

Date: August 10, 2015 (Monday)
Time: 6:30 p.m.
Place: City Council Chambers
350 North Valencia Blvd.
Woodlake, CA 93286

In compliance with the Americans with Disabilities Act and the California Ralph M. Brown Act, if you need special assistance to participate in this meeting, including auxiliary aids, translation requests, or other accommodations, or to be able to access this agenda and documents in the agenda packet, please contact City Hall at 559-564-8055 at least 3 days prior to the meeting.

The full agenda including staff reports and supporting materials are available at City Hall.

- I. CALL TO ORDER & WELCOME
- II. PLEDGE OF ALLEGIANCE
- III. PUBLIC COMMENTS

This portion of the meeting is reserved for persons wishing to address the Council on items within its jurisdiction but not on this agenda. NOTE: Prior to action by the Council on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.

All items on the Consent Agenda are considered to be routine and non-controversial by City staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. Items pulled from the Calendar will be considered separately.

IV. CONSENT CALENDAR –ACTION AND INFORMATION ITEMS

Request Approval of the Consent Calendar Action Items (IV. A-C)

- A. Action: Approval of Minutes of the regular meeting held on July 27, 2015 (Pages 1-6)
- B. Action: Approval of Warrants (Pages 7-31)
- C. Action: Adoption of Resolution: Approval of July 2015 Monthly Report of Investments (Pages 32-34)

V. ACTION/DISCUSSION ITEMS

- A. Action: Adoption of Resolution: Public Hearing and Notice of Intent of the Submittal of a Loan Application to the United States Department of Agriculture (USDA) for the Construction of the Woodlake Community Center
PUBLIC HEARING (Pages 35-37)
- B. Action: Adoption of Resolution: Reaffirm the Approval of Emergency Expenditures for the Development and Implementation of the City of Woodlake Well Project (Pages 38-41)
- C. Action: Adoption of Resolution: Authorizing the City to Participate in the HERO Program (Pages 42-43)
- D. Action: Adoption of Resolution: Approve the Implementation of the City of Woodlake Economic Development Board and Appoint a Councilmember to the Board (Page 44-46)
- E. Information: Ordinance Updates: Curfew, Graffiti, Mobile Food Vendors, Lawn Parking (Pages 47-67)

VI. OTHER BUSINESS

- A. Information: Items from Staff
- B. Information: Items from Council Members
- C. Request from Council Members for Future Agenda Items

VII. CLOSED SESSION

1. **PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:
Conference with legal counsel – ANTICIPATED LITIGATION (Government Code § 54956.9(d)).

Initiation of litigation (Government Code § 54956.9(d)(4)).

Number of potential cases is: 2 .

NOTICE TO THE PUBLIC

As provided in the Ralph M. Brown Act, Government Code sections 54950 et seq., the Governing Board may meet in closed session with members of its staff and its attorneys. These sessions are not open to the public and may not be attended by members of the public. The matters the Council will meet on in closed session are identified below or are those matters appropriately identified in open session as requiring immediate attention and arising after the posting of the agenda. Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1

“Documents: If distributed to the Council less than 72 hours before a regular meeting, any public records which are subject to public inspection and pertain to an open-session item on the regular meeting agenda shall be available at the following address at the time they are distributed to a majority of the Council: 350 North Valencia Boulevard, Woodlake, California 93286. Public records distributed to the Council at a public meeting will be available to the public at such meeting if they were prepared by the City.

Exemptions and details in Government Code § 54957.5 (a) shall apply.”

VIII. ADJOURN

The next scheduled City Council meeting will be held on Monday, August 24, 2015 at 6:30 p.m. at City Council Chambers located at 350 North Valencia Boulevard, Woodlake, CA 93286.

City Council:

Rudy Mendoza - Mayor

Frances Ortiz - Vice Mayor

Chuck Ray - Councilmember

Greg Gonzalez Jr. - Councilmember

Jose L. Martinez - Councilmember

PRESENT: Councilmembers Mendoza, Ortiz, Martinez & G. Gonzalez Jr.

OTHERS: Lara, Waters, Marquez, Farley and Zacarias

ABSENT: Ray

FLAG SALUTE

PUBLIC COMMENT – None

IV. CONSENT CALENDAR –ACTION AND INFORMATION ITEMS

Request Approval of the Consent Calendar Action Items (IV. A-C)

- A. Action: Approval of Minutes of the regular meeting held on July 13, 2015
- B. Action: Approval of Warrants
- C. Action: Adoption of Resolution: Authorize the City Administrator to File the Regional Surface Transportation Program (RSTP) Exchange Program Fund Claim for Fiscal Year 2014-2015 on Behalf of the City of Woodlake
**ON A MOTION BY ORTIZ, SECOND BY G. GONZALEZ JR., IT WAS VOTED TO APPROVE THE CONSENT CALENDAR.
APPROVED UNANIMOUSLY.**

V. ACTION/DISCUSSION ITEMS

- A. Information: Employee Recognitions
Mayor Mendoza presented certificates of appreciation to the following individuals for their participation as lifeguards during the Summer Night Lights program:
Alejandra Orozco
Kassandra Cervantes
Nicole Renteria
Bernadette Ornelas
Erick Cendejas

Mayor Mendoza also recognized the following employees for their continued years of service:
Santos Vigil – 20 years
Rachel Lira – 15 years
Shane Headrick – 10 years
Richard Whited – 10 years
Jesus Mendez – 10 years
- B. Information: Ordinance Updates: Curfews, Graffiti, Mobile Food Vendors, Lawn Parking
City Employee Waters reported the following regarding the curfew ordinance: the City currently has a curfew ordinance that makes it generally unlawful for individuals under the age of 18 to loiter or remain in public places between the hours of 10:30 PM and 4:00 AM. The current enforcement structure does not allow for “administrative fines”, which the City may want to consider adding to the ordinance. Mayor Mendoza stated he has talked to City Attorney Farley regarding this subject and believes the ordinance should make parents responsible.

The Council needs to determine the fine for this violation and also determine if the penalty should be a fine or the kids performing community service. City Attorney Farley stated the curfew ordinance could be a little tricky due to the wording of the ordinance. He offered to draft a sample and council can review at the next meeting. He stated other cities have adopted a daytime curfew, which has been effective. The penalty should be an infraction and a choice of either paying a fine or performing community service hours. One city has adopted an ordinance for garbage violations and the penalty is to have the resident attend Saturday school and watch a video or listen to instructions regarding garbage violations. City Administrator Lara asked if other cities that offer community service in lieu of fine see any liability issues. City Attorney Farley stated it is harder to collect fines and community service hours seem to be more effective. In the event the person does not show up to do the community service hours, they can be given a second offense and council should decide what that penalty will be. Councilmember G. Gonzalez Jr. asked Chief Marquez what the City of Farmersville currently does. Chief Marquez stated Farmersville does not currently have a graffiti ordinance in place. Their curfew ordinance is similar to ours. Chief Marquez stated we must consider liability in regards to detaining a minor for a curfew violation. We must deliver to the parent or the parent must pick up the minor from the police station. In the last 2 ½ months there were 14 citations issued for a curfew violation. Councilmember G. Gonzalez Jr. stated he served on the SARB board and the key was dual responsibility by parent and child. Councilmembers Martinez and Ortiz both agreed. Mayor Mendoza stated there is liability everywhere but the City has a great opportunity to do something now. It is very disturbing to know there were 14 citations issued for curfew violations. Parents need to be accountable at all times, when they force the government to take responsibility; it could cost the parents so much more. The City needs to send the message that we will not tolerate this violation and hold the parents responsible.

City Employee Waters reported the following regarding a graffiti ordinance: the City does not currently have a graffiti ordinance. City Staff has reviewed ordinances from other cities and has found that, in general, most graffiti ordinances contain the following items:

- **Penalty Structure:** Fines, payment for damages, community services, etc. These fines tend to be a few hundred dollars plus the cost of removal. Some cities allow for restitution in the form of community service when a financial penalty presents an undue hardship or if the individual is a minor.
- **Removal Time Frame:** Usually within 24 - 48 hours
- **Responsible Party for Removing Graffiti:** When know, the individual who applied the graffiti is responsible for removal or payment for removal. If the individual responsible is unknown, some cities take the responsibility for removal, while other cities transfer that responsibility to the property owner.

City Attorney Farley stated the City of Visalia will clean up graffiti within 24 hours of it being reported. City Administrator Lara stated we do our own clean up. Dryvit has been very generous by donating paint when a

clean-up needs to be done. Mayor Mendoza stated he first brought this subject to Council in 2009, at that time he thought an ordinance was adopted, but it was not and now would like to see this ordinance adopted. City Employee Waters stated he will work with Council to draft an ordinance and have Council review.

City Employee Waters reported the following regarding mobile food vendors: The City does not currently have a food truck/mobile food vendor ordinance. City Staff has reviewed ordinances from other cities and has found that, in general, most food truck ordinances contain the following items:

Operating Hours: Cities often specify the specific hours whereby food vendors can operate or specify the number of hours a food truck can operate. For example, the City could elect to allow food trucks to operate from 8:00 PM to Midnight OR the City could allow food vendors to operate for limited periods of time at a location (4 hour limit, for example).

Operating Locations: The City can choose to specify specific locations where food vendors can operate or can allow private businesses to use their property as mobile vending locations.

Permitting: Many cities have a special permit that is issued to mobile food vendors. This permit would specify rules for waste disposal, seating, location, etc. City Administrator Lara stated currently these trucks park right outside the city limits and we have no control over what they do. If we allow them to come in to town, one location could be the transit center and allow them to operate from 8 pm to midnight, so as not to compete with local business owners. Councilmember G. Gonzalez Jr. asked if we have talked to any mobile vendors about this possibility. City Administrator Lara stated they have been coming to us. Councilmember Martinez asked if the ordinance would also address the ice cream truck vendors. City Administrator Lara stated yes, the ordinance will address various types of mobile vendors. Councilmember Ortiz stated we currently do not allow door to door sales. City Administrator Lara stated staff will create guidelines and a checklist and every mobile vendor must meet all requirements before a business license will be issued.

City Employee Waters reported the following regarding lawn parking: The City does not currently have a lawn parking ordinance. City Staff has reviewed ordinances from other cities and has found that, in general, most lawn parking ordinances contain the following items:

Definition of “Lawn Parking”: Most ordinances specify what is meant by “lawn parking”. Typically, these ordinances prohibit the parking of automobiles, trucks, boats, campers, recreational vehicles and motorcycles from parking on any portion of a front yard or corner lot side yard except when that area is paved.

Fines: Fines ranged from \$25.00 to \$100.00 per day for a first citation. Usually these citations were given for each day the owner was in violation. Mayor Mendoza stated lawn parking is also a safety issue, in the event emergency personnel had to get to the entrance of a resident, they need to have a clear path. He also asked if we are currently enforcing vehicle abatement. City Administrator Lara stated yes, which is why the cars are now going from the street to the lawn. He stated these ordinances were presented to council today for review; staff can now go back with

suggestions that were made and draft a sample for council to review at the next council meeting.

- C. Action: Adoption of Resolution: Continuation of the Proclamation for the Existence of a Local Drought Emergency for the City of Woodlake
City Administrator Lara reported the following: the City will continue to do its due diligence in water conservation. Water usage has been cut drastically and we hope to continue. The City should receive the final quote on Wednesday and drilling and testing could begin as early as next week. Councilmember Martinez asked where the drilling will begin. City Administrator Lara stated 500 ft. from Well 12.

ON A MOTION BY MARTINEZ, SECOND BY ORTIZ IT WAS VOTED TO ADOPT THE RESOLUTION AND CONTINUE THE EXISTENCE OF A LOCAL DROUGHT EMERGENCY FOR THE CITY OF WOODLAKE. APPROVED UNANIMOUSLY.

- D. Action: Adoption of Resolution: Reaffirm the Approval of Emergency Expenditures for the Development and Implementation of the City of Woodlake Well Project

City Administrator Lara reported the following: we are on schedule and we should have a report regarding cost and expenditures by next council meeting.

ON A MOTION BY ORTIZ SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND REAFFIRM THE APPROVAL OF THE EMERGENCY EXPENDITURES FOR THE DEVELOPMENT AND IMPLEMENTATION FOR THE CITY OF WOODLAKE WELL PROJECT. APPROVED UNANIMOUSLY.

- E. Action: Adoption of Resolution: Award the Agreement for Right of Way Acquisition Services for the South Valencia ADA Project to the Best Qualified Firm Hamner, Jewel & Associates

City Administrator Lara: the City received 7 proposals for this project. The interview panel was made up of Ramon, Jason and Monique (Quad). Although all were very qualified, the panel chose Hamner, Jewel & Associates. They have added a local guy to their team which will be very beneficial for the City. There will be curb, gutter and sidewalk installed from Bravo to City Yard. Trees will be removed and Eagle will be relocated.

ON A MOTION BY G. GONZALEZ JR., SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND AWARD THE AGREEMENT FOR RIGHT OF WAY ACQUISITION SERVICES FOR THE SOUTH VALENCIA ADA PROJET TO THE BEST QUALIFIED FIRM HAMNER, JEWEL & ASSOCIATES. APPROVED UNANIMOUSLY.

