



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

Pursuant to Executive Order N-29-20, signed by Governor Newsom on March 17, 2020, and in an effort to protect public health and slow the rate of transmission of COVID-19, the City of Porterville is allowing for and encouraging electronic public participation at City Council Meetings. Until further notice, Porterville City Council Meetings will be livestreamed on YouTube at <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA>. Public comments may be submitted to CouncilMeetingComments@ci.porterville.ca.us and will be read aloud for Council consideration during Oral Communications or during any public hearings as applicable. Members of the public are encouraged to submit comments prior to 6:30 p.m., Tuesday, May 5, 2020, to participate in said meeting. Staff will periodically check for any emails that may have been submitted after 6:30 p.m., however it is not guaranteed that those emails will be read prior to Council action. Please direct any questions to the Office of City Clerk, 559-782-7464.

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:261-190-006. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and William and Pamela Gnekow. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property
Negotiators/Property: 885 W. Henderson Avenue, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Kram Construction Co. Under Negotiation: Terms and Price.
- 3** - Government Code Section 54956.8 -- Conference with Real Property
Negotiators/Property: APN: 50 West Olive, Suite B. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and 50 West Olive LLC. Under Negotiation: Terms and Price.
- 4** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel –
Existing Litigation: City of Porterville v. Keo Malavone et al., Tulare County Superior Court Case No. 282164.
- 5** - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel –

Anticipated Litigation – Significant Exposure to Litigation: One (1) case concerning a Cease & Desist Demand dated April 27, 2020, regarding E Cig Smoke Shop; and three (3) cases in which facts are not yet known to potential plaintiffs.

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

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

Pledge of Allegiance Led by Mayor Flores

Invocation

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) - April 22, 2020
2. Tulare County Economic Development Corporation - Economic Summit - April 24, 2020
3. City Council Essential Business Ad Hoc Committee - April 27 and April 29, 2020
4. SJVAPCD Special City Selection Committee - April 29, 2020
5. Mayors Meeting Re: COVID-19 - April 30, 2020
6. City Council Essential Business Ad Hoc Committee - May 1, 2020

REPORTS

This is the time for all staff informational items.

Staff Informational Reports

Zoning Administrator Determinations Annual Report
Report on Charitable Car Washes - 2020 Calendar Year
OHV Park 3rd Quarter Report Fiscal Year 2019/20
Golf Course 3rd Quarter Report Fiscal Year 2019/2020
Porterville Transit and TransPort April 2020 Report
Street Performance Measure 3rd Quarter Report - Fiscal Year 2019/20
Building Permit Activity Quarterly Report - Fiscal Year 2019/20 Quarter 3
Porterville Rescue Mission Update

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. **Purchase of Three Rapid Intervention Team Rescue Bags**
Re: Consideration to authorize the purchase of three (3) rapid intervention team rescue bags from All Star Equipment in the amount of \$13,082.40.
2. **Purchase of "Jaws of Life" Extrication Unit**
Re: Consideration to authorize the purchase of an E-draulic system from L.N. Curtis in the amount of \$36,175.13.
3. **Purchase 25 Self-Contained Breathing Apparatus (SCBA) and Associated Equipment with an Assistance to Firefighter Grant (AFG)**
Re: Consideration to authorize the purchase of SCBA equipment from All Star Equipment.
4. **Purchase of the Quickest Route Module for the Spillman Dispatch System**
Re: Consideration to authorize the purchase of a Quickest Route addendum to the existing contract with Spillman.
5. **Authorization to Advertise for Bids - Various Water Projects**
Re: Consideration to approve staff's recommended Plans and Project Manual; authorize staff to advertise for bids on the project; authorize the City Engineer to negotiate construction surveying services with one of the firms; and authorize the Finance Director to appropriate \$567,110 from the Water Replacement Fund.
6. **Amendment No. 3 to Carollo Engineers, Inc. Professional Services Agreement for Master Plan Updates and Recycled Water Feasibility Study**
Re: Considering authorizing the Mayor to execute Addendum No. 3 to Carollo Engineers Services Agreement at an agreed upon fee of \$56,582.
7. **Authorization of Supplemental Maintenance Work - Prospect Street from Morton Avenue to Henderson Avenue**
Re: Considering to initiate a purchase order to Roy Allan Slurry Seal, Inc. in an amount not to exceed \$50,465.71 for micro-surfacing work on Prospect Street between Morton Avenue and Henderson Avenue.
8. **Intent to Set a Public Hearing to Consider Annual Adjustment of Fees by Application of the Engineering News-Record (ENR) Cost Index**
Re: Considering approval to schedule a Public Hearing for June 16, 2020, for consideration to implement the City of Porterville's Impact Fee ENR Cost Index auto escalator.
9. **Quarterly Portfolio Summary**

Re: Consideration to accept the quarterly investment Portfolio Summary Report.

10. Financial Status Reports

Re: Consideration to accept the Financial Status Reports.

11. Status and Review of Local Emergency: Drought

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

12. Consideration of Amendment to Citizen Participation Plan, Consolidated Plan and Annual Action Plan

Re: Consideration of amendment to Citizen Participation Plan, Consolidated Plan and Annual Action Plan.

SCHEDULED MATTERS

13. Bid Results - Henderson Avenue Reconstruction Project from Indiana Street to Jaye Street and from Plano Street to Second Street

Re: Considering awarding a contract in the amount of \$7,624,230.00 to Cal Valley Construction for the project consisting of various improvements to be done on Henderson Avenue between Indiana Street and Jaye Street and between Second Street and Plano Street.

14. Consideration of Amendment to Community Development Block Grant (CDBG) Business Assistance Loan Program Guidelines

Re: Considering the adoption of the draft CDBG-CV Guidelines Addendum; and provide direction on the use of real property as security and adopt proposed amendments to the CDBG BAP Revolving Loan Program Guidelines.

15. Consideration of Coronavirus Aid, Relief, and Economic Security (CARES) Act Funding to Support Public Transportation

Re: Consideration to provide direction on the program of projects for the Federal Transit Administration (FTA) CARES Act funding.

16. Status and Review of Proclamation of Local Emergency: COVID-19

Re: Considering approval of the continuation of the Proclamation of Local Emergency due to COVID-19.

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 May 19, 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 – MAY 5, 2020

SUBJECT: Zoning Administrator Determinations Annual Report

SOURCE: Community Development

COMMENT:

The Porterville Development Ordinance's (PDO), Chapter 21 of the Porterville Municipal Code, purpose is to implement the City's General Plan and to provide a precise guide for the physical development of the City. The PDO is currently 521 pages. As it would be impossible to include every scenario of development, there are times when a situation is not described or a land use not defined. In those cases, Section 102.03 provides for Rules of Interpretation that state, "The Zoning Administrator shall make the interpretation for any definition not expressly identified in this section or provide clarification and determination of these rules." Additionally there are sections of the code that identify that the Zoning Administrator (ZA) shall make the interpretation such as the case in lot coverage and unique parking situations to name a few. The ZA Determinations are typically documented in the format of a memorandum or recorded directly on a building permit. These determinations are not taken lightly and staff uses past precedence, other governmental entity policies, as well as standard best planning practice.

On April 16, 2019, staff presented an information item for a ZA Determination that was potentially contentious regarding a minimum driveway standard of ten (10) feet. During staff's research of best planning practice, it was noted that many jurisdictions annually report to their planning commission or city council, ZA determinations. Staff proposed to report to council an annual report of all zoning administrator determinations.

This staff report provides the 2019 determinations, as well as the 2020 determinations to date (Attachment 1). In order to provide a logical timeline, staff proposes after this initial annual report, to move the reporting date to the first meeting of January.

RECOMMENDATION: Information Only

ATTACHMENTS: 1. Zoning Administrator Determinations

Appropriated/Funded:

Review By:

Department Director:

Jenni Byers, Community Development Director

Final Approver: John Lollis, City Manager

2019 Zoning Administrator Determinations

ZA number	Date	Topic
2019-001	2/15/2019	Establish minimum width for residential driveways
2019-002	5/22/2019	Grant relief of lot coverage for 1813 W. Baker
2019-003	7/9/2019	Denial of Building Permit RER-02-19-0378 of residential accessory structures
2019-004	10/2/2019	Setback relief located at 887 N. Creekview within Cambria Subdivision
2019-005	10/2/2019	Setback relief located at 895 N. Creekview within Cambria Subdivision
2019-006		Withdrawn
2019-007		Withdrawn
2019-008	11/13/2019	Denial of Home Occupation Permit for HVAC repair

2020 Zoning Administrator Determinations

ZA number	Date	Topic
2020-001	3/31/2020	Authentic Porterville failure to register as a plan holder for cannabis RFP
2020-002	4/3/2020	Michael Tarango failure to register as a plan holder for cannabis RFP
2020-003	4/17/2020	Grant relief of lot coverage for Lot 25 within Riverview Estates Phase 5



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Report on Charitable Car Washes - 2020 Calendar Year

SOURCE: Finance

COMMENT: In accordance with City Council direction, staff is providing a report on charitable car wash permits issued during the year. Article VI, Section 15-130 of the City Code allows up to four car washes by a charitable organization in a calendar year. For the period of January 1 to March 31, 2020, the following car washes occurred within the City.

<u>Date</u>	<u>Name of Organization</u>	<u>Location of Car Wash</u>
2/23/20	Gospel Lighthouse Church	BR's Foodstore - 284 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 – MAY 5, 2020

SUBJECT: OHV Park 3rd Quarter Report Fiscal Year 2019/20

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 informational purposes. The report reflects the third quarter FY 2019/20.

RECOMMENDATION: Informational Only

ATTACHMENTS: 1. OHV Park 3rd 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

	Jan-19	Jan-20	Feb-19	Feb-20	Mar-19	Mar-20
Riders	47	300	25	255	78	95
Revenue	\$ 958.00	\$6,740.00	\$ 518.00	\$5,465.00	\$ 1,450.00	\$ 1,845.00
Days Open	6	13	2	13	4	7



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Golf Course 3rd Quarter Report Fiscal Year 2019/2020

SOURCE: Parks and Leisure Services

COMMENT: At the request of the City Council, staff is providing a report of participation numbers at the Porterville Golf Course for informational purposes. The report reflects the third quarter Fiscal Year 2019/20.

RECOMMENDATION: Informational Only

ATTACHMENTS: 1. Golf Course - FY 2019/2020 3rd Quarter

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

PORTERVILLE GOLF COURSE STATISTICS

	Jan-19	Jan-20	Feb-19	Feb-20	Mar-19	Mar-20
Golfers	1339	1430	822	1750	1402	1091
Repeat 9/Twilight	686	717	412	1033	730	681
Tickets Used	508	605	323	592	492	360
Passes Sold	32	14	30	23	33	27
Carts	728	827	376	1119	703	827
Total	\$ 11,210.00	\$ 10,264.00	\$ 7,258.00	\$13,945.00	\$ 11,591.00	\$ 10,082.00

FOOTGOLF

	Jan-19	Jan-20	Feb-19	Feb-20	Mar-19	Mar-20
18-hole adult	0	0	0	0	6	0
18-hole youth	0	0	0	0	3	0
Cart rental	0	0	0	0	0	0
Ball rental	0	0	0	0	5	0
Party	0	0	0	0	0	0
Total	\$ -	\$ -	\$ -	\$ -	\$ 100.00	\$ -

GRAND TOTAL	\$11,210.00	\$10,264.00	\$7,258.00	\$13,945.00	\$11,691.00	\$10,082.00
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* **Repeat 9:** Additional 9 rounds after first 9

* **Twilight:** Afternoon discount rate

* **Tickets:** Surcharge with monthly play pass \$1.00 9-hole, \$2.00 18-hole

* **Passes:** Monthly Passes sold



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Porterville Transit and TransPort April 2020 Report

SOURCE: Public Works

COMMENT: At the City Council meeting on April 7, 2020, the Council authorized the following:

- 1) Implement Phase 1 - Transit Service Modifications effective April 12, 2020.
- 2) Implement the following temporary COVID-19 service reductions for fixed route service:
 - a) Fixed Route will operate seven (7) days per week on a Sunday Schedule, 8:00 am to 7:10 pm, until further notice;
 - b) Route 9 will operate every three (3) hours, Monday through Friday, from 8:00 am to 8:00 pm;
 - c) The front ten (10) feet of all buses will be available for bus drivers and ADA customers only;
 - d) Passengers continue to practice good hygiene and appropriate social distancing to protect customers as well as our drivers.
- 3) Implement the following temporary COVID-19 service reductions for Dial-A-Ride service:
 - a) Operate Monday through Friday from 6:00 am to 9:00 pm;
 - b) Operate Saturday and Sunday from 8:00 am to 7:00 pm.
- 4) Start TransPort microtransit service effective Monday, April 13, 2020.
- 5) Approve a TransPort one-way per rider fare of \$3.00
- 6) Operate the TransPort service during the following hours:
 - a) Monday through Friday from 6:00 am to 9:00 pm;
 - b) Saturday and Sunday from 8:00 am to 8:00 pm.
- 7) Authorize the City Manager's discretion and independent authority to approve further service modifications as needed.

The COVID-19 pandemic continues to have a tremendous impact on the City's public transportation system, as well as public transportation systems across the nation. Due to the public health emergency, fixed route ridership has decreased 84% since March 14, 2020. On April 8, 2020, the Tule River Tribe of California requested that the City temporarily suspend all Route 9 services until further notice. Routes #7 and #8 were eliminated on April 13, 2020, and supplemented with TransPort microtransit service as part of the Phase 1 - Transit Service Modifications. The continued decline of ridership has also caused a significant

loss in fare revenue. Starting May 1, 2020, all transit agencies in Tulare County will be fare free except for Porterville. Staff has not received complaints related to the City's service modifications, but staff is anticipating to start receiving complaints regarding free fares in May.

The following table represents the decrease in passengers and revenue compared to the same months in 2019:

Fixed Route Service

	March 2019	March 2020	April 2019	April 2020 (as of April 27, 2020)
Ridership	53,737	35,969	54,074	10,434
Passenger Revenue*	\$25,029	\$18,676	\$22,193	\$8,566

*Does not include Route 9 Revenues

Staff continues to monitor the performance of the Fixed Route service. With the closure of public schools and Porterville College (virtual learning), ridership on Routes #4 and #6 continue to decrease. Route #4 has decreased 75% and Route #6 has decreased 65%. Staff is recommending that the City Manager consider temporarily suspending Routes #4 and #6 and supplementing these routes with TransPort services. The remaining routes, Route #1, #2, #3, #5, serve the major corridors within the City.

Dial-A-Ride (ADA Paratransit Service)

	March 2019	March 2020	April 2019	April 2020 (as of April 27, 2020)
Ridership	1,005	653	1,080	210
Passenger Revenue	\$1,787	\$1,247	\$2,228	\$449

Staff continues to monitor the performance of the Dial-A-Ride paratransit service. Ridership decreased 65% during the month of March 2020 and 85% during the month of April 2020. Staff is recommending that the City Manager consider further reducing the temporary operating hours to the minimum level, which is to operate seven (7) days per week from 8:00 am to 7:10 pm. This would be the same hours and days as the fixed route service and is compliant with ADA paratransit requirements. With the start of the TransPort microtransit service, Dial-A-Ride service is only available to certified ADA passengers.

TransPort, the City's microtransit service started on April 13, 2020, with limited advertising to the public. On April 16, 2020 staff installed TransPort advertisements on fifteen (15) bus shelters throughout the City. On April 21, 2020, staff installed vehicle advertising on four (4) temporary TransPort vehicles. At the City Council meeting on April 21, 2020, the City Council authorized the purchase of nine (9) Class D minivans to be used for the TransPort service until the electric vans have been delivered. The nine (9) minivans are expected to be delivered by the end of May 2020.

From April 13, 2020, through April 27, 2020, TransPort has performed 177 passenger trips, an average of 12 passengers per day. On April 27, 2020, TransPort performed 29 passenger trips, the highest ridership to date. Staff expects to see TransPort ridership to continue to increase each new day and appears to be a cost-effective solution for supplementing low-performing fixed routes. Staff intends to be able to provide a cost-per-passenger analysis in the next couple of months.

Staff has received positive comments on the TransPort service. Passengers have said that it is easy to book a trip on the mobile application or calling over the telephone, the vehicles arrive quickly, drivers are friendly, and the vehicles are clean. Some passengers have commented that they are interested in purchasing a monthly pass if that becomes available.

RECOMMENDATION: Informational Only

ATTACHMENTS:

1. Monthly Fixed Route Ridership - Per Route
2. Total Fixed Route Ridership - March & April 2020
3. Dial-A-Ride Total Ridership
4. TransPort Ridership - April 2020
5. TransPort Bus Shelter Advertising
6. TransPort Vehicle Advertising

Appropriated/Funded:

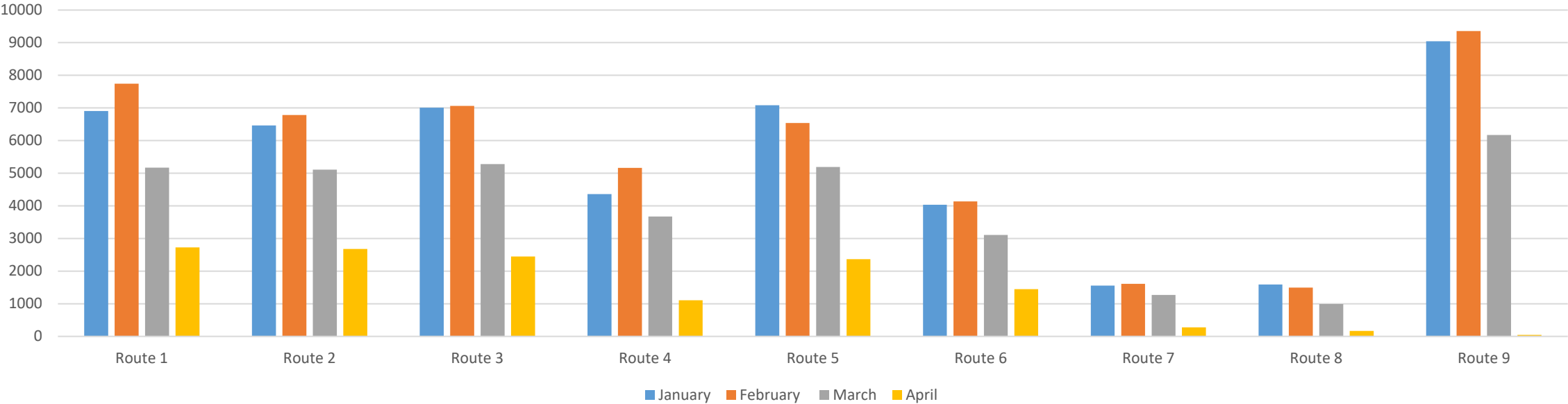
Review By:

Department Director:

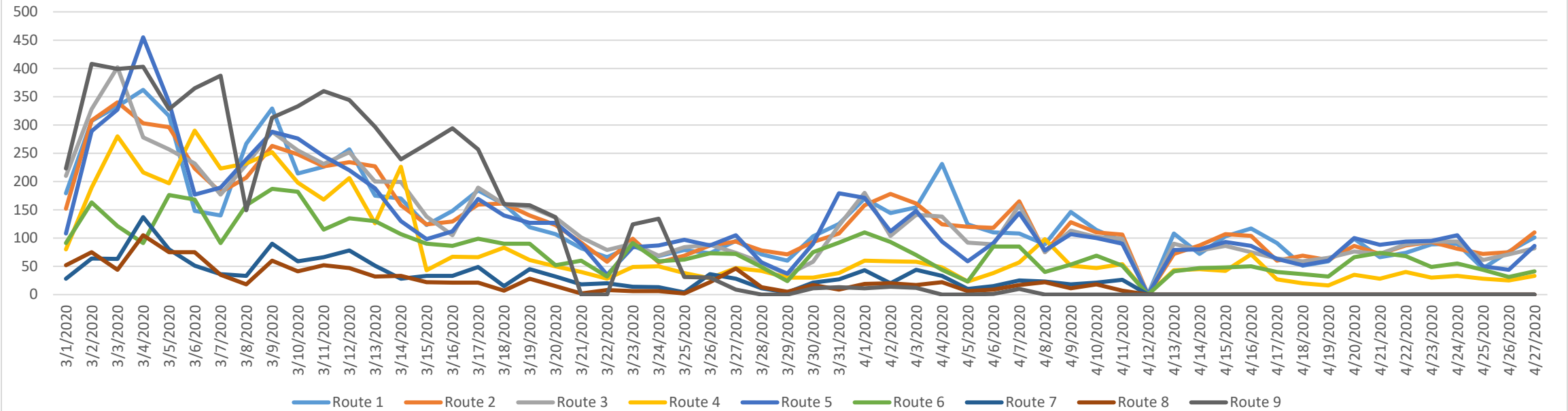
Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager

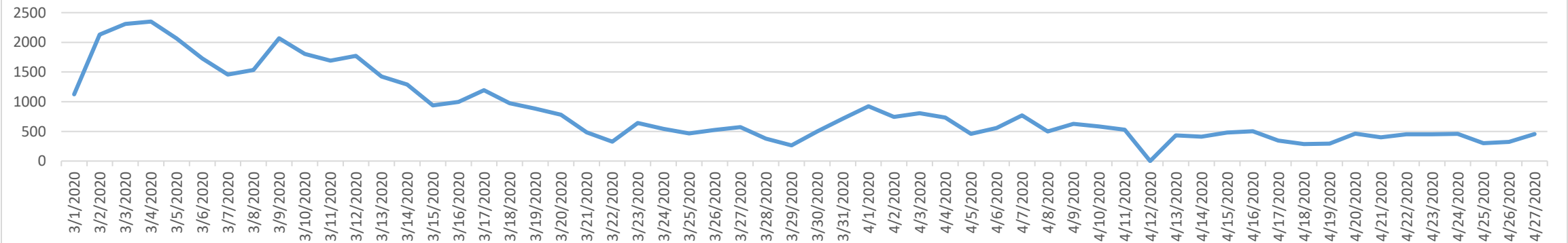
Monthly Boardings
Per Route



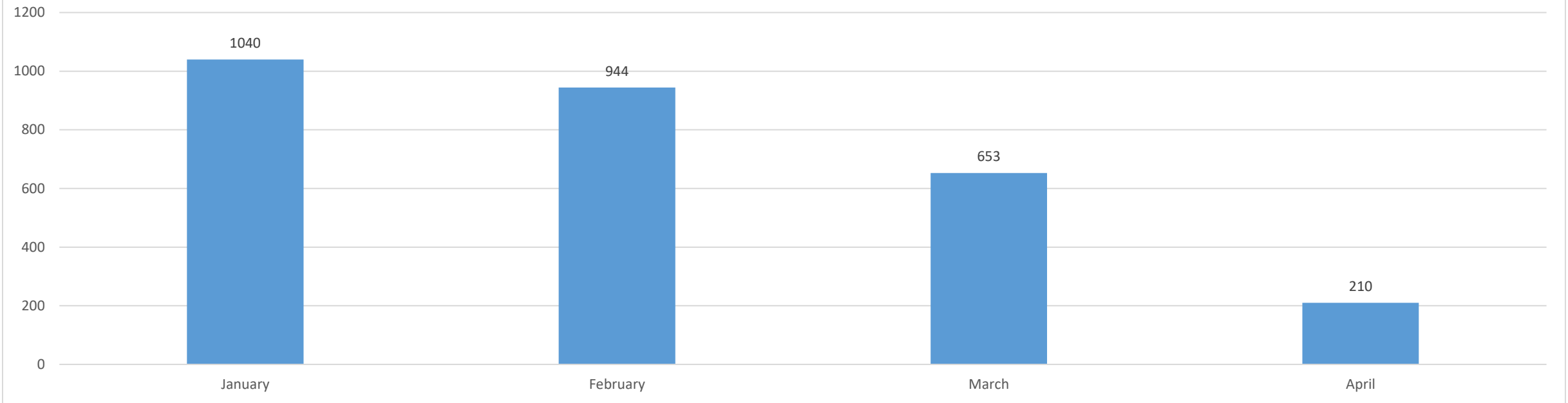
March-April 2020
Daily Boardings Per Route



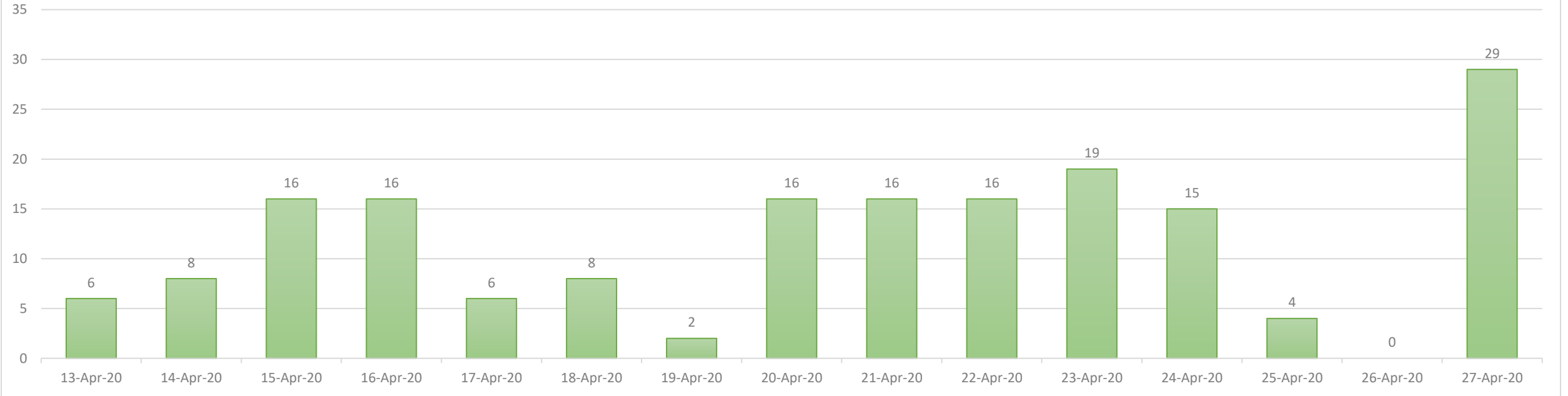
March-April 2020
Total Daily Boardings



Dial-A-Ride Monthly Ridership



TransPort Daily Ridership





PROOF OF INSTALLATION [TransPort: 8189]

INSTALLATION DATE: 04.22.20

of ADS: 3

CAMPAIGN: TransPort service





CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Street Performance Measure 3rd Quarter Report - Fiscal Year 2019/20

SOURCE: Public Works

COMMENT: The purpose of this staff report is to provide City Council with an update on progress made on street reconstruction/rehabilitation, overlay, micro-surfacing, and pothole repair efforts for the 3rd quarter (January, February, March) 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.

City street crews have mainly focused on pothole repair efforts during this 3rd quarter reporting period. The Henderson Avenue (Indiana Street to Jaye Street and Second Street to Plano Street) and Newcomb Street (Olive Avenue to Porter Slough) reconstructions are currently in the bidding process. Main Street reconstruction (Morton Avenue to Olive Avenue), Henderson Avenue rehabilitation (Balmayne Street to Patsy Street), 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 - 3rd Quarter Report
2. Streets Performance Measure - 2nd Quarter Report

Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
2019/2020 Level of Service Report
Prepared By J. Sanchez

3rd QUARTER REPORT - January 1, 2020 - March 31, 2020

[illegible]

3rd QUARTER REPORT - January 1, 2020 - March 31, 2020

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

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



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Building Permit Activity Quarterly Report - Fiscal Year 2019/20 Quarter 3

SOURCE: Public Works

COMMENT: Building Permit Activity – 3rd Quarter Report (January, February, March)

The Building Permit Activity Report (BPAR) presented herein to the City Council covers the months of January, February and March, 2020. The two main categories include new residential permits issued and new commercial permits issued.

3rd Quarter of FY 2019/2020 compared to 3rd Quarter of FY 2018/2019
New residential permits issued during the 3rd quarter of 2019/20 (27) showed a 68.75% increase from the 3rd quarter of 2018/19 (16). New commercial permits issued during the 3rd quarter of 2019/20 (1) also showed an increase from the 3rd quarter of 2018/19 (0).

Year-to-Date (July 2019 to March 2020)
New residential permits issued this fiscal year (113) are up 151% compared to the same period last fiscal year (45). New commercial permits issued this fiscal year (2) showed no change from the same period last fiscal year (2).

RECOMMENDATION: Information Only

ATTACHMENTS:

1. Building Activity Report - January 2020
2. Building Activity Report - February 2020
3. Building Activity Report - March 2020

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 - 1/31/2019 AND
7/1/2019 - 1/31/2020

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	JANUARY 2020	JANUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE	JANUARY 2020	JANUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE	JANUARY 2020	JANUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	12	1	98	30	3,708,290	210,230	30,937,061	7,226,437	38,274.88	1,914	238,299.02	70,433
NEW COMM	1	0	2	2	284,568	0	5,000,000	2,300,000	0.00	0	10,184.00	13,262
RESID IMROV	7	11	67	117	67,200	92,321	640,143	1,299,390	2,485.41	3,999	24,263.88	44,281
COMM IMPROV	0	5	7	40	0	293,250	315,270	4,829,299	0.00	7,176	11,732.00	69,872
OTHER	16	26	205	157	244,875	280,629	2,948,536	2,013,071	4,056.00	4,633	45,184.05	30,734
ELECT	34	27	274	170	420,627	477,175	4,174,599	2,597,243	6,307.00	5,528	52,361.70	32,846
PLUMB	54	61	427	374	49,980	500	367,388	17,400	7,449.00	8,990	56,247.00	52,193
TOTALS	124	131	1080	890	4,775,540	1,354,105	44,667,564	20,282,840	58,572.29	32,240	438,271.65	313,621

	NEW DWELLING UNITS TOTALS			
	JANUARY 2020	JANUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	10	1	95	28
MULTI FAMILY	24	0	150	4
TOTAL	34	1	245	32



CHIEF BUILDING OFFICIAL

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2018 - 2/28/2019 AND
7/1/2019 - 2/29/2020

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	FEBRUARY 2020	FEBRUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE	FEBRUARY 2020	FEBRUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE	FEBRUARY 2020	FEBRUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	7	10	105	40	1,756,205	3,176,905	32,693,266	10,403,342	13,314.08	30,277	251,613.10	100,710
NEW COMM	0	0	2	2	0	0	5,000,000	2,300,000	0.00	0	10,184.00	13,262
RESID IMROV	3	14	70	131	18,200	135,499	658,343	1,434,889	1,584.17	4,463	25,848.05	48,744
COMM IMPROV	0	2	7	42	0	25,000	315,270	4,854,299	0.00	1,657	11,732.00	71,530
OTHER	25	17	205	174	201,543	325,360	3,150,079	2,338,431	5,409.35	4,290	50,593.40	35,024
ELECT	25	24	299	194	273,099	427,314	4,447,698	3,024,557	4,799.00	4,442	57,160.70	37,288
PLUMB	31	28	458	402	51,329	0	418,717	17,400	3,523.00	4,176	59,770	56,369
TOTALS	91	95	1171	985	2,300,376	4,090,078	46,683,373	24,372,918	28,629.60	49,305	466,901.25	362,927

	NEW DWELLING UNITS TOTALS			
	FEBRUARY 2020	FEBRUARY 2019	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	7	8	102	36
MULTI FAMILY	0	8	150	12
TOTAL	7	16	252	48


CHIEF BUILDING OFFICIAL

CITY OF PORTERVILLE - BUILDING DIVISION
REPORT FOR THE PERIODS OF
7/1/2018 - 3/31/2019 AND
7/1/2019 - 3/31/2020

PERMIT	NUMBER OF PERMITS ISSUED				ACTUAL VALUATION OF PERMITS ISSUED				BUILDING FEES TOTALS FOR PERMITS ISSUED			
	MARCH 2020	MARCH 2019	THIS YEAR TO DATE	LAST YEAR TO DATE	MARCH 2020	MARCH 2019	THIS YEAR TO DATE	LAST YEAR TO DATE	MARCH 2020	MARCH 2019	THIS YEAR TO DATE	LAST YEAR TO DATE
NEW RESID	8	5	113	45	2,356,839	1,261,170	35,050,105	11,664,512	20,105.67	10,775	271,718.77	111,485
NEW COMM	0	0	2	2	0	0	5,000,000	2,300,000	0.00	0	10,184.00	13,262
RESID IMROV	8	11	78	142	155,701	238,502	814,044	1,673,391	4,216.00	6,511	30,064.05	55,255
COMM IMPROV	0	8	7	50	0	511,200	315,270	5,365,499	0.00	6,134	11,732.00	77,664
OTHER	25	24	230	198	211,994	238,775	3,362,073	2,577,206	5,518.05	4,554	56,111.45	39,578
ELECT	40	34	339	228	519,959	373,839	4,967,657	3,398,396	8,039.00	6,737	65,199.70	44,025
PLUMB	78	63	536	465	80,897	0	499,614	17,400	11,454.00	10,206	71,224.00	66,575
TOTALS	159	145	1,330	1,130	3,325,390	2,623,486	50,008,763	26,996,404	49,332.72	44,918	516,233.97	407,844

	NEW DWELLING UNITS TOTALS			
	MARCH 2020	MARCH 2019	THIS YEAR TO DATE	LAST YEAR TO DATE
SINGLE FAMILY	6	5	109	41
MULTI FAMILY	8	0	150	12
TOTAL	14	5	259	53



CHIEF BUILDING OFFICIAL



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Porterville Rescue Mission Update

SOURCE: Community Development

COMMENT: On June 18, 2019, City Council adopted Resolution 43-2019, approving Conditional Use Permit (CUP) 2018-041-C for the New Porterville Rescue Mission (Mission) to allow for a Social Services Facility located at 30 S. A Street. 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 until all items had been completed.

In February of 2020, staff presented the bi-annual update as required in the CUP to update the status of improvements. The item was continued as additional information needed to be provided by the Mission in writing.

On March 3, 2020, staff provided the proposed Plan of Action that staff felt was quite aggressive and reported that a realistic timeline would be three (3) to six (6) months before there would be an issuance of a building permit. Their construction project manager indicated that the physical interior improvements would take eight (8) to ten (10) weeks for the interior reconstruction. Staff proposed that the interior remodel permit should be ready for issuance by the July 21, 2020, update report. Council requested an informational item be brought back to council within sixty (60) days.

The building permit for the interior remodel, including exterior ADA accessibility, was submitted on April 10, 2020. Staff has reviewed the permit and provided their denial comments. Some of the comments include the plan set missing the plumbing page and missing the stairs and handrail details; lacking onsite walk connectivity to each door to the public right-of-way and non-compliant ramp at the front door; and provide details for an accessible path around the driveway and the trash enclosure. The plan also showed a new chain link fence. As the project is located within the Downtown district, §202.04(h)(2) of the Porterville Development Ordinance prohibits chain link fencing in front or street-facing yards, and is permitted only in rear and interior side yards that do not abut public and semi-public land uses. This section of code will specifically prohibit chain link along the front and rear of the property. An alternative fence will be required.

At this time, the Mission is complying with the timeline provided to Council on

March 3, 2020. Staff will provide the bi-annual update on July 21, 2020.

RECOMMENDATION: Information Only

ATTACHMENTS: 1. March 3, 2020 Staff Report

Appropriated/Funded:

Review By:

Department Director:

Jenni Byers, Community Development Director

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – MARCH 3, 2020

SUBJECT: Continuation of the New Porterville Rescue Mission Conditional Use Permit Annual Review

SOURCE: Community Development

COMMENT: At its meeting on June 18, 2019, the 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. 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 until all items have been completed.

On February 12, 2020, staff met with representatives from the Mission to receive a timeline of the above noted improvements as well as a list of the current Board of Directors (attachments 1 and 2). The Plan of Action identified by the Mission outlines: a complete set of tenant improvement plans within 2-4 weeks, followed by Title 24 plans with a timeline of 2-4 weeks; after which the plans would be submitted to the City building division for a permit; culminating in approval of the permit and issuance of permit. While staff appreciates the aggressive timeline, experience has shown that permits frequently require more than one submittal and subsequent resubmittal. With diligence, a realistic timeline would therefore be three (3) to six (6) months until issuance.

A discussion followed regarding construction timeframe. It is anticipated by the construction project manager that the physical interior improvements would take eight (8) to ten (10) weeks for the interior reconstruction. At the time of construction, those in the dormitory would be displaced. The Mission is requesting that during the construction timeframe that a fire rated event tent be utilized to temporarily house those displaced by the construction.

As stated in the Conditional Use Permit, staff is to provide Council with an update every six (6) months. Staff would propose that the interior remodel permit be ready for issuance by the July 21, 2020, update report. In the meantime, the Mission proposes to complete the exterior ADA accessibility issues, as well as develop a landscaping plan to provide effective screening (planting to be during a season most likely to ensure plant survival).

RECOMMENDATION: That the City Council provide direction regarding this report.

ATTACHMENTS: 1. Mission Contact List
 2. Mission Plan of Action

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager



Chief Executive Officer

Esther Ramirez
(559)350-9002

Secretary

Rick Amaya
(559)361-9150

Chief Financial Officer

Vacant

Board Member

Cynthia Daly
(559)853-9013

Director

Esther Ramirez

Case Manager

Tracy Parks

Court Advocate

Michelle McCarthy

Kitchen Assistant

Roy Loveall

P.O. Box 2041

Porterville, CA, 93257

Business office (559)782-6379

Email: rescuemission1957@gmail.com

"Conquering hopelessness and despair...one heart at a time"

EIN # 77-0577629

501C-3 # 2353951

Supporter References

Danae Hartsell

559-360 5518

Fred Beltran

559 719 7527

James McFarlin

559 781-3340

Assistant Director

Donovan January

Johnny Ramirez

Program Overseer

Program Advocate

Delbert Teddleton

Groundskeeper

Randy Barnes



P.O. Box 2041
Porterville, CA, 93257
Business office (559)782-6379
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"Conquering hopelessness and despair...one heart at a time"

PLAN OF ACTION

THE NEW PORTERVILLE RESCUE MISSION

30 S. "A" ST; PORTERVILLE, CA. 93257

- PLAN COMPLETION BY DENNIS TOWNSEND 2-4 WEEKS.
- TITLE 24 COMPLETION 2-4 WEEKS.
- PLAN SUBMISSION APPROXIMATELY 4-6 WEEKS.
- UPON APPROVAL, PERMITS WILL BE PULLED.
- DARIN GARRETT, OWNER OF ELAVATED ENERGY AND CONSTRUCTION, WILL BE ASSISTING WITH ORGANIZATION OF CONSTRUCTION. Darin Garrett (559)310-3564.



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: City Council Attendance at Board Meetings - Third Quarter Report - FY 2019-2020

SOURCE: Administrative Services

COMMENT: At its meeting of January 21, 2020, the City Council directed staff to prepare a quarterly report on Council Member attendance at meetings of boards to which Council Members were appointed. This report represents attendance at meetings during the 3rd Quarter FY 2019/2020 (January through March).

RECOMMENDATION: Informational Only

ATTACHMENTS: 1. Council Committee Attendance 3rd Qtr FY 19-20

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

City Council Attendance - FY 2019-2020 Third Quarter Report

Committee/Board	Member/Alternate	JANUARY	FEBRUARY	MARCH
Tulare County Association of Governments/Board	Martha Flores - Member Milt Stowe - Alternate	1/27 P	2/24 P	3/16 P
Tulare County Association of Governments/ Transit Forum	Virginia Gurrola - Member		2/12 A & 2/20 P	
Tulare County Economic Development Corporation ("TCEDC")	Daniel Penaloza - Member John Lollis - Alternate	1/22 P 1/22 P	2/26 A 2/26 P	3/25 P 3/25 P
Tulare County Taskforce on Homelessness	Martha Flores - Member Claudia Calderon - Alternate	1/15 P 1/15 P	2/26 P	3/30 P
Council of Cities	Martha Flores - Member Milt Stowe - Member	1/15 P		
Porterville Area Airport Development Corporation ("PAADA")	Milt Stowe - Member Monte Reyes - Member			
Joint City/School District Committee	Milt Stowe-Member Virginia Gurrola-Member		2/10 P 2/10 P	
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 Michael Knight-Alternate	1/13 A 1/13 P		
Tulare County City Selection Committee	Mayor - City Member Designee - Alternate			
Tulare County Local Agency Formation Commission ("LAFCO")	Martha Flores - Member	1/22 P		3/4 P
PDC Advisory Board	John Lollis - Member Mayor - Alternate			
Internal City Audit Committee	Martha Flores - Member			
San Joaquin Valley Air Pollution Control District ("SJVAPCD") Board	Monte Reyes - Member	1/16 P	2/20 A	3/19 P
San Joaquin Valley Special City Selection Committee	Milt Stowe - Member Monte Reyes - Alternate			
Eastern Tule Groundwater Sustainability Agency JPA	Monte Reyes - Member Michael Knight-Alternate	1/10, 1/17 P 1/10, 1/17 P	2/6 A 2/6 P	3/5 P
2020 Census Local Count Committee	Martha Flores - Member	1/9 P	2/6 P	3/5 P

P= Present

A= Absent

APPOINTMENT OF COUNCIL MEMBERS TO VARIOUS COMMITTEES & BOARDS

Committee/Board	Member/Alternate	Appointment Date	Meeting Information
Tulare County Association of Governments/ Transportation Planning Agency ("TCAG")	Martha Flores - Member Milt Stowe - Alternate	12/13/2016 1/20/2015	Meets monthly; Third Monday; 1:00 PM Meets across the county at member agencies www.tularecog.org
Tulare County Economic Development Corporation ("TCEDC")	Daniel Penaloza - Member John Lollis - Alternate	12/10/2018 1/14/2009	Meets monthly; First Thursday; 7:30 AM Exeter Historical Museum, 125 S. B Street, Exeter www.sequoiavalley.com
Tulare County Taskforce on Homelessness	Martha Flores - Member	12/10/2018	Meets monthly; Third Wednesday; 1:30 PM Tulare County Professional Development Center 4031 W. Noble Avenue, Visalia www.tchhsa.org
Council of Cities	Martha Flores - Member Milt Stowe - Member	12/10/2018 7/1/2014	Meets bi-monthly; Third Wednesday; 3:00 PM Visalia Administration Boardroom, 220 N. Santa Fe Street, Visalia
Porterville Area Airport Development Corporation ("PAADA")	Martha Flores - Member Milt Stowe - Member Monte Reyes - Member	6/4/2019 7/1/2014 12/10/2018	Meets quarterly or as needed. Notification of meetings provided. (Only two members will attend meetings at any given time.)
Joint City/School District Committee	Brian Ward - Member Milt Stowe - Member	7/6/2010 12/10/2018	Meets quarterly or as needed. Notification of meetings provided.
Ad Hoc Committee - Proposition 64 Regulation of Marijuana	Monte Reyes - Member Daniel Penaloza	3/7/2017 12/10/2018	Ad Hoc Committee concerning the consideration of regulating marijuana business activities per Prop 64.
Ad Hoc Committee - Provision of Local Water Services	Brian Ward - Member Daniel Penaloza - Member	7/6/2010 12/10/2018	Ad Hoc Committee to address local water issues. Meets as needed.
Tule River Improvement JPA	Daniel Penaloza - Member Mike Reed - Alternate	12/10/2018 12/13/2016	Meets quarterly; Lower Tule Irrigation District Conference Room, 357 E. Olive Avenue, Tipton

APPOINTMENT OF COUNCIL MEMBERS TO VARIOUS COMMITTEES & BOARDS

Committee/Board	Member/Alternate	Appointment Date	Meeting Information
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APPOINTMENT OF COUNCIL MEMBERS TO VARIOUS COMMITTEES & BOARDS

Committee/Board	Member/Alternate	Appointment Date	Meeting Information
Tulare County City Selection Committee	Mayor - City Member Designee - Alternate		Meets as needed. Notification of meetings provided. Designee may attend in absence of the Mayor
Tulare County Local Agency Formation Commission ("LAFCO")	Vacant* (representing City Councils)		Board of Supervisors Board Room 2800 W. Burrell Avenue, Visalia, First Wed. @ 2 p.m. www.lafco.co.tulare.ca.us/lafco/
PDC Advisory Board	John Lollis - Member Mayor - Alternate	1/14/2009	Meets annually at Porterville Developmental Center 26501 Road 140, Room 59
Internal City Audit Committee	Martha Flores - Member	12/13/2016	Meets as needed in La Barca Conference Room, Porterville City Hall. Notification of meetings provided.
San Joaquin Valley Air Pollution Control District ("SJVAPCD") Board	Monte Reyes - Member		Meets on the third Thursday of each month at 9:00 a.m. at 1990 East Gettysburg Avenue, Fresno, CA.
San Joaquin Valley Special City Selection Committee	Milt Stowe - Member Monte Reyes - Alternate	12/13/2016 12/13/2016	Notification of Meetings provided; Members can attend via video-teleconference in Bakersfield or Fresno District Office.
Eastern Tule Groundwater Sustainability Agency JPA	Monte Reyes - Member Daniel Penaloza - Alternate	12/10/2018 12/10/2018	Meets monthly; First Thursday; 2:00 PM City Hall, 291 N. Main Street, Porterville



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Code Enforcement Quarterly Report

SOURCE: Fire

COMMENT: This informational report utilizes data from the “myPorterville” application for tracking code enforcement activity between January 1 and March 31, 2020. During this 3rd quarter of fiscal year 2019/2020, each City Department contributed toward recording 698 code enforcement issues. Of these, 491 were corrected and 207 were continued into the 4th quarter of 2019/2020 for additional corrective action. The Code Enforcement Division issued 8 Administrative Citations in the quarter.

RECOMMENDATION: Information Only

ATTACHMENTS: 1. Code Enforcement FY 2019-2020 Quarter 3

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

Code Enforcement Report, Quarter 3, FY 19-20

Q3 Code Enforcement Activity	# Requests	# Completed	% Closed
Abandoned Vehicle (Street)	10	10	100.00%
Animal Control Services	1	1	100.00%
Animals- barking dogs	11	11	100.00%
Animals- keeping too many or unauthorized species	4	4	100.00%
Building Department/ Permits	10	1	10.00%
Business License Inquiries	2	0	0.00%
Can Replacement / Repair	9	8	88.89%
CEO, Building permit check	1	1	100.00%
CEO, Business License	2	2	100.00%
CEO, Shopping Carts	64	64	100.00%
CEO, Sign Removal	151	151	100.00%
Code Enforcement, General	39	31	79.49%
Community Development, General or MULTIPLE violations	10	3	30.00%
Engineering	3	1	33.33%
Fences and freestanding walls	1	0	0.00%
Fire Hazard	1	1	100.00%
Garbage Collection/ Illegal Dumping	13	11	84.62%
Graffiti	2	2	100.00%
Health Hazard	8	5	62.50%
Itinerant Vendor, Solicitor, Peddler	1	1	100.00%
Landscaping/trees- private property	11	1	9.09%
Meter Request	61	29	47.54%
Neglected property/trash & debris	7	2	28.57%
Outdoor Storage	3	2	66.67%
Parks	3	3	100.00%
Police/ Traffic Enforcement	25	25	100.00%
Potholes	17	17	100.00%
Report Leak	16	6	37.50%
Sidewalk Condition	1	1	100.00%
Signs- Maintenance Issues	1	0	0.00%
Signs- Temporary	3	1	33.33%
Stop Light Issue	6	6	100.00%
Storm Water	1	0	0.00%
Street Light Issue	2	1	50.00%
Street Sweeping	2	2	100.00%
Vehicles- cars for sale	1	1	100.00%
Vehicles- inoperable vehicles	34	25	73.53%
Vehicles- Parked on lawn	4	1	25.00%
Vehicles- RVs/boats/etc	18	8	44.44%

Administrative Citations	Q1	Q2	Q3	Q4	Total
\$100	14	17	6		\$3,700
\$200	2	1	1		\$800
\$500	3	8	1		\$6,000
\$1,000	4	0	0		\$4,000
\$1,500	14	1	0		\$22,500
FY 19-20 Total Assesment	37	27	8		\$37,000

Shopping Carts	Q1	Q2	Q3	Q4	Total
Collected	62	97	158		317
Disposed (Lbs.)	0	0	1980		1980

Private Property Vehicle Abatements	Q1	Q2	Q3	Q4	Total
Voluntary Abatement	44	32	41		117
Certified Voluntary Abatement	0	1	0		1
Towed	4	2	6		12
Total Vehicles Abated	48	35	47		130

Weed Abatement	Q1	Q2	Q3	Q4	Total
Properties Noticed	51	17	1680		1748
Completed by Owner	214	15	12		241
Assigned to Contractor (private)	1	0	0		1
Assigned to Contractor (city owned)	1	0	0		1
Completed by Contractor	16	0	0		16
Admin Citations	9	1	0		10

Code Enforcement Report, Quarter 3, FY 19-20

Water Waste	9	7	77.78%
Water Waste Admin Cite	2	2	100.00%
Water Waste NOV	112	31	27.68%
Weed Abatement	16	12	75.00%
Q3 Total	698	491	70.34%



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Commission & Committee Attendance - FY 2019-2020 Third Quarter (January - March)

SOURCE: Administrative Services

COMMENT: Staff herein provides for the City Council's information attendance reports as of the Third Quarter FY 2019 - 2020 for the following City Commission 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 Attendance
 2. Arts Commission Attendance
 3. Library & Literacy Commission Attendance
 4. Parks & Leisure Services Commission Attendance
 5. Transactions and Use Tax Oversight Committee Attendance
 6. CDBG Citizens Advisory Attendance

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

**Animal Control Commission
Attendance Records**

5-May-20

	2020 14-Jan	2020 25-Feb	2020 11-Mar	2020	2020	2020	2020	Notes:
Florenza Pizanis	P	P	A					
Jerry Hall	P	A	P					
Kathy Guinn	P	P	P					Term expires 9/2022
Kat Harris	A	P	P					
Vacant								

*Meeting cancelled due to lack of quorum.

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

	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	
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	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.	<i>Resigned 12/15/14.</i>
Shawn Schwartzenberger	P	P	P	P	P	P	P	

* No meeting was held due to lack of quorum.

**Arts Commission
Attendance Records**

31-Mar-20

	2019 28-Aug	2019 25-Sep	2019 23-Oct	2019 27-Nov	2019 25-Dec	2020 22-Jan	2020 4-Mar	2020 24-Mar	
Donna Serna	A*	**	A	**	**	**		**	
Kyree Perkins	P*	**	P	**	**	**	P	**	
Emily Luna	P*	**	P	**	**	**	P	**	
Diego Monterrubio	A*	**	A	**	**	**		**	
David Mason			P	**	**	**	P	**	
(Student) vacancy									

* 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: March 31, 2019

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

 = Summer Hiatus

	2020 Jan 14	2020 Feb 11	2020 Mar 10	2020 Apr	2020 May	2020 June	2020 July	2020 Aug	2020 Sept	2020 Oct	
Catherine May	P	E	P								
Esther Figueroa	P	P	P								
Edith La Vonne	P	P	P								
Jennifer Biagio	P	P	P								
Patience Christenson	P	E	P								
Kim Baumgardner	P	P	P								
Susan Uptain	P	P	P								
Leslie Pelon	P	P	P								

	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		

LIBRARY & LITERACY COMMISSION - Attendance Record
P = Present; A = Absent; E = Excused absence; T = Tardy

As of: March 31, 2019

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	P	P	P			
Diane Graybehl	**	**	P	P	P	P	E	P	P			
Kieran Daly	**	**	P	E	P	P	P	P	A			
Janet Uresti	**	**	P	P	P	P	P	P	P			
Tom Fiormonti					P	P	P	P	P			
Jason Gurrola					P	P	P	P	E			
Jason Pommier					P	E	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

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	3	7	4	1	6						
Rocco Calantone	**	P	P	P	P	P	P	P	A	P	P	P
Monte Moore	**	P	P	P								
Leticia Lupio-Devine	**	P	A	P								
Rick Vafeades	**	P	P	P								
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					P	P	P	P	P	P	P	P
Diane Graybehl					A	P	P	P	P	P	A	P
Kieran Daly					P	P	P	P	P	A	A	P
Janet Uresti					P	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: March 31, 2020

	2018 13-Nov	2019 9-Jan	2019 12-Feb	2019 28-May	2019 27-Aug	2019 6-Nov	2020 26-Feb	
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	*	

* Meeting cancelled

	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: March 31, 2020

Committee Member	Reg. Mtg 3/4/2020	Reg. Mtg	Reg. Mtg	Reg. Mtg	Reg. Mtg
Pat Contreras	P				
Linda Mendez	P				
Grace Munoz-Rios	P				
Doug Heusdens	A				
Rebecca Vigil	A				
Kelle Jo Lowe	P				
Maria Gonzalez	P				

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 – MAY 5, 2020

SUBJECT: Purchase of Three Rapid Intervention Team Rescue Bags

SOURCE: Fire

COMMENT: The Fire Department maintains three (3) Rapid Intervention Team (RIT) rescue bags for use during firefighter mayday rescues. This provides a RIT bag on each frontline engine. Ideally, these RIT bags are never used, but to maintain the integrity of the equipment, they must nevertheless be replaced about every ten (10) years.

The RIT bags currently in use by the Department are nearing the end of their useful life, and have been identified for replacement through the Department's Equipment Replacement fund. The Department requested three (3) quotes and received three (3) responsive bids as follows:

All Star Equipment Inc \$13,082.40
Cascade Fire Equipment Co. \$14,073.59
Municipal Emergency Services \$14,437.39

All Star Equipment provided the lowest responsive bid of \$13,082.40, to replace all three (3) RIT bags, including an air cylinder to provide oxygen to the firefighter being rescued. Funds are available in the Equipment Replacement Fund.

RECOMMENDATION: That the City Council authorize the purchase of three (3) rapid intervention team rescue bags from All Star Equipment in the amount of \$13,082.40.

ATTACHMENTS:

1. All Star RIT Bag Quote
2. Cascade RIT Bag Quote
3. MES RIT Bag Quote

Appropriated/Funded:

Review By:
Department Director:

Final Approver: John Lollis, City Manager



Sales Quote

12328 Lower Azusa Road
Arcadia, California 91006
Phone 626-652-0900 Fax 626-652-0920

March 12, 2020

To: Porterville FD
Attn: Sabrina Barrios
E-Mail: sbarrios@ci.porterville.ca.us

Quote Valid till 12-30-20

Per your request, we are pleased to quote on the following.

Qty		Unit	Description	Price	Extension
3		Ea	Scott - p/n 200954-12 / RIT Pack III, 4500 psig Air Source Kit with Carrying Bag, Shoulder Strap, 6' EBSS with Rectus Fittings, 5' RIC Hose, Rit-Pak Facepiece, EZ-Flo Regulator (Less Cylinder)	\$2,821.00	\$8,463.00
3		Ea	Scott - p/n 804723-01 / Cylinder, 4500 psig, 60 Minute, with CGA Valve Assembly	\$1,170.58	\$3,511.74
Terms:			Net 30		
FOB:			Destination (Pricing & Free Shipping on complete Order only)		
Delivery:			3-4 Weeks ARO or Sooner		
				Subtotal	\$11,974.74
				9.250%	\$1,107.66
				S&H	\$0.00
				Total	\$13,082.40

Rene Reyes
rener@allstarfire.com



CASCADE FIRE
EQUIPMENT COMPANY

P.O. BOX 4248 • MEDFORD, OREGON 97501
(800) 654-7049 • (541) 779-0394 • Fax (541) 779-8847
sales@cascadefire.com • www.cascadefire.com

QUOTE

ACCOUNT 0001373

SOLD TO PORTERVILLE, CITY OF
FINANCE DEPARTMENT
291 NORTH MAIN STREET
PORTERVILLE CA 93257-

SHIP TO PORTERVILLE, CITY OF
40 W CLEVELAND AVE

PORTERVILLE CA 93257-

ORDER DATE	SHIP DATE	ORDER NO.	SALESPERSON	TAKEN BY	SHIP VIA	PAY TYPE	CUST P.O.
03/02/20		095989	3	Don	UPS GROUND	Net 30	

LINE	ORD QTY	SHIP QTY	BO QTY	UNIT	PROD	DESCRIPTION	UNIT PRICE	EXT PRICE
1	3			EA	SC200954-02	RIT-PAK III W/MASK®. 4.5	2999.00	8997.00
3	3			EA	SC804723-01	60 MIN. CYLINDER CARBON 4500	1295.00	3885.00

TOTAL FREIGHT	TOTAL MISC	TOTAL TAX	TOTAL
0.00	0.00	1191.59	14073.59

* FREIGHT IS PAID



4343 Viewridge Ave.
Suite A
San Diego, CA 92123

Quote

Date 03/02/2020
Quote # QT1343486
Expires 04/01/2020
Sales Rep Kramer, Douglas S
PO #
Shipping Method FedEx Ground

Bill To

PORTERVILLE FIRE DEPARTMENT
40 W CLEVELAND AVE
PORTERVILLE CA 93257-3649
United States

Ship To

PORTERVILLE FIRE DEPARTMENT
40 W CLEVELAND AVE
PORTERVILLE CA 93257-3649
United States

Item	Alt. Item #	Units	Description	QTY	Unit Sales Pri...	Amount
200954-02			RIT-PAK III ASSY, 4500 PSI Hansen Fitting with Mask and Regulator	3	3,100.00	9,300.00
804723-01			(HM) CYL&VLV CARBON 60	3	1,305.00	3,915.00

Subtotal	13,215.00
Shipping Cost (FedEx Ground)	0.00
Tax Total	1,222.39
Total	\$14,437.39

This Quotation is subject to any applicable sales tax and shipping & handling charges that may apply. Tax and shipping charges are considered estimated and will be recalculated at the time of shipment to ensure they take into account the most current local tax information.

All returns must be processed within 30 days of receipt and require a return authorization number and are subject to a restocking fee.

Custom orders are not returnable. Effective tax rate will be applicable at the time of invoice.



QT1343486



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Purchase of "Jaws of Life" Extrication Unit

SOURCE: Fire

COMMENT: The Fire Department maintains three (3) extrication units, commonly known as the "Jaws of Life" to provide one (1) such unit on each frontline engine. The Department is working to shift from the older model of hydraulic extrication unit to newer technology "E-draulic" units. These E-draulic units run on battery packs, and provide faster extrication of injured victims of traffic accidents, while also providing a safer system for the firefighter operating it. Jaws of Life, whether hydraulic or E-draulic, have a typical useful lifespan of 10-15 years.

In 2017, the Department was awarded a federal Homeland Security Grant, which allowed replacement of the oldest of the extrication units with its first E-draulic unit. At this time, another of the extrication units is nearing the end of its useful lifespan and is in need of replacement. As no grant funds are currently available for such a purchase, the Department has identified available funds in its Equipment Replacement account. The manufacturer of the extrication units, Hurst, has two (2) licensed vendors in California, both of which are LN Curtis. As such, this is a sole-source purchase.

RECOMMENDATION: That the City Council authorize the purchase of a Hurst E-draulic rescue equipment from L.N. Curtis in the amount of \$36,175.13.

ATTACHMENTS:

1. 2020 Dealer Verification Letter - LN Curtis
2. LN Curtis Jaws of Life Quote

Appropriated/Funded:

Review By:
Department Director:

Final Approver: John Lollis, City Manager



HURST Jaws of Life, Inc.
711 North Post Road
Shelby, NC 28150
www.jawsoflife.com



Dinglee
Hurst
Lukas
Vetter

March 13, 2020

Porterville Fire Department
40 W. Cleveland Ave
Porterville, CA 93257

This will confirm that, as of the date hereof, the following Hurst Jaws of Life® dealer is the only Hurst® dealer whose sales territory for Hurst Low Pressure (5,000 PSI), Hurst High Pressure (10,000 PSI) and Hurst eDRAULIC® rescue equipment includes the State of California.

L. N. Curtis & Sons
Oakland, CA 94607
Phone Number: 1-800-443-3556
Fax Number: 501-839-5111

L. N. Curtis & Sons
La Mirada, CA 90638
Phone Number: 1-866-557-0254
Fax Number: 323-780-1484

Thank you for your interest in our rescue equipment. Feel free to contact us at 1-800-537-2659 or 704-487-6961 should you have any further questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Canon", written over a light blue horizontal line.

Mike Canon
Vice President of Sales
Hurst Jaws of Life, Inc.

tar

Cc: Eric Sanders, Western Regional Sales Manager, Hurst Jaws of Life, Inc.

Ph: 510-839-5111
 TF: 800-443-3556
 Fax: 510-839-5325
oaksales@lncurtis.com
 DUNS#: 00-922-4163



Pacific North Division
 185 Lennon Lane Suite 110
 Walnut Creek, CA 94598
www.LNCURTIS.com
 Quotation No. 151763

Quotation

CUSTOMER:

Porterville City Fire
 Department
 291 North Main Street
 Porterville CA 93257

SHIP TO:

Porterville City Fire Department
 Attn: Shannon Skiles
 40 West Cleveland Avenue
 Porterville CA 93257

QUOTATION NO.

151763

ISSUED DATE

04/28/2020

EXPIRATION DATE

06/27/2020

SALESPERSON

Chris Parano
cparano@lncurtis.com
 559-301-5156

CUSTOMER SERVICE REP

Chris Parano
cparano@lncurtis.com
 559-301-5156

REQUISITION NO.
REQUESTING PARTY

AARON BRUNELLE

CUSTOMER NO.

C36150

TERMS

Net 30

OFFER CLASS

FR

F.O.B.

DEST

SHIP VIA

Best Way

DELIVERY REQ. BY
NOTES & DISCLAIMERS

THANK YOU FOR THIS OPPORTUNITY TO QUOTE. WE ARE PLEASED TO OFFER REQUESTED ITEMS AS FOLLOWS. IF YOU HAVE ANY QUESTIONS, NEED ADDITIONAL INFORMATION, OR WOULD LIKE TO PLACE AN ORDER, PLEASE CONTACT YOUR SALESPERSON OR CUSTOMER SERVICE REP AS NOTED ABOVE.

TRANSPORTATION IS INCLUDED IN BELOW PRICING.

LN	QTY	UNIT	PART NUMBER	DESCRIPTION	UNIT PRICE	TOTAL PRICE
1	1	EA	272788000 HURST	S 788E2 EDRAULIC CUTTER PACKAGE, CONSISTING OF: 1- S 788E2 CUTTER 1- 110V CHARGER 2- EXL BATTERIES	\$11,257.50	\$11,257.50
2	1	EA	271555000 HURST	SP555E2 EDRAULIC 2 28" SPREADER PACKAGE - CONSISTING OF: 1 - SP555E2 SPREADER 1- 110V CHARGER 2- EXL BATTERIES	\$12,430.75	\$12,430.75
3	1	EA	274085000 HURST	R421E EDRAULIC 2 RAM PACKAGE- CONSISTING OF 1- R421E2 RAM 1- 110V CHARGER 2- EXL BATTERIES .	\$8,702.00	\$8,702.00
4	1	EA	272085412 HURST	110V POWER SUPPLY ADPTR PLUG F/ EDRAULIC 2	\$722.00	\$722.00

Ph: 510-839-5111
TF: 800-443-3556
Fax: 510-839-5325
oaksales@lncurtis.com
DUNS#: 00-922-4163



Pacific North Division
185 Lennon Lane Suite 110
Walnut Creek, CA 94598
www.LNCURTIS.com
Quotation No. 151763

LN	QTY	UNIT	PART NUMBER	DESCRIPTION	UNIT PRICE	TOTAL PRICE
----	-----	------	-------------	-------------	------------	-------------

DUNS NUMBER: 009224163
SIC CODE: 5099
FEDERAL TAX ID: 94-1214350

THIS PRICING REMAINS FIRM UNTIL 06/27/2020. CONTACT US FOR UPDATED PRICING AFTER THIS DATE.

Subtotal	\$33,112.25
Tax Total	\$3,062.88
Transportation	\$0.00

Total	\$36,175.13
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[View Terms of Sale and Return Policy](#)



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Purchase 25 Self-Contained Breathing Apparatus (SCBA) and Associated Equipment with an Assistance to Firefighter Grant (AFG)

SOURCE: Fire

COMMENT: The Self-Contained Breathing Apparatus (SCBA) currently maintained by the Fire Department are aging and most are nearing their useful life expectancy of 10 to 15 years. The Fire Department applied for and was awarded a highly-competitive federal Assistance to Firefighter's Grant (AFG) in the amount of \$180,211.81 to support acquisition of twenty-five (25) SCBA units and associated equipment. The grant requires a 10% local match of \$18,021.19, which is available from the Fire Department's Equipment Replacement Fund.

The purchase of the 25 SCBA units would also include the purchase of fifty (50) supplemental cylinders, to allow three (3) cylinders per pack. Additionally, this purchase would include sixty (60) face masks, which are not included with the SCBA units. Each firefighter is issued one (1) mask, and they are individually fit to each firefighter to ensure the most efficient and safe fit.

Upon notification that the City had been awarded the AFG grant, staff requested three (3) bids to purchase the necessary equipment. Staff received three (3) responsive bids from the following vendors:

All Star Equipment Inc. \$200,896.55
Cascade Fire Equipment Co. \$218,418.06
Municipal Emergency Services \$243,201.43

In order to purchase the complete array of equipment outlined above from the lowest responsible bidder, All Star Equipment, the grant and match must be supplemented by \$2,663.55. These additional funds are also available from the Fire Department Equipment Replacement fund.

The receipt of this grant allows the one-time replacement of a cache of costly equipment at minimal expense to the City, and provides an opportunity to plan for such needs in the future, in the event such grants may not be available.

RECOMMENDATION: That the City Council authorize the purchase of twenty-five (25) SCBA units plus associated equipment from All Star Equipment, Inc., in the amount of \$200,896.55.

ATTACHMENTS:

1. Grant Award Package
2. All-Star Equipment Quote
3. Cascade Quote
4. MES Quote

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

Award Letter

U.S. Department of Homeland Security
Washington, D.C. 20472

Chris Pisani
PORTERVILLE, CITY OF
291 NORTH MAIN STREET
PORTERVILLE, CA 93257



EMW-2018-FO-02171

Dear Chris Pisani,

Congratulations on behalf of the Department of Homeland Security. Your application submitted for the Fiscal Year (FY) 2018 Assistance to Firefighters Grant (AFG) funding opportunity has been approved in the amount of \$180,211.81 in Federal funding. As a condition of this grant, you are required to contribute non-Federal funds equal to or greater than 10.00 percent of the Federal funds awarded, or \$ 18,021.19 for a total approved budget of \$ 198,233.00 . Please see the FY 2018 AFG Notice of Funding Opportunity for information on how to meet this cost share requirement.

Before you request and receive any of the Federal funds awarded to you, you must establish acceptance of the award through the FEMA Grants Outcomes (FEMA GO) system. By accepting this award, you acknowledge that the terms of the following documents are incorporated into the terms of your award:

- Summary Award Memo - included in this document
- Agreement Articles - included in this document
- Obligating Document - included in this document
- 2018 AFG Notice of Funding Opportunity (NOFO) - incorporated by reference

Please make sure you read, understand, and maintain a copy of these documents in your official file for this award.

Sincerely,

A handwritten signature in blue ink, which appears to read "Bridget Bean".

Bridget Bean
Acting Assistant Administrator
Grant Programs Directorate

Summary Award Memo

Program: Fiscal Year 2018 Assistance to Firefighters Grant

Recipient: PORTERVILLE, CITY OF

DUNS number: 030969406

Award number: EMW-2018-FO-02171

Summary description of award

The purpose of the Assistance to Firefighters Grant program is to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards. After careful consideration, FEMA has determined that the recipient's project or projects submitted as part of the recipient's application and detailed in the project narrative as well as the request details section of the application - including budget information - was consistent with the Assistance to Firefighters Grant Program's purpose and was worthy of award.

