

## **AGENDA**

Victor P. Lopez, Mayor

Diana Guerra Silva, Mayor Pro Tem Roy Rodriguez, Council Member

Josie Cervantes, Council Member Esperanza Rodriguez, Council Member

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

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

- A. Call to Order/Welcome
  Roll Call
- B. Confirmation of Agenda
- C. Consent Calendar
  - 1. City Warrants for January 2020
  - 2. City Council Minutes of January 27, 2021
- D. Administration

#### Planning Director:

3. SUBJECT: Review for Type 41 Beer & Wine License for OC Pizza Restaurant at 445 Park Blvd.

**Recommendation:** City Council adopt the attached Resolution 2021-11 authorizing the issuance of an ABC License Type 41 Permit for the sale of beer and wine for consumption within the proposed restaurant at 445 Park Blvd in accordance with the requirements of the Orange Cove Zoning Ordinance.

## **Interim City Manager:**

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

**Recommendation:** Informational Item Only

5. SUBJECT: Review and Discussion of Building Inspection Services

**Recommendation:** Council to discuss the building inspector position and provide staff with direction.

### E. Public Forum

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

- F. City Manager's Report
- G. City Attorney's Report
- H. Council Communications
- I. Adjournment

<u>ADA Notice</u>: 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.

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

#### STATEMENT ON RULES OF DECORUM AND ENFORCEMENT

The Brown Act provides that members of the public have a right to attend public meetings, to provide public comment on action items and under the public forum section of the agenda, and to criticize the policies, procedures, or services of the city or of the acts or omissions of the city council. The Brown Act also provides that the City Council has the right to

exclude all persons who willfully cause a disruption of a meeting so that it cannot be conducted in an orderly fashion.

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

#### **GENERAL RULES OF DECORUM**

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

- 1. All remarks shall be addressed to the City Council as a whole and not to any single member, unless in response to a question from a member of the City Council.
- 2. A person who addresses the City Council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct (i) which is likely to provoke others to violent or riotous behavior, (ii) which disturbs the peace of the meeting by loud and unreasonable noise, (iii) which is irrelevant or repetitive, or (iv) which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.
- 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 Roy Rodriguez, Council Member

Josie Cervantes, Council Member Esperanza Rodriguez, Council Member

WEDNESDAY, JANUARY 27, 2020 - 6:30 P.M.

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

## A. Call to Order/Welcome

COUNCIL PRESENT:

Mayor Victor P. Lopez

Mayor Pro Tem Diana Guerra Silva Councilmember Roy Rodriguez Councilmember Josie Cervantes Councilmember Esperanza Rodriguez

STAFF PRESENT:

Financial Consultant/Interim City Manager Rudy Hernandez

City Attorney Ernie Tuttle Chief of Police, Marty Rivera City Clerk June V. Bracamontes

## B. Confirmation of Agenda

No Changes

#### C. Consent Calendar

- 1. City Warrants for December 2020
- Approving Resolution No.2021-08 MOU Between the City of Orange Cove and the Orange Cove Police Protection District to assist in the Purchase of a Police Interceptor Patrol Vehicle and authorizing Interim City Manager to sign the MOU

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

Yes:

Lopez, Silva, Rodriguez, Cervantes, Rodriguez

No: Absent: None None

Abstain:

None

#### D. Administration

## **Director of Building and Development Services:**

3. SUBJECT: MOU Tax Sharing Agreement Extension between Fresno County and the City of Orange Cove and Annexation Update

**Recommendation:** Council to consider approving Resolution No. 2021-07 approving the MOU Tax Sharing Agreement Extension between Fresno County and the City of Orange Cove

Upon the motion by Mayor Pro Tem Silva and seconded by Councilwoman Cervantes, Council approved Resolution No. 2021-07 approving the MOU Tax Sharing Agreement Extension between Fresno County and the City of Orange Cove

## Public Works Superintendent

4. SUBJECT: Update report on the Street Sweeping and Electrical Cars

Recommendation: Informational Item Only

Andy Valencia, Interim Public Works Superintendent presented to Council an update on the Street Sweeper and flyers pertaining to the Street Sweeper Schedule were mailed out to the residents in Orange Cove. Scheduled to start on February 1, 2021 divided the city into 4 sections. Thursday sweeping Park Blvd and School Areas. Once the rain stops will continue to sweep.

5 Electrical cars use vehicles through out the day in order to save gas.

Chief asked if the license plates for vehicles have been ordered, per Andy will look into that if its required.

## Interim City Manager:

5. SUBJECT: Resolution renaming Squaw Valley to Nim Valley

**Recommendation:** Council to consider approving Resolution No. 2021-04 Renaming Squaw Valley to Nim Valley

Recommendation to table this item per City Manager.

Upon the motion by Councilwoman Rodriguez and seconded by Councilwoman Cervantes, Council agreed to table this item as presented.

Fresno County Board of Supervisor Nathan Magsig requested to have his office included when presented.

