

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-119**

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE SENIOR CITIZENS CENTER & AIRPORT NEIGHBORHOOD COMMUNITY CENTER KITCHEN RENOVATION PROJECTS, ACCEPTING THE BID, AND APPROVING A CONSTRUCTION CONTRACT WITH JHK CONSTRUCTION, INC., ESCALON, CA, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE CONTRACT IN THE AMOUNT OF \$407,300

WHEREAS, as a U.S. Department of Housing and Urban Development (HUD) entitlement community, the City of Modesto is required to develop an Annual Action Plan that describes proposed activities funded with Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) funds, and

WHEREAS, on June 14, 2016, City Council, by Resolution No. 2016-254, approved the Program Year 2016-2017 Annual Action Plan (Plan), and

WHEREAS, included in the Plan were anticipated use of CDBG funds for Public Facility Improvements for the Senior Center (100865) and Airport Neighborhood Community Center (100868), and

WHEREAS, there is no impact to the General Fund as these funds are received from HUD for the project, and

WHEREAS, the project will renovate the existing Senior Citizen's Center kitchen providing for new appliances, sinks, counters and expand the kitchen to accommodate the needs of the users of the facility, and

WHEREAS, the project will install a commercial grade kitchen in the Airport Neighborhood Center to accommodate the needs of the community, and

WHEREAS, the project was advertised for bids on February 1, 2017, and

WHEREAS, on February 28, 2017, Council approved Resolution No. 2017-86 Implementing a spending freeze in order to maintain fiscal sustainability of the City. The City Manager's Office approved an exception to this freeze for this procurement based upon the fact that this project is fully funded by Grant funds and no General Fund money is required to complete this project.

WHEREAS, bids were publicly opened on March 7, 2017 pursuant to Modesto Municipal Code section 8-3.403, and

WHEREAS, three bids were received, three bids were above the engineer's estimate, and

WHEREAS, the lowest responsive and responsible bid was JHK Construction, Inc., Escalon, CA, 10.08% above the engineer's estimate, and

WHEREAS, the remaining bids ranged from 51% above to 62% above the engineers, estimate.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the plans and specifications for the Senior Citizens Center & Airport Neighborhood Community Center Kitchen Renovation Projects, accepts the bid, and approves a construction contract with JHK Construction, Inc., Escalon, CA.

BE IT FURTHER RESOLVED by the Council of the City of Modesto authorizes the City Manager, or his designee, to execute the contract in the amount of \$407,300.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-120**

RESOLUTION AMENDING THE FISCAL YEAR 2016-17 CAPITAL IMPROVEMENT PROGRAM BUDGET IN THE AMOUNT OF \$271,444 TO BE TRANSFERRED INTO THE PROJECT FROM CDBG FUNDS IN ORDER TO FULLY FUND THE CONSTRUCTION, CONTINGENCY, CONSTRUCTION ADMINISTRATION, AND DESIGN SUPPORT DURING CONSTRUCTION FOR THE SENIOR CITIZENS CENTER & AIRPORT NEIGHBORHOOD COMMUNITY CENTER KITCHEN RENOVATION PROJECTS, AND AUTHORIZING THE DEPUTY CITY MANAGER, OR HIS DESIGNEE, TO IMPLEMENT THE AMENDMENTS

WHEREAS, on June 14, 2016, City Council, by Resolution No. 2016-254, approved the Program Year 2016-2017 Annual Action Plan (Plan), and

WHEREAS, included in the Plan were anticipated use of CDBG funds for Public Facility Improvements for the Senior Citizens Center (100865) and Airport Neighborhood Community Center (100868), and

WHEREAS, the total estimated cost for the construction portion of the projects is \$521,344.00.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes amending the FY 2016-2017 Capital Improvement Program Budgets to add \$197,026.40 in CDBG funds to fully fund the Senior Citizens Center (100865) and \$74,417.60 in CDBG funds to fully fund the Airport Neighborhood Community Center (100868).

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it authorizes the Deputy City Manager, or his designee, to implement the amendments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-121**

**RESOLUTION ACCEPTING THE CALIFORNIA MARIJUANA ERADICATION
GRANT FROM THE U.S. DEPARTMENT OF JUSTICE DRUG
ENFORCEMENT ADMINISTRATION IN THE AMOUNT OF \$25,000 FOR THE
STANISLAUS COUNTY DRUG ENFORCEMENT AGENCY; AND
AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE
ALL NECESSARY GRANT DOCUMENTS**

WHEREAS, on February 10, 2017, the Stanislaus Drug Enforcement Agency (SDEA) was awarded the Domestic Cannabis Eradication/Suppression Program Marijuana Eradication Grant in the amount of \$25,000, and

WHEREAS, the funding will defray costs relating to the eradication and suppression of illicit cannabis, and

WHEREAS, the costs include marijuana eradication, overtime, training, supplies and removal costs, and

WHEREAS, there is no required match to the City of Modesto, and

WHEREAS, the term of this grant will be from October 1, 2016 through September 30, 2017, and

