way Tustin, CA 92780		
Contact:	Julie Interrante Financial Services Supervisor	Phone: Email:	714.573.3077 JInterrante@tustinca.org
Dates:	January 2017 to present		
Services:	Code Enforcement staff		
Client:	County of Orange		
Address:	300 North Flower Street Santa Ana, CA 92703		
Contact:	Terry Cox Code Enforcement Manager	Phone: Email:	562.233.8969 Terry.Cox@ocpw.ocgov.com
Dates:	November 2004 through March 2013		
Services:	Code Enforcement staff		

Scope of Work

Willdan will provide an experienced code officer to perform code compliance and enforcement 32 hours a week as requested in the RFP. Our officers are fully experienced and will:

- Provide code enforcement services to address all property maintenance, dilapidated housing and undesirable environmental conditions throughout the City.
- Provide services to residents and property owners, by seeking compliance with the adopted municipal standards. Staff will seek voluntary compliance with code, where possible, to avoid the imposition of sanctions and penalties.
- Provide code personnel to assist the existing code program, facilitate public improvements and rehabilitation, to protect the existing housing stock and preserve neighborhoods.
- Document and record complaints from citizens, property owners, community representatives and government agencies, regarding possible violations of city codes, and all other enforceable laws and statutes relating to zoning, building, health and safety, and public right-of-way violations.
- Investigate complaints of non-conforming or illegal uses, un-permitted signs, abandoned or illegally parked vehicles, home occupations, fire hazards and animal violations.
- Investigate complaints and document observations, complete all necessary forms, notices, letters and investigation reports, research city codes, ordinances and property ownership, and cite for violation of all applicable code sections.
- Contact or attempt to contact residents, owners, business representatives or others to explain nature of violations and encourage compliance with city codes and municipal ordinances.
- As directed or required by Division/Department policy, re-inspect properties and facilities to verify continued compliance.
- Present testimony and findings at administrative hearings and/or in Superior court on an as-needed or required basis.
- Our code compliance and enforcement team will be available as outlined in the RFP and will establish office hours as directed by the City. Our personnel will be available to meet and to assist in the development of procedural manuals, enforcement of established policies, development of ordinances, preparation of grant applications and training.

Our inspection team will provide service in a prompt and expeditious manner at the City's discretion. In no event, will the services provided exceed City-imposed contract limitations or otherwise violate the terms of the proposed agreement unless mutually agreed upon by both parties in advance of the assignment.

[Locations](#) | [Contact](#)



Comprehensive Solutions—Integrated Approach

Founded in 1964, Willdan Group, Inc. is a leading nationwide provider of value-added professional technical and consulting services. The primary markets Willdan serves are: energy; infrastructure and transportation; municipal engineering, planning, and staff augmentation; economic and financial analysis; and homeland security and emergency management. The company serves these four complementary markets through its four service segments — engineering (Willdan Engineering), energy efficiency (Willdan Energy Solutions), public finance (Willdan Financial Services) and homeland security (Willdan Homeland Solutions).

Willdan has a reputation for delivering high-quality projects on time and within budget. Rooted in Willdan's corporate culture is its focus on quality customer service. The company has more than 800 employees, including licensed engineers, program and construction managers, financial analysts, planners, and other skilled professionals.

Willdan benefits from well-established relationships with local and state government agencies, investor-owned and municipal utilities, and private sector commercial and industrial firms throughout the United States. The company served more than 800 distinct clients in 2013. Headquartered in Anaheim, the company operates from offices in more than a dozen states across the U.S.

To view more detail for each service, click on the "Show" links.



ENGINEERING, PLANNING, &
INFRASTRUCTURE

Willdan has been delivering skilled, integrated, cost-effective engineering and planning services to its clients for more than 50 years. Whether you need one on-site staff expert or a full project team that can tap our nationwide resources and expertise, Willdan combines multidisciplinary experience and expertise, technical excellence, and management proficiency to deliver flexible, practical solutions at the lowest possible cost.

[Show engineering and planning details](#)



ENERGY EFFICIENCY &
SUSTAINABILITY

Willdan develops and implements comprehensive energy solutions nationwide for utilities, commercial entities, and all levels of government. We help our clients realize cost and energy savings by tailoring solutions that serve vertical markets such as data centers, healthcare, lodging, and schools; providing energy reduction plans for large end-user commercial facilities and multi-family residences; and developing and implementing cutting-edge cost-effective measures for small businesses.

[Show energy efficiency services details](#)



FINANCIAL & ECONOMIC
CONSULTING SERVICES

Public agencies at every level are being challenged to deliver enhanced services to a growing population—even while confronting budget constraints and meeting a tangle of reporting and compliance requirements. Willdan can enhance your efficiency, effectiveness, and credibility by helping you to both generate revenue and optimize its administration.

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NATIONAL PREPAREDNESS &
TRAINING

Willdan provides national preparedness, homeland security consulting, public safety, and emergency response services that focus on integrating local resources and assets within state and federal systems.