Yes:

Lopez, Silva, Rodriguez, Cervantes, Rodriguez

No: None Absent: None Abstain: None

**SUBJECT:** Program Guidelines for Business Assistance Payment Program Funded with CDBG-CV1

**Recommendation:** Council to consider approving Resolution No. 2021-09 Approving Guidelines for Business Assistance Program CV Business Assistance Program

Upon the motion by Councilwoman Cervantes and seconded by Councilwoman Rodriguez, Council approved Resolution No. 2021-09 Approving Guidelines for Business Assistance Program CV Business Assistance Program

Yes:

Lopez, Silva, Rodriguez, Cervantes, Rodriguez

No: None Absent: None

Abstain: None

7. **SUBJECT:** CDBG-CV Policies and Procedures and Subsistence Payments Program

**Recommendation:** Council to approve the CDBG-CV Policies and Procedures and Subsistence Payment Program CDBG COVID-19 Application and Verification Forms – English/Spanish

Upon the motion by Councilman Rodriguez and seconded by Councilwoman Rodriguez, Council approve the CDBG-CV Policies and Procedures and Subsistence Payment Program CDBG COVID-19 Application and Verification Forms – English/Spanish

Yes:

Lopez, Silva, Rodriguez, Cervantes, Rodriguez

No: None Absent: None Abstain: None

**8. SUBJECT:** Presentation of FY 2018-19 Audit report by Price, Paige and Company

Recommendation: Receive and File Report

The goal of a financial statement audit is to provide users of a given set of financial statements with independent assurance that they can rely upon the information presented in those financial statements. Auditors use a variety of means to obtain the evidence they need to provide such assurance. Specifically, auditors.

- Inspect relevant documentation.
- Observe employee performance.
- Inquire concerning policies, procedures, transactions, and events.
- Confirm balances and transactions with outside parties.
- Perform analytical procedures to determine the reasonableness of transactions and balances.
- 1. Audit Opinion The City's auditor has rendered an unmodified opinion on the overall financial statements of the City (Letter Grade "A").
- 2. General Fund The City's FY 2018-19 general fund audited fund balance is \$1,520,26 The FY 2018-19 general fund net change in fund balance was (\$204,049). The represents the amount by which general fund expenditures exceeded general fund expenditures. When the FY 2018-19 budget was adopted by the City Council, it project land sales in the amount of \$400,000 from the Amaya project. The sale did occur but runtil the FY 2019-20. Had the Land sale occurred in FY 2018-19, the general fund wor have ended up in the black by (\$570,000 204,049) \$365,951.
- 3. Enterprise Funds (Water/Sewer) During FY 2018-19, the water and sewer fun continued to operate with deficit balances. During the FY 2018-19 budget, the C Council approved a plan that will erase future deficits and adopt future balance budge In addition, the City will work to ensure that debt service reserves required by lo resolutions, various bond documents and debt instruments are in full compliance.
- **4. Audit findings and recommendations** As part of the FY 2018-19 audit, the audit Identified 2 areas of our internal control structure that they believe could be improv (See attached Corrective Action Plan).

CPA Fausto Hinojasa from Price, Paige and Company presented the highlights on the audit 18/19 and has been completed.

In Summary gave an unmodified Opinion

Upon the motion by Councilman Rodriguez and seconded by Councilwoman Rodriguez, Council approved received and file of the FY 2018-19 Audit report as presented.

Yes:

Lopez, Silva, Rodriguez, Cervantes, Rodriguez

No:

None

Absent:

None

Abstain:

None

### 9. SUBJECT: Update on Financial Issues

Recommendation: Informational Item Only

Interim City Manager Rudy Hernandez presented to Council the following:

**10. SUBJECT:** Presentation by Element 7 for future Medical and Adult use of retail Cannabis Dispensary

**Recommendation:** Council to discuss and review and provide staff with direction

Discussion and Review took place regarding a proposed future Medical and Adult use of retail Cannabis Dispensary in Orange Cove.

Joshua Black Manager of Element 7 presented to Council how it will operate and benefit the City of Orange Cove.

Mayor Lopez is against the Medical and Adult Use of Retail Cannabis Dispensary in Orange Cove. Oppose selling Cannabis in the City. Mayor indicated that he has worked so hard to make the city a better place to live.

Mr. Inez Castillo resident of Orange Cove indicated that we have to improve our city with day care centers and if the city did their research crime has gone up will be no benefit. With the COVID-19 this will not help our lungs totally against it. Would like to see it on the ballot for the residents to vote on this issue.

Marty Rivera, Chief of Police, presented to Council that this issue is up to the Council.

Councilman Rodriguez is opposed to the presentation.

Upon the motion by Councilman Rodriguez and seconded by Mayor Lopez, Council approved to deny the request by Element 7 for future Medical and Adult use of retail Cannabis Dispensary in Orange Cove.

Yes:

Lopez, Silva, Rodriguez, Cervantes, Rodriguez

No:

None

Absent:

None

Abstain:

None

<sup>\*</sup>Scheduling of date to review and approve the FY 2020-21budget.

<sup>\*</sup>Discussion regarding the FY 2021-22 upcoming budget.

<sup>\*</sup>Latest on financial aid to City, County and State Governments.

## E. Public Forum

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

Mayor Pro Tem Silva presented the Measure and would like to work hard on it for the Fire and Police Department.

Mayor Stated he is already working on it and agrees to work on it.

F.	City	Manager's	Report

None

## G. City Council Communications

None

## H. Adjournment

Mayor Lopez	adjourned th	e City	Council	Meeting	at 7:46	p.m.
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REPORT: Feb 16 21 Tuesday RUN...: Feb 16 21 Time: 14:23 Run By.: Dora Silva

