



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247
Tuesday, October 23, 2018 @ 6:00PM

Page 1

Call to Order	6:00PM
Roll Call	Council Members Velasquez, Watson, Cortes, Mayor Pro Tem Salinas & Mayor Kimball
Pledge	Council Member Watson
Invocation	To be Announced at Council Meeting

ITEM 1 PUBLIC COMMENT

Details The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council, including agenda items, other than noticed public hearings. Comments shall be limited to three minutes per person, with 30 minutes overall for the entire comment period, unless otherwise indicated by the Mayor. Participants speak at the stand after clearly stating their name for the Clerk.

ITEM 2 CITY COUNCIL REPORTS

Details Council Members report on events, activities or matters

ITEM 3 LHS STUDENT REPORT – IRELAND MCCALL

Details Student reports on recent, current or upcoming events, activities or matters related to the High School

ITEM 4 STAFF REPORTS

Details City Manager or designee reports on events, activities or matters

ITEM 5 CONSENT CALENDAR

Details These are routine items. Agenda Pages 01-12

1. Approve City Council Meeting Minutes for October 9, 2018
2. Accept Warrant List for October 16, 2018
3. Temporary Use Permit 18-30 Rib Cook-Off Street Closure
4. Temporary Use Permit 18-31 Orange Bar Alley Closure in Support of Rib Cookoff

Materials related to an Agenda item submitted to the legislative body after distribution of the Agenda Packet are available for public inspection in the office of the City Clerk during normal business hours. Complete agenda is available at www.lindsay.ca.us. In compliance with the Americans with Disabilities Act & Ralph M. Brown Act, if you need special assistance to participate in this meeting, or to be able to access this agenda and documents in the agenda packet, please contact the office of the City Clerk at (559) 562-7102 x 8020. Notification 48 hours prior to the meeting will enable the City to ensure accessibility to this meeting and/or provision of an alternative format of the agenda and documents in the agenda packet.



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ITEM 6	CONTINUATION OF PUBLIC HEARING TO CONSIDER TWO ENERGY SERVICES AGREEMENTS WITH CLIMATEC, LLC AND TO APPLY FOR FINANCING THROUGH IBANK
Details	Presented by Director of Finance, Bret Harmon Agenda Pages 13-21
ITEM 7	DISCUSSION: BANNER ADVERTISING AT AQUATIC CENTER
Details	Presented by Wellness/Aquatics/Recreation Supervisor, Lisa Davis Agenda Pages 22-23
ITEM 8	STREETS PROJECT ORDER OF PRIORITY – AUTHORIZE STAFF TO BID IN 2019
Details	Presented by Director of City Services, Mike Camarena Agenda Pages 24-26
ITEM 9	UPDATE LINDSAY SPORTS COMPLEX AND FIRE TRUCK DEDICATION
Details	Presented by AD HOC Committee, Mayor Pro-Tem Salinas & Councilmember Cortez
ITEM 10	FUTURE AGENDA ITEMS
Details	City Council Members request items for future agenda items.
ITEM 11	EXECUTIVE SESSION
Details	NONE
ITEM 12	ADJOURN
Details	Council adjourns meeting. The next Regular City Council meeting will be held at 251 E. Honolulu Street, Lindsay at 6:00PM on November 13, 2018.

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LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247
Tuesday, October 9, 2018 @ 6:00PM

Call to Order	6:00PM
Present	Council Members Velasquez, Watson, Cortes, and Mayor Pro Tem Salinas
Absent	Council Member Watson & Mayor Kimball (with notice)
Pledge	Mayor Pro Tem Salinas
Invocation	Pastor Josh Tredway, The Harvest Center

ITEM 1 PUBLIC COMMENT

Details The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council, including agenda items, other than noticed public hearings. Comments shall be limited to three minutes per person, with 30 minutes overall for the entire comment period, unless otherwise indicated by the Mayor. Participants speak at the stand after clearly stating their name for the Clerk.

SPEAKER COMMENTS

Eric Sinclair Shared memories of his childhood. Thinks every city should have a helicopter

ITEM 2 pad. EXECUTIVE SESSION

Details 1. Conference with Real Property Negotiators–GC\$54956.8
Property: APN # 205-283-001 and 205-283-010
Agency Negotiator: Bill Zigler, City Manager
Negotiating Parties: City of Lindsay
Under Negotiation: Property Acquisition
Nothing to report.

ITEM 3 CITY COUNCIL REPORTS

Details Council Members report on events, activities or matters

SPEAKER COMMENTS

Cortes Mentioned October is bully prevention month. October 21-23 is red ribbon week. October is Breast Cancer Awareness month.

Salinas Attended the Menudo and Pozole competition and car show.

ITEM 4 LHS STUDENT REPORT – IRELAND MCCALL

Details Student reports on recent, current or upcoming events, activities or matters related to the High School

SPEAKER COMMENTS

McCall Shared an update on school district events and activities including college prep night and athletic updates and game results and scores.

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Page 8429

ITEM 5 STAFF REPORTS

Details	City Manager or designee reports on events, activities or matters
SPEAKER	COMMENTS
Zigler	Pursing a better price for lighting option at the City Park. Construction of Dollar General Store will begin soon. El Quinto Sol dinner on Oct 18 from 6PM to 10PM. Will place two temporary light towers at the City Park where teams currently practice soccer in the evening. Shared department updates and a picture of the new Lindsay Fire Truck. Fall cleanup will be October 18-20 across from the City Yard at \$10 per load. Hoping to have a parade with the new truck in conjunction. If not at the same time as the health fair in October, then maybe with the grand opening of the Lindsay Sports Complex.
Ad-hoc	Cortes and Salinas will serve on an ad-hoc committee for the grand opening of the Lindsay Sports Complex.

ITEM 6 CONSENT CALENDAR

Details	These are routine items. Agenda Pages 1-15
	<ol style="list-style-type: none"> 1. Approve City Council Meeting Minutes for September 25, 2018 2. Accept Warrant List for October 2, 2018 3. Treasurer's Report for September 2018 4. Resolution 18-44: Naming the Lindsay Sports Complex 5. Resolution 18-45: Contract with American Business Machines for Copiers, Service and Maintenance

Motion:

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Velasquez	Cortes	Yes		Yes	Yes		3-0 Approved

ITEM 7 STUDY SESSION ON STREETS

Details	Presented by Director of City Services, Mike Camarena
SPEAKER	COMMENTS
Camarena	Presented the FY 2018-2019 Streets Study Session providing an overview of the streets in the City and the quality and condition of the street pavement. Described the types of maintenance and rehabilitation.
Discussion	The Annual maintenance on Alley's comes from Refuse Fund and Street Fund to correct for the damage from the weight of the garbage trucks.
Council	Requested staff identify the per square footage for the work done on Tulare Road and then extrapolate that to other streets in the community. This would improve the condition to make driving easier until the City can do the major projects.
Projects for 18-19	Cape Seal of Tulare Road, Downtown and Hermosa Street; Rehabilitation of Mirage, Hermosa Street 1, Harvard and Sequoia Avenue.

