

CITY OF LOYALTON

COUNTY OF SIERRA
605 SCHOOL STREET
P.O. BOX 128
LOYALTON, CALIFORNIA 96118
(530) 993-6750
cityofloyalton.org



OFFICE OF THE MAYOR

**AGENDA FOR THE REGULAR MEETING OF THE
LOYALTON CITY COUNCIL
6:00 P.M. – CITY HALL AUDITORIUM
605 SCHOOL STREET
JULY 19TH, 2022
NEXT ORDINANCE #425
NEXT RESOLUTION NO. 4-2022**

**AGENDA & PACKET AVAILABLE ON CITY WEB SITE
cityofloyalton.org**

Any person with a disability may submit a request for reasonable modification or accommodation to the above-described means for accessing and offering comment at the meeting to Kathy LeBlanc, City Clerk, at [\[ofclerk-cityofloyalton@psln.com\]](mailto:ofclerk-cityofloyalton@psln.com) who will swiftly resolve such request.

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **APPROVAL OF AGENDA**
5. **ANNOUNCEMENTS**
 1. Letter from Sierra County in regards to Solid Waste Fees. (Attachment)
6. **APPROVAL OF MINUTES**
 - Special Meeting June 21, 2022 (Attachment)
 - Regular Meeting June 21, 2022 (Attachment)
7. **STAFF REPORTS**

8. PUBLIC COMMENT

This is an opportunity for members of the public to address the Council on items which are not on the agenda. Please state your name for the record. Comments are limited to three minutes. Written comments should be submitted to the City Clerk 24 hours prior to the meeting to allow for distribution. Under Government Code Section 54954.2 – Brown Act, the Council cannot take action on any item not on the posted agenda

9. FIRE DEPARTMENT REPORT

10. FINANCIAL COMMITTEE REPORTS

1. Financial Committee Report/Update

- Discussion and Possible Action in regards to 1099 for Fire Department
- Approval of Reconciled Accounts for June 2022 (Attachment)
- Approval of Bill Sheet June 2022 (Attachment)
- Acknowledgment of Approval of Fund Transfer from General 1956 to Enterprise Loan MM 0559 not to exceed \$30,000.00 (Attachment)

12. PUBLIC WORKS COMMITTEE REPORTS/PARK AND RECREATION

13. OTHER COMMITTEE REPORTS

14. DISCUSSION AND POSSIBLE ACTION ITEMS

1. Discussion and Possible Action regarding FEMA Update.
2. Discussion and Possible Action regarding Change Order from Farr West Engineering.
3. Discussion and Possible Action regarding new water/sewer application Acevedo (Attachment)
4. Update on Main Water Leak
5. Discussion and Possible Action regarding adoption of Resolution 4-2022 Dispensing with Competitive Bidding for Certain On-Call Services, Approve An Agreement for On-Call Services and Direct and Authorize the Mayor to Execute the Agreement.
6. Discussion and Possible Action regarding draft agreement for on call service between City of Loyalton and CTL Forest Management. (Attachment)
7. Discussion and Possible Action regarding adoption of Resolution 5-2022 Dispensing with Competitive Bidding for the 2017 FEMA Projects. (Attachment)

15. **AGENDA INPUT FOR UPCOMING MEETINGS**

16. **BOARD MEMBER CLOSING REMARKS**

17. **ADJOURNMENT**

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OFFICE OF THE MAYOR

AGENDA FOR THE SPECIAL MEETING OF THE LOYALTON CITY COUNCIL 5:00 PM – CITY HALL AUDITORIUM 605 SCHOOL STREET JULY 19TH, 2022 LOYALTON, CA.

AGENDA AND PACKET AVAILABLE ON CITY WEB SITE
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NEXT ORDINANCE #425
NEXT RESOLUTION #4-2022

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OF AGENDA:

ANNOUNCEMENTS:

STAFF REPORTS:

PUBLIC COMMENT:

This is an opportunity for members of the public to address the Council on items which are not on the agenda. Please state your name for the record. Comments are limited to three minutes. Written comments should be submitted to the Board Clerk 24 hours prior to the meeting to allow for distribution. Under Government Code Section 54954.2 – Brown Act, the Council cannot take action on any item not on the agenda. The City Mayor may choose to acknowledge the comment or, where appropriate, briefly answer a question, refer the matter to staff, or set the item for discussion at a future meeting.

