



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
SEPTEMBER 7, 2021, 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 participation at City Council Meetings.

Until further notice, Porterville City Council Meetings will be livestreamed on YouTube at <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA>.

Alternatively, this meeting will also be available via Zoom using the following information

Topic: City Council Meeting of September 7, 2021

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/87258169354?pwd=bmt3U0puNWk0N0puMzV1dIJHd0NJUT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **872 5816 9354** Passcode: **752250**

Members of the public are encouraged to participate and may provide comments during the meeting via Zoom or in person.

Please direct any questions to the Office of City Clerk at 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 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Porterville Peace Officers Association, Porterville City Firefighters Association, Fire Officer Series, Public Safety Support Unit, Management & Confidential Series, Porterville City Employees Association, and all unrepresented management employees.

2 - Government Code Section 54956.95 – Liability Claim: Claimant: Pacific Bell Telephone Company dba AT&T California. Agency claimed against: City of Porterville.

3 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Statewide Traffic Safety and Signs, Inc. v. California Professional

Engineering, et al., and related cross complaints, Tulare County Superior Court Case No. 284137.

4 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Seven (7) cases in which facts are not yet known to potential plaintiff.

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

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

Pledge of Allegiance Led by Council Member Carrillo
Invocation

PRESENTATIONS

Police Department - Life-saving Awards

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 Task Force on Homelessness - August 18, 2021
2. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - August 19, 2021
3. Tulare County Economic Development Corp. (TCEDC) - August 25, 2021
4. Local Initiatives Navigation Center (LINC) Service Event- August 25, 2021
5. Sierra View Medical Center/Imperial Ambulance- Porterville Vaccine Roundup Event - August, 27, 2021
6. Nupchi Xo' Oy Housing Complex Ribbon Cutting - August 27, 2021
7. Porterville Area Airport Development Corporation (PAADA) - August 27, 2021 & September 2, 2021
8. Internal City Audit Committee - August 31, 2021
9. Local Agency Formation Commission (LAFCO) - September 1, 2021
10. Local Initiatives Navigation Center Committee (LINC) -September 1, 2021
11. Eastern Tule Groundwater Sustainability Agency - September 2, 2021
12. Leadership Porterville - September 2, 2021

REPORTS

This is the time for all committee/commission/board reports; subcommittee reports; and staff informational items.

Staff Informational Reports

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. **City Council Minutes of July 6, 2021**
Re: Considering approval of the City Council draft Minutes of July 6, 2021.
2. **Authorization for Purchase of Police Department Vehicles and Equipment**
Re: Consideration of purchases within the Police Department including police vehicles, vehicle radios, and laptop MDTs.
3. **ESRI Annual Maintenance**
Re: Consideration to authorize the Maintenance Agreement Renewal with ESRI.
4. **SCADA Programming - Digester #3 Level Control**
Re: Consideration of authorization to secure TESCO Controls Inc, to integrate two new sludge pumps into the Supervisory Control and Data Acquisition (SCADA) control system for digester #3 at a cost not to exceed \$16,510 funded from the 2021-2022 fiscal year WWTF Operating Budget.
5. **Acquisition of Real Property 36-38 E. Cleveland Avenue**
Re: Consideration to adopt the draft Resolution approving the purchase of 36-38 E. Cleveland Avenue in the amount of \$250,000.
6. **Approval of Transit Measure R Program Supplement to Cooperative Agreement for Transit Operating Assistance**
Re: Considering approval of a Resolution of the Measure R Program Supplement to Cooperative Agreement for the City's Transit Program for Transit Assistance.
7. **Approval of Transit Measure R Program Supplement to Cooperative Agreement for Transit Capital Assistance**
Re: Considering approval of a Resolution of the Program Supplement to Cooperative Agreement for the City's Transit Program for Capital Assistance.
8. **Assignment of Airport Lease and Consent to Sublet - Lot No. 35**
Re: Consideration to approve the Assignment of Lease for Lot No. 35 at the Porterville Municipal Airport from Charles L. and Paula M. Jackson to Mike Quatacker and Debbie Quatacker; and authorize the Lessee, Mike Quatacker and Debbie Quatacker, to sublet airport hangers #1-13 on Lot No. 35 at the Porterville Municipal Airport.
9. **Renewal of Airport Lease Agreement - Lot 46E**
Re: Consideration to approve the extension of the Lease Agreement between the City and

Lloyd B. Janzen and Bruce D. Janzen for Lot 46E at the Porterville Municipal Airport.

10. Out-of-State Travel for Fallen Firefighter Memorial

Re: Consideration to authorize travel by City Representatives to Emmitsburg, Maryland; and appropriate up to \$9,000 in anticipated travel expenses from the City Council's Special Purposes Reserve Fund.

11. Authorization to Amend the City's Allocation Table for Two Additional Positions Within the Mechanic II Classification

Re: Consideration of approval to allocate two additional new positions for Mechanic II positions at Range 172.

12. 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

13. 2020-2021 Consolidated Annual Performance Evaluation Report (CAPER)

Re: Consideration of the 2020-2021 Consolidated Annual Performance Evaluation Report; and authorizing its submission to the Department of Housing and Urban Development.

SCHEDULED MATTERS

14. Library Needs Assessment Review

Re: Consideration of City Council Member comments in regard to the Library Needs Assessment and determination of next steps in the development process toward a new city library.

15. Music on Main Street - Fall 2021

Re: Consideration to authorize Music on Main Street events to take place at Centennial Park - Fall 2021.

16. Finca Serena Affordable Housing Development Density Bonus

Re: Consideration to approve the Rental Restriction Agreement between the City of Porterville and UPH Porterville, LP.

17. Consideration of Membership in the Tulare County Economic Development Corporation

Re: Consideration of rejoining membership in the Tulare County Economic Development Corporation for the 2021-2022 fiscal year and public sector membership dues of \$25,000 for the current 2021-2022 fiscal year.

18. Bid Results - Temporary Library Project

Re: Consideration to award the Temporary Library Project located at 50 W. Olive Avenue, Unit B., to TMJ Construction, Inc. in the amount of \$177,362.00.; and authorize an additional appropriation of \$47,234 from Insurance Proceeds funds to fully fund the project.

19. Proposition 68 Per Capita Grant Program

Re: Consideration to provide direction on a project for the Proposition 68 Per Capita Grant Program in which the City of Porterville received an amount of \$177,952.

- 20. Designation of City Representatives to the Board of Directors for the Porterville Area Development Authority**
Re: Consideration to appoint two Members of Council to serve as City Representatives to the Board of Directors of the Porterville Area Development Authority (PADA); and appoint either a City staff person or a member of the public to serve as a City representative to the Board of Directors of PADA.
- 21. Cal Cities 2021 Annual Conference Proposed Bylaws Amendments and Resolutions**
Re: Consideration of the Council to consider the Cal Cities proposed ByLaws Amendments and Resolutions; and provide direction to the Council's representatives in voting either in support or opposition at the General Assembly meeting on Friday, September 24, 2021.
- 22. 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 September 21, 2021

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 – SEPTEMBER 7, 2021

SUBJECT: City Council Minutes of July 6, 2021

SOURCE: Administrative Services

COMMENT: Staff has prepared the draft Minutes of July 6, 2021 & August 17, 2021, for the City Council's consideration.

RECOMMENDATION: That the City Council approve the draft Minutes of July 6, 2021 & August 17, 2021.

ATTACHMENTS: 1. 2021_07_06 Draft Minutes

Appropriated/Funded:

Review By:

Department Director:

Patrice Hildreth, Deputy City Manager

Final Approver: Patrice Hildreth, Deputy City Manager

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JULY 6, 2021, 5:30 PM**

Call to Order at 5:30 p.m.

Roll Call: Council Member Kellie Carrillo, Council Member Milt Stowe,
Vice Mayor Martha A. Flores, Mayor Adrian Monte Reyes

ORAL COMMUNICATIONS

None.

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

1 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Porterville Peace Officers Association, Porterville City Firefighters Association, Fire Officer Series, And all Unrepresented Employees.

2 - Government Code Section 54956.95 – Liability Claim: Claimant: Progressive Select Insurance Company ASO Maria Haro. Agency Claimed Against: City of Porterville.

3 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Isabel Valdez Vela V. Porterville Police Department ET AL., Tulare County Superior Court Case No. 283111.

4 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Statewide Traffic Safety and Signs, Inc. V. California Professional Engineering, ET AL., and Related Cross Complaints, Tulare County Superior Court Case No. 284137.

5 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Seven (7) Cases in which facts are not yet known to potential plaintiff.

6 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of litigation: One (1) Case.

**6:47 P.M. RECONVENE OPEN SESSION AND REPORT ON
REPORTABLE ACTION TAKEN IN CLOSED SESSION**

City Attorney Julia Lew reported action pertaining to A-2, as follows:

A-2. On a MOTION made by Vice Mayor Martha A. Flores, and SECONDED by Council Member Milt Stowe the City Council unanimously rejected the claim filed by Progressive Select Insurance Company ASO Maria Haro.

Documentation: M.O. 01-070621

Denied: Claim rejected

The Pledge of Allegiance was led by Vice Mayor Martha A. Flores.

Invocation -- a member of the public came forward.

ORAL COMMUNICATIONS

- Jhonna Keye, 2453 W. Westfield, addressed Item No. 28 and stated that she doesn't believe that the public should be responsible in reporting complaints with regard to having trailers or recreational vehicles in or around a driveway.
- Margaret Land, Porterville, stated she is concerned that the City should not use the insurance proceeds to build a temporary library and the city should use it for the new building. She then requested more information with regard to the new library.
- Rae Dean Strawn, Porterville, stated that she believes that the Council should forgive all small business loans and their fines, and stated that all new cannabis dispensaries should be locally owned.
- Brock Neeley, Porterville, stated its great to see the whole gallery and spoke of Item No. 34, the Appeal of Denial from Black Bear Diner, and stated that they violated regulations and knew the consequences and now they have to pay those fines.
- Marlene Hankins, 2135 Kings Cross way, stated that she owns property next to the golf course and that the City needed to do something about the many golf balls damaging properties.
- Julie Domecq, Porterville, inquired where the cannabis dispensaries are going to be located and why this topic not being discussed.
- Sharon Thompson, Porterville, voiced concern with the proposed cannabis dispensary locations and spoke against the proposed locations.

SCHEDULED MATTERS

1. CONSIDERATION OF APPOINTMENT TO THE CITY COUNCIL OFFICE REPRESENTING DISTRICT ONE VACATED BY COUNCIL MEMBER PEÑALOZA

Recommendation: That the City Council consider the appointment of an individual to fill the vacant City Council Office representing District One for a term to expire in November 2022.

City Manager Lollis introduced the item and presented the staff report.

Council voted by use of the McCracken method and was unable to come to a consensus on a new candidate for the open Council Member seat. Pursuant to the City Charter, "...if the City Council is unable to fill the vacancy within 30 days from the date the vacancy occurred, the Mayor shall fill the vacancy." Mayor Reyes was given the authority to make the appointment of the new Council Member within the period expiring on July 8, 2021.

Documentation: None.

Disposition: No action taken.

AB 1234 REPORTS

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

1. Tulare County Task Force on Homelessness - June 16, 2021
Vice Mayor Flores reported on those in attendance, approval of minutes, no public comments and an update on project Room key given by Mr. Whittaker, as well as updates on vaccinations for those without housing.
2. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - June 17, 2021
Mayor Reyes reported on the adoption of the proposed recommended budget, the approval of continued implementation of the tune up program, and approval of the supplemental report on agricultural burning.
3. Tulare County Regional Transit Authority - June 21, 2021
Mayor Reyes reported on the approval of minutes, the approval of the MOU with the City of Porterville for Administrative Services, approval of an agreement with Fresno County Rural Transit Agency with Dinuba Connection Route, an approval of a lease agreement with the City of Tulare for the Tulare Transit Center, and an approval of travel and attendance to 2021 CALACT Autumn Conference & Expo.
4. San Joaquin Valley Regional Early Action Planning (REAP) - June 25, 2021
Vice Mayor Flores reported on those attendance, approval of minutes, and indicated that AB101 was discussed. Vice Mayor Flores stated that an update on the REAP activities had been presented, as well as an update from the State Department.
5. Tulare County Association Of Governments/Tulare County Transportation Authority (TCAG/TCTA) - June 28, 2021
Vice Mayor Flores reported on the approval of a resolution to approve additional Transportation Development Act claims for FY 2021/2022, approval of a resolution to approve 2020/2021 unmet transit need findings, an approval of a resolution to adopt the 2021 TCAG Public Transportation Safety Targets, and a public hearing on the draft 2021 Federal Transportation Improvement Program, Draft 2018 RTP, and 2021 Conformity Analysis.
6. Eastern Tule Groundwater Sustainability Agency - July 1, 2021
Mayor Reyes stated this meeting was rescheduled to July 9, 2021, to discuss the extraction fee.

CONSENT CALENDAR

COUNCIL ACTION: MOVED by Vice Mayor Martha A. Flores, SECONDED by Council Member Kellie Carrillo that the City Council approve Items Nos. 3-30. The motion carried unanimously.

3. AUTHORIZATION TO PURCHASE WATER SHARES OR SURFACE WATER FOR GROUNDWATER RECHARGE

Recommendation: That the City Council authorize the Public Works Director, or the City Manager's designee, to purchase water shares or surface water during the

2021-2022 fiscal year up to \$500,000.

Documentation: M.O. 02-070621

Disposition: Approved.

4. AUTHORIZATION TO PURCHASE LOAN SERVICING SOFTWARE TO
MANAGE MORTGAGE, BUSINESS AND PUBLIC UTILITY
CONNECTION LOANS

Recommendation: That City Council authorize staff to purchase loan servicing software from
The Mortgage Office Software and proceed with a one-year contract that
can be extended annually as needed.

Documentation: M.O. 03-070621

Disposition: Approved.

5. AUTHORIZATION TO PURCHASE MASTER METER 4G RADIO READ
WATER METERS

Recommendation: That the City Council authorize the Public Works Director to purchase
new and replacement Master Meter 4G radio read water meters and meter
registers from R&B, a Core and Main Company, during the 2021-2022
fiscal year at a not to exceed amount of \$480,000.

Documentation: M.O. 04-070621

Disposition: Approved.

6. AUTHORIZATION TO PURCHASE BY NEGOTIATION EQUIPMENT
SCHEDULED FOR REPLACEMENT

Recommendation: That the City Council authorize the purchase by negotiation of the
equipment listed and authorize payment for said equipment upon
satisfactory delivery.

Documentation: M.O. 05-070621

Disposition: Approved.

7. MODIFICATION OF TRUCK BED FOR FIRE DEPARTMENT FLEET
VEHICLE

Recommendation: That the City Council authorize the Fire Department to reconfigure a
utility fleet vehicle at a cost not to exceed \$13,999.85.

Documentation: M.O. 06-070621

Disposition: Approved.

8. AUTHORIZATION TO REPAIR TRANSIT VEHICLE #8104

Recommendation: That the City Council:
1. Authorize the transit vehicle repair by Milinich Body Works at a cost

- not to exceed \$6,359.06 (inclusive of all parts, taxes, labor, including a 10% contingency); and
2. Authorize payment of said repair upon satisfactory completion.

Documentation: M.O. 07-070621

Disposition: Approved.

9. AUTHORIZATION TO REPAIR CITY WELL 10 AND CITY WELL AIRPORT-1

Recommendation: That City Council:

1. Direct the Finance Director to initiate a Purchase Order to Valley Pump & Dairy Systems in an amount not to exceed \$47,582.70 for the repairs of City Well No. 10 and City Well Airport-1; and
2. Direct the Finance Director to make payment to Valley Pump & Dairy Systems upon receipt of invoice approved by the Public Works Director.

Documentation: M.O. 08-070621

Disposition: Approved.

10. AUTHORIZATION TO REPAIR FIRE STATION 73 HVAC UNIT

Recommendation: That the City Council direct the Fire Chief to negotiate with the lowest responsive bidder and approve the necessary repairs to the HVAC unit at Station 73.

Documentation: M.O. 09-070621

Disposition: Approved.

11. AUTHORIZATION TO ADVERTISE FOR BIDS - TEMPORARY LIBRARY PROJECT

Recommendation: That City Council:

1. Approve staff's recommended Plans and Project Manual; and
2. Authorize staff to advertise for bids on the project.

Documentation: M.O. 10-070621

Disposition: Approved.

12. AUTHORIZATION TO ADVERTISE FOR BIDS - EQUIPPING OF WELL #37

Recommendation: That City Council:

1. Approve Staff's recommended Plans and Project Manual;
2. Authorize the City Engineer to negotiate construction surveying service with one of the firms as approved by Council MO #02-100714;
3. Authorize staff to advertise for bids on the project; and
4. Authorize the Finance Director to appropriate an amount not to exceed \$2,400,000 from Water Replacement Funds to fully fund this project.

Documentation: M.O. 11-070621

Disposition: Approved.

13. ACCEPTANCE OF PROJECT - VARIOUS WATER PROJECTS

Recommendation: That City Council:

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

Documentation: M.O. 12-070621

Disposition: Approved.

14. ASSIGNMENT OF AIRPORT LEASE AND CONSENT TO SUBLET - LOT NO. 34E

Recommendation: That the City Council:

1. Approve the Assignment of Lease for Lot No. 34E at the Porterville Municipal Airport from Glenn Ricketson to Mike Quatacker and Debbie Quatacker; and
2. Authorize the Mayor to sign the Lessor's Consent to Assignment of Lease Agreement on behalf of the City; and
3. Authorize the Lessee, Mike Quatacker, and Debbie Quatacker, to sublet airport hangar on Lot No. 34E at the Porterville Municipal Airport to Jason Malcolm effective July 1, 2021, and expiring June 30, 2022; and
4. Authorize the Mayor to sign the City's Consent to Sublet Airport Hangar Lot No. 34E on behalf of the City.

Documentation: M.O. 13-070621

Disposition: Approved.

15. CONSENT TO SUBLET - LOT NO. 30 A1, A2 AND A3 AT THE PORTERVILLE MUNICIPAL AIRPORT

Recommendation: That the City Council:

1. Authorize the Lessee, Matt Quatacker, Mike Quatacker, and Debbie Quatacker, to sublet airport hangars on Lot No. 30 A1, A2, and A3 at the Porterville Municipal Airport to Wings Aloft Incorporated expiring July 31, 2023; and
2. Authorize the Mayor to sign the City's Consent to Sublet Airport Hangar Lot No. 30 A1, A2, and A3 on behalf of the City.

Documentation: M.O. 14-070621

Disposition: Approved.

16. AUTHORIZATION TO PARTICIPATE IN COOPERATIVE PURCHASING PROGRAMS ON EXISTING ASPHALT CONTRACTS

Recommendation: That the City Council authorize the purchase of asphalt mix utilizing the contracts between the County of Tulare and Jaxon Enterprises.

Documentation: M.O. 15-070621

Disposition: Approved.

17. ENGINEER'S REPORTS AND SETTING OF A PUBLIC HEARING FOR ESTABLISHING LIGHTING AND LANDSCAPE MAINTENANCE DISTRICTS AND TAX ASSESSMENTS FOR PARCELS WITHIN SUMMIT ESTATES II PHASE 2, AND ROYAL OAKS.

Recommendation: That the City Council adopt:

1. A Resolution Ordering the Proceedings for Formation of Landscape and Lighting Maintenance District numbers 55 and 56, and ordering the preparation of the Engineer's Reports; and
2. A Resolution Giving Preliminary Approval to the Engineer's Reports; and
3. A Resolution Declaring Intent to Form Districts, Levy and Collect Assessments, and Setting a Public Hearing for July 20, 2021.

Documentation: Resolution No. 26-2021, Resolution No. 27-2021, and Resolution No. 28-2021

Disposition: Approved.

18. STRIPING PROGRAM FOR 2021-2022

Recommendation: That the City Council:

1. Authorize staff to utilize annual striping contractor T&T Pavement Markings and Products Inc. for fiscal year 2021-2022;
2. Allow staff to substitute striping contractors pending schedule conflicts as ranked by their quote for services;
3. Allow for fund expenditures as defined by the operation for services from Street Maintenance Operations and Capital Improvement Projects Overlay Program; and
4. Authorize payment of services upon satisfactory completion.

Documentation: M.O. 16-070621

Disposition: Approved.

19. ANNUAL HAULING SERVICES FOR ASPHALT MAINTENANCE PROGRAM

Recommendation: That the City Council:

1. Authorize staff to utilize an annual hauling services contractor Mike Clark Trucking for fiscal year 2021-2022;
2. Allow staff to substitute annual hauling contractor pending schedule conflicts as ranked by the quote for services;
3. Allow for fund expenditures as defined by the operation for services from the Capital Improvement Projects Overlay Program; and
4. Authorize payment of services upon satisfactory completion.

Documentation: M.O. 17-070621

Disposition: Approved.

20. ASPHALT GRINDING PROGRAM FISCAL YEAR 2021-2022

Recommendation: That the City Council:
1. Authorize staff to utilize annual grinding contractor J. MACK Enterprise Inc. for the fiscal year 2021-2022; and
2. Allow staff to substitute annual grinding contractor pending schedule conflicts as ranked by the quote for services.

Documentation: M.O. 18-070621

Disposition: Approved.

21. REQUEST FOR APPROVAL OF THE COLD MIX ASPHALT OVERLAY PROGRAM 2021-2022

Recommendation: That the City Council:
1. Approve the Fiscal Year 2021-2022 Asphalt Overlay Program; and
2. Authorize the expenditure of \$1,000,000 in FY 2021-2022 for the Asphalt Overlay Program.

Documentation: M.O. 19-070621

Disposition: Approved.

22. REQUEST FOR APPROVAL OF THE STREET SECTIONS FOR THE FISCAL YEAR 2021-2022 ASPHALT HOT MIX PROGRAM

Recommendation: That the City Council approve the street sections for the Fiscal Year 2021-2022 Asphalt Hot Mix Program.

Documentation: M.O. 20-070621

Disposition: Approved.

23. LABORATORY INSTRUMENT SERVICE CONTRACTS

Recommendation: That the City Council:
1. Approve the service contract with Agilent Technologies for one year;
2. Approve the service contract with Thermo Electron North America LLC for one year; and
3. Authorize payment for these services from the laboratory operating budget.

Documentation: M.O. 21-070621

Disposition: Approved.

24. SCADA PROGRAMMING AND CONFIGURATION - DIGESTER REHABILITATION PROJECT

Recommendation: That City Council:
1. Award the SCADA programming and configuration to Tesco Controls for a total project amount not to exceed \$35,849, which includes a ten percent (10%) contingency;
2. Direct the Finance Director to initiate a Purchase Order to Tesco Controls for a not to exceed amount of \$35,849, which includes a ten percent (10%) contingency; and

3. Direct the Finance Director to make payment to Tesco Controls upon receipt of invoice approved by the Public Works Director.

Documentation: M.O. 22-070621

Disposition: Approved.

25. REQUEST FOR APPROVAL TO APPLY FOR BUREAU OF JUSTICE ASSISTANCE FY2021 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

Recommendation: That the City Council:

1. Approve the draft Resolution authorizing the filing of the FY2021 Edward Byrne Jag Grant application;
2. Authorize the Mayor and City Staff to sign all necessary grant documents;
3. Authorize a budget adjustment upon receipt of the funds; and
4. Authorize the purchase of pole camera and thermal imager equipment.

Documentation: Resolution No. 29-2021

Disposition: Approved.

26. CONSIDERATION OF TULARE COUNTY JUNIOR LIVESTOCK SHOW AND COMMUNITY FAIR ADDENDUM NO. 4

Recommendation: That the City Council approve Addendum No. 4 of the Tulare County Junior Livestock Show and Community Fair License and Development Agreement to permit the Porterville College Foundation Swap Meet to be held on the licensed premises through January 2, 2022.

Documentation: M.O. 23-070621

Disposition: Approved.

27. CONSIDERATION TO HOUSING AND COMMUNITY DEVELOPMENT PERMANENT LOCAL HOUSING ALLOCATION PROGRAM

Recommendation: Approve and adopt the draft Resolution repealing and replacing Resolution 04-2021, in support of the submission of the amendment to the Five Year PLHA Plan Amendment and streamlined application for the second year funding to the State of California, Department of Housing and Community Development Permanent Local Housing Allocation Program

Documentation: Resolution No. 30-2021

Disposition: Approved.

28. CITY COUNCIL MEMBER REQUESTED AGENDA ITEM - REVIEW OF ENFORCEMENT OF CODE PROVISIONS CONCERNING THE PARKING OF RECREATIONAL VEHICLES AND BOATS IN RESIDENTIAL AREAS

Recommendation: That the City Council approve Mayor Reyes request to consider enforcement of municipal code provisions regarding RV's and boats parked within residential neighborhoods as a Scheduled Matter

at the next regular Council meeting.

Documentation: M.O. 24-070621

Disposition: Approved.

29. CITY COUNCIL MEMBER REQUESTED AGENDA ITEM - REVIEW OF SIGN ORDINANCE

Recommendation: That the City Council approve Vice Mayor Flores request to review the City's Sign Ordinance for potential amendments as a Scheduled Matter at the next regular Council meeting.

Documentation: M.O. 25-070621

Disposition: Approved.

30. STATUS AND REVIEW OF LOCAL EMERGENCY: DROUGHT

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.

Documentation: M.O. 26-070621

Disposition: Approved.

PUBLIC HEARINGS

31. CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF PORTERVILLE AND COAST TO COAST CAREGIVERS CORP. DBA CULTURE CANNABIS CLUB AND JOVITA FRANKLIN RELATING TO THE DEVELOPMENT OF A RETAIL CANNABIS DISPENSARY

Recommendation: That the City Council:

1. Conduct the Public Hearing and consider public testimony; and
2. Approve and give first reading to an Ordinance of the City Council of the City of Porterville Approving a Development Agreement between the City of Porterville and Coast to Coast Caregivers Corp. dba Culture Cannabis Club and Jovita Franklin Relating to the Development of a Retail Cannabis Dispensary, reading by title only and waiving further reading thereof.

City Manager Lollis introduced the item and Community Development Director Jason Ridenour presented the staff report.

City Attorney Julia Lew reported that some comments that came from the applicant after the agenda had been posted which consisted of a clarification as to the property owner, general number of employees, and on page 26 that eliminated one clause that had to do with joint and several liability work because the owner is an LLC. She stated that the City needs the name of their day to day operations person.

The Public Hearing was opened at 7:46 p.m.

- Christina, Culture Cannabis Club – stated that Devon Julian was the community outreach officer. She elaborated on the terms of the lease, stating it was a five year term with an option to extend to five years. She indicated that Jovita was either the Director/CFO or Majority Share Holder.
- Daryl Nicholson, Porterville, asked if the proposed Ordinance was specific to a property, and inquired about the requirement for notifying those 300 feet from the subject property.
- Peggy King, Porterville, voiced concerned with the property being in close proximity to her residence and noted that it was also next to a church.
- Brock Neeley, Porterville, stated he would much rather live next to a dispensary than a liquor store.
- Edith LaVonne, Porterville, stated all the information on the Agenda was available for public inspection and stated she read everything related to the cannabis dispensaries and was amazed at the proposed security.

The Public Hearing was closed at 8:00 p.m.

COUNCIL ACTION: MOVED by Mayor A. Monte Reyes, SECONDED by Vice Mayor Martha A. Flores that the City Council approve and give first reading to an Ordinance of the City Council of the City of Porterville Approving a Development Agreement between the City of Porterville and Coast to Coast Caregivers Corp. dba Culture Cannabis Club and Jovita Franklin Relating to the Development of a Retail Cannabis Dispensary located at 230-232 North Main Street, Porterville, CA 93257; and read by title only and waived the further reading.

AYES: Carrillo, Flores, Reyes

NOES: Stowe

ABSTAIN: None

ABSENT: None

Documentation: Ordinance No. 1886

Disposition: Approved.

32. CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF PORTERVILLE AND HAVEN #7 LLC RELATING TO THE DEVELOPMENT OF A RETAIL CANNABIS DISPENSARY

Recommendation: That the City Council:

1. Conduct the Public Hearing and consider any public testimony, and
2. Approve and give first reading to an Ordinance of the City Council of the City of Porterville Approving a Development Agreement between the City of Porterville and Haven #7 LLC Relating to the Development of a Retail Cannabis Dispensary, reading by title only and waiving

further reading thereof.

City Manager Lollis introduced the item and Community Development Director Jason Ridenour presented the staff report.

City Attorney Julia Lew reported that she had received some comments from the applicant after the agenda had been posted. She stated that the applicant requested that a modification by the City concerning the description of a loading area.

The Public Hearing was opened at 8:16 p.m.

- Joe Velasquez, Haven LLC, stated that everything the City Attorney were in line with what they have discussed and what are currently being used for surveillance will be secured and presented an updated floor plan.
- Johnny Hernandez, Haven LLC, stated the only major changes were swapping the restrooms.
- Daryl Nicholson, Porterville, stated that there was nothing in the public agenda concerning where there properties were.

The Public Hearing was closed at 8:26 p.m.

COUNCIL ACTION: MOVED by Mayor A. Monte Reyes, SECONDED by Vice Mayor Martha A. Flores that the City Council approve and give first reading to an Ordinance of the City Council of the City of Porterville Approving a Development Agreement between the City of Porterville and Haven #7 LLC relating to the development of a retail cannabis dispensary located at 230-232 North Main Street, Porterville, CA 93257; and read by title only and waived the further reading.

AYES: Carrillo, Flores, Reyes

NOES: Stowe

ABSTAIN: None

ABSENT: None

Documentation: Ordinance No. 1887

Disposition: Approved.

The Council recessed for 15 minutes, returning at 8:45 p.m.

SCHEDULED MATTERS

33. CONSIDERATION OF PERMIT FOR RELIEF OF NOISE ORDINANCE FOR STRATEGIC INDUSTRY

Recommendation: That the City Council consider the request for relief from Strategic Industry to conduct construction activities of pouring concrete from 3:00 A.M. to 7:00 A.M. on Tuesday, July 13, 2021, that exceed the maximum noise level permitted in the Ordinance 1757.

City Manager Lollis introduced the item and Community Development Director Jason Ridenour presented the staff report.

COUNCIL ACTION: MOVED by Council Member Milt Stowe, SECONDED by Vice Mayor Martha A. Flores that the City Council approve the request for relief from Strategic Industry to conduct construction activities of pouring concrete from 3:00 A.M to 7:00 A.M. on Tuesday, July 13, 2021.

AYES: Carrillo, Stowe, Flores

NOES: None

ABSTAIN: Reyes

ABSENT: None

Documentation: M.O. 27-070621

Disposition: Approved.

34. APPEAL OF COMMUNITY DEVELOPMENT FINANCIAL ASSISTANCE REVIEW COMMITTEE DENIAL OF CDBG-CV FORGIVABLE BUSINESS LOAN FOR BLACK BEAR DINER PORTERVILLE LP/SJVC

Recommendation: That the City Council consider the request for reconsideration and provide staff direction on how to proceed with the BAP-CV applicant.

City Manager Lollis introduced the item and Community Development Director Jason Ridenour presented the staff report.

COUNCIL ACTION: MOVED by Council Member Milt Stowe, SECONDED by Vice Mayor Martha A. Flores that the City Council deny the appeal request for reconsideration of the denial of CDBG-CV Forgivable Business Loan for Black Bear Diner Porterville LP/SJVC of CDBG. The motion carried unanimously.

Documentation: M.O. 28-070621

Disposition: Approved.

35. ADOPTION OF ANNUAL APPROPRIATION LIMIT

Recommendation: That the City Council approve the attached Resolution adopting the appropriation limit of \$82,650,411 for the 2021-2022 Fiscal Year.

City Manager Lollis introduced the item and Finance Director Maria Bemis presented the staff report.

COUNCIL ACTION: MOVED by Vice Mayor Martha A. Flores, SECONDED by Council Member Kellie Carrillo that the City Council approve the attached Resolution adopting the appropriation limit of \$82,650,411 for the 2021-2022 Fiscal Year. The motion carried unanimously.

Documentation: Resolution No. 31-2021

Disposition: Approved.

36. STATUS AND REVIEW OF PROCLAMATION OF LOCAL EMERGENCY: COVID-19

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.

City Manager Lollis introduced the item and presented the staff report.

COUNCIL ACTION: MOVED by Council Member Milt Stowe, SECONDED by Vice Mayor Martha A. Flores that the City Council approve the continuation of the Proclamation of Local Emergency. The motion carried unanimously.

Documentation: M.O. 29-070621

Disposition: Approved.

ORAL COMMUNICATIONS

None.

OTHER MATTERS

- Council Member Carrillo reminded everyone that the agenda and materials were prepared prior to the meeting and noted that she accesses hers from the City's website. She stated that the library updates are always given during the AB1234 reports that provides information on the discussions of the Library Facility Planning Committee.
- Council Member Stowe congratulated Chief Kroutil on his upcoming retirement; and noted that he would be traveling out-of-state in the next few days.
- Vice Mayor Flores stated that she will miss Chief Kroutil, thanked the Public Works Department for tending to some sidewalk repairs, and spoke of a phone call she received from a constituent who stated that she was very pleased with her interaction with the Finance Department in helping her. She then thanked all of the departments for their hard work.
- Mayor Reyes stated that he is expecting to assist in the swearing in for the new officers for the Exchange Club and expressed his gratitude to the Police and Fire Department. Mayor Reyes also congratulated Chief Kroutil on his retirement.
- City Manager Lollis stated that an after action report from the Fire Department would be presented to the Council with regard to the events and activities that took place on the 4th of July holiday, and stated that Public Works Director Mike Knight had a recent birthday. Mr. Lollis stated he appreciated the comments given by Council with regard to Chief Kroutil and also wanted to thank Chief Kroutil on how much of a pleasure it had been to work with him.

CLOSED SESSION

None.

ADJOURNMENT

The Council adjourned at 9:46 p.m. to the meeting of July 20, 2021.

Fernando Gabriel-Moraga, Deputy City Clerk

SEAL

Adrian Monte Reyes, Mayor



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Authorization for Purchase of Police Department Vehicles and Equipment

SOURCE: Police

COMMENT: On an annual basis, the Police Department finds it necessary to purchase vehicles to replace aging vehicles in its fleet. As always, a careful evaluation is made of each particular vehicle to determine actual need for replacement. In light of the City's commitment to strong budget control and fiscal management, this component of the Police Department's vehicle replacement process is even more critical to ensure that a vehicle is not replaced only because it is scheduled to be replaced.

Many factors are considered in this process, such as the age of the vehicle, mileage, maintenance costs, etc. A primary consideration is given to the safety of each vehicle, due to the high-risk driving required at times of these vehicles. In addition, the evaluation includes examining the assignment of vehicles to determine if reassignment of vehicles can reduce fleet numbers.

The Department has recently completed this evaluation and determined that twelve (12) vehicles are in need of replacement. Through strategic contributions to the Department's vehicle depreciation plan, the monies for the replacement vehicles have already been accumulated in the Equipment Replacement Fund and this expenditure was approved in the 2021-2022 fiscal year budget.

Nine of these vehicles will be for sworn patrol personnel positions. Of these nine vehicles, four are planned to be Ford Explorers, which are intended to be assigned to the UAV (drone) operators. In addition, a portion of the fleet already includes Ford Explorers and will maintain uniformity. Staff research conducted revealed that the Ford Explorer is better suited to accommodate the UAV specific equipment to include charging stations and other specialized necessities as part of this assignment. The remaining five patrol vehicles will be Dodge Chargers to maintain uniformity of the remaining patrol fleet. One of these vehicles is specifically funded by Measure H.

One of the twelve (12) vehicles purchased will be a Chevrolet Silverado to be assigned to a task force Detective who is participating in a Department of Justice Firearms enforcement unit.

In an effort to continue with uniformity in the administrative command staff vehicles, one of the current Dodge chargers currently in service will require

minimal up fitting to be utilized by the Patrol Division. Once the up fit is completed, this vehicle will be reassigned to the Patrol Division. With that reassignment, the Department will purchase one Chevrolet Tahoe for the vacated vehicle assignment. In addition, the Department is increasing its fleet by one vehicle due to a Command Staff member no longer participating in a vehicle allowance stipend, which will also be a Chevrolet Tahoe.

The Department is requesting authorization to purchase these vehicles per Resolution 35-93, which authorizes no-bid purchases through a cooperative purchase program. The Department has identified National Auto Fleet Group as a provider of such a program for the desired vehicles, available under the Sourcewell Master Vehicle Contract #120716-NAF. While National Auto Fleet Group is contracting with Cook's Communications for vehicle up fitting, and has up fitted the Department's past vehicles, it should be noted that Cook's Communications also holds negotiated contracts with both Tulare County (#PA7232) and Fresno County (#A-16-426) and Cook's Communication's is providing the up fit under these contracts. Included within and attached to the National Auto Fleet Group quote is the Cook's Communication quote to up fit each vehicle with the necessary emergency equipment.

Total costs for these vehicles are:

Four (4) Marked Police Vehicles - 2022 Ford Explorer – Patrol - \$233,533.12

Five (5) Marked Police Vehicles - 2022 Dodge Charger – Patrol - \$237,548.14

One (1) Unmarked Police Vehicle – 2022 Chevrolet Silverado - Detective - \$35,507.42

One (1) Conversion of an unmarked administrative police vehicle – 2019 Dodge Charger – Patrol - \$5,593.36

Two (2) Unmarked Administration Vehicles – 2022 Chevrolet Tahoe – Administration - \$119,222.50

The Department is also requesting to purchase twelve (12) police vehicle radios for each of these new vehicles. The vehicle radios are to be purchased through its sole provider, J's Communications. The Department radios are all Motorola, and Motorola Solutions requires agencies to go through the area provider for purchase. J's Communications is the area provider and provides all of the Department's vehicle and handheld radios, and additionally has a current County of Los Angeles contract. Quotes for each vehicle and for twelve (12) police vehicle radios are attached. Total costs for these police vehicle radios are:

Twelve (12) Police Vehicle Radios - \$51,176.23.

With these vehicle purchases, a total of ten (10) Dell laptops equipped with Microsoft Deployment Toolkit's (MDT's) and associated equipment and software will need to be purchased. The MDT's allow personnel to conduct

necessary inquiries in the field, as well as keep themselves and others updated on current incidents in progress and allow the transmission of required information between field units and the Communications Center. These MDT's are to be purchased from the City vendor for Dell computers. Total costs for these computers is as follows:

Ten (10) Dell Latitude 7220 Rugged and related hardware/software \$30,029.80.

Total cost for purchase of twelve (12) Police vehicles and outfitting of thirteen (13) Police Vehicles (which includes the up fit of one administrative vehicle already in use by the department to a patrol vehicle) is \$712,610.57. The replacement vehicles and related equipment will be funded through the Equipment Replacement Fund, which is funded by General Fund and Measure I, with one marked police patrol vehicle being funded by Measure H.

RECOMMENDATION: That the City Council;

1. Authorize staff to negotiate the purchase of twelve (12) Police Vehicles from National Auto Fleet; and
2. Authorize staff to negotiate the retro up fit of an Administration Dodge Charger to a Patrol suited vehicle; and
2. Authorize staff to negotiate the purchase of twelve (12) APX 6500 unit radios from J's Communications; and
3. Authorize staff to negotiate the purchase of ten (10) Dell Latitude 7220 laptop MDT's from Dell; and
4. Authorize payment to respective vendors upon receipt of listed equipment.

ATTACHMENTS:

1. National Auto Fleet Group Quote: 4 Patrol Unit Ford Explorers
2. National Auto Fleet Group Quote: 5 Marked Patrol Chargers
3. National Auto Fleet Group: 1 Unmarked Chevrolet Silverado
4. National Auto Fleet Group: 2 Unmarked Admin Chevrolet Tahoes
5. Cook's Communications Quote: Conversion From Admin to Patrol
6. Motorola Solutions Quote: 12 Vehicle Radios
7. Dell Technologies Quote: 10 MDTs

Appropriated/Funded:

Review By:

Department Director:

Jake Castellow, Chief of Police

Final Approver: John Lollis, City Manager



National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076
(855) 289-6572 • (855) BUY-NJPA • (831) 480-8497 Fax
Fleet@NationalAutoFleetGroup.com

August 21, 2021

Lieutenant Rick Carrillo
Porterville Police Dept.
350 North D Street
Porterville, Ca 93257
Delivery Via Email

Dear, Lt. Carrillo,

In response to your inquiry, we are pleased to submit the following for your consideration:

National Auto Fleet Group will sell, service and deliver at Fresno, new/unused 2022 Ford Police Interceptor Utility Non-Hybrid Admin Patrol Unit responding to your requirement with the attached specifications for \$ 33,699.00 plus Upfit, State Sales Tax, and \$8.75 tire tax (non-taxable). These vehicles are available under the Sourcewell (Formerly Known as NJPA) master vehicle contract# 120716-NAF. Units to be all Black

	One unit MSRP	Selling Price	Total Savings	Extended units (4)	Total Savings
2022 Ford Police Interceptor Utility Non-Hybrid	40,755.00	33,699.00	17.31%	134,796.00	28,224.00
Cook's Upfit		19,377.00		77,508.00	
Sub Total		53,076.00		212,304.00	
Sales Tax		4,909.53		19,638.12	
Transportation		389.00		1,556.00	
Tire Tax		8.75		35.00	
Total		58,383.28		233,533.12	

Terms are net 30 days.

Delivery 180-210 Days ARO

National Auto Fleet Group welcomes the opportunity to assist you in your vehicle requirements.

Kevin Buzzard
National Law Enforcement Sales Manager
National Auto Fleet Group
Wondries Fleet Group
626-656-8431 O
714-2641867 C
562-684-4672 F





160 North Broadway
Fresno, CA 93701-1592

Phone: (559) 233-8818

(559) 268-8506

Estimate

Customer No.: PORTERVILLE

Quote No.: 11138

Quote To: **City of Porterville**

291 N Main St
Accounts Payable
Porterville, CA 93257-0000

Phone: (559) 782-7566

Fax: (559) 782-4050

Ship To: **City of Porterville**

291 N Main St
Porterville, CA 93257

Phone:

Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number	Sales Person		Expiration Date	
	David Burchfield		10/08/21	
Quantity Required	Item Number	Description	Unit Price	Amount

2022 FORD FPI U
PATROL BUILDS

LIGHTBARS/LIGHTS/SIREN

4	BSFW50Z	Whelen Inner Edge DUO WeCanX FST/RST & CenCom Core Package Includes - BSSP2ZJW, BS348, BSSP28JA, C399, C399K1, CCTL7, SA315P, SAK66D	3390.00	13560.00
4	MBFX20	Whelen Mirror Beam fits FPIU 2020+	316.00	1264.00
4	MBIONVB	Whelen Mirror Beam Mnt ION-V Blue	64.00	256.00
4	MBIONVR	Whelen Mirror Beam Mnt ION-V Red	64.00	256.00
4	HWLFE29	Whelen Howler System fits '20 FPI Utility Single Speaker	483.00	1932.00
8	VTX609J	Vertex LED (Red/Blue)	86.00	688.00
8	VTXFB	Vertex LED Surface Mount - Black	8.00	64.00
4	FHL-TAIL	Rear Flasher- Alternating PUSH BUMBER/ PARTITION/TRAYS	70.00	280.00
4	BK0534ITU20	Setina PB400 VS Bumper fits '20 FPI Utility	424.00	1696.00
4	PK1134ITU20	Setina #8XL Partition 1/2 Poly - 1/2 coated metal Stationary Window	696.00	2784.00
4	GK10271UXLSSCA	Setina Single T Rail Weapon Mount 1 XL Lock	280.00	1120.00

Thank You



Estimate

160 North Broadway
Fresno, CA 93701-1592

Customer No.: PORTERVILLE
Quote No.: 11138

Phone: (559) 233-8818 (559) 268-8506

Quote To: **City of Porterville**
291 N Main St
Accounts Payable
Porterville, CA 93257-0000

Ship To: **City of Porterville**
291 N Main St
Porterville, CA 93257

Phone: (559) 782-7566
Fax: (559) 782-4050

Phone:
Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number		Sales Person	Expiration Date	
		David Burchfield	10/08/21	
Quantity Required	Item Number	Description	Unit Price	Amount
4	WK0514ITU20	Setina Window Barrier Steel Vertical	237.00	948.00
4	DK0100ITU20	Setina TPO Black Plastic Door Panels	237.00	948.00
4	QK0566ITU20	Setina #12 Rear Partition Coated Poly w/replacement Seat & CP Seat Belts	1189.00	4756.00
4	DFDEXRN220NPSHTC1DR7	Explorer Drone Responder 7 Interceptor Drone Responder 7 2 Drawer Radio Panel 1x HDMI, x2 USB, x1 12v, 2x 120v Monitor Cubby - Prewired and Includes Mount TV40-011H TV NOT Included 600 Watt Inverter Included Heavy Duty Table w/Hinged White Board Vehicle Year: 3rd Row Seat: Removed/None Prisoner Cage: No Exterior Carpet: Black Interior Carpet: Grey Drawer Fronts: Black Composite Locks: Push Button w/Key Override A Drawer Black T-Handle B Drawer 2 Carpeted Long Dividers B Drawer 2 Carpeted Short Dividers B Drawer CONSOLE/COMPUTER	4555.00	18220.00
4	C-VS-1210-INUT	Havis Mid-Height Angled Console for 2020 Ford FPI Utility	331.00	1324.00
4	C-EB25-XTL-1P	Havis 2.5" Faceplate fits XTL2500/5000-05/APX7500	0.00	0.00
4	C-EB40-CCS-1P	Havis Faceplate 1 Piece fits Whelen	0.00	0.00

Thank You



160 North Broadway
Fresno, CA 93701-1592

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Estimate

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Phone:

Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number	Sales Person		Expiration Date	
	David Burchfield		10/08/21	
Quantity Required	Item Number	Description	Unit Price	Amount

		CenCom Controller		
4	C-FP-05	.5" Blank Havis Face Plate	0.00	0.00
20	C-FP-2	2" Blank Havis Face Plate	0.00	0.00
4	C-FP-1	1" Blank Havis Face Plate	0.00	0.00
4	C-CUP2-I	Havis Dual Cup Holder	36.00	144.00
4	C-ARM-104	Havis Arm Rest Mounts to Trak Mount Base	142.00	568.00
4	AC-MCM1	Troy Mic Clip	15.00	60.00
4	MMSU-1	Magnetic Mic Conversion Kit	35.00	140.00
4	LF12ER	Fed Sig Littlite 12" Halogen Vertical Mount	45.00	180.00
4	DC5E8Q-25MB	Patch Cable	19.00	76.00
4	DS-DELL-604-2	Havis Docking Staion for Dell Latitude 12 Rugged Tablet. Duall Pass. Int. P/S	717.00	2868.00
4	C-DMM-3015	Havis Dash Monitor Mount fits '20 FPI Utility	402.00	1608.00
4	C-MD-112	Havis 11" Slide Out Locking Sling Arm 11" Slide Out Locking Swing Arm with Motion Adapter	272.00	1088.00
4	PKG-KB-208	Havis Rugged Keyboard & Mount	452.00	1808.00
		MISC ITEMS/ELECTRICAL		
4	LP450NMO	450mhz Dome Antenna	38.00	152.00
4	NMO58U-NC	NMO Coax Kit w/ 17' of RG58	19.00	76.00
4	7615B	Blue Seas Solenoid/Timer. 120amp 12vdc	118.00	472.00

Thank You



Estimate

160 North Broadway
Fresno, CA 93701-1592

Customer No.: PORTERVILLE

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Phone: (559) 233-8818

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Phone: (559) 782-7566

Fax: (559) 782-4050

Phone:

Email:

Date	Ship Via	F.O.B.	Terms
08/09/21		Origin	Net Next EOM

Purchase Order Number	Sales Person	Expiration Date
	David Burchfield	10/08/21

Quantity Required	Item Number	Description	Unit Price	Amount
-------------------	-------------	-------------	------------	--------

4	5029	12 Circuit Water Resistant Fuse Block w/Cover	34.00	136.00
28	5080	Relay	10.00	280.00
4	RQA5000C	QMA Male Connector fits RG58	15.00	60.00
4	S3511K	Stop Stick Rack Kit	724.00	2896.00
4	MATERIALSFEE3	Installation Material Bundle	200.00	800.00
112.000	LAISREG	Shop Installation 4 Complete Patrol Builds 2022 FORD FPI U Install Customer Provided Motorola radio SN And possibly cradle point and axion antennas add prewiring for Axion & Cradle Point Devices Including: power ground catV Code 3 trigger gun lock release trigger Unit# 2022 FORD FPI U Lic# Vin#*	125.00	14000.00

Subtotal
Sales tax @ 7.75000%

77508.00

Total

We appreciate your continued patronage

19,377 each

Thank You

Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD

Image Not Available

Wondries Fleet Group / National Auto Fleet Group

Prepared By:

Kevin Buzzard

Wondries Fleet Group / National Auto Fleet Group

626-457-5590 OFC

Buzzard5150@gmail.com

Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✔ Complete)

Selected Model and Options**MODEL**

CODE	MODEL
K8A	2022 Ford Police Interceptor Utility AWD

COLORS

CODE	DESCRIPTION
UM	Agate Black

ENGINE

CODE	DESCRIPTION
99B	Engine: 3.3L V6 Direct-Injection (FFV) -inc: (136-MPH top speed), Note: Deletes regenerative braking and lithium-ion battery pack; adds 250-Amp alternator, replaces H7 AGM battery (800 CCA/80-amp) w/H7 SLI battery (730 CCA/80-amp) and replaces 19-gallon tank w/21.4-gallon *CREDIT*

TRANSMISSION

CODE	DESCRIPTION
44U	Transmission: 10-Speed Automatic (44U)

OPTION PACKAGE

CODE	DESCRIPTION
500A	Order Code 500A

AXLE RATIO

CODE	DESCRIPTION
—	3.73 Axle Ratio (STD)

PRIMARY PAINT

CODE	DESCRIPTION
UM	Agate Black

SEAT TYPE

CODE	DESCRIPTION
96	Charcoal Black, Unique HD Cloth Front Bucket Seats w/Vinyl Rear -inc: reduced bolsters, driver 6-way power track (fore/aft, up/down, tilt w/manual recline, 2-way manual lumbar), passenger 2-way manual track (fore/aft, w/manual recline) and built-in steel intrusion plates in both driver/passenger seatbacks

Prices, specifications, and availability are subject to change without notice, and do not include certain fees, taxes and charges that may be required by law or vary by manufacturer or region. Performance figures are guidelines only, and actual performance may vary. Photos may not represent actual vehicles or exact configurations. Content based on report preparer's input is subject to the accuracy of the input provided. Data Version: 14512, Data updated Aug 20, 2021 10:32:00 PM PDT

Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✓ Complete)

ADDITIONAL EQUIPMENT - MECHANICAL

CODE	DESCRIPTION
47A	Police Engine Idle Feature -inc: This feature allows you to leave the engine running and prevents your vehicle from unauthorized use when outside of your vehicle, Allows the key to be removed from ignition while vehicle remains idling
76D	Underbody Deflector Plate -inc: Engine and transmission shield

ADDITIONAL EQUIPMENT - EXTERIOR

CODE	DESCRIPTION
51S	Dual (Driver & Passenger) LED Spot Lamps (Unity)
153	Front License Plate Bracket
86T	Tail Lamp/Police Interceptor Housing Only -inc: Pre-existing holes w/standard twist lock sealed capability (does not include LED strobe) (eliminates need to drill housing assemblies)
59B	Keyed Alike - 1284x

ADDITIONAL EQUIPMENT - INTERIOR

CODE	DESCRIPTION
52P	Hidden Door-Lock Plunger -inc: rear-door controls inoperable (locks, handles and windows), Note: Can manually remove window or door disable plate w/special tool, Note: Locks/windows operable from driver's door switches
43D	Dark Car Feature -inc: Courtesy lamps disabled when any door is opened
17T	Switchable Red/White Lighting in Cargo Area -inc: Deletes 3rd row overhead map light
87R	Rear View Camera -inc: Displayed in rear view mirror, Note: This option replaces the standard display in the center stack area, Note: Camera can only be displayed in the center stack (std) or the rear view mirror (87R), Electrochromic Rear View Mirror, Video is displayed in rear view mirror
76R	Reverse Sensing System
60R	Noise Suppression Bonds (Ground Straps)
85R	Rear Console Plate -inc: Contours through 2nd row; channel for wiring

Options Total

Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✓ Complete)

Standard Equipment

Mechanical

Engine: 3.3L V6 Direct-Injection Hybrid System -inc: (136-MPH top speed) (STD)

Transmission: 10-Speed Automatic (STD)

3.73 Axle Ratio (STD)

50 State Emission System Flexible Fuel Vehicle (FFV) system is standard equipment for vehicles equipped with the 3.3L V6 Direct-Injection engine.

Transmission w/Oil Cooler

Automatic Full-Time All-Wheel

Engine Oil Cooler

80-Amp/Hr 800CCA Maintenance-Free Battery

Hybrid Electric Motor 220 Amp Alternator

Class III Towing Equipment -inc: Hitch

Trailer Wiring Harness

Police/Fire

1670# Maximum Payload

GVWR: 6,840 lbs (3,103 kgs)

Gas-Pressurized Shock Absorbers

Front And Rear Anti-Roll Bars

Electric Power-Assist Steering

19 Gal. Fuel Tank

Dual Stainless Steel Exhaust

Permanent Locking Hubs

Strut Front Suspension w/Coil Springs

Multi-Link Rear Suspension w/Coil Springs

Regenerative 4-Wheel Disc Brakes w/4-Wheel ABS, Front And Rear Vented Discs, Brake Assist and Hill Hold Control

Lithium Ion Traction Battery

Exterior

Wheels: 18" x 8" 5-Spoke Painted Black Steel -inc: polished stainless steel hub cover and center caps

Tires: 255/60R18 AS BSW

Steel Spare Wheel

Spare Tire Mounted Inside Under Cargo

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Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✔ Complete)

Exterior

Clearcoat Paint
Body-Colored Front Bumper w/Black Rub Strip/Fascia Accent and 1 Tow Hook
Body-Colored Rear Bumper w/Black Rub Strip/Fascia Accent
Body-Colored Bodyside Cladding and Black Wheel Well Trim
Black Side Windows Trim and Black Front Windshield Trim
Black Door Handles
Black Power Side Mirrors w/Convex Spotter and Manual Folding
Fixed Rear Window w/Fixed Interval Wiper, Heated Wiper Park and Defroster
Deep Tinted Glass
Speed Sensitive Variable Intermittent Wipers
Galvanized Steel/Aluminum Panels
Lip Spoiler
Black Grille
Liftgate Rear Cargo Access
Tailgate/Rear Door Lock Included w/Power Door Locks
Auto On/Off Projector Beam Led Low/High Beam Headlamps
LED Brakelights

Entertainment

Radio w/Seek-Scan, Speed Compensated Volume Control and Steering Wheel Controls
Radio: AM/FM/MP3 Capable -inc: clock, 4-speakers, Bluetooth interface w/hands-free voice command support (compatible w/most Bluetooth connected mobile devices), 1 USB port and 4.2" color LCD screen center stack smart display
Integrated Roof Antenna
1 LCD Monitor In The Front

Interior

8-Way Driver Seat
Passenger Seat
35-30-35 Folding Split-Bench Front Facing Fold Forward Seatback Rear Seat
Manual Tilt/Telescoping Steering Column
Gauges -inc: Speedometer, Odometer, Engine Coolant Temp, Tachometer, Engine Hour Meter, Traction Battery Level, Trip Odometer and Trip Computer
Power Rear Windows and Fixed 3rd Row Windows
Fleet Telematics Modem Selective Service Internet Access

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Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✓ Complete)

Interior

Remote Releases -Inc: Power Cargo Access

Cruise Control w/Steering Wheel Controls

Dual Zone Front Automatic Air Conditioning

HVAC -inc: Underseat Ducts

Locking Glove Box

Driver Foot Rest

Unique HD Cloth Front Bucket Seats w/Vinyl Rear -inc: reduced bolsters, driver 6-way power track (fore/aft, up/down, tilt w/manual recline, 2-way manual lumbar), passenger 2-way manual track (fore/aft, w/manual recline) and built-in steel intrusion plates in both driver/passenger seatbacks

Interior Trim -inc: Metal-Look Instrument Panel Insert, Metal-Look Door Panel Insert and Metal-Look Interior Accents

Full Cloth Headliner

Urethane Gear Shifter Material

Day-Night Rearview Mirror

Driver And Passenger Visor Vanity Mirrors

Mini Overhead Console w/Storage and 2 12V DC Power Outlets

Front And Rear Map Lights

Fade-To-Off Interior Lighting

Full Vinyl/Rubber Floor Covering

Carpet Floor Trim

Cargo Features -inc: Cargo Tray/Organizer

Cargo Space Lights

Dashboard Storage, Driver And Passenger Door Bins

Power 1st Row Windows w/Driver And Passenger 1-Touch Up/Down

Delayed Accessory Power

Power Door Locks

Systems Monitor

Redundant Digital Speedometer

Trip Computer

Analog Appearance

Seats w/Vinyl Back Material

Manual Adjustable Front Head Restraints and Manual Adjustable Rear Head Restraints

2 12V DC Power Outlets

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Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✓ Complete)

Interior

Air Filtration

Safety-Mechanical

Electronic Stability Control (ESC) And Roll Stability Control (RSC)

ABS And Driveline Traction Control

Safety-Exterior

Side Impact Beams

Safety-Interior

Dual Stage Driver And Passenger Seat-Mounted Side Airbags

Tire Specific Low Tire Pressure Warning

Dual Stage Driver And Passenger Front Airbags

Curtain 1st And 2nd Row Airbags

Airbag Occupancy Sensor

Passenger Knee Airbag

Rear Child Safety Locks

Outboard Front Lap And Shoulder Safety Belts -inc: Rear Center 3 Point, Height Adjusters and Pretensioners

Back-Up Camera w/Washer

Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✔ Complete)

Window Sticker

SUMMARY

[Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD

MSRP:\$40,980.00

Interior:Charcoal Black, Unique HD Cloth Front Bucket Seats w/Vinyl Rear

Exterior 1:Agate Black

Exterior 2:No color has been selected.

Engine: 3.3L V6 Direct-Injection (FFV)

Transmission: 10-Speed Automatic (44U)

OPTIONS

CODE	MODEL	MSRP
K8A	[Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD	\$40,980.00
OPTIONS		
153	Front License Plate Bracket	\$0.00
17T	Switchable Red/White Lighting in Cargo Area	\$50.00
43D	Dark Car Feature	\$25.00
44U	Transmission: 10-Speed Automatic (44U)	\$0.00
47A	Police Engine Idle Feature	\$260.00
500A	Order Code 500A	\$0.00
51S	Dual (Driver & Passenger) LED Spot Lamps (Unity)	\$620.00
52P	Hidden Door-Lock Plunger	\$160.00
59B	Keyed Alike - 1284x	\$50.00
60R	Noise Suppression Bonds (Ground Straps)	\$100.00
76D	Underbody Deflector Plate	\$335.00
76R	Reverse Sensing System	\$275.00
85R	Rear Console Plate	\$45.00
86T	Tail Lamp/Police Interceptor Housing Only	\$60.00
87R	Rear View Camera	\$0.00
96	Charcoal Black, Unique HD Cloth Front Bucket Seats w/Vinyl Rear	\$0.00
99B	Engine: 3.3L V6 Direct-Injection (FFV)	(\$3,450.00)
UM	Agate Black	\$0.00
—	3.73 Axle Ratio	\$0.00
SUBTOTAL		\$39,510.00

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Vehicle: [Fleet] 2022 Ford Police Interceptor Utility (K8A) AWD (✓ Complete)

Adjustments Total	\$0.00
Destination Charge	\$1,245.00
TOTAL PRICE	\$40,755.00

FUEL ECONOMY

Est City:N/A

Est Highway:N/A

Est Highway Cruising Range:N/A



National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076

(855) 289-6572 • (855) BUY-NJPA • (831) 480-8497 Fax

Fleet@NationalAutoFleetGroup.com

August 21, 2021

Lieutenant Rick Carrillo
Porterville Police Dept.
350 North D Street
Porterville, Ca 93257
Delivery Via Email

Dear, Lt. Carrillo,

In response to your inquiry, we are pleased to submit the following for your consideration:

National Auto Fleet Group will sell, service and deliver at Fresno, new/unused 2022 Dodge Charger Pursuit V-8 RWD Patrol Units responding to your requirement with the attached specifications for \$ 29,391.00 plus Upfit, State Sales Tax, and \$8.75 tire tax (non-taxable). These vehicles are available under the Sourcewell (Formerly Known as NJPA) master vehicle contract# 120716-NAF. Units to be all Black

	One unit MSRP	Selling Price	Total Savings	Extended units (5)	Total Savings
2022 Dodge Charger					
Pursuit V-8 RWD	39,230.00	29,391.00	25.08%	146,955.00	49,195.00
Cook's Upfit		13,732.00		68,660.00	
Sub Total		43,123.00		215,615.00	
Sales Tax		3,988.88		19,944.39	
Transportation		389.00		1,945.00	
Tire Tax		8.75		43.75	
Total		47,509.63		237,548.14	

Terms are net 30 days.

Delivery 180-210 Days ARO

National Auto Fleet Group welcomes the opportunity to assist you in your vehicle requirements.

Kevin Buzzard
National Law Enforcement Sales Manager
National Auto Fleet Group
Wondries Fleet Group
626-656-8431 O
714-2641867 C
562-684-4672 F





Estimate

160 North Broadway
Fresno, CA 93701-1592

Customer No.: PORTERVILLE

Quote No.: 11136

Phone: (559) 233-8818

(559) 268-8506

Quote To: **City of Porterville**

291 N Main St
Accounts Payable
Porterville, CA 93257-0000

Ship To: **City of Porterville**

291 N Main St
Porterville, CA 93257

Phone: (559) 782-7566

Fax: (559) 782-4050

Phone:

Email:

Date	Ship Via	F.O.B.	Terms		
08/09/21		Origin	Net Next EOM		
Purchase Order Number		Sales Person		Expiration Date	
		David Burchfield		10/08/21	
Quantity Required	Item Number	Description		Unit Price	Amount

2022 DODGE CHARGER

PATROL BUILDS

LIGHTBARS/LIGHTS/SIREN

5	BSFW35Z	Whelen Inner Edge DUO WeCanX FST/RST & GenCom Core Package	3390.00	16950.00
		Includes - BSSP2ZJW, BS358, BSSP28JA, C399, C399K3, CCTL7, SA315P, SAK37		
5	MBDC11	Whelen Mirror Beam fits '15-'21 Dodge Charger	316.00	1580.00
5	MBIONVR	Whelen Mirror Beam Mnt ION-V Red	64.00	320.00
5	MBIONVB	Whelen Mirror Beam Mnt ION-V Blue	64.00	320.00
5	CHWLDC15	Whelen Howler Low Freq Siren for 2015-20 Charger	483.00	2415.00
10	VTX609C	Vertex Super-LED (clear/white)	86.00	860.00
10	VTXFB	Vertex LED Surface Mount - Black	8.00	80.00
5	FHL-TAIL	Rear Flasher- Alternating	70.00	350.00
		PUSH BUMPER/PARTITION/TRAYS		
5	BK0532CGR15	Setina PB400 Push Bumper for '15+ Dodge Charger	390.00	1950.00
5	PK1134CGR11	Setina 8XL Partition 1/2 Poly 1/2 Mesh	696.00	3480.00
5	GK10271UXLSSCA	Setina Single T Rail Weapon Mount 1 XL Lock	280.00	1400.00
5	WK0513CGR11	Setina Window Barriers Steel Vertical	220.00	1100.00

Thank You



160 North Broadway
Fresno, CA 93701-1592

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Phone: (559) 782-7566

Fax: (559) 782-4050

Phone:

Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number		Sales Person		Expiration Date
		David Burchfield		10/08/21
Quantity Required	Item Number	Description	Unit Price	Amount

		fits '11-'19 Dodge Charger		
5	DK0100CGR11	Setina TPO Door Panel Kit fits '11-'19 Dodge Charger	237.00	1185.00
5	DC02	PTS Transport Seat w/OS Belts fits Dodge Charger	642.00	3210.00
5	AC-CH11T-DS	Troy Hinged Side Tray fits '11-'19 Dodge Charger Drivers Side	165.00	825.00
5	AC-CH11T-PS	Troy Hinged Side Tray fits '11-'19 Dodge Charger Passenger Side	165.00	825.00
		CONSOLE/COMPUTER		
5	C-VS-0809-CHGR-2	Havis VS 17" Console fits '21 Dodge Charger	438.00	2190.00
5	C-EB25-XTL-1P	Havis 2.5" Faceplate fits XTL2500/5000-05/APX7500	0.00	0.00
5	C-EB40-CCS-1P	Havis Faceplate 1 Piece fits Whelen CenCom Controller	0.00	0.00
5	C-FP-05	.5" Blank Havis Face Plate	0.00	0.00
15	C-FP-2	2" Blank Havis Face Plate	0.00	0.00
5	C-CUP2-I	Havis Dual Cup Holder	36.00	180.00
5	C-ARM-101	Havis Arm Rest	68.00	340.00
5	AC-MCM1	Troy Mic Clip	0.00	0.00
5	MMSU-1	Magnetic Mic Conversion Kit	35.00	175.00
5	LF12ER	Fed Sig Littlite 12" Halogen Vertical Mount	52.00	260.00
5	DC5E8Q-25MB	Patch Cable	19.00	95.00

Thank You



160 North Broadway
Fresno, CA 93701-1592

Estimate

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Phone:

Email:

Date	Ship Via	F.O.B.	Terms
08/09/21		Origin	Net Next EOM

Purchase Order Number	Sales Person	Expiration Date
	David Burchfield	10/08/21

Quantity Required	Item Number	Description	Unit Price	Amount
5	DS-DELL-604-2	Havis Docking Station for Dell Latitude 12 Rugged Tablet. Dual Pass. Int. P/S	717.00	3585.00
5	C-DMM-3005	Havis Dash Mount fits '15-'19 Dodge Charger	386.00	1930.00
5	PKG-KB-208	Havis Rugged Keyboard & Mount	452.00	2260.00
5	C-MD-204	Low Profile Tilt Swivel Motion Device	66.00	330.00
MISC ITEMS/ELECTRICAL				
5	LP450NMO	450mhz Dome Antenna	38.00	190.00
5	NMO58U-NC	NMO Coax Kit w/ 17' of RG58	19.00	95.00
5	7615B	Blue Seas Solenoid/Timer. 120amp 12vdc	118.00	590.00
5	5029	12 Circuit Water Resistant Fuse Block w/Cover	34.00	170.00
35	5080	Relay	10.00	350.00
5	RQA5000C	QMA Male Connector fits RG58	15.00	75.00
5	S3511K	Stop Stick Rack Kit	724.00	3620.00
5	MATERIALSFEE3	Installation Material Bundle	200.00	1000.00
115.000	LAISREG	Shop Installation 5 Complete Patrol Builds 2022 Dodge Chargers Install customer provided Motorola radio SN And possibly cradle point and axion antennas	125.00	14375.00

Thank You



Estimate

160 North Broadway
Fresno, CA 93701-1592

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Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number		Sales Person	Expiration Date	
		David Burchfield	10/08/21	
Quantity Required	Item Number	Description	Unit Price	Amount

add prewiring for Axion &
Cradle point Devices
including:
power
ground
catV
code 3 trigger
gun lock release trigger

Unit#
2021 Dodge Charger
Lic# Vin#*

Subtotal 68660.00

Sales tax @ 7.75000%

Total

We appreciate your continued patronage

13,732 each

Thank You

Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD

Image Not Available

Wondries Fleet Group / National Auto Fleet Group

Prepared By:

Kevin Buzzard

Wondries Fleet Group / National Auto Fleet Group

626-457-5590 OFC

Buzzard5150@gmail.com

Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✓ Complete)

Selected Model and Options**MODEL**

CODE	MODEL
LDDE48	2022 Dodge Charger Police RWD

COLORS

CODE	DESCRIPTION
PX8	Pitch Black Clearcoat

ENGINE

CODE	DESCRIPTION
EZH	Engine: 5.7L V8 HEMI MDS VVT (STD)

TRANSMISSION

CODE	DESCRIPTION
DFK	Transmission: 8-Speed Automatic (8HP70) (STD)

CPOS PKG

CODE	DESCRIPTION
26A	Quick Order Package 26A -inc: Engine: 5.7L V8 HEMI MDS VVT, Transmission: 8-Speed Automatic (8HP70)

TIRES

CODE	DESCRIPTION
TWW	Tires: P225/60R18 BSW Performance (STD)

PRIMARY PAINT

CODE	DESCRIPTION
PX8	Pitch Black Clearcoat

SEAT TYPE

CODE	DESCRIPTION
C8X9	Black, Heavy Duty Cloth Bucket & Rear Bench Seats

ADDITIONAL EQUIPMENT - PACKAGE

CODE	DESCRIPTION
AWC	Fleet Safety Group -inc: Blind Spot Power Fold Pursuit Mirrors, Exterior Mirrors w/Heating Element, Blind Spot & Cross Path Detection

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Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✔ Complete)

ADDITIONAL EQUIPMENT - EXTERIOR

CODE	DESCRIPTION
LNK	LED Spot Lamps
LNF	Black Left Spot Lamp
LNA	Matching Right Spot Lamp
TBH	Full Spare Tire Relocation Bracket

ADDITIONAL EQUIPMENT - INTERIOR

CODE	DESCRIPTION
CW6	Deactivate Rear Doors/Windows
GXF	Entire Fleet Alike Key (FREQ 1)
CW7	Door/Window Activation Kit

Options Total

Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✔ Complete)

Standard Equipment

Mechanical

Engine: 5.7L V8 HEMI MDS VVT (STD)

Transmission: 8-Speed Automatic (8HP70) (STD)

50 State Emissions

Transmission w/AUTOSTICK Sequential Shift Control

Rear-Wheel Drive

2.62 Axle Ratio

Engine Oil Cooler

220 Amp Alternator

800CCA Maintenance-Free Battery w/Run Down Protection

Police/Fire

Gas-Pressurized Shock Absorbers

Rear Auto-Leveling Suspension

Front Anti-Roll Bar and Rear HD Anti-Roll Bar

HD Suspension

Electric Power-Assist Steering

18.5 Gal. Fuel Tank

Dual Stainless Steel Exhaust

Short And Long Arm Front Suspension w/Coil Springs

Multi-Link Rear Suspension w/Coil Springs

4-Wheel Disc Brakes w/4-Wheel ABS, Front And Rear Vented Discs, Brake Assist and Hill Hold Control

Exterior

Wheels: 18" x 7.5" Steel

Tires: P225/60R18 BSW Performance (STD)

Wheels w/Black Accents w/Chrome Hub Covers

Goodyear Brand Tires

Steel Spare Wheel

Full-Size Spare Tire Mounted Inside Under Cargo

Clearcoat Paint

Body-Colored Front Bumper

Body-Colored Rear Bumper

Black Side Windows Trim

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Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✔ Complete)

Exterior

Body-Colored Door Handles
Power Side Mirrors w/Manual Folding
Body Color Exterior Mirrors
Fixed Rear Window w/Defroster
Light Tinted Glass
Speed Sensitive Variable Intermittent Wipers w/Heated Jets
Galvanized Steel/Aluminum Panels
Black Grille
Trunk Rear Cargo Access
Auto On/Off Projector Beam Halogen Daytime Running Headlamps w/Delay-Off
Perimeter/Approach Lights
LED Brakelights
Laminated Glass

Entertainment

Radio w/Seek-Scan, Clock, Speed Compensated Volume Control, Aux Audio Input Jack and Steering Wheel Controls
Radio: Uconnect 4 w/7" Display
6 Speakers
Streaming Audio
Window Grid Antenna
Uconnect w/Bluetooth Wireless Phone Connectivity
2 LCD Monitors In The Front

Interior

Power 6-Way Driver Seat
8-Way Driver Seat -inc: Manual Recline
4-Way Passenger Seat -inc: Manual Recline and Fore/Aft Movement
Front Facing Rear Seat
Manual Tilt/Telescoping Steering Column
Gauges -inc: Speedometer, Odometer, Oil Pressure, Engine Coolant Temp, Tachometer, Oil Temperature, Transmission Fluid Temp, Engine Hour Meter, Trip Odometer and Trip Computer
Power Rear Windows
Leather/Metal-Look Steering Wheel
Front Cupholder

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Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✔ Complete)

Interior

Rear Cupholder

Compass

Proximity Key For Doors And Push Button Start

Valet Function

Power Fuel Flap Locking Type

Remote Keyless Entry w/Integrated Key Transmitter, 4 Door Curb/Courtesy, Illuminated Entry and Panic Button

Remote Releases -Inc: Power Cargo Access and Power Fuel

Cruise Control w/Steering Wheel Controls

Dual Zone Front Manual Air Conditioning

HVAC -inc: Underseat Ducts

Illuminated Locking Glove Box

Driver Foot Rest

Full Cloth Headliner

Vinyl Door Trim Insert

Interior Trim -inc: Chrome Interior Accents

Urethane Gear Shifter Material

Heavy Duty Cloth Bucket & Rear Bench Seats

Day-Night Rearview Mirror

Driver And Passenger Visor Vanity Mirrors w/Driver And Passenger Illumination, Driver And Passenger Auxiliary Mirror

Partial Floor Console, Mini Overhead Console w/Storage and 1 12V DC Power Outlet

Regular Dome Lighting

Full Vinyl/Rubber Floor Covering

Vinyl/Rubber Floor Trim

Underhood And Cargo Space Lights

Smart Device Integration

FOB Controls -inc: Cargo Access

Instrument Panel Bin, Driver / Passenger And Rear Door Bins

Power 1st Row Windows w/Driver And Passenger 1-Touch Up/Down

Delayed Accessory Power

Power Door Locks w/Autolock Feature

Systems Monitor

Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✔ Complete)

Interior

Redundant Digital Speedometer

Trip Computer

Outside Temp Gauge

Digital/Analog Appearance

Manual Anti-Whiplash Adjustable Front Head Restraints and Fixed Rear Head Restraints

Sentry Key Engine Immobilizer

Air Filtration

1 12V DC Power Outlet

Safety-Mechanical

Electronic Stability Control (ESC) And Roll Stability Control (RSC)

ABS And Driveline Traction Control

Safety-Exterior

Side Impact Beams

Safety-Interior

Dual Stage Driver And Passenger Seat-Mounted Side Airbags

ParkSense Rear Parking Sensors

Tire Specific Low Tire Pressure Warning

Dual Stage Driver And Passenger Front Airbags

Curtain 1st And 2nd Row Airbags

Airbag Occupancy Sensor

Driver Knee Airbag

Rear Child Safety Locks

Outboard Front Lap And Shoulder Safety Belts -inc: Rear Center 3 Point, Height Adjusters and Pretensioners

ParkView Back-Up Camera

Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✔ Complete)

Window Sticker

SUMMARY

[Fleet] 2022 Dodge Charger (LDDE48) Police RWD

MSRP:\$36,355.00

Interior:Black, Heavy Duty Cloth Bucket & Rear Bench Seats

Exterior 1:Pitch Black Clearcoat

Exterior 2:No color has been selected.