WHEREAS, the City of Modesto will be the fiscal agent,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the California Marijuana Eradication Grant from the U. S. Department of Justice Drug Enforcement Administration in the amount of \$25,000.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute all necessary grant documents.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

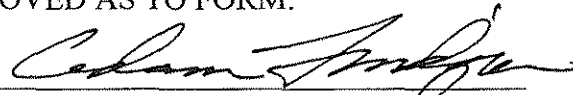
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-122**

RESOLUTION AMENDING THE STANISLAUS DRUG ENFORCEMENT AGENCY'S FISCAL YEAR 2016/17 MULTI-YEAR OPERATING BUDGET ESTIMATING REVENUE IN THE AMOUNT OF \$25,000 FROM THE U. S. DEPARTMENT OF JUSTICE DRUG ENFORCEMENT ADMINISTRATION MARIJUANA ERADICATION GRANT; AND AUTHORIZING THE DEPUTY CITY MANAGER, OR HIS DESIGNEE, TO TAKE THE NECESSARY STEPS TO IMPLEMENT THE PROVISIONS OF THIS RESOLUTION

WHEREAS, on February 10, 2017, the Stanislaus Drug Enforcement Agency (SDEA) was awarded the Domestic Cannabis Eradication/Suppression Program Marijuana Eradication Grant in the amount of \$25,000, and

WHEREAS, it is required to amend the SDEA budget to increase revenues in the amount of \$25,000, and

WHEREAS, the funding will defray costs relating to the eradication and suppression of illicit cannabis, and

WHEREAS, the costs include marijuana eradication, overtime, training, supplies and removal costs, and

WHEREAS, there is no required match to the City of Modesto, and

WHEREAS, the City of Modesto will be the fiscal agent,

WHEREAS, the term of this grant will be from October 1, 2016 through September 30, 2017,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves amending the the Stanislaus County Drug Enforcement Agency's Fiscal Year 2016/17 Multi-Year Operating Budget as indicated on **Attachment A**, which is incorporated by reference herein.

BE IT FURTHER RESOLVED that the Deputy City Manager, or his designee, is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

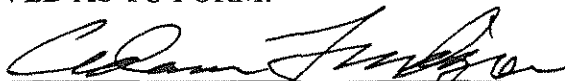
By: 
ADAM U. LINDGREN, City Attorney

Exhibit A: Budget Adjustment

Fund 6600: 2016/17 Multi-Year

Expense:

To:

101016 – Appr. A	\$ 5,000	Overtime
101016 – Appr. C	500	Intergov. Services – Other (53505) OT for Outside Agencies
101016 – Appr. C	2,500	Police Equipment <\$5,000
101016 – Appr. C	1,000	Fuel/Oil
101016 – Appr. C	<u>16,000</u>	Insurance
	Total	\$25,000

Revenue:

To:

6600-89999-42040-101016	\$25,000	Intergov-Federal – Dept. of Justice
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**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-123**

RESOLUTION ACCEPTING THE FEDERAL AVIATION ADMINISTRATION (FAA) GRANT FUNDED AIRPORT IMPROVEMENT PROGRAM (AIP) NO. 39 PROJECT TITLED "AIRPORT PERIMETER FENCE CONSTRUCTION" AS COMPLETE, AND AUTHORIZING ALL NECESSARY STEPS TO FILE THE NOTICE OF COMPLETION WITH THE COUNTY CLERK RECORDER

WHEREAS, the Modesto City-County Airport (Airport) is a federally obligated facility and is required to meet Federal Aviation Administration (FAA) standards, and

WHEREAS, the FAA requires that the Airport secure the airport and implement methods to reduce the hazard of wildlife strikes to aircraft, and

WHEREAS, the fencing project replaced 1.5 miles of failing airport perimeter fencing, enhancing security and adding wildlife deterrent fencing for compliance, and

WHEREAS, the Airport Perimeter Fence Construction Project has been completed by Golden Bay Fence of Stockton, CA in accordance with the contract agreement dated September 2, 2015.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Airport Perimeter Fence Construction Project is hereby accepted as complete from said contractor, Golden Bay Fence, of Stockton, CA.

BE IT FURTHER RESOLVED that the City Clerk is authorized to complete all necessary steps to file the Notice of Completion with the County Clerk Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

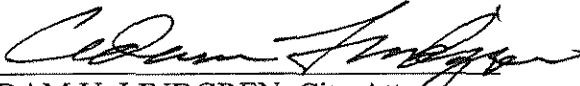
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-124**

RESOLUTION ACCEPTING THE DESTRUCTION OF WELLS 4, 8, 19, 32, 36, 44, 226 & 229 PROJECT AS COMPLETE AUTHORIZING ALL NECESSARY STEPS TO FILE WITH THE COUNTY RECORDER, RELEASE SECURITIES, AND RELEASE PAYMENTS TOTALING \$415,004 TO HOWK SYSTEMS, INC., OF MODESTO, CA