#### CITY OF ORANGE COVE Cash Disbursement Detail Report Check Listing for 01-21 thru 01-21 Bank Account.: 1010

PAGE: 001 ID #: PY-DP CTL.: ORA

Check Number	Check Date	Vendor Number		Net Amount	Invoice #	Description
046691	01/13/21		ORANGE COVE TIRE SERVICE	-541.01		Ck# 045691 Reversed
046729	01/04/21	HER01	RUDY HERNANDEZ	8800.00	94	FINANCIAL CONSULTING/INTERIM CITY MANAGER SERVICES
046730	01/11/21	A.M01	A.M PECHE & ASSOCIATES LL	3105.55	01/04/21	FINANCIAL CONSULTING SERVICES
046731	01/11/21	APV01	ARAMARK- ACCOUNTS RECEIVA	52.98 54.98 47.31 52.98 106.96 41.66	502729922 502729926 502729945 502733697 502733700 502733722 502733777 502733790 502733794	JANITORIAL SUPPLIES FOR WATER TREATMENT PLANT JANITORIAL SUPPLIES CITY YARD JANITORIAL SUPPLIES WATER WATER PLANT JANITORIAL SUPPLIES WATER TREATMENT PLANT JANITORIAL SUPPLIES CITY YARD JANITORIAL SUPPLIES WATER PLANT JANITORIAL SUPPLIES POLICE DEPARTMENT JANITORIAL SUPPLIES CAN LINER JANITORIAL SUPPLIES CAN LINER
			Check Total	510.15		
046732	01/11/21	ATTM1	AT&T MOBILITY	1631.58	12192020	AT&T FIRSTNET NOVEMBER & DECEMBER 2020
046733	01/11/21	CEN06	CENTRAL VALLEY SWEEPING	3000.00	12643	MECHANICAL BROOM SWEEPING PARK BLVD AUG 2020
046734	01/11/21	DHM01	D H MACHINE INC.	6.42	45882	METAL FLAT FOR VPL CENTER GATE
046735	01/11/21	FG801	FRUIT GROWERS SUPPLY CO	41.74 22.14 42.89 37.16 30.38 938.29 14.21	92190053 92190185 92191444 92192013 92193305 92193940 92195636	BATTERY PMD INVOICE #92190053 GLOVIES INVOICE #92190185 ROPE AND GLOVES INVOICE #92191444 HAND PULLER INOVICE #92192013 OIL FOR WEEDEATER INVOICE# 92193305 WATER PUMP AND SUPPLY FOR FKC SHUT DOWN PROJECT BATTERIES
			Check Total	1126.81		
046736	01/11/21	F0002	FOOTHILL AUTO TRUCK & AG	42.87	888663	OIL CHANGE FOR TRUCK #203
046737	01/11/21	FWUA1	FRIANT WATER AUTHORITY	5318.00	113985	FKC OWM MONTHLY BILLING FOR JANUARY 2020
046738	01/11/21	HERO1	RUDY HERNANDEZ	995.00 -995.00	95 95u	FINANCIAL CONSULTING/INERIM CITY MANAGER Ck# 046738 Reversed
			Check Total:	.00		
046739	01/11/21	KESO1	HOLLOWAY ENVIROMENTAL SOL	6650.16	1310	PLANT BIO SOLIDS REMOVAL
046740	01/11/21	JC001	JORGENSEN CO.	13.88	5913208-0	FIRE EXT ANNUAL MAINT FIRE DEPT SALES TAX
046741	01/11/21	LVM03	LAWRENCE TRACTOR CO.	3222.27	499619	TRACTOR REPAIRS

REPORT: Feb 16 21 Tuesday RUN...: Feb 16 21 Time: 14:23 Run By.: Dora Silva CITY OF ORANGE COVE Cash Disbursement Detail Report Check Listing for 01-21 thru 01-21 Bank Account.: 1010 PAGE: 002 ID #: PY-DP CTL.: ORA

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
046742	01/11/21	LYNO1	LYNN PEAVEY COMPANY	36.49	375660	EVIDENCE BAGS (100)
046743	01/11/21	O'R01	OREILLY AUTOMOTIVE, INC.	54.82 32.38 23.73 24.82	581717046	HEX BITS SET CARGO STRAPS MAG PICK UP FLOOR MAT FOR NEW TRUCK
			Check Total:	135.75		
046744	01/11/21	RFR01	RAIN FOR RENT	574.31	1560344	WORK ON 6" WATER PUMP FOR FKC SHUT DOWN
046745	01/11/21	RIV04	RIVERA JUAN	150.00	01/05/21	REIMBURSEMENT FOR SAFETY VEST & SAFETY JACKET
046746	01/11/21	ROB11	ROBERT V. JENSEN INC	204,20	0498199IN	ULS DIESEL (DYDED) WTP
046747	01/11/21	RR001	ROY RODRIGUEZ	375.12	01/11/21	MEDICAL REIMBURSEMENT
046748	01/11/21	88803	STARS & STRIPES	250.00	1124	TOWED 09 FORD F250 TO SWANSON FAHRNEY FORD
046749	01/11/21	SEQ05	SEQUOIA EQUIPMENT CO, IN	1567.74	110778	MAINTENANCE WORK ON BACKHOE REPLACE BROKEN WINDOWS
046750	01/11/21	SUP03	SUPERIOR POOL PRODUCTS LL	1073.60	Q2012541	CHLORINE FOR WTP SERVICE CHARGE
046751	01/11/21	TOF01	THE OFFICE CITY	168,23	1672888	OFFICE SUPPLIES FOR ALL DEPT
046752	01/11/21	VERO4	VERONICA RAMIREZ	57.73	12/30/20	MILEAGE -FRESNO TRAINING & LUNCH
046753	01/11/21	WEE01	W&E ELECTRIC	4300.00	2011133	LED LIGHTING UPGRADE
046754	01/11/21	WWA03	WORK WORLD AMERICA, INC	663.78	66693	SAFETY VEST & JACKET FOR PUBLIC WORKS, WWTP, WTP
046755	01/12/21	HERO1	RUDY HERNANDEZ	935.00	095	FINANCIAL CONSULTING/INTERIM CITY MANAGER SERVICES
046756	01/15/21	APV01	ARAMARK- ACCOUNTS RECEIVA	106.96 67.81	502741178 502741184	JANITORIAL SUPPLIES JANITORIAL SUPPLIES
			Check Total:	174.77		
046757	01/15/21	ASI00	ASI ADMINISTRATIVE SOLUTI	97.60	12/29/20	HEALTH INSURANCE
046758	01/15/21	ATT05	AT & T	586.94	15798722	POLICE DEPARTMENT AT&T ACCT#9391066128
046759	01/15/21	ATTM1	AT&T MOBILITY	1304.70	12242020	COMMUNICATION FOR DECEMBER 2020
046760	01/15/21	CLS01	CORELOGIC SOLUTIONS, LLC.	300.00	30512660	DECEMBER 2020 - MONTHLY FEE FOR PROPERTY INFO SERV
046761	01/15/21	FGS01	FRUIT GROWERS SUPPLY CO	30,84	92192383	MATERIAL FOR JOB DUTIESW FOR WWTF