Except as otherwise approved as noted in this award, the information you provided in your application for FY2018 Assistance to Firefighters Grants funding is incorporated into the terms and conditions of this award. This includes any documents submitted as part of the application.

Amount awarded

The amount of the award is detailed in the attached Obligating Document for Award. The following are the budgeted estimates for object classes for this award (including Federal share plus your cost share, if applicable):

Object Class	Total
Personnel	\$0.00
Fringe Benefits	\$0.00
Travel	\$0.00
Equipment	\$183,125.00
Supplies	\$0.00
Contractual	\$0.00
Construction	\$0.00
Other	\$15,108.00
Federal	\$180,211.81
Non-Federal	\$18,021.19
Total	\$198,233.00

Approved scope of work

After review of your application, FEMA has approved the below scope of work. Justifications are provided for any differences between the scope of work in the original application and the approved scope of work under this award. You must submit scope or budget revision requests for FEMA's prior approval, via an amendment request, as appropriate per 2 C.F.R. § 200.308 and the FY2018 AFG NOFO.

Approved request details:

Personal Protective Equipment

SCBA: SCBA Unit includes: Harness/Backpack, Face Piece and 2 cylinders

DESCRIPTION

SCBA unit including, 2 cylinders and face piece

QUANTITY

25

UNIT PRICE

\$6,800.00

TOTAL

\$170,000.00

BUDGET CLASS

Equipment

Face Pieces (not associated with SCBA requests)

DESCRIPTION

face pieces

QUANTITY

35

UNIT PRICE

\$375.00

TOTAL

\$13,125.00

BUDGET CLASS

Equipment

Additional Funding

DESCRIPTION

State Tax: \$15108 California required 8.25% state sales tax

Amount

\$15,108.00

BUDGET CLASS

Other

Agreement Articles

Program: Fiscal Year 2018 Assistance to Firefighters Grant

Recipient: PORTERVILLE, CITY OF

DUNS number: 030969406

Award number: EMW-2018-FO-02171

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Article 1 Assurances, Administrative Requirements, Cost Principles, Representations and Certifications

DHS financial assistance recipients must complete either the Office of Management and Budget(OMB) Standard Form 424B Assurances - Non-Construction Programs, or OMB Standard Form 424D Assurances -Construction Programs as applicable. Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office (DHS FAO) may require applicants to certify additional assurances. Applicants are required to fill out the assurances applicable to their program as instructed by the awarding agency. Please contact the DHS FAO if you have any questions. DHS financial assistance recipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at Title 2, Code of Federal Regulations(C.F.R) Part 200, and adopted by DHS at 2 C.F.R. Part 3002.

Article 2 DHS Specific Acknowledgements and Assurances

All recipients, subrecipients, successors, transferees, and assignees must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff. 1. Recipients must cooperate with any compliance reviews or compliance investigations conducted by DHS. 2. Recipients must give DHS access to, and the right to examine and copy, records, accounts, and other documents and sources of information related to the federal financial assistance award and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance. 3. Recipients must submit timely, complete, and accurate reports to the appropriate DHS officials and maintain appropriate backup documentation to support the reports. 4. Recipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance. 5. Recipients of federal financial assistance from DHS must complete the DHS Civil Rights Evaluation Tool within thirty (30) days of receipt of the Notice of Award or, for State Administering Agencies, thirty (30) days from receipt of the DHS Civil Rights Evaluation Tool from DHS or its awarding component agency. Recipients are required to provide this information once every two (2) years, not every time an award is made. After the initial submission for the first award under which this term applies, recipients are only required to submit updates every two years, not every time a grant is awarded. Recipients should submit the completed tool, including supporting materials to CivilRightsEvaluation@hq.dhs.gov. This tool clarifies the civil rights obligations and related reporting requirements contained in the DHS Standard Terms and Conditions. Subrecipients are not required to complete and submit this tool to DHS. The evaluation tool can be found at <https://www.dhs.gov/publication/dhs-civil-rights-evaluation-tool>. .

Article 3 Acknowledgement of Federal Funding from DHS

Recipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposals, bid invitations, and other documents describing projects or programs funded in whole or in part with federal funds.

Article 4	Activities Conducted Abroad Recipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.
Article 5	Age Discrimination Act of 1975 Recipients must comply with the requirements of the Age Discrimination Act of 1975, Pub. L. No. 94-135 (1975) (codified as amended at Title 42, U.S. Code, § 6101 et seq.), which prohibits discrimination on the basis of age in any program or activity receiving federal financial assistance.
Article 6	Americans with Disabilities Act of 1990 Recipients must comply with the requirements of Titles I, II, and III of the Americans with Disabilities Act, Pub. L. No. 101-336 (1990) (codified as amended at 42 U.S.C. §§ 12101–12213), which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities.
Article 7	Best Practices for Collection and Use of Personally Identifiable Information (PII) Recipients who collect PII are required to have a publically-available privacy policy that describes standards on the usage and maintenance of PII they collect. DHS defines personally identifiable information (PII) as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Recipients may also find the DHS Privacy Impact Assessments: Privacy Guidance and Privacy template as useful resources respectively.
Article 8	Civil Rights Act of 1964 – Title VI Recipients must comply with the requirements of Title VI of the Civil Rights Act of 1964 (codified as amended at 42 U.S.C. § 2000d et seq.), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. DHS implementing regulations for the Act are found at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.

Article 9 Civil Rights Act of 1968

Recipients must comply with Title VIII of the Civil Rights Act of 1968, Pub. L. No. 90-284, as amended through Pub. L. 113-4, which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (See 42 U.S.C. § 3601 et seq.), as implemented by the Department of Housing and Urban Development at 24 C.F.R. Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units—i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)—be designed and constructed with certain accessible features. (See 24 C.F.R. Part 100, Subpart D)

Article 10 Copyright

Recipients must affix the applicable copyright notices of 17 U.S.C. §§ 401 or 402 and an acknowledgement of U.S. Government sponsorship (including the award number) to any work first produced under federal financial assistance awards.

Article 11 Debarment and Suspension

Recipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders (E.O.) 12549 and 12689, and 2 C.F.R. Part 180 as adopted by DHS at 2 C.F.R. Part 3000. These regulations restrict federal financial assistance awards, subawards, and contracts with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

Article 12 Drug-Free Workplace Regulations

Recipients must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the recipient is an individual) of 2 C.F.R. Part 3001, which adopts the Government-wide implementation (2 C.F.R. Part 182) of sec. 5152-5158 of the Drug-Free Workplace Act of 1988 (41 U.S.C. 8101).

Article 13 Duplication of Benefits

Any cost allocable to a particular federal financial assistance award provided for in 2 C.F.R. Part 200, Subpart E may not be charged to other federal financial assistance awards to overcome fund deficiencies, to avoid restrictions imposed by federal statutes, regulations, or federal financial assistance award terms and conditions, or for other reasons. However, these prohibitions would not preclude recipients from shifting costs that are allowable under two or more awards in accordance with existing federal statutes, regulations, or the federal financial assistance award terms and conditions.

Article 14 Education Amendments of 1972 (Equal Opportunity in Education Act) – Title IX

Recipients must comply with the requirements of Title IX of the Education Amendments of 1972 Pub. L. No. 92-318 (1972) (codified as amended at 20 U.S.C. § 1681 et seq.), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving federal financial assistance. DHS implementing regulations are codified at 6 C.F.R. Part 17 and 44 C.F.R. Part 19.

Article 15 Energy Policy and Conservation Act

Recipients must comply with the requirements of The Energy Policy and Conservation Act Pub. L. No. 94- 163 (1975) (codified as amended at 42 U.S.C. § 6201 et seq.), which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.

Article 16 False Claims Act and Program Fraud Civil Remedies

Recipients must comply with the requirements of The False Claims Act, 31 U.S.C. § 3729-3733, which prohibits the submission of false or fraudulent claims for payment to the federal government. (See 31 U.S.C. § 3801-3812 which details the administrative remedies for false claims and statements made.

Article 17 Federal Debt Status

All recipients are required to be non-delinquent in their repayment of any federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. (See OMB Circular A-129.)

Article 18 Federal Leadership on Reducing Text Messaging while Driving

Recipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in E.O. 13513, including conducting initiatives described in Section 3(a) of the Order when on official government business or when performing any work for or on behalf of the federal government.

Article 19 Fly America Act of 1974

Recipients must comply with Preference for U.S. Flag Air Carriers (air carriers holding certificates under 49 U.S.C. § 41102) for international air transportation of people and property to the extent that such service is available, in accordance with the International Air Transportation Fair Competitive Practices Act of 1974, 49 U.S.C. § 40118, and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

Article 20 Hotel and Motel Fire Safety Act of 1990

In accordance with Section 6 of the Hotel and Motel Fire Safety Act of 1990, 15 U.S.C. § 2225a, recipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with federal funds complies with the fire prevention and control guidelines of the Federal Fire Prevention and Control Act of 1974, codified as amended at 15 U.S.C. § 2225.

Article 21 Limited English Proficiency (Civil Rights Act of 1964, Title VI)

Recipients must comply with the Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq.) prohibition against discrimination on the basis of national origin, which requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance <https://www.dhs.gov/guidancepublished-help-department-supported-organizations-provide-meaningfulaccess-people-limited> and additional resources on <http://www.lep.gov>.

Article 22 Lobbying Prohibitions

Recipients must comply with 31 U.S.C. § 1352, which provides that none of the funds provided under a federal financial assistance award may be expended by the recipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any federal action related to a federal award or contract, including any extension, continuation, renewal, amendment, or modification.

Article 23 National Environmental Policy Act

Recipients must comply with the requirements of the National Environmental Policy Act of 1969, Pub. L. No. 91-190 (1970) (codified as amended at 42 U.S.C. § 4321 et seq.) (NEPA) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which requires recipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

Article 24 Nondiscrimination in Matters Pertaining to Faith-Based Organizations

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Recipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statutes, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.

Article 25 Non-supplanting Requirement

Recipients receiving federal financial assistance awards made under programs that prohibit supplanting by law must ensure that federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-federal sources.

Article 26 Notice of Funding Opportunity Requirements

All of the instructions, guidance, limitations, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this program are incorporated hereby reference in the award terms and conditions. All recipients must comply with any such requirements set forth in the program NOFO.

Article 27 Patents and Intellectual Property Rights

Unless otherwise provided by law, recipients are subject to the Bayh-Dole Act, 35 U.S.C. § 200 et seq. Recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from federal financial assistance awards located at 37 C.F.R. Part 401 and the standard patent rights clause located at 37 C.F.R. § 401.14.

Article 28 Procurement of Recovered Materials

States, political subdivisions of states, and their contractors must comply with Section 6002 of the Solid Waste Disposal Act, Pub. L. No. 89-272 (1965) (codified as amended by the Resource Conservation and Recovery Act, 42 U.S.C. § 6962. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

Article 29 Rehabilitation Act of 1973

Recipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, Pub. L. No. 93-112 (1973) (codified as amended at 29 U.S.C. § 794), which provides that no otherwise qualified handicapped individuals in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.

Article 30 Reporting of Matters Related to Recipient Integrity and Performance

If the total value of the recipient's currently active grants, cooperative agreements, and procurement contracts from all federal assistance offices exceeds \$10,000,000 for any period of time during the period of performance of this federal financial assistance award, the recipient must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at 2 C.F.R. Part 200, Appendix XII, the full text of which is incorporated here by reference in the award terms and conditions.

Article 31 Reporting Subawards and Executive Compensation

Recipients are required to comply with the requirements set forth in the government-wide Award Term on Reporting Subawards and Executive Compensation located at 2 C.F.R. Part 170, Appendix A, the full text of which is incorporated here by reference in the award terms and conditions.

Article 32 SAFECOM

Recipients receiving federal financial assistance awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

Article 33 Terrorist Financing

Recipients must comply with E.O. 13224 and U.S. laws that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. Recipients are legally responsible to ensure compliance with the Order and laws.

Article 34 Trafficking Victims Protection Act of 2000

Recipients must comply with the requirements of the government-wide financial assistance award term which implements Section 106(g) of the Trafficking Victims Protection Act of 2000, (TVPA) codified as amended by 22 U.S.C. § 7104. The award term is located at 2 C.F.R. § 175.15, the full text of which is incorporated here by reference.

Article 35 Universal Identifier and System of Award Management (SAM)

Recipients are required to comply with the requirements set forth in the government-wide financial assistance award term regarding the System for Award Management and Universal Identifier Requirements located at 2 C.F.R. Part 25, Appendix A, the full text of which is incorporated here by reference.

Article 36 USA Patriot Act of 2001

Recipients must comply with requirements of Section 817 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (USA PATRIOT Act), which amends 18 U.S.C. §§ 175–175c.

Article 37 Use of DHS Seal, Logo and Flags

Recipients must obtain permission from their DHS FAO prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

Article 38 Whistleblower Protection Act

Recipients must comply with the statutory requirements for whistleblower protections (if applicable) at 10 U.S.C § 2409, 41 U.S.C. 4712, and 10 U.S.C. § 2324, 41 U.S.C. §§ 4304 and 4310.

Article 39 Acceptance of Post Award Changes

In the event FEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. Please call the FEMA/GMD Call Center at (866) 927-5646 or via e-mail to ASK-GMD@dhs.gov if you have any questions.

Article 40 Prior Approval for Modification of Approved Budget

Before making any change to the DHS/FEMA approved budget for this award, you must request prior written approval from DHS/FEMA where required by 2 C.F.R. § 200.308. DHS/FEMA is also utilizing its discretion to impose an additional restriction under 2 C.F.R. § 200.308(e) regarding the transfer of funds among direct cost categories, programs, functions, or activities. Therefore, for awards with an approved budget where the Federal share is greater than the simplified acquisition threshold (currently \$250,000), you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from DHS/FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget DHS/FEMA last approved. You must report any deviations from your DHS/FEMA approved budget in the first Federal Financial Report (SF-425) you submit following any budget deviation, regardless of whether the budget deviation requires prior written approval.

Article 41 Disposition of Equipment Acquired Under the Federal Award

When original or replacement equipment acquired under this award by the recipient or its subrecipients is no longer needed for the original project or program or for other activities currently or previously supported by DHS/FEMA, you must request instructions from DHS/FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. § 200.313.

Article 42 Environmental Planning and Historic Preservation

DHS/FEMA funded activities that may require an EHP review are subject to FEMA's Environmental Planning and Historic Preservation (EHP) review process. This review does not address all Federal, state, and local requirements. Acceptance of Federal funding requires recipient to comply with all Federal, state and local laws. Failure to obtain all appropriate federal, state and local environmental permits and clearances may jeopardize Federal funding. DHS/FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by DHS/FEMA grant funds, through its EHP Review process, as mandated by the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and, any other applicable laws and Executive Orders. To access the FEMA's Environmental and Historic Preservation (EHP) screening form and instructions go to the DHS/FEMA website at: <https://www.fema.gov/media-library/assets/documents/90195>. In order to initiate EHP review of your project(s), you must complete all relevant sections of this form and submit it to the Grant Programs Directorate (GPD) along with all other pertinent project information. Failure to provide requisite information could result in delays in the release of grant funds. If ground disturbing activities occur during construction, applicant will monitor ground disturbance, and if any potential archeological resources are discovered, applicant will immediately cease work in that area and notify the pass-through entity, if applicable, and DHS/FEMA.

Obligating document

1. Agreement No. EMW-2018-FO-02171	2. Amendment No. N/A	3. Recipient No. 94-6000398	4. Type of Action AWARD	5. Control No. WX02674N2019T		
6. Recipient Name and Address PORTERVILLE, CITY OF 291 N MAIN ST PORTERVILLE, CA 93257	7. Issuing FEMA Office and Address Grant Programs Directorate 500 C Street, S.W. Washington DC, 20528-7000 1-866-927-5646		8. Payment Office and Address FEMA, Financial Services Branch 500 C Street, S.W., Room 723 Washington DC, 20742			
9. Name of Recipient Project Officer Dave LaPere	9a. Phone No. 559-782-7527	10. Name of FEMA Project Coordinator Assistance to Firefighters Grant Program		10a. Phone No. 1-866-274-0960		
11. Effective Date of This Action 09/16/2019	12. Method of Payment OTHER - FEMA GO	13. Assistance Arrangement COST SHARING		14. Performance Period 09/23/2019 to 09/22/2020 Budget Period 09/23/2019 to 09/22/2020		
15. Description of Action a. (Indicate funding data for awards or financial changes)						
Program Name Abbreviation	Assistance Listings No.	Accounting Data(ACCS Code)	Prior Total Award	Amount Awarded This Action + or (-)	Current Total Award	Cumulative Non-Federal Commitment
AFG	97.044	2019-F8-GB01 - P431-xxxx-4101-D	\$0.00	\$180,211.81	\$180,211.81	\$18,021.19
Totals			\$0.00	\$180,211.81	\$180,211.81	\$18,021.19
b. To describe changes other than funding data or financial changes, attach schedule and check here: N/A						
16. FOR NON-DISASTER PROGRAMS: RECIPIENT IS REQUIRED TO SIGN AND RETURN THREE (3) COPIES OF THIS DOCUMENT TO FEMA (See Block 7 for address) This field is not applicable for digitally signed grant agreements						

17. RECIPIENT SIGNATORY OFFICIAL (Name and Title)	DATE
18. FEMA SIGNATORY OFFICIAL (Name and Title)	DATE
Bridget Bean, Acting Assistant Administrator Grant Programs Directorate	09/16/2019



Sales Quote

12328 Lower Azusa Road
Arcadia, California 91006
Phone 626-652-0900 Fax 626-652-0920

April 3, 2020

To: Porterville FD
Attn: Chris Pisani
E-Mail: cpisani@ci.porterville.ca.us

Per your request, we are pleased to quote on the following.

Qty	Unit	Description	Price	Extension
24	Ea	Scott - p/n X8814025305304 / Air-Pak X3 Pro (2018 Edition) - 4500 psi, CGA Cylinder Connection, Standard Harness, QD Regulator with Rectus Fitting, Universal EBSS, PASS with Pak-Tracker, RIC-UAC (Less Cylinder, Spare Harness, Mask, Amp & Case)	\$5,684.78	\$136,434.72
1	Ea	Scott - p/n X8814025305303 / Air-Pak X3 Pro (2018 Edition) - 4500 psi, CGA Cylinder Connection, Standard Harness, QD Regulator with Rectus Fitting, Universal EBSS, PASS with Pak-Tracker, RIC-UAC (Less Cylinder, Spare Harness, Mask, Amp & Case)	\$5,684.78	\$5,684.78
60	Ea	Scott - p/n 201215-28 / AV3000HT, 4 Point, Kevlar Headnet & Right Side Amp Bracket - Size: Med (or Sm & LG)	\$264.05	\$15,843.00
25	Ea	Scott - p/n 804722-01 / Cylinder, 4500 psig 45 Minute, Cylinder with CGA Valve Assembly	\$1,036.98	\$25,924.50
25	Ea	Scott - p/n 804722-01 / Cylinder, 4500 psig 45 Minute, Cylinder with CGA Valve Assembly (Free with the purchase of 25 Cylinders listed above Only)	\$0.00	\$0.00
Terms: Net 30				
FOB: Destination (Free Shipping on complete order Only)				
Delivery: 4-6 Weeks ARO or Sooner				

Subtotal	\$183,887.00
9.250%	\$17,009.55
S & H	\$0.00
Total	\$200,896.55

Rene Reyes
rener@allstarfire.com



CASCADE FIRE
EQUIPMENT COMPANY

P.O. BOX 4248 • MEDFORD, OREGON 97501
(800) 654-7049 • (541) 779-0394 • Fax (541) 779-8847
sales@cascadefire.com • www.cascadefire.com

QUOTE

ACCOUNT 0001373

SHIP TO PORTERVILLE, CITY OF
FIRE DEPARTMENT
PORTERVILLE CA

DATE	QUOTE NO.	SALESPERSON	TAKEN BY	PAY TYPE
03/27/20	096614	3	Jeff	Net 30

LINE	QTY	UNIT	PROD	DESCRIPTION	UNIT PRICE	EXT PRICE
1	25	EA	X8814025305302	SCOTT AIR-PAK X3 PRO (2018 EDITION) 4500 PSI, CGA CONNECTION, STANDARD HARNESS, UNIVERSAL EBSS HOSE, PASS, PAK-TRACKER AND QUICK DISCONNECT REGULATOR	5,485.00	137,125.00
2	50	EA	804722-01	45 MINUTE CYLINDER, 4500 PSI CGA CONNECTION	968.00	48,400.00
3	60	EA	201215-22	AV3000HT MASK, 4-STRAP	240.00	14,400.00

TOTAL FREIGHT	TOTAL TAX	TOTAL
0.00	18,493.06	218,418.06

VALID FOR 60 DAYS



4343 Viewridge Ave.
Suite A
San Diego, CA 92123

Quote

Date 03/05/2020
Quote # QT1344638
Expires 04/04/2020
Sales Rep Kramer, Douglas S
PO #
Shipping Method FedEx Ground

Bill To

PORTERVILLE FIRE DEPARTMENT
40 W CLEVELAND AVE
PORTERVILLE CA 93257-3649
United States

Ship To

PORTERVILLE FIRE DEPARTMENT
40 W CLEVELAND AVE
PORTERVILLE CA 93257-3649
United States

Item	Alt. Item #	Units	Description	QTY	Unit Sales Pri...	Amount
X8814025305303			Air-Pak X3 Pro SCBA (2018 Edition) with CGA Cylinder Connection, 4.5, Standard Harness with Parachute Buckles, Standard Belt with No Escape Rope, E-Z Flo Regulator with Quick Connect Hose (Rectus fittings), Universal EBSS Accessory Hose, No Airline Connection, No Spare Harness Kit, Pak-Tracker, No Case, Packaged 1 SCBA Per Box (Black)	25	6,110.00	152,750.00
804722-01			CYL&VLV ASSY,CARB,45MIN,4500	50	1,078.00	53,900.00
201215-02			AV-3000 HT (M), KVL R	60	266.00	15,960.00

Subtotal 222,610.00
Shipping Cost (FedEx Ground) 0.00
Tax Total 20,591.43
Total \$243,201.43

This Quotation is subject to any applicable sales tax and shipping & handling charges that may apply. Tax and shipping charges are considered estimated and will be recalculated at the time of shipment to ensure they take into account the most current local tax information.

All returns must be processed within 30 days of receipt and require a return authorization number and are subject to a restocking fee.

Custom orders are not returnable. Effective tax rate will be applicable at the time of invoice.



QT1344638



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Purchase of the Quickest Route Module for the Spillman Dispatch System

SOURCE: Fire

COMMENT: At its meeting of March 5, 2019, the City Council authorized the Police Department to upgrade its Communications Center with a Motorola Solutions Spillman Flex Computer Aided Dispatch system. At that time, the Police Department coordinated with the Fire Department to address specific needs associated with such a major upgrade and change of systems. The Fire Department provided feedback, but one important element was not included.

The Fire Department was recently awarded a Homeland Security Grant to acquire Mobile Data Terminals (MDTs) for all frontline engines and Battalion Chief vehicles. The installation of these MDTs will make possible the use of "Quickest Route" software, which is an optional element of the Spillman Flex system. Quickest Route would allow Dispatch to send the unit that is nearest a call, regardless of the station where that equipment is based, further reducing emergency response times.

Adding this module to the newly upgraded dispatch system will further improve efficiencies and emergency response of the Fire Department, reduce calls, and provide improved service. The cost to add this service to the contract totals \$7,641.46, which includes maintenance and support services for three (3) years. These funds are available in the Fire Department Operating Budget.

RECOMMENDATION: That the City Council authorize the purchase of the Quickest Route module from Motorola Solutions for the Spillman Dispatch System as an addendum to the existing contract between the City and Spillman Technologies, in the amount of \$7,641.46 which includes maintenance and support services for three (3) years.

ATTACHMENTS: 1. Motorola Solutions Addendum

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager



Quote and Purchase Addendum

Quoted Date: March 31, 2020 Quote Number: 200317
Quote Expiration: June 29, 2020 Prepared By: Tally Gochis

Services Included

- **First-year Maintenance** – For the specific module(s) listed in this document, all upgrades and live phone support services are included for the entire first year.
- **Project Management and Installation** – Motorola Solutions will assign a Flex Project Manager as the agency's single point of contact. This individual will coordinate Motorola's expert installation and training staff as needed to ensure a smooth upgrade transition.

Included in Quote

- **Quickest Route**
- 1st Year Maintenance Included with Purchase
- 2nd and 3rd Year Maintenance Costs included in the package quote total

Package Quote

\$7,641.46

Future Maintenance

- Future maintenance is estimated for your planning purposes and is not included in this purchase.
- 4th-year maintenance will begin 36 months from production implementation.

4th-year Maintenance Total: \$528.53

The Customer's signature below constitutes its agreement to purchase the licenses, products and/or services according to the terms quoted by Motorola Solutions within this document. This document shall serve as an addendum to the Purchase Agreement previously entered into between the Customer and Spillman Technologies. The terms and conditions of the Purchase Agreement, as well as the related License Agreement and Support Agreement, shall apply to the items quoted herein.

Porterville Fire Department

Customer Name

Authorized Signature

Date

Print Name and Title



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Authorization to Advertise for Bids - Various Water Projects

SOURCE: Public Works

COMMENT: The Plans and Project Manual have been prepared for the Various Water Projects. The water projects will be at D Street between Putnam Avenue and Oak Avenue, the connection onto Olive Avenue from Lotas Street, and North Avenue from Main Street to Second Street. The project will consist of installing new water main, and removing and replacing all existing water meters. The project will also reconnect all existing fire hydrants and fire services. A permanent trench patch will be installed as well.

The Engineer's Estimate of Probable Cost for the base bid is \$705,925. An additional \$70,592.50 is necessary for construction contingency (10%) and \$70,592.50 is required for construction management, surveying, quality control and inspection services (10%), equating to a total construction cost of \$847,110.00.

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.

Initial planned funding appropriations as defined in the 2019/2020 FY annual budget are from the Water Replacement Fund in the amount of \$280,000. The estimated cost for the water replacement project is \$847,110.00 equating to a shortfall of \$567,110.00 of water replacement funds to fully fund the project.

The scope of the project, which increased the budget, was primarily due to meeting Fire Flow consistency requirements at developments near Olive and Lotas and at North Street between Main and Second. The budget amount only took into account D Street between Oak and Putnam.

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; and

4. Authorize the Finance Director to appropriate \$567,110 from the Water Replacement Fund to fully fund this project.

ATTACHMENTS:

1. Locator Map - Various Water Projects
2. Engineer's Estimate - Various Water Projects

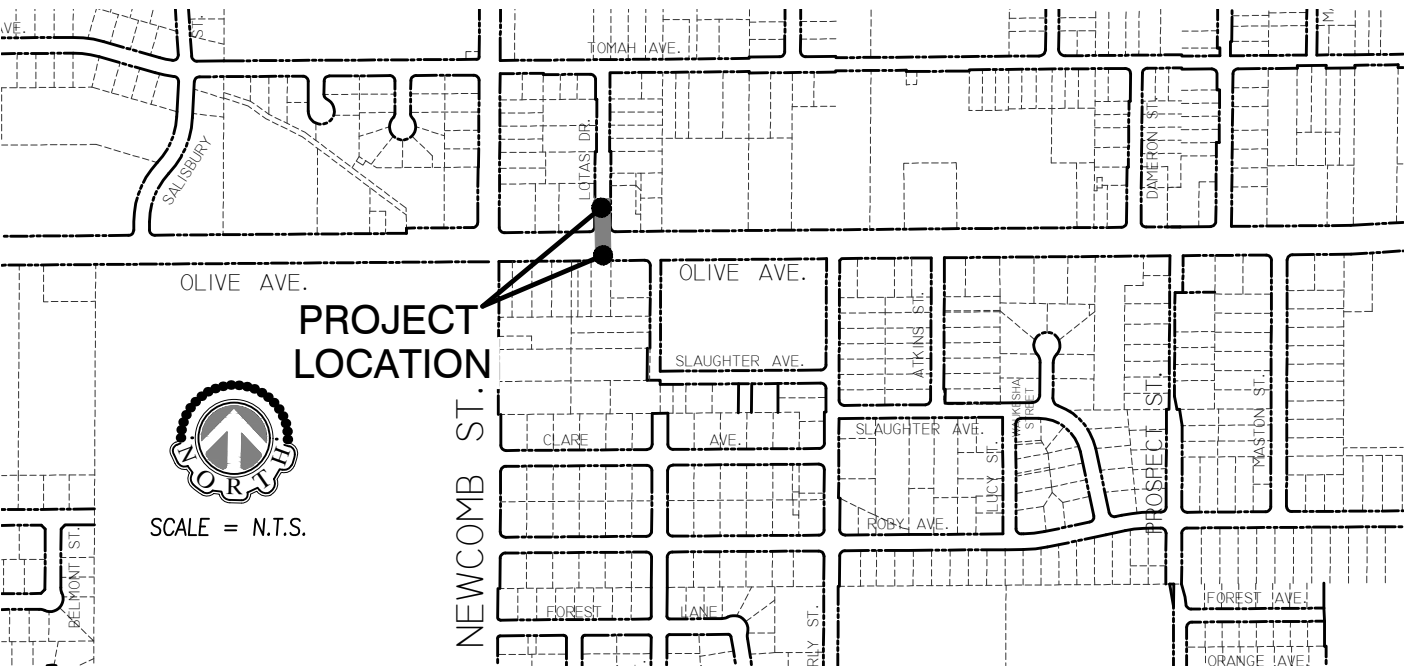
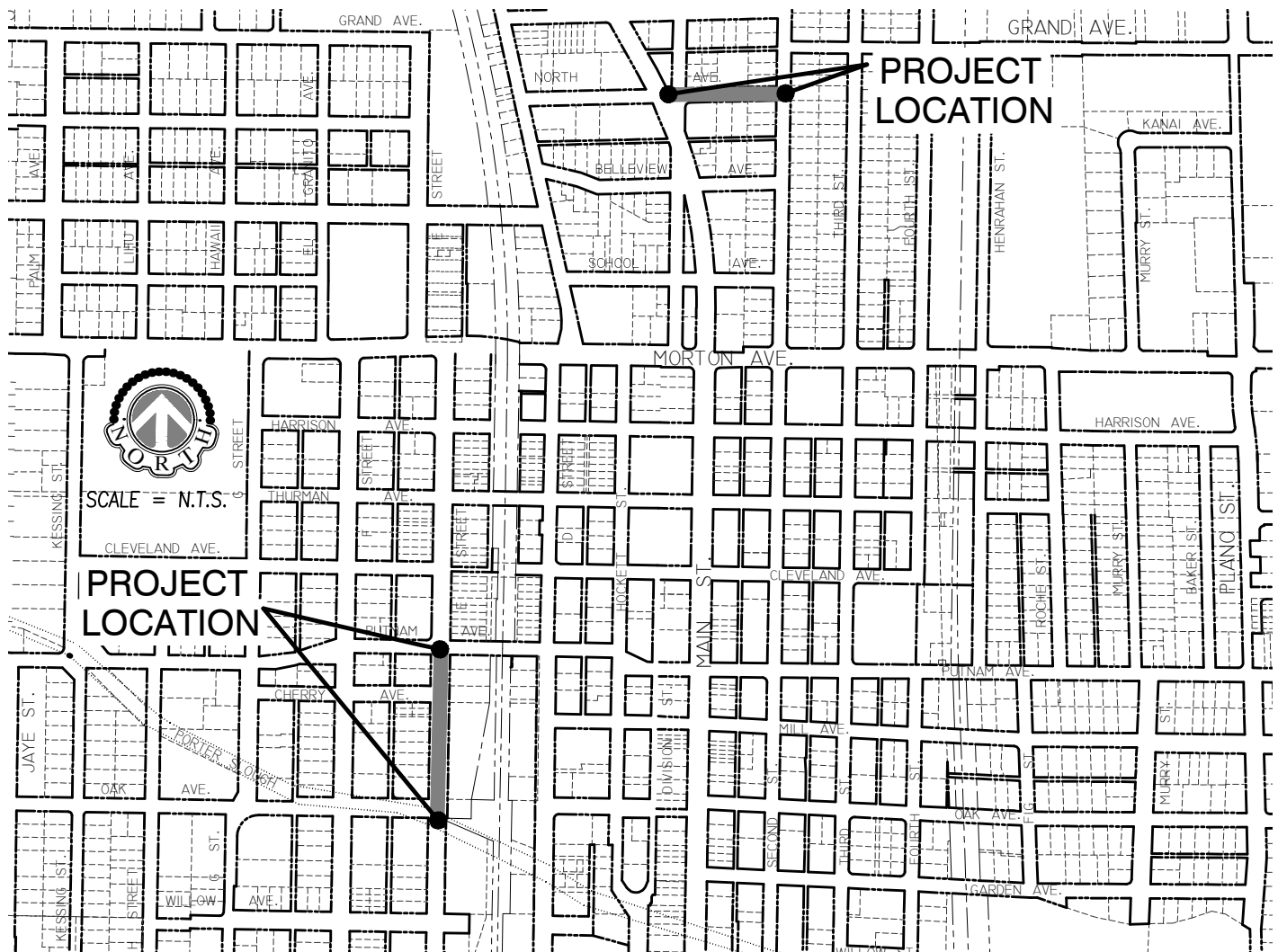
Appropriated/Funded:

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

VARIOUS WATER PROJECTS

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

City of Porterville
Various Water Projects

Base Bid Part "A" - D Street Water Replacement between Putnam and Oak

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
A1	\$10,000.00	LS	Mobilization and Demobilization	1	\$10,000.00
A2	\$10,000.00	LS	Furnish and implement Traffic Control Plan (Maintaining Traffic) (Traffic Control)	1	\$10,000.00
A3	\$5,000.00	LS	Sheeting and Shoring	1	\$5,000.00
A6	\$15,000.00	LS	Furnish Utility Locating	1	\$15,000.00
A7	\$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
A8	\$1,500.00	EA	Remove existing water service, and provide new 1" water service per City Standards.	7	\$10,500.00
A9	\$100.00	LF	Install 8" DR 14 Pipe	665	\$66,500.00
A10	\$2,500.00	EA	Install 8" Gate Valve	2	\$5,000.00
A11	\$2,000.00	EA	Install 6" Gate Valve	1	\$2,000.00
A12	\$10,000.00	EA	Install tapping sleeve and valve onto existing 8" Line	1	\$10,000.00
A13	\$10,000.00	EA	Install tapping sleeve and valve onto existing 12" Line	1	\$10,000.00
A14	\$1,500.00	EA	Install 8" 90 degree fitting	1	\$1,500.00
A15	\$1,500.00	EA	Install 8" 45 degree fitting	4	\$6,000.00
A16	\$2,750.00	EA	Install 8"x6" Tee	1	\$2,750.00
A17	\$10,000.00	LS	Install fire hydrant piping with valve per City Standards and install new fire hydrant.	1	\$10,000.00
A18	\$10,000.00	LS	Cut and plug of existing water lines at tie points to abandon existing water lines.	1	\$10,000.00
A19	\$10,000.00	LS	Replace Sidewalk and Curb and Gutter Concrete Improvements due to water main construction including all services and fire hydrant piping.	1	\$10,000.00
A20	\$30,000.00	LS	Install 3" AC and 6" AB Trench Patch	1	\$30,000.00
A21	\$10,000.00	LS	Perform acceptance testing	1	\$10,000.00
TOTAL BID PART A					\$249,250.00

Base Bid Part "B" - Olive Avenue and Locust Street Water Connection

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
A1	\$10,000.00	LS	Mobilization and Demobilization	1	\$10,000.00
A2	\$15,000.00	LS	Furnish and implement Traffic Control Plan (Maintaining Traffic) (Traffic Control)	1	\$15,000.00
A3	\$5,000.00	LS	Sheeting and Shoring	1	\$5,000.00
A4	\$15,000.00	LS	Furnish Utility Locating	1	\$15,000.00

City of Porterville
Various Water Projects

Base Bid Part "A" - D Street Water Replacement between Putnam and Oak

A5	\$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
A6	\$100.00	LF	Install 8" DR 14 Pipe	450	\$45,000.00
A7	\$2,500.00	EA	Install 8" Gate Valve	1	\$2,500.00
A8	\$10,000.00	EA	Install tapping sleeve and valve onto existing 12" Line	1	\$10,000.00
A9	\$10,000.00	LS	Remove existing 90 degree Fitting and Install 8" x 6" Tee	1	\$10,000.00
A10	\$10,000.00	LS	Install Median Concrete Improvements and Landscape if disturbed.	1	\$10,000.00
A11	\$20,000.00	LS	Install 3" AC and 6" AB Trench Patch	1	\$20,000.00
A12	\$10,000.00	LS	Perform acceptance testing	1	\$10,000.00
TOTAL BID PART B					\$157,500.00

Base Bid Part "C" - North Street Water Replacement between Main and Second

ITEM NO	UNIT PRICE	UNIT	ITEM	EST. QUANTITY	TOTAL PRICE
A1	\$10,000.00	LS	Mobilization and Demobilization	1	\$10,000.00
A2	\$10,000.00	LS	Furnish and implement Traffic Control Plan (Maintaining Traffic) (Traffic Control)	1	\$10,000.00
A3	\$5,000.00	LS	Sheeting and Shoring	1	\$5,000.00
A4	\$15,000.00	LS	Furnish Utility Locating	1	\$15,000.00
A5	\$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
A6	\$15,000.00	LS	Furnish Utility Locating	1	\$15,000.00
A7	\$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
A8	\$1,500.00	EA	Remove existing water service, and provide new 1" water service per City Standards.	5	\$7,500.00
A9	\$2,000.00	EA	Remove existing water service, and provide new 2" water service per City Standards.	1	\$2,000.00
A10	\$100.00	LF	Install 8" DR 14 Pipe	450	\$45,000.00
A11	\$2,500.00	EA	Install 8" Gate Valve	1	\$2,500.00
A12	\$10,000.00	EA	Install tapping sleeve and valve onto existing 8" Line	2	\$20,000.00
A13	\$1,500.00	EA	Install 8" 90 degree fitting	1	\$1,500.00
A14	\$1,500.00	EA	Install 8" 45 degree fitting	4	\$6,000.00
A15	\$2,750.00	EA	Install 8"x6" Tee	2	\$5,500.00

City of Porterville
Various Water Projects

Base Bid Part "A" - D Street Water Replacement between Putnam and Oak

A16	\$10,000.00	LS	Install fire hydrant piping with valve per City Standards and connect to existing fire hydrant.	1	\$10,000.00
A17	\$10,000.00	LS	Install Fire Service Piping and connect to existing fire service	1	\$10,000.00
A18	\$10,000.00	LS	Cut and plug of existing water lines at tie points to abandon existing water lines.	1	\$10,000.00
A19	\$10,000.00	LS	Replace Sidewalk and Curb and Gutter Concrete Improvements due to water main construction including all services and fire hydrant piping.	1	\$10,000.00
A20	\$30,000.00	LS	Install 3" AC and 6" AB Trench Patch	1	\$30,000.00
A21	\$10,000.00	LS	Perform acceptance testing	1	\$10,000.00
TOTAL BID PART C					\$235,000.00

Project Total Part A + Part B + Part C		\$641,750.00
	10% Estimating Contingency	\$64,175.00
	Total Project Cost	\$705,925.00

Project Manager _____ Date _____

Daniel Cervantes

City Engineer _____ Date _____

Javier Sanchez Jr.

Engineering and Project Management Director _____ Date _____





CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Amendment No. 3 to Carollo Engineers, Inc. Professional Services Agreement for Master Plan Updates and Recycled Water Feasibility Study

SOURCE: Public Works

COMMENT: Carollo Engineers is currently under contract with the City to provide engineering services for the preparation of Sanitary Sewer, Water System and Storm Drain Master Plan Updates, Recycled Water Feasibility Study, and Storm Water Resources Master Plan, which was outlined in the Agreement of Services dated April 28, 2017.

The Tule River Tribe plan to construct a new casino-resort near the Porterville Airport. The City will provide water and sewer service for the casino and, as a condition of the resort development, the Tribe will replace or improve some of the City's existing wastewater collection facilities to transport wastewater generated by the casino-resort to the City's existing wastewater treatment plant (WWTP). The Tribe is also proposing to construct a new tertiary satellite wastewater facility (TSWF) near the site as a part of the project to treat secondary effluent from the City's wastewater treatment plant and produce Title 22 tertiary-disinfected recycled water for irrigating the new casino-resort property and the nearby City Sports Complex.

The Tribe is providing the design of the TSWF, collection system improvements, recycled water distribution systems, and tie-in to the City's drinking water distribution system. All design submittals produced by the Tribe for this project will be reviewed and approved by the City or its designee. As the scope of the required work relates and directly ties into the work currently approved in the agreement with Carollo Engineers, Inc., it is staff's recommendation that their approved scope of services be expanded to cover the necessary review and approval work of the Tribe's design submittals as defined in amendment number three (3).

The negotiated cost for the necessary review and approval work of the Tribe's design submittals is \$56,582 and will be funded from the Sewer Revolving Fund.

RECOMMENDATION: That City Council:
1. Authorize the Mayor to execute Addendum No. 3 to Carollo Engineer's Services Agreement at an agreed upon fee of \$56,582 for services described herein; and

2. Authorize progress payments up to 100% of the fee amount and authorize a 10% contingency to cover unforeseen costs.

ATTACHMENTS:

1. Third Amendment to Carollo's Engineering & Consultant Services

Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager

April 20, 2020

**THIRD AMENDMENT TO
AGREEMENT
FOR
ENGINEERING/CONSULTANT SERVICES**

**SANITARY SEWER, WATER SYSTEM, AND STORM DRAIN MASTER PLANS, AND
RECYCLED WATER FEASIBILITY STUDY**

This Third Amendment to the Agreement for Engineering/Consultant Services (Agreement) is made and entered into by and between the City of Porterville (CITY) and Carollo Engineers, Inc. (CONSULTANT), on this ____ day of April, 2020. This Third Amendment amends the Agreement entered into on April 28, 2017, by CITY and CONSULTANT, and amended on March 12, 2019 and December 03, 2019.

CITY and CONSULTANT agree as follows:

1. The Scope of Services in Attachment A of the Agreement is supplemented with Attachment A3, attached hereto and incorporated by reference.
2. Section 2 (PAYMENT) of the Agreement is supplemented with Exhibit B3.
3. Section 4 (COMPLETION DATE) of the Agreement, the completion date shall be revised to September 31, 2020.

As so amended, the Agreement remains in full force and effect.

CITY OF PORTERVILLE

By: _____
Officer

CONSULTANT

By: _____
Carollo Engineers, Inc.

By: _____
Carollo Engineers, Inc.

Attachments: Attachment A3, B3

ATTACHMENT A3
AMENDMENT NO. 3 TO
SCOPE OF WORK
ENGINEERING/CONSULTANT SERVICES
SANITARY SEWER, WATER SYSTEM, AND STORM DRAIN MASTER PLANS, AND
RECYCLED WATER FEASIBILITY STUDY

PURPOSE

The purpose of this Amendment No. 3 is to modify the scope of services for the Agreement dated April 28, 2017 between the City of Porterville (CITY) and Carollo Engineers, Inc. (CONSULTANT) and as previously amended with Amendments No. 1 and No. 2.

The Tule River Tribe (Tribe) will be constructing a new casino-resort (casino) near the Porterville Airport. The City of Porterville (City) will provide water and sewer service for the casino and, as a condition of the resort development, the Tribe will replace or improve some of the City's existing wastewater collection facilities to transport wastewater generated by the casino to the City's existing wastewater treatment plant (WWTP). The Tribe is also proposing to construct a new tertiary satellite wastewater facility (TSWF) near the site as a part of the Project to treat secondary effluent from the City's wastewater treatment plant and produce Title 22 tertiary-disinfected recycled water for irrigating the new casino-resort property and the nearby City Sports Complex.

The Tribe is providing the design of the TSWF, collection system improvements, recycled water distribution systems, and tie-in to the City's drinking water distribution system. All design submittals produced by the Tribe for this project will be reviewed and approved by the City or its designee. This Amendment authorizes CONSULTANT to serve as the City's designee to conduct the review of the Tribe's proposed design for the TSWF, collection system improvements, potable water tie-in, and recycled water distribution to the resort and Sports Complex.

CONSULTANT'S SERVICES

Task 15: Review of Tribe Design Submittals

CONSULTANT will review the Tribe's design submittals. Expected submittals include:

- 90% design submittal (plans and specifications)
- 100% design submittal (plans and specifications)

Task 15.1 – Project Management

Designate a Project Manager and Technical Practice Leads who will conduct the design review. Discipline engineers will be assigned to review the following design components:

- Disinfection (either ultraviolet or sodium hypochlorite)
- Membrane filtration
- Process Equipment Building
- Storage Tank
- Recycled Water pump station
- Stormwater drainage basin
- Collection System (new infrastructure, tie-ins and modifications to existing system)
- Hydraulics
- Electrical and Instrumentation design
- Structural and architectural design
- Sitework (misc. civil, paving, grading, fencing, access road, rights of way, etc.)
- Recycled Water Distribution (new infrastructure)
- Recycled Water Distribution (conversion of existing irrigation system at Sports Park)

The Project Manager will lead coordination efforts between the City, Tribe, and Carollo staff and serve as the primary point of contact for the project.

The Project Manager will coordinate the team's work and manage staff resources for completion of the scope of services described herein.

Manage project budget and staffing efforts. Prepare monthly progress reports and invoices. Identify and promptly communicate any additional scope of services and/or proposed adjustments.

Task 15.2 – Design Review

Review the 90% Design Submittal. Circulate the submittal to Carollo's discipline engineers for comments. Prepare one set of collated comments and a comment tracking log and provide to the Tribe's design consultant.

Review the 100% Design Submittal. Circulate it to Carollo's discipline engineers for comments. Prepare one set of collated comments and a comment tracking log and provide to the Tribe's design consultant.

The review will include the following:

- Review the Tribe's design criteria to evaluate sufficiency of the proposed treatment process to reliably provide Title 22 tertiary-disinfected recycled water to the irrigation systems.
- Review hydraulics of the TSWF and the recycled water systems.

- Review proposed Sports Park irrigation modifications to address compliance with Title 22 construction requirements (e.g., materials for piping, sprinkler heads, separation distances, cross-connection protection, etc.).
- Review the plans and specifications for all treatment processes, sitework, electrical, structural, mechanical, architectural components as listed in Task 15.
- Review the project for consistency with City Standards and guidelines established by the City's Development Department.
- Comment on options to house the membranes and disinfection facilities in a building or C-train

Deliverables:

- Set of collated comments of 90% submittal (pdf).
- Set of collated comments of 100% submittal (pdf).

Task 15.3 - Meetings

The following meetings are included in this scope of work:

- Kick-off meeting with the City and Tribe. CONSULTANT's Project Manager and Project Engineer will attend. Technical Practice Leads will attend by conference call if needed.
- Meeting with the City and Tribe to review CONSULTANT's review package (collated comments) for the 90% design.

TIME OF PERFORMANCE

1. Review of the 90% submittal shall be completed within one (1) month following receipt of the submittal.
2. Review of the 100% submittal shall be completed within one (1) month following receipt of the submittal.

PAYMENT

The budget for this Amendment No. 3 is fifty six thousand five hundred and eighty two dollars (\$56,582). The detailed labor and fee table is provided in Exhibit B3. The overall total budget under this Agreement has been increased to \$1,098,340, as shown in the table below.

Task		Budget
1-12: Master Plans	Agreement & Amendment 1	\$969,700
13: Sewer Rate Study	Amendment 2	\$47,524
14: CEQA Support	Amendment 2	\$24,534
15: Peer Review of Satellite Tertiary Plant	Amendment 3	\$56,582
	New Project Total	\$1,098,340

EFFECTIVE DATE

This Amendment No. 3 is effective as of the _____ day of April, 2020.

IN WITNESS WHEREOF, duly authorized representatives of the CITY and of the CONSULTANT have executed this Amendment No. 3 evidencing its issuance by CITY and acceptance by CONSULTANT.

CAROLLO ENGINEERS, INC.

CITY OF PORTERVILLE

Accepted this _____ day of April, 2020

By: _____
Senior Vice President

By: _____
Officer

Vice President

TASK		EXHIBIT B3										
		Project Manager (Casaros)	Lead Project Professional (Sotirakos, Gilmore, Carvalho, Doering)	Project Professional (Davidson)	Professional (Kranz, Fisher, Ramirez)	Document Processing	Hours	Subtotals	Budget	PECE	Travel	Total Cost
Fee Schedule		\$243	\$278	\$243	\$205	\$111			\$12.00			
Task 15	Peer Review of Tribe Tertiary Facility	24	0	0	0	4	28	\$6,276	\$336	\$0	\$6,612	
15.1	Project Management	4	72	18	54	8	156	\$37,320	\$1,872	\$0	\$39,192	
15.2	Design Review	16	16	2	6	2	42	\$10,274	\$504	\$0	\$10,778	
15.3	Meetings											
Task 15 Total Hours		44	88	20	60	14	226					
Task 15 Total Budget		\$10,692	\$24,464	\$4,860	\$12,300	\$1,554		\$53,870	\$2,712	\$0	\$56,582	



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Authorization of Supplemental Maintenance Work - Prospect Street from Morton Avenue to Henderson Avenue

SOURCE: Public Works

COMMENT: City staff completed crack sealing work on Prospect Street between Morton Avenue and Henderson Avenue the beginning of February of this year. Since the completion of this standard maintenance work, it has become apparent that more needs to be done to improve the integrity and extend the useful life of this road segment. City staff is able to complete overlay work however, the condition of the road warrants micro-surfacing in order for the maintenance work to be successful.

Micro-surfacing is highly specialized work with only a limited number of qualified contractors in the entirety of California. The small size of the proposed area makes it difficult to attract bidders through standard bid processes and the specialized work means that it isn't appropriate to group this work in with another project. Staff requested quotes for services from three (3) contractors qualified to do micro-surfacing work and the results are as follows:

Contractor	Amount
1. Roy Allan Slurry Seal, Inc.	\$45,877.92
2. VSS International, Inc.	\$113,130.78
3. Intermountain Slurry Seal, Inc.	No Response

Roy Allan Slurry Seal, Inc. was the lowest bidder to respond. In addition, they are immediately available to start the proposed micro-surfacing work at a cost not to exceed \$50,465.71 (inclusive of all labor and materials and a 10% contingency). Funding for this work is available in the Overlay Program Funding.

RECOMMENDATION: That City Council:

1. Direct the Finance Director to initiate a purchase order to Roy Allan Slurry Seal, Inc. in an amount not to exceed \$50,465.71 for micro-surfacing work on Prospect Street between Morton Avenue and Henderson Avenue;
2. Direct the Finance Director to make payment to Roy Allan Slurry Seal, Inc. upon receipt of invoice approved by the Public Works Director.

ATTACHMENTS:

1. Locator Map
2. Roy Allan Slurry Seal Quote
3. VSS Interational Quote

Appropriated/Funded:

Review By:

Department Director:

Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager



CITY OF PORTERVILLE
ENGINEERING DIVISION

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

PROJECT LOCATOR MAP

DRAWN BY	KRS
CHECKED BY	—
SCALE	1"=300'
DATE	4/30/2020

SHEET
1
OF
1



PROPOSAL and CONTRACT

11922 Bloomfield Ave.
Santa fe Springs, CA. 90670
(phone) 562-864-3363 (fax) 562-864-6612

CONTRACTOR'S LICENSE NO. 372798 CLASS A, C12, C32
DIR PUBLIC WORKS REGISTRATION # 1000001156

Date Tuesday, April 28, 2020
Owner CITY PF PORTERVILLE
Address:

JobName: N PROSPECT ST
BidNo:
Location: W MORTON AND W HENDERSON
City:
BidDate: 04/27/20 0:00
Job Type:

Representative: FABIAN

Phone: Fax:

ItemNo	Quantity	Unit	Item	UnitPrice	Total
.1	17378	S.Y.	TYPE II MICRO SURFACING	\$2.640	\$45,877.92
Grand Total					\$45,877.92

Includes

1. TC FOR MICRO
2. SWEEPING FOR MICRO ONLY

Excludes

1. CRACK FILL
2. WATER (MUST BE PROVIDED)
3. STAGEING AREA
4. TC PLANS
5. ROLLING .

The above unit price will remain effective for 30 days from: 4/27/2020

****Quote is null and void if project requires a Project Labor Agreement (PLA)****

Terms of Payment

Contract invoice shall be paid at 95% of each invoice as submitted; 5% retention to be paid within 35 days after final acceptance or 6 months from date of each invoice whichever occurs first. No retention will be held on a purchase order.

CONTRACTORS ARE REQUIRED BY LAW TO BE LICENSED AND REGULATED BY THE CONTRACTOR'S STATE LICENSEBOARD. ANY QUESTIONS CONCERNING A CONTRACTOR MAY BE REFERRED TO THE REGISTRAR OF THE BOARD WHOSE ADDRESS IS:

Contractor's State License Board 9835 Gothe Road, Sacramento, CA 95827

Accepted: _____ Date: _____

ROY ALLAN SLURRY SEAL, INC.
CONTRACTOR'S LICENSE NO. 372798

By: _____
Authorized Signature(Buyer) Print Name

BY: _____ BY: _____



Company: City of Porterville
Attention: Fabian Mendoza
Address: 291 N Main St
City, State Zip: Porterville, CA 93257
Contact #: 559-791-7867
Contact Email: fmendoza@ci.porterville.ca.us

Proposal #: 20-256
Bid Date: 4/29/2020

Project Name: Prospect Street Microsurfacing
Project Address: Prospect St, from Henderson Ave to Morton Ave
Project City: Porterville
Project State: CA

Estimator: Ken Weiss
Email: ken.weiss@slurry.com
Phone: (916) 420-1740
DIR #: 1000001231

ITEM #	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL
1	Microsurfacing - Type II	SY	17,378	\$ 6.51	\$113,130.78

\$113,130.78

*Work to be performed when VSSI in the area only.

*Quote based on full closures of work quoted.

INCLUSIONS: 1 Mobilization, additional mobilizations at \$15,000
Pre-Cleaning by sweeper only, additional cleaning by change order
Traffic control for VSS work only (Maximum of 3 Flaggers, 2 Arrow Boards)
Previous Mix design and previous calibrations
VSS work to be applied between 7AM and 7PM weekdays
Work to be accomplished over consecutive 2 day(s). Additional days at \$15,000
Work must be scheduled 4 weeks in advance to assure crew availability
Quote valid for 10 days, return signed to secure price and schedule
Includes local prevailing wage rates, should federal rates apply additional charges will occur

EXCLUSIONS: Any work not described above is specifically excluded.
Test strip, no temporary striping, or layout for tabs
SWPPP/WPCP, permits, testing, QA-QC plan & inspection, new calibrations
Bond @ .5% (\$5.00/\$1,000.00), any special fees not limited to TERO, railroad, environmental trainings
Pavement repairs, crack weeding, cleaning or sealing, tree trimming
Permanent or temporary stripe/marker - removal, replacement, protection, or referencing
Construction area signs, portable message boards, arrow boards, light towers
Survey, corner records and adjustment of monuments/utilities/manholes of any kind
Responsibility for any water ponding (surface treatment to follow existing grade)
Staging area with water, portable toilet and dumpster within 2 miles of project, If VSS required to secure add \$3,500

NOTES: Materials associated with this quote **ARE NOT** based on price index fluctuations adjustments per the project specifications and will be invoiced or credited monthly and are subjects to subcontractor's payment Terms. Please call for different pricing if the opposite condition is required for your bid.
All work described above is based on estimated quantities and shall be a minimum, overruns to be paid at the unit price.
Acceptance of bid/proposal accepts these stipulations regardless of requirements by owner.

This proposal, when accepted by Purchaser, constitutes a binding contract between the parties hereto, incorporating each and every one of the provisions of the Conditions of Sale on the reverse side hereof.

Accepted: _____

Contractor/Firm

By: _____

Authorized Representative, Owner

Date: _____

VSS International is an Open Shop Contractor and will not become signatory to any labor agreements.
Retention to be paid within 60 days of completion of our work

3785 CHANNEL DRIVE • WEST SACRAMENTO, CA 95691, USA • PHONE (916) 373-1500 • FAX NO. (916) 373-0183

CA LICENSE NO. 293727A • NV LICENSE NO. 014802A • OR LICENSE NO. 65821 • AZ ROC 285579

ID LICENSE 13304-AAA-4(47) • WA LICENSE NO. VSSINI875JW

PAVEMENT MAINTENANCE SPECIALISTS

— CONDITION OF SALE —

- 1) **In California contractors are required by law to be licensed and regulated by the Contractor's State License Board, Any questions concerning a contractor may be referred to the registrar of the board whose address is: Contractor's State License Board, P.O. Box 26999, Sacramento, California 95826.**
- 2) For work in the state of Nevada: Section 108.2394 of the Nevada revised Statutes, a part of the Mechanics Lien Law of the State of Nevada, requires for your information and protection from hidden liens, that each person or other legal entity which supplies materials to or performs work or services on a construction project, other than one who performs only labor, shall deliver to the owner a notice of the material supplied or the work of service performed. You may receive such notices in connection with the construction project which you propose to undertake.
- 3) The performance and/or delivery shall commence not later than as specified on the front page. In the event of delays caused by Purchaser beyond this date, cost increases (if any) shall be charged to Purchaser's account.
- 4) All orders are subject to acceptance at the seller's general offices at P.O. Box 981330, West Sacramento, California 95798.
- 5) The seller shall not be liable for failure of performance or failure or delay in delivery by reason of any contingency beyond the seller's reasonable control.
- 6) Unless it shall expressly be agreed thereto in writing, the seller shall not be responsible for the operation and results of any technical advice in connection with the design, installation or use of the product sold hereunder.
- 7) It is agreed that no promises, agreements or understandings have been made other than contained herein; that no agent has any authority to obligate the seller to any terms or conditions not herein expressed unless seller approves of in writing.
- 8) All payments are to be made by the purchaser to the seller's office location noted on the front page. All accounts are due and payable as stated on reverse side under terms. Our Finance Charge on past due accounts is a fixed amount of 2% per month on the principal balance due which is equal to an Annual Percentage Rate of 24%.
- 9) In the event of nonpayment of past due accounts, the entire amount of both principal and interest accrued at such time shall become due, payable and collectable without notice at the option of the seller. The purchaser agrees to pay reasonable attorney's fees incurred, with or without legal action, in collecting the past due account together with all court costs involved.
- 10) This agreement shall be deemed to have been entered into in the State of California, and all questions of the validity, interpretation, or performance of any of its terms, or any rights or obligations of the parties to this agreement shall be governed by California law.
- 11) Any controversy between the parties to this agreement involving this construction, application or performance of any of the terms, provisions or conditions of this agreement, shall, on the written request of either party served on the other, be submitted to arbitration, and such arbitration shall comply with and be governed by the provisions of the California Arbitration Act, Sections 1280 through 1294.2 of the California Code of Civil Procedure. The parties shall each appoint one person to hear and determine the dispute and, if they are unable to agree, then the two persons so chosen shall select a third impartial arbitrator whose decision shall be final and conclusive upon both parties. The cost of arbitration shall be borne by the losing party, or in such proportions as the arbitrator shall decide.
- 12) This contract contains the entire agreement between the parties concerning the rights granted and the obligations assumed in this contract. Any oral representations or modifications concerning this contract shall be of no force or effect, except for a subsequent modification in writing signed by the parties.
- 13) If any action at law or in equity is necessary to enforce or interpret the terms of this agreement, the prevailing party shall be entitled to reasonable attorney's fees, costs, expert's fees, and necessary disbursements in addition to any other relief to which such party may be entitled.
- 14) Failure of the seller to enforce any of these conditions or to exercise any right shall in no way affect such rights and no failure shall be construed as a waiver in respect to other or future occurrences.
- 15) Seller will submit progress estimates for work actually completed at the end of each month, and Purchaser will pay 90% of the invoice amount due within ten (10) days after receipt of such billing. The amounts so paid shall be deducted from the final billing after completion of all work.
- 16) You, as owner or tenant, have the right to require the contractor to have a performance and payment bond or funding control. An additional charge of ½% will be added to the bid amount to cover this cost if requested.
- 17) **The intended use of sealcoating and resurfacing materials is to resurface existing asphalt pavements. They are not intended to remove surface variations which may hold water, change existing drainage patterns, restore badly cracked or broken base pavement, or permanently seal cracks subject to base movement. Cracks sealed and filled may open again.**
- 18) **VSS International will not be responsible for damage to any underground utilities, unless said utilities are specifically marked with depths on a furnished blue print. VSS International will also not be responsible for surface drainage on new or existing pavement unless said surfaces have a minimum of 1½% slope to drains.**
- 19) **The purchaser by signing this contract hereby declares that the pavement and subgrade to be repaired or sealed is structurally sound enough to support the weight of repair and seal coating equipment. Failure or damage to pavement as a result of inadequate structural support of VSS International's equipment is the responsibility of the purchaser.**

Accepted: _____
Contractor/Firm

Accepted: _____
VSS International, Inc.

By: _____
Authorized Representative/Owner

By: _____

Date: _____

Date: _____



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Intent to Set a Public Hearing to Consider Annual Adjustment of Fees by Application of the Engineering News-Record (ENR) Cost Index

SOURCE: Public Works

COMMENT: In accordance with prior City Council authorization, staff calculates and adjusts all of the attached fees annually. The policy as of 2003 is to provide the Council notice of all the attached adjustments annually (whether they are subject to the Mitigation Fee Act or not) 60-days before the new fees become effective.

City staff endeavors to honor its commitment to the Building Industry Association (BIA) by providing 60-days notice prior to the effective date of the annually adjusted fees. The Building Industry Association of Tulare/Kings Counties, Inc., has requested that they be notified of the annual adjustment of the attached fees, which are adjusted annually by application of the Engineering News-Record (ENR) Cost Index. Notification was sent to the BIA, developers, and Porter Vista Public Utilities on or before April 15, 2020. Most of the fees in Exhibit "H" Connection Fees were in effect before January 1, 1989, (the effective date of the Mitigation Fee Act) and have only been increased by the Engineering News-Record 20 City Construction Cost Index. The fees subject to the Act that were adopted or increased after its effective date were adopted or increased in accordance with those regulations. Again this year, City staff is giving notice for the fees covered by the Mitigation Fee Act. The applicable fees are attached to City Council's packet as Exhibit "A" and Exhibit "H".

The fee adjustment (1.48%) are shown in the attached Exhibit "A" Park Impact Fees and Exhibit "H" Connection Fees and will go into effect on July 1, 2020.

RECOMMENDATION: That City Council direct the City Clerk to notice a Public Hearing to consider the implementation of the City of Porterville's Impact Fee ENR Cost Index auto escalator at the meeting of June 16, 2020.

ATTACHMENTS:

1. Exhibit A - Park Impact Fees
2. Exhibit H - Connection Fees

Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager

EXHIBIT 'A'

PARK IMPACT FEES ◇

	Effective Date <u>07/01/19</u>	Effective Date <u>07/15/20*</u>
1. Single Family (RS-1 & RS-2) Δ	\$849	\$861
2. Multiple Family Per Unit Δ	\$659	\$669
3. Mobile Homes Δ	\$476	\$483

To be increased annually by the Engineering News Record Construction Cost Index.

*MO # TBD – Based on ENR Index = 11396.97

MO #17-060419 – Based on ENR Index = 11227.88

MO #13-061918 - Based on ENR Index = 10958.79

MO #12-060617 – Based on ENR Index = 10277.64

MO #16-060716 - Based on ENR Index = 10242.09

MO #13-060215 Approved increase of all suspended years (17% total as compounded)

FY 2014/2015 No report sent to City Council

MO #16-040213 Fee increase suspended for one year

MO #09-041712 Fee increase suspended for one year

MO #13-041911 Approved suspending impact fees for 2011/2012

MO #20-040610 Fee increase suspended for one year

Δ Resolution #2-99 (Establishing ENR Annual Adjustment)

◇ Fees Covered by the Mitigation Fee Act

Revised – 2018-05-04

EXHIBIT 'H'
CONNECTION FEES

		EFFECTIVE DATE	
	<u>SEWER TRUNK LINE FEES</u>	7/1/19	7/15/20*
1.	Hillside Development - per acre (Δ 142-02) ◇ _	\$1,264	\$1,283
2.	Single Family (RS-1 & RS-2) - per acre (Δ 94-90)	\$2,371	\$2,406
3.	Duplex (RM-1) - per acre (Δ 94-90)	\$5,506	\$5,588
4.	Multiple Family (RM-2 & RM-3) - per acre (Δ 94-90)	\$12,845	\$13,035
5.	Institutional - per acre**(Δ 94-90)	\$892	\$906
6.	Commercial & Professional Office - per acre**(Δ 94-90)	\$3,347	\$3,397
7.	Industrial - per acre**(Δ 94-90)	\$14,290	\$14,503

		EFFECTIVE DATE	
	<u>TREATMENT PLANT FEES</u>	7/01/19	7/15/20*
1.	Single Family and Multiple Family - per unit (Δ 67-03)	\$3,885	\$3,943
2.	Commercial and Industrial - per sewer connection (Δ 67-03)	\$13.88 (per gpd) (\$3,885)	\$14.09 (per gpd) (\$3,943)

		EFFECTIVE DATE	
	<u>SEWER CONNECTION CHARGES</u>	7/01/19	7/15/20*
1.	Six Inch or Smaller - per foot	\$12.81	\$13.00
2.	Eight Inch - per foot	\$16.80	\$17.05

		EFFECTIVE DATE	
	<u>WATER TRUNK FEES</u>	7/01/19	7/15/20*
1.	Hillside Development - per acre (Δ 142-02) ◇ _	\$1,861	\$1,888
2.	Single Family (RS-1 & RS-2) - per acre (Δ 93-90)	\$3,879	\$3,937
3.	Duplex (RM-1) - per acre (Δ 93-90)	\$9,711	\$9,855
4.	Multiple Family (RM-2 & RM-3) - per acre (Δ 93-90)	\$22,671	\$23,008
5.	Institutional**(Δ 93-90)	\$2,532	\$2,569
6.	Commercial and Professional Office - per acre**(Δ 93-90)	\$2,916	\$2,959
7.	Commercial Crop Cultivation – per acre**(Ord. 1813) D	\$728	\$739
7.	Industrial - per acre**(Δ 93-90)	\$22,392	\$22,724

		EFFECTIVE DATE	
	<u>WATER CONNECTION FEE</u>	7/01/19	7/15/20*
1.	Connection Charges - per foot	\$10.94	\$11.10

		EFFECTIVE DATE	
	<u>STREET LIGHT FEES</u>	7/01/19	7/15/20*
1.	Multiple Family - per foot	\$3.32	\$3.37
2.	Commercial/Industrial - per foot	\$4.19	\$4.25

<u>STORM DRAINAGE FEES</u>		EFFECTIVE DATE	
		7/01/19	7/15/20*
1.	Single Family (RS-1 & RS-2) - per acre (inc. Hillside Dev.) (Δ 95-90)	\$6,390	\$6,485
2.	Duplex (RM-1) - per acre (Δ 95-90)	\$8,523	\$8,650
3.	Multiple Family (RM-2 & RM-3) - per acre (Δ 95-90)	\$12,788	\$12,978
4.	Commercial, Industrial & Institutional - per acre (Δ 95-90)	\$17,043	\$17,296

<u>FIRE HYDRANT FEES</u>		EFFECTIVE DATE	
		7/01/19	7/15/20*
1.	Multiple Family - per foot	\$4.34	\$4.40
2.	Commercial/Industrial - per foot	\$6.42	\$6.52

<u>TRANSPORTATION IMPACT FEES</u> ◇ _		EFFECTIVE DATE	
		7/01/19	7/15/20*
1.	Single Family (RS-1 & RS-2) per unit (Δ 50-98)	\$1,367	\$1,387
2.	Multiple Family (per unit) (Δ 50-98)	\$924	\$938
3.	General Office/ Institutional (per 1,000 sq ft of gross floor) (Δ 50-98)	\$3,518	\$3,570
4.	Commercial (per 1,000 square feet of gross floor area) (Δ 50-98)	\$6,691	\$6,791
5.	Light Industrial (per 1,000 square feet of gross floor area) (Δ 50-98)	\$997	\$1,012

<u>FRONTAGE IMPROVEMENT VALUATION THRESHOLD</u>		EFFECTIVE DATE	
		7/01/19	7/15/19*
1.	Frontage Improvements are required when the Building Permit valuation is over ◆ (Beginning 2/19/04 - over a two-year period)	\$24,296	\$24,657

*MO # TBD – Based on ENR Index = 11396.97
MO #17-060419 – Based on ENR Index = 11227.88
MO #13-061918 - Based on ENR Index = 10958.79
MO #12-060617 - Based on ENR Index = 10277.64
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MO #16-040213 Fee increase suspended for one year
MO #09-041712 Fee increase suspended for one year
MO #13-041911 Fee increase suspended for one year
MO #20-040610 Fee increase suspended for one year
Δ Resolution Establishing ENR Annual Adjustment
◆ Ordinance No. 1644 dated 2-19-04 (includes Annual Adjustment by ENR)
◇ Fees Covered by the Mitigation Fee Act

**Institutional, Commercial and Industrial water and sewer trunk line fees will be collected based upon the amount stated above, but shall be adjusted after monitoring of actual usage to the following fees:

Water - \$192.08 per 100 GPD of actual average demand (adjusted annually by the ENR Construction Cost Index).