- F. Action: Adoption of Resolution: Enter Into Programs Supplement Agreement No. 0N70 with the Department of Transportation for the City of Woodlake Castle Rock Safe Routes to School Project

City Administrator Lara reported the following: the bid for this project will open on August 6th. The sidewalk will go from Whitney to Sierra.

ON A MOTION BY ORTIZ, SECOND BY G. GONZALEZ JR. IT WAS VOTED TO ENTER INTO PROGRAM SUPPLEMENT AGREEMENT NO. 0N70 WITH THE DEPARTMENT OF TRANSPORTATION FOR THE CITY OF WOODLAKE CASTLE ROCK SAFE ROUTES TO SCHOOL PROJET. APPROVED UNANIMOUSLY.

- G. Action: Adoption of Resolution: Authorize Council to Submit a Letter Supporting SBX11
City Employee Waters report the following: TCAG is encouraging local jurisdictions to support SBX11 to include capacity increasing projects. The TCAG Board encouraged Cities/County to write a letter to the League (or CSAC for County) requesting that capacity increasing projects be a part of any new transportation funding package. SBX11 would create the Road Maintenance and Rehabilitation Program to address deferred maintenance on the state highway system and the local street and road system. The bill would provide for the program to be authorized every 5 years by the Legislature, and would provide that authorization for the 2015-16 through 2019-20 fiscal years.
TCAG is requesting support for this bill with the following amendments: Add a 5% set aside for the State Transportation Improvement Program (STIP).
For the 50% of the funds proposed to be allocated to local agencies, allow those agencies the flexibility to apply funds to capacity increasing projects if they so choose. City Administrator Lara suggested supporting SBX11 would be beneficial to the City.

ON A MOTION BY MARTINEZ, SECOND BY G. GONZALEZ JR. IT WAS VOTED TO ADOPT THE RESOLUTION AND AUTHORIZE COUNCIL TO SUBMIT LETTER SUPPORTING SBX11. APPROVED UNANIMOUSLY.

VI. OTHER BUSINESS

A. Information: Items from Staff

City Employee Waters – reported the City will soon be required to join the GSA and staff will need to decide who we will join.

City Administrator Lara – reported City staff will soon close out Phase 4. Rite Aid is moving along and is scheduled for completion in December. The Roundabout did run into some underground issues, but we are working through them. Valencia Blvd. will be closed for traffic from Naranjo St. to Bravo St. for about 6 weeks. City staff has talked to the business owners. The Castle Rock project will have the bid opening on Thursday, August 6th. Public Works staff will begin repainting crosswalks and sidewalks to prepare for the school year.

B. Information: Items from Council

Councilmember Ortiz – is proud of all staff and is happy to see the lifeguards did an excellent job this summer.

Councilmember Martinez – apologized for not making the Roundabout groundbreaking ceremony in Farmersville.

Mayor Mendoza – reminded everyone to be aware of water meetings and attend when possible.

C. Request from Council Members for Future Agenda Items

VII. CLOSED SESSION

VIII. ADJOURN

The next scheduled City Council meeting will be held on Monday, August 10, 2015 at 6:30 p.m. at City Council Chambers located at 350 North Valencia Boulevard, Woodlake, CA 93286.

City Council:

Rudy Mendoza - Mayor

Frances Ortiz - Vice Mayor

Chuck Ray - Councilmember

Greg Gonzalez Jr. - Councilmember

Jose L. Martinez - Councilmember

Meeting adjourned at 7:45 p.m.

Submitted by,

Irene Zacarias

City Clerk

**City of Woodlake
Summary of Disbursements and Payroll
City Council Meeting : August 10, 2015**

PAYROLL

7/10/2015	\$4,429.05
7/10/2015	\$43,549.20

Gross Payroll	\$47,978.25
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DISBURSMENTS / WARRANTS

8/5/15 FY 14/15	\$17,007.25
8/5/15 FY 15/16	\$380,971.07

Total Disbursements	\$397,978.32
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WIRES

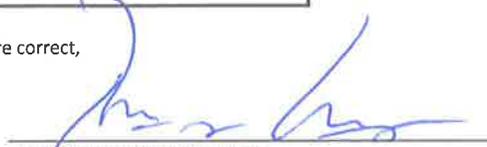
PAYROLL TAX WIRE	CITY	\$ 10,983.87
	FIRE	\$ 1,505.56

USDA - Water Loan
USDA - Sewer Loan
USDA - Airport Loan
USDA - Fire Truck Loan

Total Wire Amount Sent Out	\$	12,489.43
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Amount to be Approved	\$	458,446.00
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I, Ramon Lara, certify under penalty of perjury that the above listed accounts are correct, due and payable to the best of my knowledge.



City Administrator, Ramon Lara

**Passed and adopted at a regular meeting of the City Council of the
City of Woodlake on the 10th day of August 2015.
by the following vote:**

Ayes:
Noes:
Absent:
Abstain:

Mayor, Rudy Mendoza

City Clerk, Irene Zacarias

PERIOD 1 DATING 6/21/2015- 7/04/2015 CHECK DATE 7/10/2015
 DIRECT DEPOSIT IS TURNED ON

CHECK NUMBER	CHECK AMOUNT	CODE	CHECK SEQ
20996	1,584.44	4018	1 STUB ONLY
20997	1,909.66	4022	1 STUB ONLY
20998	934.95	4035	1 STUB ONLY

TOTALS FOR CHECK FORM: STUB
 NEGOTIABLE CHECKS

AMOUNT	DESCRIPTION	COUNTS
0.00	*EMPLOYEE CHECKS	0
0.00	*VENDOR CHECKS	0
0.00	*BANK CHECKS	0
0.00	**TOTAL NEGOTIABLE CHECKS	0

OTHER CHECKS

0.00	*MANUAL CHECKS	0
0.00	*CANCELLED CHECKS	0
0.00	**TOTAL FOR CHECK FORM	

NON-NEGOTIABLE CHECKS

4,429.05	*DIRECT DEPOSIT STUBS	3
0.00	*VENDOR DIR DEP STUBS	0

PERIOD 1 DATING 6/21/2015- 7/04/2015 CHECK DATE 7/10/2015

EMPLOYER CODE	FUND CODE	HOME TOTALS	WORKED TOTALS	WORKED DIR DEP
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GRAND TOTALS

NEGOTIABLE CHECKS		COUNTS
0.00	*EMPLOYEE CHECKS	0
0.00	*VENDOR CHECKS	0
0.00	*BANK CHECKS	0
0.00	**TOTAL NEGOTIABLE CHECKS	0

OTHER CHECKS

0.00	*MANUAL CHECKS	0
0.00	*CANCELLED CHECKS	0
0.00	***GRAND TOTAL	

NON-NEGOTIABLE CHECKS

4,429.05	*DIRECT DEPOSIT STUBS	3
0.00	*VENDOR DIR DEP STUBS	0
4,429.05	**TOTAL NON-NEGOTIABLE CHECKS	3

NEGOTIABLE CHECKS/NON-NEGOTIABLE CHECKS

0.00	*EMPLOYEE CHECKS	0
0.00	*VENDOR CHECKS	0
0.00	*BANK CHECKS	0
4,429.05	*DIRECT DEPOSIT STUBS	3
0.00	*VENDOR DIR DEP STUBS	0
4,429.05	***TOTAL NEGOTIABLE & NON-NEGOT	3

0.00	*OTHER CHECKS	0
4,429.05	***TOTAL NEG, NON-NEG, OTHER CHECKS	

	TOTAL SEQ 1 FEMALES	0
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PERIOD 1 DATING 6/21/2015- 7/04/2015 CHECK DATE 7/10/2015
DIRECT DEPOSIT IS TURNED ON

CHECK NUMBER	CHECK AMOUNT	CODE	CHECK SEQ
20968	3,480.88	208	1 STUB ONLY
20969	1,830.13	210	1 STUB ONLY
20970	987.07	206	1 STUB ONLY
20971	1,974.14	212	1 STUB ONLY
20972	1,757.58	207	1 STUB ONLY
20973	1,083.31	173	1 STUB ONLY
20974	2,398.91	511	1 STUB ONLY
20975	1,279.00	556	1 STUB ONLY
20976	145.47	535	1 STUB ONLY
20977	2,031.93	528	1 STUB ONLY
20978	1,610.04	539	1 STUB ONLY
20979	1,596.73	557	1 STUB ONLY
20980	2,483.23	549	1 STUB ONLY
20981	1,425.95	554	1 STUB ONLY
20982	2,834.38	522	1 STUB ONLY
20983	1,498.41	552	1 STUB ONLY
20984	982.99	555	1 STUB ONLY
20985	1,349.61	553	1 STUB ONLY
20986	966.14	551	1 STUB ONLY
20987	1,255.30	107	1 STUB ONLY
20988	524.37	213	1 STUB ONLY
20989	1,895.92	134	1 STUB ONLY
20990	835.83	205	1 STUB ONLY
20991	1,135.08	187	1 STUB ONLY
20992	1,136.88	159	1 STUB ONLY
20993	1,932.19	209	1 STUB ONLY
20994	1,741.35	211	1 STUB ONLY
20995	1,376.38	188	1 STUB ONLY

PERIOD 1 DATING 6/21/2015- 7/04/2015 CHECK DATE 7/10/2015

EMPLOYER CODE	FUND CODE	HOME TOTALS	WORKED TOTALS	WORKED DIR DEP
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GRAND TOTALS

NEGOTIABLE CHECKS	COUNTS
0.00 *EMPLOYEE CHECKS	0
0.00 *VENDOR CHECKS	0
0.00 *BANK CHECKS	0
0.00 ***TOTAL NEGOTIABLE CHECKS	0

OTHER CHECKS

0.00 *MANUAL CHECKS	0
0.00 *CANCELLED CHECKS	0
0.00 ***GRAND TOTAL	

NON-NEGOTIABLE CHECKS

43,549.20 *DIRECT DEPOSIT STUBS	28
0.00 *VENDOR DIR DEP STUBS	0

43,549.20 ***TOTAL NON-NEGOTIABLE CHECKS	28
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NEGOTIABLE CHECKS/NON-NEGOTIABLE CHECKS

0.00 *EMPLOYEE CHECKS	0
0.00 *VENDOR CHECKS	0
0.00 *BANK CHECKS	0
43,549.20 *DIRECT DEPOSIT STUBS	28
0.00 *VENDOR DIR DEP STUBS	0

43,549.20 ***TOTAL NEGOTIABLE & NON-NEGOT	28
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0.00 *OTHER CHECKS	0
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43,549.20 ***TOTAL NEG, NON-NEG, OTHER CHECKS	
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TOTAL SEQ 1 FEMALES	5
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DID FY: 14/15

ACS FINANCIAL SYSTEM
08/05/2015 18:

CITY OF WOODLAKE
GL540R-V07.27 PAGE 1

Check Register

BANK	VENDOR	CHECK#	DATE	AMOUNT
BANK BANK OF VISALIA				
000494	STATE OF CA-EDD	60400	06/30/15	2,630.00
000372	CHICAGO TITLE COMPANY	60449	08/07/15	1,357.00
001336	FOX INTERPRETING	60450	08/07/15	210.00
000868	TULARE COUNTY (868)	60451	08/07/15	12,470.25
000260	WOODLAKE FIRE DIST VOLUN	60452	08/07/15	340.00
BANK OF VISALIA				
				17,007.25

ACS FINANCIAL SYSTEM
08/05/2015 18:

BANK VENDOR

REPORT TOTALS:

Check Register CITY OF WOODLAKE
GL540R-V07.27 PAGE 2

CHECK# DATE AMOUNT

17,007.25

RECORDS PRINTED - 000005

ACS FINANCIAL SYSTEM
08/05/2015 18:08:22

VENDOR NAME
DESCRIPTION

Schedule of Bills

GL540R-V07.27 PAGE 1
CITY OF WOODLAKE

DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
CHICAGO TITLE COMPANY ESCRW CHRГ LNS BLD 8/15	1,357.00	CONTRACTURAL SERVICES	001.0402.060.028				341 00002
FOX INTERPRETING TRANSLATING SERV, 08/15	210.00	CONTRACTURAL SERVICES	001.0411.060.028		19103		341 00004
STATE OF CA-EDD 4/1-6/30/15 GRIJLVA 8/15	2,630.00	WITHHOLDING TAX-STATE	001.0000.200.028		APRIL-JUNE 15		342 00001
TULARE COUNTY (868) DISPATCH SERVICES 8/15	12,470.25	CONTRACTURAL SERVICES	001.0411.060.028		APRIL-JUNE 15		341 00003
WOODLAKE FIRE DIST VOLUN EXTRA HELP 08/2015	340.00	SALARIES, EXTRA HELP	004.0414.050.002				341 00001

ACS FINANCIAL SYSTEM
08/05/2015 18:08:22

VENDOR NAME
DESCRIPTION

REPORT TOTALS:

Schedule of Bills

GL540R-V07.27 PAGE 2
CITY OF WOODLAKE

AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
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17,007.25

RECORDS PRINTED - 000005

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

DATE APPROVED BY

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New FY: 15/16

ACS FINANCIAL SYSTEM
08/05/2015 17:

Check Register

GL540R-V07.27 PAGE 1
CITY OF WOODLAKE

BANK	VENDOR	CHECK#	DATE	AMOUNT
BANK BANK OF VISALIA				
000292	VANTAGEPOINT TRAN AGENT-	60401	07/23/15	3,696.26
000113	STATE BOARD OF EQUALIZAT	60403	07/29/15	1,200.00
000593	ABH FOX SOLUTIONS	60404	08/07/15	91.79
001412	AGRI-VALLEY IRRIGATION I	60405	08/07/15	16.57
001114	AT & T MOBILITY	60406	08/07/15	205.82
001212	AT&T	60407	08/07/15	414.55
001310	AT&T (INTERNET)	60408	08/07/15	307.00
000334	BANK OF AMERICA	60409	08/07/15	1,647.72
001315	BILL WALL'S DIRECT APPRO	60410	08/07/15	110.00
000351	BSK ASSOCIATES	60411	08/07/15	445.00
001420	BSN SPORTS	60412	08/07/15	492.59
000915	CA STATE DISBURSEMENT UN	60413	08/07/15	587.00
001150	CA STATE DISBURSEMENT UNI	60414	08/07/15	751.12
001085	CA STATE DISBURSE UNIT	60415	08/07/15	288.92
001350	CALIFORNIA CHOICE	60416	08/07/15	16,714.83
001019	CENTRAL SANITARY SUPPLY	60417	08/07/15	396.19
001424	DAVID F. O'KEEFE COMPANY	60418	08/07/15	353.56
001365	DON ROSE OIL COMPANY INC	60419	08/07/15	74.20
001441	DORADO/DENISE K.	60420	08/07/15	1,385.00
001432	EMMETT'S EXCAVATION INC.	60421	08/07/15	217,646.81
001360	FARLEY LAW FIRM	60422	08/07/15	6,266.50
000594	FRANCHISE TAX BOARD	60423	08/07/15	200.00
001123	FRANCHISE TAX BOARD	60424	08/07/15	40.00
000196	FRESNO OXYGEN	60425	08/07/15	28.43
000025	GAS COMPANY/THE	60426	08/07/15	70.75
000252	GIANT AUTO GROUP	60427	08/07/15	60.81
000861	GROENIGER & CO.	60428	08/07/15	565.91
000846	GUARDIAN-APPLETON	60429	08/07/15	2,741.86
001371	HD SUPPLY WATERWORKS	60430	08/07/15	1,659.42
000530	MONARCH FORD	60431	08/07/15	517.79
001154	PORTERVILLE/ CITY OF	60432	08/07/15	840.00
001164	PUBLIC SAFETY CENTER	60433	08/07/15	279.29
000022	QUAD - KNOFF	60434	08/07/15	61,907.95
001442	SAENZ/FERNANDO	60435	08/07/15	36.00
001071	SAN JOAQUIN VALLEY AIR D	60436	08/07/15	1,000.00
001198	SEQUOIA TOURISM COUNCIL	60437	08/07/15	79.15
000949	SHRED-IT FRESNO	60438	08/07/15	712.40
000134	SIMMONS TIRE SERVICE	60439	08/07/15	48.16
000024	SOUTHERN CALIF EDISON CO	60440	08/07/15	329.26
001333	TULARE COUNTY SHERIFF OF	60441	08/07/15	162.65
000200	UNDERGROUND SERVICE ALER	60442	08/07/15	186.85
001210	US BANK	60443	08/07/15	2,536.57
001146	USA BLUE BOOK	60444	08/07/15	1,185.51
000832	VERIZON WIRELESS	60445	08/07/15	47,980.87
001322	VSCE INC.	60446	08/07/15	3,481.61
001440	WESTECH	60447	08/07/15	1,199.00
001327	WIRELESS INTERNET SERVIC	60448	08/07/15	380,701.67

BANK OF VISALIA

VENDOR NAME
DESCRIPTION

ABH FOX SOLUTIONS
SERVICES 08/2015

AGRI - VALLEY IRRIGATION I
HOSE CLAMP RLSE 07/2015

AT & T MOBILITY
FD CELL PHONES 07/2015

AT&T
COW OFFICE PHONES 7/15
PD OFFICE PHONES 7/15
SHOP PHONES 07/2015
WATER DEPT PHONES 7/15
SEWER DEPT PHONES 7/15
AIRPORT ATM LINE 7/15
FD OFFICE PHONE 7/15

AT&T (INTERNET)
COW INTERNET 07/2015
PD INTERNET 07/15
STATION INTERNET 07/15
SHOP INTERNET 08/2015

BANK OF AMERICA
OFFICE SUPPLIES 07/2015
HH FIRE STATION 07/15
HH FIRE STATION 07/2015
SPEC. DEPT EXPENSE 7/15
FUEL 07/2015
FUEL 07/2015
SPEC. DEPT EXPENSE 7/15
STATION MAINT. 07/2015
VEHICLE MAINT. 07/2015
SPEC. DEPT EXPENSE 07/15
FUEL 07/2015
SPEC. DEPT EXPENSE 7/15

BILL WALL'S DIRECT APPRO
RETRV LST PHOTOS 07/15

BSK ASSOCIATES
BACTI 07/2015
BACTI 07/2015
WEEKLY EFFLUENT 07/2015
WEEKLY EFFLUENT 08/2015

Schedule of Bills

AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID LINE
91.79	SPECIAL DEPARTMENT	EXPEN 001.0410.060.029		4275			324 00087
16.57	SPECIAL DEPARTMENT	EXPEN 062.0462.060.029		0691912-IN			324 00023
205.82	TELEPHONE	004.0414.060.020					324 00074
141.72	TELEPHONE	001.0410.060.020					324 00054
116.64	TELEPHONE	001.0411.060.020					324 00055
69.89	TELEPHONE	001.0418.060.020					324 00056
15.31	TELEPHONE	063.0463.060.020					324 00057
15.63	TELEPHONE	062.0462.060.020					324 00058
15.31	UTILITIES	041.0441.060.021					324 00059
40.05	TELEPHONE	004.0414.060.020					324 00073
414.55	*VENDOR TOTAL						
82.00	TELEPHONE	001.0410.060.020					324 00040
91.00	TELEPHONE	001.0411.060.020					324 00041
67.00	TELEPHONE	004.0414.060.020					324 00075
67.00	TELEPHONE	001.0418.060.020					324 00086
307.00	*VENDOR TOTAL						
212.66	OFFICE SUPPLIES	004.0414.060.023					324 00060
32.83	HOUSEHOLD FIRE STATION	004.0414.060.016					324 00061
16.20	HOUSEHOLD FIRE STATION	004.0414.060.016					324 00062
28.50	SPECIAL DEPARTMENT EXPEN	004.0414.060.029					324 00063
31.34	VEHICLE GASOLINE	004.0414.060.035					324 00064
49.01	VEHICLE GASOLINE	004.0414.060.035					324 00065
63.68	SPECIAL DEPARTMENT EXPEN	004.0414.060.029					324 00066
181.00	FIRE STATION MAINTENANC	004.0414.060.034					324 00067
782.54	VEHICLE MAINTENANCE/OPER	004.0414.060.032					324 00068
24.17	SPECIAL DEPARTMENT EXPEN	004.0414.060.029					324 00069
85.79	VEHICLE GASOLINE	004.0414.060.035					324 00070
140.00	SPECIAL DEPARTMENT EXPEN	004.0414.060.029					324 00071
1,647.72	*VENDOR TOTAL						
110.00	CONTRACTURAL SERVICES	001.0411.060.028		15083			324 00017
180.00	SPECIAL DEPARTMENT EXPEN	063.0463.060.029		A515356			324 00022
90.00	SPECIAL DEPARTMENT EXPEN	063.0463.060.029		A515357			324 00021
73.00	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		A515507			324 00024
102.00	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		A515944			324 00098
445.00	*VENDOR TOTAL						

VENDOR NAME
DESCRIPTION

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
BSN SPORTS VB @MILLER PARK 08/15	492.59	SPECIAL DEPARTMENT EXPEN	001.0421.060.029		96841225		324 00081
CA STATE DISBURSEMENT UN EMPLOYEE W/HLDNGS 08/2015	587.00	GARNISHMENT OF WAGES WIT	004.0000.200.033		AUGUST 2015		324 00005
CA STATE DISBURSMENT UNI EMPLOYEE W/HLDNGS 08/15	751.12	GARNISHMENT OF WAGES WIT	001.0000.200.033		AUGUST 2015		324 00006
CA STATE DISURBRSE UNIT EMPLOYEE W/HLDNGS 08/2015	288.92	GARNISHMENT OF WAGES WIT	001.0000.200.033		AUGUST 2015		324 00009
CALIFORNIA CHOICE CITY EMPLOYEES 8/15	336.49	HEALTH INSURANCE	001.0403.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	327.84	HEALTH INSURANCE	001.0404.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	168.27	HEALTH INSURANCE	001.0405.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	352.93	HEALTH INSURANCE	001.0415.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	149.96	HEALTH INSURANCE	001.0416.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	570.54	HEALTH INSURANCE	001.0418.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	237.87	HEALTH INSURANCE	001.0421.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	796.68	HEALTH INSURANCE	001.0422.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	462.58	HEALTH INSURANCE	061.0461.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	2,059.55	HEALTH INSURANCE	062.0462.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	1,896.64	HEALTH INSURANCE	063.0463.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	721.56	HEALTH INSURANCE	021.0424.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	316.38	HEALTH INSURANCE	029.0429.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	163.55	HEALTH INSURANCE	032.0440.050.008		SEPTEMBER 2015		324 00091
CITY EMPLOYEES 8/15	60.38	HEALTH INSURANCE	001.0402.050.008		SEPTEMBER 2015		324 00091
CITY INS HLD EMPLEE 8/15	2,700.00	HEALTH INSURANCE WITHHEL	001.0000.200.031		SEPTEMBER 2015		324 00092
PD EXPENSE 08/2015	2,856.69	HEALTH INSURANCE	001.0411.050.008		SEPTEMBER 2015		324 00093
FIRE EXPENSE 08/2015	2,284.04	HEALTH INSURANCE	004.0414.050.008		SEPTEMBER 2015		324 00094
FIRE INS FRM EMP 8/15	252.78	HEALTH INSURANCE WITHHEL	004.0000.200.031		SEPTEMBER 2015		324 00095
	16,714.83	*VENDOR TOTAL					
CENTRAL SANITARY SUPPLY CLEANING SUPPLIES 07/15	396.19	SPECIAL DEPARTMENT EXPEN	001.0418.060.029		627075		324 00018
DAVID F. O'KEEFE COMPANY BIKE RACK 07/2015	353.56	SPECIAL DEPARTMENT EXPEN	001.0421.060.029		2219		324 00045
DON ROSE OIL COMPANY INC SUPPLIES 07/2015	74.20	SPECIAL DEPARTMENT EXPEN	063.0463.060.029		371371		324 00043
DORADO/DENISE K. EMPLOYEE W/HLDNGS 8/15	1,385.00	GARNISHMENT OF WAGES WIT	001.0000.200.033		AUGUST 2015		324 00100
EMMETT'S EXCAVATION INC. DWNITWN ENHNCMNT 08/15	192,682.72	CONSTRUCTION	020.0590.731.072		02		324 00096
DWNITWN ENHNCMNT 8/15	24,964.09	CONSTRUCTION	023.0590.732.072		02		324 00097
	217,646.81	*VENDOR TOTAL					

