

# **EXETER CITY COUNCIL ACTION MINUTES**

January 14, 2020

A regular session of the City Council, City of Exeter was held on Tuesday, January 14, 2020, at 7:00 p.m., in the Exeter City Council Chambers, 137 North F Street.

**COUNCIL PRESENT:** Mary Waterman-Philpot, Barbara Sally, Frankie Alves, Jeremy Petty

**COUNCIL ABSENT:** Dave Hails

**STAFF PRESENT:** Adam Ennis, Julia Lew, Daymon Qualls, John Hall, Chris Tavarez, Shonna Oneal, Lisa Wallis Dutra,

## **A. CALL TO ORDER REGULAR SESSION**

Mayor Waterman-Philpot called the regular session to order at 7:00 p.m.

## **B. PLEDGE OF ALLEGIANCE AND INVOCATION**

Council Member Petty led the Pledge of Allegiance and an invocation was given by Pastor Allen Whittenburg.

## **C. SPECIAL PRESENTATIONS (if any):** None

## **D. PUBLIC COMMENTS:**

Mayor Waterman-Philpot requested those who wish to speak on matters that are not on the agenda that are within the jurisdiction of the Exeter Council, or to address or request a matter be pulled from the consent calendar to do so at this time. She also stated comments related to Individual Business or Public Hearing items that are listed on the agenda will be heard at the time that matter is addressed on the agenda.

There were no public comments presented.

## **E. CONSENT CALENDAR:**

It was moved by Mayor Pro Tem Sally seconded by Council Member Alves and carried 4-0 (Council Member Hails absent) that the items on the Consent Calendar be approved as presented.

1. **Approve minutes of December 10, 2019**
2. **Payment of the Bills**
3. **Payroll: December 13, 2019 and December 27, 2019**
4. **Treasurer's Report**
5. **Adopt Resolution 2020-01 authorizing the conversion of parking control along the east side of Kaweah Avenue (SR 65), commencing at Sequoia Drive, and continuing north one-hundred and thirty-two (132) feet, and along the west side of Kaweah Avenue (SR 65), commencing at Sequoia Drive, and continuing north one-hundred and forty (140) feet to red curbing – no parking or stopping at any time.**
6. **Declare Janice Zigler's seat on the Planning Commission vacant and direct staff to post the vacancy and solicit applications.**
7. **Adopt Resolution 2020-02 establishing requirements and criteria for towing services to enter into agreements with the City for public safety responses and allow the use of multiple tow service companies that have a business location within the City of Exeter.**

## **F.INDIVIDUAL BUSINESS ITEMS**

1. **Administrative Hearing to consider confirmation of Nuisance Abatement Cost Recovery Amount and Special Assessment Approval for 531 West Firebaugh, Exeter, CA 93221, Assessor's Parcel Number 135-073-014-000.** Public Works Director Daymon Qualls provided a report for Council's review and consideration. City Attorney Julia Lew inquired if anyone was present for public comment. Receiving no response, Ms. Lew noted it for the record. With no further discussion it was moved by Council Member Petty, seconded by Mayor Pro Tem Sally and carried 4-0 (Council Member Hails absent) to confirm the nuisance abatement recovery amount of \$7,614.95 and to approve the levying of a Special Assessment for that amount on the nuisance property at 531 West Firebaugh Avenue in order to recover the City's costs incurred abating the public nuisances on that parcel.

## EXETER CITY COUNCIL ACTION MINUTES

Page 2, January 14, 2020

2. **Second reading and adoption of Ordinance #691 amending Chapter 3.36.140 to Title 3, Chapter 3.36 of City of Exeter Code of Ordinances, concerning cooperative purchasing, and providing for the utilization of existing purchase contracts competitively bid and awarded by other local, state or federal government agencies read by title only and waiving further reading.** Mayor Waterman-Philpot gave second reading of Ordinance #691 by title only and entertained a motion for adoption of Ordinance #691. With no discussion, it was moved by Council Member Alves, seconded by Mayor Pro Tem Sally and carried 4-0 (Council Member Hails absent) to give second reading by title only, waiving further reading and adopt Ordinance #691 as presented.
3. **Authorize two separate one-time expenditures to Aclara of St. Louis, MO; 1) \$15,750 for water meter reading implementation services, 2) \$13,954 for water meter data collector unit upgrades and authorize the City Administrator to execute two separate agreements; 1) an agreement with Aclara for automated meter infrastructure (AMI) hosting services and required updates at a monthly fee of \$0.34 per account, which is currently about \$13,784 annually and 2) an agreement with First Response Metering (FRM) of Phoenix, AZ for access to a work order and asset management platform and AMI system support at a monthly fee of \$0.43 per account, which is currently about \$17,347.92 annually.** Public Works Director Daymon Qualls provided a report for Council's review and consideration. City Administrator Adam Ennis provided additional information regarding the proposed agreements. Following discussion, it was moved by Council Member Alves seconded by Mayor Pro Tem Sally and carried 4-0 (Council Member Hails absent) to authorize two one-time expenditures of \$15,750 to Aclara for implementation services and \$13,954 to Aclara for data collector unit upgrades and to authorize the City Administrator to execute two separate agreements a) an agreement with Aclara for hosting services and required updates at a monthly fee of \$0.34 per account, which is currently about \$13,784 annually and 2) an agreement with First Response Metering (FRM) for access to a work order and asset management platform and AMI system support at a monthly fee of \$0.43 per account, which is currently about \$17,347.92 annually.
4. **Informational presentations regarding Public Safety and Road Maintenance needs that may be considered as part of the Proposed Revenue Measure.** City Administrator Adam Ennis introduced the item and Chief of Police Hall. Chief Hall provided a PowerPoint presentation highlighting a breakdown of the needs of the Exeter Police Department. Chief Hall, Mr. Ennis and City Attorney Julia responded to questions posed by Council. Mr. Ennis provided a PowerPoint presentation highlighting road maintenance needs in the City of Exeter. Following brief discussion, no action was requested, or taken.

### G. CITY COUNCIL ITEMS OF INTEREST

Council Member Alves reported on upcoming meetings he will be attending this week. Mayor Pro Tem Sally reported on attending the Greater Kaweah GSA meeting and reported on recent events she attended.

### H. CITY ADMINISTRATOR/DEPARTMENT COMMENTS

City Administrator Adam Ennis reported on a valve break on Firebaugh and advised the repair has been completed. He further reported the City received authorization to proceed with the bid on the Palm Street project, the status of the water bond financing, potential for sewer bond financing, and introduced Eekhong See who was recently promoted to Financial Analyst for the City's Finance Department.

### I. ADJOURN REGULAR MEETING

Mayor Waterman-Philpot adjourned the regular meeting at 8:42 p.m.

Shonna Oneal, City Clerk

ACS/XEROX FINANCIAL SYSTEM CITY OF EXETER  
 1/22/2020 9:41:32 Payments for Publication GL335R-V08.08 PAGE

Approved on 1/22/2020 for Payments Through 1/22/2020

| Vendor Name                    | Description              | Amount    |
|--------------------------------|--------------------------|-----------|
| ADVENTIST HEALTH TULARE        | DEC 2019 LAB FEES        | 2,464.00  |
| AFLAC                          | NOV AFLAC PREMIUMS       | 4,570.29  |
| AMERICAN BUSINESS MACHINES     | CH-1/13/20-2/12/20 CANON | 164.05    |
| AMERIPRIDE SERVICES, INC.      | 12/5/19 UNIFORM SERVICE  | 148.94    |
| AT&T                           | DEC LIVESCAN             | 857.68    |
| BACA/ DEREK                    | 531 ABATEMENT            | 302.50    |
| BASIC                          | DEC COBRA ADMIN FEE      | 30.00     |
| BEN-E-LECT INC.                | JAN CLAIMS               | 19,784.30 |
| BONILLA/ ROSA                  | UB DEPOSIT REFUND        | 6.90      |
| CALIFORNIA BUSINESS MACHINES   | CH-1/6/20-2/5/20 TA4002I | 244.83    |
| CALIFORNIA CHAMBER OF COMMERCE | CA 2020 LABOR LAW POSTER | 228.39    |
| CENTRAL CAL WATERWORKS, INC    | JAN 2020 WWTP            | 6,233.33  |
| CENTRAL VALLEY SWEEPING LLC    | DEC STREET SWEEPING SER  | 3,038.40  |
| CHARTER COMMUNICATIONS         | 1/6/20-2/5/20 MEDIA SERV | 94.10     |
| CITY OF VISALIA                | JAN 2020 ANIMAL SERVICE  | 12,633.34 |
| COLLINS & SCHOETTLER           | NOV 2019 PLANNING        | 3,140.00  |
| CONSOLIDATED ELECTRICAL DISTRI | SPST 30A TIME-SW         | 464.03    |
| CRAIGS AUTO PARTS              | WWTP-RED GREASE PAIL     | 2,737.78  |
| CULLIGAN                       | DEC PD WATER SERVICE     | 310.19    |
| DELTA LIQUID ENERGY, ARRO AUTO | 12/26/19 MILLER PROPANE  | 108.07    |
| DELTA VECTOR CONTRL            | 7/1/19-6/30/20 ASSESSMEN | 104.41    |
| DEPT OF JUSTICE                | DEC FINGERPRINTS         | 318.00    |
| DOUBLETAP AMMUNITION INC       | 9MM DT TARGET            | 1,314.72  |
| ELBERTS DISTRIBUTING INC       | THROTTLE BODY/AIR INTAKE | 24.90     |
| ELITE CORPORATE MEDICAL SERV   | MEDICAL CLINIC FEE-53    | 2,491.00  |
| EMD NETWORKING SERVICES, INC.  | NOV 2019 VOIP            | 3,613.95  |
| EXETER MERCANTILE CO.          | 333 PALM-TIE DWN STRP 12 | 637.31    |
| EXETER MOTORS, INC.            | E4-ROTOR ASY/BRAKE KIT   | 1,274.06  |
| FASTENAL COMPANY               | 10' RR FG STEPLADDER     | 334.70    |
| FERGUSON ENTERPRISES INC       | 6X1-1/4 HEX XHD DIGGING  | 1,047.28  |
| FRANCHISE TAX BOARD            | WATER TOWER RUGID COMPUT | 924.63    |
| FRICK/ JOCELYNN                | MEALS-PUBLIC SAFETY PEER | 193.70    |
| FRONTIER CALIFORNIA INC.       | 5714/1-4 TO 2/3/20       | 92.44     |
| GARCIA/ JESSICA                | UB DEPOSIT REFUND        | 98.96     |
| GHD INC                        | VISALIA ROAD IMPROVEMENT | 17,573.11 |
| GLOBAL WATER MANAGEMENT, LLC   | DEC METER SERVICE        | 1,825.20  |
| GOPHER GETTER                  | DEC GOPHER SERVICE       | 450.00    |
| GOVERNMENT REVENUE SOLUTIONS   | 7/1/19-6/30/20 IBM HARDW | 3,498.66  |
| GREGORY/ BETH MEGAN            | UB DEPOSIT REFUND        | 96.72     |
| GUTIERREZ/ RAMIRO              | UB DEPOSIT REFUND        | 96.62     |
| GUZMAN/ TIM                    | EDUCATION REIMB-BOOKS    | 339.45    |
| HOMETOWN EMPORIUM              | CHRISTMAS STAFF LUNCH    | 388.50    |
| HUNTINGTON COURT REPORTERS     | CASE REPORT TRANSCRIPTIO | 1,403.00  |
| INGLEHART/BRETT                | MEALS-CANINE TEAM EVALUA | 45.00     |
| INGRAM DIGITAL ELECTRONICS CO. | WATER TOWER RUGID COMPUT | 2,773.89  |
| INGRAM EQUIPMENT CO.           | INSTALL INFLUENT PUMP 1  | 285.00    |
| INONG/ ALYSSA                  | UB DEPOSIT REFUND        | 39.46     |
| JACK GRIGGS INC                | DEC 2019 GAS             | 7,765.49  |