WHEREAS, the Destruction of Wells 4,8,19,32,36,44,226 & 229 Project has been completed by Howk Systems, Inc., of Modesto, CA in accordance with the contract agreement dated June 28, 2016,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Destruction of Wells 4,8,19,32,36,44,226 & 229 Project is hereby accepted as complete from said contractor, Howk Systems, Inc., of Modesto, CA, and that the City Clerk is authorized to complete all necessary steps to file with the County Recorder, release securities and payments totaling \$415,004, as is authorized and provided in the contract.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

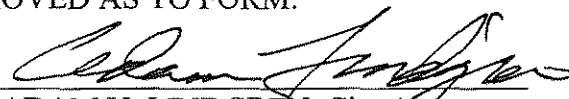
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-125**

**RESOLUTION ACCEPTING THE SEWER LIFT STATION COATING
PROJECT AS COMPLETE, AUTHORIZING ALL NECESSARY STEPS TO
FILE WITH THE COUNTY RECORDER, RELEASING SECURITIES,
RECEIVING CREDITS, AND RELEASING PAYMENTS TOTALING \$294,069
TO F. D. THOMAS, INC., OF CENTRAL POINT, OR**

WHEREAS, the Sewer Lift Station Coating Project has been completed by F.D. Thomas, Inc., of Central Point, OR in accordance with the contract agreement dated March 1, 2016,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Sewer Lift Station Coating Project is hereby accepted as complete from said contractor, F.D. Thomas, Inc., of Central Point, OR, and that the City Clerk is authorized to complete all necessary steps to file with the County Recorder, release securities and payments totaling \$294,069, as is authorized and provided in the contract.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

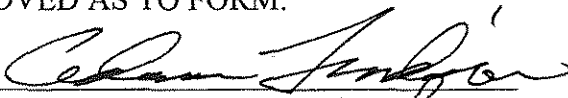
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-126**

**RESOLUTION ACCEPTING THE G STREET AND HATCH ROAD
PAVEMENT REHABILITATION PROJECT AS COMPLETE AUTHORIZING
ALL NECESSARY STEPS TO FILE WITH THE COUNTY RECORDER,
RELEASE SECURITIES AND PAYMENTS TOTALING \$826,326 TO DSS
COMPANY, DBA KNIFE RIVER CONSTRUCTION, INC., OF STOCKTON, CA**

WHEREAS, the G Street and Hatch Road Pavement Rehabilitation Project has been completed by DSS Company, dba Knife River Construction, Inc., of Stockton, CA in accordance with the contract agreement dated April 26, 2016,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the G Street and Hatch Road Pavement Rehabilitation Project is hereby accepted as complete from said contractor, DSS Company, dba Knife River Construction, Inc., of Stockton, CA, and that the City Clerk is authorized to complete all necessary steps to file with the County Recorder, release securities and payments totaling \$826,326, as is authorized and provided in the contract.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

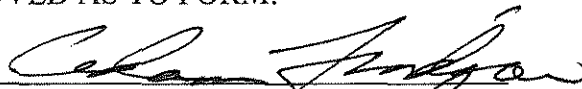
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-127**

RESOLUTION APPROVING AMENDMENT NO. 3 TO CITY OF MODESTO PROGRAM YEAR 2016-2017 ANNUAL ACTION PLAN TO ALLOCATE \$400,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT FUNDS TO CARRY OUT A HOMEBUYERS ASSISTANCE PROGRAM; AUTHORIZING CITY STAFF TO SUBMIT AN APPLICATION TO HUD FOR AMENDMENT NO. 3 TO THE CITY OF MODESTO PROGRAM YEAR 2016-2017 ANNUAL ACTION PLAN, ATTACHED HERETO AS EXHIBIT A; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO NEGOTIATE AND EXECUTE ANY RELATED PROGRAM AGREEMENTS, CONTRACTS OR OTHER DOCUMENTATION REQUIRED FOR IMPLEMENTATION OF AMENDMENT NO. 3

WHEREAS, on June 14, 2016, the City Council, by Resolution No. 2016-254, approved the submission of the Program Year 2016-2017 Annual Action Plan (AAP) to the U.S. Department of Housing and Urban Development (HUD), and

WHEREAS, on June 21, 2016, City Council, by Ordinance No., 3652-C.S., adopted the Fiscal Year 2016-2017 Annual and Multi- Year Operating Budgets, and

WHEREAS, any changes to AAP allocations are accomplished through amendments to the AAP, and

WHEREAS, on October 4, 2016, the City Council, by Resolution No. 2016-405, approved Amendment No. 1 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, on January 10, 2017, the City Council, by Resolution No. 2017-19, approved Amendment No. 2 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, Amendment No. 3 to the City of Modesto Program Year 2016-17 AAP (Amendment No. 3) allocates \$400,000 in Community Development Block Grant funds for the purpose of carrying out a homebuyer assistance program to assist eligible first time buyers with gap financing loans to allow the purchase of a home, and

WHEREAS, the public was afforded a 30-day comment period on the proposed amendment, and