REPORT.: Feb 16 21 Tuesday RUN...: Feb 16 21 Time: 14:23 Run By.: Dora Silva

#### CITY OF ORANGE COVE Cash Disbursement Detail Report Check Listing for 01-21 thru 01-21 Bank Account,; 1010

PAGE: 003 ID #: PY-DP CTL.: ORA

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
046762	01/15/21	FLAFC	FRESNO LOCAL AGENCY	7200.00		LAFCO APPLICATION FILING FEE FOR MACIAS ANNEXATION
046763	01/15/21	FLAFC	FRESNO LOCAL AGENCY	12000.00	BP21-0005	LAFCO APPLICATION FILING FEE FOR HOWARD ANNEXATION
046764	01/15/21	HERO1	RUDY HERNANDEZ	8800.00	96	FINANCIAL CONSULTING/INTERIM CITY MANAGER SERVICES
046765	01/15/21	OCL02	ORANGE COVE LIQUOR	3535.78	DEC 2020	GAS FOR PATROL CARS
046766	01/15/21	OCTS1	ORANGE COVE TIRE SERVICE	60.35 17.00 24.00 75.35 541.01	25454 25746 25792 25910 025876	OIL CHANGE FOR UNIT 19-07 TIRE MAINT & BALANCE UNIT 19-07 TIRE & BALANCE REPAIR UNIT 15-07 OIL & FILTER ROTATION UNIT 20-08 FRONT BRAKES, ROTORS, OIL UNIT 19-06
			Check Total:	717.71		
046767	01/15/21	PD001	PENA'S DISPOSAL	44.86 75.00 75.00	550997 554039 5570 <b>96</b>	ORGANIC REC CART MATTRESS PICK UP NOVEMBER MATTRESS PICK UP DECEMBER 2020
			Check Total,	194.86		
046768	01/15/21	PGE01	PG & E	21695.39	01/14/21	UTILITIES PUBLIC WORKS JANUARY 2021
046769	01/15/21	PRO21		1252.18 568.57	105923 105926	PRINTING OCTOBER 2020 MONTHLY UTILITY BILLS PRINTING WATER CONSERVATION
			Check Total:	1820.75		
D46770	01/15/21	QUI05	QUIL CORPORATION	171,29 89,36 68,01 333,25 140,60 92,12 29,12	12946151 12951366 13254242 13256703 13278103 13384223 13389008	OFFICE SUPPLIES OFFICE SUPPLIES OFFICE SUPPLIESFOR ALL DEPARTMENTS OFFICE SUPPLIES FOR ALL DEPARTMENTS OFFICE SUPPLIES FOR ALL DEPARTMENTS OFFICE SUPPLIES OFFICE SUPPLIES
			Check Total,	923.75		
046771	01/15/21	SHR02	SHRED-IT, C/O STERICYCLE,	57.05	818106650	SHREDDING SERVICES
046772	01/15/21	TGC02	THE GAS COMPANY	891.47	01/14/21	UTILITY GASFOR DECEMBER 2020
046773	01/15/21	TM001	TUTTLE & MCCLOSKEY	4880.00 5347.50	1023 1189	ATTORNEY PROFESSIONAL ALLOCATION COSTS ATTORNEY PROFESSIONAL ALLOCATION COSTS
			Check Total:	10227.50		
046774	01/15/21	USB01	U.S. BANK CORPORATE PAYME	8589.37	01/11/21	CREDIT CARD 01-11-21 CARD ENDING 0483- MAIN ACCT

