

DOS PALOS CITY COUNCIL

REGULAR MEETING AGENDA

City-County Building, 1554 Golden Gate Avenue
Dos Palos, California, USA

6:00 pm, Tuesday, November 21, 2023

A. CALL TO ORDER:

by Mayor April Hogue

1. Flag Salute:

by Councilmember Debbie Orlando

2. Invocation:

by Councilmember Thomas Pigg

3. Roll Call:

by City Clerk Ysidro Garcia

4. Urgency Additions or Deletions:

Requires urgency and four affirmative votes

5. Public Comment:

At this time, anyone present may comment upon any city-related business item, which is not on this agenda. Please state your name and address for the record. Please be concise and avoid repetition. The mayor may limit you to one presentation not to exceed two minutes in length. State law now requires at least twice as much time be allotted to a member of the public who utilizes a non-English translator. Action, if necessary, is limited to staff referral, or with special conditions, placement on a future agenda.

B. COMMENDATIONS, PRESENTATIONS, and PROCLAMATIONS.

None.

C. CONSENT CALENDAR:

Action

Items considered routine in nature are placed on the Consent Calendar. There is no discussion of these items before the Council vote unless a member of the Council or the public requests specific items be discussed and/or removed from the Consent Calendar. Each item on the Consent Calendar approved by the Council shall be deemed to have been considered in full and adopted as recommended.

1. Approval of the Minutes of the October 17, 2023 Regular Meeting.
2. Approval of the Treasurer's Report for May 2023.
3. Approval of the Treasurer's Report for June 2023.
4. Approval of the Pre-Paid for October 2023.
5. Approval of the Warrants for November 2023.
6. Reappoint Michael McGlynn to the Merced County Mosquito Board to a Two-Year Term Ending on December 31, 2025.

D. BUSINESS:

- | | |
|--|---|
| 1. Oath of Office to Police Officer Krystal Coronado. | Administered by
City Attorney
Amanda Savage |
| 2. Consider Approving Resolution 2023-15, Opposing Initiative 21-0042A1 at the Request of the League of Cities. | Report
Discussion
Action |
| 3. Consider Approving Resolution 2023-16, Providing Workers Compensation Coverage for Non-Safety City Volunteers. | Report
Discussion
Action |
| 4. Authorize the City Manager to enter into an Agreement with Merced County Association of Governments (MCAG) for the New Construction of the Lorraine Street Bridge in the Amount of \$2,764,000. | Report
Discussion
Action |

E. CORRESPONDENCE, EVENTS, COUNCIL & STAFF REPORTS:

F. ADJOURNMENT *in memory of local departed:*

Merilyn Pafford 101
Joseph Gamboni Jr. 91
Louis Guerrero 90
Leon Rippee 83
Carmen Sousa 78
Gloria Kelley 76
Michael Manes 67
Benjamin Gordillo 50

Disclosures and Information:

The 97th City Council consists of Mayor April Hogue, Mayor pro Tempore Armando Bravo, Councilmember Thomas Pigg, Councilmember Debbie Orlando, and Councilmember Marcus Porter. The 45th Council Session is now in session and ends on November 15, 2024. The next available numbers of record are Ordinance #439 and Resolution 2023-17. Per 54954.2(a)(1), the City's website cityofdospalos.org may be down intermittently or temporarily for maintenance or repairs.

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Dos Palos CA 93620, (209) 392-2174, email:cityofdp@cityofdp.com

AYUNTAMIENTO DE DOS PALOS

ORDEN DEL DÍA DE LA REUNIÓN ORDINARIA
Edificio de la Ciudad-Condado, 1554 Golden Gate Avenue

Dos Palos, California, USA

6:00 pm, martes 21 de noviembre de 2023

Un. LLAMADO AL ORDEN:

por la alcaldesa April Hogue

1. Saludo a la bandera:

por la concejal Debbie Orlando

2. Invocación:

por el concejal Thomas Pigg

3. Pase de lista:

por el Secretario Municipal Ysidro García

4. Adiciones o supresiones de urgencia:

Requiere urgencia y cuatro votos afirmativos

5. Comentario público: *En este momento, cualquier persona presente puede comentar sobre cualquier tema de negocios relacionado con la ciudad, que no esté en esta agenda. Indique su nombre y dirección para que conste. Por favor, sea conciso y evite la repetición. El alcalde puede limitarlo a una presentación que no exceda los dos minutos de duración. La ley estatal ahora requiere que se asigne al menos el doble de tiempo a un miembro del público que utiliza un traductor que no sea inglés. Las medidas, de ser necesario, se limitan a la remisión del personal o, en condiciones especiales, a su inclusión en un programa futuro.*

B. ELOGIOS, PRESENTACIONES y PROCLAMACIONES.

Ninguno.

C. CALENDARIO DE CONSENTIMIENTO:

Acción

Los elementos considerados de naturaleza rutinaria se colocan en el Calendario de consentimiento. No hay discusión de estos temas antes de la votación del Consejo a menos que un miembro del Consejo o el público solicite que se discutan y/o eliminen temas específicos del Calendario de Consentimiento. Se considerará que cada punto del Calendario de Consentimiento aprobado por el Consejo ha sido examinado en su totalidad y adoptado según lo recomendado.

1. Aprobación del Acta de la Reunión Ordinaria del 17 de octubre de 2023.
2. Aprobación del Informe del Tesorero correspondiente al mes de mayo de 2023.
3. Aprobación del Informe del Tesorero correspondiente al mes de junio de 2023.

4. Aprobación de los prepagos de octubre de 2023. Aprobación de los warrants para noviembre de 2023.
5. Volver a nombrar a Michael McGlynn a la Junta de Mosquitos del Condado de Merced para un Mandato de dos años que finaliza el 31 de diciembre de 2025.

