



21900 Colorado Avenue, P.O. Box 758, San Joaquin, CA 93660
(559) 693-4311, (559) 693-2193 (fax), www.cityofsanjoaquin.org

**SAN JOAQUIN CITY COUNCIL MEETING
SAN JOAQUIN SENIOR CENTER
21991 COLORADO AVE (B)
SAN JOAQUIN, CA
TUESDAY JUNE 6, 2023
6:00 P.M.**

**MEMBERS OF THE COUNCIL WILL BE IN ATTENDANCE AT THE MEETING.
MEMBERS OF THE PUBLIC MAY ATTEND AND PARTICIPATE IN THIS MEETING
IN PERSON OR BY ZOOM OR SUBMIT WRITTEN COMMENTS AT CITY HALL OR
BY EMAIL PRIOR TO THE MEETING AT lupee@cityofsanjoaquin.org.**

ZOOM INFORMATION:

<https://us02web.zoom.us/j/89098978294?pwd=VllqeGx3NElZNStOMUZvMTdmOWc4Zz09>

MEETING ID: 890 9897 8294

PASSCODE: 458064

TELEPHONE NUMBER: 1-669-900-9128

The City Council welcomes you. All attendees are advised that pagers, cell phones, and any other communication devices should be powered off upon entering the Council meeting.

The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.

For each agenda item considered by the Council there will first be a staff presentation followed by a presentation from the involved individuals. Public comments from those in attendance will then be taken. All public comments will be limited to three minutes per person.

1. CALL TO ORDER – PLEDGE OF ALLEGIANCE – ROLL CALL

Julia Hernandez	Mayor
Adam Flores	Mayor Pro Tem
Cristina Covarrubia	Councilmember
Abel Lua	Councilmember
Martha Mejia	Councilmember

2. APPROVAL OF AGENDA –

3. PRESENTATION-

A. SUBJECT- Presentation by Westlands Water District to present and recognize the 2023 High School Scholarship Recipient. *(Informational Only)*

B. SUBJECT- Presentation by Fresno Regional Workforce Development Board
(Informational Only)

4. PROCLAMATION-

A. SUBJECT- Consideration and approval of Proclamation honoring Deputy Jaime Mendoza of the Fresno County Sheriff's Department.

RECOMMENDATION- Council to approve Proclamation honoring Deputy Jaime Mendoza of the Fresno County Sheriff's Department. *(Enclosure P. 1 Action Item)*

5. CONSENT CALENDAR -

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 considered separately at the request of any member of the City Council or any person in the audience -

A. SUBJECT: Meeting Minutes May 2, 2023

RECOMMENDATION: Council approve Meeting Minutes of May 2, 2023 as presented– *(Enclosure P. 2-5 Action Item)*

B. SUBJECT: Warrants #'s 054171-054274

RECOMMENDATION: Council approve Warrant #'s 054171-054274 as presented-
(Enclosure P. 6-17 Action Item)

6. SHERIFF REPORT – (P. 18)- Informational Only

7. CITY MANAGER REPORT - Informational Only

8. CITY ATTORNEY REPORT – *Informational Only*

9. COUNCILMEMBER COMMUNICATIONS/ANNOUNCEMENTS/AGENDA ITEMS -

This portion of the meeting is reserved for the Mayor and Councilmembers (i) to make brief reports on boards, committees, and other public agencies, and at public events, (ii) to initiate new matters and to request updates, (iii) and to initiate new agenda items. Under this section the Council may take action only on items specifically agendaized and which meet other requirements for actions.

10. PUBLIC FORUM -

This part of the meeting is for members of the public to address the City Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the City Council of the City of San Joaquin. If you wish to comment on an item which is not on the agenda, you may do so at this time and each speaker is limited to three (3) minutes. Speakers are asked, but not required, to state their name and address and to use the microphone. The Council is prohibited by law from taking action on items not on the agenda. Discussion shall be limited to referring the item to staff and possible scheduling on a future council agenda.

11. PUBLIC HEARINGS-

A. Public Hearing Regarding Annual Levy for Landscape of Assessment District No. 92-3

SUBJECT- Conduct Public Hearing and consider approval of Resolution No. 2023-21. Confirming Diagram and Assessment for the Annual Levy for 2023-2024 of Assessment District. No. 92-3.

RECOMMENDATION- Council approve **Resolution No. 2023-21** Confirming Diagram and Assessment for the Annual Levy for 2023-2024 of Assessment District No. 92-03. *(Enclosure P. 19-22 Action Item)*

12. PLANNING COMMISSION-

13. OLD BUSINESS-

14. NEW BUSINESS –

- A. SUBJECT-** Consideration adopting Resolution No. 2023-22. A resolution approving Senate of California Transpiration Commission Senate Bill (SB) 1 proposed List form.

RECOMMENDATION- Council adopt **Resolution No. 2023-22** Approving the City of San Joaquin FY 2023/2024 List of Eligible Projects for Funding from the Road Maintenance and Rehabilitation Account (RMRA) Created By Senate Bill 1: Road Repair and Accountability Act of 2017, and Authorizing the City Manager to File with the California Transportation Commission the Project List and Annual Expenditure Report for FY 2023/2024 RMRA Funding. *(Enclosure P. 23-29 Action Item)*

- B. SUBJECT**- Consideration and approval of Resolution No. 2023-23. Authorizing Participation in and Approving the Amended and Restated Joint Exercise of Powers Agreement of the First Risk Management Services Joint Powers Authority.

RECOMMENDATION- Council approve **Resolution No. 2023-23**. Authorizing Participation in and Approving the Amended and Restated Joint Exercise of Powers Agreement of The Fire Risk Management Services Joint Powers Authority. *(Enclosures P. 30-53 Action Item)*

- C. SUBJECT**- Consideration and approval Resolution No. 2023-24. Continuing Expenditures and Revenues in Accordance with the FY 2022-23 City Budget in Lieu of Timely FY 2023-2024 Budget

RECOMMENDATION- Council approval of **Resolution No. 2023-24**. Approving Continuing Expenditures and Revenues in Accordance with Fiscal Year 2022-2023 City Budget in Lieu of the Timely Fiscal Year 2023-2024 Budget. *(Enclosure P. 54-56 Action Item)*

- D. SUBJECT**- Consideration and discussion Rescheduling the Regular City Council Meeting of July 4, 2023 to an alternative date.

RECOMMENDATION- Council approve rescheduling the regular City Council Meeting of July 4, 2023 to an alternative date.

15. CLOSED SESSION –

- A.** Conference with Labor Negotiators pursuant to Government Code §45957.6
Agency Representatives: Mayor Hernandez and Mayor Pro Tem Flores
Unrepresented Employee: City Manager

16. ADJOURN MEETING –

NOTICE OF ADA COMPLIANCE: If you or anyone in your party needs assistance in order to attend the City Council meeting, or if you require auxiliary aids or services, e.g. hearing aids or signing services to make a presentation to the City Council, the City is Happy to assist you. Please contact City Office at (559) 693-4311 ext. 2200 so such aids or services can be arranged. Request may also be made by email to the City Clerk at lupee@cityofsanjoaquin.org or mailed to San Joaquin City Hall, P.O. Box 758, San Joaquin, CA 93660. Accommodations should be requested

as early as possible as additional time may be required in order to provide the request accommodation is suggested.

NOTICE OF AVAILABILITY OF AGENDA MATERIALS: Any writings or documents provided to a majority of the City Council regarding within 72 hours of the meeting regarding any items on this agenda will be made available for public inspection at the City Clerk's Office located at City Hall 21900 Colorado Avenue during normal business hours and on the City's website at www.cityofsanjoaquin.org

CERTIFICATION OF POSTING

I, Lupe Estrada, City Clerk of the City of San Joaquin, do hereby declare that the foregoing agenda for the San Joaquin City Council regular meeting of Tuesday, June 6, 2023 was posted at the following locations: City Hall, 21900 Colorado Avenue, San Joaquin Senior Center, 21991 Colorado Ave (B) and US Post Office 8667 Ninth Street on Friday, June 2, 2023 by 4:00 P.M.

**** NEXT REGULAR COUNCIL MEETING IS SCHEDULED TO BE HELD JULY 4, 2023, BUT MAY BE ON AN ALTERNATE DATE DUE TO THE HOLIDAY ****



**CITY OF SAN JOAQUIN
PROCLAMATION OF THE CITY COUNCIL
HONORING DEPUTY JAIME MENDOZA OF THE FRESNO COUNTY SHERIFF'S
DEPARTMENT**

WHEREAS, Deputy Jaime Mendoza was appointed to be the School Resource Officer in the Golden Plains Unified School District; and

WHEREAS, his assignment was to spend time working with the youth of San Joaquin and surrounding areas by visiting school campuses, monitoring activity, giving educational presentations, and participating in events with students and the community; and

WHEREAS, the schools he is assigned to and protects are Tranquillity High School, Tranquillity Elementary School, San Joaquin Elementary School, Cantua Creek Elementary School, Helm Elementary School, and Rio Del Rey Continuation School; and

WHEREAS, In December, 2022, Deputy Mendoza received multiple reports from students at Tranquillity High School about the possibility of a student carrying out a shooting at the school; and

WHEREAS, Deputy Mendoza acted quickly, ascertaining the viability of the threat, conducting an urgent investigation, and determining the identity of the student making these threats; and

WHEREAS, he took action directly by contacting the family of the student, convincing them to allow him to search their residence for evidence of any intent to carry out the threats published on social media and communicated to other students; and

WHEREAS, during the search, Deputy Mendoza discovered a loaded semi-automatic handgun in the student's backpack in his bedroom, allowing the Deputy to verify the means existed to carry out the student's threat; and

WHEREAS, Deputy Mendoza's swift and precise actions prevented a tragic outcome for everyone involved, especially the children that he works so hard to protect; and

NOW THEREFORE, BE IT PROCLAIMED, by the City Council of the City of San Joaquin, that it recognizes and honors Deputy Jaime Mendoza for his life-saving actions in service to our schools, our children, and families of our communities.

Given under my hand and seal of the City of San Joaquin this this 6th day of June 2023.

Julia Hernandez, Mayor





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SAN JOAQUIN CITY COUNCIL REGULAR MEETING
AND
PLANNING COMMISSION MEETING MINUTES
TUESDAY MAY 2, 2023

1. CALL TO ORDER – **Called to order by Mayor Julia Hernandez at 6:03 P.M.**

PLEDGE OF ALLEGIANCE, ROLL CALL AND DECLARATION OF QUORUM-

Julia Hernandez	Present
Adam Flores	Present
Cristina Covarrubia	Present
Abel Lua	Present
Martha Mejia	Present

Staff Present was: Hilda Montoy, City Attorney, Elizabeth Nunez, City Manager, Lupe Estrada, City Clerk

Guest Present: See Attached List.

2. APPROVAL OF AGENDA

Motion: Mayor Pro Tem Adam Flores moved to approve the Agenda as presented. The motion was seconded by Councilmember Abel Lua and approved by the following votes: 5 Ayes.

3. PRESENTATION-

A. SUBJECT- Presentation by Fresno County Economic Development Corporation (EDC)-

Presentation was given by Fresno County Economic Development Corporation (EDC) Representatives.

4. CONSENT CALENDAR -

A. SUBJECT: Meeting Minutes April 10, 2023.

RECOMMENDATION: Council approve Meeting Minutes of April 10, 2023 as presented

B. SUBJECT: Warrants #'s 054100-054164

RECOMMENDATION: Council approve Warrant #'s 054100-054164 as presented.

- C. SUBJECT- Consider Resolution No. 2023-19. Intention to Levy and Collect the Annual Assessment for Assessment District No. 92-3 and set a time and place for a Public Hearing (Pursuant to the Landscaping and Lighting Act of 1972).

RECOMMENDATION- Council adopt Resolution No. 2023-19 and declare the City's intention to levy and collect the Annual Assessment for Assessment District No. 92-3, and hold a public hearing on June 6, 2023 to hear public testimony regarding the assessment.

Motion: Mayor Julia Hernandez moved to approve Consent Calendar items 4A, 4B and 4C as presented. The motion was seconded by Mayor Pro Tem Adam Flores and approved by the following votes: 5 Ayes

5. SHERIFF REPORT- **Deputy Vasquez presented the Sheriff's report for the Month of April 2023.**
6. CITY MANAGER REPORT - *Informational Only*
7. CITY ATTORNEY REPORT — *Informational Only*
8. COUNCILMEMBER COMMUNICATIONS/ANNOUNCEMENTS/AGENDA ITEMS-
9. PUBLIC FORUM - **None**
10. PUBLIC HEARINGS- **None**

RECESS AND CONVENE AS PLANNING COMMISSION- 6:52 P.M.

11. PLANNING COMMISSION-

- A. SUBJECT- Consideration of Conditional Use Permit No. CUP 23-02, to allow for the establishment of a restaurant including adopting a finding of Categorical Exemption per Section 15332 of the CEQA Guidelines for Ayala.

RECOMMENDATION- Planning Commission conduct a public Hearing, deliberate and by motion adopt Resolution No. 2023-01 approving the Conditional Use Permit for Tacos Ayala 1 Inc. for a restaurant located at 21651 W. Manning Avenue.

Public Hearing opened at 6:52 PM – Public Hearing closed at 6:53. There were no public comments.

Planning Commissioner Adam Flores moved to approve Resolution No. 2023-01 approving the Conditional Use Permit No. CUP 20-02 as presented. The motion was seconded by Commission Abel Lua and approved by the following votes: 5 Ayes

ADJOURN PLANNING COMMISSION AND RECONVENE CITY COUNCIL MEETING at 6:54 P.M.

12. OLD BUSINESS- none

13. NEW BUSINESS –

A. SUBJECT- Consideration of Amendment to Agreement for Legal Services with Montoy Law Corporation.

RECOMMENDATION- Adopt Resolution No. 2023-20 approving Amendment No. 1 to agreement for legal services with Montoy Law Corporation adjusting rates.

Motion: Mayor Pro Tem Adam Flores moved to approve Resolution No. 2023-20 approving Amendment No. 1 to agreement for legal services with Montoy Law Corporation adjusting rates. The motion was seconded by Councilmember Abel Lua and approved by the following votes: 5 Ayes.

14. CLOSED SESSION –

Pursuant to Government Code §54957
Public Employee Performance Evaluation
Title- City Manager

Mayor announced going into closed session at 6:58 P.M. Came out of closed session at 8:17 P.M. No reportable action.