Sewer - \$163.26 per 100 GPD of actual daily flow (adjusted annually by the ENR Construction Cost Index).



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Quarterly Portfolio Summary

SOURCE: Finance

COMMENT: This report reflects the investment portfolio of the City of Porterville as of March 31, 2020, 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. 03-31-20 Portfolio Summary

Appropriated/Funded:

Review By:
Department Director:

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE
PORTFOLIO SUMMARY AS OF MARCH 31, 2020

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
1006	LOCAL AGENCY INVESTMENT FUND	\$ 17,077,047	\$ 17,077,047	2.030%	DAILY	DAILY	1
1007	CSJVRMA INVESTMENT FUND	6,995,439	7,334,714	2.150%	DAILY	DAILY	30
866	TULARE COUNTY INVESTMENT POOL	9,346,060	9,346,060	2.390%	DAILY	DAILY	30
	TULARE COUNTY JUNIOR LIVESTOCK SHOW AND COMMUNITY FAIR	846,537	846,537	4.000%	1/15/2015	7/15/2037	6,315
	CORNERSTONE MAIN PARTNERS, L.P.	2,778,511	2,778,511	2.400%	12/12/2018	11/30/2038	6,818
3133EGKA2	FEDERAL FARM CREDIT BANK	1,000,000	1,000,130	1.500%	6/29/2016	7/6/2021	462
3134GUL40	FEDERAL HOME LOAN MTG CORP	1,000,000	1,003,390	2.050%	12/30/2019	9/30/2024	1,644
3134GUQN3	FEDERAL HOME LOAN MTG CORP	1,000,000	1,001,790	2.100%	11/14/2019	11/14/2024	1,689
3134GUT34	FEDERAL HOME LOAN MTG CORP	1,000,000	1,000,920	2.040%	1/27/2020	1/27/2025	1,763
3136G4UJ0	FEDERAL NATL MORTGAGE ASSOC	1,000,000	1,002,340	1.800%	2/26/2020	2/26/2025	1,793
46625HQJ2	JP MORGAN CHASE & CO NOTE	997,500	1,002,390	2.550%	12/28/2016	3/1/2021	335
89236TEC5	TOYOTA MOTOR CRD CORP	1,000,000	994,720	2.150%	9/8/2017	9/8/2022	891
037833DE7	APPLE INC NOTE	993,000	1,027,450	2.400%	1/16/2018	1/13/2023	1,018
084670BR8	BERKSHIRE HATHAWAY	1,000,000	1,034,700	2.750%	4/23/2018	3/15/2023	1,079
06406RAG2	BANK NEW YORK MELLON CORP MTN	1,000,000	1,043,870	3.500%	10/16/2018	4/28/2023	1,123
90331HNV1	US BANK ASSN MTN	995,000	1,049,270	3.400%	11/15/2018	7/24/2023	1,210
89114Q5B0	TORONTO DOMINION BANK	1,000,000	1,001,450	2.350%	8/30/2019	8/30/2024	1,613
95001D4X5	WELLS FARGO & CO NOTES	1,000,000	981,860	2.250%	10/28/2019	4/28/2023	1,123
48128GL73	JP MORGAN CHASE & CO NOTE	1,000,000	1,015,940	2.250%	10/31/2019	10/31/2024	1,675
38150AE27	GOLDMAN SACHS GROUP INC	1,000,000	1,000,300	2.000%	3/25/2020	3/25/2025	1,820
254672NN4	CERTIFICATE OF DEPOSIT	247,000	247,306	2.000%	5/13/2015	5/13/2020	43
20033AKP0	CERTIFICATE OF DEPOSIT	249,000	249,386	1.900%	5/26/2015	5/26/2020	56
140420RT9	CERTIFICATE OF DEPOSIT	248,000	248,434	1.850%	6/3/2015	6/3/2020	64
46147UQL7	CERTIFICATE OF DEPOSIT	249,000	249,491	1.900%	6/17/2015	6/17/2020	78
981571BN1	CERTIFICATE OF DEPOSIT	200,000	200,474	2.300%	6/25/2015	6/25/2020	86
29976DYV6	CERTIFICATE OF DEPOSIT	247,000	247,588	1.950%	6/30/2015	6/30/2020	91
14042E4P2	CERTIFICATE OF DEPOSIT	246,000	246,856	2.300%	7/15/2015	7/15/2020	106
31938QN26	CERTIFICATE OF DEPOSIT	247,000	247,766	2.050%	7/17/2015	7/17/2020	108
58403BY67	CERTIFICATE OF DEPOSIT	247,000	247,961	2.250%	7/27/2015	7/27/2020	118
05580ACW2	CERTIFICATE OF DEPOSIT	247,000	248,405	2.200%	9/22/2015	9/18/2020	171
02587DL30	CERTIFICATE OF DEPOSIT	246,000	247,970	2.300%	12/23/2015	12/23/2020	267
9497486Z5	CERTIFICATE OF DEPOSIT	249,000	249,580	1.600%	8/3/2016	8/3/2021	490
06062QXG4	CERTIFICATE OF DEPOSIT	247,000	249,144	1.850%	11/23/2016	11/23/2021	602
58733ADT3	CERTIFICATE OF DEPOSIT	240,000	243,319	2.100%	1/27/2017	1/27/2022	667
38148PGX9	CERTIFICATE OF DEPOSIT	245,000	249,486	2.300%	3/8/2017	3/8/2022	707
857894SK6	CERTIFICATE OF DEPOSIT	249,000	252,167	2.050%	1/13/2017	1/13/2022	653
71270QQJ8	CERTIFICATE OF DEPOSIT	246,000	249,141	2.050%	1/18/2017	1/18/2022	658
8562845Z3	CERTIFICATE OF DEPOSIT	246,000	250,497	2.350%	1/26/2017	1/26/2022	666
33767A2G5	CERTIFICATE OF DEPOSIT	249,000	252,752	2.100%	4/19/2017	4/19/2022	749
55266CVB9	CERTIFICATE OF DEPOSIT	249,000	252,020	1.950%	4/28/2017	4/28/2022	758
67054NAK9	CERTIFICATE OF DEPOSIT	249,000	254,057	2.300%	6/21/2017	6/21/2022	812
9819962K6	CERTIFICATE OF DEPOSIT	200,000	202,200	2.400%	4/19/2017	4/19/2022	749
795450D36	CERTIFICATE OF DEPOSIT	240,000	245,426	2.350%	8/23/2017	8/23/2022	875
06740KKD8	CERTIFICATE OF DEPOSIT	247,000	251,550	2.200%	7/12/2017	7/12/2022	833
33715LAP5	CERTIFICATE OF DEPOSIT	249,000	254,189	2.250%	9/28/2017	9/28/2022	911
62384RAB2	CERTIFICATE OF DEPOSIT	249,000	254,553	2.300%	10/12/2017	10/12/2022	925
01748DAY2	CERTIFICATE OF DEPOSIT	249,000	254,007	2.200%	11/3/2017	11/3/2022	947
61747MF63	CERTIFICATE OF DEPOSIT	246,000	254,170	2.650%	1/11/2018	1/11/2023	1,016
22239MAR9	CERTIFICATE OF DEPOSIT	249,000	257,070	2.600%	2/2/2018	2/2/2023	1,038
366526AR2	CERTIFICATE OF DEPOSIT	249,000	257,501	2.650%	2/16/2018	2/16/2023	1,052
819866AE4	CERTIFICATE OF DEPOSIT	249,000	258,699	2.800%	3/5/2018	3/6/2023	1,070
319141KL0	CERTIFICATE OF DEPOSIT	245,000	257,848	3.150%	6/6/2018	6/6/2023	1,162
74934YAH4	CERTIFICATE OF DEPOSIT	245,000	258,017	3.150%	6/20/2018	6/20/2023	1,176
17312QJ26	CERTIFICATE OF DEPOSIT	246,000	256,526	2.900%	4/11/2018	4/11/2023	1,106
25665QAX3	CERTIFICATE OF DEPOSIT	246,000	256,544	2.900%	4/13/2018	4/13/2023	1,108
91435LAG2	CERTIFICATE OF DEPOSIT	249,000	261,116	3.050%	5/14/2018	5/15/2023	1,140
080515CQ0	CERTIFICATE OF DEPOSIT	246,000	257,943	3.050%	5/16/2018	5/16/2023	1,141
90348JCW8	CERTIFICATE OF DEPOSIT	249,000	262,937	3.250%	6/13/2018	6/13/2023	1,169
74160NGF1	CERTIFICATE OF DEPOSIT	249,000	262,640	3.200%	6/22/2018	6/22/2023	1,178
45581EAX9	CERTIFICATE OF DEPOSIT	249,000	263,514	3.300%	6/30/2018	6/30/2023	1,186
31911QFK6	CERTIFICATE OF DEPOSIT	249,000	263,136	3.200%	8/10/2018	8/10/2023	1,227
499724AD4	CERTIFICATE OF DEPOSIT	249,000	263,753	3.250%	8/30/2018	8/30/2023	1,247
64017AAH7	CERTIFICATE OF DEPOSIT	245,000	260,114	3.300%	9/19/2018	9/19/2023	1,267
92891CBK7	CERTIFICATE OF DEPOSIT	249,000	265,093	3.350%	10/16/2018	10/16/2023	1,294
474067AQ8	CERTIFICATE OF DEPOSIT	249,000	265,078	3.350%	10/19/2018	10/19/2023	1,297
59452WAE8	CERTIFICATE OF DEPOSIT	249,000	266,221	3.450%	11/9/2018	11/9/2023	1,318
61760ASL4	CERTIFICATE OF DEPOSIT	245,000	262,929	3.550%	11/26/2018	11/24/2023	1,333
635573AL2	CERTIFICATE OF DEPOSIT	245,000	261,937	3.400%	12/26/2018	12/21/2023	1,360
27002YEK8	CERTIFICATE OF DEPOSIT	245,000	245,206	2.750%	5/29/2019	4/18/2024	1,479
44329MA45	CERTIFICATE OF DEPOSIT	247,000	248,134	2.300%	8/13/2019	8/13/2024	1,596

INVESTMENT OR CUSIP NUMBER	INSTITUTION	PURCHASE PRICE	MARKET VALUE	COUPON INTEREST RATE	PURCHASE DATE	MATURITY DATE	DAYS TO MATURITY
15118RRHS	CERTIFICATE OF DEPOSIT	249,000	252,501	1.850%	8/30/2019	8/30/2024	1,613
938828BM1	CERTIFICATE OF DEPOSIT	249,000	254,095	2.000%	8/30/2019	8/30/2024	1,613
88241TGE4	CERTIFICATE OF DEPOSIT	249,000	252,742	1.900%	12/18/2019	12/29/2023	1,368
05581W4Y8	CERTIFICATE OF DEPOSIT	245,000	245,794	2.000%	1/30/2020	1/30/2024	1,400
949495BC8	CERTIFICATE OF DEPOSIT	250,000	252,198	1.750%	2/21/2020	2/21/2023	1,057
05465DAK4	CERTIFICATE OF DEPOSIT	249,000	250,452	1.650%	3/26/2020	3/26/2024	1,456
1204	CERTIFICATE OF DEPOSIT	249,000	249,000	2.700%	4/24/2018	4/24/2023	1,119
1248	CERTIFICATE OF DEPOSIT	250,000	250,000	2.480%	5/25/2018	5/8/2020	38
1254	CERTIFICATE OF DEPOSIT	250,000	250,000	2.280%	9/3/2019	9/3/2020	156
1281	CERTIFICATE OF DEPOSIT	250,000	250,000	2.800%	5/14/2018	5/14/2023	1,139
1282	CERTIFICATE OF DEPOSIT	250,000	250,000	3.000%	6/21/2018	6/21/2023	1,177
1283	CERTIFICATE OF DEPOSIT	250,000	250,000	2.458%	5/10/2018	5/10/2020	40
1285	CERTIFICATE OF DEPOSIT	250,000	250,000	2.650%	4/29/2018	4/29/2023	1,124
1286	CERTIFICATE OF DEPOSIT	250,000	250,000	3.100%	6/25/2018	6/25/2023	1,181
1294	CERTIFICATE OF DEPOSIT	250,000	250,000	2.030%	4/3/2015	4/3/2020	3
1295	CERTIFICATE OF DEPOSIT	250,000	250,000	2.084%	4/20/2015	4/20/2020	20
1296	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/8/2015	5/8/2020	38
1297	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/14/2015	5/14/2020	44
1298	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	11/4/2015	11/4/2020	218
1300	CERTIFICATE OF DEPOSIT	250,000	250,000	2.100%	12/8/2015	12/8/2020	252
1301	CERTIFICATE OF DEPOSIT	250,000	250,000	2.080%	2/4/2016	2/4/2021	310
1302	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	1/11/2016	1/11/2021	286
1303	CERTIFICATE OF DEPOSIT	250,000	250,000	2.150%	4/19/2016	4/19/2021	384
1304	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	5/19/2016	5/19/2021	414
1305	CERTIFICATE OF DEPOSIT	250,000	250,000	2.000%	6/3/2016	6/3/2021	429
1306	CERTIFICATE OF DEPOSIT	249,000	249,000	1.935%	10/28/2016	10/28/2021	576
1307	CERTIFICATE OF DEPOSIT	249,000	249,000	1.900%	12/20/2016	12/20/2021	629
1308	CERTIFICATE OF DEPOSIT	261,315	261,315	2.000%	1/20/2017	1/20/2022	660
1309	CERTIFICATE OF DEPOSIT	249,000	249,000	2.150%	2/14/2017	2/14/2022	685
1310	CERTIFICATE OF DEPOSIT	249,000	249,000	2.100%	5/1/2017	5/2/2022	762
1311	CERTIFICATE OF DEPOSIT	250,000	250,000	2.110%	6/23/2017	6/23/2022	814
1312	CERTIFICATE OF DEPOSIT	249,000	249,000	2.500%	7/26/2017	7/26/2022	847
1313	CERTIFICATE OF DEPOSIT	249,000	249,000	2.230%	7/11/2017	7/11/2022	832
1314	CERTIFICATE OF DEPOSIT	249,000	249,000	2.500%	7/21/2017	7/21/2022	842
1315	CERTIFICATE OF DEPOSIT	249,000	249,000	2.350%	9/22/2017	9/22/2022	905
1316	CERTIFICATE OF DEPOSIT	249,000	249,000	2.600%	10/6/2017	10/6/2022	919
1317	CERTIFICATE OF DEPOSIT	249,000	249,000	2.428%	11/16/2017	11/16/2022	960
1318	CERTIFICATE OF DEPOSIT	249,000	249,000	2.500%	3/22/2018	3/22/2023	1,086
1319	CERTIFICATE OF DEPOSIT	250,000	250,000	3.000%	8/3/2018	8/3/2021	490
1320	CERTIFICATE OF DEPOSIT	249,000	249,000	3.250%	9/12/2018	9/12/2023	1,260
1321	CERTIFICATE OF DEPOSIT	249,000	249,000	2.970%	10/16/2018	5/16/2020	46
1322	CERTIFICATE OF DEPOSIT	253,603	253,603	3.150%	11/30/2018	11/30/2020	244
1323	CERTIFICATE OF DEPOSIT	249,000	249,000	3.150%	10/23/2018	10/23/2021	571
1324	CERTIFICATE OF DEPOSIT	249,000	249,000	3.350%	1/11/2019	1/11/2024	1,381
1325	CERTIFICATE OF DEPOSIT	249,000	249,000	3.150%	1/23/2019	1/23/2021	298
1326	CERTIFICATE OF DEPOSIT	252,656	252,656	3.500%	1/29/2019	1/29/2024	1,399
1327	CERTIFICATE OF DEPOSIT	245,000	245,000	3.500%	2/28/2019	2/28/2024	1,429
1328	CERTIFICATE OF DEPOSIT	249,000	249,000	3.250%	3/22/2019	3/22/2024	1,452
1329	CERTIFICATE OF DEPOSIT	249,000	249,000	3.210%	4/9/2019	10/9/2023	1,287
1330	CERTIFICATE OF DEPOSIT	248,960	248,960	3.200%	5/24/2019	5/24/2024	1,515
1331	CERTIFICATE OF DEPOSIT	249,000	249,000	3.100%	5/7/2019	5/7/2024	1,498
1332	CERTIFICATE OF DEPOSIT	249,000	249,000	3.200%	6/4/2019	6/4/2024	1,526
1333	CERTIFICATE OF DEPOSIT	249,000	249,000	2.960%	7/22/2019	7/22/2024	1,574
1334	CERTIFICATE OF DEPOSIT	250,000	250,000	3.050%	7/31/2019	7/31/2024	1,583
1335	CERTIFICATE OF DEPOSIT	249,000	249,000	2.810%	9/11/2019	9/11/2024	1,625
1336	CERTIFICATE OF DEPOSIT	249,000	249,000	2.800%	9/17/2019	9/17/2024	1,631
1337	CERTIFICATE OF DEPOSIT	249,000	249,000	2.700%	11/1/2019	11/1/2024	1,676
1338	CERTIFICATE OF DEPOSIT	249,000	249,000	2.720%	10/15/2019	10/15/2024	1,659
1339	CERTIFICATE OF DEPOSIT	249,000	249,000	2.250%	12/26/2019	12/26/2024	1,731
1340	CERTIFICATE OF DEPOSIT	249,000	249,000	2.400%	12/5/2019	12/5/2024	1,710
1341	CERTIFICATE OF DEPOSIT	249,000	249,000	2.250%	1/8/2020	1/8/2025	1,744
1342	CERTIFICATE OF DEPOSIT	249,000	249,000	2.250%	1/17/2020	1/17/2025	1,753
1343	CERTIFICATE OF DEPOSIT	249,000	249,000	2.250%	1/24/2020	1/24/2025	1,760
TOTALS		\$ 80,015,628	\$ 80,893,556				

WEIGHTED AVERAGE RATE OF EARNINGS					% OF LIQUID PORTFOLIO HOLDINGS	WEIGHTED AVERAGE DAYS TO MATURITY
ONE YEAR HISTORY				CURRENT		
3/31/2019	6/30/2019	9/30/2019	12/31/2019	3/31/2020		
2.436%	2.458%	2.445%	2.410%	2.349%	41.765%	864

Comments:

Portfolio holdings as of March 31, 2020, are in compliance with the current Investment Policy. With 41.765% 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 second calendar quarter ending June 30, 2020, and will be presented during the August 4, 2020 Council meeting.



CITY COUNCIL AGENDA – MAY 5, 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 March 31, 2020, are submitted.

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

ATTACHMENTS: 1. 03-31-20 Quarterly Financial Status Reports

Appropriated/Funded:

Review By:

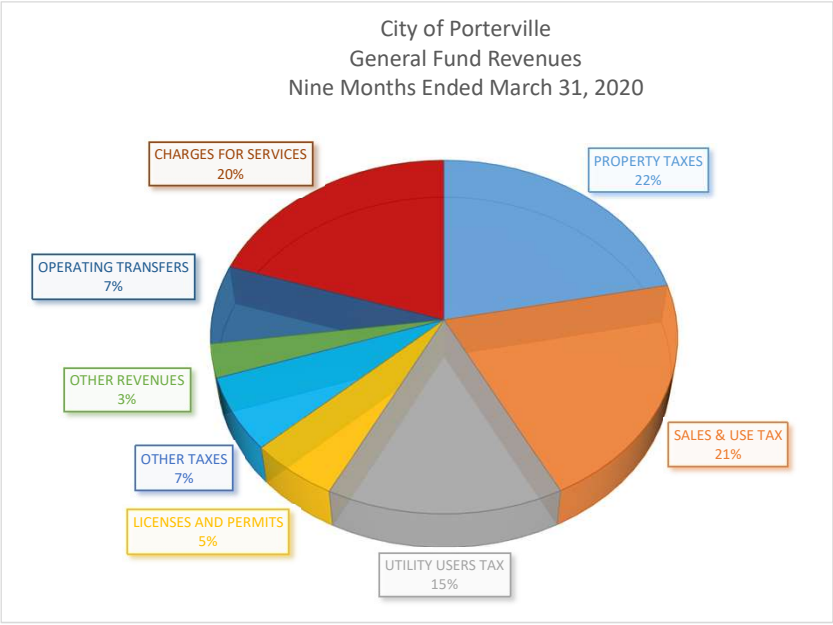
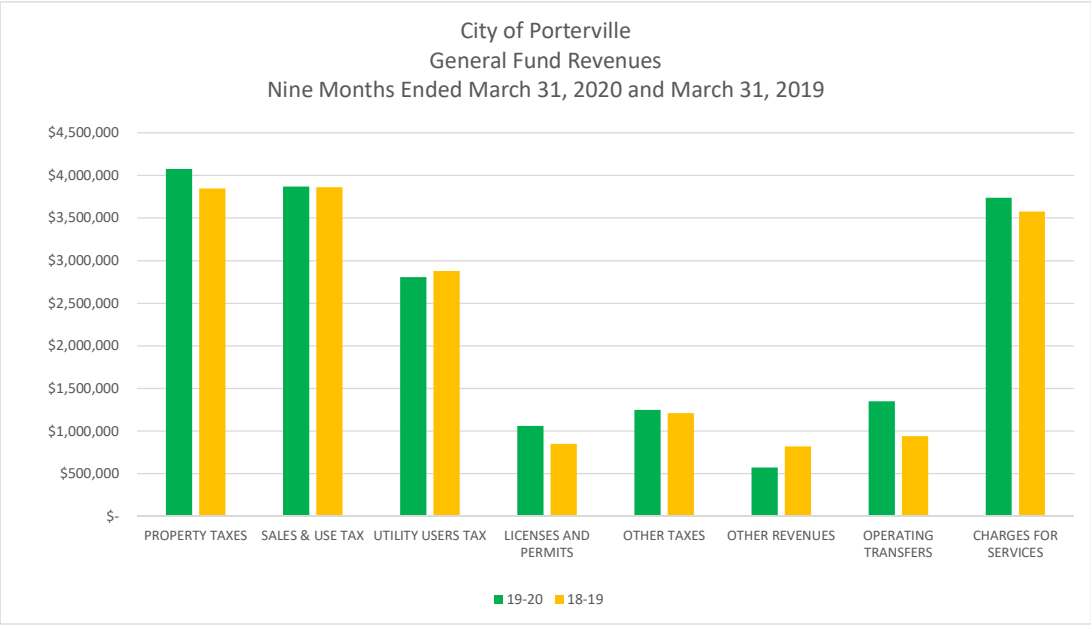
Department Director:

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

**REVENUE STATUS REPORT - GENERAL FUND
FOR THE NINE MONTHS ENDED
MARCH 31, 2020 AND MARCH 31, 2019**

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	\$ 4,076,230	56.46%	\$ 6,889,846	\$ 3,850,429	55.89%
OTHER TAXES:						
SALES AND USE TAX	6,322,477	3,682,910	58.25%	5,998,601	3,683,592	61.41%
UTILITY USERS TAX	4,350,000	2,808,500	64.56%	4,125,000	2,880,458	69.83%
TRANSIENT OCCUPANCY TAX	550,000	267,162	48.57%	620,000	268,382	43.29%
PROPERTY TRANSFER TAX	85,000	68,893	81.05%	85,000	47,780	56.21%
FRANCHISE TAX	1,631,134	855,150	52.43%	1,611,134	855,574	53.10%
SALES TAX - PUBLIC SAFETY	220,000	188,490	85.68%	220,000	178,453	81.11%
LICENSES AND PERMITS:						
BUSINESS LICENSES	492,500	464,170	94.25%	481,800	458,274	95.12%
CONSTRUCTION PERMITS	480,000	598,165	124.62%	440,000	392,764	89.26%
REVENUE FROM AGENCIES-TAXES:						
VEHICLE LICENSE FEES	29,000	47,693	164.46%	32,000	29,183	91.20%
OTHER TAXES	25,000	12,010	48.04%	25,000	12,240	48.96%
REVENUE FROM AGENCIES-GRANTS	167,567	94,103	56.16%	172,741	140,324	81.23%
USE OF MONEY AND PROPERTY	443,000	372,483	84.08%	405,800	387,079	95.39%
FINES AND FORFEITURES	32,000	24,310	75.97%	34,000	15,323	45.07%
CHARGES FOR SERVICES:						
PLANNING AND ENGINEERING	115,000	166,563	144.84%	129,000	108,446	84.07%
POLICE	560,000	213,441	38.11%	519,000	163,105	31.43%
FIRE	50,000	45,490	90.98%	45,000	40,802	90.67%
LIBRARY	40,000	15,977	39.94%	40,000	25,023	62.56%
RECREATIONAL	2,763,800	1,427,645	51.66%	2,738,739	1,437,187	52.48%
INTERDEPARTMENTAL	2,450,000	1,803,396	73.61%	2,400,000	1,753,872	73.08%
OTHER	61,272	63,802	104.13%	41,272	51,226	124.12%
OTHER REVENUES	80,200	80,155	99.94%	80,200	277,236	345.68%
SUBTOTALS	\$ 28,167,950	\$ 17,376,738	61.69%	\$ 27,134,133	\$ 17,056,752	62.86%
OPERATING TRANSFERS	1,221,362	919,122	75.25%	1,230,625	771,487	62.69%
DEBT SERVICE TRANSFERS	199,134	214,903	107.92%	199,250	168,849	84.74%
TOTALS	\$ 29,588,446	\$ 18,510,763	62.56%	\$ 28,564,008	\$ 17,997,089	63.01%

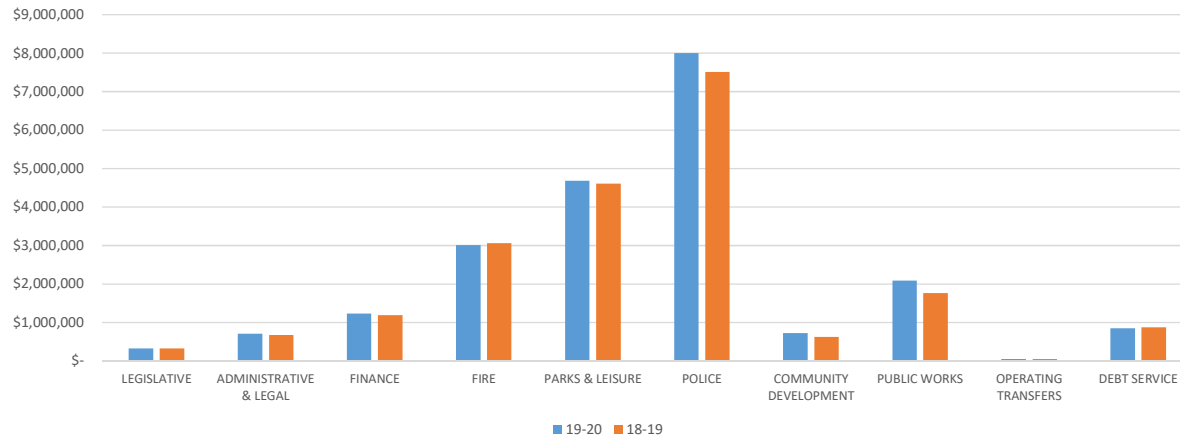


CITY OF PORTERVILLE

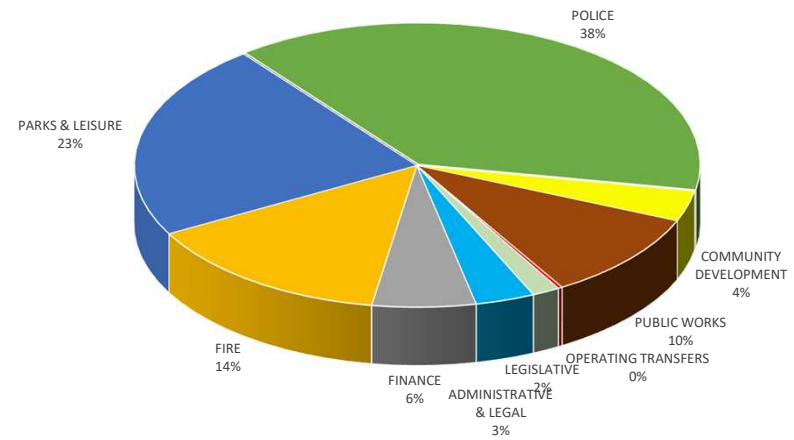
**EXPENDITURE STATUS REPORT - GENERAL FUND
FOR THE NINE MONTHS ENDED
MARCH 31, 2020 AND MARCH 31, 2019**

	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	\$ 137,319	61.6%	\$ 252,917	\$ 213,061	84.2%
COMMUNITY PROMOTION	265,339	168,254	63.4%	236,653	119,518	50.5%
EMERGENCY - LIBRARY	-	22,817	-	-	-	-
EMERGENCY - COVID 19	-	17	-	-	-	-
ADMINISTRATIVE & LEGAL:						
CITY MANAGER	320,596	228,367	71.2%	318,526	199,275	62.6%
CITY CLERK	216,969	123,496	56.9%	190,463	134,545	70.6%
HUMAN RESOURCES	318,459	269,847	84.7%	308,614	240,541	77.9%
CITY ATTORNEY	225,000	85,533	38.0%	225,000	102,327	45.5%
FINANCE:						
FINANCE & ACCOUNTING	893,354	663,904	74.3%	902,024	653,162	72.4%
INFORMATION SERVICES	490,049	361,212	73.7%	472,829	321,937	68.1%
ADMINISTRATIVE SERVICES	351,382	208,041	59.2%	348,497	215,586	61.9%
POLICE PROTECTION	11,019,642	8,004,152	72.6%	10,498,068	7,513,526	71.6%
FIRE PROTECTION	4,337,124	3,009,258	69.4%	4,408,354	3,061,075	69.4%
COMMUNITY DEVELOPMENT:						
PLANNING & ZONING	694,506	411,785	59.3%	643,169	422,716	65.7%
ECONOMIC DEVELOPMENT	473,329	316,658	66.9%	385,874	205,574	53.3%
PUBLIC WORKS:						
ENGINEERING & BUILDING	1,208,650	993,393	82.2%	1,161,034	849,922	73.2%
STREET MAINTENANCE	492,623	404,353	82.1%	482,842	402,878	83.4%
SIGNALS, SIGNING & STRIPING	386,891	246,516	63.7%	384,414	200,081	52.0%
STREET LIGHTING	507,773	342,744	67.5%	507,517	223,926	44.1%
STORM DRAINS	89,693	61,319	68.4%	83,818	49,577	59.1%
PARKING LOTS	56,893	40,633	71.4%	47,381	36,881	77.8%
PARKS & LEISURE:						
PARK MAINTENANCE & OPERATION	2,111,795	1,551,553	73.5%	1,990,891	1,488,417	74.8%
STREET TREES & PARKWAYS	218,234	170,146	78.0%	232,964	162,725	69.8%
COMMUNITY CENTERS	255,658	119,491	46.7%	224,086	169,594	75.7%
LEISURE SERVICES	314,811	241,509	76.7%	282,955	243,003	85.9%
LEISURE SERVICES - SPECIAL PROG	2,585,888	1,915,908	74.1%	2,524,117	1,880,714	74.5%
SWIMMING POOL	166,525	105,396	63.3%	169,023	96,824	57.3%
LIBRARY OPERATIONS	796,495	556,073	69.8%	781,635	556,324	71.2%
SPECIAL PROJECTS	24,645	19,931	80.9%	24,645	12,699	51.5%
 SUB TOTALS	 29,045,240	 \$ 20,779,623	 71.5%	 28,088,310	 19,776,407	 70.4%
 OPERATING TRANSFERS	 79,000	 51,750	 65.5%	 79,000	 51,750	 65.5%
DEBT SERVICE	1,705,953	855,000	50.1%	1,723,011	875,956	50.8%
	<u>\$ 30,830,193</u>	<u>\$ 21,686,373</u>	70.3%	<u>\$ 29,890,321</u>	<u>\$ 20,704,113</u>	69.3%

City of Porterville
General Fund Expenditures
Nine Months Ended March 31, 2020 and March 31, 2019



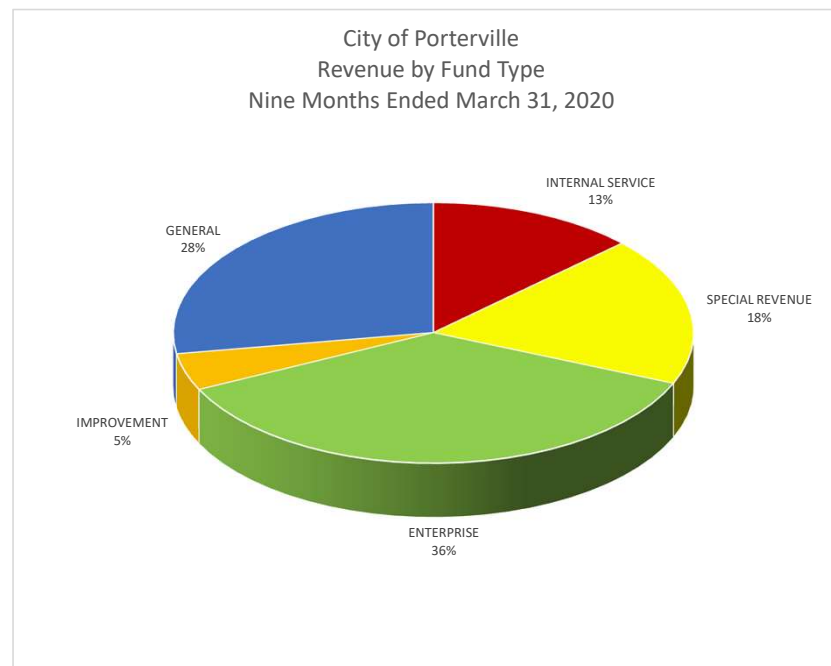
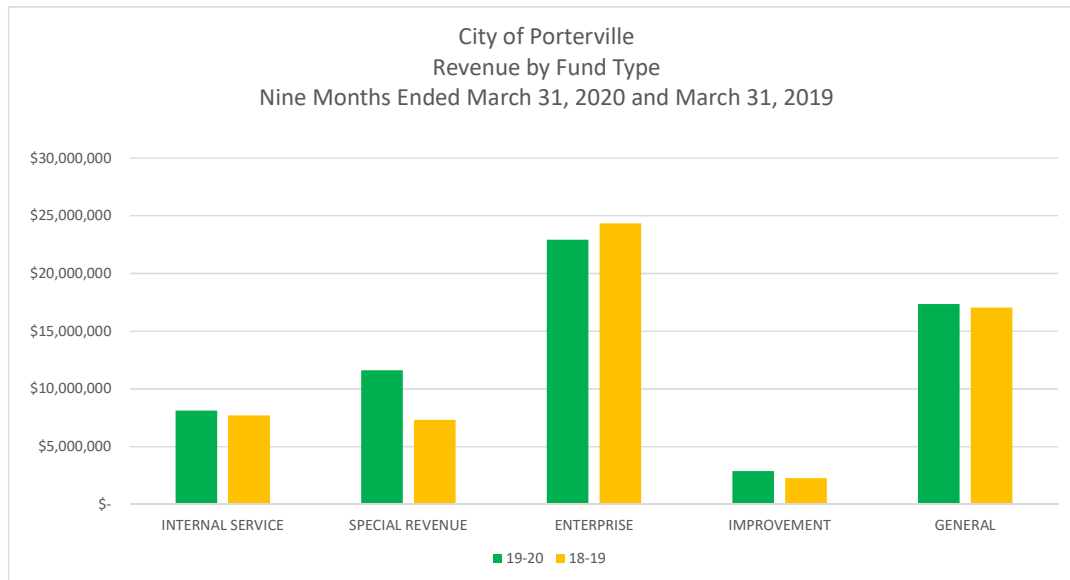
City of Porterville
General Fund Expenditures
Nine Months Ended March 31, 2020



CITY OF PORTERVILLE

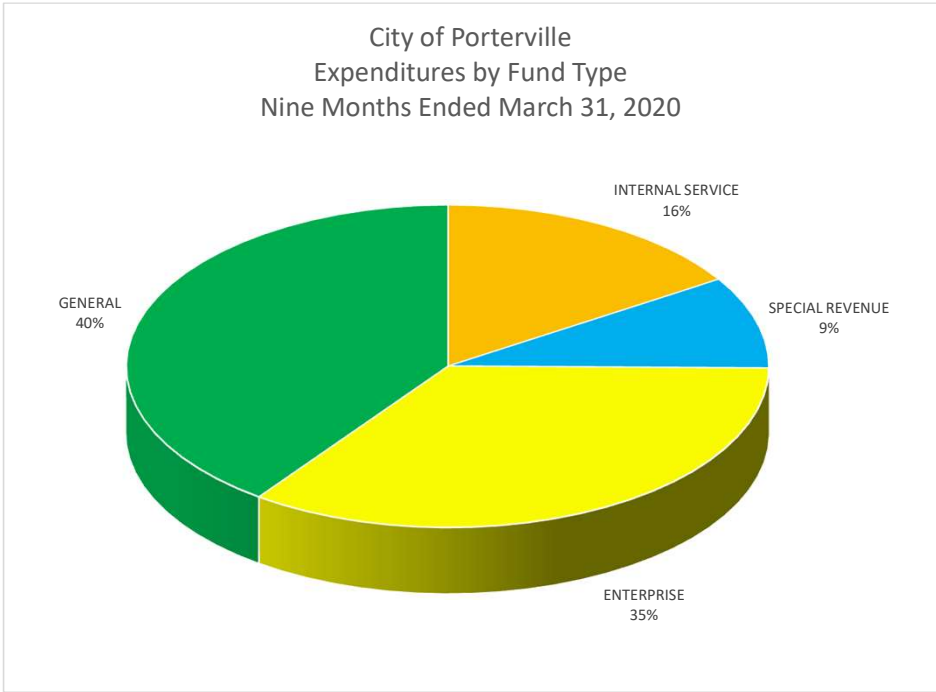
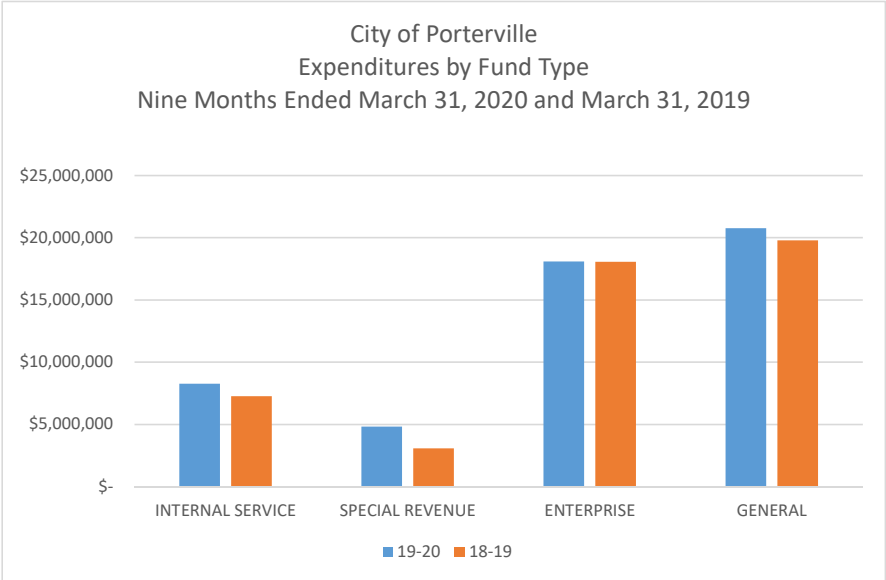
**REVENUE STATUS REPORT - ALL OTHER FUNDS
FOR THE NINE MONTHS ENDED
MARCH 31, 2020 AND MARCH 31, 2019**

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	\$ 2,347,143	60.9%	\$ 3,719,011	\$ 2,272,710	61.1%
MEASURE I SALES TAX	6,665,239	4,571,379	68.6%	-	-	-
SPECIAL GAS TAX	3,615,857	2,348,954	65.0%	3,925,439	2,135,413	54.4%
LOCAL TRANSPORTATION FUNDS (LTF)	10,884,126	919,722	8.5%	11,239,674	1,783,905	15.9%
TRAFFIC SAFETY FUND	120,400	78,581	65.3%	150,400	65,084	43.3%
ZALUD ESTATE	7,800	6,601	84.6%	7,700	5,441	70.7%
COMMUNITY DEVELOPMENT BLOCK GRANT	834,422	547,943	65.7%	775,500	594,971	76.7%
TRANSIT	11,643,953	2,383,702	20.5%	15,452,340	4,179,919	27.1%
SPECIAL SAFETY GRANTS	241,500	169,083	70.0%	291,800	149,275	51.2%
SEWER OPERATING	7,142,596	5,339,634	74.8%	7,148,447	5,261,684	73.6%
REFUSE REMOVAL	6,032,500	4,568,096	75.7%	5,980,000	4,496,637	75.2%
AIRPORT OPERATIONS	1,476,800	909,072	61.6%	1,788,900	967,924	54.1%
GOLF COURSE	168,500	123,172	73.1%	171,500	112,769	65.8%
WATER OPERATING	12,469,100	9,605,506	77.0%	11,903,750	9,318,465	78.3%
RISK MANAGEMENT	6,821,402	5,323,966	78.0%	6,635,519	5,062,058	76.3%
EQUIPMENT MAINTENANCE	3,608,000	2,811,685	77.9%	3,315,000	2,647,573	79.9%
LANDSCAPE MAINTENANCE DISTRICT	112,540	61,246	54.4%	85,000	60,183	70.8%
WATER REPLACEMENT	21,037,761	810,191	3.9%	21,420,524	649,584	3.0%
SOLID WASTE RESERVE	1,775,356	732,534	41.3%	2,319,462	786,355	33.9%
SEWER REVOLVING	337,084	374,843	111.2%	317,058	293,812	92.7%
TRANSPORTATION DEVELOPMENT	210,000	248,664	118.4%	210,000	107,344	51.1%
PARK DEVELOPMENT	50,050	100,902	201.6%	50,050	51,820	103.5%
TREATMENT PLANT RESERVE	583,792	970,129	166.2%	581,248	537,001	92.4%
STORM DRAIN DEVELOPMENT	125,000	209,475	167.6%	120,000	99,636	83.0%
BUILDING CONSTRUCTION	5,000	6,080	121.6%	5,000	8,946	178.9%
TOTALS	\$ 99,822,825	\$ 45,568,302	45.6%	\$ 97,613,322	\$ 41,648,507	42.7%



CITY OF PORTERVILLE
EXPENDITURE STATUS REPORT - ALL OTHER FUNDS
FOR THE NINE MONTHS ENDED
MARCH 31, 2020 AND MARCH 31, 2019

	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	\$ 2,791,963	70.2%	\$ 3,869,533	\$ 2,673,441	69.1%
MEASURE I SALES TAX	3,022,750	1,613,171	53.4%	-	22,277	-
ZALUD ESTATE	23,955	23,797	99.3%	22,505	17,025	75.6%
COMMUNITY DEVELOPMENT BLOCK GRANT	812,415	125,267	15.4%	734,480	126,363	17.2%
TRANSIT	4,569,628	2,991,472	65.5%	4,011,228	2,724,749	67.9%
SPECIAL SAFETY GRANTS	401,411	163,950	40.8%	351,017	167,964	47.9%
SEWER OPERATING	6,187,428	4,375,572	70.7%	6,411,634	4,641,902	72.4%
REFUSE REMOVAL	6,467,269	4,650,482	71.9%	6,391,645	4,531,713	70.9%
AIRPORT	1,362,868	740,871	54.4%	1,551,236	890,631	57.4%
GOLF COURSE	433,299	311,857	72.0%	417,196	324,865	77.9%
WATER OPERATING	7,701,806	4,975,444	64.6%	7,304,698	4,930,092	67.5%
RISK MANAGEMENT	6,317,524	5,582,658	88.4%	6,503,564	4,537,270	69.8%
EQUIPMENT MAINTENANCE	3,661,301	2,692,490	73.5%	3,311,647	2,733,787	82.6%
LANDSCAPE MAINTENANCE DISTRICT	159,471	111,819	70.1%	174,970	92,135	52.7%
TOTALS	\$ <u>45,097,476</u>	\$ <u>31,150,812</u>	69.1%	\$ <u>41,055,353</u>	\$ <u>28,414,214</u>	69.2%



CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - MEASURE H
For the Nine Months Ended March 31, 2020 and March 31, 2019

	<u>FY 2019-20</u>	<u>FY 2018-19</u>
REVENUES		
Sales Tax - Measure H	\$ 2,332,466	2,262,766
Interest	14,144	9,367
Police Services	533	577
TOTAL REVENUES	<u>2,347,143</u>	<u>2,272,710</u>
EXPENDITURES		
Police Department	1,197,224	1,262,988
Fire Department	1,198,327	1,030,138
Public Safety Station	27,220	25,199
Library & Literacy	369,192	355,116
TOTAL EXPENDITURES	<u>2,791,963</u>	<u>2,673,441</u>
REVENUE OVER/(UNDER) EXPENDITURES	\$ <u>(444,820)</u>	\$ <u>(400,731)</u>

CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - MEASURE I
For the Nine Months Ended March 31, 2020 and March 31, 2019

	<u>FY 2019-20</u>	<u>FY 2018-19</u>
REVENUES		
Sales Tax - Measure I	\$ 4,526,044	\$ -
Interest	43,513	-
Police Services	1,822	-
Contributions	-	-
TOTAL REVENUES	<u>4,571,379</u>	<u>-</u>
EXPENDITURES		
Police Department	1,267,850	-
Fire Department	345,321	22,277
Streets Program	15,465	-
TOTAL EXPENDITURES	<u>1,628,636</u>	<u>22,277</u>
REVENUE OVER/(UNDER) EXPENDITURES	<u>\$ 2,942,743</u>	<u>\$ (22,277)</u>

CITY OF PORTERVILLE
INTERIM PERFORMANCE REPORT - ENTERPRISE FUNDS
For the Nine Months Ended March 31, 2020 and March 31, 2019

<u>FUND</u>	<u>REVENUES</u>	<u>EXPENSES</u>	<u>3/31/2020 NET OPERATING PROFIT (LOSS)</u>	<u>3/31/2019 NET OPERATING PROFIT (LOSS)</u>
Zalud Estate	\$ 6,601	\$ (23,797)	\$ (17,196)	\$ (11,584)
Transit	\$ 2,383,702	\$ (6,303,095)	\$ (3,919,393)	\$ (3,053,643)
Sewer Operating	\$ 5,339,634	\$ (4,375,572)	\$ 964,062	\$ 619,781
Solid Waste	\$ 4,568,096	\$ (4,650,482)	\$ (82,386)	\$ (35,077)
Airport	\$ 909,072	\$ (740,871)	\$ 168,201	\$ 77,293
Golf	\$ 123,172	\$ (311,857)	\$ (188,685)	\$ (212,096)
Water Operating	\$ 9,605,506	\$ (4,975,444)	\$ 4,630,062	\$ 4,388,374



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Status and Review of Local Emergency: Drought

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 April 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 and abandonment of private wells. 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. At its meeting on April 21, 2020, the Council conducted a Public Hearing and approved Resolutions of approval of the environmental determination and amendment to the UDB to facilitate annexation.

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

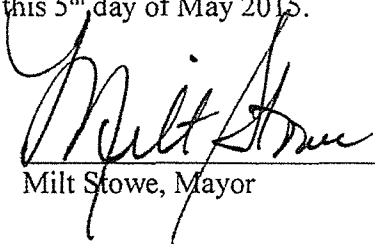
WHEREAS: the long-term ramifications of the current drought will have a significant impact on the city of Porterville and potentially pose a danger to the health and welfare of its residents; and

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

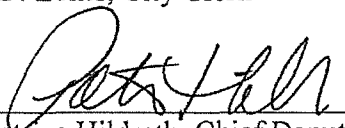
BE IT FURTHER RESOLVED: that the City Council of the City of Porterville requests the Governor and California Department of Water Resources make available California Disaster Assistance Act funding for the State of Local Emergency proclaimed on May 5, 2015, and seek all available forms of Federal assistance, 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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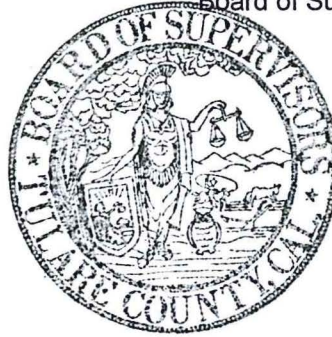
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THE PARTIES, having read and considered the above provisions, indicate their agreement by their authorized signatures below.

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

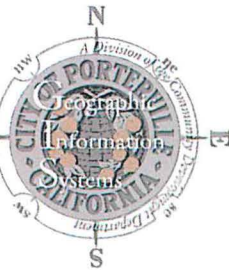
BY [Signature]
John Lollis, City Manager

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

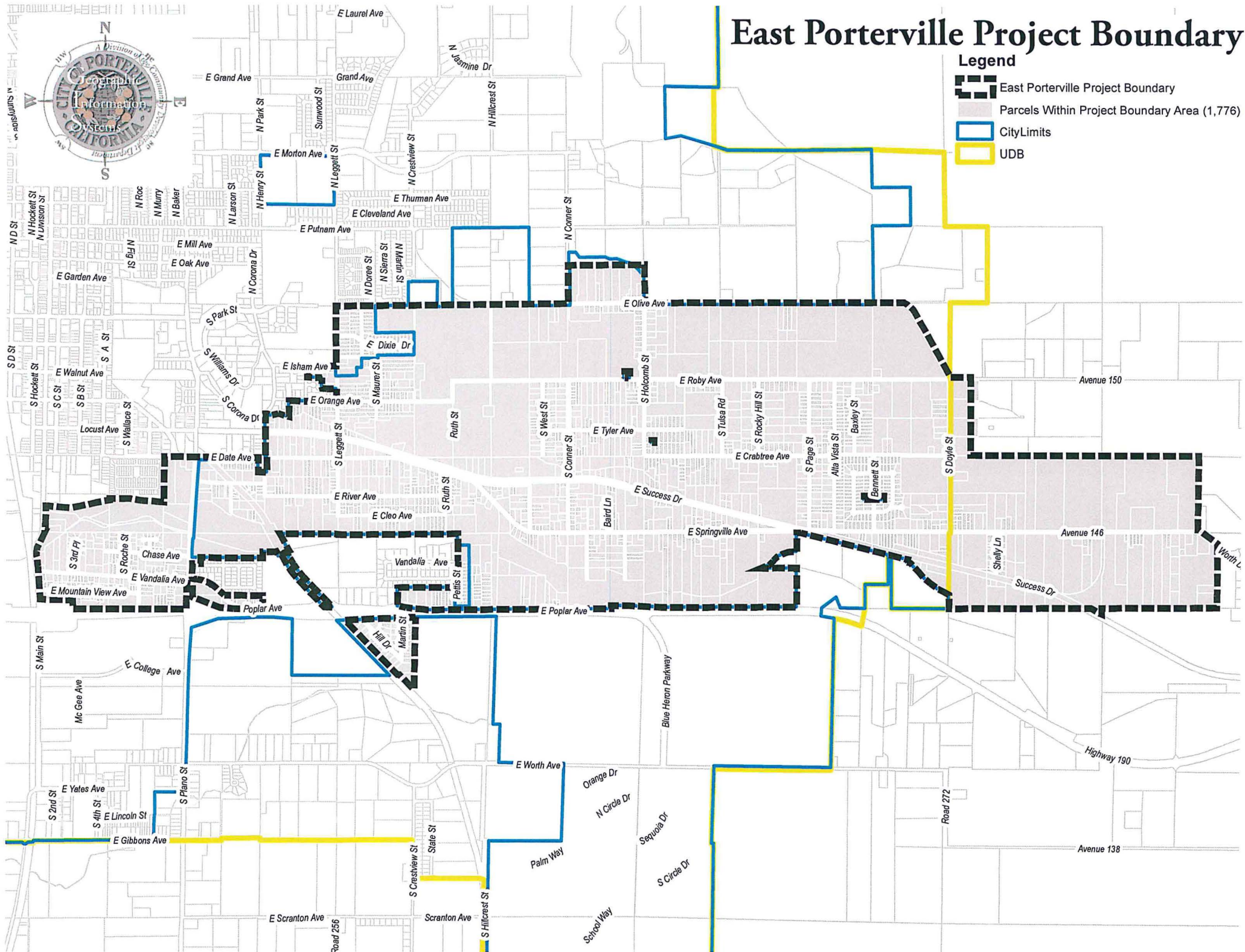


EXHIBIT 'B'

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:

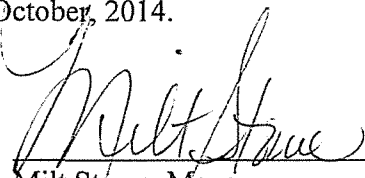
1. To promote orderly development while discouraging urban sprawl, preserving open space and prime agricultural lands, and efficiently extending government services.
2. To honor the City’s fundamental responsibility to provide efficient and sustainable public services to the inhabitants of the city, 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).

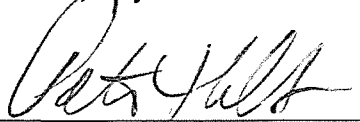
2. It shall be the policy of the City of Porterville to consider extra-territorial service requests primarily within the Urban Development Boundary, which is defined as the City of Porterville Annexation Boundary, as adopted by Tulare County LAFCo.
3. It shall be the policy of the City of Porterville, 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.

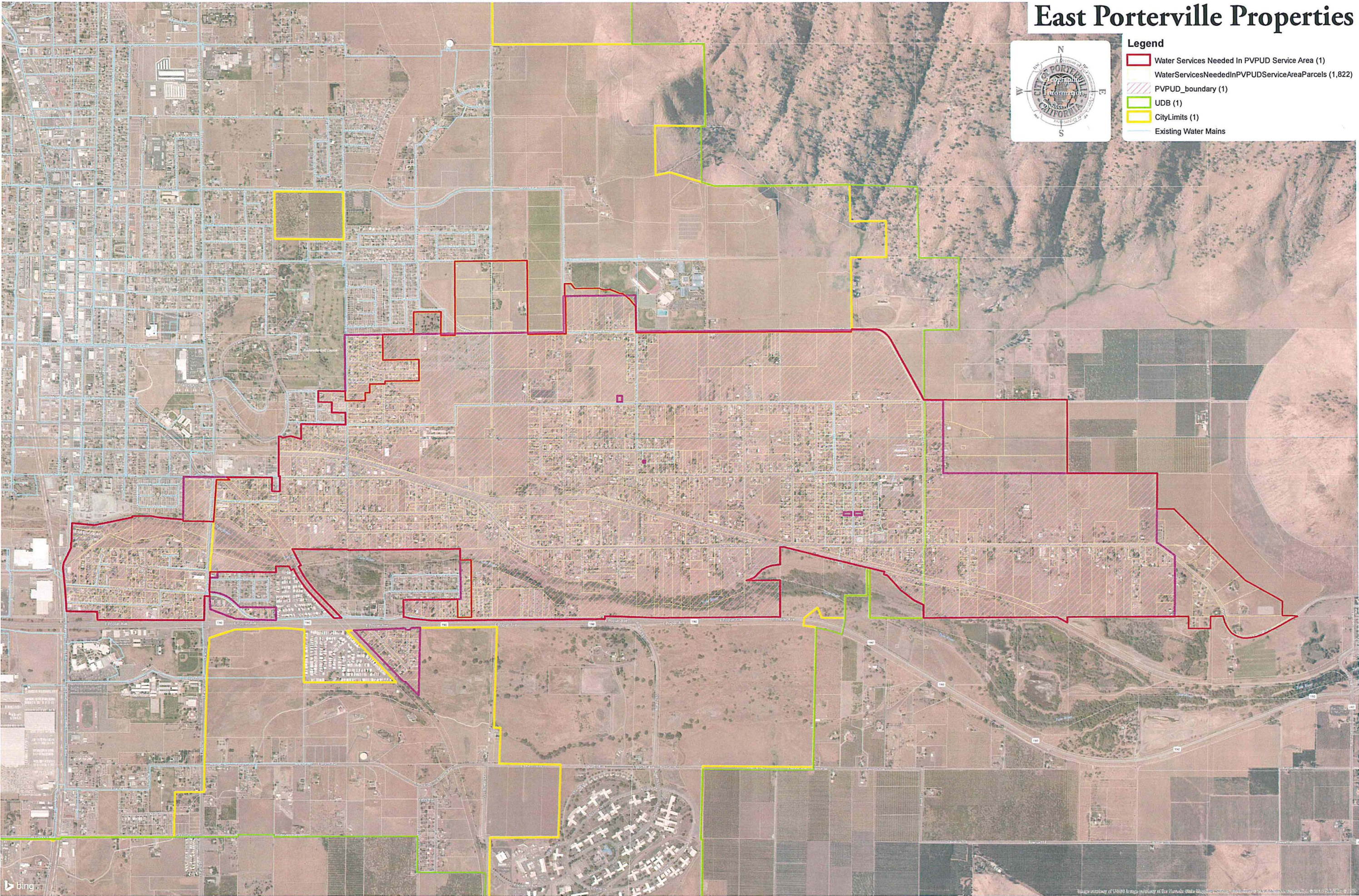
3. PROPERTIES WITHIN THE EAST PORTERVILLE FEASIBILITY STUDY PROJECT AREA: The California State Water Resources Control Board, in coordination with the Department of Water Resources Drought Task Force, is charged with preparing a feasibility study to define a long-term solution to the water related issues 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

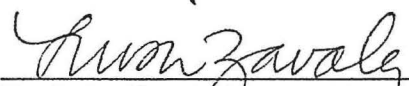

By: Luisa Zavala, Deputy City Clerk

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,

A handwritten signature in black ink, appearing to read "Kevin Faulkenberry".

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 – MAY 5, 2020

SUBJECT: Consideration of Amendment to Citizen Participation Plan, Consolidated Plan and Annual Action Plan

SOURCE: Community Development

COMMENT: The United States Department of Housing and Urban Development (HUD) requires all Community Development Block Grant (CDBG) entitlement cities to prepare a Citizens Participation Plan as well as a three- or five-year Consolidated Plan. The City of Porterville utilizes a five-year Consolidated Plan.

HUD recently provided guidance in regards to the utilization of CDBG-CV funds that are being provided as part of the Coronavirus Aid, Relief and Economic Security (CARES) Act to support Coronavirus response. The guidance provides flexibility in the use of CDBG-CV funds, citizen participation, and public hearings for Consolidated Plans and Action Plans. The flexibility provides grantees an ability to amend citizen participation plans to establish expedited procedures to draft, propose, or amend consolidated plans. The expedited procedures include notice and reasonable opportunity to comment of no less than five (5) days. The five (5) day period can run concurrently for comments on the action plan amendment and amendment to citizen participation plan. The flexibility also provides for virtual public hearings if national or local health authorities recommend social distancing and limiting public gatherings for public health reasons and virtual hearings provide reasonable notification and access for citizens in accordance with the grantee's certifications, timely responses from local officials to citizen questions and issues, and public access to questions and responses.

The Citizen Participation Plan (CPP) provides guidelines for the participation of citizens in determining the use of CDBG funds. The current CPP was approved on February 4, 2020, by Minute Order 06-020420. The attached amended CPP includes provisions for virtual public hearings, ability to utilize a five (5) day public comment period, and the ability for staff to bring amendments before the City Council directly at the discretion of the City Manager in the case that the expeditious completion of the tasks are essential to public safety, health, or economy.

Porterville's 2015 Five-Year Consolidated Plan was adopted by the City Council on May 13, 2015. A Substantial Amendment was subsequently approved by City Council on November 15, 2016. The 2019-2020 Annual Action Plan was approved on April 16, 2019, which reflects the final year investment plan within the scope of the 2015 Consolidated Plan. A Substantial Amendment to the 2015 Five-Year

Consolidated Plan and 2019-2020 Annual Action Plan is being proposed to allocate CDBG-CV entitlement funds to be utilized for assistance to business. The amendment to the Action Plan is deemed a substantial amendment to the Consolidated Plan due to the substantial increase allocation of resources proposed to be allocated. A change is deemed substantial if it increases or decreases the amount allocated to a category of funding within the City's entitlement grant programs by twenty-five percent (25%).

The Amendments to the 2015-2020 Consolidated Plan within 2019-2020 Action Plan, have been provided as an attachment, identifies activities that the City needed to change the use and or allocation for the previous year to address priority needs of lower income households. Proposed amendments are necessary to allow for a use of CDBG-CV funds for the Business Assistance Program. The proposed amended allocation budget is included below.

Section 108 Debt Service	\$ 313,916.40
Administration	\$150,000.00
First Time Low Income Homebuyer Program	\$120,000.00
City-Operated Youth Center	\$100,566.15
Parks Improvement Program	\$51,558.45
Shelter Plus Care Voucher Program	\$15,000.00
Kings/Tulare Continuum of Care of Homelessness	\$5,000.00
Homebuyer Education Program	\$400.00
CDBG-CV Business Assistance Program	\$489,098.00
Total Funding	\$1,245,539.00

The Action Plan presents ongoing and proposed CDBG funded programs for the Fiscal Year (FY) beginning July 1, 2019, through June 30, 2020. Implementation of the Action Plan includes administering the 2019-2020 CDBG entitlement funds for a variety of programs and projects accompanied by program income generated by the programs. The amendment presented will add the implementation of CDBG-CV Entitlement funds for the Business Assistance Program.

Public notice was published in English and Spanish announcing the five (5) day comment and review period. At the time of writing this staff report, no comments have been received.

- RECOMMENDATION:
- That the City Council:
1. Conduct a Public Hearing to solicit comments on the Amendment to the Citizen Participation Plan;
 2. Adopt the amended Citizens Participation Plan;
 3. Conduct a Public Hearing to solicit comments on the Amendment to the 2015-2020 Consolidated Plan and 2019-2020 Action Plan;
 4. Adopt the Amended 2015-2020 Consolidated Plan and 2019-2020 Action Plan; and
 5. Authorize the City Manager to execute all necessary

documents.

ATTACHMENTS:

1. Draft Amended Citizens Participation Plan
2. Draft 2015 Consolidated Plan - 2019 Action Plan
Amendment
3. Draft Resolution

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

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

Citizen Participation Plan

Revised May 2020

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.

CITY OF PORTERVILLE
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PARTICIPATION PLAN

- **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

**CITY OF PORTERVILLE
CITIZENS' ADVISORY AND HOUSING OPPORTUNITY COMMITTEE CITIZEN
PARTICIPATION 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:

Jenni Byers
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.

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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.

As directed by HUD through written guidelines and deemed necessary due to the risk of the safety, health or economy of the City, the City will have the option to meet public hearing requirements with virtual public hearings if: 1) national/local health authorities recommend social distancing and limiting public gatherings for public health reasons; and 2) virtual hearings provide reasonable notification and access for citizens in accordance with the City's certifications, timely responses from local officials to all citizen questions and issues, and public access to all questions and responses.

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) and 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 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.

**CITY OF PORTERVILLE
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- As directed by HUD through written guidelines, and deemed necessary due to the risk of the safety, health or economy of the city, expedited procedures will be implemented which include notice and reasonable opportunity to comment of no less than five (5) days. The five (5) day period can run concurrently for comments on the action plan amendment and, amended citizen participation plans.

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 Jenni Byers at jbyers@ci.porterville.ca.us or Jason Ridenour at jridenour@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 public review and comment period, copies of the document will be available to the public for review at City Hall (291 N. Main Street) and through the City's website at www.ci.porterville.ca.us.

In the event of a public health crisis, the aforementioned documents will only be available online at the City's website.

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

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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,

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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 Glenwood 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.

At the discretion of the City Manager, City Staff will recommend program activities, funding and program modifications for submittal to the council without consultation of the Advisory Committee. In this case, the City Manager would have deemed the expeditious completion of these tasks as essential to public safety, health or economy.

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 Martha A. Flores, Porterville 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.

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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 to 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 (or five (5) days as applicable), 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 (or five (5) days as applicable), 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

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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 (or 5 days as applicable), 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: Martha A. Flores, Mayor, City of Porterville, 291 N. Main Street, Porterville, CA 93257. Ms. Flores 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, and requesting investigation of the issue. Program staff will also be available during normal business hours to respond to citizen inquiries.

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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 (or 5 days as applicable) for the consolidated plan or substantial amendments to the plan, or fifteen (15) days (or 5 days as applicable) 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

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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.

CITY OF PORTERVILLE



COMMUNITY DEVELOPMENT BLOCK GRANT

2019-2020 ACTION PLAN

AMENDMENT 1

MAY 2020

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

The City of Porterville (City) is an entitlement jurisdiction that receives federal funds from the U.S. Department of Housing and Urban Development (HUD) to invest in local communities. The City receives HUD funding under the Community Development Block Grant (CDBG) Program, which is designed to assist low-and moderate-income (LMI) households.

The primary objective of the CDBG program is to develop viable communities through the provision of decent housing, a suitable living environment, and expanded economic opportunities. CDBG grantees are eligible to use the resources they receive for Planning and Administration, Public Services, Community and Economic Development, Capital Improvement Projects (CIP) Public Facilities/Infrastructure, and CIP Housing Rehabilitation. Planning and Administration costs include staffing, preparation of the Consolidated Plan, general management, oversight and coordination. Public Service projects provide social services and/or other direct support to individuals and households in need of assistance. Community and Economic Development projects are focused on assisting businesses and organizations with small business loans, and other initiatives. CIP Public Facilities/Infrastructure projects are those which aim to improve public facilities and infrastructure. CIP Housing Rehabilitation projects are for housing rehabilitation improvements of single and multi-unit housing. The City anticipates approximately \$798,922 in CDBG funding for FY 2019/2020. All totals were estimated based on last years' allocation as HUD had not announced 2019/2020 allocations at the time of public hearing, totals for programs will be adjusted based on the actual allocation received per contingency descriptions in AP-35.

