

DOS PALOS CITY COUNCIL

REGULAR MEETING AGENDA

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

Tuesday, January 17, 2023

Closed Session 5:30pm

Open Session 6:00pm

A. CALL TO ORDER:

by Mayor April Hogue

1. Roll Call:

by City Clerk Ysidro Garcia

B. Adjourn to Close Session

1. Conference with Legal Counsel per California Government Code 54954(e), 54957(b)(1); Personnel: Chief of Police.

C. Reconvene in Open Session

1. Flag Salute:

by Councilmember Debbie Orlando

2. Invocation:

by Councilmember Thomas Pigg

3. Urgency Additions or Deletions:

Requires urgency and four affirmative votes

4. 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.*

D. COMMENDATIONS, PRESENTATIONS, and PROCLAMATIONS.

Dispatcher of the Year Award.

Presentation

Police Officer of the Year Award.

Presentation

Preliminary Feasibility Assessment
Heather Roeme, Syserco Energy Solutions.

Presentation

E. CONSENT CALENDAR:

Action

1. Approval of the Pre-Paid for December 2022.
2. Approval of the Warrants for January 2023.
3. Approval of the Treasurer's Report for July 2022.
4. Approval of the Treasurer's Report for August 2022.
5. Approval of the Minutes of the October 18, 2022 Regular Meeting.
6. Approval of the Minutes of the December 13, 2022 Special Meeting.
7. Approval of the Minutes of the December 20, 2022 Regular Meeting.

F. BUSINESS:

- | | |
|---|--|
| 1. Ordinance 436, Defining and Establishing Smoke Shops in Title 17 of the D.P.M.C. | Waive First Reading Public Hearing Motion to Introduce |
| 2. Resolution 2023-01, Approving the Annual Local Transportation Fund (LTF) Claim of \$62,690. | Report/Discussion Action |
| 3. Authorize the City Manager to sign the Letter of Intent with Sysco Energy Solutions for an Investment Grade Audit. | Report/Discussion Action |
| 4. One Voice Trip. | Information |

G. CORRESPONDENCE, EVENTS, COUNCIL & STAFF REPORTS:

1. City Engineer.
2. Utilities.
3. Public Works.
4. Police.
5. City Attorney.
6. City Council.
7. Finance and Personnel.
8. City Manager.
9. Mayor.

H. ADJOURNMENT *in memory of local departed:*

Ruby Miranda 87
Consuelo Martinez 85
Theodore Snyder 82
Richard Ogden 80
Rebecca Hubbell 74
Marty Elrod 55
Josh Vincent 42

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 #437 and Resolution 2023-02. 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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2174 Blossom Street, Dos Palos CA 93620, (209) 392-2174, email:
cityofdp@cityofdp.com

Pre-Paid Listing Dec 2022

| | | | |
|-----------------------------------|-------------------|-----------|------------------|
| 22015 Co Power - Departmen | 12/16/2022 | \$ | 17.50 |
| 22018 Keenan & Associates | 12/16/2022 | \$ | 1,395.20 |
| 22023 Limited Collision Ce | 12/20/2022 | \$ | 6,881.39 |
| 22024 Madera Carports, Inc | 12/22/2022 | \$ | 14,017.74 |
| Grand Total | | \$ | 22,311.83 |

BR-Board Audit (01/12/2023 - 3:09 PM)

Warrant Listing - Jan 2023

| | | | |
|--------------------|------------|----|-----------|
| 22032 Aqua-Metric | 01/12/2023 | \$ | 1,915.90 |
| 22033 Aramark | 01/12/2023 | \$ | 268.52 |
| 22034 Primitivo Ar | 01/12/2023 | \$ | 45.00 |
| 22035 AT&T | 01/12/2023 | \$ | 397.07 |
| 22036 Lozano Smith | 01/12/2023 | \$ | 3,115.02 |
| 22037 AutoZone, In | 01/12/2023 | \$ | 920.90 |
| 22038 Baker, Manoc | 01/12/2023 | \$ | 1,032.50 |
| 22039 Bankcard Cen | 01/12/2023 | \$ | 850.22 |
| 22040 Bankcard Cen | 01/12/2023 | \$ | 156.36 |
| 22041 Bureau of Re | 01/12/2023 | \$ | 1,224.72 |
| 22042 Casey Moving | 01/12/2023 | \$ | 45.00 |
| 22043 Central Cali | 01/12/2023 | \$ | 3,675.00 |
| 22044 Cintas | 01/12/2023 | \$ | 618.10 |
| 22045 City of Dos | 01/12/2023 | \$ | 1,500.00 |
| 22046 Comcast | 01/12/2023 | \$ | 1,004.19 |
| 22047 CSG Consulta | 01/12/2023 | \$ | 1,468.00 |
| 22048 CSJVRMA - C/ | 01/12/2023 | \$ | 45,093.00 |
| 22049 Cyrun | 01/12/2023 | \$ | 7,030.00 |
| 22050 Department o | 01/12/2023 | \$ | 3.99 |
| 22051 Dos Palos Fi | 01/12/2023 | \$ | 225.00 |
| 22052 Dos Palos Li | 01/12/2023 | \$ | 2,000.00 |
| 22053 Elite Unifor | 01/12/2023 | \$ | 160.19 |
| 22054 ERS Industri | 01/12/2023 | \$ | 3,671.50 |
| 22055 Ford Motor C | 01/12/2023 | \$ | 597.14 |
| 22056 Frasier Irri | 01/12/2023 | \$ | 13.06 |
| 22057 Fresno Mobil | 01/12/2023 | \$ | 350.00 |
| 22058 Frontier Com | 01/12/2023 | \$ | 60.30 |
| 22059 Great Americ | 01/12/2023 | \$ | 365.12 |
| 22060 Hawks & Asso | 01/12/2023 | \$ | 1,240.00 |