| Vendor Name                    | Description              | Amount    |
|--------------------------------|--------------------------|-----------|
| JACQUES/ CYNTHIA               | UB DEPOSIT REFUND        | 21.88     |
| JORGENSEN COMPANY              | FIRE EXTINGUISHER SERVIC | 295.57    |
| KAWEAH LIFT INC                | CHANGED MOTOR OIL FILTER | 256.04    |
| KIMBALL-MIDWEST                | TOOL/TERMINAL/BRUSH      | 1,156.67  |
| KNOX/ MARK                     | MEALS-RADAR/LIDAR        | 60.00     |
| KRC SAFETY CO INC.             | STOP SIGN-R1-1 30X30     | 1,251.92  |
| LEAF CAPITAL FUNDING LLC       | PW-TA2552CI KYOCERA 002  | 218.25    |
| LEAGUE OF CA CITIES            | 2020 MEMBERSHIP DUES-SOU | 137.68    |
| LEHIGH HANSON, CO.             | 3/4 MED PG70-10          | 412.68    |
| MCCORMICK KABOT JENNER & LEW   | NOV LEGAL SERVICES       | 5,318.50  |
| MID VALLEY DISPOSAL, LLC       | DEC MID VALLEY           | 80,698.90 |
| MIDTOWN SPORTS, INC.           | SHIRTS-BASKETBALL        | 2,900.43  |
| MOORE TWINING ASSOCIATES, INC  | TITLE 22 10DAY/123 TCP   | 3,125.00  |
| NANCY K BOHL INC               | CLASS-FRICK BASIC PEER   | 299.00    |
| NEGRETE/ KATHY                 | UB DEPOSIT REFUND        | 61.78     |
| NSE INSURANCE AGENCIES INC     | PARADE-1 DAY EVENT       | 190.00    |
| OFFICE DEPOT                   | CALENDAR/DESKPAD         | 138.61    |
| ORDUNO/ EDEN                   | UB DEPOSIT REFUND        | 20.56     |
| PACIFIC CREST EQUINE           | SA EXAM STANDARD-ABEL    | 227.57    |
| PHELPS/ KEVIN                  | MEALS-RADAR/LIDAR        | 60.00     |
| POWELL/ SCOTT                  | UB DEPOSIT REFUND        | 88.60     |
| PRECISION EMPRISE LLC          | CITY HALL/LIBRARY SHAVIN | 835.13    |
| PRINCIPAL LIFE INSURANCE CO.   | JAN PREMIUM-36 MEMBERS   | 4,794.25  |
| PRUDENTIAL OVERALL SUPPLY      | 12/5/19 UNIFORM SERVICE  | 206.36    |
| PUERNER/ KATRINA               | UB DEPOSIT REFUND        | 93.28     |
| QUAD KNOPF ENGINEERING         | 190008 19 GEN ENGINEERIN | 3,741.20  |
| QUALLS/DAYMON                  | MEALS-PERISHABLE SKILLS  | 45.00     |
| QUINTANA/ ALEJANDRA            | UB DEPOSIT REFUND        | 119.75    |
| ROGERS, ANDERSON, MALODY &     | AUDIT SERVICE-NOV 19     | 7,080.00  |
| ROMAN CATHOLIC BISHOP          | 12/13/19 ARROYO DONATION | 18.00     |
| SANDS/ YUTHA LEE               | UB DEPOSIT REFUND        | 74.36     |
| SELECT BUSINESS SYSTEMS        | CYAN/MAGNETA/YELLOW TONE | 465.50    |
| SEQUOIA DOOR, INC.             | REKEY 1 LOCK & LUBRICATE | 136.47    |
| SHRED-IT USA LLC               | JAN SHREDDING AT PD      | 122.42    |
| SIMMONS TIRE SERVICE           | BACKHOE/FLAT/DM&M        | 205.35    |
| SONIA DOWLING                  | BACKGROUND FEE-LEBOEUF   | 600.00    |
| SOUTHERN CALIFORNIA EDISON     | 9109A/11-8 TO 12/11/19   | 12,977.36 |
| SOUTHERN CALIFORNIA GAS CO.    | 7144/12-1 TO 1/1/20      | 164.30    |
| SUBURBAN PIPE & STEEL          | 47061 WHEELS/BOXES/CAPS  | 54.01     |
| SWRCB                          | 10/1/19-9/30/20 ANNUAL F | 24,555.30 |
| TF TIRE AND SERVICE            | 245/55R18 FIREHAWK GT PU | 972.08    |
| TRANSPERFECT HOLDINGS LLC      | TRANSLATION & PROOFREADI | 1,674.75  |
| TRANSUNION RISK & ALTERNATIVE  | DEC PERSON SEARCH        | 100.00    |
| TU CO TREASURER-TAX COLLECTOR  | 2019 TAXES/PETERSON, J   | 1,157.47  |
| TULARE COUNTY INFO TECHNOLOGY  | MODEM INSTALLATION-UNITS | 1,137.38  |
| TULARE COUNTY SOLID WASTE DEPT | SLUDGE REMOVAL           | 2,167.88  |
| UNIVAR SOLUTIONS USA INC       | 1906 WEST MYER SOD HYPO  | 2,253.84  |
| US BANK N.A.                   | DEC CUSTODY CHARGES      | 136.00    |

Approved on 1/22/2020 for Payments Through 1/22/2020

| Vendor Name      | Description              | Amount   |
|------------------|--------------------------|----------|
| VALLEY EXPETEC   | JAN MONTHLY AGREEMENT    | 9,192.36 |
| VERIZON WIRELESS | 10/29/19-11/28/19        | 3,059.09 |
| VITALE/ REBECCA  | UB DEPOSIT REFUND        | 5.16     |
| W.T.B., INC.     | SLUDGE HAULING TRANSPORT | 3,775.00 |
| WALKER/PAUL      | MEALS-PERISHABLE SKILLS  | 45.00    |
| 4CREEKS, INC     | BELMONT BIKE PATH        | 2,578.76 |

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Final Totals...