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

The Action Plan incorporates outcome measures identified in the Consolidated Plan. Activities are selected in accordance with the Federal Register Notice dated March 7, 2006, which require the following Performance Measure Objectives/Outcomes to be associated with each activity funded:

General Objective Categories: Activities will meet one of the following:

Decent Housing (DH)

A Suitable Living Environment (SL)

Economic Opportunity (EO)

Outcome Categories: Activities will meet one of the following:

Availability/Accessibility

Affordability

Sustainability

1	Goal Name	Affordable Housing
	Goal Description	Assist in the creation and preservation of affordable housing opportunities.
2	Goal Name	Homelessness
	Goal Description	Supportive activities to prevent and end homelessness
3	Goal Name	Strengthening Neighborhoods
	Goal Description	Support activities that strengthen neighborhoods. Land Acquisition: General Objective: A Suitable Living Environment Outcome: Sustainability Parks Improvement: General Objective: A Suitable Living Environment Outcome Categories: Availability/Accessibility
4	Goal Name	Economic Development
	Goal Description	Expand economic development and employment opportunity programs.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

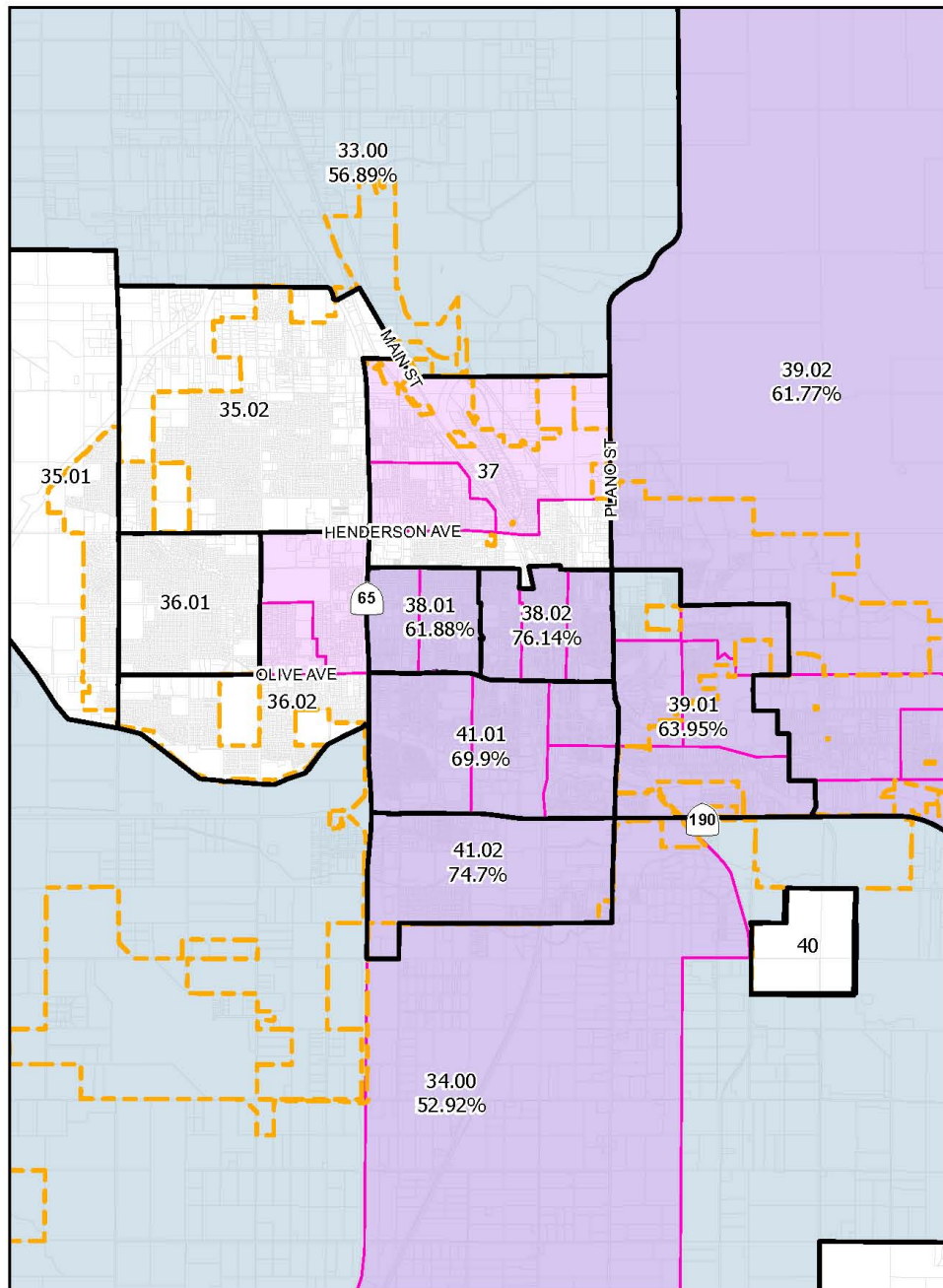
The City is responsible for ensuring compliance with all rules and regulations associated with the CDBG entitlement grant programs. The City's Annual Action Plans and Comprehensive Annual Performance and Evaluation Reports (CAPER) have provided many details about the goals, projects and programs completed by the City since 1982.

The City recognizes that the evaluation of past performance is critical to ensure the City and its sub recipients are implementing activities effectively and that those activities align with the City's overall strategies and goals. The performance of programs and systems are evaluated annually.

Goals for future projects were set in the 2015-2020 Consolidated Plan, by evaluating the success of existing programs as well as evaluating the needs that exist in the community. With 39.29 percent of entitlement funding received applied to the Section 108 loan, there is a limited amount of discretionary funding available for large projects. The City will continue funding salaries for the Youth Center, and the Shelter-Plus-Care Program, and as more funding becomes available the City will look for ways to improve living conditions, eliminate slum and blight, and improve public facilities.

A City of Porterville Map is included with the overlapping low-and moderate-income areas identified in the Census.

City of Porterville Low/Mod Area



- Low to Moderate Income Greater Than 51% by Block Group
- Low to Moderate Income Greater Than 51% by Census Tract
- City Limits

Income data from the US Department of Housing and Urban Development.
Date Printed: 3/6/2019 by the Community Development Department.



City of Porterville Low/Mod Area

Annual Action Plan
2019

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

To maximize participation in the preparation of the 2019/2020 Action Plan, the City held a community meeting, designed and administered a community needs survey, held two public hearings, conducted outreach by email, social media and committee meetings. The purpose is to inform and seek input on the City's housing and community development needs and proposed use of funds to achieve objectives, priorities, and actions for addressing those needs during FY 2019/2020. There were a total of 13 attendees at the community meeting. At the 1st public hearing there were 4 public members and 6 City of Porterville Staff members in addition to the Advisory Committee members. Comments are summarized below. The 2nd Public hearing was held during the regularly scheduled City Council meeting where about 80 individuals attended. Views obtained during these public meetings/hearings were considered for the final Action Plan. Additionally public outreach was completed and those totals are summarized in AP-12.

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

Community Meeting February 12, 2019

Community feedback received during the community meeting and surveys prior to the first public hearing, for continued support for Housing Programs, Public Services Programs, Business Assistance Programs, and Community Benefit Programs. Support for new park improvement projects, homeless services, and youth services were also noted in the surveys completed at the meeting. All feedback was gathered and presented to the CDBG Citizens participation and housing advisory committee on February 26, 2019.

CDBG Advisory and Housing Committee Meeting and Public Hearing February 26, 2019

3 comments were received during the meeting: One community member advocated for increased homelessness funding. Another made a comment that her organization has served an increase in homeless youth. One suggestion was made to include an ADA accessible swing in the parks. No comments were rejected. Committee evaluated all suggestions in making final determinations for funding.

Public Hearing April 16, 2019

No public comments were received during the 30 day comment period leading up to the 2nd Public Hearing. There were also no public comments during the 2nd Public Hearing.

6. Summary of comments or views not accepted and the reasons for not accepting them

All public comments were accepted for consideration in the planning of the Action Plan. A summary of the survey comments received are summarized in Appendix 1 under Public Comment Summary.

7. Summary

The 2019/20 Action plan follows the established 2015-2020 Goals, and takes into account new comments from the Community Development Block Grant Advisory and Housing Opportunity Committee recommendation to City Council as well as any other public comments received during the development of the plan.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
Lead Agency	PORTERVILLE	
CDBG Administrator	PORTERVILLE	Community Development Department
HOME Administrator		

Table 1 – Responsible Agencies

Narrative (optional)

The City of Porterville (City) is the Lead Agency for the United States Department of Housing and Urban Development (HUD) entitlement programs. The City's Department of Community Development is responsible for administering the funds it receives under the Community Development Block Grant (CDBG).

Consolidated Plan Public Contact Information

Community Development Department

Jennifer M. Byers

Community Development Director

291 N. Main Street

Porterville, CA 93257

(559) 782-7460

AP-10 Consultation – 91.100, 91.200(b), 91.215(I)

1. Introduction

The City launched a comprehensive public engagement strategy to consult with stakeholders of the City to prioritize needs, set goals, and inform strategies for the implementation of the 2019/2020 Action Plan. The City's outreach effort focused on engaging community residents, beneficiaries of entitlement funds, and stakeholders of the City. The City held a community meeting to introduce the Annual Action Plan Planning process to meeting participants and gather information regarding the community's top priorities. The City also conducts a Community Survey to gather input from community residents and stakeholders of the City. The survey asks to identify the greatest needs and priorities in the City that could be addressed through entitlement funding programs and to provide feedback on the use of those funds and to comment on existing programs.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I))

City staff works collaboratively with public officials, City departments, community residents and stakeholders, and beneficiaries of entitlement funds to craft the priorities and strategies included in this Action Plan. The City facilitated a community outreach and engagement effort to further strengthen the dialogue between public and assisted housing providers and private and governmental health, mental health and service agencies that receive federal funding. The City held a community meeting to prompt discussions on the City's top community needs and approaches to addressing them.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

The Kings and Tulare County Continuum of Care (Alliance) is comprised of a group of service providers, advocates, public agencies, and homeless individuals to address the needs of the homeless population in the Kings and Tulare County regions. The City is an active participant in monthly Alliance meetings, which are intended to enhance coordination, share information on best practices, and develop a better understanding of the needs of the homeless population in jurisdictions across both counties. The Alliance recently implemented Every Door Open, a coordinated entry and assessment system to serve Kings and Tulare counties. Every Door Open is designed to help individuals at-risk of or currently experiencing homelessness. The coordinated entry and assessment system prioritizes the most vulnerable homeless individuals, including the chronically homeless, families with children, veterans, and unaccompanied youth.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

Not applicable. The City does not receive Emergency Solutions Grant Funds.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies and other entities

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	Tulare County HHSA, Mental Health Branch
	Agency/Group/Organization Type	Services-Health Health Agency Other government - County
	What section of the Plan was addressed by Consultation?	Current Programs and Community Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
2	Agency/Group/Organization	Central California Family Crisis Center
	Agency/Group/Organization Type	Services - Housing Services-Victims of Domestic Violence Services-homeless Services - Victims
	What section of the Plan was addressed by Consultation?	Public Housing Needs Homeless Needs - Chronically homeless Homeless Needs - Families with children
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representatives completed a survey to provide input to help prioritize the City's community needs and attended Community meeting as well as a public hearing.
3	Agency/Group/Organization	Omni Family Health
	Agency/Group/Organization Type	Services-Health
	What section of the Plan was addressed by Consultation?	Survey was completed on current and future programs

	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
4	Agency/Group/Organization	Breakfast Lions Club
	Agency/Group/Organization Type	Service Organization
	What section of the Plan was addressed by Consultation?	Survey was completed on current and future programs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
5	Agency/Group/Organization	Fraternal Order of Eagles
	Agency/Group/Organization Type	Service Organization
	What section of the Plan was addressed by Consultation?	Survey was completed on current and future programs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
6	Agency/Group/Organization	Kings/Tulare Homeless Alliance-
	Agency/Group/Organization Type	Services-homeless
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy

	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	An email was sent to all members inviting them to attend the community meeting and public hearings to provide input. Additionally, a survey was distributed at the March membership meeting and input was requested from all present members to better understand the needs and priorities of the homeless population and use of funds for the 2019/2020 Action Plan.
7	Agency/Group/Organization	Full House Property Management
	Agency/Group/Organization Type	Housing
	What section of the Plan was addressed by Consultation?	Survey was completed on current and future programs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
8	Agency/Group/Organization	United Way of Tulare County
	Agency/Group/Organization Type	Regional organization
	What section of the Plan was addressed by Consultation?	Survey was completed on current and future programs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
9	Agency/Group/Organization	Porterville Unified School District
	Agency/Group/Organization Type	Other government - State
	What section of the Plan was addressed by Consultation?	Survey was completed on current and future programs

	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
10	Agency/Group/Organization	Kings View Mental Health
	Agency/Group/Organization Type	Services-Persons with Disabilities Services-homeless
	What section of the Plan was addressed by Consultation?	Survey was completed on current and future programs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received from this agency and current programs were ranked for priority in funding.
11	Agency/Group/Organization	Tulare County Association of Realtors
	Agency/Group/Organization Type	Housing
	What section of the Plan was addressed by Consultation?	Presentation made and surveys were distributed for feedback on current and future programs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	At least one survey was received, current programs were ranked for priority in funding.
12	Agency/Group/Organization	COMMUNITY SERVICES AND EMPLOYMENT TRAINING (C-SET)
	Agency/Group/Organization Type	Services - Housing Services-Elderly Persons Services-homeless Services-Education Services-Employment

	What section of the Plan was addressed by Consultation?	Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	A survey was received from this agency and current programs were ranked for priority in funding and representative attended at least one public meeting.
13	Agency/Group/Organization	Family Services of Tulare County
	Agency/Group/Organization Type	Housing Services-homeless
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representative completed a survey to provide input to help prioritize the City's community needs and attended Community meeting as well as a public hearing.
14	Agency/Group/Organization	TURNING POINT OF CENTRAL CALIFORNIA
	Agency/Group/Organization Type	Housing Services-homeless
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homelessness Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Representative completed a survey to provide input to help prioritize the City's community needs and attended a public hearing.

Identify any Agency Types not consulted and provide rationale for not consulting

The City will reach out to many different agencies, groups, and organizations and invited them to participate in the preparation of this Action Plan. They were informed on dates and times of the community meeting, public hearings and provided with a survey. These groups were asked to share this information with colleagues and mailing lists. They were also encouraged to complete the community survey where they could remain anonymous if they wanted to.

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Kings/Tulare Homeless Alliance	Connecting the Dots is a Ten-Year Plan to prevent and end homelessness in the Kings and Tulare County region. This effort is aligned with the Strategic Plans goal to support activities that prevent and end homelessness.
San Joaquin Valley Fair Housing and Equity Assess	California Coalition for Rural Housing	The FHEA provides an overview of racial and economic segregation patterns in the City and describes its impact on residential mobility. The report also includes a set of recommendations to promote integration in the City and lessen the negative consequences generated as a result of segregation identified within the report. Both plans focus on supporting and promoting the creation of affordable housing opportunities for LMI and special needs households.
City of Porterville General Plan Housing Element	City of Porterville	The Housing Element identifies the housing needs of the community, goals and objectives to address those needs, and outlines the community efforts to pursue specific policies and programs to achieve its goals and objectives. The Strategic Plan supports the Housing Elements plan to ensure that there is an adequate supply of affordable housing to meet the current and future needs of the population.

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

Many organizations were consulted at community meetings or by email to engage them in providing feedback. Comments are accepted as anonymous to encourage participation, while others attended the community meeting and/ or public hearings.

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

To maximize participation in the preparation of the 2019/2020 Action Plan, the City held a community meeting, designed and administered a community needs survey, held two public hearings, will conducted outreach by email, social media and committee meetings. The purpose is to inform and seek input on the City's housing and community development needs and proposed use of funds to achieve objectives, priorities, and actions for addressing those needs during FY 2019/2020. Views obtained during these hearings will be considered for the final Action Plan. There was a total of 13 attendees at the community meeting.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Meeting	Non-targeted/broad community	13 Participants attended	Feedback included reinforcement of the need for affordable housing programs, youth programs, parks programs, economic development, and homeless programs.	Summary of comments attached in Appendices No comments were rejected.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Public Hearing	Non-targeted/broad community	1st public hearing there were 4 public members, 5 CDBG Advisory Board Members and 6 City of Porterville Staff members. 2nd Public hearing, scheduled City Council Meeting for April 16, 2019 will be updated after it takes place.	1st Public hearing comment summary: The Committee was presented with community feedback from the community meeting and they discussed continuation of current programs as well as funding allocations. 2nd Public hearing: No comments were received.	No comments were rejected at 1st Public hearing.	
3	Newspaper Ad	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	A total of 4 newspaper ads were sent to notify about public hearings and community meetings as well as timeline for Action Plan development. 2 in English and 2 in Spanish.	No Comments Received	No Comments Received	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
4	Internet Outreach	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	Internet outreach was done by email, City webpage, and social media posts on Parks, Library, Choose Porterville and Porterville Chamber pages. Which resulted in 20,839 people were reached.	No Comments Received	No Comments Received	
6	Partner meetings and Presentations	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	Flyers and printed material and paper surveys were distributed at partner meetings and presentations were given about the Action Plan to request feedback and new program ideas in the development of the Action Plan.	No Comments Received	No Comments Received	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
7	Internet Outreach	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	Online and Paper Surveys were distributed. 172 were returned completed.	Comments Summarized in Appendix 1	All comments were accepted	

Table 4 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	798,922	64,551	816,356	1,679,829	1,210,707	CDBG funds will be used for public improvements, economic development, and public services that benefit low income and special needs households.

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG-CV	public - federal	Economic Development	489,098			489,098	489,098	CDBG-CV funds will be used for economic development, assistance to businesses that are negatively affected by COVID-19 to enable retention of jobs held by low- and moderate-income persons.

Table 5 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

The amounts in Priority Table for Expected Amount Available are estimates based on expenditure projections through 6/30/2019 and of anticipated grant from HUD.

The City of Porterville is proactive in prioritizing the needs of the community. Staff continues to dedicate time, collaborating with non-profit agencies through the Homeless Alliance whose main target is to house homeless individuals. The City uses \$15,000 in CDBG funds to contribute to the hiring of a social worker for the Shelter-Plus-Care Program administered by Family Services of Visalia. When available, funds will also be allocated to the Alliance to continue the efforts to end homelessness. Staff works closely with local non-profit agencies using an active referral system where a pool of resources is made available to those in need. City staff continuously promotes the housing programs through various methods as well as within several faith-based organizations. When available, the City uses state funding, such as HOME and CalHome in conjunction with CDBG funds to create safe and suitable living environments for the low- and moderate- income members of the Porterville community.

Leverage, in the context of entitlement funding, means bringing other local, state, and federal financial resources to maximize the reach and impact of the City's HUD Programs. HUD, like many other federal agencies, encourages the recipients of federal monies to demonstrate that

efforts are being made to strategically leverage additional funds in order to achieve greater results. Leverage is also a way to increase project efficiencies and benefit from economies of scale that often come with combining sources of funding for similar or expanded scopes. Funds will be leveraged if financial commitments toward the costs of a project from a source other than the originating HUD program are documented.

As previously discussed, in addition to its annual CDBG entitlement, the City anticipates HOME Investment Partnerships Program (HOME) funds will be available to meet the goals of the Consolidated Plan. HOME funding is intended to be used for various housing-related programs and activities. HOME funds are generally used to address the housing needs of jurisdictions through the preservation or creation of affordable housing. New construction, housing rehabilitation, assistance to homebuyers, and tenant-based rental assistance are all eligible uses of HOME funds. The City's HOME dollars come from program income. These funds will be used to meet affordable housing needs. HOME PI is a result of payments received by the City for First Time Homebuyer Loans made in the past with State HOME grants. The First Time Homebuyer Loan Program be allocated New CDBG Entitlement funds, in amount of \$120,000 as HOME Grant awarded in 2016/17 was expended in 2018/19 and the HOME PI is minimal. The City will continue to pursue additional funding from HOME to match CDBG and continue to offer the program.

The City anticipates receiving \$489,098 in CDBG-CV entitlement funds that will be utilized to increase the ability to assist businesses that are affected by the COVID-19 pandemic with short term working capital to enable the retention of jobs held by low- and moderate-income persons.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

During Fiscal Year 2014-2015 the Successor Agency to the Porterville Redevelopment Agency acquired a property located at the corner of Olive Avenue and Main Street in downtown Porterville. The property was the former site of the Porterville Hotel; a fire destroyed the abandoned building, and the land is now vacant. The Agency's intent was to market the property and find a developer willing to create new retail and office space in the downtown business corridor. The desired outcome of the project was retail opportunities leading to job creation. In May 2018 this property was sold, and currently permits have been pulled for development of retail, however construction has not started. The desired outcome continues unchanged.

The City also owns approximately seven acres of property located at the Jaye Street Industrial Complex. These properties are marketed in cooperation with the Tulare County EDC for recruitment of manufacturing and industrial uses to Porterville. The desired outcome of these projects is job creation.

Discussion

- **Low-Income Housing Tax Credit Program (LIHTC):** The LIHTC program provides federal and state tax credits for private developers and investors who agree to set aside all or an established percentage of their rental units for low-income households for no less than 30 years. Tax credits may also be utilized on rehabilitation projects, contributing to the preservation program. The program begins when developers and investors apply for an allocation of tax credits from the California Tax Credit Allocation Committee (CTCAC). Tax credits are awarded on a competitive basis at varying times. Compliance is monitored according to Internal Revenue Service (IRS) rules and regulations. **Multi-Family Housing Program:** If California's Housing and Community Development Department awards Multi-Family Housing Program loans to assist rental housing developments affordable to low-income households in the City, the City will assist the developers with identifying local funding.

National Housing Trust Fund (HTF): States and state-designated entities are eligible grantees for the HTF. HUD will allocate HTF funds by formula annually. A State must use at least 80 percent of each annual grant for rental housing; up to 10 percent for homeownership; and up to 10 percent for the grantee's reasonable administrative and planning costs.

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Affordable Housing	2015	2019	Affordable Housing	Citywide	Affordable Housing	CDBG: \$563,682	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 60 Households Assisted Homeowner Housing Added: 1 Household Housing Unit Homeowner Housing Rehabilitated: 4 Household Housing Unit Direct Financial Assistance to Homebuyers: 1 Households Assisted
2	Homelessness	2015	2019	Homeless	Citywide	Homelessness	CDBG: \$20,000	Public service activities other than Low/Moderate Income Housing Benefit: 200 Persons Assisted Public service activities for Low/Moderate Income Housing Benefit: 2 Households Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
3	Strengthening Neighborhoods	2015	2019	Non-Homeless Special Needs Non-Housing Community Development	Citywide	Community Services, Public Facilities, Public	CDBG: \$498,817	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 15415 Households Assisted Public service activities other than Low/Moderate Income Housing Benefit: 100 Persons Assisted
4	Economic Development	2015	2019	Non-Housing Community Development	Citywide	Economic Development	CDBG: \$340,376 CDBG-CV: \$489,098	Jobs created/retained: 1 Jobs Businesses assisted: 1 Businesses Assisted Jobs created/retained: 13 Jobs Businesses assisted: 7 Businesses Assisted

Table 6 – Goals Summary

Goal Descriptions

1	Goal Name	Affordable Housing
	Goal Description	
2	Goal Name	Homelessness
	Goal Description	
3	Goal Name	Strengthening Neighborhoods
	Goal Description	
4	Goal Name	Economic Development
	Goal Description	

Projects

AP-35 Projects – 91.220(d)

Introduction

The Consolidated Plan goals below represent high priority needs for the City and serve as the basis for the strategic actions the City will use to meet these needs. The goals, listed in no particular order are:

1. Assist in the creation and preservation of affordable housing opportunities
2. Support activities to prevent and end homelessness
3. Support activities that strengthen neighborhoods.
4. Expand economic development and employment opportunity programs.

Projects

#	Project Name
1	2019-2020 Planning and Administration
2	City Operated Youth Center
3	Shelter Plus Care Program for the Homeless
4	First Time Low Income Homebuyer Program
5	Homebuyer Education
6	Owner Occupied Housing Rehabilitation & Public Utilities Loan Program
7	Business Assistance Programs
8	Section 108 Loan Repayment
9	Parks Improvement Program
10	Land Aquisition
11	Continuum of Care
12	Clearance
13	Disposition

Table 7 - Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

AP-38 Project Summary
Project Summary Information

1	Project Name	2019-2020 Planning and Administration
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$159,751
	Description	A portion of the CDBG entitlement allocation will be used for reasonable planning and administrative costs associated with the administration of the CDBG funds and other related federal requirements. Administration funds will support oversight activities of the housing department, legal services from the City Attorney's Office, and environmental reviews. The actual amount is based on an estimated amount dependent on anticipated Program Income for FY 2019/20. Contingency Allocation Language Used in Public Comment and Public hearing: up to 20% of Grant allocation plus up to 20% of current years' expected PI. Carry Over: \$0 is anticipated carryover from PY 2018/19, however if there is any carryover, it shall remain in Administration.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	N/A
	Location Description	291 N Main St. Porterville CA
2	Planned Activities	CDBG Planning and Administration
	Project Name	City Operated Youth Center
	Target Area	Citywide
	Goals Supported	Strengthening Neighborhoods
	Needs Addressed	Community Services, Public Facilities, Public
	Funding	CDBG: \$106,938

	Description	05D- Youth Services: A Portion of the CDBG entitlement allocation will be used for the Heritage Center. Youth services and the provision of youth activities is a high priority for the City. The Youth Center is a free, drop-in recreation program that meets this need within the City's lowest income areas. The program prevents and diverts youth ages 10-18 from negative behavior and surrounds them in a positive and productive environments. The actual amount is based on an estimated amount dependent on anticipated Program Income for FY 2017/18. Contingency Allocation Language Used in Public Comment and Public hearing. Allocation amount not to exceed the sum of: up to 15% of Grant allocation plus 15% of prior year (18/19) PI. (Excluding \$20,000 which will be allocated to other Public Service Programs: Shelter + Care program for the Homeless, Kings Tulare Continuum of Care and \$400 for Homebuyer Education) \$106,938.30 is estimated using this formula, based on last year's CDBG Entitlement Grant. (total was updated after Allocations were published) However if PI received exceeds estimate this amount can increase to reflect the final PI received at the end of 6/30/2019. Carry Over: \$0 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019 it shall be allocated to First Time Low Income Homebuyer Program.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	100 Households Assisted
	Location Description	256 E. Orange Ave, Porterville CA 93257 (or new location TBD)
	Planned Activities	A few program objectives include: enhancing self-esteem, building leadership skills, and learning teamwork and the ability to cooperate with others. A sample of the activities for the youth include: participation in City athletic leagues, homework tutoring, arts & crafts, cooking classes, community service projects, and an assortment of video and traditional games. If building is purchased, this activity may change location, and Action Plan will be updated once that takes place.
3	Project Name	Shelter Plus Care Program for the Homeless
	Target Area	Citywide
	Goals Supported	Homelessness
	Needs Addressed	Homelessness

	Funding	CDBG: \$15,000
	Description	03T - Operating Costs of Homeless/AIDS Patients Programs A portion of the CDBG entitlement allocation will be used for the S+C voucher program. It functions like a Section 8 voucher; the clients pays 30% of their income towards housing, and the remaining balance of the Fair-Market rent is paid by the voucher. All of the units in the program are existing scattered site market rate apartments. The program requires a dollar for dollar match of supportive services for each dollar of housing provided through the S+C voucher, and Family Services has committed to providing the balance of the services. Contingency Allocation Language Used in Public Comment and Public hearing: \$15,000 granted it does not exceed the 15% public service Cap. Carry Over: \$0 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019 it shall be allocated to First Time Low Income Homebuyer Program.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	At least two very low or extremely low income families/individuals will benefit from this program in FY 2018-192019-20. Five vouchers are assigned to each of the participating cities, and the remaining vouchers will be available based on need.
	Location Description	Citywide
	Planned Activities	The City of Porterville executed a subrecipient agreement with Family Services of Tulare County to administer this voucher program that provides services within the City of Porterville with the City funding up to \$15,000 annually for the case manager services.
4	Project Name	First Time Low Income Homebuyer Program
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$346,362

	Description	CDBG program income funds will be used to facilitate movement of low-income, renter households into the home ownership category with affordable mortgages through a revolving loan program. Contingency Allocation Language Used in Public Comment and Public hearing: \$120,000 shall be added from New Entitlement, \$17,800 is anticipated New PI from debt repayment of home loans that will be returned to the RL fund to continue to operate the CDBG FTHB loan program. Carry Over: \$20,846.90 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019 or PI for PY 2019/20 exceeds anticipated amount, it shall remain or be added to the in the RL fund to continue the First Time Low Income Homebuyer Program FTHB Loan Program.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	1
	Location Description	Citywide
	Planned Activities	Using CDBG program income, the City plans to assist in the purchase of newly constructed or existing homes.
5	Project Name	Homebuyer Education
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Community Services, Public Facilities, Public
	Funding	CDBG: \$400

	Description	CDBG new entitlement funds will be used to prepare low-income renter households for the responsibilities and challenges of homeownership which will facilitate the use of the City's First Time Homebuyer Low Income Loan Program. The City is requiring this eight to nine hour training course as a prerequisite to applying for City assistance in the purchase of their first home. Contingency Allocation Language Used in Public Comment and Public hearing: \$400 will be allocated for PY 2019/20 Carry Over: \$0 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019 it shall be allocated to First Time Low Income Homebuyer Program. This program continues, however it will be mostly funded with HOME Admin funds; unless there is additional CDBG funds available from the public services cap that can be allocated to this project. In that case no more than \$2000 will be allocated.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	60 Households Assisted
	Location Description	291 N. Main St. Porterville CA 93257
	Planned Activities	The curriculum includes, but is not limited to the following topics: advantages/disadvantages of homeownership, what the applicant can afford, developing budgets, determining debt ratios, explanation of the loan process, down payments, and closing costs, selection of a real estate agent, selection of property, lead base paint visual assessment certification, writing an offer, the escrow process, and maintenance of the home. Using the funding allocation, the City plans to provide this homebuyer education course free of charge to qualified low income persons. The class will be taught in partnership with a local non-profit who is a HUD Certified Housing Counselor.
6	Project Name	Owner Occupied Housing Rehabilitation & Public Utilities Loan Program
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$234,562

	Description	No new Entitlement will be added. Using old entitlement and Program Income (PI) funds the City will participate in a meaningful and effective housing rehabilitation program including connection to City water and/or sewer service, to assist low- and moderate-income homeowners and to supplement previous funding allocated over the past 30 years to Housing Rehabilitation Loan Program (HRLP). Contingency Allocation Language Used in Public Comment and Public hearing: Old Entitlement Balance of \$212,000 plus \$18,000 from anticipated PI, will be allocated for PY2019/20. Carry Over:\$212,000 is anticipated carryover from PY 2018/19, if any remaining carryover on 6/30/2019 it shall be carried over into the RL fund to continue funding the Owner Occupied Housing Rehabilitation Program.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	4 Households
	Location Description	Citywide
	Planned Activities	Once an applicant is income qualified, an inspection of the premises is made to identify building code deficiencies, applicable lead-based paint mitigations, and zoning violations. For water and/or sewer connection feasibility, verification will be performed by the City's Engineering Department. The applicant is then counseled as to the extent and cost of the work covered by a rehabilitation loan, the process of selecting a contractor, and maintaining an equity reserve after rehabilitation construction. A systemized program evaluating work completed through on-site inspections and progress payment issuance is administered by the City to assure that abuses of the program do not occur. Final payment is held until the City Chief Building Inspector, Rehabilitation Specialist, and homeowner have indicated completion and satisfaction with the work.
7	Project Name	Business Assistance Programs
	Target Area	Citywide
	Goals Supported	Economic Development
	Needs Addressed	Economic Development
	Funding	CDBG: \$384,374 CDBG-CV: \$489,098

	Description	Program Income and Old Entitlement will be used for the Business Assistance Programs. Large Business Assistance Program (LBAP) Revolving Loan Fund: The main objective of this program is to provide financing options to industrial/commercial businesses for the retention and expansion of the job market within the City of Porterville. Small Business Assistance Program (SBAP) Revolving Loan Fund: The main objective of this program is to provide "gap" funding for small businesses that are either just starting business in Porterville or are trying to expand their business. Contingency Allocation Language Used in Public Comment and Public hearing: \$0 will be allocated for PY 2019/20 Carry Over: \$340,376.09 is anticipated carryover from PY 2018/19, any carryover remaining on 6/30/2019 and new PI received during the year shall be added into the RL fund to continue funding the Business Assistance Loan Programs as the City continues to accept and review applications for those programs. CDBG-CV Entitlement will be used for the Business Assistance Programs to provide short-term working capital assistance to businesses affected by COVID-19 to enable retention of jobs held by low- and moderate-income persons.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	One small and one large business Seven COVID-19 related business loans.
	Location Description	Citywide
	Planned Activities	Large Business Assistance Program (LBAP), Commercial and Industrial Development. This program will provide financial assistance in the amount of \$50,000 or greater. The goal of the LBAP is to encourage businesses to expand which will lead to increase business activity, job sustainability, and job creation. Small Business Assistance Program (SBAP): SBAP assistance is a minimum of \$1,000 and a maximum of \$50,000 and will be directed towards businesses that have the greatest potential for long-term job creation. CDBG-CV business loans will provide financial assistance to existing businesses to enable retention of jobs held by low- and moderate-income persons.

8	Project Name	Section 108 Loan Repayment
	Target Area	Citywide
	Goals Supported	Strengthening Neighborhoods
	Needs Addressed	Community Services, Public Facilities, Public
	Funding	CDBG: \$313,916
	Description	CDBG Entitlement funds are allocated to provide the annual debt service payment on the Section 108 loan for the Heritage Center which housed the City-Operated Youth Center. Contingency Allocation Language Used in Public Comment and Public hearing: Debt repayment, this will be paid before any other allocations are made to meet the debt agreement. Carry Over: \$0 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019 it shall be moved to the First Time Low Income Homebuyer Program.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	N/A
	Location Description	The center is located in Census Tract 41
	Planned Activities	CDBG Entitlement funds are allocated to provide the annual debt service payment on the Section 108 loan for the Heritage Center which housed the City-Operated Youth Center.
9	Project Name	Parks Improvement Program
	Target Area	Citywide
	Goals Supported	Strengthening Neighborhoods
	Needs Addressed	Community Services, Public Facilities, Public
	Funding	CDBG: \$87,667

	Description	The main objective of this program is to add or increase access to amenities and improve infrastructure at both Murry Park, Zalud and Fallen Heroes Parks in addition to the Tule river Parkway trail adjacent to Fallen Heroes Park in order to continue to keep the park as a safe, clean, and attractive recreation facility. Contingency Allocation Language Used in Public Comment and Public hearing: Remaining amount from all other 2019/20 Entitlement allocations shall be added to the Parks Improvement program currently estimated at \$69,471.09 (updated after allocations were published) based on last HUD allocation. This number shall be modified once HUD announces the actual allocations for FY 2019/20 Carry Over: \$0 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019, it shall remain in this project to continue funding park improvement projects at the designated parks.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	15415
	Location Description	Murry Park, Zalud Park, Fallen Heroes Park, and Tule River Parkway are in Census Tracts 39.01, 37, 41.01 and 41.01 respectively, but also serve 38.01 and 38.02
	Planned Activities	Using entitlement and Program income the City plans to continue making improvements to Murry Park and Zalud Park and will also include Fallen Heroes Parks in addition to the Tule River Parkway trail adjacent to Fallen Heroes Park
10	Project Name	Land Acquisition
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$3,027

	Description	The City may utilize CDBG funds for acquisition of real property to be used for the purpose of Low/Mod Housing Benefit. The property was donated last year to a non-profit which currently has a program for rehabilitation, or construction of homes to be purchased by Low/Mod households. Using old entitlement, the city will utilize CDBG funds for acquisition of real property which its primary purpose will be to provide Low/Mod Housing. This funding was obligated in FY 15/16 and is a carry over to FY 18/19. Contingency Allocation Language Used in Public Comment and Public hearing: \$0 will be allocated for PY 2019/20 Carry Over: \$3,026.61 is anticipated carryover from PY 2018/19, as no new land acquisition project has been secured and it shall remain available for this purpose as the City continues to secure a new project. At the end of FY 2019/20, this activity shall be closed and remaining funds will need to be allocated to another activity to be determined by new priorities set in new Consolidated plan.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	One Low/Mod Income family
	Location Description	Citywide
	Planned Activities	The intent of acquiring real property is to benefit Low/Mod Housing, by donating it to a non-profit that will build Low/Mod housing if the current building cannot be rehabilitated
11	Project Name	Continuum of Care
	Target Area	Citywide
	Goals Supported	Homelessness
	Needs Addressed	Homelessness
	Funding	CDBG: \$5,000

	Description	The Kings/Tulare Homeless Alliance (formerly Kings/Tulare Continuum of Care on Homelessness) is a consortium of partners working to address the housing and supportive service needs of the homeless population located in the Kings and Tulare County region, through the annual Project Homeless Connect and the Point-In-Time survey. Contingency Allocation Language Used in Public Comment and Public hearing: \$5,000, granted it does not exceed the 15% public service cap. Carry Over: \$0 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019 it shall be allocated to First Time Low Income Homebuyer Program.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	200
	Location Description	No specific location has been set at this time.
	Planned Activities	Project Homeless Connect, is a homeless resource fair that brings services to the homeless and at risk of homelessness in one location as a one stop shop. A few years ago it was paired to coincide with the Point In Time (PIT) Census time frame, in order to allow the Continuum of Care to collect more data to help address the homeless needs in a more efficient way. Although the PIT is completed during the resource fair, it is not mandatory for attendees to partake in it, as the main focus of the event is to bring the needed resources to the homeless community in one location.
12	Project Name	Clearance
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$20,000

	Description	The City may utilize CDBG funds for clearance of real property to be used for the purpose of Low/Mod Housing Benefit. Contingency Allocation Language Used in Public Comment and Public hearing: \$0 will be allocated for PY 2019/20 Carry Over: \$20,000 is anticipated carryover from PY 2018/19, any carryover remaining on 6/30/2019 shall remain in this project to continue funding Clearance projects for future Land Acquisition Projects. Since clearance activity took place before 6/30/2018, the \$20,000 is to be allocated to either Parks Improvement or Housing Rehabilitation, per 2018/19 Action plan, however City will wait until 6/30/2019 to evaluate if no further Acquisition projects are completed. At the end of FY 2019/20 this activity shall be closed and remaining funds will need to be allocated to another activity to be determined by new priorities set in new Consolidated plan.
	Target Date	6/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	1 Low/Mod Family
	Location Description	87 S. G St, Porterville CA 93257
	Planned Activities	The intent of clearance activity is to benefit Low/Mod Housing, by donating it to a non-profit that will build Low/Mod housing.
13	Project Name	Disposition
	Target Area	Citywide
	Goals Supported	Affordable Housing
	Needs Addressed	Affordable Housing
	Funding	CDBG: \$2,832
	Description	The City may utilize CDBG funds for disposition of real property to be used for the purpose of Low/Mod Housing Benefit. Contingency Allocation Language Used in Public Comment and Public hearing: \$0 will be allocated for PY 2019/20 Carry Over: \$2,831.54 is anticipated carryover from PY 2018/19, however if any carryover remains on 6/30/2019 this activity shall be closed and remaining funds will need to be allocated to another activity to be determined by new priorities set in new Consolidated plan.
	Target Date	6/30/2020

	Estimate the number and type of families that will benefit from the proposed activities	1 Low/Mod Family
	Location Description	87 S. G St, Porterville CA 93257
	Planned Activities	The intent of disposition activity is to benefit Low/Mod Housing, by donating it to a non-profit that will build Low/Mod housing.

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

Not applicable. The City has not established specific target areas to focus the investment of entitlement funds.

Geographic Distribution

Target Area	Percentage of Funds
Citywide	100

Table 8 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

Discussion

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

Although entitlement resources are limited, the City does anticipate expending a significant portion of its CDBG entitlement on the preservation and provision of affordable housing. A detailed discussion of how HUD entitlements will be used to support community and economic development needs within the City is provided in AP-35, with the number of households to be assisted itemized by goal.

One Year Goals for the Number of Households to be Supported	
Homeless	2
Non-Homeless	6
Special-Needs	0
Total	8

Table 9 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	2
The Production of New Units	1
Rehab of Existing Units	4
Acquisition of Existing Units	1
Total	8

Table 10 - One Year Goals for Affordable Housing by Support Type

Discussion

Please see discussions above.

AP-60 Public Housing – 91.220(h)

Introduction

The Housing Authority of Tulare County of Tulare (HATC) was established in 1945 and is committed to providing rental housing assistance to LMI households, seniors, the disabled, and special-needs populations throughout the region. The agency administers various housing assistance programs, including the public housing program, housing choice voucher program, farm labor program, and senior housing program. HATC currently provides affordable and well-maintained rental housing to over 5,000 households countywide.

Additionally, HATC is a participant of HUD's Moving to Work (MTW) demonstration program, which grants participating public housing authorities (PHAs) the ability to test innovative approaches to delivering housing assistance to households in need. MTW is a HUD effort to build and support innovative programs that enhance the efficacy of PHAs. HATC has capitalized on the organizational and procedural flexibility it has gained through MTW to become a more efficient agency.

Actions planned during the next year to address the needs to public housing

HATC will continue to own and manage 110 units in the City of Porterville. According to HATC, there is no plan to purchase additional public housing units, nor is there a plan to remove any units from its inventory. In the Fiscal Year 2019 - 2020, HATC projected to invest a total of \$166,565 in Capital Fund improvements for its Public Housing Stock located in the City of Porterville. The noted expenditures will cover maintenance and rehabilitation in public-housing units within the City of Porterville. Capital Fund expenditures will cover a large range of projects, including roofing replacement, landscaping improvements, carpet replacement along with Air Conditioning and Heating unit improvements.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

HATC is proactive in the inclusion of public-housing residents in the policy making process. An equitable and transparent policy making process that includes the opinions of public housing residents is achieved through the participation of two tenant commissioners on the HATC Board. Furthermore, HATC has installed a Resident Counsel, which is made up of five residents from all of HUD funded programs (Multifamily Housing, LIHTC, HOME, Section 8 Housing Choice Vouchers and public-housing). The Resident Counsel works with HATC staff on evaluating the effectiveness and efficiency of HATC rental assistance programs. This provides members the opportunity to provide input on necessary program modifications.

A vital driving factor in the implementation of HATC programs is the promotion of tenant self-sufficiency. HATC views the goal of homeownership for program participants as one of the long term goals for all of our clients. HATC staff works with tenants to effectively provide them with the necessary

resources to achieve homeownership and its Annual Re-Examination Notice provides public-housing participants with an extensive referral list that provides assistance with homeownership. This list includes programs managed by: CSET, City of Porterville, Habitat for Humanity, CalHFA, and Self Help Enterprises. HATC's program coordinator works with any interested public housing tenant in order to effectively inform them of all the different programs that are available to them. Effective collaboration between the agency and other public and nonprofit agencies is imperative to help promote homeownership among all of its tenants.

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

Not applicable.

Discussion

Please see discussions above.

AP-65 Homeless and Other Special Needs Activities – 91.220(i)

Introduction

The City of Porterville (City) is closely involved with the Kings/Tulare Homeless Alliance (Alliance), which serves as the local Continuum of Care. When possible, the City's programs designed to serve homeless persons are coordinated with the Alliance.

There are several ongoing efforts that the City and Alliance are involved in as collaborative partners. These collaborations include:

- Monthly Alliance Membership Meetings
- Tulare County Task Force on Homelessness
- Emergency Shelter/Bridge Housing Project

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

The City will continue targeted outreach efforts of unsheltered homeless persons through collaborative efforts with the Alliance Housing Navigators and Kings View PATH Team. These teams canvas the city to conduct outreach to people experiencing homelessness. When an unsheltered person is identified, they are assessed and connected to services. Client information is included in the local Homeless Management Information System (HMIS) so that outreach teams can remain apprised of client status on the housing priority list and other community referrals.

The City will also continue to support the Alliance's outreach efforts to persons experiencing homelessness through the Project Homeless Connect (PHC) event in conjunction with the Point in Time (PIT) census. The one-day PIT survey provides a snapshot of the adults, children in households and unaccompanied youth living in the City of Porterville who meet HUD's definition of homelessness. Information gathered through the PIT is used to understand the causes and trends over time of homelessness, as well as to determine the unmet shelter and service needs of the homeless.

PHC is a national best practice that is a one-stop-shop of comprehensive support services for people

experiencing homelessness. Guests attending the event are partnered with volunteers who assist in identifying and accessing necessary resources. The 2020 event will be held on January 24, 2020.

The City will provide \$5,000 in FY 19/20 to the Alliance for public services related to Project Homeless Connect

Addressing the emergency shelter and transitional housing needs of homeless persons

Although the City's CDBG funding is limited to public services for applicable programs, a high priority is given to the need of providing permanent support housing, emergency shelters and transitional housing, as well as, substance abuse treatment, case management, mental health care, life skills training, etc. through collaboration with the Alliance and its members. Being an active participant in the Alliance, the City plays an important part in the strategic planning for the organization and for applications for funding resources. The City will continue to support the efforts of the Alliance and will continue cooperating with the operators of the Central Valley Family Crisis Center, Salvation Army, Red Cross, the PAAR Center, Porterville Area Coordinating Council and other such facilities within the City in providing adequate facilities to meet the emergency and transitional housing needs of the homeless and those threatened with homelessness.

Due to the influx of one-time funding issued through the State of California's Homeless Emergency Aid Program (HEAP) and California Emergency Solutions and Housing (CESH) Program, the City of Porterville has begun working with local providers to develop a pilot emergency shelter/housing navigation center. If those partners are funded, the center will serve approximately 30 people at any given time. The center will be designed as a low-barrier center that will serve individuals, couples, pets and provide wrap around services. It is expected to open in 2019/2020.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

The City of Porterville supports and collaborates with local service providers, through the Alliance, to assist homeless individuals and families. Funding priorities include supporting existing high performing housing first rapid rehousing and permanent supporting housing projects.

Furthermore, the City continues their efforts of providing CDBG funds in the amount of \$15,000, to Family Services as matching funds, for case management (public services) to support the Tulare Housing

First Shelter Plus Care project. This project provides case management services to 5 households at any point in time.

In all Continuum and City-funded projects, persons experiencing homelessness are assessed for housing opportunities and are prioritized based on their acuity. Several projects focus on sub-populations such as youth ages 18-24, veterans, and/or chronic homelessness. All projects within the Continuum-emergency, transitional and permanent housing- include supportive services for their clients. Each project designs and implements supportive services based on their target population and partnerships leveraged within the community. The overarching goal of the supportive services offered is to link individuals and/or families with mainstream benefits and income support, education and employment services, as well as health and life skills services. These linkages are a critical component to assisting clients in self-sufficiency, reducing episodes of homelessness, and preventing recidivism.

Projects that serve these vulnerable subpopulations include:

CSET Permanent Supportive Housing and Rapid Rehousing, Family Services Permanent Supportive Housing, Turning Point and Tulare County HHSA provide PSH projects for chronically homeless individuals and families and/or families with children. The Veterans' Administration, in conjunction with the Housing Authority of Tulare County, operates the VASH project and Westcare operates the SSVF project that serves eligible veterans and their families. Uplift Families operates a Transitional Housing project for transitioning age youth.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.

The City recognizes that homeless prevention programs, employment opportunities and affordable housing are critical components in deterring homelessness. The City will support prevention efforts through its partnership with the Alliance. A Diversion Specialist position has recently been added to the Coordinated Entry System. This position will be responsible for developing and strengthening referral sources for people at-risk of becoming homeless. Additionally, the Diversion Specialist will work with clients that present at any of the Coordinated Entry points to assist in diverting clients from homelessness.

Another important component of prevention/diversion is assisting households with income supports and connections to mainstream benefits. The SSI/SSDI Outreach, Access and Recovery (SOAR) model is designed to increase access to SSI/SSDI for eligible homeless adults who are and have a mental illness and/or a co-occurring substance use disorder. Staff from all Co-funded agencies is required to assist

clients in obtaining these mainstream benefits. Participation by these agencies provides an efficacious method of assisting households who may otherwise pursue homelessness assistance.

Discussion

Please see discussion above.

AP-75 Barriers to affordable housing – 91.220(j)

Introduction:

The disparity between income and housing costs stand as the greatest barriers for households seeking to obtain affordable housing in the City. Other barriers to affordable housing in the City may include permit and development impact fees, building codes, and off-street parking standards, as these public policies may negatively affect the development of affordable housing and residential investment in jurisdictions across the state.

Permit and Development Impact Fees: As with many other jurisdictions across California, the City collects permit and development impact fees to offset the administrative and service costs generated from these projects, such as processing permits and building inspections. California law requires that City-enforced fees be reasonable and relative to the cost of providing specific services. These fees, however, may limit the supply of affordable housing produced due to the additional costs associated with housing construction. However, Porterville's Impact Fees are significantly less than neighboring jurisdictions.

Building Codes: Building codes set guidelines that identify minimum standards to ensure that building and non-building structures protect the health and safety of the community. Local building codes, however, often mandate that costly improvements be made to meet regulation requirements. The City adopted the 2016 California Building Code (CBC), which is grounded on the International Building Code. The City's building codes prove to be in line with those of other California jurisdictions and do not have significant negative consequences on the development of affordable housing in the City.

Off-street Parking Standards: Parking standards for housing units may stand as a limitation to the development of affordable housing, as these requirements increase development costs and diminish the availability of land for additional units. According to Development Ordinance Section 304.04, the City Council shall have the authority to allow a reduction in the number of required multi-family parking spaces, if a developer can demonstrate that the project will not generate a need for as much parking as such a project designed for a general market.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

The City through its Certificates of Participation, California Infrastructure loans, and other funding sources strives to provide new wells, major sewer and water trunk connections, and expansion of the Wastewater Treatment Facility to accommodate residential growth, and ensure maintenance of affordable housing.

Notwithstanding this fact, the City will continue to evaluate its zoning ordinance and general plan policies to ensure no undue hardship is created in the development of LMI housing. Specifically, the adopted Housing Element establishes, as one of its action plan goals, “to reduce governmental constraints to the development, improvement, and preservation of housing, particularly to housing affordable to lower and moderate income households.”[1] To accomplish this goal, zoning ordinances have been adopted to ensure that the City is compliant with second unit law and global warming solutions and will include green building material incentives or alternative to construction materials.

Additionally, the Development Ordinance addresses the following:

- Minimum lot sizes and densities consistent with the Plan’s land use classifications;
- Development standards that permit townhouses and zero-lot line attached or detached single-family dwellings on sites designated for low-medium, medium, or medium-high densities;
- Development standards that permit second units, small family daycares, and residential care homes in neighborhoods in accordance with State law;
- Sustainable design standards that will achieve compact, walkable neighborhoods and provide an interconnected network of local streets;
- Provisions for emergency shelters, transitional housing, supportive housing, and residential care facilities for six or fewer persons;
- Provisions for Single-Room Occupancy units; and
- Provisions for farmworker housing

The Housing Element also addresses other actions to be taken to preserve the existing housing stock, conserve existing affordable housing opportunities, provide adequate residential sites through appropriate land use designation and zoning to accommodate the City’s share of regional housing needs, identify and encourage mixed-use and infill development, and ensure adequate services to infrastructure and housing.

Moreover, through its First Time Low Income Home Buyers Assistance Program, the City has attempted to mitigate one of the greatest barriers to affordable housing, namely the need for a substantial down payment. It is the City’s intent to continue this program with program income funds during the FY 2019/2020. The City will apply for future grant opportunities as they arise.

Discussion:

Governmental constraints to the production of housing are minimal in Porterville. In sum, the City’s land use regulations, expedited permit processing, and relatively low development fees serve to encourage the construction of lower-cost dwelling units compared to other Central Valley communities. This conclusion is supported by the following facts:

- The City allows for a broad range of residential densities, up to 30 dwelling units per acre, and in no way discourages proposals for higher density housing through burdensome permit processes

or exactions.

- Expedited permit processing times. In 2008, the City of Porterville updated the project review and plan check process for a more efficient and expedited turnaround period. The revised plan check process included input from the local developers, consultants and contractors. Submitted projects are now returned to project proponents within two weeks with comments or permits where the previous process took at least three weeks.
- City fees are relatively low, and there are minimal development exactions.
- Most residential zones allow for alternative housing types, including mobile homes, second dwelling units, and group homes.
- Zoning and parking standards are not overly restrictive; the minimum single family lot size is sufficient to induce homebuilders to construct single family dwelling units for low- and moderate-income first-time home buyers.

AP-85 Other Actions – 91.220(k)

Introduction:

This section discusses the City's efforts in addressing the underserved needs, expanding and preserving affordable housing, reducing lead-based paint hazards, and developing institutional structure for delivering housing and community development activities.

Actions planned to address obstacles to meeting underserved needs

Please see activities in AP-35 to address the housing and community development needs in the City. Also, please see AP-75 regarding potential actions to address barriers to meet the City's affordable housing needs.

Actions planned to foster and maintain affordable housing

Please see AP-15 for actual and potential housing resources available, and AP-35 for activities that will be funded to address the housing and community development needs in the City. Also, please see AP-75 regarding potential actions to address barriers to meet the City's affordable housing needs.

Actions planned to reduce lead-based paint hazards

While the City of Porterville currently does not directly oversee a lead based paint (LBP) eradication program unless it is in conjunction with CDBG, HOME, or CalHome funded owner occupied housing rehabilitation projects. All properties being rehabilitated or acquired for affordable housing are inspected for LBP. No federally funded rehabilitation is allowed to occur without due screening for LBP hazards. The City conducts visual assessment, paint testing or risk assessment on all of its projects. Lead hazard reduction activities include paint stabilization, interim controls, standard treatments, lead abatement, safe work practices and clearance to confirm that no LPB hazards remain when work is complete.

Actions planned to reduce the number of poverty-level families

The City, in its continuing effort to reduce poverty, is implementing the following goal in an effort to increase family self-sufficiency through economic development:

- Expand economic development and employment opportunity programs.

Additionally, the City has identified areas that must be addressed to achieve long-term economic prosperity, which include the following:

- Responding to and preventing any issues that could be raised as a result of the drought, which

has affected many households in the City and surrounding areas.

- Ensuring that land within the City is “shovel ready” and available for development.
- Educating and training the City’s workforce to continue to fill any new jobs that may be coming into the City.

Actions planned to develop institutional structure

The City will continue to work closely with, and in support of, the community service providers in meeting the special needs of its homeless and LMI populations. The City will continue to participate in the Kings/Tulare Continuum of Care to ensure coordination and implementation of the strategic plan. Coordination with local lending institutions assisting lower income first time homebuyers will be continued through public meetings and periodic Housing Fairs and/or Workshops. The City will also be working with the lenders to research various lending programs for approval to use with the City’s assistance programs. Additionally, Community Development Department staff will continue to work closely with the Parks and Leisure Services Department to administer the ongoing youth recreational programs. The provision of youth activities is a high priority within the community. The Youth Center is a free, drop-in recreation program that meets this need within the City’s lowest income areas. The program prevents and diverts youth ages 10-18 from negative behavior and surrounds them in a positive and productive environment. A few program objectives include: enhancing self-esteem, building leadership skills, and learning teamwork and the ability to cooperate with others. A sample of the activities for the youth include: participation in City athletic leagues, homework tutoring, arts & crafts, cooking classes, community service projects, and an assortment of video and traditional games.

Actions planned to enhance coordination between public and private housing and social service agencies

The City will continue to work with the HATC to support the maintenance of adequate Section 8 Vouchers and other public housing within the City in proportion to the City’s LMI population. The City will also be working closely with the Tulare County Economic Development Corporation, Tule River Economic Development, CSET, Proteus, and Workforce Investment Board (WIB), to facilitate and enhance economic workforce development opportunities in the City. Additionally, Community Development Department staff will continue to work closely with the Economic Development Division to administer the CDBG-funded Business Assistance Program and Small Business Revolving Loan Fund.

The City will continue to work closely with, and in support of, the community service providers in meeting the special needs of its homeless and low- and moderate-income populations. Further, the City will continue to evaluate its delivery system and those of the agencies it works with to see if improvements can be made. The City anticipates that at least one (1) household will qualify for the purchase of a home under the City’s First Time Low-Income Homebuyer Program funded with CDBG, HOME or CalHome funds.

Discussion:

Please see discussions above.

Program Specific Requirements

AP-90 Program Specific Requirements – 91.220(l)(1,2,4)

Introduction:

AP-35 describes how current and new PI will be allocated.

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(l)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
Total Program Income:	0

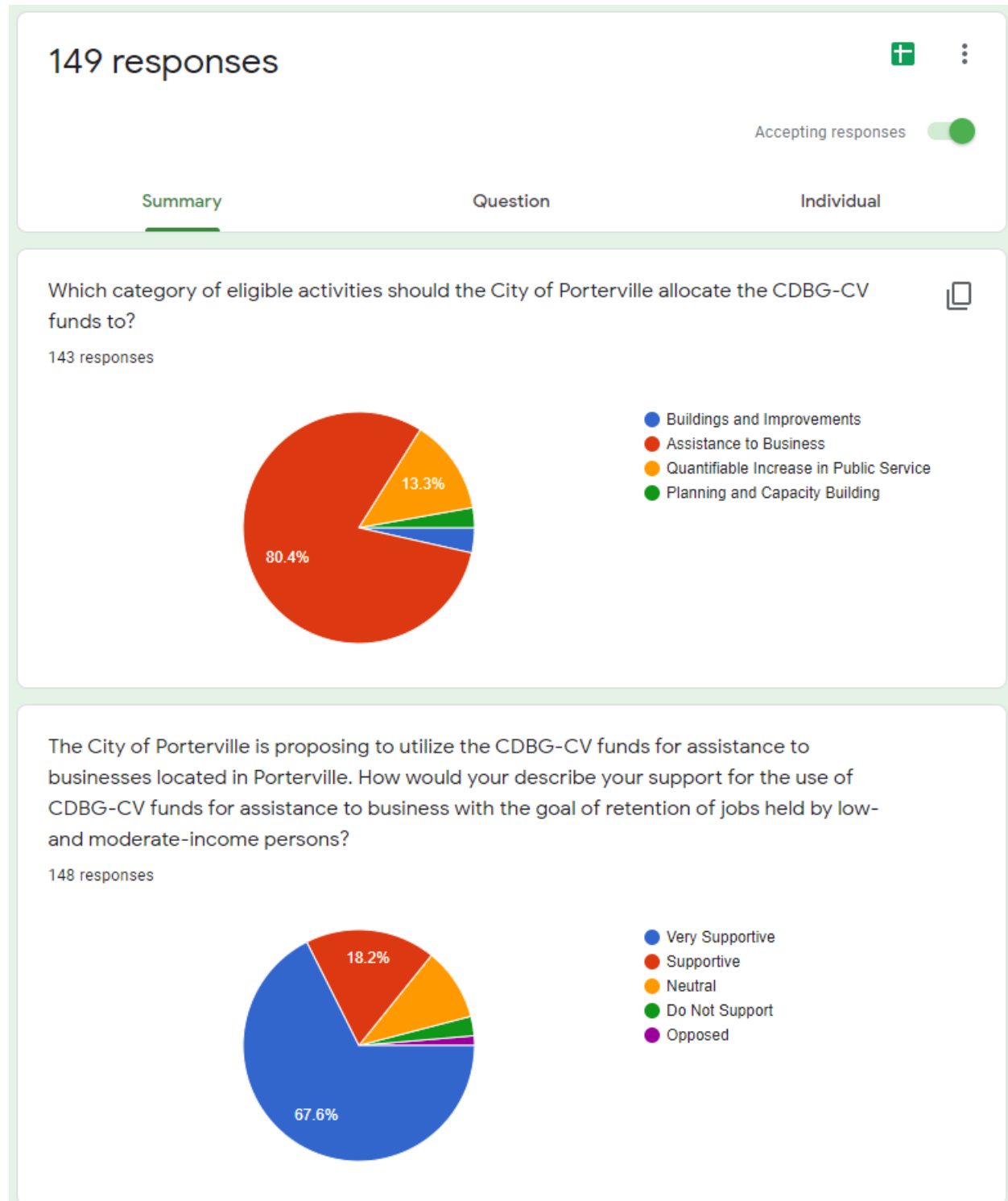
Other CDBG Requirements

1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	70.00%

AP-35 describes how current and new PI will be allocated.

Attachments

Citizen Participation Comments from Community Survey



Citizen Participation Comments:

No Comments received to date.

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Citizen Participation Plan

Revised May 2020

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.

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- **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

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- 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:

Jenni Byers
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.

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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.

As directed by HUD through written guidelines and deemed necessary due to the risk of the safety, health or economy of the City, the City will have the option to meet public hearing requirements with virtual public hearings if: 1) national/local health authorities recommend social distancing and limiting public gatherings for public health reasons; and 2) virtual hearings provide reasonable notification and access for citizens in accordance with the City's certifications, timely responses from local officials to all citizen questions and issues, and public access to all questions and responses.

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) and 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 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.

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CITIZENS' ADVISORY AND HOUSING OPPORTUNITY COMMITTEE CITIZEN
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- As directed by HUD through written guidelines, and deemed necessary due to the risk of the safety, health or economy of the city, expedited procedures will be implemented which include notice and reasonable opportunity to comment of no less than five (5) days. The five (5) day period can run concurrently for comments on the action plan amendment and, amended citizen participation plans.

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 Jenni Byers at jbyers@ci.porterville.ca.us or Jason Ridenour at jridenour@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 public review and comment period, copies of the document will be available to the public for review at City Hall (291 N. Main Street) and through the City's website at www.ci.porterville.ca.us.

In the event of a public health crisis, the aforementioned documents will only be available online at the City's website.

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

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

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

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**CITY OF PORTERVILLE
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PARTICIPATION PLAN**

Program, and the Porterville Enterprise Zone Area Infrastructure Improvement Program, the rehabilitation of the Porterville and Glenwood 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.

At the discretion of the City Manager, City Staff will recommend program activities, funding and program modifications for submittal to the council without consultation of the Advisory Committee. In this case, the City Manager would have deemed the expeditious completion of these tasks as essential to public safety, health or economy.

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 Martha A. Flores, Porterville 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

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**CITY OF PORTERVILLE
CITIZENS' ADVISORY AND HOUSING OPPORTUNITY COMMITTEE CITIZEN
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published for comment. Before the City adopts a consolidated plan, the City will make available to 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 (or five (5) days as applicable), 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 (or five (5) days as applicable), 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.

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

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 (or 5 days as applicable), 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: Martha A. Flores, Mayor, City of Porterville, 291 N. Main Street, Porterville, CA 93257. Ms. Flores 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, and 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

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

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 (or 5 days as applicable) for the consolidated plan or substantial amendments to the plan, or fifteen (15) days (or 5 days as applicable) 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

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

laws regarding personal privacy and obligations of confidentiality. Upon request, materials will be made available in a form accessible to persons with disabilities.

[Unverified Sender] Re: Proposed amendment to Participation Plan 2015
Consolidated Plan- english

Recorder Legals <recorderlegals@portervillerecorder.com>

Tue 4/28/2020 1:40 PM

To: Lori Yarbrough <LYarbrough@ci.porterville.ca.us>

Hi Lori,

Confirmed, Scheduled and cost is \$314.57. Thank you

On 4/28/20, Lori Yarbrough <LYarbrough@ci.porterville.ca.us> wrote:

- > Good morning,
- > Here is the word document of the fax I have just sent over. We will need
- > this one in English and I'll send another email with the Spanish version as
- > well.
- > Please reply with cost.
- > Thank you so much,
- > Lori
- >
- >
- > Lori Yarbrough
- >
- > Administrative Assistant
- >
- >
- > City of Porterville
- >
- > Community Development
- >
- > Phone: (559) 782-7460
- >
- > Fax: (559) 781-6437
- >
- >
- > This e-mail (and attachments, if any) may be subject to the California
- > Public Records Act, and as such may therefore be subject to public
- > disclosure unless otherwise exempt under the Act.
- >

ACCT NO.	01-3025-21		
NET AMT.	\$314.57		
AUTH.	DEPT.	P.A.	PIN.
08			
A/P	DATE		

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<https://outlook.office365.com/mail/inbox/id/AAMkAGMyMTYzMTQ5LTE5N2UtNDcw...> 4/28/2020

*Teresa (Terry) Jasso Classified, Legal, Obituary Advisor The Porterville
Recorder(559) 784-5000 ext. 1031*

<https://outlook.office365.com/mail/inbox/id/AAMkAGMyMTYzM2Q5LTE5N2UtNDcw...> 4/28/2020



**CITY OF PORTERVILLE
ADVERTISING REQUEST**

DATE: April 28, 2020

DATE(S) TO BE PUBLICIZED: April 30, 2020

PUBLIC MEETING DATE: May 5, 2020

AUTHORIZED BY: [Signature]

ORDERING DEPT.: Community Development PHONE #: 782-7460 FAX #: 781-6437

PUBLICATION (NAME): PORTERVILLE RECORDER

SUBJECT: To consider proposed amendments to the Citizen's Participation Plan and the City's 2015 Consolidated Plan and Action Plan (PY 2019-20).

Budget Acct. No: 01-3025-21

☐ TO BE ADVERTISED IN THE DISPLAY ADVERTISING SECTION

☐ TO BE ADVERTISED IN CLASSIFIED SECTION - SPECIAL NOTICES

☒ TO BE ADVERTISED IN LEGAL SECTION

**Please reply with confirmation of dates
and cost to Lori Yarbrough at
lbyarbrough@ci.porterville.ca.us**

City of Porterville
Finance Dept./Accounts Payable
291 N. Main St.
Porterville, CA 93257

☒ Send Tear Sheets

☐ Send Declaration
of Publication

NOTICE OF PUBLIC HEARING

Substantial Amendment to the City's Citizens Participation Plan and 2015 Five Year Consolidated Plan

NOTICE IS HEREBY GIVEN that a public hearing will be held by the City Council of the City of Porterville on Tuesday, May 5, 2020 at 6:30 p.m. or as soon thereafter as the matter can be heard in the Council Chambers of City Hall, 291 North Main Street, in order to consider proposed amendments to the Citizen's Participation Plan and the City's 2015 Consolidated Plan and Action Plan (PY 2019-20).

The Citizen's Participation Plan (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. In response to the COVID-19 pandemic, HUD issued a memorandum entitled CARES Act Flexibilities for CDBG Funds Used to Support Coronavirus Response and plan amendment waiver on April 9, 2020. An amendment to the CPP is being proposed to include a five (5) day public comment period and an option to hold virtual public hearings for amendments and new plan submissions to respond to the coronavirus.

The Action Plan identifies activities the jurisdiction will undertake separately, or in conjunction with other public and private agencies, during the next year to address priority needs and local objectives established in the Five Year Consolidated Plan that will meet the National Objectives of HUD to provide benefit to low-and moderate-income persons or aid in the prevention or elimination of slum or blight. A Substantial Amendment to the 2015 Five Year Consolidated Plan is being proposed to address the addition of CDBG-CV funds for the 2019-20 Action Plan made available with the passages of the Coronavirus Aid, Relief and Economic Securities Act to respond to the COVID-19 pandemic, allocating \$489,098 to the Business Assistance Program.

The proposed amendments will be available for examination and comment for five (5) days commencing April 30, 2020, and concluding on May 5, 2020. Copies of the amended Consolidated Plan are on file at 291 N. Main Street, Porterville, CA in the Community Development Department and online at www.ci.porterville.ca.us. This notice is given in order to provide all interested parties an opportunity to present their views with respect to the proposed amendment. Persons of low-and moderate-income, disabled and elderly persons, members of minority groups, and persons residing in areas where Community Development Block Grant Program activities are proposed are particularly encouraged to attend. Questions about the project should be directed to Jennifer Byers, Community Development Director, 291 N. Main Street, Porterville, CA 93257, at (559) 782-7460 or by email at housing@ci.porterville.ca.us.

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 the 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.