REPORT: Feb 16 21 Tuesday RUN...: Feb 16 21 Time: 14:23 Run By: Dora Silva

#### CITY OF ORANGE COVE Cash Disbursement Detail Report Check Listing for 01-21 thru 01-21 Bank Account.: 1010

PAGE: 004 ID #: PY-DP CTL,: ORA

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
046775	01/25/21		ROY RODRIGUEZ	269.70	01/25/21	MEDICAL REIMBURSEMENT
046776	01/28/21	ALH01	SPARKLETTS	112.74 192.75	010121 120120	WATER SERV. & EQUIPMENT RENTAL # 11244843 010121 WATER SERV. & EQUIPMENT RENTAL # 11244843 120120
			Check Total	305.49		
0 <b>467</b> 77	01/20/21	APV01	ARAMARK- ACCOUNTS RECEIVA	54.98 150.41 52.98 54.98 52.98 50.99	502737171 502737181 502737221 502741141 502741164 502741192	JANITORIAL SUPPLIES FOR WTF INV# 1502737171 JANITORIAL SUPPLIES FOR CITY YARD INV# 1502737181 JANITORIAL SUPPLIES FOR WTF INV# 1502737221 JANITORIAL SUPPLIES FOR WTF INV# 1502741141 JANITORIAL SUPPLIES FOR WTF INV# 1502741164 JANITORIAL SUPPLIES FOR CITY HALL INV# 1502741192
			Check Total:	417.32		
046778	01/28/21	A8100	ASI ADMINISTRATIVE SOLUTI	17.99	01/13/21	HEALTH INSURNCE
046779	01/28/21	CENO6	CENTRAL VALLEY SWEEPING	3750.00	202025299	MECHANICAL BROOM SWEEPING PARK BLVD, DEC, 2020
046780	01/28/21	CWS01	CORBIN WILLITS SYSTEM	938.47 260.00 1690.00 1040.00 1235.00 938.47 938.47	000C00915 000C01115 000C01130 000C01215 000C01231 00C011151 00C012151	ENCHANCEMENT SERV FEES & SERV FEES INV# 000C009151 BILLED HOURLY WORKED W/ DORA ON PAYROLL DATA BILLABLE HOURLY WORKED W/ DORA ON PAYROLL DATA BILLABLE HOURLY WORKED W/ DORA ON PAYROLL DATA BILLABLE HOURLY WORKED W/ DORA ON PAYROLL DATA ENCHANCEMENT AND SERVICE FEES INV# 000C011151 NCHANCEMENT AND SERVICE FEES INV# 000C012151
			Check Total	7040.41	•	
046781	01/28/21	DKI01	DAVID KNOTT INCORPORATED	38750.00	09/01/20	STRUCTURE CLEARING AT 279 PARK BLVD.
046782	01/28/21	DLC01	DINUBA LUMBER CO	37.10	190364	WORK SUPPLIES FOR PWD INV# 190364
046783	01/28/21	FB001	THE FRESNO BEE	846,00	12/27/20	AD STREET SWEEPER POSITION AD# 354258
046784	01/28/21	HWS01	HEALTHWISE SERVICES, LLC	200.00	000082628	KIOSK CONTAINER SERVICE INV# 0000082628
046785	01/28/21	JT200	JT2 INC.	3300.10	66143	FINAL RETENTON INV WORK CONDUCTED D ST SIDEWALK
046786	01/28/21	KIN07	KINGS INDUSTRIAL OCC. MED	30.00	101370	DRUG TESTING INV# 101370
046707	01/28/21	LEG02	PORAC LEGAL DEFENSE FUND	688.05	607577	PORAC LEGAL DEFENSE QUARTERLY DUES INV# 607577
046788	01/28/21	MTC01	METROPOLITAN TRANSFORTATI	1500.00	4926AR119	STREETSAVER ANNUAL SUBSCRIPTION INV# 4926-AR11901
046789	01/28/21	OCL02	ORANGE COVE LIQUOR	158.90	12/01/20	GAS, FOR CITY TRUCK PWD R.SAHAGUN

REPORT: Feb 16 21 Tuesday RUN...: Feb 16 21 Time: 14:23 Run By.: Dora Silva

#### CITY OF ORANGE COVE Cash Disbursement Detail Report Check Listing for 01-21 thru 01-21 Bank Account.: 1010

PAGE: 005 ID #: PY-DP CTL.: ORA

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
046790	01/28/21	PAR33	PARMOUNT PEST SERVICES	355,00	201200317	PEST CONTROL PWD, WTP, WWTP, PD INV# 2012-00317
046791	01/28/21	PD001	PENA'S DISPOSAL	40639.54	01/26/21	UTILITY ACCOUNTING FOR DEC. 2020
046792	01/28/21	PRO21	PROFESSIONAL PRINT & MAIL	2037.64 1245.58	106425 106447	PRINTING-WATER CONSERVATION NOTICE MAILING PRINTING-DEC MONTHLY UTILITY BILLS & POSTAGE
			Check Total	3283,22		
046793	01/28/21	PSP01	PSP STORES LLC	55.05 51.81	066773296 072093419	DOG FOOD INV# 10-066773296 DOG FOOD INV# 10-072093419
			Check Total:	106.86		
046794	01/28/21	RSG01	ROSENOW SPEVACEK GROUP	1583.75 235.00	1006842 1006849	SUCCESSOR AGENCY ADMIN SERVICES INV# 1006842 SUCCESSOR AGENCY ADMIN SERVICES INV# 1006849
			Check Total,:	1818.75		
046795	01/28/21	RUB05	RUBALCABA, RACHEL	48,68	01/20/21	RACHEL PURCHASED COFFEE SUPPLIES FOR OFFICE
046796	01/28/21	RW001	RED WING SHOE COMPANY	275.00	202012100	SAFETY BOOTS FOR A.VALENCIA INV# 20201210015417
046797	01/28/21	SBS01	SELECT BUSINESS SYSTEMS	176.22 11.00 178.92	305187 306093 306454	MONTHLY METER RATE CHARGES INV# 305187 MONTHLY METERS RATE CHARGES MONTHLY METER RATE CHARGES INV# 306454
			Check Total	366.14		
046798	01/28/21	SHR02	SHRED-IT, C/O STERICYCLE,	40.00	181222504	SHREDDING SERVICES INV# 8181222504
046799	01/28/21	SMQ02	SAVEMART SUPERMARKETS	32,55	208072833	FOR STREET SWEEPER INTERVIEWS INV#0420201208072833
046800	01/28/21	TGC02	THE GAS COMPANY	2347.33	01-26-21	UTILITY GAS
046801	01/28/21	TIIO1	TELSTAR INSTRUMENTS INC	97.18 5223.00 6090.00	104556 104670 104671	AIR FILTER PADS INV# 104556 VFD BACKWASH DRIVE WTP INV# 104670 REMOVED AND INSTALL NEW VFD FOR BACKWASH
			Check Total	11410.18		
046802	01/28/21	UNITY	UNITY IT	4066.50	362376	COMMUNICATION SERVICES INV# 362376
046803	01/28/21	USB02	US BANK N.A. CM 9705	1905.75	6016274	CO 1995 WATER SYSTEM PROJ INV# 6016274
046804	01/28/21	USBK1	US BANK	1210.00	5879966	SUCCESOR AGENCY REDEVELOPMENT PROJ. TAX
046805	01/28/21	USS02	UNITED SIGN SYSTEMS	26544.28	33317	STREET SIGN PROJSEQUOIA VIEW SHOPPING CENTER