Engine: 5.7L V8 HEMI MDS VVT

Transmission: 8-Speed Automatic (8HP70)

OPTIONS

CODE	MODEL	MSRP
LDDE48	[Fleet] 2022 Dodge Charger (LDDE48) Police RWD	\$36,355.00
OPTIONS		
26A	Quick Order Package 26A	\$0.00
AWC	Fleet Safety Group	\$350.00
C8X9	Black, Heavy Duty Cloth Bucket & Rear Bench Seats	\$0.00
CW6	Deactivate Rear Doors/Windows	\$75.00
CW7	Door/Window Activation Kit	\$100.00
DFK	Transmission: 8-Speed Automatic (8HP70)	\$0.00
EZH	Engine: 5.7L V8 HEMI MDS VVT	\$0.00
GXF	Entire Fleet Alike Key (FREQ 1)	\$140.00
LNA	Matching Right Spot Lamp	\$210.00
LNF	Black Left Spot Lamp	\$210.00
LNK	LED Spot Lamps	\$150.00
PX8	Pitch Black Clearcoat	\$0.00
TBH	Full Spare Tire Relocation Bracket	\$145.00
TWW	Tires: P225/60R18 BSW Performance	\$0.00

SUBTOTAL	\$37,735.00
Adjustments Total	\$0.00
Destination Charge	\$1,495.00
TOTAL PRICE	\$39,230.00

FUEL ECONOMY

Est City:16 (2021) MPG

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Vehicle: [Fleet] 2022 Dodge Charger (LDDE48) Police RWD (✓ Complete)

Est Highway:25 (2021) MPG

Est Highway Cruising Range:462.50 mi



National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076
(855) 289-6572 • (855) BUY-NJPA • (831) 480-8497 Fax
Fleet@NationalAutoFleetGroup.com

August 21, 2021

Lieutenant Rick Carrillo
Porterville Police Dept.
350 North D Street
Porterville, Ca 93257
Delivery Via Email

Dear, Lt. Carrillo,

In response to your inquiry, we are pleased to submit the following for your consideration:

National Auto Fleet Group will sell, service and deliver at Fresno, new/unused 2022 Chevrolet Silverado 1500 LTD 2WD Double Cab (CC18753) Custom responding to your requirement with the attached specifications for \$ 29,527.00 plus Upfit, State Sales Tax, and \$8.75 tire tax (non-taxable). These vehicles are available under the Sourcewell (Formerly Known as NJPA) master vehicle contract# 120716-NAF. Unit to be White

	One Unit MSRP	One Unit	Total Savings	Total Savings
2022 Chevy Silverado 1500 LTD Double Cab				
Custom	38,649.00	29,527.00	23.60%	9,122.00
Cook's Upfit		2,610.00		
Sub Total		32,137.00		
Sales Tax		2,972.67		
Transportation		389.00		
Tire Tax		8.75		
Total		35,507.42		

Terms are net 30 days.

Delivery 180-210 Days ARO

National Auto Fleet Group welcomes the opportunity to assist you in your vehicle requirements.

Kevin Buzzard

National Law Enforcement Sales Manager

National Auto Fleet Group

Wondries Fleet Group / 626-656-8431 O / 714-2641867 C / 562-684-4672 F





Estimate

160 North Broadway
Fresno, CA 93701-1592

Customer No.: PORTERVILLE

Quote No.: 11133

Phone: (559) 233-8818

(559) 268-8506

Quote To: **City of Porterville**

291 N Main St
Accounts Payable
Porterville, CA 93257-0000

Ship To: **City of Porterville**

291 N Main St
Porterville, CA 93257

Phone: (559) 782-7566

Fax: (559) 782-4050

Phone:

Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number	Sales Person		Expiration Date	
	David Burchfield		10/08/21	
Quantity Required	Item Number	Description	Unit Price	Amount

2022 CHEVY SILVERADO
ADMIN BUILD

LIGHTS AND SIREN
EQUIPMENT

1	MS4000U	Federal Signal U/C Mini Siren Controller	244.00	244.00
1	ES100C	Federal Signal 100 watt Siren Speaker	232.00	232.00
1	ESB-U	Universal Siren Bracket for ES100 Siren	28.00	28.00
1	5080	Relay	10.00	10.00
1	FHL2-SC	Fed. Sig. Headlight Flasher	70.00	70.00
1	MPS650-BB	Fed Sig MicroPulse Hood/grill Mount Blue/Blue	112.00	112.00
1	MPS650-RR	Fed Sig MicroPulse Hood/grill Mount Red/Red	112.00	112.00
2	416910-W	FS Corner LED System White	79.00	158.00
2	416910-R	FS Corner LED System Red	79.00	158.00
1	7500090	Lighted Rocker Switch	13.00	13.00
1	LP450NMO	450mhz Dome Antenna	58.00	58.00
1	NMO58U-NC	NMO Coax Kit w/ 17' of RG58	19.00	19.00
1	RQA5000C	QMA Male Connector fits RG58	15.00	15.00
1	5028	6 Circuit Water Resistant Fuse Block w/Cover	31.00	31.00

Thank You



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08/09/21		Origin	Net Next EOM	
Purchase Order Number	Sales Person		Expiration Date	
	David Burchfield		10/08/21	
Quantity Required	Item Number	Description	Unit Price	Amount

1	5029 FPI MNT BRKT	Mounting Bracket for 5029 Fuse Block. Fits '13 FPI Utility	25.00	25.00
1	MATERIALSFEE2	Installation Material Bundle	75.00	75.00
10.000	LAISREG	Shop Installation 2022 CHEVY SILVERADO ****ADMIN BUILD**** INCLUDES INSTALLATION OF CUSTOMER PROVIDED RADIO INTO THE CENTER CONSOLE OF THE VEHICLE Unit# 2022 Chevy Silverado Lic# Vin#* Mileage-	125.00	1250.00

Subtotal 2610.00
Sales tax @ 7.75000%

Total

We appreciate your continued patronage

Thank You

Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom



Wondries Fleet Group / National Auto Fleet Group

Prepared By:

Kevin Buzzard

Wondries Fleet Group / National Auto Fleet Group

626-457-5590 OFC

Buzzard5150@gmail.com

Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓ Complete)

Selected Model and Options**MODEL**

CODE	MODEL
CC18753	2022 Chevrolet Silverado 1500 LTD 2WD Double Cab 147" Custom

COLORS

CODE	DESCRIPTION
GJI	Shadow Gray Metallic

EMISSIONS

CODE	DESCRIPTION
YF5	Emissions, California state requirements

ENGINE

CODE	DESCRIPTION
L3B	Engine, 2.7L Turbo (310 hp [231 kW] @ 5600 rpm, 348 lb-ft of torque [471 Nm] @ 1500 rpm) (STD) *GROSS*

TRANSMISSION

CODE	DESCRIPTION
MQE	Transmission, 8-speed automatic, electronically controlled with overdrive and tow/haul mode. Includes Cruise Grade Braking and Powertrain Grade Braking (STD)

AXLE

CODE	DESCRIPTION
GU6	Rear axle, 3.42 ratio

PREFERRED EQUIPMENT GROUP

CODE	DESCRIPTION
1CX	Custom Preferred Equipment Group includes standard equipment

WHEELS

CODE	DESCRIPTION
NZP	Wheels, 20" x 9" (50.8 cm x 22.9 cm) Bright Silver painted aluminum (STD)

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Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓ Complete)

TIRES

CODE	DESCRIPTION
QAB	Tires, 275/60R20 all-season, blackwall (STD)

PAINT

CODE	DESCRIPTION
GJI	Shadow Gray Metallic

SEAT TYPE

CODE	DESCRIPTION
AE7	Seats, front 40/20/40 split-bench with covered armrest storage (STD)

SEAT TRIM

CODE	DESCRIPTION
H0U	Jet Black, Cloth seat trim (Requires (A2X) 10-way power seat adjuster on 1CX and 2CX.)

RADIO

CODE	DESCRIPTION
IOR	Audio system, Chevrolet Infotainment 3 system 7" diagonal color touchscreen, AM/FM stereo. Additional features for compatible phones include: Bluetooth audio streaming for 2 active devices, voice command pass-through to phone, wired Apple CarPlay and Android Auto capable. (STD)

OPTION DISCOUNT

CODE	DESCRIPTION
—	Option/package discount (Requires (L3B) 2.7L Turbo engine or (STH) Rally Edition.) *DISCOUNT*

ADDITIONAL EQUIPMENT - PACKAGE

CODE	DESCRIPTION
RGE	Safety Confidence Package includes (UEU) Forward Collision Alert, (UHY) Automatic Emergency Braking, (UKJ) Front Pedestrian Braking, (UK3) Steering Wheel Audio Controls and (UDD) Driver Information Center

ADDITIONAL EQUIPMENT - MECHANICAL

CODE	DESCRIPTION
G80	Auto-locking rear differential

Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓
Complete)

ADDITIONAL EQUIPMENT - EXTERIOR

CODE	DESCRIPTION
CGN	Chevytec spray-on bedliner, Black with Chevrolet logo (does not include spray-on liner on tailgate due to Black composite inner panel) (Included with (STH) Rally Edition. Double Cab and Crew Cab models are available with Ship Thru codes (VBE), (VCO), (VDT), (VYC) or (VYS). Crew Cab models are available with Ship Thru codes (A6T), (TW3), (VI1), (VKZ) or (WEZ).)
VK3	License plate kit, front (will be shipped to orders with ship-to states that require front license plate)

ADDITIONAL EQUIPMENT - INTERIOR

CODE	DESCRIPTION
A2X	Seat adjuster, driver 10-way power including lumbar (Requires (H0U) Jet Black interior and (KI4) power outlet.)
UK3	Steering wheel audio controls (Included and only available with (RGE) Safety Confidence Package.)
UDD	Driver Information Center, 4.2" diagonal color display includes driver personalization (Included and only available with (RGE) Safety Confidence Package.)
KI4	Power outlet, instrument panel, 120-volt (400 watts shared with (KC9) bed mounted power outlet) (Required and only available with (A2X) 10-way power driver seat.)
KC9	Power outlet, bed mounted, 120-volt (400 watts shared with (KI4) instrument panel mounted power outlet) (Included and only available with (KI4) Power outlet.)

ADDITIONAL EQUIPMENT - SAFETY-MECHANICAL

CODE	DESCRIPTION
UHY	Automatic Emergency Braking (Included and only available with (RGE) Safety Confidence Package.)
UKJ	Front Pedestrian Braking (Included and only available with (RGE) Safety Confidence Package.)

ADDITIONAL EQUIPMENT - SAFETY-INTERIOR

CODE	DESCRIPTION
UEU	Forward Collision Alert (Included and only available with (RGE) Safety Confidence Package.)

Options Total

Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓
Complete)

Standard Equipment

Package

Trailering Package includes trailer hitch, 7-pin and 4-pin connectors and (CTT) Hitch Guidance

Custom Value Package includes (PCX) Custom Convenience Package, (ZLA) Infotainment Package and (Z82) Trailering Package

Custom Convenience Package includes (BTV) Remote Start with (UTJ) content theft alarm, (C49) rear-window defogger, (UF2) bed LED cargo area lighting and (QT5) EZ Lift power lock and release tailgate (Included and only available with (PDX) Custom Value Package.)

Infotainment Package includes (U2K) SiriusXM Radio and (UE1) OnStar (Included and only available with (PDX) Custom Value Package.)

Mechanical

Durabed, pickup bed

Engine, 2.7L Turbo (310 hp [231 kW] @ 5600 rpm, 348 lb-ft of torque [471 Nm] @ 1500 rpm) (STD)

Transmission, 8-speed automatic, electronically controlled with overdrive and tow/haul mode. Includes Cruise Grade Braking and Powertrain Grade Braking (STD)

GVWR, 6800 lbs. (3084 kg) (Requires 2WD model with (L3B) 2.7L Turbo engine.)

Rear axle, 3.42 ratio

Automatic Stop/Start

Rear wheel drive

Battery, heavy-duty 730 cold-cranking amps/80 Amp-hr, maintenance-free with rundown protection and retained accessory power

Alternator, 220 amps

Frame, fully-boxed, hydroformed front section

Steering, Electric Power Steering (EPS) assist, rack-and-pinion

Brakes, 4-wheel antilock, 4-wheel disc with DURALIFE rotors

Brake lining wear indicator

Capless Fuel Fill

Exhaust, single outlet

Exterior

Wheels, 20" x 9" (50.8 cm x 22.9 cm) Bright Silver painted aluminum (STD)

Tires, 275/60R20 all-season, blackwall (STD)

Tire, spare 255/80R17SL all-season, blackwall

Wheel, 17" x 8" (43.2 cm x 20.3 cm) full-size, steel spare

Tire carrier lock, keyed cylinder lock that utilizes same key as ignition and door

Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓
Complete)

Exterior

Bumper, front (Body-color.)

Bumper, rear (Body-color.)

CornerStep, rear bumper

Recovery hooks, front, frame-mounted, Black

Cargo tie downs (12), fixed rated at 500 lbs per corner

Grille (Body color bars with black mesh inserts.)

Headlamps, halogen reflector with halogen Daytime Running Lamps

Lamps, cargo area, cab mounted integrated with center high mount stop lamp, with switch in bank on left side of steering wheel

LED Cargo Area Lighting located in pickup bed, activated with switch on center switch bank or key fob

Taillamps, LED with signature

Mirrors, outside heated power-adjustable

Glass, deep-tinted

Door handles, Black

Tailgate and bed rail protection cap, top

Tailgate, standard

Tailgate, gate function manual with EZ Lift includes power lock and release

Entertainment

Audio system, Chevrolet Infotainment 3 system 7" diagonal color touchscreen, AM/FM stereo. Additional features for compatible phones include: Bluetooth audio streaming for 2 active devices, voice command pass-through to phone, wired Apple CarPlay and Android Auto capable. (STD)

SiriusXM Radio enjoy an All Access trial subscription with over 150 channels including commercial-free music, plus sports, news and entertainment. Plus listening on the SiriusXM app, online and at home on compatible connected devices is included, so you'll hear the best SiriusXM has to offer, anywhere life takes you. Welcome to the world of SiriusXM. (IMPORTANT: The SiriusXM radio trial package is not provided on vehicles that are ordered for Fleet Daily Rental ("FDR") use. If you decide to continue service after your trial, the subscription plan you choose will automatically renew thereafter and you will be charged according to your chosen payment method at then-current rates. Fees and taxes apply. See the SiriusXM Customer Agreement at www.siriusxm.com for complete terms and how to cancel. All fees, content, features, and availability are subject to change.)

Audio system feature, 6-speaker system

Bluetooth for phone, connectivity to vehicle infotainment system

Wi-Fi Hotspot capable (Terms and limitations apply. See onstar.com or dealer for details.)

Interior

Seats, front 40/20/40 split-bench with covered armrest storage (STD)

Seat trim, Cloth

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Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓
Complete)

Interior

Seat adjuster, driver 4-way manual

Seat adjuster, passenger 4-way manual

Seat, rear 60/40 folding bench (folds up), 3-passenger (includes child seat top tether anchor)

Floor covering, color-keyed carpeting

Floor mats, rubberized vinyl, front (Deleted when LPO floor liners are ordered.)

Floor mats, rubberized-vinyl rear (Deleted when LPO floor liners are ordered.)

Steering wheel, urethane

Steering column, Tilt-Wheel, manual with wheel locking security feature

Instrument cluster, 6-gauge cluster featuring speedometer, fuel level, engine temperature, tachometer, voltage and oil pressure

Driver Information Center, 3.5" diagonal monochromatic display

Exterior Temperature Display located in radio display

Compass located in instrument cluster

Rear Seat Reminder

Window, power front, drivers express up/down

Window, power front, passenger express down

Windows, power rear, express down

Door locks, power

Remote Keyless Entry, with 2 transmitters

Remote vehicle starter system

Cruise control, electronic with set and resume speed, steering wheel-mounted

Theft-deterrent system, unauthorized entry

Power outlet, front auxiliary, 12-volt

USB ports, 2 (first row) located on instrument panel

Air conditioning, single-zone manual, semi-automatic

Air vents, rear, heating/cooling

Defogger, rear-window electric

Mirror, inside rearview, manual tilt

Assist handles front A-pillar mounted for driver and passenger, rear B-pillar mounted

Chevrolet Connected Access capable (Subject to terms. See onstar.com or dealer for details.)

Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓
Complete)

Safety-Mechanical

StabiliTrak, stability control system with Proactive Roll Avoidance and traction control, includes electronic trailer sway control and hill start assist

Safety-Exterior

Daytime Running Lamps with automatic exterior lamp control

Safety-Interior

Airbags, dual-stage frontal airbags for driver and front outboard passenger; Seat-mounted side-impact airbags for driver and front outboard passenger; Head-curtain airbags for front and rear outboard seating positions; Includes front outboard Passenger Sensing System for frontal outboard passenger airbag (Always use seat belts and child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

OnStar and Chevrolet connected services capable (Terms and limitations apply. See onstar.com or dealer for details.)

Rear Vision Camera

Hitch Guidance dynamic single line to aid in trailer alignment for hitching

Teen Driver a configurable feature that lets you activate customizable vehicle settings associated with a key fob, to help encourage safe driving behavior. It can limit certain available vehicle features, and it prevents certain safety systems from being turned off. An in-vehicle report card gives you information on driving habits and helps you to continue to coach your new driver

Tire Pressure Monitoring System with Tire Fill Alert (does not apply to spare tire)

Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓ Complete)

Window Sticker

SUMMARY

[Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom

MSRP:\$37,100.00

Interior:Jet Black, Cloth seat trim

Exterior 1:Shadow Gray Metallic

Exterior 2:No color has been selected.

Engine, 2.7L Turbo

Transmission, 8-speed automatic, electronically controlled

OPTIONS

CODE	MODEL	MSRP
CC18753	[Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom	\$37,100.00
OPTIONS		
1CX	Custom Preferred Equipment Group	\$0.00
A2X	Seat adjuster, driver 10-way power including lumbar	\$290.00
AE7	Seats, front 40/20/40 split-bench	\$0.00
CGN	Chevytec spray-on bedliner, Black with Chevrolet logo	\$545.00
G80	Auto-locking rear differential	\$395.00
GJI	Shadow Gray Metallic	\$0.00
GU6	Rear axle, 3.42 ratio	\$0.00
H0U	Jet Black, Cloth seat trim	\$0.00
IOR	Audio system, Chevrolet Infotainment 3 system	\$0.00
KC9	Power outlet, bed mounted, 120-volt	Inc.
KI4	Power outlet, instrument panel, 120-volt	\$225.00
L3B	Engine, 2.7L Turbo	\$0.00
MQE	Transmission, 8-speed automatic, electronically controlled	\$0.00
NZP	Wheels, 20" x 9" (50.8 cm x 22.9 cm) Bright Silver painted aluminum	\$0.00
QAB	Tires, 275/60R20 all-season, blackwall	\$0.00
RGE	Safety Confidence Package	\$390.00
UDD	Driver Information Center, 4.2" diagonal color display	Inc.
UEU	Forward Collision Alert	Inc.
UHY	Automatic Emergency Braking	Inc.

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Vehicle: [Fleet] 2022 Chevrolet Silverado 1500 LTD (CC18753) 2WD Double Cab 147" Custom (✓
Complete)

UK3	Steering wheel audio controls	Inc.	
UKJ	Front Pedestrian Braking	Inc.	
VK3	License plate kit, front		\$0.00
YF5	Emissions, California state requirements		\$0.00
—	Option/package discount		(\$2,000.00)
SUBTOTAL			\$36,945.00
Adjustments Total			\$0.00
Destination Charge			\$1,695.00
TOTAL PRICE			\$38,640.00

FUEL ECONOMY

Est City:20 (2021) MPG

Est Highway:23 (2021) MPG

Est Highway Cruising Range:552.00 mi



National Auto Fleet Group

A Division of Chevrolet of Watsonville

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Fleet@NationalAutoFleetGroup.com

August 21, 2021

Lieutenant Rick Carrillo
Porterville Police Dept.
350 North D Street
Porterville, Ca 93257
Delivery Via Email

Dear, Lt. Carrillo,

In response to your inquiry, we are pleased to submit the following for your consideration:

National Auto Fleet Group will sell, service and deliver at Fresno, new/unused 2022 Chevy Tahoe (CC10706) 2WD 4DR LT Admin responding to your requirement with the attached specifications for \$ 51,669.00 plus Upfit, State Sales Tax, and \$8.75 tire tax (non-taxable). These vehicles are available under the Sourcewell (Formerly Known as NJPA) master vehicle contract# 120716-NAF. Units to be all Black

	One unit MSRP	Selling Price	Total Savings	Extended units (2)	Total Savings
2022 Chevy Tahoe 2WD LT Admin Unit	60,070.00	51,669.00	13.99%	103,338.00	16,802.00
Cook's Upfit		2,531.00		5,062.00	
Sub Total		54,200.00		108,400.00	
Sales Tax		5,013.50		10,027.00	
Transport		389.00		778.00	
Tire Tax		8.75		17.50	
Total		59,611.25		119,222.50	

Terms are net 30 days.

Delivery 180-210 Days ARO

National Auto Fleet Group welcomes the opportunity to assist you in your vehicle requirements.

Kevin Buzzard
National Law Enforcement Sales Manager
National Auto Fleet Group
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Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number	Sales Person		Expiration Date	
	David Burchfield		10/08/21	
Quantity Required	Item Number	Description	Unit Price	Amount

2022 CHEVY TAHOE
2 ADMIN BUILDS

LIGHTS AND SIREN
EQUIPMENT

2	MS4000U	Federal Signal U/C Mini Siren Controller	244.00	488.00
2	ES100C	Federal Signal 100 watt Siren Speaker	232.00	464.00
2	ESB-U	Universal Siren Bracket for ES100 Siren	28.00	56.00
2	5080	Relay	10.00	20.00
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2	MPS650-BB	Fed Sig MicroPulse Hood/grill Mount Blue/Blue	112.00	224.00
2	MPS650-RR	Fed Sig MicroPulse Hood/grill Mount Red/Red	112.00	224.00
4	416910-W	FS Corner LED System White	79.00	316.00
2	416910-R	FS Corner LED System Red	79.00	158.00
2	7500090	Lighted Rocker Switch	13.00	26.00
2	LP450NMO	450mhz Dome Antenna	58.00	116.00
2	NMO58U-NC	NMO Coax Kit w/ 17' of RG58	19.00	38.00
2	RQA5000C	QMA Male Connector fits RG58	15.00	30.00
2	5028	6 Circuit Water Resistant Fuse Block w/Cover	31.00	62.00

Thank You



160 North Broadway
Fresno, CA 93701-1592

Phone: (559) 233-8818

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Estimate

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Quote No.: 11139

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Phone: (559) 782-7566

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Ship To: **City of Porterville**

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Porterville, CA 93257

Phone:

Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number		Sales Person		Expiration Date
		David Burchfield		10/08/21
Quantity Required	Item Number	Description	Unit Price	Amount

2	5029 FPI MNT BRKT	Mounting Bracket for 5029 Fuse Block. Fits '13 FPI Utility	25.00	50.00
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2	MATERIALSFEE2	Installation Material Bundle	75.00	150.00
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20.000	LAISREG	Shop Installation 2022 CHEVY TAHOE ****2 ADMIN BUILDS****	125.00	2500.00
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INCLUDES INSTALLATION OF
CUSTOMER PROVIDED RADIO
INTO THE CENTER
CONSOLE OF THE VEHICLE

Unit#
2022 Chevy Tahoe
Lic# Vin#*
Mileage-

Subtotal 5062.00

Sales tax @ 7.75000%

Total

We appreciate your continued patronage

2,531.00 each

Thank You

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT

Image Not Available

Wondries Fleet Group / National Auto Fleet Group

Prepared By:

Kevin Buzzard

Wondries Fleet Group / National Auto Fleet Group

626-457-5590 OFC

Buzzard5150@gmail.com

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

Selected Model and Options**MODEL**

CODE	MODEL
CC10706	2021 Chevrolet Tahoe 2WD 4dr LT

COLORS

CODE	DESCRIPTION
G9K	Satin Steel Metallic

EMISSIONS

CODE	DESCRIPTION
YF5	Emissions, California state requirements

ENGINE

CODE	DESCRIPTION
L84	Engine, 5.3L EcoTec3 V8 with Dynamic Fuel Management, Direct Injection and Variable Valve Timing, includes aluminum block construction (355 hp [265 kW] @ 5600 rpm, 383 lb-ft of torque [518 Nm] @ 4100 rpm) (STD)

TRANSMISSION

CODE	DESCRIPTION
MQC	Transmission, 10-speed automatic electronically controlled with overdrive, includes Traction Select System including tow/haul (Most vehicles built on or after 6-7-2021 with a V8 engine will have (NSS) Not Equipped with Automatic Stop/Start, which removes Automatic Stop/Start, Engine control stop/start disable button and its content.) (STD)

GVWR

CODE	DESCRIPTION
C6C	GVWR, 7400 lbs. (3357 kg) (Standard on 2WD models with (L84) 5.3L EcoTec3 V8 engine or (L87) 6.2L EcoTec3 V8 engine.) (STD)

AXLE

CODE	DESCRIPTION
GU5	Rear axle, 3.23 ratio

PREFERRED EQUIPMENT GROUP

CODE	DESCRIPTION
1LT	LT Preferred Equipment Group includes standard equipment

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Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✓ Complete)

WHEEL TYPE

CODE	DESCRIPTION
RD4	Wheels, 20" x 9" (50.8 cm x 22.9 cm) painted aluminum with machine face and Argent Metallic pockets (Included with (PCI) LT Signature Package and (RGD) LT Signature Plus Package.)

TIRES

CODE	DESCRIPTION
XCM	(DISCONTINUED) Tires, 265/65R18SL all-season, blackwall (Standard with (PZX) 18" Bright Silver painted aluminum wheels only.)

PAINT

CODE	DESCRIPTION
G9K	Satin Steel Metallic

SEAT TYPE

CODE	DESCRIPTION
A50	Seats, front bucket (STD)

SEAT TRIM

CODE	DESCRIPTION
H0Y	Jet Black, Leather seating surfaces 1st and 2nd row

RADIO

CODE	DESCRIPTION
IOS	Audio system, Chevrolet Infotainment 3 Plus system, 10.2" diagonal HD color touchscreen AM/FM stereo, Bluetooth audio streaming for 2 active devices, Apple CarPlay and Android Auto capable, enhanced voice recognition, in-vehicle apps, cloud connected personalization for select infotainment and vehicle settings. Subscription required for enhanced and connected services after trial period. (STD)

ADDITIONAL EQUIPMENT - PACKAGE

CODE	DESCRIPTION
WPL	Luxury Package includes (WPD) Driver Alert Package content, (UV2) HD Surround Vision, (UKK) Rear Pedestrian Alert, (A45) memory settings, (DXR) outside heated power-adjustable, power-folding, body-color mirrors with driver-side auto-dimming and integrated turn signal indicators, (N38) power tilt and telescopic steering column, (KI3) automatic heated steering wheel, (KA6) second row outboard heated seats, (ATT) second row power 60/40 split-folding bench seats and (AS8) third row power 60/40 split-folding bench seats (Included with (PCI) LT Signature Package and (RGD) LT Signature Plus Package. (ATT) second row power 60/40 split-folding bench seats are upgradeable to (ATN) second row power bucket seats.)
WPD	Driver Alert Package includes (UHX) Lane Keep Assist with Lane Departure Warning, (UKC) Lane Change Alert with Side Blind Zone Alert, (UFG) Rear Cross Traffic Alert and (UD5) Front and Rear Park Assist (Included and only available with (WPL) Luxury Package.)

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Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✓ Complete)

ADDITIONAL EQUIPMENT - MECHANICAL

CODE	DESCRIPTION
NSS	Not Equipped with Automatic Stop/Start, see dealer for details (Most vehicles built on or after 6-7-2021 with a V8 engine will have (NSS) Not Equipped with Automatic Stop/Start, which removes Automatic Stop/Start, Engine control stop/start disable button and its content.) *CREDIT*

ADDITIONAL EQUIPMENT - EXTERIOR

CODE	DESCRIPTION
DXR	Mirrors, outside heated power-adjustable, power-folding, driver-side auto-dimming integrated turn signal indicators and puddle lighting (Included and only available with (WPL) Luxury Package.)

ADDITIONAL EQUIPMENT - INTERIOR

CODE	DESCRIPTION
KA6	Seats, heated second row outboard seats (Included and only available with (WPL) Luxury Package.)
ATN	Seats, second row bucket, power release (Requires (PCI) LT Signature Package, (RGD) LT Signature Plus Package or (WPL) Luxury Package.)
AS8	Seats, third row 60/40 split-bench, power folding (Included and only available with (WPL) Luxury Package.)
N38	Steering column, power tilt and telescopic (Included and only available with (WPL) Luxury Package.)
R7N	Not Equipped with Steering Column Lock see dealer for details (Most vehicles built on or after 7-5-2021 will have (R7N) Not Equipped with Steering Column Lock, which deletes (N06) Steering Column Lock.) *CREDIT*
KI3	Steering wheel, heated, automatic (Included and only available with (WPL) Luxury Package.)
00C	Not Equipped with Wireless Charging see dealer for details (Vehicles built on or after 7-12-2021 will have (00C) Not Equipped with Wireless Charging, which removes Wireless Charging and its content.) *CREDIT*
A45	Memory settings, recalls 2 "driver" presets for power driver seat, outside rearview mirrors and power and tilt and telescopic steering column (Included and only available with (WPL) Luxury Package. Replaces (AUN) memory settings.)

ADDITIONAL EQUIPMENT - SAFETY-INTERIOR

CODE	DESCRIPTION
UD5	Front and Rear Park Assist (Included and only available with (WPD) Driver Alert Package. Replaces (UD7) Rear Park Assist.)
UV2	HD Surround Vision (Included and only available with (WPL) Luxury Package.)
UFG	Rear Cross Traffic Alert (Included and only available with (WPD) Driver Alert Package.)
UKK	Rear Pedestrian Alert (Included and only available with (WPL) Luxury Package.)
UKC	Lane Change Alert with Side Blind Zone Alert (Included and only available with (WPD) Driver Alert Package.)
UHX	Lane Keep Assist with Lane Departure Warning (Included and only available with (WPD) Driver Alert Package.)

Prices, specifications, and availability are subject to change without notice, and do not include certain fees, taxes and charges that may be required by law or vary by manufacturer or region. Performance figures are guidelines only, and actual performance may vary. Photos may not represent actual vehicles or exact configurations. Content based on report preparer's input is subject to the accuracy of the input provided. Data Version: 14512, Data updated Aug 20, 2021 10:32:00 PM PDT

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✓ Complete)

ADDITIONAL EQUIPMENT - LPO

CODE	DESCRIPTION
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VRS	LPO, Cargo security shade (dealer-installed)
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Options Total

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

Standard Equipment

Mechanical

Suspension Package, Premium Smooth Ride

Engine, 5.3L EcoTec3 V8 with Dynamic Fuel Management, Direct Injection and Variable Valve Timing, includes aluminum block construction (355 hp [265 kW] @ 5600 rpm, 383 lb-ft of torque [518 Nm] @ 4100 rpm) (STD)

Transmission, 10-speed automatic electronically controlled with overdrive, includes Traction Select System including tow/haul (Most vehicles built on or after 6-7-2021 with a V8 engine will have (NSS) Not Equipped with Automatic Stop/Start, which removes Automatic Stop/Start, Engine control stop/start disable button and its content.) (STD)

Rear axle, 3.23 ratio

GVWR, 7400 lbs. (3357 kg) (Standard on 2WD models with (L84) 5.3L EcoTec3 V8 engine or (L87) 6.2L EcoTec3 V8 engine.) (STD)

Automatic Stop/Start (Standard on vehicles built before 6-7-2021. Most vehicles built on or after 6-7-2021 equipped with a V8 engine will have (NSS) Not Equipped with Automatic Stop/Start, which removes Automatic Stop/Start, Engine control stop/start disable button and its content. See dealer for details.)

Engine control, stop/start system disable button, non-latching (Standard on vehicles built before 6-7-2021. Most vehicles built on or after 6-7-2021 equipped with a V8 engine will have (NSS) Not Equipped with Automatic Stop/Start, which removes Automatic Stop/Start, Engine control stop/start disable button and its content. See dealer for details.)

Engine air filtration monitor

Fuel, gasoline, E15 (Standard with (L84) 5.3L EcoTec3 V8 engine only.)

Differential, mechanical limited-slip

Rear wheel drive

Cooling, external engine oil cooler, heavy-duty air-to-oil integral to driver side of radiator (Deleted when (LM2) Duramax 3.0L Turbo-Diesel I6 engine is ordered.)

Cooling, auxiliary transmission oil cooler, heavy-duty air-to-oil

Battery, 800 cold-cranking amps with 80 amp hour rating (Standard with (L84) 5.3L EcoTec3 V8 engine only.)

Alternator, 220 amps (Standard with (L84) 5.3L EcoTec3 V8 engine only.)

Trailer equipment includes trailering hitch platform, 7-wire harness with independent fused trailering circuits mated to a 7-way connector and 2" trailering receiver

Trailer sway control

Hitch Guidance

Suspension, front coil-over-shock with stabilizer bar

Suspension, rear multi-link with coil springs

Steering, power

Brakes, 4-wheel antilock, 4-wheel disc with DURALIFE rotors

Exhaust, single system, single-outlet

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

Mechanical

Mechanical Jack with tools

Exterior

Wheels, 18" x 8.5" (45.7 cm x 21.6 cm) Bright Silver painted aluminum (STD)

Tires, 265/65R18SL all-season, blackwall (Standard with (PZX) 18" Bright Silver painted aluminum wheels only.) (STD)

Wheel, full-size spare, 17" (43.2 cm) steel

Tire, spare P265/70R17 all-season, blackwall

Tire carrier, lockable outside spare, winch-type mounted under frame at rear

Active aero shutters, upper (Standard with (L84) 5.3L EcoTec3 V8 engine only.)

Fascia, front

Luggage rack side rails, roof-mounted, bright

Assist steps, Black with chrome accent strip

Headlamps, LED

IntelliBeam, automatic high beam on/off

Lamps, stop and tail, LED

Mirrors, outside heated power-adjustable, manual-folding, body-color

Mirror caps, body-color

Glass, deep-tinted (all windows, except light-tinted glass on windshield and driver- and front passenger-side glass)

Glass, acoustic, laminated

Glass, windshield shade band

Wipers, front intermittent, Rainsense

Wiper, rear intermittent with washer

Door handles, body-color

Liftgate, rear power programmable, hands-free with emblem projection

Entertainment

Audio system, Chevrolet Infotainment 3 Plus system, 10.2" diagonal HD color touchscreen AM/FM stereo, Bluetooth audio streaming for 2 active devices, Apple CarPlay and Android Auto capable, enhanced voice recognition, in-vehicle apps, cloud connected personalization for select infotainment and vehicle settings. Subscription required for enhanced and connected services after trial period. (STD)

Audio system feature, Bose 9-speaker stereo

Infotainment display, 10.2" diagonal multi-color touchscreen

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

Entertainment

SiriusXM Radio with 360L Equipped with SiriusXM with 360L. Enjoy a trial subscription of the All Access package for the full 360L experience, with a greater variety of SiriusXM content, a more personalized experience and easier navigation. With the All Access package, you can also enjoy your favorites everywhere you go, with the SiriusXM app, online and at home on compatible connected devices. (IMPORTANT: The SiriusXM radio trial package is not provided on vehicles that are ordered for Fleet Daily Rental ("FDR") use. If you decide to continue service after your trial, the subscription plan you choose will automatically renew thereafter and you will be charged according to your chosen payment method at then-current rates. Fees and taxes apply. See the SiriusXM Customer Agreement at www.siriusxm.com for complete terms and how to cancel. All fees, content, features, and availability are subject to change. GM connected vehicle services vary by vehicle model and require active service plan, working electrical system, cell reception and GPS signal. See onstar.com for details and limitations.)

Radio, HD

Bluetooth for phone personal cell phone connectivity to vehicle audio system

Wireless Apple CarPlay/Wireless Android Auto

4G LTE Wi-Fi Hotspot capable (Terms and limitations apply. See onstar.com or dealer for details.)

Interior

Seats, front bucket (STD)

Keyless start, push button

Seat trim, leather-appointed front seats

Seat adjusters, 10-way power includes 8-way power driver and front passenger seats with 2-way power lumbar

Seats, heated driver and front passenger

Seats, second row 60/40 split-folding bench, manual

Seats, third row 60/40 split-folding bench, manual

Console, floor with storage area and removable storage tray

Floor covering, color-keyed carpeting

Floor mats, color-keyed carpeted first and second row, removable

Electronic Precision Shift

Steering column, manual tilt and telescopic

Steering wheel, leather-wrapped

Steering wheel controls, mounted audio, Driver Information Center, cruise control, Forward Collision Alert following gap button and heated steering wheel (when equipped)

Driver Information Center, 4.2" diagonal color display includes driver personalization

Rear Seat Reminder

Door locks, power programmable with lockout protection and delayed locking (When ordered with (9C1) Police Vehicle or (5W4) Special Service Vehicle, Auto Lockout is disabled on driver door.)

Keyless Open includes extended range Remote Keyless Entry

Remote start

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Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

Interior

Cruise control, electronic with set and resume speed

Universal Home Remote includes garage door opener, programmable

Theft-deterrent system, content, electrical, unauthorized entry

Wireless charging (Standard on vehicles built before 7-12-2021. Vehicles built on or after 7-12-2021, will have (00C) Not Equipped with Wireless Charging which removes Wireless Charging and its content. See dealer for details. The system wirelessly charges one compatible mobile device. Some phones have built-in wireless charging technology and others require a special adaptor/back cover. To check for phone or other device compatibility, see my.chevrolet.com/learnAbout/wireless-charging or consult your carrier.)

USB data ports 2, one type-A and one type-C, includes SD Card Reader, located within front center console (When (DCH) power-sliding center console is ordered, relocated within instrument panel.)

USB data ports, 2, one type-A and one type-C, located within center console (Deleted when (DCH) power-sliding center console is ordered.)

USB charging-only ports, 4, (2) located on rear of center console and (2) in 3rd row (1 left and 1 right side below quarter glass side window)

Window, power with driver Express-Up/Down

Window, power with front passenger Express-Up/Down

Windows, power with rear Express-Down

Memory settings, recalls 2 "driver" presets for power driver seat

Air conditioning, tri-zone automatic climate control with individual climate settings for driver, right front passenger and rear seat occupants

Air conditioning, rear

Defogger, rear-window electric

Power outlets, 2, 120-volt, located on the rear of the center seat and rear cargo area

Power outlet, front auxillary, 12-volt, located in the center stack of instrument panel

Sill plates, bright, front and rear door

Mirror, inside rearview auto-dimming

Visors, driver and front passenger illuminated vanity mirrors, sliding

Assist handles, overhead, driver and front passenger, located in headliner

Assist handles, front passenger A-pillar and second row outboard B-pillar (Deleted when SEO (7X2) left- and right-hand spotlamps or SEO (7X3) left-hand spotlamp are ordered.)

Lighting, interior with dome light, driver- and passenger-side door switch with delayed entry feature, cargo lights, door handle or Remote Keyless Entry-activated illuminated entry and map lights in front and second seat positions. On Police/Special Service vehicles, the control switch is located in the roof console in lieu of the driver - and passenger-side door switch with delayed entry feature.

Cargo management system

Chevrolet Connected Access capable (Subject to terms. See onstar.com or dealer for details.)

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

Safety-Mechanical

Automatic Emergency Braking

Hill Start Assist

StabiliTrak, stability control system with brake assist, includes traction control

Safety-Exterior

Daytime Running Lamps, LED

Safety-Interior

Teen Driver a configurable feature that lets you activate customizable vehicle settings associated with a key fob, to help encourage safe driving behavior. It can limit certain available vehicle features, and it prevents certain safety systems from being turned off. An invehicle report card gives you information on driving habits and helps you to continue to coach your new driver

Airbags, Frontal airbags for driver and front outboard passenger; Seat-mounted side-impact airbags for driver and front outboard passenger; Driver inboard seat-mounted side-impact airbag; Head-curtain airbags for all rows in outboard seating positions (Always use seat belts and child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

Front outboard Passenger Sensing System for frontal outboard passenger airbag (Always use seat belts and child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

OnStar and Chevrolet connected services capable (Terms and limitations apply. See onstar.com or dealer for details.)

Rear Park Assist

Following Distance Indicator

HD Rear Vision Camera (Replaced by (UV2) HD Surround Vision when (WPL) Luxury Package is ordered.)

Front Pedestrian Braking

Forward Collision Alert

Door locks, rear child security, manual

LATCH system (Lower Anchors and Tethers for CHildren), for child restraint seats lower anchors and top tethers located in all second-row seating positions (Deleted when (ATZ) second row seat delete is ordered.)

Tire Pressure Monitoring System auto learn, includes Tire Fill Alert (does not apply to spare tire)

Warning tones headlamp on, driver and right-front passenger seat belt unfasten and turn signal on

Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

Window Sticker

SUMMARY

[Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT

MSRP:\$54,300.00

Interior:Jet Black, Leather seating surfaces 1st and 2nd row

Exterior 1:Satin Steel Metallic

Exterior 2:No color has been selected.

Engine, 5.3L EcoTec3 V8

Transmission, 10-speed automatic

OPTIONS

CODE	MODEL	MSRP
CC10706	[Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT	\$54,300.00
OPTIONS		
00C	Not Equipped with Wireless Charging	(\$75.00)
1LT	LT Preferred Equipment Group	\$0.00
A45	Memory settings, recalls 2 "driver" presets for power driver seat, outside rearview mirrors and power and tilt and telescopic steering column	Inc.
A50	Seats, front bucket	\$0.00
AS8	Seats, third row 60/40 split-bench, power folding	Inc.
ATN	Seats, second row bucket, power release	\$370.00
C6C	GVWR, 7400 lbs. (3357 kg)	\$0.00
DXR	Mirrors, outside heated power-adjustable, power-folding, driver-side auto-dimming	Inc.
G9K	Satin Steel Metallic	\$0.00
GU5	Rear axle, 3.23 ratio	\$0.00
H0Y	Jet Black, Leather seating surfaces 1st and 2nd row	\$0.00
IOS	Audio system, Chevrolet Infotainment 3 Plus system, 10.2" diagonal HD color touchscreen	\$0.00
KA6	Seats, heated second row outboard seats	Inc.
KI3	Steering wheel, heated, automatic	Inc.
L84	Engine, 5.3L EcoTec3 V8	\$0.00
MQC	Transmission, 10-speed automatic	\$0.00
N38	Steering column, power tilt and telescopic	Inc.
NSS	Not Equipped with Automatic Stop/Start, see dealer for details	(\$50.00)

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Vehicle: [Fleet] 2021 Chevrolet Tahoe (CC10706) 2WD 4dr LT (✔ Complete)

R7N	Not Equipped with Steering Column Lock		(\$50.00)
RD4	Wheels, 20" x 9" (50.8 cm x 22.9 cm) painted aluminum with machine face and Argent Metallic pockets		\$800.00
UD5	Front and Rear Park Assist	Inc.	
UFG	Rear Cross Traffic Alert	Inc.	
UHX	Lane Keep Assist	Inc.	
UKC	Lane Change Alert with Side Blind Zone Alert	Inc.	
UKK	Rear Pedestrian Alert	Inc.	
UV2	HD Surround Vision	Inc.	
VRS	LPO, Cargo security shade		\$260.00
WPD	Driver Alert Package	Inc.	
WPL	Luxury Package		\$2,820.00
XCM	(DISCONTINUED) Tires, 265/65R18SL all-season, blackwall		\$0.00
YF5	Emissions, California state requirements		\$0.00

SUBTOTAL	\$58,375.00
Adjustments Total	\$0.00
Destination Charge	\$1,695.00
TOTAL PRICE	\$60,070.00

FUEL ECONOMY

Est City:15 MPG

Est Highway:20 MPG

Est Highway Cruising Range:480.00 mi



160 North Broadway
Fresno, CA 93701-1592

Phone: (559) 233-8818

(559) 268-8506

Quote To: **City of Porterville**

291 N Main St
Accounts Payable
Porterville, CA 93257-0000

Phone: (559) 782-7566

Fax: (559) 782-4050

(1) UPFIT CONVERSION TO PATROL

Estimate

Customer No.: PORTERVILLE

Quote No.: 11134

Ship To: **City of Porterville**

291 N Main St
Porterville, CA 93257

Phone:

Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number		Sales Person		Expiration Date
		David Burchfield		10/08/21
Quantity Required	Item Number	Description	Unit Price	Amount

**2020 DODGE CHARGER
ADMIN TO PATROL RETROFIT**

1	PK1134CGR11	Setina 8XL Partition 1/2 Poly 1/2 Mesh	696.00	696.00
1	GK10271UXLSSCA	Setina Single T Rail Weapon Mount 1 XL Lock	280.00	280.00
1	WK0513CGR11	Setina Window Barriers Steel Vertical fits '11-'19 Dodge Charger	220.00	220.00
1	DK0100CGR11	Setina TPO Door Panel Kit fits '11-'19 Dodge Charger	237.00	237.00
1	DC02	PTS Transport Seat w/OS Belts fits Dodge Charger	642.00	642.00
CONSOLE/COMPUTER				
1	DS-DELL-604-2	Havis Docking Station for Dell Latitude 12 Rugged Tablet. Dual Pass. Int. P/S	717.00	717.00
1	C-DMM-3005	Havis Dash Mount fits '15-'19 Dodge Charger	386.00	386.00
1	PKG-KB-208	Havis Rugged Keyboard & Mount	452.00	452.00
1	C-MD-204	Low Profile Tilt Swivel Motion Device	66.00	66.00
1	S3511K	Stop Stick Rack Kit	724.00	724.00
1	MATERIALSFEE2	Installation Material Bundle	75.00	75.00
6.000	LAISREG	Shop Installation Admin to Patrol Retrofit 2020 Charger	125.00	750.00

Unit#

Thank You



Estimate

160 North Broadway
Fresno, CA 93701-1592

Customer No.: PORTERVILLE

Quote No.: 11134

Phone: (559) 233-8818

(559) 268-8506

Quote To: **City of Porterville**

291 N Main St
Accounts Payable
Porterville, CA 93257-0000

Ship To: **City of Porterville**

291 N Main St
Porterville, CA 93257

Phone: (559) 782-7566

Fax: (559) 782-4050

Phone:

Email:

Date	Ship Via	F.O.B.	Terms	
08/09/21		Origin	Net Next EOM	
Purchase Order Number	Sales Person			Expiration Date
	David Burchfield			10/08/21
Quantity Required	Item Number	Description	Unit Price	Amount

2020 Dodge Charger
Lic# Vin#*

Subtotal	5245.00
Sales tax @ 7.75000%	348.36
Total	5593.36

We appreciate your continued patronage

Thank You

**MOTOROLA SOLUTIONS**QUOTE-1523296
APX6500 Mobile ADP OnlyBilling Address:
PORTERVILLE, CITY OF
291 N MAIN ST
PORTERVILLE, CA 93257
USQuote Date:08/05/2021
Expiration Date:11/03/2021
Quote Created By:
Randy Emerzian
randye@j-scommunications.comEnd Customer:
PORTERVILLE, CITY OF
Rick Carrillo
rcarrillo@ci.porterville.ca.us
+1.559.782.4469

Contract: 18105 - LA COUNTY , CA

Line #	Item Number	Description	Qty	List Price	Sale Price	Ext. Sale Price
	APX™ 6500 / Enh Series	ENHANCEDAPX6500				
1	M25QSS9PW1BN	APX6500 ENHANCED UHF R1 MOBILE	12	\$2,957.00	\$2,158.61	\$25,903.32
1a	G48BD	ENH: CONVENTIONAL OPERATION APX6500	12	\$500.00	\$365.00	\$4,380.00
1b	G67DT	ADD: REMOTE MOUNT E5 APXM	12	\$297.00	\$216.81	\$2,601.72
1c	G78AT	ENH: 3 YEAR ESSENTIAL SVC	12	\$176.00	\$176.00	\$2,112.00
1d	GA01606AA	ADD: NO GPS/WI-FI ANTENNA NEEDED	12	\$0.00	\$0.00	\$0.00
1e	G444AH	ADD: APX CONTROL HEAD SOFTWARE	12	\$0.00	\$0.00	\$0.00
1f	G806BL	ENH: ASTRO DIGITAL CAI OP APX	12	\$515.00	\$375.95	\$4,511.40
1g	GA01670AA	ADD: APX E5 CONTROL HEAD	12	\$652.00	\$475.96	\$5,711.52
1h	W22BA	ADD: STD PALM MICROPHONE APX	12	\$72.00	\$52.56	\$630.72
1i	G193AK	ADD: ADP ONLY (NON-P25 CAP COMPLIANT) (US ONLY)	12	\$0.00	\$0.00	\$0.00



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, the Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.

Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 ~ #: 36-1115800



Line #	Item Number	Description	Qty	List Price	Sale Price	Ext. Sale Price
1j	B18CR	ADD: AUXILIARY SPKR 7.5 WATT APX	12	\$60.00	\$43.80	\$525.60
1k	G89AC	ADD: NO RF ANTENNA NEEDED	12	\$0.00	\$0.00	\$0.00

Subtotal

\$46,376.28

\$4,289.81

Estimated Freight

\$510.14

Grand Total

\$51,176.23(USD)

Notes:



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Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 ~ #: 36-1115800



Purchase Order Checklist

Marked as PO/ Contract/ Notice to Proceed on Company Letterhead
(PO will not be processed without this)

PO Number/ Contract Number

PO Date

Vendor = Motorola Solutions, Inc.

Payment (Billing) Terms/ State Contract Number

Bill-To Name on PO must be equal to the *Legal* Bill-To Name

Bill-To Address

Ship-To Address (If we are shipping to a MR location, it must be documented on PO)

Ultimate Address (If the Ship-To address is the MR location then the Ultimate Destination address must be documented on PO)

PO Amount must be equal to or greater than Order Total

Non-Editable Format (Word/ Excel templates cannot be accepted)

Bill To Contact Name & Phone # and EMAIL for customer accounts payable dept

Ship To Contact Name & Phone #

Tax Exemption Status

Signatures (As required)



A quote for your consideration.

Based on your business needs, we put the following quote together to help with your purchase decision. Below is a detailed summary of the quote we've created to help you with your purchase decision.

To proceed with this quote, you may respond to this email, order online through your **Premier page**, or, if you do not have Premier, use this **Quote to Order**.

Quote No.	3000094886435.1	Sales Rep	Brittnie Hall
Total	\$30,029.80	Phone	(800) 456-3355, 6184609
Customer #	4023319	Email	Brittnie_Hall@Dell.com
Quoted On	Aug. 12, 2021	Billing To	ACCOUNTS PAYABLE
Expires by	Sep. 11, 2021		CITY OF PORTERVILLE
Contract Name	State of California, State of (NASPO)		291 N MAIN ST
Contract Code	C000000181156		PORTERVILLE, CA 93257-3737
Customer Agreement #	MNWNC-108/7157034003		
Deal ID	22596083		

Message from your Sales Rep

Please contact your Dell sales representative if you have any questions or when you're ready to place an order. Thank you for shopping with Dell!

Regards,
Brittnie Hall

Shipping Group

Shipping To	Shipping Method
TED WILLIAMS	Standard Delivery
CITY OF PORTERVILLE	
291 N MAIN ST	
PORTERVILLE, CA 93257-3737	
(559) 782-7439	

Product	Unit Price	Quantity	Subtotal
Dell Latitude 7220	\$2,998.98	10	\$29,989.80

Subtotal:	\$29,989.80
Shipping:	\$0.00
Environmental Fee:	\$40.00
Non-Taxable Amount:	\$30,029.80
Taxable Amount:	\$0.00
Estimated Tax:	\$0.00
Total:	\$30,029.80

Special lease pricing may be available for qualified customers. Please contact your DFS Sales Representative for details.

Shipping Group Details

Shipping To

TED WILLIAMS
CITY OF PORTERVILLE
291 N MAIN ST
PORTERVILLE, CA 93257-3737
(559) 782-7439

Shipping Method

Standard Delivery

	Quantity	Subtotal
Dell Latitude 7220	10	\$29,989.80

Estimated delivery if purchased today:
Sep. 22, 2021
Contract # C000000181156
Customer Agreement # MNWNC-108/7157034003

Description	SKU	Unit Price	Quantity	Subtotal
Dell Latitude 7220 Rugged, CTO	210-ATEF	-	10	-
8th Generation Intel Core i7-8665U Processor (4 Core,8MB Cache,1.9GHz,15W)	379-BDQU	-	10	-
Windows 10 Pro English, French, Spanish	619-AHKN	-	10	-
Microsoft(R) Office Home and Business 2019 - Includes Outlook	630-ABIH	-	10	-
Adobe Acrobat 2020 Standard	630-ABII	-	10	-
Intel Core i7-8665U with u-blox NEO-M8 GPS card 16GB Memory	338-BTPS	-	10	-
No Out-of-Band Systems Management - vPro Disabled	631-ACHF	-	10	-
16GB 2133MHz LPDDR3 Memory	370-AFDB	-	10	-
M.2 512GB PCIe NVMe Class 40 Solid State Drive	400-BGWO	-	10	-
11.6", FHD (1920 x 1080), 1000 Nit Outdoor-Readable, AG/AS/AP, Glove-Capable Touchscreen	391-BEVG	-	10	-
Intel Wi-Fi 9560 Driver with Bluetooth	555-BFIU	-	10	-
Intel Dual Band Wireless AC 9560 (802.11ac) 2x2	555-BFJV	-	10	-
DW5821E Snapdragon X20 4G/LTE Wireless WAN card for Verizon (Windows 10)	556-BCDY	-	10	-
Dell WWAN Bracket Bar for Rugged	575-BCBR	-	10	-
2-cell 34Wh) Lithium Ion Primary Battery	451-BCCD	-	10	-
45 Watt AC Adapter	450-AEHK	-	10	-
No Security Software	650-AAJS	-	10	-
No Media	620-AAOH	-	10	-
US Power Cord	537-BBBL	-	10	-
Latitude Rugged 7220 Getting Started Guide	340-COCF	-	10	-
US Order	332-1286	-	10	-
No Carrying Case	460-BBEX	-	10	-
2-cell (34Wh) Lithium Ion Secondary Battery	451-BCCM	-	10	-
SERI Guide (ENG/FR/Multi)	340-AGIK	-	10	-
Custom Configuration	817-BBBB	-	10	-
System Regulatory Label	389-DRXP	-	10	-
Regulatory Label (WWAN)	389-DRXR	-	10	-

Windows 10 Additional Software	658-BEPO	-	10	-
Shipping Material, Shuttle	340-AQMD	-	10	-
Directship Info Mod	340-CKTD	-	10	-
No Option Included	340-ACQQ	-	10	-
No Mouse	570-AADK	-	10	-
No Removable CD/DVD Drive	429-AATO	-	10	-
ENERGY STAR Qualified	387-BBNJ	-	10	-
BTO Standard shipment Air	800-BBGF	-	10	-
No UPC Label	389-BDCE	-	10	-
5 MP HD IR webcam /8 MP rear camera with Flash and Dual Microphone	319-BBHH	-	10	-
WLAN/WWAN Chassis No NFC	321-BEZE	-	10	-
Connector for I/O Expansion	750-ABNN	-	10	-
Mini Serial Port	325-BDNX	-	10	-
Hazardous Locations Certification	340-CNKH	-	10	-
No Security	461-AAHD	-	10	-
No AutoPilot	340-CKSZ	-	10	-
No Removable CD/DVD Drive	429-AATO	-	10	-
ProSupport Plus: Next Business Day Onsite, 3 Years	804-0513	-	10	-
Dell Limited Hardware Warranty Initial Year	997-6988	-	10	-
ProSupport Plus: Accidental Damage Service, 3 Years	997-7005	-	10	-
ProSupport Plus: Keep Your Hard Drive, 3 Years	997-7006	-	10	-
ProSupport Plus: 7x24 Technical Support, 3 Years	997-7040	-	10	-
Thank you for choosing Dell ProSupport Plus. For tech support, visit www.dell.com/contactdell or call 1-866-516-3115	997-8367	-	10	-

Subtotal:	\$29,989.80
Shipping:	\$0.00
Environmental Fee:	\$40.00
Estimated Tax:	\$0.00
Total:	\$30,029.80

Important Notes

Terms of Sale

This Quote will, if Customer issues a purchase order for the quoted items that is accepted by Supplier, constitute a contract between the entity issuing this Quote ("Supplier") and the entity to whom this Quote was issued ("Customer"). Unless otherwise stated herein, pricing is valid for thirty days from the date of this Quote. All product, pricing and other information is based on the latest information available and is subject to change. Supplier reserves the right to cancel this Quote and Customer purchase orders arising from pricing errors. Taxes and/or freight charges listed on this Quote are only estimates. The final amounts shall be stated on the relevant invoice. Additional freight charges will be applied if Customer requests expedited shipping. Please indicate any tax exemption status on your purchase order and send your tax exemption certificate to Tax_Department@dell.com or ARSalesTax@emc.com, as applicable.

Governing Terms: This Quote is subject to: (a) a separate written agreement between Customer or Customer's affiliate and Supplier or a Supplier's affiliate to the extent that it expressly applies to the products and/or services in this Quote or, to the extent there is no such agreement, to the applicable set of Dell's Terms of Sale (available at www.dell.com/terms or www.dell.com/oemterms), or for cloud/as-a-Service offerings, the applicable cloud terms of service (identified on the Offer Specific Terms referenced below); and (b) the terms referenced herein (collectively, the "Governing Terms"). Different Governing Terms may apply to different products and services on this Quote. The Governing Terms apply to the exclusion of all terms and conditions incorporated in or referred to in any documentation submitted by Customer to Supplier.

Supplier Software Licenses and Services Descriptions: Customer's use of any Supplier software is subject to the license terms accompanying the software, or in the absence of accompanying terms, the applicable terms posted on www.Dell.com/eula. Descriptions and terms for Supplier-branded standard services are stated at www.dell.com/servicecontracts/global or for certain infrastructure products at www.dell EMC.com/en-us/customer-services/product-warranty-and-service-descriptions.htm.

Offer-Specific, Third Party and Program Specific Terms: Customer's use of third-party software is subject to the license terms that accompany the software. Certain Supplier-branded and third-party products and services listed on this Quote are subject to additional, specific terms stated on www.dell.com/offeringspecifictterms ("Offer Specific Terms").

In case of Resale only: Should Customer procure any products or services for resale, whether on standalone basis or as part of a solution, Customer shall include the applicable software license terms, services terms, and/or offer-specific terms in a written agreement with the end-user and provide written evidence of doing so upon receipt of request from Supplier.

In case of Financing only: If Customer intends to enter into a financing arrangement ("Financing Agreement") for the products and/or services on this Quote with Dell Financial Services LLC or other funding source pre-approved by Supplier ("FS"), Customer may issue its purchase order to Supplier or to FS. If issued to FS, Supplier will fulfill and invoice FS upon confirmation that: (a) FS intends to enter into a Financing Agreement with Customer for this order; and (b) FS agrees to procure these items from Supplier. Notwithstanding the Financing Agreement, Customer's use (and Customer's resale of and the end-user's use) of these items in the order is subject to the applicable governing agreement between Customer and Supplier, except that title shall transfer from Supplier to FS instead of to Customer. If FS notifies Supplier after shipment that Customer is no longer pursuing a Financing Agreement for these items, or if Customer fails to enter into such Financing Agreement within 120 days after shipment by Supplier, Customer shall promptly pay the Supplier invoice amounts directly to Supplier.

Customer represents that this transaction does not involve: (a) use of U.S. Government funds; (b) use by or resale to the U.S. Government; or (c) maintenance and support of the product(s) listed in this document within classified spaces. Customer further represents that this transaction does not require Supplier's compliance with any statute, regulation or information technology standard applicable to a U.S. Government procurement.

For certain products shipped to end users in California, a State Environmental Fee will be applied to Customer's invoice. Supplier encourages customers to dispose of electronic equipment properly.

Electronically linked terms and descriptions are available in hard copy upon request.

^Dell Business Credit (DBC):

OFFER VARIES BY CREDITWORTHINESS AS DETERMINED BY LENDER. Offered by WebBank to Small and Medium Business customers with approved credit. Taxes, shipping and other charges are extra and vary. Minimum monthly payments are the greater of \$15 or 3% of account balance. Dell Business Credit is not offered to government or public entities, or business entities located and organized outside of the United States.



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: ESRI Annual Maintenance

SOURCE: Community Development

COMMENT: The City has utilized ESRI software for its geographical information system (GIS) needs since 2004. At its meeting on August 21, 2018, the City Council approved a contract with ESRI for a more robust commercial GIS system. The GIS software includes an annual maintenance agreement, which includes maintenance for basic licenses, advanced license, viewer licenses, and a network analyst extension. The various licenses support the needs of multiple departments in the City including the Police, Fire, Public Works, Engineering and Project Management, Community Development, and the Finance Departments. The City's dispatch system and permit system utilize the GIS system and data for its daily function.

The annual maintenance renewal fee is \$10,000, which is available through the General Fund and applicable enterprise fund accounts. The one year term begins on October 24, 2021 with an end date of October 23, 2022. The benefits of maintaining the GIS software include receiving up to date software upgrades, technical support, training, and access to industry solutions.

RECOMMENDATION: That the City Council approve the maintenance agreement renewal with ESRI at a cost of \$10,000 for a term to expire in October 2022.

ATTACHMENTS: 1. ESRI Renewal Quote

Appropriated/Funded:

Review By:

Department Director:

Jason Ridenour, Community Development Director

Final Approver: John Lollis, City Manager



Esri Inc
380 New York Street
Redlands CA 92373

Subject: Renewal Quotation

Date: 07/25/2021
To: Rachel Ginsberg
Organization: City of Porterville
Community Development
Fax #: 559-781-6437 **Phone #:** 559-781-7875

From: Shannon Medina
Fax #: 909-307-3083 **Phone #:** 888-377-4575 Ext. 2082
Email: smedina@esri.com

Number of pages transmitted
(including this cover sheet): 5

Quotation #26030240
Document Date: 07/25/2021

Please find the attached quotation for your forthcoming term. Keeping your term current may entitle you to exclusive benefits, and if you choose to discontinue your coverage, you will become ineligible for these valuable benefits and services.

If your quote is regarding software maintenance renewal, visit the following website for details regarding the maintenance program benefits at your licensing level
<http://www.esri.com/apps/products/maintenance/qualifying.cfm>

All maintenance fees from the date of discontinuation will be due and payable if you decide to reactivate your coverage at a later date.

Please note: Certain programs and license types may have varying benefits. Complimentary User Conference registrations, software support, and software and data updates are not included in all programs.

Customers who have multiple copies of certain Esri licenses may have the option of supporting some of their licenses with secondary maintenance.

For information about the terms of use for Esri products as well as purchase order terms and conditions, please visit
<http://www.esri.com/legal/licensing/software-license.html>

If you have any questions or need additional information, please contact Customer Service at 888-377-4575 option 5.



esri[®]

380 New York Street
Redlands, CA 92373
Phone: 888-377-45752082
Fax #: 909-307-3083

Quotation

Date: 07/25/2021

Quotation Number: 26030240

City of Porterville
Community Development
GIS
291 N Main St
Porterville CA 93257-3737

Attn: Rachel Ginsberg

Customer Number: 129405

For questions regarding this document, please contact Customer Service at 888-377-4575.

Send Purchase Orders To:

Environmental Systems Research Institute, Inc.
380 New York Street
Redlands, CA 92373-8100
Attn: Shannon Medina

Please include the following remittance address on your Purchase Order:

Environmental Systems Research Institute, Inc.
P.O. Box 741076
Los Angeles, CA 90074-1076

Item	Qty	Material#	Unit Price	Extended Price
10	1	93094 ArcGIS Desktop Basic with Extensions Single Use Primary Maintenance Start Date: 10/24/2021 End Date: 10/23/2022	1,000.00	1,000.00
1010	5	87193 ArcGIS Desktop Basic Single Use Secondary Maintenance Start Date: 10/24/2021 End Date: 10/23/2022	300.00	1,500.00
2010	1	122277 ArcGIS Network Analyst for Desktop Single Use Primary Maintenance Start Date: 10/24/2021 End Date: 10/23/2022	500.00	500.00
3010	1	122181 ArcGIS Desktop Advanced Single Use Primary Maintenance Start Date: 10/24/2021 End Date: 10/23/2022	3,000.00	3,000.00
4010	40	153147	100.00	4,000.00

Quotation is valid for 90 days from document date.

Any estimated sales and/or use tax has been calculated as of the date of this quotation and is merely provided as a convenience for your organization's budgetary purposes. Esri reserves the right to adjust and collect sales and/or use tax at the actual date of invoicing. If your organization is tax exempt or pays state taxes directly, then prior to invoicing, your organization must provide Esri with a copy of a current tax exemption certificate issued by your state's taxing authority for the given jurisdiction.

Esri may charge a fee to cover expenses related to any customer requirement to use a proprietary vendor management, procurement, or invoice program.

Issued By: Shannon Medina **Ext:** 2082

[CSBATCHDOM]

To expedite your order, please reference your customer number and this quotation number on your purchase order.



esri[®]

380 New York Street
Redlands, CA 92373
Phone: 888-377-45752082
Fax #: 909-307-3083

Quotation

Page 2

Date: 07/25/2021

Quotation Number: 26030240

Item	Qty	Material#	Unit Price	Extended Price
ArcGIS Online Viewer (Formerly Named User Level 1) Term License				
Start Date: 10/24/2021				
End Date: 10/23/2022				

Item Subtotal	10,000.00
Estimated Tax	0.00
Total	USD 10,000.00

DUNS/CEC: 06-313-4175 CAGE: 0AMS3

**esri**[®]

380 New York Street
Redlands, CA 92373
Phone: 888-377-45752082
Fax #: 909-307-3083

Quotation

Page 3

Date: 07/25/2021

Quotation Number: 26030240

Item	Qty	Material#	Unit Price	Extended Price
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Renewal Options:

- Online: Renew through My Esri site at <https://my.esri.com>
 - Credit Card
 - Purchase Order
 - Email Authorization
- Email or Fax: Email Authorization, Purchase Order or signed quote to:
 - Fax: 909-307-3083
 - Email: service@esri.com

Requests via email or signed quote indicate that you are authorized to obligate funds for your organization and your organization does not require a purchase order.

If there are any changes required to your quotation please respond to this email and indicate any changes in your invoice authorization.

If you choose to discontinue your support, you will become ineligible for support benefits and services. All maintenance fees from the date of discontinuation will be due and payable if you decide to reactivate your support coverage at a later date.

The items on this quotation are subject to and governed by the terms of this quotation, the most current product specific scope of use document found at <http://assets.esri.com/content/dam/esrisites/media/legal/product-specific-terms-of-use/e300.pdf>, and your applicable signed agreement with Esri. If no such agreement covers any item quoted, then Esri's standard terms and conditions found at <http://assets.esri.com/content/dam/esrisites/media/legal/ma-full/ma-full.pdf> apply to your purchase of that item. Federal government entities and government prime contractors authorized under FAR 51.1 may purchase under the terms of Esri's GSA Federal Supply Schedule. Supplemental terms and conditions found at <http://www.esri.com/en-us/legal/terms/state-supplemental> apply to some state and local government purchases. All terms of this quotation will be incorporated into and become part of any additional agreement regarding Esri's offerings. Acceptance of this quotation is limited to the terms of this quotation. Esri objects to and expressly rejects any different or additional terms contained in any purchase order, offer, or confirmation sent to or to be sent by buyer. Unless prohibited by law, the quotation information is confidential and may not be copied or released other than for the express purpose of system selection and purchase/license. The information may not be given to outside parties or used for any other purpose without consent from Esri. Delivery is FOB Origin.

In order to expedite processing, please reference the quotation number and any/all applicable Esri contract number(s) (e.g. MPA, ELA, SmartBuy GSA, BPA) on your ordering document.



esri[®]

380 New York Street
Redlands, CA 92373
Phone: 888-377-45752082
Fax #: 909-307-3083

Quotation

Page 4

Date: 07/25/2021

Quotation No: 26030240

Customer No: 129405

Item	Qty	Material#	Unit Price	Extended Price
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US FEDERAL CUSTOMERS: If you are a federal customer or a contractor purchasing on behalf of a federal customer a purchase order is required to receive an invoice. Please email the purchase order to service@esri.com

By signing below , you are authorizing Esri to issue a software support invoice in the amount of USD _____ plus sales tax, if applicable.

Please check one of the following:

☐ I agree to pay any applicable sales tax.

☐ I am tax exempt. Please contact me if Esri does not have my current exempt information on file.

Signature of Authorized Representative

Date

Name (Please Print)

Title



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: SCADA Programming - Digester #3 Level Control

SOURCE: Public Works

COMMENT: The Wastewater Treatment Facility (WWTF) is seeking authorization to integrate two new sludge pumps into the Supervisory Control and Data Acquisition (SCADA) control system for digester #3. The scope of work includes the addition of monitor and control of the new digester sludge pumps. One pump will transfer sludge from digester #3 to the next digester and will be controlled by digester #3 level controller, the second pump will be setup for continuous feed to the heat exchanger to maintain the desired temperature inside the digester.

Tesco Controls Inc, the wastewater systems integrator, will perform the required programmable logic controller (PLC) program modifications for automatic control of the new digester sludge pumps, furnish revised I/O diagrams, terminate existing signal wires from new pump control panel, perform startup and operational testing. Tesco will also configure the new pump statuses, alarms, and SCADA controls. Cost for the service is \$16,510 and will be funded from the 2021-2022 fiscal year WWTF Operating Budget.

RECOMMENDATION: That City Council:

1. Authorize the SCADA Programming of Digester #3 level control to Tesco Controls Inc. for an amount not to exceed \$16,510;
2. Direct the Finance Director to initiate a Purchase Order to Tesco Controls Inc. for an amount not to exceed \$16,510; and
3. Direct the Finance Director to make payment to Tesco Controls Inc. upon receipt of invoice approved by the Public Works Director.

ATTACHMENTS: 1. Tesco Controls Inc. Quote

Appropriated/Funded:

Review By:

Department Director:

Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager

To: City of Porterville
Attn: Robert Alvarez
Re: Porterville WWTP Addition of Digester 3 Pump Controls

Quote Date: June 30, 2021
Quote No.: 21F277Q01

Thank you for your interest in TESCO products, services, and solutions. We are pleased to quote the following scope of work pertaining to the above-referenced project. The scope includes addition of monitoring and control for new Digester Sludge Pumps. One pump will transfer sludge from Digester 3 to the next Digester and will be controlled by Digester 3 Level, the second pump will be setup for continuous feed to the Heat Exchanger.

TESCO will perform required PLC program mods for automatic control of the new Digester Sludge Pumps, furnish revised I/O diagrams, terminate existing signal wires from new pump control panel, perform startup and operational test. TESCO will also configure the new pump statuses, alarms, and controls at SCADA.

Item	Qty	Description
1	Lot	TESCO Professional Services to Include: - Engineering & Project Management – revised diagrams, submittals, and project coordination - PLC Programming – configure setpoints, alarms and tags for SCADA, develop program description and documentation - SCADA Configuration – configure graphics for pump statuses at SCADA including trends and alarms - Field Service – termination of customer furnished and installed signal wire, calibrations, field testing, and startup
TOTAL FOR ITEM 1:		\$16,510.00

Project Clarifications

- Unless otherwise stated above, the following is **not** included within this quotation:
 - Conduit, field wire, tubing, or basic trade installation materials (brackets, screws, bolts, j-box, stanchions, pull-box, etc.)
 - Instrumentation mounting components, brackets, stanchions, sunshields, etc.
 - Local control stations and/or field mounted disconnects.
 - Instrumentation, devices, components, or equipment not defined by the above quotation.
 - Fiber optic patch panels, cable, splicing or terminations.
 - Networking infrastructure or architecture modifications to existing facilities.
 - Any 3rd party independent testing, harmonic testing/analysis, power coordination study, or Arc-Flash Hazard Analysis (AFHA) study.
 - Interconnection or loop diagrams for equipment not furnished by TESCO.

Terms and Conditions

- Quote is firm for 30 days unless otherwise stated.
- Submittals: approximately **6-8** weeks after receipt of purchase order, written notice of intent, or notice to proceed.
- Delivery: approximately **8-10** weeks minimum after submittal approval.
- Price does include applicable sales tax, use tax, and applicable fees.

- TESCO price is FOB factory, full freight allowed.
- TESCO warranties against defect in design workmanship and materials for a period of one year from date of installation, and does not exceed 18 months from the date of shipment from the factory.
- TESCO carries liability insurance, with full workman's compensation coverage.
- Terms are net 30 days on approved credit accounts.
- Interest will be applied to all past due invoices.
- All merchandise sold is subject to lien laws.
- Final retention to be paid within 10 days after the project notice of completion.

Please feel free to contact us at (916) 395-8800 to discuss any questions or comments you may have regarding this quotation.

Sincerely,



Richard Martinez

Technical Sales

TESCO Controls, Inc.

(916) 395-8800

(916) 730-9936 – Mobile

rmartinez@tescocontrols.com



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Acquisition of Real Property 36-38 E. Cleveland Avenue

SOURCE: Community Development

COMMENT: Pursuant to City Council authorization at its meeting on May 18, 2021, staff has negotiated the purchase of real property from The Pacheco Family Trust and The Pacheco Marital Trust, a Subtrust of The Pacheco Family Trust and John L. Snaveley and Henrietta Kay Snaveley in the accepted amount of \$250,000. The real property consists of approximately 2,379 square feet of commercial building on .15 acres of land located at 36-38 E. Cleveland Avenue, which can be used to expand Centennial Park in the future. The terms of the purchase are outlined in the Purchase and Sale Agreement which is provided herein, as is the draft Resolution for Council's consideration.

The Capital Construction / Improvement Designated Fund in the General Fund is the recommended funding source for the acquisition of the property.

RECOMMENDATION: That the City Council:

1. Adopt the draft Resolution approving the purchase of 36-38 E. Cleveland Avenue, and authorize the Mayor and City Manager to sign all documents necessary to complete the purchase; and
2. Adopt the draft Resolution approving the appropriation of \$250,000 from the Capital Construction / Improvement Designated Fund for the acquisition of said property.

ATTACHMENTS:

1. Draft Purchase and Sale Agreement
2. Draft Resolution - Grant Deed
3. Draft Resolution - General Fund Reserve Appropriation
4. Locator Map

Appropriated/Funded:

Review By:

Department Director:

Jason Ridenour, Community Development Director

Final Approver: John Lollis, City Manager

PURCHASE AGREEMENT
(Porterville, California)

THIS AGREEMENT is made and entered into as of last date of execution set forth on the signature page (the "Effective Date"), by and between the **CITY OF PORTERVILLE**, a California municipal corporation, ("Buyers"), and **The Pacheco Family Trust and The Pacheco Marital Trust**, a Subtrust of The Pacheco Family Trust and John L. Snavelly and Henrietta Kay Snavelly (the "Seller").

RECITALS

A. Seller is the owner in fee simple of 2,379 square foot commercial building on an approximate .15 acre property located at 38 E Cleveland Avenue, in the City of Porterville, County of Tulare, and State of California (the "Property"), the legal property description of which is attached hereto as Exhibit A.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereto agree as follows:

I
PURCHASE AND SALE

1.1 Sale and Purchase. Buyer hereby agrees to acquire and purchase from Seller and Seller hereby agrees to sell and convey to Buyer that certain real property located in the City of Porterville, County of Tulare, California, described above, together with all rights, privileges and easements appurtenant thereto including all minerals, oil, gas and other hydrocarbon substances thereon including water, water rights, water stock, development, and air rights.

1.2 Purchase Price. The purchase price (the "Purchase Price") of the property shall be the sum of \$250,000.00.

1.3 Payment of Purchase Price. The Purchase Price shall be payable as follows: Prior to the Closing (as defined below) Buyer shall make a deposit with Escrow Holder (as defined below) an amount equal to the Purchase Price and any adjustments as a result of any applicable prorations as described below to be held by Escrow Holder pursuant to Article III below until close of Escrow.

