CITY OF AVENAL

"Pistachio Capital of the World®"

REGULAR CITY COUNCIL/SUCCESSOR AGENCY/PFA MEETING

June 11, 2026; 5:15 P.M.

AVENAL THEATER & EVENT CENTER, 233 E. KINGS ST., AVENAL, CA

Study Session: None

LAST ORDINANCE: 2026-05 | **CITY LAST RESOLUTION: 2026-36**

(SA) LAST RESOLUTION: 2026-01 | **PFA LAST RESOLUTION: 2025-02**

AGENDA

1. **CALL TO ORDER & PLEDGE OF ALLEGIANCE**:

2. **ROLL CALL**: Councilmembers: Ricardo Verdugo, David Reynosa, Pablo Hernandez, Mayor Pro Tem, M. Leticia Gamez; Mayor, Alvaro Preciado.

   CITY CLERK:

   Government Code Section 54952.3: Members of the City Council/Successor Agency are entitled to receive a total of $450.00 per month due to their serving on the City Council. They receive no other compensation for serving as members of the Successor Agency.

3. **PUBLIC COMMENT/ANNOUNCEMENTS & UNSCHEDULED APPEARANCES**:

   This time is reserved for members of the audience to address the City Council on items of interest that are both on the Agenda or not on the Agenda, and are within the subject matter jurisdiction of the City Council/Successor Agency. State Law prohibits any member of the Council from commenting or acting on matters not on the agenda. The Council asks that you keep your comments concise and respectful. Criticism, concerns, or support are welcome, provided they are expressed with appropriate courtesy. Each speaker will be allowed three minutes. A timer will notify you when your time is expired. Please begin your comments by stating your name and place of residence.

   New Employee Introductions: ***James Hinkle* – IT Manager/Communications Coordinator**

4. **CONSENT CALENDAR:**

   All items listed under the consent calendar are routine or for approval only and are enacted by one motion: (Action).

   A. Consider City of Avenal/Successor Agency's Approval of Minutes for May 28, 2026 Regular Meeting.
   B. Waive Second Reading of Zone Text Amendment 2026-01, Parking Lots within Community Commercial (CC) Zone Districts.

5. **CLOSED SESSION: (City/Successor Agency):**

   A. Conference with Labor Negotiator(s) (Government Code § 54957.6).
   It is the intent of this governing body to meet in Closed Session to review its position and to instruct its designated representatives: Designated representatives: **APOA; Bargaining Units 1-5**

   B. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)).
   Parties, case/claim no: *County of Kings DA, v. City of Avenal*
   (Kings County Superior Court, **Case No. 25CU0549**)

   C. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)).
   Parties, case/claim no: *City of Avenal v. County of Kings, John Chamberlin, et al.,*
   (Kings County Superior Court, **Case No. 26CU0138**)

   D. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)). Parties, case/claim no: Ross Family Properties, LLC, v. City of Avenal.

   E. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel – ANTICIPATED LITIGATION (Government Code § 54956.9(d)). Significant exposure to litigation (Government Code §54956.9(d)(2)). Number of potential cases is: 2.
   Facts and circumstances clearly known to potential plaintiff (if any) that might result in litigation (Government Code § 54956.9(e)(2)):
   a. Consider ratification of Staff's return of the Dangerfield/Harrison government claims.
   b. Discuss criminal defense counsel.

6. MAYOR & COUNCIL MEMBER/ SUCCESSOR AGENCY/ ITEMS FOR CONSIDERATION:

A. Consideration of County of Kings Certification of April 28, 2026 Recall Election (Discussion/Action).

7. ACTIVITY REPORTS/SPECIAL PRESENTATIONS & COMMITTEE REPORTS:

A. Activity Reports:
   1. Public Works/Code Enforcement/Animal Control Departments Activity Report: Scott Davis, Public Works Director.
      a. City Engineer's Activity Report: Diego Corvera –A&M Consulting Engineers
   2. IT Department Activity Report: Humberto Bermudez, IT Director.
   3. PARCS Department Activity Report: Anna Lara, PARCS Director, Anna Lara.
   4. Fire Department Activity Report: Jacob S. McAfee, Fire Chief
      a. Project Updates- Valley Build 14-Week Disaster Recovery Training Program Partnership and Master Fee Schedule

8. PUBLIC HEARING(s):

Joint Hearing of the City of Avenal Successor Agency RDA Trust Obligations Fund/Public Finance Authority:

A. Consider Adopting Proposed City of Avenal Fiscal Year (FY) 2026/2027 Operating Budget; Successor Agency/RDA Debt Obligation Fund; and Finance Authority Public Finance Authority (PFA) budgets.
   a. Staff Report
   b. Public Hearing
   c. Resolutions: **City 2026-38; Successor Agency/RDA 2026-02; PFA 2026-01**

9. OLD BUSINESS:

A. None.

10. NEW BUSINESS:

A. Consider SB 1 Project Funding Commitment: Adopt **Resolution No. 2026-38**, approving the list of projects for Fiscal Year 2026-27 to be funded by SB 1 – The Road Repair and Accountability Act of 2017.

B. Consider ATP Grant Applications - Adopt **Resolution No. 2026-39** authorizing the City Manager to submit funding applications for the Active Transportation Program Cycle 8 to the California Transportation Commission for one infrastructure project and one non-infrastructure project.

C. Surface Water Treatment Plant (SWTP) Replacement Project – Adopt **Resolution No. 2026-40**, authorizing the City Manager to submit a Financial Assistance Application to the State Water Resources Control Board for funding to plan, design, and construct the SWTP Replacement Project.

11. CORRESPONDENCE/ANNOUNCEMENTS/CLOSING COMMENTS:

Any Council member may request an item be placed on a future agenda, provided that a simple majority also support adding said item. Discussion or action on any item not on the current agenda is strictly prohibited. Closing comments are intended for Council members to report attendance of any special events and pertinent information back to the public.

- Upcoming/Future Agenda Items to Consider.
- Correspondence/Announcements/Information/Closing Comments.

12. ADJOURNMENT:

1) In compliance with the Americans with Disability Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office (559) 386-5766. Avenal Theater & Event Center, 233 East Kings Street Avenal, CA 93204. Notification 48 hours prior to the meeting will enable the city to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.02.35.1044 AA Title II].
2) Materials related to an item on this Agenda submitted to the [Council/ Authority] after distribution of the agenda packet are available for public inspection in the [City Clerks] office at 919 Skyline Blvd., Avenal, CA 93204 during normal business hours.

I certify this Agenda of the City of Avenal City Council workshop is to be posted at the following locations: 1) City Council Chambers, Avenal Theater 233 E. Kings St.; 2) City Hall, 919 Skyline Blvd.; 3) Aftermath Gym, 600 Skyline Blvd.; and 4) T&T Market, 801 Skyline Blvd. Avenal CA 93204 on, June 11, 2026.

/s/ Karla Curiel
Karla Curiel, Deputy City Clerk

CIUDAD DE AVENAL
"Capital® Mundial del Pistacho"
REUNIÓN REGULAR DEL AYUNTAMIENTO/AGENCIA SUCESORA/PFA 11 de junio de 2026; 5:15
AVENAL THEATER & EVENT CENTER, 233 E. KINGS ST., AVENAL, CA

Sesión de estudio : Ninguna

ÚLTIMA ORDENANZA: 2026-05 **ÚLTIMA RESOLUCIÓN DE LA CIUDAD: 2026-36**
(SA) ÚLTIMA RESOLUCIÓN: 2026-01 **ÚLTIMA RESOLUCIÓN DE LA PFA: 2025-02**

AGENDA

1. **LLAMADA AL ORDEN Y COMPROMISO DE LEIDAD**:

2. **LISTA**: Concejales: Ricardo Verdugo, David Reynosa, Pablo Hernández, Alcalde Interino, M. Leticia Gamez; Alcalde, Álvaro Preciado.

SECRETARIO MUNICIPAL:
Código de Gobierno Sección 54952.3: Los miembros del Ayuntamiento/Agencia Sucesora tienen derecho a recibir un total de 450,00 dólares al mes debido a su servicio en el Ayuntamiento. No reciben ninguna otra compensación por servir como miembros de la Agencia Sucesora.

3. **COMENTARIOS PÚBLICOS/ANUNCIOS Y APARICIONES NO PROGRAMADAS**:
Este tiempo está reservado para que los miembros del público se dirijan al Ayuntamiento sobre asuntos de interés que estén o no en la agenda y que estén dentro de la jurisdicción del Ayuntamiento/Agencia Sucesora. La ley estatal prohíbe que cualquier miembro del Consejo comente o actúe sobre asuntos que no estén en el orden del día. El Consejo pide que mantengas tus comentarios concisos y respetuosos. Se aceptan críticas, preocupaciones o apoyo, siempre que se expresen con la cortesía adecuada. Cada ponente tendrá tres minutos. Un temporizador te notificará cuando tu tiempo haya expirado. Por favor, comiencen sus comentarios indicando su nombre y lugar de residencia.
Presentaciones de nuevos empleados: ***James Hinkle*** **– Responsable de TI/Coordinador de Comunicación**

4. **CALENDARIO DE CONSENTIMIENTO:**
Todos los ítems listados en el calendario de consentimiento son rutinarios o solo para aprobación y se promulgan mediante una sola moción: (Acción).
A. Considere la aprobación de actas por parte de la Ciudad de Avenal/Agencia Sucesora para la reunión ordinaria del 28 de mayo de 2026.
B. Dispensar la segunda lectura de la Enmienda de Zonificación 2026-01 (Estacionamientos en Zonas CC).

5. **SESIÓN CERRADA: (Ciudad/Agencia Sucesora):**
A. Conferencia con negociadores(es) laborales (Código de Gobierno § 54957.6).
Es la intención de este órgano de gobierno reunirse en sesión cerrada para revisar su posición e instruir a sus representantes designados: Representantes designados: **APOA; Unidades de negociación 1-5**

B. LITIGIO PENDIENTE (Código de Gobierno § 54956.9). La intención de este órgano de gobierno es reunirse en sesión cerrada en relación a: Reunión con el asesor legal LITIGIO EXISTENTE (Código de Gobierno § 54956.9(d)(1)).
Partes, caso/reclamación nº: *County of Kings DA, v. City of Avenal*
(Tribunal Superior del Condado de Kings, **Caso Nº 25CU0549**)

C. LITIGIO PENDIENTE (Código de Gobierno § 54956.9). La intención de este órgano de gobierno es reunirse en sesión cerrada en relación a: Reunión con el asesor legal LITIGIO EXISTENTE (Código de Gobierno § 54956.9(d)(1)).
Partes, caso/reclamación nº: *Ciudad de Avenal contra el Condado de Kings, John Chamberlin, et al.,*
(Tribunal Superior del Condado de Kings, **Caso Nº 26CU0138**)

D. LITIGIO PENDIENTE (Código de Gobierno § 54956.9). La intención de este órgano de gobierno es reunirse en sesión cerrada en relación a: Reunión con el asesor legal LITIGIO EXISTENTE (Código de Gobierno § 54956.9(d)(1)). Partes, caso/reclamación no: Ross Family Properties, LLC, contra Ciudad de Avenal.

E. LITIGIO PENDIENTE (Código de Gobierno § 54956.9). La intención de este órgano de gobierno es reunirse en sesión cerrada respecto a: Conferencia con asesores legales – LITIGIO ANTICIPADO (Código de Gobierno § 54956.9(d)). Exposición significativa a litigios (Código de Gobierno §54956.9(d)(2)). El número de casos potenciales es: 2.
Hechos y circunstancias claramente conocidos por el posible demandante (si los hubiera) que podrían dar lugar a litigious (Código de Gobierno § 54956.9(e)(2)):
a. Consideremos la ratificación de la devolución por parte del personal de las reclamaciones del gobierno de Dangerfield/Harrison.
b. Habla sobre el abogado defensor penal.

6. ALCALDE Y CONCEJAL/ AGENCIA SUCESORA/ PUNTOS A CONSIDERAR:

A. Consideración de la certificación del Condado de Kings de la revocación del 28 de abril de 2026 (discusión/acción).

7. INFORMES DE ACTIVIDADES/PRESENTACIONES ESPECIALES E INFORMES DE COMITÉS:

A. Informes de actividad:
   1. Informe de actividad de Obras Públicas/Cumplimiento del Código/Control de Animales: Scott Davis,
      Director de Obras Públicas.
      a. Informe de actividad de City Engineer: Diego Corvera –A&M Consulting Engineers
   2. Informe de actividad del Departamento de TI: Humberto Bermudez, Director de TI.
   3. Informe de actividad del Departamento PARCS: Anna Lara, Directora de PARCS, Anna Lara.
   4. Informe de actividad del Departamento de Bomberos: Jacob S. McAfee, Jefe de Bomberos
      a. Actualizaciones del proyecto: Asociación y Cuadro Maestro de Honorarios del Programa de Formación en Recuperación ante Desastres Valley Build

8. AUDIENCIA(ES) PÚBLICA(s):

Audiencia conjunta del Fondo de Obligaciones Fiduciarias de la RDA/Autoridad de Finanzas Públicas de la Agencia Sucesora de la Ciudad de Avenal:

A. Considerar la adopción del presupuesto operativo propuesto para el año fiscal (FY) 2026/2027 de la Ciudad de Avenal; Fondo de Deuda de Agencia Sucesora/RDA; y la Autoridad de Finanzas Públicas (PFA).
   a. Informe del personal
   b. Audiencia pública
   c. Resoluciones: **Ciudad 2026-38; Agencia sucesora/RDA 2026-02; PFA 2026-01**

9. ASUNTOS ANTIGUOS:

A. Ninguna.

10. NUEVOS NEGOCIOS:

A. Considerar el compromiso de financiación del proyecto SB 1: Adoptar **la Resolución nº 2026-38**, que aprueba la lista de proyectos para el año fiscal 2026-27 que serán financiados por el SB 1 – La Ley de Reparación y Responsabilidad de Carreteras de 2017.
B. Considerar las solicitudes de subvención ATP - Adoptar **la Resolución nº 2026-39** que autoriza al Gerente Municipal a presentar solicitudes de financiación para el Programa de Transporte Activo Ciclo 8 ante la Comisión de Transporte de California para un proyecto de infraestructura y otro no de infraestructura.
C. Proyecto de Reemplazo de la Planta de Tratamiento de Aguas Superficiales (SWTP) – Adoptar **la Resolución Nº 2026-40**, que autoriza al Gerente Municipal a presentar una Solicitud de Asistencia Financiera a la Junta Estatal de Control de Recursos Hídricos para obtener financiación y planificar, diseñar y construir el Proyecto de Reemplazo del SWTP.
D. Considerar la adopción del presupuesto operativo propuesto para el año fiscal (FY) 2026/2027 de la Ciudad de Avenal; Fondo de Deuda de Agencia Sucesora/RDA; y la Autoridad de Finanzas Públicas (PFA).

11. CORRESPONDENCIA/ANUNCIOS/COMENTARIOS FINALES:

Cualquier miembro del Consejo puede solicitar que un punto se incluya en una agenda futura, siempre que una mayoría simple también apoye la inclusión de dicho punto. Está estrictamente prohibida la discusión o acción sobre cualquier punto que no esté en la agenda actual. Los comentarios finales están destinados a que los miembros del Consejo informen al público sobre la asistencia a cualquier evento especial y la información pertinente.

- Asuntos próximos o futuros a tener en cuenta.
- Correspondencia/Anuncios/Información/Comentarios finales.

12. LEVANTAMIENTO:

1) En cumplimiento con la Ley de Estadounidenses con Discapacidad, si necesita asistencia especial para participar en esta reunión, por favor contacte con la Oficina del Secretario Municipal (559) 386-5766. Avenal Theater & Event Center, 233 East Kings Street Avenal, CA 93204. La notificación 48 horas antes de la reunión permitirá a la ciudad tomar medidas razonables para garantizar la accesibilidad a esta reunión [28 CFR 35.02.35.1044 AA Título II].
2) Los materiales relacionados con un punto de esta agenda enviados al [Consejo/Autoridad] tras la distribución del paquete de la agenda están disponibles para su inspección pública en la oficina de [Secretarios Municipales] en 919 Skyline Blvd., Avenal, CA 93204 durante el horario laboral normal.

Certifico que esta agenda del taller del Ayuntamiento de la Ciudad de Avenal se publicará en los siguientes lugares: 1) Sala del Ayuntamiento, Teatro Avenal 233 E. Kings St.; 2) Ayuntamiento, 919 Skyline Blvd.; 3) Gimnasio Aftermath, 600 Skyline Blvd.; y 4) T&T Market, 801 Skyline Blvd. Avenal CA 93204, el 11 de junio de 2026.

/s/ Karla Curiel
Karla Curiel, secretaria municipal adjunta

CITY OF AVENAL
Pistachio Capital of the World®"
REGULAR CITY COUNCIL/SUCCESSOR AGENCY/PF
A MEETING MAY 28, 2026; 5:15 P.M.
AVENAL THEATER & EVENT CENTER, 233 E. KINGS ST., AVENAL, CA

Minutes

CALL TO ORDER & PLEDGE OF ALLEGIANCE: **by Mayor Preciado 5:28 P.M.**

Councilmember Verdugo read a statement prior to Roll Call. He stated that it is his understanding that the Kings County Elections Office has certified the recall results and that, as of this morning, it is now official for four councilmembers. He further stated that there is currently no court order or injunction preventing that certification from taking effect. He also referenced election code provisions regarding the procedure for a vacant council seat. He requested that the City Attorney explain the specific law that authorizes recalled City Council members to continue serving in their seats, directing staff, authorizing expenditures, and taking action on agenda items. He further stated that he objects to the recalled councilmembers participating in votes, expenditures, contracts, closed sessions, litigation matters, or staff direction. He also stated that his attendance should not be interpreted as consent to, waiver of, or validation of any action taken by individuals whose offices have been vacated by law.

Legal Counsel Moses Diaz stated that it is his understanding that information was transmitted by the Kings County Elections Office today. He stated that the matter is not currently on the agenda and therefore must be reviewed and scheduled for a future City Council meeting in accordance with the procedures established by the Legislature in the Elections Code. He stated that on January 14, he requested that the Kings County Registrar of Voters provide an agreement, ordinance, resolution, state law, or other documentation demonstrating that Lupe Villa, Kings County Registrar of Voters, had been delegated authority to conduct any municipal recall election functions or the election itself, and that he has still not received such documentation. He also clarified what he described as another misconception presented by the County, stating that while there had been court proceedings, there was no ruling on the legal merits of the matter. He stated that the Fifth District Court of Appeal indicated that it did not wish to issue an advisory opinion and that, at this point in time, there has been no ruling on the merits and no judgment issued. He further stated that he understands there are individuals in the audience who may have a different view regarding the sitting councilmembers; however, there is a process, and the courts declined to issue a ruling on the merits. It is his understanding that these matters should be discussed at a future City Council meeting.