288,093.73

Approved on 1/02/2020 for Payments Through 1/02/2020

| Vendor Name                    | Description              | Amount     |
|--------------------------------|--------------------------|------------|
| STROHMAN ENTERPRISE INC        | AIMPOINT P-1 3.5MOA      | 5,150.00   |
| AETNA HEALTH OF CALIFORNIA INC | JANUARY PREMIUMS         | 24,302.26  |
| AFLAC                          | DEC AFLAC PREMIUMS       | 3,046.86   |
| AMERICAN BUSINESS MACHINES     | TONER SHIPPING CHARGE-FI | 8.00       |
| ASPHALT COATING & SUPPLIES     | PAIL OF ASPHALT EMULSION | 258.16     |
| BANC OF AMERICA LEASING        | PAYMENT 23 PRINCIPAL     | 46,351.61  |
| BRYAN COMPANY DEMOLITION INC   | CONCRETE/DEBRIS REMOVAL  | 4,000.00   |
| BURTON'S FIRE INC.             | FIRE ENGINE REPAIR-E11   | 9,789.50   |
| C.L.E.A.                       | JAN 2020 LT DISABILITY   | 49.00      |
| CALIFORNIA BUSINESS MACHINES   | PW-12/22-1/21/20 TA2552C | 67.03      |
| CITY OF EXETER                 | 11/18/19-12/18/19 ASSESS | 1,115.89   |
| CSJVRMA                        | 2019 WC RETRO ADJUSTMENT | 144,750.00 |
| DEPT OF JUSTICE                | NOV BLOOD ALCOHOL ANALYS | 35.00      |
| EMD NETWORKING SERVICES, INC.  | DECEMBER 2019 VOIP       | 1,017.61   |
| EXETER UNIFIED SCHOOL DISTRICT | CUSTODIAL FEES-YOUTH VB  | 350.00     |
| FG SOLUTIONS LLC               | WATER/SEWER RATE ANALYSI | 6,567.82   |
| FOOTHILLS SUN-GAZETTE          | 12/18/19 PN ORDINANCE SU | 137.50     |
| FRESNO OXYGEN                  | 55 HP CYL/WELDING CART   | 478.92     |
| FRONTIER CALIFORNIA INC.       | 5139/12-16 TO 1/15/20    | 833.21     |
| FUSION CLOUD SERVICES LLC      | 0966/12-18 TO 01/17/20   | 228.26     |
| KIMBALL-MIDWEST                | TOWEL/BRUSH/PAINT/SHINE  | 528.28     |
| LEAF CAPITAL FUNDING LLC       | TA4002I KYOCERA-CH       | 87.51      |
| MCDONALD'S CORPORATION         | TCE EXTENSION-VISALIA RD | 500.00     |
| OASIS SECURITY SYSTEMS         | JAN-MAR SECURITY SYSTEM  | 105.00     |
| OFFICE DEPOT                   | BATTERY BACKUP           | 661.46     |
| PROFORCE                       | AIM ACRO P-1 RED DOT 3.5 | 1,971.14   |
| PRUDENTIAL OVERALL SUPPLY      | 12/19/19 UNIFORM SERVICE | 103.18     |
| RAYMOND L & MARY C CHUN TTE'S  | TCE EXTENSION-VISALIA RD | 9,000.00   |
| ROMAN CATHOLIC BISHOP          | 12/27/19 ARROYO DONATION | 18.00      |
| SEQUOIA APPAREL, INC           | CAPS-QTY 36              | 426.69     |
| SILVER & WRIGHT LLP            | NOV 2019 333 PALM        | 13,479.88  |
| SOUTHERN CALIFORNIA EDISON     | 9240C/11-23 TO 12/24/19  | 10,864.00  |
| SOUTHERN CALIFORNIA GAS CO.    | 0891/11-25 TO 12/26/19   | 1,173.65   |
| STANDARD INSURANCE CO.         | JAN 2020 LIFE INSURANCE  | 2,319.86   |
| TF TIRE AND SERVICE            | 14 EXPLORER-FIEHAWK GT   | 1,377.51   |
| TOWN & COUNTRY CAR WASH        | OCT CAR WASH             | 74.99      |
| TULARE CO CHIEFS ASSOCIATION   | 2020 ANNUAL MEMBERSHIP   | 250.00     |
| TULARE COUNTY                  | NOV MAIL-DELIQ/WTR       | 2,510.16   |
| TULARE COUNTY INVESTMENTS LLC  | TCE EXTENSION-VISALIA RD | 100.00     |
| TULARE COUNTY JAIL             | TUMBLER-VANESSA          | 18.32      |
| UNIVAR USA, INC.               | WELL #11 SOD HYPO        | 406.55     |
| USA BLUEBOOK                   | SERVICE LINE PULLER KIT  | 1,388.85   |
| VALLEY GREEN LANDSCAPE         | DEC CITY PARK MAINTENANC | 9,076.00   |
| VAST NETWORKS                  | JAN 2020 UTILITY SYSTEM  | 1,000.00   |
| VOLLMER EXCAVATION, L.P.       | TRANSFER OF BASE ROCK    | 444.04     |

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Final Totals...

306,421.70

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PAYROLL.....S BI-WEEKLY RUN-01/09/2020 14.29.04 PAGE 1  
 CHECK FORM..CHEK CHECK REGISTER PR311R-V14.09 Paymate

PERIOD 1 DATING 12/23/2019- 1/05/2020 CHECK DATE 1/10/2020  
 DIRECT DEPOSIT IS TURNED ON

| CHECK<br>NUMBER | CHECK<br>AMOUNT | EMPLOYEE/BANK/VENDOR<br>NAME | CODE | CHECK<br>SEQ   |
|-----------------|-----------------|------------------------------|------|----------------|
| 43359           | 63.69           | CA STATE DISBURSEMENT UN 2   |      | 1 VENDOR CHECK |
| 43360           | 603.17          | TULARE CO SHERIFF'S OFFI 9   |      | 1 VENDOR CHECK |
| 43361           | 1,777.66        | PHELPS/KEVIN M               | 429  | 1              |

TOTALS FOR CHECK FORM: CHEK

| NEGOTIABLE CHECKS                  | COUNTS |
|------------------------------------|--------|
| 1,777.66 *EMPLOYEE CHECKS          | 1      |
| 666.86 *VENDOR CHECKS              | 2      |
| 0.00 *BANK CHECKS                  | 0      |
| 2,444.52 **TOTAL NEGOTIABLE CHECKS | 3      |

OTHER CHECKS

|                        |   |
|------------------------|---|
| 0.00 *MANUAL CHECKS    | 0 |
| 0.00 *CANCELLED CHECKS | 0 |

2,444.52 \*\*TOTAL FOR CHECK FORM

NON-NEGOTIABLE CHECKS

|                            |   |
|----------------------------|---|
| 0.00 *DIRECT DEPOSIT STUBS | 0 |
| 0.00 *VENDOR DIR DEP STUBS | 0 |

PERIOD 1 DATING 12/23/2019- 1/05/2020 CHECK DATE 1/10/2020  
DIRECT DEPOSIT IS TURNED ON

| CHECK<br>NUMBER | CHECK<br>AMOUNT | EMPLOYEE/BANK/VENDOR<br>NAME | CODE | CHECK<br>SEQ |                  |
|-----------------|-----------------|------------------------------|------|--------------|------------------|
| 47454           | 216.00          | CLOCEA                       | 4    | 1            | VENDOR STUB ONLY |
| 47455           | 780.00          | EXETER POLICE OFFICER AS     | 3    | 1            | VENDOR STUB ONLY |
| 47456           | 235.35          | EXETER POLICE OFFICER AS     | 3A   | 1            | VENDOR STUB ONLY |
| 47457           | 4,433.90        | ENNIS/ADAM                   | 206  | 1            | STUB ONLY        |
| 47458           | 2,343.94        | ONEAL/SHONNA N               | 203  | 1            | STUB ONLY        |
| 47459           | 332.46          | ALDRIDGE/SHAWNA              | 305  | 1            | STUB ONLY        |
| 47460           | 607.92          | HERNANDEZ/XOCHITL            | 306  | 1            | STUB ONLY        |
| 47461           | 1,527.28        | IBARRA/MARLENE               | 302  | 1            | STUB ONLY        |
| 47462           | 3,302.54        | TAVAREZ/CHRISTOPHER          | 309  | 1            | STUB ONLY        |
| 47463           | 1,748.99        | SEE/EEKHONG                  | 304  | 1            | STUB ONLY        |
| 47464           | 1,181.51        | CARRETERO/VANESSA            | 402  | 1            | STUB ONLY        |
| 47465           | 1,043.66        | CORREA/GABRIEL JR            | 436  | 1            | STUB ONLY        |
| 47466           | 1,263.35        | CULLUM/TRENT                 | 444  | 1            | STUB ONLY        |
| 47467           | 2,285.34        | DURKEE/MARK                  | 404  | 1            | STUB ONLY        |
| 47468           | 1,432.19        | ECHEVARRIA/TYLER J           | 443  | 1            | STUB ONLY        |
| 47469           | 2,183.89        | FERNANDEZ/CESAR              | 434  | 1            | STUB ONLY        |
| 47470           | 1,453.03        | FERNANDEZ/CESAR              | 434  | 2            | STUB ONLY        |
| 47471           | 2,382.78        | FRICK/JOCELYNN LEANN         | 433  | 1            | STUB ONLY        |
| 47472           | 4,500.58        | GIEFER/MICHAEL DAVID         | 438  | 1            | STUB ONLY        |
| 47473           | 2,395.10        | GUZMAN/TIMOTHY CHARLES       | 410  | 1            | STUB ONLY        |
| 47474           | 3,184.63        | HALL/JOHN T                  | 406  | 1            | STUB ONLY        |
| 47475           | 2,318.74        | INGLEHART/BRETT A            | 411  | 1            | STUB ONLY        |
| 47476           | 1,844.86        | KNOX/MARK                    | 442  | 1            | STUB ONLY        |
| 47477           | 1,722.57        | LOPEZ/ESTEBAN                | 445  | 1            | STUB ONLY        |
| 47478           | 1,469.28        | SALINAS/ALEXANDER            | 419  | 1            | STUB ONLY        |
| 47479           | 2,422.76        | WALKER/PAUL                  | 425  | 1            | STUB ONLY        |
| 47480           | 2,404.79        | YARBER/ISABEL                | 422  | 1            | STUB ONLY        |
| 47481           | 834.58          | ALDRIDGE/GARY                | 618  | 1            | STUB ONLY        |
| 47482           | 1,410.30        | ARROYO/MARIE                 | 623  | 1            | STUB ONLY        |
| 47483           | 1,018.77        | CABRERA/GUADALUPE            | 628  | 1            | STUB ONLY        |
| 47484           | 1,840.92        | ESPINOLA/DANIEL M            | 602  | 1            | STUB ONLY        |
| 47485           | 1,469.23        | HUGGINS/KYLE AARON           | 621  | 1            | STUB ONLY        |
| 47486           | 2,833.33        | QUALLS/DAYMON                | 607  | 1            | STUB ONLY        |
| 47487           | 1,523.43        | RAMIREZ/JUAN                 | 608  | 1            | STUB ONLY        |
| 47488           | 124.45          | WENDT/EDDIE                  | 626  | 1            | STUB ONLY        |
| 47489           | 1,256.64        | CARTER/AMY JO                | 502  | 1            | STUB ONLY        |
| 47490           | 1,159.44        | WACHTER/LINDA S              | 517  | 1            | STUB ONLY        |
| 47491           | 1,400.18        | MILLAN/MARCUS                | 622  | 1            | STUB ONLY        |
| 47492           | 1,283.76        | MILLER/JAMES                 | 624  | 1            | STUB ONLY        |
| 47493           | 249.99          | MIRWALD/PHILIP               | 625  | 1            | STUB ONLY        |
| 47494           | 1,179.09        | QUIROZ/PATRICK P             | 512  | 1            | STUB ONLY        |
| 47495           | 1,554.45        | HAYES/CURTIS W               | 437  | 1            | STUB ONLY        |