Schedule of Bills

ACS FINANCIAL SYSTEM
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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID LINE
HD SUPPLY WATERWORKS SUPPLIES 08/15 ER ADAPTER 08/2015	679.12 140.69 1,659.42	SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN *VENDOR TOTAL	063.0463.060.029 063.0463.060.029		E267386 E267394			324 00083 324 00082
MONARCH FORD SUPPLIES 07/2015	517.79	VEHICLE MAINTENANCE/OPER	001.0411.060.032		46083			324 00048
PORTERVILLE/ CITY OF 21 STRAY ANIMALS 8/15	840.00	CONTRACTURAL SERVICES	001.0411.060.028		201507284158			324 00089
PUBLIC SAFETY CENTER MEDICAL SUPPLIES 07/2015	279.29	MEDICAL SUPPLIES	004.0414.060.040		5612567			324 00078
QUAD - KNOFF 2015 ST REHAB 07/2015 WDLK DWNTWN PLZA 7/15 CASTLE ROCK IMPRVMT 7/15 WDLK COMMNTY CINTER 7/15 DWNTWN PHASE 4 07/2015 S.VLNCA PROJ 07/2015 N.VAL BLVD IMPRVMT 7/15 DSGN INSTL 2 WELLS 7/15 STE PLN REVW BIONDI 7/15 STE PLN REV RTE AID 7/15 WDLK RNDABOUT 07/2015	13,586.50 3,356.28 1,620.60 1,323.72 267.75 22,549.44 8,231.50 2,575.71 635.48 98.28 7,662.69 61,907.95	CONTRACTURAL SERVICES CONTRACTURAL SERVICES CONTRACTURAL SERVICES SPECIAL DEPARTMENT EXPEN CONTRACTURAL SERVICES CONTRACTURAL SERVICES CONTRACTURAL SERVICES CONTRACTURAL SERVICES CONTRACTURAL SERVICES CONTRACTURAL SERVICES CONTRACTURAL SERVICES *VENDOR TOTAL	022.0590.741.028 023.0590.739.028 020.0590.738.028 001.0421.060.029 020.0590.736.028 023.0590.734.028 022.0590.740.028 063.0463.060.028 001.0416.060.028 001.0416.060.028 023.0590.731.028		81165 81167 81175 81176 81177 81178 81180 81219 81221 81224			324 00042 324 00033 324 00030 324 00031 324 00035 324 00032 324 00034 324 00029 324 00003 324 00002 324 00001
SAENZ/FERNANDO BACKFLOW TEST 08/2015	760.00	CONTRACTURAL SERVICES	063.0463.060.028		0766044			324 00112
SAN JOAQUIN VALLEY AIR D WDLK AIRPORT 08/2015	36.00	SPECIAL DEPARTMENT EXPEN	041.0441.060.029		S122567			324 00099
SEQUOIA TOURISM COUNCIL SQIA TRSM CNCL 08/15	1,000.00	MEMBERSHIPS & SUBSCRIPTI	001.0401.060.038		2015-408			324 00088
SHRED-IT FRESNO ON SITE SHRED 07/2015	79.15	SPECIAL DEPARTMENT EXPEN	001.0403.060.029		9406660218			324 00015
SIMMONS TIRE SERVICE SERVICE CALL 08/2015 SERVICE CALL 08/2014 FLAT SERVICE CALL 08/15 FLAT SERV CALL 08/2015 SERVICE CALL 08/2015 SERVICE CALL 08/2015 SERVICE CALL 08/2015	111.78 111.79 74.75 74.75 94.92 94.91 74.75 712.40	CONTRACTURAL SERVICES CONTRACTURAL SERVICES SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN *VENDOR TOTAL	062.0462.060.028 063.0463.060.028 063.0463.060.029 062.0462.060.029 062.0462.060.029 063.0463.060.029 062.0462.060.029 063.0463.060.029		40606 40606 40608 40608 40619 40619 40674 40674			324 00107 324 00108 324 00101 324 00102 324 00103 324 00104 324 00105 324 00106

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM INVOICE	PO#	F/P ID LINE
SOUTHERN CALIF EDISON CO VLNTEER BLDNG 07/15	48.16	UTILITIES	004.0414.060.021			324 00076
STATE BOARD OF EQUALIZAT BOARD OF EQUALZTN 8/15	1,200.00	SPECIAL DEPARTMENT EXPEN	001.0405.060.029			335 00003
TULARE COUNTY SHERIFF OF EMPLOYEE W/HLDNGS 07/2015	329.26	GARNISHMENT OF WAGES WIT	001.0000.200.033	AUGUST 2015		324 00008
UNDERGROUND SERVICE ALER ANNUAL MEMBERSHIP 7/15	81.32	SPECIAL DEPARTMENT EXPEN	062.0462.060.029	15070342		324 00052
ANNUAL MEMBERSHIP 7/15	81.33	SPECIAL DEPARTMENT EXPEN	063.0463.060.029	15070342		324 00053
	162.65	*VENDOR TOTAL				
US BANK PD COPIER 08/2015	186.85	CONTRACTURAL SERVICES	001.0411.060.028	283542835		324 00080
USA BLUE BOOK SUPPLIES 07/2015	552.48	SPECIAL DEPARTMENT EXPEN	063.0463.060.029	700417		324 00051
SUPPLIES 07/2015	144.76	SPECIAL DEPARTMENT EXPEN	062.0462.060.029	701730		324 00049
SUPPLIES 07/2015	144.76	SPECIAL DEPARTMENT EXPEN	063.0463.060.029	701730		324 00050
SUPPLIES 07/15	123.51	SPECIAL DEPARTMENT EXPEN	063.0463.060.029	702182		324 00085
SUPPLIES 07/2015	1,512.79	SPECIAL DEPARTMENT EXPEN	062.0462.060.029	703435		324 00020
KEY WTR SERV LCK 8/15	58.27	SPECIAL DEPARTMENT EXPEN	063.0463.060.029	707836		324 00084
	2,536.57	*VENDOR TOTAL				
VANTAGEPOINT TRAN AGENT- JULY 2015 CONTRBTS 8/15	3,696.26	DEFERRED COMPENSATION	001.0000.200.040		JULY 2015	335 00002
VERIZON WIRELESS PD CELL PHONES 07/2015	264.50	TELEPHONE	001.0411.060.020			324 00026
CITY CELL PHONES 07/15	25.22	TELEPHONE	001.0404.060.020			324 00027
CITY CELL PHONES 07/15	16.81	TELEPHONE	001.0405.060.020			324 00027
CITY CELL PHONES 07/15	50.45	TELEPHONE	001.0415.060.020			324 00027
CITY CELL PHONES 07/15	8.40	TELEPHONE	001.0416.060.020			324 00027
CITY CELL PHONES 07/15	16.81	TELEPHONE	001.0418.060.020			324 00027
CITY CELL PHONES 07/15	42.04	TELEPHONE	001.0421.060.020			324 00027
CITY CELL PHONES 07/15	25.22	TELEPHONE	001.0422.060.020			324 00027
CITY CELL PHONES 07/15	50.45	TELEPHONE	061.0461.060.020			324 00027
CITY CELL PHONES 07/15	134.55	TELEPHONE	021.0424.060.020			324 00027
CITY CELL PHONES 07/15	222.86	TELEPHONE	062.0462.060.020			324 00027
CITY CELL PHONES 07/15	222.86	TELEPHONE	063.0463.060.020			324 00027
CITY CELL PHONES 07/15	25.32	TELEPHONE	001.0403.060.020			324 00027
WWTP AIR CARDS 07/2015	80.02	TELEPHONE	062.0462.060.020			324 00028
	1,185.51	*VENDOR TOTAL				
VSCE INC. ROUNDAABOUT PROJ 08/2015	42,477.46	CONTRACTURAL SERVICES	020.0590.731.028	6065		324 00110
ROUNDAABOUT PROJ 08/2015	5,503.41	CONTRACTURAL SERVICES	023.0590.731.028	6065		324 00111
	47,980.87	*VENDOR TOTAL				

VENDOR NAME
DESCRIPTION

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID LINE
WESTECH BRUSHES 07/2015	3,481.61	SPECIAL DEPARTMENT	EXPEN 062.0462.060.029		55881			324 00044
WIRELESS INTERNET SERVIC WIRELESS INTERNET 8/15	199.00	TELEPHONE	001.0410.060.020		11520986			324 00090

ACS FINANCIAL SYSTEM
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VENDOR NAME
DESCRIPTION

REPORT TOTALS:

Schedule of Bills

CITY OF WOODLAKE
GL540R-V07.27 PAGE 7

AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
380,701.67								

RECORDS PRINTED - 000149

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

DATE APPROVED BY

.....

.....

ACS FINANCIAL SYSTEM
08/05/2015 18:

BANK VENDOR

BANK BANK OF VISALIA

001242
001346

KAWEAH DELTA MEDICAL CEN
OWEN/DOUGLAS

BANK OF VISALIA

Check Register

CHECK# DATE AMOUNT

13550 07/27/15 233.84
13551 07/27/15 35.56

269.40 ***

CITY OF WOODLAKE
GL540R-V07.27 PAGE 1

VENDOR NAME
DESCRIPTION

KAMEAH DELTA MEDICAL CEN

AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM INVOICE	PO#	F/P ID LINE
9.12	HEALTH INSURANCE	001.0403.050.008			334 00001
8.89	HEALTH INSURANCE	001.0404.050.008			334 00001
4.56	HEALTH INSURANCE	001.0405.050.008			334 00001
9.57	HEALTH INSURANCE	001.0415.050.008			334 00001
4.06	HEALTH INSURANCE	001.0416.050.008			334 00001
15.47	HEALTH INSURANCE	001.0418.050.008			334 00001
6.45	HEALTH INSURANCE	001.0421.050.008			334 00001
21.60	HEALTH INSURANCE	001.0422.050.008			334 00001
12.54	HEALTH INSURANCE	061.0461.050.008			334 00001
55.86	HEALTH INSURANCE	062.0462.050.008			334 00001
51.44	HEALTH INSURANCE	063.0463.050.008			334 00001
19.57	HEALTH INSURANCE	021.0424.050.008			334 00001
8.58	HEALTH INSURANCE	029.0429.050.008			334 00001
4.43	HEALTH INSURANCE	032.0440.050.008			334 00001
1.70	HEALTH INSURANCE	001.0402.050.008			334 00001
233.84	*VENDOR TOTAL				
35.56	HEALTH INSURANCE	001.0411.050.008			334 00002

OWEN/DOUGLAS
DR VISIT 08/2015

ACS FINANCIAL SYSTEM
08/05/2015 18:22:08

VENDOR NAME
DESCRIPTION

REPORT TOTALS:

Schedule of Bills

GL540R-V07.27 PAGE 2
CITY OF WOODLAKE

AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
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269.40

RECORDS PRINTED - 000016

Schedule of Bills

CITY OF WOODLAKE
GL060S-V07.27 RECAPPAGE
GL540R

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

DATE APPROVED BY

City of Woodlake

AGENDA ITEM IV-C

August 10, 2015

Prepared by Ramon Lara, City Staff

SUBJECT:

Action: Adoption of Resolution: Approval of the July 2015 Monthly Report of Investments

BACKGROUND:

Pursuant to Section 3.24.050 of the Woodlake Municipal Code the Finance Department prepares a report listing all investments of the City of Woodlake. The City's temporary idle cash, those funds not immediately needed to pay current bills, is invested in accordance with the City's Investment Policy that was approved by Resolution No. 09-05 which was adopted on February 9, 2009.

DISCUSSION:

The first objective of the investment policy is to secure the safety of the invested funds. The second objective is to match the availability (liquidity) of the funds to the cash flow needs of the organization. The third objective, that is only considered after the first two objectives have been met, is yield, or the earnings rate.

RECOMMENDATIONS:

Staff recommends that Council approve the July 2015 Monthly Report of Investments as submitted.

FISCAL IMPACT:

There is no fiscal impact.

ATTACHMENTS:

1. Resolution: Approval of the July 2015 Monthly Report of Investments
2. July Monthly Report of Investments

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

APPROVAL OF THE JULY) Resolution No:
2015 MONTHLY REPORT OF)
INVESTMENTS)

Councilmember _____, offered the following resolution and moved its adoption. Approve the City of Woodlake July 2015 Monthly Report of Investments.

WHEREAS, pursuant to Section 3.24.050 of the Woodlake Municipal Code, monthly, the Finance Department shall prepare a report listing of all investments of the City of Woodlake; and

WHEREAS, the City's temporary idle cash, those funds not immediately needed to pay current bills, is invested in accordance with the City's Investment Policy that was approved by Resolution No. 09-05.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to approve the City of Woodlake's July 2015 Monthly Report of Investments.

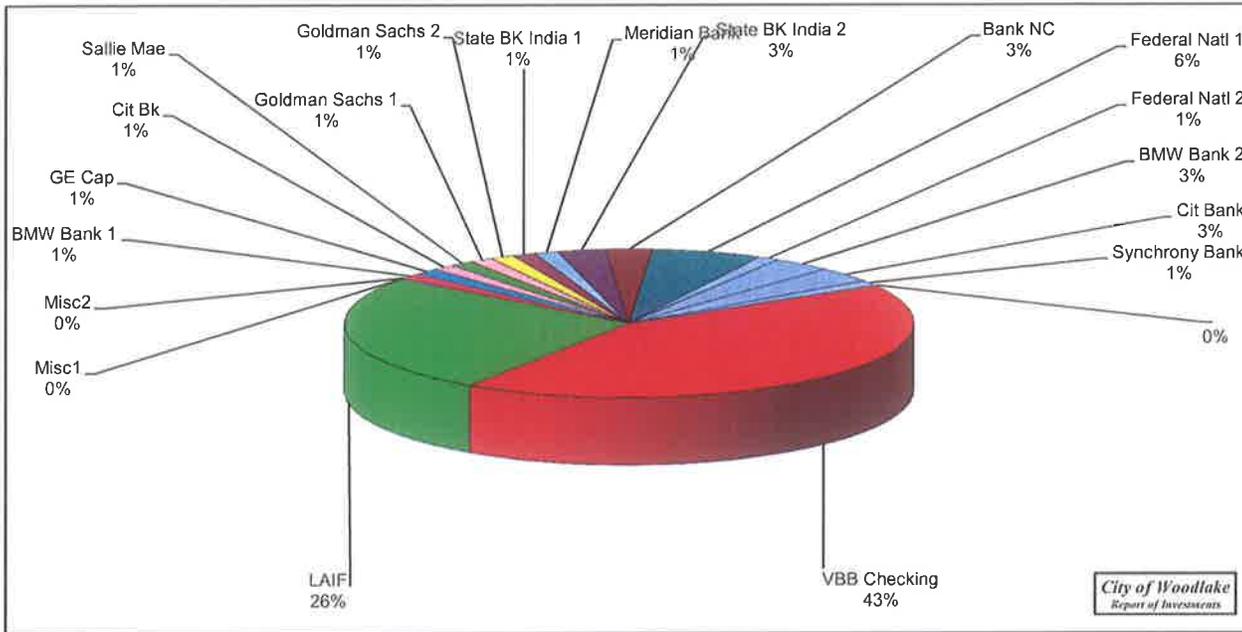
The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by _____, and carried by the following vote at the City Council meeting held on August 10, 2015.

