



## AGENDA

### Chowchilla City Council Meeting

Council Chambers, Chowchilla City Hall  
130 S. Second Street, Chowchilla, CA 93610

**Tuesday, October 23, 2018**  
**7:00 p.m.**

Agendas for all City Council meetings are posted at least 72 hours prior to the meeting at the Civic Center, 130 S. Second St., Written communications from the public for the agenda must be received by the City Clerk no less than 7 days prior to the meeting date.

Any writing or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the City Clerk's Counter. In addition, most documents will be posted on the city website at [www.CityofChowchilla.org](http://www.CityofChowchilla.org).

The City of Chowchilla complies with the Americans with Disabilities Act (ADA of 1990). The Council Chambers is accessible to the physically disabled. If you need special assistance, please call (559) 665-8615, ext. 102 at least 4 days prior to the meeting.

#### **CALL TO ORDER/ROLL CALL:**

Mayor: Dennis Haworth

Mayor Pro Tem: Ray Barragan

Council: Waseem Ahmed, John Chavez, Mary Gaumnitz

City staff and contract employees present at the meeting will be noted in the minutes

#### **CONSIDERATION OF APPROVAL OF AGENDA**

Additions and/or Deletions:

#### **PUBLIC ADDRESS – CLOSED SESSION**

This time is reserved for members of the audience to address the City Council on items listed on the closed session agenda only. It is recommended that speakers limit their comments to no more than 3 minutes each. Speakers are asked to please use the microphone and provide their name for the record. Any handouts should be provided to the City Clerk who will distribute them to the Council and appropriate staff.

#### **CLOSED SESSION – 6:00 PM**

This time has been set aside for the City Council to meet in a closed session to discuss matters pursuant to Government Code Section 54957 (b)(1), 54957.6, and 54956.9 (d)(2). Based on the advice of the City Attorney, discussion in open session would prejudice the position of the City in these matters. The City Attorney will provide a report, in open session, which details any reportable actions following conclusion of the closed session agenda.

#### **1. Conference with Labor Negotiators Pursuant to Government Code Section 54957.6**

Agency Designated Representatives: City Administrator, City Attorney

Employee Organizations: Chowchilla Police Officer Association, Chowchilla City Employee Association, Chowchilla City Office Employees Association, Chowchilla Mid-Management/Confidential Association and Non-Represented Staff

**2. Conference with Legal Counsel – Anticipated Litigation  
Significant Exposure to Litigation Pursuant to Paragraph (3) of Subdivision (d) of  
Section 54956.9**

Number of Potential Cases: 1

In the event that not all the items on the closed session agenda have been deliberated in the time provided, the City Council may continue the closed session until the end of the regularly scheduled Council/Board Meeting.

**OPEN SESSION – 7:00 PM**

**PLEDGE OF ALLEGIANCE:**

**INVOCATION:**

**CLOSED SESSION REPORT:**

**PRESENTATIONS/WORKSHOP - Section 1**

1.1 Proclamation: In Honor of Veterans Day

**PUBLIC ADDRESS**

This time is reserved for members of the audience to address the City Council on items of interest that are **not** on the Agenda and that are within the subject matter jurisdiction of the Council.

It is recommended that speakers limit their comments to **no more than 3 minutes** each and it is requested that no comments be made during this period on items on the Agenda. Members of the public wishing to address the Council on items on the Agenda should notify the Mayor when that Agenda item is called.

The Council is prohibited by law from taking any action on matters discussed that are not on the Agenda. No adverse conclusions should be drawn if the Council does not respond to public comment at this time.

Speakers are asked to please **use the microphone and provide their name for the record**. Prior to addressing the Council, any handouts are to be provided to City Clerk who will distribute them to the Council and the appropriate staff.

**COUNCIL AND STAFF REPORTS – Section 2**

**2.1 COUNCIL REPORTS**

Legislative Items  
Oral / Written Reports

**2.2 STAFF REPORTS**

Written/Oral Reports

**CONSENT CALENDAR – Section 3**

All items listed under Consent Calendar are considered to be routine and will be enacted by one motion. For discussion of any Consent Item, it will be made a part of the Regular Agenda at the request of any member of the City Council or any person in the audience.

**3.1 Approval of the October 9, 2018 City Council Meeting Minutes (McClendon)**

**3.2 Review of Monthly Financial Reports for September 2018 (Pruett)**

**PUBLIC HEARINGS – Section 4**

None

**DEFERRED BUSINESS – Section 5**

None

**NEW BUSINESS – Section 6****6.1 A City Council Resolution Authorizing a Waiver of the Lien 2018019332 for 1408 Trinity Avenue (APN 002-021-016) in the Amount of \$8069.50 (Turner)****ANNOUNCEMENTS – Section 7**

- OCT 25 TRINITY PREGNANCY RESOURCE CENTER FANCY HATS & STETSONS BANQUET, CORNERSTONE CHURCH, 5:30 PM
- OCT 27 TRUNK OR TREAT HALLOWEEN, CHOWCHILLA FAIRGROUNDS, 5 PM
- OCT 31 HALLOWEEN (OFFICIAL)
- OCT 31 CHOWCHILLA SKILLED NURSING FACILITY HARVEST FEST, 4-8 PM
- NOV 2 GREENHILLS LIONS CLUB CHRISTMAS EXTRAVAGANZA BINGO, FARNESI'S STEAKHOUSE, 6 PM
- NOV 3 CHOWCHILLA ROTARY DRAWING DINNER, CHOWCHILLA FAIRGROUNDS, 6 PM
- NOV 3 CHOWCHILLA SENIORS HOLIDAY CRAFT SALE, SENIOR CENTER, 8 AM – 3 PM
- NOV 3 SOBER GRAD BINGO, FARNESI'S STEAKHOUSE, 6-9 PM
- NOV 4 DAYLIGHT SAVINGS TIME ENDS, 2 AM
- NOV 10 CHOWCHILLA ATHLETIC FOUNDATION TEXAS HOLD 'EM TOURNAMENT, O'LAUGHLIN HALL (ST. COLUMBA'S), 5 PM
- NOV 11 VETERANS MEMORIAL CEREMONY, VETERANS PARK, 11 AM
- NOV 12 OBSERVED VETERANS DAY HOLIDAY, CITY OFFICES CLOSED
- NOV 13 CITY COUNCIL MEETING, CITY HALL, 7 PM

**ADJOURNMENT**

I, Joann McClendon, CMC, City Clerk, do hereby declare under penalty of perjury that the foregoing agenda was posted at the Chowchilla City Hall, 130 S Second Street, Chowchilla, CA and made available for public review on this 19th day of October 2018 at or before 1:00pm.

---

Joann McClendon, CMC, City Clerk

# *Proclamation*

IN HONOR OF

## **VETERANS DAY NOVEMBER 11, 2018**

WHEREAS, November 11 is originally recognized as the day that an armistice, or temporary cessation of hostilities, went into effect at 11:00AM marking the end of World War I; and

WHEREAS, in November 1919, President Wilson proclaimed November 11 as the first commemoration of Armistice Day; and

WHEREAS, in 1938, the United States Congress approved an Act that made November 11 of each year a legal holiday dedicated to the cause of world peace and as a day set aside to honor veterans of World War I; and

WHEREAS, in 1954, following World War II, the Act of 1938 was amended to replace the word "Armistice" with the word "Veterans" to honor American veterans of all wars; and

WHEREAS, on Veterans Day our Nation comes together to honor and commemorate America's veterans for their patriotism, love of country, and the legacy of their profound service and sacrifice; and

WHEREAS, through their steadfast defense of America's ideals, our service members have ensured our country still stands strong, our founding principles still shine, and nations around the world know the blessings of freedom; and

WHEREAS, the selflessness of our service members is unmatched, and they remind us that there are few things more fundamentally American than doing our utmost to make a difference in the lives of others; and

WHEREAS, just as our veterans stood watch on freedom's frontier, so have they safeguarded the prosperity of our Nation in our neighborhoods, our businesses, and our homes; and

WHEREAS, these patriots have made innumerable contributions to civilian life that serve as a testament to their dedication to the welfare of our country.

NOW THEREFORE, I, Dennis Haworth, Mayor, do hereby proclaim to honor November 11, 2018, as Veterans Day and encourage all citizens to join together for the Veterans Day Commemoration Ceremony on November 11 at 11:00 AM in Veterans Memorial Park, in honor of those who have served to preserve the principles of Justice, Freedom and Democracy.