WHEREAS, on March 9, 2017, City staff presented the Amendment No. 3 to the Citizens' Housing & Community Development Committee meeting who recommended it be forwarded to City Council for approval, and

WHEREAS, on March 9, 2017, City staff held a community meeting, to assess local needs and priorities related to Amendment No. 3, and

WHEREAS, the 30-day public review period to review and comment on the draft documents opened on February 5, 2017 and closed with a public hearing at the City Council meeting on Tuesday, April 4, 2017, and

WHEREAS, any comments received during the public review period or during the April 4, 2017 City Council meeting will be incorporated into the final Amendment No. 3 to City of Modesto Program Year 2016-2017 Annual Action Plan.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts Amendment No. 3 to City of Modesto Program Year 2016-2017 Annual Action Plan to allocate \$400,000 in Community Development Block Grant entitlement funds to carry out a Homebuyers Assistance Program and authorizing the City Manager, or his designee, to negotiate and execute any related program agreements, contracts or other documentation required for implementation of Amendment No. 3.

BE IT FURTHER RESOLVED that City staff is authorized to submit an application to HUD for Amendment No. 3 to the City of Modesto Program Year 2016-2017 Annual Action Plan as described in "Program Year 2016-2017 Annual Action Plan Third Amendment," **attached** hereto as **Exhibit A** and incorporated by reference herein.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the City Manager, or his designee, is hereby authorized to negotiate and execute any related program agreements, contracts or other documentation required for implementation of Amendment No. 3 to City of Modesto Program Year 2016-17 Annual Action Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Madrigal, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

EXHIBIT A

**City of Modesto
Program Year 2016-2017 Annual Action Plan
Amendment No. 3**

THIRD AMENDMENT

City of Modesto
FY 2016-2017 Annual Action Plan

Substantial Amendment

City Council April 4, 2017

The purpose of the Substantial Amendment is to define the following Eligible Uses:

- 1. Establish a Fund in the amount of \$400,000 for the purpose of carrying out a Homebuyer Assistance Program to assist eligible first time buyers with gap financing loans to allow the purchase of a home. The fund is designed to generate payments to the fund once loans are paid to the City of Modesto. All recaptured loan funds will be used to carry out the same activity- 24 CFR 570.201(n)**

Homebuyer Assistance Program \$400,000

Resources: CDBG 24CFR 570.201(n)

National Objective: Low/Moderate Income Clientele (LMC)

- Up to 50% of down payment assistance amount;
- All assisted households must be low- and moderate-income;
- Interest rate write-downs;
- Principal write-downs; and
- Subsidizing interest rates and mortgage principal amounts, including making grants to reduce the effective interest rate on the amount needed by the purchaser to an affordable level. (Funds granted would have to be applied to the purchase price);
- Subordinating direct loans toward the purchase price, at little interest, so that the total mortgage will be affordable to the purchaser;
- Paying all or part of the premium (on behalf of the purchaser) for the mortgage insurance required up-front by a private mortgagee. (This would include private mortgage insurance (PMI)).

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-128**

RESOLUTION AMENDING THE FISCAL YEAR 2016-17 ANNUAL OPERATING AND CAPITAL IMPROVEMENT BUDGETS TO REFLECT CHANGES NOTED IN THE ATTACHED AMENDMENT NO. 3 TO THE CITY OF MODESTO'S PROGRAM YEAR 2016-2017 ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT, AND AUTHORIZING THE DEPUTY CITY MANAGER, OR HIS DESIGNEE, TO TAKE THE NECESSARY STEPS TO IMPLEMENT THE PROVISIONS OF THIS RESOLUTION

WHEREAS, on June 14, 2016, the City Council, by Resolution No. 2016-254, approved the submission of the Program Year 2016-2017 Annual Action Plan (AAP) to the U.S. Department of Housing and Urban Development (HUD), and

WHEREAS, on June 21, 2016, City Council, by Ordinance No. 3652-C.S., adopted the Fiscal Year 2016-2017 Annual and Multi-Year Operating Budgets, and

WHEREAS, any changes to AAP allocations are accomplished through amendments to the AAP, and

WHEREAS, on October 4, 2016, the City Council, by Resolution No. 2016-405, approved Amendment No. 1 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, on January 10, 2017, the City Council, by Resolution No. 2017-19, approved Amendment No. 2 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, Amendment No. 3 to the City of Modesto Program Year 2016-17 AAP (Amendment No. 3) allocates \$400,000 in Community Development Block Grant funds for the purpose of carrying out a homebuyer assistance program to assist eligible first time buyers with gap financing loans to allow the purchase of a home, and

WHEREAS, the public was afforded a 30-day comment period on the proposed amendment, and

WHEREAS, on March 9, 2017, City staff presented Amendment No. 3 to the Citizens' Housing & Community Development Committee meeting who recommended it be forwarded to forward to City Council for approval, and

WHEREAS, on March 9, 2017, City staff held a community meeting, to assess local needs and priorities related to Amendment No. 3.