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ITEM 8 FUTURE AGENDA ITEMS

Details City Council Members request items for future agenda items.

SPEAKER COMMENTS

ITEM 9 ADJOURN

Details Council adjourns meeting. The next Regular City Council meeting will be held at 251 E. Honolulu Street, Lindsay at 6:00PM on October 23, 2018.

Motion: Time:

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Cortes	Velasquez						3-0 approved

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Bret Harmon, City Clerk

Pamela Kimball, Mayor

FUND	Check #	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						\$ 220,333.57
101 - GENERAL FUND	93075	10/2/2018	6326	CORPORATE PAYMENT S	*MULTIPLE*	1,588.88
101 - GENERAL FUND	93076	10/5/2018	1858	ALL PRO FIRE AND SA	*MULTIPLE*	341.13
101 - GENERAL FUND	93077	10/5/2018	5901	ASBURY ENVIRONMENTA	USED OIL SERVICE CH	120.00
101 - GENERAL FUND	93078	10/5/2018	4924	ASI ADMINISTRATIVE	COBRA ADMIN AUG 201	35.00
101 - GENERAL FUND	93079	10/5/2018	5457	AUTO ZONE COMMERCIA	2011 FORD BULB	5.31
101 - GENERAL FUND	93080	10/5/2018	5381	AWAKE SKATE SHOP	*MULTIPLE*	86.60
101 - GENERAL FUND	93081	10/5/2018	4281	BRIAN E. WATSON	COUNCIL STIPEND	50.00
101 - GENERAL FUND	93083	10/5/2018	5013	BUZZ KILL PEST CONT	*MULTIPLE*	120.00
101 - GENERAL FUND	93084	10/5/2018	76	CENTRAL VALLEY BUSI	*MULTIPLE*	574.69
101 - GENERAL FUND	93089	10/5/2018	5832	CINTAS CORPORATION	*MULTIPLE*	4,422.50
101 - GENERAL FUND	93092	10/5/2018	2319	COMPUTER SYSTEMS PL	MANANGED ANTIVIRUS	45.00
101 - GENERAL FUND	93093	10/5/2018	5664	COPWARE, INC.	SITE LICENSE	615.00
101 - GENERAL FUND	93094	10/5/2018	6118	CVIN LLC D.B.A. VAS	*MULTIPLE*	525.00
101 - GENERAL FUND	93095	10/5/2018	1463	DANNY SALINAS	COUNCIL STIPEND	50.00
101 - GENERAL FUND	93096	10/5/2018	119	DOUG DELEO WELDING	*MULTIPLE*	1,188.84
101 - GENERAL FUND	93098	10/5/2018	5367	ECONOMIC DEVELOPMEN	18-19 ECONOMIC DEVE	879.00
101 - GENERAL FUND	93102	10/5/2018	148	GOMEZ AUTO & SMOG	*MULTIPLE*	2,883.11
101 - GENERAL FUND	93103	10/5/2018	5647	GRISWOLD,LASSALLE,C	*MULTIPLE*	1,243.30
101 - GENERAL FUND	93104	10/5/2018	6253	HARDCASTLE SPECIALT	*MULTIPLE*	1,712.79
101 - GENERAL FUND	93105	10/5/2018	4378	JOSEPH H AVINA	233 S MIRAGE-SERVIC	737.50
101 - GENERAL FUND	93106	10/5/2018	6100	KEENAN & ASSOCIATES	*MULTIPLE*	45,252.22
101 - GENERAL FUND	93107	10/5/2018	6103	LAURA CORTES	COUNCIL STIPEND	50.00
101 - GENERAL FUND	93108	10/5/2018	4076	LIEBERT CASSIDY WHI	ROLES OF PUBLIC EMP	70.00
101 - GENERAL FUND	93110	10/5/2018	4067	LINCOLN NAT'L INSUR	OCT LIFE INSURANCE	730.94
101 - GENERAL FUND	93111	10/5/2018	6223	LINDA RODRIGUEZ	ARBOR DEPOSIT REFUN	100.00
101 - GENERAL FUND	93112	10/5/2018	1442	LLOYD ANDERSON ELEC	*MULTIPLE*	916.31
101 - GENERAL FUND	93113	10/5/2018	5399	MARCOS LOYA	WEED ABATEMENT	3,700.00
101 - GENERAL FUND	93114	10/5/2018	234	MARTIN'S TIRE & AUT	*MULTIPLE*	816.18
101 - GENERAL FUND	93119	10/5/2018	6337	PACIFIC CREST ACTUA	CONSULT GASB75 REPO	3,000.00
101 - GENERAL FUND	93120	10/5/2018	3260	PACIFIC EMPLOYERS	SEIU NEGOTIATIONS	4,250.00
101 - GENERAL FUND	93121	10/5/2018	1426	PAM KIMBALL	COUNCIL STIPEND	75.00
101 - GENERAL FUND	93123	10/5/2018	399	QUAD KNOFF,INC.	*MULTIPLE*	253.00
101 - GENERAL FUND	93124	10/5/2018	285	QUILL CORPORATION	SENIOR BLDG LINERWA	119.57
101 - GENERAL FUND	93126	10/5/2018	6335	SCANONLINE	SPECIAL DEPT SUPPLI	134.80
101 - GENERAL FUND	93127	10/5/2018	6336	SERGIO LEMUS	ARBOR DEPOSIT REFUN	100.00
101 - GENERAL FUND	93130	10/5/2018	6146	SUPERION, LLC	*MULTIPLE*	3,370.34
101 - GENERAL FUND	93131	10/5/2018	5755	TELEPACIFIC COMMUNI	*MULTIPLE*	5,498.35
101 - GENERAL FUND	93132	10/5/2018	144	THE GAS COMPANY	*MULTIPLE*	1,887.66
101 - GENERAL FUND	93134	10/5/2018	6334	TULARE COUNTY ANIMA	INCIDENT # 18-1345	111.00
101 - GENERAL FUND	93135	10/5/2018	4849	U.S. BANK EQUIPMENT	*MULTIPLE*	1,297.17
101 - GENERAL FUND	93136	10/5/2018	5747	UNITED STAFFING	*MULTIPLE*	2,727.36
101 - GENERAL FUND	93137	10/5/2018	356	USA BLUEBOOK	*MULTIPLE*	910.49
101 - GENERAL FUND	93138	10/5/2018	4865	VALLEY ELECTRICAL S	MCD EMERGENCY LIGHT	2,465.13
101 - GENERAL FUND	93140	10/5/2018	364	STEVE VELASQUEZ	COUNCIL STIPEND	50.00
101 - GENERAL FUND	93142	10/5/2018	6262	VIVINT SOLAR DEVELO	REFUND -PERMIT10224	144.00
101 - GENERAL FUND	93143	10/5/2018	2790	WILLDAN INC.	*MULTIPLE*	3,849.50
400 - WELLNESS CENTER	93109	10/5/2018	5788	LINCOLN AQUATICS	*MULTIPLE*	1,419.92
400 - WELLNESS CENTER	93118	10/5/2018	1565	OACYS.COM INC	WELLNESS INTERNET	189.95
400 - WELLNESS CENTER	93129	10/5/2018	310	SOUTHERN CA. EDISON	*MULTIPLE*	6,868.72
400 - WELLNESS CENTER	93133	10/5/2018	3396	THYSSENKRUPP ELEVAT	WELLNESS ELEVATOR	311.94
400 - WELLNESS CENTER	93156	10/15/2018	6039	DINA RESTIVO	YOGA CLASS	960.00
400 - WELLNESS CENTER	93157	10/15/2018	6093	GFIT	STRENGTHBALANCE CLA	175.00
400 - WELLNESS CENTER	93158	10/15/2018	5804	KELSIE AVINA	ZUMBA CLASS	250.00
400 - WELLNESS CENTER	93159	10/15/2018	5448	KIRBY D. MANNON	EXERCISE CLASS	200.00