# CITY OF EXETER

PO BOX 237 - 137 N F STREET, EXETER 93221  
Phone 592-3710 - Fax 592-3556

## Treasurer's Report November 2019

Beginning Balance as of November 1, 2019 \$ 926,032.31

### Deposits

|                      |    |            |
|----------------------|----|------------|
| #1426                | \$ | 14,554.31  |
| #1427                | \$ | 86,074.61  |
| #1428                | \$ | 210,566.71 |
| #1429                | \$ | 34,581.79  |
| Direct Deposit #1430 | \$ | 377,468.90 |

### TOTAL DEPOSITS

\$ 723,246.32

### Withdrawals

|                          |    |            |
|--------------------------|----|------------|
| City Checks Processed    | \$ | 391,179.36 |
| Payroll EFT              | \$ | 202,435.06 |
| Payroll Checks           | \$ | 7,560.30   |
| CalPERS Retirement costs | \$ | 44,448.80  |
| P/R Taxes                | \$ | 37,952.07  |
| Def Comp                 | \$ | 1,785.40   |
| FSA Disbursements        | \$ | 1,007.65   |
| Bank Charges/Misc        | \$ | 114.90     |
| Chargebacks              | \$ | 67.08      |
| State DU                 | \$ | 1,106.28   |
| Sewer USDA Payment       | \$ | 231,050.00 |
| Debit Correction         | \$ | 0.07       |

### TOTAL WITHDRAWALS

\$ 918,706.97

Ending Bank Balance as of Nov 30, 2019

\$ 730,571.66

Undeposited cash on hand #1431

\$ 11,182.26

Bank of the Sierra ending balance

\$ 741,753.92

### Outstanding Checks

|                          |    |           |
|--------------------------|----|-----------|
| General                  | \$ | 13,531.14 |
| Payroll                  | \$ | 588.45    |
| Outstanding CalPers Pymt | \$ | -         |

\$ 14,119.59

Adjusted Bank Balance as of November 30, 2019

\$ 727,634.33

### Investments

|                                          |    |              |
|------------------------------------------|----|--------------|
| US Savings                               | \$ | 528,049.34   |
| Government Agency Bond                   | \$ | 246,375.00   |
| CD's                                     | \$ | 1,728,000.00 |
| Local Agency Investment Fund             | \$ | 3,522,090.51 |
| Fair Market Value Adjustment gain/(loss) | \$ | 8,986.36     |
| Charles Schwab                           | \$ | 0.23         |

\$ 6,033,501.44

Total City Funds 11/30/2019

\$ 6,761,135.77

Ratio of Invested Funds/Available Funds

89%

City of Exeter  
Treasurer's Report  
Investments as of 11/30/2019

| <u>Rate</u>                    | <u>Maturity Date</u> | <u>Description</u>           | <u>Purchase Date</u> | <u>Principal Value</u> |              |
|--------------------------------|----------------------|------------------------------|----------------------|------------------------|--------------|
| <u>Certificates of Deposit</u> |                      |                              |                      |                        |              |
| 2.20%                          | 12/10/2019           | GOLDMAN SACHS #JEH0          | Dec-14               | \$                     | 247,000      |
| 2.10%                          | 1/14/2020            | CIT BANK #DAD4               | Jan-15               | \$                     | 245,000      |
| 1.35%                          | 6/10/2020            | MB FINANCIAL BANK #CRZ1      | Jun-16               | \$                     | 248,000      |
| 1.75%                          | 10/29/2021           | COMENITY CAPITAL #ASX5       | Oct-16               | \$                     | 249,000      |
| 1.75%                          | 11/2/2021            | DISCOVER BANK #2M39          | Nov-16               | \$                     | 247,000      |
| 2.40%                          | 11/15/2022           | CAPITAL ONE #RKE0            | Nov-17               | \$                     | 247,000      |
| 3.00%                          | 8/9/2021             | ALLY BANK #GEE9              | Aug-18               | \$                     | 245,000      |
| 2.08% Average                  |                      |                              |                      |                        | \$ 1,728,000 |
| <u>Money Market Funds</u>      |                      |                              |                      |                        |              |
| 2.10% Demand                   |                      | Local Agency Investment Fund | Various              | \$                     | 3,522,091    |
| Demand                         |                      | US Savings                   | Various              | \$                     | 528,049      |
| Demand                         |                      | Charles Schwab               | Various              | \$                     | 0.23         |
|                                |                      |                              |                      |                        | \$ 4,050,140 |
| <u>Government Securities</u>   |                      |                              |                      |                        |              |
| 1.88%                          |                      | Federal Home Loan Bank       |                      |                        | 246,375      |
|                                |                      |                              |                      |                        |              |
|                                |                      |                              | Total Investments    | \$                     | 246,375      |
|                                |                      |                              |                      | \$                     | 6,024,515    |

By - E. See/C. Tavaraz

## City of Exeter Agenda Item Transmittal

**Meeting Date:** January 28, 2020

**Agenda Item Number:** H5

**Wording for Agenda:** Approval to provide a letter of support to Governor Newsom's Appointment Secretary for the re-appointment of Paul Van Konynenburg to the California Transportation Commission.

**Submitting Department:** Administration  
**Contact Name:** Adam Ennis  
**Phone Number:** (559) 592-4539  
**Email:** adam@exetercityhall.com

**Department Recommendation:**

Staff recommends that the Council approve providing the letter of support as presented.

**For action by:**

☒ City Council

**Regular Session:**

☒ Consent Calendar

☐ Regular Item

☐ Public Hearing

**Review:**

**City Administrator  
(Initials Required)**



**Summary/Background:**

The California Transportation Commission (CTC) is responsible for programming and allocating funds for the construction of highway, passenger rail, transit and active transportation improvements throughout California. The Commission advises and assists the Secretary of the California State Transportation Agency and the Legislature in formulating and evaluating state policies and plans for California's transportation programs. The Commission is also an active participant in the initiation and development of State and Federal legislation that seeks to secure financial stability for the State's transportation needs.

The CTC consists of eleven voting members and two non-voting ex-officio members. Of the eleven voting members, nine are appointed by the Governor, one is appointed by the Senate Rules Committee, and one is appointed by the Speaker of the Assembly.

Paul Van Konynenburg's has been an engaged and conscientious member of the CTC during his appointment by the Governor, which is ending on February 1, 2020. Mr. Van Konynenburg and the Tulare County Association of Governments (TCAG) has requested a letter of support from the local agencies for re-appointment of Mr. Van Konynenburg by the Governor. Since Mr. Van Konynenburg has a farm in Modesto he understands rural valley issues and needs and has been an advocate for the Central Valley.

**Fiscal Impact:** None

**Prior Council/Board Actions:** None

**Attachments:** Sample Letter of Support

**Recommended motion to be made by Council/Board:** I move to approve providing a letter of support to Governor Newsom's Appointment Secretary for the re-appointment of Paul Van Konynenburg to the California Transportation Commission.



January 29, 2020

Ms. Cathryn Rivera-Hernandez  
Appointments Secretary  
Governor's Office – Appointments Unit  
State Capitol, Suite 1173  
Sacramento, CA 95814

RE: Paul Van Konynenburg's Reappointment to the California Transportation Commission

Dear Ms. Rivera-Hernandez;

I am writing to urge the immediate reappointment of Paul Van Konynenburg (registered without party preference) to the California Transportation Commission. Since his appointment to the commission by Governor Brown in the Fall of 2017, Paul has been an engaged and conscientious member of the commission. He has quickly won the respect of all the transportation stakeholders in the state as well as his fellow commissioners, who elected him to be Vice Chair of the commission in January of 2019.

Paul operates a Global GAP certified sustainable farm in Modesto that grows almonds, apples, cherries and peaches. It is with this background that, as a Commissioner, he has been a champion for addressing the needs in California's most rural and disadvantaged areas. He has provided a strong voice for equitable transportation investments that comprehensively provide for increased housing production, efficient connections between housing and transportation, environmental and social justice, and mobility and safety for all.