A SPECIAL MEETING IS BEING HELD TO CONDUCT THE FOLLOWING BUSINESS:

CLOSED SESSION:

1. Closed Session pursuant to Government Code Section 54957, Public Employee Employment/Bookkeeper/Accountant

Agenda Input of Upcoming Meetings

Council Member Closing Remarks

ADJOURNMENT

Solid Waste Fee Information

Included with this information statement is a **Notice of Imposition of Solid Waste Fee** for the 2022-2023 fiscal year. This information statement will provide a brief explanation as to why this fee is being proposed, how the County Solid Waste System operates, and what the funding options are for keeping the Solid Waste System running for the next fiscal year.

The County Solid Waste System consists of the operation of the five transfer stations; located in Loyalton, Sattley, Sierra City, Ramshorn (near Downieville) and Alleghany. The Solid Waste System is operated with funds paid for by the properties that use or have a right to use the System. Any refuse brought to the System from outside of the County is required to pay gate fees.

The total budget for the operation of the County Solid Waste System for the 2022-2023 Fiscal Year will be approximately \$1,295,989. Due to increases in operational costs of the County Solid Waste System, the solid waste fee has increased \$2.00 per loose cubic yard. The cost for each user is based on the estimates of their fair share use of the Solid Waste System for the coming year.

The Board of Supervisors has carefully considered other options for funding the Solid Waste System, including gate fees. The Board of Supervisors is concerned that reliance on gate fees as a funding source could lead to a significant increase in the costs for waste disposal. There is also concern that high gate fees could lead to an increase in illegal dumping in the County; to the detriment of all of the County's citizens and businesses. In addition, the lack of a stable and adequate funding source for the Solid Waste System could result in the County having to cut back on the hours of operation or even close County transfer stations. It is for these reasons that the Board of Supervisors has determined that it is in the best interest of everyone to make sure that there is a stable funding source for the Solid Waste System, which can best be achieved by continuing the use of the Solid Waste Fees that are imposed annually.

In the event that a majority of property owners protest against the imposition of the Solid Waste Fees for this coming year, the Board of Supervisors may have to rely upon the use of gate fees. Other options would be to require all property owners to subscribe to a solid waste collection service in order to ensure that all solid waste is properly disposed of within the County.

Note - "Property ownership" shall be deemed to include tenancies of real property where tenants are directly liable to pay the assessment fee, or charge in question.

Property owners may appeal their solid waste fee. Procedures for solid waste fee appeals are set out in Chapter 5 of Part 8 of the Sierra County Code. Information concerning appeals may be obtained from the County Solid Waste Fee Administrator by calling 530-289-3283.

**NOTICE OF IMPOSITION OF SOLID WASTE FEE
FOR FISCAL YEAR 2022-2023**

In accordance with State law, the Sierra County Board of Supervisors is proposing establish a solid waste fee to be imposed against the real property that you own in the County that is identified by reference to the County Assessor's Parcel Number (APN) as shown below. The fee is for your property's use of the County's solid waste system for 2022-2023 and unless modified will be the same in subsequent fiscal years.

Your property has been identified and classified for use as non-residential and will be required to pay an annual fee in the amount of **\$3,862.01** for use of the County Solid Waste Facilities during the 2022-2023 fiscal year, unless a majority of all of the property owners who are subject to paying the solid waste fee file protests. This fee will cover the cost for disposal of the waste that is estimated to result from the use of the property and is in lieu of gate fees for that waste. This fee will only be used to pay for the operation and expense of the County Solid Waste System. It does not provide any general revenue to the County and cannot be used for any other purpose.

All real property within the County that is used in a manner that is or is likely to generate solid waste has been identified and classified by the County according to its waste generation. Waste generation factors for non-residential uses have been derived by calculating records of actual waste deposited into the county waste stream between April 1, 2021 and March 31, 2022, as reported by the solid waste hauler licensed by the County.

