

**CORCORAN CITY COUNCIL,
JOINT POWERS FINANCE AUTHORITY,
SUCCESSOR AGENCY FOR CORCORAN RDA,
& HOUSING AUTHORITY
AGENDA**

City Council Chambers
1015 Chittenden Avenue
Corcoran, CA 93212

*Tuesday, December 13, 2016
5:30 P.M.*

Public Inspection: A detailed City Council packet is available for review at the City Clerk's Office, located at Corcoran City Hall, 832 Whitley Avenue.

Notice of ADA Compliance: In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerks Office at (559) 992-2151.

Public Comment: Members of the audience may address the Council on non-agenda items; However, in accordance with government code section 54954.2, the Council may not (except in very specific instances) take action on an item not appearing on the posted agenda.

This is the time for members of the public to comment on any matter within the jurisdiction of the Corcoran City Council. This is also the public's opportunity to request that a Consent Calendar item be removed from that section and made a regular agenda item. The councilmembers ask that you keep your comments brief and positive. Creative criticism, presented with appropriate courtesy, is welcome.

After receiving recognition from the chair, speakers shall walk to the rostrum, state their name and address and proceed with comments. Each speaker will be limited to five (5) minutes.

Consent Calendar: All items listed under the consent calendar are considered to be routine and will be enacted by one motion. If anyone desires discussion of any item on the consent calendar, the item can be removed at the request of any member of the City Council and made a part of the regular agenda.

ROLL CALL

Mayor:	Jerry Robertson
Vice Mayor:	Mark Cartwright
Council Member:	Jim Wadsworth
Council Member:	Raymond Lerma
Council Member:	Sidonio "Sid" Palmerin

INVOCATION

FLAG SALUTE

1. 1-A. **APPROVAL OF MINUTES**
Approval of Minutes of the regular meeting on November 22, 2016.

1-B. CERTIFICATE OF ELECTION

Consider Waiver of reading and approval of Resolution No. 2870 declaring fact of election and statement of election results.

1-C. SWEARING IN OF NEW COUNCIL MEMBERS

1. Oath Administered by City Clerk
2. Reorganization
 - a). Election of Mayor (conducted by City Clerk)
 - b). Election of Vice-Mayor (conducted by Mayor)

1-D. PUBLIC DISCUSSION

2. CONSENT CALENDAR (VV)

- 2-A. Authorization to read ordinances and resolutions by title only.
- 2-B. Proclamations 2016-18 and 2016-19 honoring Vice-Mayor Cartwright and Councilman Wadsworth.
- 2-C. Consider participation in the El Rico Groundwater Sustainability Agency.

3. APPROPRIATIONS (VV)

Approval of Warrant Register dated December 13, 2016. (*Ruiz-Nuñez*)

4. PRESENTATIONS – None

5. PUBLIC HEARINGS

5-A. Public Hearing to obtain comments to consider Ordinance No 630 adopting the 2016 California Title 24 Codes of Regulations. (*Tromborg*) (VV)

- A. Open public hearing
- B. Staff report and presentation
- C. Accept written testimony
- D. Accept oral testimony
- E. Close hearing
- F. Council discussion
- G. By motion, approve/approve with changes/deny recommendation.

6. WRITTEN COMMUNICATIONS – None

7. STAFF REPORTS

- 7-A. Approve Resolution 2871 to extend Ordinance 629, enacting a temporary moratorium on land use involving non-medical marijuana. (*Tromborg*) (VV)
- 7-B. Approve advertisement to fill vacancies for the Corcoran Planning Commission. (*Lopez*) (VV)
- 7-C. Review City of Corcoran Code of Ethics and Conduct (*Meik*)
- 7-D. Consider cancellation of December 27, 2016 meeting. (*Lopez*) (VV)

8. MATTERS FOR MAYOR AND COUNCIL

8-A. Information Items

8-B. Staff Referral Items - *Items of Interest (Non-action items the Council may wish to discuss)*

8-C. Committee Reports

9. **CLOSED SESSION**

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

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

Number of potential cases is: 1 .

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

Parties, case/claim no. _____
_____ Superior Court of the State of California
_____ County of Kings Case No. 16 C0336 _____

Case name unspecified because of jeopardy to settlement negotiations or service of process.

10. **ADJOURNMENT**

I certify that I caused this Agenda of the Corcoran City Council meeting to be posted at the City Council Chambers, 1015 Chittenden Avenue on December 9, 2016.



Marlene Lopez, City Clerk

**MINUTES
CORCORAN CITY COUNCIL,
JOINT POWERS FINANCE AUTHORITY,
SUCCESSOR AGENCY FOR CORCORAN RDA
& HOUSING AUTHORITY
REGULAR MEETING
Tuesday, November 22, 2016**

The regular session of the Corcoran City Council was called to order by Vice-Mayor Cartwright, in the City Council Chambers, 1015 Chittenden Avenue, Corcoran, CA at 5:30 P.M.

ROLL CALL

Councilmembers present: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

Councilmembers absent: Jerry Robertson

Staff present: Michael Farley, Rick Joyner, Marlene Lopez, Kindon Meik, Soledad Ruiz-Nuñez, Reuben Shortnacy, and Kevin Tromborg

Press present: None

INVOCATION Invocation was presented by Palmerin .

FLAG SALUTE The flag salute was led by Wadsworth .

1. PUBLIC DISCUSSION -None

2. CONSENT CALENDAR

Following Council discussion a **motion** was made by Lerma and seconded by Palmerin to approve Consent Calendar. Motion carried by the following vote:

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

3. APPROPRIATIONS

Following Council discussion a **motion** was made by Wadsworth and seconded by Palmerin to approve the Warrant Register dated November 22, 2016. Motion carried by the following vote:

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

4. PRESENTATIONS – None

5. PUBLIC HEARINGS – None

6. WRITTEN COMMUNICATIONS – None

7. **STAFF REPORTS**

7-B. Council agreed to advance Item 7-B to this point in the agenda. Following Council discussion a **motion** was made by Lerma and seconded by Palmerin to approve award of Vehicle Abatement Contract 2016-17.

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

7-A. Following Council discussion a **motion** was made by Lerma and seconded by Palmerin to authorize the Memorandum of Understanding with The CrisCom Company to identify and pursue funding for a community farmer's market. Motion carried by the following vote:

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

7-C. Following Council discussion a **motion** was made by Wadsworth and seconded by Palmerin to approve of Resolutions 2868 and 2869 revising the authorized agent signature authority for the 2014/15 California Office of Emergency Services (CalOES) grant.

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

7-D. Following Council discussion a **motion** was made by Wadsworth and seconded by Lerma to consider award of contract for administration, implementation, and grant writing for the City housing programs.

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

7-E. Following Council discussion a **motion** was made by Wadsworth and seconded by Palmerin to reject single bid for the tenant improvements at 1020 Chittenden Ave. Regional Accounting Office and authorize Staff to again solicit bids on the project.

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

7-F. Following Council discussion a **motion** was made by Lerma and seconded by Palmerin to authorize contracting IGService for Sewer, Refuse and Storm Drain Rate Study.

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

7-G. Following Council discussion a **motion** was made by Palmerin and seconded by Lerma to authorize the purchase of three Public Works service trucks.

AYES: Mark Cartwright, Raymond Lerma, Sidonio Palmerin, and Jim Wadsworth

NOES:

ABSENT: Jerry Robertson

8. **MATTERS FOR MAYOR AND COUNCIL**

8-A. Council received information items.

8-B. Staff received referral items.

8-C. Committee reports.

9. **CLOSED SESSION**

At 6:12 p.m. Council recessed to closed session pursuant to:

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

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

Number of potential cases is: 1.

9-B. **PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:
Conference with legal counsel – Deciding whether or not basis exists for closed-session for anticipated litigation (Government Code § 54956.9(d)(3)).

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

Parties, case/claim no. _____
_____ Superior Court of the State of California
_____ County of Kings Case No. 16 C0336 _____

Case name unspecified because of jeopardy to settlement negotiations or service of process.

The regular meeting was reconvened at 7:57 p.m. The Vice-Mayor reported that direction was given to the City Attorney on Item 9-A, Item 9-B, and Item 9-C.

ADJOURNMENT

7:58 P.M.

Mark Cartwright, Vice-Mayor

Marlene Lopez, City Clerk

APPROVED DATE: _____

City of

CORCORAN

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**STAFF REPORT
ITEM #: 1-B**

MEMO

TO: Corcoran City Council

FROM: Marlene Lopez, City Clerk

DATE: December 9, 2016

MEETING DATE: December 13, 2016

SUBJECT: Consider waiver of reading and approval of Resolution No. 2870 declaring fact of election and statement of election results

Recommendation: (Voice Vote)

Move to waive reading and approve Resolution No. 2870 declaring fact of election and statement of election results.

Discussion:

The election results for the consolidated general election held on November 8, 2016, were received from the County Clerk. Resolution No. 2870 accepting the certificate of election results is enclosed for your review.

Budget Impact:

None.

City Offices

**CERTIFICATION OF
COUNTY CLERK/REGISTRAR OF VOTERS
OF THE RESULTS OF THE CANVASS
OF THE NOVEMBER 8, 2016, GENERAL ELECTION**

STATE OF CALIFORNIA

COUNTY OF KINGS

I, Kristine Lee, County Clerk/Registrar of Voters of said county, do hereby certify that, in pursuance to the provisions of Elections Code Section 15300, et seq., I did canvass the results of the votes cast in the General Election held in said County on November 8, 2016, for measures and contests that were submitted to the vote of the voters, and that the Statement of Votes Cast to which this certificate is attached, is full, true and correct.

I hereby set my hand and official seal this 6th day of December 2016 at the County of Kings.



Kristi Lee

Registrar of Voters

County of Kings
State of California

NON-PARTISAN CITY OF CORCORAN MEM OF CITY COUNCIL														
100022	Registration	Ballots Cast	Turnout (%)		DEBRA KWAST	KARL KASSNER	JEFFREY SHEA DeVANNEY	PATRICIA NOLEN	JEANETTE ZANORA-BRAGG	CLARENCE CRYER				
CONSOLIDATED 201 0201	748	138	18.45		31	30	19	54	29	20				
CONSOLIDATED 201 - Vote by M	748	281	34.88		89	83	47	95	71	35				
CONSOLIDATED 202 0202	859	182	21.19		49	37	49	81	49	29				
CONSOLIDATED 202 - Vote by M	859	353	41.09		81	81	107	95	108	53				
CONSOLIDATED 203 0203	1750	324	18.51		78	68	47	109	93	40				
CONSOLIDATED 203 - Vote by M	1750	656	37.48		108	198	73	162	244	153				
CONSOLIDATED 1212 1212	9	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1212 - Vote by	6	4	66.67		2	2	0	0	2	0				
CONSOLIDATED 1213 1213	210	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1213 - Vote by	210	157	74.76		44	48	46	38	51	24				
CONSOLIDATED 1214 1214	189	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1214 - Vote by	189	118	62.43		24	26	17	42	38	26				
CONSOLIDATED 1215 1215	147	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1215 - Vote by	147	89	60.54		19	38	23	21	25	8				
CONSOLIDATED 1216 1216	201	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1216 - Vote by	201	136	67.66		40	34	54	23	34	21				
CONSOLIDATED 1217 1217	88	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1217 - Vote by	88	74	75.51		23	24	24	11	21	6				
CONSOLIDATED 1218 1218	73	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1218 - Vote by	73	47	64.38		19	12	13	17	3	9				
CONSOLIDATED 1219 1219	97	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1219 - Vote by	97	45	46.39		5	14	4	9	15	9				
CONSOLIDATED 1220 1220	15	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1220 - Vote by	15	6	40.00		3	1	0	1	1	1				
CONSOLIDATED 1221 1221	3	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1221 - Vote by	3	3	100.00		0	1	1	1	0	0				
CONSOLIDATED 1222 1222	22	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1222 - Vote by	22	9	40.91		0	3	1	3	2	2				
CONSOLIDATED 1223 1223	3	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1223 - Vote by	3	1	33.33		1	0	0	0	0	0				
CONSOLIDATED 1224 1224	0	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1224 - Vote by	0	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1227 1227	7	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1227 - Vote by	7	4	57.14		1	0	0	1	2	1				
CONSOLIDATED 1230 1230	0	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1230 - Vote by	0	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1233 1233	0	0	0.00		0	0	0	0	0	0				
CONSOLIDATED 1233 - Vote by	0	0	0.00		0	0	0	0	0	0				
Precinct Totals	4428	644	14.54		158	135	115	224	171	89				
Vote by Mail Totals	4428	1963	44.33		439	543	410	520	616	349				
Grand Totals	4428	2607	58.88		597	678	525	744	787	438				
21st CONGRESSIONAL	4428	2607	58.88		597	678	525	744	787	438				
14th SENATE	4428	2607	58.88		597	678	525	744	787	438				
32nd ASSEMBLY	4428	2607	58.88		597	678	525	744	787	438				
1st Bd of EQUALIZATION	4428	2607	58.88		597	678	525	744	787	438				
2nd Supervisorial District	4428	2607	58.88		597	678	525	744	787	438				
KINGS COUNTY	4428	2607	58.88		597	678	525	744	787	438				
CORCORAN	4428	2607	58.88		597	678	525	744	787	438				

RESOLUTION NO. 2870

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORCORAN, CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2016 DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW.

WHEREAS, a General Municipal Election was held and conducted in the City of Corcoran, California on Tuesday, November 8, 2016, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed and the returns made and declared in time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and,

WHEREAS, the County Election Department canvassed the returns of the election and has certified the results to this City Council, the results are received, attached and made a part hereof as "Exhibit A"; and,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CORCORAN, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That the whole number of ballots cast in the precincts except vote by mail voter ballots and provisional ballots was six hundred and forty-four (644). That the whole number of vote by mail voter ballots cast in the city was one-thousand, nine hundred sixty three (1963), making a total of two thousand, six hundred and seven (2607) ballots cast in the City.

SECTION 2. That the names of the persons voted for at the election for Member of the City Council are as follows:

Debra Kwast
Karl Kassner
Jeffrey Shea DeVaney
Patricia Nolen
Jeanette Zamora-Bragg
Clarence Cryer

SECTION 3. That the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates were as listed in Exhibit "A" attached.

SECTION 4. The City Council does declare and determine that:

Patricia Nolen was elected as Member of the City Council for the full term of four years; and Jeanette Zamora-Bragg was elected as Member of the City Council for the full term of four years.

SECTION 5. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: The whole number of ballots cast in the City; The names of the persons voted for; For what office each person was voted for; The number of votes given at each precinct to each person; The total number of votes given to each person.

SECTION 6. That the City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all persons so elected shall then be inducted in to the respective office to which they have been elected.

SECTION 7. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Corcoran held on December 13, 2016, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED: _____
Jerry Robertson, Mayor

ATTEST: _____
Marlene Lopez, City Clerk

CERTIFICATE

STATE OF CALIFORNIA)
COUNTY OF KINGS) ss.
CITY OF CORCORAN)

I, Marlene Lopez, Acting City Clerk of the City of Corcoran, do hereby certify that the foregoing Resolution was duly passed and adopted at a regular meeting of the Corcoran City Council called and held on December 13, 2016, by the vote as set forth therein.

DATED:

Marlene Lopez, City Clerk

City of

CORCORAN

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CONSENT CALENDAR CONSENT CALENDAR

ITEM #: 2-B

MEMO

TO: Corcoran City Council

FROM: Marlene Lopez, City Clerk

DATE: December 9, 2016

MEETING DATE: December 13, 2016

SUBJECT: Approval of Proclamation Honoring Vice-Mayor Cartwright and Councilman Wadsworth.

Recommendation: (Consensus)

Move to approve as part of the Consent Calendar Proclamations No. 2016-18 and 2016-19.

Discussion:

Staff respectfully requests the approval of Proclamation No. 2016-18 and 2016-19, honoring Vice-Mayor Cartwright and Councilman Wadsworth for their years of dedicated service on the Corcoran City Council; both Vice-Mayor Cartwright and Councilman Wadsworth have chosen not to seek re-election and will be retiring from the Corcoran City Council.

Budget Impact:

None

Attachments:

Proclamation 2016-18 and 2016-19

Proclamation No. 2016-18

**A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF CORCORAN
HONORING
MARK CARTWRIGHT**

WHEREAS, Cartwright was elected to the City Council in December 2012 and served the City of Corcoran for four years; and,

WHEREAS, during his tenure as a councilmember, Cartwright served for the last two years as Vice Mayor and has likewise contributed his talents as the City's representative on the board of the Kings County Association of Governments; and,

WHEREAS, Cartwright has served the citizens of this community in a fair and impartial way, always attempting to enhance their way of life; and,

WHEREAS, Cartwright's knowledge of the community has proven extremely beneficial in the progression of the City; and,

WHEREAS, Cartwright has chosen not to seek re-election and will be retiring from the Corcoran City Council and this seems a fitting time to honor and thank him for his efforts on behalf of the City of Corcoran.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Corcoran hereby honors

MARK CARTWRIGHT

and expresses its gratitude and appreciation for his leadership, professionalism and outstanding contribution to the City during his tenure.