REPORT: Feb 16 21 Tuesday RUN...: Feb 16 21 Time: 14:23 Run By: Dora Silva CITY OF ORANGE COVE Cash Disbursement Detail Report Check Listing for 01-21 thru 01-21 Eank Account.; 1010

PAGE: 006 ID #: PY-DP CTL.: ORA

Check Number 046806	Check Date 01/28/21	Vendor Number VPL01	Name VICTOR P LOPEZ	Net Amount	Invoice # 01/28/21	Description AUTO ALLOWANCE & MEDICAL REIMBURSEMENT CO-PAY
040000	01/20/21	41.00	ATOTOK & DOCER	220124	01/20/21	MOTO WODOWNOCE & MEDICAL REIMBURSEMENT CO-58X
046807	01/28/21	WEE01	W&E ELECTRIC	5323.00	2011072	STREET SIGN PROJECT INV# 2011072
046808	01/28/21	WWA03	WORK WORLD AMERICA, INC	124.10	73297	SAFETY VEST & JACKET- S.MARTINEZ LOPEZ
			Cash Account Total:	280733.59		
			Total Disbursements:	280733.59		

REPORT.: Feb 16 21 Tuesday RUN...: Feb 16 21 Time: 14:23 Run By.: Dora Silva CITY OF ORANGE COVE
Cash Disbursement Detail Report - Payroll Vendor Payment(s)
Check Listing for 01-21 thru 01-21 Bank Account:: 1010

PAGE: 007 ID #: PY-DP CTL.: ORA

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	
1	01/13/21	EDD01	EMPLOYMENT DEVELOP. DEPT.	2587.58 1097.26	C10112 1C10112	State Income Tax SDI
			Check Total:	3684.84		
700088	01/27/21	EDD01	EMPLOYMENT DEVELOP. DEPT.	245.03 2477.93 44.55 1078.34	C10125 C10127 1C10125 1C10127	State Income Tax State Income Tax SDI SDI
			Check Total:	3845.85		
700089	01/27/21	10000	IUOE LOCAL 39	801.29	C10127	Union Due Local 39
700091	01/29/21	EDD01	EMPLOYMENT DEVELOP. DEPT.	1278.93 260.70	C10129 1C10129	State Income Tax SDI
			Check Total:	1539.63		
700092	01/31/21	SEC00	UNION BANK	55101.51	C10131	FIT/FICA/MEDICARE
			Cash Account Total:	64973.12		
			Total Disbursements:	64973.12		



For the Meeting of: February 24, 2021

# CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

To:

Orange Cove City Council

Date:

February 24, 2021

From:

Ray Hoak, Building & Planning Department

Applicant:

Mr. Figueroa – OC Pizza Restaurant.

Subject:

Review for Type 41 Beer & Wine License for OC Pizza Restaurant

at 445 Park Blvd.

Attachments:

1. Resolution No. 2021-11

2. List of current ABC Retail Licenses Issued in the City of Orange Cove.

#### **RECOMMENDATION:**

Staff recommends that the City Council adopt the attached Resolution No. 2021-11 authorizing the issuance of an ABC License Type 41 Permit for the sale of beer and wine for consumption within the proposed restaurant at 445 Park Blvd in accordance with the requirements of the Orange Cove Zoning Ordinance.

#### **EXECUTIVE SUMMARY:**

On November 15, 2019 Mr. Figueroa received staff approval for a site plan for the Figueroa OC Pizza Restaurant at 445 Park Blvd

Mr. Figueroa has submitted an application with the State of California Department of Alcoholic Beverage Control (ABC) for a Type 41 – On Sale General-Eating Place License. This type of license allows the sale of beer and wine for consumption on the premises and the sale of beer and wine for consumption off the premises.

The ABC describes this type of use as:

"(Restaurant) Authorizes the sale of beer and wine for consumption on or off the premises where sold. Distilled spirits may not be on the premises (except brandy, rum, or liqueurs for use solely for cooking purposes). Must operate and maintain the licensed premises as a bona fide eating place. Must maintain suitable kitchen

Prepared by: Ray Hoak		Approved by:	,	
REVIEW: City Manager:	Fina	ance:	City Attorney:	
TYPE OF ITEM:	COUNCIL ACTION:	APPROVED DENIE	D NO ACTION	
Consent Info Item Action Item Department Report		 Member	Public Hearing Matter Initiated by a Council Other	
Redevelopment Agei	псу		Continued to:	

#### Conclusion:

The sale and serving of beer, wine can only be for patrons of the restaurant. The sale of alcoholic beverages for off-site consumption is not permitted by the Zoning Ordinance, even though it is permitted by the ABC permit.

#### **REASON FOR RECOMMENDATION:**

The Orange Cove Zoning Ordinance allows the sale of alcoholic beverages to patrons for consumption on the premises at restaurants. Even though the sale of alcohol for consumption off of the premises is allowed by the ABC permit, it is not allowed by the Zoning Ordinance.

#### **FISCAL IMPACT:**

The City will collect property and sales tax revenue from the operation of the restaurant.

#### **ALTERNATIVES:**

The City Council can oppose Mr. Figueroa's application for approval of a Type 41 license.

#### **ACTIONS FOLLOWING APPROVAL:**

Staff will inform the ABC that the City does approve a Type 41 permit at this location.

#### **CONFLICT OF INTEREST:**

None known.

565041	ACTIVE	21	2/10/2016	1/31/2022	s & sons inc.	1257 PARK BLVD,ORANGE COVE, CA 93646-2237Census Tract: 0065.01	VALLEY C STORE	1010
565053	SUREND	20	2/10/2016	1/31/2022	SINGH, SHANGARA	1281 PARK BLVD,ORANGE COVE, CA 93646-2237Census Tract: 0065.01	T & J MARKET	1010
570342	SUREND	20	6/15/2016	10/31/2021	ALOMERI, MAHMOUD TAHER	825 ANCHOR AVE, STE C,ORANGE COVE, CA 93646- 2375Census Tract: 0065.01	PLAZA MINI MART DELI	1010
585651	ACTIVE	21	2/12/2018	1/31/2022	ALOMERI, MAHMOUD TAHER	825 ANCHOR AVE, STE C,ORANGE COVE, CA 93646- 2375Census Tract: 0065.01	PLAZA MINI MART	1010
595620	ACTIVE	41	8/23/2018	7/31/2021	DIAZ, MARIA ANGELA	1000 PARK BLVD,ORANGE COVE, CA 93646-2234Census Tract: 0065.01	CABANAS RESTAURANT	1010
597136	ACTIVE	20	1/24/2019	12/31/2021	DOLGEN CALIFORNIA LLC	1330 PARK BLVD,ORANGE COVE, CA 93646Census Tract: 0065.01	DOLLAR GENERAL #19503	1010
602739	ACTIVE	20	4/9/2019	2/28/2021	CITRUS MINI MART INC	999 PARK BLVD,ORANGE COVE, CA 93646-2231Census Tract: 0065.01	CITRUS MINI MART	1010
613269	ACTIVE	20	2/18/2020	1/31/2022	ALAMERI, SALEM	1281 PARK BLVD,ORANGE COVE, CA 93646-2237Census Tract: 0065.01	VALLEY GAS	1010
615 <b>1</b> 95	ACTIVE	20	3/26/2020	2/28/2021	ALTAREB, SALMAN TAHER	790 PARK BLVD,ORANGE COVE, CA 93646-2229Census Tract: 0065.02	M&A MARKET	1010

#### **RESOLUTION NO. 2021-11**

## A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE AUTHORIZING THE SALE OF BEER, WINE FOR CONSUMPTION WITHIN THE OC PIZZA RESTAURANT AT 445 PARK BLVD.

WHEREAS, staff approval for a site plan for the Figueroa OC Pizza Restaurant at 445 Park Blvd. was approved on November 15, 2019, and

**WHEREAS**, the project is located on the south side of Park Blvd. between Fifth and Fourth Streets (A.P.N. 378-081002-04); and

WHEREAS, Mr. Figueroa has submitted an application with the State of California Department of Alcoholic Beverage Control for a Type 41 – On Sale General-Eating Place License; and.

WHEREAS, a Type 41 License allows for the sale of beer and wine for consumption off the premises; and

**WHEREAS**, the Orange Cove Municipal Code does not allow for the sale of alcohol for consumption off premises at a restaurant; and

WHEREAS, the City Council reviewed the Type 41 ABC license application at a meeting on February 24, 2021, and

**WHEREAS**, the Council, after review of the staff report prepared pursuant to the request, and which is herein incorporated by this reference; and

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of Orange Cove hereby authorizes the sale of beer, wine for consumption within the proposed restaurant at 445 Park Blvd.

AYES:	
NOES:	
ABSTAIN:	
ABSENT:	
The foregoing resolution is hereby appro-	ved this 24th day of February, 2021.
ATTEST:	Victor P. Lopez, Mayor
ATTEST:	Victor P. Lopez, Mayor
ATTEST:	Victor P. Lopez, Mayor



Date:

February 24, 2021

To:

**Mayor and City Council** 

From:

Rudy Hernandez, Interim City Manager

Subject:

**Update on Financial Issues** 

Attachments:

Memorandum - Status on CDBG Grants/Loan Programs

## Background

- Status on CDBG Grants/Loan Programs
- Latest on financial aid to City, County and State Governments.

## **RECOMMENDATION:**

For Information Only.

Prepared by:		Approved by:					
REVIEW: City Manager:	Fin	ance:	City Attorney:				
TYPE OF ITEM:	COUNCIL ACTION:	APPROVED DENIED	NO ACTION				
Consent Info Item		***************************************	ublic Hearing atter Initiated by a Council				
Action Item	Member						
Department Report		0	ther				
Redevelopment Age	ncy	C	ontinued to:				

## MEMORANDUM

February 24, 2021

To: Honorable Mayor & City Council

From: Rudy Hernandez, Interim City Manager

Subject: Status on CDBG Grants/Loan Programs - Funding Applications

#### **CalHome**

Application was submitted to HCD in late October 2020 for \$600,000 to provide Owner Occupied Housing Rehabilitation. This is a competitive application and awards are expected to be announced this month, February 2021.

#### **CDBG CV Funding**

Public Service - Subsistence Payments (\$229,886, maximum \$500 per household for a total of 460 grants & Business Assistance application (\$250,650 maximum, \$3,000 per business for a total of 83 grants was submitted on February 8<sup>th</sup>, for the total allocation of \$480,536, these are non-competitive applications that are currently under review by the State. We hope to receive approval and authority to begin the program no later than the end of March 2021.

#### CDBG General NOFA

Application is due April 30, 2021, these are competitive applications. At this time, the City is anticipating applying for funding for a Homebuyer Assistance Program (\$500,000); Owner-Occupied Housing Rehabilitation (\$500,000); and a Planning and Technical Assistance Grant for up to \$250,000 that will be used to help identify a potential well site and complete predevelopment work for a future project. No anticipated award announcement date was provided. This item will be presented to the City Council for approval on March 10, 2021.

Total CDBG Grants/Loans applied for is \$2,330,536 Of this amount, \$480,536 are non-competitive and \$1,850,000 is competitive.

Mayor: Victor P. Lopez

Mayor Pro Team: Diana Guerra Silva

City Council Members: Roy Radriguez Josie Cervantes Esperanza Rodriguez



Incorporated January 20, 1948

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

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

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

633 Sixth Street, Orange Cove, CA 93646 | Phone: (559) 626-4488 | FAX: (559) 626-4653

Date:

February 24, 2021

To:

The Honorable Mayor and City Council

From:

Rudy Hernandez, Interim City Manager

Subject:

Review and Discussion of Building Inspection Services

Attachments:

Local 39 position on Building Inspector

#### **BACKGROUND:**

As previously stated at the last City Council meeting held on Wednesday February 10, 2021, the City of Orange Cove has over the past several years contracted with Willdan Services for Building Inspection Services at the hourly rate \$85 per hour.

To save the City money, the City recently hired Mr. Steve Ortega on a temporary basis to perform Building Inspection Services at a rate of \$51 per hour resulting in a savings of \$34 dollars per hour (\$85-51). Please note temporary employees are not paid fringe benefits (Retirement, Medical, Dental, Vision, Vacation/Sick Leave, etc.) and are only allowed to work no more than 960 per fiscal year. Any hours worked above the 960 require City Council action. As of today, Mr. Ortega has approximately 50 hours available. I would like to complement Mr. Steve Ortega for doing an excellent job in performing his building inspection services.

#### **HOUSING:**

The City is currently in the process of building new apartments/Homes in our community which are listed below:

- Amaya Apartments (81 Units)
- 5 New Single-Family Homes (Joe Serna/Hope Street) (5 Lots)
- 20 New Single-Family Homes (3.73 Acres)
- Howard Annexation 156 Single family homes and 100 apartments
- Macias Annexation 32 Single Family Homes and 100 apartments

4 Commercial Developments (Macias Annexation)

Based on the above-mentioned housing projects, the City Council at the last meeting approved a building inspector contract with Mr. Steve Ortega to perform building inspection services. The hourly rate approved was \$51 and was for not to exceed 960 hours. On Thursday February 17, 2021, Mr. Ortega submitted his resignation effective Thursday February 25, 2021 and has declined our contract offer. Mr. Ortega's reason for declining the contract offer was based on his need to have a permanent position.

Mr. Ortega has expressed an interest in applying for the full-time time building inspector position but not at the current rate of \$27 an hour. He is only interested in applying at the hourly rate of \$45 which would amount to an hourly increase of \$ (45-27) \$18. The estimated annual cost for a full-time building inspector at the hourly rate of \$45 per hour including benefits would be \$121,680 and would be 100% funded from the General Fund.

#### **UNION:**

I recently had a discussion with our union representative Ruben Zarate regarding the building inspector position and perhaps raising the salary to attract qualified applicants. He is open to discussing the matter once he reviews the budget. In the meantime, Mr. Zarate is in support of contracting out (outsourcing) the building inspection services until a solution is found on hiring a full-time building inspector position.

## February 18,2021 discussion with Union Business Representative Ruben Zarate (Update).

On February 18, 2021, I had another telephone discussion with Mr. Zarate regarding the City's critical need to fill the building inspector position due to the increase in housing developments here in the City of Orange Cove. I also stated to him that we are having a very difficult time in filling the building inspector position at the current salary range.

Per Mr. Zarate's written response (attached), the union is not in support of discussing/negotiating the salary range of the building inspector until the cost of living pay adjustments are resolved in the current MOU. I am scheduled to meet with Mr. Zarate on March 4, 2021 to discuss and hopefully resolve the cost of living pay issue.

#### RECOMMENDATION:

For the City Council to discuss the building inspector position and provide staff with direction. Without union support, the only option might be to contract with Willdan building inspection services until the building inspector position is resolved with the union.

## **FISCAL IMPACT:**

The estimated annual cost for a full-time building inspector at the hourly rate of \$45 per hour including benefits would be \$121,680 and would be 100% funded from the General Fund.

Prepared REVIEW				roved b	1	City Attorney	1	
TYPE OF	FITEM:	COUNCI	L ACTION	: A	PPROVED	DENIED	NO ACTION	
	Consent				Hearing			
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Info Item Action Item			Matter Initiated by Council Member Other				
······································	Department Report				ued to:			
	Redevelopment Age	ncy						

#### **Rudy Hernandez**

From:

Ruben Zarate <rzarate@local39.org>

Sent:

Friday, February 19, 2021 11:19 AM

To:

Rudy Hernandez

Subject:

Local 39 position on Building Inspector

**CAUTION:** This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Rudy,

Just to follow up on our conversation from February 18, 2021. We talked about creating a wage rate for a Building inspector and industry standards for this type of position, and the Unions position in doing so. In order to move forward with making a determination, and with all fairness to the other members of the Union, it is our position that we address the concerns of the re-opener of our MOU with the City of Orange Cove first, and address the issue of a cost of leaving increase as is mentioned in the Current MOU. Once it's determined, and agreed upon with both parties, we shall proceed in concluding the Building inspectors position issue.

Moving forward, it's always a pleasure in working with you and the great working members of the City of Orange Cove.

Sincerely,

Ruben Zarate
Business Representative
IUOE Local 39
4644 W Jacquelyn Ave.
Fresno, Ca 93722
Ph (559) 233-0839
Fax (559) 233-0896
rzarate@local39.org

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