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

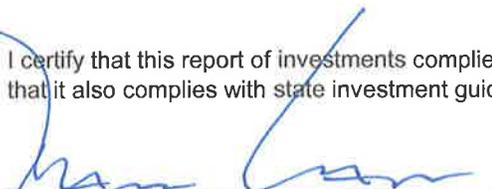
Irene Zacarias, City Clerk



July 31, 2015

<u>Investment Type</u>	<u>Principal</u>	<u>Percent of Portfolio</u>	<u>Yield to Maturity</u>	<u>Settlement Date</u>	<u>Maturity</u>
Checking - Valley Business Bank	\$3,227,866	42.8%	None	N/A	N/A
LAIF	\$1,953,433	25.9%	0.28%	N/A	Daily
MBS - miscellaneous Portfolio Holdings	\$0	0.0%			
Finance500 - Net Portfolio Balance	\$10	0.0%			
BMW Bank	\$100,595	1.3%	2.00%	11/12/10	11/12/15
GE Cap Finl Inc	\$100,910	1.3%	2.10%	12/02/11	12/02/16
Cit Bk (Salt Lake City UTAH)	\$98,099	1.3%	1.50%	12/04/13	12/04/17
Sallie Mae (Salt Lake City UT)	\$100,644	1.3%	2.15%	10/30/13	10/30/18
Goldman Sachs BK USA New York CTF	\$100,538	1.3%	2.00%	04/30/14	04/30/19
Goldman Sachs BK USA New York	\$100,266	1.3%	2.00%	06/11/14	06/11/19
State Bank India New York NY	\$100,118	1.3%	2.15%	09/11/14	09/11/19
Meridian Bank Natl Assn	\$101,136	1.3%	4.20%	03/03/08	02/08/16
State Bk India New York NY	\$204,593	2.7%	2.00%	04/27/12	04/27/17
Bank North Carolina NC	\$201,321	2.7%	1.60%	01/16/15	07/16/18
Federal Natl Mtg Assn Prin	\$469,225	6.2%	2.50%	04/27/12	02/01/19
Federal Natl Mtg Assn S/CAP	\$91,333	1.2%	2.50%	04/27/12	10/09/19
BMW Bank of North America	\$251,915	3.3%	2.15%	12/10/14	12/10/19
CIT BK Salt Lake City UT CD	\$250,412	3.3%	2.25%	12/24/14	12/24/19
Synchrony Bank	\$93,150	1.2%	1.90%	03/06/15	03/06/20
Total Portfolio	\$7,545,564	100%			

I certify that this report of investments complies with the City's adopted investment policy and that it also complies with state investment guidelines pursuant to Government Code Section 16481.2 .


 Ramon Lara, City Administrator

08/06/15
 Date

City of Woodlake

AGENDA ITEM V-A

August 10, 2015

Prepared by Ramon Lara, City Staff

SUBJECT:

Action: Adoption of Resolution: Public Hearing and Notice of Intent of the Submittal of a Loan Application to the United States Department of Agriculture (USDA) for the Construction of the Woodlake Community Center - **PUBLIC HEARING**

BACKGROUND:

At the October 13, 2014 City Council meeting staff presented to Council the preliminary steps being taken for the development of a plaza in downtown Woodlake on Magnolia St. Those steps included the purchasing of right-of-way that will be used to construct the plaza. At the January 20, 2015 meeting Council approved the use of \$130,000 in Measure R funds for the design and engineering of the Woodlake Plaza Project.

At the same time staff has been working with USDA to secure funding for a local community center that would be adjacent to the plaza. The community center would house a public library, senior center and work as a hub for local service clubs. The City has been working on acquiring the necessary properties to deliver the plaza and community center. The Lions Club donated the current Doris and Francis White Lions Club Community Center property and the City has acquired adjacent properties necessary for the construction of both projects.

DISCUSSION:

City staff submitted a pre-application to USDA requesting funding for the construction of a community center. The pre-application and project concept have been approved. USDA has requested that a full application be submitted.

As part of meeting all the requirements for the application the City must have a public hearing, allow for comment and notice the intent to submit an application to USDA. As part of its application, the City will be requesting approximately a \$2,500,000.00 loan from USDA for the construction of the Woodlake Community Center.

RECOMMENDATIONS:

Staff recommends that Council hold a public hearing and notice the intent of the submittal of a loan application to the United States Department of Agriculture for the construction of the Woodlake Community Center and allow staff to submit the application.

FISCAL IMPACT:

If the loan was granted by USDA for the Woodlake Community Center, the loan would be paid back with annual installments from the General Fund.

ATTACHMENTS:

1. Resolution: Public Hearing and Notice of Intent of the Submittal of a Loan Application to the United States Department of Agriculture (USDA) for the Construction of the Woodlake Community Center

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

PUBLIC HEARING AND NOTICE OF INTENT) Resolution No.
OF THE SUBMITTAL OF A LOAN APPLICATION)
TO THE UNITED STATES DEPARTMENT OF)
AGRICULTURE (USDA) FOR THE CONSTRUCTION)
OF THE WOODLAKE COMMUNITY CENTER)

Councilmember _____, offered the following resolution and moved its adoption. Hold a public hearing and notice the intent of the submittal of a loan application to the United States Department of Agriculture for the Construction of the Woodlake Community Center.

WHEREAS, the City of Woodlake wishes to construct a Community Center that would house a public library, senior center and work as a hub for local service clubs ; and

WHEREAS, the City Council of the City of Woodlake authorizes staff to submit an application to USDA for the funding of the construction of the Woodlake Community Center; and

WHEREAS, the City Council of the City of Woodlake has allowed for public comment regarding the submittal of an application to USDA for the funding of the construction of the Woodlake Community Center.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to allow staff to submit an application to the United States Department of Agriculture for a loan to be used for the construction of the Woodlake Community Center and authorizes the City Administrator to execute any required documents.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on August 10, 2015.

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

City of Woodlake

AGENDA ITEM V-B

August 10, 2015

Prepared by Ramon Lara, City Staff

SUBJECT:

Action: Adoption of Resolution: Reaffirm the Approval of Emergency Expenditures for the Development and Implementation of the City of Woodlake Well Project

BACKGROUND:

The California Government Code section 8630 empowers the City Council of the City of Woodlake to proclaim the existence of a local drought emergency when the City of Woodlake is threatened or likely to be threatened by the conditions of extreme peril to the safety of persons and property that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this City. The Council declared a drought emergency on the 26th day of May 2015 by Resolution No. 15-45 and by Resolution No. 15-46 the Council approved an exemption pursuant to the California Environmental Quality Act (CEQA), and State CEQA Guidelines relating to the environmental evaluation of the City of Woodlake Water Well Project. On June 22, 2015 by Resolution No. 15-59 Council approved emergency expenditures for the development and implementation of the City of Woodlake Well Project.

The City of Woodlake water system is made up of five wells that are used as the only source to provide potable water to its residents. The wells have seen a consistent drop in groundwater level due to the drought and diversion of water, which has increased ground water pumping in the area. These conditions have created a situation where City wells will need to be updated or replaced. Due to the low water table, the wells have also become very inefficient. All these factors have created a burden on the City's water system.

DISCUSSION:

With the continued drought and pumping of groundwater in the area, the City water system has begun to struggle to meet the demand of its customers. Water tables continue to fall and wells continue to become more inefficient. In an effort to protect the City's water resources, the City has taken the necessary steps towards drilling new City wells and is looking at options to make their current wells more efficient. Pervasive drought conditions have also significantly increased demand for well contractors, who now have very long waiting lists to drill wells and no incentive to engage a bidding process, thereby creating procurement challenges for local public agencies. The City has also implemented its Stage 4 water regulations and has made major cuts in the use of water at City facilities.

At this time the City is prepared to drill a test well along the St. Johns River within the City Airport Property. This test well will help verify that a new well along the St. Johns River would be beneficial to the City. If the test well shows that the St. Johns River location is conducive to a new well, the City will move forward with drilling a new well at that site. City staff believes that if a new, deeper well is not added to the current water system immediately, then the City may not have the ability to meet its customers' demands this summer.

The declaration of an emergency, when passed by four-fifths votes of its members, allows the expenditure of public money for a new City well, which will allow the City to meet its consumers' demands this summer and in the future. The declaration will help streamline the construction of the well by allowing the City to forego a competitive bid process as per the Public Contract Code. When the Council approves such action then the declaration of emergency will have to be re-approved by a four-fifths vote at every regularly scheduled meeting until the action is terminated.

RECOMMENDATIONS:

Staff recommends that the City Council approve the emergency expenditures of public money for the construction of a test well and new City well to meet the demands of its customers and to safeguard the health of City residents. The City Council will review the need for continuing emergency expenditures at every scheduled Council meeting until the action is terminated.

FISCAL IMPACT:

The construction of a test well and new City well will be paid out of the Water Fund. Staff has currently allocated \$750,000 to the project.

ATTACHMENTS:

1. Resolution: Reaffirm the Approval of Emergency Expenditures for the Development and Implementation of the City of Woodlake Well Project

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
STATE OF CALIFORNIA

In the matter of:

REAFFIRM THE APPROVAL OF EMERGENCY) Resolution No.
EXPENDITURES FOR THE DEVELOPMENT AND)
IMPLEMENTATION OF THE CITY OF WOODLAKE)
WELL PROJECT)

WHEREAS, California Government Code section 8630 empowers the City Council of the City of Woodlake to proclaim the existence of a local drought emergency when the City of Woodlake is threatened or likely to be threatened by the conditions of extreme peril to the safety of persons and property that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this City; and

WHEREAS, California Government Code section 8558(c) states that a “local emergency” means the duly proclaimed existence of conditions of extreme peril to the safety of persons and property within the territorial limits of the City caused by the drought; and

WHEREAS, the City Council of the City of Woodlake declared a drought emergency in the City of Woodlake on the 26th of May 2015 by Resolution No. 15-45; and

WHEREAS, on January 17, 2014, the Governor of the State of California proclaimed a state of emergency in the State of California due to current drought conditions in the state and said state of emergency remains in effect; and

WHEREAS, the Governor’s proclamation acknowledged that the State of California is experiencing record dry conditions that have persisted since 2012, with 2014 projected to become the driest year on record; and

WHEREAS, the Governor’s proclamation called upon local water suppliers and municipalities to implement water shortage contingency plans immediately in order to avoid or forestall outright restrictions that could become necessary later in the drought season; and

WHEREAS, the current drought has negatively impacted local business, especially agricultural based business, of which City residents largely depend on; and

WHEREAS, the City has implemented Stage 4 of its water conservation regulations, which restricts water use in the city; and

WHEREAS, the City of Woodlake depends on ground water to provide potable water to its residents; and,

WHEREAS, the City’s domestic wells have seen a consistent drop in groundwater levels, requiring that wells be updated and replaced, causing an economic burden on the City; and

WHEREAS, persistent drought conditions have negatively impacted and continue to threaten the City’s economy; and

WHEREAS, conditions of drought exacerbate already perilous fire conditions in the City; and

WHEREAS, these conditions are likely to be beyond the services, equipment, personnel and fiscal resources of the City of Woodlake.

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED by the City Council of the City of Woodlake that for reasons set forth herein, emergency expenditures may take place in order to safeguard the health of City residents by the construction of a new City well; and

BE IT FURTHER RESOLVED that in case of an emergency the Public Contract Code section 20168 allows for the legislative body to pass a resolution by at least a four-fifths vote of its members declaring that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property allowing the City to forego competitive solicitations for bids, as the action is necessary to respond to the emergency; and

BE IT FURTHER RESOLVED that on the 26th day of May 2015 by Resolution NO. 15-46 the Council approved an exemption pursuant to the California Environmental Quality Act (CEQA), and State CEQA Guidelines relating to the environmental evaluation of the City of Woodlake Water Well Project.

BE IT FURTHER RESOLVED that on the 22nd day of June 2015 by Resolution NO. 15-59 the Council approved emergency expenditures for the development and implementation of the City of Woodlake Well Project.

BE IT FURTHER RESOLVED that water suppliers and municipalities in the City of Woodlake heed the Governor's request to implement water shortage contingency plans immediately in order to avoid or forestall outright restrictions that could become necessary later in the drought season.

BE IT FURTHER RESOLVED that all city water associates, power companies, other involved agencies, utilities, and individuals do whatever they can to equitably allocate the available water to mitigate to the extent possible the hardships resulting from the lack of water during this extended drought period of recovery.

BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that during the existence of this local drought emergency the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, ordinances, and resolutions existing and passed in conjunction with this emergency, and that this emergency shall be deemed to continue to exist until the City Council of the City of Woodlake, State of California, proclaims its termination. Further, it is directed that this emergency proclamation be forwarded to the Director of the Governor's Office of Emergency Services and the Governor of the State of California.

BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that the City Council of the City of Woodlake hereby authorizes the undertaking of all extraordinary police and planning powers in response to this local drought emergency including but not limited to the ability to modify, amend, or issue planning codes, building or safety codes, environmental health codes, and such other codes, orders, and regulations as determined necessary for the duration of the emergency.

BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that public employees, officers, and governing bodies within the City are hereby granted full immunity to the extent allowed by law for actions undertaken in compliance with this emergency action.

BE IT FURTHER RESOLVED, PROCLAIMED AND ORDERED that this City Council will review the need for continuing emergency expenditures at every regularly scheduled meeting hereafter until the drought emergency is terminated or no further emergency expenditures are necessary. [Note: Public Contract Code section 22050(c) requires the governing board to review the emergency expenditures at every regularly scheduled meeting until the governing body terminates the emergency expenditure or emergency no longer exists.] **DECLARED** this 10th day of August 2015.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on August 10, 2015.

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

City of Woodlake

AGENDA ITEM V-C

August 10, 2015

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolution: Authorizing the City to Participate in the HERO Program

BACKGROUND:

HERO is a financing program that helps residents make energy efficient, water efficient, and renewable energy upgrades to their homes. HERO offers low-fixed interest rates and flexible payment terms of up to 20 years, with repayments made through property taxes.

DISCUSSION:

The City of Woodlake is interested in becoming a participant in the HERO financing program, which allows residents to finance energy efficiency improvements. The program allows residents to repay their financing loans through their property taxes. Authorized expenditures include:

- Windows, Skylights, & Doors
- Heating, Ventilation, & Air Conditioning
- Solar Panels
- Roofing & Insulation
- Water Heating
- Artificial Turf
- Drip Irrigation
- Electric Vehicle Charging Stations

The City of Visalia, City of Tulare, and City of Porterville are currently participating in the HERO Program.

RECOMMENDATIONS:

Staff recommends that Council allow the City to Participate in the HERO Program.

FISCAL IMPACT:

None

ATTACHMENTS:

1. Resolution: Authorization the City to Participate in the HERO Program

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
STATE OF CALIFORNIA

In the matter of:

AUTHORIZING THE CITY TO PARTICPATE IN)
THE HERO PROGRAM) Resolution No.

Councilmember _____, offered the following resolution and moved its adoption. Authorizing the City to participate in the HERO Program

WHEREAS, HERO is a financing program that helps residents make energy efficient, water efficient, and renewable energy upgrades to their home; and

WHEREAS, HERO offers low-fixed interest rates and flexible payment terms of up to 20 years, with repayments made through property taxes; and

WHEREAS, the City of Woodlake is interested in becoming a participant in the HERO financing program, which allows residents to finance energy efficiency improvements.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to authorize the City to participate in the HERO Program.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on August 10, 2015.

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

City of Woodlake

AGENDA ITEM V-D

August 10, 2015

Prepared by Ramon Lara, City Staff

SUBJECT:

Action: Adoption of Resolution: Approve the Implementation of the City of Woodlake Economic Development Board and Appoint a Councilmember to the Board

BACKGROUND:

As instructed by City Council, staff has been working on developing methods to promote local economic development. While the City has seen an increase in the addition of commercial businesses and growth in private industry, which has led to increased sales tax revenues and job creations, Council has asked staff to continue their efforts to promote the City of Woodlake as a business-friendly community.

DISCUSSION:

City staff is proposing that the Economic Development Board meet monthly. City staff will assume the duties of staffing the Economic Development Board. The Board will oversee and direct decisions being made on the promotion of economic development, while City staff will implement their ideas and help local business connect with resources. The Board will also help communicate the available amenities and events that the City of Woodlake has to offer.

The proposed seven member Economic Development Board will be appointed as follows:

Councilmember: Will provide input regarding the interest of the City and report back to Council.

WUSD Representative: Will provide input regarding the interest of the WUSD and present back to the District.

Two Local Business Owners: Will provide input regarding the interest of local business owners and report back to all business owners.

Private Industry: Will provide input regarding the interest of the private industry and give feedback on how the City can better attract private industry.

Service Club: Will provide input regarding the interest of service clubs and report back to all service clubs.

Member at Large: Will provide input regarding the interest of the community and report to local residents.

The first meeting for nomination of Board members will be held August 27, 2015 at 10 a.m. at the City of Woodlake Council Chambers.

RECOMMENDATIONS:

Staff recommends that the City Council approve the implementation of the City of Woodlake Economic Development Board and appoint a Councilmember to the Board. Once members are nominated to the Board they will be approved by the City Council.

FISCAL IMPACT:

The City has budgeted \$15,000 for Fiscal Year 2015/2016 to promote economic development in the City of Woodlake.

ATTACHMENTS:

1. Resolution: Approve the Implementation of the City of Woodlake Economic Development Board and Appoint a Councilmember to the Board

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
STATE OF CALIFORNIA

In the matter of:

APPROVE THE IMPLEMENTATION OF THE) Resolution No.
CITY OF WOODLAKE ECONOMIC DEVELOPMENT)
BOARD AND APPOINT A COUNCILMEMBER TO)
THE BOARD)

Councilmember _____, offered the following resolution and moved its adoption. Approve the implementation of the City of Woodlake Economic Development Board and appoint a Councilmember to the Board.

WHEREAS, the City of Woodlake wishes to establish an Economic Development Board that will oversee the promotion of economic development in the City; and

WHEREAS, the Economic Development Board will be composed of a seven member board as follows:

- Councilmember:** Will provide input regarding the interest of the City and report back to Council.
- WUSD Representative:** Will provide input regarding the interest of the WUSD and present back to the District.
- Two Local Business Owners:** Will provide input regarding the interest of local business owners and report back to all business owners.
- Private Industry:** Will provide input regarding the interest of the private industry and give feedback on how the City can better attract private industry.
- Service Club:** Will provide input regarding the interest of service clubs and report back to all service clubs.
- Member at Large:** Will provide input regarding the interest of the community and report to local residents.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to approve the implementation of the City of Woodlake Economic Development Board and appoints Councilmember _____ to the Board.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on August 10, 2015.

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

City of Woodlake

AGENDA ITEM V-E

August 10, 2015

Prepared by Jason Waters, City Staff

SUBJECT:

Information: Ordinance Updates: Curfew, Graffiti, Mobile Food Vendors, Lawn Parking

BACKGROUND:

The City of Woodlake is undergoing a review of local City Ordinances to see if there is a need to create or revise ordinances.

DISCUSSION:

City Council asked staff to review a number of City Ordinances. At the July 10th City Council Meeting, Staff discussed potential approaches to each ordinance and received recommendations from City Council on how to proceed with each ordinance.

With this update, Staff has provided initial drafts of each ordinance. City Staff will continue to work with our attorney's office to review each ordinance and will proceed with the ordinance adoption process if directed by Council to do so.

ATTACHMENTS:

1. DRAFT Curfew Ordinance
2. DRAFT Graffiti Ordinance
3. DRAFT Mobile Food Vendor Ordinance
4. DRAFT Lawn Parking Ordinance

ORDINANCE NO. _____

AN ORDINANCE REPEALING CHAPTER 9.08 OF THE MUNICIPAL CODE OF THE CITY OF WOODLAKE, AND ENACTING CHAPTER 9.08 PERTAINING TO CURFEW REQUIREMENTS FOR MINORS AND THEIR PARENTS OR LEGAL GUARDIANS.

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

Section 1. PURPOSE AND FINDINGS.

(a) The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare, and to protect individuals under the age of eighteen years. By enactment of this ordinance, the City Council desires to, among other objectives, encourage parents and legal guardians to exercise reasonable care, supervision and control over their minor children so as to prevent them from committing unlawful acts as well as to prevent them from becoming victims of crime.

(b) The City Council finds that a critical need exists for a juvenile curfew ordinance. Minors are under the age of eighteen years and possess a particular vulnerability to crime and harmful influence under certain circumstances or when not supervised or accompanied by a parent or legal guardian at night; such minors often lack the ability to make critical decisions in an informed and mature manner when exposed to nighttime influences. Furthermore, the presence of criminal street gang members in an environment where minors are present can have unsettling effects. Minors can be recruited into the gangs, may be exposed as witnesses to gang violence, or most severely, may become innocent victims of gang violence. A curfew ordinance can help to ensure that a minor's parent or legal guardian is able to play an important role in the minor's development and upbringing. State law limits the circumstances under which a peace officer can intervene to assist a minor who is in potential danger or need of assistance. In the absence of a curfew ordinance, peace officer will not have a clear guideline as to whether or not they may detain a minor to provide assistance. Accordingly, the City Council finds that this juvenile curfew ordinance is necessary. This ordinance is tailored

to promote the welfare of minors and promote and protect a parent's ability to play a role in the upbringing of their minor children.

(c) The City Council further finds that:

- 1) A significant number of individuals using the City's public streets or other public areas at night are members of criminal street gangs;
- 2) A consistent pattern of crime and violence has occurred in and about the City of Woodlake on public streets during nighttime hours, including crimes and violence by criminal street gang members;
- 3) Criminal street gang activity has been documented by the Woodlake Police Department; In one incident on February 2, 2013 at approximately 12:35 A.M. a minor member of a criminal street gang and an accomplice were on a public street with a firearm and ultimately shot and killed Richard Zepeda who was outside visiting with friends; In another incident on North Mulberry Street on March 13, 2015 at approximately 10:15 P.M., a seventeen year old minor was shot in the chest, cheek and back by individuals from a criminal street gang;
- 4) Numerous physical assaults and other cases of shootings have been documented during nighttime hours on or near public streets frequented by minors; and
- 5) The enactment of reasonable time, place and manner restrictions as provided herein will provide measures to reduce the potential for crime activity by or director toward minors on public streets and other public property.

Section 2. CODE REPEAL. Chapter 9.08 within Title 9 of the Woodlake Municipal Code is hereby repealed in its entirety.

Section 3. CODE ADOPTION. Chapter 9.08 within Title 9 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

CHAPTER 9.08 - CURFEW

SECTION 9.08.010: DEFINITIONS.

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

(a) **Curfew Hours:** Curfew hours refers to 10:00 P.M., local time on any Sunday, Monday, Tuesday, Wednesday, Thursday, Friday or Saturday, until 4:00 A.M. the following day.

(b) **Emancipated Minor:** An emancipated minor is a minor who has entered into a valid marriage, is on active duty with any of the armed forces, or has received a declaration of emancipation, as more fully set forth in California Family Code sections 7000 et seq.

(c) **Emergency:** An emergency means an unforeseen combination of circumstances which results in a reasonable necessity for immediate responsive or protective action, including but not limited seeking to obtain medical, police, fire or other assistance. The term includes, but is not limited to, a fire, a natural disaster, an automobile accident or any situation requiring immediate action to prevent serious bodily injury or loss of life.

(d) **Establishment:** Establishment means any privately owned place of business, operated for a profit, to which the public is invited, including but not limited to, any place of amusement or entertainment.

(e) **Express Parental Permission:** Express parental permission is the verifiable permission of a minor's parent or legal guardian for the minor to be in or on any public street, public park or any other public place during the hours of curfew set forth in this Chapter. When stopped for a possible violation of this Chapter, it shall be the minor's responsibility to demonstrate that he or she has express parental permission. The minor may satisfy this burden through any means including, but not limited to, signed and verifiable documentation from a parent or legal guardian specifying the date, time and purpose of permission or presentation of a form developed and administered by the Woodlake Police Department. If a minor is unable to demonstrate that he or she has express parental permission and no other exception applies, the minor may be transferred to the Woodlake Police Department and shall not be subject to custodial interrogation for a violation of this Chapter. For minors who allege but are unable to demonstrate express parental permission, the peace officer with custody of the minor at the station must promptly attempt to contact the minor's parent or legal guardian to determine if the minor has express parental permission. If the peace officer determines that the minor has express parental permission and the minor is not being held for any other charges, the minor

must be released promptly and returned to the place of initial detention as authorized by the minor's parent or legal guardian. If the peace officer does not determine that the minor has express parental permission, the minor shall be deemed to be in violation of the appropriate provision of this Chapter.

(f) **Legitimate Employment:** Legitimate employment is any lawful source of employment or self-employment in connection with a business, trade, profession or occupation.

(g) **Minor:** A minor is any person under the age of eighteen years.

(h) **Other Public Place:** Other public place includes all other public or private property, in addition to a public street, public alley or public park, which is outdoors and immediately accessible by the public in general, such as plazas, parking lots, doorways or breezeways; Not included in this definition is the residence of a minor or the minor's actual relative or the portion of street, sidewalk or yard adjoining such residences.

(i) **Operator:** Operator means any individual, firm, association, partnership or corporation operating, managing or conducting any establishment. The term includes the members or partners of an association or partnership and the officers of a corporation.

(j) **Parent or Legal Guardian:** A parent or legal guardian is a person or spouse of a person who has the legal custody or care of a particular minor. For purposes of this Chapter, parent or legal guardian also includes an adult who is accompanying a minor with the express written permission of the minor's parent or legal guardian.

(k) **Public Park:** Public park includes all grounds, roadways, squares, recreation facilities and other property placed under the control, management, and direction of the City of Woodlake Public Works Department.