II
CONDITIONS TO CLOSING; ACTIONS PENDING CLOSING

2.1 At the Closing (as defined below), Seller shall convey to Buyer marketable fee simple title to the Property, by duly executed and acknowledged grant deed (the "Grant Deed"). Evidence of delivery of marketable fee simple title shall be the issuance of a CLTA Standard Coverage Policy of Title Insurance (1973) (the "Owner's Policy"), at the parties' shared cost and expense, in the full amount of the Purchase Price by First American Title Company (the "Title Company"), insuring fee simple title to the Property in Buyer, subject only to the exceptions set forth in the report of title. Buyer, for Buyer's benefit and at Buyer's election, may elect to require

Title Insurer to provide an ALTA policy of title insurance. Seller shall cause all monetary liens and mortgages recorded against the Property to be removed as a lien against the Property as of the Closing Date. In addition to the condition precedent set forth in Section 2.1, the Closing and Buyer's obligation to perform hereunder are conditioned upon the fulfillment of each and all of the following, any of which Buyer may waive in whole or in part:

2.1.1 Within 30 days of receipt, Buyer's review and approval/disapproval or waiver of a Preliminary Title Report.

2.1.2 Performance by Seller of all of its obligations hereunder and the truthfulness of each representation and warranty by Seller contained in this Agreement at the time the same is made and at the Closing Date.

2.1.3 The commitment of and ability to issue by Title Company a CLTA Standard Coverage Policy of Title Insurance (Or ALTA policy as noted above, at Buyer's election), dated as of the Closing Date, with liability in the amount of the Purchase Price, showing title to the Property vested in Buyer, subject only to the Permitted Exceptions (the "Owner's Policy").

2.1.4 That no moratorium, statute, regulation, ordinance or federal, state, county or local legislation, or order, judgment, ruling or decree of any governmental agency or of any court is enacted, adopted, issued, entered or pending which would materially and adversely affect the ability of Seller to convey the Property to Buyer.

2.1.5 Within 30 days from the date of Opening Escrow, Buyer's inspection of the Property that Buyer may reasonably require, and Buyer's review and approval/disapproval or waiver of the results of same.

III ESCROW INSTRUCTIONS

3.1 Opening of Escrow.

3.1.1 Concurrently with the execution of this Agreement, an escrow (the "Escrow") shall be opened by both parties with First American Title, Ann Kay, California, ("Escrow Holder").

3.1.2 The terms and conditions set forth in this Agreement shall constitute both an agreement between the parties hereto and escrow instructions for the Escrow Holder. If the Escrow Holder requires separate or additional escrow instructions, both parties agree to execute promptly and deliver to the Escrow Holder, after request for same from Escrow Holder, such separate or additional escrow instructions (the "Additional Instructions"). In the event of any conflict or inconsistency between this Agreement and the Additional Instructions, this Agreement shall prevail and govern as the Additional Instructions shall so provide. The Additional Instructions shall not modify or amend the provision of this Agreement unless otherwise expressly set forth by mutual consent of Buyer and Seller. "Opening of Escrow", as used herein, shall mean the delivery of a fully executed copy, or counterparts, of this Agreement to Escrow Holder and acceptance thereof by Escrow Holder, and escrow shall be deemed opened

as of the date of such delivery and acceptance. "Closing", as used herein, shall mean when the conditions of Section 3.5 below are completed as set forth therein.

3.1.3 Not later than ten (10) business days after the Opening of Escrow, Buyer shall deposit One Thousand and No/100 dollars (\$1,000.00) with the Escrow Holder as a good faith deposit ("Deposit.") The Deposit shall be applied to the purchase price. The Closing shall be held not later than five (5) calendar days after the Buyer has approved or waived all of Buyer's conditions Precedent above (the "Closing Date"). Buyer and Seller may change the Closing Date by joint written notice to Escrow Holder. Escrow Holder is hereby directed to hold the closing on the Closing Date if it has received in a timely manner all the materials required to be delivered into Escrow by Buyer and Seller, and it has received a commitment from the Title Company to insurance title to the Property subject only to the Permitted Exceptions.

3.2 Prior to the Closing Date, Seller shall deposit the Grant Deed with Escrow Holder.

3.3 Prior to the Closing Date, Buyer shall deposit with Escrow Holder funds in accordance with the provisions of Article I above, and the Escrow fee. Other costs not otherwise designated as a particular party's responsibility shall be paid by Seller and Buyer as per custom in the county in which the Property is located. Buyer and Seller shall each be responsible for their own attorney's fees. Buyer shall be responsible for the cost of any inspections of the Property.

3.4 Seller and Buyer shall each deposit with Escrow Holder prior to the Closing Date fully executed and acknowledged copies of such instruments and such additional funds as are reasonably required by the Escrow Holder or otherwise required to close the Escrow and consummate the sale and purchase of the Property in accordance with the terms hereof, including, but not limited to, the settlement statement/statement of sources and uses identifying the funds deposited with Escrow Holder and the payee(s) of such funds. Buyer may waive compliance on Seller's part under any of the items being provided by Seller (except the Grant Deed) by an instrument in writing.

3.5 Closing of Escrow. When Escrow is in the condition to close required by the Agreement, Escrow Holder shall do the following:

3.5.1 Deliver to Buyer the Grant Deed by depositing the same with the County Recorder of the County of Tulare, California, with instructions to record the same. When such Grant Deed has been accepted for recordation and a conformed copy with the recording information is returned to Escrow Holder, Escrow Holder shall mail the same to Buyer along with the Owner's Policy; and

3.5.2 Deliver to Seller funds in the amount of the Purchase Price, less or plus the net debit or credit to Seller by reason of the prorations and allocation of expenses herein provided.

3.6 Escrow Charges.

3.6.1 Costs and Expenses. The costs and expenses of Escrow upon Close of Escrow will be shared equally (50% each) by Buyer and Seller, including, without limitation, all recording charges, the premium for the Title Policy, the cost of any documentary or other transfer taxes applicable to the sale, and all other standard costs and charges of the Escrow.

3.6.2 Prorations. Escrow Holder shall prorate real estate taxes as of the Closing on the basis of the most recent tax statement for the Property. Prorations shall be as of 12:01 a.m. on the Closing Date on the basis of a 365 day year.

3.7 Miscellaneous Escrow Instructions.

3.7.1 Time is of the essence of these Escrow Instructions and this Purchase Agreement.

3.7.2 All notices or other communications required or permitted hereunder shall be in writing, and may be personally delivered or sent by United States registered or certified mail, postage prepaid, return receipt requested, addressed as follows:

To Seller:

Mary Pacheco / The Pacheco Bypass Trust
P.O. Box 29
Porterville, CA 93258

To Buyer:

City of Porterville
291 N. Main Street
Porterville, CA 93257
Attn: City Clerk

Subject to the right of a party to designate a different address for itself by notice similarly given. Any notice so given by United States mail shall be deemed to have been given on the second business day after the same is deposited in the United States mail as above provided. Any notice not so given by registered or certified mail shall be deemed given upon receipt of the same by the party to whom the same is given.

3.7.3 Failure to insist upon strict compliance with any of the terms, covenants or conditions hereof shall not be deemed a waiver of such terms, covenant or condition, nor shall any waiver or relinquishment of any rights or powers hereunder at any one time or more times be deemed a waiver or relinquishment of such other right of power at any other time or times by any party hereto.

3.8 If the Escrow Holder is not in a position to consummate the Closing on the Closing Date, it shall close as soon thereafter as possible.

3.9 Possession of the Property shall be delivered to Buyer upon Closing.

IV

REPRESENTATIONS AND WARRANTIES OF SELLER

Seller hereby makes the following representations and warranties to and agreements with Buyer, which are true as of the date hereof, which shall be true as of the Closing, which are not intended to replace or limit in any manner any express or implied warranty provided under the applicable law and which, except to the extent they relate to events or circumstances occurring or arising after the Closing, shall survive the Closing. Buyer shall be entitled to rely upon said representations and warranties notwithstanding Buyer's inspections and investigations:

4.1 As of the Closing, to the best knowledge, information and belief of Seller, there shall be no liens, easements, licenses, leases or tenancies of any type on the Property or any portion of the Property.

4.2 To the best knowledge, information and belief of Seller, there are no liens or encumbrances against the Property for work performed or commenced, or material supplied with respect to the Property nor can there be claimed against the Property any such lien.

4.3 This Agreement when executed by Seller, shall have been duly and properly executed, is a valid obligation of Seller and is binding upon Seller in accordance with its terms.

4.4 After the date of this Agreement, Seller shall not undertake any work on the Property which may result in the creation of a mechanic's lien on the Property or any portion of this Property.

4.5 Seller has no knowledge of any adverse geological or soil or environmental condition affecting the Property.

4.6 Subject to the specific representations of Seller being true and correct in all material respects, it is understood and agreed that the Property has been inspected by Buyer, or Buyer's duly authorized agents, that the same is being purchased as a result of such inspection and not in reliance upon any representations, inducements or promises, either oral or written, made by Seller, Seller's agent or any other person or party whomsoever, including, but not limited to, the fitness of the Property for any specific use, and Seller and Seller's agents shall not be responsible or liable for any agreement, condition or stipulation not specifically set forth in this Agreement relating to or affecting the Property. Seller has not made and will not make any other representations or warranties of any kind or nature with respect to the Property. The provisions of this Paragraph will survive the termination of or completion of Closing under this Agreement.

V

VIREPRESENTATIONS AND WARRANTIES OF BUYER

Buyer hereby makes the following representations and warranties to and agreements with Seller, which are true as of the date hereof, which shall be true as of the Closing, which are not intended to replace or limit in any manner any express or implied warranty provided under the applicable law and which, except to the extent they relate to events or circumstances occurring or arising after the Closing, shall survive the Closing. Seller shall be entitled to rely upon said representations and warranties:

6.1 This Agreement when executed by Buyer, shall have been duly and properly executed, is a valid obligation of Buyer and is binding upon Buyer in accordance with its terms. Buyer has taken all necessary action under California law, Buyer's corporate charter and otherwise to duly authorize the execution of this Agreement and the consummation of Buyer's obligations hereunder.

6.2 Buyer has the necessary funds, ready and available, to pay the Purchase Price and complete Closing under this Agreement in accordance with the specific terms hereof.

5.3 Buyer acknowledges and agrees that, except for the representations and warranties of Seller in this Agreement, the Property is sold "As Is," and the Purchase Price reflects the "As Is" nature of this sale and includes any faults, liabilities, defects or conditions that may be associated with the Property.

VII

MISCELLANEOUS PROVISIONS

7.1 Legal Fees. In the event that an action shall be instituted by either party hereto for the enforcement of any of its rights or remedies in or under this Agreement, the party in whose favor judgment shall be rendered therein shall be entitled to recover from the other party all costs and expenses incurred by said prevailing party in said action, including reasonable attorney's fees as fixed by the court therein.

7.2 Representations of Authority. Each party and each individual executing this Agreement on behalf of each party represents and warrants to the other party that the party and each such individual has full power and authority to execute and deliver this Agreement in the manner contemplated hereby and that this Agreement is binding upon the party in accordance with its terms.

7.3 Brokers. Each party represents and warrants to the other party that it has not hired, retained or dealt with any real estate broker, firm or salesman in connection with the transaction contemplated by this Agreement

7.4 Entire Agreement. This Agreement contains the entire integrated agreement between the parties respecting the matters herein set forth and supersedes all prior agreements between the same respecting such matters. With that regard, Buyer specifically acknowledges that it has not received any promises, representations or assurances from Seller or any of Seller's agents or employees which are not contained herein. No addition or modification of any term or provision hereof shall be effective unless set forth in writing, signed by both Seller and Buyer.

7.5 Severability. If any term, covenant, condition or provision of this Agreement, or the application thereof to any person or circumstance, shall to any extent to be held by a court of competent jurisdiction to be invalid, void or unenforceable, the remainder of the terms, covenants, conditions or provisions of this Agreement, or the application thereof to any person or circumstance, shall remain in full force and effect and shall in no way be affected, impaired or invalidated thereby.

7.6 Counterparts. This Agreement may be executed in counterparts, each of which shall be deemed an original, but all of which, taken together, shall constitute one and the same instrument.

7.7 Further Assurances. Each party hereby agrees that it shall, upon request of the other, execute and deliver such further documents (in form and substance reasonably acceptable to the party to be charged) and do such other acts and things as are reasonably necessary and appropriate to effectuate the terms and conditions of this agreement, without cost, including (without limitation) the execution and delivery of such documents, and the doing of such acts or things as may be required to satisfy the requirements of the Title Company to issue title insurance in accordance with this Agreement and for Buyer to fully and adequately perform its investigations of the Property. Seller hereby grants to Buyer, its agents and employees, the right and license to go on to the Property for the purpose of performing any activity necessary or appropriate to the satisfaction of the conditions of this Agreement or to Buyer's performance of its duties, obligations and responsibilities hereunder; provided, however, that Seller shall have the right to have one or more of its agents or representatives accompany Buyer, or Buyer's agents and employees, while on the Property.

7.8 Heirs and Assignment. This agreement shall bind and inure to the benefit of the heirs, executors, successors, or assigns of Buyer or any other person or firm that may now be or hereafter an owner of the real property or any part thereof, set forth in Exhibit A of this agreement.

6.9 Venue. The parties agree that this agreement is entered into and to be performed in the County of Tulare, State of California. To the fullest extent permitted by law, the parties hereby waive any rights they might have to remove any such action pursuant to California Code of Civil Procedure Section 394.

6.10 Ambiguities. Each party and its legal counsel have participated fully in the review and revision of this Agreement. Any rule of construction to the effect that ambiguities are to be resolved against the drafting party shall not apply in interpreting this Agreement. The language in this Agreement shall be interpreted as to its fair meaning and not strictly for or against any party.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the Effective Date.

SELLER:

Mary Pacheco, Trustee of The Pacheco Bypass Trust, A Subtrust of The Pacheco Family Trust Dated June 20, 2000

By: _____
Mary Pacheco, Trustee

Date: _____

Mary Pacheco, Trustee of The Pacheco Marital Trust, A Subtrust of The Pacheco Family Trust Dated June 20, 2000, as amended

By: _____
Mary Pacheco, Trustee

Date: _____

By: _____
John L. Snively

Date: _____

By: _____
Henrietta Kay Snively

Date: _____

ATTEST:

By: _____

APPROVED AS TO FORM:

By: _____

BUYER:

CITY OF PORTERVILLE

By: _____
Adrian Monte Reyes, Mayor

Date: _____

ATTEST:

By: _____
John Lollis, City Clerk

APPROVED AS TO FORM:

By: _____
Julia M. Lew, City Attorney

EXHIBIT A

Legal Description

Real property in the City of Porterville, County of Tulare, State of California, described as follows:

LOT 1 IN BLOCK 7 OF PIONEER AND MURPHY ADDITIONS TO PORTERVILLE, IN THE CITY OF PORTERVILLE, COUNTY OF TULARE, STATE OF CALIFORNIA, AS PER MAP RECORDED OCTOBER 1, 1888 IN BOOK 4, PAGE 29 OF MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

APN: 253-192-003-000

RESOLUTION NO. ____-2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PORTERVILLE ACCEPTING A GRANT DEED IN FEE FOR REAL PROPERTY
FROM THE PACHECO FAMILY TRUST AND THE PACHECO MARITAL TRUST, A
SUBTRUST OF THE PACHECO FAMILY TRUST AND JOHN L. SNAVELY AND
HENRIETTA KAY SNAVELY

BE IT RESOLVED by the City Council of the City of Porterville, that the City of Porterville hereby authorizes acceptance of a Grant Deed in fee from The Pacheco Family Trust Dated and The Pacheco Marital Trust, a Subtrust of The Pacheco Family Trust and John L. Snavely and Henrietta Kay Snavely, for real property, in the City of Porterville, County of Tulare, State of California, to-wit:

See Exhibit "A" as shown on attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED that the purchase price of \$250,000 is hereby approved with the City to open escrow account, pay the normal and customary escrow fees, authorize Mayor to sign all necessary documents, and said deed to be recorded in the office of the Tulare County Recorder. The foregoing has been accepted by the City Council for the City of Porterville.

PASSED, APPROVED AND ADOPTED this 7th day of September, 2021.

Adrian Monte Reyes, Mayor

ATTEST:
John D. Lollis, City Clerk

By _____
Patrice Hildreth, Chief Deputy City Clerk

EXHIBIT A

Legal Description

Real property in the City of Porterville, County of Tulare, State of California, described as follows:

LOT 1 IN BLOCK 7 OF PIONEER AND MURPHY ADDITIONS TO PORTERVILLE, IN THE CITY OF PORTERVILLE, COUNTY OF TULARE, STATE OF CALIFORNIA, AS PER MAP RECORDED OCTOBER 1, 1888 IN BOOK 4, PAGE 29 OF MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

APN: 253-192-003-000

RESOLUTION NO. ____-2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE CAPITAL
CONSTRUCTION / IMPROVEMENT DESIGNATED FUND FOR THE ACQUISITION OF
REAL PROPERTY LOCATED AT 36 – 38 E CLEVELAND AVENUE

WHEREAS: The City Council has authorized the acquisition of approximately 2,379 square feet of commercial building on a 0.15 acre lot located at 36 – 38 E Cleveland Avenue from the Pacheco Family Trust and The Pacheco Marital Trust, a Subtrust of the Pacheco Family Trust and John L Snavelly and Henrietta Kay Snavelly in the amount of \$250,000; and

WHEREAS: The said property will be initially utilized to provide city services in the interim and ultimately be developed by the City in conjunction with the Centennial Plaza and Centennial Park; and

WHEREAS: The City of Porterville Municipal Code Section 2-31.4, established the Capital Construction / Improvement Designated Fund for the exclusive purpose of providing funds to support new capital construction and / or improvement projects.

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Council of the City of Porterville make a finding that the acquisition of real property located at 36- 38 E Cleveland Avenue, is within the intent and purpose of the Capital Construction / Improvement Designated Fund; and
2. That the City Council of the City of Porterville does hereby approve and authorize the appropriation of \$250,000 from the Capital Construction / Improvement Designated Fund for the acquisition of real property located at 36 -38 E Cleveland.

PASSED, APPROVED AND ADOPTED this 7th day of September, 2021.

Adrian Monte Reyes, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk

Locator Map
APN: 253-192-003



 Selected Parcel

1 in = 200 feet





CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Approval of Transit Measure R Program Supplement to Cooperative Agreement for Transit Operating Assistance

SOURCE: Public Works

COMMENT: The Tulare County Association of Governments (TCAG), acting as the Local Transportation Authority (Authority), is requesting that the City approve and submit a Measure R Program Supplement to Cooperative Agreement for the City of Porterville Transit Program. This Program Supplement will allow the City of Porterville Transit Program to continue receiving operating funds from Measure R to be utilized towards expansion routes. The City is entitled to \$170,000 per year in Transit operating assistance through Measure R.

As stated above, Measure R operating funds are designated for transit expansion. The route approved under these guidelines is Route 6 which was implemented in August 2009.

Staff has prepared the attached Program Supplement and Attachment "A" to allow the City to continue receiving Measure R Transit operating assistance.

RECOMMENDATION: That the City Council:

1. Approve the draft Resolution in support of the Program Supplement to Cooperative Agreement;
2. Authorize the Mayor and City Clerk to execute the Program Supplement; and
3. Authorize staff to forward the executed Program Supplement to TCAG for approval.

ATTACHMENTS:

1. Draft Resolution
2. Measure R Program Supplement - Transit Operating

Appropriated/Funded:

Review By:

Department Director:

Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager

RESOLUTION # _____ - 2021

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE AFFIRMING AND APPROVING THE SUPPORT OF THE
CITY COUNCIL FOR THE MEASURE R PROGRAM SUPPLEMENT TO
COOPERATIVE AGREEMENT FOR THE CITY OF PORTERVILLE TRANSIT
PROGRAM**

WHEREAS, the City of Porterville Transit program is eligible to receive operational costs for Route 6 that began in August 2009, which route by definition meets the Measure R guidelines of transit expansion; and

WHEREAS, the Tulare County Association of Governments (TCAG) is requesting that the City of Porterville approve and submit a Program Supplement to Cooperative Agreement that will allow the City to receive Measure R Transit Funds for Operating Expenses for Fiscal Year 2021/2022;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Porterville that the Council does hereby affirm and approve support of the Measure R Program Supplement to Cooperative Agreement for the City of Porterville Transit Program, and authorizes the Mayor and City Clerk to execute the Program Supplement, and any other related documents as may be required.

PASSED, ADOPTED AND APPROVED this 7th day of September, 2021.

Adrian Monte Reyes, Mayor

ATTEST:
John D. Lollis, City Clerk

By: Patrice Hildreth, Chief Deputy City Clerk

MEASURE R PROGRAM SUPPLEMENT TO COOPERATIVE AGREEMENT

AUTHORITY Agreement No. _____

Leave the
Authority
agreement No.
and entered
into date blank.
This will be filled
out by TCAG

This Program Supplement (Program Supplement) is made and entered into on _____, by and between the City of Porterville (SPONSOR) and the Tulare County Association of Governments, acting as the Local Transportation Authority (AUTHORITY).

This Program Supplement hereby incorporates the “Measure R Cooperative Agreement” for Measure R Expenditures which was entered into between the SPONSOR and AUTHORITY on May 29, 2007 and is subject to all terms and conditions thereof.

This Program Supplement is executed under authority of Resolution No. ____-2021, dated September 7, 2021.

This program Supplement is sought for the Measure R Transit distribution as outlined in the expenditure plan on Table 5 and Table 5a. This funding is to expand or enhance public transit programs that address the transit dependent population. Other uses include: new routes to enhance existing transit service, low emission buses, night and weekend service, bus shelters and other capital improvements, safer access to public transit services. Specific Transit Enhancement Program highlights and implementing guidelines are also described in the Expenditure Plan under Appendix B.

There is a maintenance of effort requirement that begins with the base year 2006. See Appendix A, Item 17 of the Expenditure Plan for requirements of a potential waiver of the Maintenance of Effort.

Operations, costs, and schedule are incorporated herein as attachment “A” and agreed upon by SPONSOR and AUTHORITY.

Covenants of SPONSOR (as applicable)

- 1.1 This Program Supplement agrees that it will only proceed with work authorized for specific phase(s) with written “Authorization to Proceed” or AUTHORITY action and will not proceed with future phase(s) of this project(s) prior to receiving a written “Authorization to Proceed” or AUTHORITY action.
- 1.2 The SPONSOR will advertise, award, and administer the project(s) in accordance with SPONSOR standards.
- 1.3 Award information shall be submitted by the SPONSOR to the AUTHORITY within 60 days after the project contract award.
- 1.4 Failure to submit award information in accordance with section 1.3 will cause a delay (without interest or penalties) in AUTHORITY processing invoices for the construction phase.

(updated 8-19-2020)

- 1.5 If no costs have been invoiced for a six-month period, SPONSOR agrees to submit for each phase a written explanation of the absence of Project(s) activity along with target billing date and target billing amount.

Authority Agreement No. _____

IN WITNESS WHEREOF, the undersigned Parties have executed this Program Supplement on the day and year first written above.

COUNTY OF TULARE TRANSPORTATION AUTHORITY

By: _____

Authority Executive Director

Attest: _____

Authority Finance Director

City of Porterville

By: _____

Adrian Monte Reyes, Mayor

Attest: _____

John D. Lollis, City Clerk

ATTACHMENT “A”

PROJECT SCOPE, COST AND SCHEDULE

PORTERVILLE TRANSIT – FY2021/22

Operations

In line with the FY 2008/09 service expansion outlined in the 2006 City of Porterville Short Range Transit Plan, Measure R funds provided to the City of Porterville will be used to offset the cost of the additional fixed route within the City. This new route has been deployed within the northeastern section of the City, an area of growing development that previously had no access to fixed route service. The route began in August of 2009.

Based on review of current and past fixed route operations data, we have calculated the base annual net operating cost of a new route to be approximately \$238,000. Measure R funds are being requested to account for 71% of the cost of this route expansion, with additional costs being covered by TDA funds.

Measure R Operating Costs Allocated:	\$105,000 Original
	<u>65,000</u> Amendment No. 3
	\$170,000 Total

Expansion Route Operating Costs:	\$247,000
Less Fare box Revenue:	<u>9,000</u>
Net Project Cost:	\$238,000

Total Measure R Funds Requested:	\$170,000 (71%)
----------------------------------	------------------------

(updated 8-19-2020)



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Approval of Transit Measure R Program Supplement to Cooperative Agreement for Transit Capital Assistance

SOURCE: Public Works

COMMENT: The Tulare County Association of Governments (TCAG), acting as the Local Transportation Authority (Authority), is requesting that the City approve and submit a Measure R Program Supplement to Cooperative Agreement for the City of Porterville Transit Program. This Program Supplement will provide up to \$600,000 in financial assistance for the purchase of transit vehicles. This project is identified the Measure R Expenditure Table.

At its meeting on August 20, 2019, the City Council approved the purchase of twelve (12) battery-electric shuttle vans to operate the new on-demand service. The total project cost of the transit vehicle procurement was \$1,345,256, of which \$600,000 (45%) will be partially funded by Measure R.

Staff has prepared the attached Program Supplement and Attachment "A" to allow the City to receive up to \$600,000 in Measure R financial assistance for the purchase of battery-electric vans.

RECOMMENDATION: That the City Council:

1. Approve the draft Resolution in support of the Measure R Program Supplement to Cooperative Agreement;
2. Authorize the Mayor and City Clerk to execute the Program Supplement; and
3. Authorize staff to forward the executed Program Supplement to TCAG for approval.

ATTACHMENTS:

1. Draft Resolution
2. Measure R Program Supplement - Transit Vehicles
3. Staff Report - August 20, 2019

Appropriated/Funded:

Review By:

Department Director:

Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager

RESOLUTION NO. _____ - 2021

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE AFFIRMING AND APPROVING THE
SUPPORT OF THE CITY COUNCIL FOR THE MEASURE R PROGRAM
SUPPLEMENT TO COOPERATIVE AGREEMENT FOR THE CITY OF
PORTERVILLE TRANSIT PROGRAM**

WHEREAS, the City of Porterville Transit program is eligible to receive up to \$600,000 in financial assistance for the purchase of transit vehicles, which is identified in Table 5 of the Measure R Expenditure Plan; and

WHEREAS, the Tulare County Association of Governments (TCAG) is requesting that the City of Porterville approve and submit a Program Supplement to Cooperative Agreement that will allow the City to receive up to \$600,000 in Measure R Transit Funds for the purchase of transit vehicles.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Porterville that the Council does hereby affirm and approve support of the Measure R Program Supplement to Cooperative Agreement for the City of Porterville Transit Program, and authorizes the Mayor and City Clerk to execute the Program Supplement, and any other related documents as may be required.

PASSED, ADOPTED AND APPROVED this 7th day of September, 2021.

Adrian Monte Reyes, Mayor

ATTEST:
John D. Lollis, City Clerk

By: Patrice Hildreth, Chief Deputy City Clerk

MEASURE R PROGRAM SUPPLEMENT TO COOPERATIVE AGREEMENT

AUTHORITY Agreement No. _____

Leave the
Authority
agreement No.
and entered
into date blank.
This will be filled
out by TCAG

This Program Supplement (Program Supplement) is made and entered into on _____, by and between the City of Porterville (SPONSOR) and the Tulare County Association of Governments, acting as the Local Transportation Authority (AUTHORITY).

This Program Supplement hereby incorporates the “Measure R Cooperative Agreement” for Measure R Expenditures which was entered into between the SPONSOR and AUTHORITY on May 29, 2007 and is subject to all terms and conditions thereof.

This Program Supplement is executed under authority of Resolution No. ____-2021, dated September 7, 2021.

This program Supplement is sought for the Measure R Transit distribution as outlined in the expenditure plan on Table 5 and Table 5a. This funding is to expand or enhance public transit programs that address the transit dependent population. Other uses include: new routes to enhance existing transit service, low emission buses, night and weekend service, bus shelters and other capital improvements, safer access to public transit services. Specific Transit Enhancement Program highlights and implementing guidelines are also described in the Expenditure Plan under Appendix B.

There is a maintenance of effort requirement that begins with the base year 2006. See Appendix A, Item 17 of the Expenditure Plan for requirements of a potential waiver of the Maintenance of Effort.

Operations, costs, and schedule are incorporated herein as attachment “A” and agreed upon by SPONSOR and AUTHORITY.

Covenants of SPONSOR (as applicable)

- 1.1 This Program Supplement agrees that it will only proceed with work authorized for specific phase(s) with written “Authorization to Proceed” or AUTHORITY action and will not proceed with future phase(s) of this project(s) prior to receiving a written “Authorization to Proceed” or AUTHORITY action.
- 1.2 The SPONSOR will advertise, award, and administer the project(s) in accordance with SPONSOR standards.
- 1.3 Award information shall be submitted by the SPONSOR to the AUTHORITY within 60 days after the project contract award.
- 1.4 Failure to submit award information in accordance with section 1.3 will cause a delay (without interest or penalties) in AUTHORITY processing invoices for the construction phase.

(updated 8-19-2020)

- 1.5 If no costs have been invoiced for a six-month period, SPONSOR agrees to submit for each phase a written explanation of the absence of Project(s) activity along with target billing date and target billing amount.

Authority Agreement No. _____

IN WITNESS WHEREOF, the undersigned Parties have executed this Program Supplement on the day and year first written above.

COUNTY OF TULARE TRANSPORTATION AUTHORITY

By: _____

Authority Executive Director

Attest: _____

Authority Finance Director

City of Porterville

By: _____

Adrian Monte Reyes, Mayor

Attest: _____

John D. Lollis, City Clerk

ATTACHMENT “A”

PROJECT SCOPE, COST AND SCHEDULE

PORTERVILLE TRANSIT

Project

On August 20, 2019, the City Council of the City of Porterville authorized the purchase of 12 battery-electric vans. These transit vehicles will be utilized to operate the City’s new on-demand service.

Identified in Table 5 of the Measure R Expenditure Plan, the City of Porterville has been allocated \$600,000 for the purchase of transit vehicles.

Project Cost

Measure R Transit Vehicle Allocated	\$600,000
City of Porterville Electric Vehicle Purchase	\$1,345,256
Total Measure R Funds Requested	\$600,000 (45%)

Staff Report dated August 20, 2019.



CITY COUNCIL AGENDA – AUGUST 20, 2019

SUBJECT: Consideration to Purchase Twelve (12) Electric Transit Passenger Vans and Associated Equipment

SOURCE: Public Works

COMMENT : The City of Porterville operates a comprehensive schedule of transit services, including local fixed route service, complementary paratransit service, and future On-Demand "Microtransit" service, with maximum service levels operated during the morning and evening commute hours (peak service).

The City currently operates a fleet of 29 vehicles for use in its Transit Division. The local fixed route service utilizes 24 of those vehicles and the complementary paratransit utilizes 5 vehicles. Staff has prepared a comprehensive replacement schedule for the City's existing fleet, based on the current age, condition, federal useful life, and future expansion needs. This information allows the City to develop a long-term sustainable Fleet Management Plan that includes an optimal replacement schedule. This plan provides staff with the time necessary to identify, apply for and secure funding for replacement of these vehicles as they become functionally obsolete.

The following table represents the number of vehicles that are scheduled to be replaced or the need for new service:

<u>Service</u>	<u># of Vehicles</u>	<u>Replacement/New Service</u>
Paratransit	4	Replacement
Microtransit	8	New Service

The proposed On-Demand microtransit service will supplement low-performing local fixed routes, low-performing evening fixed route service, and new service areas such as the Sports Complex and Strathmore, that don't meet the demand for a fixed route.

Staff determined vehicle specifications to suit the needs of the desired service and requested quotes from all available electric vehicle dealers. The following table represents the response and net price, including all available incentives, with a minimum order of twelve (12) vehicles from each responsive dealer:

<u>Dealer</u>	<u>Responsiveness</u>	<u>Base Price</u>	<u>HVIP Voucher</u>	<u>SJVAPCD Incentive</u>	<u>Net Price</u>
Zenith Motors	Not Responsive				
NorCal Van	Responsive	\$171,316.95	(\$80,000)	(\$8,333.33)	\$82,983.62
Diamond Coach	Responsive	\$171,829.33	(\$80,000)	\$0	\$91,829.33
GreenPower Motor	Responsive	\$208,893.25	(\$90,000)	\$0	\$118,893.25
Creative Bus	Responsive	\$268,975.76	(\$80,000)	\$0	\$188,975.76

Electric Vehicle Vendor Analysis

Zenith Motors

Zenith Motors has been unresponsive to this bid, staff having sent numerous emails to the regional sales manager requesting a proposal. Zenith Motors has delivered three (3) vehicles to Fresno County Transit. The Zenith Motors vehicle is eligible for the Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project (HVIP) and San Joaquin Valley Air Pollution Control District (SJVAPCD) Incentive funding.

NorCal Van / Lighting Systems

NorCal Van proposed a Ford Transit 3500HD chassis with a Lightning System electric powertrain. Chassis maintenance and service is performed by Ford QVM partners and Ford Dealers, electric powertrain and battery maintenance and service is performed by Lightning Systems at their facility in Loveland, Colorado. The battery capacity is 86kWh, with a 120 mile range. Level 2 and Level 3 charging compatible. Rear Americans with Disabilities Act (ADA) approved wheelchair lift and securement system. 8 year / 100,000 mile powertrain and battery warranty. This is the second generation vehicle of the Lightning Systems electric powertrain. Lightning Systems has delivered over 50 vehicles. Lightning System is eligible for HVIP and SJVAPCD funding.

Diamond Coach / ZeroNox

ZeroNox proposed the Diamond Coach VIP 2200 model, Ford E450 chassis with a ZeroNox/EVT electric powertrain. Chassis maintenance and service is performed by Ford QVM partners and Ford Dealers, electric powertrain and battery maintenance and service is performed by ZeroNox/EVT at their Porterville facility. The battery capacity is 106kWh, with a 175 mile range. Level 2 and Level 3 charging compatible. Rear ADA approved wheelchair lift and securement system. 5 year / 60,000 mile powertrain and battery warranty. This would be the first delivery of this vehicle type for ZeroNox. ZeroNox is not eligible for SJVAPCD funding due to the excessive vehicle weight. As of August 12, 2019, both Diamond Coach and ZeroNox are in the process of being eligible vendors for HVIP funding. Award of project is contingent on Diamond Coach or ZeroNox being eligible HVIP funding vendors.

GreenPower Motor Company

Greenpower proposed the EV Star model, which has a purpose built chassis, but is similar to a Ford Transit 3500HD chassis, and GreenPower electric powertrain. Maintenance and service is performed by GreenPower at their Porterville facility. The battery capacity is 118kWh, with a 200 mile range. Level 2 and Level 3 charging compatible. Rear ADA approved wheelchair lift and securement system. 5 year / 60,000 mile powertrain and battery warranty. GreenPower has delivered over 40 EV Star vehicles. GreenPower's EV Start is eligible for HVIP funding, but not eligible for SJVAPCD funding due to the excessive vehicle weight.

Creative Bus Sales / Phoenix Motorcars

Creative Bus Sales proposed the Phoenix Motorcar Zeus model, Ford E450 chassis and Phoenix Motorcar electric powertrain. Chassis maintenance and service is performed by Ford QVM partners and Ford Dealers, electric powertrain and battery maintenance and service is performed by Phoenix Motorcar at their Ontario facility. The battery capacity is 105kWh, with a 110 mile range. Level 2 and Level 3 charging compatible. Rear ADA approved wheelchair lift and securement system. 5 year / 60,000 mile powertrain and battery warranty. Phoenix Motorcar has delivered over 75 vehicles. Phoenix Motorcar is eligible for HVIP funding, but not eligible for SJVAPCD funding due to the excessive vehicle weight.

Additional Equipment Required

The following additional equipment is required for each vehicle to properly function in revenue service. Rethought Reborn, the City's Advertising Contractor, will design and wrap the new vehicle. ViriCiti is a California Air Resources Board (CARB) approved vendor who is the only vendor capable of providing vehicle and charging station monitoring and smart charging technology in a single application. Cooks Communication was the low bid to provide 2-way radio equipment for the vehicle. Staff received proposals from the following items:

<u>Vendor</u>	<u>Description</u>	<u>Cost</u>
Rethought Reborn Media	Vehicle Wrap	\$64,347.23
ViriCiti	Passenger Van Telematics	\$44,504.08
ViriCiti	Transit Bus Telematics	\$49,092.58
Cooks Communication	2-Way Radio	\$8,659.27
		Total \$166,603.16

Project Cost Analysis

The following table represents the total cost for the project, which includes vehicles and additional equipment, from each vendor:

<u>Vendor</u>	<u>Project Cost</u>
NorCal Van	\$1,345,256.56
Diamond Coach	\$1,348,555.15
GreenPower	\$1,781,363.16

Funding

A menu of funding sources have been planned and programmed to fully-fund the project. The City of Porterville has \$600,000 in Measure R funding available for the purchase of transit vehicles. For the past three (3) fiscal years, staff has been programming SB1/State of Good Repair (SGR) funding (FY 2017/18 to 2019/20) for the purpose of purchasing battery-electric passenger vans totaling \$255,806. The SJVAPCD's New Alternative Fuel Vehicle Purchase Program provides up to \$20,000 per vehicle, with a limit of \$100,000 per agency per year for the purchase of new alternative fueled vehicles. The NorCal Van electric passenger van is the only vehicle that qualifies for this program due to Gross Vehicle Weight Rating (GVWR) less than or equal to 14,000 pounds. The CARB Agreement (G14-LCTI-10) will provide funding for the purchase of one (1) vehicle, without the HVIP voucher, additional equipment for the vehicle, and Transit Bus Telematics from ViriCiti. The actual amount is contingent on Councils vendor selection. HVIP EVSE Incentive Voucher funding is available in the amount of \$9,240 for the charging station monitoring and smart charging software provided by ViriCiti. The remaining balance of the project will be funded by Local Transportation Funds (LTF) funding that has been budgeted for fiscal year 2019-2020. This project is contingent on the availability of HVIP Vehicle Voucher funding, which is currently oversubscribed, but the program will be refunded in the next couple of months. It is important that Council provide staff a recommended vendor so the vendor can submit a project for funding. Once the project is funded by HVIP, staff will proceed with a purchase order.

The following table represents the funding sources and the amounts based on each vendor:

	<u>NorCal Van</u>	<u>Diamond Coach</u>	<u>GreenPower</u>	<u>Creative</u>
Project Cost	\$ 1,345,256.56	\$ 1,348,555.15	\$ 1,781,363.16	\$ 2,514,312.28
Measure R	\$ 600,000.00	\$ 600,000.00	\$ 600,000.00	\$ 600,000.00
SB1/SGR	\$ 255,806.00	\$ 255,806.00	\$ 255,806.00	\$ 255,806.00
Air District	\$ 100,000.00	\$ -	\$ -	\$ -
CARB	\$ 231,715.70	\$ 229,378.08	\$ 254,483.00	\$ 326,524.51
HVIP EVSE	\$ 9,240.00	\$ 9,240.00	\$ 9,240.00	\$ 9,240.00
LTF	\$ 148,494.86	\$ 254,131.07	\$ 661,834.16	\$ 1,322,741.77
Total Funding	\$ 1,345,256.56	\$ 1,348,555.15	\$ 1,781,363.16	\$ 2,514,312.28

Funding Analysis

Staff has determined that the NorCal Van proposal to be responsive, lowest cost, and requires the least amount of LTF funds. NorCal Van's proposed model is also the only

vehicle that qualifies for \$100,000 in funding from the San Joaquin Valley Air Pollution Control District's New Alternative Fuel Vehicle Purchase Program. The Diamond Coach proposal requires an additional \$105,637 in LTF funds and the GreenPower proposal requires an additional \$513,339 in LTF funds. Should the Council elect to use a significant amount of LTF funding, local street and road funding would be affected. The City's CARB Grant does provide enough funding for the NorCal Van, Diamond Coach, and GreenPower proposals. The Creative Bus Proposal exceeds the amount of CARB and LTF funding available, and a reduction in the number of vehicles would be required to meet the City's budget.

Conclusion

It is staff's recommendation to award the project to NorCal Van's, based on responsiveness, lowest overall cost, and the least amount of LTF funds for the purchase of twelve (12) electric passenger vans. Proposals were received from two (2) local dealers, and staff is requesting Council's direction on the selection of the award.

RECOMMENDATION: That the City Council provide staff direction on the purchase of twelve (12) electric passenger vans and associated equipment.

ATTACHMENTS:

1. NorCal Van Lightning System Proposal 1 Van
2. NorCal Van Lightning System Proposal 11 Vans
3. ZeroNox Diamond Coach VIP 2200 Proposal
4. GreenPower EV Star Proposal
5. Creative Bus Sales Phoenix Motorcar Proposal
6. Rethought Reborn Media - Vehicle Wrap Proposal
7. ViriCiti Van Telematics and Smart Charging Proposal
8. ViriCiti Ebus Telematics and Smart Charging Proposal
9. Cooks Communications Proposal
10. B&J Proposal

Appropriated/Funded: JR for MB

Review By:

Department Director:

Michael Knight, Deputy Public Works Director/Field Services Manager

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Assignment of Airport Lease and Consent to Sublet - Lot No. 35

SOURCE: Finance

COMMENT: Charles L. and Paula M. Jackson, the current leaseholders of Lot No. 35 at the Porterville Municipal Airport, have sold their hangars #1 - 13 located on the lot and are requesting the transfer of the lease to the new owners, Mike and Debbie Quatacker. Mike and Debbie Quatacker are requesting City Council authorization to assume the existing lease agreement between the City and Charles L. and Paula M. Jackson, which expires on March 31, 2029.

Additionally, Mike and Debbie Quatacker are requesting to sublet hangars #1 - 13 on Lot No. 35. Section 25 of the Lease Agreement states that the lessee shall not sublet the premises without prior written consent of the City. Mike and Debbie Quatacker are therefore requesting approval to sublet hangars located at Lot No. 35 on a month-to-month tenancy. The hangars will be utilized for the parking and storage of aircraft.

RECOMMENDATION: That the City Council:

1. Approve the Assignment of Lease for Lot No. 35 at the Porterville Municipal Airport from Charles L. and Paula M. Jackson to Mike Quatacker and Debbie Quatacker;
2. Authorize the Mayor to sign the Lessor's Consent to Assignment of Lease Agreement on behalf of the City;
3. Authorize the Lessee, Mike Quatacker and Debbie Quatacker, to sublet airport hangars #1 - 13 on Lot No. 35 at the Porterville Municipal Airport; and
4. Authorize the Mayor to sign the City's Consent to Sublet Airport Hangar Lot No. 35 on behalf of the City.

ATTACHMENTS:

1. Locator Map
2. Bill of Sale
3. Letters of Request
4. Draft Assignment of Lease
5. Lessor's Consent to Assignment of Lease
6. Lessor's Consent to Sublet
7. Exhibit A - Sublessee List

Appropriated/Funded:

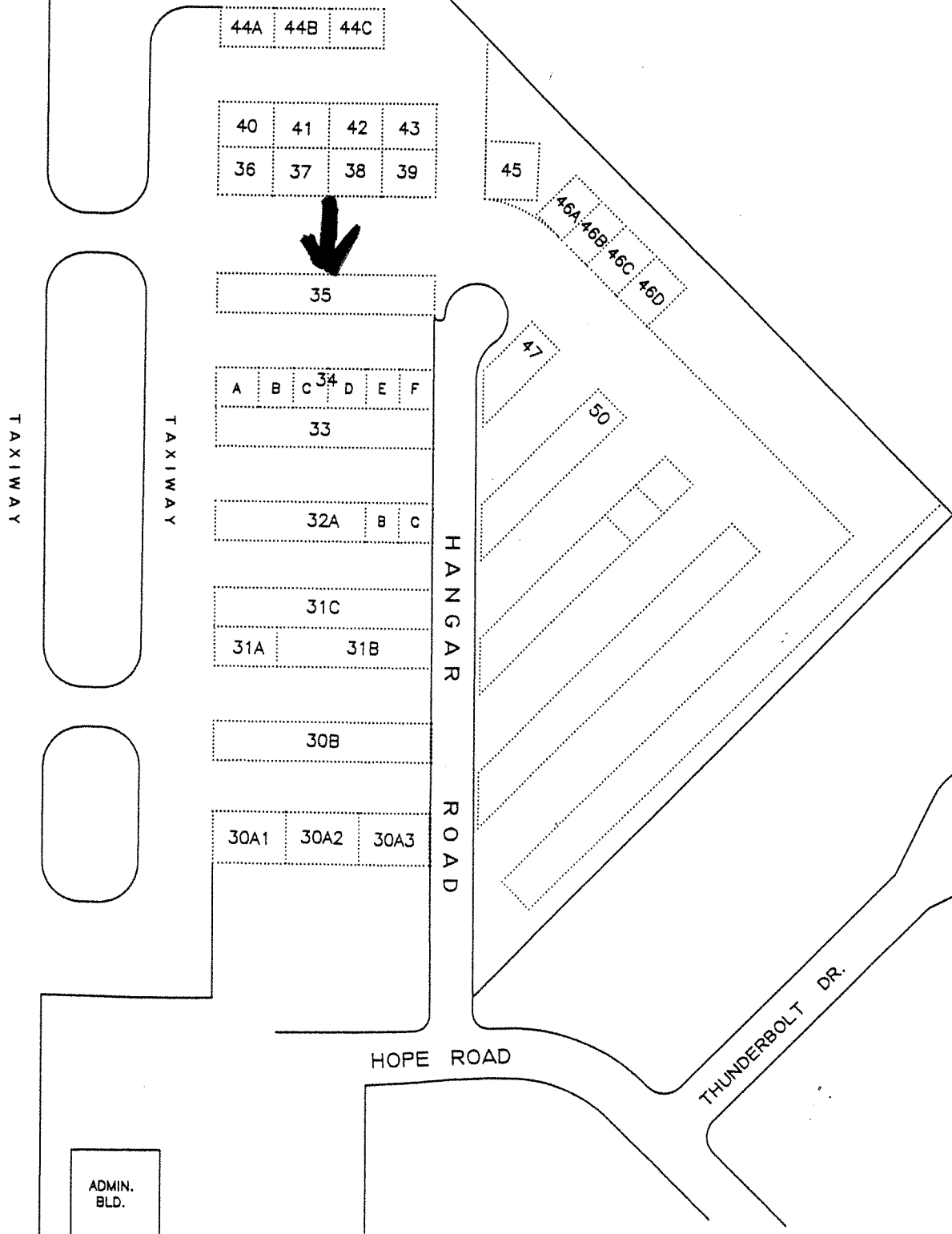
Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

AIRPORT LEASE SITES



BILL OF SALE

BE IT KNOWN, for good and valuable consideration in the sum of TWO HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS (\$250,000.00), the undersigned, CHARLES L. JACKSON and PAULA M. JACKSON, hereby sells, assigns and transfers to MIKE QUATACKER and DEBBIE QUATACKER, their successors and assigns forever, effective September 1, 2021, the following described chattels and personal property:

Thirteen (13) metal aircraft hangars with improvements, containing a total area of approximately 14,000.00 square feet, located on Lot 35 of the Porterville Municipal Airport, 1893 South Newcomb Street, Porterville, Tulare County, California 93257; Tulare County Assessor's Parcel No. 925-000-231-000;

Sellers warrant to Buyers they have good and marketable title to said property, full authority to sell and transfer said property, and that said property is sold free of all liens, encumbrances, liabilities and adverse claims of every nature and description whatsoever.

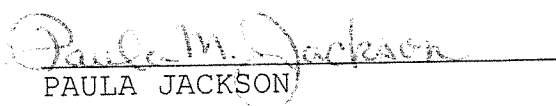
Sellers further warrant to Buyers that they will fully defend, protect, indemnify and hold harmless Buyers and their lawful successors and assigns from any adverse claim made thereto by all persons whomsoever.

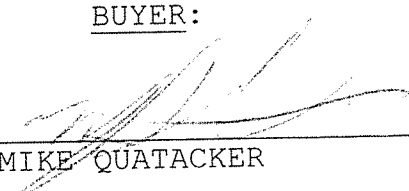
The above property is sold in "AS-IS" condition and where presently located. No guarantees or warranties, express or implied, excepting as may be specifically set forth in this document.

Signed this 10TH day of August, 2021, at Lake St. Louis, Missouri.

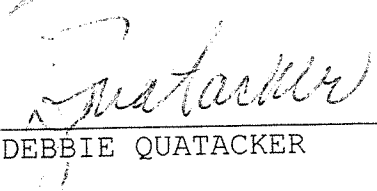
SELLER:

BUYER:


PAULA JACKSON


MIKE QUATACKER


CHARLES JACKSON


DEBBIE QUATACKER

August 10, 2021

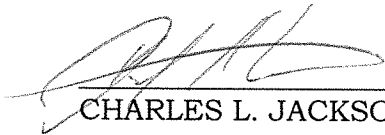
Attn: Janie Rodriguez
City of Porterville

RE: Assignment of Lease – Lot 35
Porterville Municipal Airport

Dear Ms. Rodriguez:

This shall advise that we have sold the 13 hangars located on Lot 35 of the Porterville Municipal Airport to Mike and Debbie Quatacker. We respectfully request the land lease be assigned to Mr. and Mrs. Quatacker effective September 1, 2021; they will be responsible for all fees and costs related to the assignment of lease and all lease payments coming due on and after September 1, 2021.

Respectfully,


CHARLES L. JACKSON


PAULA M. JACKSON

August 26, 2021

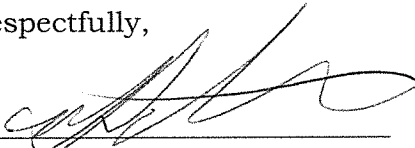
Attn: Janie Rodriguez
City of Porterville

RE: Assignment of Lease – Lot 35
Porterville Municipal Airport

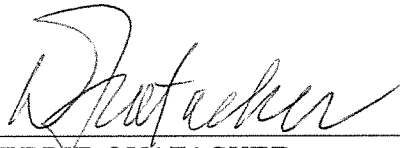
Dear Ms. Rodriguez:

This shall advise that we have purchased the 13 hangars located on Lot 35 of the Porterville Municipal Airport from Charles L. Jackson and Paula M. Jackson. We request the land lease be assigned to us effective September 1, 2021, and further request approval to sublet the hangars and have provided herewith copies of the rental agreements with the current tenants. We will be responsible for all fees and costs related to the assignment of lease and all lease payments coming due on and after September 1, 2021.

Respectfully,



MIKE QUATACKER



DEBBIE QUATACKER

**ASSIGNMENT OF LEASE
PORTERVILLE MUNICIPAL AIRPORT**

THIS AGREEMENT, made this 7th day of September, 2021, by and between Charles L. Jackson and Paula M. Jackson, 530 Owls Perch Drive, Lake St. Louis, MO owners of hangars on Lot 35 at the Porterville Municipal Airport, as the Assignor, and Mike Quatacker and Debbie Quatacker, 1279 W. Henderson Ave #187., Porterville, CA, as the Assignee.

In consideration of the mutual covenants herein contained, each act to be performed hereunder, and for other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Effective September 1, 2021, Assignor hereby assigns, transfers and conveys to Assignee all of his right, title and interest as Lessee, in, to and under a certain Lease Agreement dated April 1, 2014 (hereinafter "Lease"), executed by and between the City of Porterville, as Lessor, and Chantal Stewart and Paula M. Jackson, as the original Lessee, and assumed by Charles L. Jackson and Paula M. Jackson, on November 19, 2019, providing for the letting of certain premises located at the Porterville Municipal Airport, Porterville, California, being more particularly described as follows:

Airport land Lot No. 35, containing a total area of approximately 14,000 square feet, and establishing a Lease terminating on March 31, 2029.

2. Effective September 1, 2021, Assignee hereby accepts and assumes all of the obligations, responsibilities and liabilities of Assignor under said Lease, and agrees to perform said Lease Agreement according to its terms, covenants and conditions, without exception, and Assignee understands and agrees that Landlord makes no warranty or representation that either Assignor or Assignee would be given an exclusive use in the Porterville Municipal Airport for the use thereof by Assignor and/or Assignee, except as provided in the Lease.

3. Upon execution of this Assignment of Lease and Landlord's consent hereto, the parties' Noticed Address shall be as set forth herein above. The parties further understand there is a \$150 assignment fee, payable to the City of Porterville, and the Assignee must provide proof of aircraft and hangar owner's liability insurance within thirty (30) days of Council approval.

4. Assignor hereby covenants said Lease as valid and existing and hereby warrant that Assignor is not in default as of the date of this Assignment.

5. This Assignment shall be binding upon and shall inure to the benefit of the respective parties, their successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Assignment of Lease as of the date first above written.

ASSIGNOR:

ASSIGNEE:

BY: _____
Charles L. Jackson

BY: _____
Mike Quatacker

BY: _____
Paula M. Jackson

BY: _____
Debbie Quatacker

**LESSOR'S CONSENT TO ASSIGNMENT OF LEASE AGREEMENT
PORTERVILLE MUNICIPAL AIRPORT
AIRPORT HANGAR LOT NO. 35**

The City of Porterville, a municipal corporation of the State of California, being the Landlord under the Lease for Airport Hangar Lot No. 35, described in the foregoing Assignment, hereby consents to Assignment of Lease Agreement from Charles L. Jackson and Paula M. Jackson to Mike Quatacker and Debbie Quatacker, for the parking and storage of aircraft, upon the expressed condition that there shall be no further assignment without the prior written consent of the Landlord.

Dated this 7th day of September, 2021.

CITY OF PORTERVILLE

BY: _____
Adrian Monte Reyes
MAYOR, CITY OF PORTERVILLE

"LESSOR"

ATTEST: _____
John D. Lollis, CITY CLERK

APPROVED AS TO FORM:

BY: _____
Julia Lew, City Attorney

**LESSOR'S CONSENT TO SUBLET
AIRPORT HANGAR LOT NO. 35
AT THE PORTERVILLE MUNICIPAL AIRPORT**

The City of Porterville, a municipal corporation of the State of California, being the Landlord under the Master Lease for Airport Hangar Lot No. 35, hereby consents to the request dated August 26, 2021, made by the Lessee, Mike Quatacker and Debbie Quatacker, to sublet said airport hangars #1 - 13 at lot 35 to sublessee, attached hereto as Exhibit "A", on a month-to-month tenancy, for the parking and storage of aircraft. Provided however, that there shall be no further subletting without the prior written consent of the Landlord.

Dated this 7th day of September, 2021.

CITY OF PORTERVILLE
"LESSOR"

BY: _____
Adrian Monte Reyes
MAYOR, CITY OF PORTERVILLE

ATTEST: _____
John D. Lollis, CITY CLERK

APPROVED AS TO FORM:

BY: _____
Julia Lew, City Attorney

Exhibit A – Sublessee List

Lot No. 35 at the Porterville Municipal Airport

Hangar#	Sublessee
1	Steve Page 2455 White Chapel Ave. Porterville, CA 93257
2	David Thomason 2281 W. Putnam Ct. Porterville, CA 93257
3	Samakhom Sengsathevane 28560 Avenue 140 Porterville, CA 93257
4	Frank Casas 452 W. Garden Ave. Porterville, CA 93257
5	James Filarsky 16737 Coyote Drive Springville, CA 93265
6	Vacant
7	Scott Edwards and Robin Edwards P.O. Box 981 Lindsay, CA 93247
8	Darren Bay 16705 Goat Ranch Road Springville, CA 93265
9	Scott Raya 1935 N. Beverly Street Porterville, CA 93257
10	Parker Osborne P.O. Box 2437 Minden, NV 89423
11	Joe Acevedo and Marylou Moreno 23061 Avenue 182 Strathmore, CA 93267
12	Mark Mitchell 10670 Road 224 Porterville, CA 93257
13	Allen Hunsaker and Judi Hunsaker HC4, Box 179 Porterville, CA 93257



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Renewal of Airport Lease Agreement - Lot 46E

SOURCE: Finance

COMMENT: Lloyd B. Janzen and Bruce D. Janzen are the current leaseholders of Lot 46E at the Porterville Municipal Airport. The Lease expires on October 31, 2021; however, the lease terms allow for the option to extend the lease upon mutual agreement of both parties. The City has received a request from Bruce Janzen to exercise the option to extend the lease for an additional fifteen (15) years, expiring on October 31, 2036.

RECOMMENDATION: That the City Council approve the extension of the Lease Agreement between the City and Lloyd B. Janzen and Bruce D. Janzen for Lot 46E at the Porterville Municipal Airport.

ATTACHMENTS:

1. Draft Lease Agreement Amendment No. 2
2. Lease Agreement Renewal Letter
3. Locator Map
4. Lease Agreement Amendment No. 1

Appropriated/Funded:

Review By:

Department Director:

Maria Bemis, Finance Director

Final Approver: John Lollis, City Manager

AMENDMENT NO. 2 TO LEASE AGREEMENT
PORTERVILLE MUNICIPAL AIRPORT

The City of Porterville, a Charter Law City and Municipal Corporation (the “City” or “Lessor”), having entered into a Lease Agreement dated November 1, 2006, with respect to Lot 46E at the Porterville Municipal Airport, and Lloyd B. Janzen and Bruce D. Janzen (“Lessee”) do hereby agree to extend the lease to October 31, 2036, contingent only on the mutual execution of same.

DATED: September 7, 2021

CITY OF PORTERVILLE

LESSEE

Adrian Monte Reyes, Mayor

By: _____
Lloyd B. Janzen

ATTEST:

By: _____
Bruce D. Janzen

John Lollis, City Clerk

Approved as to Form:

Julia M. Lew, City Attorney

8-16-2021

Dear Janie,

Thank you for writing me regarding renewal of the ground lease for lot 46E at the Porterville airport

Please renew my lease Pursuant to our agreement in paragraph 2.

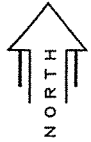
Regards,

Bruce Janzen

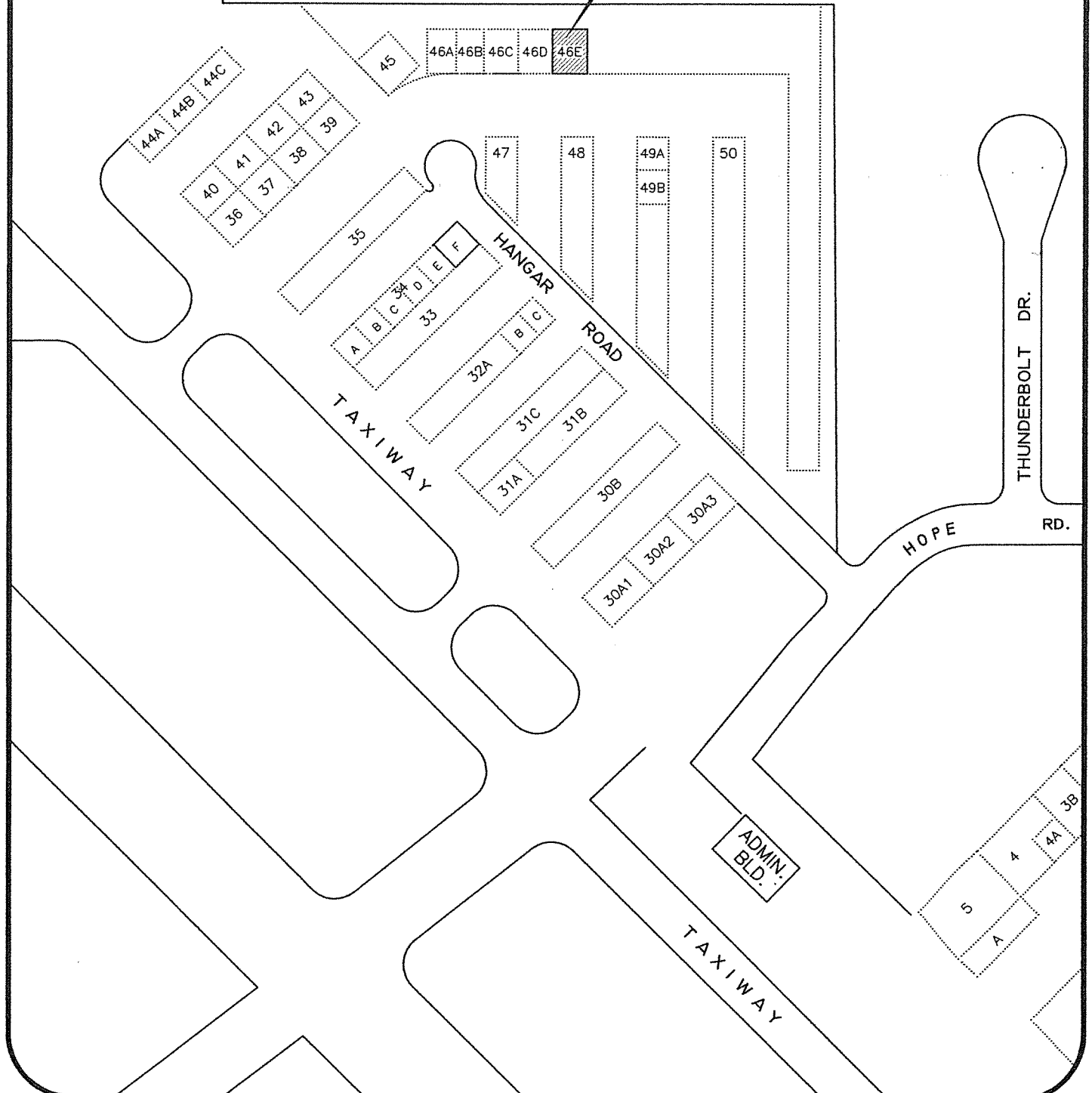
A handwritten signature in black ink, appearing to be 'BJ' or 'Janzen', written in a cursive style.

8/31/21 - Mr. Janzen has requested a 15 yr Lease.

AIRPORT LEASE SITES



*SUBJECT
LOCATION*



AMENDMENT NO. 1 TO LEASE AGREEMENT
PORTERVILLE MUNICIPAL AIRPORT

The City of Porterville, a Charter Law City and Municipal Corporation (the "City" or "Lessor"), having entered into a Lease Agreement dated November 1, 2006, with respect to Lot 46E at the Porterville Municipal Airport, and Lloyd B. Janzen and Bruce D. Janzen ("Lessee") do hereby agree to amend paragraph 2 of said Lease Agreement, contingent only on the mutual execution of same, as follows:

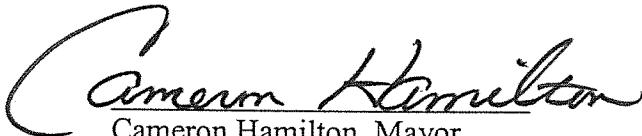
Paragraph 2 of the Lease Agreement is amended to read as follows:

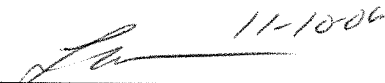
Term: The term of this lease shall commence on November 1, 2006, both parties having executed same, and shall terminate on October 31, 2021, provided Lessee is not in default with respect to any of the conditions or covenants of this lease. Further, this lease may be extended upon mutual agreement of both parties.

DATED: November 7, 2006

CITY OF PORTERVILLE

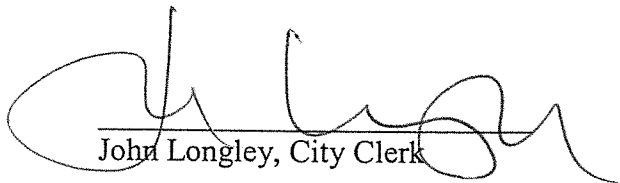
LESSEE


Cameron Hamilton, Mayor

By:  11-10-06
Lloyd B. Janzen

ATTEST:

By: 
Bruce D. Janzen


John Longley, City Clerk

Approved as to Form:


Julia M. Lew, City Attorney



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Out-of-State Travel for Fallen Firefighter Memorial

SOURCE: Fire

COMMENT: Annually in October, the National Fallen Firefighters Foundation sponsors the official national tribute to all firefighters who have died in the line of duty during the previous year. The 2021 ceremony will honor 112 firefighters that perished in 2020, including Captain Figueroa and Firefighter Jones from the City of Porterville. This annual event is held at the National Emergency Training Center in Emmitsburg, Maryland. The Foundation pays for costs associated with the travel of immediate family, as well as certain costs associated with personnel from the represented fire department. The Foundation has elected to hold this year's event in person, and is requiring all attendees to be vaccinated or to have a negative COVID test not more than seventy-two (72) hours before arriving to the three-day event. As the tribute will be held at a federal building, all Centers for Disease Control and Prevention (CDC) and Federal Emergency Management Agency (FEMA) guidelines will be enforced.

The Foundation encourages a small group of attendees from each affected fire department, to include one Family Escort per family and up to four honor guard members. Department personnel would be able to stay in barracks at the National Emergency Training Center on October 1 and October 2, but would require hotel stay on September 30 and October 3, in addition to airfare and a rental vehicle for the group to travel to the facility. Staff estimates that the total cost for 6 personnel to accompany the Figueroa and Jones families to be approximately \$9,000.

If travel is approved by the City Council, it is recommended that a preliminary amount of \$9,000 be allocated to support necessary travel expenses, with the Council's Special Purposes Reserve Fund as the designated funding source given the unique nature and honor of the event.

RECOMMENDATION: That the City Council:

- 1) Authorize travel by City representatives to Emmitsburg, Maryland, and
- 2) Approve the draft Resolution appropriating up to \$9,000 in anticipated travel expenses from the City Council's Special Purposes Reserve Fund.

ATTACHMENTS: 1. Draft Resolution

Appropriated/Funded:

Review By:

Department Director:

Dave LaPere, Fire Chief

Final Approver: John Lollis, City Manager

RESOLUTION NO. ____-2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE CITY COUNCIL'S
SPECIAL PURPOSES RESERVE FUND FOR THE OUT-OF-STATE
TRAVEL FOR THE FALLEN FIREFIGHTER MEMORIAL

WHEREAS: The National Fallen Firefighters Foundation sponsors the official national tribute to all firefighters who died in the line of duty; and

WHEREAS: In October of 2021, Porterville's own Captain Figueroa and Firefighter Jones will be honored together with all firefighters that had perished in 2020, in Emmitsburg, Maryland; and

WHEREAS: The Porterville Fire Department is arranging to send two department staff, to escort the fallen firefighters' families and four honor guard members to represent the Department;

WHEREAS: The City of Porterville Municipal Code Section 2-31.6, established the Special Purposes Reserve Fund for the purpose of providing funds to support one-time City special events, projects, and / or purposes that benefit the community; and

WHEREAS: This year's Fallen Firefighters Memorial is a special event that will honor Captain Figueroa and Firefighter Jones and support Department personnel;

NOW, THEREFORE, BE IT RESOLVED:

1. That the City Council of the City of Porterville make a finding that the out-of-state travel for the Fallen Firefighter Memorial is a special event, and is within the intent and purpose of the Special Purposes Reserve Fund; and
2. That the City Council of the City of Porterville does hereby approve and authorize the appropriation of up to \$9,000 from the City Council's Special Purposes Reserve Fund for the cost of out-of-state travel of Fire Department personnel to Emmitsburg, Maryland for the 2020 Fallen Firefighter Memorial.

PASSED, APPROVED AND ADOPTED this 7th day of September, 2021.

Adrian Monte Reyes, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _____
Patrice Hildreth, Chief Deputy City Clerk



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Authorization to Amend the City's Allocation Table for Two Additional Positions Within the Mechanic II Classification

SOURCE: Public Works

COMMENT: In December 2018, the Innovative Clean Transit (ICT) regulation was adopted requiring all public transit agencies to gradually transition to a one hundred percent (100%) zero-emission bus fleet. Beginning in 2026, twenty-five percent (25%) of new purchases by transit agencies must be zero-emission buses. By 2029, one hundred percent (100%) of new purchases by transit agencies must be zero-emission buses.

In June 2020, the Advanced Clean Trucks regulation was approved requiring large entities to transition to a one hundred percent (100%) zero-emission fleet beginning in 2024 and by 2045, every new truck sold in California will be zero-emission.

In 2018, the City started to transition its fleet to zero-emission to meet these upcoming regulations and, currently, has twenty-two (22) zero-emission vehicles with an additional three expected to be delivered by the end of the year.

Confronted with limited industry-driven training materials and limited experience in maintaining zero-emission vehicles, the City has had to rely on the vehicle manufacturer for training and maintenance. It has been staff's experience that the reliance on the vehicle manufacturer to maintain these vehicles is both costly and time consuming. Additionally, the Federal Transit Administration's (FTA) standard staffing level is one mechanic for every ten (10) vehicles. Currently, the City's staffing level is one mechanic for every twenty (20) vehicles, which has led to an increase in repair time, overtime, and outsourcing of maintenance.

Additionally, throughout the Zero-Emission Pilot Project, GreenPower Motor Company has provided a dedicated mechanic and engineers to support the electric fleet. These services have been provided as an in-kind contribution to the project and has been instrumental to the success of the project. The Pilot Project will be concluding at the end of September 2021 and the City will be responsible for repairs and preventative maintenance. Repairs covered by warranty will be performed at the GreenPower facility rather than at the Corporation Yard.

In light of the above, the Public Works Department is seeking City Council

Item No. 11.

approval of two additional Mechanic II positions in an effort to support the growing zero-emission fleet. The additional allocation of two additional Mechanic II positions will also assist the City in meeting FTA standard staffing levels, reduce overtime, and reduce the cost of maintenance by limiting outsourcing.

There is no impact to the General Fund. The additional allocations for Mechanic II positions will be funded by the Transit division, FTA and TDA funds, and shop revenues.

RECOMMENDATION: That the City Council authorize an amendment to the City's Allocation Table to increase the allocation for Mechanic II positions by two; and direct the Administrative Services Department staff to implement said change.

ATTACHMENTS:

Appropriated/Funded:

Review By:

Department Director:

Michael Knight, Public Works Director

Final Approver: John Lollis, City Manager



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Status and Review of Local Emergency: Drought

SOURCE: City Manager's Office

COMMENT: At its meeting of May 5, 2015, the City Council took action to approve a Resolution Declaring a Drought Emergency in the City of Porterville. At its meeting of August 17, 2021, the Council reviewed the status of existence of local emergency, and acted to continue its Resolution of local emergency.

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.

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.

On March 5, 2021, Secretary Vilsack of the United States Department of Agriculture federally-designated Tulare County as a primary natural disaster area due to ongoing drought conditions. On April 21, 2021, Governor Newsom issued a State of Emergency Proclamation due to drought conditions, including Tulare County. On April 27, 2021, the Tulare County Board of Supervisors adopted a Resolution Proclaiming a Local Emergency due to severe drought conditions.

Initially within the city of Porterville, 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 continued to work with County staff toward the transfer of the well's ownership from the County to the City, which at its meeting on April 20, 2021, the Council approved the draft Transfer Agreement subject to the City Attorney's final form.

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. At its meeting on June 1, 2021, the Council approved the State Water Board funding agreement for the development of a City-owned production well, distribution mains and water meters to serve each customer, as well as fire hydrants. On July 20, 2021, the City received notification from the State Water Board that the Akin/Central Water Consolidation Project funding agreement had been formally approved and executed.

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. City of Porterville Resolution Declaring Local Drought Emergency
2. Tulare County and City of Porterville Well Agreement

3. State of California, County of Tulare and City of Porterville Memorandum of Understanding
4. Memorandum of Understanding Draft Amendment
5. State Water Resources Control Board Letter: November 29, 2017
6. Department of Water Resources Letter: January 18, 2018
7. Governor Brown Executive Order: B-40-17; April 7, 2017
8. County of Tulare and City of Porterville Draft Well Transfer Agreement
9. United States Department of Agriculture Drought Natural Disaster Area Designation: March 5, 2021
10. State of California State of Emergency Proclamation: April 21, 2021
11. County of Tulare Drought Local Emergency Resolution: April 27, 2021
12. State Water Resources Control Board Funding Agreement: Akin/Central Water Consolidation Project

Appropriated/Funded:

Review By:

Department Director:

John Lollis, City Manager

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

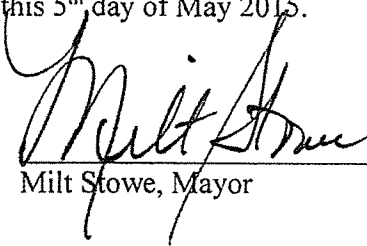
WHEREAS: the long-term ramifications of the current drought will have a significant impact on the city of Porterville and potentially pose a danger to the health and welfare of its residents; and

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

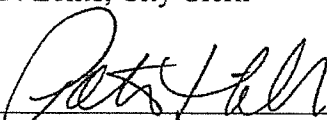
BE IT FURTHER RESOLVED: that the City Council of the City of Porterville requests the Governor and California Department of Water Resources make available California Disaster Assistance Act funding for the State of Local Emergency proclaimed on May 5, 2015, and seek all available forms of Federal assistance,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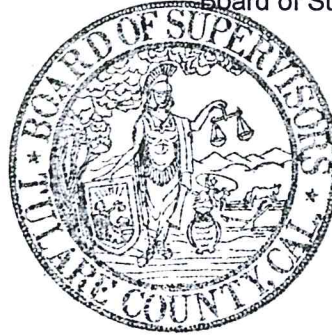
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THE PARTIES, having read and considered the above provisions, indicate their agreement by their authorized signatures below.

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. Grice for LMT
Deputy 20151902

CITY OF PORTERVILLE

BY Milt Stowe
Milt Stowe, Mayor

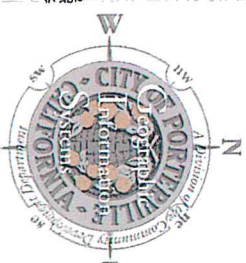
ATTEST:
City Clerk of the City of Porterville

BY J. L. Lolis
John Lolis, City Manager

Approved as to Form

BY [Signature]
City Attorney

EXHIBIT 'A'



 East Porterville Project Boundary

Parcels Within Project Boundary Area (1,776)



CityLimits

UDB

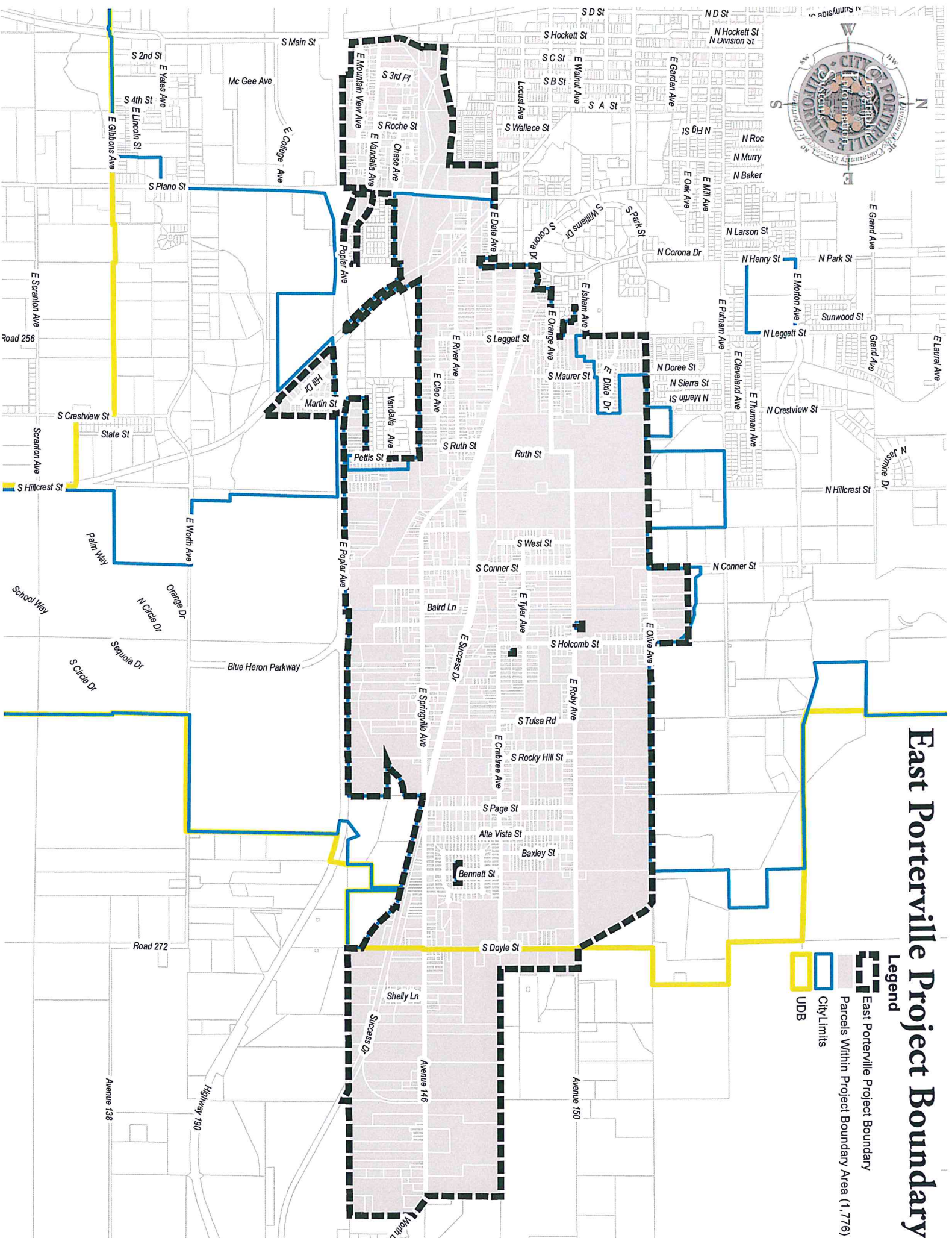


EXHIBIT 'B'

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:

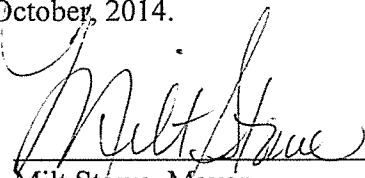
1. To promote orderly development while discouraging urban sprawl, preserving open space and prime agricultural lands, and efficiently extending government services.
2. To honor the City’s fundamental responsibility to provide efficient and sustainable public services to the inhabitants of the city,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

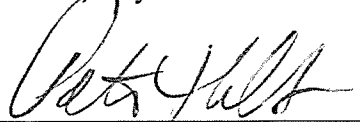
2. It shall be the policy of the City of Porterville to consider extra-territorial service requests primarily within the Urban Development Boundary, which is defined as the City of Porterville Annexation Boundary, as adopted by Tulare County LAFCo.
3. It shall be the policy of the City of Porterville,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

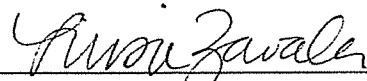
PASSED, APPROVED AND ADOPTED this 19th day of April, 2016.