NOW, THEREFORE, BE IT RESOLVED, that the Modesto City Council hereby approves an amendment to the fiscal year 2016-17 annual operating and capital improvement budgets to reflect changes noted in Amendment No. 3, **attached** hereto as **Exhibit A**, to City of Modesto's Program Year 2016-2017 Annual Action Plan for Community Development Block Grant and authorizing the Deputy City Manager, or his designee, to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Madrigal, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:


By: 
ADAM U. LINDGREN, City Attorney

EXHIBIT A

**City of Modesto
Program Year 2016-2017 Annual Action Plan
Amendment No. 3**

THIRD AMENDMENT

City of Modesto
FY 2016-2017 Annual Action Plan

Substantial Amendment

City Council April 4, 2017

The purpose of the Substantial Amendment is to define the following Eligible Uses:

- 1. Establish a Fund in the amount of \$400,000 for the purpose of carrying out a Homebuyer Assistance Program to assist eligible first time buyers with gap financing loans to allow the purchase of a home. The fund is designed to generate payments to the fund once loans are paid to the City of Modesto. All recaptured loan funds will be used to carry out the same activity- 24 CFR 570.201(n)**

Homebuyer Assistance Program \$400,000

Resources: CDBG 24CFR 570.201(n)

National Objective: Low/Moderate Income Clientele (LMC)

- Up to 50% of down payment assistance amount;
- All assisted households must be low- and moderate-income;
- Interest rate write-downs;
- Principal write-downs; and
- Subsidizing interest rates and mortgage principal amounts, including making grants to reduce the effective interest rate on the amount needed by the purchaser to an affordable level. (Funds granted would have to be applied to the purchase price);
- Subordinating direct loans toward the purchase price, at little interest, so that the total mortgage will be affordable to the purchaser;
- Paying all or part of the premium (on behalf of the purchaser) for the mortgage insurance required up-front by a private mortgagee. (This would include private mortgage insurance (PMI)).

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-129**

RESOLUTION APPROVING AMENDMENT NO. 4 TO CITY OF MODESTO PROGRAM YEAR 2016-2017 ANNUAL ACTION PLAN TO ALLOCATE \$1,200,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT FUNDS TO ESTABLISH A RENTAL HOUSING REHABILITATION PROGRAM TO SERVE LOW INCOME HOUSING, AND AMEND AN EXISTING PROGRAM NAME TO “AFFORDABLE HOUSING ACQUISITION PROGRAM” AND ALLOCATE AN ADDITIONAL \$400,000 IN FUNDING; AUTHORIZING CITY STAFF TO SUBMIT AN APPLICATION TO HUD FOR AMENDMENT NO. 4 TO THE CITY OF MODESTO PROGRAM YEAR 2016-2017 ANNUAL ACTION PLAN, ATTACHED HERETO AS EXHIBIT A; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO NEGOTIATE AND EXECUTE ANY RELATED PROGRAM AGREEMENTS, CONTRACTS OR OTHER DOCUMENTATION REQUIRED FOR IMPLEMENTATION OF AMENDMENT NO. 4

WHEREAS, on June 14, 2016, the City Council, by Resolution No. 2016-254, approved the submission of the Program Year 2016-2017 Annual Action Plan (AAP) to the U.S. Department of Housing and Urban Development (HUD), and

WHEREAS, on June 21, 2016, City Council, by Ordinance No., 3652-C.S., adopted the Fiscal Year 2016-2017 Annual and Multi- Year Operating Budgets, and

WHEREAS, any changes to AAP allocations are accomplished through amendments to the AAP, and

WHEREAS, on October 4, 2016, the City Council, by Resolution No. 2016-405, approved Amendment No. 1 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, on January 10, 2017, the City Council, by Resolution No. 2017-19, approved Amendment No. 2 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, on April 4, 2017, the City Council, by Resolution No. 2017-128, approved Amendment No. 3 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, Amendment No. 4 to the City of Modesto Program Year 2016-17 AAP (Amendment No. 4) to allocate \$1,200,000 in Community Development Block Grant entitlement funds to establish a Rental Housing Rehabilitation Program to serve low income housing and (2) amend an existing program name to “Affordable Housing Acquisition Program” and allocate an additional \$400,000 in funding, and

WHEREAS, the public was afforded a 30-day comment period on the proposed amendment, and

WHEREAS, on March 9, 2017, City staff presented the Amendment No. 4 to the Citizens’ Housing & Community Development Committee meeting who recommended it be forwarded to forward to City Council for approval, and

WHEREAS, on March 9, 2017, City staff held a community meeting, to assess local needs and priorities related to Amendment No. 4, and

WHEREAS, the 30-day public review period to review and comment on the draft documents opened on March 5, 2017 and closed with a public hearing at the City Council meeting on Tuesday, April 4, 2017, and

WHEREAS, any comments received during the public review period or during the April 4, 2017 City Council meeting will be incorporated into the final Amendment No. 4 to City of Modesto Program Year 2016-2017 Annual Action Plan.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts Amendment No. 4 to City of Modesto Program Year 2016-2017 Annual Action Plan to allocate \$1,200,000 in Community Development Block Grant entitlement funds to establish a Rental Housing Rehabilitation Program to serve low

income housing, amend an existing program name to “Affordable Housing Acquisition Program” and allocate an additional \$400,000 in funding.

