



DINUBA CITY COUNCIL AGENDA

Tuesday, June 28, 2016
5:00 PM

ALL ATTENDEES ARE ADVISED THAT ELECTRONIC DEVICES SHOULD BE POWERED OFF UPON ENTERING THE COUNCIL CHAMBERS, AS THESE DEVICES INTERFERE WITH AUDIO EQUIPMENT.

Dinuba City Hall
405 East El Monte Way

AGENDA PACKET AVAILABLE FOR REVIEW 72 HOURS PRIOR TO THE CITY COUNCIL MEETING AT THE CITY CLERK'S OFFICE AND ON THE CITY WEBSITE AT www.dinuba.org

| District 1 | District 2 | District 3 | District 4 | District 5 |
|-------------------------|-----------------------------------|-----------------------------|--------------------------------|------------------------------|
| Emilio Morales Mayor | Maribel Reynosa Council Member | Scott Harness Vice Mayor | Kuldip Thusu Council Member | Mike Smith Council Member |

1. FAREWELL RECEPTION FOR CITY ATTORNEY DANIEL T. MCCLOSKEY

2. WORKSESSION – 5:30 pm

2.1. Utility Revenue Options (BB)

3. OPENING CEREMONIES – 6:30 pm

3.1. Welcome & Call to Order – Mayor

3.2. Invocation

3.3. Pledge of Allegiance

4. AGENDA CHANGES OR DELETIONS

To better accommodate members of the public or convenience in the order of presentation, items on the agenda may not be presented or acted upon in the order listed. Additions to Agenda may be added only pursuant to California Government Code section 54956.8.

5. REQUEST TO ADDRESS COUNCIL

This portion of the meeting is reserved for any person who would like to address the Council on any item that is not on the agenda. Please be advised that State law does not allow the City Council to discuss or take any action on any issue not on the agenda. The City Council may direct staff to follow up on such item(s). Speakers may be limited to three (3) minutes. If there is any person wishing to address the City Council at this time please approach the podium and state your name and nature of the request.

6. CONSENT CALENDAR

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, a member of the audience or a Council Member may request an item be removed from the Consent Calendar and it will be considered separately.

- 6.1. **SUBJECT:** Council to accept City Board meeting minutes.
- Acceptance of Meeting Minutes from City Commissions(s): Historical Preservation Commission, May 9, 2016, Economic Development Commission, May 5, 2016.
- 6.2. **SUBJECT:** Excused Absence for Mayor Morales and Council Member Smith.
- RECOMMENDATION:** Council approve the request for excused absence for Mayor Morales and Council Member Smith on June 13, 2016.
- 6.3. **SUBJECT:** 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) (DP)
- RECOMMENDATION:** Council authorize the Police Department to continue in the application process for the Edward Byrne Memorial Justice Assistance Grant (JAG) and set a public hearing for July 12, 2016.
- 6.4. **SUBJECT:** Initiation of Proceedings for the Annual Levy of Landscape and Lighting Districts Annual Assessments for Fiscal Year 2016/17 (CC)
- RECOMMENDATION:** Council to adopt Resolution No. 2017-38 initiating proceedings for the Annual Levy of Landscape and Lighting District Assessments for the 2016/17; and adopt Resolution No. 2016-39 preliminarily approving the Landscape and Lighting Districts Annual Reports for FY 2016/17; and adopt Resolution No. 2016-40 declaring the intention to levy and collect assessments and set public hearing for July 12, 2016 to receive public comments on the levy of assessments.
- 6.5. **SUBJECT:** Resolution No. 2016-42 Authorizing Submittal of Regional Surface Transportation Program (RSTP) Claim for Fiscal Year 2015-2016 (BB)
- RECOMMENDATION:** Council to adopt Resolution Number 2016-42 authorizing the Public Works Director to submit a Regional Surface Transportation Program (RSTP) Claim for Fiscal Year 2015-2016 in the amount of \$246,306.
- 6.6. **SUBJECT:** Second Reading and Adoption of Ordinance No. 2016-01 Amending Title 5 and Title 17 of the Dinuba Municipal Code Prohibiting Medical Marijuana Cultivation and Delivery (DU)
- RECOMMENDATION:** Council conducts second reading and adopts Ordinance No. 2016-01 amending Title 5 and Title 17 of the Dinuba Municipal Code to further codify the prohibition of medical marijuana cultivation and delivery in the City of Dinuba.
- 6.7. **SUBJECT:** Bi-weekly Update of West El Monte Widening Project (DU)
- RECOMMENDATION:** For information purposes only.
- 6.8. **SUBJECT:** One Year Extension of Landscape Service Agreement between the City of Dinuba and Clean Cut Landscape, Inc. (JC)
- RECOMMENDATION:** Council approves a one-year extension of the Landscape Service Agreement with Clean Cut Landscape, Inc. from July 1, 2016 through

June 30, 2017, and authorizes the City Manager or designee to execute the agreement.

- 6.9. SUBJECT:** Measure R Cooperative Agreement Program Supplement for Fiscal Year 2016/17 for Transit Services (Dinuba/Reedley Route) (BB)

RECOMMENDATION: Council approve the Measure R Cooperative Agreement Program Supplement for Fiscal Year 2016/17 for Transit Services (Dinuba/Reedley Route) and authorize the City Manager or designee to execute the agreement.

7. WARRANT REGISTER

- 7.1. SUBJECT:** Approval of Warrants for June 17, 2016 (CC)

RECOMMENDATION: Council to review and approve warrants as presented.

8. DEPARTMENT REPORTS

- 8.1. SUBJECT:** Designation of League of California Cities Voting Delegates and Alternates (LB)

RECOMMENDATION: Council appoint a delegate and alternate delegate(s) to vote on matters pertaining to League policy on behalf of the City of Dinuba at the League of California Cities Annual Business Meeting.

- 8.2. SUBJECT:** Extension of Consultant Services Contract with Townsend Public Affairs, Inc. for Legislative Advocacy and Grant Writing Services (JA)

RECOMMENDATION: Council approve a one year extension of the consultant services contract with Townsend Public Affairs, Inc. from July 1, 2016 through June 30, 2017 and authorize the City Manager to execute the extension.

9. PUBLIC HEARING

- 9.1. SUBJECT:** Resolution Nos. 2016-36 and 2016-37, adopting Fiscal Year 2016-2017 City Budget and Capital Investment Program; and adopting of Gann Limit (CC)

RECOMMENDATION: Council to adopt Resolution Nos. 2016-36 and 2016-37, adopting Fiscal Year 2016-2017 City Budget and Capital Investment Program; and adopting of Gann Limit.

- 9.2. SUBJECT:** Public Hearing to Consider General Plan Amendment and Rezone for Angel Speed, L.P. (APN Nos. 014-063-009 & 029). (CC)

RECOMMENDATION: Council conduct a public hearing, receive testimony, close the public hearing and take the following action by one motion: Resolution No. 2016-32 (Attachment 'A') amending the General Plan Land Use Map from Residential-Medium and Commercial-Community to Commercial-General; and introduce and waive the full reading, by substitution of title only, Ordinance No.

2016-02 (Attachment 'B') amending the City of Dinuba Zoning Map from Single Family Residential (R-1-6) to General Commercial (C-4); and adopt Resolution No. 2016-43 approving Negative Declaration (Attachment 'C') for Rezone and General Plan Amendment.

10. MAYOR/COUNCIL REPORTS

- 10.1. Items from Mayor.
- 10.2. Items from Council Members.

11. CITY MANAGER/STAFF COMMUNICATIONS

- 11.1. Items from City Manager.
- 11.2. Independence Day Celebration, July 1, 2016 at Centennial Park (JC)

12. CLOSED SESSION

- 12.1. Conference with Labor Negotiators

Pursuant to Government Code Section 54957, Agency Designated Representative(s): Luis Patlan, City Manager and Cass Cook, Finance Director; Employee Group: Dinuba City Employees Association.

13. ADJOURNMENT



Daniel James for Linda Barkley, Deputy City Clerk

This is to certify that this agenda was posted at Dinuba City Hall, Dinuba Transit Center and the Dinuba Police Department by 5:30 p.m., June 24, 2016. A citizens' packet agenda regarding this agenda is available at City Hall, 405 City Hall East El Monte Way, Dinuba, CA. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Deputy City Clerk at (559) 591-5900 or lbarkley@dinuba.ca.gov. Notification 48 hours prior to the meeting will enable City staff to make reasonable arrangements (28 CFR 35.102-35.104 ADA Title II)

Esto es para certificar que este programa fue publicada en Dinuba City Hall, Dinuba Transit Center y el Departamento de Policía antes de 5:30 pm, 24 de Juno de 2016. El paquete del programa los ciudadanos respecto a este programa se encuentra disponible en 405 East El Monte Way, Dinuba, CA. En cumplimiento de la Ley de Estadounidenses con Discapacidades, si usted necesita asistencia especial para participar en esta reunión, por favor póngase en contacto con el diputado Secretaria de la ciudad al (559) 591-5900 o lbarkley@dinuba.ca.gov. Notificación 48 horas antes de la reunión permitirá que personal de la ciudad para hacer arreglos razonables.



City Manager's Office
559/591-5904

Development Services
559/591-5906

Parks & Community Services
559/591-5940

City Attorney
559/437-1770

Public Works Services
559/591-5924

Fire/Ambulance Services
559/591-5931

Administrative Services
559/591-5900

Engineering Services
559/591-5906

Police Services
559/591-5914

HISTORIC PRESERVATION COMMISSION MINUTES

Regular Meeting May 9, 2016

OPENING CEREMONIES:

1.1. Welcome & Call to Order - Chair

The meeting was called to order by Chair Hoyt at 8:32 AM.

1.2. Pledge of Allegiance

The Pledge of Allegiance was led by Commissioner Pelayo.

ROLL CALL:

Commissioners present were Uota, Morgan, Hoyt, Pelayo, Gerstenberg and Raison.

Commissioner Uota arrived at 8:38 AM.

Staff present were Rick Hartley, City Building Official, Cristobal Carrillo, Planner II, Rolando Garcia, Accounting Technician I and Recording Secretary

AGENDA CHANGES OR DELETIONS:

None

REQUEST TO ADDRESS COMMISSION:

None

CONSENT CALENDAR:

5.1. SUBJECT: Meeting Minutes for April 11, 2016

A motion was made by Commissioner Pelayo to approve the items under the Consent Calendar with the correction to item 6.3. The motion was seconded by Commissioner Gerstenberg and was unanimously approved.

COMMISSION REPORTS:

6.1. SUBJECT: Set Special Called Meeting (if necessary)

A motion was made by Commissioner Pelayo to set a Special Called Meeting on June 13, 2016. The motion was seconded by Commissioner Raison and was unanimously approved.

6.2. SUBJECT: April 20, 2016 Meeting with Tulare County Association of Realtors, Board of Directors

Commissioner Pelayo shared information from the meeting with the Tulare County Association of Realtors.

Discussion followed

6.3 Items from Commissioners

Commissioner Pelayo showed his appreciation to Staff for the opportunity to attend the California Preservation Foundation conference at the Presidio.

Commissioner Uota shared information about the possible purchase of the Maya Theater property from a previous City Council Meeting and also shared information about possible roundabouts on El Monte Way.

Commissioner Hoyt recommended that the Commissioners submit excused absence requests when absent from a meeting.

Discussion followed

STAFF COMMUNICATIONS:

7.1 Training Calendar

Carrillo reminded the Commission about the webinar being held at the Public Works conference room on Thursday, May 12, 2016.

Discussion followed

7.2 Ruiz Foods – George W. Bush Visit Commemoration / Museum Tour

Carrillo stated that he got an email from the contact person from Ruiz Foods with a suggested date for a tour of the Museum on May 16, 2016 at 10:00 AM.

7.3 Historic Preservation Commission Budget Update

Garcia presented the budget memorandum and expense report for the Historic Preservation Commission.

Discussion followed

7.4 Items from Staff

Staff stated that there was nothing to report at this time.

Chair Hoyt excused the Commission for a break at 9:23 AM.

WORK SESSION:

8.1 Review Historic Preservation Commission Goals, Policies and Implementing Measures

Carrillo opened the work session at 9:33 AM.

The Historic Preservation Commission reviewed the Goals, Policies and Implementing Measures and suggested revisions to it.

Discussion followed

Work session ended at 10:05am.

ADJOURNMENT:

A motion was made by Commissioner Uota to adjourn the meeting at 10:06am. The motion was seconded by Commissioner Pelayo and was unanimously approved.



Rolando Garcia, Recording Secretary



**ECONOMIC DEVELOPMENT
COMMISSION
REGULAR MEETING AGENDA
Thursday, May 5, 2016 – 7:00 am**

Dinuba Vocational Center
199 N. L Street | Dinuba, CA 93618
WWW.DINUBA.ORG

Dinuba City Staff
City Manager
Luis Patlan

Assistant City Manager/City Clerk
Jayne Anderson

EDC Secretary
Daniel James

1. OPENING CEREMONIES

1.1. Welcome and Call to Order

The meeting was called to order at 7:06 am.

1.2. Pledge of Allegiance

The Pledge of Allegiance was led by Commissioner Areguin.

1.3. Roll Call

Roll call was taken by Commission Secretary James.

DEDC Members present were: Thiesen, Meinert, McElroy, Sills, and Areguin.

DEDC Members absent were: Pena, Rodriguez (excused).

Others present were Daniel James, City of Dinuba.

2. AGENDA CHANGES OR DELETIONS

To better accommodate members of the public or convenience in the order of presentation, items on the agenda may not be presented or acted upon in the order listed. Additions to Agenda may be added only pursuant to California Government Code section 54956.8.

None.

3. PUBLIC COMMENT

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None.

4. PRESENTATIONS

4.1. None

5. APPROVAL OF MINUTES

5.1. **SUBJECT:** Meeting Minutes for April 7, 2016

RECOMMENDATION: Commission to review draft minutes and adopt as final.

A motion was made by Commissioner Thiesen, second by Commissioner McElroy, to adopt the April 7, 2016 meeting minutes with corrections.

Motion was unanimous to approve.

6. NEW BUSINESS

6.1. **SUBJECT:** Monthly Development and Business License Reports

RECOMMENDATION: Information item only.

6.2. **SUBJECT:** Monthly Update from the Workforce Investment Board (Sandy Miller)

RECOMMENDATION: Information item only.

Sandy Miller shared information from the Workforce Investment Board (WIB.) She explained that the WIB is currently working with K-Mart to assist with their closing (July/August). She also shared that the WIB continues to work with displaced Odwalla employees.

7. CHAIR/COMMISSIONER'S COMMENTS

7.1. Items from Chair

Sills and Meinert discussed the status of the DIC. Meinert suggested the City attorney get involved to assist with issues which are currently present with the Corporation.

7.2. Items from Commissioners

None.

8. STAFF COMMUNICATION

8.1. Items from Staff

**8.1. Items from Staff
Information only.**

ADJOURNMENT

The meeting adjourned at 8:21 am.



Trinidad Rodriguez, Chair

ATTEST:



Daniel James, Secretary



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

DEPARTMENT: POLICE

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

CITY COUNCIL MEETING
DATE: JUNE 28, 2016

To: Mayor and City Council
From: Ryan Robison, Administrative Sergeant
Subject: 2016 Edward Byrne Memorial Justice Assistance Grant (JAG)

RECOMMENDATION

Council authorize the Police Department to continue in the application process for the Edward Byrne Memorial Justice Assistance Grant (JAG) and to set a public hearing for July 12th, 2016 for public comment.

EXECUTIVE SUMMARY

The JAG allocates a set amount of money annually for selected law enforcement agencies within the state for local initiatives, technical training, personnel, and equipment for criminal justice programs. The Dinuba Police Department has received JAG funds for the last several years to purchase needed equipment.

OUTSTANDING ISSUES

None.

DISCUSSION

The Dinuba Police Department is expected to receive \$15,527 in JAG funding for 2016. The department plans on purchasing new LIDAR/RADAR units and Alco-Sensors for traffic safety and DUI enforcement.

FISCAL IMPACT

The \$15,527 JAG funds will be used by the police department to purchase needed equipment.

PUBLIC HEARING

A public hearing notice will be published in the Dinuba Sentinel.

Attachments:

A. None.



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

DEPARTMENT: FINANCE

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

CITY COUNCIL MEETING
DATE: JUNE 28, 2016

To: Mayor and City Council
From: Cass Cook, Finance Director
Subject: Initiation of Proceedings for the Annual Levy of Landscape and Lighting Districts Annual Assessments for Fiscal Year 2016/17

RECOMMENDATION

City take the following action by one motion:

1. Adopt Resolution No. 2017-38 initiating proceedings for the Annual Levy of Landscape and Lighting District Assessments for the 2016/17; and
2. Adopt Resolution No. 2016-39 preliminarily approving the Landscape and Lighting Districts Annual Reports for FY 2016/17; and
3. Adopt Resolution No. 2016-40 declaring the intention to levy and collect assessments and set public hearing for July 12, 2016 to receive public comments on the levy of assessments.

EXECUTIVE SUMMARY

The City of Dinuba, by previous resolutions, formed a total of 18 landscape and lighting assessment districts (collectively referred to as the "Districts"). The Landscape and Lighting Act of 1972, pursuant to which these Districts were formed, requires City Council action annually to update the assessments which appear on the Tulare County property tax roll. The amount of the levy on each parcel will not increase from Fiscal Year 2015/16. The action by the Council will initiate proceedings and set a public hearing for July 12, 2016 to receive public testimony on the annual assessments.

OUTSTANDING ISSUES

None.

DISCUSSION

The Landscaping and Lighting Act of 1972 ("the Act") authorizes cities to impose assessments on benefitted properties to finance construction of street landscaping, street lighting, traffic signals, parks, street trees, sidewalk repair, recreational improvements; as well as maintenance and servicing of any of these improvements. In accordance with Act, the City formed 18 landscape and lighting assessment Districts (collectively referred to as the "Districts").

Each year, the City prepares an annual report for each District, along with the District estimates for an operating budget, to calculate the assessment annually levied for each parcel. This budget determines what maintenance operations are performed for the fiscal year and directs the County Assessor what to levy each parcel.

The Fiscal Year 2016/17 Annual Reports prepared for the City of Dinuba Landscape and Lighting Assessment Districts (Attachment 'D') and the City of Dinuba Parkside Village Unit Nos. 2 and 3 Landscape and Lighting Assessment District ('E') are enclosed herein.

The annual reports contain the following information:

- The plans and specifications describing the general nature, location and extent of the improvements to be maintained;
- An estimate of cost of the maintenance and/or servicing of the improvements for the referenced fiscal year;
- A diagram showing the areas and the properties to be assessed; and
- An assessment of the estimated costs of the maintenance and/or servicing, assessing the net amount upon all assessable lots and/or parcels in proportion to the benefits received.

State regulations require a two part process to complete the annual levy. The first part of the process requires Council to take action to initiate proceedings for the levy, approve the Annual Reports for the Districts and call for a public hearing. The second part to complete the levy process is for the Council to conduct a public hearing and adopt the Annual Report and order the levy and collection of the assessment within the Districts.

If authorized by the Council, a public hearing will be noticed for July 12, 2016. Following the public hearing and approval by the Council, the assessment data will be delivered to the Tulare County Auditor-Controller's Office and processed for the collection of assessments in FY 2016/17.

FISCAL IMPACT

The amount of the levy on each parcel will not increase from Fiscal Year 2015/16. In order to fund the maintenance activities of all 18 Districts, it is estimated that a total annual budget of approximately \$456,400 is required for Fiscal Year 2016/17. It is anticipated that a total of approximately \$395,600 will be collected in assessment revenue. The difference of approximately \$60,800 will need to be funded via a contribution from either available assessment district funds or another unrestricted revenue source.

PUBLIC HEARING

A public hearing notice will be published in the Dinuba Sentinel and on the City's website for July 12, 2016.

Attachments:

- A. Resolution No. 2016-38, initiating proceedings for the Annual Levy of Landscape and Lighting Districts Assessments for the 2016/17
- B. Resolution No. 2016-39, approving the annual reports for the City's Landscape and Lighting Assessment Districts for Fiscal Year 2016/17
- C. Resolution No. 2016-40, declaring intention to levy and collect assessments within the City's Landscape and Lighting Assessment Districts for Fiscal Year 2016/17, and setting the time and the place for the public hearing on the levy of the proposed assessments.
- D. City of Dinuba Landscape and Lighting Assessment Districts, Fiscal Year 2016/17 Annual Report
- E. City of Dinuba Parkside Village Unit Nos. 2 and 3 Landscape and Lighting Assessment District, Fiscal Year 2016/17 Annual Report

Attachment "A"

RESOLUTION NO. 2016-38

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DINUBA,
CALIFORNIA, INITIATING PROCEEDINGS FOR THE ANNUAL LEVY
AND COLLECTION OF ASSESSMENTS FOR THE CITY OF DINUBA
LANDSCAPING AND LIGHTING DISTRICTS AND THE PARKSIDE
VILLAGE UNIT NOS. 2 AND 3 LANDSCAPE AND LIGHTING
ASSESSMENT DISTRICT FOR FISCAL YEAR 2016/17**

WHEREAS, the City Council of the City of Dinuba, California ("the City Council"), pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California beginning with Section 22500 ("the Act"), desires to levy and collect annual assessments for the City of Dinuba Landscaping and Lighting Districts and the Parkside Village Unit Nos. 2 and 3 Landscape and Lighting Assessment District (collectively referred to as "the Districts") to pay for the operation, maintenance and servicing of the landscaping improvements and all appurtenant facilities related thereto. The Act provides for the levy of such assessments by the County on behalf of the City pursuant to Chapter 4, Article 2; and

WHEREAS, the District and the associated assessments are in compliance with the provisions of California Constitution Article XI IID; and

WHEREAS, the City Council has retained NBS as the engineer for the purpose of assisting with the annual levy of the Districts and to prepare and file an annual report with the City Clerk in accordance with the Act.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DINUBA, CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:

1. That the above recitals are true and correct.
2. That the City Council hereby proposes to levy and collect assessments against the lots and parcels of land within the Districts to pay for the costs and expenses of the improvements described in section 3 hereof for the fiscal year commencing July 1, 2016 and ending June 30, 2017, pursuant to the Landscaping and Lighting Act of 1972, being Part 2 of Division 15 of the Streets and Highways Code (the "Act") and as provided by Article XII D of the California Constitution.
3. That the general location and boundaries of the Districts are shown on maps on file in the office of the City Clerk, are incorporated herein by reference, and open to public inspection.
4. That the proposed general services provided by the districts include the maintenance of landscaping, which may include trees, shrubs, turf or other ornamental vegetation; the servicing of related plumbing and irrigation facilities; and the maintenance of related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to

beautify and aesthetically enhance the environment. The maintenance of public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the district. In addition, some districts require street alley maintenance.

5. That the City Council hereby designates NBS as the engineer for the purposes of these proceedings and orders the engineer to prepare and file with the City Clerk a written annual report in accordance with Article XIID, Section 4 of the California Constitution and Article 4 (commencing with Section 22565) of Chapter 1 of the Act for Fiscal Year 2016-2017 commencing July 1, 2016 and ending June 30, 2017. Such report shall refer to the Districts by its distinctive designation.

THE FOREGOING RESOLUTION WAS ADOPTED upon motion of Council Member _____, seconded by Council Member _____, at a regular meeting this 28th day of June, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

CITY OF DINUBA:

Emilio Morales, Mayor

ATTEST:

Linda Barkley, Deputy City Clerk

APPROVED AS TO FORM:

Nancy A. Jenner, City Attorney

Attachment "B"

RESOLUTION NO. 2016-39

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DINUBA, CALIFORNIA, APPROVING THE ANNUAL REPORTS FOR THE CITY OF DINUBA LANDSCAPING AND LIGHTING DISTRICTS AND THE PARKSIDE VILLAGE UNIT NOS. 2 AND 3 LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT FOR FISCAL YEAR 2016/17

WHEREAS, the City Council of the City of Dinuba, California ("the City Council"), pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California beginning with Section 22500 ("the Act"), desires to levy and collect annual assessments for the City of Dinuba Landscaping and Lighting Districts and the Parkside Village Unit Nos. 2 and 3 Landscape and Lighting Assessment District (collectively referred to as "the Districts") to pay for the operation, maintenance and servicing of the landscaping improvements and all appurtenant facilities related thereto. The Act provides for the levy of such assessments by the County on behalf of the City pursuant to Chapter 4, Article 2; and

WHEREAS, the City retained NBS for the purpose of assisting with the levy of the Districts and the preparation and filing of the Annual Reports for Fiscal Year 2016/17; and

WHEREAS, NBS has prepared and filed with the City Clerk, and the City Clerk has presented to the City Council, such reports, which are entitled "City of Dinuba Landscape and Lighting Assessment Districts, Fiscal Year 2016/17 Annual Report" and "City of Dinuba Parkside Village Unit Nos. 2 and 3 Landscape and Lighting Assessment District, Fiscal Year 2016/17 Annual Report"; and

WHEREAS, the City Council has carefully examined and reviewed the Annual Reports as presented, and is satisfied with each and all of the items and documents as set forth therein, and finds that the assessment levy has been spread in accordance with the special benefits received from the improvements, operation, maintenance, and services to be performed, set forth in the Annual Reports.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DINUBA, CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:

1. The City Council hereby approves the Annual Reports concerning the levy of assessments for the Districts, as submitted by NBS, for the fiscal year commencing July 1, 2016 and ending June 30, 2017.

THE FOREGOING RESOLUTION WAS ADOPTED upon motion of Council Member _____, seconded by Council Member _____, at a regular meeting this 28th day of June, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

CITY OF DINUBA:

Emilio Morales, Mayor, City of Dinuba

ATTEST:

Linda Barkley, Deputy City Clerk

APPROVED AS TO FORM:

Nancy A. Jenner, City Attorney

Attachment "C"

RESOLUTION NO. 2016-40

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DINUBA,
CALIFORNIA, DECLARING ITS INTENTION TO LEVY AND
COLLECT ASSESSMENTS WITHIN THE CITY OF DINUBA
LANDSCAPING AND LIGHTING DISTRICTS AND THE PARKSIDE
VILLAGE UNIT NOS. 2 AND 3 LANDSCAPE AND LIGHTING
ASSESSMENT DISTRICT FOR FISCAL YEAR 2016/17, AND
SETTING THE TIME AND THE PLACE FOR A PUBLIC HEARING ON
THE LEVY OF THE PROPOSED ASSESSMENTS**

WHEREAS, the City Council of the City of Dinuba, California ("the City Council"), pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California beginning with Section 22500 ("the Act"), desires to levy and collect annual assessments for the City of Dinuba Landscaping and Lighting Districts and the Parkside Village Unit Nos. 2 and 3 Landscape and Lighting Assessment District (collectively referred to as "the Districts") to pay for the operation, maintenance and servicing of the landscaping improvements and all appurtenant facilities related thereto. The Act provides for the levy of such assessments by the County on behalf of the City pursuant to Chapter 4, Article 2; and

WHEREAS, the City Council desires to take proceedings to provide for the levy and collection of assessments for Fiscal Year 2016/17 to provide for the costs and expenses necessary to pay for the maintenance of the improvements within the Districts; and

WHEREAS, there has been presented and approved by the City Council the Annual Reports, as required by law, and the City Council is desirous of continuing with the proceedings for said annual assessment levy.

NOW, THEREFORE, the City Council of the City of Dinuba, DOES HEREBY RESOLVE as follows:

1. That the above recitals are all true and correct.
2. That the public interest and convenience requires, and it is the intention of this City Council, to levy and collect assessments to pay the annual costs and expenses for the installation, replacement, maintenance and/or servicing of the improvements for the above-referenced Districts.
3. That said improvements are of direct benefit to the properties within the boundaries of the Districts. The City Council declared the area to be benefited by said improvements, and for particulars, reference is made to the boundary maps as previously approved by the City Council, which is, by reference, incorporated into the Annual Reports, a copy of which is on file in the Office of the City Clerk and open for public inspection, and are designated as "City of Dinuba Landscape and Lighting Assessment Districts, Fiscal Year 2016/17 Annual Report" and

“City of Dinuba Parkside Village Unit Nos. 2 and 3 Landscape and Lighting Assessment District, Fiscal Year 2016/17 Annual Report.”

4. That the Annual Reports, as approved by the City Council, are on file in the Office of the City Clerk, and open for public inspection. Reference is made to the Annual Reports for a full and detailed description of the improvements to be maintained, the boundaries of the Districts and any zones therein, and the proposed assessments upon assessable lots and parcels of land within Districts.

5. All costs and expenses of the works of maintenance and incidental expenses have been apportioned and distributed to the benefiting parcels in accordance with the special benefits received from the improvements.

6. The assessments are not proposed to increase from the previous year above that previously approved by the property owners (as “increased assessment” is defined in Section 54954.6 of the Government Code).

7. Notice is hereby given that on Tuesday, July 12, 2016 at 6:30 p.m. in City Council Chambers, at 405 E. El Monte Way, Dinuba, California, the City Council will hold a hearing on the levy of the proposed assessment, at which time all interested persons shall be afforded an opportunity to hear and be heard. Any interested person may, prior to the conclusion of the hearing, file a written protest with the City Clerk or, having previously filed a protest, file a written withdrawal of the protest. A written protest shall state all grounds of objection. A protest by a property owner shall contain a description sufficient to identify the property owned by that person.

8. At least 10 days prior to the date of the hearing, the City Clerk shall give notice of the hearing by causing this resolution to be published once in a newspaper of general circulation within the City.

THE FOREGOING RESOLUTION WAS ADOPTED upon motion of Council Member _____, seconded by Council Member _____, at a regular meeting this 28th day of June, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

CITY OF DINUBA

Emilio Morales, Mayor

ATTEST:

Linda Barkley, Deputy City Clerk

APPROVED AS TO FORM:

Nancy A. Jenner, City Attorney

Attachment 'D'

City of Dinuba

Landscape and Lighting Assessment Districts

Fiscal Year 2016/17 Annual Report

June 2016

**CITY OF DINUBA
LANDSCAPE AND LIGHTING ASSESSMENT DISTRICTS**

405 E. El Monte Way
Dinuba, CA 93618
Phone: (559) 591-5900

CITY COUNCIL

Emilio Morales, Mayor

Scott Harness, Council Member

Maribel Reynosa, Council Member

Mike Smith, Council Member

Kuldip Thusu, Council Member

CITY STAFF

Luis Patlan, City Manager

Cass Cook, Finance Director

Karina Solis, Fiscal Analyst I

NBS

Danielle Wood, Client Services Director

Brian Brown, Associate Director

Reena Arvizu, Financial Analyst

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1. EXECUTIVE SUMMARY

The City Council of the City of Dinuba (the "City Council"), pursuant to the Landscaping and Lighting Act of 1972, being Division 15, Part 2 of the Streets and Highways Code of the State of California ("1972 Act"), previously formed each Landscaping and Lighting Assessment District ("L&L" or "District") referenced herein.

The City Council has directed NBS Government Finance Group, DBA NBS ("NBS") to prepare and file a report for Fiscal Year 2016/17 (the "Report") in accordance with Chapter 1, Article 4 of the Act presenting plans and specifications describing the general nature, location and extent of the improvements to be maintained; an estimate of the costs to maintain, operate, and service the improvements for the District for the referenced fiscal year; a diagram for the District showing the area and properties to be assessed; and an assessment of the estimated costs to maintain and service the improvements, stating the net amount to be assessed upon all assessable lots or parcels within the District in proportion to the special benefit received.

The following assessments will be levied in accordance with the assessment methodology adopted and approved for each L&L by the City Council at the time of the formations, and are intended to cover the portion of the estimated costs of maintenance, operation, and servicing of the improvements, to be paid by the assessable real property within the L&Ls for Fiscal Year 2016/17:

| Landscaping and Lighting Assessment Districts ⁽¹⁾ | Annual Budget | Annual Assessments ⁽²⁾ | Assessable Parcels | Assessment per Parcel ⁽²⁾ |
|--|---------------------|-----------------------------------|--------------------|--------------------------------------|
| Country Club Estates No. 3 Subdivision | \$13,383.00 | \$11,158.16 | 52 | \$214.58 |
| Harvest Estates Subdivision | 1,522.00 | 1,521.72 | 18 | 84.56 |
| Peachwood Village Subdivision | 23,225.00 | 19,623.20 | 95 | 206.56 |
| Nebraska Park/Pond Benefit District ⁽³⁾ | 81,937.00 | 61,307.38 | 364 | 146.22 to 637.72 |
| Marshall Acres | 17,235.00 | 11,368.00 | 80 | 142.10 |
| Tierra Vista Phase I | 9,417.00 | 5,866.80 | 30 | 195.56 |
| Sierra Heights | 11,448.00 | 11,447.52 | 84 | 136.28 |
| Alta Mission Estates | 7,605.00 | 5,125.00 | 41 | 125.00 |
| Morningside | 19,011.00 | 8,167.30 | 49 | 84.42 & 170.18 |
| Morningside Phase 2 | 13,446.00 | 9,319.16 | 47 | 198.28 |
| Sugar Plum – Villagio ⁽⁴⁾ | 13,106.00 | 13,105.32 | 141 | 74.26 & 116.08 |
| Citrus Heights | 1,571.00 | 1,570.88 | 16 | 98.18 |
| Sierra View Estates | 5,226.00 | 4,792.50 | 25 | 191.70 |
| Stony Creek | 3,138.00 | 2,319.46 | 11 | 210.86 |
| Parkside-Murfield ⁽⁴⁾ | 64,731.00 | 64,730.50 | 357 | 180.30 & 181.88 |
| Viscaya I & II ⁽⁵⁾ | 121,801.00 | 121,796.30 | 365 | 306.02 |
| Lincoln-McKinley Estates | 4,796.00 | 3,927.28 | 14 | 280.52 |
| Totals: | \$412,598.00 | \$357,146.48 | 1,789 | N/A |

(1) District names have been abbreviated.

(2) Includes rounding adjustment.

(3) Assessments per parcel are shown as a range since individual parcels are assessed at different rates.

(4) Rates differ for parcels within each housing development.

(5) District contains one multi-family parcel that contains a parcel charge of \$10,405.02 due to the number of units developed on the parcel.

The word "parcel," for the purposes of this Report, refers to an individual property assigned its own assessor's parcel number by the Tulare County Assessor's Office. The Tulare County Auditor/Controller uses assessor's parcel numbers and specific fund numbers to identify on the tax roll properties assessed for special district benefit assessments.

Select Districts may not be collecting sufficient assessment revenue to cover the annual proposed budget. As such, these Districts may require a contribution draw from either available assessment district funds or other unrestricted revenue sources.

Following consideration of public comments at a noticed public hearing, and following review of this Report, the City Council may confirm the Report as submitted, and may order the levy and collection of assessments for Fiscal Year 2016/17. If approved, the assessment information shall be submitted to the County Auditor-Controller, and included on the property tax roll for each benefiting parcel for Fiscal Year 2016/17.

2. INTRODUCTION

2.1 Background

The City of Dinuba was incorporated in 1906. Currently, the incorporated limits of the City include approximately 6.5 square miles. The City, located in the northern part of Tulare County, lies in the heart of California's agriculturally-rich San Joaquin Valley, near the Sierra Nevada Mountain Range. The City is a service center for a large farming area that extends into both Tulare and Fresno Counties. Dinuba is the fourth largest city in Tulare County in terms of population, with just over 23,000 residents.

Dinuba was originally established in 1888 because of the railroad. The rich agricultural space, helped the area quickly grow into a thriving community, as people from surrounding regions moved closer to the railroad shipping area. Since its founding, Dinuba has experienced consistent growth – increasing from 970 people in 1910 to a population of over 23,000 in 2014. Dinuba is also one of the San Joaquin Valley's most productive agricultural spots. The variety of crops include: cotton, nuts, vegetables, and fruits. Although agriculture is one of Dinuba's primary strengths, the community has seen modest growth in commercial and industrial areas for many years. For example, the City is home to some major manufacturing and distribution facilities such as Ruiz Foods Products Inc. and Odwalla Inc. The concentration of employers continues to attract more residents as well as commercial businesses. Growth in the number of residents and businesses has led to housing development as a regular occurrence within the community.

As development continued within Dinuba, the City utilized landscape and lighting assessment districts, to help fund the ongoing maintenance of various public improvements within these developments and provide various types of maintenance services. As such, the City began using assessment districts, formed under the Act, in the late 1980s.

2.2 1972 Act and Proposition 218

Pursuant to the 1972 Act and Article XIID, all parcels that have a special benefit conferred upon them as a result of the maintenance and operation of the improvements and services shall be identified, and the proportionate special benefit derived by each identified parcel shall be determined in relationship to the entire costs of the maintenance and operation of the improvements and services. The 1972 Act permits the establishment of assessment districts for the purpose of providing maintenance and operation of certain improvements which include the operation, maintenance and servicing of landscaping and lighting improvements.

Section 22573 of the 1972 Act requires that maintenance assessments must be levied according to benefit rather than according to assessed value. This Section states:

"The net amount to be assessed upon lands within an assessment district may be apportioned by any formula or method which fairly distributes the net amount among all assessable lots or parcels in proportion to the estimated benefit to be received by each such lot or parcel from the improvements."

"The determination of whether or not a lot or parcel will benefit from the improvements shall be made pursuant to the Improvement Act of 1911 (Division 7 (commencing with Section 5000) [of the Streets and Highways Code, State of California])."

The 1972 Act also permits the designation of zones of benefit within any individual assessment district if "by reasons or variations in the nature, location, and extent of the improvements, the various areas will receive different degrees of benefit from the improvement" (Section 22547).

Proposition 218, the "Right to Vote on Taxes Act" was approved by California voters in 1996, which added Articles XIII C and XIII D to the California State Constitution. The primary results of Proposition 218 were stricter definitions of assessments, special taxes, fees, and charges, and a general mandate for some type of voter approval for any new or increased assessment, tax, or property-related fee. The Proposition 218 Omnibus Implementation Act ("Implementation Act") became effective July 1, 1997. The Implementation Act provided for procedures throughout the notice, protest, and hearing process. This Annual Report has been prepared to be consistent with current practices and the California State Constitution.

Article XIII D, Section 4(a) of the California Constitution limits the amount of any assessment to the proportional special benefit conferred on the property. Article XIII D also provides that publicly owned properties must be assessed unless there is clear and convincing evidence that those properties receive no special benefit from the assessment. Examples of public parcels that could be exempted from the assessment would be the areas of public streets, public avenues, public lanes, public roads, public drives, public courts, public alleys, public easements and rights-of-ways, public greenbelts, and public parkways. The net amount to be assessed may be apportioned by any formula or method which fairly distributes the net amount to be assessed among all assessable lots or parcels.

2.3 Process for Annual Assessment

The City is collecting annual assessments within the L&Ls in compliance with the procedures specified in the 1972 Act. On an annual basis, an Engineer's Report must be prepared which contains a full and detailed description of the improvements, the boundaries of the assessment district and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the districts.

The City Council must also annually adopt a resolution of intention which:

- Declares the intention of the City Council to levy and collect assessments within the assessment district for the fiscal year stated therein.
- Generally describes the existing and proposed improvements and any substantial changes proposed to be made in existing improvements.
- Refers to the assessment district by its distinctive designation and indicate the general location of the district.
- Refers to the report of the engineer, on file with the clerk, for a full and detailed description of the improvements, the boundaries of the assessment district and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the district.
- Gives notice of the time and place for public hearing by the City Council on the levy of the proposed assessment.
- States whether the assessment is proposed to increase from the previous year.

If the assessments are to be levied in the same or lesser amounts than the maximum assessment allowed, the City Clerk shall give notice by causing the resolution of intention to be published. Any interested person may, prior to the conclusion of the public hearing, file a written protest which shall state all grounds of objection. The protest shall contain a description sufficient to identify the property owned by the property owner filing the protest. During the course or upon conclusion of the hearing, the City Council may order changes in any of the matters provided in the report, including changes in the improvements, any zones within the assessment district, and the proposed diagram or the proposed assessment.

The City Council, upon conclusion of the public hearing must then adopt a resolution confirming the diagram and assessment, either as originally proposed or as changed by it. The adoption of the resolution shall constitute the levy of an assessment for the fiscal year referred to in the resolution.

If the assessment to be levied exceeds the maximum assessment allowed, the City must comply with the procedures specified in Article XIII D and Proposition 218. The voters in the State of California in November 1996 added Article XIII D to the California Constitution imposing, among other requirements, the necessity for the City to conduct an assessment ballot procedure to enable the owners of each

property on which assessments are proposed to be enacted or increased, the opportunity to express their support for, or opposition to the proposed assessment or increase in such assessment.

2.4 Purpose of the Annual Assessment

Approval of the assessments covered by this Annual Report will generate the revenue necessary to provide for the ongoing maintenance and servicing of the various improvements, more particularly described for each L&L throughout this Annual Report.

The City's assessment districts are authorized to and regularly provide a variety of services benefiting the properties that lie within the boundaries of each assessment district. The City provides services either directly through City staff or indirectly via contractors to service the public improvements and specified areas within the boundaries of the districts.

In general, the services provided by the districts include the maintenance of landscaping, which may include trees, shrubs, turf or other ornamental vegetation; the servicing of related plumbing and irrigation facilities; and the maintenance of related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. The maintenance of public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the district. In addition, some districts require street alley maintenance.

2.5 Plans and Specifications

The boundaries for each L&L, as well as the specific plans and specifications related to the continued maintenance, operations, servicing, and administration of the various improvements are detailed in each L&L's dedicated section of this Annual Report. There are no proposed new improvements or any substantial changes in the existing improvements within the boundaries of each L&L.

3. COUNTRY CLUB ESTATES NO. 3 SUBDIVISION ASSESSMENT DISTRICT NO. 89-01

3.1 Summary of District

In 1989, the City formed the Country Club Estates No. 3 Subdivision Assessment District No. 89-01.

Description of the Boundaries

The District generally consists of property northerly located along West Kelly Drive, west of Lillie Avenue, north of West El Monte Way, and properties easterly located along North Kelly Drive. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

3.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Country Club Estates No. 3 Subdivision Assessment District No. 89-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$3,476.00 |
| Supplies | 208.00 |
| Electric | 3,998.00 |
| Water | 0.00 |
| Contractual Services | <u>1,661.00</u> |
| Subtotal Maintenance and Operations | \$9,343.00 |
| Add: Administrative Costs | \$4,040.00 |
| Total Annual Budget | \$13,383.00 |
| Total Assessment Revenue | \$11,158.16 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$2,224.84 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

3.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$84.32 per lot. In June 2008, the City conducted Proposition 218 proceedings to increase the maximum assessment rate and to allow for an annual inflator equal to the annual budget cost increase or 5.0%, whichever is less. Property owners approved the rate increase and the inflator.

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$214.58. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 52 | \$214.58 | \$11,158.16 |

The assessment roll for the District can be found in Section 22 of this Report.

4. HARVEST ESTATES SUBDIVISION ASSESSMENT DISTRICT NO. 90-01

4.1 Summary of District

In 1990, the City formed the Harvest Estates Subdivision Assessment District No. 90-01.

Description of the Boundaries

The District generally consists of property located south of West Nebraska Avenue, east of North Euclid Avenue and along West Euclid Circle, and west of North Alta Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

4.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Harvest Estates Subdivision Assessment District No. 90-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|-------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$0.00 |
| Supplies | 0.00 |
| Electric | 572.00 |
| Water | 0.00 |
| Contractual Services | <u>0.00</u> |
| Subtotal Maintenance and Operations | \$572.00 |
| Add: Administrative Costs | \$950.00 |
| Total Annual Budget | \$1,522.00 |
| Total Assessment Revenue | \$1,521.72 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$0.28 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

4.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$91.72 per lot. Currently, there is no inflator associated with the District assessments.

The Fiscal Year 2016/17 assessment rate per lot is \$84.56, which represents an annual decrease of 30.94% from Fiscal Year 2015/16. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel⁽¹⁾ | Fiscal Year 2016/17 Assessments |
|---------------------------|--|--|
| 18 | \$84.56 | \$1,521.72 |

(1) Rounded down to even cents per parcel for County Tax Roll purposes.

The assessment roll for the District can be found in Section 22 of this Report.

5. PEACHWOOD VILLAGE SUBDIVISION ASSESSMENT DISTRICT NO. 90-02

5.1 Summary of District

In 1990, the City formed the Peachwood Village Subdivision Assessment District No. 90-02.

Description of the Boundaries

The District generally consists of property south of Saginaw Avenue, east of the railroad tracks and North Alice Street, along and north of West North Way, and along and east of both North Kelly Drive and North Lyndsay Way. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

5.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Peachwood Village Subdivision Assessment District No. 90-02 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$6,955.00 |
| Supplies | 323.00 |
| Electric | 5,497.00 |
| Water | 0.00 |
| Contractual Services | <u>3,321.00</u> |
| Subtotal Maintenance and Operations | \$16,096.00 |
| Add: Administrative Costs | \$7,129.00 |
| Total Annual Budget | \$23,225.00 |
| Total Assessment Revenue | \$19,623.20 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$3,601.80 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

5.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$98.30 per lot. In June 2008, the City conducted Proposition 218 proceedings to increase the maximum assessment rate and to allow for an annual inflator equal to the annual budget cost increase or 5.0%, whichever is less. Property owners approved the rate increase and the inflator.

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$206.56. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 95 | \$206.56 | \$19,623.20 |

The assessment roll for the District can be found in Section 22 of this Report.

6. NEBRASKA PARK/POND BENEFIT DISTRICT LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 92-01

6.1 Summary of District

In 1992, the City formed the Nebraska Park/Pond Benefit Landscaping and Lighting Assessment District No. 92-01.

Description of the Boundaries

The District generally consists of property south of East Nebraska Avenue, west of North Alta Avenue, north of East Davis Drive, west of North Eaton Avenue, north of East Northridge Drive, east of North Newton Drive, north of East Bel Aire Drive, north of East Davis Drive, and west of North Crawford Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

6.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Nebraska Park/Pond Benefit Landscaping and Lighting Assessment District No. 92-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$31,317.00 |
| Supplies | 1,377.00 |
| Electric | 13,279.00 |
| Water | 0.00 |
| Contractual Services | <u>5,191.00</u> |
| Subtotal Maintenance and Operations | \$51,164.00 |
| Add: Administrative Costs | \$30,773.00 |
| Total Annual Budget | \$81,937.00 |
| Total Assessment Revenue | \$61,307.38 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$20,629.62 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

6.3 Fiscal Year 2016/17 Assessment

Assessments are based upon acreage and are divided equally upon each parcel's assigned lot or single lot equivalent. In June 2008, the City conducted Proposition 218 proceedings to increase the maximum assessment rate and to allow for an annual inflator equal to the annual budget cost increase or 5.0%, whichever is less. Property owners approved the rate increase and the inflator.

The assessment rate per lot varies based upon each parcels benefit area. The Fiscal Year 2016/17 assessment rates per parcel remain the same as Fiscal Year 2015/16, with assessment rates per parcel ranging between \$146.22 and \$637.72. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 364 | \$146.22 to \$637.72 | \$61,307.38 |

The assessment roll for the District can be found in Section 22 of this Report.

7. MARSHALL ACRES LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 93-01

7.1 Summary of District

In 1993, the City formed the Marshall Acres Landscaping and Lighting Assessment District No. 93-01.

Description of the Boundaries

The District generally consists of property south of East Kamm Avenue, west of South College Avenue, and along both East Marshall Avenue and South Wright Street. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

7.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Marshall Acres Landscaping and Lighting Assessment District No. 93-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$4,637.00 |
| Supplies | 459.00 |
| Electric | 4,876.00 |
| Water | 0.00 |
| Contractual Services | <u>2,202.00</u> |
| Subtotal Maintenance and Operations | \$12,174.00 |
| Add: Administrative Costs | \$5,061.00 |
| Total Annual Budget | \$17,235.00 |
| Total Assessment Revenue | \$11,368.00 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$5,867.00 |

⁽¹⁾ May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

7.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$101.00 per lot. In June 2008, the City conducted Proposition 218 proceedings to increase the maximum assessment rate and to allow for an annual inflator equal to the annual budget cost increase or 5.0%, whichever is less. Property owners approved the rate increase and the inflator.

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$142.10. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 80 | \$142.10 | \$11,368.00 |

The assessment roll for the District can be found in Section 22 of this Report.

8. TIERRA VISTA PHASE I ASSESSMENT DISTRICT NO. 95-01

8.1 Summary of District

In 1995, the City formed the Tierra Vista Phase I Assessment District No. 95-01.

Description of the Boundaries

The District generally consists of property east of North Crawford Avenue along East Gerald Avenue and Cherie Ann Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

8.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Tierra Vista Phase I Assessment District No. 95-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|-------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$3,476.00 |
| Supplies | 236.00 |
| Electric | 1,003.00 |
| Water | 0.00 |
| Contractual Services | 664.00 |
| Subtotal Maintenance and Operations | \$5,379.00 |
| Add: Administrative Costs | \$4,038.00 |
| Total Annual Budget | \$9,417.00 |
| Total Assessment Revenue | \$5,866.80 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$3,550.20 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

8.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$139.00 per lot. In June 2008, the City conducted Proposition 218 proceedings to increase the maximum assessment rate and to allow for an annual inflator equal to the annual budget cost increase or 5.0%, whichever is less. Property owners approved the rate increase and the inflator.

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$195.56. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 30 | \$195.56 | \$5,866.80 |

The assessment roll for the District can be found in Section 22 of this Report.

9. SIERRA HEIGHTS LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 95-02

9.1 Summary of District

In 1995, the City formed the Sierra Heights Landscaping and Lighting Assessment District No. 95-02.

Description of the Boundaries

The District generally consists of property along and south of Kamm Avenue, east of Alta Avenue, along and north of Lois Lane, along and west of Kimberly Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

9.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Sierra Heights Landscaping and Lighting Assessment District No. 95-02 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$2,317.00 |
| Supplies | 108.00 |
| Electric | 2,693.00 |
| Water | 0.00 |
| Contractual Services | <u>3,321.00</u> |
| Subtotal Maintenance and Operations | \$8,439.00 |
| Add: Administrative Costs | \$3,009.00 |
| Total Annual Budget | \$11,448.00 |
| Total Assessment Revenue | \$11,447.52 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$0.48 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

9.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$136.00 per lot. In June 2008, the City conducted Proposition 218 proceedings to increase the maximum assessment rate and to allow for an annual inflator equal to the annual budget cost increase or 5.0%, whichever is less. Property owners approved the rate increase and the inflator.

The Fiscal Year 2015/16 assessment rate per lot was \$145.88. The Fiscal Year 2016/17 assessment rate per lot is \$136.29, which represents an annual decrease of 7.04%. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel ⁽¹⁾ | Fiscal Year 2016/17 Assessments |
|---------------------------|---|--|
| 84 | \$136.28 | \$11,447.52 |

(1) Rounded down to even cents per parcel for County Tax Roll purposes.

The assessment roll for the District can be found in Section 22 of this Report.

10. ALTA MISSION ESTATES LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 98-01

10.1 Summary of District

In 1998, the City formed the Alta Mission Estates Landscaping and Lighting Assessment District No. 98-01.

Description of the Boundaries

The District generally consists of properties located along both sides of South Grace Lane, Kimberly Avenue, Lois Lane, Payan Avenue, and Exie Lane. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

10.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Alta Mission Estates Landscaping and Lighting Assessment District No. 98-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|-------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$2,317.00 |
| Supplies | 181.00 |
| Electric | 1,544.00 |
| Water | 0.00 |
| Contractual Services | <u>554.00</u> |
| Subtotal Maintenance and Operations | \$4,596.00 |
| Add: Administrative Costs | \$3,009.00 |
| Total Annual Budget | \$7,605.00 |
| Total Assessment Revenue | \$5,125.00 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$2,480.00 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

10.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$125.00 per lot. Currently, there is no inflator associated with the District assessments.

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$125.00. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 41 | \$125.00 | \$5,125.00 |

The assessment roll for the District can be found in Section 22 of this Report.

11. MORNINGSIDE LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 98-02

11.1 Summary of District

In 1998, the City formed the Morningside Landscaping and Lighting Assessment District No. 98-02.

Description of the Boundaries

The District generally consists of properties along West Pamela Lane (at Morningstar Drive), north of West El Monte Way, and properties along West Adelaide Way. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

11.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Morningside Landscaping and Lighting Assessment District No. 98-02 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$4,637.00 |
| Supplies | 265.00 |
| Electric | 4,666.00 |
| Water | 0.00 |
| Contractual Services | <u>4,373.00</u> |
| Subtotal Maintenance and Operations | \$13,941.00 |
| Add: Administrative Costs | \$5,070.00 |
| Total Annual Budget | \$19,011.00 |
| Total Assessment Revenue | \$8,167.30 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$10,843.70 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

11.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$170.18 per lot. Currently, there is no inflator associated with the District assessments.

The assessment rate per lot varies based upon each parcels benefit area. The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per parcel ranging between \$84.42 and \$142.10. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 49 | \$84.42 and \$170.18 | \$8,167.30 |

The assessment roll for the District can be found in Section 22 of this Report.

12. MORNINGSIDE PHASE 2 LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 99-01

12.1 Summary of District

In 1999, the City formed the Morningside Phase 2 Landscaping and Lighting Assessment District No. 99-01.

Description of the Boundaries

The District generally consists of properties along West Kelley Drive, Quail Run Drive, Red Robin Drive, and Morningstar Drive. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District.

12.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Morningside Phase 2 Landscaping and Lighting Assessment District No. 99-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$3,476.00 |
| Supplies | 138.00 |
| Electric | 1,925.00 |
| Water | 0.00 |
| Contractual Services | <u>3,869.00</u> |
| Subtotal Maintenance and Operations | \$9,408.00 |
| Add: Administrative Costs | \$4,038.00 |
| Total Annual Budget | \$13,446.00 |
| Total Assessment Revenue | \$9,319.16 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$4,126.84 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

12.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$170.00 per lot. Assessments may be increased annually based upon the Consumer Price Index but not by more than 2.0% per year.

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$198.28. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 47 | \$198.28 | \$9,319.16 |

The assessment roll for the District can be found in Section 22 of this Report.

13. SUGAR PLUM - VILLAGIO LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 06-01

13.1 Summary of District

In 2005, the City formed the Sugar Plum – Villagio Landscape and Lighting Assessment District No. 06-01.

Description of the Boundaries

The District generally consists of property south of Saginaw Avenue, west of Rd. 72, and easterly bounded by properties along Vernazza Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The District funds the maintenance of turf, shrubs, and trees along the median on Rd. 72 and electrical expenses for a storm drain pump station and public lighting facilities. Additionally, the District will ensure the integrity of the wall, irrigation system and the timely mitigation of any acts of vandalism.

13.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Sugar Plum – Villagio Landscape and Lighting Assessment District No. 06-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$1,158.00 |
| Supplies | 253.00 |
| Electric | 3,647.00 |
| Water | 0.00 |
| Contractual Services | <u>5,068.00</u> |
| Subtotal Maintenance and Operations | \$10,126.00 |
| Add: Administrative Costs | \$2,980.00 |
| Total Annual Budget | \$13,106.00 |
| Total Assessment Revenue | \$13,105.32 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$0.68 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

13.3 Fiscal Year 2016/17 Assessment

Sugar Plum Estates

The assessment rate applicable to the Sugar Plum Estates parcels at the time of formation was \$295.40 per lot. Assessments may be increased annually based upon the Consumer Price Index.

The Fiscal Year 2015/16 assessment rate per lot for Sugar Plum parcels was \$237.38. The Fiscal Year 2016/17 assessment per lot is \$116.09, which represents an annual decrease of 51.09%. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel ⁽¹⁾ | Fiscal Year 2016/17 Assessments |
|---------------------------|---|--|
| 63 | \$116.08 | \$7,313.04 |

(1) Rounded down to even cents per parcel for County Tax Roll purposes.

Villagio I & II

The assessment rate applicable to the Villagio I & II parcels at the time of formation was \$189.04 per lot. Assessments may be increased annually based upon the Consumer Price Index.

The Fiscal Year 2015/16 assessment rate per lot for Villagio parcels was \$151.84. The Fiscal Year 2016/17 assessment per lot is \$74.26, which represents an annual decrease of 51.09%. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 78 | \$74.26 | \$5,792.28 |

The assessment roll for the District can be found in Section 22 of this Report.

14. CITRUS HEIGHTS LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 06-02

14.1 Summary of District

In 2005, the City formed the Citrus Heights Landscape and Lighting Assessment District No. 06-02.

Description of the Boundaries

The District generally consists of property along the alley and bordered by West Ventura Street to the north, South O Street to the east, West Mono Street to the South, and South P Street to the west. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District. Some areas may also require street alley maintenance.

14.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Citrus Heights Landscape and Lighting Assessment District No. 06-02 for Fiscal Year 2016/17.

| Description | Amount |
|--|-------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$0.00 |
| Supplies | 0.00 |
| Electric | 621.00 |
| Water | 0.00 |
| Contractual Services | <u>0.00</u> |
| Subtotal Maintenance and Operations | \$621.00 |
| Add: Administrative Costs | \$950.00 |
| Total Annual Budget | \$1,571.00 |
| Total Assessment Revenue | \$1,570.88 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$0.12 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

14.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$229.08 per lot. Assessments may be increased annually based upon the Consumer Price Index.

The Fiscal Year 2015/16 assessment rate per lot was \$244.44. The Fiscal Year 2016/17 assessment rate per lot is \$98.19, which represents an annual decrease of 148.98%. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel⁽¹⁾ | Fiscal Year 2016/17 Assessments |
|---------------------------|--|--|
| 16 | \$98.18 | \$1,570.88 |

(1) Rounded down to even cents per parcel for County Tax Roll purposes.

The assessment roll for the District can be found in Section 22 of this Report.

15. SIERRA VIEW ESTATES LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 06-03

15.1 Summary of District

In 2006, the City formed the Sierra View Estates Landscape and Lighting Assessment District No. 06-02.

Description of the Boundaries

The District generally consists of property east of North Crawford Avenue and along Lauren Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District. Some areas may also require street alley maintenance.

15.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Sierra View Estates Landscape and Lighting Assessment District No. 06-02 for Fiscal Year 2016/17.

| Description | Amount |
|--|-------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$1,551.00 |
| Supplies | 51.00 |
| Electric | 1,293.00 |
| Water | 0.00 |
| Contractual Services | <u>0.00</u> |
| Subtotal Maintenance and Operations | \$2,895.00 |
| Add: Administrative Costs | \$2,331.00 |
| Total Annual Budget | \$5,226.00 |
| Total Assessment Revenue | \$4,792.50 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$433.50 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

15.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$183.98 per lot. Assessments may be increased annually based upon the Consumer Price Index.

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$191.70. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 25 | \$191.70 | \$4,792.50 |

The assessment roll for the District can be found in Section 22 of this Report.

16. STONY CREEK LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 06-04

16.1 Summary of District

In 2006, the City formed the Stony Creek Landscape and Lighting Assessment District No. 06-04.

Description of the Boundaries

The District generally consists of property south of East Kamm Avenue, west of South Greene Avenue, and north of the intersection of South Greene Avenue and Grace Lane. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The improvements include landscaping, which may include trees, shrubs, turf or other ornamental vegetation, related plumbing and irrigation facilities, and related ornamental structures, fences, walls, lighting, statuary or fountains which are intended to beautify and aesthetically enhance the environment. Public lighting facilities shall include lights, poles, standards, overhead or underground wiring, distribution facilities, and related paving or foundation improvements, which are intended to provide lighting for the security and safety of the property owners and residents of the District. Some areas may also require street alley maintenance.

16.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Stony Creek Landscape and Lighting Assessment District No. 06-04 for Fiscal Year 2016/17.

| Description | Amount |
|--|-------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$1,158.00 |
| Supplies | 0.00 |
| Electric | 0.00 |
| Water | 0.00 |
| Contractual Services | <u>0.00</u> |
| Subtotal Maintenance and Operations | \$1,158.00 |
| Add: Administrative Costs | \$1,980.00 |
| Total Annual Budget | \$3,138.00 |
| Total Assessment Revenue | \$2,319.46 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$818.54 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

16.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$202.37 per lot. Assessments may be increased annually based upon the Consumer Price Index – All Urban Consumers U.S. City Average (December to December change).

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$210.86. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 11 | \$210.86 | \$2,319.46 |

The assessment roll for the District can be found in Section 22 of this Report.

17. PARKSIDE-MUIRFIELD LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 08-01

17.1 Summary of District

In 2006, the City formed the Parkside-Muirfield Landscape and Lighting Assessment District No. 08-01.

Description of the Boundaries

Parkside Village I is generally located south of Golden Way, west of Crawford Avenue and east of the Union Pacific Railroad tracks.

Muirfield I and II is generally located south of Sierra Way, east of Crawford Avenue and north of the City's KC Vista Park, north of Kamm Avenue.

The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The authorized services to be provided consist of the maintenance of shrubs, trees and turf on landscape strips, medians and basins; maintenance of the masonry wall and sprinkler system; mitigation of acts of vandalism; neighborhood lighting and utility expenses; and administrative overhead.

17.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Parkside-Muirfield Landscape and Lighting Assessment District No. 08-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|--------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$23,184.00 |
| Supplies | 1,252.00 |
| Electric | 4,667.00 |
| Water | 0.00 |
| Contractual Services | <u>12,080.00</u> |
| Subtotal Maintenance and Operations | \$41,183.00 |
| Add: Administrative Costs | \$23,548.00 |
| Total Annual Budget | \$64,731.00 |
| Total Assessment Revenue | \$64,730.50 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$0.50 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

17.3 Fiscal Year 2016/17 Assessment

Parkside Village I

The Parkside Village I assessment rate originally approved at the time of formation was \$367.01 per lot. Assessments may be increased annually based upon the Consumer Price Index – All Urban Consumers U.S. City Average (December to December change).

The Parkside Village I Fiscal Year 2015/16 assessment rate per lot was \$330.62. The Fiscal Year 2016/17 assessment rate per lot is \$180.30, which represents an annual decrease of 83.37%. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 127 | \$180.30 | \$22,898.10 |

Muirfield I and II

The Muirfield I and II assessment rate originally approved at the time of formation was \$380.63 per lot. Assessments may be increased annually based upon the Consumer Price Index – All Urban Consumers U.S. City Average (December to December change).

The Muirfield I and II Fiscal Year 2015/16 assessment rate per lot was \$333.52. The Fiscal Year 2016/17 assessment rate per lot is \$181.88, which represents an annual decrease of 83.37%. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| 230 | \$181.88 | \$41,832.40 |

The assessment roll for the District can be found in Section 22 of this Report.

18. VISCAYA I & II LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 09-01

18.1 Summary of District

In 2005, the City formed the Viscaya I & II Landscape and Lighting Assessment District No. 09-01.

Description of the Boundaries

The District generally consists of property north east of North Alice Street, south of Rosemary Avenue, east of Lavender Avenue, south of Avenue 424, west of Viscaya Parkway, along and south of Rosemary Avenue, west of Timothy Avenue, along and south of Bellis Avenue, west of North Euclid Avenue, and north of a seven (7) acre lot just north of West Bloomingdale Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The authorized services to be provided consist of the maintenance of shrubs and trees along the landscaping strip on Saginaw Avenue, Euclid Avenue and Viscaya Parkway; maintenance of the masonry wall along Saginaw Avenue; mitigation of acts of vandalism; and utility expenses for water and electrical.

18.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Viscaya I & II Landscape and Lighting Assessment District No. 09-01 for Fiscal Year 2016/17.

| Description | Amount |
|--|---------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$25,501.00 |
| Supplies | 1,728.00 |
| Electric | 40,622.00 |
| Water | 0.00 |
| Contractual Services | <u>28,343.00</u> |
| Subtotal Maintenance and Operations | \$96,194.00 |
| Add: Administrative Costs | \$25,607.00 |
| Total Annual Budget | \$121,801.00 |
| Total Assessment Revenue | \$121,796.30 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$4.70 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

18.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$423.48 per lot. Assessments may be increased annually based upon the Consumer Price Index – All Urban Consumers U.S. City Average (December to December change).

The Fiscal Year 2015/16 assessment rate per lot was \$423.48. The Fiscal Year 2016/17 assessment rate per lot is \$306.03, which represents an annual decrease of 38.38%. Assessment rates per parcel range between \$306.02 and \$10,405.02. One parcel contains a multi-family development which is the basis for the variation of assessment rates per parcel; as this parcel is to be assessed at \$10,405.02. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel⁽¹⁾ | Fiscal Year 2016/17 Assessments |
|---------------------------|--|--|
| 365 | \$306.02 and \$10,405.02 | \$121,796.30 |

(1) Rounded down to even cents per parcel for County Tax Roll purposes.

The assessment roll for the District can be found in Section 22 of this Report.

19. LINCOLN-MCKINLEY ESTATES LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 10-02

19.1 Summary of District

In 2006, the City formed the Lincoln-McKinley Estates Landscape and Lighting Assessment District No. 10-02.

Description of the Boundaries

The District generally consists of property east of North Lincoln Avenue, along the alley way between North Lincoln Avenue and North McKinley Avenue, and west of North McKinley Avenue. The District boundaries can be found in Section 21 of this Report.

Description of Improvements and Services

The authorized services to be provided consist of the maintenance and operation of landscaping, walls and street lighting.

19.2 Estimate of Costs

The table below outlines the estimated cost of operating, maintaining, servicing, and administering the improvements for the Lincoln-McKinley Estates Landscape and Lighting Assessment District No. 10-02 for Fiscal Year 2016/17.

| Description | Amount |
|--|-------------------|
| <u>Maintenance and Operations:</u> | |
| Employee Services | \$1,158.00 |
| Supplies | 0.00 |
| Electric | 208.00 |
| Water | 1,454.00 |
| Contractual Services | <u>0.00</u> |
| Subtotal Maintenance and Operations | \$2,820.00 |
| Add: Administrative Costs | \$1,976.00 |
| Total Annual Budget | \$4,796.00 |
| Total Assessment Revenue | \$3,927.28 |
| Contributions from Other Funding Sources ⁽¹⁾ | \$868.72 |

(1) May require a contribution drawn from either available assessment district funds or other unrestricted revenue sources.

19.3 Fiscal Year 2016/17 Assessment

The assessment rate originally approved at the time of formation was \$276.38 per lot. Assessments may be increased annually based upon the Consumer Price Index – All Urban Consumers U.S. City Average (December to December change).

The Fiscal Year 2016/17 assessment rate per lot remained the same as Fiscal Year 2015/16, with an assessment rate per lot of \$280.52. The following presents a summary of the Fiscal Year 2016/17 assessments:

| Assessable Parcels | Assessment per Parcel | Fiscal Year 2016/17 Assessments |
|---------------------------|------------------------------|--|
| \$280.52 | 14 | \$3,927.28 |

The assessment roll for the District can be found in Section 22 of this Report.

20. ASSESSMENT DIAGRAMS

The Assessment Diagrams have been submitted to, and are on file with, the City Clerk in the format required under the provisions of the 1972 Act. The lines and dimensions of each assessable parcel, as shown on the maps of the County Assessor for the current year, are made part of this Annual Report by reference. Boundary maps for each L&L have been included on the following pages.

14-36

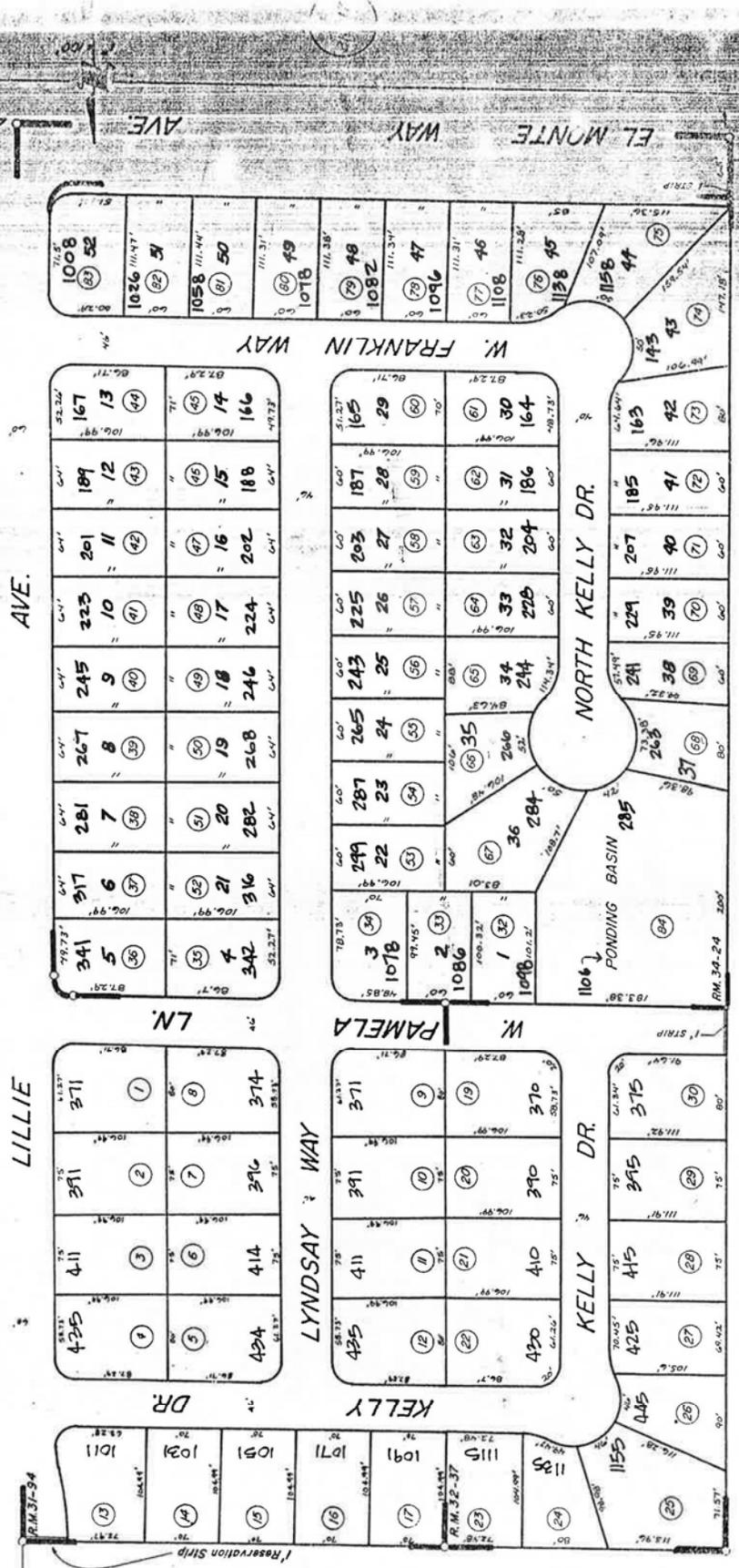
TAX CODE AREA
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W 1/2 OF SE 1/4 OF SW 1/4 OF SEC. 7, T. 16 S., R. 24 E., M. D. B. & M.

R-1-6

ADELAIDE

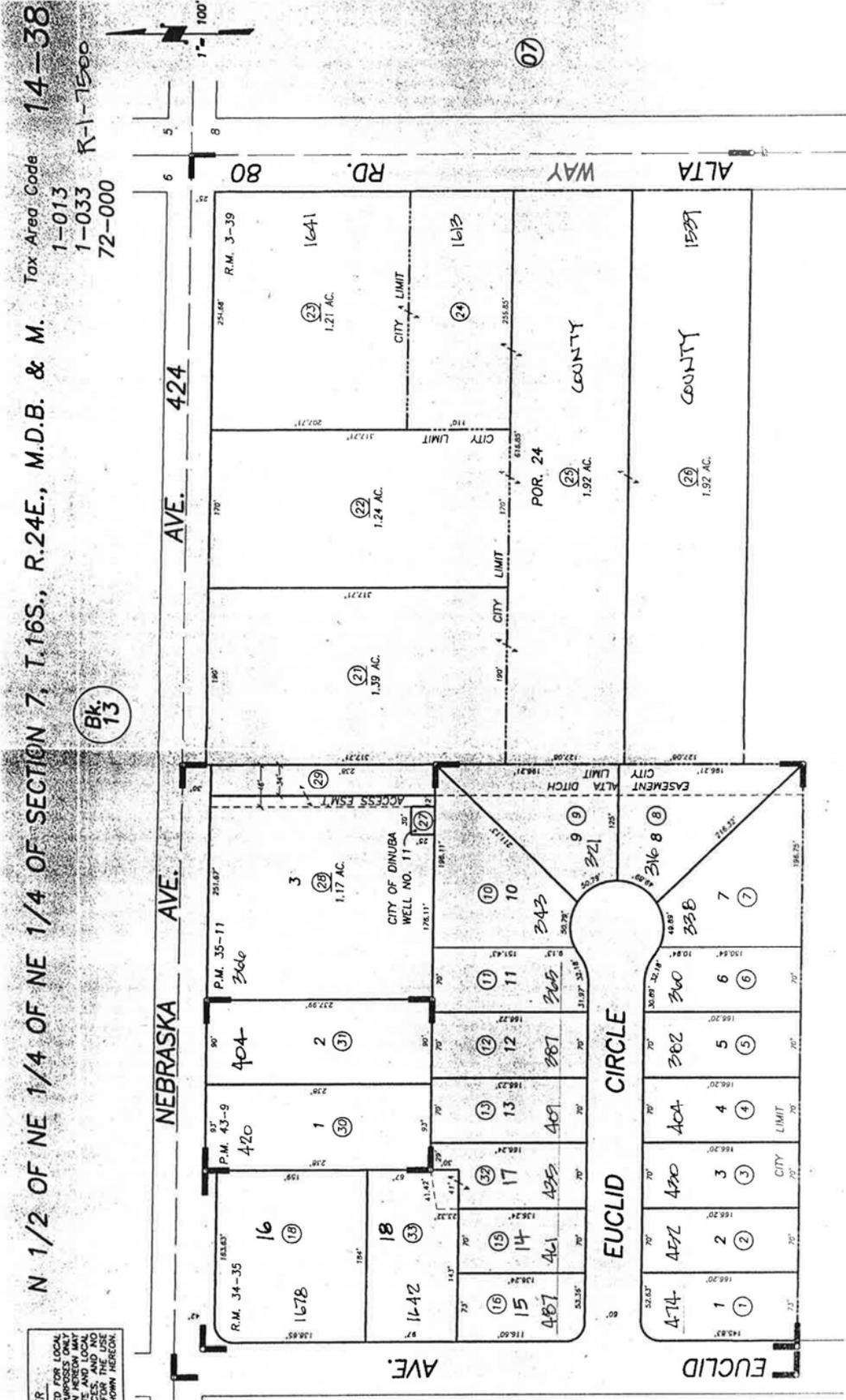
NORTH



CITY OF DUNDEE
 ASSESSOR'S MAPS BK. 14, PG. 36
 COUNTY OF TULARE, CAL.

COUNTRY CLUB ESTATES R.M. 31-94
 COUNTRY CLUB ESTATES NO.2 R.M. 32-37
 COUNTRY CLUB ESTATES NO.3 R.M. 34-24

Note: Assessor's Block Numbers Shown in Ellipses.
 Assessor's Parcel Numbers Shown in Circles.



FOR LOCAL
 PURPOSES ONLY
 THIS MAP IS NOT
 TO BE USED FOR
 TAXES, AND NO
 LIABILITY SHALL
 BE INCURRED
 HEREON

CITY OF DINUBA
ASSESSOR'S MAPS BK. 014, PG. 38.
COUNTY OF TULARE, CALIF.

NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

OR. MT. WHITNEY COLONY, R.M. 5-39
PARCEL MAP 3409, P.M. 35-11
HARVEST ESTATES, R.M. 34-35
PARCEL MAP 4205, P.M. 43-9

00/01

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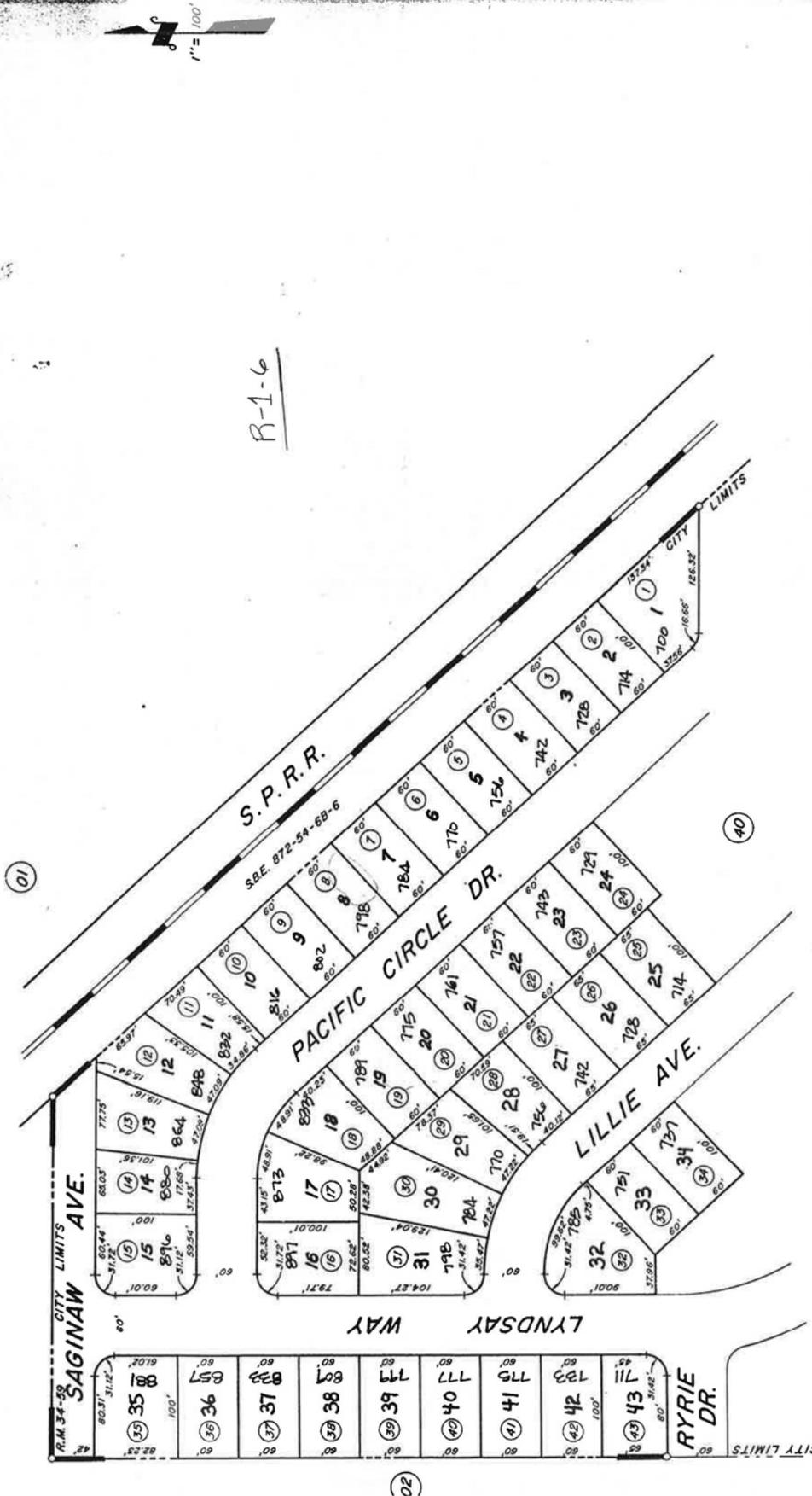
07

Bk. 13

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POR. OF NE 1/4 OF SW 1/4 SEC. 7, T. 16 S., R. 24 E., M. D. B. & M.

TAX CODE AREA
 1-009
 14-39



CITY OF DINUBA
 ASSESSOR'S MAPS BK. 14, PG. 39
 COUNTY OF TULARE, CALIF.

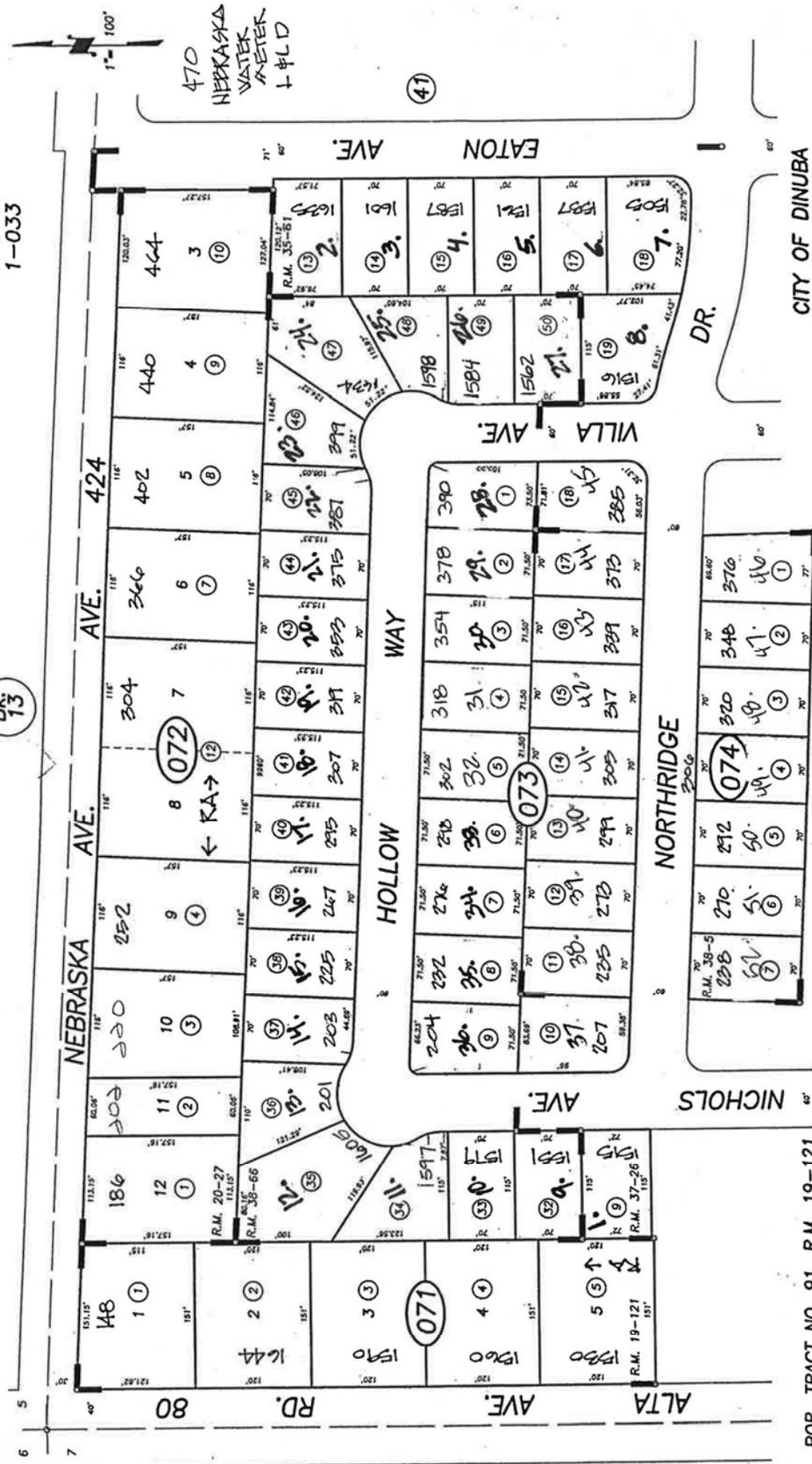
NOTE-ASSESSOR'S BLOCK NUMBERS SHOWN IN ELLIPSES
 REFER TO THE MAPS IN THE COUNTY CLERK'S OFFICE

POR. PEACHWOOD VILLAGE R. M. 34-59

02

POR. NW 1/4 OF NW 1/4 SECTION 8, T.16S., R.24E., M.D.B. & M. Tax Area Code 14-07
 1-017
 1-018
 1-033

OF THE INFORMATION SHOWN HEREON.
 SUBMISSION ORIGINATOR'S AND NO
 LIABILITY IS ASSURED FOR THE USE



CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014, PG. 07.
 COUNTY OF TULARE, CALIF.

POR. TRACT NO. 91, R.M. 19-121
 TRACT NO. 131, R.M. 20-27
 POR. NORTH RIDGE, R.M. 35-61
 POR. NORTH RIDGE PHASE 3, R.M. 37-26
 NORTH RIDGE PHASE 4, R.M. 38-5
 NORTH RIDGE PHASE 5, R.M. 38-66

NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

01/02

42 R-1-C

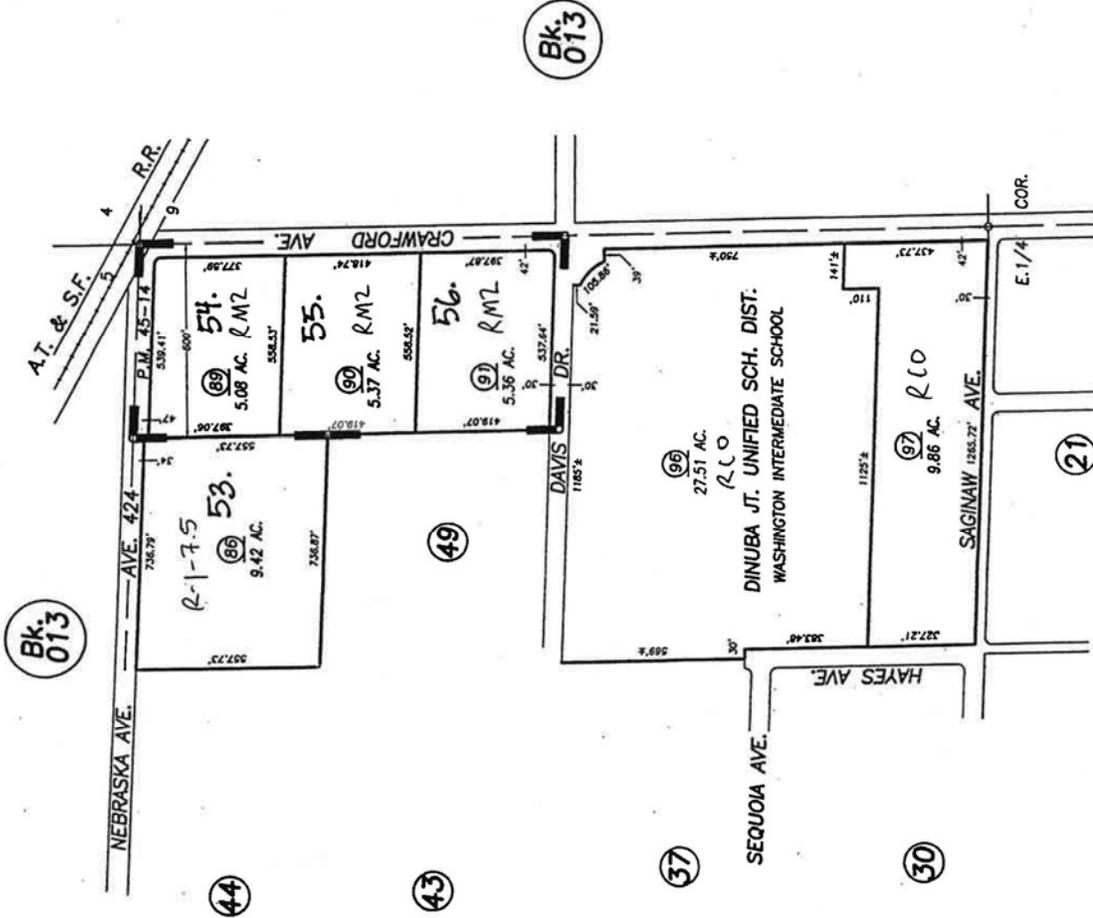
Bk 13

38

Tax Area Code **014-08**

- 001-001
- 001-010
- 001-033

POR. NE1/4 SEC.8, T.16S., R.24E., M.D.B.&M.



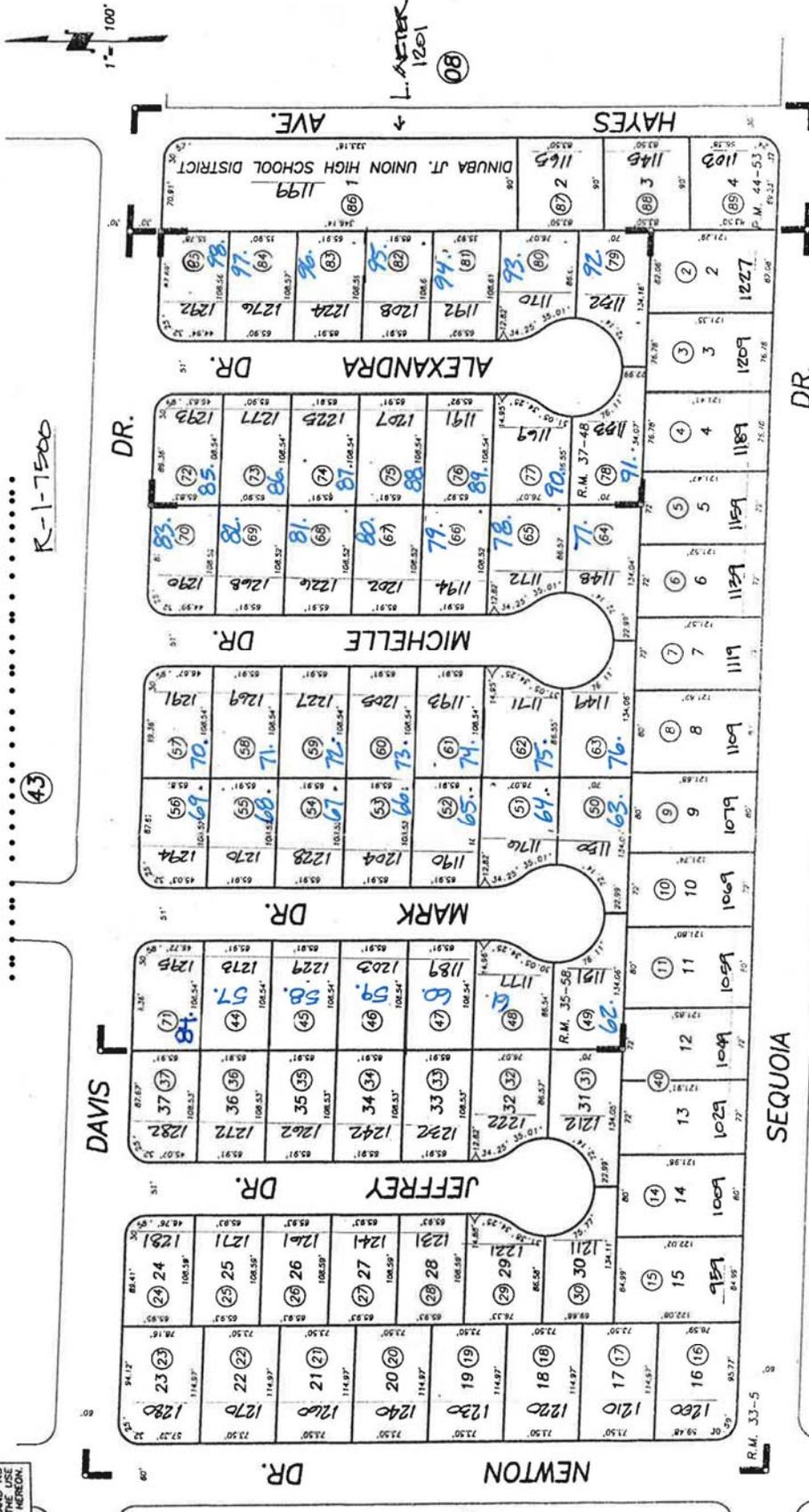
CITY OF DINUBA
 ASSESSOR'S MAPS BK.014 , PG.08

14-37

Tax Area Code
 1-001
 1-033

N 1/2 OF SW 1/4 OF NE 1/4 SECTION 8, T 16S., R.24E., M.D.B. & M.

FOR LOCAL USES ONLY
 REFORM MAY BE MADE
 AND NO USE HEREON



CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014, PG. 37.
 COUNTY OF TULARE, CALIF.

00/01

NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

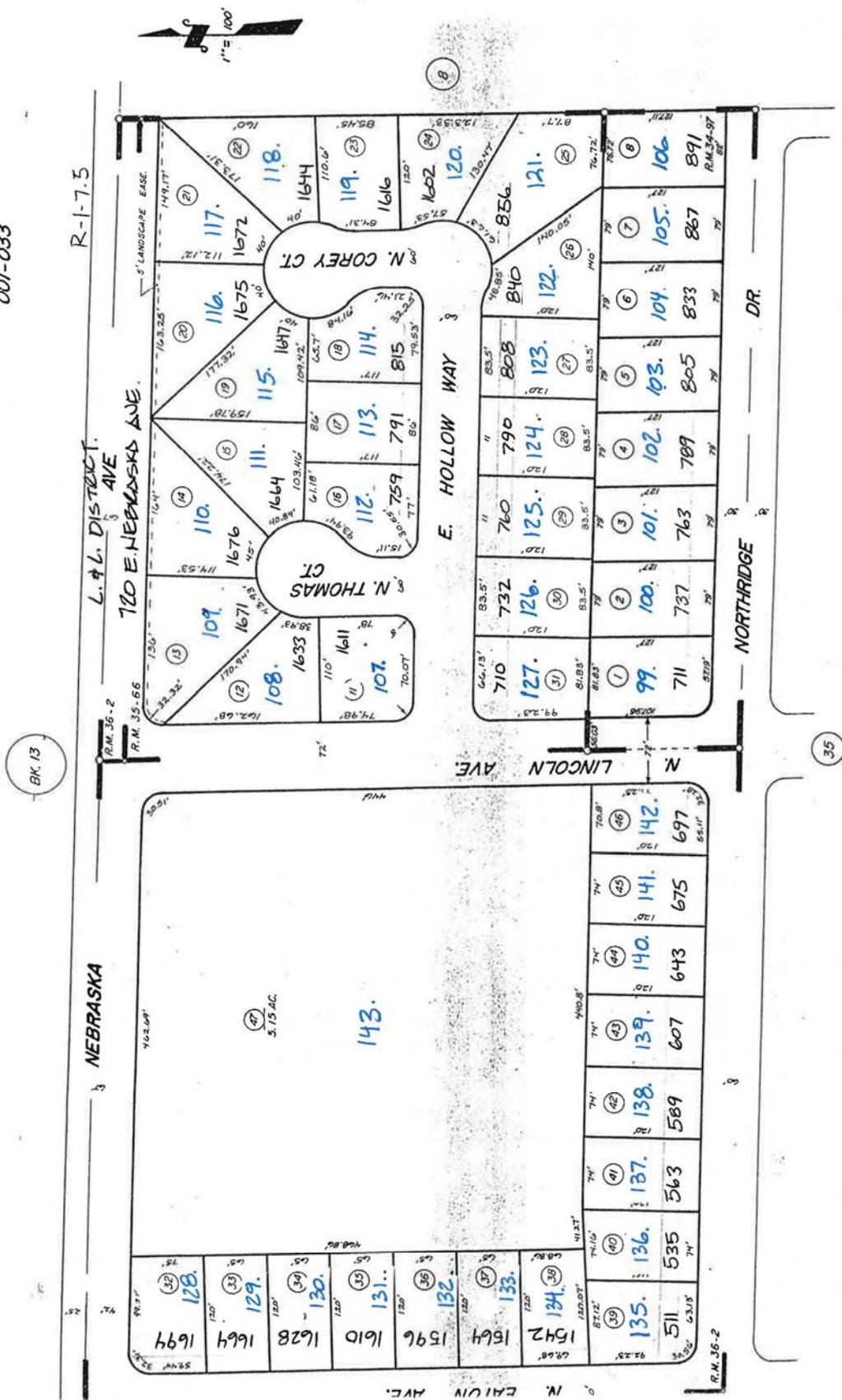
30

LBROOK MANOR, R.M. 33-5
 LBROOK MANOR 2, R.M. 35-58
 LBROOK MANOR 3, R.M. 37-48
 RCEL MAP 434B, P.M. 44-53

14-41

TAX CODE AREA
 001-010
 001-033

N/2 OF NE/4 OF NW/4 OF SEC 8, T16S, R.24E., MDB & M.



ASSESSOR'S MAPS BK. 14 PG. 41
 COUNTY OF TULARE, CALIF.

R.M. 34-97
 P.M. 34-26
 R.M. 35-66
 R.M. 36-2

KINGS ESTATE UNIT 1
 PARCEL MAP 3324
 KINGS ESTATES UNIT 2
 NORTH RIDGE NO. 2

STATE SEPARATE BLOCK NUMBER SHOWN IN PINK

POR. NW 1/4 OF NW 1/4 SECTION 8, T.16S., R.24E., M.D.B. & M. Tax Area Code 1-008 14-42



NOTE: LOTS 23 THRU 28, R.M. 38-17 TO BE A TEMPORARY PONDING BASIN.

NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

99/00

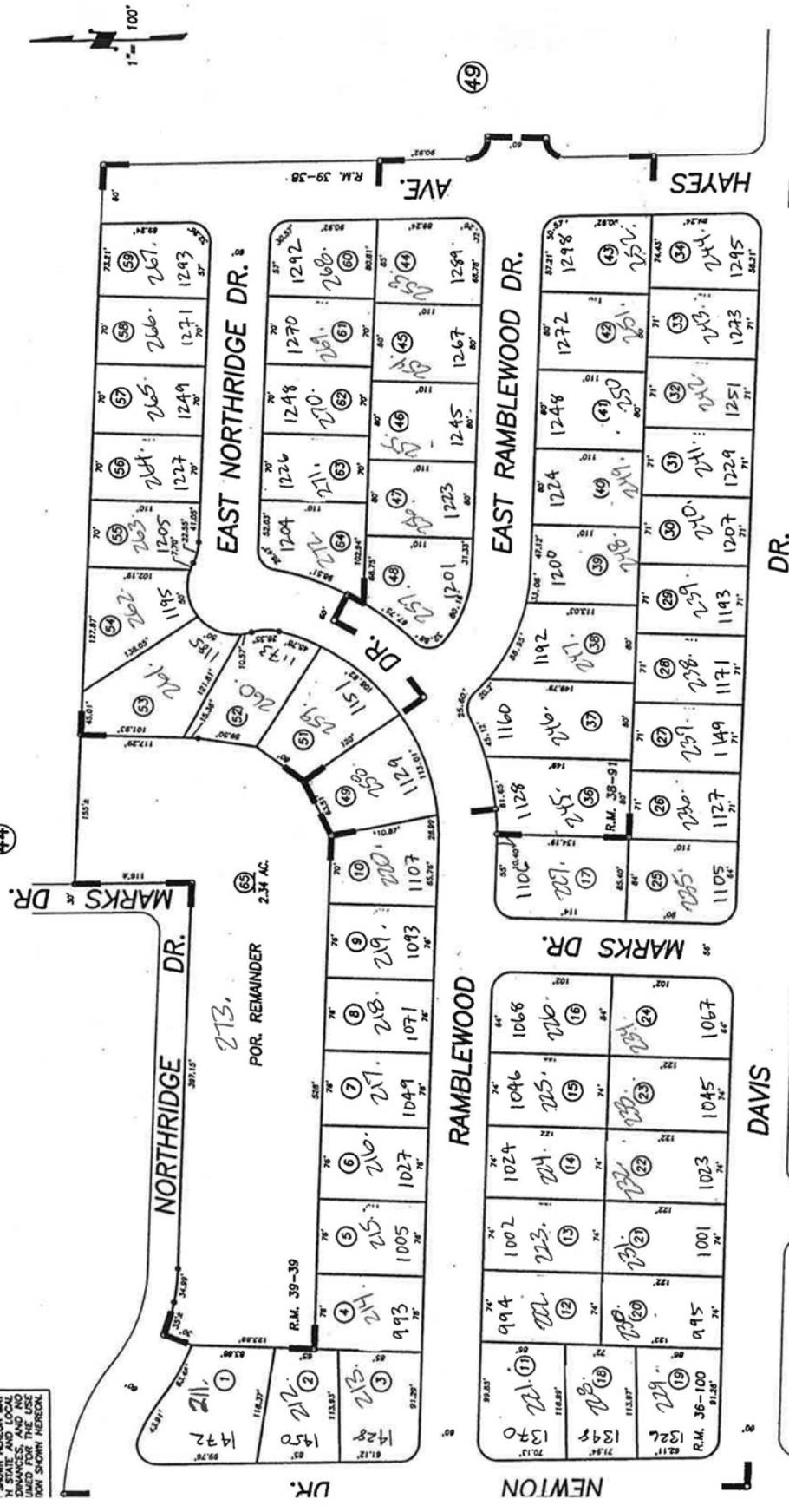
CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014, PG. 42.
 COUNTY OF TULARE, CALIF.

- MAP 671, P.M. 7-71
- NO. 91, R.M. 19-121
- RIDGE, R.M. 35-61
- VILLAGE, R.M. 36-84
- RIDGE PHASE 3, R.M. 37-26
- VILLAGE 2, R.M. 38-13

Tax Area Code 014-43
 001-033

S1/2 OF NW1/4 OF NE1/4 SEC.8, T.16S., R.24E., M.D.B.&M.

PREPARED FOR LOCAL
 GOVERNMENT PURPOSES ONLY
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 USED FOR THE USE
 UNLESS SHOWN HEREON.



CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014 , PG. 43
 COUNTY OF TULARE, CALIFORNIA, U.S.A.

FOR. FOOTHILL RIDGE, R.M. 36-100
 FOOTHILL RIDGE PHASE 2, R.M. 38-91
 TUSCANY SUBDIVISION PHASE 1, R.M. 39-38
 POR. TUSCANY SUBDIVISION PHASE II, R.M.39-39

NOTE: Assessor's Parcel Numbers Shown in Circles
 Assessor's Block Numbers Shown in Ellipses

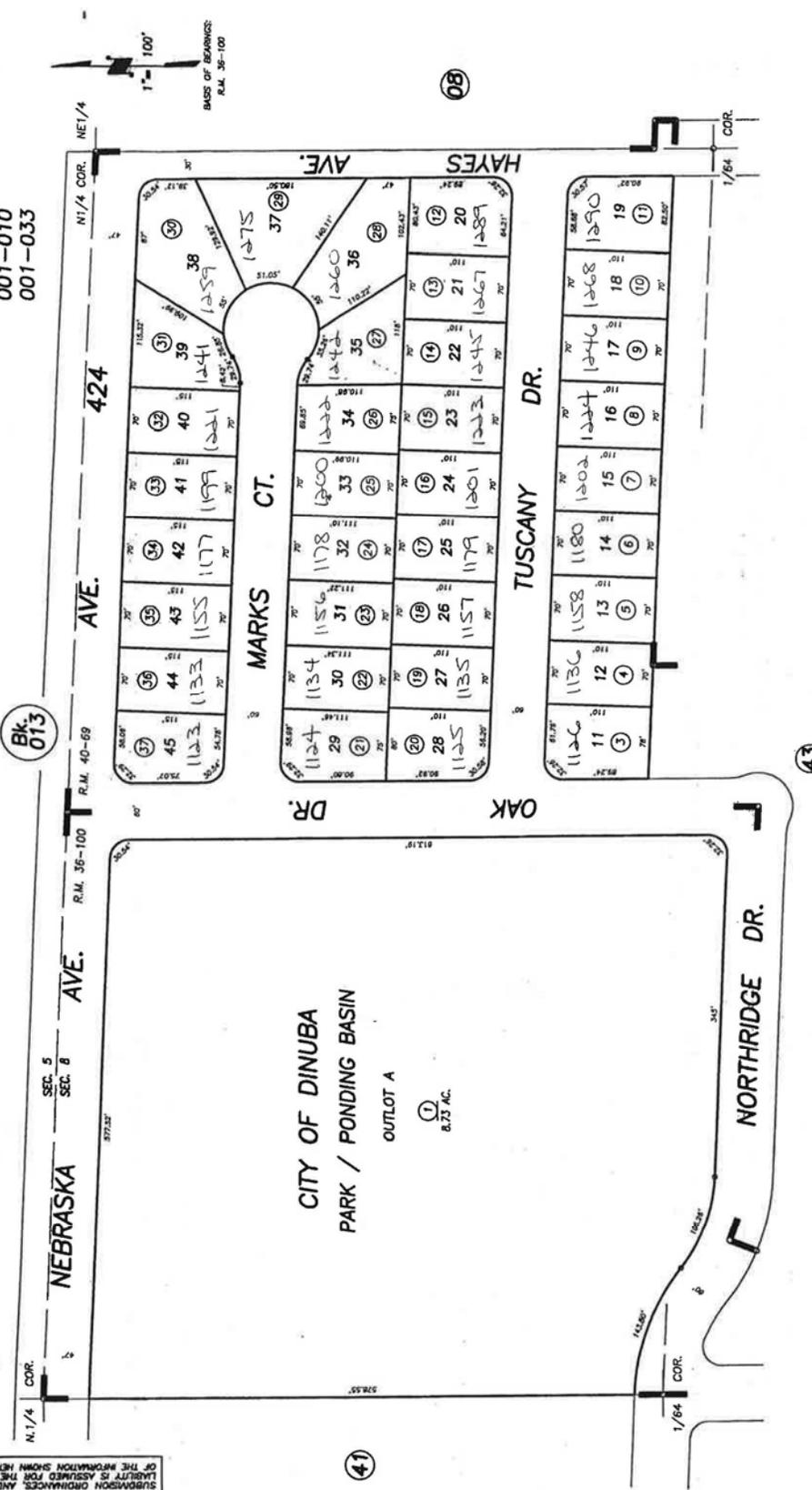
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| 2002-0716985 | 06/04/2002 | KMS |
| REVISION | DATE | TECH |
| 123 | | |

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Tax Area Code **014-44**
 001-010
 001-033

N1/2 OF NW1/4 OF NE1/4 SEC.8, T.16S., R.24E., M.D.B.&M.

DISCLAIMER
 THIS MAP WAS PREPARED FOR LOCAL PROPERTY ASSESSORS PURPOSES ONLY AND THE PARCELS SHOWN HEREON MAY NOT CORRELATE WITH STATE AND LOCAL SURVEYOR CHANGES AND NO LIABILITY IS ASSUMED FOR THE USE OF THE INFORMATION SHOWN HEREON.



CITY OF DINUBA
ASSESSOR'S MAPS BK.014 , PG.44
COUNTY OF TULARE, CALIFORNIA, U.S.A.

NOTE: Assessor's Parcel Numbers Shown in Circles
 Assessor's Block Numbers Shown in Ellipses

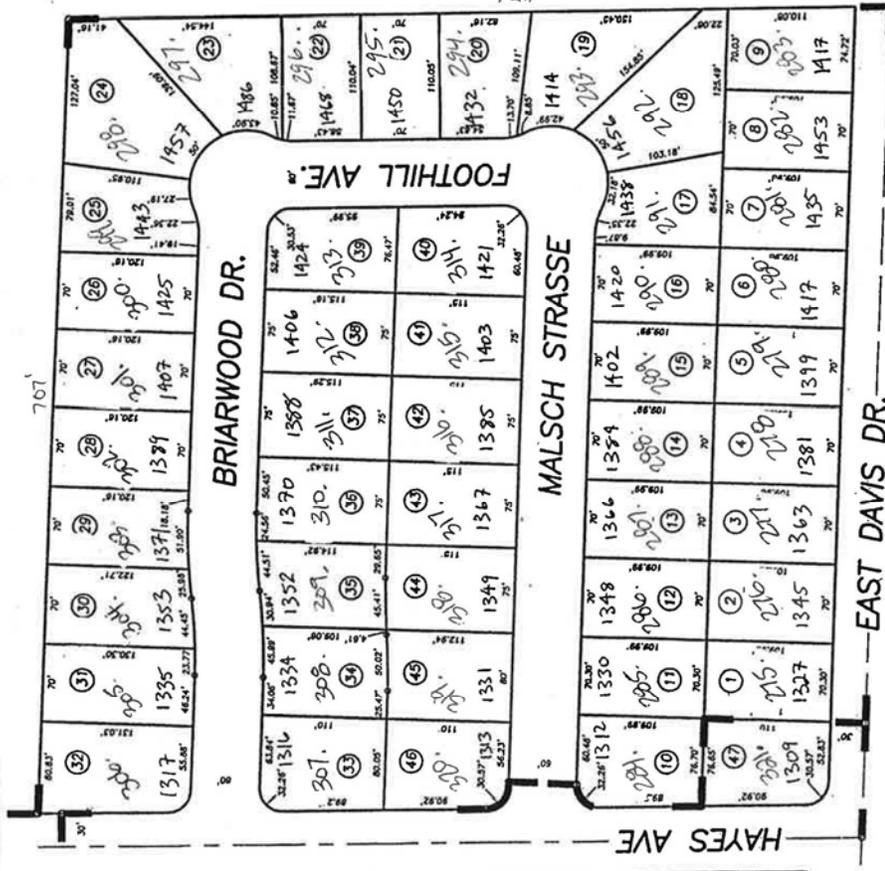
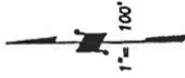
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| 2004-0043788 | 08/20/2004 | PAR |
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| | | REVISION |
| | | DATE |

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POR. S1/2 OF NE1/4 OF NE1/4 OF SEC.8, T.16S., R.24E., M.D.B.&M. Tax Area Codes 014-49
 001-033

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 CHANGES, AND NO
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CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014 , PG. 49
 COUNTY OF TULARE, CALIFORNIA, U.S.A.

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| 2002-0018985 | 06/04/2002 | KMS |
| REVISION | DATE | TECH |
| 123 | | |

POR. TUSCANY SUBDIVISION PHASE II, R.M. 39-39

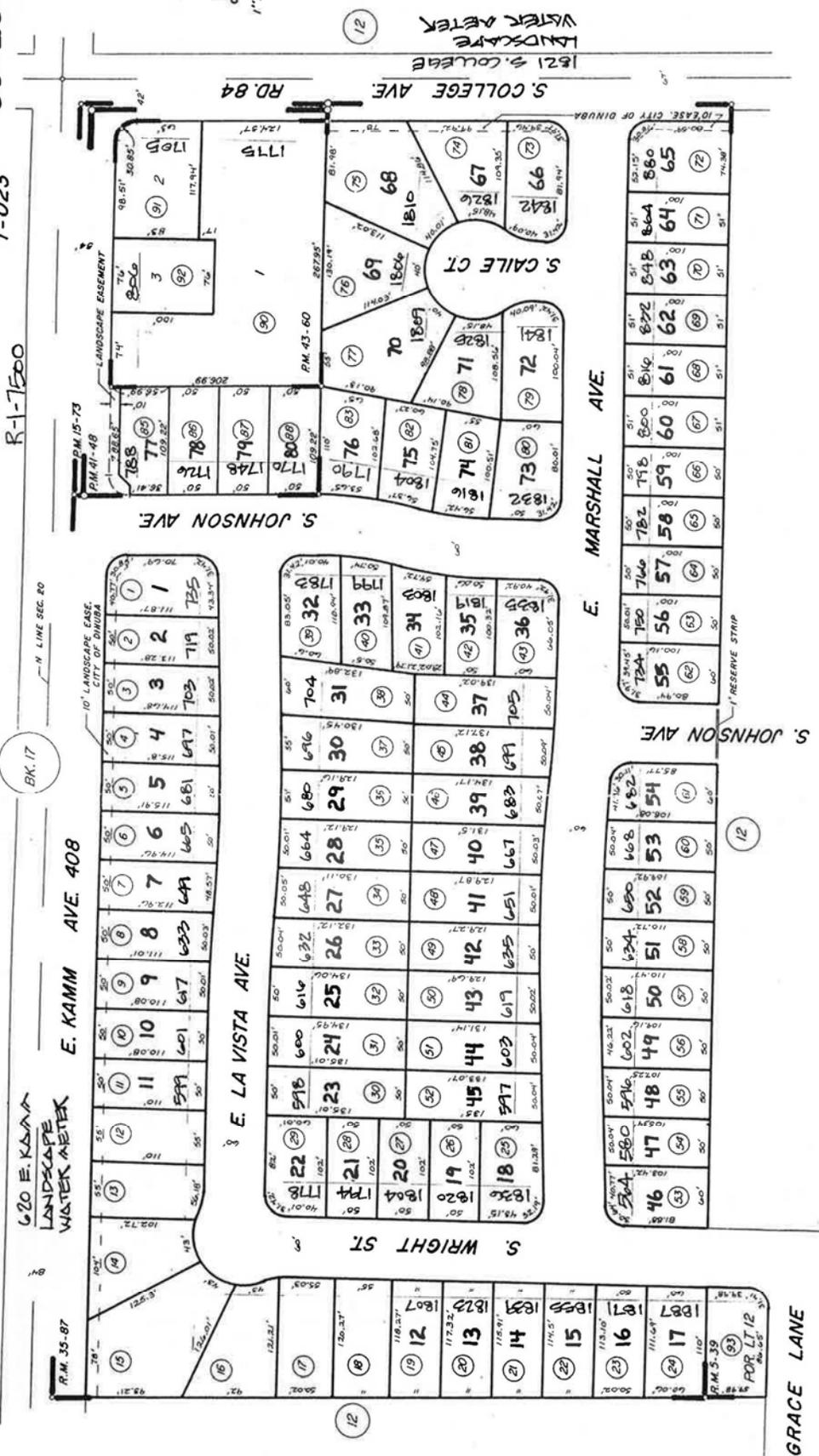
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30-25
 TAX CODE AREA
 1-023

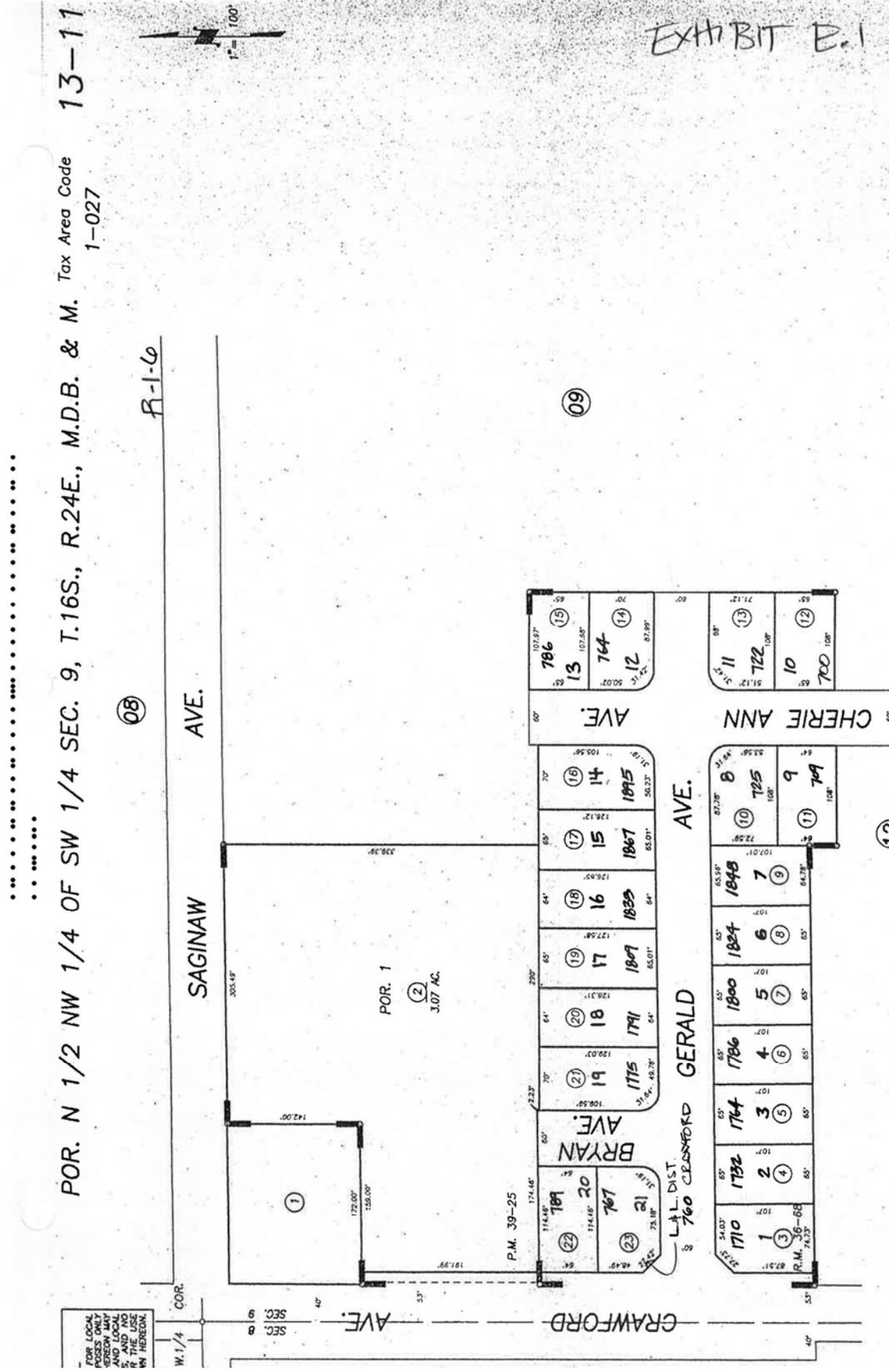
N 1/2 OF NE 1/4 OF NW 1/4 SEC. 20, T. 16S., R. 24E., M.D.B. & M.



FOR DINUBA COL. R.M. 5-39
 PARCEL MAP 4256 P.M. 43-60
 MARSHALL ACRES SUB. R.M. 35-87
 PARCEL MAP 1472 P.M. 15-73
 PARCEL MAP 4044 P.M. 41-48

ASSESSOR'S MAPS BK. 30 PG. 25
 COUNTY OF TULARE, CALIF.

NOTE - ASSESSOR'S BLOCK NUMBERS SHOWN IN ELLIPSES
 ASSESSOR'S PARCEL NUMBERS SHOWN IN CIRCLES



POR. N 1/2 NW 1/4 OF SW 1/4 SEC. 9, T.16S., R.24E., M.D.B. & M. Tax Area Code 13-11
 1-027

EXHIBIT E.1

CITY OF DINUBA
 ASSESSOR'S MAPS BK. 013, PG. 11.
 COUNTY OF TULARE, CALIF.

95/96

NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

POR. PARCEL MAP 3822, P.M. 39-25
 POR. TIERRA VISTA, R.M. 36-68

TIERRA VISTA PHASE I ASSESSMENT DISTRICT
 NO. 95-01

POR. S 1/2 NW 1/4 OF SW 1/4 SEC. 9, T.16S., R.24E., M.D.B. & M. Tax Area Code 13-12
 1-027

FOR LOCAL PURPOSES ONLY HEREON MAY BE USED FOR ANY AND LOCAL PURPOSES THE USE OF WHICH SHALL BE AT THE USER'S OWN RISK.

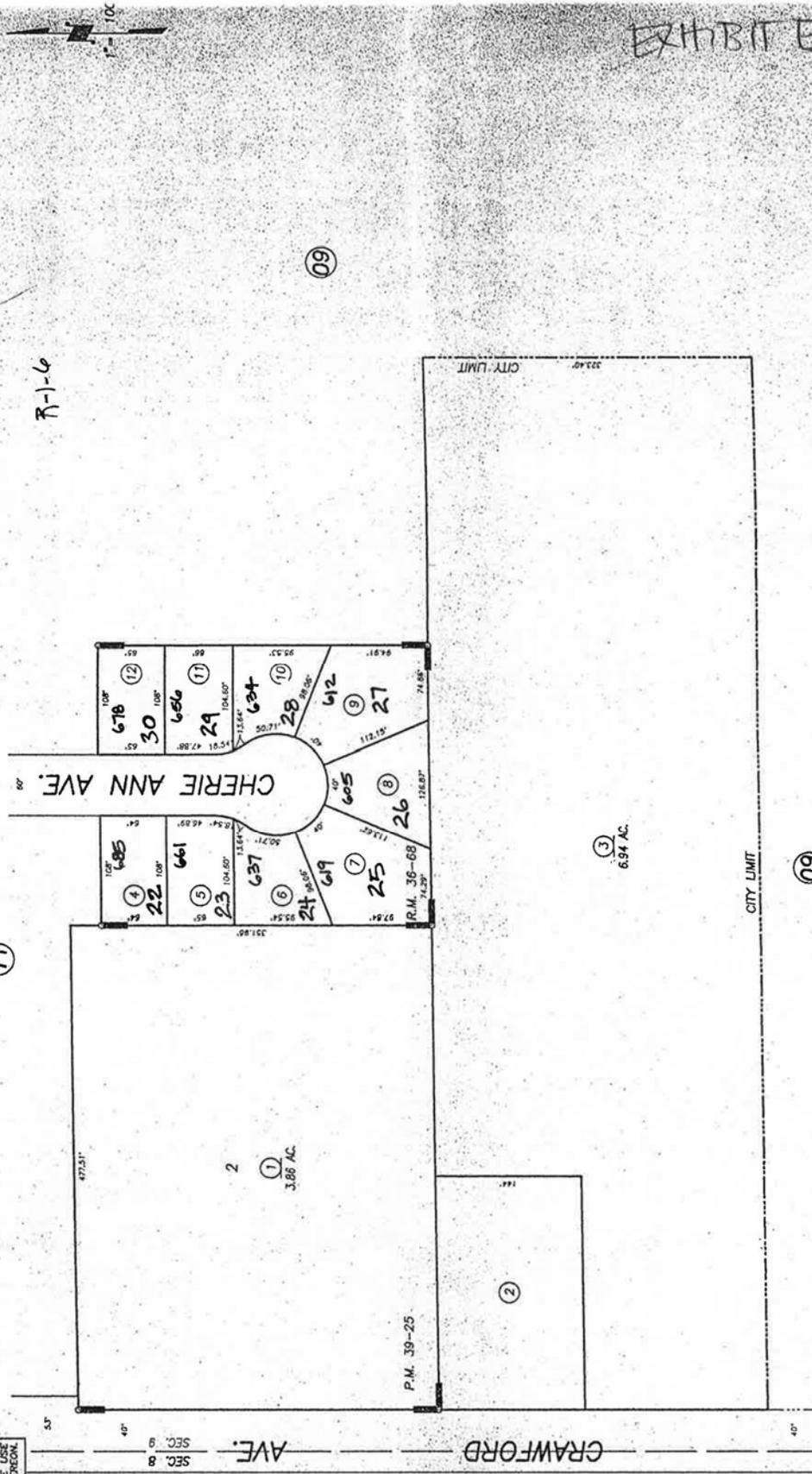


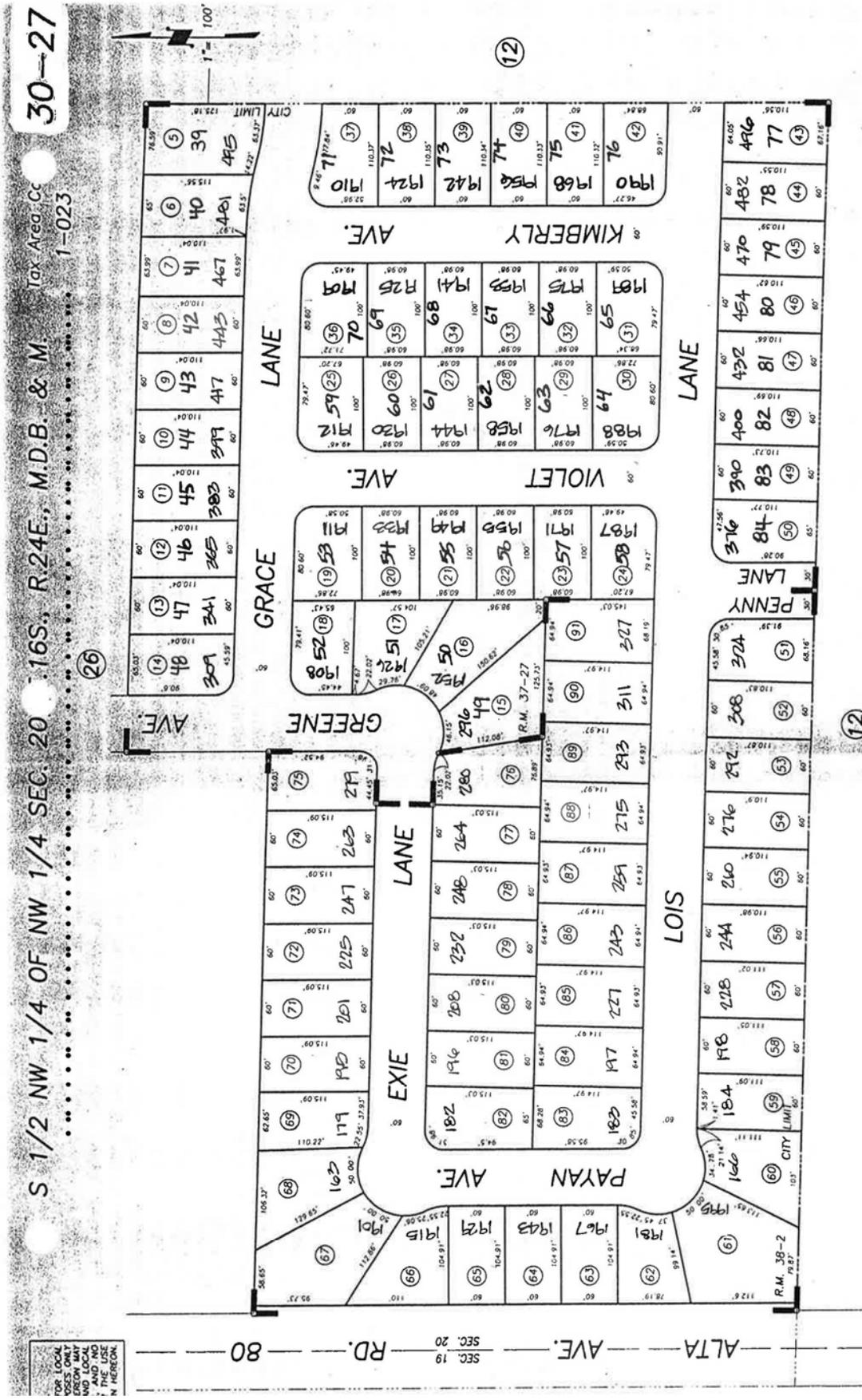
EXHIBIT E-2

CITY OF DINUBA
 ASSESSOR'S MAPS BK. 013, PG. 12.
 COUNTY OF TULARE, CALIF.

95/96

NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

POR. PARCEL MAP 3822, P.M. 39-25
 POR. TIERRA VISTA, R.M. 36-68



TRRA HEIGHTS UNIT 2, R.M. 37-27
 TA MISSION ESTATES, R.M. 38-2

CITY OF DINUBA
 ASSESSOR'S MAPS BK. 030, PG. 27.
 COUNTY OF TULARE, CALIF.

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NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

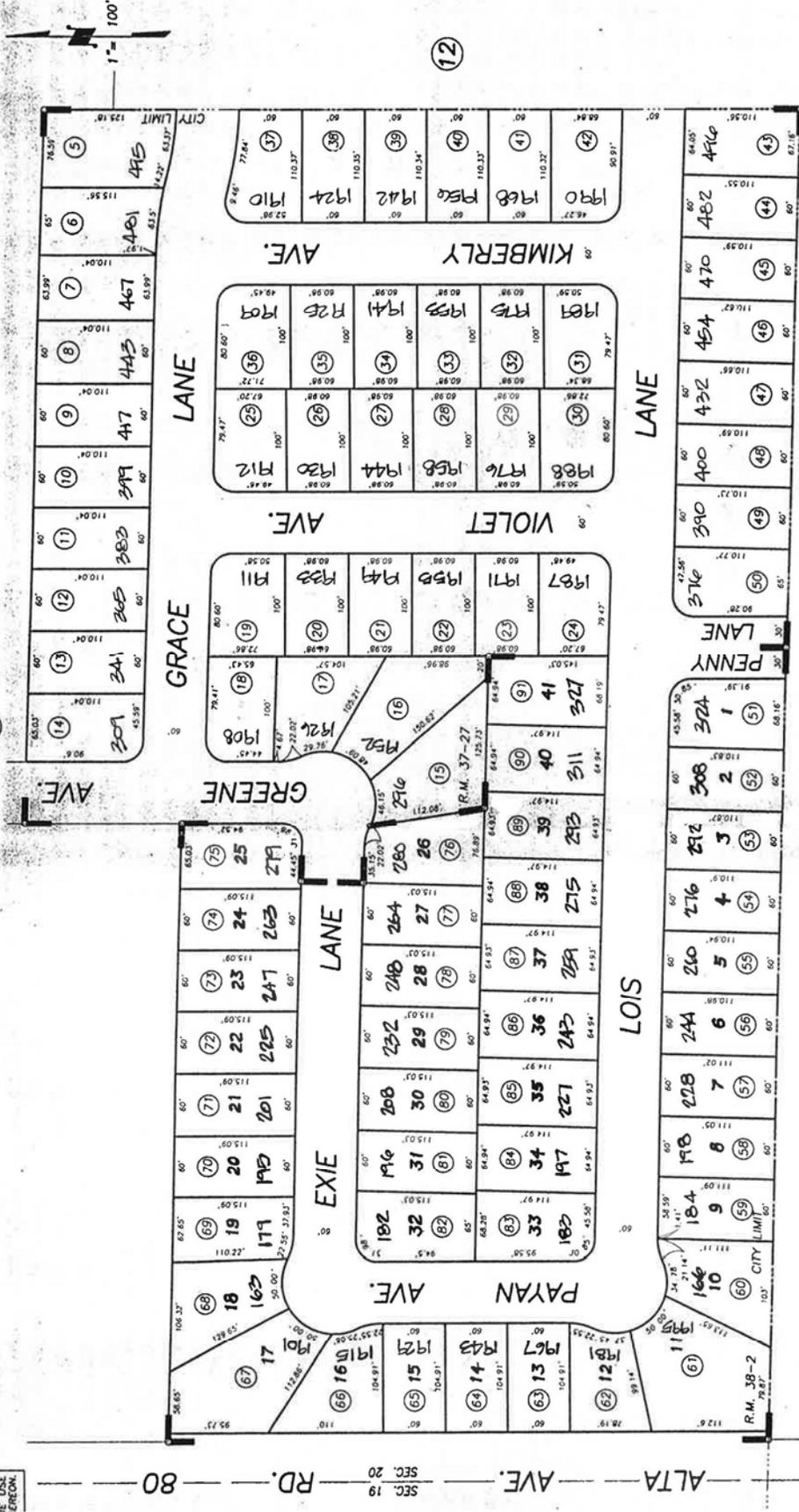
FOR LOCAL USES ONLY
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 AND NO
 THE USE
 HEREON

30-27

Tax Area Code
1-023

S 1/2 NW 1/4 OF NW 1/4 SEC. 20, T-16S, R-24E, M.D.B. & M.

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RA HEIGHTS UNIT 2, R.M. 37-27
 MISSION ESTATES, R.M. 38-2

CITY OF DINUBA
 ASSESSOR'S MAPS BK. 030, PG. 27.
 COUNTY OF TULARE, CALIF.

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NOTE: Assessor's Block Numbers Shown in Ellipses
 Assessor's Parcel Numbers Shown in Circles

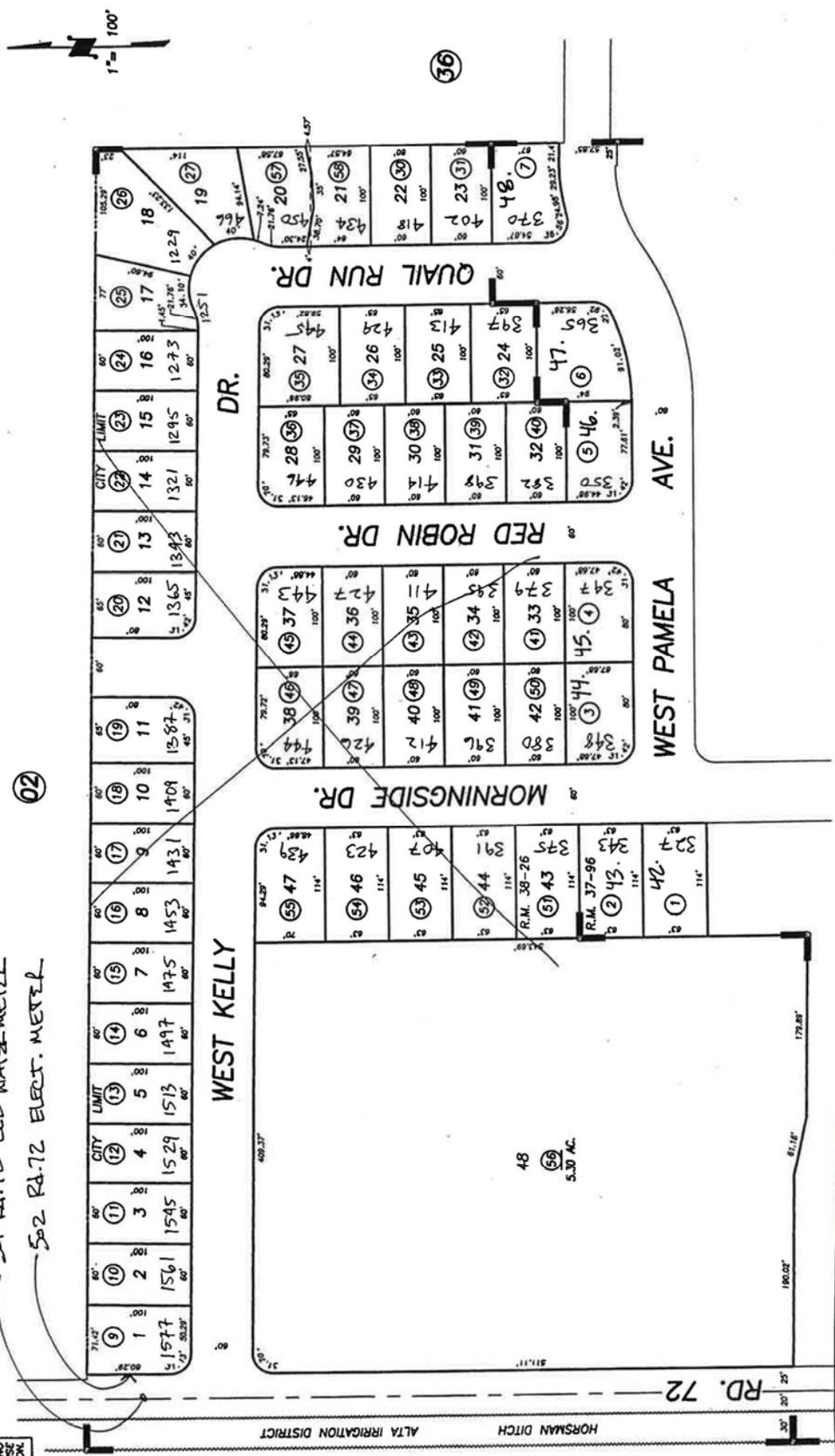
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Tax Area Code **014--47**
 001-022
 001-036

POR. SW1/4 OF SW1/4 SEC.7, T.16S., R.24E., M.D.B.&M.

501 RA-72 LLD WATER METEL
 502 RA-72 ELECT. METEL

FOR LOCAL
 POSS. ONLY
 3. AND NO
 IN THESE



CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014 , PG. 47
 COUNTY OF TULARE, CALIFORNIA, U.S.A.