DATED: December 13, 2016

Proclamation No. 2016-19

**A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF CORCORAN
HONORING
JIM WADSWORTH**

WHEREAS, Jim Wadsworth began his career and was elected to the Corcoran City Council in November 2000 and served the City of Corcoran diligently for sixteen years or four terms; and

WHEREAS, Councilman Wadsworth has served on various occasions as the Mayor and Vice Mayor of Corcoran; and,

WHEREAS, Wadsworth has served on the board of the Kings Waste and Recycling Authority including the board chair and has likewise served as a representative of the City of Corcoran to the San Joaquin Valley Air Pollution Control District's City Selection Committee; and,

WHEREAS, Wadsworth as a seasoned member of the Council, thoroughly studied all issues presented to him and has developed a strong collaborative relationship between the City Council and the community; and,

WHEREAS, after four terms of worthy accomplishments and responsibility, Wadsworth will be retiring from the Corcoran City Council; and,

WHEREAS, it is fit to honor and thank him for his efforts on behalf of the City of Corcoran.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Corcoran on behalf of a grateful community hereby honors

JIM WADSWORTH

for his sixteen years of dedicated service on the Corcoran City Council and expresses its appreciation for his invaluable contributions to the community during his tenure.

DATED: December 13, 2016

City of

CORCORAN

A MUNICIPAL CORPORATION

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**STAFF REPORT
ITEM #: 2-C**

MEMO

TO: Corcoran City Council

FROM: Kindon Meik, City Manager

DATE: December 7, 2016

MEETING DATE: December 13, 2016

SUBJECT: Consider participation in the El Rico Groundwater Sustainability Agency

Recommendation: (Voice Vote)

Authorize the City's participation in the El Rico Groundwater Sustainability Agency (GSA) and direct the City Manager to sign the associated Joint Exercise of Powers Agreement establishing the El Rico GSA.

Discussion:

In September 2014 the Sustainable Groundwater Management Act (SGMA) was signed into law requiring that each groundwater basin or subbasin be managed by a Groundwater Sustainability Agency and managed by a Groundwater Sustainability Plan (GSP) or multiple plans. The formation of the GSA and the adoption of a GSP must be carried out by June 30, 2017. Failure to act may result in the California State Water Resources Board asserting management over groundwater resources within all or a portion of the designated basin or subbasin.

To comply with the regulations outlined in SGMA, the City of Corcoran staff has meet with representatives of the following entities to collaborate on the formation of a GSA:

- Alpaugh Irrigation District
- Corcoran Irrigation District
- County of Kings
- Cousins Mutual Water District
- Lovelace Reclamation District
- Melga Water District
- Salyer Water District
- Tulare Lake Drainage District

The attached joint exercise of powers agreement outlines the formation of a joint powers agency. The City of Corcoran would participate as a member in the El Rico GSA but is opting not to serve on the GSA board of directors. As a member of the El Rico GSA, the City of Corcoran

City Offices

will have an initial assessment of \$1,000 and subsequent contributions will be made in order for the City to cover its share of the general operating and administrative expenses.

Budget Impact:

The City will contribute \$1,000 to the formation of the GSA. All funds contributed to the GSA will be allocated to the water fund and/or the wastewater fund and will be correspondingly listed in the City's annual budget.

Attachment:

Joint Exercise of Powers Agreement for the creation of the El Rico GSA

**JOINT EXERCISE OF POWERS AGREEMENT
ESTABLISHING THE
EL RICO GSA**

This Joint Exercise of Powers Agreement is made and entered into as of _____, 2016 (“Effective Date”) by and between the ALPAUGH IRRIGATION DISTRICT, a California irrigation district, CITY OF CORCORAN, a municipal corporation, CORCORAN IRRIGATION DISTRICT, a California irrigation district, COUNTY OF KINGS, a political subdivision of the State of California, COUSINS MUTUAL WATER COMPANY, a California mutual water company, LOVELACE RECLAMATION DISTRICT NO. 739, a California reclamation district, MELGA WATER DISTRICT, a California water district, SALYER WATER DISTRICT, a California water district, TULARE LAKE BASIN WATER STORAGE DISTRICT, a California water storage district, and TULARE LAKE DRAINAGE DISTRICT, a California drainage district, each a “Member” and collectively the “Members,” for the purposes of forming a joint powers agency to serve as a Groundwater Sustainability Agency in the Tulare Lake Subbasin in the Tulare Lake Hydrologic Region of the San Joaquin Valley of California. This joint powers agency shall hereinafter be known as the El Rico GSA.

RECITALS

A. The Sustainable Groundwater Management Act of 2014, which includes Water Code §§ 10720-10736.6, was signed into law on September 16, 2014, and requires that each California groundwater basin or subbasin be managed by a Groundwater Sustainability Agency or multiple GSAs, and that such management include an approved Groundwater Sustainability Plan or multiple GSP’s subject to Water Code §§ 10727(b)(3) and 10727.6. SGMA further provides that if local agencies in a basin or subbasin fail to timely satisfy the GSA and GSP requirements, with the first such deadline occurring on June 30, 2017, the California State Water Resources Control Board may assert management control over groundwater resources within all or a portion of that basin or subbasin.

B. Water Code § 10723.6 and Govt. Code § 6525 authorize a combination of local agencies overlying a groundwater basin to form a GSA by using a joint powers agreement, and authorizes water corporations regulated by the Public Utilities Commission, and mutual water companies, to participate in a GSA through a memorandum of agreement or other legal agreement. In accordance with § 10721(n), each of the local agencies and mutual water company which is a Member hereto has water supply, water management or land use responsibilities within a basin subject to SGMA.

C. The Tulare Lake Subbasin is identified and defined in Bulletin 118 published by the California Department of Water Resources (Groundwater Subbasin No. 5-22.12 in DWR’s CASGEM System), as amended by the California Department of Water Resources in 2016, and designated by DWR as a high-priority basin.

D. The Joint Exercise of Powers Act authorizes the Members to create a joint powers agency, and to jointly exercise any power common to the Members and to exercise additional

powers granted under the JPA Act. It is the intent of the Members in entering into this Agreement to establish a separate entity under the JPA Act.

E. Upon execution of this Agreement, the Members intend for the Agency formed pursuant to this Agreement to elect to be a GSA, in accordance with SGMA, to cover the portion of the Basin shown on the map attached as Exhibit A and incorporated herein by reference.

F. The Members acknowledge that separate GSA's will be formed for other portions of the Basin not depicted in Exhibit A. The Members intend that the Agency formed hereby work collaboratively with other GSA's on the development and implementation of GSP(s) (whether through a single plan or multiple coordinated plans) for the sustainable management of the Basin.

G. The Members desire, once successfully electing to be a GSA, to begin collecting and organizing data, engaging and retaining experts and consultants, and soliciting feedback from beneficial users, users of groundwater and interested parties within the portion of the Basin subject to their jurisdiction; and the Members intend by this Agreement to provide for the management and funding commitments reasonably anticipated to be necessary for these purposes.

H. The County intends to participate in this Agreement in order to ensure complete SGMA coverage in this area of the Basin. The County intends for the Agency formed hereby to manage the SGMA implementation, reserving to itself a possible future participatory role in SGMA implementation. Such a future role is separate and distinct from the County's regulatory, land use, and police powers, which are reserved unto the County by State statute and Constitution, and to which the Agency is subject pursuant thereto. The areas included through the County's political boundary are generally in "white areas" (lands in the County not otherwise in another Member's boundary) within the Agency Boundary as set forth in the map attached hereto as Exhibit A.

I. The governing board of each Member has determined it to be in the Member's best interest and in the public interest that this Agreement be executed.

AGREEMENT

NOW, THEREFORE, in consideration of the premises, and the mutual promises, covenants, and conditions herein, the Members agree as follows:

ARTICLE 1 DEFINITIONS

1.1 "Agreement" shall mean this Joint Exercise of Powers Agreement Establishing the El Rico GSA.

1.2 "Agency" shall mean the El Rico GSA formed by this Agreement.

1.3 “Agency Boundary” shall mean those lands located within the Member boundaries that overlie the Basin and are depicted in Exhibit A hereto.

1.4 “Appointing Member” shall mean any of the following Members: the City, Corcoran Irrigation District, Lovelace Reclamation District No. 739, Melga Water District, Salyer Water District, and Tulare Lake Basin Water Storage District.

1.5 “Basin” shall mean the Tulare Lake Hydrologic Region, Tulare Lake Subbasin, California Department of Water Resources Basin No. 5-22.12 as its boundaries may be modified from time to time in accordance with Water Code § 10722.2. The 2003 update of California Department of Water Resources Bulletin 118 is the source of the hydrologic regions and subbasins before modifications in 2016.

1.6 “Board of Directors” or “Board” shall mean the governing body formed to implement this Agreement as established herein.

1.7 “City” shall mean the City of Corcoran, a municipal corporation.

1.8 “County” shall mean the County of Kings, a political subdivision of the State of California.

1.9 “Coordination Agreement” shall mean a legal agreement adopted between two or more GSAs that provides the basis for inter-subbasin and/or intra-subbasin coordination of the GSPs of multiple GSAs within a basin or subbasin pursuant to SGMA.

1.10 “Director” shall mean a director appointed by an Appointing Member pursuant to Section 5.1 of this Agreement.

1.11 “DWR” shall mean the California Department of Water Resources.

1.12 “Effective Date” shall be as set forth in the Preamble.

1.13 “Groundwater Sustainability Agency” or “GSA” shall mean an agency enabled by SGMA to regulate a portion of the Basin cooperatively with all other Groundwater Sustainability Agencies in the Basin, in compliance with the terms and provisions of SGMA.

1.14 “Groundwater Sustainability Plan” or “GSP” shall have the definition set forth in SGMA.

1.15 “JPA Act” shall mean the Joint Exercise of Powers Act, Government Code §§ 6500 *et seq.*

1.16 “Member” shall mean any of the signatories to this Agreement and “Members” shall mean all of the signatories to this Agreement.

1.17 "Non-Appointing Member" shall mean any of the following Members: Alpaugh Irrigation District, the County, Cousins Mutual Water Company, and Tulare Lake Drainage District.

1.18 "Other Basin Agencies" shall mean all other governmental agencies whose jurisdictions include land overlying the Basin or whose jurisdictions include some governmental authority over the Basin who are not Members.

1.19 "SGMA" shall mean the California Groundwater Management Act of 2014 and all regulations adopted under the legislation (SB 1168, SB 1319 and AB 1739) that collectively comprise the Act, as that legislation and those regulations may be amended from time to time.

1.20 "SWRCB" shall mean the California State Water Resources Control Board.

ARTICLE 2 CREATION OF THE AGENCY

2.1 Recitals. The above recitals are incorporated herein by reference.

2.2 Certification. Each Member certifies and declares that it is a public agency or mutual water company that is authorized to be a party to a joint exercise of powers agreement and to contract with each other for the joint exercise of any common power under the JPA Act.

2.3 Formation of Agency. Pursuant to the JPA Act, the Members hereby form and establish the Agency which will function in accordance with this Agreement. The Agency will be a separate public entity. Within 30 days after the Effective Date of this Agreement, and after any amendment of this Agreement, the Agency shall cause a notice of this Agreement or amendment to be prepared and filed with the office of the California Secretary of State containing the information required by Government Code § 6503.5. Within 10 days after the Effective Date of this Agreement, the Agency shall cause a statement of information concerning the Agency, required by Government Code § 53051, to be filed with the office of the California Secretary of State and with County Clerk for the County, setting forth the facts required to be stated pursuant to Government Code § 53051(a).

2.4 Purpose of the Agency. The purposes of this Agreement are to: (a) provide for the joint exercise of powers common to each of the Members and powers granted pursuant to SGMA (subject to the restrictions contained in this Agreement), through the Agency; (b) cooperatively carry out the purposes of SGMA; (c) develop, adopt and implement a legally sufficient GSP covering those portions of the Basin that are within the Agency Boundaries, subject to the limitations set forth in this Agreement; and (d) satisfy the requirements of SGMA for coordination among GSAs.

ARTICLE 3 TERM

This Agreement shall become effective upon execution by each of the Members and shall remain in effect until terminated pursuant to the provisions of Section 7.5 of this Agreement.

ARTICLE 4 POWERS

4.1 Powers of Agency. To the extent authorized by the Members through the Board of Directors, and subject to the limitations set forth in this Agreement, the Agency shall have and may, in its own name, exercise any and all powers commonly held by the Members in pursuit of the Agency's purpose, as described in Article 2.4 of this Agreement, including but not limited to the power: (a) to implement SGMA in accordance with this Agreement; (b) to exercise jointly the common powers of its Members including, without limitation, powers conferred to the Members by SGMA; (c) to adopt rules, regulations, policies, bylaws and procedures governing the operation of the Agency; and (d) to perform all acts necessary or proper to carry out fully the purposes of this Agreement, and to exercise all other powers necessary and incidental to the implementation of the powers set forth herein.

4.2 Restrictions on Exercise of Powers. For purposes of Government Code § 6509, the powers of the Agency shall be exercised subject to the restrictions upon the manner of exercising such powers as are imposed on the County.

4.3 Powers Reserved to Members.

(a) Notwithstanding anything to the contrary in this Agreement, the Agency shall not undertake any activities within the geographic or service area boundaries of any of its Members pursuant to the GSP developed or adopted hereunder unless the Member has formally and expressly consented and agreed to the activity proposed.

(b) The Members expressly intend that the Agency will not have the authority to limit or interfere with the respective Members' rights and authorities over their own internal matters, including, but not limited to, a Member's surface water supplies, groundwater supplies, facilities, operations, water management and water supply matters.

(c) Nothing in this Agreement is intended to modify or limit the Members' police powers or any other authority.

(d) Nothing in this Agreement or a future GSP shall be interpreted as superseding the land use authority of the County or the City, including the County General Plan and the City General Plan (Water Code § 10726.8(f).)

4.4 Obligations of the Agency. No debt, liability or obligation of the Agency shall constitute a debt, liability or obligation of any of the Members, or appointed members or designated alternates of the Board of Directors.

4.5 Water Rights. As provided in Water Code § 10720.5, groundwater management by the Agency shall be consistent with Section 2 of Article X of the California Constitution and

any GSP adopted by the Agency shall not determine or alter surface water rights or groundwater rights under common law or any provision of law that determines or grants surface water rights.

4.6 Agency Boundary. The geographic boundaries of the Agency and that portion of the Basin that will be managed by the Agency pursuant to SGMA are depicted in Exhibit A.

4.7 Role of Member Agencies. Each Member agrees to undertake such additional proceedings or actions as may be necessary in order to carry out the terms and intent of this Agreement.

4.8 Agency Employees. The Members do not anticipate that the Agency will have any employees. However, the Agency may provide that any employee of a Member, with the express approval of that Member, may be an *ex officio* employee of the Agency, and shall perform, unless otherwise provided by the Board, the same various duties for the Agency as for his or her employer in order to carry out this Agreement. Additionally, the Board shall have the power to retain competent registered civil engineers, attorneys, and other consultants to investigate and to carefully devise a plan or plans to carry out and fulfill the objectives and purposes of SGMA, and complete a GSP.

ARTICLE 5 GOVERNANCE

5.1 Board of Directors. The business of the Agency will be conducted by a Board of Directors that is hereby established. The Board shall consist of seven (7) Directors consisting of the following representatives of the following Appointing Members: (a) one (1) representative appointed by the governing board of Tulare Lake Basin Water Storage District; (b) one (1) representative appointed by the governing board of Salyer Water District; (c) one (2) representatives appointed by the governing board of Corcoran Irrigation District; (d) one (2) representatives appointed by the governing board of Melga Water District; and (e) one (1) representative appointed by the governing board of Lovelace Reclamation District No. 739. Each member of the Board of Directors shall be a member of the governing board of the Appointing Member. Each Appointing Member may designate one alternate to serve in the absence of that Appointing Member's appointed Director. Such alternate need not be a member of the governing board of the Appointing Member. Such alternate shall have all authority of a Director hereunder when acting as an alternate in the absence of an Appointing Member's appointed Director. All members of the Board of Directors and all alternates will be required to file California Fair Political Practices Commission financial disclosure Form 700. Each Appointing Member shall notify the Agency in writing of its designated representative on the Agency Board of Directors.