BE IT FURTHER RESOLVED that City staff is authorized to submit an application to HUD for Amendment No. 4 to the City of Modesto Program Year 2016-2017 Annual Action Plan as described in “Program Year 2016-2017 Annual Action Plan Fourth Amendment,” **attached** hereto as **Exhibit A** and incorporated by reference herein.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the City Manager, or his designee, is hereby authorized to negotiate and execute any related program agreements, contracts or other documentation required for implementation of Amendment No. 4 to City of Modesto Program Year 2016-17 Annual Action Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Madrigal, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

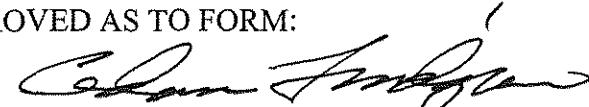
By: 
ADAM U. LINDGREN, City Attorney

EXHIBIT A

**City of Modesto
Program Year 2016-2017 Annual Action Plan
Amendment No. 4**

FOURTH AMENDMENT

City of Modesto
2016 Annual Action Plan

Substantial Amendment

City Council April 4, 2017

The purpose of the Substantial Amendment is to define the following Eligible Uses:

- 1. Rental Housing Rehabilitation program to establish two activities in the amount of \$1,200,000 for the purpose of carrying out rehabilitating affordable rental housing in partnership with our local non-profits and Housing Authority of the County of Stanislaus. - 24 CFR 570.202.**

Rental Housing Rehabilitation Program \$1,200,000

Resources: CDBG 24CFR 570.202

National Objective: Low/Moderate Income Clientele (LMC)

- Low-income public housing and other publicly owned residential buildings and improvements.

- 2. Affordable Housing Acquisition Program to amend existing program name and provide additional funds in the amount \$400,000. - 24 CFR 570.201**

Affordable Housing Acquisition Program \$400,000

Resources: CDBG 24CFR 570.201

National Objective: Low/Moderate Income Clientele (LMC)

- Acquisition in whole or in part by the recipient, or other public or private nonprofit entity, by purchase, long-term lease, donation, or otherwise, of real property (including air rights, water rights, rights-of-way, easements, and other interests therein) for any public purpose, subject to the limitations of 24 CFR 570.207.

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-130**

RESOLUTION AMENDING THE FISCAL YEAR 2016-17 ANNUAL OPERATING AND CAPITAL IMPROVEMENT BUDGETS TO REFLECT CHANGES NOTED IN THE ATTACHED AMENDMENT NO. 4 TO THE CITY OF MODESTO'S PROGRAM YEAR 2016-2017 ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT, AND AUTHORIZING THE DEPUTY CITY MANAGER, OR HIS DESIGNEE, TO TAKE THE NECESSARY STEPS TO IMPLEMENT THE PROVISIONS OF THIS RESOLUTION

WHEREAS, on June 14, 2016, the City Council, by Resolution No. 2016-254, approved the submission of the Program Year 2016-2017 Annual Action Plan (AAP) to the U.S. Department of Housing and Urban Development (HUD), and

WHEREAS, on June 21, 2016, City Council, by Ordinance No. 3652-C.S., adopted the Fiscal Year 2016-2017 Annual and Multi-Year Operating Budgets, and

WHEREAS, any changes to AAP allocations are accomplished through amendments to the AAP, and

WHEREAS, on October 4, 2016, the City Council, by Resolution No. 2016-405, approved Amendment No. 1 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, on January 10, 2017, the City Council, by Resolution No. 2017-19, approved Amendment No. 2 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, on April 4, 2017, the City Council, by Resolution No. 2017-128, approved Amendment No. 3 to the City of Modesto Program Year 2016-17 AAP, and

WHEREAS, the public was afforded a 30-day comment period on the proposed amendment, and

WHEREAS, on March 9, 2017, City staff presented the Amendment No. 4 to the Citizens' Housing & Community Development Committee meeting who recommended it be forwarded to forward to City Council for approval, and

WHEREAS, on March 9, 2017, City staff held a community meeting, to assess local needs and priorities related to Amendment No. 4.

NOW, THEREFORE, BE IT RESOLVED, that the Modesto City Council hereby approves an amendment to the Fiscal Year 2016-17 annual operating and capital improvement budgets to reflect changes noted in Amendment No. 4, **attached** hereto as **Exhibit A**, to City of Modesto's Program Year 2016-2017 Annual Action Plan for Community Development Block Grant.