Paul has also earned a reputation as a pragmatic leader, consensus builder and advocate for investments to make safe routes to schools. He is diligent in his oversight responsibilities – making sure that transportation funding is spent wisely. He understands the importance of making long-term investments in highways, rail and transit in ways that will help California achieve the state's 2030 greenhouse gas emissions reduction target and other statewide goals while maintaining the state's economic vitality.

Paul is worthy of the Governor's swift reappointment. Thank you.

Sincerely,

Mary Waterman-Philpot  
City of Exeter Mayor



## City of Exeter Agenda Item Transmittal

**Meeting Date:** January 28, 2020

**Agenda Item Number:** 11

**Wording for Agenda:** Administrative Hearing to Consider Confirmation of Nuisance Abatement Cost Recovery Amount and Special Assessment Approval for 240 South Orange Avenue, Exeter, CA 93221, Assessor's Parcel Number 135-065-006-000.

**Submitting Department:** Public Works  
**Contact Name:** Daymon Qualls  
**Phone Number:** (559) 592-3318  
**Email:** [dqualls@exetercityhall.com](mailto:dqualls@exetercityhall.com)

**Department Recommendation:**

City staff recommends that the City Council hold the administrative hearing and consider any comments or information provided by the property owner/occupant and confirm the City's cost recovery amount and approve that amount for special assessment against the Nuisance Property pursuant to the California Government Code and the Exeter Municipal Code ("EMC").

**Summary/Background:**

Description of Code Enforcement Actions

The Nuisance Property (240 South Orange Avenue) is a single-family residential structure with a front yard fence that encircles the front perimeter of the Nuisance Property and did not comply with City standards. The Nuisance Property has been a subject of City code enforcement efforts since July 2019. The record owners of the Nuisance Property are Christopher Williams and Jacquelyn M. Williams ("Owners").

The Nuisance Property was brought to the attention of Code Enforcement in July 2019 after City staff observed an unpermitted fence in the front yard that did not comply with City standards. The fence exceeded the City's height limit, lacked proper structural integrity, and did not conform to the requirements of the Exeter Municipal Code (EMC). The fence was unsafe and unsightly.

On July 26, 2019, the City issued a Notice of Public Nuisance Declaration ("Nuisance Declaration") informing the Owners that the City declared the fence to be a public nuisance that must be abated by repair, rehabilitation, demolition, or removal. The Nuisance Declaration informed the Owners that repair or removal of the fence must be completed by August 9, 2019 in accordance with EMC standards, and advised that failure to abate the fence by the specified date would result in the City seeking authority to abate the fence at the Owners' expense pursuant to EMC sections 8.24.100, 15.36.030, and 17.10.05(F).

**For action by:**

☒ City Council

**Regular Session:**

☐ Consent Calendar

☒ Regular Item

☐ Public Hearing

**Review:**

**City Administrator  
(Initials Required)**



On September 2, 2019, the City sent a letter to the Owners ("City's First Letter") which stated that the City would move forward with inspections, citations, and abatement if there was not full compliance. The City suggested that the Owners meet with City officials to explore various options to bring the fence into full compliance. The City also issued the Owners an Administrative Citation in the amount of \$100 for the unlawful fence.

On October 4, 2019, after an inspection of the Nuisance Property, the City sent the Owners a second letter ("City's Second Letter") informing them that while minor modifications had been made to the fence, it was still in violation of the EMC. The City's Second Letter stated that the City would proceed with obtaining an abatement warrant authorizing the City to enter and abate the nuisance condition if not remedied by October 14, 2019 in accordance with the EMC standards. The City further advised that if the unlawful fence was not abated, legal proceedings would begin on October 15, 2019, and all costs, including City, County, and legal fees, would become the personal liability of the Owners and a special assessment on the Nuisance Property. The City received no response from the Owners.

On November 13, 2019, the City conducted a follow up inspection of the Nuisance Property and observed that the violation remained. The Nuisance Declaration, City's First Letter, Administrative Citation, and City's Second Letter provided the Owners with more than sufficient notice and opportunity to bring the unlawful fence into compliance, yet they deliberately chose to remain noncompliant to the detriment of the surrounding community.

Due to the Owners' lack of cooperation and compliance with the City's remediation directive, the City expended considerable time and resources addressing the violation. Ultimately, the City was forced to seek an Abatement Warrant to abate the nuisance violation on the Nuisance Property. It was determined that unless the City took action, the unlawful condition on the Nuisance Property would continue to persist.

Thus, on November 21, 2019, the City obtained an Abatement Warrant to enter the front yard of the Nuisance Property and abate the fence violation. On November 27, 2019, pursuant to the Abatement Warrant, a Public Works Department employee and an Exeter Police Officer posted the Abatement Notice on the Nuisance Property providing the Owners with 72 hours advance notice of the execution of the Abatement Warrant, thus, providing the Owners with even further opportunity to bring the fence into compliance.

On December 2, 2019, pursuant to the Abatement Warrant, officials from the Exeter Police Department and Public Works Department abated the identified nuisance condition on the Nuisance Property. During the execution of the Abatement Warrant, City staff made every effort to be courteous to the Owners.

After successful execution of the Abatement Warrant, the City now seeks to resolve this matter by recovering the nuisance abatement costs the City and the public were forced to incur to abate the nuisance condition on the Nuisance Property, as authorized by the California Government Code and the EMC.

#### Statutory Cost Recovery Rights & Cost Recovery Amount

The City is entitled to reimbursement of its nuisance abatement enforcement costs through a special assessment on the Nuisance Property. Government Code section 38773.5 and EMC section 8.24.130 authorize the levying of a special assessment against the Nuisance Property for recovery of the City's and the public's nuisance abatement costs they were forced to incur due to the interested parties' failure to maintain and expeditiously rehabilitate the Nuisance Property. By statute, a special assessment becomes a personal obligation of the property

owners and a super-priority lien on the Nuisance Property. (Gov. Code, §§ 38773.5, 53935; Rev. & Tax. Code, § 2192.1; EMC, § 8.24.130.)

The City's unpaid abatement costs in this matter total **\$4,466.90**.

#### Explanation of Costs

The City conducted preliminary assessment research to analyze abatement options for the Nuisance Property. The City's costs incurred in this matter include, but are not limited to: the nuisance investigation; verifications of the nuisance fence condition; analysis of the severity of the violation; assessment of the City's nuisance abatement options; consultation with the City Prosecutor's Office regarding the legal process and abatement options; conducting an abatement feasibility analysis; preparing the abatement warrant packet; obtaining the Abatement Warrant from the court; preparation, mailing, and posting notice of the execution of the Abatement Warrant; conducting multiple inspections of the Nuisance Property to identify, verify, and confirm the full extent of the violation of law; issuance of notices of violation, the Nuisance Declaration, the administrative citation, and the notice of intent to abate; communications with the Owners to gain compliance; communication with different agencies such as the Exeter Police Department and the Exeter Public Works Department to coordinate execution of the Abatement Warrant; and ongoing communications with the City Prosecutor's Office regarding due process, disposal of property, mitigation of loss, limitations of abatement, and protecting and securing the City's cost recovery rights.

The City prepared an abatement warrant application packet consisting of an application, a memorandum of points and authorities, a declaration by the City inspector, a proposed warrant, a warrant execution notice, and a warrant return. The abatement warrant packet was submitted to the court for approval. The Abatement Warrant was then noticed and executed. In executing the Abatement Warrant, the City coordinated with various agencies, including the Public Works Department, the Exeter Police Department, and Visalia Animal Control in order to ensure availability and attendance at the abatement and delegation and division of labor during the abatement process.

During the abatement, officials from the Exeter Police Department, the Public Works Department, and Visalia Animal Control documented, photographed, and abated the fence violation on the Nuisance Property. Upon completion of the abatement, the City prepared, filed, and submitted the warrant return to the court. Upon completion of the abatement, the City proceeded with this action to recover the public's nuisance abatement costs incurred.

For this cost recovery action, the City prepared, mailed, and posted the Cost Recovery Invoice ("Invoice") informing all interested parties that the City seeks recovery of its costs incurred in the nuisance abatement action against the Nuisance Property. The City also obtained a Property Detail Report and a copy of the Grant Deed. The Invoice listed the date, time, and place of this City Council Administrative Hearing and identified the amount the City seeks to confirm as a special assessment on the Nuisance Property.

All the costs incurred by the City in this nuisance abatement action were reasonable, and were solely necessitated by the interested parties' failure to maintain and expeditiously rehabilitate the Nuisance Property. Property owners and interested parties have a legal obligation to maintain their private property and to keep it safe, such that it does not present a danger to the community. If the City is forced to invest public resources to pursue abatement of nuisances on private property, the public is entitled to recover those nuisance abatement and enforcement costs. Failure to recover those costs would double victimize the community by making the public pay for the enforcement action to alleviate the dangerous nuisance conditions to which

the community was the victim, and would be tantamount to a gift of public funds for the improvement of private property benefiting those uncooperative property owners. Accordingly, the City hereby requests that the City Council confirm and approve the recovery of the City's nuisance abatement costs in this matter in the amount of **\$4,466.90** and approve the levying of that amount as a special assessment on the Nuisance Property.

**Fiscal Impact:** This action will reimburse the City for all the public's costs incurred as a part of the City's nuisance abatement enforcement against the Nuisance Property. The recovery of nuisance abatement costs is critical to the City's long-term ability to protect the public from the development of dangerous nuisance conditions on private property, to protect the public's use and enjoyment of their property in the City, and to protect the safety, aesthetics, and property values of real property throughout the City. The City only pursues nuisance abatement enforcement actions as a last resort after the interested parties have been notified, given an opportunity to voluntarily cure the violations, and have proven uncooperative to the point of the public's detriment.