| | | | |
|-------------------------------|-------------------|-----------|------------------|
| 22061 HCL Machine | 01/12/2023 | \$ | 836.43 |
| 22062 Internationa | 01/12/2023 | \$ | 145.00 |
| 22063 JG Hardware | 01/12/2023 | \$ | 73.23 |
| 22064 Justin's Tir | 01/12/2023 | \$ | 1,549.38 |
| 22065 Liebert Cass | 01/12/2023 | \$ | 3,656.50 |
| 22066 Marlin Busin | 01/12/2023 | \$ | 1,323.28 |
| 22067 Melin Enterp | 01/12/2023 | \$ | 650.00 |
| 22068 Merced Count | 01/12/2023 | \$ | 9,739.00 |
| 22069 Merced Count | 01/12/2023 | \$ | 9.61 |
| 22070 Mid Valley D | 01/12/2023 | \$ | 52,270.66 |
| 22071 Mid Valley I | 01/12/2023 | \$ | 4,340.60 |
| 22072 Midway Commu | 01/12/2023 | \$ | 8,144.09 |
| 22073 N & S Tracto | 01/12/2023 | \$ | 902.98 |
| 22074 Nicoletti Oi | 01/12/2023 | \$ | 4,877.45 |
| 22075 North Dos Pa | 01/12/2023 | \$ | 1,320.68 |
| 22076 Orozco Yard | 01/12/2023 | \$ | 1,080.00 |
| 22077 Pace Supply | 01/12/2023 | \$ | 858.83 |
| 22078 Pacific Gas | 01/12/2023 | \$ | 22,765.18 |
| 22079 Pacific Tire | 01/12/2023 | \$ | 528.00 |
| 22080 Paramount Pe | 01/12/2023 | \$ | 171.00 |
| 22081 Pegboard | 01/12/2023 | \$ | 5,966.24 |
| 22082 Pitney Bowes | 01/12/2023 | \$ | 99.83 |
| 22083 Quad Knopf | 01/12/2023 | \$ | 11,521.04 |
| 22084 Quantum FSD, | 01/12/2023 | \$ | 124.95 |
| 22085 Red Triangle | 01/12/2023 | \$ | 379.77 |
| 22086 Richard Mart | 01/12/2023 | \$ | 750.00 |
| 22087 Safe T Lite | 01/12/2023 | \$ | 29.65 |
| 22088 San Luis & D | 01/12/2023 | \$ | 4,320.64 |
| 22089 Matilde Sarm | 01/12/2023 | \$ | 80.01 |
| 22090 Simpot Growe | 01/12/2023 | \$ | 1,308.00 |
| 22091 Smile Busine | 01/12/2023 | \$ | 110.97 |

| | | | | |
|--------------------|-------------------------|-------------------|-----------|-------------------|
| 22092 | South Dos Pa | 01/12/2023 | \$ | 4,738.25 |
| 22093 | Sparkletts | 01/12/2023 | \$ | 87.93 |
| 22094 | Springbrook | 01/12/2023 | \$ | 769.00 |
| 22095 | Staples | 01/12/2023 | \$ | 499.79 |
| 22096 | SWRCB Accoun | 01/12/2023 | \$ | 17,976.76 |
| 22097 | The Westside | 01/12/2023 | \$ | 80.00 |
| 22098 | Dora Torres | 01/12/2023 | \$ | 41.50 |
| 22099 | Trans-Rock T | 01/12/2023 | \$ | 4,223.28 |
| 22100 | USABlue Book | 01/12/2023 | \$ | 402.88 |
| 22101 | Utility Serv | 01/12/2023 | \$ | 3,595.16 |
| 22102 | Verizon Wire | 01/12/2023 | \$ | 1,051.87 |
| 22103 | Westamerica | 01/12/2023 | \$ | 741.92 |
| 22104 | Westamerica | 01/12/2023 | \$ | 1,503.84 |
| 22105 | Yonkers & Jo | 01/12/2023 | \$ | 4.68 |
| 22106 | Young's Air | 01/12/2023 | \$ | 82.00 |
| Grand Total | | \$ | | 254,777.66 |

BR-Board Audit (01/12/2023 - 2:21 PM)

**CITY OF DOS PALOS
CASH FLOW REPOT
JULY, 2022**

| | | |
|--------------------------|------------------------|--------------|
| BEGINNING BALANCE: | | 663,692.16 |
| REVENUES RECEIVED: | | |
| | GENERAL FUND | 783,755.68 |
| | WATER DEPOSIT | 1,200.00 |
| | UTILITIES | 297,854.68 |
| TOTAL REVENUES RECEIVED: | | 1,082,810.36 |
| EXPENDITURES: | | |
| | PAYROLL | 692.60 |
| | DERECT DEPOSIT PAYROLL | 62,224.29 |
| | WARRANTS | 619,868.49 |
| TOTAL EXPENDITURES: | | 682,785.38 |
| BEGINNING BALANCE: | | 663,692.16 |
| TOTAL REVENUES: | | 1,082,810.36 |
| TOTAL EXPENDITURES: | | -682,785.38 |
| CREDIT CARD CHARGES: | | -2,281.77 |
| ANALYSIS CHARGE: | | -178.38 |
| BLUEFIN PAYMENT | | -9.95 |
| LAIF STATE OF CALIFORNIA | | 308000.00 |
| DEBIT MEMO/LOAN DOC FEES | | -350.00 |
| PERS ANNUAL PMT | | -308569.00 |
| CSJVRM PETTYCASH | | 1000.00 |
| RELX INC. DBALEXI | | 50.00 |
| Cash Short | | -1.00 |
| TOTAL CASH FLOW BALANCE: | | 1,061,377.04 |

CITY TREASURER

CITY OF DOS PALOS
WESTAMERICA BANK RECONCILIATION
JULY, 2022

STATEMENT ENDING BALANCE: 1,470,324.45

COMPUTER WARRANTS OUTSTANDING:

| | |
|----------------------------------|----------|
| 17311 ANICETO VALDEZ | 25.00 |
| 17891 TORIBIO MARTINEZ | 143.53 |
| 18120 JUAN RODRIGUEZ | 8.00 |
| 18153 EMPLOYEE CHECK | 17.40 |
| 18211 BOBBY MARTINEZ | 104.39 |
| 18246 USDA SERVICE CENTER RURAL | 4,425.00 |
| 18292 GORDON BONDS | 14.62 |
| 18345 FREDDY SINGH | 10.61 |
| 18371 NORMA SHEPPARD | 82.80 |
| 18639 ALMA INFANTE | 48.02 |
| 18641 LAMEXICANA | 16.80 |
| 18868 SANDRA GONZALEZ | 16.80 |
| 18963 JANEEN COLEMAN | 35.40 |
| 19099 MERCED COUNTY PUBLIC WORKS | 850.34 |
| 19172 BOWNELLS INC | 179.31 |
| 19273 FORREST ATKINS | 33.00 |
| 19305 JG HARDWARE STORE | 18.16 |
| 19394 BANKCARD CENTER | 543.94 |
| 19497 RICARDO AGUILAR | 4.49 |
| 19498 GIOVONNI CASTANEDA | 150.00 |
| 19575 JOSE PENA | 1.97 |
| 19581 LUIS ROMO | 49.77 |
| 19980 JESUS CISNEROS | 7.20 |
| 20030 INOCENCIA SANTOS | 17.39 |
| 20108 ANA DELARROCHA VALDEZ | 44.59 |
| 20258 STACY & DEAN PECK | 31.32 |
| 20339 HERIBERTO ESRADA | 6.79 |
| 20471 JG HARDWARE STORE | 5.35 |
| 20559 BANKCARD CENTER | 1,266.60 |
| 20569 COLEMAN ELECTRIC | 458.88 |
| 20827 LAURA'S FUNKY CITZ & NAILS | 85.60 |
| 20831 DAYMAN MARRINEZ | 24.20 |
| 20909 SANTIAGO BANUELOS | 5.60 |
| 21086 STAPLES | 666.14 |
| 21149 DOOLEY ENTERPRISES | 935.28 |
| 21150 DOS PALOS FIRE DEPT | 225.00 |