The cost for use by individual properties is determined by dividing the total cost of operation of the Solid Waste System by the total estimated waste generation derived from all properties in the County that use or have access to the County transfer stations. This establishes a unit cost for solid waste service, which is then applied to the waste generation factor identified for your real property.

NOTICE IS HEREBY GIVEN that the Sierra County Board of Supervisors will conduct a public hearing on the question of imposing the proposed Solid Waste Fees for 2022-2023, at **10:00 A.M., August 23, 2022, in the Board of Supervisors Chambers, Downieville, California**. You have a right to file a written protest against the imposition of the proposed Solid Waste Fees by signing and returning this notice (according to the instructions below). If a majority protest is filed against the imposition of the fees, the increased solid waste fees will not be imposed.

INSTRUCTIONS FOR FILING AND SUBMITTING WRITTEN PROTEST

To protest against the imposition of the increase in the Solid Waste Fees for 2022-2023, you must fill in the following information and return this notice to the Sierra County Board of Supervisors, by mailing to Board of Supervisors, P.O. Drawer D, Downieville, CA, 95936, or by returning the form to the Board of Supervisors no later than the commencement of the public hearing, at 10:00 A.M., on August 23, 2022, as referenced above.

I/we, hereby certify under penalty of perjury that I/we, are owners of record of the real property located in the County of Sierra and identified as APN 017-111-022-000

I/we hereby execute this document as our formal protest to the imposition of the increase in the County Solid Waste Fees against our property for 2022-2023 fiscal year.

Dated: _____ Signed _____

LOYALTON CITY OF

June 21, 2022

SPECIAL MEETING

The special meeting of the Loyalton City Council was called to order by Mayor Jackson on June 21, 2022 at 5:00 p.m.

COUNCIL MEMBERS PRESENT

Mayor Jackson, D. Riede, J. Markum, J. Gerow

COUNCIL MEMBERS ABSENT:

STAFF PRESENT

GUESTS PRESENT

APPROVAL OF AGENDA

It was moved by D. Riede, seconded by J. Gerow to approve the agenda as presented. Motion carried.

ANNOUNCEMENTS

Mayor Jackson would like to remind all council members and staff to do purchase orders.

STAFF REPORTS

None

PUBLIC COMMENT

None

CLOSED SESSION

1. Mayor Jackson adjourned the special meeting to go into closed session. Mayor Jackson reconvened the meeting stating the reportable action was as follows the Council has approved to hire Angela Wiley for bookkeeper duties at \$20.00 per hour.

MEETING ADJOURNED

APPROVED: _____
Mayor S. Jackson

ATTEST: _____
Kathy LeBlanc- City Clerk

June 21, 2022

REGULAR MEETING

The Regular meeting of the Loyalton City Council was called to order by Mayor S. Jackson on June 21, 2022 at 6:00 p.m. Loyalton City Auditorium

COUNCIL MEMBERS PRESENT Mayor S. Jackson, D. Riede, J. Markum, J. Gerow

COUNCIL MEMBERS ABSENT

STAFF PRESENT

City Clerk- Kathy LeBlanc

GUESTS PRESENT

B. Mertton, L. Horner, J. Buck

APPROVAL OF AGENDA

It was moved by D. Riede, seconded by J. Gerow to approve the agenda as posted. Motion carried.

ANNOUNCEMENTS

None

APPROVAL OF MINUTES

1. It was moved by D. Riede, seconded by J. Gerow to approve the minutes of the Special Meeting of May 24, 2022. Motion carried. (Mayor S. Jackson abstained)

STAFF REPORTS/WRITTEN COMMUNICATIONS

1. Vice Mayor Riede reported no work started on the pool as of yet. Councilmember Markum stated that they are waiting for Little League to finish up.

TIMED ITEM: SURPLUS EQUIPMENT

1. City Clerk announced that no bids were received. After a discussion it was moved by J. Markun, seconded by J. Gerow to sell 1981 International Dump Truck to E. Grandi for \$1500.00. Motion carried.