BE IT FURTHER RESOLVED that the City Council authorizes the Deputy City Manager, or his designee, to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Madrigal, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

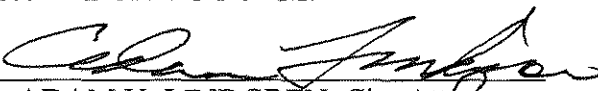
By: 
ADAM U. LINDGREN, City Attorney

EXHIBIT A

**City of Modesto
Program Year 2016-2017 Annual Action Plan
Amendment No. 4**

FOURTH AMENDMENT

City of Modesto
2016 Annual Action Plan

Substantial Amendment

City Council April 4, 2017

The purpose of the Substantial Amendment is to define the following Eligible Uses:

- 1. Rental Housing Rehabilitation program to establish two activities in the amount of \$1,200,000 for the purpose of carrying out rehabilitating affordable rental housing in partnership with our local non-profits and Housing Authority of the County of Stanislaus. - 24 CFR 570.202.**

Rental Housing Rehabilitation Program \$1,200,000

Resources: CDBG 24CFR 570.202

National Objective: Low/Moderate Income Clientele (LMC)

- Low-income public housing and other publicly owned residential buildings and improvements.

- 2. Affordable Housing Acquisition Program to amend existing program name and provide additional funds in the amount \$400,000. - 24 CFR 570.201**

Affordable Housing Acquisition Program \$400,000

Resources: CDBG 24CFR 570.201

National Objective: Low/Moderate Income Clientele (LMC)

- Acquisition in whole or in part by the recipient, or other public or private nonprofit entity, by purchase, long-term lease, donation, or otherwise, of real property (including air rights, water rights, rights-of-way, easements, and other interests therein) for any public purpose, subject to the limitations of 24 CFR 570.207.

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-131**

RESOLUTION APPROVING AN EXTENSION OF THE CURRENT NON-EXCLUSIVE NON-CONSENSUAL FRANCHISE TOWING SERVICES AGREEMENT, REQUEST FOR APPLICATION (RFA) NO. 1314-28 CONTRACT, UNTIL THE COMPLETION OF THE RFA PROCESS OR UP TO SIX MONTHS

WHEREAS, on April 14, 2014, the City Council awarded Non-Exclusive Non-Consensual Franchise Towing Services contracts (RFA No. 1314-28) to sixteen applicants, and

WHEREAS, the current contract is a three year contract with two one-year extensions, and

WHEREAS, the current contract expires on April 13, 2017, and

WHEREAS, the Non-Exclusive Non-Consensual Franchise Towing Services contract has been managed by the Police Department for approximately eight years, and

WHEREAS, the Great Safe Neighborhoods Committee heard this agenda item on March 13, 2017 and recommended forwarding to the City Council for approval, and

WHEREAS, upon approval by the City Council of Resolution No. 2017-132, approving a Request for Application (RFA) authorizing the Purchasing Manager to issue the RFA, and

WHEREAS, the Purchasing Manager will issue the RFA for Non-Exclusive Non-Consensual Franchise Towing Services within 90 days from Council's approval.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the extension of the current Non-Exclusive Non-Consensual Franchise Tow Agreement, RFA No. 1314-28 contract, until the completion of the RFA process or up to six months.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Ridenour, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

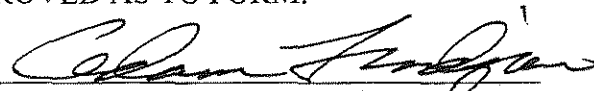
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-132**

**RESOLUTION APPROVING A REQUEST FOR APPLICATION (RFA) AND
IMPLEMENTATION OF THE CITY OF MODESTO NON-EXCLUSIVE NON-
CONSENSUAL FRANCHISE TOWING SERVICE AGREEMENT 90 DAYS
FROM COUNCIL'S APPROVAL OF THIS ITEM**

WHEREAS, on March 13, 2017, the Great Safe Neighborhoods Committee received a report from the Police Department requesting endorsement for the issuance of a RFA for City Council approval of Non-Exclusive Non-Consensual Franchise Tow Services, and

WHEREAS, in September 2016, Police Department staff embarked on formulating an improved contract for the City that would provide optimum service, greater accountability and a tiered fees structure that would offset the growing cost of the City's Non-Consensual Towing Program, and

WHEREAS, it is the intent of the Modesto Police Department to secure safe and reliable towing services and a manageable contract that will also offset the City's costs of its Non-Consensual Towing Program, and

WHEREAS, a Non-Exclusive Non-Consensual Franchise Towing Service Agreement with specific requirements, including a tiered fee structure and implementation of dispatching and tracking software will ensure safe, prompt, reliable and professional service to the Police Department and the citizens of Modesto, and

WHEREAS, recommendation for contract awards will be made for all companies that meet the financial/business/insurance and application requirements, and

WHEREAS, financial/business and insurance requirements will be reviewed by the Finance Director and the Risk Manager, and

WHEREAS, the Modesto Police Department will review the RFA.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the Request for Application (RFA) and authorizes the Purchasing Manager to issue the Request for Application for City of Modesto Non-Exclusive Non-Consensual Franchise Towing Services 90 days from Council's approval of this item.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Ridenour, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-133**