(l) **Public Street:** Public street includes all public sidewalks, crosswalks, roadways, alleys and intersections, but not sidewalks that are adjoining to a minor's residence or the residence of the minor's actual relative.

(m) **Religious or Political Activity:** A religious or political activity includes, but is not limited to, a rally, demonstration, march, vigil, service or distribution of information which has as its primary focus political or religious purposes.

(n) **Remain:** Remain means to linger, stay or fail to leave the premises when requested to do so by a peace officer or the owner, operator or other person in control of the premises.

SECTION 9.08.020: CURFEW PROHIBITIONS.

(a) No minor shall remain in any public place or on the premises of any establishment within the City of Woodlake during curfew hours.

(b) No parent or guardian of a minor shall knowingly permit, or by insufficient control allow, any minor to remain in any public place or on the premises of any establishment within the City of Woodlake during curfew hours.

(c) No owner, operator, or employee of any establishment shall knowingly allow a minor to remain upon the premises of the establishment during curfew hours.

SECTION 9.08.030: EXEMPTIONS; CONDUCT THAT DOES NOT VIOLATE CURFEW PROHIBITIONS.

(a) It is a defense to prosecution under section 9.08.020 if the minor was:

1. Accompanied by the minor's parent or legal guardian.
2. On an errand at the direction of the minor's parent or legal guardian, without any detour or stop.
3. Engaged in legitimate employment activity, or going to or returning home from a legitimate employment activity, without any detour or stop.
4. Involved in an emergency.
5. On the sidewalk abutting the minor's residence or abutting the residence of a next-door neighbor, if the neighbor did not complain to the Woodlake Police Department about the minor's presence.
6. Attending an official school, religious or other recreational activity supervised by adults and sponsored by the City of Woodlake, a local school district, a nonprofit charity, a locally recognized civic organization or another similar lawful entity that

has taken responsibility for the minor, or going to or returning home from the same, without any detour or stop.

7. Exercising rights secured by the First Amendment of the Constitution of the United States of America.

8. An emancipated minor.

(b) It is a defense to prosecution of a parent or legal guardian under section 9.08.020(b) if, at the time of the minor's violation, the parent or legal guardian reported to the Woodlake Police Department that the minor was out during curfew hours without permission, or the minor failed to obey an order of reporting parent or legal guardian to stay home during curfew hours.

(c) It is a defense to prosecution of owner, operator or employee of an establishment under section 9.08.020(c) if the prosecuted owner, operator or employee of an establishment promptly notified the Woodlake Police Department that a minor remained on the premises of the establishment during curfew hours after being asked by the establishment to leave.

SECTION 9.08.040: ENFORCEMENT ACTION AND PROBABLE CAUSE.

Before transporting a minor or taking any enforcement action for a violation of section 9.08.020, a peace officer must ask for the apparent offender's age and inquire into the minor's reason for being in the public place. The peace officer must not cite the apparent offender for violation of section 9.08.020, unless the peace officer reasonably believes that an offense under section 9.08.020 has occurred, and that none of the exemptions under section 9.08.030 are applicable. No provision within this Chapter shall authorize a peace officer to engage in custodial interrogation of a minor for a violation of section 9.08.020.

SECTION 9.08.050: CONSEQUENCES FOR VIOLATION.

(a) To the extent permitted by applicable law, including the terms of this section, all remedies prescribed in this section for a violation of section 9.08.020 shall be cumulative and not mutually exclusive, and are in addition to any other remedy or penalty authorized by law.

(b) In addition to any other authorized remedy, each violation of section 9.08.020 shall constitute a public nuisance that shall be subject to abatement through any lawful means.

- (c) Violation of section 9.08.020 constitutes an infraction.
- (d) Any person violating the provisions of section 9.08.020 shall be subject to the corresponding warning, fees and community service prescribed by Welfare and Institutions Code section 625.5(d) and (e) or its corresponding successor statute, if any, as amended from time to time. Any court order imposing community service upon a minor should not exceed any statutorily prescribed limits, including those in Welfare and Institutions Code section 258(a)(13), which as of the date of this ordinance limits community service by minors for violation of curfew to a total time of twenty (20) hours over a period not to exceed thirty (30) days. The Chief of Police or his/her designee is hereby authorized and charged with the responsibility to issue the notices described in Welfare and Institutions Code section 625.5(d).
- (e) In order to facilitate the City's recovery of a fee, under Welfare and Institutions Code section 625.5(e), for actual costs of administrative and transportation services for the return of a minor to his or her place of residence, or to the custody of his or her parents or legal guardian, the City Council may from time to time enact a resolution setting forth the City's actual costs on an hourly or other reasonable basis. Such resolution may authorize City staff to calculate and collect the final fee without further approval from the City Council, and to conduct any hearing required by said statute and make any related findings and orders authorized thereunder including without limitation the imposition of community service, provided that any appeal thereof shall be heard by the City Council or its designee.
- (f) In addition to fees and community service which may be imposed under this section, for a second and subsequent violation of section 9.08.020, the violator shall be subject to a fine not to exceed the amounts specified in section 1.12.010 for infractions.
- (g) A minor whose violation of section 9.08.020 is not litigated in conjunction with a petition under sections 601 or 602 of the Welfare and Institutions Code may be heard and disposed of by a juvenile hearing officer pursuant to Welfare and Institutions Code section 256. A minor's ability or inability to appeal a court's disposition is governed by Welfare and Institutions Code section 800, as amended from time to time. [In re K.S. (2003) 112 Cal. App. 4th 118.]

Section 4. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 5. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 6. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 7. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 8. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as

provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 9. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2015 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

RUDY MENDOZA
Mayor, City of Woodlake

ATTEST: _____
IRENE ZACARIAS
City Clerk

Graffiti Ordinance

Purpose.

A. Graffiti Abatement. The purpose of this chapter is to provide for the prompt abatement of graffiti from public and private properties in the city; to provide for methods of controlling the unauthorized use of aerosol paint containers, wide-tipped marker pens, and paint sticks by minors; and to encourage citizens to report occurrences of graffiti vandalism within the city.

B. Nuisance Declared. Due to the increase of graffiti vandalism on both public and private property, a condition has arisen within the city which has resulted in a deterioration of property values and concern for the quality of life of the city's citizens. The city council finds and determines that graffiti constitutes a public nuisance which, left unabated, adversely affects the city's image, business development, retail sales, and residential housing costs. Allowing graffiti to remain on public or private property encourages additional unacceptable occurrences of graffiti, fuels fear among the community and is a factor which not only depreciates the value of the property which has been the target of such vandalism, but also depreciates the value of adjacent and surrounding properties.

C. Minimize Impact. The purpose of this chapter is, therefore, to minimize the impact which graffiti has on the city's quality of life, economic stability, environmental image, aesthetic standard, and the overall sense of feeling of safety and security of its citizens. Because the existence of graffiti tends to breed community discontent and criminal and gang-related activities, the chapter will serve to mitigate these problems through quick removal and control of graffiti vandalism.

Terms defined.

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

"Aerosol paint container" means any aerosol container, regardless of the material from which it is made, used for the purpose of spraying paint or other substance capable of defacing property.

"Felt tip marker" means any indelible marker or similar implement with a tip which, at its broadest width, is greater than one-eighth-inch containing an ink that is not water-soluble.

"Graffiti" defined as, but not limited to, any unauthorized inscription, work, figure or design that is marked, etched, scratched, drawn or painted on any surface.

"Graffiti implement" defined as, but not limited to, aerosol containers of paint, any felt-tip marker, any paint stick, or any other item used to mark, etch, scratch, draw, or paint any unauthorized inscription, work, figure or design.

"Minor" means a person under eighteen years of age.

"Paint stick" means a device containing a solid form of paint, chalk, epoxy, or other similar substance, capable of being applied to a surface by pressure, and upon application, leaving a mark at least one-eighth of an inch in width, visible from a distance of twenty feet, and not water-soluble.

Sale of graffiti implements to minors.

It shall be unlawful for any person to sell, offer to sell or cause to be sold, any graffiti implements, including, but not limited to, aerosol containers of paint, any felt tip marker pen, or any paint stick, to any person under the age of eighteen years who is not accompanied by a responsible adult.

Possession by minors—Prohibited.

A. It is unlawful for any minor to possess any graffiti implement:

1. While upon public property; or
2. While upon private property, without the consent of the owner, or operator thereof. Such consent must be given in advance and must authorize the minor's presence while in the possession of a graffiti implement.

B. This section is not intended to conflict with California Penal Code Section 594.1 and shall not apply while a minor is attending, or traveling to or from a school, who has a dated permission slip from a parent or a teacher.

Signs, display requirement.

A. Signs. Any person engaged in the retail sale of graffiti implements, including, but not limited to, any aerosol containers of paint, any felt tip marker pens, or paint sticks, shall display at the location of retail sales, a sign clearly visible and legible to employees and customers which states as follows:

1. It is unlawful for any person to sell, lend, or give to any individual under the age of eighteen years, who is not accompanied by a responsible adult, any aerosol container of paint or any felt tip marker pen or paint stick with a tip greater than one-eighth-inch.

B. Display Requirement. Every person or business engaged in a commercial enterprise shall display for sale, trade or exchange, any aerosol paint container or felt tip marker either: (1) in an area continuously observable, through direct visual observation or surveillance equipment, by employees of the retail establishment during the regular course of business; or (2) in an area not accessible to the public in the regular course of business without employee assistance. Nothing herein shall relieve such person or business entity from, at all times, complying with the requirements of California Penal Code Section 594.1(c) by posting signs as described therein.

Removal.

A. General. Any person applying graffiti within the city shall have the duty to remove same in a manner approved by the city and the property owner within twenty-four hours after notice by the city or public or private owner of the property involved. Failure of any person to so remove graffiti shall constitute an additional violation of this chapter. Consistent with Civil Code Section 1714.1 where graffiti is applied by minors, the parent or guardian shall be responsible for such removal or payment of costs thereof.

B. Public Property. Whenever the city administrator, or his/her designated representative, determines that graffiti exists upon property owned by the city, it shall be removed as soon as possible. When the property is owned by a public entity other than the city, the removal of the graffiti may be authorized by the city manager, or his/her designated representative, and removal undertaken by city only after securing written consent of the public entity having jurisdiction over the property. The public entity shall execute a release and waiver as approved by the city's risk manager.

C. Multiple Offenses. The city may, at its sole discretion, require any owner of property who has been cited two times or more for graffiti removal to, in addition to any other penalties/fines applicable under this chapter, plant vegetation or to take any other reasonable measures necessary to prevent or restrict the ability to create graffiti on the property in question.

D. Notice of Affected Area; Requirement to Remove Graffiti.

1. Where graffiti is located upon private property and said graffiti is capable of being viewed by persons utilizing any public right-of-way or sidewalk within the city, it is the property owner's duty to remove said graffiti promptly from the property and to restore said property at least to the condition it was in prior to such act of vandalism. If the property owner fails to promptly remove said graffiti, the city shall cause a written notice to be served upon the owner of the affected property notifying the owner of the location and description of the graffiti and of the property owner's obligation to remove said graffiti. It shall be the responsibility of the property owner to commence removal of the graffiti described in the notice within five days of service or personal delivery of the notice, and to diligently and promptly pursue total removal of said graffiti; provided that an exception may exist in cases of undue hardship as established pursuant to subsection (D)(2) of this section. The service is complete at the time of deposit of the notice in the U.S. mail or by personal delivery of the notice to the owner of the property subject to removal of graffiti. The failure of any person to receive such notice shall not affect the validity of any proceeding.

2. Undue Hardship; Optional Procedure for Removal. In the event the property owner cannot comply with the requirement of subsection (D)(1) of this section, due to hardship, the property owner shall file a written request for waiver of the removal requirement with the city. The property owner shall explain his/her reason(s) for making such request. The written request shall be filed within the five-day removal period stated in subsection (D)(1) of this section. In determining whether the request for waiver will be granted, and subsequent assistance provided to the property owner in removal of said graffiti, the city shall consider the following circumstances:

- a. The cost of restoration of the property to its original state prior to the imposition of the graffiti in proportion to the relative value of the property;
- b. The ability of the owner to pay for such removal;
- c. Whether or not the property has been the target of previous incidents of graffiti or whether a pattern of vandalism to such property exists.

The decision of the city in the form of a written decision by the city manager, as to whether or not to grant the waiver shall be final.

3. City's Release from Liability. A written request to waive the requirements of subsection (D)(1) of this section shall be accompanied by a "release from liability" form signed by the property owner which shall release the city and its authorized agents from any and all liability that may be caused or attributed to removal of graffiti from the owner's premises by persons acting under the authorization of the city.

4. Approval for City to Remove Graffiti. A written request to waive the requirements of subsection (D)(1) of this section accompanied by a signed "release from liability" form shall constitute an express approval by the property owner that the city or its authorized representatives may provide for the removal of the graffiti on owner's property by persons acting under the authorization of the city.