FUND	Check #	Date	Vendor #	Vendor Name	Description	Amount
400 - WELLNESS CENTER	93160	10/15/2018	3208	SHANNON PATTERSON	AQUA CLASS	300.00
400 - WELLNESS CENTER	93161	10/15/2018	4914	STEPHANIE OROSCO	ZUMBA CLASS	315.00
400 - WELLNESS CENTER	93162	10/15/2018	6310	TE 'MARCUS WHITNEY	EXERCISE CLASS	375.00
552 - WATER	93074	10/2/2018	5796	PRESORT OF FRESNO L	*MULTIPLE*	2,016.92
552 - WATER	93082	10/5/2018	51	BSK	*MULTIPLE*	1,204.00
552 - WATER	93097	10/5/2018	6113	EAST KAWEAH GSA	PROFESSIONAL SERVIC	8,903.86
552 - WATER	93099	10/5/2018	3461	FERGUSON ENTERPRISE	*MULTIPLE*	872.46
552 - WATER	93100	10/5/2018	3478	FRESNO PIPE & SUPPL	*MULTIPLE*	5,578.12
552 - WATER	93101	10/5/2018	137	FRIANT WATER AUTHOR	MONTHLY SHARE OF FK	1,784.00
552 - WATER	93116	10/5/2018	5911	MISSION COMMUNICATI	*MULTIPLE*	2,721.00
552 - WATER	93117	10/5/2018	1991	NTU TECHNOLOGIES, I	500 GALLONS-WTP	2,754.00
552 - WATER	93122	10/5/2018	5796	PRESORT OF FRESNO L	*MULTIPLE*	257.11
552 - WATER	93125	10/5/2018	6095	RALPH GUTIERREZ WAT	*MULTIPLE*	4,000.00
552 - WATER	93128	10/5/2018	4555	THATCHER COMPANY IN	*MULTIPLE*	5,414.66
552 - WATER	93139	10/5/2018	2912	VALLEY PUMP & DAIRY	*MULTIPLE*	5,229.45
553 - SEWER	93090	10/5/2018	279	CITY OF PORTERVILLE	LAB AUG ACT 30-0165	583.00
554 - REFUSE	93115	10/5/2018	5852	MID VALLEY DISPOSAL	JULY REFUSE CONTRAC	63,235.60
600 - CAPITAL IMPROVEN	93141	10/5/2018	367	VISALIA TIMES DELTA	*MULTIPLE*	2,465.86
883 - SIERRA VIEW ASSES	93091	10/5/2018	6090	CLEAN CUT LANDSCAPE	*MULTIPLE*	2,845.33



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: OCTOBER 23, 2018
AGENDA #: 5.3
STAFF: MIKE CAMARENA, DIRECTOR OF CITY SERVICES, 562-7102 EX. 8040, ENGINEERING@LINDSAY.CA.US

AGENDA ITEM

TITLE	Temporary Use Permit 18-30 Rib Cook-Off Street Closure
ACTION	Requested Approval of Temporary Use Permit 18-30
PURPOSE	Discretionary Action
COUNCIL OBJECTIVE(S)	Increase our keen sense of identity in a physically connected and involved community. Dedicate resources to retain a friendly, small-town atmosphere. Stimulate, attract and retain local businesses. Advance economic diversity.

RECOMMENDATION

Minute Order Approval

BACKGROUND | ANALYSIS

The Lindsay Rib Cook-Off Committee has requested street closure for a portion of Honolulu Street, between Mirage Avenue and the railroad tracks to the west (event site plan attached) between 5 am and 6 pm on Saturday, November 3, 2018 in support of a Rib Cook-Off barbeque competition. The committee anticipates approximately 40 contestants/teams. Live entertainment will be provided. Four porta-potties will be provided.

Proceeds will benefit local youth programs. Over the past several years, this event has raised over \$20,000 that has been donated to programs around the community such as Lindsay Youth Football, Santa Night, Lady Cardinals High School Basketball, Lindsay High School Alumni Association and Healthy Start. The committee will donate a minimum of 10% of the proceeds and hopes to top last year's amount.

An event of this nature requires a certificate of insurance, indemnifying the City, to be provided by the Rib Cook-Off Committee. As they have in past years with this event, the Rib Cook-Off Committee will provide said certificate to the City before the event takes place.

There has been no negative feedback or issues from previous events. Pending Council approval, staff will coordinate event requirements with City Services and Public Safety. Staff requests Minute Order approval of the amended Rib Cook-off event as shown.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: OCTOBER 23, 2018
AGENDA #: 5.3
STAFF: MIKE CAMARENA, DIRECTOR OF CITY SERVICES, 562-7102 EX. 8040, ENGINEERING@LINDSAY.CA.US

ALTERNATIVES

- Approve with alterations.
- Deny Temporary Use Permit.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Approval of this request will benefit the City of Lindsay as it assists in meeting the Council Objectives Identified.

Impacts include staff time and resources required to coordinate the temporary street closure and ensure site cleanup is completed by the applicant.

ENVIRONMENTAL REVIEW

This is a temporary event that would not result in permanent physical changes to the existing environment and facilities. This project is exempt per CEQA Article 19, Section 15301 "Existing Facilities".