D. NEGOCIOS:

- | | |
|---|---|
| 1. Juramento del cargo a la oficial de policía Krystal Coronado. | Administrado por
Abogado de la Ciudad
Amanda Savage |
| 2. Considerar la aprobación de la Resolución 2023-15, que se opone a la Iniciativa 21-0042A1 a solicitud de la Liga de Ciudades. | Informe
Discusión
Acción |
| 3. Considere la posibilidad de aprobar la Resolución 2023-16, que proporciona cobertura de compensación laboral para los voluntarios de la Ciudad que no son de seguridad. | Informe
Discusión
Acción |
| 4. Autorizar al Administrador de la Ciudad a celebrar un Acuerdo con la Asociación de Gobiernos del Condado de Merced (MCAG) para la Nueva Construcción del Puente de la Calle Lorraine por la cantidad de \$2,764,000. | Informe
Discusión
Acción |

E. CORRESPONDENCIA, EVENTOS, CONSEJOS E INFORMES DEL PERSONAL:

F. APLAZAMIENTO en memoria de los difuntos locales: Marilyn Pafford 101

José Gamboni Jr. 91 años

Luis Guerrero 90

León 83

Carmen Sousa 78

Gloria Kelley 76 años

Michael Manes 67

Benjamín Gordillo 50

Divulgaciones e información:

El 97º Concejo Municipal está compuesto por la Alcaldesa April Hogue, el Alcalde Pro Tempore Armando Bravo, el Concejal Thomas Pigg, la Concejal Debbie Orlando y el Concejal Marcus Porter. La 45ª Sesión del Consejo está ahora en sesión y finaliza el 15 de noviembre de 2024. Los siguientes números de registro disponibles son la Ordenanza #439 y la Resolución 2023-17. Según 54954.2 (a) (1), el sitio web de la Ciudad cityofdospalos.org puede estar fuera de servicio de forma intermitente o temporal por mantenimiento o reparaciones.

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Dos Palos CA 93620, (209) 392-2174, correo electrónico:cityofdp@cityofdp.com

Dos Palos City Council Minutes October 17, 2023

A. CALL TO ORDER: Mayor April Hogue called a Regular Meeting of the Dos Palos City Council to order at 6:00 pm in the City-County Building at 1546-1554 Golden Gate Avenue in Dos Palos, California on Tuesday, October 17th, 2023.

1. The Pledge of Allegiance was led by Councilmember Debbie Orlando.
2. An Invocation was led by Councilmember Pigg.
3. Roll Call: City Clerk Ysidro Garcia called the Roll finding All City Councilmembers present: Mayor Hogue, Mayor Pro Tem Bravo, Councilmember Pigg, Councilmember Orlando and Councilmember Porter. Absent: None.

Others present included: City Manager Dewayne Jones, Assistant City Manager /Director of Finance & Personnel Manuela Sousa, Director of Public Works Gordon Bonds, Director of Utilities Craig Hackett and Various Others.

4. Urgency Additions or Deletions: None.
5. Public Forum: None.

B. COMMENDATIONS, PRESENTATIONS, & PROCLAMATIONS:

1. A Presentation from Steve Goehl, regarding Solar Financing. Steve can help the city with the Understanding of Financing, Structure and the Interest Rates.

C. CONSENT CALENDAR:

1. It was Moved by Councilmember Porter and Seconded by Councilmember Orlando to approve the **Minutes** for the September 19th, 2023 Meeting. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.
2. It was Moved by Councilmember Porter and Seconded by Councilmember Orlando to approve the **Minutes** for the October 10th, 2023 Town Hall. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.
3. It was Moved by Councilmember Porter and Seconded by Councilmember Orlando to approve the **Treasurers Report** for March 2023. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.

4. It was Moved by Councilmember Porter and Seconded by Councilmember Orlando to approve the **Treasurers Report** for April 2023. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.
5. It was Moved by Councilmember Porter and Seconded by Councilmember Orlando to accept the **Pre-Paid**s for September 2023. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.
6. It was Moved by Councilmember Porter and Seconded by Councilmember Orlando to approve the **Warrants** for October 2023. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.

D. BUSINESS:

1. Following a Staff Report, It was Moved by Councilmember Pigg and Seconded by Mayor Pro Tem Bravo to Adopt Ordinance 438, an Ordinance of the City Council of the City Of Dos Palos Adding Chapter 20 to Title 3 of the City of Dos Palos Municipal Code Establishing a Purchasing System. The Motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.
2. Dewayne reported Resolution 2023-14, to Authorize City Manager to apply for CAL Recycle Grants, Good for 5 years. Following the Report It was Moved by Councilmember Orlando and Seconded by Councilmember Porter to Approve Resolution 2023-14, Authorizing Submittal of Application(s) for all CalRecycle Grants for which the City of Dos Palos is Eligible. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.
3. Following a Staff Report it was Moved by Councilmember Pigg and Seconded by Councilmember Orlando to Authorize the City Manager to negotiate and enter into an agreement with D.A Davidson, to Serve as a Placement Agent for Solar Financing. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.
4. Following a Staff Report it was Moved by Councilmember Porter and Seconded by Councilmember Orlando to Accept the Water Shortage Contingency Plan. The motion passed 5-0 as follows: AYES: Hogue, Bravo, Pigg, Orlando, and Porter. NOES: None. ABSENT: None. ABSTENTIONS: None.

E. CORRESPONDENCE, EVENTS, & REPORTS:

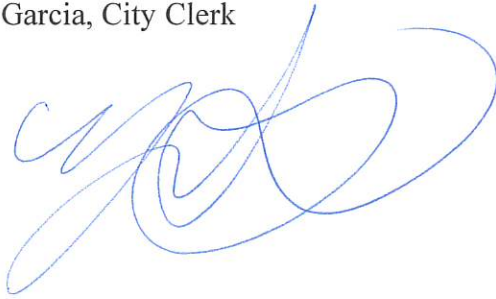
Various Reports were made.

F. ADJOURNMENT: The Meeting was Adjourned at 6:55pm in Memory of:

Vernon Powers 84
Raymond Cotta 81
Robert Castillo 43

Respectfully Submitted By,

Ysidro Garcia, City Clerk

A handwritten signature in blue ink, appearing to be 'Ysidro Garcia', with a large, sweeping flourish at the end.