**Prior Council Action:** None

**Attachments:**

1. Nuisance Property Grant Deed (2005).
2. Nuisance Property Cost Recovery Invoice.

|                                                                                                                                                                                                                                                                                    |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommended motion to be made by the Council:</b> I move to confirm the nuisance abatement cost recovery amount of \$4,466.90 and approve the levying of a special assessment on 240 South Orange Avenue for that amount to recover the City's nuisance abatement costs.</p> |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|



RECORDING REQUESTED BY:



2005-0090907

**When Recorded Mail Document  
and Tax Statement To:**

Mr. and Mrs. Christopher E. Williams  
240 S. Orange  
Exeter, CA 93221

Recorded  
Official Records  
County Of  
Tulare  
GREGORY B. HARDCASTLE  
Recorder

REC FEE 10.00  
TAX 269.50  
PCOR 20.00

12:15PM 19-Aug-2005

DH  
Page 1 of 2

APN: 135-065-006

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**GRANT DEED**

**The undersigned grantor(s) declare(s)**

**Documentary transfer tax is \$269.50**

- [ X ] computed on full value of property conveyed, or  
[ ] computed on full value less value of liens or encumbrances remaining at time of sale,  
[ ] Unincorporated Area City of Exeter,

**FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,** TK Investment Co., a General Partnership

**hereby GRANT(S) to** Christopher Williams and Jacquelyn M. Williams, husband and wife  
as Joint Tenants

**the following described real property in the City of Exeter, County of Tulare, State of California:**  
SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

DATED: July 17, 2005

STATE OF CALIFORNIA

COUNTY OF Tulare  
ON July 21, 2005 before me,  
the undersigned Notary Public personally appeared  
Tad Edwards

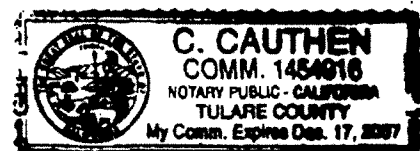
TK Investment Co.

By: [Signature]  
Tad Edwards

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

Witness my hand and official seal.

Signature [Signature]



**MAIL TAX STATEMENTS AS DIRECTED ABOVE**

## **EXHIBIT "A"**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF TULARE, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

Lot 6 in Block 12 of Albrecht Addition to Exeter in the City of Exeter, County of Tulare, State of California, as shown on map filed Book 2, Page 129 of Maps, in the office of the County Recorder of said County.

Initials: \_\_\_\_\_



## Code Enforcement

350 W. Firebaugh – PO Box 237, Exeter, CA 93221  
Ph. #559-592-3318 Fax # 559-592-3516

DATE: January 7, 2020

To all Interested Parties,

The original invoice dated December 16, 2019 indicated on page 1 that the council hearing date will be held January 28, 2019. Page two of the invoice was correct in stating the date for the hearing is January 28, 2020. This notice serves as clarification of the council hearing date.

**Council Hearing to Be Held:** January 28, 2020 at 7:00pm

**Council Hearing Location:** Exeter City Hall Council Chambers, 137 N. F Street, Exeter, California 93221.

**NUISANCE PROPERTY:** 240 S. ORANGE  
EXETER, CA 93221  
APN: 135-065-006-000

### INTERESTED PARTIES:

Christopher Williams  
240 S. Orange  
Exeter, California 93221

Jacquelyn Williams  
240 S. Orange  
Exeter, California 93221

BNC Mortgage Inc.  
A Delaware Corporation  
PO Box 2026  
Flint, Michigan 48501-2026

MTGLQ Investors  
2001 Ross Avenue  
Dallas, Texas 75201

M. Arroyo  
Admin. Assistant  
Code Enforcement / Public Works



## Code Enforcement

350 W. Firebaugh – PO Box 237, Exeter, CA 93221  
Ph. #559-592-3318 Fax # 559-592-3516

### **CITY OF EXETER NUISANCE ABATEMENT COST RECOVERY INVOICE**

DELIVERD VIA NUISANCE PROPERTY POSTING AND CERTIFIED MAIL  
WITH RETURN RECEIPT TO INTERESTED PARTIES

**DATE:** December 16, 2019

**NUISANCE PROPERTY:** 240 S. ORANGE  
EXETER, CA 93221  
APN: 135-065-006-000

**ABATEMENT COST: \$4466.90**

**PAYMENT DEADLINE:** January 30, 2020 (45 days)

**PAYMENT ADDRESS:** Exeter City Hall 137 N. F Street or by mail: City of  
Exeter PO Box 237 Exeter, California 93221

**COUNCIL HEARING DATE AND TIME:** January 28, 2019 at 7:00pm

**COUNCIL HEARING LOCATION:** EXETER CITY HALL COUNCIL  
CHAMBERS, 137 N. F. STREET, EXETER, CALIFORNIA 93221

#### **INTERESTED PARTIES:**

Christopher Williams  
240 S. Orange  
Exeter, California 93221

Jacquelyn Williams  
240 S. Orange  
Exeter, California 93221

BNC Mortgage Inc.  
A Delaware Corporation  
PO Box 2026  
Flint, Michigan 48501-2026

MTGLQ Investors  
2001 Ross Avenue  
Dallas, Texas 75201





## Code Enforcement

350 W. Firebaugh – PO Box 237, Exeter, CA 93221  
Ph. #559-592-3318 Fax # 559-592-3516

### To All Interested Parties:

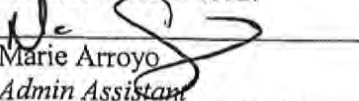
NOTICE IS HEREBY GIVEN that, pursuant the Exeter Municipal Code (“EMC”) and the California Government Code, the City of Exeter (“City”) hereby seeks to recover its fines, costs, expenses, fees, and attorneys’ fees (“Abatement Costs”) incurred as part of the City’s nuisance abatement enforcement efforts against the parcel of real property located at 240 S. Orange Avenue, Exeter, California 93221, APN 135-065-006-000 (“Nuisance Property”).

The City’s unpaid Abatement Costs in this matter total **\$4466.90**. You must pay the balance owed to the City no later than the close-of-business on the 45th day after the mailing of this Invoice. Payment must be made payable to the “**City of Exeter**” and must be remitted to **City of Exeter, 137 N. F Street, Exeter, California 93221**.

NOTICE IS FURTHER GIVEN that if the Abatement Costs are not paid in full as required by law, they will remain a personal obligation of the liable parties, but a lien or special assessment may also be recorded and charged against the Nuisance Property. As required by State law, notice is hereby given that the Nuisance Property may be sold after three years by the County of Tulare tax collector for unpaid delinquent assessments.

NOTICE IS FURTHER GIVEN that any party with a legal interest in the Nuisance Property may appear at the City Council hearing that has been scheduled for January 28, 2020 at 7:00 p.m. at the Exeter City Hall Council Chambers located at 137 North F Street, Exeter, California 93221. At the City Council hearing, any party with a legal interest in the Nuisance Property may contest the amount of these Abatement Costs. Failure to appear at the City Council hearing to contest the amount shall constitute a failure to exhaust your administrative remedies and a waiver of your right to dispute this Invoice and the Abatement Costs.

Questions regarding this invoice may be directed to the City’s Code Enforcement Department, at 559-592-3318 x 4002.

  
Marie Arroyo  
Admin Assistant  
City of Exeter Code Enforcement



## City of Exeter Agenda Item Transmittal

**Meeting Date:** January 28, 2020

**Agenda Item Number:** 12

**Wording for Agenda:** Adopt Resolution 2020-03 forming Proposed Revenue Measure Advisory Committee and select Revenue Measure Advisory Committee members.

**Submitting Department:** Administration  
**Contact Name:** Adam Ennis  
**Phone Number:** (559) 592-4539  
**Email:** adam@exetercityhall.com

**Department Recommendation:** Staff recommends that the Council adopt Resolution 2020-03 as presented.

### Summary/Background:

At the December 10, 2019 meeting, Council directed staff to begin developing a community group to receive staff presentations regarding potential details of a proposed revenue measure and City department needs that could be funded by the measure. Staff developed an information sheet and application for the community group, placed them on the City website and Facebook page and presented them to community groups in person and through email.

The information sheet presented the purpose of the group, organization and anticipated schedule of meetings and topics to be discussed. The schedule was developed to keep any proposed revenue measure on track for ballot language to be submitted to Tulare County by the end of June 2020 if the community and Council chose to do so. Applications were due to the City Clerk's office by January 24, 2020 so that they could be assembled and brought to the City Council for consideration on January 28, 2020. Council can review applications and direct staff on their preference for committee member selections and moving forward.

There were 6 applications received by the deadline and will be presented to the Council with this item. In addition to committee conduct and rules information, staff presentations containing the same information as presented to Council, other than additional background information, is anticipated to be presented to the group every Wednesday night beginning February 5, 2020 and ending March 11, 2020, unless an extension is needed. The committee Chair and Chair Pro-Tem would then discuss and present their recommendation at a regular Council meeting.

The committee meetings would be conducted in accordance with the Brown Act, being open to the public and public comment with agendas posted a minimum of 72 hours in advance. The parliamentary procedure followed by the committee would be the Robert's Rules of Order.

**Fiscal Impact:** None for this item. Fiscal impact of a Proposed Revenue Measure will be developed as the details of the measure are determined.

**Prior Council/Board Actions:** Various previous Council discussions and direction on developing the Proposed Revenue Measure. Public Safety and Road Maintenance needs were presented at the January 14, 2020 Council meeting.