PUBLIC COMMENT

1. B. Mertton presented council with a list of questions and concerns. (Copy Available at City Hall)
2. J. Buck inquired about the aged balance report.
3. W. Bergstrom inquired about several properties within the City that could be a fire hazard. Mayor Jackson directed the clerk to send out clean-up letters.

FIRE DEPARTMENT REPORT

1. Mayor Jackson reported that no one was available to attend the meeting, but P. DeMartini submitted several questions in regards to Draft Audit, Fire Department Budget and Web Site.

FINANCIAL COMMITTEE REPORT/UPDATE

Mayor Jackson reported that no meeting was held, but will meet soon to work on a draft budget.

1. Mayor Jackson reported that the item for the 1099 and Council pay will be added to the next agenda.
2. After a discussion regarding the 20-21 Draft Audit, it was moved by J. Markum to approve the Draft Audit for 20-21. Motion carried
3. It was moved by J. Markum, seconded by D. Riede to approve the Reconciled Accounts for May 2022. Motion carried.
4. It was moved by D. Riede, seconded by J. Markum to approve bill sheet not to exceed \$98,300.29. Motion carried.

ACKNOWLEDGEMENT OF APPROVAL OF FUNDS TRANSFERS

1. After a brief discussion, It was moved by J. Markum, seconded by D. Riede to approve fund transfer \$43,817.71 from General 1956 to Savings 0059 and combine with old CDBG account balance \$11,646.86 and designate fund FEMA Fund Savings. Motion carried.
1. It was moved by J. Markum, seconded by D. Riede to approve the fund transfer from General 1956 to Enterprise MM 0559 not to exceed \$24,000. Motion carried.

PUBLIC WORKS COMMITTEE REPORTS/PARK AND RECREATION

1. Vice Mayor Riede reported on the following: (1) All irrigation has been fixed and are working at the Park. (2) Working on the valve at the ball field. (3) She reported that a tree will have to be replaced downtown. (4) Maintenance on sidewalks. (5) Working on grants.
2. Councilmember Gerow reported that all is working well at the WWTP, and that the crew will be doing base work on Lewis and Rail Road.
3. Mayor Jackson reported that the problem on the Fillippini property has been repaired and the City has paid our portion.

OTHER COMMITTEE REPORTS

1. Councilmember Riede spoke briefly on grants.

DISCUSSION AND POSSIBLE ACTION ITEMS

1. Mayor Jackson gave a brief update on the FEMA project stating a meeting will be held next month she will keep the council updated.
2. Mayor Jackson reported on the report presented by J. Lundy in regards to main water leak. Mayor Jackson stated that due to the critical situation she would like to declare an emergency to begin work on fixing the leak. It was moved by D. Riede, seconded by J. Markum to declare a Public Utility Emergency and dispense with the solicitation of competitive bids. Motion carried.

It was then moved by J. Markum, seconded by D. Riede to delegate councilmember J. Gerow to act as the elected official with authority to act on emergency specified. Motion carried. Mayor Jackson stated that Farr West Engineering will be out tomorrow to assess the situation. Mayor Jackson will have the contract with CTL on the next agenda.

3. It was moved by J. Markum, seconded by J. Gerow to approve Resolution 3-2022 Requesting County Elections to Conduct The Election, and Requesting Consolidation of the Election. Roll Call: Mayor Jackson-Aye, D. Riede-Aye, J. Markum-Aye, J. Gerow-Aye. Motion carried.

4. Mayor Jackson gave a report on the conditional use permit for the Forest Edge property (Old Trailer Park), after a discussion It was moved by J. Markum, seconded by J. Gerow to approve the County to take lead to coordinate the conditional use permit. Motion carried.

INPUT FOR UPCOMING MEETINGS

1. Discussion of Fire Department 1099 Forms.
2. FEMA Update
3. Update on Main water leak.

CLOSING REMARKS

None

Meeting Adjourned

APPROVED: _____

Mayor Sarah Jackson

ATTEST: _____

Kathy LeBlanc, City Clerk

Acknowledgement of Approval, City of Loyalton

The City of Loyalton acknowledges approval of the below listed Transfer(s) of Funds.