| | |
|--|------------|
| 21151 MAYRA DUARTE | 100.00 |
| 21191 PATRICA RIVERO | 88.38 |
| 21207 USDA SERVICE CENTER RURAL | 181,807.17 |
| 21209 KEVIN VALDEZ | 101.00 |
| 21247 ARAMARK | 278.95 |
| 21250 AT&T | 381.65 |
| 21251 AUTOZONE | 512.62 |
| 21254 BANKCARD CENTER | 746.55 |
| 21257 BOB'S HOWARD TIRE | 573.07 |
| 21263 CINTAS | 997.41 |
| 21265 COMCAST | 978.45 |
| 21267 CSG CONSULTANTS, INC | 1,700.00 |
| 21268 CSJVRMA C/O BICKMORE RISK | 173,498.00 |
| 21269 DASH MEDICAL GLOVES | 257.82 |
| 21270 DEPT. OF CONSERVATION | 1.00 |
| 21272 DIVISON OF THE STATE ARCHITECT | 2.40 |
| 21273 DOS PALOS FIRE DEPT | 225.00 |
| 21275 ELITE UNIFORMS | 1,912.75 |
| 21278 FORD MOTOR CREDIT COMP | 550.44 |
| 21280 FRONTIER COMMUNICATIONS | 60.32 |
| 21281 MARIO GARCIA | 45.00 |
| 21282 GREAT AMERICA FINANCIAL SERVICES | 337.10 |
| 21283 HAWKS & ASSOCIATES CPA | 1,630.00 |
| 21284 HOME DEPOT CREDIT SERVICES | 1,746.54 |
| 21286 LAW ENFORCEMENT | 58.57 |
| 21288 LOS BANOS VET CLINIC | 175.00 |
| 21291 MARLIN BUSINESS BANK | 661.64 |
| 21292 MERCED COUNTY PUBLIC WORKS | 2,156.87 |
| 21294 MID VALLEY IT | 4,159.60 |
| 21297 N. DOS PALOS WATER DIST | 1,290.80 |
| 21299 NUTRIEN AG SOLUTIONS | 575.00 |
| 21303 PACIFIC TIRE | 25.00 |
| 21304 PARAMOUNT PEST CONTROL | 171.00 |
| 21306 QUAD KNOF | 298.50 |
| 21313 S DOS PALOS WATER DIST | 4,217.39 |
| 21314 SPAIN AIR INC | 1,427.00 |
| 21316 STAPLES | 154.72 |
| 21318 T&T PAVEMENT MARKINGS & PRODUCTS | 4,448.17 |
| 21319 THE OFFICE CITY | 55.93 |
| 21323 VALLEY ANIMAL HOSPITAL | 477.00 |
| 21327 YONKERS & JOHNSON | 68.62 |
| 21330 EMPLOYEE CHECK | 138.52 |
| 7/19/2022 PERS | 16,812.44 |

| | |
|--------------------------|--------------|
| TOTAL COMPUTER WARRANTS: | \$416,462.68 |
| BEGINNING BALANCE: | 1,470,324.45 |
| TOTAL COMPUTER WARRANTS: | -416,462.68 |
| OUTSTANDING DEPOSITS: | 7515.27 |
| TOTAL CASH FLOW BALANCE: | 1,061,377.04 |

**CITY OF DOS PALOS
CASH FLOW REPORT
AUGUST,2022**

| | | |
|-----------------------------|----------------|---------------|
| BEGINNING BALANCE: | | 1,061,377.04 |
| REVENUES RECEIVED: | | |
| | GENERAL FUND | 143,577.25 |
| | WATER DEPOSIT | 1350.00 |
| | UTILITIES | 295,991.17 |
| TOTAL REVENUES RECEIVED: | | 440,918.42 |
| EXPENDITURES: | | |
| | PAYROLL | 692.60 |
| | DIRECT DEPOSIT | 116,122.20 |
| | WARRANTS | 685,141.27 |
| TOTAL EXPENDITURES: | | 801,956.07 |
| BEGINNING BALANCE: | | 1,061,377.04 |
| TOTAL REVENUES: | | 440,918.42 |
| TOTAL EXPENDITURES: | | -801956.07 |
| CREDIT CARD CHARGE | | -2,605.36 |
| ANALYSIS CHARGE: | | -155.95 |
| PERS MONTHLY | | 0.00 |
| RELX INC | | 25.00 |
| BLUEFIN | | -9.95 |
| VOID CKS(21149,21207,21209) | | 182843.45 |
| GASB 68 PERS FEE | | -1400.00 |
| PERS ADJ | | 111.77 |
| TOTAL CASH FLOW BALANCE: | | \$ 879,148.35 |