5. Failure to Remove Graffiti or Seek Waiver of Removal. In the event the owner fails to remove graffiti from his or her property and fails to request a waiver of such removal, the city may declare the property a public nuisance and the city may take any of the following courses of action:

- a. Administrative Procedure to Abate Nuisance. The city may direct the removal of graffiti from the property with the cost of work performed billed to the property owner who may select the option of direct payment of such costs. Failure to make direct payment for the abatement of graffiti shall constitute a special assessment against the respective lot or parcel plat to which it relates. The assessment may be collected at the same time and in the same manner as ordinary municipal taxes are collected and shall be subject to the same penalties and the same procedure and sale in case of delinquency as provided for ordinary municipal taxes. All laws applicable to the levy, collection and enforcement of municipal taxes shall be applicable to the special assessment. Upon completion of the graffiti abatement work, the city manager shall cause to be recorded in the office of the recorder of Tulare County, a "notice of completion of graffiti abatement proceedings" against a particular parcel involved. The notice of completion of graffiti abatement proceedings shall have the effect when recorded of conclusively establishing that graffiti abatement proceedings have been completed and that all proceedings have been completed and that all necessary charges incurred on account thereof by the city are due and owing and constitute a special assessment against the subject real property. This notice shall specify the name of the current owner of the parcel as shown on the last equalized assessment rolls of the county of Tulare, and the Tulare County Assessor's parcel number for the parcel involved.

b. The city may commence criminal proceedings to abate a public nuisance under applicable Penal Code provisions.

Responsibility.

Any individual who is found guilty of violating Section REMOVAL (A) of this chapter shall pay restitution to the property owner, in addition to authorized penalties. If the violator is a minor, the parent or guardian shall be responsible for payment of restitution. If unable to pay, the juvenile may be permitted to work off his/her payment under the direction of at least one parent by painting out graffiti.

Penalties.

A. It shall be unlawful and a misdemeanor to apply graffiti on any premises as described herein. Notwithstanding the classification of a violation of this chapter as a misdemeanor, at the time an action is commenced to enforce the provisions of this chapter, the trial court, upon recommendation of the prosecuting attorney, may reduce the charged offense from a misdemeanor to an infraction.

B. It shall be unlawful and a misdemeanor for a minor to possess any "graffiti implement" as described herein in violation of Section POSSESSION OF MINORS of this chapter. Notwithstanding the classification of a violation of this chapter as a misdemeanor, at the time an action is commenced to enforce the provisions of this chapter, the trial court, upon recommendation of the prosecuting attorney, may reduce the charged offense from a misdemeanor to an infraction.

C. Any person convicted of a misdemeanor under this chapter shall be punished by: (1) a fine not to exceed five hundred dollars; and/or thirty days in the county jail for a first violation; (2) a fine not exceeding one thousand dollars and/or ninety days in the county jail for a second violation of this chapter within one year; and (3) a fine not exceeding two thousand five hundred dollars and/or six months in the county jail for each additional violation of this chapter within one year.

D. Any person convicted of an infraction under this chapter shall be punished by: (1) a fine not exceeding fifty dollars for a first violation; (2) a fine not exceeding one hundred dollars for the second violation of this chapter within one year; and (3) a fine not exceeding two hundred fifty dollars for each additional violation of this chapter within one year. Each day that a violation continues shall be regarded as a new and separate offense.

E. Community based probation officer probation program, community service with minimum hours and parental involvement.

F. If the person violating this chapter is a minor, the matter may be referred to the community based probation officer. The community based probation officer may request that a petition be filed to declare the minor to be a ward of the court pursuant to Section 602 of the Welfare and Institutions Code, or elect to refer the matter to the traffic hearing officer. In lieu of filing a petition,

the probation officer may impose a program of informal supervision, not to exceed six months, pursuant to Section 654 of the Welfare and Institutions Code. The probation officer shall be authorized to order said minor to perform such community service the probation officer deems appropriate. The community service shall contain the following minimum elements:

1. The minor shall perform not less than twenty hours, nor more than one hundred hours of community service.
2. The entire period of community service shall be performed under the supervision of a community service provider approved by the community based probation officer.
3. The probation officer may require at least one of the custodial parents or guardians to be in attendance for up to fifty percent of the period of the assigned community service.

Alternative.

Nothing in the foregoing sections shall be deemed to prevent the city from commencing a civil or criminal proceeding to abate a public nuisance under applicable Civil or Penal Code provisions as an alternative to the proceedings set forth herein.

Severability.

If any section, subsection, sentence, clause, phrase, or portion of this chapter, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this chapter. The city council declares that it would have adopted each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions be declared invalid or unconstitutional.

Mobile Vending

Purpose.

The general purpose of this Chapter is to promote the health, safety, comfort, convenience, prosperity and general welfare of the citizens, businesses and visitors of the City of Woodlake by requiring that mobile vendors provide the community and customers with a minimum level of cleanliness, quality, safety and security. It is the purpose and intent of the City Council in enacting this Chapter, to provide mobile vendors with clear and concise regulations to prevent safety, traffic and health hazards, as well as to preserve the peace, safety and welfare of the community.

Definitions.

A. "Mobile vending unit" shall mean any vehicle, trailer, pushcart, motorized food wagon, stand, tent; or structure; not affixed to a permanent foundation, with or without wheels, which may be moved from one place to another under its own power or by other means.

B. "Mobile vendor" shall mean any person engaged in the business of selling prepared, pre-packaged or unprepared, unpackaged food or foodstuffs of any kind, goods, wares, merchandise, or any other thing of value from a mobile vending unit on private or public property.

C. "Persons" shall mean any person, firm, partnership, association, corporation, or business entity, and includes, but is not limited to, owners, operators, drivers, lessors and lessees of a mobile vending unit.

D. "Vend" or "Vending" shall mean the sale of prepared, pre-packaged or unprepared, unpackaged food or foodstuffs of any kind, goods, wares, merchandise, or any other thing of value from a mobile vending unit on private or public property.

Permit required.

No person may vend in the City without first obtaining and having in his or her possession a vendor permit issued by the City in accordance with this Chapter. No permit granted herein shall confer any vested right to any person or business for more than the permit period. All mobile vendors subject to this Chapter shall comply with the provisions of this Chapter as they may be amended hereafter.

Permit period.

All vendor permits issued by the City to operate in designated locations pursuant to section **PENDING (A)** shall be limited to a permit period of 1 year.

Application for Permit to Operate.

A person desiring to engage in a mobile vendor operation shall submit a written application for a Permit to Operate in a form acceptable to and with all supporting information required by the City Planning Department. Such application shall be accompanied by a non-refundable, non-transferable application fee in an amount as established by resolution of the City Council. Any such permit shall be

required to be renewed annually and a separate non-refundable, nontransferable application fee shall be paid yearly for such renewal application. Mobile vendors must have the permit in their possession when vending. Permits to Operate are nontransferable.

A. Every mobile vendor shall obtain a City of Woodlake Business License.

B. As part of the Permit to Operate application, the mobile vendor shall provide the following:

1. Mailing address for notification purposes. If during the term of the Permit, the permit holder has any change in the mailing address submitted on the original or renewal application; the permit holder shall notify the planning department of such change in writing within ten (10) business days thereafter. Failure to provide updated contact information shall be grounds for Permit suspension.
2. Legal names of the mobile vendor and all persons operating or vending out of the mobile vending unit.
3. Proof of current vehicle registration (for mobile vending unit if applicable).
4. Designation of period of operation (limited to one year).
5. Four photographs (showing different exterior views) of each mobile vending unit.
6. Dimensioned sample or rendering of proposed signage.
7. A copy of a current Tulare County Environmental Health permit.
8. Proof of automobile insurance as required by the Vehicle Code (for mobile vending unit if applicable).
9. No person shall engage in, conduct or carry on the business of a mobile vendor unless there is on file with the city, in full force and effect at all times, documents issued by an insurance company authorized to do business in the State of California evidencing that the operator is insured under a liability insurance policy providing minimum coverage of \$1,000,000 for injury or death arising out of the operation of the mobile vending unit.

D. The following may constitute grounds for denial of a Permit to Operate or renewal application:

1. The proposed mobile vending activity does not comply with all applicable laws including, but not limited to, housing, fire, safety and health regulations;
2. The applicant is unable to obtain a business license due;
3. The applicant has, within three (3) years immediately preceding the application filing date, had a permit to operate, vending license or similar permit suspended or revoked in another California jurisdiction;
4. The applicant has knowingly made a material misstatement in the application for a Permit to Operate;
5. Failure to obtain clearance from Tulare County Environmental Health.

E. The Planning Commission shall be the decision making authority for any initial application of a Permit to Operate. The City Administrator or designee shall be the decision making authority for any renewal application of a Permit to Operate.

Rules and Regulations.

A. Location:

Mobile vendors may only operate in City approved mobile vending locations. These vending areas will be selected and approved by the Woodlake Planning Commission.

Within the approved mobile vending locations, the mobile vendor will be subject to the following conditions:

1. Permitted hours of operation are from 8:00 p.m. to 12:00 a.m.
2. Vendors shall not interfere with access, driveways, aisles, circulation or fire lanes and hydrants .
3. The mobile vendor shall display, in plain view and at all times, current permits and licenses.
4. While vending, drive wheels of the mobile vending unit shall be chocked in such a manner as to prevent movement.
5. The mobile vending unit shall be entirely self-sufficient in regards to gas, water and telecommunications. Should any utility hook-ups or connections to on-site utilities be used or required, the mobile vendor shall be required to apply for appropriate permits or receive approval by the appropriate City Department to ensure building and public safety and consistency with applicable building and zoning regulations.
6. The mobile vendor shall not discharge items onto the sidewalk, gutter, storm drainage inlets or streets.

B. Appearance of Site:

1. The site shall be maintained in a safe and clean manner at all times.
2. No tables, chairs, fences, shade structures or other site furniture, (permanent or otherwise) or any free standing signs shall be permitted in conjunction with the mobile vendor.
3. Any site improvements required for mobile vendor operations shall require application for the appropriate permits to ensure building and public safety and consistency with applicable building and zoning regulations.
4. Exterior storage of refuse, equipment or materials associated with the mobile food vendor is prohibited.

D. Sanitation:

1. All mobile vendors operating a mobile food facility as defined by the Health and Safety Code shall operate out of a commissary pursuant to Health and Safety Code section 114295.
2. All mobile units shall be equipped with refuse containers large enough to contain all refuse generated by the operation of such a unit, and the vendor of the mobile unit shall pick up all refuse generated by such operation within a twenty-five (25)-foot radius of the vehicle before such unit is moved. No mobile vendor shall dispose of any trash or refuse in any such public or private trash receptacle other than a trash receptacle owned, operated or otherwise provided by and under the control of such vendor.

3. All mobile vendors operating a mobile food facility as defined by the Health and Safety Code shall comply with Health and Safety Code section 114315 regarding the availability of adequate toilet facilities for use by food service personnel.

E. Safety and security:

1. No vending shall be permitted except after the mobile vending unit has been brought to a complete stop and parked in a lawful manner.
2. The mobile vendor shall install signage in a visible location on the mobile vending unit indicating that loitering is not permitted.
3. The mobile food vendor shall enforce the no loitering rule.

Exemptions.

A. Any person engaged in vending where such person has been authorized by the City of Woodlake to engage in such activity by a special event permit or other entitlements issued by the City of Woodlake.

B. Any person delivering any goods by vehicle where such goods have been ordered in advance for such delivery from any business located at a permanent location and which goods are being delivered from such location to the customer by vehicle, regardless of the point of sale.

DRAFT

Residential Parking Restriction

Purpose.

The purpose of this chapter is to promote the public health, safety and welfare by requiring a minimum level of maintenance of private property to protect the livability, appearance and social and economic stability of the city and to protect the public from the health and safety hazards and the impairments of property values that result from the neglect and deterioration of property.

Definitions.

- A. "Boat" means a boat of any kind, whether self-propelled or propelled by any other means, including sailing vessels and all other structures adapted to be navigated on water from place to place for recreational purposes or for the transportation of merchandise or persons.
- B. "Motor Vehicle" means a passenger vehicle, truck, recreational vehicle, motorcycle, motor scooter, golf cart, or other similar self-propelled vehicle. "Motor vehicle" does not mean a motorized wheelchair, bicycle, tricycle or quadricycle.
- C. "Property" means any property not owned by the City of Woodlake, the federal or state government or any political subdivision or agency thereof.
- D. "Recreational Vehicle" means a motor vehicle designed and equipped for human habitation.

Parking on unpaved surfaces prohibited.

- A. No person shall keep, store or park any trailer, recreational vehicle, boat or motor vehicle on any portion of a front yard or corner lot side yard facing a street of a property designed or used as a residence, except on an area that is paved.
- B. No owner, tenant, manager, or occupant of property used as a residence shall allow or suffer another person to keep, store or park any trailer, recreational vehicle, boat or motor vehicle on any portion of a front yard or corner lot side yard facing a street, except on an area that is paved.

Enforcement.

- A. The city administrator is authorized to administer and enforce the provisions of this chapter. All enforcement officers to whom the city manager has delegated enforcement responsibilities are authorized to inspect property and to take any other enforcement actions as may be required or appropriate to administer or enforce the provisions of this chapter.
- B. Any person who violates any provision of this chapter shall be subject to enforcement procedures for each violation through any lawful means available to the city, including without limitation, the administrative citation procedures