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



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

County of Tulare

City of Porterville



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



**AGREEMENT BETWEEN THE COUNTY OF TULARE AND THE CITY OF
PORTERVILLE FOR THE TRANSFER OF A MUNICIPAL WELL AND WATER
CONVEYANCE FACILITIES AND APPURTENANCES AND THE OPERATIONS AND
MAINTENANCE THEROF**

THIS AGREEMENT (this “Agreement”), is entered into as of _____, 2020 by and between the COUNTY OF TULARE (“County”), and the CITY OF PORTERVILLE (“City”), with reference to the following:

WHEREAS,

A. Properties in the East Porterville area, also known as Doyle Colony, within the County's jurisdiction and within the City's Urban Development Boundary were experiencing serious water shortages due to the historical drought conditions occurring throughout California between 2011 and 2019; and

B. County, City, and other state and federal agencies undertook a project (the “Project”) to design and construct a municipal well (the “Well”), water distribution pipes, service connections, and other appurtenances as required (collectively the “Facilities”) to *inter alia* provide water to East Porterville; and

C. As part of the Project, County constructed some of the Facilities, including the Well, on a parcel known as APN 240-120-017¹ located at the southeast corner of the Tule River and Olive Avenue (Avenue 152) (the “Parcel”), represented in Exhibit 'C'; and

D. The Facilities were connected to the City’s water system, which in turn provides water to the residents of East Porterville and the City has begun to operate and maintain the Facilities; and

E. Now that the Project is complete, the County and the City both find it to be in the public interest that the City own the Parcel and the Facilities and the County transfer ownership thereof to the City; and

F. As part of the Project, City and County entered into an agreement (Tulare County Agreement No. 27596), which included certain conditions under which the City would provide water to the East Porterville area; and

G. County and City agreed as part of Tulare County Agreement No. 27596 that the County would transfer the Parcel including any existing infrastructure located thereon to City by Grant Deed at a cost of \$1 upon formal acceptance of the Project; and

¹ APN as of February 13, 2020.

H. County entered into several agreements (collectively the “Funding Agreements”) with the United States Department of Agriculture, Rural Development (“USDA”), attached hereto as Attachment A1, the California State Water Resources Control Board (“State Water Board”), attached hereto as Attachment A2, and the California Department of Water Resources (“DWR”), attached hereto as Attachment A3, (collectively the “Funding Agencies”) to receive grant funding (the “Grant Funds”) for the Project; and

I. The several agreements, as amended, between the County and the Funding Agencies include various stipulations and requirements related to the use of the Grant Funding, including *inter alia* that which affects the use and alienation of the Parcel and the Facilities; and

J. Under Tulare County Agreement No. 27596, the Facilities are 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, as defined by City Resolutions 74-2014 and 19-2016; and

K. Government Code Section 25365(a) allows, *inter alia*, a county to grant any real property of the county to any city within the county upon the terms and conditions as are agreed upon and without complying with any other provisions of the Government Code, if the property or interest therein to be granted and conveyed or quitclaimed is not required for county use; and

L. County does not require the Facilities or the portion of the Parcel for County use after the completion of the Project and in accordance with the terms and conditions of this Agreement.

ACCORDINGLY, IT IS AGREED:

1. PRIOR AGREEMENT. The terms of Tulare County Agreement No. 27596 between the County and the City shall remain in full force and effect unless specifically modified by this Agreement. This Agreement is intended to effect the conveyance of the Facilities, the Parcel, and any other property or appurtenances as contemplated generally by Tulare County Agreement No. 27596 or specifically by Provision 3.D of Tulare County Agreement No. 27596.

2. TERM. This Agreement shall become effective as of the date this Agreement is fully executed by both the County and the City. This Agreement shall remain in effect for the useful life of the Facilities unless otherwise provided. For the purpose of this Agreement, “useful life” means the period during which an asset, property, or activity is expected to be usable for the purpose it was acquired or implemented. The “useful life” of any constructed portions of this

Project begins upon completion of construction and continues for at minimum fifty (50) years thereafter for pipelines and structures and twenty (20) years for all else.

3. GRANT OF REAL PROPERTY. After the completion of the Project, County shall grant for the cost of \$1 to City legal title to the Parcel excepting the North 80 feet thereof and the Facilities (together the “Real Property”) by grant deed, which shall be substantially similar to the draft attached hereto as Attachment B. The North 80 feet of the Parcel are being retained by the County to allow for the future widening of Olive Avenue (Avenue 152) and/or the nearby Avenue 152 Bridge over Tule River.

4. ACCEPTANCE OF REAL PROPERTY. City agrees and consents to accept the grant deed from County as discussed in Paragraph 3 of this Agreement. City hereby authorizes the City’s Mayor to execute a certificate of acceptance in compliance with Government Code Sec. 27281. City further agrees to record the signed deed with the certificate of acceptance attached at the Office of the Tulare County Clerk-Recorder within sixty (60) days of receipt. If City has not recorded the deed within sixty (60) days of their receipt, City thereby authorizes County to record the deed on City’s behalf. County then shall provide City a copy of the deed with the recording information within two weeks of recording the deed.

5. EQUIPMENT. City shall use all equipment transferred to City under this Agreement for the remaining design life of each item of equipment. When no longer needed for the original Project, City shall alert the Funding Agencies and seek instructions regarding other uses and disposition options for the well and water system equipment. For this provision, equipment means tangible, non-expendable, personal property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit and acquired in whole or in part with funds under the Funding Agreements. For the purpose of this Agreement, “design life” means the period during which an asset, property, or activity is expected to be usable for the purpose it was acquired or implemented.

6. CHANGE OR TRANSFER OF OWNERSHIP. Prior to changing or transferring ownership or operation of any portion of the Facilities or the Parcel or assigning any portion of this Agreement, City shall obtain written approval from each of the Funding Agencies.

7. AGREEMENT BINDING. This Agreement shall be binding upon and inure to the benefit of heirs, successors and assigns of the parties hereto.

8. OPERATIONS AND MAINTENANCE. City shall manage, operate, and maintain the water system serving the community of East Porterville, including the Facilities if they are less than the whole of the water system, continuously in an efficient and economical manner.

9. NON-DISCRIMINATION. City shall make the services of the Project available within its capacity to all persons in City's service area without discrimination as to race, color, religion, sex, national origin, age, marital status, or physical or mental handicap (possess capacity to enter into legal contract for services) at reasonable charges, including assessments, taxes, or fees in accordance with a schedule of such charges, whether for one or more classes of service.

10. RATES AND EXPENSES. Subject to applicable laws, City may make such modifications to the rate system as long as the rate schedule remains reasonable and nondiscriminatory. Subject to applicable laws, City shall adjust its operating costs and service charges from time to time to provide for adequate operation and maintenance, emergency repair reserves, obsolescence reserves, debt service and debt service reserves.

11. EXPANSION. City shall expand its water system from time to time to meet reasonably anticipated growth or service requirements in the area within its jurisdiction.

12. OPERATING COSTS. City assumes all operations and maintenance costs of the facilities and structures; neither the County nor the Funding Agencies shall be liable for any cost of such maintenance, management, or operation, except as agreed upon by separately executed and unanticipated future agreements. The provisions of this section shall survive the term of this Agreement.

13. REPORTS & INSPECTION. City shall provide the Funding Agencies and County with such periodic reports as they may require and permit periodic inspection of its operations by representatives of the Funding Agencies and County.

14. PERMITS, LICENSES, APPROVALS, AND LEGAL OBLIGATIONS. City shall be responsible for obtaining any and all permits, licenses, and approvals required to manage, operate, and maintain the water system serving the community of East Porterville, including the Facilities if less than the whole of the water system.

15. ACCEPTANCE OF FUNDING AGREEMENTS. Notwithstanding anything to the contrary in this Agreement or in Tulare County Agreement No. 27596, City shall assume and be held to the same goals, milestones, performance measurements, laws, regulations, rules, and requirements as entered into by County under the Funding Agreements.

16. INDEMNIFICATION. To the extent permitted by law, City agrees to indemnify, defend, and hold harmless the Funding Agencies, the State, the County, and their respective agents, officers, and employees from and against any loss or liability arising out of any claim or action brought against the Funding Agencies, the State, and/or the County from and against any and all losses, claims, damages, liabilities or expenses, of every conceivable kind, character and nature whatsoever arising out of, resulting from, or in any way connected with the carrying out of any of the transactions contemplated by this Agreement or any related document; any violation of any applicable law, rule or regulation, any environmental law (including, without limitation, the Federal Comprehensive Environmental Response, Compensation and Liability Act, the Resource Conservation and Recovery Act, the California Hazardous Substance Account Act, the Federal Water Pollution Control Act, the Clean Air Act, the California Hazardous Waste Control Law and California Water Code§ 13304, and any successors to said laws), rule or regulation or the release of any toxic substance on or near the Project; or any untrue statement or alleged untrue statement of any material fact or omission or alleged omission to state a material fact necessary to make the statements required to be stated therein, in light of the circumstances under which they were made, not misleading with respect to any information provided by City for use in any disclosure document utilized in connection with any of the transactions contemplated by this Agreement. To the fullest extent permitted by law, City agrees to pay and discharge any judgment or award entered or made against the Funding Agencies, the State, and/or the County with respect to any such claim or action, and any settlement, compromise or other voluntary resolution. The provisions of this section shall survive the term of this Agreement.

17. OVERSIGHT. No authorization, oversight, input, or requirement other than the authority granted by this Agreement shall be necessary from County, other than that which is otherwise required by law or this Agreement.

18. EXHIBITS, RECITALS, AND REFERENCED AGREEMENTS. The recitals and exhibits to this Agreement as well as the other agreements explicitly referenced herein are fully incorporated into and are integral parts of this Agreement.

19. ENTIRE AGREEMENT REPRESENTED. 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 except for those other agreements explicitly referenced herein. No part of this Agreement may be modified without the written consent of all parties.

20. HEADINGS. Section headings are provided for organizational purposes only and do not in any manner affect the scope, meaning or intent of the provisions under the headings.

21. JURISDICTION/VENUE. This Agreement will be interpreted and governed under the laws of the State of California without reference to California conflicts of law principles. Any litigation arising out of this Agreement must be brought in Tulare County, California. City waives the removal provisions of California code of Civil Procedure Section 394.

22. CONSTRUCTION. This Agreement reflects the contributions of all parties and accordingly the provisions of Civil Code Section 1654 will not apply to address and interpret any uncertainty.

23. WAIVERS. The failure of any parties to insist on strict compliance with any provision of this Agreement will not be considered a waiver of any right to do so, whether for that breach or any subsequent breach. The acceptance by any parties of either performance or payment will not be considered to be a waiver of any preceding breach of this Agreement by the other parties.

24. CONFLICT WITH LAWS OR REGULATIONS/SEVERABILITY. This Agreement is subject to all applicable laws and regulations. If any provision of this Agreement is found by any court or other legal authority, or is agreed by the parties, to be in conflict with any code or regulation governing its subject, the conflicting provision will be considered null and void. If the effect of nullifying any conflicting provision is such that a material benefit of this Agreement to either party is lost, this Agreement may be terminated at the option of the affected party. In all other cases the remainder of this Agreement will continue in full force and effect.

25. FURTHER ASSURANCES. Each party agrees to execute any additional documents and to perform any further acts which may be reasonably required to effect the purposes of this Agreement.

26. CONFLICT OF INTEREST. County and City are subject to state and federal conflict of interest laws. Failure to comply with these laws, including business and financial disclosure provisions, will result in this Agreement being declared void. Other legal action may also be taken. Applicable statutes include, but are not limited to, Government Code Section 1090 and Public Contract Code Sections 10410 and 10411, for state conflict of interest requirements.

27. WATER CONSERVATION AND EFFICIENCY PROGRAMS. City acknowledges that it has appropriate water conservation and efficiency programs in place, and that this provision constitutes a condition of the grant award. A web link with examples of water conservation and

efficiency programs is available at: http://www.waterboards.ca.gov/waterrights/water_issues/programs/drought/conservation.shtml.

28. WATER RIGHTS: City certifies that it is in compliance with part 5.1 of division 2 of the Water Code and, if applicable, that it has filed and will continue to file its required Statements of Diversion and Use with the State Water Board in accordance with sections 5101 and 5103 of the Water Code.

29. AS-BUILT PLANS. County will provide City with a hardcopy and a digital copy in the PDF format on a flash drive of all as-built plans prepared as part of this project. City shall register the Project with the relevant underground utility regional notification center.

30. UTILITY TRANSFER. City shall switch utility services with Southern California Edison for all expenses associated with operating the Facilities. City shall cover any past electrical bills received by the County for the operation of the Facilities.

31. FLOOD FACILITY OPERATIONS. There is equipment and facilities located on or touching the Parcel which are used for flood control purposes (the "Flood Control Facilities") and owned by the County or by the Tulare County Flood Control District, a dependent special district of the County, and operated by the County. County intends to and hereby transfers these facilities to City as part of this Agreement. City shall be responsible for operating and maintaining the Flood Control Facilities, including serving the tributary area currently served by same in perpetuity until such time as the Flood Control Facilities and tributary area are annexed or otherwise included in the City's boundary. If necessary, the City and/or County shall enter into a separate agreement with the Tulare County Flood Control District to effect this provision.

32. OTHER NON-DISCRIMINATION. During the performance of this Agreement, City and its contractors shall not unlawfully discriminate, harass, or allow harassment against any employee or applicant for employment because of sex, sexual orientation, race, religion, color, national origin, ancestry, religious creed, physical disability (including HIV and AIDS), mental disability, medical condition (cancer), age (over 40), marital status, or denial of family-care leave. City and its contractors shall ensure that the evaluation and treatment of their employees and applicants for employment are free of such discrimination and harassment. City and its contractors shall comply with the provisions of the Fair Employment and Housing Act (Government Code Section 12990 (a-f) et seq.) and the applicable regulations promulgated thereunder (California Code of Regulations, Title 2, Section 7285 et seq.). The applicable regulations of the Fair Employment and Housing commission implementing Government Code Section 12990 (a-f), set

forth in Chapter 5 of Division 4 of Title 2 of the California Code of Regulations, are incorporated into this agreement by reference and made a part hereof as if set forth in full.

City and its contractors shall give written notice of their obligations under this clause to labor organizations with which they have a collective bargaining or other agreement. City shall include the nondiscrimination and compliance provisions of this clause in all contracts to perform work at this Project.

33. NO THIRD PARTY BENEFICIARIES. 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.

[REMAINDER OF PAGE INTENTIONALLY BLANK]

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

COUNTY OF TULARE

By _____
Chairman, Board of Supervisors

ATTEST: _____,
County Administrative Officer/
Clerk of the Board of Supervisors

By _____
Deputy Clerk

CITY OF PORTERVILLE

By _____
Mayor

Approved as to Form
County Counsel

By _____
Deputy

Attachment A1

USDA Funding Agreement

Attachment A2

Water Board Funding

Agreement and Amendment

Attachment A3

DWR Funding Agreement

Attachment B

Grant Deed



United States Department of Agriculture

Office of the Secretary
Washington, D.C. 20250

March 5, 2021

The Honorable Gavin Newsom
Governor
State of California
Sacramento, California 95814

Dear Governor Newsom:

In accordance with 7 CFR 759.5(a), I am designating 50 California counties as primary natural disaster areas due to a recent drought.

According to the U.S. Drought Monitor (see <http://droughtmonitor.unl.edu/>), these counties suffered from a drought intensity value during the growing season of 1) D2 Drought-Severe for 8 or more consecutive weeks or 2) D3 Drought-Extreme or D4 Drought-Exceptional.

In accordance with section 321(a) of the Consolidated Farm and Rural Development Act, additional areas of your state and adjacent states are named as contiguous disaster counties. Enclosed you will find documentation that provides a detailed list of all primary and contiguous counties impacted by this disaster.

A Secretarial disaster designation makes farm operators in primary counties and those counties contiguous to such primary counties eligible to be considered for certain assistance from the Farm Service Agency (FSA), provided eligibility requirements are met. This assistance includes FSA emergency loans. Farmers in eligible counties have 8 months from the date of a Secretarial disaster declaration to apply for emergency loans. FSA considers each emergency loan application on its own merits, taking into account the extent of production losses on the farm and the security and repayment ability of the operator.

Local FSA offices can provide affected farmers with further information.

Sincerely,

A handwritten signature in blue ink, reading "Tom J. Vilsack", is positioned above the printed name of the Secretary.

Thomas J. Vilsack
Secretary

Enclosure

Disaster Designation Areas for California and Contiguous States

Primary Counties:

California	(50)			
Alameda	Glenn	Marin	Riverside	Solano
Alpine	Humboldt	Mariposa	Sacramento	Sonoma
Amador	Imperial	Mendocino	San Bernardino	Stanislaus
Butte	Inyo	Merced	San Francisco	Sutter
Calaveras	Kern	Modoc	San Joaquin	Tehama
Colusa	Kings	Mono	San Mateo	Trinity
Contra Costa	Lake	Napa	Santa Clara	Tulare
Del Norte	Lassen	Nevada	Shasta	Tuolumne
El Dorado	Los Angeles	Placer	Sierra	Yolo
Fresno	Madera	Plumas	Siskiyou	Yuba

Contiguous Counties:

California	(8)		
Monterey	San Benito	San Luis Obispo	Santa Cruz
Orange	San Diego	Santa Barbara	Ventura

In addition, in accordance with section 321(a) of the Consolidated Farm and Rural Development Act, counties in adjacent states are named as contiguous disaster areas. Those states, counties, and numbers are:

Contiguous Counties in Adjacent States:

Arizona	(3)		
La Paz	Mohave	Yuma	
Nevada	(8)		
Clark	Esmeralda	Mineral	Washoe
Douglas	Lyon	Nye	Carson City
Oregon	(5)		
Curry	Josephine	Lake	
Jackson	Klamath		

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

State of Emergency Proclamation

WHEREAS climate change is intensifying the impacts of droughts on our communities, environment and economy, and California must therefore improve drought resiliency and prepare to respond to more frequent, prolonged, and intense dry periods; and

WHEREAS much of the West is experiencing severe to exceptional drought and California is in a second consecutive year of dry conditions, resulting in drought or near-drought throughout many portions of the State; and

WHEREAS these drought conditions can result in degraded water quality, fallowing of productive farmland, setbacks to vulnerable and rural communities through job losses and longer-lasting recoveries, significant impacts to tribal, commercial, and recreational salmon fisheries, constraints on access to traditional lifeways, loss of aquatic and terrestrial biodiversity, and ecosystem impacts; and

WHEREAS drought conditions vary across the State and some watersheds, including the Russian River and Klamath Basin, are extremely dry and are facing substantial water supply and ecosystem challenges; and

WHEREAS it is necessary to expeditiously mitigate the effects of the drought conditions within the Russian River Watershed, located within Mendocino and Sonoma counties, to ensure the protection of health, safety, and the environment; and

WHEREAS experience in the last drought has demonstrated the value of preparing earlier for potential sustained dry conditions, the need to improve our monitoring and forecasting capabilities, and many other lessons that are captured in the Administration's *Report to the Legislature on the 2012-2016 Drought*; and

WHEREAS the State and its many partners have strengthened drought resilience since the last drought including state investments in water management systems, implementation of the Sustainable Groundwater Management Act, establishment of the Safe and Affordable Fund for Equity and Resilience Program, development of the Administration's *Water Resilience Portfolio*, and continued water conservation by Californians whose current statewide urban water use is 16% lower than at the beginning of the last drought; and

WHEREAS state agencies have been actively responding to current drought conditions and preparing for the possibility of a third dry year including through convenings of the interagency drought team, which was established at my direction, to organize, focus, and track changing conditions, coordinate state agency responses, and work closely with partners across the State; and

WHEREAS under the provisions of Government Code section 8558(b), I find that the conditions caused by the drought conditions, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and 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 drought conditions; and

WHEREAS to protect public health and safety, it is critical the State take certain immediate actions without undue delay to prepare for and mitigate the effects of, the drought conditions within the Russian River Watershed, and under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the drought conditions of the Russian River Watershed, located within Mendocino and Sonoma counties.

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, section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in Mendocino and Sonoma counties due to drought conditions in the Russian River Watershed.

IT IS HEREBY ORDERED THAT:

1. To further the success of California's water conservation efforts and increase our drought preparedness, state agencies shall partner with local water districts and utilities to make all Californians aware of drought, and encourage actions to reduce water usage by promoting the Department of Water Resources' Save Our Water campaign (<https://saveourwater.com>) and other water conservation programs.
2. To continue coordination with partners across the State for the potential of prolonged drought impacts, the Department of Water Resources, the State Water Resources Control Board (Water Board), the Department of Fish and Wildlife, and the Department of Food and Agriculture shall work with regional and local governments, including groundwater sustainability agencies, to identify watersheds, communities, public water systems, and ecosystems that may require coordinated state and local actions to address issues stemming from continued dry conditions, to ensure that we can respond to water shortages and protect people, natural resources and economic activity.
3. To continue partnership and coordination with Californian Native American tribes, state agencies shall engage in consultation, collaboration, and communication with California Native American tribes to assist them in necessary preparation and response to drought conditions on tribal lands and potential impacts to cultural and traditional resources within ancestral lands.
4. To prioritize drought response and preparedness resources, the Department of Water Resources, the Water Board, the Department of Fish and Wildlife and the Department of Food and Agriculture, in consultation with the Department of Finance, shall:
 - a. Accelerate funding for water supply enhancement, water conservation, or species conservation projects.
 - b. Identify unspent funds that can be repurposed to enable projects to address drought impacts to people, ecosystems, and economic activities.
 - c. Recommend additional financial support for water resilience infrastructure projects and actions for potential inclusion in the upcoming May Revision.

5. To increase resilience of our water supplies during drought conditions, the Department of Water Resources shall:
 - a. Work with counties to encourage reporting of household water shortages, such as dry residential wells, on the website the Department maintains for that purpose, to enable tracking of drought impacts.
 - b. Work with counties, and groundwater sustainability agencies as appropriate, to help ensure that well drillers submit required groundwater well logs for newly constructed and deepened wells in a timely manner.
 - c. Work with agricultural water suppliers and agricultural water users to provide technical assistance, including implementation of efficient water management practices and use of technology such as the California Irrigation Management Information System.
 - d. Work with urban and agricultural water suppliers to encourage timely submittal by water districts and public posting of urban water management and water shortage contingency plans and agricultural water management and drought plans.
 - e. Accelerate updating the land subsidence data it is providing to support implementation of the Sustainable Groundwater Management Act.
6. To increase resilience of our water systems during drought conditions, the Water Board shall:
 - a. Use its authority, provide technical assistance, and where feasible provide financial assistance, to support regular reporting of drinking water supply well levels and reservoir water levels where the Water Board determines that there is risk of supply failure because of lowering groundwater levels or reservoir levels that may fall below public water system intakes.
 - b. Prioritize the permitting of public water systems that anticipate the need to activate additional supply wells where water quality is a concern and treatment installation needs to proceed to relieve a system's potential supply concerns.
 - c. Provide annual water demand data, information on water right priority, and other communications on water availability on its website.
 - d. Identify watersheds where current diversion data is insufficient to evaluate supply impacts caused by dry conditions, and take actions to ensure prompt submittal of missing data in those watersheds.
7. To address the acutely dry conditions in the Russian River Watershed, the Water Board shall consider:
 - a. Modifying requirements for reservoir releases or diversion limitations in that watershed to ensure adequate, minimal water supplies for critical purposes.
 - b. Adopting emergency regulations to curtail water diversions when water is not available at water rights holders' priority of right or to protect releases of stored water.

For purposes of carrying out this directive, Public Resources Code, Division 13 (commencing with section 21000) and regulations adopted pursuant to that Division are suspended in the counties of Mendocino and Sonoma to the extent necessary to address the impacts of the drought in the Russian River Watershed. The Water Board shall identify the projects

eligible for the suspensions pursuant to this paragraph and maintain on its websites a list of the activities or approvals for which these provisions are suspended.

8. To ensure that equipment and services necessary for drought response in the Russian River Watershed can be procured quickly, the provisions of the Government Code and the Public Contract Code applicable to procurement, state contracts, and fleet assets, including, but not limited to, advertising and competitive bidding requirements, are hereby suspended to the extent necessary to address the effects of the drought in the Russian River Watershed, located within Mendocino and Sonoma counties. Approval of the Department of Finance is required prior to the execution of any contract entered into pursuant to this provision.
9. To increase the resilience of our natural habitats to protect vulnerable species during drought conditions, the Department of Fish and Wildlife shall:
 - a. Evaluate and take actions to protect terrestrial and aquatic species and, wherever possible, work with water users and other parties on voluntary measures to protect species.
 - b. Work to improve State hatcheries and increase water use efficiency on State wildlife areas and ecological reserves to maintain habitat for vulnerable species.
 - c. Respond to human-wildlife interactions related to ongoing dry conditions and increase public messaging and awareness.
 - d. Work with commercial and recreational salmon fishing and tribal representatives to anticipate and develop strategies to mitigate and respond to salmon fishery impacts, with particular emphasis on addressing impacts to salmon fisheries in the Klamath Basin.
10. To support our agricultural economy and food security during drought conditions, the Department of Food and Agriculture shall:
 - a. Provide technical assistance to support conservation planning, on-farm water and energy conservation practices and technologies, including augmenting the State Water Efficiency and Enhancement Program.
 - b. Conduct an economic analysis of drought impacts to agriculture, including land use, jobs, and rural food economies, expanding on existing research done in the last drought to include thorough regional analysis especially in the Central Valley, and in the implementation of the Sustainable Groundwater Management Act and alternative land uses for fallowed land.
 - c. Maintain a web page with drought resources for farmers and ranchers, including the United States Department of Agriculture and other federal and state resources.
 - d. Work with federal agencies to assist Klamath Basin farmers and ranchers contending with reduced water supplies.
11. To ensure the potential impacts of drought on communities are anticipated and proactively addressed, the Department of Water Resources, in coordination with the Water Board, shall develop groundwater management principles and strategies to monitor, analyze, and minimize impacts to drinking water wells.
12. To provide critical information on the different drought conditions across the State, the Department of Water Resources, in consultation with the Department of Fish and Wildlife, the Department of Food and Agriculture,

and the Water Board, shall develop a California Drought Monitor by December 31, 2021, as recommended in the Administration's Report to the Legislature on the 2012-2016 Drought.

13. To prepare for potential salinity issues in the Delta, the Department of Water Resources, in consultation with the Water Board, the Department of Fish and Wildlife, the Delta Stewardship Council, and the Central Valley Flood Protection Board, shall initiate actions necessary to prepare for and address potential Delta salinity issues during prolonged drought conditions.

14. To prepare for potential impacts of drought conditions on species, the Water Board and the Department of Fish and Wildlife shall work with federal agency partners to manage temperature conditions for the preservation of fish in the Sacramento River downstream of Shasta Dam while balancing water supply needs.

This Proclamation 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 Proclamation.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 21st day of April 2021



GAVIN NEWSOM
Governor of California

ATTEST:

DR. SHIRLEY WEBER
Secretary of State

RESOLUTION PROCLAIMING A LOCAL EMERGENCY BY THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF A)
LOCAL EMERGENCY DUE TO)
SEVERE DROUGHT CONDITIONS)

RESOLUTION NO. 2021-0290

WHEREAS, California's most recent drought spanning from approximately 2012 to 2018 required the proclamation of a Local Emergency by the County of Tulare from February 2014 to November 2019, as well as a Governor's State of Emergency and the combined resources of multiple local, state, and federal agencies, commercial entities, and non-profit organizations to mitigate; and

WHEREAS, over 3,000 failed or dry wells – including private domestic, community, and agricultural wells – were reported to Tulare County from 2014 to 2017 as a result of the prior drought, causing significant health, safety, and economic issues for Tulare County residents and businesses; and

WHEREAS, well over \$100 million in emergency relief and permanent infrastructure projects were expended to mitigate the effects of the prior drought; and

WHEREAS, a hydrological year ("water year") runs from October 1 to September 30 of the following year; and

WHEREAS, the current water year beginning October 1, 2020 is, to date, the third-driest on record, with potential to become the driest on record without significant additional precipitation which is unlikely to occur during the traditionally dry months; and

WHEREAS, the United States Drought Monitor shows that 94.51% of Tulare County is currently experiencing "Extreme Drought" (D3) conditions and the remaining 5.49% is in "Severe Drought" (D2) conditions, and the County of Tulare anticipates that these conditions will progress to "Exceptional Drought" (D4) conditions as occurred in the prior drought based on the current Southern Sierra snowpack measured at only 15% of historical average for April 1st, drastically reduced surface water allocations on the State Water Project and Central Valley Project, and correspondingly low water levels in local reservoirs; and

WHEREAS, surface water supply constraints create a demonstrable and unsustainable increase in demand for groundwater which is likely to cause additional dry wells for community water systems, private domestic wells, and agricultural wells, creating economic hardships and conditions of extreme peril to the health and safety of individuals within Tulare County requiring the combined forces of all levels of government to mitigate; and

WHEREAS, California Government Code section 8630 empowers the Board of Supervisors to proclaim the existence or threatened existence of a local emergency; and

WHEREAS, Section 1-15-1005 of the Tulare County Ordinance Code defines "emergency" to include "the actual or threatened existence of conditions of disaster or of

extreme peril to the safety of persons and property within [Tulare] County caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, earthquake, or other conditions, ... which conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of [Tulare] County, requiring the combined forces of other political subdivisions to combat"; and

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout said Tulare County due to drought which has created conditions of disaster and extreme peril to the safety of persons and property within the County, and that such conditions are or are likely to be beyond the control of the services, personnel, equipment, and/or facilities of this County, thus requiring the combined forces of other political subdivisions to combat; and

IT IS FURTHER PROCLAIMED that this local emergency is proclaimed pursuant to the California Emergency Services Act, California Government Code §8550 et seq.; and

IT IS REQUESTED that the Governor of the State of California find and proclaim Tulare County to be in a State of Emergency, and make available any and all material and financial support and resources necessary to combat the conditions of disaster, including but not limited to California Disaster Assistance Act funding for emergency protective measures and increased funding to relevant programs of the State Water Resources Control Board and Department of Water Resources; and

IT IS FURTHER REQUESTED that the Governor waive and all regulations and statutes that may hinder response to this emergency; and

IT IS PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of Tulare County shall be those prescribed by State law, by ordinances and resolutions of Tulare County, and by the Tulare County Operational Area Emergency Operations Plan, as approved by the Board of Supervisors.

UPON MOTION OF SUPERVISOR MICARI, SECONDED BY SUPERVISOR TOWNSEND, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD APRIL 27, 2021, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS MICARI, VANDER POEL, SHUKLIAN, VALERO AND TOWNSEND

NOES: NONE

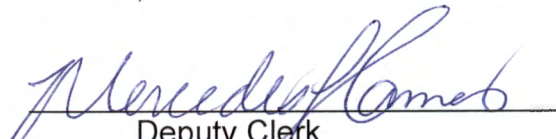
ABSTAIN: NONE

ABSENT: NONE

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS



BY:


Deputy Clerk



DRINKING WATER CONSTRUCTION LOAN

AGREEMENT NO. SWRCB0000000000D2002017

by and between

CITY OF PORTERVILLE ("Recipient")

and

CALIFORNIA STATE WATER RESOURCES CONTROL BOARD ("State Water Board")



AKIN/CENTRAL WATER CONSOLIDATION PROJECT
5410010-018C AND 5400655-001C ("Project")

- Section 116760 et seq. of the Health and Safety Code and Resolution Nos. 2019-0065 and 2020-0022.

PROJECT FUNDING AMOUNT: \$4,787,664
PRINCIPAL FORGIVENESS COMPONENT: \$4,787,664

ESTIMATED REASONABLE PROJECT COST: \$4,787,664
ELIGIBLE WORK START DATE: JULY 1, 2016
ELIGIBLE CONSTRUCTION START DATE: SEPTEMBER 22, 2020
CONSTRUCTION COMPLETION DATE: OCTOBER 1, 2023
FINAL REIMBURSEMENT REQUEST DATE: APRIL 1, 2024
RECORDS RETENTION END DATE: OCTOBER 1, 2059

1. The State Water Board and the Recipient mutually promise, covenant, and agree to the terms, provisions, and conditions of this Agreement, including the following Exhibits, which are attached hereto or are incorporated by reference:
 - Exhibit A – Scope of Work and Schedule
 - Exhibit B – Specific Funding Provisions
 - Exhibit C – GENERAL TERMS AND CONDITIONS 2019-NOV
 - Exhibit D – Special Conditions
2. The following documents are also incorporated by reference:
 - the Drinking Water System Permit No. 03-12-06P-004;
 - the Davis-Bacon requirements found at:
https://www.waterboards.ca.gov/water_issues/programs/grants_loans/srf/docs/davisbacon/2020_dwsrf_governmental_entities.pdf
3. Party Contacts during the term of this Agreement are:

State Water Board		City of Porterville	
Section:	Division of Financial Assistance		
Name:	Pete Stamas, Project Manager	Name:	Monte Reyes, Mayor
Address:	1001 I Street, 16th Floor	Address:	291 North Main Street
City, State, Zip:	Sacramento, CA 95814	City, State, Zip:	Porterville, CA 93257
Phone:	(916) 552-9983	Phone:	(559) 782-7499
Fax:		Fax:	
Email:	Pete.Stamas@waterboards.ca.gov	Email:	montereyes@portervilleca.gov

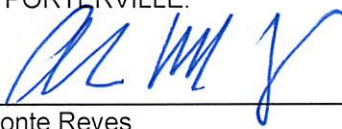
Each party may change its contact upon written notice to the other party. While Party Contacts are contacts for day-to-day communications regarding Project work, the Recipient must provide official communications and notices to the Division's Deputy Director.

4. Conditions precedent to this Agreement are set forth as follows:
 - (a) The Recipient must deliver an opinion of general counsel satisfactory to the State Water Board's counsel dated on or after the date that the Recipient signs this Agreement.
 - (b) The Recipient must deliver to the Division a resolution authorizing this Agreement and identifying its authorized representative by title.
 - (c) The Recipient must deliver to the Division a resolution certifying that its decision-making body reviewed and considered the Mitigated Negative Declaration filed by the State Water Board for the Akin Water Company Water Supply Project together with the Mitigation Monitoring and Reporting Program and reached its own conclusions on whether and how to approve the Project, pursuant to Section 15050 (b) of the CEQA Guidelines.
5. The Recipient represents, warrants, and commits to the following as of the Eligible Work Start Date and continuing thereafter for the term of this Agreement, which shall be at least until the Records Retention End Date:
 - (a) The Recipient agrees to comply with all terms, provisions, conditions, and commitments of this Agreement, including all incorporated documents.
 - (b) The execution and delivery of this Agreement, including all incorporated documents, has been duly authorized by the Recipient. Upon execution by both parties, this Agreement constitutes a valid and binding obligation of the Recipient, enforceable in accordance with its terms, except as such enforcement may be limited by law.

- (c) None of the transactions contemplated by this Agreement will be or have been made with an actual intent to hinder, delay, or defraud any present or future creditors of Recipient. The Recipient is solvent and will not be rendered insolvent by the transactions contemplated by this Agreement. The Recipient is able to pay its debts as they become due. The Recipient maintains sufficient insurance coverage considering the scope of this Agreement, including, for example but not necessarily limited to, general liability, automobile liability, workers compensation and employer liability, professional liability.
- (d) The Recipient is in compliance with all State Water Board funding agreements to which it is a party.

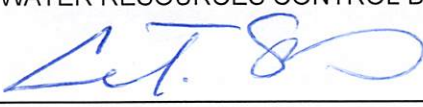
IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CITY OF PORTERVILLE:

By: 
Name: Monte Reyes
Title: Mayor

Date: 6/1/2021

STATE WATER RESOURCES CONTROL BOARD:

By: 
Name: Leslie Laudon
Title: Deputy Director *for*
Division of Financial Assistance

Date: 7/15/21

EXHIBIT A – SCOPE OF WORK AND SCHEDULE

A.1. PROJECT PURPOSE AND DESCRIPTION.

The Project is for the benefit of the Recipient and has a Useful Life of at least 40 years. The funding under this Agreement shall be used to provide the residents of two small disadvantaged communities currently served by Akin Water Company (Akin WC) and Central Mutual Water Company (Central MWC) with a sustainable source of safe drinking water.

A.2. SCOPE OF WORK.

The Recipient agrees to do the following: consolidate with Akin WC and Central MWC. Recipient also agrees to construct a new production well, estimated to produce between 1,300 and 1,800 gallons per minute, to provide the needed source capacity for the consolidation of Akin WC, the consolidation of Central MWC, as well as satisfy the remainder of East Porterville residents' capacity needs.

The Recipient agrees to do the following for the Akin WC service area: construct approximately 1,500 feet of 8-inch waterline to provide water service to each customer currently served by Akin WC; install approximately three new fire hydrants and twenty-six new service laterals and meters; and destroy Akin WC's two existing wells.

The Recipient agrees to do the following for the Central MWC service area: construct approximately 1,400 feet of 6-inch waterline to provide water service to each customer currently served by Central MWC; install approximately four new fire hydrants and thirty-four new service laterals and meters; and destroy Central MWC's existing well.

Upon Completion of Construction, the Recipient must expeditiously initiate Project operations.

A.3 SIGNAGE

The Recipient must place a professionally prepared sign at least four feet tall by eight feet wide made of ¾ inch thick exterior grade plywood or other approved material in a prominent location on the Project site and must maintain the sign in good condition for the duration of Project implementation. The sign may include another agency's required information and must include, prominently displayed, the following disclosure statement and color logos (available from the Division):



"Funding for this project has been provided in full or in part under the Drinking Water State Revolving Fund, which may include capitalization funding from the United States Environmental Protection Agency through an agreement with the State Water Resources Control Board."

A.4 SCHEDULE.

Failure to provide items by the due dates indicated in the table below may constitute a material violation of this Agreement. The Project Manager may adjust the dates in the "Estimated Due Date" column of this table, but Critical Due Date adjustments will require an amendment to this Agreement. The Recipient

must complete and submit all work in time to be approved by the Division prior to the Project Completion Date. As applicable for specific submittals, the Recipient must plan adequate time to solicit, receive, and address comments prior to submitting the final submittal. The Recipient must submit the final Reimbursement Request prior to the Final Reimbursement Request Date set forth on the Cover Page.

ITEM	DESCRIPTION OF SUBMITTAL	CRITICAL DUE DATE	ESTIMATED DUE DATE
EXHIBIT A – SCOPE OF WORK			
A.	ADDITIONAL SUBMITTAL(S) TO DIVISION		
1.	Final Plans and Specifications		September 1, 2021
2.	Final Budget Approval Package		February 1, 2022
3.	Completion of Construction	October 1, 2023	
B.	REPORTS		
1.	Progress Reports		Quarterly
2.	Final Inspection and Certification		October 1, 2023
3.	Project Completion Report		December 1, 2023
4.	As Needed Reports		TBD
EXHIBIT B – REIMBURSEMENTS, BUDGET DETAIL, AND REPORTING PROVISIONS			
A.	REIMBURSEMENTS		
1.	Reimbursement Requests		Quarterly
2.	Final Reimbursement Request	April 1, 2024	

The Recipient must award the prime construction contract and begin construction timely. The Recipient must deliver any request for extension of the Completion of Construction Date no less than 90 days prior to the Completion of Construction Date.

A.5 PROGRESS REPORTS.

The Recipient must provide a progress report to the Division each quarter, beginning no later than 90 days after execution of this Agreement. The Recipient must provide a progress report with each Reimbursement Request. Failure to provide a complete and accurate progress report may result in the withholding of Project Funds, as set forth in Exhibit B. A progress report must contain the following information:

- 1) A summary of progress to date including a description of progress since the last report, percent construction complete, percent contractor invoiced, and percent schedule elapsed;
- 2) A description of compliance with environmental requirements;
- 3) A listing of change orders including amount, description of work, and change in contract amount and schedule; and
- 4) Any problems encountered, proposed resolution, schedule for resolution, and status of previous problem resolutions.

A.6 SPECIAL REPORTS.

(a) The Recipient must submit a Project Completion Report to the Division with a copy to the appropriate District Office on or before the due date established by the Division and the Recipient at the time of final project inspection. The Project Completion Report must include the following:

- i. Description of the Project,
- ii. Description of the water quality problem the Project sought to address,
- iii. Discussion of the Project's likelihood of successfully addressing that water quality problem in the future, and
- iv. Summary of compliance with applicable environmental conditions.

(b) If the Recipient fails to submit a timely Project Completion Report, the State Water Board may stop processing pending or future applications for new financial assistance, withhold reimbursements under this Agreement or other agreements, and begin administrative proceedings.

(c) The Recipient must report Disadvantaged Business Enterprise (DBE) utilization to the Division on the DBE Utilization Report, State Water Board Form DBE UR334. The Recipient must submit such reports to the Division annually within ten (10) calendar days following October 1 until such time as the "Notice of Completion" is issued. The Recipient must comply with 40 CFR § 33.301 and require its contractors and subcontractors on the Project to comply.

A.7 FINAL PROJECT INSPECTION AND CERTIFICATION.

Upon completion of the Project, the Recipient must provide for a final inspection and must certify that the Project has been completed in accordance with this Agreement, any final plans and specifications submitted to the State Water Board, and any amendments or modifications thereto. If the Project involves the planning, investigation, evaluation, design, or other work requiring interpretation and proper application of engineering, or other professionals, the final inspection and certification must be conducted by a California Registered Civil Engineer or other appropriate California registered professional. The results of the final inspection and certification must be submitted to the Project Manager.

EXHIBIT B – FUNDING AMOUNTS

B.1 ESTIMATED REASONABLE COST AND PROJECT FUNDS.

The estimated reasonable cost of the total Project is set forth on the Cover Page of this Agreement and is greater than or equal to the funding anticipated to be provided by the State Water Board under this Agreement. Subject to the terms of this Agreement, the State Water Board agrees to provide Project Funds not to exceed the amount of the Project Funding Amount set forth on the Cover Page of this Agreement.

B.2 RECIPIENT CONTRIBUTIONS.

(a) The loan component of this Agreement is forgiven. The estimated amount of principal that will be due to the State Water Board from the Recipient under this Agreement is Zero dollars and no cents (\$0.00).

(b) The Recipient must pay any and all costs connected with the Project including, without limitation, any and all Project Costs. If the Project Funds are not sufficient to pay the Project Costs in full, the Recipient must nonetheless complete the Project and pay that portion of the Project Costs in excess of available Project Funds, and shall not be entitled to any reimbursement therefor from the State Water Board.

(c) If the Recipient recovers funds from any responsible parties, the Recipient shall immediately notify the Division. The amount of this Agreement may be reduced to reflect the recovered funds.

B.3 VERIFIABLE DATA.

Upon request by the Division, the Recipient must submit verifiable data to support deliverables specified in the Scope of Work. The Recipient's failure to comply with this requirement may be construed as a material breach of this Agreement.

B.4 BUDGET COSTS

Budget costs are contained in the Summary Project Cost Table below:

LINE ITEM	TOTAL ESTIMATED COST	PROJECT FUNDING AMOUNT
Construction	\$3,194,720	\$3,194,720
Pre-Purchased Material/Equipment	\$0	\$0
Purchase of Land	\$0	\$0
Contingency	\$638,944	\$638,944
Allowances (Soft Costs)	\$954,000	\$954,000
TOTAL	\$4,787,664	\$4,787,664

The Division's Final Budget Approval and related Form 259 and Form 260 will document a more detailed budget of eligible Project Costs and Project funding amounts.

The Recipient is prohibited from requesting disbursement amounts that represent Recipient's mark-ups to costs invoiced or otherwise requested by consultants or contractors.

Reasonable indirect costs may be allowable upon approval by the Division.

B.5 LINE ITEM ADJUSTMENTS.

Upon written request by the Recipient, the Division may adjust the line items of the Summary Project Cost Table at the time of Division's Final Budget Approval. Upon written request by the Recipient, the Division may also adjust the line items of the Summary Project Cost Table as well as the detailed budget at the time of Recipient's submittal of its final claim. Any line item adjustments to the Summary Project Cost Table that are due to a change in scope of work will require an Agreement amendment. The sum of adjusted line items in both the Summary

Project Cost Table and the detailed budget must not exceed the Project Funding Amount. The Division may also propose budget adjustments.

Under no circumstances may the sum of line items in the budget approved through the Final Budget Approval process exceed the Project Funding Amount. Any increase in the Project Funding Amount will require an Agreement amendment.

B.6 REIMBURSEMENT PROCEDURE.

(a) Except as may be otherwise provided in this Agreement, reimbursements will be made as follows:

1. Upon execution and delivery of this Agreement by both parties, the Recipient may request immediate reimbursement of any eligible incurred costs as specified below through submission to the State Water Board of the Reimbursement Request Form 260 and Form 261, or any amendment thereto, duly completed and executed.
2. The Recipient must submit a Reimbursement Request for costs incurred prior to the date this Agreement is executed by the State Water Board no later than ninety (90) days after this Agreement is executed by the State Water Board. Late Reimbursement Requests may not be honored.
3. Additional Project Funds will be promptly disbursed to the Recipient upon receipt of Reimbursement Request Form 260 and Form 261, or any amendment thereto, duly completed and executed by the Recipient for incurred costs consistent with this Agreement, along with receipt of progress reports due under Exhibit A.
4. The Recipient must not request reimbursement for any Project Cost until such cost has been incurred and is currently due and payable by the Recipient, although the actual payment of such cost by the Recipient is not required as a condition of reimbursement. Supporting documentation (e.g., receipts) must be submitted with each Reimbursement Request. The amount requested for Recipient's administration costs must include a calculation formula (i.e., hours or days worked times the hourly or daily rate = total amount claimed). Reimbursement of Project Funds will be made only after receipt of a complete, adequately supported, properly documented, and accurately addressed Reimbursement Request. Upon request by the Division, supporting documents for professional and administrative services must include the employees' names, classifications, labor rates, hours worked, and descriptions of the tasks performed. Reimbursement Requests submitted without supporting documents may be wholly or partially withheld at the discretion of the Division.
5. The Recipient must spend Project Funds within 30 days of receipt. If the Recipient earns interest earned on Project Funds, it must report that interest immediately to the State Water Board. The State Water Board may deduct earned interest from future reimbursements.
6. The Recipient shall not request a reimbursement unless that Project Cost is allowable, reasonable, and allocable.
7. Notwithstanding any other provision of this Agreement, no reimbursement shall be required at any time or in any manner which is in violation of or in conflict with federal or state laws, policies, or regulations.

(b) Notwithstanding any other provision of this Agreement, the Recipient agrees that the State Water Board may retain an amount equal to ten percent (10%) of the Project Funding Amount until Project Completion. Any retained amounts due to the Recipient will be promptly disbursed to the Recipient, without interest, upon Project Completion.

(c) Except as follows, construction costs and disbursements are not available until after the Division has approved the final budget form submitted by the Recipient. The Deputy Director of the Division may authorize the disbursement of up to ten percent (10%) of Project Funds for the reimbursement of eligible construction costs and pre-purchased materials prior to Division approval of the final budget form submitted by the Recipient. All other construction costs are not eligible for reimbursement until after this the Division has approved the final budget form submitted by the Recipient. Construction costs incurred prior to the Eligible Construction Start Date are not eligible for reimbursement.

B.7 REVERTING FUNDS AND DISENCUMBRANCE.

In the event the Recipient does not submit Reimbursement Requests for all funds encumbered under this Agreement by the Final Reimbursement Request Date, any remaining funds revert to the State. The State Water Board may notify the Recipient that the project file is closed, and any remaining balance will be disencumbered and unavailable for further use under the Agreement.

EXHIBIT C – GENERAL TERMS AND CONDITIONS 2019-NOV

GENERAL TERMS AND CONDITIONS 2019-NOV is incorporated by reference and is posted at
https://www.waterboards.ca.gov/water_issues/programs/grants_loans/general_terms.html

EXHIBIT D – SPECIAL CONDITIONS

1. Notwithstanding Exhibit C, the following terms have no meaning for the purposes of this Agreement:
 - Work Completion
 - Work Completion Date
2. Each capitalized term used in this Agreement has the following meaning:
 - "Allowance" means an amount based on a percentage of the accepted bid for an eligible project to help defray the planning, design, and construction engineering and administration costs of the Project.
 - "Authorized Representative" means the duly appointed representative of the Recipient as set forth in the certified original of the Recipient's authorizing resolution that designates the authorized representative by title.
 - "Completion of Construction" means the date, as determined by the Division after consultation with the Recipient, that the work of building and erection of the Project is substantially complete, and is established on the Cover Page of this Agreement.
 - "District Office" means District Office of the Division of Drinking Water of the State Water Board.
 - "Division of Drinking Water" means the Division of Drinking Water of the State Water Board.
 - "Eligible Construction Start Date" means the date set forth on the Cover Page of this Agreement, establishing the date on or after which construction costs may be incurred and eligible for reimbursement hereunder.
 - "Eligible Work Start Date" means the date set forth on the Cover Page of this Agreement, establishing the date on or after which any non-construction costs may be incurred and eligible for reimbursement hereunder.
 - "Enterprise Fund" means the enterprise fund of the Recipient in which Revenues are deposited.
 - "Event of Default" means, in addition to the meanings set forth in Exhibit C, the occurrence of any of the following events:
 - a) A material adverse change in the condition of the Recipient, the Revenues, or the System, which the Division reasonably determines would materially impair the Recipient's ability to satisfy its obligations under this Agreement.
 - b) Failure to operate the System or the Project without the Division's approval;
 - "Final Budget Approval" means the Division-approved final budget for the Project, as set forth in Exhibit B.
 - "Indirect Costs" means those costs that are incurred for a common or joint purpose benefiting more than one cost objective and are not readily assignable to the Project (i.e., costs that are not directly related to the Project). Examples of Indirect Costs include, but are not limited to: central service costs; general administration of the Recipient; non-project-specific accounting and personnel services performed within the Recipient organization; depreciation or use allowances on buildings and equipment; the costs of operating and maintaining non-project-specific facilities; tuition and conference fees; generic overhead or markup; and taxes.
 - "Initiation of Construction" means the date that notice to proceed with work is issued for the Project, or, if notice to proceed is not required, the date of commencement of building and erection of the Project.
 - "Net Revenues" means, for any Fiscal Year, all Revenues received by the Recipient less the Operations and Maintenance Costs for such Fiscal Year.
 - "Operations and Maintenance Costs" means the reasonable and necessary costs paid or incurred by the Recipient for maintaining and operating the System, determined in accordance with GAAP, including all

reasonable expenses of management and repair and all other expenses necessary to maintain and preserve the System in good repair and working order, and including all reasonable and necessary administrative costs of the Recipient that are charged directly or apportioned to the operation of the System, such as salaries and wages of employees, overhead, taxes (if any), the cost of permits, licenses, and charges to operate the System and insurance premiums; but excluding, in all cases depreciation, replacement, and obsolescence charges or reserves therefor and amortization of intangibles.

- "Reimbursement Request" means the Recipient's request for Project Funds from the State Water Board as set forth in Exhibit B.
- "Revenues" means, for each Fiscal Year, all gross income and revenue received or receivable by the Recipient from the ownership or operation of the System, determined in accordance with GAAP, including all rates, fees, and charges (including connection fees and charges) as received by the Recipient for the services of the System, and all other income and revenue howsoever derived by the Recipient from the ownership or operation of the System or arising from the System, including all income from the deposit or investment of any money in the Enterprise Fund or any rate stabilization fund of the Recipient or held on the Recipient's behalf, and any refundable deposits made to establish credit, and advances or contributions in aid of construction.
- "System" means all drinking water collection, transport, treatment, storage, and delivery facilities, including land and easements thereof, owned by the City of Porterville, or its successor agency, and all other properties, structures, or works hereafter acquired and constructed by the Recipient and determined to be a part of the System, together with all additions, betterments, extensions, or improvements to such facilities, properties, structures, or works, or any part thereof hereafter acquired and constructed.
- "Useful Life" means the economically useful life of the Project beginning at Project Completion and is set forth in Exhibit A.

3. Acknowledgements.

The Recipient must include the following acknowledgement in any document, written report, or brochure to be shared with the general public prepared in whole or in part pursuant to this Agreement:

"Funding for this project has been provided in full or in part under the Drinking Water State Revolving Fund, which may include capitalization funding from the United States Environmental Protection Agency through an agreement with the State Water Resources Control Board. The contents of this document do not necessarily reflect the views and policies of the foregoing, nor does mention of trade names or commercial products constitute endorsement or recommendation for use."

4. Rates and Charges. The Recipient must, to the extent permitted by law, fix, prescribe and collect rates, fees and charges for the System during each Fiscal Year which are reasonable, fair, and nondiscriminatory and which will be sufficient to generate Revenues in the amounts necessary to cover Operations and Maintenance Costs, and must ensure that Net Revenues are in an amount necessary to meet its obligations under this Agreement. The Recipient may make adjustments from time to time in such fees and charges and may make such classification thereof as it deems necessary, but shall not reduce the rates, fees and charges then in effect unless the Net Revenues from such reduced rates, fees, and charges will at all times be sufficient to meet the requirements of this section.
5. [RESERVED]
6. [RESERVED].

7. Environmental/Technical Special Conditions

Technical:

1. The Recipient shall submit its professional engineering services contract to the Division prior to disbursement of funds for costs incurred under such contract.
2. The Recipient shall not solicit bids, award a contract, or commence construction activities until final plans and specifications are approved by the Division of Drinking Water Tulare District Office Engineer and the Project Manager.
3. The Recipient must submit final consolidation agreements with Akin WC and Central MWC, in a form satisfactory to the Division, and receive written approval from the Project Manager to proceed before Project Funds may be disbursed for any Project Costs under the Agreement.
4. Upon completion of the Project the Recipient shall submit a water supply permit amendment request for review to the Division of Drinking Water Tulare District Office.

Environmental:

1. The documents identified below are incorporated by reference and the Recipient shall comply with the conditions and recommendations therein:
 - a. The Mitigation Monitoring and Reporting Program adopted by the State Water Board on June 16, 2016 for the Project. The Recipient shall implement all mitigation measures therein.
 - b. The letter dated February 12, 2020, from Patricia Cole of the United States Fish and Wildlife Service, San Joaquin Valley Division to Douglas E. Eberhardt of the United States Environmental Protection Agency, including, but not limited to, the following:
 - i. Implement Avoidance and Minimization Measures and Best Management Practices prior to and during construction activities to minimize and avoid effects to the San Joaquin kit fox.
 - c. The Mitigation Monitoring and Reporting Program adopted by the City of Porterville on April 21, 2020 for the Central Mutual Water Company Consolidation Project. The Recipient shall implement all mitigation measures therein.
2. In the Recipient's Quarterly Reports submitted pursuant to this Agreement, the Recipient shall include a discussion of the status of its compliance with environmental measures identified in this Exhibit D, with separate sections clearly labeled and titled, discussing the status of Recipient's compliance.
3. In the Recipient's Project Completion Report submitted pursuant to this Agreement, the Recipient shall include a discussion of its compliance with environmental measures identified in this Exhibit D, with separate sections clearly labeled and titled, discussing the status of Recipient's compliance.
8. [RESERVED].
9. Appointment of Receiver/Custodian. Upon the filing of a suit or other commencement of judicial proceedings to enforce the rights of the State Water Board under this Agreement, the State Water Board may make application for the appointment of a receiver or custodian of the Revenues, pending such proceeding, with such power as the court making such appointment may confer.
10. [RESERVED].
11. Damages for Breach of Federal Conditions. In the event that any breach of any of the provisions of this Agreement by the Recipient results in the failure of Project Funds to be used pursuant to the provisions of this Agreement, or if such breach results in an obligation on the part of the State or any subdivision or agency thereof to reimburse the federal government, the Recipient must immediately reimburse the State or any subdivision or agency thereof in an amount equal to any damages paid by or loss incurred by the State or any subdivision or agency thereof due to such breach.

12. [RESERVED].

13. Operation and Maintenance. The Recipient shall sufficiently and properly staff, operate, and maintain the facility and structures constructed or improved as part of the project throughout the term of this Agreement, consistent with the purposes of this Agreement. The Recipient assumes all operations and maintenance costs of the facilities and structures; the State Water Board shall not be liable for any cost of such maintenance, management or operation.

14. Insurance. The Recipient will procure and maintain or cause to be maintained insurance on the System and Project with responsible insurers, or as part of a reasonable system of self-insurance, in such amounts and against such risks (including damage to or destruction of the System or Project) as are usually covered in connection with systems similar to the System or Project. Such insurance may be maintained by a self-insurance plan so long as such plan provides for (i) the establishment by the Recipient of a separate segregated self-insurance fund in an amount determined (initially and on at least an annual basis) by an independent insurance consultant experienced in the field of risk management employing accepted actuarial techniques and (ii) the establishment and maintenance of a claims processing and risk management program. In the event of any damage to or destruction of the System or Project caused by the perils covered by such insurance, the net proceeds thereof shall be applied to the reconstruction, repair or replacement of the damaged or destroyed portion of the System or Project. The Recipient must begin such reconstruction, repair or replacement as expeditiously as possible, and must pay out of such net proceeds all costs and expenses in connection with such reconstruction, repair or replacement so that the same must be completed and the System and Project must be free and clear of all claims and liens. Recipient agrees that for any policy of insurance concerning or covering the construction of the Project, it will cause, and will require its contractors and subcontractors to cause, a certificate of insurance to be issued showing the State Water Board, its officers, agents, employees, and servants as additional insured; and must provide the Division with a copy of all such certificates prior to the commencement of construction of the Project.

15. Notice Events. Upon the occurrence of any of the following events, the Recipient must notify the Division's Deputy Director and Party Contacts by phone and email within the time specified below:

- a. The Recipient must notify the Division within 24 hours by phone at (916) 327-9978 and by email to DrinkingWaterSRF@waterboards.ca.gov of any discovery of any potential tribal cultural resource and/or archaeological or historical resource. Should a potential tribal cultural resource and/or archaeological or historical resource be discovered during construction or Project implementation, the Recipient must ensure that all work in the area of the find will cease until a qualified archaeologist has evaluated the situation and made recommendations regarding preservation of the resource, and the Division has determined what actions should be taken to protect and preserve the resource. The Recipient must implement appropriate actions as directed by the Division.
- b. The Recipient must notify the Division promptly of the occurrence of any of the following events:
 - i. Bankruptcy, insolvency, receivership or similar event of the Recipient, or actions taken in anticipation of any of the foregoing;
 - ii. Change of ownership of the Project (no change of ownership may occur without written consent of the Division);
 - iii. Loss, theft, damage, or impairment to Project;
 - iv. Events of Default, except as otherwise set forth in this section;

- v. A proceeding or action by a public entity to acquire the Project by power of eminent domain.
- vi. Any litigation pending or threatened with respect to the Project or the Recipient's technical, managerial or financial capacity or the Recipient's continued existence;
- vii. Consideration of dissolution, or disincorporation;
- viii. Enforcement actions by or brought on behalf of the State Water Board or Regional Water Board.
- ix. The discovery of a false statement of fact or representation made in this Agreement or in the application to the Division for this funding, or in any certification, report, or request for reimbursement made pursuant to this Agreement, by the Recipient, its employees, agents, or contractors;
- x. Any substantial change in scope of the Project. The Recipient must undertake no substantial change in the scope of the Project until prompt written notice of the proposed change has been provided to the Division and the Division has given written approval for the change;
- xi. Any circumstance, combination of circumstances, or condition, which is expected to or does delay Completion of Construction for a period of ninety (90) days or more;
- xii. Any Project monitoring, demonstration, or other implementation activities required in this Agreement;
- xiii. Any public or media event publicizing the accomplishments and/or results of this Agreement and provide the opportunity for attendance and participation by state representatives with at least ten (10) working days' notice to the Division;
- xiv. Any event requiring notice to the Division pursuant to any other provision of this Agreement.
- xv. Completion of work on the Project.
- xvi. The Recipient must promptly notify the Division and Party Contacts of cessation of all major construction work on the Project where such cessation of work is expected to or does extend for a period of thirty (30) days or more;
- xvii. The Recipient must promptly notify the Division and Party Contacts of the discovery of any unexpected endangered or threatened species, as defined in the federal Endangered Species Act. Should a federally protected species be unexpectedly encountered during implementation of the Project, the Recipient agrees to promptly notify the Division. This notification is in addition to the Recipient's obligations under the federal Endangered Species Act;
- xviii. The Recipient must promptly notify the Division and Party Contacts of Completion of Construction, and Project Completion;
- xix. The Recipient must promptly notify the Division and Party Contacts of the award of the prime construction contract for the Project; and the Recipient must promptly notify the Division and Party Contacts of Initiation of construction of the Project.

xx. The occurrence of a material breach or event of default under any Recipient obligation that results in the acceleration of principal or interest or otherwise requires immediate prepayment, repurchase or redemption.

xxi. [RESERVED].

16. Continuous Use of Project; No Lease, Sale, Transfer of Ownership, or Disposal of Project. The Recipient agrees that, except as provided in this Agreement, it will not abandon, substantially discontinue use of, lease, sell, transfer ownership of, or dispose of all or a significant part or portion of the Project during the Useful Life of the Project without prior written approval of the Division. Such approval may be conditioned as determined to be appropriate by the Division, including a condition requiring repayment of all disbursed Project Funds or all or any portion of all remaining funds covered by this Agreement together with accrued interest and any penalty assessments that may be due.
17. State Cross-Cutters. Recipient represents that, as applicable, it complies and covenants to maintain compliance with the following for the term of the Agreement:
- a) The California Environmental Quality Act (CEQA), as set forth in Public Resources Code 21000 et seq. and in the CEQA Guidelines at Title 14, Division 6, Chapter 3, Section 15000 et seq.
 - b) Water Conservation requirements, including regulations in Division 3 of Title 23 of the California Code of Regulations.
 - c) Monthly Water Diversion Reporting requirements, including requirements set forth in Water Code section 5103.
 - d) Public Works Contractor Registration with Department of Industrial Relations requirements, including requirements set forth in Sections 1725.5 and 1771.1 of the Labor Code.
 - e) Volumetric Pricing & Water Meters requirements, including the requirements of Water Code sections 526 and 527.
 - f) Urban Water Management Plan requirements, including the Urban Water Management Planning Act (Water Code, § 10610 et seq.).
 - g) Urban Water Demand Management requirements, including the requirements of Section 10608.56 of the Water Code.
 - h) Delta Plan Consistency Findings requirements, including the requirements of Water Code section 85225 and California Code of Regulations, title 23, section 5002.
 - i) Agricultural Water Management Plan Consistency requirements, including the requirements of Water Code section 10852.
 - j) Charter City Project Labor Requirements, including the requirements of Labor Code section 1782 and Public Contract Code section 2503.
 - k) The Recipient agrees that it will, at all times, comply with and require its contractors and subcontractors to comply with directives or orders issued pursuant to Division 7 of the Water Code.
18. Financial Management Systems. The Recipient must comply with federal standards for financial management systems. The Recipient agrees that, at a minimum, its fiscal control and accounting procedures will be sufficient to permit preparation of reports required by the federal government and tracking of Project funds to a level of expenditure adequate to establish that such funds have not been

used in violation of federal or state law or the terms of this Agreement. To the extent applicable, the Recipient is bound by, and must comply with, the provisions and requirements of the federal Single Audit Act of 1984 and 2 CFR Part 200, subpart F, and updates or revisions, thereto.

19. Access and Inspection. In addition to the obligations set forth in section 2 of the General Terms and Conditions incorporated in Exhibit C of this Agreement, the Recipient must ensure that the United States Environmental Protection Agency, the Office of Inspector General, any member of Congress, or any authorized representative of the foregoing, will have safe and suitable access to the Project site at all reasonable times during the term of the Agreement.
20. Fraud, Waste, and Abuse. The Recipient shall prevent fraud, waste, and the abuse of Project Funds, and shall cooperate in any investigation of such activities that are suspected in connection with this Agreement. The Recipient understands that discovery of any evidence of misrepresentation or fraud related to reimbursement requests, invoices, proof of payment of invoices, or other supporting information, including but not limited to double or multiple billing for time, services, or any other eligible cost, may result in referral to the Attorney General's Office or the applicable District Attorney's Office for appropriate action. The Recipient further understands that any suspected occurrences of false claims, misrepresentation, fraud, forgery, theft or any other misuse of Project Funds may result in withholding of reimbursements and/or the termination of this Agreement requiring the immediate repayment of all funds disbursed hereunder.
21. Disputes. The Recipient must continue with the responsibilities under this Agreement during any dispute. The Recipient may, in writing, appeal a staff decision within 30 days to the Deputy Director of the Division or designee, for a final Division decision. The Recipient may appeal a final Division decision to the State Water Board within 30 days. The Office of the Chief Counsel of the State Water Board will prepare a summary of the dispute and make recommendations relative to its final resolution, which will be provided to the State Water Board's Executive Director and each State Water Board Member. Upon the motion of any State Water Board Member, the State Water Board will review and resolve the dispute in the manner determined by the State Water Board. Should the State Water Board determine not to review the final Division decision, this decision will represent a final agency action on the dispute. This provision does not preclude consideration of legal questions, provided that nothing herein shall be construed to make final the decision of the State Water Board, or any official or representative thereof, on any question of law. This section relating to disputes does not establish an exclusive procedure for resolving claims within the meaning of Government Code sections 930 and 930.4.
22. Additional Representations and Warranties. The Recipient makes the following representations and warranties:
 - a. [RESERVED].
 - b. The Recipient has not made any untrue statement of a material fact in its application for this financial assistance, or omitted to state in its application, a material fact that makes the statements in its application not misleading.
 - c. The Recipient agrees to fulfill all assurances, declarations, representations, and commitments in its application, accompanying documents, and communications filed in support of its request for funding under this Agreement.
 - d. The execution, delivery, and performance by Recipient of this Agreement, including all incorporated documents, do not violate any provision of any law or regulation in effect as of the date set forth on the first page hereof, or result in any breach or default under any contract, obligation, indenture, or other instrument to which Recipient is a party or by which Recipient is bound as of the date set forth on the Cover Page.

- e. Except as set forth in this paragraph, there are, as of the date of execution of this Agreement by the Recipient, no pending or, to Recipient's knowledge, threatened actions, claims, investigations, suits, or proceedings before any governmental authority, court, or administrative agency which materially affect the financial condition or operations of the Recipient, the Revenues, and/or the Project.
 - f. There are no proceedings, actions, or offers by a public entity to acquire by purchase or the power of eminent domain any of the real or personal property related to or necessary for the Project.
 - g. The Recipient is duly organized and existing and in good standing under the laws of the State of California. Recipient must at all times maintain its current legal existence and preserve and keep in full force and effect its legal rights and authority. Within the preceding ten years, the Recipient has not failed to demonstrate compliance with state or federal audit disallowances.
 - h. Any financial statements or other financial documentation of Recipient previously delivered to the State Water Board as of the date(s) set forth in such financial statements or other financial documentation: (a) are materially complete and correct; (b) present fairly the financial condition of the Recipient; and (c) have been prepared in accordance with GAAP. Since the date(s) of such financial statements or other financial documentation, there has been no material adverse change in the financial condition of the Recipient, nor have any assets or properties reflected on such financial statements or other financial documentation been sold, transferred, assigned, mortgaged, pledged or encumbered, except as previously disclosed in writing by Recipient and approved in writing by the State Water Board.
 - i. The Recipient is current in its continuing disclosure obligations associated with its material debt, if any.
 - j. The Recipient has no conflicting or material obligations, except as set forth in this paragraph.
 - k. The Recipient legally possesses all real property rights necessary for the purposes of this Agreement, not subject to third party revocation, which rights extend at least to the Records Retention End Date of this Agreement, except as set forth in this paragraph.
 - l. The Recipient and its principals, to the best of the Recipient's knowledge and belief, are not presently debarred, suspended, proposed for debarment, declared ineligible, or otherwise excluded from participation in any work overseen, directed, funded, or administered by the State Water Board program for which this grant funding is authorized; nor have they engaged or permitted the performance of services covered by this Agreement from parties that are debarred or suspended or otherwise excluded from or ineligible for participation in any work overseen, directed, funded, or administered by the State Water Board program for which this grant funding is authorized.
 - m. The Recipient possesses all water rights necessary for this Project.
23. Federal SRF Requirements. The Recipient acknowledges, warrants compliance with, and covenants to continuing compliance with the following federal terms and conditions for the Useful Life of the Project:
- a. Unless the Recipient has obtained a waiver from USEPA on file with the State Water Board or unless this Project is not a project for the construction, alteration, maintenance or repair of a public water system or treatment work, the Recipient shall not purchase "iron and steel products" produced outside of the United States on this Project. Unless the Recipient has obtained a waiver from USEPA on file with the State Water Board or unless this Project is not a project for the construction, alteration, maintenance or repair of a public water system or treatment work, the

Recipient hereby certifies that all "iron and steel products" used in the Project were or will be produced in the United States. For purposes of this section, the term "iron and steel products" means the following products made primarily of iron or steel: lined or unlined pipes and fittings, manhole covers and other municipal castings, hydrants, tanks, flanges, pipe clamps and restraints, valves, structural steel, reinforced precast concrete, and construction materials. "Steel" means an alloy that includes at least 50 percent iron, between .02 and 2 percent carbon, and may include other elements.

- b. The Recipient must include in full the Wage Rate Requirements (Davis-Bacon) language incorporated by reference in Section 2 of this Agreement in all construction contracts and subcontracts.
- c. The Recipient shall notify the State Water Board and the USEPA contact of public or media events publicizing the accomplishment of significant events related to this Project and provide the opportunity for attendance and participation by federal representatives with at least ten (10) working days' notice.
- d. The Recipient shall comply with applicable EPA general terms and conditions found at <http://www.epa.gov/ogd>.
- e. No Recipient may receive funding under this Agreement unless it has provided its DUNS number to the State Water Board.
- f. [RESERVED]
- g. The Recipient represents and warrants that it and its principals are not excluded or disqualified from participating in this transaction as such terms are defined in Parts 180 and 1532 of Title 2 of the Code of Federal Regulations (2 CFR). If the Recipient is excluded after execution of this Agreement, the Recipient shall notify the Division within ten (10) days and shall inform the Division of the Recipient's exclusion in any request for amendment of this Agreement. The Recipient shall comply with Subpart C of Part 180 of 2 CFR, as supplemented by Subpart C of Part 1532 of 2 CFR. Such compliance is a condition precedent to the State Water Board's performance of its obligations under this Agreement. When entering into a covered transaction as defined in Parts 180 and 1532 of 2 CFR, the Recipient shall require the other party to the covered transaction to comply with Subpart C of Part 180 of 2 CFR, as supplemented by Subpart C of Part 1532 of 2 CFR.
- h. To the extent applicable, the Recipient shall disclose to the State Water Board any potential conflict of interest consistent with USEPA's Final Financial Assistance Conflict of Interest Policy at <https://www.epa.gov/grants/epas-final-financial-assistance-conflict-interest-policy>. A conflict of interest may result in disallowance of costs.
- i. USEPA and the State Water Board have the right to reproduce, publish, use and authorize others to reproduce, publish and use copyrighted works or other data developed under this assistance agreement.
- j. Where an invention is made with Project Funds, USEPA and the State Water Board retain the right to a worldwide, nonexclusive, nontransferable, irrevocable, paid-up license to practice the invention owned by the Recipient. The Recipient must utilize the Interagency Edison extramural invention reporting system at <http://Edison.gov> and shall notify the Division when an invention report, patent report, or utilization report is filed.

- k. The Recipient agrees that any reports, documents, publications or other materials developed for public distribution supported by this Agreement shall contain the Disclosure statement set forth in Exhibit A.
- l. The Recipient acknowledges that it is encouraged to follow guidelines established under Section 508 of the Rehabilitation Act, codified at 36 CFR Part 1194, with respect to enabling individuals with disabilities to participate in its programs supported by this Project.
- m. The Recipient, its employees, contractors and subcontractors and their employees warrants that it will not engage in severe forms of trafficking in persons, procure a commercial sex act during the term of this Agreement, or use forced labor in the performance of this Agreement. The Recipient must include this provision in its contracts and subcontracts under this Agreement. The Recipient must inform the State Water Board immediately of any information regarding a violation of the foregoing. The Recipient understands that failure to comply with this provision may subject the State Water Board to loss of federal funds. The Recipient agrees to compensate the State Water Board for any such funds lost due to its failure to comply with this condition, or the failure of its contractors or subcontractors to comply with this condition. The State Water Board may unilaterally terminate this Agreement if the Recipient that is a private entity is determined to have violated the foregoing.
- n. The Recipient certifies to the best of its knowledge and belief that:
 - i. No federal appropriated funds have been paid or will be paid, by or on behalf of the Recipient, to any person for influencing or attempting 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 the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
 - ii. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with this Agreement, the Recipient shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions, and notify the State Water Board.
 - iii. The Recipient shall require this certification from all parties to any contract or agreement that the Recipient enters into and under which the Recipient incurs costs for which it seeks disbursements under this Agreement.
- o. The Recipient must comply with the following federal non-discrimination requirements:
 - i. Title VI of the Civil Rights Act of 1964, which prohibits discrimination based on race, color, and national origin, including limited English proficiency (LEP).
 - ii. Section 504 of the Rehabilitation Act of 1973, which prohibits discrimination against persons with disabilities.
 - iii. The Age Discrimination Act of 1975, which prohibits age discrimination.
 - iv. Section 13 of the Federal Water Pollution Control Act Amendments of 1972, which prohibits discrimination on the basis of sex.
 - v. 40 CFR Part 7, as it relates to the foregoing.
 - vi. Executive Order 13798, including, to the greatest extent practicable and to the extent permitted by law, the requirement to respect and protect the freedom of persons and organizations to engage in political and religious speech
 - vii. All applicable federal civil rights regulations, including statutory and national policy requirements (2 CFR section 200.300).