**CITY OF DOS PALOS
CASH FLOW REPORT
MAY,2023**

BEGINNING BALANCE:		453,322.28
REVENUES RECEIVED:		
	GENERAL FUND	591,060.91
	WATER DEPOSIT	600.00
	UTILITIES	270,617.99
TOTAL REVENUES RECEIVED:		862,278.90
EXPENDITURES:		
	PAYROLL	692.60
	DIRECT DEPOSIT	105,661.15
	WARRANTS	341,010.72
TOTAL EXPENDITURES:		447,364.47
BEGINNING BALANCE:		453,322.28
TOTAL REVENUES:		862,278.90
TOTAL EXPENDITURES:		-447,364.47
CREDIT CARD CHARGE		-2,229.76
ANALYSIS CHARGE:		-214.89
BLUEFIN		-59.90
PITNEY BOWES POSTEDGE		-1000.00
DEP CORRECTION		0.17
EDD EFT PMT		-247.00
LEXIS		75.00
TOTAL CASH FLOW BALANCE:		864,560.33



CITY TREASURER

**CITY OF DOS PALOS
WESTAMERICA BANK RECONCILIATION
MAY, 2023**

STATEMENT ENDING BALANCE: 895,489.57

COMPUTER WARRANTS OUTSTANDING:

20827 LAURA'S FUNKY CITZ & NAILS	85.60
20831 DAYMAN MARRINEZ	24.20
20909 SANTIAGO BANUELOS	5.60
21385 ADAM GARIBAY	3.00
21566 KEVIN VALDEZ	101.00
21680 BULMARO VASQUEZ	30.99
22297 LUCIA MERRELL	48.86
22321 STEPHANIE SOLIS	111.97
22326 STATE FOODS SUPERMARKET	51.54
22393 JG HARDWARE STORE	12.13
22462 APPLGATE TEEPLES DRILLING COMP	6583.75
22466 PAULINE AZEVEDO	61.20
22467 PAULINE AZEVEDO	115.50
22468 PAULINE AZEVEDO	105.00
22483 DOMAIN NAME SERVICES	289.00
22492 GIRLS CLOSET	128.50
22495 INGRAHAM TROPHIES	1637.97
22496 JG HARDWARE STORE	23.51
22500 LOS BANOS VETERINARY	150.00
22502 BOBBY MARTINEZ	104.39
22503 MCCLATCHY COMP LLC	1047.00
22522 SHIRT SHAK	81.56
22526 S. DOS PALOS WATER	4205.15
22537 USA BLUE BOOK	734.19
22540 MARIA VASQUEZ	26.80
22547 EMPLOYEE CHECK	138.52
22550 EMPLOYEE CHECK	138.52
22551 EMPLOYEE CHECK	138.52
22554 SWRCB	60.00
22555 AFLAC	173.60
22563 PORAC MEMERSHIP	144.00
22564 PREMIER ACCESS INS	894.41
22567 CA DEPT OF TAX AND FEES	3701.41
5/17/2023 PERS	13617.35

TOTAL COMPUTER WARRANTS: \$34,774.74

**CITY OF DOS PALOS
CASH FLOW REPORT
JUNE, 2023**

BEGINNING BALANCE: \$ 864,560.33

REVENUES RECEIVED:

GENERAL FUND	133,534.46
WATER DEPOSIT	600.00
UTILITIES	285,104.60

TOTAL REVENUES RECEIVED: \$ 419,239.06

EXPENDITURES:

PAYROLL	1,855.50
DIRECT DEPOSIT	108,865.21
WARRANTS	714,363.03
DIRECT DEPOSIT	30-Jun 54,482.55

TOTAL EXPENDITURES: \$ 879,566.29

BEGINNING BALANCE:	864,560.33
TOTAL REVENUES:	419,239.06
TOTAL EXPENDITURES:	(879,566.29)
CREDIT CARD CHARGE	-2,088.30
ANALYSIS CHARGE:	-284.73
BLUEFIN	-9.95
RELX INC DBALEXI	75.00
CSJVRM-PETTY CASH	1,000.00
CASH SHORT	-1.09
CASH OVER	5.00
PERS ADJ	-162.56
VOID CK#22647	182,127.17
EDD Corrections	-786.35

TOTAL CASH FLOW BALANCE: \$ 584,107.29


CITY TREASURER

**CITY OF DOS PALOS
WESTAMERICA BANK RECONCILIATION
JUNE, 2023**

STATEMENT ENDING BALANCE: \$ 761,790.00

COMPUTER WARRANTS OUTSTANDING:

20827 LAURA'S FUNKY CITZ & NAILS	85.60
20831 DAYMAN MARRINEZ	24.20
20909 SANTIAGO BANUELOS	5.60
21385 ADAM GARIBAY	3.00
21566 KEVIN VALDEZ	101.00
21680 BULMARO VASQUEZ	30.99
22297 LUCIA MERRELL	48.86
22321 STEPHANIE SOLIS	111.97
22326 STATE FOODS SUPERMARKET	51.54
22393 JG HARDWARE STORE	12.13
22483 DOMAIN NAME SERVICES	289.00
22492 GIRLS CLOSET	128.50
22500 LOS BANOS VETERINARY	150.00
22540 MARIA VASQUEZ	26.80
22551 EMPLOYEE CHECK	138.52
22563 PORAC MEMBERSHIP	144.00
22564 PREMIER ACCESS INS	894.41
22574 PREMIER ACCESS INS	894.41
22576 APPLGATE TEEPLES DRILLING COMP	14435.00
22586 LYDIA BELMONTEZ	45.00
22595 DOS PALOS FIRE DEPT	225.00
22597 ELITE UNIFORMS	410.78
22599 JOSE ESPARZA	150.00
22604 FRONTIER COMMUNICATIONS	63.01
22607 HOMEDEPOT CREDIT SERVICES	2668.46
22608 JG HARDWARE STORE	160.89
22613 MERCED COUNTY ANIMAL CONTROL	2390.00
22623 OWEN EQUIPMENT SALES	17506.46
22627 PITNEY BOWES	170.17
22628 PITNEY BOWES PURCHASE POWER	201.00
22629 PROFORCE LAW ENFORCEMENT	7301.14
22633 SAN DIEGO POLICE EQUIPMENT CO	1595.81
22636 S. DOS PALOS WATER DIST	4782.36
22640 SWRCB	60.00
22641 T&T PAVEMENT MARKINGS & PRODUCTS	6286.35
22642 TCB INVESIGATION	1110.00