POLICY ISSUES

None

PUBLIC OUTREACH

Posted in this agenda

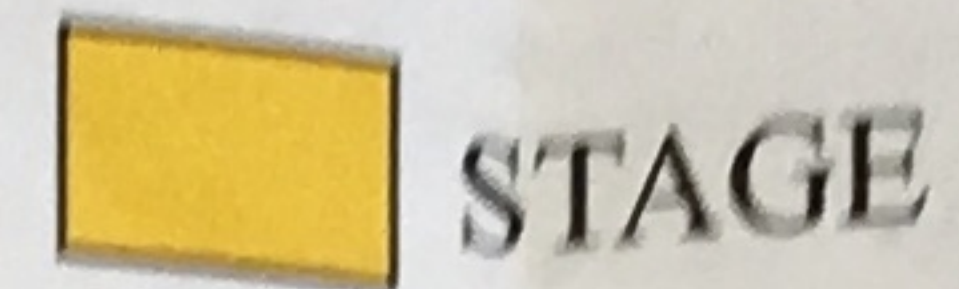
ATTACHMENTS

- Event Site Plan



9th Annual Rib Cook Off

Saturday, November 3, 2018



STAGE



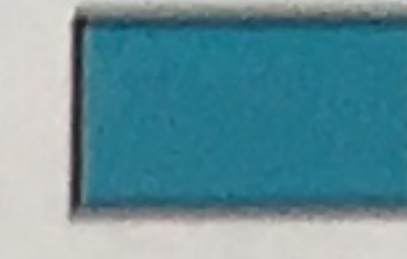
RESTROOMS



COOKS



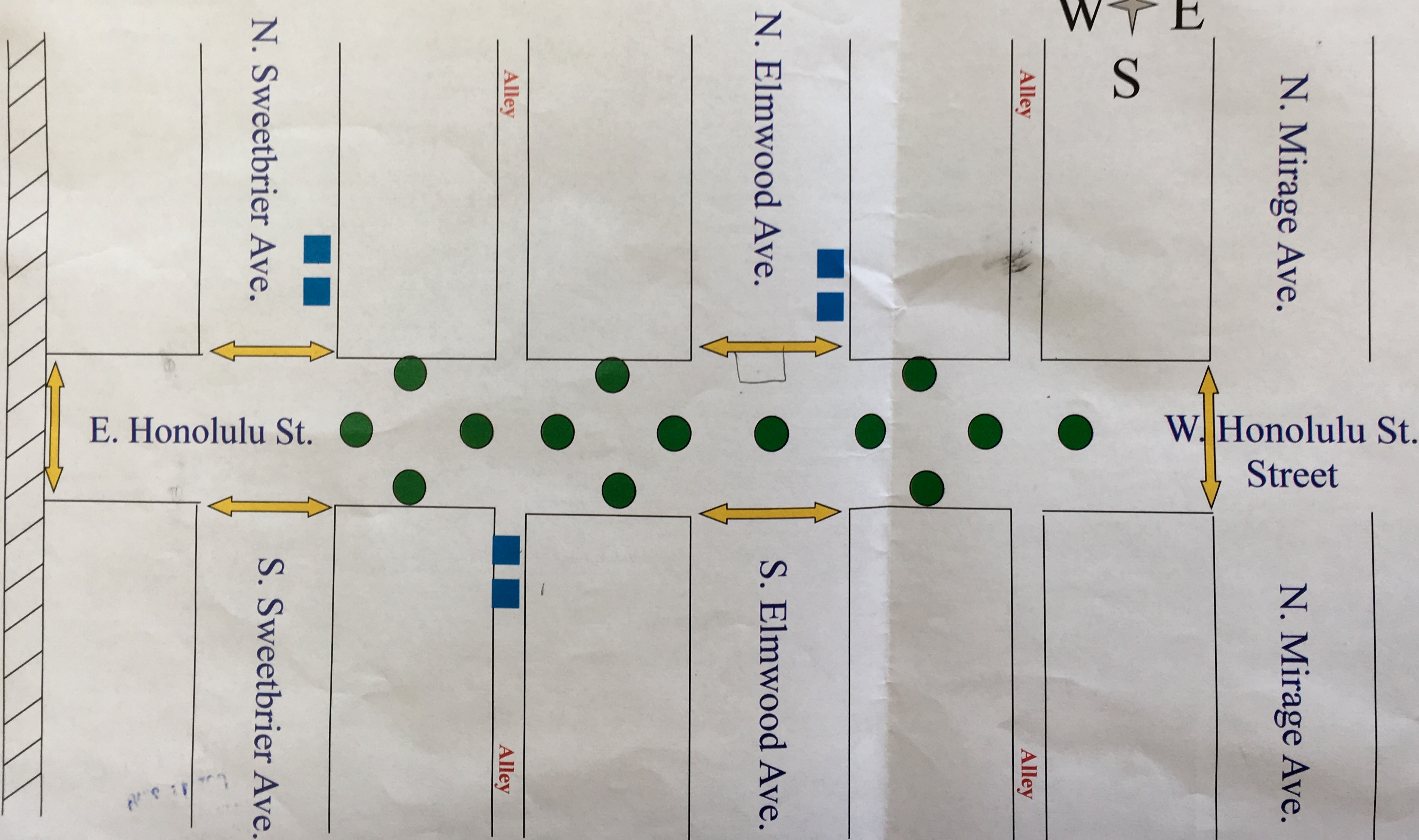
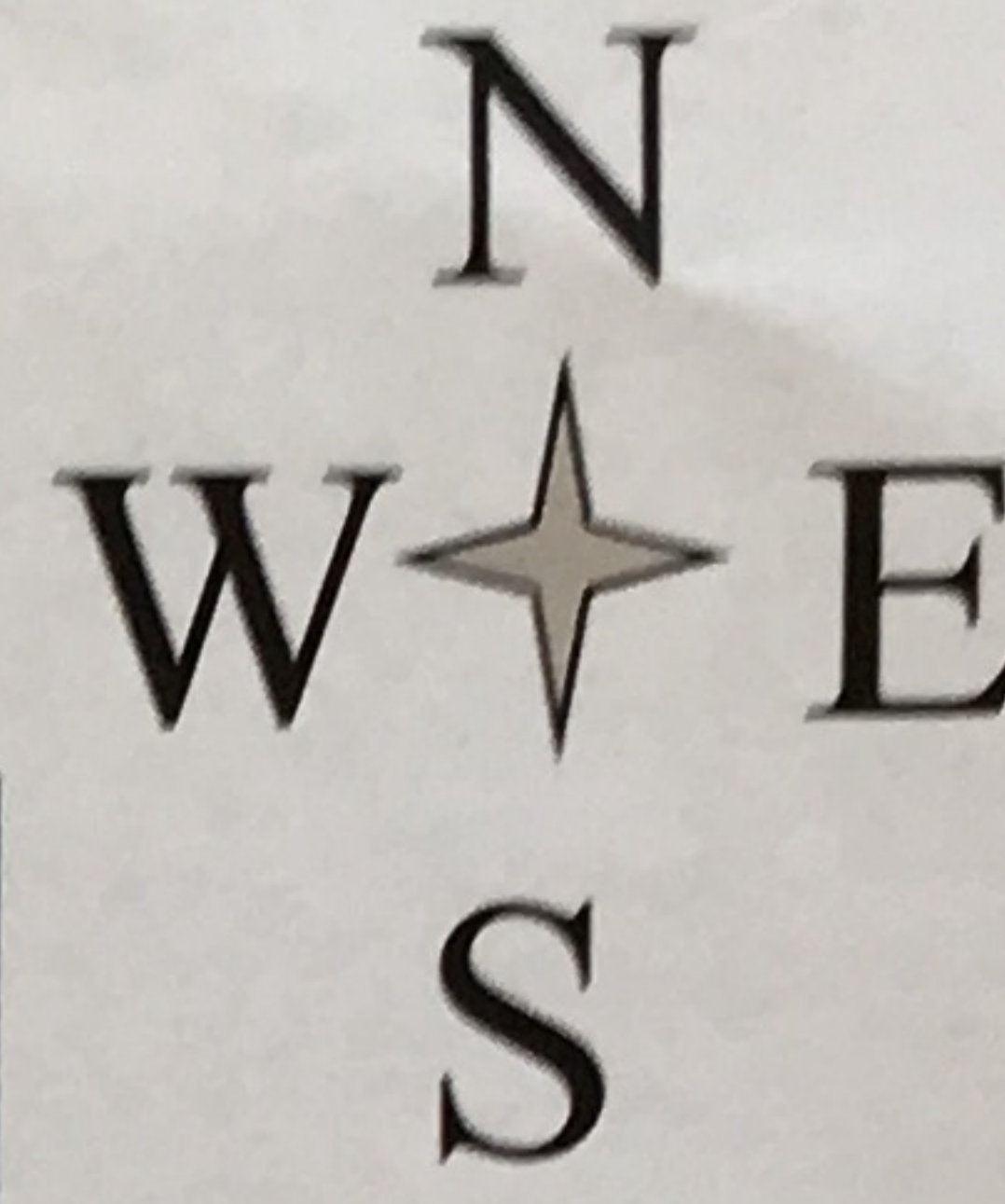
TRASH CANS