CITY TREASURER

CITY OF DOS PALOS
WESTAMERICA BANK RECONCILIATION
AUGUST, 2022

STATEMENT ENDING BALANCE: 910,726.00

COMPUTER WARRANTS OUTSTANDING:

| | |
|----------------------------------|---------|
| 17311 ANICETO VALDEZ | 25.00 |
| 17891 TORIBIO MARTINEZ | 143.53 |
| 18120 JUAN RODRIGUEZ | 8.00 |
| 18153 EMPLOYEE CHECK | 17.40 |
| 18211 BOBBY MARTINEZ | 104.39 |
| 18246 USDA SERVICE CENTER RURAL | 4425.00 |
| 18292 GORDON BONDS | 14.62 |
| 18345 FREDDY SINGH | 10.61 |
| 19371 NORMA SHEPPARD | 82.80 |
| 18639 ALMA INFANTE | 48.02 |
| 18641 LAMEXICANA | 16.80 |
| 18868 SANDRA GONZALEZ | 16.80 |
| 18963 JANEEN COLEMAN | 35.40 |
| 19099 MERCED COUNTY PUBLIC WORKS | 850.34 |
| 19172 BROWNELLS.INC | 179.31 |
| 19273 FORREST ATKINS | 33.00 |
| 19305 JG HARDWARE STORE | 18.16 |
| 19394 BANKCARD CENTER | 543.94 |
| 19497 RICARDO AGUILAR | 4.49 |
| 19498 GIOVONNI CASTANEDA | 150.00 |
| 19575 JOSE PENA | 1.97 |
| 19581 LUIS ROMO | 49.77 |
| 19980 JESUS CISNEROS | 7.20 |
| 20030 INOCENCIA SANTOS | 17.39 |
| 20108 ANA DELARROCHA VALDEZ | 44.59 |
| 20258 STACY & DEAN PECK | 31.32 |
| 20339 HERIBERTO ESRADA | 6.79 |
| 20471 JG HARDWARE STORE | 5.35 |
| 20559 BANKCARD CENTER | 1266.60 |
| 20569 COLEMAN ELECTRIC | 458.88 |
| 20827 LAURA'S FUNKY CITZ& NAILS | 85.60 |
| 20831 DAYMAN MARRINEZ | 24.20 |
| 20909 SANTIAGO BANUELOS | 5.60 |
| 21086 STAPLES | 666.14 |
| 21273 DOS PALOS FIRE | 225.00 |
| 21286 LAW ENFORCEMENT | 58.57 |
| 21297 N. DOS PALOS WATER DIST | 1290.80 |

| | |
|--|----------|
| 21373 DEPT OF TRANSPORATION | 72.24 |
| 21375 DOS PALOS DRAINAGE | 10020.00 |
| 21376 DOS PALOS FIRE | 225.00 |
| 21385 ADAM GARIBAY | 3.00 |
| 21393 INGRAHAM TROPHIES | 588.32 |
| 21401 LOCAL AGENCY FORMATION COMMISION | 657.89 |
| 21414 PACIFIC TIRE | 40.00 |
| 21417 DANIEL PEREZ JR | 104.27 |
| 21443 WATER TECHNOLOGY OF FRESNO | 853.25 |
| 21457 EMPLOYEE CHECK | 138.52 |
| 21464 FRANCHISE TAX BOARD | 380.00 |
| 8/16/2022 PERS | 16229.37 |

| | |
|--------------------------|-----------|
| TOTAL COMPUTER WARRANTS: | 40,285.24 |
|--------------------------|-----------|

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|--------------------------|---------------|
| BEGINNING BALANCE: | 910,726.00 |
| TOTAL COMPUTER WARRANTS: | -40,285.24 |
| OUTSTANDING DEPOSITS: | 8,707.59 |
| TOTAL CASH FLOW BALANCE: | \$ 879,148.35 |

Dos Palos City Council Minutes

October 18, 2022

A. CALL TO ORDER: Mayor April Hogue called a regular meeting of the Dos Palos City Council to order at 6:02 pm in the City-County Building at 1546-1554 Golden Gate Avenue in Dos Palos, California on Tuesday, October 18, 2022.

1. The Pledge of Allegiance was led by Mayor Pro Tem Debbie Orlando.
2. An invocation was made by Councilmember Pigg.
3. **Roll Call:** Acting City Clerk Dewayne Jones called Roll finding all City Councilmembers present: Mayor April Hogue, Mayor pro Tem Debbie Orlando, Councilmember Thomas Pigg, Councilmember Armando Bravo, and Councilmember Marcus Porter.

Others present included: City Attorney Mike Linden, City Manager Dewayne Jones, Director of Utilities Craig Hackett, Chief of Police Rich McEachin, Director of Finance Manuela Sousa, Public Works Director Gordon Bonds and numerous others.

4. **Urgency Additions or Deletions:** A motion was made by Councilmember Porter and seconded by Mayor Pro Tem Orlando to move Business item 5 to Business item 1 and move Business item 1 to Business item 5. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

5. **Public Forum:** Claudia Bautista, 2702 Evelyn Lane, asked the City Council to maintain their composure during the meeting.

Larry Azevedo, 4701 Eucalyptus Road, Dos Palos, spoke about community and school district rally's pending a potential run for office.

Cindy Enriquez, 2265 Marguerite Street, is concerned about abandoned houses in Dos Palos and asked what the City is doing to enforce.

B. Commendations, Presentations, and Proclamations:

None

C. Consent Calendar:

1. It was moved by Councilmember Pigg and seconded by Mayor Pro Tem Orlando to approve the minutes of the September 20, 2022 regular meeting. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None

2. It was moved by Councilmember Pigg and seconded by Mayor Pro Tem Orlando to approve the Treasures Report for May 2022. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None

3. It was moved by Councilmember Pigg and seconded by Mayor Pro Tem Orlando to approve the Pre-Paids for September 2022. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

4. It was moved by Councilmember Pigg and seconded by Mayor Pro Tem Orlando to approve the Warrants for October 2022. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

D. Business:

1. Following a staff report it was moved by Councilmember Pigg and seconded by Mayor Pro Tem Orlando to award the bid for the Thomas Street project to Redstone Construction in the amount not to exceed \$218,760.00. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

2. A public hearing was opened at 6:13pm for Ordinance 434, Adopting by Reference, the 2022 California Building Codes. The public hearing closed at 6:15pm with no one commenting. It was moved by Mayor Pro Tem Orlando and seconded by Councilmember Bravo to waive the first reading. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None. A motion to Introduce Ordinance 434 was moved by Councilmember Pigg and seconded by Councilmember Porter. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

3. Following a staff report it was moved by Mayor Pro Tem Orlando and seconded by Councilmember Pigg to Authorize the City Manager to enter into an MOU with Merced County Fire for Participation in a FEMA Grant for Self-Contained Breathing Apparatus. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

4. Following a staff report it was moved by Councilmember Pigg and seconded by Mayor Pro Tem Orlando to Transfer \$95,000 from LAIF to the Sewer Capital Fund for the purchase of a Grinder at the Wastewater Treatment Plant. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

5. A public hearing was opened at 6:37pm for Ordinance 433, Off-Sale and On-Sale of Alcohol. The public hearing closed at 6:55pm with the following comments:

Randy Miles, 2342 Marguerite Street, stated the Class 41 Alcohol License should not change.

Katie Miller, 921 California Avenue, supports the process of the Ordinance but not the increase.

It was moved by Councilmember Porter and seconded by Councilmember Pigg to waive the first reading. The motion passed 3-0-2 as follows: AYES: Orlando, Pigg, and Porter. NOES: None. ABSENTATIONS: Hogue, Bravo. ABSENT: None. A motion to Introduce Ordinance 433 was moved by Councilmember Pigg and seconded by Councilmember Porter. The motion passed 3-0-2 as follows: AYES: Orlando, Pigg, and Porter. NOES: None. ABSENTATIONS: Hogue, Bravo. ABSENT: None.

E. Correspondence, Events, Council and Staff Reports:

Various reports were presented.

F. Executive (closed) Session: None.

H. Adjournment: The meeting was adjourned at 7:50pm in memory of:

Emily Vincent 95

Roberta Rodriguez 62

Michael Truhett 61

Respectfully Submitted,



Dewayne Jones

Dos Palos City Council Special Meeting Minutes
December 13th , 2022

- A. CALL TO ORDER:** Mayor April Hogue called a Special Meeting of the Dos Palos City Council to order at 6:02 pm in the City-County Building at 1546-1554 Golden Gate Avenue in Dos Palos, California on Tuesday, December 13th, 2022.

1. The Pledge of Allegiance was led by Mayor Pro Tem Debbie Orlando.
2. An invocation was made by Councilmember Pigg.
3. **Roll Call:** City Clerk Ysidro Garcia called Roll finding the following City Councilmembers present: Mayor April Hogue, Mayor pro Tem Debbie Orlando, Councilmember Thomas Pigg, Councilmember Armando Bravo. Absent: Councilmember Porter.
4. Public Forum: None

F. Resolution 2022-13: Consider Participation in the Multijurisdictional Housing Element (MJHE). Staff from the County of Merced and all Cities within the County of Merced are considering participation in the region's first Multijurisdictional Housing Element. The joint effort is a way for jurisdictions to cost save and meet State Housing element requirements.

A motion to approve was made Councilmember Bravo and a second by Councilmember Pigg.

Motion passed 4-0.

G. Adjournment: The meeting was adjourned at 6:17pm.

Respectfully Submitted By,

Ysidro Garcia



Dos Palos City Council Minutes

December 20th, 2022

- 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, December 20th 2022.

1. The Pledge of Allegiance was led by Mayor Pro Tem Debbie Orlando.
2. Invocation was led by Councilmember Thomas Pigg.
3. **Roll Call:** City Clerk Ysidro Garcia called Roll finding all City Councilmembers present: Mayor April Hogue, Mayor pro Tem Debbie Orlando, Councilmember Thomas Pigg, Councilmember Armando Bravo, and Councilmember Marcus Porter. Absent: None.
4. Urgency, Additions or Deletions: None.
5. Public Forum: None

Others Present Included: City Attorney Mike Linden , City Manager Dewayne Jones, Director of Utilities Craig Hackett, Director of Finance Manuela Sousa, Public Works Director Gordon Bonds and numerous others.

B. Unfinished Buisness:

1. A staff report was presented by City Manager Dewayne Jones certifying the Final Official Election Results of the November 8th, 2022 Municipal Election. Councilmember Pigg had 668 votes. Mayor Pro Tem Orlando had 520 votes. Jones also congratulated both Council members. It was then moved by Councilmember Porter and Seconded by Councilmember Bravo to Certify Final Official Election Results of the 2022 November 8th Municipal Election. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.
2. Councilmembers Elect Thomas Pigg and Debbie Orlando took the Oath of Office. The Oath of Office was Administered by City Attorney Michael Linden.
3. Following a staff report It was moved by Mayor Pro Tem Orlando and Seconded by Councilmember Bravo to Appoint Ysidro Garcia, City Clerk and Lori Lima, Treasurer to fill a Term Ending November 15th, 2024 . The motion passed 5-0 as follows: AYES:

Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

4. Treasurer Lori Lima and City Clerk Ysidro Garcia both took The Oath of Office. City Attorney Michael Linden Administered The Oath of Office.
5. Police Officer Adam Coronado and Reserve Officer Tommy Flores both took The Oath of Office. City Attorney Michael Linden Administered the Oath of Office.

C. Consent Calendar:

1. It was moved by Councilmember Porter and Seconded by Councilmember Bravo to approve the Minutes of the November 15th, 2022 Regular Meeting. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.
2. It was moved by Councilmember and Seconded by Councilmember Bravo to approve the Pre-Paid for November, 2022. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.
3. It was moved by Councilmember and Seconded by Councilmember Bravo to approve the Warrants for December 2022. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

D. New Business:

1. Following a staff report it was discussed that the Appeal for A Smoke Shop Located at 1657 Center Avenue be withdrawn. Recommendation by the Council was to move location of business away from school and possible foot traffic of kids walking to and from school. The owner agreed to move locations and would like to continue plans to open in Dos Palos. No action was taken.
2. Before Entering discussion of Ordinance 433, Amending Dos Palos Municipal Code Section 17.60, Off Sale and On Sale of Alcohol, Mayor Hogue and Councilmember Bravo stepped away due to possible Conflict of Interest. A motion was made by Councilmember Porter and Seconded by Councilmember Pigg to waive the second reading. The motion passed 3-0 as follows: AYES: Orlando, Pigg, and Porter. NOES: None. ABSENTATIONS: Hogue, Bravo. ABSENT: None. The Council then moved to the Second Public Hearing where there was no discussion. It was then Moved by Councilmember Porter and Seconded by Councilmember Pigg to Adopt Ordinance 433 Amending Dos Palos Municipal Code Section 17.60, Off Sale and On Sale of Alcohol. The motion passed 3-0 as follows: AYES: Orlando, Pigg, and Porter. NOES: None. ABSENTATIONS: Hogue, Bravo. ABSENT: None.