Transfer From	Transfer To	Date	Amount
General Fund	Enterprise Loan MM 0559	07/01/2022	
	Water		1,500.00
	Sewer		4,500.00
General Fund	Enterprise Loan MM 0559	07/08/2022	
	Water		1,500.00
	Sewer		4,500.00
General Fund	Enterprise Loan MM 0559	07/15/2022	
	Water		1,500.00
	Sewer		4,500.00
General Fund	Enterprise Loan MM 0559	07/22/2022	
	Water		1,500.00
	Sewer		4,500.00
General Fund	Enterprise Loan MM 0559	07/29/2022	
	Water		1,500.00
	Sewer		4,500.00

THIS TOTAL

\$30,000.00

This authorization took place at the council meeting held on 07/19/2022 and will be further reflected in the council minutes of this meeting.

Authorized Signature

Sarah Jackson, Mayor, Dated 07/19/2022

**City of Loyalton - General
Profit & Loss
July 2021 through June 2022**

	<u>Jul '21 - Jun 22</u>
Ordinary Income/Expense	
Income	
Transfer Out From General Fund	-10,000.00
Donations	1,000.00
Property Taxes	34,947.80
License & Fee Revenues	68,846.36
Intergovernmental - Federal	86,843.12
Intergovernmental - State	85,271.08
Charges for Current Services	21,992.64
Revenue Use of Money & Property	27.74
Miscellaneous Revenue	62.23
Total Income	<u>288,990.97</u>
Gross Profit	288,990.97
Expense	
Tools & Equipment	92.35
Repairs & Maintenance	5,645.19
Building Repairs	1,400.00
Penalties & Interest	109.33
Utilities	45,397.12
Equipment Repair & Maintenance	1,172.22
Taxes	5,475.08
Salaries and Wages	39,552.80
Employee Benefits	13,091.58
Services and Supplies	85,112.66
Total Expense	<u>197,048.33</u>
Net Ordinary Income	91,942.64
Other Income/Expense	
Other Expense	
Transfers Out	10,000.00
Total Other Expense	<u>10,000.00</u>
Net Other Income	<u>-10,000.00</u>
Net Income	<u><u>81,942.64</u></u>

11:20 AM

07/12/22

Accrual Basis

City of Loyalton - Fire Department
Profit & Loss
July 2021 through June 2022

	<u>Jul '21 - Jun 22</u>
Ordinary Income/Expense	
Income	
Transfer In from Fire Reserve	88,500.00
Transfer in to Fire Department	10,000.00
Transfer In	10,000.00
Charges for Current Services	45,394.34
Revenue Use of Money & Property	144.95
Fire Fighting Revenue	<u>472,868.23</u>
Total Income	<u>626,907.52</u>
Gross Profit	626,907.52
Expense	
Fire Fighting Expenses	266,955.63
Tools & Equipment	10,614.32
Repairs & Maintenance	700.63
Utilities	10,447.17
Equipment Repair & Maintenance	15,234.99
Taxes	1,054.40
Salaries and Wages	457.12
Services and Supplies	<u>13,740.53</u>
Total Expense	<u>319,204.79</u>
Net Ordinary Income	307,702.73
Other Income/Expense	
Other Expense	
Debt Service	15,536.20
Capital Outlay	<u>88,500.00</u>
Total Other Expense	<u>104,036.20</u>
Net Other Income	<u>-104,036.20</u>
Net Income	<u><u>203,666.53</u></u>

City of Loyalton - Enterprise
Profit & Loss
July 2021 through June 2022

	<u>Jul '21 - Jun 22</u>
Ordinary Income/Expense	
Income	
Transfer In From WWTP Reserve	17,550.00
Property Taxes	-60.00
Enterprise Income	854,385.09
Revenue Use of Money & Property	4,018.50
Total Income	<u>875,893.59</u>
Gross Profit	875,893.59
Expense	
Tools & Equipment	17,631.63
Repairs & Maintenance	30,412.47
Building Repairs	307.50
Utilities	102,088.25
Equipment Repair & Maintenance	14,289.38
Taxes	1,059.06
Salaries and Wages	89,039.00
Employee Benefits	35,071.48
Services and Supplies	163,621.93
Total Expense	<u>453,520.70</u>
Net Ordinary Income	422,372.89
Other Income/Expense	
Other Expense	
Debt Service	283,875.76
Total Other Expense	<u>283,875.76</u>
Net Other Income	<u>-283,875.76</u>
Net Income	<u><u>138,497.13</u></u>