SECURITIES



EVENT LIMITS



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STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: OCTOBER 23, 2018
AGENDA #: 5.4
STAFF: MIKE CAMARENA, DIRECTOR OF CITY SERVICES, 562-7102 EX. 8040, ENGINEERING@LINDSAY.CA.US

AGENDA ITEM

TITLE	Temporary Use Permit 18-31 Orange Bar Alley Closure in Support of Rib Cookoff
ACTION	Requested Approval of Temporary Use Permit
PURPOSE	Discretionary Action
COUNCIL OBJECTIVE(S)	Increase our keen sense of identity in a physically connected and involved community. Dedicate resources to retain a friendly, small-town atmosphere. Stimulate, attract and retain local businesses. Advance economic diversity.

RECOMMENDATION

Minute Order Approval

BACKGROUND | ANALYSIS

Johnny Estrada of the Orange Bar has requested alley closure for a portion of the alley located south of Honolulu Street (event site plan attached) between 10 am on November 3, 2018 and 2 am on November 4, 2018 in support of the annual Que'n for Kids Rib Cookoff. Trash cans and four porta-potties will be provided by the applicant. Requirements would include a certificate of insurance indemnifying the City, to be provided by the Applicant.

There have been no negative feedback or issues reported from previous events. Pending Council approval, staff will coordinate event requirements with City Services and Public Safety. Staff requests Minute Order approval of the alley closure for the Rib Cookoff event as shown.

ZONING:

Zoning for this site is CC (central commercial). The proposed use is permitted, subject to approval of a Temporary Use Permit by City Council.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: OCTOBER 23, 2018
AGENDA #: 5.4
STAFF: MIKE CAMARENA, DIRECTOR OF CITY SERVICES, 562-7102 EX. 8040, ENGINEERING@LINDSAY.CA.US

ALTERNATIVES

- Approve with alterations.
- Table item and direct staff to gather additional information.
- Deny Temporary Use Permit.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Approval of this request will benefit the City of Lindsay as it assists in meeting the Council Objectives Identified.

Impacts include staff time and resources required to coordinate the temporary street closure and ensure site cleanup is completed by the applicant.

ENVIRONMENTAL REVIEW

This is a temporary event that would not result in permanent physical changes to the existing environment and facilities. This project is exempt per CEQA Article 19, Section 15301 "Existing Facilities".