- p. Executive Order No. 11246. The Recipient shall include in its contracts and subcontracts related to the Project the following provisions:

"During the performance of this contract, the contractor agrees as follows:"(a) The contractor will not discriminate against any employee or applicant for employment because of race, creed, color, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, creed, color, or national origin. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of this nondiscrimination clause.

"(b) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to race, creed, color, or national origin.

"(c) The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under Section 202 of Executive Order No. 11246 of September 24, 1965, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

"(d) The contractor will comply with all provisions of Executive Order No. 11246 of Sept. 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.

"(e) The contractor will furnish all information and reports required by Executive Order No. 11246 of September 24, 1965, and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the contracting agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.

"(f) In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of such rules, regulations, or orders, this contract may be cancelled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts in accordance with procedures authorized in Executive Order No. 11246 of Sept 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order No. 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

"(g) The contractor will include the provisions of Paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order No. 11246 of Sept. 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, That in the event the contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the contracting agency, the contractor may request the United States to enter into such litigation to protect the interests of the United States."

- q. The Recipient agrees to comply with the requirements of USEPA's Program for Utilization of Small, Minority and Women's Business Enterprises as set forth in this Agreement.
- r. Procurement Prohibitions under Section 306 of the Clean Air Act and Section 508 of the Clean Water Act, including Executive Order 11738, Administration of the Clean Air Act and the Federal Water Pollution Control Act with Respect to Federal Contracts, Grants, or Loans; 42 USC § 7606; 33 USC § 1368. Except where the purpose of this Agreement is to remedy the cause of the violation, the Recipient may not procure goods, services, or materials from suppliers excluded under the federal System for Award Management: <http://www.sam.gov/>.
- s. Uniform Relocation and Real Property Acquisition Policies Act, Pub. L. 91-646, as amended; 42 USC §§4601-4655. The Recipient must comply with the Act's implementing regulations at 49 CFR 24.101 through 24.105.
- t. The Recipient agrees that if its network or information system is connected to USEPA networks to transfer data using systems other than the Environmental Information Exchange Network or USEPA's Central Data Exchange, it will ensure that any connections are secure.
- u. All geospatial data created pursuant to this Agreement that is submitted to the State Water Board for use by USEPA or that is submitted directly to USEPA must be consistent with Federal Geographic Data Committee endorsed standards. Information on these standards may be found at www.fgdc.gov.
- v. If the Recipient is a water system that serves 500 or fewer persons, the Recipient represents that it has considered publicly-owned wells as an alternative drinking water supply.
- w. The Recipient represents that it is not a corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability; and it is not a corporation that was convicted of a felony criminal violation under a Federal law within the preceding 24 months.
- x. The Recipient agrees to immediately notify the Project Manager in writing about any allegation of research misconduct involving research activities that are supported in whole or in part with EPA funds under this Project, including fabrication, falsification, or plagiarism in proposing, performing, or reviewing research, or in reporting research results, or ordering, advising, or suggesting that subordinates engage in research misconduct.
- y. The Recipient agrees to comply with, and require all contractors and subcontractors to comply with, EPA's Scientific Integrity Policy, available at <https://www.epa.gov/osa/policy-epa-scientific-integrity>, when conducting, supervising, and communicating science and when using or applying the results of science. For purposes of this condition scientific activities include, but are not limited to, computer modelling, economic analysis, field sampling, laboratory experimentation, demonstrating new technology, statistical analysis, and writing a review article on a scientific issue.
- z. The Recipient shall not suppress, alter, or otherwise impede the timely release of scientific findings or conclusions; intimidate or coerce scientists to alter scientific data, findings, or professional opinions or exert non-scientific influence on scientific advisory boards; knowingly misrepresent, exaggerate, or downplay areas of scientific uncertainty; or otherwise violate the EPA's Scientific Integrity Policy. The Recipient must refrain from acts of research misconduct, including publication or reporting, as described in EPA's Policy and Procedures for Addressing Research Misconduct, Section 9.C, and must ensure scientific findings are generated and

disseminated in a timely and transparent manner, including scientific research performed by contractors and subcontractors.

- aa. The Recipient agrees to comply with the Animal Welfare Act of 1966 (7 USC 2131-2156). Recipient also agrees to abide by the "U.S. Government Principles for the Utilization and Care of Vertebrate Animals used in Testing, Research, and Training," available at <http://grants.nih.gov/grants/olaw/references/phspol.htm#USGovPrinciples>.
- bb. The Recipient certifies that no Project Funds will be used on:
 - i. Video surveillance or telecommunications equipment produced by Huawei Technologies Company or ZTE Corporation (or any subsidiary or affiliate of such entities), telecommunications equipment produced by Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company (or any subsidiary or affiliate of such entities);
 - ii. Telecommunications or video surveillance services produced by such entities;
 - iii. Telecommunications or video surveillance equipment or services produced or provided by an entity that the Secretary of Defense, in consultation with the Director of the National Intelligence or the Director of the Federal Bureau of Investigation, reasonably believes to be an entity owned or controlled by, or otherwise connected to, the government of a covered foreign country; or
 - iv. Other telecommunications or video surveillance services or equipment in violation of [2 CFR 200.216](#).



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: 2020-2021 Consolidated Annual Performance Evaluation Report (CAPER)

SOURCE: Community Development

COMMENT: The City's 2020-2021 Consolidated Annual Performance and Evaluation Report (CAPER), has been prepared for submittal to U.S. Department of Housing and Urban Development (HUD). The CAPER reports on specific federal assistance allocated to the City for the period July 1, 2020, through June 30, 2021. The CAPER is the performance reporting tool for the 2020-2021 Action Plan Program Year, and is required by HUD guidelines. Performance reporting meets four basic purposes:

- Provides HUD with necessary information for the Department to meet its statutory requirement to assess each grantee's ability to carry out relevant programs in compliance with all applicable rules and regulations;
- Provides information necessary for HUD's Annual Report to Congress, and is statutorily mandated;
- Provides grantees an opportunity to describe to residents their successes in revitalizing deteriorated neighborhoods and meeting objectives stipulated in their Consolidated and Action Plans; and
- Assures that residents, community groups, and other interested stakeholders in the community development process are accurately informed of the use of federal resources.

On March 27, 2020, Congress passed the Coronavirus Aid, and Economic Security Act (CARES Act) (Public Law 116-136) to directly address the impacts of the Novel Coronavirus and COVID-19. As part of the CARES Act, Congress appropriated \$5 billion to the U.S. Department of Housing and Urban Development (HUD) for allocation to cities and states through the Community Development Block Grant (CDBG) program. As an Entitlement City, the City of Porterville received a total of \$882,536 and amended its 2019 Annual Action Plan to include the CDBG-CV funding for Economic Development to assist businesses affected by COVID-19 and to administer the program. The full report of BAP-CV accomplishments is included in the 2020/2021 CAPER as the receipt of CDBG-CV funds took place after the end of FY 2019/2020.

As required by HUD regulations and the Citizen Participation Plan, staff obtained resident participation by publishing and posting bilingual public comment notices. On August 20, 2021, Staff published a public comment notice in English and Spanish in the Porterville Recorder and Noticiero Semanal and the CAPER was made available for review electronically on the City's website

(www.ci.porterville.ca.us) and in City Hall. The public notices indicate comments may be submitted electronically and by phone until September 7, 2021, at 6:30 p.m. At the time of this report, no comments have been received. If comments are received prior to the close of the comment period, staff will respond to the comments before the CAPER is submitted to HUD by September 30, 2021.

RECOMMENDATION: That the City Council:

1. Conduct the Public Hearing and consider any comments received;
2. Consider the Draft 2020-2021 Consolidated Annual Performance Evaluation Report; and
3. Direct staff to submit said report to the Department of Housing and Urban Development by the required deadline of September 30, 2021.

ATTACHMENTS: 1. Draft 2020-2021 CAPER

Appropriated/Funded:

Review By:

Department Director:

Jason Ridenour, Community Development Director

Final Approver: John Lollis, City Manager



CITY OF PORTERVILLE
CONSOLIDATED ANNUAL PERFORMANCE
EVALUATION REPORT
(CAPER)
FISCAL YEAR 2020-2021

15-DAY PUBLIC REVIEW
AUGUST 20, 2021 – SEPTEMBER 7, 2021

DRAFT

Jason Ridenour
Community Development Director
291 N. Main Street
Porterville, CA 93257
559-782-7460

CR-05 - Goals and Outcomes

Progress the jurisdiction has made in carrying out its strategic plan and its action plan. 91.520(a)

This could be an overview that includes major initiatives and highlights that were proposed and executed throughout the program year.

This section addresses activities undertaken during the program year to address pertinent Consolidated Plan and FY 2020/21 Action Plan objectives and areas of high priority.

To meet the City of Porterville's goals and objectives for FY 2020/21, funds were primarily administered to the following activities: First Time Low Income Homebuyer Program (FTHB), Homebuyer Education, Owner Occupied Rehabilitation Loan, Continuum of Care LINC Services, Case Management for Permanent Supportive Housing for the chronically homeless, debt service on the Section 108 loan, Parks Improvement Program, and Covid Business Assistance.

These accomplishments promoted and sustained public services, existing housing, and job opportunities for Porterville residents and employers. Programs designed to address and fund the needs identified as "High" in the Priority Needs Table are the City's number one objective.

In keeping with this focus, the following objectives identified in the Consolidated Plan and FY 2020/21 Action Plan were addressed:

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

On March 27, 2020, Congress passed the Coronavirus Aid, Relief and Economic Security Act (CARES Act) (Public Law 116-136) to address directly the impacts of the Novel Coronavirus and COVID-19. As part of the CARES Act, Congress appropriated \$5 billion to the U.S. Department of Housing and Urban Development (HUD) for allocation to cities and states through the Community Development Block Grant (CDBG) program.

The City of Porterville as an Entitlement City amended its 2019 Annual Action Plan to include the CDBG-CV received in the amount of \$882,536; however, it became available in FY2020-2021. In addition to the funding, the City of Porterville was able to request waivers and flexibilities for the CDBG program, including amending its Citizen Participation Plan to include a five (5) day comment period. Based on the eligible uses and need, the approved use for the \$882,536 in CDBG-CV funding was for Economic Development in the City of Porterville to help businesses and non-profit agencies affected by COVID-19.

The City also amended its 2020/21 Action Plan to include the sale of the Heritage Center, priorities for program income generated by said sale, and the reprogramming of \$110,875 for the Youth Center (which was closed during the program year due to the pandemic) to the Business Assistance RLF. Additionally, the amendment included the use of Business Assistance RLF funds for CV funded activities, so there will be no accomplishment data associated with Small and Large Business Assistance RLF activities for 2020/21 as the focus and interest was in CV.

The Table 1 - Accomplishments – Program Year & Strategic Plan to Date represents 5-year goals for FY 2020-2024. This is the first year of accomplishments reported or 20% of the goals.

Comparison of the proposed versus actual outcomes for each outcome measure submitted with the consolidated plan and explain, if applicable, why progress was not made toward meeting goals and objectives. 91.520(g)

Categories, priority levels, funding sources and amounts, outcomes/objectives, goal outcome indicators, units of measure, targets, actual outcomes/outputs, and percentage completed for each of the grantee’s program year goals.

Goal	Category	Source / Amount/ CDBG	Indicator	Unit of Measure	Expected Strategic Plan	Actual Strategic Plan	Percent Complete	Expected – Program Year	Actual – Program Year	Percent Complete
Affordable Housing	Affordable Housing	CDBG: \$1,338	Public service activities other than LMI Housing Benefit	PA	300	68	22.67%	60	68	113%
Affordable Housing	Affordable Housing	CDBG: \$0	Homeowner Housing Added	HHU	2	0	0.00%	0	0	0.00%
Affordable Housing	Affordable Housing	CDBG: \$235,006	Homeowner Housing Rehabilitated	HHU	5	1	20.00%	1	1	100.00%
Affordable Housing	Affordable Housing	CDBG: \$237,583	Direct Financial Assistance to Homebuyers	HA	5	3	60.00%	1	3	300.00%
Economic Development	Non-Housing Community Development	CDBG: \$0	Facade treatment/business building rehabilitation	B	0	0	0.00%	0	0	0.00%
Economic Development	Non-Housing Community Development	CDBG: \$475,266	Businesses Assisted	B	20	0	0.00%	6	0	0.00%
Homelessness	Homeless	CDBG: \$5,000	Public service activities other than LMI Housing Benefit	PA	750	61	8.13%	150	61	40.67%
Homelessness	Homeless	CDBG: \$15,000	Public service activities for LMI Housing Benefit	HA	5	7	120.00%	3	7	233.00%
Strengthening Neighborhoods	Non-Homeless Special Needs Non-Housing Community Development	CDBG: \$66,547	Public Facility or Infrastructure Activities other than LMI Housing Benefit	PA	15415	15415	100.00%	15415	15415	100.00%
Strengthening Neighborhoods	Non-Homeless Special Needs Non-Housing Community Development	CDBG: \$0	Public service activities other than LMI Housing Benefit	PA	500	0	0.00%	0	0	0.00%
Economic Development	Non-Housing Community Development	CDBG-CV: \$882,536*	Businesses Assisted	B	0	0	0.00%	0	14	1400.00%
UNIT OF MEASURE: PA=Persons Assisted, HA= Households Assisted, HHU=Household Unit, B=Business, J=Jobs, B=Beds.					LMI=Low/Moderate Income					

Table 1 - Accomplishments – Program Year & Strategic Plan to Date

Assess how the jurisdiction's use of funds, particularly CDBG, addresses the priorities and specific objectives identified in the plan, giving special attention to the highest priority activities identified.

This section provides the Overall Benefit Analysis. Actions to address the highest priority activities identified in the City's Consolidated Plan and benefitting LMI persons are discussed below.

The City remains committed to providing a full range of housing opportunities throughout the community. It is the City's intent to assist in the development of housing opportunities within the City and, as such, the City will engage in programs that further improve the supply of lower income housing. Below are the programmed activities for 2020/21 and accomplishments associated with each activity.

First Time Homebuyer Loan Program: The AP set a goal that at least one low-to-moderate income households would receive first time homebuyer assistance. This goal was attained by assisting three (3) low-to-moderate income households with CDBG funds and two (2) with HOME and CalHome funds.

Owner Occupied Rehabilitation Loan Programs: The same goal of at least one low-to-moderate income household would receive a rehabilitation loan was established by the AP, and one (1) rehabilitation loan was funded.

Homebuyer Education: In 2020/21, the City made every effort to meet or exceed the goal of assisting 60 low-to-moderate income persons as it continued to face challenges associated with the provision of services during a pandemic. Virtual Homebuyer Education classes were offered in lieu of the usual in-person classes to comply with social distancing mandates and made it possible to exceed the program year goal by assisting 68 persons.

Case Management for Permanent Supportive Housing: The City collaborates with several local operators of facilities that meet the emergency and transitional housing needs of the homeless and those threatened with homelessness. The City allocates CDBG funds for case manager salaries for the Permanent Supportive Housing (PSH) Program administered by Family Services of Tulare County, which provides the following services: referrals to counseling, life skills training, transportation, dentist referrals, food delivery, home visits/case management and delivery of hygiene products. During the program year seven (7) individuals received new or continued access to these services, five (5) of whom have been housed while enrolled in the program. One is in a referral status and currently looking for housing, but receives case management services. The other received services in the first quarter of the year and then exited the program before they were placed in permanent housing. The goal of three households assisted was met.

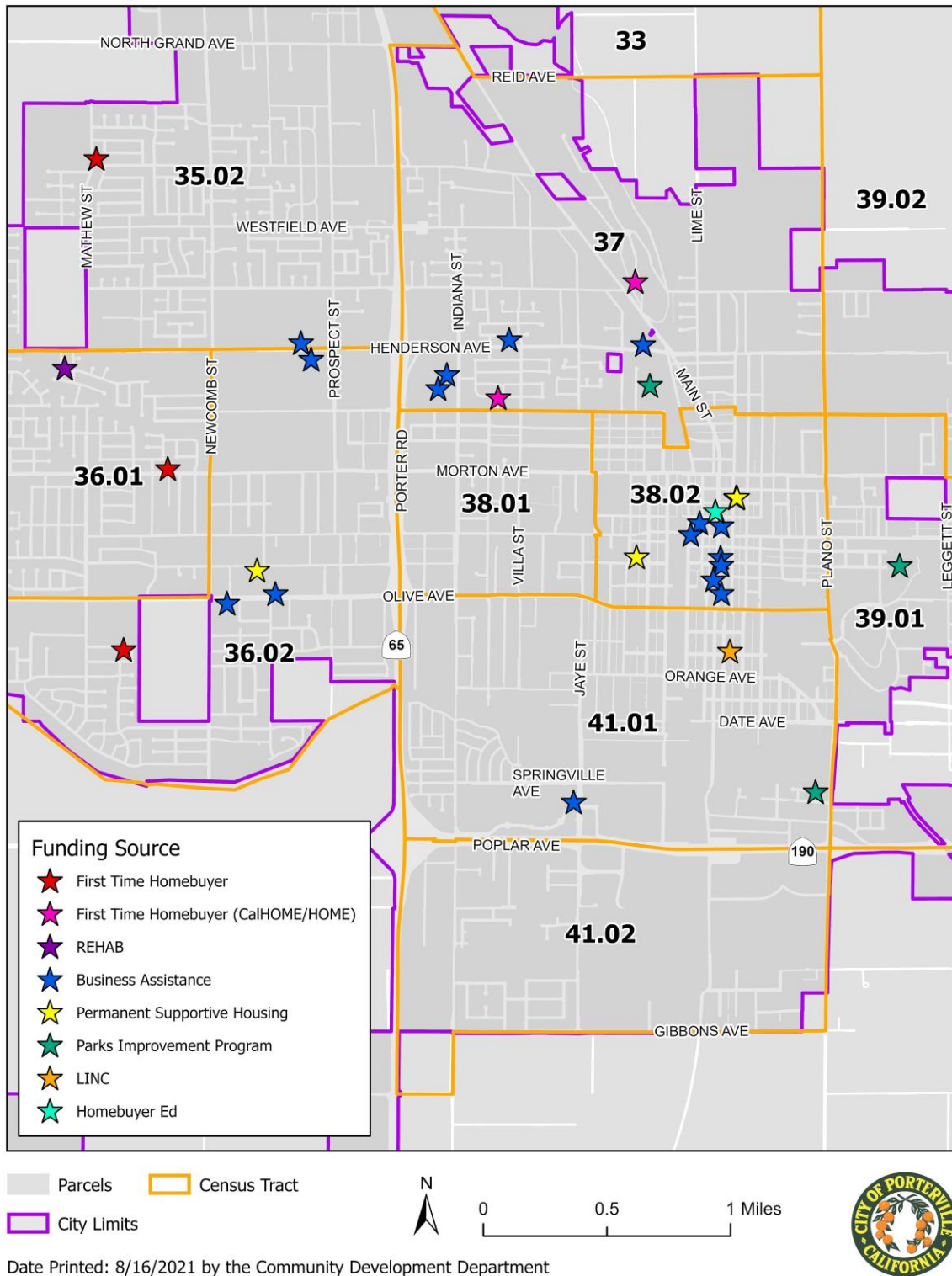
Parks Improvement Program: During FY20/21, the Parks & Leisure Services Department has been working diligently to bring new amenities to the parks. During the public meeting process, the Parks and Leisure Services Commission, receives and then makes recommendations regarding amenities and directs staff to obtain quotes to take for City Council approval. The following items have been accomplished:

- Covered bench swing for Zalud Park
- Mini picnic shelter for Zalud Park
- Outdoor fitness equipment for Zalud Park
- Outdoor senior fitness equipment for Zalud Park
- Playground equipment pieces for Zalud Park
- 2 concrete Cornhole sets for Zalud Park and 2 for Fallen Heroes Park
- Installation of interior pool shade at Murry Park

Business Assistance Program (BAP-CV): There was significant interest in funds available to local businesses to prevent, prepare for, and respond to COVID-19, and as such, the BAP accomplishments for 2020/21 consisted solely of CV loans. In addition to the \$882,536 in CARES Act funds received, an additional \$475,266 in CDBG revolving loan funds (which includes Youth Center funds of \$110,875 as that activity was cancelled due to Covid-19 restrictions that did not allow the program to take place) were made available to this program by the other Economic Development programs, which helped businesses to comply with state mandates and created employment opportunities. The City received 64 inquiries, 22 applications, and as of June 30, 2021, 14 loans had been funded. Additionally, one Non-profit grant in the amount of \$175,000 was awarded, however, not funded until after June 30, 2021 and will be reported in the next CAPER expenditure totals.

A map is included to show where CDBG assisted units are in the City.

2020/2021 CDBG Funded Activities - CAPER



CR-10 - Racial and Ethnic composition of families assisted**Describe the families assisted (including the racial and ethnic status of families assisted). 91.520(a)**

	CDBG
White	92
Black or African American	1
Asian	0
American Indian or American Native	3
Other	4
Native Hawaiian or Other Pacific Islander	0
Total	100
Hispanic	49
Not Hispanic	51

Table 2 – Table of assistance to racial and ethnic populations by source of funds**Narrative**

Some programs do not record Race and Ethnicity in IDIS, therefore this chart was updated to reflect actual number of families assisted which is different from the auto generated from IDIS.

CR-15 - Resources and Investments 91.520(a)**Identify the resources made available**

Source of Funds	Source	Resources Made Available	Amount Expended During Program Year
CDBG	public - federal	2,538,274	1,176,523.99
CDBG-CV	Public – federal		524,098

Table 3 - Resources Made Available**Narrative**

This total will be finalized after the City of Porterville finance department completes the closing out of the FY 2020/21. This total is as of June 30, 2021, based on a preliminary report of expenditures. Please see PR26 and Explanation of Adjustments (Attachment 3).

The auto-generated table by IDIS does not reflect actual amounts. Therefore, actual balances have been included, per available resources at the beginning of FY 2020/21. Every effort was made to use any available Program Income first, then any prior CDBG entitlement and finally the current entitlement. Some Activities only use Program Income, Prior Entitlement or Current Entitlement; therefore, all account resources have expenditures.

Identify the geographic distribution and location of investments

Target Area	Planned Percentage of Allocation	Actual Percentage of Allocation	Narrative Description
Citywide	100	100	All programs are within the City Limits of Porterville

Table 4 – Identify the geographic distribution and location of investments**Narrative**

The target area for all goals is Citywide. All assistance was provided to households within the city limits of Porterville, including annexed Tulare County unincorporated areas.

Leveraging

Explain how federal funds leveraged additional resources (private, state and local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.

Private resources used in conjunction with Federal resources consist of first mortgages issued to qualifying first time homebuyers from lenders participating in the City's First Time Home Buyer Program. The City also continues leveraging its First Time Home Buyer Program, the Owner Occupied Housing Rehabilitation Program, and other housing programs with Revolving Loan Program Income Funds derived from the repayment of CDBG, and State grants such as HOME and CalHome loans.

Homebuyer Education is a public service being provided at City Hall and is a CDBG funded activity, but not in its entirety, as doing so would result in the City exceeding its public service cap. Therefore, the program is subsidized through the General Fund, HOME Administration funds and a partnership for in-kind staff time with CSET who provides an instructor to administer the classes.

With General Fund, improvements have been made to public parks including the installation of three Cornhole sets, a mini picnic shelter, and a covered swinging bench and artificial turf.

Matching requirements were satisfied through the individual program guidelines. For the First-Time Home Buyer Program, lenders are requested to provide a higher percentage of the sales price than what the City provides. This provision also promotes affordable housing because in most cases, it excludes the additional cost of primary mortgage insurance (PMI) when they are eligible for Conventional Financing if at least 20% is given as a down payment. One of the exceptions to the PMI cost avoidance is the use of FHA financing which is allowed with the program and requires PMI. Matching funds associated with the Business Assistance Program are those funds necessary to complete the project and accommodate the business.

CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

	One-Year Goal	Actual
Number of Homeless households to be provided affordable housing units	0	0
Number of Non-Homeless households to be provided affordable housing units	2	4
Number of Special-Needs households to be provided affordable housing units	0	0
Total	2	4

Table 5 – Number of Households

	One-Year Goal	Actual
Number of households supported through Rental Assistance	0	0
Number of households supported through The Production of New Units	0	0
Number of households supported through Rehab of Existing Units	1	1
Number of households supported through Acquisition of Existing Units	1	3
Total	2	4

Table 6 – Number of Households Supported

Discuss the difference between goals and outcomes and problems encountered in meeting these goals.

While the City met its annual goals for activities categorized as Affordable Housing in the AP, the following are programs with unmet goals that contribute to the City's efforts in providing affordable housing for its residents.

Youth Center (YC): Due to Executive Order N-29-20 signed on March 17, 2020, school closures and in an effort to protect public health and slow the rate of transmission of COVID-19, the Youth Center did not open for FY 2020/21, so there were no accomplishments to report. Funds in the amount of \$110,875 were reprogrammed to the Business Assistance Loan Program and made available to CDBG-CV funded activities through the amendment process approved on April 20, 2021.

Curb, Gutter and Sidewalk Improvement Program: During 2020/21 a project was identified, however the project did not take place as the Environmental Review Record (ERR) was not completed by June 30, 2021.

Multi-Sport Field Improvement Project: This project was added as part of a Substantial Amendment to the 2020 Consolidated Plan and 20/21 Action Plan, and consisted of improvements to 11.6 acres of

undeveloped property to the north of the Heritage Center for the use of recreational activity and park space. The sale of the Heritage Center and subsequent repayment of the Section 108 Loan that is expected to generate approximately \$900,000 in CDBG Program Income (PI) to fund this project is currently underway and consultants have begun work on the ERR.

The City's efforts to address "worst-case" housing needs and the needs of persons with disabilities included:

- a. Since 2006, the City continues to promote annually the Voluntary Income Tax Assistance Program (VITA) in Porterville. VITA is a national program providing free assistance to low income, elderly, limited English proficient and/or disabled individuals who require assistance in preparing their tax returns and cannot afford the services of a paid professional tax preparer. This program aids in ensuring that these families do not have to use their limited resources on this service and are able to obtain their tax refunds.
- b. The City will continue to offer the Owner Occupied Housing Rehabilitation Loan program to assist families in bringing their homes up to City Code and address any Health and Safety hazards.
- c. The City also collaborates with the Housing Authority of Tulare County (HATC), who provides ongoing maintenance and upkeep of publicly assisted housing units within the City of Porterville. HATC serves as the housing provider for worst-case needs and low income renter households that pay more than half their income for rent. HATC also assists persons with disabilities and retrofits existing units to accommodate them.
- d. The City is on the Homeless Taskforce, which is a County Wide effort to identify gaps in services to help individuals and families experiencing homelessness overcome that situation or avoid it altogether.
- e. Continuum of Care's LINC activities were cancelled from March 2020 to May 2021 because of the pandemic, as was the 2021 Point in Time count of the homeless community. While street outreach activities took place and LINC activities resumed in June, the program year goal of 150 people served was not met. There were 61 people served. It is anticipated that future goals will be met so long as activities are able to continue without additional closures and event cancellations due to COVID-19.
- f. Last year it was reported that the City partnered with Turning Point of Central California, which operates a 30-bed Low Barrier Navigation Center for people experiencing homelessness. In FY 20/2021, Permanent Local Housing Allocation (PLHA) funds were awarded through an RFP in support of this project that opened for full operations (with Covid-19 restrictions in place) as of November 2020. The Navigation Center has served as the location for the provision of LINC services since it resumed in June of 2021.

Discuss how these outcomes will impact future annual action plans.

These outcomes demonstrate that there is still a need for affordable housing and the city would like to continue funding such programs.

Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.

Number of Households Served	CDBG Actual	HOME Actual
Extremely Low-income	0	0
Low-income	2	0
Moderate-income	2	2
Total	4	2

Table 7 – Number of Households Served

Narrative Information

Table 7 includes First Time Homebuyer Loan Program and Owner Occupied Rehabilitation Program beneficiary data.

CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)

Evaluate the jurisdiction's progress in meeting its specific objectives for reducing and ending homelessness through:

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

The City of Porterville actively participates in searching for solutions to reduce and end homelessness through partnering with non-profit organizations and agencies as well as seeking out grant funds to support programs aimed at reducing homelessness.

A total of \$20,000 of CDBG Funding is allocated annually to the programs that address homelessness. The Kings/Tulare Homeless Alliance (KTHA) receives \$5,000 annually to assist in resource fairs that link the individuals with services. The City also partners with Family Services of Tulare County with funds to help cover a case manager's salary for 5 PSH beds in Porterville. The Tulare Housing First Permanent Supportive Housing Project (formerly known as Shelter plus Care) for the homeless received the remaining \$15,000.

Kings Tulare Homeless Alliance (KTHA), which serves as the local continuum of care, coordinates efforts amongst service providers, faith-based partners, governmental agencies and other key stakeholders. The City actively participates in the monthly meetings hosted by KTHA, such as the Community/Stakeholder meeting and Executive Meetings. KTHA also hosts other monthly meetings such as the Case Management Roundtable.

Point In Time (PIT) - Given the heightened safety risk due to COVID surges, stay-at-home order, lack of staff capacity, and lack of volunteers, HUD granted KTHA an exception to conducting any unsheltered PIT count in 2021.

Outreach efforts have been a key focus. The Kings View PATH team and KTHA Housing Navigators conduct ongoing outreach to connect people who are least likely to access resources. Since July 2020, approximately 75 people experiencing homelessness were assessed for housing through street outreach efforts. Of the 75 people assessed, 43 people were referred for housing and an additional 11 people were assisted with permanent housing.

In this fiscal year a new street outreach team was started by Central California Family Crisis Center, called Homeless Outreach Program (HOP). A HOP team goes to the river bank where most of the homeless in Porterville reside and provides food, hygiene kits, and other needed items such as sleeping bags, and provides information on available resources to assist them in securing permanent housing. It is estimated that they may contact with 25-50 individuals on each outing.

The City encourages all homeless service providers to participate in the Coordinated Entry System, operated by KTHA. This system allows households that are seeking a homeless service to be evaluated through the Vulnerability Index Service Prioritization Decision Assistance Tool (VI-SPDAT). This helps prioritize assistance for households who have been literally homeless for long periods of time and have high service needs. It also helps individuals because one VI-SPDAT will be shared and evaluated for the service that best fits their needs and they do not need to submit multiple applications to multiple agencies. The CES, operated by KTHA, includes virtually all homeless service providers within the City of Porterville. In

addition to the Every Door Open approach, people experiencing homelessness can have an assessment completed by contacting 2-1-1.

Addressing the emergency shelter and transitional housing needs of homeless persons

Within the City of Porterville, the following programs provide emergency shelter and transitional housing for people experiencing homelessness:

Program Type	Organization Name	Program Name	Year-Round Beds
ES	Central CA Family Crisis Center	CCFCC Women's Shelter	18
ES	Central CA Family Crisis Center	Porterville Women's Shelter - DV	20
ES	San Joaquin Valley Veterans	Emergency Housing Assistance (EHA)	16
ES	Tulare County HHSA	Porterville Project Room Key	17
ES	Turning Point of Central California	Porterville Welcome Center	30
TH	EMQ Families First Inc.	Crossroads T.A.Y. Housing, Porterville	10
TH	Central CA Family Crisis Center	Women's Transitional Housing Program	10

ES=Emergency Shelter TH=Transitional Housing

The Housing Disability and Advocacy Program (HDAP) launched in July of 2018. The program is designed to assist people experiencing homelessness with a disabling condition with access to Social Security benefits. During the FY 20/21, the program has assisted 23 clients within Tulare County. In addition to assisting with accessing SSI/SSDI, the program is designed to offer immediate housing assistance as the client works through the SSI approval process. Once a client is awarded their SSI, they are assisted with transition to a permanent housing situation.

In response to the COVID-19 Pandemic, KTHA, in partnership with Tulare County HHSA and other non-profits, launched the Project Roomkey (PRK) program. PRK was funded through the State of California as part of their efforts to combat COVID-19. PRK offered 17 non-congregate emergency shelter rooms to people with COVID-19 and people who are at a high risk of contracting COVID-19 in the City of Porterville from May 15, 2020 – December 31, 2020 and served a total of 29 individuals. Wrap around services were also offered at PRK sites including case management.

The City agreed and partnered with Turning Point of Central California Inc. (TPOCC) to provide a \$50,000 cash match to support the operation of a Navigation Center in Porterville. The site of the center (former Vine Street School) was purchased by the City from the Porterville Unified School District and leased to TPOCC for \$1/year. The Porterville Welcome Center (PWC) consists of 15 emergency shelter beds and 15 bridge housing beds that serve adults experiencing homelessness along with their partners and pets. During the FY 20/21, the program assisted a total of 61 clients with housing and an unduplicated count of 1,358 with other services and meals. Three of the shelter beds are dedicated for transitional age youth, ages 18-24 who are experiencing homelessness, with access to bridge housing beds. Program guests are provided space for storage of their possessions, allowed one dog on site, and offered services that are voluntary. Services include case management, housing locations, meals, life skills training, laundry, and linkages to community resources. Bridge housing beds are referred exclusively by the Coordinated Entry System. Emergency shelter beds can be self-referred by someone experiencing homelessness, through CES, or by another service provider.

The City also partners with KTHA by continuing to be part of a newly formed Porterville Local Initiative Navigation Center (LINC) committee, which began in June 2021. LINC will serve as a mini-resource fair and be held twice a month at the PWC. The committee will support the Porterville Welcome Center (PWC) and KTHA to facilitate connections to the services needing to be made available, volunteer at events, fundraise and provide ongoing planning and coordination of services that LINC may be missing. The intention of LINC is to connect persons experiencing homelessness with critical services, such as housing assistance, legal services, social services and access to mainstream benefits, provide consumables and supplies. Due to COVID-19 restrictions, only some of the services listed have been provided, which are: connection to mainstream benefits through an HHSA eligibility worker, a drug and alcohol counselor, a social worker, notary services and haircuts.

KTHA partnered with Kaweah Delta Healthcare District, Tulare County Health and Human Services Agency, and Kings View PATH program to establish a Street Medicine program. This program was designed to connect people who are experiencing homelessness to COVID-19 testing and vaccines, medical services, including prescription medication and wound care, housing support, and other wrap-around services. Street Medicine events happened 10 times in Tulare County since July 2020 with 2 events happening in the City of Porterville.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: likely to become homeless after 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); and, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs

Several community partners offer local residents services which are designed to help with housing retention. Community residents can access up-to-date prevention resources by calling the local 2-1-1 line. Call center operators through 2-1-1 are able to pre-screen clients for eligibility and provide up-to-date information on program availability.

CalWorks eligible families are able to access housing assistance through the Housing Support Program and Bringing Families Home programs. These programs can assist with short term rental assistance and utility deposits for households faced with eviction. In FY 2020 Tulare County HHSA received 101 applications for HA in the Porterville office and 78 were granted. These totaled \$131,899.50 in assistance to families in the Porterville area to help them stabilize their housing situation.

Through a partnership between Tulare County HHSA and Uplift Families, there are 10 transitional housing beds available for youth exiting foster care. The program offers housing along with intensive wrap around services to assist participants in becoming self-sufficient.

The Alliance has an SSI/SSDI Advocacy, Outreach and Access (SOAR) program within the region. This national project is designed to increase access to the disability income benefit programs administered by the Social Security Administration (SSA) for eligible adults who are homeless or at risk of homelessness and have a mental illness and/or a co-occurring substance use disorder. Assisting clients through SOAR results in expeditious benefit awards and additional funding for communities through Medicaid reimbursements. Access to these benefits greatly increases housing stability and retention rates among recipients.

These linkages have increased the community's efforts to avoid discharge into homelessness as well as serve the existing homeless population.

In addition to the CDBG funding in support of PSH, the City has partnered with Turning Point of Central California (TPOCC) by providing a \$15,000 cash match to fund supportive service costs associated with operating their 12 unit PSH project, Casa de Robles 3, in Porterville. This project provides housing to chronically homeless individuals. TPOCC provides supportive services that will allow participants to obtain and maintain permanent housing. During their time in the project, participants will meet with their case manager to develop an Individual Service Plan designed to address barriers related to obtaining and maintaining stable housing.

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

KTHA continues to utilize the Landlord Mitigation Fund to increase the inventory of landlords and property managers willing to lease units to people experiencing homelessness. The fund is designed to incentivize Landlords to relax screening criteria for people who are experiencing homelessness and who may have barriers that prevent them from securing housing on their own, such as poor credit and past evictions. By offering a Fund to mitigate Landlord exposure to the increased costs of renting to people experiencing homelessness including excess damage and unpaid rent, a strong relationship can be created with Landlords who otherwise may not lease to individuals and families experiencing homelessness.

The Coordinated Entry System continues to focus efforts on working with the top 5 households of each intervention type on the Housing Priority List to get them document ready. This focus has reduced the amount of time that people spend on the streets waiting to be placed once a unit becomes available.

The City as a CDBG entitlement jurisdiction, is an eligible recipient of Permanent Local Housing Allocation (PLHA) funds, established by the Building Homes and Jobs Act (SB 2, 2017), and has been awarded \$342,754. The City Council adopted a 5 year plan for the use of those funds and will be using them for *“Assisting persons who are experiencing or at risk of homelessness, including, but not limited to, providing rapid rehousing, rental assistance, supportive/case management services that allow people to obtain and retain housing, operating and capital costs for navigation centers and emergency shelters, and the new construction, rehabilitation, and preservation of permanent and transitional housing”* which is one of the eligible options for this funding. An RFP has been issued and two local non-profit homeless service providers have been recommended for funding, pending HCD's final plan approval.

The City holds a representative seat on the Tulare County Task Force on Homelessness, which advises and assists the Tulare County Health & Human Services Agency in the Agency's efforts to address homelessness issues affecting the community. The taskforce meets monthly to identify, develop, and implement innovative strategies, leading to an increase in service-delivery efficiency and an overall reduction of homelessness in Tulare County. The City assisted in the plan development of the Pathway Home Task Force Homeless Plan, which is a county-wide plan that established a set of goals tailored for Tulare County

and provides a roadmap of how to address homelessness, based on local needs, strategies and tactics that work.

The City is aware of and in support of other agencies that also contribute to addressing and ending homelessness in Porterville. The City reaches out to those agencies when developing programs or applying for funding that can be used to address homelessness to address priority needs and gap in services. Some examples of the agencies are, Emergency Shelter and Transitional Housing, Exit from Foster Care, Housing Retention, CalWorks, SSI/SSDI Advocacy.

CR-30 - Public Housing 91.220(h); 91.320(j)**Actions taken to address the needs of public housing**

The City does not use funds from the Community Development Block Grant allocation to assist the Public Housing Agency. However, the Tulare County Housing Authority is an active PHA and referrals are made to the agency when needed and open communication exists about new programs that become available.

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

The City has looked at ways to improve participation in the Homebuyer Education courses. Changes to the program include increased outreach, partnership with a HUD Approved Counselor from a local non-profit, use of social media, offering a one-day weekend class, providing virtual classes, and distribution of a textbook for class participants to take notes and keep as a resource. Flyers and information materials are taken to public housing units in the City and information is given to the local PHA for referral of families that may be interested in becoming homeowners. Promotion of the program is placed on a digital screen at the finance window in City Hall where residents pay their utility bills. Social Media was also used to promote the Homebuyer Education twice a month, loan programs at least every three months, and weekly tool-kit posts on useful Home Ownership information via multi-departmental Facebook and Instagram accounts. Class registration social media posts reached a total of 3,630 individuals; FTHB program posts reached 319 individuals; lender workshop posts reached 364 individuals; homeowner toolkit with resources reached 330 individuals; Rehab program social media posts reached 526 individuals. Flyers for all programs were shared by the local Chamber of Commerce to be included in their e-newsletter, and flyers for the FTHB program were made available to the Housing Authority to share with their existing clients. Virtual training was made available for current Lenders and 20 were invited to participate. Lenders received updated flyers via email when HUD provided new income guidelines and max purchase price updates. These flyers were also placed at the front counter along with the most current Lender list.

Actions taken to provide assistance to troubled PHAs

Tulare County's Housing Authority is not a troubled PHA.

CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)

Actions taken 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. 91.220 (j); 91.320 (i)

This section summarizes other actions contained in the Consolidated Plan and Action Plan. These actions specifically address obstacles to meet underserved needs, foster and maintain affordable housing, eliminate barriers to affordable housing, overcome gaps in institutional structures and enhance coordination, improve public housing and resident initiatives, evaluate and reduce lead based paint hazards, ensure compliance with program and comprehensive planning requirements, and reduce the number of persons living below the poverty level. In Fiscal Years 2015 and 2016, several annexations took place throughout the City. At its meeting on October 15, 2019, the Porterville City Council approved proceeding with the issuance and sale of revenue bonds to facilitate the extension of sewer main infrastructure to serve annexed areas that are lacking infrastructure. The sewer lines that were approved for extension are nearing design completion and preparing to go out for public bid.

Actions taken to address obstacles to meeting underserved needs. 91.220(k); 91.320(j)

As stated earlier in this report, the City of Porterville fosters and strives to maintain affordable housing and eliminate barriers to affordable housing through its various programs and policies. Governmental constraints to the production of housing are minimal in Porterville. The City's land use regulations, expedited permit processing, and low development fees serve to encourage the construction of low-cost dwelling units. The City conducts a self-evaluation to evaluate its zoning ordinance and general plan policies to ensure no undue hardship is created in the development of low to moderate-income housing. The City addressed the issue of affordable housing being accessible in almost every area of the community with the establishment and timely expansion of the Fixed Route public transportation system in Porterville. Since FY 2019/20, four of the City's fixed routes were modified to increase ridership potential and service areas of the City previously without fixed route service. Starting in April of 2020, transPORT, a micro transit service, started operation providing an additional and expanded mode of service to the community. This service replicates other on-demand private rideshare services at a more affordable rate.

During FY 2020/21, Porterville Transit operated a reduced service due to the COVID-19 pandemic. Route 4 was suspended due to low ridership, Routes 7 and 8 were eliminated due to low productivity and supplemented with transPORT service, and Route 9 was suspended at the request of the Tule River Tribe of California. Both weekday and weekend service hours were reduced as well for fixed route and demand response services. Annual statistics for the services include the following: Fixed Route provided 146,187 passenger trips; Complementary Paratransit (Dial-A-Ride) provided 2,436 passengers trips, seniors and ADA-certified riders; and On-Demand (transPORT) provided 27,757 passenger trips.

The current transit fleet consists of 10 battery-electric transit buses, 12 battery-electric vans, 14 CNG (Compressed Natural Gas) transit buses, 3 CNG cutaway buses, and 9 gasoline minivans, making the transit fleet compliant with the California Air Resources Board (CARB) regulations.

These efforts, in conjunction with the City's first time homebuyer programs and other housing programs, have made progress toward the goal of eliminating barriers to affordable housing.

As indicated in the City's Consolidated Plan, a considerable number of affordable housing units exist in

Porterville. City ordinances and policies are relatively liberal regarding provision of affordable housing. Land, labor, construction, and material costs are relatively low when compared to most other areas in the state. The City has ample land currently zoned to meet low to moderate income, new, single family and multi-family housing needs for a 20-year period as indicated in the 2015-2024 adopted Housing Element of the General Plan that was certified by the State. The City has rezoned more acreage to higher densities to provide even more opportunities for affordable housing development.

Using funds from the SB2 Local Planning Grant program, the City has hired a consultant to prepare pre-approved construction-ready plans for both Accessory Dwelling Units and multi-family residential units. Staff has instructed the consultant to prepare three (3) plan sets for ADUs ranging from studio (525 sf) to two-bedroom units (806 sf). The multi-family residential plans will range from duplex to four-plex designs with a variety of unit types, from studio style (420 sf) to three-bedroom units (1357 sf). Overall, the City will receive eleven (11) plan sets for public use. Staff expects to receive the plans by the end of the year, with public launch to follow soon after. Efforts to work with a funding source to assist in financing of ADU's is also being explored.

Staff continues to monitor all of the City/Agency assisted affordable housing projects to ensure that they are meeting the conditions of the regulatory agreements. The monitoring has now been the responsibility of the Porterville Housing Authority. The City continues to keep an open communication with several affordable housing developers to encourage this type of development.

As mentioned in previous CAPERs, a developer has secured a site and full construction funding, including state funding from the *No Place Like Home* program to build permanent housing for low-income families and housing for those experiencing homelessness. They continue to move forward with the proposed 80 new units, with onsite wraparound services and case management to help the residents with other needs they may have. The City is in support of the project and in communication with them on their progress. The current expected completion date is 2023, with construction to begin this fall.

Actions taken to reduce lead-based paint hazards. 91.220(k); 91.320(j)

The Tulare County Health Department conducts follow-up investigations on documented incidents of childhood lead poisoning and implemented eradication action as required by law. Porterville does not directly undertake lead-based paint eradication unless such action is required in conjunction with CDBG/HOME/CalHome funded, owner-occupied housing rehabilitation projects. The rehabilitation loan funded in 2020/21 did not require it. City staff provides brochures and informational leaflets on lead-based paint hazards to first-time homebuyers as part of the homebuyer education curriculum, and at the counter for the public.

Since 2005, the City's Owner Occupied Housing Rehabilitation Loan Program Guidelines requires that homes built before 1978 be eligible for funding assistance by complying with all the federal lead-based paint regulations including conducting on site lead-based paint assessments and pursuing mitigation where necessary. As part of this program, up to \$10,000 of the \$40,000 in assistance can be allocated to lead testing and abatement as a grant.

Actions taken to reduce the number of poverty-level families. 91.220(k); 91.320(j)

Porterville pursues a very aggressive Economic Development Program on an ongoing basis. These efforts reduce poverty by creating jobs specifically targeted to benefit low-income individuals. These efforts can

be seen through the CDBG funded Business Assistance Loan Program. This program provides financial assistance to property owners, or long-term tenants, to improve their properties. Assistance is targeted toward improving commercial and industrial districts where it is apparent that the potential for decline of the general condition of the building stock may occur now or in the future. An amortized loan facilitates the improvement of the structures. The highest priority is given to buildings that do not meet basic City building standards, and those buildings functionally obsolete and requiring rehabilitation to remain financially viable. Eligible applicants include owner, developer, or lessee of any commercial, commercial/residential, industrial, and professional office structures, including nonprofit agencies and for-profit businesses.

Priority for funding is given to an applicant that is an owner of, or in the process of purchasing, the property or evidence of a signed long-term lease. Priority is also assigned on the ability to generate direct employment opportunities for low/moderate income persons according to a minimum ratio of one full-time equivalent job per \$35,000 of CDBG assistance. During FY 2020/21, Porterville did not receive any small business loans through the regular RLF program; instead, those funds were used to supplement the CDBG-CV Economic Development programs, which issued 14 forgivable business loans and 1 non-profit grant. The grant is on a reimbursement basis for which no draws were requested by June 30, 2021, so accomplishments will be reported in the next program year.

A total of 3 of the City's low income households benefited from the purchase of a home under the City's First-Time Home Buyer programs, three with CDBG funds, and two additional with HOME and/or CalHome funds.

In FY 2020/2021, the City continued to promote the Voluntary Income Tax Assistance Program (VITA) that has been active in Porterville since 2006. VITA is promoted at the First Time Home Buyer Workshops every month, a flyer is posted in City Hall and one is mailed to current families who have a loan with the City for one of the CDBG, HOME or CalHome programs in January of each year.

VITA is a national program providing free assistance to low income, elderly, limited English proficient and disabled individuals who require assistance in preparing their tax returns and cannot afford the services of a paid professional tax preparer. Community Services & Employment Inc. (CSET) provides this program.

Combined with the Earned Income Tax Credit (EITC) outreach, the services provided by VITA in a low-income community can have a tremendous impact. In FY 2020/2021, 407 families were assisted in the Porterville location. This totaled \$734,022 in income tax refunds for those families. The numbers are slightly lower than last year, mainly due to impacts from the pandemic, as in person assistance did not take place. Instead, they used a drop off method. Clients were able to download the form or go to the Porterville office to pick them up, fill them out, drop them off and CSET would then call them when completed.

Actions taken to develop institutional structure. 91.220(k); 91.320(j)

Each public and private agency has unique capabilities for providing assistance to persons with unmet needs. It is the City's intent to examine its own capabilities as well as the capabilities of others. This effort serves to identify areas that are lacking service components. If service components are identified and lacking, then the City can work with itself or other agencies to develop the capabilities for addressing such areas. This method of networking also establishes and identifies specific service providers. Referrals to other agencies can then be conducted. Referrals may be anonymous and are always confidential.

The City of Porterville works with local for profit and nonprofit organizations as well as the Tulare County Housing Authority and the offices of the County of Tulare. The 211 system developed by United Way of Kings/Tulare County serves to enhance coordination. This Community Resource tool is continually updated. It provides a listing of Homeless Shelters, Senior Housing, Housing for Persons with Disabilities, Housing for Farm Laborers, and many other supportive services.

Actions taken to enhance coordination between public and private housing and social service agencies. 91.220(k); 91.320(j)

Public housing is facilitated by the Housing Authority of the County of Tulare (HATC). The HATC rehabilitates its own units, and has converted units necessary to serve persons with disabilities. It has a Resident Council, for which it is currently recruiting members, with representation from all areas of the county, including in the City of Porterville. Council members' functions are to make recommendations for involvement by public housing residents in the management of the Housing Authority, including expansion of home ownership opportunities to public housing residents. When openings arise, the Housing Authority sends the City of Porterville information, to post for the public in an effort to obtain a wide range of representation. The Resident Council did not meet during this reporting period.

Identify actions taken to overcome the effects of any impediments identified in the jurisdictions analysis of impediments to fair housing choice. 91.520(a)

Please see Attachment 1 which addresses the adopted Analysis of Impediments to Fair Housing Choice (commonly known as "the AI"), including a summary of impediments identified in the analysis, and actions taken to overcome the effects of impediments identified through the analysis. This is the second year of review utilizing the AI in the adopted 2020 Five Year Consolidated Plan

CR-40 - Monitoring 91.220 and 91.230

Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

The City of Porterville ensures compliance with program requirements of all HUD related activities. In addition, the City ensures self-monitoring of its programs and cooperation for monitoring conducted by HUD personnel. The City has incorporated the necessary framework in order to comply with the Outcome Performance Measurement System required by HUD. This is an organized process for gathering information to determine how well programs and activities are meeting established needs and goals. HUD is then able to report in a standardized fashion on program outcomes at a national level. Additionally, City staff presents to service and business groups throughout the city including minority groups to ensure the programs are made available to all businesses.

Citizen Participation Plan 91.105(d); 91.115(d)

Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.

CAPER DEVELOPMENT AND CITIZEN PARTICIPATION PROCESS

Prior to submitting the CAPER to HUD, a notice soliciting public comment is published in the *Porterville Recorder* in English and in the *Noticiero Semanal* in Spanish. Publication of the notice allows for a 15-day comment period plus time to prepare a summary of comments and includes a link to where the document can be reviewed electronically and in hardcopy format. A copy of the Notice of Public Review is posted on the City's website and available at the City Hall public counter, 291 N Main Street.

Copies of the CAPER are provided for the public's review at the City Hall Community Development Department's counter and on the City's website, www.ci.porterville.ca.us. The Choose Porterville Facebook and Instagram pages are also used to inform the community of the Draft CAPER availability for review. Any person can also contact the City, in order to make other arrangements if they are not able access the CAPER at those locations.

The CAPER requires one hearing before City Council for document approval before submitting to HUD. Community hearings are held in a community space with consideration for the convenience to beneficiaries of the entitlement program resources. Option of virtual meetings in Citizen Participation Plan were updated per COVID Amendments to the 2019 Action Plan.

The City Council public hearing is held at City Hall Council Chambers located at 291 N. Main Street, Porterville, CA 93257. 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 this meeting via Zoom, <https://us02web.zoom.us/j/86185476508?pwd=UUp1clFEMHJWRDFLNjI3dj00czhCd09> and the meeting is also live streamed on the City's YouTube Channel, www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA. Public comments may be submitted electronically to CouncilMeetingComments@ci.porterville.ca.us and will be read aloud for Council consideration during the public hearings. Members of the public are encouraged to submit comments prior to 6:30 p.m. on meeting dates. Listening devices, interpretation services, and other assistance to disabled persons or those with limited English proficiency are available to be provided upon request, ranging up to five-business days prior notification to the City Clerk. Request 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.

Public Comments: Will be updated after close of public review period and public hearing.

CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction's program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

The City continues to review its programs and guidelines. The City strives to be able to assist as many households as possible, so staff is constantly monitoring the market conditions to make changes in the program guidelines as necessary. Additionally, if there is a need that was not previously identified and it comes to the City's attention, this may also be a reason for needed changes in program objectives. One example is the transition from in person to online classes for the Homebuyer Education Program, in order to adhere to the social distancing mandates caused by the Coronavirus Pandemic.

Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?

No

[BEDI grantees] Describe accomplishments and program outcomes during the last year.

Not applicable

Attachment 1

Response to CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)

Identify actions taken to overcome the effects of any impediments identified in the jurisdictions analysis of impediments to fair housing choice. 91.520(a)

While the adopted Analysis of Impediments to Fair Housing Choice (“AI”) identifies a number of potential issues, certain issues are beyond the ability of a local jurisdiction to address, such as those related to lending practices. The following list identifies new and ongoing recommendations identified in the analysis to reduce impediments to fair housing choice, actions taken to address each item during the last program year, and the impacts of those actions. This is the first year of review utilizing the AI in the adopted 2020 Five Year Consolidated Plan.

Expanding Affordable Housing Opportunities

The City’s First Time Homebuyer Assistance Program helps to mitigate one of the single largest barriers to obtaining affordable housing, which is down payment assistance. The program offers gap-financing, down payment assistance and closing costs in the form of a 30-year deferred second mortgage 1% simple interest loan of a max of 35% of the purchase price of the home. Additionally, the Housing Rehabilitation and Public Utilities Program provides 0% interest, 30-year deferred loans to rehabilitate low and moderate income households, which helps to keep the people in their homes by addressing health and safety issues. ADA Exterior Wheelchair RAMP Accessibility Grant Program helps owner-occupied households who have individuals with disabilities and/or elderly (62 or older) family members, with a grant of up to \$10,000 to make their homes easily accessible with the installation of an exterior wheelchair ramp.

During the pandemic, the City developed and administered virtual homebuyer education classes (to accommodate for Covid-19 restrictions), which take place a Saturday each month, alternating in English and Spanish. Benefits of the transition to virtual classes included flexibility for participants, who could attend from any location and it addressed a previously known barrier to attendance, the need for childcare. In FY 2020/21, 68 households attended the virtual Homebuyer Education class, which consisted of 101 individuals. Accommodations for participation of LEP and persons with hearing impairments are made available. The City will continue advertising the classes and programs on the City’s website, multi-departmental social medias, via community partners and at community outreach events.

Expanding Access to Information

The City’s new website, which will launch in September of 2021, will include links to the same valuable information, but in a more accessible format. Links include: the fair housing service provider, the Fannie Mae Foundation that offers free guides and resources for first time home buyers in English, Spanish and other languages, California Department of Fair Employment and Housing, California Association of Realtors, the U.S. Department of Housing and Urban Development (HUD), Central California Legal Services Inc. (CCLS), Fair Housing Council of Central California, California Department of Housing and Community Development (HCD), California Housing Finance Agency (CAHFHA), California Tax Credit Allocation Committee (CTCAC), U.S Census Bureau, HUD Foreclosure/Housing Counseling. Additionally, there are links for the Porterville Housing Authority’s map and data as well as their annual report.

Evaluate Public Policies and Program

The city's Development Ordinance is updated every few years to keep up with the most recent legislature pertaining to housing, with the most recent update to the Development Ordinance becoming effective on July 2, 2020.

The City will continue to evaluate its zoning ordinance and general plan policies to ensure no undue hardship is created in the development of low- and moderate-income housing.

Currently, most residential zones allow for alternative housing types, including mobile homes, second dwelling units, and group homes. As mentioned, the City has hired a consultant to prepare pre-approved construction-ready plans for both Accessory Dwelling Units and multi-family residential units. The City will receive eleven (11) plan sets for public use by the end of the year, with public launch to follow soon after. Efforts to work with a funding source to assist in financing of ADU's is also being explored.

The City has used millions of dollars of Certificates of Participation, bond funds, and other State and Federal grants and loans to provide new wells, major sewer and water trunk connections, expansion of the Wastewater Treatment Facility and street improvements to accommodate residential growth, and ensure maintenance of affordable housing. As was previously mentioned, sewer lines approved for extension are nearing design completion and preparing to go out for public bid.

The City has continued to administer the FTHB program. The award of a new State HOME grant in combination with CDBG PI and HOME PI will help sustain this program over the next year.

The City has continued to pursue affordable housing development. Even though the City does not have many financial resources to directly assist a project, staff is more than willing to promote affordable housing to developers, work with developers to secure any other state, federal, or other funding that might be available for affordable housing projects. An example being the 80 new units of permanent housing for low income families and housing for those experiencing homelessness, which will begin construction this fall.

In pursuing all of these programs, the City is making more land and housing available for low-income households.

Outreach to Lenders

The City will continue to work with local lenders and government institutions to provide outreach to lower income residents about home purchase loans particularly for first-time homebuyers. The City will encourage local lenders to provide information and hold workshops in both English and Spanish. This outreach to lenders results in more low-income persons participating in the Homebuyer Education Program and becoming applicants for funding assistance. The increase in communication makes for smoother processing of the loan applications. Training was provided to all participating Lenders and the goal is to make training available at least once a year for existing and new Lenders.

The City has partnered with a HUD approved housing counseling agency (Community Services Employment Training, Inc.) to provide the homebuyer education; this agreement was entered prior to the new HUD mandate. The foreclosure education and referral process certainly has had a positive impact on

helping homeowners that were facing foreclosure with options that could prevent foreclosure and provide the public with important housing information.

Affirmative Outreach to Applicants and Participants

The City will continue to collect the race, ethnicity, national origin, and disability data, as well as gender of head of householders, for applicants, participants and beneficiaries of funded programs to determine if there are any under-represented protected class groups. Staff will analyze the data on an annual basis and adjust outreach strategies as needed. Additionally, the City will continue to conduct outreach at community events and via community partners who serve low- to moderate- income households and LEP clients, providing materials in both English and Spanish.

Fair Housing Services

Porterville cooperates with federal, state, and regional agencies to promote open housing choice and equal housing opportunity. Depending on the nature of the complaints, the City of Porterville currently refers complaints regarding housing discrimination to the Fair Housing Council of Central California, Legal Aid of Central California, California Rural Legal Aid, Fresno County Housing Authority (Fair Housing Unit), and State Department of Fair Employment and Housing. The City has made recent efforts to explore with nearby communities the feasibility of sponsoring a fair housing program to provide Fair Housing education and landlord/tenant mediation counseling for Porterville residents and residents in the region.

In FY 2020/21, the City had no fair housing complaints received; therefore, no referrals were directed to HUD or DFEH. There was one complaint of a tenant-landlord issue that resulted in the inspection of the property by the City inspector, but it did not result in a fair housing violation.

Due to COVID-19 state mandates, the annual Housing Fair scheduled to take place in April of 2020 and 2021 was postponed. This Housing Fair was scheduled to bring housing services in one central location, so that anyone in the community needing information on becoming a homebuyer or the process of home buying could have all the people involved in the process in one location. Additionally, service agencies would be available to provide free legal advice on renter and homeowner rights, Housing Counseling, Section 8 program information, Employment Services, Domestic violence and Homeless programs. City inspectors and City Planners would also be available to answer zoning, building code, permits and other questions as necessary. Whenever the City has a booth promoting housing programs, fair housing information is provided, in both English and Spanish. There is an effort to provide a virtual housing fair in response to ongoing Covid-19 restrictions. It is the City's intent to resume an in person Housing Fair in the next fiscal year, pending Covid-19 restrictions being lifted. Although no Housing Fair was held, there were Fair Housing resources provided in social media posts throughout the year to help educate individuals and families on their rights and resources.

The City feels that the above review of the strategies used in overcoming or eliminating the effects of impediments to fair housing choice demonstrates that the City made progress over the year in meeting the strategies developed in the AI.

Attachment 2 Public Notices



**CITY OF PORTERVILLE
ADVERTISING REQUEST**

DATE: August 17, 2021

DATE(S) TO BE PUBLICIZED: August 20, 2021

PUBLIC MEETING DATE: September 7, 2021

AUTHORIZED BY: [Signature]

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

PUBLICATION (NAME): NOTICIERO SEMANAL

SUBJECT: NOTICIA PÚBLICA PARA REVISIÓN Y COMENTARIO Y AVISO DE
AUDIENCIA PÚBLICA

Budget Acct. No: 19-3025-21

☐ 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 Halleck at
lhalleck@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

NOTICIA PÚBLICA PARA REVISIÓN Y COMENTARIO Y AVISO DE AUDIENCIA PÚBLICA

La Ciudad de Porterville solicita revisión y comentarios públicos para el Reporte Anual Consolidado de Ejecución y Evaluación (CAPER) para el Plan de Acción (AP) 2020/21 de la Ciudad de Porterville. El Plan de Acción (AP) es enviado anualmente al Departamento de Viviendas y Desarrollo Urbano de los Estados Unidos (HUD) para habilitar que la ciudad reciba fondos federales bajo la Beca del Desarrollo de la Comunidad (CDBG).

El CAPER, cual ha sido preparado para ser entregado a HUD, reporta asistencia específica federal asignada a la Ciudad de Porterville para el periodo 1 de Julio de 2020 a 30 de Junio 30 de 2021. El CAPER es el reporte acerca de los programas del Plan de Acción del Año 2020/21, y es requerido por los reglamentos de HUD como escritas en el Memorando de HUD con fecha de Febrero 18, 1998.

El período de revisión pública de 15 días del CAPER comienza el 20 de agosto de 2021 y termina el 7 de septiembre de 2021 a las 5:00 p.m. El CAPER están disponible para inspección por todas las personas interesadas en el mismo en el sitio web de la Ciudad www.ci.porterville.ca.us o en 291 N. Main Street, Porterville, CA 93257. A ese mismo domicilio se pueden enviar los comentarios por escrito o por correo electrónico a housing@ci.porterville.ca.us.

Además, el **Concilio de la Ciudad de Porterville tendrá una Audiencia Pública el martes 7 de septiembre de 2021 a las 6:30 p.m.** o tan pronto como el asunto pueda ser escuchado en la sala de juntas del Concilio, para considerar la aprobación del CAPER 2020/2021. Participación mediante Zoom será disponible y los detalles se encuentran en el sitio web de la Ciudad. El tema también se puede escuchar en la sala del Concilio de la Ciudad en 291 N. Main Street, Porterville, California, y se transmitirá en vivo en YouTube en <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA>.

Los comentarios públicos pueden enviarse a CouncilMeetingComments@ci.porterville.ca.us y se leerán en voz alta para que el Concilio los considere durante las comunicaciones orales o durante las audiencias públicas, según corresponda. Se les pide a los miembros del público a enviar comentarios antes de las 6:30 p.m. del martes 7 de septiembre de 2021 para participar en dicha reunión. El personal verificará periódicamente los correos electrónicos que se hayan enviado después de las 6:30 p.m., sin embargo, no se garantiza que esos correos electrónicos se leerán antes de la acción del Consejo.

El propósito de este aviso es para brindar a todas las partes, la oportunidad de ser escuchadas y presentar sus puntos de vista con respecto a este informe. Todas y cada una de las personas interesadas en este asunto pueden dar comentarios; en especial a las personas de ingresos bajos y moderados, las personas discapacitadas y las personas mayores, los miembros de grupos minoritarios y las personas que residen en áreas elegibles para uso de fondos CDBG.

Para obtener más información sobre el CAPER o para presentar un comentario oral sobre el CAPER, comuníquese con Jason Ridenour al (559) 782-7460.

FECHA: 20 de agosto de 2021

Jason Ridenour, Director del Departamento de Desarrollo Comunitario

Send Result Report

MFP

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Firmware Version 2N9_2000.007.451 2020.03.17

08/17/2021 16:41
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CITY OF PORTERVILLE ADVERTISING REQUEST

DATE: August 17, 2021

DATE(S) TO BE PUBLICIZED: August 20, 2021

PUBLIC MEETING DATE: September 7, 2021

AUTHORIZED BY: [Signature]

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

PUBLICATION (NAME): NOTICIERO SEMANAL

SUBJECT: NOTICIA PÚBLICA PARA REVISIÓN Y COMENTARIO Y AVISO DE

No.	Date and Time	Destination	Times	Type	Result	Resolution/ECM
001	08/17/21 16:41	Porterville Recorder	0°00'21"	FAX	OK	200x100 Normal/On

CAPER
Re: ~~Action Plan~~ Public Notice - English

Recorder Legals <recorderlegals@portervillerecorder.com>

Tue 8/17/2021 4:58 PM

To: Christina Tank <ctank@ci.porterville.ca.us>

Warning! This message was sent from outside your organization and we are unable to verify the sender.

[Allow sender](#) | [Block sender](#)

Here you go confirmed, schedule and cost is \$231.67. Thank you

On Tue, Aug 17, 2021 at 4:42 PM Christina Tank <ctank@ci.porterville.ca.us> wrote:

Hi. Attached is the word version of the public notice just faxed over. Please reply with confirmation of date and cost. Thanks!

Thanks!

Christina Tank, Housing Administrative Aide

Community Development Department

(559) 782-7460 phone (559) 781-6437 fax

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.

--

Teresa (Terry) Jasso

Classified, Legal, Obituary Advisor

The Porterville Recorder

(559) 784-5000 ext. 1031

ACCT NO. 19-3025-21		
NET AMT. \$ 231.67		
AUTH. DEPT.	P.A.	PIN.
A/P		
DATE		



**CITY OF PORTERVILLE
ADVERTISING REQUEST**

DATE: August 17, 2021

DATE(S) TO BE PUBLICIZED: August 20, 2021

PUBLIC MEETING DATE: September 7, 2021

AUTHORIZED BY: [Signature]

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

PUBLICATION (NAME): PORTERVILLE RECORDER

SUBJECT: **NOTICE OF PUBLIC REVIEW AND COMMENT AND NOTICE OF
PUBLIC HEARING**

Budget Acct. No: 01-3025-21

 TO BE ADVERTISED IN THE DISPLAY ADVERTISING SECTION

 TO BE ADVERTISED IN CLASSIFIED SECTION - SPECIAL NOTICES

 X TO BE ADVERTISED IN LEGAL SECTION

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

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

 X Send Tear Sheets

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of Publication

**NOTICE OF PUBLIC REVIEW AND COMMENT AND
NOTICE OF PUBLIC HEARING**

The City of Porterville is soliciting public review and comment on the Consolidated Annual Performance and Evaluation Report (CAPER) for the City's 2020/2021 Action Plan (AP). The AP is submitted annually to the U.S. Department of Housing and Urban Development (HUD) to enable the City to receive federal funds under the Community Development Block Grant (CDBG) program.

The CAPER, which has been prepared for submittal to HUD, reports on specific federal assistance allocated to the City of Porterville for the period July 1, 2020, through June 30, 2021. The CAPER is the performance reporting tool for the 2020/21 AP Program Year, and is required by HUD guidelines as described in a HUD Memorandum dated February 18, 1998.

The 15-day public review period for the CAPER begins August 20, 2021, and ends on September 7, 2021, at 5:00 p.m. The CAPER is available for inspection by any and all persons interested therein; on the City's website www.ci.porterville.ca.us or at 291 N. Main Street, Porterville, CA 93257. Written comments may be sent to that same address or emailed to housing@ci.porterville.ca.us.

Additionally, a **Public Hearing will be held by the City Council of the City of Porterville on Tuesday, September 7, 2021, at 6:30 p.m.** or as soon thereafter in order to consider the approval of the 2020/21 CAPER. Participation using Zoom is available and details can be found on the City's website. The matter can also be heard in the Council Chambers at City Hall, 291 N. Main Street, Porterville, California and will be live streamed 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, September 7, 2021, 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.

This notice is given in order to provide all parties an opportunity to be heard and to present their views regarding this report. Any and all persons interested in this matter may provide comments. Persons of low and moderate income, disabled and elderly persons, members of minority groups, and persons residing in eligible CDBG Program areas are particularly encouraged to comment.

For more information about the CAPER or to present oral comment regarding the CAPER, please contact Jason Ridenour at (559) 782-7460.

DATED: August 20, 2021

Jason Ridenour, Community Development Director

Send Result Report



MFP

TASKalfa 5501i

Firmware Version 2N9_2000.007.451 2020.03.17

08/17/2021 16:42
[2N7_1000.009.001] [2N4_1100.001.002] [2N4_7000.007.405]

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CITY OF PORTERVILLE ADVERTISING REQUEST

DATE: August 17, 2021

DATE(S) TO BE PUBLICIZED: August 20, 2021

PUBLIC MEETING DATE: September 7, 2021

AUTHORIZED BY: [Signature]

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

PUBLICATION (NAME): PORTERVILLE RECORDER

SUBJECT: NOTICE OF PUBLIC REVIEW AND COMMENT AND NOTICE OF

No.	Date and Time	Destination	Times	Type	Result	Resolution/ECH
001	08/17/21 16:42	Porterville Recorder	0°00'28"	FAX	OK	200x100 Normal/On

Re: Spanish Public Notice

Recorder Legals <recorderlegals@portervillerecorder.com>

Tue 8/17/2021 4:47 PM

To: Christina Tank <ctank@ci.porterville.ca.us>

Warning! This message was sent from outside your organization and we are unable to verify the sender.

[Allow sender](#) | [Block sender](#)

Hi Christina

Confirmed, Schedule and cost is \$260.73. Thank you

On Tue, Aug 17, 2021 at 4:35 PM Christina Tank <ctank@ci.porterville.ca.us> wrote:

Thanks for getting this in for us, we greatly appreciate it!

Please reply with confirmation and cost. English version to follow in a separate email.

Thanks!

Christina Tank, Housing Administrative Aide

Community Development Department

(559) 782-7460 phone (559) 781-6437 fax

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.

--

Teresa (Terry) Jasso

Classified, Legal, Obituary Advisor

The Porterville Recorder

(559) 784-5000 ext. 1031

ACCT NO.	19-3025-21		
NET AMT.	\$ 260.73		
AUTH. DEPT.	P.A.	PIN.	
A/P DATE			

Attachment 3 PR-26 & Explanation of Adjustments

(Will be attached to final document)



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Library Needs Assessment Review

SOURCE: City Manager's Office

COMMENT: At its meeting on August 17, 2021, the City Council received a presentation from the City's consultant (Penny Hummel Consulting) in regard to the Library Needs Assessment that was prepared in conjunction with the City's appointed Library Facility Planning Committee toward the development of a new City library. Though formally accepted by the Council at its meeting, discussion ensued amongst the Council in regard to the prepared Assessment, with Members of Council making comments about particular elements of the Assessment, and expressing the interest for additional time to deliberate and process the Assessment prior to determining next steps in the development process.

To assist the Council in determining next steps, staff offered the opportunity for Members of Council to provide comments on the Assessment for further deliberation by the Council, which staff received the following comments:

* In review of the Needs Assessment, this document is a working tool for the Library Commission, City Council to work together, inclusive of the Library Facility Planning Committee if needed to meet and address concerns in the development process of the library. The scheduling of working meetings to include the appropriate staff, i.e. Director, Finance, Operations, etc.

* My concern is with the size of the library, the room for future growth, the necessities. The curriculum outline, cost of programs and projects, etc. would be staff recommendations as needed, if any.

* One priority item is for an outdoor area, we would have to do some further discussion on this with staff input/recommendations for best use of space. I believe this would be utilized a great deal. Outdoor space should be equipped for expansion in the future and adaptable for change.

* Another priority item is the History/research room with special collections, it seems like surveys wanted some history, research, and ability to house special research and historical information and documents.

* Another priority is Business Center space for community to be able to use printers, fax, copiers. This seems to be a huge need for our area.

* Another priority item is the Meeting room space, from previous usage and growth of community and need, I believe this may need to be larger (love that it can be divided/sound proof if needed).

* I like the rooms/space for "makers spaces" but feel we need more discussion, staff input on these spaces (maybe some can be interchangeable?) for sewing/crafts, teaching kitchen-outlining purpose of this, and definitely think one should be designed for media/technology type learning space.

* I like the idea of the library being a community space, larger, possibly 2 floors, it sounded like loading dock of some sort was a need. Outdoor area with cafe, and room for growth. I think staff's input from City is important because of specialization in community events, library usage, survey outcomes, knowledge/history of requests made from individuals, business and partners, staff being City Manager and various departments (City Manager would determine this).

* Surveys seem to point to various "learning" or educational type space (rooms for courses and workshops).

* Surveys seems to point out the space for the various cultures in the local area. Spanish speakers and teens participated heavy in survey.

* I think we have additional feedback (I will) as we proceed and appreciate everyone's valuable input on the project itself; also everyone's work up to this point.

* Steps for ongoing process:

1) City Manager & staff could meet to review assessment and reports. Provide a synopsis back to Council of recommendations for review and considerations we should be aware of. Perhaps from there we could determine if further assessments are needed or even more specific surveys should go out to public or focus groups.

2) Report back to committee at some point to determine their role, if any further at this time.

3) Determine if we need further work from consultants, I think tech survey recommendations are valuable.

RECOMMENDATION: That the City Council consider the comments of Members of City Council in regard to the Library Needs Assessment, and determine next steps in the development process as deemed appropriate toward the development of a new library facility.

ATTACHMENTS: 1. Library Services and Facility Needs Assessment
2. Library Services and Facility Needs Assessment Appendix
3. Technology Needs Assessment

4. Library Needs Assessment Summary

Appropriated/Funded:

Review By:

Department Director:

John Lollis, City Manager

Final Approver: John Lollis, City Manager

LIBRARY SERVICES AND FACILITY NEEDS ASSESSMENT

2021

PORTERVILLE PUBLIC LIBRARY

PENNY HUMMEL
Consulting

Executive Summary

Since 1908, the Porterville Public Library has served the educational, informational, recreational, and cultural needs of a diverse community. The tragic loss of the Porterville library to fire in February 2020 has only underscored how important a public library building is to residents of all ages and all walks of life. At the same time, Porterville's current lack of a main library facility (aside from a planned temporary location) provides a unique opportunity to explore critical community needs and to re-envision the library to address those needs.

In early 2021, the City of Porterville hired Penny Hummel Consulting in partnership with Carson Block Consulting to conduct a general needs assessment and technology assessment for a new library. The space recommendations that emerged from this effort indicate the need for a building of approximately 39,600 square feet, incorporating the following features:

- A diverse and engaging collection in both English and Spanish of over 100,000 books and other materials.
- Significantly increased programming capacity:
 - A three-way dividable 150-person meeting room.
 - A *Creation Space*, with capacity for 20 people to explore high tech makerspace activities;
 - A *Media Lab*, providing opportunities for community members to create and edit audio and video;
 - A *Teaching Kitchen*, providing space for teaching cooking skills and job training in the culinary arts.
- An expanded and improved Adult Learning Center.
- Small meeting rooms for quiet study, tutoring, community meetings and more:
 - Four 1 - 2 person rooms;
 - Two 3 – 4 person rooms;
 - One 10 – 12 meeting room;
- Increased open seating for all age groups, including a quiet reading area.
- A library café.
- A memorial to the firefighters who lost their lives fighting to save the old library.