Pursuant to Executive Order N-29-20, signed by Governor Newsom on March 17, 2020, and in an effort to protect public health and slow the rate of transmission of COVID-19, the City of Porterville is allowing for and encouraging electronic public participation at City Council Meetings. Until further notice, Porterville City Council Meetings will be livestreamed on YouTube at <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA>. Public comments may be submitted to CouncilMeetingComments@ci.porterville.ca.us and will be read aloud for Council consideration during Oral Communications or during any public hearings as applicable. Members of the public are encouraged to submit comments prior to 6:30 p.m., Tuesday, May 5, 2020, to participate in said meeting. Staff will periodically check for any emails that may have been submitted after 6:30 p.m., however it is not guaranteed that those emails will be read prior to Council action.

DATED: April 28, 2020
Jennifer M. Byers
Community Development Director

Send Result Report



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CITY OF PORTERVILLE ADVERTISING REQUEST

DATE: April 28, 2020

DATE(S) TO BE PUBLICIZED: April 30, 2020

PUBLIC MEETING DATE: May 5, 2020

AUTHORIZED BY: [Signature]

ORDERING DEPT. Community Development PHONE #: 782-7460 FAX #: 781-6437

PUBLICATION (NAME): PORTERVILLE RECORDER

SUBJECT: To consider proposed amendments to the Citizen's Participation Plan and the City's

No.	Date and Time	Destination	Times	Type	Result	Resolution/ECH
001	04/28/20 11:39	Porterville Recorder	0'00'26"	FAX	OK	200x100 Normal/On

[Unverified Sender] Re: Proposed amendment to Participation Plan 2015 Consolidated Plan- spanish

Recorder Legals <recorderlegals@portervillerecorder.com>

Tue 4/28/2020 2:02 PM

To: Lori Yarbrough <LYarbrough@ci.porterville.ca.us>

Hello,

Confirmed, Schedule and cost for Spanish is \$344.94. Thank you

On 4/28/20, Lori Yarbrough <LYarbrough@ci.porterville.ca.us> wrote:

- > Good afternoon,
- > Here is the Spanish version of the fax I have just sent over.
- > Please reply with cost.
- > Thank you so much,
- > Lori
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- > Lori Yarbrough
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- > Administrative Assistant
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- > City of Porterville
- >
- > Community Development
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- > Phone: (559) 782-7460
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- > Fax: (559) 781-6437
- >
- >
- > This e-mail (and attachments, if any) may be subject to the California
- > Public Records Act, and as such may therefore be subject to public
- > disclosure unless otherwise exempt under the Act.
- >

ACCT NO.	01-3025.21		
NET AMT.	\$344.94		
APR	DEPT.	P.A.	PIN.
A/P DATE			

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Teresa (Terry) Jasso Classified, Legal, Obituary Advisor The Porterville Recorder(559) 784-5000 ext. 1031

<https://outlook.office365.com/mail/inbox/id/AAMkAGMyMTYzM2Q5LTE5N2UtNDcw...> 4/28/2020



**CITY OF PORTERVILLE
ADVERTISING REQUEST**

DATE: April 28, 2020

DATE(S) TO BE PUBLICIZED: May 1, 2020

PUBLIC MEETING DATE: May 5, 2020

AUTHORIZED BY: [Signature]

ORDERING DEPT.: Community Development PHONE #: 782-7460 FAX #: 781-6437

PUBLICATION (NAME): NOTICIERO SEMANAL

SUBJECT: Considerar enmiendas sustanciales para el Plan de Participación del Ciudadano y del Plan Consolidado 2015 de la Ciudad y del Plan de Acción de 2019-2020.

Budget Acct. No: 01-3025-21

☐ TO BE ADVERTISED IN THE DISPLAY ADVERTISING SECTION

☐ TO BE ADVERTISED IN CLASSIFIED SECTION - SPECIAL NOTICES

☒ TO BE ADVERTISED IN LEGAL SECTION

**Please reply with confirmation of dates
and cost to Lori Yarbrough at
lyarbrough@ci.porterville.ca.us**

City of Porterville
Finance Dept./Accounts Payable
291 N. Main St.
Porterville, CA 93257

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of Publication

NOTICIA DE AUDICION PÚBLICA

Enmienda Sustancial al Plan de la Ciudad para Participación del Ciudadano y del Plan Consolidado de Cinco Años de 2015

AL PRESENTE SE NOTIFICA que el Concilio de la Ciudad de Porterville tendrá una audición publica el Martes, 5 de Mayo del 2020 a las 6:30 p.m., o lo más pronto posible que el asunto sea considerado en la sala del Concilio de City Hall, localizado en el 291 N. Main Street, para considerar enmiendas sustanciales para el Plan de Participación del Ciudadano y del Plan Consolidado 2015 de la Ciudad y del Plan de Acción de 2019-2020.

El Plan de Participación del Ciudadano (CPP por sus siglas en inglés) provee pautas para cuales la Ciudad va a promover compromiso en planificación, implementación y evaluación de la distribución de fondos federales resumidos en el Plan Consolidado, Plan de Acción, y CAPERS. En la respuesta a la pandemia de COVID-19, HUD emitió un memorándum intitulado CARES Act Flexibilities para fondos de la beca CDBG Empleados para Apoyar la Respuesta del Coronavirus y planificar una renuncia de enmienda el 9 de Abril del 2020. Una enmienda al CPP se ha proporcionado para incluir un periodo de comentarios públicos por cinco (5) días y una opción de llevar a cabo una audición publica virtual para enmiendas y nuevas presentaciones del plan para responder al coronavirus.

El Plan de Acción identifica actividades que la jurisdicción se comprometerá por separado, o en conjugación con otras agencias públicas y privadas, durante el próximo año para indicar necesidades de prioridad establecidas en el Plan Consolidado de Cinco Años que satisfacen a los Objetivos Nacionales de HUD para proveer beneficios a personas de Bajos - e Ingresos Moderados o en asistir en la prevención o eliminación de barrios pobres o degradados. Una Enmienda Sustancial al Plan Consolidado 2015 de Cinco Años se ha propuesto para presentar la adición de fondos de CDBG-CV para El Plan de Acción de 2019-2020 que se haga disponible con pasajes de la Asistencia de Coronavirus (Coronavirus Aid), Alivio y el Acto de Seguridades Económicas (Relief and Economic Securities Act) para responder a la pandemia del COVID-19, asignando \$4489,098 al Programa de Asistencia para Negocios.

Las enmiendas propuestas serán disponibles para examinación y comentarios por cinco (5) días comenzando el 30 de Abril del 2020, y concluyendo el 5 de Mayo del 2020. Copias de las enmiendas del Plan Consolidado estarán disponibles para examinación en los archivos en 291 N. Main Street, Porterville, CA, en el Departamento de Desarrollos Comunitarios (Community Development Department) y por internet en www.ci.porterville.ca.us. Esta noticia se provee para proporcionar a toda persona interesada la oportunidad de presentar sus opiniones en respecto a la enmienda propuesta. Las personas de bajos y recursos moderados, personas con discapacidades y personas de tercera edad, miembros de grupos minoritarios y personas residentes en las áreas donde las actividades del Programa de Desarrollo de la Comunidad (CDBG) propuesto, están alentados particularmente a asistir. Preguntas sobre el proyecto, dirjase a Jennifer Byers, Directora de Desarrollos Comunitarios, 291 N. Main Street, Porterville, CA 93257, al (559) 782-7460 o por correo electrónico a housing@ci.porterville.ca.us.

En conformidad con la Ley de Americanos con Discapacidades, y la ley de California Ralph M. Brown, si usted necesita asistencia para participar en esta reunión, o si quiere acceso a la agenda y/o a los documentos, por favor llame a la oficina de la Secretaria Municipal de Adjunto al (559) 782-7442. Si le notifica con 48 horas, (dos días), de anticipación a la fecha de la reunión, la Ciudad hará los arreglos más razonables para asegurarle la accesibilidad a dicha reunión.

Conforme a la orden Ejecutiva (Executive Order) N-29-20, firmada por el Gobernador Newsom el 17 de Marzo del 2020, y con esfuerzos a proteger la salud pública y reducir la velocidad de la transmisión del COVID-19, la Ciudad de Porterville, está alentando una participación pública en el las reuniones del Concilio de la Ciudad. Hasta nuevo aviso, las audiciones del Concilio de la Ciudad de Porterville serán transmitidas en vivo en Youtube en <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA>. Comentarios públicos podrán ser sometidos a CouncilMeetingComments@ci.porterville.ca.us y serán leídos en voz alta para consideración del Concilio durante las Comunicaciones Orales o durante cualquier audición pública a si sean aplicables. Miembros del público serán alentados a someter comentarios antes de las 6:30 p.m., Martes 5 de Mayo del 2020, para participar en dicha reunión. El personal periódicamente

revisara para cualquier correo electrónico que pueda ser sometido después de las 6:30 p.m., sin embargo no está garantizado que esos correos electrónicos sean leídos antes de la acción del Concilio.

Fecha: 28 de Abril del 2020
Jennifer M. Byers
Directora de Desarrollo Comunitario

Send Result Report



MFP

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CITY OF PORTERVILLE ADVERTISING REQUEST

DATE: April 28, 2020

DATE(S) TO BE PUBLICIZED: May 1, 2020

PUBLIC MEETING DATE: May 5, 2020

AUTHORIZED BY: [Signature]

ORDERING DEPT.: Community Development PHONE #: 782-7460 FAX #: 781-6437

PUBLICATION (NAME): NOTICIERO SEMANAL

SUBJECT: Considerar enmiendas sustanciales para el Plan de Participación del Ciudadano y del Plan

No.	Date and Time	Destination	Times	Type	Result	Resolution/ECM
001	04/28/20 11:37	Porterville Recorder	0'00'36"	FAX	OK	200x100 Normal/On

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PORTERVILLE APPROVING THE AMENDED 2015-2019 CONSOLIDATED PLAN AND
2019/2020 ACTION PLAN, ACCOMPANYING PROGRAM MODELS AND PROPOSED
USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

BE IT HEREBY RESOLVED, that the City Council of the City of Porterville does hereby
approve the Amended 2015-2020 Consolidated Plan and 2019/2020 Action Plan, accompanying
Program Models, and proposed use of Community Development Block Grant Funds and
Community Development Block Grant Coronavirus Funds with the 2019 Program Year
Entitlement Allocation as follows:

Section 108 Debt Service	\$ 313,916.40
Administration	\$ 150,000.00
First Time Low Income Homebuyer Program	\$ 120,000.00
City-Operated Youth Center	\$ 100,566.15
Parks Improvement Program	\$ 51,558.45
Shelter plus Care Voucher Program	\$ 15,000.00
Kings/Tulare Continuum of Care on Homelessness	\$ 5,000.00
Homebuyer Education Program	\$ 400.00
<u>CDBG-CV Business Assistance Program</u>	<u>\$ 489,098</u>
Total Funding	\$1,245,539.00

PASSED, APPROVED AND ADOPTED this 5th day of May, 2020.

Mayor

Martha A. Flores~~John D. Lollis,~~

ATTEST:

John D. Lollis~~Luisa Zavala~~, City Clerk

By _____
Patrice Hildreth, Chief Deputy City Clerk



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Bid Results - Henderson Avenue Reconstruction Project from Indiana Street to Jaye Street and from Plano Street to Second Street

SOURCE: Public Works

COMMENT: On April 28, 2020, staff received three (3) bids 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 compliant curb 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 Street and Henderson Avenue, and three (3) lighted crosswalks (one at the intersection of Jaye Street and Henderson Avenue, one at the intersection of Second Street and Henderson Avenue, and one at the Rails to Trails across Henderson Avenue).

The bids are as follows:

Contractor	Amount
1. Cal Valley Construction Fresno, CA	\$7,624,230.00
2. Tiechert Construction Fresno, CA	\$7,690,000.00
3. Yarbs Grading & Paving	\$8,142,095.00

The Engineer's estimate of probable cost for construction is \$5,907,825.00. The lowest responsive bid is 29% above the Engineer's estimate. An additional \$762,423.00 is necessary for construction contingency (10%). It is anticipated that \$571,817.25 is required for construction management, quality control and inspection services (7.5%) for a total estimated project cost of \$8,958,470.25.

It is City Council's policy to reject all bids when the bid exceeds 10% of the Engineer's Estimate. Although the possibility exists that the City will receive favorable bids if re-advertised, there are no guarantees that the City will receive less costly bids, and will likely necessitate a change in scope of the design of the project and/or an increase in the budget appropriation. This is now the second time that the portion of Henderson Avenue between Indiana Street and Jaye

Street has been out to bid.

The cost of material and labor at this time is a lot higher due to the economic environment present today, and thus past bid data does not apply. These unforeseen circumstances put the project at a higher cost than anticipated.

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. At the February 4, 2020, Council approved an additional \$899,679.70 of Local Transportation Funds, and an additional \$1,135,718.00 from the Water Replacement Fund. The cost for the street maintenance program is \$6,038,765.63, equating to a shortfall of \$1,703,250.93 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 \$2,919,704.62 equating to a shortfall of \$283,985.82 of water replacement funds to fully fund the project.

RECOMMENDATION:

That the City Council consider:

1. Award of the Henderson Avenue Reconstruction Project to Cal Valley Construction in the amount of \$7,624,230.00;
2. Authorize a 10% contingency to cover unforeseen construction costs;
3. Authorize 7.5% for construction management, quality control and inspection;
4. Authorize the City Engineer to negotiate construction surveying service with one of the firms as approved by Council MO #02-100714;
5. Authorize an additional appropriation of \$1,703,250.93 from Local Transportation Fund; and
6. Authorize an additional appropriation of \$283,985.82 from the Water Replacement Fund.

ATTACHMENTS:

1. Locator Map: Henderson Avenue - Indiana Street to Jaye Street
2. Locator Map: Henderson Avenue - Plano Street to 2nd Street

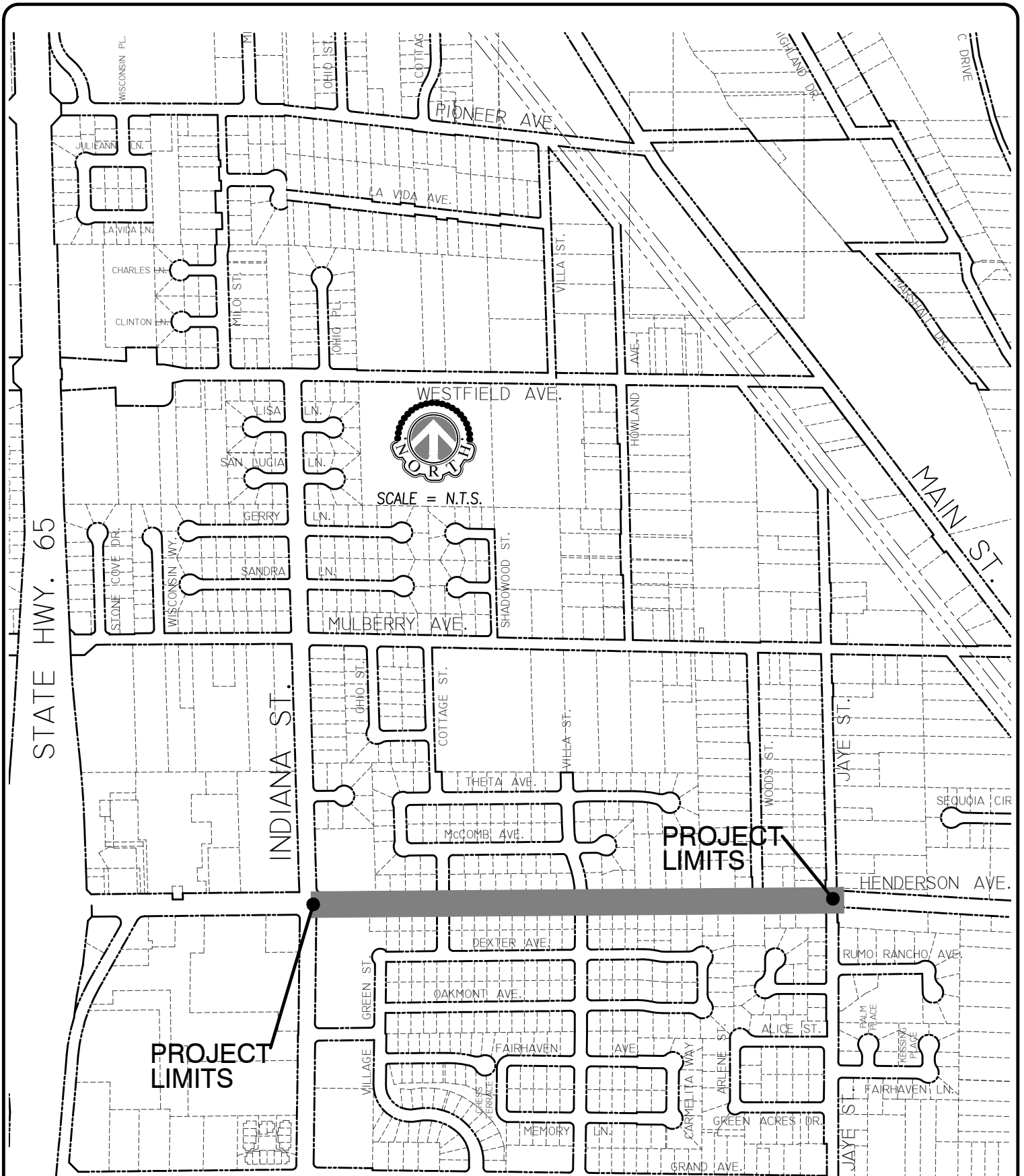
Appropriated/Funded:

Review By:

Department Director:

Javier Sanchez, Engineering & Project Management Director

Final Approver: John Lollis, City Manager



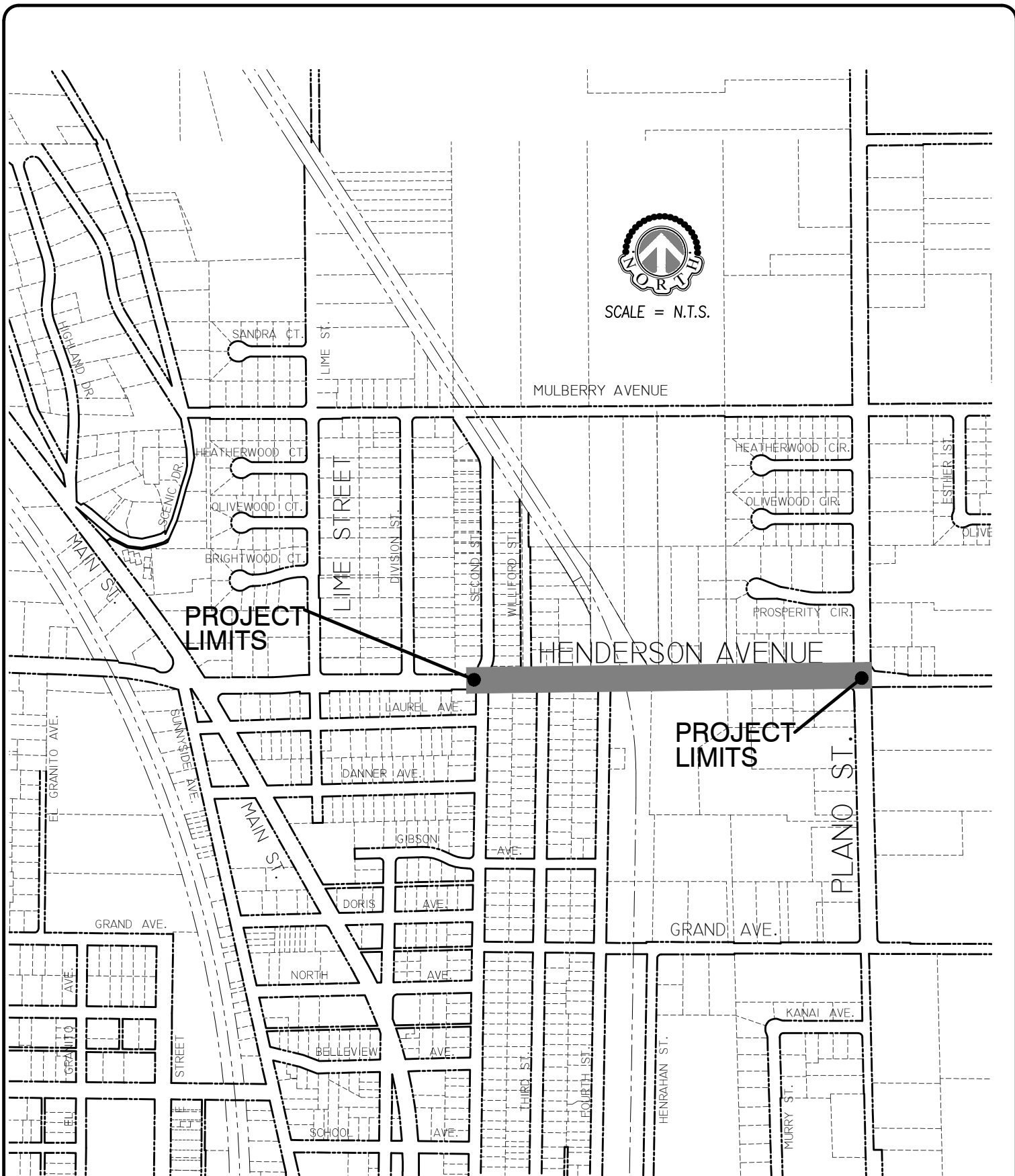
CITY OF PORTERVILLE

ENGINEERING DIVISION

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

HENDERSON AVENUE REHABILITATION PROJECT

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



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 COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Consideration of Amendment to Community Development Block Grant (CDBG) Business Assistance Loan Program Guidelines

SOURCE: Community Development

COMMENT: On March 27, 2020, the Coronavirus Aid, Relief, and Economic Security (CARES) Act, was signed into law. The CARES Act Legislation makes \$5 billion in Community Development Block Grant Coronavirus (CDBG-CV) funds available for grants to prevent, prepare for, and respond to coronavirus. HUD is allocating \$2 billion based on the fiscal year 2020 CDBG formula to entitlement jurisdictions, such as the City of Porterville, which is receiving \$489,098 in CDBG-CV funds.

On April 21, 2020, the City Council reviewed the CDBG-CV eligible activities, providing staff direction to bring back an addendum of the Business Assistance Program (BAP) guidelines to be able to utilize CDBG-CV funds to provide assistance to business. The draft addendum to the BAP Guidelines provides the rules for the assistance program. The intent of the program is to be able to provide a forgivable loan for short-term working capital to businesses located in Porterville to avoid job loss caused by business closures and reduction in service related to social distancing to enable the retention of jobs held by low- and moderate-income persons.

Staff is proposing that the program utilize the guidelines that have been established for the BAP revolving loan fund as a foundation with strategic amendments that enable the program to be compliant with CDBG-CV funding and that encourage streamlined process to be able to provide assistance to businesses in need as soon as possible.

The program guidelines outline that the funds may not be used to pay costs if another source of financial assistance is available to pay that cost. Applicants will be required to demonstrate that they are not able to receive or have been denied assistance from other federal programs, such as the SBA Paycheck Protection Program (PPP) or the Economic Injury Disaster Loan (EIDL) program. An applicant that has received assistance from other programs will need to demonstrate the amount of assistance awarded by another program is not adequate to cover the gap of funds that has been caused by a reduction in revenue due to the COVID-19 pandemic related to social distancing to cover their short-term working capital needs. The loan is intended for working capital, which is defined as capital for day to day operations of the firm, acquisition of assets, or payment of obligations to enable job retention. HUD mandates that

one full-time job equivalent be retained by a low- and moderate-income persons for every \$35,000 borrowed.

Staff is proposing that the term of the loan be ten (10) years with the availability of the loan to be forgiven if the loan recipient meets the condition of retaining the position(s) as outlined in the loan agreement continuously for two (2) years by providing necessary documentation. The proposed interest rate is two percent (2%) or current Local Agency Investment Fund (LAIF) rate, whichever is greater at the time of the loan, with payments to be deferred for twenty-four (24) months.

The BAP currently requires that all loans be collateralized with real property, unless the applicant does not have real property with available equity. In such cases a personal guarantee is considered with a notarized statement that the applicant does not own real property with available equity in the state of California. This requirement has been a deterrent in the past for some interested applicants. Staff is proposing for the CDBG-CV program that the loans be secured with a personal guarantee from the borrower. A background is also required and is currently conducted utilizing a third party company at a cost to the applicant. Staff is proposing that a background check of the applicant be conducted utilizing the Superior Court of California County of Tulare Case Search website.

In the development of the CDBG-CV program guidelines addendum, staff evaluated the current CDBG BAP program guidelines for potential inefficiencies within the program. Staff would like to amend the evidence of program procedures section of the guidelines to require applicants to provide documentation of the use of funds within 120 days of receipt of funds. Specifying the requirement will assist in the collection of required documentation. Staff would also like to amend the background check process to utilize the Superior Court of California County of Tulare Case Search website instead of a third party that can take up to two (2) weeks. Applicants have also indicated that the security requirement of using real property to secure the BAP loans is a deterrent for the program. Staff can utilize personal guarantees to secure the BAP loans instead of real property if that is the direction of the City Council.

The CDBG BAP Program Guidelines with proposed amendments as well as the draft CDBG-CV BAP Guidelines are attached.

RECOMMENDATION: That the City Council:

1. Adopt the draft CDBG-CV Program Guidelines Addendum; and
2. Provide direction on the use of real property as security and adopt proposed amendments to the CDBG BAP Revolving Loan Program Guidelines.

ATTACHMENTS: 1. Draft CDBG-CV BAP Guideline Addendum

2. Draft Ammendment to BAP RLF Guidelines

Appropriated/Funded:

Review By:

Department Director:

Jason Ridenour, Development Associate

Final Approver: John Lollis, City Manager



CITY OF PORTERVILLE
CDBG BUSINESS REVOLVING LOAN FUND

CDBG-CV PROGRAM GUIDELINES ADDENDUM

INTRODUCTION

The City of Porterville's Revolving Loan Fund (RLF) is designed to meet the capital needs of new or existing businesses located in the City of Porterville. The COVID-19 program within the RLF is designed to avoid job loss caused by the affects related to social distancing due to COVID-19 by providing short-term working capital assistance to businesses to enable retention of jobs held by low- and moderate-income persons. All requirements noted in the Business Assistance RLF guidelines are required for CDBG-CV loan applicants unless noted below.

Job Retention

The City's aggregate job creation portfolio must maintain a 1: \$35,000 job creation ratio. The positions retained must be held by a low- and moderate-income persons.

Documenting Jobs

For purposes of meeting the CDBG public benefit requirement, all jobs should be retained for at least 24 months. Upon approval of loan, the business must provide proof of job retention held by low- and moderate-income persons within 30 days.

Permanent Jobs

Only permanent jobs directly related to the assisted activity are considered for purposes of determining whether the project generated the requisite amount of public benefit. Note the business owner can count themselves as an employee if they are working full time in the business. A permanent job is defined as a job classification that provides 2,080 hours a year employment. Full time equivalent jobs (FTE) are considered toward establishing a final job count. Two part time jobs of at least 1040 hours per year each can count as one FTE job. However, fractions of full-time employment (e.g. 0.5 FTE) are not considered in meeting the program's public benefit standard.

National Objective

Each Business Assistance activity funded under the CDBG program must meet the national objective of expanding economic opportunities, principally for low- and moderate-income persons.

This is accomplished by documenting that the jobs that are retained by the CDBG-CV assisted business retention project will be filled by or made available to persons of low-and moderate-income.

ELIGIBLE APPLICANTS

Eligible applicants include on-going, for profit businesses and non-profit organizations that are classified as industrial, commercial, service or retail business, and that are located in or expanding to the City of Porterville. The project to be financed with the RLF Program must be located within the incorporated area of the City of Porterville.

Eligible applicants must have a minimum credit score of 600 unless compensating factors are provided and/or justifiable evidence is provided that reduces risk. A twelve (12) month history of on-time payments for revolving accounts or alternative forms of credit (i.e. rent history, cell phone, gas or electricity account) is also required.

No outstanding unpaid judgments or involuntary liens at the time the City's loan is recorded.

No bankruptcies, which have not been dismissed prior to the recordation.

ELIGIBLE COSTS

Eligible costs include:

Working Capital (Capital for day to day operations of the firm, acquisition of assets, or payment of obligations).

Duplication of Benefits:

CDBG-CV funds may not be used to pay costs if another source of financial assistance is available to pay that cost. Applicants must demonstrate that they have applied for available programs and demonstrate the need for CDBG-CV funding for employee retention. CDBG-CV funds may with utilized with other funding sources if the there is a gap in funding.

INELIGIBLE APPLICANTS

CDBG-CV Loans shall not be available for the following business:

- 1) Speculative investment companies
- 2) Real estate investment companies
- 3) Lending institutions
- 4) Gambling operations
- 5) Other businesses not serving the interest of the City

INELIGIBLE ACTIVITIES

- 1) Refinancing or consolidating existing debt.
- 2) Reimbursement for expenditures prior to loan approval.
- 3) Routine maintenance.

- 4) Professional services such as feasibility and marketing studies, accounting services, etc.
- 5) Other activities that the City may identify as inappropriate for the RLF program or not consistent with City's Economic Development Plan and five year Consolidated Plan.
- 6) Projects where there is not reasonable assurance of repayment of the loan.
- 7) Business operating out of a private residence (Home Occupancy Permit) where services will be performed at home. Businesses operating under a Home Occupancy Permit (HOP) for office purposes only, but not providing services from the residence may be eligible for funding on a case by case basis. An example of business that may qualify are those that perform repairs, maintenance, or professional services in a client's home or business (such as a home remodel contractor, plumber, traveling notary services, etc).

The business HOP address must be located within the Porterville city limits. A funded business that operates under a HOP will be monitored on an annual basis to ensure that the business address remains within the city limits, even though the actual performance of services may be outside the city limits, the then current loan amount, plus any interest due, shall become due and payable to the City.

Projects are not eligible if they create conflict of interest pursuant to California Government Code Section 887100 et seq. for any current City elected official, appointed official, or employee.

LOAN PROCEDURES

Prior to releasing funds, the following documentation shall be in place or provided at appropriate time during the term of the loan.

- 1) Promissory Note. A promissory note shall be prepared by the Community Development Director, or designee, and signed by the authorized representatives of the business at the time of loan closing. The note shall be dated, reference the agreement between the City and the business and specify the amount and terms of the loan funds to be delivered.
- 2) Security. A personal guarantee shall be provided as security. A personal guarantee for all loans shall be prepared by the City Attorney, or designee, and signed by the authorized representatives of the business at the time of loan closing.
- 3) Amortization schedule. An amortization schedule shall be prepared by staff and reviewed with the loan recipient prior to executing loan documents.
- 4) Evidence of Program Expenditures. Documentation shall be provided by the applicant to evidence of proposed expenditures prior to the release of funds.
- 5) Other Documentation. Documentation shall be provided by the applicant to evidence that all required permits, licenses, and registrations have been obtained prior to the release of RLF funds. As appropriate or necessary, the borrower may also be asked to provide the following documentation: a) articles of incorporation and by-laws; b) a resolution or agreement to borrow funds; c) current financial statements; d) evidence of having secured other funds.

LENDING CRITERIA

The following guidelines have been adopted to clarify the program basis for making loan commitment decisions.

Loan Terms:

Interest Rate:

Interest rate is set at 2% or current Local Agency Investment Fund (LAIF), whichever is greater, at time of loan.

Term:

The term of the loan will be 10 years, with the availability of the loan to be forgiven if the loan recipient meets the condition of retaining the position(s) as outlined in the loan agreement continuously for two years by providing necessary documentation.

Payment Deferment:

Payments may be deferred for 24 months.

Loan Fee:

None

Prepayment Penalty:

None

Collateral Requirements:

All loans shall be fully secured with personal or corporate guarantee. No unsecured loans shall be made.



CITY OF PORTERVILLE
CDBG BUSINESS REVOLVING LOAN FUND

PROGRAM GUIDELINES

INTRODUCTION

The City of Porterville's Revolving Loan Fund (RLF) is designed to meet the capital needs of new or existing businesses located in the City of Porterville. The RLF is capitalized with funds from the repayment of principal and interest from existing loans. The funding originated from the U.S. Department of Housing & Urban Development (HUD) under the Community Development Block Grant (CDBG) Program. Federal requirements therefore apply and become part of any loan agreement.

- The intent of the RLF is to provide assistance to businesses, which in turn will create full time jobs while increasing the overall economic base of the community.
- The RLF will only provide the funds necessary to bridge the "financial gap" that allows the business to move forward.
- The RLF is designed to provide no more than one-half of a business's total financing requirements.
- Small Business RLF assistance is a minimum of \$1,000 and a maximum of \$50,000 and will be directed towards businesses that have the greatest potential for long-term job creation. Jobs must be created and reported as a condition of RLF assistance.
- Large Business RLF assistance that exceeds \$50,000 will also be directed towards businesses that have the greatest potential for long-term job creation. Jobs must be created and reported as a condition of RLF assistance.

All outreach efforts will be done in accordance with state and federal fair lending regulations to assure nondiscriminatory treatment, outreach and access to the Program. No person shall, on the grounds of age, ancestry, color, creed, physical or mental disability or handicap, marital or familial status, medical condition, national origin, race, religion, gender, sexual orientation, or other arbitrary cause be excluded, denied benefits or subjected to discrimination under the Program. The City will ensure that all persons, including those qualified individuals with handicaps have access to the Program

LINKING JOBS WITH TARGETED INCOME GROUP PERSONS

The City works closely with the Tulare County Workforce Investment Department (WID), Employment Development Department (EDD), Proteus, Community Services Employment Training (C-SET), Porterville Chamber of Commerce, along with other area groups which are part of the Porterville Partners to support the Workforce Investment Act (WIA) programs and

services that provide assistance to the unemployed and low and moderate-income persons. With the assistance of the EDD and WID, all agencies regularly promote training activities and the labor market to potential employers in the area.

The training, recruitment, and placement activities currently operating in the community constitute the primary vehicle for insuring that the unemployed, underemployed, and low and moderate-income persons are linked with the jobs created through the RLF Program. These programs provide training and can be custom tailored specifically to meet an applicant's needs. Recipients of RLF assistance will be provided with a detailed description of the services and benefits of participation in the WIA program and will be referred to the Tulare County WID. The City will use cooperative agreements with the WID to refer all applicants to the WIA programs as prospective employers.

Job Creation/Retention: The City's aggregate job creation portfolio must maintain a 1: \$35,000 job creation ratio. At least 51% of jobs created by the City's assistance and held in the City's portfolio must be made available to or held by low to moderate income persons.

Employment Plan Agreement and Three-Party Employment Agreement

The Employment Plan Agreement is required where jobs will be created. The Employment Plan Agreement is between the applicant and the Tulare County Workforce Investment Board (WIB), which is the employment screening and referral agency, and outlines the role of each party in insuring that the national objective (51% benefit to the TIG (Target Income Group); slum and blight) is met.

DOCUMENTING JOBS

For purposes of meeting the CDBG public benefit requirement, all jobs should be created or retained by a reasonable term agreed to by the grantee and the business. A typical term would be to create or retain a job 24 months after the provision of CDBG assistance to the business.

A. JOB CREATION

For job creation, it is required that a recipient (the business) demonstrate that CDBG assistance resulted in the creation of permanent, full-time (or full-time equivalent) private-sector jobs.

B. JOB RETENTION

For job retention, the grantee should document that the jobs would actually be lost without the CDBG assistance. There should be evidence in the public record that prior to providing CDBG assistance, it was clearly and objectively demonstrated that without CDBG assistance, the jobs would be lost. Examples of clear and objective evidence include: a notice issued by the business to affected employees; a public announcement by the business to affected employees; financial records or other records provided by the business or other entities that clearly indicate the need for CDBG assistance to continue the business's operations in the jurisdiction. The grantee should maintain documentation that supports the conclusion that without the infusion of the CDBG funds, the jobs would be lost.

If the national objective is being met is through benefit to low- and moderate-income persons, an income survey of current employees must document that at least 51 percent of the jobs retained with CDBG dollars are held by low- and moderate-income persons. However, if the survey cannot support 51 percent benefit, there are other options to qualify under job retention. For example: based on historical data on job turnover rate, the business can stipulate to a hiring plan over the next few months that will provide new jobs primarily for low- and moderate-income persons. Together, the number of actual low- and moderate-income jobs retained, plus the number of projected low- and moderate-income hires may achieve the 51 percent eligibility threshold.

A self-certification sample form may be used to survey the incomes of the current employees to determine their low- and moderate-income status prior to making a funding decision. If funding is approved, a representative number of the retained employees must be income-screened for low- and moderate-income eligibility to document the reliability of the survey results.

C. Permanent Jobs

Only permanent jobs directly related to the assisted activity are considered for purposes of determining whether the project generated the requisite amount of public benefit. Note the business owner can count themselves as an employee if they are working full time in the business. A permanent job is defined as a job classification that provides 2,080 hours a year employment. Full time equivalent jobs (FTE) are considered toward establishing a final job count. Two part time jobs of at least 1040 hours per year each can count as one FTE job. However, fractions of full-time employment (e.g. 0.5 FTE) are not considered in meeting the program's public benefit standard.

NATIONAL OBJECTIVE ISSUES RELATED TO BUSINESS ASSISTANCE ACTIVITIES

Each Business Assistance activity funded under the CDBG program must meet at least one of the three federally mandated national objectives.

These national objectives are:

National Objective #1: Expanding economic opportunities, principally for low-and moderate-income persons.

Most projects funded under the Business Assistance category will meet the national objective of expanding economic opportunities, principally for persons of low- and moderate-income. This is accomplished by documenting that at least 51 percent of the jobs that are created or retained by the CDBG-assisted business expansion or retention project will be filled by or made available to persons of low-and moderate-income.

Ultimate benefit to low- and moderate-income persons is documented by screening the income of the persons hired for the jobs. However, a person may be presumed to be low- and moderate-income if either of the following situations are documented:

- a. the person filling the job resides within a census tract (or block numbering area) that either: 1) has at least 70 percent of its residents who are low- and moderate-income; or 2) the business being assisted is located within a qualifying census tract;

- b. the person or business is within a census tract that is part of a federally-designated Empowerment Zone or Enterprise Community or the census tract meets the following criteria: a) a poverty rate of at least 20 percent; b) and no portion of the census tract includes a central business district unless the tract has a poverty rate of 30 percent; and, c) the census tract evidences pervasive poverty and general distress as measured by the poverty rates of the block groups or by other HUD-approved measures of distress.

National objective #2: Activities which aid in the prevention or elimination of slums or blight.

In general, this national objective is met if the CDBG-assisted activity will directly remedy a slum or blighted condition that is within a designated area that meets a definition of a slum, blighted, or deteriorated area under State or local law. The project being funded must specifically remedy a condition that has been identified in a redevelopment plan as a blighted or slum condition and the CDBG-funded activity should be related to one of the projects specifically identified in an implementation plan as being necessary to remedy an identified slum, blighted or deteriorated condition. Under specific criteria, this objective can also be met on a spot basis.

National objective #3: Activities designed to meet community development needs having a particular urgency.

A CDBG-assisted activity will meet this national objective if the jurisdiction certifies that the activity is necessary to alleviate existing conditions which pose a serious and immediate threat to the health or welfare of the community which are of recent origin and the jurisdiction is unable to finance the activity on its own. A condition will be considered to be of recent origin if it developed or became critical within 18 months of the certification by the jurisdiction.

ELIGIBLE APPLICANTS

Eligible applicants include on-going and start-up private, for profit businesses, that are classified as industrial, commercial, service or retail business, and that are located in or expanding to the City of Porterville. The project to be financed with the RLF Program must be located within the incorporated area of the City of Porterville.

Eligible applicants must have a minimum credit score of 600 unless compensating factors are provided and/or justifiable evidence is provided that reduces risk. A twelve (12) month history of on-time payments for revolving accounts or alternative forms of credit (i.e. rent history, cell phone, gas or electricity account) is also required.

No outstanding unpaid judgments or involuntary liens at the time the City's loan is recorded.

No bankruptcies, which have not been dismissed prior to the recordation.

ELIGIBLE COSTS

Eligible costs include:

1. Working Capital (Capital for day to day operations of the firm, acquisition of assets, or payment of obligations).

2. Purchase of inventory, furniture, fixtures, machinery and equipment related to the business.
3. Tenant Improvements

INELIGIBLE APPLICANTS

RLF Loans shall not be available for the following business:

- 1) Speculative investment companies
- 2) Real estate investment companies
- 3) Lending institutions
- 4) Gambling operations
- 5) Other businesses not serving the interest of the City

INELIGIBLE ACTIVITIES

- 1) Refinancing or consolidating existing debt.
- 2) Reimbursement for expenditures prior to loan approval.
- 3) Routine maintenance.
- 4) Professional services such as feasibility and marketing studies, accounting services, etc.
- 5) Other activities that the City may identify as inappropriate for the RLF program or not consistent with City's Economic Development Plan and five year Consolidated Plan.
- 6) Projects where there is not reasonable assurance of repayment of the loan.
- 7) Business operating out of a private residence (Home Occupancy Permit) where services will be performed at home. Businesses operating under a Home Occupancy Permit (HOP) for office purposes only, but not providing services from the residence may be eligible for funding on a case by case basis. An example of business that may qualify are those that perform repairs, maintenance, or professional services in a client's home or business (such as a home remodel contractor, plumber, traveling notary services, etc).

The business HOP address must be located within the Porterville city limits. A funded business that operates under a HOP will be monitored on an annual basis to ensure that the business address remains within the city limits, even though the actual performance of services may be outside the city limits, the then current loan amount, plus any interest due, shall become due and payable to the City.

Projects are not eligible if they create conflict of interest pursuant to California Government Code Section 887100 et seq. for any current City elected official, appointed official, or employee.

SPECIAL CONSIDERATIONS

Although all loans that meet the minimum requirements will be considered, preference will be given to applicants that meet one or more of the following:

- 1) have demonstrated funds are not available from other sources (SBA 504 or exclusive bank financing)
- 2) have shown they will exceed the minimum requirements of job creation while maintaining the ability to meet debt service
- 3) have shown that RLF funds are fully secured by property or personal guarantee. The greater the security of RLF funds, the higher the priority given to the applicant.
- 4) have successfully completed an approved Entrepreneurial training course.

APPLICATION PROCESS

- 1) Project Application: Staff shall review the application for completeness and verify that the proposed project meets the minimum requirements. Included in the application will be current credit report, business plan, background inquiry form, and financial statements. If the application is not complete, staff will inform the applicant of the deficiencies within two weeks.
- 2) Background and Credit Check: Staff will utilize the Superior Court of California County of Tulare Case Search website to perform ~~will submit a request to an outside agency for a~~ background check. ~~and A~~ credit check of all applicants stated on the loan at the expense of the applicant is required and provided by the applicant. The information received from the reports will be used as part of the Loan Review process to determine risk to the City.
- 3) Review of Loan: Prior to presentation to the Community Development Finance Assistance Review Committee, staff shall contact the business to review and explain the loan terms (interest rate, monthly payments, and term of loan) Interest rate is set at 2% or current Local Agency Investment Fund (LAIF), which ever is greater, at time of loan.
- 4) Application Review: The Community Development Finance Assistance Review Committee shall meet to review an application within 30 days of the receipt of completed application. Upon the Community Development Finance Assistance Review Committee's review of the project the recommendation shall be determined.
 - a. Any loan exceeding \$50,000 will also need to be approved by the City of Porterville City Council.
- 5) Approval of Award: Upon application approval, a closing shall be scheduled to execute the necessary loan documents.
- 6) Rejection of Award: If the application is not approved, staff shall notify the applicant in writing of the reasons for rejection and offer to meet with the applicant to explore ways to strengthen the loan request or to identify alternative funding sources.

APPEALS PROCESS

- The Community Development Financial Assistance Review Committee will serve as an appeals board for staff rejected loans and review other policy and procedures as necessary.
- The acts of the majority of the members present at a meeting at which a quorum is realized shall be the acts of the Committee. Each member shall be entitled to one vote and a majority vote is needed to approve or deny. The Committee's Decision shall be final.

LOAN PROCEDURES

Prior to releasing funds, the following documentation shall be in place or provided at appropriate time during the term of the loan.

- 1) Promissory Note. A promissory note shall be prepared by the Community Development Director, or designee, and signed by the authorized representatives of the business at the time of loan closing. The note shall be dated, reference the agreement between the

City and the business and specify the amount and terms of the loan funds to be delivered.

- 2) Security. Mortgage and or lien instruments and personal guarantees provided as security for all loans shall be prepared by the City Attorney, or designee, and signed by the authorized representatives of the business at the time of loan closing. Real property located in California is the preferred form of security. If real property is not available a personal guarantee will be considered with a notarized statement that the applicant does not own real property with available equity in the state of California. The City Attorney, or designee, shall record all security instruments and place copies in the project file, as applicable, to include: a) mortgage and/or security agreement; b) guarantee agreement; c) title insurance commitment and policy; d) assignment of life insurance; e) property-casualty insurance binder; f) personal guarantee; g) other documentation as may be appropriate.
- 3) Amortization schedule. An amortization schedule shall be prepared by staff and reviewed with the loan recipient prior to executing loan documents.
- 4) Evidence of Program Expenditures. Documentation shall be provided by the applicant to evidence [proposed](#) RLF program expenditures prior to the release of funds. [Documentation of the use of funds is required within 120 days of receipt of funds.](#) Documentation includes invoices or receipts for materials and supplies, final bills of sale, letters from lenders, and/or canceled checks. All documentation shall be reviewed and approved by staff. Staff shall also verify the installation of all fixed equipment.
- 5) Other Documentation. Documentation shall be provided by the applicant to evidence that all required permits, licenses, and registrations have been obtained prior to the release of RLF funds. As appropriate or necessary, the borrower may also be asked to provide the following documentation: a) articles of incorporation and by-laws; b) a resolution or agreement to borrow funds; c) current financial statements; d) evidence of having secured other funds.

LENDING CRITERIA

The following guidelines have been adopted to clarify the program basis for making loan commitment decisions.

Loan Terms: No RLF will have a term exceeding ten years. The term of the loan will be established on a case by case basis.

Loan Fee: None

Prepayment Penalty: None

Collateral Requirements: All RLF loans shall be fully secured for 100% collateral coverage to maintain the RLF Program. No unsecured loans shall be made. Types of collateral may include one or more of the following:

- Real Estate – liens on real property supported by appraisals establishing sufficient equity generally utilizing a 100% loan to value ratio.
- Liens on RLF financed machinery, equipment, or other fixtures, generally at a 95% loan to value ratio.
- Assignment of Rents

- Personal and/or Corporate Guarantees (only available if real property is not owned in the state of California)
- Cosigners and other collateral such as insurance on principals (only available if real property is not owned in the state of California)

LABOR STANDARDS NOTE:

Prevailing Wages are required to be paid on any construction work that is over \$2,000 financed by CDBG funds.

LOAN UNDERWRITING GUIDELINES

The City is prohibited from providing RLF assistance unless that assistance is appropriate as defined by HUD. These loan underwriting policies are designed to assist businesses that could not proceed without the RLF assistance and to ensure that the RLF assistance is appropriate.

HUD UNDERWRITING GUIDELINES

The City uses the HUD underwriting guidelines to determine whether proposed RLF assistance is appropriate. In addition, each proposed project will be reviewed to determine that the required level of public benefit will be obtained from the requested expenditure of RLF funds.

The objectives of the underwriting guidelines are to ensure that:

1. Project costs are reasonable.
2. All sources of project financing are committed.
3. RLF funds are not substituted for non-Federal financial support.
4. The project is financially feasible.
5. The return on the business owner's equity investment will not be unreasonably high
6. Sufficient public benefit will be received from the expenditure of RLF funds

Project Costs: Each cost element of a project will be reviewed for reasonableness, and to avoid providing either too much or too little RLF assistance. The amount of time and resources expended evaluating the reasonableness of a cost element shall be commensurate with its costs. In some instances, the City may require third-party fair-market price quotations or cost estimates. Any transactions which are not arm's length will require that the cost elements be thoroughly documented and supported.

Commitment of All Sources of Project Financing: Prior to the commitment of RLF funds to the project, a review shall be conducted to determine if: sufficient sources of funds have been identified and committed to the project; the applicant and the participating lenders have the financial capacity to provide the funds; and the project is viable and will move ahead in a timely manner. In certain circumstances, RLF funds may be committed in advance of final commitments from other funding sources. Nonetheless, the underwriting analysis requires that the approximate terms and conditions of the other funding sources be provided. Final commitments from the other funding sources will be required, with substantially similar terms

and conditions as used in the underlying analysis, prior to any loan closing or disbursement of funds.

Avoid Substitution of RLF Funds for Non-RLF Financial Support: The project will be reviewed to ensure that, to the extent practicable, RLF funds will not be used to substantially reduce the amount of non-RLF financial support for the project. In order to receive RLF funds, a project must have a “financial gap.” This gap must be documented. There are three types of financial gaps, two are discussed below, and the third is discussed under the criterion “Return of Equity Investment.” One project may have two different gaps. The types of gaps are as follows:

Unavailability of Capital: The project can afford the cost of financing, but is unable to obtain the funds from either debt and/or equity sources. In regard to debt, the gap may be a result of a lender’s loan to value requirements or the inherent risk of the industry or project. For example, the lender will only loan 70% of the project’s cost. In this case, the business may not have the cash to bridge the gap, or if the business bridges the gap, its cash flow may be so restricted as to jeopardize the business. In order to document this gap, several steps need to be undertaken. The lender needs to be contacted to determine if there is any ability to increase the size of their loans. Finally, in addition to looking at the business and personal financial statements and tax returns, a proforma cash flow analysis needs to be prepared and analyzed, with and without RLF funds, to demonstrate the gap. The terms and conditions of a loan under this gap analysis should be comparable to the market.

Cost of Capital: The project cannot support the interest rate, loan term and/or collateral requirements of a lender. In analyzing this gap, discussions with the lender are important to determine any flexibility in terms. A project may not be able to support the rate, terms and collateral requirements, or may just face a single hurdle. In addition, the gap may only exist in the early years of the project. To determine the gap, business and personal financial statements and tax returns shall be analyzed. Sources of equity shall be explored. Public and private funding sources that would bridge the gap shall be evaluated. Proforma cash flow analysis shall be developed with and without the RLF funds to demonstrate the gap. Depending on the gap, the terms or rate shall be adjusted to a rate that allows the project to proceed but are not too generous. Terms can be adjusted to allow for deferrals of principal and or interest, or to allow loans to be amortized over a longer period. Interest rates can be adjusted, including increases in the rate over time as cash flow allows.

Financial Feasibility of the Project: Each project will be examined to determine the financial viability of the project, and thus the reasonable assurance that the public benefit will be realized. The current and past financial statements for both the business and individuals must be analyzed, along with tax returns and projections. The assumptions behind the projections must be critically analyzed. Income and expense costs shall be evaluated and compared historically, where applicable, and compared to industry averages (using guides such as Robert Morris Annual Financial Statements). Project costs, including both hard and soft costs, must be determined to be reasonable. Accurate project costs are vital to determining project feasibility. As part of the financial analysis, the past, current, and projected financial data shall be analyzed to determine if the job estimates are reasonable and supportable. Labor costs shall be gauged at the break-even point. In addition, labor costs shall be checked against industry averages. Any variations shall be explained in the loan analysis.

The terms and conditions of the RLF loan must be “appropriate.” In general, the term shall be set to assure enough cash flow to operate successfully.

Each loan shall include a written explanation of the “appropriate” analysis that was undertaken, and the reason the terms and conditions of the loan were approved. Each loan decision shall also contain a certification statement by Community Development Financial Assistance Review Committee that the loan has been reviewed according to all underwriting guidelines and regulations and that the loan is appropriate by state/federal definition.

Financial Analysis: Historical and projected financial statements will be subject to financial analysis to determine the gap, and structure the terms and conditions of the RLF loan, as discussed above, but also to determine that the project is feasible. In addition, using prudent underwriting guidelines, demonstrate that the proposed loan is of sound value and that past earnings and future prospects indicate an ability to meet debt obligations out of profit.

Information required to be submitted by the applicant will depend on the project, ownership structure and whether it is an ongoing or start-up business. In general, the information required is outlined in the RLF checklist that will be provided.

The financial analysis will be designed to evaluate the business. The analysis will include a spread sheet of the current and past financial statements to determine trends. The proforma statements will then be compared to these statements. Key financial ratios will be analyzed. The statements and key ratios will be compared to industry averages. Key ratios that will be analyzed include:

Current Ratio: current assets/current liabilities. The ratio is a rough indication of a firm’s ability to service its current obligations. A ratio of 2:1 will be considered secure.

Quick Ratio: cash and equivalents plus accounts & notes receivable/current liabilities. This ratio is a refinement of the current ratio. A ratio of 1:1 will be used to demonstrate ample liquidity.

Cash Flow Coverage: Net profit and depreciation and depletion-amortization expenses/current portion of long-term debt. This ratio will be used to measure the ability to service long term debt. This ratio is a measure of a firm’s ability to meet interest payments. A cash flow coverage of 1.25 times debt service shall be used as guideline.

Collateral Coverage: The value of collateral is compared to the amount of the loan. Typical underwriting guidelines suggest that 125% of loan balance be used. This ratio is highly dependent on the quality and security of the collateral. The Porterville RLF shall use 100% as a guideline, which shall only be lowered with specific and detailed analysis and explanation.

Break-even Analysis: The analysis of the project’s ability to support the projected labor costs and additional debt service at its break-even point (BEP) will be analyzed to determine what proportion of the jobs can be supported at that BEP. This will serve as a worst case look at the business prospects for success, ability to service new debt, and meet job creation/retention obligations.

The financial and ratio analyses must be supported by the business plan. The business plan must provide a clear understanding of the project, competition, market strategy, sales estimates, management capacity and other factors.

Lastly, to ensure project feasibility, an evaluation will be conducted of the experience and capacity of the business principals to manage the business and achieve the projections.

Return on Equity Investments: The return on equity investment is the amount of cash that the investor/business owner is projected to receive in relation to their initial equity. For a sole proprietor, this equates to salary plus net income. The RLF should not provide more than a reasonable return on investment to the business owner. This will help ensure that the RLF will maximize the use of RLF funds and not unduly enrich the business owner(s)/investor(s). However care shall be taken to ensure that the rate of return will not be too low so that the business owner's motivation remains high to pursue the business with vigor.

If the project's financial returns are projected to be too low to motivate the business and/or investor to proceed with the project, the risks of the project may outweigh the returns. An inadequate rate of return adjusted for industry and location risks, is a third method used to determine the gap does exist then the RLF financing rate and terms must be set at a rate which provides a return equal to the "market rate." Real estate appraisers and lenders will be used as a source of information on "market rate" returns.

ATTACHMENT A

TARGET INCOME GROUP (TIG) INCOME LIMITS 2019

County	INCOME CATEGORY	1	2	3	4	5	6	7	8
Tulare County	"30%" Limit	14,700	17,240	21,720	26,200	30,680	35,160	39,640	44,120
	"50%" Limit	24,500	28,000	31,500	34,950	37,750	40,550	43,350	46,150
	"80%" Limit	39,150	44,750	50,350	55,900	60,400	64,850	69,350	73,800

References: The federal Consolidated Plan regulations Section 91.305 Subpart D refer to the extremely low-income target group, the 30 percent level, used in both HOME and CDBG programs.

For CDBG, 24 CFR 570.3 describes the HUD's income limits for the 50 percent and the 80 percent income levels are CDBG's Low – and Moderate-income limits, respectively. For HOME, 24 CFR 92.216 establishes what is called the "60% limit". HOME's income limits for the 50 percent and 80 percent levels are called Very Low –and Low-income, respectively.

The members of the "Target Income Group" are those persons whose family/household income does not exceed 80% of Tulare County's Median Household Income. The figure is calculated each year.

For the purposes of the Porterville Business Revolving Loan Fund, Family/Household Income is:

The sum of money income received during the 12 months prior to hiring, from all sources: wage or salary income; net self-employment income; interest, dividends; net rental or royalty income or income from estates and trusts; Social Security or Railroad Retirement income; Supplemental Security Income (SSI); public assistance or welfare payments; retirement, survivor or disability pensions; and all other income.





CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Consideration of Coronavirus Aid, Relief, and Economic Security (CARES) Act Funding to Support Public Transportation

SOURCE: Public Works

COMMENT: On March 27, 2020, the Coronavirus Aid, Relief, and Economic Security Act or the CARES Act (Public Law 116-136) was signed into law to prevent, prepare for, and respond to COVID-19. The CARES Act provides emergency assistance and health care response for individuals, families and businesses affected by the COVID-19 pandemic and provides emergency appropriations to support Executive Branch agency operations during the COVID-19 pandemic.

To support the public transportation industry, the Federal Transit Administration (FTA) allocated \$25 billion to recipients of urbanized area and rural area formula funds, with \$22.7 billion to large and small urban areas and \$2.2 billion to rural areas.

Funding will be provided at a one hundred percent (100%) federal share, with no local match required, and will be available to support capital, operating, and other expenses generally eligible under those programs to prevent, prepare for, and respond to COVID-19. Similar to grants made with annual apportioned FTA funds, at least one percent (1%) of CARES Act funds must be used for public transportation security projects.

Operating expenses incurred beginning on January 20, 2020 for all rural and urban recipients, even those in large urban areas, are also eligible; including operating expenses to maintain transit services as well as paying for administrative leave for transit personnel due to reduced operations during an emergency. There is no limit on the amount of funds that may be used for operating expenses and there is no limit on the amount of funds that may be used for paratransit service.

In general, operating expenses are those costs necessary to operate, maintain, and manage a public transportation system. Operating expenses usually include such costs as administrative, maintenance, and driver salaries, fuel and preventative maintenance, and items having a useful life of less than one (1) year; including personal protective equipment and cleaning supplies. Expenses under third-party contracts for operations or maintenance services incurred on or after January 20, 2020, including third-party contract employees providing such service, are eligible for federal reimbursement. Recipients may also modify contracts to pay for eligible operating/maintenance expenses required to retain

readiness or eligible fixed operations/maintenance expenses such as rent.

CARES Act funding are available until expended, with no lapse date, and recipients are encouraged to use funds expeditiously.

Consistent with emergency exemptions from the Transportation Improvement Program (TIP) or Statewide Transportation Improvement Program (STIP) requirements, operating assistance projects and capital projects that do not involve a substantial change to the function, location, or capacity of an asset, are subject only to the requirements associated with making the amount of funding available to the recipient public information and making the final program of projects available to the public (49 U.S.C. 5307(b)(1) and (7)). Recipients must document the process used to comply with these requirements.

If a recipient wants to make use of the added flexibility and increased federal share for existing FTA grant awards, recipients have pre-award authority dating back to January 20, 2020, and recipients do not need to amend their grants prior to incurring costs related to COVID-19 response.

Finally, the FTA understands that the focus of their recipients is on addressing the critical challenges faced by their agencies and in their communities in response to COVID-19. Accordingly, the FTA has decided to postpone remaining fiscal year 2020 program oversight reviews (triennial, state management, etc.) until early in federal fiscal year 2021.

As a direct recipient of FTA Section 5307 (urbanized) funding, the City's apportionment for fiscal year 2020 CARES Act is \$7,503,272. The City will apply for funding directly to the FTA through the Transit Award Management System (TRAMS). As a sub-recipient of Section 5311 (rural) funding, the City's apportionment for fiscal year 2020 CARES Act is \$282,177. The City will apply for funding to Caltrans, the recipient of Section 5311 funding, through Caltran's Transit Data Management System (BlackCat).

The City's total apportionment of CARES Act funding for fiscal year 2020 is \$7,785,449.

Under The Fixing America's Surface Transportation Act (FAST) and The Further Consolidated Appropriations Act, 2020 (Public Law 116-94, December 20, 2019), the City's fiscal year 2020 annual Section 5307 apportionment is \$2,660,125. This funding is also available for operating and capital assistance for the City's public transportation system and the City will apply for funding directly to the FTA through the TRAMS.

In total, the City of Porterville has received \$10,445,574 from the Federal Transit Administration in fiscal year 2020.

In an effort to secure the economic and financial sustainability of the City of Porterville, it is staffs recommendation to program the \$7,785,449 in FTA CARES Act funding for operating expenses of the City's public transportation

system for the next three (3) fiscal years. As previously mentioned, the CARES Act funding will provide a 100% federal share, with no local match required, relieving an estimated \$2 million annually in Local Transportation Funds (LTF).

It is also staffs recommendation to program the \$2,660,125 in FTA FAST Act funding for capital project expenses that will be programmed for Council's consideration when the City presents its proposed FY 2020/2021 Annual Budget.

In accordance with 49 U.S.C 5307 (b)(1), operating assistance projects are subject only to "make available to the public information on amounts available to the recipient (City) under this section."

Staff has also prepared and attached a list of capital projects, for the purpose of improving and modernizing the public transportation system, for Council's consideration.

RECOMMENDATION: That the City Council:

- 1) Provide direction on the program of projects for the FTA CARES Act funding to support the City's public transportation system;
- 2) Authorize staff to prepare and submit an FTA grant application for project funding pursuant to Council direction; and
- 3) Authorize the City Manager and City Attorney to execute the FTA grant award.

ATTACHMENTS:

1. FTA Section 5307 CARES Act Apportionment Table
2. Caltrans Section 5311 CARES Act Apportionment Table
3. FTA Section 5307 FY 2020 Apportionment Table
4. Potential Transit Capital Projects

Appropriated/Funded:

Review By:

Department Director:

Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

**FY 2020 CARES ACT SECTION 5307 URBANIZED AREA APPORTIONMENTS
(including funds apportioned under 5337 and 5340)¹**

The total available amount for a program is based on the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), (Pub. L. 116-136, Mar 27, 2020).

Note: This table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.

URBANIZED AREA/STATE	APPORTIONMENT
1,000,000 or more in Population	\$17,508,584,615
200,000 - 999,999 in Population	\$3,417,548,617
50,000 - 199,999 in Population	\$1,770,158,432
National Total	\$22,696,291,664

Amounts Apportioned to Urbanized Areas 1,000,000 or more in Population:

<u>Atlanta, GA</u>	\$370,947,760
<u>Austin, TX</u>	\$104,057,727
<u>Baltimore, MD</u>	\$385,511,664
<u>Boston, MA-NH-RI</u>	\$883,963,957
Massachusetts	\$875,853,557
New Hampshire	\$8,078,567
Rhode Island	\$31,833
<u>Charlotte, NC-SC</u>	\$63,620,890
North Carolina	\$60,524,710
South Carolina	\$3,096,180
<u>Chicago, IL-IN</u>	\$1,481,734,139
Illinois	\$1,430,312,048
Indiana	\$51,422,091
<u>Cincinnati, OH-KY-IN</u>	\$57,339,245
Ohio	\$45,389,982
Kentucky	\$11,587,728
Indiana	\$361,535
<u>Cleveland, OH</u>	\$123,467,325
<u>Columbus, OH</u>	\$53,174,170
<u>Dallas-Fort Worth-Arlington, TX</u>	\$318,629,129
<u>Denver-Aurora, CO</u>	\$209,393,920
<u>Detroit, MI</u>	\$133,892,582
<u>Houston, TX</u>	\$258,569,336
<u>Indianapolis, IN</u>	\$44,567,016
<u>Jacksonville, FL</u>	\$42,553,101
<u>Kansas City, MO-KS</u>	\$51,271,164
Missouri	\$29,592,282
Kansas	\$21,678,882
<u>Las Vegas-Henderson, NV</u>	\$112,263,863
<u>Los Angeles-Long Beach-Anaheim, CA</u>	\$1,215,978,439

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

**FY 2020 CARES ACT SECTION 5307 URBANIZED AREA APPORTIONMENTS
(including funds apportioned under 5337 and 5340)¹**

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Note: This table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.

URBANIZED AREA/STATE	APPORTIONMENT
<u>Memphis, TN-MS-AR</u>	\$35,687,809
Tennessee	\$30,580,056
Mississippi	\$3,883,604
Arkansas	\$1,224,149
<u>Miami, FL</u>	\$454,725,282
<u>Milwaukee, WI</u>	\$62,363,348
<u>Minneapolis-St. Paul, MN-WI</u>	\$226,499,058
Minnesota	\$226,481,413
Wisconsin	\$17,645
<u>New York-Newark, NY-NJ-CT</u>	\$5,437,225,776
New York	\$3,790,512,656
New Jersey	\$1,475,746,282
Connecticut	\$170,966,838
<u>Orlando, FL</u>	\$93,372,699
<u>Philadelphia, PA-NJ-DE-MD</u>	\$879,074,361
Pennsylvania	\$700,514,215
New Jersey	\$124,045,850
Delaware	\$49,655,777
Maryland	\$4,858,519
<u>Phoenix-Mesa, AZ</u>	\$188,416,721
<u>Pittsburgh, PA</u>	\$162,133,877
<u>Portland, OR-WA</u>	\$201,925,350
Oregon	\$176,302,899
Washington	\$25,622,451
<u>Providence, RI-MA</u>	\$123,999,409
Rhode Island	101,223,097
Massachusetts	22,776,312
<u>Riverside-San Bernardino, CA</u>	\$137,566,673
<u>Sacramento, CA</u>	\$112,136,861
<u>Salt Lake City-West Valley City, UT</u>	\$112,091,799
<u>San Antonio, TX</u>	\$93,287,276
<u>San Diego, CA</u>	\$314,267,559
<u>San Francisco-Oakland, CA</u>	\$822,593,563
<u>San Jose, CA</u>	\$196,849,871
<u>San Juan, PR</u>	\$96,100,590
<u>Seattle, WA</u>	\$520,621,224
<u>St. Louis, MO-IL</u>	\$151,531,678
Missouri	\$133,524,916
Illinois	\$18,006,762
<u>Tampa-St. Petersburg, FL</u>	\$91,119,942
<u>Virginia Beach, VA</u>	\$63,837,553

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

**FY 2020 CARES ACT SECTION 5307 URBANIZED AREA APPORTIONMENTS
(including funds apportioned under 5337 and 5340)¹**

The total available amount for a program is based on the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), (Pub. L. 116-136, Mar 27, 2020).

Note: This table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.

URBANIZED AREA/STATE	APPORTIONMENT
<u>Washington, DC-VA-MD</u>	<u>\$1,020,220,909</u>
Virginia	\$248,902,420
Maryland	\$235,661,687
District of Columbia	\$535,656,802
Total	\$17,508,584,615

Amounts Apportioned to Urbanized Areas 200,000 to 1 million in Population:

<u>Aberdeen-Bel Air South-Bel Air North, MD</u>	<u>\$10,122,304</u>
<u>Aguadilla-Isabela-San Sebastián, PR</u>	<u>\$7,475,140</u>
<u>Akron, OH</u>	<u>\$23,034,772</u>
<u>Albany-Schenectady, NY</u>	<u>\$39,549,269</u>
<u>Albuquerque, NM</u>	<u>\$79,845,589</u>
<u>Allentown, PA-NJ</u>	<u>\$24,013,392</u>
Pennsylvania	\$21,864,588
New Jersey	\$2,148,804
<u>Anchorage, AK</u>	<u>\$111,153,332</u>
<u>Ann Arbor, MI</u>	<u>\$20,803,052</u>
<u>Antioch, CA</u>	<u>\$35,371,186</u>
<u>Appleton, WI</u>	<u>\$7,425,047</u>
<u>Asheville, NC</u>	<u>\$8,605,369</u>
<u>Atlantic City, NJ</u>	<u>\$49,024,900</u>
<u>Augusta-Richmond County, GA-SC</u>	<u>\$8,817,549</u>
Georgia	\$6,452,633
South Carolina	\$2,364,916
<u>Bakersfield, CA</u>	<u>\$23,796,604</u>
<u>Barnstable Town, MA</u>	<u>\$31,933,539</u>
<u>Baton Rouge, LA</u>	<u>\$17,651,475</u>
<u>Birmingham, AL</u>	<u>\$21,450,875</u>
<u>Boise City, ID</u>	<u>\$12,883,588</u>
<u>Bonita Springs, FL</u>	<u>\$9,188,742</u>
<u>Bridgeport-Stamford, CT-NY</u>	<u>\$83,472,138</u>
Connecticut	\$79,993,097
New York	\$3,479,041
<u>Brownsville, TX</u>	<u>\$7,599,697</u>
<u>Buffalo, NY</u>	<u>\$61,307,439</u>
<u>Canton, OH</u>	<u>\$11,428,977</u>
<u>Cape Coral, FL</u>	<u>\$18,126,384</u>
<u>Charleston-North Charleston, SC</u>	<u>\$16,893,186</u>
<u>Chattanooga, TN-GA</u>	<u>\$11,936,761</u>
Tennessee	\$9,593,528

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

**FY 2020 CARES ACT SECTION 5307 URBANIZED AREA APPORTIONMENTS
(including funds apportioned under 5337 and 5340)¹**

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URBANIZED AREA/STATE	APPORTIONMENT
<i>Georgia</i>	\$2,343,233
<u>Colorado Springs, CO</u>	\$21,562,532
<u>Columbia, SC</u>	\$15,295,748
<u>Columbus, GA-AL</u>	\$9,195,915
<i>Georgia</i>	\$6,987,789
<i>Alabama</i>	\$2,208,126
<u>Concord, CA</u>	\$161,096,284
<u>Concord, NC</u>	\$6,039,627
<u>Conroe-The Woodlands, TX</u>	\$9,538,252
<u>Corpus Christi, TX</u>	\$16,359,362
<u>Davenport, IA-IL</u>	\$13,056,770
<i>Iowa</i>	\$6,922,569
<i>Illinois</i>	\$6,134,201
<u>Dayton, OH</u>	\$81,351,601
<u>Denton-Lewisville, TX</u>	\$23,461,867
<u>Des Moines, IA</u>	\$19,259,409
<u>Durham, NC</u>	\$23,160,264
<u>El Paso, TX-NM</u>	\$40,781,532
<i>Texas</i>	\$39,238,031
<i>New Mexico</i>	\$1,543,501
<u>Eugene, OR</u>	\$25,533,427
<u>Evansville, IN-KY</u>	\$7,559,446
<i>Indiana</i>	\$6,618,244
<i>Kentucky</i>	\$941,202
<u>Fayetteville, NC</u>	\$9,857,732
<u>Fayetteville-Springdale-Rogers, AR-MO</u>	\$7,731,764
<i>Arkansas</i>	\$7,731,712
<i>Missouri</i>	\$52
<u>Flint, MI</u>	\$19,049,485
<u>Fort Collins, CO</u>	\$12,787,733
<u>Fort Wayne, IN</u>	\$9,131,459
<u>Fresno, CA</u>	\$32,479,792
<u>Grand Rapids, MI</u>	\$28,359,064
<u>Green Bay, WI</u>	\$6,415,260
<u>Greensboro, NC</u>	\$14,211,786
<u>Greenville, SC</u>	\$9,713,049
<u>Gulfport, MS</u>	\$6,178,669
<u>Harrisburg, PA</u>	\$27,341,803
<u>Hartford, CT</u>	\$78,765,542
<u>Hickory, NC</u>	\$4,944,146
<u>Huntington, WV-KY-OH</u>	\$6,479,939

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

**FY 2020 CARES ACT SECTION 5307 URBANIZED AREA APPORTIONMENTS
(including funds apportioned under 5337 and 5340)¹**

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URBANIZED AREA/STATE	APPORTIONMENT
<i>West Virginia</i>	\$3,578,542
<i>Kentucky</i>	\$1,818,432
<i>Ohio</i>	\$1,082,965
<u>Huntsville, AL</u>	\$6,830,268
<u>Indio-Cathedral City, CA</u>	\$16,055,891
<u>Jackson, MS</u>	\$8,183,321
<u>Kalamazoo, MI</u>	\$9,074,494
<u>Kennewick-Pasco, WA</u>	\$18,973,077
<u>Killeen, TX</u>	\$6,203,424
<u>Kissimmee, FL</u>	\$13,308,386
<u>Knoxville, TN</u>	\$18,423,476
<u>Lafayette, LA</u>	\$7,129,789
<u>Lake Tahoe Region, CA-NV</u>	\$8,664,857
<i>California</i>	\$5,968,148
<i>Nevada</i>	\$2,696,709
<u>Lakeland, FL</u>	\$7,023,403
<u>Lancaster, PA</u>	\$48,079,296
<u>Lancaster-Palmdale, CA</u>	\$47,875,609
<u>Lansing, MI</u>	\$18,343,421
<u>Laredo, TX</u>	\$9,988,345
<u>Lexington-Fayette, KY</u>	\$13,810,482
<u>Lincoln, NE</u>	\$9,845,106
<u>Little Rock, AR</u>	\$14,979,949
<u>Louisville/Jefferson County, KY-IN</u>	\$42,426,008
<i>Kentucky</i>	\$36,306,537
<i>Indiana</i>	\$6,119,471
<u>Lubbock, TX</u>	\$9,604,633
<u>Madison, WI</u>	\$24,498,820
<u>McAllen, TX</u>	\$20,151,646
<u>Mission Viejo-Lake Forest-San Clemente, CA</u>	\$42,599,365
<u>Mobile, AL</u>	\$8,833,150
<u>Modesto, CA</u>	\$15,120,442
<u>Montgomery, AL</u>	\$7,610,574
<u>Murrieta-Temecula-Menifee, CA</u>	\$14,423,497
<u>Myrtle Beach-Socastee, SC-NC</u>	\$4,965,256
<i>South Carolina</i>	\$4,498,589
<i>North Carolina</i>	\$466,667
<u>Nashua, NH-MA</u>	\$5,031,112
<i>New Hampshire</i>	\$4,675,099
<i>Massachusetts</i>	\$356,013
<u>Nashville-Davidson, TN</u>	\$75,737,828

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

**FY 2020 CARES ACT SECTION 5307 URBANIZED AREA APPORTIONMENTS
(including funds apportioned under 5337 and 5340)¹**

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URBANIZED AREA/STATE	APPORTIONMENT
<u>New Haven, CT</u>	\$65,158,838
<u>New Orleans, LA</u>	\$58,271,742
<u>Norwich-New London, CT-RI</u>	\$11,472,096
Connecticut	\$10,261,409
Rhode Island	\$1,210,687
<u>Ogden-Layton, UT</u>	\$49,428,793
<u>Oklahoma City, OK</u>	\$26,118,852
<u>Omaha, NE-IA</u>	\$24,162,926
Nebraska	\$21,884,422
Iowa	\$2,278,504
<u>Oxnard, CA</u>	\$41,148,230
<u>Palm Bay-Melbourne, FL</u>	\$15,478,622
<u>Palm Coast-Daytona Beach-Port Orange, FL</u>	\$14,614,999
<u>Pensacola, FL-AL</u>	\$10,325,232
Florida	\$10,137,924
Alabama	\$187,308
<u>Peoria, IL</u>	\$10,259,898
<u>Port St. Lucie, FL</u>	\$10,033,505
<u>Portland, ME</u>	\$53,022,637
<u>Poughkeepsie-Newburgh, NY-NJ</u>	\$83,440,191
New York	\$81,508,564
New Jersey	\$1,931,627
<u>Provo-Orem, UT</u>	\$25,655,102
<u>Raleigh, NC</u>	\$36,424,633
<u>Reading, PA</u>	\$10,530,531
<u>Reno, NV-CA</u>	\$20,828,544
Nevada	\$20,828,072
California	\$472
<u>Richmond, VA</u>	\$35,817,860
<u>Roanoke, VA</u>	\$8,108,703
<u>Rochester, NY</u>	\$36,310,380
<u>Rockford, IL</u>	\$9,317,070
<u>Round Lake Beach-McHenry-Grayslake, IL-WI</u>	\$32,716,880
Illinois	\$31,094,458
Wisconsin	\$1,622,422
<u>Salem, OR</u>	\$15,668,434
<u>Santa Clarita, CA</u>	\$20,865,603
<u>Santa Rosa, CA</u>	\$20,641,448
<u>Sarasota-Bradenton, FL</u>	\$23,688,238
<u>Savannah, GA</u>	\$10,799,534
<u>Scranton, PA</u>	\$14,186,648

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Shreveport, LA</u>	\$11,323,615
<u>South Bend, IN-MI</u>	\$20,278,678
Indiana	\$18,682,756
Michigan	\$1,595,922
<u>Spokane, WA</u>	\$23,440,069
<u>Springfield, MA-CT</u>	\$42,814,254
Massachusetts	\$36,615,416
Connecticut	\$6,198,838
<u>Springfield, MO</u>	\$7,633,199
<u>Stockton, CA</u>	\$33,734,638
<u>Syracuse, NY</u>	\$21,343,263
<u>Tallahassee, FL</u>	\$9,743,172
<u>Thousand Oaks, CA</u>	\$18,272,209
<u>Toledo, OH-MI</u>	\$18,870,900
Ohio	\$17,820,132
Michigan	\$1,050,768
<u>Trenton, NJ</u>	\$69,925,281
<u>Tucson, AZ</u>	\$44,285,722
<u>Tulsa, OK</u>	\$19,669,217
<u>Urban Honolulu, HI</u>	\$84,844,371
<u>Victorville-Hesperia, CA</u>	\$24,756,254
<u>Visalia, CA</u>	\$17,204,690
<u>Wichita, KS</u>	\$14,021,668
<u>Wilmington, NC</u>	\$6,856,517
<u>Winston-Salem, NC</u>	\$15,261,567
<u>Winter Haven, FL</u>	\$5,133,340
<u>Worcester, MA-CT</u>	\$38,410,637
Massachusetts	\$36,356,649
Connecticut	\$2,053,988
<u>York, PA</u>	\$9,458,943
<u>Youngstown, OH-PA</u>	\$12,365,754
Ohio	\$11,106,926
Pennsylvania	\$1,258,828
Total	\$3,417,548,617

Amounts Apportioned to State Governors for Urbanized Areas 50,000 to 199,999 in Population:

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

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URBANIZED AREA/STATE

APPORTIONMENT

¹ The CARES Act provides funding to the Section 5307 Urbanized Area Formula Grant program through the formulas identified in Section 5336, Section 5337 - State of Good Repair, and Section 5340 Growing States and High Density Formula Factors. These amounts are combined to show a single amount. An area's apportionment amount includes regular Section 5307 funds, Small Transit Intensive Cities funds, Section 5337 State of Good Repair, and Section 5340 Growing States and High Density States formula funds, as appropriate.

<u>Alabama</u>	<u>\$25,023,576</u>
Anniston-Oxford, AL	\$3,582,050
Auburn, AL	\$3,156,205
Daphne-Fairhope, AL	\$1,992,086
Decatur, AL	\$2,678,574
Dothan, AL	\$2,659,981
Florence, AL	\$2,946,627
Gadsden, AL	\$2,241,726
Tuscaloosa, AL	\$5,766,327
<u>Alaska</u>	<u>\$4,872,413</u>
Fairbanks, AK	\$4,872,413
<u>Arizona</u>	<u>\$35,700,404</u>
Avondale-Goodyear, AZ	\$9,620,003
Casa Grande, AZ	\$2,572,245
Flagstaff, AZ	\$7,202,736
Lake Havasu City, AZ	\$2,329,937
Prescott Valley-Prescott, AZ	\$3,592,646
Sierra Vista, AZ	\$2,245,873
Yuma, AZ-CA	\$8,136,964
<u>Arkansas</u>	<u>\$16,071,001</u>
Conway, AR	\$2,780,124
Fort Smith, AR-OK	\$5,325,193
Hot Springs, AR	\$2,134,571
Jonesboro, AR	\$2,633,991
Pine Bluff, AR	\$2,190,687
Texarkana-Texarkana, TX-AR	\$1,006,435
<u>California</u>	<u>\$272,066,537</u>
Arroyo Grande-Grover Beach, CA	\$4,755,669
Camarillo, CA	\$4,048,903
Chico, CA	\$6,938,634
Davis, CA	\$10,308,599

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

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URBANIZED AREA/STATE	APPORTIONMENT
Delano, CA	\$5,987,583
El Centro-Calexico, CA	\$10,590,846
El Paso de Robles (Paso Robles)-Atascadero, CA	\$4,473,987
Fairfield, CA	\$7,843,042
Gilroy-Morgan Hill, CA	\$4,556,863
Hanford, CA	\$8,932,310
Hemet, CA	\$9,841,873
Livermore, CA	\$4,644,967
Lodi, CA	\$5,532,640
Lompoc, CA	\$3,810,420
Madera, CA	\$6,440,671
Manteca, CA	\$6,830,739
Merced, CA	\$9,261,967
Napa, CA	\$7,855,928
Petaluma, CA	\$3,463,064
Porterville, CA	\$7,503,272
Redding, CA	\$5,025,333
Salinas, CA	\$15,663,253
San Luis Obispo, CA	\$7,117,427
Santa Barbara, CA	\$16,390,496
Santa Cruz, CA	\$13,289,699
Santa Maria, CA	\$12,320,580
Seaside-Monterey, CA	\$9,277,217
Simi Valley, CA	\$7,955,434
Tracy, CA	\$7,101,511
Turlock, CA	\$6,457,633
Vacaville, CA	\$6,945,509
Vallejo, CA	\$11,381,346
Watsonville, CA	\$7,396,241
Woodland, CA	\$4,695,805
Yuba City, CA	\$7,366,125
Yuma, AZ-CA	\$60,951
Colorado	\$41,660,719
Boulder, CO	\$11,612,002
Grand Junction, CO	\$5,408,461
Greeley, CO	\$7,228,214
Lafayette-Louisville-Erie, CO	\$3,510,141
Longmont, CO	\$7,737,883
Pueblo, CO	\$6,164,018

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Connecticut</u>	<u>\$65,526,255</u>
Danbury, CT-NY	\$30,610,983
Waterbury, CT	\$34,915,272
<u>Delaware</u>	<u>\$10,973,807</u>
Dover, DE	\$8,952,725
Salisbury, MD-DE	\$2,021,082
<u>Florida</u>	<u>\$84,786,419</u>
Deltona, FL	\$8,222,365
Fort Walton Beach-Navarre-Wright, FL	\$7,849,017
Gainesville, FL	\$12,950,047
Homosassa Springs-Beverly Hills-Citrus Springs, FL	\$3,632,893
Lady Lake-The Villages, FL	\$4,592,123
Leesburg-Eustis-Tavares, FL	\$5,262,415
North Port-Port Charlotte, FL	\$6,787,267
Ocala, FL	\$6,329,057
Panama City, FL	\$5,962,415
Sebastian-Vero Beach South-Florida Ridge, FL	\$6,140,263
Sebring-Avon Park, FL	\$2,469,344
Spring Hill, FL	\$6,511,525
St. Augustine, FL	\$2,900,745
Titusville, FL	\$2,393,441
Zephyrhills, FL	\$2,783,502
<u>Georgia</u>	<u>\$49,685,668</u>
Albany, GA	\$3,896,127
Athens-Clarke County, GA	\$9,067,731
Brunswick, GA	\$1,984,936
Cartersville, GA	\$2,673,035
Dalton, GA	\$3,178,138
Gainesville, GA	\$5,588,480
Hinesville, GA	\$2,196,672
Macon, GA	\$6,451,295
Rome, GA	\$5,456,603
Valdosta, GA	\$3,186,716
Warner Robins, GA	\$6,005,935
<u>Hawaii</u>	<u>\$13,835,543</u>
Kahului, HI	\$7,864,323
Kailua (Honolulu County)-Kaneohe, HI	\$5,971,220

FEDERAL TRANSIT ADMINISTRATION

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Idaho</u>	<u>\$20,949,294</u>
Coeur d'Alene, ID	\$4,547,613
Idaho Falls, ID	\$4,191,157
Lewiston, ID-WA	\$1,399,544
Nampa, ID	\$7,409,030
Pocatello, ID	\$3,401,950
<u>Illinois</u>	<u>\$55,731,910</u>
Alton, IL-MO	\$3,399,152
Beloit, WI-IL	\$827,501
Bloomington-Normal, IL	\$9,179,551
Cape Girardeau, MO-IL	\$21,575
Carbondale, IL	\$4,265,679
Champaign, IL	\$12,144,666
Danville, IL-IN	\$2,968,440
Decatur, IL	\$6,168,433
DeKalb, IL	\$3,570,889
Dubuque, IA-IL	\$170,944
Kankakee, IL	\$5,384,484
Kenosha, WI-IL	\$222
Springfield, IL	\$7,630,374
<u>Indiana</u>	<u>\$46,026,506</u>
Anderson, IN	\$3,463,338
Bloomington, IN	\$7,829,963
Columbus, IN	\$2,489,132
Elkhart, IN-MI	\$5,894,199
Kokomo, IN	\$2,670,876
Lafayette, IN	\$11,120,224
Michigan City-La Porte, IN-MI	\$2,807,381
Muncie, IN	\$5,687,073
Terre Haute, IN	\$4,064,320
<u>Iowa</u>	<u>\$35,898,003</u>
Ames, IA	\$7,028,397
Cedar Rapids, IA	\$8,142,405
Dubuque, IA-IL	\$3,641,599
Iowa City, IA	\$8,331,763
Sioux City, IA-NE-SD	\$3,799,481
Waterloo, IA	\$4,954,358

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

**FY 2020 CARES ACT SECTION 5307 URBANIZED AREA APPORTIONMENTS
(including funds apportioned under 5337 and 5340)¹**

The total available amount for a program is based on the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), (Pub. L. 116-136, Mar 27, 2020).

Note: This table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.

URBANIZED AREA/STATE	APPORTIONMENT
<u>Kansas</u>	<u>\$16,697,263</u>
Lawrence, KS	\$7,125,825
Manhattan, KS	\$2,861,929
St. Joseph, MO-KS	\$128,604
Topeka, KS	\$6,580,905
<u>Kentucky</u>	<u>\$13,430,705</u>
Bowling Green, KY	\$3,415,865
Clarksville, TN-KY	\$814,943
Elizabethtown-Radcliff, KY	\$4,362,293
Owensboro, KY	\$4,837,604
<u>Louisiana</u>	<u>\$28,843,231</u>
Alexandria, LA	\$3,247,221
Hammond, LA	\$2,375,664
Houma, LA	\$6,043,127
Lake Charles, LA	\$5,346,394
Mandeville-Covington, LA	\$3,333,371
Monroe, LA	\$4,794,982
Slidell, LA	\$3,702,472
<u>Maine</u>	<u>\$7,350,737</u>
Bangor, ME	\$4,003,122
Dover-Rochester, NH-ME	\$295,217
Lewiston, ME	\$2,531,264
Portsmouth, NH-ME	\$521,134
<u>Maryland</u>	<u>\$40,342,909</u>
Cumberland, MD-WV-PA	\$3,226,237
Frederick, MD	\$9,449,396
Hagerstown, MD-WV-PA	\$6,318,473
Lexington Park-California-Chesapeake Ranch Estates, MD	\$4,261,859
Salisbury, MD-DE	\$5,797,286
Waldorf, MD	\$6,967,222
Westminster-Eldersburg, MD	\$4,322,436
<u>Massachusetts</u>	<u>\$27,371,666</u>
Leominster-Fitchburg, MA	\$9,758,556
New Bedford, MA	\$11,934,567
Pittsfield, MA	\$5,678,543

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Michigan</u>	<u>\$47,434,170</u>
Battle Creek, MI	\$3,957,490
Bay City, MI	\$3,819,425
Benton Harbor-St. Joseph-Fair Plain, MI	\$2,375,782
Elkhart, IN-MI	\$37,073
Holland, MI	\$4,136,466
Jackson, MI	\$3,724,164
Michigan City-La Porte, IN-MI	\$25,461
Midland, MI	\$2,970,243
Monroe, MI	\$2,126,086
Muskegon, MI	\$7,194,325
Port Huron, MI	\$6,544,640
Saginaw, MI	\$5,550,311
South Lyon-Howell, MI	\$4,972,704
<u>Minnesota</u>	<u>\$27,288,086</u>
Duluth, MN-WI	\$6,366,509
Fargo, ND-MN	\$2,503,844
Grand Forks, ND-MN	\$527,329
La Crosse, WI-MN	\$322,515
Mankato, MN	\$2,737,439
Rochester, MN	\$7,241,881
St. Cloud, MN	\$7,588,569
<u>Mississippi</u>	<u>\$6,544,812</u>
Hattiesburg, MS	\$3,050,370
Pascagoula, MS	\$3,494,442
<u>Missouri</u>	<u>\$23,713,661</u>
Alton, IL-MO	\$3,216
Cape Girardeau, MO-IL	\$3,680,117
Columbia, MO	\$6,505,074
Jefferson City, MO	\$2,315,861
Joplin, MO	\$3,176,485
Lee's Summit, MO	\$3,751,725
St. Joseph, MO-KS	\$4,281,183
<u>Montana</u>	<u>\$14,330,665</u>
Billings, MT	\$5,358,483
Great Falls, MT	\$3,030,190

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

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URBANIZED AREA/STATE	APPORTIONMENT
Missoula, MT	\$5,941,992
<u>Nebraska</u>	<u>\$2,936,050</u>
Grand Island, NE	\$2,187,878
Sioux City, IA-NE-SD	\$748,172
<u>Nevada</u>	<u>\$3,725,309</u>
Carson City, NV	\$3,725,309
<u>New Hampshire</u>	<u>\$12,222,111</u>
Dover-Rochester, NH-ME	\$3,034,973
Manchester, NH	\$6,791,282
Portsmouth, NH-ME	\$2,395,856
<u>New Jersey</u>	<u>\$16,043,208</u>
East Stroudsburg, PA-NJ	\$23,688
Twin Rivers-Hightstown, NJ	\$4,684,039
Villas, NJ	\$4,428,599
Vineland, NJ	\$6,906,882
<u>New Mexico</u>	<u>\$15,752,684</u>
Farmington, NM	\$2,161,017
Las Cruces, NM	\$6,026,321
Los Lunas, NM	\$2,250,299
Santa Fe, NM	\$5,315,047
<u>New York</u>	<u>\$44,781,107</u>
Binghamton, NY-PA	\$10,740,911
Danbury, CT-NY	\$522,254
Elmira, NY	\$3,796,301
Glens Falls, NY	\$3,458,374
Ithaca, NY	\$7,076,312
Kingston, NY	\$2,932,326
Middletown, NY	\$3,283,813
Saratoga Springs, NY	\$3,233,328
Utica, NY	\$6,703,973
Watertown, NY	\$3,033,515
<u>North Carolina</u>	<u>\$38,472,209</u>
Burlington, NC	\$6,282,434
Gastonia, NC-SC	\$6,500,047

FEDERAL TRANSIT ADMINISTRATION

TABLE 2

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URBANIZED AREA/STATE	APPORTIONMENT
Goldsboro, NC	\$2,325,649
Greenville, NC	\$5,308,433
High Point, NC	\$7,595,341
Jacksonville, NC	\$4,232,938
New Bern, NC	\$1,860,043
Rocky Mount, NC	\$4,367,324
<u>North Dakota</u>	<u>\$15,075,108</u>
Bismarck, ND	\$3,766,362
Fargo, ND-MN	\$7,936,636
Grand Forks, ND-MN	\$3,372,110
<u>Ohio</u>	<u>\$28,210,751</u>
Lima, OH	\$2,877,930
Lorain-Elyria, OH	\$7,895,873
Mansfield, OH	\$3,050,997
Middletown, OH	\$4,183,573
Newark, OH	\$3,319,130
Parkersburg, WV-OH	\$314,948
Springfield, OH	\$3,700,111
Weirton-Steubenville, WV-OH-PA	\$1,577,933
Wheeling, WV-OH	\$1,290,256
<u>Oklahoma</u>	<u>\$9,634,009</u>
Fort Smith, AR-OK	\$98,689
Lawton, OK	\$4,477,949
Norman, OK	\$5,057,371
<u>Oregon</u>	<u>\$24,838,250</u>
Albany, OR	\$2,815,285
Bend, OR	\$3,871,978
Corvallis, OR	\$7,354,971
Grants Pass, OR	\$2,300,237
Longview, WA-OR	\$136,724
Medford, OR	\$7,711,666
Walla Walla, WA-OR	\$647,389
<u>Pennsylvania</u>	<u>\$64,042,264</u>
Altoona, PA	\$3,729,939
Binghamton, NY-PA	\$136,499
Bloomsburg-Berwick, PA	\$2,238,356

FEDERAL TRANSIT ADMINISTRATION

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URBANIZED AREA/STATE	APPORTIONMENT
Chambersburg, PA	\$1,941,221
Cumberland, MD-WV-PA	\$1,282
East Stroudsburg, PA-NJ	\$3,432,328
Erie, PA	\$12,021,621
Hagerstown, MD-WV-PA	\$367,387
Hanover, PA	\$2,838,992
Hazleton, PA	\$2,507,307
Johnstown, PA	\$4,571,937
Lebanon, PA	\$3,241,505
Monessen-California, PA	\$2,630,114
Pottstown, PA	\$4,057,968
State College, PA	\$9,521,576
Uniontown-Connellsville, PA	\$3,554,674
Weirton-Steubenville, WV-OH-PA	\$11,932
Williamsport, PA	\$7,237,626
<u>Puerto Rico</u>	<u>\$58,250,078</u>
Arecibo, PR	\$6,065,170
Fajardo, PR	\$16,883,994
Florida-Imb�ry-Barceloneta, PR	\$3,106,588
Guayama, PR	\$3,778,840
Juana D�az, PR	\$3,556,420
Mayaguez, PR	\$6,735,359
Ponce, PR	\$9,083,389
San Germ�n-Cabo Rojo-Sabana Grande, PR	\$4,763,966
Yauco, PR	\$4,276,352
<u>South Carolina</u>	<u>\$26,364,898</u>
Anderson, SC	\$2,753,677
Florence, SC	\$3,480,661
Gastonia, NC-SC	\$6,227
Hilton Head Island, SC	\$2,417,808
Mauldin-Simpsonville, SC	\$4,669,345
Rock Hill, SC	\$3,843,387
Spartanburg, SC	\$6,437,756
Sumter, SC	\$2,756,037
<u>South Dakota</u>	<u>\$11,628,327</u>
Rapid City, SD	\$3,638,543
Sioux City, IA-NE-SD	\$251,535
Sioux Falls, SD	\$7,738,249

FEDERAL TRANSIT ADMINISTRATION

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Tennessee</u>	<u>\$29,784,268</u>
Bristol-Bristol, TN-VA	\$1,327,028
Clarksville, TN-KY	\$5,566,290
Cleveland, TN	\$2,559,239
Jackson, TN	\$3,665,835
Johnson City, TN	\$4,457,856
Kingsport, TN-VA	\$3,610,817
Morristown, TN	\$2,146,805
Murfreesboro, TN	\$6,450,398
<u>Texas</u>	<u>\$119,807,426</u>
Abilene, TX	\$5,139,361
Amarillo, TX	\$9,896,702
Beaumont, TX	\$6,263,891
College Station-Bryan, TX	\$8,830,021
Galveston, TX	\$4,675,290
Harlingen, TX	\$6,087,342
Lake Jackson-Angleton, TX	\$3,258,575
Longview, TX	\$3,810,441
McKinney, TX	\$8,844,174
Midland, TX	\$5,561,592
Odessa, TX	\$5,956,054
Port Arthur, TX	\$6,223,057
San Angelo, TX	\$4,238,812
San Marcos, TX	\$6,429,168
Sherman, TX	\$3,482,218
Temple, TX	\$3,873,665
Texarkana-Texarkana, TX-AR	\$2,035,594
Texas City, TX	\$4,293,542
Tyler, TX	\$5,337,067
Victoria, TX	\$3,067,809
Waco, TX	\$7,950,262
Wichita Falls, TX	\$4,552,789
<u>Utah</u>	<u>\$10,032,026</u>
Logan, UT	\$5,320,058
St. George, UT	\$4,711,968
<u>Vermont</u>	<u>\$7,682,069</u>
Burlington, VT	\$7,682,069

FEDERAL TRANSIT ADMINISTRATION

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Virgin Islands</u>	<u>\$4,100,960</u>
Virgin Islands, VI 1	\$4,100,960
<u>Virginia</u>	<u>\$47,205,359</u>
Blacksburg, VA	\$7,725,465
Bristol-Bristol, TN-VA	\$1,224,415
Charlottesville, VA	\$7,121,504
Fredericksburg, VA	\$7,535,930
Harrisonburg, VA	\$5,428,507
Kingsport, TN-VA	\$145,892
Lynchburg, VA	\$7,606,439
Staunton-Waynesboro, VA	\$2,265,539
Williamsburg, VA	\$5,159,502
Winchester, VA	\$2,992,166
<u>Washington</u>	<u>\$64,188,941</u>
Bellingham, WA	\$8,786,277
Bremerton, WA	\$11,716,276
Lewiston, ID-WA	\$889,362
Longview, WA-OR	\$3,585,637
Marysville, WA	\$6,126,677
Mount Vernon, WA	\$5,882,521
Olympia-Lacey, WA	\$10,465,977
Walla Walla, WA-OR	\$3,452,453
Wenatchee, WA	\$7,015,726
Yakima, WA	\$6,268,035
<u>West Virginia</u>	<u>\$26,734,946</u>
Beckley, WV	\$2,301,692
Charleston, WV	\$7,765,204
Cumberland, MD-WV-PA	\$92,669
Hagerstown, MD-WV-PA	\$2,763,303
Morgantown, WV	\$7,967,212
Parkersburg, WV-OH	\$2,464,925
Weirton-Steubenville, WV-OH-PA	\$1,206,526
Wheeling, WV-OH	\$2,173,415
<u>Wisconsin</u>	<u>\$50,178,547</u>
Beloit, WI-IL	\$2,002,181
Duluth, MN-WI	\$1,840,433

FEDERAL TRANSIT ADMINISTRATION

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URBANIZED AREA/STATE	APPORTIONMENT
Eau Claire, WI	\$5,654,165
Fond du Lac, WI	\$2,408,469
Janesville, WI	\$3,307,565
Kenosha, WI-IL	\$7,130,707
La Crosse, WI-MN	\$5,733,552
Oshkosh, WI	\$4,438,628
Racine, WI	\$6,964,858
Sheboygan, WI	\$3,264,038
Wausau, WI	\$3,053,414
West Bend, WI	\$4,380,537
Wyoming	\$6,311,567
Casper, WY	\$2,965,326
Cheyenne, WY	\$3,346,241
Total	\$1,770,158,432

¹ The CARES Act provides supplemental funding to the Section 5307 Urbanized Area Formula Grant program through the formulas identified in Section 5336, Section 5337 - State of Good Repair, and Section 5340 Growing States and High Density Formula Factors. These amounts are combined to show a single amount. An area's apportionment amount includes regular Section 5307 funds, Small Transit Intensive Cities funds, Section 5337 State of Good Repair, and Section 5340 Growing States and High Density States formula funds, as appropriate.

DEPARTMENT OF TRANSPORTATION

DIVISION OF RAIL AND MASS TRANSPORTATION

P.O. BOX 942874, MS-74

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*Making Conservation
a California Way of Life.*

April 10, 2020

Good Morning,

A week ago, Congress passed, and the President signed into law, the Coronavirus Aid, Relief and Economic Security Act (CARES Act). On Thursday April 2, 2020 the Federal Transit Administration provided apportionment tables for the public transit funding included in the CARES Act. This includes approximately \$95 million to California for distribution through the State-administered FTA 5311 Rural and Intercity Transit program. These funds are available until expended for expenses incurred in connection with the COVID-19 public health emergency.

All regular Section 5311 requirements apply to funds made available under the CARES Act, with the following exception:

CARES Act funds used to pay for operating expenses do not need to be included in the Transportation Improvement Program (TIP) or the Statewide Transportation Improvement Program (STIP). CARES Act funds used to pay for capital expenses for emergency relief do not need to be included in the TIP/STIP unless the projects are for substantial functional, locational, or capacity changes as defined in 23 CFR §§ 450.326(e)(5) and 450.218(g)(5). This action will help expedite resources to agencies across California.

We have heard the transit community's concerns and understand the desperate need for this funding. Therefore, we are taking the following steps to distribute the funds as quickly as possible.

1. The Caltrans Division of Rail and Mass Transportation (DRMT) will further expedite 5311 resources by applying to FTA for \$30 million (approximately 30% of California's 5311 CARES ACT apportionment). This exceeds the COVID-19 induced shortfall identified by 5311 subrecipients in the survey DRMT circulated last week. These responses have been used as the basis to develop the initial application to FTA.
2. CARES Act funds used to pay for operating expenses do not need to be included in the Transportation Improvement Program (TIP) or the Statewide Transportation Improvement Program (STIP). Therefore, DRMT is developing the application without programming information. This will expedite the application and reduce the administrative burden of the programming task.
3. The allocation each 5311 subrecipient receives from this \$30 million will be based on allocations made by RTPAs and MPOs to their local transit properties for the current operating year. The attached table identifies the

- amount calculated for each operator.
4. It is DRMT's intent to make the funds available to each operator as soon as FTA makes the award. While the grant application is at FTA for review, DRMT will work directly with each operator on agreements to expedite funding distribution.
 5. These funds are intended to cover agencies' expressed needs for COVID-19 response. DRMT will require operators provide documentation that funds were applied to costs incurred after January 20, 2020 and that those costs were for eligible COVID-19 uses as described in the CARES Act.
 6. DRMT will track the fund status of the initial \$30 million to see how quickly agencies are drawing down funds, which will determine the timing of subsequent applications for the remainder of California's share of CARES Act funds for 5311 subrecipients.
 7. Distribution of the remaining approximately \$65 million will also be based on applications to the FTA that will be developed in consultation between MPOs/RTPAs and Caltrans. It is not a prerequisite that applicants for the remainder of the funds apportioned to California be a current 5311 subrecipient. Funding requests included on a subsequent application will consider amounts that were already reimbursed to agencies and adjust future awards to subrecipients accordingly.

In addition, to provide further administrative relief during this emergency, FTA's Emergency Relief (ER) docket remains open and available for requests for relief from FTA statutory and administrative requirements of Section 5307 and 5311 funding in states that have declared an emergency, or the President has declared a major disaster under Section 401 of the Stafford Act. Direct recipients of 5307 funds should request waivers directly. The Caltrans Division of Rail and Mass Transportation will be requesting waivers on behalf of 5311 subrecipients. The ER docket can be found at: <https://www.transit.dot.gov/funding/grant-programs/emergency-relief-program/emergency-relief-docket>

You can find out more about the CARES Act and funding available for the 5311 Program on the FTA website: <https://www.transit.dot.gov/coronavirus>. Please reach out to the FTA 5311 Program Manager Kathy Pongratz at (916) 654-9955, or the Transit Grants and Contracts Office Chief Wendy King (916) 825-9519 with any questions.

Sincerely,



W. KYLE GRADING, Division Chief
Division of Rail and Mass Transportation

April 10, 2020
Page 3

Attachment

CARES Act Funding for 5311 Rural Transit Near-Term Impacts of COVID-19 (California: Round 1)**California Department of Transportation****Grant Application 1622-2020-3 (Calif ID #0020000192)****Date: April 7, 2020**

5311 Rural Subrecipient	County	Caltrans District	Amount
City of Arcata	HUM	1	\$ 165,849
Humboldt Transit Authority	HUM	1	\$ 695,008
Lake Transit Authority	LAK,MEN,NAP	1	\$ 410,298
Mendocino Transit Authority	MEN,SON	1	\$ 557,349
Redwood Coast Transit Authority	DN,HUM	1	\$ 178,284
County of Shasta Department of Public Works	SHA	2	\$ 424,404
County of Siskiyou	SIS	2	\$ 284,889
Lassen Transit Service Agency	LAS,MOD,PLU	2	\$ 221,408
Modoc Transportation Agency	LAS,MOD,SHA	2	\$ 60,564
Plumas County Transportation Commission	PLU	2	\$ 126,944
Tehama County Transit Agency	TEH	2	\$ 669,719
Trinity County Department of Transportation	TRI	2	\$ 84,915
Butte County Association of Governments/Butte Regional Transit	BUT	3	\$ 772,970
City of Auburn	PLA	3	\$ 88,376
Colusa County Transit Agency	COL	3	\$ 135,903
County of Nevada Public Works, Transit Services Division	NEV	3	\$ 525,997
County of Sacramento Department of Transportation	SAC,SJ	3	\$ 326,797
El Dorado County Transit Authority	ED,SAC	3	\$ 564,119
Glenn County Transportation Commission	GLE	3	\$ 178,433
Placer County Public Works (TART & PCT)	PLA	3	\$ 440,034
Sierra County Transportation Commission	SIE	3	\$ 54,924
Town of Truckee	NEV	3	\$ 100,658
Yolo County Transportation District	SAC,SOL,YOL	3	\$ 155,462
Yuba-Sutter Transit Authority	SUT,YUB	3	\$ 542,445
City of Dixon	SOL	4	\$ 305,302
City of Rio Vista	SAC,SOL	4	\$ 119,328
Marin County Transit District	MRN	4	\$ 239,772
Napa Valley Transportation Authority	NAP	4	\$ 240,051
San Mateo County Transit District	SM	4	\$ 177,565
Santa Clara Valley Transportation Authority	SCL	4	\$ 91,374
Sonoma County Transit	MRN,SON	4	\$ 549,696
City of Guadalupe	SB	5	\$ 69,061
City of Solvang	SB	5	\$ 224,445
Monterey-Salinas Transit	MON	5	\$ 691,355
San Benito County Local Transportation Authority	SBO,SCL	5	\$ 350,680
San Luis Obispo Regional Transit Authority	SLO	5	\$ 591,789
Santa Cruz Metropolitan Transit District	MON,SCL,SCR	5	\$ 200,431
City of Arvin	KER	6	\$ 76,734
City of Chowchilla	MAD	6	\$ 71,384
City of Corcoran - Corcoran Area Transit	KIN	6	\$ 112,297
City of Dinuba	FRE,TUL	6	\$ 229,348

CARES Act Funding for 5311 Rural Transit Near-Term Impacts of COVID-19 (California: Round 1)**California Department of Transportation****Grant Application 1622-2020-3 (Calif ID #0020000192)****Date: April 7, 2020**

5311 Rural Subrecipient	County	Caltrans District	Amount
City of McFarland	KER	6	\$ 53,756
City of Porterville	TUL	6	\$ 282,177
City of Shafter	KER	6	\$ 66,844
City of Taft	KER	6	\$ 34,426
City of Wasco	KER	6	\$ 97,151
City of Woodlake	TUL	6	\$ 133,352
County of Tulare	KER,TUL	6	\$ 413,637
Fresno County Rural Transit Agency	FRE	6	\$ 1,728,208
Kern Regional Transit	KER	6	\$ 1,130,110
Kings County Area Public Transit Agency	KIN	6	\$ 306,920
Madera County	MAD	6	\$ 388,322
City of Ojai	VEN	7	\$ 445,173
County of Los Angeles - Department of Public Works	LA	7	\$ 475,588
City of Needles	SBD	8	\$ 43,951
Morongo Basin Transit Authority	SBD	8	\$ 441,449
Mountain Area Regional Transit Authority	SBD	8	\$ 312,084
Palo Verde Valley Transit Agency	RIV	8	\$ 130,459
Riverside Transit Agency	ORA,RIV,SBD,SD	8	\$ 611,400
Sunline Transit Agency	RIV	8	\$ 375,782
Victor Valley Transit Authority	SBD	8	\$ 744,249
City of California City	KER	9	\$ 51,360
City of Ridgecrest	KER	9	\$ 102,687
City of Tehachapi	KER	9	\$ 44,651
Eastern Sierra Transit Authority	INY,MNO	9	\$ 207,785
Alpine County Community Development	ALP	10	\$ 75,056
Amador Transit	AMA,SAC	10	\$ 241,687
Calaveras Transit Agency	CAL	10	\$ 480,981
County of Mariposa	MAD,MPA,TUO	10	\$ 115,802
San Joaquin Regional Transit District (RTD)	SJ	10	\$ 1,308,034
Stanislaus County Public Works - Transit Division	MER,STA	10	\$ 514,990
Transit Joint Powers Authority for Merced County	MER	10	\$ 592,355
Tuolumne County Transit Agency (TCTA)	TUO	10	\$ 351,289
Imperial County Transportation Commission	IMP	11	\$ 336,176
North County Transit District	SD	11	\$ 488,232
San Diego Metropolitan Transit System	SD	11	\$ 267,514
GRAND TOTAL - 5311 Rural			\$ 25,500,000

5311(f) Intercity Bus Subrecipient	Caltrans District	Amount
GRAND TOTAL - 5311 Intercity Bus		\$ 4,500,000

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

The total available amount for a program is based on funding authorized under The Fixing America's Surface Transportation Act (FAST) and The Further Consolidated Appropriations Act, 2020 (Pub. L. 116-94, Dec.20, 2019).

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URBANIZED AREA/STATE	APPORTIONMENT
1,000,000 or more in Population	\$3,730,544,345
200,000 - 999,999 in Population	\$1,020,078,410
50,000 - 199,999 in Population	\$620,914,066
National Total	\$5,371,536,821

Amounts Apportioned to Urbanized Areas 1,000,000 or more in Population:

Atlanta, GA	\$76,552,351
Austin, TX	\$33,872,885
Baltimore, MD	\$74,472,501
Boston, MA-NH-RI	\$168,043,770
Massachusetts	\$165,184,722
New Hampshire	\$2,847,778
Rhode Island	\$11,270
Charlotte, NC-SC	\$19,767,412
North Carolina	\$18,675,329
South Carolina	\$1,092,083
Chicago, IL-IN	\$264,158,688
Illinois	\$246,033,644
Indiana	\$18,125,044
Cincinnati, OH-KY-IN	\$20,224,327
Ohio	\$16,006,375
Kentucky	\$4,090,422
Indiana	\$127,530
Cleveland, OH	\$28,288,431
Columbus, OH	\$18,763,941
Dallas-Fort Worth-Arlington, TX	\$82,502,324
Denver-Aurora, CO	\$59,226,410
Detroit, MI	\$45,983,438
Houston, TX	\$84,921,795
Indianapolis, IN	\$15,726,796
Jacksonville, FL	\$14,296,907
Kansas City, MO-KS	\$17,526,064
Missouri	\$9,874,216

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
<i>Kansas</i>	\$7,651,848
Las Vegas-Henderson, NV	\$36,863,735
Los Angeles-Long Beach-Anaheim, CA	\$318,430,680
Memphis, TN-MS-AR	\$11,424,778
<i>Tennessee</i>	\$9,620,476
<i>Mississippi</i>	\$1,371,927
<i>Arkansas</i>	\$432,375
Miami, FL	\$114,980,378
Milwaukee, WI	\$21,529,770
Minneapolis-St. Paul, MN-WI	\$59,911,749
<i>Minnesota</i>	\$59,905,528
<i>Wisconsin</i>	\$6,221
New York-Newark, NY-NJ-CT	\$966,106,101
<i>New York</i>	\$613,954,016
<i>New Jersey</i>	\$352,145,732
<i>Connecticut</i>	\$6,353
Orlando, FL	\$32,736,915
Philadelphia, PA-NJ-DE-MD	\$164,200,235
<i>Pennsylvania</i>	\$100,938,599
<i>New Jersey</i>	\$43,956,929
<i>Delaware</i>	\$17,584,637
<i>Maryland</i>	\$1,720,070
Phoenix-Mesa, AZ	\$58,985,734
Pittsburgh, PA	\$35,044,950
Portland, OR-WA	\$46,422,883
<i>Oregon</i>	\$37,386,987
<i>Washington</i>	\$9,035,896
Providence, RI-MA	\$37,908,577
<i>Rhode Island</i>	29,832,175
<i>Massachusetts</i>	8,076,402
Riverside-San Bernardino, CA	\$35,353,112
Sacramento, CA	\$27,435,211
Salt Lake City-West Valley City, UT	\$27,596,438
San Antonio, TX	\$32,923,375
San Diego, CA	\$71,323,892
San Francisco-Oakland, CA	\$146,470,033
San Jose, CA	\$38,825,213
San Juan, PR	\$26,901,585
Seattle, WA	\$113,224,796
St. Louis, MO-IL	\$36,728,040

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
Missouri	\$30,375,224
Illinois	\$6,352,816
Tampa-St. Petersburg, FL	\$31,477,355
Virginia Beach, VA	\$19,326,581
Washington, DC-VA-MD	\$194,084,189
Virginia	\$87,742,364
Maryland	\$83,320,606
District of Columbia	\$23,021,219
Total	\$3,730,544,345

Amounts Apportioned to Urbanized Areas 200,000 to 1 million in Population:

Aberdeen-Bel Air South-Bel Air North, MD	\$3,602,488
Aguadilla-Isabela-San Sebastián, PR	\$2,641,752
Akron, OH	\$8,128,041
Albany-Schenectady, NY	\$13,995,503
Albuquerque, NM	\$19,366,921
Allentown, PA-NJ	\$8,480,012
Pennsylvania	\$7,715,769
New Jersey	\$764,243
Anchorage, AK	\$16,115,059
Ann Arbor, MI	\$7,335,818
Antioch, CA	\$6,712,323
Appleton, WI	\$2,619,898
Asheville, NC	\$3,037,919
Atlantic City, NJ	\$13,370,002
Augusta-Richmond County, GA-SC	\$3,115,656
Georgia	\$2,280,246
South Carolina	\$835,410
Bakersfield, CA	\$8,404,142
Barnstable Town, MA	\$11,298,798
Baton Rouge, LA	\$6,236,170
Birmingham, AL	\$7,572,217
Boise City, ID	\$4,543,040
Bonita Springs, FL	\$3,246,895
Bridgeport-Stamford, CT-NY	\$29,579,817
Connecticut	\$28,349,445
New York	\$1,230,372
Brownsville, TX	\$2,686,492

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
Buffalo, NY	\$18,816,436
Canton, OH	\$4,032,637
Cape Coral, FL	\$6,404,308
Charleston-North Charleston, SC	\$5,962,100
Chattanooga, TN-GA	\$4,014,142
<i>Tennessee</i>	\$3,186,803
<i>Georgia</i>	\$827,339
Colorado Springs, CO	\$7,611,606
Columbia, SC	\$5,399,496
Columbus, GA-AL	\$3,246,157
<i>Georgia</i>	\$2,466,802
<i>Alabama</i>	\$779,355
Concord, CA	\$23,289,317
Concord, NC	\$2,132,692
Conroe-The Woodlands, TX	\$3,367,170
Corpus Christi, TX	\$5,773,756
Davenport, IA-IL	\$4,429,970
<i>Iowa</i>	\$2,265,426
<i>Illinois</i>	\$2,164,544
Dayton, OH	\$16,229,986
Denton-Lewisville, TX	\$6,318,274
Des Moines, IA	\$6,796,685
Durham, NC	\$8,167,160
El Paso, TX-NM	\$14,396,542
<i>Texas</i>	\$13,851,908
<i>New Mexico</i>	\$544,634
Eugene, OR	\$7,891,633
Evansville, IN-KY	\$2,667,697
<i>Indiana</i>	\$2,335,331
<i>Kentucky</i>	\$332,366
Fayetteville, NC	\$3,480,552
Fayetteville-Springdale-Rogers, AR-MO	\$2,731,745
<i>Arkansas</i>	\$2,731,726
<i>Missouri</i>	\$19
Flint, MI	\$6,720,536
Fort Collins, CO	\$4,512,279
Fort Wayne, IN	\$3,222,797
Fresno, CA	\$11,468,595
Grand Rapids, MI	\$10,004,246
Green Bay, WI	\$2,264,463

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Greensboro, NC</u>	\$5,014,277
<u>Greenville, SC</u>	\$3,430,666
<u>Gulfport, MS</u>	\$2,182,919
<u>Harrisburg, PA</u>	\$6,596,706
<u>Hartford, CT</u>	\$26,435,148
<u>Hickory, NC</u>	\$1,746,835
<u>Huntington, WV-KY-OH</u>	\$2,288,391
<i>West Virginia</i>	\$1,263,808
<i>Kentucky</i>	\$642,224
<i>Ohio</i>	\$382,359
<u>Huntsville, AL</u>	\$2,411,744
<u>Indio-Cathedral City, CA</u>	\$5,669,261
<u>Jackson, MS</u>	\$2,892,793
<u>Kalamazoo, MI</u>	\$3,202,264
<u>Kennewick-Pasco, WA</u>	\$6,689,922
<u>Killeen, TX</u>	\$2,192,403
<u>Kissimmee, FL</u>	\$4,700,254
<u>Knoxville, TN</u>	\$6,501,910
<u>Lafayette, LA</u>	\$2,519,758
<u>Lake Tahoe Region, CA-NV</u>	\$3,057,188
<i>California</i>	\$2,106,350
<i>Nevada</i>	\$950,838
<u>Lakeland, FL</u>	\$2,483,468
<u>Lancaster, PA</u>	\$8,484,528
<u>Lancaster-Palmdale, CA</u>	\$8,710,893
<u>Lansing, MI</u>	\$6,470,137
<u>Laredo, TX</u>	\$3,528,686
<u>Lexington-Fayette, KY</u>	\$4,873,525
<u>Lincoln, NE</u>	\$3,475,492
<u>Little Rock, AR</u>	\$4,963,318
<u>Louisville/Jefferson County, KY-IN</u>	\$14,970,048
<i>Kentucky</i>	\$12,811,843
<i>Indiana</i>	\$2,158,205
<u>Lubbock, TX</u>	\$3,391,800
<u>Madison, WI</u>	\$7,776,895
<u>McAllen, TX</u>	\$7,130,370
<u>Mission Viejo-Lake Forest-San Clemente, CA</u>	\$9,946,647
<u>Mobile, AL</u>	\$3,119,296
<u>Modesto, CA</u>	\$5,340,256
<u>Montgomery, AL</u>	\$2,687,057

FEDERAL TRANSIT ADMINISTRATION

Table 3

FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA APPORTIONMENTS¹

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Murrieta-Temecula-Meniffee, CA</u>	\$5,095,669
<u>Myrtle Beach-Socastee, SC-NC</u>	\$1,754,125
South Carolina	\$1,589,218
North Carolina	\$164,907
<u>Nashua, NH-MA</u>	\$1,777,727
New Hampshire	\$1,650,857
Massachusetts	\$126,870
<u>Nashville-Davidson, TN</u>	\$24,002,418
<u>New Haven, CT</u>	\$23,063,211
<u>New Orleans, LA</u>	\$15,782,053
<u>Norwich-New London, CT-RI</u>	\$4,082,171
Connecticut	\$3,651,325
Rhode Island	\$430,846
<u>Ogden-Layton, UT</u>	\$12,948,105
<u>Oklahoma City, OK</u>	\$8,874,892
<u>Omaha, NE-IA</u>	\$8,531,247
Nebraska	\$7,726,735
Iowa	\$804,512
<u>Oxnard, CA</u>	\$9,546,850
<u>Palm Bay-Melbourne, FL</u>	\$5,467,718
<u>Palm Coast-Daytona Beach-Port Orange, FL</u>	\$5,160,837
<u>Pensacola, FL-AL</u>	\$3,648,678
Florida	\$3,582,564
Alabama	\$66,114
<u>Peoria, IL</u>	\$3,621,409
<u>Port St. Lucie, FL</u>	\$3,547,616
<u>Portland, ME</u>	\$10,759,763
<u>Poughkeepsie-Newburgh, NY-NJ</u>	\$22,955,764
New York	\$22,272,782
New Jersey	\$682,982
<u>Provo-Orem, UT</u>	\$9,049,902
<u>Raleigh, NC</u>	\$12,849,597
<u>Reading, PA</u>	\$3,716,144
<u>Reno, NV-CA</u>	\$7,297,773
Nevada	\$7,297,606
California	\$167
<u>Richmond, VA</u>	\$12,645,773
<u>Roanoke, VA</u>	\$2,862,787
<u>Rochester, NY</u>	\$12,868,782
<u>Rockford, IL</u>	\$3,290,386

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
<u>Round Lake Beach-McHenry-Grayslake, IL-WI</u>	\$5,423,146
<i>Illinois</i>	\$4,851,039
<i>Wisconsin</i>	\$572,107
<u>Salem, OR</u>	\$5,527,085
<u>Santa Clarita, CA</u>	\$5,220,445
<u>Santa Rosa, CA</u>	\$7,281,705
<u>Sarasota-Bradenton, FL</u>	\$8,366,006
<u>Savannah, GA</u>	\$3,671,879
<u>Scranton, PA</u>	\$5,006,530
<u>Shreveport, LA</u>	\$3,999,193
<u>South Bend, IN-MI</u>	\$4,324,169
<i>Indiana</i>	\$3,761,028
<i>Michigan</i>	\$563,141
<u>Spokane, WA</u>	\$8,268,528
<u>Springfield, MA-CT</u>	\$15,208,777
<i>Massachusetts</i>	\$13,007,389
<i>Connecticut</i>	\$2,201,388
<u>Springfield, MO</u>	\$2,695,927
<u>Stockton, CA</u>	\$8,081,183
<u>Syracuse, NY</u>	\$7,563,180
<u>Tallahassee, FL</u>	\$3,441,131
<u>Thousand Oaks, CA</u>	\$3,024,755
<u>Toledo, OH-MI</u>	\$6,616,755
<i>Ohio</i>	\$6,245,871
<i>Michigan</i>	\$370,884
<u>Trenton, NJ</u>	\$13,468,164
<u>Tucson, AZ</u>	\$15,620,849
<u>Tulsa, OK</u>	\$6,946,294
<u>Urban Honolulu, HI</u>	\$28,959,616
<u>Victorville-Hesperia, CA</u>	\$8,734,228
<u>Visalia, CA</u>	\$6,069,628
<u>Wichita, KS</u>	\$4,951,021
<u>Wilmington, NC</u>	\$2,420,714
<u>Winston-Salem, NC</u>	\$5,386,052
<u>Winter Haven, FL</u>	\$1,816,110
<u>Worcester, MA-CT</u>	\$10,754,011
<i>Massachusetts</i>	\$10,024,021
<i>Connecticut</i>	\$729,990
<u>York, PA</u>	\$3,337,268
<u>Youngstown, OH-PA</u>	\$4,365,869

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
Ohio	\$3,921,442
Pennsylvania	\$444,427
Total	\$1,020,078,410

Amounts Apportioned to State Governors for Urbanized Areas 50,000 to 199,999 in Population:
funds, and Growing States and High Density States formula funds, as appropriate.

<u>Alabama</u>	<u>\$8,839,809</u>
Anniston-Oxford, AL	\$1,267,700
Auburn, AL	\$1,114,998
Daphne-Fairhope, AL	\$703,121
Decatur, AL	\$945,978
Dothan, AL	\$939,517
Florence, AL	\$1,040,576
Gadsden, AL	\$791,904
Tuscaloosa, AL	\$2,036,015
<u>Alaska</u>	<u>\$1,368,446</u>
Fairbanks, AK	\$1,368,446
<u>Arizona</u>	<u>\$12,544,297</u>
Avondale-Goodyear, AZ	\$3,321,087
Casa Grande, AZ	\$908,108
Flagstaff, AZ	\$2,555,042
Lake Havasu City, AZ	\$822,311
Prescott Valley-Prescott, AZ	\$1,268,159
Sierra Vista, AZ	\$792,557
Yuma, AZ-CA	\$2,877,033
<u>Arkansas</u>	<u>\$5,677,593</u>
Conway, AR	\$981,967
Fort Smith, AR-OK	\$1,881,188
Hot Springs, AR	\$754,252
Jonesboro, AR	\$930,564
Pine Bluff, AR	\$773,992
Texarkana-Texarkana, TX-AR	\$355,630
<u>California</u>	<u>\$96,251,160</u>

FEDERAL TRANSIT ADMINISTRATION

Table 3

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APPORTIONMENTS¹**

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*Note: In accordance with FAST, this table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. These amounts are for **illustrative purposes only**. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.*

URBANIZED AREA/STATE	APPORTIONMENT
Arroyo Grande-Grover Beach, CA	\$1,686,544
Camarillo, CA	\$1,428,769
Chico, CA	\$2,455,462
Davis, CA	\$3,653,777
Delano, CA	\$2,118,414
El Centro-Calexico, CA	\$3,751,980
El Paso de Robles (Paso Robles)-Atascadero, CA	\$1,584,692
Fairfield, CA	\$2,768,304
Gilroy-Morgan Hill, CA	\$1,609,127
Hanford, CA	\$3,166,339
Hemet, CA	\$3,475,859
Livermore, CA	\$1,638,965
Lodi, CA	\$1,955,444
Lompoc, CA	\$1,344,741
Madera, CA	\$2,279,552
Manteca, CA	\$2,415,978
Merced, CA	\$3,276,828
Napa, CA	\$2,782,991
Petaluma, CA	\$1,222,202
Porterville, CA	\$2,660,125
Redding, CA	\$1,775,987
Salinas, CA	\$5,542,281
San Luis Obispo, CA	\$2,525,632
Santa Barbara, CA	\$5,800,695
Santa Cruz, CA	\$4,706,868
Santa Maria, CA	\$4,358,913
Seaside-Monterey, CA	\$3,285,042
Simi Valley, CA	\$2,806,716
Tracy, CA	\$2,511,063
Turlock, CA	\$2,279,598
Vacaville, CA	\$2,456,235
Vallejo, CA	\$4,019,338
Watsonville, CA	\$2,621,620
Woodland, CA	\$1,659,703
Yuba City, CA	\$2,603,811
Yuma, AZ-CA	\$21,565
Colorado	\$14,732,598
Boulder, CO	\$4,113,553
Grand Junction, CO	\$1,910,304

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

The total available amount for a program is based on funding authorized under The Fixing America's Surface Transportation Act (FAST) and The Further Consolidated Appropriations Act, 2020 (Pub. L. 116-94, Dec.20, 2019).

*Note: In accordance with FAST, this table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. These amounts are for **illustrative purposes only**. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.*

URBANIZED AREA/STATE	APPORTIONMENT
Greeley, CO	\$2,554,281
Lafayette-Louisville-Erie, CO	\$1,238,751
Longmont, CO	\$2,738,229
Pueblo, CO	\$2,177,480
Connecticut	\$23,191,602
Danbury, CT-NY	\$10,833,121
Waterbury, CT	\$12,358,481
Delaware	\$3,900,729
Dover, DE	\$3,182,178
Salisbury, MD-DE	\$718,551
Florida	\$29,973,586
Deltona, FL	\$2,904,882
Fort Walton Beach-Navarre-Wright, FL	\$2,772,260
Gainesville, FL	\$4,586,789
Homosassa Springs-Beverly Hills-Citrus Springs, FL	\$1,286,643
Lady Lake-The Villages, FL	\$1,621,795
Leesburg-Eustis-Tavares, FL	\$1,859,747
North Port-Port Charlotte, FL	\$2,398,239
Ocala, FL	\$2,236,830
Panama City, FL	\$2,106,765
Sebastian-Vero Beach South-Florida Ridge, FL	\$2,169,322
Sebring-Avon Park, FL	\$872,888
Spring Hill, FL	\$2,303,336
St. Augustine, FL	\$1,024,861
Titusville, FL	\$845,529
Zephyrhills, FL	\$983,700
Georgia	\$17,583,394
Albany, GA	\$1,376,561
Athens-Clarke County, GA	\$3,215,455
Brunswick, GA	\$701,395
Cartersville, GA	\$946,534
Dalton, GA	\$1,122,956
Gainesville, GA	\$1,976,730
Hinesville, GA	\$775,693
Macon, GA	\$2,281,631
Rome, GA	\$1,936,825

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

The total available amount for a program is based on funding authorized under The Fixing America's Surface Transportation Act (FAST) and The Further Consolidated Appropriations Act, 2020 (Pub. L. 116-94, Dec.20, 2019).

*Note: In accordance with FAST, this table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. These amounts are for **illustrative purposes only**. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.*

URBANIZED AREA/STATE	APPORTIONMENT
Valdosta, GA	\$1,126,030
Warner Robins, GA	\$2,123,584
Hawaii	\$4,898,209
Kahului, HI	\$2,791,090
Kailua (Honolulu County)-Kaneohe, HI	\$2,107,119
Idaho	\$7,391,551
Coeur d'Alene, ID	\$1,604,101
Idaho Falls, ID	\$1,478,599
Lewiston, ID-WA	\$493,756
Nampa, ID	\$2,614,828
Pocatello, ID	\$1,200,267
Illinois	\$19,720,262
Alton, IL-MO	\$1,200,543
Beloit, WI-IL	\$292,248
Bloomington-Normal, IL	\$3,247,607
Cape Girardeau, MO-IL	\$7,649
Carbondale, IL	\$1,511,808
Champaign, IL	\$4,299,885
Danville, IL-IN	\$1,050,927
Decatur, IL	\$2,185,733
DeKalb, IL	\$1,260,603
Dubuque, IA-IL	\$60,459
Kankakee, IL	\$1,905,854
Kenosha, WI-IL	\$78
Springfield, IL	\$2,696,868
Indiana	\$16,272,089
Anderson, IN	\$1,222,791
Bloomington, IN	\$2,771,377
Columbus, IN	\$878,301
Elkhart, IN-MI	\$2,080,578
Kokomo, IN	\$942,765
Lafayette, IN	\$3,937,650
Michigan City-La Porte, IN-MI	\$991,013
Muncie, IN	\$2,012,660
Terre Haute, IN	\$1,434,954

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

The total available amount for a program is based on funding authorized under The Fixing America's Surface Transportation Act (FAST) and The Further Consolidated Appropriations Act, 2020 (Pub. L. 116-94, Dec.20, 2019).

*Note: In accordance with FAST, this table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. These amounts are for **illustrative purposes only**. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.*

URBANIZED AREA/STATE	APPORTIONMENT
<u>Iowa</u>	<u>\$12,699,456</u>
Ames, IA	\$2,494,129
Cedar Rapids, IA	\$2,874,123
Dubuque, IA-IL	\$1,288,023
Iowa City, IA	\$2,951,813
Sioux City, IA-NE-SD	\$1,341,708
Waterloo, IA	\$1,749,660
<u>Kansas</u>	<u>\$5,901,497</u>
Lawrence, KS	\$2,522,729
Manhattan, KS	\$1,010,263
St. Joseph, MO-KS	\$45,475
Topeka, KS	\$2,323,030
<u>Kentucky</u>	<u>\$4,753,337</u>
Bowling Green, KY	\$1,206,678
Clarksville, TN-KY	\$287,852
Elizabethtown-Radcliff, KY	\$1,545,651
Owensboro, KY	\$1,713,156
<u>Louisiana</u>	<u>\$10,191,959</u>
Alexandria, LA	\$1,147,815
Hammond, LA	\$839,950
Houma, LA	\$2,135,028
Lake Charles, LA	\$1,889,573
Mandeville-Covington, LA	\$1,176,976
Monroe, LA	\$1,694,896
Slidell, LA	\$1,307,721
<u>Maine</u>	<u>\$2,599,522</u>
Bangor, ME	\$1,418,145
Dover-Rochester, NH-ME	\$104,156
Lewiston, ME	\$893,417
Portsmouth, NH-ME	\$183,804
<u>Maryland</u>	<u>\$14,328,608</u>
Cumberland, MD-WV-PA	\$1,145,811
Frederick, MD	\$3,353,825
Hagerstown, MD-WV-PA	\$2,244,495
Lexington Park-California-Chesapeake Ranch Estates, MD	\$1,514,863

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

The total available amount for a program is based on funding authorized under The Fixing America's Surface Transportation Act (FAST) and The Further Consolidated Appropriations Act, 2020 (Pub. L. 116-94, Dec.20, 2019).

*Note: In accordance with FAST, this table shows the amounts attributable to each State of a Multi-State Urbanized Area over 200,000 in population. These amounts are for **illustrative purposes only**. Designated recipients shall continue to sub-allocate funds allocated to an urbanized area based on a locally determined process, consistent with Section 5307 statutory requirements. Each State's share of a multi-state urbanized area was calculated on the basis of the percentage of population attributable to the States in the UZA, as determined by the 2010 Census.*

URBANIZED AREA/STATE	APPORTIONMENT
Salisbury, MD-DE	\$2,060,711
Waldorf, MD	\$2,473,645
Westminster-Eldersburg, MD	\$1,535,258
Massachusetts	\$9,723,974
Leominster-Fitchburg, MA	\$3,468,589
New Bedford, MA	\$4,236,281
Pittsfield, MA	\$2,019,104
Michigan	\$16,771,536
Battle Creek, MI	\$1,400,158
Bay City, MI	\$1,351,155
Benton Harbor-St. Joseph-Fair Plain, MI	\$839,212
Elkhart, IN-MI	\$13,092
Holland, MI	\$1,460,083
Jackson, MI	\$1,315,237
Michigan City-La Porte, IN-MI	\$8,991
Midland, MI	\$1,051,001
Monroe, MI	\$750,781
Muskegon, MI	\$2,543,118
Port Huron, MI	\$2,320,862
Saginaw, MI	\$1,960,264
South Lyon-Howell, MI	\$1,757,582
Minnesota	\$9,657,256
Duluth, MN-WI	\$2,255,554
Fargo, ND-MN	\$884,857
Grand Forks, ND-MN	\$186,482
La Crosse, WI-MN	\$114,114
Mankato, MN	\$966,374
Rochester, MN	\$2,563,419
St. Cloud, MN	\$2,686,456
Mississippi	\$2,317,304
Hattiesburg, MS	\$1,078,040
Pascagoula, MS	\$1,239,264
Missouri	\$8,381,023
Alton, IL-MO	\$1,135
Cape Girardeau, MO-IL	\$1,304,387

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

The total available amount for a program is based on funding authorized under The Fixing America's Surface Transportation Act (FAST) and The Further Consolidated Appropriations Act, 2020 (Pub. L. 116-94, Dec.20, 2019).

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URBANIZED AREA/STATE	APPORTIONMENT
Columbia, MO	\$2,299,043
Jefferson City, MO	\$817,552
Joplin, MO	\$1,121,752
Lee's Summit, MO	\$1,323,409
St. Joseph, MO-KS	\$1,513,745
<u>Montana</u>	<u>\$5,066,760</u>
Billings, MT	\$1,891,355
Great Falls, MT	\$1,069,761
Missoula, MT	\$2,105,644
<u>Nebraska</u>	<u>\$1,036,805</u>
Grand Island, NE	\$772,614
Sioux City, IA-NE-SD	\$264,191
<u>Nevada</u>	<u>\$1,317,171</u>
Carson City, NV	\$1,317,171
<u>New Hampshire</u>	<u>\$4,313,629</u>
Dover-Rochester, NH-ME	\$1,071,358
Manchester, NH	\$2,396,726
Portsmouth, NH-ME	\$845,545
<u>New Jersey</u>	<u>\$5,703,478</u>
East Stroudsburg, PA-NJ	\$8,431
Twin Rivers-Hightstown, NJ	\$1,664,368
Villas, NJ	\$1,575,014
Vineland, NJ	\$2,455,665
<u>New Mexico</u>	<u>\$5,568,246</u>
Farmington, NM	\$763,084
Las Cruces, NM	\$2,128,497
Los Lunas, NM	\$795,116
Santa Fe, NM	\$1,881,549
<u>New York</u>	<u>\$15,879,971</u>
Binghamton, NY-PA	\$3,808,225
Danbury, CT-NY	\$185,466
Elmira, NY	\$1,345,333
Glens Falls, NY	\$1,225,677

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
Ithaca, NY	\$2,514,713
Kingston, NY	\$1,039,654
Middletown, NY	\$1,163,576
Saratoga Springs, NY	\$1,145,945
Utica, NY	\$2,375,787
Watertown, NY	\$1,075,595
<u>North Carolina</u>	<u>\$13,598,940</u>
Burlington, NC	\$2,223,658
Gastonia, NC-SC	\$2,295,787
Goldsboro, NC	\$821,574
Greenville, NC	\$1,874,820
High Point, NC	\$2,684,734
Jacksonville, NC	\$1,494,370
New Bern, NC	\$656,725
Rocky Mount, NC	\$1,547,272
<u>North Dakota</u>	<u>\$5,331,159</u>
Bismarck, ND	\$1,330,565
Fargo, ND-MN	\$2,807,164
Grand Forks, ND-MN	\$1,193,430
<u>Ohio</u>	<u>\$9,961,230</u>
Lima, OH	\$1,016,355
Lorain-Elyria, OH	\$2,787,809
Mansfield, OH	\$1,077,408
Middletown, OH	\$1,477,127
Newark, OH	\$1,171,891
Parkersburg, WV-OH	\$111,216
Springfield, OH	\$1,306,641
Weirton-Steubenville, WV-OH-PA	\$557,230
Wheeling, WV-OH	\$455,553
<u>Oklahoma</u>	<u>\$3,401,253</u>
Fort Smith, AR-OK	\$34,863
Lawton, OK	\$1,581,101
Norman, OK	\$1,785,289
<u>Oregon</u>	<u>\$8,783,807</u>
Albany, OR	\$993,960

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
Bend, OR	\$1,366,977
Corvallis, OR	\$2,609,218
Grants Pass, OR	\$812,692
Longview, WA-OR	\$48,382
Medford, OR	\$2,723,202
Walla Walla, WA-OR	\$229,376
<u>Pennsylvania</u>	<u>\$22,646,463</u>
Altoona, PA	\$1,316,580
Binghamton, NY-PA	\$48,259
Bloomsburg-Berwick, PA	\$790,283
Chambersburg, PA	\$685,259
Cumberland, MD-WV-PA	\$453
East Stroudsburg, PA-NJ	\$1,216,833
Erie, PA	\$4,250,872
Hagerstown, MD-WV-PA	\$129,710
Hanover, PA	\$1,001,923
Hazleton, PA	\$885,344
Johnstown, PA	\$1,605,534
Lebanon, PA	\$1,144,253
Monessen-California, PA	\$928,565
Pottstown, PA	\$1,432,173
State College, PA	\$3,375,854
Uniontown-Connellsville, PA	\$1,260,297
Weirton-Steubenville, WV-OH-PA	\$4,213
Williamsport, PA	\$2,570,058
<u>Puerto Rico</u>	<u>\$17,033,726</u>
Arecibo, PR	\$2,143,111
Fajardo, PR	\$2,414,722
Florida-Imbéry-Barceloneta, PR	\$1,097,999
Guayama, PR	\$1,335,161
Juana Díaz, PR	\$1,256,615
Mayaguez, PR	\$2,384,004
Ponce, PR	\$3,206,723
San Germán-Cabo Rojo-Sabana Grande, PR	\$1,684,405
Yauco, PR	\$1,510,986
<u>South Carolina</u>	<u>\$9,308,850</u>
Anderson, SC	\$972,521

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
Florence, SC	\$1,229,134
Gastonia, NC-SC	\$2,199
Hilton Head Island, SC	\$853,414
Mauldin-Simpsonville, SC	\$1,647,432
Rock Hill, SC	\$1,357,005
Spartanburg, SC	\$2,273,688
Sumter, SC	\$973,457
<u>South Dakota</u>	<u>\$4,106,121</u>
Rapid City, SD	\$1,285,218
Sioux City, IA-NE-SD	\$88,850
Sioux Falls, SD	\$2,732,053
<u>Tennessee</u>	<u>\$10,521,940</u>
Bristol-Bristol, TN-VA	\$468,632
Clarksville, TN-KY	\$1,965,214
Cleveland, TN	\$903,790
Jackson, TN	\$1,296,941
Johnson City, TN	\$1,574,396
Kingsport, TN-VA	\$1,275,276
Morristown, TN	\$758,388
Murfreesboro, TN	\$2,279,303
<u>Texas</u>	<u>\$42,340,693</u>
Abilene, TX	\$1,815,420
Amarillo, TX	\$3,494,865
Beaumont, TX	\$2,213,088
College Station-Bryan, TX	\$3,119,553
Galveston, TX	\$1,652,442
Harlingen, TX	\$2,152,283
Lake Jackson-Angleton, TX	\$1,150,905
Longview, TX	\$1,346,900
McKinney, TX	\$3,124,359
Midland, TX	\$1,963,435
Odessa, TX	\$2,103,287
Port Arthur, TX	\$2,198,844
San Angelo, TX	\$1,496,987
San Marcos, TX	\$2,283,505
Sherman, TX	\$1,232,644
Temple, TX	\$1,368,517

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
Texarkana-Texarkana, TX-AR	\$719,603
Texas City, TX	\$1,517,261
Tyler, TX	\$1,886,083
Victoria, TX	\$1,083,515
Waco, TX	\$2,809,109
Wichita Falls, TX	\$1,608,088
<u>Utah</u>	<u>\$3,544,300</u>
Logan, UT	\$1,880,828
St. George, UT	\$1,663,472
<u>Vermont</u>	<u>\$2,722,103</u>
Burlington, VT	\$2,722,103
<u>Virgin Islands</u>	<u>\$1,450,279</u>
Virgin Islands, VI 1	\$1,450,279
<u>Virginia</u>	<u>\$16,719,414</u>
Blacksburg, VA	\$2,741,010
Bristol-Bristol, TN-VA	\$432,724
Charlottesville, VA	\$2,521,622
Fredericksburg, VA	\$2,665,474
Harrisonburg, VA	\$1,924,547
Kingsport, TN-VA	\$51,567
Lynchburg, VA	\$2,696,687
Staunton-Waynesboro, VA	\$800,233
Williamsburg, VA	\$1,829,188
Winchester, VA	\$1,056,362
<u>Washington</u>	<u>\$22,437,168</u>
Bellingham, WA	\$3,112,031
Bremerton, WA	\$3,861,357
Lewiston, ID-WA	\$314,039
Longview, WA-OR	\$1,268,767
Marysville, WA	\$2,162,505
Mount Vernon, WA	\$2,087,156
Olympia-Lacey, WA	\$3,705,087
Walla Walla, WA-OR	\$1,223,153
Wenatchee, WA	\$2,489,376
Yakima, WA	\$2,213,697

FEDERAL TRANSIT ADMINISTRATION

Table 3

**FY 2020 FULL YEAR SECTION 5307 AND SECTION 5340 URBANIZED AREA
APPORTIONMENTS¹**

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URBANIZED AREA/STATE	APPORTIONMENT
<u>West Virginia</u>	<u>\$8,571,255</u>
Beckley, WV	\$813,257
Charleston, WV	\$2,747,092
Cumberland, MD-WV-PA	\$32,728
Hagerstown, MD-WV-PA	\$975,873
Morgantown, WV	\$1,938,007
Parkersburg, WV-OH	\$870,605
Weirton-Steubenville, WV-OH-PA	\$426,166
Wheeling, WV-OH	\$767,527
<u>Wisconsin</u>	<u>\$17,651,231</u>
Beloit, WI-IL	\$706,913
Duluth, MN-WI	\$652,002
Eau Claire, WI	\$2,001,179
Fond du Lac, WI	\$850,058
Janesville, WI	\$1,167,230
Kenosha, WI-IL	\$2,438,119
La Crosse, WI-MN	\$2,028,532
Oshkosh, WI	\$1,569,011
Racine, WI	\$2,457,662
Sheboygan, WI	\$1,151,762
Wausau, WI	\$1,077,901
West Bend, WI	\$1,550,862
<u>Wyoming</u>	<u>\$2,227,277</u>
Casper, WY	\$1,046,449
Cheyenne, WY	\$1,180,828
Total	\$620,914,066

¹ Consistent with prior years, urbanized area apportionments for Section 5307 and Section 5340 are combined to show a single amount. An area's apportionment amount includes regular Section 5307 funds, Small Transit Intensive Cities funds, and Growing States and High Density States formula funds, as appropriate.

Technical Correction: In FY 2019, the Seattle UZA was inadvertently given the 5307 commuter rail floor of the 5307 fixed guideway incentive tier and not credited for the full amount they were to receive. As a result, \$11,040 is being credited to Seattle for this oversight and UZAs that received fixed guideway money were deducted based on their share of the money they received under this tier to represent what they should have received in the FY 2019 apportionment.

Potential Transit Capital Projects

FY 2020-2025



Est. Project Cost

Transit Center

Transit Center Lobby Desk Securement	\$ 50,000.00
Transit Center Kiosk Enclosure/Expanded Office Space/Improvements	\$ 100,000.00

Corporation Yard

Security Improvements (Privacy Fencing, Cameras, Gate Access)	\$ 300,000.00
New Entrance and Traffic Pattern	\$ 250,000.00
Existing Entrance - Drive Approach Improvements	\$ 250,000.00
Commercial Metal Building - Transit Operations (Similar to Fire Training Facility)	\$ 1,000,000.00
Employee Parking - Transit Operations	\$ 500,000.00

Smart City (Phase 1)

Network Upgrades

Fiber from City Hall to Corp Yard	\$ 500,000.00
Server Upgrades	\$ 50,000.00

Municipal Wireless Mesh Network

Phase 1 (TBD) (Gov. Newsom new program?)	\$ 650,000.00
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Signal Preemption

Signal Preemption at all intersections serviced by transit	\$ 300,000.00
Signal Preemption Equipment - Transit Fleet	\$ 75,000.00

Transit Signage and Shelters

New Pole and Sign	\$ 100,000.00
Digital Bus Stop Passenger Display	\$ 200,000.00
Digital Advertising Shelters	\$ 750,000.00

Transit Vehicles

Rescue Vehicle - Battery Electric Fleet	\$ 215,000.00
Road Supervisor - 3 Electric Vehicles or Gas Trucks	\$ 210,000.00



CITY COUNCIL AGENDA – MAY 5, 2020

SUBJECT: Status and Review of Proclamation of Local Emergency: COVID-19

SOURCE: City Manager's Office

COMMENT: At its meeting of March 17, 2020, the City Council took action to approve a Resolution of Proclamation of Existence of a Local Emergency for the novel coronavirus (COVID-19), which staff also initiated a soft-opening of its Emergency Operations Center (EOC) on Friday, March 20, 2020. At its last meeting on April 21, 2020, the Council reviewed the status of existence of local emergency, and acted to continue its Resolution of Proclamation.

On March 4, 2020, Governor Newsom issued a Proclamation of a State of Emergency, President Trump issued a Proclamation on Declaring a National Emergency on March 13, 2020, and the Tulare County Board of Supervisors adopted a Resolution of Proclamations of Local Emergencies on March 17, 2020. The Tule River Tribal Council also adopted a Resolution of Declaration of State of Emergency on March 13, 2020. Subsequent to his Proclamation, Governor Newsom has issued thirty-two (32) Executive Orders in support of the State addressing and mitigating COVID-19 impacts, several of which are pertinent to the City.

Governor Newsom's Executive Order N-25-20, issued on March 12, 2020, provided restrictions on mass gatherings of no more than 250, as well as provided accommodations to the Brown Act to encourage remote participation and social distancing. At its meeting of March 17, 2020, the Council gave direction of local gatherings not to exceed twenty-five (25), which staff responded to complaints and incidents accordingly. Both President Trump and the Centers for Disease Control (CDC) had recommended mass gatherings not exceed ten (10), which with Easter approaching on Sunday, April 12, 2020, the Council acted at its meeting on April 7, 2020, to limit local gatherings to no more than ten (10) individuals, allowing also for 6' social distancing. In addition, the County and most cities across the county have either closed or instituted soft-closings of its parks, including the closing of arbors, playgrounds and restrooms. At its meeting of April 7, 2020, the Council acted to soft-close City parks, including arbors, playgrounds, skatepark and sports courts (keeping restrooms open for hygiene purposes) and that gatherings of any size not occur. Having already suffered the cancellation of the Iris Festival, Cinco de Mayo Parade, and KJUG Summer Concert Series among other community events to avoid mass gatherings, it is becoming apparent that the shelter-at-home Order will have continued affects on the upcoming Military Banner Ceremony (Memorial Day weekend), Freedom Fest (July 4th weekend), and potentially as

far-reaching as Pioneer Days (October), Veterans Day Parade, Christmas Tree-Lighting Ceremony (Thanksgiving weekend) and the Children's Christmas Parade (December).

Governor Newsom's Executive Order N-28-20, issued on March 16, 2020, strongly advised that both private and public utilities not shutoff utilities or charge late fees for lack of payment until May 31, 2020, and directed the California Public Utilities Commission to review both private and public utilities for conformance. At its meeting on March 17, 2020, the Council acted to suspend the shutoff of utilities and the charging of late fees for lack of payment until at least its meeting of April 21, 2020 for review. Governor Newsom issued Executive Order N-42-20 on April 2, 2020, which mandated that private and public water utilities not shutoff service due to non-payment, retroactive to March 4, 2020 - the Order did not reference the charging of late fees. Given the suspension of shutoff and charging of late fees, the City initially experienced a dramatic increase in accounts not making payment since the Council's action, which staff reinforced the message to customers that regular payments must still be made and has led to now generally usual payment. In the City's first billing cycle given the Council's action on March 17, 2020, approximately \$30,000 in utility accounts were paid later than usual experience, with the corresponding total loss in late fees of \$18,000. At its meeting on April 21, 2020, the Council acted to continue the moratorium of utility turnoff for non-payment consistent with the Executive Order, and to continue to not charge late fees until further action by the Council.

Governor Newsom's Executive Order N-32-20, issued on March 18, 2020, appropriated \$150 million in emergency homeless funding, of which \$284,403 was allocated to Tulare County between \$147,734 to the Continuum of Care (CoC) and \$136,669 to the County. The CoC initially indicated its appropriation to the City of approximately \$40,000 based upon recent homeless population counts, which City staff recommended be the funding source for the daily homeless lunch program the City initiated on March 27, 2020, with the closure of the local non-profit (Helping Hands of Porterville Inc.) due to pandemic concerns earlier that same week. Staff estimated that the \$40,000 would allow the daily lunch program to continue through the month of April 2020. Subsequently, the CoC indicated it was attempting to match its funding allocation with the County's as the required 25% match to larger federal FEMA funding of approximately \$1.2 million. The County has indicated its allocation will be utilized in assisting with providing shelter for homeless individuals that are identified high-risk or in need of quarantine due to COVID-19, which the County is working with two (2) local hotels in the leasing of approximately thirty (30) rooms. The City's contract operator of the planned navigation center, Turning Point of Central California, has been issued building permits and is currently making necessary improvements for anticipated opening in May 2020. Turning Point is indicating that due to the current pandemic, occupancy of the navigation center when opened will be half-capacity to allow adequate physical distancing given group housing.

Governor Newsom's Executive Order N-33-20, issued on March 19, 2020,

ordered that state residents shelter-at-home, and that only identified essential businesses remain open and associated workforce. Much confusion has reverberated throughout the state in clarifying essential businesses, which staff has both responded to complaints and acted proactively in following the State's guidelines of essential businesses (attached). In addition to the State modifying the guidelines on occasion, which most recently was to include workers in the "routine care and other necessities of life for animals" (e.g. grooming), businesses deemed non-essential are stocking essential business products in their inventory (e.g. smoke shops now carrying grocery items) and/or incorporating delivery techniques to continue operations (e.g. Kohl's with drive-by pickup). To assist in this ever-changing subject, the Council acted to appoint Vice Mayor Reyes and Council Member Gurrola to form an Ad Hoc Committee to coordinate with the City Attorney and City Manager in the application of the State's guidelines in regard to essential and non-essential businesses. The Committee has met several times over the past couple of weeks, which the most prominent subject of State-ordered closure has been personal services (e.g. hair, massage, nails, etc.) and non-essential retail (e.g. clothing, cosmetics, tobacco, etc.). On Tuesday, April 28, 2020, Governor Newsom announced his 4 Stage plan for reopening the California economy and gradual modification of his stay-at-home Order, which his presentation is enclosed. The Governor indicated that moving from current Stage 1 to State 2 would likely occur in several weeks and allow non-essential "low-risk" retail to reopen with requisite 6' social distancing. The Governor indicated "high-risk" personal services would likely be allowed later this Summer. Every jurisdiction in California has struggled with the detrimental economic impact the Governor's Order has had on local businesses and its own budgetary situation, with some jurisdictions acting to not enforce the Order, but deferring to the State for its enforcement through State licensing and other State financial incentives (small business sales and use tax payment deferral program).

Most of the City's workforce has been deemed essential under the State's guidelines, which the City has directed its limited non-essential workers to remain at home and available for assignment if necessary, and has implemented a rotation of its essential workforce as much as possible to reduce employees public exposure. Employees required to be at work during the shelter-at-home Order are accruing special leave for later utilization and/or payment, as well as employees that are working from home. Compounding the challenge for the City's workforce has been the temporary closure of local non-profit contractor Promoting Self Worth (PSW) due to its workforce being disabled and considered highly vulnerable to COVID-19, thus causing City staff to address the contracted essential services of graffiti removal and the care for a significant number of Landscape and Lighting Maintenance Districts (LMD).

Governor Newsom's Executive Order N-37-20, issued on March 27, 2020, established a moratorium on eviction of tenants in good standing as of the date of the Order through May 31, 2020, which had been an issue of discussion by the Council at its meeting on March 17, 2020.

Governor Newsom's Executive Order N-39-20, issued on March 30, 2020,

provided broad waivers of certifications and licensing for healthcare providers and locations to expand the provision of medical care in meeting an expected patient surge. During his press conference announcing the Order, Governor Newsom mentioned that Porterville would play a role in meeting the expected patient surge, which staff has learned will involve the reactivation of a portion of the General Treatment Area of the Porterville Developmental Center (PDC), including caring for up to potentially 350 COVID-19 patients in four (4) categories: 1) patients too sick to recover at home, but do not need hospitalization; 2) patients who have been hospitalized and who are recovering and require less care; 3) skilled nursing facility patients who don't require acute care; and 4) developmentally-disabled group home patients. Preliminary construction improvements have been completed to prepare the facility's infrastructure, with no timeline yet provided for necessary medical improvements expected to begin. The City has repeatedly asked the State to keep it involved in its planning efforts, including any actions by Council that would be supportive of its operation. In addition, as part of the Governor's commitment to broader testing in rural and under-served areas of the state, the State will establish a contracted large-scale testing facility at the Veterans Memorial Building, expected to begin operations on Monday, May 4, 2020. Up to 130 tests are expected to be performed each day (Monday - Friday) for the next several months, which testing will only be performed by appointment with a medical referral.

On March 27, 2020, President Trump signed the Coronavirus Aid, Relief, and Economic Security (CARES) Act, a \$2 trillion economic recovery stimulus package. The financial recovery package includes: 1) \$604 billion for individuals/families, including \$300 billion in cash payments, \$260 billion in unemployment payments and \$44 billion in student loan assistance; 2) \$500 billion for large corporations; 3) \$377 billion for small business; 4) \$340 billion for state and local governments; 5) and \$180 billion for public services, including \$100 billion for hospitals. Within the state and local government provisions, a local government's (county or city) population must exceed 500,000 to receive direct federal recovery, which local governments with population less than 500,000 would only receive federal recovery through a state if the state was agreeable to local government distributions. On April 24, 2020, President Trump signed the Paycheck Protection Program and Healthcare Enhancement Act (H.R. 266), which provided approximately \$400 billion in additional business assistance (\$321 billion) and medical support and testing (\$75 billion). Staff is focusing its efforts now in engaging with local businesses and financial institutions to ensure the emergency resources are made available to promote local economic stability upon the completion of the current state of emergency.

From a City financial perspective, there is little doubt that the pandemic is having significant negative impact on local sales tax and transient occupancy tax, which will be further compounded by a likely reassessment of property tax values. Fortunately, the conservative stewardship of the City has allowed it to have General Fund reserves for Catastrophic Emergencies (\$2.8 million) and Budget Stabilization (\$4.3 million), which in addition to the recent passage of

Measure I, allows the City to purposefully address the current crisis and plan for budgetary accommodations that the City's essential services to the community can continue without current modification.

RECOMMENDATION: That the City Council:

1. Receive the report of status and review of the Proclamation of Local Emergency;
2. Determine the need exists to continue said Declaration; and
3. Take action and/or provide direction as deemed necessary.

ATTACHMENTS:

1. Resolution 22-2020: Proclamation of Local Emergency
2. Governor Newsom Proclamation of a State of Emergency
3. President Trump Proclamation on Declaring a National Emergency
4. Tulare County Proclamations of Local Emergency
5. Tule River Tribe Declaration of State of Emergency
6. Governor Newsom Executive Order N-25-20 - Mass Gatherings
7. Governor Newsom Executive Order N-28-20 - Utilities
8. Governor Newsom Executive Order N-32-20 - Homeless Funding
9. Governor Newsom Executive Order N-33-20 - Stay at Home
10. Governor Newsom Executive Order N-33-20 - Essential Critical Infrastructure Workers Guidelines (Updated)
11. Governor Newsom Executive Order N-37-20 - Evictions Moratorium
12. Governor Newsom Executive Order N-39-20 - Expand Healthcare Workforce
13. Governor Newsom Executive Order N-42-20 - Utilities
14. Governor Newsom Update on California Pandemic Roadmap

Appropriated/Funded:

Review By:

Department Director:

Final Approver: John Lollis, City Manager

RESOLUTION NO. 22-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE TO PROCLAIM THE EXISTENCE OF A LOCAL EMERGENCY

RESOLVED, by the City Council (the “Council”) of the City of Porterville (the “City”),
as follows:

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease which the Centers for Disease Control and Prevention (CDC) considers to be a very serious public health threat with outcomes ranging from mild to severe sickness and death; and

WHEREAS, COVID-19 is easily transmissible from person to person and has spread globally to over 118 countries, infected more than 125,000, and killed more than 4,000 as of March 11, 2020 per the World Health Organization (WHO); and

WHEREAS, on January 31, 2020, the United States Department of Public Health and Human Services declared a public emergency for COVID-19 beginning on January 27, 2020; and

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a state of emergency in the State of California due to the number of confirmed cases of COVID-19 in the State; and

WHEREAS, on March 11, 2020, WHO made the assessment that COVID-19 can be characterized as a pandemic; and

WHEREAS, on March 12, 2020, Tulare County declared an emergency due to the confirmed case of COVID-19 at Sierra View Medical Center in the city of Porterville, thus enabling Tulare County to take extraordinary measures; and

WHEREAS, on March 13, 2020, Governor Newsom announced that California public health officials have determined that gatherings of more than 250 people should be postponed or canceled across the State at least until the end of March; and

WHEREAS, COVID-19 therefore and will continue to cause conditions of peril to the health, safety, and welfare of persons and property in the City of Porterville; and

WHEREAS, preparing for, responding to, mitigating, and recovering from the spread of COVID-19 requires the City to divert resources from normal day-to-day operations, and has and will continue to impose extraordinary requirements on and expenses to the City; and

WHEREAS, the City Council hereby finds that the above described conditions related to the COVID-19 outbreak does warrant and necessitate the proclamation of the existence of a local emergency in the city of Porterville.

NOW, THEREFORE, it is hereby **DECLARED** and **ORDERED**, as follows:

1. The proclamation of existence of a local emergency exists throughout the City of Porterville.
2. The local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Porterville.
3. As required by law, the City Council shall review the need to continue the state of emergency every thirty (30) days until this Resolution is terminated.

PASSED, APPROVED, AND ADOPTED this 17th day of March, 2020.



Martha A. Flores, 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 a meeting of the Porterville City Council duly called and held on the 17th day of March, 2020.

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

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

JOHN D. LOLLIS, City Clerk


By: Fernando Gabriel-Moraga, Deputy City Clerk

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS in December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19), was first identified in Wuhan City, Hubei Province, China, and has spread outside of China, impacting more than 75 countries, including the United States; and

WHEREAS the State of California has been working in close collaboration with the national Centers for Disease Control and Prevention (CDC), with the United States Health and Human Services Agency, and with local health departments since December 2019 to monitor and plan for the potential spread of COVID-19 to the United States; and

WHEREAS on January 23, 2020, the CDC activated its Emergency Response System to provide ongoing support for the response to COVID-19 across the country; and

WHEREAS on January 24, 2020, the California Department of Public Health activated its Medical and Health Coordination Center and on March 2, 2020, the Office of Emergency Services activated the State Operations Center to support and guide state and local actions to preserve public health; and

WHEREAS the California Department of Public Health has been in regular communication with hospitals, clinics and other health providers and has provided guidance to health facilities and providers regarding COVID-19; and

WHEREAS as of March 4, 2020, across the globe, there are more than 94,000 confirmed cases of COVID-19, tragically resulting in more than 3,000 deaths worldwide; and

WHEREAS as of March 4, 2020, there are 129 confirmed cases of COVID-19 in the United States, including 53 in California, and more than 9,400 Californians across 49 counties are in home monitoring based on possible travel-based exposure to the virus, and officials expect the number of cases in California, the United States, and worldwide to increase; and

WHEREAS for more than a decade California has had a robust pandemic influenza plan, supported local governments in the development of local plans, and required that state and local plans be regularly updated and exercised; and

WHEREAS California has a strong federal, state and local public health and health care delivery system that has effectively responded to prior events including the H1N1 influenza virus in 2009, and most recently Ebola; and

WHEREAS experts anticipate that while a high percentage of individuals affected by COVID-19 will experience mild flu-like symptoms, some will have more serious symptoms and require hospitalization, particularly individuals who are elderly or already have underlying chronic health conditions; and

WHEREAS it is imperative to prepare for and respond to suspected or confirmed COVID-19 cases in California, to implement measures to mitigate the spread of COVID-19, and to prepare to respond to an increasing number of individuals requiring medical care and hospitalization; and

WHEREAS if COVID-19 spreads in California at a rate comparable to the rate of spread in other countries, the number of persons requiring medical care may exceed locally available resources, and controlling outbreaks minimizes the risk to the public, maintains the health and safety of the people of California, and limits the spread of infection in our communities and within the healthcare delivery system; and

WHEREAS personal protective equipment (PPE) is not necessary for use by the general population but appropriate PPE is one of the most effective ways to preserve and protect California's healthcare workforce at this critical time and to prevent the spread of COVID-19 broadly; and

WHEREAS state and local health departments must use all available preventative measures to combat the spread of COVID-19, which will require access to services, personnel, equipment, facilities, and other resources, potentially including resources beyond those currently available, to prepare for and respond to any potential cases and the spread of the virus; and

WHEREAS I find that conditions of Government Code section 8558(b), relating to the declaration of a State of Emergency, have been met; and

WHEREAS I find that the conditions caused by COVID-19 are likely to require the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under the provisions of Government Code section 8625(c), I find that local authority is inadequate to cope with the threat posed by COVID-19; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in California.

IT IS HEREBY ORDERED THAT:

1. In preparing for and responding to COVID-19, all agencies of the state government use and employ state personnel, equipment, and facilities or perform any and all activities consistent with the direction of the Office of Emergency Services and the State Emergency Plan, as well as the California Department of Public Health and the Emergency Medical Services Authority. Also, all residents are to heed the advice of emergency officials with regard to this emergency in order to protect their safety.
2. As necessary to assist local governments and for the protection of public health, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services needed to assist in preparing for, containing, responding to, mitigating the effects of, and recovering from the spread of COVID-19. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of COVID-19.
3. Any out-of-state personnel, including, but not limited to, medical personnel, entering California to assist in preparing for, responding to, mitigating the effects of, and recovering from COVID-19 shall be permitted to provide services in the same manner as prescribed in Government Code section 179.5, with respect to licensing and certification. Permission for any such individual rendering service is subject to the approval of the Director of the Emergency Medical Services Authority for medical personnel and the Director of the Office of Emergency Services for non-medical personnel and shall be in effect for a period of time not to exceed the duration of this emergency.
4. The time limitation set forth in Penal Code section 396, subdivision (b), prohibiting price gouging in time of emergency is hereby waived as it relates to emergency supplies and medical supplies. These price gouging protections shall be in effect through September 4, 2020.
5. Any state-owned properties that the Office of Emergency Services determines are suitable for use to assist in preparing for, responding to, mitigating the effects of, or recovering from COVID-19 shall be made available to the Office of Emergency Services for this purpose, notwithstanding any state or local law that would restrict, delay, or otherwise inhibit such use.
6. Any fairgrounds that the Office of Emergency Services determines are suitable to assist in preparing for, responding to, mitigating the effects of, or recovering from COVID-19 shall be made available to the Office of Emergency Services pursuant to the Emergency Services Act, Government Code section 8589. The Office of Emergency Services shall notify the fairgrounds of the intended use and can immediately use the fairgrounds without the fairground board of directors' approval, and

notwithstanding any state or local law that would restrict, delay, or otherwise inhibit such use.

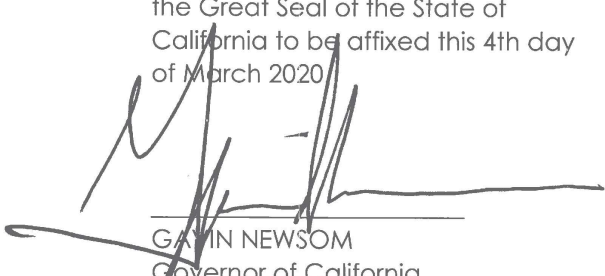
7. The 30-day time period in Health and Safety Code section 101080, within which a local governing authority must renew a local health emergency, is hereby waived for the duration of this statewide emergency. Any such local health emergency will remain in effect until each local governing authority terminates its respective local health emergency.
8. The 60-day time period in Government Code section 8630, within which local government authorities must renew a local emergency, is hereby waived for the duration of this statewide emergency. Any local emergency proclaimed will remain in effect until each local governing authority terminates its respective local emergency.
9. The Office of Emergency Services shall provide assistance to local governments that have demonstrated extraordinary or disproportionate impacts from COVID-19, if appropriate and necessary, under the authority of the California Disaster Assistance Act, Government Code section 8680 et seq., and California Code of Regulations, Title 19, section 2900 et seq.
10. To ensure hospitals and other health facilities are able to adequately treat patients legally isolated as a result of COVID-19, the Director of the California Department of Public Health may waive any of the licensing requirements of Chapter 2 of Division 2 of the Health and Safety Code and accompanying regulations with respect to any hospital or health facility identified in Health and Safety Code section 1250. Any waiver shall include alternative measures that, under the circumstances, will allow the facilities to treat legally isolated patients while protecting public health and safety. Any facilities being granted a waiver shall be established and operated in accordance with the facility's required disaster and mass casualty plan. Any waivers granted pursuant to this paragraph shall be posted on the Department's website.
11. To support consistent practices across California, state departments, in coordination with the Office of Emergency Services, shall provide updated and specific guidance relating to preventing and mitigating COVID-19 to schools, employers, employees, first responders and community care facilities by no later than March 10, 2020.
12. To promptly respond for the protection of public health, state entities are, notwithstanding any other state or local law, authorized to share relevant medical information, limited to the patient's underlying health conditions, age, current condition, date of exposure, and possible contact tracing, as necessary to address the effect of the COVID-19 outbreak with state, local, federal, and nongovernmental partners, with such information to be used for the limited purposes of monitoring, investigation and control, and treatment and coordination of care. The

notification requirement of Civil Code section 1798.24, subdivision (i), is suspended.

13. Notwithstanding Health and Safety Code sections 1797.52 and 1797.218, during the course of this emergency, any EMT-P licensees shall have the authority to transport patients to medical facilities other than acute care hospitals when approved by the California EMS Authority. In order to carry out this order, to the extent that the provisions of Health and Safety Code sections 1797.52 and 1797.218 may prohibit EMT-P licensees from transporting patients to facilities other than acute care hospitals, those statutes are hereby suspended until the termination of this State of Emergency.
14. The Department of Social Services may, to the extent the Department deems necessary to respond to the threat of COVID-19, waive any provisions of the Health and Safety Code or Welfare and Institutions Code, and accompanying regulations, interim licensing standards, or other written policies or procedures with respect to the use, licensing, or approval of facilities or homes within the Department's jurisdiction set forth in the California Community Care Facilities Act (Health and Safety Code section 1500 et seq.), the California Child Day Care Facilities Act (Health and Safety Code section 1596.70 et seq.), and the California Residential Care Facilities for the Elderly Act (Health and Safety Code section 1569 et seq.). Any waivers granted pursuant to this paragraph shall be posted on the Department's website.

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

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 4th day
of March 2020



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

**PROCLAMATIONS**

Proclamation on Declaring a National Emergency Concerning the Novel Coronavirus Disease (COVID-19) Outbreak

Issued on: March 13, 2020



In December 2019, a novel (new) coronavirus known as SARS-CoV-2 (“the virus”) was first detected in Wuhan, Hubei Province, People’s Republic of China, causing outbreaks of the coronavirus disease COVID-19 that has now spread globally. The Secretary of Health and Human Services (HHS) declared a public health emergency on January 31, 2020, under section 319 of the Public Health Service Act (42 U.S.C. 247d), in response to COVID-19. I have taken sweeping action to control the spread of the virus in the United States, including by suspending entry of foreign nationals seeking entry who had been physically present within the prior 14 days in certain jurisdictions where COVID-19 outbreaks have occurred, including the People’s Republic of China, the Islamic Republic of Iran, and the Schengen Area of Europe. The Federal Government, along with State and local governments, has taken preventive and proactive measures to slow the spread of the virus and treat those affected, including by instituting Federal quarantines for individuals evacuated from foreign nations, issuing a declaration pursuant to section 319F-3 of the Public Health Service Act (42 U.S.C. 247d-6d), and releasing policies to accelerate the acquisition of personal protective equipment and streamline bringing new diagnostic capabilities to laboratories. On March 11, 2020, the World Health Organization announced that the COVID-19 outbreak can be characterized as a pandemic, as the rates of infection continue to rise in many locations around the world and across the United States.

The spread of COVID-19 within our Nation’s communities threatens to strain our Nation’s healthcare systems. As of March 12, 2020, 1,645 people from 47 States have been infected with the virus that

causes COVID-19. It is incumbent on hospitals and medical facilities throughout the country to assess their preparedness posture and be prepared to surge capacity and capability. Additional measures, however, are needed to successfully contain and combat the virus in the United States.

NOW, THEREFORE, I, DONALD J. TRUMP, President of the United States, by the authority vested in me by the Constitution and the laws of the United States of America, including sections 201 and 301 of the National Emergencies Act (50 U.S.C. 1601 *et seq.*) and consistent with section 1135 of the Social Security Act (SSA), as amended (42 U.S.C. 1320b-5), do hereby find and proclaim that the COVID-19 outbreak in the United States constitutes a national emergency, beginning March 1, 2020. Pursuant to this declaration, I direct as follows:

Section 1. Emergency Authority. The Secretary of HHS may exercise the authority under section 1135 of the SSA to temporarily waive or modify certain requirements of the Medicare, Medicaid, and State Children's Health Insurance programs and of the Health Insurance Portability and Accountability Act Privacy Rule throughout the duration of the public health emergency declared in response to the COVID-19 outbreak.

Sec. 2. Certification and Notice. In exercising this authority, the Secretary of HHS shall provide certification and advance written notice to the Congress as required by section 1135(d) of the SSA (42 U.S.C. 1320b-5(d)).

Sec. 3. General Provisions. (a) Nothing in this proclamation shall be construed to impair or otherwise affect:

(i) the authority granted by law to an executive department or agency, or the head thereof; or

(ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

(b) This proclamation shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This proclamation is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

IN WITNESS WHEREOF, I have hereunto set my hand this thirteenth day of March, in the year of our Lord two thousand twenty, and of the Independence of the United States of America the two hundred and forty-fourth.

DONALD J. TRUMP



Health & Human Services Agency COUNTY OF TULARE AGENDA ITEM

BOARD OF SUPERVISORS

KUYLER CROCKER

District One

PETE VANDER POEL

District Two

AMY SHUKLIAN

District Three

EDDIE VALERO

District Four

DENNIS TOWNSEND

District Five

AGENDA DATE: March 17, 2020

Public Hearing Required	Yes ☐	N/A ☒
Scheduled Public Hearing w/Clerk	Yes ☐	N/A ☒
Published Notice Required	Yes ☐	N/A ☒
Advertised Published Notice	Yes ☐	N/A ☒
Meet & Confer Required	Yes ☐	N/A ☒
Electronic file(s) has been sent	Yes ☒	N/A ☐
Budget Transfer (Aud 308) attached	Yes ☐	N/A ☒
Personnel Resolution attached	Yes ☐	N/A ☒
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes ☐	N/A ☒

CONTACT PERSON: Andrew Lockman PHONE: 624-8000

SUBJECT: Ratify Proclamations of Emergency for COVID-19

REQUEST(S):

That the Board of Supervisors:

1. Ratify a Proclamation of Local Emergency issued by the County Coordinator of Emergency Services on March 11, 2020 due to COVID-19; and
2. Ratify a Proclamation of Local Health Emergency issued by the County Health Officer on March 11, 2020 due to COVID-19.

SUMMARY:

As has been widely covered in the media, the COVID-19 outbreak originated in China beginning in December 2019. The Tulare County Department of Public Health, in cooperation with all Tulare County departments and numerous healthcare and community partners, has been actively monitoring and proactively preparing for COVID-19 since early January 2020.

Since that time, cases have been reported worldwide along with numerous deaths resulting from the disease. California has had numerous cases resulting from travel, person-to-person contact, and community spread. On March 4, 2020, Governor Newsom proclaimed a State of Emergency for COVID-19 after the first COVID-19 related death in California. Since that date, confirmed cases have also occurred in neighboring Fresno and Madera Counties.

On March 11, 2020, Tulare County had its first confirmed positive COVID-19 case. As a result, the County implemented a contingency plan under which the County's Coordinator of Emergency Services proclaimed a Local Emergency, and the County

SUBJECT: Ratify Proclamations of Emergency due to COVID-19
DATE: March 17, 2020

Health Officer proclaimed a Local Health Emergency, to enable the County to take all necessary response actions to combat the effects of the disease. Pursuant to California Government Code section 8630(b), these proclamations must be ratified within seven (7) days by the Board of Supervisors in order to remain in effect.

The Governor's State of Emergency dated March 4, 2020, waives statutory requirements to renew emergency proclamations for COVID-19, so these local proclamations will remain in effect until terminated by the Tulare County Board of Supervisors.

As a matter of information, local public health emergencies due to the threat posed by COVID-19 also have been declared by the Counties of Santa Clara, San Diego, San Francisco, Orange, Solano, Alameda, Sonoma, Marin, Placer, Los Angeles, Mendocino, Butte, San Bernardino, San Benito, Yolo, Monterey, San Mateo, Yuba, Sutter, Contra Costa, Humboldt, Lake, and Sacramento, and by numerous California cities and Indian Tribes.

FISCAL IMPACT/FINANCING:

There is no cost associated with proclaiming or terminating a local emergency or local health emergency. The proclamation of local emergency contains a request for California Disaster Assistance Act funding, which may result in cost recovery of extraordinary response costs associated with this incident.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes the Safety and Security initiative, with a directive to plan and provide coordinated emergency preparedness, response, recovery and mitigation capabilities for both natural and man-made disasters. These proclamations support the County's emergency response and coordination efforts by ensuring all necessary actions can be taken to mitigate the spread of disease.

ADMINISTRATIVE SIGN-OFF:



Timothy W. Lutz
Agency Director

Cc: County Administrative Office

Attachment(s) Proclamation of Local Emergency
Proclamation of Local Health Emergency

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF RATIFY PROCLAMATIONS) Resolution No. _____
OF EMERGENCY DUE TO COVID-19) Agreement No. _____
)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Ratified a Proclamation of Local Emergency issued by the County Coordinator of Emergency Services on March 11, 2020 due to COVID-19; and
2. Ratified a Proclamation of Local Health Emergency issued by the County Health Officer on March 11, 2020 due to COVID-19.

**PROCLAMATION OF A LOCAL EMERGENCY
BY THE DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, Government Code section 8630 and Tulare County Ordinance Code section 1-15-1030 authorize the Director of Emergency Services to proclaim a local emergency when the County of Tulare ("County") is threatened by conditions of disaster or extreme peril to the safety of persons and property within the County that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the County, and the Board of Supervisors is not in session; and

WHEREAS, the Director of Emergency Services hereby finds:

Conditions of extreme peril to the safety of persons and property have arisen within the County due to the following:

A novel coronavirus (named "COVID-19") was first detected in Wuhan City, Hubei Province, China, in December 2019. The U.S. Centers for Disease Control and Prevention ("CDC") considers the virus to be a very serious public health threat, based on current information. In part, the virus is considered a serious public health threat because much is unknown. The exact modes of transmission, the factors facilitating human-to-human transmission, the extent of asymptomatic viral shedding, the groups most at risk of serious illness, the attack rate, and the case fatality rate all remain active areas of investigation. The CDC believes at this time that symptoms appear two to fourteen days after exposure. Currently, there is no vaccine or specific antiviral treatment for COVID-19.

The number of reported cases of COVID-19 has escalated dramatically over a short period of time. To date, worldwide there are over 125,000 confirmed cases of COVID-19 and over 4,600 deaths from COVID-19. Cases of COVID-19, though concentrated in China, have been reported in one hundred twenty-two countries, including the United States, and include individuals who never visited China. Transmission from an asymptomatic individual has been documented. In the U.S., there have been 939 total cases of COVID-19 confirmed to date in 41 different states, and at least 29 deaths reported.

The World Health Organization has declared the outbreak to be a global health emergency. Actions are being taken to protect public health and limit the spread of COVID-19 in the United States.

On March 4, 2020, Governor Newsom proclaimed a state of emergency to exist in California. There are now almost 200 confirmed cases in California spanning some 24 counties and at least four deaths have been reported in California due to COVID-19.

Local public health emergencies due to the threat posed by COVID-19 have been declared by the Counties of Santa Clara, San Diego, San Francisco, Orange, Solano, Alameda, Sonoma, Marin, Placer, Los Angeles, Mendocino, Butte, San Bernardino, San Benito, Yolo, Monterey, San Mateo, Yuba, Sutter, Contra Costa, Humboldt, Lake, and Sacramento, and by numerous California cities and Indian Tribes; and

Tulare County has a population of over 450,000 residents, many of whom travel frequently for business or personal reasons. The Health Officer of the County of Tulare has determined that there is an imminent and proximate threat to public health from the introduction of COVID-19 in Tulare County, and has declared a Local Health Emergency as a result.

These conditions are beyond the control of the services, personnel, equipment, and facilities of the County and require the combined forces of other political subdivisions to combat.

WHEREAS, on March 11, 2020, a Tulare County resident tested positive for COVID-19; and

WHEREAS, based on the experience of other California communities, it can reasonably be expected that other positive tests will soon follow; and

WHEREAS, the Board of Supervisors is not in session, and cannot immediately be called into session; and

WHEREAS, during a local emergency, the Director of Emergency Services or other individual authorized to serve in that capacity under Tulare County Ordinance Code sections 1-15-1031 and 1-15-1032 is empowered by Tulare County Ordinance Code section 1-15-1025 to issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, that such rules and regulations must be confirmed at the earliest possible time by the Board of Supervisors; and

WHEREAS, the Director of Emergency Services is unavailable to issue a proclamation as he is currently outside of Tulare County and has authorized his successor, the County's Coordinator of Emergency Services (Assistant County Administrative Officer), as designated in Tulare County Ordinance Code sections 1-15-1010 (c) and 1-15-1030 (g) to exercise the powers of Director of Emergency Services as provided for in Tulare County Ordinance Code section 1-15-1030 (h) and thereby to issue this proclamation of local emergency; and

WHEREAS, the Tulare County Health Department must use all preventive measures, which will require access to available services, personnel, equipment, and facilities, to respond to COVID-19; and

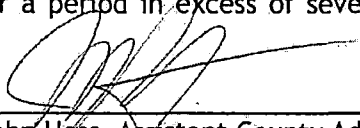
NOW THEREFORE, the Tulare County Coordinator of Emergency Services hereby:

1. Proclaims that a local emergency, as defined in Government Code Section 8558 and Tulare County Ordinance Code Section 1-15-1005, now exists within the County due to the presence of COVID-19; and
2. Requests that the Governor of the State of California request a federal declaration to provide assistance, including, but not limited to, California Disaster Assistance Act ("CDAA"); and
3. Orders that the Tulare County Health Department must use all preventive measures, which will require access to available services, personnel, equipment, and facilities, to respond to COVID-19.

The local emergency shall not remain in effect for a period in excess of seven days unless it has been ratified by the Board of Supervisors.

Date: March 11, 2020

Time: 10:33 PM

By: 

John Hess, Assistant County Administrative Officer
and Emergency Services Coordinator

APPROVED AS TO FORM:
COUNTY COUNSEL

/s/ Jennifer M. Shiffert
Deputy
Matter No. 2020217

Jlk/03-11-2020/2020217/1444043

**County of Tulare
Health & Human Services Agency
Public Health Branch**

Health Officer
5957 South Mooney Blvd.
Visalia, CA 93277
559-624-8480



**PROCLAMATION OF LOCAL HEALTH EMERGENCY
REGARDING NOVEL CORONAVIRUS (COVID-19)**

WHEREAS, California Health and Safety Code section 101080 and Tulare County Ordinance Code section 1-15-1033 authorize the local health officer to declare a local health emergency in the health officer's jurisdiction, or any part thereof, whenever the health officer reasonably determines that there is an imminent and proximate threat of the introduction of any contagious, infectious, or communicable disease, chemical agent, noncommunicable biologic agent, toxin, or radioactive agent; and

WHEREAS, the local health emergency shall not remain in effect after 7 days from the date of this declaration unless it has been ratified by the County of Tulare's Board of Supervisors; and

WHEREAS, the Health Officer of the County of Tulare makes the following findings:

A novel coronavirus (named "COVID-19") was first detected in Wuhan City, Hubei Province, China, in December 2019. The U.S. Centers for Disease Control and Prevention ("CDC") considers the virus to be a very serious public health threat, based on current information. In part, the virus is considered a serious public health threat because much is unknown. The exact modes of transmission, the factors facilitating human-to-human transmission, the extent of asymptomatic viral shedding, the groups most at risk of serious illness, the attack rate, and the case fatality rate all remain active areas of investigation, but are poorly characterized at this time. The best information to date suggests that the virus is spread between people primarily via respiratory droplets produced when an infected person coughs or sneezes. Symptoms of the virus include fever, cough, and shortness of breath, and infected individuals have experienced a range of outcomes, from mild sickness to severe illness and death. The CDC believes at this time that symptoms appear two to fourteen days after exposure. Currently, there is no vaccine or specific antiviral treatment for COVID-19.

The number of reported cases of COVID-19 has escalated dramatically over a short period of time. To date, worldwide there are over 125,000 confirmed cases of COVID-19 and over 4,600 deaths from COVID-19. Cases of COVID-19, though concentrated in China, have been reported in 122 counties, including the United States. Confirmed cases of COVID-19 include individuals who never visited China. Transmission from an asymptomatic individual has been documented. The World Health Organization has declared the outbreak to be a global health emergency.

On March 4, 2020, Governor Newsom proclaimed a state of emergency to exist in California.

**DECLARATION OF LOCAL HEALTH EMERGENCY
REGARDING NOVEL CORONAVIRUS (COVID-19)**

There are now almost 200 confirmed cases in California spanning 24 counties, and 4 deaths have been reported in California due to COVID-19.

Local public health emergencies due to the threat posed by COVID-19 have been declared by the Counties of Santa Clara, San Diego, San Francisco, Orange, Solano, Alameda, Sonoma, Marin, Placer, Los Angeles, Mendocino, Butte, San Bernardino, San Benito, Yolo, Monterey, San Mateo, Yuba, Sutter, Contra Costa, Humboldt, Lake, and Sacramento, and by numerous California cities and Indian Tribes.

Tulare County has a population of over 450,000 residents, many of whom travel frequently for business or personal reasons. As of March 11, 2020 there are 939 total cases of COVID-19 in the United States and 29 deaths. 41 states have reported cases.

WHEREAS, on March 11, 2020, a Tulare County resident tested positive for COVID-19; and

WHEREAS, based on the experience of other California communities, it can reasonably be expected that other positive tests will soon follow; and

WHEREAS, the Health Officer of the County of Tulare does hereby find that there is an imminent and proximate threat to public health from the introduction of COVID-19 in Tulare County; and

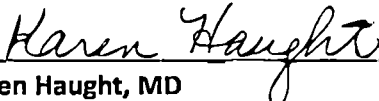
WHEREAS, the Board of Supervisors is not in session, and cannot immediately be called into session; and

NOW, THEREFORE, the Health Officer of the County of Tulare hereby proclaims and declares that a local health emergency now exists in the County of Tulare due to the presence of and threat posed by COVID-19.

Date: March 11, 2020

Time: 10:50 pm

Issued by:



Karen Haught, MD
County Health Officer
County of Tulare
Health & Human Services Agency
Public Health Branch

Approved as to Form:
COUNTY COUNSEL

By /s/Jennifer M. Shiffert
Deputy
Matter No. 2020217

Jlk/03-11-2020/2020217/1444044.DOCX



TULE RIVER INDIAN TRIBE OF CALIFORNIA

IN THE MATTER OF:

Resolution to Formally Declare a State of
Emergency for the Tule River Tribe of The
Tule River Reservation of California)

RESOLUTION NO. FY2020-100

BE IT RESOLVED BY THE COUNCIL OF THE TULE RIVER INDIAN TRIBE:

WHEREAS, the Tule River Indian Tribe (the "Tribe") is a federally recognized Indian tribe organized pursuant to the Constitution and Bylaws of the Tule River Indian Tribe approved January 15, 1936 ("Constitution"); and

WHEREAS, pursuant to Article III, Section 1 of the Constitution the governing body of the Tribe is the Tribal Council and pursuant to Article VI, Section 1 of its Constitution it has the power to promulgate ordinance for the purpose of safeguarding the peace and safety of residents of the reservation and to adopt resolutions regulating the procedure of tribal agencies of the reservation; and

WHEREAS, On March 4th 2020, a proclaimed State of Emergency exists in the State of California, as result of the threat of COVID-19; and

WHEREAS, despite sustained efforts, the virus remains a threat, and further efforts to control the spread of the virus to reduce and minimize the risk of infection are needed; and

WHEREAS, for the safety and protection of the public health within the jurisdiction of the Tribe for the Tribe and/or its governmental agencies to obtain emergency support and funding from Federal, state and local agencies; and

WHEREAS, the Tule River Tribal Council desires to consider state and local recommendation deemed necessary in the interests of the public health, issue guidance limiting or recommend limitations upon attendance at public assemblies, conferences, or other mass events, which could cause the cancellation of such gatherings through no fault or responsibility of the parties involved thereby constituting a force majeure; and

WHEREAS, in the interest of public health and safety, it is necessary to exercise my authority under Constitution of the governing body of the Tribe to ensure adequate response and address potential issues related to the threat of COVID-19; and

NOW THEREFORE BE IT RESOLVED, the Tribal Council hereby declares a State of Emergency for the safety and protection of the public health within the jurisdiction of the Tribe for the Tribe and/or its governmental agencies to obtain emergency support and funding from Federal, state and local agencies

Page 2.

Resolution No. FY2020-100

BE IT FURTHER RESOLVED that this resolution has not been amended or rescinded in any way.

CERTIFICATION

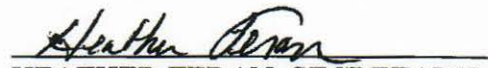
UPON MOTION OF COUNCIL MEMBER **Zachary Janoko** SECONDED BY COUNCIL MEMBER **Steve M. Peyron, Jr.**, THE FOREGOING WAS ADOPTED BY THE TULE RIVER TRIBAL COUNCIL AT A DULY CALLED MEETING HELD ON **Friday, March 13, 2020**, AT WHICH A QUORUM WAS PRESENT BY THE FOLLOWING VOTES:

AYES: 8

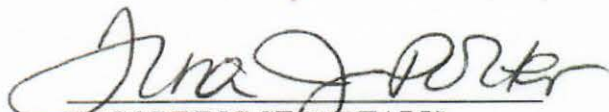
NOES: 0

ABSTAIN 0


NEIL PEYRON, CHAIRMAN
TULE RIVER TRIBAL COUNCIL


HEATHER TERAN, SECRETARY
TULE RIVER TRIBAL COUNCIL

ATTEST TO:


RECORDING SECRETARY

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-25-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS despite sustained efforts, the virus remains a threat, and further efforts to control the spread of the virus to reduce and minimize the risk of infection are needed; and

WHEREAS state and local public health officials may, as they deem necessary in the interest of public health, issue guidance limiting or recommending limitations upon attendance at public assemblies, conferences, or other mass events, which could cause the cancellation of such gatherings through no fault or responsibility of the parties involved, thereby constituting a force majeure; and

WHEREAS the Department of Public Health is maintaining up-to-date guidance relating to COVID-19, available to the public at <http://cdph.ca.gov/covid19>; and

WHEREAS the State of California and local governments, in collaboration with the Federal government, continue sustained efforts to minimize the spread and mitigate the effects of COVID-19; and

WHEREAS there is a need to secure numerous facilities to accommodate quarantine, isolation, or medical treatment of individuals testing positive for or exposed to COVID-19; and

WHEREAS, many individuals who have developmental disabilities and receive services through regional centers funded by the Department of Developmental Services also have chronic medical conditions that make them more susceptible to serious symptoms of COVID-19, and it is critical that they continue to receive their services while also protecting their own health and the general public health; and

WHEREAS individuals exposed to COVID-19 may be temporarily unable to report to work due to illness caused by COVID-19 or quarantines related to COVID-19 and individuals directly affected by COVID-19 may experience potential loss of income, health care and medical coverage, and ability to pay for housing and basic needs, thereby placing increased demands on already strained regional and local health and safety resources such as shelters and food banks; and

WHEREAS in the interest of public health and safety, it is necessary to exercise my authority under the Emergency Services Act, specifically Government Code section 8572, to ensure adequate facilities exist to address the impacts of COVID-19; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19 pandemic.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567, 8571 and 8572, do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. All residents are to heed any orders and guidance of state and local public health officials, including but not limited to the imposition of social distancing measures, to control the spread of COVID-19.
2. For the period that began January 24, 2020 through the duration of this emergency, the Employment Development Department shall have the discretion to waive the one-week waiting period in Unemployment Insurance Code section 2627(b)(1) for disability insurance applicants who are unemployed and disabled as a result of the COVID-19, and who are otherwise eligible for disability insurance benefits.
3. For the period that began January 24, 2020 through the duration of this emergency, the Employment Development Department shall have the discretion to waive the one-week waiting period in Unemployment Insurance Code section 1253(d) for unemployment insurance applicants who are unemployed as a result of the COVID-19, and who are otherwise eligible for unemployment insurance benefits.
4. Notwithstanding Health and Safety Code section 1797.172(b), during the course of this emergency, the Director of the Emergency Medical Services Authority shall have the authority to implement additions to local optional scopes of practice without first consulting with a committee of local EMS medical directors named by the EMS Medical Directors Association of California.
5. In order to quickly provide relief from interest and penalties, the provisions of the Revenue and Taxation Code that apply to the taxes and fees administered by the Department of Tax and Fee Administration, requiring the filing of a statement under penalty of perjury setting forth the facts for a claim for relief, are suspended for a period of 60 days after the date of this Order for any individuals or businesses who are unable to file a timely tax return or make a timely payment as a result of complying with a state or local public health official's imposition or recommendation of social distancing measures related to COVID-19.
6. The Franchise Tax Board, the Board of Equalization, the Department of Tax and Fee Administration, and the Office of Tax Appeals shall use their administrative powers where appropriate to provide those individuals and businesses impacted by complying with a state or local public health official's imposition or recommendation of social

distancing measures related to COVID-19 with the extensions for filing, payment, audits, billing, notices, assessments, claims for refund, and relief from subsequent penalties and interest.

7. The Governor's Office of Emergency Services shall ensure adequate state staffing during this emergency. Consistent with applicable federal law, work hour limitations for retired annuitants, permanent and intermittent personnel, and state management and senior supervisors, are suspended. Furthermore, reinstatement and work hour limitations in Government Code sections 21220, 21224(a), and 7522.56(b), (d), (f), and (g), and the time limitations in Government Code section 19888.1 and California Code of Regulations, title 2, sections 300-303 are suspended. The Director of the California Department of Human Resources must be notified of any individual employed pursuant to these waivers.
8. The California Health and Human Services Agency and the Office of Emergency Services shall identify, and shall otherwise be prepared to make available—including through the execution of any necessary contracts or other agreements and, if necessary, through the exercise of the State's power to commandeer property – hotels and other places of temporary residence, medical facilities, and other facilities that are suitable for use as places of temporary residence or medical facilities as necessary for quarantining, isolating, or treating individuals who test positive for COVID-19 or who have had a high-risk exposure and are thought to be in the incubation period.
9. The certification and licensure requirements of California Code of Regulations, Title 17, section 1079 and Business and Professions Code section 1206.5 are suspended as to all persons who meet the requirements under the Clinical Laboratory Improvement Amendments of section 353 of the Public Health Service Act for high complexity testing and who are performing analysis of samples to test for SARS-CoV-2, the virus that causes COVID-19, in any certified public health laboratory or licensed clinical laboratory.
10. To ensure that individuals with developmental disabilities continue to receive the services and supports mandated by their individual program plans threatened by disruptions caused by COVID-19, the Director of the Department of Developmental Services may issue directives waiving any provision or requirement of the Lanterman Developmental Disabilities Services Act, the California Early Intervention Services Act, and the accompanying regulations of Title 17, Division 2 of the California Code of Regulations. A directive may delegate to the regional centers any authority granted to the Department by law where the Director believes such delegation is necessary to ensure services to individuals with developmental disabilities. The Director shall describe the need justifying the waiver granted in each directive and articulate how the waiver is necessary to protect the public health or safety from the threat of COVID-19 or necessary to ensure that services to individuals with developmental disabilities are not disrupted. Any waiver granted by a directive shall expire 30 days from the date of its issuance. The Director may grant one or more 30-day extensions if the waiver continues to be necessary

to protect health or safety or to ensure delivery of services. The Director shall rescind a waiver once it is no longer necessary to protect public health or safety or ensure delivery of services. Any waivers and extensions granted pursuant to this paragraph shall be posted on the Department's website.

11. Notwithstanding any other provision of state or local law, including the Bagley-Keene Act or the Brown Act, a local legislative body or state body is authorized to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to attend and to address the local legislative body or state body, during the period in which state or local public officials impose or recommend measures to promote social distancing, including but not limited to limitations on public events. All requirements in both the Bagley-Keene Act and the Brown Act expressly or impliedly requiring the physical presence of members, the clerk or other personnel of the body, or of the public as a condition of participation in or quorum for a public meeting are hereby waived.

In particular, any otherwise-applicable requirements that

- (i) state and local bodies notice each teleconference location from which a member will be participating in a public meeting;
- (ii) each teleconference location be accessible to the public;
- (iii) members of the public may address the body at each teleconference conference location;
- (iv) state and local bodies post agendas at all teleconference locations;
- (v) at least one member of the state body be physically present at the location specified in the notice of the meeting; and
- (vi) during teleconference meetings, at least a quorum of the members of the local body participate from locations within the boundaries of the territory over which the local body exercises jurisdiction

are hereby suspended, on the conditions that:

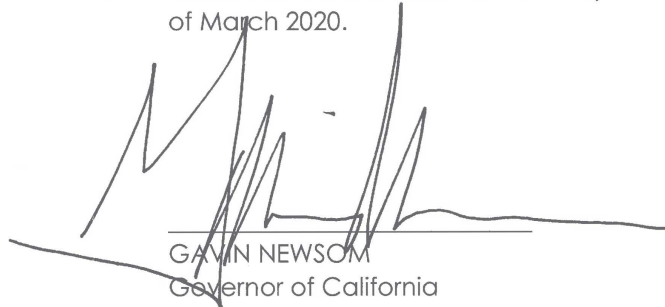
- (i) each state or local body must give advance notice of each public meeting, according to the timeframe otherwise prescribed by the Bagley-Keene Act or the Brown Act, and using the means otherwise prescribed by the Bagley-Keene Act or the Brown Act, as applicable; and
- (ii) consistent with the notice requirement in paragraph (i), each state or local body must notice at least one publicly accessible location from which members of the public shall have the right to observe and offer public comment at the public meeting, consistent with the public's rights of access and public comment otherwise provided for by the Bagley-Keene Act and the Brown Act, as applicable (including, but not limited to, the requirement that such rights of access and public comment be made available in a manner consistent with the Americans with Disabilities Act).

In addition to the mandatory conditions set forth above, all state and local bodies are urged to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to the provisions of the Bagley-Keene Act and the Brown Act, and other applicable local laws regulating the conduct of public meetings, in order to maximize transparency and provide the public access to their meetings.

IT IS FURTHER ORDERED 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.

This 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.

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 12th day
of March 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

EXECUTIVE ORDER N-28-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS despite sustained efforts, the virus remains a threat, and further efforts to control the spread of the virus to reduce and minimize the risk of infection and otherwise mitigate the effects of COVID-19 are needed; and

WHEREAS the economic impacts of COVID-19 have been significant, and could threaten to undermine Californians' housing security and the stability of California businesses; and

WHEREAS many Californians are experiencing substantial losses of income as a result of business closures, the loss of hours or wages, or layoffs related to COVID-19, hindering their ability to keep up with their rents, mortgages, and utility bills; and

WHEREAS Californians who are most vulnerable to COVID-19, those 65 years and older, and those with underlying health issues, are advised to self-quarantine, self-isolate, or otherwise remain in their homes to reduce the transmission of COVID-19; and

WHEREAS because homelessness can exacerbate vulnerability to COVID-19, California must take measures to preserve and increase housing security for Californians to protect public health; and

WHEREAS local jurisdictions, based on their particular needs, may therefore determine that additional measures to promote housing security and stability are necessary to protect public health or to mitigate the economic impacts of COVID-19; and

WHEREAS local jurisdictions may also determine, based on their particular needs, that promoting stability amongst commercial tenancies is also conducive to public health, such as by allowing commercial establishments to decide whether and how to remain open based on public health concerns rather than economic pressures, or to mitigate the economic impacts of COVID-19; and

WHEREAS in addition to these public health benefits, state and local policies to promote social distancing, self-quarantine, and self-isolation require that people be able to access basic utilities—including water, gas, electricity, and telecommunications—at their homes, so that Californians can work from home, receive public health information, and otherwise adhere to policies of social distancing, self-quarantine, and self-isolation, if needed; and

WHEREAS many utility providers, public and private, covering electricity, gas, water, and sewer, have voluntarily announced moratoriums on service disconnections and late fees for non-payment in response to COVID-19; and

WHEREAS many telecommunication companies, including internet and cell phone providers, have voluntarily announced moratoriums on service disconnections and late fees for non-payment in response to COVID-19;

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567 and 8571, do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) The time limitation set forth in Penal Code section 396, subdivision (f), concerning protections against residential eviction, is hereby waived. Those protections shall be in effect through May 31, 2020.
- 2) Any provision of state law that would preempt or otherwise restrict a local government's exercise of its police power to impose substantive limitations on residential or commercial evictions as described in subparagraphs (i) and (ii) below—including, but not limited to, any such provision of Civil Code sections 1940 et seq. or 1954.25 et seq.—is hereby suspended to the extent that it would preempt or otherwise restrict such exercise. This paragraph 2 shall only apply to the imposition of limitations on evictions when:
 - (i) The basis for the eviction is nonpayment of rent, or a foreclosure, arising out of a substantial decrease in household or business income (including, but not limited to, a substantial decrease in household income caused by layoffs or a reduction in the number of compensable hours of work, or a substantial decrease in business income caused by a reduction in opening hours or consumer demand), or substantial out-of-pocket medical expenses; and
 - (ii) The decrease in household or business income or the out-of-pocket medical expenses described in subparagraph (i) was caused by the COVID-19 pandemic, or by any local, state, or federal government response to COVID-19, and is documented.

The statutory cause of action for judicial foreclosure, Code of Civil Procedure section 725a et seq.; the statutory cause of action for unlawful detainer, Code of Civil Procedure section 1161 et seq., and any other statutory cause of action that could be used to evict or otherwise eject a residential or commercial tenant or occupant of residential real property after foreclosure is suspended only as applied to any tenancy, or residential real property and any

occupation thereof, to which a local government has imposed a limitation on eviction pursuant to this paragraph 2, and only to the extent of the limitation imposed by the local government.

Nothing in this Order shall relieve a tenant of the obligation to pay rent, nor restrict a landlord's ability to recover rent due.

The protections in this paragraph 2 shall be in effect through May 31, 2020, unless extended.

- 3) All public housing authorities are requested to extend deadlines for housing assistance recipients or applicants to deliver records or documents related to their eligibility for programs, to the extent that those deadlines are within the discretion of the housing authority.
- 4) The Department of Business Oversight, in consultation with the Business, Consumer Services, and Housing Agency, shall engage with financial institutions to identify tools to be used to afford Californians relief from the threat of residential foreclosure and displacement, and to otherwise promote housing security and stability during this state of emergency, in furtherance of the objectives of this Order.
- 5) Financial institutions holding home or commercial mortgages, including banks, credit unions, government-sponsored enterprises, and institutional investors, are requested to implement an immediate moratorium on foreclosures and related evictions when the foreclosure or foreclosure-related eviction arises out of a substantial decrease in household or business income, or substantial out-of-pocket medical expenses, which were caused by the COVID-19 pandemic, or by any local, state, or federal government response to COVID-19.
- 6) The California Public Utilities Commission is requested to monitor measures undertaken by public and private utility providers to implement customer service protections for critical utilities, including but not limited to electric, gas, water, internet, landline telephone, and cell phone service, in response to COVID-19, and on a weekly basis publicly report these measures.

Nothing in this Order shall be construed to invalidate any limitation on eviction enacted by a local jurisdiction between March 4, 2020 and this date.

Nothing in this Order shall in any way restrict state or local authority to order any quarantine, isolation, or other public health measure that may compel an individual to remain physically present in a particular residential real property.

This 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 proclamation 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 16th day
of March 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-32-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS despite sustained efforts, the virus continues to spread and is impacting nearly all sectors of California; and

WHEREAS in the past two years, the State of California has allocated \$1.15 billion to local partners through the Homeless Emergency Aid Program and the Homeless Housing, Assistance, and Prevention Program, funding intended to provide for a variety of programs and facilities aimed at combatting homelessness; and

WHEREAS on March 17, 2020, I signed Senate Bill 89, emergency legislation that authorizes \$500 million in immediately available funding to help California fight COVID-19 for any purpose related to the March 4, 2020 proclamation of a State of Emergency, including to support local governments to protect the health and safety of homeless populations, reduce the spread of COVID-19 in homeless populations, and provide safe beds for people experiencing homelessness; and

WHEREAS the emergency of COVID-19 necessitates a more focused approach, including emergency protective measures to bring unsheltered Californians safely indoors, expand shelter capacity, maintain health and sanitation standards and institute medically indicated interventions, and add new isolation and quarantine capacity to California's shelter and housing inventory to slow the spread of the pandemic; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19 pandemic.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567 and 8571, do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT:

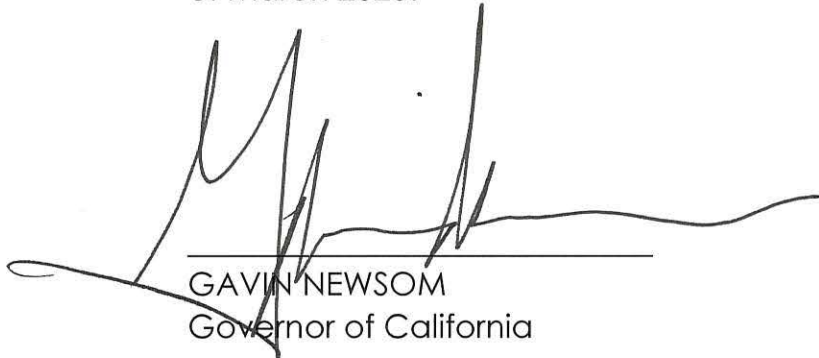
- 1) To the limited extent that any part of Health & Safety Code section 50214, subdivision (a), restricts a local jurisdiction from expending Homeless Emergency Aid Program funds on preparing for and addressing the impacts of the COVID-19 pandemic on homeless individuals, including through implementing guidance from the Department of Public Health on hand and respiratory hygiene and protective congregate living protocols, and providing isolation and quarantine capacity, that part is suspended.