POLICY ISSUES

None

PUBLIC OUTREACH

Posted in this agenda

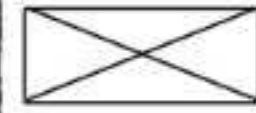
ATTACHMENTS

- Event Site Plan
- Zoning Map

HONOLULU STREET

THE
ORANGE
BAR

LEGEND



Table



Trash Can



Temporary Fencing



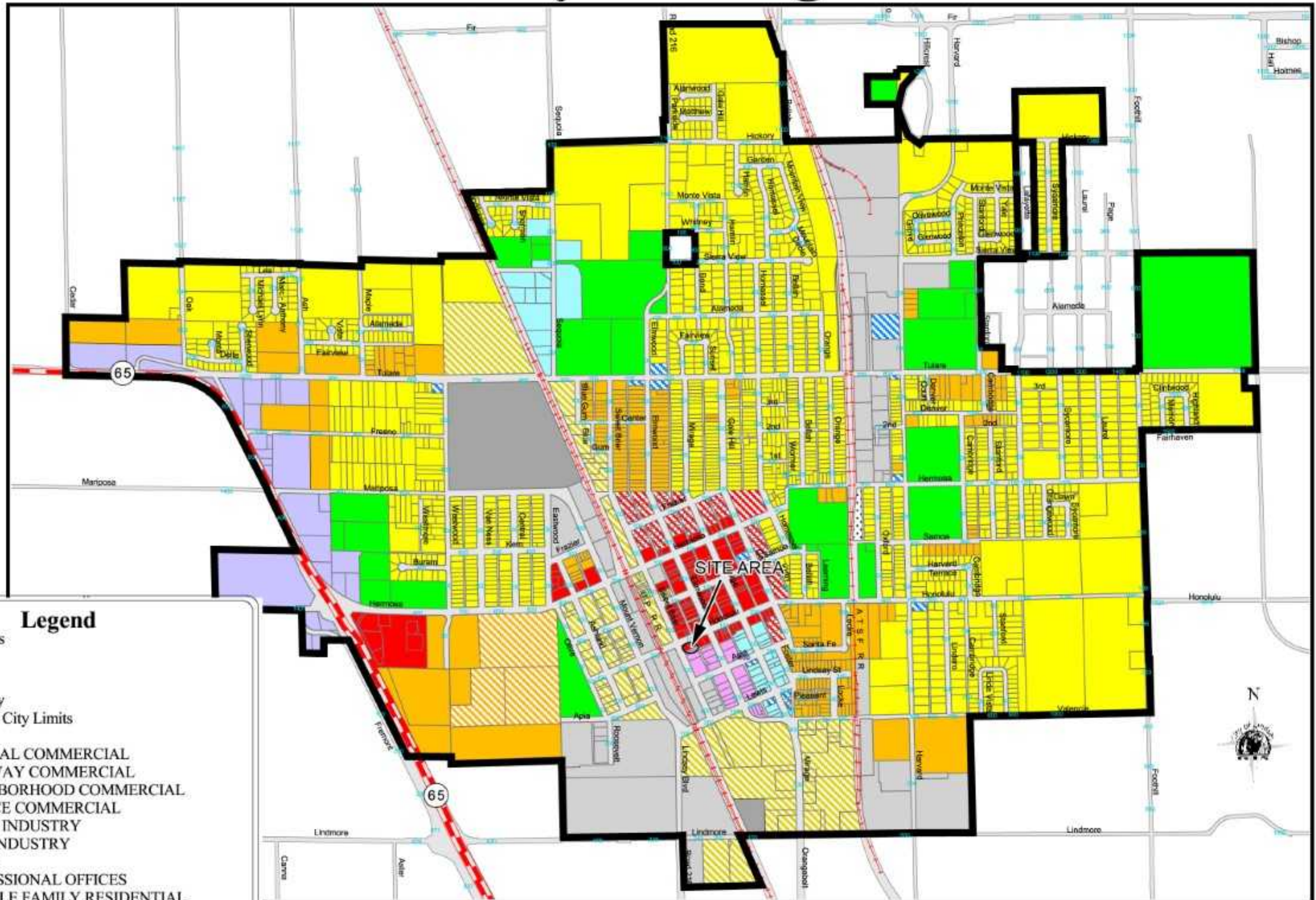
Portable Toilets

10' F
5' R
6' Z
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OLD
JAIL

AUTO REPAIR GARAGE

Lindsay Zoning



Legend

- Block Address
- City Limits
- Railroad
- State Highway
- Parcel Within City Limits
- Zoning
 - (CC) CENTRAL COMMERCIAL
 - (CH) HIGHWAY COMMERCIAL
 - (CN) NEIGHBORHOOD COMMERCIAL
 - (CS) SERVICE COMMERCIAL
 - (IH) HEAVY INDUSTRY
 - (IL) LIGHT INDUSTRY
 - MIXED-USE
 - (PO) PROFESSIONAL OFFICES
 - (R-1-7) SINGLE FAMILY RESIDENTIAL
 - (RCO) RESOURCE, CONSERV. & OPEN SPACE
 - (RM-1.5) OFFICE/HIGH DENSITY
 - (RM-3) MULTI-FAMILY RESIDENTIAL
 - (RM-MH8) MULTI-FAMILY RESIDENTIAL
 - UNKNOWN
 - Tulare County
 - Right of Way

1000 0 1000 2000 3000 4000 5000 Feet

Base Data Provided by Tulare County
 Created by William Zigler
 Community Development Department
 Printed December 5, 2004

The Features Produced by These Data Are
 Only Representations and Are Not Intended
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Lindsay, CA 93247



STAFF REPORT

TO: CITY COUNCIL OF THE CITY OF LINDSAY, CALIFORNIA
DATE: October 23, 2018
AGENDA #: 6
FROM: Bret Harmon, Director of Finance

AGENDA ITEM

<i>TITLE</i>	Continuation of Public Hearing to consider two energy services agreements with Climatec, LLC and to apply for financing through IBank.
<i>ACTION</i>	<ol style="list-style-type: none">1. Discuss and consider Resolution 18-42 authorizing two agreements with Climatec, LLC: (1) Climatec Installation Agreement and (2) Climatec Measurement & Verification Agreement2. Discuss and consider whether to authorize Resolution 18-43 authorizing financing for Group 2 projects through IBANK.
<i>PURPOSE</i>	Statutory/Contractual Requirement
<i>OBJECTIVE(S)</i>	<ul style="list-style-type: none">• Live in a safe, clean, comfortable and healthy environment.• Nurture attractive residential neighborhoods and business districts.• Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Staff respectfully recommends Council postpone all decisions related to the Climatec projects until after the City successfully adjusts water, sewer and refuse rates through a Prop 218 Election. Dependent on a Prop 218 election's results, Council could then evaluate which parts of the proposed projects to pursue with Climatec.

If Council decides to move forward now with the Climatec projects, then Staff respectfully recommends reducing the scope of the Group 1 projects (identified on next page) to include only the HVAC units at City Hall Campus, aerator motors variable frequency drive at the Waste Water Treatment Plant and reject the scope of Group 2 projects in the Water Fund.

BACKGROUND | ANALYSIS

When Climatec approached the City with the concept of the Energy Services in 2017, Climatec presented the service as a no-cost, potentially grant-funded means to improve the City's energy footprint while reducing costs. Climatec worked diligently to help the City along the path to issuing an RFP for the services and to prepare a plan to implement the upgrades.

As the process has unfolded, the City has come to understand the process is not a no-cost process and is not grant funded. In order to complete the projects, the City must incur additional debt of varying degrees based on the scope of the final project.



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 DATE: October 23, 2018
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Two weeks ago, on October 9, 2018, City Council held a public hearing to consider the services Climatec proposes. Finance submitted a staff report recommending the City Council take time to consider the services because financing these projects will consume too much of the credit available to the City without fixing the most pressing City needs.

Staff have met multiple times with Climatec representatives to collaborate on alterations to the scope to make the projects more feasible. Climatec proposes breaking the project into two parts:

GROUP 1	
Funds	General Fund, Wellness Center and Sewer Fund
Location(s)	<ul style="list-style-type: none"> • City Hall Campus • Corporate Yard • Wellness Center • City Park • Olive Bowl Park • Sweetbrier Park • Pump Stations
Upgrades	<ul style="list-style-type: none"> • Automates building climate control systems • High efficiency LED interior lighting • High efficiency LED exterior lighting • Dimming Occupancy Sensors • High efficiency HVAC units (City Hall Campus) • High efficiency aerator motors and variable frequency drive (WWTP)
Cost	\$600,000 inclusive of financing costs
Funding	Potentially through a 15-year 1% loan from California Energy Commission
Commentary	The savings from the upgrades would pay for the annual debt service costs if the City were to receive the loan from CEC. It adds debt to the General Fund, which is already in a deep deficit.

GROUP 2	
Funds	Water Fund
Location(s)	<ul style="list-style-type: none"> • Water Meters
Upgrades	<ul style="list-style-type: none"> • Replace water meters citywide with SMART, remotely read meters
Cost	\$2,780,000 inclusive of financing costs
Funding	IBANK
Commentary	IBANK is the only sure financing source for the City. If the City uses IBANK for this project, then the City will not have a sure place from which to secure funded for other major projects in the Capital Improvement Plan. Climatec has offered \$30,000 in grant writing assistance to find funding options for CIP projects. The City would then need to use service fee increases from a Prop 218 election to fund those CIP projects. The CIP projects are more vital



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	to the City's ability to provide basic services than the water meter upgrades are.
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Staff is concerned this process is committing the City to projects and consuming available credit before the City knows what needs it will have in the future and whether rates will change through a Prop 218 election to help cover those needs.

IMPACT

The projects will potentially generate cost savings equal to or greater than the debt service costs for both projects. The projects will limit the City's ability to access future financing for vital City projects.

ALTERNATIVES

- Approval all projects.
- Reduce the scope of Group 1 or Group 2 projects and approval.
- Postpone a decision and assign an ad-hoc committee to review further.
- Reject all projects until after a Prop 218 election.
- Give staff other instructions.

PUBLIC OUTREACH

Posted in newspaper prior to the October 9, 2018 public hearing

ATTACHMENTS

- Resolution 18-42 and 18-43



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 18-42

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY AUTHORIZING TWO ENERGY SERVICES AGREEMENTS WITH CLIMATEC COVERING INSTALLATION SERVICES AND MEASUREMENT & VERIFICATION SERVICES.**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on September 25, 2018 at 6:00PM at 251 E. Honolulu Street, Lindsay, CA 93247.