22646 USA BLUE BOOK	1024.09
22649 VERITONE, INC	1200.00
22651 VISUAL LABS, INC	6550.00
22655 YONKERS & JOHNSON	117.08
22661 EMPLOYEE CHECK	138.52
22663 EMPLOYEE CHECK	138.52
22667 COLONIAL LIFE & ACCIDENT	92.50
22669 BENNETT LAW OFFICE	72.00
22670 OPERATING ENGINEERS LOCAL #3	550.00
22671 WASHINGTON NATIONAL INS. COMP.	72.40
22672 RICHARD BLAK, PHD	900.00
22673 CALIFORNIA STATE DISBURSEMENT	549.50
22674 COLONIAL LIFE & ACCIDENT	92.50
22675 BENNETT LAW OFFICE	84.00
22676 MUTUAL OF OMAHA	1185.73
22677 PREMIER ACCESS INS	1728.26
22678 AFLAC	173.60
22680 EMPLOYEE CHECK	138.52
22681 PORAC MEMBERSHIP	99.00
27-Jun STATE OF CALIFORNIA-EMP	1911.02
30-Jun COUNTY BANK	11305.79
30-Jun COUNTY BANK	5627.95
30-Jun PERS	27851.07
30-Jun STATE OF CALIFORNIA-EMP	2104.77
30-Jun STATE OF CALIFORNIA-EMP	27.11

TOTAL COMPUTER WARRANTS:	\$126,435.89
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BEGINNING BALANCE:	761,790.00
TOTAL COMPUTER WARRANTS:	-126,435.89
OUTSTANDING DEPOSITS:	3235.73
OUTSTANDING PAYROLL:	-54482.55
TOTAL CASH FLOW BALANCE:	\$ 584,107.29

Pre-Paid Listing October 2023

23037	Gurdeep Deol	10/04/2023	\$	300.00
23038	Central Valley Concre	10/04/2023	\$	2,529.43
23039	Erika Tovar	10/11/2023	\$	60.00
23119	Bankcard Center	10/13/2023	\$	217.43
23120	Merced County Public	10/13/2023	\$	275.96
23121	Metro Uniform	10/13/2023	\$	255.26
23122	Pegboard	10/13/2023	\$	1,354.67
23123	Springbrook Holding	10/13/2023	\$	758.00
23124	USABlue Book	10/13/2023	\$	2,389.35
23131	Lozano Smith Attorn	10/17/2023	\$	3,845.74
23132	McNamara Sports	10/17/2023	\$	4,638.57
23143	Ashton Llanez	10/19/2023	\$	88.03
23144	McElvany, Inc.	10/26/2023	\$	15,256.64
23145	McNamara Sports	10/26/2023	\$	114.64

Report Total (14 checks):			\$	32,083.72
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AP Checks by Date - Summary by Check Date (11/15/2023 8:42 AM)

Warrant Listing - November 2023

23158	Agile Occupational Medicine	11/15/2023	\$	280.00
23159	Applegate Teeples Drilling	11/15/2023	\$	3,543.75
23160	Aramark Uniform & Career Ap	11/15/2023	\$	487.07
23161	AT&T	11/15/2023	\$	395.09
23162	AutoZone, Inc.	11/15/2023	\$	200.62
23163	Pauline Azevedo	11/15/2023	\$	105.00
23164	Baker Supplies and Repairs	11/15/2023	\$	855.84
23165	Bankcard Center	11/15/2023	\$	144.95
23166	Bankcard Center	11/15/2023	\$	584.88
23167	Bankcard Center	11/15/2023	\$	17.12
23168	Bankcard Center	11/15/2023	\$	1,750.32
23169	Destiny Bergara	11/15/2023	\$	66.30
23170	Richard Blak, Phd	11/15/2023	\$	900.00
23171	Bureau of Reclamation	11/15/2023	\$	1,205.28
23172	Casey Moving Systems	11/15/2023	\$	90.00
23173	Central California Irrigati	11/15/2023	\$	7,650.00
23174	Central Valley Concrete	11/15/2023	\$	503.73
23175	Cintas	11/15/2023	\$	1,102.16
23176	Co Power - Department 34604	11/15/2023	\$	233.85
23177	Comcast	11/15/2023	\$	1,145.29
23178	Cooks Communication	11/15/2023	\$	287.68
23179	CSG Consultants, Inc.	11/15/2023	\$	7,144.50
23180	Dash Medical Gloves, Inc.	11/15/2023	\$	122.66
23181	Division of the State Archi	11/15/2023	\$	1.60
23182	Dos Palos Fire Dept.	11/15/2023	\$	225.00
23183	Electric Drives, Inc.	11/15/2023	\$	7,818.33
23184	Elite Uniforms	11/15/2023	\$	1,859.53
23185	Empower Annuity Ins Co of A	11/15/2023	\$	368.75
23186	ERS Industrial Services, In	11/15/2023	\$	12,930.00
23187	Far West Laboratories, Inc.	11/15/2023	\$	6,370.00
23188	Ford Motor Credit Company	11/15/2023	\$	635.77
23189	Frasier Irrigation	11/15/2023	\$	366.35
23190	Fresno Mobile Radio Inc.	11/15/2023	\$	350.00
23191	Frontier Communications	11/15/2023	\$	63.95
23192	Great America Financial Ser	11/15/2023	\$	309.08
23193	Hawks & Associates CPAs, In	11/15/2023	\$	780.00
23194	HCL Machine Works, Inc	11/15/2023	\$	770.35
23195	Home Depot Credit Services	11/15/2023	\$	1,077.93
23196	Ingraham Trophies	11/15/2023	\$	2,577.92
23197	JG Hardware Store	11/15/2023	\$	106.45
23198	Jorgensen Company	11/15/2023	\$	312.11

