



# ORANGE COVE CITY COUNCIL AGENDA

Victor P. Lopez, Mayor

Diana Guerra Silva, Mayor Pro Tem

Roy Rodriguez, Council Member

Josie Cervantes, Council Member

Esperanza Rodriguez, Council Member

WEDNESDAY, MARCH 9, 2022 - 6:30 P.M.

## TELECONFERENCE ONLY

(CALL 1-720-740-9780 ACCESS CODE 1060550#)

### A. Call to Order/Welcome

Roll Call

### B. Confirmation of Agenda

### C. Consent Calendar

1. Council Minutes of February 10, 2022
2. City Warrants for February 2022
3. Donation of \$500 to the Orange Cove High School AVID Program 5K on March 19, 2022
4. Receive and File the Housing Successor Agency Annual Report for Fiscal Year 2020-21

### D. Administration

#### City Engineer

5. **SUBJECT:** Monthly update report on City Projects Presented by City Engineer Alfonso Manrique.

**Recommendation:** Informational item Only

6. **SUBJECT:** Approving a Deed Restriction for Accessor Parcel Number 378-070-25 (J.O. Eaton Memorial Park) Pursuant to the Requirements of the California Department of Parks and Recreation's Proposition 68 Per Capita Grant Program

**Recommendation:** Council to consider approving Resolution No. 2022- 13 Approving a Deed Restriction for Accessor Parcel Number 378-070-25 (J.O. Eaton Memorial Park) Pursuant to the Requirements of the California Department of Parks and Recreation's Proposition 68 Per Capita Grant Program

7. **SUBJECT:** Awarding Bid for the Construction of Four Groundwater Monitoring Wells Project

**Recommendation:** Council to consider approving Resolution No.2022-14 Awarding Bid for the Construction of Four Groundwater Monitoring Wells Project

**Chief of Police:**

8. **SUBJECT:** Monthly Activity Report by Police Chief Marty Rivera

**Recommendation:** Informational Item Only

**Public Works Department**

9. **SUBJECT:** Monthly update report on Public Works Department by Interim Public Works Superintendent Andy Valencia

**Recommendation:** Informational Item Only

**Planning Department**

10. **SUBJECT:** Monthly update report on City Projects Presented by Planner Shun Patlan

**Recommendation:** Informational Item Only

11. **SUBJECT:** Blossom Estates Tentative Tract No. 6355

**Recommendation:** Schedule a meeting date within thirty (30) days for which Resolution No. 2022-12 approving Blossom Estates Tentative Tract Map No. 6355 (Piro Enterprises) shall be considered

**Interim City Manager:**

**12. SUBJECT: Financial Updates**

**Recommendation:** Informational Item Only

**13. SUBJECT: Discussion Regarding Renewing Measure O Parcel Tax Revenue Set to Expire at the end of Fiscal Year 2024-25 and Approval of Polling Consultant for Renewal of Measure O**

**Recommendation:** Staff recommends that the City again hire Gene Bregman & Associates to undertake a voter survey and approve the Renewing of Measure O

**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 speaker's 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. Closed Session:**

**12. Conference with Labor Negotiators (Government Code Section 54957.6)**

- a. City Designated Representative: Rudy Hernandez, Interim City Manager
- b. Employee Organization: International Union of Operating Engineers, Stationary Engineers, Local 39

**13. Conference with Labor Negotiators (Government Code Section 54957.6)**

- a. City Designated Representative: Rudy Hernandez, Interim City Manager
- b. Employee Organization: Orange Cove Police Officers Association

14. Conference with Legal Counsel  
Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b)(2)
15. Government Code Section 54956.8  
Conference with Real Property Negotiator  
Property: 9581 S. Pedersen Avenue, Reedley, CA  
APN: 373-180-06  
City Negotiator: City Manager  
Negotiating Parties: Stucky, Douglas L & Amanda (for Seller);  
Under Negotiation: Price and Terms of Payment
16. Pursuant to Government Code Section 54957  
Appointment of Legal Services for Personnel related matters

## **K. Reconvene Council Meeting**

## **L. Adjournment**

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

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

## **STATEMENT ON RULES OF DECORUM AND ENFORCEMENT**

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

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

## **GENERAL RULES OF DECORUM**

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

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

## **ENFORCEMENT OF DECORUM RULES**

(Resolution No. 2012-16)

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

The mayor or other presiding officer shall request that a person who is breaching the rules of decorum cease such conduct. If after receiving such a warning, the person persists in breaching the rules of decorum, the mayor or other presiding officer may order the person to leave the City Council meeting. If such person does not leave, the mayor or presiding officer may request any law enforcement officer who is on duty at the meeting as sergeant-at-arms to remove the person from the Council Chambers. In the event there is no one from law enforcement present, the mayor or presiding officer may direct the City Manager to contact law enforcement.

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



## **SPECIAL COUNCIL MEETING MINUTES**

**Victor P. Lopez, Mayor**

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

**Josie Cervantes, Council Member**  
**Esperanza Rodriguez, Council Member**

**THURSDAY, FEBRUARY 10, 2022 - 6:30 P.M.**  
**TELECONFERENCE ONLY**  
**(CALL 1-720-740-9780 ACCESS CODE 1060550#)**

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

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

**STAFF PRESENT:** Financial Consultant/Interim City Manager Rudy Hernandez  
City Attorney Dan McCloskey  
Chief of Police, Marty Rivera  
City Clerk June V. Bracamontes

**Invocation** City Clerk June Bracamontes

**Flag Salute** Mayor Lopez

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

To be tabled items #15 and #16.

**Upon the motion by Councilman Rodriguez and seconded by Councilwoman Rodriguez, Council approved the changes to the agenda as presented.**

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

## **C. Consent Calendar**

1. Council Minutes of January 19, 2022
2. January 2022 City Warrants
3. Approve Rick Alonso Member of the Planning Commission as the Planning Commission Chairman
4. Approve Resolution No. 2022-08 Continuing Funding Application with the California Department of Education to provide child care and development services for Fiscal Year 2022-23

**Upon the motion by Councilman Rodriguez and seconded by Councilwoman Rodriguez, Council approved the Consent Calendar as presented.**

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

## **D. Administration**

### **City Engineer**

- 5 SUBJECT:** Monthly update report on City Projects Presented by City Engineer Alfonso Manrique.

**Recommendation:** Informational item Only

1. American Rescue Plan - City Hall Front Office and Flooring Remodel
  2. EDA Off-site Improvements at Northwest Corner of Park Blvd and Anchor Ave
  3. 2021 Small Community Drought Relief Program
  4. Proposition 68 Grant Applications
  5. Clean California Local Grant Program
  6. Senate Bill 1383
  7. Victor P. Lopez Community Center Repairs
  8. City Hall Stairway and ADA Access
- 6. SUBJECT:** Approve Cost Proposals from Cartozian Air Conditioning and Heating Inc., and Flat Roof Pros for the HVAC and Roofing Repairs to the Victor P. Lopez Community Center



**Recommendation:** Council to approve Resolution No. 2022-05 Cost Proposal from Cartozian Air Conditioning and Heating Inc. dated December 26, 2021  
Cost Proposal from Flat Roof Pros dated January 3, 2022

**Upon the motion by Councilman Rodriguez and seconded by Councilwoman Rodriguez, Council approved Resolution No. 2022-05 Cost Proposal from Cartozian Air Conditioning and Heating Inc. dated December 26, 2021 Cost Proposal from Flat Roof Pros dated January 3, 2022**

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

**7. SUBJECT:** Submittal of Applications for CalRecycle Grants

**Recommendation:** Staff recommends that City Council approve Resolution No. 2022- 06 authorizing the submittal of applications for all grants administered by the Department of Resources Recycling and Recovery (CalRecycle) for which the City is eligible, and authorize the Interim City Manager, or designee, to execute all agreements applicable to CalRecycle grants, effective for five years from the date of adoption of the Resolution

**Upon the motion by Councilman Rodriguez and seconded by Councilwoman Rodriguez, Council approved approve Resolution No. 2022- 06 authorizing the submittal of applications for all grants administered by the Department of Resources Recycling and Recovery (CalRecycle) for which the City is eligible, and authorize the Interim City Manager, or designee, to execute all agreements applicable to CalRecycle grants, effective for five years from the date of adoption of the Resolution**

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

**8. SUBJECT:** Scope of Services Agreement with Mountain Valley Environmental Services, Inc. to Perform Wastewater Operation Services on a Month-to-Month Basis

**Recommendation:** Council to approve Resolution No. 2022-07 Scope of Services Agreement for Chief Plant Operator for the City of Orange Cove Wastewater Treatment Facility

**Upon the motion by Councilman Rodriguez and seconded by Councilwoman Rodriguez, Council approved Resolution No. 2022-07 Scope of Services Agreement for Chief Plant Operator for the City of Orange Cove Wastewater Treatment Facility**

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

**Chief of Police:**

9. **SUBJECT:** Monthly Activity Report by Police Chief Marty Rivera

**Recommendation:** Informational Item Only

Chief gave an update report on the Animal Shelter, Staff Level and the monthly Statistic Report for the month of January 2022.

**Public Works Department**

10. **SUBJECT:** Monthly update report on Public Works Department by Interim Public Works Superintendent Andy Valencia

**Recommendation:** Informational Item Only

Report on the following items:

1. Water Treatment Plant running smoothly
2. Public Works working on pot holes, lawn services, and street sweeper doing good
3. Waste Water Treatment Plant doing good

**Planning Department**

11. **SUBJECT:** Monthly update report on City Projects Presented by Planner Shun Patlan

**Recommendation:** Informational Item Only

Report on the following items:

Martinez Tract Map on Anchor Avenue

Piro Tentative Map

Macias Annexation

Tire/Oil Shop Lara Project

**Interim City Manager:**

**12. SUBJECT:** Financial Updates

**Recommendation:** Informational Item Only

Interim City Manager Rudy Hernandez presented to Council that Measure O will expire 2024 and will discuss with Council to place a Parcel Tax or Utility Tax on the next November 2022 election.

**13. SUBJECT:** Memorandum of Understanding between the County of Fresno and The City of Orange Cove "Annexation and Tax Sharing Agreement"

**Recommendation:** City Council to approve the amended Memorandum of Understanding (MOU) regarding Annexation and Tax Sharing Agreement with Fresno County

Item tabled

**E. Public Forum**

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

**F. City Manager's Report**

**G. City Attorney's Report**

**H. City Council Communications**

**I. Closed Session:**

- 14.** Conference with Legal Counsel  
Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b)(2)
- 15.** Performance Evaluation pursuant to Government Code Section 54957:  
Title: City Attorney

Item removed

16. Public Employee – Discipline, Release and Complaint pursuant to Government Code Section 54957

Item removed

**J. Reconvene Council Meeting**

Mayor Lopez reconvened Council Meeting and no reportable action taken in closed session.

**K. Adjournment**

Mayor Lopez adjourned the City Council Meeting.

Respectfully Submitted:

*June V. Bracamontes*

Presented to Council

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

Action: \_\_\_\_\_

REPORT.: Mar 01 22 Tuesday  
 RUN....: Mar 01 22 Time: 13:12  
 Run By.: Dora Silva

CITY OF ORANGE COVE  
 Cash Disbursement Detail Report  
 Check Listing for 02-22 thru 02-22 Bank Account.: 1010

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

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
047598	02/03/22	PSP01	PSP STORES LLC	-58.28	082709290u	Ck# 047598 Reversed
047669	02/04/22	LOP16	DAVID LOPEZ	58.36	9/23/21-RH	UNIFORM ALLOWANCE-JEANS REIMBURSEMENT REVERSAL LOP
047980	02/25/22	CDTEA	CALIFORNIA DEPARTMENT OF	-1723.41	11/12/21u	Ck# 047980 Reversed
047991	02/04/22	LOP16	DAVID LOPEZ	-58.36	09/23/21u	Ck# 047991 Reversed
048005	02/23/22	DOJ01	DEPARTMENT OF JUSTICE	-57.00	551057u	Ck# 048005 Reversed
048028	02/17/22	JOS02	JOSIE CERVANTES	-169.96	01/20/22u	Ck# 048028 Reversed
048034	02/03/22	ABE02	ABE-EL WHOLESALE INC.	9200.00	84568	FOOD DISTRIBUTION INV #84568
048035	02/03/22	DG001	DIANA GUERRA SILVA	340.51	01/28/22	MEDICAL REIMBURSEMENT
048036	02/03/22	DIO00	DIONICIO RODRIGUEZ JR.	1650.00	0010340	PROF.SERVICES AT WTP INV #0010340
048037	02/03/22	DOJ01	DEPARTMENT OF JUSTICE	13.00	556596	LIVE SCAN INV #556596
048038	02/03/22	PRO21	PROFESSIONAL PRINT & MAIL	1269.92	110873	PRINTING-DEC. 2021 MONTHLY UTILITY BILLS #110873
048039	02/03/22	SBS01	GOODSUITE	11.00	INV139567	SHIPPING-MAGENTA TONER INV #INV139567
				11.00	INV143048	SHIPPING-BLACK TONER INV #INV143048
			Check Total.....:	22.00		
048040	02/03/22	TRE01	MID-VALLEY PUBLISHING INC	105.00	0324889IN	AD/PUBLICATIONS PH BLOSSOM HEIGHTS INV #0324889-IN
				150.00	0324890IN	AD/PUBLICATION RESOLUTION INV #0324890-IN
				30.00	0324948IN	AD/PUBLICATION MAINTENANCE WORKER INV #0324948-IN
				29.25	0324949IN	AD/PUBLICATION PLANNING COMMISSION INV #0324949-IN
				.50	DEC7055FC	FINANCE CHARGE REF. DEC7055-FC
				.50	JAN7097FC	FINANCE CHARGE REF. JAN7097-FC
				.50	NOV7013FC	FINANCE CHARGE REF. NOV7013-FC
			Check Total.....:	315.75		
048041	02/04/22	VPL01	VICTOR P LOPEZ	35.00	02/04/22	MEDICAL REIMBURSEMENT
048042	02/08/22	RR001	ROY RODRIGUEZ	128.76	02/08/22	MEDICAL REIMBURSEMENT
048043	02/09/22	AFLAC	AFLAC	1983.66	857849	AFLAC INSURANCE PREMIUMS PAYABLE INV #857849
048044	02/09/22	ALH01	SPARKLETTTS	177.01	843010122	WATER SERVICE & EQUIPMENT RENTAL #11244843 010122
				97.32	843110121	WATER SERVICE AND EQUIPMENT RENTAL #11244843100121
			Check Total.....:	274.33		
048045	02/09/22	APV01	ARAMARK- ACCOUNTS RECEIVA	58.51	000079094	JANITORIAL SUPPLIES FOR WTP INV #258000079094

REPORT.: Mar 01 22 Tuesday  
 RUN...: Mar 01 22 Time: 13:12  
 Run By.: Dora Silva

CITY OF ORANGE COVE  
 Cash Disbursement Detail Report  
 Check Listing for 02-22 thru 02-22 Bank Account.: 1010

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 ID #: PY-DP  
 CTL.: CRA

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
048045	02/09/22	APV01	ARAMARK- ACCOUNTS RECEIVA	50.36	000079101	JANITORIAL SUPPLIES FOR FWD INV #258000079101
				40.21	000079137	JANITORIAL SUPPLIES FOR CITY HALL #258000079137
			Check Total.....:	149.08		
048046	02/09/22	ASI00	ASI ADMINISTRATIVE SOLUTI	1103.62	01/18/22	MONTHLY CHECK REGISTER 1/17/22-1/21/22 FEES
048047	02/09/22	ATT05	AT & T	578.89	01/03/22	COMMUNICATION & UVERSE ACCTS
048048	02/09/22	ATTM1	AT&T MOBILITY	1788.91	X01242022	COMMUNICATION MOBILITY MON.DECEMBER 2021
				1795.74	X12242021	COMMUNICATION-MONTH NOV. 2021 ACCT #287019327302
			Check Total.....:	3584.65		
048049	02/09/22	CEN03	CENTRAL VALLEY LOCK & SAF	313.37	59583	INSTALL NEW CYL @ SENIOR CENTER INV #59583
048050	02/09/22	CLS01	CORELOGIC SOLUTIONS, LLC.	300.00	30584321	DECEMBER MONTHLY FEE INV #30584321
048051	02/09/22	CMM01	CITRUS MINI-MART	2790.32	1235	GAS FOR FWD, WTP & WWTP DEC-2021
048052	02/09/22	CN002	AT&T - CALNET	2227.02	02/01/22	CALNET 3-COMMUNICATION
048053	02/09/22	COL07	COLANTUONO, HIGHSMITH & W	72.20	50597	PG&E COALITION-UUT INV #50597
048054	02/09/22	COL10	COLONIAL LIFE	607.04	490114445	EMPLOYEE BENEFIT PROGRAM INV #41809490114445
				607.04	491105590	EMPLOYEE BENEFIT PROGRAM INV #41809491105590
				910.56	491203652	EMPLOYEE BENEFIT PROGRAM INV #41809491203652
			Check Total.....:	2124.64		
048055	02/09/22	COMM1	COMMUNITY MEDICAL CENTERS	900.00	01/27/22	SAFE EXAM
048056	02/09/22	CP001	COVE PRINTING	242.94	61753	5150 MENTAL HEALTH EVALUATION FORMS #61753
048057	02/09/22	CWS01	CORBIN WILLIETS SYSTEM	957.24	00C112151	ENHANCEMENT & PROFESSIONAL SERVICES #000C112151
				957.24	00C201151	ENHANCEMENT & PROFESSIONAL SERVICES #000C201151
			Check Total.....:	1914.48		
048058	02/09/22	DLL01	DE LAGE LANDEN PUBLIC FIN	3846.97	75162861	COPIER LEASE FOR MONTH FEBUARY 2022 #75162861
048059	02/09/22	FCSFF	FRESNO COUNTY SHERIFF	12992.44	S019042	PROF.SERVICES DISPATCHING SERVICES INV #S019042
048060	02/09/22	FGS01	FRUIT GROWERS SUPPLY CO	13.90	92273948	BLEACH DISINFECTING INV #92273948
				21.38	92274424	CLEANING SUPPLIEES FOR ANIMAL CONTROL #92274424
				8.50	92275051	CABLE TIES INV #92275051
				4.77	92277401	PLUNGER INV #92277401

REPORT.: Mar 01 22 Tuesday  
 RUN...: Mar 01 22 Time: 13:12  
 Run By.: Dora Silva

CITY OF ORANGE COVE  
 Cash Disbursement Detail Report  
 Check Listing for 02-22 thru 02-22 Bank Account.: 1010

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

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
			Check Total.....:	48.55		
048061	02/09/22	FWUA1	FRIANT WATER AUTHORITY	3471.00	115072	MONTHLY SHARE FKC ROUTINE OM&R COST INV #115072
048062	02/09/22	GI001	GALL'S INC.	106.88 61.23	020028615 020100148	TC ROLLER RUNNER MEASURE (X2) INV #020028615 PATROL LATENT PRINT KIT (X2) INV #020100148
			Check Total.....:	168.11		
048063	02/09/22	HAC01	HACH COMPANY	475.96	12783380	DPD FREE REFILL VIAL INV #12783380
048064	02/09/22	HWS01	HEALTHWISE SERVICES, LLC	200.04	000110320	KIOSK LEASE FEE INV #0000110320
048065	02/09/22	KIM01	KIMBALL MIDWEST	50.70	9085907	PAINT @ WTP INV #9085907
048066	02/09/22	KIN07	KINGS INDUSTRIAL OCC. MED	646.00	134553	BACKGROUND CHECK-J. KNOY PRE-EMPLOYMENT PHYSICAL
048067	02/09/22	LIFE-	LIFE-ASSIST, INC.	194.25	1165533	NITRILE GLOVES INV #1165533
048068	02/09/22	MWS01	MODERN WILDLIFE SOLUTIONS	650.00	8455	MONTHLY RODENT CONTROL FOR NOV. 2021 FEINSTEIN PRK
048069	02/09/22	OCL02	ORANGE COVE LIQUOR	4872.74	JAN. 2022	GAS FOR PD MONTH JANUARY 2022
048070	02/09/22	PAR33	PARAMOUNT PEST SERVICES	365.00	220100308	PEST CONTROL FOR ALL DEPTS. INV #2201-00308
048071	02/09/22	PD001	PENA'S DISPOSAL	100.00	637002	MATTRESS PICK UP SERVICES INV #637002
048072	02/09/22	PGE01	PG & E	25365.93	01/19/22	UTILITY ELECTRICITY FOR ALL DEPTS.
048073	02/09/22	PRICE	PRICE BAIGE & COMPANY	12418.00	20716	PROFESSIONAL SERVICES INV #20716
048074	02/09/22	PSP01	PSP STORES LLC	58.28	08/07/21	DOG FOOD INV #10-082709290
048075	02/09/22	PUR01	PURCHASE POWER	429.42 392.10	01/13/22 12/13/21	POSTAGE FOR ALL DEPTS. JAN.'22 #8000900006193662 POSTAGE FOR ALL DEPTS. ACCT #8000 9000 0619 3662
			Check Total.....:	821.52		
048076	02/09/22	RP001	ROBERSON PLUMBING	211.09	11572	PLUMBING SERVICES INV #11572
048077	02/09/22	RS001	ROSENOW SPEVACEK GROUP	61.25	1008152	FY 21/22 SA ADMIN SERVICES INV #1008152
048078	02/09/22	SBS01	GOODSUITE	86.71 11.00 368.70	143835 INV142253 INV143946	STAPLES FOR FN30 FINISHER INV #143835 CYAN TONER CARTRIDGE SHIPPING FEE #INV142253 REMOTE IT SERVICES & CONTRACT OVERAGES CHARGES
			Check Total.....:	466.41		
048079	02/09/22	TGC02	THE GAS COMPANY	1916.41	01/21/22	UTILITY GAS FOR ALL DEPTS.

REPORT.: Mar 01 22 Tuesday  
 RUN...: Mar 01 22 Time: 13:12  
 Run By.: Dora Silva

CITY OF ORANGE COVE  
 Cash Disbursement Detail Report  
 Check Listing For 02-22 thru 02-22 Bank Account.: 1010

PAGE: 004  
 ID #: PY-DF  
 CTL.: ORA

Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
048080	02/09/22	TRE01	MID-VALLEY PUBLISHING INC	29.75	00323590I	AD/PUBLICATION FOR CITY MANAGER INV #0323590-IN
048081	02/09/22	UNITY	UNITY IT	4161.76	363455	COMMUNICATION SERVICES INV #363455
048082	02/09/22	USBK1	US BANK	1210.00	6269993	ADMIN FEES IN ADVANCE & INCIDENTAL EXPENSES
048083	02/09/22	UWB01	UNWIRED BROADBAND	249.99	01255315	COMMUNICATION INV #INV01255315
048084	02/09/22	VUG01	VALLEY UNIFORM	97.64 360.77	30287-1 030411-1	UNIFORM OFFICER KNOY INV #30287-1 UNIFORM OFFICER KNOY INV #030411-1
			Check Total.....:	458.41		
048085	02/09/22	VVM01	V & V MANUFACTURING, INC.	379.85	54418	(10) REFINISHED & REPAIRED PATROL BADGES #54418
048086	02/15/22	VPL01	VICTOR F LOPEZ	131.54	02/15/22	MEDICAL REIMBURSEMENT
048087	02/16/22	AMCE1	AM CONSULTING ENGINEERS,	41118.88	02/08/22	PROFESSIONAL SERVICES
048088	02/16/22	APV01	ARAMARK- ACCOUNTS RECEIVA	58.51 50.36 40.21 58.51 50.36 51.47	000086395 000086402 000086456 000090049 000090050 000090065	JANITORIAL SUPPLIES @ WTP INV #258000086395 JANITORIAL SUPPLIES @ CITY YARD INV #258000086402 JANITORIAL SUPPLIES @ CITY HALL INV #258000086456 JANITORIAL SUPPLIES FOR WTP INV #258000090049 JANITORIAL SUPPLIES @ CITY YARD INV #258000090050 JANITORIAL SUPPLIES @ CITY HALL INV #258000090065
			Check Total.....:	309.42		
048089	02/16/22	ARBS1	ACME ROTARY BROOM SERVICE	356.32	1809	BROOMS FOR STREET SWEEPER INV #1809
048090	02/16/22	ASI00	ASI ADMINISTRATIVE SOLUTI	64.20	02/07/22	MONTHLY CHECK REGISTER 2/7/22-2/11/22 FEES
048091	02/16/22	ATT05	AT & T	57.24	02/03/22	AT&T LD ACCT #155751746
048092	02/16/22	ATPM2	FIRSTNET - AT&T MOBILITY	945.92	X01192022	FIRSTNET-MONTH JANUARY 2022 ACCT #287287201576
048093	02/16/22	CWS01	CORBIN WILLITS SYSTEM	1125.00	000C20131	PROFESSIONAL SERVICES INV #000C20131
048094	02/16/22	DAP01	DODSON AUTO PARTS	16.72 16.72 21.58	50393 50406 50425	BLUE DEEF DIESEL INV #50393 BLUE DEF FOR FWD INV #50425 SAE 15W INV #50406
			Check Total.....:	55.02		
048095	02/16/22	DLC01	DINUBA LUMBER CO	74.95 2.50	370054 381825	LIGHTS INV #370054 SERVICE CHARGE INV #381825
			Check Total.....:	77.45		
048096	02/16/22	FWUA1	FRIANT WATER AUTHORITY	2951.10	115101	SLDMWA FOR BILLING FEBRUARY 2022



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Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
048097	02/16/22	MWS01	MODERN WILDLIFE SOLUTIONS	650.00	8522	MONTHLY RODENT CONTROL FOR FEINSTEIN PARK #8522
048098	02/16/22	OCF02	ORANGE COVE FIRE PROTECTI	50000.00 25992.90	02/11/22 12/30/21	PER CITY OF ORANGE COVE BUDGET 2021-2022 AMOUNT TO BE REMITTED TO ORANGE COVE FIRE DISTRICT
			Check Total.....:	75992.90		
048099	02/16/22	OC805	ORANGE COVE SMOG	100.00	12/28/21	TRUCK TOWED #208 TO CITY YARD
048100	02/16/22	OCT51	ORANGE COVE TIRE SERVICE	151.43 30.00 76.43 61.43	27134 27141 27144 27398	UNIT 15-05 OIL CHANGE & MOUNT BALANCE 4 TIRES UNIT 19-07 2 TIRE REPAIRS INV #27141 UNIT 15-04 OIL CHANGE INV #27144 CHIEFS UNIT OIL CHANGE INV #27398
			Check Total.....:	319.29		
048101	02/16/22	PAR32	PARRA, DANIEL	58.28	01/26/22	DOG FOOD FOR K-9 MARKO
048102	02/16/22	RL001	REEDLEY LUMBER CO.	18.23	277451	5" YACHT LETTERS INV #277451
048103	02/16/22	SEB01	SEBASTIAN	704.35	10688037	ALARM MONITORING FOR ALL DEPTS. INV #10688037
048104	02/16/22	SIG01	DLH TOOLS, INC DBA SIGMA	1094.34 321.47 91.02 19.25	0038163IN 0038554IN 0038754IN 0039648IN	STOP SIGNS 30" INV #0038163-IN 48 X 48 SKATE PARK RULE SIGN INV #0038554-IN PUSH BUTTON SIGNS FOR CROSSWALK INV #0038754-IN FREIGHT FOR ORDER #0038754-IN
			Check Total.....:	1526.08		
048105	02/16/22	SOV02	SOUTH COUNTY VETERINARY H	99.00	255614	HAZARDOUS WASTE DISPOSAL & EUTHANASIA INV #255614
048106	02/16/22	VAR01	VARGAS JOSE	249.99	02/10/22	REIMBURSEMENT FOR STUDY COURSE WWTP #178803
048107	02/16/22	WEE01	W&E ELECTRIC	3900.00 147.97 49.93	2112005 2112035 2112135	LIGHTS AROUND CITY HALL BUILDING INV #2112005 LIGHTS AROUND CITY HALL BUILDING INV #2112035 LIGHTS FOR CITY HALL INV #2112135
			Check Total.....:	4097.90		
048108	02/17/22	CAR02	CARTOZIAN AIR CONDITIONIN	11700.00 3500.00	B/P#6596 B/P#6597	10% OF PAYMENT FOR THE 27.5 TON BRYANT PACKAGE HVA 10% OF PAYMENT FOR THE 10 TON BRYANT HVAC UNIT FOR
			Check Total.....:	15200.00		
048109	02/17/22	JOS02	JOSIE CERVANTES	169.96	01/20/22y	Ck# 048109->048028 Replacement
048110	02/17/22	RR001	ROY RODRIGUEZ	161.67	02/17/22	MEDICAL REIMBURSEMENT

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Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
048111	02/18/22	OCID1	ORANGE COVE IRRIGATION	3543.49	02/18/22	WATER PURCHASE YEAR 2022-23
048112	02/24/22	A.M01	A.M PECHE & ASSOCIATES LL	3095.64	02-14-22	FINANCIAL CONSULTING SERVICES
048113	02/24/22	AFLAC	AFLAC	1629.06	182062	AFLAC INSURANCE PREMIUMS PAYABLE INV #182062
048114	02/24/22	AMERI	AMERITAS LIFE INSURANCE C	618.72	FEB 2022	EMPLOYEE VISION INSURANCE COVERAGE 2/1/22-2/28/22
				3664.44	FEB. 2022	EMPLOYEE DENTAL INSURANCE COVERAGE 2/1/22-2/28/22
			Check Total.....:	4283.16		
048115	02/24/22	APV01	ARAMARK- ACCOUNTS RECEIVA	380.31	000079119	JANITORIAL SUPPLIES WWTP INV #258000079119
				56.38	000082781	JANITORIAL SUPPLIES WWTP INV #258000082781
				56.38	000086430	JANITORIAL SUPPLIES FOR WWTP INV #258000086430
				56.38	000090056	JANITORIAL SUPPLIES FOR WWTP INV #258000090056
				56.38	000097244	JANITORIAL SUPPLIES FOR WWTP INV #258000097244
			Check Total.....:	605.83		
048116	02/24/22	ASI00	ASI ADMINISTRATIVE SOLUTI	187.88	02-17-22	MONTHLY CHECK REGISTER 2/14/22-2/18/22 FEES
				806.00	A1019839	MONTHLY MEDICAL ADMIN FEES FOR DEC. 2022 #A1019839
				884.00	A1020589	MONTHLY MEDICAL ADMINISTRATION FEES JANUARY 2022
				910.00	A1021909	MONTHLY MEDICAL ADMIN FEES FEB. 2022 INV #A1021909
			Check Total.....:	2787.88		
048117	02/24/22	DAP01	DODSON AUTO PARTS	83.12	50410	TOOL SET FOR UTILITY TRUCK INV #50410
048118	02/24/22	DLC01	DINUBA LUMBER CO	215.17	385463	OFFICE PLUMBING INV #385463
048119	02/24/22	DOJ01	DEPARTMENT OF JUSTICE	81.00	562280	LIVE SCAN INV #562280
048120	02/24/22	FCSFF	FRESNO COUNTY SHERIFF	12992.44	5019139	DISPATCHING SERVICES INV #5019139
048121	02/24/22	FGS01	FRUIT GROWERS SUPPLY CO	32.73	92276289	SAFETY EQUIPMENT INV #92276289
048122	02/24/22	FOO02	FOOTHILL AUTO TRUCK & AG	14.78	905976	TAPE FOR WWTP INV #905976
				72.32	906043	BENCH CLAMP WWTP INV #906043
				21.57	906305	UTILITY TRUCK WIPERS WWTP INV #906305
			Check Total.....:	108.67		
048123	02/24/22	HES01	HOLLOWAY ENVIROMENTAL SOL	1100.00	1672	PLANT BIOSOLIDS NOVEMBER LOADS INV #1672
048124	02/24/22	HWS01	HEALTHWISE SERVICES, LLC	225.04	000112510	KIOSK LEASE FEE INV #0000112510
048125	02/24/22	JWN01	JARIBU W. NELSON, CPA	3750.00	2032022	PROFESSIONAL SERVICES INV #2032022

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Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
048126	02/24/22	KOEFR	KOEFRAN INDUSTRIES, INC.	250.00	000495381	PICK UP CARCASSES FOR ANIMAL SHELTER #0000495381
048127	02/24/22	NBS00	NAVIA BENEFIT SOLUTIONS	47.25 47.25	10394252 10401390	MONTHLY MEDICAL ADMIN FEES INV #10394252 MONTHLY MEDICAL ADMIN FEES INV #10401390
Check Total.....:				94.50		
048128	02/24/22	PD001	PENA'S DISPOSAL	40997.78	JAN. 2022	DISPOSAL SERVICES JAN. 2022
048129	02/24/22	RSG01	ROSENOW SPEVACEK GROUP	2143.75	I008299	FY 21/22 SA ADMIN SERVICES INV #I008299
048130	02/24/22	SELF1	SELF-HELP ENTERPRISES	14848.70	12/15/21	CLERICAL SERVICE TO THE CITY OF ORANGE COVE
048131	02/24/22	SUR01	SURVEILLANCE INTEGRATION	.00 .00 .00 115.00 3316.10 3011.44 814.12	7644y 7645y 7646y 7786 7787 7788 7789	Ck# 047690->047611 Replacement Ck# 047690->047611 Replacement Ck# 047690->047611 Replacement CAMERAS SERVICES AT WTP INV #7786 CAMERA SERVICES AT THE SKATEPARK INV #7787 SURVEILLANCE CAMERA SERVICES INV #7788 CAMERA SERVICES AT WWTP INV #7789
Check Total.....:				7256.66		
048132	02/24/22	SWRCB	SWRCB	3326.00 39560.00	WD0190392 WD0190532	WATER SYSTEM ANNUAL WASTE DISCHARGE FEES FY 21/22 STATE WATER ANNUAL WASTE DISCHARGE FEES FY-2021/22
Check Total.....:				42886.00		
048133	02/24/22	USA01	USA BLUE BOOK	1811.00 452.18	752171 755129	NEW WATER PUMP SYSTEM INV #752171 LIFT STATION FLOAT INV #755129
Check Total.....:				2263.98		
048134	02/24/22	VOR01	VORTAL, INC	225.00	1621	MONTHLY MAINTENANCE & PORF. SERVICES INV #1621
048135	02/24/22	CAR02	CARTOZIAN AIR CONDITIONIN	29250.00 15750.00	BE22-02-2 BE22-03-2	PURCHASE OF 27.5 TON BRYANT PACKAGE UNIT FOR VPL PURCHASE OF THE 10 TON BRYANT PACKAGE HVAC UNIT
Check Total.....:				45000.00		
048136	02/24/22	FRP02	FLAT ROOF PROS	1000.00	02/23/22	\$1000 DEPOSIT IS TO BE SUBMITTED WITH SIGNED CONT
048137	02/25/22	CDTEA	CALIFORNIA DEPARTMENT OF	1723.41	11/12/21y	Ck# 048137->047980 Replacement
048138	02/25/22	VPL01	VICTOR P LOPEZ	539.26 500.00	02/25/22 APR 2022	MEDICAL REIMBURSEMENT-COPAY EXPENSE AUTO ALLOWANCE-MONTH APRIL 2022
Check Total.....:				1039.26		
Cash Account Total.....:				446137.91		
Total Disbursements.....:				446137.91		

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Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
700529	02/11/22	CSD02	CALIFORNIA STATE DISBURSE	125.40	C20209	Garnishment
700530	02/11/22	EDD01	EMPLOYMENT DEVELOP. DEPT.	1872.63 1008.07	C20209 1C20209	State Income Tax SDI
			Check Total.....:	2880.70		
700531	02/11/22	EDD02	EDD SUI	1532.09	C20209	SUI
700532	02/11/22	PER00	CALIF.PUBLIC EMPLOYEES RE	16886.14 .00	C20209 C20210	PERS PAYROLL REMITTANCE PERS PAYROLL REMITTANCE
			Check Total.....:	16886.14		
700533	02/11/22	PER01	P.E.R.S. FOR THE 457	55.00	C20209	457 Plan
700534	02/11/22	SEC00	UNION BANK	8017.18 11363.36 2657.54	C20209 1C20209 2C20209	Federal Income Tax FICA Medicare
			Check Total.....:	22038.08		
700535	02/11/22	STA20	STATE DISBURSEMENT UNIT	1098.45 50.00	C20209 1C20209	Garnishment Misc Deduction
			Check Total.....:	1148.45		
700540	02/25/22	CSD02	CALIFORNIA STATE DISBURSE	125.40	C20223	Garnishment
700541	02/25/22	EDD01	EMPLOYMENT DEVELOP. DEPT.	183.06 2013.93 81.32 989.10	C20216 C20223 1C20216 1C20223	State Income Tax State Income Tax SDI SDI
			Check Total.....:	3267.41		
700542	02/25/22	EDD02	EDD SUI	681.97	C20223	SUI
700543	02/25/22	PER00	CALIF.PUBLIC EMPLOYEES RE	496.42 16424.69	C20216 C20223	PERS PAYROLL REMITTANCE PERS PAYROLL REMITTANCE
			Check Total.....:	16921.11		
700544	02/25/22	PER01	P.E.R.S. FOR THE 457	305.00	C20223	457 Plan
700545	02/25/22	SEC00	UNION BANK	1021.27 7712.12	C20216 C20223	Federal Income Tax Federal Income Tax

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Check Number	Check Date	Vendor Number	Name	Net Amount	Invoice #	Description
700545	02/25/22	SECO0	UNION BANK	916.72	1C20216	FICA
				11149.74	1C20223	FICA
				214.38	2C20216	Medicare
				2607.54	2C20223	Medicare
			Check Total.....:	23621.77		
700546	02/25/22	STA20	STATE DISBURSEMENT UNIT	1098.45	C20223	Garnishment
				50.00	1C20223	Misc Deduction
			Check Total.....:	1148.45		
700547	02/28/22	IU000	IUOE LOCAL 39	860.07	C20228	Union Due Local 39
700548	02/28/22	PER03	PERS HEALTH INSURANCE	51342.91	C20228	MEDICAL INSURANCE
			Cash Account Total.....:	142939.95		
			Total Disbursements.....:	142939.95		



## ORANGE COVE HIGH SCHOOL

1700 Anchor Ave. • Orange Cove, CA 93646 • Telephone (559) 626-5900

Mr. Angel Durazo, Principal; Mr. Antonio Rivera, Assistant Principal;  
Mrs. Jodee Pinheiro Smith, Learning Director

2021-2022

Dear Community Member,

Do you want to be involved in something great? Well, Orange Cove High School has the perfect program for you! AVID, or Advancement Via Individual Determination, is a program designed to help underserved, determined students with high academic potential prepare for colleges and universities. A major part of the AVID program is geared towards helping students determine which college would best suit them—which requires investigation, and hopefully, being able to visit the campus. This is where your opportunity to partner with AVID comes in! In order to raise funds for such wonderful ventures as college visits, we are planning to host our 5th Annual 5K Lucky Run and Carnival in the Orange Cove Community, and we would love to invite you to be a sponsor.

We plan on having the 5K on March 19th, 2022, with runners from Orange Cove and neighboring communities. In 2020 we had over 120 registered participants in this race and 90 volunteers (right before the pandemic shut everything down). We would like you to be part of our exciting fundraiser and would be grateful for the support of your company in this renewed venture. Part of the run will include the distribution of T-shirts with our logos and possibly your advertisement displayed. If you chose to partner with OCHS AVID, here are some perks that you can expect:

Donor Level	Amount	Perks
Platinum	\$1,000 and up	<ul style="list-style-type: none"><li>• Name of Contributor as Platinum on backs of shirts</li><li>• Promotion table at the start and end of the race if desired</li><li>• Premium Advertising in the Race Program</li><li>• Poster displayed at the 5K</li></ul>
Gold	\$500-\$999	<ul style="list-style-type: none"><li>• Name of Contributor as Gold on backs of shirts</li><li>• Advertising in the Race Program</li><li>• Poster at the 5K</li></ul>
Silver	\$250-\$499	<ul style="list-style-type: none"><li>• Name of Contributor as Silver on backs of shirts</li><li>• Honorable mention in the Race Program</li></ul>
Bronze	\$50-\$249	<ul style="list-style-type: none"><li>• Honorable mention in the Race Program</li></ul>

The AVID Club would be appreciative of ANY way that your company could support our group—if monetary or gift donations are not possible this year, we would love to simply have you at the event to support our community.

If you would like to be a part of this amazing opportunity for your company, please contact the AVID Coordinator, Alana Woodin, at Orange Cove High School at 559-801-8195 or email at [woodin-a@kcsd.com](mailto:woodin-a@kcsd.com). **All checks can be made out to Orange Cove High School with AVID 5K in the memo line and sent to c/o Alana Woodin, Orange Cove High School, 1700 Anchor Ave., Orange Cove, CA 93646**

Thank you for your time and consideration.

Yours Sincerely,

*OCHS AVID Team*

Kings Canyon Unified School District,  
1801 10th Street, Reedley, CA 93654 Telephone (559) 305-7010 Fax: (559) 823-3760  
Mr. John Campbell, Superintendent,  
Board Members: Mr. Noel Remick, Mrs. Sarah Rola, Mr. Craig Cooper,  
Mrs. Robin Tyler, Ms. Nancy Hernandez, Ms. Patricia Olson, Mrs. Clotilda Mora





## **REPORT TO COUNCIL**

March 23, 2022

**To:** Mayor and Council

**From:** Rudy Hernandez, City Manager

**SUBJECT:** Receive and File a Housing Successor Agency Annual Report for Fiscal Year 2020-21

### **BACKGROUND:**

The City of Orange Cove ("City") is the Housing Successor Agency ("Housing Successor") to the former Orange Cove Redevelopment Agency ("Agency"). When the former Agency dissolved in February 2012, the City inherited its housing assets and functions. California Health and Safety Code Section 34176.1(f) requires the City to prepare a Housing Successor Agency Annual Report summarizing activities in the prior fiscal year related to the former Agency's housing assets.

The Housing Successor Agency Annual Report for Fiscal Year 2020-21 is attached. It is being presented to City Council to receive and file. A copy must be transmitted to the California Department of Housing and Community Development and posted on the City's website by April 1, 2022.

The Housing Successor had minimal financial activity in Fiscal Year 2020-21. The Housing Asset Fund had \$0 expenditures and \$132 in deposits. The ending fund balance as of June 30, 2021 was \$524,513, of which \$71,776 was cash.

The Housing Successor has one loan receivable from Citrus Gardens, L.P. The loan has an outstanding principal balance of \$275,000 and is due in 2029.

The City is in compliance with all legal requirements imposed by State law on housing successor agencies.

### **RECOMMENDATIONS**

Staff recommends that the City Council:

1. Receive and file the Housing Successor Agency Annual Report for Fiscal Year 2020-21

**ATTACHMENTS**

Orange Cove Housing Successor Agency Annual Report for Fiscal Year 2020-21



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**HOUSING SUCCESSOR AGENCY  
ANNUAL REPORT  
City of Orange Cove**

**Fiscal Year 2020-21**

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## INTRODUCTION

The City of Orange Cove ("City") is the Housing Successor Agency ("Housing Successor") to the former Orange Cove Redevelopment Agency ("Agency"). The Housing Successor is responsible for maintaining housing assets transferred from the former Agency. Its main goal is to provide affordable housing for City residents.

This Housing Successor Agency Annual Report ("Annual Report") contains information on Fiscal Year ("FY") 2020-21 finances and activities as required by Health and Safety Code ("HSC") Section 34176.1(f).

The Annual Report is due to the California Department of Housing and Community Development ("HCD") by April 1 annually, and must be accompanied by an independent financial audit. The City's audited financial statements will be posted on the City's website when available. This report is an addendum to the Housing Element Annual Report required by Government Code 65400, which is submitted to HCD by April 1 annually.

## HOUSING SUCCESSOR REQUIREMENTS

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Senate Bill ("SB") 341<sup>1</sup> and subsequent legislation enacted several requirements for housing successor agencies. Housing successors must comply with three major requirements pursuant to HSC Section 34176.1:

1. Expenditures and housing production are subject to income and age targets.
2. Housing successors may not accumulate an "excess surplus," or a high balance based on certain thresholds.
3. Properties must be developed with affordable housing or sold within five to ten years of the California Department of Finance approving the Housing Asset Transfer Form ("HAT").

The requirements are designed to ensure that housing successors are actively utilizing former Agency housing assets to produce affordable housing. Appendix 1 provides a detailed summary of the reporting requirements that are addressed in this Annual Report.

<sup>1</sup> 2013-14 legislative session

## **ASSETS TRANSFERRED TO HOUSING SUCCESSOR**

The City prepared a HAT in 2012 that provided an inventory of all assets transferred from the Agency to the City following the dissolution of redevelopment. The inventory included three loans receivable. All items on the HAT (attached as Appendix 2) were approved by the California Department of Finance on August 22, 2012.

## **HOUSING ASSET FUND ACTIVITY**

Former Agency assets, and the revenues generated by those assets, are maintained in a Low and Moderate Income Housing Asset Fund ("Housing Asset Fund").<sup>2</sup> Housing Asset Funds may be spent on:

- **Administrative costs** up to \$200,000 per year adjusted for inflation, or 5% of the statutory value of real property owned by the Housing Successor and the value of loans and grants receivable from the HAT ("Portfolio"), whichever is greater. The FY 2020-21 limit for the Housing Successor was \$223,400, which is the \$200,000 limit adjusted for inflation by HCD.
- **Homeless prevention and rapid rehousing services** up to \$250,000 per year if the former Agency did not have any outstanding housing inclusionary or replacement housing production requirements. The Housing Successor qualifies because the former Agency had a surplus of affordable housing production units upon dissolution.
- **Affordable housing development** assisting households up to 80 percent of the Area Median Income ("AMI"), subject to specific income and age targets.

**Five-Year Income Proportionality:** If any Housing Asset Funds are spent on affordable housing development, it triggers a requirement to spend at least 30 percent of such expenses assisting extremely low income households (30% AMI) and no more than 20 percent on low income households (between 60-80% AMI) per five-year compliance period. The first five-year compliance period was January 1, 2014 through June 30, 2019, and the housing successor met all requirements. The second five-year compliance period is July 1, 2019 to June 30, 2024.

<sup>2</sup> The Housing Asset Fund replaced the former Agency's Low and Moderate Income Housing Fund.

Note that housing successors must report expenditures by category each year, but compliance with income proportionality limits is measured every five years. For example, a housing successor could spend all its funds in a single year on households earning between 60-80% AMI, as long as it was 20 percent or less of the total expenditures during the five-year compliance period.

**Ten-Year Age Proportionality:** If more than 50% of the total aggregate number of rental units produced by the City, Housing Successor, or former Agency during the past 10 years are restricted to seniors, the Housing Successor may not spend more Housing Asset Funds on senior rental housing.

Appendix 3 describes Housing Asset Fund expenditure requirements in more detail, including the types of costs eligible in each category.

## **EXPENDITURE LIMIT COMPLIANCE**

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The Housing Successor complied with all Housing Asset Fund spending restrictions in FY 2020-21.<sup>3</sup> Housing Asset Fund expenditures totaled \$0 in FY 2020-21 due to no administrative or project-related activity.

The Housing Successor will ensure it continues to meet all expenditure requirements going forward, including the current five-year compliance period of July 1, 2019 through June 30, 2024. Failure to comply with the extremely low income requirement in any five-year compliance period will result in the Housing Successor having to ensure that 50 percent of remaining funds be spent on extremely low income rental units until in compliance. Exceeding the expenditure limit for low households earning between 60-80% AMI in any five-year reporting period will result in the Housing Successor not being able to expend any funds on these income categories until in compliance.

## **SENIOR HOUSING LIMIT COMPLIANCE**

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This report must include an accounting of deed-restricted senior rental units that were produced over the last ten years. The City may use Housing Asset Funds to assist no more than 50% of the aggregate total number of senior housing units produced by either the City or former Agency during the past ten years.

<sup>3</sup> The Housing Asset Fund figures in this Annual Report are based on unaudited numbers that were available at the time this report was prepared. They might vary slightly from audited numbers once the Housing Successor's annual audit is complete.

Exceeding this limitation will prohibit the use of Housing Asset Funds to subsidize any senior rental units in the future.

The City and former Agency have not assisted any senior rental units in the last ten years.

## DEPOSITS AND FUND BALANCE

The Housing Successor deposited \$132 in revenue from interest to the Housing Asset Fund during FY 2020-21.

The Housing Asset Fund balance as of June 30, 2021 was \$524,513. No amounts are held for enforceable obligations on the non-housing redevelopment successor agency's ROPS.

## EXCESS SURPLUS

The Housing Asset Fund may not accumulate an "excess surplus", or an unencumbered amount that exceeds the greater of \$1 million, or the sum of deposits in the prior four fiscal years. This requirement ensures that housing successors are actively spending available Housing Asset Funds on affordable housing. The Housing Asset Fund did not have an excess surplus as of FY 2020-21 because its beginning FY 2020-21 cash balance of \$71,555 was less than \$1 million, as shown in Table 1.

Table 1 Excess Surplus			
<b>Step 1: Determine Unencumbered Cash Balance From Financials</b>			
FY 20-21 Beginning Cash Balance	\$	71,555	
Less: Encumbered Funds	\$	-	
Unencumbered Amount			\$ 71,555
<b>Step 2: Determine Greater of \$1M or Last 4 Deposits</b>			
\$1 Million, or			\$ 1,000,000
Last 4 years' deposits			\$ 327
2019-20	\$	-	
2018-19	\$	258	
2017-18	\$	11	
2016-17	\$	58	
Result: Larger Number			\$ 1,000,000
<b>Step 3: Excess Surplus is Amount Step 1 Exceeds Step 2, if Any</b>			
(1) Unencumbered Amount	\$	71,555	
(2) Less: Larger Number From Step 2		\$ 1,000,000	
Excess Surplus			None
Source: City of Orange Cove			

The Housing Successor will continue monitoring its deposits and fund balance to avoid an excess surplus. If the Housing Asset Fund has an excess surplus in the future, the excess surplus must be expended or encumbered within three fiscal years. If a housing successor fails to comply, it must transfer any excess surplus to HCD within 90 days of the end of the third fiscal year.

## **TRANSFERS TO OTHER HOUSING SUCCESSORS**

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There were no transfers to another housing successor entity for a joint project pursuant to HSC Section 34176.1.

## **HOUSING SUCCESSOR PORTFOLIO**

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The City must report the statutory value of real properties formerly owned by the Agency or purchased by the City with Housing Asset Funds, and the value of loans and/or grant receivables transferred on the HAT. The City inherited no real properties and three loan agreements from the former Agency. The HAT in Appendix 2 shows more detailed information about each loan receivable.

## **LOANS RECEIVABLE**

---

Since the Housing Asset Transfer form was adopted, two loans issued with an outstanding balance of \$81,542 were paid off. The loans were payable in full on December 30, 2012. One outstanding loan receivable remains, which is \$275,000 loan issued to Citrus Gardens LP. The loan is payable from residual receipts, or funds remaining after considering specific revenues and expenditures. No loan repayments were made in FY 2020-21.

## **PROPERTY DISPOSITION STATUS**

---

HSC Code Section 34176(e) requires that all real properties acquired by the Agency prior to February 1, 2012 and transferred to the City be developed pursuant to the requirements detailed in HSC Section 33334.16. No properties were transferred to the City as the housing successor, therefore this requirement does not apply to Orange Cove.

## HOMEOWNERSHIP UNIT INVENTORY

This report must include an inventory of homeownership units assisted by the former Agency or the housing successor that are subject to covenants or restrictions or to an adopted program that protects the former Agency's investment of moneys from the former Agency's Low and Moderate Income Housing Funds. There are no homeownership units subject to this provision.



## APPENDIX 1 - HOUSING SUCCESSOR ANNUAL REPORT REQUIREMENTS

Housing Successor Reporting Requirements <i>Health and Safety Code Section 34176.10</i>		
Housing Asset Fund Revenues & Expenditures	Other Assets and Active Projects	Obligations & Proportionality
<p>Total amount deposited in the Housing Asset Fund for the fiscal year</p> <p>Amount of deposits funded by a Recognized Obligation Payment Schedule ("ROPS")</p>	Description of any project(s) funded through the ROPS	Description of any outstanding production obligations of the former Agency that were inherited by the Housing Successor
Statement of balance at the close of the fiscal year	Update on property disposition efforts (note that housing successors may only hold property for up to five years, unless it is already developed with affordable housing)	Compliance with proportionality requirements (income group targets), which must be upheld on a five-year cycle
<p>Description of Expenditures for the fiscal year, broken out as follows:</p> <ul style="list-style-type: none"> <li>• Homeless prevention and rapid rehousing</li> <li>• Administrative and monitoring</li> <li>• Housing development expenses by income level assisted</li> </ul>	<p>Other "portfolio" balances, including:</p> <ul style="list-style-type: none"> <li>• Statutory value of any real property either transferred from the former Agency or purchased by the Housing Asset Fund</li> <li>• Value of loans and grants receivable</li> </ul>	Percentage of deed-restricted rental housing restricted to seniors and assisted by the former Agency, the Housing Successor, or the City within the past ten years compared to the total number of units assisted by any of those three agencies
Description of any transfers to another housing successor for a joint project	Inventory of homeownership units assisted by the former Agency or the housing successor that are subject to covenants or restrictions or to an adopted program that protects the former Agency's investment of monies from the Low and Moderate Income Housing Fund	Amount of any excess surplus, and, if any, the plan for eliminating it

## **APPENDIX 2 – HOUSING ASSET TRANSFER FORM**

The Housing Asset Transfer Form is attached as a separate document.

**DEPARTMENT OF FINANCE  
HOUSING ASSETS LIST  
ASSEMBLY BILL X1 26 AND ASSEMBLY BILL 1484  
(Health and Safety Code Section 34176)**

Former Redevelopment Agency: Redevelopment Agency of the City of Orange Cove

Successor Agency to the Former Redevelopment Agency: City of Orange Cove

Entity Assuming the Housing Functions of the former Redevelopment Agency: City of Orange Cove

Entity Assuming the Housing Functions Contact Name: Manuel Sandoval Title Finance Director Phone (559) 626-4488 x216 E-Mail Address manuel@cityoforange Cove.com

Entity Assuming the Housing Functions Contact Name: Manuel Sandoval Title Finance Director Phone (559) 626-4488 x216 E-Mail Address manuel@cityoforange Cove.com

All assets transferred to the entity assuming the housing functions between February 1, 2012 and the date the exhibits were created are included in this housing assets list. The following Exhibits noted with an X in the box are included as part of this inventory of housing assets:

Exhibit A - Real Property	<input type="checkbox"/>
Exhibit B- Personal Property	<input type="checkbox"/>
Exhibit C - Low-Mod Encumbrances	<input type="checkbox"/>
Exhibit D - Loans/Grants Receivables	<input checked="" type="checkbox"/>
Exhibit E - Rents/Operations	<input type="checkbox"/>
Exhibit F- Rents	<input type="checkbox"/>
Exhibit G - Deferrals	<input type="checkbox"/>

Prepared By: Suzy Kim, RSG Inc., (714) 316-2116

Date Prepared: 30-Jul-12

## City of Orange Cove

[illegible]

## APPENDIX 3 – HOUSING ASSET FUND EXPENDITURE REQUIREMENTS

Housing Asset Fund Expenditure Requirements <i>(Health and Safety Code Section 34176.1)</i>		
Expense Category	Limits	Allowable Uses
Administration and Compliance Monitoring	\$223,400 maximum for FY 2020-21 (limit varies each year)	<p>Administrative activities such as:</p> <ul style="list-style-type: none"> <li>Professional services (consultant fees, auditor fees, etc.)</li> <li>Staff salaries, benefits, and overhead for time spent on Housing Successor administration</li> <li>Compliance monitoring to ensure compliance with affordable housing and loan agreements</li> <li>Property maintenance at Housing Successor-owned properties</li> </ul> <p>Capped at \$200,000 adjusted annually for inflation or 5% of the statutory value of real property owned by the housing successor and the value of loans and grants receivable from the HAT ("Portfolio"), whichever is greater.</p>
Homeless Prevention and Rapid Rehousing Solutions	\$250,000 maximum per fiscal year	<p>Services for individuals and families who are homeless or would be homeless but for this assistance, including:</p> <ul style="list-style-type: none"> <li>Contributions toward the construction of local or regional homeless shelters</li> <li>Housing relocation and stabilization services including housing search, mediation, or outreach to property owners</li> <li>Short-term or medium-term rental assistance</li> <li>Security or utility deposits</li> <li>Utility payments</li> <li>Moving cost assistance</li> <li>Credit repair</li> <li>Case management</li> <li>Other appropriate activities for homelessness prevention and rapid rehousing of persons who have become homeless.</li> </ul>
Affordable Housing Development	No spending limit, but must comply with income and age targets	<p>"Development" includes:</p> <ul style="list-style-type: none"> <li>New construction</li> <li>Acquisition and rehabilitation</li> <li>Substantial rehabilitation</li> <li>Acquisition of long-term affordability covenants on multifamily units</li> <li>Preservation of at-risk units whose affordable rent restrictions would otherwise expire over the next five years</li> </ul>

Housing Asset Fund Expenditure Requirements (Health and Safety Code Section 54176.1)		
Expense Category	Units	Allowable Uses
	<b>Income Targets</b>	<p>Every five years (currently FYE 2020-2024), Housing Asset Funds must meet income targets:</p> <ul style="list-style-type: none"> <li>• At least 30% on extremely low income rental households (up to 30% AMI or "Area Median Income")</li> <li>• No more than 20% on low income households (60-80% AMI)</li> </ul> <p>Moderate and above moderate income households may not be assisted (above 80% AMI).</p> <p>Failure to comply with the extremely low income requirement in any five-year compliance period will result in having to ensure that 50 percent of remaining funds be spent on extremely low income rental units until in compliance.</p> <p>Exceeding the expenditure limit for low households earning between 60-80% AMI in any five-year reporting period will result in not being able to expend any funds on these income categories until in compliance.</p>
	<b>Age Targets</b>	<p>For the prior ten years (resets every year), a maximum of 50% of deed-restricted rental housing units assisted by the Housing Successor or its host jurisdiction may be restricted to seniors.</p> <p>If a housing successor fails to comply, Housing Asset Funds may not be spent on deed-restricted rental housing restricted to seniors until in compliance.</p>

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## ENGINEER'S REPORT

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**TO:** CITY COUNCIL  
**FROM:** ALFONSO MANRIQUE, PE  
AM CONSULTING ENGINEERS, INC.  
**SUBJECT:** PROJECT PROGRESS UPDATE  
**DATE:** MARCH 9, 2022

---

This Engineer's Report provides an update on the progress made on the various projects since February 9, 2022, that Staff is currently working on:

1. FHWA Projects

a. Active Transportation Program Cycle 6

The Guidelines for the competitive statewide application will be available by March 17<sup>th</sup> and applications will be due June 15<sup>th</sup>. The City can submit projects that increase walking and biking and reduce GHG emissions such as sidewalk, pedestrian crossing project, bike lanes, etc.. The minimum project size for the statewide application is \$250,000.

2. American Rescue Plan

a. City Hall Front Office and Flooring Remodel

The contractor has provided a preliminary layout of the cabinetry work for the front office. Once staff provides comments, the contractor will finalize the layout and submit for final approval. At this time, the contractor is estimating to begin work on April 6<sup>th</sup> and be complete by the end of April.

3. Fresno COG Multijurisdictional Local Road Safety Plan (MLRSP)

The City's Local Road Safety Plan has been updated and the final report is available to review on the Fresno COG. The consultants who prepared the Plan will presenting the plan to City Council during the March 23<sup>rd</sup> meeting. Following the presentation, staff will recommend that City Council approve the plan via Resolution.

4. 2021 Small Community Drought Relief Program

The City has received the agreement form the Department of Water Resources. Staff and legal counsel has reviewed the agreement and found no exceptions. City Manager will execute the agreement as authorized by Council. The realtor for the Reedley property has drafted an offer for the purchase of the property and council will review that later in closed session.

5. Proposition 68 Per Capita Grant – Eaton Park Renovation Project

Before the City can incur cost on this project, we need City Council to approve a deed restriction and file the deed restriction with the County of Fresno. The purpose of the deed restriction is to safeguard the property for purposes consistent with the per capita grant. The deed restriction requires a legal description, which is currently being prepared by our surveyor. Staff has is seeking Council's approval of the deed restriction at the tonight's meeting.

6. Proposition 68 Grant – Sequoia View Community Park

The signed standard agreement was submitted to the State on February 24<sup>th</sup>. Once all signatures have been acquired from the State and the City receives the executed agreement, the City can proceed with incurring costs on this project.

7. Clean California Grant


The City has been awarded a \$2.5M grant for the rehabilitation of Sheridan Park and the two welcome signs in Park Blvd. The City has not received any formal notification but awards were announced by Governor Newsom last week.





## CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

**To:** Orange Cove City Council

**From:** Alfonso Manrique, City Engineer 

**Subject:** Resolution Approving a Deed Restriction for Accessor Parcel Number 378-070-25 (J.O. Eaton Memorial Park) Pursuant to the Requirements of the California Department of Parks and Recreation's Proposition 68 Per Capita Grant Program

**Attachments:** Resolution No. 2022-13  
Deed Restriction  
Exhibit A – Legal Description for J.O. Eaton Memorial Park

### **RECOMMENDATION:**

Staff recommends that City Council adopt the attached Resolution approving a Deed Restriction for the J.O. Eaton Park site, authorize the City Manager to execute the attached Deed Restriction, and authorize the City Clerk to record the Deed Restriction with the Fresno County Recorder's Office.

### **BACKGROUND:**

The City of Orange Cove has received a Per Capita grant allocation through the California Department of Parks and Recreation's Proposition 68 Program in the amount of \$184,049.00 for the construction of an Eaton Park Renovation Project. Conditions of the grant allocation include that the City file a deed restriction on the property where the grant funded improvements will be located. The purpose of the deed restriction is to protect the State's interest in the property, and to ensure that the property will be used for the purposes consistent with the grant contract. The State cannot issue reimbursement payment for work completed on the Project until the deed restriction is recorded.

Prepared by: AM Consulting Engineers

Approved by: Alfonso Manrique

REVIEW: City Manager: \_\_\_\_\_

Finance: \_\_\_\_\_

City Attorney: \_\_\_\_\_

#### **TYPE OF ITEM:**

#### **COUNCIL ACTION: APPROVED DENIED NO ACTION**

\_\_\_\_ Consent  
\_\_\_\_ Info Item  
X Action Item  
\_\_\_\_ Department Report  
\_\_\_\_ Redevelopment Agency

\_\_\_\_ Public Hearing  
\_\_\_\_ Matter Initiated by a Council Member  
\_\_\_\_ Other  
\_\_\_\_ Continued to: \_\_\_\_\_

**FISCAL IMPACT:**

There is no fiscal associated with the adoption of this Resolution. Construction of the Eaton Park Splash Pad will use grant funds received through the Proposition 68 Per Capita Program.

**CONFLICT OF INTEREST:**

None.

RESOLUTION NO. 2022- 13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE  
APPROVING A DEED RESTRICTION FOR ASSESSOR PARCEL NUMBER 378-070-25  
(J.O. EATON MEMORIAL PARK) PURSUANT TO THE REQUIREMENTS OF THE  
CALIFORNIA DEPARTMENT OF PARKS AND RECREATION'S PROPOSITION 68 PER  
CAPITA GRANT PROGRAM

WHEREAS, the City of Orange Cove received a grant allocation from the California Department of Parks and Recreation's Proposition 68 Per Capita Grant Program in the amount of \$184,049.00 for the J.O. Eaton Memorial Park Renovation Project (Project); and

WHEREAS, one of the conditions of the grant requires the City to file a deed restriction on the property where the grant funded improvements are located; and

WHEREAS, the deed restriction would require the City to maintain and operate the funded property for a period of 30 years only for the purposes for which the grant was made and shall make no other use or sale or other disposition of the property, except as authorized by the deed restriction agreement; and

WHEREAS, the deed restriction period shall remain in full force and effect for the period running from July 1, 2018 through June 30, 2048; and

WHEREAS, the improved property funded by the California Department of Parks and Recreation's Proposition 68 Per Capita Grant Program includes the J.O. Eaton Memorial Park parcel designated with Assessor Parcel Number (APN) 378-070-25; and

WHEREAS, the deed restriction would encumber said parcel; and

WHEREAS, until approval of the deed restriction for parcel designated with APN 378-070-25 and authorize the Interim City Manager to execute the deed restriction agreement.

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

1. The above recitals are true and correct and are adopted as the findings of the City Council.
2. The City Council hereby approves a Deed Restriction for the J.O. Eaton Memorial Park parcel designated with APN 378-070-25 and authorizes the Interim City Manager to execute the deed restriction agreement.
3. The City Council hereby authorizes the City Clerk to record said Deed Restriction with Fresno County.
4. 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.
5. 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 Regular Meeting of the City Council of the City of Orange Cove held on March 9, 2021 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

---

Victor P. Lopez, Mayor

ATTEST:

---

June Bracamontes, City Clerk

RECORDING REQUESTED BY:  
California Department of Parks and Recreation  
Office of Grants and Local Services

WHEN RECORDED MAIL TO:  
Office of Grants and Local Services  
PO Box 942896  
Sacramento, CA 94296-0001  
Attn: Kevin Glaudel

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

### DEED RESTRICTION

I. WHEREAS, \_\_\_\_\_

\_\_\_\_\_ (hereinafter referred to as "Owner(s)" is/are recorded owner(s) of the real property described in Exhibit A, attached and incorporated herein by reference (hereinafter referred to as the "Property"); and

II. WHEREAS, the California Department of Parks and Recreation (hereinafter referred to as "DPR") is a public agency created and existing under the authority of section 5001 of the California Public Resources Code (hereinafter referred to as the "PRC"). And

III. WHEREAS, Owner(s) (or Grantee) applied to DPR for grant funds available pursuant to the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All of 2018 Parks Bond Act, 2018 Parks Bond Act Per Capita Program for Renovation of existing playground structures, restroom building, basketball court, and replacement of existing lighting with new LED lighting, new stage lighting, new park benches, and trash receptacles on the Property; and

IV. WHEREAS, on July 1, 2020, DPR's Office of Grants and Local Services conditionally approved Grant 18-10-001, (hereinafter referred to as "Grant") for Renovation of existing playground structures, restroom building, basketball court, and replacement of existing lighting with new LED lighting, new stage lighting, new park benches, and trash receptacles on the Property, subject to, among other conditions, recordation of this Deed Restriction on the Property; and

V. WHEREAS, but for the imposition of the Deed Restriction condition of the Grant, the Grant would not be consistent with the public purposes of the 2018 Parks Bond Act, 2018 Parks Bond Act Per Capita Program and the funds that are the subject of the Grant could therefore not have been granted; and

VI. WHEREAS, Owner(s) has/ve elected to comply with the Deed Restriction of the Grant, so as to enable Owner(s), to receive the Grant funds and perform the work described in the Grant;

NOW, THEREFORE, in consideration of the issuance of the Grant funds by DPR, the undersigned Owner(s) for himself/herself/themselves and for his/her/their heirs, assigns, and successors-in-interest, hereby irrevocably covenant(s) with DPR that the condition of the grant (set forth at paragraph(s) 1 through 5 and in Exhibit B hereto) shall at all times on and after the date on which this Deed Restriction is recorded constitute for all purposes covenants, conditions and restrictions on the use and enjoyment of the Property that are hereby attached to the deed to the Property as fully effective components thereof.

1. DURATION. (a) This Deed Restriction shall remain in full force and effect and shall bind Owner(s) and all his/her/their assigns or successors-in-interest for the period running from July 1, 2018 through June 30, 2048.

2. TAXES AND ASSESSMENTS. It is intended that this Deed Restriction is irrevocable and shall constitute an enforceable restriction within the meaning of a) Article XIII, section 8, of the California Constitution; and b) section 402.1 of the California Revenue and Taxation Code or successor statute. Furthermore, this Deed Restriction shall be deemed to constitute a servitude upon and burden to the Property within the meaning of section 3712(d) of the California Revenue and Taxation Code, or successor statute, which survives a sale of tax-deeded property.

3. RIGHT OF ENTRY. DPR or its agent or employees may enter onto the Property at times reasonably acceptable to Owner(s) to ascertain whether the use restrictions set forth above are being observed.

4. REMEDIES. Any act, conveyance, contract, or authorization by Owner(s) whether written or oral which uses or would cause to be used or would permit use of the Property contrary to the terms of this Deed Restriction will be deemed a violation and a breach hereof. DPR may pursue any and all available legal and/or equitable remedies to enforce the terms and conditions of this Deed Restriction up to and including a lien sale of the property. In the event of a breach, any forbearance on the part of DPR to enforce the terms and provisions hereof shall not be deemed a waiver of enforcement rights regarding any subsequent breach.

5. SEVERABILITY. If any provision of these restrictions is held to be invalid, or for any reason becomes unenforceable, no other provision shall be affected or impaired.

Dated: \_\_\_\_\_, 20 \_\_\_\_

Business Name (if property is owned by a business): \_\_\_\_\_

Owner(s) Name(s): \_\_\_\_\_

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_

\_\_\_\_\_  
PRINT/TYPE NAME & TITLE OF ABOVE  
(GRANTEE'S AUTHORIZED REPRESENTATIVE)

\_\_\_\_\_  
PRINT/TYPE NAME & TITLE OF ABOVE  
(ADDITIONAL SIGNATURE, AS REQUIRED)

**\*\*NOTARY ACKNOWLEDGEMENT ON THE NEXT PAGE\*\***



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of \_\_\_\_\_

On \_\_\_\_\_ before me, \_\_\_\_\_, a Notary Public,  
personally appeared \_\_\_\_\_, who proved to me on the basis of  
satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and  
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that  
by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the  
person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the  
foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature \_\_\_\_\_ (Seal)

EXHIBIT "A"

J.O. Eaton Memorial Park  
(APN 378-070-25T)

The land referred to herein below is situated in the County of Fresno, State of California, and is described as follows:

Block "Public Park" of the Town (now City) of Orange Cove, according to the map thereof recorded in Book 7 Pages 93 through 96 of Plats, Fresno County Records.

Together with that portion of East Railroad Street as ordered abandoned by Resolution No. 792, Order vacating a portion of East Railroad Street by the City Council of the City of Orange Cove on March 12, 1980, a certified copy having recorded April 17, 1980 in Book 7505 of Official Records at page 624, instrument No. 39448, and as would pass by operation of law.

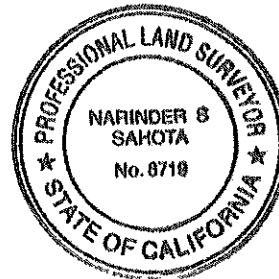
Containing 2.22 acres, more or less.

End of Description

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

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


Narinder S. Sahota, PLS 8719



Date: February 24, 2022



## CITY OF ORANGE COVE REPORT TO THE CITY COUNCIL

**To:** Orange Cove City Council  
**From:** Alfonso Manrique, City Engineer   
**Subject:** Adopt Resolution Awarding Bid for the Construction of Four Groundwater Monitoring Wells Project  
**Attachments:** Resolution No. 2022-14

### **RECOMMENDATION:**

Staff recommends that the City Council adopts the attached Resolution awarding the construction of the Construction of Four Groundwater Monitoring Wells Project to Johnson Drilling Inc for a total bid of \$93,700.00, approve a contingency amount of \$9,400.00, authorize the Interim City Manager to sign the Agreement on behalf of the City of Orange Cove, authorize the Interim City Manager to approve expenditures up to the contingency amount.

### **BACKGROUND:**

On December 17, 2020, the Orange Cove Wastewater Treatment Facility (WWTF) received a Compliance Order from the Regional Water Quality Control Board (RWQCB) requiring the City to install new groundwater monitoring wells at the WWTF. In response to the Order, a Workplan was submitted to RWQCB, which was approved on May 21, 2021. On January 6, 2022, Engineers solicited bids from eligible contractors for the construction of four groundwater monitoring wells at the WWTF. On February 15, 2022, a total of three bids were opened and read aloud at 2:00 p.m., this being the advertised bid opening date and time. The lowest total bid was submitted by Johnson Drilling Inc in the amount of \$93,700.00. Staff has reviewed all bids and has determined that the bid submitted by Johnson Drilling Inc. meets the requirements outlined in the construction documents. The Bid results are summarized in the table below.

Prepared by: AM Consulting Engineers

Approved by: Alfonso Manrique

REVIEW: City Manager: \_\_\_\_\_

Finance: \_\_\_\_\_

City Attorney: \_\_\_\_\_

#### **TYPE OF ITEM:**

#### **COUNCIL ACTION: APPROVED DENIED NO ACTION**

\_\_\_\_ Consent  
\_\_\_\_ Info Item  
X Action Item  
\_\_\_\_ Department Report  
\_\_\_\_ Redevelopment Agency

\_\_\_\_ Public Hearing  
\_\_\_\_ Matter Initiated by a Council Member  
\_\_\_\_ Other  
\_\_\_\_ Continued to: \_\_\_\_\_

<b>Contractor</b>	<b>Total Bid</b>
Johnson Drilling Inc	\$93,700
ABC Drilling Inc	\$139,400
Maggiora Bros Drilling Inc	\$176,560

An amount of \$75,000 was budgeted for the construction of four groundwater monitoring wells at the facility. The bid submitted by Johnson Drilling Inc. is greater than the total budgeted amount. Staff recommends using 10 percent of the total project costs to create a contingency fund and authorize the Interim City Manager to approve additional expenditures up to the contingency amount of \$9,400.00. The following table summarizes the total bid amount for the project, the amount designated for construction engineering, and the amount designated for contingency.

<b>Item</b>	<b>Total Cost</b>
Total Bid	\$93,700.00
Construction Engineering (Hydrogeologist, Sampling, Design Engineering)	\$20,000.00
Contingency	\$9,400.00
<b>Total Project Cost</b>	<b>\$123,100.00</b>

**FISCAL IMPACT:**

The total cost associated with the construction of this Project will be covered by the Sewer Fund.

**CONFLICT OF INTEREST:**

None.

RESOLUTION NO. 2022-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE COVE  
AWARDING BID FOR THE CONSTRUCTION OF FOUR (4) GROUNDWATER  
MONITORING WELLS PROJECT TO JOHNSON SRILLING INC FOR \$93,700.00,  
AUTHORIZING THE INTERIM CITY MANAGER TO SIGN THE AGREEMENT ON  
BEHALF OF THE CITY OF ORANGE COVE, AND AUTHORIZE THE INTERIM CITY  
MANAGER TO APPROVE EXPENDITURES UP TO THE CONTINGENCY AMOUNT OF  
\$9,400.00

WHEREAS, bids for the construction of Construction of Four Groundwater Monitoring Wells Project were solicited from qualified contractors, opened on February 15, 2022 at the Orange Cove City Hall; and

WHEREAS, the lowest responsive and responsible bid was submitted by Johnson drilling Inc in the amount of \$93,700.00; and

WHEREAS, the amount of \$9,400.00 shall be used to create a contingency fund that will be used to pay for any unforeseen expenditures accrued during construction of the Project.

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

1. The above recitals are true and correct and are adopted as the findings of the City Council.
2. Upon the recommendation of the City Engineer, the bid for the Construction of Four Groundwater Monitoring Wells Project is hereby awarded to Johnson Drilling Inc. in the amount of Ninety-Three Thousand, Seven Hundred Dollars and No Cents (\$93,700.00).
3. The Interim City Manager is authorized to sign an Agreement with Johnson Drilling Inc. on behalf of the City of Orange Cove.
4. The Interim City Manager is authorized to approve additional expenditures up to the contingency amount of Nine Thousand Four Hundred Dollars and No Cents (\$9,400.00).
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 Regular Meeting of the City Council of the City of Orange Cove held on March 9, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

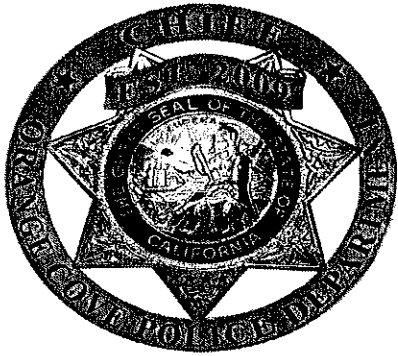
---

Victor P. Lopez, Mayor

ATTEST:

---

June Bracamontes, City Clerk



**Marty Rivera**  
Chief of Police

## ORANGE COVE ANIMAL CONTROL STATISTICAL ACTIVITY REPORT

**MONTH: March**

**OFFICER: R. DIAZ**

<b>BITE REPORTS</b>	
<b>PRIOR MONTH STRAYS</b>	4 from January
<b>STRAY DOGS</b>	20 Picked up in February
<b>EUTHANIZED DOGS</b>	2 in February
<b>ADOPTED DOGS</b>	0
<b>RESCUED DOGS</b>	14 In February
<b>INJURED STRAY DOGS</b>	
<b>ANIMAL CRUELTY INVESTIGATIONS</b>	None
<b>RELEASED DOGS TO OWNER</b>	0
<b>CITATIONS ISSUED</b>	0
<b>QUARANTINED DOGS</b>	
<b>OTHER ANIMAL</b>	
<b>MISC</b>	
<b>DOGS IN SHELTER</b>	8 Dogs in shelter



# ORANGE COVE POLICE DEPARTMENT

## FEBRUARY 2022 MONTHLY STATISTICS

CHIEF OF POLICE - MARTY RIVERA



### PART 1 CRIMES

	JAN 2022	FEB 2022	% Change	YTD 2021	YTD 2022
Homicide	1	0	-100%	0	1
Rape	0	0	0%	0	0
Attempted Murder	1	0	-100%	1	1
Robbery	0	0	0%	0	0
Assault	1	1	0%	3	2
Burglary	2	2	0%	5	4
Grand Theft Auto	5	3	-40%	2	8
<b>Total Part 1 Crimes</b>	<b>10</b>	<b>5</b>	<b>-50%</b>	<b>11</b>	<b>15</b>

	JAN 2022	FEB 2022	% Change	YTD 2021	YTD 2022
Sex Crimes	0	3	300%	3	3
Narcotics	2	3	50%	7	5
Child Abuse	0	1	100%	1	1
<b>Total Part 2 Crimes</b>	<b>2</b>	<b>7</b>	<b>250%</b>	<b>11</b>	<b>9</b>

	JAN 2022	FEB 2022	% Change	YTD 2021	YTD 2022
Total Traffic Collisions	5	3	-40%	6	8
Fatalities	0	0	0%	0	0
Injury	1	1	0%	0	2
Non Injury	1	1	0%	4	2
Hit & Run	3	1	-67%	2	4

### ENFORCEMENT STATISTICS

	JAN 2022	FEB 2022	% Change	YTD 2021	YTD 2022
Total Traffic Citations	12	13	8%	37	25
Total Vehicle Stops	25	88	252%	158	113
Seatbelt Violations	0	0	0%	1	0
Unsafe Speed Violations	1	1	0%	3	2
Fail To Obey Stop Sign/Light	2	3	50%	9	5
Driving Under the Influence	1	1	0%	2	2
Gang Arrests - Felony	0	0	0%	0	0
Gang Arrests - Misdemeanor	0	0	0%	0	0
Gang Field Interview Cards	1	2	100%	6	3
Juvenile Detentions/Arrests	1	1	0%	0	2
Adult Arrests	20	8	-60%	13	28



	JAN	FEB	%	YTD	YTD
	2022	2022	Change	2021	2022
5150	2	7	250%	5	9
Agency Assist	10	4	-60%	8	14
Battery	0	1	100%	2	1
Evading/Obstructing Officer	1	0	-100%	2	1
Fraud	0	0	0%	0	0
Identity Theft	0	0	0%	0	0
Spousal Abuse	7	2	-71%	5	9
Graffiti/Vandalism	3	7	133%	6	10
Veh. Burglaries	1	0	-100%	1	1
General Incidents	15	4	-73%	22	19
Weapons Confiscated	2	1	-50%	1	3
Petty Theft	2	4	100%	5	6
Public Intoxication	1	2	100%	0	3
Suspended License	0	0	0%	3	0
Unlicensed Drivers	6	5	-17%	11	11
Vehicles Towed	15	1	-93%	13	16
Vehicles Released	6	0	-100%	7	6
Case Number Drawn	129	115	-11%	186	244

## **POLICE DEPARTMENT MONTHLY REPORT**

**March 9, 2022**

**Staff levels.....** Department is at full staff. Officer Martinez hired in November is progressing well. Officer Knoy has finished training now working solo.

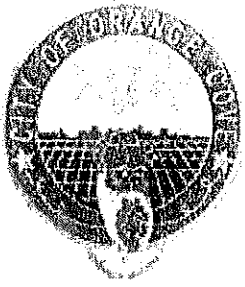
**Animal Shelter.....**Is running very well. See attached report.

**Events:** Lucky Run scheduled for March 19<sup>th</sup>.

### **Grants:**

**Tobacco Grant .** The quarterly report was turned in January. Sgt. Puga will contact Rachel for financial number to report.

**Vehicles:** Put on hold due to budget.



Meeting Date: 3/9/2022

Agenda Item: \_\_\_\_\_

## City Council Meeting

**REPORT TO:** Orange Cove City Council

**REPORT FROM:** Shun Patlan, Planner *[Signature]* **REVIEWED BY:** Tristan Suire

**AGENDA ITEM:** Blossom Estates Tentative Tract No. 6355

**ACTION REQUESTED:** ☐ Ordinance ☒ Resolution ☐ Motion ☐ Receive/File

### RECOMMENDED ACTION BY PLANNING COMMISSION

1. Fix a meeting date within thirty (30) days for which Resolution 2022- 12, approving Blossom Estates Tentative Tract Map No. 6355 (Piro Enterprises) shall be considered.

### EXECUTIVE SUMMARY

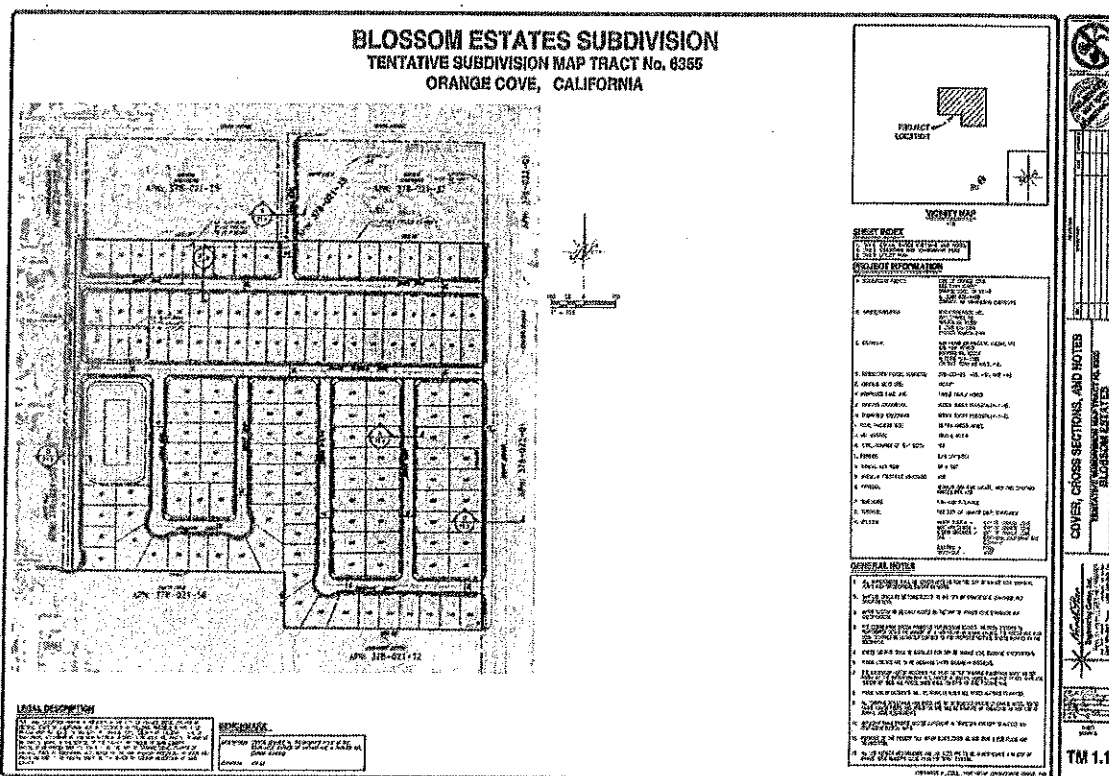
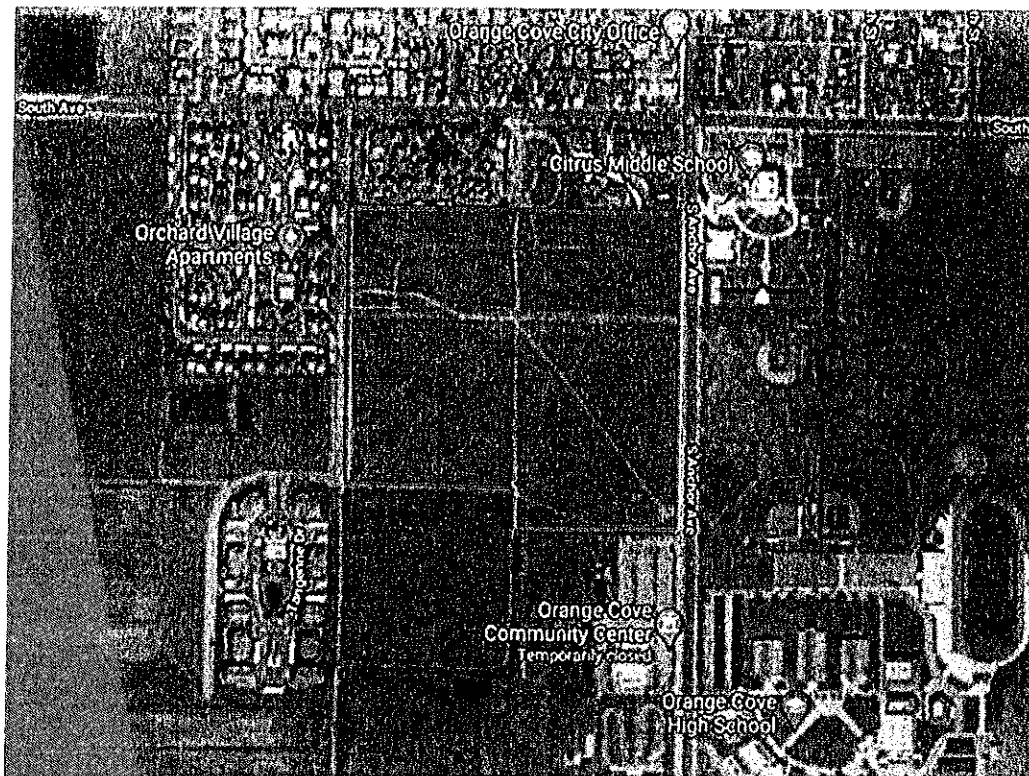
The applicant, Piro Enterprises, Inc., is seeking approval of their application for a tentative subdivision map containing 156 lots and located approximately 450' south of South Avenue, between Anchor Avenue and Orange Street, in Orange Cove. This planning application constitutes a "project" under the California Environmental Quality Act (CEQA). Public Hearing before the Planning Commission of Orange Cove was held on 2/15/2022. The Planning Commission adopted Resolution 2022-01, approving the Tentative Subdivision Map for the proposed project. The Orange Cove Municipal Code Section 16.20.120 provides for the review of Tentative Map approval by the City Council and requires that the City Council fix a meeting date within thirty (30) days of this report. At that meeting date, the City Council shall approve, conditionally approve, or disapprove the Tentative Map, provided that it is within the thirty-day period.

### Conclusions-

The City Council can consider the Tentative Map at the next regular meeting date of March 23, 2022 and should fix this date for review of the project, at which time a staff report will be provided covering project details. If the City Council fails to take action within the thirty-day period, then the approval of the Planning Commission stands, and it is the duty of the City Clerk to so certify.

## **ATTACHMENTS**

1. Tract No. 5381 Map, Piro Enterprises
2. Aerial imagery depicting subject property



**RESOLUTION NO. 2022 - 12**

**A RESOLUTION BEFORE THE CITY COUNCIL, CITY OF ORANGE COVE, STATE OF CALIFORNIA APPROVING AN APPLICATION FOR A TENTATIVE SUBDIVISION MAP NO. 6355, A REQUEST TO SUBDIVIDE 30.7 ACRES INTO ONE HUNDRED AND FIFTY-SIX (156) NUMBERED LOTS LOCATED WITHIN THE R-1-6 (SINGLE-FAMILY RESIDENTIAL, MINIMUM 6,000 SQUARE FOOT LOT SIZE) ZONE. THE PROJECT SITE IS LOCATED ON THE SOUTH SIDE OF SOUTH AVENUE, BETWEEN ORANGE STREET AND ANCHOR AVENUE (APN: 378-030-41).**

**WHEREAS**, the Blossom Estates Tentative Subdivision Map No. 6355 is a request submitted by Piro Enterprises, Inc., to subdivide 30.7 acres into one hundred and fifty-six numbered lots located within the R-1-6 (Single-family Residential, 6,000 square foot lot size) zone. The project site is located on the north side of Martinez Street, west of Anchor Avenue, (APN: 378-030-41); and,

**WHEREAS**, the Planning Commission, after duly published notice held a public hearing before said Commission on February 15, 2022; and,

**WHEREAS**, the Planning Commission found the tentative subdivision map to be in accordance with Chapter 16.20 of the Subdivision Ordinance of the City of Orange Cove, based on the evidence contained in the staff report and testimony presented at the public hearing; and,

**WHEREAS**, the Planning Commission found that the project will not have a significantly adverse impact on the environment, and the lead agency has prepared environmental review documents pursuant to the California Environmental Quality Act (CEQA); and,

**WHEREAS**, the Planning Commission of the City of Orange Cove resolved to approve the Mitigated Negative Declaration for the proposed project, subject to conditions of approval; and,

**WHEREAS**, the Orange Cove Municipal Code Section 16.20.120 provides for the consideration of Tentative Maps by City Council following the receipt of the recommendation of the Planning Commission; and,

**WHEREAS**, the City Council of Orange Cove at the regular meeting on March 9, 2022, did fix a meeting date of March 23, 2022 to consider the Blossom Estates Tentative Subdivision Map No. 6355; and

**WHEREAS**, on the meeting date fixed by the City Council of Orange Cove, the City Council reviewed the Planning Commission Recommendation, Staff Report, and testimony.

**NOW, THEREFORE BE IT RESOLVED**, that the City Council approves the proposed tentative subdivision map based on the following specific findings and based on the evidence presented:

1. That the proposed location and layout of the Blossom Estates Tentative Subdivision Map No. 5381, its improvement by design, and the conditions under which it will be maintained is consistent with the policies and intent of the General Plan, Zoning Ordinance, and Subdivision Ordinance.
2. That the proposed Blossom Estates Tentative Subdivision Map No. 6355, its improvement and design, and the conditions under which it will be maintained will not be detrimental to the public health, safety, or welfare, nor materially injurious to properties or improvements in the vicinity, nor is it likely to cause serious public health problems. The project site shares a border with existing residential development.
3. That the site is physically suitable for the proposed tentative subdivision map. The Blossom Estates Tentative Subdivision Map No. 6355 is consistent with the intent of the General Plan, Subdivision Ordinance, and Zoning Ordinance, and is not detrimental to the public health, safety, or welfare or materially injurious to properties or improvements in the vicinity.
4. That the proposed Blossom Estates Tentative Subdivision Map No. 6355 design of the subdivision or the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of property within the proposed subdivision. The one-hundred and fifty-six (156)-lot subdivision is designed to comply with the City of Orange Cove Standard Construction Drawings standards.

**BE IT FURTHER RESOLVED** that the City Council hereby approves the tentative subdivision map on the real property herein above described in accordance with the terms of this resolution under the provisions of Chapter 16.20 of the Subdivision Ordinance Code of the City of Orange Cove, subject to the following conditions:

**General:**

1. All minimum conditions of subdivision approval in the Subdivision Ordinance are included by reference.
2. That prior to the issuance of a building permit on the site, the applicant / developer shall obtain and provide the City with a valid Will Serve Letter from the Water Department.
3. That all other federal and state laws as well as city codes and ordinances be complied with.
4. The applicant shall enter into a Subdivision Agreement with the City if the final map is recorded prior to the completion of the off-site improvements.
5. The applicant shall pay all fees and charges as required by existing ordinances and schedules.
6. All water well(s) and septic systems that served the subject property shall be abandoned pursuant to City, County, and State standards.

**Tentative Map:**

7. Applicant shall submit a revised tentative subdivision map that is consistent with the Orange Cove Zoning Ordinance, insofar as the lot width requirements are less than a foot

out of compliance with the Zoning Ordinance. Staff has determined that lot line corrections can achieve compliance without negatively impacting other lots in the subdivision. The revised map shall be reviewed and approved by the City Planner prior to applying for a final map.

**Circulation:**

8. Applicant shall furnish and install street name signage within the subdivision conforming to City of Orange Cove standards.

**Air Quality:**

9. Applicant shall adhere to best management practices during construction regarding the Air District's fugitive dust rules to ensure the project does not violate the District's standards for dust emissions, pursuant to Regulation VIII, Fugitive PM 10 Prohibitions of the San Joaquin Valley Air Pollution Control District Rules and Regulations.
10. Applicant shall adhere to all energy conservation regulations for residential dwellings contained in the California Green Building Standards Code (Title 24).

**Geology and Soils:**

11. Applicant shall ensure that all structures be built consistent with Zone II seismic standards of the Uniform Building Code.

**Water:**

12. Applicant shall install minimum 8-inch water mains throughout the subdivision to provide domestic and fire water service to the project, including installation of fire hydrants. All applicable water connection fees shall be paid.
13. All new residential development is required to include water meters to reduce water consumption.

**Sewer:**

14. Applicant shall provide sewer mains and service facilities as directed by the City Engineer and pay all applicable fees.

**Grading and Drainage:**

15. Applicant shall prepare and submit a Grading and Site Improvement Plan for proposed on-site improvements for review and approval by the City Engineer. Applicant shall obtain a Grading and Site Improvement Permit once plans are approved.
16. Applicant shall obtain a NPDES permit from the Regional Water Quality Control Board. The plan shall provide for the mitigation of soil erosion from the project site during the construction and warranty periods and be submitted to the City prior to the start of construction or ground-disrupting activities.
17. As part of the mitigation measures for soil erosion, the applicant shall be responsible for street sweeping during the one-year warranty period.

**Park / Aesthetics:**

18. A landscaping and irrigation plan shall be prepared and submitted for review by the City Engineer for proposed on-site and off-site (within the City right-of-way) landscaping. Landscape and irrigation features shall be low water consumption designs consistent with AB 1881 and Orange Cove municipal ordinances. The applicant shall install front yard landscaping and automated irrigation in all front yards, ideally limiting turf.
19. Applicant shall perform landscape maintenance within the street right-of-way for a period of one-year after acceptance of the tract improvements by the City Council. Maintenance includes all irrigation system repairs and replacement of stressed or dead vegetation.



20. Applicant shall comply with all regulations imposed by the creation of a landscaping and lighting district, which will be formed to maintain landscape features on the proposed subdivision.

**Schools:**

21. The development will be required to pay school impact fees in order to offset the cost of educational resources generated by the proposed project.

**Utilities:**

22. All existing overhead utilities adjacent to the subdivision shall be undergrounded, including transformers.
23. All electric, cable television, telephone, internet, etc. services shall be provided to the subdivision and shall be undergrounded.
24. Applicant shall provide a street light plan for review and approval by the City Engineer. Streetlights shall be LED and be provided by the developer and maintained by the City.
25. Applicant shall work with PG&E for the preparation of a utility plan, subject to the review and approval by the City Engineer prior to the approval of the improvement plans and prior to the start of construction. All work shall be completed such that no street surface needs to be reopened in order to be serviced.

**Irrigation:**

26. Any irrigation facilities, private or otherwise, shall be relocated outside of the street right of way, except at street crossings. Any irrigation lines that must remain in service shall be reconstructed with rubber gasket and reinforced concrete pipe.

**Cultural Resources:**

27. Applicant must comply with CEQA requirements regulating disturbance of subsurface cultural and historical resources that may be discovered during earthmoving activities, pursuant to Public Resources Code §21083.2 and §21084.1
28. Should any human remains be discovered during any part of the development process, the Fresno County Coroner must be notified immediately.

**Wildfire:**

29. Consistent with requirements of the local fire district, the applicant will be responsible for plowing down of dry vegetation on the subject property while land is fallow to reduce fuel and decrease risk of wildfire.
30. The project shall comply with the requirements of the Fire Department, including installation of fire hydrants, at locations directed by the Fire Chief.

**Environmental Review:**

31. Mitigation Measures listed in the Mitigated Negative Declaration will be monitored and reported on in a manner consistent with the Mitigation Monitoring and Reporting Program submitted with the environmental review, pursuant to §21081.6 of the Public Resources Code and §15097 of the CEQA Guidelines.

