



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
FEBRUARY 4, 2020, 5:30 PM**

Call to Order

Roll Call

ORAL COMMUNICATIONS

This is the opportunity to address the City Council on any matter scheduled for Closed Session. Unless additional time is authorized by the Council, all commentary shall be limited to three minutes.

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

- 1** - Government Code Section 54956.8 – Conference with Real Property
Negotiators/Property: APN: 253-186-007. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Harold W. and Zelma Q. Lansford Trust. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property
Negotiators/Property: APN: 260-150-018. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and U.S. Bank N.A.. Under Negotiation: Terms and Price.
- 3** - Government Code Section 54956.8 – Conference with Real Property
Negotiators/Property: APN: 260-103-021. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Raul Bedolla Ceballos and Maria Silvi Ceballos. Under Negotiation: Terms and Price.
- 4** - Government Code Section 54956.8 – Conference with Real Property
Negotiators/Property: APNs: 253-177-008, 253-178-003 and 253-178-004. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Bank of the Sierra. Under Negotiation: Terms and Price.
- 5** - Government Code Section 54956.8 – Conference with Real Property
Negotiators/Property: APN: 253-124-004. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Comision Honorifica Mexicana Americana. Under Negotiation: Terms and Price.
- 6** - Government Code Section 54956.95 – Liability Claim: Claimant: State Farm A/S/O Elvira Rivera. Agency claimed against: City of Porterville.
- 7** - Government Code Section 54956.95 – Liability Claim: Claimant: Duane Duerksen. Agency claimed against: City of Porterville.
- 8** - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One (1) case in which facts are not yet known to potential plaintiff.

9 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: Two (2) cases.

6:30 P.M. RECONVENE OPEN SESSION AND REPORT ON REPORTABLE ACTION TAKEN IN CLOSED SESSION

Pledge of Allegiance Led by Council Member Gurrola
Invocation

PRESENTATIONS

Employee of the month - Rudie Aguilar

ORAL COMMUNICATIONS

This is the opportunity to address the Council on any matter of interest, whether on the agenda or not. Please address all items not scheduled for public hearing at this time. Unless additional time is authorized by the Council, all commentary shall be limited to three minutes.

AB 1234 REPORTS

This is the time for all AB 1234 reports required pursuant to Government Code § 53232.3.

1. Tulare County Economic Development Corp. (TCEDC) - January 22, 2020
2. Local Agency Formation Commission (LAFCO) - January 22, 2020
3. Tulare County Association of Governments (TCAG) Local Motion Awards - January 23, 2020
4. Tulare County Association of Government (TCAG) - January 27, 2020

REPORTS

This is the time for all staff informational items.

Staff Informational Reports

1. Wall of Fame Designations
2. CDBG Business Assistance Program Update
3. Report on Charitable Car Washes - 2019 Calendar Year
4. OHV Park - FY 2019/2020 2nd Quarter Report
5. Golf Course - FY 2019/20 2nd Quarter Report
6. Building Permit Activity - FY 2019-2020 Second Quarter Report (October - December)
7. Street Performance Measure - FY 2019-2020 Second Quarter Report (October - December)

8. Code Enforcement Quarterly Report

9. Commission & Committee Attendance - FY 2019-2020 Second Quarter (October - December)

10. Attendance Report for City Council Member Board Appointments - FY 2019-2020 2nd Quarter (October - December)

CONSENT CALENDAR

All Consent Calendar Items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made, in which event the item will be removed from the Consent Calendar. All items removed from the Consent Calendar for further discussion will be heard at the end of Scheduled Matters.

1. **Authorization to Repair the Splash Pad at Fallen Heroes Park**
Re: Consideration to authorize the repair of the splash pad located at Fallen Heroes Park, in the amount of \$5,390.00 plus any applicable charges.
2. **Adoption of Resolutions Authorizing the Appropriation of General Fund Reserves**
Re: Consideration to adopt the draft Resolutions authorizing the appropriation of General Fund reserve and designated funds.
3. **Authorization to Advertise for Bids - Henderson Reconstruction Project from Indiana Street to Jaye Street and from Plano Street to Second Street**
Re: Considering approval of Staff's Plans and Project Manual for the project consisting of various reconstruction, improvements, and installations located between Indiana Street and Jaye Street and between Second Street and Plano Street.
4. **Request to Release a Request for Qualifications for a Third-Party Review of Cannabis Dispensary Applications**
Re: Consideration to authorize the release of the Request for Qualifications for a Third-Party Review of Cannabis Business Applications.
5. **Acceptance of Project - Well No. 37 Project**
Re: Considering acceptance of project from Zim Industries, Inc., and authorizing the filing of the Notice of Completion for the project consisting of installing a new well located southwest of Olive Avenue and Newcomb Street, just north of the Tule River in the Summit Estates Two subdivision.
6. **Sublet Airport Hangar Lot 34A**
Re: Considering approval to sublet the Lot 34A hangar at the Porterville Municipal Airport to Timothy J. Dickerson, for a period of one year.
7. **Community Development Block Grant Citizens' Advisory and Housing Opportunity Committee and Citizen Participation Plan**
Re: Considering adoption of the 2020 Citizen Participation Plan; and the appointments of existing and new committee members to the Citizens' Advisory and Housing Opportunity Committee for a one-year term.
8. **Quarterly Portfolio Summary**
Re: Acceptance of the quarterly Portfolio Summary Report that reflects the investment portfolio of the City of Porterville as of December 31, 2019.

9. **Financial Status Reports**
Re: Considering acceptance of the financial status reports for the quarter ending December 31, 2019.
10. **Proposed Budget Calendar for Fiscal Year 2020-2021 and Scheduling of City Council Priority Projects Study Session**
Re: Considering approval of the proposed budget calendar and the scheduling of the Priority Project Study Session on Tuesday, March 24, 2020, beginning at 6:00 p.m.
11. **Approval of Community Civic Event - Boys and Girls Clubs of the Sequoias (Strathmore) - Love Our Kids Fun Run 2020 - March 7, 2020**
Re: Considering approval of an event to take place around the perimeter of Veteran's Park, on Saturday, March 7, 2020, from 7:30 a.m. to 1:30 p.m.
12. **Reorganization of Field Services Streets Division**
Re: Consideration for authorization to reorganize the Streets Division, separating the supervision from the Refuse Division and allocating an additional three (3) Field Service Worker positions.
13. **Status and Review of Declaration of Local Emergency**
Re: Considering approval of the continuance of the Declaration of Local Emergency.

A Council Meeting Recess Will Occur at 8:30 p.m., or as Close to That Time as Possible

PUBLIC HEARINGS

14. **Consideration of Approval of the Villas at Sierra Meadows Tentative Subdivision Map and Conditional Use Permit (formerly known as Jaye Street Subdivision)**
Re: Consideration of a draft Resolution approving the Conditional Use Permit (PRC 2018-028-C); and draft Resolution approving the Tentative Subdivision Map for The Villas at Sierra Meadows.

SECOND READINGS

15. **Second Reading - Ordinance No. 1867 - Approving Zone Change (PRC 2019-036) from CG (General and Service Commercial) to RM-2 (Medium Density Residential)**
Re: Giving second reading of Ordinance 1867 approving a zone change of approximately 2.52 acres from General Service Commercial to Medium Density Residential, located on North G Street, north of Henderson Avenue.
16. **Second Reading - Ordinance No. 1868 - Amending Section 203.02 of Chapter 21 of the Porterville Municipal Code**
Re: Second Reading of Ordinance No. 1868 to amend section 203.02 of Chapter 21 The Porterville Municipal Code to allow towing and impound yards as a conditionally allowed use in the CG Zone District.
17. **Second Reading - Ordinance No. 1869 - Amending Chapter 25, Division 3, Sections 25-19, 25-20, and 25-21 of the Porterville Municipal Code.**
Re: Giving second reading of Ordinance 1869, amending Chapter 25, Division 3, Sections

25-19, 25-20, and 25-21 of the Porterville Municipal Code in compliance with SB 998 concerning water service disruption.

SCHEDULED MATTERS

- 18. Status Update of New Porterville Rescue Mission Conditional Use Permit**
Re: A six month review pursuant to Resolution 43-2019 on the status of the New Porterville Rescue Mission Conditional Use Permit.
- 19. Welcome Signage Update**
Re: An update concerning options for consideration for Welcome Signage along high traveled routes into the City.

ORAL COMMUNICATIONS

OTHER MATTERS

CLOSED SESSION

Any Closed Session Items not completed prior to 6:30 p.m. will be considered at this time.

ADJOURNMENT - to the meeting of February 18, 2020.

In compliance with the Americans with Disabilities Act and the California Ralph M. Brown Act, if you need special assistance to participate in this meeting, or to be able to access this agenda and documents in the agenda packet, please contact the Office of City Clerk at (559) 782-7464. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting and/or provision of an appropriate alternative format of the agenda and documents in the agenda packet.

Materials related to an item on this Agenda submitted to the City Council after distribution of the Agenda packet are available for public inspection during normal business hours at the Office of City Clerk, 291 North Main Street, Porterville, CA 93257, and on the City's website at www.ci.porterville.ca.us.



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 1. Wall of Fame Designations

SOURCE: Parks and Leisure Services

COMMENT: The City of Porterville's Wall of Fame inaugural year was 2007. Since then, Wall of Fame selections are announced on an annual basis. Under current guidelines, each City Council Member may select one (1) honoree annually. Those who are honored are recognized for their significant efforts and services to the Porterville community. Honorees must have lived in the Porterville area for a minimum of fifteen (15) years, and may not currently be serving as an elected official.

Prior to this year, the Wall of Fame was located in the Heritage Center. With the Porterville Unified School District utilizing the majority of the building now for educational purposes, the Wall of Fame is being relocated to City Hall. The induction ceremony will take place on Friday, March 6, 2019, beginning at 3:00 p.m. The Wall of Fame honorees for 2020 are as follows:

Mayor Flores - Joe Ruiz, Jr.
Vice Mayor Reyes - Joe Carrillo
Council Member Gurrola - Linda Camarena
Council Member Peñaloza - Roberto de la Rosa, Jr.
Council Member Stowe - Jim Holly

RECOMMENDATION: Information Only

ATTACHMENTS: 1. Wall of Fame Honorees

Appropriated/Funded:

Review By:

Department Director:
Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

City of Porterville Wall of Fame Honorees

<i>Carmen Martinez Eoff</i>	<i>2007</i>	<i>Michael R. Garcia</i>	<i>2017</i>
<i>Frank "Buck" Shaffer</i>	<i>2007</i>	<i>Bob Perez</i>	<i>2017</i>
<i>Edward B. "Ted" Cornell</i>	<i>2008</i>	<i>Jim Winton</i>	<i>2017</i>
<i>Jim Maples</i>	<i>2010</i>	<i>Richard B. Hatfield</i>	<i>2018</i>
<i>Roy Rockholt</i>	<i>2010</i>	<i>Todd 'Hoss' McNutt</i>	<i>2018</i>
<i>James Cone</i>	<i>2011</i>	<i>Teddy Wong</i>	<i>2018</i>
<i>Mona Gauger</i>	<i>2011</i>	<i>Denise Howell Marchant</i>	<i>2019</i>
<i>Brett Land</i>	<i>2011</i>	<i>Raymond Camarena</i>	<i>2019</i>
<i>Forrest 'Doc' Mock</i>	<i>2011</i>	<i>Doug Webb</i>	<i>2019</i>
<i>Alice Seal</i>	<i>2011</i>	<i>Grace Muñoz Rios</i>	<i>2019</i>
<i>Estha Mae Hinton</i>	<i>2012</i>	<i>James Kusserow</i>	<i>2019</i>
<i>Teresa Jackson</i>	<i>2012</i>		
<i>William Rogers</i>	<i>2012</i>		
<i>Orlin and Louise Shires</i>	<i>2012</i>		
<i>Waltraut Wilson</i>	<i>2012</i>		
<i>Mary Hamner Baker</i>	<i>2013</i>		
<i>Robert Decker Christenson</i>	<i>2013</i>		
<i>Cyrille Faure</i>	<i>2013</i>		
<i>Vivian Josten Lucey</i>	<i>2013</i>		
<i>Emogene McCullar</i>	<i>2013</i>		
<i>George Overcash</i>	<i>2013</i>		
<i>Clara Wilcox Rutherford</i>	<i>2013</i>		
<i>Lester James Hamilton</i>	<i>2014</i>		
<i>William 'Bill' Horst</i>	<i>2014</i>		
<i>Guy Huffaker</i>	<i>2014</i>		
<i>Marlene Marquez</i>	<i>2014</i>		
<i>Monte Moore</i>	<i>2014</i>		
<i>Theodore Ensslin</i>	<i>2015</i>		
<i>Pete V. McCracken</i>	<i>2015</i>		
<i>Myron Wilcox</i>	<i>2015</i>		
<i>Gilbert Yniguez</i>	<i>2015</i>		
<i>Judith A. Gibbons</i>	<i>2016</i>		
<i>James E. Howell</i>	<i>2016</i>		
<i>Philip D. Hunter</i>	<i>2016</i>		
<i>Judge Glade F. Roper</i>	<i>2016</i>		
<i>Steven E. Tree</i>	<i>2016</i>		
<i>Elva Beltran</i>	<i>2017</i>		
<i>Joseph Faure, Jr.</i>	<i>2017</i>		



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 2. CDBG Business Assistance Program Update

SOURCE: Community Development

COMMENT: A portion of the City's Community Development Block Grant (CDBG) funds received by the City from the U.S. Department of Housing and Urban Development (HUD) are allocated for economic development purposes through the Business Assistance Program (Program). This report provides the City Council with an update regarding the status of the Program.

The Program provides funding for projects which meet one of the three national CDBG objectives: 1) expanding economic opportunities, principally for low- and moderate-income persons; 2) aiding in the prevention or elimination of slums or blight; and 3) meeting community development needs that have a particular urgency. The Program focuses on providing funding assistance to businesses, which will in turn create jobs while increasing the overall economic base of the community. It is important to note that 51% of the jobs created or retained by each CDBG-assisted business expansion or retention project are filled by, or made available to, persons of low- and moderate-income.

Consistent with HUD's guidelines, the Program mandates the creation or retention of one (1) job for every \$35,000 in assistance. The active loans represent the creation of seven (7) full-time equivalent jobs, with two (2) additional jobs created by a business loan recipient who received a loan in February 2019 and was able to pay the loan off a few months later, for a total of nine (9) full-time equivalent jobs created. This represents the minimum number of jobs required to be created by the program. Several of the businesses have expanded their operations after participating in the loan program, resulting in the hiring of additional employees that are not included in the count. Jobs are counted if they are made available to individuals through an open process and do not require the applicant to have prior training.

The Program is divided into two (2) categories. The first category targets assistance with large loans in excess of \$50,000, which is typically used by larger businesses and requires Council approval for financing. There is currently one (1) loan in the large loan portfolio. The second category provides funding assistance of \$50,000 or less and typically provides assistance to smaller businesses that is financed administratively.

The objective of the Small Business Revolving Loan Program is to provide "gap" funding for small businesses that are either starting or expanding in Porterville. The Small Business Revolving loan program currently has five (5) loans. In 2019, two (2) loans were approved and one (1) loan was paid in full. One (1) loan was approved in January 2020. Four (4) of the small business loans

are current and one (1) loan is not current, which staff is working with the loan recipient on a payment plan.

The Business Assistance Program for large projects has a total outstanding balance of \$52,205.34 and the Small Business Revolving Loan Program has a total outstanding balance of \$118,217. The available balance for lending in the Business Assistance Program for large projects is \$150,784.40, and the balance available in the Small Business Revolving Loan Program is \$193,249.11.

The information stated above reflects the status of the Business Assistance Program through January 29, 2020.

RECOMMENDATION: Information Only

ATTACHMENTS: 1. Business Loan Update Statement

Appropriated/Funded:

Review By:

Department Director:

Jenni Byers, Community Development Director

Final Approver: John Lollis, City Manager

CDBG Business Assistance Program

Loan Recipient	Loan Amount	Year Issued	Principal Balance	Status
Dreams In Motion Dance Company	\$22,000	2019	\$21,641.92	Current
Sears Hometown Store	\$50,000	2018	\$49,012.80	Past Due
Living Water Community Health and Wellness Clinic	\$50,000	2012	\$16,257.44	Current
Stafford's Chocolates	\$50,000	2015	\$31,305.75	Current
Stafford's Chocolates	\$70,000	2017	\$52,128.22	Current
SRC Stoic Roofing Company	\$34,902	2020	\$34,902.00	Current



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 3. Report on Charitable Car Washes - 2019 Calendar Year

SOURCE: Finance

COMMENT In accordance with City Council direction, staff is providing a report on charitable car wash : permits issued during the 2019 calendar year. Article VI, Section 15-130 of the City Code allows up to four (4) car washes by a charitable organization within a calendar year. For the period of January 1 to December 31, 2019, the following car washes occurred within the city.

<u>Date</u>	<u>Name of Organization</u>	<u>Location of Car Wash</u>
03/31/19	Porterville Breakfast Lions Club	ACE Cash Express - 308 W. Olive Ave.
10/19/19	Porterville Football Inc.	Porterville High School - 465 W. Olive Ave.

RECOMMENDATION: Information Only

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:
Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 4. OHV Park - FY 2019/2020 2nd Quarter Report

SOURCE: Parks and Leisure Services

COMMENT: At the request of the City Council, staff is providing a report on participation numbers at the Porterville OHV Park for information purposes. The report reflects the Second Quarter FY 2019/2020.

RECOMMENDATION: Information Only

ATTACHMENTS: 1. OHV Park 2nd Quarter FY 2019-20

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

PORTERVILLE OHV RIDERSHIP

	Oct-18	Oct-19	Nov-18	Nov-19	Dec-18	Dec-19
Riders	163	95	310	277	155	122
Revenue	\$3,044.00	\$2,285.00	\$4,350.00	\$6,285.00	\$3,074.00	\$2,540.00



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 5. Golf Course - FY 2019/20 2nd Quarter Report

SOURCE: Parks and Leisure Services

COMMENT: At the request of the City Council, staff is providing a report on participation numbers at the Porterville Golf Course for informational purposes. The report reflects the Second Quarter FY 2019/20.

RECOMMENDATION: Information only

ATTACHMENTS: 1. Golf Course FY 2019-2020 2nd Quarter Report

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

PORTERVILLE GOLF COURSE STATISTICS

	Oct-18	Oct-19	Nov-18	Nov-19	Dec-18	Dec-19
Golfers	1891	1832	1266	1303	1349	1254
Repeat 9/Twilight	1047	790	746	649	634	698
Tickets Used	633	654	388	525	465	455
Passes Sold	57	42	17	12	24	21
Carts	1048	1066	778	786	727	743
Total	\$17,051.00	\$15,623.00	\$10,537.00	\$9,619.00	\$11,228.00	\$10,788.00

FOOTGOLF

	Oct-18	Oct-19	Nov-18	Nov-19	Dec-18	Dec-19
18-hole adult	0	0	0	8	0	0
18-hole youth	0	0	0	4	0	0
Cart rental	0	0	0	0	0	0
Ball rental	0	0	0	0	0	0
Party	0	0	0	0	0	0
Total	\$0.00	\$0.00	\$0.00	\$100.00	\$0.00	\$0.00

GRAND TOTAL	\$17,051.00	\$15,623.00	\$10,537.00	\$9,719.00	\$11,228.00	\$10,788.00
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In October, SCCA held a Glow Ball fundraiser for their baseball program. 40 golfers participated in the event.

During November and December two gaming tournaments were held in the newly renovated clubhouse. There were 24 and 32 attendees respectively. The participants in the tournaments were predominately youth.



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 6. Building Permit Activity - FY 2019-2020 Second Quarter Report (October - December)

SOURCE: Public Works

COMMENT: The Building Permit Activity Report (BPAR) presented herein to the City Council covers the months of October, November and December 2019. The two (2) main categories include new residential permits issued and new commercial permits issued.

2nd Quarter of FY 2019/2020 compared to 2nd Quarter of FY 2018/2019

New residential permits issued during the 2nd quarter of 2019 (39) are up 143.75% from the 2nd quarter of 2018 (16). New commercial permits issued during the 2nd quarter of 2019 (0) are down 100% from the 2nd quarter of 2018 (2).

Year-to-Date (July 2019 to December 2019)

New residential permits issued this fiscal year (86) are up 196.557% as compared to the same period last fiscal year (29). The number of new commercial permits issued this fiscal year (1) are down 50% from the same period last fiscal year (2).

RECOMMENDATION: Information Only

ATTACHMENTS:

1. Building Activity - October 2019
2. Building Activity - November 2019
3. Building Activity - December 2019

Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager

**CITY OF PORTERVILLE - BUILDING DIVISION
 REPORT FOR THE PERIODS OF
 7/1/2018 - 10/31/2018 AND
 7/1/2019 - 10/31/2019**

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	OCTOBER 2019	OCTOBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE	OCTOBER 2019	OCTOBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE	OCTOBER 2019	OCTOBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	19	6	66	19	3,575,310	1,657,835	13,430,022	4,945,799	36,620.70	17,359.00	127,820.03	48,500.00
NEW COMM	0	1	1	1	0	2,200,000	5,000,000	2,200,000	0.00	8,997.00	10,184.00	8,997.00
RESID IMROV	11	19	46	67	96,790	159,810	423,127	597,037	4,878.35	6,704.00	16,633.75	24,134.00
COMM IMPROV	0	7	7	24	0	1,494,600	315,270	3,453,549	0.00	19,387.00	11,732.00	50,180.00
OTHER	40	29	136	95	677,664	543,522	1,980,114	1,274,318	8,748.35	6,389.00	29,503.70	19,092.00
ELECT	39	36	171	106	655,305	602,691	2,495,583	1,599,868	7,773.00	7,034.00	33,201.00	20,134.00
PLUMB	92	57	251	209	99,583	0	191,419	16,900	10,419.00	6,831.00	33,501.00	28,868.00
TOTALS	201	155	678	521	5,104,652	6,658,458	23,835,534	14,087,471	68,439.40	72,702.00	262,575.48	199,905.00

	NEW DWELLING UNITS TOTALS			
	OCTOBER 2019	OCTOBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	19	4	66	17
MULTI FAMILY	0	4	0	4
TOTAL	19	8	66	21



CHIEF BUILDING OFFICIAL

**CITY OF PORTERVILLE - BUILDING DIVISION
 REPORT FOR THE PERIODS OF
 7/1/2018 - 11/30/2018 AND
 7/1/2019 - 11/30/2019**

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	NOVEMBER 2019	NOVEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE	NOVEMBER 2019	NOVEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE	NOVEMBER 2019	NOVEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	11	5	77	24	2,161,509	1,013,783	15,591,531	5,959,582	20,794.12	9,739.00	148,614.15	58,239.00
NEW COMM	0	1	1	2	0	100,000	5,000,000	2,300,000	0.00	4,265.00	10,184.00	13,262.00
RESID IMROV	10	17	56	84	132,926	425,655	556,053	1,022,692	3,931.72	9,536.00	20,565.47	33,670.00
COMM IMPROV	0	6	7	30	0	721,000	315,270	4,174,549	0.00	8,887.00	11,732.00	59,067.00
OTHER	33	20	169	115	482,437	335,424	2,462,551	1,609,742	6,747.00	4,232.00	36,250.70	23,324.00
ELECT	39	21	210	127	775,598	316,849	3,271,181	1,916,717	7,259.70	3,997.00	40,460.70	24,131.00
PLUMB	75	60	326	269	82,176	0	273,595	16,900	8,338.00	7,760.00	41,839.00	36,628.00
TOTALS	168	130	846	651	3,634,646	2,912,711	27,470,180	17,000,182	47,070.54	48,416.00	309,646.02	248,321.00

	NEW DWELLING UNITS TOTALS			
	NOVEMBER 2019	NOVEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	11	5	77	22
MULTI FAMILY	0	0	0	4
TOTAL	11	5	77	26



 CHIEF BUILDING OFFICIAL

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2018 - 12/31/2018 AND
7/1/2019 - 12/31/2019

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	DECEMBER 2019	DECEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE	DECEMBER 2019	DECEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE	DECEMBER 2019	DECEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	9	5	86	29	11,637,240	1,056,625	27,228,771	7,016,207	51,409.99	10,279.00	200,024.14	68,519.00
NEW COMM	0	0	1	2	0	0	5,000,000	2,300,000	0.00	0.00	10,184.00	13,262.00
RESID IMROV	4	22	60	106	16,890	184,377	572,943	1,207,069	1,213.00	6,611.00	21,778.47	40,281.00
COMM IMPROV	0	5	7	35	0	361,500	315,270	4,536,049	0.00	3,629.00	11,732.00	62,696.00
OTHER	20	16	189	131	241,110	122,700	2,703,661	1,732,442	4,877.35	2,777.00	41,128.05	26,101.00
ELECT	30	16	240	143	482,791	203,351	3,753,972	2,120,068	5,594.00	3,187.00	46,054.70	27,318.00
PLUMB	47	44	373	313	43,813	0	317,408	16,900	6,959.00	6,575.00	48,798.00	43,203.00
TOTALS	110	108	956	759	12,421,844	1,928,553	39,892,024	18,928,735	70,053.34	33,059.00	379,699.36	281,380.00

	NEW DWELLING UNITS TOTALS			
	DECEMBER 2019	DECEMBER 2018	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	8	5	85	27
MULTI FAMILY	41	0	126	4
TOTAL	49	5	211	31



 CHIEF BUILDING OFFICIAL



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 7. Street Performance Measure - FY 2019-2020 Second Quarter Report (October - December)

SOURCE: Public Works

COMMENT: The purpose of this staff report is to provide City Council with an update on progress made on street reconstruction, overlay, micro-surfacing and pothole repair efforts for the second quarter (October, November and December) of FY 2019/2020. For Council's information, the light blue bar represents staff's estimated quantity of "work" for each category for the fiscal year. The black overlaid bar represents the quantity of work accomplished to date. The first quarter report is attached for comparison.

City street crews have focused mainly on pothole repair efforts and miscellaneous paving in the Corporation Yard during this second quarter reporting period. The micro-surfacing phase of the Plano Street project, including the Barn Theater parking lot, has been completed and accepted by Council. Main Street reconstruction (Morton Avenue to Olive Avenue), Henderson Avenue rehabilitation (Balmayne Street to Patsy Street), Henderson Avenue reconstruction (Indiana Street to Jaye Street and Second Street to Plano Street), Newcomb Street (Olive Avenue to Porter Slough), Union Avenue reconstruction (Indiana Street to Jaye Street) and Villa Street reconstruction (Henderson Avenue to Olive Avenue) are all under design.

RECOMMENDATION: Information Only

ATTACHMENTS:

1. Streets Performance Measure - 2nd Quarter Report
2. Streets Performance Measure - 1st Quarter Report

Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager

2nd QUARTER REPORT - October 1, 2019 - December 31, 2019

1st QUARTER REPORT - July 1, 2019 - September 30, 2019



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 8. Code Enforcement Quarterly Report

SOURCE: Fire

COMMENT: This informational report utilizes data from the “myPorterville” application for tracking code enforcement activity between October 1 and December 31, 2019. During this 2nd quarter of Fiscal Year 2019/2020, each Department of the City contributed toward recording 667 code enforcement issues. Of these, 580 were corrected and 87 were continued into the 3rd quarter of 2019/2020 for additional corrective action. The Code Enforcement Division issued 27 Administrative Citations.

RECOMMENDATION: Information Only.

ATTACHMENTS: 1. Code Enforcement FY 2019-2020 Quarter 2

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

Code Enforcement Report, Quarter 2, FY 19-20

Q2 Code Enforcement Activity	# Requests	# Completed	% Closed
Abandoned Vehicle (Street)	12	12	100.00%
Animals- agricultural animals	2	2	100.00%
Animals- barking dogs	11	11	100.00%
Animals- keeping too many or unauthorized species	3	3	100.00%
Animals- roosters	1	1	100.00%
Building Department/ Permits	10	1	10.00%
Business License Inquiries	1	1	100.00%
Can Replacement / Repair	7	7	100.00%
CEO, Shopping Carts	57	57	100.00%
CEO, Sign Removal	77	77	100.00%
Code Enforcement, General	46	38	82.61%
Community Development, General or MULTIPLE violations	4	0	0.00%
Engineering	17	1	5.88%
Fences and freestanding walls	3	0	0.00%
Fire Hazard	3	0	0.00%
Fire Hydrant Leaking	1	1	100.00%
Fire Information, Reporting of	2	2	100.00%
Fire Lane Blocked	1	1	100.00%
Garbage Collection/ Illegal Dumping	14	9	64.29%
Graffiti	3	2	66.67%
Health Hazard	3	2	66.67%
Housing Issue (Structure Related)	1	1	100.00%
Landscaping/trees- private property	4	2	50.00%
Meter Request	94	87	92.55%
Neglected property/trash & debris	13	6	46.15%
Outdoor Storage	1	0	0.00%
Parks	5	5	100.00%
Police/Traffic Enforcement	19	19	100.00%
Potholes	17	14	82.35%
Report Leak	5	5	100.00%
Sheds or second units	2	0	0.00%
Sidewalk Condition	6	2	33.33%
Signs- In Public Right of Way	1	1	100.00%
Signs- Maintenance Issues	1	1	100.00%
Signs- Temporary	1	1	100.00%
Stop Light Issue	12	12	100.00%
Street Sweeping	2	2	100.00%
Vehicles- inoperable vehicles	29	22	75.86%
Vehicles- Parked on lawn	5	3	60.00%

Administrative Citations	Q1	Q2	Q3	Q4	Total
\$100	14	17			\$3,100
\$200	2	1			\$600
\$500	3	8			\$5,500
\$1,000	4	0			\$4,000
\$1,500	14	1			\$22,500
FY 19-20 Total Assesment	37	27			\$35,700

Shopping Carts	Q1	Q2	Q3	Q4	Total
Collected	62	97			159
Disposed (Lbs.)	0	0			0

Private Property Vehicle Abatements	Q1	Q2	Q3	Q4	Total
Voluntary Abatement	44	32			44
Certified Voluntary Abatement	0	1			1
Towed	4	2			6
Total Vehicles Abated	48	35			83

Weed Abatement	Q1	Q2	Q3	Q4	Total
Properties Noticed	51	17			68
Completed by Owner	214	15			229
Assigned to Contractor (private)	1	0			1
Assigned to Contractor (city owned)	1	0			1
Completed by Contractor	16	0			16
Admin Citations	9	1			10

Code Enforcement Report, Quarter 2, FY 19-20

Water Waste	19	19	100.00%
Water Waste Admin Cite	17	17	100.00%
Water Waste NOV	113	113	100.00%
Weed Abatement	17	15	88.24%
Yard Sales, Frequent	5	5	100.00%
Q1 Total	667	580	86.96%



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 9. Commission & Committee Attendance - FY 2019-2020 Second Quarter (October - December)

SOURCE: Administrative Services

COMMENT: Staff herein provides for the City Council's information attendance reports as of the Second Quarter FY 2019-2020 for the following City Commissions and Committees:

- Animal Control Commission
- Arts Commission
- Library & Literacy Commission
- Parks & Leisure Services Commission
- Transaction and Use Tax Oversight Committee
- CDBG Advisory & Housing Opportunity Committee

RECOMMENDATION: Informational only.

ATTACHMENTS:

1. Animal Control Commission
2. Arts Commission
3. Library & Literacy Commission
4. Parks & Leisure Services Commission
5. Transactions and Use Tax Oversight Committee
6. CDBG Citizens' Advisory Committee

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

**Animal Control Commission
Attendance Records**

31-Dec-19

	2019 10-Jun	2019 8-Jul	2019 12-Aug	2019 9-Sep	2019 14-Oct	2019 11-Nov	2019 9-Dec	Notes:
Florenza Pizanis	*	P	A	P	P	**	**	
Valerie Simonich	*	P	P	P	A	**	**	
Jerry Hall	*	A	P	P	A	**	**	
Kathy Guinn	*	P	P	A	P	**	**	Term expires 9/2022
Kat Harris				P	P	**	**	

*Meeting cancelled due to lack of quorum.

**Meeting cancelled due to holiday and/or scheduling.

	2018 12-Nov	2018 10-Dec	2019 14-Jan	2019 25-Feb	2019 11-Mar	2019 8-Apr	2019 13-May	Notes:
Daniel Penaloza	**							Term expires 9/2020
Florenza Pizanis	**	**	P	P	*	*	P	
Valerie Simonich	**	**	P	P	*	*	P	
Jerry Hall	**	**	P	P	*	*	P	
Kathy Guinn					*	*	P	

*Meeting cancelled due to lack of quorum.

**Meeting cancelled due to holiday and/or scheduling.

	2018 9-Apr	2018 14-May	2018 11-Jun	2018 9-Jul	2018 20-Aug	2018 10-Sep	2018 8-Oct	Notes:
Daniel Penaloza	*	*	*	*	P	*	P	
Florenza Pizanis	*	*	*	*	P	*	P	
Valerie Simonich	*	*	*	*	P	*	P	
Jerry Hall	*	*	*	*	P	*	P	

*Meeting cancelled due to lack of quorum.

	2017 11-Sep	2017 9-Oct	2017 13-Nov	2017 11-Dec	2018 8-Jan	2018 12-Feb	2018 12-Mar	Notes:
Daniel Penaloza	P	P	*	*	P	*	*	
Florenza Pizanis	P	P	*	*	P	*	*	
Maritza Altamirano	P							
Gabriel Castaneda	P	P	*	*	P			

*Meeting cancelled due to lack of quorum.

	2017 13-Feb	2017 13-Mar	2017 10-Apr	2017 8-May	2017 12-Jun	2017 10-Jul	2017 14-Aug	Notes:
Margaret Land	P	P	P	P				Resigned.
Daniel Penaloza	A	P	A	P	*	P	A	
Florenza Pizanis	P	P	P	P	*	P	P	
Maritza Altamirano	P	P	P	P	*	P	P	
Richard Stadtherr	P							Appointment rescinded 2/21
Gabriel Castaneda						P	P	Apptd July 2017.

*Meeting cancelled due to lack of quorum.

	2016 11-Jul	2016 8-Aug	2016 9-Sep	2016 10-Oct	2016 14-Nov	2016 12-Dec	2017 9-Jan	Notes:
Margaret Land	A	P	P	P	P	P	P	
Daniel Penaloza	P	P	P	P	A	P	P	
Florenza Pizanis	P	P	P	P	P	P	P	
Maritza Altamirano	P	P	P	P	P	P	P	
Richard Stadtherr	P	P	P	P	P	P	P	

	2016 7-Mar	2016 4-Apr	2016 18-Apr	2016 12-May	2016 16-May	2016 6-Jun	2016 20-Jun	Notes:
Maureen Hamilton	A	A	*	A	*	*	*	Resigned 05/16.
Margaret Land	P	P	*	P	*	*	*	
Debbie Arthur	P	P	*	P	*	*	*	Resigned 05/16.
Melanie Huerta	P	P	*	P	*	*	*	Resigned 05/16.
Daniel Penaloza		P	*	P	*	*	*	

*Meeting cancelled due to lack of quorum.

	2015 27-Oct	2015 2-Nov	2015 7-Dec	2016 4-Jan	2016 18-Jan	2016 1-Feb	2016 22-Feb	Notes:
Maureen Hamilton	P	E	P	P	A	A	*	
Margaret Land	P	P	A	P	P	P	*	
Debbie Arthur	P	P	P	P	P	P	*	
Shawn Schwartzenberger	P	P	P	P	P	P	*	
Melanie Huerta			P	P	P	P	*	Appointed 11/17/15

	2015 6-Jul	2015 28-Jul	2015 3-Aug	2015 14-Sep	2015 18-Sep	2015 5-Oct	2015 19-Oct	Notes:
Kathy Guinn	P	E	cancelled	P	E			Resigned 09/28/15
Maureen Hamilton	P	P	cancelled	P	P	P	P	
Margaret Land	P	P	cancelled	E	E	P	P	
Debbie Arthur	P	P	cancelled	P	P	P	P	
Shawn Schwartzenberger	P	P	cancelled	P	P	P	P	

	2015 5-Jan	2015 19-Jan	2015 2-Feb	2015 2-Mar	2015 7-Apr	2015 4-May	2015 1-Jun	Notes:
Kathy Guinn	P	P	P	P	P	P	P	
Maureen Hamilton	P	P	E	P	P	P	P	
Margaret Land	P	P	P	E	E	P	E	
Vacant								
Shawn Schwartzenberger	P	P	P	P	P	P	P	

	2014 6-Oct	2014 14-Oct	2014 20-Oct	2014 3-Nov	2014 17-Nov	2014 1-Dec	2014 15-Dec	Notes:
Kathy Guinn	P	P	P	P	E	P	P	
Maureen Hamilton	P	P	P	P	P	P	P	
Margaret Land	P	P	P	P	P	P	P	
Anna Poteet	P	P	E	P	P	A	Res.	Resigned 12/15/14.
Shawn Schwartzenberger	P	P	P	P	P	P	P	

* No meeting was held due to lack of quorum.

**Arts Commission
Attendance Records**

31-Dec-19

	2019 28-Aug	2019 25-Sep	2019 23-Oct	2019 27-Nov	2019 25-Dec	2020	2020	2020	
Donna Serna	A*	**	A						
Kyree Perkins	P*	**	P						
Emily Luna	P*	**	P						
Diego Monterrubio	A*	**	A						
David Mason			P						
Vacant									

* No meeting due to lack of quorum.

** Meeting Cancelled

	2018 Dec	2019 17-Jan	2019 13-Feb	2019 27-Mar	2019 24-Apr	2019 22-May	2019 26-Jun	2019 24-Jul	
Donna Serna	*	P	P	**	A	A	A*	A*	
Kyree Perkins	*	A	P	**	P	P	A*	P*	
Emily Luna	*	P	P	**	P	P	P*	P*	
Diego Monterrubio	*	A	P	**	A	P	A*	A*	
West Maas	*	P	P	**	P	A	P*		
Kacie Bellisch				**	P	P			

* No meeting due to lack of quorum.

	2018 23-May	2018 27-Jun	2018 11-Jul	2018 25-Jul	2018 22-Aug	2018 26-Sep	2018 24-Oct	2018 28-Nov	
Donna Serna	*	A	P	A	*	*	A	P	
Mariza Serrano	*	P	P	P	*	*	P		
Dalia Gonzalez	*	A	A	A	*	*			
Nilsa Cubiascanas	*	P	P	A	*	*			
Kyree Perkins	*	P	A	P	*	*	P	A	
Emily Luna	*	P	A	P	*	*	P	P	
Diego Monterrubio								A	
West Maas								P	

* No meeting due to lack of quorum.

LIBRARY & LITERACY COMMISSION - Attendance Record

As of: December 31, 2019

P = Present; A = Absent; E = Excused absence; T = Tardy

 = Summer Hiatus

	2019 Mar 12	2019 Apr 26	2019 May 2	2019 June	2019 July	2019 Aug 13	2019 Sept 10	2019 Oct 8	2019 Nov 12	2019 Dec 10	
Catherine May	E	E	P			P	E	P	P	P	
Allan Bailey	P	E	E			P	P	P	P		Resigned 11/19.
Esther Figueroa	P	P	P			A	P	P	P	P	
Tamara Bishop-Mitchell	P	P	P			P	P	E			Resigned 11/19.
Edith La Vonne	P	P	P			P	P	P	P	P	
Jennifer Biagio	E	P	E			P	E	E	P	P	
Patience Christenson	E	E	E			P	P	P	P	P	
Kim Baumgardner									P	P	Appointed 11/19.
Susan Uptain									P	P	Appointed 11/19.
Leslie Pelon										P	Appointed 12/19.

	2018 May 8	2018 June	2018 July	2018 Aug 14	2018 Sept 11	2018 Oct 9	2018 Nov 13	2018 Dec 11	2019 Jan 17	2019 Feb 12	
Catherine May	P			P	P	P	P	P	P	P	
Allan Bailey	P			P	P	P	P	P	E	P	
Esther Figueroa	P			P	E	E	P	P	P	P	
Tamara Bishop-Mitchell	P			P	P	P	P	P	P	P	
Edith La Vonne	P			P	P	P	E	P	P	P	
Jennifer Biagio	E			E	E	E	E	P	P	E	
Patience Christenson	P			E	E	E	P	E	P	P	

	2017 July	2017 Aug 8	2017 Sept 12	2017 Oct 10	2017 Nov 14	2017 Dec 12	2018 Jan 9	2018 Feb 13	2018 Mar 13	2018 Apr 10	
Catherine May		A	P	P	P	P	P	P	P		
Allan Bailey		P	P	P	P	P	P	P	P		
Esther Figueroa		P	P	P	P	P	P	P	P		
Tamara Bishop-Mitchell		P	P	P	P	P	P	P	P		
Edith La Vonne		P	P	P	E	E	P	P	P		
Jennifer Biagio		P	E	E	E	A	P	E	E		
Patience Christenson		A	P	P	P	E	P	P	P		

	2016 Sept 13	2016 Oct 11	2016 Nov 8	2016 Dec 13	2017 Jan 10	2017 Feb 14	2017 Mar 14	2017 April 11	2017 May 9	2017 June	
Catherine May	P	P	P	P	P	P	P	P	P		Re-appt. 10/16
Allan Bailey	P	P	P	P	P	P	P	P	P		Re-appt. 10/15
Esther Figueroa	P	P	P	P	P	P	P	E	P		Re-appt. 10/15
Tamara Bishop-Mitchell	E	E	P	P	P	E	P	P	P		Re-appt. 10/16
Edith La Vonne	T	P	P	E	E	P	P	P	P		Re-appt. 10/15
Jennifer Biagio	P	P	P	P	P	E	E	E	E		Re-appt. 10/16
Patience Christenson	E	P	P	P	P	P	P	P	E		Re-appt. 10/15

Parks & Leisure Services Commissioner's Record of Attendance

	2019	2019	2019	2019	2019	2019	2020	2020	2020	2020	2020	2020
	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
	5	2	6	4	1	6	3	7	7	4	2	6
Rocco Calantone	**	**	P	P								
Richard Rankin	**	**	P	P								
Rachel Lucero	**	**	A	A								
Carrol Land	**	**	P	P								
Phillip Duncan	**	**	A	P	P	P						
Diane Graybehl	**	**	P	P	P	P						
Kieran Daly	**	**	P	E	P	P						
Janet Uresti	**	**	P	P	P	P						
Tom Fiormonti					P	P						
Jason Gurrola					P	P						
Jason Pommier					P	E						

**No meeting held.

* Due to lack of quorum, an informal discussion only took place.

P = Present; E = Excused Absence; A = Absent; T = Tardy

Parks & Leisure Services Commissioner's Record of Attendance

	2018	2018	2018	2018	2018	2018	2019	2019	2019	2019	2019	2019
	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
	5	2	6	4	1	6	3	7	7	4	2	6
Rocco Calantone	**	**	E	P	P	P	P	E	P	P	P	P
Richard Rankin	**	**	P	P	P	E	P	P	P	P	E	P
Rachel Lucero	**	**	A	A	P	A	P	A	P	P	A	P
Carrol Land	**	**	P	P	A	P	P	P	P	P	P	P
Phillip Duncan	**	**	P	P	P	P	P	P	P	A	P	P
Diane Graybehl	**	**	P	P	P	P	P	E	P	P	P	P
Kieran Daly	**	**	E	P	E	E	P	P	A	P	P	A
Janet Uresti	**	**	P	P	E	E	P	P	P	E	P	P

**No meeting held.

* Due to lack of quorum, an informal discussion only took place.

P = Present; E = Excused Absence; A = Absent; T = Tardy

Parks & Leisure Services Commissioner's Record of Attendance

	2017	2017	2017	2017	2017	2017	2018	2018	2018	2018	2018	2018
	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
		3	7	4	1	6						
Rocco Calantone	**	P	P	P	P	P	P	P	A	P	P	P
Monte Moore	**	P	P	P			Term Expired 10/17					
Leticia Lupio-Devine	**	P	A	P			Term Expired 10/17					
Rick Vafeades	**	P	P	P			Term Expired 10/17					
Richard Rankin	**	P	P	P	P	P	P	P	P	A	P	A
Rachel Lucero	**	A	A	P	P	A	A	A	P	P	P	A
Carrol Land	**	P	P	P	P	P	P	P	P	P	P	P
Phillip Duncan		Appointed 10/17				P	P	P	P	P	P	P
Diane Graybehl		Appointed 10/17				A	P	P	P	P	A	P
Kieran Daly		Appointed 10/17				P	P	P	P	A	A	P
Janet Uresti		Appointed 10/17				P	P	P	P	P	P	P

**No meeting held.

* Due to lack of quorum, an informal discussion only took place.

P = Present; E = Excused Absence; A = Absent; T = Tardy

**Transactions and Use Tax Oversight Committee
Attendance Records**

As of: December 31, 2019

	2018 13-Nov	2019 9-Jan	2019 12-Feb	2019 28-May	2019 27-Aug	2019 6-Nov	2019	
John Simonich	A	P	A	P	A	A		
Margaret Stinson	P	P	P	A	P	P		
Russell "Buck" Fletcher	P	P	P	P	P	P		
John Angell	A	A	A	P	P	P		
Mike Boudreaux Sr.	A	P	P	P	P	A		
Virginia Gurrola	P	P	P	A				
John Billiou	P	P	A	P	P	P		
Jerry Hall	P	P	P	P	P	P		
Janice Kovars	P	P	P	P	P	P		
Shawn Byars	P	P	P	P	P	P		
Joshua Sulier						P		

	2017 28-Feb	2017 23-May	2017 29-Aug	2017 14-Nov	2018 Feb 13*	2018 10-May	2018 28-Aug	
John Simonich	P	A	A	P	P	A	P	
Margaret Stinson	P	P	P	P	A	P	P	
Kathleen "Kat" Harris	P	P	P	P	A	P	P	
Russell "Buck" Fletcher	P	A	P	A	A	P	P	
Titus Moore								<i>Resigned</i>
Richard Stadtherr								<i>Appointment rescinded 2/21</i>
John Angell	P	P	A	P	A	P	P	<i>Appointed 2/7</i>
Mike Boudreaux Sr.	P	P	P	P	P	P	A	<i>Appointed 2/7</i>
Jerry Claborn	P	P	P	P	P	P		<i>Term ended</i>
Virginia Gurrola	P	P	P	P	P	P	P	<i>Appointed 2/21</i>
John Billiou			A	A	A	A	P	<i>Appointed 7/17</i>
Jerry Hall							P	<i>Appointed 7/18</i>
Janice Kovars							P	<i>Appointed 7/18</i>

* No meeting was held due to lack of quorum.

	2015 8-Oct	2015 18-Nov	2016 11-Feb	2016 12-May	2016 30-Jun	2016 25-Aug	2016 22-Nov	
Khris Saleh	A	A	A	**				<i>Term ended</i>
John Simonich	P	A	P	**	P	P		
Raheel Mann	A	A	A	**				<i>Resigned</i>
Gail Lemmen	P	P	P	**				<i>Term ended</i>
Margaret Stinson	P	P	P	**	P	P		
Janet Meister	P	P	A	**				<i>Term ended</i>
Kathleen "Kat" Harris	P	P	P	**	P	P		
Russell "Buck" Fletcher	P	P	P	**	P	P		
Salvador Estrada, Jr.	P	A	P	**				<i>Term ended</i>
Titus Moore					P	P		
Richard Stadtherr					P	A		

**CDBG Citizens' Advisory and Housing Opportunity Committee
Attendance Records**

As of: December 31, 2019

Committee Member	Reg. Mtg 2020	Reg. Mtg	Reg. Mtg	Reg. Mtg	Reg. Mtg
Pat Contreras					
Linda Mendez					
Grace Munoz-Rios					
Doug Heusdens					
Rebecca Vigil					
Kelle Jo Lowe					
Maria Gonzalez					

Committee Member	Reg. Mtg 4/27/2015	Reg. Mtg 3/28/2016	Reg. Mtg 3/1/2017	Reg. Mtg 2/28/2018	Reg. Mtg 2/26/2019
Pat Contreras	P	A	P	P	P
Linda Mendez	P	A	P	P	A
Grace Munoz-Rios	P	P	P	P	P
Doug Heusdens	P	P	P	P	A
Rebecca Vigil	P	P	A	P	P
Kelle Jo Lowe	P	P	P	P	P
Maria Gonzalez	P	A	P	P	P

Committee Member	Year Originally Appointed	Reg. Mtg 3/14/2011	Reg. Mtg 3/12/2012	Reg. Mtg 3/11/2013	Reg. Mtg 3/10/2014
Pat Contreras	1988	P	P	P	P
Linda Olmedo	1997	P	P	P	P
Grace Munoz-Rios	1992	P	P	P	A
Doug Heusdens	2012	N/A	P	P	P
John Dennis	1998	P	P	A	P
Rebecca Vigil	2008	P	P	A	P
Kelle Jo Lowe	2009	P	P	P	P

This Committee typically meets on an annual basis in February or March.



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: 10. Attendance Report for City Council Member Board Appointments - FY 2019-2020 2nd Quarter (October - December)

SOURCE: Administrative Services

COMMENT: At its meeting of January 21, 2020, the City Council acted to direct staff to prepare a quarterly report on Council Member attendance at meetings of boards to which Council Members are appointed. For its initial report, staff was directed to capture attendance information from the Second Quarter FY 2019-20 (October through December).

RECOMMENDATION: Informational Only

ATTACHMENTS: 1. Council Committee Attendance

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

City Council Attendance - FY 2019-20 Second Quarter

Committee/Board	Member/Alternate	OCTOBER	NOVEMBER	DECEMBER
Tulare County Association of Governments/ Transportation Planning Agency ("TCAG")	Martha Flores - Member	10/21 P	*	12/9 P
	Milt Stowe - Alternate	10/21 A		12/9 A
Tulare County Economic Development Corporation ("TCEDC")	Daniel Penaloza - Member	10/23 A	*	12/4 A
	John Lollis - Alternate	10/23 P		12/4 A
Tulare County Taskforce on Homelessness	Martha Flores - Member	10/30 P	11/20 P	12/18 P
	Claudia Calderon - Alternate	10/30 P	11/20 P	12/18 P
Council of Cities	Martha Flores - Member	*	11/20 P	*
	Milt Stowe - Member		11/20 A	
Porterville Area Airport Development Corporation ("PAADA")	Milt Stowe - Member	*	*	*
	Monte Reyes - Member			
Joint City/School District Committee	Milt Stowe-Member	*	*	*
	Virginia Gurrola-Member			
Ad Hoc Committee - Proposition 64 Regulation of Marijuana	Monte Reyes - Member	*	*	*
	Daniel Penaloza-Member			
Ad Hoc Committee - Provision of Local Water Services	Daniel Penaloza-Member	*	*	*
	Virginia Gurrola-Member			
Tule River Improvement JPA	Daniel Penaloza - Member	*	11/4 A	*
	Michael Knight-Alternate		11/4 P	
Tulare County City Selection Committee	Mayor - City Member	10/21 P	11/20 P	*
	Designee - Alternate			
Tulare County Local Agency Formation Commission ("LAFCO")	Martha Flores - Member	10/2 P	*	12/11 P
PDC Advisory Board	John Lollis - Member	*	*	*
	Mayor - Alternate			
Internal City Audit Committee	Martha Flores - Member	*	*	*
San Joaquin Valley Air Pollution Control District ("SVAPCD") Board	Monte Reyes - Member	10/16 & 10/17 A	*	12/19 P
San Joaquin Valley Special City Selection Committee	Milt Stowe - Member	*	*	*
	Monte Reyes - Alternate			
Eastern Tule Groundwater Sustainability Agency JPA	Monte Reyes - Member	10/3 A	11/7 A	12/16 P
	Michael Knight-Alternate	10/3 P	11/7 P	12/16 P
2020 Census Local Count Committee	Martha Flores - Member	10/3 P	11/7 P	*

* No Meeting



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Authorization to Repair the Splash Pad at Fallen Heroes Park

SOURCE: Parks and Leisure Services

COMMENT: Fallen Heroes Park opened in 2013. The 2.33-acre park was fully-funded by a 2008 State of California Statewide Park Development and Community Revitalization Program, Parks Prop 84 Grant for \$2.15 million. The park has several amenities including fitness equipment, lighted walking trail, two (2) picnic shelters, lighted basketball court, children's ADA-accessible playground, playfield, restroom, parking lot and a splash pad.

The splash pad is an extremely popular summer attraction, and during extremely hot temperatures, is operational for extended periods of time to serve as a designated cooling zone for the public. Last summer, the splash pad computer controller began experiencing functionality issues. The programming and scheduling capability became faulty at times and non-operable other times, to the extent that when the splash pad was scheduled to turn on it would not. The controller eventually completely ceased operating. Another issue with the splash pad is that some of the sensors that turn the water on/off have stopped working.

Rain Drop Products, LLC out of Ohio furnished the initial system and has provided a quote for \$5,390 to repair the system and make it again operational. The cost covers a Rainbrain to Rainmaker Retro Kit, which will replace the outdated non-operational system. The cost also includes onsite repair service of the sensors and training on how to operate the new system. All of the equipment at the splash pad is made by Rain Drop Products. The splash pad was part of the initial bid package that included the majority of the park's other amenities. This non-budgeted repair is slated to come out of the Fallen Heroes Park General Fund Expenditure Account.

RECOMMENDATION: That the City Council authorize the repair of the splash pad at Fallen Heroes Park for \$5,390 plus any applicable charges.

ATTACHMENTS: 1. Rain Drop Quote

Appropriated/Funded: MB

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

PROPOSAL



Reference: 1717211
Project Name: CITY OF PORTERVILLE
Salesperson: SBRD

Date: 1/21/2020

To: DARREN MADDOX
Purchaser: CITY OF PORTERVILLE
Billing Address: 291 N MAIN ST
Porterville, CA 93257

First Shipment Address:
CITY OF PORTERVILLE
291 N MAIN ST
Porterville, CA 93257

Quantity	Item #	Item Description	Unit Price	Extended Amt
1.00	RMK-RBRN-KIT-01	RAINBRAIN TO RAINMAKER RETRO KIT	\$2,590.00	\$2,590.00
1.00	SITE SERVICE-STANDARD-001	SITE SERVICE-STANDARD VISIT	\$2,800.00	\$2,800.00

RDP TECH TO DELIVER WHEN SCHEDULED
FREIGHT TO BE QUOTED IF NO SITE VISIT



Total Order	\$5,390.00
Freight	\$0.00
Taxes - See General Terms, Conditions and Warranty	\$0.00
Net Order	\$5,390.00

Inquire about our nationwide cooperative purchasing programs!

Payment Terms: 35% Dep, 65% prior shipment

Estimated Delivery Date upon placement of Order: 6-7 weeks

See the following pages for General Terms, Conditions and Warranty related to this Proposal



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Adoption of Resolutions Authorizing the Appropriation of General Fund Reserves

SOURCE: Finance

COMMENT: Ordinance No. 1787 which was adopted in April 3, 2012, created a General Fund Reserve policy and established the budget stabilization, catastrophic/emergency, facility deferred maintenance/equipment replacement, capital construction/improvement, infrastructure deferred maintenance/improvement, and special purposes dedicated and reserve funds. The Ordinance requires a formal City Council action for appropriations of funds from any of these reserve and designated funds, which a formal Council action requires the adoption of a Resolution.

In recent meetings, Council has approved and authorized the appropriation of funds from the the General Fund reserve and designated funds for the following:

1. The cost of restoring the A-4L Skyhawk static display at the Airport and the Vietnam era "Huey" helicopter display at Veterans Park in the amount of \$12,000 from the facility deferred maintenance / equipment replacement designated fund.
2. Purchase of 140 S 'C' Street for the development of a navigation center in the amount of \$109,200 from the catastrophic / emergency reserve fund.
3. Redesign and development of the City website by Revize for an initial cost of \$7,000 from the infrastructure deferred maintenance / improvement designated fund.

In accordance with the requirements of the Ordinance, staff has prepared draft Resolutions for the appropriation of funds from the reserve and designated fund.

RECOMMENDATION: That the City Council approve the draft Resolutions for the appropriation of General Fund reserve and designated funds as required by Ordinance No. 1787.

ATTACHMENTS:

1. Resolution - General Fund Reserve - 140 S. C Street
2. Resolution - General Fund Reserve - Website
3. Resolution - General Fund Reserve - Static Displays

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

RESOLUTION NO. ____-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF PORTERVILLE AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE
CATASTROPHIC / EMERGENCY RESERVE FUND FOR THE ACQUISITION OF REAL
PROPERTY LOCATED AT 140 S 'C' STREET

WHEREAS: The City Council has approved the Purchase Agreement between the City of Porterville and the Porterville Unified School District for the purchase of 1.37 acres of real property located at 140 S 'C' Street and three (3) portable buildings located on the premises for the development of a navigation center to serve individuals experiencing homelessness; and

WHEREAS: The City of Porterville Municipal Code Section 2-31.4, established the Catastrophic / Emergency Reserve Fund for the purpose of providing funds to mitigate costs associated with unforeseen emergencies, including natural disasters or catastrophic events; and

WHEREAS: The purchase of the property located at 140 S 'C' Street is a necessary step towards the development of a navigation center to address homelessness in the City;

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Council of the City of Porterville make a finding that the purchase of property located at 140 S 'C' Street is an unavoidable event that requires the expenditure of City resources beyond those provided in the annual budget; and
2. That the City Council of the City of Porterville does hereby approve and authorize the appropriation of \$109,200 from the Catastrophic / Emergency Reserve Fund for the purchase of said property.

PASSED, APPROVED AND ADOPTED this 4th day of February, 2020.

Martha A. Flores, Mayor

ATTEST:

John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

RESOLUTION NO. ____-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF PORTERVILLE AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE
INFRASTRUCTURE DEFERRED MAINTENANCE / IMPROVEMENT DESIGNATED
FUND FOR THE REDESIGN AND DEVELOPMENT OF A NEW WEBSITE

WHEREAS: The City Council has approved a 5-Year agreement with Revize for the City website redesign and development that would be ADA compliant and meet the standards for a modern Customer Relationship Management (CRM) website; and

WHEREAS: The City of Porterville Municipal Code Section 2-31.4, established the Infrastructure Deferred Maintenance / Improvement Designated Fund for the exclusive purpose of providing funds to support one-time City infrastructure deferred maintenance and / or improvement costs; and

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Council of the City of Porterville make a finding that the city website redesign and development is within the intent and purpose of the Infrastructure Deferred Maintenance / Improvements Designated Fund; and
2. That the City Council of the City of Porterville does hereby approve and authorize the appropriation of \$7,000 from the Infrastructure Deferred Maintenance / Improvement Designated Fund for the one-time initial cost of the redesign and development of a new website.

PASSED, APPROVED AND ADOPTED this 4th day of February, 2020.

Martha A. Flores, Mayor

ATTEST:

John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

RESOLUTION NO. ____-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF PORTERVILLE AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE
FACILITY DEFERRED MAINTENANCE / EQUIPMENT REPLACEMENT DESIGNATED
FUND FOR THE RESTORATION COST OF THE AIRPORT SKYHAWK JET AND THE
VETERANS PARK HELICOPTER STATIC DISPLAYS

WHEREAS: The City Council has approved the restoration of the A-4L Skyhawk jet display at the Airport and the Huey helicopter display at Veterans Park; and

WHEREAS: The City of Porterville Municipal Code Section 2-31.4, established the Facility Deferred Maintenance / Equipment Replacement Designated Fund for the exclusive purpose of providing funds to support one-time City facility deferred maintenance and / or equipment replacement costs; and

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Council of the City of Porterville make a finding that the restoration of the A-4L Skyhawk jet and Huey helicopter static displays within the intent and purpose of the Facility Deferred Maintenance / Equipment Replacement Designated Fund; and
2. That the City Council of the City of Porterville does hereby approve and authorize the appropriation of \$12,000 from the Facility Deferred Maintenance / Equipment Replacement Designated Fund for the cost of restoring the static displays.

PASSED, APPROVED AND ADOPTED this 4th day of February, 2020.

Martha A. Flores, Mayor

ATTEST:

John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Authorization to Advertise for Bids - Henderson Reconstruction Project from Indiana Street to Jaye Street and from Plano Street to Second Street

SOURCE: Public Works

COMMENT: The Plans and Project Manual have been prepared for the Henderson Avenue Reconstruction Project between Indiana Street and Jaye Street and between Second Street and Plano Street. The project will consist of removing the existing asphalt and base, and replacing with a new asphalt and base. The curb returns will be replaced with ADA compliant ramps. The existing 16" water main will be replaced with a new 16" water main. The existing 10" and 8" water mains will be replaced as part of this project as well. The project will also consist of installing purple pipe along the stretch of road in order to prepare for the use of reclaimed water throughout the City. The project will also consist of installing 2" conduit for a fiber optic line, installing video detection at the intersection of Villa and Henderson, and three (3) lighted crosswalks (one at the intersection of Jaye and Henderson, one at the intersection of Second and Henderson, and one at the Rails to Trails across Henderson).

The Engineer's Estimate of Probable Cost for the base bid is \$5,907,825. An additional \$590,782.50 is necessary for construction contingency (10%) and \$472,626.00 is required for construction management, surveying, quality control and inspection services (8%), equating to a total construction cost of \$6,971,233.50.

In the past, contractors awarded a City project would have hired their own land surveyors. Due to a ruling by the State of California Board of Professional Engineers, Land Surveyors and Geologists, staff must directly engage the services of a land surveyor. The Board of Professional Engineers, et al, has ruled that a contractor is in violation of Business and Professional Code sections 8726 and 8729 if he (contractor) hires the land surveyor. Surveying will be performed by in-house forces.

Funding for the project is approved in the 2019/2020 FY budget. Initial planned funding appropriations as defined in the 2019/2020 FY annual budget are from three (3) separate funding sources; 1) Road Maintenance Rehabilitation Account (SB1)/Special Gas Tax Funds in the amount of \$1,399,835.00; 2) Water Replacement Fund in the amount of \$1,500,000; and 3) Local Transportation funds (LTF)/Surface Transportation Program(STP)/Measure I in the amount of \$2,036,000. The estimated cost for the street maintenance

program is \$4,335,514.70, equating to a shortfall of \$899,679.70 of Local Transportation Funds to fully fund the street reconstruction project. The 2019/2020 Fiscal Year Budget identifies approximately \$20,000,000 in street related projects and the probability of completing all of the projects during this fiscal year will prove to be difficult. Therefore, assuring Local Transportation Funds are available to augment the project construction budget. The estimated cost for the water replacement portion is \$2,635,718.80 equating to a shortfall of \$1,135,718.80 of water replacement funds to fully fund the project.

The scope of the project, which increased the budget, was primarily due to meeting ADA requirements at all intersections along Henderson Avenue, increase in construction costs and moving from a cold foam (soil/base stabilization) reconstruction project to a conventional reconstruction project. The cold foam approach proved to be infeasible after further review from the City's soils engineer. The water portion increased with the installation of purple pipe in order to prepare for future use of the City's reclaimed water.

RECOMMENDATION: That City Council:

1. Approve staff's recommended Plans and Project Manual;
2. Authorize staff to advertise for bids on the project;
3. Authorize the City Engineer to negotiate construction surveying services with one of the firms as approved by Council MO #02-100714;
4. Authorize the Finance Director to appropriate \$899,679.70 from Local Transportation Funds to fully fund this project; and
5. Authorize the Finance Director to appropriate \$1,135,718.80 from the Water Replacement Fund to fully fund this project.

ATTACHMENTS:

1. Locator Map - Henderson Avenue (Indiana to Jaye Streets)
2. Locator Map - Henderson Avenue (Second to Plano Streets)
3. Engineer's Estimate - Henderson Avenue (Indiana to Jaye Streets)
4. Engineer's Estimate - Henderson Avenue (Second to Plano Streets)

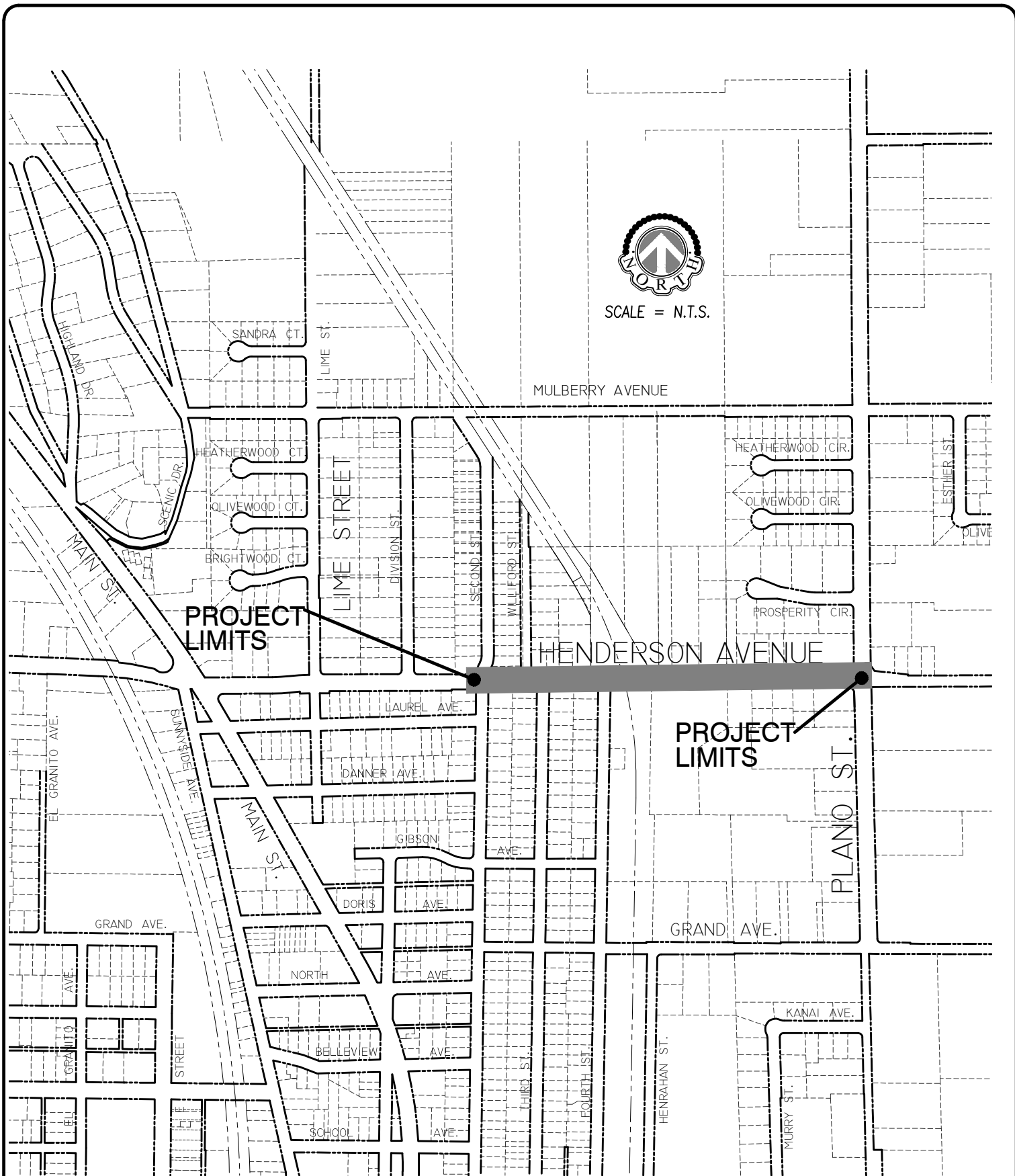
Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager



CITY OF PORTERVILLE

ENGINEERING DIVISION

291 NORTH MAIN STREET
PORTERVILLE, CA. 93257
(559) 782-7462

HENDERSON AVENUE RECONSTRUCTION PROJECT

OWNER	-
APN	-
AREA	-
ACRES	-
SCALE	N.T.S.
DATE	-
DRAWN BY	-
CHECKED BY	-

City of Porterville
Henderson Avenue between Indiana and Jaye

PROJECT: Henderson Avenue Rehabilitation Project

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
A1	\$25,000.00	LS	Mobilization, Demobilization and Cleanup	1	\$25,000.00
A2	\$10,000.00	LS	Dust Control & Project Site Maintenance Per Specifications (Strictly Enforced)	1	\$10,000.00
A3	\$25,000.00	LS	Furnish and implement Traffic Control Plan (Maintaining Traffic) (Traffic Control)	1	\$25,000.00
A4	\$10,000.00	LS	Furnish Utility Locating	1	\$10,000.00
A5	\$20,000.00	LS	Provide Demolition, Clearing, and Grubbing as necessary including removal of existing asphalt by milling. Asphalt millings delivered to City per Specifications.	1	\$20,000.00
A6	\$15.00	CY	Roadway Excavation and Subgrade Preparation and Concrete Removal	9590	\$143,850.00
A7	\$1,000.00	EA	Adjust Manhole Frame and Cover to subgrade level and to finished grade level Per City Std. S-3	14	\$14,000.00
A8	\$700.00	EA	Existing Water Valve Frame and Cover to be removed on existing pipe. Access to valve shall be maintained until the existing water line is abandoned.	15	\$10,500.00
A9	\$1,000.00	EA	Install Survey Monument and Encasement	4	\$4,000.00
A10	\$50.00	CY	Install Class II Aggregate base 80 R Value per Specifications. (14 inch)	6720	\$336,000.00
A11	\$100.00	Ton	Asphalt Concrete, Type 'A' (6 inch)	6800	\$680,000.00
A12	\$100,000.00	EA	Install New Traffic Signal Controller, Video Detection System, Battery Backup, Countdown Ped Heads, Reflective Tape Around Signal Heads, and Install City Furnished Vehicle Pre-emption	1	\$100,000.00
A13	\$60,000.00	EA	Furnish & Install Solar Lighted Crosswalk System (includes traffic signs, striping, markings, rectangular rapid flash beacons, conduit, pullboxes, wiring, and pole footings for each location)	1	\$60,000.00
A14	\$10,000.00	EA	Remove and Replace ADA Ramps per details shown including all sidewalk curb and gutter transitions and spandrels. A minimum 2' temporary pave-out of 2" AC thickness will be included. Also remove and replace a 5' sidewalk transition on each side of the ramp.	4	\$40,000.00
A15	\$30.00	LF	Install Curb and Gutter	440	\$13,200.00
A16	\$10.00	SF	Install Sidewalk per City Standards	1725	\$17,250.00
A17	\$30.00	SF	Install Drive Approach per City Standards	475	\$14,250.00

City of Porterville
Henderson Avenue between Indiana and Jaye

PROJECT: Henderson Avenue Rehabilitation Project

A18	\$5,000.00	EA	Install Catch Basin	1	\$5,000.00
A19	\$100.00	LF	Install 18" Storm Drain Pipe	15	\$1,500.00
A20	\$5,000.00	EA	Connect to existing catch basin. Remove top of existing catch basin and regrade per detail shown.	1	\$5,000.00
A21	\$30.00	LF	Install Barrier Curb for Median	590	\$17,700.00
A22	\$20,000.00	LS	Install Landscape and Irrigation per plans. Including the stamped concrete and artificial turf as shown on plans and new landscape water service.	1	\$20,000.00
A23	\$20,000.00	LS	Traffic Striping	1	\$20,000.00
A24	\$600.00	EA	Remove and Replace Traffic Loops	34	\$20,400.00
A25	\$10,000.00	EA	Remove and Replace ADA Ramps per details shown including all sidewalk curb and gutter transitions and spandrels. A minimum 2' temporary pave-out of 2" AC thickness will be included. All concrete between Cottage and Villa will include 16" DG. Also remove and replace a 5' sidewalk transition on each side of the ramp.	8	\$80,000.00
A26	\$50.00	LF	Install five foot V-Gutter transitions Per City Standard from new spandrel to existing v-gutter to remain. All concrete between Cottage and Villa will include 16" DG.	30	\$1,500.00
A27	\$50.00	LF	Install five foot V-Gutter transitions Per City Standard from new spandrel to existing v-gutter to remain.	10	\$500.00
A28	\$40.00	LF	Install Curb and Gutter. All concrete between Cottage and Villa will include 16" DG.	110	\$4,400.00
A29	\$25.00	SF	Install sidewalk per City Standard. All concrete between Cottage and Villa will include 16" DG.	235	\$5,875.00
A30	\$35.00	SF	Install Drive Approach per City Standard. All concrete between Cottage and Villa will include 16" DG.	315	\$11,025.00
TOTAL BID PART A					\$1,612,650.00

Base Bid Part B - Water

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
B1	\$10,000.00	LS	Mobilization	1	\$10,000.00
B2	\$20,000.00	LS	Maintaining Traffic (Traffic Control)	1	\$20,000.00
B3	\$5,000.00	LS	Sheeting and Shoring	1	\$5,000.00
B4	\$15,000.00	LS	Furnish Utility Locating	1	\$15,000.00

City of Porterville
Henderson Avenue between Indiana and Jaye

PROJECT: Henderson Avenue Rehabilitation Project

B5	\$5,000.00	LS	Provide Demolition, Clearing, and Grubbing as necessary including removal of existing asphalt and base materials as required for water main replacement	1	\$5,000.00
B6	\$2,000.00	EA	Remove existing water service, and provide new 2" water service per City Standards.	3	\$6,000.00
B7	\$1,500.00	EA	Remove existing water service, and provide new 1" water service per City Standards.	44	\$66,000.00
B8	\$40.00	LF	Remove existing 16" Water Line after it has been disconnected and backfill per specifications.	440	\$17,600.00
B9	\$30.00	LF	Remove existing 8" Water Line after it has been disconnected and backfill per specification	2200	\$66,000.00
B10	\$100.00	LF	Install 12" DR 14 Reclaimed Pipe	2500	\$250,000.00
B11	\$90.00	LF	Install 16" DR 14 Pipe	2500	\$225,000.00
B12	\$70.00	LF	Install 8" DR 14 Pipe	2220	\$155,400.00
B13	\$60.00	LF	Install 6" DR 14 Pipe	560	\$33,600.00
B14	\$50.00	LF	Install 4" DR 14 Pipe	25	\$1,250.00
B15	\$3,000.00	EA	Install 16" Butterfly Valve	11	\$33,000.00
B16	\$2,500.00	EA	Install 8" Gate Valve	22	\$55,000.00
B17	\$2,000.00	EA	Install 6" Gate Valve	9	\$18,000.00
B18	\$8,000.00	EA	Provide Connection to existing 16" water main and plug existing pipe	2	\$16,000.00
B19	\$6,000.00	EA	Install tapping sleeve and Valve onto existing 8" Line	1	\$6,000.00
B20	\$5,000.00	EA	Install tapping sleeve and Valve onto existing 6" Line	6	\$30,000.00
B21	\$5,000.00	EA	Install tapping sleeve and Valve onto existing 4" Line	1	\$5,000.00
B22	\$1,000.00		Install 8"x6" Reducer	2	\$2,000.00
B23	\$1,500.00	EA	Install 16" 90 degree fitting	2	\$3,000.00
B24	\$1,000.00	EA	Install 8" 90 degree fitting	1	\$1,000.00
B25	\$1,000.00	EA	Install 6" 90 degree fitting	8	\$8,000.00
B26	\$1,000.00	EA	Install 4" 90 degree fitting	1	\$1,000.00
B27	\$2,000.00	EA	Install 16" 45 degree fitting	2	\$4,000.00
B28	\$1,500.00	EA	Install 8" 45 degree fitting	6	\$9,000.00
B29	\$1,000.00	EA	Install 6" 45 degree fitting	4	\$4,000.00
B30	\$1,000.00	EA	Install 6" 11.25 degree fitting	1	\$1,000.00
B31	\$5,000.00	EA	Install 16"x8" Cross	2	\$10,000.00
B32	\$3,000.00	EA	Install 16"x8" Tee	1	\$3,000.00
B33	\$3,000.00	EA	Install 16"x6" Tee	1	\$3,000.00
B34	\$4,000.00	EA	Install 8" Cross	1	\$4,000.00
B35	\$3,000.00	EA	Install 8"x6" Cross	1	\$3,000.00
B36	\$2,500.00	EA	Install 8" Tee	2	\$5,000.00
B37	\$2,500.00	EA	Install 8"x6" Tee	3	\$7,500.00
B38	\$1,500.00	EA	Install 6" Tee	2	\$3,000.00
B39	\$1,500.00	EA	Install 6"x4" Tee	1	\$1,500.00

City of Porterville
Henderson Avenue between Indiana and Jaye

PROJECT: Henderson Avenue Rehabilitation Project

B40	\$3,000.00	EA	Replace fire hydrant piping and connect existing fire hydrant to new tee at main.	2	\$6,000.00
B41	\$6,000.00	EA	Install new Fire Hydrant per City Standards	2	\$12,000.00
B42	\$3,000.00	EA	Removal of existing asbestos water line at Tie in points	4	\$12,000.00
B43	\$10,000.00	LS	Cut and plug of existing water lines at tie points to abandon existing water lines.	1	\$10,000.00
B44	\$15,000.00	LS	Replace Sidewalk and Curb and Gutter Concrete Improvements due to water main construction including all services and fire hydrant piping.	1	\$15,000.00
B45	\$5,000.00	LS	Maintenance of trench patch at all times.	1	\$5,000.00
B46	\$5,000.00	LS	Perform acceptance testing	1	\$5,000.00
TOTAL BID PART B					\$1,176,850.00

Base Bid Part C - Fiber Conduit

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
C1	\$10,000.00	L.S.	Mobilization	1	\$10,000.00
C2	\$20,000.00	L.S.	Maintaining Traffic (Traffic Control)	1	\$20,000.00
C3	\$5,000.00	L.S.	Utility Pothole	1	\$5,000.00
C4	\$25.00	LF	4" dia. Caltrans Type 3 HDPE Conduit (inclusive of trenching/warning tape, bedding)	2550	\$63,750.00
C5	\$5,000.00	LS	Maintenance of Trench Patch at all times	1	\$5,000.00
C6	\$3,500.00	EA	Install B2436 Box Christy Boxes 36" Deep	6	\$21,000.00
TOTAL BID PART C					\$124,750.00

Project Total Part A + Part B + Part C		\$2,914,250.00
10% Estimating Contingency		\$291,425.00
Total Project Cost		\$3,205,675.00

Project Manager _____ Date _____

Daniel Cerantier
City Engineer _____ Date _____

Javier Sanchez Jr.
Engineering and Project Management Director _____ Date _____



City of Porterville
Henderson Avenue between Second and Plano

PROJECT: Henderson Avenue Reconstruction Project

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
A1	\$25,000.00	LS	Mobilization, Demobilization and Cleanup	1	\$25,000.00
A2	\$10,000.00	LS	Dust Control & Project Site Maintenance Per Specifications (Strictly Enforced)	1	\$10,000.00
A3	\$25,000.00	LS	Furnish and implement Traffic Control Plan (Maintaining Traffic) (Traffic Control)	1	\$25,000.00
A4	\$10,000.00	LS	Furnish Utility Locating	1	\$10,000.00
A5	\$20,000.00	LS	Provide Demolition, Clearing, and Grubbing as necessary including removal of existing asphalt by milling. Asphalt millings delivered to City per Specifications.	1	\$20,000.00
A6	\$15.00	CY	Roadway Excavation and Subgrade Preparation and Concrete Removal	8250	\$123,750.00
A7	\$1,000.00	EA	Adjust Manhole Frame and Cover to subgrade level and to finished grade level Per City Std. S-3	17	\$17,000.00
A8	\$700.00	EA	Existing Water Valve Frame and Cover to be removed on existing pipe. Access to valve shall be maintained until the existing water line is abandoned.	13	\$9,100.00
A9	\$1,000.00	EA	Install Survey Monument and Encasement	5	\$5,000.00
A10	\$50.00	CY	Install Class II Aggregate base 80 R Value per Specifications. (14 inch)	6190	\$309,500.00
A11	\$100.00	Ton	Asphalt Concrete, Type 'A' (6 inch)	4960	\$496,000.00
A13	\$60,000.00	EA	Furnish & Install Solar Lighted Crosswalk System (includes traffic signs, striping, markings, rectangular rapid flash beacons, conduit, pullboxes, wiring, and pole footings for each location)	2	\$120,000.00
A14	\$10,000.00	EA	Remove and Replace ADA Ramps per details shown including all sidewalk curb and gutter transitions and spandrels. A minimum 2' temporary pave-out of 16" AC thickness will be included. Also remove and replace a 5' sidewalk transition on each side of the ramp.	11	\$110,000.00
A15	\$40.00	LF	Install Curb and Gutter. All concrete will include 16" DG.	160	\$6,400.00
A19	\$150.00	LF	Install 42" Storm Drain Pipe	1280	\$192,000.00
A23	\$20,000.00	LS	Traffic Striping	1	\$20,000.00
TOTAL BID PART A					\$1,498,750.00

City of Porterville
Henderson Avenue between Second and Plano

PROJECT: Henderson Avenue Reconstruction Project

Base Bid Part B - Water					
ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
B1	\$10,000.00	LS	Mobilization	1	\$10,000.00
B2	\$20,000.00	LS	Maintaining Traffic (Traffic Control)	1	\$20,000.00
B3	\$5,000.00	LS	Sheeting and Shoring	1	\$5,000.00
B6	\$15,000.00	LS	Furnish Utility Locating	1	\$15,000.00
B7	\$5,000.00	LS	Provide Demolition, Clearing, and Grubbing as necessary including removal of existing asphalt and base materials as required for water main replacement	1	\$5,000.00
B8	\$2,000.00	EA	Remove existing water service, and provide new 2" water service per City Standards.	1	\$2,000.00
B9	\$1,500.00	EA	Remove existing water service, and provide new 1" water service per City Standards.	5	\$7,500.00
B10	\$40.00	LF	Remove existing 16" Water Line after it has been disconnected and backfill per specifications.	1910	\$76,400.00
B11	\$100.00	LF	Install 12" DR 14 Reclaimed Pipe	1910	\$191,000.00
B12	\$90.00	LF	Install 16" DR 14 Pipe	1920	\$172,800.00
B13	\$80.00	LF	Install 10" DR 14 Pipe	1910	\$152,800.00
B14	\$60.00	LF	Install 6" DR 14 Pipe	75	\$4,500.00
B15	\$50.00	LF	Install 4" DR 14 Pipe	15	\$750.00
B16	\$3,000.00	EA	Install 16" Butterfly Valve	4	\$12,000.00
B17	\$2,750.00	EA	Install 10" Gate Valve	5	\$13,750.00
B18	\$2,500.00	EA	Install 8" Gate Valve	1	\$2,500.00
B19	\$2,000.00	EA	Install 6" Gate Valve	1	\$2,000.00
B20	\$1,500.00	EA	Install 4" Gate Valve	1	\$1,500.00
B21	\$8,000.00	EA	Provide Connection to existing 16" water main and plug existing pipe	2	\$16,000.00
B22	\$6,000.00	EA	Provide Connection to existing 10" water main and plug existing pipe	2	\$12,000.00
B23	\$4,000.00	EA	Install tapping sleeve onto existing 16" Line	1	\$4,000.00
B24	\$3,500.00	EA	Install tapping sleeve onto existing 10" Line	2	\$7,000.00
B25	\$3,000.00	EA	Install tapping sleeve onto existing 6" Line	1	\$3,000.00
B26	\$2,500.00	EA	Install tapping sleeve onto existing 4" Line	1	\$2,500.00
B27	\$2,000.00	EA	Install 10"x6" Reducer	2	\$4,000.00
B28	\$1,500.00	EA	Install 16" 90 degree fitting	2	\$3,000.00
B29	\$1,250.00	EA	Install 10" 90 degree fitting	5	\$6,250.00
B30	\$1,000.00	EA	Install 6" 90 degree fitting	1	\$1,000.00
B31	\$1,000.00	EA	Install 4" 90 degree fitting	2	\$2,000.00
B32	\$4,000.00	EA	Install 10" Cross	2	\$8,000.00
B33	\$3,500.00	EA	Install 16"x10" Tee	2	\$7,000.00
B34	\$3,000.00	EA	Install 16"x8" Tee	1	\$3,000.00
B35	\$3,000.00	EA	Install 16"x6" Tee	1	\$3,000.00
B36	\$2,750.00	EA	Install 10"x6" Tee	1	\$2,750.00

City of Porterville
Henderson Avenue between Second and Plano

PROJECT: Henderson Avenue Reconstruction Project

B37	\$2,750.00	EA	Install 10"x4"Tee	1	\$2,750.00
B38	\$3,000.00	EA	Replace fire hydrant piping and connect existing fire hydrant to new tee at main.	3	\$9,000.00
B39	\$3,000.00	EA	Removal of existing asbestos water line at Tie in points	2	\$6,000.00
B40	\$10,000.00	LS	Cut and plug of existing water lines at tie points to abandon existing water lines.	2	\$20,000.00
B41	\$5,000.00	LS	Maintenance of trench patch at all times.	1	\$5,000.00
B42	\$12,000.00	LS	Perform acceptance testing	1	\$12,000.00
TOTAL BID PART B					\$853,750.00

Base Bid Part C - Fiber Conduit

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
C1	\$10,000.00	L.S.	Mobilization	1	\$10,000.00
C2	\$20,000.00	L.S.	Maintaining Traffic (Traffic Control)	1	\$20,000.00
C3	\$5,000.00	L.S.	Utility Pothole	1	\$5,000.00
C4	\$25.00	LF	4" dia. Caltrans Type 3 HDPE Conduit (inclusive of trenching/warning tape, bedding)	2000	\$50,000.00
C5	\$5,000.00	LS	Maintenance of Trench Patch at all times	1	\$5,000.00
C6	\$3,500.00	EA	Install B2436 Box Christy Boxes 36" Deep	4	\$14,000.00
TOTAL BID PART C					\$104,000.00

Project Total Part A + Part B + Part C		\$2,456,500.00
10% Estimating Contingency		\$245,650.00
Total Project Cost		\$2,702,150.00

Project Manager _____ Date _____

Daniel Contreras

City Engineer _____ Date _____

Javier Sanchez Jr.

Engineering and Project Management Director _____ Date _____





CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Request to Release a Request for Qualifications for a Third-Party Review of Cannabis Dispensary Applications

SOURCE: Community Development

COMMENT: On January 24, 2019, the City released a Request for Proposals for Cannabis Business Operating Permit. The evaluation and scoring of these proposals was identified by the City Council to be a task for a specialized consultant, rather than relying solely on staff involvement. Staff requests authorization to release a Request for Qualifications (RFQ) for qualified firms to evaluate and score Cannabis Business Applications.

Staff is seeking assistance from firms who have experience working with other jurisdictions in California, and is familiar with the Medical and Adult Use Cannabis Regulation and Safety Act (MAUCRSA). The intent of using a third party reviewer is to maintain objective standards, while the Council will maintain the ability to score proposal elements related to the Community Benefits Plan.

The recommended date to release the RFQ is Friday, February 7, 2020.

RECOMMENDATION: That the City Council authorize release of the Request for Qualifications for Third-Party Review of Cannabis Business Applications.

ATTACHMENTS: 1. Request for Qualifications - Cannabis Business Application Review

Appropriated/Funded:

Review By:
Department Director:

Final Approver: John Lollis, City Manager



REQUEST FOR QUALIFICATIONS

Cannabis Business Application Review

**PREPARED BY:
DEPARTMENT OF COMMUNITY DEVELOPMENT
PLANNING DIVISION
FEBRUARY 2020**

I INTRODUCTION AND OBJECTIVES:

The City of Porterville (hereinafter referred to as "CITY") is requesting statements of qualifications (SOQs) to establish a list of competent consultants to provide Cannabis Business Application Review for applications received in response to the Request for Proposals for Cannabis Business Operating Permit for Retail Dispensary, released on January 24, 2020.

II EXAMINATION OF PROPOSAL DOCUMENTS:

By submitting a proposal, each CONSULTANT represents that it has thoroughly examined and become familiar with the work required under this RFQ and that it is capable of performing quality work to achieve the objectives of CITY.

III ADDENDA/CLARIFICATIONS:

Any CITY changes to this RFQ will be made by written addendum. No verbal modification shall be binding.

IV PROPOSAL REQUIREMENTS:

Proposals for this project will be accepted at this office until 4:00 p.m., on Friday, March 6, 2020. Three (3) copies of the proposal shall be submitted in a sealed envelope, plainly marked "Cannabis Business Application Review Qualifications for the City of Porterville." Cost proposals shall not be submitted until requested by the CITY. Proposals shall be addressed to:

Julie Phillips, AICP
Community Development Manager
Community Development Department
City of Porterville
291 N. Main Street
Porterville, CA 93257

The City reserves the right to reject any and all proposals that do not meet the requirements of this RFQ and/or any portion of the requirements of this project.

V PRE-CONTRACTUAL EXPENSES:

Pre-contractual expenses are defined as expenses incurred by the CONSULTANT in:
1) preparing and reproducing its proposal in response to this RFQ; 2) submitting its proposal to CITY; 3) negotiating with CITY any matter related to this RFQ and CONSULTANT's proposal; 4) other matters prior to the date of award of a Contract.

CITY shall not be liable for any pre-contractual expenses incurred by CONSULTANT in the preparation of proposals. Pre-contractual expenses shall not be included in the cost proposal.

VI EXCEPTIONS/DEVIATIONS:

Any exceptions to the requirements of this RFQ must be included in the CONSULTANT's proposal. Such exceptions must be included as a separate element of the proposal entitled "Exceptions and Deviations."

VII CONSULTANT REPRESENTATIVE:

The CONSULTANT shall assign a responsible representative and an alternate, both of whom shall be identified in the proposal. The CONSULTANT's representative shall remain in responsible charge for the duration of the project. Should the CONSULTANT's primary representative be unable to continue with the project, the CONSULTANT's alternate representative shall become the primary representative. No personnel changes will be acceptable without prior approval by CITY. CITY reserves the right to reject any changes in personnel at any time during the course of this project. CITY also reserves the right to terminate the contract if, in the opinion of CITY, substantial changes in project management may jeopardize the successful completion of this project to the satisfaction of CITY.

VIII LOCAL AGENCY REPRESENTATIVE:

Julie Phillips, Community Development Manager, shall be the Contract Administrator and contact person for all communications with CITY.

IX INSURANCE REQUIREMENTS:

The CONSULTANT shall maintain and provide current copies to CITY of the following minimum insurance coverage for the duration of this project:

- Full liability under Worker's Compensation laws of the State of California
- General comprehensive liability (*bodily injury and property damage*)*
- Professional liability insurance (*errors and omissions*)*
- Automotive liability Insurance*

*All must provide a combined single limit (CSL) of not less than \$1 million per occurrence.

X INDEMNIFICATION:

The CONSULTANT shall indemnify, defend, and hold harmless CITY, its elected and appointed officers, employees agents from and against any and all claims, including attorney's fees and reasonable expenses for litigation or settlement, for any loss, damages, bodily injuries, and loss of property caused by negligent acts, omissions, or willful misconduct by the successful CONSULTANT and its subconsultants arising out of performance of the requirements of the Contract.

XI SUBCONTRACTING:

Only those firms identified in the Contract as subcontractors or subconsultants shall be allowed to perform work for this project. Any amendments to this requirement shall be made in writing by prime CONSULTANT to CITY. CITY has the right to reject any requested amendments at any time during the course of this project.

XII FEDERAL, STATE, AND LOCAL LAWS:

The CONSULTANT shall comply with all federal, state, and local laws, rules, regulations, ordinances, and statutes. In accordance with federal-aid funded projects, Disadvantaged Business Enterprise (DBE) requirements must be met. The DBE participation goal percentage will be established on a project-by-project basis.

XIII PROPOSAL EVALUATION CRITERIA:

Evaluation criteria used to select the CONSULTANT shall include, but not be limited to, the following:

- A. Firm(s) experience with similar projects;
- B. Firm(s) key personnel qualifications/certifications and experience, especially the project manager and individuals performing services;
- C. Firm(s) understanding of the project requirements;
- D. Firm(s) ability to provide the required services in a timely and cost-effective manner to meet the required schedule;
- E. Firm(s) policy in providing Equal Employment Opportunity; and
- F. Firm(s) approach to provide the best product for CITY.

XIV CONSULTANT SELECTION AND INTERVIEWS:

CITY selection committee, consisting of the Contract Administrator and at least two additional staff members familiar with the project requirements, will review all proposals and rank CONSULTANTS according to their demonstrated competence and professional qualifications as assessed by their response to this RFQ. CITY reserves the right to begin negotiations and enter into a Contract without interviews or further discussion.

XV COST PROPOSAL:

The cost proposal shall not be submitted until requested by the CITY. Negotiations with the top-ranked candidate(s) may begin immediately. If an agreement cannot be reached within ten (10) working days, CITY may begin negotiations with the next selected candidate(s) and proceed. If necessary, this process will continue until either an agreement is reached or CITY elects to re-advertise for new proposals. CITY reserves the right to reject any and all proposals prior to award of a Contract. All cost proposals not opened shall be returned to their respective firms.

XVI CONTRACTS/AGREEMENTS:

The successful CONSULTANT shall enter into Contract with CITY based on the contents of this RFQ, the CONSULTANT's proposal, and CITY Contract. Where two or more CONSULTANTS desire to submit a single proposal (joint venture), only one CONSULTANT shall be listed as prime CONSULTANT. All others shall be listed as subconsultants. The chosen CONSULTANT is expected to be presented at the City Council meeting scheduled for Tuesday, March 17, 2020. Issuance of this RFQ and receipt of proposals does not commit CITY to award a Contract. CITY reserves the right to postpone award of a Contract for its own convenience, accept or reject any or all proposals received in response to this RFQ, negotiate with any CONSULTANT on the chosen on-call list, and cancel any or all portions of this RFQ and resulting Contract. CITY also reserves the right to award individual or groups of projects to different firms at the sole discretion of CITY.

XVII COMPENSATION:

- A. All items of work required for completion of the tasks to result from this RFQ shall be paid for following the cost proposal format specified in each task order request. Costs for any and all items not specifically listed, but required to complete the work for projects (including all exceptions and deviations stated included in CONSULTANT's proposal), shall be included as part of the total cost proposed. No additional compensation shall be paid for such items. No additional compensation shall be given for any reproduction costs, except those in excess of the requirements stated in this RFQ. Only a change in scope or any significant task addition or increase shall receive consideration for additional compensation.
- B. If the CONSULTANT feels that any work it has been directed to perform is beyond the scope of the Contract and constitutes extra work, it shall notify CITY in writing within ten (10) days. CITY will review such notice and, if justified, authorize additional compensation to the CONSULTANT on a fair and equitable basis.
- C. Monthly progress payments will be made to the CONSULTANT only upon submittal of invoices to CITY. Said invoice shall indicate the percentage completion of each task, as well as the overall percentage completion of the entire project. In addition, an updated schedule showing tasks and their degree of completion shall be provided.

XVIII OWNERSHIP OF REPORTS AND DOCUMENTS:

Originals of all documents, letters, drawings, calculations, estimates, specifications, and other documents and data produced under the terms of the Contract shall become the property of CITY. CITY shall retain all rights in copyright. Copies may be made and retained by the CONSULTANT for its records, but shall not be furnished to others without the written consent of CITY for a period of three (3) years from the date of acceptance, by CITY, of all requirements of this project.

XIX PROPOSAL FORMAT AND CONTENT:

Proposals shall be brief and include a concise address of the following information:

A. Firm Experience:

1. A brief list of similar projects completed in the last five (5) years, indicate the specific relationship if other than principal and each firm's responsibilities. Descriptions of pertinent experience should include a summary of work performed, adherence to schedules, the duration of each project, and the name, title, and phone number of clients that may be contacted for reference.
2. Other information that might aid CITY in ascertaining proposing firm's qualifications.

B. Consultant Team:

Name of prime consulting firm, subconsultant(s), names of principals, associates, project manager, and key personnel, their proposed level and areas of responsibility, and their qualifications/certifications in those areas. The CONSULTANT's Project Manager and key personnel will be an important factor considered by CITY.

1. Any changes to personnel assigned to this project shall be made in writing to CITY. CITY reserves the right to reject any proposal with modified personnel.
2. If subconsultants are used, names of subconsultant's key personnel for the project, their professional experience, qualifications/certifications, and training, which are applicable to this project, and the scope of services that will be provided by each subconsultant.
3. The office location from which the CONSULTANT(s) shall operate along with telephone and/or cell number of the project manager.

C. Proposal Format:

1. Proposals shall contain no more than thirty (30) pages, excluding cover sheet, table of contents, index sheets, and resumes, double-sided, font size no less than 10 pt., and single or double-spaced. Cover letters will be counted as part of the twenty sheets. All addenda and correspondence during the application process will be handled electronically through the Public Purchase website. No proposal shall be received from an applicant who has not registered as a plan holder on the Public Purchase website.
2. Proposals should include, but not be limited to, the following:
 - a. Page numbering;
 - b. Table of Contents, if applicable;
 - c. Section dividers with tabs, if applicable;
 - d. Identification of offering firms, including name, address, and telephone number of each firm;
 - e. Prime CONSULTANT organizational chart, which includes subconsultant(s) with names and titles of personnel to be used for this project;
 - f. Acknowledgment of receipt of RFQ addenda, if any;
 - g. Concise, complete response to the technical aspects requested in the "Consultant Qualifications and Selection Criteria"; and
 - h. Exceptions to or deviations from the requirements of this RFQ, separating technical exceptions from contractual exceptions. Any alternative approach proposed by the CONSULTANT shall be thoroughly explained and shall meet the objectives of CITY.

CITY OF PORTERVILLE
REQUEST FOR QUALIFICATIONS (RFQ) FOR CANNABIS BUSINESS APPLICATION REVIEW

The City of Porterville seeks the services of a consultant or consulting firm to provide assistance to City Staff as necessary in the evaluation and scoring of applications received in response to the "Request for Proposals for Cannabis Business Operating Permit". Specifically, the selected consultant would review proposals received under Phase II of the proposal process.

In addition to the scoring of these applications, it is anticipated that the City may seek additional guidance through the process including, but not limited to, assisting in the negotiation of Development Agreements. Other services typically rendered by the selected firm(s) may also be utilized during the course of this agreement.

SCOPE OF SERVICES:

The consultant will respond directly to the Community Development Manager or her designee on a particular project. The selected consultant will perform, but not be limited to the following tasks:

1. Review all application materials for Cannabis Business Operating Permits.
2. Review and confirm applicant's evidence of secured location for the cannabis business.
3. Review and confirm applicant's statement confirming that the cannabis business location is outside of buffer zone for a school.
4. Review and evaluate applicant's business plan summary and statement of qualifications.
5. Review and evaluate applicant's proposal implementation description.
6. Review and evaluate applicant's understanding and approach.
7. Review and evaluate applicant's security practices.
8. Review and confirm applicant's local ownership , or lack thereof, and score accordingly.
9. Review and evaluate applicant's description of community benefit.
10. Coordinate early consultation and ongoing meetings with City staff.
11. All evaluation and scoring shall be based on the criteria identified in the "Request for Proposals for Cannabis Business Operating Permit".
12. Provide other consulting services as available through the selected firm(s).

CONSULTANT QUALIFICATIONS AND SELECTION CRITERIA:

The City is seeking a qualified consultant to review, evaluate, and score proposals for cannabis business operating permits. The desired consultant shall have the following qualifications:

1. Extensive experience in the review of cannabis business applications for California municipalities, for compliance with MAUCRSA and applicable state laws.
2. Proven ability to expeditiously and accurately evaluate multiple applications.
3. Ability to assist staff and the City Council through the selection process as well as preparation of Development Agreements.
4. Knowledge of the City of Porterville's commercial cannabis regulations is highly desirable.

LOCAL AGENCY RESPONSIBILITIES:

The CONSULTANT will report to the CITY's Contract Administrator who reports to the CITY's Community Development Director. The CONSULTANT shall not proceed with any work until the CITY provides the Notice to Proceed to the CONSULTANT.

The CITY's Contract Administrator will directly handle the project management and monitoring of the CONSULTANT's work to ensure it is complete, accurate, and consistent with the terms and conditions of the CONSULTANT contract. The Contract Administrator and designees will also inspect, review, and discuss project progress, comply with Federal, State and Local policies and regulations, and other requirements to further the prosecution of the contract work with the least delay.

The CITY's Contract Administrator shall be responsible for the following:

- o Serve as the CITY's primary contact person for the CONSULTANT
- o Monitor the CONSULTANT's progress and provide direction
- o Review billings and determines whether costs billed are reasonable in relation to the work performed during billing period
- o Approve the CONSULTANT's progress payments
- o Identify other CITY personnel for CONSULTANT to contact, if needed

All records and documentation produced by the CONSULTANT become property of the CITY.

SERVICE AGREEMENT

DATE:

PARTIES: City of Porterville, a California municipal corporation, hereinafter referred to as "CITY"; and *(insert name)*, hereinafter referred to as "CONSULTANT".

RECITALS: CITY has undertaken a project on which it is seeking assistance from CONSULTANT. Said project which will hereinafter be referred to as "project" is described as follows:

Project Name:

Description of Project: In general, Consultant to provide *(plans and specifications)* *(services)* for the *(proposed project)*. Details are summarized in the Scope of Services as Attachment "A".

IN CONSIDERATION OF MUTUAL COVENANTS AND AGREEMENTS HEREINAFTER set forth the parties hereto do contract and agree as follows:

SECTION 1. CONTRACT SERVICES:

CONSULTANT hereby agrees to provide the following services and materials, in a timely manner as described:

SECTION 2. PAYMENT:

In consideration for said services and materials, CITY shall pay CONSULTANT on a time and materials basis (and/or not to exceed _____ Dollars, (\$ _____)).

TIME OF PAYMENT: Progress payment requests shall be submitted by the 25th of each month. CONSULTANT should receive payment within 45 days of the date the bill is received.

SECTION 3. COMPLETION DATE:

The services to be performed by CONSULTANT will be commenced upon execution of this agreement and all "work directives" shall be completed by *(date)*. In the case of ongoing testing and results protocol, the CONSULTANT shall submit results as required to CITY, State and/or Federal governing agencies.

SECTION 4. FAMILIARITY WITH PROJECT:

CONSULTANT certifies and agrees that it is fully familiar with all of the details of the project required to perform its services. CONSULTANT agrees it will not rely upon any opinions and representations of CITY unless CITY is the only available source of said information.

SECTION 5. INDEPENDENT CONTRACTOR:

It is expressly understood that CONSULTANT is entering into this contract and will provide all services and materials required hereunder as an independent contractor and not as an employee of CITY. CONSULTANT specifically warrants that it will have in full force and effect, valid insurance covering:

- (i) Full liability under worker's compensation laws of the State of California; and
- (ii) Bodily injury and property damage insurance in the amount not less than One Million Dollars (\$1,000,000) per occurrence; and
- (iii) Errors and Omissions insurance of One Million Dollars (\$1,000,000) minimum per occurrence, if deductible for Errors and Omissions insurance is Fifty Thousand Dollars (\$50,000) or more, the City may require a Surety Bond for the deductible; and
- (iv) Automotive liability in the amount not less than One Million Dollars (\$1,000,000) per occurrence; fully protecting CITY, its elected and appointed officers, employees, agents

and assigns, against all claims arising from the negligence of CONSULTANT and any injuries to third parties, including employees of CITY and CONSULTANT. ***To the fullest extent permitted by law***, CONSULTANT agrees to indemnify, defend (at CITY'S election), and hold harmless the CITY against any claims, actions or demands against CITY, and against any damages, liabilities for personal injury or death or for loss or damage to property, or any of them arising out of negligence of CONSULTANT or any of its employees or agents, ***or CONSULTANT'S activities related to the terms and conditions of or implementation of this Agreement.***

SECTION 6. WORKMANSHIP AND MATERIALS:

Every part of the work herein described shall be executed in a professional manner with competent, experienced personnel. Finished or unfinished material prepared under the agreement, prepared by CONSULTANT, shall become property of CITY. CONSULTANT hereby warrants that any materials prepared under this agreement shall be fit for the intended use contemplated by the parties.

SECTION 7. ASSIGNMENT OF CONTRACT:

It is acknowledged by the parties that CITY has entered into this contract with the express understanding that CONSULTANT will perform all work. CONSULTANT shall not, without the written consent of CITY, assign, transfer or sublet any portion or part of this work, nor assign any payments to others.

SECTION 8. AFFIRMATIVE ACTION.

CONSULTANT will not discriminate against any employee, or applicant for employment as required by applicable Federal and State law.

SECTION 9. CONFLICT OF INTEREST CODE:

CONSULTANT agrees to comply with the regulations of CITY'S "Conflict of Interest Code." Said code is in accordance with the requirements of the Political Reform Act of 1974.

CONSULTANT covenants that it presently has no interest, and shall not have any interest, direct or indirect, which would conflict in any manner with the performance of service required hereunder. The term "conflict" shall include, as a minimum, the definition of a "conflict of interest" under the California Fair Political Practices Act and the City of Porterville Conflict of Interest Code, as that term is applied to consultants.

SECTION 10. TERMINATION:

Either party for just cause may terminate this contract by giving seven (7) days written notice to the other party. Upon termination by CITY, CITY shall be relieved of any obligation to pay for work not completed including profit and overhead. CONSULTANT may be entitled to just and equitable compensation for satisfactory work completed, except CITY can withhold damages incurred as a result of the termination.

SECTION 11. ENTIRE CONTRACT:

It is understood and agreed that this Service Agreement represents the entire Agreement between the parties. Should it be necessary to institute legal proceedings to enforce any and all of the covenants and conditions of this Agreement, the prevailing party shall be entitled to recover attorneys' fees and costs.



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Acceptance of Project - Well No. 37 Project

SOURCE: Public Works

COMMENT: Zim Industries, Inc., has completed the Well No. 37 Project per plans and specifications. The project consisted of installing a new well located southwest of Olive Avenue and Newcomb Street, just north of the Tule River in the Summit Estates Two subdivision.

Staff carefully tracks construction costs of all Capital Improvement Projects and reports project construction expenditures when the project is accepted by City Council. On February 5, 2019, Council authorized an expenditure of \$866,577 for construction, construction management, surveying, quality control and inspection services for the Well No. 37 Project. The following itemizes the construction related costs in two (2) categories: 1) the construction contract, and 2) a combination of construction management and quality control.

1. Final Construction cost is \$674,301.00
2. Construction management and quality control costs are \$62,990.95

Total project construction costs equate to \$737,291.95, which is less than the \$866,577 overall budget approved by Council at time of award. Funding for the Well No. 37 Project is through Developer Fees in the 2018/2019 and 2019/2020 annual budgets for new municipal water wells.

Zim Industries, Inc., requests that Council accept the project as complete. Staff reviewed the work and found it acceptable.

RECOMMENDATION: That City Council:

1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the immediate release of final payment, provided no stop notices have been filed.

ATTACHMENTS: 1. Locator Map

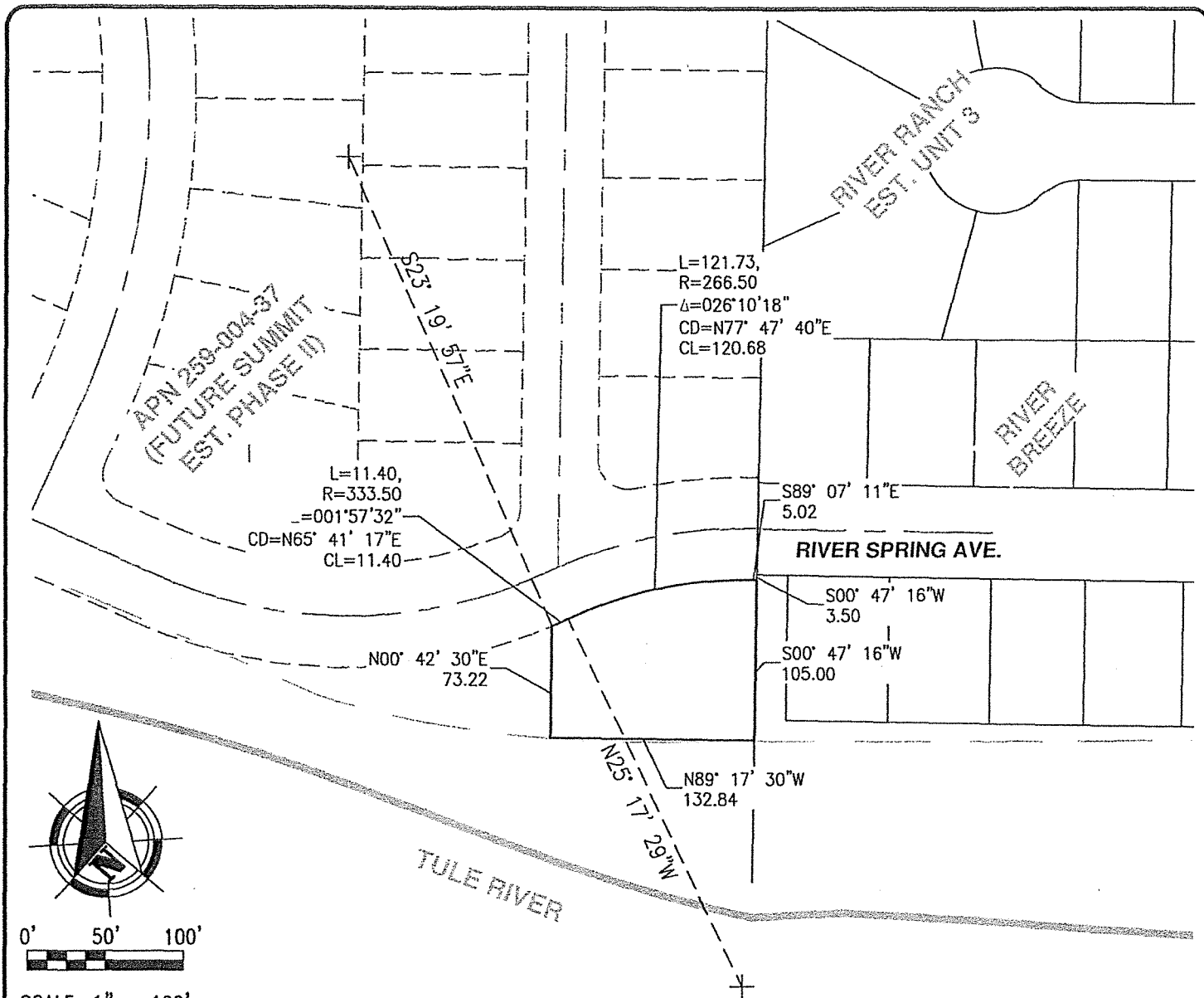
Appropriated/Funded:

Review By:

Department Director:

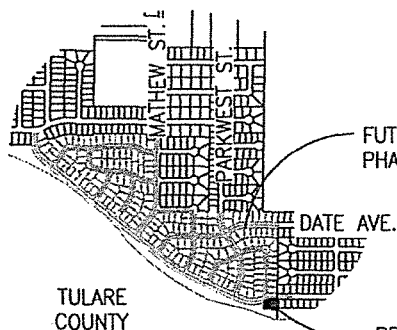
Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager



0' 50' 100'

SCALE: 1" = 100'



CITY OF PORTERVILLE

ENGINEERING DIVISION

291 NORTH MAIN STREET
PORTERVILLE, CA. 93257
(559) 782-7462

POSSIBLE WELL LOCATION

OWNER	SMEE BUILDERS
APN	
AREA	12,625 SQ. FT.
ACRES	0.29 ACRE
SCALE	1" = 40'-0"
DATE	3/10/2017
DRAWN BY	
CHECKED BY	MKR



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Sublet Airport Hangar Lot 34A

SOURCE: Finance

COMMENT: Sam Lessley is the current leaseholder of Lot 34A at the Porterville Municipal Airport. He recently contacted staff requesting the City's Consent to sublet his hangar located on Lot 34A to Timothy J. Dickerson, for a period of one year. The hangar will be utilized for the parking and storage of aircraft.

RECOMMENDATION: That the City Council:

1. Authorize the Lessee, Sam Lessley, to sublet airport hangar Lot 34A at the Porterville Municipal Airport to Timothy J. Dickerson for a period of one year; and
2. Authorize the Mayor to sign the Lessor's Consent to Sublet Airport Hangar Lot No. 34A on behalf of the City.

ATTACHMENTS:

1. Locator Map
2. Request to Sublet
3. City's Consent to Sublet

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

AIRPORT LEASE SITES



TAXIWAY

TAXIWAY

HANGAR ROAD

HOPE ROAD

THUNDERBOLT DR.

ADMIN.
BLD.

44A 44B 44C

40	41	42	43
36	37	38	39

45

46A 46B 46C 46D

35

A B C 34 D E F

33

32A B C

31C

31A

31B

30B

30A1

30A2

30A3

47

50

Date: 1-11-20Lessor: Sam LessingLessee: TIMOTHY J. DICKERSONHangar being leased: #9 Lot 34A @ PortervilleLocation of hangar: Porterville, CAAircraft being stored in hangar: #19 N# 235TJTerm of lease: 1 YearLease fee: \$ 175 / Month

Conditions of lease:

Lessee must adhere to all city and county regulations and law that are relevant to the airport environment.

Lessee shall keep the hangar in good condition. If the Lessee damages the hangar, he is fully responsible for full and complete repair of the damage in a timely manner. If the Lessee fails to make repairs in a timely manner the Lessor will make the repairs and bill all charges and cost to the Lessee and may place a lien upon the Lessee's property against these costs.

Lessee is forbidden to make modifications to the hangar or the hangar pad without Lessor's approval. If Lessee makes modifications without approval, Lessee agrees to pay all costs to restore the changed property to its original condition.

Lessee hereby agrees to defend, indemnify and hold harmless the Lessor from any claims, suits or liability for any activity of the Lessee while using the leased hangar.

The hangar may not be subleased without Lessors approval in writing

If the Lessee fails to pay rent in a timely manner, or breaches any of the conditions of this agreement then Lessor has the grounds to evict Lessee. After 15 days from receiving a written eviction notice from the Lessor, Lessee forfeits all rights under this agreement and will immediately vacate the leased hangar.

[Signature] 1-11-20

Lessor

date

[Signature] 1-11-20

Lessee

date

**LESSOR'S CONSENT TO SUBLET
AIRPORT HANGAR LOT NO. 34A
AT THE PORTERVILLE MUNICIPAL AIRPORT**

The City of Porterville, a municipal corporation of the State of California, being the Landlord under the Master Lease for Airport Hangar Lot No. 34A, hereby consents to the request dated January 11, 2020, made by the Lessee, Sam Lessley, to sublet said airport hangar lot to Timothy J. Dickerson, for a period of one year, for hangar and charter services. Provided however, that there shall be no further subletting without the prior written consent of the Landlord.

Dated this 4th day of February, 2020.

CITY OF PORTERVILLE
"LESSOR"

BY: _____
Martha A. Flores
MAYOR, CITY OF PORTERVILLE

ATTEST: _____
John D. Lollis, CITY CLERK

APPROVED AS TO FORM:

BY: _____
Julia Lew, City Attorney



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Community Development Block Grant Citizens' Advisory and Housing Opportunity Committee and Citizen Participation Plan

SOURCE: Community Development

COMMENT: In preparation for the development of the Community Development Block Grant (CDBG) 2020-2024 Consolidated Plan and the First Year Action Plan to be submitted to the Department of Housing and Urban Development (HUD), the following items are required: 1) the adoption of the 2020 Citizen Participation Plan; and 2) the annual designation and appointment of a Citizens' Advisory and Housing Opportunity Committee.

HUD requires each jurisdiction that receives formula grants through its Community Development Block Grant Program to prepare and adopt a Citizen Participation Plan. The Plan provides guidelines for the participation of residents in determining the use of CDBG funds. This Plan is reviewed annually for necessary revisions prior to City Council's adoption of the CDBG Action Plan. The 2020 Citizens Participation Plan in compliance with Federal regulations is presented as Attachment "1." The 2020 Citizens' Advisory and Housing Opportunity Committee Participation Plan Schedule is presented as Attachment "2."

A Citizens' Advisory committee was established in 1981 to function in an advisory capacity to the Council regarding program design, implementation, and assessment. This Committee consists of seven (7) residents of the City, appointed annually by the Council. The Citizen Participation Plan places particular emphasis on obtaining representation of low and moderate income persons residing in slum and blight areas, members of minority groups, the elderly, the disabled, and residents of areas where use of funds is proposed.

Six (6) members of the 2019 committee have expressed their willingness to serve as 2020 committee members:

Pat Contreras
Doug Heusdens
Kelle Jo Lowe
Grace Muñoz-Rios
Linda Mendez (Olmedo)
Rebecca Vigil

Mrs. Maria Gonzalez, who has served on the Committee since 2015, no longer

Item No. 7.

lives within Porterville city limits and according to the bylaws is unable to continue to serve the Committee. An application from Kathy Guinn has been received. Staff is requesting that Ms. Guinn be appointed as a member of the CDBG Advisory and Housing Opportunity Advisory Committee for the 2020 program year.

The 2020 Action Plan is in the process of being developed by The Ramsey Group Consultants in conjunction with the Five Year Consolidated Plan (2020 - 2024) that will be presented to the Council in April/May 2020. It is anticipated that expenditures for activities will be consistent with past experience. About half of the entitlement will be allocated to the debt service for the Section 108 loan for the Heritage Center, and the balance of the entitlement and program income will be allocated between the programs adopted in the Five Year Consolidated Plan, which include the Housing Rehabilitation Program, First Time Low Income Homebuyer Program, Public Utility Assistance Program, Homebuyer Education Program, Permanent Supportive Housing Program for the Homeless, Parks Improvement Program, Business Assistance Programs, Curb, Gutter Sidewalk Program, and the Porterville Youth Center. As is typical of each year, not all programs in the Consolidated Plan will be allocated funding.

The Citizens' Advisory and Housing Opportunity Committee will meet on February 20, 2020, to hold a Public Hearing on the proposed 2020-2024 Consolidated Plan and Action Plan Drafts. The Plan will then be available for a 30-day public comment period and will be taken to the Council for final adoption in April/May 2020.

RECOMMENDATION: That the City Council:

1. Adopt the 2020 Citizen Participation Plan;
2. Appoint existing committee members Pat Contreras, Doug Heusdens, Kelle Jo Lowe, Grace Muños-Rios, Linda Mendez, and Rebecca Vigil, to the Citizens' Advisory and Housing Opportunity Committee for a one-year term; and
3. Appoint Kathy Guinn as a new member for a one-year term.

ATTACHMENTS: 1. Draft 2020 Citizen Participation Plan

 2. Citizens' Participation Schedule 2020

 3. Request for Appointment - Guinn

Appropriated/Funded:

Review By:

Department Director:

Jenni Byers, Community Development Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
2020 CITIZENS' ADVISORY AND HOUSING OPPORTUNITY COMMITTEE
PARTICIPATION PLAN

Citizen Participation Plan

Introduction

The City of Porterville (City) is a federal entitlement jurisdiction that receives federal grant funding from the U.S. Department of Housing and Urban Development (HUD).

The City receives federal entitlement grant funding for the following programs:

- Community Development Block Grants (CDBG)
- Home Investment Partnership Act (HOME)

As an entitlement jurisdiction, the City is required to prepare:

- A Five Year Consolidated Plan (Consolidated Plan) that includes a Citizen Participation Plan (CPP)
- An annual Action Plan (Action Plan)
- An annual Consolidated Annual Performance Evaluation Report (CAPER)

Under HUD's Code of Final Regulations for the Consolidated Plan (24 CFR Part 91 Sec. 91.105), the City must adopt a Citizen Participation Plan that sets forth the City's policies and procedures for citizen participation in the planning, execution, and evaluation of the Consolidated Plan, Action Plans, and CAPER. This CPP provides guidelines for the City to provide and encourage public participation by residents, community stakeholders, and grant beneficiaries in the process of drafting, implementing, and evaluating the Consolidated Plan and related documents. The citizen participation process includes outreach, public hearings, community forums, and opportunities for comment.

Definitions

- **Action Plan (Action Plan):** The Action Plan summarizes the activities that will be undertaken in the upcoming Fiscal Year (FY) to meet the goals outlined in the Consolidated Plan. The Action Plan also identifies the federal and non-federal resources that will be used to meet the goals of the approved Consolidated Plan.
- **Citizen Participation Plan (CPP):** The CPP provides guidelines by which the City will promote engagement in the planning, implementation, and evaluation of the distribution of federal funds as outlined in the Consolidated Plan, Action Plan, and CAPERs.
- **Community Development Block Grant (CDBG):** HUD's CDBG program provides communities with resources to address a wide range of housing and community development needs that benefit very low and low income persons and areas.
- **Consolidated Annual Performance Evaluation Report (CAPER):** The CAPER assesses the City's annual achievements relative to the goals in the Consolidated Plan and proposed activities in the Action Plan. HUD requires the City to prepare a CAPER at the end of each fiscal year.

- **Department of Housing and Urban Development (HUD):** HUD is the federal government agency that creates and manages programs pertaining to federal home ownership, affordable housing, fair housing, homelessness, and community and housing development.
- **Displacement:** Displacement refers to the involuntary relocation of individuals from their residences due to housing development and rehabilitation activities paid for by federal funds.
- **Eligible Activity:** Activities that are allowable uses of the CDBG funds covered by the CPP as defined in the Code of Federal Regulations Title 24 for HUD.
- **Entitlement Jurisdiction:** A city with a population of at least 50,000, a central city of a metropolitan area, or a qualified urban county with a population of at least 200,000 that receives grant funding from HUD.
- **Five Year Consolidated Plan (Consolidated Plan):** HUD requires entitlement jurisdictions to prepare a Consolidated Plan every five years. The Consolidated Plan is a strategic plan that identifies housing, economic, and community development needs and prioritizes funding to address those needs over a five-year period.
- **Low and Moderate Income (LMI):** As defined annually by HUD, Low and Moderate Income (LMI) is 0-80 percent of area median family income (AMI) for a jurisdiction, with adjustments for smaller or larger families. This includes those individuals presumed by HUD to be principally LMI (abused children, battered spouses, elderly persons, severely disabled adults, homeless persons, illiterate adults, persons living with AIDS and migrant farm workers). HUD utilizes three income levels to define LMI households:
 - Extremely low income: Households earning 30 percent or less than the AMI (subject to specified adjustments for areas with unusually high or low incomes)
 - Very low income: Households earning 50 percent or less than the AMI (subject to specified adjustments for areas with unusually high or low incomes)
 - Low and moderate income: Households earning 80 percent or less than the AMI (subject to adjustments for areas with unusually high or low incomes or housing costs)
- **Public Hearing:** Public hearings are designed to provide the public the opportunity to make public testimony and comment. Public hearings related to the Consolidated Plan are to be advertised in local newspapers and made accessible to non-English speakers and individuals with disabilities.
- **Substantial Amendments:** Amendments are considered “Substantial” whenever one of the following is proposed:
 - A change in the allocation priorities or a change in the method of fund distribution
 - A substantial change which increases or decreases the amount allocated to a category of funding within the City’s entitlement grant programs by 25 percent
 - To implement an activity using CDBG funds for new programs that were not described in the Consolidated Plan

- To change the purpose or intended beneficiaries of an activity approved for CDBG funding, e.g., instead of primarily benefitting lower income households the activity instead proposes to benefit mostly moderate income households

Roles, Responsibilities, and Contact Information

The City is a federal entitlement jurisdiction and is a recipient of grant funding from the federal government.

The City's Charter established a council and manager form of government. Porterville's City Council is the elected legislative body of the City and is responsible for approving its Consolidated Plan, Action Plans, Substantial Amendments, and CAPERs prior to their submission to HUD.

It is the intent of the City to provide for and encourage citizen participation, with particular emphasis on participation by lower income persons who are beneficiaries of, or impacted by, entitlement-funded activities. The City encourages participation in all stages of the Consolidated Planning process by all residents, including minorities and non-English speaking persons, as well as persons with mobility, visual or hearing impairments, and residents of assisted housing developments and recipients of tenant-based assistance.

In general, hearings will be held at City Hall due to its central location, convenient access, and disability accessibility. Translation services will be provided when there is an indication that non-English speaking persons will be attending. Other reasonable accommodations will be provided on a case-by-case basis.

The General Contact Information for the City's HUD Entitlement Programs is:

Jennifer Byers
Interim Community Development Director
jbyers@ci.porterville.ca.us
291 N. Main Street
Porterville, CA 93257

Citizen Participation Policies

Public Hearings

The City will hold public hearings for Consolidated Plans, Annual Action Plans, CAPERs, amendments made to the CPP, and Substantial Amendments.

The Consolidated Plans, Annual Action Plans, CPP amendments, and Substantial Amendments require two public hearings. One required hearing is a City-staffed community meeting and one required hearing is before City Council for document adoption. The CAPER requires one hearing before City Council for document adoption.

Community hearings will be held in a community space with consideration for the convenience to beneficiaries of the entitlement program resources.

The City Council public hearings will be held at City Hall Council Chambers located at 291 N. Main Street, Porterville, CA 93257. Listening devices, interpretation services, and other assistance to disabled persons or those with limited English proficiency will be provided upon request, ranging up to five business days prior notification to the City Clerk. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times, ranging up to five business days. For this reason, it is important to provide as much advance notice as possible to ensure availability. Assistive Listening Devices (ALDs) are available upon request.

Notice of Hearings and Review Periods

To allow the public time to provide comments prior to the submission of approved documents to HUD, the City will hold a minimum 30-day public review and comment period for the Consolidated Plan, Action Plan, and Substantial Amendment. The City will establish a public review period of at least 15 days for each CAPER and amendments to the CPP. Copies of the draft plans will be available to the public at the Community Development Department, 291 N. Main Street, Porterville, CA 93257.

The City will place public notices at City Hall (291 N. Main Street), the Porterville Library (41 W. Cleveland Avenue), online through the City's website (www.ci.porterville.ca.us), and through advertisement in a local newspaper of general circulation in advance of a 30-day public review and comment period.

To ensure that the public, including minorities, persons with limited English proficiency, persons with disabilities, residents of public housing, and LMI residents are able to participate in the public review process, the City will provide residents, public agencies, and other stakeholders with notices on applicable public review periods and public hearings that adhere to the following:

- The notices will be published prior to the start of the public comment period and at least fifteen (15) days before the final public hearing and will include information regarding how to request accommodation and services available for persons with disabilities who wish to attend the public hearings.
- The notices will be distributed to persons and agencies on the contact list maintained by the City for those parties expressing interest in receiving information and updates related to the City's Consolidated Plan, Action Plan, CAPER, Substantial Amendments and CPP. Interested parties may request to be added to this contact list by sending an email to housing@ci.porterville.ca.us, by calling (559) 782-7460 or by writing to the Community Development Department, 291 N. Main Street, Porterville, CA 93257.
- The notices will be distributed through a variety of methods, including e-mail, newspaper publications and the City's website at www.ci.porterville.ca.us. The notices will include information on how to obtain a copy of the draft documents and scheduled hearing dates, times, and locations.

The public may file comments on draft plans in writing to the Community Development Department, 291 N. Main Street, Porterville, CA 93257; via email to Jennifer Byers at jbyers@ci.porterville.ca.us or Lupe Diaz at ldiaz@ci.porterville.ca.us; or by phone at (559) 782-7460. Comments may also be submitted in person at the Community Development Department, 291 N. Main Street, Porterville, CA 93257, Monday through Friday during business hours, and during the Council adoption hearing.

When necessary or applicable, the City may combine notices complying with several individual requirements into one comprehensive notice for dissemination and publication.

Comments/Complaints on Adopted Plans

Comments or complaints from residents, public agencies, and other stakeholders regarding the adopted Consolidated Plan or related amendments and performance reports may be submitted in writing or verbally to the General Contact at the Community Development Department, 291 N. Main Street, Porterville, CA 93257. Written comments or complaints will be referred to appropriate City staff for consideration and response. The City will attempt to respond to all comments or complaints within fifteen (15) business days and maintain a correspondence file for this purpose.

Availability of Draft and Approved Documents

The draft and final versions of the Consolidated Plan, Action Plan, CAPER, all related amendments, records, and regulations will be available online at the City's website: www.ci.porterville.ca.us. Hard copies of all documents will be available at the Community Development Department, 291 N. Main Street, Porterville, CA 93257 and upon written request. If the City is unable to provide immediate access to the documents requested, it will make every effort to provide the documents and reports within 15 business days from the receipt of the request.

During the 30-day public review and comment period, copies of the document will be available to the public for review at City Hall (291 N. Main Street), the Porterville Library (41 W. Thurman Avenue), and through the City's website at www.ci.porterville.ca.us.

Displacement Policy

As part of the CPP, the City must maintain a displacement policy. Displacement refers to the involuntary relocation of individuals from their residence due to housing development and rehabilitation paid for with federal funds. The City will continue to use existing federal and state relocation guidelines, as applicable, to minimize displacement and to alleviate the problems caused by displacement. Both the federal government and the State of California have specific requirements dictating the amount of benefits and assistance that must be provided to lower income persons and households relocated from their homes as a result of displacement. Depending on the funding source, displaced persons may be offered one or more of the following:

- A rent subsidy for another unit
- A cash payment to be used for rent or a down payment on the purchase of a dwelling unit
- Moving and related expenses

The City's rehabilitation programs may also incur relocation issues when they provide minor additions to existing dwellings in order to address overcrowding. Any temporary relocation costs are included in the rehabilitation loan package offered to clients.

Technical Assistance

The City will, to the extent feasible, respond to requests for technical assistance from entities representing LMI groups who are seeking federal entitlement funding in accordance with grant procedures. This may include, but is not limited to, providing information regarding how to fill out

applications, other potential funding sources, and referrals to appropriate agencies within and outside the City. "Technical assistance," as used here, does not include the provision of funds to the entities requesting such assistance. Assistance will also be provided by Community Development Department staff to interested individuals and resident groups who need further explanation on the background and intent of the Housing and Community Development Act, interpretation of specific HUD regulations, and project eligibility criteria for federal grants.

This plan describes how the City of Porterville will involve citizens in the planning, implementation, and assessment of the Community Development Block Grant (CDBG) and Home Investment Partnership Act (HOME) Programs. The funds must be used for projects which benefit low- and moderate-income persons and/or aid in the elimination or prevention of slum and blight. These programs are intended to assist cities in undertaking neighborhood improvement, economic development, and homeowner assistance programs. Program regulations give ultimate responsibility for the design and implementation of the program to local elected officials, and also require that citizens be given an opportunity to serve in a key advisory role to these elected officials.

ADVISORY COMMITTEE

To ensure that Porterville residents are given a full opportunity to participate in the Program, a Citizens' Advisory Committee was established in 1981 to function in an advisory capacity to the Mayor and Council regarding program design, implementation, and assessment. This Committee consists of seven (7) residents of the City, appointed annually by the Mayor and City Council. Citizens and civic organizations are urged to make recommendations on allocation of the City's multi-purpose Community Development Block Grant since 1981/82. The Committee has provided direction in establishing the Housing Rehabilitation Loan Program (HRLP), and other worthwhile projects under CDBG Entitlement Cities and Home Programs which have benefitted low- and moderate-income households within the city of Porterville. In addition to the HRLP, the Committee has recommended the establishment of several revolving loan funds since 1982, including the Sewer and Water Connection Fund, the Public Utilities Revolving Loan Fund (merged in 2012 with HRLP), the First Time Low-Income Homebuyer Program and the Business Assistance Program. The Committee has also recommended the allocation of funds toward remodeling the Santa Fe Plaza Senior Citizens Center, and inventory of Industrial Land Resources, the Low-Income Residential Smoke Detector Installation Program, and the Porterville Enterprise Zone Area Infrastructure Improvement Program, the rehabilitation of the Porterville and Glennwood Hotels, the opening of the Porterville Youth Center, and four targeted Curb, Gutter Sidewalk, and Street Light, Neighborhood Improvement Projects, Lime Street Park Improvement Project, and Santa Fe Facility Improvement Project. In addition, the Committee has supported the establishment of economic development programs and public improvement activities such as the completion of the Heritage Center with Section 108 Loan Guarantee funds. Several years ago, the Committee recommended the establishment of the Homebuyer Education Program and the Murry Park Improvement Project. An expansion to the Park Improvement Program was approved in 2010 to include the Lime Street Neighborhood Park and in 2013, the Extension of Murry Park was included and is currently underway.

The City has taken steps to secure the services of concerned individuals to form the Advisory Committee for the purposes of program model design, implementation, assessment, and development of the Community Development Block Grant Program under the Entitlement Cities

criteria. The City places particular emphasis on obtaining representation of low- and moderate-income persons residing in slum and blight areas, members of minority groups, the elderly and persons with disabilities, and residents of areas where use of funds are proposed. In continuing its efforts to serve the needs of the public, the City Council has expanded the role of the Committee to incorporate efforts to expand housing opportunities, thereby changing the name to the Citizens' Advisory and Housing Opportunity Committee.

SCOPE OF CITIZEN PARTICIPATION

Citizens will be involved in all stages of the Community Development Block Grant Program, including the development of the consolidated plan, inclusive of the annual action plan, substantial amendments to the plan, program implementation, assessment of performance, and design of the citizen participation plan. Mechanisms for the citizen involvement include: The Citizens' Advisory and Housing Opportunity Committee, public hearings and ad hoc community meetings, individual citizen efforts in the form of comments, complaints, or inquiries submitted directly to the Mayor and/or Community Development Department, located in City Hall, 291 N. Main Street, or by telephone, (559) 782-7460.

Public Hearings

At least two (2) public hearings, open to the entire community, will be held annually. The hearings will provide an opportunity for citizens to identify community development needs, proposed projects, and assist in the development of an overall strategy for Porterville. The hearings will also be used to solicit comments on the citizen participation plan more sensitive to local needs and realign the plan with changes in Federal regulations, and to review the HUD annual community assessment, if available. The hearings are typically held in February or March and April or May of each program year.

Consolidated Plan

Participation in the development of the consolidated plan, inclusive of the annual action plan, will occur as follows: at least one (1) public hearing will be held before the proposed consolidated plan is published for comment. Before the City adopts a consolidated plan, the City will make available citizens, public agencies, and other interested parties information that includes the amount of assistance the jurisdiction expects to receive and the range of activities that may be undertaken, including the amount that will benefit persons of very low and low income.

The City will ensure that plans will be available to minimize the displacement of persons and to assist any persons displaced according to Federal regulation standards.

A summary of the proposed use of CDBG funds and, when applicable, HOME funds, will be made available in Spanish, which is predominate non-English language spoken in Porterville, at all public hearings.

Advisory Committee proposals and comments, with regard to development of the consolidated plan, will be obtained at Committee meetings or hearings scheduled either at the request of Committee members or program officials. The public is invited to attend these meetings.

The public will be notified of the period, not less than thirty (30) days, in which to receive comments from citizens on the consolidated plan. Any comments or views of citizens received in writing or orally

at the public meetings will be considered. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons, therefore, will be attached to the final consolidated plan.

Amendments

In the case of proposed substantial amendments to the consolidated plan, the City shall provide reasonable notice and an opportunity to comment on substantial amendments. The public will be notified of the period, not less than thirty (30) days, in which to receive comments on the substantial amendments before the amendment is implemented. The meetings regarding the proposed amendments are not required to be public hearings, but will be open to the public to attend. The City will consider any comments or views of citizens received in writing, or orally, at public hearings, if any, in preparing the substantial amendment of the consolidated plan. A summary of these comments or views, and a summary of any comments or views not accepted, and the reasons therefore, will be attached to the substantial amendment of the consolidated plan.

Amendments to the plan will be necessary whenever one of the following decisions is made:

- 1) To make a substantial change in the allocation priorities or a substantial change in the method of distribution of funds;
- 2) To carry out an activity using funds from any program covered by the consolidated plan (including program income) not previously described in the consolidated plan; or
- 3) To substantially change the purpose, scope, location, or beneficiaries of an activity.

Performance Report

Reasonable notice and an opportunity to comment on performance reports will be given to the public. The public will be notified of the period, not less than fifteen (15) days, in which to receive comments from citizens on the performance report that is to be submitted to HUD before its submission. Any comments or views of citizens received in writing or orally at public meetings will be considered, and a summary of the comments and views will be attached to the performance report.

Citizen Participation Plan

The Annual Action Plan includes noticing and public hearings. All meetings and hearings are publicized in accordance with applicable HUD, state and local regulations. Specifically the Action Plan includes community meetings, public noticing for 30 days, and a public hearing. The City will provide citizens a reasonable opportunity to comment on amendments or revisions to the citizen participation plan and will make the plan public.

Other Method of Participation

Informal, individual contact with citizens, initiated either by citizens or program officials, will also provide input to the consolidated plan. For example, an individual may contact the Community Development Department at (559) 782-7460 to request consideration of a special project; or program officials may seek the opinion of local business persons as to the need for commercial revitalization.

Program officials will also be available to advise citizens of the procedures for filing objections to the consolidated plan with the U.S. Department of Housing and Urban Development Area Office. Citizen participation in program implementation will occur primarily through consultation with the Citizens' Advisory and Housing Opportunity Committee. Citizens will be asked to review and comment on specific strategies for approved projects. They will also meet to review any substantial program amendments. All such changes will be discussed with the committee and their comments considered prior to the City taking final action. These meetings will be held on an as-needed basis.

Program assessment activities by citizens will occur in a variety of ways. Citizens will have the opportunity to comment on the City's performance for the prior program year during the public hearings for the consolidated and action plan adoption. The public will also be notified of the public comment period for the annual performance report before its submission to HUD.

The Citizens' Advisory and Housing Opportunity Committee shall function as a forum for public participation in the City's efforts to affirmatively further fair housing. Prior to the submission of the consolidated plan, the Committee shall discuss and recommend for Council adoption suggested methods of furthering fair housing. As part of the orientation to the program offered at the public hearing, citizens will be invited to submit comments on all aspects of the program performance throughout the program year.

Public comments or complaints regarding the consolidated plan, substantial amendments to the Plan, the Performance Report, or the Citizen Participation Plan should be submitted in writing to the Community Development Director, City of Porterville, 291 N. Main Street, Porterville CA 93257. If a public hearing is held, comments should be submitted within fifteen (15) working days from the date of the public hearing. A timely, substantive written response will be provided by the City within fifteen (15) working days. If the response is unsatisfactory, correspondence may then be addressed directly to the Mayor, City of Porterville, 291 N. Main Street, Porterville, CA 93257. The Mayor shall respond within fifteen (15) working days. If the citizen is still dissatisfied, he/she should write to the U.S. Department of Housing and Urban Development Area Office, 1 Sansome Street, Suite 1200, San Francisco, CA 94104, requesting investigation of the issue. Program staff will also be available during normal business hours to respond to citizen inquiries.

TECHNICAL ASSISTANCE

Citizen organizations, non-profit organizations, and groups of low/moderate income persons or target area residents may propose their own specific program(s). The proposal for a specific program should include the program's design, its budget, and the scope of proposed activities. Also, the proposal should identify the specific individuals anticipated to carry out activities and provide a summary of their experience and training.

Technical assistance which may be provided by City staff is limited to proposals that are considered eligible uses of CDBG funds, and not intended to assist citizen organizations, non-profit organizations, and groups of low/moderate income persons or target area residents applying for funding from other grant sources. The Citizens' Advisory and Housing Opportunity Committee may direct staff to provide technical assistance that may consist of staff or local expert presentations, informational handouts, research of a specific issue, or other short-term efforts.

PUBLIC INFORMATION

The City will also undertake the following public information efforts to promote citizen participation:

- The public noticing pertaining to the community meetings, Council work session and public hearing are published in both English and Spanish. Public notices of all public hearings will be published in the *Porterville Recorder* and *Noticiero Semanal* at least ten (10) days before the scheduled hearing and fifteen (15) days prior to the final public hearing. These notices will indicate the date, time, location, and topics to be considered. Upon notification, arrangements will be made by the City to accommodate persons with disabilities. The public notices also will be made available in the form of press releases and as a public service announcement to local radio stations. Public hearing notices will indicate that summary statements of projected use of CDBG and/or HOME funds will be available in Spanish, the predominant non-English language spoke within the city. Additionally efforts will be made by providing notices to our local non-profit partners to share and publish for public viewing, and publishing on the City website which includes the Agenda and meeting minutes.
- Notices will also be published in the *Porterville Recorder* to notify the public of the period, not less than thirty (30) days for the consolidated plan or substantial amendments to the plan, or fifteen (15) days for the performance report, in which to receive comments from citizens before submission of the plan or report to HUD. All notices will include information that complete copies of the proposed plan or report will be available for public review at City Hall (291 N. Main Street) or at the City Library (41 W. Thurman Avenue). A reasonable number of free copies of the plan or report will be provided to citizens and groups that request it.
- Orientation information will be provided at the first public hearing conducted by the Citizens' Advisory and Housing Opportunity Committee. City staff will make a presentation which covers: the total amount of funds available and the basis for award; the range of eligible activities and those previously funded in the community; the planning process and the schedule of meetings and hearings, the role of citizens in the program, a summary of other important program requirements, such as: environmental policies, fair housing provisions, and contracting procedures. Some of these topics will be covered in written materials.
- A public file containing program documentation for the preceding five (5) years will be available for review at City Hall during normal business hours. Included will be copies of the Consolidated Plan, Environmental Review Record, the Citizen Participation Plan, and the Consolidated Annual Performance Evaluation Report. Other program documents are also available for citizen review on request at City Hall, consistent with applicable State and local laws regarding personal privacy and obligations of confidentiality. Upon request, materials will be made available in a form accessible to persons with disabilities.

**CITIZENS' ADVISORY AND HOUSING
OPPORTUNITY COMMITTEE PARTICIPATION PLAN
SCHEDULE 2020**

Advisory Committee Meetings	Annually or as deemed necessary by Committee
Public Hearings (2)	February and April 2020
Publication of Draft Consolidated Plan and 1 st year Action Plan	March-April 2020
Adoption of Consolidated Plan and Action Plan	April 2020
Submission of Consolidated Plan and Action Plan	May 2020 (or when determined by HUD)

City Council hearings, unless otherwise specified, will be held in the City Hall Council Chambers at 6:30 p.m.

Citizens' Advisory Committee meetings and/or hearings, unless specified otherwise, will be held in the Coleman Conference Room in City Hall at 5:30 p.m.

January 23, 2020



To Whom It May Concern,

Please find attached the appointment request and my resume for the CDBG Advisory and Housing Committee.

I have many years of knowledge based on working within the public grant and resources programs as a Program Development Manager with Kings View Corporation.

I also have been serving as PHC Chair for the past 3 years so my experience with the homeless crisis, and affordable housing and resources is first-hand.

I appreciate being considered and as a lifelong resident of Porterville, feel a need to be active and assist our community and its citizens.

Thank you for your consideration.

Respectfully,

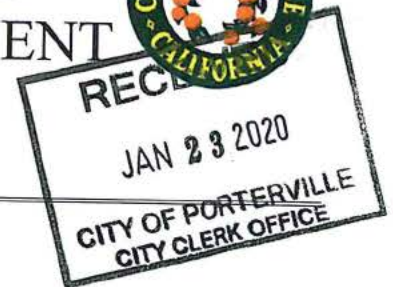
A handwritten signature in cursive script, appearing to read "Kathy Guinn".

Kathy Guinn





CITY OF PORTERVILLE REQUEST FOR APPOINTMENT



Please complete all blanks.

Name: Kathy Quinn
(Please Print)

Appointment to: CDBG Advisory & Housing Committee
(Name of Board, Commission, or Committee)

☒ Reappointment; or IF NEW, Please provide:

Street Address:

[Redacted]

Porterville

Mailing Address:

same

Name of Business:

N/A

☐ Own

☐ Operate

Business Address:

same

Telephone: Home

[Redacted]

Work

FAX

E-mail

[Redacted]

City of Porterville resident:

☒ Yes

☐ No

Registered Voter:

☒ Yes

☐ No

Qualifications: (It is recommended that a resume or letter accompany this form.)

PHC Chair

Community Organization

Currently on 2 commissions - Animal Control
Knowledge of CDBG & Tul. Co. Animal Control
Services

Please tell us why you are interested in this position.

As chair of PHC for the past 3 yrs and
also being active in community events-
I have insight into what is needed to
enhance the life of the citizens

☒ Resume attached

☒ Letter of request attached

Submitted By: Kay Cunn

1-23-20

Date

Received by: _____

Forwarded to: City Clerk

☐ Date: _____

City Council

☐ Date: _____

Staff Liaison

☐ Date: _____

Tentative Council Mtg Date: _____

Kathy Guinn

Porterville, Ca. 93257

Objective To submit experience and resume to highlight 38 years of knowledge and expertise in a wide variety of management focused positions for professional use.

Experience **Program Development Manager-Tulare County Programs**

Kings View Corporation, Fresno, Ca. 93720

12/09 – Current

- Develop and sustain relationships with a wide variety of organizations and resources for compliance, education and expansion opportunities for current programs
- Ability to multi-task various programs with a combined amount of over \$2.6 million dollars; including budgeting, staffing patterns, requirements, reporting standards, purchasing, requisition, policies and procedures, compliance, performance and outcomes measurements, startup processes, monitoring
- Provide management to ensure essential principles of the organization; compliance, adherence to mission statement
- Evaluate and implement long and short-term strategies for program compliance and expansion
- Knowledge of motivation techniques to staff for staying focused on service-oriented goal setting
- Development of operations manual and policies and procedures for various programs
- Knowledge of the development of various budgets, reports as needed to meet the needs of clients, staff and programs
- Knowledge of monitoring various contracts for compliance, outcomes requirements and productivity
- Knowledge of compliance issues, protected health information, HIPAA regulations

- Ability to interpret applicable laws, policies, procedures, regulations
- Ability to make comprehensive decisions, work independently and troubleshoot
- Great negotiation skills with compromise, respect and acknowledgement of the needs of various groups
- Ability to present to large and small groups with information that is vital for communication and understanding
- Experienced in request for proposal writing, research, management, planning for various programs in Tulare County
- Ability to start up new programs including staff and supply requisitions, interviewing, job descriptions, acquiring building and lease negotiations, short and long-term timelines
- Ability to create, develop and monitor logic models according to business forecasts and focus areas
- Able to develop focus groups, assessments and planning based on evaluating research
- Ability to supervise and assess with clear performance objectives and expectations, including productivity, accountability, promotion and disciplinary actions
- Ability to reflect, adapt and compromise for various issues and resolve them with mutual understanding and respect
- Culturally linguistic and sensitive to the challenges, differences and perceptions among a variety of populations and ethnic groups

Staff Services Analyst-Resource Specialist and MHSA Programs

Tulare County Health and Human Services Agency

Visalia, Ca. 93277

11/95 – 12/09

- Knowledge of CalWORKs program, monitoring, compliance issues
- Knowledge of state reporting requirements and systems
- Involved in a high capacity with MHSA start up, review and analysis
- Data collection reporting and outcomes measurements
- Skilled in budgeting compliance and monitoring

- Knowledge of personnel and documentation regulations
- Highly organized and skilled in time management
- Ability to train stakeholders and contract officers in data reporting, program requirements and contract adherence
- Knowledge of CWS contract components
- Knowledge of Prevention Services for Alcohol and Other Drug program compliance and monitoring
- Skilled in contract and monitoring compliance, problem solving, contractual obligations, including training staff

Education and Training Director

Tule River Tribal Council

Porterville, Ca. 93257

11/81 – 5/95

- Developed successful, non-traditional training programs resulting in employment for Tribal members in Corrections, Law Enforcement, Cal Trans, Nursing and other vocations
- Developed on the job training and work experience positions including contracts with private employers
- Created and developed workshops for employment building and career fairs
- Helped develop an on-reservation summer school with work experience positions-Youth Work Learn, Title II-B
- Introduced training that enhanced staff and client performance which resulted in building a motivated team
- Stepped in as HR Compliance Officer as needed for restructuring Tribal departments, developed job descriptions, policies and procedures, EEO, BIA, Cal-OSHA regulations and training for departments, documentation standards, screening and hiring practices including adherence to Drug Free Work Place, safety procedures
- Presented reports at all Tribal Council meetings for the JTPA program including Master, Comprehensive, Annual, Monthly and Quarterly Plans.
- Awarded “Exemplary Program” at three Department of Labor- Division of Native American Programs conferences

56 Credits

Porterville College, College of Sequoias and Fresno Pacific

On-Line and In Facility Training (Over 300 hours)

Civil Rights, Discrimination, Sexual Harassment, Grant Writing, HIPAA Compliance, Non-Compliance Investigation and Reporting, Supervisory Academy, Verus Leadership Academy, DOL-JTPA Regulations, TANF Regulations, Cal-Works, Suicide Prevention, Mental Health First Aide, Medi-Cal Operations, Cash and Non Cash Training, Homelessness Alliance, Warm Line Telephone Support Training, Outcomes Measurements, Human Resources, Contract Compliance and Monitoring, Program Compliance, Staff Issues, Motivating Staff, Designing Successful Programs, Research with Purpose, Monitoring and Assessment Tools, Successful Surveys, AOD and Prevention Services, Quality Improvement Assurances, Medi-Cal Certification, Ethics in Business Management

Communication I have presented for programs I was responsible for with Tulare and Kings County, Tule River Tribe, Cities of Tulare, Visalia, Lindsay and Porterville, Kiwanis, Exchange Club and Elks programs including Prevention and Early Intervention, Community Services and Supports, Innovation, Work to Learn, Employment Development, TANF, Clinical Programs, Warm Line, Programs for Assistance in Transition from Homelessness, on-going staff training, developing an Operations Manual and Policies and Procedures and served on various stakeholder panels for JTPA, MHSA, TANF and PATH.

Leadership I am the Chair for Porterville Homeless Connect Project for the past 3 years, volunteer and organize for various charitable organizations: Veteran's projects, Community Health and Employment events, Cat House on the Kings and former Chair of the Porterville Animal Control Committee, I am a volunteer at the Porterville Museum, Hanford Carnegie Museum, a docent for Colonel Allensworth State Historic Park and contribute to various historical projects and community organizations. I have also served on the Quality Improvement Committee, EQRO Panel, Cultural Competency Committee, HR Committee, Policies and Procedures Committee, Homeless Alliance, Mental Health Board and Manager meeting

attendance, Board of Supervisors meeting attendance and stakeholder meeting organization.

I have also facilitated, organized and planned employment workshops, job fairs and large community events such as entertainment venues, Homeless Connect, and pet clinics for spay/neuter programs and adoption/fostering opportunities.

References:

Willie J Carrillo, Sr, TRIHCI Board Member

[REDACTED]

Philip Delgado, FSP Unit Manager-Tulare County

[REDACTED]

Artemisa Gonzalez, Assistant Director, Community Services-KV

[REDACTED]



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Quarterly Portfolio Summary

SOURCE: Finance

COMMENT: This report reflects the investment portfolio of the City of Porterville as of December 31, 2019, and is in compliance with California Government Code Section 27000, etc., Section 53600, etc., and the City of Porterville's Statement of Investment Policy. Investments are selected based on the statutory objectives of safety, liquidity and yield.

Items identified in the summary include the portfolio composition, weighted average rate of earnings, weighted average days to maturity, and the percentage of liquid holdings.

RECOMMENDATION: That the City Council accept the quarterly Investment Portfolio Summary Report.

ATTACHMENTS: 1. FY 2019-2020 Second Quarter Portfolio Summary

Appropriated/Funded:

Review By:
Department Director:

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
PORTFOLIO SUMMARY AS OF DECEMBER 31, 2019

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
1006	LOCAL AGENCY INVESTMENT FUND	\$ 16,502,311	\$ 16,502,311	2.290%	DAILY	DAILY	1
1007	CSJVRMA INVESTMENT FUND	6,956,623	7,168,947	2.280%	DAILY	DAILY	30
866	TULARE COUNTY INVESTMENT POOL	9,287,429	9,287,429	2.310%	DAILY	DAILY	30
	TULARE COUNTY JUNIOR LIVESTOCK SHOW AND COMMUNITY FAIR	846,537	846,537	4.000%	1/15/2015	7/15/2037	6,406
	CORNERSTONE MAIN PARTNERS, L.P.	2,778,511	2,778,511	2.400%	12/12/2018	11/30/2038	6,909
3133EGKA2	FEDERAL FARM CREDIT BANK	1,000,000	998,250	1.500%	6/29/2016	7/6/2021	553
3130A9VY4	FEDERAL HOME LOAN BANKS	1,000,000	997,880	1.650%	11/23/2016	11/23/2021	693
3134GUL40	FEDERAL HOME LOAN MTG CORP	1,000,000	1,000,170	2.050%	12/30/2019	9/30/2024	1,735
3134GUQN3	FEDERAL HOME LOAN MTG CORP	1,000,000	1,000,150	2.100%	11/14/2019	11/14/2024	1,780
3130AHT78	FEDERAL HOME LOAN BANKS	1,000,000	999,290	2.125%	12/30/2019	12/30/2024	1,826
24422ESW0	JOHN DEERE CAP CORP	1,000,000	1,000,160	2.050%	3/10/2015	3/10/2020	70
46625HQJ2	JP MORGAN CHASE & CO NOTE	997,500	1,007,740	2.550%	12/28/2016	3/1/2021	426
06744CFN6	BARCLAYS BANK PLC MTN	1,000,000	994,669	2.250%	8/25/2017	8/25/2022	968
89236TEC5	TOYOTA MOTOR CRD CORP	1,000,000	1,007,790	2.150%	9/8/2017	9/8/2022	982
037833DE7	APPLE INC NOTE	993,000	1,016,610	2.400%	1/16/2018	1/13/2023	1,109
084670BR8	BERKSHIRE HATHAWAY	1,000,000	1,025,420	2.750%	4/23/2018	3/15/2023	1,170
06406RAG2	BANK NEW YORK MELLON CORP MTN	1,000,000	1,049,150	3.500%	10/16/2018	4/28/2023	1,214
90331HNV1	US BANK ASSN MTN	995,000	1,044,830	3.400%	11/15/2018	7/24/2023	1,301
89114QS50	TORONTO DOMINION BANK	1,000,000	986,850	2.350%	8/30/2019	8/30/2024	1,704
95001D4X5	WELLS FARGO & CO NOTES	1,000,000	998,620	2.250%	10/28/2019	4/28/2023	1,214
48128GL73	JP MORGAN CHASE & CO NOTE	1,000,000	989,920	2.250%	10/31/2019	10/31/2024	1,766
48126XFX8	CERTIFICATE OF DEPOSIT	200,000	199,182	1.700%	9/30/2016	9/30/2021	639
254672NN4	CERTIFICATE OF DEPOSIT	247,000	247,309	2.000%	5/13/2015	5/13/2020	134
20033AKP0	CERTIFICATE OF DEPOSIT	249,000	249,294	1.900%	5/26/2015	5/26/2020	147
140420RT9	CERTIFICATE OF DEPOSIT	248,000	248,308	1.850%	6/3/2015	6/3/2020	155
46147UQL7	CERTIFICATE OF DEPOSIT	249,000	249,276	1.900%	6/17/2015	6/17/2020	169
981571BN1	CERTIFICATE OF DEPOSIT	200,000	200,330	2.300%	6/25/2015	6/25/2020	177
29976DYY6	CERTIFICATE OF DEPOSIT	247,000	247,361	1.950%	6/30/2015	6/30/2020	182
14042E4P2	CERTIFICATE OF DEPOSIT	246,000	246,716	2.300%	7/15/2015	7/15/2020	197
31938QN26	CERTIFICATE OF DEPOSIT	247,000	247,526	2.050%	7/17/2015	7/17/2020	199
58403BV67	CERTIFICATE OF DEPOSIT	247,000	247,781	2.250%	7/27/2015	7/27/2020	209
05580ACW2	CERTIFICATE OF DEPOSIT	247,000	248,052	2.200%	9/22/2015	9/18/2020	262
02587DL30	CERTIFICATE OF DEPOSIT	246,000	247,294	2.300%	12/23/2015	12/23/2020	358
9497486Z5	CERTIFICATE OF DEPOSIT	249,000	248,101	1.600%	8/3/2016	8/3/2021	581
06062QXG4	CERTIFICATE OF DEPOSIT	247,000	247,662	1.850%	11/23/2016	11/23/2021	693
58733ADT3	CERTIFICATE OF DEPOSIT	240,000	241,860	2.100%	1/27/2017	1/27/2022	758
38148PGX9	CERTIFICATE OF DEPOSIT	245,000	247,972	2.300%	3/8/2017	3/8/2022	798
857894SK6	CERTIFICATE OF DEPOSIT	249,000	250,668	2.050%	1/13/2017	1/13/2022	744
71270QQJ8	CERTIFICATE OF DEPOSIT	246,000	247,643	2.050%	1/18/2017	1/18/2022	749
8562845Z3	CERTIFICATE OF DEPOSIT	246,000	249,144	2.350%	1/26/2017	1/26/2022	757
33767A2G5	CERTIFICATE OF DEPOSIT	249,000	250,990	2.100%	4/19/2017	4/19/2022	840
55266CVB9	CERTIFICATE OF DEPOSIT	249,000	250,143	1.950%	4/28/2017	4/28/2022	849
67054NAK9	CERTIFICATE OF DEPOSIT	249,000	252,220	2.300%	6/21/2017	6/21/2022	903
9819962K6	CERTIFICATE OF DEPOSIT	200,000	201,328	2.400%	4/19/2017	4/19/2022	840
795450D36	CERTIFICATE OF DEPOSIT	240,000	243,487	2.350%	8/23/2017	8/23/2022	966
06740KKD8	CERTIFICATE OF DEPOSIT	247,000	249,606	2.200%	7/12/2017	7/12/2022	924
33715LAP5	CERTIFICATE OF DEPOSIT	249,000	252,018	2.250%	9/28/2017	9/28/2022	1,002
62384RAB2	CERTIFICATE OF DEPOSIT	249,000	252,366	2.300%	10/12/2017	10/12/2022	1,016
01748DAY2	CERTIFICATE OF DEPOSIT	249,000	251,697	2.200%	11/3/2017	11/3/2022	1,038
61747MF63	CERTIFICATE OF DEPOSIT	246,000	251,938	2.650%	1/11/2018	1/11/2023	1,107
22239MAR9	CERTIFICATE OF DEPOSIT	249,000	254,769	2.600%	2/2/2018	2/2/2023	1,129
366526AR2	CERTIFICATE OF DEPOSIT	249,000	255,213	2.650%	2/16/2018	2/16/2023	1,143
819866AE4	CERTIFICATE OF DEPOSIT	249,000	256,470	2.800%	3/5/2018	3/6/2023	1,161
319141KL0	CERTIFICATE OF DEPOSIT	245,000	255,711	3.150%	6/6/2018	6/6/2023	1,253
74934YAH4	CERTIFICATE OF DEPOSIT	245,000	255,849	3.150%	6/20/2018	6/20/2023	1,267
17312QJ26	CERTIFICATE OF DEPOSIT	246,000	254,344	2.900%	4/11/2018	4/11/2023	1,197
25665QAX3	CERTIFICATE OF DEPOSIT	246,000	254,357	2.900%	4/13/2018	4/13/2023	1,199
91435LAG2	CERTIFICATE OF DEPOSIT	249,000	258,923	3.050%	5/14/2018	5/15/2023	1,231
080515CQ0	CERTIFICATE OF DEPOSIT	246,000	255,778	3.050%	5/16/2018	5/16/2023	1,232
90348JCW8	CERTIFICATE OF DEPOSIT	249,000	260,803	3.250%	6/13/2018	6/13/2023	1,260
74160NGF1	CERTIFICATE OF DEPOSIT	249,000	260,461	3.200%	6/22/2018	6/22/2023	1,269
45581EAX9	CERTIFICATE OF DEPOSIT	249,000	261,385	3.300%	6/30/2018	6/30/2023	1,277
31911QFK6	CERTIFICATE OF DEPOSIT	249,000	260,872	3.200%	8/10/2018	8/10/2023	1,318
499724AD4	CERTIFICATE OF DEPOSIT	249,000	261,485	3.250%	8/30/2018	8/30/2023	1,338
64017AAH7	CERTIFICATE OF DEPOSIT	245,000	257,838	3.300%	9/19/2018	9/19/2023	1,358
92891CBK7	CERTIFICATE OF DEPOSIT	249,000	262,812	3.350%	10/16/2018	10/16/2023	1,385
474067AQ8	CERTIFICATE OF DEPOSIT	249,000	262,785	3.350%	10/19/2018	10/19/2023	1,388
59452WAE8	CERTIFICATE OF DEPOSIT	249,000	263,947	3.450%	11/9/2018	11/9/2023	1,409
61760ASL4	CERTIFICATE OF DEPOSIT	245,000	260,727	3.550%	11/26/2018	11/24/2023	1,424

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
635573AL2	CERTIFICATE OF DEPOSIT	245,000	259,617	3.400%	12/26/2018	12/21/2023	1,451
27002YEK8	CERTIFICATE OF DEPOSIT	245,000	245,782	2.750%	5/29/2019	4/18/2024	1,570
44329MA45	CERTIFICATE OF DEPOSIT	247,000	247,988	2.300%	8/13/2019	8/13/2024	1,687
15118RRHS	CERTIFICATE OF DEPOSIT	249,000	248,303	1.850%	8/30/2019	8/30/2024	1,704
938828BM1	CERTIFICATE OF DEPOSIT	249,000	249,971	2.000%	8/30/2019	8/30/2024	1,704
88241TGE4	CERTIFICATE OF DEPOSIT	249,000	249,585	1.900%	12/18/2019	12/29/2023	1,459
1204	CERTIFICATE OF DEPOSIT	249,000	249,000	2.700%	4/24/2018	4/24/2023	1,210
1248	CERTIFICATE OF DEPOSIT	250,000	250,000	2.480%	5/25/2018	5/8/2020	129
1254	CERTIFICATE OF DEPOSIT	250,000	250,000	2.280%	9/3/2019	9/3/2020	247
1281	CERTIFICATE OF DEPOSIT	250,000	250,000	2.800%	5/14/2018	5/14/2023	1,230
1282	CERTIFICATE OF DEPOSIT	250,000	250,000	3.000%	6/21/2018	6/21/2023	1,268
1283	CERTIFICATE OF DEPOSIT	250,000	250,000	2.458%	5/10/2018	5/10/2020	131
1285	CERTIFICATE OF DEPOSIT	250,000	250,000	2.650%	4/29/2018	4/29/2023	1,215
1286	CERTIFICATE OF DEPOSIT	250,000	250,000	3.100%	6/25/2018	6/25/2023	1,272
1294	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	4/3/2015	4/3/2020	94
1295	CERTIFICATE OF DEPOSIT	250,000	250,000	2.084%	4/20/2015	4/20/2020	111
1296	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/8/2015	5/8/2020	129
1297	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/14/2015	5/14/2020	135
1298	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	11/4/2015	11/4/2020	309
1299	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	4/30/2015	3/30/2020	90
1300	CERTIFICATE OF DEPOSIT	250,000	250,000	2.100%	12/8/2015	12/8/2020	343
1301	CERTIFICATE OF DEPOSIT	250,000	250,000	2.080%	2/4/2016	2/4/2021	401
1302	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	1/11/2016	1/11/2021	377
1303	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	4/19/2016	4/19/2021	475
1304	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/19/2016	5/19/2021	505
1305	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	6/3/2016	6/3/2021	520
1306	CERTIFICATE OF DEPOSIT	249,000	249,000	1.935%	10/28/2016	10/28/2021	667
1307	CERTIFICATE OF DEPOSIT	249,000	249,000	1.900%	12/20/2016	12/20/2021	720
1308	CERTIFICATE OF DEPOSIT	256,140	256,140	2.000%	1/20/2017	1/20/2022	751
1309	CERTIFICATE OF DEPOSIT	249,000	249,000	2.150%	2/14/2017	2/14/2022	776
1310	CERTIFICATE OF DEPOSIT	249,000	249,000	2.100%	5/1/2017	5/2/2022	853
1311	CERTIFICATE OF DEPOSIT	250,000	250,000	2.110%	6/23/2017	6/23/2022	905
1312	CERTIFICATE OF DEPOSIT	249,000	249,000	2.500%	7/26/2017	7/26/2022	938
1313	CERTIFICATE OF DEPOSIT	249,000	249,000	2.230%	7/11/2017	7/11/2022	923
1314	CERTIFICATE OF DEPOSIT	249,000	249,000	2.500%	7/21/2017	7/21/2022	933
1315	CERTIFICATE OF DEPOSIT	249,000	249,000	2.350%	9/22/2017	9/22/2022	996
1316	CERTIFICATE OF DEPOSIT	249,000	249,000	2.600%	10/6/2017	10/6/2022	1,010
1317	CERTIFICATE OF DEPOSIT	249,000	249,000	2.428%	11/16/2017	11/16/2022	1,051
1318	CERTIFICATE OF DEPOSIT	249,000	249,000	2.500%	3/22/2018	3/22/2023	1,177
1319	CERTIFICATE OF DEPOSIT	250,000	250,000	3.000%	8/3/2018	8/3/2021	581
1320	CERTIFICATE OF DEPOSIT	249,000	249,000	3.250%	9/12/2018	9/12/2023	1,351
1321	CERTIFICATE OF DEPOSIT	249,000	249,000	2.970%	10/16/2018	5/16/2020	137
1322	CERTIFICATE OF DEPOSIT	249,000	249,000	3.150%	11/30/2018	11/30/2020	335
1323	CERTIFICATE OF DEPOSIT	249,000	249,000	3.150%	10/23/2018	10/23/2021	662
1324	CERTIFICATE OF DEPOSIT	249,000	249,000	3.350%	1/11/2019	1/11/2024	1,472
1325	CERTIFICATE OF DEPOSIT	249,000	249,000	3.150%	1/23/2019	1/23/2021	389
1326	CERTIFICATE OF DEPOSIT	249,000	249,000	3.500%	1/29/2019	1/29/2024	1,490
1327	CERTIFICATE OF DEPOSIT	245,000	245,000	3.500%	2/28/2019	2/28/2024	1,520
1328	CERTIFICATE OF DEPOSIT	249,000	249,000	3.250%	3/22/2019	3/22/2024	1,543
1329	CERTIFICATE OF DEPOSIT	249,000	249,000	3.210%	4/9/2019	10/9/2023	1,378
1330	CERTIFICATE OF DEPOSIT	248,960	248,960	3.200%	5/24/2019	5/24/2024	1,606
1331	CERTIFICATE OF DEPOSIT	249,000	249,000	3.100%	5/7/2019	5/7/2024	1,589
1332	CERTIFICATE OF DEPOSIT	249,000	249,000	3.200%	6/4/2019	6/4/2024	1,617
1333	CERTIFICATE OF DEPOSIT	249,000	249,000	2.960%	7/22/2019	7/22/2024	1,665
1334	CERTIFICATE OF DEPOSIT	250,000	250,000	3.050%	7/31/2019	7/31/2024	1,674
1335	CERTIFICATE OF DEPOSIT	249,000	249,000	2.810%	9/11/2019	9/11/2024	1,716
1336	CERTIFICATE OF DEPOSIT	249,000	249,000	2.800%	9/17/2019	9/17/2024	1,722
1337	CERTIFICATE OF DEPOSIT	249,000	249,000	2.700%	11/1/2019	11/1/2024	1,767
1338	CERTIFICATE OF DEPOSIT	249,000	249,000	2.720%	10/15/2019	10/15/2024	1,750
1339	CERTIFICATE OF DEPOSIT	249,000	249,000	2.250%	12/26/2019	12/26/2024	1,822
1340	CERTIFICATE OF DEPOSIT	249,000	249,000	2.400%	12/5/2019	12/5/2024	1,801
TOTALS		\$ 79,289,011	\$ 79,904,381				

WEIGHTED AVERAGE RATE OF EARNINGS					% OF LIQUID PORTFOLIO HOLDINGS	WEIGHTED AVERAGE DAYS TO MATURITY
ONE YEAR HISTORY				CURRENT		
12/31/2018	3/31/2019	6/30/2019	9/3/2019	12/31/2019		
2.334%	2.436%	2.458%	2.445%	2.410%	41.300%	859

Comments:

Portfolio holdings as of December 31, 2019, are in compliance with the current Investment Policy. With 41.3% of the portfolio being held in liquid instruments, the cash needs of the City will be met. The next portfolio report will be calculated for the first calendar quarter ending March 31, 2020, and will be presented during the May 5, 2020 Council meeting.



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Financial Status Reports

SOURCE: Finance

COMMENT: The City Charter requires financial status reports to be provided to City Council on a monthly basis. Council Minute Order No. 10-011607 approved the recommended change in submittal of the interim financial status reports and established requirements and parameters in the presentation of the reports.

In accordance with Council Minute Order No. 10-011607, the financial status reports for the quarter ending December 31, 2019, are submitted.

RECOMMENDATION: That the City Council accept the Financial Status Reports as presented.

ATTACHMENTS: 1. FY 2019-2020 Second Quarter Financial Status Reports

Appropriated/Funded:

Review By:

Department Director:

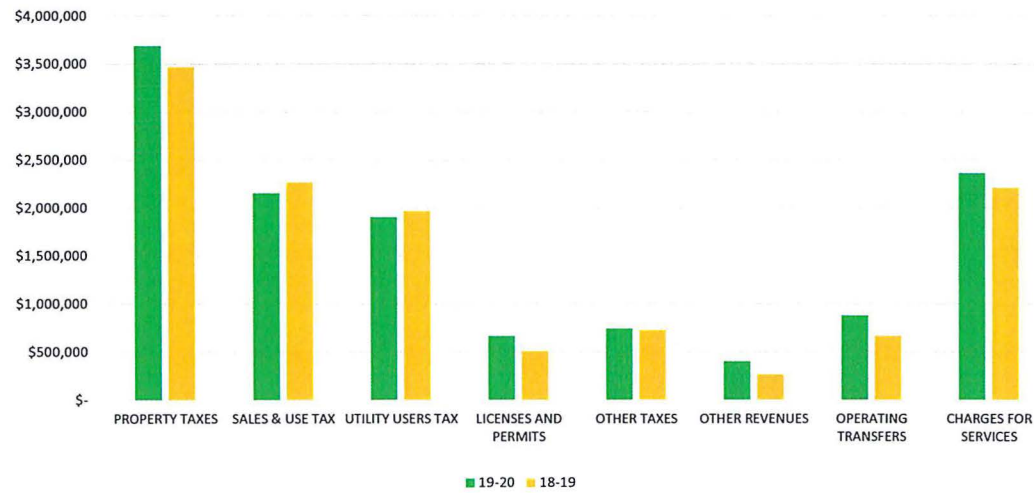
Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

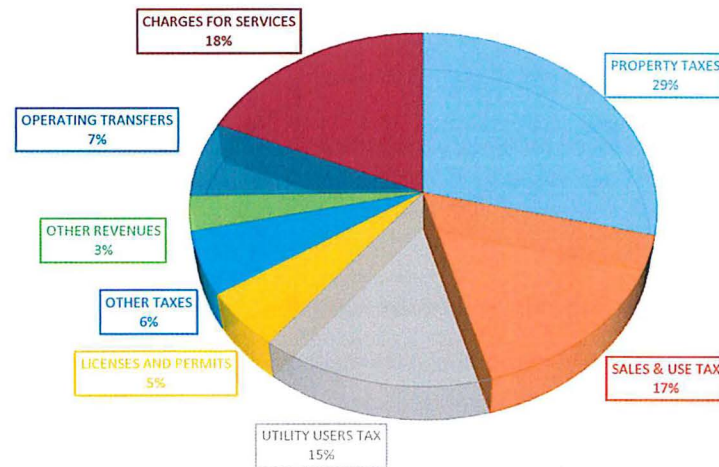
**REVENUE STATUS REPORT - GENERAL FUND
FOR THE SIX MONTHS ENDED
DECEMBER 31, 2019 AND DECEMBER 31, 2018**

REVENUE SOURCE	2019-2020 ESTIMATED REVENUE	2019-2020 YEAR-TO-DATE REVENUE	% OF ESTIMATE	2018-2019 ESTIMATED REVENUE	2018-2019 YEAR-TO-DATE REVENUE	% OF ESTIMATE
PROPERTY TAXES	\$ 7,220,000	\$ 3,690,287	51.11%	\$ 6,889,846	\$ 3,469,264	50.35%
OTHER TAXES:						
SALES AND USE TAX	6,322,477	2,038,875	32.25%	5,998,601	2,158,861	35.99%
UTILITY USERS TAX	4,350,000	1,904,105	43.77%	4,125,000	1,968,383	47.72%
TRANSIENT OCCUPANCY TAX	550,000	146,612	26.66%	620,000	140,977	22.74%
PROPERTY TRANSFER TAX	85,000	44,922	52.85%	85,000	33,441	39.34%
FRANCHISE TAX	1,631,134	552,075	33.85%	1,611,134	550,922	34.19%
SALES TAX - PUBLIC SAFETY	220,000	115,079	52.31%	220,000	110,821	50.37%
LICENSES AND PERMITS:						
BUSINESS LICENSES	492,500	265,274	53.86%	481,800	247,445	51.36%
CONSTRUCTION PERMITS	480,000	400,807	83.50%	440,000	259,351	58.94%
REVENUE FROM AGENCIES-TAXES:						
VEHICLE LICENSE FEES	29,000			32,000		
OTHER TAXES	25,000			25,000		
REVENUE FROM AGENCIES-GRANTS	167,567	71,403	42.61%	172,741	27,151	15.72%
USE OF MONEY AND PROPERTY	443,000	252,856	57.08%	405,800	180,205	44.41%
FINES AND FORFEITURES	32,000	19,728	61.65%	34,000	11,825	34.78%
CHARGES FOR SERVICES:						
PLANNING AND ENGINEERING	115,000	102,807	89.40%	129,000	60,618	46.99%
POLICE	560,000	149,241	26.65%	519,000	104,037	20.05%
FIRE	50,000	42,965	85.93%	45,000	46,302	102.89%
LIBRARY	40,000	12,643	31.61%	40,000	16,756	41.89%
RECREATIONAL	2,763,800	721,507	26.11%	2,738,739	691,184	25.24%
INTERDEPARTMENTAL	2,450,000	1,289,406	52.63%	2,400,000	1,262,017	52.58%
OTHER	61,272	43,803	71.49%	41,272	32,047	77.65%
OTHER REVENUES	80,200	56,710	70.71%	80,200	44,923	56.01%
SUBTOTALS	\$ 28,167,950	\$ 11,921,104	42.32%	\$ 27,134,133	\$ 11,416,531	42.07%
OPERATING TRANSFERS	1,221,362	586,533	48.02%	1,230,625	560,752	45.57%
DEBT SERVICE TRANSFERS	199,134	147,430	74.04%	199,250	110,423	55.42%
TOTALS	\$ 29,588,446	\$ 12,655,067	42.77%	\$ 28,564,008	\$ 12,087,706	42.32%

City of Porterville
General Fund Revenues
Six Months Ended December 31, 2019 and December 31, 2018



City of Porterville
General Fund Revenues
Six Months Ended December 31, 2019

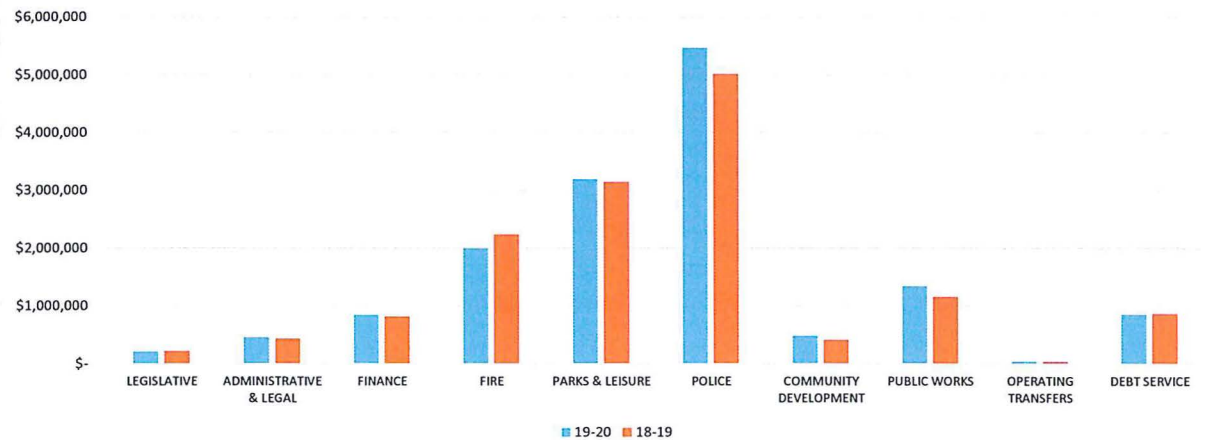


CITY OF PORTERVILLE

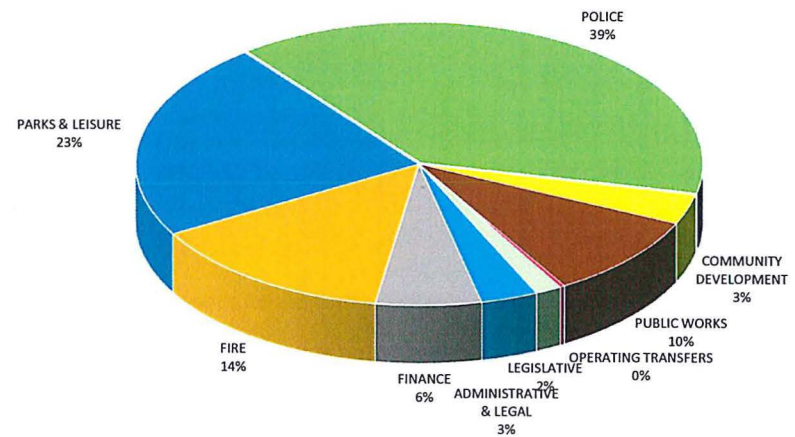
**EXPENDITURE STATUS REPORT - GENERAL FUND
FOR THE SIX MONTHS ENDED
DECEMBER 31, 2019 AND DECEMBER 31, 2018**

	2019-2020 AMENDED APPROP	2019-2020 YEAR-TO-DATE EXPEND	% OF APPROP	2018-2019 AMENDED APPROP	2018-2019 YEAR-TO-DATE EXPEND	% OF APPROP
LEGISLATIVE:						
CITY COUNCIL	\$ 222,917	\$ 73,002	32.7%	\$ 252,917	\$ 114,985	45.5%
COMMUNITY PROMOTION	265,339	139,951	52.7%	236,653	104,155	44.0%
EMERGENCY OPERATIONS						
ADMINISTRATIVE & LEGAL:						
CITY MANAGER	320,596	151,181	47.2%	318,526	135,616	42.6%
CITY CLERK	216,969	81,427	37.5%	190,463	85,725	45.0%
HUMAN RESOURCES	318,459	160,773	50.5%	308,614	154,689	50.1%
CITY ATTORNEY	225,000	62,141	27.6%	225,000	60,320	26.8%
FINANCE:						
FINANCE & ACCOUNTING	893,354	448,623	50.2%	902,024	441,267	48.9%
INFORMATION SERVICES	490,049	258,709	52.8%	472,829	227,766	48.2%
ADMINISTRATIVE SERVICES	351,382	141,112	40.2%	348,497	148,814	42.7%
POLICE PROTECTION	11,019,642	5,470,332	49.6%	10,498,068	5,011,992	47.7%
FIRE PROTECTION	4,337,124	2,002,041	46.2%	4,408,354	2,234,564	50.7%
COMMUNITY DEVELOPMENT:						
PLANNING & ZONING	694,506	278,823	40.1%	643,169	280,232	43.6%
ECONOMIC DEVELOPMENT	473,329	208,140	44.0%	385,874	135,031	35.0%
PUBLIC WORKS:						
ENGINEERING & BUILDING	1,208,650	654,478	54.1%	1,161,034	543,205	46.8%
STREET MAINTENANCE	492,623	244,007	49.5%	482,842	246,402	51.0%
SIGNALS, SIGNING & STRIPING	386,891	166,640	43.1%	384,414	117,540	30.6%
STREET LIGHTING	507,773	215,532	42.4%	507,517	211,667	41.7%
STORM DRAINS	89,693	38,757	43.2%	83,818	20,079	24.0%
PARKING LOTS	56,893	26,083	45.8%	47,381	22,954	48.4%
PARKS & LEISURE:						
PARK MAINTENANCE & OPERATION	2,111,795	1,089,031	51.6%	1,990,891	1,067,179	53.6%
STREET TREES & PARKWAYS	218,234	105,335	48.3%	232,964	89,007	38.2%
COMMUNITY CENTERS	255,658	83,873	32.8%	224,086	126,335	56.4%
LEISURE SERVICES	314,811	165,810	52.7%	282,955	164,881	58.3%
LEISURE SERVICES - SPECIAL PROG	2,585,888	1,257,825	48.6%	2,524,117	1,225,612	48.6%
SWIMMING POOL	166,525	100,659	60.4%	169,023	92,906	55.0%
LIBRARY OPERATIONS	794,195	379,361	47.8%	781,635	371,827	47.6%
SPECIAL PROJECTS	24,645	15,247	61.9%	24,645	8,958	36.3%
 SUB TOTALS	 29,042,940	 \$ 14,018,892	 48.3%	 28,088,310	 13,443,707	 47.9%
 OPERATING TRANSFERS	 79,000	 34,500	 43.7%	 79,000	 34,500	 43.7%
DEBT SERVICE	1,705,953	855,000	50.1%	1,723,011	867,806	50.4%
	<u>\$ 30,827,893</u>	<u>\$ 14,908,392</u>	48.4%	<u>\$ 29,890,321</u>	<u>\$ 14,346,013</u>	48.0%

City of Porterville
General Fund Expenditures
Six Months Ended December 31, 2019 and December 31, 2018



City of Porterville
General Fund Expenditures
Six Months Ended December 31, 2019

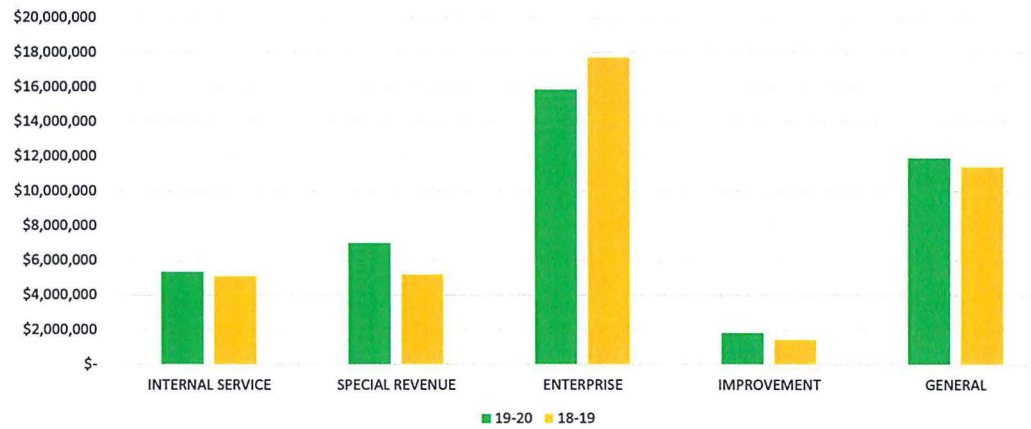


CITY OF PORTERVILLE

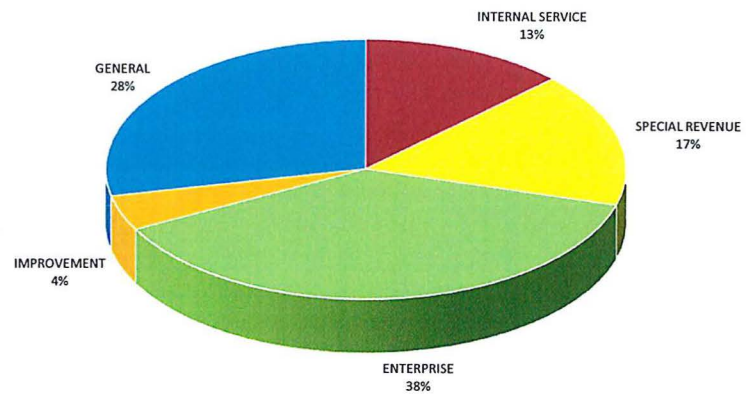
**REVENUE STATUS REPORT - ALL OTHER FUNDS
FOR THE SIX MONTHS ENDED
DECEMBER 31, 2019 AND DECEMBER 31, 2018**

REVENUE SOURCE	2019-2020 ESTIMATED REVENUE	2019-2020 YEAR-TO-DATE REVENUE	% OF ESTIMATE	2018-2019 ESTIMATED REVENUE	2018-2019 YEAR-TO-DATE REVENUE	% OF ESTIMATE
MEASURE H SALES TAX	\$ 3,854,047	\$ 1,293,892	33.6%	\$ 3,719,011	\$ 1,301,456	35.0%
MEASURE I SALES TAX	6,665,239	2,434,110	36.5%	-	-	-
SPECIAL GAS TAX	3,615,857	1,692,387	46.8%	3,925,439	1,525,955	38.9%
LOCAL TRANSPORTATION FUNDS (LTF)	10,884,126	466,604	4.3%	11,239,674	1,467,289	13.1%
TRAFFIC SAFETY FUND	120,400	63,144	52.4%	150,400	50,040	33.3%
ZALUD ESTATE	7,800	5,515	70.7%	7,700	3,586	46.6%
COMMUNITY DEVELOPMENT BLOCK GRANT	834,422	462,784	55.5%	775,500	514,752	66.4%
TRANSIT	11,643,953	1,148,705	9.9%	15,452,340	3,204,046	20.7%
SPECIAL SAFETY GRANTS	151,500	118,566	78.3%	291,800	99,907	34.2%
SEWER OPERATING	7,142,596	3,580,672	50.1%	7,148,447	3,599,603	50.4%
REFUSE REMOVAL	6,032,500	3,055,330	50.6%	5,980,000	2,991,804	50.0%
AIRPORT OPERATIONS	1,476,800	798,548	54.1%	1,788,900	829,609	46.4%
GOLF COURSE	168,500	83,952	49.8%	171,500	82,607	48.2%
WATER OPERATING	12,469,100	7,192,040	57.7%	11,903,750	7,024,324	59.0%
RISK MANAGEMENT	6,821,402	3,522,974	51.6%	6,635,519	3,362,681	50.7%
EQUIPMENT MAINTENANCE	3,608,000	1,815,001	50.3%	3,315,000	1,738,080	52.4%
LANDSCAPE MAINTENANCE DISTRICT	112,540	57,369	51.0%	85,000	56,507	66.5%
WATER REPLACEMENT	21,037,761	547,784	2.6%	21,420,524	380,691	1.8%
SOLID WASTE RESERVE	1,775,356	483,095	27.2%	2,319,462	509,105	21.9%
SEWER REVOLVING	337,084	242,799	72.0%	317,058	179,944	56.8%
TRANSPORTATION DEVELOPMENT	210,000	193,888	92.3%	210,000	74,520	35.5%
PARK DEVELOPMENT	50,050	71,444	142.7%	50,050	33,901	67.7%
TREATMENT PLANT RESERVE	583,792	553,845	94.9%	581,248	363,246	62.5%
STORM DRAIN DEVELOPMENT	125,000	151,520	121.2%	120,000	60,725	50.6%
BUILDING CONSTRUCTION	5,000	4,039	80.8%	5,000	4,466	89.3%
TOTALS	\$ <u>99,732,825</u>	\$ <u>30,040,007</u>	30.1%	\$ <u>97,613,322</u>	\$ <u>29,458,843</u>	30.2%

City of Porterville
Revenue by Fund Type
Six Months Ended December 31, 2019 and December 31, 2018



City of Porterville
Revenue by Fund Type
Six Months Ended December 31, 2019

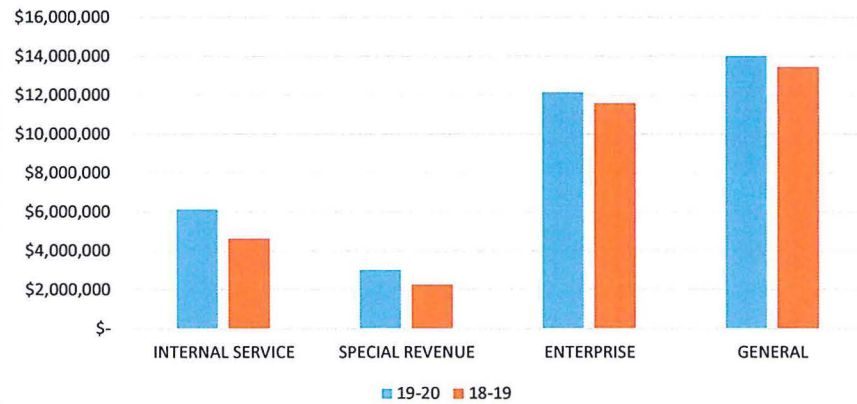


CITY OF PORTERVILLE

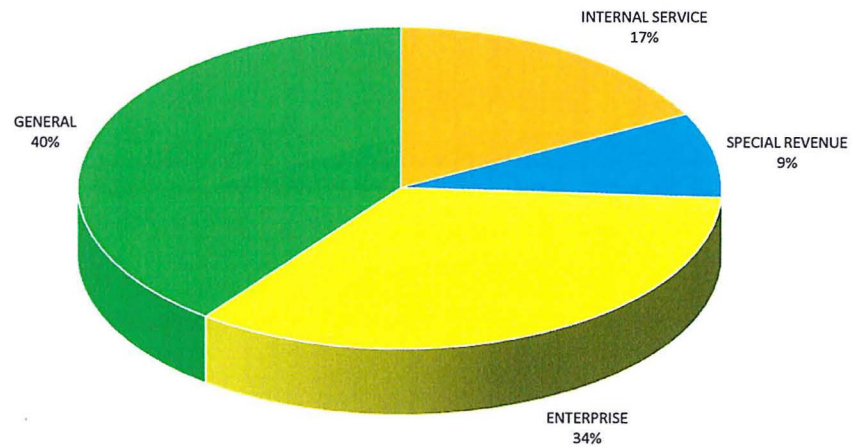
**EXPENDITURE STATUS REPORT - ALL OTHER FUNDS
FOR THE SIX MONTHS ENDED
DECEMBER 31, 2019 AND DECEMBER 31, 2018**

	2019-2020 AMENDED APPROP	2019-2020 YEAR-TO-DATE EXPEND	% OF APPROP	2018-2019 AMENDED APPROP	2018-2019 YEAR-TO-DATE EXPEND	% OF ACTUAL
MEASURE H SALES TAX	\$ 3,976,351	\$ 1,925,579	48.4%	\$ 3,869,533	\$ 1,995,670	51.6%
MEASURE I SALES TAX	3,022,750	814,487	26.9%	-	-	-
ZALUD ESTATE	23,955	14,739	61.5%	22,505	11,586	51.5%
COMMUNITY DEVELOPMENT BLOCK GRANT	812,415	86,840	10.7%	734,480	83,188	11.3%
TRANSIT	4,569,628	1,952,270	42.7%	4,011,228	1,734,120	43.2%
SPECIAL SAFETY GRANTS	311,411	113,719	36.5%	351,017	112,169	32.0%
SEWER OPERATING	6,187,428	2,788,890	45.1%	6,411,634	2,714,941	42.3%
REFUSE REMOVAL	6,467,269	2,994,788	46.3%	6,391,645	2,895,231	45.3%
AIRPORT	1,362,868	577,811	42.4%	1,551,236	700,190	45.1%
GOLF COURSE	433,299	218,008	50.3%	417,196	236,136	56.6%
WATER OPERATING	7,701,806	3,607,196	46.8%	7,304,698	3,284,819	45.0%
RISK MANAGEMENT	6,317,524	4,399,541	69.6%	6,503,564	2,878,734	44.3%
EQUIPMENT MAINTENANCE	3,661,301	1,736,695	47.4%	3,311,647	1,749,051	52.8%
LANDSCAPE MAINTENANCE DISTRICT	159,471	79,843	50.1%	174,970	66,148	37.8%
TOTALS	\$ <u>45,007,476</u>	\$ <u>21,310,405</u>	47.3%	\$ <u>41,055,353</u>	\$ <u>18,461,983</u>	45.0%

City of Porterville
Expenditures by Fund Type
Six Months Ended December 31, 2019 and December 31, 2018



City of Porterville
Expenditures by Fund Type
Six Months Ended December 31, 2019



CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - MEASURE H
For the Six Months Ended December 31, 2019 and December 31, 2018

	<u>FY 2019-20</u>	<u>FY 2018-19</u>
REVENUES		
Sales Tax - Measure H	\$ 1,285,348	1,296,687
Interest	8,011	4,192
Police Services	533	577
Contributions	-	-
TOTAL REVENUES	<u>1,293,892</u>	<u>1,301,456</u>
EXPENDITURES		
Police Department	821,543	843,150
Fire Department	810,440	885,109
Public Safety Station	19,328	18,092
Library & Literacy	274,268	249,319
TOTAL EXPENDITURES	<u>1,925,579</u>	<u>1,995,670</u>
REVENUE OVER/(UNDER) EXPENDITURES	\$ <u>(631,686)</u>	\$ <u>(694,214)</u>

CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - MEASURE I
For the Six Months Ended December 31, 2019 and December 31, 2018

	<u>FY 2019-20</u>	<u>FY 2018-19</u>
REVENUES		
Sales Tax - Measure I	\$ 2,413,737	\$ -
Interest	19,796	-
Police Services	577	-
Contributions	-	-
TOTAL REVENUES	<u>2,434,110</u>	<u>-</u>
EXPENDITURES		
Police Department	571,041	-
Fire Department	243,446	-
Streets Program	3,202	-
TOTAL EXPENDITURES	<u>817,689</u>	<u>-</u>
REVENUE OVER/(UNDER) EXPENDITURES	<u>\$ 1,616,421</u>	<u>\$ -</u>

CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - ENTERPRISE FUNDS
For the Six Months Ended December 31, 2019 and December 31, 2018

<u>FUND</u>	<u>REVENUES</u>	<u>EXPENSES</u>	<u>12/31/2019 NET OPERATING PROFIT (LOSS)</u>	<u>12/31/2018 NET OPERATING PROFIT (LOSS)</u>
Zalud Estate	\$ 5,515	\$ (14,739)	\$ (9,224)	\$ (7,999)
Transit	\$ 1,148,705	\$ (4,387,170)	\$ (3,238,465)	\$ (1,267,192)
Sewer Operating	\$ 3,580,672	\$ (2,788,890)	\$ 791,782	\$ 884,663
Solid Waste	\$ 3,055,330	\$ (2,994,788)	\$ 60,542	\$ 96,572
Airport	\$ 798,548	\$ (577,811)	\$ 220,737	\$ 129,419
Golf	\$ 83,952	\$ (218,008)	\$ (134,056)	\$ (153,529)
Water Operating	\$ 7,192,040	\$ (3,607,196)	\$ 3,584,844	\$ 3,739,505



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Proposed Budget Calendar for Fiscal Year 2020-2021 and Scheduling of City Council Priority Projects Study Session

SOURCE: City Manager's Office

COMMENT: Section 51 of the City Charter requires the submission, not later than thirty (30) days before the end of the fiscal year, of an estimate of the expenditures and revenues of the City's Departments for the ensuing fiscal year. For City Council's consideration, please find attached the proposed budget calendar for the preparation and submission of the City's Annual Budget for the upcoming fiscal year 2020-2021.

In conjunction with the preparation of the budget, staff proposes to schedule the City Council's Priority Projects Study Session for Tuesday, March 24, 2020, beginning at 6:00 P.M. in Council Chambers.

RECOMMENDATION: That the City Council:
1) Approve the scheduling of its Priority Projects Study Session for Tuesday, March 24, 2020, beginning at 6:00 P.M. in Council Chambers; and
2) Approve the proposed budget calendar for the 2020-2021 fiscal year.

ATTACHMENTS: 1. Proposed FY 2020-2021 Budget Calendar

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

**CITY OF PORTERVILLE
FY 2020-2021 BUDGET CALENDAR**

<u>Date</u>	<u>Task</u>	<u>Responsibility</u>
February 28	Budget planning session	CM/Directors
March 12	10-Year Capital Projects update	CM/Directors
March 24	Council study session (priority projects)	Council
March 27	Budget worksheets to Departments	Finance
April 13	Preliminary revenue estimates completed	Finance
April 17	Completed budget worksheets to Finance	Directors
May 1	Budget planning session	CM/Directors
May 11	Preliminary budget completed	Finance
May 15	Preliminary budget approved by City Manager	CM
May 27	TUTOC review of Measure H & Measure I proposed budget	CM
June 2	Preliminary budget presented to Council	Council
June 16	Final budget public hearing and approval by Council	Council



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Approval of Community Civic Event - Boys and Girls Clubs of the Sequoias (Strathmore) - Love Our Kids Fun Run 2020 - March 7, 2020

SOURCE: Finance

COMMENT: The Boys and Girls Club of the Sequoias (Strathmore) are requesting approval to hold its annual 5K run around the perimeter of Veteran's Park, omitting the Porterville Marketplace, on Saturday, March 7, 2020, from 7:30 a.m. to 1:30 p.m. No street closures are requested.

This request is made under the Community Civic Events Ordinance No. 1326, as amended. The application has been routed according to the ordinance regulations and reviewed by all departments involved. The requirements are listed on the attached copy of the application and agreement and Exhibit A and Exhibit B.

RECOMMENDATION: That the City Council approve the Community Civic Event Application and Agreement from the Boys and Girls Clubs of the Sequoias (Strathmore), subject to the Restrictions and Requirements contained in the Application and Agreement, Exhibit A and Exhibit B of the Community Civic Event Application.

ATTACHMENTS:

1. Community Civic Event Application and Agreement, Exhibit A, Exhibit B, Map, Amplifier Permit, Liability Waiver and Certificate of Liability Insurance.

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

291 N. Main Street, Porterville, CA 93257
559-782-7451 Fax: 784-4569 www.ci.porterville.ca.us



(Incomplete applications can delay permit process)

APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

DO YOU HAVE? Event Flyer? E-mail address? Website?
Application date: 01/10/2020 Event date: 03/07/2020
Event time: 7:30a setup - 1:30pm
Name of Event: Love Our Kids Fun Run 2020

Sponsoring organization: Boys & Girls Club Phone # (559) 592-4074
Address: 215 W. Tulare Ave, Visalia, Ca. 93277
Authorized representative: Adele Sanchez Phone # (559) 306-7661
Address: PO Box 610, Strathmore, Ca. 93267
Event chairperson: Gail Grasmick Phone # (559) 361-9321
19960 Road 232, Strathmore Ca. 93267
Location of event Porterville Veterans Park

(Location map must be attached)

Type of event: 5k Fun Run

Non-profit organization status: (501C) BL#004524

(IRS Determination)

City services requested (fees associated with these services will be billed separately):

Barricades (quantity): 0 Street sweeping Yes No X

Police protection Yes No Refuse pickup Yes No X

Other:

Parks facility application required: Yes X No Attached X

Assembly permit required: Yes No X Attached

STAFF COMMENTS (list special requirements or conditions for event):

Appr. Deny

_____	_____	Bus. Lic. Spvr.	_____
_____	_____	Pub. Works Dir	_____
_____	_____	Comm. Dev. Dir.	_____
_____	_____	Field Svcs. Mgr.	_____
_____	_____	Fire Chief	_____
_____	_____	Parks Dir.	_____
_____	_____	Police Chief	_____
_____	_____	Admin. Svcs. Dir.	_____

CITY OF PORTERVILLE

APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

What constitutes a Community Civic Event?

A non-profit organization wishes to sponsor an event that is open to the community at large and will utilize public property. Most of the time, Community Civic Events require street or sidewalk closures. This application must be submitted NO LESS THAN 30 DAYS PRIOR to the date of the event in order to obtain City Council approval.

All City Code requirements are described in ordinance 15-20 (e) 1-23 and as amended in ordinance 1613. For a full description please visit our City of Porterville website at www.ci.porterville.ca.us/govt/CityClerk/, Porterville Municipal Codes. For questions or concerns please call 559-782-7451 or 559-782-7457. Any person who violates the provisions in this code, shall be deemed guilty of either a misdemeanor or an infraction, with penalties of one hundred (\$100) for the first violation.

Liability insurance: The sponsoring organization/applicant agrees to provide and keep in force during the term of this permit a policy of liability and property damage insurance against liability for personal injury, including accidental death, as well as liability for property damage which may arise in any way during the term of this permit. The City of Porterville and Successor Agency to the Porterville Redevelopment Agency shall be named as additional insured. A Certificate of Liability Insurance and Additional Insured Endorsement sample forms are enclosed for your convenience. This original certificate and endorsement shall be submitted to the Finance Department prior to the City of Porterville Council's approval. The council shall condition the granting of a CCE permit upon the sponsoring entity's filing with the council a policy of public liability insurance in which the city has been named as insured or coinsured with the permittee. The policy of insurance shall insure the city, its officers, and its employees against all claims arising out of, or in connection with, the issuance of the CCE permit or the operation of the permittee or its agents or representatives, pursuant to the permit. The policy of insurance shall provide coverage of no less than one million dollars (\$1,000,000.00) per occurrence of bodily injury and property damage, combined single limit. (Ordinance 15-20(e) 18)

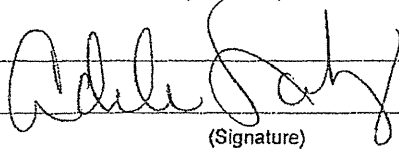
Alcohol liability insurance: Organization/Applicant will obtain an alcohol permit if any alcoholic beverages are to be served. The insurance policy shall be endorsed to include full liquor liability in an amount not less than one million dollars (\$1,000,000) per occurrence. The City of Porterville shall be named as additional insured against all claims arising out of or in connection with the issuance of this permit or the operation of the permitted, his/her agents or representatives pursuant the permit. Claims-made policies are not acceptable.

Health permit: Organization/Applicant will obtain or ensure that all participants obtain a 'Temporary Food Facilities' permit(s) from the Tulare County Public Health Department, if any food is to be served in connection with this Community Civic Event. To contact the Tulare County Environmental Health Department located at 5957 S. Mooney Blvd., Visalia, CA, 93277, call 559-733-6441, or fax information to 559-733-6932; or visit their website: www.tularehhsa.org.

First aid station: Organization/Applicant will establish a first aid station, with clearly posted signs, to provide basic emergency care, such as ice/hot packs, bandages, and compresses.

Toilet rental service: Applicant shall have care, custody and control of the equipment and shall bear responsibility and liability for all loss and damage to the equipment and for its contents while at the City's location. Applicant shall not overload, move or alter the equipment and shall use the equipment for its intended purpose. Applicant shall be responsible for any damages to City's property resulting from company's provision of services hereunder. Applicant shall confirm with the service company the number of portable toilets, standard and handicap, and wash sinks needed for the number of expected attendees.

Agreement: The sponsoring organization/applicant agrees to comply with all provisions of the Community Civic Event Ordinance 15-20(e), as amended, and the terms and conditions set forth by City Council and stated in Exhibit 'A.' The sponsoring organization/applicant agrees, during the term of this permit, to secure and hold the City free and harmless from all loss, liability, and claims for damages, costs and charges of any kind or character arising out of, relating to, or in any way connected with his/her performance of this permit. Said agreement to hold harmless shall include and extend to any injury to any person or persons, or property of any kind whatsoever and to whomever belonging, including, but not limited to, said organization/applicant, and shall not be liable to the City for any injury to persons or property which may result solely or primarily from the action or non-action of the City or its directors, officers, or employees. Approval of the Community Civic Events Permit by the Porterville City Council pertains only to authorized activities conducted at designated locations within the incorporated area of the City of Porterville, and such approval shall not be construed or interpreted to authorize sponsor utilization of public right-of-ways outside of the jurisdiction of the City of Porterville.

Boys & Girls Club of Strathmore		1/10/2020
(Name of Organization)	(Signature)	(Date)

CITY OF PORTERVILLE

VENDOR/PARTICIPANT LIST IN CONNECTION WITH THE APPLICATION AND
AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY
TO BE HELD ON PUBLIC PROPERTY

Name of event: Love Our Kids Fun Run 5k

Sponsoring organization: Boys & Girls Club of the Sequoias (Strathmore)

Location: Porterville Veterans Park Event date: 3/7/2020 Event time: 7:30a-1:30p

All vendors are required to complete the business license permit form. List all firms, individuals, organizations, etc., that will engage in selling at or participate in the above-named event. **NO PERMIT WILL BE ISSUED WITHOUT THIS INFORMATION.** Vendors with no valid City of Porterville business license are required to pay \$1 per day to the City, with the exceptions of non-profit organizations per *City of Porterville Municipal Code 15-20(E) Community Civic Events (16). This form should be completed at the time of application, but must be submitted **NO LESS THAN ONE WEEK PRIOR TO THE EVENT.**

[illegible]

***Municipal Code 15-20(E) Community Civic Events (16):** *Business License Fees: Any individual, company, firm, concessionaire, fair operator, carnival operator, etc., who engages in, conducts, organizes, or promotes business for profit shall pay a business license fee of one dollar (\$1.00) per day per amusement, entertainment, exhibit, ride or per booth, space, stall, stand or other unenclosed location used for the purpose of advertising, promoting, or sale of, or taking orders for, goods or services; except that no individual, company, firm concessionaire, fair operator, carnival operator, etc., who possesses a valid city business license shall be subject to separate licensing pursuant to this subsection E16.*

The nonprofit sponsor shall collect said fee and remit the fee to the city within five (5) working days following the CCE. Said remittance shall be accompanied by a complete list of participants and consecutively numbered receipts written in triplicate, containing the name, address and telephone number of the licensee, and the licensee's California seller's permit number. Said receipts shall be furnished by the city. One copy of the receipt shall be furnished to the licensee, one copy filed with the finance department of the city, and one copy retained by the CCE sponsor for a period of three (3) years for audit purposes.

Requirements for Community Civic Event
Boys and Girls Club of Tulare County, Inc.
Boys and Girls Club of Strathmore
Love Our Kids 5K Fun Run
March 7, 2020

Finance Director:

M. Bemis

City Engineer:

D. Cervantez

Community Development Manager:

J. Phillips

Public Works Director

M. Knight

Fire Marshal:

C. Dignam

No comments.

Parks and Leisure Services Director:

D. Moore

Vehicles to remain off the grass except for unloading/loading. A portion of grass between pavilions 1 & 2 may be under construction and if so, the route will have to not include that portion of the park.

Police Lieutenant:

J. Maniss

Please see conditions/requirements for special event in Exhibit B.

Administrative Services Director:

P. Hildreth

See Exhibit A, page 2.

Requirements for Community Civic Event

Sponsor: Boys and Girls Club of Tulare County, Inc.
Event: Love our Kids 5K Fun Run
Event Chairman: Gail Grasmick
Location: Veterans Park
Date of Event: March 7, 2020
Time of Event: 7:30 a.m. to 1:30 p.m.

RISK MANAGEMENT: Conditions of Approval

That the Boys and Girls Club of Tulare County, Inc. provide a Certificate of Commercial General Liability Insurance Coverage evidencing coverage of not less than \$1,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville, its Officers, Employees, Agents and Volunteers as 'Additional Insured' against all claims arising from, or in connection with, the Permittee's operation and sponsorship of the aforementioned Community Civic Event.

- A. Said Certificate of Insurance shall be an original (fax and xerographic copies not acceptable), the Certificate shall be signed by an agent authorized to bind insurance coverage with the carrier, and the deductible, if any, shall not be greater than \$1,000.
- A. Said insurance shall be primary to the insurance held by the City of Porterville, be with a company having an A.M. Best Rating of no less than A:VII, and the insurance company must be an "admitted" insurer in the State of California.

PORTERVILLE POLICE DEPARTMENT

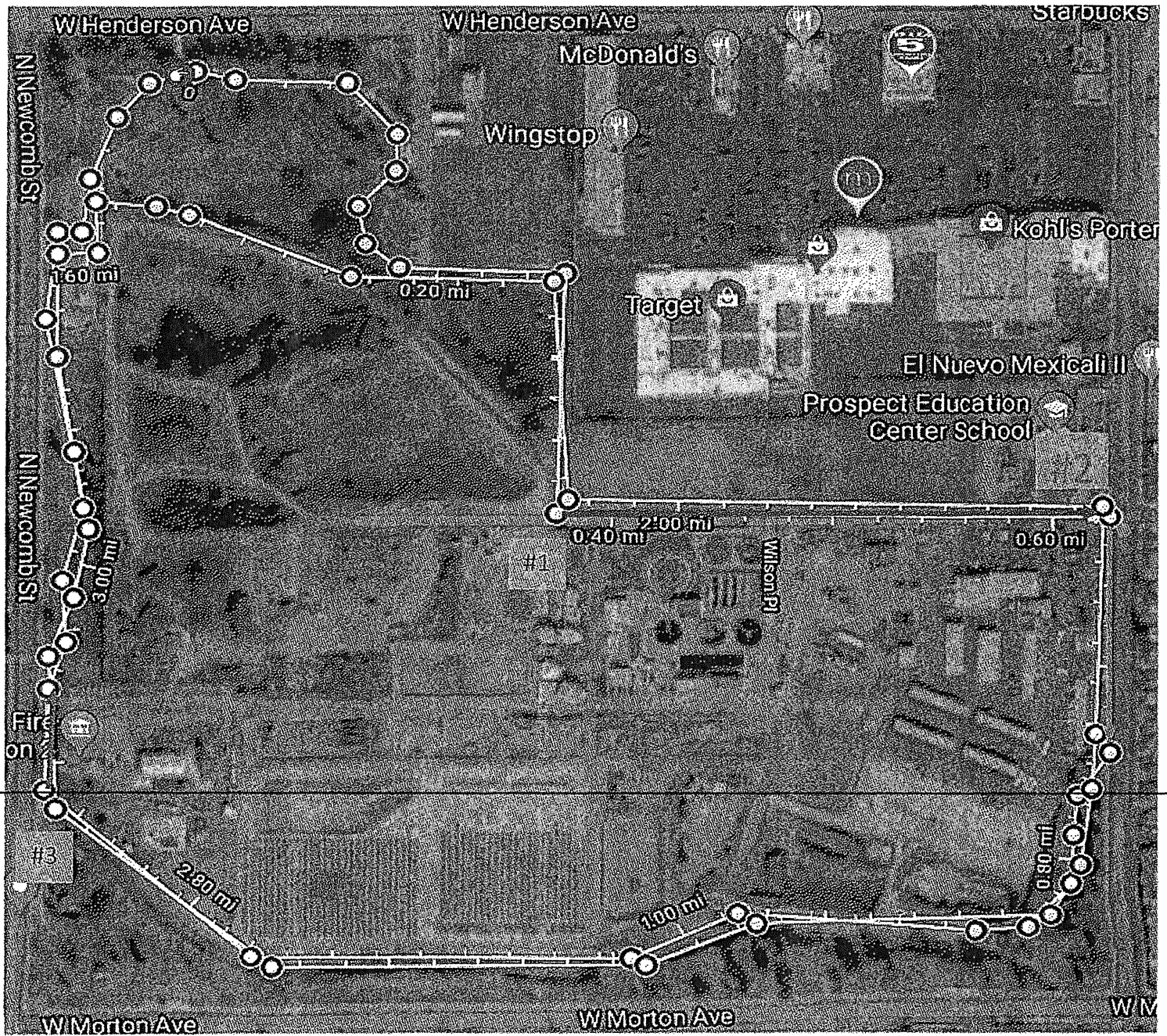
Conditions/Requirements for Special Event

Boys & Girls Club of the Sequoias
“Love Our Kids 5k Fun Run”
Porterville Veterans Park
March 7, 2020 from 7:30am-1:30pm

- ▶ Aid stations and check points must be out of the roadway and not in a position to interfere with traffic.
 - ▶ Staff at aid stations and check points should have a means of communication by which they may summon assistance in the event of an emergency.
 - ▶ Event staff on the race route should wear highly visible attire.
 - ▶ For everyone’s safety, all participants should be directed to stay away from the side of the roadways and not disrupt the normal flow of traffic.
 - ▶ An Outside Amplifier Permit has been requested and granted. However, event organizers shall not allow music or other amplifications to be played so loud as to unreasonably disturb the peace and good order of the business establishments or neighborhoods in the area.
-
- ▶ Event organizers should contact the Police Department Watch Commander well in advance of the event to make any special requests not listed above. Watch Commander Lieutenants Brian Nix and/or Mark Azevedo can be reached at (559) 782-7410.

Josh Maniss, Lieutenant
Porterville Police Department

Exhibit B



CITY OF PORTERVILLE
OUTSIDE AMPLIFIER PERMIT
(City Ordinances.#18-9 & 18-14)



This application must be submitted ten (10) days prior to the date of the event. A copy of this permit must be at the operating premises of the amplifying equipment for which this registration is issued.

- 1 Name and home address of the applicant: Boys & Girls Club of the Sequoias (Strathmore)
215 W. Tulare Ave., Visalia Ca. 93277
- 2 Address where amplification equipment is to be used: Porterville Veterans Park
- 3 Names and addresses of all persons who will use or operate the amplification equipment: Jonathan Ertl
19704 Road 222, Strathmore Ca. 93267
- 4 Type of event for which amplification equipment will be used: 5K Fun Run
- 5 Dates and hours of operation of amplification equipment: 3/07/2020 8:30am - 12:00pm
- 6 A general description of the sound amplifying equipment to be used: PA system to announce race winners and thank sponsors.

Section 18-9

It shall be unlawful for any person within the city to use or operate or cause to be operated or to play any radio, phonograph, jukebox, record player, loudspeaker, musical instrument, mechanical device, machine, apparatus, or instrument for intensification or amplification of the human voice or any sound or noise in a manner so loud as to be calculated to disturb the peace and good order of the neighborhood or sleep of ordinary persons in nearby residences or so loud as to unreasonably disturb and interfere with the peace and comfort of the occupants of nearby residences.

The operation of any such instrument, phonograph, jukebox, machine or device in such manner as to be plainly audible at a distance of one hundred feet (100') from the building, structure, vehicle, or place in which, or on which it is situated or located shall be prima facie evidence of a violation of this section. (Ord. Code § 6311)

Section 18-14

It shall be unlawful for any person to maintain, operate, connect, or suffer or permit to be maintained, operated, or operated, or connected any or sound amplifier in such a manner as to cause any sound to be projected outside of any building or out of doors in any part of the city, except as may be necessary to amplify sound for the proper presentation of moving picture shows, or exhibiting for the convenient hearing of patrons within the building or enclosure in which the show or or exhibition is given, without having first procured a permit from the chief of police, which permit shall be granted at the will of the chief of police upon application in writing therefore, but which permit, when granted, shall be revocable by the city council whenever any such loudspeaker or sound amplifier shall by the council be deemed objectionable, and any such permit may be so revoked with or without notice, or with or without a formal hearing, at the option of the council, and in the event of the revocation of any such permit, the same shall not be renewed, except upon application as the first instance. (Ord. Code § 6312)

Penal Code Section 415 (2)

Any of the following persons shall be punished by imprisonment in the county jail for a period of not more than 90 days, a fine of not more than four hundred dollars (\$400), or both such imprisonment and fine: (2) Any person who maliciously and willfully disturbs another person by loud and unreasonable noise.

I hereby certify that I have read and answered all statements on this registration form and that they are true and correct.

[Signature]
Signature of Applicant

01/10/2020
Date

THIS OUTSIDE AMPLIFIER PERMIT HAS BEEN APPROVED. HOWEVER, WE URGE YOU TO REMAIN CONSIDERATE OF THE GENERAL PEACE AND ORDER OF THE NEIGHBORS IN THE AREA. FAILURE TO ABIDE BY THESE REGULATIONS CAN RESULT IN REVOCATION OF THE PERMIT.

[Signature] # 4121
City of Porterville, Chief of Police/Designee

1/27/2020
Date

AGREEMENT AND LIABILITY WAIVER ("Agreement and Waiver")

PLEASE READ THE FOLLOWING AGREEMENT AND WAIVER CAREFULLY, AS IT AFFECTS YOUR FUTURE LEGAL RIGHTS. BY PROCEEDING WITH REGISTERING FOR THE EVENT, YOU ACKNOWLEDGE AND AGREE THAT YOU HAVE CAREFULLY READ THE AGREEMENT AND WAIVER AND AGREE TO THE TERMS SET FORTH BELOW.

Though you still need to read the entire document, some of the key points of this Agreement and Waiver are highlighted here:

- The activity for which you are registering Love Our Kids Fun Run is physically challenging and pose a risk of discomfort, illness, injury, and even death. You need to be satisfied that you are physically capable of doing the Event without risk to your health or your life. We do not conduct health or fitness checks on entrants.
- While we take care to make the Event as safe as possible, we cannot remove risks and dangers to participants and observers and, accordingly, you participate or observe at your own risk.
- Where you have registered or entered on behalf of anyone under the age of 18 or have accompanied anyone under the age of 18 to observe the Love Our Kids Fun Run, you also agree to the contents of this Agreement and Waiver on behalf of the person under 18.

In consideration of being permitted to register and/or participate in and/or observe the Event, on behalf of yourself and any personal representatives, assigns, heirs, executors, successors, next of kin, and persons supported by you (if relevant under the applicable laws), you understand that:

1. Authority to Register and/or to Act as Agent. You represent and warrant to Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville that you have full legal authority and capacity to complete the registration for the Love Our Kids Fun Run, including this Agreement and Waiver, on behalf of yourself and/or, where applicable, any party for whom you are registering (the "Registered Parties"), including full authority to make use of the credit or debit card to which registration fees will be charged. As used in this Agreement and Waiver, (a) Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville that, licensors, and any and all subsidiaries, affiliated entities, or entities that control, are controlled by, or are under common control with Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville that singly or together and its and each of their officers, employees, contractors, subcontractors and agents and each of their agents, representatives, successors and assigns; and (b) "you" or "your" means and includes you (as an individual) and all other Registered Parties for whom you are registering, and by virtue of agreeing to this Agreement and Waiver, for whom you are waiving certain rights.

If you are registering a child under the age of 18 or an incapacitated adult, you represent and warrant that you are the parent or legal guardian of that party and have the legal authority and capacity to enter into this Agreement and Waiver on his/her behalf and by proceeding with registration for the Event, you agree that the terms of this Agreement and Waiver shall apply equally to all of the Registered Parties. To the extent permitted by law, each person agreeing to this Agreement and Waiver for him/herself and/or on behalf of another Registered Party (including, without limitation, any minor) agrees to indemnify, defend, and hold Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville harmless from any liability, claim, demand, cause of action, damage, loss, or expense (including court costs and reasonable attorneys' fees) of any kind or nature (each, a "Liability" and collectively "Liabilities") in the event the Liability arises because a Registered Party is found by a court of competent jurisdiction to not be bound by the terms and conditions of this Agreement and Waiver. In addition, if, despite this Agreement and Waiver, any of the Registered Parties makes a claim against Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville, you agree, immediately upon request or demand by Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville, to defend, indemnify, and hold Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville harmless from all Liabilities which may be incurred as the result of such claim.

2. ASSUMPTION OF RISK. IN CONSIDERATION OF THE ACCEPTANCE OF YOUR REGISTRATION AND PARTICIPATION IN THE EVENT, YOU ASSUME FULL AND COMPLETE RISK AND RESPONSIBILITY FOR ANY DISCOMFORT, ILLNESS, INJURY, OR ACCIDENT WHICH MAY OCCUR WHILE YOU ARE PREPARING FOR THE EVENT, DURING THE EVENT, WHILE YOU ARE ON THE PREMISES OF THE EVENT, OR WHILE YOU ARE TRAVELING TO OR FROM THE EVENT. YOU UNDERSTAND THAT PARTICIPATING IN THE EVENT MAY BE HAZARDOUS, AND THAT YOU SHOULD NOT ENTER AND PARTICIPATE UNLESS YOU ARE MEDICALLY ABLE AND PROPERLY TRAINED. YOU SHOULD CONSULT YOUR DOCTOR BEFORE PARTICIPATING IN THE EVENT. IT IS YOUR RESPONSIBILITY TO CHECK AND TO ENSURE THAT YOU ARE AT ALL TIMES MEDICALLY AND PHYSICALLY FIT TO PARTICIPATE IN THE ACTIVITIES RELATED TO THE EVENT. YOU ACKNOWLEDGE AND AGREE THAT THE EVENT MAY BE HELD OVER PUBLIC ROADS AND FACILITIES OPEN TO THE PUBLIC DURING THE EVENT AND UPON WHICH HAZARDS ARE TO BE EXPECTED. YOU ALSO ACKNOWLEDGE AND AGREE THAT PARTICIPATION IN THE EVENT MAY CARRY WITH IT CERTAIN INHERENT RISKS AND DANGERS THAT CANNOT BE ELIMINATED COMPLETELY RANGING FROM RISK OF MINOR DISCOMFORT TO CATASTROPHIC INJURIES INCLUDING PERMANENT DISABILITY AND DEATH. YOU ARE AWARE OF AND ASSUME ALL RISKS ASSOCIATED WITH PARTICIPATING IN THE EVENT, INCLUDING WITHOUT LIMITATION RISKS OF PERMANENT INJURY OR DEATH DUE TO FALLS, OBSTACLES, CONTACT WITH OTHER PARTICIPANTS, ACTS OR OMISSIONS OF OTHER PARTICIPANTS, EFFECT OF WEATHER, TRAFFIC AND CONDITIONS OF ANY ROAD.

3. Representations. You represent and warrant that you are in good physical condition, are able to safely participate in the Event, and have no medical condition that would make your participation in the Event more hazardous. You consent to medical care and transportation in order to obtain treatment in the event of injury to you and understand that this Agreement and Waiver extends to any liability arising out of or in any way connected with the medical treatment and transportation provided in the event of an emergency and/or injury. You understand that no medical care may be available, but if it is, you assume liability for any and all medical expenses incurred as a result of your participation in the Event (where such medical expenses are not provided on a free of charge basis by any medical services organizations, clinics, or hospitals), including, but not limited to ambulance transport, hospital stays, physician, and pharmaceutical goods and services. You agree to observe and obey all posted rules and warnings, to follow any instructions or directions provided to you by Boys and Girls Club of the Sequoia (Strathmore), & The City of Porterville or the Event organizer and to abide by any decision of any Event official relative to your ability to safely participate in or attend the Event. You understand and agree that you are expected to exhibit appropriate behavior at all times while at the Event and to obey all applicable laws while participating in or attending the Event. This includes, generally, respect for other people, equipment, facilities or property. You agree that Event officials may dismiss you, without refund, should your behavior, in the opinion of Active or the Event organizer, endanger the safety of or negatively affect the Event. You understand and agree that you are responsible for taking care of your own personal belongings during the Event and, to the maximum extent permitted by law, neither Active nor the Event organizer is responsible for any personal item or property that is lost, damaged or stolen at the Event. You understand and agree that the Event organizer reserves the right to cancel the Event in the event of weather (including, but not limited to, heat, tornadoes, earthquakes, fires, storms, lightning and floods), accidents, acts of war or terrorism, military conflicts or riots, or for any reason that would affect the safety and security of Event participants and/or spectators or the feasibility of the Event to be held. In the event of such cancellation or any other cancellation for any reason, there will be no refund of your payment unless authorized and paid by the Event organizer.

4. RELEASE AND WAIVER OF LIABILITY. YOU HEREBY WAIVE, RELEASE, COVENANT NOT TO SUE AND FOREVER DISCHARGE ACTIVE, BOYS AND GIRLS CLUB OF THE SEQUOIAS (STRATHMORE), THE CITY OF PORTERVILLE AND ALL OTHER PERSONS ASSOCIATED WITH THE EVENT, FOR ALL LIABILITIES, CLAIMS, ACTIONS, OR DAMAGES THAT YOU MAY

HAVE AGAINST THEM ARISING OUT OF OR IN ANY WAY CONNECTED WITH YOUR REGISTRATION AND/OR PARTICIPATION IN THE EVENT, INCLUDING WITHOUT LIMITATION ANY LIABILITIES, CLAIMS, ACTIONS, OR DAMAGES CAUSED BY NEGLIGENCE OF THE ABOVE PARTIES (INCLUDING ANY NEGLIGENT RESCUE ATTEMPT), THE ACTION OR INACTION OF ANY OF THE ABOVE PARTIES, OR OTHERWISE.

ACTIVE SHALL NOT BE LIABLE TO YOU FOR ANY DIRECT, INDIRECT, INCIDENTAL, SPECIAL, CONSEQUENTIAL OR EXEMPLARY DAMAGES, INCLUDING, BUT NOT LIMITED TO, DAMAGES FOR LOSS OF PROFITS, GOODWILL, USE, DATA OR OTHER INTANGIBLE LOSSES (EVEN IF ACTIVE HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES). WITHOUT LIMITING THE FOREGOING, ACTIVE WILL NOT BE RESPONSIBLE FOR (A) THE USE OR THE INABILITY TO USE THE ACTIVE SITES, PRODUCTS OR SERVICES; (B) THE COST OF PROCUREMENT OF SUBSTITUTE GOODS AND SERVICES RESULTING FROM ANY GOODS, DATA, INFORMATION OR SERVICES PURCHASED OR OBTAINED OR MESSAGES RECEIVED OR TRANSACTIONS ENTERED INTO THROUGH OR FROM THE ACTIVE SITES; (C) YOUR PARTICIPATION IN ANY PROMOTION OR PROGRAM COORDINATED BY ACTIVE; (D) PERSONAL INJURY; (E) UNAUTHORIZED ACCESS TO OR ALTERATION OF YOUR TRANSMISSIONS OR DATA; (F) STATEMENTS OR CONDUCT OF ANY THIRD PARTY ON THE ACTIVE SITES; (G) ANY OTHER MATTER RELATING TO THE ACTIVE SITES, OR ACTIVE PRODUCTS OR SERVICES; OR (H) YOUR PARTICIPATION IN THE EVENT. YOU AGREE THAT ACTIVE'S MAXIMUM LIABILITY TO YOU, FOR ANY REASON OR CAUSE WHATSOEVER, SHALL NOT EXCEED THE TOTAL AMOUNT OF MONIES RECEIVED BY ACTIVE FROM YOU. NOTHING IN THIS AGREEMENT AND WAIVER SHALL BE CONSTRUED AS LIMITING OR EXCLUDING ACTIVE'S OR THE EVENT ORGANIZER'S LIABILITY FOR: (A) DEATH OR PERSONAL INJURY CAUSED BY GROSS NEGLIGENCE; (B) FRAUD OR FRAUDULENT MISREPRESENTATION; OR (C) ANY OTHER MATTER FOR WHICH IT WOULD BE ILLEGAL OR UNLAWFUL TO EXCLUDE OR ATTEMPT TO EXCLUDE LIABILITY. YOUR STATUTORY RIGHTS AS A CONSUMER ARE NOT AFFECTED BY THIS AGREEMENT AND WAIVER.

5. INDEMNITY. YOU AGREE TO INDEMNIFY, DEFEND, AND HOLD HARMLESS ACTIVE AND ALL OTHER PERSONS ASSOCIATED WITH THE EVENT, FROM ALL LIABILITIES ARISING OUT OF OR IN ANY WAY CONNECTED WITH (A) YOUR PARTICIPATION IN THE EVENT, INCLUDING WITHOUT LIMITATION ANY LIABILITY CAUSED BY NEGLIGENCE (INCLUDING ANY NEGLIGENT RESCUE ATTEMPT), THE ACTION OR INACTION OF ACTIVE, (B) YOUR USE OF ACTIVE, OR (C) ANY VIOLATION BY YOU OF ANY TERMS OF THIS AGREEMENT AND WAIVER AND/OR THE TERMS OF SERVICE LOCATED

[ATHTTP://WWW.ACTIVENETWORK.COM/INFORMATION/TERMS-OF-USE.HTM](http://WWW.ACTIVENETWORK.COM/INFORMATION/TERMS-OF-USE.HTM).

6. DISCLAIMER OF WARRANTIES. YOU EXPRESSLY AGREE THAT USE OF ACTIVE'S SERVICES IS AT YOUR SOLE RISK. THE SERVICES ARE PROVIDED ON AN "AS IS" AND "AS AVAILABLE" BASIS. ACTIVE MAKES NO WARRANTY THAT ACTIVE SITES' SERVICES WILL BE UNINTERRUPTED, SECURE, OR ERROR FREE. ACTIVE EXPRESSLY DISCLAIMS ALL WARRANTIES OF ANY KIND, EXPRESS OR IMPLIED, INCLUDING WITHOUT LIMITATION ANY WARRANTY OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, OR NON-INFRINGEMENT. ACTIVE DOES NOT GUARANTEE THE ACCURACY OR COMPLETENESS OF ANY INFORMATION ON, OR PROVIDED IN CONNECTION WITH, THE ACTIVE SITES. ACTIVE IS NOT RESPONSIBLE FOR ANY ERRORS OR OMISSIONS, OR FOR THE RESULTS OBTAINED FROM THE USE OF SUCH INFORMATION.

7. Use of Likeness. You hereby irrevocably grant Active and the Event organizer permission to record your voice and photograph you in conjunction with the Event. You understand and agree that the term "photograph" as used herein encompasses both still photographs and video recordings. You further grant Active and the Event organizer permission to use your photograph, voice, and likeness taken in conjunction with the Event, in any form, including edited versions, in or over any medium including without limitation streaming audio and/or video over the internet, broadcast, cable, satellite transmissions, and media that are unknown at this time, worldwide for any legitimate purpose including, without limitation, any commercial purpose, without compensation to you. Your

further waive any right of inspection of any such recordings and photographs. You understand that any such recordings and photographs recorded by Active and/or the Event organizer shall become the sole property of Active and/or the Event holder, as applicable.

8. Severability. You further expressly agree that this Agreement and Waiver is intended to be as broad and inclusive as is permitted by applicable law, and if any provision of this Agreement and Waiver is held to be unenforceable by a court of competent jurisdiction for any reason whatsoever, (a) the validity, legality, and enforceability of the remaining provisions of this Agreement and Waiver (including without limitation, all portions of any provisions containing any such unenforceable provision that are not themselves unenforceable) shall not in any way be affected or impaired thereby, and (b) to the fullest extent possible, the unenforceable provision shall be deemed modified and replaced by a provision that approximates the intent and economic effect of the unenforceable provision and the Agreement and Waiver shall be deemed amended accordingly.

9. ACCEPTANCE. BY INDICATING YOUR ACCEPTANCE OF THIS AGREEMENT AND WAIVER, YOU ARE AFFIRMING THAT YOU HAVE READ THIS AGREEMENT AND WAIVER AND FULLY UNDERSTAND ITS TERMS. YOU UNDERSTAND THAT YOU AND ALL REGISTERED PARTIES ARE GIVING UP SUBSTANTIAL RIGHTS, INCLUDING THE RIGHT TO SUE. YOU ACKNOWLEDGE THAT YOU ARE AGREEING TO THIS AGREEMENT AND WAIVER FREELY AND VOLUNTARILY, AND INTEND BY YOUR ACCEPTANCE TO BE A COMPLETE AND UNCONDITIONAL RELEASE OF ALL LIABILITY TO THE GREATEST EXTENT ALLOWED BY LAW. IF THE PARTICIPANT IS A MINOR OR INCAPACITATED ADULT, YOU CERTIFY THAT YOU ARE THE PARTICIPANT'S PARENT OR GUARDIAN AND AGREE TO THIS WAIVER AND RELEASE FROM LIABILITY ON BEHALF OF THE PARTICIPANT.

10. Applicable Law; Consent to Jurisdiction; Other Jurisdiction-Specific Provisions.

Provisions Applicable to Events Held in the United States of America: You agree that the laws of the State of Texas, United States of America, without regard to the conflict of laws principles thereof, will apply to all matters relating to this Agreement and Waiver. You irrevocably consent that exclusive jurisdiction for any dispute with Active relating to this Agreement and Waiver resides in the courts of Dallas, Texas, and you further agree and expressly consent to the exercise of personal jurisdiction in the courts of Dallas, Texas in connection with any such dispute including any claim involving Active.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

1/17/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Arthur J. Gallagher & Co. Insurance Brokers of CA, Inc, LIC # 0726293 500 North Santa Fe Visalia CA 93292	CONTACT NAME:	
	PHONE (A/C, No. Ext): 559-635-3553 FAX (A/C, No.):	
INSURED Boys & Girls Clubs of Tulare County, Inc. 215 W Tulare Ave. Visalia CA 93277	E-MAIL ADDRESS: Kelli.Marks@ajg.com	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: Great American Insurance Company	NAIC # 16691
	INSURER B: Philadelphia Insurance Company	
	INSURER C:	
	INSURER D:	
INSURER E:		
INSURER F:		

COVERAGES**CERTIFICATE NUMBER:** 2018680824**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR ☒ Soc Serv Prof Li GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☐ PRO-JECT ☒ LOC ☐ OTHER: ☐ AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY ☐ UMBRELLA LIAB ☐ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☐ RETENTIONS ☐ WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N ☐ N/A	Y		PAC122975103	4/15/2019	4/15/2020	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$3,000,000 PRODUCTS - COMP/OP AGG \$3,000,000 \$ COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
							EACH OCCURRENCE \$ AGGREGATE \$ \$ PER STATUTE ☐ OTH-ER ☐ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
B	D&O EPL Fiduciary			PHSD1438618	4/15/2019	4/15/2020	Limit Limit Limit \$1,000,000 \$1,000,000 \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

* Abuse limit of liability \$1,000,000 occurrence/\$2,000,000 aggregate plus (\$1,000,000 Excess Liability)
Social Service Professional limit of liability \$1,000,000 occurrence/\$3,000,000 aggregate

RE: Fun run to be held 3/7/2020 at Porterville Veterans park. Certificate holder is named additional insured as respects General liability per attached form CG8970 subject to policy terms and conditions.

CERTIFICATE HOLDER**CANCELLATION**

City of Porterville & successor agency to the Porterville
Redevelopment agency
291 North Main street
Porterville CA 93257

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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- a. your premises; or
- b. "your work" for such additional insured; or
- c. acts or omissions of such additional insured in connection with the general supervision of "your work"

and only to the extent set forth as follows:

- a. The Limits of Insurance applicable to the Additional Insured are the lesser of those specified in the written contract or agreement or in the Declarations for this Policy and subject to all the terms, conditions and exclusions for this Policy. The Limits of Insurance applicable to the Additional Insured are inclusive of and not in addition to the Limits of Insurance shown in the Declarations.
- b. The insurance afforded to the Additional Insured only applies to the extent permitted by law
- c. If coverage provided to the Additional Insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.
- d. In no event shall the coverages or Limits of Insurance in this Coverage Form be increased by such contract.

Q. Additional Insureds - By Contract

1. **SECTION II - WHO IS AN INSURED** is amended to include as an insured any person or organization whom you have agreed to add as an additional insured in a written contract, written agreement or permit. Such person or organization is an additional insured but only with respect to liability for "bodily injury," "property damage" or "personal and advertising injury" arising out of:

-
- a. your acts or omissions, or the acts or omissions of those acting on your behalf, in the performance of your ongoing operations for the Additional Insured that are subject of the written contract or written agreement provided that the "bodily injury" or "property damage" occurs, or the "personal and advertising injury" is committed, subsequent to the signing of such written contract or written agreement; or
 - b. the maintenance, operation or use by you of equipment rented or leased to you by such person or organization; or
 - c. the Additional Insureds financial control of you; or
 - d. operations performed by you or on your behalf for which the state or political subdivision has issued a permit

However:

- 1. the insurance afforded to such additional insured only applies to the extent permitted by law; and
- 2. if coverage provided to the Additional Insured is required by contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide such additional insured.

With respect to paragraph 1.a. above, a person's or organization's status as an additional insured under this Endorsement ends when:

- (1) all work, including materials, parts or equipment furnished in connection with such work, on the project (other than service, maintenance or repairs) to be performed for or on behalf of the Additional Insured(s) at the location of the covered operations has been completed; or
- (2) that portion of "your work" out of which the injury or damage arises has been put to its intended use by any person or organization other than another contractor or subcontractor engaged in performing operations for a principal as a part of the same project.

With respect to paragraph 1.b. above, this insurance does not apply to any "occurrence" which takes place after the equipment rental or lease agreement has expired or you have returned such equipment to the lessor.

The insurance provided by this Endorsement applies only if the written contract or written agreement is signed prior to the "bodily injury" or "property damage."

We have no duty to defend an additional insured under this Endorsement until we receive written notice of a "suit" by the Additional Insured as required in paragraph b. of Condition 2. **Duties In the Event of Occurrence, Offense, Claim or Suit under SECTION IV - COMMERCIAL GENERAL LIABILITY CONDITION.**

2. With respect to the insurance provided by this Endorsement, the following are added to paragraph 2. **Exclusions under SECTION I - COVERAGE A - Bodily Injury and Property Damage Liability:**

This insurance does not apply to:

- a. "Bodily injury" or "property damage" that occurs prior to your commencing operations at the location where such "bodily injury" or "property damage" occurs.
- b. "Bodily injury," "property damage" or "personal and advertising injury" arising out of the rendering of, or failure to render, any professional architectural, engineering or surveying services, including:
 - (1) the preparing, approving, or failing to prepare or approve, maps, shop drawings, opinions, reports, surveys, field orders, change orders or drawings and specifications; or
 - (2) supervisory, inspection, architectural or engineering activities.

This exclusion applies even if the claims against any insured allege negligence or other wrongdoing in the supervision, hiring, employment, training or monitoring of others by that Insured, if the "occurrence" which caused the "bodily injury" or "property damage," or the offense which caused the "personal and advertising injury," involved the rendering of, or failure to render, any professional architectural, engineering or surveying services.

- c. "Bodily injury" or "property damage" occurring after:

- (1) all work, including materials, parts or equipment furnished in connection with such work, on the project (other than service, maintenance or repairs) to be performed for or on behalf of the Additional Insured(s) at the location of the covered operations has been completed; or
- (2) that portion of "your work" out of which the injury or damage arises has been put to its intended use by any person or organization other than another contractor or subcontractor engaged in performing operations for a principal as a part of the same project.

d. Any person or organization specifically designated as an additional insured for ongoing operations by a separate additional insured endorsement issued by us and made part of this Policy.

3. With respect to the insurance afforded to these Additional Insureds, the following is added to **SECTION III - LIMITS OF INSURANCE:**

If coverage provided to the Additional Insured is required by a contract or agreement, the most we will pay on behalf of the Additional Insured is the amount of insurance:

- a. required by the contract or agreement; or
- b. available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This Endorsement shall not increase the applicable Limits of Insurance shown in the Declarations.

R. Primary and Non-Contributory Additional Insured Extension

This provision applies to any person or organization who qualifies as an additional insured under any form or endorsement under this Policy.

Condition 4. Other Insurance of **SECTION IV - COMMERCIAL GENERAL LIABILITY CONDITIONS** is amended as follows:

a. The following is added to paragraph a. **Primary Insurance:**

This insurance is primary to and will not seek contribution from any other insurance available to an additional insured under your policy provided that:

- (1) the Additional Insured is a named insured under such other insurance; and
- (2) you have agreed in writing in a contract or agreement that this insurance would be primary and would not seek contribution from any other insurance available to the Additional Insured.

b. The following is added to paragraph b. **Excess Insurance:**

When a written contract or written agreement, other than a premises lease, facilities rental contract or agreement, an equipment rental or lease contract or agreement or permit issued by a state or political subdivision between you and an additional insured does not require this insurance to be primary or primary and non-contributory, this insurance is excess over any other insurance for which the Additional Insured is designated as a named insured.

Regardless of the written agreement between you and an additional insured, this insurance is excess over any other insurance whether primary, excess, contingent or on any other basis for which the Additional Insured has been added as an additional insured on other policies.

S. Additional Insureds - Protection of Your Limits

This provision applies to any person or organization who qualifies as an additional insured under any form or endorsement under this Policy.

1. The following is added to Condition 2. **Duties in the Event of Occurrence, Offense, Claim or Suit:**

An additional insured under this Endorsement will as soon as practicable:



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Reorganization of Field Services Streets Division

SOURCE: Public Works

COMMENT: On November 6, 2018, City of Porterville residents approved Measure I (Porterville Public Safety and Essential City Services Measure), a one-cent general sales and use tax. City Council authorized the Measure to be placed on the November 2018 ballot at which time it was successful in passing, a proposed Expenditure Plan was presented for the Council's consideration and approval. During the consideration of the Measure I Proposed Expenditure Plan, Council took into account the results of a voter survey that was completed. Surveyed voters indicated a priority to maintain fire and police emergency response times, prevent property crimes and repair potholes in addition to street maintenance.

The Streets Division of the Public Works Department has been working to increase and improve efficiencies in performance measures by acquiring the necessary equipment and training opportunities. In addition to continuing to provide results in the City's overlay program, the staff has been training on new equipment, a Mechanical Drum Sweeper, an Asphalt Paver, and an Asphalt Roller. The purchase of this equipment has been instrumental to the next phase in implementing a small scale hot mix asphalt component to the current Street Milling and Maintenance Program for the City of Porterville. The possession of this equipment has proven to provide Streets Maintenance staff the ability to achieve better compaction results in all aspects of the new and existing program.

The oversight of the Streets Division operations has been the responsibility of the Field Services Superintendent over the Refuse Division, which has been very successful for many years. However, pending regulations and the ever-changing demands of regulatory compliance, it is creating the need to consider alternatives to separate responsibilities and create two (2) separate divisions. The Refuse Division is challenged with the need to conduct a Rate Study, and a review of compliance efforts with Mandatory Commercial Recycling (MCR), Mandatory Commercial Organics Recycling (MORE), and Short-Lived Climate Pollutants (SLCP). It is anticipated that Refuse Operations will continue to increase in demands and the undivided attention of a dedicated Superintendent.

Therefore, to support the focus of the Streets Division, and the desires of the community to resolve pothole issues and improve street maintenance, it is proposed that the current division be divided into two (2) separate divisions: "Refuse" and "Streets". To support the proposed changes the following changes

would need to be considered:

- Unallocate one (1) Field Services Supervisor at Range 179 (\$3,909-4,770);
- Allocate one (1) new position for a Field Services Superintendent / Streets at Range 207 (\$5,166-6,305);
- Adjust the Salary Range for the Field Services Worker II / Streets from Range 156 to Range 158 (\$3,172-3,870);
- Allocate three (3) new positions for Field Services Worker II / Streets at Range 158

This proposed structure modification will provide for greater efficiencies and increased productivity within the two (2) divisions. The proposed reorganization will reflect an increased cost of approximately \$125,000 annually in administrative salaries and benefits, requested within the existing budgetary authorization of Measure I funds.

RECOMMENDATION: That the City Council consider the approval of the proposed reorganization and direct the Human Resources Department to amend those documents necessary to implement the proposed changes.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Status and Review of Declaration of Local Emergency

SOURCE: City Manager's Office

COMMENT: Governor Brown issued Executive Order B-29-15 on Wednesday, April 1, 2015, which established drought-related mandates and restrictions in addition to those already stipulated in previous Executive Orders B-26-14 and B-28-14. Of significance, the Governor directed the State Water Resources Control Board to impose restrictions to achieve a statewide 25% reduction in potable urban water usage through February 28, 2016, in comparison to the amount used in 2013, and with consideration given to per capita usage as a basis. The Governor further directed the Board to impose additional restrictions on commercial, industrial, and institutional properties with significant landscaping (cemeteries, golf courses, parks, schools, etc.), to also achieve a 25% reduction in potable water usage. Also of significance, the Board was directed to prohibit irrigation with potable water outside of newly constructed homes and buildings that is not delivered by drip or micro-spray systems.

On November 13, 2015, Governor Brown issued Executive Order B-36-15, which extends emergency conservation regulations through October 2016, if drought conditions persist through January 2016. On February 2, 2016, the State Water Resources Control Board adopted extended emergency water conservation regulations, to be in effect March 1 through October 31, 2016. The City of Porterville benefited somewhat from the extended regulations as the City's water conservation rate has been reduced from 32% to 26%, due to new water connections that have been made and population served (4%), as well as a new climate adjustment factor that was considered (2%).

On May 9, 2016, Governor Brown issued Executive Order B-37-16 ("Making Water Conservation a California Way of Life"), which directs the State Water Resources Control Board to establish new regulations making permanent the emergency conservation regulations. On May 18, 2016, the State Water Resources Control Board adopted a statewide water conservation approach that replaces the percentage reduction-based water conservation standard with a localized "stress test" approach that mandates urban water suppliers act immediately to ensure at least a three-year supply of water to their customers under continued drought conditions.

On April 7, 2017, Governor Brown issued Executive Order B-40-17, which ended the drought state of emergency in most of California, with the exception of Fresno, Kings, Tulare and Tuolumne counties where emergency water supply

and reliability projects are continuing toward addressing diminishing groundwater supplies. The Order maintains monthly reporting requirements and prohibitions on wasteful practices. It is anticipated that the Governor will end the drought state of emergency in the four remaining counties in the near future.

On May 31, 2018, Governor Brown signed both AB 1668 (Friedman) and SB 606 (Hertzberg), which set permanent overall targets for indoor and outdoor water consumption. The legislation sets an initial limit for indoor water use of 55 gallons per-person per-day in 2022, reducing to 52.5 gallons per-person per-day in 2025, and finally to 50 gallons per-person per-day in 2030. The amount of residential outdoor use is yet-to-be determined, but will allow for varying regional climates. In addition, a standard for water loss due to leak rates in water system pipes will be established. As an urban water provider, the City of Porterville will need to submit its plan for compliance for approval by the State Water Resources Control Board.

At its last meeting on January 21, 2020, the City Council took action in the continued affirmation of the adoption of a Resolution of Declaration of Local Emergency due to local residences within the city having been identified as having wells that are now dry as a result of the drought. Twenty-six (26) residences within the city were determined to have dry wells, for which City staff submitted a Mutual Aid Request to Tulare County OES to initiate the household tank program for identified properties within the city where wells are dry and challenged for permanent connection. The State has committed funding for non-profit agencies to continue drought-related activities, which Self-Help Enterprises has continued the household tank program locally, through State Cleanup and Abatement Account (CAA) emergency funds.

Representatives for the City, County, State (CalOES, DDW, DWR, and SWB) and non-profit partners have continued to meet in support of the long-term permanent water connection project for the entire East Porterville area and the estimated 1,800 expected future connections. DWR identified 423 residential units in the East Porterville area (381 of which are in the City's Urban Development Boundary), that were served by the County's Household Tank Program and desired by the State to be connected to the City's water distribution system as soon as possible. DWR has completed a significant City waterline extension project to permanently connect those 423 residential units to the City's water system (considered Phase I of the project). To provide initial source water for the DWR extension project, CalOES desired to expeditiously connect the new well on Olive Avenue to the City's water system instead of being first equipped as a filling station. Given the new well has an estimated water production value of 800 gallons per minute, as well as a SWB assumed 1.5 gallons per minute per residence, the new well could effectively serve up to 500 single-family residential units. The City indicated its significant interest that the E. Vandalia Avenue area and its eighty (80) residential units be included in the water connection project, to which the State was agreeable.

Given CalOES has paid for the development of the new well, and its connection to the City's water system, the City will be required under "Drought

Redundancy and Resiliency Provisions" to make available to the State up to three million gallons of water per month without charge for emergency purposes.

To proceed with the connection of the new well to the City's water system and the 500 East Porterville and E. Vandalia Avenue residential units, the City Council approved modifications to the Draft Agreement between the City and County at its meeting on April 5, 2016, which the County Board of Supervisors subsequently approved at their meeting on May 10, 2016.

A Memorandum of Understanding between the State, County, and City on the East Porterville permanent water connection project was approved by the Council during a Special Meeting on Tuesday, June 21, 2016, and approved by the Board of Supervisors on Tuesday, June 28, 2016. With the approval of the MOU, the State began the permanent connection of approximately forty (40) homes that are located along existing City water mains. Subsequently, the State officially requested that the City approve the connection of an additional thirty (30) residences as part of the first immediate connections, for up to a total of seventy (70), which the Council approved at its meeting on August 2, 2016.

In regards to the new well's development and connection to the City's water distribution system, the Board of Supervisors awarded the contract for equipping and connecting the new well at their meeting of Tuesday, August 16, 2016, and construction activities commenced the week of October 10, 2016. County staff had previously indicated that the well would be in service and connected to the City's system no later than December 2016, however, the well was operational and connected to the City's water distribution as of Friday, February 17, 2017. Given the delay in the well's completion and connection, DWR requested that the Council consider allowing the connection of residences as they become prepared for connection, to which the Council was receptive, and a Draft MOU Amendment was approved by the Council at its meeting on December 6, 2016, and subsequently approved by the Board of Supervisors at its meeting on December 20, 2016. City staff continues to work with County staff toward the transfer of the well's ownership from the County to the City.

As of Friday, March 31, 2017, the date the State established as the final day for property owners to complete the registration process to participate in the State-funded connection program opportunity, of the 1,017 eligible developed residential properties identified by the State for connection, 722 completed the required Extra-Territorial Services Agreement, leaving 295 developed residential properties non-responsive to this unique connection program, 23 of which were reported as having either dry or diminishing capacity wells. On February 6, 2018, the final residential connection was made of the approximate eligible 800 residences in East Porterville to the City's water system.

City staff continues to coordinate with Self-Help Enterprises and State representatives toward the extension of water mains to serve all residential properties within City limits and the city's periphery that are currently participating in the County's Household Tank Program. The two main areas of

focus are N. Cobb Street (northwest of State Route 65 and Pioneer Avenue), and S. Cloverleaf Street (southeast of State Route 65 and Olive Avenue). The State has maintained its commitment to grant-fund the necessary infrastructure and connection fees, providing an official funding letter to the City on January 18, 2018, which commits up to \$2.81 million in funding until December 31, 2019. The authorization to advertise for bids for the water connection project was approved by the Council at its July 17th meeting, after which DWR reviewed the bid package for compliance and approved in December the package for advertisement. Council authorized award of the construction contract for approximately \$1.82 million at its meeting on January 15, 2019. City staff conducted a pre-construction public outreach meeting with the affected residents on the status of the project on Thursday, April 4, 2019. Council authorized the agreement with Self-Help Enterprises Inc. to provide the private residential connections at its meeting on July 2, 2019, and construction work began on the project. At its meeting on October 1, 2019, the Council accepted the public works segment of the project in the installation of water mains as complete, with Self-Help and CSET continuing to collaborate on the completion of the individual private connections. City staff has recently been made aware that there may be a couple of additional residences whose wells are dry that are located along existing City water mains or may require further extension of water mains. Staff is coordinating with State staff on addressing these new isolated needs.

County OES and the State Division of Drinking Water (DDW) have reported to the City that the Central Mutual Water Company, located south of the city and south of Gibbons Avenue, has had its well run dry and desires an immediate emergency connection to the City's water system to serve the 41 connections currently without water. DDW is wishing to support a financial application to upgrade the small water system to City standards (new water lines, meters ,etc.), and to sponsor an Urban Development Boundary (UDB) Amendment application to Tulare County Local Agency Formation Commission (LAFCO), given this area is currently outside the City's UDB but within the City's Urban Area Boundary (UAB). Given several private wells have run dry in this area, DDW is also attempting to sponsor their connection to the City's water system. For source water capacity for the connections, DWR will include these new connections within the East Porterville water connection capacity development projects. At its Special meeting on August 30th, the City Council directed staff to proceed with the immediate emergency connection of the Central water system, with the permanent connection of the system contingent upon an Agreement with DDW to the sponsorship conditions they have offered. At its meeting on October 1, 2019, the Council directed staff to proceed with the amendment of the UDB to facilitate annexation, which a public meeting with the affected residents was conducted on Wednesday, October 9, 2019.

DDW has also reported to the City that the Del Oro East Plano water system, located on Paul Street (southeast of the intersection of Plano Street and Worth Avenue), is experiencing problems with its existing well and have implemented severe water restrictions. The East Plano water system serves fourteen (14) residences and approximately 45 people. DDW is wishing to provide financial

support to upgrade the small water system to City standards (new water lines, meters ,etc.), and for source water capacity for the connections, DDW would need to either pay appropriate fees and/or develop a capacity development project. The Council is aware that the Del Oro Grandview Gardens water system (north of W. North Grand Avenue) is also experiencing significant issues, and DDW may seek their future consolidation with the City's water system as well.

DDW has further reported to the City that the Beverly Grand Mutual Water Company water system, located north of West North Grand Avenue, is experiencing problems with its existing well and water quality issues, and desires its connection to the City's system to serve the 31 residences the system serves. DDW is wishing to provide financial support to upgrade the small water system to City standards (new water lines, meters ,etc.), and for source water capacity for the connections, DDW has agreed to pay appropriate fees toward developing a capacity development project, which at its meeting of October 3, 2017, the Council approved a purchase agreement with Smee Homes, Inc. for the acquisition of property along the Tule River for the development of a new municipal well. At its meeting of October 1, 2019, the Council approved proceeding with the consolidation of the Beverly Grand water system.

RECOMMENDATION: That the City Council receive the report of status and review of the Declaration of Local Emergency and determine the need exists to continue said Declaration.

ATTACHMENTS:

1. Resolution 49-2015 - Declaration of Local Emergency
2. City-County Well Agreement
3. Memorandum of Understanding
4. Memorandum of Understanding Draft Amendment
5. SWRCB Letter Dated November 29, 2017
6. DWR Letter Dated January 18, 2018
7. Governor Brown Executive Order

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

RESOLUTION NO. 49-2015

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF PORTERVILLE DECLARING A DROUGHT EMERGENCY
WITHIN THE CITY OF PORTERVILLE

WHEREAS: in response to the ongoing severe drought, the State Water Resources Control Board approved an emergency regulation to ensure water agencies, their customers, and state residents increase water conservation in urban settings or face possible fines or other enforcement; and

WHEREAS: as we enter the fourth year of severe drought, long-term forecasts indicate no relief of the current drought conditions, and suggest a warmer-than-average summer, resulting in increased domestic demand for water; and

WHEREAS: public and private potable water supplies continue to be threatened due to decreasing supplies of groundwater caused by the precipitation deficit and an extended state of groundwater overdraft; and

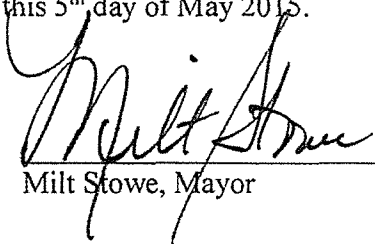
WHEREAS: the long-term ramifications of the current drought will have a significant impact on the city of Porterville and potentially pose a danger to the health and welfare of its residents; and

NOW, THEREFORE, BE IT RESOLVED: that the City Council of the City of Porterville does hereby proclaim that, due to drought conditions, a Local Emergency now exists in the city of Porterville and shall remain in effect for the duration of the emergency; and

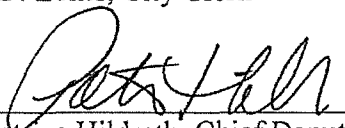
BE IT FURTHER RESOLVED: that the City Council of the City of Porterville requests the Governor and California Department of Water Resources make available California Disaster Assistance Act funding for the State of Local Emergency proclaimed on May 5, 2015, and seek all available forms of Federal assistance, to include a Presidential Declaration of Emergency and Individual Assistance and Public Assistance programs as applicable; and

BE IT FURTHER RESOLVED: that a copy of this resolution be forwarded to the State Director of the Office of Emergency Services.

PASSED, APPROVED, AND ADOPTED this 5th day of May 2015.


Milt Stowe, Mayor

ATTEST:
John D. Lollis, City Clerk


By: Patrice Hildreth, Chief Deputy City Clerk

TULARE COUNTY – CITY OF PORTERVILLE WELL AGREEMENT

THIS AGREEMENT is entered into this day of, May 10, 2016, between the COUNTY OF TULARE, referred to as COUNTY, and the CITY OF PORTERVILLE, referred to as CITY, with reference to the following:

- A. WHEREAS, East Porterville/Doyle Colony area properties within the COUNTY's jurisdiction and within the CITY's Urban Development Boundary are experiencing serious water shortages due to the historical drought conditions. Attached hereto as Exhibit 'A' is a map defining the East Porterville/Doyle Colony and Vandalia areas; and
- B. WHEREAS, CITY and COUNTY have been and are collaborating to jointly develop a new municipal water well; and
- C. WHEREAS, COUNTY shall secure complete funding for a new well to be solely owned, operated and maintained by the CITY for the purpose of providing long-term capacity to enable permanent water connections to properties that comply with CITY'S Annexation and Extension of Municipal Services policy, with certain exceptions for specific properties in excess of the maximum lot size. These procedures are defined by two Resolutions, 74-2014 and 19-2016, which are attached hereto as Exhibit 'B'; and
- D. WHEREAS, the COUNTY owns a parcel at the southeast corner of the Tule River and Olive Avenue (APN 240-120-017), represented in Exhibit 'C', and has drilled a municipal supply well, and will equip said well utilizing CITY standards, after which the COUNTY shall convey the land to CITY at a cost of \$1; and
- E. WHEREAS, CITY operates an existing municipal water system, with limited infrastructure already established in the East Porterville/Doyle Colony and Vandalia areas, and has experience and qualifications necessary to provide such services; and
- F. WHEREAS, CITY and COUNTY mutually agree that a regional, collaborative solution to leverage and expand CITY'S municipal water system into the East Porterville/Doyle Colony and Vandalia areas is the most feasible means to address the area's water needs; and
- G. WHEREAS, CITY is willing to enter into this Agreement with COUNTY upon terms and conditions set forth herein; and
- H. WHEREAS, CITY and COUNTY mutually understand that due to the limited resources of the CITY's municipal water system, all future connections must comply with the CITY's Annexation and Extension of Municipal Services policies, with certain exceptions for specific properties in excess of the maximum lot size, attached hereto and made a part thereof as Exhibit 'B'.

ACCORDINGLY, IT IS AGREED:

- 1. **TERM:** This agreement shall become effective as of the date the agreement is fully executed by both agencies.
- 2. **SERVICES TO BE PERFORMED & PAYMENT FOR SERVICES – EQUIPPING MUNICIPAL WELL FACILITY:** Refer to attached Exhibit 'D'.

TULARE COUNTY AGREEMENT NO. 27596

3. **SERVICE TO BE PERFORMED IN PERPETUITY:** The services described below shall be performed in perpetuity upon completion of all tasks enumerated in Exhibit 'D' and upon COUNTY securing the funds for equipping the well to CITY standards and requirements:
- A. CITY shall provide to STATE and/or COUNTY, upon STATE and COUNTY's request, a maximum of three million (3,000,000) gallons of water per month upon integration of the well provided under this Agreement, for the purposes of meeting emergency water needs in COUNTY's jurisdiction. CITY shall not charge COUNTY or STATE for said water.
 - B. CITY shall utilize water produced by the well provided under this Agreement as source capacity for new service connections and agreements in East Porterville/Doyle Colony and Vandalia areas. CITY agrees to provide source water for up to four hundred twenty-three (423) new connections in the East Porterville/Doyle Colony area subject to the CITY'S Annexation and Extension of Municipal Services policies, with certain exceptions for specific properties in excess of the maximum lot size, and up to 80 new connections in the Vandalia area. The 423 new connections noted above are inclusive of those properties immediately adjacent to an existing water main, estimated at 40 parcels, which can be connected to the City's water system immediately upon execution of this agreement and the Memorandum(a) of Understanding between CITY, COUNTY, and STATE. Upon connection to CITY services, the listed properties will be exempt from payment of CITY water impact fees, but will be subject to standard fees, such as, but not limited to, water service and meter installation, unless otherwise financed by STATE or other funding sources, and associated monthly fees. This section shall not be construed to limit additional connections beyond the above referenced 503 properties provided for herein, where CITY provides consumption documentation that determines additional source capacity is available as a result of the connection of this well to CITY's system.
 - C. CITY expressly agrees to own, operate, maintain, repair and otherwise care for the well provided under this Agreement, in order to maintain it in proper working order and to the highest standard, for the duration of the well's useful life.
 - D. COUNTY shall grant the parcel on which the well is located to the CITY by Grant Deed at a cost of \$1 upon formal acceptance of the project. A 50-foot control zone around the well site is a requirement of the State Water Resources Control Board, Drinking Water Program, therefore establishing the minimum parcel size to be conveyed to the CITY. Existing COUNTY infrastructure may encroach through or conflict with the subject parcel and if so, ownership, maintenance, repair and replacement of these facilities shall transition to the City's responsibility by separate maintenance agreement upon acceptance of the project.
 - E. CITY shall not be entitled to compensation by COUNTY, or any State or Federal agency providing funding for the activities enumerated in Exhibit 'D', for any ongoing costs related to owning, operating, maintaining, repairing, or replacing this well. CITY and COUNTY expressly agree that CITY's ongoing compensation for such ongoing costs shall be the use of the well for CITY's use within its water system, unrestricted except as noted in "A"

above. No part of this paragraph shall be construed to limit or restrict in any way CITY's ability to seek any grant funding or collect rates and fees from users of CITY's water system.

- F. All recipients of water are subject to CITY water policies, such as, but not limited to, water conservation and watering schedules. Connections made as noted in "B" above may be subject to further water conservation thresholds as required by the STATE.

4. This Agreement represents the entire agreement between CITY and COUNTY as to its subject matter and no prior oral or written understanding shall be of any force or effect. No part of this Agreement may be modified without the written consent of both parties.

5. Except as may be otherwise required by law, any notice to be given shall be written and shall be either personally delivered, sent by facsimile transmission or sent by first class mail, postage prepaid and addressed as follows:

COUNTY: County Administrative Officer/Clerk of the Board
of Supervisors of the County of Tulare
Administrative Building
2800 W. Burrell Avenue
Visalia, CA 93291

(Fax No.: (559) 733-6318 / Phone No. (559) 636-5005)

CITY: City Manager
291 N. Main St.
Porterville, CA 93257

(Fax No.: (559) 715-4013/ Phone No. (559) 782-7466)

Notice delivered personally or sent by facsimile transmission is deemed to be received upon receipt. Notice sent by first class mail shall be deemed received on the fourth day after the date of mailing. Either party may change the above address by giving written notice pursuant to this paragraph.

6. This Agreement reflects the contributions of both parties and accordingly the provisions of Civil Code section 1654 shall not apply to address and interpret any uncertainty.
7. Unless specifically set forth, the parties to this Agreement do not intend to provide any other party with any benefit or enforceable legal or equitable right or remedy.
8. This Agreement shall be interpreted and governed under the laws of the State of California without reference to California conflicts of law principles. This Agreement is entered into and shall be performed in Tulare County, California. CITY waives the removal provisions of California Code of Civil Procedure Section 394.
9. The failure of either party to insist on strict compliance with any provision of this Agreement shall not be considered a waiver of any right to do so, whether for that breach or any subsequent breach. The acceptance by either party or either performance or payment shall not be considered to be a waiver of any preceding breach of the Agreement by the other party.
10. The Recitals and the Exhibits to this Agreement are fully incorporated into and are integral parts of this Agreement.

11. This Agreement is subject to all applicable laws and regulations. If any provision of this Agreement is found by any court of other legal authority, or is agreed by the parties, to be in conflict with any code or regulation governing its subject, the conflicting provision shall be considered null and void. If the effect of nullifying any conflicting provision is such that a material benefit of the Agreement to either party is lost, the Agreement may be terminated at the option of the affected party. In all other cases the remainder of the Agreement shall continue in full force and effect.
12. Each party agrees to execute any additional documents and to perform any further acts which may be reasonably required to affect the purposes of this Agreement.
13. CITY expressly agrees that it will not discriminate in employment or in the provision of services on the basis of any characteristic or condition upon which discrimination is prohibited by state or federal law or regulation.
14. Insurance
15. Permit
16. Dispute Resolution: If a dispute arises out of or relating to this Agreement, or the breach thereof, and if said dispute cannot be settled through negotiation, the parties agree first to try in good faith to settle the dispute by non-binding mediation before resorting to litigation or some other dispute resolution procedure, unless the parties mutually agree otherwise. The mediator shall be mutually selected by the parties, but in case of disagreement, the mediator shall be selected by lot from among two nominations provided by each party. All costs and fees required by the mediator shall be split equally by the parties, otherwise each party shall bear its own costs of mediation. If mediation fails to resolve the dispute within 30 days, either party may pursue litigation to resolve the dispute.
17. Indemnification: CITY shall hold harmless, defend and indemnify COUNTY, its agents, officers and employees from and against any liability, claims, actions, costs, damages or losses of any kind, including death or injury to any person and/or damage to property, including COUNTY property, arising from, or in connection with, the performance by CITY or its agents, officers and employees under this Agreement. This indemnification specifically includes any claims that may be made against COUNTY by any taxing authority asserting that an employer-employee relationship exists by reason of this Agreement, and any claims made against COUNTY alleging civil rights violations by CITY under Government Code sections 12920 et seq. (California Fair Employment and Housing Act), and any fines or penalties imposed on COUNTY for CITY's failure to provide form DE-542, when applicable. This indemnification obligation shall continue beyond the term of this Agreement as to any acts or omissions occurring under this Agreement or any extension of this Agreement.

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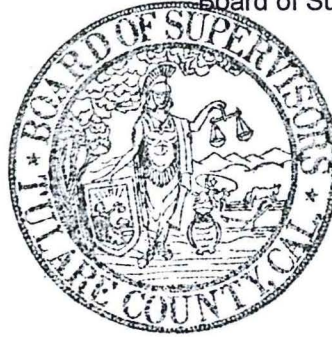
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THE PARTIES, having read and considered the above provisions, indicate their agreement by their authorized signatures below.

COUNTY OF TULARE

BY Mike Ennis
Mike Ennis Chairman,
Board of Supervisors



ATTEST: Michael C. Spata,
County Administrative Officer/Clerk of the Board
of Supervisors of the County of Tulare

By Danisa A. Ybana
Deputy Clerk

Approved as to Form
County Counsel

By M. G. [Signature] for LMT
Deputy 20151902

CITY OF PORTERVILLE

BY Milt Stowe
Milt Stowe, Mayor

ATTEST:
City Clerk of the City of Porterville

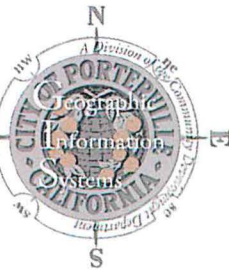
BY J. L. [Signature]
John Lollis, City Manager

Approved as to Form

BY [Signature]
City Attorney

EXHIBIT 'A'

East Porterville Project Boundary



Legend

-  East Porterville Project Boundary
 Parcels Within Project Boundary Area (1,776)
 City Limits
 UDB

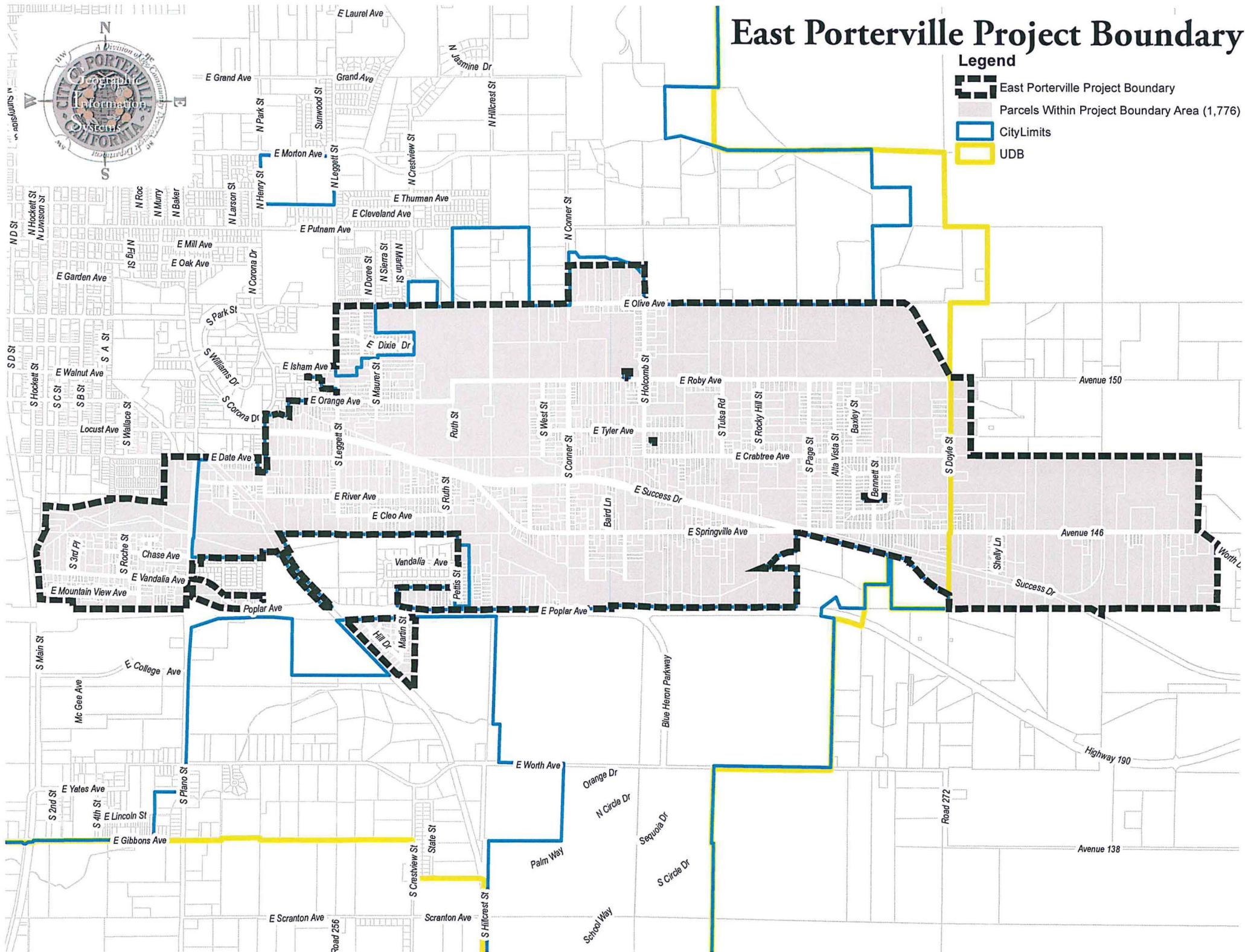


EXHIBIT 'B'

RESOLUTION NO. 74 -2014

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE DEFINING OBJECTIVES AND POLICIES FOR ANNEXATIONS AND MUNICIPAL SERVICES

WHEREAS: The City of Porterville established a policy concerning annexation and provision of municipal services in 1986, noting that “the City, in order to grow for reasons of economies of scale and quality of services must expand its boundaries within reason, generally encourages the owners of properties contiguous to the city of Porterville to annex to said City of Porterville”; and

WHEREAS: Since 1990, the population of the city of Porterville has increased 53% according to the California Department of Finance, and the land area of the city proper has increased by 38% according to City annexation records; and

WHEREAS: The City of Porterville accepts its responsibility to provide municipal services to those residents, businesses, and other land uses within the limits of the city. The City of Porterville has taken the position that the costs of all physical improvements within the city have been paid by property owners, and other taxes derived in the city, and, therefore, these same people should not be required to bear the expense of additional physical improvements needed to serve newly annexed areas.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Porterville does hereby define the following objectives related to annexations and municipal services:

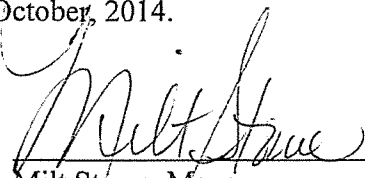
1. To promote orderly development while discouraging urban sprawl, preserving open space and prime agricultural lands, and efficiently extending government services.
2. To honor the City’s fundamental responsibility to provide efficient and sustainable public services to the inhabitants of the city, and where appropriate, to provide those services beyond the limits of the city within the Urban Development Boundary, and only in extreme cases to those properties beyond the Urban Development Boundary within the Urban Area Boundary.
3. To provide for land development and growth in a manner consistent with the General Plan, particularly as it relates to land use and circulation.
4. To consider an application upon its own merits, and identify what benefits would accrue to the City as an agency and service provider, to the residents of the city of Porterville, and to the applicant.
5. To identify the problems involved in any proposal considered for annexation or request for extra-territorial services and resolve them in the manner most beneficial to the properties within the city of Porterville.
6. To develop factual information to permit informed discussion between City representatives and property owners/residents of unincorporated territories.

BE IT FURTHER RESOLVED, that the City Council of the City of Porterville does hereby establish the following policies for consideration of annexations and municipal services:

1. It shall be the policy of the City of Porterville to consider annexation proposals only within the Urban Development Boundary, which is defined as the City of Porterville Annexation Boundary, as adopted by Tulare County Local Area Formation Commission (LAFCo).

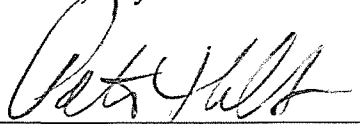
2. It shall be the policy of the City of Porterville to consider extra-territorial service requests primarily within the Urban Development Boundary, which is defined as the City of Porterville Annexation Boundary, as adopted by Tulare County LAFCo.
3. It shall be the policy of the City of Porterville, only where necessary in order to respond to an existing or impending threat to public health or safety of affected residents, to consider extra-territorial service requests within the Urban Area Boundary, as adopted by City Council and identified on the City of Porterville Zoning Map.
4. It shall be the policy of the City of Porterville to consider annexation proposals and extra-territorial service requests in a manner consistent with the policies and regulations adopted by the Tulare County LAFCo and the State of California, as applicable.
5. It shall be the policy of the City of Porterville to discourage single-family one (1) lot annexation proposals that may have an adverse fiscal impact on the City of Porterville.
6. It shall be the policy of the City Council that territory shall not be annexed to the city of Porterville, which as a result of such annexation, unincorporated territory is completely surrounded, or substantially surrounded by the city of Porterville.
7. It shall be the policy of the City of Porterville that annexation proposals shall be in conformance with the Cortese-Knox-Hertzberg Act of 2000, as amended.
8. It shall be the policy of the City Council to consider each petition/consent for annexation upon its relationship to what economic benefits will accrue to the City of Porterville, and to the area residents/property owners.
9. It shall be the policy of the City Council that the costs of all physical improvements will be borne by the property owners/resident or developer.
10. It shall be the policy of the City of Porterville to maintain the viability of agricultural productivity; i.e. protecting and conserving as much agricultural land as possible in the area surrounding the Porterville community.
11. It shall be the policy of the City of Porterville that the applicant for annexation present proposals to the Project Review Committee and explain the particulars of the area under consideration for possible annexation, including a plan for services.
12. It shall be the policy of the City of Porterville to consider any requests for annexation or extra-territorial services in a manner consistent with the procedures adopted by resolution of the City Council.

PASSED, APPROVED AND ADOPTED this 21st day of October, 2014.


Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

By: 
Patrice Hildreth, Chief Deputy City Clerk

STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at regular meeting of the Porterville City Council duly called and held on the 21st day of October, 2014.

THAT said resolution was duly passed, approved, and adopted by the following vote:

Council:	REYES	WARD	STOWE	HAMILTON	GURROLA
AYES:	X		X	X	X
NOES:		X			
ABSTAIN:					
ABSENT:					

JOHN D. LOLLIS, City Clerk


By: Luisa M. Zavala, Deputy City Clerk

RESOLUTION 19-2016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
ESTABLISHING PROCEDURES FOR ANNEXATIONS AND EXTENSION OF
MUNICIPAL SERVICES

WHEREAS: On October 21, 2014, the City Council of the City of Porterville adopted two resolutions that defined objectives and policies, and established procedures for annexations and municipal services, respectively; and

WHEREAS: The on-going, severe drought of the past few years has created a situation where hundreds of parcels in the East Porterville area are experiencing dry wells, or wells of substandard water quality. State and regional agencies have come together with the City to identify and develop a long-term solution to this crisis, which will involve a significant infrastructure project to allow extension of municipal water services to the area. Not all parcels within the subject area meet the mandatory findings for extra-territorial service agreements as identified in the City's current procedures.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Porterville does hereby amend existing procedures to submit application for municipal services, and to have said application(s) processed as outlined in Exhibit "A", attached. The exemption identified for the East Porterville Feasibility Study Project Area will apply to the area represented in Exhibit "B".

PASSED, APPROVED AND ADOPTED this 19th day of April, 2016.



Milt Stowe, Mayor

ATTEST:

John D. Lollis, City Clerk

BY 

Luisa Zavala, Deputy City Clerk

All properties requesting annexation or extraterritorial services are subject to the procedures established below unless otherwise stated. Compliance with City of Porterville procedures does not guarantee approval by LAFCo of annexations or extra-territorial service agreements. Upon request for an annexation or extraterritorial services request, staff will evaluate whether the applicant's property is within the City's Urban Development Boundary or Urban Area Boundary and explain the process.

ANNEXATION APPLICATION PROCEDURE

1. A complete annexation application packet includes: fees, an Irrevocable Agreement to Annex, information as needed to define a deed restriction specific to land use and zoning, Application for Annexation, and other materials as required with those applications respectively.
2. On receipt of an application as outlined above, all materials will be considered by the Project Review Committee, who will coordinate in a pre-consultation process with LAFCO staff and the County Public Works Department for review and recommendation.
3. During review by the Project Review Committee of the necessary application and data, staff will prepare a report and findings on all aspects of the proposed action(s).
4. An environmental document will be prepared pursuant to the California Environmental Quality Act (CEQA), reviewing the potential environmental effect of the proposed activities. The Zoning Administrator will make an initial determination of the level of environmental review required.
5. After proper noticing, a public hearing will be held for the City Council to hear comments related to the project at a regularly scheduled meeting. The Council will authorize staff to initiate the application with LAFCo. Documents will be filed in accordance with the Cortese-Knox-Hertzberg Act of 2000, as amended, and submitted to the Local Agency Formation Commission for its review, recommendation and action.
6. On consummation by the City Council, the City Clerk shall submit the necessary materials to the State Board of Equalization with the appropriate acreage fees, which are paid by the Applicant.
7. In the event the annexation fails, either by dissenting votes of the City Council or at hearing at LAFCo, the City Council may approve an extraterritorial service agreement within the Urban Development Boundary, subject to conditions identified in the deed restriction.

ANNEXATION EXEMPTION PROCEDURE

Where a certain property meets all of the following criteria, they may proceed with an Extraterritorial Service Agreement for water or storm-water drainage without first attempting annexation, subject to the conditions of Extraterritorial Service Agreements as defined below.

1. Previously developed single family residences on parcels 24,999 square feet or smaller, OR a school developed by a State funded school district.
2. The parcel requesting services must be immediately adjacent to a municipal main providing the requested service, or the property owner shall provide for the extension of the main line to City standards at their expense.

EXTRATERRITORIAL SERVICES APPLICATION PROCEDURE

Extraterritorial Service connections may be made subject to the following conditions. Note specific parameters and the required findings for connections in the Urban Development Boundary and the Urban Area Boundary.

1. Application: A complete extraterritorial services application packet includes: fees, an Irrevocable Agreement to Annex, information as needed to define a deed restriction specific to land use and zoning, and other materials as required with those applications respectively.
2. General Plan Consistency:
 - a. Proposed Uses and Improvements: Service connections are to be withheld from proposed uses and improvements that would not be consistent with the adopted Land Use Element of the Porterville Area General Plan and the City of Porterville General Plan.
 - b. Existing Uses and Improvements: Service connections to existing uses and improvements which are not consistent with the adopted Land Use Element of the Porterville Area General Plan and the City of Porterville General Plan shall be considered at the discretion of the City Council, and may be subject to other restrictions.
3. Agreements and covenants:
 - a. A deed restriction specific to land use and zoning must be approved by the property owner and the City Council, and recorded with the County of Tulare upon the property, at the applicant's cost.
 - b. An irrevocable agreement to annex must be signed by the property owner and recorded with the County of Tulare upon the property, at the applicant's cost.
4. Time limitations: The City Manager or his designee, or the City Council may condition the approval of applications for service connections by establishing a time frame within which connections must be made to avoid re-application.
5. Improvement Plans: Applications for service connections, which necessitate the extension of one or more municipal facilities to property in order to make such connections, shall be conditioned by the City Manager or his designee, or the City Council to require that Construction Drawings of the intended public improvements be submitted to the City Engineer for plan check and approval. Costs incurred for the preparation of improvement plans, and certain off-site construction and/or installation costs related to extending facilities, shall be the responsibility of the applicant.
6. Fees: Prior to the issuance of a Connection Permit, payment must be made to the City of Porterville of all fees pertinent to the respective service connection, or connections, approved by the City Manager or his designee, or the City Council.

Within the Urban Development Boundary:

For connection of water or storm-water facilities, the requesting party must fully fund the extension of infrastructure if it does not already exist in order to connect. The City of Porterville Wastewater Facility is a regional facility and as such, an extraterritorial service request cannot be denied; however, the requesting party must fund a fair share of the extension of infrastructure if it does not already exist in order to connect. Contract services for police, fire, or building inspection services shall be approved by resolution of the City Council.

For connection of water or storm-water facilities, the following findings must be made in order for the Council approve an extraterritorial service connection:

- That the subject property is a previously developed single family residence on a parcel 24,999 square feet or smaller, OR a school developed by a State funded school district.
- That failure to connect to municipal services would result in a threat to public health or safety of affected residents.
- That connection of the subject property would not result in a negative impact to the City of Porterville water and/or storm-water system.
- That the subject property is not within an island as defined by Tulare LAFCo.
- That an attempt to annex the subject site is not realistic given current city limit boundaries. Specifically, the parcel is too far removed from the city limit, and/or the number and valuation of adjacent parcels would result in a failed annexation effort.

Within the Urban Area Boundary:

For connection of water or storm-water facilities, the requesting party must fully fund the extension of infrastructure if it does not already exist in order to connect. The City of Porterville Wastewater Facility is a regional facility and as such, an extraterritorial service request cannot be denied; however, the requesting party must fund a fair share of the extension of infrastructure if it does not already exist in order to connect. Contract services for police, fire, or building inspection services shall be approved by resolution of the City Council.

For connection of water or storm-water facilities, the following findings must be made in order for the Council approve an extraterritorial service connection:

- That the subject property is a previously developed single family residence on a parcel 24,999 square feet or smaller, OR a school developed by a State funded school district.
- That failure to connect to municipal services would result in a threat to public health or safety of affected residents.
- That connection of the subject property would not result in a negative impact to the City of Porterville water and/or storm-water system.

EXEMPTIONS AND EXCEPTIONS

1. PVPUD: Connections to Porterville Regional Sewage Treatment Facilities serving uses and improvements to property within the boundaries and jurisdiction of the Porter Vista Public Utility District (PVPUD) are exempted from application to the City of Porterville. Interested parties should contact the PVPUD for information on connection requirements and fees pertaining

to sewer services. This exemption does not apply to requests for connection to Municipal Water and/or Master Storm Drain Facilities.

2. PRIOR APPROVALS: Porterville City Council approval of requests for connection to Regional Sewage Treatment, Municipal Water and/or Master Storm Drain Facilities as authorized prior to the adoption and effective date of the respective policies set forth herein shall remain valid and in force according to the terms and conditions initially specified at the time of approval, and re-application will not be required.

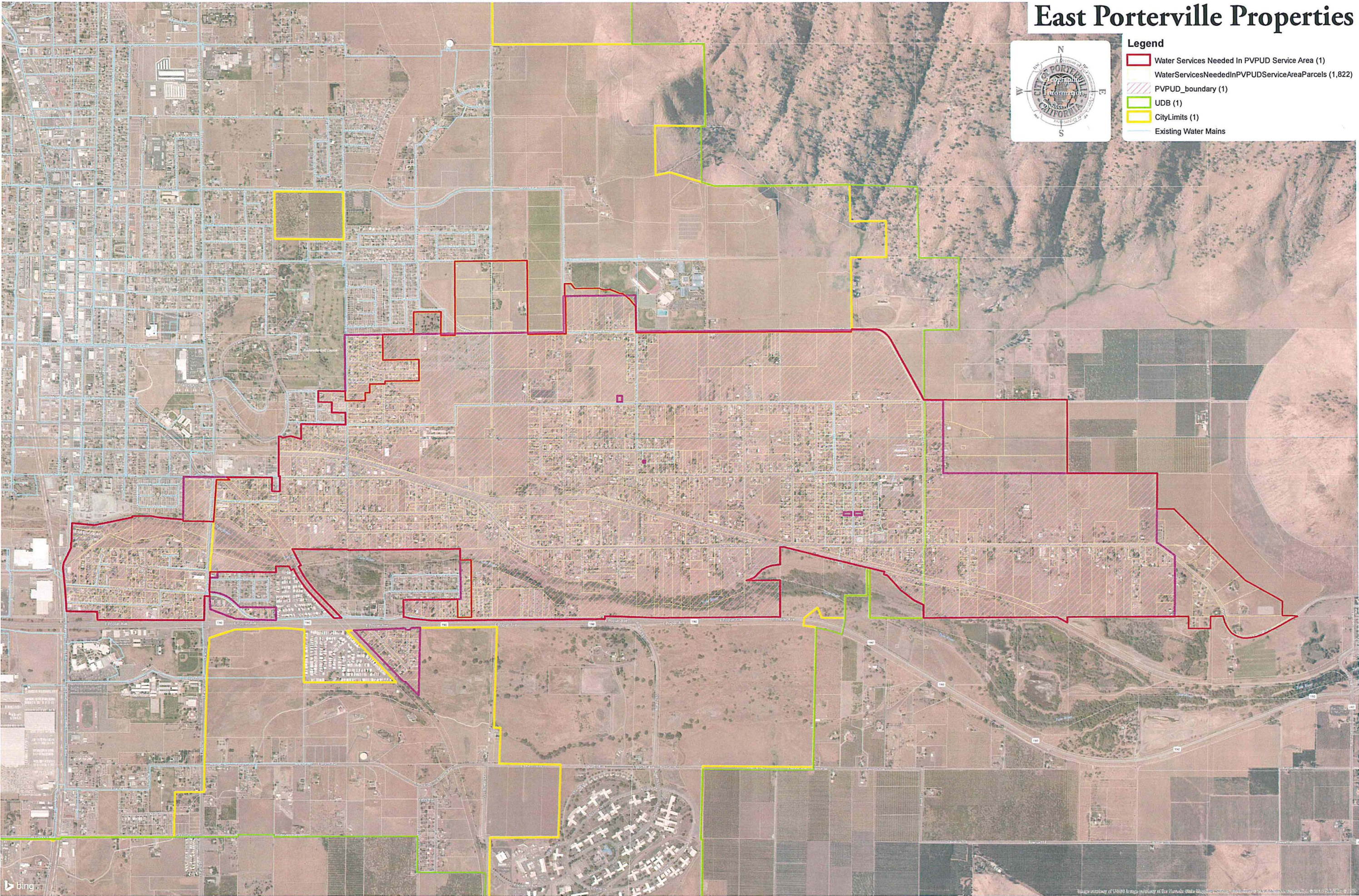
3. PROPERTIES WITHIN THE EAST PORTERVILLE FEASIBILITY STUDY PROJECT AREA: The California State Water Resources Control Board, in coordination with the Department of Water Resources Drought Task Force, is charged with preparing a feasibility study to define a long-term solution to the water related issues in East Porterville. Properties within that boundary would be permitted to apply for connection, whether in association with DWR, SWRCB, or at a later date, on their own. Such connections would be subject to the mandatory findings as outlined in this procedure, with the following exceptions:

- Rather than require that the subject property be a developed single-family residence on a parcel 24,999 square feet or smaller, neither the land use nor the parcel size would be restricted neither the land use nor the parcel size would be restricted for legal and legal non-conforming structures and land uses existing as of April 29, 2016.
- Further, properties within certain islands in the EPFS Project Area would not be required to annex prior to connection. This exception does not limit the City of Porterville's authority to pursue annexation in the future, but rather waives the requirement that annexation must be approved prior to connection.

East Porterville Properties



- Legend**
- Water Services Needed In PVPUD Service Area (1)
 - WaterServicesNeededInPVPUDServiceAreaParcels (1,822)
 - PVPUD_boundary (1)
 - UDB (1)
 - CityLimits (1)
 - Existing Water Mains



STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at regular meeting of the Porterville City Council duly called and held on the 19th day of April, 2016.

THAT said resolution was duly passed, approved, and adopted by the following vote:

Council:	REYES	WARD	STOWE	HAMILTON	GURROLA
AYES:	X	X	X	X	
NOES:					
ABSTAIN:					
ABSENT:					X

JOHN D. LOLLIS, City Clerk

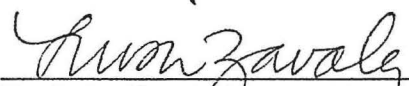

By: Luisa Zavala, Deputy City Clerk

EXHIBIT 'C'



EXHIBIT 'D'

Scope of Work

Task	Description	Cost
1.2	Prepare Well Drilling Plans, Specifications, and Estimates	\$468.00
3.2	Prepare Well Equipping Plans, Specifications, and Estimates	\$1,526.00
5	Ph. 1 Preconstruction Meeting	\$1,357.43
Total:		\$3,351.43

Consulting Engineering work will be reimbursed directly to Dee Jaspar & Associates under Tulare County Agreement No. 1276, including the following

Tasks:

Task 4.1	Project Evaluations and Field Surveying	\$58,326.00
Task 4.2	Prepare Well Equipping Plans, Specifications, and Estimates	\$30,000.00
Task 4.3	Prepare and Assist with SCE Application & Telephone Service	\$5,000.00
Task 4.4	SCE Costs	\$15,000.00
Total:		\$108,326.00

Discussion Draft

Subject to Additional Review and Modification by the Parties

Porterville MOU
Draft 2
June 15, 2016
PortervilleEmergencyMOU061516



Memorandum of Understanding (MOU)

Regarding the Provisions of Emergency Water Supplies to East Porterville

by the California Department of Water Resources (DWR), California Office of Emergency

Service (OES), the State Water Resources Control Board (SWRCB),

the County of Tulare (County), and City of Porterville (Porterville),

which are collectively known as the “Parties”

Recitals

Whereas, some residents living in an unincorporated area of Tulare County, commonly known as “East Porterville,” have experienced loss of adequate water supply to their homes and properties as a result of severe drought conditions, which has caused significant hardship for the residents;

Whereas, Governor Edmund G. Brown Junior has directed all State agencies to assist these residents who are in need of water supplies with emergency and long-term assistance;

Whereas, Governor Edmund G. Brown Junior signed Assembly Bill 685 in 2012, adding Water Code section 106.3, which recognizes that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes, and which requires all relevant state agencies to consider this right when revising, adopting, or establishing pertinent policies, regulations, and grant criteria;

Whereas, the Parties have provided emergency water supplies to some residents of East Porterville that are without an adequate household water supply;

Whereas, the Parties to this MOU seek an emergency and long-term solution to the lack of adequate household water supply by developing and providing continuous water supplies to these residents;

Whereas, East Porterville is located east and adjacent to Porterville, which has an existing municipal water system that serves residents within the incorporated area of Porterville;

Whereas, some of the residents of East Porterville without an adequate household water supply could be connected to Porterville's municipal water system provided certain arrangements and projects are carried out by the Parties;

Whereas, Vandalia is a neighborhood located within Porterville, and some Vandalia residents lack adequate household water supply and these households could be connected to Porterville's municipal water system;

Whereas, the Parties have met and have discussed alternative plans and projects that would provide an emergency water supply from Porterville to some residents of East Porterville and Vandalia in an expeditious manner;

Whereas, to advance these projects, DWR has provided funding, as reflected in the agreement between DWR and Tulare attached as Exhibit 1, for a municipal well designated as "Well C1" located in Tulare County that ultimately could be used to supply water to these residents of East Porterville;

Whereas, the SWRCB has also provided funding for Well C1, as reflected in the agreement between the SWRCB and the County attached as Exhibit 2;

Whereas, the County and Porterville intend to execute an agreement, a draft of which is attached as Exhibit 3, that will connect Well C1 to Porterville's municipal water system and that will provide for an adequate household water supply for some residents of East Porterville; and

Whereas, the Parties have reached an understanding on how best to implement the project alternative that will provide an adequate household water supply to some residents of East Porterville and Vandalia, and alleviate the hardships in an expeditious, cost-effective manner.

Understanding

A. Description of Emergency Project and Long-Term Plan

1. The purpose of this MOU is to set forth in writing the intentions of the Parties of how best to move forward with plans to complete an emergency water supply project (Project) to some residents in the East Porterville and Vandalia areas, which are represented in Exhibit 4. (Map showing East Porterville and Porterville). The goal of the Project is to provide an adequate household water supply to some of the residents and properties in these areas that do not have one presently, and to end the need of the Parties to provide temporary water supplies to those residents through tanks and bottles.

2. The Parties intend to develop the Project in two phases. Phase 1 will make municipal water connections to the properties in East Porterville that have dry wells and are adjacent to Porterville's existing municipal water distribution system. It is estimated that this phase will serve 40 properties with dry wells that are currently receiving temporary household water supplies.

3. The Parties intend that Phase 2 of the Project will provide municipal water supply to approximately 500 properties in East Porterville and in Vandalia that have dry wells or otherwise lack an adequate source of water and have not been connected by Phase 1. In order to complete Phase 2, the residents of these properties will likewise need to connect to Porterville's municipal water system.

4. As soon as possible, Porterville and DWR will undertake Phase 1 of the Project and connect the properties in East Porterville that are adjacent to Porterville's existing municipal water distribution system. These connections will be accomplished as described in Water Installation Diagram attached as Exhibit 5 and based on the cost estimate, which is attached as Exhibit 6. In order to make these connections, a property owner desiring to receive public water supply will need to execute the Extraterritorial Service Agreement, a sample of which is attached as Exhibit 7, and the SWRCB's Water Connection Agreement, a sample of which is attached as Exhibit 8. Necessary signatures and agreements with property owners will be sought through SWRCB's outreach carried out with the assistance of all Parties to this MOU.

5. The Parties intend that Well C1 will be used to provide the emergency water supply in Phase 2 to about 500 properties without adequate household water supplies. The Parties presently understand that there are about 423 properties in East Porterville and approximately 80 properties in Vandalia where connections may be needed to provide emergency water supplies.

6. The Parties have created a Technical Workgroup consisting of engineers and planners, which work cooperatively on the technical issues described in this MOU. Based on recommendations of the Technical Workgroup, the Parties intend to provide the emergency water supply contemplated by this MOU.

7. The Parties intend to develop a Long-Term Water System Plan (Long-Term Plan) for the East Porterville area, which will serve other residents in the area besides those served by the Project. The Parties intend that the Project will be designed consistent with the Long-Term Plan to ensure that all water facilities constructed as part of the Project will be incorporated into the facilities ultimately developed through the Long-Term Plan. The first work product produced by the Technical Workgroup will be a Feasibility Study for the Long-Term Plan. The outline of the Feasibility Study is attached as Exhibit 9.

8. The Parties intend to use best efforts to complete both phases of the Project by December 31, 2016. The completion date of the Long-Term Plan is dependent on the completion of the Feasibility Study carried out by Technical Workgroup and on Porterville and/or the County applying for and securing sufficient funding from the SWRCB or from other sources. The Parties desire to complete the Long-Term Plan as expeditiously as possible.

B. Project Contributions of the Parties

9. Working in cooperation with the other Parties and the Technical Workgroup, DWR will prepare all environmental compliance for the Project, and design and construct the Project, both Phases 1 and 2. DWR will provide funding for Phases 1 and 2 of the Project through Emergency Drought Funding. DWR intends to serve as California Environmental Quality Act (CEQA) lead agency for the Long-Term Plan and will prepare any necessary CEQA documentation and any other necessary environmental review documents, unless the Feasibility Study recommends another lead agency.

10. SWRCB will provide the community outreach to assist in obtaining necessary property owner acceptance before proceeding with Project. SWRCB will also work with Porterville and/or County to secure funding of the Long-Term Plan. SWRCB will provide certain reviews and approvals for the permitting of the Project and the Long-Term Plan.

11. OES will coordinate all of the State's efforts under the Governor's Drought Task Force in the Project area and will be provided at no cost by Porterville up to 3,000,000 gallons of emergency water per month as needed as a result of this MOU and the agreement that Porterville and the County are in the process of considering for execution, a draft of which is attached as Exhibit 3, with regard to the Well C1.

12. Porterville will provide the needed water service to the residents of East Porterville without an adequate household water supply after they are connected to Porterville's municipal water system as described in the Project. The water service will be accomplished per the Extraterritorial Service Agreement, which requires that property owners served pay the monthly water bill. DWR is funding the residents' connection to the Project, and as a result, some of the normal connection fees will be waived provided that connection is made during Phase 1 or Phase 2. Porterville will install the water meters for each connection, which will be paid for by DWR.

13. The County intends to execute an agreement with Porterville that is consistent with this MOU and Exhibit 3, which will allow Well C1 to serve as a water supply for the Project. The County will inspect the work of the Project and the property connections at no cost to the residents.

14. The Parties to the MOU will cause the removal of all temporary water tanks from the properties upon completion of the Project and the appurtenances necessary for the receipt of municipal water service. The work for removing the water tanks will be carried out by the County under an agreement between the County and OES.

C. General Provisions

15. The Parties intend to use their best efforts to carry out this MOU. This MOU is not a binding agreement, and is not intended to create contractual rights and remedies among the Parties. However, the Parties have entered into and intend to enter into certain binding agreements in the future necessary to develop and complete the Project and the Long-Term Plan.

16. This MOU will become effective upon the signature of the all Parties. The MOU will terminate on December 31, 2016, unless extended by all of the Parties in writing.

[Signatures on following page]

This MOU has been executed by:

California Department of Water Resources

State Water Resources Control Board

California Office of Emergency Services

County of Tulare

City of Porterville

List of Exhibits

1. DWR and Tulare County Executed Well C1 Agreement
2. SWRCB and County Executed Well C1 Agreement (Water Board Grant #D-15-11-902)
3. ~~County and~~County and Porterville Draft Well Agreement
4. Map of East Porterville
5. Household Water Service Installation Diagram
6. Household Water Service Cost Estimate
7. Sample Extraterritorial Service Agreement
8. Sample SWRCB Water Connection Agreement
9. Draft Emergency Project Feasibility Study



Amendment No. 1

To the East Porterville Water Supply Project

Memorandum of Understanding (MOU)

Regarding the Provisions of Emergency Water Supplies to East Porterville
by the California Department of Water Resources (DWR), California Office of
Emergency Service (OES), the State Water Resources Control Board (SWRCB),
the County of Tulare (County), and City of Porterville (Porterville),
which are collectively known as the "Parties"

This Amendment No.1 to the MOU is made this 7th day of November, 2016. As described below, this Amendment No.1 recognizes the MOU is still in effect, modifies certain sections of this MOU, and adds new sections to the MOU.

Recitals

Whereas, some residents living in an unincorporated area of Tulare County, commonly known as "East Porterville," have experienced loss of adequate water supply to their homes and properties as a result of severe drought conditions, which has caused significant hardship for the residents;

Whereas, Governor Edmund G. Brown Junior has directed all State agencies to assist these residents who are in need of water supplies with emergency and long-term assistance;

Whereas, the Parties to this MOU seek an emergency and long-term solution to the lack of adequate household water supply by developing and providing continuous water supplies to these residents;

Whereas, to advance these projects, DWR and the SWRCB have provided funding, as reflected in Exhibits 1 and 2, for a municipal well designated as "Well C1" located in Tulare County that ultimately could be used to supply water to these residents of East Porterville;

Whereas, the Parties have reached an understanding on how best to implement the project alternative that will provide an adequate household water supply to some residents of East Porterville and Vandalia, and alleviate the hardships in an expeditious, cost-effective manner:

Whereas, the purpose of this amendment is to clarify some sections of the MOU and to add several new sections.

NOW THEREFORE, IT IS MUTUALLY AGREED that the following changes are hereby made to the MOU:

1. Section A (2) is amended to read as follows:

The Parties intend to develop the Project in two phases. Phase 1 will make municipal water connections to the properties in East Porterville and Vandalia that have dry wells and/or water tanks. It is estimated that this phase will serve approximately 300 properties.

2. Section A (3) is amended to read as follows:

The Parties intend that Phase 2 of the Project will provide municipal water supply to approximately 800 properties in East Porterville by connecting them to the City of Porterville's water system. The total number of homes eligible for this Project is approximately 1,100.

3. Section A (5) is amended to read as follows:

The Parties intend that Well C1 will be used to provide the initial water supply. The Parties acknowledge the delay in Well C1 completion. To mitigate the effects of this on the residents of East Porterville, the City of Porterville will allow connections of homes as they become prepared for connection. These early connections will be beyond the initial 70 connections (previously 40 connections) agreed to, given the availability of capacity during the winter months. However, these additional connections to the City's water system will cease on March 1, 2017, if Well C1's connection to the City's water system is not completed by then.

4. Sections A (7) b-f shall be added and made part of this MOU:

7 (a). The Parties intend to develop a Long-Term Water System Plan (Long-Term Plan) for the East Porterville area, which will serve other residents in the area besides those served by the Project. The Parties intend that the Project will be designed consistent with the Long-Term Plan to ensure that all water facilities constructed as part of the Project will be incorporated into the facilities ultimately developed through the Long-Term Plan. The first work product produced by the Technical Workgroup will be a Feasibility Study for the Long-Term Plan. The outline of the Feasibility Study is attached as Exhibit 9.

(b). The East Porterville Water Supply Project Hydraulic Analysis Report ("Hydraulic Analysis Report," which is attached as Exhibit 10) determined that the water supply capacity required to serve all eligible residents of East Porterville is 1,435 gallons per minute (gpm). This capacity shall be based on the sustainable yield of the wells which is defined as 75 percent of the initial design capacity. Since Well C1 has a sustainable yield of 600 gpm, the Parties agree that the State will fund the construction and equipping of additional wells to provide the 835 gpm shortfall.

(c). Based on the Hydraulic Analysis, a 700,000 gallon water storage tank is required to serve the residents of East Porterville. However, based on Porterville's master plan recommendations, a 1.2 million-gallon storage tank is required for the City's buildout. The Parties therefore intend to construct a 1.2 million-gallon storage tank with cost sharing between the State and the City. The State will fund the cost of a 700,000 gallon tank required for the Project and the City of Porterville will fund the cost of the additional 500,000 gallons of storage required for the City's future use as contained in its master plan. The cost-sharing shall be proportional to the tank capacity being funded.

(d). The Parties intend to upgrade the existing Henderson-Plano Booster Pump Station and the Granite Hills Intertie which would facilitate water supply to the East Pressure Zone which serves East Porterville. The State will fund the construction of one booster pump rated at 2,100

gpm along with a variable frequency drive and the Granite Hills Intertie. The City will fund the replacement of its two existing pumps along with associated variable frequency drives as part of Phase 2 of the Project. These two pumps are more than 30-years old and their replacement will enable the City's water system to operate more efficiently and in a cost-saving manner.

(e). The Parties further agree that a booster pump station of capacity 1,670 gpm is required to convey water from the West Pressure Zone, where the new wells will be located, to the Central Pressure Zone for onward conveyance to East Porterville. The State will fund the construction of this booster pump station.

(f). Given that Well C1 has an estimated sustainable yield of 600 gpm, as well as a unit demand of 0.833 gpm per home connection based on the Hydraulic Analysis , Well C1 could effectively serve up to 720 households . The Parties agree that home connections for Phase 2 of the Project can begin as soon as Well C1 is connected to the City's water system, and the Henderson-Plano Booster Pump Station upgrade and the Granite Hills Intertie are completed. These home connections shall cease when the capacity of Well C1 is exceeded. Thereafter, additional home connections will be made after the construction of additional wells or if City staff determines that the water system can support additional home connections.

5. Section (C) 16 is amended to read as follows:

16. This MOU will become effective upon the signature of the all Parties. The MOU will terminate on June 30, 2018, unless extended by all Parties in writing.

6. The list of the Exhibits at the end of MOU is amended to read as follows:

1. DWR and Tulare County Executed Well C1 Agreement
2. SWRCB and County Executed Well C1 Agreement (Water Board Grant #D-15-11-902)
3. County and Porterville Draft Well Agreement
4. Map of East Porterville
5. Household Water Service Installation Diagram
6. Household Water Service Cost Estimate
7. Sample Extraterritorial Service Agreement
8. Sample SWRCB Water Connection Agreement
9. Draft Feasibility Study for the Long-Term Plan
10. East Porterville Water Supply Project Hydraulic Analysis Report

This MOU has been executed by:

California Department of Water Resources

State Water Resources Control Board

California Office of Emergency Services

City of Porterville

County of Tulare



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOV 29 2017

The Honorable Milt Stowe
Mayor of City of Porterville
291 North Main Street
Porterville, CA 93257

RECEIVED

DEC 04

CITY OF PORTERVILLE
CITY MANAGER

Dear Mayor Stowe:

The Department of Water Resources and the State Water Resources Control Board are requesting an increase to the number of household connections from 720 to 800 to the City of Porterville (City) water system, prior to the completion of the East Porterville Emergency Water Supply Project – Phase 2 (Project). The construction of all facilities is estimated to be completed by June 2019.

According to Section A(7)(f) of Amendment No. 1 to the Project's Memorandum of Understanding (MOU), the estimated sustainable yield of Well C1 is 600 gallons per minute (gpm) and therefore will serve up to 720 households. Our current projections show that approximately 800 households will need to be connected by the end of 2017.

Our current plans are to drill two additional wells which would add more than 835 gpm of sustainable yield to the City's water supply, pending land acquisition by the City. Further, our calculations indicate that Well C1 is currently capable of producing 800 gpm in the interim, which can support a total of 960 households in the short term. It is our hope that the City will complete acquisition of the properties needed to drill the two additional wells in a timely manner to ensure that the City's water supply does not become stressed.

We look forward to hearing favorably from you and thank you for your continued support in providing safe drinking water to the residents of East Porterville.

Sincerely,


James Maughan, Assistant Deputy Director
Division of Financial Assistance

cc: See next page

DEPARTMENT OF WATER RESOURCES

SOUTH CENTRAL REGION OFFICE
3374 EAST SHIELDS AVENUE, ROOM 3
FRESNO, CA 93726-6913



January 18, 2018

Mr. Michael K. Reed
Public Works Director
City of Porterville
291 North Main Street
Porterville, California 93257

RECEIVED

JAN 22 2018

City of Porterville
Public Works Dept

Approval of Funding from Local Assistance Funds to the City of Porterville for the
County Areas Water Supply Project

Dear Mr. Reed:

Your request for funds to accomplish the city of Porterville's scope of work to connect drought-impacted households in seven Tulare County areas bounded by the city has been approved. The approved funding is not to exceed the amount of \$2,812,946.00. The term of the funding is from January 18, 2018, to December 31, 2019.

The purpose of this funding is for the city of Porterville to effectuate the connection of the drought-impacted homes in seven county areas to the city's water distribution system. The project comprises water main extensions, home connections, and well destructions. These homes have been identified as having private residential wells, and the homeowners have voluntarily elected to join the project. As part of their election to participate in the project, the homeowners have consented to having their groundwater wells destroyed.

A grant agreement is being developed and will be sent to you for approval. You are allowed to start incurring costs from January 18, 2018. No reimbursement will be issued until the contract agreement is executed.

If you have any questions or need additional information regarding the agreement, please contact Steve Doe by email at Steve.Doe@water.ca.gov or by phone at (559) 230-3348.

Sincerely,

Kevin Faulkenberry, Chief
South Central Region Office

Executive Department

State of California

EXECUTIVE ORDER B-40-17

WHEREAS California has endured a severe multi-year drought that has threatened the water supplies of communities and residents, devastated agricultural production in many areas, and harmed fish, animals and their environmental habitats; and

WHEREAS Californians responded to the drought by conserving water at unprecedented levels, reducing water use in communities by more than 22% between June 2015 and January 2017; and

WHEREAS the State Water Resources Control Board, the Department of Water Resources, the Department of Fish and Wildlife, the Office of Emergency Services, and many other state agencies worked cooperatively to manage and mitigate the effects of the drought on our communities, businesses, and the environment; and

WHEREAS the State provided 66,344,584 gallons of water to fill water tanks for communities suffering through drought-related water shortages, outages, or contamination, and provided emergency assistance to drill wells and connect communities to more robust water systems; and

WHEREAS the State took a number of important actions to preserve and protect fish and wildlife resources, including stream and species population monitoring, fish rescues and relocations, infrastructure improvements at trout and salmon hatcheries, and infrastructure to provide critical habitat for waterfowl and terrestrial animals; and

WHEREAS the State established a Statewide Water Efficiency and Enhancement Program for agricultural operations that provides financial assistance for the implementation of irrigation systems that save water; and

WHEREAS water content in California's mountain snowpack is 164 percent of the season average; and

WHEREAS Lake Oroville, the State Water Project's principal reservoir, is 101 percent of average, Lake Shasta, the federal Central Valley Project's largest reservoir, is at 110 percent of average, and the great majority of California's other major reservoirs are above normal storage levels; and

WHEREAS despite winter precipitation, the effects of the drought persist in areas of the Central Valley, including groundwater depletion and subsidence; and

WHEREAS our changing climate requires California to continue to adopt and adhere to permanent changes to use water more wisely and to prepare for more frequent and persistent periods of limited water supply; and

WHEREAS increasing long-term water conservation among Californians, improving water use efficiency within the State's communities and agricultural production, and strengthening local and regional drought planning are critical to California's resilience to drought and climate change.

NOW, THEREFORE, I, EDMUND G. BROWN JR., Governor of the State of California, in accordance with the authority vested in me by the Constitution and statutes of the State of California, do hereby **TERMINATE THE JANUARY 17, 2014 DROUGHT STATE OF EMERGENCY** for all counties in California except the Counties of Fresno, Kings, Tulare, and Tuolumne.

I FURTHER ORDER THAT:

1. The orders and provisions contained in my April 25, 2014 Emergency Proclamation, as well as Executive Orders B-26-14, B-28-14, B-29-15, and B-36-15 are rescinded.
2. The orders and provisions contained in Executive Order B-37-16, **Making Water Conservation a California Way of Life**, remain in full force and effect except as modified by this Executive Order.
3. As required by the State Emergency Plan and Government Code section 8607(f), the Office of Emergency Services, in coordination with other state agencies, shall produce an after-action report detailing the State's response to the drought and any lessons learned in carrying out that response.

MAINTAINING CONSERVATION AS A WAY OF LIFE

4. The State Water Resources Control Board (Water Board) shall continue development of permanent prohibitions on wasteful water use and requirements for reporting water use by urban water agencies, and to provide a bridge to those permanent requirements, shall maintain the existing emergency regulations until they expire as provided by the Water Code. Permanent restrictions shall prohibit wasteful practices such as:
 - Hosing off sidewalks, driveways and other hardscapes;
 - Washing automobiles with hoses not equipped with a shut-off nozzle;
 - Using non-recirculated water in a fountain or other decorative water feature;
 - Watering lawns in a manner that causes runoff, or within 48 hours after measurable precipitation; and
 - Irrigating ornamental turf on public street medians.
5. The Water Board shall rescind those portions of its existing emergency regulations that require a water supply stress test or mandatory conservation standard for urban water agencies.

6. The Department of Water Resources (Department) shall continue work with the Water Board to develop standards that urban water suppliers will use to set new urban water use efficiency targets as directed by Executive Order B-37-16. Upon enactment of legislation, the Water Board shall adopt urban water use efficiency standards that include indoor use, outdoor use, and leaks as well as performance measures for commercial, industrial, and institutional water use. The Department shall provide technical assistance and urban landscape area data to urban water suppliers for determining efficient outdoor use.
7. The Water Board and the Department shall continue to direct actions to minimize water system leaks that waste large amounts of water. The Water Board, after funding projects to address health and safety, shall use loans from the Drinking Water State Revolving Fund to prioritize local projects that reduce leaks and other water system losses.
8. The Water Board and the Department shall continue to take actions to direct urban and agricultural water suppliers to accelerate their data collection, improve water system management, and prioritize capital projects to reduce water waste. The California Public Utilities Commission is requested to work with investor-owned water utilities to accelerate work to minimize leaks.
9. The Water Board is further directed to work with state agencies and water suppliers to identify mechanisms that would encourage and facilitate the adoption of rate structures and other pricing mechanisms that promote water conservation.
10. All state agencies shall continue response activities that may be needed to manage the lingering drought impacts to people and wildlife. State agencies shall increase efforts at building drought resiliency for the future, including evaluating lessons learned from this current drought, completing efforts to modernize our infrastructure for drought and water supply reliability, and shall take actions to improve monitoring of native fish and wildlife populations using innovative science and technology.

CONTINUED DROUGHT RESPONSE IN FRESNO, KINGS, TULARE, AND TUOLUMNE COUNTIES

11. The Water Board will continue to prioritize new and amended safe drinking water permits that enhance water supply and reliability for community water systems facing water shortages or that expand service connections to include existing residences facing water shortages.
12. The Department and the Water Board will accelerate funding for local water supply enhancement projects and will continue to explore if any existing unspent funds can be repurposed to enable near-term water conservation projects.
13. The Water Board will continue to work with local agencies to identify communities that may run out of drinking water, and will provide technical and financial assistance to help these communities address drinking water

shortages. It will also identify emergency interconnections that exist among the State's public water systems that can help these threatened communities. The Department, the Water Board, the Office of Emergency Services, and the Office of Planning and Research will work with local agencies in implementing solutions to those water shortages.

14. For actions taken in the Counties of Fresno, Kings, Tulare, and Tuolumne pursuant to directives 11–13, the provisions of the Government Code and the Public Contract Code applicable to state contracts, including, but not limited to, advertising and competitive bidding requirements, as well as Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division, are hereby suspended. These suspensions apply to any actions taken by state agencies, and for actions taken by local agencies where the state agency with primary responsibility for implementing the directive concurs that local action is required, as well as for any necessary permits or approvals required to complete these actions.
15. California Disaster Assistance Act Funding is authorized until June 30, 2017 to provide emergency water to individuals and households who are currently enrolled in the emergency water tank program.
16. State departments shall commence all drought remediation projects in Fresno, Kings, Tulare, and Tuolumne Counties within one year of the date of this Executive Order.

This Executive Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

I FURTHER DIRECT that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 7th day of April 2017.


EDMUND G. BROWN JR.
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State





CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Consideration of Approval of the Villas at Sierra Meadows Tentative Subdivision Map and Conditional Use Permit (formerly known as Jaye Street Subdivision)

SOURCE: Community Development

BACKGROUND: The applicant, Smee Homes, submitted to the Project Review Committee a tentative subdivision map to develop Assessor Parcel Number 269-120-013 as the Jaye Street Subdivision (PRC 2018-028-S-C). The project was later renamed to the Villas at Sierra Meadows. The proposed subdivision would include the development of 106 detached single-family residential units. In order to accommodate a variety of housing options, the applicant is additionally requesting a Conditional Use Permit (CUP) for reduced lot sizes, as provided for in the Porterville Development Ordinance 201.04(c).

COMMENT: The applicant is proposing to subdivide APN 269-120-013, which is that 21± acre parcel located generally east of Jaye Street, immediately north of the Poplar Ditch (Attachments 1 & 2). The construction of internal access roads would include three (3) points of ingress/egress: on the east, one point along South Jaye Street, a collector road; on the west, one at the northwest corner onto Brown Avenue and one at the southwest corner via Water Oak Avenue, both of which would connect to Indiana Street, the nearest arterial road, through the Royal Oaks Subdivision.

The project would be developed in three (3) phases and each phase is anticipated to last approximately one (1) year, beginning as soon as entitlements and final map preparations can be completed. The City's General Plan Land Use Designation for the project site is Low Density Residential. The Low Density Residential designation represents typical single-family subdivisions. The maximum residential density is 6.0 units per gross acre; as proposed the 106 lots are less than the maximum density allowed at 5.05 units per gross acre.

The zoning designation for the project site is RS-2 (Low Density Residential). This zone allows attached or detached single-family homes with a maximum residential density of 7.5 units per net acre. This zone district has a minimum lot area requirement of 6,000 square feet. Section 201.04(c) of the Porterville Development Ordinance allows, with a Conditional Use Permit, development of smaller lots to a minimum of 3,000 square feet. Although the requested CUP would allow for parcels smaller than the standard, the overall density of the development is

consistent with both zoning and General Plan maximum densities.

ANALYSIS:

California is currently experiencing a statewide housing crisis, and the development of additional housing will help increase the available housing stock in the community. The proposed project conforms with the City's General Plan Land Use and Housing Elements as well as the requirements of the California Subdivision Map Act and local Ordinances. Based on the average household assumptions in the Porterville Housing Element of 3.39 residents per household, the development would result in a population of 359 persons. Due to the applicant proposing parcels less than the minimum lot size of 6,000 square feet, the applicant is requesting a CUP as allowed by §201.04(c) of the Development Ordinance. Section 201.04(c)(1)(a) requires two (2) mandatory design elements: street trees and a variety of lot widths. To meet the requirement for varying lot width, at least 30% of the lots shall vary from the "typical" (mode) lot width by at least 20%. The average width is 50 feet, which would require that at least 32 lots be less than 40' or greater than 60' wide. As proposed, 33 lots are greater than the typical lot width by at least 20%. In order to be compliant with this requirement, the proposed map modified the originally noticed lot sizes ranging from 5,300 to 10,450 square feet. Instead, the smallest lot would be 4,987 square feet and the largest parcel would be 14,371 square feet. Due to the length of the northernmost block of parcels, a 15 foot wide pedestrian walkway is included to provide a more walkable community. Section 407.03(c) of the Development Code requires a 10' foot walkway; however, the applicant chose to widen the minimum standard to ensure adequate landscaping. In addition to the landscaping, it will be illuminated, and included in a Landscape and Lighting Maintenance District.

The code also requires that at least two (2) additional, optional elements be implemented. The applicant proposes to have clustered driveways throughout the development, which would ensure that at least 36 feet of uninterrupted curb be between each pair of driveways. This provides greater street parking options, and the applicant will identify the driveway pairings on the final map. Preliminary floor plans (Attachment 3) provide variable garage entries and architectural diversity. The project additionally provides an open space trail with multiple entry points to connect to the trail provided by the Royal Oaks subdivision immediately west and will be required to match the design of that amenity. The walls separating the residences from the trail will be reduced in height to three and a half feet (3.5') for a minimum of 30 feet on either side of the center line of the entry points along Lots 17/18 of Phase 1 and Lots 12/13 and 32/33 of Phase 3. These walls must otherwise fully comply with fence height requirements. The trail, entry points, and wall will be also be placed in a Landscape and Lighting Maintenance District, as well as the landscaping along Jaye Street at the main entrance of the subdivision.

ENVIRONMENTAL REVIEW: On October 16, 2019, the Environmental Coordinator made a preliminary determination that a Mitigated Negative Declaration would be appropriate for the proposed project in light of the studies prepared and with

implementation of defined mitigation measures related to Biological Resources, Cultural Resources, Greenhouse Gas Emissions, and Noise. The document circulated for a 30-day review period. No comments were received. On November 19, 2019, the City Council conducted a public meeting and subsequently adopted Resolution 94-2019 approving the Mitigated Negative Declaration prepared for the tentative subdivision map. The Notice of Determination was filed on December 9, 2019.

RECOMMENDATION: That the City Council:

1. Open the Public Hearing to receive comments on the tentative subdivision map for the Villas at Sierra Meadows project; and
2. Adopt the draft Resolutions approving the Conditional Use Permit and Tentative Subdivision Map (PRC 2018-028-C-S).

ATTACHMENTS:

1. Locator Map
2. Tentative Subdivision Map
3. Proposed Floor Plans
4. Resolution 94-2019
5. Draft Resolution - Conditional Use Permit
6. Draft Resolution - Tentative Subdivision Map

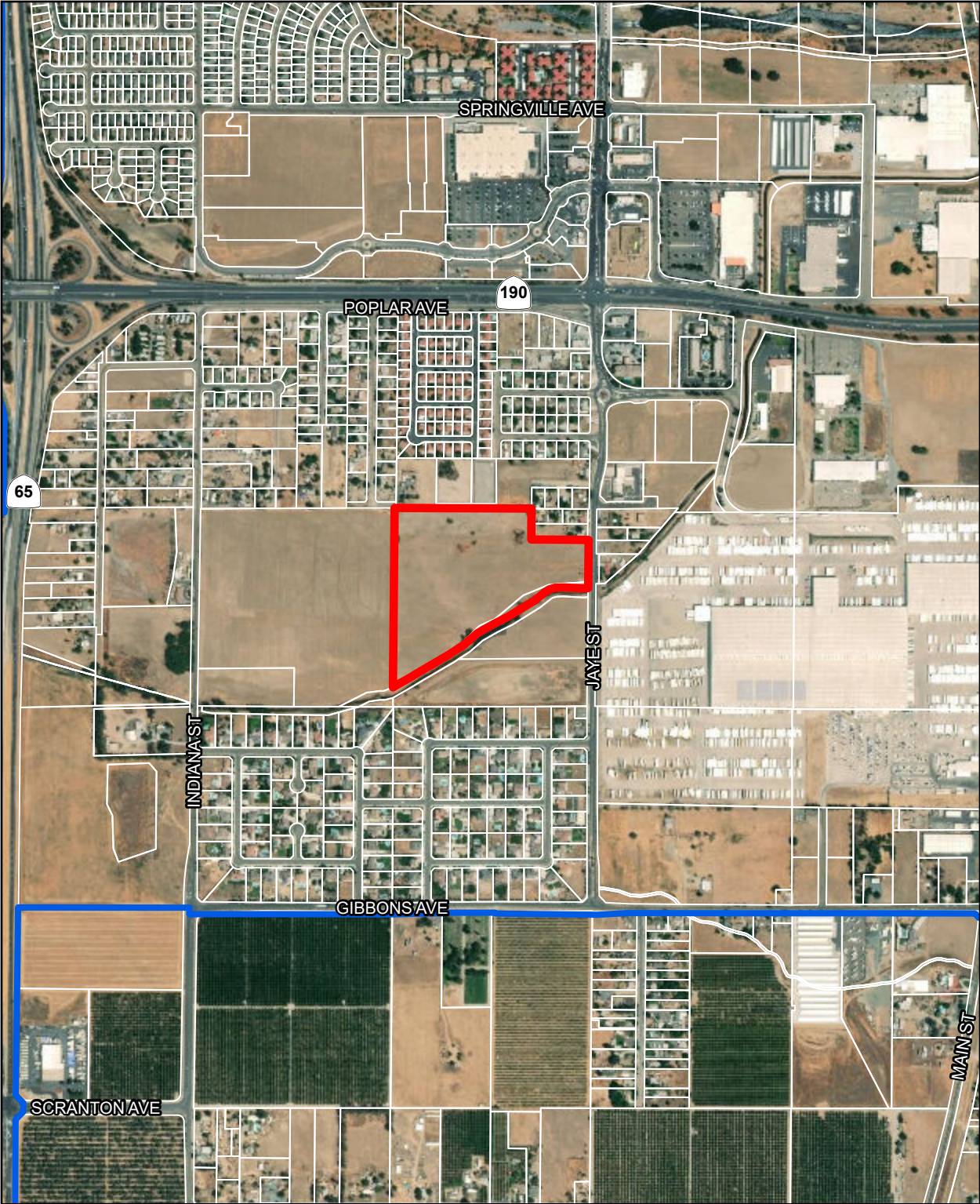
Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

**Locator Map
PRC 2018-028**



**Villas
at Sierra Meadows**

-  Project Location
-  City Limits

1 in = 1,000 feet



TENTATIVE SUBDIVISION MAP THE VILLAS AT SIERRA MEADOWS

BEING A PORTION OF THE SE QUARTER OF THE NW QUARTER OF SEC. 2, T.22S., R.27E., M.D.B.&M
IN THE CITY OF PORTERVILLE, COUNTY TULARE, STATE OF CALIFORNIA.

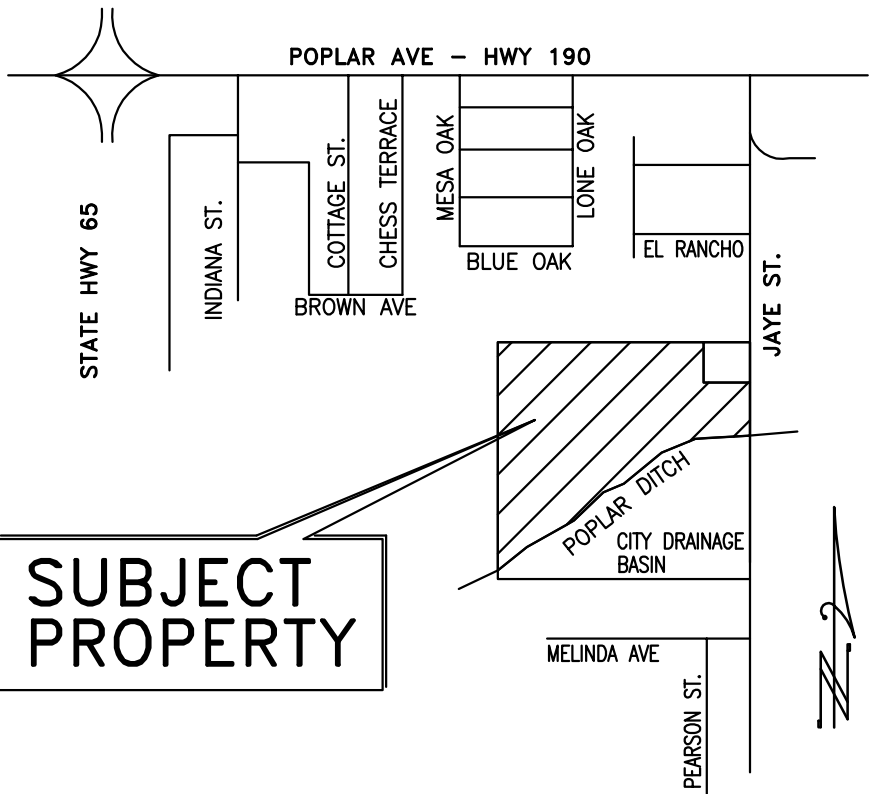
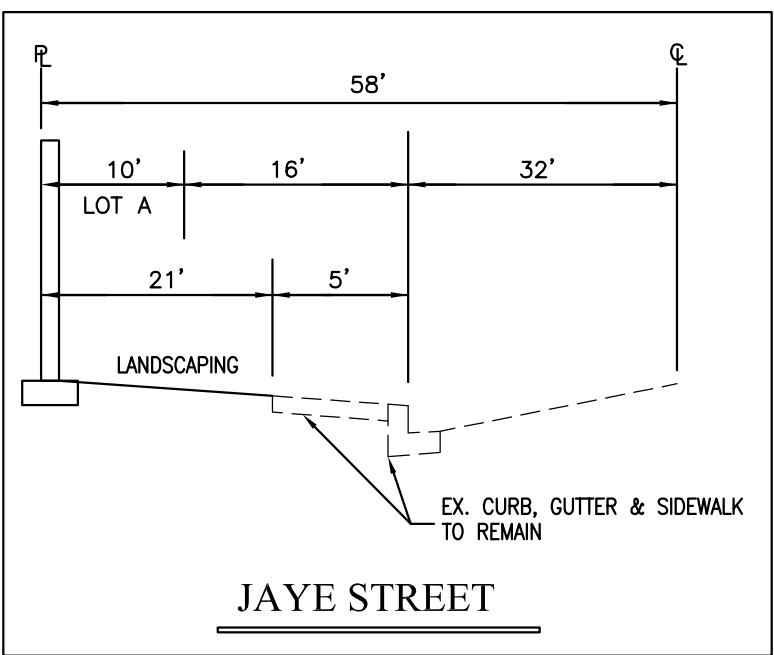
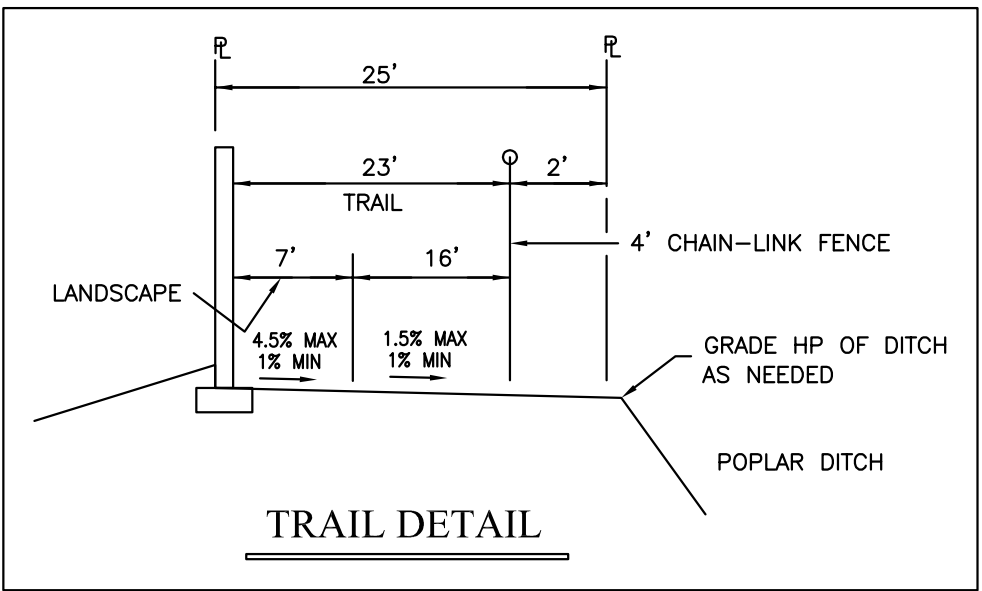
OWNERS:
SMEE HOMES, INC.
444 N. Prospect
Porterville, California 93257

SURVEYOR:
FORESTER, WEBER & ASSOCIATES
1620 W. Mineral King Ave., Suite B
Visalia, California 93291
(559) 732-0102

NOTES:

1. SITE ADDRESS: 1065 S. JAYE ST.
2. AREA = 21.01 AC±
3. APN: 269-120-013
4. LOTS SHALL DRAIN TO STREET
5. STORM & STREET DRAINAGE TO CITY SYSTEM
6. REFUSE COLLECTION: INDIVIDUAL CAN SERVICE
7. 20' WIDE TRAIL ACCESS 
8. ZONE RS2
9. SEWER & WATER BY CITY OF PORTERVILLE
10. LOTS A & B FOR BLOCK WALL & LANDSCAPING
11. LOT COUNT:

PHASE 1	28
PHASE 2	39
PHASE 3	39
TOTAL	106

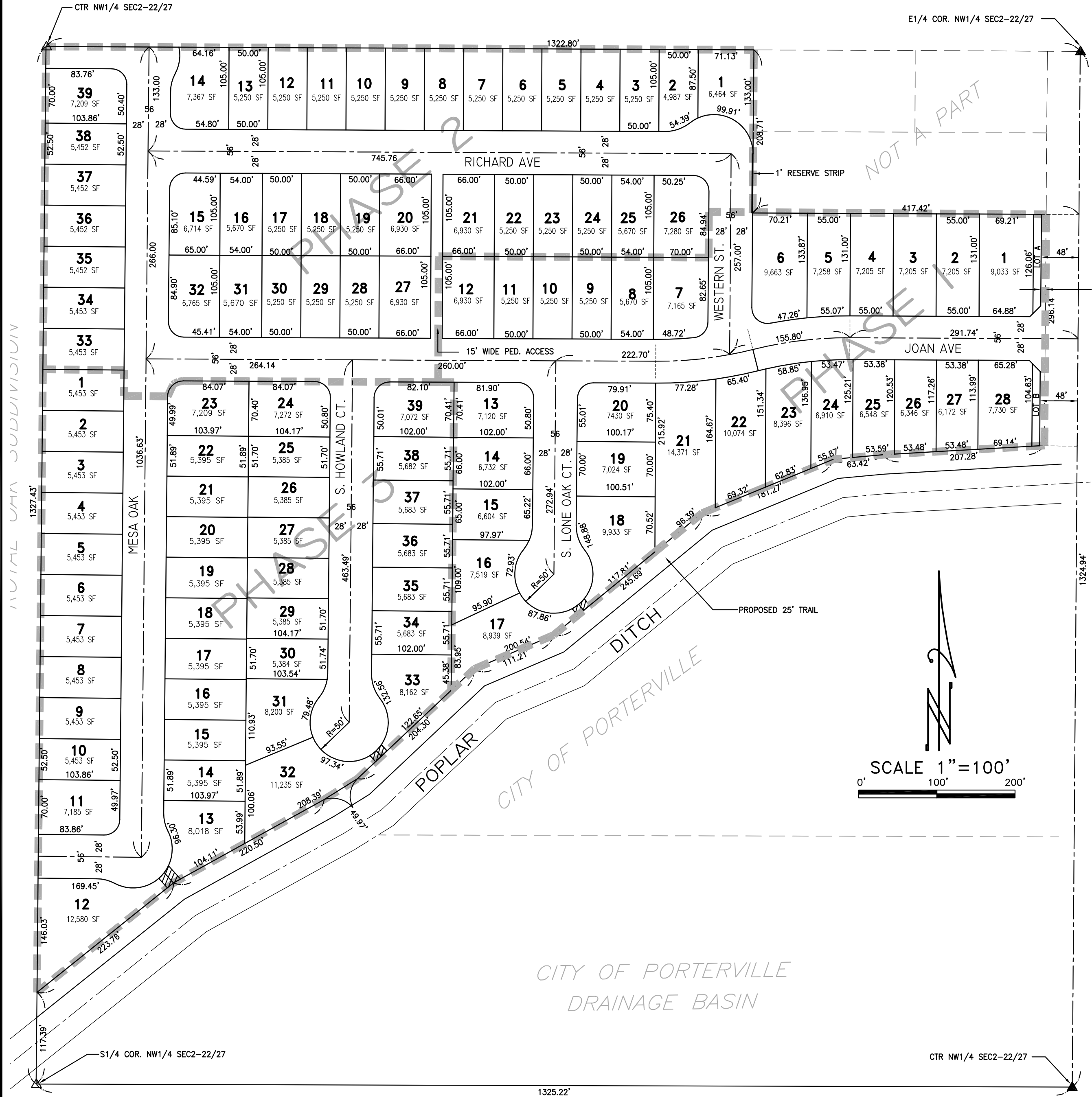


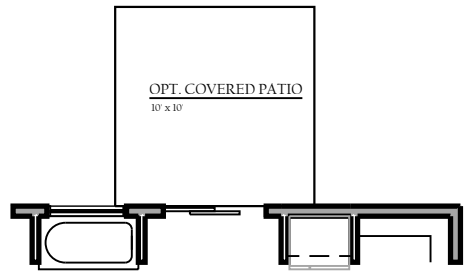
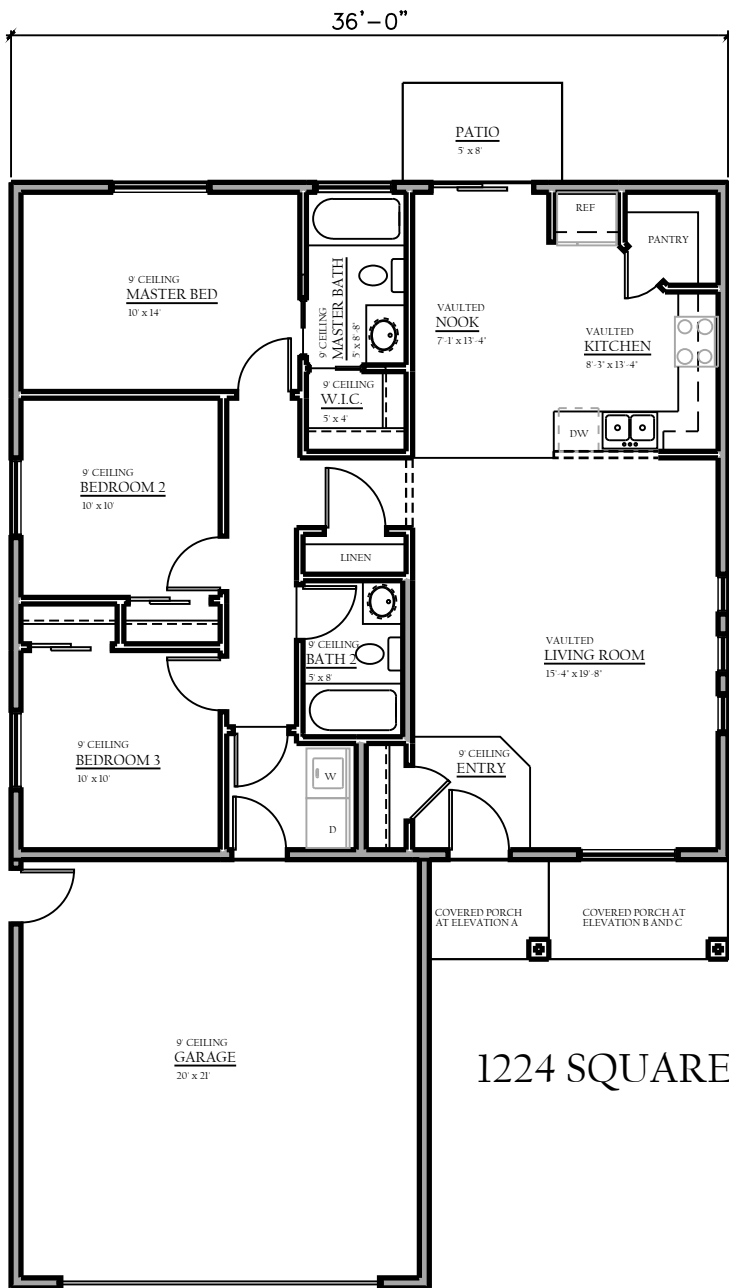
Vicinity Map

NO SCALE

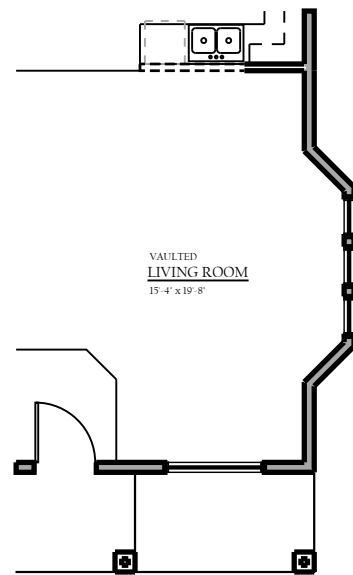
One Sheet Only

108-19 BM

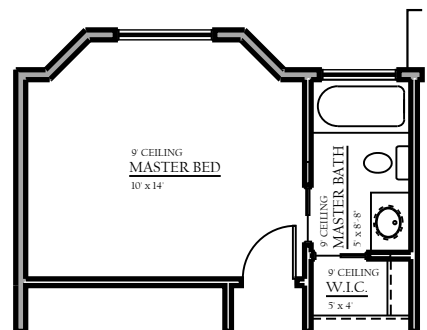




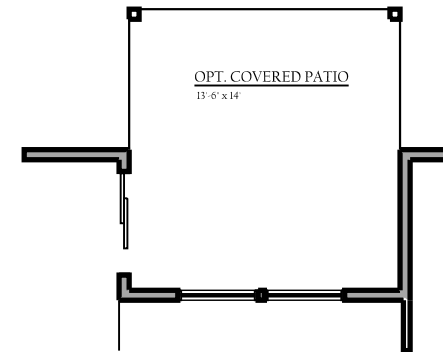
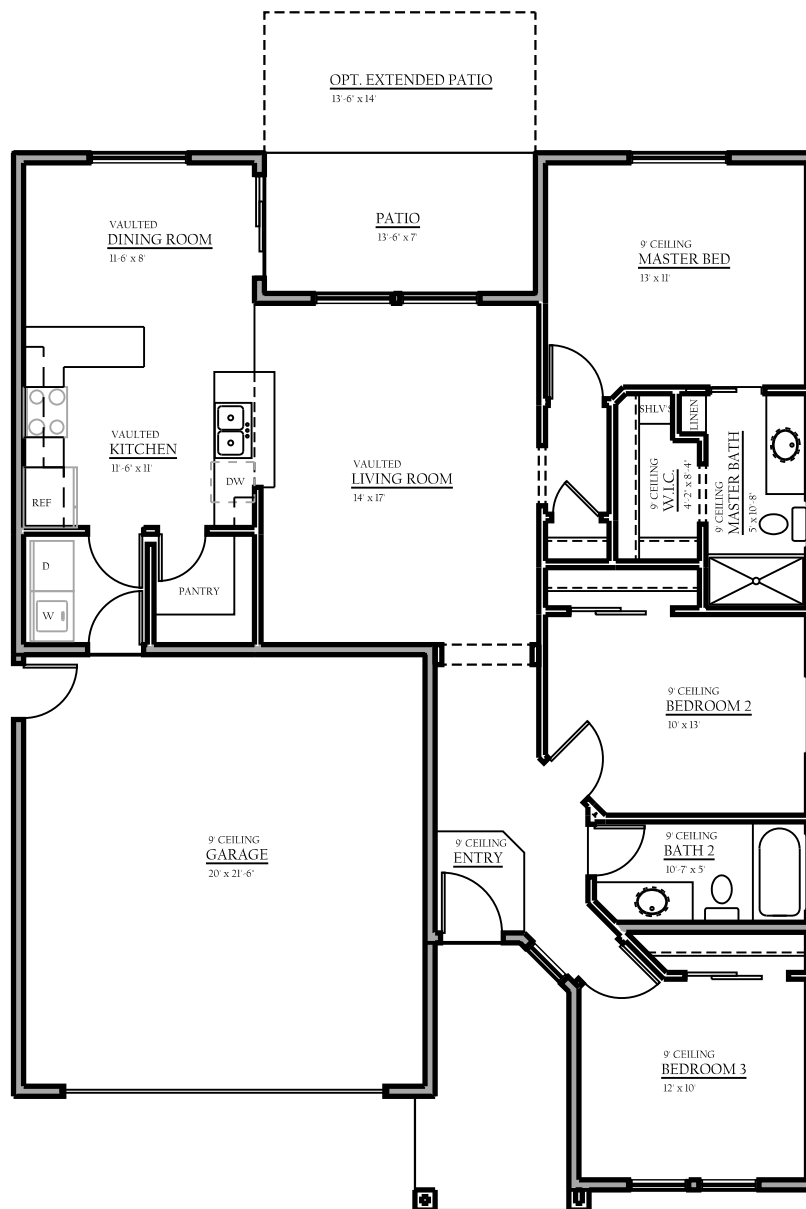
OPTIONAL
COVERED PATIO



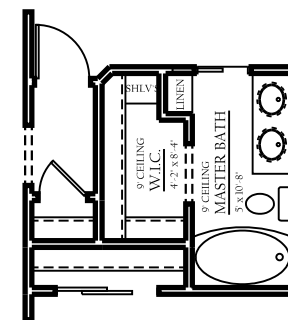
OPTIONAL BAY WINDOW
AT LIVING ROOM +20 S.F.



OPTIONAL BAY WINDOW
AT MASTER +20 S.F.

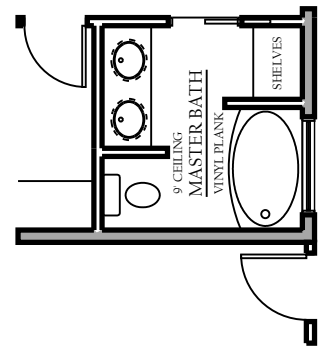
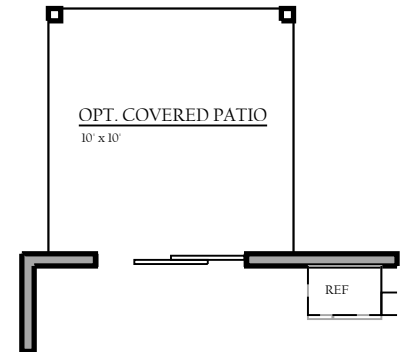
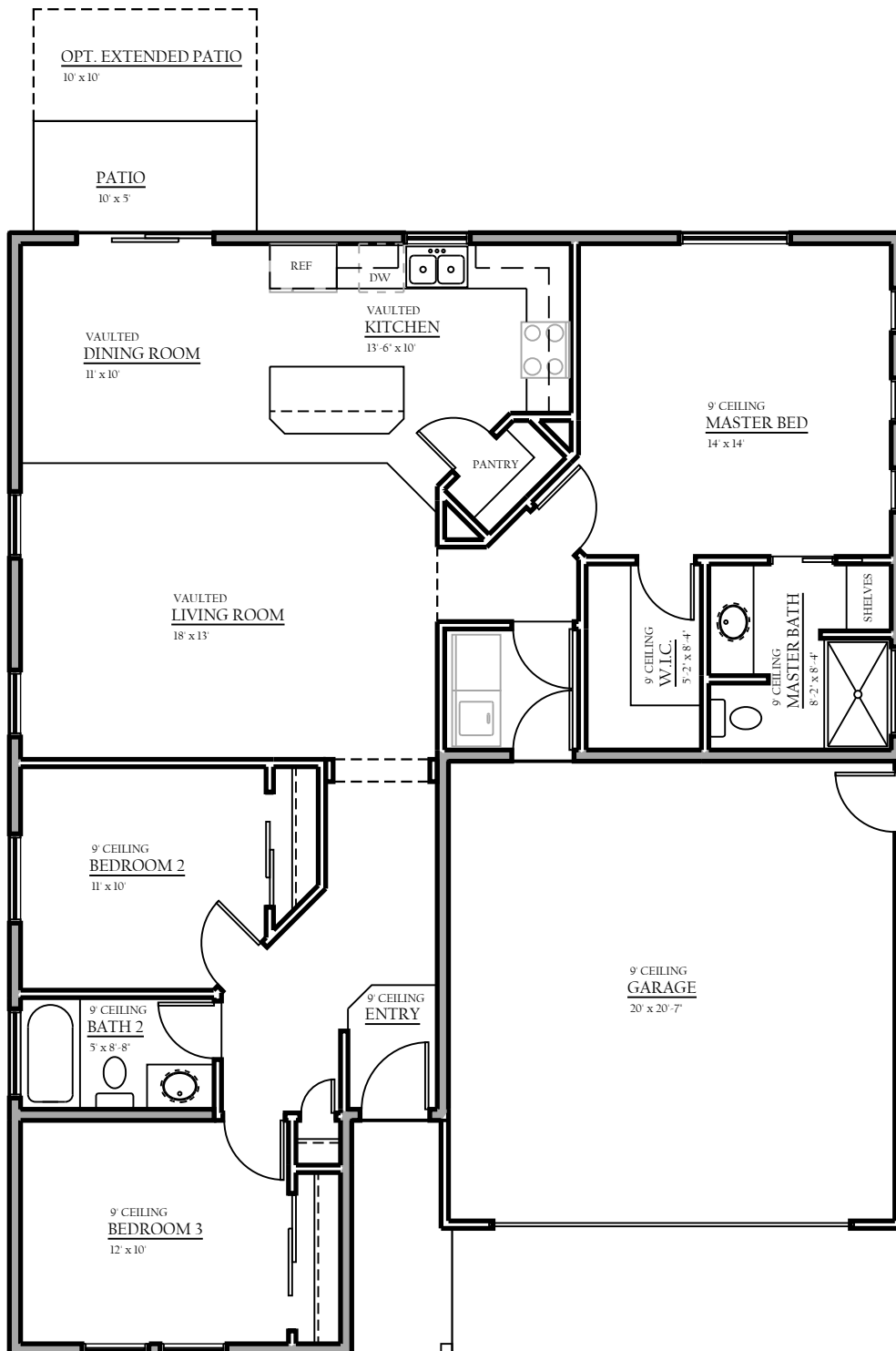


OPTIONAL
COVERED PATIO



OPTIONAL MASTER
BATH

1340 SQUARE FEET



1428 SQUARE FEET

RESOLUTION NO. 94-2019

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF A MITIGATED NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT FOR THE PROPOSED JAYE STREET SUBDIVISION PROJECT (PRC 2018-028)

WHEREAS: The City Council of the City of Porterville at its regularly scheduled meeting of November 19, 2019, conducted a public meeting to consider approval of a Mitigated Negative Declaration which evaluates the environmental impacts of a Tentative Subdivision Map, for the 28.9± acres located on the east side of Jaye Street, immediately north of the Poplar Ditch (APN 269-120-006); and

WHEREAS: Tentative Subdivision Map (PRC 2018-028-S) proposes 106 single family residential parcels to be developed in three phases. Lots would range from 5,300 to 10,450 square feet parcels; and

WHEREAS: On September 11, 2019, the Environmental Coordinator made a preliminary determination that a Mitigated Negative Declaration would be appropriate for the Tentative Subdivision Map and subsequent development of the Jaye Street Residential Development Project in a manner consistent with City codes and plans; and

WHEREAS: The proposed Project is consistent with the goal, policies and land use designation of the Porterville 2030 General Plan. The General Plan designates the site as Low Density Residential, and is supported by as supported by the RS-2 (Low Density Residential) zoning. The proposed subdivision will be developed within the density allowed by the General Plan.

WHEREAS: The City Council considered the following findings in its review of the environmental circumstances for this project:

1. That a Mitigated Negative Declaration was prepared in accordance with the California Environmental Quality Act.
2. The development of the Tentative Subdivision Map will not create adverse environmental impacts on biological resources or adjacent neighborhoods when mitigation measures are implemented and standards of the Development Ordinance and General Plan are applied to the subsequent development project.
3. That the City Council is the decision making body for the project.
4. On October 16, 2019, the Environmental Coordinator made a preliminary determination that a Mitigated Negative Declaration would be appropriate for the proposed project in light of the studies prepared and with implementation of defined mitigation measures related to Biological Resources, Cultural Resources, Greenhouse Gas Emissions, and Noise. The Initial Study and proposed Mitigation Measures have

been transmitted to interested agencies, groups, and individuals for a 30 day review period from October 19, 2019 through November 19, 2019. No comments were received.

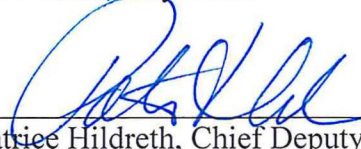
5. That review of the environmental circumstances regarding this project indicates that no adverse impacts would occur to biological resources, cultural resources, greenhouse gas and noise when the mitigation measures are implemented and standards of the Development Ordinance and General Plan are applied. Mitigation measures to reduce impacts to less than significant were defined and have been incorporated in the Mitigation Monitoring Program which is attached as an exhibit to the Mitigated Negative Declaration (Exhibit A). In addition to these mitigation measures, any further mitigation measures recommended by a responsible or trustee agency shall be upheld at the expense of the applicant with the oversight of the City and said responsible or trustee agency.
6. That the environmental assessment and analysis prepared for this project supporting the Mitigation Negative Declaration reflects the independent judgement of the City of Porterville.
7. The developer/applicant shall comply with all mitigation measures adopted as a component of the approval of the Mitigated Negative Declaration for this project. The developer/applicant will be required to sign a document committing to comply with the adopted mitigation measures prior to any construction on the site.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Porterville does hereby approve the Mitigated Negative Declaration prepared for the Tentative Subdivision Map, and the subsequent development of the Jaye Street Residential Development Project in a manner consistent with City codes and plans, and that the mitigation measures defined in Exhibit A shall be implemented by the developer/applicant or his/her partners and successors with project implementation.

PASSED, APPROVED AND ADOPTED this 19th day of November, 2019.


Martha A. Flores, Mayor

ATTEST:
John D. Lollis, City Clerk

By: 
Patrice Hildreth, Chief Deputy City Clerk

MITIGATION MONITORING AND REPORTING PROGRAM

This Mitigation Monitoring and Reporting Program (MMRP) has been formulated based upon the findings of the Initial Study/Mitigated Negative Declaration (IS/MND) for the City of Porterville's Jaye Street Residential Project (proposed Project). The MMRP lists mitigation measures recommended in the IS/MND for the proposed Project and identifies monitoring and reporting requirements as well as conditions recommended by responsible agencies who commented on the project.

The first column of the Table identifies the mitigation measure. The second column, entitled "Party Responsible for Implementing Mitigation," names the party responsible for carrying out the required action. The third column, "Implementation Timing," identifies the time the mitigation measure should be initiated. The fourth column, "Party Responsible for Monitoring," names the party ultimately responsible for ensuring that the mitigation measure is implemented. The last column will be used by the City to ensure that individual mitigation measures have been monitored.

Mitigation Measure	Party responsible for Implementing Mitigation	Implementation Timing	Party responsible for Monitoring	Verification (name/date)
<u>Long-eared Owl</u> BIO-1: To the extent practicable, construction shall be scheduled to avoid the long-eared owl nesting season, which extends from February through July. If it is not possible to schedule work between August and January, a qualified biologist shall conduct a survey for active long-eared owl nests within 250 feet of the Project site no more than 14 days prior to the start of construction. If an active nest is found within 250 feet, and the qualified biologist determines that Project activities would disrupt nesting, a construction-free buffer or limited operating period shall be implemented in consultation with the CDFW. <u>Swainson's hawk</u> BIO-2: To the extent practicable, construction shall be scheduled to avoid the Swainson's hawk nesting season, which extends from March through August. If it is not possible to schedule work between September and February, a qualified biologist shall conduct a survey for active Swainson's hawk nests within 0.5 miles of the Project site no more than 14 days prior to the start of construction. If an active nest is found within 0.5 miles, and the qualified biologist determines that Project activities would disrupt nesting, a construction-free buffer or limited operating	Project Applicant	Prior to and during construction	Project Applicant / City of Porterville	

Mitigation Measure	Party responsible for Implementing Mitigation	Implementation Timing	Party responsible for Monitoring	Verification (name/date)
period shall be implemented in consultation with the CDFW. <u>Pallid Bat</u> BIO-3: To the extent practicable, construction shall be scheduled to avoid the pallid bat pupping season, which extends from April through July. If it is not possible to schedule work between August and March, a qualified biologist shall conduct a survey for active pallid bat maternal colonies in large trees along the Poplar Ditch no more than 14 days prior to the start of construction. If an active colony is found, and the qualified biologist determines that Project activities would disrupt breeding, a construction-free buffer or limited operating period shall be implemented in consultation with the CDFW. <u>Migratory Birds</u> BIO-4: To the extent practicable, construction shall be scheduled to avoid the nesting season, which extends from February through August. If it is not possible to schedule construction between September and January, a pre-construction clearance survey for nesting birds shall be conducted by a qualified biologist to ensure that no active nests will be disturbed during the implementation of the Project. A pre-construction clearance survey shall be				

Mitigation Measure	Party responsible for Implementing Mitigation	Implementation Timing	Party responsible for Monitoring	Verification (name/date)
conducted no more than 14 days prior to the start of construction activities. During this survey, the qualified biologist shall inspect all potential nest substrates in and immediately adjacent to the impact areas, including within 250 feet in the case of raptor nests. If an active nest is found close enough to the construction area to be disturbed by these activities, the qualified biologist shall determine the extent of a construction-free buffer to be established around the nest. If work cannot proceed without disturbing the nesting birds, work may need to be halted or redirected to other areas until nesting and fledging are completed or the nest has failed for non-construction related reasons.				
CUL-1 - Before initiation of construction or ground-disturbing activities associated with the Project, the Project proponent for all Project phases shall require all construction personnel to be alerted to the possibility of buried cultural resources, including historic, archeological and paleontological resources; - The general contractor and its supervisory staff shall be responsible for monitoring the construction Project for disturbance of cultural resources; and - If a potentially significant historical, archaeological, or paleontological resource, such as structural	Project Applicant	Prior to and during construction	Project Applicant	

Mitigation Measure	Party responsible for Implementing Mitigation	Implementation Timing	Party responsible for Monitoring	Verification (name/date)
features, unusual amounts of bone or shell, artifacts, human remains, or architectural remains or trash deposits are encountered during subsurface construction activities (i.e., trenching, grading), all construction activities within a 100-foot radius of the identified potential resource shall cease until a qualified archaeologist evaluates the item for its significance and records the item on the appropriate State Department of Parks and Recreation (DPR) forms. The archaeologist shall determine whether the item requires further study. If, after the qualified archaeologist conducts appropriate technical analyses, the item is determined to be significant under California Environmental Quality Act, the archaeologist shall recommend feasible mitigation measures, which may include avoidance, preservation in place or other appropriate measure, as outlined in Public Resources Code section 21083.2. The City of Porterville shall implement said measures.				
CUL-2 The Project applicant will incorporate into the construction contract(s) a provision that in the event a fossil or fossil formations are discovered during any subsurface construction activities for the proposed Project (i.e., trenching, grading), all excavations within 100 feet of the find shall be temporarily halted until the find is examined by a qualified paleontologist, in accordance with	Project Applicant	During construction	Project Applicant	

Mitigation Measure	Party responsible for Implementing Mitigation	Implementation Timing	Party responsible for Monitoring	Verification (name/date)
Society of Vertebrate Paleontology standards. The paleontologist shall notify the appropriate representative at the City of Porterville, who shall coordinate with the paleontologist as to any necessary investigation of the find. If the find is determined to be significant under CEQA, the City shall implement those measures, which may include avoidance, preservation in place, or other appropriate measures, as outlined in Public Resources Code section 21083.2.				
GHG-1 The project applicant shall demonstrate compliance with the applicable BPS strategies to the Planning Division prior to the issuance of a building permit. The following PBS strategies are considered to be applicable, feasible, and effective in reducing greenhouse gas emissions generated by the project: • The project applicant shall provide a pedestrian access network that internally links all residential units and connects to the existing surrounding external streets and pedestrian facilities. • The project applicant shall ensure site design and building placement minimize barriers to pedestrian access and interconnectivity. Physical barriers such as walls,	Project Applicant	During project design and construction	Project Applicant	

Mitigation Measure	Party responsible for Implementing Mitigation	Implementation Timing	Party responsible for Monitoring	Verification (name/date)
berms, landscaping, and slopes between residential uses that impede bicycle or pedestrian circulation shall be eliminated. In addition, barriers to pedestrian access of neighboring facilities and sites shall be minimized. - Any transit stops associated with the project shall be provided with safe and convenient bicycle/pedestrian access and provide essential transit stop improvements (i.e., shelters, route information, benches, and lighting). - The project applicant shall install energy efficient roofing materials. - The project applicant shall incorporate bike lanes and routes into the street system. - The project applicant shall plant trees to provide shade. - The project applicant shall install only natural gas or electric stoves in residences. The project applicant shall install energy efficient heating and cooling systems, appliances and equipment, and control systems.				

Mitigation Measure	Party responsible for Implementing Mitigation	Implementation Timing	Party responsible for Monitoring	Verification (name/date)
NO-1 During construction activities, delivery trucks serving the Project shall be limited to between 6:00 A.M. and 9:00 P.M. Monday through Friday and between 7:00 A.M. and 5:00 PM on Saturday or Sunday to avoid noise-sensitive hours of the day.	Project Applicant	During construction and operation	Project Applicant	
NO- 2 Construction activities shall be limited to between 6:00 A.M. and 9:00 P.M. Monday through Friday and between 7:00 A.M. and 5:00 PM on Saturday or Sunday to avoid noise-sensitive hours of the day. Construction activities shall be prohibited on holidays (President's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving, Day after Thanksgiving, Christmas Day, and New Year's Day).	Project Applicant	During construction and operation	Project Applicant	
NO-3 The construction contract shall require the construction contractor to ensure that construction equipment noise is minimized by muffling and shielding intakes and exhaust on construction equipment (in accordance with the manufacturer's specifications) and by shrouding or shielding impact tools.	Project Applicant	During construction	Project Applicant	

STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at a meeting of the Porterville City Council duly called and held on the 19th day of November, 2019.

Said resolution was duly passed, approved, and adopted by the following vote:

Council:	PEÑALOZA	REYES	FLORES	STOWE	GURROLA
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					

JOHN D. LOLLIS, City Clerk



By: Fernando Gabriel-Moraga, Deputy City Clerk

RESOLUTION NO. ____-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
APPROVING CONDITIONAL USE PERMIT (PRC 2018-028-C) TO ALLOW A
REDUCTION FROM MINIMUM LOT SIZE, WIDTH, AND DEPTH OF A 106 PARCEL
TENTATIVE SUBDIVISION MAP KNOWN AS VILLAS AT SIERRA MEADOWS

WHEREAS: On November 19, 2019, the City Council of the City of Porterville at its regularly scheduled meeting conducted a public meeting and adopted Resolution 94-2019 approving a Mitigated Negative Declaration which evaluated the environmental impacts for the development of the Jaye Street Subdivision, later renamed the Villas at Sierra Meadows. The project consists of 106 single family residential lots, located west of Jaye Street and immediately north of the Poplar Ditch (APN 269-120-013); and

WHEREAS: The project site has a General Plan land use designation of Low Density Residential and is zoned RS-2 (Low Density Residential); and

WHEREAS: Section 201.04(c) of the Porterville Development Ordinance provides a mechanism for an applicant to reduce the minimum lot size, width, and depth with approval of a Conditional Use Permit from the standards identified in Table 201.03. The Tentative Subdivision Map as proposed complies with the mandatory design elements and options elements identified in Section 201.04(c). Although the requested Conditional Use Permit would allow for parcels smaller than the standard, the overall density of the development is consistent with both zoning and General Plan maximum densities; and

WHEREAS: The project additionally requests approval for the Villas at Sierra Meadows Tentative Subdivision Map for 106 single family residential parcels with lots ranging from 4,987 to 14,371 square feet, contingent upon approval of the Conditional Use Permit; and

WHEREAS: Approval of the aforementioned entitlements would further the goals and objectives of the General Plan by providing a compact neighborhood design that provides for efficient use of available land resources and maintains a compact form that is less intrusive, as well as assisting with a mix of housing types to serve the needs of all Porterville residents; and

WHEREAS: The City Council, at its regular scheduled meeting of February 4, 2020, conducted a public hearing to consider the proposed Conditional Use Permit (PRC 2018-028-C), draft resolution and findings to permit a reduced lot size, width and depth subdivision;

WHEREAS: The City Council received testimony from all interested parties relative to the proposed project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Porterville does hereby make the following findings:

1. The project supports and complies with the following General Plan policies:

LU-G-1 Provide for residential development with strong community identities, appropriate and compatible scales of development, identifiable centers and edges and well-defined public spaces for recreation and civic activities.

LU-G-4 Provide sufficient land with appropriate parcel sizes to support a full range of housing types and prices.

2. The proposed project serves to fulfill the goals of the General Plan as adopted, and the Conditional Use Permit to (APN 269-120-013) does not infringe on the goals of the General Plan to provide sites that relate well to adjacent neighborhood centers and parks.
3. The proposed project includes design features to allocate public open space along the Poplar Ditch for the neighborhood, and provide pedestrian connectivity to the neighborhood and park amenities to the west.
4. That a Mitigated Negative Declaration was prepared for the project in accordance with the California Environmental Quality Act and was transmitted to interested agencies and made available for public review and comment.
5. The City Council is the decision-making body for the project.

BE IT FURTHER RESOLVED: That the City Council does hereby approve the Conditional Use Permit on Assessor Parcel Number 269-120-013 for the proposed Villas at Sierra Meadows Project (PRC 2018-028-C).

WHEREAS: The City Council made the following findings with respect to the subject project:

1. Approval of the proposed project will advance the goals and objectives of and is consistent with the policies of the General Plan. The General Plan designates the subject site as Low Density Residential, and the Housing Element calls for support of a variety housing options and opportunities for low and moderate income households. The proposed development suits the minimum density requirement of six (6) units per gross. Further, the standard of population density, site area dimensions, site coverage, yard spaces, height of structures, distance between structures, and landscaped areas will produce an environment of stable and desirable character consistent with the objectives of the 2030 General Plan.
2. The location, size, design, and operating characteristics of the proposed project are consistent with the RS-2 (Single Family Residential) zone district, and conforms in all significant respects with the General Plan and the Development Ordinance, except as specifically identified as the purpose of this Conditional Use Permit inasmuch as relates to lot dimensions.
3. The design of the project is not likely to cause substantial environmental damage. The subject site is surrounded by existing development.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Porterville does hereby approve Conditional Use Permit (PRC 2018-028-C) to allow development of 106 single-family residential units contingent upon approval of the Tentative Subdivision Map, subject to the following conditions:

1. Upon approval of the conditional use permit, any future change in the proposed development which substantially alters the conditions or nature of this permit will require approval by the City Council.
2. At all times, the development shall be operated and maintained to comply with State Laws, the City of Porterville Development Ordinance, adopted Building Codes and all other applicable laws and ordinances.
3. Unless an extension of time is granted by the City Council, the conditional use permit shall expire two years after the date of approval if the development of the subject site is not active or actively pursued.

PASSED, APPROVED AND ADOPTED this 4th day of February, 2020.

Martha A. Flores, Mayor

ATTEST:
John D. Lollis, City Clerk

BY _____
Patrice Hildreth, Chief Deputy City Clerk

RESOLUTION NO. ____-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
CONTAINING FINDINGS IN SUPPORT OF APPROVAL FOR THE VILLAS AT SIERRA
MEADOWS TENTATIVE SUBDIVISION MAP FOR THAT 21± ACRE VACANT SITE
GENERALLY LOCATED WEST OF JAYE STREET AND IMMEDIATELY NORTH OF
THE POPLAR DITCH

WHEREAS: On November 19, 2019, the City Council of the City of Porterville at its regularly scheduled meeting conducted a public meeting and adopted Resolution 94-2019 approving a Mitigated Negative Declaration which evaluated the environmental impacts for the development of the Jaye Street Subdivision, later renamed the Villas at Sierra Meadows. The project consists of 106 single family residential lots, located west of Jaye Street and immediately north of the Poplar Ditch (APN 269-120-013);

WHEREAS: Conditional Use Permit (PRC 2018-028-C) proposes a Conditional Use Permit to allow the development of reduced minimum lot size, width and depth parcels as allowed by the Porterville Development Ordinance in compliance with Section 201.04(c); and

WHEREAS: The City Council, at its regular scheduled meeting of February 4, 2020, conducted a public hearing to consider the proposed Tentative Subdivision Map (PRC 2018-028-C), draft resolution and findings for 106 parcels with lots ranging from 4,987 to 14,371 square feet, contingent upon approval of the Conditional Use Permit; and

WHEREAS: The City Council received testimony from all interested parties relative to the proposed tentative subdivision map; and

WHEREAS: The City Council made the following findings:

1. That the proposed Project is consistent with the goal, policies and land use designation of the Porterville 2030 General Plan. The General Plan designates the site as Low Density Residential. The proposed subdivision will be developed less than the maximum residential density of 6.0 units per gross acre as allowed by the General Plan.
2. That the site is physically suitable for the type and density of the proposed development. The vacant site is flat and has medium to coarse textured soils with a high water infiltration rate.
3. That the Negative Declaration prepared for this project is in compliance with the California Environmental Quality Act indicating that such a project will not have an effect on the environment.
4. The Initial Study prepared for this project indicates that all potential impacts will be mitigated to less than significant levels. Through the implementation of the mitigation measures contained in the Mitigation Monitoring Program, the result in impacts addressed will be less than significant.

5. That the proposed location of the project and the conditions under which it would be operated or maintained will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the area. The General Plan designates the site for Low Density Residential. Conditions of approval are included to ensure adequate development standards are met.
6. The proposed project includes design features to allocate public open space along Poplar Ditch for the neighborhood, and provide pedestrian connectivity to the surrounding neighborhoods.
7. That the standards of population density, site area dimensions, site coverage, yard spaces, heights of structures, distance between structures, off-street parking facilities and landscaped areas will produce an environment of stable and desirable character consistent with the objectives of the Development Ordinance. The proposed project complies with all of the requirements of Series 400 Land Divisions, of the Porterville Development Ordinance.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Porterville does hereby approve the Villas at Sierra Meadows Tentative Subdivision Map (PRC 2018-028-S) as shown in Exhibit “A” subject to the following conditions:

1. The plan identifies open space in the form of a 20 - 25’ proposed trail south of the project, along the north bank of the Poplar Ditch, that extends from Jaye Street and connects to the Royal Oaks subdivision located immediately west of the project site. The trail pattern is to continue and be designed to match the adjacent Royal Oaks project plans. The walls separating the residences from the trail will be reduced in height to three and a half feet (3.5’) for a minimum of 30 feet on either side of the center line of the entry points along Lots 17/18 of Phase 1 and Lots 12/13 and 32/33 of Phase 3. These walls must otherwise fully comply with fence height requirements. The trail, entry points, and wall will be also be placed in a Landscape and Lighting Maintenance District, as well as the landscaping along Jaye Street at the main entrance of the subdivision. The subdivider shall be required to dedicate or make an irrevocable offer of dedication of land, to pay a fee in lieu thereof, or a combination of both, for neighborhood and community open space, park and recreational purposes.
2. Pursuant to Section 300.10 (g) of the PDO, the Zoning Administrator shall require a block wall based on the site design of the parking and/or service area and/or where other noise, light, and glare are oriented toward a residential use. In this context, a wall would be required along the property lines adjacent to Jaye Street. A 15-foot landscape buffer shall be provided along the block wall. The wall design shall be approved as part of the project by the City Engineer to ensure that adequate line of sight distance is provided.
3. Per the General Plan Circulation Element C-I-7 Parkway trees shall be required as part of an urban forestry program. The subdivider shall be required to include:

- a. **Subdivision Trees.** Subdivision trees and landscaping design shall be approved by the city and shall be planted at a time and in locations approved by the City Director of Parks and Leisure Services, all in general accord with the requirements of the Porterville Municipal Code.
 - At least one tree shall be planted on each residential lot. Five gallon trees shall be installed upon all lots abutting interior, local and collector streets, and fifteen gallon trees shall be planted upon parcels having frontage on arterial thoroughfares.
 - The subdivider shall be required to plant street trees at 35 feet on center along all Parkways identified in the General Plan within and/or bordering the subdivision.
 - b. **Parkway Trees.** Provide for the installation of parkway trees as required by the Director of Parks and Leisure Services in accordance with City standards pertaining to the type, size, spacing and placement of such trees; to the maintenance or extension of street tree themes when applicable; and, to the time of installation when it is determined it would be in the best interest of the City to postpone the placement of trees required pursuant to this section.
4. Subdivision trees and landscaping design shall be approved by the city and shall be planted at a time and in locations approved by the City Director of Parks and Leisure Services, all in general accord with the requirements of the Porterville Municipal Code.
 - a. At least one tree shall be planted on each residential lot. Five gallon trees shall be installed upon all lots abutting interior, local and Collector Street, and 15 gallon trees shall be planted upon parcels having frontage on arterial thoroughfares.
 - b. The subdivider shall be required to plant street trees at 35 feet on center along all parkways within and/or bordering the subdivision.
 5. The developer/applicant shall comply with Chapter 303, Landscaping, of the Porterville Development Ordinance and Chapter 25, Article I, Division 6 of the Municipal Code. Landscape plans shall be drawn to scale and shall at a minimum indicate: proposed plant locations, species, and sizes; any additional proposed landscape elements; soil preparation measures; and any other measures to facilitate plant growth or control erosion. Landscape plans shall include verification that the soil type, depth, and other characteristics are appropriate for the proposed landscaping and irrigation. Landscape plans shall also indicate the location of any existing trees over six inches in diameter, and whether each such tree is proposed for retention or removal. Each landscape plan shall be accompanied by an irrigation plan that at a minimum indicates the location, type and size of all components of the irrigation system, including automatic controllers, main and lateral lines, valves, sprinkler heads, moisture sensing devices, rain switches, quick couplers, and backflow prevention devices.
 6. Landscaping shall be designed and plantings selected so that water use is minimized. The total water use (ETWU) of the proposed landscaping on a site, as described in Chapter 25, Article I, Division 6 may not exceed the maximum applied water allowance, (MAWA).

7. Prior to approval of the improvement plans, the developer/ applicant shall have completed and approved, landscaping and/or lighting improvement plans. The developer/applicant shall petition, on a form provided by the City, to have said subdivision placed in a Lighting and Landscape Maintenance District, Benefit Assessment District or similar district to include: (1) Lighting; (2) Recreational Open Space, if any; (3) Common Public Landscaping along Jaye Street; (4) Public walls/fences, if any; (5) Drainage reservoir, if any; and (6) any other public improvement complying with Series 400, Section 407.03 (i) of the Development Ordinance. The developer/applicant shall submit a processing fee of \$375 with the executed petition form.
8. The applicant/developer shall prepare an Engineer's Report for the establishment of the assessments in order to provide for ongoing maintenance of the subdivision improvements to be included in the Lighting and Landscape Maintenance District. The Lighting and Landscape Maintenance District shall be established, or annexation into an existing District shall be concluded and landscape and lighting improvements shall be completed and accepted concurrently with the other improvements in the project.
9. Exclusive of assessments for a Lighting and Landscape Maintenance District, the developer/applicant shall pay all service fees and maintain all new lighting and landscape improvements in a safe and healthy manner for the greater of a minimum 90-day plant establishment period following acceptance of the subdivision improvements, or until assessment begins for the Lighting and Landscape Maintenance District.
10. All new electrical telephone, cable television, and similar distribution lines providing direct service to a development site shall be installed underground within the site.
11. The developer/applicant shall comply with Section 201.04 residential single-family development standards related to garage frontage and location and architectural articulation.
 - a. Garage Frontage and Location:
 - i. Where garage doors face a street, garage width shall not exceed 50% of the width of the front façade of the building for a two car garage home, or 70% for a three car garage. Maximum of three garage doors may face a street.
 - ii. Where garage doors face the interior of the lot (side loading garage) the face of the door shall be setback at least 25 feet from the side lot line. The front setback for such a garage is 15 feet.
 - iii. Garages with three or more doors, at least one garage front must be separated from the remaining garage fronts by at least two feet.
 - b. Architectural Articulation. On all facades that face a street, at least two architectural articulations are required, such as window trim, window recesses, shutters, window boxes, bay windows, cornices, changes in material, (i.e. Stone Veneer), larger than normal porch, decorative garage windows, or two other projections or recesses in a pattern that creates architectural interest across the length of the face as determined by the Zoning Administrator.
 - c. Single Family Residential Dwelling Width - All residential structures shall have a minimum width of 20 feet.

- d. Two Story Dwellings shall include windows on the façade facing the street. No second-story street-facing wall shall run in a continuous plane of more than 20 ft. without a window or a projection, offset, or recess of the building wall at least one foot in depth.
12. Unless otherwise noted, the developer/applicant shall comply with the City Master Plans and Standard Drawings, Standard Specifications for Public Works Construction (2018 Edition), and Standard Plans and Specifications (2018 Standards), except where they are in conflict with current access compliance regulations, the current California Building Code, the Tulare County Hazardous Waste Management Plan, the California Manual on Uniform Traffic Control Devices, the Porterville Circulation Element, and the Tulare County Congestion Management Program.
13. The developer/applicant shall pay all applicable fees according to the Municipal Code and State law. The developer/applicant is hereby notified that you have the right to pay fees, dedications, reservations or other exactions, under protest, pursuant to Government Code Section 66020(a). You have 90 days from the date fees are paid to file a written protest.
14. The developer/applicant shall make payment of the required plan check fees at the time of building permit plan submittal.
15. The developer/applicant shall pay School Development fees and all other City fees at the time table determined by current City Ordinance.
16. Prior to recording the final map, the developer/applicant shall provide easements, permits, calculations, etc., if, in the opinion of the City Engineer, they are needed for the proper functioning or phasing of the development (e.g., water, sewer, drainage, "turn arounds", etc.). If the City Engineer determines that construction of improvements is needed to protect public health and safety or for orderly development of the surrounding area, the developer/applicant shall construct or provide a surety for said improvements.
17. The developer/applicant shall dedicate a one-foot limitation of access strip at locations where, in the opinion of the City Engineer, it is undesirable to allow access.
18. Prior to recording the final map, the developer/applicant shall replace or provide surety for replacement of irrigation pipes in the right-of-way (if present) if, in the opinion of the City Engineer, replacement is warranted. The developer/applicant shall cure any leaks in irrigation pipes crossing the subject parcel, if in the opinion of the City Engineer, such leaks may interfere with the development of the subject site. Easements shall be provided for irrigation pipes across parcels created, if such pipes will continue in use.
19. Prior to approval of the improvement plans, the developer/ applicant shall have completed and approved, landscaping and/or lighting improvement plans. The developer/applicant shall petition, on a form provided by the City, to have said subdivision placed in a Lighting and Landscape Maintenance District. Submit with the petition the \$375 fee. The following shall be included and maintained in said district: (1) Lighting, (2) Recreational Open Space,

(3) Public Landscaping, if any (4) Public walls/fences, if any, (5) Drainage reservoir, if any, and (6) any other public improvement in accordance with Series 400, Section 407.03 (i) of the Development Ordinance.

20. Building permits shall not proceed further than the installation of the foundation until all of the following items are accepted as complete:
 - a. The storm drain system is functional so that it will accept water from fire hydrant and/or water main flushing;
 - b. The water system is functional from the source of water past the lots on which permits are being requested (i.e. all services and the sampling station, if required, are installed, valves are functional and accessible, bacteria testing is completed, etc.);
 - c. The sewer system is functional
 - d. Street base rock for accessibility by the public safety officials and building inspectors;
 - e. Lots are graded in accordance with the approved grading plan. Prior to receipt of the Final Grading, Drainage and Soils Report a letter from the "Supervising Civil Engineer" is required validating that the grading has been done in accordance with the approved grading plan and in accordance with the recommends contained in the Preliminary Soils Report;
 - f. Lot corners are marked;
 - g. Fire hydrants are accepted by the Fire Department and the Engineering Division.
21. The developer/applicant shall coordinate with the U.S. Postal Service regarding the kind of mail facilities that will be utilized. If neighborhood box units (NBUs) are to be used, construct sidewalks in a timely manner to facilitate NBU installation.
22. The developer/applicant shall cause all regulatory and street name signs to be installed prior to occupancy of any house located where its occupants will utilize a street that does not have them.
23. To accommodate refuse vehicles and street sweepers, the developer/applicant shall dedicate and improve, to City standards, temporary turn-arounds at the ends of dead-end streets.
24. The developer/applicant shall cause the sewer system to be completed, tested, and accepted by the City prior to residential occupancy of any house in the subdivision.
25. Prior to acceptance of improvements, the developer/applicant shall provide 31W-3000K LED streetlights for interior streets and relocate the streetlights along Jaye Street to be two feet (2') from face of curb to center of pole, all on Marbelite poles complying with Southern California Edison Company specifications as required by the City Engineer. Spacing between streetlights shall not exceed 160 feet at staggered intervals.
26. The developer/applicant shall provide street striping and flexible delineators as necessary to provide safe vehicular movements, where directed by the City Engineer.

27. The developer/applicant shall construct street improvements that comply with the intent of the adopted Development Ordinance. Within the development, street right of way width shall be 56 feet wide with a parkway between the back of curb and sidewalk. Dry public utilities shall be located within an easement outside of the public right of way. A 10' landscape easement (for a total of 15' of landscaping) behind the street right of way is required.
28. The developer/applicant shall:
 - a. Construct the water system in a maximum of two sections for each phase of the subdivision. One section for the model homes and one section for the remainder of the phase. The model homes shall be clustered.
 - b. Design a water system that will provide a fire flow at each fire hydrant of 1,000 g.p.m. with 20 p.s.i. residual pressure for a dwelling less than 3,600 square feet and 1,500 g.p.m. with 20 p.s.i. residual pressure for a dwelling unit greater than 3,600 square feet.
29. In accordance with Series 400, Section 407.02 (g) or (h) of the Development Ordinance, the developer/applicant shall enter into an agreement that provides for completion of improvements within 12 months of the Final Map acceptance.
30. Pursuant to Section 66411.1(b) of the Government Code, prior to recording the final map, the developer applicant shall construct curbs, gutters, sidewalks, curb returns per City standards, sewer laterals, water services, fire hydrant relocation, streetlights, connecting pavement along the full frontage of the proposed land division parcels. Additional improvements include a functional drainage system, well abandonment (if any and not in compliance with the City's Backflow Ordinance), curing of leaks in irrigation lines (if any), and other improvements necessary for public health and safety, except where they exist to Federal, State and City standards and are in good condition in the opinion of the City Engineer.
31. Prior to approval of the final map the developer/applicant shall provide public improvement plans prepared by a Civil Engineer that include specific on-site grading details and specifications for City approval.
32. The developer/applicant shall comply with Appendix J, "Grading" of the current California Building Code, including provision of a grading and drainage plan signed by a licensed civil engineer. Drainage calculations must be submitted to verify the proposed design will capture and convey the necessary runoff per City of Porterville's standards.
33. The developer/applicant shall comply with City Retaining Wall Standards (adopted by City Council January 3, 1989) at lot lines where such standards are applicable.
34. The developer/applicant shall provide a geotechnical report in conformance with Chapter 18 of the current California Building Code (CBC). Where required for the construction of

public improvements, the geotechnical report shall also include R-Value testing, expansion indexes, etc.

35. The developer/applicant shall comply with driveway vehicular sight distance requirements per Section 300.16 of the Development Ordinance and driveway separation from property line per City standards.
36. The developer/applicant shall comply with City Standard for “backflow” prevention pursuant to Resolution No. 9615 (1981).
37. The developer/applicant is hereby notified that the installation of an additional water meter, servicing the irrigation system, is required for monitoring actual water usage if non-residential and residential landscape areas are 1,000 and 5,000 square feet or more respectively.
38. The developer/applicant shall construct drainage facilities as required to serve the property (Ordinance No. 1306). The developer/applicant will not be allowed to discharge storm water runoff into the Poplar Ditch. A minimum amount of runoff must be contained onsite on each lot per the State’s MS4 post-construction requirements.
39. The developer/applicant shall move existing utility structures (i.e., poles, splice boxes, vaults, etc.) to a position that provides a minimum of four feet of clear space in the sidewalk area and a minimum of two feet of clear space from the curb face to the structure, unless the utility structures are below grade (Title 24 DSA).
40. The developer/applicant shall, under City inspection, remove all existing abandoned and unnecessary items, to the satisfaction of the City Engineer, before the issuance of a certificate of occupancy (for example, foundations, septic tanks, irrigation pipes, etc.).
41. The developer/applicant shall abandon existing wells, if any, after first getting an abandonment permit from the Tulare County Environmental Health Services Division. The developer/applicant is required to provide the City Engineer with proof of compliance with County regulations before performing any grading or issuance of the building permit, whichever comes first.
42. The developer/applicant shall assure compliance with Section 7-8, Work Site Maintenance of the Standard Specifications. Applicable requirements from both San Joaquin Valley Unified Air Pollution Control District Regulation VIII, Fugitive PM10 Prohibitions and the California Green Code Standards must also be met. During grading operations the "Supervising Civil Engineer" shall be responsible for enforcing the dust control provisions of Section 7-8 or the developer/applicant shall pay inspection fees on the grading cost to compensate the City for dust control inspection.
43. The developer/applicant shall not allow onsite runoff or debris outside of the limits of the property during construction. Applicable best management practices (BMPs) shall be implemented to protect the City’s drainage system and inhibit vehicle track-out onto City

streets. The improvement plans shall show the location of BMPs and areas designated for erosion and waste control. The developer/applicant shall remove and properly dispose of waste and spills deposited in the project area.

44. The developer/applicant is advised that they are obligated to comply with the National Pollutant Discharge Elimination System (NPDES) General Permit No. CAS000002 for discharge of Storm Water Associated with construction activity will be required (except operations that result in disturbance of less than one acre of total land area and which are not a part of a larger common plan of development or sale). Before construction begins, the proponent must submit a Notice of Intent (NOI) to comply with the permit, a site map, and appropriate fee to the State Water Resources Control Board (SWRCB). The proponent must also prepare a Storm Water Pollution Prevention Plan (SWPPP) for the entire project before construction begins. The SWPPP must contain at a minimum all items listed in Section A of the permit, including descriptions of measures to be taken to prevent or eliminate unauthorized non-storm water discharges and both temporary (e.g., fiber rolls, silt fences, etc.) and permanent (e.g., vegetated swales, detention basins, etc.) best management practices that will be implemented to prevent pollutants from discharging with storm water into water of the United States. If portions of the project area are to be sold off before the entire project is completed, the proponent must submit to the California Regional Water Quality Control Board a change of information form identifying the new owners along with a revised site map clearly depicting those portions that were sold and those that are remaining. The proponent is also responsible for informing each new owner of their responsibility to submit their own NOI, site map, and appropriate fee to the SWRCB and to prepare their own SWPPP.
45. A back-flow device is required on the water meter. The developer/applicant shall comply with the City standard for "backflow" prevention pursuant to Resolution No. 9615.
46. The City will test and maintain all fire hydrants in the City whether on private property or not. An "easement" is required from the owner.
47. Fire hydrant spacing in a Residential Development shall be installed at one hydrant per 500-foot intervals or as required by Appendix C California Fire Code.
48. All dead-end access roads in excess of 150 feet must be provided with an approved turn-around or Hammer head complying with City Standards.

PASSED, APPROVED AND ADOPTED this 4th day of February, 2020.

By: _____
Martha A. Flores, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

TENTATIVE SUBDIVISION MAP THE VILLAS AT SIERRA MEADOWS

BEING A PORTION OF THE SE QUARTER OF THE NW QUARTER OF SEC. 2, T.22S., R.27E., M.D.B.&M
IN THE CITY OF PORTERVILLE, COUNTY TULARE, STATE OF CALIFORNIA.

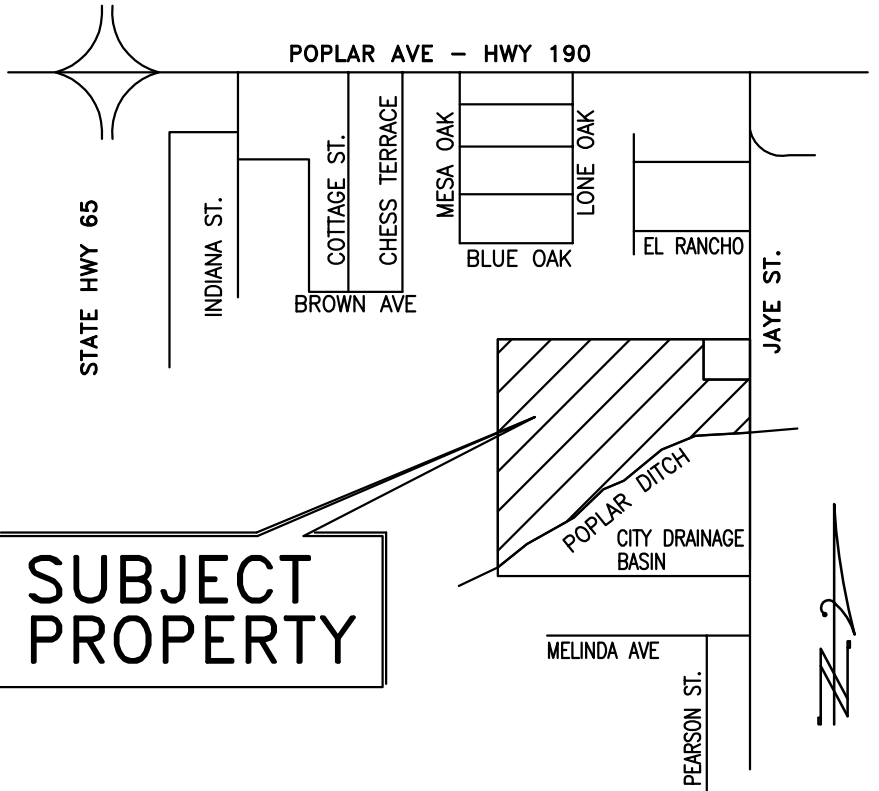
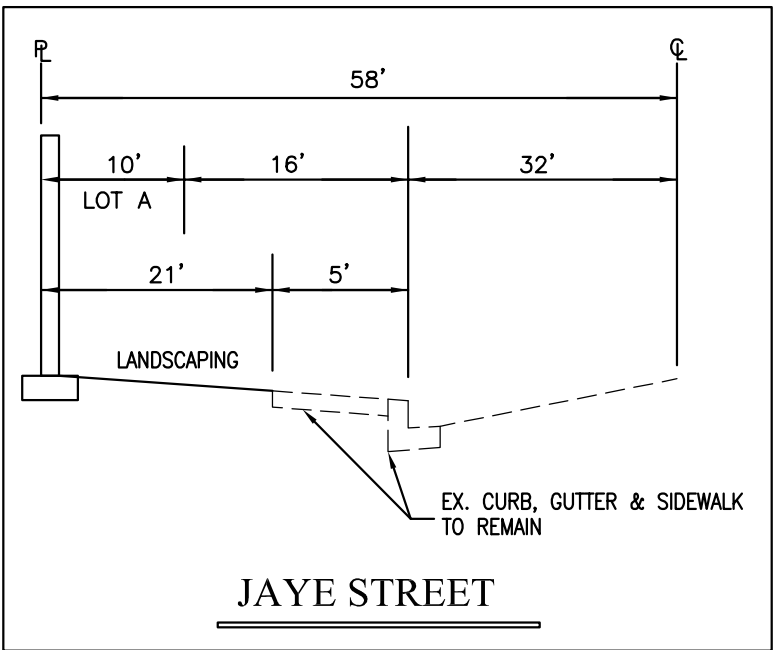
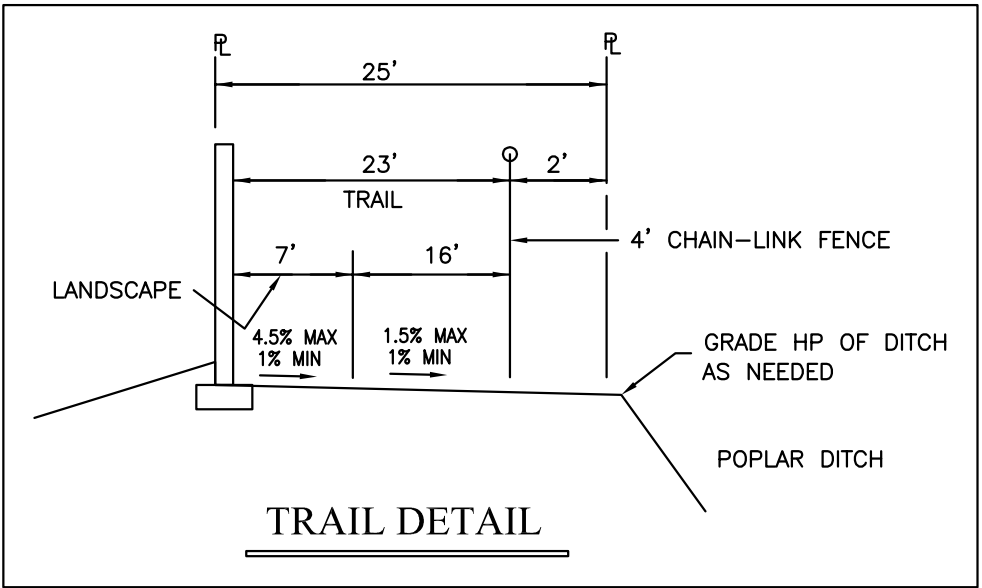
OWNERS:
SMEE HOMES, INC.
444 N. Prospect
Porterville, California 93257

SURVEYOR:
FORESTER, WEBER & ASSOCIATES
1620 W. Mineral King Ave., Suite B
Visalia, California 93291
(559) 732-0102

NOTES:

1. SITE ADDRESS: 1065 S. JAYE ST.
2. AREA = 21.01 AC±
3. APN: 269-120-013
4. LOTS SHALL DRAIN TO STREET
5. STORM & STREET DRAINAGE TO CITY SYSTEM
6. REFUSE COLLECTION: INDIVIDUAL CAN SERVICE
7. 20' WIDE TRAIL ACCESS 
8. ZONE RS2
9. SEWER & WATER BY CITY OF PORTERVILLE
10. LOTS A & B FOR BLOCK WALL & LANDSCAPING
11. LOT COUNT:

PHASE 1	28
PHASE 2	39
PHASE 3	39
TOTAL	106



Vicinity Map

NO SCALE

One Sheet Only

108-19 BM

REVISED 1-27-20
REVISED 1-20-20
REVISED 1-8-20



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Second Reading - Ordinance No. 1867 - Approving Zone Change (PRC 2019-036) from CG (General and Service Commercial) to RM-2 (Medium Density Residential)

SOURCE: Administrative Services

COMMENT: Ordinance No. 1867, An Ordinance of the City Council of the City of Porterville Approving Zone Change (PRC 2019-036) from CG (General and Service Commercial) to RM-2 (Medium Density Residential), was given first reading on January 21, 2020, and has been printed.

RECOMMENDATION: That the City Council give Second Reading to Ordinance 1867, waive further reading, and adopt said Ordinance.

ATTACHMENTS: 1. Ordinance No. 1867

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Deputy City Manager

Final Approver: John Lollis, City Manager

ORDINANCE NO. 1867

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING ZONE CHANGE (PRC 2019-036) FROM CG (GENERAL AND SERVICE COMMERCIAL) TO RM-2 (MEDIUM DENSITY RESIDENTIAL) FOR THE EVERGREEN PARK MULTI-FAMILY RESIDENTIAL DEVELOPMENT PROJECT

WHEREAS: The City Council of the City of Porterville at its regularly scheduled meeting of January 21, 2020, conducted a public meeting to consider approval of a Zone Change from CG (General and Service Commercial) to RM-2 (Medium Density Residential), for the 2.52± acres located on North G Street, north of Henderson Avenue (Assessor Parcel Numbers 247-160-030, 031, 033, and 247-170-013); and

WHEREAS: The City Council of the City of Porterville determined that the proposed Zone Change (PRC 2019-026-Z) is consistent with the guiding and implementation policies of the adopted 2030 General Plan; and

WHEREAS: The City Council made the following findings that the proposed project will advance the goals and objectives of and is consistent with the policies of the General Plan and any other applicable plan that the City has adopted:

The project supports and complies with the following General Plan policies:

- LU-G-1 Provide for residential development with strong community identities, appropriate and compatible scales of development, identifiable centers and edges and well-defined public spaces for recreation and civic activities.
- LU-G-2 Guide new development into compact neighborhoods with a defined, mixed-use center including public open space, a school or other community facilities, and neighborhood commercial.
- LU-G-4 Provide sufficient land with appropriate parcel sizes to support a full range of housing types and prices.

NOW, THEREFORE, BE IT ORDAINED: That the City Council of the City of Porterville does ordain as follows:

- Section 1: That the following described property in the City of Porterville, County of Tulare, State of California, known as Zone Change PRC 2019-026-Z, is hereby rezoned from CG (General and Service Commercial) to RM-2 (Medium Density Residential), pursuant to Section 2 below, for the parcels described herein as Assessor Parcel Numbers 247-160-030, 031, 033, and 247-170-013, located generally on North G Street, north of Henderson Avenue; and
- Section 2: It is further ordained that all records of the City of Porterville, together with the official zoning map of the City of Porterville, shall be changed to show the above described real property is rezoned from CG (General and Service Commercial) to

RM-2 (Medium Density Residential) for the parcels described above, more particularly shown on the attached map as Exhibit "A".

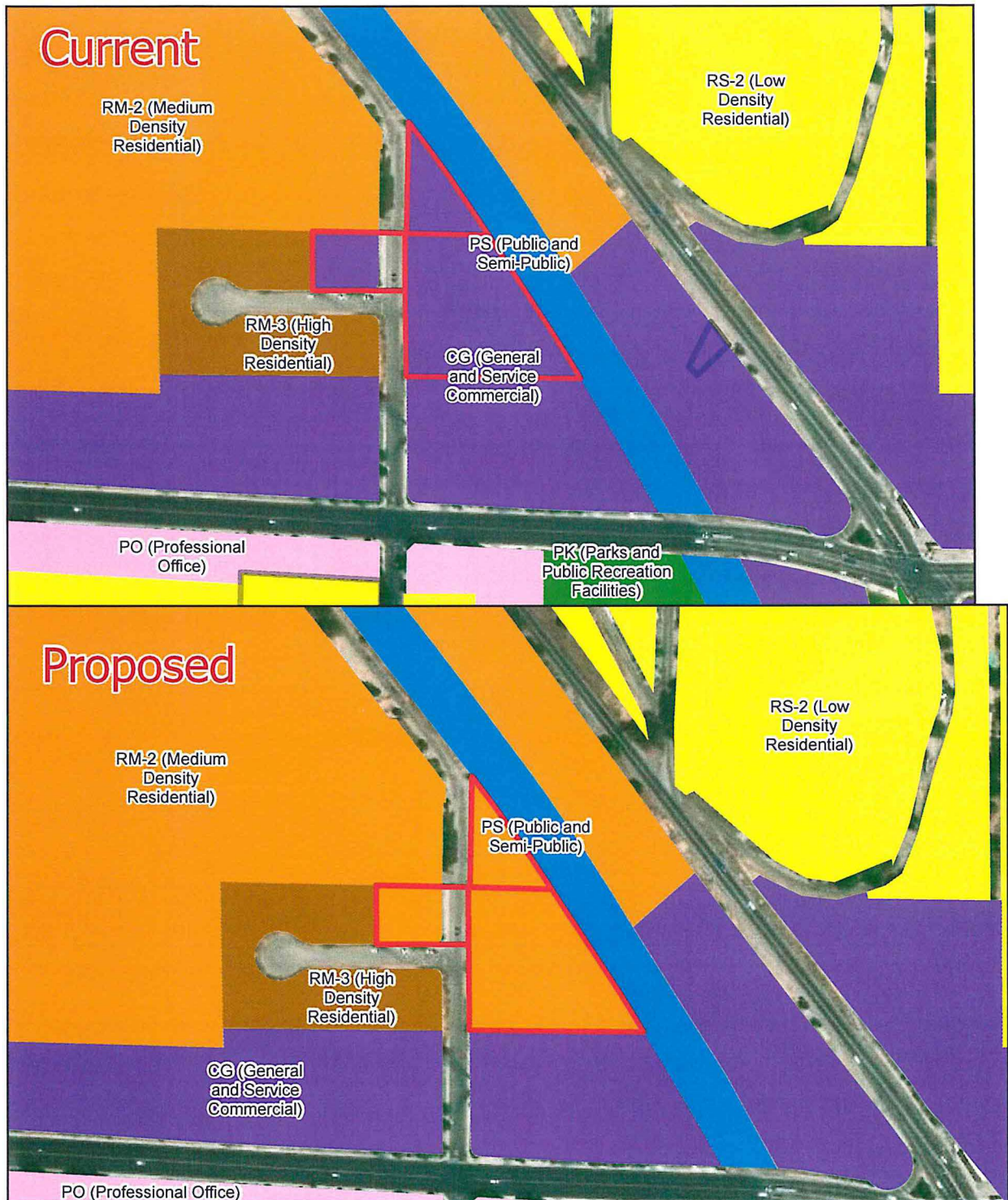
PASSED, APPROVED AND ADOPTED this 4th day of February, 2020.

Martha A. Flores, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

Zoning PRC 2019-026



**Evergreen Park
@ 842 and 856 North G St**

 Project Location

1 in = 300 feet



Date Printed: 1/15/2020 by the Community Development Department



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Second Reading - Ordinance No. 1868 - Amending Section 203.02 of Chapter 21 of the Porterville Municipal Code

SOURCE: Administrative Services

COMMENT: Ordinance No. 1868, An Ordinance of the City Council of the City of Porterville amending Section 203.02 of Chapter 21 of The Porterville Municipal Code allowing towing and impound yards as a conditionally allowed use in the CG (General and Service Commercial) Zone District, was given first reading on January 21, 2020, and has been printed.

RECOMMENDATION: That the Council give Second Reading to Ordinance No. 1868, waive further reading, and adopt said Ordinance.

ATTACHMENTS: 1. Ordinance 1868

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Deputy City Manager

Final Approver: John Lollis, City Manager

ORDINANCE NO. 1868

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AMENDING SECTION 203.02 OF CHAPTER 21 OF THE MUNICIPAL CODE
ALLOWING TOWING AND IMPOUND YARDS AS A CONDITIONALLY
ALLOWED USE IN THE CG (GENERAL AND SERVICE COMMERCIAL) ZONE
DISTRICT**

WHEREAS: Chapter 21 of the Porterville Municipal Code (the Development Code) currently limits towing and impound yard uses to industrial zones. A local towing and impound company requested an amendment to the Development Code such that they might be able to expand and/or relocate in the future. All currently operating towing companies within the city limits are located in CG zones as legal, non-conforming uses; and

WHEREAS: The provision of such services is a need in the community, and the proposed code amendment would assist local business growth opportunities; and

WHEREAS: On January 21, 2020, the City Council held a public hearing to receive comments on the proposed amendment; and

WHEREAS: Under the general rule that CEQA does not apply to activities that will not result in a direct or reasonably foreseeable indirect physical change in the environment, no environmental review is required for the proposed ordinance amendment.

NOW, THEREFORE, BE IT ORDAINED: That the City Council of the City of Porterville does hereby amend Section 203.02 of Chapter 21 of the Porterville Municipal Code, commonly referred to as the Development Ordinance, as attached hereto as Exhibit A.

This ordinance shall be in full force and effect thirty days from and after its publication and passage.

PASSED, APPROVED, AND ADOPTED this 4th day of February, 2020.

Martha A. Flores, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

EXHIBIT A

TABLE 203.02: LAND USE REGULATIONS—COMMERCIAL DISTRICTS					
<i>Use Classifications</i>	<i>CN</i>	<i>CR</i>	<i>CG</i>	<i>CMX</i>	<i>Additional Regulations</i>
Residential Uses					
Multi-Family Residential	-	-	-	P(1)	Section 201.04
Family Day Care Home	See sub-classifications below				
<i>Small</i>	-	-	-	P	
<i>Large</i>	-	-	-	P	Section 301.07 Family Day Care Home, Large
Group Residential	-	-	-	P(2)	
Residential Care Facilities, Limited	-	-	-	P	
Public and Semi-Public Uses					
Clubs and Lodges	C	-	P	P	Section 301.02 Alcoholic Beverage Sales
Colleges and Trade Schools, Public or Private	-	C	C	C	
Community Centers	P	-	-	C	
Cultural Institutions	C	-	C	C	
Day Care Centers	C	-	-	C	
Instructional Services	P	-	P	P	
Park and Recreation Facilities, Public	P	-	P	P	
Religious Facilities	C	C	C	C	
Residential Care Facilities, General	-	-	-	C	Section 301.15 Residential Care Facilities, General
Social Service Facilities	-	P	P	C	Section 301.19 Social Service Facilities
Commercial Uses					
Animal Care, Sales and Services	See sub-classifications below				
<i>Kennels</i>	M(4)	-	M(4)	-	
<i>Pet Stores</i>	M(4)	M(4)	P(4)	-	
<i>Veterinary Services, Small</i>	-	-	P(4)	-	
Artists' Studios	P	-	P	P	
Automobile/Vehicle Sales and Services	See sub-classifications below				
<i>Automobile/Vehicle Rentals.</i>	-	P	P	-	

TABLE 203.02: LAND USE REGULATIONS—COMMERCIAL DISTRICTS					
<i>Use Classifications</i>	<i>CN</i>	<i>CR</i>	<i>CG</i>	<i>CMX</i>	<i>Additional Regulations</i>
<i>Automobile/Vehicle Sales and Leasing.</i>	-	C	P	-	
<i>Automobile/Vehicle Repair, Major.</i>	-	-	P	-	Section 301.04 Automobile/Vehicle Service and Repair
<i>Automobile/Vehicle Service and Repair, Minor.</i>	-	P	P	-	Section 301.04 Automobile/Vehicle Service and Repair
<i>Automobile/Vehicle Washing.</i>	-	C	P	-	Section 301.05 Auto Service Stations and Car Washing
<i>Large Vehicle and Equipment Sales, Service and Rental.</i>	-	-	C	-	Section 301.04 Automobile/Vehicle Service and Repair
<i>Service Station.</i>	C(3)	C	C	C	Section 301.05 Auto Service Stations and Car Washing
<i><u>Towing and Impound Yards</u></i>	-	-	<u>C(20)</u>	-	<u>Section 300.03 Fencing; Section 300.09 Outdoor Storage; 300.10 Screening</u>
Banks and Financial Institutions	See sub-classifications below				
<i>Banks and Credit Unions</i>	P(5)	P	P	P	
<i>Check Cashing Businesses</i>	-	P	P	P	
Building Materials and Services	-	P(6)	P(6)	-	
Business Services	P(3,7)	P	P	P	
Commercial Entertainment and Recreation	See sub-classifications below				
<i>Cinema/Theaters</i>	-	P	P	C	Section 301.02 Alcoholic Beverage Sales
<i>Large-scale</i>	-	-	C(8)	-	Section 301.02 Alcoholic Beverage Sales
<i>Small-scale</i>	-	P(19)	P(19)	C	Section 301.02 Alcoholic Beverage Sales
Eating, Drinking, and Smoking Establishments	See sub-classifications below				
<i>Bars/Night Clubs/Lounges</i>	-	C	C	C	Section 300.08 Outdoor Seating; Section 301.02 Alcoholic Beverage Sales
<i>Coffee Shops/Cafes</i>	P(5)	P	P	P	Section 300.08 Outdoor Seating

TABLE 203.02: LAND USE REGULATIONS—COMMERCIAL DISTRICTS					
<i>Use Classifications</i>	<i>CN</i>	<i>CR</i>	<i>CG</i>	<i>CMX</i>	<i>Additional Regulations</i>
<i>Restaurants, less than 3,000 square feet</i>	P(5)	P	P	P	Section 300.08 Outdoor Seating; Section 301.02 Alcoholic Beverage Sales
<i>Restaurants, greater than 3,000 square feet</i>	C(5)	P	P	P	Section 300.08 Outdoor Seating; Section 301.02 Alcoholic Beverage Sales
<i>Tobacco Bars</i>	-	M	M	M	
Food and Beverage Retail Sales	P(9)	P	P	P(9)	Section 301.02 Alcoholic Beverage Sales
Funeral Parlors and Mortuaries	-	C	P	-	
Hotels and Motels	-	C	C	C	
Light Fleet Based Services	-	-	P	-	
Maintenance and Repair Services	P(10)	P(10)	P	P(10)	
Medical Facilities	See sub-classifications below				
<i>Medical Clinic</i>	-	P(12)	P	P(12)	
<i>Professional/Medical</i>	-	P(12)	P	P(12)	
Mixed Use Development				C	Section 203.04 Supplemental Regulations
Nurseries and Garden Centers	-	P	P	P	
Offices	See sub-classifications below				
<i>General Offices</i>	P(11)	P(12)	P	P	
<i>Walk-In Clientele</i>	P(13)	P(12)	P	P(13)	
Parking, Public or Private	P(14)	P	P	P(14)	
Personal Services	P	P	P	P	
Retail Sales	See sub-classifications below				
<i>Less than 50,000 square feet</i>	P	P	P	P	
<i>50,000 square feet or more</i>	-	C	C	-	
<i>Swap Meet</i>	-	C	C	-	
Wholesaling and Distribution	-	-	P	-	
Industrial Uses					
Construction and Material Yards	-	-	C	-	Section 300.09 Outdoor Storage
Handicraft/Custom Manufacturing	-	P(15)	P	-	
Industry, Limited	-	-	P	-	
Recycling Facilities	See sub-classifications below				

TABLE 203.02: LAND USE REGULATIONS—COMMERCIAL DISTRICTS					
<i>Use Classifications</i>	<i>CN</i>	<i>CR</i>	<i>CG</i>	<i>CMX</i>	<i>Additional Regulations</i>
<i>Reverse Vending Machine</i>	P	P	P	P	Section 301.14 Recycling Facilities
<i>Recycling Collection Facility</i>	-	C	P	-	Section 301.14 Recycling Facilities
<i>Recycling Processing Facility</i>	-	-	C	-	Section 301.14 Recycling Facilities
Warehousing and Storage	See sub-classifications below				
<i>Chemical, Mineral, and Explosives Storage</i>	-		C	-	
<i>Indoor Warehousing and Storage</i>	-	-	P	-	
<i>Personal Storage</i>	-	C	P	C	Section 301.13 Personal Storage Facilities
Transportation, Communication, and Utilities Uses					
Communication Facilities	See sub-classifications below				
<i>Antenna and Transmission Towers, camouflage facilities</i>	P(16)	P(16)	P(16)	P(16)	Section 301.20 Telecommunication Facilities
<i>Antenna and Transmission Towers, non-camouflage facilities</i>	M(16)	M(16)	M(16)	M(16)	Section 301.20 Telecommunication Facilities
<i>Broadcasting Facility</i>	-	M	M		Section 301.20 Telecommunication Facilities
<i>Call Center</i>	-	P(3)	P	-	
<i>Recording Studio</i>	-	P(4)	P(4)	-	
Freight/Truck Terminals and Warehouses	-	-	C	-	
Transportation Passenger Terminals	-	P	P	-	
Utilities, Minor	P	P	P	P	
Agricultural and Extractive Uses					
Crop Cultivation, Commercial	M	M	M	M	Section 301.06 Crop Cultivation
Other Applicable Types					
Accessory Uses and Structures	P	P	P	P	Section 301.01 Accessory Uses and Structures
Animal Keeping	-	-	-	P	Section 301.03 Animal Keeping

TABLE 203.02: LAND USE REGULATIONS—COMMERCIAL DISTRICTS

<i>Use Classifications</i>	<i>CN</i>	<i>CR</i>	<i>CG</i>	<i>CMX</i>	<i>Additional Regulations</i>
Caretaker Unit	-	P(18)	P(18)	P(18)	
Home Occupations	-	-	-	P	Section 301.09 Home Occupations
Nonconforming Use	Chapter 307 Nonconforming Uses, Structures, and Lots				
Temporary Use	Section 301.21 Temporary Uses				

Specific Limitations:

1. Multi-family Residential are permitted in conjunction with allowable non-residential uses.
2. Limited to no more than two rooms in a dwelling rented to not more than a total of four persons and meals are not provided to more than four boarders.
3. Limited to establishments with a gross floor area of 5,000 square feet or less.
4. Provided that such use shall be completely enclosed in a building of soundproof construction.
5. Drive-through facilities are prohibited.
6. Bulk storage of sand, gravel or cement is not allowed.
7. Wholesale services are not allowed.
8. Campgrounds are prohibited.
9. Limited to establishments with a gross floor area less than 50,000 square feet.
10. Outdoor work and outdoor storage is prohibited.
11. General offices shall not be located on the ground floor.
12. Minor Conditional Use Permit approval is required for office, business, or professional uses greater than 5,000 square feet in size per lot or integrated commercial development.
13. Limited to establishments with a gross floor area less than 1,500 square feet.
14. Limited to parking areas for exclusive use of occupants, employees and patrons of the uses, buildings, stores, and businesses located in that zone.
15. Limited to establishments with a gross floor area less than 2,000 square feet.
16. Prohibited within 300 feet of any R district except as detailed in 301.20e.
17. Limited to radio or television studios.
18. Limited to one dwelling for a caretaker or watchman and his immediate family, necessary and incidental to a use located in such zone. Such dwellings shall be a permanent structure.
19. Minor Conditional Use Permit approval is required for indoor shooting ranges.
20. Salvage and wrecking yards are not permitted. Caretaker units are only permitted when explicitly addressed in the CUP.



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Second Reading - Ordinance No. 1869 - Amending Chapter 25, Division 3, Sections 25-19, 25-20, and 25-21 of the Porterville Municipal Code.

SOURCE: Administrative Services

COMMENT: Ordinance No. 1869, An Ordinance of the City Council of the City of Porterville amending Chapter 25, Division 3, Sections 25-19, 25-20, and 25-21 of the Porterville Municipal Code in compliance with Senate Bill 998 concerning water service disruption, was given first reading on January 21, 2020, and has been printed.

RECOMMENDATION: That the City Council give Second Reading to Ordinance 1869, waive further reading, and adopt said Ordinance.

ATTACHMENTS: 1. Ordinance No. 1869

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Deputy City Manager

Final Approver: John Lollis, City Manager

ORDINANCE NO. 1869

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AMENDING CHAPTER 25, DIVISION 3, SECTIONS 25-19, 25-20,
AND 25-21 OF THE PORTERVILLE MUNICIPAL CODE, CONCERNING
WATER SERVICE BILL DELINQUENCIES AND SHUTOFF PROCEDURES**

WHEREAS, on September 28, 2018, the Water Shutoff Protection Act, commencing with California Health and Safety Code Section 116900, was adopted, containing certain requirements regarding shut-off notices and other procedures for payment of delinquencies;

WHEREAS, the legislative requirements go into effect February 1, 2020;

WHEREAS, the City Attorney recommends certain amendments be made to the municipal code consistent with the State Act; and

WHEREAS, the City Finance department recommends that the shutoff eligibility time period be consistent for residential and commercial services;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PORTERVILLE
HEREBY ORDAINS** as follows:

SECTION 1. Section 25-19 of Division 3, Chapter 25 of the Porterville Municipal Code, is amended to read as follows:

25-19: DUE DATE OF PAYMENTS; PENALTY FOR DELINQUENT PAYMENT

All utility bills shall be delinquent if they remain unpaid at five o'clock (5:00) P.M. on the thirtieth day after their billing date and a charge of ten percent (10%) as a penalty for said delinquency shall be made and added to the amount of and become a part of said delinquent utility bill, and the service for all utility bills which shall remain unpaid at five o'clock (5:00) P.M. on the sixtieth (60th) day after their billing date shall be subject to service discontinuance, as described in this Article, and in accordance with applicable State law and any applicable policies adopted by the City.

SECTION 2. Section 25-20 of Division 3, Chapter 25 of the Porterville Municipal Code is amended to read as follows:

25-20: METHOD OF DELIVERY OF BILLS:

Rendering bills for water service, or the service, or the service of notice of delinquency, or any other notice or communication regarding such service under the provisions of this chapter may be made by personal delivery to the party to be served, or by mail deposited to the party to be served, or by mail deposited in the United States post office at Porterville, postage prepaid, addressed to such party at his last known address, or as required by applicable law.

Service by mail shall be complete upon the expiration of two (2) days after the deposit of such mail in post office as aforesaid. Failure of the addressee to receive such bills or notices shall not excuse the addressee's obligation(s) as set forth by this chapter.

SECTION 3. Section 25-21 of Division 3, Chapter 25 of the Porterville Municipal Code is amended to read as follows:

25-21: SHUTOFF FOR NONPAYMENT; ADDITIONAL PAYMENT TO RECONNECT; DEPOSIT REQUIRED FOR CONSUMERS:

Any delinquent water rate bills which remain unpaid at five o'clock (5:00) P.M. on the sixtieth (60th) day after the billing date, shall be listed by the finance department for shutoff and this shutoff list may be executed as soon as the following working day. The shutoff shall be implemented in accordance with any applicable policies adopted by the City Council, and as required by applicable State law. The finance director, or designee, may proceed to make a personal demand for payment on the delinquent consumer or person responsible for the payment of the bill if he can be conveniently located; provided, that the failure to make this personal demand shall in no case invalidate the provisions of this article. If the consumer or responsible person does not, at this time, make immediate payment, the finance director, or his designee, shall shut off the water, and the water so shut off shall not be turned on until the amount of the delinquent bill, with the accrued penalties and with an additional sum as fixed by resolution of the city council for turning on and off the service, shall be paid to the finance department.

A consumer's water service may be discontinued for the nonpayment of a bill for water service rendered, provided, that the bill has not been paid by the sixtieth (60th) day after the billing date. Such bill shall be deemed presented to the consumer when delivered to him personally, when left at the property served, or at his place of business, or when deposited in the United States post office at Porterville, postage prepaid, addressed to the consumer's last known address.

A consumer who has failed to pay his water bills in accordance with the provisions of this article and whose service has been discontinued therefor, shall be required to pay all accrued bills and penalties and may be required to reestablish his credit by making a cash deposit with the city finance department not to exceed twenty dollars (\$20.00).

SECTION 4. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

SECTION 5. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property

upon the City of Porterville, or any official, employee or agent thereof.

SECTION 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Porterville hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

SECTION 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Porterville Municipal Code as amended by this ordinance are substantially the same as provisions in the Porterville Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Porterville Recorder, a newspaper printed and published in the City of Porterville, State of California, together with the names of the Council members voting for and against the same.

PASSED, APPROVED AND ADOPTED this 4th day of February, 2020.

Martha A. Flores, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Status Update of New Porterville Rescue Mission Conditional Use Permit

SOURCE: Community Development

COMMENT: On June 18, 2019, City Council adopted Resolution 43-2019, approving Conditional Use Permit 2018-041-C for the New Porterville Rescue Mission (Mission) to allow for a Social Services Facility located at 30 S. A Street.

In addition to the change in occupancy classification, there were several fire and life safety items that were required to bring the building into compliance. Last summer, sprinklers and smoke detectors were installed to comply with California Building Codes. In addition to these life and safety items, other improvements were required by the Conditional Use Permit (CUP). As outlined in Resolution in 43-2019, Condition #1, and in compliance with Porterville Municipal Code Chapter 21, Section 301.09, "Social Services Facilities shall provide: adequate and accessible sanitary facilities, including lavatories, restrooms and refuse containers; sufficient patron seating facilities for dining; effective screening devices such as landscaping and masonry fences in conjunction with outdoor activity areas." To meet these requirements, the Mission was to continue to work on site improvements, and stay in touch with staff to update progress until all items have been completed.

As noted in Resolution 43-2019, an annual fire inspection, as well as bi-annual review of the CUP by the Council, would continue at least until such time as the New Porterville Rescue Mission is brought into full compliance.

Since August 2019, when fire and life safety requirements were met, staff had not had contact with the Mission until January 29, 2020, and a meeting was scheduled for January 30. The Mission is responsible, pursuant to Condition #3 of the CUP, to provide a plan for compliance with all applicable regulations. To date, no plan exists. Importantly, the Mission's Agent, who prepared the attached existing and renovated floor plan to address the site's deficiencies, has not recently been in contact with the Mission. Further, the temporary use of tents, while allowed, was limited to the hours of 7 pm to 7 am. Staff has received multiple complaints that the tents have become a permanent fixture at the Mission, and that this condition is not being met.

On January 28, 2020, the Council held a Special City Council Meeting to discuss the potential acquisition of four (4) of the New Porterville Rescue Mission properties, which were in tax default. At that meeting, the Council adopted a Resolution objecting to the sale of the Mission's tax defaulted

properties, authorizing the submittal of an application and the execution of an agreement to purchase the subject properties. Council further confirmed that staff would be bringing an update forward on the progress of the aforementioned items, which is the function of this report.

Since the meeting of January 28, two (2) important steps have been taken. First, the Mission was able to pay off the balance on the tax default, in order to retain the properties. Second, the Mission's owner, Esther Ramirez, reached out to meet with staff, and has shared her intent to comply with the conditions of the CUP. Staff has advised that a verbal commitment is inadequate, and has requested documentation of steps already taken towards the conditions, as well as a list of action items and timelines so that all parties can mutually agree to the compliance efforts. As of the date of this report, such documentation has not yet been provided.

However, at the meeting with Mission representatives on January 30, they did provide information about improvements made to date since the approval of the Conditional Use Permit. In addition to the fire and life safety efforts noted above, cargo containers have been removed, storage structures have been relocated to the rear of the property, and porta-potties have been added to the site.

RECOMMENDATION: That the City Council receive staff's bi-annual status report, and provide direction as determined.

ATTACHMENTS: 1. Locator Map
 2. Resolution 43-2019
 3. Site Plan
 4. Existing Floor Plan
 5. Renovated Floor Plan

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager



PRC 2018-041
New Porterville Rescue Mission CUP
(Social Service Facility)
@ 30 S. A St
Project Locator Map
1" = 200ft

RESOLUTION NO. 43-2019

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE RESCINDING RESOLUTION 10-2019 AND PLANNING COMMISSION RESOLUTION 606, AND CONTAINING FINDINGS AND CONDITIONS IN SUPPORT OF CONDITIONAL USE PERMIT 2018-041-C TO ALLOW FOR A SOCIAL SERVICES FACILITY- THE NEW PORTERVILLE RESCUE MISSION

WHEREAS: The City Council of the City of Porterville, at its regular scheduled meeting of June 18, 2019, conducted a continued public hearing to consider whether to modify or revoke Modification No. 1 to Conditional Use Permit 8-74 (PRC 2018-041-C) to allow for a Social Services Facility for the New Porterville Rescue Mission located at 30 S. A Street; and

WHEREAS: The City Council determined that the proposed change of occupancy eliminates the use of the project site as a church. This in turn deems moot the original Conditional Use Permit (CUP 8-74), which authorized the expansion of a church on the subject property; and

WHEREAS: To clearly record the appropriate and allowed uses and occupancy of the subject site and structures, the original approvals must be replaced with conditions of approval focused on the establishment and operation of a Social Services Facility; and

WHEREAS: On May 29, 2019, the Environmental Coordinator made a preliminary determination that the project is exempt from California Environmental Quality Act pursuant to §15301, Existing Facilities in that there is no proposed expansion to the existing building; and

WHEREAS: The City Council of the City of Porterville received testimony from all interested parties related to said Conditional Use Permit; and

WHEREAS: The City Council made the following findings:

1. That the proposed project will advance the goals and objectives of, and is consistent with, the policies of the General Plan and any other applicable plan that the City has adopted:

The proposed project is consistent with the Housing Element's goal to provide a variety of housing types. Further, the subject site is consistent with the Zoning Standards for DRM-3 (Downtown High Density Residential) zone and the General Plan Land Use Designation of High Density Residential. The General Plan promotes a mix of residential neighborhoods to provide for a mix of housing types to serve the needs of all Porterville Residents. Additionally, it supports community facilities that are appropriate for a residential environment, including residential care and alcoholism or drug abuse recovery or treatment facilities.

2. That the proposed location of the project and the conditions under which it will be operated or maintained will not be detrimental to the public health, safety, welfare, or materially injurious to properties or improvements in the vicinity:

Conditions of approval are included herein to ensure adequate operational standards are met. The project is located within an existing building and is conditioned so that proposed activities have been evaluated and conditions associated with them be mitigated.

Additionally, the project is conditioned to preserve the public safety, health and welfare to prevent the use from becoming a nuisance and operate the business in compliance with all laws, ordinances and regulations. In the event that any condition of approval is violated, the City Council may modify or revoke the conditional use permit.

3. This project is exempt from CEQA pursuant to §15301, Existing Facilities in that there is no proposed expansion to the existing building.

NOW, THEREFORE, BE IT RESOLVED:

1. Resolution 10-2019, which approved Modification No. 1 to Conditional Use Permit 8-74 to allow for a social services facility for the New Porterville Rescue Mission is hereby revoked.
2. Planning Commission Resolution 606, which approved Conditional Use Permit 8-74 to construct a social and Sunday school building as an addition to an existing church building at 30 South A Street is hereby revoked.

BE IT FURTHER RESOLVED: That the City Council of the City of Porterville does hereby approve Conditional Use Permit 2018-041-C subject to the following conditions:

1. Social Service Facilities shall be located, developed and operated in compliance with the following minimum standards. All Social Services Facilities shall provide: adequate and accessible sanitary facilities, including lavatories, rest rooms and refuse containers; sufficient patron seating facilities for dining, whether indoor or outdoor; effective screening devices such as landscaping and masonry fences in conjunction with outdoor activity areas; a plan of operation, including but not limited to, patron access requirements, hours of operation, security measures, litter control, and noise attenuation.
2. Evidence of compliance with all Fire Safety regulations shall be provided within the timeframe established herein:
 - i. On or before June 21, 2019: Submit plans for sprinkler and smoke detection building permit
 - ii. On or before July 12, 2019: Pull the permit to begin construction
 - iii. On or before August 12, 2019: Final inspection of the sprinkler and smoke detection system, complete with testing
3. A plan for compliance with all applicable Building regulations, as well as improvements required pursuant to Section 301.09 of the Development Code (referenced above in Condition #1) shall be provided by August 13, 2019, including timeframes for completion of necessary improvements.

4. Upon approval of this permit, any future change in operation which substantially alters the conditions or nature of the subject business as identified in the Operations Plan (Exhibit A), will require approval by the City Council.
5. Unless an extension of time is granted by the City Council, the conditional use permit shall expire two years after the date of approval if the activity is not active or actively pursued. The City Council may approve a one year extension of any permit or approval granted under this ordinance upon receipt of a written application with the required fee before the permit expires.
6. The applicant shall operate the establishment in such a manner as to preserve the public safety, health and welfare, to prevent the use from becoming a nuisance and operate the business in compliance with all laws, ordinances and regulations. In the event that this or any other condition of approval is violated, the City Council may modify or revoke the conditional use permit as provided in Section 601.10 of the Porterville Development Ordinance.
7. Pursuant to Section 601.10(d) the City Council may revoke the permit if it makes any of the following findings:
 - a. That approval was obtained by means of fraud or misrepresentation of a material fact;
 - b. That the use in question has ceased to exist or has been suspended for one year or more;
 - c. That there is or has been a violation of or failure to observe the terms or conditions of the permit or variance, or the use has been conducted in violation of the provisions of this ordinance, law or regulation; or
 - d. That the use to which the permit or variance applies has been conducted in a manner detrimental to the public safety, health and welfare or so as to be a nuisance.
8. Pursuant to Porterville Development Ordinance 300.09, Outdoor Storage is not permitted within the DRM-3 zone (all storage shall be within an enclosed building). Additionally, Resolution 14-2014 does not allow the use of cargo containers in residential zone districts. The two cargo containers present on site must be removed. Both of the existing storage sheds will be required to be relocated outside of the setbacks and would count towards the permitted two accessory structures.
9. The applicant proposes the sale of goods and merchandise as a means of financial support. Retail sales are not permitted in the DRM-3 zone. Section 301.21 allows for temporary uses to include non-profit fund raising. Fund raising sales by a non-profit organization are limited to seven consecutive days, twelve times a year. Merchandise must be stored appropriately on non-sale days. Outdoor Retail Sales must be done in accordance with Section 301.12 of the Porterville Development ordinance and in compliance with the California State Board of Equalization.
10. The temporary use of tents for overflow of patrons may be permitted during the winter months, provided that the usage and assembling of tents be opposite of office hours, erecting tents after 7 p.m. and removing them before 7 a.m.

11. At all times, the facility shall be operated and maintained to comply with State Laws, the City of Porterville Development Ordinance, adopted Building and Fire Codes and all other applicable laws and ordinances.
12. The entire site shall be maintained free of refuse, debris, or other accumulated matter and shall be kept in good repair at all times and in an otherwise neat and attractive manner.
13. Beginning with the final inspection on or before August 12, 2019, and every August thereafter, the facility will be subject to an annual inspection by the Porterville Fire Department.
14. Beginning with the meeting of August 20, 2019, and every February and August thereafter until further ordered by the Council, the applicant's compliance with this Conditional Use Permit will be reviewed by the City Council.

PASSED, APPROVED AND ADOPTED this 18th day of June, 2019.


Martha A. Flores, Mayor

ATTEST:
John D. Lollis, City Clerk

By 
Patrice Hildreth, Chief Deputy City Clerk

MAY 2019

Community Development Department

MAY 20 2019

0Y

The shelter provides approximately 75-100 meals per day we accommodate special dietary such as heart healthy diets, allergies, etc. to the community which we serve. Please see attachment PRM #2 for shelter feeding schedule and meals prepared.

4. **Our men's long-term facility currently holds 18 total occupants. That includes our long term residential and emergency shelter beds. Our women's facility holds 8 total occupants. Which also includes long term residential and emergency shelter beds.**
5. **For housing dormitory layout for the bed arrangements please see attachment PRM#1**
6. **Our Long-term residency program is a 6 month to 1 yr housing facility. Our emergency shelter provides emergency services for up to 72 hours.**
7. **The Porterville Rescue Mission has taken a "Housing First" approach. We offer safety and protection from the hardships of homelessness. We believe that once the immediate burden of homelessness is lifted, it allows for participants to focus, and initiate a plan of action towards self-sufficiency.**
 - a. **We welcome our community by providing 72 hours of emergency food and shelter services. The Porterville Rescue Mission also facilitates a 6 month to 1 yr residency Program.**
 - b. **We offer meals to the homeless and needy, but we welcome our entire community, please see attachment PRM#2 for a more details on the food services provided.**
 - c. **We offer showers to the public during regular business hours. Long term residential participants have access to onsite laundry facilities. We provide essential hygiene products, and participants are allowed laundry detergent**
 - d. **We provide onsite Resume building workshops, on the job training and employment plugs. For those participants that may not be eligible for employment due to current circumstance we offer referrals to the qualifying organizations. Which may include but are not limited to; SSI Social security, Mental Health, Tulare works, Family crisis center**
 - e. **. We continue our support towards the participants personal goals, by allocating individual case managers. It allows us to advocate and address the specific needs of each participant.**
 - f. **We assist with transportation to and from scheduled legal/doctor/ and or personal appointments, AA/NA/ other meetings and court proceedings.**
8. **Hours of operation are as follows**
 - a. **Office hours 7am-7pm**
 - b. **24-hour onsite staff**
 - c. **24-hour emergency telephone services**
 - d. **7pm to 7am overnight staff**
9. **Staffing needs are as follows;**
 - a. **CEO/Director**
 - b. **Human and community resource specialist**
 - c. **Finance and accounting specialist**
 - d. **Intake specialist**
 - e. **Volunteer service coordinator**
 - f. **Maintenance in house**
 - g. **Grounds and lawn service maintenance/mechanic**
 - h. **Case manager for men's facility**
 - i. **manager for women's facility**
 - j. **lead**

- k. Housing program manager for women's facility
- l. Housing program manager for men's facility
- m. Kitchen lead staff and meal planner
- n. Kitchen cook
- o. Kitchen assistant 1
- p. Kitchen assistant 2

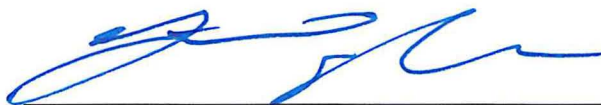
STATE OF CALIFORNIA)
CITY OF PORTERVILLE) SS
COUNTY OF TULARE)

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at a meeting of the Porterville City Council duly called and held on the 18th day of June, 2019.

Said resolution was duly passed, approved, and adopted by the following vote:

Council:	PEÑALOZA	WARD	FLORES	STOWE	REYES
AYES:	X	X	X	X	X
NOES:					
ABSTAIN:					
ABSENT:					

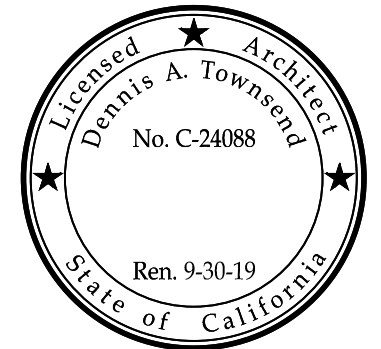
JOHN D. LOLLIS, City Clerk



By: Fernando Gabriel-Moraga, Acting Deputy City Clerk



PORTERVILLE, CA. 93257
(559) 789-9999 FAX (559) 781-3201



Porterville Rescue Mission

30 South 'A' Street
Porterville, CA
93257

DRAWN BY: M. Taylor

DES. BY: 'TAG.'

PLOT DATE: 05-06-19

CHK'D BY:	D. Townsend/M. Taylor
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REVISION

[illegible]

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EXPRESSLY RESERVES THE COMMON LAW
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RIGHTS IN THESE PLANS. THEY ARE NOT TO BE
COPIED, USED ON OTHER SITES THAN THAT
SPECIFIED, REPRODUCED, OR CHANGED IN ANY
MANNER, NOR BE ASSIGNED TO A THIRD PARTY
WITHOUT OBTAINING PRIOR EXPRESS
WRITTEN CONSENT. THESE PLANS AND THE
IDEAS REPRESENTED HEREIN ARE, AND SHALL
REMAIN, THE PROPERTY OF T.A.G.

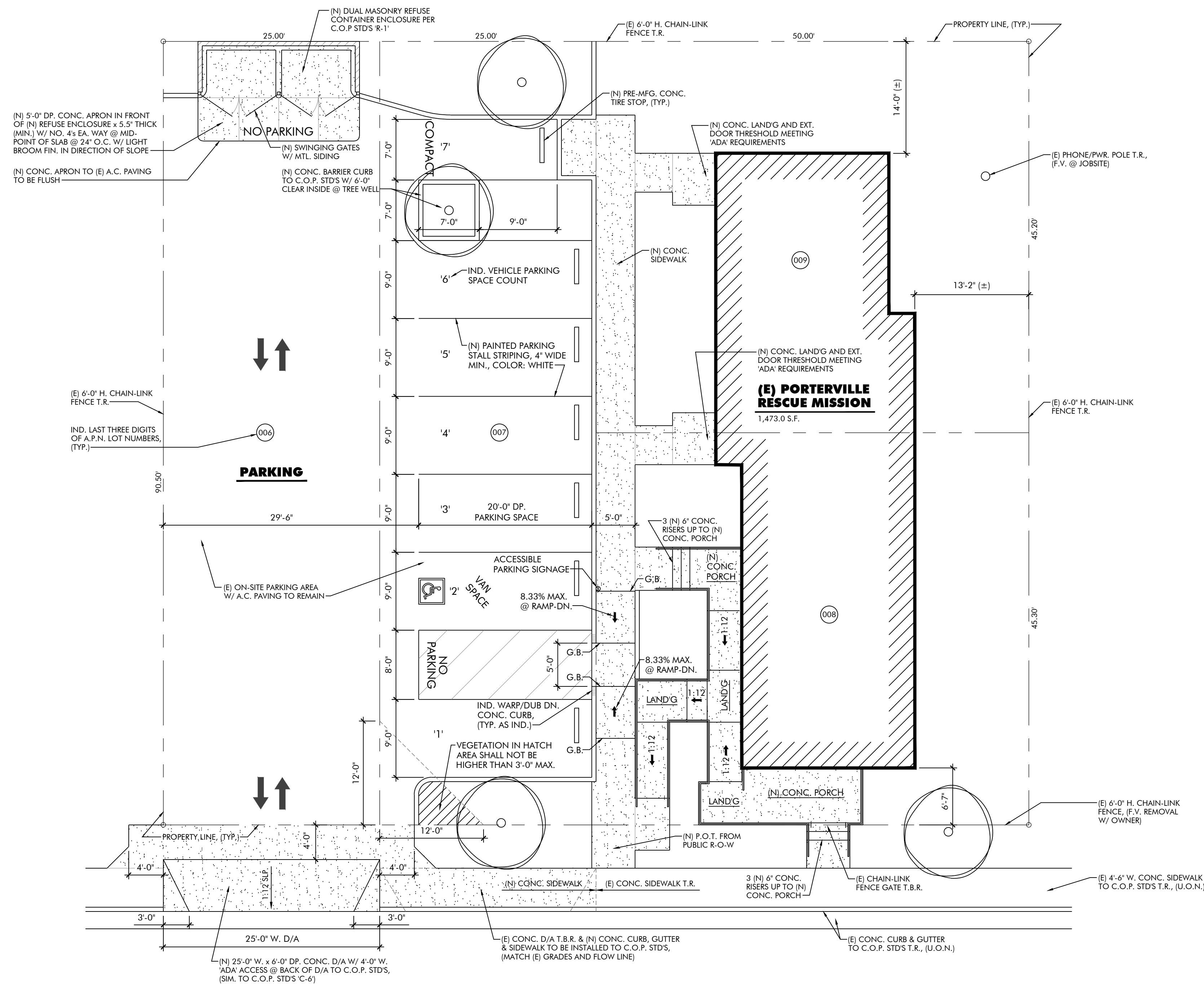
ARCHITECTURAL

SITE PLAN

PROJECT NUMBER:	19T06
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SHEET	NUMBER
-------	--------

A-1



SOUTH 'A' STREET

ARCHITECTURAL SITE PLAN

SC. $1/8^{\circ} = 1'-0"$

(THIS SHEET ONLY)

ABBREVIATIONS:

(E) - EXISTING

(N) - NEW

T.R. - TO REMAIN

F.V. - FIELD VERIFY

D/A - DRIVE APPROACH

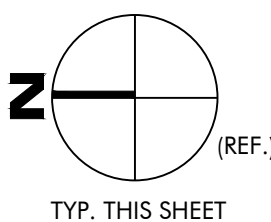
T.B.R. - TO BE REMOVED

P.O.T. - PATH OF TRAVEL

R-O-W - RIGHT OF WAY

C.O.P. - CITY OF PORTERVILLE

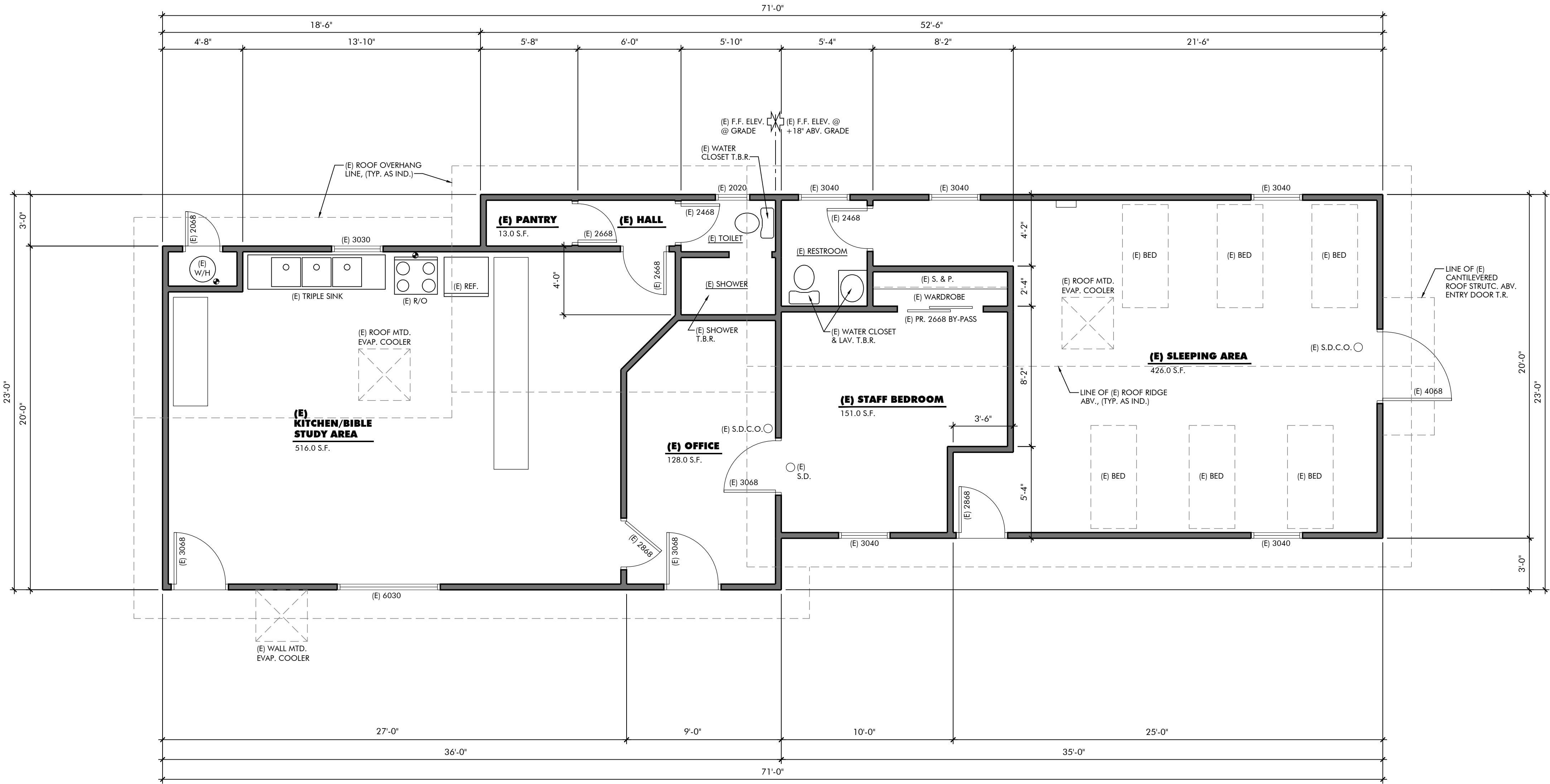
U.O.N. - UNLESS OTHERWISE NOTED



TYP. THIS SHEET

GEN. DEMOLITION NOTES:

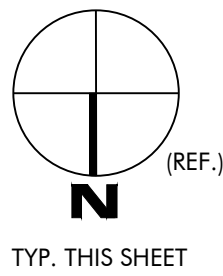
1. THE SUB-CONTRACTORS OF ALL INVOLVED TRADES ON THE PROJECT SHALL VISIT THE (E) JOBSITE AND MAKE THEMSELVES THOROUGHLY AWARE OF ALL ITEMS IN THE FIELD NOT SPECIFICALLY SHOWN IN THE CONSTRUCTION DOCUMENTS. AT THE DISCRETION OF THE OWNER A TIME MAY BE SCHEDULED FOR THE INVOLVED TRADES TO TOUR THE (E) FACILITY AND INSPECT THE PROPOSED AREA OF THE MODERNIZATION & REMODEL AREAS
2. IT SHALL BE THE RESPONSIBILITY OF THE SUB-CONTRACTOR OF THE INVOLVED TRADE TO REMOVE AND PROPERLY STUB OFF AND OR RELOCATE, (PER APPROPRIATE ESTABLISHED CODE DISCIPLINES) AS DIRECTED AND AS REQUIRED, ANY & ALL ELECTRICAL, PLUMBING, MECHANICAL, SOUND SYSTEMS, ARTICLES CONTROL WIRING, RUNS, CONDUIT, ETC. NOT SPECIFICALLY SHOWN IN THE CONSTRUCTION DOCUMENTS @ NO ADDITIONAL COST TO THE OWNER, (ARCHITECT &/OR ENGINEER OF RECORD)
3. IN ALL CASES WHERE DEMOLITION WORK HAS OCCURRED & NO NEW WORK IS INDICATED, PATCH TO MATCH EXISTING SURFACES &/OR ADJACENT FINISHES OF SIMILAR USE AREAS, (SEE ARCH. DWGS. FOR SPECIFIC AREAS OF THE BUILDING TO BE RENOVATED)
4. PRIOR TO START OF DEMOLITION @ AREA OF INDICATED MODERNIZATION & REMODEL WORK, THE OWNER SHALL DO A WALK-THRU WITH THE GEN. CONTR. TO VERIFY ANY ITEM(S) OF REUSABLE VALUE TO BE SALVAGED & SHALL ALLOW FOR DISMANTLING & STORAGE OF SAID ITEM(S) FOR POTENTIAL RE-USE WITHIN THE (E) FACILITY MODERNIZATION & REMODEL, (AS DETERMINED BY THE OWNER @ THE JOBSITE AND FIELD COORDINATED W/ THE GEN. CONTR.)
5. THE GEN. CONTR. SHALL COORDINATE A WALK-THRU W/ THE OWNER TO FIELD VERIFY ALL (E) ELEC. OUTLETS, PHONE JACKS, COMPUTER JACK/MODEMS, AND H.V.A.C. CONTROLS, (ETC.) WITHIN THE AREA OF THE NEW FACILITY REMODEL AND ESTABLISH WHAT (E) ELEC. OUTLETS, PHONE JACKS, COMPUTER JACK/MODEMS, & H.V.A.C. CONTROLS, (ETC.) WILL BE MAINTAINED, RELOCATED, AND/OR REMOVED



AS-BUILT FLOOR PLAN

1,473.0 S.F.

SC. 1/4" = 1'-0"



AS-BUILT FLOOR PLAN

PROJECT NUMBER: 19T06

SHEET NUMBER

A-2

A New Remodel & Modernization For The:
Porterville Rescue Mission
30 South 'A' Street
Porterville, CA 93257

DRAWN BY: M. Taylor
DES. BY: T.A.G.
PLOT DATE: 05-06-19
CHK'D BY: D. Townsend/M. Taylor

REVISION

DESCRIPTION	DATE

TOWNSEND ARCHITECTURAL GROUP (T.A.G.) EXPRESSLY RESERVES THE COMMON LAW COPYRIGHT AND ALL OTHER APPLICABLE RIGHTS IN THESE PLANS. THEY ARE NOT TO BE COPIED, USED ON OTHER SITES THAN THAT SPECIFIED, REPRODUCED OR CHANGED IN ANY MANNER, NOR BE ASSIGNED TO A THIRD PARTY WITHOUT OBTAINING PRIOR EXPRESS WRITTEN CONSENT. THESE PLANS AND THE IDEAS REPRESENTED HEREIN ARE, AND SHALL REMAIN, THE PROPERTY OF T.A.G.

AS-BUILT FLOOR PLAN

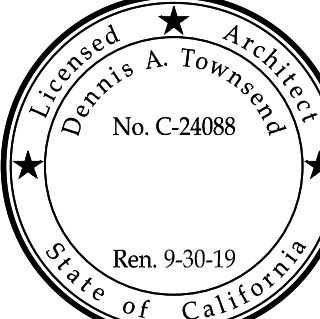
PROJECT NUMBER: 19T06

SHEET NUMBER

A-2



(559) 789-9999 FAX (559) 781-3201



Modernization For The:

DESCRIPTION	DATE
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TOWNSEND ARCHITECTURAL GROUP (T.A.G.) EXPRESSLY RESERVES THE COMMON LAW COPYRIGHT AND ALL OTHER APPLICABLE RIGHTS IN THESE PLANS. THEY ARE NOT TO BE COPIED, USED ON OTHER SITES THAN THAT SPECIFIED, REPRODUCED, OR CHANGED IN ANY MANNER, NOR BE ASSIGNED TO A THIRD PARTY WITHOUT OBTAINING PRIOR EXPRESS WRITTEN CONSENT. THESE PLANS AND THE IDEAS REPRESENTED HEREIN ARE, AND SHALL REMAIN, THE PROPERTY OF T.A.G.

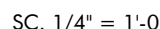
PROJECT NUMBER:

19T06

SHEP

NUMBER

A-3

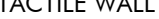


RENOVATED FLOOR PLAN

1,473.0 S.F

(THIS SHEET ONLY)

RENOVATED FLOOR PLAN KEY NOTES & LEGEND:

- | | | | | |
|---|--|---|--|--|
| <p>(A) - (E) 3068 INT. DOOR T.B.R. & O.P.N.G. FILLED-IN, (SEE ARCH. DWGS. FOR ANY C.B.C. REQUIRED FIRE RATED WALL CONST.)</p> <p>(B) - (E) 2868 INT. DOOR T.B.R. and WALL FRMG. ADJUSTED FOR INSTALLATION OF (N) 3068 INT. DOOR W/ SWING AS IND.</p> <p>(C) - (E) 3068 EXT. DOOR T.B.R. & O.P.N.G. FILLED-IN W/ 2x D.F. STUDS & INSUL., INT. AND EXT. WALL FINISHES TO MATCH (E) CONST., (F.V.)</p> <p>(D) - (N) 3068 SOLID CORE EXT. DOOR W/ WEATHER STRIPPING TO BE INSTALLED @ THIS LOCATION; PROVIDE (N) STRIP DOOR, H.D.R. & INSUL. CONJ. W/ 2x D.F. KING STUD AND TRIMMER E.A. SIDE, & (N) ACCESSIBLE M.T. TO (N) EXT. CONIC. LAND.</p> <p>(E) - CONTR. TO F.V. THAT (E) M.T. MEETS CURRENT 'ADA' REQUIREMENTS FOR ACCESSIBILITY, IF REQUIRED, REMOVE (E) M.T. AND CHANGE OUT W/ (N) ACCESSIBLE M.T.</p> <p>(F) - (E) 2868 EXT. DOOR T.B.R. & O.P.N.G. FILLED-IN W/ 2x D.F. STUDS & INSUL., INT. AND EXT. WALL FINISHES TO MATCH (E) CONST., (F.V.)</p> | <p>(G) - (E) 4068 EXT. DOOR T.B.R. & EXT. WALL FRMG./H.D.R. ADJUSTED FOR INSTALLATION OF (N) 3068 SOLID CORE DOOR W/ WEATHER STRIPPING, W/ IND. SWING</p> <p>(H) - FUTURE EXHAUST HOOD/ANSUL SYSTEM UNDER SEPARATE PERMIT</p> <p>(J) - (N) ACCESSIBLE WALL MOUNTED LAVATORY, (SEE PLUMB'G DWGS. BY OTHERS)</p> <p>(K) - (N) 3068 SOLID CORE MOUNTED, WATER CLOSET, (1.28 GPF), (SEE PLUMB'G DWGS. BY OTHERS)</p> <p>(L) - WATER CLOSET FLOOR VALVE ON WIDE SIDE OF WATER CLOSET, (TYP. @ ALL ACCESSIBLE WATER CLOSETS)</p> <p>(M) - PRE-MFG. WALL MTD. 42" LONG MTL. GRAB BAR INSTALLED @ ACCESSIBLE HGT., (SIDE WALL LOCATION)</p> <p>(N) - PRE-MFG. WALL MTD. 36" LONG MTL. GRAB BAR INSTALLED @ ACCESSIBLE HGT., (BACK WALL LOCATION)</p> | <p>(P) - PRE-MFG. WALL MTD. PAPER TOWEL DISP. MTD. @ ACCESSIBLE HGT.</p> <p>(Q) - PRE-MFG. WALL MTD. LIQUID SOAP DISP. MTD. @ ACCESSIBLE HGT.</p> <p>(R) - WALL MTD. PLATE MIRROR @ 40" WALL, LAV. W/ THE BTM. EDGE OF REFLECTIVE SURFACE @ 40" MAX. A.F.F. ELEV., (INSTALLED @ ACCESSIBLE HGT.)</p> <p>(S) - PRE-MFG. WALL MTD. TOILET SEAT COVER DISPENSER MTD. @ ACCESSIBLE HGT.</p> <p>(T) - PRE-MFG. WALL MTD. TOILET TISSUE DISPENSER MTD. @ ACCESSIBLE HGT. (2-ROLL CAPACITY)</p> <p>(U) - WATER SUPPLY & DRAIN PIPES UNDER ACCESSIBLE LAVATORIES (SINKS) SHALL BE INSUL. OR OTHERWISE CONFIGURED TO PROTECT AGAINST CONTACT. THERE SHALL BE NO SHARP OR ABRASIVE SURFACES UNDER THESE IND. ACCESSIBLE LAVATORIES AND/OR SINKS, (TYP.)</p> | <p>(V) - PRE-MFG. 60"x30", (MIN. CLR INSIDE) ROLL-IN ACCESSIBLE SHOWER MEETING THE REQUIREMENTS OF C.B.C. CHAP. 11B, (SEE ARCH./PLUMB'G DWGS.)</p> <div style="border: 1px solid black; padding: 5px; margin: 10px 0;"> <p>* NOTE: ALL 'ACCESSIBLE' RESTROOM ACCESSORIES THAT ARE TO BE DESIGNATED FOR USE BY PERSONS W/ DISABILITIES SHALL BE INSTALLED PER NOTES & PICTOGRAPHIC INFORMATION SHOWN @ DTL.</p> </div> <p>(W) - LINE OF 60" WIDE x 36" DP. CLR FLOOR SPACE IN FRONT OF ROLL-IN ACCESSIBLE SHOWER</p> <p>(X) - (E) 2020 WINDOW T.B.R. & O.P.N.G. FILLED-IN W/ 2x D.F. STUDS & INSUL., INT. AND EXT. WALL FINISHES TO MATCH (E) CONST., (F.V.)</p> <p>(Y) - PROVIDE (N) 2x WALL FURRING TO ACHIEVE A 2x6 PLUMB'G WALL</p> | <p>(Z) - INDICATES 18" SQ. CLR FLOOR SPACE CENTERED ON TACTILE WALL MOUNTED SIGNAGE PER C.B.C. FIGURE 11B-703.4.2, (SEE ARCH. DWGS.)</p> <div style="text-align: center;">  </div> <p>(B₂) - (N) 60"x48" CLR FLOOR SPACE, (IN FRONT OF WATER CLOSET)</p> <p>(C₂) - (N) 30"x48" CLR FLOOR SPACE, (IN FRONT OF WALL MTD. LAV.)</p> <p>(D₂) - (N) 60"x0" CLEAR TURN AROUND FLOOR SPACE</p> <p>(E₂) - CONTR. TO F.V. FLOOR REPAIRS REQUIRED @ THIS AREA OF THE (E) BUILDING</p> |
|---|--|---|--|--|



CITY COUNCIL AGENDA – FEBRUARY 4, 2020

SUBJECT: Welcome Signage Update

SOURCE: Community Development

COMMENT: With adoption of the Capital Improvements Program for the 2019/2020 fiscal year, the City Council established the addition of welcome signs as a priority project, with a budget appropriation of \$70,000. To meet this priority, the Council recently approved an amendment to Chapter 305: Signs, of the Development Ordinance, to provide a mechanism exempting up to four (4) signs placed by the City of Porterville and owned or funded by the City, around the periphery of the city limit at major transportation routes, within public rights-of-way, or on property owned by a third party, as authorized by that party. Staff has evaluated traffic counts for major transportation routes into Porterville, and has found that the highest traffic counts are along State Route 65, north of Porterville. Staff has also researched a variety of types of signage, and requests direction from Council for a better understanding of how the desired signage may look.

Three (3) main categories of signage are presented for consideration. Signage could be a simple monument sign with up lighting and native landscaping, or an internally illuminated sign, or an electronic reader panel with programmable messages. Certainly, the more elaborate the sign, the greater the cost, which could affect the Council's decision to the next question: how many signs the City may develop at this time. As noted above, the traffic counts at the periphery of Porterville are greatest for southbound State Route 65 north of the city limit, by roughly twice as many peak hour trips. The next highest trip volumes are found along Olive Avenue, west of Porterville. However, a majority of these trips are likely commuting residents or workforce; if the intent of the signage is to draw the attention of tourists, other locations may be more suitable. State Route 65 south of Porterville has approximately half the annual average daily trips than the north side of the city, but is more likely to be comprised of visitors to the area. This is due to the fact that Porterville serves as the business center for many of the communities of southeastern Tulare County. Staff requests that the Council consider how many signs would best suit the intent of drawing traveler's attention to the community, and what types of sign would best serve the Council's goal. Photos representing a variety of signs have been included as an attachment to this report.

An important note is that through the upcoming improvements to State Route 190, including a future roundabout at SR 190 and Rockford, and SR 190 and Westwood, signage will be installed and a theme established along the SR 190 corridor. All signs along this corridor could be different types, but carry a similar theme. Likewise, the Council could decide to develop a series of signs around the periphery, building upon the theme established for the SR 190

corridor, or establish a supplemental theme.

Lastly, as the Council considers the potential location of signage, it should be noted that any such signage would likely be outside the city limits of Porterville, to ensure that such signs can be viewed prior to a traveler entering Porterville. As such, staff seeks direction on whether property owners should be approached with a request for a lease agreement or a request to purchase land. Specific site details will also provide the opportunity to evaluate whether any lighting could be powered through a connection to utility infrastructure, or if solar would be the only option.

RECOMMENDATION: Information Only

ATTACHMENTS: 1. Samples of Signage

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

Lake Skinner Recreation Area



37701 Warren Road





CITY OF
CHINO HILLS

GIANT SEQUOIA
*National
Monument*
SEQUOIA
National Forest

U.S. DEPARTMENT OF AGRICULTURE





Visalia





EAST POINT

CIVIL ENG

WELCOME

Montrose, CO
Electronic Marquee



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