This study outlines the service components in a new 21st century library that are needed by Porterville residents now and into the future.

Key Findings

The following fourteen key findings reflect the results of the various information-gathering activities conducted as part of the needs assessment.

- **Porterville residents have a deep sense of community pride, and the city's unique history, culture and geography are valued and celebrated.** The community's strength lies in its ethnic and linguistic diversity.
- **Supporting youth development and student success is a core community value.** The library plays a critical role in youth development. Except for sports, Porterville currently offers young people relatively few recreational opportunities.
- **There is tremendous community support for a new library.** The old library is dearly missed, and community members are eager to again have access to all the services and amenities that a library provides.
- **Community members would like the new library to include a memorial to the brave firefighters who lost their lives defending the old library.** The sacrifice made by Captain Ramon Figueroa and Firefighter Patrick Lee Jones will not be forgotten.
- **Porterville residents want their new library to be inclusive and inspiring.** It should be designed to reflect local culture and should be welcoming to all of the people who make up the Porterville community.
- **Community members want their new library to be convenient and easy to use.** Although most residents reported few barriers to using the library, the minority who expressed concerns cited lack of time, parking, transportation and range of offerings as barriers.
- **Porterville residents love print books! But they also enjoy reading e-books.** The most popular types of books are bestsellers and books for children and teens.
- **If it's not a book, people prefer to download it.** While CD audiobooks, DVDs and Blu-ray have their supporters, most residents prefer to download their media.
- **While a quality library collection is important to residents, they also want all the services and features that a 21st century public library can offer.** Expanded and improved seating, meeting rooms, makerspaces and other common features of modern libraries are all of great interest.
- **Community members want quiet spaces at the library to read, study and gather.** Seating is a huge priority for library users from all walks of life, and many crave quiet seating, whether in a designated area or a small meeting room.

- **Residents expressed strong interest in many types of library programming and dynamic learning opportunities.** These include arts and crafts programs, homework help, storytimes, help with computer skills and applications.
- **Community members asked for greater technology access and learning for all.** Key technology needs include Wi-Fi and Internet access, power for recharging, laptops or other mobile devices for checkout and tech learning opportunities. In the future, the library will need additional resources to support this much-needed technology.
- **A makerspace at the library? Yes, please!** Papercrafting, high tech makerspace and a media lab were most popular with community members.
- **People want to enjoy the outside of the library as much as the inside.** Features such as outdoor seating, a community garden and programming areas are a great fit for the local climate.

Methodology

In early 2021, library consultants Penny Hummel and Carson Block were hired to conduct an assessment and develop a plan for a new Porterville library. Penny Hummel oversaw the general service assessment and developed a program for the new library. Carson Block conducted a technology assessment and developed recommendations for this critical aspect of library operations and services. Working collaboratively, the two consultants designed and implemented a community outreach strategy to gather input about community priorities. Given safety issues relating to COVID-19, all assessment-related meetings were conducted via Zoom from the consultant's offices in Portland, OR (Penny) and Ft. Collins, CO (Carson). This project builds upon a comprehensive 2009 study conducted by library planners Page + Moris, which evaluated the library's service model and offered potential options to expand the library's footprint.

During the course of the project, the consultants met with the project's leadership team (Parks & Leisure Director Donnie Moore and Library Director Vikki Cervantes) on a biweekly basis, with additional meetings on specific library topics (such as the library collection and library technology) with Vikki Cervantes and Library Supervisor Anthony Arellano. Penny and Carson also met with the city-appointed seven-member Library Facility Planning Committee six times to share data and gather input.

Hearing the voices of the community was a critical part of the process. The consultants conducted ten focus groups from May 24 – June 23. A community survey was conducted in both English and Spanish in two formats (online and on paper) May 24 – July 5 to ensure accessibility to all. The consultant team also gathered and reviewed operational and demographic data about the library.

Community Information

Demographics

Incorporated in 1902 in California's San Joaquin Valley, the City of Porterville is located at the base of the foothills of the Sierra Nevada Mountains. With a current population of 59,697 people, Porterville is one of the three largest cities in Tulare County, California. Local industry includes agriculture (citrus fruits, olives and olive oil and pistachios), manufacturing and a Walmart distribution center.

According to U.S. Census data, Porterville's current population is distinctive in numerous ways:

- *Porterville has a younger population.* The median age of Porterville residents is 30.5, compared to 36.5 in California. This is largely due to Porterville having a higher percentage of residents under 18: 31.2% vs. 25.6%.
- *More than half of the community is Hispanic or Latino.* 65.6% of Porterville residents are Hispanic or Latino, compared to 39% in California.

- *There are fewer foreign-born residents in Porterville, but a higher number of those were born in Latin America.* 22.4% of the population is foreign-born, compared to 26.9% in California. 84.7% of foreign-born Porterville residents are from Latin America, compared to 50.3% in California; conversely, 13.4% of Porterville residents are from Asia compared to 39.4 in California.
- *A high percentage of Porterville residents speak Spanish at home.* 50.5% of children aged 5 – 17 and 48.5% of adults 18 and over reported speaking Spanish with their families. In California as a whole, 34% of children and 27.6% of adults speak Spanish at home.

Source: Census Reporter (2019 American Community Survey data)

From a socioeconomic standpoint, Porterville residents are relatively disadvantaged on all major indicators when compared to the larger region and to California as a whole:

	Porterville	Visalia CA Metro Area	California
Per capita income	\$18,250	\$21,380	\$36,955
Median household income	\$43,823	\$49,687	\$75,235
Household income under \$50,000 a year	56.5%	50.3%	34.4%
Children under 18 living below the poverty line	35.2%	31.7%	18.1%
Seniors (65 and older) living below the poverty line	15.2%	13.7%	10.2%

Source: Census Reporter (2019 American Community Survey data)

With respect to educational levels, Porterville residents are similar to residents of the larger region, but both lag behind California as a whole:

	Porterville	Visalia CA Metro Area	California
No degree	29.8%	29.2%	16.7%
High school degree	27.3%	25.5%	20.5%
High school degree or higher	70.2%	70.8%	83.3%
Bachelor's degree or higher	11.5%	14.6%	33.9%

Source: Census Reporter (2019 American Community Survey data)

The community's socioeconomic challenges are also reflected in data from the two local school districts. 88.9% of the students enrolled in the Porterville United School District in 2020 were characterized as socioeconomically disadvantaged, with over a quarter (25.3%) designated as English language learners. Similarly, 72% of Burton School District students are socio-economically disadvantaged, with 17.1% designated as English language learners.

In the context of this demographic data, the Porterville Public Library functions as an essential informational, educational, and cultural hub, providing services that are critical to its relatively high proportion of young and socioeconomically disadvantaged residents.

Market Segmentation

Another lens that provides a useful perspective on Porterville is Experion's Mosaic® USA market segmentation classification system. According to this source, the population of Porterville's falls into 3 of its 71 market segments. Four out of 5 Porterville residents are estimated by Experion to be in one market segment: *Expanding Horizons*, described as "middle aged families earning modest to average incomes from blue collar jobs." Below are descriptions of *Expanding Horizons* and the two other smaller market segments identified in the Mosaic USA system as dominant in Porterville. This data is congruent with the census data noted above.

Mosaic® USA Market Segment	<i>Expanding Horizons</i>	<i>Balance and Harmony</i>	<i>Settled and Sensible</i>
Percentage of Porterville population	80.44%	17.36%	2.20%
Head of household age	36 – 45	36 – 45	51 - 65
Household description	Families, typically with teenage children, often multigenerational	Immigrant Gen X families	Older couples and singles, retired or close to retirement
Language	Spanish dominant language in nearly two thirds of these homes	Spanish is the language of choice at home and in the marketplace	(Presumably English)
Household Income	\$35,000 - \$49,999	\$50,000 - \$74,999	\$35,000 - \$49,999
Education	60% did not finish high school	Some did not finish high school, others attended college	Most with high school educations
Work	Laborers or service sector workers	Blue-collar construction and service sector jobs	Retail, manufacturing, and trades
Activities	Sports, travel to Mexico to visit family	Active, family centered lifestyle. Sports, theme parks	TV, reading, collecting
Shopping	Budget fashion (though style conscious), toys, TVs, and discount electronics	Price sensitive shoppers for clothing and cosmetics	Modest spending. Loyal to favorite brands, value conscious
Media	Traditionalists; like Spanish language movies and TV	Great media consumers, fondness for music, video games	Old fashioned media: local newspaper, radio, TV
Technology adoption	Wizards	Wizards	Novices
Internet	Parents not heavy users, younger members use social networking sites	Keep in touch with friends and family via e-mail	Limited activity
Values	Religious, hardworking, and ambitious	Somewhat old-fashioned family, work and religious values	Unassuming, home-based lifestyle. Honor, dignity, and home-grown values

Source: Simmons Mosaic® USA, accessed through SimplyAnalytics

Population Estimate

To estimate the library's future service population in twenty years, this assessment utilizes an approach recommended by regional planning staff at the Tulare County Association of Government. Given that the state's Department of Finance provides population projections at the county level, future growth of individual cities is estimated based on their percentage of the total county population. Between 2010 – 2020, the City of Porterville's proportion of population growth in Tulare County was 14.52%. Since Tulare County is estimated to grow from 481,733 in 2021 to 554,409 in 2041, the City of Porterville's estimated population in 2041 (based on anticipated growth of 14.52%) would be 70,124.

Library Needs Assessment

Review of Previous Studies

Two important local studies inform this current assessment. The first is the Porterville 2030 General Plan, which was developed with extensive community involvement and issued in 2007. Defining community facilities as including community centers, museums and galleries, civic buildings, libraries and medical facilities, the plan offers the following guiding policies:

- *Support the development of public and cultural facilities to enhance community identity and meet the civic and social needs of the community;*
- *Ensure that community centers provide sufficient space to conduct civic meetings, recreational programs, and social activities to meet the needs of Porterville's citizens;*
- *Achieve and maintain library services that provide adequate and accessible informational, recreational and research materials in a variety of formats for all ages and for a culturally diverse population. (p. 105)*

Section PSCF-I-29 of the Porterville 2030 General Plan delineates the implementation policy focused specifically on improvements to the Porterville Public Library:

Expand library facilities to achieve a standard of .5 to 1.0 square feet of library space per capita with a goal of providing up to date facilities full capable of supporting state-of-the-art technology in library services.

Expansion options may include, but are not limited to:

- *Construction or expansion of downtown library*
- *Mobile libraries to augment library services, and/or*
- *Other satellite facilities. (p. 106)*

The second important study relating to the current assessment was released in 2009, when the City of Porterville commissioned a Facilities and Space Needs Assessment from the library facility consulting firm Page + Moris. Based upon significant community input via surveys, focus groups and thoughtful participation by the Library Facility Planning Committee, this thorough report documented the extensive limitations of the library facility that was lost in the 2020 fire, including overall congestion, noise, inadequate computers, seating and shelving and poor staff work areas. As the report's executive summary notes:

The [Porterville Public Library's] original 3,824 square foot building has been expanded twice, in 1957 and 1974, to reach its current size of 17,784 square feet. The facility is now too small to meet the community's library service needs and lacks the infrastructure to support growing service demands. The interior layout is congested and convoluted. Seating is extremely limited, especially for families, children and teens. There is no physical or acoustic separation between the children's space and other parts of the library. More public computers are needed. There is a lack of good sight lines within the building.

Shelving is at capacity and the collection cannot grow to meet community needs. The meeting room and public restrooms are on an upper floor with no direct access to the public entrance. The open stairway that leads to the meeting room is often congested with family groups and strollers. The service desk configuration adversely impacts circulation operations. Staff workspace is limited and remote from most service assignments. Customers cannot return materials when the library is closed. (p. 1)

The study's primary recommendation was to replace the 17,784 square foot library with a significantly expanded 48,250 – 53,000 square foot building. This expanded facility included a significant increase in seating, shelving, public computers, and meeting room space.

Since the library facility that was assessed in 2009 disappeared in early 2020, the Page + Moris report provides useful historical documentation, as well as a context through which to look at the library's facilities needs with fresh eyes. 2009 was a pivotal moment for public libraries, as that is the year when public libraries first started offering e-books and smart phones became available. In 2021, both technologies are not only ubiquitous, but also have had a direct impact on library facility needs. As public libraries have shifted a portion of their collections from print materials to downloadable resources, less space for shelving is needed to store books and other materials. Similarly, as more people utilize smart phones, tablets or laptops, Wi-Fi (which requires no dedicated space such as desktop computers) has reduced the footprint needed for dedicated Internet access.

SOAR Process

On May 13, 2021, Penny Hummel and Carson Block conducted a SOAR (Strengths, Opportunities, Aspirations and Results) exercise with the Library Facility Planning Committee. Similar to a SWOT (Strengths, Weaknesses, Opportunities and Threats) analysis, SOAR is

particularly well suited for public libraries as it focuses on continuous improvement, collaborative opportunities, and optimism for the future. Complete notes for the SOAR process (and Service Priorities discussion) are included in the Needs Assessment Appendix. The general themes that emerged from this discussion include the following:

Strengths:

- The library is the “soul” of Porterville. Many community members have childhood memories of this library and have used it throughout their lives.
- Staff are multitalented and focus on patron needs to create positive interactions.
- The library provides a place to people to meet and to participate in a wide range of quality activities.
- The library collaborates well with local school districts.

Opportunities:

- Starting from ground zero provides the library with the opportunity to really listen to the community, and to design library spaces and services to meet their needs.
- Bridging the digital divide is a critical issue.
- Outside spaces are important: places to sit, possibly a garden.
- Positive additions: a creation lab, a small café, meeting rooms of all sizes.
- The new facility can be modern but also incorporate things that the community has previously loved: a mix of old and new. Flexibility is also important.
- Retail provides good ideas about how to provide future services.
- Outcome should be a destination library, one that feeds curiosity, provides lifelong learning, and is visually exciting.

Aspirations:

- Libraries inspire curiosity and lifelong learning for all ages: from small children to the elderly.
- Providing opportunities to diverse community members is important.
- Honoring local artists in the design would be beneficial.
- Porterville is in a rich agricultural area, so reflecting that agricultural heritage is desirable.
- The library should be a place where everybody belongs—everyone should feel comfortable walking through the door.

Results:

- Now that the pandemic is letting up, people can again be out in the community and together (pending any changes in public health conditions).
- The new library should attract increased interest from young people and volunteers.

- We have an opportunity to provide space and support for future entrepreneurs.
- The new facility should have adequate parking and restrooms on the first floor.
- Access and human comfort are important.

Service Priorities

For their second activity at the May 13, 2021 meeting, the members of the Library Facilities Planning Committee reviewed the eighteen public library service priorities developed by the Public Library Association and shared their top five priorities. Collectively, the priorities were ranked as follows (number of “votes” in parenthesis):

- *Create Young Readers: Early Literacy.* Children from birth to age five will have programs and services designed to ensure that they will enter school ready to learn to read, write, and listen. (7)
- *Connect to the Online World: Public Internet Access.* Residents will have high-speed access to the digital world with no unnecessary restrictions or fees to ensure that everyone can take advantage of the ever-growing resources and services available through the Internet. (6)
- *Visit a Comfortable Place: Physical and Virtual Spaces.* Residents will have safe and welcoming physical places to meet and interact with others or to sit quietly and read and will have open and accessible virtual spaces that support networking. (6)
- *Satisfy Curiosity: Lifelong Learning.* Residents will have the resources they need to explore topics of personal interest and continue to learn throughout their lives. (5)
- *Learn to Read and Write: Adult, Teen, and Family Literacy.* Adults and teens will have the support they need to improve their literacy skills in order to meet their personal goals and fulfill their responsibilities as parents, citizens, and workers. (3)
- *Express Creativity: Create and Share Content.* Residents will have the services and support they need to express themselves by creating original print, video, audio, or visual content in a real-world or online environment. (3)

It is worth noting that the first five service priorities in this list are exactly the same service priorities identified by the previous Library Facility Planning Committee for the 2009 Page + Moris library study.

Focus Groups

From May 24 – June 23, Penny Hummel and Carson Block facilitated nine community focus groups, and one focus group with library staff. The consultant team designed a comprehensive approach customized for Porterville’s unique needs, and targeted areas that would provide more nuance and specific voices to compliment a community survey. Bilingual library staff member Veronica Garcia facilitated the Spanish language focus group with support from the consultant team. Complete notes from the ten focus groups are included in the Needs Assessment Appendix. The community focus groups were promoted through social media and

individual outreach efforts by library staff. In general, the ten focus groups were well attended, and represented a broad range of community members.

Day	Group	Number of Attendees
May 24	Volunteers	7
May 24	College students and faculty	7
June 1	Seniors	5
June 1	Parents and caregivers	8
June 9	Teachers	10
June 9	Spanish speakers	7
June 18	Library staff	10
June 18	City administrators and staff	12
June 23	Teens	2
June 23	Business community	1

The following themes emerged from these ten conversations:

Community Characteristics

- Porterville has strong community pride - people work together and community partnerships are essential.
- People grow up here and never leave. Or, they come back to raise families.
- Porterville's diverse community is a huge strength.
- People choose Porterville for family and for the small-town feel.
- Parks are popular among all age groups.
- Porterville is geographically isolated and has relatively few amenities.
- Economic disparity is a growing issue.

Prioritizing Youth

- The community prioritizes young people, but other than schools, parks and sports, kids have few recreational options.
- Young people need safe places to go and opportunities to develop in-person communications skills.
- Many in the community look to the library to be a unique "third place" for young people that shows them life options and the world beyond Porterville.
- Working with community partners (such as the Pathways program) is essential.

Vision of the New Library

- Despite its many challenges, the old library was described as the soul of Porterville, and it is deeply missed. There is great anticipation for the new library.
- Another keyword for the library: family

- Community members see the library as a dynamic community center that supports literacy and learning for all ages.
- While the collection is important, there is broad understanding of the other services and amenities that a 21st century public library can offer: makerspaces, meeting rooms of all sizes, private/consultative spaces, performance and arts spaces, etc.
- The new library needs a balance of active, noisy spaces and quiet, contemplative spaces.
- Given the climate and local love of the outdoors, creating opportunities for outside experiences will be important.
- Connection to local history, community and geography should be strong.
- The new library should be culturally inclusive and welcoming to all.
- The library could highlight the community's connection to agriculture, address local nutritional needs and provide job training by incorporating a hands-on, teaching kitchen.
- Access to technology should incorporate Wi-Fi for personal devices as well as robust opportunities to use library computers and other hardware.

Community Survey

The consultants developed a 22-question community survey that was made available to the community from May 28 – July 4, 2021 in both English and Spanish, online and on paper. Most responses were completed online. Library staff conducted extensive promotion of the survey through the following channels:

- The city's June 2021 utility billing, sent to over 15,000 households
- Ads placed in the *Porterville Recorder* June 23 and July 3
- Library social media posts
- Dissemination of survey by other city departments (Community Development, Police, Fire, and Parks & Leisure)
- E-mail outreach
- In-person outreach to Spanish speaking farm workers at local food distribution sites

Library Facilities Planning Committee members also helped get the word out, particularly to schoolteachers, who distributed it to their students. All these outreach efforts paid off. 1,638 people took the survey in English and an additional 114 took it in Spanish. In total, almost 3% of the population of Porterville participated in the survey.

Survey Respondents

As noted earlier, 65% of Porterville's population is Hispanic or Latino; some are monolingual English speakers, some are monolingual Spanish speakers, and some are fluent in both languages. Offering the survey in both English and Spanish was therefore essential. The survey asked three specific questions relating to language use: 1) primary language spoken at home; 2) preferred reading language and 3) preferred viewing language. While it can be assumed that

those who took the survey in Spanish are Spanish speakers, more than twice as many Spanish speakers (as defined by their primary use of Spanish at home) took the survey in English.

The age distribution of Spanish speaking respondents varies depending upon which survey they chose to take. As the chart below indicates, those who took the survey in English are predominantly 17 and under; those who took the survey in Spanish are predominantly 25 – 64. Both slices of the survey contain a much lower percentage of respondents over age 65 than English speakers who took the English version of the survey.

	17 and under	18 –24	25–44	45–64	65+
Spanish survey (All) (114 responses)	22%	9%	34%	29%	2%
English survey—Spanish is primary language at home (280 responses)	64%	15%	16%	2%	1%
English survey—English is primary language at home (1,270 responses)	21%	9%	37%	21%	9%

As the survey results reveal, Spanish speakers taking the Spanish survey frequently express different priorities than either English speakers or those who took the English survey and who primarily speak Spanish at home. This underscores the reality that the Spanish speaking community is not monolithic, and also provides a window into the perspectives of those who are more likely to be monolingual Spanish speakers (only 11% of Spanish survey takers said they primarily speak English at home), a sector of the population that is harder for public libraries to successfully serve in comparison to bilingual Latinos. These results will be highlighted in the analysis below since they are particularly useful in designing future library programs and services.

The survey also included a question about whether the respondent’s household includes children under 18, and with both versions of the survey, a clear majority said they did: 68% for the Spanish survey and 62% for the English survey.

Top Level Survey Results

At the highest level, the results of the survey can be summarized by the following nine points:

- **Porterville residents love print books! But there is also strong interest in e-books.** For Porterville residents, the choice between physical and downloadable books is a both/and proposition.
- **Most popular types of books: bestsellers and books for children and teens.** Supporting youth development through the collection is a high priority, as is keeping up with current releases.
- **If it’s not a book, people prefer to download it.** While CD audiobooks, DVDs and Blu-Rays have their supporters, most resident prefer to download.

- **High interest offerings: arts and crafts programs, homework help, storytimes, help with computer skills and applications.** Residents gave strong support to many basic and practical types of library programming.
- **Most popular makerspace options: High tech, media, papercrafts.** When asked about an array of possible ways to create at the library, these three rose to the top.
- **Library patrons want quiet spaces to read, study and gather. They also prioritize outdoor seating areas.** Seating is a huge priority for library users from all walks of life, and many crave noise-free seating, whether in a quiet seating area or small meeting room.
- **Although most patrons use their own devices within the library, there is strong interest in the library providing laptop computers and other mobile devices.** As with the balance between print and downloadable books, this is a both/and proposition.
- **Top challenges to people using the library include lack of time, parking /transportation, lack of desirable offerings.** These challenges (expressed by a minority of survey takers) reflect the community's desire for convenient services, ease of getting to the library and a broad range of current materials and programs.
- **Spanish speakers experience higher barriers to using the library than do English speakers.** Consistently, a higher percentage of Spanish speakers reported greater difficulty or challenges in using the library.

A more detailed analysis of the results of each question follows. The full results of the English and Spanish language surveys are included in the Needs Assessment Appendix.

Survey Analysis: Community Sector

Below are the results of the survey questions, broken down by age, household situation (with children under 18), English survey takers who indicated they primarily speak Spanish at home, and Spanish survey takers. Results from English version of survey are under a blue header, while the results of the Spanish version are in coral.

The options of highest and lowest interest to various sectors of the community are indicated on some questions in yellow (high) and green (low). Unless identified as Spanish survey takers, all sectors discussed took the English language version of the survey.

When the new library opens, it will include a new collection to replace what was lost. Which materials are of most interest to you? Select up to three.

All survey takers indicated that books for children and for teens were of high priority. Spanish and English survey takers differed with respect to their third top choice: English survey takers prioritized bestsellers, while Spanish survey takers prioritized board/and picture books.

Across the board, there is relatively low interest in large print, periodicals, audiobooks, and DVDs. That said, a significantly greater percentage of Spanish survey takers prioritized large print, periodicals and audiobooks than did the English survey takers.

	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Bestsellers	59%	61%	71%	60%	49%	51%	59%	63%	32%
Adult Fiction	43%	39%	56%	45%	39%	52%	41%	35%	28%
Adult nonfiction	33%	23%	34%	37%	42%	43%	30%	27%	26%
Large print books	16%	12%	16%	17%	17%	19%	15%	18%	46%
Board books and picture books for small children	37%	27%	44%	48%	37%	33%	43%	38%	59%
Books for school-aged children	53%	33%	46%	72%	58%	50%	60%	43%	66%
Books for teens	55%	75%	52%	52%	42%	23%	61%	69%	62%
Graphic novels/manga	29%	51%	39%	20%	9%	5%	32%	45%	28%
Magazines and newspapers	14%	13%	11%	12%	17%	24%	12%	16%	34%
Audiobooks on CD	15%	9%	12%	17%	23%	19%	14%	13%	28%
DVDs	15%	7%	16%	15%	16%	10%	15%	21%	12%

Thinking about books, what format or formats do you prefer? Please select your top two choices.

The results are clear here: print books are still an overwhelming preference, followed by e-books, which are preferred consistently by 42% - 52% of all population sectors.

Nonetheless, downloadable audio is generally preferred over audiobooks on CD (with 18 – 24-year-olds being the exception).

	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Print book	93%	90%	99%	96%	94%	90%	95%	89%	75%
E-book	43%	43%	43%	43%	42%	44%	42%	44%	52%
Audiobook on CD	14%	12%	10%	43%	18%	18%	12%	13%	28%
Downloadable audiobook	32%	33%	29%	33%	32%	25%	33%	37%	32%

What is your favorite way to watch video content (movies, TV series, documentaries, etc.)?

Among all groups, downloading is by far the most popular way to watch video. While at least twice as many people in each group expressed a preference for DVDs over Blu-Rays, all these percentages are relatively low, indicating (as with audiobooks on CD) that these formats are dwindling in popularity as more and more people turn to downloadable options.

	English survey (all)	17 and under	18–24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Downloadable	73%	71%	79%	79%	70%	53%	76%	71%	52%
DVDs	15%	17%	9%	11%	15%	28%	13%	16%	10%
Blu-Ray	6%	6%	4%	6%	6%	4%	5%	6%	3%
I don't watch video.	5%	4%	6%	3%	6%	15%	5%	6%	5%

What is your preferred reading language?

	English survey (all)	17 and under	18–24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
English	94%	93%	91%	95%	97%	99%	94%	83%	15%
Spanish	3%	4%	5%	3%	1%	0%	3%	11%	66%
Other	3%	3%	4%	2%	2%	2%	3%	6%	19%

When you watch a video/movie, what language do you prefer?

	English survey (all)	17 and under	18–24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
English	93%	88%	92%	94%	97%	96%	92%	74%	17%
Spanish	4%	7%	4%	3%	2%	0%	5%	19%	61%
Other	3%	5%	4%	2%	1%	3%	3%	8%	21%

For both these questions, many respondents wrote in “Both English and Spanish” in the comment section; other languages mentioned include Arabic, Japanese, Italian, Urdu, Punjabi, Filipino and Tagalog.

More Spanish survey takers prefer to read in Spanish than watch video in Spanish (66% vs. 61%), while the preferences of English survey takers are reversed. 19% prefer to watch video in Spanish but only 11% prefer to read in Spanish.

When the new library opens, it will include increased seating. How important are the following options to you?

Consistently, over 90% of each group rank “a dedicated quiet area for reading and study” as important or very important. This finding is consistent with multiple comments from focus group participants. Individual study desks are also highly prioritized. Note that a higher

percentage of Spanish survey takers prioritized all types of seating options than other sectors.

Important/Very Important	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Lounge (armchair) seating	70%	73%	75%	74%	63%	53%	73%	76%	78%
Individual study desks	84%	86%	88%	87%	80%	75%	86%	87%	90%
Group table seating	70%	75%	78%	72%	63%	54%	72%	73%	91%
A dedicated quiet area for reading and study	92%	90%	96%	94%	92%	92%	93%	92%	94%
Private study rooms (1 – 4 people)	74%	79%	84%	76%	64%	58%	76%	83%	86%

The new library will also include improved areas for children and teens. How important are each of the following options to you?

In addition to underscoring the preference for individual desks indicated in the previous question, these results also indicate high interest in group table seating for children and teens, as well as for a storytelling area. Once again, Spanish survey takers expressed relatively higher interest in all amenities and seating options for children and teens.

Important/Very Important	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Lounge (armchair) seating	70%	78%	73%	73%	58%	47%	74%	76%	80%
Individual study desks	82%	83%	83%	84%	83%	72%	84%	83%	92%
Group table seating	80%	80%	88%	82%	79%	68%	82%	82%	88%
Dedicated storytelling area	81%	65%	83%	92%	89%	85%	82%	73%	88%
Inside play area for small children	65%	62%	68%	75%	56%	58%	69%	69%	86%

Thinking about the new library, which of the following amenities are of interest to you? Select all that apply.

Amenities and programs of greatest interest to most population sectors include arts and crafts programs, homework help, storytimes and a business center. Contrary to the higher interest in seating and youth amenities that was demonstrated in earlier questions, Spanish survey takers expressed a lower interest in these programming options and general amenities than did English survey takers.

A library café was of relatively high interest to those 17 – 24 but was a relatively low priority for other groups. Space for community meetings also ranked as a relatively low priority by most groups.

	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Storytimes	64%	44%	64%	80%	71%	60%	67%	56%	58%
Cultural events	60%	48%	74%	67%	61%	60%	59%	58%	55%
Arts and crafts programs	70%	67%	74%	82%	62%	39%	76%	74%	57%
Technology classes	54%	47%	52%	56%	60%	58%	53%	51%	53%
Homework help	67%	65%	69%	72%	67%	50%	72%	69%	58%
Cooking classes	48%	56%	55%	50%	35%	27%	52%	55%	50%
Community meetings	35%	22%	41%	40%	45%	45%	32%	27%	42%
Café	55%	64%	65%	57%	39%	30%	58%	59%	40%
Business center (faxing, copying, printing)	60%	45%	72%	71%	64%	61%	60%	60%	47%

The new library will include meeting rooms of varying sizes. How important are each of the following to you?

In general, the smaller the meeting room, the higher the percentage of people who felt it was important or very important. Consistent with earlier results, a higher percentage of Spanish survey respondents indicated that each option was important or very important.

Important/Very Important	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Private study rooms (1 – 4 people)	80%	86%	84%	81%	74%	63%	83%	85%	87%
Small conference room (8 – 12 people)	65%	71%	62%	63%	64%	59%	67%	70%	85%
Medium conference room (up to 25 people)	51%	54%	43%	51%	47%	63%	52%	53%	72%
Small meeting room (up to 50 people)	44%	46%	41%	45%	41%	49%	46%	45%	70%
Medium meeting room (50 – 100 people)	38%	40%	38%	37%	36%	37%	38%	37%	65%
Large meeting room (up to 175 people)	34%	36%	36%	34%	28%	31%	37%	35%	55%

Thinking about the outdoor space at the new library, what amenities would be of interest to you? Check all that apply.

Not surprisingly, outdoor seating is the most popular choice, followed by picnic tables (another form of seating). Those aged 17 – 24 have the highest interest in food vendors, and most groups would be interested in a community garden.

	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Seating	80%	78%	81%	80%	82%	79%	79%	80%	67%
Picnic tables	71%	75%	85%	75%	59%	45%	75%	75%	52%
Community garden	63%	61%	71%	67%	63%	51%	65%	66%	65%
Play area	57%	51%	55%	68%	54%	51%	63%	57%	69%
Stage	40%	31%	43%	47%	44%	37%	40%	36%	43%
Area for library or community programs	54%	39%	52%	63%	62%	29%	53%	45%	57%
Space for food vendors	56%	75%	69%	51%	40%	29%	61%	71%	39%

The library offers free and fast Wi-Fi and access to computers. Please tell us about your Wi-Fi and technology needs.

Within all groups, a high percentage of respondents are interested in using their own devices at the library. In addition, a significant portion of the respondents in each category are interested in using the library's technology while at the library. Survey respondents express lower interest in checking out library devices or Wi-Fi hotspots to use at home.

Note that a lower percentage of Spanish survey takers indicate they bring in their own devices, and a higher percentage indicate interest in all the other options, particularly Wi-Fi hotspots.

	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
I have my own device and I would like to use the library's free Wi-Fi service for internet access.	79%	76%	90%	83%	75%	70%	79%	77%	66%
I would like to use library technology devices while visiting the library	45%	56%	47%	42%	34%	28%	47%	56%	70%
I would like to be able to check out library technology devices for use at home.	24%	27%	30%	24%	18%	18%	24%	32%	47%
I would like to be able to check out a Wi-Fi hotspot for use at home.	22%	20%	31%	24%	18%	12%	22%	25%	47%
I do not use library Wi-Fi.	10%	7%	2%	8%	16%	24%	7%	7%	9%

The new library will include opportunities to use current and emergent technology. How important are each of the following options to you?

Consistent with high interest expressed in previous question for using library devices, survey respondents across the board indicated that desktop computers are important or very important. Desktop computers are followed in popularity by laptops and smaller devices.

Makerspaces are a relatively high priority for those aged 17 – 24, those in households with children under 18, English survey takers who speak Spanish at home, and Spanish survey takers. Gaming is of relatively low interest to all age groups, including teenagers.

Important/Very Important	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Desktop computer	87%	91%	91%	85%	83%	82%	88%	90%	92%
Laptop	76%	85%	78%	73%	68%	66%	78%	82%	87%
Mobile computing devices (such as iPad, Chromebook)	71%	79%	65%	69%	66%	60%	73%	79%	83%
Gaming system (such as X Box, PlayStation, Nintendo)	30%	45%	35%	24%	14%	11%	32%	39%	40%
PC gaming	29%	48%	33%	21%	14%	10%	31%	42%	49%
A place to try new and emerging technologies, (such as Virtual Reality, Augmented Reality, “smart” devices, and others)	52%	66%	49%	45%	46%	42%	52%	65%	74%
A place to make things using technology (video production and editing, sound recording and production, 3D design and printing, sewing machines and others)	66%	77%	75%	63%	58%	48%	68%	77%	88%

Many libraries now feature areas called makerspaces to give community members the opportunity to gather and create things. Thinking about a potential makerspace, what would be of interest to you?

Results from different groups show pretty clear preferences across the board for three types of makerspaces: high tech (3D printing/design), media and papercrafts, indicating relatively lower interest in other options.

Those 65+ expressed the least amount of overall interest in makerspaces but were most interested in a media makerspace. Conversely, a higher percentage Spanish survey takers expressed interest in most options than did English survey takers.

	English survey (all)	17 and under	18–24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
A high-tech makerspace that has 3D printing and design capabilities and other high-tech items	56%	61%	64%	57%	52%	28%	58%	56%	65%
A makerspace that helps develop robotics and programming skills	41%	39%	42%	46%	42%	32%	43%	39%	55%
A media makerspace that supports recording and editing video, audio (such as podcasts) and recording music	57%	58%	66%	57%	57%	42%	58%	56%	59%
A makerspace that offers tools and space for repairing electronics and small machines	39%	40%	43%	42%	36%	24%	42%	40%	53%
A makerspace that offers papercrafts, scrapbooking materials and similar activities	54%	55%	59%	60%	47%	29%	56%	60%	68%
A makerspace that offers quilting and sewing opportunities	42%	38%	53%	47%	41%	27%	44%	40%	51%
I'm not interested in a makerspace.	16%	14%	10%	14%	18%	36%	13%	17%	10%

What sort of help would you like the library to provide: how to use computers, mobile devices, and online resources?

For all groups (even youth), the most frequently desired type of tech support was help with basic computer skills. Help with using computer applications followed (except for those 18 and under) and there was also significant interest expressed in learning about the library's databases as well as security and privacy. Over half of Spanish survey takers were interested in learning how to set up their home networks—double the frequency of any slices of the English survey takers.

	English survey (all)	17 and under	18–24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Help with basic computer skills	60%	56%	65%	63%	58%	55%	59%	63%	81%
Learn how to use computer applications (such as word processing, spreadsheets, and e-mail)	58%	41%	70%	69%	63%	56%	59%	48%	66%
Learn how to navigate social media	25%	27%	24%	21%	25%	31%	24%	26%	34%
Learn how to set up my home network	23%	23%	26%	21%	25%	20%	23%	21%	57%
Learn more about computer security and privacy and how to stay safe online	51%	51%	50%	48%	51%	62%	51%	53%	37%
Learn more about all the library's free online resources	53%	41%	57%	58%	63%	57%	51%	46%	56%

If you have not been a library user in the past, why not? (Select all that apply)

The goal of this question was to identify impediments that community members experience in relationship to using the library. Parking and transportation appear to be universal challenges, inhibiting relatively high percentages of teens, young adults, and Spanish speakers. A large percentage of teens express a lack of time to visit the library.

Even though Spanish survey takers indicated they were library users at the same frequency as English survey takers (54%), other responses by Spanish survey takers indicate that they experience exponentially higher barriers to library use than those who took the English survey (which includes Anglos and bilingual Latinos.):

- 26% indicated that library hours are inconvenient, compared to 5% of the English survey takers.
- 24% say they find what they need on the Internet, compared to 8% of English survey takers.
- 22% indicated the library doesn't offer what they want or need, compared to 10% of English survey takers.
- 9% expressed concerns about fines, compared to 2 – 3 % of English survey takers.
- 9% of Spanish survey takers and 8% of English survey takers who speak Spanish at home indicated that they don't feel welcome at the library, compared to 3% of English speaking/English survey takers.

	English survey (all)	17 and under	18 –24	25–44	45–64	65+	Children under 18 in HH	Speak Spanish at home	Spanish survey (all)
Not applicable/I am a library user.	54%	35%	57%	67%	65%	57%	54%	39%	54%
Library hours were inconvenient.	5%	5%	7%	5%	5%	1%	4%	8%	26%
The library didn't offer anything I want or need.	10%	12%	17%	9%	5%	3%	10%	12%	22%
Parking or transportation was a challenge.	14%	18%	19%	9%	12%	13%	15%	19%	21%
The library's location was not convenient.	7%	11%	8%	4%	5%	7%	7%	9%	15%
I didn't feel welcome at the library.	3%	4%	5%	2%	3%	2%	3%	5%	9%
I have unpaid fines.	2%	3%	1%	4%	1%	0%	3%	2%	9%
I didn't want to incur fines.	3%	3%	1%	4%	1%	1%	3%	3%	9%
I can find what I need on the internet.	8%	9%	6%	6%	9%	14%	8%	7%	24%
I buy the books and other materials I need.	8%	7%	5%	5%	12%	19%	6%	6%	13%
I don't have time to visit the library.	15%	31%	12%	7%	6%	7%	16%	29%	18%

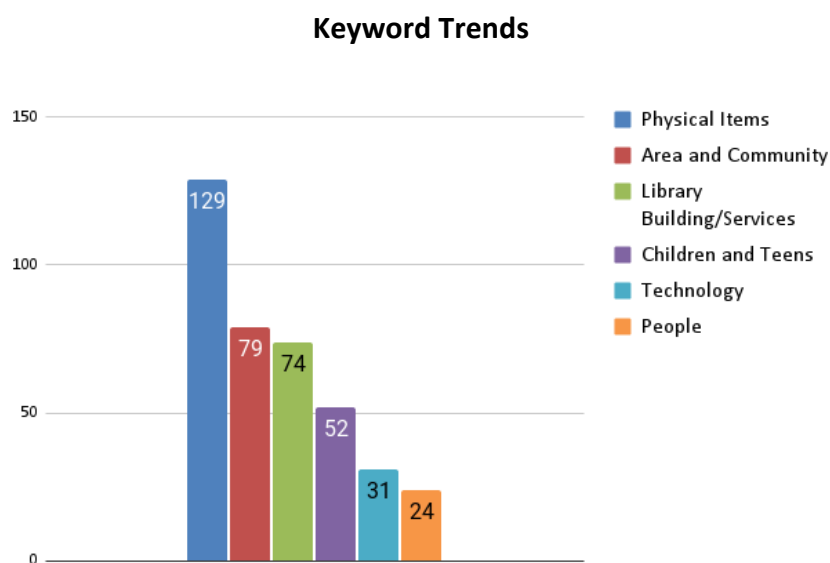
These results provide the library with the opportunity to consider how the perceived barriers experienced by some Spanish speakers might be addressed.

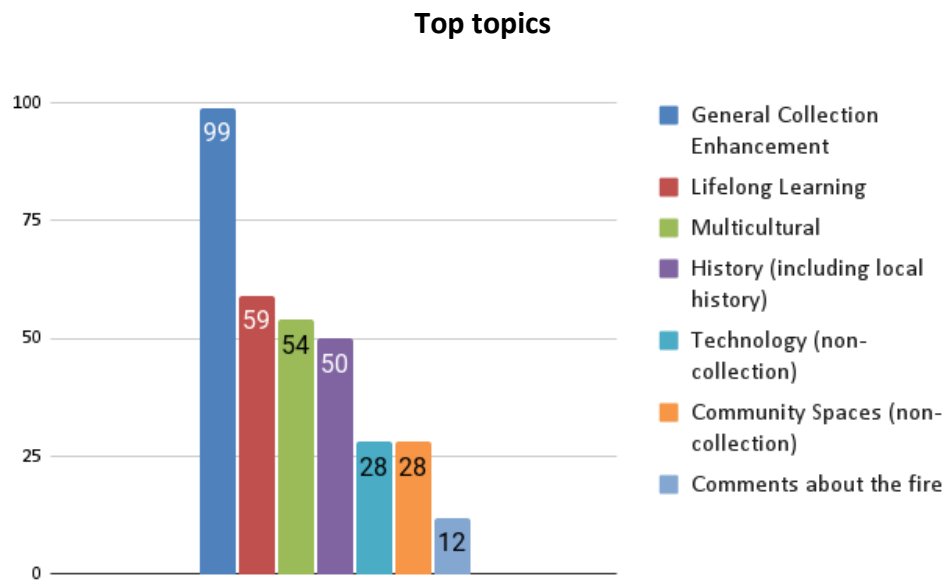
Survey Analysis: Keywords and Top Topics

In addition to the survey analysis by community sector performed by Penny Hummel described above, Carson Block Consulting also performed a detailed two-step analysis of answers to the survey's three open-ended questions. To perform this analysis, Carson Block Consulting first ran the open-ended questions through software that identifies the most commonly used words in the survey responses. This yielded keywords that were grouped together into "trends," which in turn provided a guide to identify "top topics." The top topics that emerged were guided by the keywords but not bound by them. For example, the keyword "computer" may be utilized to express a variety of different and sometimes contradictory interests: anything from wanting to access to more library computers – or asking for less technology in general at the library. Since this insightful nuance is lost in a simple keyword analysis, the identification of top topics provides more revealing information about what the community is looking for in their new library.

Keywords and top topics for each of the survey's three open ended questions are detailed below, along with representative quotes for top topics. Collectively, these responses reflect the community's interest in a library offering the full spectrum of 21st century library services, as well as celebrating the Porterville community and local culture. Comments expressing a desire to honor those who lost their lives defending the old library as well as to ensure the safety of the new library were also common.

What else would you like to tell us about the library's collection that we haven't asked?





General Collection Enhancement (99 total comments; example comments below)

- I think there should be multiple copies of more popular books so multiple people can check these books out.
- A good amount of people I know would like to read superhero comics from Marvel or DC.
- Reference books should be high priority.
- Would like some Christian books.
- Access to music sheets and scripts for plays/musicals. More books of the arts.
- Complete sets would be nice to be able to read a series in order.
- I would like to have some books from the fantasy genre and newer ones as well.
- Would you be able to get more music CDs from more general artists and genres?
- Craft books would be nice!
- To have the different themed areas, making the reading environment like home.

Lifelong Learning (59 total comments; example comments below)

- Please include a greater variety of books for all groups as well as books in languages other than English.
- Maybe consider getting textbooks to help kids with school and their subjects.
- Would be nice to have encyclopedias and books on specific trades or hobbies.
- Would love to see finance and budgeting type books to help the community become better with their finances to help us all prosper.
- My family had loved the Porterville Library for almost 20 years. Our favorite books were always the different arts and crafts books. We love making and trying new things.
- Helping people navigate technology and becoming citizens.

- I would like to see more career help books for steps after college and true crime books for an outlook on criminal psychology.

Multicultural (54 total comments; example comments below)

- We need K-8th grade Spanish books for dual immersion students.
- A good culturally relevant selection of materials that suits our diverse community.
- It is important to have an area about Chicano, Asian, Black, Native history books and not a few books. This community is multicultural and not just white immigrants.
- I would like to read Japanese manga, such as Naruto.
- Books in Braille.

History (including local history) (50 total comments; example comments below)

- We lost a lot of historical documentation. I would like to see us replace what we can.
- Hope that the genealogy collection can be rebuilt.
- Library books should have a good array of essay and history books among those of nonfiction.
- Make an area for guest speakers and displays that can be used for teaching Porterville.
- I would like books on art and history.

Technology (non-collection) (28 total comments; example comments below)

- New popular video game show host tournaments and computer setups
- I want to be able to rent games from consoles such as the Nintendo Switch and PlayStation4 similar to the Tulare library.
- Streaming Wi-Fi and providing computer usage with printing, scanning and faxing services.
- Make a place to use computers to study, game or other stuff.

Community Spaces (28 total comments; example comments below)

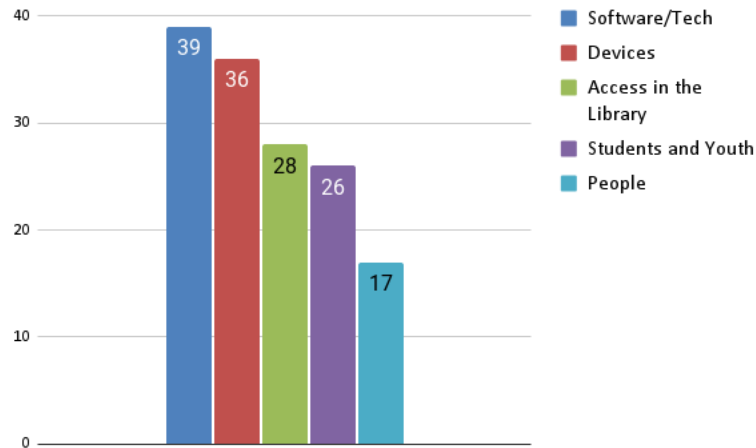
- The children's play area with stuffed toys and puppets was where I was able to interact with my children.
- It would be beneficial to have an area (outside) to have a sitting area and a small café house. An area with trees, plants, grass area, sitting benches.
- Comfortable lounging chairs to read in—to pass the time.
- It should have quiet rooms.

Comments about the fire (12 total comments; example comments below)

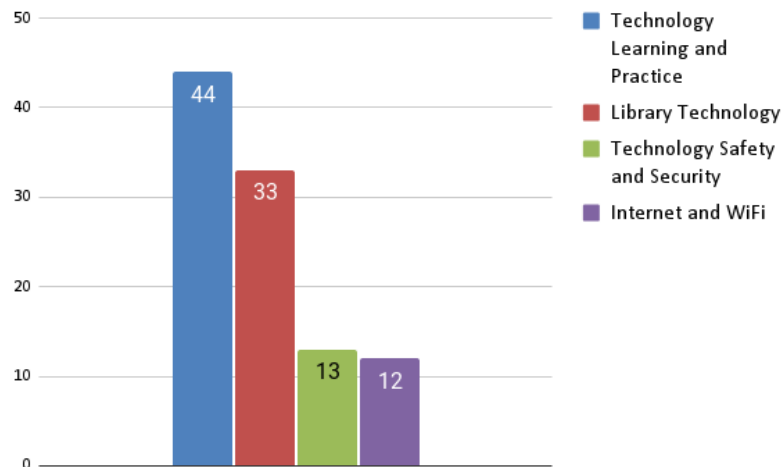
- Add a personalized lounge area in the names of our fallen firefighters.
- A memorial for the firemen lost in the fire.
- What was taken from the community goes to the very core of every child born and raised in this town for the duration of its existence.

What else would you like to share about your technology needs?

Keyword trends



Top topics



Technology Learning and Practice (44 total comments; example comments below)

- How to use our technology for school.
- I would like to learn how to set up a computer.
- Lessons and/or help for elders to navigate technology.
- Programs beyond basic computer skills such as intermediate or advanced.
- Space to create audio and video.
- Training and use of basic and advanced photoshop and photo editing programs.

Library Technology (33 total comments; example comments below)

- I would like to be able to use library desktop computers or my own laptop or iPad or phone to print from my e-mail to a library printer. I would also like to be able to use library copiers.
- My concern is the people who don't have access. We need the library to be a resource that can lift people out of poverty and join the American Dream.
- Make an area so we can charge our phones, tablets, laptops and other stuff.
- Having computers to take home to use it for homework.
- The library should be future focused with robotics and programming options.

Technology Safety and Security (13 total comments; example comments below)

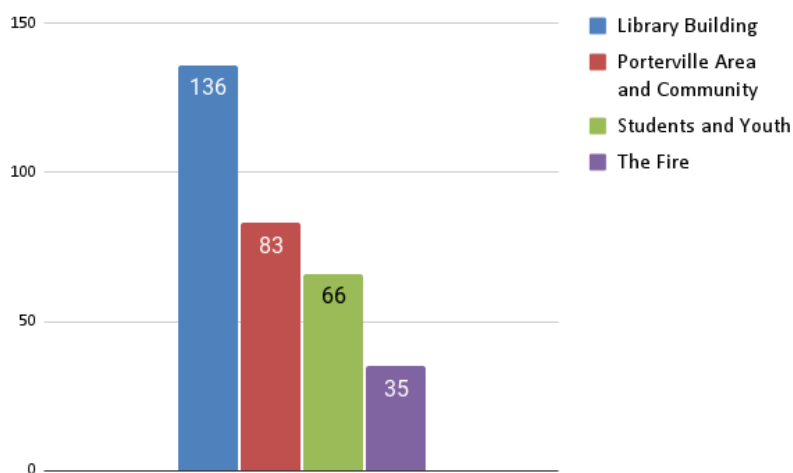
- Learn how to make my technology child safe.
- I think we should also learn about any safety hazards we can use on any devices.
- Children/teen awareness of dangers. Parental supervision and guidance to help them speak to their children of bad habits and addiction to electronics or social media.
- I would like there to be online safety courses for parents/teens, especially for Spanish speaking community.

Internet and Wi-Fi (12 total comments; example comments below)

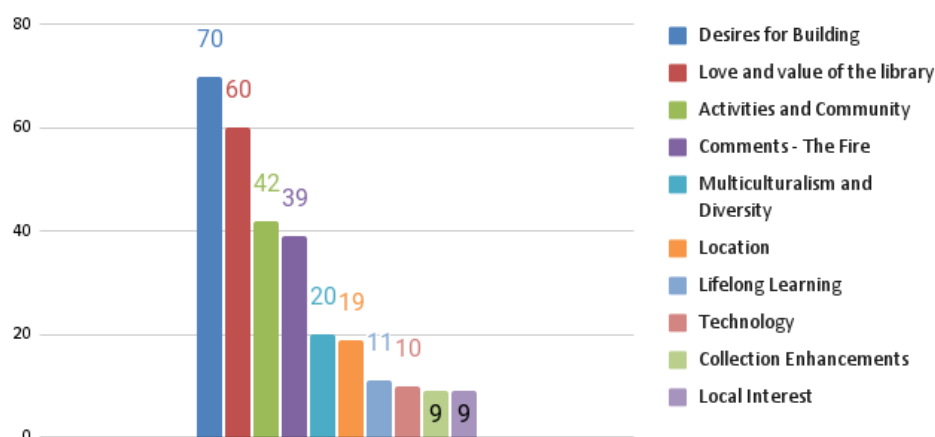
- It is important for students to be able to bring their school device and use their library's Wi-Fi.
- We need a lot of ethernet cables so each technology will have fast internet.
- I need free and fast Wi-Fi.
- Learn how to set up or fix Wi-Fi or anything like that.

Anything else you'd like to tell us that we haven't asked?

Keyword trends



Top topics



Desires for Building (70 total comments; example comments below)

- Offer a child care center to care for the children while their parents look for library materials?
- Outside playground would be amazing!
- A coffee shop outside would be loved.
- Please go big. The new library needs to be a source of community pride and serve our community for 30 – 50 years.
- I'd like the library to demonstrate energy efficiency and a green roof.
- Include a quiet area ONLY for people that have intellectual disabilities.
- Make sure quiet areas are enforced, please.
- Have some art to look at.
- Maybe keeping the children's area separate from the study rooms or quiet reading areas.
- A book drop-off and pick-up area on the west side would be helpful.

Love and Value of the Library (60 total comments; example comments below)

- I hope to see a dynamic and competitive library fit for a growing community.
- I LOVE THE LIBRARY.
- I miss the library terribly and can't wait to walk through its doors again. A town without a library is simply not complete.
- The community's support of the library following the fire only shows us how much the library meant to Porterville residents.
- I really miss the library.
- Nothing that I just miss the library! So excited to have a new library coming soon.
- When will it open?
- We loved everything about our old library but look forward to a new chapter in getting our new one up and running.

Activities and Community (42 total comments; example comments below)

- Available hours after 4/5 pm that include interactive activities with the kids.
- Movie nights maybe and partnership with the Tule River reservation, mainly the future generations, to help the youth for our future.
- Make it fun and a place that kids and teens will want to go learn and be comfortable.
- I would love to attend art classes like they have at Exeter Library.
- Bring back fitness classes to students during the summers! Just as it was done a few years back.

Comments: The Fire (39 total comments; example comments below)

- Include the READ sign that survived the fire in the new design.
- The tragic story of our library went across the country. I think people would want to see a high tech, amazingly wonderful library rise from the ashes and would put their money behind it.
- I really appreciate the response of the staff on the day we had to evacuate because of the fire. Please make sure there is an up to date alarm system and fire suppressing system in place.
- I would like to see a dedicated spot in the library for our fallen firefighters.
- I was heartbroken when it burned down.

Multiculturalism and Diversity (20 total comments; example comments below)

- I would like to see more bilingual resources.
- I would also like to suggest that you consider other languages that people speak here such as Tagalog, Russian, Urdu, Arabic and Lao.
- Judgement free environment that can make everyone feel welcome.
- The library needs to be inclusive. It needs to be accessible, safe and the people who work there able to communicate with our community members. Having this be a place where everyone feels valued is key.

Location (19 total comments; example comments below)

- I hope the city purchases a larger lot to build on and uses the old library site for other purposes. Our town has grown and we need a larger state of the art library to meet current and future needs.
- I live in Woodville, difficult for our kids to get transportation to and from Library, is there room for a mobile library?
- I want the library to stay in town.
- Having the library accessible to people of all socioeconomic backgrounds will be very vital if these resources mentioned [in the survey] will be of use.

Lifelong Learning (11 total comments; example comments below)

- I would like to see special interest classes for adults, senior citizens, community in general. In finances, real estate, Medicare, refinance, banking, etc.....?
- Would be great to offer career support services like resume and cover letter workshops, best tips for job interviews, and career coaching.

- Make sure the library offers English classes, tutoring and adult classes for reading. Author visits would also be a great idea!
- Book clubs for grandparents and grandchildren.

Technology (10 total comments; example comments below)

- I'd like the library to continue providing internet access through computers/iPads for the community.
- Build it! We need a state of the art library.
- I want them to have modern PCs.
- Evening computer classes would be good in the summer months, not in cold weather.

Collection Enhancements (9 total comments; example comments below)

- I think if there are E-books, there should also be a physical copy of that book for people who prefer physical books.
- I would love to have a library in the community where I can take my kids to show them how important reading is and it can be cool because other kids do it as well.
- We need to better our community and bring in new resources that interest our children. That way, we set a learning foundation for the real world.
- I'd like to suggest poetry books as well.

Local Interest (9 total comments; example comments below)

- I hope we can reconstruct all the historical data, pictures, etc. about Porterville. There is so much very cool history about Porterville and that loss was the most upsetting to me when our beloved library was destroyed by fire.
- It would be great to see something celebrating agriculture and education being the bridge to the American dream, as well as celebrating all cultures. Our community is very diverse and strong and everyone deserves to see a piece of their heritage.
- I loved the different glass display cases that held different and interesting collections like the display that had different stones. They were very informative.
- We would love to see the library incorporated into community events. Food vendors at the library would attract many people getting off work and just wanting a nice-safe place to relax after heading home.

Technology Assessment and Recommendations

Carson Block has prepared a separate Technology Assessment offering detailed recommendations relating to IT infrastructure, devices, and best practices. The findings and recommendations of his Technology Assessment have guided the recommendations of this general needs assessment. The following are the themes that inform the recommendations in the Technology Assessment:

- **There is tremendous community support for a new library.** The old library is dearly missed, and community members are eager to again have access to all the services and amenities that a library provides.
- **The Porterville Public Library is blessed with a tight-knit staff with close connections to patrons.** Past investments in developing a strong customer service focus have paid off and the staff's success in regrouping after the fire is truly remarkable.
- **Key technology needs include Wi-Fi/Internet access, power for recharging and learning opportunities.** The goal of the new library should be to make technology easy to use, easy to learn and maximally accessible.
- **Community members desire greater technology access and learning, with an emphasis on digital inclusion.** In an area where internet access is limited by geography and economics, the library's role in providing technology access and the skills to use tech tools and online resources is essential.
- **The library will need additional technology resources in the future to support plans, not only with respect to tech leadership and staff support, but also with respect to maintenance and management.** In order for the library to maintain the robust IT infrastructure needed to respond to community demand, adequate financial support for this infrastructure is critical.

Philosophy of Service

A successful public library today plays multiple roles in the life of the community it serves. First, it provides access to the world of learning, knowledge, and human creativity. Access to books and the printed word remains a basic library function for all age groups. As a corollary, library service to children introduces families to the joy of reading and establishes a foundation for a lifetime of reading. This role has expanded in recent years to include access to creative and informative works in many formats, including digital media and electronic content. Libraries are also a primary public gateway to online information, offering wireless and free access to the Internet.

Even as the library's role as a resource for physical and digital media continues to be important, its traditional role as a community destination and gathering place is also evolving and expanding. The public library serves as the community's principal place for solitary reading and study as well as a venue for collaboration and group interaction. Book discussion groups, storytimes and teen tech nights are a few examples of the multitude of educational and social community events that draw significant participation. The library facility can and should offer residents a safe, and comfortable place to be. This can be a sanctuary for solitary reflection, a quiet workspace in which to complete a school assignment or a social space for connecting with peers. To perform these roles, the library needs appropriate space – for collections, for people, for programming and for functional operations.

In addition, the onset of COVID-19 in early 2020 has radically changed how public libraries are providing services. Now that public libraries are reopening (as of mid-2021) after a year of

providing very restricted access, the “new normal” will be different than what it once was. With recent experience of a global pandemic in mind, library spaces should be configured with maximum flexibility to adapt should a similar health crisis emerge in the future.

The people of Porterville have experienced two challenges in rapid succession: the sudden and complete destruction of their beloved public library, followed by over a year of individual and collective isolation caused by a global pandemic. The loss of the library, as well as the loss of lives of those who attempted to save it, has left a hole in the heart of the community.

In response, the new Porterville Public Library should be designed to spark curiosity, connection, and joy. The new library should celebrate the unique characteristics of Porterville, presenting a culturally vibrant space that is welcoming and engaging to all. By integrating traditional library services with newer offerings that have emerged in our digitally connected 21st century world, the new Porterville Public Library will provide a game-changing opportunity to support lifelong learning, civic engagement, and community pride.

Library Program

A detailed library program accompanies this narrative report. The program is a series of six interrelated spreadsheets that detail the contents of the library:

- *Summary*: a summary of the proposed spaces and needed square footage
- *Detail*: description of each element included in each proposed space
- *Shelving*: the types of shelving proposed for each part of the collection, as well as other assumptions regarding shelving (percentage of each collection on the shelf, number of items that fit on one linear foot of shelving, etc.)
- *Seating*: the types and quantities of public seats for the public throughout the building
- *Computers and Equipment*: computers and other public access equipment

For the proposed Porterville Library, 70% of the building footprint is estimated to be used for the components of the library that are programmable or subject to choice (shelving, furniture, computers, desks, etc.). The remaining 30% is considered unassignable space or gross square footage, utilized for necessary components such as bathrooms, hallways, mechanical spaces, wall thicknesses and other necessary building elements. Thus, since the programmed space in this plan for the new Porterville Public Library is 27,718 square feet, at 70% efficiency the total (gross) square feet is 39,597 square feet.

It should be noted that this estimate of the library's needed square footage smaller than that provided in the 2009 Page + Moris library study (48,250 – 53,000 square feet) due to a lower estimated future population (2009 study: 90,400 people in 2030 vs. 2021 study: 70,124 people in 2041). That said, the current recommendation falls within the guidelines established by the Porterville 2030 General Plan, which recommends .5 to 1.0 square feet of library space per capita.

Porterville Public Library Program

		Total Net Assignable Square Feet:		27,718
		Total Gross Square Feet @70% Efficiency:		39,597
Code	General Area	Specific Area	SF	In GSF
Public Areas				
1.02	Public Areas	Lobby	457	IN GSF
1.04	Public Areas	Café	508	
1.06	Public Areas	Restrooms	-	IN GSF
1.08	Public Areas	Service Desk	182	
1.10	Public Areas	Express Checkout	114	
1.12	Public Areas	Business Center	314	
1.16	Public Areas	Public Access Computers	799	
1.18	Public Areas	New Materials	96	
1.20	Public Areas	Media	348	
	Total		2,818	
Adult Services				
2.02	Adult Services	Adult Fiction	2,044	
2.04	Adult Services	Adult Nonfiction	2,687	
2.06	Adult Services	Large Print	216	
2.08	Adult Services	Quiet Reading Area	1,002	
2.10	Adult Services	Adult Learning Center	532	
	Total		6,481	
Youth Services				
3.02	Youth Services	Family Space	2,747	
3.04	Youth Services	Family Restroom	-	IN GSF
3.06	Youth Services	Mother's Room	100	
3.08	Youth Services	Children's Library	4,288	
3.10	Youth Services	Teenspace	1,668	
	Total		8,803	
Meeting Areas				
4.02	Meeting Areas	Small Study Room A (2 seat)	80	
4.04	Meeting Areas	Small Study Room B (2 seat)	80	
4.06	Meeting Areas	Small Study Room C (2 seat)	80	
4.08	Meeting Areas	Small Study Room D (2 seat)	80	
4.10	Meeting Areas	Small Study Room E (4 seat)	120	
4.12	Meeting Areas	Small Study Room F (4 seat)	120	
4.14	Meeting Areas	10 - 12 Person Meeting Room	300	
4.16	Meeting Areas	Dividable 150 Person Meeting Room	2,386	
4.18	Meeting Areas	Meeting Room Storage	400	
4.20	Meeting Areas	Creation Space	582	
4.22	Meeting Areas	Media Lab	200	
4.24	Meeting Areas	Learning Kitchen	1,482	
	Total		5,910	
Staff Areas				
5.02	Staff Areas	Library Director's Office	200	
5.04	Staff Areas	Library Supervisor 2 Office	100	

Porterville Public Library Program

Code	General Area	Specific Area	SF	In GSF
5.06	Staff Areas	Library Supervisor 1 Office	100	
5.10	Staff Areas	Staff Workstations	548	
5.14	Staff Areas	Technical Services	696	
5.16	Staff Areas	Youth Services	497	
5.20	Staff Areas	Circulation	458	
5.22	Staff Areas	Staff Lounge	458	
5.24	Staff Areas	Wellness Room	100	
5.26	Staff Areas	Staff Restrooms	-	IN GSF
	Total		3,157	
Support Areas				
6.02	Support Areas	Storage and Supply Room	400	
6.04	Support Areas	Janitorial Closet	49	
6.06	Support Areas	Telecommunications Room	100	
	Total		549	
Outdoor Areas				
7.02	Outdoor Areas	Outside seating	-	IN GSF
7.04	Outdoor Areas	Outside programming area	-	IN GSF
7.06	Outdoor Areas	Garden	-	IN GSF
7.08	Outdoor Areas	Vendor Area	-	IN GSF
	Total		-	
Grand Total			27,718	

Detail

Porterville Public Library Program

			Total Net Assignable Square Feet:				27,718
			Total Gross Square Feet @ 70% Efficiency:				39,597
Code	General Area	Specific Area	Description	Qty	Unit	SF/Unit	SF
1.02	Public Areas	Lobby	unassigned square footage	1	space	200	200
1.02	Public Areas	Lobby	floor mats, with minimum 16' walk-off length	GSF			IN GSF
1.02	Public Areas	Lobby	security gates	1	unit	10	10
1.02	Public Areas	Lobby	donor recognition display	1	unit	0	0
1.02	Public Areas	Lobby	flat screen monitor, wall mounted	1	unit	0	0
1.02	Public Areas	Lobby	2 person bench (2'x 6')	2	bench	13	26
1.02	Public Areas	Lobby	community information display unit, wall, mounted, with brochures and racks, bulletin board, storage below. 4'x 4' x 1.25	2	section	16	32
1.02	Public Areas	Lobby	display case, glass enclosed, wall mounted (6' w x 2' deep)	1	unit	30	30
1.02	Public Areas	Lobby	firefighter memorial	1	space	150	150
1.02	Public Areas	Lobby	restrooms	GSF	restroom		IN GSF
1.02	Public Areas	Lobby	drinking fountain/bottle refiller	1	unit	9	9
Lobby Total							457
1.04	Public Areas	Café	café counter, triple sinks, cupboards	1	area	240	240
1.04	Public Areas	Café	condiments table 4' x 2'	1	table	16	16
1.04	Public Areas	Café	4 person circular café tables (3)	12	seats	21	252
Café Total							508
1.06	Public Areas	Restrooms	main floor restrooms	GSF	restroom		IN GSF
Restrooms Total							0
1.08	Public Areas	Service Desk	2 staff counter positions w/ wkstns	2	position	50	100
1.08	Public Areas	Service Desk	cash register, behind counter	1	machine	12	12
1.08	Public Areas	Service Desk	book trucks	2	trucks	8	16
1.08	Public Areas	Service Desk	shelving, wall mounted, behind desk	2	section	12	24
1.08	Public Areas	Service Desk	display of library handouts, built into desk	1	unit	6	6
1.08	Public Areas	Service Desk	queuing space	4	people	6	24
1.08	Public Areas	Service Desk	flat screen monitor, wall mounted	1	monitor	0	0
Service Desk Total							182
1.10	Public Areas	Express Checkout	self check machines	3	machine	10	30
1.10	Public Areas	Express Checkout	shelving for holds (66")	5	section	12	60
1.10	Public Areas	Express Checkout	queuing space	4	people	6	24
Express Checkout Total							114
1.12	Public Areas	Business Center	copy machine, standard	1	machine	64	64
1.12	Public Areas	Business Center	debit card dispenser, change machine	1	machine	4	4
1.12	Public Areas	Business Center	cabinet with work counter and equipment	1	cabinet	16	16
1.12	Public Areas	Business Center	scanner	1	scanner	30	30
1.12	Public Areas	Business Center	fax machine	1	unit	100	100
1.12	Public Areas	Business Center	Friends of the Library sale area, book trucks	1	area	100	100
Business Center Total							314
1.16	Public Areas	Public Access Computers	computer workstations, sitdown	18	computer	35	630
1.16	Public Areas	Public Access Computers	computer with assistive technology	1	computer	40	40
1.16	Public Areas	Public Access Computers	catalog workstation	1	catalog	35	35
1.16	Public Areas	Public Access Computers	networked printer/print release station	1	printer	24	24
1.16	Public Areas	Public Access Computers	perch with moveable service desk	1	unit	70	70
Public Access Computers Total							799
1.18	Public Areas	New Materials	shelving for rental books (66")				12
1.18	Public Areas	New Materials	shelving for new English adult books (66")				60
1.18	Public Areas	New Materials	shelving for new Spanish adult books (66")				12
1.18	Public Areas	New Materials	shelving for new adult DVDs (66")				12
New Materials Total							96

Code	General Area	Specific Area	Description	Qty	Unit	SF/Unit	SF
1.20	Public Areas	Media	shelving for adult English DVDs (66")				312
1.20	Public Areas	Media	shelving for adult Spanish DVDs (66")				36
Media Total							348
2.02	Adult Services	Adult Fiction	shelving for adult English fiction (66")				480
2.02	Adult Services	Adult Fiction	shelving for adult English genre fiction (66")				240
2.02	Adult Services	Adult Fiction	shelving for adult Spanish fiction (66")				72
2.02	Adult Services	Adult Fiction	online catalog @ stack end	2	catalog	16	32
2.02	Adult Services	Adult Fiction	lounge seats (12)	12	seats	35	420
2.02	Adult Services	Adult Fiction	occasional tables @lounge chairs	12	table		0
2.02	Adult Services	Adult Fiction	1 person table (16)	16	seats	25	400
2.02	Adult Services	Adult Fiction	2 person table (8)	16	seats	25	400
Adult Fiction Total							2,044
2.04	Adult Services	Adult Nonfiction	shelving for adult English biography (66")				432
2.04	Adult Services	Adult Nonfiction	shelving for adult English nonfiction (66")				480
2.04	Adult Services	Adult Nonfiction	shelving for Spanish NF, biography (66")				60
2.04	Adult Services	Adult Nonfiction	shelving for local history (66")				48
2.04	Adult Services	Adult Nonfiction	digital microfiche/microfilm reader	1	unit	35	35
2.04	Adult Services	Adult Nonfiction	display case, glass enclosed, wall mounted (6' w x 2' deep)	1	unit	30	30
2.04	Adult Services	Adult Nonfiction	online catalog @ stack end	2	catalog	16	32
2.04	Adult Services	Adult Nonfiction	lounge seats (12)	12	seats	35	420
2.04	Adult Services	Adult Nonfiction	occasional tables @lounge chairs	12	table		0
2.04	Adult Services	Adult Nonfiction	1 person table (18)	18	seats	25	450
2.04	Adult Services	Adult Nonfiction	2 person table (10)	20	seats	25	500
2.04	Adult Services	Adult Nonfiction	4 person table (2)	8	seats	25	200
Adult Nonfiction Total							2,687
2.06	Adult Services	Large Print	shelving for English large print (66")				216
Large Print Total							216
2.08	Adult Services	Quiet Reading Area	shelving for newspapers, free pubs. (66")				12
2.08	Adult Services	Quiet Reading Area	lounge seats	14	seats	35	490
2.08	Adult Services	Quiet Reading Area	occasional tables @lounge chairs	14	table		0
2.08	Adult Services	Quiet Reading Area	1 person table (20)	20	seats	25	500
Quiet Reading Area Total							1,002
2.10	Adult Services	Adult Learning Center	workstation for literacy coordinator	1	wkstn	64	64
2.10	Adult Services	Adult Learning Center	workstation for literacy volunteer	1	wkstn	50	50
2.10	Adult Services	Adult Learning Center	shelving for ALC collection (66")				48
2.10	Adult Services	Adult Learning Center	storage cabinets for ALC materials (3' wide x 1.5' deep)	5	cabinet	14	70
2.10	Adult Services	Adult Learning Center	2 person table (6)	12	seats	25	300
Adult Learning Center Total							532
3.02	Youth Services	Family Space	area for play/interactive feature	1	space	100	100
3.02	Youth Services	Family Space	cabinet for puzzle and toy storage	1	unit	15	15
3.02	Youth Services	Family Space	stroller parking	4	strollers	6	24
3.02	Youth Services	Family Space	shelving for easy English board books				192
3.02	Youth Services	Family Space	shelving for English picture books (45")				624
3.02	Youth Services	Family Space	shelving for Easy 1-2-3, A-B-C, Holiday, Caldecotts				156
3.02	Youth Services	Family Space	shelving for easy Spanish board books				60
3.02	Youth Services	Family Space	shelving for Spanish picture books (45")				624
3.02	Youth Services	Family Space	shelving for Easy! I Can Read (45")				312
3.02	Youth Services	Family Space	sit-down early learning station	4	computer	25	100
3.02	Youth Services	Family Space	lounge seats (12)	12	seats	35	420
3.02	Youth Services	Family Space	occasional tables @lounge chairs				0
3.02	Youth Services	Family Space	4 place round toddler table (2)	8	seats	15	120

Detail

Porterville Public Library Program

Code	General Area	Specific Area	Description	Qty	Unit	SF/Unit	SF
Family Space Total							2,747
3.04	Youth Services	Family Restroom	family restroom	GSF			IN GSF
Family Restroom Total							0
3.06	Youth Services	Mother's Room	Nursing/lactation room	1	room	100	100
Mother's Room Total							100
3.08	Youth Services	Children's Library	perch with moveable service desk	1	unit	70	70
3.08	Youth Services	Children's Library	display case, glass enclosed, wall mounted (6' w x 2' deep)	2	unit	30	60
3.08	Youth Services	Children's Library	art installation	1	unit	100	100
3.08	Youth Services	Children's Library	shelving for juvenile rental books				12
3.08	Youth Services	Children's Library	shelving for juvenile Eng. new books (66")				84
3.08	Youth Services	Children's Library	shelving for juvenile Span. new books (66")				36
3.08	Youth Services	Children's Library	shelving for juvenile Eng. Fiction (66")				708
3.08	Youth Services	Children's Library	shelving for juvenile Span. fiction (66")				144
3.08	Youth Services	Children's Library	shelving for juvenile graphic novels (66")				108
3.08	Youth Services	Children's Library	shelving for juvenile Eng. nonfiction (66")				756
3.08	Youth Services	Children's Library	shelving for juvenile Span. nonfiction (66")				372
3.08	Youth Services	Children's Library	shelving for juvenile Eng. biography (66")				36
3.08	Youth Services	Children's Library	shelving for juvenile Span. biography (66")				24
3.08	Youth Services	Children's Library	shelving for juvenile DVDs (66")				36
3.08	Youth Services	Children's Library	computer workstations, sitdown	4	wkstn	35	140
3.08	Youth Services	Children's Library	online catalog @ stack end	2	catalog	6	12
3.08	Youth Services	Children's Library	self check machine	1	machine	10	10
3.08	Youth Services	Children's Library	lounge seats (8)	8	seats	35	280
3.08	Youth Services	Children's Library	occasional tables @ lounge chairs				0
3.08	Youth Services	Children's Library	1 person table (6)	6	seats	25	150
3.08	Youth Services	Children's Library	2 person table (11)	22	seats	25	550
3.08	Youth Services	Children's Library	4 person table (6)	24	seats	25	600
Children's Library Total							4,288
3.10	Youth Services	Teenspace	shelving for new books, rentals (66")				12
3.10	Youth Services	Teenspace	shelving for YA fiction (66")				120
3.10	Youth Services	Teenspace	shelving for YA graphic novels (66")				108
3.10	Youth Services	Teenspace	shelving for YA nonfiction, biography (66")				36
3.10	Youth Services	Teenspace	lounge seats (12)	12	seats	35	420
3.10	Youth Services	Teenspace	1 person table (8)	8	seats	25	200
3.10	Youth Services	Teenspace	2 person table (4)	8	seats	25	200
3.10	Youth Services	Teenspace	4 person table (4)	16	seats	25	400
3.10	Youth Services	Teenspace	computer workstations, sitdown	4	wkstn	35	140
3.10	Youth Services	Teenspace	online catalog @ stack end	2	catalog	16	32
Teenspace Total							1,668
4.02	Meeting Areas	Small Study Room A (2 seat)	1 - 2 person study/meeting room	2	seats	40	80
Small Study Room A (2 seat) Total							80
4.04	Meeting Areas	Small Study Room B (2 seat)	1 - 2 person study/meeting room	2	seats	40	80
Small Study Room B (2 seat) Total							80
4.06	Meeting Areas	Small Study Room C (2 seat)	1 - 2 person study/meeting room	2	seats	40	80
Small Study Room C (2 seat) Total							80
4.08	Meeting Areas	Small Study Room D (2 seat)	1 - 2 person study/meeting room	2	seats	40	80
Small Study Room D (2 seat) Total							80
4.10	Meeting Areas	Small Study Room E (4 seat)	4 person study/meeting room	4	seats	30	120
Small Study Room E (4 seat) Total							120
4.12	Meeting Areas	Small Study Room F (4 seat)	4 person study/meeting room	4	seats	30	120
Small Study Room F (4 seat) Total							120
4.14	Meeting Areas	10 - 12 Person Meeting Room	10 - 12 person meeting room	12	seats	25	300
4.14	Meeting Areas	10 - 12 Person Meeting Room	digital projector, ceiling mounted	1	unit	0	0