- 2) To the limited extent that any part of Health & Safety Code section 50219, subdivision (c), restricts a local jurisdiction from expending Homeless Housing, Assistance, and Prevention Program funds on preparing for and addressing the impacts of the COVID-19 pandemic on homeless individuals, including through expanding shelter and housing services and capacity, that part is suspended.
- 3) Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division are suspended for any project using Homeless Emergency Aid Program funds, Homeless Housing, Assistance, and Prevention Program funds, or funds appropriated in Senate Bill 89, signed on March 17, 2020.

IT IS FURTHER ORDERED 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.

This 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.

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 18th day
of March 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-33-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS in a short period of time, COVID-19 has rapidly spread throughout California, necessitating updated and more stringent guidance from federal, state, and local public health officials; and

WHEREAS for the preservation of public health and safety throughout the entire State of California, I find it necessary for all Californians to heed the State public health directives from the Department of Public Health.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567, 8627, and 8665 do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) To preserve the public health and safety, and to ensure the healthcare delivery system is capable of serving all, and prioritizing those at the highest risk and vulnerability, all residents are directed to immediately heed the current State public health directives, which I ordered the Department of Public Health to develop for the current statewide status of COVID-19. Those directives are consistent with the March 19, 2020, Memorandum on Identification of Essential Critical Infrastructure Workers During COVID-19 Response, found at: <https://covid19.ca.gov/>. Those directives follow:

ORDER OF THE STATE PUBLIC HEALTH OFFICER
March 19, 2020

To protect public health, I as State Public Health Officer and Director of the California Department of Public Health order all individuals living in the State of California to stay home or at their place of residence except as needed to maintain continuity of operations of the federal critical infrastructure sectors, as outlined at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19>. In addition, and in consultation with the Director of the Governor's Office of Emergency Services, I may designate additional sectors as critical in order to protect the health and well-being of all Californians.

Pursuant to the authority under the Health and Safety Code 120125, 120140, 131080, 120130(c), 120135, 120145, 120175 and 120150, this order is to go into effect immediately and shall stay in effect until further notice.

The federal government has identified 16 critical infrastructure sectors whose assets, systems, and networks, whether physical or virtual, are considered so vital to the United States that their incapacitation or

destruction would have a debilitating effect on security, economic security, public health or safety, or any combination thereof. I order that Californians working in these 16 critical infrastructure sectors may continue their work because of the importance of these sectors to Californians' health and well-being.

This Order is being issued to protect the public health of Californians. The California Department of Public Health looks to establish consistency across the state in order to ensure that we mitigate the impact of COVID-19. Our goal is simple, we want to bend the curve, and disrupt the spread of the virus.

The supply chain must continue, and Californians must have access to such necessities as food, prescriptions, and health care. When people need to leave their homes or places of residence, whether to obtain or perform the functions above, or to otherwise facilitate authorized necessary activities, they should at all times practice social distancing.

- 2) The healthcare delivery system shall prioritize services to serving those who are the sickest and shall prioritize resources, including personal protective equipment, for the providers providing direct care to them.
- 3) The Office of Emergency Services is directed to take necessary steps to ensure compliance with this Order.
- 4) This Order shall be enforceable pursuant to California law, including, but not limited to, Government Code section 8665.

IT IS FURTHER ORDERED 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.

This 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.

IN WITNESS WHEREOF I have
hereunto set my hand and caused
the Great Seal of the State of
California to be affixed this 19th day
of March 2020.

GAVIN NEWSOM
Governor of California

ATTEST:



ALEX PADILLA
Secretary of State



ESSENTIAL WORKFORCE

On March 19, 2020, Governor Newsom issued Executive Order N-33-20 directing all residents immediately to heed current State public health directives to stay home, except as needed to maintain continuity of operations of essential critical infrastructure sectors and additional sectors as the State Public Health Officer may designate as critical to protect health and well-being of all Californians.

In accordance with this order, the State Public Health Officer has designated the following list of “Essential Critical Infrastructure Workers” to help state, local, tribal, and industry partners as they work to protect communities, while ensuring continuity of functions critical to public health and safety, as well as economic and national security.

Sector Index:

1. [Health and Public Health Sector](#)
2. [Emergency Services Sector](#)
3. [Food and Agriculture Sector](#)
4. [Energy Sector](#)
5. [Water and Wastewater Sector](#)
6. [Transportation and Logistics Sector](#)
7. [Communications and Information Technology Sector](#)
8. [Government Operations and Other Community-Based Essential Functions](#)
9. [Critical Manufacturing Sector](#)
10. [Financial Services Sector](#)
11. [Chemical Sector](#)
12. [Defense Industrial Base Sector](#)
13. [Industrial, Commercial, Residential and Sheltering Facilities and Services](#)

Relevant Guidance For All Sectors:

- [Face Coverings Guidance](#)
 - [Orientación Sobre el Uso de Mascarillas de Tela](#)
- [Self-Isolation for Older Adults and Those Who Have Elevated Risk](#)
 - [Aislamiento para Adultos Mayores y Personas que Tienen un Riesgo Elevado](#)
- [Employers, health care workers and workers in general industry](#)

1. HEALTHCARE / PUBLIC HEALTH

Sector Profile

The Healthcare and Public Health (HPH) Sector is large, diverse, and open, spanning both the public and private sectors. It includes publicly accessible healthcare facilities, research centers, suppliers, manufacturers, and other physical assets and vast, complex public-private information technology systems required for care delivery and to support the rapid, secure transmission and storage of large amounts of HPH data.

Essential Workforce, if remote working is not practical:

1. Health care providers and caregivers (including physicians, dentists, psychologists, mid-level practitioners, nurses, assistants, and aids; infection control and quality assurance personnel; pharmacists; physical, respiratory, speech and occupational therapists and assistants; social workers and providers serving individuals with disabilities including developmental disabilities; optometrists; speech pathologists; chiropractors; diagnostic and therapeutic technicians; and radiology technologists).
2. Workers required for effective clinical, command, infrastructure, support service, administrative, security and intelligence operations across the direct patient care and full healthcare and public health spectrum, including accounting, administrative, admitting and discharge, engineering, accrediting, certification, licensing, credentialing, epidemiological, source plasma and blood donation, food service, environmental services, housekeeping, medical records, information technology and operational technology, nutritionists, sanitarians; emergency medical services workers; prehospital workers including but not limited to urgent care workers; inpatient and hospital workers; outpatient care workers; home care workers; workers at long-term care facilities, residential and community-based providers; workplace safety workers).
3. Workers needed to support transportation to and from healthcare facilities and provider appointments.
4. Workers needed to provide laundry services, food services, reprocessing of medical equipment, and waste management.
5. Vendors and suppliers (including imaging, pharmacy, oxygen services, durable medical equipment)
6. Workers who perform critical clinical research, development, and testing needed for COVID-19 response.
7. Workers in other medical and life science facilities (including Ambulatory Health and Surgical, Blood Banks, Clinics, Community Mental Health, Comprehensive Outpatient rehabilitation, End Stage Renal Disease, Health Departments, Home Health care, Hospices, Hospitals, Long Term Care, Organ Pharmacies, Procurement Organizations, Psychiatric, Residential, Rural Health Clinics and Federally Qualified Health Centers, and retail facilities specializing in medical goods and supplies, including cannabis).
8. Workers for health manufacturing (including life science companies, and companies that have shifted production to medical supplies), materials and parts suppliers, technicians, logistics and warehouse operators, printers, packagers, and distributors of medical equipment (including those who test and repair), personal protective equipment (PPE), isolation barriers, medical

- gases, pharmaceuticals (including materials used in radioactive drugs, and cannabis products), dietary supplements, blood and blood products, vaccines, testing materials, laboratory supplies, cleaning, sanitizing, disinfecting or sterilization supplies, personal hygiene products, and tissue and paper towel products.
9. Public health / community health workers, including those who compile, model, analyze and communicate public health information.
 10. Behavioral and mental health workers responsible for coordination, outreach, engagement, and treatment to individuals in need of mental health and/or behavioral services.
 11. Donors of blood bone marrow, blood stem cell, or plasma and the workers of the organizations that operate and manage related activities.
 12. Workers that manage health plans, billing, and health information.
 13. Workers who conduct community-based public health functions, conducting epidemiologic surveillance, compiling, analyzing and communicating public health information.
 14. Workers performing IT and cybersecurity functions at healthcare and public health facilities.
 15. Workers performing security, incident management, and emergency operations functions at or on behalf of healthcare entities including healthcare coalitions.
 16. Pharmacy employees, including workers necessary to maintain uninterrupted prescription filling.
 17. Workers in retail facilities specializing in medical goods and supplies.
 18. Public health and environmental health workers, including workers specializing in environmental health that focus on implementing environmental controls, sanitary and infection control interventions, healthcare facility safety and emergency preparedness planning, engineered work practices, and developing guidance and protocols for appropriate PPE to prevent COVID-19 disease transmission; Public health/ community health workers (including call center workers) who conduct community- based public health functions, conducting epidemiologic surveillance and compiling, analyzing, and communicating public health information.
 19. Mortuary services providers, including workers performing mortuary, funeral, cremation burial, cemetery, and related services, including funeral homes, crematoriums, cemetery workers and coffin makers.
 20. Workers who coordinate with other organizations to ensure the proper recovery, handling, identification, transportation, tracking, storage, and disposal of human remains and personal effects; certify cause of death; and facilitate access to behavioral and mental health services to the family members, responders, and survivors of an incident.
 21. Workers supporting veterinary hospitals and clinics.

Relevant Sector Guidance:

- [All Facility Letters for health care facilities, including long-term care facilities](#)
- [Health care facilities, Skilled Nursing Facilities](#)
- [Individuals with Access and Functional Needs](#)
- [Medical Waste Management - Interim Guidelines](#)
- [Outpatient Healthcare Facility Infection Control Recommendations for Suspect COVID-19 Patients](#)
- [Prioritization of Patients for Laboratory Testing for COVID-19](#)
- [Veterinary Professionals and Premises](#)
- Regional Centers:
 - [Visits to Licensed Residential Facilities](#)
 - [Risk Mitigation Strategies for ARFPSHN, ICF/DD-CN](#)
- [Adult and Senior Care Facilities](#)

- [Cuidado a los Adultos Mayores](#)
- [Community care facilities, including assisted living facilities and child care](#)
- [Medi-Cal Managed Care Health Plans: COVID – 19 Screening and Testing](#)
- [Coverage Options Fact Sheet](#)
 - [Opciones De Cobertura](#)
- [Department of Managed Health Care All Plan Letter](#)
- [California Department of Insurance Bulletin](#)

2. EMERGENCY SERVICES SECTOR

Sector Profile

The Emergency Services Sector (ESS) is a community of highly-skilled, trained personnel, along with the physical and cyber resources, that provide a wide range of prevention, preparedness, response, and recovery services during both day-to-day operations and incident response. The ESS includes geographically distributed facilities and equipment in both paid and volunteer capacities organized primarily at the federal, state, local, tribal, and territorial levels of government, such as city police departments and fire stations, county sheriff's offices, Department of Defense police and fire departments, and town public works departments. The ESS also includes private sector resources, such as industrial fire departments, private security organizations, and private emergency medical services providers.

Essential Workforce, if remote working is not practical:

1. Public, private, and voluntary personnel (front line and management) in emergency management, law enforcement, fire and rescue services, emergency medical services, corrections, rehabilitation and reentry, search and rescue, hazardous material response, and technicians supporting maritime and aviation emergency response.
2. Public Safety Answering Points and 911 call center employees; personnel involved in access to emergency services including the emergency alert system and wireless emergency alerts.
3. Fusion Center employees
4. Workers who support weather disaster / natural hazard monitoring, response, mitigation, and prevention, including personnel conducting, supporting, or facilitating wildfire mitigation activities
5. Workers – including contracted vendors -- who maintain, manufacture, or supply equipment and services supporting law enforcement, fire, EMS, and emergency service response operations (including safety equipment, electronic security, and uniforms)
6. Workers responding to abuse and neglect of children, elders and dependent adults.
7. Animal control officers and humane officers
8. Security staff to maintain building access control and physical security measures
9. Workers and contracted vendors who maintain and provide services and supplies to public safety facilities, including emergency communication center, public safety answering points, public safety communications centers, emergency operation centers, fire and emergency medical services stations, police and law enforcement stations and facilities.

Relevant Sector Guidance:

- [Public Health Guidance about COVID-19 for California State Prisons](#)
- [First responders, including paramedics and EMTs](#)

3. FOOD AND AGRICULTURE

Sector Profile

The Food and Agricultural (FA) Sector is composed of complex production, processing, and delivery systems and has the capacity to feed people and animals both within and beyond the boundaries of the United States. Beyond domestic food production, the FA Sector also imports many ingredients and finished products, leading to a complex web of growers, processors, suppliers, transporters, distributors, and consumers. This sector is critical to maintaining and securing our food supply.

Essential Workforce, if remote working is not practical:

1. Workers supporting groceries, pharmacies, convenience stores, and other retail that sells food or beverage products, and animal/pet food, retail customer support service, information technology support staff, for online orders, pickup/takeout or delivery.
2. Workers supporting restaurant carry-out and quick serve food operations, including food preparation, carry-out and delivery food employees.
3. Food manufacturer employees and their supplier employees to include those employed in food ingredient production and processing-facilities; aquaculture and seafood harvesting facilities; livestock, poultry, seafood slaughter facilities; pet and animal feed processing facilities; human food facilities producing by-products for animal food; beverage production facilities; and the production of food packaging, including recycling operations and processing.
4. Farmers, farm and ranch workers, and agribusiness support services to include those employed in auction and sales; grain and oilseed handling, storage, processing and distribution; animal food, feed, and ingredient production, packaging, and distribution; manufacturing, packaging, and distribution of veterinary drugs; truck delivery and transport.
5. Farmers, farm and ranch workers, support service workers and their supplier employees producing food supply domestically and for export to include those engaged in raising, cultivating, harvesting, packing, storing, or delivering to storage or to market or to a carrier for transportation to market any agricultural or horticultural commodity for human consumption; those engaged in producing and harvesting field crops; cannabis growers; agricultural and commodity inspection; fuel ethanol facilities; storage facilities; biodiesel and renewable diesel facilities; and other agricultural inputs
6. Employees and firms supporting food, feed, and beverage distribution and ingredients used in these products including warehouse workers, vendor-managed inventory controllers, and blockchain managers.
7. Workers supporting the sanitation of all food manufacturing processes and operations from wholesale to retail.
8. Workers supporting the growth and distribution of plants and associated products for home gardens.
9. Workers in cafeterias used to feed workers, particularly worker populations sheltered against COVID-19
10. Workers in animal diagnostic and food testing laboratories
11. Workers essential for assistance programs and government payments
12. Government, private, and non-governmental organizations' workers essential for food assistance programs (including school lunch programs) and government payments.

13. Employees of companies engaged in the production, storage, transport, and distribution of chemicals; medicines, including cannabis; vaccines; and other substances used by the food and agriculture industry, including seeds, pesticides, herbicides, fertilizers, minerals, enrichments, and other agricultural production aids.
14. Animal agriculture workers to include those employed in veterinary health (including those involved in supporting emergency veterinary or livestock services); raising of animals for food; animal production operations; livestock markets; slaughter and packing plants, manufacturers, renderers, and associated regulatory and government workforce.
15. Transportation supporting animal agricultural industries, including movement of animal medical and reproductive supplies and material, animal vaccines, animal drugs, feed ingredients, feed, and bedding, live animals, animal medical materials; transportation of deceased animals for disposal; and associated regulatory and government workforce
16. Workers who support sawmills and the manufacture and distribution of fiber and forest products, including, but not limited to timber, paper, and other wood and fiber products
17. Employees engaged in the manufacture and maintenance of equipment and other infrastructure necessary to agricultural production and distribution
18. Workers at animal care facilities that provide food, shelter, veterinary and/or routine care and other necessities of life for animals.

Relevant Sector Guidance:

- [Food, Beverage, Other Services](#)
 - [Alimentos, Bebidas y Otros Sitios de Servicios Relacionados](#)
- [Food Industry and Food Supply Chain](#)

4. ENERGY

Sector Profile

The Energy Sector consists of widely diverse and geographically dispersed critical assets and systems that are often interdependent of one another. This critical infrastructure is divided into three interrelated segments or subsectors—electricity, oil, and natural gas—to include the production, refining, storage, and distribution of oil, gas, and electric power. The Energy Sector supplies fuels to the transportation industry, electricity to households and businesses, and other sources of energy that are integral to growth and production across the Nation. In turn, it depends on the Nation's transportation, information technology, communications, finance, water, and government infrastructures.

Essential Workforce, if remote working is not possible:

1. Workers supporting the energy sector, regardless of the energy source, segment of the system, or infrastructure the worker is involved in, or who are needed to monitor, operate, engineer, and maintain the reliability, safety, environmental health, physical and cyber security of the energy system, including power generation, transmission and distribution.
2. Workers supporting the energy sector, regardless of the energy source, needed for construction, manufacturing, transportation and logistics, maintenance, and permitting.
3. IT and OT technology for essential energy sector operations including support workers, customer service operations, call centers, and emergency response and customer emergency operations; energy management systems, control systems, Supervisory Control and Data Acquisition SCADA systems, and energy sector entity data centers; cybersecurity engineers; and cybersecurity risk management.
4. Workers providing services related to energy sector fuels and supply chains, supporting the procurement, mining, drilling, processing, refining, manufacturing, refueling, construction, logistics, transportation (including marine transport, terminals, rail and vehicle transport), permitting operation and maintenance, security, waste disposal, storage, and monitoring of support for resources;
5. Workers supporting environmental remediation and monitoring.
6. Workers supporting manufacturing and distribution of equipment, supplies, and parts necessary to maintain production, maintenance, restoration, and service at energy sector facilities across all energy sectors, and regardless of the energy source.
7. Workers at Independent System Operators and Regional Transmission Organizations, and Network Operations staff, engineers and technicians to manage the network or operate facilities.
8. Workers at Reliability Coordinator, Balancing Authorities, and primary and backup Control Centers, including but not limited to independent system operators, regional transmission organizations, and balancing authorities; and workers involved in energy commodity trading and scheduling.
9. Mutual assistance personnel, which may include workers from outside of the state or local jurisdiction
10. Retail fuel centers such as gas stations and truck stops, and the distribution systems that support them.

5. WATER AND WASTEWATER

Sector Profile

The Water and Wastewater Sector is a complex sector composed of drinking water and wastewater infrastructure of varying sizes and ownership types. Multiple governing authorities pertaining to the Water and Wastewater Sector provide for public health, environmental protection, and security measures, among others.

Essential Workforce, if remote working is not practical:

Employees needed to operate and maintain drinking water and wastewater/drainage infrastructure, including:

1. Operational staff at water authorities
2. Operational staff at community water systems
3. Operational staff at wastewater treatment facilities
4. Workers repairing water and wastewater conveyances and performing required sampling or monitoring
5. Operational staff for water distribution and testing
6. Operational staff at wastewater collection facilities
7. Operational staff and technical support for SCADA Control systems
8. Chemical disinfectant suppliers for water and wastewater and personnel protection
9. Workers that maintain digital systems infrastructure supporting water and wastewater operations

6. TRANSPORTATION AND LOGISTICS

Sector Profile

The Transportation Systems Sector consists of seven key subsectors, or modes:

- Aviation includes aircraft, air traffic control systems, and airports, heliports, and landing strips. Commercial aviation services at civil and joint-use military airports, heliports, and sea plane bases. In addition, the aviation mode includes commercial and recreational aircraft (manned and unmanned) and a wide variety of support services, such as aircraft repair stations, fueling facilities, navigation aids, and flight schools.
- Highway and Motor Carrier encompasses roadway, bridges, and tunnels. Vehicles include trucks, including those carrying hazardous materials; other commercial vehicles, including bicycles, commercial motor coaches and school buses; vehicle and driver licensing systems; taxis, transportation services including Transportation Network Companies, and delivery services including Delivery Network Companies; traffic management systems; AND cyber systems used for operational management.
- Maritime Transportation System consists of coastline, ports, waterways, and intermodal landside connections that allow the various modes of transportation to move people and goods to, from, and on the water.
- Mass Transit and Passenger Rail includes terminals, operational systems, and supporting infrastructure for passenger services by transit buses, trolleybuses, monorail, heavy rail—also known as subways or metros—light rail, passenger rail, and vanpool/rideshare.
- Pipeline Systems consist of pipelines carrying natural gas hazardous liquids, as well as various chemicals. Above-ground assets, such as compressor stations and pumping stations, are also included.
- Freight Rail consists of major carriers, smaller railroads, active railroad, freight cars, and locomotives.
- Postal and Shipping includes large integrated carriers, regional and local courier services, mail services, mail management firms, and chartered and delivery services.

Essential Workforce, if remote working is not practical:

1. Employees supporting or enabling transportation functions, including truck drivers, bus drivers, dispatchers, maintenance and repair technicians, warehouse workers, truck stop and rest area workers, towing and recovery services, roadside assistance workers, intermodal transportation personnel, and workers that maintain and inspect infrastructure
2. Working supporting or providing services that enable logistics operations for essential sectors, wholesale and retail sale, including warehousing, cooling, storing, packaging, and distributing products for wholesale or retail sale or use.
3. Workers supporting maintenance and operation of essential highway infrastructure, including roads, bridges, and tunnels.

4. Workers of firms providing services, supplies, and equipment that enable warehouse and operations, including cooling, storing, packaging, and distributing products for wholesale or retail sale or use.
5. Mass transit workers providing critical transit services and/or performing critical or routine maintenance to mass transit infrastructure or equipment.
6. Employees supporting personal and commercial transportation services, including taxis, bicycle services, Transportation Network Companies, and delivery services including Delivery Network Companies
7. Workers responsible for operating dispatching passenger, commuter and freight trains and maintaining rail infrastructure and equipment
8. Maritime transportation and inland waterway workers – to include maintenance and repair – including port authority and commercial facility personnel, dredgers, port workers, mariners, ship crewmembers, ship pilots and tugboat operators, ship supply, Chandler, and equipment operators.
9. Workers who support the operation, inspection, and maintenance of essential dams, locks, and levees.
10. Workers who support the inspection and maintenance of aids to navigation and other government-provided services that ensure continued maritime commerce.
11. Workers supporting transportation of chemicals, hazardous, medical, waste and recyclable materials to support critical sectors and infrastructure.
12. Automotive repair, maintenance, and transportation equipment manufacturing and distribution facilities.
13. Transportation safety inspectors, including hazardous material inspectors and accident investigator inspectors
14. Manufacturers and distributors (to include service centers and related operations) of lighting and communication systems, specialized signage and structural systems, emergency response equipment and support materials, printers, printed materials, packaging materials, pallets, crates, containers, and other supplies needed to support manufacturing, packaging staging and distribution operations
15. Postal, parcel, courier, last-mile delivery, and shipping workers, to include private companies who accept, process, transport, and deliver information and goods.
16. Workers who supply equipment and materials for maintenance of transportation equipment.
17. Employees who repair and maintain vehicles, aircraft, rail equipment, marine vessels, bicycles, and the equipment and infrastructure that enables operations that encompass movement of cargo and passengers
18. Workers who support air transportation for cargo and passengers, including operation distribution, maintenance, and sanitation. This includes air traffic controllers, flight dispatchers, maintenance personnel, ramp workers, fueling agents, flight crews, airport safety inspectors and engineers, airport operations personnel, aviation and aerospace safety workers, security, commercial space personnel, operations personnel, accident investigators, flight instructors, and other on- and off-airport facilities workers.
19. Workers critical to the manufacturing, distribution, sales, rental, leasing, repair, and maintenance of vehicles and other transportation equipment (including electric vehicle charging stations) and the supply chains that enable these operations, subject to adhering public health guidance issued by CDPH.
20. Workers who support the operation, inspection, and maintenance of essential public works facilities and operations, including bridges, water and sewer main breaks, fleet maintenance personnel, construction of critical or strategic infrastructure, construction material

suppliers, traffic signal maintenance, emergency location services for buried utilities, maintenance of digital systems infrastructure supporting public works operations, and other emergent issues

21. Workers who support, such as road and line clearing, to ensure the availability of needed facilities, transportation, energy and communications.

7. COMMUNICATIONS AND INFORMATION TECHNOLOGY

Sector Profile

The Communications Sector provides products and services that support the efficient operation of today's global information-based society. Communication networks enable people around the world to contact one another, access information instantly, and communicate from remote areas. This involves creating a link between a sender (including voice signals) and one or more recipients using technology (e.g., a telephone system or the Internet) to transmit information from one location to another. Technologies are changing at a rapid pace, increasing the number of products, services, service providers, and communication options. The national communications architecture is a complex collection of networks that are owned and operated by individual service providers. Many of this sector's products and services are foundational or necessary for the operations and services provided by other critical infrastructure sectors. The nature of communication networks involves both physical infrastructure (buildings, switches, towers, antennas, etc.) and cyber infrastructure (routing and switching software, operational support systems, user applications, etc.), representing a holistic challenge to address the entire physical-cyber infrastructure.

The IT Sector provides products and services that support the efficient operation of today's global information-based society and are integral to the operations and services provided by other critical infrastructure Sectors. The IT Sector is comprised of small and medium businesses, as well as large multinational companies. Unlike many critical infrastructure Sectors composed of finite and easily identifiable physical assets, the IT Sector is a functions-based Sector that comprises not only physical assets but also virtual systems and networks that enable key capabilities and services in both the public and private sectors.

Essential Workforce – Communications, if remote working is not practical:

1. Maintenance of communications infrastructure- including privately owned and maintained communication systems- supported by technicians, operators, call-centers, wireline and wireless providers, cable service providers, satellite operations, Internet Exchange Points, Network Access Points, back haul and front haul facilities, and manufacturers and distributors of communications equipment.
2. Workers performing functions related to undersea cable infrastructure and support facilities, including cable landing sites, beach manhole vaults and covers, submarine cable depots, and submarine cable ship facilities
3. Government and private sector employees supporting Department of Defense internet and communications facilities.
4. Workers who support radio, television, and media service, including, but not limited to front line news reporters, studio, and technicians for newsgathering, reporting, and publishing news.
5. Network Operations staff, engineers and/or technicians to include IT managers and staff, HVAC & electrical engineers, security personnel, software and hardware engineers, and database administrators that manage the network or operate facilities
6. Workers responsible for infrastructure construction and restoration, including contractors for construction and engineering of fiber optic cables, buried conduit, small cells, other wireless facilities, and other communications sector-related infrastructure. This includes construction of

new facilities and deployment of new technology required to address congestion or customer usage on remote services.

7. Installation, maintenance and repair technicians that establish, support or repair service as needed.
8. Central office personnel to maintain and operate central office, data centers, and other network office facilities, and critical support personnel assisting front line employees
9. Customer service and support staff, including managed and professional services as well as remote providers of support to transitioning employees to set up and maintain home offices, who interface with customers to manage or support service environments and security issues, including payroll, billing, fraud, logistics and troubleshooting
10. Workers providing electronic security, fire, monitoring, and life safety services, and who ensure physical security, cleanliness, and the safety of facilities and personnel, including those who provide temporary licensing waivers for security personnel to work in other States or Municipalities.
11. Dispatchers involved with service repair and restoration
12. Retail customer service personnel at critical service center locations for onboarding customers, distributing and repairing equipment and other supply chain personnel, to support individuals' remote emergency communications needs;
13. External Affairs personnel to assist in coordinating with local, state, and federal officials to address communications needs supporting COVID-19 response, public safety, and national security.
14. Workers responsible for ensuring that persons with disabilities have access to and the benefits of various communications platforms, including those involved in the provision of telecommunication relay services, closed captioning of broadcast television for the deaf, video relay services for deaf citizens who prefer communication via American Sign Language over text, and audio-description for television programming.

Essential Workforce - Information Technology, if remote working is not practical:

15. Workers who support command centers, including, but not limited to Network Operations Command Centers, Broadcast Operations Control Center and Security Operations Command Centers
16. Data center operators, including system administrators, HVAC & electrical engineers, security personnel, IT managers and purchasers, data transfer solutions engineers, software and hardware engineers, and database administrators
17. Workers who support client service centers, field engineers, and other workers supporting critical infrastructure, as well as manufacturers and supply chain vendors that provide hardware and software, support services, research and development, information technology equipment (to include microelectronics and semiconductors), and HVAC and electrical equipment for critical infrastructure and test labs and certification agencies that qualify such equipment for critical infrastructure.
18. Workers needed to pre-empt and respond to cyber incidents involving critical infrastructure,, and entities supporting the functioning of critical infrastructure sectors
19. Suppliers, designers, transporters and other workers supporting the manufacture, distribution, and construction of essential global, national and local infrastructure for computing services (including cloud computing services and teleworking capabilities), business infrastructure, financial transactions, web-based services, and critical manufacturing

20. Workers supporting communications systems, information technology, and work from home solutions
21. Employees required to support Software as a Service businesses that enable remote working, performance of business operations, distance learning, media services, and digital health offerings, or required for technical support crucial for business continuity and connectivity.

8. GOVERNMENT OPERATIONS AND OTHER COMMUNITY-BASED ESSENTIAL FUNCTIONS

Essential Workforce, if remote working is not practical.

1. Critical government workers, as defined by the employer and consistent with Continuity of Operations Plans and Continuity of Government plans.
2. County workers responsible for determining eligibility for safety net benefits
3. The Courts, consistent with guidance released by the California Chief Justice
4. Workers who support administration and delivery of unemployment insurance programs, income maintenance, employment service, disaster assistance, workers' compensation insurance and benefits programs, and pandemic assistance
5. Workers to ensure continuity of building functions, including but not limited to security and environmental controls, the manufacturing and distribution of the products required for these functions, and the permits and inspection for construction.
6. Elections personnel
7. Federal, State, and Local, Tribal, and Territorial employees who support Mission Essential Functions and communications networks
8. Trade Officials (FTA negotiators; international data flow administrators)
9. Weather forecasters
10. Workers that maintain digital systems infrastructure supporting other critical government operations
11. Workers who support necessary credentialing, vetting and licensing operations for critical sector workers and operations.
12. Workers who are critical to facilitating trade in support of the national, state, and local emergency response supply chain
13. Workers supporting public and private childcare establishments, pre-K establishments, K-12 schools, colleges, and universities for purposes of distance learning, provision of school meals, or care and supervision of minors to support essential workforce across all sectors
14. Staff at government offices who perform title search, notary, and recoding services in support of mortgage and real estate services and transactions;
15. Workers and instructors supporting academies and training facilities and courses for the purpose of graduating students and cadets that comprise the essential workforce for all identified critical sectors
16. Clergy for essential support and faith-based services that are provided through streaming or other technologies that support physical distancing and state public health guidelines.
17. Human services providers, especially for at risk populations, including home delivered meal providers for older adults, people with disabilities, and others with chronic health conditions; home-maker services for frail, homebound, older adults; personal assistance services providers to support activities of daily living for older adults, people with disabilities, and others with chronic health conditions who live independently in the community with supports and services; home health providers who deliver health care services for older adults, people with disabilities, and others with chronic health conditions who live independently in the community with supports and services.
18. Government entities, and contractors that work in support of local, state, and federal public health and medical mission sets, including but not limited to supporting access to healthcare and associated payment functions, conducting public health functions, providing medical care,

supporting emergency management, or other services necessary for supporting the COVID-19 response.

Relevant Sector Guidance:

- Schools and institutions of higher education
 - [Guidance for schools \(PDF\)](#)
 - [Directrices para las escuelas sobre el nuevo coronavirus o COVID-19 \(PDF\)](#)
 - [Guidance for colleges and universities](#)
 - [Directrices para las instituciones de educación superior sobre el nuevo coronavirus o COVID-19](#)
- [Guidance for K-12 Schools: Distance Learning, School Meals, Child Care and Student Supervision](#)
- [Guidance for Using Disinfectants at Schools and Child Cares](#)
 - [Recordatorios para el uso de desinfectantes en las escuelas y guarderías](#)
- [Community care facilities, including assisted living facilities and child care](#)

9. CRITICAL MANUFACTURING

Sector Profile

The Critical Manufacturing Sector identifies several industries to serve as the core of the sector: Primary Metals Manufacturing, Machinery Manufacturing, Electrical Equipment, Appliance, and Component Manufacturing, Transportation Equipment Manufacturing Products made by these manufacturing industries are essential to many other critical infrastructure sectors.

Essential Workforce, if remote working is not practical

1. Workers necessary for the manufacturing of metals, industrial minerals, semiconductors, materials and products needed for supply chains of the critical infrastructure sectors.
2. Workers necessary for the manufacturing of materials and products needed to manufacture medical equipment and personal protective equipment
3. Workers necessary for mining and production of critical minerals, materials and associated essential supply chains, and workers engaged in the manufacture and maintenance of equipment and other infrastructure necessary for mining production and distribution.
4. Workers who produce or manufacture parts or equipment that supports continued operations for any essential services and increase in remote workforce, including computing and communication devices, semiconductors, and equipment such as security tools for Security Operations Centers (SOCs) or data centers.
5. Workers manufacturing or providing parts and equipment that enable the maintenance and continued operation of essential businesses and facilities.

10. FINANCIAL SERVICES

Sector Profile

The Financial Services Sector includes thousands of depository institutions, providers of investment products, insurance companies, other credit and financing organizations, and the providers of the critical financial utilities and services that support these functions. Financial institutions vary widely in size and presence, ranging from some of the world's largest global companies with thousands of employees and many billions of dollars in assets, to community banks and credit unions with a small number of employees serving individual communities. Whether an individual savings account, financial derivatives, credit extended to a large organization, or investments made to a foreign country, these products allow customers to: Deposit funds and make payments to other parties; Provide credit and liquidity to customers; Invest funds for both long and short periods; Transfer financial risks between customers.

Essential Workforce, if remote working is not practical:

1. Workers who are needed to process and maintain systems for processing financial transactions and services, including payment, clearing, and settlement; wholesale funding; insurance services; and capital markets activities
2. Workers who are needed to maintain orderly market operations to ensure the continuity of financial transactions and services.
3. Workers who are needed to provide business, commercial, and consumer access to banking and non-bank financial and lending services, including ATMs, lending money transmission, and to move currency, checks, securities, and payments
4. Workers who support financial operations, such as those staffing call, data and security operations centers, managing physical security, or providing accounting services.
5. Workers supporting production and distribution of debit and credit cards.
6. Workers providing electronic point of sale support personnel for essential businesses and workers.

11. CHEMICAL & HAZARDOUS MATERIALS

Sector Profile

The Chemical Sector—composed of a complex, global supply chain—converts various raw materials into diverse products that are essential to modern life. Based on the product produced, the sector can be divided into five main segments, each of which has distinct characteristics, growth dynamics, markets, new developments, and issues: Basic chemicals; Specialty chemicals; Agricultural chemicals; Pharmaceuticals; Consumer products.

Essential Workforce, if remote working is not practical:

1. Workers supporting the chemical and industrial gas supply chains, including workers at chemical manufacturing plants, workers in laboratories, workers at distribution facilities, workers who transport basic raw chemical materials to the producers of industrial and consumer goods, including hand sanitizers, food and food additives, pharmaceuticals, textiles, building materials, plumbing, electrical and paper products.
2. Workers supporting the safe transportation of chemicals, including those supporting tank truck cleaning facilities and workers who manufacture packaging items
3. Workers supporting the production of protective cleaning and medical solutions, personal protective equipment, disinfectants, and packaging that prevents the contamination of food, water, medicine, among others essential products
4. Workers supporting the operation and maintenance of facilities (particularly those with high risk chemicals and/ or sites that cannot be shut down) whose work cannot be done remotely and requires the presence of highly trained personnel to ensure safe operations, including plant contract workers who provide inspections
5. Workers who support the production and transportation of chlorine and alkali manufacturing, single-use plastics, and packaging that prevents the contamination or supports the continued manufacture of food, water, medicine, and other essential products, including glass container manufacturing
6. Workers at nuclear facilities, workers managing medical waste, workers managing waste from pharmaceuticals and medical material production, and workers at laboratories processing test kits
7. Workers who support hazardous materials response and cleanup
8. Workers who maintain digital systems infrastructure supporting hazardous materials management operations
9. Workers who support the removal, storage, and disposal of residential and commercial solid waste and hazardous waste, including landfill and recycling operations.

12. DEFENSE INDUSTRIAL BASE

Sector Profile

The Defense Industrial Base Sector is the worldwide industrial complex that enables research and development, as well as design, production, delivery, and maintenance of military weapons systems, subsystems, and components or parts, to meet U.S. military requirements. The Defense Industrial Base partnership consists of Department of Defense components, Defense Industrial Base companies and their subcontractors who perform under contract to the Department of Defense, companies providing incidental materials and services to the Department of Defense, and government-owned/contractor-operated and government-owned/government-operated facilities. Defense Industrial Base companies include domestic and foreign entities, with production assets located in many countries. The sector provides products and services that are essential to mobilize, deploy, and sustain military operations.

Essential Workforce, if remote working is not practical:

1. Workers who support the essential services required to meet national security commitments to the federal government and U.S. Military, including, but are not limited to, space and aerospace workers, nuclear matters workers, mechanical and software engineers (various disciplines), manufacturing and production workers, IT support, security staff, security personnel, intelligence support, aircraft and weapon system mechanics and maintainers, and sanitary workers who maintain the hygienic viability of necessary facilities.
2. Personnel working for companies, and their subcontractors, who perform under contract or sub-contract to the Department of Defense (DoD) and the Department of Energy (DoE) (on nuclear matters), as well as personnel at government-owned/contractor operated facilities, and who provide materials and services to the DoD and DoE (on nuclear matters), including support for weapon systems, software systems and cybersecurity, defense and intelligence communications, surveillance, sale of U.S. defense articles and services for export to foreign allies and partners (as authorized by the U.S. government), and space systems and other activities in support of our military, intelligence, and space forces.

13. INDUSTRIAL, COMMERCIAL, RESIDENTIAL, and SHELTERING FACILITIES AND SERVICES

Essential Workforce, if remote working is not practical:

1. Construction Workers who support the construction, operation, inspection, and maintenance of construction sites and construction projects (including housing, commercial, and mixed-use construction); and workers who support the supply chain of building materials from production through application/installation, including cabinetry, fixtures, doors, cement, hardware, plumbing, electrical, heating/cooling, refrigeration, appliances, paint/coatings, and employees who provide services that enable repair materials and equipment for essential functions.
2. Workers such as plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, construction material sources, and essential operation of construction sites and construction projects (including those that support such projects to ensure the availability of needed facilities, transportation, energy and communications; and support to ensure the effective removal, storage, recycling and disposal of solid waste and hazardous waste)
3. Workers such as plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, businesses, and buildings such as hospitals and senior living facilities, including any facility supporting COVID-19 response.
4. Workers who support the supply chain of building materials from production through application and installation, including cabinetry, fixtures, doors, cement, hardware, plumbing (including parts and services), electrical, heating and cooling, refrigeration, appliances, paint and coatings, and workers who provide services that enable repair materials and equipment for essential functions.
5. Workers in hardware and building materials stores, consumer electronics, technology and appliances retail, and related merchant retailers, wholesalers and distributors that support essential workforce functions where sales and operations cannot be conducted online
6. Warehouse operators, including vendors and support personnel critical for business continuity (including heating, ventilation, and air conditioning (HVAC) and electrical engineers, security personnel, and janitorial staff), e-commerce or online commerce, and customer service for essential functions.
7. Workers supporting the operations of commercial buildings that are critical to safety, security, and the continuance of essential activities, such as on-site property managers, building engineers, security staff, fire safety directors, janitorial personnel, and service technicians (e.g., mechanical, HVAC, plumbers, electricians, and elevator).
8. Workers supporting ecommerce through distribution, warehouse, call center facilities, and other essential operational support functions, that accept, store, and process goods, and that facilitate their transportation and delivery
9. Workers distributing, servicing, repairing, installing residential and commercial HVAC systems, boilers, furnaces and other heating, cooling, refrigeration, and ventilation equipment.
10. Workers managing or servicing hotels or other commercial and residential buildings that are used for COVID-19 mitigation and containment measures, treatment measures, provide accommodation for essential workers, or providing housing solutions, including measures to protect homeless populations.

11. Workers responsible for the leasing of residential and commercial properties to provide individuals and families with ready access to available housing.
12. Residential and commercial real estate workers, limited to scheduled property viewings to a potential buying party. This does not extend to open-house viewings, nor viewings with more than one buying party at a time.
13. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities and critical sector services
14. Workers responsible for handling property management, maintenance, and related service calls who can coordinate the response to emergency “at-home” situations requiring immediate attention, as well as facilitate the reception of deliveries, mail, and other necessary services.
15. Workers supporting the entertainment industries, studios, and other related establishments, provided they follow covid-19 public health guidance around physical distancing.
16. Workers that provide or determine eligibility for food, shelter, in-home supportive services, child welfare, adult protective services and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals (including family members)
17. Workers performing services in support of the elderly and disabled populations who coordinate a variety of services, including health care appointments and activities of daily living.
18. Workers who provide support to vulnerable populations to ensure their health and well-being including family care providers.
19. Workers providing dependent care services, particularly those whose services ensure essential workers can continue to work.
20. Workers who support food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals, such as those residing in shelters.
21. Workers in laundromats, laundry services, and dry cleaners.
22. Workers providing disinfection services, for all essential facilities in essential sectors
23. Workers necessary for the installation, maintenance, distribution, and manufacturing of water and space heating equipment and its components.
24. Support required for continuity of services, including commercial disinfectant services, janitorial/cleaning personnel, and support personnel functions that need freedom of movement to access facilities in support of front-line employees.

Relevant Sector Guidance:

- [Cleaning & Waste Management for Residences 2/2020](#)
- [Essential/Emergency Personnel Providing Critical In-Home Services](#)
- [Home cleaning with COVID-19 positive individuals](#)
- [Recommended Strategic Approaches for COVID-19 Response for Individuals Experiencing Homelessness](#)
- [Flow Chart: COVID-19 Recommended Protocol for People Experiencing Homelessness](#)
- [Homeless Assistance Providers](#)
- [Immigrant Communities](#)
 - [Las Comunidades de Inmigrantes](#)
- [Pets & People](#)

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-37-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS in a short period of time, COVID-19 has rapidly spread throughout California, necessitating stringent public health emergency orders as well as guidance from federal, state, and local public health officials; and

WHEREAS on March 16, 2020, I issued Executive Order N-28-20, suspending state law limitations on local jurisdictions that impose restrictions on evictions; and

WHEREAS on March 19, 2020, I issued Executive Order N-33-20, ordering all residents to immediately heed the Order of the State Public Health Officer for all residents, unless exempted, to stay home or at their place of residence; and

WHEREAS many Californians are experiencing or will experience substantial losses of income as a result of business closures, the loss of hours or wages, or layoffs related to COVID-19, hindering their ability to keep up with their rent, and leaving them vulnerable to eviction; and

WHEREAS minimizing evictions during this period is critical to reducing the spread of COVID-19 in vulnerable populations by allowing all residents to stay home or at their place of residence in compliance with Executive Order N-33-20; and

WHEREAS Chief Justice Tani Cantil-Sakauye issued advisory guidance on March 20, 2020 for superior courts to suspend most civil trials and hearings for at least 60 days, and on March 23, 2020, suspended all jury trials for a period of 60 days, and extended by 60 days the time period for the holding of a civil trial; and

WHEREAS on March 25, 2020 the Department of Business Oversight secured support from national banks, state banks and credit unions for temporary delays in mortgage payments and foreclosure sales and evictions for homeowners who have economic impacts from COVID-19 with the objective of maximizing consistency and minimizing hurdles potentially faced by borrowers.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567 and 8571, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) The deadline specified in Code of Civil Procedure section 1167 shall be extended for a period of 60 days for any tenant who is served, while

this Order is in effect, with a complaint that seeks to evict the tenant from a residence or dwelling unit for nonpayment of rent and who satisfies all of the following requirements:

- a. Prior to the date of this Order, the tenant paid rent due to the landlord pursuant to an agreement.
 - b. The tenant notifies the landlord in writing before the rent is due, or within a reasonable period of time afterwards not to exceed 7 days, that the tenant needs to delay all or some payment of rent because of an inability to pay the full amount due to reasons related to COVID-19, including but not limited to the following:
 - (i) The tenant was unavailable to work because the tenant was sick with a suspected or confirmed case of COVID-19 or caring for a household or family member who was sick with a suspected or confirmed case of COVID-19;
 - (ii) The tenant experienced a lay-off, loss of hours, or other income reduction resulting from COVID-19, the state of emergency, or related government response; or
 - (iii) The tenant needed to miss work to care for a child whose school was closed in response to COVID-19.
 - c. The tenant retains verifiable documentation, such as termination notices, payroll checks, pay stubs, bank statements, medical bills, or signed letters or statements from an employer or supervisor explaining the tenant's changed financial circumstances, to support the tenant's assertion of an inability to pay. This documentation may be provided to the landlord no later than the time upon payment of back-due rent.
- 2) No writ may be enforced while this Order is in effect to evict a tenant from a residence or dwelling unit for nonpayment of rent who satisfies the requirements of subparagraphs (a)-(c) of paragraph 1.
- 3) The protections in paragraphs 1 and 2 shall be in effect through May 31, 2020.

Nothing in this Order shall prevent a tenant who is able to pay all or some of the rent due from paying that rent in a timely manner or relieve a tenant of liability for unpaid rent.

Nothing in this Order shall in any way restrict state or local governmental authority to order any quarantine, isolation, or other public health measure that may compel an individual to remain physically present in a particular residential property.

IT IS FURTHER ORDERED that this Order supersedes Executive Order N-28-20 to the extent that there is any conflict with that Order.

This 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 proclamation 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 27th day of March 2020.

A handwritten signature in black ink, appearing to read 'Gavin Newsom', written over a horizontal line.

GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-39-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS despite sustained efforts, COVID-19 continues to spread at a rapid rate, threatening to overwhelm California's healthcare delivery system; and

WHEREAS California is preparing for a surge in the number of people who will need hospital care during the COVID-19 outbreak by increasing the number of hospital beds and post-acute care facilities that can treat and serve patients; and

WHEREAS this anticipated increase in the use of the healthcare system will require an increase in the health care workforce such as nurses, doctors, medical assistants, and emergency medical technicians; and

WHEREAS maximizing the number of qualified and capable medical and healthcare workers in service in California is imperative to ensure that Californians impacted by COVID-19 can access medical treatment; and

WHEREAS, the anticipated surge requires temporary adjustment of California's staffing and health and safety standards for health providers and health facilities, which are among the strongest in the nation, as numerous professionals are unable to satisfy professional licensing requirements in light of the COVID-19 pandemic that then subsequently prevent them from providing necessary medical and healthcare assistance to the public; and

WHEREAS, our most vulnerable residents who rely on state and local government for social services need additional support during this time; and

WHEREAS the Department of Developmental Services operates Stabilization, Training, Assistance and Reintegration (STAR) community crisis homes to treat individuals with developmental disabilities in acute crisis and additional STAR homes are required to provide treatment to such individuals and to protect the public health during the COVID-19 crisis; and

WHEREAS federal guidance permits monthly caseworker visits with children under court jurisdiction to be accomplished through videoconferencing in limited circumstances, such as a declaration of an emergency that prohibits or strongly discourages face-to-face contact for public health reasons; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19 pandemic.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567 and 8571, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) To assist in the care and/or to protect the health of individuals in hospitals and other health facilities, and due to the COVID-19 outbreak, the director of the State Department of Public Health may, to the extent necessary and only for the duration of the declared emergency, waive any of the licensing and staffing requirements of chapters 2 and 2.4 of division 2 of the Health and Safety Code and any accompanying regulations with respect to any hospital or health facility identified in Health and Safety Code section 1250. Any waiver shall include alternative measures that, under the circumstances, will allow the facilities to treat patients while protecting public health and safety. To the extent the facility maintains a disaster and mass casualty plan, the facility granted a waiver shall be established and operate in accordance with that plan. Any waivers granted pursuant to this paragraph shall be posted on the Department's website.
- 2) To facilitate the continued provision of care due to the COVID-19 outbreak, the director of the State Department of Public Health may, to the extent necessary and only for the duration of the declared emergency, waive any of the professional licensing and certification requirements and amend scopes of practice of chapters 2, 2.35, and 8 of division 2 of the Health and Safety Code and any accompanying regulations with respect to certified nursing assistants, home health aides, and nursing home administrators, and chapter 3, division 2 of the Business and Professions Code and accompanying regulations with respect to certified hemodialysis technicians. The Department shall provide guidance to facilities directing the appropriate qualifications and scope of practice for each classification operating under a waiver based on sound clinical guidelines and the individual's training, education, and work experience. Any waiver shall include alternative measures that, under the circumstances, will allow the facilities to treat patients while protecting public health and safety. Any waivers granted pursuant to this paragraph shall be posted on the Department's website.
- 3) The certification and permitting requirements of the Radiologic Technology Act (as identified in Health and Safety Code section 27) are, only for the duration of the declared emergency, suspended for all persons:
 - (i) whose certificate or permit issued pursuant to the Radiological Technology Act is expired, regardless of expiration date, or has been canceled; or
 - (ii) who hold Radiography certification issued by the American Registry of Radiologic Technologists or are an American Registry of Radiologic Technologists Registered Radiologist Assistant; or
 - (iii) who are credentialed as Radiology Practitioner Assistants by the Certification Board for Radiology Practitioner Assistants; or

- (iv) who are certified, permitted or otherwise authorized to perform radiologic technology by passing a State-required examination by a state other than the State of California; and
- (v) who are working under the supervision of a person licensed under the Medical Practice Act, except that the requirement to be under supervision shall not apply to a licentiate of the healing arts, as defined in the Radiological Technology Act; and
- (vi) who are deemed by a health facility as necessary workforce for purposes of this Order.

The specific certification requirements of Health and Safety Code section 107110 are suspended for any person who is licensed under the Medical Practice Act (Business and Professions Code sections 2000, et seq.). Except for persons licensed under the Medical Practice Act, this suspension of certification and permitting requirements shall not apply to persons who have never been either certified or permitted by the Department of Public Health, or certified, permitted, or otherwise authorized by the American Registry of Radiologic Technologists, the Certification Board for Radiology Practitioner Assistants, or any other state. This suspension of certification and permitting requirements shall also not apply to persons whose certificate, permit, or other authorization has been revoked or suspended for cause by the Department of Public Health, the American Registry of Radiologic Technologists, the Certification Board for Radiology Practitioner Assistants, or any other state.

- 4) To ensure hospitals are adequately prepared and staffed to treat COVID-19 patients, the Director of the State Department of Public Health may temporarily waive licensing requirements in Health and Safety Code section 1277 and sections 70203(a)(2), 70701(a)(1)(E), 70703(b), and 70705(a) of Chapter 1, Article 3, of Title 22, that pertain to the credentialing and privileging of physicians. Any waiver shall include alternate measures that, under the circumstances, ensure the competency of physicians providing medical services at the hospital.
- 5) To facilitate the continued provision of care to individuals affected by the COVID-19 outbreak, the Director of the Department of Consumer Affairs may to the extent necessary and only for the duration of the declared emergency, waive any of the professional licensing requirements and amend scopes of practice in Division 2 of the Business and Professions Code, and any accompanying regulations. Professional licensing requirements should be interpreted broadly to effectuate the purposes of this executive order, and they include, but are not limited to, the examination, education, experience, and training requirements necessary to obtain and maintain licensure, and requirements governing the practice and permissible activities for licensees. The Department, in conjunction with the relevant licensing board, shall provide guidance identifying the appropriate qualifications and scope of practice for each classification operating under a waiver based on sound clinical guidelines and the individual's training, education, and work experience. Any waiver may include alternative measures that, under the circumstances, will allow the regulated individual to treat patients while protecting public health

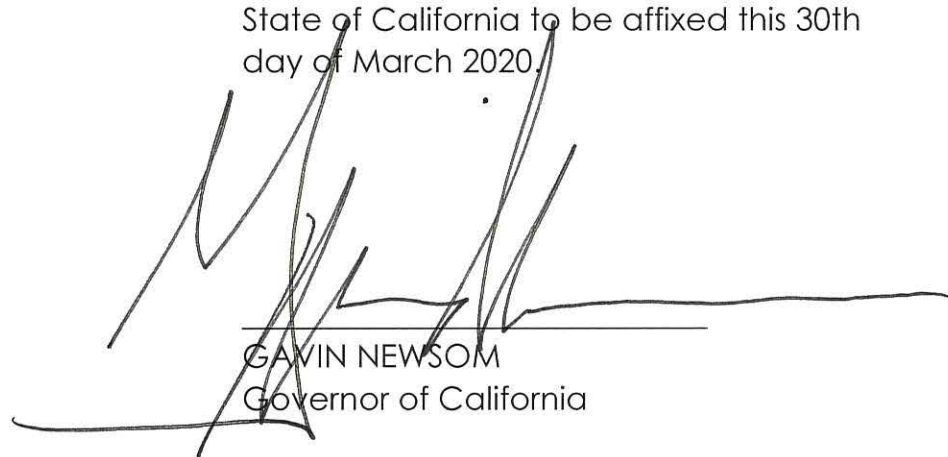
and safety. Any waivers granted pursuant to this paragraph shall be posted on the Department's website.

- 6) To ensure the continued operation of the Emergency Medical Services (EMS) system without unduly endangering the people of California during the COVID-19 outbreak, the Director of the California Emergency Medical Services Authority may as necessary and only for the duration of the declared emergency, suspend any licensing, certification, or training requirements for EMS personnel as contained in the EMS Act Chapters 2, 3, and 4, and accompanying regulations, including the authority to permit EMS personnel to provide services in any setting as authorized by the Director for the performance of the current scope of practice. The Authority shall provide guidance to local emergency medical services authorities directing the appropriate qualifications and scope of practice for each classification operating under a waiver based on sound clinical guidelines and the individual's training, education, and work experience. Any waivers granted pursuant to this paragraph shall be posted on the Authority's website.
- 7) Notwithstanding the Government Code section 14669, or any other law, the Director of the Department of Developmental Services has the authority to enter into a lease, lease-purchase, lease with option to purchase any real or personal property or any other agreement to procure residences or facilities and necessary equipment, goods or services to serve those individuals with development disabilities in crisis, to respond to, mitigate the effects or prevent the spread of COVID-19 to individuals with developmental disabilities or the general community. The leases or agreements may be executed without the review or prior approval of any other state department or agency. The leases or agreements executed pursuant to this provision shall be in effect so long as necessary to address the COVID-19 crisis or its effects.
- 8) The Department of Social Services may, to the extent the Department deems necessary to respond to the COVID-19 crisis, allow any state monthly face-to-face caseworker visitation requirement, standard, or criteria set forth in the Welfare and Institutions Code sections 16501.1, subdivision (l), 16516.5, and 16516.6, as well as accompanying regulations or other written directives, policies or procedures, to be accomplished through videoconferencing, instead of in-person contact. This flexibility shall only be utilized by caseworkers in keeping with guidance from the Department and after a child-specific decision based on the training and experience of the social worker, considering all available information, that an in-person visit is not necessary to ensure the child's safety and well-being. Any flexibility granted pursuant to this paragraph shall not waive or conflict with applicable federal requirements in United States Code, Title 42, sections 622, subdivision (b)(17) and 624, subdivision (f), as modified for emergency waivers in guidance issued March 18, 2020, in the Child Welfare Policy Manual Title IV-B, section 7.3, question 8 and shall expire at the end of the emergency declaration, in 90 days, or sooner as determined by the Department. Any flexibility granted pursuant to this paragraph shall be posted to the Department's website.

IT IS FURTHER ORDERED 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.

This 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.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 30th day of March 2020.

A large, stylized handwritten signature in dark ink, likely belonging to Gavin Newsom, is written over a horizontal line. The signature is composed of several sharp, sweeping strokes.

GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-42-20

WHEREAS on March 4, 2020, I proclaimed a state of emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS it is the established policy of the State under Water Code section 106.3 that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes; and

WHEREAS to limit the spread of COVID-19 it is crucial that Californians wash their hands regularly and thoroughly; and

WHEREAS many Californians are experiencing or will experience substantial losses of income as a result of business closures, the loss of work hours or wages, or layoffs related to COVID-19, which may hinder their ability to make payments for water service and subject them to water shutoffs due to non-payment; and

WHEREAS many small businesses that provide services essential to the health and well-being of Californians have experienced substantial reductions in income, which may hinder their ability to make payments for water service and subject them to water shutoffs due to non-payment; and

WHEREAS the California Public Utilities Commission has directed private water utilities under its jurisdiction to implement customer service protections, including a moratorium on service disconnections, during the COVID-19 emergency; and

WHEREAS more than 100 public and private water systems have voluntarily agreed to halt disconnections as well; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with the various statutes and regulations concerning water shutoffs specified in this order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19 pandemic.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and the statutes of the State of California, and in particular, Government Code sections 8567, 8570, 8571, and 8627, do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) The authority of urban and community water systems, as defined in Health and Safety Code section 116902, subdivision (d), to discontinue residential service, as defined in Health and Safety Code section 116902, subdivision (c), for non-payment under Health and Safety Code sections 116908 and 116910, is suspended.
- 2) Water systems not subject to the requirements of Health and Safety Code sections 116908 and 116910 shall not discontinue residential

service, as defined in Health and Safety Code section 116902, subdivision (c), for non-payment.

- 3) Water systems shall restore any residential service to occupied residences that has been discontinued for nonpayment since March 4, 2020.
- 4) Water systems shall not discontinue service to any business in the critical infrastructure sectors designated by the State Public Health Officer as critical to protect the health and well-being of all Californians that qualifies as a small business under 13 C.F.R. § 121.201 of the Small Business Administration's regulations.
- 5) The State Water Resources Control Board shall identify best practices, guidelines, or both to be implemented during the COVID-19 emergency (i) to address non-payment or reduced payments, (ii) to promote and to ensure continuity of service by water systems and wastewater systems, and (iii) to provide measures such as the sharing of supplies, equipment and staffing to relieve water systems under financial distress.

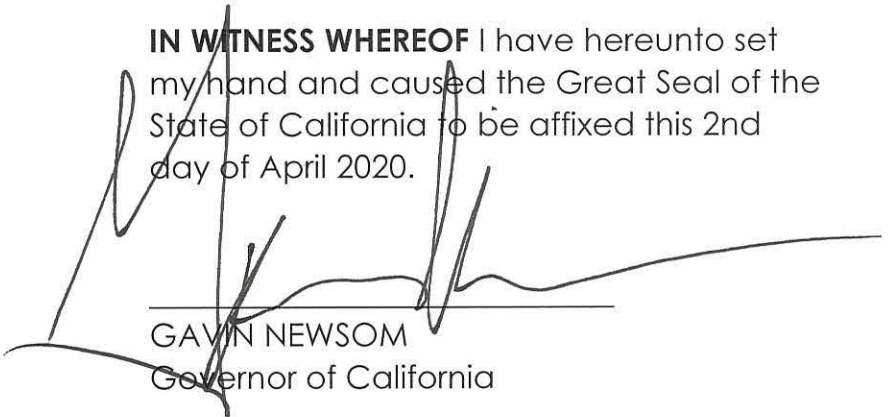
Nothing in this Order eliminates the obligation of water customers to pay for water service, prevents a water system from charging a customer for such service, or reduces the amount a customer already may owe to a water system.

Nothing in this Order modifies the obligations of urban and community waters systems to comply with provisions of the Water Shutoff Protection Act not specifically addressed by this Order or other applicable laws, regulations, and guidelines.

IT IS FURTHER ORDERED 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.

This 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.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 2nd day of April 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

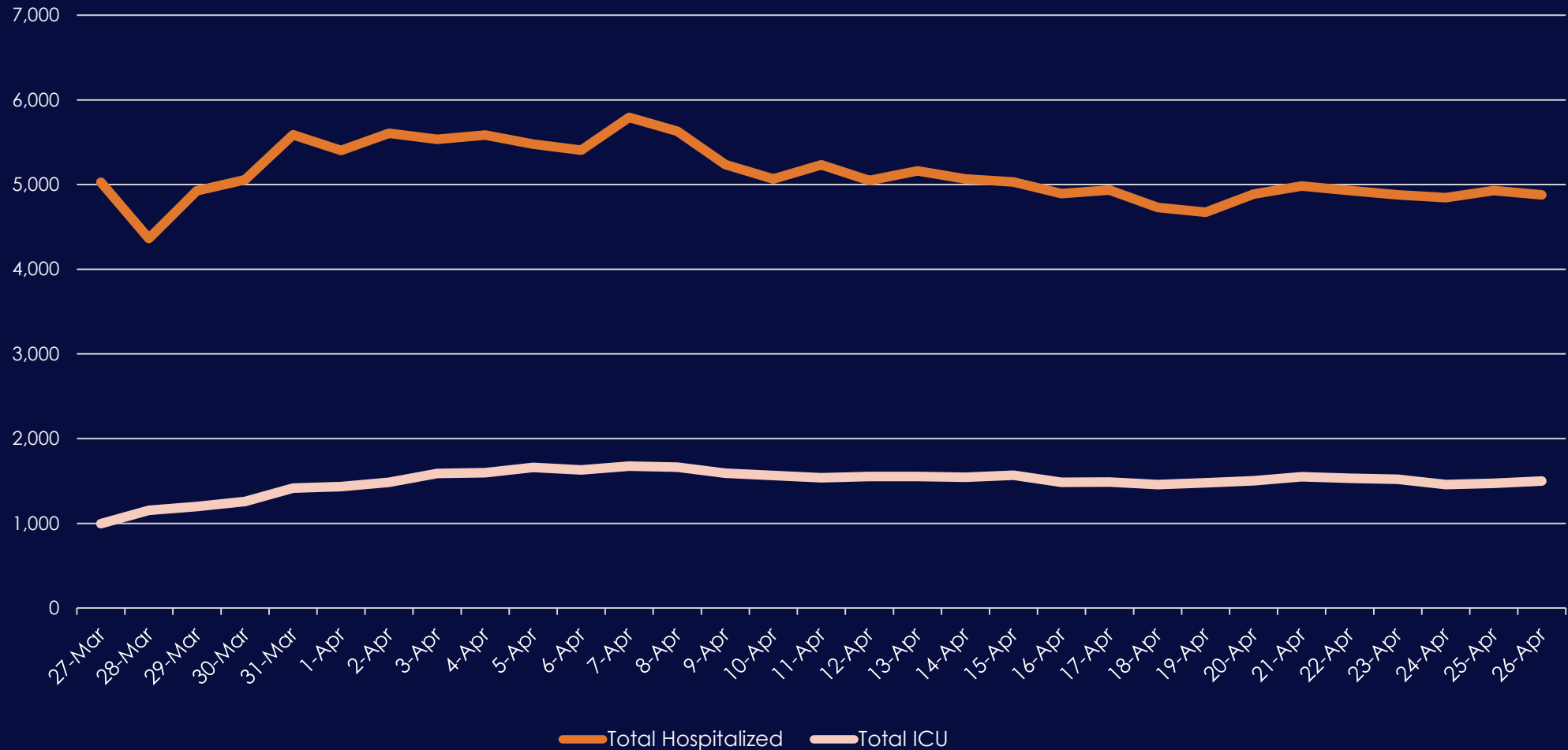


Update on California's Pandemic Roadmap

6 Indicators for Modifying Stay-at-Home Order

- Ability to test, contact trace, isolate, and support the exposed
- Ability to protect those at high risk for COVID-19
- Surge capacity for hospital and health systems
- Therapeutic development to meet the demand
- Ability of businesses, schools, and childcare facilities to support physical distancing
- Determination of when to reinstitute measures like Stay-At-Home

California Hospitalization Trend Lines



Total includes both COVID-19 confirmed positive hospitalizations as well as COVID-19 suspect hospitalizations.

The Basics



COVID-19 is not going away soon.



Modifications to Stay-At-Home Order must be guided by health risk and a commitment to equity.



Taking responsibility is key at all levels – individual, business, and government.

Resilience Roadmap Stages

STAGE 1: Safety and Preparedness

Making essential workforce environment as safe as possible.

STAGE 2: Lower Risk Workplaces

Creating opportunities for lower risk sectors to adapt and re-open.

Modified school programs and childcare re-open.

STAGE 3: Higher Risk Workplaces

Creating opportunities for higher risk sectors to adapt and re-open.

STAGE 4: End of Stay-At-Home Order

Return to expanded workforce in highest risk workplaces.

Requires
Therapeutics.

Stage 1: Safety and Preparedness

This is where we are now.

- **Continue to build out testing, contact tracing, PPE, and hospital surge capacity.**
- **Continue to make essential workplaces as safe as possible.**
 - Physical and work flow adaption
 - Essential workforce safety net
 - Make PPE more widely available
 - Individual behavior changes
- **Prepare sector-by-sector safety guidelines for expanded workforce.**

Stage 2: Lower Risk Workplaces

Gradually opening some lower risk workplaces with ADAPTATIONS:

- Retail (e.g. curbside pickup)
- Manufacturing
- Offices (when telework not possible)
- Opening more public spaces

Expanded Workforce Safety Net:

- Wage replacement so workers can stay home when sick

Stage 2: Lower Risk Workplaces

Schools and Childcare Facilities with Adaptations:

- Summer programs and next school year potentially starting sooner (July/August)
- Childcare facilities to provide more care
- Address learning gaps
- Ensure students and staff are protected
- Allow broader workforce to return to work

Actions needed to get from Stage 1 to Stage 2



Government Actions

- Policies that allow people to stay home when they're sick
- Guidance provided on how to reduce risk



Business Actions

- Wage replacement so workers can stay home when sick
- Implement adaptations to lower-risk workplaces NOW
- Employees continue to work from home when possible



Individual Actions

- Safety precautions – physical distancing, face coverings, etc.
- Avoid all non-essential travel
- Support and care for people who are at high risk

When are we ready for Stage 2?

Key indicator considerations to move to Stage 2:

- Hospitalization and ICU trends stable.
- Hospital surge capacity to meet demand.
- Sufficient PPE supply to meet demand.
- Sufficient testing capacity to meet demand.
- Contact tracing capacity statewide.

Transition to Stage 2 will occur through a statewide modification to the Stay-At-Home Order.

Opportunity for Regional Variations

During Stage 2, counties may choose to relax stricter local orders at their own pace.

Following Stage 2, once a statewide COVID-19 surveillance system is made possible through testing, further regional variations could be supported.

State will consult and collaborate closely with local governments.

Stage 3: Higher Risk Workplaces

Open higher risk environments with adaptations and limits on size of gatherings:

- Personal care (hair and nail salons, gyms)
- Entertainment venues (movie theaters, sports without live audiences)
- In-person religious services (churches, weddings)

Stage 4: End of Stay-At-Home Order

Re-open highest risk workplaces with all indicators satisfied once therapeutics have been developed:

- Concerts
- Convention Centers
- Live audience sports

Be Part of the Solution

Stay Home. Practice Physical Distancing.

We are enlisting all Californians to help inform the development of guidance for sectors across our economy.

This guidance will provide a framework for how to safely re-open.

CALIFORNIA
ALL

**Your Actions
Save Lives**

covid19.ca.gov