### For action by:

☒ City Council

### Regular Session:

☐ Consent Calendar

☒ Regular Item

☐ Public Hearing

### Review:

**City Administrator  
(Initials Required)**



**Attachments:** 1.) Resolution 2020-03  
2.) 2020 Proposed Revenue Measure Advisory Committee  
Rules And Procedures

**Recommended motion to be made by Council/Board:** I move to adopt Resolution 2020-03 as presented and to select Revenue Measure Advisory Committee Members as noted.



**RESOLUTION 2020-03**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EXETER  
ESTABLISHING A REVENUE MEASURE ADVISORY COMMITTEE**

**WHEREAS**, The City Council of the City of Exeter desires input from the community concerning the potential development of a transactions and use tax or other tax measure,

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND DECLARED** by the City Council of the City of Exeter;

1. That the 2020 Proposed Revenue Measure Advisory Committee is hereby established.

2. The City Council hereby adopts the 2020 Proposed Revenue Measure Advisory Committee Rules and Procedures, attached hereto fully incorporated herein as Exhibit A.

PASSED, ADOPTED AND APPROVED this \_\_\_\_\_ day of January 2020 by the following vote:

AYES:

NOS:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK



## **CITY OF EXETER 2020 PROPOSED REVENUE MEASURE ADVISORY COMMITTEE RULES AND PROCEDURES**

### **PURPOSE AND RESPONSIBILITIES:**

The purpose and responsibilities of this Committee are as follows:

- To provide a community review of available information received from City staff, and to provide recommendations to the City Council regarding a proposed revenue measure.
- To review current City services and associated needs and budgets from City staff presentations and additional public information requested by the Committee/Members
- To receive analysis from City staff regarding the varying levels of service and their costs, and consider the levels of service desired by the community in conjunction with those associated costs
- To consider the need for additional revenue to provide the level of service desired by the community
- To, if community-desired levels of service required increased revenue, consider potential details of a revenue measure, such as type, amount, initial expenditure plan and/or guidelines, and future oversight
- To provide a recommendation to the City Council regarding the need for and potential details of a revenue measure

### **CAPACITY:**

The Committee shall serve solely in an advisory capacity to the City Council.

### **COMPOSITION:**

The Committee shall consist of up to fifteen (15) members. The final Member count shall be confirmed by the City Council. Committee members shall be appointed by the City Council at its complete discretion. Members shall be residents of the City, an employee or owner of a business in the City, an owner of real property in the City, or regularly conduct business in the City. No member shall be a council member, officer, or employee of the City. The Members shall not be compensated for their services.

**COMMITTEE/MEMBERS TERM:**

The Committee is formed for a limited time period, and the Committee will disestablish as of the date the City Council adopts a Resolution ordering the submission of a proposition for a revenue measure to the qualified voters of the City (if any), or upon action of the City Council to disestablish the Committee, whichever occurs first. All Committee members shall serve at the pleasure of the City Council and may be removed by Council action at any time and for any reason. Vacancies, if filled, shall be filled by appointment by the Council.

**MEETINGS AND RECORDS:**

The Committee shall meet every Wednesday at 6:00 p.m. at City Hall beginning February 5, 2020 through March 11, 2020, and every Wednesday for additional weeks if authorized by the City Council. Additional Committee meetings may be scheduled upon request to and approval by the City Council.

The Committee shall appoint two of its members as Committee Co-Chairpersons to manage the meetings and present recommendations to the City Council. A presence of a majority of the members of the final Member count established by the City Council shall constitute a quorum for the transaction of business. The Committee Meetings shall be open and public, and are subject to the California Brown Act. Additionally, the Committee's proceedings are subject to the California Public Records Act and the California Political Reform Act. By accepting appointment, each Member agrees to comply with Government Code 1090 et seq. and the California Political Reform Act and to complete the Form 700 to the extent required by law. The Committee shall follow Robert's Rules of Order with regard to the conduct of its meetings.

A City staff liaison will provide the Committee with technical assistance and support as needed, including preparation of and posting required public notices; providing a meeting room and any necessary audio visual equipment; preparing and copying documentary materials, such as agendas and reports; retaining public records and providing all necessary public access; and attending Committee meetings and proceedings.

## City of Exeter Agenda Item Transmittal

**Meeting Date:** January 28, 2020

**Agenda Item Number:**

I3

**Wording for Agenda:** Informational presentations regarding Parks and Recreation and Code Enforcement needs that may be considered as part of the Proposed Revenue Measure.

**Submitting Department:** Parks & Recreation and Public Works

**Contact Name:** Chris Tavarez and Daymon Qualls

**Phone Number:** (559) 592-2755, (559) 592-3318

**Email:** [ctavarez@exetercityhall.com](mailto:ctavarez@exetercityhall.com),  
[dqualls@exetercityhall.com](mailto:dqualls@exetercityhall.com)

**Department Recommendation:**

Staff recommends that the Council receive the informational presentations in future consideration of the Proposed Revenue Measure.

**Summary/Background:**

Over the last few years the Council has been discussing and considering placing a revenue measure on the ballot to assist in funding deferred needs in areas such as Public Safety, Road Maintenance, Parks and Recreation, Code Enforcement and Facility Maintenance. Typically, the needs and associated costs exceed existing funding, and quite often, any potential additional funding. This requires choices to be made to balance City services to be within available financial resources. Staff presentations will provide data and analysis to the Council and community to assist in determining the desired balance.

This item presents Parks and Recreation and Code Enforcement data and analysis so that it can be used in upcoming Council and community considerations of the proposed Revenue Measure. In the near future, these informational presentations will also be presented to the community group that is currently being formed at the Council's request. An item for Council formation of the community group is being presented at this Council meeting. In addition, an informational presentation regarding Facility Maintenance needs will be brought to upcoming Council and community group meetings to also assist in evaluating and determining the desired balance of services, costs and potential additional revenue that could be provided by the Proposed Revenue Measure.

**Fiscal Impact:** None for this item. Fiscal impact from the Proposed Revenue Measure will be determined as it is considered.

**Prior Council/Board Actions:** Various previous Council discussions and direction on developing the Proposed Revenue Measure. Public Safety and Road Maintenance needs were presented at the January 14, 2020 Council meeting.

**Attachments:** None

**For action by:**

☒ City Council

**Regular Session:**

☐ Consent Calendar

☒ Regular Item

☐ Public Hearing

**Review:**

**City Administrator  
(Initials Required)**



**Recommended motion to be made by Council/Board:** No action required.



## City of Exeter Agenda Item Transmittal

**Meeting Date:** January 28, 2020

**Agenda Item Number:** 14

**Wording for Agenda:** Presentation and discussion of planned improvements by Caltrans for the SR198/SR245 Intersection and City comments to be provided to Caltrans regarding their plans

**Submitting Department:** Administration  
**Contact Name:** Adam Ennis  
**Phone Number:** (559) 592-4539  
**Email:** adam@exetercityhall.com

**Department Recommendation:**

Staff recommends that the Council receive the presentation, discuss planned improvements and provide comments to be presented to Caltrans.

**For action by:**

☒ City Council

**Regular Session:**

☐ Consent Calendar

☒ Regular Item

☐ Public Hearing

**Review:**

**City Administrator  
(Initials Required)**



**Summary/Background:**

There have been multiple proposed plans and improvements discussed in the past regarding SR65 from SR198 to Lindsay, including the Kaweah Drive/Spruce Road Corridor. These discussions have included the option of shifting SR65 from Kaweah Avenue to Spruce Road. It is likely any improvements for this corridor would be completed in phases, so Caltrans has recently updated an Intersection Operational Analysis and Intersection Control Evaluation (ICE) for the SR198/SR245 intersection. In 2017 this intersection accommodated about 17,700 vehicles per day with a truck volume between 8 and 18 percent. The Tulare County Association of Governments (TCAG) has requested that the City review the analysis and proposed improvements and provide comments.

The purpose of the analysis was to evaluate improvement options for the intersection based on current and future projections of operations and traffic. The analysis basically concluded that the current operation of the signal will be failing with the projected traffic by 2025 and that improvements will be required to keep the intersection operating at an acceptable level of service in the future beyond 2025. Two alternative improvements were evaluated to improve future performance of the intersection with increased future traffic, 1) traffic signal control with widening and adding north-south left turn lanes, and 2) a two-lane hybrid roundabout. A single-lane roundabout was initially evaluated but could not accommodate the future traffic volume.

Both options evaluated provide acceptable levels of service at 2025 and 2045, with the roundabout outperforming the traffic signal. The estimated costs for each alternative are nearly the same at about \$6.8 million and a projected life savings from reduced traffic delays of about \$10.5 Million for the traffic signal option and \$12 million for the roundabout. The benefit/cost (B/C) ratio for the traffic signal was 1.56 and for the roundabout 1.78. A safety performance B/C ratio for the roundabout was 1.62 with no credit for the traffic signal upgrade.

**Fiscal Impact:** None

**Prior Council/Board Actions:**

**Attachments:** Attachment #1 – Intersection Aerial Photo  
Attachment #2 – Intersection Aerial Photo With Widening and North/South Left  
Turn Lanes Layout  
Attachment #3 - Intersection Aerial Photo With Roundabout Layout  
Attachment #4 – Improvement Alternatives Comparison

**Recommended motion to be made by Council/Board:** I move to provide comments, as discussed, to Caltrans regarding their proposed improvements of the SR198/SR245 intersection.