RESOLUTION APPROVING THE AMENDED TIERED TOW RELEASE FEES

WHEREAS, the Police Department will be making a formal Request for Applications (RFA) for Non-Exclusive Non-Consensual Franchise Towing Services, and

WHEREAS, the new Non-Exclusive Non-Consensual Franchise Towing Services Agreement would be a three year contract with the option for two one-year extensions, and

WHEREAS, the new Non-Exclusive Non-Consensual Franchise Towing Services Agreement would charge the approved applicants the current \$60 franchise fee for the first two years, and the franchise fee would increase to \$70 commencing in the third year of this Agreement (i.e. the 731st day from the start date), and

WHEREAS, under a tiered tow release program the approved applicants would be allowed to charge the new rates for services rendered, as listed on **Exhibit A**, and

WHEREAS, the Franchise Tow project was developed under CVC 12110(b), which allows an agency to collect fees and charge a franchise fee, as long as it does not exceed its actual costs in doing so, and

WHEREAS, California Vehicle Code 22850.5 allows a City or entity to adopt a procedure for the release of properly impounded vehicles and for the imposition of a charge equal to its administrative costs relating to the removal, impound, storage, or release of the vehicle, and

WHEREAS, the Police Department did an updated study of the Vehicle Impound Fees and recommended a tiered tow release structure, and

WHEREAS, the purpose of the recommended tiered Tow Release Fees is to

recover costs that the Police Department incurs, and

WHEREAS, the tiered system includes the following categories and proposed fees: Illegally Parked/Abandoned Vehicle (\$120); Unlicensed Driver/Expired Registration (\$160); Suspended/Revoked Driver/Arrested (\$250); DUI Driver (\$450).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the implementation of the amended Tiered Tow Release Fees, **attached** hereto and hereinafter incorporated by reference as **Exhibit A**.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Ridenour, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

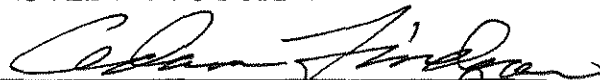
By: 
ADAM U. LINDGREN, City Attorney

EXHIBIT A

TIERED TOW FEES

CURRENT RATES:

NEW RATES:

Tow Rates:
\$215

Year 1 \$220
Year 2 \$225
Year 3 \$230

Storage Rates:
\$39

Year 1 \$55
Year 2 \$57
Year 3 \$59

Gate Fee:
\$50

Year 1-5 \$100

Modesto Police Department Evidence Vehicles:
\$215

Year 1 \$100
Year 2 \$105
Year 3 \$110

Lock-out Fee
\$215

Year 1-5 \$55

Stolen Vehicle Tow Fee:
\$215

Year 1-3 \$160
Year 4 \$165
Year 5 \$170

**MODESTO CITY COUNCIL
RESOLUTION NO. 2017-134**

**RESOLUTION APPROVING THE IMPLEMENTATION OF THE
DISPATCHING AND TRACKING SOLUTION (DTS) SOFTWARE PROGRAM
AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO
EXECUTE AN AGREEMENT, IN A FORM APPROVED BY THE CITY
ATTORNEY, RELATING TO THE IMPLEMENTATION OF THE SOFTWARE
PROGRAM**

WHEREAS, the City of Modesto Police Department currently utilizes a Tow Impound Tracking Database from 1998 that is antiquated and not accurately capturing statistics for vehicles that are towed by Modesto Police Department, and

WHEREAS, staff is recommending implementing a new DTS software program to replace the current Tow Impound Tracking Database, and

WHEREAS, the new Agreement will require tow companies to contract with DTS to tow for the Non-Exclusive Non-Consensual Franchise Towing Services Agreement, and

WHEREAS, the proposed contract for the tow companies with DTS software will charge the tow companies \$12-\$25 per vehicle towed, and

WHEREAS, the new software program will create more accountability on the part of the tow companies, and streamline the workload for the Franchise Tow Administrator, and

WHEREAS, the DTS software program is a web-based program which oversees summons, audits and manages tow requests, and

WHEREAS, the Police Department will receive a real-time view into the vehicle history of vehicles that are towed and stored, and

WHEREAS, the program will reduce officer wait time, improve public service, reduce dispatch call time, increase fee collections, and reduce department liability, and

WHEREAS, there will be a 90-day transitional period to allow for training in use of DTS,

WHEREAS, DTS software is used by Orange County, Sacramento Sheriff's Department, Clovis Police Department, and Fresno Police Department, and has been very successful, and

WHEREAS, DTS software is a free program to the Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the implementation of the Dispatching and Tracking Solution software program and authorizes the City Manager, or his designee, to execute an agreement, in a form approved by the City Attorney, relating to the implementation of the software program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 2017, by Councilmember Ridenour, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

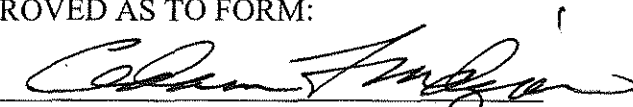
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney