

COUNCIL MEMBERS PRESENT: Harness, Smith, Hinesly, Morales, Gonzalez

STAFF MEMBERS PRESENT: Anderson, Barkley, Beltran, Carrillo, McCloskey, Nunes,  
Popovich, Thompson, Todd, Uota

#### CALL TO ORDER

The meeting was called to order at 7:29 pm.

#### INVOCATION

The invocation was led by Chaplain Susee.

#### COMMUNITY RECOGNITION & APPRECIATION

##### 3.1. Tribes 12-Under Team – State Champions & World Series Champions

Jason Miller, President of the Tribes Program was present with team members. He reported the teams consist of 50-60 young women ages 8-16. Practice for the teams is year-round, the cost is \$500 per player per season. The Board and Coaches are volunteers. Miller said the program is meant to encourage young women to be a positive influence and role models. They learn how to work and to be on a team as well as encouraged with a “never give up attitude.”

Miller said he was excited to hear about the sports recreation areas discussed earlier. He explained the Tribes program needs help with access to sports facilities and added that many times they must share fields with other programs. Miller commended staff and Council for their hard work and community efforts.

Rene Garza, Vice President of the Dinuba Tribes said he also serves as an assistant Coach for Tribes team. He recognized Coaches Isauro Villarreal, Javier Lazoya, Sam Lazoya. Garza said that some of the coaches are parents of the girls. He gave a summary of the 2013 season and shared a video of the program.

Garza said the girls are our future. He then presented Director Carrillo with an autographed softball in appreciation for his work and support of the program. Garza commended Carrillo and his staff.

Mayor Hinesly declared a break for photo ops.

#### BREAK

The break was declared at 7:58 pm.

#### RECONVENE FROM BREAK

Mayor Hinesly reconvened the meeting at 8:10 pm.

#### PUBLIC COMMENT

##### 4.1. Unscheduled

Mayor Hinesly read into the record the guidelines for public comment as printed on the agenda.

Sal Medina, 2099 E El Monte Way, was present to say he has an MMA event scheduled for October 25 at The Island. Medina said he was informed by Chief Popovich that he needs to have 2 police officers scheduled to patrol the event. Medina said he has a private security firm scheduled for the event. He said that a similar event was held at another venue within the city and the requirements imposed on him were not imposed on that venue. Medina asked the Council where the Chief's direction is coming from. He asked what he can do to "fix the problem."

Chief Popovich said Medina has a Conditional Use Permit that he needs to abide by which requires him to share information with the chief 30 days in advance of the event which was not done. Chief Popovich said he had to seek out Medina to find out about the event because he heard about it by other means. After review of the event, Chief Popovich said he found that several conditions were met but he still feels that 2 officers should be there. Chief Popovich said Medina will have 5 security guards but due to the nature of the event, he can reduce the security guards by 2 and utilize two officers in their place.

Medina said he does not feel it is fair. He apologized that he didn't see the 30 day notification to the Chief is required.

Chief Popovich said it's not his intention to be unfair to Medina but he feels Medina needs to work with him and adhere to the CUP. The cost is \$50 per hour for two officers for 7 hours each officer and he added, he feels that it's safer for the residents and for Medina to have the 2 officers at the event. As we progress further down the road it can be assessed as to whether or not this security is warranted. Chief Popovich said once again, Medina did not inform him of the event as required per his CUP. He added, "We are actually going outside the requirements by allowing the MMA event."

Mayor Hinesly said Medina said he was being singled out and another business was not required to do so for a similar event.

Chief Popovich said he is probably referring to the Memorial Building and they had 4 officers assigned to that event.

Medina said he runs a clean business and he has had other events like this. He was only required to have 2 security guards and no officers.

Mayor Hinesly said the Council cannot take action because the item is not on the agenda.

Medina said he's aware of that but he just wanted to advise the Council to see if there is something that could be done about it. He said he also wanted to say that he wants to be phone called about the events. He doesn't want staff calling his promoters. Medina said he wants to be called directly.

Ed Abair, 696 Northridge, addressed not the City Council but the petitioners advocating recall. He read his comments into the record.

Robert Cervantes responded to Abair's comments.

#### WARRANT REGISTER

##### 5.1. Approval –Warrant Register, October 11, 18, 2013

*A request that the City Council review and approve the warrant register*

It was motioned by Council Member Harness, second by Council Member Smith, to approve the warrant register as presented.

AYES: Harness, Smith, Hinesly, Morales, Gonzalez  
NOES: None  
ABSTAIN: None  
ABSENT: None

#### MAYOR'S MINUTE

##### 6.1. Correspondence from Senator Alex Padilla, 20<sup>th</sup> District, SB 405

Mayor Hinesly addressed the correspondence from Senator Alex Padilla for SB 405 having to do with single use of plastic bags in California. She reported that the correspondence is a request to cities for support of his effort to regulate the plastic bags.

Council Member Morales said bay area stores no longer have bags for shoppers unless they are purchased at the store. Here at home there are bags strewn everywhere and it's very messy.

City Manager Todd said if the Council is interested in supporting the Bill there probably should be a public hearing with local businesses and other interested parties to gather public input.

Council discussion followed.

Mayor Hinesly directed staff to put something together to plan a public forum and invite the stake holders.

##### 6.2. Veteran's Day Proclamation No 2013-15

Mayor Hinesly said the proclamation will be read at the Smith Mountain Veterans event on November 11.

Mayor Hinesly read the Veterans' Day proclamation into the record.

##### 6.3. 12<sup>th</sup> Annual Veterans Dinner, November 1; 6:00-9:00 pm at Orosi Memorial Hall

Mayor Hinesly said this is an invitation to attend the Veterans Dinner in Orosi. There is no cost to veterans to attend.

6.4. Local Motion Awards Luncheon, October 31; 11:30 am at Visalia Convention Center

Director Beltran explained details of the annual event. She and other staff members are planning to attend.

6.5. Information Sharing

Mayor Hinesly said she and Council Member Morales attended the Ruiz 4 Kids fundraiser event. She said there was less than half in attendance from last year. Despite the lower attendance number, they managed to raise \$70,000 or \$80,0000 more than last year in part due to prior pledges. Mayor Hinesly reported there was good entertainment and good food. Marion Danza received the CASA award.

Mayor Hinesly said the Bark for Life event was a huge success. She said it was a different environment, a good event. Raffle prize money goes back into the pot to develop the dog park. The dog registration monies will be a donation to the American Cancer Society. She said organizers were able to turn in to ACS \$1,000 on behalf of Relay for Life.

COUNCIL COMMENTS

7.1. Information Sharing

Council Member Gonzalez said he attended Bark for Life and enjoyed the event.

PUBLIC HEARING

8.1. Dinuba/Chevron Phase II Solar Program, Resolution No 2013-33 (continued from 10/08/13)

Engineer Uota said he would like to read the response to comments that were brought forward at the meeting on October 8 during the public hearing; and, he added, this is a continued public hearing from that date.

Engineer Uota read the responses to the October 8, 2013 comments.

1. Comment -The proposed project is a cost for the City and the taxpayers of Dinuba.

Response -This project is financed using third party funds and all costs are paid with energy savings produced by the solar installations installed.

2. Comment -The City will have annual payments for this program for the next 20 years.

Response -Debt service payments will be made each year for the 20 year financing term. The debt service payments will be made with energy savings provided by the Project. Each year the City will enjoy a net program savings of approximately \$170,000 or \$3.4 million over the 20 year term.

3. Comment - The City will have payments of over \$1 million/yr. for the last four years of debt service. Response -The actual debt service payments for the last four years of debt service amount to \$3,665,416. Debt service payments escalate based on the assumption that utility rates will escalate annually; therefore, savings will be greater and payments; therefore, can be larger. Again, these payments are covered through energy savings.

4. Comment -With debt service payments for 20 years, the solar technologies will surely be obsolete by that time.

Response -The basic solar cell technology has been used for more than 20 years. Solar cells/modules are not the same as computer technology which is frequently used to support this comment. Solar panels are warranted by the manufacturer for 25 years. If during the debt service a technology is developed that is superior and generates savings that will pay for themselves by replacing older technology, Chevron will recommend the new technology be installed.

5. Comment -There's no energy guarantee included in the Chevron contract. Response-The Chevron contract has not been negotiated. Staff has asked and Chevron is willing to provide a guarantee for the Project. Staff has recently reviewed the projected and actual performance of the Chevron Phase 1 solar project installed at the City's Wastewater Reclamation Facility. The actual savings received from that Chevron installation have exceeded the initial projections.

6. Comment -kW Engineering lists Chevron as a client on their webpage. Response - Chevron is the largest company with headquarters located in California. With facilities throughout the world, Chevron needs consultant engineers to assist on projects. It is difficult to find a highly qualified energy engineering consultant firm that has not done some work for Chevron. Most companies who have worked with Chevron list them as a client. Working with Chevron is considered an important part of any company's client list.

7. Comment- Chevron is paying for the kW Engineering study. Response-The City contracted (not to exceed fee of \$7,300) with kW Engineering to review the Solar project. Chevron provided detailed information to kW Engineering to complete their review. Since the Solar project is a paid from project savings, the City has included the cost of the review in the administrative costs to implement the program. Therefore, if the City moves forward with the Solar program the energy savings will reimburse the City for their out of pocket expense. If the City does not move forward with the program the City will pay kW Engineering using City funds.

8. Comment - Chevron has not provided any project cost breakdowns. Response - The City contracted with kW Engineering to review the Project cost. Chevron solicited proposals and bids from suppliers and local and regional subcontractors and provided a detailed breakout of costs for their review. The total dollar amount attributed to local area contractors is approximately \$2,500,000. The kW Engineering findings stated that the Project is market based. Chevron is offering a guaranteed maximum price for in scope items. There were no change orders from Chevron on the City's Phase 1 Solar Project. kW Engineering used pricing information provided by solar project developers which was indicated on their applications to the utility solar incentives. Many solar projects involve

change orders from solar developers as the project is installed. Therefore, the matrix used by kW Engineering does not include final project installed change orders.

9. Comment-How much profit is Chevron making on this Project?

Response -The detailed energy cost breakdown reviewed by kW Engineering shows that Chevron's profit on this Project is expected to be \$384,610 or 4.72% of total Project cost.

10. Comment -Why has Chevron shown a Project cash flow of 30 years? Response - Solar panels are warranted by the manufacturer for 25 years. If the panel fails during that period the manufacturer will replace the panels. Panel production will decline over the 25 years life. Industry standards for this reduced production are 0.05%/yr. If panel production declined at 1%/yr. that would mean that at the end of the 25 year warranty the panels would still be producing 75% of their rated capacity. All solar produced after 20 years in the Chevron program will be producing power without debt service. It is estimated that during the last 10 years of the Project, the City will enjoy over \$17 million in energy savings without any debt service.

11. Comment -The Chevron contract states that Chevron would be the only company the City could use for maintenance of the program.

Response - The contract has not yet been negotiated or agreed to. The current contract does not state that Chevron must provide the maintenance for the life of the program. The current proposed Chevron contract states that Chevron will maintain the system for up to 10 years. However, if the City chooses at any time to have someone other than Chevron maintain the system, they are free to do so.

12. Comment- Why is the City going to sign a Chevron contract? Why doesn't the City provide the contract.

Response-Paid for savings program contracts are unique to the energy services industry which Chevron participates in. It would be extremely expensive for the City to develop its own energy savings program. Typically, Chevron customers start negotiations with their contract and over the negotiation period the contract is modified to meet the customer's needs.

13. Comment -The City should conduct a Request for Proposals from other solar providers to see if they can get a better price.

Response - It is expected that this Project will deliver a long term capital asset for the City. The City is best served by having a company which they have experience with delivering a solar project which has exceeded expectations and can be delivered on time and on budget. Furthermore, it's important that the City select a solar provider that has the capability of standing behind the Project for the expected life of the Project. There are significant costs (including possible Prevailing Wages/Benefits when SB-7 is signed by Governor) and delays for the City if it were to perform a Request for Proposals process. Chevron has completed a bid process for the entire Project construction and the financing. Currently interest rates are very favorable and the City has asked our financial advisor to review the financing bids. The advisor felt that the Chevron financing proposal was an attractive offer. It is estimated by the City that it will take at least 90 days to prepare, analyze responses, credit check bidders and conduct interviews for the RFP process. The City believes a third party review from a highly qualified energy engineering firm provide the City the assurances that they had a market based price with the Chevron proposal. Using the Chevron

reviewed pricing, savings, and financing, the City will be able to implement the program prior to next summer's utility rate increases. Additionally, California Government Code 4217 permits public sector customers to sole source energy projects so that these energy savings projects can be implemented in a timely fashion.

14. Comment -You need to take a hard look at this Chevron contract.

Response -The agenda item before the council during the October 8th public hearing was to authorize the City Manager to negotiate and execute an energy services agreement with Chevron. If the City Council approves that staff request, the City and Chevron will engage in negotiations to develop the final terms and conditions of the contract which the City Manager would then execute.

15. Comment-The Chevron contract states that the solar inverters are warranted for 15 years. The program debt service has a term of 20 years. If the inverters fail after the 15th year, the City will have five years of debt service without any savings.

Response -We have contacted Chevron regarding this comment and they are willing to provide a 20 year warranty if the City requests that in the contract negotiations. END OF COMMENTS / RESPONSES

Council Member Gonzalez said he was given some numbers to call people who supposedly had done business with Chevron. He said none of the people he called had anything negative to say about Chevron.

Council Member Smith said he came to the same conclusions as Gonzalez.

Vice Mayor Morales said he wasn't clear on the School District's experience but he said even the School Board did not seem unhappy with Chevron.

Mayor Hinesly opened the public hearing in regard to Dinuba Phase II Solar Program.

Ed Abair, 696 Northridge Drive, asked has there been previous consideration of vandalism and insurance for vandalism for solar projects.

Attorney McCloskey said the City is insured through our RMA.

Engineer Uota said there was discussion and concern especially at the wastewater plant particularly once staff leaves the plant. There has not been any vandalism or damage of the current solar project. He said he cannot explain why particularly since there has been vandalism in other cities.

Larry Baebler, Chevron Energy Solutions, said he recently presented information in regard to vandalism at a conference where there were 100 plus school districts represented. He said he often gets this question. He said he asked the group how many people have solar systems. About 2/3 of them have or are aware of a solar system. There were none there who had experienced vandalism. That was tantamount to the question. He explained some mitigating factors in regard to panels.

Robert Cervantes asked Engineer Uota how many years the loan will be financed.

Engineer Uota responded "20 years."

Cervantes asked if leasing the panels was ever considered.

Council Member Smith said we have a project at the sewer farm and it's been working fine.

Mayor Hinesly said her position is that it's like leasing a car you still have to maintain it and have it repaired occasionally.

Cervantes said there are a lot of items that won't be covered.

Ed Abair asked Baebler how long Chevron has been doing solar projects and how many times has a solar installation failed in that time?

Baebler said Chevron has been doing this for over 20 years on Chevron facilities and 13 years in the public sector. Baebler reported that none have ever failed.

Josie Martinez 1493 E Olive Way, asked why rates are being raised again. It was determined her reference was to PG&E rates not city utility rates.

Council Member Harness said his concerns don't have anything to do with Chevron. His concerns are with the financing at the end of year 20. We will have paid \$14 million for the project. He said he feels even more so that we have the ability to distribute the savings and there's no guarantee to get in the Tariff program.

Council Member Smith said in the first project we were told the panels are only good for 20 to 25 years. Chevron has been doing this for a long time. Smith said what he is being asked is why are we not doing an RFP. He asked questions about the panels proposed for the project.

Baebler requested that Jonathan Brown, Senior Project Manager, address the questions being asked about the panels.

Brown said the panels are from Anaheim California. The panels are identified and ranked for municipal projects; he assured the Council they use the good panels. He explained the system and how it works.

Council Member Smith asked even so, they won't be any good in 20 or 25 years.

Brown said the panels are monitored every 15 minutes for any problems or even for power production. Brown said the panels will work for many years but at the end of the 20-25 years they won't be putting out as much energy as they do at first.

Discussion followed.

Baebler said the problem with leasing the equipment is that you never own anything. He explained for the last 10 years of the debt service you will earn \$17 million for the tax payers. You are looking out for both short term and long term residents. He explained how the lease program works. Baebler said earlier in the day, a project was closed at a lower than projected interest rate. He explained the process should the Council approve the negotiation of the contract.

Mayor Smith asked Deputy City Manager Nunes to explain the Tariff.

Mayor Hinesly asked first of all we must commit to the solar project. Is that correct?

Baebler said yes.

Mayor Hinesly said that if we should not be awarded the program we would be grandfathered in?

Baebler said yes. He added once a commitment is made, Chevron will make the move to get it moving quickly. If we're not successful in getting into the program it would be downsized and it would not commit the City to the \$8 million project.

Nunes explained the Tariff program.

Robert Cervantes asked about the City Charter and asked if the Council is going against its own Charter.

City Attorney McCloskey read a section of the Charter about sole source providers into the record. He said staff is requesting that the Council find Chevron as a sole source provider.

Council Member Smith asked how is Chevron a sole source if there are other projects that are being done here.

McCloskey said those are turnkey projects. A lot of people make solar panels but it's not just solar panels that are being purchased with this project. It includes engineering, its many things. They have been doing this for 20 years.

Council Member Smith asked if we went out on the first project and McCloskey said no. They are guaranteeing the savings here other companies wouldn't do that. Smith asked what is being guaranteed.

Baebler said they are prepared to guarantee the production of the solar energy. There will be many checks and balances and to prove Chevron's guarantee, is the performance and 98% or better of their systems are performing. PG&E is watching what is beneficial too. Chevron has been lobbying to allow municipalities low energy solar projects.

It was motioned by Vice Mayor Morales, second by Council Member Gonzalez, to authorize the City Manager to negotiate the contract with Chevron Energy Solutions, approve the sole source acquisition and, return the final construction contract and financing contract for the City Council to consider and give final approval.

AYES: Smith, Hinesly, Morales, Gonzalez  
NOES: Harness  
ABSTAIN: None  
ABSENT: None

BREAK

Mayor Hinesly declared a break at 8:49 pm.

RECONVENE FROM BREAK

Mayor Hinesly reconvened the meeting at 8:54 pm.

CITY MANAGER

#### 9.1. Selection of Consultant for Compensation Study

Assistant City Manager Anderson reported that the City Council authorized a Compensation Study to update the City's Compensation Plan which was originally adopted in 1984. Staff consequently had published advertisements for proposals in the Dinuba Sentinel and Visalia Times Delta and a notice was posted on the City's website. In addition invitations to submit proposals were sent to classification and compensation agencies.

Six proposals have been submitted. All of the agencies appeared qualified but only three agencies were subsequently interviewed by Ed Todd, Beth Nunes, and Jayne Anderson. Although each agency could provide the same service the focus was placed on the following:

- 1) Project timelines
- 2) How they addressed stakeholders in their process
- 3) If the City "owned" the final product (e.g. a program to take us into the future, continuing support at no cost, etc.)
- 4) If they worked with cities rather than just schools, counties, and private organizations

It was found that Koff & Associates was highly qualified under these review guidelines. Koff & Associates has worked with the Cities of Tulare and Madera, along with many others throughout California. They are currently conducting a district-wide classification and compensation study for the Cutler-Orosi Joint Unified School District. Anderson said its staff recommendation the work be awarded to Koff & Associates.

The first phase will be documentation review and meetings with the project team to develop a work plan. Council input will be requested at various milestones. The study is anticipated to be completed by the end of January 2014.

A budget of \$85,000 was appropriated out of the General Fund for this study but Koff & Associates' proposal is \$26,390. The impact to the General Fund for this project is not estimated to exceed that amount.

Assistant City Manager Anderson recommended that the City Council award the Compensation study to Koff & Associates and authorize the City Manager to enter into an agreement.

The City Council discussed the item and they concurred it would be favorable to have the City Council stipends studies too.

It was motioned by Council Member Harness, second by Council Member Smith to award the bid to Koff & Associates and authorize the City Manager to enter into a contract for the services.

AYES: Harness, Smith, Hinesly, Morales, Gonzalez  
NOES: None  
ABSTAIN: None  
ABSENT: None

## 9.2. Information Sharing

Deputy City Manager Nunes said she attended the Ruiz 4 Kids fundraiser, which she said is a valuable event. She said Ruiz Foods supports our community and we should support them.

## CITY ATTORNEY

### 10.1. Senate Bill 7 Update

Attorney McCloskey said the Governor signed the Bill the good news is it's not effective until January 1, 2015.

Council Member Smith asked what it means for municipal contracts.

McCloskey said charter cities will be tied to bay area cities. The price of projects will escalate. McCloskey said prevailing wage costs is one of the main reasons we became a Charter City.

McCloskey said as we get away from cities and go toward regionalism we will see prevailing wage in our projects.

Council Member Harness left the dais at 10:07 pm.

It will increase labor and cuts down on the money supply. Contractors don't want to pay the big wages. We will likely bring back our ordinance and reconsider it but we will have to follow state law.

### 10.2. Information Sharing

None

Council Member Harness returned to the dais at 10:09 pm.

#### ENGINEERING AND PLANNING SERVICES

##### 11.1. Rejection of Bid - Dinuba Sportsplex, 201 Uruapan

Engineer Uota said this item is in regard to the Sportsplex specifically to specialty flooring. The Phase 2 Project for Sports Equipment and Specialty Flooring was advertised for bids in fall of 2013. One bid proposal was received from Vortex Construction in the amount of \$559,768. The bid amount exceeds the \$350,000 budget. Staff recommends rejecting the Vortex Construction Bid proposal. Staff will review the Phase 2 bid specifications and make necessary revisions to reduce the cost of the Project for subsequent bid advertisement.

It was motioned by Council Member Gonzales, second by Vice Mayor Morales, to authorize the rejection of the bid from Vortex Construction in the amount of \$559,768.

AYES: Harness, Smith, Hinesly, Morales, Gonzalez

NOES: None

ABSTAIN: None

ABSENT: None

##### 11.2. Award of Bid - Hazardous Materials Abatement, College Park Recreation Center, 920 College Avenue

Engineer Uota said he discussed this earlier during the joint meeting with the School Board. The former courthouse known as the College Park Recreational Center is currently vacant. Efforts to repair or remodel the facility must wait until asbestos abatement can be conducted. Items in the building such as the roof, HVAC system, the fire suppression system and exterior stucco will require work once the asbestos is abated.

As a result of a request for proposals three proposals were received from:

APC Contractors Inc \$40,200

Mold Solutions Inc \$49,700

Katch Environmental \$69,116

Staff reviewed the bids and determined that the proposal from APC Contractors Inc meets the project requirements.

\$250,000 from the General Fund has been budgeted for the project so once the \$40,200 has been expended, the remaining balance will be used toward the remainder of the project.

Engineer Uota requested that the City Council award the bid to ACP Contractors Inc for their qualified bid of \$40,200.

It was motioned by Vice Mayor Morales, second by Council Member Gonzales, to award the bid to ACP Contractors Inc for their qualified bid of \$40,200.

AYES: Harness, Smith, Hinesly, Morales, Gonzalez  
NOES: None  
ABSTAIN: None  
ABSENT: None

### 11.3. Information Sharing

None

## FINANCE SERVICES

### 12.1. Information Sharing

Finance Director Cook said City Hall staffing is down one person but recruitments are being conducted and he said he is hopeful it will be filled soon.

Cook reported that the billing credits are currently being tabulated to go out by the end of this month.

## FIRE SERVICES

### 13.1. Information Sharing

None

## PARKS & COMMUNITY SERVICES

### 14.1. Information Sharing

Community Services Director Carrillo reported that the Red Ribbon rally will be held October 28 from 4:00 -6:30 pm; the Fall Harvest Fling will also be held the same week on October 31 from 6-8 pm at Roosevelt Park; and the Christmas Parade and tree lighting ceremony will be held December 7 at the Entertainment Plaza. This year's theme is a Charlie Brown Christmas.

## POLICE SERVICES

### 15.1. Project Listen Final Report

Chief Popovich presented the report.

#### 15.2. Authorization to Apply for Grant - 2013 Zero Police Motorcycles

Chief Popovich reported that the San Joaquin Valley Air Pollution Control District has a grant program available for "New Alternative Fuel Vehicle Purchase." The grant provides federal funding directly to law enforcement agencies to purchase alternative fuel vehicles identified within the grant program, such as the 2013, ZERO Police Motorcycle.

The grant funds \$20,000.00 per vehicle and up to \$100,000.00 per grant application. The grant covers 100% funding of the purchase price for the basic police package Zero Police Motorcycle model.

Chief Popovich proposed that the City Council authorize staff to apply for a grant in the amount of \$40,000.00 to be used to purchase two new 2013 Zero Police Motorcycles to supplement the existing police motorcycle fleet the Police Department currently has. If the city's application for grant funding is approved, an additional amount, approximately \$5,000, will be required to equip the two Zero Police Motorcycles with radios not funded through the grant. The additional expense will be paid from the current Police Department budget.

Council discussion followed.

It was motioned by Vice Mayor Morales, second by Council Member Harness, to authorize staff to apply for the San Joaquin Valley Air Pollution Control District Public Benefit Grants Program "New Alternative Fuel Vehicle Purchase" grant as proposed.

AYES: Harness, Smith, Hinesly, Morales, Gonzalez  
NOES: None  
ABSTAIN: None  
ABSENT: None

#### 15.3. Information Sharing

Council Member Harness said he received a call from a concerned citizen about speeding in an area in his district and asked that the speed trailer be placed at Roberts Place and Millard Way to monitor traffic.

Chief Popovich reported that the Battle of the Badges Blood Donation event will once again occur in the Big 5 Sporting Goods parking lot on November 8 from 2:30-6:30 pm.

#### PUBLIC WORKS

#### 16.1. Authorization to Execute Tulare County Transit Pass Amendment (TPASS)

Director Beltran reported that this is a request to amend the T-Pass Agreement between the City of Dinuba and the Tulare County Association of Governments or TCAG.

The T-Pass Agreement was originally signed in July 2011 and its purpose is to provide a regional monthly pass for unlimited rides on participating Tulare County fixed route systems. The current price of \$45 is no longer sufficient to cover operating expenditures and so an amendment was proposed.

It's been estimated by participating agencies that the monthly fee should be increased incrementally over a period of several years. The current recitals in the agreement read:

“WHEREAS, the T-Pass is available for purchase for \$45 at agency outlets throughout the County”

The proposed recitals for the amendment are:

“WHEREAS, the T-Pass is available for purchase for \$50.00 at agency outlets throughout the County”

The Proposed Addition is:

“WHEREAS, the price of the T-Pass may be increased in the future by resolution of the Board of TCAG, following a public hearing regarding the same.”

There is also a small change proposed in paragraph 1 entitled “Term” of the existing agreement:

Existing: The Term of the Agreement shall be effective for fiscal year 2010/11 and continue until terminated or succeeded.

Proposed Amendment: The Term of the Agreement shall be effective from October 1, 2013 through October 1, 2014, and will continue until terminated or succeeded.

Due to limited connections with other county transit systems and the City's low fixed-route fare, T-Pass sales are low in Dinuba. In an effort to maintain consistency throughout the County transit system, staff believes the T-Pass program is worthwhile and warrants Dinuba's continued participation.

Director Beltran requested that the City Council consider and authorize staff to execute an amendment to the current T-Pass Agreement between the City of Dinuba and TCAG as proposed.

It was motioned by Council Member Harness, second by Vice Mayor Morales, to authorize staff to execute an amendment to the current T-Pass Agreement between the City of Dinuba and TCAG as proposed.

AYES: Harness, Smith, Hinesly, Morales, Gonzalez  
NOES: None  
ABSTAIN: None  
ABSENT: None

## 16.2. Information Sharing

Director Beltran reminded the City Council that the annual Fall Cleanup event will occur on Saturday at the Avenue 406 site from 7:00 am -3:00 pm.

ADJOURNMENT

The meeting was adjourned at 10:40 pm.

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Janet C. Hinesly, Mayor

ATTEST:

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Linda Barkley, Deputy City Clerk