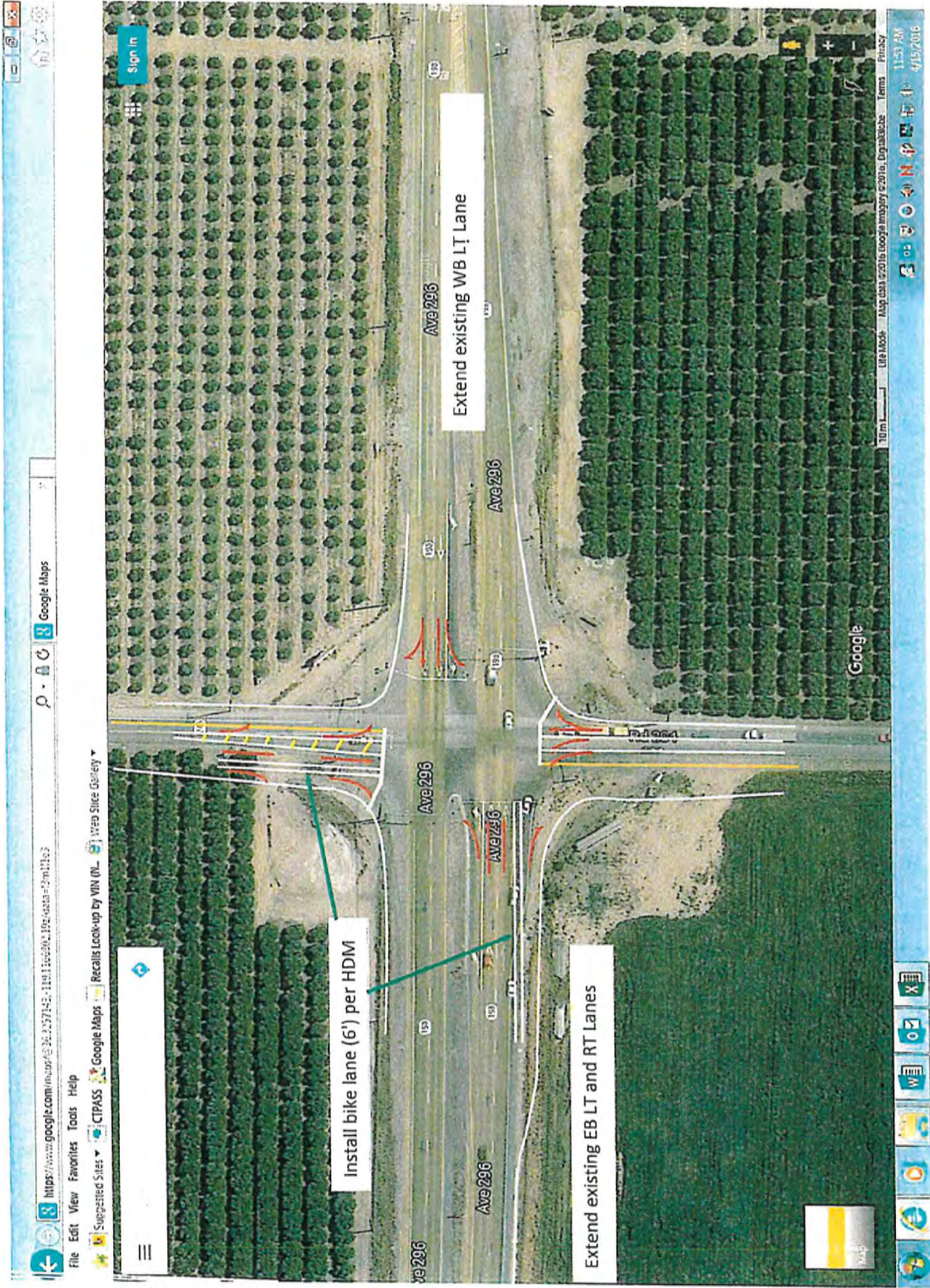




Attachment A: Existing Condition

06-43080



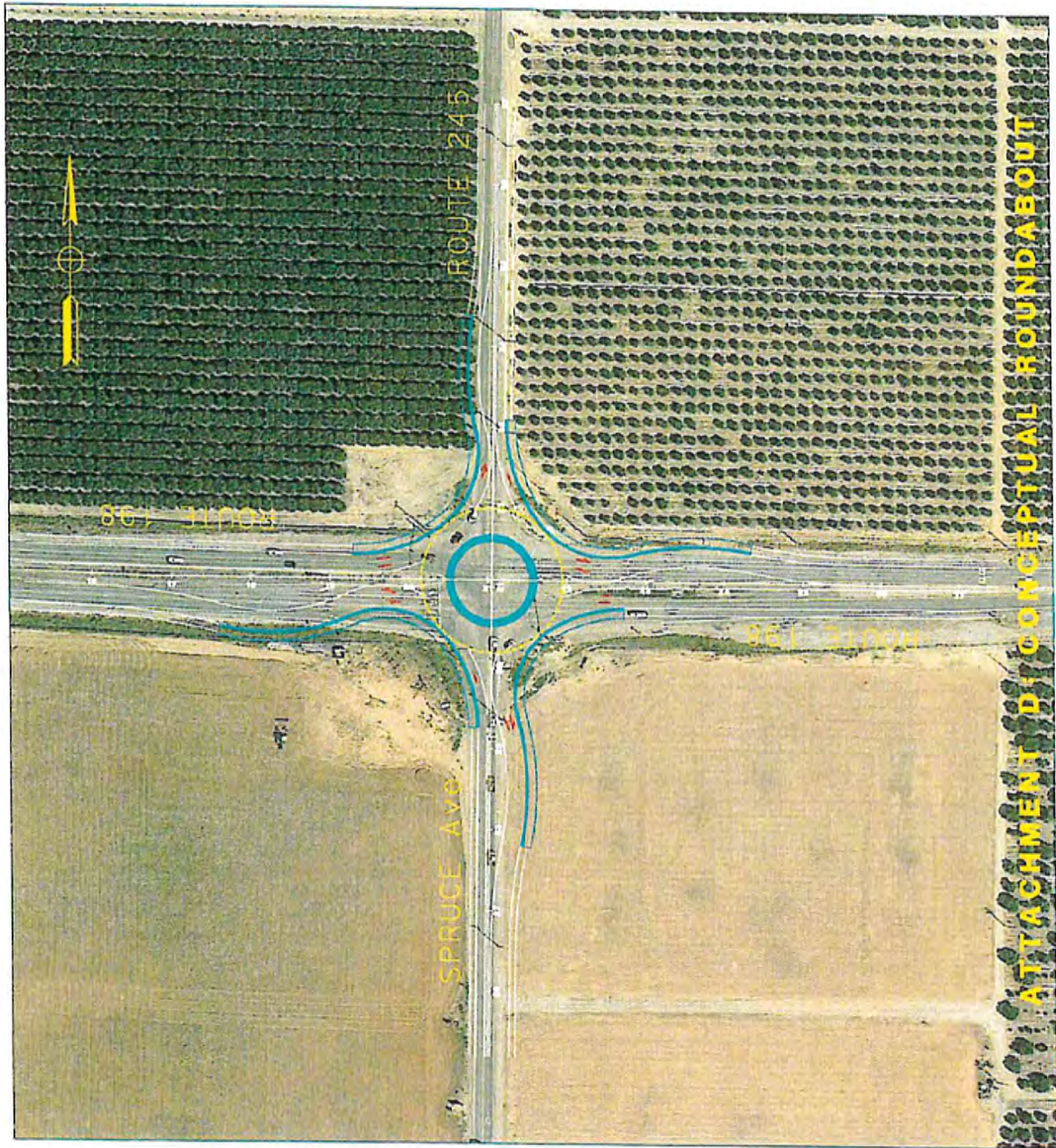


Updated 6-14-19

Attachment B: Conceptual Improvement (Intersection Widen with Signal)

NOT BY SCALE





**Table 4 – Intersection Control Evaluation (Signal & Widen versus Roundabout)**

| Parameters                                      | Alternative 1<br>(Intersection<br>Widening &<br>Signalized) | Alternative 2<br>(Roundabout<br>Control)  | No Build<br>Condition |
|-------------------------------------------------|-------------------------------------------------------------|-------------------------------------------|-----------------------|
| 1. Year 2025 AM/PM<br>Average Delay**           | 28.9/28.2                                                   | 10.1/9.9                                  | 97.7/81.5             |
| 2. Year 2025 AM/PM<br>Volumes and (LOS)         | C/C                                                         | B/A                                       | F/F                   |
| 3. 2045 AM/PM Average<br>Delay                  | 35.8/33.0                                                   | 20.9/19.8                                 | 227.8/174.3           |
| 4. 2045 AM/PM Volumes<br>Level of Service (LOS) | D/D                                                         | C/C                                       | F/F                   |
| 6. Right-of-Way                                 | Pending                                                     | Pending                                   | Pending               |
| 9. Project Cost                                 | \$6,807,000                                                 | \$6,770,000                               | NA                    |
| 10. Environmental<br>Document                   | Negative<br>Declaration<br>(Anticipation)                   | Negative<br>Declaration<br>(Anticipation) | NA                    |
| 11. Projected Savings for<br>Life of            | \$10,637,539                                                | \$12,041,554                              | NA                    |
| 12. Benefit/Cost Ratio                          | 1.56                                                        | 1.78                                      | NA                    |
| 13. Safety Performance B/C                      | 0.0                                                         | 1.62                                      | NA                    |
| 14. Total B/C                                   | 1.56                                                        | 3.40                                      | NA                    |

\*\* : Average intersection delay (seconds/vehicle)

If you have any questions, please contact my staff, Ken Ly, at 488-4071.

**ATTACHMENTS (A, B, C, D, E)**