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Willdan's service offerings span a broad set of complementary disciplines that include engineering and planning, energy efficiency and sustainability, national preparedness, and financial and economic consulting. For more detail about the overall service areas, see About Us.

For detail on an individual service, click on the links below.



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Contract Staff Support
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Disaster Recovery
Environmental Engineering
Geotechnical Services
Geotechnical Projects
GIS Services
Landscape Architecture
Major Infrastructure
Materials Testing and Inspection
Materials Testing Projects
Planning and Community Development
Community Development
Environmental Planning
Program / Construction Management
Stormwater
Structural Engineering
Survey and Mapping
Traffic Engineering
Transportation Engineering
Airports
Highways and Roads
Railroads
Total Water Resources
Wastewater Management
Water Supply



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Energy Program Administration
NYSERDA Programs
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Cyber-Physical Security
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Development Impact Fees
Electric Cost of Service Analysis
Fiscal and Economic Impact Analysis
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Regulatory and Litigation Support
Staff Augmentation
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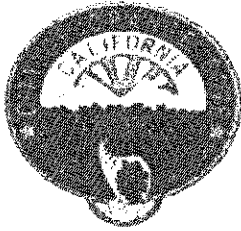
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CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

To: Mayor and City Council
From: Joe Estrada, Chief Plant Operator WWTF
D-B Heusser, Interim City Manager
Subject: Removal of Dry Process Activated Sludge
Attachments: None

BACKGROUND:

Each year the City of Orange Cove staff has to remove sludge from the holding ponds. The removal of sludge is important for it allows for discharge capacity at our WWTF and makes the operation more efficient. The removed sludge is placed on concrete pads and allowed to dry becoming dewatered solids (sludge). At this time we have three (3) such piles.

In 2003 the City upgraded the WWTF from Primary Pond Treatment to Secondary Activated Treatment the handling of processed solids began to require more attention. Under the direction of the past Chief Plant Operator (CPO) the city removed all processed and dried solids once a year. Thus the City avoided any notice of violation from the State.

EXECUTIVE SUMMARY:

The State Water Resources Control Board (SWRCB) has set a Wastewater Discharge Requirement (WRD) for each WWTF within California. The City of Orange Cove operates under these rules and we work within them to insure we stay in compliance.

The WRD allows a facility to stock pile sludge on a WWTP for two years and then

Prepared by: _____

Approved by: D-B Heusser

REVIEW: City Manager: J. Estrada

Finance: [Signature]

City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: APPROVED DENIED NO ACTION

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

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

requires that it be removed. At the present time the Orange Cove WWTF has three piles stored on concrete pads at our facility.

The first pile of sludge is from 2014, the second from 2015 and a third stock piled sludge is from 2016. The Third pile has to be removed by the end of 2018.

The problem is the 2014 and the 2016 have to be removed immediately. The SWRCB is threatening to issue a Notice of Violation because the City is not following the Discharge Requirement Permit.

Stocked piled dry sludge is unsightly but also with a light wind can become airborne and can cause an unhealthy work environment, as well as, hinder the environment.

Last year the CPO recommended to the City Manager that \$50,000 for the removal of the Dried Sludge be placed in the budget. The CPO was never notified that if it was in the budget nor given the "go-ahead" to have the dried sludge removed.

At the present time the State Water Resources Control Board is threatening to issue a NOV against us which would have an impact upon future funding from the State as well as Federal grants.

RECOMMENDATION:

Staff is recommending that Council approve the resolution to contract with Briscoe Enterprises for \$50,000 to remove the two existing stock piles of dried sludge. And to direct staff to ensure that \$25,000 is placed in the Annual Budget 2017-18 for the annual removal dried sludge from the WWTF.

FISCAL IMPACT:

\$50,000 from the WWTF budget.

ALTERNATIVES:

None

ACTIONS FOLLOWING APPROVAL:

Notifications to: Staff and to make arrangements with Briscoe Enterprises.

RESOLUTION NO. 2017-29

**A RESOLUTION OF THE ORANGE COVE CITY COUNCIL APROVING
THE EXPENDATURE OF \$50,000 FOR THE REMOVAL OF DRIED SOLID SLUDGE**

WHEREAS, the City of Orange Cove operates a Waste Water Treatment Facility; and

WHEREAS, the WWT's produces residue called Sludge and this is removed from the ponds and dried on site, and

WHEREAS, the dried sludge can only be stored on site for two years and must be removed or the facility will be in violation of it Waste Water Discharge Requirement; and

WHEREAS, the City of Orange Cove has contracted with Briscoe Enterprises in the past years for sludge removal, and

WHEREAS, the City of Orange Cove Council has deemed the sludge removal to be necessary and agrees to continue the working arrangement with Briscoe Enterprises for the removal at an estimated cost of \$50,000.

I June V. Bracamontes, City Clerk of the City of Orange Cove, certify that the foregoing resolution was adopted by the Council of the City of Orange Cove, at a City Council meeting held on 27 September 2017.