Code	General Area	Specific Area	Description	Qty	Unit	SF/Unit	SF
4.14	Meeting Areas	10 - 12 Person Meeting Room	large screen video monitors, wall mounted	3	monitor	0	0
10 - 12 Person Meeting Room Total							300
4.16	Meeting Areas	Dividable 150 Person Meeting Room	150 person meeting room, dividable into three rooms	150	seats	15	2,250
4.16	Meeting Areas	Dividable 150 Person Meeting Room	large screen video monitor, wall mounted	3	monitor	0	0
4.16	Meeting Areas	Dividable 150 Person Meeting Room	digital projector, ceiling mounted	3	unit	0	0
4.16	Meeting Areas	Dividable 150 Person Meeting Room	podium	1	podium	6	6
4.16	Meeting Areas	Dividable 150 Person Meeting Room	A/V rack	1	unit	10	10
4.16	Meeting Areas	Dividable 150 Person Meeting Room	kitchenettes for all three sections	3	kitchenette	40	120
Dividable 150 Person Meeting Room Total							2,386
4.18	Meeting Areas	Meeting Room Storage	chair dollies	8	dollies	7	56
4.18	Meeting Areas	Meeting Room Storage	space for tables (nesting)	20	table	6	120
4.18	Meeting Areas	Meeting Room Storage	unassigned square footage	1	space	224	224
Meeting Room Storage Total							400
4.20	Meeting Areas	Creation Space	counter, 12' x 2' with cabinets above, below	1	counter	60	60
4.20	Meeting Areas	Creation Space	4 person tables (5)	20	seats	25	500
4.20	Meeting Areas	Creation Space	flat screen monitor, wall mounted	1	monitor	0	0
4.20	Meeting Areas	Creation Space	laptop storage/recharging station	1	unit	12	12
4.20	Meeting Areas	Creation Space	mobile A/V cart	1	cart	10	10
Creation Space Total							582
4.22	Meeting Areas	Media Lab	computer stations	4	wkstn	35	140
4.22	Meeting Areas	Media Lab	counter, 12' x 2' with equipment	1	counter	60	60
Media Lab Total							200
4.24	Meeting Areas	Learning Kitchen	commercial/teaching kitchen (burners, convection ovens, grill top, walk in refrigerator, reach-in refrigerators, freezer drawer, ice maker, scullery, large classroom prep table)	1	kitchen	1050	1,050
4.24	Meeting Areas	Learning Kitchen	high stainless steel work tables for class participants (6)	24	seats	18	432
Learning Kitchen Total							1,482
5.02	Staff Areas	Library Director's Office	desk, computer workstation, printer, file cabinet, table with four chairs	1	office	200	200
Library Director's Office Total							200
5.04	Staff Areas	Library Supervisor 2 Office	desk, computer workstation, printer, file cabinet, guest chair	1	office	100	100
Library Supervisor 2 Office Total							100
5.06	Staff Areas	Library Supervisor 1 Office	desk, computer workstation, printer, file cabinet, guest chair	1	office	100	100
Library Supervisor 1 Office Total							100
5.10	Staff Areas	Staff Workstations	workstation for IT/outreach coordinator	1	wkstn	100	100
5.10	Staff Areas	Staff Workstations	workstation for adult services coordinator	1	wkstn	64	64
5.10	Staff Areas	Staff Workstations	workstations for part time staff	6	wkstn	64	384
Staff Workstations Total							548
5.14	Staff Areas	Technical Services	workstation for tech services coordinator	1	wkstn	64	64
5.14	Staff Areas	Technical Services	workstation for tech services volunteer	1	wkstn	50	50
5.14	Staff Areas	Technical Services	work table	4	seats	30	120
5.14	Staff Areas	Technical Services	work counter, 12' x 2', with double sink, cabinets above and below	1	counter	60	60
5.14	Staff Areas	Technical Services	supply cabinet	1	cabinet	20	20
5.14	Staff Areas	Technical Services	shelving, 88" for in-process materials	3	section	12	36
5.14	Staff Areas	Technical Services	shelving, 88" for withdrawn materials	1	section	12	12
5.14	Staff Areas	Technical Services	shelving, 88" for donated materials	2	section	12	24
5.14	Staff Areas	Technical Services	shelving, 88" for processing supplies	4	section	12	48
5.14	Staff Areas	Technical Services	lateral file cabinets	2	cabinet	15	30

Detail

Porterville Public Library Program

Code	General Area	Specific Area	Description	Qty	Unit	SF/Unit	SF
5.14	Staff Areas	Technical Services	copy machine, standard	1	unit	64	64
5.14	Staff Areas	Technical Services	laminator	1	machine	12	12
5.14	Staff Areas	Technical Services	paper cutter	1	unit	12	12
5.14	Staff Areas	Technical Services	book truck parking	4	trucks	8	32
5.14	Staff Areas	Technical Services	trash and recycling bins	2	container	6	12
5.14	Staff Areas	Technical Services	clear space for deliveries 10' x 10'	1	space	100	100
Technical Services Total							696
5.16	Staff Areas	Youth Services	workstation for youth services coordinator	1	wkstn	64	64
5.16	Staff Areas	Youth Services	workstation for Ellison die-cutting machine, laminator, storage	1	wkstn	64	64
5.16	Staff Areas	Youth Services	volunteer work table	4	seats	30	120
5.16	Staff Areas	Youth Services	shelving for programming props, storytime collection, supplies (88")	2	unit	12	24
5.16	Staff Areas	Youth Services	vertical file cabinet	2	cabinet	8	16
5.16	Staff Areas	Youth Services	stackable washer and dryer	1	unit	18	18
5.16	Staff Areas	Youth Services	mobile A/V cart	3	cart	10	30
5.16	Staff Areas	Youth Services	book trucks	4	trucks	6	24
5.16	Staff Areas	Youth Services	paper dolly	1	unit	25	25
5.16	Staff Areas	Youth Services	trash and recycling bins	2	container	6	12
5.16	Staff Areas	Youth Services	clear space for temporary storage 10' x 10'	1	space	100	100
Youth Services Total							497
5.20	Staff Areas	Circulation	workstation for circulation coordinator	1	wkstn	64	64
5.20	Staff Areas	Circulation	mail and delivery sorting counter, 6' x 3'	1	counter	30	30
5.20	Staff Areas	Circulation	interlibrary loan counter, 6' x 3'	1	counter	30	30
5.20	Staff Areas	Circulation	lateral file cabinet	1	cabinet	15	15
5.20	Staff Areas	Circulation	supply cabinet	1	cabinet	20	20
5.20	Staff Areas	Circulation	delivery crates (5 stacks, 12"x 18")	1	space	58	58
5.20	Staff Areas	Circulation	book truck parking	8	trucks	6	48
5.20	Staff Areas	Circulation	shelving, 88" for snags, problem materials, supplies	2	section	12	24
5.20	Staff Areas	Circulation	wall safe	1	safe	4	4
5.20	Staff Areas	Circulation	hand truck	1	trucks	3	3
5.20	Staff Areas	Circulation	materials return slot	1	space	6	6
5.20	Staff Areas	Circulation	large check in bins	2	unit	10	20
5.20	Staff Areas	Circulation	laptop storage/recharging station	2	unit	12	24
5.20	Staff Areas	Circulation	trash and recycling bins	2	container	6	12
5.20	Staff Areas	Circulation	delivery space, 10' x 10'	1	space	100	100
Circulation Total							458
5.22	Staff Areas	Staff Lounge	lockers, half height, 2 per stack	4	unit	5	20
5.22	Staff Areas	Staff Lounge	coat closet, 6' x 3'	1	closet	30	30
5.22	Staff Areas	Staff Lounge	work counter, 8' x 2', with double sink, dishwasher, cabinets above	1	counter	40	40
5.22	Staff Areas	Staff Lounge	microwave oven, on counter	1	unit	0	0
5.22	Staff Areas	Staff Lounge	refrigerator, full size	1	unit	20	20
5.22	Staff Areas	Staff Lounge	bulletin board, wall mounted	1	unit	0	0
5.22	Staff Areas	Staff Lounge	trash and recycling bins	2	container	4	8
5.22	Staff Areas	Staff Lounge	2 person couch	1	unit	30	30
5.22	Staff Areas	Staff Lounge	lounge seats	2	seats	35	70
5.22	Staff Areas	Staff Lounge	4 person tables (2)	8	seats	30	240
Staff Lounge Total							458
5.24	Staff Areas	Wellness Room	wellness room with recliner, mini-fridge	1	room	100	100
Wellness Room Total							100
5.26	Staff Areas	Staff Restrooms	staff restrooms	GSF	restroom		IN GSF
Staff Restrooms Total							0

Detail

Porterville Public Library Program

Code	General Area	Specific Area	Description	Qty	Unit	SF/Unit	SF
6.02	Support Areas	Storage and Supply Room	room for general supplies and storage	1	room	400	400
Storage and Supply Room Total							400
6.04	Support Areas	Janitorial Closet	shelving for supplies (88")	2	unit	12	24
6.04	Support Areas	Janitorial Closet	mop sink, with mop storage	1	space	25	25
Janitorial Closet Total							49
6.06	Support Areas	Telecommunications Room	equipment for wired and wireless networks	1	space	100	100
Telecommunications Room Total							100
7.02	Outdoor Areas	Outside seating	outside seating area	GSF	area		IN GSF
Outside seating Total							0
7.04	Outdoor Areas	Outside programming area	outside classroom/programming area	GSF	area		IN GSF
Outside programming area Total							0
7.06	Outdoor Areas	Garden	garden	GSF	area		IN GSF
Garden Total							0
7.08	Outdoor Areas	Vendor Area	space for food vendors	GSF	area		IN GSF
Vendor Area Total							0
Grand Total							27,718

Shelving

Porterville Public Library Program

								Assumes 12 SF/single sided shelf, standard shelving is 3' x 1'				
No of												
General Area	Specific Area	Description	Materials Count	% on Shelf	Items Shelved	Storage Type	Items / LF	Total shelves	Shelves or Items	Sections Needed	Section Type	SF
Public Areas	New Materials	shelving for rental books (66")	20	50%	10	Shelf	1	3	4	1	Single Sided	12
Public Areas	New Materials	shelving for new English adult books (66")	400	65%	260	Shelf	4	22	4	5	Single Sided	60
Public Areas	New Materials	shelving for new Spanish adult books (66")	51	65%	33	Shelf	4	3	4	1	Single Sided	12
Public Areas	New Materials	shelving for new adult DVDs (66")	245	65%	159	Shelf	15	4	5	1	Single Sided	12
Public Areas	Media	shelving for adult English DVDs (66")	9,000	65%	5,850	Shelf	15	130	5	26	Single Sided	312
Public Areas	Media	shelving for adult Spanish DVDs (66")	900	65%	585	Shelf	15	13	5	3	Single Sided	36
Public Areas Total												444
Adult Services	Adult Fiction	shelving for adult English fiction (66")	5,500	70%	3,850	Shelf	8	160	4	40	Single Sided	480
Adult Services	Adult Fiction	shelving for adult English genre fiction (66")	2,800	70%	1,960	Shelf	8	82	4	20	Single Sided	240
Adult Services	Adult Fiction	shelving for adult Spanish fiction (66")	1,000	70%	700	Shelf	8	29	5	6	Single Sided	72
Adult Services	Adult Nonfiction	shelving for adult English biography (66")	5,000	70%	3,500	Shelf	8	146	4	36	Single Sided	432
Adult Services	Adult Nonfiction	shelving for adult English nonfiction (66")	5,500	70%	3,850	Shelf	8	160	4	40	Single Sided	480
Adult Services	Adult Nonfiction	shelving for Spanish NF, biography (66")	1,050	70%	735	Shelf	10	25	5	5	Single Sided	60
Adult Services	Adult Nonfiction	shelving for local history (66")	500	85%	425	Shelf	8	18	4	4	Single Sided	48
Adult Services	Large Print	shelving for English large print (66")	2,500	70%	1,750	Shelf	8	73	4	18	Single Sided	216
Adult Services	Quiet Reading Area	shelving for newspapers, free pubs. (66")	16	100%	16	Shelf	2	3	4	1	Single Sided	12
Adult Services	Adult Learning Center	shelving for ALC collection (66")	600	70%	420	Shelf	8	18	4	4	Single Sided	48
Adult Services Total												2,088
Youth Services	Family Space	shelving for easy English board books	2,000	70%	1,400	Shelf	10	47	3	16	Single Sided	192
Youth Services	Family Space	shelving for English picture books (45")	10,000	70%	7,000	Shelf	15	156	3	52	Single Sided	624
Youth Services	Family Space	shelving for Easy 1-2-3, A-B-C, Holiday, Caldecotts	2,100	85%	1,785	Shelf	15	40	3	13	Single Sided	156
Youth Services	Family Space	shelving for easy Spanish board books	600	70%	420	Shelf	10	14	3	5	Single Sided	60
Youth Services	Family Space	shelving for Spanish picture books (45")	10,000	70%	7,000	Shelf	15	156	3	52	Single Sided	624
Youth Services	Family Space	shelving for Easy!! Can Read (45")	5,000	70%	3,500	Shelf	15	78	3	26	Single Sided	312
Youth Services	Children's Library	shelving for juvenile rental books	30	50%	15	Shelf	2	3	3	1	Single Sided	12
Youth Services	Children's Library	shelving for juvenile Eng. new books (66")	1,000	65%	650	Shelf	8	27	4	7	Single Sided	84
Youth Services	Children's Library	shelving for juvenile Span. new books (66")	447	65%	291	Shelf	8	12	4	3	Single Sided	36
Youth Services	Children's Library	shelving for juvenile Eng. Fiction (66")	10,100	70%	7,070	Shelf	10	236	4	59	Single Sided	708
Youth Services	Children's Library	shelving for juvenile Span. fiction (66")	2,000	70%	1,400	Shelf	10	47	4	12	Single Sided	144
Youth Services	Children's Library	shelving for juvenile graphic novels (66")	1,500	70%	1,050	Shelf	10	35	4	9	Single Sided	108
Youth Services	Children's Library	shelving for juvenile Eng. nonfiction (66")	10,000	75%	7,500	Shelf	10	250	4	63	Single Sided	756
Youth Services	Children's Library	shelving for juvenile Span. nonfiction (66")	5,000	75%	3,750	Shelf	10	125	4	31	Single Sided	372
Youth Services	Children's Library	shelving for juvenile Eng. biography (66")	500	75%	375	Shelf	10	13	4	3	Single Sided	36
Youth Services	Children's Library	shelving for juvenile Span. biography (66")	300	75%	225	Shelf	10	8	4	2	Single Sided	24
Youth Services	Children's Library	shelving for juvenile DVDs (66")	1,128	65%	733	Shelf	15	16	5	3	Single Sided	36
Youth Services	Teenspace	shelving for new books, rentals (66")	90	65%	59	Shelf	4	5	4	1	Single Sided	12
Youth Services	Teenspace	shelving for YA fiction (66")	1,500	65%	975	Shelf	8	41	4	10	Single Sided	120
Youth Services	Teenspace	shelving for YA graphic novels (66")	1,500	75%	1,125	Shelf	10	38	4	9	Single Sided	108
Youth Services	Teenspace	shelving for YA nonfiction, biography (66")	550	75%	413	Shelf	10	14	5	3	Single Sided	36
Youth Services Total												4,560
Grand Total												7,092

Seating

Porterville Public Library Program

Code	General Area	Specific Area	Description	No of Tables	Qty	Unit	SF/Unit	SF
1.02	Public Areas	Lobby	2 person bench (2' x 6')		2	bench	13	26
1.04	Public Areas	Café	4 person circular café tables (3)		12	seats	21	252
Public Areas Total				14				278
2.02	Adult Services	Adult Fiction	lounge seats (12)		12	seats	35	420
2.02	Adult Services	Adult Fiction	1 person table (16)	16	16	seats	25	400
2.02	Adult Services	Adult Fiction	2 person table (8)	8	16	seats	25	400
2.04	Adult Services	Adult Nonfiction	lounge seats (12)		12	seats	35	420
2.04	Adult Services	Adult Nonfiction	1 person table (18)	18	18	seats	25	450
2.04	Adult Services	Adult Nonfiction	2 person table (10)	10	20	seats	25	500
2.04	Adult Services	Adult Nonfiction	4 person table (2)	2	8	seats	25	200
2.08	Adult Services	Quiet Reading Area	lounge seats		14	seats	35	490
2.08	Adult Services	Quiet Reading Area	1 person table (20)	20	20	seats	25	500
2.10	Adult Services	Adult Learning Center	2 person table (6)	6	12	seats	25	300
Adult Services Total				148				4,080
3.02	Youth Services	Family Space	lounge seats (12)		12	seats	35	420
3.02	Youth Services	Family Space	4 place round toddler table (2)	2	8	seats	15	120
3.08	Youth Services	Children's Library	lounge seats (8)		8	seats	35	280
3.08	Youth Services	Children's Library	1 person table (6)	6	6	seats	25	150
3.08	Youth Services	Children's Library	2 person table (11)	11	22	seats	25	550
3.08	Youth Services	Children's Library	4 person table (6)	6	24	seats	25	600
3.10	Youth Services	Teenspace	lounge seats (12)		12	seats	35	420
3.10	Youth Services	Teenspace	1 person table (8)	8	8	seats	25	200
3.10	Youth Services	Teenspace	2 person table (4)	4	8	seats	25	200
3.10	Youth Services	Teenspace	4 person table (4)	4	16	seats	25	400
Youth Services Total				124				3,340
4.02	Meeting Areas	Small Study Room A (2 seat)	1 - 2 person study/meeting room	1	2	seats	40	80
4.04	Meeting Areas	Small Study Room B (2 seat)	1 - 2 person study/meeting room	1	2	seats	40	80
4.06	Meeting Areas	Small Study Room C (2 seat)	1 - 2 person study/meeting room	1	2	seats	40	80
4.08	Meeting Areas	Small Study Room D (2 seat)	1 - 2 person study/meeting room	1	2	seats	40	80
4.10	Meeting Areas	Small Study Room E (4 seat)	4 person study/meeting room	1	4	seats	30	120
4.12	Meeting Areas	Small Study Room F (4 seat)	4 person study/meeting room	1	4	seats	30	120
4.14	Meeting Areas	10 - 12 Person Meeting Room	10 - 12 person meeting room		12	seats	25	300
4.16	Meeting Areas	Dividable 150 Person Meeting Room	150 person meeting room, dividable into three rooms		150	seats	15	2,250
4.20	Meeting Areas	Creation Space	4 person tables (5)		20	seats	25	500
4.24	Meeting Areas	Learning Kitchen	high stainless steel work tables for class participants (6)		24	seats	18	432
Meeting Areas Total				222				4,042
Grand Total				508				11,740

Computers and Technology

Porterville Public Library Program

Code	General Area	Specific Area	Description	Qty	Unit	SF/Unit	SF
1.10	Public Areas	Express Checkout	self check machines	3	machine	10	30
1.16	Public Areas	Public Access Computers	computer workstations, sitdown	18	computer	35	630
1.16	Public Areas	Public Access Computers	computer with assistive technology	1	computer	40	40
1.16	Public Areas	Public Access Computers	catalog workstation	1	catalog	35	35
1.16	Public Areas	Public Access Computers	networked printer/print release station	1	printer	24	24
Public Areas Total							759
2.02	Adult Services	Adult Fiction	online catalog @ stack end	2	catalog	16	32
2.04	Adult Services	Adult Nonfiction	digital microfiche/microfilm reader	1	unit	35	35
2.04	Adult Services	Adult Nonfiction	online catalog @ stack end	2	catalog	16	32
Adult Services Total							99
3.02	Youth Services	Family Space	sit-down early learning station	4	computer	25	100
3.08	Youth Services	Children's Library	computer workstations, sitdown	4	wkstn	35	140
3.08	Youth Services	Children's Library	online catalog @ stack end	2	catalog	6	12
3.08	Youth Services	Children's Library	self check machine	1	machine	10	10
3.10	Youth Services	Teenspace	computer workstations, sitdown	4	wkstn	35	140
3.10	Youth Services	Teenspace	online catalog @ stack end	2	catalog	16	32
Youth Services Total							434
4.22	Meeting Areas	Media Lab	computer stations	4	wkstn	35	140
Meeting Areas Total							140
Grand Total							1,432

Collections

The community needs access to a well-balanced collection in both print and digital media formats. Adequate shelving capacity is needed to support a balanced physical collection, so that materials can be shelved and displayed for convenient browsing. Shelving capacity needs to allow shelves to be kept 20% to 25% clear, so that there is readily available shelving space for incoming materials. The various collections of the library need to be shelved in appropriate locations within the overall space, clearly identified and easily found, and at heights appropriate to their target audiences.

As the assessment's community survey indicates, while downloadable audio and video are strongly preferred over physical media (such as DVDs and CD audiobooks), community use of e-books complements but has not replaced use of books. Therefore, maintaining a robust and well-weeded print collection should remain a priority. In the future, when the demand for physical media may diminish, shelving dedicated to these materials in the current program may be redeployed for other purposes.

The shelving plan for the new library includes capacity for 100,427 physical items, which will be augmented by over 1 million downloadable resources offered directly by the library or through its participation in the San Joaquin Valley Library System.

To maintain desirable sightlines, accessibility and aesthetics, this plan recommends a maximum shelf height of 66" for adult, media and young adult and children's materials. Formulas used to calculate needed 66" shelving for these materials assume the bottom shelf is empty; alternatively, 60" shelves could be installed for same square footage but without the empty bottom shelf. Picture and board books will be housed in 45" high shelves.

Proposed collection areas include the following:

- *New Materials:* rental books, new adult books in English and Spanish, and new adult DVDs in English and Spanish
- *Media:* DVDs in English and Spanish
- *Adult Fiction:* Adult fiction in English and Spanish
- *Adult Nonfiction:* Adult nonfiction in English and Spanish, local history collection, digital microfiche/microfilm reader
- *Large Print:* Adult large print
- *Adult Learning Center:* materials for the library's tutoring and ESL programs
- *Teenspace:* Young adult new books and rentals, fiction, graphic novels, nonfiction, and biography (all in English)
- *Children's Library:* Juvenile new books, fiction and nonfiction and biography in English and Spanish, graphic novels in English
- *Family Space:* picture and board books, easy readers

The *Shelving* spreadsheet for the Porterville Public Library program provides detailed information about the size of each area of the library's collection and the variables used to create a square foot estimate (such as percentage of items on the shelf and items per linear foot). Consistent with the library's philosophy of service, English and Spanish language materials of the same type are co-located in the same areas of the library.

Computers and Technology

Carson Block's separate technology assessment document provides an extensive and detailed overview of the new Porterville Public Library's technology requirements. The library program focuses on aspects of technology that have square footage implications, which are listed in the *Computers and Technology* spreadsheet of the program.

This program recommends fixed-location computers be distributed in the following way:

- *Public Access Computers*: 20 computer workstations (with internet access) for adult and general use, including 1 equipped with assistive technology, and one catalog workstation
- *Teenspace*: four computer workstations (with internet access)
- *Children's Library*: four computer workstations (with internet access)
- *Family Space*: four early learning stations
- *Media Lab*: 4 computer workstations
- Eight stack end online catalogs, distributed among various collection areas

In addition, this program assumes that the library will provide laptops or other computing devices (such as Chromebooks) for checkout.

The program also includes three self-check machines in the express checkout area, and one self-check machine in the children's library. The plan's business center includes a copy machine, fax, and scanner for public use.

Seating

In a library facility, it is as important to provide space for people to use the building, as it is to provide space to house and display the collection. The preschool/family area needs chair seating for toddlers and their parents or caregivers. The children's area should offer distinct seating areas for individual school aged children who need to do homework or quietly read.

Teens in particular need a designated area with age-appropriate furniture. The design of the space should not only send a message that they are welcome at the library but should also create a buffer, both physical and psychological, between this gregarious age group and other library visitors. Adults need both table seating and lounge chairs for quiet reading of books and periodicals as well as concentrated work at a laptop. All seats should be adjacent to electrical power, with outlets located safely out of circulation paths.

The desire for improved seating was frequently expressed by both survey and focus group participants. Both high school and college students requested quiet space to support their learning efforts. In the library program, the broad desire for dedicated quiet space is addressed in a designated Quiet Reading Area.

Overall, this plan recommends a variety of seating options to offer appropriate work/study, collaboration and reading space for the community. These including lounge seating, 1 person tables, 2 person tables and 4 person tables. The distribution of this seating is detailed in the *Seating* spreadsheet of the program. Overall, the program offers 288 seats, or just over 4 seats/1000 people, which is within best practice range for an independent public library serving a population of Porterville's size. The location of these seats is detailed in the *Seating* spreadsheet of the library program.

In addition, this program provides additional capacity for small meeting rooms and larger programming spaces, which will substantially increase possibilities for patrons to gather, study and learn at the library.

Special Features/Service Areas

The program includes several amenities that were prioritized by community members in the information gathering process. These include:

- *Firefighters Memorial* to honor those who lost their lives defending the previous library
- *Library Cafe*, with seating for 12 and capacity for an outside vendor to provide drinks and snacks
- *Business Center* offering capacity for copying, faxing, and scanning
- *Friends of the Library Sales Area* (in Business Center)
- *Adult Learning Center*, with space for the staff coordinator, a volunteer, literacy collection, storage for program materials and six two-person tables for one-on-one tutoring
- *Quiet Reading Area*, offering access to newspapers, fourteen lounge seats and twenty one-person tables

Youth Areas

Survey and focus group participants were consistent in expressing their desire for vibrant and dynamic areas to serve the age-specific interests of children and teens. Therefore, the program divides services to those 18 and under into three areas:

- *Family Space*, an area geared towards pre-K children and their parents/caregivers. In addition to holding the library's collection of picture books, board books and Easy! I Can Read books, this portion of the library includes a play area, stroller parking, lounge

seating, toddler tables and four sit down early learning stations. Adjacent to the Family Space are a Family Restroom and a Mother's Room for nursing/lactating women.

- *Children's Library*, an area serving school age children. This area features books and media for this age group, four computer workstations, table and lounge seating, and a display case.
- *Teenspace*, an area intended for teenagers. This area includes the young adult collection of books and media, four computer workstations, and table and lounge seating, including four four-person tables that can be temporarily combined for programming.

Small Meeting Rooms

As the survey results indicate, small meeting rooms are an amenity greatly desired by both adults and teens. Patrons desire privacy and quiet for activities such as tutoring, one-on-one discussions and collaboration and virtual meetings. This program recommends the addition of six small meeting rooms: four 1 – 2 person rooms and two 3 – 4 person rooms. The program also includes a 10 – 12-person meeting room for larger gatherings.

Programming and Event Space

Library programs are a basic library service that complements the collection, attracts new users and provides the community with needed information on many topics. Dedicated space within the library is needed to provide an appropriate, accessible venue for these events, with seating to accommodate different groups of people. The primary programming space needs to be flexible and multipurpose, with built-in media projection equipment, adjustable lighting, a kitchen, and table and chair storage. Additionally, programming areas designed for activities provide efficient and dynamic opportunities for enrichment.

Survey and focus group participants expressed a wide range of interests with respect to the kinds of activities they would like to engage in at the library. High interest activities included arts and crafts programs, homework help, storytimes, and help with basic computer skills and applications. When asked about makerspace options of greatest interest to them, survey respondents most frequently chose high tech (3D printers, etc.), media (audio/video) and papercrafts. Focus group participants also repeatedly brought up interest in leveraging the community's agricultural heritage to provide programming that addresses food insecurity, enhances cooking skills and/or provides job training in the culinary field.

In consideration of all these factors, the following programming spaces are recommended for the Porterville Public Library:

- *Dividable 150 Person Meeting Room*: Equipped with moveable partitions/sound barrier that will divide the room into three spaces, this room will host the library's largest gatherings and programs. Each of the three sections of the meeting includes a flat screen monitor and projector as well as a small kitchenette to support craft programs

and refreshment service. An adjacent storage room holds chair dollies and nesting tables.

- *Creation Space:* Envisioned as a place to explore high tech makerspace activities, this room incorporates seating for 20 people at five tables, counter space for equipment, a flat screen monitor and a laptop storage/recharging station. The consultants recommend that prior to the construction of the facility, that the library conduct further research to determine the most desirable components of this makerspace.
- *Media Lab:* To address high community interest in exploring audio and video, this room includes four computer workstations as well as space for a variety of equipment appropriate to audio/video production. As with the Creation Space, the consultants recommend that prior to the construction of the facility, that the library conduct further research to determine the most desirable components of this makerspace.
- *Teaching Kitchen:* Based on the groundbreaking Culinary Literacy Center at the Free Library of Philadelphia, this space provides opportunities to teach cooking skills and provide job training in the culinary arts. In addition to a full-scale commercial/teaching kitchen, this space includes worktables for 24 participants. As with the makerspaces described above, the consultants recommend that the library conduct further research to determine the most desirable components of this area, and to identify potential community partnerships to support it.

Staff and Volunteer Areas

The proposed library program includes the following areas for staff and volunteer activities:

- *Service Desk:* a two-person central service desk combining reference and circulation
- *Public Access Computers:* a moveable perch/service desk
- *Adult Learning Center:* workstations for literacy coordinator and literacy volunteer
- *Children's Library:* a moveable perch/service desk
- *Administrative Staff:* three enclosed offices for library staff: one for the library director (with a table and four chairs for small staff meetings) and two for library supervisors (with guest chairs)
- *General Staff Area:* workstations for IT/outreach coordinator (new position) and adult services coordinator, and six stations for part-time staff
- *Technical Services:* workstations for technical services coordinator, volunteer, shelving, worktables, and equipment for materials cataloging and processing
- *Youth Services:* workstation for youth services coordinator, volunteer worktable, shelving, supplies and equipment for youth services activities
- *Circulation:* workstation for circulation coordinator, shelving, storage, equipment, and areas for circulation activities
- *Staff Support:* A staff lounge with kitchen and seating for ten, a wellness room and staff restrooms
- *Operational Support:* a storage and supply room, janitorial closet, telecommunications room

Outdoor Areas

Given the warm Porterville climate and the community's affinity for outdoor activities, it is not surprising that many survey and focus group participants expressed interest in incorporating outside spaces into the plan for the new library outside library. Though outside of the scope of the library program (which focuses on what is included inside the facility walls), the program includes placeholders for outdoor seating areas, an outside classroom/programming area and a garden. As the project progresses, the consultants recommend that the library gather additional input from the community to gauge interest in outside amenities, which present a wonderful opportunity to connect community members with their unique locale.

Conclusion

The sudden loss of the Porterville Public Library in early 2020 has underscored the critical importance of the library to the well-being of its communities. Since the destruction of the library affected people of all ages from all walks of life, its rebirth will be a pivotal moment in the history of Porterville. Anticipating what will happen when the new library opens, a community member said, *"We will feel whole again. We'll feel complete again. Right now, you can tell something is missing."*

After a year when a deadly virus has upended daily life across the world, the critical services that the public library provides are needed more than ever. Designed with maximum flexibility to adapt to whatever the future holds, the new Porterville Public Library will continue to provide learning opportunities, access to timely and accurate information and the ability to connect residents with their community.

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LIBRARY SERVICES AND FACILITY NEEDS ASSESSMENT

APPENDIX

2021

PORTERVILLE PUBLIC LIBRARY

PENNY HUMMEL
Consulting

APPENDIX

SOAR Discussion (Library Facility Planning Committee)

Community Focus Group Notes

Results of Community Survey (English)

Results of Community Survey (Spanish)

**Porterville Public Library
Library Facility Planning Committee
SOAR DISCUSSION
May 13, 2021**

STRENGTHS:

What are the library's greatest assets?

What is working really well?

What good things do stakeholders say about the library?

How do we use our strengths to get results?

- Greatest asset: community members have a childhood memory of this library.
- Library is the soul of Porterville.
- Staff provide current resources. Audiobooks and DVDs are current.
- Library focuses on the needs of patrons.
- Library provides a place to meet and share information for booklovers, political people, artistic people.
- Staff do a good job.
- Activities like Star Wars programs are very popular with the community.
- Library does such a great job of activities for children, adults, games, crafts, Dr. Seuss. They are always looking out for ways to reach and finding ways to bring library to schools. There are resources for veterans, tax resources, lunch provided during the summer.
- The library is hands on with the community. They have their finger on the pulse of the community. I'm always hearing good things about library activities. When I go, I'm overwhelmed. Also, the volunteers are great.
- To me, the library felt like a community center. Over different periods, there were different purposes for it in my life. A place to do homework—quiet, safe, with resources. I remember utilizing the history section and the children's section. Taking children there. Having a place to read a newspaper or magazine. At different times, being able to utilize those spaces. You would think the library was so much bigger than it was. Somewhat like a community center. Every age and gender and whatever their background, they have a place there. To study, develop a project or read the paper or a book.
- When I came on board 13 years ago, the previous librarian had been here for 37 years. We worked hard to build a team and did lots of customer service training to build self-awareness among staff. There was a lot of competition at the time: Redbox, the Internet, you name it. We wanted to be that spot where people had a positive transaction. It happened over time and we always enforce the golden rule. Creating a positive transaction. We provided opportunity to grow skill sets. When customer go over to a neighboring

library, they say: they don't treat us like Porterville library treats us. Our customers mean a lot to us.

- Staff are multitalented. They bring different things to the table.
- Collaboration with both school districts is very strong.
- Online resources. And we now have a Bookmobile!

OPPORTUNITIES

How can the library best meet the needs of its customers and community?

Who are possible new customers?

What are possible new markets, products, services or trends?

How can we reframe challenges to be opportunities?

What new skills do we need to move forward?

- We're at ground zero and will build our way back up.
- We're trying to be strategic about the collection and consider what it brings to the community. COVID-19 has forced us to try digital content: to see how well we can bridge the digital divide.
- Generation Z is coming into our physical spaces again. National data shows this. They don't want a car, they don't want to buy a home, they'd like to use library materials and services. Exploring that in Porterville is a huge opportunity.
- We have the opportunity to create the spaces that we want and we need, so it is not just bookshelves. We can add things like outdoor space, meeting space, meditative space. Starting from scratch, we don't have to knock anything down.
- It will be exciting to hear from the focus groups what people want.
- Perhaps include a garden? One you can learn from (we're in a drought).
- We need to reach out and see what the community wants.
- Creation lab?
- What are the needs of the community? When it comes to our new customers, because we have such a tie to the library, we get to do that with our kids—reintroduce to our childhood. We're able to modernize this with technology.
- Flexibility. Large meeting spaces, smaller meeting spaces. A lot of opportunities here to serve a variety of customers. Exciting.
- Hearing from our diverse community: survey and focus groups. Being able to envision something modern but also with the things we loved. Thinking about the horrible incident: a positive way to look at it is that since we have to start from scratch, we have a bigger opportunity to design from the beginning, blending with the memories we have.
- What will be neat for Vikki and her staff is thinking about what they would like the library to be like. What components will make it optimal?
- We're adding mobile checkout at the temporary location! Because of COVID-19, that will be a great customer service point for us. We had self-check when I got here but

people preferred to wait in line and see a face. But now that COVID has come, people may like this other option.

- Services: demand for curbside pickup may be here to stay? Let's look at what retail is doing and think about how we can incorporate good ideas.
- We want to create a destination. Animatronics at Rainforest Café—bringing to life dinosaurs etc. in children's area. Wouldn't that be great? It would feed curiosity and lifelong learning.
- Some destinations in Porterville have put art on a wall, like angel wings. People will drive to LA to see the murals, to take pictures in front of it. This also creates an opportunity to bring artistic items to physical space. Inside or outside.
- Have a theatre! Lectures, large screen. Also bring in authors virtually.

ASPIRATIONS

What do we care deeply about?

Considering Strengths and Opportunities, where do we want to go?

What are our hopes and dreams for the library?

What projects, programs or services would support these dreams?

- Lifelong learners and curiosity—from little kids to elderly. That's something that libraries inspire. Escaping into a magical world. Opportunity for so many diverse groups.
- I like what V. said about art. We can honor local artists. Having the library be a destination. Wings on the wall: great aspiration. It becomes the soul of Porterville.
- We're in a drought in an agricultural area. Solar panels. Meditation space. Calming room. We could really aspire to meet the needs of our community. We could bring in businesses, professions.
- Agriculture tech: interesting idea.
- Redwood City: raising bees on top of the roof.
- Every walk of life should feel comfortable walking through the door.
- A place where everybody belongs.
- A place where everybody knows your name. ;)
- Multi-use is so important. A place for teens. An inviting place that teens want to come to.
- I love it when the kids say they are going home with their books to "play library."
- I had no problem being home with a stack of books during COVID-19.
- WE didn't have a TV growing up, so we would check out the MAX from the library. We would read them all.

RESULTS

Considering Strengths, Opportunities and Aspirations, what meaningful measures will tell us we are achieving our goals?

*What will be different for community members, library stakeholders, staff and others?
What 3 – 5 indicators would show us we are achieving the preferred future?*

- It will look different, will feel different.
- There will be adequate parking.
- Restrooms on the first floor.
- Access and human comfort.
- We will feel whole again. We'll feel complete again. Right now, you can tell something missing.
- I think it's a good time, when COVID-19 starts letting up and people can be together and out in the community. To see that the new library is in the process of being built will give people hope.
- The community is going to feel like they had a voice in this.
- I think the way the committee was formed speaks to community engagement. People had to be selected and they wrote letters about their interest. That shows initiative from the community from the beginning.
- My staff is looking forward to the new building. A few may be retired before then. But they are all in it, they have a strong desire to participate. They have been "living out of a suitcase."
- We could gain interest from young people for new career fields. We might get new volunteers.
- I would hope that there is space inside for future entrepreneurs: services they could utilize. A place to network, build clients. Porterville doesn't have a Kinko's. It would be nice to offer printing and similar amenities.
- I still want a little coffee corner! Coffee corner at hospital is most popular place in the building.

Porterville Public Library Needs Assessment Focus Groups

**Volunteers (7 people)
May 24, 2021**

- We're looking forward to a new building. People ask: where are the books? I have volunteered at the library in the past. I miss it.
- When we lost our library we lost a huge resource for our kids. I'm eager to get our library back open. I would love to see a hands-on science area.

What is your favorite thing about Porterville? What makes the community unique?

- We moved here 25 years ago from San Diego and it has been such a fun place to be because it's small. We see people we know. Porterville wants to improve itself and I like the wise decisions that are made.
- Since I drive an hour to get to Porterville, the library is the main place I would go (before it was destroyed). My students are shy but they felt welcome there; they would linger. The employees took such good care of their patrons. That's why it is so devastating that it's gone.
- The community feel of the library and the staff is beautiful to see. That's what has kept me here. It took 2 years to get used to the area. Closeness and friendliness of community has been good for me.
- I moved here because of family. Porterville library exudes a family feeling. Because of the disaster that we had, this family is healing, trying to get back together.
- The pandemic opened up a door with Zoom. A lot of my clients are much more comfortable with Zoom. They don't have to worry about transportation, childcare, etc. These women would bring their kids in if there was childcare. A lot of these ethnic groups live in big apartment complexes away from the library, they don't drive and they have no transportation.
- When all of this hit and my kids started attending school on Zoom, they had a difficult time. Now that I can help them one on one, things are starting to improve. People ask about the new library. When is it coming?
- COVID-19 and the loss of the library blended a lot of issues.

Where were your favorite places to go (pre-COVID)?

- The question I get now is: when is the library going to open? When will the Friends reopen their bookstore? This community grows bit by bit. We are a support for each other.
- My church. Parks. I'm a new grandma so I like to go to the parks.
- I like to do home visits to support my students. The cultural environment is important to understand.
- The school where I work. I love being around kids. If I wasn't there, outside of shopping, I was at the library. Both places are my heart. I love books and I try to pass that on to my kids. "Why do you need to read?" You get to go to a new place, a different land, when you read.

How do you get information about your world?

- Maybe not trusted sources, but TV news and media. It's important to have a debate about what's going on in the world today. Porterville is very conservative and is like a small town.
- Is the library a safe place to have discussions about things where there is a difference of opinion? Sounds smart. The library is a place to have neutral discussions.
- I think it would be nice for the library to host discussion groups, but not to lead them.
- A knitting group meets following my literacy class at the library. I hear a lot of discussion going on there, but it's not a library group.
- Safety is #1, including "opinion safety"

What would you like to learn - or learn more about? Your answer could include learning new skills, exploring new ideas, or other things.

- I love learning new languages, I want to understand other cultures.
- I am 55 years old and when COVID hit, and we had to use our phones, etc. in a new way and it was a huge learning curve for me. I had to rely on some of my younger coworkers who are more up to date on the technology. I know there is more that I can learn.
- We need computer, cell phone classes. I grew up in the era where there were typewriters, so technology often escapes me. I would like to see ongoing help. Not like a college classroom, but sessions like the library used to host. The library provides a comfortable atmosphere and this support is much needed by seniors.
- I agree with what they are saying. When the pandemic hit, my parents in their 70s needed a lot of help with Zoom and video phone calls. Teaching elders about cell phones and computers is important.
- Tech training is a must. I'll piggyback on the space issue: when I was at SJSU, they had different rooms for different things. There were different sizes of rooms. Quiet area, not so quiet area. Different levels and volume where they meet in groups. There were some with complete silence and then there were others with moderate noise.

What do young people in Porterville need to be happy and successful?

- Attending school on Zoom has been hard for kids. It would be really helpful to have tutoring opportunities for kids, a place where they could find enjoyment in learning.
- The library should explore using high school students as tutors. The library used several volunteers from Harmony Magnet School and they were a big help. Such sharp and engaging kids! They went on to four-year colleges and we provided letters of recommendations.
- The Friends encourage high schoolers to help with Saturday book sales. As payment, they get five free books. We all got a lot out of it.
- They need friends. Library had events for kids and they met people there. We all need friends and it's so hard during COVID.
- I haven't lived in a time where there wasn't digital technology. Technology has messed some things up. We don't feel the stress of being in an actual room with people and keeping a conversation going. But the conversations are shallower and there is pressure to look and act a certain way. I feel like the issues around being online keep us from developing deeper friend connections.
- One idea I had: have spaces that are tech free zones. People could go there and there wouldn't even be a wi-fi connection. It could be a place to study together.

- Teens need some help having empathy for others, respecting other opinions. We need to treat people with respect. Technology is great but the connections are getting shallower.

For those of you who are literacy tutors, how can the new library be designed to support this important work?

- A well-appointed classroom, with a smartboard.
- One really large room is fine--then, it's big enough to send groups into different corners to work separately.
- I like a small private room, where the student feels comfortable making a mistake.
- We did well in the literacy center. We could have 16 in moveable tables. But there was no screen.
- A regular sized classroom, such as at a junior college, that prepares the students to go on to college. They know what to expect.
- The male students prefer the individual classrooms, they want the privacy because of their halting speech.
- If the library had a couple of small rooms, they should have windows that make them visible. At the learning center, it was too open.

What space needs do the Friends of the Library have?

- The Friends were totally off site but nearby; it took two minutes to get to the library from there. We need a separate site but we also need to be near. There are a lot of materials. At the old library, we had a book kiosk, where the Friends could sell books.

When thinking about the possibilities for a brand-new library - what would you like?

- I'd like a theater. Guest speakers. Be given the opportunity to hear everything from Porterville history, civic, etc. Church groups. Various speakers. We need to expand the small town-ness of Porterville.
- I would love to have a dynamic children's area. We had some great areas for kids in the old library. Kids could take a stuffed animal and read, and there were special events for them. We did a lot of this in the community room. Have a book character in costume, have music for kids, paint it with cool characters. Make it a bit separate from the other parts of the library.
- I know the MLK library at SJSU they had something completely separate. Doors that closed, a safe space for kids to go to, an array of books and areas where kids could read.
- I hope that they again have a preschool area. It's so special and now that I'm a new grandma I look forward to taking my granddaughters there.
- I would like it open. Zoom is wonderful and now my students have the idea that it's all one on one. These students need to walk through the library to get to the class, so they can see what else is going on at the library.
- I have seen young children leading their parents (minimally English speakers) pointing out different parts. The library is a showcase of opportunity.
- I would like there to be space where you can go and study and be alone and quiet and not be distracted. Also, places where you can be louder and interact.
- Don't forget the bookmobile! Does a great job of getting the library out into the community.
- I hope the new library has a quiet area for people to read the newspaper. I've had so many people comment that they miss that.

College Faculty and Students (7 participants)

May 24, 2021

What is your favorite thing about Porterville? What makes the community unique?

- I've been in Porterville all my life. Small town, people know each other. People share resources, especially in education. Heartwarming aspect of the community.
- I like that I don't have to drive very much. Here's it's a big day if I drive 10 miles.
- I think we could say that we have amazing views. We have the Sierra Nevadas and a lot of nice places to hang out. I am an avid birdwatcher. Lots of birds here.
- Park and Leisure--they always to have something for kids. I have three kids. I'm at the park now to give them something to do. We do love nature.

Where are your favorite places to go (pre-COVID)?

- Around town, I enjoyed local coffee shops and the parks. I literally live on a park and it's what makes me happy every day. I love incorporating nature.
- I run a lot and I enjoy that. I move through the city on foot, which I like. I'm looking forward to more of that.
- I really miss going to work. I would like to not work from my home anymore. My office is in the college's library, so I miss the library. I think being on campus has a different feel.

How do you get information about your world?

- Different resources. I'm younger but I read the newspaper. I like books, magazines, Google. I get as much as information as I can to get what fits my lifestyle.
- I usually do a daily update. Start with the BBC--an outside view, then the New York Times and LA Times. I'm starting a doctoral program online. I'm excited to get back into dense research. I love using databases, especially in my field.
- I also use newspapers, and a perk teaching at Porterville College is accessing the databases.
- I read newspapers from different places. I like the BBC and PBS but I also get the Seattle Times, Mercury News (San Jose) and it is interesting to see how differently news is reported. I feature databases a lot in class; they are an important resource. I LOVE the New Yorker. I've never been able to afford the print subscription so I've read it online.

What do young people in Porterville need to be happy and successful?

- They want to feel there is an opportunity to explore outside of the city, outside of the valley. It can feel claustrophobic as a young person. We need avenues to help people accomplish those goals.
- College of Sequoias and Porterville College are the avenues that most students choose. They allow local people to transfer to four-year schools.
- I think a lot of young students need adequate role models to have confidence to keep going to school. Resources from the library are important. Mentoring and a positive environment help.
- I think the kids need some outlets. Some have good outlets. Kids who are involved in sports, there are lots of different varieties. But I was not talented in sports, so I feel like the library and

dance and music and other avenues are critical. Being able to see the world in other ways and gain access in other ways is really important. Our schools don't do a lot of field trips. But districts don't spend their money that way. Kids don't get a chance to see a theater event or a music event.

- I remember that in 6th grade, we'd take field trips. I think it would be awesome to have those outlets. Opportunities to make things.

What issues does Porterville face?

- Homelessness has gotten to be a larger problem. There are more camps put up around town. It reminds me of Fresno. There are some resources. It's a big issue that I think about frequently.
- The incredible disparity between people who are literate and people who are not. People who have access to food and necessities of life and people who do not. Just having my kids go through the school system. Schools have to provide an incredible amount of services so that they can eat regularly, gain access to books. We are a poverty-stricken area but we also have people who are very wealthy. Incredible split. I noticed that in literacy. So many of my students who come to me, they have very lower literacy, especially regarding politics or how to choose a college, what to look for. Whether college is worth it or not. Problematic disparity. It's about access and the basics of knowing what is available, what's out there. People need food and, essential things.
- Food: showing people how to eat and creating equity. I used to teach ESL and we had someone who came from Tulare County Extension, who taught food safety, food preparation, nutrition, a variety of things. It was needed.

Students: When thinking about non-campus options for students, what do students need in terms of possible study spaces, meeting spaces, group workspaces, or other spaces?

- I completed my BA online. I had a lot on my plate then. Students need tutoring support and access points to become a better student.
- A lot of students share that they go to the public library on the weekends. They have children, so they drop them off at mom and then go to study. I know that's helpful. Access to computers is helpful. Access to research resources. Being able to take children: kid goes over to read for an hour, while their parent studies. We've had tutoring services and also volunteers that have taught reading skills. That wouldn't help all of the students, but it would help some.
- Late evening hours would be helpful. College library isn't open on weekends.
- I agree with others about weekend hours. I've had so many students say that the college library isn't open on the weekends. They say: I'm not sure what I will do to get my homework done. Also our ESL room on campus has used library space--one class is taught at the public library; there were at least 20 students in it. That seems like a great partnership. One of our problems with Porterville College is having enough meeting spaces on campus. We're looking for different spaces.

When thinking about non-campus options for students, what do students need in terms of access to technology and resources (analog and digital), including physical books, online resources, Wi-Fi, computers, mobile devices or others?

- Subscriptions are cost prohibitive. For music appreciation courses, access to students for international level of arts and performance expanded during the pandemic because everything was free. Now it's all paywalled again. That kind of accessibility expands.
- It's about an hour to get anywhere from here. Berlin Philharmonic, Met Opera, Naxos (whole catalog available through subscription). The Smithsonian has a huge online collection. Lincoln Center does a ton of stuff, and it's. Globe Theater.
- Having a space where you could broadcast performances or film on a large screen.
- The criterion collection is great but it's not available to institutions.
- Spaces: having spaces where students can meet. My son used to go to the old library to play card games, and I would read magazines. There was a room with stuff for babies and small children. I would see parents in that room interacting with their children. It had soft blocks and things. There were so many different groups of people using different spaces. There was a room with albums and CDs--all these different spaces with people with different interests, and I loved that about the library.
- It reminded me of what I used to do in public libraries. I was a performer and I did a series "Jazz at the Library" that was open to everyone. I've also done lecture/performance combos. It was cool to perform music at these public spaces.

When thinking about the possibilities for a brand-new library - what would you like? Dream big!

- I went to the library growing up as a kid. I remember the geode rocks. I moved and came back. My fondest memories are the children's area. My wildest dream: room for performance, technology, seating, welcoming and warm environment, we don't have that in Porterville. I want a place people to stay.
- My memory of going to the library as a kid made an impression on me. I miss the physical space. Having that welcoming environment would be very needed.
- I attended school at Bartlett, just down from the library. I went to the library after school pretty much every day. I spent so many hours exploring books I would have otherwise never have seen. I went to the library and had access to things that didn't exist in my home. That made a huge difference to what I am today. I also loved the rocks, the geodes. They took us into the special room with the special books. I spent time in there as a kid. I miss that from a children perspective and the perspective of all the books that were lost. Maybe there are people who could replace the books that are important to the history of Porterville? How can we rebuild that history? It pained me seeing the fire and thinking about the loss of those books, let alone people.
- Super important to create environment for the children. The library opened up a whole new world for me; I hid in my books as a child. We need to get children to want to read. I was struck when I began teaching at Porterville College how many students have not read a complete novel. My mother took me to the library and I take my grandchildren.
- I've been thinking about my library experiences, throughout my life. What I miss with curated content is finding stuff on accident. We should encourage people to have happy accidents and to find things of interest to them. This stimulates creative thinking. Libraries are curated spaces but also have random stuff. I would love to have more spaces like that.
- I did ask my daughter what she enjoyed about Porterville library and she says she misses checking out books. I would sign her up to do summer reading. Before it burned down, I was always at the library. I miss it (tears).

- I would love to have us have guest readers--local people from the community. Local people who come and talk, and events that bring diverse people together. We could do a similar thing with performance, dance or music. Bringing it into the library connects people.

Seniors (5 participants)

June 1, 2021

- I love books and I love history. This last year, it has been expensive to do these things, because I don't have my library available.

What is your favorite thing about Porterville? What makes the community unique?

- It's been the people. The library--they're the people who have made Porterville way up the scale from what it would have been to me. In Australia, the pub is the gathering place. Library is my pub. Watching your faces and the love you have for learning. It's nice to come across this family--some are avid book readers. Whatever our personality inclines us to be. You are the book to be read.
- A unique thing about Porterville is that we have several high schools in town. So many people are joined together by the high schools, it's multigenerational. High school is over a century old. I'm on the museum board and we have all the yearbooks going back to the turn of the century. It binds the community together. There are a lot of families who have lived here for generations. I grew up here, left for college but came back to teach. Music in the schools is a big thing in this town. Gigantic mural in Centennial Plaza is dedicated to music.
- I'm considered a transplant because I moved here at age 12. This community is so diverse, so much to do within the community. People who say there isn't, haven't opened their eyes. One of the things I've found is that if there were freezes or floods, etc. this town came together. People mobilize quickly. Porterville takes care of its own. Knowing that you can count on that is important. I'm close to heaven--where I go fishing. The library is a big part of that; it helps to get the information out.

Where are your favorite places to go (pre-COVID)?

- Barn theater. I've been active since 1962. Live shows. Actors who later became famous were here in the summer. I've acted, directed, cooked food. We have youth programs. It's wonderful to watch the kids go from being shy to becoming outstanding--learning to sing and dance. Also 4-H.
- My kids are both in their 40s. They did their first play at barn theater at age 4 and 6 and it made a huge difference in their life.
- Sports are a really big thing in this town.
- Museum--2 of them. Model train show.

How do you get information about your world?

- I have had no access to Wi-Fi since the library was lost. I don't have it at home. So, since the fire, I've been off the planet. I don't have a cel phone. I went into withdrawal after we lost the library.

- I'm not tech savvy but I'm on Zoom frequently. I watch PBS frequently. I have subscriptions to magazines and other journals through the internet. I love to compare.
- Prior to COVID, I mostly had cable TV so it wasn't a problem to get info. But once COVID hit, I needed local news. I started reading the local newspaper a lot more. I wanted to know what was happening: how bad is it? How many people are ill? So I got back to reading the local newspaper.
- People have had so much more free time since the pandemic. Vikki said the one thing that got saved was the microfiche. We don't have a reader but we are getting a call 3 - 4 times a month to access that. Prior to that, there was much less. When something is not available, people want it.

What would you like to learn - or learn more about? Your answer could include learning new skills, exploring new ideas, or other things.

- I'm a songwriter--I work on story songs and focus on music. I would love to have a place where people do that already and can help me on blending audio and visual together.
- I want to learn everything. I find that as I become older, nonfiction has become my favorite genre. I like to learn new things. Reading books on immigration lately to better understand.
- I miss the library. I was there at least once a week. The library was the place where I could discover things. I want to learn things that shock and surprise me and hopefully make me a better human.
- During COVID I was bored. I started to learn Spanish on Duo Lingo. Now, I can talk to a 2-year-old. But if the library was open, I would be checking out children's books in Spanish, because that would really help me. Also, my grandson has his own personal YouTube channel and I would be interested in learning more about YouTube. I can e-mail and I can work my iPhone but I have deficits. But my grandkids are making their own stuff.

What do young people in Porterville need to be happy and successful?

- Having both grandchildren and great grandchildren--children need a safe place to go. We've got lots of sports and other things but we need to make available more ways to educate our kids. Literacy has been a difficult problem in this multilingual community. We need to provide the services. Our library has provided so much with respect to early learning. You need to provide stimulation, make learning enjoyable. What we need to provide is a safe place to learn; and they don't always need to know that they are learning something.
- Vikki was taking us on tours to see libraries. I went on our own and was amazed that on our small budget, our staff was more creative compared to others that are twice the size.
- Young people have to be able to read. They build prisons based on third grade literacy rates. Library is so important in supporting that. The other thing I learned about being in school: sport is great but kids stay in high school so they can play sports. I would love to see a library near a sports field so people can go back and forth between the two. Things are pretty spread out in this town. If you're going to sports, that's all you are doing. If kids can read, they will be happy and successful.
- Youth need strong role models, who they see genuinely care about them. It doesn't always come from the home.
- We need ways to make them think. Teaching them to think independently.

- For a children's production, they have to be able to read to participate in the production. You have to give kids a reason to want to read. Wanting to be in a production is very motivational.
- Another person said they came to the library to be "shocked and surprised". I love that. I was not a happy adolescent, and I wasn't a reader but I worked with my dad. Physically I was up and running but mentally I was "out to lunch." Those of us who are older have suffered and learned things--to share that with youth. They want to be challenged and if you approach it with love, they get that.

When thinking about the possibilities for a brand-new library - what would you like?

- A facility that is internet connected. Many people live in a hole and can't get internet or can't afford it. I want a facility big enough to grow with the community. Staff like we already have.
- I would like to see a well thought out children's area, children's books. My brother is a wildlife biologist and he suggested that when you plan the building, you plan for 3 stories but build 2-- that would mean that in 50 years you could just add on to the facility. I think now we need two stories, with a focus on children and technology. These are the two things we desperately need. And we need space for the technology so college kids can have access to the internet and do their study groups. COVID has changed how people go to school, so it's more important that you can access technology.
- All the gals and guys at the library used the "upper room" for talking. There were confrontations and debates would get too loud and I was raised to respect the library as a place of quiet. We need a room for people to talk where they are not bothering others. Having a "talk room" would be great.
- I've been in touch with a college professor who said the college library was closed in the evenings, but they had a hard time at the library because it was too noisy due to other activities. I would say: we need to have a loud space and but also a space for college students and others who need a quiet space. Flexible.
- I also love the incredible staff. Parking is also a need. Tech is important. I want to be able to access interlibrary loans. I wouldn't mind a quiet space.

Parents (and one child) (8 participants) June 1, 2021
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What is your favorite thing about Porterville? What makes the community unique?

- Close knit smaller community. Running into people that you know here. I wouldn't go back to the large city.
- I grew up in Orange County. My spouse dragged me here, but I do enjoy the small community vibe. A lot of history.
- It's not just that it's small and interconnected, it's welcoming. I had moms invite me at the library. I met other people, learned about activities.

Where are your favorite places to go (pre-COVID)?

- The parks. We go there to hang out.

- The park is great--they do community events out there. I used to set out a table for grandparents. Backpack events--delivering. Pick a book table--library would donate books. Grandparents Raising Grandchildren. We are the roots of our family tree supporting all the branches and leaves.

How do you get information about your world?

- Daily newspaper. Irene is great in sharing community things.
- I get a lot of my community information from Facebook. When I'm scrolling through there, I see what my friends are posting.
- Barn Theater--performances are Facebook events. When there's something on, you share with friends on Facebook.
- Facebook for the library is a good way to communicate with people not in their 20s. If you are hoping to connect with younger audiences you might want to go somewhere else.
- I try to stay away from social media because it takes too much time. But I do follow Porterville FYI. Filtered content. Up to date information. Pages like that are key. We use word of mouth for the grandchildren.
- Another word of mouth for Latino population--What's App groups. They reach groups that are hard to reach.

What would you like to learn - or learn more about? Your answer could include learning new skills, exploring new ideas, or other things.

- I'd like to learn more gardening skills.

What do young people in Porterville need to be happy and successful?

- Positive self-image.
- Whatever kids are into, you have to support them in that. Don't let them quit. My grandson, if he starts something he has to finish it.
- A sense of belonging. A welcome and accepting environment.
- Having a good amount of physical and mental activity. That's where we are desperately missing a library. First the books. Having a place where you can you bring people together for a common activity. Craft classes are great.

What unique opportunities should the library pursue to serve families?

- It would be good if the library could bring in experts to speak about nutrition, or now to have an open conversation with your pre-teen. Try to educate the community in different areas. Cross generational teaching. Teaching common core math for parents and caregivers. Free tutoring program might be good--a lot of students fall behind and the library could play a central role in addressing that. There is so much need.

What unique opportunities does the library have to serve kids?

- Storytime.

What does early literacy mean to you all? How can the library help very young ones?

- If you have storytimes and silly dances and songs, it's great. Early literacy is important because the children tell the stories back to their parents and then they want information. Why is the sky blue? Where do butterflies come from? All of that comes from information, which is fun in printed form.
- My kids love going to storytime. I concur on physical books. When the library burned down it was a disaster. Now my kids are reading e-books, but I want physical books in their hands.

How do you all feel the library should be designed to balance technology and physical elements?

- So many children are tactile learners--so just looking at that computer is not enough. If we could have hands on--science room and physically manipulate things, that would be great.
- One aspect that is extremely important is natural spaces that connect to the indoor. Playground area and some reading space. Then the kids can do some reading and then play in the playground and come back. It's unnatural for kids to sit down for too long. There needs to be an outside component.
- I love the idea of making technology accessible. I miss having the library be a place where my kids were excited. Getting books was a treat for them. I miss that. We haven't had that. They are more excited about iPad time or toys. Having a quiet space. When my kids were younger, we escaped to the library. That was where we moms would connect, we loved the quiet space. They could play in a little play area and get books. I miss that so much. They got to pick the chair they wanted.

How should technology be placed?

- Tablets, chrome books--and then go to whatever area of the library they want. That accessibility is important. Some kids want to manipulate something physical.
- I don't think technology should be the focus of the library. I don't like it when technology is the first thing you see. I like seeing books. Some libraries are looking empty.
- Physical things are important. DVDs--where I've lived in Porterville, internet quality is terrible. I need DVDs for my kids to watch. Streaming is nice but around here it's not always viable.
- A library needs strong Wi-Fi. I know Porterville and Burton students will be taking technology home this summer--they'll have a chrome book and iPad. If people had Wi-Fi, that's all they need.

What issues does Porterville face?

- When kids get on the internet, we don't know what they're seeing, what is teaching them values you don't agree with.
- I see social disconnection. Technology has been playing a role in keeping us separated. I came here because it's relaxed and easygoing. But the library can be key in bringing us together. Having in mind what we want as a community.
- We need group meeting rooms. Most in the region just have one or two. Local organizations need meeting room space.
- You're going to have to build a bigger building. You need more land.

What do you miss the most about the previous Porterville Library?

- The books! My kids would go and get a dozen books each. And we would get DVDs. And we didn't just go and get our books, it was the whole environment. It was a safe place to be.
- It supported literacy--reading incentives. It gave kids goals, and that was important.
- I miss the books and the sad part of losing all the books is that I never got to finish all the My Little Pony books (child).
- I miss the toddler reading program--my daughter missed it. She would love to be with other kids her age. She has missed it.
- The physical content and the programs that the library put on. Those are the two things my kids did. Library story times and summer/spring kickoff. Kids got involved.

When thinking about the possibilities for a brand-new library - what would you like? Dream big!

- Outdoor courtyard. Some type of outside space--people can sit, for meetings
- Kitchen--cooking experiences, science projects, that would be great.
- If there was a drop off/pickup place that would be great. My kids put holds on books and then we'd find a day to go cross town and pick them up. It would be great not to have to do that. Doesn't have to be a full-fledged library just a pickup drop off.
- Decent parking lot. We would have to park on the street, we've got little kids, holding their hands, trying to get in. I had anxiety trying to get in.
- Older and younger kid areas were on opposite sides of the building. Constantly moving around. Keeping everything closer.
- Putting a bathroom right next to the baby area.
- A community food garden, managed by the library. We need to produce our own healthy local food that brings us together as a community. We could teach and it's also a physical interactive activity.
- A pool (child suggestion)

Teachers (10 participants)

June 9, 2021

What is your favorite thing about Porterville? What makes the community unique?

- Great small town, full of rich history that people don't know about. Lots of community support services.
- I would add that it's a family. Everyone knows everybody. At one time we were an all-American city. You see people you know on Main Street, tight little community.
- I'm new to Porterville, I'm still an outsider looking. I love how people are so proud of their culture. Folklorico group, mariachi group. I'm still learning.
- Porterville has a rich history. Band competed internationally. Football, soccer, little league. It's good to have children involved in the community. Raising my children here, I know where they are at all times.
- Our children feel more comfortable with Porterville. Cinco de Mayo parade, in larger cities it's hard to have those larger events.

How do you get information about your world?

- I watch David Muir on NBC, Apple News, USA Today, snapchat. Reading, video it depends.

- During the school year, local newspaper is small but I read it to get local sports and info.
- I watch local ABC news Today show, newsbreak apps, things pop up. Read newspaper at my mom's.
- Twitter, Instagram.

What do young people in Porterville need to be happy and successful?

- They need a safe place. Library is a place for them to go. For our kids to be happy, they need a safe place. What is neat for our area is that our school districts provide meals. They have food and education is very important for them to be successful. They have opportunities: pathways.
- They need their parent's involvement in their lives. They need our support as teachers, need to know we care. We're not their enemies.
- Equity access to opportunities for everyone to play sports. A place where they can build relationships with adults and build support.
- Passes with transportation—work with the city? Eastside, Native American—transportation is a challenge.
- I think for most kids, their family and their culture makes them happy. I was raised in the Bay Area, which has a higher level of education. A lot of our students are first generation to graduate from high school. Their family is so important. "That's my cousin." They take deep pride in their family and their culture. The library should fit the needs of these students.
- I agree with what everyone else said. Having a place to be able to create. We have all kinds of artists here. Having a place with resources. Poetry night. Create a podcast or video.

How can the Porterville Public Library best support student success and learning?

- I asked my students this question. I think about magic shows, story times. But when I was talking to my students. They think the library should be a fun place to go. Have a Starbucks or coffee shop? Technology. They could learn things they don't learn in the classroom. Talent shows at the library. That's not my library but it would be neat.
- I work with High school students and having a tutoring group. Math and reading. Community service hours. Our teenagers can support younger elementary school students.
- We're an education pathway, it would be a perfect time for our kids to do a homework hotline. Get pathways involved?
- Creating a space where mothers can come with young ones. Playroom, puppet show. Understanding the importance of reading.
- Providing them resources and information for mental health support. There are a lot of resources out there for free. Giving them a good start as their kids are growing.
- I remember seeing the library calendar every summer; I'd go twice a week with my kids. Art, presenters. Give the calendar to kids at the end of the year.
- As a history/SS teacher: civic engagement is very important for our young people. They can be a part of change. Creating global citizens and tying into equity and access.
- Engage—my hope is that we are creating civic minded students and creating opportunities.
- College—personal room that is quiet, or group collaboration room. That would be beneficial. They need to work together.
- Possible for kids to go outside, not being confined in the outside. Like a college atmosphere. But also have the little kiddo stuff.
- People think the library is boring but it's not.

- We don't all learn the same way. Nice to have a space that offers a lot of variety. When you're thinking about music and art and live performances. I like the indoor/outdoor options.
- Visual learning: movies, visual arts. Having that variety is key.
- One of my passions has been to create an oral history for our high school alumni. Have a booth where people can collect oral history? On Veterans Day, create a mobile booth, create stories and archive them. Engaging people all age levels.

How can the Porterville Public Library support the work of K-12 teachers and other educators?

- Career exploration center—what their interests are, what they'd like to do. Have opportunity to explore careers.
- College would bring in authors and historical lectures. I think this would be a great opportunity for our library. Flexible space to do presentations. Learning spaces, study rooms. A lot of students before pandemic didn't have a desktop computer, they only have access to a printer at school. The library can help out. Having not only PCs but Macs. At school, the only way kids get access to Macs is on a Pathway. Green screen. Having opportunities for students.
- I did not know all the apps and the homework help that the library provided. Presenting this info at school assemblies and parent meetings and sharing the resources we already have would be great, exposing families to these things. It had been a missed opportunity. Many teachers don't know about this.
- Language and culture area. Spanish area was small. 3 – 4 different languages.

What would make the library more welcome if you're not an English speaker?

- Having bilingual staff.
- We have a large Native American community; having Native artifacts on display. Language is being lost. If we could get the older people involved. Offering tax services.
- Having posters and pictures of different cultures to make people feel welcome.
- I came here as an immigrant but as soon as I step into the library, I didn't see anything about me or my culture. Hmong, Korean, Filipino. Asian cultures.
- People feel invited if they participate in creation of the space. How about a mural?
- We should gather more teachers or parents from different cultures to volunteer at the library on different nights, featuring different cultures.

When thinking about the possibilities for a brand-new library - what would you like?

- Makerspaces are popular right now. I personally love botanical garden, interpretive trails.
- Social media person. In order to address other cultures and programs, I never feel what is going on in this town. We live out in the country. Someone has to be hired to promote library events.
- We would like the library built on a park, so it's a multi thing to do. Some can play, Mom can get a novel.
- Wall is just a TV. Beautiful photos and welcome in different languages. Like you go to a museum.
- People could take pictures of things that go on in their community and share them. We have amazing photographers, capturing those small moments.
- I love the garden idea. Small, meditative. I'd volunteer there.
- I love the idea about digital photos. Kids can be involved with Mr. Stiles. He's good with students.

- Outside movie night, multimedia.
- I love ponds; they are peaceful. Add a koi pond with the garden.
- Outdoor setting. Water feature. We have so many people from Porterville—professional athletes. We have people who have made an impact on the community. A mural of all these people. Room to look at artifacts. Firefighters who lost their lives. Bring history alive.

Spanish speakers (7 participants)

June 9, 2021

(Conducted in Spanish and comments translated into English)

What do you like the most about Porterville? What makes the community unique?

- Most jobs that are available in Porterville allows parents to have time to spend with their families and children.
- It is a small town and community.
- It is a calm and tranquil place for their families to live and grow up in.
- Community outreach events, like this session, where the community is asked for their opinions and input regarding major changes to their town or community.
- Since it is a small town, children have the freedom to be children.
- The community in Porterville is well connected with each other.

What were your favorite places to visit (pre-COVID)?

- Going to events that brought the community together. The absence of these events these past years have left the participants of Porterville without their connection to their community.
- Visiting the parks without the fear of interacting with other residents.
- Attending school events with their children.
- Places where families and friends can gather. Restaurants, movie theaters, parks, etc.
- The library. Having access to a space where children can do their schoolwork with their classmates or by themselves. Being able to visit and take advantage of the library's resources.

Where do you obtain information about the world?

- Social media. During COVID-19, social media became a huge resource for obtaining information about the world.
- TV news channels.
- The internet. Resources that are only available through the internet.
- Community outreach events. Attending these events is a valuable resource to learn about your town and community.

What do the teens of Porterville need to be happy and successful?

- Teens need more activities where they can communicate and interact with other teens.
- Activities that do not focus on mainstream or popular activities/topics. There could be teens that like other activities apart from the popular ones, for instance, bike riding, book clubs, physical game competitions, etc.

- Teen should be inquired about the types of activities they would like to participate in.
- Areas where teens can meet up with other teens to share interests or hobbies.
- Activities that force teens to be away from their phones and the internet.
- Activities where children and teen's participation are not based on their ability to be good or the best, like school sports where you need to be skilled or talented to be able to join.
- Activities in town that do not require teens to travel or require long distance transportation.
- More outdoor areas for teens to play sports.

What problems is Porterville facing?

- The drought that California is experiencing which leads to Porterville having longer dry seasons.
- The increase of homelessness in a town as small as Porterville and the problems that are caused by the homeless.
- The increase of violence that has potential to affect children and teens.
- Small selection of activities children can participate in.

How can the library be more appealing to the Hispanic community?

- Wider selection of bilingual/Spanish books and materials.
- Culture events that cater to the Spanish speaking community.
- Events and activities that are bilingual focused.
- Bigger areas where people can gather.
- Physical books on materials that can help children with their schoolwork. Residents feel that schools are requiring too many electronic devices that children need access to complete their schoolwork.
- School materials.
- Activities where children can practice and apply their bilingual skills. Participants feel that children, in recent years, have a tough time keeping their culture and bilingual skills since they do not exercise it in their everyday life.
- Activities in Spanish.
- Activities in which people can learn new skills. Hands on activities.
- More community outreach events for the Hispanic community.
- A library that is inviting and welcoming to diverse patrons. For it to become a facility where patrons can enjoy a book or library services in a relaxing and safe environment.

What do you miss the most about the Porterville library?

- The library events and activities provided by the library. Summer reading program, outreach events, craft days, etc.
- Having the liberty of just being able to walk through the library and enjoy the beauty of the organization and colors of the books.
- The pull of curiosity that books bring out in people to grab and leaf through a book.
- Seeing the staff, at events, interacting and having the ability to have the children participate while trying to make the events enjoyable to everyone. Also, seeing the staff reading to the

younger children and giving them a chance to give their own interpretation of the book read to them.

- The freedom to select what books they want to take home and returning them while selecting new ones.

Think about the possibilities for a new library. What would you like to see?

- Outdoor areas designated for patrons that would like to enjoy a book outside. Benches, tables, grass area, etc.
- Having activities or events outside. Outdoor area for events.
- Having various spaces for a variety of activities.
- An area specifically utilized for crafts and hobbies.
- Having comfortable seating for extended periods of reading.
- Outdoor area with plenty of greenery and shade. A place for patrons to enjoy their coffee or a refreshing drink with their book.

What else would you like to share/suggest?

- The lack of a wider selection of bilingual material was mentioned a lot by the participants. One presented a great suggestion that can help the library obtain more bilingual material. She suggested the City or Library staff reach out to the Mexican consulate to open a bridge of communication with their Foundation of Cultural Economics. This organization is focused on acquiring and collecting bilingual material and sharing it with other countries. The organization can provide material on diverse topics, cultural documents and books, books written by Hispanic/Latin authors, etc. It is a possibility for them to share their material with the Porterville library, they do have experience with reaching out to other countries and providing them with this opportunity. They have affiliations with a lot of Latin American countries and even the United States. They have also established their own libraries.
- It was also mention by another participant that Porterville needs to grow more for it to be able to provide more for its residents. They appreciate and love the safety and closeness of living in small town, but they would like to see it grow.

Staff
June 19, 2021
10 Participants

How would you describe Porterville? What issues does it face?

- Demographics for the community. We constitute a low-income community. Most live below the national average. We are a predominantly/majority Spanish speakers. We're classic small town in the summertime, kids with nothing to do. Kids on bikes and skateboards. Kid forward, underfunded, ethnically diverse community.
- I have a passion for education. I've wanted to reach out to the families in the fields. We have tried a program called LIAMOS—Let's Read, to bring in the Spanish community to learn how to

read and write in Spanish. Spanish is very low. How can we reach out to our community that works out there?

- Porterville is pretty much a small town. Not much to do except go to target, go to Starbucks. If you want to do anything: Go to Visalia, Fresno. Kids are playing in the park, skateboarding. Library was a place to go afterschool, go to the library and have fun. My mother worked 12 hours and would drop us off at the library waiting for her to get out of work. 4 – 5 hours a day. Library was a safe place. With the new library, we have to make it a safe space for anyone, not just kids. College kids would go there, only place they could get work done.
- We do serve the population of the homeless. We are in much need of a cooling center in this city. 60K people live here. We were a hub, a lighthouse to the community before the fire. As you know, we do have a homeless situation. It's an actual crisis right now. Many young people out there with their families, living in cars. They don't have access to the Wi-Fi unless they go to Starbucks to do homework and to go to school. They are missing education right now because of the poverty and homelessness, and then COVID adds to all that. In essence, the library is an essential piece of Porterville.

Pre-COVID, who was using the library? Which parts of the community were your heaviest users?

- Everybody. Some people can't afford daycare. We run summer programs, including lunch at the library. We would run programs. Children would go daily. Children recognize you outside the library. They end up trusting you. I'm the Volunteering coordinator, we worked with the high school. Prepare kids with life skills. Last year, kids were still reaching out to me, but there's no building. "If I could, I would bring you guys back, but I can't".

Pre-COVID, who wasn't using the library? Which parts of the community were underrepresented?

- Hispanic community. During focus groups, people were like: what, you offer that? With the parents not knowing about the library, it's hard to reach their children. Parents need to know first.
- Working in adult literacy program. We have an ESL tutor right now, and she's been with us 6 years. Arabic, Syrian. Porterville is growing. I was thinking as different cultures come in, which is great, we can learn from them.