5.2 Term of Directors. Each member of the Board of Directors will serve until replaced by the applicable Appointing Member.

5.3 Officers. The Board of Directors shall elect a chairperson, a vice chairperson, a secretary and a treasurer. The chairperson and vice-chairperson shall be Directors of the Board and the secretary and treasurer may, but need not, be Directors of the Board. The chairperson shall preside at all meetings of the Board and the vice-chairperson shall act as the chairperson in the

absence of the chairperson elected by the Board. The treasurer shall meet the qualifications set out in Government Code section 6505.5 as a depository of funds for the Agency.

5.4 Powers and Limitations. All the powers and authority of the Agency shall be exercised by the Board, subject, however, to the rights reserved by the Members as set forth in this Agreement.

5.5 Quorum. A quorum of the Board for convening of any meeting shall consist of a majority of all members of the Board. A quorum of the Board must be present at the time of any vote on any matter before the Board.

5.6 Voting. Except as otherwise provided herein, an affirmative vote of at least a majority of the Directors present at a quorum of the Board, shall be required for any action of the Board. Approval of certain types of matters shall require the approval of two-thirds (2/3rds) of all Directors (meaning at least five (5) of seven (7) votes). The items requiring approval of two-thirds (2/3rds) of all Directors are:

- (a) Approval of the Agency's annual budget;
- (b) Decisions related to the levying of taxes, assessments or property-related fees and charges;
- (c) Decisions related to the expenditure of funds by the Agency beyond expenditures approved in the Agency's annual budget;
- (d) Decisions related to the establishment of the Members' percentage obligations for payment of the Agency's operating and administrative costs as provided in Article 6, below;
- (e) Adoption, amendment, approval or implementation of a GSP; and
- (f) Execution and amendment of a Coordinating Agreement with other GSAs.

5.7 Meetings. The Board shall provide for regular and special meetings in accordance with Chapter 9, Division 2, Title 5 of Government Code of the State of California (the "Ralph M Brown Act" commencing at Government Code § 54950), and any subsequent amendments of those provisions.

5.8 By-Laws. The Board may adopt by-laws to supplement this Agreement. In the event of conflict between this Agreement and the by-laws, the provisions of this Agreement shall govern.

5.9 Administrator. The Members hereby designate Tulare Lake Basin Water Storage District to serve as administrator of, and keeper of records for, the Agency.

5.10 Committees. Committees may be formed by the Board as the Board shall determine in order to advise the Board on matters that fall within the scope of the particular committee's assignment.

5.11 Coordination with Non-Appointing Members. In developing and implementing a GSP, the Agency will consider advisory input from each of the Non-Appointing Members. Each of the Non-Appointing Members will designate a contact person to whom the Agency will provide written notices of opportunities to participate in SGMA implementation, including the development of the GSP. The Agency will provide written notice to the Appointing and Non-Appointing Member's designated contact person at least thirty (30) days before adopting or modifying the GSP. The designated contact person may request a mandatory consultation with a representative of the Agency within ten (10) days of receiving such notice. The Agency will consider any comments or recommendations provided by the Non-Appointing Member's designated contact person prior to the adoption or modification of the GSP.

ARTICLE 6 FINANCIAL PROVISIONS

6.1 Assessment of Members. It is the intent of the Members to financially support the Agency only until the Agency develops a reliable funding stream through assessments, water charges or other fees. It is anticipated that it may take two years or more for the Agency to financially sustain itself. After this period the Members hope to be reimbursed for the initial start-up funding provided to the Agency. Until such time that the Agency can financially sustain itself, Members shall share in the general operating and administrative costs of operating the Agency in accordance with percentages set forth on Exhibit B, attached hereto and incorporated by this reference. Each Member will be assessed quarterly, beginning on January 1 of each year. Members shall pay assessments within thirty (30) days of receiving an assessment notice from the Agency. Each Member will be solely responsible for raising funds for payment of the Member's share of operating and administrative costs. The obligation of each Member to make payments under the terms and provisions of this Agreement is an individual and several obligation and not a joint obligation with those of the other Members.

6.2 Initial Contributions. Upon execution of this Agreement, the following Members shall contribute Five Thousand Dollars (\$5,000.00) to the Agency: Corcoran Irrigation District, Lovelace Reclamation District No. 739, Melga Water District, Salyer Water District, and Tulare Lake Basin Water Storage District. Upon execution of this Agreement, the following Members shall contribute One Thousand Dollars (\$1,000.00): City of Corcoran and Alpaugh Irrigation District. The following Members will have no initial contribution: County of Kings, Cousins Mutual Water Company, and Tulare Lake Drainage District. Such funds may be used in the discretion of the Board to fund the activities of the Agency including, without limitation, engineering and legal services.

6.3 Indemnification. The Agency shall indemnify, defend, and save harmless the Members, their officers, agents, and employees, and appointed and alternate members of the Board of Directors, their officers, agents, and employees, and committee members, their officers, agents, and employees, from and against any and all claims and losses whatsoever, occurring or resulting to persons, firms, or corporations furnishing or supplying work, services, materials or supplies to the Agency in connection with the performance of this Agreement, and, except as expressly provided by law, from any and all claims and losses accruing or resulting to any

persons, firm or corporation, for damage, injury, or death arising out of or connected with the performance under this Agreement. Nothing herein shall limit the right of the Agency to purchase insurance or to create a self-insurance mechanism to provide coverage for the foregoing indemnity. The County shall not be required to fund any portion of any indemnification triggered hereunder, but will nevertheless remain an indemnified party.

6.4 Insurance. The Agency shall obtain insurance for all Members, appointed and alternate Directors, committee members, and officers including but not limited to directors' and officers' liability insurance and general liability insurance containing policy limits in such amounts as the Board of Directors shall determine will be necessary to adequately insure against the risks of liability that may be incurred by the Agency.

6.4 Repayment of Funds. No refund or repayment of the initial commitment of funds specified in Section 6.2 will be made to a Member ceasing to be a Member of this Agreement whether pursuant to removal by the Board of Directors or pursuant to a voluntary withdrawal. The refund or repayment of any other contribution shall be made in accordance with the terms and conditions upon which the contribution was made, the terms and conditions of this Agreement or other agreement of the Agency and withdrawing Member.

6.5 Budget. The Agency's fiscal year shall run from January 1 through December 31. Each fiscal year, the Board shall adopt a budget for the Agency for the ensuing fiscal year. Within ninety (90) days of the Effective Date of this Agreement, the Board shall adopt a budget. Thereafter, a budget shall be adopted no later than December 1 of the preceding fiscal year.

6.6 Depository. The treasurer of the Agency shall be the fiscal agent and depository of the Agency and shall have custody of all money of the Agency, from whatever source, subject to the applicable provisions of any indenture or resolution providing for a trustee or other fiscal agent. All funds of the Agency shall be held in separate accounts in the name of the Agency and not commingled with funds of any Member or any other person or entity. The treasurer shall perform the duties specified in Government Code Sections 6505 and 6505.5.

6.7 Accounting. Full books and accounts shall be maintained for the Agency in accordance with practices established by, or consistent with, those utilized by the Controller of the State of California for like public entities. The books and records of the Agency shall be open to inspection by the Members at all reasonable times, and by bondholders and lenders as and to the extent provided by resolution or indenture.

6.8 Audit. A qualified firm, serving in the capacity of auditor, shall audit the records and the accounts of the Agency annually in accordance with the provisions of Government Code Section 6505. Copies of such audit reports shall be filed with the State Controller and each Member within six months of the end of the fiscal year under examination.

6.9 Expenditures. All expenditures within the designations and limitations of the applicable approved budget shall be made upon the approval of any officer so authorized by the Board. The treasurer shall draw checks or warrants or make payments by other means for claims or disbursements not within an applicable budget only upon the approval and written order of the

Board. The Board shall requisition the payment of funds only upon approval of claims or disbursements and requisition for payment in accordance with policies and procedures adopted by the Board.

ARTICLE 7 CHANGES TO MEMBERSHIP, WITHDRAWAL AND TERMINATION

7.1 Changes to Membership. The Board will have the authority to (1) approve the addition of new members to the Agency, and (2) remove a Member involuntarily, in accordance with this Article. In the event of the approval of new Members or the involuntary removal of an existing Member, the Members (and any new Members) shall execute an addendum to this Agreement describing all changes in Members. In the event of the involuntary removal of a Member the removed Member shall remain fully responsible for its proportionate share of all liabilities incurred by the Agency prior to the effective date of the removal.

7.2 Noncompliance. In the event any Member (1) fails to comply with the terms of this Agreement, or (2) undertakes actions that conflict with or undermine the functioning of the Agency or the preparation or implementation of the GSP, such Member shall be subject to the provisions for involuntary removal of a Member set forth in of Section 7.3 of this Agreement. Such actions of a Member shall be as determined by the Board of Directors and may include, for example, failure to pay its agreed upon assessments or contributions when due, refusal to participate in GSA activities, refusal to enforce controls if required by the GSP, refusal to implement any necessary actions as outlined by the approved GSP minimum thresholds that are likely to lead to "undesirable results" under SGMA.

7.3 Involuntary Termination. The Members acknowledge that SGMA requires that multiple GSAs within a given Bulletin 118 groundwater basin must coordinate, and are required to use the same data and consistent methodologies for certain required technical assumptions when developing a GSP, and that the entire Basin must be implementing a GSP for the Basin to be deemed in compliance with SGMA. As a result, upon the determination by the Board of Directors that the actions of a Member (1) fail to comply with the terms of this Agreement, or (2) conflict with or undermines the functioning of the Agency or the preparation and implementation of the requirements of the GSP, the Board of Directors, via a vote of at least two thirds (2/3), may terminate that Member's membership in this Agency, provided that prior to any vote to remove a Member involuntarily all of the Members shall meet and confer regarding all matters related to the proposed removal. In the event of the involuntary termination of an Appointing Member, then the seat on the board of directors will become immediately vacant. The remaining board members will, via a vote of at least two thirds (2/3) of remaining board members, determine which Member will become the new Appointing Member.

7.4 Withdrawal of Members. A Member may, in its sole discretion, unilaterally withdraw completely from the Agency, or, alternatively, withdraw any portion of land within such Member's area or political boundary within the Agency Boundary, effective upon ninety (90) days' prior written notice to the Agency; provided, that (a) the withdrawing Member will remain responsible for its proportionate share of any obligation or liability duly incurred by the Agency, in accordance with Article 6. If a Member withdraws from the Agency, the Member shall notify DWR, and the Member will act alone as a GSA or join, or otherwise participate in, an alternate multi-agency GSA, or otherwise ensure that the lands of the withdrawn Member complies with SGMA through GSA

coverage and Basin coordination as required by law. Should a Member choose to withdraw land from the Agency in accordance with the terms of this Agreement, that Member expressly retains the right to continue membership in the Agency for the land not withdrawn, and shall ensure that the land withdrawn from the GSA complies with SGMA through GSA coverage and Basin coordination as required by law. The County, in the County's sole and absolute discretion, may elect to cover the area, or any withdrawn lands, of a withdrawing Member. In the event of the withdrawal of an Appointing Member, then the seat on the board of directors will become immediately vacant. The remaining board members will, via a vote of at least two thirds (2/3) of remaining board members, determine which Member will become the new Appointing Member.

7.5 Termination. This Agreement and the Agency may be terminated by the unanimous written consent of the Members. However, in the event of termination each of the Members will remain responsible for its proportionate share of any obligation or liability duly incurred by the Agency, in accordance with Article 6. Nothing in this Agreement will prevent the Members from withdrawing as provided in this Agreement, or from entering into other joint exercise of power agreements.

7.6 Disposition of Property Upon Termination. Upon termination of this Agreement, the assets of the Agency shall be transferred to the Agency's successor, provided that a public entity will succeed the Agency, or in the event that there is no successor public entity, to the Members in proportion to the contributions made by each Member.

ARTICLE 8 MISCELLANEOUS

8.1 Amendments. This Agreement may be amended from time to time by a unanimous written consent of the Members.

8.2 Binding on Successors. Except as otherwise provided in this Agreement, the rights and duties of the Members may not be assigned or delegated without a unanimous vote by the Members. Any approved assignment or delegation shall be consistent with the terms of any contracts, resolutions, indemnities and other obligations of the Agency then in effect. This Agreement shall inure to the benefit of, and be binding upon, the successors and assigns of the Members hereto.

8.3 Notice. All notices required or permitted by this Agreement or applicable law shall be in writing and may be delivered in person (by hand or by courier) or may be sent by regular, certified, or registered mail or U.S. Postal Service Express Mail, with postage prepaid, or by facsimile transmission, or by electronic transmission (email) and shall be deemed sufficiently given if served in a manner specified in this Section 8.3. The addresses and addressees set forth on Exhibit C hereto are the each Member's designated address and addressee for delivery or mailing of notices. Any Member may, by written notice to the other Members, specify a different address for notice. Any notice sent by registered or certified mail, return receipt requested, shall be deemed given on the date of delivery shown on the receipt card, or if no delivery date is shown, three (3) days after the postmark date. If sent by regular mail, the notice shall be deemed given forty-eight (48) hours after it is addressed as required in this section and mailed with postage prepaid. Notices delivered by United States Express Mail or overnight

courier that guarantee next day delivery shall be deemed given twenty-four (24) hours after delivery to the Postal Service or courier. Notices transmitted by facsimile transmission or similar means (including email) shall be deemed delivered upon telephone or similar confirmation of delivery (conformation report from fax machine is sufficient), provided a copy is also delivered via personal delivery or mail. If notice is received after 4:00 p.m. or on a Saturday, Sunday or legal holiday, it shall be deemed received on the next business day.

8.4 Counterparts. This Agreement may be executed by the Members in separate counterparts, each of which when so executed and delivered shall be an original. All such counterparts shall together constitute but one and the same instrument.

8.5 Choice of Law. This Agreement shall be governed by the laws of the State of California.

8.6 Severability. If one or more clauses, sentences, paragraphs or provisions of this Agreement is held to be unlawful, invalid or unenforceable, it is hereby agreed by the Members that the remainder of the Agreement shall not be affected thereby. Such clauses, sentences, paragraphs or provisions shall be deemed reformed so as to be lawful, valid and enforced to the maximum extent possible.

8.7 Headings. The paragraph headings used in this Agreement are intended for convenience only and shall not be used in interpreting this Agreement or in determining any of the rights or obligations of the Members to this Agreement.

8.8 Construction and Interpretation. This Agreement has been arrived at through negotiation and each Member has had a full and fair opportunity to revise the terms of this Agreement. As a result, the normal rule of construction that any ambiguities are to be resolved against the drafting Member shall not apply in the construction or interpretation of this Agreement.

8.9 Hold Harmless. No Member, nor any officer or employee of a Member, shall be responsible for any damage or liability occurring by reason of anything done or omitted to be done by another Member under or in connection with this Agreement.

8.10 Entire Agreement. This Agreement constitutes the entire agreement among the Members and supersedes all prior agreements and understandings, written or oral. This Agreement may only be amended by written instrument executed by all Members.

IN WITNESS WHEREOF, the Members have executed this Agreement on the day and year first above-written.

Alpaugh Irrigation District

City of Corcoran

By: _____

By: _____

Its: _____

Its: _____

Corcoran Irrigation District

By: _____

Its: _____

Cousins Mutual Water Company

By: _____

Its: _____

Melga Water District

By: _____

Its: _____

Tulare Lake Basin Water Storage District

By: _____

Its: _____

County of Kings

By: _____

Its: _____

Lovelace Reclamation District No. 739

By: _____

Its: _____

Salyer Water District

By: _____

Its: _____

Tulare Lake Drainage District

By: _____

Its: _____

EXHIBIT A – Shape Files

Attach map of GSA.

EXIBIT B – Contributions By Members

Contributions for ongoing operational funding will based on acres per Member.

The long term goal is to base ongoing funding proportionally by amount of groundwater pumped. Since groundwater pumping data is not available at formation, acreage of Members is used as an approximation.

The following Member will have no contribution due to zero groundwater pumping: Tulare Lake Drainage District

EXHIBIT C – Address for Notice to Members

Alpaugh Irrigation District
5458 Road 38
Alpaugh, CA 93201

City of Corcoran
832 Whitley Ave.
Corcoran, CA. 93212

Corcoran Irrigation District
1150 6 ½ Ave.
Corcoran, CA 93212

County of Kings
Kings County Government Center
1400 W. Lacey Blvd., Bldg. #4
Hanford, CA 93230

Cousins Mutual Water Company
P.O. Box 877
Corcoran, CA 93212

Lovelace Reclamation District No. 739
P.O. Box 877
Corcoran, CA 93212

Melga Water District
P.O. Box 877
Corcoran, CA 93212

Salyer Water District
P.O. Box 877
Corcoran, CA 93212

Tulare Lake Basin Water Storage District
1001 Chase Blvd.
Corcoran, CA 93212

Tulare Lake Drainage District
1107 Norboe Ave.
Corcoran, CA 93212

#1

Accounts Payable

Blanket Voucher Approval Document



User: spineda
 Printed: 12/02/2016 - 1:32PM
 Warrant Request Date: 12/02/2016
 DAC Fund:

Batch: 00411.12.2016 - 12/13/16 Wrtn Rgstr FY17-M

Line	Claimant	Voucher No.	Amount
1	City of Avenal	000061900	4,291.84
2	City of Corcoran	000061902	221.48
3	City of Corcoran	000061903	69.00
4	City of Corcoran	000061901	636.00
5	Comcast	000061904	205.72
6	Corcoran Chamber of Commerce	000061905	7,500.00
7	Corcoran City Petty Cash	000061906	487.11
8	CPOA	000061907	250.00
9	Data Ticket Inc	000061908	200.00
10	De Lage Landen	000061909	461.18
11	Fresno Police Department Regional Training Center	000061910	1,023.00
12	Gary V. Burrows Inc.	000061911	3.95
13	Global Equipment Company	000061912	576.64
14	GMS, Inc.	000061913	1,887.00
15	Hinderliter, deLlames & Assoc	000061914	1,005.93
16	Kings County Tax Collector	000061915	461.64
17	Mutual of Omaha	000061916	2,216.62
18	PG&E	000061917	105,820.30
19	The Criscom Company	000061918	1,250.00
20	The Gas Company	000061919	1,120.81
21	Tip's Towing #2	000061920	208.00
22	Tulare County Treas Tax Collector	000061921	495.92
23	USPS	000061923	215.00
24	USPS	000061922	3,500.00

Page Total: \$134,107.14

Grand Total: \$134,107.14

Accounts Payable

Voucher Approval List

User: spineda
 Printed: 12/02/2016 - 1:32PM
 Batch: 00411.12.2016 - 12/13/16 Wfm Rgstr FY17-MAN BATCH



Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61900	12/2/2016	City of Avenal	AC SVC AGREEMENT AVENAL /CORC 2016	104-421-300-203	4,291.84
Warrant Total:					4,291.84
61903	12/2/2016	City of Corcoran	BUS WASH USE	104-421-300-260	24.00
61903	12/2/2016	City of Corcoran	BUS WASH USE	105-437-300-260	6.00
61903	12/2/2016	City of Corcoran	BUS WASH USE	120-435-300-260	3.00
61902	12/2/2016	City of Corcoran	ACCT#002166-002 CITY SVC 2410 BELL NOV 2016	301-430-300-316	82.13
61902	12/2/2016	City of Corcoran	ACCT#002166-004 CITY SVC 1116 SHERMAN NOV 2016	301-430-300-316	139.35
61901	12/2/2016	City of Corcoran	BUS WASH USE	145-410-300-260	288.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	104-421-300-260	150.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	104-431-300-260	3.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	105-437-300-260	99.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	109-434-300-260	3.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	104-433-300-260	3.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	120-435-300-260	45.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	104-407-300-260	3.00
61901	12/2/2016	City of Corcoran	BUS WASH USE	120-435-300-260	42.00
61903	12/2/2016	City of Corcoran	BUS WASH USE	145-410-300-260	36.00
Warrant Total:					926.48
61904	12/2/2016	Comcast	ACCT#8155500400041872 SVC DATE 11/14-12/23/16	104-432-300-220	205.72
Warrant Total:					205.72
61905	12/2/2016	Corcoran Chamber of Commerce	2ND QTR GRANT TO CHAMBER	104-401-300-207	7,500.00
Warrant Total:					7,500.00
61906	12/2/2016	Corcoran City Petty Cash	POSTMASTER-POSTAGE	104-432-300-152	5.13
61906	12/2/2016	Corcoran City Petty Cash	CHP -RENEWAL TEST FOR GPPV	145-410-300-200	12.00
61906	12/2/2016	Corcoran City Petty Cash	COSTCO-THANKSGIVING LUNCH-PIES & HAM	331-425-300-210	217.99
61906	12/2/2016	Corcoran City Petty Cash	FUEL REIMBURSE-V BEGA CITY VEHICLE	145-410-300-250	10.00
61906	12/2/2016	Corcoran City Petty Cash	DONUTS-EMPL MTG @ CHMBR RE: 11/28/16 EVACUATION	104-432-300-210	20.00

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61906	12/2/2016	Corcoran City Petty Cash	INTV& INTERR-N CAMARENA 11/14-16/16	104-421-300-270	36.00
61906	12/2/2016	Corcoran City Petty Cash	SIG SAUR P320-T/ AUGUSTUS-11/8-9/16	104-421-300-270	64.00
61906	12/2/2016	Corcoran City Petty Cash	NARC & CURRNT TRNDS 12/1/16 N CAMARENA	104-421-300-270	61.00
61906	12/2/2016	Corcoran City Petty Cash	PD CHRISTMAS CARDS	104-421-300-210	22.54
61906	12/2/2016	Corcoran City Petty Cash	INMATE MEALS	104-421-300-148	8.35
61906	12/2/2016	Corcoran City Petty Cash	REIMB. J ROARK PURCHASE OIL FOR PD VEHICLE	104-421-300-203	12.97
61906	12/2/2016	Corcoran City Petty Cash	FUEL REIMBURS-S. BARBOZA	104-421-300-270	17.13
			Warrant Total:		487.11
61907	12/2/2016	CPOA	CPOA/MEMBERSHIP/ R. SHORTNANCY	104-421-300-170	125.00
61907	12/2/2016	CPOA	CPOA/MEMBERSHIP/G-CRAMER	104-421-300-170	125.00
			Warrant Total:		250.00
61908	12/2/2016	Data Ticket Inc	CODE ENFORCE CITATION PROCESSING	104-407-300-200	200.00
			Warrant Total:		200.00
61909	12/2/2016	De Lage Landen	COPIER CONTRACT SHARP MX4101 SVC: 11/15-12/14/16	104-432-300-180	461.18
			Warrant Total:		461.18
61910	12/2/2016	Fresno Police Department Regional Training Center	PERISH SKILLS/S/C HAUG	104-421-300-270	341.00
61910	12/2/2016	Fresno Police Department Regional Training Center	PERISH SKILLS/S/B BEAVERS	104-421-300-270	341.00
61910	12/2/2016	Fresno Police Department Regional Training Center	PERISH SKILLS/S/A CHAVARRIA	104-421-300-270	341.00
			Warrant Total:		1,023.00
61911	12/2/2016	Gary V. Burrows Inc.	SALES TAX FOR INV#4831	120-435-300-260	3.95
			Warrant Total:		3.95
61912	12/2/2016	Global Equipment Company	CABINET/EXPL UNIFORM CABINET	330-429-300-210	576.64
			Warrant Total:		576.64
61913	12/2/2016	GMS, Inc.	GMS ANNUAL LIC & WARRENTY	178-441-300-200	1,165.50
61913	12/2/2016	GMS, Inc.	GMS ANNUAL SVC & SUPPORT	178-441-300-200	721.50
			Warrant Total:		1,887.00
61914	12/2/2016	Hinderliter, delaines & Assoc	4TH QTR SALES TAX	104-405-300-200	450.00
61914	12/2/2016	Hinderliter, delaines & Assoc	AUDIT SVCS-SALES TAX	104-405-300-200	555.93
			Warrant Total:		1,005.93

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61915	12/2/2016	Kings County Tax Collector	PROPERTY TAX-SOUTH IY 50 RR R/W LYING NORTH	104-432-300-160	212.00
61915	12/2/2016	Kings County Tax Collector	PROPERTY TAX-RAIL ROAD TRACKS IN SEC 12/21/22	104-432-300-160	249.64
Warrant Total:					461.64
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	104-000-202-011	1,244.50
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT-SPLIT	104-000-202-011	223.87
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	105-000-202-011	88.66
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT-SPLIT	105-000-202-011	9.23
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	109-000-202-011	17.74
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT-SPLIT	109-000-202-011	149.52
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	112-000-202-011	57.86
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	178-000-202-011	7.93
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	311-000-202-011	16.66
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	177-000-202-011	4.06
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	301-000-202-011	4.06
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	179-000-202-011	6.94
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	120-000-202-011	96.58
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	121-000-202-011	24.14
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT	145-000-202-011	251.51
61916	12/2/2016	Mutual of Omaha	DEC 2016 STATEMENT-SPLIT	145-000-202-011	13.36
Warrant Total:					2,216.62
61917	12/2/2016	PG&E	ACCT#99497000756-9	111-601-300-240	9.85
61917	12/2/2016	PG&E	ACCT#99497000756-9	145-410-300-240	572.55
61917	12/2/2016	PG&E	ACCT#99497000756-9	104-411-300-240	2,616.22
61917	12/2/2016	PG&E	ACCT#99497000756-9	104-412-300-240	705.35
61917	12/2/2016	PG&E	ACCT#99497000756-9	104-432-300-240	5,479.07
61917	12/2/2016	PG&E	ACCT#99497000756-9	104-432-320-240	155.60
61917	12/2/2016	PG&E	ACCT#99497000756-9	109-434-300-240	328.59
61917	12/2/2016	PG&E	ACCT#99497000756-9	120-435-300-240	22,360.04
61917	12/2/2016	PG&E	ACCT#99497000756-9	121-439-300-240	630.54
61917	12/2/2016	PG&E	ACCT#99497000756-9	105-437-300-240	66,819.30
61917	12/2/2016	PG&E	ACCT#304135173-4	111-601-300-240	80.49
61917	12/2/2016	PG&E	ACCT#304135173-4	111-603-300-240	9.02
61917	12/2/2016	PG&E	ACCT#304135173-4	111-604-300-240	117.05
61917	12/2/2016	PG&E	ACCT#304135173-4	104-412-300-240	10.37
61917	12/2/2016	PG&E	ACCT#304135173-4	109-434-300-240	5,308.63
61917	12/2/2016	PG&E	ACCT#3357250173-3	104-000-120-022	598.57
61917	12/2/2016	PG&E	ACCT#8465964727-9	301-430-300-316	9.53

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61917	12/2/2016	PG&E	ACCT#9417233461-5	301-430-300-316	9.53
Warrant Total:					105,870.30
61918	12/2/2016	The Criscom Company	FARMERS MARKET GRANT & DEVELOPMENT	104-421-300-200	1,250.00
Warrant Total:					1,250.00
61919	12/2/2016	The Gas Company	ACCT#11484795064	104-411-300-242	724.09
61919	12/2/2016	The Gas Company	ACCT#17151733304	301-430-300-316	14.80
61919	12/2/2016	The Gas Company	ACCT#05643252576	104-432-300-242	147.99
61919	12/2/2016	The Gas Company	ACCT#11971525008	104-432-300-242	95.99
61919	12/2/2016	The Gas Company	ACCT#06301527005	120-435-300-242	98.08
61919	12/2/2016	The Gas Company	ACCT#12602978541	120-435-300-242	39.86
Warrant Total:					1,120.81
61920	12/2/2016	Tip's Towing #2	PD VEHICLE TOW/CASE LIC#1378493	104-421-300-280	208.00
Warrant Total:					208.00
61921	12/2/2016	Tulare County Treas Tax Collector	PROPERTY TAX -NW 1/4 SEC 7.21/23	105-437-300-160	91.00
61921	12/2/2016	Tulare County Treas Tax Collector	PROPERTY TAX -E 1/2 & POR SW 1/4 SEC 6.21/23	105-437-300-160	404.92
Warrant Total:					495.92
61922	12/2/2016	USPS	POSTAGE FOR BILLING	104-405-300-150	3,500.00
61923	12/2/2016	USPS	FIRST CLASS PRESORT	104-405-300-150	215.00
Warrant Total:					3,715.00

Accounts Payable

Blanket Voucher Approval Document



User: spineda
 Printed: 12/07/2016 - 9:37AM
 Warrant Request Date: 12/13/2016
 DAC Fund:

Batch: 00501.12.2016 - 12/13/16 Wrtn Rgstr FY17

Line	Claimant	Voucher No.	Amount
1	I-800-Radiator	000061924	126.87
2	Accela, Inc., #774375	000061925	1,112.00
3	Amtrak	000061926	1,625.00
4	Amtrak	000061928	650.00
5	Amtrak	000061929	590.00
6	Amtrak	000061930	590.00
7	Amtrak	000061927	1,625.00
8	AT&T Mobility	000061931	39.28
9	Auto Zone, Inc.	000061932	160.49
10	Az Auto Parts	000061933	385.82
11	B & C Enterprises	000061934	1,853.20
12	BankCard Center- Bank of the West Credit Cards	000061936	576.64
13	BankCard Center- Bank of the West Credit Cards	000061935	1,114.40
14	Beatwear Inc	000061937	231.63
15	Best Deal Food Co Inc.	000061938	25.14
16	Buddy's Trophies & Advertising	000061939	608.45
17	C. A. Reding Company, Inc	000061940	40.32
18	Caves & Associates	000061941	511.88
19	Central Valley Lawn Care	000061942	350.00
20	City of Fresno-Police Department	000061943	114.00
21	Corcoran Hardware	000061944	603.44
22	Corcoran Publishing Company	000061945	1,318.00
23	Ewing Irrigation Products, Inc	000061946	237.56
24	Farley Law Firm	000061947	11,323.97
25	Felder Communications	000061948	779.50
26	Ferguson Enterprises, Inc	000061949	100.23
27	Frontier Communications	000061950	111.49
28	Grainger Inc	000061951	349.06
29	Hanford Veterinary Hospital	000061952	8.73
30	High Desert Wireless Broadband	000061953	5,891.25
31	Interstate Gas Services	000061954	990.00
32	Kathy Gibson	000061955	251.65
33	Kemble Hydro Tech Inc	000061956	170.18
34	Kings Waste & Recycling	000061957	7,939.54
35	Lee Central California Newspapers	000061958	396.00
36	Liquivision Technology Inc	000061959	18,370.00
37	Mark Dillon Photography	000061960	17.20
38	Meneses, Miguel	000061961	320.00
39	Mirella Lazaro	000061962	200.00
40	Office Depot	000061963	402.70
41	Pitney Bowes Inc	000061964	876.66
42	Pizza Factory	000061965	91.96
43	Proclean Supply	000061966	702.63
44	Prudential Overall Supply	000061967	495.50
45	Quad Knopf, Inc.	000061968	2,061.90
46	Quality Pool Service	000061969	1,201.65

Page Total: \$67,540.92

Line	Claimant	Voucher No.	Amount
47	Quest Diagnostics	000061970	37.61
48	Radius Tire Co.	000061971	79.00
49	Safety Striping Service, Inc	000061972	30,655.92
50	Sawtelle & Rosprim Industrial	000061973	96.64
51	Shell Fleet Plus	000061974	6,757.60
52	Sherwin Williams Co, The	000061975	98.34
53	Shyam Bhaskar, MD	000061976	240.00
54	Sidonio Palmerin	000061977	71.71
55	State Water Resources Control	000061979	230.00
56	State Water Resources Control	000061978	60.00
57	Superior Electric Works Inc.	000061980	22,887.68
58	T-Mobile USA, Inc.	000061981	459.00
59	Tesco Controls, Inc	000061982	3,543.75
60	TF Tire & Service	000061983	35.31
61	Tip's Towing #2	000061984	200.00
62	Troy VanVelson	000061985	95.82
63	Tulare-Kings Veterinary ER Svc	000061986	141.00
64	Tule Trash Company	000061987	105,022.57
65	Uline.Com	000061988	52.69
66	unWired Broadband	000061989	199.95
67	US Bank Equipment Finance	000061990	215.36
68	Valley Industrial & Family Med Grp	000061991	355.00
69	Valley Pump & Dairy Systems, Inc.	000061992	8,810.00
70	Verizon Wireless	000061993	35.27
71	Vulcan Materials Company	000061994	336.75
72	Water Environment Federation	000061995	247.00
73	Zoom Imaging Solutions Inc	000061996	18.59

Page Total: \$180,982.56

Grand Total: \$248,523.48

Accounts Payable

Voucher Approval List

User: spineda
 Printed: 12/07/2016 - 9:38AM
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Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61925	12/13/2016	#774375 Accela, Inc.	ONLINE BILL PAY	105-437-300-200	556.00
61925	12/13/2016	#774375 Accela, Inc.	ONLINE BILL PAY	112-436-300-200	278.00
61925	12/13/2016	#774375 Accela, Inc.	ONLINE BILL PAY	120-435-300-200	166.80
61925	12/13/2016	#774375 Accela, Inc.	ONLINE BILL PAY	121-439-300-200	111.20
Warrant Total:					1,112.00
61924	12/13/2016	1-800-Radiator	RADIATOR NIT#148	109-434-300-260	126.87
Warrant Total:					126.87
61926	12/13/2016	Amtrak	TICKETS/125 CORCORAN TO HANFORD	145-410-300-292	812.50
61926	12/13/2016	Amtrak	TICKETS/125 HANFORD TO CORCORAN	145-410-300-292	812.50
61927	12/13/2016	Amtrak	TICKETS/125 HANFORD TO CORCORAN	145-410-300-292	812.50
61927	12/13/2016	Amtrak	TICKETS/125 CORCORAN TO HANFORD	145-410-300-292	812.50
61928	12/13/2016	Amtrak	TICKETS/ 50 CORCORAN TO HANFORD	145-410-300-292	325.00
61928	12/13/2016	Amtrak	TICKETS/ 50 HANFORD TO CORCORAN	145-410-300-292	325.00
61929	12/13/2016	Amtrak	TICKETS/ TEN 10-RIDE PASSES	145-410-300-292	590.00
61930	12/13/2016	Amtrak	TICKETS/ TEN 10-RIDE PASSES	145-410-300-292	590.00
Warrant Total:					5,080.00
61931	12/13/2016	AT&T Mobility	WWTP-DUTY MAN CELL ACCT#B34605440	120-435-300-220	39.28
Warrant Total:					39.28
61932	12/13/2016	Auto Zone, Inc.	DURALAST STARTER-UNIT#156	120-435-300-260	101.57
61932	12/13/2016	Auto Zone, Inc.	DEPT SUPPLIES	104-433-300-210	31.79
61932	12/13/2016	Auto Zone, Inc.	DEPT VEH SUPPLIES/UNIT#229	104-421-300-260	2.33
61932	12/13/2016	Auto Zone, Inc.	DEPT VEH SUPPLIES	104-421-300-260	24.80
Warrant Total:					160.49
61933	12/13/2016	Az Auto Parts	AIR CLEANER/FUEL TANK CAP/UNIT#148	109-434-300-260	8.03
61933	12/13/2016	Az Auto Parts	BLACK SILICONE BUS #238	145-410-300-260	8.64
61933	12/13/2016	Az Auto Parts	STROBE LIGHT/DRIVING LITE KIT	145-410-300-260	240.62

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61933	12/13/2016	Az Auto Parts	VEH MAINT/AIR & OIL FILTER UNIT#202	104-421-300-260	23.03
61933	12/13/2016	Az Auto Parts	SEMI-METALIC PAD UNIT#151	105-437-300-260	53.13
61933	12/13/2016	Az Auto Parts	SWAY BAR LINK UNIT#152	105-437-300-260	40.11
61933	12/13/2016	Az Auto Parts	HEX BIT SOCKET	105-437-300-210	10.19
61933	12/13/2016	Az Auto Parts	HEX BIT SOCKET	105-437-300-210	3.95
61933	12/13/2016	Az Auto Parts	HEX BIT SOCKET	105-437-300-210	3.72
61933	12/13/2016	Az Auto Parts	DISC BRAKE PAD -UNIT#151	105-437-300-260	47.53
61933	12/13/2016	Az Auto Parts	RETURN -UNIT#151	105-437-300-260	-53.13
Warrant Total:					385.82
61934	12/13/2016	B & C Enterprises	OCT 2016 STATEMENT	145-410-300-250	19.49
61934	12/13/2016	B & C Enterprises	OCT 2016 STATEMENT	104-412-300-250	149.97
61934	12/13/2016	B & C Enterprises	OCT 2016 STATEMENT	104-421-300-250	1,221.69
61934	12/13/2016	B & C Enterprises	OCT 2016 STATEMENT	104-433-300-250	114.00
61934	12/13/2016	B & C Enterprises	OCT 2016 STATEMENT	109-434-300-250	185.80
61934	12/13/2016	B & C Enterprises	OCT 2016 STATEMENT	120-435-300-250	162.25
Warrant Total:					1,853.20
61935	12/13/2016	BankCard Center- Bank of the West Credit Cards	GRAND HYATT/C. HAUG/CNOA	104-421-300-270	1,066.40
61935	12/13/2016	BankCard Center- Bank of the West Credit Cards	GRAND HYATT/C. HAUG/CNOA/PARK	104-421-300-270	48.00
61936	12/13/2016	BankCard Center- Bank of the West Credit Cards	EXPLORER UNIFORM STORAGE CABINET	330-429-300-210	576.64
Warrant Total:					1,691.04
61937	12/13/2016	Beatwear Inc	MAX RAPOZO/UNIFORM/CLASS A	104-421-200-125	231.63
Warrant Total:					231.63
61938	12/13/2016	Best Deal Food Co Inc.	DEPT SUPPLIES	104-432-300-210	8.38
61938	12/13/2016	Best Deal Food Co Inc.	DEPT SUPPLIES	104-432-300-210	16.76
Warrant Total:					25.14
61939	12/13/2016	Buddy's Trophies & Advertising	EMPLOYEE SERVICE AWARDS	104-401-300-215	608.45
Warrant Total:					608.45
61940	12/13/2016	C. A. Reding Company, Inc	COPIER LEASE-DEPOT	145-410-300-180	40.32
Warrant Total:					40.32
61941	12/13/2016	Caves & Associates	NEGOTIATIONS NOV 2016	104-402-300-200	511.88

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61942	12/13/2016	Central Valley Lawn Care	LANDSCAPE SVE. PHEASANT RIDGE	111-602-300-200	350.00
Warrant Total:					350.00
61943	12/13/2016	City of Fresno-Police Department	AICC UPDATE CLASS FOR S CHEE & D MCALISTER	104-421-300-270	76.00
61943	12/13/2016	City of Fresno-Police Department	AICC UPDATE CLASS FOR G. CRAMER	104-421-300-270	38.00
Warrant Total:					114.00
61944	12/13/2016	Corcoran Hardware	DEPT SUPPLIES	104-412-300-140	57.54
61944	12/13/2016	Corcoran Hardware	DEPT SUPPLIES	104-432-300-210	19.80
61944	12/13/2016	Corcoran Hardware	DEPT SUPPLIES	104-433-300-210	29.93
61944	12/13/2016	Corcoran Hardware	DEPT SUPPLIES	109-434-300-210	58.06
61944	12/13/2016	Corcoran Hardware	DEPT SUPPLIES	120-435-300-210	1.61
61944	12/13/2016	Corcoran Hardware	DEPT SUPPLIES	105-437-300-210	219.90
61944	12/13/2016	Corcoran Hardware	EQUIPT REPAIR	105-437-300-140	216.60
Warrant Total:					603.44
61945	12/13/2016	Corcoran Publishing Company	PUBLIC NOTICE-NOMINEES 10/27	104-401-300-156	48.00
61945	12/13/2016	Corcoran Publishing Company	ORD#629 11/10 MORATORIUM ON LAND USE NON MEDICAL	104-406-300-200	704.00
61945	12/13/2016	Corcoran Publishing Company	TRANSIT AD-NOV 3 & 17 2016	145-410-300-156	566.00
Warrant Total:					1,318.00
61946	12/13/2016	Ewing Irrigation Products, Inc	TREE STAKES, CINCH TIES, PARK SUPPLIES	104-412-300-210	237.56
Warrant Total:					237.56
61947	12/13/2016	Farley Law Firm	LEGAL EXPENSES	104-403-300-200	11,323.97
Warrant Total:					11,323.97
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	105-437-300-141	59.50
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	120-435-300-141	34.00
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	145-410-300-141	51.50
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	104-412-300-141	34.00
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	104-421-300-141	490.00
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	104-431-300-141	42.50
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	109-434-300-141	51.00
61948	12/13/2016	Felder Communications	RADIO MAINT & REPAIR	121-439-300-141	17.00
Warrant Total:					11,323.97

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61949	12/13/2016	Ferguson Enterprises, Inc	DEPT SUPPLIES	105-437-300-210	100.23
					Warrant Total:
					100.23
61950	12/13/2016	Frontier Communications	TELEPHONE SVC VETS HALL ACCT#5599928680112299-5	104-432-320-220	111.49
					Warrant Total:
					111.49
61951	12/13/2016	Grainger Inc	HOSE CLAMP X1	105-437-300-140	19.96
61951	12/13/2016	Grainger Inc	HOSE CLAMP X1.5	105-437-300-140	299.44
61951	12/13/2016	Grainger Inc	TAP BOLTS X1	105-437-300-140	14.78
61951	12/13/2016	Grainger Inc	CHANNEL UNIVERSAL PIPE STRAP	105-437-300-140	14.88
					Warrant Total:
					349.06
61952	12/13/2016	Hanford Veterinary Hospital	VET SVC/VACCINATIONS/K-9 *JACKI	104-421-300-217	8.73
					Warrant Total:
					8.73
61953	12/13/2016	High Desert Wireless Broadband	MONTHLY CONTRACT FOR NOV 2016	104-421-300-201	5,891.25
					Warrant Total:
					5,891.25
61954	12/13/2016	Interstate Gas Services	RECONSTRUCT REVENUE EXPENSES TABLE FY 15 BOND D	105-437-300-200	990.00
					Warrant Total:
					990.00
61955	12/13/2016	Kathy Gibson	EXPLORER COMP/SMART & FINAL	330-429-300-210	35.50
61955	12/13/2016	Kathy Gibson	EXPLORER COMP/WALMART	330-429-300-210	151.42
61955	12/13/2016	Kathy Gibson	PAL THANKSGIVING /DOLLAR STORE	331-425-300-210	21.68
61955	12/13/2016	Kathy Gibson	PAL THANKSGIVING /HOME DEPOT	331-425-300-210	43.05
					Warrant Total:
					251.65
61956	12/13/2016	Kemble Hydro Tech Inc	FAIRBANKS MORRIS PACKING GLAND ASSY	105-437-300-140	170.18
					Warrant Total:
					170.18
61957	12/13/2016	Kings Waste & Recycling	NOV 2016 STATEMENT-176.21 UNITS/TONS OF GREEN WAST	112-436-300-192	7,048.40
61957	12/13/2016	Kings Waste & Recycling	NOV 2016 STATEMENT-72.91 UNITS/TONS OF BLUE /RECYC	112-436-300-192	891.14
					Warrant Total:
					7,939.54
61958	12/13/2016	Lee Central California Newspapers	TRANSIT OP AD	145-410-300-156	396.00

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61959	12/13/2016	Liquivision Technology Inc	WTP-MULTI TANK CLEANING	105-437-300-200	396.00
Warrant Total:					18,370.00
61960	12/13/2016	Mark Dillon Photography	RE PRINT OF COUNCILMAN S PALMERKINS PHOTOS	104-401-300-200	17.20
Warrant Total:					17.20
61961	12/13/2016	Miguel Meneses	LAWN SVC- 6/12 ORANGE	111-601-300-202	120.00
61961	12/13/2016	Miguel Meneses	LAWN SVC- SUNRISE VILLA	111-601-300-202	200.00
Warrant Total:					320.00
61962	12/13/2016	Mirella Lazaro	VETS HALL USE DEPOSIT REFUND FOR 12/10/16	104-000-362-085	200.00
Warrant Total:					200.00
61963	12/13/2016	Office Depot	ROLL CASH REG (5 PACKS)	104-405-300-150	121.96
61963	12/13/2016	Office Depot	REFILL INK RED & BLUE	104-405-300-150	12.88
61963	12/13/2016	Office Depot	CORRECTION TAPE 5 PACK	145-410-300-210	22.30
61963	12/13/2016	Office Depot	POST IT POP UP	145-410-300-210	14.99
61963	12/13/2016	Office Depot	POST IT	145-410-300-210	15.59
61963	12/13/2016	Office Depot	TAX	145-410-300-210	3.96
61963	12/13/2016	Office Depot	COPY PAPER (5 BOXES)	104-432-300-210	211.02
Warrant Total:					402.70
61964	12/13/2016	Pitney Bowes Inc	LEASE#2806273002-FOLDING MACHINE @ CITY HALL	104-432-300-180	418.40
61964	12/13/2016	Pitney Bowes Inc	LEASE#2806273002-COPY MACHINE @ CITY HALL	104-432-300-180	458.26
Warrant Total:					876.66
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	9.68
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	4.84
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	9.68
61965	12/13/2016	Pizza Factory	INMATE MEALS	104-421-300-148	9.76
Warrant Total:					91.96
61966	12/13/2016	Proclean Supply	JANITORIAL SUPPLIES	104-432-300-210	569.13
61966	12/13/2016	Proclean Supply	JANITORIAL SUPPLIES	105-437-300-210	66.75
61966	12/13/2016	Proclean Supply	JANITORIAL SUPPLIES	120-435-300-210	66.75
Warrant Total:					702.63
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	145-410-300-200	54.81
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	136-415-300-200	35.91
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	104-432-300-200	195.40
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	104-432-300-200	26.65
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	104-432-300-200	18.85
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	104-433-300-200	36.00
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	104-433-300-200	14.00
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	120-435-300-200	54.81
61967	12/13/2016	Prudential Overall Supply	ENTRANCE RUGS/SHOP TOWELS/DUST MOPS	105-437-300-200	59.07
Warrant Total:					495.50
61968	12/13/2016	Quad Knopf, Inc.	WTP WELL 11 ENGINEERING/DESIGN	105-437-500-513	1,754.10
61968	12/13/2016	Quad Knopf, Inc.	WWTP STA 14 PRJ MGNNT/DESIGN	120-435-500-536	307.80
Warrant Total:					2,061.90
61969	12/13/2016	Quality Pool Service	HYDROCHLORIC ACID	104-411-300-210	1,201.65
Warrant Total:					1,201.65
61970	12/13/2016	Quest Diagnostics	PRE EMPLOYMENT DRUG TEST FOR K. FREITAS	104-421-300-200	33.45
61970	12/13/2016	Quest Diagnostics	PRE EMPLOYMENT DRUG TEST FOR C. CORONA	104-421-300-200	33.45
61970	12/13/2016	Quest Diagnostics	CREDIT FROM OVERPAYMENT ON INV#9166873524-D. SAHJ	104-421-300-200	-29.29
Warrant Total:					37.61
61971	12/13/2016	Radius Tire Co.	ALIGNMENT-UNIT#152	105-437-300-260	79.00
Warrant Total:					79.00
61972	12/13/2016	Safety Striping Service, Inc	JOB 6046NC CITY OF CORCORAN RESTRIPIING 2016 PROJEC	109-434-300-260	30,655.92

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61973	12/13/2016	Sawelle & Rosprim Industrial	DEPT SUPPLIES	105-437-300-210	28.67
61973	12/13/2016	Sawelle & Rosprim Industrial	DEPT SUPPLIES	105-437-300-210	14.33
61973	12/13/2016	Sawelle & Rosprim Industrial	DEPT SUPPLIES	105-437-300-210	1.33
61973	12/13/2016	Sawelle & Rosprim Industrial	DEPT SUPPLIES	120-435-300-210	28.67
61973	12/13/2016	Sawelle & Rosprim Industrial	DEPT SUPPLIES	120-435-300-210	19.48
61973	12/13/2016	Sawelle & Rosprim Industrial	DEPT SUPPLIES	120-435-300-210	4.16
Warrant Total:					96.64
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	120-435-300-250	284.64
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	105-437-300-250	1,111.44
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	104-407-300-250	104.59
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	145-410-300-250	2,303.44
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	104-412-300-250	743.08
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	104-421-300-250	1,679.47
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	104-431-300-250	28.59
61974	12/13/2016	Shell Fleet Plus	FUEL NOV 2016 STATEMENT	109-434-300-250	502.35
Warrant Total:					6,757.60
61976	12/13/2016	Shyam Bhaskar, MD	PHYSICAL EXAM FOR C. CORONA	104-421-300-200	120.00
61976	12/13/2016	Shyam Bhaskar, MD	PHYSICAL EXAM FOR K. FREITAS	104-421-300-200	120.00
Warrant Total:					240.00
61977	12/13/2016	Sidonio Palmerin	KINGS CO ASSOC OF GOV MTG ON 11/30/16	104-401-300-270	22.36
61977	12/13/2016	Sidonio Palmerin	CHP MEMORIAL FREEWAY DEDICATION ON 10/28/16	104-401-300-270	22.45
61977	12/13/2016	Sidonio Palmerin	KINGS CO GRAND JURY OPEN HOUSE 11/16/16	104-401-300-270	26.90
Warrant Total:					71.71
61978	12/13/2016	State Water Resources Control	WTP J. PACHECO/CERT RENEWAL D-2	105-437-300-160	60.00
61979	12/13/2016	State Water Resources Control	WWTP J. MATA/CERT RENEWAL GRADE 11	120-435-300-160	230.00
Warrant Total:					290.00
61980	12/13/2016	Superior Electric Works Inc.	UNSURE /REWIRE WELL 4 PUMP	105-437-300-140	797.68
61980	12/13/2016	Superior Electric Works Inc.	INSTALL ELECTRICAL FOR 30 HP BOOSTER PUMP	105-437-500-540	22,090.00
Warrant Total:					22,887.68
61982	12/13/2016	Tesco Controls, Inc	EQUIP REPAIRS	120-435-300-140	1,125.00

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61982	12/13/2016	Tesco Controls, Inc	EQUPT REPAIRS	120-435-300-140	2,418.75
Warrant Total:					3,543.75
61983	12/13/2016	TF Tire & Service	VEH MAINT/PD GO KART	104-421-300-260	35.31
Warrant Total:					35.31
61975	12/13/2016	The Sherwin Williams Co	WTP-PAINT	105-437-300-210	98.34
Warrant Total:					98.34
61984	12/13/2016	Tip's Towing #2	PD VEHICLE TOW/CASE LIC#CLD631	104-421-300-280	200.00
Warrant Total:					200.00
61981	12/13/2016	T-Mobile USA, Inc.	GPS LOCATE SVE FEE CASE C1602101	104-421-300-200	459.00
Warrant Total:					459.00
61985	12/13/2016	Troy Van Velsion	PAL Thanksgyving /Smart & Final-reimb paid from personal acct.	331-425-300-210	95.82
Warrant Total:					95.82
61986	12/13/2016	Tulare-Kings Veterinary ER Svc	ACVNET SERVICES CASE# C1602324	104-421-300-203	141.00
Warrant Total:					141.00
61987	12/13/2016	Tule Trash Company	DUMP FEE	112-436-300-192	121.05
61987	12/13/2016	Tule Trash Company	DUMP FEE	112-436-300-192	259.50
61987	12/13/2016	Tule Trash Company	PULL FEE	112-436-300-200	390.00
61987	12/13/2016	Tule Trash Company	CONTRACT	112-436-300-200	116,526.98
61987	12/13/2016	Tule Trash Company	FRANCHISE FEE 7.5%	112-436-316-023	-8,739.53
61987	12/13/2016	Tule Trash Company	FRACHISE FEE/ROLL OFFRS/ NOV 2016	112-436-316-023	-1,824.30
61987	12/13/2016	Tule Trash Company	OVERPAYMENT FY 2016	112-436-316-023	-1,711.13
Warrant Total:					105,022.57
61988	12/13/2016	Uline.Com	DEPT SUPPLIES/BAND AID RESTOCK 1ST AID KITS	104-421-300-210	52.69
Warrant Total:					52.69
61989	12/13/2016	unWired Broadband	INTERNET SVCS WTP	105-437-300-220	199.95
Warrant Total:					199.95
61990	12/13/2016	US Bank Equipment Finance	PUBLIC WORKS COPIER LEASE	109-434-300-180	215.36

Voucher No.	Warrant Date	Vendor	Description	Account Number	Amount
61991	12/13/2016	Valley Industrial & Family Med Grp	BREATH & DRUG SCREENING/STEPHANY MARTINEZ	145-410-300-200	75.00
61991	12/13/2016	Valley Industrial & Family Med Grp	RANDOMS-STREETS	109-434-300-200	55.00
61991	12/13/2016	Valley Industrial & Family Med Grp	RANDOMS-EQUP SVCS	120-435-300-200	85.00
61991	12/13/2016	Valley Industrial & Family Med Grp	RANDOMS-WATER	105-437-300-200	85.00
61991	12/13/2016	Valley Industrial & Family Med Grp	RANDOMS-TRANSIT	145-410-300-200	55.00
Warrant Total:					355.00
61992	12/13/2016	Valley Pump & Dairy Systems, Inc.	REPAIRS & VIDEO ON WELL 1A	105-437-300-140	8,810.00
Warrant Total:					8,810.00
61993	12/13/2016	Verizon Wireless	CELL SVC OCT 16-NOV 15 2016	104-421-300-221	35.27
Warrant Total:					35.27
61994	12/13/2016	Vulcan Materials Company	COLD MIX	109-434-300-213	336.75
Warrant Total:					336.75
61995	12/13/2016	Water Environment Federation	MEMBERSHIP DUES	120-435-300-170	247.00
Warrant Total:					247.00
61996	12/13/2016	Zoom Imaging Solutions Inc	COPPER RENTAL/OVERAGE	104-421-300-180	18.59
Warrant Total:					18.59

City of

CORCORAN

A MUNICIPAL CORPORATION

FOUNDED 1914

**PUBLIC HEARING
ITEM #: 5-A**

MEMORANDUM

TO: Corcoran City Council

FROM: Kevin Tromborg: Community Development Director, Building Official

SUBJECT: Public Hearing to obtain comments to consider Ordinance No 630. Adoption of the 2016 California Title 24 Codes of Regulations.

DATE: December 06, 2016

MEETING DATE: December 13, 2016

RECOMMENDATION: (Voice Vote)

Move to accept and waive first reading of Ordinance No.630, Amending Title 9 Building Regulations regarding adoption of the 2016 Title 24 California Building Code, 2016 California Residential Code, 2016 California Fire Code, 2016 California Administrative Code, 2016 California Reference Standard Code, 2016 California Plumbing Code, 2016 California Mechanical Code, 2016 California Electrical Code, 2016 California Historical Code, the 1997 Uniform Housing Code, 1997 Uniform Code for the Abatement of Dangerous Buildings, and the 2015 Uniform Swimming and Hot tub Code.

DISCUSSION:

This public hearing is to discuss the adoption of the California Title 24 Codes and Standards for the City of Corcoran. The State of California has, as of January 1, 2016 adopted these codes and Standards based of the model code "2015 International Building Code, 2015 International Residential Code, 2015 International Fire Code. The Plumbing and mechanical codes remain with IAMPO model codes, although updated to the 2015 code cycle. The Electrical code remains with NEC (National Electric Code) although updated to the 2014 Model code. This code cycle has sees many changes within the model code and the adopted California Codes including the appendixes and has been review by the Building Official. The appendixes must be adopted separately.

BUDGET IMPACT: Minimal Advertising costs associated with publishing the ordinance. Purchase of code books and code related materials approximately \$4000.00 budgeted in the 2016/2017 FY Budget.

ORDINANCE NO. 630

AN ORDINANCE AMENDING TITLE 9 BUILDING REGULATIONS OF THE CITY OF CORCORAN TO ADOPT 2016 TITLE 24 CODE OF REGULATIONS

Chapter 1

CALIFORNIA BUILDING CODE

California code of regulations
Title 24 Part 2 Volumes 1 and 2

SECTION:

- 9-1-1: Adoption
- 9-1-2: Definitions; Applications of Terms
- 9-1-3: Fees for Permits and Inspection
- 9-1-4: Building Code Exemptions and Superseding Provisions
- 9-1-5: Additional Regulations
- 9-1-6: Ordinance Repeals

Section 9-1-1 of said Code is hereby amended to read as follows:

- 9-1-1: **ADOPTION:** The City of Corcoran does hereby adopt by reference as the official Building Code of the City, the 2016 California Building Code California Code of Regulations Title 24, Part 2, Volume 1 of 2, Part 2 Volume 2 of 2, based on the 2015 International Building Model Code. And specifically chapter 1 Division 2 scope and Administration, Appendix C Group U Agricultural Buildings, Appendix F Rodent Proofing, Appendix H Signs, Appendix I Patio Covers, Appendix J Grading, Appendix Chapter A1 Seismic Strengthening provisions for unreinforced masonry bearing wall. In addition, The City of Corcoran does hereby adopt by reference The 2016 California Historical Building Code, 2016 California Residential Code California Code of Regulations Title 24 Part 2.5 with the exception and exclusion of appendix L Permit Fees. The 2016 Administrative Code, the 1997 Uniform Code for the abatement of Dangerous buildings, the 1997 Uniform housing Code, and the 2016 Referenced Standard Code. If any section, subsection, sentence, clause or phrase of this chapter is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this chapter
The Building Official is hereby authorized and directed to enforce all the provisions of this Chapter. The Building Official shall have the authority to render interpretations of this chapter and these codes and adopt policies and procedures in order to clarify the application of its provisions. For such purpose he/she shall have the powers of a police officer.
- 9-1-2: **DEFINITIONS; APPLICATIONS OF TERMS:** Whenever any of the names or terms defined in this Section or in this Chapter or Codes adopted herein by reference, each such term or name shall have the meaning ascribed to it in this Section.

- A. "City shall mean the City of Corcoran
- B. "The Authority having Jurisdiction" shall mean the Building Official of the City of Corcoran or Inspectors and Code Compliance Officers duly authorized to act in his/her behalf (Ord 497 NS.
- C. "Approved "Acceptable to the Authority having Jurisdiction.

9-1-3: FEES FOR PERMITS AND INSPECTION: The 2016 Fee schedules contained in any of these adopted codes are deleted and will be replaced by a Fee schedule prepared by the Building Official based on a fee study. In lieu of a fee study the existing fee schedule shall remain in effect. The determination of value or valuation under any of the provisions of this Chapter shall be made by the Building Official

9-1-4: BUILDING CODE EXEMPTIONS AND SUPERSEDING PROVISIONS: The following sections of the 2016 California Building Codes are deleted, amended, modified or superseded as indicated:

Section 107.3.1 Appendix Chapter 1 of said Code reads as follows:

When the Building Official issues a permit the construction documents shall be Approved, in writing or by stamp as "Reviewed for Code Compliance" One set of construction documents so reviewed shall be retained by the Building Official. The other set shall be returned to the applicant, and shall be kept at the site of work and shall be opened to inspection by the Building Official or a duly authorized representative Such approved plans and specifications shall not be changed, modified or altered without authorization from the Building Official, and all work shall be done in accordance with the approved plans.

Housing Inspections and Letters of Compliance: Upon a request for a housing inspection, the applicant shall be charged a fee of - seventy seven dollars (\$77.00) per hour with a two hour minimum, and a travel fee of fifty six cents (\$0.56) per mile each way to be paid to the Building Official to cover the cost of the housing inspection and letter of compliance.

9-1-5: ADDITIONAL REGULATIONS: (Reserved) (Ord. 497 N.S., 8-17-1992)

9-1-6: ORDINANCE REPEALS: All other ordinances or parts of ordinances in conflict herein repealed, including Ordinance 497; except, that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Chapter. (Ord. 497 N.S., 8-17-1992)

Chapter 2
CALIFORNIA PLUMBING CODE
California code of regulations
Title 24 part 5

SECTION:

- 9-2-1: Adoption
- 9-2-2: Definitions; Applications of Terms
- 9-2-3: Fees for Permits and Inspection
- 9-2-4: Plumbing Code Exemptions and Superseding Provisions
- 9-2-5: Additional Regulations
- 9-2-6: Ordinance Repeals

9-2-1: ADOPTION: The City of Corcoran does hereby adopt by reference as the official Plumbing Code of the City, the 2016 California Plumbing Code Title 24, Part 5 as published by the International Association of Plumbing and Mechanical Officials, based on the 2012 Uniform Plumbing Model Code. The 2015 Uniform swimming pool and Hot Tub Code. Included specifically are California Plumbing Code Appendix A (Administration), Appendix D (Drainage Systems), Appendix I (Installation Standards), and Appendix K (Private Sewage Systems) If any section, subsection, sentence, clause, or phrase of this chapter is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of the chapter.

The Building Official is hereby authorized and directed to enforce all the provisions of this Chapter. The Building Official shall have the authority to render interpretations of this chapter and this code and adopt policies and procedures in order to clarify the application of its provisions. For such purpose he/she shall have the powers of a police officer.

9-2-2: DEFINITIONS; APPLICATIONS OF TERMS: Whenever any of the names or terms defined in this Section are in this Chapter or Codes adopted herein by reference, each such term or name shall have the meaning ascribed to it in this Section.

- A. "City shall mean the City of Corcoran
- B. All other names or terms shall apply to the appropriate officer, board or body of the City of Corcoran.
- C. "Authority having Jurisdiction" shall mean the Building Official of the City of Corcoran or inspectors and code compliance Officers duly authorized to act in his/her behalf. (Ord. 497 N.S., 8-17-1992)
- D. Approved Acceptable to the Authority having Jurisdiction.

9-2-3: FEES FOR PERMITS AND INSPECTION: The 2013 Fee schedules contained in any of these adopted codes are deleted and will be replaced by a Fee schedule prepared by the Building Official based on a Fee Study. In lieu of a fee study the existing fee schedule shall remain in effect. The determination of value or valuation under any of the provisions of this Chapter shall be made by the Building Official

Section 9-2-4 of said Code is hereby deleted:

9-2-5: ADDITIONAL REGULATIONS: (Reserved) (Ord. 497 N.S., 8-17-1992)

9-2-6: ORDINANCE REPEALS: All other ordinances or parts of ordinances in conflict herein are repealed, including Ordinance 497; except, that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Chapter. (Ord. 497 N.S., 8-17-1992)

Chapter 3
CALIFORNIA ELECTRICAL CODE
California Code of Regulations
Title 24 Part 3

SECTION:

- 9-3-1: Adoption
- 9-3-2: Definitions; Applications of Terms
- 9-3-3: Fees for Permits and Inspection
- 9-3-4: Electrical Code Exemptions and Superseding Provisions
- 9-3-5: Additional Regulations
- 9-3-6: Ordinance Repeals

9-3-1: ADOPTION: The City of Corcoran does hereby adopt by reference as the official Electrical Code of the City, the 2016 California Electrical Code Title 24 Part 3. Published by BNI Productions, Inc. Based on the 2014 National Electric Model Code, copyright National Fire Production Association. Included specifically is Annex H (Administration)

The Building Official is hereby authorized and directed to enforce all the provisions of this Chapter. The Building Official shall have the authority to render interpretations of this chapter and this code and adopt policies and procedures in order to clarify the application of its provisions. For such purpose he/she shall have the powers of a police officer. If any section, subsection, sentence, clause, or phrase of this chapter is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of the chapter.

9-3-2: DEFINITIONS; APPLICATIONS OF TERMS: Whenever any of the names or terms defined in this Section are in this Chapter or Codes adopted herein by reference, each such term or name shall have the meaning ascribed to it in this Section.

- A. “City shall mean the City of Corcoran
- B. All other names or terms shall apply to the appropriate officer, board or body of the City of Corcoran.
- C. “Chief Electrical Inspector” shall mean the Building Official of the City of Corcoran.
- D. “Authority having Jurisdiction” shall mean the Building Official of the City of Corcoran or Inspectors and Code Compliance Officers duly authorized to act in His/her behalf.
- E. “ Approved” Acceptable to the Authority having Jurisdiction.

-3-3: FEES FOR PERMITS AND INSPECTION: The 2016 Fee schedules contained in any of these adopted codes are deleted and will be replaced by a Fee schedule prepared by the Building Official based on a Fee Study. In lieu of a fee study the existing fee schedule shall

remain in effect. The determination of value or valuation under any of the provisions of this Chapter shall be made by the Building Official

9-3-4: ELECTRICAL CODE EXEMPTIONS AND SUPERSEDING PROVISIONS:
(Reserved) (Ord. N.S., 8-17-1992)

9-3-5 ADDITIONAL REGULATIONS:

A. Location: the service disconnecting means shall be installed either inside or outside of a building or other structure at a readily accessible locations nearest he point of entrance of the service conductors. Except in "H" occupancies, the main service disconnecting means shall be located outside the building at a readily accessible location in case of fire. 2016 CEC 230.70 (A) (1) - (C)

B. Metal Lighting Fixtures, Lamp holders And Faceplates: Underground metal lighting fixtures, lamp holders and faceplates shall not be installed in contact with conducting surfaces nor within eight feet (8') vertically or five feet (5') horizontally of laundry tubs, bathtubs, shower baths, plumbing fixtures, steam pipes or other grounded metal work or grounded surfaces.

C. Metal Pull Chains: Metal pull chains used at these locations shall be provided with insulating links. (Ord. 497 N.S., 8-17-1992)

D. Rating of Service Disconnecting means For one family dwelling Shall have a rating of not less than 100 amperes 3-wire

9-3-6 ORDINANCE REPEALS: All other ordinances or parts of ordinances in conflict herein are repealed, including Ordinance 497; except, that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Chapter. (Ord. 497 N.S., 8-17-1992)

Chapter 4
CALIFORNIA MECHANICAL CODE
California Code of Regulations
Title 24 Part 4

SECTION:

- 9-4-1: Adoption
- 9-4-2: Definitions; Applications of Terms
- 9-4-3: Fees for Permits and Inspection
- 9-4-4: Mechanical Code Exemptions and Superseding Provisions
- 9-4-5: Additional Regulations
- 9-4-6: Ordinance Repeals

9-4-1: ADOPTION: The City of Corcoran does hereby adopt by reference as the official Mechanical Code of the City, the 2016 California Mechanical Code as published by the International Association of Plumbing and Mechanical Officials, based on, 2015 Uniform Mechanical Model Code. Included specifically are the California Mechanical Code Appendix Chapter 1 (Administration) if any section, subsection, sentence, clause, or phrase of this chapter is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of the chapter.

9-4-2: DEFINITIONS; APPLICATIONS OF TERMS: Whenever any of the names or terms defined in this Section are in this Chapter or Codes adopted herein by reference, each such term or name shall have the meaning ascribed to it in this Section.

- A. "City shall mean the City of Corcoran
- B. All other names or terms shall apply to the appropriate officer, board or body of the City of Corcoran
- C. "Authority having Jurisdiction" shall mean the Building Official of the City of Corcoran or Inspectors and Code Compliance Officers duly authorized to act in His/her behalf.
- D. "Approved" Acceptable to the Authority having Jurisdiction.

9-4-3: FEES FOR PERMITS AND INSPECTION: The 2016 Fee schedules contained in any of these adopted codes are deleted and will be replaced by a Fee schedule prepared by the Building Official based on a Fee Study. In lieu of a fee study the existing fee schedule shall remain in effect. The determination of value or valuation under any of the provisions of this Chapter shall be made by the Building Official

9-4-4: MECHANICAL CODE EXEMPTIONS AND SUPERSEDING PROVISIONS: The following section of the California Mechanical Code is hereby amended as follows:

Table 3-C of said Code is hereby amended by adding item 22, which reads as follows:

22. In lieu of the foregoing specific fees, a flat rate may be charged for each unit for single-family dwellings, duplexes and multiple-family units in accordance with the current flat rate fees in the California Mechanical Code. (Ord. 497 N.S., 8-17-1992; 1996 Code)

9-4-5 ADDITIONAL REGULATIONS: (Reserved) (Ord. N.S., 8-17-1992)

9-4-6 ORDINANCE REPEALS: All other ordinances or parts of ordinances in conflict herein are hereby repealed, including Ordinance 497; except, that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Chapter. (Ord. 497 N.S., 8-17-1992)

Chapter 5
CALIFORNIA FIRE CODE
California Code of Regulations
Title 24 Part 9

SECTION:

- 9-5-1: Adoption
- 9-5-2: Establishment and Duties of Fire Department
- 9-5-3: Definitions: Application of Terms
- 9-5-4: Establishment of Limits of Districts in Which Storage Of
Flammable Or Combustible Liquids in Outside Aboveground Tanks Is To Be
Prohibited
- 9-5-5: Establishments of Limits in Which Bulk Storage of Liquefied Petroleum
Gases Is To Be Restricted
- 9-5-6: Establishment of Limits of Districts in Which Storage of Explosives and
Blasting Agents Is To Be Prohibited
- 9-5-7: Amendments Made In The Uniform Fire Code
- 9-5-8: Appeals
- 9-5-9: New Materials, Processes or Occupancies Which May Require Permits
- 9-5-10: Penalties

9-5-1: ADOPTION: There is hereby adopted by the City Council for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the 2016 California Fire Code California Code of regulations Title 24 Part 9, based on the 2015 International Fire code, including Appendix chapter 1 division 2 (Administration), Appendix Chapter 4 (special occupancies), Appendix B (Fire flow requirements), Appendix C (Fire Hydrant Locations), Appendix D (Apparatus access), Appendix E (Hazard occupancies), Appendix F (Hazard Rankings), Appendix G (Cryogenic Fluids), Appendix H (Hazard Management Plans) (Ord. 455 N.S., 3-21-1988)

9-5-2 ESTABLISHMENT AND DUTIES OF FIRE DEPARTMENT:

- A. The California Fire Code shall be enforced, supervised, and interpreted by the Kings County Fire Chief or authorized representative. And/or the City of Corcoran Building Official.
- B. The Fire Chief of the Fire Department may detail such members of the Fire Department as inspectors as shall from time to time be necessary. The Fire Chief of the Fire Department in conjunction with the Building Official shall recommend to the City Manager the employment of technical inspectors or consultants who, when such

authorization is made, shall be selected for their special credentials and qualifications.
(Ord. 455 N.S., 3-21-1998)

9-5-3: DEFINITIONS; APPLICATIONS OF TERMS:

- A. Wherever the word "jurisdiction" is used in the California Fire Code, it shall be held to mean City of Corcoran.
- B. Wherever the term "Corporation Counsel" is used in the California Fire Code, it shall be held to mean the Attorney for the City of Corcoran.

- C. Wherever the word "Fire Department" is used in the California Fire Code, it shall be held to mean the Kings County Fire Department.
- D. Wherever the word "Fire Chief" is used in the California Fire Code, it shall be held to mean the Fire Chief of the Kings County Fire Department. (Ord. 497 N.S., 8-17-1992)

Chapter 6
NUMBERING BUILDINGS

SECTION:

9-6-2: Failure to Place Numbers; Lien

Section 9-6-2 of said Code is hereby amended to read as follows:

9-6-2: FAILURE TO PLACE NUMBERS; LIEN:

- A. Failure to Comply: If any owner of an existing structure shall fail or neglect to comply with the provisions of this Chapter, the Building Official is hereby authorized and instructed to purchase and install property numbers. The cost of such numbers, labor for placing them, and administrative cost are set at one hundred dollars (\$100.00). If not paid by the owner of record, such cost shall be, and is hereby declared to constitute, a lien against the property. (Ord. 488 N.S., 5-20-1991)

Chapter 7
MOVING BUILDINGS

SECTION:

9-7-7: Fees

Section 9-7-7 of said Code is hereby amended to read as follows:

9-7-7: FEES: The 2016 fee schedule contained in any of these adopted codes are deleted and will be replaced by a fee schedule prepared by the Building Official based on a fee study. In lieu of a fee study the existing fee schedule shall remain in effect. Relocation investigation service shall be for Seventy Seven dollars (\$77.00) per hour plus fifty cents (\$0.56) per mile. (Ord. 226 N.S., 8-3-1964; 1996 Code)

All other provisions of Title 9, of said Code shall be and remain in full force and effect.

This Ordinance shall take effect thirty (30) days from the date of its passage. Before the expiration of fifteen (15) days after its passage, this Ordinance shall be published once in the Corcoran Journal, a newspaper of general circulation, printed and published in the City of Corcoran.

PASSED AND ADOPTED by the City Council of the City of Corcoran at a regular meeting thereof held on the 13th day of December, 2016, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED: _____
Jerry Robertson, Mayor

ATTEST: _____
Marlene Lopez, City Clerk

City of

CORCORAN

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STAFF REPORT

ITEM #: 7-A

MEMORANDUM

TO: City Council

FROM: Kevin Tromborg: Community Development Director

DATE: December 07, 2016

MEETING DATE: December 13, 2016

SUBJECT: Resolution 2871 for the extension of Interim Urgency Ordinance 629 enacting a temporary moratorium on land use involving non-medical marijuana. (Voice Vote)

Recommendation: Resolution to extend Ordinance 629, Temporary moratorium on land use involving non-medical marijuana.

Discussion:

On October 25, 2016 the City Council approved Ordinance 629, a temporary moratorium on land use as it pertains to AUMA. The Adult Use of Marijuana Act that was passed by the vote of the people of California on November 8, 2016. The temporary moratorium was to ensure the City's interest in protecting the public health, welfare and safety of all residents and visitors, and to preserve the peace and living conditions afforded to its citizens. The extension will provide additional time for staff and the City Council to determine a course of action.

Budget Impact:

There will be minimal effect to the budget

RESOLUTION NO. 2871

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORCORAN APPROVING AN EXTENSION OF ORDINANCE 629. TEMPORARY MORITORIUM ON LAND USE INVOLVING NON-MEDICAL MARIJUANA

WHEREAS, the City Council met on December 13, 2016 to review the extension request of Ordinance 629; and

WHEREAS, it is in the best interest of the public health, welfare and safety of the citizens and visitors of the City of Corcoran, and to preserve the peace and living conditions until a full review has been performed regarding the sale, use and cultivation of recreational marijuana;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Corcoran hereby authorizes the extension of Ordinance 629 for _____ days/ or until a full review has been completed.

PASSED AND ADOPTED at a regular meeting of the Corcoran City Council held on the 13th day of December, 2016, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED: _____
Jerry Robertson, Mayor

ATTEST: _____
Marlene Lopez, City Clerk

ORDINANCE NO. 629

AN INTERIM URGENCY ORDINANCE OF THE CITY OF CORCORAN, ENACTING A TEMPORARY MORATORIUM ON LAND USES INVOLVING NON-MEDICAL MARIJUANA POSSESSION, SMOKING, INGESTION, USE, PLANTING, DRYING, CULTIVATION, HARVESTING, TRANSPORTATION, DELIVERY, PURCHASING, GIFTING, MANUFACTURING AND BUSINESS OPERATIONS, PURSUANT TO GOVERNMENT CODE SECTION 65858.

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

SECTION 1. Findings.

The City Council finds and declares as follows:

A. On June 28, 2016, the Secretary of State of the State of California certified Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act (“AUMA” or “Proposition 64”), for the November 8, 2016 statewide presidential general election ballot;

B. The AUMA would become law if a majority of the electorate votes “yes” on Proposition 64;

C. The AUMA would regulate, among other matters, the use of marijuana for non-medical personal and commercial purposes, including the recreational use of marijuana by adults over twenty-one (21) years of age;

D. To regulate personal use of marijuana, the AUMA would add Health and Safety Code § 11362.1 which, among other things, would make it “...lawful under state and local law...” for persons 21 years of age or older to “...possess, process, transport, purchase, obtain or give away to persons 21 years of age or older without any compensation whatsoever...” up to 28.5 grams of non-medical marijuana in the form of concentrated cannabis or not more than eight grams in the form of concentrated cannabis contained in marijuana products;

E. The AUMA would also make it lawful for specified adult individuals to “...possess, plant, cultivate, harvest, dry or process not more than six living marijuana plants and possess the marijuana produced by the plants...”;

F. The AUMA would also make it lawful for specified adult individuals to smoke or ingest marijuana or marijuana products;

G. If the AUMA is enacted by the electorate, many of its provisions would take effect on November 9, 2016;

H. To regulate commercial use of non-medical marijuana, the AUMA would add Division 10 (Marijuana) to the Business & Professions Code, which would vest certain state agencies with “...the exclusive authority to create, issue, renew discipline, suspend or revoke...” licenses for certain non-medical marijuana businesses including the transportation, storage, distribution, sale, cultivation, manufacturing and testing of marijuana;

I. The AUMA provides that specified state agencies shall promulgate rules and regulations and shall begin issuing state business licenses under Division 10 of the Business & Professions Code by January 1, 2018;

J. The AUMA specifies that a local jurisdiction shall not prevent transportation of non-medical marijuana or marijuana products on public roads by a licensee transporting marijuana or marijuana products in compliance with Division 10;

K. The AUMA would authorize cities to “...reasonably regulate...” without completely prohibiting cultivation of marijuana inside a private residence or inside an “...accessory structure to a private residence located upon the grounds of a private residence that is fully enclosed and secure...”;

L. The AUMA would authorize cities to completely prohibit outdoor cultivation on the grounds of a private residence until a “...determination by the California Attorney General that nonmedical use of marijuana is lawful in the State of California under federal law...”;

M. The AUMA would authorize cities to completely prohibit the establishment or operation of any non-medical marijuana business licensed under Division 10 within its

jurisdiction, including marijuana dispensaries, marijuana retailers and marijuana delivery services;

N. Absent appropriate local regulation authorized by the AUMA, state regulations will control;

O. Until the AUMA is enacted, state statutes prohibit cultivation, possession, sale of non-medical marijuana and therefore the prohibitions enacted by the instant ordinance shall not take effect unless and until the moment the AUMA becomes enacted;

P. Allowing non-medical marijuana activities which would be decriminalized under the AUMA, and the continued approval of land-use permits, variances, building permits or any other applicable entitlements authorizing said non-medical marijuana activities, would result in a current and immediate threat to the public health, safety and welfare, because such land uses threaten to cause the harmful "secondary effects" identified elsewhere in the ordinance within the City, and because such uses may frustrate the accomplishment of the goals of the non-medical marijuana regulations which the City will consider and study. It is therefore necessary to adopt this ordinance to prohibit nonmedical marijuana activities, which would be decriminalized under the AUMA, during the period of such consideration and study;

Q. The City has permissive zoning standards which prohibit all uses not expressly authorized as allowed and has applied the same, without exception, to all instances of medical and non-medical marijuana, including, but not limited to, cultivation, distribution, dispensing, transportation, sales and gifting;

R. The existence of marijuana cultivation operations carries the potential to increase secondary impacts such as: (1) robberies, break-ins and other thefts due to the high monetary value of marijuana plants; (2) dangerous alterations to the electrical wiring of buildings; (3) the amount of mold spores present in buildings; (4) the potential for exposure to or increased usage by school aged children; (5) the spread of strong or noxious odors from marijuana plants;

S. The City has legitimate and compelling interests in protecting the public health, welfare and safety of its residents, as well as preserving the peace and quiet of the neighborhoods within the City;

T. The City has determined that an urgency ordinance is necessary to immediately protect the public health, welfare and safety of residents of the City to the maximum extent allowable under California law to preemptively preserve the status quo in order to determine if future local legislation is necessary to address some proposed changes to California law in the event AUMA is enacted by the California electorate on November 8, 2016;

U. The City intends to consider and study possible means of regulating or prohibiting non-medical marijuana activities, including zoning regulations and other regulations, and by this ordinance shall direct the immediate commencement of such consideration and study; and

V. If non-medical marijuana activities which would be decriminalized under the AUMA were allowed to be occur within the City without appropriate regulations, such land uses may be established in areas, or operated in a manner, that would conflict with the proposed regulations to be considered and studied by the City, and would therefore defeat the purpose of the proposal to study and adopt new regulations regarding non-medical marijuana activities.

SECTION 2. Applicability. This ordinance applies to non-medical marijuana on and after November 9, 2016, if and only if California Proposition 64 is enacted by a majority approval by California voters in connection with the November 8, 2016 general election.

SECTION 3. Moratorium on Non-Medical Marijuana.

A. Except as provided in Section 4 below, from the date of adoption of this ordinance or extension of this ordinance, the following land uses and conduct are prohibited in all land use zones and all unzoned territory within the City of Corcoran and

no permit, building permit, variance or any other permit, entitlement or approval, whether administrative or discretionary, may be approved or issued for any of the following:

1. The possession, smoking, ingestion, use, planting, drying, cultivation, harvesting, transportation, purchasing, gifting, manufacturing and other actions and conduct pertaining to non-medical marijuana and marijuana products and accessories which is identified in Health and Safety Code § 11362.1(a)(3), except to the extent such actions and conduct occurs inside a private residence, or inside an accessory structure to a private residence located upon the grounds of a private residence that is fully enclosed and secure;

2. The outdoor cultivation of non-medical marijuana;

3. The establishment or operation of any business which could otherwise be licensed under Division 10 of the Business and Professions Code (commencing with section 26000); and

4. Delivery, as defined by Business and Professions Code § 26001(h), of non-medical marijuana to any person or location within the City of Corcoran.

B. Notwithstanding anything within this ordinance to the contrary, any prohibition or other restriction within this ordinance which is contrary to state law shall not have any force or effect.

SECTION 4. Exceptions. The provisions of this ordinance shall not be construed to apply to the following:

- A. Any public agency officer or employee acting solely within the scope and course of their public duties and/or employment.

SECTION 5. Violations.

- A. Any violation of the provisions of this ordinance is hereby declared to be a public nuisance and may be abated by any or all remedies available.

- B. The City may abate the violation of this ordinance by the prosecution of a civil action through the City Attorney, including an action for injunctive relief. The

remedy of injunctive relief may take the form of a court order, enforceable through civil contempt proceedings, prohibiting the maintenance of the violation of this ordinance or requiring compliance with other terms.

C. Each violation of this section may be enforced by any and all lawful remedies available under this code and applicable state statute, including but not limited to civil fines and penalties, public nuisance abatement and civil injunction, and all available remedies shall be cumulative and not preclude other available remedies.

D. Each and every day that a violation exists as to any prohibition within this section shall constitute a separate and distinct violation.

SECTION 6. Report.