Mayor Preciado issued a first warning to the audience for disruption pursuant to California Government Code Section 54957.95.

Councilmember Verdugo again restated that he objects to any actions taken by the recalled councilmembers.

ROLL CALL: Councilmembers: Ricardo Verdugo, Pablo Hernandez; Mayor Pro Tem Gamez; Mayor, Alvaro Preciado.

Councilmember Verdugo left the City Council meeting at 5:50 P.M.

Councilmember Hernandez arrived at City Council meeting at 6:03P.M.

ABSENT: Councilmember David Reynosa.

STAFF: McAfee, Morales, Rij, Velasco, Curiel, López.

LEGAL COUNSEL: Moses Diaz.

CITY CLERK:
Government Code Section 54952.3: Members of the City Council/Successor Agency are entitled to receive a total of $450.00 per month due to their serving on the City Council. They receive no other compensation for serving as members of the Successor Agency.

PUBLIC COMMENT/ANNOUNCEMENTS & UNSCHEDULED APPEARANCES:
This time is reserved for members of the audience to address the City Council on items of interest that are both on the Agenda or not on the Agenda, and are within the subject matter jurisdiction of the City Council/Successor Agency. State Law prohibits any member of the Council from commenting or acting on matters not on the agenda. The Council asks that you keep your comments concise and respectful. Criticism, concerns, or support are welcome, provided they are expressed with appropriate courtesy. Each speaker will be allowed three minutes. A timer will notify you when your time is expired. Please begin your comments by stating your name and place of residence.

Frank Lopez, Avenal resident, shared information regarding Avenal Rotary Club events, including a recent food distribution event. He stated that up to 250 people participated in the food pickup. He also invited the community to attend Cruise Night, which will be held on the first Tuesday of every month near the theater and will include free food. He further expressed his excitement about the new Avenal Fire Department and stated that he believes they will exceed the community's expectations.

Lupe Villa, Kings County Registrar of Voters, stated that he was present regarding the results of the April 28 recall election. He stated that the canvass of the recall election had been completed and that the results had been certified in accordance with the Elections Code. He further stated that the certified documents are available online and were electronically provided to the City of Avenal. Mr. Villa explained that, under the Elections Code, when a majority of votes cast on a recall measure for a local officer are "Yes," the officer is removed and the office becomes vacant until filled according to law. He stated that the certified results show that the four councilmembers received majority "Yes" votes on the recall measure and that those seats are therefore deemed vacant. He also referenced an email he had sent to City staff yesterday, stating that it is customary practice for a City Council to accept certified election results through the adoption of a resolution; however, the City is not legally required to take any additional action for the certification to become effective or to be part of the official record. He further stated that the recall materials will remain part of the public record at the County Elections department and may be viewed online.

Legal Counsel Moses Diaz asked whether Lupe Villa had time to answer questions. Mr. Villa provided his phone number and stated that he would be available to discuss the matter the following day.

Legal Counsel Moses Diaz asked whether Mr. Villa had signed a declaration under penalty of perjury stating that he did not receive a fax from Mr. Diaz on December 25, 2025, that the fax has gotten stuck. Lupe Villa, Kings County Registrar of Voters, stepped away and declined to answer the question. Mr. Diaz asked Mr. Villa to come up, as a public official, and to provide public information.

At the same time, Keith Jackson, who had submitted comments at the previous meeting, stood up, and approached Councilmember Verdugo, and handed him napkins that had been written on.

Kelly Guzman, Avenal resident, stated that she was speaking on behalf of several individuals, at which time members of the audience stood. She stated that they do not acknowledge the meeting as a lawful City Council meeting because it is being conducted with recalled members whose authority, in her view, ended upon certification of the recall results. She further stated that they do not recognize the recalled members as having authority to make decisions unless the City can provide a valid court order allowing them to continue acting after certification. She also stated that the added material on page 11 of the agenda does not reference a valid law. Ms. Guzman stated that she understands the recall results have been certified and that the City Attorney should identify the legal authority being relied upon and place it in writing as part of the public record. She further stated that, without such authority, actions taken by the recalled members may be subject to challenge. Directing her comments to Legal Counsel Moses

Diaz, she stated that the judge did not agree with his argument. She also requested that the recalled councilmembers step aside and stated that, if they fail to do so, the community will seek a higher authority to resolve the issue.

Legal Counsel Moses Diaz stated that the document on page 11 of the agenda was added at the request of a member of the public. City Manager López clarified that it has been added at the request of Mr. Keith Jackson. He further stated that, regarding the assertion that the certified results are automatically effective, the Elections Code provides that recall elections are conducted using the same process as a general election, which requires the results to be certified by the City Elections Official to the governing body, and that this has not yet occurred.

Without any comment, Councilmember Verdugo left the City Council meeting at 5:50 P.M.

Recess called at 5:50 PM by Mayor Preciado.

City Council returned to Regular Session at 6:05 P.M. by Mayor Preciado.

CONSENT CALENDAR:

All items listed under the consent calendar are routine or for approval only and are enacted by one motion: (Action).

A. Consider City of Avenal/Successor Agency's Approval of Minutes for May 14, 2026 Regular Meeting.

Council Member/Successor Agency Member Gamez motioned to approve Consent Calendar. The motion was seconded by Council Member/Successor Agency Member Hernandez and motion carried.

ROLL CALL VOTE:
AYES: Gamez, Hernandez, Preciado.
NOES: None.
ABSENT: Reynosa. Verdugo.
ABSTAIN: None.

MAYOR & COUNCIL MEMBER/ SUCCESSOR AGENCY/ ITEMS FOR CONSIDERATION:

A. None

ACTIVITY REPORTS/SPECIAL PRESENTATIONS & COMMITTEE REPORTS:

A. Activity Reports:

1. Police Department Activity Report: Cecilio Velasco, Chief of Police.

Chief Velasco, presented report as submitted. He also gave a reminder of DUI enforcement tomorrow Friday 6pm-1:30am and stated they are mandated by the State to notify the public.

2. Fire Department Activity Report: Jacob S. McAfee, Fire Chief

Fire Chief McAfee, started off by recognizing all the work they have done. He then presented report as submitted.

Chief Chamberlain added that he and Chief McAfee have a good working relationship. He further stated that he has received the letter from the City Manager regarding the transitional period up to June 11th 0800. He stated that he is not providing current services under any contractual obligation, but rather pursuant to a court order, and that he will not leave his position or his watch at Station 12 until he is relieved of that obligation by a court order, even after the City stands up its own fire department.

3. Community Development Activity Report: Joshua McDonnell, Contract City Planner, 4Creeks.

Joshua McDonnell, Contract City Planner 4Creeks, presented report as submitted. Mayor Preciado shared that a resident inquired on the process through Self Help to get shingles installed at his home. Joshua explained the reroof permit ministerial process.

4. Economic Development & Grant Writing Report: John Basmajian, Governmental Affairs Manager, the CrisCom Company.

John Basmajian, presented report as submitted. Mayor Pro Tem Gamez, inquired on potential grant applications. John responded that they can provide the City with a breakdown of all grants and how much they can receive. Mayor Preciado also added he will be reaching out to CrisCom on additional grant opportunities.

PUBLIC HEARING(s):

Joint Hearing of the City of Avenal Successor Agency RDA Trust Obligations Fund/Public Finance Authority:

A. None

OLD BUSINESS:

A. None.

NEW BUSINESS:

A. Notice of Completion – Authorize the filing of a notice of completion for the 2024 Road Maintenance Project and Appropriation: Resolution 2026-35 (Discussion/Action).

Diego Corvera, A&M City Engineer, presented report as submitted. He also added information on grants A&M is applying to and would present at future council meetings.

Council Member/Successor Agency Member Hernandez motioned to approve Resolution 2026-35. The motion was seconded by Council Member/Successor Agency Member Gamez and motion carried.
ROLL CALL VOTE:
AYES: Hernandez, Gamez, Preciado.
NOES: None.
ABSENT: Reynosa. Verdugo.
ABSTAIN: None.

RESOLUTION 2026-35: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AVENAL, CALIFORNIA, ACCEPTING IMPROVEMENTS AND AUTHORIZING FILING OF THE NOTICE OF COMPLETION FOR THE AVENAL 2024 ROAD MAINTENANCE PROJECT

B. Consider Ratification of Purchase Agreement with Container Stop Inc. for Custom Container Living Quarters for the Fire Department: Resolution 2026-36 (Discussion/Action).

City Manager, Antony V. López, presented report as submitted.

Council Member/Successor Agency Member Gamez motioned to approve Resolution 2026-36. The motion was seconded by Council Member/Successor Agency Member Hernandez and motion carried.
ROLL CALL VOTE:
AYES: Gamez, Hernandez, Preciado.
NOES: None.
ABSENT: Reynosa. Verdugo.
ABSTAIN: None.

RESOLUTION 2026-36: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AVENAL APPROVING THE AVENAL FIRE DEPARTMENT YEAR 1 OPERATING BUDGET AND RELATED STARTUP EXPENDITURES.

CORRESPONDENCE/ANNOUNCEMENTS/CLOSING COMMENTS:

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- Upcoming/Future Agenda Items to Consider.
- Correspondence/Announcements/Information/Closing Comments.

Antony V. López, City Manager, shared information regarding upcoming events, including a Skate Park event and the Fire Department Pre-Opening. He also stated that there was an error on the agenda and that Item 11A is no longer an agenda item. Mr. López further stated that new staff members in the Information Technology Department will be introduced at the next meeting. He also stated that, under the direction of the City Council, the City Manager provides direction to staff to continue delivering daily services to the community. Mayor Preciado shared that he has been representing the City on at least ten different boards. He stated that his most recent meetings included a meeting with LAFCO and a meeting with KART to discuss project budgets. He also attended additional meetings regarding transportation matters. Mayor Preciado further shared that there was a large turnout at the most recent food distribution event and thanked those who assisted, as well as the organizations involved. He also thanked KCAO for accommodating additional participants through its food distribution programs. Mayor Preciado concluded by stating that they are working to provide services in the best interest of the community.

City Council went into a recess at 7:19 P.M.

City Council returned and went into Closed Session at 7:52 P.M.

CLOSED SESSION: (City/Successor Agency):

~~**A. PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)). Parties, case/claim no: *City of Avenal v. Lupe Villa, County of Kings, et al.,* (Kings County Superior Court, **Case No. 26CU0106**)~~ *This Item was erroneously placed on the agenda and removed during the meeting and not considered.*

B. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)). Parties, case/claim no: *County of Kings DA, v. City of Avenal* (Kings County Superior Court, **Case No. 25CU0549**)

C. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)). Parties, case/claim no: *City of Avenal v. County of Kings, John Chamberlin, et al.,* (Kings County Superior Court, **Case No. 26CU0138**)

D. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)). Parties, case/claim no: *Center for Biological Diversity et al. v. United States Bureau of Reclamation, et al.* (United States District Court, **Case No. 1:20-cv-007606-DAD-EPG**).

E. PENDING LITIGATION (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning: Conference with legal counsel EXISTING LITIGATION (Government Code § 54956.9(d)(1)). Parties, case/claim no: Ross Family Properties, LLC, v. City of Avenal

City Council came out of closed session at 9:15 P.M. with nothing to report.

ADJOURNMENT:

City Council meeting was adjourned at 9:16 P.M.

A video recording of this meeting may be found on the City's website: cityofavenal.com/agendacenter and also https://youtu.be/4nXq8mUOFhc

/s/ Karla Curiel
Karla Curiel, Deputy City Clerk

A V E N A L C I T Y C O U N C I L

S T A F F R E P O R T

Date: June 11, 2026
To: Avenal City Council
From: Teslla Ramirez, Planning Consultant
Subject: Second Reading of Zoning Text Amendment No. 2026-01

SUMMARY/ RECOMMENDTIAONS:

On May 14, 2026, the City Council approved Zoning Text Amendment (ZTA) No. 2026-01 and adopted Resolution No. 2026-30. ZTA 2026-01 amends Table 9.08.030-1 of the Avenal Municipal Code to allow "Parking Facility, Off-Site" uses within the Community Commercial (CC) zoning district subject to approval of a Conditional Use Permit.

It is recommended that the City Council conduct the second reading and adopt Zoning Text Amendment No. 2026-01.

BACKGROUND:

ZTA 2026-01 was initiated to amend Table 9.08.030-1 of the Avenal Municipal Code to allow "Parking Facility, Off-Site" uses within the Community Commercial (CC) zoning district subject to approval of a Conditional Use Permit.

The amendment was proposed in conjunction with a request to develop an off-site parking facility intended to support parking demand associated with the nearby Aria Community Health Center. The proposed amendment establishes a discretionary review process for future off-site parking facilities through approval of a Conditional Use Permit and ensures future projects remain subject to Planning Commission review and applicable development standards of the Avenal Municipal Code.

On May 14, 2026, the City Council reviewed ZTA 2026-01, considered all testimony and evidence presented, and adopted Resolution No. 2026-30 approving the amendment and making the required findings.

DISSCUSION AND ANALYSIS:

No changes have been made to ZTA 2026-01 since the City Council's action on May 14, 2026.

The amendment remains consistent with the goals, objectives, and policies of the Avenal General Plan and Title 9 (Zoning Ordinance) of the Avenal Municipal Code. The

amendment will continue to require Conditional Use Permit approval for future off-site parking facilities within the Community Commercial (CC) zoning district.

The item is presented to the City Council for second reading and final adoption.

ENVIRONMENTAL FINDINGS

ZTA 2026-01 is exempt from review for environmental impacts as a “common sense” exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines because the proposed Zoning Text Amendment does not authorize physical development and it can be seen with certainty that there is no possibility the amendment would have a significant effect on the environment. Any future development proposals would remain subject to separate discretionary review and environmental analysis, as applicable.

CONCLUSION

The City Council previously approved ZTA 2026-01 and adopted Resolution No. 2026-30. No changes have been made since the prior action. Staff recommends the City Council conduct the second reading and adopt ZTA 2026-01.

EXHIBITS

A. Amendment to Table 9.08.030-1
B. Resolution No. 2026-30

Amended Table 9.08.030-1:

City of Avenal Municipal Code Title 9 – Zoning Ordinance

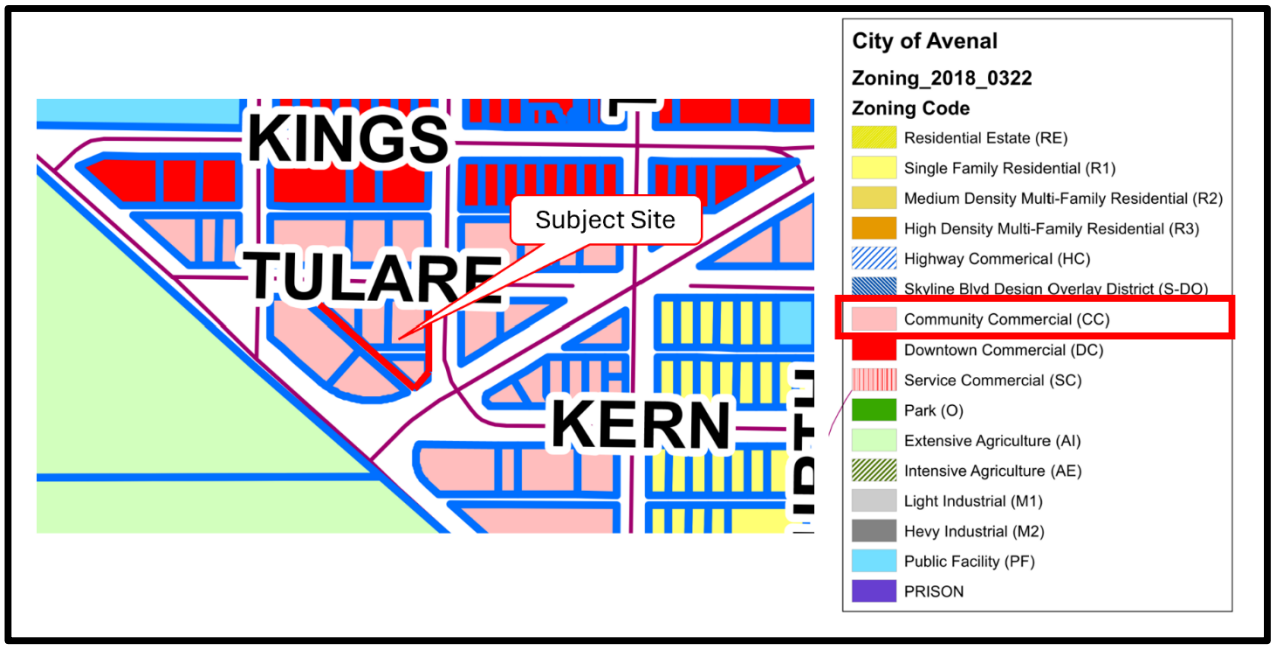
Table 9.08.030-1
Commercial, Office, and Industrial Zones Land Use Table

P = Use is Permitted by Right C = Use Requires Conditional Use Permit
A = Use Requires Administrative Use Permit T = Use Requires Temporary Use Permit
Blank = Use is Not Allowed

	Land Uses	Agricultural Zones		Commercial and Mixed-Use Zones				Industrial, Public, and Open Space Zones				Specific Land Use Standards (See identified Section)
		A-1	A-E	C-C	C-D	C-S	C-H	M-1	M-2	PF	O	
K7	Parking facility, off-site			C		C	C	P	P	P		
K8	Truck stop or travel center						C	C	C			9.60.220
K9	Trucking or transportation terminal		C				C	C	C			
K10	Vehicle impound yard					C		C	P			
K11	Warehouse or distribution center							P	P			
	Other Uses											
L1	Cannabis Cultivation (Indoor)											5.48
L2	Cannabis Cultivation (Mixed Light)											5.48
L3	Receiving cannabis deliveries	P	P									5.48
L4	Cannabis distribution											5.48
L5	Cannabis laboratory testing											5.48
L6	Cannabis manufacturing											5.48
L7	Cannabis processing											5.48

Zoning Ordinance 33 2024

ZONING MAP:


KINGS
TULARE
KERN
Subject Site
City of Avenal
Zoning_2018_0322
Zoning Code
Residential Estate (RE)
Single Family Residential (R1)
Medium Density Multi-Family Residential (R2)
High Density Multi-Family Residential (R3)
Highway Commerical (HC)
Skyline Blvd Design Overlay District (S-DO)
Community Commercial (CC)
Downtown Commercial (DC)
Service Commercial (SC)
Park (O)
Extensive Agriculture (AI)
Intensive Agriculture (AE)
Light Industrial (M1)
Hevy Industrial (M2)
Public Facility (PF)
PRISON

BEFORE THE CITY COUNCIL OF THE CITY OF AVENAL

IN THE MATTER OF:	**RESOLUTION 2026-37**
ZONING TEXT AMENDMENT NO. 2026-01 TO AMEND TABLE 9.08.030-1 OF TITLE 9 (ZONING ORDINANCE) OF THE AVENAL MUNICIPAL CODE TO ALLOW "PARKING FACILITY, OFF-SITE" USES WITHIN THE COMMUNITY COMMERCIAL (CC) ZONING DISTRICT SUBJECT TO APPROVAL OF A CONDITIONAL USE PERMIT	

WHEREAS, on May 14, 2026, the City Council conducted a duly noticed public hearing and approved Zoning Text Amendment No. 2026-01 by adoption of Resolution No. 2026-30; and

WHEREAS, the City Council previously determined that ZTA 2026-01 is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines and made all findings required by AMC Section 9.84.030; and

WHEREAS, no changes have been made to ZTA 2026-01 since the City Council's action on May 14, 2026.

NOW, THEREFORE, BE IT RESOLVED that the City Council conducts the second reading and adopts Zoning Text Amendment No. 2026-01 amending Table 9.08.030-1 of Title 9 (Zoning Ordinance) of the Avenal Municipal Code to allow "Parking Facility, Off-Site" uses within the Community Commercial (CC) zoning district subject to approval of a Conditional Use Permit, as shown in Exhibit A, and that this amendment shall take effect thirty (30) days after its passage.

UPON MOTION OF COUNCILMEMBER_____, SECONDED BY COUNCILMEMBER_____, THE FOLLOWING WAS PASSED AND APPROVED BY THE CITY COUNCIL AT AN OFFICIAL MEETING HELD ON **JUNE 11, 2026**, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

_____ ATTEST: _____

Alvaro Preciado, Mayor
CITY OF AVENAL

MARIA A. ORTIZ, City Clerk CITY OF AVENAL

BEFORE THE CITY COUNCIL OF THE CITY OF AVENAL

IN THE MATTER OF:

ZONING TEXT AMENDMENT NO. 2026-01 TO AMEND TABLE 9.08.030-1 OF TITLE 9 (ZONING ORDINANCE) OF THE AVENAL MUNICIPAL CODE TO ALLOW "PARKING FACILITY, OFF-SITE" USES WITHIN THE COMMUNITY COMMERCIAL (CC) ZONING DISTRICT SUBJECT TO APPROVAL OF A CONDITIONAL USE PERMIT

RESOLUTION 2026-30

WHEREAS, Maurino Lopez of Marlette Associates, on behalf of John Blaine, CEO of Aria Community Health Center, submitted an application for Zoning Text Amendment No. 2026-01 ("ZTA 2026-01") to amend Table 9.08.030-1 of Title 9 (Zoning Ordinance) of the Avenal Municipal Code; and

WHEREAS, ZTA 2026-01 proposes an amendment to Table 9.08.030-1 of the Avenal Municipal Code to allow "Parking Facility, Off-Site" uses within the Community Commercial (CC) zoning district subject to approval of a Conditional Use Permit; and

WHEREAS, under the current provisions of Table 9.08.030-1 of the Avenal Municipal Code, "Parking Facility, Off-Site" uses are not permitted within the Community Commercial (CC) zoning district; and

WHEREAS, the proposed amendment was initiated in conjunction with a proposal to develop an off-site parking facility intended to support parking demand associated with the nearby Aria Community Health Center located at 148 E. Kings Street; and

WHEREAS, pursuant to AMC Chapter 9.84, the City Council serves as the final review authority for Zoning Text Amendments within the City of Avenal; and

WHEREAS, the City Council reviewed ZTA 2026-01 in accordance with the requirements of the Avenal Municipal Code and Avenal General Plan and determined all required findings pursuant to AMC Section 9.84.030 can be made; and

WHEREAS, on May 14, 2026, the City Council held a duly noticed public hearing and considered all testimony and the staff report regarding ZTA 2026-01.

NOW, THEREFORE, BE IT RESOLVED, that this Council finds that approval of ZTA 2026-01 is exempt from CEQA review pursuant to Section 15061(b)(3) of the CEQA Guidelines and that the CEQA exemption determination can be made for ZTA 2026-01.

BE IT FURTHER RESOLVED, that the following additional findings associated with ZTA 2026-01 are made:

1. The City Council finds the foregoing recitals to be true, correct, and incorporated herein.
2. The City Council finds ZTA 2026-01 satisfies the required findings for approval pursuant to AMC Section 9.84.030 in that:
   a) The amendment is internally consistent with the goals, objectives, and policies of the General Plan and this title.
   b) The amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the community.
   c) The amendment would maintain the appropriate balance of land uses within Avenal.
   d) The anticipated land uses on the subject site would be compatible with existing and future surrounding uses.
   e) The proposed amendment will not have a significant impact on the environment.

BE IT FURTHER RESOLVED that the City Council approves Zoning Text Amendment No. 2026-01 amending Table 9.08.030-1 of Title 9 (Zoning Ordinance) of the Avenal Municipal Code to allow "Parking Facility, Off-Site" uses within the Community Commercial (CC) zoning district subject to approval of a Conditional Use Permit.

UPON MOTION OF COUNCILMEMBER **REYNOSA**, SECONDED BY COUNCILMEMBER **HERNANDEZ**, THE FOLLOWING WAS PASSED AND APPROVED BY THE CITY COUNCIL AT AN OFFICIAL MEETING HELD ON **MAY 14, 2026**, BY THE FOLLOWING VOTE:

AYES: **REYNOSA, HERNANDEZ, VERDUGO, GAMEZ, PRECIADO.**
NOES: **NONE.**
ABSTAIN: **NONE,**
ABSENT: **NONE.**

Alvaro Preciado, Mayor
CITY OF AVENAL

ATTEST:

MARIA A. ORTIZ, City Clerk CITY OF AVENAL

* * * * * * * * * * * * * * * * *

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

I, Maria A. Ortiz, City Clerk of the City of Avenal, do hereby certify that the foregoing Resolution No. 2026-30 is a true and correct copy and has been duly and regularly adopted by the Avenal City Council on May 14, 2026. Said copy is on file in my office at Avenal City Hall, 919 Skyline Boulevard, Avenal, California 93204.

DATED: May 15, 2026

City of Avenal
919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766

TO: **The Honorable Mayor and City Council**

FROM: **Karla Curiel, Deputy City Clerk**

DATE: **June 11, 2026**

RE: **Consideration of County of Kings Certification of April 28, 2026 Recall Election Results**

RECOMMENDATION:

Provide direction and take such action as the City Council deems appropriate regarding the County of Kings' certification of the April 28, 2026 recall election results.

BACKGROUND:

On May 28, 2026, the Kings County Registrar of Voters appeared before the City Council and delivered documentation relating to the certification of results from the April 28, 2026 recall election conducted by the County of Kings.

As the Council is aware, the legality of the recall process, election administration, certification procedures, and implementation of any resulting vacancies has been disputed by the City and remains the subject of ongoing legal disagreement. Attached is a resolution summarizing the factual background, legal concerns, and findings presented for Council consideration.

DISCUSSION:

The City Council may consider several potential courses of action:

Option 1 – Accept the County's certified results.

Under this approach, the City Council would recognize the County's certified recall results as the official election results for the City and direct the City's Elections Official to enter and implement those results in the City's official election records. The City Attorney advises that *adoption of this approach may be interpreted as waiving objections to procedural and legal irregularities identified by the City and its legal counsel, including objections concerning the authority of the County to conduct and certify a municipal recall election absent City authorization.*

Additionally, because State law no longer provides for the election of successor candidates as part of a recall election, and City **Ordinance 2026-04**, adopted pursuant to Government Code section 36512(c)(1) requires Council vacancies to be filled by special election, this approach would result in the loss of a Council quorum for months and create legal uncertainty to the City's ability to conduct future municipal business. The City Attorney has further advised that implementation of the County's certification may conflict with Elections Code sections 10262, 10263, 10264, and 11328, which assign duties relating to municipal election results to the City's Elections Official and governing body.

The Council should also consider that acceptance and implementation of the County's actions may create precedent and be viewed as recognition that a county may initiate, administer, certify, and implement a municipal recall election without a request, authorization, or participation by the affected city. Such a conclusion raises broader legal questions regarding municipal autonomy, local control, and the authority vested in cities and their designated elections officials under State and local law.

City of Avenal
919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766

Option 2 – Decline to accept the County's purported recall election results.

Under this approach, the Council would adopt the attached **Resolution 2026-37**, and decline to recognize the purported recall election results for the reasons stated therein.

This approach would preserve continuity of government while legal disputes regarding the recall process are resolved. Two Council seats are scheduled to appear on the November 2026 ballot. A quorum is necessary to conduct City business, adopt resolutions and ordinances, approve contracts and expenditures, call and consolidate future elections, and ensure the continued operation of municipal government during the pendency of this dispute.

Staff, City officers, and City consultants have continued to perform their duties in good-faith reliance upon legal advice and direction from the City Council during this dispute. Adoption of the attached resolution would provide clear direction regarding the City's position while preserving continuity of municipal operations and services.

This option would not prevent further review and resolution by the courts, based upon the June 4, 2026 letter from Attorney General Rob Bonta to the County (attached), suggesting that the *in quo warranto* process to contest the right of Councilmembers to continue to serve would be appropriate.

Option 3 – Take no action and continue review.

Under this approach, the Council could defer action pending additional legal review, court proceedings, or other developments.

While this option would preserve the status quo in the immediate term, it may also prolong uncertainty regarding governance and the status of the disputed recall process. Therefore, I do not recommend it unless the Council needs more information or more time to consider its options.

CONCLUSION/RECOMMENDATION

As the City's Acting Elections Official, I present the foregoing options for City Council consideration. The decision regarding whether and how to respond to the County's certification of the purported recall election results rests solely with the City Council.

BEFORE THE CITY COUNCIL OF THE CITY OF AVENAL

IN THE MATTER OF: Unauthorized and purported municipal recall election as to council member seats, funded and conducted solely by the County of Kings.	**RESOLUTION 2026-_38__**

WHEREAS, the CITY OF AVENAL ("**City**") is an autonomous municipal corporation and local government entity organized and created by its residences under the authority of article 11 of the California Constitution and the California Government Code;

WHEREAS, pursuant to Government Code § 34000, the governing and legislative body of the City is the City Council, and pursuant to Article 11, Section 7 of the California Constitution, the City may make and enforce within its limits all local, police, sanitary and other ordinances and regulations not in conflict with general laws;

WHEREAS, pursuant to Elections Code §§ 10400 and 11240, the Legislature of the State of California vested in the governing City Council ("**Council**") of the City the authority to call and order municipal elections, including recall elections;

WHEREAS, the Legislature in Elections Code § 11002(b) expressly made the City Clerk the "city elections official" for purposes of Elections Code §§ 11000-11386 ("**Division 11**"), including for purposes of handling recall functions and, as she has recused herself, her deputy serves in that role as to this matter;

WHEREAS, the Legislature in Elections Code § 10262 granted authority only to the City Clerk as the city elections official, to certify election results to the City Council;

WHEREAS, under Elections Code 11328, the results of a recall election must be declared in substantially the manner provided by law for a regular election for the office;

WHEREAS, the Legislature in Elections Code § 10263 granted authority only to the City Council to recite the facts of a municipal election, and to declare the results of a municipal election;

WHEREAS, pursuant to Elections Code § 10002, and only if inclined to do so, the governing body of a city may by resolution choose to request that the board of supervisors of the county to permit the county elections official to render specified services to the city

relating to the conduct of a municipal election and, whenever such a choice to outsource is made, said resolution of the city must specify the services requested;

WHEREAS, by ordinance, which is partially codified in Avenal Municipal Code ("**AMC**") § 2-6.102, the City Council has assigned the City Clerk to be the City's elections official, and requires adoption of a resolution in order to request the County Clerk to render specific elections services to the City, echoing state law;

WHEREAS, the City Council of the City has never adopted a resolution outsourcing to the county elections official of the County of Kings, any of the city elections office functions preceding, leading to or carrying out any municipal recall election, including post-election canvassing or other functions for such a recall election;

WHEREAS, Elections Code § 11220(a) provides that "A recall petition shall be submitted to the elections official for filing in his or her office during normal office hours…";

WHEREAS, no recall petition was ever submitted to the City's elections official for filing, and accordingly the City's elections official never found any municipal recall petition to be sufficient under Elections Code § 11224 and never submitted any certificate-of-sufficiency to the City Council pursuant to Elections Code § 11227;

WHEREAS, on or about November 21, 2025, the Registrar of Voters ("**KINGS ROV**") appointed by the Board of Supervisors ("**BOS**") of the County of Kings ("**COUNTY**"), contacted City staff to request, for the **first time**, to be placed on the agenda of the City Council of the City of Avenal in regard to purported petitions to recall four members of the City Council;

WHEREAS, the KINGS ROV's activities in furtherance of a municipal recall were motivated by the underlying events which were the subject of the City Council's findings in Avenal City Council Resolution No. 2026-02;

WHEREAS, in connection with the KINGS ROV's request to appear on the City Council's December 11, 2025 agenda, the KINGS ROV claimed that 2,438 of 2,585 total recall petition signatures filed only eight (8) business days earlier, were all manually reviewed and validated by the KINGS ROV, during a time when the KINGS ROV informed a city official that the KINGS ROV's office was busy completing the canvass of the results of the November 5, 2025State election on Proposition 50 in which the County had a 50% turnout, 90% of which was by mailed ballot, requiring labor-intensive tabulation;

WHEREAS, the KINGS ROV was notified of the lack of a quorum at least an hour before the December 11, 2025 City Council meeting was to begin, but he decided to travel

to Avenal anyway and proceeded to proclaim that he effected a delivery of four certificates-of-sufficiency to the "City Council" during a "meeting" where a quorum was lacking under Government Code § 54952.2(a);

WHEREAS, at 6:44 P.M. on December 11, 2025, the KINGS ROV sent an email to the City Manager and the City Council, in which he concluded that "…the delivery of the certificates of sufficiency starts the 14-day period in which the council must call the election… The resolution calling for the recall election should be delivered via electronic email and followed with a hardcopy via USPS. If the City of Avenal fails to submit the resolution by the deadline of December 26, 2025, at 5:00PM, I will have five days to call the recall election.";

WHEREAS, on December 25, 2025, and during the busy holiday season, the City Attorney of the City of Avenal faxed and mailed a cease-and-desist letter to the KINGS ROV, which explained why the KINGS ROV lacked authority, without receiving any official authorization from the City of Avenal, to assert control over municipal recall petitions, citing the relevant statutes;

WHEREAS, the KINGS ROV did not call an election in the five days following the December 26, 2025 — the legal deadline claimed in the KINGS ROV's December 11, 2025 email to the City Manager;

WHEREAS, the KINGS ROV attempted to submit purported certificates-of-sufficiency to the City Council on January 8, 2026, containing the signature and title of the KINGS ROV, and not the signature and title of the City's election official, as required by Elections Code § 11227;

WHEREAS, on January 27, 2026, the BOS, and not the KINGS ROV, purported to schedule and call a municipal recall election, citing no authority to do so and, State law, including Elections Code §§ 11240-11241 gives that authority only to the City Council;

WHEREAS, under Elections Code § 10002 the BOS only had authority to agree to allow the KINGS ROV to provide services requested by the City Council in a resolution;

WHEREAS, the municipal recall election which the BOS purported to call was a stand-alone election the BOS scheduled for April 28, 2026, even though State law disfavors stand-alone elections because they tend to depress voter turnout and the state-wide primary election was to occur just weeks later;

WHEREAS, on Saturday, March 28, 2026, the Board of Supervisors of the County of Kings issued the first of numerous press releases focused on the City of Avenal, indicating that the BOS made a 5-0 decision earlier that day to declare their own public safety emergency and to terminate the Avenal Fire Services Contract under which residents of the City of Avenal had received fire protection services from the County of Kings Fire

Department, giving the City only two hours of notice of that decision and denying 13,000 city residents and their unincorporated neighbors essential life safety services for weeks until the City obtained a court order restoring service pending a responsible transition to City service;

WHEREAS, the City's decision to seek its own fire service was the primary motivation stated by recall proponents;

WHEREAS, the aforementioned March 28, 2026 press release coincided with the arrival of the vote-by-mail ballots the KINGS ROV sent Avenal voters;

WHEREAS, the COUNTY continued to issue an unprecedented number of press releases focused upon Avenal leading up to a purported April 28, 2026 municipal recall election called and conducted by the County of Kings, without any authorization from the City of Avenal or under State law;

WHEREAS, based upon votes cast in the COUNTY's purported April 28, 2026 municipal recall election, approximately 714 ballots were cast from among approximately 2,346 registered voters within the City, resulting in voter participation of approximately 30 percent, just more than half than participation in the November 2024 general municipal election, when City voters cast approximately 1,364 ballots;

WHEREAS, under Elections Code § 11242(b) the COUNTY's purported recall election could have easily been consolidated with the June 2, 2026 statewide primary election, which was likely to attract much greater participation by voters; indeed, as this resolution is drafted, County-wide turnout in the June 2nd election was nearly 37% even as the KINGS ROV's work to tally the vote continues;

WHEREAS, Councilmembers Alvaro Preciado, Leticia Gamez, Pablo Hernandez, and David Reynosa, who were the subjects of the purported recall, were each elected in regularly scheduled municipal elections conducted pursuant to State and municipal law, following publicly noticed election cycles that included candidate filing periods, public campaigning, voter outreach, and substantially greater voter participation than typically occurs in stand-alone special elections;

WHEREAS, the COUNTY's arrogation of authority over the City's municipal election and recall petition process, during the ongoing fire services dispute between those public entities, had the effect of allowing a minority of City voters to purport to recall officials previously elected into office by a greater number of voters and the COUNTY to impose its will in an economic dispute under a smaller, but independent government;

WHEREAS, COUNTY's purported April 28, 2026 municipal recall election was not only without statutory authority, it was a poor measure of the will of Avenal voters for

numerous reasons, including low voter turnout, as well as the COUNTY's editorials as to the fire services dispute in the COUNTY's numerous press releases leading up to the purported April 28, 2026 municipal recall election and apparent voter confusion as to the motivation and effect of the election on fire services to the community;

WHEREAS, pursuant to Elections Code § 10260, the supplies and records of the election shall be returned to the city elections official and shall be disposed of by him or her in accordance with the provisions of the Elections Code, so far as they may be applicable;

WHEREAS, the City's records reflect that, at least since 2008, whenever the City has requested the County to perform elections-related services pursuant to Elections Code § 10002, such requests have been authorized by formal resolution of the City Council specifying the services requested;

WHEREAS, the City's elections official has never received the supplies and records of any municipal recall election, and no City recall election has ever occurred under the authority of the City; and

WHEREAS, the City Council, City Manager, City staff, City officers, and City consultants have acted at all relevant times in good-faith reliance upon the advice of legal counsel concerning the unresolved legality of the purported recall process, election, certification, and implementation thereof, and have continued to carry out their lawful duties and responsibilities in order to ensure uninterrupted municipal operations and services to the residents of Avenal;

WHEREAS, abrupt disruption to the continuity of municipal governance through loss of a City Council quorum, would materially impair the City's ability to provide essential governmental services, including fire protection, police services, public works, utilities, parks and recreation, infrastructure projects, and other ongoing municipal operations conducted for the benefit of Avenal residents;

WHEREAS, until such time as a court of competent jurisdiction issues a final order resolving the disputed legal questions concerning the purported recall election and its implementation, the City has a duty to preserve continuity of government and maintain uninterrupted municipal services for the residents of Avenal;

WHEREAS, because of the lack of authority of the KINGS ROV and the COUNTY, arising from their failure to timely seek and obtain prior authorization from the City Council under AMC § 2-6.102 and Elections Code § 10002, as well as their coordinated attempts to influence the outcome of the purported April 28, 2026 municipal recall election undertaken solely by the COUNTY, that purported election was not

legitimate, and any attempt to ratify it would unlawfully disregard the legitimate votes of all of Avenal voters who previously chose the incumbents during authorized elections, and by larger percentages than those purportedly cast in the COUNTY's illegitimate municipal recall election granting the differences between a yes/no vote on a recall and the allowance of multiple votes in a multi-candidate field for Council seats.

UPON MOTION OF COUNCIL MEMBER _____, SECONDED BY COUNCIL MEMBER _____, THE FOLLOWING WAS PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL AT AN OFFICIAL MEETING HELD ON **June 11**, 2026, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

_____ ATTEST: _____

ALVARO PRECIADO, Mayor KARLA CURIEL, Deputy City Clerk

* * * * * * * * * * * * * * * * * *

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL:

1. Found that the foregoing recitals are true and correct;

2. Found that the COUNTY's purported April 28, 2026 municipal recall election was not conducted under any of the authority of the City of Avenal and State laws;

3. Declared that the COUNTY's purported April 28, 2026 municipal recall election was unlawful and ineffective;

4. Found that the City would otherwise be at risk of losing a quorum of members on its City Council, if the purported April 28, 2026 municipal recall election were somehow valid, which it is not, and the incumbents to the four seats at issue on the City Council should holdover as required by Government Code § 1302, until the November 3, 2026 election when two of the affected seats will be contested for full, four-year terms;

5. Authorized and ordered all City staff and consultants to continue to recognize the five incumbents on the City Council, who were previously elected in lawful elections called and ordered by the City Council, as continuing to serve in such

public offices until the next election of council members — two of which shall be set for election in November 2026;

6. Declared that the City is not obliged, and will not, pay for any costs associated with the COUNTY's purported April 28, 2026 municipal recall election nor the COUNTY's handling of any municipal recall petition;

7. Authorized the City Attorney (or designee(s)) to cooperate with the California Attorney General and other officials with actual authority to resolve the remaining legal issues about the lawfulness and effect of the purported April 28, 2026 municipal recall election; and

8. Authorized the City Manager (or designee(s)), Mayor, City officers, and the City's consultants to assist the City Manager (or designee) in carrying out the terms of this resolution, including signing of necessary agreements and incurring and paying all associated expenses and taking any reasonably necessary or convenient action(s) in furtherance thereof.

* * * * * * * * * * * * * * * * * *

Attachment(s): None.

C A L I F O R N I A
DEPARTMENT OF JUSTICE

Rob Bonta
Attorney General

1300 I STREET
SACRAMENTO, CA 95814

Telephone: (916) 210-7693
Facsimile: (916) 324-8835
E-Mail: Kevin.Quade@doj.ca.gov

June 4, 2026

VIA CERTIFIED MAIL AND EMAIL

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RE: City of Avenal 2026 Recall Election

I write on behalf of the Office of the Attorney General regarding recent events related to the recall election held in the City of Avenal on April 28, 2026. That recall election concerned four of the five seats on the Avenal City Council and resulted in a majority voting to recall each of those four members. The Kings County Registrar of Voters certified the election results on May 28, 2026.

Based on court filings and other publicly available information, we understand that, prior to the election, the City of Avenal challenged the election as unlawful under state law. Specifically, the City alleged that authority to conduct the recall election was vested exclusively with the City's elections official, its City Clerk. In that suit, the City alleged the recall election was illegal because the proponents of the recall election submitted pertinent documents initiating the recall process to Kings County, not the City, and the City did not expressly delegate its authority to conduct the recall election to the County pursuant to a formal City Council

resolution, as provided for in California Elections Code section 10002. The County, by contrast, asserted that the City had a long history of delegating the administration of all municipal elections to the County, and that the City had repeatedly directed the recall proponents to lodge their documents with the County, before actively cooperating and coordinating with the County on preparations for the County's administration of the election. Only once the pre-election certification process was complete and it became apparent that a recall election would go to the City's voters did the City withdraw from coordinating with the County, refusing to accept the certification or set a date for the election. The County determined that it was therefore obligated to set an election date pursuant to California Elections Code section 11241. The County maintained that its administration of the recall election was rendered lawful by the City's affirmative participation and acquiescence in the County's pre-election process.

On April 23, 2026, after the City filed suit against the County, and sought a preliminary injunction to halt the forthcoming election, the Kings County Superior Court issued an order denying the City injunctive relief. The Court held that the City's conduct, including referring the recall proponents to the County and participating with the County's pre-election administrative work, evidenced "substantial compliance" with the requirement in California law that the City delegate its municipal elections authority to the County. The City then sought relief in the Court of Appeal, Fifth Appellate District. After issuing an interim order that permitted the election to go forward but temporarily barred the County from tallying the votes, the Court of Appeal denied the City's petition on May 13, 2026, explicitly permitting the Registrar of Voters to tally and certify the results. Shortly thereafter, the City voluntarily dismissed its action in the Superior Court.

We also understand that on May 28, 2026, the same day that the Kings County Registrar of Voters certified the results of the recall election, the Avenal City Council held a regularly scheduled council meeting. Three of the four councilmembers who were subjects of the recall and whom the certified results showed had been recalled, took their seats as councilmembers and conducted City business at the meeting (the fourth councilmember did not attend).

The dispute regarding the legality of the April 28, 2026, recall election, and whether the four councilmembers at issue in that election are lawful members of the Avenal City Council, is best resolved by interested local officials or residents through the quo warranto process. Under California law, the exclusive way to challenge an official's legal right to hold public office is ordinarily through a quo warranto lawsuit. California Code of Civil Procedure section 803 provides that a quo warranto action is available "against any person who usurps, intrudes into, or unlawfully holds or exercises any public office . . . within this state." Before filing a quo warranto lawsuit against a public official, a party must receive approval from the Attorney General. To obtain the Attorney General's approval, any person or entity may file an application pursuant to the rules and regulations issued by the Attorney General. (See Cal. Code Regs., tit. 11, §§ 1-11.) An application must include a proposed verified complaint; a verified statement of facts; a memorandum of points and authorities; a notice to the proposed defendant; and proof of service on the proposed defendant. (*Id.* § 2.) If "leave to sue" is granted and the applicant files a quo warranto suit, the matter is an ordinary judicial proceeding, subject to the procedures and

rules of the court. However, the applicant must proceed under the direction and supervision of the Attorney General throughout the action. (*Id.* §§ 7, 8.)

Additional information about quo warranto lawsuits and how to apply for leave to file such an action may be found on the Attorney General's website, here: https://oag.ca.gov/opinions/quo-warranto. The Office of the Attorney General stands ready to review and issue decisions on any quo warranto applications.

If you have any questions, please do not hesitate to contact me.

Sincerely,

/s/ *Kevin L. Quade*

KEVIN L. QUADE
Deputy Attorney General

For ROB BONTA
Attorney General

City of Avenal
919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766

TO: **Honorable Mayor & City Council**

FROM: **Antony V. Lopez, City Manager**

PREPARED BY: **Scott Davis, Public Works Director**

DATE: **June 5, 2026**

RE: **Public Works Monthly Report March 2025**

INFORMATION:

7300 CODE ENFORCEMENT:
The Code Enforcement Department continues to work on weed abatement, staff has mailed notices that the properties would be abated by the City which has caused owners to self abate. There are still some illegal venders coming in and staff continues to work flex hours to address any problems.
SEE ATTACHED REPORT.

8100 PARKS & LANDSCAPE:
Staff continues to maintain Rice Park, landscaped areas on Skyline, Neighborhood Park, Skate Park, Ken Brown Public Safety Center, Elliott Park and the new Kids Park.

9000 ANIMAL CONTROL DEPARTMENT:
Staff continues to maintain the Animal Shelter. We are still having good numbers with the spay/neuter program. May was a good month for rescue with 45 total. Staff continues patrolling two times in the morning and once in the afternoon as well as going out on calls for service. They continue to keep logs and have work orders generated for calls. **SEE ATTACHED REPORTS.**

13000 STREETS:
Staff maintains city streets, signs, flags, and banners. We will be patching cracks and holes on the streets that will be micro sealed this summer. Staff continues to work with the City Engineer for upcoming projects.

14100 WATER DISTRIBUTION:
Staff continues to repair and maintain the distribution system within the City. There were two (2) water leak on the 18” main transmission line along the cutoff and one (1) on the 12” main between tank 2 and tank 3.

15000 WASTEWATER COLLECTIONS:
Staff continues to report monthly to Regional Water Quality Control Board regarding overflows. There were two (2) calls for sewer plugs in May. Staff continues the enzyme treatment for grease.

18000 VEHICLES, EQUIPMENT & BUILDING MAINTENANCE:
Staff continues to maintain city-owned property, vehicles, and equipment and continues monthly/quarterly reporting to SJVAPCD.

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TO: **The Honorable Mayor and City Council**

FROM: **Humberto Bermudez, Information Technology Director**

DATE: **June 8th, 2026**

RE: **Information Technology Monthly Report May 2026**

CURRENT PROJECTS:

Internet:

-Staff is currently reviewing highlights presented by the City Attorney.

Communications:

-Staff continues managed mobile device rollout across required staff.
-The Mass SMS Service providers were provided proof of consent but have yet to grant permissions to their services.

Services:

-Deploys first round of MDTs with the help of Jeff Deaver of Fresno EMS.
-Staff continues rolling out internal services.
-Staff continues performing regular security maintenance and documentation reporting.

Other:

-Staff onboards the new IT Manager and helps familiarize them with the City's internal systems he will be expected to assist managing.
-Assisted in A/V setup for Police, Avenal Fire, and Skating events.
-Assists in mentoring and reviewing Administrative Intern tasks.
-Continuing to maintain and report digital signage for RSUSD and KCBH.
-Continues to prepare a proposed budget for FY 2027
-Continues to maintain the city website and provide tech support, and guidance across all facilities.

JUNE EVENT SCHEDULE

HELLO SUMMER!

EVERY MON & FRI

COMMUNITY OPEN SPACE
SUMMER HOURS
6pm-8:30pm
Open to all ages!
EVERY Monday & Friday

JUNE 15 THRU END OF SUMMER

KIDZ SPOT SUMMER CAMP
Join us for a summer full of fun, learning and adventure!
REGISTRATION IS $140 PER CHILD

WEDNESDAY JUNE 17TH

FAMILIA NIGHT
Avenal Theater
6pm- Loteria & Arts & Crafts
7pm- Movie

SATURDAY JUNE 27TH

FIREWORKS SHOW
Rice Park
6:00pm
Bring your family and enjoy a night under the stars!

MORE INFO: ALARA@CITYOFAVENAL.GOV OR 559-836-3457

JUNIO CALENDARIO DE EVENTOS

¡HOLA VERANO!

ESPACIO COMUNITARIO ABIERTO

TODOS LOS LUNES Y VIERNES

HORARIO DE VERANO

6:00 p.m. – 8:30 p.m.

¡Abierto para todas las edades!

Salón de Veteranos (108 W. Kings St.)



CAMPAMENTO DE VERANO KIDZ SPOT

DEL 15 DE JUNIO HASTA EL FINAL DEL VERANO



¡Únete a nosotros para un verano lleno de diversión, aprendizaje y aventura!

INSCRIPCIÓN: $140 POR NIÑO(A)

NOCHE FAMILIAR

MIÉRCOLES 17 DE JUNIO



Teatro de Avenal

6:00 p.m. – Lotería

7:00 p.m. – Película



ESPECTÁCULO DE FUEGOS ARTIFICIALES

SÁBADO 27 DE JUNIO

Parque Rice — 6:00 p.m.

¡Trae a tu familia y disfruta de una noche bajo las estrellas!



MÁS INFORMACIÓN:

alara@cityofavenal.gov

559-836-3457

¡TE ESPERAMOS ESTE VERANO!

Update from the Chief's Desk

06/05/2026

The City of Avenal continues to make significant progress in establishing and operating an independent municipal fire department. This initiative remains focused on improving local control, enhancing emergency response capabilities, and building a sustainable, community-centered public safety organization. While much of our early efforts focused on planning, staffing, equipment procurement, and operational readiness, I am pleased to report that the department has now been actively providing fire and emergency services to the community since June 1, 2026.

- **ORGANIZATIONAL DEVELOPMENT**:

  Currently, all eight full-time paid professional firefighters are on board and providing service to the City of Avenal. At the same time, we are in the process of adding two additional firefighter interns and have begun onboarding reserve firefighter candidates.

  The department has received 18 volunteer firefighter applications and 12 reserve firefighter applications. These positions will play a critical role in expanding service delivery, increasing daily staffing levels, supporting seasonal up-staffing efforts, and creating a more resilient public safety system for the community. I have completed implementation and development of the Fire Resource Management System (RMS) and Learning Management System (LMS) to ensure proper fire reporting, logistical accountability, fire prevention and fleet records management, and training documentation.

  The department has also begun development of a SAFER grant application seeking funding for eight firefighter positions. If awarded, the grant would allow the department to transition to a fully paid 4-0 staffed engine company 24 hours per day, 365 days per year. Additionally, work continues on an Assistance to Firefighters Grant (AFG) application focused on fire prevention, life safety, training, operations, and a Type III wildland fire apparatus.

  In partnership with Workforce Connection and Calterra, the Avenal Fire Department is developing the Valley Build Disaster Recovery Training Program. This approximately three-month workforce development program will provide local residents, prospective volunteer firefighters, and community members with industry-recognized certifications and training in emergency response, wildfire mitigation, disaster recovery, emergency management, and public safety.

  The program will include certifications such as Emergency Medical Responder (EMR), Community Emergency Response Team (CERT), FEMA Incident Command System courses, OSHA certifications, HAZWOPER, wildland firefighting courses, Search and Rescue Awareness, FAA Part 107 Drone Pilot certification, and numerous additional workforce development certifications.

  The Avenal Fire Department's role in the program includes providing classroom space at Fire Station 30, instructional support, and specialized fire service training. I will be teaching the confined space rescue component, while Assistant Chief Morales will provide Emergency Medical Responder instruction. Workforce Connection and Calterra will provide all remaining instructors, equipment, transportation assistance, childcare assistance, supportive services, and program administration at no cost to the City.

Participants who successfully complete the program may also be eligible for a one-month paid work experience assignment funded through the program. This will allow participants to work alongside Avenal Fire Department personnel while earning approximately $20.00 per hour and gaining valuable operational experience. This component will be particularly beneficial for future reserve and volunteer firefighters.

Completion of the program will also certify participants as Community Emergency Response Team (CERT) members. The Avenal Fire Department intends to establish and manage a CERT program within the City to further enhance community preparedness and resilience.

- **STAFFING AND DEPLOYMENT MODELING:** The vision of the Avenal Fire Department remains unchanged: to operate as a professional and progressive combination fire department. The department's minimum daily staffing model consists of a Fire Captain and Fire Engineer assigned to Engine 31. Additional staffing is provided through firefighter interns, reserve firefighters, and volunteers as available.

  Since becoming operational on June 1, 2026, Engine 31 has served as the department's primary first-out apparatus and has maintained staffing levels above minimum staffing for the majority of operational periods.

- From June 1 through June 11, Engine 31 staffing consisted of:
  - 4-0 staffing for four days (Captain, Engineer, Firefighter, Firefighter)
  - 3-0 staffing for five days (Captain, Engineer, Firefighter)
  - 2-0 staffing for one day (Captain, Engineer)

Since beginning operations, the department has responded to approximately 18 incidents. Incident breakdown includes:

  - Medical Illness/Injury Calls: 11 incidents (61%)
  - Traffic Collision Responses: 1 incident (6%)
  - Vegetation/Outside Fire Responses: 1 incident (6%)
  - Other Responses, Cancelled Calls, and Calls Pending Final Documentation: 5 incidents (28%)

Additional response statistics, response time analysis, and performance measures are currently being compiled and will be included in future

- **FINANCIAL AND BUDGET PLANNING:** Comprehensive financial planning has been conducted to ensure long-term sustainability. Operational budgets have been forecasted through Years 1 and 2, and staff continues to explore innovative partnerships, workforce development opportunities, grants, and revenue-generating initiatives designed to improve service levels while minimizing fiscal impacts to the City.
- **APPARATUS AND EQUIPMENT PROCUREMENT:** Existing fleet capabilities continue to be assessed and enhanced. The department has partnered with Fire Apparatus Solutions (FAS) to provide contracted apparatus repair and maintenance services. The 2010 engine is anticipated to arrive shortly, with the 2011 engine expected later this summer. The department has also secured buyers for one Type I engine and the Type III apparatus, with anticipated sales occurring in July. These sales will support the department's fleet realignment strategy and improve long-term fiscal sustainability. Department vehicle graphics and identification markings have been installed throughout the fleet, with minor revisions and additional markings currently being completed.

  The department expects delivery of newly ordered structural personal protective equipment (PPE) this week, including complete structural firefighting ensembles, hose, hand tools,

power tools, and additional operational equipment necessary to support emergency response operations. Mobile Data Terminal (MDT) computers have been fully programmed, tested, and placed into service. The MDTs are currently operational, and the department is working with Cook's Communications to complete permanent mounting installations within apparatus.

- **COMMUNICATIONS AND DISPATCH PLANNING:** Communications services continue to be provided through Fresno County EMS Communications. The department has been successfully operating on its assigned radio frequencies since June 1 and has completed installation of station alerting systems. Active911 has also been implemented to improve emergency notification and situational awareness capabilities.

- **POLICY, COMPLIANCE, AND RISK REDUCTION:** Organizational policies and fire prevention procedures continue to be developed and implemented. The department has begun receiving requests for business inspections and daycare inspections and is actively scheduling those inspections. Community risk reduction initiatives continue to expand and currently include occupancy inspection programs, weed abatement strategies, fireworks permitting and inspections, construction plan review, public education initiatives, smoke alarm installation programs, and future wildfire mitigation efforts. To improve operational readiness and community familiarity, suppression personnel have been directed to conduct at least one business walkthrough or pre-incident plan each day while on duty. These visits help firefighters become familiar with local occupancies, identify hazards, develop emergency response plans, and strengthen relationships with local businesses.

- **COMMUNITY ENGAGEMENT AND TRANSPARENCY:** Community engagement, public education, workforce development, and community risk reduction remain central components of the department's mission and transition process. Department personnel participated in the Avenal High School Graduation Ceremony, provided standby coverage for graduation and fireworks-related events, attended the Adult School Graduation Ceremony, and continue to participate in community activities throughout the City.

  The Fire Department has also partnered with Community Development and local educational programs to establish recurring Friday Fire Department visits and public safety activities throughout summer youth programs. These activities provide opportunities for fire and life safety education, career exploration, emergency preparedness education, and positive engagement with local youth.

  The department also conducted a fire and evacuation drill at the Avenal Veterans Hall as part of its ongoing public education and emergency preparedness efforts. The exercise provided an opportunity to evaluate evacuation procedures, reinforce fire and life safety practices, improve occupant preparedness, and strengthen coordination between facility occupants and emergency responders.

  Staff is currently developing a Community Emergency Response Team (CERT) Program and Volunteer Firefighter Program to further expand community involvement in emergency preparedness and public safety. To support these efforts, the department is planning a community town hall and meet-and-greet event. The purpose of the meeting will be to provide prospective volunteers and interested community members with information regarding program requirements, expectations, training opportunities, timelines for implementation, and ways to become involved with the Fire Department.

  The town hall will also provide an opportunity to discuss the Valley Build Disaster Recovery Training Program partnership and explain how the program can serve as a pathway into

volunteer service, CERT participation, workforce development opportunities, and future public safety careers.

To improve transparency and keep the community informed, the department is also finalizing its first community newsletter. The newsletter will provide updates on department operations, staffing, apparatus, community risk reduction efforts, public education programs, future initiatives, and other information important to the residents of Avenal. The newsletter is expected to be distributed electronically, made available on the City's website, shared with community groups, and distributed at public events and meetings.

Public communication materials, including newsletters, community meetings, and future town halls, will continue to be utilized to keep the community informed regarding department progress, service delivery, operational accomplishments, and future initiatives.

I would also like to recognize Captain Alonso Gutierrez, who recently received an Instructor Recognition Award from Fresno City College in recognition of his contributions to firefighter training and service within the Fire Academy program. This recognition reflects the professionalism and dedication of our personnel both within Avenal and throughout the regional fire service community.

- **REGIONAL COORDINATION AND MUTUAL AID:** Finally, efforts have been initiated to establish regional coordination and mutual aid agreements with surrounding agencies. Operational procedures for requesting and providing mutual aid within California's coordinated response system have been reviewed to ensure seamless integration into the broader emergency response network.

We have a lot happening, I will try to keep you informed as changes occur. Think Safe & Be Safe, have a great weekend.

Jacob S. McAfee
Fire Chief
City of Avenal Fire Department

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TO: **The Honorable Mayor and City Council**

FROM: **Antony V. López, City Manager & Jacob S. McAfee, Fire Chief**

DATE: **April 11, 2026**

RE: **Fire Department Update- Valley Build 14-Week Disaster Recovery Training Program Partnership and Master Fee Schedule**

BACKGROUND: Valley Build

The City of Avenal Fire Department has been approached by Workforce Connection regarding a partnership opportunity to host the Valley Build 14-Week Disaster Recovery Training Program in the City of Avenal in partnership with the Fire Department.

The Valley Build program is a workforce development initiative designed to prepare participants for careers in emergency management, disaster recovery, wildfire mitigation, hazardous materials operations, construction, vegetation management, public safety, and critical infrastructure support. The program serves approximately 25 participants per cohort and is provided at no cost to enrolled participants.

In addition to technical training, eligible participants may receive supportive services including stipends, mileage reimbursement, childcare assistance, transportation assistance, and other resources designed to improve program completion and employment outcomes.

The partnership would provide local residents with access to industry-recognized certifications while creating opportunities to support community improvement, wildfire mitigation, disaster preparedness, and workforce development initiatives throughout the City of Avenal.

PROGRAM OVERVIEW

Participants will receive comprehensive training and certifications in emergency response, disaster recovery, wildfire mitigation, occupational safety, and workforce development.

Emergency Management & Disaster Response

- FEMA IS-100: Introduction to Incident Command System
- FEMA IS-200: Basic Incident Command System
- FEMA IS-700: National Incident Management System (NIMS)
- FEMA IS-800: National Response Framework
- Community Emergency Response Team (CERT)
- Emergency Hazard Assessment Program (EHAP)
- Search and Rescue (SAR) Awareness
- Debris Monitoring
- Psychological First Aid
- Tribal Emergency Management
- Tribal Cultural Resource Protection
- Burned Area Emergency Response (BAER) Fundamentals

Wildland Fire & Hazard Mitigation

- NWCG S-110 Basic Wildland Fire Orientation
- NWCG S-130 Firefighter Training

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- NWCG S-190 Introduction to Wildland Fire Behavior
- NWCG L-180 Human Factors in the Wildland Fire Service
- NWCG S-212 Wildland Fire Chainsaws
- Traditional Ecological Knowledge (TEK) and Cultural Fire

Safety & Occupational Certifications

- HAZWOPER 40-Hour Certification
- OSHA 10-Hour and OSHA 30-Hour Safety Training
- CPR, First Aid, AED, and Stop the Bleed
- NFPA 70E Electrical Safety
- FAA Part 107 Small Unmanned Aircraft Systems (Drone Pilot)
- ATSSA Traffic Control Flagger Certification

Emergency Medical Responder Training (40 Hours)

In partnership with the Avenal Fire Department, participants will complete a 40-hour Emergency Medical Responder (EMR) training program covering:

- Patient assessment
- Airway management
- Medical emergencies
- Trauma care
- Bleeding control
- CPR and AED utilization
- EMS operations
- Incident documentation
- Scene safety and patient care fundamentals

Firefighter Skills Training (16 Hours)

Fire Suppression and Search Operations (8 Hours)

- Fire behavior fundamentals
- Hose deployment and advancement
- Basic fire attack operations
- Search and rescue techniques
- Victim removal
- Firefighter safety and survival

Ground Ladders and Ventilation Operations (8 Hours)

- Ladder carries and raises
- Ladder placement and climbing techniques
- Roof ladder operations
- Horizontal ventilation
- Vertical ventilation awareness
- Ventilation coordination and firefighter safety

PROPOSED PARTNERSHIP

Under the proposed partnership, the City of Avenal Fire Department would provide access to classroom space, training facilities, and instructional support at a location that supports 30 students.

Workforce Connection would administer the program, provide instructors, coordinate participant services, and manage program operations.

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As part of the hands-on training component, participants would complete supervised field projects designed to provide real-world experience while benefiting the City of Avenal and surrounding communities.
Potential projects may include:

- Defensible space inspections and mitigation
- Vegetation management
- Weed abatement
- Fuel reduction projects
- Community wildfire preparedness initiatives
- Disaster preparedness projects
- Land clearing activities
- Community beautification projects
- Public safety improvement projects
- Support for future infrastructure and construction projects
- Fire prevention and community risk reduction activities

All activities would be conducted under appropriate supervision and in accordance with applicable safety, labor, and regulatory requirements.

BENEFITS TO THE CITY OF AVENAL

Workforce Development

- Creates career pathways for local residents.
- Provides nationally recognized certifications at no cost to participants.
- Increases employment opportunities in public safety, construction, disaster recovery, and emergency management fields.
- Develops a skilled local workforce prepared to support future community needs.

Community Risk Reduction

- Expands capacity for defensible space and wildfire mitigation projects.
- Supports vegetation management and fuel reduction efforts.
- Enhances community preparedness and resilience.
- Improves the City's ability to reduce wildfire and disaster risk.

Public Safety Enhancement

- Introduces participants to careers in fire service and emergency medical services.
- Provides foundational EMR and firefighter training.
- Creates a pipeline of potential reserve firefighters, volunteers, interns, and future public safety professionals.
- Supports regional emergency preparedness initiatives.
- Certifies attendees as Community Emergency Response (CERT)Team members, provide future opportunities to increase community resilience though public safety.

Economic Development

- Brings workforce development opportunities directly to Avenal residents.
- Connects participants with high-demand career fields.
- Supports local employment and economic growth.
- Positions Avenal as a regional training hub for workforce development.

Fire Department Development

- Establishes Fire Station 30 as a regional training and workforce development center.
- Strengthens partnerships with educational and workforce development organizations.

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- Supports the Fire Department's strategic goals related to community risk reduction, public education, and emergency preparedness.
- Enhances the Department's visibility and engagement within the community.

FISCAL IMPACT

At this time, there is no anticipated direct fiscal impact to the City associated with hosting the program.

Workforce Connection would be responsible for program administration, instructional delivery, participant support services, training materials, and program management.

Any future projects requiring City resources or expenditures would be brought forward separately for review and approval.

STRATEGIC PLAN ALIGNMENT

This partnership directly supports the City's strategic priorities by:

- Enhancing public safety and community resilience.
- Expanding workforce development opportunities.
- Reducing wildfire and disaster risk.
- Supporting community risk reduction initiatives.
- Creating pathways to employment for local residents.
- Developing strategic partnerships that improve quality of life in Avenal.
- Positioning the Avenal Fire Department as a leader in emergency preparedness, workforce development, and community engagement.

CONCLUSION

The proposed partnership between the City of Avenal Fire Department and Workforce Connection presents a unique opportunity to bring a comprehensive workforce development and disaster recovery training program to the community. The program will provide local residents with valuable certifications and career pathways while supporting wildfire mitigation, community preparedness, emergency response training, and public safety initiatives throughout Avenal.

The partnership aligns with the City's strategic goals, enhances community resilience, and establishes the Avenal Fire Department as a regional center for workforce development and emergency preparedness training.

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BACKGROUND:

Fire Master Fee Schedule

The City of Avenal recently established and staffed its municipal fire department and is transitioning to full-service fire protection, emergency medical response, fire prevention, emergency management, and community risk reduction services.

As the Department expands its services and responsibilities, staff has identified the need to establish a comprehensive Master Fee Schedule to recover costs associated with services provided to private individuals, businesses, developers, contractors, event organizers, and other entities that directly benefit from Fire Department activities.

Currently, the City does not maintain a dedicated Fire Department Master Fee Schedule. As a result, many services are being provided without a mechanism for cost recovery, resulting in the use of General Fund resources to subsidize activities that are traditionally funded through user fees in other jurisdictions.

DISCUSSION

The purpose of a Fire Department Master Fee Schedule is to establish reasonable fees that recover the City's cost of providing specific services while ensuring compliance with California Government Code requirements governing user fees and cost recovery.
Staff has reviewed fee schedules utilized by neighboring fire agencies and other California fire departments and drafted a proposed City of Avenal Fire Master Fee Schedule. These agencies utilize fee schedules to recover costs associated with fire prevention, inspections, permits, plan review, standby services, emergency response activities, false alarms, hazardous materials incidents, weed abatement, and other specialized services, just as the Avenal Fire Draft does.
The proposed Avenal Fire Department Master Fee Schedule was developed to include the following categories:

Fire Prevention Administration
- Fire reports
- Investigation reports
- Public records requests
- Fire clearances
- Code compliance letters

Construction Plan Review and Permits
- Fire sprinkler systems
- Fire alarm systems
- Underground fire mains
- Fire pumps
- Hood suppression systems
- Hazardous materials systems
- Solar and battery storage systems
- Development review
- Re-submittals
- Expedited plan review

Fire and Life Safety Inspections
- State-mandated inspections
- Business occupancies

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- Assembly occupancies
- Educational occupancies
- Institutional occupancies
- Apartment complexes
- Hotels and motels
- Residential care facilities

Operational Permits

- Hazardous materials
- Welding and cutting operations
- High-piled storage
- LPG systems
- Tents and membrane structures
- Special events

Emergency Response Cost Recovery

- Hazardous materials incidents
- Negligent fires
- Illegal burn incidents
- Weed abatement
- Fireworks-related incidents
- Other incidents authorized by California law

Community Risk Reduction Services

- Defensible space inspections
- Home hardening assessments
- Firewise community evaluations
- Wildfire risk assessments

Fire Department Standby Services

- Firefighter standby
- Fire engine standby
- Public event standby
- Construction standby
- Utility standby

Community Training Programs

- CPR certification classes
- First Aid classes
- Stop the Bleed training
- Fire extinguisher training
- Emergency preparedness training

False Alarm Program

- Commercial alarm responses
- Repeat false alarm cost recovery

Hydrant and Water Supply Services

- Hydrant flow testing
- Water supply evaluations
- Fire flow analysis

Administrative Citations and Code Enforcement

- Fire code violations

City of Avenal
919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766

- Weed abatement violations
- Illegal fireworks violations
- Repeat compliance violations

FINANCIAL IMPACT

At this time, there is no direct fiscal impact associated with this discussion item.
Upon completion and finalization of the draft fee schedule, staff anticipates returning to the City Council with a final Master Fee Schedule for adoption.
The implementation of a Master Fee Schedule would establish a sustainable cost recovery mechanism for services provided by the Fire Department and reduce reliance on General Fund resources for activities that primarily benefit specific individuals, businesses, developers, or event organizers.

STRATEGIC BENEFITS

Development of a Fire Department Master Fee Schedule would:

- Improve fiscal sustainability.
- Ensure equitable cost recovery.
- Reduce General Fund subsidies.
- Align Avenal with industry best practices.
- Support continued growth of fire prevention and community risk reduction programs.
- Create a framework for future fire department services and programs.

NEXT STEPS

Following City Council discussion and direction, staff will:

1. Review the draft master fee schedule to ensure proposed fees based upon actual costs incurred by the City.
2. Review legal requirements governing fee adoption and cost recovery.
3. Prepare a final Master Fee Schedule.
4. Return to City Council with a proposed Resolution adopting the Avenal Fire Department Master Fee Schedule.

CONCLUSION

The establishment of an Avenal Fire Department Master Fee Schedule represents an important step in the continued development of the City's fire protection system. A comprehensive fee schedule will provide a fair and transparent mechanism for recovering the costs associated with specialized services while supporting the long-term financial sustainability of the Avenal Fire Department.

Avenal Fire Department
Master Fee Schedule

Fee No.	Fee Description	Fee Unit / Type	Fee
1	**Fire Prevention Administration Fees**		
1.1	Fire Investigation Report and Photos	per request	$ 697
1.2	Copies of Public Records	per page	$ 0.30
2	**Fireworks Fees**		
2.1	Fireworks Booth Permit	per stand	$ 503
2.2	Fireworks Shoot/Display		
	First four hours, minimum fee	per event	$ 621
	Each additional hour	per hour	$ 155
3	**Construction Permits**		
3.1	Underground Fire Service		
	4 or less hydrants	per project	$ 698
	5 or more hydrants	per project	1,009
3.2	Overhead Fire Sprinkler Systems		
	1 - 20 Heads	per project	$ 543
	21 - 50 Heads	per project	$ 853
	Each Additional 50 Heads (after 51 +)	per project	$ 1,164
3.3	Fire Pump	per test	$ 1,009
3.4	Fire Standpipes (per standpipe connection)	per standpipe	$ 853
3.5	Fire Alarm		
	First 25 Initiating Devices	per project	$ 698
	> 25 Initiating Devices	per device	$ 1,319
3.6	Fire Sprinkler Monitoring System	per system	$ 388
3.7	Fire Suppression Hood System	per system	$ 388

*The AFD Master Fee Schedule will be updated annually using a percentage not greater than the percentage increase in the Consumer Price Index for All Urban Consumers - All Items, U.S. City Average 1

3.8	Other Special Suppression Systems	per system	$ 155
3.9	Above Ground Tank Installation		
	First Tank	per project	$ 388
	Each Additional Tank (same site)	per tank	$ 310
3.10	Plan Review Re-submittal	per hour	$ 233
	Each Additional Hour	per hour	$ 155

Fee No.	Fee Description	Fee Unit / Type	Fee
3.11	Re-Inspection Fee	per hour	$ 233
	Each Additional Hour	per hour	$ 155
3.12	Expedited Plan Review		
	District Prevention Staff Overtime	hourly	$ 184
	Contractor	hourly	Actual Cost
3.13	Investigation Fee for Work Started Without Permits	penalty	2 x Fee Amount
3.14	Development Review - Planning, Public Works, Building, etc. First Hour	per hour	$ 233
	Each Additional Hour	per hour	$ 155
4	**Annual Occupancy Fire and Life Safety Inspections (Routine and State Mandated)**		
4.1	Annual Inspection - (Occupancy type: B, F, M, S) Factory/Industrial, Retail, Business/Office, except for combustible dust producing operations and repair garages.		
	1st visit:		
	Up to 5,000 sq. ft.	every two years	$ 193
	5,001 - 40,000 sq. ft.	every two years	$ 425
	40,001 sq. ft. and Above	every two years	$ 540
	2nd Visit		

*The AFD Master Fee Schedule will be updated annually using a percentage not greater than the percentage increase in the Consumer Price Index for All Urban Consumers - All Items, U.S. City Average 2

	Reinspection violations all corrected:		No Charge
	Reinspection violations not corrected:		See 1st Visit Fee
	3rd and Subsequent Visits		See 1st Visit Fee
4.2	Annual Inspection - (Occupancy type: A, E) (Excludes R-1 apartments, hotels/motels), Assembly (Theatre, Churches, Auditorium, Restaurant), Education (any school), Excessive Hazardous Material - Welding, Open - flame, High Hazard Storage:		
	1st visit:		
	Up to 5,000 sq. ft.	per year	$ 116
	5,001 - 20,000 sq. ft.	per year	$ 347
	20,001 sq. ft. and Above	per year	$ 463
	2nd Visit		
	Reinspection violations all corrected:		No Charge
	Reinspection violations not corrected:		See 1st Visit Fee
	3rd and Subsequent Visits		See 1st Visit Fee

Fee No.	Fee Description	Fee Unit / Type	Fee
4.3	Annual Inspection - (Occupancy type: H) Excessive Hazardous Material - Welding, Open - flame, High Hazard Storage:		
	1st visit:		
	Up to 5,000 sq. ft.	per year	$ 233
	5,001 sq. ft. and Above	per year	$ 621
	2nd Visit		
	Reinspection violations all corrected:		No Charge
	Reinspection violations not corrected:		See 1st Visit Fee
	3rd and Subsequent Visits		See 1st Visit Fee
4.4	Annual Inspection - (Occupancy type: I)* Hospitals, nursing homes with medical care, prisons and mental facilities:		
	1st visit:		
	Hospitals	per year	$ 931
	Other I Occupancies	per year	$ 621

*The AFD Master Fee Schedule will be updated annually using a percentage not greater than the percentage increase in the Consumer Price Index for All Urban Consumers - All Items, U.S. City Average 3

	2nd Visit		
	Reinspection violations all corrected:		No Charge
	Reinspection violations not corrected:		See 1st Visit Fee
	3rd and Subsequent Visits		See 1st Visit Fee
4.5	Annual Inspection / each per year - Occupancy type R-1 (Hotels/Motels)		
	1st visit:		
	3 - 19 units	per year	$ 231
	20 - 49 units	per year	$ 347
	50 + units	per year	$ 694
	2nd Visit		
	Reinspection violations all corrected:		No Charge
	Reinspection violations not corrected:		See 1st Visit Fee
	3rd and Subsequent Visits		See 1st Visit Fee
4.6	Annual Inspection / each per year - Occupancy type R-2 (Apartments)		
	1st visit:		
	3 - 19 units	per year	$ 231
	20 - 49 units	per year	$ 347
	50 + units	per year	$ 579
	2nd Visit		
	Reinspection violations all corrected:		No Charge
	Reinspection violations not corrected:		See 1st Visit Fee
	3rd and Subsequent Visits		See 1st Visit Fee

Fee No.	Fee Description	Fee Unit / Type	Fee
4.7	Residential Care Facilities		
	1st visit:		
	Pre-Inspection with 6 or less clients	per request	$ 155
	Pre-Inspection with 7 or more clients	per request	$ 233
	2nd Visit		

*The AFD Master Fee Schedule will be updated annually using a percentage not greater than the percentage increase in the Consumer Price Index for All Urban Consumers - All Items, U.S. City Average 4

	Reinspection violations all corrected:		No Charge
	Reinspection violations not corrected:		See 1st Visit Fee
	3rd and Subsequent Visits		See 1st Visit Fee
5	**Operational Permits per CFC 105.5**		
5.1	First permit	per permit	$ 155
	Each additional permit at same location	per permit	$ 78
6	**False Alarm Response**		
	Per Response - Prevention		$ 155
	Per Response - Suppression (Engine)		$ 231
7	**Miscellaneous Fees**		
7.1	**Fire Clearances**	as required	$ 155
7.2	**Family Day Care Pre-Inspection**		
	25 or less clients	per inspection	$ 155
	26 or more clients	per inspection	$ 233
7.3	**Emergency Response - Admin**	per event	$ 155
	Plus Actual Cost of Equipment and Staff Time		
7.4	**HazMat Response - Admin**	per event	$ 155
	Plus Actual Cost of Equipment and Staff Time		
7.5	**Firefighter Standby Fee**		
	Firefighter	per hour	$ 77
	Engine	per hour	$ 231
7.6	**Fees for Services Otherwise not Listed**		
	Prevention	per hour	$ 155
	Suppression - Firefighter	per hour	$ 77
	Suppression - Engine	per hour	$ 231

*The AFD Master Fee Schedule will be updated annually using a percentage not greater than the percentage increase in the Consumer Price Index for All Urban Consumers - All Items, U.S. City Average 5

Fee No.	Fee Description	Fee Unit / Type	Fee
8	**Hydrant Maintenance Flow Test**		
	Public Agency	per test	$ 76
	Private Property	per test	$ 76
9	**Urban Growth Management (UGM) Fire Station Capital Fees**		See City Development Dept- UGM Fees
10	**General Administrative Penalties and Fees**		
10.1	1st dishonored or returned payment from Bank or Credit Card transaction	per transaction	Maximum Allowed by California Statute + Transaction Amount
	Each subsequent dishonored or returned payment	per transaction	
10.2	**Late and Delinquent Payments**		
	Accounts Receivable Late Fee	per month per invoice	$ 5
	Assessment of an interest charge of one and one-half percent (1.5%) per month on the unpaid delinquent balance including any late fees and related interest charges. The interest charge shall be applied to all accounts delinquent for any calendar month or portion of such month and shall not be prorated.	per month per invoice	One and one-half percent (1.5%) per month
10.3	**Administrative Citations for Failure to Comply with the Avenal Fire Department Fire Code Ordinance or California Fire Code**		
	First Violation	per incident	$ 200
	Second Violation	per incident	$ 500
	Third and Subsequent Violations	per incident	$ 800
	Citation for use or possession of illegal fireworks	per incident	$ 1,000
	State Fire Marshal Disposal Fee	per incident	$ 250
	Total Administrative Citation fee will be $1,250		

*The AFD Master Fee Schedule will be updated annually using a percentage not greater than the percentage increase in the Consumer Price Index for All Urban Consumers - All Items, U.S. City Average 6

Fee No.	Fee Description	Fee Unit / Type	Fee
10.4	**Recovery of Costs for Response**		
	To recover costs for the suppression and investigation of a fire or hazardous materials incident when the cause is determined to attributable to negligence, DUI, or violation of the law. This charge may also apply to non-taxpaying non-residents of the City. Costs are based on the fully loaded hourly rate for all personnel, equipment, supplies and materials costs utilized for the suppression/mitigation and investigation of the incident. Overtime rates may apply. Also See CA Govt Code Section 53150 and H&S Code 13916	Per incident	All actual City costs incurred to include staff time, equipment, attorneys/court charges, and all other related costs + applicable Administrative Citation for Failure to Comply with the AVFD Fire Code Ordinance or California Fire Code
10.5	**Weed Abatement**		
	Weed Abatement Administration Fee charged per parcel for the abatement of weeds	per parcel	$125 + Contractor's Actual Cost
	Abatement by litigation/per occurrence (to cover litigation costs for abatement actions resulting from a failure to comply with fire inspection notices)	per parcel	All actual City costs incurred to include staff time, attorneys and court costs, abatement contractor and all other related costs

*The AFD Master Fee Schedule will be updated annually using a percentage not greater than the percentage increase in the Consumer Price Index for All Urban Consumers - All Items, U.S. City Average 7

City of Avenal
919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766

TO: **The Honorable Mayor and City Council**

FROM: **Griselda Price, Director of Administrative Services**

DATE: **June 11, 2026**

RE: **Consider Proposed City of Avenal Budget for FY 2026/27; Consider Avenal Successor Agency/RDA Debt Obligation Fund FY 2026/27 Budget; and Consider Proposed Public Financing Authority (PFA) FY 2026/27 Budget**

INFORMATION:

The City is currently undergoing one of the most active periods of operational transition and capital investment in its recent history. Over the past several months, staff has been focused on the successful establishment and implementation of the Avenal Fire Department, procurement and deployment of fire apparatus and facilities, transition of fire services from Kings County, opening of the new Community Center, major infrastructure and capital improvement projects, and implementation of new financial management and investment strategies.

In addition, the City has recently experienced personnel changes and onboarding of new staff in several key positions. Staff continues to work closely with the City's financial consultants, Price & Paige, LLP, and the City's independent auditor, Brett of Van Lant & Fankhanel, LLP, to complete both the Fiscal Year 2023/24 and Fiscal Years 2024- 2025 audits simultaneously in order to bring the City fully current on its financial reporting obligations.

Staff is also actively engaged in several ongoing legal matters requiring coordination with special counsel, the City Attorney, outside consultants, and City leadership. While these matters continue to be managed responsibly and do not impact day-to-day City operations, they have required a significant amount of staff time and administrative resources.

As a result of these competing priorities, staff believes it is in the best interest of the City to adopt an interim operating budget rather than rush adoption of a comprehensive annual budget before all financial information, audit data, departmental projections, and operational assumptions have been fully reviewed and incorporated.

The proposed Operating Budget would authorize expenditures necessary to continue normal City operations, including payroll, contractual obligations, public safety services, utilities, debt obligations, and other routine operating expenses beginning July 1, 2026. The Operating Budget is generally based upon approximately fifty percent (50%) of the prior fiscal year's adopted budget, adjusted as necessary for contractual obligations, inflationary impacts, personnel costs, and operational needs.

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Phone: (559) 386-5766

Staff anticipates returning to the City Council later this summer with a comprehensive Fiscal Year 2026/27 Budget once the audit process, departmental budget review process, and ongoing financial evaluations have been completed.

RECOMMENDATION:

The City, Successor Agency/RDA, and Public Financing Authority are required to have appropriations in place by July 1, 2026, in order to continue normal operations.

Accordingly, staff recommends the following:

1. Open and continue the Public Hearing(s) regarding the Fiscal Year 2026/27 Budget; (No Fees at this time).
2. Adopt FY 2026/27 Operating Budgets by Resolution for the City, Successor Agency/RDA, and Public Financing Authority;
3. Authorize continued expenditures necessary for payroll, contractual obligations, public safety operations, utilities, debt service, and other essential governmental functions;
4. Continue working with Price & Paige, LLP and Van Lant & Fankhanel, LLP to complete the Fiscal Year 2023/24 and Fiscal Years 2024 - 2025 audits and incorporate those findings into the final budget document;
5. Direct staff to return with a comprehensive Fiscal Year 2026/27 Budget for consideration and adoption during the first quarter of the fiscal year.

****Resolutions for consideration to adopt Operating Budgets are attached.**

City of Avenal
919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766

OPERATING AUTHORITY RESOLUTIONS

In the event the FY 2026/27 Budget is not adopted by June 30, 2026, the following Resolutions will need to be considered/adopted in order to meet payroll and operating expenses until a final budget is approved.

BEFORE THE CITY COUNCIL OF THE CITY OF AVENAL

IN THE MATTER OF:
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AVENAL APPROVING A FISCAL YEAR 2026/2027 OPERATING BUDGET IN ORDER TO MEET PAYROLL AND OPERATING EXPENSES UNTIL THE FINAL FISCAL YEAR 2026/2027 CITY BUDGET IS ADOPTED.

RESOLUTION 2026- 39

WHEREAS, the City Council and staff are continuing the review of the draft budget; and

WHEREAS, the City Council opened the public hearing on the proposed Fiscal Year 2026/2027 Budget on June 11, 2026, and has continued the hearing pending further review of the budget; and

WHEREAS, the City Council believes that approval of the Fiscal Year 2026/2027 Operating Budget is in the best interest of the public to allow City operations to continue until the Final Fiscal Year 2026/2027 Budget is adopted.

UPON MOTION OF COUNCIL MEMBER _____, SECONDED BY COUNCIL MEMBER _____, THE FOLLOWING WAS PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL AT AN OFFICIAL MEETING HELD ON June 11, 2026, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

_____
ALVARO PRECIADO, Mayor
CITY OF AVENAL

ATTEST: _____
MARIA A. ORTIZ,
City Clerk
CITY OF AVENAL

* * * * * * * * * * * * * * * * * *

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL:

1. Found that the foregoing recitals are true;

2. That the City Manager is authorized to continue City operations, including payroll and purchases of necessity in order to keep the City in operation.

3. That any large or out of scope expenditures be brought before the City Council for approval.

4. Authorized the City Manager, City Clerk and all relevant City staff to carry out the terms and conditions of this resolution and to take all steps reasonably necessary, proper and/or convenient and/or incidental thereto.

* * * * * * * * * * * * * * * * * *

BEFORE THE BOARD OF THE
SUCCESSOR AGENCY TO THE RDA

IN THE MATTER OF:
A RESOLUTION OF THE AVENAL SUCCESSOR AGENCY/RDA DEBT OBLIGATION FUND OF THE CITY OF AVENAL APPROVING A FISCAL YEAR 2026/2027 OPERATING BUDGET IN ORDER TO MEET OPERATING EXPENSES UNTIL THE FINAL FISCAL YEAR 2026/2027 AVENAL SUCCESSOR AGENCY/RDA DEBT OBLIGATION FUND BUDGET IS ADOPTED.

SA RESOLUTION 2026-_02__

WHEREAS, the Avenal Successor Agency/RDA Debt Obligation Fund and staff are continuing the review of the draft Fiscal Year 2026/2027 budget; and

WHEREAS, the Agency opened the public hearing on the proposed Fiscal Year 2026/2027 Budget on June 11, 2026 and has continued the hearing pending further review of the budget; and

WHEREAS, the Agency believes that approval of the Fiscal Year 2026/2027 Operating Budget is in the best interest of the public to allow Avenal Successor Agency/RDA Debt Obligation Fund operations to continue temporarily until the Final Fiscal Year 2026/2027 Budget is adopted.

UPON MOTION OF COUNCIL MEMBER _____, SECONDED BY COUNCIL MEMBER _____, THE FOLLOWING WAS PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL AT AN OFFICIAL MEETING HELD ON June 11, 2026, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

_____
ALVARO PRECIADO, CHAIRMAN
OF THE SUCCESSOR AGENCY TO
THE RDA

ATTEST: _____
MARIA A. ORTIZ,
Clerk
CITY OF AVENAL//SA/PFA

* * * * * * * * * * * * * * * * * * *

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL:

1. Found that the foregoing recitals are true;

2. That the City Manager is authorized to continue Successor Agency/RDA Debt Obligation Fund operations.

3. That any large or out of scope expenditures be brought before the City Council for approval.

4. Authorized the City Manager, City Clerk and all relevant City staff to carry out the terms and conditions of this resolution and to take all steps reasonably necessary, proper and/or convenient and/or incidental thereto.

* * * * * * * * * * * * * * * * * * *

BEFORE THE BOARD OF THE
AVENAL PUBLIC FINANCING AUTHORITY

IN THE MATTER OF: A RESOLUTION OF THE PUBLIC FINANCING AUTHORITY OF THE CITY OF AVENAL APPROVING A FISCAL YEAR 2026-2027 OPERATING BUDGET IN ORDER TO MEET OPERATING EXPENSES UNTIL THE FINAL FISCAL YEAR 2026/2027 AVENAL PUBLIC FINANCING AUTHORITY BUDGET IS ADOPTED.	**PFA RESOLUTION 2026-_01_**

WHEREAS, the Public Financing Authority (PFA) and staff are continuing the review of the draft Fiscal Year 2026-2027 budget; and

WHEREAS, the Authority opened the public hearing on the proposed Fiscal Year 2026/2027 Budget on June 11, 2026 and has continued the hearing pending further review of the budget; and

WHEREAS, the Authority believes that approval of the Fiscal Year 2026-2027 Operating Budget is in the best interest of the public to allow PFA operations to continue temporarily until the Final Fiscal Year 2026-2027 Budget is adopted.

UPON MOTION OF BOARD MEMBER _____, SECONDED BY COUNCIL MEMBER _____, THE FOLLOWING WAS PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL AT AN OFFICIAL MEETING HELD ON June 11, 2026, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

_____
ALVARO PRECIADO, CHAIRMAN
OF THE AVENAL PUBLIC
FINANCING AUTHORITY

ATTEST: _____
MARIA A. ORTIZ,
Clerk
CITY OF AVENAL/PFA

* * * * * * * * * * * * * * * * * *

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL:

1. Found that the foregoing recitals are true;

2. That the Authority Secretary is authorized to continue PFA operations.

3. That any large or out of scope expenditures be brought before the City Council for approval.

4. Authorized the Secretary/City Manager, City Clerk and all relevant staff to carry out the terms and conditions of this resolution and to take all steps reasonably necessary, proper and/or convenient and/or incidental thereto.

* * * * * * * * * * * * * * * * * *

AGENDA ITEM NO. 10. A.

919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766
Fax: (559) 386-0629

TO: The Honorable Mayor and City Council

FROM: Diego Corvera, Contract City Engineer, A&M Consulting Engineers

DATE: June 11, 2026

RE: **SB 1 Project Funding Commitment:** Adopt Resolution No. 2026-38, approving the list of projects for Fiscal Year 2026-27 to be funded by SB 1 – The Road Repair and Accountability Act of 2017.

RECOMMENDATION:

Staff recommends the City Council of the City of Avenal adopt Resolution No. 2026-38, approving the list of projects for Fiscal Year 2026-27 to be funded by SB 1 – The Road Repair and Accountability Act of 2017.

BACKGROUND:

Senate Bill 1 (SB 1), also known as the Road Repair and Accountability Act of 2017, was signed into law in April 2017. The bill provides a significant increase in funding to address California's transportation infrastructure needs, including local streets and roads. As part of SB 1's accountability and transparency requirements, each eligible city must annually adopt a resolution listing the specific projects proposed for funding with SB 1 revenue allocated from the Road Maintenance and Rehabilitation Account (RMRA). The resolution must include a project description, location, schedule, and estimated useful life. The City of Avenal is projected to receive $384,167 in RMRA funding for Fiscal Year 2026-27. In accordance with state requirements, a project must be relisted each year if it continues to utilize RMRA funds, even if it was adopted and approved in a prior year.

INFORMATION:

In preparation for this year's funding allocation, City staff has utilized the City's Pavement Management System to evaluate and prioritize street improvement projects based on need, cost-effectiveness, and community input. The identified project aligns with the City's goals to enhance roadway safety, improve pavement conditions, and extend the useful life of public infrastructure. The project identified for Fiscal Year 2026-27 SB 1 funding is a relisting of a previously approved project. Fiscal Year 2026-27 represents the final year in which this project will be programmed for RMRA funding:

919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766
Fax: (559) 386-0629

Project Title: Avenal Cutoff Road Rehabilitation

Project Description: Grind and remove 45,000 square yards of 2 ½" asphalt concrete; remove 15,000 square yards of severely damaged roadway; install 60,000 square yards of 2 ½" asphalt concrete; haul, place, and compact 45,000 square yards of asphalt concrete grindings on shoulders; and perform final roadway striping.

Project Location: Avenal Cutoff Road from SR 269 to the California Aqueduct overcrossing

Estimated Project Schedule: July 2026 to September 2026 (RMRA-funded components)

Estimated Useful Life: 20 years

FISCAL IMPACT:

The City of Avenal is expected to receive and estimated $384,167 in SB 1 RMRA funding for Fiscal Year 2026-27. These funds will be used to support the delivery of the Avenal Cutoff Road Rehabilitation Project as described.

RECOMMENDED MOTION (AND ALTERNATIVE MOTIONS IF EXPECTED):

I move to adopt Resolution No. 2026-38, approving the list of projects for Fiscal Year 2026-27 to be funded by SB 1 – The Road Repair and Accountability Act of 2017.

Attachments:

1. Resolution No. 2026-38
2. Project Location Map

RESOLUTION NO. 2026-40

RESOLUTION ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2026-27 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

WHEREAS, 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 in April 2017 to address the significant multi-modal transportation funding shortfalls statewide; and

WHEREAS, SB 1 includes accountability and transparency provisions that will ensure the residents of our City are aware of the projects proposed for funding in our community and which projects have been completed each fiscal year; and

WHEREAS, the City must adopt by resolution a list of projects proposed to receive fiscal year funding from the Road Maintenance and Rehabilitation Account (RMRA), created by SB 1, which 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; and

WHEREAS, the City will receive an estimated $384,167 in RMRA funding in Fiscal Year 2026-27 from SB 1; and

WHEREAS, this is the tenth year in which the City is receiving SB 1 funding and will enable the City to continue essential road maintenance and rehabilitation projects, safety improvements, repairing and replacing aging bridges, and increasing access and mobility options for the traveling public that would not have otherwise been possible without SB 1; and

WHEREAS, the City reviewed the pavement conditions of the various street & roads with its jurisdiction to develop the SB 1 project list to ensure revenues are being used on the most high-priority and cost-effective projects that also meet the community's priorities for transportation investment; and

WHEREAS, the funding from SB 1 will help the City maintain and rehabilitate local streets and roads and add active transportation infrastructure throughout the City this year and into the future; and

WHEREAS, the 2023 California Statewide Local Streets and Roads Needs Assessment found that the City's streets and roads are in a "poor" condition and this revenue will help us increase the overall quality of our road system and over the next decade will bring our streets and roads into a "good" condition; and

WHEREAS, the SB 1 project list 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 co-benefits statewide.

NOW, THEREFORE IT IS HEREBY RESOLVED, ORDERED AND FOUND by the City Council of the City of Avenal, State of California, as follows:

1. The foregoing recitals are true and correct.
2. The following list of newly proposed projects will be funded in-part or solely with Fiscal Year 2026-27 Road Maintenance and Rehabilitation Account revenues:

   None. No new projects are proposed for Fiscal Year 2026-27.

3. The following previously proposed and adopted project may also utilize Fiscal Year 2026-27 Road Maintenance and Rehabilitation Account revenues in its delivery. With the relisting of this project in the adopted fiscal year resolution, the City is reaffirming to the public and the State our intent to fund this project with Road Maintenance and Rehabilitation Account revenues. Fiscal Year 2026-27 represents the final year in which this project will be programmed for RMRA funding:

   Project Title: Avenal Cutoff Road Rehabilitation

   Project Description: Grind and remove 45,000 sq. yards of 2 ½" asphalt concrete; and 15,000 sq. yards of extremely damaged roadway areas; install 60,000 sq. yards of 2 ½" asphalt concrete; haul, place, and compact 45,000 sq. yards of asphalt concrete grindings on shoulder of road; and striping of the roadway.

   Project Location: On Avenal Cutoff Road from SR 269 to the California Aqueduct overcrossing

   Estimated Project Schedule: Start 07/26 – Completion 09/26 based on the component being funded with RMRA funds

   Estimated Project Useful Life: 20 years

PASSED AND ADOPTED by the City Council of the City of Avenal, State of California this 11th day of June, 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

_____

Mayor, City of Avenal

ATTEST:

_____

City Clerk, City of Avenal



City of Avenal
2026 Avenal Cutoff Road Overlay
Location Map

N

0 0.25 0.5 Mi

AGENDA ITEM NO. 10. B

919 Skyline Blvd.
Avenal, CA 93204
Phone: (559) 386-5766
Fax: (559) 386-0629

TO: The Honorable Mayor and City Council

FROM: Diego Corvera, Contract City Engineer, A&M Consulting Engineers

DATE: June 11, 2026

RE: **ATP Grant Applications** - Adopt Resolution No. 2026-39 authorizing the City Manager to submit funding applications for the Active Transportation Program Cycle 8 to the California Transportation Commission for one infrastructure project and one non-infrastructure project.

RECOMMENDATION:

City Council to authorize the City Manager to submit two (2) funding applications for the Active Transportation Program (ATP) Cycle 8. The following projects are intending to improve safety and promote active modes of transportation and will be submitted for funding to the California Transportation Commission (CTC), for a statewide selection.

1. ***Oasis on Skyline: Avenal's Safer Connected Corridor*** - Infrastructure Project $3.5 million
2. ***Safer walking and Biking Campaign*** – Non-infrastructure Project estimated $500K

BACKGROUND:

The ATP is a state grant program created to encourage increased uses of active modes of transportation. The purpose of and goals of the ATP include the following:

- Increase the proportion of trips accomplished by biking and walking.
- Increase the safety and mobility of nonmotorized users.
- Advance the active transportation efforts of regional agencies to achieve greenhouse gas reduction.
- Enhance public health, including reduction of childhood obesity.
- Ensure that disadvantaged communities fully share in the benefits of the program.
- Provide a broad spectrum of projects to benefit many types of active transportation users.

Cycle 8 of the ATP is funded from various federal and state funding sources to include funds from the federal Transportation Alternative Program, the federal Highway Safety Improvement Program and state funds from the State Highway Account and the SB 1 Road Maintenance and Rehabilitation Account. Approximately $619 million will be available for award to active transportation projects during this funding cycle. The ATP is a competitive statewide program with a funding application deadline of June 22nd to the CTC for funding consideration in the statewide component of the program.

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ATP funds will be distributed for award into three components: fifty percent (50%) to projects awarded by the Commission on a statewide basis, forty percent (40%) to Metropolitan Planning Organizations (MPO) in urban areas with populations greater than 200,000 (projects awarded by the MPO's), and ten percent (10%) to small urban rural areas with populations of 200,000 or less awarded by the Commission. Project scores for the statewide component will be announced on November 2, 2026.

The City of Avenal along with the City of Hanford, Lemoore, & Corcoran, and several adjacent unincorporated communities in Kings County are part of the Small, Urban and Rural category of the ATP. This is positive as local agencies within Kings County, qualify under the Small, Urban and Rural Category gaining access to ten percent (10%) of ATP funds beyond the fifty (50%) statewide component. Projects not selected for award under the first round of the statewide component have a second opportunity of receiving an award of ATP funds the Small, Urban and Rural Category.

In preparation to submit projects to the ATP Cycle 8, A&M Consultant Engineering staff referenced the Regional Active Transportation Plan, this plan identified projects to improve non-motorized forms of transportation, which was finalized in 2025. The plan identifies Skyline Blvd as a primary pedestrian corridor and designates the corridor to incorporate more protected bike lanes.

A&M Engineering Staff conducted an extensive public outreach campaign to gather input and feedback from the community which included outreach meetings, incorporated survey questions online, and created an online website for to residents to gather information on the project and fill out survey questions. Conducting public outreach and engaging with the community is required as part of developing the project to demonstrate the proposed project improvements meet the needs of the community based on the feedback received.

A&M Engineering Staff is currently developing the applications to make them as competitive as possible and the cost for each project may be further refined. For projects successfully awarded for funding, staff will return to Council to request authorization to accepted awarded ATP projects.

1. ***Oasis on Skyline: Avenal's Safer Connected Corridor - $3.5M***

The proposed project will construct Class IV bike lanes spanning 1.0 mile long along Skyline Blvd. from 2nd Ave to Hydril Rd. A Class IV bike route fully separates the bike route from

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vehicular traffic that combines the user experience of a multi-use path with the on-street infrastructure of a conventional bike lane. Improvements will include striping improvements, installation of concrete sidewalk to fill in missing gaps, asphalt improvements, concrete center median installation to improve vehicle safety, amenities, and improved pedestrian crossings to improve safety along the corridor to benefit all users. See below existing and proposed cross section alont Skyline Blvd.

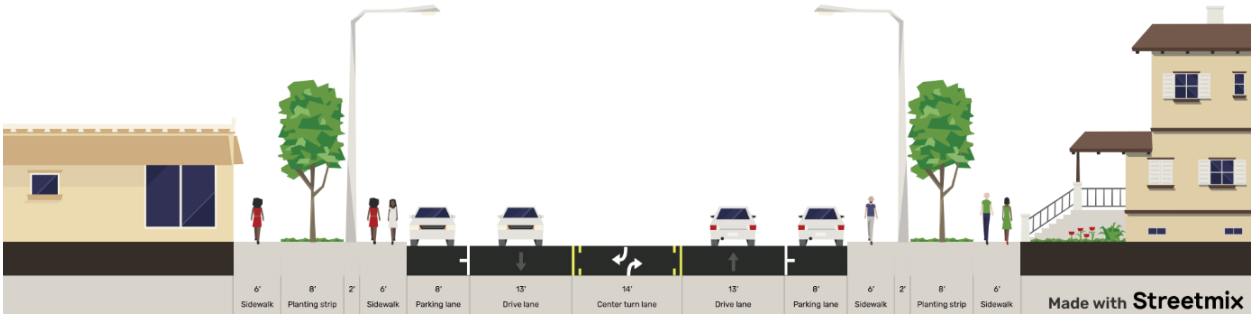


Figure 1-Skyline Blvd - Existing Cross Section

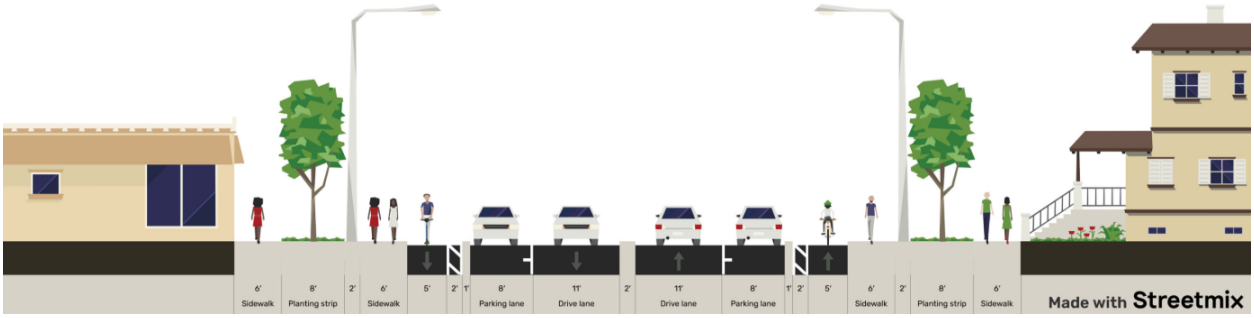


Figure 2-Skyline Blvd - Proposed Cross Section-Mid Block

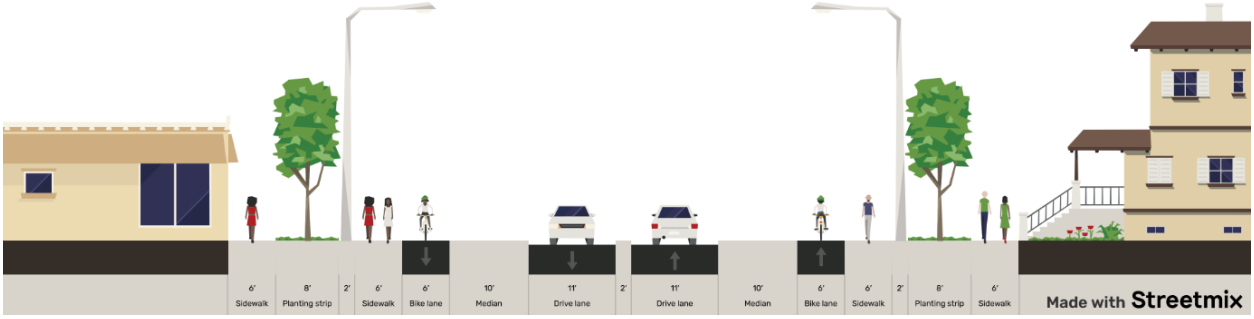


Figure 3-Skyline Blvd Proposed Cross section-At intersections

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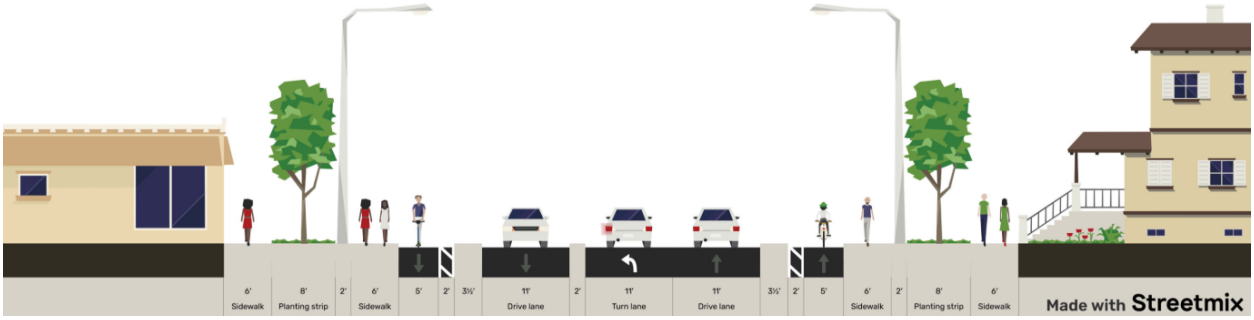


Figure 4-Skyline Blvd - Proposed Cross section - 7th St Intersection

This new configuration will improve safety for all road users and will setup Skyline blvd for future funding to add landscaping, pedestrian level lighting and further improvements to the corridor. See below what a Skyline Blvd can be in the future; this ATP grant will serve as a phase one project to improve pedestrian and bicyclist safety on Skyline Blvd.

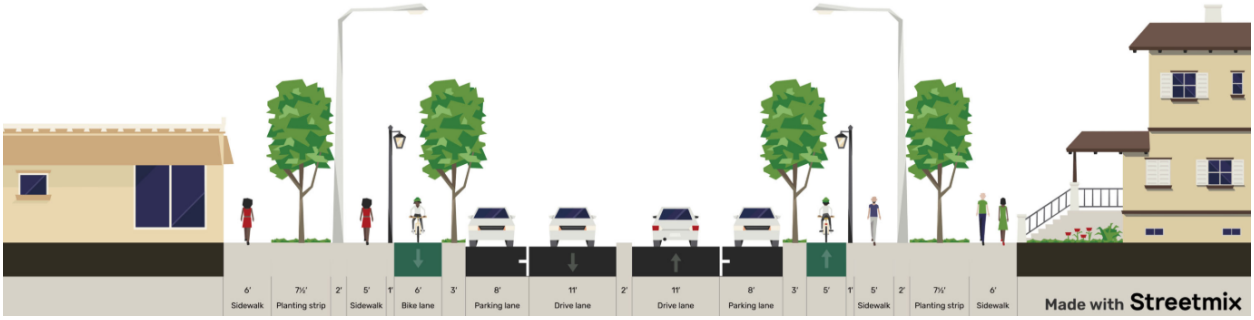


Figure 5-Skyline Blvd - Potential Future Cross Section

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Figure 6-Proposed 3d Concept Rendering of a future Skyline Blvd - Looking Northeast at Skyline Blvd and Central Ave Intersection

2. ***Safer walking and Biking Campaign - $500K***

The proposed non-infrastructure project will develop a 2-3 year campaign to perform bike riding education classes, pedestrian safety classes and driver education efforts City wide. This campaign will target people of all ages, elementary school aged children and adults on all forms of transportation related safety. This program will emphasize how drivers can be safer around bikes and pedestrians, tools for pedestrians to practice safe habits when walking around town, and community member to learn how to ride bikes (scooters) on the streets safely.

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FISCAL IMPACT:
These projects do not require any matching funds, so there is no fiscal impact.

Project Title	Total Estimated Project Cost	Local Match Amount ($0.00)
Oasis on Skyline: Avenal's Safer Connected Corridor	$3.5M	$0.00
Safer Walking and Biking Campaign	$500K	$0.00

RECOMMENDED MOTION (AND ALTERNATIVE MOTIONS IF EXPECTED):

I move to adopt Resolution No. 2026-39, authorizing the submission of funding applications for the two (2) projects outlined in this report to the ATP Cycle 8 to the CTC for statewide selection.

Attachments:

1. Oasis on Skyline: Avenal's Safer Connected Corridor, Project Location Map
2. Oasis on Skyline: Avenal's Safer Connected Corridor, Project Vicinity Map
3. Resolution 2026-39 – Authorizing Submission of Two ATP cycle 8 grant applications

BEFORE THE CITY COUNCIL OF THE CITY OF AVENAL

IN THE MATTER OF: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AVENAL AUTHORIZING THE SUBMISSION OF TWO ACTIVE TRANSPORTATION PROGRAM CYCLE 8 GRANT APPLICATIONS

RESOLUTION 2026-41

WHEREAS, the Active Transportation Program (ATP) provided funding for projects that improve walking, bicycling, safety, access, mobility, and connectivity for students, residents, and other roadway users; and

WHEREAS, eligible ATP improvements may include bicycle facilities, pedestrian improvements, crossing and intersection enhancements, traffic-calming measures, sidewalks, curb ramps, signage, striping, lighting, and related safety improvements; and

WHEREAS, the City of Avenal seeks ATP Cycle 8 funding for the Oasis on Skyline: Avenal's Safer Connected Corridor and the Safer Walking and Biking Campaign; and

WHEREAS, the proposed project will include bicycle improvements, pedestrian improvements, crossing and intersection improvements, and vehicular roadway traffic-calming improvements intended to improve safety and comfort for all users along the project corridors; and

WHEREAS, the estimated project costs are anticipated to be approximately $3,500,000 and $500,000, subject to refinement through the grant application, project development, and applicable funding requirements; and

WHEREAS, the City will deliver the project in compliance with applicable ATP requirements and will operate and maintain the improvements for their useful life; and

UPON MOTION OF COUNCIL MEMBER _____, SECONDED BY COUNCIL MEMBER _____, THE FOLLOWING WAS PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL AT AN OFFICIAL MEETING HELD ON June 11, 2026, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

_____
ALVARO PRECIADO, Mayor
CITY OF AVENAL

ATTEST:_____
MARIA. A ORTIZ, City Clerk
CITY OF AVENAL

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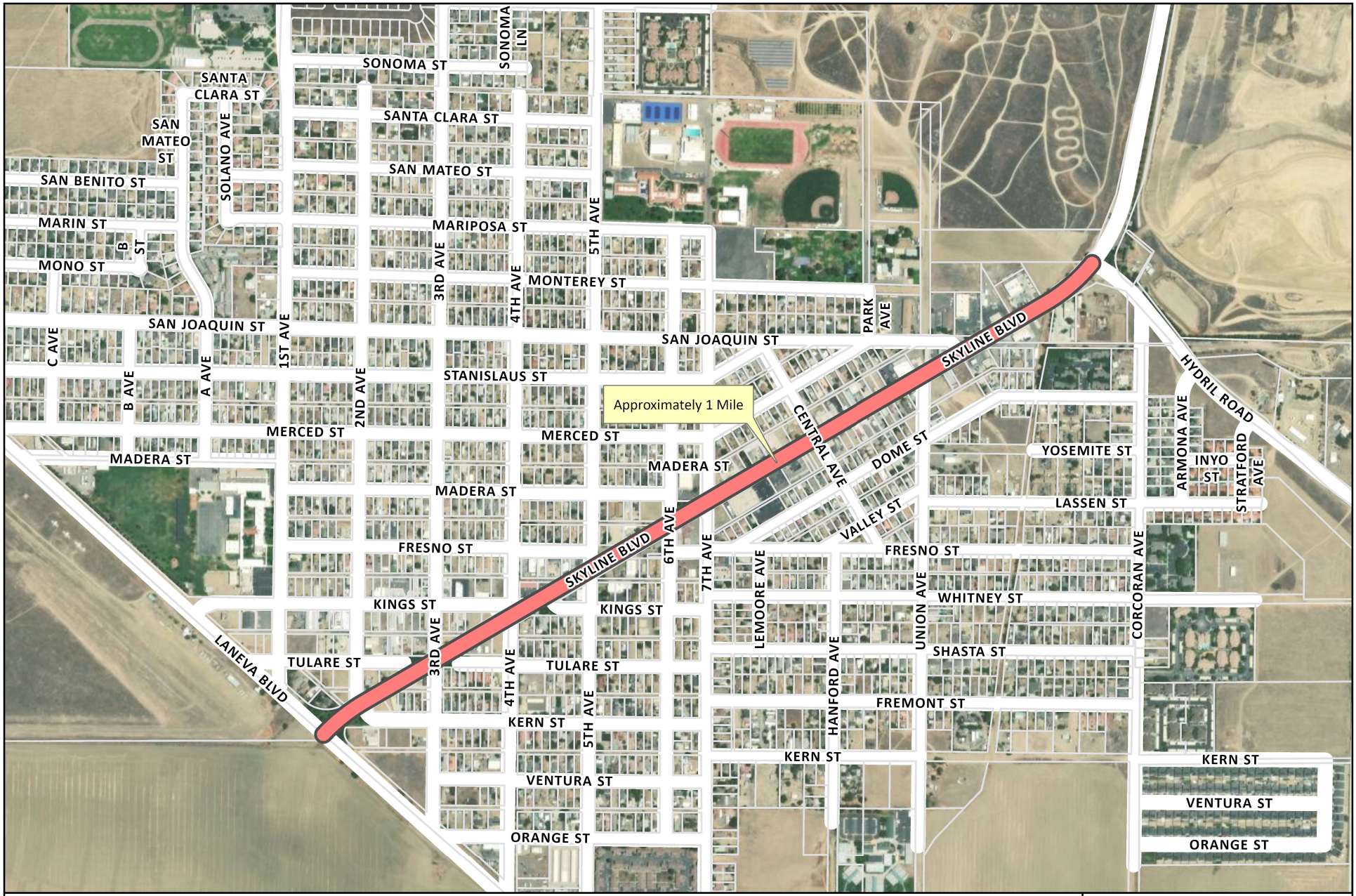
NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL:

1. The City Council approves the submittal of an application to the Active Transportation Program Cycle 8 for the Oasis on Skyline: Avenal's Safer Connected Corridor and the Safer Walking and Biking Campaign;

2. The City Manager, or designee, is authorized to submit the application; accept grant funds if awarded; and execute all related agreements, certifications, amendments, and other documents necessary to secure and administer the grant, subject to approval as to form by the City Attorney.

3. The City commits to completing the project described in the application and to the long-term operation and maintenance of all ATP-funded improvements.

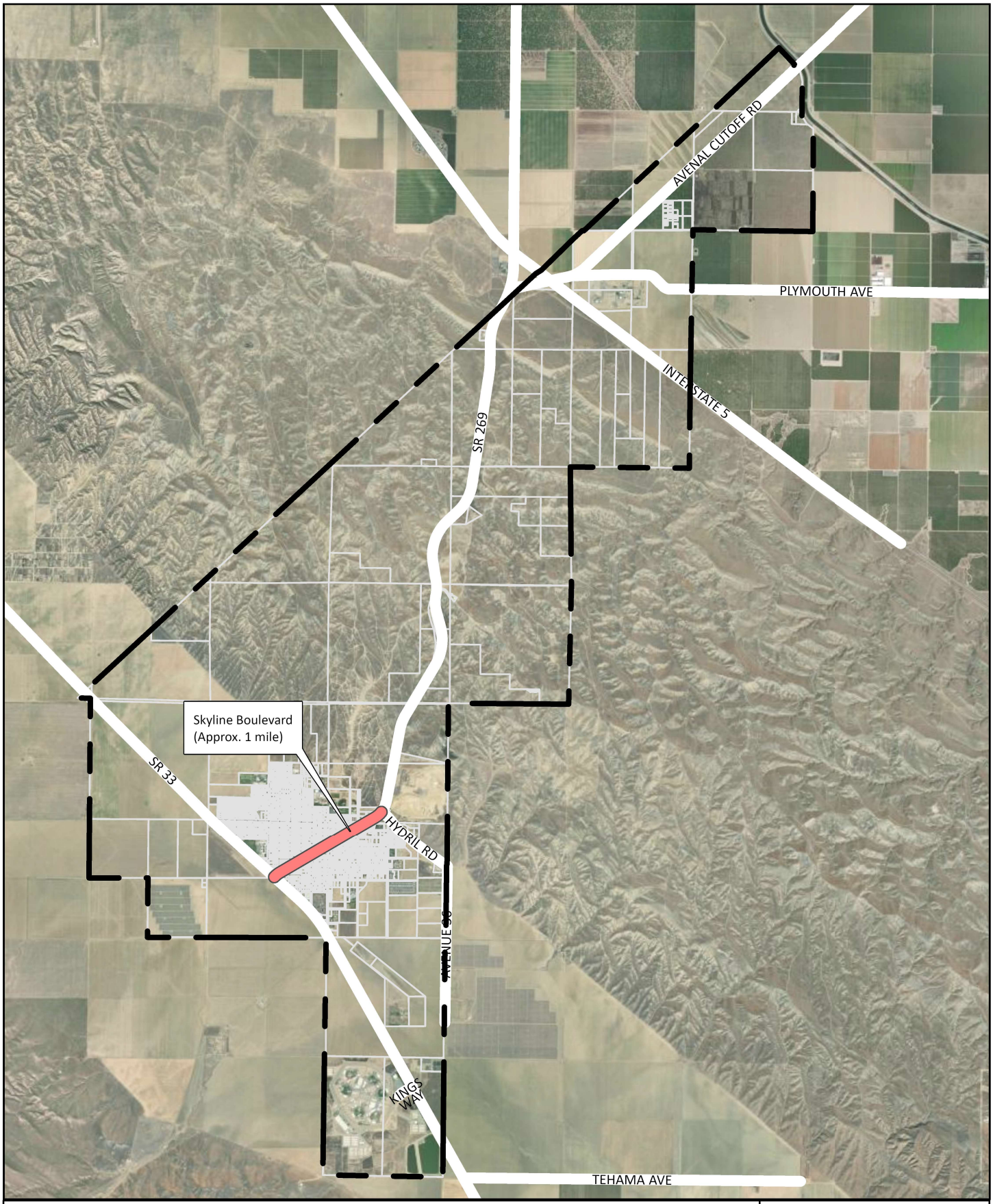
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City of Avenal
Skyline Boulevard (State Route 269)
Location Map

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City of Avenal
Skyline Boulevard (State Route 269)
Vicinity Map

N

0 0.5 1 Mi

AGENDA ITEM NO. 10. C

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TO: The Honorable Mayor and City Council

FROM: Diego Corvera, Contract City Engineer, A&M Consulting Engineers

DATE: June 11, 2026

RE: **Surface Water Treatment Plant (SWTP) Replacement Project** – Adopt Resolution No. 2026-40, authorizing the City Manager to submit a Financial Assistance Application to the State Water Resources Control Board for funding to plan, design, and construct the SWTP Replacement Project.

RECOMMENDATION:

City Council to adopt the attached Authorizing Resolution authorizing the City Manager, as the Authorized Representative, to sign and file a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning, design, and construction of the City of Avenal Compliance Evaluation Project (the Surface Water Treatment Plant Replacement Project). Adoption of the resolution will enable the City to pursue funding assistance necessary to deliver the SWTP Replacement Project, the City's preferred direction to return the water system to compliance with the Total Trihalomethanes (TTHM) Maximum Contaminant Level.

BACKGROUND:

The City of Avenal owns and operates the public water system (Public Water System ID No. 1610002) serving approximately 13,218 consumers through 2,019 connections in southwest Kings County near Interstate 5. The City's drinking water is supplied entirely by surface water from the California Aqueduct and is treated at two parallel conventional surface water treatment plants (SWTPs) with a combined capacity of 5.3 million gallons per day (MGD). SWTP 1 was originally constructed in 1971 and expanded in 1984, and SWTP 2 was constructed in 1987, making the facilities between, approximately 40 and 50 years old.

In 2022, the City received a Compliance Order from the State Water Resources Control Board, Division of Drinking Water (DDW), for violation of the Total Trihalomethanes (TTHM) Maximum Contaminant Level. The Compliance Order requires the City to take corrective action to return the water system to compliance. The City retained Provost & Pritchard Consulting Group to prepare a Corrective Action Plan (CAP), which was accepted by DDW in 2022. Following acceptance of the CAP, the City applied for and received funding on May 27, 2024 to perform the tasks identified in the CAP.

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As the first phase of the project, a Preliminary Engineering Report (PER) – the TTHM Compliance Evaluation, dated November 2024 – was prepared to evaluate alternatives to resolve the water quality issues. The PER documented that the existing SWTPs are well beyond their anticipated service life and increasingly vulnerable: clarifier coatings have failed, the Plant 2 headworks screen is out of commission with a single aged bypass valve serving the plant's entire capacity, and the SCADA control system runs on unsupported servers for which replacement parts are no longer available. Any one of these conditions could impair the City's ability to supply water.

The PER evaluated five alternatives, ranging from supplementing the source with new groundwater wells and various pre-treatment and ultraviolet disinfection upgrades, to complete replacement of the existing treatment plants. The alternatives are summarized below:

- Alternative A – Supplement source water with new groundwater well(s).
- Alternative B – Pre-treatment oxidation.
- Alternative C – UV disinfection for primary disinfection.
- Alternative D – UV disinfection for primary disinfection (bacteria only).
- Alternative E – Surface Water Treatment Plant replacement.

The preferred project direction is Alternative E, complete replacement of the existing surface water treatment plants with a new package-style treatment plant. Unlike the other alternatives, which would only improve disinfection by-product performance for as long as the aging interconnected facilities continue to operate, the replacement plant addresses TTHM compliance while also restoring reliability, providing full process redundancy, optimizing total organic carbon removal, and reducing long-term operations and maintenance costs. The new plant can be constructed on a separate site without interrupting the existing facilities, which must remain in service throughout construction. For this reason, land acquisition of property adjacent to the existing plant site is required, and the City is currently in the process of securing that property.

The project has since advanced to the 30-percent design level. Based on the 30-percent submittal, the Engineer's Opinion of Probable Construction Cost is approximately $48.5 million (escalated to the anticipated 2029 construction midpoint), and the Engineer's Opinion of Probable Project Cost – including engineering, construction management, owner's contingency, administration, and land acquisition – is approximately $61.6 million. The preferred project is therefore currently estimated at approximately $60 million.

Funding assistance is available through the State Water Resources Control Board's Drinking Water State Revolving Fund. Approximately $50 million in funding is currently available, leaving an estimated funding gap of approximately $10 million between available funding and the estimated cost of the preferred project. Authorizing the application now allows the City to secure the

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available funding and continue pursuing additional funding sources to fully fund the project. To submit the Financial Assistance Application, the State Water Resources Control Board requires the City Council to adopt an authorizing resolution designating an Authorized Representative empowered to sign and file the application and to execute the resulting financing agreement on behalf of the City.

FISCAL IMPACT:

Adoption of the Authorizing Resolution commits no City funds; it authorizes the City Manager to submit a Financial Assistance Application and to execute a financing agreement with the State Water Resources Control Board. The preferred project is currently estimated at approximately $60 million, while approximately $50 million in funding assistance is available, resulting in an estimated funding gap of approximately $10 million. Staff will continue to pursue additional funding to close this gap and will return to Council prior to accepting any financing agreement or appropriating project funds.

SWTP Replacement Project	Amount
Estimated Total Project Cost (Preferred Project)	$60,000,000
Grant / Financial Assistance Available	$50,000,000
Estimated Funding Gap	**$10,000,000**

RECOMMENDED MOTION (AND ALTERNATIVE MOTIONS IF EXPECTED):

I move to adopt the Authorizing Resolution authorizing the City Manager to submit a Financial Assistance Application to the State Water Resources Control Board, and to execute the related financing agreement, for the planning, design, and construction of the Surface Water Treatment Plant Replacement Project.

CEQA/NEPA STATUS:

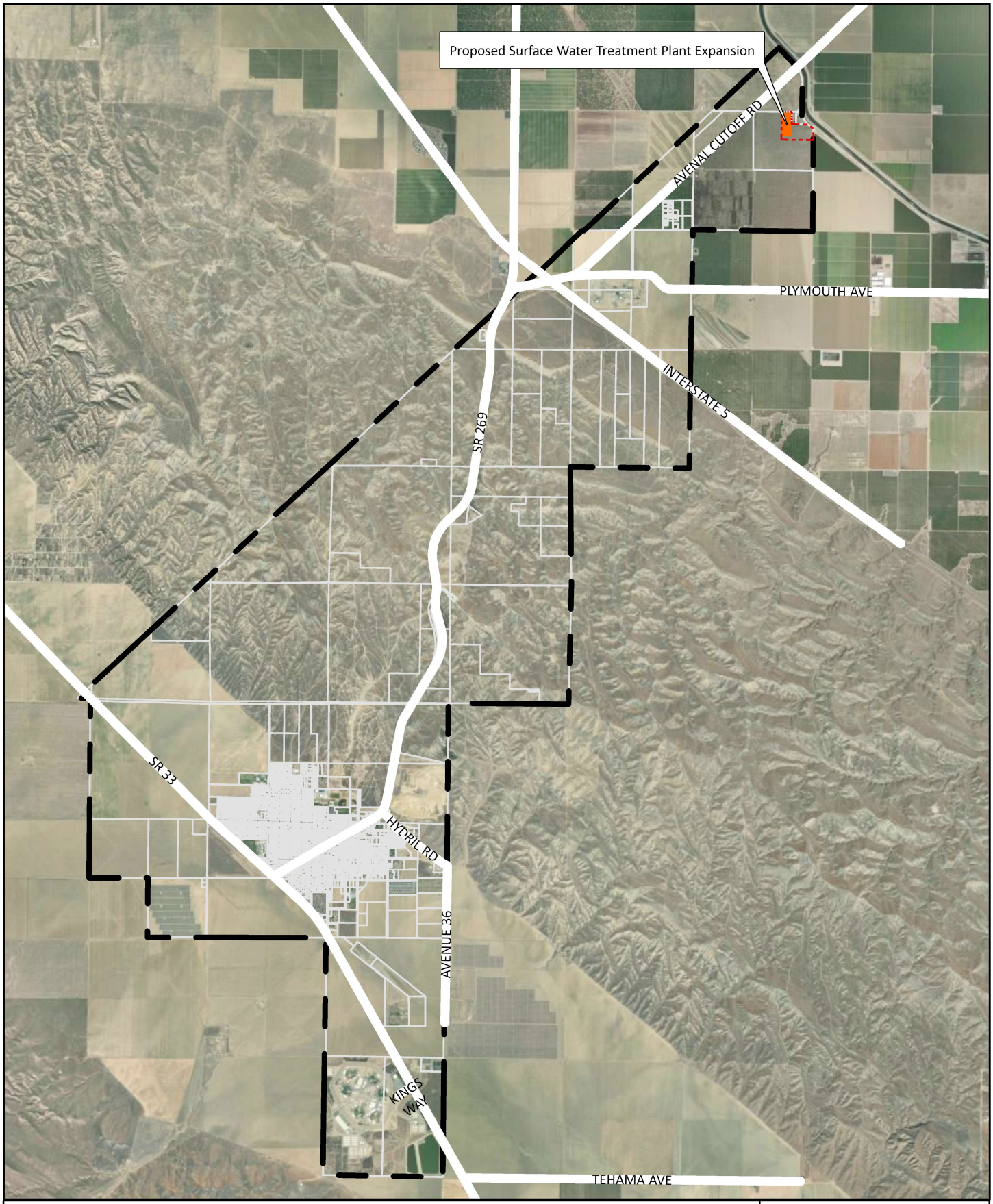
Pending property acquisition

Attachments:

1. Attachment F5-Authorizing Resolution
2. Project Location Map
3. Project Vicinity Map



City of Avenal
Surface Water Treatment Plant Expansion Project
Location Map



City of Avenal
Surface Water Treatment Plant Expansion Project
Vicinity Map

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AUTHORIZING RESOLUTION/ORDINANCE

RESOLUTION NO: **2026-42**

WHEREAS the CITY OF AVENAL desires to apply for funding for a drinking water project to evaluate TTHM levels
(insert appropriate findings)

RESOLVED BY THE CITY COUNCIL OF THE
(insert name of Governing Board of the Entity)

CITY OF AVENAL (the "Entity"), AS FOLLOWS:
(insert Entity name)

The CITY MANAGER (the "Authorized Representative") or designee is
(insert Title of Authorized Representative)
hereby authorized and directed to sign and file, for and on behalf of the Entity, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning, design, and construction of CITY OF AVENAL COMPLIANCE EVALUATION PROJECT (the "Project").
(insert Project Name)

This Authorized Representative, or his/her designee, is designated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a financial assistance agreement from the State Water Resources Control Board and any amendments or changes thereto.

The Authorized Representative, or his/her designee, is designated to represent the Entity in carrying out the Entity's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the Entity and compliance with applicable state and federal laws.

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the _____ held
(insert name of Governing Board of the Entity)

on _____.
(Date)

_____

(Name, Signature, and Seal of the Clerk or Authorized Record Keeper of the Governing Board of the Agency)