15. ADJOURN MEETING – **Meeting Adjourned at 8:17 P.M.**

Mayor Julia Hernandez moved to adjourn the meeting at 8:17 P.M. The motion was seconded by Councilmember Abel Lua and approved by the following votes: 5 Ayes

VOLUNTARY CITY COUNCIL MEETING ATTENDANCE SHEET

Date: May 2, 2023



	GUEST NAME	COMPANY	CITY
	Julian Ramos	Fresno EDC	
1	Manuela Lara	Fresno EDC	
2	Eric Vortberg	Rincon	
3	Will Oliver	Fresno GDC	
4	Mai See Vang	Fresno EDC	
5	Cody Laird	Fresno EDC	
6	Spencer Bremer	Fresno EDC	
7	Pedro Ayala	Tacos Ayala	
8	Maria Ayala	Tacos Ayala	
9	Celina Rossetti	Alzar Program	San Joaquin
10	Miriam Munillo	Alzar Program	San Joaquin
11	Maria Ramirez		
12	Valentina Peña		
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REPORT.: May 31 23 Wednesday
 UN...: May 31 23 Time: 15:55
 un By.: Cindy Torres

CITY OF SAN JOAQUIN
 Automatic Check Listing/Update
 Control Date.: 05/31/23 Cash Account No.: 999 10110

PAGE: 001
 ID #: PY-CL
 CTL.: SAN

Invoice No	Description	Invoice Date	Actual Period	Tm	Discount		Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal		G/L	Account No			
Check #.: 054242 Check Date.: 05/31/23		Vendor I.D.: ADA01 (ADAMS ASHBY GROUP LLC)							
4981-	GENERAL ADMINISTRATION FOR 18-CDBG-12917 WELL #6	05/31/23	05-23	A	100	39025	4400.00	.00	4400.00
		05/31/23	11-23						
4982-	GENERAL ADMINISTRATION FOR GANG PREVENTION PROGRAM	05/31/23	05-23	A	100	39025	1250.00	.00	1250.00
		05/31/23	11-23						
4983-	GENERAL ADMINISTRATION FORCV2-3-00089 FOOD PROGRAM	05/31/23	05-23	A	100	39025	1000.00	.00	1000.00
		05/31/23	11-23						
** Vendor's Subtotal ----->							6650.00	.00	6650.00
Check #.: 054243 Check Date.: 05/31/23		Vendor I.D.: AGA00 (AGAVE DOGS RESCUE)							
001-	TRANSPORT & PROVIDE VETERINARY CARE DOGS TO OREGON	05/31/23	05-23	A	100	39025	450.00	.00	450.00
		05/31/23	11-23						
Check #.: 054244 Check Date.: 05/31/23		Vendor I.D.: AT&T1 (AT&T)							
C30530-	TELEPHONE SERVICES FOR 559.693.2509	05/30/23	05-23	A	100	39025	95.15	.00	95.15
		05/31/23	11-23						
Check #.: 054245 Check Date.: 05/31/23		Vendor I.D.: AT&T2 (AT&T)							
C30530-	TELEPHONE SERVICES FOR 559.693.4311	05/30/23	05-23	A	100	39025	119.43	.00	119.43
		05/31/23	11-23						
Check #.: 054246 Check Date.: 05/31/23		Vendor I.D.: AT&T6 (AT&T)							
C30530-	TELEPHONE SERVICES FOR 559.846.8083	05/30/23	05-23	A	100	39025	14.18	.00	14.18
		05/31/23	11-23						
Check #.: 054247 Check Date.: 05/31/23		Vendor I.D.: BSK01 (BSK ASSOCIATES ENGINEERS)							
AG11075-	WATER ANALYSIS	05/30/23	05-23	A	100	39025	100.00	.00	100.00
		05/31/23	11-23						
Check #.: 054248 Check Date.: 05/31/23		Vendor I.D.: COR01 (CORBIN WILLITS SYSTEMS)							
OC305151-	ENHANCEMENT AND SERVICES FEES	05/30/23	05-23	A	100	39025	433.27	.00	433.27
		05/31/23	11-23						
Check #.: 054249 Check Date.: 05/31/23		Vendor I.D.: CSG00 (CSG CONSULTANTS, INC)							
50871-	PROFESSIONAL CODE ENFORCEMENT SERVICES	05/30/23	05-23	A	100	39025	2900.00	.00	2900.00
		05/31/23	11-23						
Check #.: 054250 Check Date.: 05/31/23		Vendor I.D.: DEL03 (DE LAGE LANDEN FINANCIAL SERVICES, INC.)							
79929889-	LEASE FOR SHARP/MX-6071 PRINTER AT CITY HALL	05/31/23	05-23	A	100	39025	162.92	.00	162.92
		05/31/23	11-23						
Check #.: 054251 Check Date.: 05/31/23		Vendor I.D.: FREE1 (FREEDOM AUTOMOTIVE)							
12337-	REPAIRS FOR PUBLIC WORKS DEPARTMENTS VEHICLE	05/31/23	05-23	A	100	39025	395.01	.00	395.01
		05/31/23	11-23						
12663-	PUBLIC WORKS DEPARTMENTS VEHICLE ANNUAL SMOG CHECK	05/31/23	05-23	A	100	39025	50.00	.00	50.00
		05/31/23	11-23						
12762-	PUBLIC WORKS VEHICLE ANNUAL SMOG CHECK	05/31/23	05-23	A	100	39025	50.00	.00	50.00
		05/31/23	11-23						
12808-	REPAIRS FOR PUBLIC WORKS DEPARTMENTS VEHICLE	05/31/23	05-23	A	100	39025	1019.39	.00	1019.39
		05/31/23	11-23						
12877-	REPAIR FOR PUBLIC WORKS DEPARTMENTS VEHICLE	05/31/23	05-23	A	100	39025	412.91	.00	412.91
		05/31/23	11-23						
13382-	REPAIRS FOR PUBLIC WORKS DEPARTMENT VEHICLE	05/31/23	05-23	A	100	39025	243.91	.00	243.91
		05/31/23	11-23						
13389-	REPAIRS FOR PUBLIC WORKS DEPARTMENTS VEHICLE	05/31/23	05-23	A	100	39025	200.00	.00	200.00
		05/31/23	11-23						
** Vendor's Subtotal ----->							2371.22	.00	2371.22
Check #.: 054252 Check Date.: 05/31/23		Vendor I.D.: FRO02 (FRONTIER)							
C30530-	TELEPHONE SERVICES FOR 559.693.2051	05/30/23	05-23	A	100	39025	316.97	.00	316.97
		05/31/23	11-23						

REPORT.: May 31 23 Wednesday
UN....: May 31 23 Time: 15:55
un By.: Cindy Torres

CITY OF SAN JOAQUIN
Automatic Check Listing/Update
Control Date.: 05/31/23 Cash Account No.: 999 10110

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ID #: PY-CL
CTL.: SAN

Invoice No	Description	Invoice Date	Actual Period	Tm	Discount		Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal		G/L	Account No			
Check #.: 054253 Check Date.: 05/31/23		Vendor I.D.: PRO03 (FRONTIER)							
C30530-	TELEPHONE SERVICES FOR 559.693.2407	05/30/23 05/31/23	05-23 11-23	A	100	39025	74.93	.00	74.93
Check #.: 054254 Check Date.: 05/31/23		Vendor I.D.: J.C00 (J. COLIN COMPUTING SYSTEMS, INC.)							
37762-	PROFESSIONAL SUPPORT SERVICE FOR CITY HALL	05/30/23 05/31/23	05-23 11-23	A	100	39025	647.95	.00	647.95
Check #.: 054255 Check Date.: 05/31/23		Vendor I.D.: KER34 (KERWEST INC.)							
24022-	ADVERT FOR RESOLUTION NO. 2023-19	05/30/23 05/31/23	05-23 11-23	A	100	39025	578.00	.00	578.00
Check #.: 054256 Check Date.: 05/31/23		Vendor I.D.: MIT00 (MITEL)							
43188158-	TELEPHONES SERVICES FOR MAY 2023	05/30/23 05/31/23	05-23 11-23	A	100	39025	270.46	.00	270.46
43479169-	TELEPHONE SERVICES FOR JUNE 2023	05/30/23 05/31/23	05-23 11-23	A	100	39025	269.49	.00	269.49
** Vendor's Subtotal ----->							539.95	.00	539.95
Check #.: 054257 Check Date.: 05/31/23		Vendor I.D.: MON01 (MONTROY LAW CORPORATION)							
PRIL2023-	PROFESSIONAL LEGAL SERVICES FOR APRIL 2023	05/30/23 05/31/23	05-23 11-23	A	100	39025	1969.50	.00	1969.50
Check #.: 054258 Check Date.: 05/31/23		Vendor I.D.: MUN02 (MUNICIPAL MAINTENANCE EQUIPMENT)							
008684-	PURCHASE SUPPLIES FOR STREETS	05/30/23 05/31/23	05-23 11-23	A	100	39025	1106.44	.00	1106.44
Check #.: 054259 Check Date.: 05/31/23		Vendor I.D.: NAT03 (NATIONAL UNION FIRE INSURANCE OF)							
MAY-2023-	LIFE INSURANCE	05/30/23 05/31/23	05-23 11-23	A	100	39025	109.40	.00	109.40
Check #.: 054260 Check Date.: 05/31/23		Vendor I.D.: PGE00 (PGE)							
C30530-	UTILITIES SERVICES FOR 22559 MANNING AVENUE	05/30/23 05/31/23	05-23 11-23	A	100	39025	23.82	.00	23.82
Check #.: 054261 Check Date.: 05/31/23		Vendor I.D.: PGE04 (PGE)							
C30530-	UTILITIES SERVICES FOR 22394 W MANNING AVENUE	05/30/23 05/31/23	05-23 11-23	A	100	39025	2189.71	.00	2189.71
Check #.: 054262 Check Date.: 05/31/23		Vendor I.D.: PGE05 (PGE)							
C30530-	UTILITIES SERVICES FOR 8599 EIGHTH STREET	05/30/23 05/31/23	05-23 11-23	A	100	39025	482.80	.00	482.80
Check #.: 054263 Check Date.: 05/31/23		Vendor I.D.: PGE07 (PGE)							
C30530-	UTILITIES SERVICES FOR 8751 MAIN STREET	05/30/23 05/31/23	05-23 11-23	A	100	39025	324.61	.00	324.61
Check #.: 054264 Check Date.: 05/31/23		Vendor I.D.: PGE09 (PGE)							
C30530-	UTILITIES SERVICES FOR 22001 W MANNING AVENUE	05/30/23 05/31/23	05-23 11-23	A	100	39025	776.75	.00	776.75
Check #.: 054265 Check Date.: 05/31/23		Vendor I.D.: PGE12 (PG&E)							
C30530-	UTILITIES SERVICES FOR WATER TANK	05/30/23 05/31/23	05-23 11-23	A	100	39025	4349.28	.00	4349.28

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UN...: May 31 23 Time: 15:55
un By.: Cindy Torres

CITY OF SAN JOAQUIN
Automatic Check Listing/Update
Control Date.: 05/31/23 Cash Account No.: 999 10110

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Invoice No	Description	Due Date	Actual Period	Discount G/L	Account No	Gross Amount	Discount Amount	Net Amount
Check #: 054266 Check Date.: 05/31/23 Vendor I.D.: PUR02 (PURCHASE POWER)								
C30530-	PURCHASE FUNDS FOR POSTAGE METER	05/30/23 05/31/23	05-23 11-23	A 100	39025	2015.00	.00	2015.00
Check #: 054267 Check Date.: 05/31/23 Vendor I.D.: RIN00 (RINCON CONSULTANTS, INC.)								
48101-	PROFESSIONAL PLANNING SERVICES	05/30/23 05/31/23	05-23 11-23	A 100	39025	2334.50	.00	2334.50
48102-	PROFESSIONAL PLANNING SERVICES	05/30/23 05/31/23	05-23 11-23	A 100	39025	524.25	.00	524.25
** Vendor's Subtotal ----->						2858.75	.00	2858.75
Check #: 054268 Check Date.: 05/31/23 Vendor I.D.: SAN02 (SAN JOAQUIN VALLEY AIR)								
C348801-	23/24 ANNUAL PERMITS TO OPERATE	05/30/23 05/31/23	05-23 11-23	A 100	39025	290.00	.00	290.00
Check #: 054269 Check Date.: 05/31/23 Vendor I.D.: SPA00 (SPARKLETT'S)								
79051223-	DRINKING WATER FOR PUBLIC WORKS DEPARTMENTS	05/30/23 05/31/23	05-23 11-23	A 100	39025	72.99	.00	72.99
Check #: 054270 Check Date.: 05/31/23 Vendor I.D.: STA04 (STANDARD INSURANCE COMPANY)								
JUNE/2023-	LIFE INSURANCE	05/30/23 05/31/23	05-23 11-23	A 100	39025	353.74	.00	353.74
Check #: 054271 Check Date.: 05/31/23 Vendor I.D.: TSA01 (TSA CONSULTING GROUP)								
C30530-	PAYROLL PERIOD 5/19/23 DEDUCTION FOR RETIREMENT	05/30/23 05/31/23	05-23 11-23	A 100	39025	300.00	.00	300.00
Check #: 054272 Check Date.: 05/31/23 Vendor I.D.: TUR02 (TURBO DATA SYSTEMS, INC)								
40219-	PROFESSIONAL SERVICES FOR CITATIONS	05/30/23 05/31/23	05-23 11-23	A 100	39025	247.00	.00	247.00
Check #: 054273 Check Date.: 05/31/23 Vendor I.D.: UNI01 (UNION PACIFIC RAILROAD COMPANY)								
26245639-	1ST & W. COLORADO AVE. MAINTENANCE/OPERATION PUMP	05/30/23 05/31/23	05-23 11-23	A 100	39025	100.00	.00	100.00
Check #: 054274 Check Date.: 05/31/23 Vendor I.D.: WEST1 (WEST HILLS OIL)								
254930-	PURCHASE DIESEL FOR PUBLIC WORKS DEPARTMENTS	05/30/23 05/31/23	05-23 11-23	A 100	39025	62.62	.00	62.62
254931-	PURCHASE GASOLINE FOR PUBLIC WORKS DEPARTMENTS	05/30/23 05/31/23	05-23 11-23	A 100	39025	1254.62	.00	1254.62
254979-	PURCHASE DIESEL FOR PUBLIC WORKS DEPARTMENT	05/30/23 05/31/23	05-23 11-23	A 100	39025	41.75	.00	41.75
255016-	PURCHASE DIESEL FOR PUBLIC WORKS DEPARTMENTS	05/30/23 05/31/23	05-23 11-23	A 100	39025	104.35	.00	104.35
** Vendor's Subtotal ----->						1463.34	.00	1463.34
** Total Checks Paid ----->						34487.10	.00	34487.10
						=====	=====	=====

REPORT.: May 31 23 Wednesday
UN....: May 31 23 Time: 15:55
un By.: Cindy Torres

CITY OF SAN JOAQUIN
Automatic Check Listing/Update
General Ledger Accounts Summary for May 31, 2023
Accounting Period is May, 2023

PAGE: 004
ID #: PY-CL
CTL.: SAN

G/L Account No	Total Amount	Extension	FUND Description	ACCT Description	DEPT Description
100 20000	9213.18	9213.18	GENERAL FUND	Accounts Payable	
105 20000	552.15	9765.33	REFUSE-COMMERCI	Accounts Payable	
201 20000	582.73	10348.06	MEAS C/STREET	Accounts Payable	
202 20000	283.32	10631.38	MEAS C/FLEX	Accounts Payable	
205 20000	344.38	10975.76	GAS TAX	Accounts Payable	
210 20000	1621.63	12597.39	LTF STRTS/ROADS	Accounts Payable	
280 20000	39.00	12636.39	LANDSCAPE MAINT	Accounts Payable	
500 20000	7471.96	20108.35	WATER	Accounts Payable	
510 20000	4828.75	24937.10	SEWER	Accounts Payable	
864 20000	4400.00	29337.10	19-CDBG-12917	Accounts Payable	
871 20000	2900.00	32237.10	FUB SAFETY \$2M	Accounts Payable	
876 20000	1000.00	33237.10	SA FOOD CDBG	Accounts Payable	
877 20000	1250.00	34487.10	CYO CDBG	Accounts Payable	
999 10110	-34487.10	.00	CASH CLEARING	Cash-Checking/United	

Ctrl G/L Account No	Total Amount	Extension	FUND Description	ACCT Description	DEPT Description
215 100 20000	1093.72	1093.72	GENERAL FUND	Accounts Payable	

Invoice No	Description	Invoice Date	Actual Period	Tm	G/L	Discount Account No	Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal						
Check #.: 054171 Check Date.: 05/17/23		Vendor I.D.: ALH01	(SPARKLETTIS)						
81050123-	DRINKING WATER FOR CITY HALL	05/17/23	05-23	A	100	39025	58.04	.00	58.04
		05/17/23	11-23						
Check #.: 054172 Check Date.: 05/17/23		Vendor I.D.: AT&T1	(AT&T)						
C30512-	TELEPHONE SERVICES FOR 559.693.2509	05/12/23	05-23	A	100	39025	46.51	.00	46.51
		05/17/23	11-23						
Check #.: 054173 Check Date.: 05/17/23		Vendor I.D.: AT&T2	(AT&T)						
C30512-	TELEPHONE SERVICES FOR 559.693.4311	05/12/23	05-23	A	100	39025	84.64	.00	84.64
		05/17/23	11-23						
Check #.: 054174 Check Date.: 05/17/23		Vendor I.D.: AVA04	(AVALOS, MARIA)						
C30511-	DEPOSIT REFUND FOR EVENT AT VFW HALL ON 02/18/23	05/11/23	05-23	A	100	39025	175.00	.00	175.00
		05/17/23	11-23						
Check #.: 054175 Check Date.: 05/17/23		Vendor I.D.: AVA05	(AVALOS, NOEMI)						
C30511-	DEPOSIT REFUND FOR EVENT AT VFW HALL ON 4/15/23	05/11/23	05-23	A	100	39025	175.00	.00	175.00
		05/17/23	11-23						
Check #.: 054176 Check Date.: 05/17/23		Vendor I.D.: BAD00	(BADGER METER INC.)						
80120202-	BEACON SERVICES FOR WATER METERS FOR FEBRUARY 2023	05/17/23	05-23	A	100	39025	655.04	.00	655.04
		05/17/23	11-23						
80125385-	BEACON SERVICES FOR WATER METERS FOR APRIL 2023	05/17/23	05-23	A	100	39025	674.62	.00	674.62
		05/17/23	11-23						
** Vendor's Subtotal ----->							1329.66	.00	1329.66
Check #.: 054177 Check Date.: 05/17/23		Vendor I.D.: BOG00	(BOGIE'S PUMP SYSTEMS)						
17430-	PURCHASE SUPPLIES FOR SEWER	05/11/23	05-23	A	100	39025	1098.04	.00	1098.04
		05/17/23	11-23						
Check #.: 054178 Check Date.: 05/17/23		Vendor I.D.: BSK01	(BSK ASSOCIATES ENGINEERS)						
AG09133-	WATER ANALYSIS	05/12/23	05-23	A	100	39025	280.00	.00	280.00
		05/17/23	11-23						
AG09371-	WATER ANALYSIS	05/12/23	05-23	A	100	39025	100.00	.00	100.00
		05/17/23	11-23						
AG10362-	WATER ANALYSIS	05/11/23	05-23	A	100	39025	199.00	.00	199.00
		05/17/23	11-23						
** Vendor's Subtotal ----->							579.00	.00	579.00
Check #.: 054179 Check Date.: 05/17/23		Vendor I.D.: CAL10	(CALIFORNIA WATER SERVICES)						
050840IN-	WATER & WASTEWATER TREATMENT FACILITY PLANT OPER.	05/12/23	05-23	A	100	39025	8960.57	.00	8960.57
		05/17/23	11-23						
051094IN-	WATER & WASTEWATER TREATMENT FACILITY PLANT OPER.	05/17/23	05-23	A	100	39025	8059.39	.00	8059.39
		05/17/23	11-23						
** Vendor's Subtotal ----->							17019.96	.00	17019.96
Check #.: 054180 Check Date.: 05/17/23		Vendor I.D.: CALPH	(CALIFORNIA YOUTH OUTREACH)						
C30512-	GANG PREVENTION & INTERVENTION YOUTH OUTREACH PRG.	05/12/23	05-23	A	100	39025	21725.54	.00	21725.54
		05/17/23	11-23						
Check #.: 054181 Check Date.: 05/17/23		Vendor I.D.: CIN00	(CINTAS CORPORATION NO. 2)						
55495343-	PURCHASE MEDICAL SUPPLIES FOR FIRST AID BOXES	05/12/23	05-23	A	100	39025	389.29	.00	389.29
		05/17/23	11-23						

Invoice No	Description	Invoice Date	Actual Period	Discount		Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal Tm	G/L	Account No			
Check #.: 054182 Check Date.: 05/17/23		Vendor I.D.: COR01 (CORBIN WILLITS SYSTEMS)						
OC304151-	ENHANCEMENT AND SERVICES FEES	05/12/23 05/17/23	05-23 11-23	A	100 39025	433.27	.00	433.27
Check #.: 054183 Check Date.: 05/17/23		Vendor I.D.: COUN4 (FRESNO COUNCIL OF GOVERNMENTS)						
C30512-	INVOICE 81076/81390 FOR MULTI-JURISDICTIONAL	05/12/23 05/17/23	05-23 11-23	A	100 39025	12286.25	.00	12286.25
Check #.: 054184 Check Date.: 05/17/23		Vendor I.D.: COV03 (COVARRUBIA, JOSE F.)						
C30511-	DEPOSIT REFUND FOR EVENT ON 3/25/23 AT VFW HALL	05/11/23 05/17/23	05-23 11-23	A	100 39025	100.00	.00	100.00
Check #.: 054185 Check Date.: 05/17/23		Vendor I.D.: CSG00 (CSG CONSULTANTS, INC)						
50242-	PROFESSIONAL CODE ENFORCEMENT SERVICES	05/12/23 05/17/23	05-23 11-23	A	100 39025	3300.00	.00	3300.00
Check #.: 054186 Check Date.: 05/17/23		Vendor I.D.: DEL03 (DE LAGE LANDEN FINANCIAL SERVICES, INC.)						
79678388-	LEASE FOR SHARP/MX-6071 PRINTER AT CITY HALL	05/12/23 05/17/23	05-23 11-23	A	100 39025	155.16	.00	155.16
Check #.: 054187 Check Date.: 05/17/23		Vendor I.D.: DGC00 (DG CALIFORNIA SOLAR, LLC)						
788771-	INVOICE FOR SOLAR METER ENERGY FOR CITY FACILITIES	05/11/23 05/17/23	05-23 11-23	A	100 39025	12157.84	.00	12157.84
Check #.: 054188 Check Date.: 05/17/23		Vendor I.D.: DIV00 (DIVISION OF THE STATE ARCHITECT)						
C30517-	SB 1186 FEES FOR JANUARY 2023 THRU MARCH 2023	05/17/23 05/17/23	05-23 11-23	A	100 39025	26.40	.00	26.40
Check #.: 054189 Check Date.: 05/17/23		Vendor I.D.: EWI01 (EWING IRRIGATION PRODUCTS INC.)						
15838915-	PURCHASE SUPPLIES FOR PARKS	05/17/23 05/17/23	05-23 11-23	A	100 39025	620.55	.00	620.55
Check #.: 054190 Check Date.: 05/17/23		Vendor I.D.: FDA00 (FDAC EMPLOYMENT BENEFITS AUTHORITY)						
UNE/2023-	EMPLOYEES HEALTH, DENTAL AND VISION INSURANCES	05/12/23 05/17/23	05-23 11-23	A	100 39025	18633.93	.00	18633.93
Check #.: 054191 Check Date.: 05/17/23		Vendor I.D.: FIRST (FIRST NATIONAL BANK OMAHA)						
C30517-	PURCHASE SUPPLIES, ZOOM SERVICES & SUBSCRIPTIONS	05/17/23 05/17/23	05-23 11-23	A	100 39025	698.55	.00	698.55
CC30517-	PURCHASE SUPPLIES, ALARM SERVICE & SPRINKLER ALARM	05/17/23 05/17/23	05-23 11-23	A	100 39025	887.14	.00	887.14
** Vendor's Subtotal ----->						1585.69	.00	1585.69
Check #.: 054192 Check Date.: 05/17/23		Vendor I.D.: FRO01 (FRONTIER)						
C30512-	TELEPHONE SERVICES FOR 559.693.3093 & 559.846.8083	05/12/23 05/17/23	05-23 11-23	A	100 39025	201.02	.00	201.02
Check #.: 054193 Check Date.: 05/17/23		Vendor I.D.: FRO03 (FRONTIER)						
C30512-	TELEPHONE SERVICES FOR 559.693.2407	05/12/23 05/17/23	05-23 11-23	A	100 39025	74.18	.00	74.18
Check #.: 054194 Check Date.: 05/17/23		Vendor I.D.: FRO04 (FRONTIER)						
C30512-	TELEPHONE SERVICE FOR 559.693.2509	05/12/23 05/17/23	05-23 11-23	A	100 39025	57.54	.00	57.54

Invoice No	Description	Invoice Date	Actual Period	Tm	G/L	Discount Account No	Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal						
Check #.: 054195 Check Date.: 05/17/23		Vendor I.D.: FRO05 (FRONTIER)							
C30512-	TELEPHONE SERVICE FOR 559.693.0082	05/12/23 05/17/23	05-23 11-23	A	100	39025	351.80	.00	351.80
Check #.: 054196 Check Date.: 05/17/23		Vendor I.D.: GAR00 (GARCIA TIRE & AUTO REPAIR)							
15573-	REPAIR FLAT TIRE FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	53.00	.00	53.00
Check #.: 054197 Check Date.: 05/17/23		Vendor I.D.: GOU01 (GOUVEIA ENGINEERING INC)							
14560-	PROJECT: 310.09 COUNCIL CHAMBERS REMODEL	05/08/23 05/17/23	05-23 11-23	A	100	39025	7336.88	.00	7336.88
14561-	PROJECT: 330.04 SSMP UPDATE	05/08/23 05/17/23	05-23 11-23	A	100	39025	244.13	.00	244.13
14562-	PROJECT: 340.11C TASK 3 CON 2020 CDBG WATERLINE	05/08/23 05/17/23	05-23 11-23	A	100	39025	6016.01	.00	6016.01
14563-	PROJECT: 340.12B TASK II-WELL #6 18CDBG-12917	05/08/23 05/17/23	05-23 11-23	A	100	39025	1572.03	.00	1572.03
14564-	PROJECT: 340.12C TASK III-WELL #6 18-CDBG-12917	05/08/23 05/17/23	05-23 11-23	A	100	39025	4738.13	.00	4738.13
14565-	PROJECT: 345.09CCML-5245(018) SJ SIDEWALK/BIKE	05/08/23 05/17/23	05-23 11-23	A	100	39025	40.76	.00	40.76
14566-	PROJECT: 345.11D RSTPCML-5245(019) SUTTER AVE	05/08/23 05/17/23	05-23 11-23	A	100	39025	5770.37	.00	5770.37
14567-	PROJECT: 345.12 SPEED SURVEY	05/08/23 05/17/23	05-23 11-23	A	100	39025	162.75	.00	162.75
14568-	PROJECT: 390.02 ASSESSMENTS FOR LLMD	05/08/23 05/17/23	05-23 11-23	A	100	39025	433.13	.00	433.13
14687-	PROJECT: 310.03 DBE PLAN-ADA COMPLIANCE-QAP	05/17/23 05/17/23	05-23 11-23	A	100	39025	339.94	.00	339.94
14688-	PROJECT: 310.09 COUNCIL CHAMBERS REMODEL	05/17/23 05/17/23	05-23 11-23	A	100	39025	3194.63	.00	3194.63
14689-	PROJECT: 320.08 DOLLAR GENERAL	05/17/23 05/17/23	05-23 11-23	A	100	39025	488.25	.00	488.25
14690-	PROJECT: 340.01 WATER GENERAL	05/17/23 05/17/23	05-23 11-23	A	100	39025	1298.00	.00	1298.00
14693-	PROJECT: 340.06-12 WATER SUPPLY IMPROVMENTS TASK12	05/17/23 05/17/23	05-23 11-23	A	100	39025	295.00	.00	295.00
14694-	PROJECT: 340.11C TASK 3 CON 2020 CDBG WATERLINE	05/17/23 05/17/23	05-23 11-23	A	100	39025	3538.09	.00	3538.09
14695-	PROJECT: 340.12B TASK II-WELL #6 18-CDBG-12917	05/17/23 05/17/23	05-23 11-23	A	100	39025	1260.00	.00	1260.00
14696-	PROJECT: 340.12C TASK III-WELL #6 18-CDBG-12917	05/17/23 05/17/23	05-23 11-23	A	100	39025	5971.03	.00	5971.03
14697-	PROJECT: 345.01 STREETS MISCELLANEOUS	05/17/23 05/17/23	05-23 11-23	A	100	39025	555.19	.00	555.19
14698-	PROJECT: 345.11C RSTPCML-5245(019)SUTTER AVE PAVNG	05/17/23 05/17/23	05-23 11-23	A	100	39025	3862.32	.00	3862.32
14699-	PROJECT: 345.11D RSTPCML-5245(019)SUTTER AVE PAVNG	05/17/23 05/17/23	05-23 11-23	A	100	39025	1660.58	.00	1660.58
14700-	PROJECT: 390.02 ASSESSMENTS FOR LLMD	05/17/23 05/17/23	05-23 11-23	A	100	39025	1815.19	.00	1815.19
14701-	PROJECT: 340.04 GROUNDWATER MONITORING REPORTING	05/17/23 05/17/23	05-23 11-23	A	100	39025	1793.00	.00	1793.00
** Vendor's Subtotal ----->							52385.41	.00	52385.41
Check #.: 054198 Check Date.: 05/17/23		Vendor I.D.: HARR1 (HARRALSON MACHINE WORKS)							
52877-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	319.10	.00	319.10
52965-	PURCHASE SUPPLIES FOR PW DEPTS. & SPECIAL EVENT	05/17/23 05/17/23	05-23 11-23	A	100	39025	797.88	.00	797.88
53263-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	127.69	.00	127.69
80094291-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	71.61	.00	71.61
80094529-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	6.88	.00	6.88
80094553-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	11.33	.00	11.33
80094554-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	2.14	.00	2.14
80094562-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	13.78	.00	13.78
80094587-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	27.18	.00	27.18
80094602-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	172.75	.00	172.75
80094609-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	76.77	.00	76.77
80094702-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	4.58	.00	4.58
80094705-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	8.84	.00	8.84

Invoice No	Description	Invoice Date	Actual Period	Tm	G/L	Discount Account No	Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal						
Check #.: 054198 Check Date.: 05/17/23		Vendor I.D.: HARR1	(HARRALSON MACHINE WORKS)						
80094734-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	05-23	A	100	39025	11.76	.00	11.76
80095021-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	11-23						
80095021-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	05-23	A	100	39025	66.37	.00	66.37
80095252-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	11-23						
80095252-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	05-23	A	100	39025	44.99	.00	44.99
80095359-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	11-23						
80095359-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	05-23	A	100	39025	66.37	.00	66.37
80095360-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	11-23						
80095360-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	05-23	A	100	39025	9.81	.00	9.81
80095396-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	11-23						
80095396-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	05-23	A	100	39025	4.27	.00	4.27
00140019-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	11-23						
00140019-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/17/23	05-23	A	100	39025	38.20	.00	38.20
** Vendor's Subtotal ----->							1882.30	.00	1882.30
Check #.: 054199 Check Date.: 05/17/23		Vendor I.D.: IMA00	(IMAGE 2000)						
601467-	INVOICE FOR APRIL 2023 FOR COST PER COPY	05/17/23	05-23	A	100	39025	166.87	.00	166.87
		05/17/23	11-23						
Check #.: 054200 Check Date.: 05/17/23		Vendor I.D.: J.C00	(J. COLIN COMPUTING SYSTEMS, INC.)						
37691-	PROFESSIONAL SUPPORT SERVICES FOR CITY HALL	05/12/23	05-23	A	100	39025	583.20	.00	583.20
		05/17/23	11-23						
Check #.: 054201 Check Date.: 05/17/23		Vendor I.D.: KER34	(KERWEST INC.)						
24010-	ADVERT FOR HELP WANTED RECREATION ASSISTANT	05/17/23	05-23	A	100	39025	660.00	.00	660.00
		05/17/23	11-23						
24011-	ADVERT FOR HELP WANTED UTILITIES TECHNICIAN	05/12/23	05-23	A	100	39025	990.00	.00	990.00
		05/17/23	11-23						
** Vendor's Subtotal ----->							1650.00	.00	1650.00
Check #.: 054202 Check Date.: 05/17/23		Vendor I.D.: LEA00	(LEADERSHIP COUNSEL FOR JUSTICE)						
C30511-	DEPOSIT REFUND FOR EVENT ON 3/25/23 AT VFW HALL	05/11/23	05-23	A	100	39025	150.00	.00	150.00
		05/17/23	11-23						
Check #.: 054203 Check Date.: 05/17/23		Vendor I.D.: MAC00	(MAC'S EQUIPMENT INC)						
096456-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENT	05/11/23	05-23	A	100	39025	7.20	.00	7.20
		05/17/23	11-23						
Check #.: 054204 Check Date.: 05/17/23		Vendor I.D.: MEJ02	(MEJIA, DORA MARTHA)						
C30511-	DEPOSIT REFUND FOR EVENT AT RUSCONI PARK 4/30/23	05/11/23	05-23	A	100	39025	100.00	.00	100.00
		05/17/23	11-23						
Check #.: 054205 Check Date.: 05/17/23		Vendor I.D.: MON01	(MONTROY LAW CORPORATION)						
ARCH2023-	PROFESSIONAL LEGAL SERVICES FOR MARCH 2023	05/12/23	05-23	A	100	39025	1618.50	.00	1618.50
		05/17/23	11-23						
Check #.: 054206 Check Date.: 05/17/23		Vendor I.D.: MOU00	(MOUNTAIN VALLEY PEST CONTROL)						
15405200-	PEST CONTROL FOR CITY FACILITIES	05/12/23	05-23	A	100	39025	275.00	.00	275.00
		05/17/23	11-23						
15405201-	PEST CONTROL FOR CITY FACILITIES	05/11/23	05-23	A	100	39025	275.00	.00	275.00
		05/17/23	11-23						
** Vendor's Subtotal ----->							550.00	.00	550.00
Check #.: 054207 Check Date.: 05/17/23		Vendor I.D.: OFF01	(ODP BUSINESS SOLUTIONS, LLC)						
58180003-	PURCHASE CHARGERS FOR PUBLIC WORKS DEPARTMENTS	05/08/23	05-23	A	100	39025	86.34	.00	86.34
		05/17/23	11-23						

Invoice No	Description	Invoice Date	Actual Period	Tm	G/L	Discount Account No	Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal						
Check #.: 054208 Check Date.: 05/17/23		Vendor I.D.: PGE00 (PGE)							
C30512-	UTILITIES SERVICES FOR 23599 W MANNING AVENUE	05/12/23 05/17/23	05-23 11-23	A	100	39025	26.28	.00	26.28
Check #.: 054209 Check Date.: 05/17/23		Vendor I.D.: PGE04 (PGE)							
C30512-	UTILITIES SERVICES FOR 22394 W. MANNING AVENUE	05/12/23 05/17/23	05-23 11-23	A	100	39025	1191.84	.00	1191.84
Check #.: 054210 Check Date.: 05/17/23		Vendor I.D.: PGE05 (PGE)							
C30512-	UTILITIES SERVICES FOR 8599 EIGHTH STREET	05/12/23 05/17/23	05-23 11-23	A	100	39025	194.29	.00	194.29
Check #.: 054211 Check Date.: 05/17/23		Vendor I.D.: PGE07 (PGE)							
C30512-	UTILITIES SERVICES FOR 8751 MAIN STREET	05/12/23 05/17/23	05-23 11-23	A	100	39025	382.45	.00	382.45
Check #.: 054212 Check Date.: 05/17/23		Vendor I.D.: PGE09 (PGE)							
C30512-	UTILITIES SERVICES FOR 22001 W. MANNING AVENUE	05/12/23 05/17/23	05-23 11-23	A	100	39025	873.79	.00	873.79
Check #.: 054213 Check Date.: 05/17/23		Vendor I.D.: PGE12 (PG&E)							
C30512-	UTILITIES SERVICES FOR WATER TANK	05/12/23 05/17/23	05-23 11-23	A	100	39025	3255.72	.00	3255.72
Check #.: 054214 Check Date.: 05/17/23		Vendor I.D.: RGE01 (RG EQUIPMENT COMPANY)							
141318-	PURCHASE SUPPLIES FOR PARKS	05/12/23 05/17/23	05-23 11-23	A	100	39025	146.21	.00	146.21
Check #.: 054215 Check Date.: 05/17/23		Vendor I.D.: RIN00 (RINCON CONSULTANTS, INC.)							
45220-	PROFESSIONAL PLANNING SERVICES	05/11/23 05/17/23	05-23 11-23	A	100	39025	13074.75	.00	13074.75
Check #.: 054216 Check Date.: 05/17/23		Vendor I.D.: SAN02 (SAN JOAQUIN VALLEY AIR)							
C348513-	22/23 ANNUAL AIR TOXIC ASSESSMENT @ 21960 RAILROAD	05/12/23 05/17/23	05-23 11-23	A	100	39025	99.00	.00	99.00
Check #.: 054217 Check Date.: 05/17/23		Vendor I.D.: SANJ5 (SAN JOAQUIN FOODLAND)							
C30508-	PURCHASE SUPPLIES FOR PUBLIC WORKS DEPARTMENTS	05/08/23 05/17/23	05-23 11-23	A	100	39025	528.07	.00	528.07
Check #.: 054218 Check Date.: 05/17/23		Vendor I.D.: SEB03 (SEBASTIAN)							
10751826-	SECURITY ALARM FOR CITY HALL	05/12/23 05/17/23	05-23 11-23	A	100	39025	349.75	.00	349.75
Check #.: 054219 Check Date.: 05/17/23		Vendor I.D.: SEB05 (SEBASTIAN)							
10752583-	HIGH SPEED INTERNET FOR CITY HALL	05/12/23 05/17/23	05-23 11-23	A	100	39025	139.95	.00	139.95
Check #.: 054220 Check Date.: 05/17/23		Vendor I.D.: SEB06 (SEBASTIAN)							
10752074-	WIRELESS BROADBAND/HIGH SPEED INTERNET @ PW	05/12/23 05/17/23	05-23 11-23	A	100	39025	149.90	.00	149.90
Check #.: 054221 Check Date.: 05/17/23		Vendor I.D.: SEB07 (SEBASTIAN)							
10751848-	WIRELESS BROADBAND/HIGH SPEED INTERNET @ VFW HALL	05/12/23 05/17/23	05-23 11-23	A	100	39025	79.95	.00	79.95

Invoice No	Description	Invoice Date	Actual Period	Tm	G/L	Discount Account No	Gross Amount	Discount Amount	Net Amount
		Due Date	Fiscal						
Check #.: 054222 Check Date.: 05/17/23		Vendor I.D.: SEB08 (SEBASTIAN)							
10751365-	WIRELESS BROADBAND/HIGH SPEED INTERNET @ CC	05/12/23 05/17/23	05-23 11-23	A	100	39025	139.95	.00	139.95
Check #.: 054223 Check Date.: 05/17/23		Vendor I.D.: SEB09 (SEBASTIAN)							
10751222-	WIRELESS BROADBAND/HIGH SPEED INTERNET @SC	05/12/23 05/17/23	05-23 11-23	A	100	39025	109.80	.00	109.80
Check #.: 054224 Check Date.: 05/17/23		Vendor I.D.: SPA00 (SPARKLETTIS)							
79041423-	DRINKING WATER FOR PUBLIC WORKS DEPARTMENT	05/12/23 05/17/23	05-23 11-23	A	100	39025	128.17	.00	128.17
Check #.: 054225 Check Date.: 05/17/23		Vendor I.D.: STA04 (STANDARD INSURANCE COMPANY)							
MAY-2023-	LIFE INSURANCES	05/08/23 05/17/23	05-23 11-23	A	100	39025	353.74	.00	353.74
Check #.: 054226 Check Date.: 05/17/23		Vendor I.D.: THE04 (THE SALVATION ARMY)							
C30512-	PURCHASE FOOD FOR 20-CDBG-CV1-00026 GRANT	05/12/23 05/17/23	05-23 11-23	A	100	39025	12204.85	.00	12204.85
C30517-	FOOD DISTRIBUTION GRANT NO. 20-CDBG-CV2-3-00089	05/17/23 05/17/23	05-23 11-23	A	100	39025	8517.85	.00	8517.85
** Vendor's Subtotal ----->							20722.70	.00	20722.70
Check #.: 054227 Check Date.: 05/17/23		Vendor I.D.: THY01 (TK ELEVATOR CORPORATION)							
07217396-	ANNUAL INSPECTION ON HANDICAPP ELEVATOR @ VFW HALL	05/08/23 05/17/23	05-23 11-23	A	100	39025	566.97	.00	566.97
Check #.: 054228 Check Date.: 05/17/23		Vendor I.D.: TSA01 (TSA CONSULTING GROUP)							
C30511-	PAYROLL PERIOD 4/21/23 DEDUCTION FOR RETIREMENT	05/11/23 05/17/23	05-23 11-23	A	100	39025	300.00	.00	300.00
CC30511-	PAYROLL PERIOD 5/5/23 DEDUCTION FOR RETIREMENT	05/11/23 05/17/23	05-23 11-23	A	100	39025	300.00	.00	300.00
** Vendor's Subtotal ----->							600.00	.00	600.00
Check #.: 054229 Check Date.: 05/17/23		Vendor I.D.: TUR02 (TURBO DATA SYSTEMS, INC)							
39997-	PROFESSIONAL SERVICES FOR CITATIONS	05/12/23 05/17/23	05-23 11-23	A	100	39025	247.00	.00	247.00
Check #.: 054230 Check Date.: 05/17/23		Vendor I.D.: UNI08 (UNIFIRST CORPORATION)							
20474609-	UNIFORMS SERVICES FOR PUBLIC WORKS DEPARTMENTS	05/08/23 05/17/23	05-23 11-23	A	100	39025	122.80	.00	122.80
20475865-	UNIFORMS SERVICES FOR PUBLIC WORKS DEPARTMENTS	05/08/23 05/17/23	05-23 11-23	A	100	39025	119.15	.00	119.15
20477131-	UNIFORMS SERVICES FOR PUBLIC WORKS DEPARTMENTS	05/08/23 05/17/23	05-23 11-23	A	100	39025	119.15	.00	119.15
20478388-	UNIFORMS SERVICES FOR PUBLIC WORKS DEPARTMENTS	05/08/23 05/17/23	05-23 11-23	A	100	39025	122.56	.00	122.56
** Vendor's Subtotal ----->							483.66	.00	483.66
Check #.: 054231 Check Date.: 05/17/23		Vendor I.D.: VER03 (VERIZON WIRELESS)							
33215364-	WIRELESS CELLPHONES FOR STAFF AND COUNCIL MEMBERS	05/12/23 05/17/23	05-23 11-23	A	100	39025	789.81	.00	789.81
Check #.: 054232 Check Date.: 05/17/23		Vendor I.D.: WEST1 (WEST HILLS OIL)							
254534-	PURCHASE GASOLINE AND DIESEL FOR PW DEPARTMENTS	05/12/23 05/17/23	05-23 11-23	A	100	39025	1265.71	.00	1265.71
254730-	PURCHASE GASOLINE FOR PUBLIC WORKS DEPARTMENTS	05/17/23 05/17/23	05-23 11-23	A	100	39025	1075.39	.00	1075.39
** Vendor's Subtotal ----->							2341.10	.00	2341.10

REPORT.: May 17 23 Wednesday
UN...: May 17 23 Time: 13:15
un By.: Cindy Torres

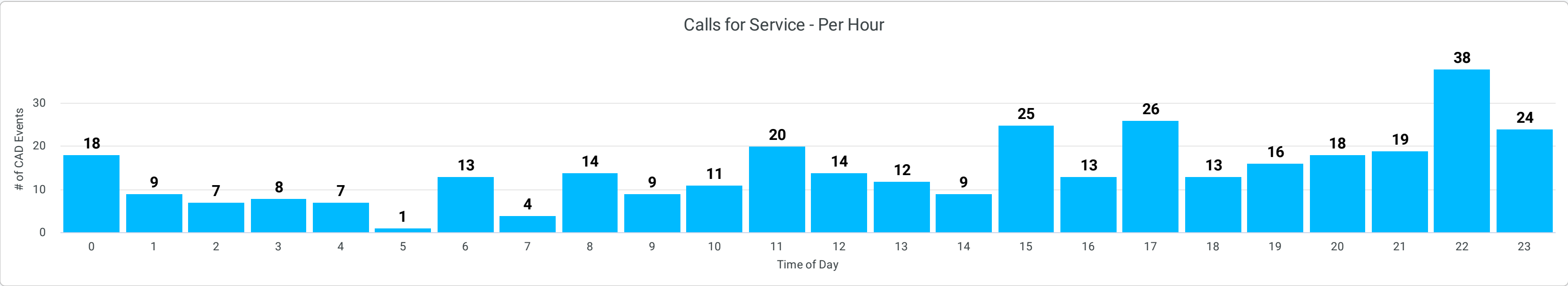
CITY OF SAN JOAQUIN
Automatic Check Listing/Update
Control Date.: 05/17/23 Cash Account No.: 999 10110

PAGE: 007
ID #: PY-CL
CTL.: SAN

Invoice No	Description	Invoice Date	Actual Period	Tm	G/L	Discount	Gross Amount	Discount	Net Amount
		Due Date	Fiscal			Account No		Amount	
Check #.: 054233 Check Date.: 05/17/23		Vendor I.D.: \L002 (LOPEZ, DORA)							
00C30501-	MQ CUSTOMER REFUND FOR LOP0071	05/03/23	05-23	A	100	39025	159.78	.00	159.78
		05/17/23	11-23						
Check #.: 054234 Check Date.: 05/17/23		Vendor I.D.: \M004 (MARTINEZ, JESUS & IRENE RAMIREZ)							
00C30501-	MQ CUSTOMER REFUND FOR MAR0049	05/03/23	05-23	A	100	39025	182.18	.00	182.18
		05/17/23	11-23						
Check #.: 054235 Check Date.: 05/17/23		Vendor I.D.: \P002 (PINNACLE INVESTMENTS LLC,)							
00C30301-	MQ CUSTOMER REFUND FOR PIN0001	04/13/23	05-23	A	100	39025	96.06	.00	96.06
		05/17/23	11-23						
Check #.: 054236 Check Date.: 05/17/23		Vendor I.D.: \P004 (PEREZ, JOSE)							
00C30501-	MQ CUSTOMER REFUND FOR PER0009	05/03/23	05-23	A	100	39025	98.19	.00	98.19
		05/17/23	11-23						
Check #.: 054237 Check Date.: 05/17/23		Vendor I.D.: \S001 (SANTACRUZ, ALMA AMERICA)							
00C30501-	MQ CUSTOMER REFUND FOR SAN0069	05/03/23	05-23	A	100	39025	157.90	.00	157.90
		05/17/23	11-23						
** Total Checks Paid ----->							199566.09	.00	199566.09
=====							=====	=====	=====

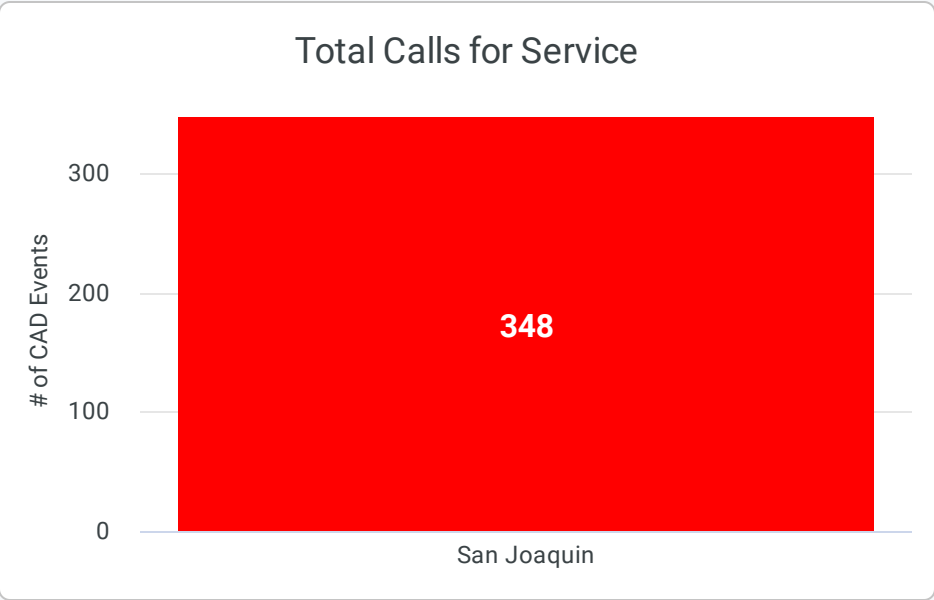
G/L Account No	Total Amount	Extension	FUND Description	ACCT Description	DEPT Description
100 20000	34805.17	34805.17	GENERAL FUND	Accounts Payable	
105 20000	684.07	35489.24	REFUSE-COMMERCI	Accounts Payable	
201 20000	716.84	36206.08	MEAS C/STREET	Accounts Payable	
202 20000	683.45	36889.53	MEAS C/FLEX	Accounts Payable	
205 20000	1418.92	38308.45	GAS TAX	Accounts Payable	
210 20000	1379.08	39687.53	LTF STRTS/ROADS	Accounts Payable	
259 20000	156.00	39843.53	PI-HOME	Accounts Payable	
280 20000	2326.32	42169.85	LANDSCAPE MAINT	Accounts Payable	
500 20000	26973.37	69143.22	WATER	Accounts Payable	
510 20000	24528.74	93671.96	SEWER	Accounts Payable	
848 20000	295.00	93966.96	DWSRF 1010034	Accounts Payable	
859 20000	11293.27	105260.23	CML-5245(019)	Accounts Payable	
863 20000	9554.10	114814.33	20-CDBG-12059	Accounts Payable	
864 20000	13541.19	128355.52	19-CDBG-12917	Accounts Payable	
866 20000	10531.51	138887.03	(ARPA)CLFRF	Accounts Payable	
871 20000	5115.31	144002.34	PUB SAFETY \$2M	Accounts Payable	
872 20000	40.76	144043.10	CML5245 CONSTRU	Accounts Payable	
874 20000	13074.75	157117.85	LEAP STREAMLINE	Accounts Payable	
876 20000	20722.70	177840.55	SA FOOD CDBG	Accounts Payable	
877 20000	21725.54	199566.09	CYO CDBG	Accounts Payable	
999 10110	-199566.09	.00	CASH CLEARING	Cash-Checking/United	

Ctr G/L Account No	Total Amount	Extension	FUND Description	ACCT Description	DEPT Description
210 100 20000	155.63	155.63	GENERAL FUND	Accounts Payable	
215 100 20000	2161.56	2317.19	GENERAL FUND	Accounts Payable	
410 100 20000	200.00	2517.19	GENERAL FUND	Accounts Payable	



Calls for Service - Type	
Call for Service Type	# of CAD Events
PATROL CHECKS	77
VEHICLE STOP	68
9-1-1 EMERGENCY UNKNOWN	35
AMBULANCE REQUEST	22
DIRECTED PATROL CHECK	17
COPS ACTIVITY IN SCHOOLS	15
FOLLOW-UP	14
AUDIBLE BURGLAR ALARM	11
CITIZEN ASSIST	7
VEHICLE CHECK	7
FRAUD	6
MISC. INVESTIGATION	5
REPOSSESSION	5
SUBJECT CHECK	5
CHECK WELFARE	4
DETAIL-SPECIAL DETAIL	3
DISTURBANCE	3
FIRE	3
NOISE NUISANCE	3
REPORTS	3
MISSING PERSON 21 & UNDER	2
OUT OF CONTROL JUVENILE	2
INJURED PERSON	2
INJURY VEHICLE ACCIDENT	2
EQUIPMENT REPAIR	2
COMMUNITY MEETING	2
CASE	2
COMMUNITY CONTACT	1
BRANDISHING FIREARM	1
ADMINISTRATIVE MEETING	1
CORONER REQUEST	1
Evictions	1
DOMESTIC DISTURBANCE	1
LOST/FOUND PROPERTY	1
MISSING CHILD/SENILE ADULT	1
GUNSHOTS	1
HOUSE CHECK	1
IDENTITY THEFT	1
PANIC BURGLAR ALARM	1
PRIOR PROBLEM	1
OTHER AGENCY ASSIST	1
SUSPICIOUS ACTIVITY	1
SUSPICIOUS PERSON	1
THREATENING CALL	1
UNWANTED SUBJECT	1
VANDALISM	1
RESIDENTIAL BURGLARY	1
VEHICLE NUISANCE	1
Totals	348

Calls for Service - By Day	
Day of Week	# of CAD Events
Wednesday	67
Friday	54
Monday	49
Tuesday	46
Saturday	45
Thursday	44
Sunday	43
Totals	348



Shots Fired Calls	
Call Type	# of CAD Events
GUNSHOTS	1
Totals	1



Traffic Accidents	
Call Type	# of CAD Events
INJURY VEHICLE ACCIDENT	2
Totals	2

STAFF REPORT

DATE: June 6, 2023

TO: Honorable Mayor and Members of the San Joaquin City Council

FROM: Mario Gouveia, City Engineer

REVIEWED BY: Elizabeth Nunez, City Manager

SUBJECT:

Public Hearing and Approval of Resolution Confirming Diagram and Assessments for the Annual Levy, 2023-2024 for Assessment District No. 92-3 (*Pursuant to the Landscaping and Lighting Act of 1972*)

RECOMMENDATION:

1. Conduct a public hearing to receive testimony regarding proposed 2023-2024 assessments for the City of San Joaquin's Landscaping and Lighting Maintenance District No. 92-3.
2. Adopt Resolution 2023-21 confirming the diagram and assessments for the annual levy of the City of San Joaquin's Landscaping and Lighting Maintenance District No. 92-3 for Fiscal Year 2023-2024 and direct the Deputy City Clerk to file the annual Engineer's Report with the County of Fresno, California.

BACKGROUND:

The Landscape and Lighting Act of 1972 requires that an annual review and updated Engineer's Report be prepared to set Landscaping and Lighting Assessment District rates each fiscal year. The Fiscal Year 2023-2024 assessments in the City of San Joaquin Landscaping and Lighting Maintenance District No. 92-3 Final Engineer's Report will be assessed on the Fiscal Year 2023-2024 property tax roll. The assessments may or may not change from fiscal year to fiscal year, dependent upon maintenance to be performed, but cannot exceed the maximum amount set when the districts were originally formed. Areas 5 and 6 are adjusted annually based on the Consumer Price Index (CPI). As a part of the process, the Landscaping and Lighting Act of 1972 requires that an Engineer's Report must be filed and a Public Hearing be held.

DISCUSSION:

On April 04, 2023 by Resolution No. 2023-13, the City Council designated Gouveia Engineering, Inc. as the Engineer of Work and directed the filing of the City of San Joaquin Landscape and Lighting Assessment District No. 92-3 Preliminary Engineer's Report for Fiscal Year 2023-2024.

On May 02, 2023, by Resolution No. 2023-19, the City Council declared the intention to order improvements and levy and collect assessment for the City of San Joaquin Landscape and Lighting Assessment District No. 92-3 for Fiscal Year 2023-2024 and set the Public Hearing date for June 6, 2023.

The Engineer's Report for the Landscaping and Lighting Maintenance District contains a detailed description of the improvements being maintained, the boundaries of the Assessment District, and the proposed assessment for each property within the Assessment District and is on file with the Deputy City Clerk for review. No annexations of new property have occurred to the District over the past year.

FISCAL IMPACT:

The proposed assessments are essential to pay for the required maintenance and improvements of common areas within each district. It is anticipated the City will collect approximately \$29,626.16 from the City of San Joaquin Landscaping and Lighting Maintenance District No. 92-3 Assessments to cover estimated maintenance, utility and administration expenses for Fiscal Year 2023-2024.

ATTACHMENT:

Resolution No. 2023-21

RESOLUTION NO. 2023-21

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOAQUIN,
CALIFORNIA, CONFIRMING DIAGRAM AND ASSESSMENT FOR THE ANNUAL
LEVY FOR 2023-2024 OF ASSESSMENT DISTRICT NO. 92-3**

(Pursuant to the Landscaping and Lighting Act of 1972)

WHEREAS, on May 2, 2023, pursuant to Part 2 of Division 15 of the Streets and Highways code, the Landscaping and Lighting Act of 1972, the Council of the City of San Joaquin did adopt a Resolution of Intention to Levy and Collect the Annual Assessments for Assessment District No. 92-3 of the City of San Joaquin (herein “District”); and

WHEREAS, the Council did declare in said Resolution of Intention its intention to levy and collect the annual assessments for the maintenance and operation of streets, public landscaping, parks, and street light facilities in the District; and

WHEREAS, said Resolution of Intention was duly published and notice given of the hearing as provided by law.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED, as follows:

1. The Council hereby determines that the territory within the District, whose boundaries are set forth in the Engineer’s Report for the City of San Joaquin Assessment District No. 92-3 for fiscal year 2023-2024, and on file with the City Clerk of the City of San Joaquin will be the territory benefited by the maintenance and servicing of the improvements described in said Engineer’s Report.

2. The hearing on said annual levy of assessment was held in accordance with law, all persons filing protests or requesting to speak and who appeared were heard.

3. The Engineer’s Report, the diagram for the assessment district, and the assessment of the estimated costs of the improvements contained therein and each and every part of said Report, is adopted and approved; and the assessment upon the land in the District being found to be in proportion to the benefits to be received from the improvements, are finally approved and confirmed as the assessment to pay the costs of said improvements and the expenses incidental thereto.

4. The Council hereby orders the levy of the assessments described in said Resolution of Intention and the Engineer’s Report.

5. The assessment diagram showing the assessment district referred to in said Resolution of Intention and also the subdivisions of land within the District, as contained in said Engineer’s Report, is the diagram of the properties that are to be assessed to pay the District costs.

6. The City Clerk is directed to record this resolution confirming the diagram and assessment for the annual levy for 2023-2024 of Assessment District No. 92-3 with the County of Fresno.

7. The Engineer of Work is directed to prepare and submit the levy of assessments and all assessment information required by the Fresno County Auditor-Controller / Treasurer-Tax Collector for placement on the Fiscal Year 2023-2024 secured property tax roll.

BE IT FURTHER RESOLVED, THEREFORE, that the City Council of the City of San Joaquin finds as follows:

A. That the assessment imposed hereby is an assessment imposed exclusively to finance the capital costs of maintenance and operation expenses for sidewalks, streets and integral portions of each of the above-described facilities;

B. That the assessment imposed is hereby imposed at the assessment rate according to the methodology adopted pursuant to a petition signed by the persons owning all of the parcels subject to the assessment at the time the assessment was initially imposed, or that the assessment imposed hereby is imposed at the assessment rate and according to the methodology adopted pursuant to majority voter approval from the voters voting in an election on the issue of such assessment.

* * * * *

CERTIFICATION

The foregoing Resolution was introduced and adopted at a regular meeting of the City Council of the City of San Joaquin held on the 6th day of June, 2023 and passed at said meeting by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Julia Hernandez, Mayor
City of San Joaquin

ATTEST:

Lupe Estrada, City Clerk
City of San Joaquin

STAFF REPORT

Date: June 6, 2023

To: Honorable Mayor and Members of the San Joaquin City Council

From: Mario Gouveia, City Engineer

Reviewed By: Elizabeth Nunez, City Manager

SUBJECT:

Resolution of the City Council of the City of San Joaquin Approving the FY 23/24 List of Eligible Projects for Funding from the Road Maintenance and Rehabilitation Account (RMRA) created by Senate Bill (SB) 1 Road Repair and Accountability Act of 2017, and Authorizing the City Manager to file with the California Transportation Commission the Project List and the Annual Expenditure Report for FY 23/24 RMRA Funding.

RECOMMENDATION:

Staff recommends that the City Council adopt Resolution No.2023-22, as follows:

1. Approving the City of San Joaquin FY 23/24 List of eligible projects for funding from the Road Maintenance and Rehabilitation Account administered by the California Transportation Commission (CTC) in partnership with the State Controller's office, and
2. Authorizing the City Manager to file with the California Transportation Commission the Project List and Annual Expenditure Report for FY 23/24 RMRA Funding

SUMMARY:

City Council to approve the SB 1 RMRA Project List for Fiscal Year 2023-2024.

DESCRIPTION:

Every year the City of San Joaquin must adopt a resolution approving the list of eligible projects for SB 1 RMRA Funding for allocation eligibility in the upcoming fiscal year. A new resolution is needed for the FY 23/24 funding allocation.

BACKGROUND:

Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017 (Chapter 5, Statutes of 2017) was passed by the Legislature and signed into law by the Governor on April 28, 2017, in order to address the transportation funding shortfalls statewide. Findings from the 2016-2022 California Statewide Local Streets and Roads Needs Assessments show that a majority of the city streets and roads in California are at an "at-risk" condition and this funding will provide for improving the roads system. It is anticipated that over the next decade, SB 1 will contribute to restoring streets and roads into a "good" condition. SB 1 funding will be generated from increased gasoline and diesel fuel excise taxes and additional vehicle registration fees for California residents.

SB 1 includes accountability and transparency provisions to ensure the funding is used on a fiscal year basis for eligible transportation projects including, but not limited to, road maintenance and rehabilitation, safety projects, railroad grade separations, “complete streets” components, and traffic control devices. Funding recipients must prepare a list of eligible projects to receive funding from the Road Maintenance and Rehabilitation Account on a fiscal year basis. This list must include a description and the location of each proposed project, a proposed schedule for the project’s completion, and the estimated useful life of the improvement. Funding recipients will also be required to prepare annual reports to indicate expenditure levels and completion status for each proposed project on a fiscal year basis.

Cities and counties will receive an annual allocation, determined from a population formula, which will be distributed on a monthly basis. SB 1 mandates that this new RMRA funding must not be used to supplant the current level of General Fund expenditures for street improvements and will be subject to oversight by the State Controller as part of the accountability and transparency provisions.

DISCUSSION:

This year’s allocation corresponds to the seventh year of funding and the sixth consecutive full allocation since the program’s inception. The funds were first made available to cities and counties during Fiscal Year 2017-2018 as a partial allocation from the regular fiscal year amount.

In order to receive the FY 23/24 SB 1 funding, the City of San Joaquin must submit to the California Transportation Commission by July 1, 2023, or as extended by the Commission, a list of eligible projects approved by resolution by the City Council and submitted electronically using the CTC-developed online tool.

The City has determined a project list consisting of new projects that will be partially or solely funded with the FY 23/24 allocation and previously proposed and adopted (re-listed) projects that may also utilize funding from the FY 23/24 allocation for the SB 1 RMRA Program.

The City of San Joaquin’s FY 23/24 allocation is estimated at \$91,440 per the Local Streets and Roads – Projected Revenues dated January, 2023 and as published by the California City Finance website. It is recommended that these funds be designated to the following new or re-listed eligible projects:

1. Idaho Avenue Reconstruction (from 9th Street to Main Street) – **Re-listed**
2. Nevada Avenue Overlay (from 5th Street to 8th Street) – **Re-listed**
3. Nevada Avenue Overlay (from 9th Street to Main Street) – **Re-listed**
4. Roadway Sealing Project (various streets: First Street, Anabella, Helm, 2nd Street, 3rd Street, 1st Street Court, 2nd Street Court, 4th Street and West Nevada) – **Re-listed**
5. 6th Street Repairs (from Colorado to Nevada Street) – **Re-listed**
6. Oregon Avenue Reconstruction (from 9th Street to Pine Street) – **Re-listed**
7. Sutter Avenue Reconstruction (from Manning Avenue to Railroad Street) – **Re-listed**

The attached project list (Exhibit 1) provides more detail including the project description, location, estimated completion date, and useful life.

The City’s FY 23/24 Budget will include the following revenue and expenditure items for the FY 23/24 SB 1 RMRA Allocation:

Revenue: Road Maintenance and Rehabilitation Account: \$91,440

Expenditure: Road Maintenance and Rehabilitation Projects: \$91,440

FISCAL IMPACT:

The expenditures for the FY 23/24 eligible projects will be fully funded from the City's Road Maintenance and Rehabilitation Account. The proposed project expenditures for FY 23/24 shall match the anticipated revenue of \$91,440 for FY 23/24.

ATTACHMENTS:

1. Resolution No. 2023-22
2. Exhibit 1 - FY 23/24 Project List

RESOLUTION NO. 2023-22

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JOAQUIN
APPROVING THE CITY OF SAN JOAQUIN FY 2023/2024 LIST OF ELIGIBLE
PROJECTS FOR FUNDING FROM THE ROAD MAINTENANCE AND
REHABILITATION ACCOUNT (RMRA) CREATED BY SENATE BILL 1:
ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017, AND AUTHORIZING
THE CITY MANAGER TO FILE WITH THE CALIFORNIA
TRANSPORTATION COMMISSION THE PROJECT LIST AND ANNUAL
EXPENDITURE REPORT FOR FY 2023/2024 RMRA FUNDING**

WHEREAS, the City of San Joaquin is eligible to receive funding from the Road Maintenance and Rehabilitation Account (RMRA) created by Senate Bill (SB) 1, Road Repair and Accountability Act of 2017, passed by the Legislature and signed into law by the Governor on April 28, 2017, in order to address the transportation funding shortfalls statewide; and

WHEREAS, RMRA funding will be generated from increased gasoline and diesel fuel excise taxes and additional vehicle registration fees for California residents, cities and counties will receive an annual allocation, determined from a population formula, which will be distributed on a monthly basis; and

WHEREAS, SB 1 includes accountability and transparency provisions to ensure the funding is used on a fiscal year basis for eligible transportation projects including, but not limited to, road maintenance and rehabilitation, safety projects, railroad grade separations, “complete streets” components, and traffic control devices, this new RMRA funding must not be used to supplant the current level of General Fund expenditures for street improvements and will be subject to oversight by the State Controller’s office; and

WHEREAS, funding recipients must prepare a list of eligible projects to receive funding from the Road Maintenance and Rehabilitation Account on a fiscal year basis and approved by resolution by the governing board. This list must include a description and location of each proposed project, a proposed schedule for completion, and the estimated useful life of the improvements; and

WHEREAS, the City has ensured public input and developed the most high-priority and cost-effective projects to receive SB 1 revenues and that would meet the City’s priorities for transportation investment; and

WHEREAS, the selected project list includes new projects that will be partially or solely funded with the FY 23/24 allocation and previously proposed and adopted (re-listed) projects that may also utilize funding from the FY 23/24 allocation to reaffirm the public and the State the City’s intent to fund these projects with Road Maintenance and Rehabilitation Account revenues; and

WHEREAS, the City of San Joaquin’s FY 2023/2024 allocation for RMRA funding is estimated at \$91,440 and the City intends to appropriate these funds on its FY 23/24 Budget; and

WHEREAS, the City’s FY 2023/2024 allocation will be designated to the new or re-listed eligible projects listed below and as shown on Exhibit 1:

1. Idaho Avenue Reconstruction (from 9th Street to Main Street) – **Re-listed**
2. Nevada Avenue Overlay (from 5th Street to 8th Street) – **Re-listed**
3. Nevada Avenue Overlay (from 9th Street to Main Street) – **Re-listed**
4. Roadway Sealing Project (various streets: First Street, Anabella, Helm, 2nd Street, 3rd Street, 1st Street Court, 2nd Street Court, 4th Street and West Nevada) – **Re-listed**
5. 6th Street Repairs (from Colorado to Nevada Street) – **Re-listed**
6. Oregon Avenue Reconstruction (from 9th Street to Pine Street) – **Re-listed**
7. Sutter Avenue Reconstruction (from Manning Avenue to Railroad Street) – **Re-listed**; and

WHEREAS, the above listed projects and overall investment in our local streets and roads infrastructure with a focus on basic maintenance and safety, investing in complete streets infrastructure, and using cutting-edge technology, materials and practices, will have significant positive benefits for the City of San Joaquin and its residents.

WHEREAS, the City is required to submit to the California Transportation Commission by July 1, 2023, or as extended by the Commission, the FY 2023/2024 List of eligible projects and a resolution that shows these projects were approved to receive FY 23/24 SB 1 funds; and

WHEREAS, funding recipients must prepare an annual report to indicate expenditure levels and completion status for each proposed project on a fiscal year basis.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Joaquin hereby:

1. The above recitals are true and correct findings of the San Joaquin City Council.
2. The City Council hereby approves the above proposed FY 2023/2024 List for eligible projects to receive funding from the Road Maintenance and Rehabilitation Account.
3. The FY 23/24 SB 1 RMRA funds will be appropriated on the City’s FY 23/24 Budget.
4. The City Manager is hereby authorized and directed to submit to the California Transportation Commission the Project List and Annual Expenditure Report for FY 2023/2024 RMRA Funding.

The foregoing resolution was adopted at a regular meeting of the City Council of the City of San Joaquin the 6th day of June, 2023, and passed at said meeting by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The foregoing resolution is hereby approved.

Julia Hernandez, Mayor
City of San Joaquin

ATTEST:

Lupe Estrada, City Clerk

Local Streets and Roads Program

Agency Name:		Agency Contact:
San Joaquin		Elizabeth Nunez
		(559) 693-4311
LoCode:	5245	elizabethn@cityofsanjoaquin.org

FY
23/24

Summary of Proposed Project List

Project No.	Project Title	Project Description	Project Location	Estimated Completion Date (mm/dd/yyyy)		Estimated Useful Life (# of yrs)	
				Pre-Construction	Construction	Min.	Max.
PP01	Idaho Avenue Reconstruction (Re-listed)	Roadway reconstruction	In the City of San Joaquin between 9th Street and Main Street.	08/2026	08/2027	10	20
PP02	Nevada Avenue Overlay (Re-listed)	Roadway overlay	In the City of San Joaquin between 5th Street and 8th Street.	08/2025	08/2026	10	20
PP03	Nevada Avenue Overlay (Re-listed)	Roadway overlay	In the City of San Joaquin between 9th Street and Main Street.	08/2025	08/2026	10	20
PP04	Roadway Sealing Project (Re-listed)	Roadway crack sealing and slurry sealing.	At various locations in the City of San Joaquin; First St from Colorado to Annabella Annabella from Helm to 4th St Helm from Colorado to California 2nd St from Annabella to Helm 3rd St from Annabella to Helm 1st St Court 2nd St Court 4th St from Annabella to West Nevada West Nevada from 3rd St to 5th St White St from 3rd St to 5th St	08/2024	08/2025	5	10
PP05	6th Street Repairs Project (Re-listed)	Roadway reconstruction	In the City of San Joaquin Between Colorado Avenue and Nevada Avenue.	08/2025	08/2026	10	20
PP06	Oregon Avenue Reconstruction (Re-listed)	Roadway reconstruction	In the City of San Joaquin Between 9th Street and Pine Street.	08/2028	08/2029	10	20
PP07	Sutter Avenue Reconstruction (Re-listed)	Roadway reconstruction	In the City of San Joaquin Between Manning Ave and Railroad Street	08/2022	08/2023	10	20
PP08							



TO: FDAC EBA Member Districts
FROM: Carmen Berry, FDAC EBA Executive Director
DATE: March 2, 2023
SUBJECT: **AMENDED AND RESTATED JOINT POWERS AGREEMENT OF FIRE RISK MANAGEMENT SERVICES (formerly FDAC Employee Benefits Authority)**

The Fire Districts Association of California Employment Benefits Association (FDAC EBA) and Fire Agencies Self Insurance System (FASIS) will consolidate, effective July 1, 2023, to form Fire Risk Management Services (FRMS). FRMS is a multi-line risk pool providing eligible fire districts and public agencies that provide emergency services employee benefits coverage and workers' compensation to eligible fire districts in California.

The FDAC EBA and FASIS Consolidation Advisory Committee has met regularly over the past twelve months to work toward streamlining the financial and administrative services via a consolidation of the two programs. At the Special Board of Directors Meeting on February 22, 2023, the FASIS and FDAC EBA Boards unanimously approved the FRMS Amended and Restated Joint Powers Agreement (JPA), effective July 1, 2023.

In accordance with the Joint Powers Agreement: Creating the FDAC Fire Benefits Authority, Article 14:

"This Joint Powers Agreement may be amended by an amendment in writing signed by two-thirds of the Agencies then parties to this Agreement."

Attached is the Amended and Restated Joint Powers Agreement of the Fire Risk Management Services. The Agreement requires approval under Section 31: Execution in Counterparts and must be received in our office **no later than June 20, 2023**. Signatories to the Agreement will require approval from their respective governing bodies. To aid in this endeavor, attached are sample resolutions for use by either 1) members of FDAC EBA only; or 2) members of both FASIS and FDAC EBA. The sample resolutions allow for approval of the Agreement and authorize the designated executive officer to execute, thus enabling participation in FRMS, effective July 1, 2023.

Upon approval from your district's governing body, the Agreement under Section 31 (page 20) must be executed using one of the following options:

1. Original Signature: print Section 31 (page 20) of the Agreement, sign and return via USPS.
2. Electronic Signature - Email: print Section 31 (page 20) of the Agreement, sign, scan, and return via email.
3. Electronic Signature - Acrobat Sign: electronically access the [Agreement](#), sign, and submit.

When utilizing options #1 or #2 above, please submit the executed Agreement via USPS, email, or fax to:

Melissa Feltz, FDAC EBA Coordinator
c/o SMA
808 R Street, Suite 209
Sacramento, CA 95811
FAX: (916) 231-2141
mfeltz@firebenefits.org

Your attention to this important matter is appreciated. If you have any questions or require additional information, please contact Melissa Feltz at (916) 231-2143 or mfeltz@firebenefits.org.

Attachments:

1. Amended and Restated Joint Powers Agreement of Fire Risk Management Services
2. Sample Resolution Authorizing Participation in Fire Risk Management Services – FASIS
3. Sample Resolution Authorizing Participation in Fire Risk Management Services – FASIS & FDAC EBA

**AMENDED AND RESTATED JOINT POWERS AGREEMENT
OF FIRE RISK MANAGEMENT SERVICES**
(Formerly Fire Agencies Self Insurance System (FASIS))

This Amended and Restated Joint Powers Agreement of Fire Risk Management Services (“FRMS”) (“Agreement”), formerly known as the Fire Agencies Self Insurance System (“FASIS”) is made and entered into by and among the public agencies organized and existing under the laws of the State of California who have or may hereafter execute this Joint Powers Agreement (the “Members”) pursuant to the authority conferred by Government Code Section 6500 et seq.

RECITALS

WHEREAS, each of the Members who have executed this Agreement is a “public agency” as that term is defined in Section 6500 of the California Government Code; and

WHEREAS, California Government Code Section 6500 et seq. provides that two or more public agencies may by agreement jointly exercise any power common to the contracting parties; and

WHEREAS, California Labor Code Section 3700 (c) authorizes public agencies, including members of a pooling arrangement under a joint powers authority, to fund and self-insure for their Worker’s Compensation claims liability; and

WHEREAS, California Government Code Section 990.4 provides that a local public agency may self-insure, purchase insurance through an authorized carrier, purchase insurance through a surplus lines broker, or any combination of these; and

WHEREAS, California Government Code Sections 989 and 990 authorize a local public agency to self-insure itself and its employees against tort and inverse condemnation liability; and

WHEREAS, California Government Code Section 990.8 provides that two or more local public agencies may, by a joint powers agreement, provide insurance for any purpose by any one or more of the methods specified in Government Code Section 990.4; and

WHEREAS, California Government Code Section 990.6 provides that the cost of such insurance or self-insurance is an authorized and appropriate expenditure of public funds; and

WHEREAS, California Government Code Sections 53200, 53201(a), 53202, 53202.2, 65205, 53205.1, 53205.16, 53206, 53208 and Health and Safety Code Section 13800 et seq. provide that a local public agency may provide for any health and welfare benefits for the benefit of its existing and retired officers, employees, and members of its legislative body, which health and welfare benefits include, but are not limited to medical, hospital surgical, disability, legal expense, dental, vision, life, and income protection insurance or benefits, whether provided on an insurance basis, self-funded basis, or some combination of insurance and self-funding; and

WHEREAS, Government Code Section 53202 states that in providing such health and welfare benefits, a public agency may approve self-funded plans or may contract with one or more admitted insurers, health service organizations or legal service organizations for such plans of health and welfare benefits as the public agency determines to be in the best interest of the public agency and its existing and retired officers, employees and legislative body; and

WHEREAS, Government Code Section 53205 provides that the legislative body of a public agency may expend public agency funds for the premiums, dues or other charges for health and welfare benefits of its existing and retired officers, employees, and members of its legislative body; and

WHEREAS, each of the Members which are parties to this Agreement desire to join together with other Members in order to collectively establish, operate, manage, administer and fund programs of insurance and/or self-insurance for workers' compensation benefits, employment benefits, general liability, property damage, and other coverages to be determined; and

WHEREAS, each of the Members which are parties to this Agreement find it to be to its mutual advantage and in the public benefit to utilize any power common to them, and all those powers available to a Joint Powers Authority pursuant to the Joint Powers Act at Government Code Section 6500 et seq. (the "Act"), to fulfill the purposes of this Agreement specified in Section 3 hereof, including establishing pools for self-insured losses and purchasing excess or re-insurance and administrative services in connection with the Joint Protection Programs (the "Coverage Programs") for the collective benefit of the Members; and

WHEREAS, certain Members have previously executed that certain Amended Joint Powers Agreement of FASIS dated October 13, 2005 (the "FASIS JPA"), which agreement such Members desire to amend and restate by this Agreement; and

WHEREAS, this Amendment and Restatement is intended to allow members of Fire Districts Association of California Employment Benefits Authority ("FDAC EBA") to join FRMS and share in consolidated administration and governance of programs by amending and restating its existing Joint Powers Agreement to this Agreement; and

WHEREAS, the governing body of each Member has determined that it in the best interests of the Member, and in the public interest, to execute this Agreement and participate in FRMS as a Member;

WHEREAS, it is to the mutual advantage of and in the best interest of the parties to this Joint Powers Agreement to continue and expand this Joint Powers Authority for the purposes stated.

NOW THEREFORE, for and in consideration of all of the mutual benefits, covenants and agreements contained herein, the parties hereto agree as follows:

SECTION 1: **DEFINITIONS**

The following definitions shall apply to the provisions of this Agreement:

1. “Act” means Articles 1 through 4 (commencing with Section 6500) of Chapter 5, Division 7, Title 1 of the California Government Code, as amended.
2. “Administrator” shall mean the employee or third-party contractor who is appointed by the Board of Directors to manage the business and affairs of FRMS under the policy direction of the Board of Directors.
3. “Assessment” means an amount additional to a Member’s initial contribution or annual contribution, which the Board of Directors determines, in accordance with this Agreement and/or the Bylaws, that a Member or Former Member owes on account of its participation in a Coverage Program for a given Program year.
4. “Board of Directors” or “Board” shall mean the governing body of FRMS.
5. “Bylaws” means the Bylaws of FRMS adopted by the Board of Directors, as they may be amended from time to time.
6. “Claim” shall mean a demand made by or against a Member or Former Member which is or may be covered by one of the Coverage Programs approved by the Board of Directors.
7. “Contribution” shall mean the amount determined by the Board of Directors to be the appropriate sum of money which a Member must pay at the commencement of or during a Program Year in exchange for the benefits provided by a Coverage Program.
8. “Coverage Program” shall mean the specific type of Joint Protection Program as set forth in the terms, conditions and exclusions of the Coverage Documents for insured or self-insured losses, and the purchasing of excess or re-insurance and administrative services with respect to such losses. On the effective date, FRMS will operate two (2) Coverage Programs, the Workers’ Compensation Coverage Program for workers’ compensation claims, and the Employment Benefits Coverage Program for claims related to medical, hospital surgical, disability, legal expense, dental, vision, life, and income protection insurance or benefits. FRMS may add additional programs later.
9. “Coverage Documents” shall mean the Declarations, Memorandum of Coverages, Coverage Agreements, Endorsements, Policies of Insurance or any other documents that provide the terms, conditions, limits and exclusions of coverage afforded by a Coverage Program.

10. "District" shall mean a special district and political subdivision of the State of California as defined in Government Code Section 56000 et seq.
11. "Duly Constituted Board Meeting" shall mean any meeting of the Board of Directors noticed and held pursuant to the Ralph M. Brown Act and at which a quorum is determined to be present at the beginning of said meeting.
12. "Estimated Contribution" shall mean the amount which the Board of Directors estimates will be the appropriate contribution for a Member's participation in a Coverage Program for a Program Year.
13. "Excess or Re-Insurance" shall mean that insurance that may be purchased on behalf of FRMS and/or the Members to protect the funds of the Members or Former Members against catastrophic losses or an unusual frequency of losses in a particular Coverage Program during a Program Year in excess of any self-insured retention maintained by FRMS for that Coverage Program.
14. "Fiscal Year" shall mean that period of 12 months which is established by the Board of Directors as the fiscal year of FRMS.
15. "Former Member" shall mean a Member which was a signatory to this Agreement (or the prior FASIS Agreement) but which has withdrawn from, or been involuntarily terminated from participation in FMRS.
16. "Joint Protection Program" shall mean a Coverage Program offered by FRMS, separate and distinct from other Coverage Programs, wherein Members shall jointly pool their losses and claims, jointly purchase excess or re-insurance and administrative and other services including claims adjusting, data processing, risk management consulting and brokerage, loss prevention, legal, accounting and auditing and related services.
17. "Member" shall mean a public agency which has signed this Agreement, which qualifies as a Member under the provisions of this Agreement and the Bylaws, and which has been approved for membership by the Board of Directors.
18. "Memorandum of Coverage" shall mean a document issued by FRMS for each Coverage Program specifying the coverages and limits provided to the Members participating in that Coverage Program.
19. "Pooling" shall mean group self-insurance as permitted by Government Code Section 990.8, Labor Code Section 3700 and Government Code Section 53202.
20. "Program Year" shall mean a 12-month period of time determined by the Board of Directors, during which a particular Coverage Program is in effect.

21. "Retained Earnings" shall mean an account reflecting the accumulated earnings of a Coverage Program after payment of all losses, expenses and obligations of that Coverage Program.
22. "Risk Management" shall mean the process of identifying, evaluating, reducing, transferring and eliminating risks. Risk Management includes, but is not limited to, various methods of funding claims payments, purchasing insurance, legal defense of claims, controlling losses, and determining self-insurance retention levels and the amount of reserves for potential claims.

SECTION 2: **FRMS AS SUCCESSOR TO AND EXPANSION OF FASIS**

FASIS was originally formed on July 1, 1984, pursuant to the provisions of Government Code Section 6500 et seq. as a joint powers authority to provide a program of pooling of self-insured workers' compensation losses of its members, which members were defined as California fire protection districts formed and operating under the provisions of California Health and Safety Code Section 13800 et seq. and California community services districts providing fire suppression and emergency services formed and operating under the provisions of California Government Code Section 61000, et seq. FASIS has continued to provide this self-insurance program up to the effective date of this Agreement.

As of the effective date of this Agreement, the Fire Agencies Self Insurance System shall be known as Fire Risk Management Services, referred to herein as FRMS. Pursuant to Government Code Sections 6506 and 6507, from its inception, FRMS has, is, and shall be a public entity separate and independent from the Members which is governed exclusively by its Board of Directors ("Board").

FDAC EBA was originally formed on July 1, 2005, pursuant to the provisions of Government Code Section 6500 et seq. as a joint powers authority to provide employment benefits programs including medical, hospital surgical, disability, legal expense, dental, vision, life, and income protection insurance or benefits, whether provided on an insurance basis, self-funded basis, or some combination of insurance and self-funding, to any California public agency including special districts, cities, and joint powers authorities which were formed with the power to provide fire suppression and emergency services. FDAC EBA has continued to provide this employment benefits program up to the effective date of this Agreement.

This Agreement is being amended and restated in part to allow members of Fire Districts Association of California Employment Benefits Authority ("FDAC EBA") to join FRMS and share in consolidated administration and governance of programs. Accordingly, as of the effective date of this Agreement, the membership of FRMS shall consist of the members of FASIS, as well as the members of FDAC EBA that have approved this Agreement. Future membership in FRMS is open to public agencies throughout California that meet the membership requirements specified herein and in the Bylaws and are approved for membership by the Board of Directors.

SECTION 3: PURPOSE

This Agreement is entered into by the Members pursuant to Government Code Sections 989, 990, 990.4, 990.6, 990.8, 52200 et seq., 6500 et seq. and Labor Code Section 3700, et seq., in order to provide, subject to the Coverage Documents, workers' compensation and employment benefits coverages, and/or coverages for other risks which the Board of Directors may determine.

Additional purposes of this Agreement are: (1) to reduce the amount and frequency of losses, and to decrease the costs incurred by Members in the handling and litigation of claims; (2) to expand the breadth and reduce the costs of health and welfare benefits including, but are not limited to medical, hospital, surgical, disability, legal expense, dental, vision, life, and income protection insurance or benefits, whether provided on an insurance basis, self-funded basis, or some combination of insurance and self-funding. These purposes shall be accomplished through the exercise of the powers of the Members jointly in the creation of a separate public entity, Fire Risk Management Services ("FMRS") to establish and administer Coverage Programs as set forth herein and in the Bylaws.

It is also the purpose of this Agreement to provide for the inclusion at subsequent dates of such additional Members organized and existing as California public agencies as may desire to become parties to this Agreement and Members of FRMS, subject to approval by the Board of Directors.

SECTION 4: MEMBERSHIP

Each Member which is a party to this Agreement must be a public agency which is duly organized and existing under the laws of the State of California with the power to provide at least one of the following services: (1) fire suppression services, (2) emergency medical services, including emergency disease response, prevention and control services; (3) hazardous material response services (4) medical transport and/or ambulance services, including emergency transportation services (5) rescue services; (6) any other emergency response services provided pursuant to the California Emergency Services Act (Government Code Section 8550 et seq.). "Emergency" is defined as any condition of disaster or of extreme peril to the safety of persons and/or property caused by such conditions as air pollution, fire, flood, hazardous material incident, storm, epidemic, riot, drought, plant or animal infestations or disease, earthquake, terrorism, or sudden and severe energy shortage. Each Member must be approved for participation in the Authority in the manner provided in the Bylaws of the Authority.

There shall be two (2) classes of Membership: (1) Voting Members; and (2) Non-voting Members. Voting Members shall be public agencies organized as a fire protection district formed and operating pursuant to the terms of California Health and Safety Code Section 13800 et seq. All other Members shall be Non-voting Members.

The rights and obligations of Voting Members shall be as described in the Bylaws.

SECTION 5:
PARTIES TO AGREEMENT

Each Member which has signed this Agreement certifies that it intends to and does contract with FRMS, and with all other parties who have signed this Agreement, and, in addition, with such other parties which may later be added as a party to and may sign this Agreement. Each party to this Agreement, which has or may hereafter sign this Agreement, also certifies that the withdrawal of any party from this Agreement by voluntary withdrawal, involuntary termination, or otherwise, shall not affect this Agreement nor such party's intent to contract with the other remaining parties to this Agreement.

SECTION 6:
TERM OF AGREEMENT

This Agreement shall become effective as to existing Members of FASIS on the later of July 1, 2023, or the date on which the last of two-thirds of such Members have executed this Agreement ("effective date"). This Agreement shall become effective as to existing Members of FDAC EBA on the later of July 1, 2023 or the date on which two-thirds of its members have executed this Agreement.

This Agreement shall become effective as to each new Member upon: (1) approval of its membership by the Board of Directors of the FRMS; (2) execution of this Agreement by the new Member and by FRMS; and (3) by payment by the new Member of its initial contribution for participation in one of the Coverage Programs offered by the FRMS.

SECTION 7:
POWERS OF FRMS

FRMS shall have all the powers common to its Members and all additional powers set forth in the Joint Powers Authority Act, and is hereby authorized to do all acts necessary for the exercise of said common powers, including, but not limited to, any or all of the following:

- (1) to make and enter into contracts, including the power to accept the assignment of contracts or other obligations which relate to the purposes of FRMS, or which were entered into by a Member or Former Member prior to joining FRMS, and to acquire assets, incur liabilities, and resolve and make claims;
- (2) to accept an assignment from the FDAC EBA of all its assets, obligations and liabilities (including claims and contracts in existence at the time of consolidation) in order to benefit the Members and Former Members participating in the FDAC EBA employment benefits coverage program; provided, that except for the fair and equitable allocation of administrative and overhead expenses, funds from such assignment shall not be commingled and shall be separately accounted for as provided in this Agreement and the Bylaws;

- (3) to incur debts, liabilities or other obligations; including those which are not debts, liabilities or other obligations of the Members or Former Members, or any of them;
- (4) to charge and collect Contributions and Assessments from Members or Former Members for participation in a Coverage Program;
- (5) to employ agents and employees and/or to contract for services from third-party consultants;
- (6) to receive grants and donations of property, funds, services, and other forms of assistance from persons, firms, corporations and government entities;
- (7) to acquire, hold, lease or dispose of property, funds, contributions, donations, and any other forms of assistance from persons, firms, corporations and government entities;
- (8) to acquire property by gift, grant, exchange, devise, or purchase;
- (9) to hold, lease, convey, sell, encumber, or dispose of property;
- (10) to sue and to be sued in its own name;
- (11) to issue or caused to be issue bonded and other indebtedness, and pledge any property or revenues as security to the extent permitted by law by Articles 2 and 4 of the Act or otherwise, including, but not limited to, bonds or other evidences of indebtedness issued on behalf of FRMS or its Members;
- (12) to obtain in its own name all necessary permits, licenses, opinions and rulings;
- (13) whenever necessary to facilitate the exercise of its powers, to form and administer nonprofit corporations to perform one or more of the functions which FRMS is empowered to perform, or to perform any other proper corporate function, and to enter into agreements with such nonprofit corporations;
- (14) to exercise all powers necessary and proper to carry out the terms and provisions of this Agreement (including the provision of all other appropriate ancillary coverages for the benefit of Members or Former Members, or otherwise authorized by law or the Act; and
- (15) to exercise all powers and perform all acts as otherwise provided in the Bylaws.

Said powers shall be exercised pursuant to the terms hereof, and in the manner provided by law and in accordance with Section 6509 of the Act. The foregoing powers shall be subject to the restrictions upon the manner of exercising such powers pertaining to the Member or Former Member designated in the Bylaws.

SECTION 8:
BOARD OF DIRECTORS

All powers of FRMS shall be exercised by, and its property controlled and its affairs conducted by and through its Board of Directors. Said Board of Directors is hereby designated as the agency to administer and execute this Agreement pursuant to Government Code Section 6506.

The Board of Directors shall be composed of no more than fifteen (15) and no less than eleven (11) individuals, each of whom is elected by a majority vote of Voting Members participating in a Coverage Program, as specified in the Bylaws. Each member of the Board of Directors shall have one vote. The terms for Directors, procedures for electing Directors, and the composition of the Board of Directors shall be as set forth in the Bylaws. The Board of Directors shall have the authority to conduct all business and govern all affairs of this Joint Powers Authority under the provisions hereof and pursuant to law and shall have such powers and functions as are provided for herein, in the Bylaws, or by law.

SECTION 9:
POWERS OF THE BOARD OF DIRECTORS

The Board of Directors shall have such powers as provided in this Agreement and the Bylaws and such additional powers as necessary or appropriate to fulfill the purposes of this Agreement and the Bylaws, including, but not limited to the following:

- (a) Exercise all powers and conduct all business of this Joint Powers Authority.
- (b) Determine the details of and select the Coverage Programs to be offered by FRMS;
- (c) Provide for and develop various services including, but not limited to, financial administration, insurance consulting and brokerage services; claims adjustment services, loss control and risk management services; accountancy, auditing and actuarial services; and legal and legislative advocacy services, either through its own employees or contracts with third parties.
- (d) Appoint and provide policy direction to the Administrator, appoint committees, appoint staff, and employ such persons as the Board of Directors deems necessary for the administration of this Joint Powers Authority.
- (e) Determine and purchase all necessary insurance coverage, including Excess insurance, Re-insurance, liability insurance, director's and officer's liability insurance, and such other insurance as FRMS may deem necessary or proper to carry out the Coverage Programs offered by the Authority, and to protect the employees of FRMS and the employees of the Members.
- (f) Fix and collect Contributions and Assessments from participating Members in consideration for participation in the Coverage Programs offered by FRMS.

- (g) Deposit all funds received in appropriate separate bank accounts in the name of Fire Risk Management Services.
- (h) Invest funds on hand in any manner authorized by law for the investment of funds of a public agency.
- (i) Direct the payment, adjustment, compromise, settlement and defense of all claims as provided for in the Coverage Documents involving a Member during their period of membership in and participation in a Coverage Program.
- (j) Expend funds of FRMS only for the purpose of carrying out the provisions of the Agreement and the Bylaws as they now exist or may hereafter be amended.
- (k) Obtain a fidelity bond in such amount as the Board of Directors may determine for any person or persons who have charge of or the authority to expend funds of the FRMS.
- (l) Acquire property by gift, grant, exchange, devise, or purchase; or hold, lease, convey, sell, encumber, or dispose of all property necessary or appropriate to carry out the powers and operations of FRMS.
- (m) Establish policies and procedures for the operation of FRMS.
- (n) Enter into any and all contracts or agreements necessary or appropriate to carry out the purposes and functions of FRMS.
- (o) To prepare the annual operating budget of FRMS for each fiscal year.
- (p) To engage, retain and discharge agents, representatives, firms or other organizations as the Board of Directors deems necessary for the administration of FRMS.
- (q) To exercise general supervisory power and policy control over the Executive Director.
- (r) To transact any other business which is within the powers of the Board of Directors.
- (s) Elect officers of FRMS.

SECTION 10: **OFFICERS**

The officers of FRMS shall consist of the President, Vice President, Secretary, Treasurer, Assistant Treasurer, and Administrator. The position of Treasurer shall be filled by a person who either is the treasurer of a Member, a certified public accountant, or one of the officers, employees, or contracted consultants of FRMS. The Treasurer shall have no vote unless the Treasurer is also a Director.

The Treasurer shall serve at the discretion of the President. The Treasurer shall be the depository of and have custody of all the funds of FRMS, from whatever source. The Treasurer shall comply with the duties and responsibilities of the office as set forth in subdivisions (a) to (d), inclusive, of Section 6505.5 of the Government Code. The Board shall require the Treasurer to file with FRMS an official bond in the amount to be fixed by the Board. FRMS shall pay the cost of bond premiums required by this section.

In lieu of the designation of a treasurer and auditor as set forth in Government Code Section 6505.5, FRMS elects to appoint the Treasurer of FRMS to said positions under the provision of Government Code Section 6505.6. FRMS further elects to be governed by and incorporates herein all other provisions contained within Government Code Section 6505.6, including but not limited to the requirement that the Treasurer shall cause an independent audit to be made by a certified public accountant, or public accountant, in compliance with Section 6505. The treasurer, or the treasurer's designee, shall maintain or cause to be maintained all accounting or other financial records FRMS and shall file all financial reports required of FRMS and shall perform such other duties as the Board may specify.

All offices shall be filled and have the powers and responsibilities as prescribed in the Bylaws.

SECTION 11: RESTRICTIONS ON POWER

Such powers enumerated in Section 8 hereof are subject to the restrictions upon the manner of exercising power by the California public agency which is a Member and which is named in the Bylaws, pursuant to California Government Code Section 6509.

SECTION 12: COMPLIANCE WITH THE BROWN ACT

All meetings of the Board, including regular, adjourned regular and special meetings shall be called, noticed, held and conducted in accordance with the provisions of the Ralph M. Brown Act, California Government Code section 54950 et seq.

SECTION 13: BYLAWS

The Board shall promulgate Bylaws to govern day-to-day operations of FRMS. The Board may amend the Bylaws from time to time as provided for in the Bylaws. The initial Bylaws of FRMS, a copy of which is attached hereto and marked Exhibit A, are hereby adopted as the initial Bylaws of FRMS. Each party to this Agreement by the execution hereof agrees to be bound by and to comply with all the terms and conditions of this Agreement and of said Bylaws as they now exist or may hereafter be amended, and agrees that any violation of the Bylaws shall be a violation of this Agreement. FRMS shall operate and conduct its business and affairs pursuant to the terms of

this Agreement and said Bylaws. In the event any provisions of the Bylaws conflict with a provision of this Agreement, the provision contained in this Agreement shall control.

SECTION 14: **COVERAGE PROGRAMS**

FRMS shall maintain such types and levels of coverage for Coverage Programs as determined by the Board of Directors. The coverage afforded under one or more Coverage Programs may include protection for workers' compensation liability, employment health and welfare benefits, and any other risks which the Board of Directors may determine to be advisable. More than one type of coverage may be afforded under a single Coverage Program. FRMS shall describe the coverage and operation of each Coverage Program in writing utilizing documents such as Memorandums of Coverage, Master Program Documents, or other written policies and procedures.

The Board of Directors may arrange for purchase of Excess or Re-insurance. FRMS shall not be liable to any Member or to any other person or organization if such excess or re-insurance policies are terminated, cancelled or non-renewed without prior notice to one or more Members, or if there is a reduction in the type or amounts of coverage afforded under a Coverage Program by reason of any change in coverage in a succeeding excess or re-insurance policy, even if such reduction occur without prior notice to one or more Members.

SECTION 15: **IMPLEMENTATION OF THE COVERAGE PROGRAMS**

The Board of Directors shall establish the coverage afforded by each Coverage Program, the amount of Contributions and Assessments, the precise cost allocation plans and formulas, provide for the handling of Claims, and specify the amounts and types of Excess or Re-insurance to be obtained. The Contributions and Assessments for each Coverage Program shall be determined by the Board of Directors as set forth herein, in the Bylaws, or in the controlling documents for each Coverage Program.

SECTION 16: **ACCOUNTS AND RECORDS**

- (a) **Annual Budget.** FRMS shall, pursuant to the Bylaws, annually adopt an operating budget, including budgets for each Coverage Program.
- (b) **Funds and Accounts.** FRMS shall establish and maintain such funds and accounts as required by the Board of Directors and as required by generally accepted accounting principles, including separate funds and accounts for each Coverage Program. Books and records of FRMS shall be open to any inspection at all reasonable times by authorized representatives of Members, or as otherwise required by law.
- (c) **Investments.** Subject to the applicable provisions of any indenture or resolution providing for the investment of moneys held thereunder, FRMS shall have the power to

invest any money in the treasury that is not required for the immediate necessities of FRMS, as the Board determines advisable, in the same manner as local agencies pursuant to Government Code Section 53601 et seq. as such provisions may be amended or supplemented.

- (d) **No Commingling.** The funds, reserves, and accounts of each Coverage Program shall not be commingled and shall be accounted for separately; provided, however, that administration and overhead expenses of FRMS not related to a specific Coverage Program may be fairly and equitably allocated among Coverage Programs as determined by the Board of Directors. Investments and cash accounts may be combined for administrative convenience, but separate accounting shall be made for balances of individual funds and Coverage Program revenues and expenses.
- (e) **Annual Audit.** The Board shall provide for a certified, annual audit of the accounts and records of FRMS, in the manner prescribed in the Bylaws.

SECTION 17: SERVICES PROVIDED BY FRMS

FRMS may provide, in the discretion of the Board of Directors, the following services in connection with this Agreement:

- (a) To provide or procure coverage, including but not limited to self-insurance funds and commercial insurance, as well as Excess or Re-insurance and umbrella insurance, by negotiation, bid or purchase;
- (b) To assist Members in obtaining insurance coverage for risks not included within the coverages of FRMS;
- (c) To assist risk managers with the implementation of risk management functions as they relate to risks covered by the Coverage Programs offered by FRMS;
- (d) To provide loss control and safety consulting services to Members;
- (e) To provide claims adjusting and subrogation services for Claims covered by the Coverage Programs;
- (f) To provide loss analysis and control through the use of statistical analysis, data processing, and record and file retention services, in order to identify high exposure operations and to evaluate proper levels of self-insured retention and deductibles;
- (g) To conduct risk management and claims audits relating to the participation of Members in the Coverage Programs;
- (h) To provide such other services as deemed appropriate by the Board of Directors.

SECTION 18:
RESPONSIBILITIES OF MEMBERS

Members or Former Members shall have the following responsibilities, which shall survive the withdrawal from, or involuntary termination of participation in a Coverage Program, or membership in FRMS:

- (a) Each Member shall designate an individual to be responsible for the risk management functions within that Member and to serve as a liaison between the Member and FRMS as to risk management.
- (b) Each Member shall consider all recommendations of FRMS concerning unsafe practices and/or hazard mitigation, and each Member participating in the Workers' Compensation Coverage Program shall implement and maintain an injury and illness prevention program as required by the California Labor Code within ninety (90) days of inception into program.
- (c) Each benefits program Member shall maintain its own set of records, including a loss log, in all categories of risk covered by each Coverage Program in which it participates to assure accuracy of FRMS' loss reporting system, unless it is deemed no longer necessary by the Board of Directors;
- (d) Each Member participating in the Workers' Compensation Program shall report job-related accidents or illnesses to the appropriate claims administrator as soon as practicable after notification of the accident or illness, and no later than 48 hours after notification, shall use the format specified by the claims administrator when making job-related accident reports, and make any other required notifications to government agencies, including Cal-OSHA, when required;
- (e) Each Member shall pay its Contribution, and any adjustments thereto, and any Assessments within the specified time period set forth in the invoice, or as otherwise set forth in the Bylaws. After withdrawal or termination, each Former Member or its successor shall promptly pay to FRMS its share of any additional Contributions, adjustments or Assessments, if any, as required of it by the Board of Directors;
- (f) Each Member or Former Member shall provide FRMS with such other information or assistance as may be necessary for FRMS to carry out the Coverage Programs in which the Member or Former Member participates or has participated;
- (g) Each Member or Former Member shall in any and all ways cooperate with and assist FRMS and any insurer of FRMS, in all matters relating to this Agreement and covered Claims;
- (h) Each Member or Former Member shall comply with all Bylaws, rules, regulations and operating policies and procedures adopted by the Board of Directors.

SECTION 19:
NEW MEMBERS

FRMS shall allow entry into its Coverage Programs of new Members, only upon approval of the Board of Directors, with any conditions or limitations that the Board deems appropriate. In order to become a Member and remain a Member, any public agency must participate in at least one Coverage Program, pay the Contributions required for such participation, and shall be authorized to exercise the common powers set forth in this Agreement.

SECTION 20:
WITHDRAWAL

Any Member may voluntarily withdraw from this Agreement only at the end of any applicable Program Year and only if:

- (a) The Member has been a party to this Amended and Restated Agreement for not less than three (3) full Program Years as of the date of the proposed withdrawal;
- (b) The Member submits at least 90 (ninety) days signed written withdrawal notification in accordance with the Bylaws;
- (c) In order to withdraw from the Agreement, the Member must have completed the three (3) full Program Year participation requirement for each Coverage Program in which the Member participated at the time of withdrawal.

Any Member may voluntarily withdraw from any particular Coverage Program only at the end of any applicable Program Year and only if:

- (a) The Member has participated in a Coverage Program for at least three (3) full Program Years;
- (b) The Member is a participant in another Coverage Program; and
- (c) The Member submits at least ninety (90) days signed written withdrawal notification in accordance with the Bylaws.

In the event that the three (3) year participation requirement for any Coverage Program has not been met, for each Coverage Program the withdrawing Member participated in at the time of withdrawal for less than three (3) years, such withdrawing Member shall be obligated to pay all Contributions and Assessments as if that Member had remained in such Coverage Program for the required three (3) full years.

In the event the notice of withdrawal is not provided as required above, any such withdrawing Member shall, with respect to each Coverage Program the Member participated in, be obligated to pay any and all Contributions and Assessments for the next full Program Year.

A Member may not withdraw as a party to this Agreement until it has withdrawn from all of the Coverage Programs of FRMS as provided herein and in the Bylaws.

SECTION 21: EXPULSION

FRMS shall have the right to expel any Member's participation in a Coverage Program, or expel a Member from FRMS, for violation of the terms of this Agreement, the Bylaws, or any other rule, regulation or operational policy adopted by the Board of Directors of FRMS, in the manner provided for in the Bylaws.

The participation of any Member of FRMS, including participation in any of FRMS' Coverage Programs, may be expelled in the discretion of the Board of Directors whenever such Member is dissolved, consolidated, merged or annexed. Any such expulsion shall not relieve the Member or Former Member of its membership responsibilities specified in this Agreement.

SECTION 22: EFFECT OF WITHDRAWAL OR EXPULSION

The withdrawal from or expulsion of any Member from this Agreement shall not be construed as a completion of the purpose of the Agreement, nor shall it terminate this Agreement. Any Member that withdraws or is expelled after the effective date of this Amended and Restated Agreement shall not be entitled to payment, return or refund of any Contribution, Assessment, consideration, or other property paid or donated by the Member to FRMS, or to any return of any loss reserve contribution, or to any distribution of assets.

The withdrawal from or expulsion of any Member from any Coverage Program shall not terminate its responsibilities to pay its unpaid Contributions, adjustments, or Assessments to such Coverage Program. The Board of Directors shall determine the final amount due from the Member or Former Member by way of Contributions or Assessments, if any, or any credit due on account thereof, to the Member or Former Member for the period of its participation. Such determination shall not be made until all Claims or other unpaid liabilities of that Coverage Program have been finally resolved.

SECTION 23: TERMINATION OF FRMS AND DISTRIBUTION

This Agreement may be terminated at any time with the written consent of two-thirds of the then participating Members; provided, however, that FRMS and this Agreement shall continue to exist for the purpose of disposing of all claims, distribution of all assets, and all other functions necessary to wind up the affairs of the Authority.

The Board of Directors is vested with all powers of FRMS for the purposes of winding up and dissolving the business affairs of FRMS. These powers include the power to require Members or Former Members who were signatories to this Agreement at the time the subject Claims were

incurred, to pay any Assessments in accordance with loss allocation formulas for final disposition of all Claims and losses covered by this Agreement or the Bylaws.

Upon termination of a Coverage Program, all net assets of such Coverage Program other shall be distributed only among Members that are participating in such Coverage Program at the time of termination, in accordance with and proportionate to their Contributions, adjustments, and Assessments paid less claims or losses paid during the period of that Member's participation in the Coverage Program. The Board of Directors shall determine the distribution in the manner specified in the Bylaws.

Upon termination of this Agreement, all net assets of FRMS, other than the net assets of any Coverage Program distributed as provided above, shall be distributed only among Members in good standing at the time of such termination in accordance with and proportionate to each such Member's contributions made and claims or losses paid, as permitted by Government Code Section 6512.2. The Board of Directors shall determine such distribution in the manner specified in the Bylaws.

In lieu of terminating this Agreement, the Board may, with the written consent of two-thirds of the Voting Members, elect to assign and transfer all rights, assets, liabilities and obligations of FRMS to a successor joint powers authority created under the Act.

SECTION 24: AMENDMENTS

This Joint Powers Agreement may be amended by an amendment in writing signed by two-thirds of the Members then parties to this Agreement. Upon signature of any amendment by two-thirds of the then participating Members, any Member failing or refusing to sign such amendment may be involuntarily terminated as a party to this Agreement as provided in the Bylaws.

SECTION 25: ENFORCEMENT

FRMS is hereby granted authority to enforce this Agreement. In the event action is instituted to enforce any term of this Agreement or any term of the Bylaws against any Member which has signed this Agreement, the Member agrees to pay such sums as the court may fix as attorney fees and costs in said action.

SECTION 26: NON-LIABILITY OF MEMBER AGENCIES

Pursuant to Government Code Section 6508.1, the debts, liabilities and obligations of the FRMS shall not be the debts, liabilities or obligations of the Members which are parties to the Agreement. Nothing in the Joint Powers Agreement or in the Bylaws adopted pursuant thereto shall be construed as imposing liability upon any Member, or any officer, employee or member of the legislative body thereof, for the payment of any Claims incurred in any of the Coverage Programs

offered by FRMS to its Members, the sole recourse of claimants being against funds of those insurance programs and/or self-funded programs administered by the FRMS for the payment of such benefits.

SECTION 27:
NON-LIABILITY OF DIRECTORS, OFFICERS, ADMINISTRATOR,
AGENTS AND EMPLOYEES

The Board of Directors, officers, Administrator, agents, and employees of FRMS shall not be liable to FRMS, to any Member or Former Member, or to any other person for any actual or alleged breach of duty, mistake of judgment, neglect, error, misstatement, misleading statement, or any other act or omission in the performance of their duties hereunder; for any action taken or omitted by any director, officer, administrator, agent, or employee, or independent contractor; for loss incurred through the investment or failure to invest funds; or loss attributable to any failure or omission to procure or maintain insurance; except in the event of fraud, gross negligence, or intentional misconduct of such director, officer, administrator, agent, or employee. No director, officer, administrator, agent, or employee, including former directors, officers, administrators, agents or employees, shall be liable for any action taken or omitted by any other director, officer, administrator, agent, or employee.

SECTION 28:
INDEMNIFICATION OF BOARD OF DIRECTORS, OFFICERS, AND EMPLOYEES

As a public entity, FRMS shall defend and shall indemnify and hold harmless its directors, officers, and employees, including former directors, officers and employees, from any and all claims, demands, causes of action, liability, losses and damages arising out of the performance of their duties as such directors, officers and employees of FRMS, except in the event of fraud, gross negligence, corruption, malice or intentional misconduct, and the funds of FRMS shall be used for such purposes. FRMS may purchase conventional insurance to protect FRMS, and its Members and Former Members, against any such acts or omissions by its directors, officers and employees, including former directors, officers and employees.

SECTION 29:
ADMINISTRATION OF PREEXISTING OBLIGATIONS

- (a) All liabilities and obligations of FASIS existing prior to the effective date of this Amended and Restated Agreement will be administered under the terms and conditions of the FASIS Agreement as it existed prior to the effective date.
- (b) All assets of FRMS existing prior to the effective date shall be reserved by FRMS for the sole purpose of administering the preexisting obligations under the FASIS Agreement.
- (c) The Board shall appoint a committee made up of representatives of Members that were Members of FASIS prior to the effective date to make recommendations to the Board regarding the administration of the preexisting obligations under the FASIS Agreement.

As to specific agenda items relating to such matters, only Directors representing Members who were members of FASIS prior to the effective date may vote, and as to such items, a quorum shall be determined solely by reference to the number of Directors that represent members of FASIS prior to the effective date.

- (d) In the event that FDAC EBA assigns its rights, assets, liabilities and obligations to FRMS, any assets of FDAC EBA that are assigned to FRMS shall be used exclusively for the purpose of administering the obligations of FDAC EBA. In the event of such assignment, the Board shall appoint a committee made up of representatives of Members that were Members of FDAC EBA prior to the effective date to make recommendations to the Board regarding the administration of FDAC EBA's obligations. As to specific agenda items relating to such matters, only Directors representing Members who were members of FDAC EBA prior to the effective date may vote, and as to such items, a quorum shall be determined solely by reference to the number of Directors that represent members of FDAC EBA prior to the effective date.

SECTION 30: MISCELLANEOUS PROVISIONS

- (a) This Agreement shall bind and inure to the heirs, devisees, assignees and successors in interest of the Authority and to the successors in interest of each Member in the same manner as if such parties had been expressly named herein.
- (b) This Agreement shall be governed by the law of the state of California. This Agreement together with the documents incorporated into the Agreement by reference constitute the entire Agreement between the parties regarding its subject matter. There are no oral understandings or agreements not set forth in writing herein.
- (c) If any provisions in this Agreement are held by any court to be invalid, void, or unenforceable, the remaining provisions of this Agreement shall nevertheless continue in full force and effect.
- (d) No person or organization or entity shall be entitled to assert the rights of any Member or Former Member under any Coverage Document or Coverage Program. No Member or Former Member may assign any right, claim or interest it may have under this Agreement, and no creditor, assignee or third-party beneficiary of any Member or Former Member shall have any right, claim or title to any part, share, interest, fund, contribution or asset of FRMS.

SECTION 31:
EXECUTION IN COUNTERPARTS

This Agreement may be executed in one or more counterparts and shall be as fully effective as though executed in one document.

(Agency Name)

Date: _____

By: _____
Name/Title

RESOLUTION NO. 2023-23

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JOAQUIN
AUTHORIZING PARTICIPATION IN AND
APPROVING THE AMENDED AND RESTATED JOINT EXERCISE OF POWERS
AGREEMENT OF
THE FIRE RISK MANAGEMENT SERVICES JOINT POWERS AUTHORITY**

WHEREAS, the Fire Agencies Self Insurance System (FASIS) was formed in 1984 for the purpose of jointly funding losses and providing risk management services to reduce such losses by and among California fire protection and community services districts; and

WHEREAS, the FDAC Employment Benefits Authority (FDAC EBA) was formed in 2005 to establish, operate, manage, and administer health and welfare benefit programs for the benefit of the existing and retired officers, employees and members of the legislative body of the California public agencies who are members of FDAC EBA; and

WHEREAS, following the exploration and in-depth analysis of a strategic partnership, the Board of Directors of FASIS and FDAC EBA directed the merger of the two programs, effective July 1, 2023, to provide comprehensive and cost-effective coverage programs through a responsive risk pool for fire service agencies; and

WHEREAS, FASIS and FDAC EBA have agreed that FASIS will change its name to Fire Risk Management Services (FRMS) and adopt an amended and restated joint exercise of powers agreement, and that FDAC EBA will assign its rights and liabilities to FRMS and adopt the same agreement as its own; and

WHEREAS, the amended and restated agreement allows FRMS to operate the programs previously operated by both FDAC EBA and FASIS, and admit members that would have been eligible to join either FDAC EBA or FASIS in the past; and

WHEREAS, The City of San Joaquin is currently a member of FDAC EBA, and the City Council of the City of San Joaquin finds it in the best interest of City of San Joaquin to continue participating in and obtaining coverage and risk management services from FRMS; and

WHEREAS, FRMS requires the City of San Joaquin City Council to pass a resolution expressing the desire and commitment of the City of San Joaquin to approve the amended and restated joint exercise of powers agreement of FRMS and continue participation in FRMS, which requires a new three-year minimum participation period.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Joaquin approves the Amended and Restated Joint Exercise of Powers Agreement for FRMS, as presented; and

BE IT FURTHER RESOLVED that the City Council authorizes the City Manager to sign the Amended and Restated Joint Exercise of Powers Agreement that shall enable the City of San

Joaquin to continue participating in the joint self-insurance and risk management programs provided by FRMS.

This foregoing resolution is hereby approved and adopted at a regular meeting of the City Council of the City of San Joaquin held on the 6th day of June, 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Julia Hernandez, Mayor

ATTEST:

I, hereby certify that the foregoing resolution No. 2023-23 was regularly introduced, passed and adopted at a Regular Meeting of the City Council of the City of San Joaquin this 6th day of June, 2023.

Lupe Estrada, City Clerk

STAFF REPORT TO COUNCIL

June 6, 2023

TO: Mayor and Council

FROM: Matt Flood, Assistant City Manager/Finance Officer

SUBJECT: Continuing FY 2022-23 Expenditures and Revenues In Lieu of a Timely 2023-24 Budget

Executive Summary

Staff is requesting Council adopt Resolution 2023-24 in order to continue City operations while the 2023-24 Budget is being finalized.

Background

Staff continues to work on the Fiscal Year 2022-23 Budget and estimates that it might not be completed prior to the July 1st deadline. Therefore, staff is requesting Council adopt the attached resolution allowing for the continued expenditures for the regular operation of the City until the budget is adopted.

Recommendation

Staff recommends that Council adopt Resolution No. 2023-24, Continuing Expenditures and Revenues in Accordance with the 2022-23 City Budget in Lieu of a Timely 2023-2024 Budget.

RESOLUTION NO. 2023-24

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JOAQUIN
CONTINUING EXPENDITURES AND REVENUES IN ACCORDANCE WITH
THE 2022-2023 CITY BUDGET IN LIEU OF TIMELY
2023-24 BUDGET ADOPTION**

WHEREAS, the City Council duly passed the Fiscal Year 2022-2023 budget; and

WHEREAS, adoption by the City Council of the Fiscal Year 2023-2024 operations budget will be delayed; and

WHEREAS, the Fiscal Year 2022- 2023 Budget ends on June 30, 2023; and

WHEREAS, the City Council deems it appropriate to continue the operation of the City services until the passage of the Fiscal Year 2023-2024 Budget.

NOW, THEREFORE, the City Council of the City of San Joaquin resolves as follows:

1. The foregoing recitals are true and correct and incorporated herein by reference.
2. The City Council does hereby continue the Fiscal Year 2022-2023 annual budget in full force and effect through July 31, 2023, and authorizes spending in accordance with the levels prescribed in that balanced budget assuming revenues to offset expenditures.
3. Upon adoption of a resolution adopting the 2023-2024 Budget, this resolution shall have no further force and effect.
4. This resolution is effective upon adoption.

(Certification on next page)

The foregoing resolution was adopted at regular meeting of the City Council for the City of San Joaquin this 6th day of June 2023 and passed at said meeting by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

Julia Hernandez, Mayor

ATTEST:

I Lupe Estrada, City Clerk of the City of San Joaquin, do hereby certify that the foregoing resolution was duly adopted and passed by the City Council at a regular meeting of said Council, held at the San Joaquin Council Chambers on June 6, 2023 by the following vote:

Lupe Estrada, City Clerk