23199	Justin's Tire and Auto	11/15/2023	\$	971.38
23200	Katen Pest Solutions	11/15/2023	\$	335.00
23201	Keenan & Associates	11/15/2023	\$	10,460.42
23202	Kellogg's Supply	11/15/2023	\$	644.89
23203	Liebert Cassidy Whitmore A	11/15/2023	\$	212.50
23204	Melin Enterprises, INC	11/15/2023	\$	701.00
23205	Merced County Association o	11/15/2023	\$	900.00
23206	Merced County Public Works	11/15/2023	\$	1,680.94
23207	Mid Valley Disposal	11/15/2023	\$	54,182.32
23208	Mid Valley IT	11/15/2023	\$	4,400.60
23209	Midway Community Water Dist	11/15/2023	\$	8,759.08
23210	N & S Tractor Co.	11/15/2023	\$	882.12
23211	Northstar Chemical	11/15/2023	\$	3,317.33
23212	NTU Technologies, Inc.	11/15/2023	\$	29,991.00
23213	Irma Oliveros	11/15/2023	\$	94.00
23214	Operating Engineers Local #	11/15/2023	\$	275.00
23215	Orozco Yard Maintenance	11/15/2023	\$	3,100.00
23216	Pace Supply Corp	11/15/2023	\$	3,863.64
23217	Pacific Gas & Electric	11/15/2023	\$	30,307.09
23218	Pegboard	11/15/2023	\$	928.35
23219	Pitney Bowes Bank INC. Rese	11/15/2023	\$	98.36
23220	PORAC Membership Services	11/15/2023	\$	40.50
23221	PR Diamond Products, Inc.	11/15/2023	\$	85.00
23222	Quad Knopf	11/15/2023	\$	16,816.60
23223	Quantum FSD, Inc.	11/15/2023	\$	124.95
23224	Red Triangle Oil Co.	11/15/2023	\$	6,743.44
23225	Rick's Smog Shop	11/15/2023	\$	435.00
23226	Safe T Lite	11/15/2023	\$	210.00
23227	Santos Ford	11/15/2023	\$	254.48
23228	Simplot Grower Solutions Fi	11/15/2023	\$	1,504.20
23229	Sirchie Acquistion Company,	11/15/2023	\$	170.36
23230	SJVAPCD	11/15/2023	\$	290.00
23231	Smile Business Products, In	11/15/2023	\$	114.58
23232	South Dos Palos Water Distr	11/15/2023	\$	5,257.80
23233	Sparkletts	11/15/2023	\$	153.83
23234	Springbrook Holding Company	11/15/2023	\$	758.00
23235	State Foods Supermarket	11/15/2023	\$	160.12
23236	SWRCB	11/15/2023	\$	110.00
23237	TCB Investigations	11/15/2023	\$	2,672.33
23238	The Westside Express	11/15/2023	\$	100.00
23239	Toro Petroleum	11/15/2023	\$	9,089.00
23240	United Rentals	11/15/2023	\$	3,071.00
23241	USABlue Book	11/15/2023	\$	647.08
23242	Verizon Wireless	11/15/2023	\$	1,068.04

23243	Westamerica Bank	11/15/2023	\$	2,245.76
Report Total (86 checks):			\$	273,966.30

AP Checks by Date - Summary by Check Date (11/15/2023 8:30 AM)



RESOLUTION 2023-15

A RESOLUTION OPPOSING INITIATIVE 21-0042A1

WHEREAS, an association representing California's wealthiest corporations is behind a deceptive proposition aimed for the November 2022 statewide ballot; and

WHEREAS, the measure creates new constitutional loopholes that allow corporations to pay far less than their fair share for the impacts they have on our communities, including local infrastructure, our environment, water quality, air quality, and natural resources; and

WHEREAS, the measure includes undemocratic provisions that would make it more difficult for local voters to pass measures needed to fund local services and infrastructure, and would limit voter input by prohibiting local advisory measures where voters provide direction on how they want their local tax dollars spent; and

WHEREAS, the measure makes it much more difficult for state and local regulators to issue fines and levies on corporations that violate laws intended to protect our environment, public health and safety, and our neighborhoods; and

WHEREAS, the measure puts billions of dollars currently dedicated to state and local services at risk, and could force cuts to public schools, fire and emergency response, law enforcement, public health, parks, libraries, affordable housing, services to support homeless residents, mental health services, and more; and

WHEREAS, the measure would also reduce funding for critical infrastructure like streets and roads, public transportation, drinking water, new schools, sanitation, and utilities.

THEREFORE, BE IT RESOLVED that the City of Dos Palos, opposes Initiative 21-0042A1.

THEREFORE, BE IT FURTHER RESOLVED, that the City of Dos Palos will join the NO on Initiative 21-0042A1 coalition, a growing coalition of public safety, labor, local government, infrastructure advocates, and other organizations throughout the state.

PASSED AND ADOPTED by the City Council of the City of Dos Palos at a regular meeting thereof held on November 21, 2023 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Quick Summary of Ballot Initiative 21-0042A1

Ballot Initiative 21-0042A1 would result in the loss of billions of dollars annually in critical state and local funding, restricting the ability of local agencies and the State of California to fund services and infrastructure by:

- Adopting new and stricter rules for raising taxes, fees, assessments, and property-related fees.
- Amending the State Constitution, including portions of Propositions 13, 218, and 26 among other provisions, to the advantage of the initiative's proponents and plaintiffs; creating new grounds to challenge these funding sources and disrupting fiscal certainty.
- Restricting the ability of local governments to issue fines and penalties to corporations and property owners that violate local environmental, water quality, public health, public safety, fair housing, nuisance and other laws and ordinances.

The initiative includes provisions that would retroactively void *all* state and local taxes or fees adopted after January 1, 2022 if they did not align with the provisions of this initiative. This may also affect indexed fees that adjust over time for inflation or other factors. Effectively, it would allow voters throughout California to invalidate the prior actions of local voters, undermining local control and voter-approved decisions about investments needed in their communities.