---

**DENNIS HAWORTH, MAYOR**

City of Chowchilla, County of Madera, State of California



## Item 3.1

# MINUTES

## Chowchilla City Council Meeting

Council Chambers, Chowchilla City Hall  
130 S. Second Street, Chowchilla, CA 93610

[CLICK HERE  
TO RETURN TO  
THE AGENDA](#)

**Tuesday, October 9, 2018  
7:00 p.m.**

### CALL TO ORDER/ROLL CALL:

Mayor: Dennis Haworth

Mayor Pro Tem: Ray Barragan

Council: Waseem Ahmed, John Chavez, Mary Gaumnitz

City staff and contract employees present: City Administrator Brian Haddix, City Attorney David Ritchie, Police Chief Dave Riviere, Fire Chief Harry Turner, Finance Director Rod Pruett, Public Works Director Jason Rogers, City Planner Annalisa Perea, City Clerk Joann McClendon

### CONSIDERATION OF APPROVAL OF AGENDA

Additions and/or Deletions:

Motion by Mayor Pro Tem Barragan, Seconded by Council Member Ahmed to Approve the Agenda as Presented. Motion passed unanimously by voice vote.

### PUBLIC ADDRESS – CLOSED SESSION

No one present.

### CLOSED SESSION – 6:06 PM

**1. Liability Claim Pursuant to Government Code Section 54956.95**

Claimant: Chowchilla-Madera County Fairgrounds (c/o Gene Beels, ICEO)

Agency Claimed Against: City of Chowchilla

**2. Conference with Labor Negotiators Pursuant to Government Code Section 54957.6**

Agency Designated Representatives: City Administrator, City Attorney

Employee Organizations: Chowchilla Police Officer Association, Chowchilla City Employee Association, Chowchilla City Office Employees Association, Chowchilla Mid-Management/Confidential Association and Non-Represented Staff

### OPEN SESSION – 7:02 PM

**PLEDGE OF ALLEGIANCE:** Police Chief Riviere

**INVOCATION:** Mayor Haworth

**CLOSED SESSION REPORT:** Direction given to staff; no reportable action.

**PRESENTATIONS/WORKSHOP - Section 1**

None.

**PUBLIC ADDRESS**

Dennis Ferrera, new resident, offered ideas for children, including disabled children.

**COUNCIL AND STAFF REPORTS – Section 2****2.1 COUNCIL REPORTS**

Legislative Items  
Oral / Written Reports

Council Member Ahmed stopped by the Coffee with a Cop/Donut with a Deputy on his way to the Madera County/City/City of Chowchilla Intergovernmental meeting in Madera.

Council Member Gaumnitz attended Jessica Myers' funeral.

Council Member Chavez attended the Madera County/City/City of Chowchilla Intergovernmental meeting along with Mayor Haworth.

**2.2 STAFF REPORTS**

Written/Oral Reports

City Administrator Haddix attended and/or met with the following: Madera County/City/City of Chowchilla Intergovernmental meeting; micro grid grant meeting with Pacific Gas and Electric; met with various constituents; Alan Hopkins/Alwire; Bobby Kahn; League of California Cities City Manager Meeting in Patterson.

City Clerk McClendon noted that Madera County Economic Development Commission is holding a meeting in Chowchilla tomorrow at 3pm in the Council Chambers. The Compensation and Classification submissions are being reviewed and she is preparing for open enrollment of employee health benefits.

Planner Perea is expecting Full Circle Renewable application soon; Panda Express application in two weeks; Camarena Health Center's sign permit application was approved.

Public Works Director Rogers gave an update on the water wells and other current projects related to his department.

Finance Director Pruett attended the League of California Cities Central Valley Gold Tournament in Patterson, reported on the status of the audit and the Pension Obligation Bonds.

Fire Chief Turner is preparing for Fire Prevention Week events at the local schools and may apply for the Madera County Homeland Security 2017 grant to purchase self-contained breathing apparatus for the department.

Police Chief Riviere reported that the National Coffee with a Cop was a success at Starbucks, working behind the counter serving and taking orders. The Coffee with a Cop/Donut with a Deputy was also a success. He also reported on Valley State Prison changing to a non-designated facility.

**CONSENT CALENDAR – Section 3**

- 3.1 Approval of the September 25, 2018 City Council Meeting Minutes (McClendon)
- 3.2 Review of Monthly Check Register for September, 2018 (Pruett)
- 3.3 A City Council Resolution (85-18) Declaring Certain Unused City Property as Surplus and Authorizing Staff to Dispose of by Sale at a Public Auction (Turner)
- 3.4 A City Council Resolution (86-18) Approving the Master Agreement Between the Madera County Transportation Commission and the City of Chowchilla for the Fiscal Year 2017/2018 Allocation of Regional Surface Transportation Program (RSTP) Exchange Funding and Authorizing the City Administrator or Designee to Sign Necessary Claim Forms to Obtain Future Funding (Rogers)

Motion by Mayor Pro Tem Barragan, Seconded by Council Member Gaumnitz to Approve the Consent Calendar as Presented. Motion passed unanimously by roll call vote.