**City of Loyalton
 Balance Sheet
 As of June 30, 2022**

	Jun 30, 22
ASSETS	
Current Assets	
Checking/Savings	
Enterprise Loan MM 0559	414,336.22
General Funds	262,896.09
Designated Funds	2,393,228.60
Cash Drawer	400.00
Total Checking/Savings	3,070,860.91
Accounts Receivable	
Accounts Receivable	5,163.46
Total Accounts Receivable	5,163.46
Other Current Assets	
Prepaid Expense	39,396.00
Unrealized Gain/Loss	-398.62
Due From Other Funds	899,354.82
Accounts Receivable- Government	6,339.12
Accounts Receivable- Proprietar	208,724.30
Total Other Current Assets	1,153,415.62
Total Current Assets	4,229,439.99
Fixed Assets	
Fixed Assets	9,878,566.85
Total Fixed Assets	9,878,566.85
TOTAL ASSETS	14,108,006.84
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Credit Cards	
BoFA CC 4046-R. DeMartini	12.50
BoFA CC 6111- K LeBlanc	-95.50
Total Credit Cards	-83.00
Other Current Liabilities	
Pension Pay Withholdings	823.80
Unearned Revenue-FEMA Advance	64,083.00
Due to Other Funds	899,354.82
Accrued Bond Interest Payable	67,877.14
Payroll Liabilities	509.13
Total Other Current Liabilities	1,032,647.89
Total Current Liabilities	1,032,564.89
Long Term Liabilities	
Sierra Co 18/19 Audit Payable	33,227.66
Community Leasing Partners	70,000.00
Bonds Payable	4,794,629.00
Total Long Term Liabilities	4,897,856.66
Total Liabilities	5,930,421.55
Equity	
Unassigned (Fund Equity)	116,084.35
Reserved Funds	350,878.00

2:39 PM
07/12/22
Accrual Basis

City of Loyalton
Balance Sheet
As of June 30, 2022

	<u>Jun 30, 22</u>
Invested in Fixed Assets	4,350,253.81
Unreserved Fund Balance	2,945,869.56
Net Income	<u>414,499.57</u>
Total Equity	<u>8,177,585.29</u>
TOTAL LIABILITIES & EQUITY	<u><u>14,108,006.84</u></u>



CITY OF LOYALTON

P.O. BOX 128
LOYALTON, CA 96118
530-993-6750

APPLICATION FOR NEW WATER SERVICE

DATE OF APPLICATION _____ EFFECTIVE DATE: _____
(DATE TO TURN WATER ON OR OFF)

PURPOSE OF APPLICATION NEW SERVICE CHANGE IN SERVICE
 TEMPORARY SERVICE CONNECTION FIRE SERVICE

CUSTOMER INFORMATION

CUSTOMER(S)

"NAME(S): Richard Acevedo / Cheryl Acevedo

SERVICE ADDRESS: _____

MAILING ADDRESS: P.O. Box 50

CITY, STATE, ZIP: Loyalton CA 96118

HOME PHONE: 530 993-4687 DAY TIME PHONE: _____

EMERGENCY PHONE: 503 970-7359 APN: _____

PROPERTY OWNER (If Different)

NAME(S): _____

MAILING ADDRESS: _____

CITY, STATE, ZIP: _____

HOME PHONE: _____ DAY TIME PHONE: _____

EMERGENCY PHONE: _____

" If customer is NOT the owner of the property, the following section must be filled out by the property owner.

I, _____, give permission to the City of Loyalton to charge
Property Owner (print)

_____ for the monthly water bill at the service address
Renter

provided above. Furthermore, I understand if the renter fails to pay the bill, as determined by City records, I will be personally responsible to pay the outstanding balance as well as the associated late fees for the water service, including disconnection and reconnection of service fees, if imposed.

Property Owner's Signature

**** ~~Application Fee of \$50 must be included.~~ ****

Customer Agreement

Application for Service – The City of Loyalton, is hereby requested to furnish the Applicant water service and facilities. If necessary, backflow prevention device will be installed at the applicant's expense in accordance with SECTION 11, CONTROL OF BACKFLOW AND CROSS CONNECTIONS. The backflow prevention valve, including the enclosure and facilities leading there from shall be installed, owned, operated and maintained by the customer. It is understood that this application is made for service subject to the rates, charges, rules and regulations contained in the City of Loyalton's Water Ordinance.

Richard Acevedo
Customer (Print Name)

Richard Acevedo
Customer (Signature)

SERVICE INFORMATION

Type of Service Applied for (check the box that applies):

(1) SINGLE RESIDENTIAL (2) MULTI-FAMILY _____ (Give number of Units)

(2) INDUSTRIAL _____ (2) COMMERCIAL _____

Existing Service Only: Service Size: _____ inch Meter _____ inch

(1) All single family residents must provide the City with a plumbing fixture count per the Uniform Plumbing Code. Please fill out the attached form.

(2) Commercial or Industrial customers must provide the City with a floor plan that shows the location/ type of each plumbing fixture. In addition, the City reserves the right to have their representative / inspector examine each site to confirm the number of plumbing fixtures on the floor plan. Please fill out the attached form.

*****OFFICE USE ONLY BELOW THIS LINE*****

Fees Paid \$ _____ Date Paid _____ Receipt No. _____ Rec'd By _____

Identification Verification _____ Is customer in City Limits? _____

Fixture Count from attached form _____

Number of EDU(s) _____ Connection Fee _____

Service Size _____ inches Meter Size _____ inches

APPLICATION APPROVED

Maintenance Superintendent Date

Application Fee of \$50 must be included

CITY OF LOYALTON

RESOLUTION NO. 4-2022

*A Resolution of the City Council of the City of Loyalton
Dispensing with Competitive Bidding for Certain On-Call Services, Approve an
Agreement for On-Call Services and Direct and Authorize the Mayor to Execute the
Agreement*

WHEREAS, the City is in need of various services on an as-needed, on-demand and on-call basis, often times on very short notice, and such services include, but are not limited to, snow removal services, skilled operator services to operate heavy equipment, mechanic services for the repair and maintenance of heavy equipment and services by other skilled labor, such as electricians (“On-Call Services”); and

WHEREAS the City has attempted to identify contractors and service providers who would be willing to provide On-Call Services to the City; and

WHEREAS, all but one contractor and service provider who would likely be able to provide On-Call Services have expressed that they are unwilling to provide services to the City on an as-needed, on-demand and on-call basis without any minimum or guaranteed compensation; and

WHEREAS, the City cannot afford to enter into a contract or contracts for services similar to the On-Call Services and pay a contractor or contractors a minimum or guaranteed compensation without receiving any services; and

WHEREAS, the only contractor the City has been able to identify that is willing and desires to provide On-Call Services to the City without a minimum or guaranteed compensation is C.T.L. Forest Management, Inc.; and

WHEREAS, the City would receive no benefit from the competitive bid process for procuring On-Call Services in that it is unlikely that competitive bidding will produce a different result or be advantageous and that significant benefit can be derived by negotiating directly with entering into an agreement with the only contractor that is willing and desires to provide On-Call Services to the City without a minimum or guaranteed compensation; and

WHEREAS, negotiating directly with entering into an agreement with the only contractor that is willing and desires to provide On-Call Services to the City without a minimum or guaranteed compensation is the most sensible and practical way to address the issue and assure the City and its citizens that they receive necessary services; and

WHEREAS, the above recitals explain why competitive bidding for the contracting for certain On-Call Services would be non-sensible, undesirable, impractical, unavailing and disadvantageous; and

WHEREAS, various California court decisions including, Domar Electric, Inc. v. City of Los Angeles, 9 Cal.4th 161 (1994), hold that the competitive bidding statutes are not to be applied in a way which denies public agencies the authority to deal with problems in a sensible, practical way; and

WHEREAS, various California court decisions, including Graydon v. Pasadena Development Agency, 104 Cal.App.3d 631 (1980), hold that where the public interest is better served by dispensing with competitive bidding, such as where the subject of a contract is such that competitive proposals would be unavailing or would not produce an advantage, and the advertisement for competitive bids would thus be undesirable or impractical, or impossible, a public agency may dispense with competitive bidding.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOYALTON, CALIFORNIA, AS FOLLOWS:

Section 1. The above Recitals are true and correct.

Section 2. The City dispense with competitive bidding for the procurement of On-Call Services described herein and in the Agreement for On-Call Services with C.T.L Forest Management, Inc., attached hereto.

Section 3. The City approves the Agreement for On-Call Services with C.T.L Forest Management, Inc., in substantially the form attached hereto with such changes as are approved by the Mayor and the City Attorney.

Section 4. The Mayor is hereby authorized and directed to execute the Agreement for On-Call Services with C.T.L Forest Management, Inc. in substantially the form attached hereto with such changes as are approved by the Mayor and the City Attorney.

PASSED AND ADOPTED this 19th day of July 2022, by the following vote:

AYES:

NOES:

ABSENT:

Sarah Jackson, Mayor
City of Loyalton

ATTEST: Kathy Le Blanc
City Clerk

APPROVED AS TO FORM:

City Attorney

DRAFT

CITY OF LOYALTON

RESOLUTION NO. 5-2022

*A Resolution of the City Council of the City of Loyalton
Dispensing with Competitive Bidding for the 2017 FEMA Projects*

WHEREAS, the City remains in need for the completion of repairs authorized by FEMA following damage to various sections of the City during the 2017 flood event; and

WHEREAS the City has attempted two rounds of competitive bidding which in the first round resulted in one bid received but not awarded and in the second round no bids were received; and

WHEREAS, the City would receive no benefit from continuing the competitive bid process for the 2017 FEMA project in that it is unlikely that future competitive bidding will produce a different result or be advantageous; and

WHEREAS, the City believes that significant benefit can be derived by negotiating directly with a contractor that is willing and desires to complete all or part of the 2017 FEMA projects; and

WHEREAS, negotiating directly with and entering into an agreement with a contractor that is willing and desires to complete the 2017 FEMA projects for the City is the most sensible and practical way to address the issue and assure the City and its citizens that they receive necessary repairs; and

WHEREAS, the above recitals explain why competitive bidding for the contracting of the 2017 FEMA Project would be non-sensible, undesirable, impractical, unavailing and disadvantageous; and

WHEREAS, various California court decisions including, Domar Electric, Inc. v. City of Los Angeles, 9 Cal.4th 161 (1994), hold that the competitive bidding statutes are not to be applied in a way which denies public agencies the authority to deal with problems in a sensible, practical way; and

WHEREAS, various California court decisions, including Graydon v. Pasadena Development Agency, 104 Cal.App.3d 631 (1980), hold that where the public interest is better served by dispensing with competitive bidding, such as where the subject of a contract is such that competitive proposals would be unavailing or would not produce an advantage, and the advertisement for competitive bids would thus be undesirable or impractical, or impossible, a public agency may dispense with competitive bidding.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOYALTON, CALIFORNIA, AS FOLLOWS:

Section 1. The above Recitals are true and correct.

Section 2. The City dispense with competitive bidding for the 2017 FEMA Projects.

Section 3. The City approves that it may enter into an Agreement for the 2017 FEMA Projects with a contractor that is willing and able to complete the work.

PASSED AND ADOPTED this 19th day of July 2022, by the following vote:

AYES:

NOES:

ABSENT:

Sarah Jackson, Mayor
City of Loyalton

ATTEST: Kathy Le Blanc
City Clerk

APROVED AS TO FORM:

City Attorney