RESOLUTION 2023-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DOS PALOS PROVIDING WORKERS' COMPENSATION COVERAGE FOR NON-SAFETY CITY VOLUNTEERS

WHEREAS, the City Council of the City of Dos Palos desires to provide workers' compensation coverage for non-safety City volunteers pursuant to the provisions of Section 3363.5 of the Labor Code; and

WHEREAS, the City Council finds its best interests will be served by utilizing volunteers in the provision of certain City services; and

WHEREAS, said volunteers should be eligible for workers' compensation coverage while on duty.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Dos Palos hereby finds and determines:

1. that the public interest is best served by providing workers' compensation coverage to non-safety volunteers.
2. that the volunteers described above in the above referenced paragraph shall be deemed to be employees for the purposes of Division 4 of the California Labor Code while the person actually performs volunteer services, provided that the rights of volunteers shall be limited to those benefits set forth in the Labor Code.

PASSED AND ADOPTED by the City Council of the City of Dos Palos at a regular meeting thereof held on November 21, 2023, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

April Hogue, Mayor

Ysidro Garcia, City Clerk

MEASURE V REGIONAL PROJECT FUNDING AGREEMENT

between

MERCED COUNTY ASSOCIATION OF GOVERNMENTS

and the

City of Dos Palos

This Measure V Regional Project Funding Agreement ("AGREEMENT"), effective the _____, 2024, is entered into by and between Merced County Association of Governments, a joint powers authority pursuant to California Government Code Section 6500 et seq. (MCAG), and the City of Dos Palos, ("RECIPIENT") for the Lorraine Street Bridge project ("PROJECT").

RECITALS

- A. On November 8, 2016, the voters of Merced County, pursuant to the provisions of the Local Transportation Authority and Improvement Act, California Public Utilities Code Section 180000 et seq. ("Act"), approved Measure V, thereby authorizing MCAG to administer the proceeds from the one-half cent transaction and use tax ("Measure V").
- B. The duration of the Measure V transportation sales tax will be 30 years from the initial year of collection, which began April 1, 2017, with said tax to terminate/expire on March 31, 2047. The tax proceeds will be used to pay for the programs and projects outlined in Merced County's 2016 – ½ Cent Transportation Sales Tax Measure Expenditure Plan ("Expenditure Plan"), as it may be amended in accordance with State law.
- C. This AGREEMENT delineates the rights and responsibilities of the Parties hereto as they relate to the Regional Projects funds that are allocated to the PROJECT by the MCAG Governing Board, as authorized by the Expenditure Plan.

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

ARTICLE I: REGIONAL PROJECTS FUNDING ALLOCATION

This AGREEMENT authorizes MCAG to allocate Regional Projects funds derived from Measure V receipts to RECIPIENT in accordance with the voter-approved Expenditure Plan based on the PROJECT's satisfaction of the following criteria:

- The PROJECT is of regional significance by being located on the State Highway System, the Regional Road System, in more than one jurisdiction, and/or directly benefiting more than one jurisdiction.
- The PROJECT is included in the applicable Regional Transportation Plan (RTP), or will be amended into the applicable RTP within three months of the execution of this agreement.
- The PROJECT was recommended by the appropriate Regional Projects Committee of authority based on the PROJECT location.
- The PROJECT was approved by the MCAG Governing Board.
- The PROJECT is included in the current Measure V Implementation Plan.

ARTICLE II: PROJECT SCOPE, COSTS, AND SCHEDULE

A. Project Scope

1. The PROJECT funding allocation was approved by the MCAG Governing Board for construction.
2. The PROJECT will replace the existing Lorraine Street Bridge which is located on the west side of the intersection of Lorraine Street and Center Avenue in Dos Palos.
3. In utilizing the Measure V funding allocation, the RECIPIENT shall only proceed with work authorized for the specific phase(s) with written "Authorization to Proceed." Within 5 days of the execution of this AGREEMENT or amendment thereof, MCAG shall provide a written "Authorization to Proceed" to the RECIPIENT.

B. Project Costs

1. The PROJECT has a total estimated project cost of \$2,764,000 as of the date of this AGREEMENT.
2. The PROJECT has been approved for an allocation from the Measure V West Side Regional Projects funding account in an amount not to exceed \$2,764,000.
3. The RECIPIENT is responsible for any PROJECT cost overruns. Requests for additional Measure V regional projects revenue beyond what is approved and programmed in the current Implementation Plan may be considered by MCAG through an amendment to the Implementation Plan. All Implementation Plan amendments must be approved by the Governing Board.

4. Regional funding allocated to RECIPIENT for the PROJECT that remains unspent at the completion of the PROJECT will remain in the appropriate Regional Projects funding account and will be eligible for future programming to regional projects as authorized by the Expenditure Plan.

C. Project Schedule

1. RECIPIENT shall deliver the PROJECT in a timely manner. Inactivity causing delays of 6 months or more during any phase of the PROJECT shall require action from the MCAG Governing Board to either extend the PROJECT schedule through an amendment to this AGREEMENT or reallocate the PROJECT's funding to another project in the current Implementation Plan.
2. The RECIPIENT has six months from the date of this AGREEMENT to execute consultant contracts or initiate work if done by the RECIPIENT's staff.
3. The RECIPIENT shall advertise, award, and administer the PROJECT in accordance with RECIPIENT standards and all applicable federal and state laws.
4. Award information shall be submitted by the RECIPIENT to MCAG within sixty (60) days after the project contract award.
5. If no costs have been invoiced for a six-month period, RECIPIENT agrees to submit for each phase a written explanation of the absence of the PROJECT's activity along with target billing date and target billing amount.
6. Measure V Regional Projects funding allocated to the PROJECT that remains unused at the conclusion of the PROJECT schedule above (including any extensions authorized by MCAG) may be redistributed to other regional projects within the current Implementation Plan at the discretion of the MCAG Governing Board.

D. Changes to Project

Changes to the PROJECT scope, schedule or Measure V Regional Projects funding allocation may require an amendment to the Measure V Implementation Plan at the discretion of the MCAG Governing Board. Subsequently, any amendments to the Implementation Plan related to the PROJECT will also require an amendment to this AGREEMENT, requiring action from both parties.

ARTICLE III: FUNDING AND EXPENDITURES

A. MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG)

1. RECIPIENT shall be reimbursed no later than thirty (30) days following the submission of invoices to MCAG for allowed PROJECT costs, with the exception of costs associated with compliance with the requirements outlined in Article IV, Section A of this AGREEMENT.
2. MCAG shall provide the reimbursement forms and documentation requirements for the submission of invoices to RECIPIENT no later than thirty (30) days following the date of this AGREEMENT.
3. MCAG shall include Measure V Regional Projects funds distributed to the PROJECT in a quarterly report to the MCAG Governing Board.
4. Per the Expenditure Plan, MCAG shall provide for an independent annual audit of Measure V revenue and expenditures for all funding categories, including the PROJECT.
5. MCAG shall provide thirty (30) days notice to RECIPIENT prior to conducting an audit of Regional Project funds received by RECIPIENT for the PROJECT to determine whether the RECIPIENT's use of said funds is in compliance with this AGREEMENT and the Expenditure Plan.

B. RECIPIENT'S DUTIES AND OBLIGATIONS

1. RECIPIENT shall use all Regional Projects funds received for this PROJECT in compliance with the applicable guidelines and plan(s), as they may be adopted or amended by the MCAG Governing Board in accordance with applicable law.
2. RECIPIENT must account for Regional Projects funds separately – independent of Measure V Local Projects accounts. The accounting system shall provide adequate internal controls and audit trails to facilitate an annual compliance audit for each fund type and the respective usage and application of said funds. MCAG and its representatives and agents shall have the right at any reasonable time to inspect and copy any accounting records related to such funds, except to the extent specifically prohibited by applicable law.
3. RECIPIENT will utilize the Designated Reporting Tool to provide MCAG with the required information related to Regional Projects fund expenditures according to the following schedule:

Quarter	Reporting Period	Due Date
FY Q1	July 1 to September 30	October 31
FY Q2	October 1 to December 31	January 31
FY Q3	January 1 to March 31	April 30
FY Q4	April 1 to June 30	August 31*

*60 days provided for the 4th quarter of each fiscal year.

C. OTHER CONSIDERATIONS

1. PROJECT-Specific Allocation: RECIPIENT shall use all Regional Projects funds allocated to the PROJECT solely for the PROJECT. Any jurisdiction that violates this provision, as determined by the MCAG Governing Board or Measure V Citizens Oversight Committee, must fully reimburse all misspent funds, including all interest which would have been earned thereon. The interest rate shall not exceed the maximum allowed by law.
2. Staff Cost Limitations: Direct costs associated with the delivery of programs and projects associated with the PROJECT, including direct staff costs and consultant costs, are eligible uses of said funds. Indirect costs, including, but not limited to, overhead costs such as rent, utilities, and human resources staff, are not allowed.
3. CEQA: The PROJECT shall comply with the California Environmental Quality Act (CEQA) and other environmental reviews as required.
4. Promotion: At a minimum, RECIPIENT agrees to promote the PROJECT through branded signage and is encouraged to utilize additional means such as news releases, social media, events, or any other tools to communicate to the public that the project was funded by Measure V. RECIPIENT also agrees to provide MCAG with at least five (5) photographs of the project, either in progress, before and after completion, or some combination thereof. At least one photograph of the completed PROJECT is required.

ARTICLE IV: REPORTING REQUIREMENTS

A. REQUIREMENTS AND WITHOLDING

RECIPIENT shall comply with each of the reporting requirements set forth below. If RECIPIENT fails to comply with one or more of these requirements, MCAG may withhold reimbursement payment for the PROJECT until full compliance is achieved.

1. As a means to keep the public informed, the RECIPIENT, at a minimum, shall provide quarterly updates of current and accurate information on RECIPIENT's website (if applicable) and to MCAG for the Measure V website, related to the PROJECT's progress.
2. RECIPIENT shall, at least annually, publish an article highlighting the PROJECT, or provide information to MCAG regarding such project or program for publication.
3. RECIPIENT shall make its administrative officer or designated staff available upon request to render a report or answer any and all inquiries in regard to RECIPIENT's receipt, usage, and/or compliance with audit findings regarding the PROJECT before the Citizens Oversight Committee.
4. RECIPIENT agrees that MCAG may review and/or evaluate the PROJECT pursuant to this AGREEMENT. This may include visits by representatives, agents or nominees of MCAG to observe RECIPIENT's project or program operations, to review project or program data and financial records, and to discuss the project with RECIPIENT's staff or governing body.

ARTICLE V: OTHER PROVISIONS

A. INDEMNITY BY RECIPIENT

Neither MCAG nor its governing body, elected officials, officers, consultants, agents or employees shall be responsible for any damage or liability occurring by reason of anything done or omitted to be done by RECIPIENT in connection with the Regional Projects funds distributed to RECIPIENT for the PROJECT pursuant to this AGREEMENT. It is also understood and agreed, pursuant to Government Code Section 895.4, that RECIPIENT shall fully defend, indemnify and hold harmless MCAG, its governing body, elected officials, officers, agents and employees from any liability imposed on MCAG for injury (as defined in Government Code Section 810.8) occurring by reason of anything done or omitted to be done by RECIPIENT for the PROJECT in connection with the Regional Projects funds distributed to RECIPIENT pursuant to this AGREEMENT.

B. INDEMNITY BY MCAG

Neither RECIPIENT nor its governing body, elected officials, officers, consultants, agents or employees shall be responsible for any damage or liability occurring by reason of anything done or omitted to be done by MCAG under or in connection with any work, authority or jurisdiction

delegated to MCAG under this AGREEMENT. It is also understood and agreed, pursuant to Government Code Section 895.4, that MCAG shall fully defend, indemnify and hold harmless RECIPIENT, its governing body, elected officials, officers, agents and employees from any liability imposed on RECIPIENT for injury (as defined in Government Code Section 810.8) occurring by reason of anything done or omitted to be done by MCAG under or in connection with any work, authority or jurisdiction delegated to MCAG under this AGREEMENT.

C. JURISDICTION AND VENUE

The laws of the State of California will govern the validity of this AGREEMENT, its interpretation and performance, and any other claims to which it relates. All legal actions arising out of this AGREEMENT shall be brought in a court of competent jurisdiction in Merced County, California.

D. ATTORNEY'S FEES

Should it become necessary to enforce the terms of this AGREEMENT, the prevailing party shall be entitled to recover reasonable expenses and attorney's fees from the other party.

E. TERM

The term of this AGREEMENT shall be from the date of the execution of this agreement to sixty (60) days following the completion of the scope of work as described in Article II, unless amended in writing or a new Measure V Regional Project Funding Agreement is executed between MCAG and RECIPIENT.

F. SEVERABILITY

If any provision of this AGREEMENT is found by a court of competent jurisdiction to be unenforceable, such provision shall not affect the other provisions of the AGREEMENT, but such unenforceable provisions shall be deemed modified to the extent necessary to render it enforceable, preserving to the fullest extent permissible the intent of the parties set forth in this AGREEMENT.

G. ENTIRE AGREEMENT; MODIFICATION

This AGREEMENT, as well as the referenced Expenditure Plan, constitutes the entire AGREEMENT and supersedes all prior written or oral understandings regarding the Regional

Projects funding for the PROJECT. This AGREEMENT may only be modified by a written agreement executed by both parties.

IN WITNESS WHEREOF, the parties have executed this AGREEMENT by their duly authorized officers as of the date first written below.

CITY OF DOS PALOS (RECIPIENT)

MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG)

By:

Dewayne Jones Date
City Manager

By:

Stacie Guzman
Executive Director

Approved as to Budget/Financial Controls:

Reviewed as to Budget/Financial Controls:

By:

Manuela Sousa
Finance Director

By:

Nav Bagri
Deputy Executive Director

Approved as to Legal Form:

Approved as to Legal Form:

By:

Legal Counsel	Date
---------------	------

By:

Emily Haden Date
Legal Counsel to MCAG



MEMO

Date: November 16, 2023 **Project No.:** 230013 /
To: Dwayne Jones, City Manager
From: Garth A. Pecchenino, PE, PLS
Subject: City Project Status

The following will provide a brief report on the status of various projects and items being addressed by QK staff or working with City Staff to provide assistance for the last month.

Water Plant replacement project:

Continue to have check in calls with State and the amendment for the additional funding is continuing to move through the various departments for final approval, last call would see the potential for a finalize document around the end of November.

Valeria Street Project – Caltrans approved the Right-of-way certification, which was the last item of their requests, so we have submitted the project for Construction Funding. **Currently going through the construction funding review process.**

Thomas Street Project – The Contractor has finished out the project and Gordon and myself have met with the Contractor on the project site to direct the necessary repairs. The Contractor is going to coordinate with Gordon on the timing of the asphalt repair areas.

Center Street – Warranty Work – The Contractor has met with by Gordon and myself to review the project and is setting up a schedule with his sub-contractors to complete the work in the next couple of weeks. I have been in contact with the materials supplier Vulcan Materials to push along the resolution of this item to move it forward, now that we have entered into wet and cooler weather the ability to complete the work will need to wait until the spring of 2024.

Blossom Avenue – Slurry Seal – We moved quickly to place the project out for bid after the last Council meeting and now find the weather has change to a point that a number of the potential Contractors have expressed that they would not bid the project due to the weather conditions, moisture and cooler temperatures. We have postponed the project until the spring of 2024.

Wastewater –

Dora Street Lift Station, have completed an application for additional funding to offset the cost increases, mainly to deal with the increased electrical costs on the project. **No Change**

Other items:

Have completed the filing for the Drought & Water Conservation data upload to the State Water Board Portal SAFER.

Any changes or updates will be provided at the meeting. GAP

Dos Palos CHRISTMAS PARADE

ALL ARE WELCOME TO PARTICIPATE

- Clubs
- Teams
- Family Fun



DEC. 7TH
2023

ROUTE: BLOSSOM/MITCHELL
EAST ON BLOSSOM TO CENTER AVE.
NORTH ON CENTER TO SCOUT HUT.

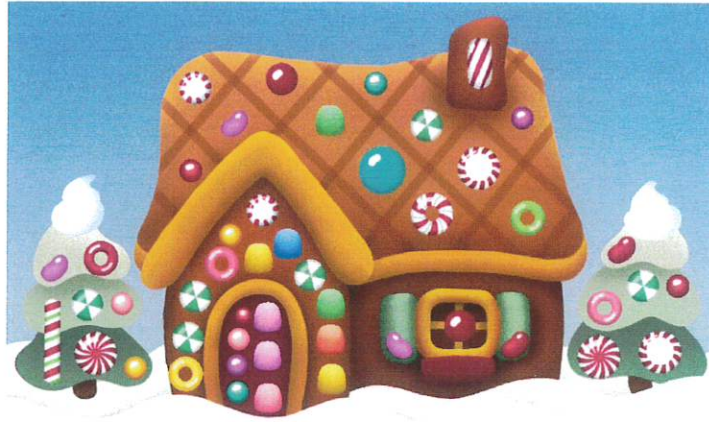
Line up:
Mitchell Ave. @ 5PM
Parade starts @ 6PM

❄️ **THEME: A COUNTRY CHRISTMAS** ❄️

Call/text to register or for more info
Megan Bryant: 209.715.0600
Shelley Wright: 209.509.6529



Dos Palos Lions Club presents:



Home Decorating Contest - 2023

Judging will take place the week of December 18th, 2023

PRIZES: \$150.00 - OVERALL WINNER

\$100.00 - 1ST PLACE IN CITY LIMITS

\$100.00 - 1ST PLACE OUTSIDE CITY LIMITS

\$ 50.00 - 2nd PLACE IN CITY LIMITS

\$ 50.00 - 2nd PLACE OUTSIDE CITY LIMITS

SPECIAL PRIZE FOR THE BEST NEIGHBORHOOD

PRE-REGISTRATION IS ADVISABLE – DROP OFF AT CITY HALL OR MAIL TO
LIONS CLUB, P.O. BOX 485, DOS PALOS, CA 93620
FOR MORE INFORMATION CALL 209-392-2174

NAME: _____

ADDRESS: _____

CONTACT INFO: _____