NOTE: Assessor's Parcel Numbers Shown in Circles
 Assessor's Block Numbers Shown in Ellipse

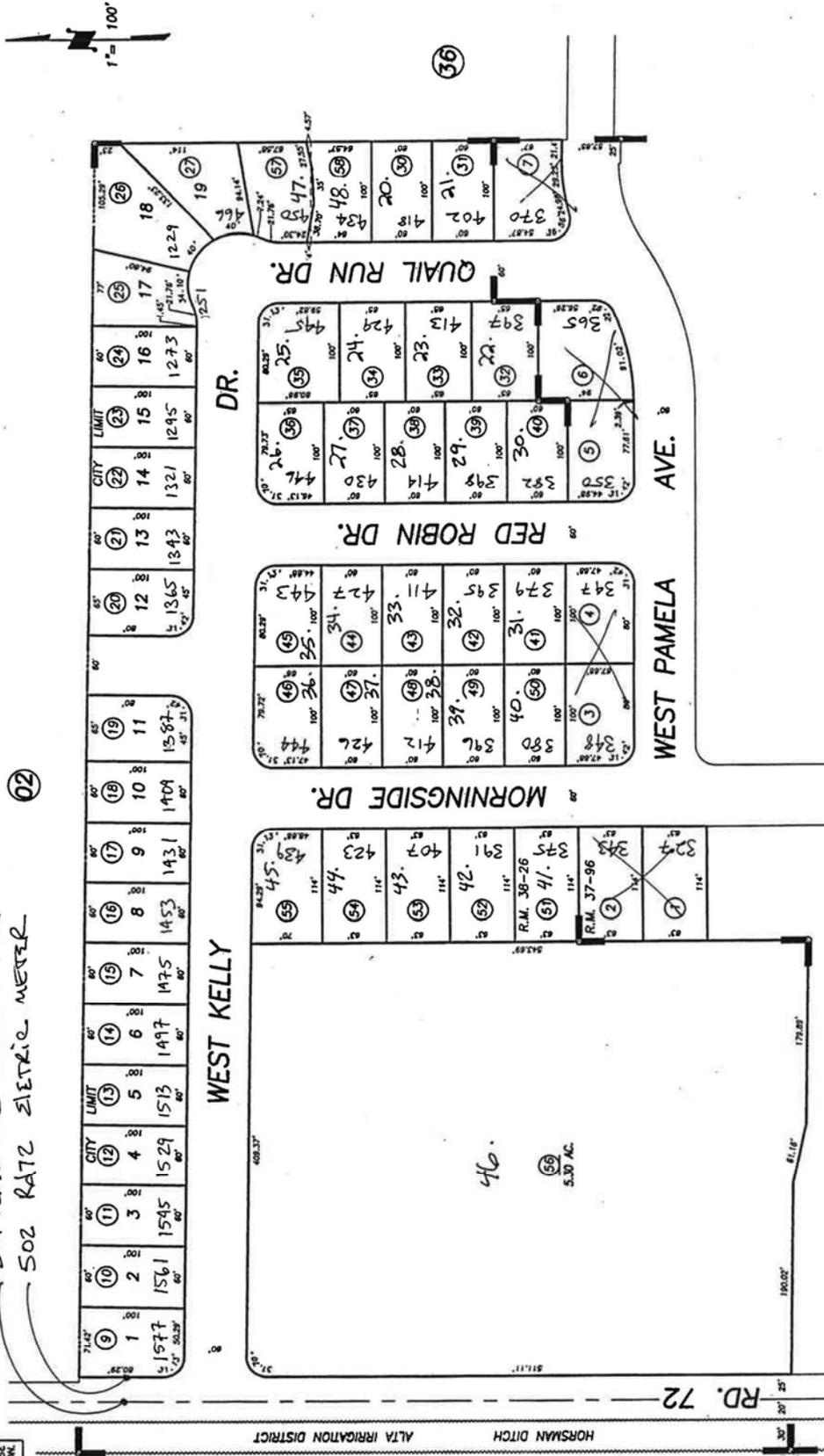
R. MORNINGSIDE UNIT 1, R.M. 37-96
 MORNINGSIDE UNIT 2, R.M. 38-26

| | | |
|--------------|-----------|------|
| 2001-0052093 | 5/31/2002 | KMS |
| REVISION | DATE | TECH |

Tax Area Code 014-47
 001-022
 001-036

POR. SW1/4 OF SW1/4 SEC.7, T.16S., R.24E., M.D.B.&M.

501 RD.72 WD WATER METER
 502 RATZ ELECTRIC METER



CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014 , PG. 47
 COUNTY OF TULARE, CALIFORNIA, U.S.A.

NOTE: Assessor's Parcel Numbers Shown in Circles
 Assessor's Block Numbers Shown in Ellipses

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| 2001-00520953 | 5/31/2002 | KMS |
| 123 | REVISION | DATE |
| | | TECH |

R. MORNINGSIDE UNIT 1, R.M. 37-96
 MORNINGSIDE UNIT 2, R.M. 38-26

FOR LOCAL ASSESSORS ONLY
 FOREIGN, MAY BE LOCAL AND LOCAL MAY BE LOCAL OR THE USE OF THIS PERSON.

N1/2 OF NW1/4 OF SW1/4 SEC.7, R.16S., R.24E., M.D.B.&M. Tax Area Codes 014-001-043

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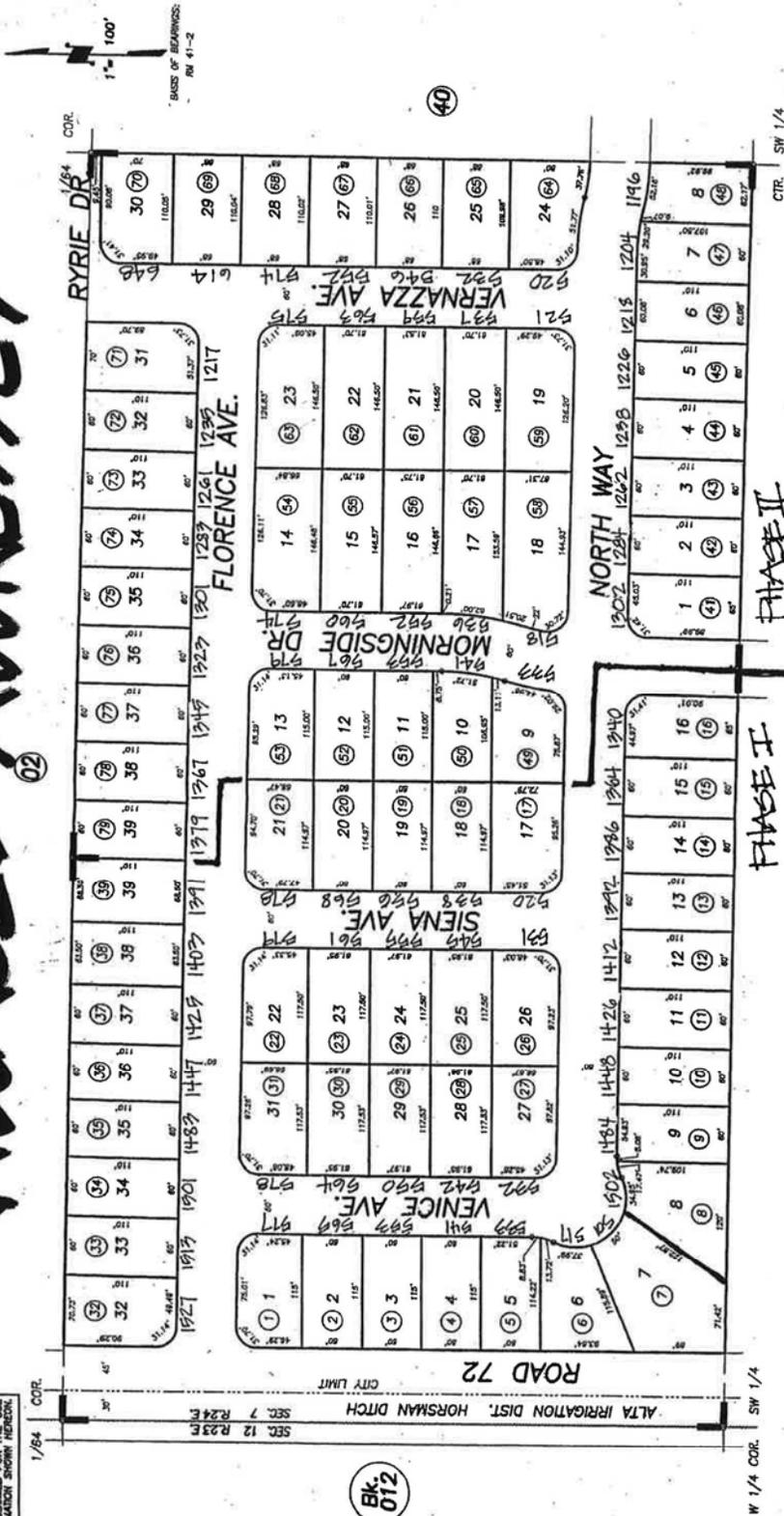


Sugar Plum Estates

50

Area Codes 014-50
 001-043
VILLAGED ADDRESSES

DISCLAIMER
 THIS MAP WAS PREPARED FOR LOCAL
 PROPERTY ASSESSMENT PURPOSES ONLY.
 IT IS NOT TO BE USED FOR ANY OTHER
 PURPOSES AND DOES NOT CONSTITUTE
 A WARRANTY OF ANY KIND. THE CITY
 AND COUNTY OF TULARE, CALIFORNIA,
 AND THE COUNTY OF TULARE, CALIFORNIA,
 MAKE NO REPRESENTATION OR
 WARRANTY OF ANY KIND FOR THE
 INFORMATION SHOWN HEREON.

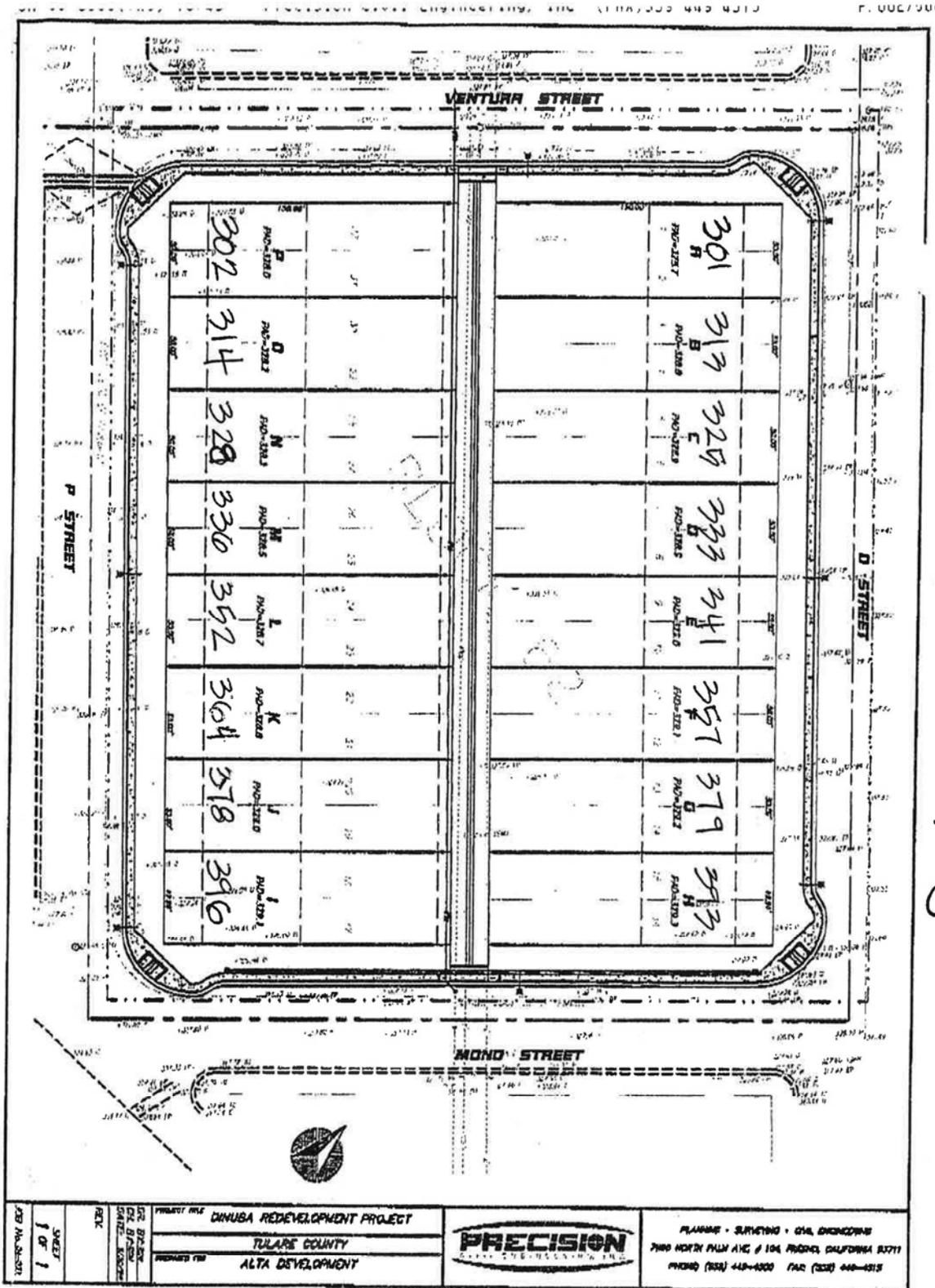


VILLAGIO SUBDIVISION PHASE I, R.M. 41-2
 VILLAGIO SUBDIVISION PHASE II, R.M. 41-29
 CITY OF DINUBA
 ASSESSOR'S MAPS BK. 014 , PG. 50
 COUNTY OF TULARE, CALIFORNIA, U.S.A.

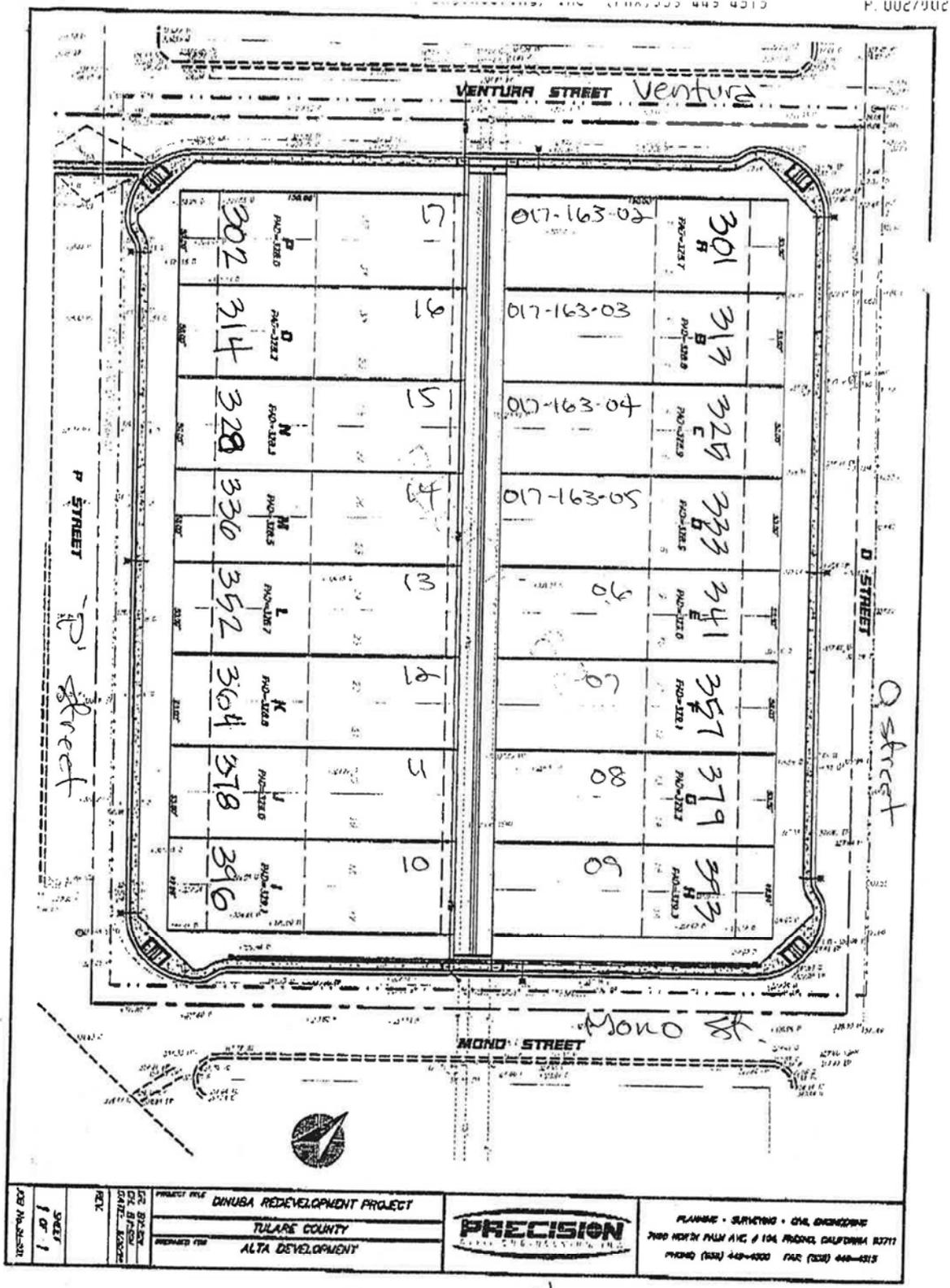
NOTE: Assessor's Parcel Numbers Shown in Circles
 Assessor's Block Numbers Shown in Ellipses

| | | |
|--------------|------------|------|
| 2005-0034655 | 06/20/2005 | PKW |
| REVISION | DATE | TECH |

SUGAR PLUM-VILLAGIO LANDSCAPE AND LIGHTING
 ASSESSMENT DISTRICT NO. 06-01



CITRUS HEIGHTS LANDSCAPE AND LIGHTING
 ASSESSMENT DISTRICT NO. 06-02

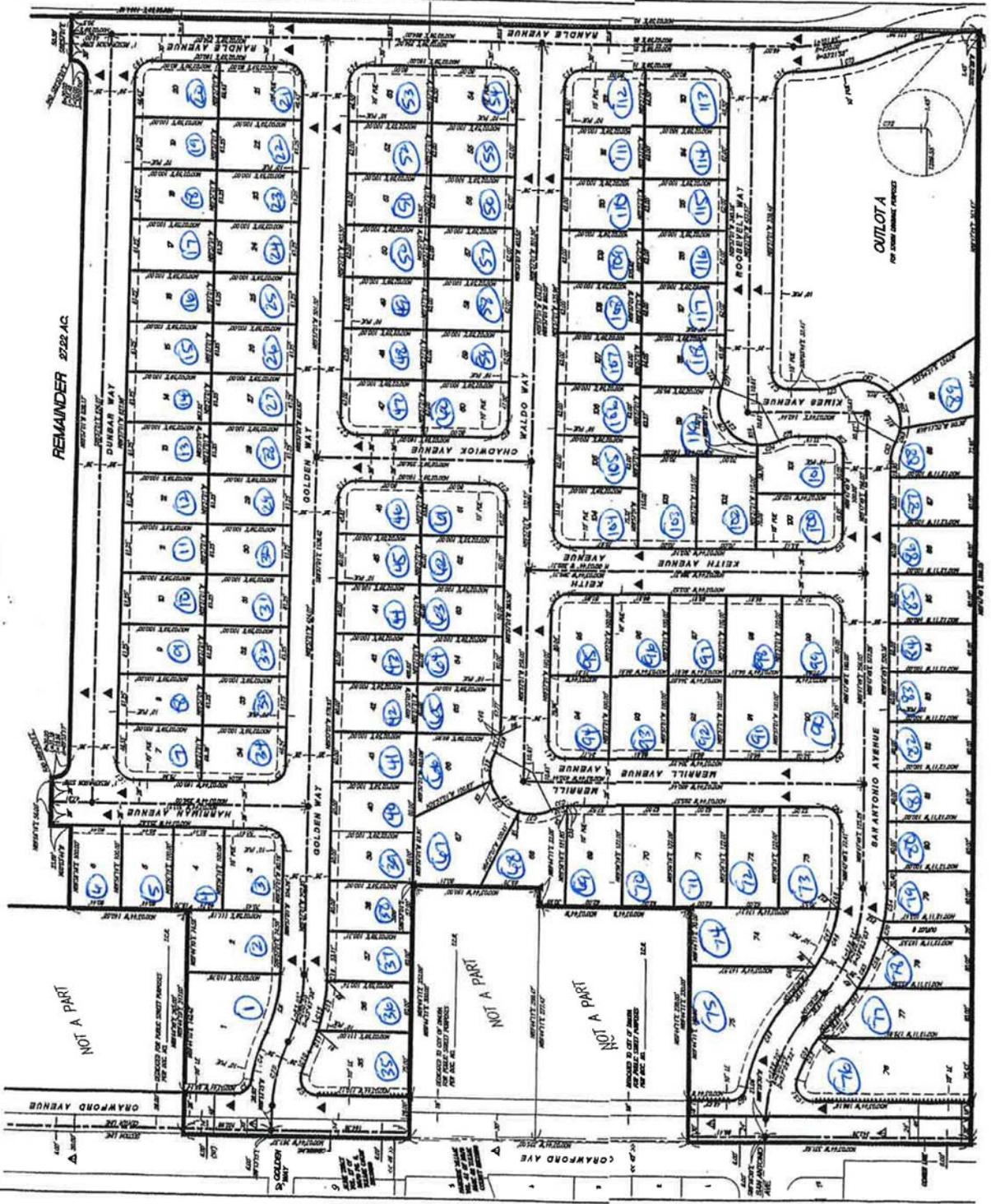


Citrus Heights

EXHIBIT E.1

MAP OF MUIRFIELD TRACT - PHASE I

IN THE CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA
SURVEYED AND PLATTED IN JANUARY 2008 BY FREDERICK CIVIL ENGINEERING, INC.
CONSISTING OF FOUR SHEETS
SHEET THREE OF FOUR





City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

DEPARTMENT: PUBLIC WORKS

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

CITY COUNCIL MEETING
DATE: JUNE 28, 2016

To: Mayor and City Council
From: Blanca Beltran, Public Works Director
By: George Avila, Business Manager
Subject: Resolution No. 2016-42 Authorizing Submittal of Regional Surface Transportation Program (RSTP) Claim for Fiscal Year 2015-2016

RECOMMENDATION

Council adopt Resolution Number 2016-42 authorizing the Public Works Director to submit a Regional Surface Transportation Program (RSTP) Claim for Fiscal Year 2015-2016 in the amount of \$246,306.

EXECUTIVE SUMMARY

The City of Dinuba receives an annual allocation of Regional Surface Transportation Program (RSTP) funds through the Tulare County Association of Governments (TCAG). In order to receive this money, the City Council must adopt a resolution authorizing the submittal of a claim for funds.

OUTSTANDING ISSUES

None.

DISCUSSION

The Surface Transportation Program (STP) was established by the 1991 Federal Intermodal Surface Transportation Efficiency Act (ISTEA) and continued with passage of the Transportation Equity Act for the 21st Century (TEA-21) and the TEA-21 Restoration Act of 1998. This legislation created the Regional Surface Transportation Program (RSTP). Pursuant to Federal mandates, most of the RSTP is obligated to projects located within 11 urbanized areas in California. However, a small percentage is apportioned to Metropolitan Planning Organizations (MPO's). In Tulare County that organization is the Tulare County Association of Governments (TCAG). TCAG receives approximately \$2.5 million in RSTP dollars annually and distributes the funds to TCAG member jurisdictions based on population.

Regional Surface Transportation Program (RSTP) provides a source of funds to preserve and improve transportation systems. The funds may be utilized on any Federal-aid highway, including the National Highway System (NHS), bridge projects on any public road, transit capital projects, and intracity and intercity bus terminals and facilities. In Tulare County, these

funds have been primarily used for street and highway construction, reconstruction, rehabilitation, resurfacing, and operational improvements.

For many years the City of Dinuba received RSTP funds as a matter of routine and was not required to take any action to receive its allocation. However, this process has recently been modified and now agencies are required to submit a claim to TCAG that requests the drawdown of their apportionments. It is now also required that the governing body for each agency adopt a resolution designating the staff member authorized to submit the subject claim.

The estimated allocation for the City of Dinuba for FY 2015-16 is \$246,306. Continuing with past practice, these funds will be deposited into the City's Gas Tax fund and will be used on the maintenance and operating expenditures of the City's Transportation Services Division. Some portion of this money is also used to fund employee salaries, debt service and capital projects. The adoption of Resolution 2016-42 will authorize the Public Works Director to submit the required claim to TCAG and receive payment of the amount identified above.

RSTP money is an important funding source for the City's Transportation Services Division and will allow Staff to continue providing the necessary maintenance and repair of streets, signs, pavement markings and traffic signals.

FISCAL IMPACT

This revenue funds a portion of the Transportation Services Division's on-going operations related to maintenance and repair of streets, signs, pavement markings and traffic signals. The subject funding will allow the City to continue providing current service levels.

PUBLIC HEARING

None.

Attachments:

- A. Resolution Number 2016-42

Attachment "A"

RESOLUTION NO. 2016-42

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DINUBA AUTHORIZING THE PUBLIC WORKS DIRECTOR TO FILE A REGIONAL SURFACE TRANSPORTATION PROGRAM (RSTP) EXCHANGE PROGRAM FUND CLAIM FORM FOR FISCAL YEAR 2015-2016

WHEREAS, the Tulare County Association of Governments (TCAG) and the California Department of Transportation (Caltrans) have entered into a Standard Agreement contract to exchange unobligated balances of federal Regional Surface Transportation Program (RSTP) funds with non-federal State Highway Account funds; and

WHEREAS, Caltrans Division of Programming releases a 5-year ESTIMATE of RSTP Exchange Program apportionments for inclusion in the Federal Transportation Improvement Program (FTIP) Programming document every 2-years to California Metropolitan Planning Organizations (MPOs);

WHEREAS, TCAG is the designated MPO for Tulare County;

WHEREAS, the Annual RSTP Exchange Program fund apportionment is an ESTIMATE and subject to change during the fiscal year (2015-2016) due to many Federal Surface Transportation Bill variables including the annual appropriations act as well as other Congressional action (i.e. rescissions);

WHEREAS, a FINAL RSTP Exchange apportionment amount is published at the end of the FY15-16 and can be different than the ESTIMATE RSTP Exchange apportionment figure;

WHEREAS, Annually, Caltrans sends TCAG a Standard Agreement contract that includes an RSTP Exchange Program apportionment figure;

WHEREAS, TCAG applies a RSTP population based distribution formula using current Department of Finance (DOF) population estimates (January 2016) to the RSTP apportionment to determine the amount of RSTP Exchange funds to be distribution to TCAG member jurisdictions;

WHEREAS, the City of Dinuba has an ESTIMATE RSTP Exchange Program fund apportionment amount available to claim in FY15-16 is \$246,306

WHEREAS, payment of the ESTIMATE RSTP Exchange fund claim will be subject to all conditions specified in the fully executed standard contract agreement between TCAG and Caltrans, as well as the TCAG RSTP Exchange Claim form requirements: Projects to be funded with this claim are only those projects that are defined under Sections 133(b) and 133(c) of Title 23, United States Code and Article XIX of the California State Constitution, implemented in accordance with the requirements of Section 182.6(d)(1) of the Streets and Highways Code.

WHEREAS, if the FINAL RSTP Exchange apportionment figure is higher for FY15-16 than the ESTIMATE RSTP Exchange apportionment figure, Caltrans would have to revise the RSTP Exchange Standard Agreement contract with the higher RSTP figure before TCAG could instruct the Tulare County Auditor Controller's Officer to distribute a greater amount of RSTP Exchange Program funds to member agencies, than identified in this resolution;

WHEREAS, if the FINAL RSTP Exchange apportionment figure is lower for FY15-16 than the ESTIMATE RSTP Exchange apportionment amount, Caltrans does not have to revise the RSTP Exchange contract with the lower amount before TCAG could recalculate the available RSTP Exchange Program funds using the same population-based formula and then instruct the Tulare County Auditor Controller's Officer to distribute the lower FY15-16 FINAL RSTP Exchange Program fund amount to member agencies;

WHEREAS, the City of Dinuba has established special gas tax street improvement fund as a requirement to receive the RSTP Exchange Program funds; and

WHEREAS, it is deemed in the best interest of the City of Dinuba the Public Works Director is authorized to sign the FY15-16 RSTP Exchange Program fund claim form and to submit said claim form to TCAG for processing.

NOW THEREFORE, be it resolved that the Public Works Director of the City of Dinuba is authorized and directed to sign and file the above described FY15-16 RSTP Exchange Program fund claim on behalf of the City of Dinuba in the amount of \$246,306.

PASSED AND ADOPTED by the City Council of the City of Dinuba at a regular meeting held on Tuesday, June 28, 2016, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

APPROVED:

Emilio "Joey" Morales, Mayor

ATTEST:

Linda Barkley, Deputy City Clerk



City Council Action

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

DEPARTMENT: PLANNING

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

**CITY COUNCIL MEETING
DATE: JUNE 28, 2016**

To: Mayor and City Council
From: Cristobal Carrillo, Planner II
Subject: Second Reading and Adoption of Ordinance No. 2016-01 Amending Title 5 and Title 17 of the Dinuba Municipal Code Prohibiting Medical Marijuana Cultivation and Delivery

RECOMMENDATION

Council conducts second reading and adopts Ordinance No. 2016-01 amending Title 5 and Title 17 of the Dinuba Municipal Code to further codify the prohibition of medical marijuana cultivation and delivery in the City of Dinuba.

EXECUTIVE SUMMARY

On June 14, 2015, the City Council conducted a first reading of Ordinance No. 2016-01 amending Title 5 and Title 17 of the Dinuba Municipal Code to prohibit medical marijuana cultivation and delivery. The City Council unanimously voted to schedule a second reading and adoption of Ordinance No. 216-01 for June 28, 2016. If passed by the Council tonight, the Ordinance will take effect thirty days from adoption.

OUTSTANDING ISSUES:

None.

DISCUSSION

The City of Dinuba currently has ordinances in place that prohibit the establishment and operation of medical marijuana dispensaries anywhere within the City Limits. The Dinuba Municipal Code does not prohibit the cultivation and delivery of medical marijuana within the City Limits of Dinuba.

Ordinance No. 2016-01 would amend the Dinuba Municipal Code to prohibit all medical marijuana cultivation and delivery within the City of Dinuba. The amendments would also revise land use tables to reflect prohibition of medical marijuana related uses within all zoning districts. The amendments would effectively ban all medical marijuana related uses within City Limits.

The proposal is consistent with the Dinuba General Plan and is determined to be exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it can be seen with certainty that it will not have a significant effect or physical change to the environment.

FISCAL IMPACT

There is no fiscal impact associate with adoption of the proposed Ordinance.

PUBLIC HEARING

A public hearing regarding Ordinance No. 2016-01 was conducted on June 14, 2016.

ATTACHMENTS

- A. Ordinance No. 2016-01

Attachment 'A'

ORDINANCE NO. 2016-01

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DINUBA
AMENDING TITLE 5 AND TITLE 17 PERTAINING TO REGULATION OF MEDICAL
MARIJUANA USES TO THE DINUBA MUNICIPAL CODE AND PROVIDING FOR THE
ENACTMENT AND EFFECTIVE DATE THEREOF**

THE CITY COUNCIL OF THE CITY OF DINUBA DOES ORDAIN AS FOLLOWS:

SECTION 1. FINDINGS.

- (a) The City of Dinuba has previously adopted ordinances within the Dinuba Municipal Code pertaining to the regulation of Medical Marijuana within the City Limits.
- (b) The California State Supreme Court, in *City of Riverside v. Inland Empire Patients Health and Wellness Center*, affirmed that cities have the authority to regulate Medical Marijuana related uses.
- (a) On May 3, 2016, the Planning Commission of the City of Dinuba held a public hearing and reviewed the amendments to the Dinuba Municipal Code, and recommended these amendments to the City Council.
- (b) Amendments and additions to the Dinuba Municipal Code are needed in order to clearly reflect prior policy decision of the City Council to prohibit all Medical Marijuana related uses, such as dispensaries (mobile or fixed), collectives, cooperatives and all cultivation activities.
- (c) This ordinance is consistent with the City of Dinuba General Plan, Dinuba Municipal Code and the Zoning Ordinance and would not be detrimental to the public interest, health, safety, convenience, and welfare of the City
- (d) This ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3).

SECTION 2. Title 5 and 17 of the DINUBA Municipal Code are hereby amended by the repeal of Chapter 5.80 regarding Medical Marijuana, additions to Chapters 5.70, 17.26, 17.48, & 17.54, and addition of Chapter 5.71 and Chapter 5.80 as follows:

CHAPTER 5.70 - MEDICAL MARIJUANA DISPENSARIES

5.70.050 Public Nuisance Defined.

Operation of any Medical Marijuana Dispensary, either fixed or mobile, within the City of Dinuba in violation of the provisions of this Chapter is hereby declared a public nuisance and may be abated by all available means.

CHAPTER 5.71 - MOBILE MEDICAL MARIJUANA DISPENSARIES

Sections:

5.71.010 Purpose and Findings.

5.71.020 Mobile Medical Marijuana Dispensary Defined.

5.71.030 Mobile Medical Marijuana Dispensaries Prohibited.

5.71.040 Marijuana Delivery Prohibited.

5.71.050 Public Nuisance Declared.

5.71.060 Use or Activity Prohibited by State or Federal Law.

Section 5.71.010 Purpose and Findings.

The City Council finds that Federal and State laws prohibiting the possession, sale and distribution of Marijuana preclude the establishment or operation of City-sanctioned or permitted Mobile Medical Marijuana Dispensaries within the City of Dinuba. In order to promote and ensure the health, safety and welfare of the City and its residents, the declared purpose of this Chapter is to prohibit Mobile Medical Marijuana Dispensaries as provided in this Chapter.

Section 5.71.020 Mobile Medical Dispensary Defined.

“Mobile Medical Marijuana Dispensary” means any facility, location, clinic, cooperative, collective, club, individual, business or group that transports, delivers, or arranges the transportation or delivery of, Medical Marijuana to, but not limited to, a “qualified patient,” a person with an “identification card” or a “primary caregiver,” as those terms are defined in Section 5.70.020 of this Code. All other terms applicable to this Chapter 5.71 shall be defined as set forth in Chapter 5.70 of this Code, unless otherwise defined differently in this Chapter 5.71. Mobile Medical Marijuana Dispensary does not mean an individual who is either a “qualified patient,” a person with an “identification card” or a “primary caregiver,” who is transporting or possessing Medical Marijuana in amounts reasonably related to the patient's current medical needs.

Section 5.71.030 Mobile Medical Marijuana Dispensaries Prohibited.

Mobile Medical Marijuana Dispensaries are prohibited in the City of Dinuba. It shall be unlawful for any person or entity to own, manage, conduct or operate, or as a landlord or land owner (or as such landlord or land owner's agent, property manager or similar person having control over real property on behalf of it owner) allow or permit to exist, or be established, conducted, operated, owned or managed on or within any real property owned or controlled by such person, any Mobile Medical Marijuana Dispensary, or to participate as a landlord, lessor, land owner, employee, contractor, agent or volunteer, or in any other manner or capacity, in any Mobile

Medical Marijuana Dispensary in the City of Dinuba. Each day a violation of any provision of this Chapter is committed, or permitted to continue, shall constitute a separate offense.

Section 5.71.040 Marijuana Delivery Prohibited.

No person shall deliver marijuana to any location within the City of Dinuba from a Mobile Medical Marijuana Dispensary, regardless of where the Mobile Medical Marijuana Dispensary is located, or engage in any action or operation in furtherance of this purpose.

No person shall deliver any marijuana-infused product, such as, but not limited to, tinctures, baked goods, or other consumable products, to any location within the City of Dinuba from a Mobile Medical Marijuana Dispensary, regardless of where the Mobile Medical Marijuana Dispensary is located, or engage in any action or operation in furtherance of this purpose.

5.71.050 Public Nuisance Defined.

Operation of any Mobile Medical Marijuana Dispensary within the City of Dinuba in violation of the provisions of this Chapter is hereby declared a public nuisance and may be abated by all available means.

5.71.060 Use or Activity Prohibited by State or Federal Law.

Nothing contained in this Chapter shall be deemed to permit or authorize any use or activity which is otherwise prohibited by any State or Federal Law.

CHAPTER 5.80 - MEDICAL MARIJUANA

Sections:

5.80.010: Purpose and Intent

5.80.020: Definitions

5.80.030: Prohibition of Cultivation of Medical Marijuana

5.80.040: Regulations Applicable to the Consumption of Medical Marijuana

5.80.050: Prohibition of Medical Marijuana Dispensaries

5.80.060: Penalties and Enforcement

5.80.010: Purpose and Intent:

It is the purpose and intent of this Chapter to promote the health, safety, and general welfare of the residents and businesses within the City by regulating the cultivation, distribution, and consumption of Medical Marijuana.

5.80.20: Definitions:

For purposes of this Chapter, the following definitions shall apply:

- a) Medical Marijuana: Is defined in strict accordance with California Health and Safety Code sections 11018, 11362.5, and 11362.7 et seq.

- b) Cultivation of Medical Marijuana: The growing of Medical Marijuana for medical purposes as defined in strict accordance with California Health and Safety Code sections 11362.5 and 1 1362.7 et seq.
- c) Collective or cooperative cultivation: The association within California of qualified patients, persons with valid identification cards and designated primary care givers to cultivate marijuana for medical purposes as defined in strict accordance with California Health and Safety Code sections 11362.5 and 1 1362.7 et seq.
- d) Medical Marijuana Dispensary: Any facility or location, whether fixed or mobile, and any building or structure, where Medical Marijuana is made available to, distributed by, or distributed to more than two (2) of the following: a qualified patient, a person with an identification card, or a primary caregiver as those terms are defined in California Health and Safety Code Section 11362.5 and 11362.7 et seq. Unless otherwise regulated by this Code or applicable law, a "Medical Marijuana Dispensary" shall not include the following uses: a clinic licensed pursuant to Chapter 1 of Division 2 of the Health and Safety Code, a health care facility licensed pursuant to Chapter 2 of Division 2 of the Health and Safety Code, a residential care facility for persons with chronic life-threatening illness licensed pursuant to Chapter 3.01 of Division 2 of the Health and Safety Code, a residential care facility for the elderly licensed pursuant to Chapter 3.2 of Division 2 of the Health and Safety Code, a residential hospice, or a home health agency licensed pursuant to Chapter 8 of Division 2 of the Health and Safety Code, as long as any such use complies strictly with applicable law including, but not limited to, Health and Safety Code sections 11362.5 and 1 1362.7 et seq.

5.80.30: Prohibition of Cultivation of Medical Marijuana:

Cultivation of Medical Marijuana is a prohibited use in all zone districts of the City.

5.80.040: Prohibition of Medical Marijuana Dispensaries:

Medical Marijuana Dispensaries as defined in Section 5.80.020 are prohibited in the City of Dinuba.

5.80.050: Regulations Applicable to the Consumption of Medical Marijuana:

No person shall smoke, ingest, or otherwise consume Medical Marijuana in the City of Dinuba unless such smoking, ingesting or consumption occurs entirely outside of public view within a private residence, or within the grounds of a clinic, health care facility, residential care facility, or residential hospice licensed pursuant to applicable provisions of the California Health and Safety Code.

5.80.60: Penalties and Enforcement:

Violations of this Chapter shall be considered misdemeanors and are punishable in accordance with Chapter 1.16 of Title I, of the Dinuba City Code. Each and every day, or portion thereof a violation exists is a separate offense. The City may also pursue all applicable civil and administrative remedies, including but not limited to injunctive relief and administrative citations.

Should a court of competent jurisdiction subsequently determine that the criminal penalty provision renders this Chapter unlawful, the City intends that the misdemeanor provision be severable from the remaining penalty provisions and the City will only pursue non-criminal remedies for violations of this Chapter.

Amendments to Title 17 Use Matrixes.

17.26.030 Use matrix, Residential Districts

| Uses | RCO | AN | RA | R | RM |
|--|-----|----|----|---|----|
| <u>Medical Marijuana Dispensary, Cooperative or Collective</u> | | | | | |
| <u>Mobile Marijuana Dispensary</u> | | | | | |
| <u>Marijuana Cultivation</u> | | | | | |

17.48.030 Use matrix, Office and Commercial Districts

| Uses | PO | C-1 | C-2 | C-3 | C-4 |
|--|----|-----|-----|-----|-----|
| <u>Medical Marijuana Dispensary, Cooperative or Collective</u> | | | | | |
| <u>Mobile Marijuana Dispensary</u> | | | | | |
| <u>Marijuana Cultivation</u> | | | | | |

17.54.030 Use matrix, Industrial Districts

| Uses | M-1 | M-2 |
|--|-----|-----|
| <u>Medical Marijuana Dispensary, Cooperative or Collective</u> | | |
| <u>Mobile Marijuana Dispensary</u> | | |
| <u>Marijuana Cultivation</u> | | |

SECTION 3. SEVERABILITY.

Each of the provisions of this ordinance is severable from all other provisions. If any article, section, subsection, paragraph, sentence, clause or phrase of this ordinance is for any reason held by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 4. The City Clerk is hereby directed to cause a summary of this Ordinance to be published by one insertion in a newspaper of general circulation in the community at least five (5) days prior to adoption and again fifteen (15) days after its adoption. If a summary of the ordinance is published, then the City Clerk shall cause a certified copy of the full text of the proposed ordinance to be posted in the office of the City Clerk at least five days prior to the Council meeting at which the ordinance is adopted and again after the meeting at which the ordinance is adopted. The summary shall be approved by the City Attorney.

This Ordinance shall take effect and be in full force thirty (30) days from and after its adoption.

SECTION 5. The foregoing Ordinance No. 2016-06 was introduced at a regular meeting of the City Council of the City of Dinuba on the 14th day of June, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Emilio Morales, Mayor

ATTEST:

Linda Barkley, Deputy City Clerk

June 22, 2016

WEST EL MONTE WAY / AVENUE 416 PROJECT BI-WEEKLY UPDATE

LAST TWO-WEEKS SUMMARY

1. **Road 56 to Englehart Ave. – Work Completed:**
 - Signal Poles set at Rd. 62, Rd. 64, and Rd. 68.
 - Basin #1 & 2 equipment pads.
2. **Englehart to Alta Ave. – Work Completed:**
 - Ed Dena's retaining curb.
3. **Problems Encountered/Resolved:**
 - Gas Service Cut - West Ave 416.
4. **List citizen concerns, comments and compliments:**
 - Wilgenburg Drive Approach.

Submitted By: SGI Construction Management

TWO-WEEK LOOK AHEAD

1. **Upcoming Work (2 weeks):**
 - Storm Drain west of Englehart Ave continuing.
 - Bollards at Dinuba Tire and Rd. 70.
 - Raising manholes and valve boxes in Town continuing.
 - Corrective Work in Town continuing.
 - Shoulder Work west of Englehart.
 - Excavation at Basin #3.
 - Signalization west of Englehart continuing.

Community Outreach/Notifications

- Facebook/Website Updates.
- Construction Mitigation Hotline
 - English/Espanol (800) 399-2547
- Contact Information:
 - City website address: <http://www.dinuba.org/>
 - Facebook page: Avenue -416-Street-Widening
 - Twitter: //twitter.com/elmonteway



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

DEPARTMENT: PARKS & RECREATION
CITY COUNCIL MEETING
DATE: JUNE 28, 2016

To: Mayor and City Council
From: John Carrillo, Parks & Community Services Director
Subject: One Year Extension of Landscape Service Agreement between the City of Dinuba and Clean Cut Landscape, Inc.

RECOMMENDATION

Council approves a one year extension of the Landscape Service Agreement with Clean Cut Landscape, Inc. from July 1, 2016 through June 30, 2017 and authorize the City Manager or designee to execute the agreement.

EXECUTIVE SUMMARY

The City currently contracts with Clean Cut Landscape, Inc. for landscape maintenance services for the City parks and Lighting and Landscape Districts throughout the city. The existing agreement will terminate June 30, 2016, but includes an option for a one year extension. Staff would like to exercise the option and extend the contract through June 30, 2017. Staff is also recommending additional modifications related to CPI compensation for operations.

DISCUSSION

Since 2005, the City has outsourced the maintenance of City parks, Lighting & Landscape Districts, and other open space areas throughout the city. The City has awarded the landscape maintenance contracts in 3-year increments. Clean Cut Landscaping, Inc. has been awarded the contract the last three, three-year contract periods.

Currently, the annual cost of the contract with Clean Cut is \$197,798 per year or \$16,484 per month. The cost of the contract is paid for by the General Fund and the L&L District assessments (see Funding Summary in Attachment 'A'). The only modification to the contract is the inclusion of an annual CPI adjustment (see Attachment 'B').

Staff has been pleased with the services provided by Clean Cut. The company has been responsive and has performed satisfactorily over the years. The proposal contract extension has been reviewed and approved by Clean Cut Landscape, Inc.

OUTSTANDING ISSUES

None.

FISCAL IMPACT

The cost of the landscape maintenance contract is \$16,484 per month or \$197,798 per year and is included in the proposed FY 2016-17 Budget.

PUBLIC HEARING

None required.