WHEREAS, The City of Lindsay issued a Request For Proposals (RFP) for Energy Performance Contracting Services on April 24, 2018 to assess the City’s energy performance weaknesses and needs; and

WHEREAS, The City of Lindsay selected Climatec, LLC as the company to perform the Energy Performance Contracting Services after conducting the RFP process; and

WHEREAS, Climatec, LLC conducted a thorough energy performance contracting service, which identified specific opportunities to improve the City’s energy conservation efforts by upgrading and purchasing certain equipment and systems in City Facilities and water system; and

WHEREAS, In order to effectuate the upgrades and new equipment the City proposes to enter in a Climatec Installation Agreement (“Installation Agreement”) to purchase and install the equipment and a Climatec Measurement & Verification Agreement with Climatec (“MV Agreement”) to measure the savings provided by the Installation Agreement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY RESOLVE AS FOLLOWS:

- SECTION 1. The forms of Installation Agreement and MV Agreement on file with the City Clerk are approved in substantially the forms presented at this meeting, with such insertions, omissions, and changes as shall be approved by the City Attorney or other members of the governing body of the City executing the same, the execution of such documents being conclusive evidence to execute, the Installation Agreement and the MV Agreement.
- SECTION 2. This resolution shall be effective immediately upon its approval and adoption.
- SECTION 3. The Mayor, or presiding officer, is hereby authorized to affix her/his signature to the Resolution signifying its adoption by the City Council of the City of Lindsay, and the City Clerk, or his duly appointed deputy, is directed to attest thereto.



RESOLUTION OF THE CITY OF LINDSAY

PASSED AND ADOPTED by the City Council of the City of Lindsay as follows:

MEETING DATE	October 23, 2018
MOTION	
2 nd MOTION	
AYES	
ABSENT	
ABSTAIN	
NAYS	

CERTIFICATION OF THE FOREGOING RESOLUTION AS FULL, TRUE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AS DETAILED.

Bret Harmon, City Clerk

Pamela Kimball, Mayor



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 18-43

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CALIFORNIA INFRASTRUCTURE AND ECONOMIC DEVELOPMENT BANK (“IBANK”) FOR FINANCING A CAPITAL IMPROVEMENT PROJECT FOR THE GENERAL FUND AND A CAPITAL IMPROVEMENT PROJECT FOR THE WATER FUND, AUTHORIZING THE INCURRING OF AN OBLIGATIONS PAYABLE TO IBANK FOR THE FINANCING OF A CAPITAL IMPROVEMENT PROJECT FOR THE GENERAL FUND AND A CAPITAL IMPROVEMENT PROJECT FOR THE WATER FUND IF IBANK APPROVES SAID APPLICATION, DECLARATION OF OFFICIAL INTENT TO REIMBURSE CERTAIN EXPENDITURES FROM THE PROCEEDS OF AN OBLIGATION, AND APPROVING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH.**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on September 25, 2018 at 6:00PM at 251 E. Honolulu Street, Lindsay, CA 93247.

WHEREAS, the California Infrastructure and Economic Development Bank (“IBank”) administers a financing program to assist local governments with the financing of eligible projects in accordance with Section 63000 *et seq.* of the California Government Code (the “Act”); and

WHEREAS, IBank created the Infrastructure State Revolving Fund Program (“ISRF Program”) pursuant to the provision of the Act; and

WHEREAS, IBank has instituted an application process for financing under its ISRF Program; and

WHEREAS, IBank’s Criteria, Priorities and Guidelines for the Selection of Projects for Financing under the ISRF Program, dated February 23, 2016, and as may thereafter be amended from time to time (the “Criteria”), establishes requirements for the financing of projects under the ISRF Program; and

WHEREAS, the City of Lindsay (“Applicant”) desires to submit an application (“Financing Application”) to IBank under the ISRF Program for financing and refinancing the costs of upgrades to lighting, HVAC, windows and other equipment in City facilities under the General Fund and upgrades to meters and other equipment in the City’s water system under the Water Fund (“Projects”) in an amount not to exceed \$3,330,000 (with \$1,210,426 for the General Fund Project and \$2,117,975 for the Water Fund Project); and

WHEREAS, the Act and the Criteria require the Applicant to make, by resolution of its governing body, certain findings prior to a project being selected for financing by IBank; and

WHEREAS, the Applicant expects to incur or pay certain expenditures in connection with the General Fund Project and the Water Fund Project from its respective funds that are reimbursable with the proceeds of tax exempt bonds or other tax exempt securities under Federal Tax Law (defined below) prior to incurring indebtedness for the purpose of financing costs associated with the Project on a long-term basis (the “Reimbursement Expenditures”); and

WHEREAS, the Applicant reasonably expects that a financing arrangement (“Obligation”) in an amount not expected to exceed \$3,330,000 (with \$1,210,426 for the General Fund Project and \$2,117,975 for the

RESOLUTION NO. 18-43

Page 1 of 4



RESOLUTION OF THE CITY OF LINDSAY

Water Fund Project) will be entered into under and memorialized by one or more financing agreements and related documents (collectively, the “Financing Agreement”) and that certain proceeds of such Obligation will be used to reimburse the Applicant for Reimbursement Expenditures incurred or paid prior to incurring the Obligation; and

WHEREAS, the Applicant acknowledges that IBank funds the ISRF Program, in part, with the proceeds of tax exempt bonds and, as such, has certain compliance obligations that may require it to have the Applicant enter into one or more new financing agreements to replace the Financing Agreement (collectively, the “Replacement Agreement”) on terms and conditions substantially identical to the original Financing Agreement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council approves confirms, ratifies, and affirms all actions of the Applicant’s representatives, employees and officers heretofore taken in connection with, or with respect to, submitting the Financing Application, and the consideration and approval of the Obligation and the Financing Agreement, if IBank approves the Financing Application and the Obligation, and in connection therewith the City Council finds and certifies:

- a. The Projects facilitate the effective and efficient use of existing and future public resources so as to promote both economic development and conservation of natural resources;
- b. The Projects develop and enhance public infrastructure in a manner that will attract, create, and sustain long-term employment opportunities;
- c. That the Projects are consistent with the General Plan of the City of Lindsay, and the General Plan of the County of Tulare;
- d. The proposed financing is appropriate for the Projects;
- e. The Projects are consistent with the Criteria; and
- f. It has considered (i) the impact of the Projects on California’s land resources and the need to preserve such resources; (ii) whether the Projects are economically or socially desirable; and (iii) whether the projects are consistent with, and in furtherance of the State Environmental Goals and Policy Report (as defined in the Criteria).

SECTION 2. The Applicant hereby declares its official intent to use proceeds of the Obligation to reimburse itself for the Reimbursement Expenditures with the proceeds of tax-exempt bonds or other tax-exempt securities issued under the provisions of the Internal Revenue Code of 1986, as amended, and those Treasury Regulations implementing such provisions (collectively, “Federal Tax Law”). This declaration is made solely for purposes of establishing compliance with applicable requirements of Federal Tax Law and its date is controlling for purposes of reimbursement under Federal Tax Law. This declaration does not bind the Applicant to make any expenditure, incur any indebtedness, or proceed with the Project.