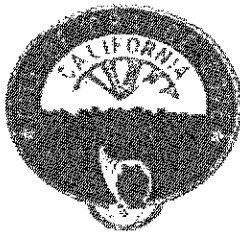
AYES:

NOES:

ABSENT:

ABSTAIN:

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



CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

To: Mayor and City Council Member
From: D-B Heusser, Interim City Manager
Subject: Joe Serna Estates and Grant
Attachments: Tract Map of Remaining Parcels

BACKGROUND:

At the 23 August 2017 City Council meeting the Interim City Manager shared with the City Council the issue between the City and HCDC over the demand for payment of the outstanding \$123,701.00 from the Joe Serna Jr. Farmworker Housing Grant. In April 2016 the City received a letter titled Final Demand for Payment. Without this demand being addressed the State is holding XJ Enterprises, the present owner, from selling their homes. One has been finaled by the Building Department a second is near being finaled and two additional lots are ready for construction. Both the State HCDC and the developer have been eager to end the stalemate.

EXECUTIVE SUMMARY:

The issue exists because when the City purchased the lots from the Estate of Mr. Ekizian the State (HCDC) needed to be involved. In addition when the City sold the lots to XJ Enterprises HCDC is saying that they needed to be a part of the transaction.

HCDC has stated that the City of Orange Cove is in violation of its Grant Lien and believes that the Joe Serna Jr. Grant is therefore, null and void.

We have tried a number of ways to address this. We have met with the developer and have had numerous calls with HCDC. The State (HCDC) has demanded payment in full to finalize the agreement, close the grant and allow the developer to sell his houses

Prepared by: _____

Approved by: _____

REVIEW: City Manager: _____

Finance: _____

City Attorney: _____

TYPE OF ITEM:

COUNCIL ACTION: APPROVED DENIED NO ACTION

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

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

On 8 September the Interim City Manager wrote to HCDC and made a proposal that the City of Orange Cove would make four installment payments:

- October 2017 - \$33,701
- January 2018 - \$30,000
- April 2018 - \$30,000
- July 2018 - \$30,000 (Final payment)

The City would secure the payments with a lien of five (5) existing parcels (formerly Lot 48 – a ponding basin. If we sell those lots the proceeds can be used to pay down the next payment. HCDC needs to be involved in / notified of any transactions regarding these five (5) lots.

On 14 September 2017 the Finance Director and the Interim City Manager held a conference call with HCDC. During this call they verbally accepted the proposal and are getting a hard copy letter of acceptance to us. In addition they are revising the Joe Serna Jr. documents.

Once the revised documents are signed and secured HCDC will release the four (4) lots owned by XJ Enterprises. We estimate that this would take about 3-weeks.

RECOMMENDATION:

Council to approve the resolution accepting the proposed change, payment schedule and allowing the Interim City Manager to sign the revised HCDC documents.

FISCAL IMPACT:

General Fund Impact of \$123,701.00

ALTERNATIVES:

None

ACTIONS FOLLOWING APPROVAL:

Place a lien on the five (5) parcels naming HCDC; Authorize the Interim City Manager to sign revised documents; and direct Finance Director to make the payments as scheduled.

RESOLUTION NO. 2017-32

**A RESOLUTION OF THE ORANGE COVE CITY COUNCIL APROVING
A REVISED AGREEMENT WITH CALIFORNIA DEPARTMENT OF HOUSING AND
COMMUNITY DEVELOPMENT (HCDC) ADDRESSING THE FINALIZATION OF THE
JOE SERNA JR. FARMWORKER HOUSING GRANT**

WHEREAS, the City of Orange Cove received a Joe Serna Jr. Farmworker Housing Grant; and

WHEREAS, the HCDC believes that due to previous action the Grant is "Null and Void" and has requested reimbursement of the unused portion (\$123,701), and

WHEREAS, is holding up the present developer from selling completed house and development new one until payment is completed, and

WHEREAS, the City of Orange Cove, the developer, and HCDC have been working to find a solution, and

WHEREAS, on 14 September 2017 an agreement was reached between the City of Orange Cove and HCDC whereby the City would pay installments and secure those payments with a lien on City owned property, and

WHEREAS, the proposal between the City of Orange Cove and HCDC would expedite the present development allowing for sale and development of additional homes, and

WHEREAS, the Orange Cove City Council believes ii it for the betterment of all parties, it agrees to the payment plan and authorizes the City Manager and Finance Director made such payments; and authorizes the Interim City Manager to sign the revised HCDC documents; and to initiate placing place liens on the remaining parcels for security purposes.

I June V. Bracamontes, City Clerk of the City of Orange Cove, certify that the foregoing resolution was adopted by the Council of the City of Orange Cove, at a City Council meeting held on 27 September 2017.

AYES:

NOES:

ABSENT:

ABSTAIN:

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

EXHIBIT "A"