**Defense and Indemnification:**

32. Applicant agrees to and shall defend, indemnify, and hold harmless the City of Orange Cove ("City"), and its officials, city council members, planning commission members, officers, employees, representatives, agents, contractors, and legal counsel (collectively, "City Parties") from and against all claims, losses, judgements, liabilities, causes of action, expenses and other costs, including litigation, an award of attorney's fees, and damages of any nature whatsoever made against or incurred by the City Parties including, without limitation, an award of attorney fees and costs to the person, organization, or

- entity or their respective officers, agents, employees, representatives, legal counsel, arising out of, resulting from, or in any way in connection with, the City's act or acts leading up to and including approval of any environmental document and/or granting of any land use entitlements or any other approvals relating to Tentative Map No. 6355, Piro Inc. ("Tentative Map"). Applicant's obligation to defend, indemnify, and hold harmless specifically including, without limitation, any suit or challenge by any third party against the City which challenges or seeks to set aside, void or annul the legality or adequacy of any environmental document or determination, including, without limitation, any environmental document prepared by the City or at the direction of the City and approved by the City for the approval of any land use entitlements or other approvals related to the Tentative Map.
33. Applicant agrees its obligations to defend, indemnify and hold the City, and the City Parties harmless shall include, without limitation, the cost of preparation of any administrative record by the City, City staff time, copying costs, court costs, the costs of any judgements or awards against the City Parties of damages, losses, litigation costs, or attorney's fees arising out of a suit or challenge contesting the adequacy of any City act or acts leading up to and including any approval of any environmental document or determination, land use entitlements or any other approvals related to the Tentative Map, and the costs of any settlement representing damages, litigation costs and attorney's fees to be paid to other parties arising out of a suit or challenge contesting the adequacy of any City act or acts leading up to and including any approval or any other approvals related to the Tentative Map.
34. Applicant agrees the City may, at any time, require the Applicant to reimburse the City for attorney fees, costs that have been, or which the City reasonably anticipates will be, incurred by the City during the course of any suit or challenge. Such attorney fees shall include any and all attorney fees incurred by the City from its legal counsel, Tuttle & McCloskey, and any special legal counsel retained by the City. Applicant shall reimburse City within thirty (30) days of receipt of an itemized written invoice from City. Failure of the Applicant to timely reimburse the City shall be considered a material breach of the conditions of approval for the Tentative Map.
35. Applicant shall comply with and shall require all contractors to comply with all prevailing wage laws, rules and regulations applicable to any work to be performed as a result of approval of the Tentative Map (collectively "Subdivision Work"). Applicant shall be solely responsible for making any and all decisions regarding whether any portion or aspect of the Subdivision Work, including, without limitation, any form of reimbursement by the City to the Applicant or any contractor, will require the payment of prevailing wages. Further, Applicant will be solely responsible for the payment of any claims, fines, penalties, reimbursements, payments, and the defense of any actions that may be initiated against Applicant or any contractor as a result of failure to pay prevailing wages.
36. The Applicant shall defend, indemnify, and hold harmless the City Parties, from and against any and all claims, damages, losses, judgements, liabilities, causes of action, expenses and other costs, including, without limitation, litigation costs and attorney's fees, arising out of, resulting from, or in any way in connection with any violation or claim of violation of any prevailing wage law, rule or regulation applicable to any portion or aspect of the Subdivision Work. Applicant's obligation to defend, indemnify and hold

City Parties harmless specifically includes, but is not limited to, any suit or administrative action against the City Parties which claims a violation of any prevailing wage law, rule or regulation applicable to any portion or aspect of the Subdivision Work.

37. The Applicant agrees its obligations to defend, indemnify and hold the City Parties harmless, shall include without limitation, City staff time, copying costs, court costs, the costs of any judgements or awards against the City Parties for damages, losses, litigation costs, or attorney's fees arising out of any violation or claim of violation of any prevailing wage law, rule, or regulation applicable to any portion or aspect of the Subdivision Work and costs of any settlement representing damages, litigation costs and attorney's fees to be paid to other parties arising out of any such proceeding or suit.
38. Applicant agrees the City may, at any time, require the Applicant to reimburse the City for costs that have been, or which the City reasonably anticipates will be, incurred by the City during the course of any suit proceeding regarding violation of any prevailing wage law, rule or regulation. Such attorney fees shall include any and all attorney fees incurred by the City from its legal counsel, Tuttle & McCloskey, and any special legal counsel retained by the City. Applicant shall reimburse the City within thirty (30) days of receipt of an itemized written invoice from the City. Failure of the Applicant to timely reimburse the City shall be considered a material violation of the conditions of approval of the Tentative Map.

The foregoing resolution was adopted upon a motion by Councilmember \_\_\_\_\_, Councilmember \_\_\_\_\_ seconded the motion at a regular meeting of the Orange Cove City Council on the 9<sup>th</sup> of March, 2022, and carried by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk



**Date:** March 9, 2022  
**To:** Mayor and City Council  
**From:** Rudy Hernandez, Interim City Manager  
**Subject:** Update on Financial Issues

- Memorandum Regarding Clean California Grant.
- Memorandum Regarding Office Remodel Project.

### **Background**

- The City of Orange Cove was awarded a \$2,525,000 Clean California Grant for improvements at Sheridan Park.
- Update on Office Remodel Project.

### **RECOMMENDATION:**

For Information Only.

Prepared by: \_\_\_\_\_

Approved by: \_\_\_\_\_

REVIEW: City Manager: ☒

Finance: \_\_\_\_\_

City Attorney: \_\_\_\_\_

#### **TYPE OF ITEM:**

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

#### **COUNCIL ACTION: APPROVED DENIED NO ACTION**

- ☐ Public Hearing  
☐ Matter Initiated by a Council  
Member  
☐ Other  
☐ Continued to: \_\_\_\_\_

*Mayor:*  
*Victor P. Lopez*

*Mayor Pro Tem:*  
*Diana Guerra Silva*

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



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

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

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

**Incorporated January 20, 1948**

**633 Sixth Street Orange Cove, California 93646 Phone: (559) 626-4488 / FAX: (559) 626-4653**

March 4, 2022

To: Mayor and City Council

From: Interim City Manager Rudy Hernandez

Subject: City Awarded \$2,525,000 For Sheridan Park Improvements

I am pleased to inform you that, earlier this week, Governor Gavin Newsom announced that the City of Orange Cove will receive \$2,525,000 from the Clean California Grant. The City of Orange Cove prepared and submitted an application to this competitive grant program on February 1, 2022 to fund improvements at Sheridan Park.

Sheridan Park will be updated by renovating existing amenities and constructing new recreation features that will improve access to quality outdoor activities. Park renovations will enhance the health of the community, while providing residents with a public space to practice their culture as groups or families.

The \$2,525,000 grant award will be used to fund the following projects:

- Playground structure, swing sets, and walking path that meet ADA requirements. The Project will also renovate the existing bathrooms and install new drinking fountains, tables, shade structures, lights, landscaping, and other park features
- A mural depicting the history and cultural of the City will be painted on the Park's existing entertainment stage.
- The City's two welcome signs along Park Boulevard will be updated with new paint, landscaping, lighting, and an electrical board to display messages to residents.

In the coming weeks, staff will be working closely with the State to execute the funding agreement for this much needed project.





# CLEAN CALIFORNIA LOCAL GRANT PROGRAM

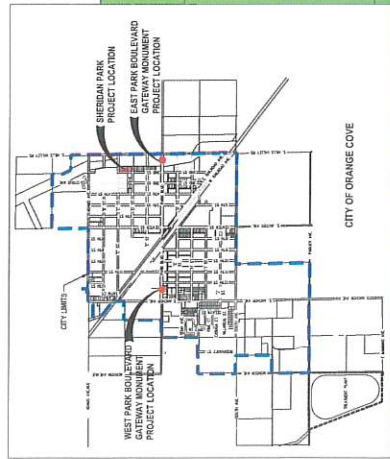
## LEGEND:

- 1 PAINT EXISTING PICNIC TABLES
- 2 NEW PICNIC TABLES
- 3 REFURBISH PUBLIC RESTROOMS
- 4 NEW PLAYGROUND STRUCTURE & SENSORY EQUIPMENT
- 5 NEW SWING SET (ADA ACCESSIBLE)
- 6 NEW WALKING PATH WITH PERMEABLE CONCRETE
- 7 NEW IRRIGATION SYSTEM
- 8 NEW SHADE STRUCTURE
- 9 PAINT MURAL AROUND EXISTING STAGE
- 10 NEW BENCHES
- 11 NEW DROUGHT RESISTANT LANDSCAPE & BIOSWALLS
- 12 NEW GRASS TURF
- 13 NEW 6' HIGH WROUGHT IRON FENCE
- NEW LED LIGHTING
- NEW DRINKING FOUNTAINS
- NEW DOUBLE TRASH AND RECYCLING RECEPTACLES (WITH SIGNS)
- JURISDICTIONAL BOUNDARY
- PROJECT SITE LIMITS
- PARK BLVD WELCOME SIGNS



NORTH  
SCALE: 1" = 25'

## ATTACHMENT E SHERIDAN PARK PROJECT LOCATION MAP



*Mayor:*  
*Victor P. Lopez*

*Mayor Pro Tem:*  
*Diana Guerra Silva*

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



*Rudy Hernandez*  
*Interim City Manager:*  
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*Rudy Hernandez:*  
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**Incorporated January 20, 1948**

**633 Sixth Street Orange Cove, California 93646 Phone: (559) 626-4488 / FAX: (559) 626-4653**

March 4, 2022

To: Mayor and City Council

From: Interim City Manager Rudy Hernandez

Subject: Update on Office Remodel Project

**Background:**

On January 26, 2022, the City Council approved the Office Remodel Project to address the following issues:

- **Carpet/Tile Flooring** - The existing carpet throughout the building and tile flooring in the bathrooms is rundown and difficult to clean and sanitize. The office remodel project will replace the existing flooring with new laminate flooring except the City Council Chambers which will have carpet tile, which will improve the quality of the building and make it easier for janitorial staff to clean.
- **Front Office Desk Area** – The desk area in the front office has been in place for several decades and the existing layout makes it difficult to implement COVID-19related protection to keep staff safe and healthy. As part of the office remodel project, staff will be installing a brand-new public counter up front to alleviate concerns about seating arrangements and employee safety issues.

On Wednesday March 2, 2022, staff had a meeting to come up with a plan to address office arrangements while construction is taking place. At this point, construction will start around the middle of April 2022 and the office remodel project should be completed sometime in early May 2022.





## STAFF REPORT

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TO: Honorable Mayor and City Council  
FROM: Rudy Hernandez, Interim City Manager  
DATE: March 9, 2022  
SUBJECT: Discussion Regarding Renewing Measure O Parcel Tax Revenue Set to Expire At The End of Fiscal Year 2024-25 and Approval of Polling Consultant for Renewal of Measure O.

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### **BACKGROUND**

As discussed at the 2021-22 budget hearings, the City needs to generate revenues to cover general fund expenditures. The City has been operating at a loss and has been surviving on one-time grant revenues and land sales. As stated during the FY 21-22 preliminary budget discussions, the general fund was looking at a general fund operating deficit of **(\$364,000)**. Budget cuts and Revenue Adjustments were made to balance the FY 2021-22 general fund budget.

Over the last two years, the City Manager and staff members identified additional sources of revenue to close the budget deficit. The City hired a consultant to look at increasing building permit fees, plan check fees and other fees, to bring them more in line with neighboring cities. Another consultant was hired to provide a rate study to review water and wastewater rates to make sure that revenues are appropriately covering operation and maintenance costs, as well as complying with loan covenants from the USDA. The City also put forth voter required parcel tax and utility taxes.

Measure G and Measure S were Parcel Tax initiatives put before City voters in March 2020 and March 2021. These Measures had smaller parcel taxes than Measure O, that was passed in 2014. These Measures failed as they garnered only 59.64% and 61.69% support, respectively and required a 66.67% approval. Measure U was attempted in November 2021 and was a Utility Tax on PG&E utilities and City water usage. Measure U required only a 50% plus 1 approval of City voters. Measure U only garnered a 31.78% voter approval. Therefore, after passage of Measure O, City voters have rejected Measure G, S and U.

The City Manager contacted Albert Peché of A. M. Peché & Associates LLC, the City's Financial Advisor, and Gene Bregman of Gene Bregman & Associates, last in February to discuss the best course of action to provide City revenue. These consultants helped the City in 2014 to develop a range of tax rates that were tested in a voter survey to see if there was voter support for a parcel tax. This resulted in Measure O being placed on the November 2014 ballot which passed with a 67.57% voter approval (66.67% was required for passage).



Measure O annually provides approximately \$200,000 for the City and \$50,000 for the Orange Cove Fire District and was approved by voters for 10 years. Therefore, when it expires in 2024-25, it will have provided approximately \$2,000,000 for the City and \$500,000 for the Fire District.

Measure O has different tax rates for different land uses. For single family parcels, the tax rate was \$95 with other rates for other land use parcels. The County Tax Collector places the Parcel tax on the annual property tax bills and the City receives about one-half the Measure O annual tax revenue in January and the other half in April. Through a Memorandum of Understanding between the City with the Orange Cove Fire District, the City receives 80% of the tax revenue received and the Fire District receives 20%. The City received \$260,251 from Measure O in 2019-20 of which \$52,050 was provided to the Fire District. Measure O was approved for 10 years and is set to expire in 2024-25.

In discussing the need for additional sources of City revenue with Mr. Peché and Mr. Bregman, due to the defeat of Measures G, S and U, it is recommended that the City attempt only a renewal of Measure O (the "Parcel Tax Renewal"). If approved the 10-year Parcel Tax Renewal it would remain in effect to 2034-35. **It is important to note that the Parcel Tax Renewal will not create a new tax but, a renewal of the current Parcel Tax.**

As with the preliminary work done to determine if Measure O was feasible, a successful voter approved tax initiative began with a survey of likely voters. The survey scientifically polls random voters about what initiatives and tax amounts that voters would support. This information is crucial to structuring a tax initiative that would be supported by 2/3rds of voters. Gene Bregman & Associates provided the voter survey for Measures O and G. No voter survey was conducted for Measures S and U. **It is critical to understand what likely registered voters will support and their understanding of the importance of the Parcel Tax Renewal.**

### **RECOMMENDATION**

Staff recommends that the City again hire Gene Bregman & Associates to undertake a voter survey. If approved by the Council, Gene Bregman & Associates will begin developing a voter survey in the Spring. Mr. Bregman will work with Mr. Peché, whose firm has an existing hourly contract for such work, on the voter survey. The voter survey will take place in June and be given in both English and Spanish. The results of the survey would be tabulated in June and presented to the Council in late June or early July. The cost of the voter survey is \$14,500. Staff recommends approval of the Gene Bregman & Associates contract for this amount.

Staff also recommends the City Council approve putting the Parcel Tax Ballot Measure on the November 2022 general election.

Prepared by: **Rudy Hernandez**

Approved by: 

REVIEW: City Manager: \_\_\_\_\_

Finance: \_\_\_\_\_

City Attorney: \_\_\_\_\_

**TYPE OF ITEM:**

**COUNCIL ACTION:** ☐ APPROVED ☐ DENIED ☐ NO ACTION

\_\_\_\_\_ Consent

\_\_\_\_\_ Info Item

  X   Action Item

\_\_\_\_\_ Department Report

\_\_\_\_\_ Redevelopment Agency

\_\_\_\_\_ Public Hearing

\_\_\_\_\_ Matter Initiated by a Council Member

\_\_\_\_\_ Other

\_\_\_\_\_ Continued to: \_\_\_\_\_