3. It was moved by Mayor Pro Tem Orlando and Seconded by Councilmember Pigg to Waive the Second Reading of Ordinance 435, Amending Dos Palos Municipal Code 6.09 Dangerous Dogs. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None. Mayor Hogue then Opened to the Second Public Hearing where there was no discussion. It was then Moved by Councilmember Porter and Seconded by Councilmember Pigg to Adopt Ordinance 435, Amending Dos Palos Municipal Code 6.09 Dangerous Dogs. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.
4. Following a Staff Report about the City Council Assignments It was Moved by Mayor Pro Tem Orlando and Seconded by Councilmember Pigg to Maintain Assignments as is and not make any changes. The motion passed 5-0 as follows: AYES: Hogue, Orlando, Pigg, Bravo, and Porter. NOES: None. ABSENTATIONS: None. ABSENT: None.

E. Correspondence, Events, Council and Staff Reports:

Various Reports were Presented.

F. Adjournment: The meeting was adjourned at 6:56pm in memory of:

Archie Swindle Jr. 83

Patricia Ann Jones 82

Jim Christopher Neal 61

Lavern Brewster Jenkins 70

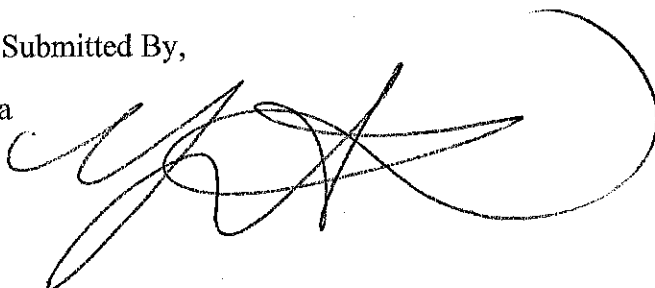
Glenn Leon Howard 3rd 42

Joey Orlando 37

Zeferino Alvarado Vega 19

Respectfully Submitted By,

Ysidro Garcia

A large, stylized handwritten signature in black ink, appearing to be 'Ysidro Garcia', written over a large, faint circular mark.

ORDINANCE NO. 436

AN ORDINANCE OF THE CITY OF DOS PALOS AMENDING TITLE 17 OF THE CITY OF DOS PALOS MUNICIPAL CODE TO ESTABLISH A SMOKE SHOP AS A CONDITIONAL USE WITHIN THE C-2 COMMERCIAL DISTRICT

RECITALS

WHEREAS, Title 17 of the Municipal Code governs zoning within the City (hereinafter the "Zoning Code"); and

WHEREAS, Chapter 08 of Zoning Code contains the definitions for zoning within the City; and

WHEREAS, Chapter 34 of Zoning Code contains the permitted and conditional uses for the C-2 Service Commercial District within the City; and

WHEREAS, the Zoning Code does not currently contain a definition for what are commonly known as "smoke shops," which are retailers for the sale of smoking and/or tobacco products, including, but not limited to, cigars, pipe tobacco, and smoking accessories, including tobacco paraphernalia, electric cigarettes, and vapor devices, for off-premises consumption; and

WHEREAS, because the Zoning Code does not currently contain a definition for "smoke shops," such shops are not listed as either a permitted use or a conditional use in any zone within the City; and

WHEREAS, the City Council desires through the passage of this Ordinance to amend the Zoning Code so as provide a definition for "smoke shops" in Chapter 08 and to establish a smoke shop as a conditional use within the C-2 Service Commercial District.

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NOW, THEREFORE, the City Council for the City of Dos Palos hereby ordains as follows:

SECTION 1. FINDINGS

The City Council has duly considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to the City Council. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.

SECTION 2. PURPOSE

The purpose of this Ordinance to Ordinance to amend the Zoning Code in part to provide a definition for "smoke shops," and to establish smoke shops as a conditional use within the C-2 Service Commercial District.

SECTION 3. AMENDMENTS TO MUNICIPAL CODE

Section 2080 of Chapter 08 of Title 17 of the Municipal Code is hereby amended as follows:

"17.08.2080 Smoke shops.

Smoke shops means a retailer whose main or secondary purpose is the sale of smoking and/or tobacco products, including, but not limited to, cigars, pipe tobacco, and smoking accessories, including tobacco paraphernalia, electric cigarettes, and vapor devices, for off-premises consumption at a retail establishment."

Based on the amendment to Section 17.08.2080, the definition of "Sorority," previously contained in Section 17.08.2080, is now contained in Section 17.08.2090.

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Section 030 of Chapter 34 of Title 17 of the Municipal Code (Conditional uses) is hereby amended to add the following subsection as a conditional use:

“O. Smoke shops.”

SECTION 4. VALIDITY OF ORDINANCE

If any article, section, sub-section, sentence, clause, or phrase of this Ordinance is held by a court of competent jurisdiction to be invalid, such decision shall not affect the remaining portions this Ordinance.

SECTION 5. SUMMARY OF ORDINANCE

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

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The foregoing Ordinance was adopted this _____ day of _____,
2023, by the following vote.

Mayor Hogue voted: _____

Mayor Pro-Tem Pigg voted: _____

Councilmember Bravo voted: _____

Councilmember Orlando voted: _____

Councilmember Porter voted: _____

Mayor, City of Dos Palos

ATTEST:

City Clerk

Approved as to Legal form:
CITY ATTORNEY

By _____

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be imposed.
(Ord. 342 (part), 1997)

17.08.2050 Site plan review committee.

"Site plan review committee" will be the planning commission and/or staff.
(Ord. 342 (part), 1997)

17.08.2070 Small family rest home.

"Small family rest home" means premises used for the housing or care of not more than six ambulatory, aged or infirm persons, which premises require a license from the state or county.
(Ord. 342 (part), 1997)

17.08.2080 Smoke shops.

Smoke shops means a retailer whose main or secondary purpose is the sale of smoking and/or tobacco products, including, but not limited to, cigars, pipe tobacco, and smoking accessories, including tobacco paraphernalia, electric cigarettes, and vapor devices, for off-premises consumption at a retail establishment.

17.08.2090 Sorority.

"Sorority" means a building or structure housing a group of women associated for their common interest. Such group may eat, sleep and otherwise use such facilities as are provided on the premises.
(Ord. 342 (part), 1997)

17.08.2110 State.

"State" means the state of California.
(Ord. 342 (part), 1997)

17.08.2120 Story.

"Story" means a space in a building between the surface of any floor and the surface of the floor next above, or if there be no floor above, then the space between such floor and the ceiling or roof above.
(Ord. 342 (part), 1997)

17.08.2130 Street.

"Street" means a public thoroughfare or right-of-way dedicated, deeded or condemned for use as such, other than an alley, which affords the principal means of access to abutting property including avenue, place, way, drive, lane, boulevard, highway, road, and any other thoroughfare except as excluded in this title.
(Ord. 342 (part), 1997)

17.08.2140 Street centerline.

"Street centerline" means the centerline street right-of-way and abutting property.
(Ord. 342 (part), 1997)

specified in Section 17.34.010 of this chapter:

- A. Auction houses;
- B. Animal hospitals;
- C. Communications buildings, structures, or towers;
- D. Funeral parlors or mortuaries;
- E. Kennels;
- F. Lumberyards;
- G. Parking lots;
- H. Travel trailer parks, providing for the rent or lease of lots or spaces to owners or users of recreational vehicles for travel or recreational purposes;
- I. Truck service stations;
- J. Recreational vehicle and travel trailer storage facilities;
- K. Welding shops;
- L. Model home display.
- M. Sale of used or previously owned automobiles or motor vehicles.
- N. Sale of used or previously owned equipment, implements, machinery, or tools.
(Code 1999, § 17.34.030; Ord. 342 (part), 1997; Ord. No. 357, § 17.34.030, 4-2-2002)
- O. Smoke shops.

17.34.040 Property development standards.

The following property development standards, together with the property development standards in the general conditions, Chapter 17.64 of this title, shall apply to all land and structures in the C-2 district.

(Code 1999, § 17.34.040; Ord. 342 (part), 1997)

17.34.050 Building height.

In the C-2 district, the building height provisions of the C-1 district, Section 17.32.050 of this title, shall apply.

(Code 1999, § 17.34.050; Ord. 342 (part), 1997)

17.34.060 Site plan review.

A site plan shall be submitted to the site plan review committee for approval in accordance with the provisions of Section 17.60.060 of this title before any building, structure or advertising structure is erected or any parking facilities are developed on any



**CITY OF DOS PALOS
NOTICE OF PUBLIC HEARING**

**TO RECEIVE PUBLIC COMMENT AND CONSIDERATION OF ADOPTION OF A
SMOKE SHOP ORDINANCE**

NOTICE IS HEREBY GIVEN that the Dos Palos City Council will conduct a Public Hearing on Tuesday, January 17, 2023, in the City Council Chambers, 1554 Golden Gate Avenue, to receive public comment and consider an amendment to the City of Dos Palos Municipal Code Chapters 17.08 and 17.34.

The Dos Palos City Council will consider an Ordinance, which if adopted will revise Chapter 17 of the Dos Palos Municipal Code as it relates to Smoke Shops.

The Public Hearing will be held at the regular meeting of the Dos Palos City Council on Tuesday, January 17, 2023 at 6:00 p.m. in the Council Chambers located at 1554 Golden Gate Avenue, or as near as possible thereafter, at which time and place interested persons may appear and be heard. Questions regarding the above referenced item may be directed to City Hall, 2174 Blossom Street or at (209) 392-2174. Copies of the code that are being considered for adoption are on file with the City Clerk and are open for public inspection.

All interested persons will be given an opportunity to comment on this item at the Public Hearing. In addition, written comments may be submitted to the City Council at or prior to the hearing, mailed to 2174 Blossom Street, Dos Palos, CA 93620, or emailed to cityofdp@cityofdp.com. If no comments are received prior to or on the above date, it will be assumed that no comments are being offered.

RESOLUTION NO. 2023-01

A RESOLUTION OF THE CITY OF DOS PALOS APPROVING THE ANNUAL LOCAL TRANSPORTATION FUND (LTF) CLAIM TO BE FILED WITH THE MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG) FOR CRRSAA SWAP

WHEREAS, under the Transportation Development Act (TDA) of 1971, Local Transportation Fund (LTF) monies are available to cities for public transportation, construction and maintenance of local streets and roads, and for pedestrian or bicycle facilities under certain circumstances; and

WHEREAS, the City of Dos Palos meets all requirements to qualify for said apportionment allocated through the Merced County Association of Governments (MCAG), as the designated local transportation and planning agency; and

WHEREAS, the annual allocations of LTF monies to each jurisdiction have been calculated by population; and

WHEREAS, the City of Dos Palos has LTF monies available to claim in the amount of **\$62,690.00** for Fiscal Year **2021-2022**; and

WHEREAS, the city's proposed expenditures of LTF monies are in conformity with the Regional Transportation Plan as prepared by MCAG; and

WHEREAS, the city has submitted a certified fiscal audit within 180 days after the end of the fiscal year, except where an extension (90-day maximum) was granted by MCAG;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Dos Palos does hereby authorize the filing of the annual LTF claim for CRRSAA Swap in the amount of **\$62,690.00**

BE IT FURTHER RESOLVED it is deemed in the best interest of the City of Dos Palos that the City Manager and the City Finance Director be authorized to sign the LTF claim form for CRRSAA Swap, and to submit said claim to MCAG for processing.

Passed and adopted this 17th day of January, 2023 by the following vote:

AYES:

NOES:

ABSENT:

April Hogue, Mayor
City of Dos Palos

ATTEST:

I hereby certify that the foregoing resolution was regularly introduced, passed and adopted at a regular meeting of the City Council of the City of Dos Palos this 17th day of January, 2023.

Ysidro Garcia, City Clerk
City of Dos Palos

LTF STREETS & ROADS CLAIM

Claimant: City of Dos Palos

Project Title, Location and Description (may use additional paper)

Repairs and Maintenance to Blossom Street, Center Avenue and Valeria Street

Project Cost by Funding Source

| | |
|---------------------|---------------------------|
| LTF | <u>\$62,690.00</u> |
| General Fund | <u>\$</u> |
| Other | <u>\$</u> |
| <u>TOTAL</u> | <u>\$62,690.00</u> |

1. For entities with a population of more than 5,000, is the claim for streets and roads (exclusive of capital requirements for major new facilities) less than 50% of the total streets and roads expenditures?

☒ Yes

☐ No

2. Is the project in conformity with the MCAG Regional Transportation Plan?

☒ Yes

☐ No

Prepared by: _____
Signature

Dewayne Jones
Type or print name

**LOCAL TRANSPORTATION FUND CLAIM
CRRSAA SWAP**

Claimant:

Type of Claim:

Amount of Claim:

| | | |
|-------------------------------------|--|---------------------|
| <input checked="" type="checkbox"/> | STREETS & ROADS | \$ <u>62,690.00</u> |
| <input type="checkbox"/> | PEDESTRIAN & BICYCLE FACILITIES | \$ _____ |
| <input type="checkbox"/> | OTHER (indicate purpose & TDA Section number _____) | \$ _____ |
| <input checked="" type="checkbox"/> | TOTAL | \$ <u>62,690.00</u> |

It is understood by this claimant that payment of the claim is subject to approval by MCAG, to such monies being on hand and available for distribution, and to the provision that such monies (and the interest earned on such monies subsequent to allocation) will be used only for those purposes for which the claim is approved and in accordance with the terms of the allocation instructions.

Further, the Chief Financial Officer of the claimant certifies that the financial information contained herein, is reasonable and accurate to the best of my knowledge.

Authorized Representative:

Signature

Dewayne Jones

Print or type name

City Manager

Title

Date

Signature of Chief Financial Officer



CITY HALL -- 2174 BLOSSOM STREET
DOS PALOS, CALIFORNIA 93620
PHONE (209) 392-2174
FAX (209) 392-2801

January 17, 2023

Dewayne Jones
City Manager
City of Dos Palos
2174 Blossom Street
Dos Palos, CA 93620

Mr. Scott Meinzen
Syserco Energy Solutions, Inc.
215 Fourier Ave., Suite 104
Fremont, CA 94539

Subject: Letter of Intent to Contract and Approval to Proceed with Detailed Engineering and Final Project Development

Dear Mr. Meinzen,

The City of Dos Palos has reviewed the Preliminary Data presented by Syserco Energy Solutions, Inc. ("SES"), that details an opportunity for the Design Build Energy Project to reduce ongoing Operational Costs and increase Revenue without the need for any Capital outlay. The City of Dos Palos requests that SES proceed with an Investment Grade Audit ("IGA"), Final Engineering and Project Development of the City's Energy Conservation and Renewable Energy Program which will reduce operating costs and upgrade aging infrastructure.

The IGA will focus on the following systems: Wastewater Treatment Plant Energy Efficiency Measures - API Metering, Lighting, Heating, Ventilation and Air Conditioning (HVAC), Building Automation and Controls, Building Envelope, IT Equipment, Appliances, Building Plug-Loads, EV Car Charging Stations, Plumbing and Solar PV + Storage. Other systems may be discovered in the course of the IGA.

The purpose of the IGA is to determine the feasibility of entering into an Energy Services Agreement (Agreement) utilizing CA GC 4217.

The City of Dos Palos intends to enter into an Energy Services Agreement ("Agreement") with SES if the following Project Criteria is met:

1. Budget Impact: Project must not impact on existing capital budget.
Capital Outlay by the City of Dos Palos shall not be required unless desired by the City.
2. Annual Savings: Must meet annual Project Costs, at minimum.

- | | |
|------------------------------|---|
| 3. Energy Savings: | 100% of energy savings goes directly to the City of Dos Palos. Savings shall not be shared with SES or others. |
| 4. Financing: | City Hall has the opportunity to qualify for 3rd Party Financing or 3rd Party Ownership for the ECMs and/or Energy Generation measures. |
| 5. Financing Term: | Shall not exceed the useful life of the proposed upgrades. |
| 6. Rebate/Grant Application: | Program shall include management of all grants and rebates, if available. |
| 7. Procurement Method: | Procurement shall meet provisions of California Government Code 4217. |

The City of Dos Palos agrees to work exclusively with SES through the duration of the IGA and Project Development effort.

The City of Dos Palos intends to enter into an Energy Services Agreement with SES within 45 days following the delivery of a final Energy Services Proposal that will result from the Investment Grade Audit (IGA), Final Engineering and Project Development that SES will perform. This duration may be modified by mutual agreement.

All costs associated with Investment Grade Audit (IGA), Final Engineering and Project Development performed by SES shall be incorporated into the final Lump Sum Fixed Price of the Agreement.

In the event SES cannot meet these Project Parameters, there will be no charge to the City of Dos Palos for engineering, pre-construction activities, project development or estimating costs incurred by SES for the IGA.

In the event SES meets the Project Parameters above and The City of Dos Palos does not enter into the Agreement with SES within forty-five (45) days of submittal of the IGA, then the City shall pay SES a Break-Fee in the amount of:

Sixty-Eight Thousand, Five Hundred Dollars and Zero Cents
(\$68,500.00).

ACTIONS TO BE PERFORMED:

In order for SES to complete the Work, The City of Dos Palos shall provide SES with the following (if not already provided):

- 2-year history of utility bills and a signed form authorizing SES to act as an Agent for XXX and receive the data directly from the Utility Provider(s).
- Records of Maintenance and Operational costs and copies of existing Service Contracts for maintenance performed by third parties.
- Reasonable access to facilities and design drawings

The Work is a very collaborative effort. The Work is intended to form the basis of a Final Proposal and contracting documents. Therefore, The City of Dos Palos shall also:

- Assign a main Point of Contact for the Work: **Dewayne Jones**
- Provide reasonable access to Key Stakeholders:
 - Craig Hackett
 - Gordon Bonds
 - Manuela Sousa

TIMELINE AND MILESTONES: SES will initiate this Work immediately upon acceptance of this Letter. Formal progress review meetings will be conducted regularly throughout the process of the Work. During these review meetings, SES will make recommendations based on preliminary analysis, while The City of Dos Palos will provide final direction regarding acceptance of the recommended measures in the Scope of Work of the Project. The goal of these review meetings is to focus engineering / project development efforts, budgeting, and savings assessment of the measures that possess a high probability for implementation.

The following are proposed key milestone dates:

- | | | |
|-------------------|---|---|
| • January, 2023 | - | Authorization to Proceed based on signature of Letter |
| • January, 2023 | - | Project Development Kickoff Meeting |
| • Feb 2023 | - | Solar Interconnection NEM2 Application |
| • April, 2023 | - | 30% Design Review Meeting |
| • June, 2023 | - | 60% Design Review Meeting |
| • August, 2023 | - | 90% Pre-Final Workshop Meeting |
| • September, 2023 | - | Project Development Completion |
| • October, 2023 | - | Agreements Approved by City Council |
| • November 2023 | - | Project Implementation begins |

Please signify acceptance of this Letter of Intent by signing below.

Letter of Intent Authorized by:

Dewayne Jones
City Manger
City of Dos Palos

Scott Meinzen
VP General Manager
Syserco Energy Solutions, Inc.

Signature

Signature

Date: _____

Date: _____