**PUBLIC HEARINGS – Section 4**

None

**DEFERRED BUSINESS – Section 5**

None

**NEW BUSINESS – Section 6**

- 6.1 A City Council Resolution (87-18) Approving a Legal Services Agreement with Lozano Smith for City Attorney Services; and, Authorize Termination Notice to the City's Current City Attorney, Cota Cole, LLC (Reincorporated as Cole Huber, LLC) (Haddix)

Spoke:  
James Sanchez  
Marlene Holst

Motion by Mayor Pro Tem Barragan, Seconded by Council Member Gaumnitz to Approve City Council Resolution #87-18, Approving a Legal Services Agreement with Lozano Smith for City Attorney Services; and, Authorize Termination Notice to the City's Current City Attorney, Cota Cole, LLC (Reincorporated as Cole Huber, LLC) of Thirty (30) Days. Motion passed unanimously by roll call vote.

- 6.2 Second Reading with Option to Waive the Second Reading and Adoption of Ordinance #491-18, the City's Comprehensive Zoning Ordinance Update (Title 18) of the Chowchilla Municipal Code (Hanham)

Motion by Mayor Haworth, Seconded by Mayor Pro Tem Barragan to Waive the Second Reading of Ordinance #491-18. Motion passed unanimously by voice vote.

**Motion by Council Member Chavez, Seconded by Mayor Pro Tem Barragan to Approve Ordinance #491-18, the City’s Comprehensive Zoning Ordinance Update (Title 18) of the Chowchilla Municipal Code. Motion passed unanimously by roll call vote.**

**ANNOUNCEMENTS – Section 7**

- OCT 14 AMERICAN LEGION & VFW BREAKFAST FUNDRAISER, VFW HALL, 8-11AM
- OCT 15 AIRPORT ADVISORY COMMITTEE MEETING, CITY HALL, 7PM
- OCT 17 PLANNING COMMISSION MEETING, CITY HALL, 7PM
- OCT 18 NATIONAL NIGHT OUT 35<sup>TH</sup> ANNIVERSARY, CONNECT EVENT & 5<sup>TH</sup> ANNUAL MADERA COUNTY LAW ENFORCEMENT FIRE TRUCK PULL, MADERA FAIRGROUNDS, 5-9PM
- OCT 20 CHAMBER OF COMMERCE FARM FEST, CHOWCHILLA FAIRGROUNDS, 6PM
- OCT 23 CITY COUNCIL MEETING, CITY HALL, 7PM

**ADJOURNMENT**

This Meeting was Adjourned in Memory of Peggy Bernard and Mr. Gwartney.

Motion by Mayor Pro Tem Barragan, Seconded by Council Member Ahmed to Adjourn the October 9, 2018 Regular City Council Meeting at 8:09PM. Motion passed unanimously by voice vote.

ATTEST:

APPROVED:

\_\_\_\_\_  
Joann McClendon, CMC, City Clerk

\_\_\_\_\_  
Mayor Dennis Haworth





## REPORT TO THE CITY COUNCIL

Meeting of: October 23, 2018

---

**AGENDA SECTION:** Consent

**SUBJECT:** **Consideration of Monthly Financial Statements**

**PREPARED BY:** Rod Pruett, City Treasurer/Finance Director

**ATTACHMENTS:** September 2018 Budget vs Actual and Balance Sheet

REVIEWED BY ADMINISTRATOR

REVIEWED BY ATTORNEY

REVIEWED BY FINANCE

---

**RECOMMENDATION:**

Approve the September 2018 Financial Statements shown in the attachment.

**BACKGROUND:**

Staff provides Council with monthly financial information as an ongoing financial status update.

**REASON FOR RECOMMENDATION:**

The monthly financial statements consist of a Budget vs Actual and a Balance Sheet for the General Fund. The Budget vs Actual shows the current year Revenues and Expenses by Department in summary form compared to the current year budget, as well as the prior year revenues and expenses compared to budget for the same time period. This report presents year-to-date amounts. The Balance Sheet shows the Assets, Liabilities and Fund Balance at the time the report is generated. This provides an overview of cash, amounts owed to the City, amounts the City owes and the fund balance at a specific point in time.

The financial statements are being presented as an overview of the City's finances and are not meant to be a comprehensive in-depth review. As a reference to compare to the percentage columns in the report, the percentage of the year that has expired is 25%.

If there are questions regarding the actual amounts or budget vs actual variances, please forward your questions to me in enough time before the meeting for staff to research them.

**FISCAL IMPACT:**

**Revenues**

**General Admin-** This account will usually be below the % because it is cyclical with VLF and Property Tax payments which we only receive 2 times per year. Nothing out of the ordinary at this point.

**General Services-** This represents transfers in from bond proceeds for the remainder of the JCI project that has not happened yet.

**City Property Rents-** We bill the County for the whole year's rent for the Social Services Building so it is in our Accounts Receivable module.

**Police Sworn-** A lot of this revenue is grant based which we have not received yet.

**Police Net-** This is reimbursement for expenses through the county and we usually bill quarterly.

**K-9 & Animal Control-** These departments are no longer accounted for separate from Police Sworn so there should be no activity. Any activity needs to be moved to Police Sworn, which is where the budget is.

**Fire Services-** Received grant revenue from Cal Fire for purchase of equipment.

**Building & Code Enforcement-** There is \$50k in admin citations for August in relation to a businesses and a residential lot that were not up to code.

**Parks and Facilities-** Most of this revenue is generated through allocations from LLMD that are done quarterly and a grant for tree inventory in which the project has not happened yet.

### Expenses

Any department that has payroll associated with it will be over the % for the current month because we paid the whole year's amount of PERS Unfunded Liability (Roughly \$700k total of which \$500k belongs to the General Fund) up front which saved the City's General Fund roughly \$30k. I will only discuss below departments that have a variance from budget not due to this advance payment.

**City Attorney-** We have some discrepancies in the billings for July and August so the invoices are being held until they get cleared up.

**General Services-** Most has to do with JCI project costs that have not occurred yet.

**City Property Rents-** Annual CWD property taxes were paid in July.

**NOTE: The budget changed from August of (196,938) to (\$389,148). This is an increase in expenses of \$192,750 due to the following:**

- 1) **Vehicle acquisitions-** \$162k budgeted for in the PY but was not purchased and the PY budget did not get rolled over into the CY. Fund Balance is used since our Fund Balance was increased from the PY since we did not incur the expenses.
- 2) **Fire equipment-** \$15k budgeted for in the PY but was not purchased and the PY budget did not get rolled over into the CY. Fund Balance is used since our Fund Balance was increased from the PY since we did not incur the expenses.
- 3) **Parks equipment-** \$15k budgeted for in the PY but was not purchased and the PY budget did not get rolled over into the CY. Fund Balance is used since our Fund Balance was increased from the PY since we did not incur the expenses.

### ALTERNATIVES:

Pull the item for further discussion.

### ACTIONS FOLLOWING APPROVAL:

None.

	Prior Budget	Prior Actual	Percent	Current Budget	Current Actual	Difference	Percent
<b>GENERAL FUND</b>							
<b>GENERAL ADMINISTRATION</b>							
Total Expenditure:	30,566.00	31,048.43	0%	<b>30,500.00</b>	<b>416.60</b>	<b>30,083.40</b>	<b>1%</b>
Total Revenue:	6,228,299.00	6,226,455.72	6%	<b>6,359,168.00</b>	<b>286,425.84</b>	<b>6,072,742.16</b>	<b>5%</b>
<b>CITY COUNCIL</b>							
Total Expenditure:	67,400.00	49,976.56	13%	<b>81,436.00</b>	<b>13,289.73</b>	<b>68,146.27</b>	<b>16%</b>
Total Revenue:	.00	1,036.39	0%	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>0%</b>
<b>CITY CLERK</b>							
Total Expenditure:	201,783.00	166,273.40	8%	<b>156,009.00</b>	<b>43,938.69</b>	<b>112,070.31</b>	<b>28%</b>
Total Revenue:	318.00	680.29	0%	<b>.00</b>	<b>173.93</b>	<b>173.93-</b>	<b>0%</b>
<b>CITY ATTORNEY</b>							
Total Expenditure:	385,902.00	366,867.18	5%	<b>130,000.00</b>	<b>3,328.15</b>	<b>126,671.85</b>	<b>3%</b>
Total Revenue:	511,702.00	511,701.67	0%	<b>514,000.00</b>	<b>514,666.67</b>	<b>666.67-</b>	<b>100%</b>
<b>GENERAL SERVICES</b>							
Total Expenditure:	4,168,713.50	3,612,162.38	0%	<b>1,658,992.00</b>	<b>38,316.99</b>	<b>1,620,675.01</b>	<b>2%</b>
Total Revenue:	3,505,185.00	2,945,222.18	0%	<b>560,000.00</b>	<b>.00</b>	<b>560,000.00</b>	<b>0%</b>
<b>ADMINISTRATIVE SERVICES</b>							
Total Expenditure:	300,369.00	298,233.78	17%	<b>320,990.00</b>	<b>78,370.03</b>	<b>242,619.97</b>	<b>24%</b>
Total Revenue:	349.00	644.43	0%	<b>.00</b>	<b>217.42</b>	<b>217.42-</b>	<b>0%</b>
<b>CITY PROPERTY - RENTS</b>							
Total Expenditure:	65,305.00	62,159.63	3%	<b>42,787.00</b>	<b>12,264.35</b>	<b>30,522.65</b>	<b>29%</b>
Total Revenue:	162,303.00	164,799.07	3%	<b>124,096.00</b>	<b>106,156.11</b>	<b>17,939.89</b>	<b>86%</b>
<b>FINANCE DEPARTMENT</b>							
Total Expenditure:	662,525.00	660,817.20	12%	<b>712,326.00</b>	<b>173,629.91</b>	<b>538,696.09</b>	<b>24%</b>
Total Revenue:	3,657.00	5,411.48	7%	<b>2,600.00</b>	<b>1,929.97</b>	<b>670.03</b>	<b>74%</b>
<b>PROPERTY TAXES</b>							
Total Expenditure:	539.00	539.40	0%	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>0%</b>
<b>POLICE - SWORN</b>							
Total Expenditure:	3,133,164.00	3,045,896.27	13%	<b>3,638,947.00</b>	<b>953,399.14</b>	<b>2,685,547.86</b>	<b>26%</b>
Total Revenue:	447,072.00	507,724.33	1%	<b>357,647.00</b>	<b>41,832.88</b>	<b>315,814.12</b>	<b>12%</b>
<b>POLICE - NET</b>							
Total Expenditure:	103,108.00	68,545.57	5%	<b>241,289.00</b>	<b>71,901.97</b>	<b>169,387.03</b>	<b>30%</b>
Total Revenue:	102,481.00	68,545.57	0%	<b>192,000.00</b>	<b>289.89</b>	<b>191,710.11</b>	<b>0%</b>
<b>POLICE - K-9</b>							
Total Expenditure:	175,700.00	154,417.24	10%	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>0%</b>
Total Revenue:	363.00	900.91	0%	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>0%</b>
<b>FIRE SERVICES</b>							
Total Expenditure:	425,450.00	365,410.90	9%	<b>427,979.00</b>	<b>104,535.02</b>	<b>323,443.98</b>	<b>24%</b>
Total Revenue:	6,045.00	6,273.76	1%	<b>1,134.00</b>	<b>12,179.45</b>	<b>11,045.45-</b>	<b>1074%</b>
<b>ANIMAL CONTROL</b>							
Total Expenditure:	186,341.00	113,772.68	7%	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>0%</b>
Total Revenue:	7,942.00	8,421.43	30%	<b>.00</b>	<b>.00</b>	<b>.00</b>	<b>0%</b>
<b>PLANNING &amp; ZONING</b>							
Total Expenditure:	514,648.00	495,508.64	8%	<b>453,550.00</b>	<b>69,879.85</b>	<b>383,670.15</b>	<b>15%</b>
Total Revenue:	12,274.00	25,798.87	0%	<b>8,500.00</b>	<b>6,388.42</b>	<b>2,111.58</b>	<b>75%</b>
<b>BUILDING &amp; CODE ENFORCEMENT</b>							
Total Expenditure:	201,585.00	188,441.30	8%	<b>256,286.00</b>	<b>65,917.92</b>	<b>190,368.08</b>	<b>26%</b>
Total Revenue:	364,364.00	454,210.51	18%	<b>255,800.00</b>	<b>148,381.47</b>	<b>107,418.53</b>	<b>58%</b>
<b>SENIOR SERVICES</b>							
Total Expenditure:	48,651.00	46,879.30	9%	<b>50,215.00</b>	<b>15,906.25</b>	<b>34,308.75</b>	<b>32%</b>
Total Revenue:	381.00	284.90	0%	<b>200.00</b>	<b>144.95</b>	<b>55.05</b>	<b>72%</b>
<b>PARKS AND FACILITIES</b>							
Total Expenditure:	462,779.00	399,888.80	14%	<b>597,721.00</b>	<b>141,037.74</b>	<b>456,683.26</b>	<b>24%</b>
Total Revenue:	78,442.00	59,902.61	18%	<b>224,095.00</b>	<b>442.08</b>	<b>223,652.92</b>	<b>0%</b>
<b>COMMUNITY RELATIONS</b>							
Total Expenditure:	179,801.00	176,832.37	2%	<b>201,561.00</b>	<b>51,038.38</b>	<b>150,522.62</b>	<b>25%</b>

	<u>Prior Budget</u>	<u>Prior Actual</u>	<u>Percent</u>	<u>Current Budget</u>	<u>Current Actual</u>	<u>Difference</u>	<u>Percent</u>
Total Revenue:	13,710.00	13,103.01	3%	<b>12,200.00</b>	<b>4,459.22</b>	<b>7,740.78</b>	<b>37%</b>
GENERAL FUND Revenue Total:	11,444,887.00	11,001,117.13	4%	<b>8,611,440.00</b>	<b>1,123,688.30</b>	<b>7,487,751.70</b>	<b>13%</b>
GENERAL FUND Expenditure Total:	11,314,329.50	10,303,671.03	7%	<b>9,000,588.00</b>	<b>1,837,170.72</b>	<b>7,163,417.28</b>	<b>20%</b>
Net Total GENERAL FUND:	130,557.50	697,446.10	-241%	<b>389,148.00-</b>	<b>713,482.42-</b>	<b>324,334.42</b>	<b>183%</b>
Net Grand Totals:	130,557.50	697,446.10	-241%	<b>389,148.00-</b>	<b>713,482.42-</b>	<b>324,334.42</b>	<b>183%</b>

CITY OF CHOWCHILLA  
BALANCE SHEET  
SEPTEMBER 30, 2018

GENERAL FUND

ASSETS

	<hr/>		
100-0100-0000-0200-000	CASH - COMBINED FUND	( 10,468,245.97)	
100-0100-0000-0201-001	CASH DRAWER	2,000.00	
100-0100-0000-0202-000	PRE-PAID POSTAGE ACCOUNT	823.85	
100-0100-0000-0209-000	CASH IN LAIF	13,254,811.24	
100-0100-0000-0222-000	INTERGOVERNMENTAL A/R	1,317.60	
100-0100-0000-0224-000	A/R MODULE ONLY RECEIVALBLE	131,035.70	
100-0100-0000-0226-000	ADVANCE TO OTHER FUNDS	542,559.22	
100-0100-0000-0227-000	LIENS RECEIVABLES GENERAL	279,187.08	
100-0100-0000-0229-000	A/R BUSINESS LICENSE	120,815.65	
100-0100-0000-0232-000	ALLOWANCE FOR DOUBTFUL N	( 395,000.00)	
100-0100-0000-0260-000	NOTES RECEIVABLE-GENERAL	395,000.00	
		<hr/>	
	TOTAL ASSETS		<u>3,864,304.37</u>

LIABILITIES AND EQUITY

LIABILITIES

	<hr/>		
100-0200-0000-0420-000	TRADE PAYABLES	41,592.61	
100-0200-0000-0421-001	BONDS FOR WORK-REFUNDABLE	6,500.00	
100-0200-0000-0465-000	UNCLAIMED PROP/STALE DATED	979.47	
		<hr/>	
	TOTAL LIABILITIES		49,072.08

FUND EQUITY

	<hr/>		
100-0300-0000-0602-000	RESERVE FOR L/T A/R	542,559.22	
	UNAPPROPRIATED FUND		
100-0300-0000-0601-000	BALANCE FUND BALANCE	3,075,108.64	
100-0300-0000-0601-004	RESERVE FOR CONTINGENCIES	910,223.00	
100-0300-0000-0601-005	DESIGNATED FOR PREPAID ITEMS	823.85	
	REVENUE OVER EXPENDITURES	( 713,482.42)	
		<hr/>	
	BALANCE - CURRENT DATE	3,272,673.07	
		<hr/>	
	TOTAL FUND EQUITY		<u>3,815,232.29</u>
			<hr/>
	TOTAL LIABILITIES AND EQUITY		<u>3,864,304.37</u>

# CITY OF CHOWCHILLA CALIFORNIA



Item 6.1

[CLICK HERE TO RETURN TO THE AGENDA](#)

## REPORT TO THE CITY COUNCIL

Meeting of: October 23, 2018

---

**AGENDA SECTION:** New Business

**SUBJECT:** A Council Resolution Authorizing a Waiver of the Lien 2018019332 for 1408 Trinity Avenue (APN 002-021-016) in the Amount of \$8069.50

**PREPARED BY:** Harry Turner, Fire Chief/Code Enforcement Officer

**ATTACHMENTS:** Resolution

REVIEWED BY ADMINISTRATOR

REVIEWED BY ATTORNEY

REVIEWED BY FINANCE

---

**RECOMMENDATION:**

That the Council approve the waiver of the following: Trinity Avenue Lien #2018019332 in the amount of \$8069.50. This property was liened with wrong property owner information.

**BACKGROUND:**

The property located at 1408 Trinity Avenue experienced a fire in residence on approximately February 27, 2017. At the time of the fire the property was boarded up. There was significant damage due to the fire and the incident was reported to the building department. The building department continued to try to work with the owners of record at the time and the owners failed to make any significant progress to demolish or rehab the property. Code enforcement then began fining the owner of record for failing to bring the property into compliance with building codes and Chowchilla City codes. As a result of the accumulation of fines and the lack of payment of those fines, the Finance Department filed a lien with Madera County for the unpaid fines, interest and costs to place a lien on the property. City staff used a program frequently relied on to provide property owner information. When City staff went to file the lien the second time it was discovered there was an ownership change that was not reflected on the initial lien attempt. The new owner of record was then billed for the liens.

The new owner came to City Hall to meet with the Finance Department regarding the liens and with the Building Department to obtain permits to demolish the current residence and construct a new home.

**REASON FOR RECOMMENDATION:**

The City Administrator, Finance Director and Building Inspector have all reviewed this case and are in agreement the current property owner was initially unaware of any code enforcement actions for this property nor were these actions disclosed by the previous property owner. Due to the delay in having updated property owner information and the current property owner not having the knowledge of the code enforcement action, along with the desire of the current property owner to demolish the property and build a new residence on the property, City staff believes it is in the best interest of the City and the neighborhood to waive the liens with the exception of the recording fees of \$48.00 which the current property owner will pay.

There are no out of pocket expenses regarding this action with the exception of staff time for issuance of the initial Administrative Fines. The only out of pocket expense (recording costs) will be paid by the current property owner.

**FISCAL IMPACT:**

No out of pocket expense. Recording fees of \$48.00 to be paid by current property owner.

**ALTERNATIVES:**

Take no action with risk of litigation from property owners. Delay in demolition of burned residence and delay in construction of new residence.

**ACTIONS FOLLOWING APPROVAL:**

Collect Lien fee from current owner of record in the amount of \$48.00.

Record release of liens with Madera County.

Notify property owners of lien release when completed.

**COUNCIL RESOLUTION # -18**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHOWCHILLA, CALIFORNIA  
AUTHORIZING A WAIVER OF THE LIEN 2018019332 FOR 1408 TRINITY AVENUE (APN 002-021-  
016) in the Amount of \$8069.50**

**WHEREAS**, the City of Chowchilla recorded a lien on the property located at 1408 Trinity Avenue, Chowchilla, CA. in August of 2018; and

**WHEREAS**, the City of Chowchilla has received a request for removal of the Lien and Code Enforcement violation on 1408 Trinity Avenue, Chowchilla, CA; and

**WHEREAS**, the Code Enforcement action and Lien on this property total \$8,117.50; and

**WHEREAS**, the current property owner has agreed to pay the recording fee of \$48.00; and

**WHEREAS**, City Council has authorized removal of the lien as the lien was placed with incorrect information at the time in the amount of \$8,069.50.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Chowchilla hereby finds and determines the following:

1. The above recitals are true and correct.
2. Council further authorizes City Administrator remove the Lien.
3. This Resolution is effective immediately upon adoption.

**PASSED AND ADOPTED** by the City Council of the City of Chowchilla this 23rd day of October, 2018 by the following vote to wit:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

APPROVED:

\_\_\_\_\_  
Dennis Haworth, Mayor

ATTEST:

\_\_\_\_\_  
Joann McClendon, CMC  
City Clerk