RESOLUTION OF THE CITY OF LINDSAY

- SECTION 3. All of the Reimbursement Expenditures were made no earlier than 60 days prior to the date of this Resolution. The Applicant will allocate proceeds of the Obligation to pay Reimbursement Expenditures within eighteen (18) months of the later of the date the original expenditure was paid or the date the Projects were placed in service or abandoned, but in no event more than three (3) years after the original expenditure was paid.
- SECTION 4.1
General Fund **General Fund Project**
The Mayor and his or her designee is hereby authorized and directed to act on behalf of the Applicant in all matters pertaining to the Financing Application, and if IBank approves the Financing Application and the Obligation, the execution of related financial documents, including but not limited to, the authority to: (i) pledge the revenues of the **General Fund** and all legally available amounts in the **General Fund**, on a parity basis with the Applicant's obligations in connection with the other existing General Fund debt, to the repayment of the Obligation, (ii) provide covenants relating to, among other things, maintaining the debt service coverage ratio required by IBank, rates and charges to be pledged, and as to any other security or collateral securing the Obligation, and (iii) take any other action necessary or desirable to enable the Applicant to enter into the Financing Agreement and incur the Obligation.
- SECTION 4.2
Water Fund **Water Fund Project**
The Mayor and her designee is hereby authorized and directed to act on behalf of the Applicant in all matters pertaining to the Financing Application, and if IBank approves the Financing Application and the Obligation, the execution of related financial documents, including but not limited to, the authority to: (i) pledge the revenues of the **Water Fund** and all legally available amounts in the **Water Fund**, on a parity basis with the Applicant's obligations in connection with the other existing Water Fund debt, to the repayment of the Obligation, (ii) provide covenants relating to, among other things, maintaining the debt service coverage ratio required by IBank, rates and charges to be pledged, and as to any other security or collateral securing the Obligation, and (iii) take any other action necessary or desirable to enable the Applicant to enter into the Financing Agreement and incur the Obligation.
- SECTION 5. If the Financing Application and the Obligation is approved by IBank, the Mayor and her designee is authorized to negotiate, enter into and sign financing documents and any amendments thereto, including, but not limited to the Financing Agreement and the Replacement Agreement, with IBank for the purposes of financing the Obligation.
- SECTION 6. The Mayor, or presiding officer, is hereby authorized to affix her/his signature to the Resolution signifying its adoption by the City Council of the City of Lindsay, and the City Clerk, or his duly appointed deputy, is directed to attest thereto.
- SECTION 7. This Resolution shall become effective immediately upon adoption.



RESOLUTION OF THE CITY OF LINDSAY

PASSED AND ADOPTED by the City Council of the City of Lindsay as follows:

MEETING DATE	October 23, 2018
MOTION	
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ABSENT	
ABSTAIN	
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CERTIFICATION OF THE FOREGOING RESOLUTION AS FULL, TRUE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AS DETAILED.

Bret Harmon, City Clerk

Pamela Kimball, Mayor



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 23, 2018
AGENDA #: 7
STAFF: LISA DAVIS, 559.562-5196 ldavis@lindsay.ca.us

AGENDA ITEM

TITLE	Banner Advertising at Aquatic Center
ACTION	Discussion
PURPOSE	Plan Implementation
COUNCIL OBJECTIVE(S)	Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Staff recommends offering advertisement space for companies to showcase their business banners.

BACKGROUND | ANALYSIS

By offering advertisement space at the aquatic center will allow the city to draw in revenue to help support community wellness programs, activities and recreational opportunities.

ALTERNATIVES

- Support with modifications.
- Deny request.
- Instruct staff to provide additional information.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Anticipated benefits include increase in revenue for the Lindsay Aquatic Center. This will help achieve financial sustainability by optimizing the use of our facility and properly sizing our staffing levels.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 23, 2018
AGENDA #: 7
STAFF: LISA DAVIS, 559.562-5196 ldavis@lindsay.ca.us

ENVIRONMENTAL REVIEW

N/A

POLICY ISSUES

N/A

PUBLIC OUTREACH

Posted in this agenda

ATTACHMENTS

NONE



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 23, 2018
AGENDA #: 8
STAFF: Michael Camarena, Director of City Services

AGENDA ITEM

<i>TITLE</i>	Streets Project Order of Priority Authorize Staff to Bid projects in 2019
<i>ACTION</i>	Council to Prioritize Street Projects for 2018-2019 Authorize Staff to Bid projects in 2019
<i>PURPOSE</i>	Council Vision/Priority Discretionary Action Plan Implementation
<i>COUNCIL OBJECTIVE(S)</i>	Live in a safe, clean, comfortable and healthy environment. Increase our keen sense of identity in a physically connected and involved community. Nurture attractive residential neighborhoods and business districts. Dedicate resources to retain a friendly, small-town atmosphere. Stimulate, attract and retain local businesses. Advance economic diversity. Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Recommend that Council prioritize Street Projects identified and authorize bidding of projects in 2019.

BACKGROUND | ANALYSIS

At the October 9, 2018 City Council meeting, Council selected 9 streets projects; the request at this time is for Council to prioritize those projects and authorize bidding of the projects after January 2019.

Assembling final construction estimates, bid documents and advertising documents are expected to begin in early 2019. With current variation of oil prices and how these prices effect cost of asphalt products, the priority of projects set by Council now will simplify a potential selection process in the future.

Streets project types and locations identified at the October 9, 2018 City Council meeting are included as an attachment.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: October 23, 2018
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STAFF: Michael Camarena, Director of City Services

ALTERNATIVES

- None at this time

BENEFIT TO OR IMPACT ON CITY RESOURCES

Benefit to the city in general is Council's commitment to continue to identify and deliver street improvement projects.

ENVIRONMENTAL REVIEW

None Anticipated

POLICY ISSUES

No Policy Issues Anticipated

PUBLIC OUTREACH

Posted in this Agenda

ATTACHMENTS

- Streets Projects List

2018-2019 Streets Program

Project Classification		<i>Location</i>	<i>From</i>	<i>To</i>	<i>Estimated Cost</i>
Cape Seal	1	Tulare Road	Oak Avenue	Foothill Avenue	\$ 350,000.00
	2	Hermosa Street	Westwood Avenue	Elmwood Avenue	\$ 150,000.00
	3	Downtown Streets	Sweet Brier Avenue	Mirage Avenue	\$ 170,000.00
			Honolulu Street	Samoa Street	
			Elmwood Avenue	(Samoa to Hermosa)	
	4	Orange Avenue	Tulare Road	Alameda Street	\$ 125,000.00
	5	Harvard Avenue	Hermosa Street	Tulare Road	\$ 100,000.00
	6	Maple Avenue	Tulare Road	Alameda Street	\$ 75,000.00
Rehabilitation	7	Hermosa Street 1	Elmwood Avenue	Homassel Avenue	\$ 300,000.00
	8	Mirage Avenue	Samoa Street	Hermosa Street	\$ 135,000.00
	9	Sequoia Avenue	Tulare Road	Ono City Parkway	\$ 320,000.00