The City Manager or designee thereof is authorized and directed to prepare and issue, on behalf of the City Council, a written report describing the measures taken by the City to alleviate the conditions which have led to the adoption of this ordinance, at least ten (10) days prior to the expiration of this ordinance. A copy of the same shall be subsequently provided to the City Council for review.

SECTION 7. CEQA Review. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) [the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment] and 15061(b)(3) [there is no possibility the activity in question may have a significant effect on the environment]. In addition to the foregoing general exemptions, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Manager is hereby directed to ensure that a Notice of Exemption is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

SECTION 8. No Liability. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Corcoran, or any official, employee or agent thereof.

SECTION 9. Pending Actions. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of the City of any character be lost, impaired or affected by this ordinance.

SECTION 10. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Corcoran hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

SECTION 11. Construction. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Corcoran Municipal Code as amended by this ordinance are substantially the same as provisions in the Corcoran Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 12. Urgency; Effective Date; Duration and Publication.

This ordinance is adopted by the City Council pursuant to the California Constitution, article XI, section 7 and Government Code section 65858 by a four-fifths (4/5) or greater vote, as an urgency measure to protect the public health, safety and welfare, and shall take effect immediately. The reasons for such urgency are set forth in Section 1 above. This ordinance shall expire and be of no further force or effect forty-five (45) days after its adoption, unless it is extended pursuant to Government Code section 65858. Prior to the expiration of fifteen (15) days from the passage hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Corcoran Journal, a newspaper printed and published in the City of Corcoran, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Corcoran, State of California, on the 25th day of October, 2016, at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES: Cartwright, Lerma, Palmerin, Robertson and Wadsworth
NOES:
ABSTAIN:
ABSENT:

JERRY ROBERTSON, Mayor
CITY OF CORCORAN

ATTEST: MARLENE LOPEZ, City Clerk

City of

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STAFF REPORT

ITEM #: 7-B

MEMO

TO: Corcoran City Council

FROM: Marlene Lopez, City Clerk/ Assistant to the City Manager

DATE: December 8, 2016 MEETING DATE: December 13, 2016

SUBJECT: Approve advertisement to fill vacancies for the Corcoran Planning Commission

Recommendation:

Advertise to fill one (1) alternate vacancy and two (2) expiring terms on the City of Corcoran Planning Commission.

Discussion:

Staff requests authorization to proceed with advertising to solicit interest from community members to fill one (1) vacancy of an alternate Planning Commissioner and the two (2) positions available for expiring terms. Following Council direction, the tentative schedule is as follows:

Posting in the City Clerk's Office on December 21, 2016;
Advertising in the Corcoran Journal on December 21, 2016;
Application acceptance until December 21, 2016;
Appointment made at a future council meeting, January 10, 2017.

Staff will also solicit interest and send letters to anyone Council desires be contacted.

Budget Impact:

Minimal advertising costs associated with publishing the vacancy

City Offices

City of

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**STAFF REPORT
ITEM #: 7-C**

MEMO

TO: Corcoran City Council

FROM: Kindon Meik, City Manager

DATE: December 9, 2016

MEETING DATE: December 13, 2016

SUBJECT: Review City of Corcoran Code of Ethics and Conduct

Recommendation:

Review and provide input on the City of Corcoran Code of Ethics and Conduct for Elected Officials and Members of Appointed Boards, Commissions, and Committees.

Discussion:

The attached code of ethics and conduct policy represents the first of a series of documents that will be presented to the Council for consideration and subsequently assembled as part of a council handbook establishing a set of guidelines and a summary of governance protocol.

At this time, staff requests input on the draft code of ethics and conduct policy.

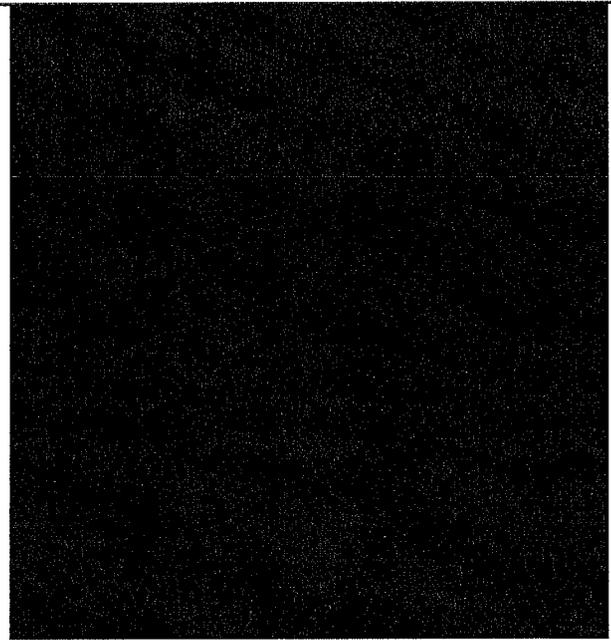
Budget Impact:

None

Attachment:

City of Corcoran Code of Ethics and Conduct for Elected Officials and Members of Appointed Boards, Commissions, and Committees

City Offices



City of Corcoran

Code of Ethics and Conduct



CITY OF CORCORAN

CODE OF ETHICS AND CONDUCT FOR ELECTED OFFICIALS AND MEMBERS OF APPOINTED BOARDS, COMMISSIONS, AND COMMITTEES

Statement of Purpose

The City of Corcoran has established the following Code of Ethics and Conduct for elected officials and members of appointed boards, commissions, and committees. In order to facilitate fair, ethical, and accountable local government, the City of Corcoran adheres to the following guidelines:

- public officials, both elected and appointed, comply with both the letter and spirit of the laws and policies affecting the operations of government;
- public officials are to be independent, impartial, and fair in their judgment and actions;
- public office is to be used for the public good, not for personal gain; and
- public deliberations and processes are to be conducted openly, unless legally confidential, in an atmosphere of respect and civility.
- public officials comply with all provisions of AB 1234 including attendance at ethics training within one year of being elected and every two years thereafter. The certificate of attendance must be filed with the City Clerk.

1. Act in the Public Interest

Stewardship of the public interest must always be principal duty of individuals representing the City. Councilmembers will work for the common good of the people of Corcoran and not for any private or personal interest, and they will assure fair and equal treatment of all persons, claims, and transactions coming before the Corcoran City Council, boards, commissions, and committees.

2. Comply with the Law

Members will comply with the laws of the nation, the State of California, and the City of Corcoran in the performance of their public duties. These laws include, but are not limited to: the United States and California constitutions; laws pertaining to conflicts of interest, election campaigns, financial disclosures, employer responsibilities, and open processes of government; the Corcoran Municipal Code, and City ordinances and policies.

3. Conduct of Members

The professional and personal conduct of members must be above reproach and avoid even the appearance of impropriety. Members will refrain from abusive conduct, personal charges, or verbal attacks upon the character or motives of other members of Council, boards, commissions, and committees, the staff, or public.

As respected representatives of the community, Council members shall conduct themselves in a personal and professional manner that reflects positively on the on the collective action of the City Council and the City as a whole.

4. **Respect for Process**

Members will perform their duties in accordance with the processes and rules of order established by the City Council and boards, commissions, and committees governing the deliberation of public policy issues, meaningful involvement of the public, and implementation of policy decisions of the City Council by City staff. The City Council acts as a collaborative decision-making body. Once the City Council, acting as a body, has reached a decision, individual Council members will respect and support the collective decision, regardless of their individual vote on the matter.

5. **Conduct of Public Meetings**

Councilmembers will prepare themselves for public issues; listen courteously and attentively to all public discussions before the body; and focus on the business at hand. They shall refrain from interrupting other speakers or otherwise interfering with the orderly conduct of meetings.

6. **Decisions Based on Merit**

Members will base their decisions on the merits and substance of the matter at hand.

7. **Communication**

Members will publicly share substantive information that is relevant to a matter under consideration by the Council or boards, commissions, and committees which they may have received from sources outside the public decision-making process.

8. **Conflict of Interest**

In accordance with AB 1234, to assure their independence and impartiality on behalf of the common good, councilmembers will not use their official positions to influence government decisions in which they have a material financial interest or personal relationship which may give the appearance of a conflict of interest. In accordance with the law and FPPC requirements, members will disclose investments, interests in real property, sources of income, and gifts; and they will abstain from participating in deliberations and decision-making where conflicts may exist.

9. Gifts and Favors

Councilmembers will comply with the requirements of the Political Reform Act relating to the acceptance and reporting of gifts.

10. Confidential Information

Councilmembers will respect the confidentiality of information concerning City property, personnel, or proceedings of the City. They will neither disclose confidential information without proper legal authorization, nor use such information to advance their personal interests.

11. Use of Public Resources

Members will not use public resources that are not available to the public in general, such as City staff time, equipment, supplies or facilities, for private gain or personal purposes. Members will not utilize the City's name or logo for the purpose of endorsing any political candidate or business.

12. Representation of Private Interests

In keeping with their role as stewards of the public interest, members of Council will not appear on behalf of the private interests of third parties before the Council or any board, commission, committee, or proceeding of the City, nor will members of boards, commissions, and committees appear before their own bodies or before the Council on behalf of the private interests of third parties on matters related to the areas of service of their bodies.

13. Advocacy

Members shall represent the official policies or positions of the City Council, board, commission, or committee to the best of their ability when designated as delegates for this purpose. When presenting their individual opinions and positions, members will explicitly state they do not represent their body or the City of Corcoran, nor will they allow the inference that they do.

14. Policy Role of Members

Councilmembers will respect and adhere to the council-manager structure of Corcoran city government as outlined in the City Municipal Code Section 1-7A-5 and others related of the Municipal Code with respect to the City Manager's relationship with the City Council. In this structure, the City Council determines the policies of the City with the advice, information, and analysis provided by the public, boards, commissions, and committees and City staff. Members of the council will not interfere with the administrative functions of the City or the professional duties of City staff. Members will not impair the ability of staff to implement Council policy decisions. They will refrain from any direct interference

in personnel matters or during labor negotiations, except through the City Manager and/or the duly appointed chief negotiator.

15. Independence of Boards, Commissions and Committees

Independent advice of boards, commissions, and committees during the public decision-making process is vital. Members of Council will refrain from using their position to unduly influence the deliberations or outcomes of board, commission, and committee proceedings.

16. Positive Work Place Environment

Councilmembers will support the maintenance of a positive and constructive work place environment for City employees and for citizens and businesses dealing with the City. Members will recognize their special role in dealing with City employees and refrain from creating the perception of inappropriate direction to staff.

17. Staff Relations

City Councilmembers, board members, commission members and City Staff will treat each other with mutual respect. All concerns or complaints regarding staff should be directed to the City Manager. All work requests should be directed to the City Manager. Councilmembers should not attempt to coerce or influence staff in the appointment of new employees, awarding of contracts, selection of consultants, processing of development applications or granting of City licenses or permits. The Council should not attempt to change or interfere with the operating policies and practices of any City department.

18. Implementation

The Code of Ethics and Conduct is intended to be self-enforcing. Members should be thoroughly familiar with the policies and abide by the provisions. Ethical standards will be included in the regular orientations for candidates for City Council, applicants to boards, commissions, and committees and newly elected and appointed officials.

Members entering office will sign a statement affirming they have read and understood the City of Corcoran Code of Ethics and Conduct. In addition, the Code of Ethics and Conduct shall be reviewed as needed by the City Council, boards, commissions, and committees, and the City Council shall consider all recommendations from boards, commissions, committees and City Staff and update it as necessary.

19. Compliance and Enforcement

The Corcoran Code of Ethics and Conduct outlines standards of ethical conduct expected for members of the Corcoran City Council, boards, commissions, and committees. Members themselves have the primary responsibility to assure that ethical standards are understood and met, and that the public can continue to have full confidence in the integrity of government. The chairs of boards, commissions, and committees and the Mayor have the additional responsibility to intervene when members' actions appear to be in violation of the Code of Ethics and Conduct when brought to their attention. After consideration and consultation, the City Council may impose sanctions on members whose conduct does not comply with the City's ethical standards, such as reprimand, formal censure, loss of seniority, or committee assignment. The City Council also may act to remove members of boards, commissions, and committees from office. Prior to the imposition of any sanctions to a member of the City Council, the City Council shall follow applicable due process procedures with respect to the affected member.

DRAFT

STATEMENT OF COMMITMENT

As a member of the Corcoran City Council or of a Corcoran board, commission, or committee, I agree to uphold the Code of Ethics and Conduct for elected and appointed officials adopted by the City Council and conduct myself by the following model of behavior. I will:

- Recognize the worth of individual members and appreciate their individual talents, perspectives, and contributions;
- Help create an atmosphere of respect and civility where individual members, City staff, and the public are free to express their ideas and work to their full potential;
- Conduct my personal and public affairs with honesty, integrity, fairness, and respect for others;
- Respect the dignity and privacy of individuals and organizations;
- Keep the common good as my highest purpose and focus on achieving constructive solutions for the public benefit;
- Treat all people with whom I come in contact in the way I wish to be treated;
- Before I speak or act I will ask myself the following four questions:
 1. Is it the truth?
 2. Is it fair to all concerned?
 3. Will it build goodwill and better friendships, partnerships and collaborations?
 4. Will it be beneficial to all concerned?

I affirm that I have read and that I understand, accept and support the City of Corcoran Code of Ethics and Conduct. I also commit to abiding by the provisions of AB 1234 including the ethics training requirement.

Name of Elected or Appointed Body:

Position:

Print Name:

Signature:

Date: _____

City of

CORCORAN

A MUNICIPAL CORPORATION

FOUNDED 1914

STAFF REPORT
ITEM #: 7-D

MEMO

TO: Corcoran City Council

FROM: Marlene Lopez , City Clerk

DATE: December 9, 2016

MEETING DATE: December 13, 2016

SUBJECT: Consider cancelation of December 27, 2016 council meeting.

Recommendation: (Voice Vote)

Council discussion to determine cancelation of December 27, 2016 council meeting.

Discussion:

Staff is requesting direction from the Council on canceling the December 27, 2016 council meeting.

In past years, Council has chosen to cancel meetings during the holiday season. Staff is seeking input from the Council and verifying that a quorum would be available for the second meeting in December.

Budget Impact:

None

City Offices

MATTERS FOR MAYOR AND COUNCIL

ITEM #: 8-A

MEMORANDUM

MEETING DATE: December 13, 2016
TO: Corcoran City Council
FROM: Kindon Meik, City Manager
SUBJECT: Matters for Mayor and Council

UPCOMING EVENTS / MEETINGS

- December 14, 2016 – (Wednesday) Employee Recognition, 12:00 PM, Veteran’s Building
- December 15, 2016 – (Thursday) Christmas In The Park at 6:30 PM, Christmas Tree Park
- December 23-26, 2016, (Friday and Monday) City Offices Closed, Observance of Christmas Eve and Christmas Day
- December 27, 2016 – City Council Meeting at 5:30 PM, Council Chambers
- January 2, 2017, (Monday) City Offices Closed, Observance of New Year’s Day

- A. Information Items
 - 1. Ammonia spill – Whitley Ave. and Otis Ave.
 - 2. PD field testing Dragon Speak.
 - 3. Corcoran Explorer Post accomplishments.

- B. Council Comments – *This is the time for council members to comment on matters of interest.*
 - 1. Staff Referral Items

- C. Committee Reports

- D. Council Goals:



**COUNCIL REQUESTS OR REFERRAL ITEMS
PENDING FURTHER ACTION or RESOLUTION BY STAFF**

DATE Sent to Council/ Request made	REQUEST	STATUS	DEPARTMENT RESPONSIBLE Dept/Division
07/01/13	<p>UPDATE:</p> <p>08/09/16 Council determined that it would be best to postpone a local sales tax initiative until after the November election and results on the county-wide Measure K sales tax measure.</p> <p>07/18/16 The City held a public hearing to discuss the benefits of a local transaction and use tax. The Council requested further information from the City Attorney and asked that the discussion continue at a future meeting.</p> <p>06/28/16 Council voted to hold a public hearing to consider a local sales tax initiative.</p> <p>06/14/16 Council provided direction on options available to the City to reduce expenses, recover costs, and generate revenues.</p> <p>05/24/16 Fiscal Sustainability report presented to Council.</p> <p>02/17/15 Council authorized NHA Advisors to prepare financial strategic plan. Plan will discuss city revenues and projected expenses.</p> <p>09/16/13 Staff presented revenue generating options to Council. Council requested additional information on specific items.</p>	Ongoing	City Manager/ Finance Director
1/19/16	<p>02/16/16 Council adopted Resolution No. 2824 changing the council meeting date/time to the second and fourth Tuesdays of the month beginning at 5:30 p.m.</p> <p>Council discussed the option of changing the day/time of the council meetings. The item will be included on a future agenda for a decision.</p>	Ongoing	City Manager/City Clerk