Attachments:

- A. Funding Sources Breakdown
- B. Current Landscape Maintenance Service Agreement

Attachment "A"

Landscape Maintenance

Funding Summary

| Fund | | Amount | Percentage |
|---------------|--|---------------|-------------------|
| General Fund | | \$9,993.33 | 60.6% |
| L&L Fund(s) | | \$6,489.80 | 39.4% |
| MONTHLY TOTAL | | \$16,483.13 | 100.0% |
| ANNUAL | | \$197,797.56 | |

Attachment "B"

Current Landscape Maintenance Service Agreement

SECTION ONE

GENERAL PROVISIONS

Standard Specifications: The work embraced herein will be done in accordance with the appropriate provisions of construction details, of the Specifications entitled State of California, Department of Transportation, Standard Specifications, insofar as the same may apply, which Specifications are hereinafter referred to as the Standard Specifications.

Work embraced herein will also be done in accordance with these Plans and Specifications and the Standard Specifications and Designs of the City of Dinuba, hereinafter referred to as the City Standards. Any conflicts between these project Specifications and the City Standards will immediately be brought to the attention of the Department Manager. Generally, these project Specifications will govern and take precedence over the City Standards.

Whenever in the Standard Specifications, or in any documents where these specifications govern, the following terms are used, they will be understood to mean and refer to the following:

AASHTO - Use the latest specifications of the American Association of State Transportation and Highway Officials.

ANSI - Use the latest revised specifications of the American National Standards Institute.

AWWA - Use the latest specifications of the American Water Works Association.

ASTM - Use the latest specifications of the American Society for Testing Materials.

Manager of Community Services - The Community Services Department of the City of Dinuba.

Laboratory - The designated laboratory authorized by the City of Dinuba to test materials and work required by the contract.

State - The State of California.

City - The City of Dinuba is governed through City Council approval.

Owner - The City of Dinuba.

Contractor - Any company or corporation entering into the Contract with the City of Dinuba to service and maintain the improvements embraced in these Specifications and accompanying Plans.

Other terms appearing in the Standard Specifications, the general provisions, and the special provisions will have the intent and meaning specified in Section 1, Definition of Terms of the Standard Specifications.

Proposal Forms: All proposals must be made upon the proposal forms to be obtained from the City and attached to this Request for Proposals. All proposals must give the prices proposed, both in writing and figures, and must be signed by the bidder, with his/her address. If the proposal is made by an individual, his/her name and post office address must be shown. If made by a firm or partnership, the name and post office address of each member of the firm or partnership must be shown. If made by a corporation, the proposal must show the name of the state under the laws of which the corporation was chartered and the names, titles, and business addresses of the president, secretary, and treasurer.

Rejection of Proposals: Proposals may be rejected if they show any alterations of form, additions not called for, conditional or alternative bids, incomplete bids, erasures, or irregularities of any kind. The right is reserved to reject any and all proposals.

Award of Contract: The award of the contract, if it is awarded, will be made within thirty (30) days after the opening of the proposals.

The City reserves the right to waive minor irregularities in any bid proposal that does not, in the judgment of the City, make a material difference in bid proposal consideration.

Execution of Contract: The Contract will be signed by the successful bidder and returned, together with the insurance certificates within ten (10) days, including Sundays and legal holidays, after the bidder has received notice that the Contract has been awarded. No proposal will be considered binding upon the City until the execution of the Contract.

Failure to execute the Contract and file acceptable certificates as provided herein within the (10) days, including Sundays and legal holidays, after the bidder has received notice that the Contract has been awarded, will be just cause for the annulment of the award and the forfeiture of the proposal guarantee.

The Contractor will submit to the City for approval, seven (7) days in advance of the start of work, a schedule indicating the dates and various operations involved in this Contract will be started and finished. Once the City has approved the schedule of work, the Contractor will adhere to the schedule as far as is practical. The City will be notified of any major variations from the approved schedule. Compensation for preparing, submitting, modifying the schedule for the City's approval, and adhering to the schedule of work as approved and amended will be included in the price paid for other items of work.

Bid Prices: The bidder will include the entire cost of the work in his/her bid prices, and it is understood and agreed that there is included in such prices the cost of labor, materials and equipment and all incidental expense of whatever nature necessary to complete the work required in the Technical Specifications and Special Provisions and that no further payment will be made therefore, except where force account work is authorized by the City.

Alterations: By mutual consent in writing of the parties signatory to the Contract, alterations or deviations, increases or decreases, additions or omissions, in the Specifications may be made. The same will in no way affect or make void the Contract.

The City reserves the right to increase or decrease the quantity of any item or portion of the work.

Whenever an article, material, manufacturer or dealer is specified by the City to be used in repair or maintenance, it is the Contractor's obligation to meet or exceed these specifications.

Removal of Obstructions: The Contractor will remove and dispose of all debris, plant material or other obstructions of any character in areas of the proposed work, as required by the City. In addition, the Contractor will diligently continue cleanup operations during the performance of the contract so as to maintain the site in a neat and orderly fashion.

Public Utilities: It will be the Contractor's sole responsibility to ascertain the existence of any underground improvements or facilities which may be subjected to damage by reason of his/her operations. Prior to commencing any excavation, the Contractor will notify Underground Service Alert (USA) and any other utility agencies as may be known to exist in the area so as to allow them adequate time to properly mark the approximate locations of their facilities in the field.

Nothing in this section will be construed as a waiver, or impairment of any of the City's rights under the Contract, or of any other recourse provided by the law.

Inspection: Whenever the Contractor varies the period during which work is carried on each day, he/she will give due notice to the City Representative, so that proper inspection may be provided.

Programming Work and Maintaining Traffic When and if Required: The Contractor will furnish: warning signs, barricades, traffic cones or other safety devices as necessary to adequately warn the public at all times. The Contractor will also erect and maintain such warning and directional signs as required by the City. No additional payment will be made for conformance to the provisions of this section, unless otherwise specified in the Special Provisions.

Performance Bond

A cashier's check, certified check or bidders bond for the amount of \$5,000 shall accompany each proposal, drawn payable to order of the City of Dinuba, as a guarantee that the Contractor will, after being notified of the acceptance of his/her proposal, enter into a contract with the City of Dinuba in accordance therewith, and will furnish the required Contractors bonds. The bonds required of the successful respondent are a faithful performance bond in an amount equal to 40% of said proposal in accordance with the provisions of 3247-3251 of the California Civil Code. If the successful respondent fails to execute the Contract for which the proposal is accepted and fails to furnish the required bonds within (10) days after the mailing of notice of the award of the Contract to the successful respondent, the City of Dinuba shall have just cause for annulment of the award and forfeiture of the proposal guarantee. In this case, the City of Dinuba reserves the right to award the Contract to one of the other respondents or reject all proposals.

Immediately following the actual execution of the Contract and furnishing of the required Contractors bonds, the City of Dinuba will return the respondents guarantees accompanying the other proposals. All proposals are to be made on the forms to be furnished by the City.

Public Liability Insurance: As a condition precedent and prior to commencement of the work to be performed pursuant to this Contract, the Contractor will furnish to the City a Certificate of Insurance with separate endorsements evidencing the following minimum insurance coverage:

1. Comprehensive General Liability: \$2,000,000 combined a single limit per occurrence for bodily injury, personal injury and property damage, \$5,000,000 Aggregate.
2. Automobile Liability: \$1,000,000 combined a single limit per accident for bodily injury and property damage.
3. Workers Compensation and Employers Liability: Workers Compensation has limits as required by the Labor Code of the State of California and Employers Liability limits of \$1,000,000 per accident.

With respect to Item 1 above, such insurance will include products, completed operations, liability, owners and contractors protective, blanket contractual liability, personal injury liability, broad form property damage coverage and explosion, collapse and underground hazard coverage.

With respect to Item 1 and 2 above, said insurance will name the City, its appointed and elected officials, officers, employees and agents as additional insured. Be primary with respect to any insurance or self-insurance programs maintained by the City, and will protect them from claims for personal injury, death or property damage suffered by third persons or by officers, employees and agents of the Contractor, and arising out of or in connection with the work which is the subject of this Contract. Notwithstanding any inconsistent statement in the insurance policy or certificate or any subsequent endorsement given thereto, the City will be insured or named as an additional insured covering the work which is the subject of this Contract, whether liability is attributable to the Contractor or to the passive or active negligence of the City.

With respect to Item 3 above, the insurer will agree to waive all rights of subordination against the City, its officers, officials, employees and agents for losses arising from work performed by the Contractor for the City.

The cost of providing this insurance requirement will be borne by the Contractor. All liability insurance policies will bear an endorsement or will have attached a rider whereby it is provided that in the event of expiration or proposed cancellation of such policies for any reason whatsoever, the City will be notified by registered mail, return receipt requested, giving it sufficient time before the date thereof to comply with any applicable law or statute, but in no event less than thirty (30) days before the expiration or cancellation becomes effective.

The Contractor will furnish the City with certificates of insurance and with original endorsements affecting coverage required by this section. The certificates and endorsements for each insurance policy are to be signed by a person authorized by that insurer to bind coverage on its behalf. The certificates and endorsements are to be on forms provided by the City and are to be received and approved by the City before work commences.

The City reserves the right to require complete, certified copies of all required insurance policies, at any time.

The Contractor will include all subcontractors as insured under its policies or will furnish separate certificates and endorsements for each subcontractor. All coverage for subcontractors will be subject to all of the requirements stated herein.

Indemnification: The Contractor hereby agrees to and will protect, indemnify and hold blameless the City and all officers, agents, representatives and employees thereof from any and all liability, claims or damages of any kind or character, including attorney's fees and costs of all types incurred in defense of any of the said parties from said claims or liability, because or arising out of, directly or indirectly, the acts or omissions of the Contractor, Contractor's subcontractors, employees, representatives, agents, and the passive or active negligent acts or omissions of the City or its officers, employees and agents while acting within the scope of their duties regarding the work to be performed pursuant to this Contract.

Said indemnification and hold harmless provisions will be in full force and effect regardless of whether or not there will be insurance policies covering and applicable to such damages, claims or liability. This Contract will be binding upon the Contractor whether or not there are any allegations of fault, negligence or liability of the indemnities hereunder.

The Contractor agrees that the use of any and all public streets and improvements which are part of or subject to this Contract will be at all time, prior to the final acceptance by the City, the sole and exclusive risk of the Contractor. The Contractor further specifically agrees that he/she will indemnify and hold free of any liability the City for any accident, loss or damage to the work which is the subject of this contract prior to its completion and acceptance by the City.

The Contractor will indemnify and save harmless the City from any suits, claims or actions brought by any person or persons for or on account of any injuries or damages sustained by or arising in the construction of the work in consequences thereof. The City may retain so much of the money due the Contractor as will be considered necessary until disposition has been made of such suits or claims for damages as aforesaid.

Suspension of Contract: If at any time in the opinion of the City that the Contractor has failed to supply an adequate working force, or material of proper quality, or has failed in any other respect to prosecute the work with the diligence and force specified and intended in and by the terms of the Contract, written notice thereof in writing will be served upon him/her and should he/she neglect or refuse to provide means for satisfactory compliance with the Contract, as directed by the City, within the time specified in such notice, the City in any such case will have the power to suspend the operation of the Contract. Upon receiving notice of such suspension, the Contractor will discontinue said work, or such parts of it as the City may designate.

Upon such suspension, the Contractor's control will terminate and thereupon the City or its duly authorized representative may employ other parties to carry the Contract to completion, employ the necessary workforce, substitute other machinery or materials, and purchase of materials contracted for, in such manner as the City may deem proper or the City may annul and cancel the Contract and delete the work or any part thereof. Any excess of cost arising there from over and above the Contract price will be charged against the Contractor and his/her sureties who will be liable therefore. In the event of such suspension, all money due the Contractor will be forfeited

to the City, but such forfeiture will not release the Contractor or his/her sureties from liability or failure to fulfill the Contract. The Contractor and his/her sureties will be credited with the amount of money so forfeited toward any excess of cost over and above the Contract price, arising from the suspension of the operations of the Contract and the completion of the work by the City as above provided, and the Contractor will be so credited with any surplus remaining after all just claims for such completion have been paid.

In the determination of the question whether there has been any such noncompliance with the Contract as to warrant the suspension annulment thereof, the decision of the City will be binding on all parties to the Contract.

Measurement: Payment for work done under this Contract will be made on the basis of the sums as calculated, and the agreed unit and lump sum prices as set forth on the Bidder's Proposal. Wherever work called for and described in the Technical Specifications and Special Provisions is not specifically covered in the bid items, payment for such work will be considered included in the other Contract items. No adjustment in unit prices for any item of work will be made for increases or decreases in the Contract quantity for said items.

Monthly Payments: The City will, once in each month, pay each item in the Contract Bid Schedule for the period indicated by the contract subject to satisfactory performance and City determination of all items.

Extra and Force Account Work: Extra work as defined in Standard Specifications, when ordered and accepted will be paid for under a written work order in accordance with the terms therein provided. Payment for extra work will be made at the unit price or lump sum previously agreed upon by the Contractor and the Community Services Manager, or by force account.

If the work is done on force account, the Contractor will receive actual cost of all labor and materials furnished by him/her as shown by his/her paid vouchers, and 15 percent and for all labor and equipment that are necessary, which will have been previously determined and agreed to in writing by the City Representative and by the Contractor, and 15 percent provided, however, that the City reserves the right to furnish such materials required as it deems expedient and the Contractor will have no claim for profit on the cost of such materials. The price paid for labor will include any compensation insurance paid by the Contractor.

Extension of Work Beyond the Contract Period: The City reserves the right to extend this contract on a month-to-month basis. Upon mutual consent with the Contractor the City may extend this contract on an annual basis and adjust the contract price by the Consumer Price Index (CPI) for the US Cities Average.

SECTION TWO
SPECIAL PROVISIONS

Standards

The work to be done under these provisions consists of furnishing all labor, services, tools, equipment, and materials. City of Dinuba - Landscape Maintenance of:

BID SCHEDULE:

1. **Alice Park: West North Way and Alice Avenue**
2. **Alta/Lindara Landscape: Alta Avenue and Lindara Avenue**
3. **Alta Mission Estate: Alta Avenue north of Avenue 408**
4. **Carl's Jr. Landscape Median: Monte Vista Drive**
5. **Centennial Park Park/Water Tower: Road 72 and West Sierra Way**
6. **Chamber Parking Lot: 210 North "L" Street**
7. **Chamber Park: across the street from 210 North "L" Street**
8. **City Hall Facility: 405 E. El Monte Way**
9. **City Hall Park: E. El Monte Way and Eaton Avenue**
10. **Community Center Landscape: 1390 E. Elizabeth Way**
11. **Country Club Estate Landscape Strip: El Monte Way and Lillie Avenue**
12. **Crawford Landscape Strip: Magnolia to Sierra Way**
13. **Dinuba Bowling Center Landscape/Parking Lot: "L" Street and Ventura Street**
14. **Dinuba Fire Department Facility: 496 E. Tulare Ave. and 420 E. Tulare Ave.**
15. **Dinuba Justice Facility: 640 & 680 South Alta Avenue**
16. **Dinuba Scout House: 432 South "L" Street**
17. **Dinuba Tulare County Public Library: 150 South "I" Street**
18. **Downtown Dinuba Streetscape: Tulare Street from "K" to "M" Street
"L" Street from Fresno to Ventura Street**

**Shoppers Alley
"K" Street Parking Lot
"M" Street Parking Lot**

19. **Entertainment Plaza: "L" St. and "M" St. between Kern St. and Ventura St.
"M" Street/Ventura Street Parking Lot
Kern Street/"M"- "L" Street Theater Parking Lot
"L" Street/Kern Street Market Parking Lot**
20. **Felix Delgado Park: Vassar Avenue and Greene Avenue**
21. **Gregory Park (College Park): College Avenue and "M" Street**
22. **K/C Vista Park: Kamm Avenue and Crawford Avenue**
23. **Lincoln/McKinley Estates Walkway: 698 N. Lincoln**
24. **Luis Ruiz Park: Alta Avenue and Surabian Way**
25. **Marshall Acres Basin/Landscape Strips: La Vista Avenue, Kamm Avenue, and College Avenue**
26. **Merced Triangle Park: Merced Street and El Monte Way**
27. **Morningside Estate Median and Landscape Strips: Road 72 and El Monte Way**
28. **Muirfield Landscape Strips & Paseos: Crawford Ave. and Sierra Way**
29. **Muirfield Park (Dunbar Ave) and Basin (San Antonio Ave & Kimes)**
30. **Nebraska/Lincoln Ave. Landscape Strip: Nebraska Ave and Lincoln Ave.**
31. **Nebraska Park Basin: Nebraska Ave. and Oak Dr.**
32. **Odwalla Pond Basin: Crawford Avenue and Davis Drive Avenue**
33. **Pamela/Morningside Park/Pond Basin: Pamela Lane**
34. **Parkside Village Basin: Odessa Ave.**
35. **Parkside Village Landscape Strips, Median and Circle: Crawford Avenue, San Antonio Avenue and El Paso Ave.**
36. **Peachwood Estate Pond Basin: Alice Avenue and Lillie Avenue**
37. **Public Work Facility: 1088 East Kamm Avenue**

38. **Roosevelt Park (Community Center/Baseball Fields): Elizabeth Way**
39. **Rose Ann Vuich Park: El Monte Way and McKinley Avenue**
40. **Rotary Park: Saginaw Avenue and Lincoln Avenue**
41. **Sierra Heights Landscape Strip: Kamm Avenue and Greene Avenue**
42. **Sugar Plum Estates Landscape Strips and Median: Rd. 72 and Saginaw Ave.**
43. **Surabian Drive Median Landscape: Surabian Way/Alta Ave.**
44. **Tierra Vista Landscape Strip: Crawford Avenue and Gerald Avenue**
45. **Tuscany Landscape Strip: Nebraska Ave. / Oak Drive**
46. **Villagio (Murano) Landscape Strip and Median: Rd. 72/Florence Ave.**
47. **Viscaya Parkway Landscape Strips and Medians: Nebraska Ave. to Saginaw Ave. / Roundabout with Rosemary Medians**
48. **Viscaya Landscape Strips on Saginaw: Euclid Ave. to Railroad Tracks**
49. **Viscaya Landscape Strips on Euclid Ave.**
50. **Viscaya Basin: Rosemary to Saginaw**
51. **Viscaya Landscape: 1300 Block of Rosemary Cul-de-sac**
52. **Viscaya Landscape: Daisy Court Cul-de-sac**
53. **Votech Training Center/Parking Lot: "L" St. and "M" St. at Fresno St.**
54. **Waste Water Treatment Facility Landscaping**
55. **Well #15: Road 72 (North of El Monte Way)**
56. **Well #16: 255 Kamm Avenue**
57. **Well #18: 820 North Euclid**
58. **Well #20: W. Sierra Way and Rd. 74**

The work will be performed by a Contractor who is licensed in accordance with the provisions of Chapter 9 of Division 3 of the Business and Professions Code.

Pre-bid Meeting

A pre-bid meeting will be conducted for all prospective respondents at the City of Dinuba Community Center, 1390 E. Elizabeth Way, Dinuba CA. 93618. Participation at this meeting is not required, but attendance is strongly recommended for instruction in the preparation of the RFP document as well as a tour of all sites. The proper format of the document presented will be one of several criteria used in evaluations of the proposals.

Traffic Control and Public Safety (as Applicable)

Traffic Control: The Contractor will provide and maintain barricades, lights and other means as may be necessary to prevent accidents to the public, to direct traffic, protect workers and public from injury or damage due to any cause. Such work will conform to the Caltrans Manual of Warning Signs, Lights and Devices for use in Performance of Work upon Highways, latest revision.

Payment: Full compensation for conforming to the requirements of this Section will be considered as included in the price paid for other items of work and no additional compensation will be made therefore.

Private and Public Property

Protection: The Contractor will protect all private and public property and will replace, repair, or pay for any damage caused by negligent or substandard work related to this Contract, either directly or indirectly.

Permits and Fees

Business License: The Contractor and all his/her subcontractors will obtain a business license from the City of Dinuba for all work within the City limits. Full compensation to conform to this Section will be included in the Contract lump sum price. No additional compensation will be made therefore.

The Contractor will at his/her own expenses procure all other permits, certificates and licenses required of him/her by law for the execution of his/her work. The Contractor will comply with all State and Local laws, ordinances and rules and regulations relating to the performance of the work and will file all reports as required in connection with the project. Copies of all records will be sent to the City representative, in addition to the respective agency.

Contractor' s Qualifications

The Contractor will be licensed in accordance with the provisions of Chapter 9 of Division 3 of the Business and Professions Code, and will certify under the penalty of perjury in his/her proposal that said license is current and valid for the work to be performed.

Licenses/Certifications

Copy of State of California C-27 Landscape Contractor License and an Applicator's Certification.

Qualified Applicators License (QAL)

Certified Landscape Irrigation Auditor (CLIA)

Certified landscape irrigation auditors are involved in the quantification of landscape irrigation water use. CLIAs:

- Collect site data.
- Make maintenance recommendations and perform minor repairs.
- Perform field measurements and observations.
- Determine irrigation uniformity and efficiency.
- Develop a basic irrigation schedule.
- Work with a water manager or property owner to manage overall irrigation water use.

Disposal of Materials

The Contractor will provide for the disposal of all landscape refuse materials including trash, dirt, leaves, grass clippings, weeds, brush, concrete, oil, sand, and asphalt concrete materials. It will be the Contractor's responsibility to locate and transport such materials to a City approved dump site.

Contractor's Equipment and Materials and Storage

The Contractor will provide adequate equipment and means for the work. The Contractor will remove such equipment and/or materials when the equipment is unsuitable for performing the work or unsatisfactory, including equipment which is obsolete, in bad repair, or worn out.

Contractor's Employees Uniforms and Clothing

The Contractor's employees shall wear uniform shirts that have the Contractor's company name and the employee's first name clearly displayed on the shirt. All shirts worn by Contractor's employees shall be of the same color, material and style.

The Contractor's employees shall, when working on medians or in other vehicle traffic areas, be required to wear yellow/orange safety vests over their uniforms.

The Contractor's employees shall wear hard-soled shoes at all times while on duty. Soft soled shoes such as such athletic shoes and similar footwear shall not be permitted.

Notification

The Contractor will supply the Owner with a list of at least two persons, together with their address and home telephone numbers, who are authorized to act on behalf of the Contractor in an emergency arising out of conditions at the work site after normal working hours.

Bidder's Examination of Site

The bidder will examine the sites prior to submission of his/her bid and appraise himself/herself of all site conditions that exist and that must be accounted for during the performance of the work, and he/she will include this in the cost. Cost for this work will be included in the various bid items and no additional compensation will be made therefore.

SECTION THREE

**TECHNICAL SPECIFICATIONS
LANDSCAPE MAINTENANCE SPECIFICATIONS AND STANDARDS**

Irrigation, general

Irrigation will be done with the use of automatic or manual sprinkler systems where available and operable. Failure of an existing system to provide full and adequate coverage will be the City's responsibility to provide proper coverage. Exclusions will be identified in descriptions of areas. It is Contractor's responsibility to make the City aware of all irrigation needs and repairs.

1. **Maintenance:** The City will maintain all sprinkler systems in such a way as to give proper coverage and full working capacity, making whatever adjustments necessary to prevent excessive run off into streets or other areas not intended to be irrigated. Care will be taken to prevent wasting water, causing soil erosion, or allowing seepage into existing underground improvements or structures.

The City is responsible for the repair and maintenance of all irrigation controllers. Furthermore, the City is responsible for setting and adjusting all irrigation controllers as needed during each calendar year. Water will not be allowed to accumulate on sidewalks, streets, or in parking lots, nor spray on buildings or windows. The City will ensure that casual standing water and watering times do not conflict with normal business hours.

2. **Inspection:** The City will, at least once a week, inspect all areas covered by an automatic irrigation system for any malfunction. Approximately 30 days prior to the conclusion of the Contract, a comprehensive test of all irrigation systems will be made by a Parks and Community Services representative. Any repairs deemed the Contractor's responsibility will be made by the Contractor prior to the end of the contract period.

If the repairs are not to City standards, deductions will be made in the final contract

payment to cover the cost of eliminating the discrepancies determined by the City representative.

3. Repairs: Irrigation systems which are damaged or altered in any way as a result of work performed under this Contract will be repaired or replaced in kind and in an approved manner by the City. Repairs will be made immediately after damage or alteration occurs, unless otherwise directed. Cost of such repairs are the responsibility of the Contractor.

For repairs not made, or not made to the satisfaction of the City representative, the work will be done by others and billed to the Contractor.

4. Operation:

Turf: All turf areas will be irrigated as needed to maintain a uniform healthy growth pattern and promote deep root growth. Water will be applied in short cycles to prevent water run off into streets. Care will be taken to not over water or saturate any soil.

Irrigation to turf and ground cover areas is to be applied prior to 8:00 am where possible, to lower the risk of fungus in cool season turf.

Ground Cover: Sufficient amounts of water will be applied to ground cover areas to maintain a healthy growth pattern and promote deep rooting. Care will be taken to not over water or saturate soil.

Banks and Slopes: Sloped landscape areas to be irrigated Monday Through Friday as required to maintain horticultural acceptable growth and color.

Shrubs and Trees: All shrubs and trees will be irrigated as needed to maintain healthy growth and promote deep rooting. Care will be taken to not over water.

Irrigation application rates will be adjusted according to shrubs or tree types and seasonal weather conditions. Deep watering for root growth is encouraged, and surface run off will be kept at a minimum.

Newly Planted Trees, Shrubs, Ground Cover and Turf: All newly planted areas are to receive special attention until plants are established. Adequate irrigation is to be applied to promote normal, healthy growth. Water basins around newly planted shrubs and trees are to be used during establishment period.

Weed Control - General

For the purposes of this Specification, a weed will be considered to be any undesirable plant, or a plant growing out of place.

All landscaping within the specified maintenance areas including lawns, shrubs, and ground

cover beds, planters, open ground, banks, slopes, and tree wells will be kept weed free at all times. Complete removal of all weed growth is to be accomplished on a continuous basis during the complete Contract period. Weeds may be controlled by mechanical methods, or chemical methods at the discretion of the Contractor. Weeds reaching a height of 6" must be physically removed from landscaped areas.

- a. Use of Chemical Herbicides for Weed Control: The Contractor will abide by all rules and regulations of the California State Department of Food and Agriculture, Department of Health, and Department of Industrial Relations regarding the safe application of herbicides under this Contract. Care will be taken to ensure the safety of the public and the Contractor's employees during chemical weed control operations. The City of Dinuba may restrict the use of chemical weed control in certain areas.

NOTE: Great care will be taken by the Contractor to avoid herbicide drift onto non-targeted plants.

The Contractor will maintain a commercial license, Qualified Applicators License (QAL or QAC) for application of chemical herbicides.

The Contractor will maintain a chemical log record to be reported to appropriate agencies and submit a monthly report to the City of Dinuba Community Services Department Manager.

Chemicals

City reserves the right to reject any chemicals Contractor and/or their subcontractors purpose to use, prior to or during actual use. Material Safety Data Sheets (M.S.D.S) shall be provided to City at least one (1) week prior to use of that chemical.

Materials shall be non-staining, non-corrosive and shall not leave a flammable residue.

Contractor shall not use pesticides in Category I (no chemicals with LD50 levels lower than 500 mg/km). These would include, but not be limited to, several organophosphates and carbonate possessing high mammalian toxicity due to their intense anticholinesterase activity. Pesticides in Category II may be used with the authorization of the Parks & Recreation Director or a designated representative.

Diseases and Pest Control

The Contractor and/or City will regularly inspect all landscaped areas for the presence of disease, insect, or rodent infestation. The Contractor will notify the City representative within three (3) days of finding such a condition, outlining identification and control measure to be taken. Upon approval of the City representative, the Contractor will implement the approved control measures utilizing all safeguards necessary to protect the public and Contractor's employees.

1. Use of Chemical Pesticides: All rules of the California State Department of Food and Agriculture, Department of Health, and Department of Industrial Relations regarding safe application of pesticides under this contract will be observed.

When using rodent chemicals, or pesticides, great care must be taken to avoid contact with non-target organisms.

The Contractor will maintain a commercial license (QAL or QAC) for application of chemical pesticides. Copies of pesticide usage logs/journals will be provided to the City on a monthly basis, or when the Contractor experiences staff changes related to licensed pesticide applicators.

Pruning - General

All shrubs, trees, and ground cover plants growing in the work area will be pruned as required to maintain plants in a healthy growing condition. Pruning is to be done in a manner which promotes the plant's natural growth characteristics. Hedging, shearing, or other severe pruning will not be allowed without prior approval by the City.

Plant growth is to be kept within reasonable bounds to prevent its encroachment in passageways, and streets. Clear view of traffic signs and intersections is to be maintained at all times.

All dead, dying or damaged branches will be removed on a weekly basis.

Using sharp pruning tools, all cuts will be made cleanly with no stub or projections remaining. Any pruning cut of over 1" in diameter will be sealed with an approved pruning paint or asphalt emulsion.

- I. Trees: The Contractor will comply with adopted standards in the Dinuba Street Tree Master Plan. The Contractor will be responsible for all tree pruning in contracted maintenance areas. All trees are to be maintained in their natural shape.

Canopy clearance above walks of 7'-0" and above streets of 14'-6" is to be maintained for pedestrian and traffic safety. Trees will be pruned away from buildings and other structures to prevent possible structural damage and visual obstruction of signs. All tree branches will be trimmed or cut back as necessary to allow visibility of all Regulatory and Street name signs.

Newly planted trees that do not have trunk caliber sufficient to support the tree will be staked, pruned, and shaped to promote their eventual development into a strong, healthy, representative of their species. Until young trees are strong enough to stand alone, they will be flex-tied between two approved 2" x 2" x 8' or 2" diameter lodge pole pine treated tree stakes. Also, two (2) approved tree ties will be used to secure and protect young trees. Trunk protectors will be used to protect the base of young trees. Tree ties are to be inspected often for signs of girdling or abrasion. Stakes will be removed when trees have sufficient strength to support themselves. Triple staking may be required in heavy traffic areas.

The Contractor will bring to the City representative's attention within 24 hours any tree which shows signs of root heaving, leaning, having hanger limbs, or in some manner constituting a safety hazard, and will be required to correct any problem short of removal

and replacement of any tree.

Fertilization

All turf areas will be fertilized minimally, twice a year and turf areas will receive not less than one (1) pound of actual available Nitrogen in a balanced fertilizer form for each one thousand (1,000) square feet of turf. Fertilizer will be applied uniformly using an appropriate spreader. Analysis of fertilizer will be approved by the City representative proper to application. The City representative will be notified 48 hours prior to beginning fertilization.

Prior to beginning a fertilization program, the Contractor will submit to the City of Dinuba Community Services Department Manager a schedule showing sites, dates, types, and approximate times of fertilizer applications. Timing or number of sites fertilized will not be set up to preclude normal on-site maintenance work, or schedule activities.

Duplicate signed, legible copies of all certificates and invoices for fertilizer used under this Contract stating grade, type, amount, and quantity received are to be presented to the City of Dinuba Community Services Department Manager. Both copies are to be signed on-site by the City of Dinuba Community Services Department Manager before fertilizers may be used.

Replacement of Plant Material

1. The Contractor will notify the City of Dinuba Community Services Department Manager within four (4) days of the loss of the plant material due to any cause.
2. The Contractor will supply all labor and materials to replace any tree, shrub, turf, or ground cover damaged or lost through the Contractor's faulty maintenance or negligence. The size and species of replacement plant material will be determined by the City of Dinuba Community Services Department Manager. When there is a difference between the tree lost and the replacement tree, the difference will be deducted from the Contract payment. The value will be determined using the latest America Shade Tree Conference guidelines.
3. Any plants damaged or lost through theft, vehicular damage, act of God, or other mysterious causes, that is not the responsibility of the Contractor, will be replaced in kind and size as determined by the City representative. The Contractor will supply the labor; the City will be responsible for the cost of the plant material.

From time to time it may be necessary or desirable to replace some plants to enhance the overall appearance of a site. Any such replacements will be at the City of Dinuba Community Services Department Manager discretion. The Contractor will supply the labor and the City will be responsible for the cost of the plant material.

Turf Maintenance

1. Mowing: All lawn areas in this contract will be mowed with power-propelled reel or rotary-type mowers. Mowers will be adjusted and maintained to provide a smooth, uniform cut with no ridges or depressions. Grass clippings will be removed during mowing operations.

All mowers are to be cleaned prior to each mowing to avoid a possible weed invasion.

Mowing will be performed so that no more than 1/3 of the grass blade is removed per frequency in returning the grass to acceptable height for the species being mowed.

Mowing height of turf will be determined by City of Dinuba Community Services Department Manager at each site.

All turf areas are to be mowed on a preset day. Any changes to this schedule must be approved in advance by the City of Dinuba Community Services Department Manager. Changes may be made by City of Dinuba Community Services Department Manager or City representative to mowing schedule due to special events or activities.

During periods of heavy growth more than one mowing per week may be required in high maintenance areas. Any additional required mowing will be part of the Contract maintenance bid.

2. Bermuda Invasion in Cool Season Turf Area: The Contractor will take preventive measures to restrict the invasion of cool season turf by Bermuda grass. Should the City representative determine that Bermuda grass invasion has exceeded one square foot, the Contractor will spray out the area and re-sod with compatible turf.
3. Edging: All turf adjacent to improved surfaces, will be edged a minimum of once every second mowing. If no improved surface exists, turf edges will be maintained where the turf abuts a shrub bed or property line, or to maintain turf delineation.
4. Sport Turf Grass Areas Over Seeding: Sports turf grass areas will be over seeded annually with four (4) pounds of approved perennial rye grass seed per one thousand (1,000) square feet of turf area between September and October.

Seed analysis will be submitted for approval to the City of Dinuba Community Services Department Manager ten (10) working days prior to over seeding dates. No over seeding will be done without prior approval.

The Contractor will supply the labor and supplies, including seed for over seeding.

Over seeding of specific sites may be deleted at the discretion of the City of Dinuba Community Services Department Manager.

5. Renovation: Turf renovation to remove accumulated thatch from all sites under this Contract will be accomplished by power raking or de-thatching rakes once annually on

cool season turf between September and October (care will be taken so turf is not damaged.)

This will be done once annually on warm season turf (Bermuda) between April and May (care will be taken so turf is not damaged.)

Renovation of specific sites may be deleted at the discretion of the City representative.

Refuse and plant material generated by renovating will be removed not later than the day following the operation.

A schedule of equipment to be used by the Contractor will be submitted for approval ten (10) days prior to beginning work. A work schedule will be submitted for approval showing site, date, and time the actual operation is to be performed. Work is not to begin without prior approval of equipment and work schedule.

Aerating and Dethatching

Aeration: All Bermuda turf areas should be aerated as per the frequency bid. Equipment To perform this task shall be either a vertically-operated with hollow tines or a slicer-type aerator. Soil depth affected by aeration shall be a minimum of two inches (2"). All irrigation heads must be flagged before aerating.

Dethatching: When thatch in the turf areas accumulates to a maximum one-half inch (1/2"), the thatch is to be removed by means of a mechanical rake or other similar device to promote proper turf growth. The debris remaining on the turf as a result of Dethatching is to be removed by sweeping the turf with a turf sweeper. Dethatching should not occur more than once annually.

Ground Cover Maintenance

1. All areas planted in ground cover will be adequately irrigated and fertilized to maintain vigorous growth.
2. Downtown ground cover beds will be edged every other week to keep them in their intended space. Ground cover beds will have all trash or debris removed each week. Ground covers will not be allowed to encroach into lawns, shrub beds, or other areas deemed as undesirable by the City representative.
3. Pine needles and tree debris which falls into ground cover areas must be removed as per frequency bid.
4. Ground cover plants will be periodically thinned and pruned for vigorous growth and overall appearance of the site. The spaces between plants will be regularly cultivated.
5. Periodic replanting will be required to maintain ground cover continuity. All replacements are to be approved by the City representative.

Debris Removal and Cleanup

Blowing of sidewalks, curbs and entrances and parking areas will be done as per frequency bid. In cases where blowing is insufficient to clean up after the Contractor's operations, it will be washed down with a hose or swept. Litter and leaf pick-up shall be performed as needed to maintain a neat and clear appearance.

Inclement Weather

Contractor shall not work or perform any operations during inclement weather, which may destroy or damage ground cover or turf areas. Contractor shall contact the City representative for the determination of non-operation conditions.

PROPOSAL

TO THE CITY OF DINUBA

The undersigned declares that he/she has carefully examined the location of the proposed work, which he/she has carefully examined the Plans and Specifications and hereby proposes to furnish all materials and do all the work required to complete the said work in accordance with said Plans and Specifications, for the prices, as listed on the following pages for the following project.

CITY OF DINUBA
Landscape Maintenance of:

SCHEDULE KEY

MAINTENANCE SCHEDULE FOR TURF AREAS

- SCHEDULE (A)** **A full twelve month (January-December) period, mowing every week.**
- SCHEDULE (B)** **A full twelve month period, nine month (March-November) period, mowing every week and a three month (December-February) period, mowing every two weeks.**
- (a)** **Sports field will be mowed twice a week, April thru October.**
 - (b)** **Sports field over seeding Perennial Rye grass between September and October**
 - (c)** **Perennial Rye grass program, de-thatch and seed between September and October.**

SCHEDULE (C) A full twelve month (January-December) period, every week.

SCHEDULE (D) A full twelve month period, nine month (March-November) period, every week and a three month (December- February) period, every two weeks.

| <u>SITE</u> | <u>MAINTENANCE SCHEDULE</u> | <u>TOTAL PRICE</u> <i>monthly</i> |
|--|-----------------------------|-----------------------------------|
| 1. Alice Park | (B), (D) | <u>198.⁰⁰</u> |
| 2. Alta/Lindara Landscape | (B) | <u>49.⁵⁰</u> |
| 3. Alta/Mission Estate | (A), (C) | <u>49.⁵⁰</u> |
| <u>SITE</u> | <u>MAINTENANCE SCHEDULE</u> | <u>TOTAL PRICE</u> |
| 4. Carl's Jr. Landscape Median | (A) | <u>23.¹⁰</u> |
| 5. Centennial Park Tower/Basin Landscape | (B), (b), (D) | <u>594.⁰⁰</u> |
| 6. Chamber Parking Lot | (C) | <u>25.⁰⁰</u> |
| 7. Chamber Park | (A), (C) | <u>25.³⁰</u> |
| 8. City Hall Facility | (A), (c), (C) | <u>396.⁰⁰</u> |
| 9. City Hall Park | (B), (D) | <u>99.⁰⁰</u> |
| 10. Community Center Facility | (B), (D) | <u>60.⁵⁰</u> |
| 11. Country Club Estate Landscape Strip | (C) | <u>148.⁵⁰</u> |
| 12. Crawford Landscape Strip | (C) | <u>302.⁵⁰</u> |
| 13. Dinuba Bowling Center Parking Lot | (A), (C) | <u>49.⁵⁰</u> |
| 14. Dinuba Fire Department Facility | (A), (c), (C) | <u>124.³⁰</u> |
| 15. Dinuba Justice Facility | (A), (c), (C) | <u>594.⁰⁰</u> |
| 16. Dinuba Scout House | (A), (C) | <u>137.⁵⁰</u> |
| 17. Dinuba Tulare County Library Facility | (A), (c), (C) | <u>148.⁵⁰</u> |
| 18. Downtown Dinuba Streetscape | (C) | <u>297.⁰⁰</u> |
| 19. Entertainment Plaza/Theater Parking Lots | (A), (C) | <u>345.⁴⁰</u> |

| | | | |
|-----|--|--------------------|---------------------------|
| 20. | Felix Delgado Sports Field & Park | (B), (b), (D) | <u>592.⁸⁰</u> |
| 21. | Gregory Park (College Park) | (B) | <u>148.⁵⁰</u> |
| 22. | K/C Vista Park Sports Fields & Landscaping | (A), (a), (b), (D) | <u>691.²⁰</u> |
| 23. | Lincoln/McKinley Estates Walkway | (B) | <u>187.⁰⁰</u> |
| 24. | Luis Ruiz Park | (B) | <u>1035.¹⁰</u> |
| 25. | Marshall Acres Basin/Landscape Strips | (B), (D) | <u>196.²⁸</u> |
| 26. | Merced Triangle Park | (B) | <u>49.⁵⁰</u> |

| <u>SITE</u> | <u>MAINTENANCE SCHEDULE</u> | <u>TOTAL PRICE</u> | |
|-------------|---|--------------------|---------------------------|
| 27. | Morningside Median and Strips | (A), (C) | <u>196.²⁰</u> |
| 28. | Muirfield I Landscape Strips | (A), (C) | <u>286.⁰⁰</u> |
| 29. | Muirfield I Park and Basin | (B), (D) | <u>255.²⁰</u> |
| 30. | Nebraska/Lincoln Landscape Strip | (A), (C) | <u>60.⁵⁰</u> |
| 31. | Nebraska Park/Basin | (B) | <u>733.³³</u> |
| 32. | Odwalla Pond Basin | (B), (D) | <u>74.⁸⁰</u> |
| 33. | Pamela/Morningside Park/Pond Basin | (B), (D) | <u>495.⁰⁰</u> |
| 34. | Parkside Village I, Basin | (B) | <u>269.⁵⁰</u> |
| 35. | Parkside Village I, Landscape Strips, Circle, and Median | (A), (C) | <u>269.⁵⁰</u> |
| 36. | Peachwood Estate Pond Basin | (B), (D) | <u>297.⁰⁰</u> |
| 37. | Public Works Facility | (A), (c), (C) | <u>396.⁰⁰</u> |
| 38. | Roosevelt Park (Baseball Fields) | (A), (b), (C) | <u>610.⁵⁰</u> |
| 39. | Rose Ann Vuich Park | (B), (D) | <u>1650.⁰⁰</u> |
| 40. | Rotary Park | (B), (D) | <u>148.⁵⁰</u> |

| | | | |
|-----|--|----------|---------------------------|
| 41. | Sierra Heights Landscape Strip | (A), (C) | <u>297.⁰⁰</u> |
| 42. | Sugar Plum Estates Landscape Strips | (A), (C) | <u>287.¹⁰</u> |
| 43. | Surabian Median Landscape | (A) | <u>25.³⁰</u> |
| 44. | Tierra Vista Estate Landscape Strip | (A), (C) | <u>59.⁴⁰</u> |
| 45. | Tuscany Landscape Strip | (A) | <u>222.⁰⁰</u> |
| 46. | Villagio (Murano) Landscape Strips | (A), (C) | <u>166.¹⁰</u> |
| 47. | Viscaya Parkway. Landscape Strips & Median | (A), (C) | <u>984.⁵⁰</u> |
| 48. | Viscaya Landscape Strips on Saginaw | (C) | <u>73.²⁰</u> |
| 49. | Viscaya Landscape Strips on Euclid | (C) | <u>73.²⁰</u> |
| 50. | Viscaya Basin | (C) | <u>1265.⁰⁰</u> |
| 51. | Viscaya Landscape – Rosemary Cul-de-sac | (C) | <u>137.⁵⁰</u> |
| 52. | Viscaya Landscape – Daisy Cul-de-sac | (C) | <u>137.⁵⁰</u> |

| SITE | MAINTENANCE SCHEDULE | TOTAL PRICE | |
|------|--|-------------|-------------------------|
| 53. | Votech Training Center/Parking Lot | (A), (C) | <u>74.⁸⁰</u> |
| 54. | Waste Water Treatment Facility Landscape | (A), (C) | <u>96.⁸⁰</u> |
| 55. | Well #15 Landscape | (A), (D) | <u>49.⁵⁰</u> |
| 56. | Well #16 Landscape | (B), (D) | <u>74.⁸⁰</u> |
| 57. | Well #18 Landscape | (B), (D) | <u>49.⁵⁰</u> |
| 58. | Well #20 Landscape | (B), (D) | <u>99.⁰⁰</u> |

GRAND TOTAL BID: 16,483.13 monthly

197,777.56

Payment for the above services for the periods of July 1, 2013 to June 30, 2014; July 1, 2014 to June 30, 2015, and July 1, 2015 to June 30, 2016 shall be adjusted at the beginning of the period by the Consumer Price Index (CPI) for the US Cities Average. Said CPI shall be calculated, discussed with the Contractor and mutually agreed upon by the December 1 prior to the new period.

All licenses must be in accordance with an act providing for the registration of contractors, License No. 722882 classification' s C-27. Expiration date: 5/31/14. I (We) state under the penalty of perjury that the above made representations are true and in accordance with the provisions of Section 7028.15 of the Business and Professions Code of the State of California.

Signature(s) of Bidder X 

If an individual, so state. If a firm or co partnership, state the firm name and give the names of all individual copartners composing the firm. If a corporation, state legal names of the corporation, also the name of the president, secretary, treasurer, and manager thereof.

Kerry Wendel - individual President

____ Secretary

____ Treasurer

____ Manager

8406 N. Armstrong Clovis, CA 93619 Business Address

559-322-2041 Fax 559 322-2071 Telephone Number/Fax Number

6/20/13 Dated

SUBCONTRACTORS

Pursuant to the provisions of Sections 4100 to 4113 inclusive, of the Government Code of the State of California, every bidder will set forth the name and location of the place of business of each subcontractor who will perform work or labor in or about the construction of the work or improvement in an amount in excess of one-half (2) of 1 percent of the bidder's total bid. If the bidder fails to specify a subcontractor for any portion of the work in excess of one-half (2) of 1% of the bidder's total bid, he/she agrees to perform that portion him/herself. The following is the required list of subcontractors.

BIDDER'S LIST OF SUBCONTRACTORS

| Type of Work | Name & Address of Subcontractors |
|----------------|---|
| <u>N/A</u> | <u>N/A</u> |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| <u>6/20/13</u> | <u>X</u>  |

LIST OF EQUIPMENT AND MATERIAL MANUFACTURERS

The bidder will indicate opposite each item of equipment or material listed below, the name of the manufacturer of the equipment or material proposed to be furnished under the bid. Failure to comply with this requirement will render the Proposal informal and may cause its rejection. Awarding of a Contract under this bid will not imply approval by the owner of the manufacturers listed by the bidder. No changes will be permitted after an award of the Contract unless equipment or material of the listed manufacturer cannot meet the Specifications.

| EQUIPMENT/MATERIAL | MANUFACTURER/SUPPLIER |
|---|--|
| Herbicide Sprays <u>Glyphosate / Roundup / Dimension</u> | <u>monsanto</u> |
| Cool Turf Fertilizer <u>Calcium Nitrate</u> | <u>Best</u> |
| Bermuda Fertilizer <u>25-5-5 slow release</u> | <u>Best supreme turf</u> |
| Shrub Fertilizer <u>12-12-12</u> | <u>Best</u> |
| Ground Cover Fertilizer <u>12-12-12</u> | <u>Best</u> |
| Tree Fertilizer <u>12-12-12</u> | <u>Best</u> |
| Mowing Equipment <u>Bro 72" Zmaster 2597-D</u> | <u>Bro</u> |
| Power Rake <u>Verismo 60" Towbehind verticut</u> | <u>Verismo</u> |
| Aeration Equipment <u>vibratory</u> | |
| <u>6/20/13</u> Date | <u>X [Signature]</u> Contractor's Signature |

CITY OF DINUBA
PERFORMANCE BOND
(In the amount of 40% of Contract Price)

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the City of Dinuba has awarded to Clean Cut Landscape, hereinafter referred to as Contractor, a contract for the work described in the City of Dinuba contract for the Provision of Maintenance Services Relating to all Park, Drainage Basins, and Landscape sites which said contract is hereby referred to and made a part hereof as though fully set forth herein, and

WHEREAS, said Contractor is required under the terms of said contract to furnish a bond for the faithful performance of said contract,

NOW THEREFORE, we, the Contractor, and The Guarantee Company of North America USA Surety, are held and firmly bound unto the City of Dinuba in the penal sum of Seventy Nine Thousand One Hundred Nineteen & No/100dollars (\$ 79,119.00) lawful money of the United States for the payment of which sum well and truly to be made we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that if the above bound Contractor, his, hers, or its heirs, executors, administrators, successors or assigns, shall in all things well and truly keep and perform each and all of the covenants, conditions and agreements in said contract, and any alteration thereof made as therein provided on said Contractor's part to be kept and performed at the time and in the manner therein specified and in all respects according to their true intent and meaning, then this obligation shall become null and void; otherwise, it shall remain in full force and effect. The undersigned surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of said contract or to the work or improvements to be performed there under or to the plans and specifications which are a part thereof shall in any way affect its obligations hereunder.

IN WITNESS WHEREOF, we have hereunto set our hands this 2nd day of July, 2013.
Clean Cut Landscape

By [Signature]
Contractor

The Guarantee Company of North America USA
By [Signature]
Surety Steven P. Edwards
Attorney in Fact

Bond Number 12099773

Premium \$3,679.07

Bond# 12099773

BOND FOR LABOR AND MATERIALS

KNOW ALL MEN BY THESE PRESENTS:

That we, Clean Cut Landscape, hereinafter referred to as Principal, and
The Guarantee Company of North America USA, as Surety, are held and firmly bound unto the City
of Dinuba in the sum of One Hundred Ninety Seven Thousand Seven Hundred Ninety Seven
& 56/100 dollars (\$ 197,797.56), for
lawful money of the United States of America, for payment of which sum well and truly to be
made, we bind ourselves, jointly and severally, firmly by these presents.

The condition of the foregoing obligation is such that,

WHEREAS, said Contractor has executed that certain annexed Contract with the City of Dinuba
for furnishing all materials, equipment and labor for the construction of:

CITY OF DINUBA LANDSCAPE MAINTENANCE CONTRACT

for said City, and is required by said City to give this bond in connection with the execution of
said Contract.

NOW, THEREFORE, if the said Principal as Contractor in said Contract, or any of his/her
subcontractors, fails to pay for any materials, provisions, or other supplies or teams used in ,
upon, for or about the performance of the work contracted to be done, or for any work or labor
thereon of any kind, or for amounts due under the Employment Insurance Act with respect to
such work or labor, said surety will pay for the same, in an amount not exceeding the sum
specified above, and also, in case suit is brought upon this bond, a reasonable attorney=s fee, to
be
fixed by the Court. This bond shall inure to the benefit of any and all persons entitled to file
claims under Section 1192.1 of the Code of Civil Procedure of the State of California,

PROVIDED, that any alterations in the work to be done, or the material to be furnished, which may be made pursuant to the terms of said Contract shall not in any way release either the Principal or the Surety there under, nor shall any extension of time granted under the provisions of said Contract release either the Principal or the Surety, and Notice of such alterations or extensions of the Contract is hereby waived by the Surety.

WITNESS our hand this 2nd day of July, 2013.

SEAL

Clean Cut Landscape K W m
Principal

owner
Title

SEAL

The Guarantee Company of North America USA
Surety

Steven P. Edwards
Title Steven P. Edwards, Attorney in Fact

Note: Attach Corporate Seal, Power of Attorney and Notary Forms to Bond.

CITY OF DINUBA
LANDSCAPE MAINTENANCE OF CITY FACILITIES
CONTRACT

THIS AGREEMENT, made and entered into this 9 day of July, 20 13, by and between the City of Dinuba, a Municipal Corporation of the State of California, duly organized, existing and acting pursuant to the laws thereof with its principal place of business in the City of Dinuba, California, hereinafter designated as the City, party of the first part, and _____ hereafter designated as the Contractor, party of the second part,

WITNESSETH: That the parties hereto do mutually agree as follows:

ARTICLE I. For and in consideration of the payments and agreements hereinafter mentioned being made and performed by the City, the Contractor agrees with the City to furnish all materials, equipment and labor and maintain facilities for the City, and to perform and complete all the work pertaining thereto indicated and described in the Specifications hereto attached, to furnish all cost and expense for all tools, equipment, labor, and materials necessary there for, except such materials as in the said Specifications are stipulated to be furnished by the City, and to do everything required by this Contract and the said Specifications.

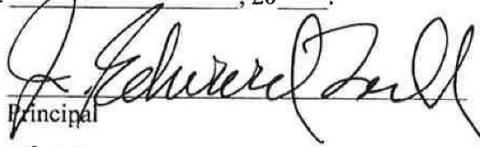
ARTICLE II. For furnishing all said equipment, materials, and labor, performing demolition required, tools and equipment, and doing all the work contemplated and embraced in this Contract; also for all loss and damage arising out of the nature of the aforesaid work, or from the action of the elements or from any unforeseen difficulties which may arise or be encountered in the prosecution of the work until its acceptance by the City, and for all risks of every description connected with the work, also for all expenses incurred by or in consequence of the suspension or discontinuance of work, except such as in the said Specifications are expressly stipulated to be borne by the City; for faithfully completing the work described in the said Specifications and in accordance with the requirements of the City, the City will pay the Contractor full compensation therefore the amounts for such work as performed for the unit prices bid there for in accordance with the Proposal of the Contractor.

ARTICLE III. The City hereby promises and agrees with the said Contractor to imply, and does hereby employ the said Contractor to provide the materials and to do the work according to the terms and conditions herein contained and referred to, for the prices aforesaid, and hereby contracts to pay the same at the time, in the manner and upon the conditions set forth in the Specifications. The said parties for themselves, their heirs, executors, administrators, successors, and assigns, do hereby agree to full performance of the covenants herein contained.

PROVIDED, that any alterations in the work to be done, or the material to be furnished, which may be made pursuant to the terms of said Contract shall not in any way release either the Principal or the Surety there under, nor shall any extension of time granted under the provisions of said Contract release either the Principal or the Surety, and Notice of such alterations or extensions of the Contract is hereby waived by the Surety.

WITNESS our hand this 9 day of July, 2013.

SEAL



Principal

City manager

Title

SEAL

Surety

Title

Note: Attach Corporate Seal, Power of Attorney and Notary Forms to Bond.

ARTICLE IV. The Notice to Contractors, the Proposal Requirements, the Proposal Form, the Contract Agreement, the General Provisions, the Technical Specifications, and the Special Provisions mentioned therein and titled City of Dinuba - Landscape Maintenance of City Facilities, all of which are referenced and hereby incorporated in and made a part of this Agreement.

IN WITNESS WHEREOF: The parties hereto have caused this Contract to be executed the day and year first above written.

CITY OF DINUBA
By: J. Edward Todd
J. Edward Todd, City Manager

(CITY SEAL)

Attest: Smith Bailey
City Clerk, City of Dinuba

CONTRACTOR
By: J. N. D.
manager estimator
Title

(Corporate Seal)



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

DEPARTMENT: PUBLIC WORKS

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

CITY COUNCIL MEETING
DATE: JUNE 28, 2016

To: Mayor and City Council
From: Blanca Beltran, Public Works Director
Subject: Measure R Cooperative Agreement Program Supplement for Fiscal Year 2016/17 for Transit Services (Dinuba/Reedley Route)

RECOMMENDATION

Council approve the Measure R Cooperative Agreement Program Supplement for Fiscal Year 2016/17 for Transit Services (Dinuba/Reedley Route) and authorize the City Manager or designee to execute the agreement.

EXECUTIVE SUMMARY

The City of Dinuba is required each year to execute a Program Agreement in order to receive Measure R funding for the Dinuba to Reedley Transit Route established on August 11, 2008. The City is expected to receive approximately \$52,500 in FY 2016-17. The Program Supplement enclosed herein as Attachment 'A' satisfies this requirements.

OUTSTANDING ISSUES

None.

DISCUSSION

On November 7, 2006, Tulare County voters approved a ½ cent Transportation Sales Tax Measure for transportation improvements in Tulare County. On May 22, 2007, the City of Dinuba executed a Measure R Cooperative Agreement with the Tulare County Association of Governments for receipt of transportation related funding.

In August of 2008, the City of Dinuba established the Dinuba to Reedley Transit Route. In order to receive Measure R funds under the Cooperative Agreement, the City is required each year to execute a Program Supplement. The Program Supplement for FY 2016/17 for the established route is approximately \$52,500. This amount will be used to offset a portion of the annual cost to run the route totaling \$158,224. The balance is covered by Measure C, Farebox revenues, and TDA funds.

The Dinuba to Reedley Transit Route has been a success. Ridership has averaged around 23,500 per year. Many of the riders on the route are students attending Reedley College and Reedley residents shopping in Dinuba.

FISCAL IMPACT

The City of Dinuba is expected to receive \$52,500 in Measure R funds in FY 2016/17 for the Dinuba to Reedley Transit Route.

PUBLIC HEARING

None.

Attachments:

- A. FY 2016/17 Measure R Program Supplement

Attachment 'A'

**MEASURE R PROGRAM SUPPLEMENT TO
COOPERATIVE AGREEMENT**

This Program Supplement is made and entered into on _____, 2016 by and between the City of Dinuba ("Sponsor") and the TULARE COUNTY ASSOCIATION OF GOVERNMENTS, acting as the Local Transportation Authority ("Authority").

This Program Supplement hereby incorporates the "Measure R Cooperative Agreement" for Measure R Expenditures which was entered into between the Sponsor and the Authority on May 22, 2007 and is subject to all terms and conditions thereof. This Program Supplement is executed under authority designated to the City Manager by a vote of the City Council on May 22, 2007 and per Resolution No. 2007-22.

Project Scope, Costs, and Schedule are incorporated herein as Exhibit "A" and agreed upon by Sponsor and Authority.

Covenants of Sponsor

1.1. SPONSOR agrees that it will only proceed with work authorized for specific phases(s) with a written "Authorization to Proceed" or Authority action and will not proceed with future phase(s) of this project(s) prior to receiving a written "Authorization to Proceed" or Authority action.

1.2. The SPONSOR will advertise, award, and administer the project(s) in accordance with SPONSOR standards.

1.3. Award information shall be submitted by the SPONSOR to the AUTHORITY within 60 days after the project contract award.

1.4. Failure to submit award information in accordance with section 1.3 will cause a delay (without interest or penalties) in AUTHORITY processing invoices for the construction phase.

1.5. If no costs have been invoiced for a six-month period, SPONSOR agrees to submit for each phase a written explanation of the absence of project(s) activity along with target billing date and target billing amount.

IN WITNESS WHEREOF, the undersigned parties have executed this Agreement on the day and year first written above.

COUNTY OF TULARE TRANSPORTATION AUTHORITY

By: _____
Authority Director

ATTEST: _____

CITY OF DINUBA

ATTEST BY:

By: _____
Luis Patlan, City Manager

APPROVED AS TO FORM:

Nancy A. Jenner, City Attorney

EXHIBIT 'A'

Project Scope – Transit

FY 2016/17

1. Addition of Dinuba/Reedley route beginning August 11, 2008.

Project Cost

- | | | |
|-------------------------|-----------------|----------|
| 1. Expansion of service | Measure R Funds | \$52,500 |
|-------------------------|-----------------|----------|

Implementation

The new route serving Dinuba/Reedley began on August 11, 2008. During the school year, hours of operation are Monday-Friday from 7:00 a.m. to 9:00 p.m. Summer hours are Monday-Friday from 7:00 a.m. to 3:00 p.m.



Accounts Payable Invoice Report

Payment Date Range 06/12/16 - 06/17/16
 Report By Vendor - Invoice
 Summary Listing

| Invoice Number | Invoice Description | Status | Held Reason | Invoice Date | Due Date | G/L Date | Received Date | Payment Date | Invoice Net Amount |
|--|-------------------------|---------------------|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 326 - Advanced Flow Measurement | | | | | | | | | |
| 0002662 | Repairs/Maintenance | Paid by Check #8507 | | 04/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 506.00 |
| | | | | | | | | | \$506.00 |
| | | | | | | | Invoices | 1 | |
| Vendor 263 - Advantek Benefit Administrators | | | | | | | | | |
| 6/3/16 | Funding request | Paid by Check #8509 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 26,409.79 |
| 1606 0011 | June 2016 | Paid by Check #8508 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 56,861.94 |
| | | | | | | | | | \$83,271.73 |
| | | | | | | | Invoices | 2 | |
| Vendor 344 - Alameda Electrical Distributors | | | | | | | | | |
| S3824476.001 | Fy 15/16-Parks-Supplies | Paid by Check #8510 | | 05/18/2016 | 06/17/2016 | 06/17/2016 | 05/31/2016 | 06/17/2016 | 65.52 |
| | | | | | | | | | \$65.52 |
| | | | | | | | Invoices | 1 | |
| Vendor 13 - Ameripride Valley Uniform Service | | | | | | | | | |
| 1501652174 | Supplies | Paid by Check #8511 | | 06/10/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 68.19 |
| | | | | | | | | | \$68.19 |
| | | | | | | | Invoices | 1 | |
| Vendor 351 - Anthem Blue Cross | | | | | | | | | |
| 000353380E | 01/01/2016 - 02/01/2016 | Paid by Check #8512 | | 12/15/2015 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 620.50 |
| 000356171E | 02/01/2016 - 03/01/2016 | Paid by Check #8513 | | 01/16/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 616.17 |
| 000359116E | 03/01/2016 - 04/01/2016 | Paid by Check #8514 | | 02/16/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 616.17 |
| 000362087E | 04/01/2016 - 05/01/2016 | Paid by Check #8515 | | 03/15/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 616.17 |
| 000364611E | 05/01/2016 - 06/01/2016 | Paid by Check #8516 | | 04/16/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 616.17 |
| 000366967E | 06/01/2016 - 07/01/2016 | Paid by Check #8517 | | 05/16/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 616.17 |
| 141A75193 6/2/16 | Contractual | Paid by Check #8520 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 315.72 |
| 680A72915 6/2/16 | Contractual | Paid by Check #8518 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 396.08 |
| 730A75583 6/2/16 | Contractual | Paid by Check #8519 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 556.26 |
| | | | | | | | | | \$4,969.41 |
| | | | | | | | Invoices | 9 | |
| Vendor 17 - AT&T | | | | | | | | | |
| 13136891715/16 | Telephone | Paid by Check #8522 | | 05/24/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | .27 |
| 55959606495/16 | Telephone | Paid by Check #8521 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 222.72 |
| 2501271616/16 | Telephone | Paid by Check #8521 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 74.71 |
| | | | | | | | | | \$297.70 |
| | | | | | | | Invoices | 3 | |
| Vendor 754 - Axcos Industrial | | | | | | | | | |
| 11636 | Cleaning Supplies | Paid by Check #8523 | | 05/19/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 258.00 |
| | | | | | | | | | \$258.00 |
| | | | | | | | Invoices | 1 | |
| Vendor 557 - Linda Barkley | | | | | | | | | |
| Riverside 6/2016 | Travel & Training | Paid by Check #8524 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 240.00 |
| | | | | | | | | | \$240.00 |
| | | | | | | | Invoices | 1 | |



Accounts Payable Invoice Report

Payment Date Range 06/12/16 - 06/17/16
 Report By Vendor - Invoice
 Summary Listing

| Invoice Number | Invoice Description | Status | Held Reason | Invoice Date | Due Date | G/L Date | Received Date | Payment Date | Invoice Net Amount |
|---|---|---------------------|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 40 - Richard Leroy Barkley | | | | | | | | | |
| July 2016 | Uruapan Lease - July 2016 Last Pmt | Paid by Check #8525 | | 06/10/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 2,500.00 |
| Vendor 40 - Richard Leroy Barkley Totals | | | | | | | Invoices | 1 | <u>\$2,500.00</u> |
| Vendor 105 - Best Uniforms | | | | | | | | | |
| 40099 | Supplies | Paid by Check #8526 | | 05/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 113.61 |
| Vendor 105 - Best Uniforms Totals | | | | | | | Invoices | 1 | <u>\$113.61</u> |
| Vendor 1128 - Ruben Betancourt | | | | | | | | | |
| 06172016 | Fy 15/16-SNL entertainment for 6/17/16 | Paid by Check #8527 | | 04/04/2016 | 06/17/2016 | 06/17/2016 | 06/08/2016 | 06/17/2016 | 600.00 |
| Vendor 1128 - Ruben Betancourt Totals | | | | | | | Invoices | 1 | <u>\$600.00</u> |
| Vendor 399 - BG Origin, Inc. | | | | | | | | | |
| 2016-1682 | Repairs | Paid by Check #8528 | | 04/18/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 85.00 |
| Vendor 399 - BG Origin, Inc. Totals | | | | | | | Invoices | 1 | <u>\$85.00</u> |
| Vendor 74 - Buddy's Trophies & Advertising Spec. | | | | | | | | | |
| 20294 | Fy 15/16-CS/Sports-Participation Awards | Paid by Check #8529 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | 06/08/2016 | 06/17/2016 | 2,292.14 |
| Vendor 74 - Buddy's Trophies & Advertising Spec. Totals | | | | | | | Invoices | 1 | <u>\$2,292.14</u> |
| Vendor 204 - Burton's Fire Inc. | | | | | | | | | |
| S32878 | Repairs/Maintenance | Paid by Check #8530 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 169.05 |
| Vendor 204 - Burton's Fire Inc. Totals | | | | | | | Invoices | 1 | <u>\$169.05</u> |
| Vendor 381 - Cen Cal Distributing Inc. | | | | | | | | | |
| 113089 | Rent/Equipment | Paid by Check #8531 | | 05/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 12.00 |
| 133090 | Rent/Equipment | Paid by Check #8531 | | 05/11/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 75.00 |
| Vendor 381 - Cen Cal Distributing Inc. Totals | | | | | | | Invoices | 2 | <u>\$87.00</u> |
| Vendor 239 - City of Fresno | | | | | | | | | |
| RTC0002226 | Travel & Training | Paid by Check #8532 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 328.00 |
| RTC0002227 | Travel & Training | Paid by Check #8532 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 682.00 |
| RTC0002228 | Travel & Training | Paid by Check #8532 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 682.00 |
| Vendor 239 - City of Fresno Totals | | | | | | | Invoices | 3 | <u>\$1,692.00</u> |
| Vendor 170 - Comcast | | | | | | | | | |
| 0135597 6/2/16 | Communications | Paid by Check #8533 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 339.41 |
| 0160181 6/7/16 | Communications | Paid by Check #8533 | | 06/07/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 241.64 |
| Vendor 170 - Comcast Totals | | | | | | | Invoices | 2 | <u>\$581.05</u> |



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| Invoice Number | Invoice Description | Status | Held Reason | Invoice Date | Due Date | G/L Date | Received Date | Payment Date | Invoice Net Amount | |
|--|-----------------------|---------------------|-------------|--------------|------------|------------|--|--------------|--------------------|-------------------|
| Vendor 232 - Courier Printing and Village Printer | | | | | | | | | | |
| C24873 | Office Supplies | Paid by Check #8534 | | 06/07/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 439.35 | |
| | | | | | | | Vendor 232 - Courier Printing and Village Printer Totals | Invoices | 1 | <u>\$439.35</u> |
| Vendor 1011 - Joseph Cruz | | | | | | | | | | |
| Reimb. EMT 2016 | Reimbursement | Paid by Check #8535 | | 06/13/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 80.00 | |
| | | | | | | | Vendor 1011 - Joseph Cruz Totals | Invoices | 1 | <u>\$80.00</u> |
| Vendor 3 - Culligan Water | | | | | | | | | | |
| 1339 5/31/2016 | Rent/Equipment | Paid by Check #8536 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 69.00 | |
| 147546 5/31/16 | Rent/Equipment | Paid by Check #8536 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 39.00 | |
| 232348 5/31/16 | Rent/Equipment | Paid by Check #8536 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 43.00 | |
| 6411 5/31/16 | Rent/Equipment | Paid by Check #8536 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 68.00 | |
| | | | | | | | Vendor 3 - Culligan Water Totals | Invoices | 4 | <u>\$219.00</u> |
| Vendor 57 - Pat Dahlgren | | | | | | | | | | |
| 944052 | cookies | Paid by Check #8537 | | 06/13/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 20.00 | |
| | | | | | | | Vendor 57 - Pat Dahlgren Totals | Invoices | 1 | <u>\$20.00</u> |
| Vendor 1021 - De Nora Water Technologies Inc. | | | | | | | | | | |
| 1130725 | Repairs/Maintenance | Paid by Check #8538 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 336.77 | |
| | | | | | | | Vendor 1021 - De Nora Water Technologies Inc. Totals | Invoices | 1 | <u>\$336.77</u> |
| Vendor 77 - Department of Justice | | | | | | | | | | |
| 169485 | Professional Services | Paid by Check #8539 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,050.00 | |
| 172623 | Professional Services | Paid by Check #8539 | | 06/09/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 630.00 | |
| | | | | | | | Vendor 77 - Department of Justice Totals | Invoices | 2 | <u>\$1,680.00</u> |
| Vendor 85 - Dinuba Lions Club | | | | | | | | | | |
| June 2016 | Dues & Subscriptions | Paid by Check #8540 | | 06/15/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 141.00 | |
| | | | | | | | Vendor 85 - Dinuba Lions Club Totals | Invoices | 1 | <u>\$141.00</u> |
| Vendor 62 - Ed Dena's Auto Center | | | | | | | | | | |
| 195902CVR | Repairs/Maintenance | Paid by Check #8541 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 107.38 | |
| | | | | | | | Vendor 62 - Ed Dena's Auto Center Totals | Invoices | 1 | <u>\$107.38</u> |
| Vendor 309 - Elbert Distributing | | | | | | | | | | |
| 2208566 | Supplies | Paid by Check #8542 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 293.04 | |
| | | | | | | | Vendor 309 - Elbert Distributing Totals | Invoices | 1 | <u>\$293.04</u> |



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| Invoice Number | Invoice Description | Status | Held Reason | Invoice Date | Due Date | G/L Date | Received Date | Payment Date | Invoice Net Amount |
|--|-----------------------------|--|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 23 - Entenmann-Rovin Co. | | | | | | | | | |
| 0118618-IN | Supplies | Paid by Check #8543 | | 06/07/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 124.70 |
| | | Vendor 23 - Entenmann-Rovin Co. Totals | | | | Invoices | 1 | | <u>\$124.70</u> |
| Vendor 280 - Entersect | | | | | | | | | |
| 616EP31191 | Professional Services | Paid by Check #8544 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 79.00 |
| | | Vendor 280 - Entersect Totals | | | | Invoices | 1 | | <u>\$79.00</u> |
| Vendor 16 - Ernest Packaging Solutions | | | | | | | | | |
| 192675 | Fy 15/16-Parks-Supplies | Paid by Check #8545 | | 05/17/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 421.35 |
| 192948 | Fy 15/16-Parks-Paper towels | Paid by Check #8545 | | 05/24/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 64.67 |
| | | Vendor 16 - Ernest Packaging Solutions Totals | | | | Invoices | 2 | | <u>\$486.02</u> |
| Vendor 36 - Ewing Irrigation Products | | | | | | | | | |
| 1505153 | Ewing College Park | Paid by Check #8546 | | 05/25/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,485.62 |
| 1513578 | Fy 15/16-Parks-Supplies | Paid by Check #8546 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 121.63 |
| 1522141 | Ewing College Park | Paid by Check #8546 | | 05/27/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 178.01 |
| 1522142 | Fy 15/16-L&L-Supplies | Paid by Check #8546 | | 05/27/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 19.54 |
| 1539748 | Ewing College Park | Paid by Check #8546 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 2,582.54 |
| 1539749 | Ewing College Park | Paid by Check #8546 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 25.94 |
| 1539750 | Ewing College Park | Paid by Check #8546 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 96.48 |
| | | Vendor 36 - Ewing Irrigation Products Totals | | | | Invoices | 7 | | <u>\$4,509.76</u> |
| Vendor 35 - Federal Express Corporation | | | | | | | | | |
| 5-438-08910 | BoundTree 6/16 | Paid by Check #8547 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 32.20 |
| | | Vendor 35 - Federal Express Corporation Totals | | | | Invoices | 1 | | <u>\$32.20</u> |
| Vendor 98 - FGL Environmental | | | | | | | | | |
| 641315A | Professional Services | Paid by Check #8548 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 322.00 |
| 641316A | Professional Services | Paid by Check #8548 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 669.00 |
| | | Vendor 98 - FGL Environmental Totals | | | | Invoices | 2 | | <u>\$991.00</u> |
| Vendor 825 - G & K Services, Co. | | | | | | | | | |
| 1258261112 | Fire Dept | Paid by Check #8549 | | 05/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 87.03 |
| 1258261113 | City Hall | Paid by Check #8549 | | 05/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 50.20 |
| 1258261115 | Parks | Paid by Check #8549 | | 05/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 75.94 |
| 1258261116 | PW Facility | Paid by Check #8549 | | 05/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 55.36 |
| 1258261117 | Contractual | Paid by Check #8549 | | 05/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 143.82 |
| 1258261118 | Wastewater | Paid by Check #8549 | | 05/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 67.63 |
| 1258263787 | Fire Dept Office | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 17.26 |
| 1258263788 | Fire Dept | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 87.03 |
| 1258263789 | City Hall | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 50.20 |



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|--|-------------------------------|---------------------|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 825 - G & K Services, Co. | | | | | | | | | |
| 1258263790 | PW Facility | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 55.36 |
| 1258263791 | Contractual | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 143.82 |
| 1258263792 | Transit | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 55.88 |
| 1258263793 | Parks | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 117.04 |
| 1258263794 | Vocational Center | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 42.26 |
| 1258263795 | Wastewater | Paid by Check #8549 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 67.63 |
| 1258266509 | Fire Dept | Paid by Check #8549 | | 05/19/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 87.03 |
| 1258266510 | City Hall | Paid by Check #8549 | | 05/19/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 50.20 |
| 1258266513 | PW Facility | Paid by Check #8549 | | 05/19/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 55.36 |
| 1258266514 | Contractual | Paid by Check #8549 | | 05/19/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 143.82 |
| 1258266515 | Parks | Paid by Check #8549 | | 05/19/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 75.94 |
| 1258266516 | Wastewater | Paid by Check #8549 | | 05/19/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 67.63 |
| 1258269187 | Fire Dept Office | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 17.26 |
| 1258269188 | Fire Dept | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 88.27 |
| 1258269189 | City Hall | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 50.20 |
| 1258269190 | PW Facility | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 55.36 |
| 1258269191 | Contractual | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 143.82 |
| 1258269192 | Transit | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 55.88 |
| 1258269193 | Parks | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 75.94 |
| 1258269194 | Vocational Center | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 42.26 |
| 1258269195 | Wastewater | Paid by Check #8549 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 67.63 |
| Vendor 825 - G & K Services, Co. Totals | | | | | | | Invoices | 30 | \$2,193.06 |
| Vendor 18 - The Gas Company | | | | | | | | | |
| 02971574595/16 | Utilities | Paid by Check #8550 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 44.38 |
| 086574247126/16 | Utilities | Paid by Check #8550 | | 06/06/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 6,290.91 |
| 183098544976/16 | Utilities | Paid by Check #8550 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 38.25 |
| Vendor 18 - The Gas Company Totals | | | | | | | Invoices | 3 | \$6,373.54 |
| Vendor 712 - Golden State Overnight | | | | | | | | | |
| 3084458 | PW & Transit delivery charges | Paid by Check #8551 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 32.15 |
| Vendor 712 - Golden State Overnight Totals | | | | | | | Invoices | 1 | \$32.15 |
| Vendor 174 - Howard's Pest Control | | | | | | | | | |
| 0249419 | Contractual | Paid by Check #8552 | | 05/04/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 47.00 |
| 0250138 | Contractual | Paid by Check #8552 | | 06/06/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 35.00 |
| 0250573 | Cust No. OP1088 | Paid by Check #8552 | | 06/06/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 47.00 |
| 0250275 | June 2016 | Paid by Check #8552 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 63.00 |
| 0250281 | transit 6/8/16 service | Paid by Check #8552 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 50.00 |
| 0250440 | Cust# KA1088 | Paid by Check #8552 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 105.00 |
| Vendor 174 - Howard's Pest Control Totals | | | | | | | Invoices | 6 | \$347.00 |



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|--|---|---------------------|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 974 - InfoSend, Inc. | | | | | | | | | |
| 106323 | Printing and Mailing Utilities May 2016 | Paid by Check #8553 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 3,918.00 |
| Vendor 974 - InfoSend, Inc. Totals | | | | | | | Invoices | 1 | \$3,918.00 |
| Vendor 45 - Ingram Digital Electronics Co. | | | | | | | | | |
| 383,261 | Supplies | Paid by Check #8554 | | 05/22/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,662.16 |
| 383,275 | Ingram Digital - Ave 416 Project | Paid by Check #8554 | | 05/22/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 420.00 |
| 383,277 | Supplies | Paid by Check #8554 | | 05/22/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,003.74 |
| 383,278 | Supplies | Paid by Check #8554 | | 05/22/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,350.93 |
| 383,280 | Supplies | Paid by Check #8554 | | 05/22/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 308.00 |
| Vendor 45 - Ingram Digital Electronics Co. Totals | | | | | | | Invoices | 5 | \$4,744.83 |
| Vendor 213 - Javelina Trading Company | | | | | | | | | |
| 1605024 | Supplies | Paid by Check #8555 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,148.56 |
| Vendor 213 - Javelina Trading Company Totals | | | | | | | Invoices | 1 | \$1,148.56 |
| Vendor 6 - Jim Manning Dodge Inc. | | | | | | | | | |
| 133496DOR | Repairs/Maintenance | Paid by Check #8556 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 167.48 |
| Vendor 6 - Jim Manning Dodge Inc. Totals | | | | | | | Invoices | 1 | \$167.48 |
| Vendor 387 - Keller Ford Lincoln | | | | | | | | | |
| 50068010 | Repairs/Maintenance | Paid by Check #8557 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 26.10 |
| Vendor 387 - Keller Ford Lincoln Totals | | | | | | | Invoices | 1 | \$26.10 |
| Vendor 56 - Kenneth D. Schmidt and Associates | | | | | | | | | |
| May 2016 | Kenneth Irrigation Wells | Paid by Check #8558 | | 06/01/2019 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 245.72 |
| Vendor 56 - Kenneth D. Schmidt and Associates Totals | | | | | | | Invoices | 1 | \$245.72 |
| Vendor 115 - Kesting Welding | | | | | | | | | |
| 351038 | Repairs/Maintenance | Paid by Check #8559 | | 05/30/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 340.96 |
| Vendor 115 - Kesting Welding Totals | | | | | | | Invoices | 1 | \$340.96 |
| Vendor 281 - Law and Associates Investigations | | | | | | | | | |
| 1302 | Professional Services | Paid by Check #8560 | | 06/07/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 600.00 |
| Vendor 281 - Law and Associates Investigations Totals | | | | | | | Invoices | 1 | \$600.00 |
| Vendor 914 - Leonel Jimenez | | | | | | | | | |
| Invoice 1A | Fy 15/16-SNL Bounce House for 6/10/16 | Paid by Check #8561 | | 06/10/2016 | 06/17/2016 | 06/17/2016 | 06/08/2016 | 06/17/2016 | 100.00 |
| 2A | Fy 15/16-SE-SNL Bounce House 6/17/16 | Paid by Check #8561 | | 06/17/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 100.00 |



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|--|---|---------------------|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 914 - Leonel Jimenez | | | | | | | | | |
| Invoice 3A | Fy 15/16-SNL Bounce House for 6/24/16 | Paid by Check #8561 | | 06/24/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 100.00 |
| Vendor 914 - Leonel Jimenez Totals | | | | | | | Invoices | 3 | \$300.00 |
| Vendor 449 - Les Schwab Tire Centers of Central California | | | | | | | | | |
| 55100104819 | Repairs/Maintenance | Paid by Check #8562 | | 04/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 170.20 |
| Vendor 449 - Les Schwab Tire Centers of Central California Totals | | | | | | | Invoices | 1 | \$170.20 |
| Vendor 304 - Lowe's Home Centers Inc. | | | | | | | | | |
| 6705036 6/02/16 | Supplies | Paid by Check #8563 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 141.81 |
| Vendor 304 - Lowe's Home Centers Inc. Totals | | | | | | | Invoices | 1 | \$141.81 |
| Vendor 220 - Marilyn and Cristy's Embroidery | | | | | | | | | |
| 1640 | Fy-15/16-CS/Youth Services-Staff Shirts | Paid by Check #8564 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | 06/08/2016 | 06/17/2016 | 1,194.62 |
| Vendor 220 - Marilyn and Cristy's Embroidery Totals | | | | | | | Invoices | 1 | \$1,194.62 |
| Vendor 160 - MidValley Publishing Inc. | | | | | | | | | |
| 0297382-IN | Communications | Paid by Check #8565 | | 05/05/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 850.00 |
| 0297588-IN | Fy 15/16-CS/Sports-Lifeguard/Swim Instructir adv | Paid by Check #8565 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 51.85 |
| 0297589-IN | Fy 15/16-Cs/Sports-Sports Officials Scorekeeper adv | Paid by Check #8565 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | 06/09/2016 | 06/17/2016 | 61.85 |
| 0297634-IN | Mid Valley Pub Planning Comm | Paid by Check #8565 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 153.00 |
| 0297635-IN | Midvalley Publishing ADA Impr | Paid by Check #8565 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 127.50 |
| 0297637-IN | MidValley Publishing Rezone | Paid by Check #8565 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 178.50 |
| Vendor 160 - MidValley Publishing Inc. Totals | | | | | | | Invoices | 6 | \$1,422.70 |
| Vendor 1107 - Miracle Playsystems, Inc. | | | | | | | | | |
| I2016-1223 | Miracle Playsystems College Park | Paid by Check #8566 | | 04/25/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 20,374.91 |
| Vendor 1107 - Miracle Playsystems, Inc. Totals | | | | | | | Invoices | 1 | \$20,374.91 |
| Vendor 22 - Moore Twining Associates Inc. | | | | | | | | | |
| 6128687 | Professional Services | Paid by Check #8567 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 88.00 |
| 6128707 | Professional Services | Paid by Check #8567 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 105.00 |
| 6128731 | Professional Services | Paid by Check #8567 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 88.00 |
| Vendor 22 - Moore Twining Associates Inc. Totals | | | | | | | Invoices | 3 | \$281.00 |
| Vendor 284 - MV Transportation, Inc. | | | | | | | | | |
| 68765 | May 2016 Billing Charges | Paid by Check #8568 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 42,145.96 |
| Vendor 284 - MV Transportation, Inc. Totals | | | | | | | Invoices | 1 | \$42,145.96 |



Accounts Payable Invoice Report

Payment Date Range 06/12/16 - 06/17/16
 Report By Vendor - Invoice
 Summary Listing

| Invoice Number | Invoice Description | Status | Held Reason | Invoice Date | Due Date | G/L Date | Received Date | Payment Date | Invoice Net Amount |
|--|---|---------------------|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 884 - Napa Auto Parts | | | | | | | | | |
| 298939 | Repairs/Maintenance | Paid by Check #8569 | | 05/16/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | (52.97) |
| 302977 | Repairs/Maintenance | Paid by Check #8569 | | 06/06/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 255.32 |
| 303109 | Repairs/Maintenance | Paid by Check #8569 | | 06/06/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | (52.97) |
| Vendor 884 - Napa Auto Parts Totals | | | | | | | Invoices | 3 | \$149.38 |
| Vendor 142 - Office Depot BSD | | | | | | | | | |
| 842239724001 | transit-coin wrapper, correction tape, rubber bands | Paid by Check #8570 | | 05/27/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 70.33 |
| 843155723001 | Office Supplies | Paid by Check #8570 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 180.53 |
| Vendor 142 - Office Depot BSD Totals | | | | | | | Invoices | 2 | \$250.86 |
| Vendor 76 - Pacific Gas & Electric | | | | | | | | | |
| 837649722675/16 | Utilities | Paid by Check #8572 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 76.41 |
| 245914958175/16 | Utilities | Paid by Check #8572 | | 05/27/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 141.87 |
| 864715010305/16 | Utilities | Paid by Check #8572 | | 05/27/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 46.89 |
| 900149822935/16 | Utilities | Paid by Check #8571 | | 05/27/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 979.61 |
| 506469548395/16 | Utilities | Paid by Check #8572 | | 05/29/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 75.94 |
| 898192338785/16 | Utilities | Paid by Check #8572 | | 05/29/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 40.75 |
| 361657103895/16 | Utilities | Paid by Check #8572 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 5,061.78 |
| 863399039985.16 | Utilities | Paid by Check #8572 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 21.02 |
| 141629409456/16 | Utilities | Paid by Check #8572 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 16.83 |
| 335464179666/16 | Utilities | Paid by Check #8572 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 62.28 |
| 642864222136/16 | Utilities | Paid by Check #8572 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 21.03 |
| 702272340396/16 | Utilities | Paid by Check #8571 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 386.63 |
| 714934640946/16 | Utilities | Paid by Check #8572 | | 06/06/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 3,234.78 |
| 687037607746/16 | Utilities | Paid by Check #8571 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 432.77 |
| Vendor 76 - Pacific Gas & Electric Totals | | | | | | | Invoices | 14 | \$10,598.59 |
| Vendor 254 - Patton Air Conditioning | | | | | | | | | |
| M129987 | Maint. Contract 6/1 - 6/30/2016 | Paid by Check #8573 | | 06/02/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 168.00 |
| Vendor 254 - Patton Air Conditioning Totals | | | | | | | Invoices | 1 | \$168.00 |
| Vendor 7 - Pena's Disposal Services | | | | | | | | | |
| 246823 | Professional Services | Paid by Check #8574 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 62.77 |
| 248933 | Shopping Cart Program | Paid by Check #8574 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 259.00 |
| 248950 | Penas Sidewalk Imprv | Paid by Check #8574 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 428.36 |
| 6/16 for 5/16 | Monthly Disposal Charges for May 2016 | Paid by Check #8574 | | 06/13/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 96,552.70 |
| July 2016 | Contract payment for July 2016 FY 16/17 | Paid by Check #8574 | | 06/13/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 60,000.00 |
| Vendor 7 - Pena's Disposal Services Totals | | | | | | | Invoices | 5 | \$157,302.83 |



Accounts Payable Invoice Report

Payment Date Range 06/12/16 - 06/17/16
 Report By Vendor - Invoice
 Summary Listing

| Invoice Number | Invoice Description | Status | Held Reason | Invoice Date | Due Date | G/L Date | Received Date | Payment Date | Invoice Net Amount |
|---|---|---|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 997 - Process Solutions, Inc. | | | | | | | | | |
| INV0000496 | Supplies | Paid by Check #8575 | | 05/25/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 306.10 |
| | | Vendor 997 - Process Solutions, Inc. Totals | | | | Invoices | 1 | | <u>\$306.10</u> |
| Vendor 275 - Proforce Marketing Inc. | | | | | | | | | |
| 273700 | Glock G4's | Paid by Check #8576 | | 05/12/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 3,988.15 |
| | | Vendor 275 - Proforce Marketing Inc. Totals | | | | Invoices | 1 | | <u>\$3,988.15</u> |
| Vendor 473 - Pyro Spectaculars | | | | | | | | | |
| Invoice#1 | Fy 15/16-50%deposit of Firework Show 7/1/16 | Paid by Check #8577 | | 06/13/2016 | 06/17/2016 | 06/17/2016 | 06/08/2016 | 06/17/2016 | 10,000.00 |
| | | Vendor 473 - Pyro Spectaculars Totals | | | | Invoices | 1 | | <u>\$10,000.00</u> |
| Vendor 968 - Quic Shop Markets, Inc. | | | | | | | | | |
| 10386 | Repairs/Maintenance | Paid by Check #8578 | | 06/04/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 7.50 |
| | | Vendor 968 - Quic Shop Markets, Inc. Totals | | | | Invoices | 1 | | <u>\$7.50</u> |
| Vendor 1099 - Ramirez Mobile Car Wash Inc. | | | | | | | | | |
| 1828 | Repairs/Maintenance | Paid by Check #8579 | | 06/07/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 150.00 |
| | | Vendor 1099 - Ramirez Mobile Car Wash Inc. Totals | | | | Invoices | 1 | | <u>\$150.00</u> |
| Vendor 245 - Ray A. Morgan Company, Inc. | | | | | | | | | |
| 1257919 | 3/3/16 - 6/2/16 | Paid by Check #8580 | | 06/03/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 215.59 |
| | | Vendor 245 - Ray A. Morgan Company, Inc. Totals | | | | Invoices | 1 | | <u>\$215.59</u> |
| Vendor 1102 - RDO Equipment Co. | | | | | | | | | |
| E00688 | Wood chipper | Paid by Check #8581 | | 05/10/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 24,547.50 |
| | | Vendor 1102 - RDO Equipment Co. Totals | | | | Invoices | 1 | | <u>\$24,547.50</u> |
| Vendor 370 - Robert V. Jensen, Inc. | | | | | | | | | |
| 0016330-IN | Fuels | Paid by Check #8582 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 835.37 |
| | | Vendor 370 - Robert V. Jensen, Inc. Totals | | | | Invoices | 1 | | <u>\$835.37</u> |
| Vendor 1124 - RTT Mobile Interpretation | | | | | | | | | |
| 108924 | ELSA Devices | Paid by Check #8583 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 2,184.47 |
| | | Vendor 1124 - RTT Mobile Interpretation Totals | | | | Invoices | 1 | | <u>\$2,184.47</u> |
| Vendor 61 - Silvas Oil Company Inc. | | | | | | | | | |
| 136597CT | Fuels | Paid by Check #8584 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 991.22 |
| | | Vendor 61 - Silvas Oil Company Inc. Totals | | | | Invoices | 1 | | <u>\$991.22</u> |



Accounts Payable Invoice Report

Payment Date Range 06/12/16 - 06/17/16
 Report By Vendor - Invoice
 Summary Listing

| Invoice Number | Invoice Description | Status | Held Reason | Invoice Date | Due Date | G/L Date | Received Date | Payment Date | Invoice Net Amount |
|--|---|---------------------|-------------|--------------|------------|------------|---------------|--------------|--------------------|
| Vendor 229 - Snap on Tools | | | | | | | | | |
| 05271617002 | Tools | Paid by Check #8585 | | 05/27/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,087.34 |
| | | | | | | | | | 1,087.34 |
| Vendor 229 - Snap on Tools Totals | | | | | | | Invoices | 1 | |
| Vendor 431 - Sparkletts | | | | | | | | | |
| 9406519060116 | Fy 15/16-CS-Hot & Cold cooler rental | Paid by Check #8586 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | 06/08/2016 | 06/17/2016 | 10.00 |
| 9407662060116 | Fy 15/16-Parks-Hot & cold cooler rental & water | Paid by Check #8586 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | 06/08/2016 | 06/17/2016 | 37.83 |
| | | | | | | | | | 47.83 |
| Vendor 431 - Sparkletts Totals | | | | | | | Invoices | 2 | |
| Vendor 189 - Terminix International | | | | | | | | | |
| 355376885 | Contractual | Paid by Check #8587 | | 05/10/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 23.00 |
| | | | | | | | | | 23.00 |
| Vendor 189 - Terminix International Totals | | | | | | | Invoices | 1 | |
| Vendor 902 - Tractor Supply Credit Plan | | | | | | | | | |
| 0027 5/30/16 | Supplies | Paid by Check #8588 | | 05/30/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 71.75 |
| | | | | | | | | | 71.75 |
| Vendor 902 - Tractor Supply Credit Plan Totals | | | | | | | Invoices | 1 | |
| Vendor 729 - Tulare Regional Medical Center | | | | | | | | | |
| 88991989 053116 | Professional Services | Paid by Check #8589 | | 05/31/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,027.00 |
| | | | | | | | | | 1,027.00 |
| Vendor 729 - Tulare Regional Medical Center Totals | | | | | | | Invoices | 1 | |
| Vendor 692 - Dean Uota | | | | | | | | | |
| SACTO 05252016 | Travel & Training | Paid by Check #8590 | | 05/25/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 66.00 |
| | | | | | | | | | 66.00 |
| Vendor 692 - Dean Uota Totals | | | | | | | Invoices | 1 | |
| Vendor 273 - US Bank | | | | | | | | | |
| 4301929 | Contractual | Paid by Check #8592 | | 05/25/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,100.00 |
| 305995516 | Contractual | Paid by Check #8591 | | 06/01/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 1,087.60 |
| | | | | | | | | | 2,187.60 |
| Vendor 273 - US Bank Totals | | | | | | | Invoices | 2 | |
| Vendor 359 - Valero Marketing & Supply Company | | | | | | | | | |
| 71076939 6/16 | May 2016 | Paid by Check #8594 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 3,326.22 |
| 71077192 6/8/16 | Fuel for May 2016 | Paid by Check #8593 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 6,386.14 |
| 71077309 6/8/16 | May 2016 | Paid by Check #8595 | | 06/08/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 2,842.74 |
| | | | | | | | | | 12,555.10 |
| Vendor 359 - Valero Marketing & Supply Company Totals | | | | | | | Invoices | 3 | |
| Vendor 487 - Valley Rubber & Gasket Co., Inc. | | | | | | | | | |
| FRO20587 | Repairs/Maintenance | Paid by Check #8596 | | 05/26/2016 | 06/17/2016 | 06/17/2016 | | 06/17/2016 | 150.64 |
| | | | | | | | | | 150.64 |
| Vendor 487 - Valley Rubber & Gasket Co., Inc. Totals | | | | | | | Invoices | 1 | |



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

DEPARTMENT: CITY MANAGER

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

**CITY COUNCIL MEETING
DATE: JUNE 28, 2016**

To: Mayor and City Council
From: Linda Barkley, Deputy City Clerk
Subject: Designation of League of California Cities Voting Delegates and Alternates

RECOMMENDATION

Council appoint a delegate and alternate delegate(s) to vote on policy matters on behalf of the City of Dinuba at the 2016 League of California Cities (LOCC) Annual Conference.

EXECUTIVE SUMMARY

The 2016 League of California Cities Annual Conference is scheduled for October 5-7 in Long Beach, CA. Cities attending the annual conference are asked to appoint one delegate and an up to two alternate delegates to vote on League policy during the conference.

OUTSTANDING ISSUES

None.

DISCUSSION

The LOCC's annual business meeting will take place on Friday, October 7, 2016. Voting delegates (or alternate delegates) appointed by each City are able to cast their votes for resolutions considered by the League's Policy Committee (see attached Voting Procedures).

The City Council may designate a voting delegate and up to two (2) alternates. Alternates are designated in the event that the voting delegate is unable to attend the conference. The designations must be submitted to the League's office no later than September 23, 2016.

FISCAL IMPACT

None.

PUBLIC HEARING

None.

Attachments:

- A. League Voting Procedures

Attachment "A"

Annual Conference Voting Procedures

1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to League policy.
2. **Designating a City Voting Representative.** Prior to the Annual Conference, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the Voting Delegate Form provided to the League Credentials Committee.
3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the Voting Delegate Desk in the conference registration area. Voting delegates and alternates must sign in at the Voting Delegate Desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the Business Meeting.
4. **Signing Initiated Resolution Petitions.** Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the Credentials Committee at the Voting Delegate Desk, may sign petitions to initiate a resolution.
5. **Voting.** To cast the city's vote, a city official must have in his or her possession the city's voting card and be registered with the Credentials Committee. The voting card may be transferred freely between the voting delegate and alternates, but may not be transferred to another city official who is neither a voting delegate or alternate.
6. **Voting Area at Business Meeting.** At the Business Meeting, individuals with a voting card will sit in a designated area. Admission will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate.
7. **Resolving Disputes.** In case of dispute, the Credentials Committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the Business Meeting.



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

DEPARTMENT: CITY MANAGER

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

CITY COUNCIL MEETING
DATE: JUNE 28, 2016

To: Mayor and City Council
From: Jayne Anderson, Assistant City Manager
Subject: Extension of Consultant Services Contract with Townsend Public Affairs, Inc. for Legislative Advocacy and Grant Writing Services

RECOMMENDATION

Council approve a one year extension of the consultant services contract with Townsend Public Affairs, Inc. from July 1, 2016 through June 30, 2017 and authorize the City Manager to execute the extension.

EXECUTIVE SUMMARY

In January 2008, staff entered into a contract with Townsend Public Affairs, Inc. (TPA) for legislative advocacy and grant writing services (Attachment 'A'). This initial contract was effective through December 31, 2008. Since this time, Staff executed eight supplemental contracts with the firm. The current contract expires on June 30, 2016. The firm is requesting supplemental contract No. 9 for one additional year from July 1, 2016 through June 30, 2017. Compensation is set at \$5,000 per month.

OUTSTANDING ISSUES

None.

DISCUSSION

Townsend Public Affairs, Inc. is a legislative advocacy and grant writing firm with offices in California and Washington, D.C. The City has contracted with the TPA since January 2008. Per the staff report prepared by former Deputy City Manager Daniel Meinert, the City initially contracted with TPA in connection with the annual trip to Washington D.C. in search of federal funding opportunities (see Attachment 'B'). At the time, Staff interviewed five firms and determined that TPA was the best qualified to provide the identified services.

The City has subsequently contracted with the firm on an annual basis since 2008. Compensation was initially set at \$3,000 per month and was subsequently increased to \$5,000 per month plus expenses not-to-exceed \$2,500 per year. The annual cost of services is divided among various funds, as listed in the table below:

| Funding Source | Amount |
|-----------------------|-----------------|
| Transportation Fund | \$15,000 |
| Water Fund | \$15,000 |
| Sewer Fund | \$15,000 |
| General Fund | \$15,000 |
| Total | \$60,000 |

TPA has secured over \$5.6 million in grants for the City of Dinuba (Attachment ‘C’). The largest grant was \$2.4 million for off-site improvements in connection with the Dinuba Transit Center and senior housing project downtown. More recent grants included funding to hire one police officer (\$125,000), purchase a new transit bus (\$150,000), and for the traffic signal synchronization along Alta and El Monte (\$424,000). In addition, TPA tracks legislation at the state and federal level that is of interest to the City.

The City of Dinuba is currently served by TPA’s Central Valley Director, Mr. Richard Harmon. Mr. Harmon will be in attendance at the meeting to provide the Council with an update of current activities.

FISCAL IMPACT

The City pays TPA \$5,000 per month or \$60,000 annually for legislative and grant writing services. Funding for this service is divided equally over four funds.

PUBLIC HEARING

None required.

Attachments:

- A. Supplemental Contract #9
- B. Staff Report dated January 22, 2008
- C. List of Grants Secured

Attachment 'A'

**SUPPLEMENT TO
CONTRACT FOR CONSULTING SERVICES (#9)**

THIS SUPPLEMENT TO CONTRACT FOR CONSULTANT SERVICES ("Supplement") is made and entered into this 17th day of May, 2016 by and between City of Dinuba, a municipal government ("Client") and Townsend Public Affairs, Inc., a California corporation ("Consultant").

RECITALS

- A. Client and Consultant have entered into that certain Contract for Consultant Services dated as of January 15, 2008 and April, 2008 ("Contracts"), April 1, 2009, April 30, 2010, April 20, 2011, June 15, 2012, July 17, 2013, June 23, 2014, July 1, 2015 ("Supplements").
- B. The parties to this Supplement desire to change the term of the Contract as set forth herein.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto supplement and amend the Contract as hereinafter set forth.

- 1. The term shall now be extended from July 1, 2016 through June 30, 2017.
- 2. All other terms and conditions of the Contract, except as set forth herein, including without limitation the Fee Schedule set forth in Exhibit "A" of the Contract, shall remain in full force and effect.

WHEREFORE, this Supplement is executed by the parties as of the date set forth above.

CLIENT: CITY OF DINUBA,
a municipal agency

By: _____
Luis Patlan, City Manager

CONSULTANT: TOWNSEND PUBLIC AFFAIRS, INC.,
a California corporation

By:  _____
Christopher Townsend, President

Attachment 'B'

January 22, 2008

TO: J. Edward Todd, City Manager and Executive Director,
Dinuba Redevelopment Agency

FROM: Daniel L. Meinert, Deputy City Manager

SUBJECT: State and Federal Lobbying and Grant Services

ACTION REQUESTED:

This is an informational item not requiring City Council and Dinuba Redevelopment Agency Board action. The purpose of this item is to inform City Council and the Dinuba Redevelopment Agency Board that staff has secured the services of Townsend Public Affairs, Inc. to assist the City with lobbying and grant services for the upcoming mission to Washington D.C.

KEY POINTS:

At the Council's direction staff initiated a process to identify suitable firms to assist the City in lobbying effort to obtain funding for projects and program identified through the annual goal setting process. To date staff has focused on federal lobbying efforts directly connected with the annual trip to Washington D.C. in search of federal funding opportunities. Staff has identified and investigated five lobbying firms in our area.

Following is a summary of staff's findings to date:

- The first firm has no presence in Washington D.C. and only represents counties at the state level; this firm was found unsuitable for the City's needs.
- The second firm has no city lobbying experience as they only work with counties and special districts; they were found to be unsuitable for the City's needs.
- The third firm only does transportation-related lobbying services for cities, counties and associations of government; they were found to be unsuitable for the City's needs.
- The fourth firm has limited federal lobbying experience (about two years) and has a good amount of state lobbying experience; this firm was found to be unsuitable for the City's federal lobbying service needs.
- Staff met with Townsend Public Affairs, Inc. (TPA) in December 2007 and found that:
 - TPA has extensive federal lobbying and grant writing experience;
 - TPA has an extensive client list composed of cities, counties, special districts and nonprofit organizations;

- TPA has an impressive record in securing federal funding for projects and programs for their clients; and
- TPA has close working relationships with many key federal legislators and staff members.

Staff has engaged TPA initially for a two to three month period. TPA's fees for federal lobbying and grant writing services are \$3,000 per month plus expenses (travel, supplies and other incidentals). For this year's Washington D.C. trip the total cost will be in the \$6,000 to \$9,000 range, plus expenses.

The fees quoted by TPA were comparable to those charged by the other firms for the same types of services and similar to what other cities Dinuba's size pay for lobbying efforts.

Staff is also looking for firms that provide state lobbying and grant writing services. TPA and the fourth firm both have extensive experience in this area as well. Staff has a January 30 meeting with the fourth firm and, following that meeting, will be prepared to make a recommendation on securing ongoing lobbying and grant writing services at both the state and federal levels for the City.

FISCAL IMPACT:

The immediate fiscal impact of staff's action is that the City will incur costs for professional lobbying services in the range of \$6,000 to \$9,000 for the Washington D.C. mission in February 2008. The timing of this action was deemed necessary due to the tight time frame involved in assembling this funding package for this project.

Based on the investigation staff has done to date, the City can expect that annual state and federal lobbying and grant writing services will cost about \$70,000 depending on the term and nature of the services provided.

Attachment 'C'

List of Grants Secured
 Townsend Public Affairs, Inc.

| Grant | Department | Amount | Description |
|-----------------|--------------|--------------------|---|
| Fire Act Grant | Fire | \$23,000 | Turn-out gear extractor and dryer |
| COPS | Police | \$125,000 | 3-year grant to hire one Police Officer |
| CMAQ | Public Works | \$150,000 | New transit bus |
| CMAQ | Public Works | \$424,000 | Alta/El Monte Way Signal Synchronization |
| CMAQ | Public Works | \$1,715,000 | Alta/Nebraska Roundabout. Measure R funds allocated for design and ROW. Construction funds to be part of future funding cycle. Total project cost is \$1,937,000, with a local match of \$222,000 |
| Prop IC/IIG/HUD | Public Works | \$2,400,000 | Public infrastructure for transit center/senior housing project |
| Federal Earmark | Public Works | \$779,200 | Lobbied for federal transit monies for CNG Phase II expansion project |
| TOTAL: | | \$5,616,200 | |



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1
COUNCIL MEMBER
Maribel Reynosa, Dist. 2

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

DEPARTMENT: Finance

CITY COUNCIL MEETING
DATE: June 28, 2016

To: Mayor and City Council
From: Cass Cook, Finance Services Director
Subject: Adoption of the FY 2016/17 Annual Budget and Capital Investment Program for the City of Dinuba; Resolution 2016-37 and Establishing the Appropriations Limit for fiscal year 2016/17; Resolution 2016-35

RECOMMENDATION

Council to review the budget and take the following in separate actions:

1. Conduct a public hearing and by motion adopt Resolution 2016-37 approving the Fiscal year 2016/17 Budget and Capital Investment Program effective July 1, 2016 and amending the Fiscal year 2015/16 budget; and
2. By motion adopt Resolution 2016-35 establishing the Appropriations Limit for Fiscal year 2016/17 (Gann Limit.)

EXECUTIVE SUMMARY

Pursuant to the City of Dinuba Charter Section 5.05.B, the recommended FY 2015-16 Annual Budget is submitted this evening for your consideration. This budget reflects the Council's goals and targets and continues sufficient funding to maintain core and basic service levels.

OUTSTANDING ISSUES

None.

DISCUSSION

The preliminary budget was presented to the City Council on June 13, 2016. Since that time a few minor adjustments were made to reconcile the detail budgets to the presentation. Corrections to the budget include \$3,000 for maintenance and operations at the Senior Center, \$10,000 for an Internship Program and \$75,000 for the Sidewalk Replacement program.

The total City-wide budget proposed for fiscal year 16/17 is \$52,705,637 and included expenditures to the following:

- General Services \$13,682,159
- Enterprise Funds \$16,557,437

Adoption of 2016-17 Budget, CIP and GANN Limit

- Special Revenue Funds \$ 8,841,440
- Debt Service Funds \$ 3,684,557
- Internal Service \$ 5,873,339
- Capital Projects \$ 4,066,705

An overview of all city-wide budgets is shown in Attachment B.

General Fund

The General Fund accounts for municipal services such as Police, Fire, Parks, Administration and Finance. The General Fund is primarily funded from general tax revenues. Previously the planning functions were budgeted outside of the General Fund. Beginning in fiscal year 2016-17 the planning division is included in the General Fund. The General Fund budget highlights include:

| | |
|---|----------|
| LOCC Training for the new mayor and council | \$ 3,500 |
| Historical Society | \$15,000 |
| Full-Time Grounds Maintenance Worker I | \$36,000 |
| Bucket Truck | \$33,000 |
| Recreation Management Software | \$20,000 |
| Part-Time Records Technician | \$13,000 |
| Police Volunteer Operations | \$ 3,000 |
| Police Vehicle Replacement | \$30,000 |
| Wayfinding Signage | \$19,500 |
| Internship Program | \$10,000 |

Business Type Funds

The Business Type funds include Water, Sewer, Disposal, Ambulance and the Golf Course. These funds are primarily funded from user fees and other charges. Currently the total proposed budgets for these funds is \$16.6 million. At this time Council is considering adjustments to the Water and Sewer funds charges. As a result the budgets for these funds are anticipated to change.

Capital Projects

The Capital Project funds include local, state and federal revenues to fund infrastructure projects throughout the City. The projects reflect an ongoing commitment to improve and expand City parks, streets and other major infrastructure throughout the City. A detailed summary of City-wide capital projects is shown in Attachment A.

Other Budgets

The proposed Special Revenue Funds and Internal Service Funds budget for Fiscal year 2015-16 total \$9.6 million. The Special Revenue Funds are used to account for restricted revenues such as the Measure F, Gas Tax, COPS program, etc. Internal Service funds account for charges assessed internally to City departments for operation and maintenance of vehicles. A vehicle replacement program for the Police department is being proposed in the 2016-17 fiscal year.

Fiscal Year 2015/16 Amendments

Adoption of 2016-17 Budget, CIP and GANN Limit

The Resolution approving the Fiscal year 2016/17 budget includes some adjustments made to the Fiscal Year 2015/16 budget which are reflected under the “Estimated Year end” column in Attachment B. These budget amendments were deemed necessary due to unforeseen operational and capital outlay expenditures that were made throughout the year.

FISCAL IMPACT

The adoption of the proposed City of Dinuba Fiscal Year 2016/17 budget sets for the appropriations for the delivery of municipal services.

PUBLIC HEARING

A notice of the hearing was published in the Dinuba Sentinel and on the City of Dinuba website.

Attachments:

- A. City-wide Capital Projects
- B. Budget Fund Summary
- C. Resolution 2016-37 Adopting the City of Dinuba Fiscal Year 2016/17 Budget and Capital Investment Program
- D. Resolution 2016-35 establishing the Appropriations Limit for Fiscal year 2016/17 (Gann Limit.)

Adoption of 2016-17 Budget, CIP and GANN Limit

Attachment "A"

Capital Improvement Projects
Fiscal Year 2016/17

| TRANSPORTATION | FUNDING SOURCE | ESTIMATED COST |
|---|--------------------------------|------------------|
| Avenue 416 Widening | County, Measure R, SLPP | 2,800,000 |
| Randle Ave./East Sierra Way Improvements | CDBG/Transportation | 2,100,000 |
| Signal Synchronziation El Monte/Alta | CMAQ | 90,000 |
| Hayes Avenue Design (Gerald to Saginaw) | Measure R | 40,000 |
| ADA Ramps | Gas Tax | 50,000 |
| Sidewalk Improvements | Gas Tax, STP | 170,000 |
| Comprehensive Wayfinding Signage | | 19,500 |
| | Total Transportation | 5,269,500 |
| WATER | FUNDING SOURCE | ESTIMATED COST |
| Water Well Improvements | Water | 30,000 |
| Water System Improvements | Water | 50,000 |
| | Total Water | 80,000 |
| SEWER | FUNDING SOURCE | ESTIMATED COST |
| Sewer System Improvements | Sewer | 25,000 |
| STORM DRAIN | FUNDING SOURCE | ESTIMATED COST |
| Drainage Improvements | Impact Fees | 120,000 |
| PARKS | FUNDING SOURCE | ESTIMATED COST |
| Roosevelt Park Com. Center ADA Restroom Reno. | State Grant | 157,350 |
| CAPITAL FACILITIES | FUNDING SOURCE | ESTIMATED COST |
| Fire Station #2 Design | IGT, Measure F | 310,000 |
| Police Department Re-Roof | General Fund | 55,000 |
| Police Department Exterior Paint | General Fund | 15,000 |
| | | 380,000 |
| VEHICLE/EQUIPMENT | FUNDING SOURCE | ESTIMATED COST |
| Police Vehicle Replacement Program | Measure F/General Fund | 230,000 |
| CNG Transit Bus | Transit | 133,000 |
| Parks Bucket Truck | General Fund | 50,000 |
| Cardiac Monitor | Ambulance | 35,000 |
| 4 Post Hydraulic Lift | Ambulance/Transit | 28,500 |
| | Total Vehicle/Equipment | 28,500 |
| TECHNOLOGY | FUNDING SOURCE | ESTIMATED COST |
| Recreation Management Software | General Fund | 20,000 |
| Fleet Maintenance Software | GF, Transit, Ambulance, Other | 7,500 |
| | Total Technology | 27,500 |

Adoption of 2016-17 Budget, CIP and GANN Limit

Attachment "B"

| Fund | | 2015-16 Adopted Budget | 2015-16 Projected Year End | Adopted vs Proposed \$ Change | 2016-17 Proposed Budget |
|--|--|------------------------|----------------------------|-------------------------------|-------------------------|
| Fund: 101 - General Fund | | | | | |
| | Department Total: 10 - City Manager | \$973,407 | \$967,742 | | \$973,779 |
| | Department Total: 20 - Administration | \$2,562,770 | \$4,062,770 | \$1,500,000 | \$2,615,530 |
| | Department Total: 30 - Finance | \$521,438 | \$514,179 | | \$510,797 |
| | Department Total: 40 - Parks & Community Services | \$1,481,913 | \$1,493,402 | | \$1,616,800 |
| | Department Total: 50 - Police | \$5,097,771 | \$5,012,536 | | \$5,255,153 |
| | Department Total: 60 - Fire | \$2,103,117 | \$2,101,640 | | \$2,182,012 |
| | Department Total: - Planning & Development | \$571,895 | \$539,921 | | \$528,088 |
| | EXPENSES Total | \$13,312,311 | \$14,692,190 | \$1,500,000 | \$13,682,159 |
| | Fund EXPENSE Total: 101 - General Fund | \$13,312,311 | \$14,692,190 | | \$13,682,159 |
| | Fund EXPENSE Total: 111 - Insurance | \$1,594,755 | \$1,704,755 | \$110,000 | \$1,711,149 |
| | Fund EXPENSE Total: 112 - Health Insurance | \$3,100,000 | \$2,411,000 | | \$2,508,500 |
| | Fund EXPENSE Total: 114 - Vocational Center | \$148,685 | \$183,537 | | \$97,109 |
| | Fund EXPENSE Total: 115 - Ridgescreek Golf | \$2,512,067 | \$2,752,068 | | \$2,429,388 |
| | Fund EXPENSE Total: 121 - Billing & Collection Services | \$612,055 | \$628,514 | | \$627,957 |
| | Fund EXPENSE Total: 181 - General Debt Service | \$396,950 | \$1,796,950 | \$1,400,000 | \$406,290 |
| | Fund EXPENSE Total: 182 - Water Debt Service | \$602,500 | \$602,500 | | \$602,500 |
| | Fund EXPENSE Total: 183 - Sewer Debt Service | \$1,043,390 | \$1,043,390 | | \$1,041,170 |
| | Fund EXPENSE Total: 185 - Financing Authority Debt Service | \$1,774,590 | \$1,771,285 | | \$1,634,597 |
| | Fund EXPENSE Total: 201 - Traffic Safety | \$100,000 | \$100,000 | | \$100,000 |
| | Fund EXPENSE Total: 202 - Gas Tax | \$898,995 | \$1,152,622 | | \$889,759 |
| | Fund EXPENSE Total: 203 - Transportation | \$789,553 | \$862,129 | | \$840,549 |
| | Fund EXPENSE Total: 204 - Sidewalk | \$50,000 | \$75,000 | | \$75,000 |
| | Fund EXPENSE Total: 205 - Abandoned Vehicle | \$12,728 | \$8,131 | | \$8,459 |
| | Fund EXPENSE Total: 206 - Housing | \$80,270 | \$80,270 | | \$93,291 |
| | Fund EXPENSE Total: 211 - Engineering | \$760,150 | \$780,077 | | \$807,526 |
| | Fund EXPENSE Total: 212 - Public Works Management | \$437,624 | \$449,568 | | \$462,050 |
| | Fund EXPENSE Total: 215 - Fleet Maintenance | \$487,698 | \$532,698 | \$45,000 | \$511,294 |
| | Fund EXPENSE Total: 216 - Property Maintenance | \$452,191 | \$452,191 | | \$435,355 |
| | Fund EXPENSE Total: 217 - Water Equipment Replacement | \$39,542 | \$39,542 | | \$39,542 |
| | Fund EXPENSE Total: 218 - Sewer Equipment Replacement | \$39,542 | \$39,542 | | \$39,542 |
| | Fund EXPENSE Total: 230 - Water | \$3,196,061 | \$3,124,288 | | \$3,060,277 |
| | Fund EXPENSE Total: 231 - Sewer | \$3,280,895 | \$3,051,167 | | \$3,629,314 |
| | Fund EXPENSE Total: 232 - Disposal | \$3,598,828 | \$3,462,902 | | \$3,309,838 |
| | Fund EXPENSE Total: 233 - Transit | \$905,219 | \$1,010,219 | \$105,000 | \$972,572 |
| | Fund EXPENSE Total: 234 - CNG | \$201,923 | \$182,823 | | \$185,770 |
| | Fund EXPENSE Total: 250 - Water SDC | \$187,075 | \$263,075 | \$76,000 | \$190,575 |
| | Fund EXPENSE Total: 251 - Sewer SDC | \$354,490 | \$499,490 | \$145,000 | \$168,225 |
| | Fund EXPENSE Total: 252 - Transportation SDC | \$150,654 | \$787,351 | | \$651,463 |
| | Fund EXPENSE Total: 260 - Transportation Construction | \$21,832,201 | \$15,713,479 | | \$3,195,000 |
| | Fund EXPENSE Total: 261 - Water Construction | \$320,000 | \$120,000 | | \$80,000 |
| | Fund EXPENSE Total: 262 - Sewer Construction | \$30,000 | \$100,000 | | \$25,000 |
| | Fund EXPENSE Total: 263 - MTBE | \$102,000 | \$53,961 | | \$100,000 |
| | Fund EXPENSE Total: 265 - Capital Facilities | \$1,117,780 | \$1,417,503 | | \$409,655 |
| Fund: 301 - Public Safety Sales Tax | | | | | |
| | Department Total: 50 - Police | \$2,088,658 | \$2,188,658 | \$100,000 | \$2,342,719 |
| | Department Total: 60 - Fire | \$1,505,091 | \$1,527,284 | | \$1,240,864 |
| | Fund EXPENSE Total: 301 - Public Safety Sales Tax | \$3,593,749 | \$3,715,942 | | \$3,583,583 |

Adoption of 2016-17 Budget, CIP and GANN Limit

| Fund | | 2015-16 Adopted Budget | 2015-16 Projected Year End | Adopted vs Proposed \$ Change | 2016-17 Proposed Budget |
|------|---|------------------------|----------------------------|-------------------------------|-------------------------|
| | Fund EXPENSE Total: 302 - State (COPS) Program Fund | \$101,010 | \$101,010 | | \$101,000 |
| | Fund EXPENSE Total: 303 - Byrnes Justice Assistance | \$0 | \$13,575 | | \$0 |
| | Fund EXPENSE Total: 304 - Federal (COPS) Program | \$0 | \$0 | | \$41,666 |
| | Fund EXPENSE Total: 320 - Ambulance | \$1,698,948 | \$1,574,720 | | \$1,432,555 |
| | Fund EXPENSE Total: 321 - Fire Impact Fees | \$280 | \$280 | | \$0 |
| | Fund EXPENSE Total: 322 - Ambulance Equipment Replacement | \$322,081 | \$319,326 | | \$0 |
| | Fund EXPENSE Total: 401 - HOME | \$37,875 | \$35,857 | | \$37,734 |
| | Fund EXPENSE Total: 402 - CAL-HOME | \$5,555 | \$47,289 | | \$27,876 |
| | Fund EXPENSE Total: 403 - CDBG | \$19,746 | \$41,181 | | \$19,841 |
| | Fund EXPENSE Total: 404 - 2008 CALHOME 4899 | \$0 | \$58,324 | | \$0 |
| | Fund EXPENSE Total: 411 - 2012 CDBG 8382 | \$139,226 | \$139,226 | | \$85,376 |
| | Fund EXPENSE Total: 412 - 2012 HOME 8566 | \$0 | \$90,617 | | \$0 |
| | Fund EXPENSE Total: 413 - 2012-CALHOME-8687 | \$153,064 | \$385,767 | | \$205,293 |
| | Fund EXPENSE Total: 414 - 2013-HDRA-9691 | \$51,650 | (\$467) | | \$0 |
| | Fund EXPENSE Total: 415 - 2014-CALHOME-9874 | \$260,666 | \$0 | | \$391,000 |
| | Fund EXPENSE Total: 416 - 2014-HOME-10033 | \$250,750 | \$0 | | \$250,750 |
| | Fund EXPENSE Total: 417 - 2015-CDBG-10560 | \$0 | \$0 | | \$1,055,000 |
| | Fund EXPENSE Total: 503 - Assessment District | \$380,372 | \$446,437 | | \$497,048 |
| | Fund EXPENSE Total: 504 - Drainage Districts | \$147,662 | \$83,676 | | \$166,000 |

The fiscal year 2015-16 budget amendments in the table above include adjustments for the following:

General Services – Includes pay-off of the redevelopment advance as required by the Department of Finance.

Insurance – Includes an increase in Worker’s Compensation Costs.

General Debt Service – Comprised of transfer of debt proceeds to the General Fund for pay off of the redevelopment advance.

Fleet – Comprised of increased maintenance of Police and Fire vehicles.

Transit – Includes a reimbursement of funds from a previous year.

Water SDC – Increase in debt service payments previously budgeted in the operating fund.

Sewer SDC – Increase in debt service payments previously budgeted in the operating fund.

Measure F, Police – Comprised of overtime costs in the Investigations Division.

Attachment "C"

**RESOLUTION 2015-37
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
DINUBA APPROVING THE FY 2016-17 BUDGET AND CAPITAL INVESTMENT
PROGRAM FOR SAID CITY**

WHEREAS, the City has duly and regularly considered the proposed budget and capital investment program for the City of Dinuba for FY 2016-17 as presented by the City Manager.

NOW, THEREFORE, BE IT RESOLVED, that the budget for the City of Dinuba for the 2015-16 fiscal year, a summary of which is attached hereto and made a part thereof, is hereby approved.

BE IT FURTHER RESOLVED, that the first year of the Capital Improvement Program has been made a part of said budget and years two through five of the Capital Investment Program has been adopted as a planning document.

PASSED, AND APPROVED this 28th day of June, 2016, at a regular meeting of the Dinuba City Council by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor of the City of Dinuba

ATTEST:

Deputy City Clerk

Attachment "D"

RESOLUTION NO. 2016 -35

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF DINUBA, CALIFORNIA
ADOPTING THE ANNUAL APPROPRIATION LIMIT**

WHEREAS, Article XIII B of the California Constitution requires cities to adopt annual appropriation limits; and

WHEREAS, Government Code 7910 of the State of California requires each local government to establish its appropriation limit by resolution each year at a regularly scheduled meeting or a noticed public meeting; and

WHEREAS, government code states that the City Council needs to vote on the factors to select in calculating the annual appropriation limit; and

WHEREAS, any challenge to the appropriation limit must be brought within forty-five (45) days of the effective date of this resolution.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DINUBA, CALIFORNIA DOES RESOLVE that the appropriation limit for the fiscal year 2016/2017 is hereby set at \$18,126,711.

BE IT FURTHER RESOLVED that the City Council unanimously votes to select the California per capita income and the City's population change as the factors to calculate the 2013/2016 spending limit.

BE IT FURTHER RESOLVED that any challenges to said appropriation limit must be filed in writing with the City Manager no later than August 12, 2016. If challenges are made, the matter shall be set for hearing before the City Council at its next regularly scheduled meeting.

The foregoing resolution was duly passed and adopted by the City Council of the City of Dinuba at a regular meeting thereof held on the 28th day of June, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor of the City of Dinuba

ATTEST:

Deputy City Clerk

Exhibit "A"

**ANNUAL APPROPRIATION LIMIT
CALCULATIONS**

| | AMOUNT ----- |
|---------------------|-----------------|
| Last Year's Limit | \$ 16,945,460 |
| Adjustment Factors: | |
| 1. Population % | 101.519 % |
| 2. Inflation % | 105.370 % |
| Total Adjustment % | 106,971 % |
| Annual Adjustment | \$1,181,251 |
| | |
| FY2015-2016 Limit | \$ 18,126,711 |



City Council Staff Report

MAYOR
Emilio Morales, Dist. 1

VICE-MAYOR MAYOR
Scott Harness, Dist. 3

COUNCIL MEMBER
Maribel Reynosa, Dist. 2

COUNCIL MEMBER
Mike Smith, Dist. 5

COUNCIL MEMBER
Kuldip Thusu, Dist. 4

DEPARTMENT: PLANNING

**CITY COUNCIL MEETING
DATE: JUNE 28, 2016**

To: Mayor and City Council
From: Cristobal Carrillo, Planner II
Subject: Public Hearing to Consider General Plan Amendment and Rezone for Angel Speed, L.P. (APN Nos. 014-063-009 & 029)

RECOMMENDATION

Council conduct a public hearing, receive testimony, close the public hearing and take the following action by one motion:

1. Adopt a Resolution No. 2016-32 (Attachment 'A') amending the General Plan Land Use Map from Residential-Medium and Commercial-Community to Commercial-General; and
2. Introduce and waive the full reading, by substitution of title only, Ordinance No. 2016-02 (Attachment 'B') amending the City of Dinuba Zoning Map from Single Family Residential (R-1-6) to General Commercial (C-4); and
3. Adopt Resolution No. 2016-43 approving Negative Declaration (Attachment 'C') for Rezone and General Plan Amendment.

EXECUTIVE SUMMARY

Angel Speed, L.P. submitted an application (Application No. 2016-06) to rezone and change the land use designation for two parcels located at 167 and 189 N. Alta Avenues. The parcels would be rezoned to "Commercial-General" and the land use designation and zone map would be amended to General Commercial. The changes would permit the eventual development of the parcels for office, retail, or restaurant uses consistent with the General Commercial Zone District.

OUTSTANDING ISSUES

None.

PLANNING COMMISSION ACTION

On June 7, 2016, the Dinuba Planning Commission held a public hearing and adopted Resolution No. 1038 recommending that the City Council approve the proposed rezone and

change in land use designation for the two parcels. A copy of the staff report presented to the Planning Commission is enclosed herein as Attachment ‘D’.

DISCUSSION

The applicant is requesting a general plan amendment and rezone for two vacant parcels consisting of a total of 14,543 sq. ft. located at the southwest corner of Alta Avenue and Franklin Way (see Exhibit A to Ordinance No. 2016-02). The applicant is proposing to change the land use and zoning to allow for the eventual development of future office, retail, or restaurant uses on the property. The two parcels are currently vacant. Surrounding land uses include single family residential to the north; a drive-thru BBQ restaurant to the south; vacant commercial property to the west; and a vacant commercial site to the east.

The proposal has been reviewed in accordance with the City’s General Plan and Title 17 of the Dinuba Municipal Code (Zoning Code).

General Plan

The proposed General Plan Amendment is required to accommodate future commercial development on the parcels. The General Plan Amendment would change the site’s existing General Plan land use designation from Medium Residential to General Commercial. Staff’s analysis indicates that the proposed amendment is consistent with the surrounding area. Table 1 provides the existing and proposed general plan land use and zoning designations for each parcel.

Table 1

| Parcel | General Plan Land Use | | Zoning | |
|-----------|-----------------------|--------------------|-----------------------|--------------------------|
| | Existing | Proposed | Existing | Proposed |
| Parcel 09 | Residential Medium | General Commercial | Single Family (R-1-6) | General Commercial (C-4) |
| Parcel 29 | Residential Medium | General Commercial | Single Family (R-1-6) | General Commercial (C-4) |

The proposed land use change would be consistent with the existing commercial development along N. Alta Avenue and W. El Monte Way. The future commercial development on these parcels would be a logical extension of the commercial nature of the surrounding area. This would provide for uniformity in land use designation consistent with policies contained in the Land Use Element of the General Plan, which encourages the provision of adequate commercial shopping opportunities and office space locations to meet anticipated needs and identifies General Commercial designations with a wide range of retail and service activities along major traffic corridors, such as El Monte and Alta Avenue.

Rezone

Similar to the General Plan Amendment, a Rezone is also necessary to accommodate the proposed future commercial uses. The current zoning for the two sites is R-1-6 (single family residential with a minimum 6,000 sq. ft. lot size). The proposed Rezone would change the zoning designation of R-1-6 to C-4 (General Commercial), which is consistent with the proposed General Plan Amendment. The future retail development would be an extension of the existing surrounding commercial uses that offers a mixture of uses that include retail uses, offices, and commercial uses.

Letters from Commenting Agencies

A letter was received from the San Joaquin Valley Air Pollution Control (APC) District and an adjoining property owner in response to the proposed GPA and Rezone. The District commented that the future development of the parcels must comply with all District rules. Staff included a condition of approval requiring that development of the parcels must meet all APC District rules.

Mr. Joe Puig submitted a letter on behalf of his mother, Mrs. Medina, who resides adjacent to the parcels. The Puig's were not opposed to the GPA and Rezone, but expressed concerns that future development could impact Mr. Medina's property and quality of life due to increased vehicle/foot traffic, construction activity, noise, and alley obstruction. Staff provided information on City development standards that would limit impacts and included a condition of approval requiring the adjacent alley be kept clear at all times. The Puig's were satisfied with the added condition and standards and did not provide additional comment.

ENVIRONMENTAL REVIEW

A Negative Declaration (ND) was prepared for this project under the provisions of the California Environmental Quality Act (CEQA). The environmental review examined the nature and extent of any adverse effects on the environment that could occur if a project is approved and implemented. The Negative Declaration concludes that the proposed Rezone and General Plan Amendment would have no significant environmental impacts. The public comment period for this draft ND began on May 5, 2016 and ended on June 3, 2016.

FISCAL IMPACT

Staff time and direct expenses associated with the processing of this project has been offset by the applicant through application processing fees.

PUBLIC HEARING

A public hearing notice was published in the Dinuba Sentinel and notices were mailed to properties within a 300 radius of the subject properties.

Attachments:

- A. Resolution No. 2016-36 Approving General Plan Amendment and Rezone w/Exhibits
- B. Ordinance No. 2016-02 Adopting Rezone w/Exhibit A
- C. Resolution No. 2016-___ Adopting Negative Declaration
- D. June 7, 2016 Planning Commission Staff Report

Attachment “A”

RESOLUTION NO. 2016-36

**A RESOLUTIIN OF THE DINUBA CITY COUNCIL
ADOPTING A GENRAL PLAN AMENDMENT AND REZONE
FOR THE ANGEL SPEED, L.P. PARCLES (APPLICATION NO. 2016-06)
ASSESSOR PARCEL NUMBER 014-063-009 & 029**

WHEREAS, the Planning Department of the City of Dinuba received an application (No. 2016-06) from Angle Speed, L.P. (the “Applicant”) requesting a General Plan Amendment and Rezone (the “Project”); and

WHEREAS, the proposed Project is located at 167 and 189 N. Alta Avenue in the incorporated portions of the City of Dinuba more particularly described as APN: 014-063-009 and 029; and

WHEREAS, the Project proposes to change the land use designations from Medium Residential to General Commercial; and

WHEREAS, the Project proposes to change the zone district of single family residential (R1-1-6) to General Commercial (C-4); and

WHEREAS, the Planning Department considered the Project request pursuant to the General Plan, Title 17 of the Dinuba Municipal Code (Zoning Code) and all other applicable State and local regulations; and

WHEREAS, the Planning Department determined that the Project would not have a significant effect on the environment and prepared and circulated an Initial Study/Negative Declaration pursuant to the California Environmental Quality Act (CEQA); and

WHEREAS, the Planning Commission held a duly-noticed public hearing on June 7, 2016, as required by law to consider all of the information presented by staff, information presented by the Applicant, and public testimony presented in writing and at the meeting, and voted to adopt Resolution No. 1038 recommending that the City council approve the Project; and

WHEREAS, the City Council held a duly-noticed public hearing on June 28, 2016, to consider all of the information presented by staff, information presented by the Applicant, and public testimony presented in writing at the meeting.

WHEREAS, City Council considered the staff report and all public testimony presented for the Project and was of the opinion that Application No. 2016-06 should be approved as submitted; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Dinuba hereby adopts Resolution No. 2016-36 approving the General Plan Amendment and Rezone for

the Project, subject to the Conditions of Approval in Exhibit A and as illustrated in Exhibit B, based upon the following findings:

1. The General Plan Amendment is consistent with goals and policies of the Dinuba General Plan. The Project proposes to change the land use designation of Residential-Medium to General Commercial. The amendment would allow the development of a retail development that is more consistent with the surrounding retail uses. In addition, the change in land use would implement policies consistent with the Land Use Element of the General Plan, which encourages the provision of adequate commercial shopping opportunities and office space locations to meet anticipated needs and identifies General Commercial designations with a wide range of retail and service activities along major traffic corridors, such as El Monte and Alta Avenue.
2. The proposed zoning amendments are consistent with the General Plan goals, policies, and implementation programs. The proposed rezone of the site to General Commercial (C-4)) is consistent with the zoning designation of the property to the south, west and east, and would implement the General Plan land use designation proposed concurrently as part of the General Plan Amendment. The Project implements the General Plan’s policies and goals for orderly development that is supported by public infrastructure and services. The proposed rezoning meets all applicable development standards established in Dinuba Municipal Code Title 17 Zoning.
3. The proposed amendment has been processed in accordance with the applicable provisions of the California Government Code and the California Environmental Quality Act (CEQA). The Project would have no significant impact on the environment and a Negative Declaration was prepared.

The foregoing was duly passed and adopted by the Dinuba City Council at their meeting held on June 28th, 2016, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

EMILIO MORALES
Mayor of the City of Dinuba

ATTEST:

JAYNE ANDERSON
City Clerk

Exhibit 'A'

**Conditions of Approval
Application No. 2016-06**

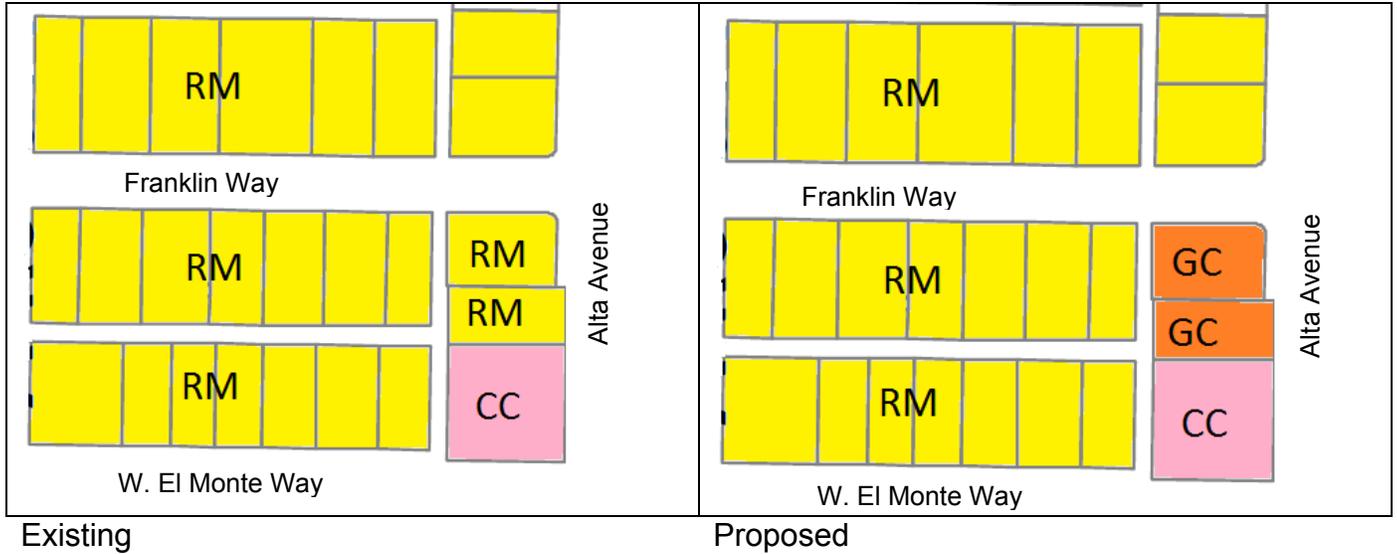
1. If future development includes establishment of a restaurant that operates an under-fired charbroiler, the tenant shall be required to install emission control systems during the construction phase to the satisfaction of the Valley Air District.
2. Prior to issuance of final discretionary approval or building permits for the project site, the Applicant shall consult with the Valley Air District and/or the District's Small Business Assistance Office to determine whether development will be subject to District rules regulations. The Applicant shall comply with all the requirements of the Valley Air District.
3. The Applicant and/or future developers shall not obstruct access to the alleyway adjacent to the west of the project site, including during construction activities.

Exhibit B

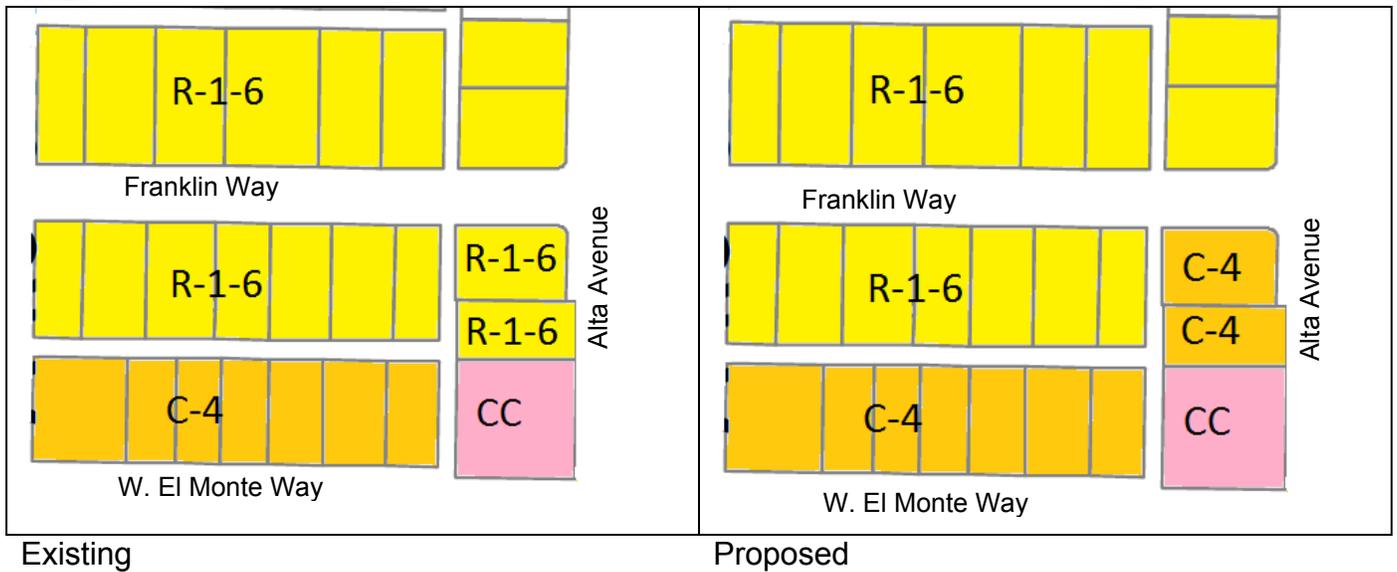
Subject Parcels & Land Use Change

| Address | APN | Sq. Ft. |
|--------------------|------------------|---------------|
| 167 N. Alta Avenue | APN: 014-063-009 | 6,181 sq. ft. |
| 189 N. Alta Avenue | APN: 014-063-029 | 8,362 sq. ft. |

General Plan Amendment



Rezone



Attachment 'B'

ORDINANCE NO. 2016-02

**AN ORDINANCE OF THE CITY OF DINUBA
AMENDING THE CITY OF DINUBA ZONING MAP FROM R-1-6 TO C-4
FOR THE ANGEL SPEED, L.P. PROJECT (APPLICATION NO. 2016-06)
ASSESSORS PARCEL NUMBER 014-063-009 AND 029**

WHEREAS, the Planning Department of the City of Dinuba received an application on from Angel Speed, L.P. (the "Applicant") requesting a General Plan Amendment and Rezone (the "Project"); and

WHEREAS, the proposed Project is located on real property in the incorporated portions of the City of Dinuba more particularly described as APN: 014-063-009 and 029; and

WHEREAS, the Planning Department considered the Project request pursuant to the General Plan, Title 17 of the Dinuba Municipal Code (Zoning Code), and all other applicable State and local regulations; and

WHEREAS, the Planning Commission held a duly-noticed public hearing on June 7, 2016, as required by law to consider all of the information presented by staff, information presented by the Applicant, and public testimony presented in writing and at the meeting, and voted to adopt Resolution No. 1038 recommending that the City council approve the Project; and

WHEREAS, the City Council held a duly noticed public hearing on June 28, 2016, as required by law to consider all of the information presented by staff, information presented by the Applicant, and public testimony presented in writing and at the meeting; and

WHEREAS, on March 25, 2015, the City Council adopted Resolution No. [REDACTED], adopting a Negative Declaration (ND) for the Project; and

NOW, THEREFORE, BE IT RESOLVED THAT, the City Council of the City of Dinuba does hereby ordain as follows:

Section 1. The Official Zone Map of the Dinuba City Code is hereby amended with respect to certain parcels of real property as shown on Exhibit A and described as follows:

167 and 189 N. Alta Avenue (APNs: 014-063-009 and 029), located on the southwest corner of Alta Avenue and Franklin Way. Zoning is to be changed from R-1-6 (Single Family Residential, 6,000 sq. ft. minimum) to C-4 (General Commercial).

Section 2. This Ordinance shall take effect thirty (30) days after passage. This Ordinance shall be published once within fifteen (15) days after the date of its adoption in a newspaper of general circulation published and circulated

in the City of Dinuba, showing the names of those City Council members voting for and against this Ordinance.

EMILIO MORALES
MAYOR

ATTEST:

LINDA BARKLEY
DEPUTY CITY CLERK

I HEREBY CERTIFY that the foregoing Ordinance was adopted by the motion of Council Member _____, seconded by Council Member _____, at a regular meeting of the Dinuba City Council held on the 28th day of June, 2016, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JAYNE ANDERSON
City Clerk

Attachment 'C'

RESOLUTION NO. 2016-43

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DINUBA
ADOPTING A NEGATIVE DECLARATION FOR THE REZONE AND GENERAL PLAN
AMENDMENT FOR ANGEL SPEED, L.P. PROJECT (APPLICATION NO. 2016-06)
ASSESSOR PARCEL NUMBER 014-063-009 and 029**

WHEREAS, the City prepared an Initial Study/Negative Declaration pursuant to CEQA, attached hereto as Exhibit A and incorporated herein by reference, evaluating the potential environmental effects of the Project; and

WHEREAS, the City determined that the Rezone and General Plan Amendment would have no significant environmental impacts; and

WHEREAS, the City provided a 30-day review and comment period opened on May 5, 2016 and closed June 3, 2016. The Negative Declaration was made available to the public during this review period; and

WHEREAS, the City received written comment letters within the 30-day public review period and responded to those comments in the project staff report; and

WHEREAS, the City has considered the comments received during the public review period, and they do not alter the conclusions in the Initial Study and Negative Declaration; and

WHEREAS, the City Council has considered the written and oral comments on the proposed project and the Negative Declaration; and

WHEREAS, the City Council has reviewed the Initial Study and Negative Declaration and find that these documents reflect their independent judgment.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Dinuba hereby adopts the Negative Declaration for the Angel Speed, L.P. Project attached hereto and incorporated herein by this reference based on the following findings:

- 1) On the basis of the whole record, there is no substantial evidence that the Project as designed and conditioned will have a significant effect on the environment. A Negative Declaration has been prepared and completed in accordance with the California Environmental Quality Act (CEQA). The Negative Declaration reflects the independent judgment and analysis of the City.
- 2) The City distributed the Notice of Intent to Adopt the Negative Declaration for 30-day review and comment period beginning May 3, 2016 and closed June 5, 2016.
- 3) The Negative Declaration was made available to the public during this review period. The City received two written comment letters within the 30-day public

review period. These comments do not alter the conclusions of the Initial Study/Negative Declaration.

- 4) On the basis of the Negative Declaration, environmental analysis, and the whole record, there is no substantial evidence that the project will have have a significant adverse impact on the environment.

The foregoing was duly passed and adopted by the Dinuba City Council at their meeting held on June 28th, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

EMILIO MORALES
MAYOR

ATTEST:

LINDA BARKLEY
DEPUTY CITY CLERK

Exhibit A

Initial Study/Negative Declaration

**CEQA APPENDIX G:
ENVIRONMENTAL CHECKLIST FORM**

1. **Project title:**
Application No. 2016-06 (Angel Speed L.P.) – Rezone and General Plan Amendment
2. **Lead agency name and address:**
City of Dinuba, Public Works Department, 405 E. El Monte Way, Dinuba CA 93618
3. **Contact person and phone number:**
Cristobal Carrillo, Planner II – 559-591-5924, ext. 104
4. **Project location:**
167, 189 N. Alta Avenue, Dinuba CA 93618.
APNs: 014-063-009, 029
5. **Project sponsor's name and address:**
Angel Speed L.P., 1155 W. Shaw Ave., #104, Fresno CA 93711 (Applicant)
City of Dinuba, 405 E. El Monte Way, Dinuba CA 93618 (Property Owner)
6. **General plan designation:**
Residential – Medium, Commercial – Community.
7. **Zoning:**
R-1-6 (Single Family Residential, 6,000 sq. ft. minimum).
8. **Description of project (Describe the whole action involved, including but not limited to later phases of the project, and any secondary, support, or off-site features necessary for its implementation. Attach additional sheets if necessary.):**
The Applicant wishes to rezone two sites currently designated R-1-6/Residential - Medium to C-4/General – Commercial, west of N. Alta Avenue, between El Monte Way and Franklin Avenue. The Applicant intends to develop the sites for commercial purposes (office/retail/restaurant). All sites are vacant of any structures, a result of the recent El Monte Way/Avenue 416 Widening Project rights-of-way acquisition. The sites were used previously for single family residences.
9. **Surrounding land uses and setting: Briefly describe the project's surroundings:**
Uses to the north of the project sites contain single family residences. The property to the south is commercial and contains the Dinuba BBQ drive-thru restaurant. Properties to the east contain a vacant commercial site (location of a recently demolished gas station) and single family residences. The areas to the west are vacant, but are planned for commercial development.
10. **Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.):**
Approval of a rezone and a General Plan amendment is required by the Dinuba Planning Commission and Dinuba City Council.

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:

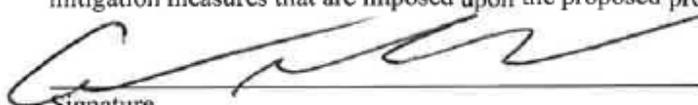
The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

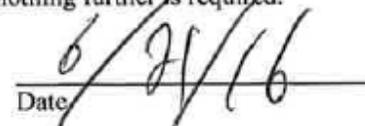
- | | | |
|---|---|---|
| <input type="checkbox"/> Aesthetics | <input type="checkbox"/> Agriculture and Forestry Resources | <input type="checkbox"/> Air Quality |
| <input type="checkbox"/> Biological Resources | <input type="checkbox"/> Cultural Resources | <input type="checkbox"/> Geology /Soils |
| <input type="checkbox"/> Greenhouse Gas Emissions | <input type="checkbox"/> Hazards & Hazardous Materials | <input type="checkbox"/> Hydrology / Water Quality |
| <input type="checkbox"/> Land Use / Planning | <input type="checkbox"/> Mineral Resources | <input type="checkbox"/> Noise |
| <input type="checkbox"/> Population / Housing | <input type="checkbox"/> Public Services | <input type="checkbox"/> Recreation |
| <input type="checkbox"/> Transportation/Traffic | <input type="checkbox"/> Utilities / Service Systems | <input type="checkbox"/> Mandatory Findings of Significance |

DETERMINATION: (To be completed by the Lead Agency)

On the basis of this initial evaluation:

- I find that the proposed project **COULD NOT** have a significant effect on the environment, and a **NEGATIVE DECLARATION** will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A **MITIGATED NEGATIVE DECLARATION** will be prepared.
- I find that the proposed project **MAY** have a significant effect on the environment, and an **ENVIRONMENTAL IMPACT REPORT** is required.
- I find that the proposed project **MAY** have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An **ENVIRONMENTAL IMPACT REPORT** is required, but it must analyze only the effects that remain to be addressed.
- I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or **NEGATIVE DECLARATION** pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or **NEGATIVE DECLARATION**, including revisions or mitigation measures that are imposed upon the proposed project, **nothing further is required.**


Signature


Date

Printed Name

Date

EVALUATION OF ENVIRONMENTAL IMPACTS:

- 1) A brief explanation is required for all answers except "No Impact" answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A "No Impact" answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g., the project falls outside a fault rupture zone). A "No Impact" answer should be explained where it is based on project-specific factors as well as general standards (e.g., the project will not expose sensitive receptors to pollutants, based on a project-specific screening analysis).
- 2) All answers must take account of the whole action involved, including off-site as well as on-site, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3) Once the lead agency has determined that a particular physical impact may occur, then the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. "Potentially Significant Impact" is appropriate if there is substantial evidence that an effect may be significant. If there are one or more "Potentially Significant Impact" entries when the determination is made, an EIR is required.
- 4) "Negative Declaration: Less Than Significant With Mitigation Incorporated" applies where the incorporation of mitigation measures has reduced an effect from "Potentially Significant Impact" to a "Less Than Significant Impact." The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from "Earlier Analyses," as described in (5) below, may be cross-referenced).
- 5) Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or negative declaration. Section 15063(c)(3)(D). In this case, a brief discussion should identify the following:
 - a) Earlier Analysis Used. Identify and state where they are available for review.
 - b) Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
 - c) Mitigation Measures. For effects that are "Less than Significant with Mitigation Measures Incorporated," describe the mitigation measures which were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.
- 6) Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g., general plans, zoning ordinances). Reference to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
- 7) Supporting Information Sources: A source list should be attached, and other sources used or individuals contacted should be cited in the discussion.

- 8) This is only a suggested form, and lead agencies are free to use different formats; however, lead agencies should normally address the questions from this checklist that are relevant to a project's environmental effects in whatever format is selected.
- 9) The explanation of each issue should identify:
 - a) the significance criteria or threshold, if any, used to evaluate each question; and
 - b) the mitigation measure identified, if any, to reduce the impact to less than significance

SAMPLE QUESTION

Issues:

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|---|---|---|-------------------------------------|
| I. AESTHETICS. Would the project: | | | | |
| a) Have a substantial adverse effect on a scenic vista? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Subject sites are located within a developed urban area and are not located within the vicinity of a designated scenic vista. | | | | |
| b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Subject sites are vacant of structures and landscaping. No scenic resources are located on or adjacent to the sites. Subject sites are not located near a scenic highway. | | | | |
| c) Substantially degrade the existing visual character or quality of the site and its surroundings? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> The sites are vacant, with no landscaping of note. Surrounding areas are dominated by previously established residential and commercial uses. The existing visual character of the site and surrounding area will not be significantly altered by the project. New development would match existing commercial development in the vicinity. | | | | |
| d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Project will result in the future | | | | |

| Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|---|---|----------------------|
|---|---|---|----------------------|

construction of new commercial uses which will require lighting. Per City requirements, all new lighting shall not affect nighttime vision or increase glare.

II. AGRICULTURE AND FORESTRY

RESOURCES. In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Dept. of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board. Would the project:

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|--------------------------------|--|------------------------------|-------------------------------------|
| <p>a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?</p> <p><i>Response:</i> The project sites are not located on farmland designated Prime, Unique, or of Statewide Importance. The project sites are located within an urbanized area.</p> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <p>b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?</p> <p><i>Response:</i> The project sites are currently zoned for single family residential use. There is no existing Williamson Act contract on any of the project sites.</p> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <p>c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?</p> <p><i>Response:</i> Project sites are not on forest land. Existing zoning is for multi-family residential use.</p> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <p>d) Result in the loss of forest land or conversion of forest land to non-forest use?</p> <p><i>Response:</i> The project sites are not located on forest lands. Existing zoning is for single family residential use.</p> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <p>e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?</p> <p><i>Response:</i> The project sites are located within an urbanized area. Farmland would not be in danger of conversion due to the proposal.</p> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

| Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--------------------------------------|--|------------------------------------|--------------|
|--------------------------------------|--|------------------------------------|--------------|

III. AIR QUALITY. Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations. Would the project:

a) Conflict with or obstruct implementation of the applicable air quality plan?

| | | | |
|--------------------------|--------------------------|-------------------------------------|--------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: The Project will not conflict with applicable air quality plans. Future development will undergo environmental review if necessary at such time as a proposal is submitted to the City of Dinuba.

b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?

| | | | |
|--------------------------|--------------------------|-------------------------------------|--------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: The Project will not contribute to existing or projected air quality violations. Future development will undergo environmental review if necessary at such time as a proposal is submitted to the City of Dinuba.

c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable Federal or State ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?

| | | | |
|--------------------------|--------------------------|-------------------------------------|--------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: Project could potentially result in an increase of traffic to the sites due to new commercial development brought on by the rezone. Future development will undergo environmental review if necessary at such time as a proposal is submitted to the City of Dinuba.

d) Expose sensitive receptors to substantial pollutant concentrations?

| | | | |
|--------------------------|--------------------------|-------------------------------------|--------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: The Project itself will not result in the exposure of sensitive receptors to substantial pollutant concentrations. Future development will undergo environmental review if necessary at such time as a proposal is submitted to the

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------|--|------------------------------|-----------|
|--|--------------------------------|--|------------------------------|-----------|

City of Dinuba.

e) Create objectionable odors affecting a substantial number of people?

Response: The Project shall not result in the creation of objectionable odors. However, future development as a result of the rezone could result in some odor emissions. Future development will undergo environmental review if necessary at such time as a proposal is submitted to the City of Dinuba. Furthermore, the Dinuba Municipal Code prohibits odor emissions in quantities that are objectionable to neighboring sites.

IV. BIOLOGICAL RESOURCES:

Would the project:

a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?

Response: No species registered or identified as a candidate to any plans are located on the Project sites.

b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Game or US Fish and Wildlife Service?

Response: Project site is within an urbanized area and does not contain any notable habitats.

c) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|---|---|---|-------------------------------------|
| <i>Response:</i> No Federal wetlands are located near the Project site. | | | | |
| d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> The Project is within an urbanized area and will not adversely affect any biological resources. | | | | |
| e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> The Project does not conflict with local policies or ordinances protecting biological resources. No resources of note are located on the site. | | | | |
| f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> No such conservation plans exist for the Project site. | | | | |

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------|--|-------------------------------------|-------------------------------------|
| V. CULTURAL RESOURCES. Would the project: | | | | |
| a) Cause a substantial adverse change in the significance of a historical resource as defined in § 15064.5? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> No historical resources are located at the Project site. | | | | |
| b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to § 15064.5? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> No known archaeological resources are located at the Project site. | | | | |
| c) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> No known resources are located at the Project site. | | | | |
| d) Disturb any human remains, including those interred outside of formal cemeteries? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Such remains are not known to be at the Project site. Future development will undergo environmental review if necessary. At such time the review will ensure that no human remains are disturbed. | | | | |
| VI. GEOLOGY AND SOILS. Would the project: | | | | |
| a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> See answers below | | | | |
| i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------|--|-------------------------------------|-------------------------------------|
| <i>Response:</i> There are no faults mapped in the Dinuba area. | | | | |
| ii) Strong seismic ground shaking? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> There are no faults mapped in the Dinuba area. | | | | |
| iii) Seismic-related ground failure, including liquefaction? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> There are no faults mapped in the Dinuba area. | | | | |
| iv) Landslides? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> The Project site is located within a generally flat area. As such, there is no danger of landslides. | | | | |
| b) Result in substantial soil erosion or the loss of topsoil? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Project is within an urbanized area, soil erosion is not likely to occur. Conformance with the Uniform Building Code and Dinuba Development Standards during future construction activities (made possible through the rezone) will mitigate any potential adverse impacts to soil stability. | | | | |
| c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> The Project site is not located on unstable lands. Landslides, spreading, subsidence, liquefaction or collapse are not likely given the location of the site. | | | | |

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------------|--|------------------------------------|-------------------------------------|
| d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Response: Project is within an urbanized area and is not located on expansive soils. Conformance with the Uniform Building Code and Dinuba Development Standards during future construction activities (made possible through the rezone) will mitigate any potential adverse impacts to soil stability.

| | | | | |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Response: Creation of alternative wastewater disposal systems is prohibited within City Limits. Any future development on the Project sites shall be served by a municipal sewer system, through existing facilities.

VII. GREENHOUSE GAS EMISSIONS.

Would the project:

| | | | | |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|
| a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: Increases in traffic could occur as a result of future development. Greenhouses gases created as a result of increased traffic are not expected to be at levels detrimental to the Project sites or surrounding areas.

| | | | | |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Response: Project does not conflict with any adopted plans or policies of the City of Dinuba or San Joaquin Valley Air Pollution Control District.

VIII. HAZARDS AND HAZARDOUS MATERIALS. Would the project:

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|--------------------------------|--|------------------------------|-------------------------------------|
| a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials? <i>Response:</i> Project does not involve the use of hazardous materials. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment? <i>Response:</i> Project will not involve the use of hazardous materials. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school? <i>Response:</i> Project will not involve the use of hazardous materials. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment? <i>Response:</i> Project is not located on or within a hazardous materials site, per the Hazardous Waste and Substances Site List of the California Department of Toxic Substances Control. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------------|--|------------------------------------|-------------------------------------|
| e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area? <i>Response:</i> Project is not located within an airport land use plan or within two miles of an airport. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area? <i>Response:</i> Project is not located within vicinity of a private airstrip. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan? <i>Response:</i> Project will not interfere with emergency plans. Any future commercial uses would not prohibit the operations described in the Dinuba Multihazard Functional Plan. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| h) Expose people or structures to a significant risk of loss, injury or death involving wild land fires, including where wild lands are adjacent to urbanized areas or where residences are intermixed with wild lands? <i>Response:</i> Project is not located near wild lands | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>IX. HYDROLOGY AND WATER QUALITY.</u> Would the project: | | | | |
| a) Violate any water quality standards or waste discharge requirements? <i>Response:</i> Project will not result in violation of water quality standards. No activity involving water use is proposed at this time. Upon development, the project will be evaluated to determine impacts on existing water services. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| b) Substantially deplete groundwater supplies or | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

| | | | |
|---|------------------------------------|-------------------------------|----------------------|
| | Less Than Significant | | |
| | with | Less Than | |
| Potentially Significant Impact | Mitigation Incorporated | Significant Impact | No Impact |

interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?

Response: Project will not deplete groundwater supplies. Upon development, the project will be evaluated to determine impacts on existing water services. Uses proposed would be primarily retail/service in nature and would not involve heavy usage of groundwater.

c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?

| | | | |
|--------------------------|--------------------------|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--------------------------|--------------------------|--------------------------|-------------------------------------|

Response: No such resources are located on or near the Project site.

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|--------------------------------|--|-------------------------------------|-------------------------------------|
| d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site? <i>Response:</i> Project will not result in the substantial alteration of existing drainage patterns. Future development will undergo drainage plan review to ensure development will not result in excess surface runoff. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| e) Create or contribute runoff water which would exceed the capacity of existing or planned storm water drainage systems or provide substantial additional sources of polluted runoff? <i>Response:</i> Project will not result in the creation of runoff water which would exceed the capacity of existing or planned drainage systems. Future development will undergo drainage plan review to ensure development will not result in excess surface runoff. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| f) Otherwise substantially degrade water quality? <i>Response:</i> Project will not degrade water quality. Future development will connect to existing sources. Future uses would be service/retail in nature and would not involve significant production of hazardous substances that could degrade water quality. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| g) Place housing within a 100-year flood hazard area as mapped on a Federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map? <i>Response:</i> Though a majority of the Project sites are located within a 100-year flood plain, the Project will not result in the creation of new housing. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| h) Place within a 100-year flood hazard area structures which would impede or redirect flood | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|---|---|---|-------------------------------------|
| flows? | | | | |
| <i>Response:</i> A majority of the Project sites are located within a 100-year flood plain. The Project itself would not impede or redirect flood flows. Future development will be required to undergo planning and building review, which will ensure that no flood flows will be negatively affected. | | | | |
| i) Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Project is located within a 100-year flood plain, thus potentially exposing people or structures to risk of loss, injury, or death involving flooding. Structures will be built to City Standards, to ensure highest safe construction practices. | | | | |
| j) Inundation by seiche, tsunami, or mudflow? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Project will not result in inundation due to seiche, tsunami, or mudflow. No large bodies of water are located within the vicinity of the project site. | | | | |
| X. LAND USE AND PLANNING. Would the project: | | | | |
| a) Physically divide an established community? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Project will not result in division of established communities. The project does not create any artificial boundaries or split sites that would separate the properties from surrounding areas. | | | | |
| b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> The Project was filed to minimize | | | | |

| Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|---|---|----------------------|
|---|---|---|----------------------|

potential conflicts with the General Plan and Zoning. The Project is consistent with the overall goals and intent of the General Plan; however, the Project does result in potential conflicts relating to the location of the site outside of specified areas designated for residential conversion. An inconsistency with a plan is not by itself a significant environmental impact; the inconsistency would have to relate to an environmental impact to be considered significant. Therefore, the impacts to Land Use and Planning are determined to be less than significant.

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|--------------------------------------|--|------------------------------------|-------------------------------------|
| c) Conflict with any applicable habitat conservation plan or natural community conservation plan? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Response: Project does not conflict with any habitat or conservation plans as none exist for the site

. The Project is located within an urbanized area.

XI. MINERAL RESOURCES. Would the project:

| | | | | |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the State? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Response: No mineral resources are known to be located within the City of Dinuba.

| | | | | |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|

Response: No known mineral resources are located within the City of Dinuba.

XII. NOISE -- Would the project result in:

| | | | | |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|
| a) Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: Project will not result in creation of excess noise. All future development will be required to comply with existing Noise Ordinance standards.

| | | | | |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|
| b) Exposure of persons to or generation of excessive ground borne vibration or ground borne noise levels? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: Project will not result in the creation of excess noise due to ground borne vibrations/noise levels. All future uses will be required to comply with existing Noise Ordinance standards.

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|--------------------------------|--|-------------------------------------|-------------------------------------|
| c) A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Project will not result in creation of excess noise. All future uses will be required to comply with existing Noise Ordinance standards. | | | | |
| d) A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> The Project itself will not result in a temporary increase of noise levels. However, future development as a result of the Project could result in noise associated with construction activity. Such noise will occur intermittently throughout construction. All uses will be required to comply with existing Noise Ordinance standards, which include limits on times in which construction associated noise can occur. | | | | |
| e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Project is not located within an airport land use plan and is not within two miles of a public airport. | | | | |
| f) For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Project is not within the vicinity of a private airstrip. | | | | |

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|---|---|---|-------------------------------------|
| <u>XIII. POPULATION AND HOUSING.</u> Would the project: | | | | |
| a) Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Project will not involve the creation of new housing. Proposed commercial and office uses will not substantially encourage migration due to job creation. Existing adjacent residential areas are already developed. | | | | |
| b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> All existing residences were removed prior to the Project due to a road widening project unrelated to this proposal. The site currently contains no residential development. As it standards, per the 2015-2023 Dinuba Housing Element Update, sufficient replacement housing exists in Dinuba. Existing vacancy rates are considered standard in that supply is meeting demand. | | | | |
| c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> All existing residences were removed prior to the Project due to a road widening project unrelated to this proposal. The site currently contains no residential development. As it standards, per the 2015-2023 Dinuba Housing Element Update, sufficient replacement housing exists in Dinuba. Existing vacancy rates are considered standard in that supply is meeting demand. | | | | |
| <u>XIV. PUBLIC SERVICES.</u> | | | | |
| a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|---|---|---|-------------------------------------|
| physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services: | | | | |
| Fire protection? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Police protection? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Schools? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Parks? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Other public facilities? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Response: Project will not affect public facilities. Sites previously contained residences which were served adequately with utilities and protective services. Utility services and connections are currently available to the sites as they are within a highly urbanized area.

XV. RECREATION.

| | | | | |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Response: Project is not a residential use and will not increase the use of existing parks.

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|---|---|---|---|-------------------------------------|
| b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Response: The Project will not involve the construction or expansion of recreational facilities.

XVI. TRANSPORTATION/TRAFFIC. Would the project:

| | | | | |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|
| a) Conflict with an applicable plan, ordinance or policy establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: The Project will not conflict with applicable plans for the area. The Project is located adjacent to an Arterial street with ample capacity to support future development created as a result of the rezone proposal. City public improvement design standards will ensure that the size and location of improvements created as a result of development will be designed so as to help mitigate potential traffic movement conflicts.

| | | | | |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|
| b) Conflict with an applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: The Project will not conflict with applicable plans for the area. The Project is located adjacent to an Arterial street with ample capacity to support future development created as a result of the rezone proposal. City public improvement design standards will ensure that the size and location of improvements created

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------|--|-------------------------------------|-------------------------------------|
| as a result of development will be designed so as to help mitigate potential traffic movement conflicts. | | | | |
| c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that result in substantial safety risks? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Project will have no impact on air traffic patterns. No airports are within the vicinity of the proposal. Height limits listed within the Dinuba Municipal Code would also prevent the construction of structures that could affect air traffic patterns. | | | | |
| d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Project will not result in the creation of hazards and/or dangerous design features. Design Guidelines are included in the Dinuba Municipal Code that ensures development that is safe and compatible with the surrounding environment. City public improvement standards will ensure that the size and location of new drive approaches, as well as other improvements created as a result of development, will be designed so as to help mitigate potential traffic movement conflicts. | | | | |
| e) Result in inadequate emergency access? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> The Project sites have adequate emergency access to Alta Avenue and an existing alley adjacent to the west of the project sites. | | | | |
| f) Conflict with adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> The Project does not conflict with any adopted public transit, bicycle, or pedestrian | | | | |

| | | | |
|---|---|---|----------------------|
| | Less Than Significant | | |
| Potentially Significant Impact | with Mitigation Incorporated | Less Than Significant Impact | No Impact |

plans or policies for the Alta Avenue corridor.

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------|--|-------------------------------------|-------------------------------------|
| <u>XVII. UTILITIES AND SERVICE SYSTEMS.</u> | | | | |
| Would the project: | | | | |
| a) Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Response:</i> Project will not result in the creation of wastewater in excess of normal amounts for future commercial/office uses. Future uses will be evaluated at time of proposal for potential water quality impacts. | | | | |
| b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Project will not involve the construction of new treatment facilities. Treatment facilities were able to support structures previously located onsite. | | | | |
| c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Project will not result in creation of new storm water facilities. Treatment facilities were able to support structures previously located onsite. | | | | |
| d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <i>Response:</i> Sufficient water supplies are available to serve the Project along N. Alta Avenue. Treatment facilities were able to support structures previously located onsite. No new resources will be required. | | | | |
| e) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

| Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--------------------------------------|--|------------------------------------|--------------|
|--------------------------------------|--|------------------------------------|--------------|

the project’s projected demand in addition to the provider’s existing commitments?

Response: The existing wastewater treatment provider (City of Dinuba) has adequate capacity to serve the Project’s projected demand. Treatment facilities were able to support structures previously located onsite.

| | | | | |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|
| f) Be served by a landfill with sufficient permitted capacity to accommodate the project’s solid waste disposal needs? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: Project will not result in waste in excess of current landfill capacities. Future developments will be evaluated at time of proposal for potential landfill impacts.

| | | | | |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| g) Comply with Federal, State, and local statutes and regulations related to solid waste? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|

Response: Project will comply with all existing mandates for solid waste as required by the City of Dinuba. Future developments will also be evaluated at time of proposal for solid waste compliance.

XVIII. MANDATORY FINDINGS OF SIGNIFICANCE.

| | | | | |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|
| a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: Project will not result in the degradation of the environment or biological resources. All potential impacts are considered less than significant due to the Project’s location in a highly urbanized area. Future development created as a result of the rezone will be evaluated at time of proposal for potential environmental impacts.

| | Potentially Significant Impact | Less Than Significant with Mitigation Incorporated | Less Than Significant Impact | No Impact |
|--|--------------------------------------|--|-------------------------------------|--------------------------|
| b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Response: Project will not result in cumulative effects resulting in substantial impacts. All potential impacts are considered less than significant due to the Project's location in a highly urbanized area. Future development created as a result of the rezone will be evaluated at time of proposal for potential environmental impacts.

| | | | | |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|
| c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|

Response: Project does not involve creation of substantial adverse effects on humans directly or indirectly. All potential impacts are considered less than significant due to the Project's location in a highly urbanized area.

Attachment 'D'



Planning Commission Report

Planning Commission Meeting: June 7, 2016
Department: Engineering & Planning Services

To: Dinuba Planning Commission

From: Cristobal Carrillo, Planner II
Ph: 559.591.5924, ext. 104
Email: ccarrillo@dinuba.ca.gov

Subject: Public Hearing to consider Application No. 2016-06, an application for a General Plan Amendment and Zone Change for two properties located on the west side of Alta Avenue, between El Monte Way and Franklin Way.

RECOMMENDED ACTION

It is requested that the Planning Commission conduct a public hearing to take testimony regarding Application No. 2016-06. Following the public hearing, it is requested that the Planning Commission consider adoption of Resolution No. 1038, recommending approval of the Zone Change and General Plan Amendment to the Dinuba City Council. Staff recommends that Application No. 2016-06 be approved as presented herein.

PROPOSAL

The Applicant proposes an amendment to the 2008 Dinuba General Plan to change the General Plan designation of the subject properties from "Residential – Medium" and "Commercial – Community" to "Commercial – General", and amend the Zoning Map to rezone the properties from R-1-6 (Single Family Residential, 6,000 sq. ft. minimum) to C-4 (General Commercial).

APPLICANT Angel Speed L.P., 1155 W. Shaw Avenue, #104, Fresno CA 93711

LOCATION 167 and 189 N. Alta Avenue, Dinuba CA 93618, located on the southwest corner of Alta Avenue and Franklin Way.

APNs 014-063-009, 029

SITE SIZE 167 N. Alta Avenue – 6,181 sq. ft.
189 N. Alta Avenue – 8,362 sq. ft.

Total Site Area – Approximately 13,799 sq. ft. / .32 acres

EXISTING ZONING: R-1-6

REQUESTED ZONING: C-4

EXISTING GENERAL PLAN Residential – Medium and Commercial – Community

REQUESTED GENERAL PLAN DESIGNATION Commercial – General

EXISTING LAND USE Vacant properties, formerly single family residences removed due to the Avenue 416/Road 80 Intersection Project and the El Monte Way Widening Project.

ADJACENT LAND USES, ZONING, AND GENERAL PLAN DESIGNATIONS

| <u>Direction</u> | <u>Current Use</u> | <u>Zoning</u> | <u>General Plan</u> |
|------------------|---|---------------------------------|--|
| North | Single family residential | R-1-6 | Residential – Medium |
| South | Dinuba BBQ | C-3 (Community Commercial) | Commercial – Community |
| East | Single family residential, vacant commercial property | C-3, PO (Professional Office) | Commercial – Community Professional Office |
| West | Single family residential, vacant commercial property | R-1-6, C-4 (General Commercial) | Residential Medium, Commercial - General |

HISTORY

The project sites were previously used for single family residential uses. Due to the Avenue 416/Road 80 Intersection Project and El Monte Way Widening Project, all residences on the properties were removed. The properties were acquired by the City of Dinuba and were subsequently sold to the Applicant in 2016.

Angel Speed L.P. submitted a Rezone application on March 17, 2016, in order to develop commercial uses (office, retail, and restaurant) onsite.

ANALYSIS

In order for a Zone Change and General Plan Amendment application to be approved, it must comply with the Elements of the Dinuba General Plan. Analysis of the application in relation to the General Plan is as follows:

Land Use

The Project sites contain no structures. The change in zoning would not affect any existing uses or create conditions that are non-conforming. Furthermore, Section 1.3 (Commercial Land Use) of the Land Use Element encourages the placement of General Commercial areas along arterials streets. The projects location along Alta Avenue, just north of El Monte Way, makes it well suited for a General Commercial designation, and thus compliant with the Land Use Element.

Circulation

The proposal would not result in the alteration of existing streets as it would only affect land use designations. The project site is located along Alta Avenue, a main Arterial street, Franklin Avenue, a two lane local street, and an alley to the west. All improvements related to the Avenue 416/Road 80 Intersection Project and El Monte Way Widening Project have been completed. As a result, all roads have ample capacity to support future development created as a result of the rezone proposal. City public improvement design standards will ensure that the size and location of improvements created as a result of development will be designed so as to help mitigate potential traffic movement conflicts.

Given the above, the proposal complies with the Circulation Element and is not expected to put undue strain on street facilities.

Open Space, Conservation and Recreation

The Project sites are not used for any agricultural or recreational purposes, and are located within a highly urbanized area. No biological resources of note are located on or adjacent to the sites. As such, the proposal will not negatively affect pre-existing open space or recreation areas.

Urban Boundaries

The proposal complies with the Urban Boundaries Element as it does not affect existing City boundaries and will not result in “leap-frog” development. The proposal is located within existing City Limits.

Urban Design

The Applicant proposes the eventual development of a commercial building on the project site, for use as an office, restaurant, or retail facility. Upon submittal of an official proposal, development would be reviewed by the Dinuba Development Review Committee, which will ensure that any new structure is in compliance with the Urban Design Element. A Rezone and General Plan Amendment in and of itself does not affect urban design, so the proposal is considered in compliance with the Urban Design Element.

Noise

The Project itself will not result in creation of excess noise as it only affects land use designations. The proposal is therefore in compliance with the Noise Element. Future development will be required to comply with existing Noise Ordinance standards, which regulate regular uses as well as temporary noise due to construction.

Public Services and Facilities

The rezone proposal itself does not involve the creation of new facilities; thereby it will not affect existing public facilities. Upon the construction of new development, the developer will be required to work with the City in order to meet City infrastructure requirements. This will be achieved through the Site Plan Review and building permit processes. Sewer and water services are currently available for connection along Alta Avenue, Franklin Way, and the existing adjacent alley.

Safety

The safety and general well-being of the public is not expected to decrease as a result of the proposal. Public safety could potentially increase due to the possible presence of surveillance equipment on future commercial developments.

The sites are not located near any areas prone to natural disasters, though they are located within a 100-year flood plain (Flood Zone AO1). The Project itself would not impede or redirect flood flows. Future development will be required to undergo planning and building review, which will ensure that no flood flows will be negatively affected and that potential damage due to flooding is reduced.

Housing

Appendix C (Maps of Available Vacant Land Inventory within Redevelopment Areas and City Limits) of the recently certified 2015-2023 Dinuba Housing Element catalogues vacant property available for residential development. The appendix provides a figure for the “realistic capacity” for each site (i.e. how many units a property could reasonable support). The project sites are listed in this inventory as available residential parcels. For the project sites the realistic capacity was determined to be one total unit. This is partly the result of one of the sites being designed for commercial use by the General Plan.

Chapter 6 (Residential Land Resources) of the Housing Element analyzes the information provided in Appendix C, in order to devise a proper plan for future housing needs. In the chapter, it is determined that Dinuba contains “...sufficient available land within the City Limits that is currently suitable for residential development with readily accessible infrastructure to accommodate 4,041 additional residential units, based on realistic capacity.” (2015-2023 Dinuba Housing Element, Section 6.1). The conversion of the project sites from residential to commercial would only result in the loss of 1 potential residential unit, leaving the total realistic capacity for the City of Dinuba at 4,040 residential units. This decrease is not considered significant and would not hurt the overall development potential of the City.

PUBLIC COMMENT

Public comment was e-mailed to City Staff from Joseph Puig regarding possible effects of commercial development to his mother’s property, at 152 W. Franklin Way, adjacent to the west of the Project site. Puig stated that future commercial development could result in damage to his mother’s property and quality of life through impacts from vehicle/foot traffic, construction activity, noise, and alley access. Puig expressed particular concern over alley access, as his mother’s garage is only accessible through the alley. He also requested whether his mother could seek damages as a result of dust from construction and nearby vacant sites created by road widening projects.

Staff spoke with Puig over the phone on May 31, 2016 and provided information stating any new development would be required to comply with development standards listed within the Dinuba Municipal Code. This would include limitations on noise production, setbacks, reduction of glare onto adjacent properties, and construction of a six foot block wall along the boundary shared with a residential district. Staff also stated that a Condition would be included in the Resolution requiring the Applicant and future developers to keep the alley free from obstructions at all times. Puig stated that these conditions would take care of the majority of his concerns.

Staff also stated that Puig would not be able to seek damages from the Applicant on this Project for past damages due to dust. He was advised to contact Dinuba City Hall if he wished to file a claim against road widening projects.

CONSULTATIONS

| <u>Department/Agency</u> | <u>Date</u> | <u>Comments Provided</u> |
|--------------------------------------|------------------|--------------------------|
| Dinuba Office of City Manager | 5/11/16 | No comment. |
| Dinuba Fire Department | 5/19/16 | No comment. |
| Dinuba Parks & Community Services | --- | --- |
| Dinuba Police Department | 5/12/16, 5/23/16 | No comment. |
| Dinuba Public Works Department | | |
| Public Works Director | 5/19/16 | No comment. |
| Building Official | 6/2/16 | See below. |
| City Engineer | --- | --- |
| WWRF Supervisor | --- | --- |
| PW Superintendent | --- | --- |
| Tulare Co. Assessor | --- | --- |
| Tulare Co. Resource Management | --- | --- |
| Dinuba Unified School District | --- | --- |
| CA Department of Fish & Game | --- | --- |
| Caltrans Dist. 5 | 5/18/16, 5/19/16 | No comment. |
| Alta Irrigation District | --- | --- |
| Valley Air District | 5/17/16 | See below. |
| Northern Valley Yokuts | --- | --- |
| Torres Martinez Desert | --- | --- |
| Cahuilla Indians | --- | --- |
| Regional Water Quality Control Board | --- | --- |
| State Clearinghouse | --- | --- |

Consultation requests were sent to various City Departments and relevant outside agencies. Comments were received from Sharla Yang, Valley Air District, and Rick Hartley, Dinuba Building Official. The comments are summarized below:

Valley Air District

- Yang provided comments stating that future development could potentially require further review. Yang requested the addition of conditions requiring the Applicant to consult with the Valley Air District prior to approval of any structures to be constructed on the project site, and to abide by any applicable District rules.

Dinuba Building Official

- Hartley cited Dinuba Municipal Code (DMC) standards for future development. These include a requirement to install a block wall along the western boundary, compliance with DMC and FEMA flood zone regulations, and design standards for street approaches. All recommendations are not appropriate for a Rezone proposal as this would simply change the land use designation. Hartley’s recommendations will be applied at the time an official development proposal is submitted.

All relevant conditions have been included in the project Resolution.

ACCESS

| <u>Street</u> | <u>Classification</u> | <u>Existing ROW</u> | <u>Planned ROW</u> |
|---------------|-----------------------|---------------------|--------------------|
| Alta Avenue | Arterial | 80 feet | 104 – 119 feet |
| Franklin Way | Local | | |

Access to the site would be provided through Alta Avenue, a main Arterial thoroughfare, with some access through Franklin Way. This proposal itself will have no impact on traffic, but would result in eventual development that may have impacts. All new development proposals are evaluated by either the Dinuba Development Review Committee, or the Planning Commission, depending on the use proposed. Traffic impacts as a result of new development will be analyzed and mitigated at the time of review.

ENVIRONMENTAL ASSESSMENT

Per the California Environmental Quality Act (CEQA), a Negative Declaration was prepared and circulated by City of Dinuba Public Works Staff for public/agency review commencing on May 5, 2016 and closing on June 3, 2016. The Negative Declaration indicated “Less Than Significant Impacts” to Aesthetics, Cultural Resources, Land Use/Planning, Noise, Fire Protection Services, and Transportation/Traffic.

Comments were received from the San Joaquin Valley Air Pollution Control District (SJVAPCD) requiring the Applicant and future developers to comply with district rules no later than applying for final discretionary approval/building permits from the City. The Condition was included in the project Resolution.

The City Council, as the decision making body, will be required to determine the adequacy of the Negative Declaration and, if approved, must then direct staff to file a Notice of Determination with the Tulare County Clerk’s Office.

FINANCIAL IMPACT

Costs associated with the updating of the General Plan and Zoning Maps are included in the fees collected from the Applicant.

ATTACHMENT “E”

**PUBLIC COMMENT FROM JOSEPH PUIG
MAY 30, 2016**

From: Tony
To: Cristobal Carrillo
Cc: falcon7276@yahoo.com John Puig
Subject: Rezone Application No. 2016-06
Date: Monday, May 30, 2016 11:34:56 AM

Mr. Carrillo.

I am writing concerning the Rezone Application # 2016-06, Location 167 and 189, N. Alta Ave, APN 014-063-009,029 and the Notice of Public Hearing for June 2, 2016.

This hearing on the request to rezone from Residential Single Family to General Commercial will greatly impact my mother, Mrs. Medina, who lives at 152 W. Franklin. Her home is adjacent to the Lots being considered for the rezone and our family is concerned about my mothers quality of life and safety, along with possible damage to her property, if the proposed changes to Commercial are approved. We understand the need for progress in Dinuba but it would be better for our mother if these lots stayed residential as she would then have neighbors and not vehicle or foot traffic from businesses next door.

My mother, along with the other families in the neighborhood, have already experienced quite a bit of discomfort and inconvenience from the widening project of El Monte and N. Alta Avenues. The proposed changes to the above Lots and the construction that will ensue if approved will continue this impact on the quality of life for the residents.

We are concerned as well about the plans to protect my mothers property from construction damage, from noise, from vehicle traffic etc. if these changes are approved and businesses do move in. My mothers garage doors face these two lots and we wonder how my mother will have access to her property during and after construction if the lots are rezoned.

It is our hope that the City of Dinuba has considered these basic questions and will give the residents impacted by the proposed changes the consideration they deserve.

My mother, Mrs. Medina, and her son, Mr. John Puig will be attending the meeting on June 7. It would be greatly appreciated if our questions and concerns about the rezone, the applicant who is requesting it, and the impact it will have on my mother and the other residents could be discussed.

If there is a general plan that you could pass on to me regarding this rezone and the applicant I would appreciate it as well.

We are very concerned and any help you can provide is greatly appreciated. I can be reached at this email or at jpuig@gpo.gov.
I have CC,d my brother on this email and he can be reached at that address.

Thank you.
Joseph Puig
703-869-9378

Sent from my iPad