What worked well in the old library? What will the community not want to lose?

- Computer areas. Specific computer rooms. Study rooms. These incentives people to come in. That's when I see people my age (young) come in. That will help bring in that population.
- Community room—space like that, for people to meet together. Children's area. Early Learning Center.
- Study rooms. Very popular with tutors, high schools, college students.

What services or features will be most important to incorporate into the new library?

- Makerspace, where kids could do robotics or science projects. 3D Printing
- I'd also like to have smartboard. Proper types of furniture. Petting zoo—hands on activities.
- Outdoor area, which could be used for many purposes. That would bring in more teens.

What technology improvements would you like to see in the new library?

- Wireless devices to help a patron look for a book. iPads,
- Patrons used to ask for headphones, ear devices. Assisted listening devices. It would be nice to have those to keep people's movie private. Cordless microphones for events and for things inside the library. It was difficult to talk to audience. Speakers that are controlled using WiFi. Plugins for CDs.
- Earpiece set for staff—thinking about fire, it would have been helpful. We could communicate that way.
- Different computer sections—a place for kids, a place that's quiet. Separate spaces for each of them.
- I know that one of the elements we used to have: microfilm machine. We saved a lot from the fire.
- Makerspace: knitters and quilters would come in.
- Printers—people come in to get stuff printed.

What staff workflow changes would you like to see in the new library?

- Early Learning Center—near the front door is most efficient
- Old space: computer lab was right in front and noise came in.
- Reference desk was way off to the corner.
- Community spaces were all upstairs. Elevator was hidden.
- Building was a maze.
- To be able to access self-checkout.
- Water fountains/place to fill up water bottles.
- We might need a kitchen, people are hungry, we're having cooking classes. Big enough so a few people could be in there at the same time.
- Storage.
- Lighter tables and chairs.
- Bigger break room for us.
- Our schedule: we rotated to the circulation desk. Ref desk wasn't staffed all the time. Ref desk not needed, unless we had had stations.
- Could there be a space for assembly lane==area specifically designed for the processing of materials.
- Having a couple chairs at the front desk—standing for 4 – 5 hours.
- I'm thinking about security. At the last library, we had emergency buttons under the counter. I felt like those are important. Thankfully, we didn't have to use them.
- Plenty of lighting, inside and outside. Dropbox that goes directly into where it needs to go at the library.

- Mail drop.

When thinking about the possibilities for a brand-new library - what would you like? Dream big!

- Movie days. Home theater.
- More diverse selection of Hispanic/Spanish material
- A garden around the library. Inside too! An aquarium?
- A science area with dinosaurs. Kids can enjoy a field trip at their own library. And they'd love to come with their families to see it again.
- Display cases.
- Amphitheater, for performing arts. Inside and outside.
- Local history space. Those materials were lost. Museum carries some of the history. Microfilm is now at the library. There was a beautifully crafted relief map—replacement for that would be great. Natural history of the area. Referenced where indigenous people lived. Local history that honors. Microfilm should live at the library. People do genealogy research. Museum already have community engagement taken care of. Our museum is an old depot. Not enough space.
- Library is a place where sources will be accessed.
- Make it digital so people can do it from home.
- Right now in the brown building. I don't want to see people having to cross the street.
- Having a nice workflow, more space for staff, more zoning for different events.

City Staff and Administrators

June 18, 2021

12 Participants

What is your favorite thing about Porterville? What makes the community unique?

- Sense of community. Whenever something happens, people come out of the woodwork to help each other.
- Seems like community rallies for and against causes.
- Online connections. If there is a call to action. Drive through water during the drought. Epicenter of drought. People bought water jugs and filtering systems and collected them and then they would donate to families could get them.
- Real sense of pride in our youth. Patriotic town. We support our veterans, a lot of veterans in our community. Veterans day parades. Youth sports.

Where are your favorite places to go (pre-COVID)?

- I like to visit our parks.
- Bowling
- I didn't visit the library, but my wife took our children daily

- Because we work near the library, we didn't go there to relax.
- Restaurants, Starbucks
- Swap meet on Saturdays
- Nine-hole golf course (city owned). Didn't shut down during COVID. There wasn't a lot else to do. Attendance doubled.
- Annual community civic events—pioneer days, etc.
- People missed the movie theater.
- Music concerts

What would you like to learn - or learn more about? Your answer could include learning new skills, exploring new ideas, or other things.

- I get books from the library to find things I'm interested in. I go all over the place to find things that are interesting. Lots of topics.
- I'm a huge hobbyist. I see things and want to learn how to do it.
- Home improvement projects.
- DIY is such a huge thing; people want to do things on their own.
- Making your own soap, macrame. People turn it into income with Etsy.
- I would like to learn Spanish. It would be helpful in our community.
- I like food. I'll find a recipe on YouTube or get it off the internet.
- People want to learn how to cook. People like looking at videos at home but others enjoy making an event of it.
- History.

How do you get information about your world?

- Google. The Internet
- Locally, there's been a big switch to social media. Print is behind now.
- Several social media platforms: instant information about what's happening. Person follows police and fire around and is now the community source.
- Incidents like a lightning storm last night but these were on social media (videos)

What do young people in Porterville need to be happy and successful?

- Unplug! Getting outside. COVID forced them to be plugged in even more.
- Switch to technology has taken interpersonal skills away from them. They need to unplug and they need opportunities to engage with each other. They need to learn how to effectively communicate.
- We required involvement in sports, no video games, family meeting times and opportunities to make mistakes. It was the interactions that led them to become comfortable with their decision-making abilities. Now that they are young adults, they are venturing out and doing their own things.

- Children are left alone from a lot of a time. We need to create opportunities where they are in programs where there are clear expectations.
- Once the kids unplug and they find what they are passionate about, it's great. You can have a successful career on YouTube.
- I encouraged my children to use technology and to think about a side hustle.
- They need people in their life who are not parents, to share ideas with.
- They need a space of their own.
- The choir is pretty large—several hundred kids. Providing affirmative experiences. Having a safe place for them to go and express what is going on, and to get peer support.
- They need to have someone positive around them. They don't always have it at home.

What issues does Porterville face?

- Today is 112 degrees. Heat and drought.
- Homelessness. Library was heating and cooling center.
- Growing community of unhoused people. Not all is mental illness or drugs. People with jobs, living in trailer or cars. Economically, CA is a tough place to live and survive.
- I chose to move back to Porterville because I could afford to live here and raise a family. Society requires 2 working parents to survive and provide options for children.
- We've helped out family members buying groceries, paying utilities.
- Farm workers—low income. Having access to resources. We offer first time home buyer programs. We have some areas of the city that are considered low to medium income.
- Helping people budget. People don't learn this in school. Young people have lost focus on preparing for retirement. People are getting close to retirement, and they've done no planning.

What do you miss the most about the previous Porterville Library?

- The people. I'd go over, chit chat, say hi.
- I miss the kids. Now I see the kids walking around town and I wish there was a library for them to be at. Working there, some were pretty horrible, but when I see them, I think, let's build this library. Nice to see them grow.
- I have a 6-year-old. We have lots of books but at the library, everything is new, everything is different. We really miss that.
- You have a whole bedroom full of toys, but they want to go in the play center. My son is 8, we would go to the library on a weekly basis. We wanted to keep him reading throughout the summer.
- We would have holiday employee luncheon at the library.
- I don't think you realize when it's gone that it's such a hub of activity. Until it's gone, you don't realize how important that is. I don't have kids, so I wasn't participate but you still saw it.
- I miss that center of community.

When thinking about the possibilities for a brand-new library - what would you like? Dream big!

- Gathering spot for the community, with both an indoor and outdoor presence. It should offer a variety of different activities and opportunities and to have different learning experiences. Host a class in an outdoor area that would function well for that purpose.

- I taught a class for my church, and they really enjoyed doing it outside. Maybe do the homebuyers class outside?
- We usually have six months of great weather, where outside events work well.
- Performing arts center. Students can perform for the larger community. We've got aging facilities with limited capacity (Barn Theatre is an example). Concerts are limited to school community; it should be opened up to community at large.
- Having additional venues so there were more options.
- Game Room.
- Having specific spaces so that there's space for older people that's quieter and also space for kids to be kids.
- When I was in high school, I didn't have a computer. I used the library to study as it was loud at home.
- Having accessible and mobile technology. Example: having the library be a place for people to complete their census.
- Not everyone has a computer. Some things you can't do on a phone.
- I would like to see a design that could grow with the community. Could be modified or morphed into what is needed after we are gone, for the next generation.
- A lot of storage!

Teens
June 23, 2021
2 people

What do you like about living in Porterville?

- I don't like big cities, so I like Porterville. Quiet and small, and no traffic no matter what time of day. It's peaceful and you have everything you need in a compact community. I prefer that lifestyle.
- Porterville is smaller and quieter.

Where are your favorite places to go (pre-COVID)?

- I don't really go places. School takes up the majority of my time. I remember we would go to Galaxy Theater, frozen yogurt.
- Galaxy Theater, the Veteran's Park. I would meet my friend there. The shopping area. I love Target.

What would you like to learn - or learn more about? Your answer could include learning new skills, exploring new ideas, or other things.

- I like gaining new skills, such as leadership. I seek work experience opportunities, that's a place where I can gain working skills and become a better person. I would like to learn how to apply to college—tips and tricks. I'd like a place to seek help for homework.
- I never went to the library for tutoring help, but I did for hanging out. My mom got ESL tutoring at the library.
- I like to learn languages. I'm interested in animal behavior. My goal is to become a veterinarian.

What are your favorite activities?

- I like to read. I like to watch movies and hang out with my friends.
- I like listening to music. I also like to read: fantasy books. I have a big imagination.
- I also like playing music and watching movies.

What do young people in Porterville need to be happy and successful?

- More job and internship opportunities, safe places to go after school or when parents aren't home, mental health resources.
- A spot where I can go and be in a quiet place. I love the quiet (not quiet quiet) but no human voices. My house is hectic because everyone is loud, and I have siblings. I have an assignment for AP English next year because my house is so loud. It's hard to find time to do it and none of my friends have homework over the summer. A place where I can get away and just feel productive and do what I want to do.

What do you dislike about living in Porterville?

- It's small and there aren't a lot of opportunities. It has what you need, but not much beyond that.
- No work opportunities—that has to do with how small Porterville is. If it was bigger, there would be more opportunities for internships for students. I'm looking for work experience.

If you've used the library before, tell us what you liked and what you would like to see improved.

- I liked how quiet yet lively it was. There were people around you, but it was OK. I would like a room that has desks in it, internet access, and you can go inside and it's quiet.
- I was always really excited when the library would get newly released books.
- Most of the time the library would have what I wanted, or I could order them online.

The new library will have an area dedicated to teens. What should be included?

- I would love a place with internet. Big desk space. Soundproof area. I wouldn't mind having people working next to me, like at school. Have it soundproof in case there are other activities going on.

- Comfortable chairs. Places to plug in—outlets. Because your phone might die and then you need your computer to charge.
- A lot of my friends don't enjoy reading. They don't go to the library so why would they go to the library. So, making it more of a community place with events targeted to teens. Learning about jobs, college applications.
- The view of the library is so restricted. The library could give teens the getaway space they've been looking for.
- Posting activities like jobs. Teens are worried about life after high school. I feel like school is more academic and it's not giving them that, how to live by yourself, how to do taxes, what are credit cards?
- Another room where people can go and hang out. There's not a lot of places where my parents are willing to let me go.
- A hangout spot for teenagers—to bring laptop, have time away from school.

What do you miss the most about the previous Porterville Library?

- Having access to free books.
- I buy books from Costco or Amazon. It's expensive.
- Reading is an expensive hobby.
- I just use online app now.
- I go to my school library. Our school library is all digital—no physical books.
- My eyes start getting blurry and reading online is difficult for me.
- I feel like most teens would prefer physical books. Those that are just reading for school are fine with online.

When thinking about the possibilities for a brand-new library - what would you like? Dream big!

- I think it would be cool to have a café in the library.
- Café would be unhealthy because I would never leave!
- Aside from teen area, a kids hangout spot. Maybe a spot for parents, where they could talk about parenting, and how much their teens would annoy them.
- My mom would take cooking class at the library.
- Once adults start coming, they would like to share.
- I think it would be nice if there was a memorial for the firefighters whose lives that were lost.
- A memorial would be great.

Business community
June 23, 2021
1 person

What is your favorite thing about Porterville? What makes the community unique?

- One of the reasons why we came back is because our families are here in Porterville. Porterville is family. It's a wonderful place for our kids to grow, schools are great and so are the people. We considered moving to Visalia but Porterville is home to us. We don't have the resources other cities have, though. It would be great for the library to have that. Resources in entrepreneurship. Family is what makes Porterville what it is.

Where are your favorite places to go (pre-COVID)?

- We go out to Target, Walmart or Starbucks. That's our shopping. Anyplace to connect to other people. We'd take the kids to the pool, to the park. There aren't many things to do in Porterville, but we gather with family and friends. My children love reading and we were devastated by the news about the library fire. We'd take the children there to choose books and hang out.

What would you like to learn - or learn more about? Your answer could include learning new skills, exploring new ideas, or other things.

- I've been wanting to learn new skills beyond architecture and construction. I don't think I'll ever retire. My goal is to serve the community. I'd love to design habitable space in outer space. If there was a place like the library where I could go. It's one thing to take online classes, quite another to be able to interact with people.
- We don't have 3-D printers at home, but a makerspace would be great to use these tools and equipment. I think that would be wonderful to have, and would help people develop construction skills. Let's say I was interested in getting a carpentry license. If there was a place to rent or use tools and I didn't have to buy them, that would be great.

What do young people in Porterville need to be happy and successful?

- What makes me happy is to be motivated and challenged. That helps people be successful.
- If there's a purpose behind education (library internship project is an example), if they are designing something that the community needs, then it becomes meaningful to them. If we can provide those experiences and opportunities for kids, that would be useful.

What concerns do you have - what keeps you up at night? (What issues does Porterville face?)

- We're limited in resources and are growing, with businesses coming in. If there are other opportunities for businesses, that would be good.

What opportunities would you like Porterville to pursue to continue on the path to being a vibrant community?

- Education has always been a big influence in our community. If there's a way to make that connection with the community and tying into city resources, that would be great, especially when the schools aren't open.
- My kids are always saying they'd like to hang out, go to Target on their own. But if we could send them to the library to do homework and see friends, we'd feel a lot better about that.

What do small businesses, startups, and/or solo entrepreneurs need to be successful in Porterville?

- I would say the educational component of developing a business as an entrepreneur, in whatever industry they decide to pursue. But also the management piece of that business: taxes, HR, etc. How would a library help provide opportunities for future employers to search for qualified and well experienced people?
- Job seeker resources would be helpful.
- Consultations and finding people to help them nourish their businesses.
- Our business is about 20 people. I know that there are students interested in architecture, but it would be difficult to compete. It would be challenging for them to find enough projects.
- Housing construction, health care, social workers: these respond to community needs.

The library is often considered a hidden gem in business communities because of the digital resources and spaces available. What services could the library provide to support small business owners and others in the business community?

- Physical spaces, esp. people who would like a rentable office who don't have space for that. Office equipment. Wireless internet. Places to convene with their clients.

What do you miss the most about the previous Porterville Library?

- I was born and raised here and that's where I grew up. The aura of the traditional library was nice because of all the memories. With the library not being available for our kids, they are always wanting to purchase books. If we resort to Amazon or Barnes & Noble, we miss the library.
- Going to the library and seeing other people. Having a place for the community to connect with each other.

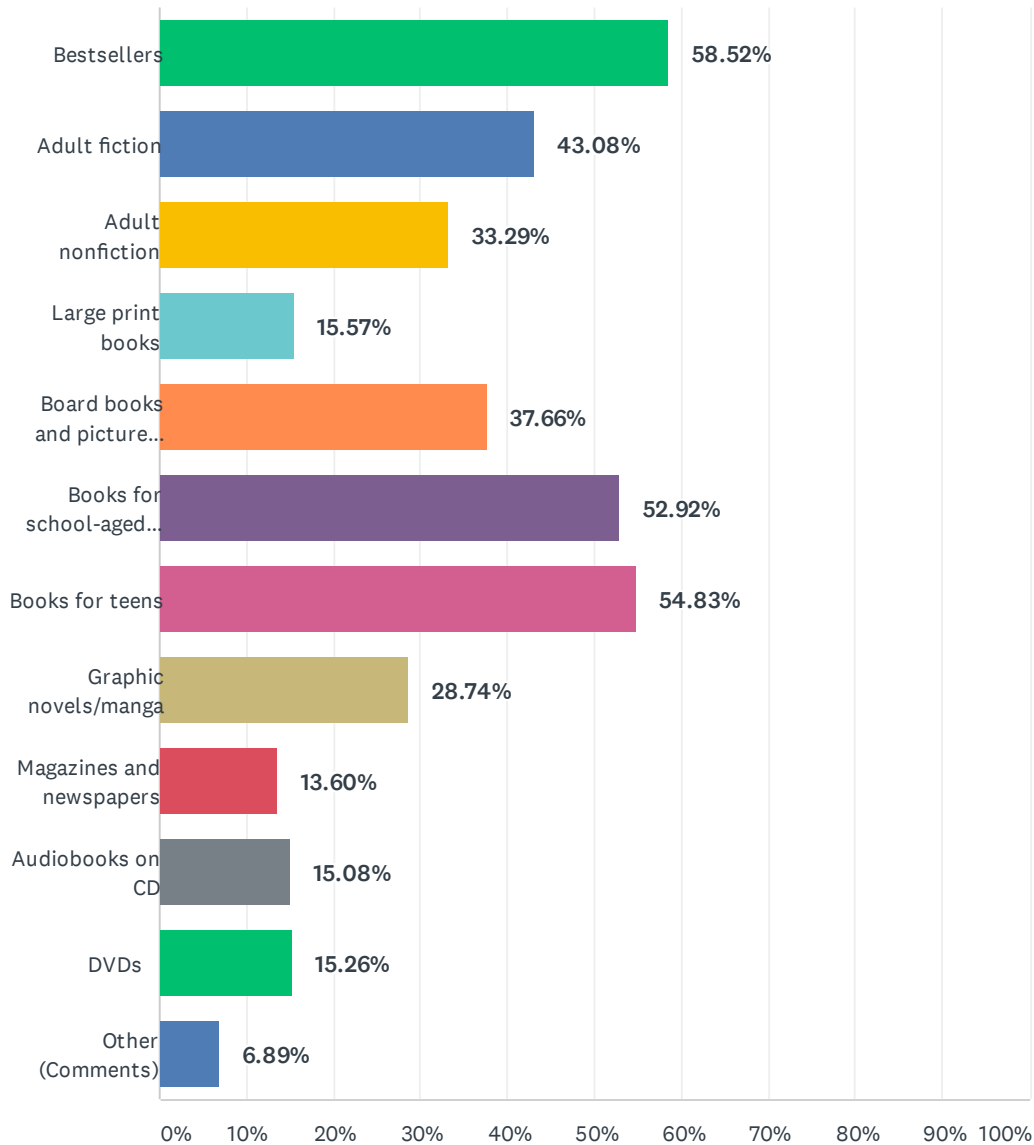
When thinking about the possibilities for a brand-new library - what would you like? Dream big!

- Connecting with people and connecting with other libraries.
- Going to a place that allows you to do what you need to do and fulfill the goals you have in life, career or personally
- Having the opportunity where you don't have to drive far, it's in your back yard. The library provides the physical space for the virtual world to be sustainable.

- In terms of aesthetics, what's important is keeping the same tradition that our existing library and and trying to understand the Porterville culture. It needs to have that aesthetic to it.
- New courthouse is ultra-modern, other businesses are picking up on that as well.
- You have tradition but you also have the sense of growth and development. We need to look back to our roots and make sure that evident in the new library.
- When we envision the library, what's welcoming to us is something that comfortable, something that we're familiar with. Agriculture: if the library can reflect that. There are new buildings out there that are using timber now, very comfortable. You can create something very modern but still very comfortable. You wouldn't want to have an all-metal building that looks so cold, you don't feel you would want to go there. You want something welcoming.
- Sustainability: as an agricultural city, we want to make sure we don't waste water and take advantage of natural resources. How can we take advantage of renewable resources? How do you orient the building so that you aren't having windows that are directly facing south? Designing to address heating and cooling. Green characteristics and recycled materials. If we can have a passive building that would be great. We don't want to rely on "green technology," we want a building that sustains itself and helps decrease demand for heat, electricity, cooling, and creates a sense of comfort.
- If you were to experience the library, it fosters people wanting to help people. People wanting to help them achieve their goals. One word: FAMILY. If we can create a space that when we walk through it, everything we use or touch, it's all developed around the idea that we're a family working together and we're helping each other grow.

Q1 When the new library opens, it will include a new collection to replace what was lost. Which materials are of MOST interest to you? Select up to three.

Answered: 1,625 Skipped: 3



ANSWER CHOICES	RESPONSES	
Bestsellers	58.52%	951
Adult fiction	43.08%	700
Adult nonfiction	33.29%	541
Large print books	15.57%	253
Board books and picture books for small children	37.66%	612
Books for school-aged children	52.92%	860
Books for teens	54.83%	891
Graphic novels/manga	28.74%	467
Magazines and newspapers	13.60%	221
Audiobooks on CD	15.08%	245
DVDs	15.26%	248
Other (Comments)	6.89%	112
Total Respondents: 1,625		

#	OTHER (COMMENTS)	DATE
1	Reference materials	7/4/2021 3:51 PM
2	Comic books	7/3/2021 7:43 PM
3	Comic books	7/3/2021 4:29 PM
4	Travel	7/2/2021 11:25 AM
5	Religion	7/2/2021 9:58 AM
6	Arabic books	6/29/2021 5:08 PM
7	How to learn and speak different languages	6/29/2021 11:05 AM
8	Variety of all	6/28/2021 5:02 PM
9	Christian Romance	6/28/2021 9:43 AM
10	Christian Books	6/27/2021 1:52 PM
11	We need everything	6/26/2021 8:06 AM
12	Self help books & philosophy	6/25/2021 10:53 PM
13	literature, history, science, multi-cultural materials	6/25/2021 4:24 PM
14	Science Fiction	6/24/2021 10:33 PM
15	local history	6/23/2021 9:01 PM
16	Biblical section	6/23/2021 1:00 AM
17	Comics for kids , teens	6/22/2021 11:03 PM
18	Town History.	6/22/2021 9:08 PM
19	Local History	6/22/2021 4:17 PM
20	LGBT books	6/22/2021 1:20 PM
21	Genealogy Research	6/22/2021 10:40 AM

Porterville Library Survey

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22	DYI books	6/22/2021 6:37 AM
23	Reference, self study, local history	6/22/2021 12:34 AM
24	Books for Research papers	6/21/2021 11:41 PM
25	Historical information on Porterville.	6/21/2021 9:45 PM
26	Famous Japanese authors	6/21/2021 8:36 PM
27	Genealogy	6/21/2021 7:59 PM
28	Local & Tule River historical records	6/21/2021 6:58 PM
29	Psychology/behavior books	6/21/2021 6:45 PM
30	Books on disabilities and difference to educate the next generation	6/21/2021 5:21 PM
31	Language CDs	6/21/2021 5:11 PM
32	Fantasy	6/21/2021 4:37 PM
33	Sifi fan	6/21/2021 11:47 AM
34	Any books would be great but I think the children are more important	6/21/2021 11:32 AM
35	Other languages	6/20/2021 9:44 PM
36	Video games	6/19/2021 10:11 PM
37	Reference material, genealogy,	6/19/2021 9:24 PM
38	the older the tech the better, maybe a small area with lost audio and visual tech similar to museum but more hands on exhibit.	6/19/2021 6:09 PM
39	Classics / old books and Christian authors	6/15/2021 9:59 PM
40	DIY	6/15/2021 1:07 PM
41	A section dedicated to firefighting training and books written by firefighters to honor our firefighters	6/13/2021 3:48 PM
42	Books on Women in the Arts, past & present	6/12/2021 8:37 PM
43	Larger selection of ebooks	6/12/2021 3:01 PM
44	books in different languages	6/8/2021 10:05 AM
45	all of the above	6/7/2021 11:55 PM
46	Spanish	6/7/2021 7:38 PM
47	History	6/6/2021 10:23 AM
48	Please be sure to include a bigger selection of manga, please. There's not a lot in Porterville to begin with, and we have to head to Visalia often times to buy and look through manga. A wider, bigger selection would be much appreciated! Manga needs love too!	6/5/2021 3:47 AM
49	Christian Books	6/4/2021 8:48 PM
50	Paranormal	6/4/2021 6:36 PM
51	History, Autobiographies	6/4/2021 6:36 PM
52	History of porterville	6/4/2021 4:46 PM
53	none	6/4/2021 1:45 PM
54	history	6/4/2021 1:36 PM
55	Fiction/Fantasy books, example: "The Language of Spells"	6/4/2021 1:18 PM
56	romance	6/4/2021 12:32 PM
57	Language book	6/4/2021 12:07 PM

Porterville Library Survey

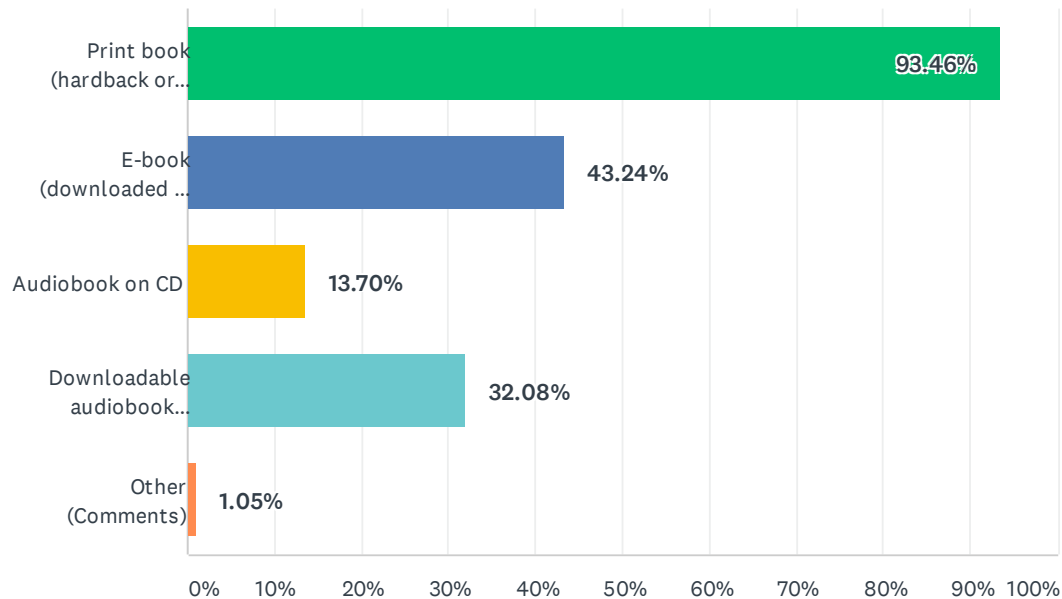
SurveyMonkey

58	horror books	6/4/2021 11:37 AM
59	The Chronicle's of nick	6/4/2021 11:33 AM
60	yesss more manga	6/4/2021 10:31 AM
61	anime	6/4/2021 9:30 AM
62	post traumatic slave syndrome	6/4/2021 9:18 AM
63	LGBT BOOKS	6/3/2021 3:09 PM
64	Indoor short film theater, kinda like an IMAX for short films, i.e., history of Porterville, Mountain Communities info, Sequoia National parks, Success Lake and recreation in our area, history of farming-what we grow for the world, etc.	6/3/2021 2:50 PM
65	cookingbooks	6/3/2021 2:34 PM
66	Entrepreneurship	6/3/2021 1:48 PM
67	the most interesting books are dairy on the wimpy kid	6/3/2021 1:13 PM
68	Manga books	6/3/2021 12:55 PM
69	Comic books	6/3/2021 12:52 PM
70	Child books computers and the play area	6/3/2021 11:55 AM
71	science fiction	6/3/2021 11:55 AM
72	manga(anime books)	6/3/2021 11:36 AM
73	Anime book	6/3/2021 10:29 AM
74	COMIC BOOKS!	6/3/2021 9:57 AM
75	sport books	6/3/2021 9:55 AM
76	ya fantasy	6/3/2021 9:55 AM
77	Free audio books	6/3/2021 9:37 AM
78	Young Adult Books	6/3/2021 9:16 AM
79	ANIMALS, DIFFERENT KIND OF EARTHS, AND INVENTING NEW CARS.	6/3/2021 2:48 AM
80	Wwe stuff	6/2/2021 4:20 PM
81	american history (WW2 civil war etc)	6/2/2021 2:55 PM
82	Books about Porterville and Tulare County history	6/2/2021 1:11 PM
83	manga	6/2/2021 12:48 PM
84	The upstairs had geneology information and tribal information for Tulare County. There was information about the founders of our area and how "Porterville" became a "town".	6/2/2021 12:25 PM
85	Some of everything listed above. I cannot pick.	6/2/2021 12:20 PM
86	Books of history on Porterville and surrounding areas	6/2/2021 11:58 AM
87	Audiobook digital	6/2/2021 11:47 AM
88	I dont like books	6/1/2021 11:04 AM
89	Educational, History, Geography, Genealogy, etc.	6/1/2021 10:18 AM
90	Occult esoteroc	6/1/2021 10:00 AM
91	Educational	5/30/2021 4:53 PM
92	Travel and French language books/comics	5/30/2021 11:56 AM
93	Psychology books, books about the mind	5/30/2021 11:50 AM
94	History	5/30/2021 5:20 AM

95	Religious	5/29/2021 9:27 PM
96	Poetry	5/29/2021 8:47 PM
97	Scholarly Sources for researching	5/29/2021 5:29 PM
98	I hope the library will continue its membership in So Cal Digital Library.	5/29/2021 4:45 PM
99	NA	5/29/2021 12:33 PM
100	Finance and the economy	5/29/2021 10:36 AM
101	Spanish books for school aged kids	5/29/2021 10:04 AM
102	Classics	5/28/2021 10:42 PM
103	Videogames	5/28/2021 9:34 PM
104	Maps and geography books	5/28/2021 9:06 PM
105	Cookbooks	5/28/2021 8:43 PM
106	NA	5/28/2021 8:05 PM
107	Spanish materials	5/28/2021 4:38 PM
108	None	5/28/2021 4:03 PM
109	Wildlife/Nature books (Nat Geo type)	5/28/2021 12:15 PM
110	horror	5/28/2021 12:10 PM
111	Adventure-Fiction	5/28/2021 11:56 AM
112	Video Games	5/25/2021 5:09 PM

Q2 Thinking about books, what format or formats do you prefer? Please select your top two choices.

Answered: 1,621 Skipped: 7



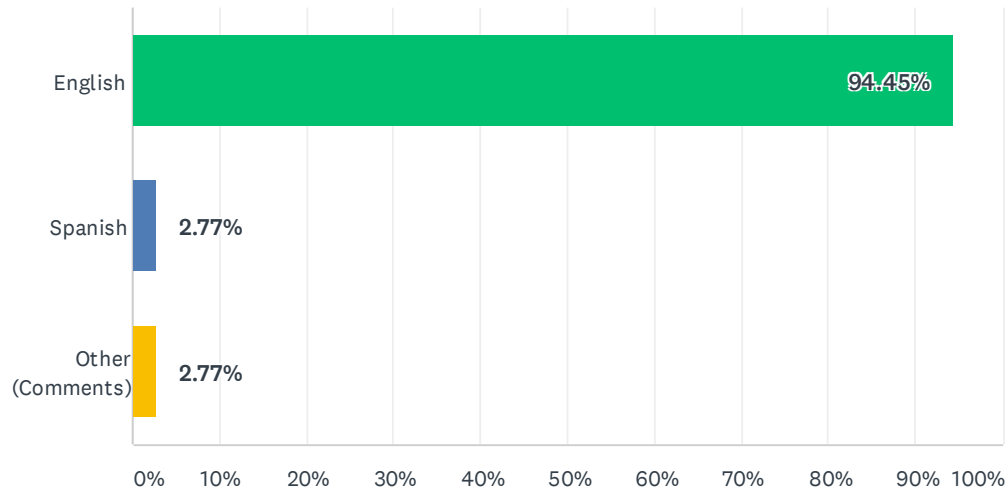
ANSWER CHOICES	RESPONSES	
Print book (hardback or paperback)	93.46%	1,515
E-book (downloaded to phone, tablet, other mobile device or computer)	43.24%	701
Audiobook on CD	13.70%	222
Downloadable audiobook (listen on phone, tablet, other mobile device or computer)	32.08%	520
Other (Comments)	1.05%	17
Total Respondents: 1,621		

#	OTHER (COMMENTS)	DATE
1	We need everything	6/26/2021 8:06 AM
2	All of the above	6/23/2021 1:00 AM
3	Any and all format Foreign and Extraterrestrial lol.	6/19/2021 6:09 PM
4	Biographies	6/8/2021 5:38 PM
5	Normal, just a basic soft/hard cover.	6/4/2021 1:18 PM
6	Just hardcover	6/3/2021 7:07 PM
7	picture books	6/3/2021 1:13 PM
8	read aloud on the computers	6/3/2021 11:55 AM
9	manga	6/3/2021 10:29 AM
10	Hard cover books for (back and front).	6/2/2021 4:08 PM
11	Regular book	6/2/2021 1:14 PM

12	Our community members do not have equal access to wifi, technology, etc so do not start moving to digital..when a huge immigrant and elderly population is also needed to be served.	6/2/2021 12:20 PM
13	none i dont like to read	6/1/2021 11:04 AM
14	NA	5/29/2021 12:33 PM
15	NA	5/28/2021 8:05 PM
16	None	5/28/2021 4:03 PM
17	Cassette Tape	5/25/2021 5:09 PM

Q3 What is your preferred reading language?

Answered: 1,622 Skipped: 6



ANSWER CHOICES	RESPONSES	
English	94.45%	1,532
Spanish	2.77%	45
Other (Comments)	2.77%	45
TOTAL		1,622

#	OTHER (COMMENTS)	DATE
1	Both	6/29/2021 1:13 PM
2	Both English and Spanish	6/29/2021 11:01 AM
3	English and Spanish	6/25/2021 11:23 PM
4	Both	6/24/2021 8:10 AM
5	Both	6/23/2021 1:00 AM
6	Both English and Spanish	6/22/2021 6:22 PM
7	English and Spanish	6/22/2021 11:42 AM
8	Spanish too please	6/22/2021 10:20 AM
9	Either English or Spanish	6/21/2021 8:03 PM
10	Both English and Spanish would be great!	6/21/2021 7:29 PM
11	Both	6/21/2021 5:43 PM
12	Both	6/21/2021 4:12 PM
13	Both	6/21/2021 4:10 PM
14	Urdu & Arabic	6/20/2021 9:44 PM
15	English & Spanish	6/13/2021 1:01 PM
16	both English and Spanish	6/6/2021 2:30 PM

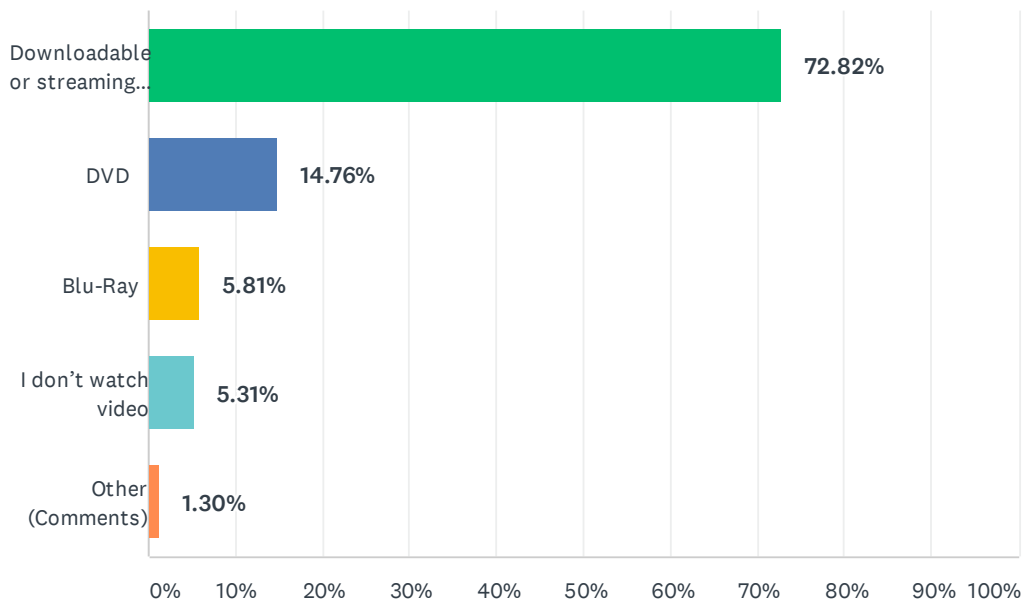
Porterville Library Survey

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17	Both	6/4/2021 6:37 PM
18	I can read both Spanish and English	6/4/2021 12:35 PM
19	both	6/4/2021 9:46 AM
20	Italian	6/3/2021 2:50 PM
21	both	6/3/2021 2:24 PM
22	both English and Spanish	6/3/2021 1:40 PM
23	both it does not matter	6/3/2021 1:10 PM
24	Tagalog and english	6/3/2021 12:56 PM
25	All of above	6/3/2021 12:15 PM
26	English Spanish Portugese France	6/3/2021 11:55 AM
27	Spanish and English together.	6/2/2021 11:27 PM
28	Both	6/2/2021 5:26 PM
29	Both	6/2/2021 4:08 PM
30	Japanese, and English.	6/2/2021 1:12 PM
31	Both	6/2/2021 12:48 PM
32	Both	6/2/2021 12:24 PM
33	I would preferred reading English and Spanish because some Spanish speackers loves to read books but, won't understand the language on the book. So I prefer both languages to be equal for everyone.	6/2/2021 12:20 PM
34	Japanese	6/2/2021 11:43 AM
35	I enjoy reading both English and Spanish	6/1/2021 1:23 PM
36	every language	6/1/2021 11:04 AM
37	NA	5/29/2021 12:33 PM
38	both	5/28/2021 10:51 PM
39	Any language	5/28/2021 9:21 PM
40	NA	5/28/2021 8:05 PM
41	None	5/28/2021 4:03 PM
42	Both Spanish and English	5/28/2021 3:26 PM
43	I primarily read in English, but my children attend Dual Immersion schools and our family would appreciate books in spanish as well.	5/28/2021 12:15 PM
44	Spanish and English is what our community most consist of.	5/28/2021 10:40 AM
45	Tagalog	5/25/2021 5:09 PM

Q4 What is your favorite way to watch video content (movies, TV series, documentaries, etc.)?

Answered: 1,619 Skipped: 9



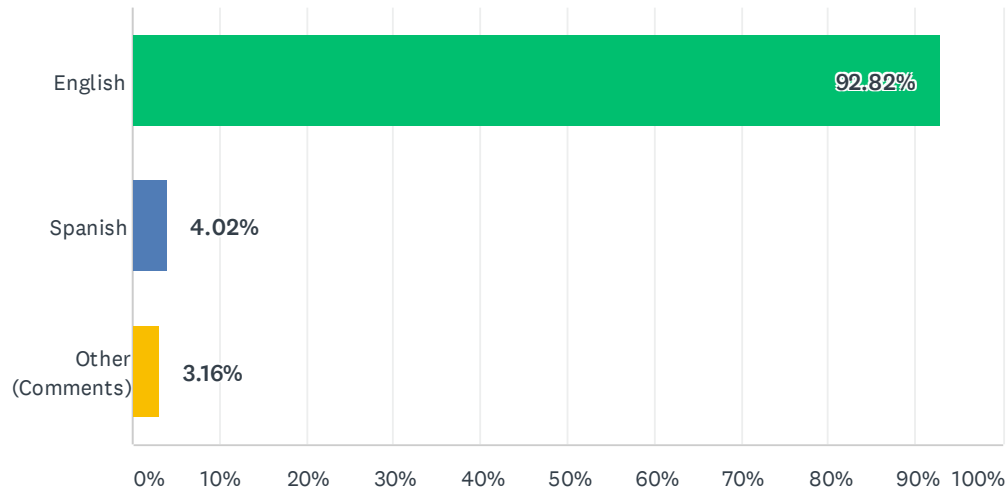
ANSWER CHOICES	RESPONSES	
Downloadable or streaming video (viewed on a tablet, phone, other mobile device, computer or smart TV)	72.82%	1,179
DVD	14.76%	239
Blu-Ray	5.81%	94
I don't watch video	5.31%	86
Other (Comments)	1.30%	21
TOTAL		1,619

#	OTHER (COMMENTS)	DATE
1	You tube	6/24/2021 12:54 PM
2	All of the above	6/23/2021 1:00 AM
3	Since alot of people dont have smart devices so I think DVD would be great	6/21/2021 11:32 AM
4	DIRECTv	6/15/2021 9:16 PM
5	DIRECTv	6/15/2021 9:16 PM
6	on a computer on netflix	6/4/2021 2:18 PM
7	Blue ray and Computer	6/3/2021 11:55 AM
8	phone or computer	6/3/2021 11:36 AM
9	Disney +	6/3/2021 11:33 AM
10	netflix	6/3/2021 10:46 AM
11	Funamation	6/3/2021 10:29 AM

12	there should be a variety of ways	6/2/2021 12:20 PM
13	youtube	6/2/2021 11:56 AM
14	none	6/1/2021 11:04 AM
15	NA	5/29/2021 12:33 PM
16	Streaming & DVD	5/28/2021 11:22 PM
17	VHS	5/28/2021 9:08 PM
18	I have no personal preference	5/28/2021 7:07 PM
19	None	5/28/2021 4:03 PM
20	Disney+	5/28/2021 11:56 AM
21	Going to the theatre.	5/25/2021 5:09 PM

Q5 When you watch a video/movie, what language do you prefer?

Answered: 1,615 Skipped: 13



ANSWER CHOICES	RESPONSES	
English	92.82%	1,499
Spanish	4.02%	65
Other (Comments)	3.16%	51
TOTAL		1,615

#	OTHER (COMMENTS)	DATE
1	Both	6/29/2021 1:13 PM
2	Both English and Spanish	6/29/2021 11:01 AM
3	Both English and Spanish	6/26/2021 12:51 AM
4	Original language with subtitles in English or Spanish	6/25/2021 11:23 PM
5	Both	6/24/2021 8:10 AM
6	Both	6/23/2021 1:00 AM
7	Any language with English subtitles	6/22/2021 3:23 PM
8	Both English and Spanish	6/22/2021 12:41 PM
9	Either English or Spanish	6/21/2021 8:03 PM
10	Both just depends whose watching	6/21/2021 5:43 PM
11	Either	6/21/2021 4:12 PM
12	Both	6/21/2021 4:10 PM
13	Both English and Spanish	6/21/2021 11:04 AM
14	either	6/6/2021 2:30 PM
15	Both	6/4/2021 6:37 PM
16	any that i understand	6/4/2021 1:36 PM

Porterville Library Survey

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17	I like to watch both Spanish and English	6/4/2021 12:35 PM
18	Japanese with subtitles	6/4/2021 9:46 AM
19	both	6/4/2021 9:46 AM
20	both	6/3/2021 2:24 PM
21	The original language of the movie/video with subtitles.	6/3/2021 1:45 PM
22	English or Japanese(As long as threes subtitles)	6/3/2021 1:07 PM
23	Some times I prefer Japanese but mostly English.	6/3/2021 12:55 PM
24	I like to watch movies in both languages, English and Spanish.	6/3/2021 12:52 PM
25	All of above	6/3/2021 12:15 PM
26	English Spanish Portugese French	6/3/2021 11:55 AM
27	Both	6/3/2021 11:33 AM
28	Both Spanish and English.	6/2/2021 11:27 PM
29	Both	6/2/2021 5:26 PM
30	Both	6/2/2021 4:08 PM
31	English, or Japanese.	6/2/2021 1:12 PM
32	Both	6/2/2021 12:48 PM
33	Japanese	6/2/2021 12:47 PM
34	English with subtitles	6/2/2021 12:31 PM
35	I would preferred watching English and Spanish movie because some Spanish speakers wouldn't understand what the actors are speaking in other language.	6/2/2021 12:20 PM
36	Original language with subtitles	6/2/2021 12:05 PM
37	Japanese	6/2/2021 11:43 AM
38	English and Spanish	6/1/2021 1:23 PM
39	every leanguage	6/1/2021 11:04 AM
40	Don't mind. I use subtitles when necessary	5/29/2021 5:13 PM
41	NA	5/29/2021 12:33 PM
42	Japanese with sub	5/29/2021 2:04 AM
43	both	5/28/2021 10:51 PM
44	Depends on the origin of movie	5/28/2021 9:21 PM
45	Langage of Origin, subtitles on	5/28/2021 7:24 PM
46	I prefer English, but as long as subtitles are offered, any language is fine with me	5/28/2021 7:07 PM
47	Japanese	5/28/2021 4:13 PM
48	None	5/28/2021 4:03 PM
49	Both Spanish and English	5/28/2021 3:26 PM
50	Spanish and English	5/28/2021 10:40 AM
51	Tagalog	5/25/2021 5:09 PM

Q6 What else would you like to tell us about the library's collection that we haven't asked?

Answered: 529 Skipped: 1,099

#	RESPONSES	DATE
1	Homework center for kids	7/4/2021 3:48 PM
2	I'd love to see artifacts of Porterville history displayed, & the beautiful geodes & crystals. Also, artwork from local artists!	7/4/2021 12:38 PM
3	Nothing	7/4/2021 12:31 PM
4	Am option to rent audio books for newer releases	7/4/2021 11:56 AM
5	Include searchable electronic research site.	7/4/2021 11:26 AM
6	books for academic classes are useful and much appreciated to me.	7/3/2021 10:09 PM
7	On hands building stuff for kids	7/3/2021 3:10 PM
8	For there to be a section of books in Spanish.	7/3/2021 12:56 PM
9	NA	7/3/2021 4:49 AM
10	Will there be an area for children to play in	7/2/2021 2:56 PM
11	Would like a large section of books and or videos based on PORTERVILLE'S rich history. Accurate HISTORY on who founded the town, etc.	7/2/2021 1:37 PM
12	My family had loved the Porterville Library for almost 20 years. Our favorite books were always all the different art's and crafts books. Anything from diy holiday decorations to how to read tarot cards. We love making and trying new things.	7/1/2021 8:49 PM
13	Having computers available for use, newspapers, etc	7/1/2021 7:37 PM
14	Can we have An art exhibit in memory of the library we lost.	7/1/2021 2:31 PM
15	Mystery books Educational books	6/30/2021 6:43 AM
16	You were great	6/29/2021 5:08 PM
17	Book series	6/29/2021 1:26 PM
18	A good culturally relevant selection of materials that suits our diverse community.	6/29/2021 1:13 PM
19	i dont know	6/29/2021 11:01 AM
20	There us nothing i would like to ask	6/29/2021 11:01 AM
21	Sport books	6/29/2021 11:01 AM
22	Add a lot of chapter books	6/29/2021 10:57 AM
23	Nothing.	6/29/2021 10:56 AM
24	N/A	6/29/2021 12:17 AM
25	Rock displays interesting indigenous displays, cultural displays, astronomy displays space science displays.	6/28/2021 6:15 PM
26	N/A	6/28/2021 6:14 PM
27	Keep moving ahead in this new century! This new era is primarily e-based, especially for kids and teens. Of course, adults are included in that, but many adults still like the feel of an actual book in their hands. So, concentrate on modern media, for sure.	6/28/2021 3:49 PM

Porterville Library Survey

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28	Would like comfortable seating.	6/28/2021 9:43 AM
29	history of porterville and the area	6/28/2021 1:40 AM
30	I have some books that I would like to donate.	6/27/2021 5:45 PM
31	For answer to qu #4, if I could pick 2, the other would be Blu-ray -- even in the age of streaming they have their advantages. But I wouldn't say Porterville should spend a lot on discs. Even before the library tragically burned, most discs I checked out were ones I requested from other SJVLS libraries, which was fine.	6/27/2021 12:30 PM
32	I'd like kids activities, like story book readings	6/26/2021 11:04 AM
33	I think a nice plaque to honor the two fire fighters lost in the tragedy honoring them as hero's is a must!!!	6/26/2021 8:06 AM
34	Having local history pieces in the Reference section is of value. Additionally, foreign language materials are great, especially the Spanish language section.	6/26/2021 12:51 AM
35	Library should have a good array of essay and history books among those of non-fiction.	6/25/2021 11:23 PM
36	I want my library to have college level books.	6/25/2021 10:53 PM
37	Nothing	6/25/2021 8:23 PM
38	I think much of the local history archived there was lost in the fire. Attempt should be made to preserve whatever can be recovered from local organizations or families.	6/25/2021 4:24 PM
39	Any is fine	6/25/2021 3:00 PM
40	Book about Porterville.	6/25/2021 2:28 PM
41	Genealogy material	6/25/2021 1:38 PM
42	No flammable toys in children's section!!!! No plush or cotton stuffed animals.	6/24/2021 2:31 PM
43	That it has a great area for children to enjoy while their parents are reading/studying.	6/24/2021 2:27 PM
44	Security to watch murderous boys who light fires and kill heros	6/24/2021 12:54 PM
45	Book series need to be available, it disappointing to start a series and not have all the book.	6/24/2021 1:02 AM
46	Need to include the classics that are required reading by highschoools. Some are hard to come by	6/23/2021 11:54 PM
47	Want historical collection, access to old newspapers	6/23/2021 9:01 PM
48	I would like to have some books from the fantasy genre and newer ones as well.	6/23/2021 6:59 PM
49	I would make sure to focus on diversity. Having stories written by marginalized groups and stories about marginalized groups.	6/23/2021 6:33 PM
50	I think it would be great to ensure that the children's section carries books that represent LGBTQ authors and subjects, as well as Science, Math & Technology.	6/23/2021 9:52 AM
51	It needs to cater to all genres. I don't love fiction over something like graphic novels. I want to see variety .	6/23/2021 8:55 AM
52	Tuesday game night	6/22/2021 9:41 PM
53	A large selection of books about the history of the United States would be nice	6/22/2021 6:02 PM
54	I would like to see more books on the history of Porterville and the surrounding areas as well as the central valley	6/22/2021 5:27 PM
55	Science fiction, earth science and astronomy	6/22/2021 5:23 PM
56	I really liked to see youth school projects in the library (such as the missions, art, etc.)	6/22/2021 3:07 PM
57	School books would be great!	6/22/2021 12:44 PM
58	Classics would be appreciated	6/22/2021 11:51 AM
59	N/A	6/22/2021 8:57 AM

60	The library needs to have more of the new books that are just released, the bookshelves were always so empty.	6/22/2021 2:14 AM
61	It would be so useful to have more children's books in Spanish, it is very hard to find books in Spanish and I prefer paperback books instead of downloading them as pdf because i want my child to read a paper book instead of looking at the tablet.	6/22/2021 1:16 AM
62	Even though I do read in English with such a big Hispanic community and large amount of dull immersion school it would be best to also have a many Spanish books available	6/22/2021 12:00 AM
63	what will replace the legal reference books that were lost?	6/21/2021 11:59 PM
64	Career, college and job search info that is kept current	6/21/2021 11:41 PM
65	Be aware that English will be skewed as the language of choice since the survey is in english.	6/21/2021 11:07 PM
66	Helping people navigate technology and becoming citizens	6/21/2021 10:47 PM
67	If the records are still available, maybe review past usage and focus on what people used.	6/21/2021 9:45 PM
68	nope	6/21/2021 8:36 PM
69	Excited to visit you always had great stuff	6/21/2021 8:28 PM
70	Encyclopedia Books from all over the world	6/21/2021 8:23 PM
71	Craft books would be nice!	6/21/2021 8:20 PM
72	Free Genealogy resources	6/21/2021 7:59 PM
73	Information about local history	6/21/2021 7:41 PM
74	History	6/21/2021 7:29 PM
75	Na	6/21/2021 7:09 PM
76	History, sciences, DIY, Ag, Animal husbandry, crafts,	6/21/2021 6:58 PM
77	We are excited to have our library once again.	6/21/2021 6:45 PM
78	Renaming the library after our fallen firefighter hero's.	6/21/2021 5:34 PM
79	I hope that it will be able to initially focus on the children and older adults. The community is really excited to have a library again!	6/21/2021 5:27 PM
80	I would like to see a porterville library app	6/21/2021 5:21 PM
81	N/A	6/21/2021 4:42 PM
82	nothing	6/21/2021 4:40 PM
83	Will there be a place to take small kids. The kids play/reading room	6/21/2021 4:28 PM
84	Include comic books	6/21/2021 4:10 PM
85	How are the historical items in natural resources and social studies in the museum? Where they lost in the fire, uploaded online for safe keeping? How accessible are they to the public?	6/21/2021 4:05 PM
86	Would like to see artifacts if possible for the Tule Yokuts	6/21/2021 3:27 PM
87	I would love to still be able to see any remnants of Porterville's history or special rocks and stones.	6/21/2021 3:19 PM
88	Great	6/21/2021 3:03 PM
89	Hope there is history of Pville available	6/21/2021 2:28 PM
90	If author has a series. Would like to have completed series availabil	6/21/2021 2:26 PM
91	N/a	6/21/2021 2:14 PM
92	A memorial for the firemen lost in the fire.	6/21/2021 2:07 PM
93	Most children activities are during work hours and I am unable to take them. If possible	6/21/2021 1:36 PM

	evening activities.	
94	Coloring books!	6/21/2021 1:31 PM
95	New play area for the little ones, story time was amazing and the summer interactive activities are awesome!	6/21/2021 1:29 PM
96	How books do you guys collect	6/21/2021 11:55 AM
97	Activity's in Spanish	6/21/2021 11:52 AM
98	Christian books	6/21/2021 11:51 AM
99	NA	6/21/2021 11:38 AM
100	Nothing.	6/21/2021 10:26 AM
101	Would be nice to have encyclopedia's and books on specific trades or hobbies	6/21/2021 10:21 AM
102	More computers for Homework/Research	6/20/2021 8:10 PM
103	Would like some Christian books	6/20/2021 5:57 PM
104	Other: It would be beneficial to have an area (outside) to have a sitting area and a small cafe house. An area with Trees, plants, grass area, sitting benches.	6/20/2021 5:52 PM
105	Have all ancestry newspapers, books, etc. available online.	6/20/2021 4:31 PM
106	Be able to donate used books and coordinate with the little libraries around town that promotes reading	6/20/2021 10:46 AM
107	Spanish section	6/20/2021 10:45 AM
108	I want to be able to rent games from consoles such as the Nintendo Switch and Playstation 4 similar to the Tulare library.	6/19/2021 10:11 PM
109	I would like to see the library built downtown Porterville not located in some surrounding area.	6/19/2021 9:38 PM
110	Need a good collection on American history, computer access to major websites (Natl Archives, NPS, Fold3, etc)	6/19/2021 9:24 PM
111	Play place for kids	6/19/2021 8:08 PM
112	Don't forget the R.A. Salvatore complete collection of Drizzt Do' Urdin Novels, Thank You. Ted M Lara Jr.	6/19/2021 6:09 PM
113	It's always been great and I miss it!	6/19/2021 6:56 AM
114	I like horror and sci fi books	6/18/2021 10:09 PM
115	Learning Activities for elementary school children.	6/18/2021 2:42 PM
116	I want to see American History books, patriotic literature	6/18/2021 6:41 AM
117	Series books in order	6/17/2021 11:19 PM
118	I'm hoping the nonfiction books would include travel, cooking and art.	6/17/2021 6:20 PM
119	I'm hoping the nonfiction books would include travel, cooking and art.	6/17/2021 5:49 PM
120	I'm hoping the nonfiction books would include travel, cooking and art.	6/17/2021 4:54 PM
121	I am AGAINST DRAG QUEEN READING TIME to our school aged children and teens. NOT APPROPRIATE	6/17/2021 11:51 AM
122	Please keep a wide children's section - even at the expense of adult selections. Instilling a love of the library in our children (10 yrs. and younger) is vital. Dr. Suess is a classic and I hope we don't fall prey to the current stupidity about his books.	6/17/2021 9:07 AM
123	Offer lots of fun events for children	6/16/2021 6:00 PM
124	Hope that the genealogy collection can be rebuilt	6/15/2021 11:12 PM
125	It would be cool to have bilingual books.	6/15/2021 9:59 PM

Porterville Library Survey

SurveyMonkey

126	Please make it if you have a library card, you can access your Ancestry.com and or other genealogical websites for free using the library's computers. More genealogy friendly tools.	6/15/2021 9:16 PM
127	Please make it if you have a library card, you can access your Ancestry.com and or other genealogical websites for free using the library's computers. More genealogy friendly tools.	6/15/2021 9:16 PM
128	Anime	6/15/2021 4:21 PM
129	I enjoyed reading about Porterville's history.	6/15/2021 4:20 PM
130	Nothing	6/15/2021 3:08 PM
131	more selection for grade school students	6/15/2021 1:45 PM
132	I need the words on videos due to poor hearing	6/15/2021 12:02 PM
133	Please have a nice balance between traditional books you can pick up to read and digital media.	6/15/2021 11:55 AM
134	Movies not important, however, downloadable audio for the elderly.	6/15/2021 9:00 AM
135	Local history and nature	6/15/2021 5:47 AM
136	more books on electronics, amps, and guitars	6/14/2021 11:50 PM
137	I would like to see more Mexican-American books. Also, books that relate to their struggles.	6/14/2021 8:07 PM
138	I would like to know how to donate books to replenish the lost supply.	6/13/2021 7:49 PM
139	Think about the firefighters	6/13/2021 3:48 PM
140	Please, please, please include literature such as biographies, terminology, and graphic novels/stories covering the LGBTQ+ Community.	6/12/2021 8:37 PM
141	Lots of History books and biographies and plays please!	6/12/2021 5:33 PM
142	Please make it a happy place for all who choose to come.	6/11/2021 8:22 AM
143	I did like coming to read national newspapers. I miss the new books section on the way in	6/9/2021 7:02 PM
144	Educational Support Apps & Videos	6/9/2021 6:01 PM
145	Collection of Caldecott and Newberry winners	6/8/2021 9:35 PM
146	I would like to see more career help books for steps after college and true crime books for an outlook on criminal psychology	6/8/2021 3:57 PM
147	Some basic books to understand religions of the world including Islam	6/8/2021 12:18 PM
148	Books in braille.	6/8/2021 9:51 AM
149	the children's play area with stuffed toys and puppets was where i was able to interact with my children. also the computers and printers were of big help to me.	6/8/2021 2:24 AM
150	make an area for guest speakers and displays that can be used for teaching Porterville History most people don't really have a clue about the true history of Porterville	6/7/2021 11:55 PM
151	Make sure to add A lot of Celebrity magazines from the 1990s	6/7/2021 11:38 PM
152	You covered almost everything I think the people would like	6/7/2021 8:49 PM
153	Streaming wifi and providing computer usage with printing scanning and faxing services	6/7/2021 7:04 PM
154	N/A	6/7/2021 5:12 PM
155	Remember our heroes.	6/7/2021 5:08 PM
156	Sitting areas to read books	6/7/2021 4:11 PM
157	Public computers	6/7/2021 3:50 PM
158	Porterville history	6/7/2021 3:33 PM
159	I like the availability of older books and movies.	6/7/2021 3:31 PM

160	Would love to see a finance and budgeting type books to help the community become better with their finances to help us all prosper.	6/7/2021 3:17 PM
161	Please increase the number of books, especially classic literature and award winning children's books.	6/6/2021 9:50 PM
162	I would like books on art and history	6/6/2021 7:35 PM
163	I think it could be a good idea if we can have a play station for younger kids while their parents are reading or checking out books. Also, have a second floor for English beginners classes for people can learn English no matter what age. I think these 2 ideas will be great and I hope that they will help with the building of the library.	6/6/2021 11:43 AM
164	Please note how important this service is to our community	6/6/2021 11:33 AM
165	a collection in Memory of Captain Figueroa & FireFighter Jones	6/4/2021 11:22 PM
166	I cant think of anything at the moment.	6/4/2021 11:01 PM
167	harry potter books	6/4/2021 10:43 PM
168	Complete sets would be nice to be able to read a series in order.	6/4/2021 10:22 PM
169	I would it if there were some of historian Jeff Edwards books available for check out.	6/4/2021 8:48 PM
170	nothing	6/4/2021 8:06 PM
171	Add computers	6/4/2021 8:03 PM
172	na	6/4/2021 6:36 PM
173	Academic subject area materials for high school snd college students	6/4/2021 4:05 PM
174	what kinda books to put i say miraculous books	6/4/2021 2:18 PM
175	nothing	6/4/2021 1:45 PM
176	you didn't ask about informational books like for projects and so	6/4/2021 1:43 PM
177	You should Make Each section or A floor for each subject.	6/4/2021 1:37 PM
178	nothing else	6/4/2021 1:36 PM
179	Nope.	6/4/2021 1:34 PM
180	I would like the library to have free use computers.	6/4/2021 1:31 PM
181	Nothing.	6/4/2021 1:18 PM
182	I would love to see a place, like a bean bag room, where you can connect with other book readers, and talk, and read. I would also love to see a room just for artists/new authors, where others can encourage young creators.	6/4/2021 1:18 PM
183	There isn't really that much I would like to tell.	6/4/2021 1:06 PM
184	Nothing.	6/4/2021 1:02 PM
185	Maybe a sci-fi or scary books section.	6/4/2021 12:52 PM
186	Is there new programs that will be added to the library?	6/4/2021 12:35 PM
187	Computer lab.	6/4/2021 12:29 PM
188	A Cafe room for people to get food	6/4/2021 12:07 PM
189	I like the books.	6/4/2021 12:04 PM
190	A computer section	6/4/2021 11:43 AM
191	idk	6/4/2021 11:36 AM
192	comics/mangas	6/4/2021 11:34 AM
193	Nothing	6/4/2021 11:33 AM

Porterville Library Survey

SurveyMonkey

194	they should get books that are popular in the community.	6/4/2021 11:25 AM
195	Nothing	6/4/2021 11:07 AM
196	Would you be able to get more music cds from more different artists and genres?	6/4/2021 10:38 AM
197	I hope to see more anime things because thats what popular rn	6/4/2021 10:31 AM
198	More anime books	6/4/2021 10:29 AM
199	no	6/4/2021 10:27 AM
200	Nothing	6/4/2021 9:57 AM
201	Will you guys still all the same books	6/4/2021 9:51 AM
202	No	6/4/2021 9:51 AM
203	its cool	6/4/2021 9:46 AM
204	there should be books by all authers	6/4/2021 9:46 AM
205	we can add video games and consoles so they can have tournament's.	6/4/2021 9:46 AM
206	i suggest that the library need a gaming room	6/4/2021 9:46 AM
207	some video or like tournaments	6/4/2021 9:46 AM
208	new popular video game show host tournaments and computer setups	6/4/2021 9:46 AM
209	I suggest that the library purchase gaming consoles and the newest/most popular games to hold gaming tournaments for the youth.	6/4/2021 9:46 AM
210	Adding activities based on what most of the kids/teens read.	6/4/2021 9:41 AM
211	I hope the collection of books includes novels created by bestseller authors.	6/4/2021 9:40 AM
212	A kid section for kids 1-5 year-olds	6/4/2021 9:38 AM
213	nothing	6/4/2021 9:35 AM
214	The library should host some pizza partys for kids if they read a certain amount of books.	6/4/2021 9:31 AM
215	Make themes for certain book genres.	6/4/2021 9:27 AM
216	Nothing	6/4/2021 9:26 AM
217	Idk	6/4/2021 9:23 AM
218	Nope.	6/4/2021 9:19 AM
219	N/A	6/4/2021 9:13 AM
220	Can we donate books?	6/4/2021 6:34 AM
221	nothin	6/4/2021 12:10 AM
222	Nothing really.	6/3/2021 7:41 PM
223	Would u like to be able to make a book then allow people to read it ?	6/3/2021 7:02 PM
224	None	6/3/2021 6:59 PM
225	Reference books should be high priority	6/3/2021 5:37 PM
226	I enjoyed the History room.	6/3/2021 4:56 PM
227	Nothing	6/3/2021 4:04 PM
228	N/A	6/3/2021 3:55 PM
229	Academic subject area materials for high school snd college students	6/3/2021 3:54 PM
230	comic books	6/3/2021 3:37 PM
231	more lgbt content	6/3/2021 3:09 PM

232	My favorite book series is The Baby Sitters Club.	6/3/2021 3:07 PM
233	Add a personalized lounge area in the names of our fallen firefighters, Patrick Jones, and Raymond Figueroa.	6/3/2021 2:50 PM
234	It doesn't have many novels in Spanish.	6/3/2021 2:09 PM
235	Maybe consider getting textbooks to help kids with school and their subjects	6/3/2021 2:03 PM
236	Having a room of books that are in Spanish.	6/3/2021 1:59 PM
237	I don't know	6/3/2021 1:55 PM
238	how many book do you have in the library;s colletions	6/3/2021 1:50 PM
239	It would be great to have a place where we can suggest different titles to be available at this library.	6/3/2021 1:45 PM
240	it should have quiet rooms	6/3/2021 1:40 PM
241	Can you add portable laptops? Maybe some that people can rent out?	6/3/2021 1:38 PM
242	I don't have any questions.	6/3/2021 1:37 PM
243	Can we help by giving money	6/3/2021 1:37 PM
244	I don't know	6/3/2021 1:35 PM
245	Nothing !!	6/3/2021 1:35 PM
246	How will "return" the e-books?	6/3/2021 1:33 PM
247	Nothing :)	6/3/2021 1:32 PM
248	I would like mystery books	6/3/2021 1:32 PM
249	Nothing	6/3/2021 1:30 PM
250	n/a	6/3/2021 1:30 PM
251	NA	6/3/2021 1:30 PM
252	Nothing	6/3/2021 1:27 PM
253	Rebuilding the history room is a top priority!	6/3/2021 1:22 PM
254	I more of a graphic novel/comic book/manga reader its my more perferable books to read. But I would also like there to be sets or box collections of manga that is for purchse if thats ok.	6/3/2021 1:15 PM
255	Is there going to be a donation station were people can donate book ect?	6/3/2021 1:15 PM
256	to have a section for the dairy of the wimpy kid books and the new book	6/3/2021 1:13 PM
257	i have no questions	6/3/2021 1:13 PM
258	Animal books	6/3/2021 1:11 PM
259	Movie books , Manga , Anime	6/3/2021 1:10 PM
260	nothing	6/3/2021 1:10 PM
261	Nothing	6/3/2021 1:10 PM
262	the library needs to include the little kid book like the ones about puppy's	6/3/2021 1:10 PM
263	Nothing	6/3/2021 1:09 PM
264	I would like to read Japanese Manga, such as Naruto.	6/3/2021 1:09 PM
265	Nothing yet	6/3/2021 1:09 PM
266	maybe add sections of books	6/3/2021 1:09 PM
267	Add all of the Naruto manga, please! Also maybe some comics as well such as marvel, D.C, etc.	6/3/2021 1:08 PM

Porterville Library Survey

SurveyMonkey

268	Nothing that I can think of at the moment.	6/3/2021 1:08 PM
269	nothing	6/3/2021 1:08 PM
270	Do you guys have anime based books? Like manga's!	6/3/2021 1:07 PM
271	large selections of books and movies for families.	6/3/2021 1:04 PM
272	Nothing really	6/3/2021 1:00 PM
273	Nothing really	6/3/2021 12:59 PM
274	I do not think that you have missed anything	6/3/2021 12:57 PM
275	Can you put The School for Good and Evil series and the Land of Stories series?	6/3/2021 12:56 PM
276	nothing I would like to ask.	6/3/2021 12:55 PM
277	nothing really	6/3/2021 12:54 PM
278	Toradora!, kakegurui, a silent voice, and Shrek	6/3/2021 12:52 PM
279	Are there comic books in your library?	6/3/2021 12:52 PM
280	Adding educational artifacts such as native crafts would be very good and adding other cultures.	6/3/2021 12:48 PM
281	Should include a sound proof room.	6/3/2021 12:45 PM
282	The computers were nice so that people can use them.	6/3/2021 12:42 PM
283	Nothing else	6/3/2021 12:39 PM
284	nothing	6/3/2021 12:34 PM
285	It would be great if could have books about history as you did before.	6/3/2021 12:17 PM
286	No comment.	6/3/2021 12:15 PM
287	Library cards	6/3/2021 11:58 AM
288	Child friendly book	6/3/2021 11:55 AM
289	The school looked out of date and should be more modern.	6/3/2021 11:47 AM
290	make a children room like they have the stuff to do well the parents checkout/get stuff	6/3/2021 11:47 AM
291	The computer with games.	6/3/2021 11:45 AM
292	war books Ex: The bombing of Pearl harbor	6/3/2021 11:43 AM
293	nothing else.	6/3/2021 11:37 AM
294	Get diary books.	6/3/2021 11:34 AM
295	I really liked the kids section with all the puppets and stuffed animals with beanbags to sit. It was fun to read to my siblings there.	6/3/2021 11:34 AM
296	You should have an area where you are able to eat. But a panda express in there. Have ps5's and xboxs to play on. And you give away brand new stuff like technology.	6/3/2021 11:33 AM
297	add some gaming console like a Xbox or pc .	6/3/2021 11:33 AM
298	None	6/3/2021 11:33 AM
299	Nothing, but thanks for asking.	6/3/2021 11:26 AM
300	N/A	6/3/2021 11:25 AM
301	Add more of a variety of book if anything more Daniel steel more Stephen King more manga more vampire chronicles like Anne Rice more older book that are just wow I love them I would really love to read them	6/3/2021 11:23 AM
302	I would like a children's reading book as we once had with a nice rug and some chairs	6/3/2021 11:19 AM

Porterville Library Survey

SurveyMonkey

303	Make more chapter books about true stories.	6/3/2021 10:56 AM
304	can we use any divcies	6/3/2021 10:55 AM
305	Make a place to use computers to study, game, or other stuff.	6/3/2021 10:52 AM
306	idk	6/3/2021 10:46 AM
307	idk	6/3/2021 10:45 AM
308	None	6/3/2021 10:43 AM
309	that the animal books and nonfiction books	6/3/2021 10:42 AM
310	Nothing	6/3/2021 10:40 AM
311	I think the library's collection should include books that are both in English and Spanish.	6/3/2021 10:39 AM
312	i do not no	6/3/2021 10:37 AM
313	To they can read all books and also to kinds can read fun books and also the they can be like this one side of english and one of spanish =)	6/3/2021 10:37 AM
314	nothing.	6/3/2021 10:36 AM
315	About having fun books	6/3/2021 10:35 AM
316	Maybe add a play room for little kids again.	6/3/2021 10:35 AM
317	What types of book do most teen likes or adult or kids maybe.	6/3/2021 10:35 AM
318	You have asked every genre of the book there is to my knowledge.	6/3/2021 10:34 AM
319	nothing	6/3/2021 10:31 AM
320	Not much.	6/3/2021 10:31 AM
321	Nothing	6/3/2021 10:30 AM
322	What I would like in the public library are an anime book and posters.	6/3/2021 10:29 AM
323	nothing	6/3/2021 10:29 AM
324	A good amount of people I know would like to read superhero comics from Marvel or Dc and it was not provided in the library from our knowledge.	6/3/2021 10:24 AM
325	-	6/3/2021 10:24 AM
326	nothing	6/3/2021 10:20 AM
327	Have several types of books available.	6/3/2021 10:07 AM
328	N/A	6/3/2021 10:05 AM
329	People read more fiction than anything else.	6/3/2021 10:02 AM
330	I want to tell the library	6/3/2021 9:57 AM
331	I want to tell the library that has multiple varieties of books.	6/3/2021 9:56 AM
332	Noting	6/3/2021 9:55 AM
333	Try to get collections of literature that deal with the history of Porterville, and surrounding areas	6/3/2021 9:51 AM
334	Hilo book 6 an big nate	6/3/2021 9:40 AM
335	I don't really have nothing to say.	6/3/2021 9:35 AM
336	sports books	6/3/2021 9:34 AM
337	The computers should be a great place to make.	6/3/2021 9:28 AM
338	How much books can we get at a time	6/3/2021 9:27 AM
339	At the moment nothing.	6/3/2021 9:23 AM

Porterville Library Survey

SurveyMonkey

340	cooking books	6/3/2021 9:20 AM
341	N/A	6/3/2021 9:06 AM
342	nothing	6/3/2021 3:40 AM
343	I got nothing to tell you guys.	6/3/2021 2:48 AM
344	n/a	6/2/2021 11:46 PM
345	Nothing else, just being comfortable.	6/2/2021 11:27 PM
346	Computers for the community to use.	6/2/2021 11:13 PM
347	Is there any chance of recovering the mineral collection that was on display in the old library? If any are recoverable, it'd be great to see them return. I have very fond childhood memories of seeing that collection when visiting the library.	6/2/2021 11:12 PM
348	nothing i cant wait !	6/2/2021 8:41 PM
349	books about cars	6/2/2021 6:20 PM
350	I think for the books they should add like scary,murder documentaries, or like story's that are included in movies.Because those are books that like teen/adults like to read instead of kiddish and old documentaries.I think that would bring more intention to adults and teens.	6/2/2021 5:26 PM
351	I didn't see a young adult option for the collections. That is very necessary to provide for the entire age span.	6/2/2021 4:52 PM
352	More people walking around library. I work for the school.and the library shouldn't be a place to ditch. I think more Supervision in that Library would have never burned down	6/2/2021 4:35 PM
353	Nothing	6/2/2021 4:28 PM
354	n/a	6/2/2021 4:23 PM
355	Get some stuff of wwe	6/2/2021 4:20 PM
356	Nothing	6/2/2021 4:20 PM
357	Little play ground for the little kids	6/2/2021 3:53 PM
358	nothing	6/2/2021 3:40 PM
359	N/A	6/2/2021 3:38 PM
360	nothing more	6/2/2021 2:55 PM
361	None that I can think of.	6/2/2021 2:34 PM
362	Please include more resource books for teachers	6/2/2021 2:23 PM
363	Nothing else.	6/2/2021 1:28 PM
364	Nothing.	6/2/2021 1:18 PM
365	Reference materials/resources would be good	6/2/2021 1:18 PM
366	Porterville History Section	6/2/2021 1:18 PM
367	THE COMPUTERS!!	6/2/2021 1:14 PM
368	For this you need a whole big area for anime and manga.	6/2/2021 1:12 PM
369	Nothing	6/2/2021 1:11 PM
370	no	6/2/2021 1:11 PM
371	I have no questions about the library's collection.	6/2/2021 1:08 PM
372	Please include cooking-baking and animals-farm books	6/2/2021 1:04 PM
373	You should not have Cosmopolitan type magazines.	6/2/2021 12:56 PM
374	Na	6/2/2021 12:56 PM

375	How do you plan to organize the library?	6/2/2021 12:50 PM
376	Will it be 2 storied like the last one?	6/2/2021 12:48 PM
377	nothing	6/2/2021 12:48 PM
378	We should get books for all languages.	6/2/2021 12:48 PM
379	Manga please	6/2/2021 12:47 PM
380	Anime and manga posters!! Also, a bigger manga collection since the previous one was limited in variety.	6/2/2021 12:45 PM
381	Please note how important this service is to our community	6/2/2021 12:44 PM
382	We would like popular movie books	6/2/2021 12:44 PM
383	I would like se bookend in different languages in to order to please the dieversity.	6/2/2021 12:36 PM
384	Just have a vast collection	6/2/2021 12:31 PM
385	Please add an anime section	6/2/2021 12:30 PM
386	Libros de superación personal	6/2/2021 12:27 PM
387	The library was not just a building with books but was a historic site that represented safety ,knowledge, and community togetherness and replacing the building and furniture will not recreate what was lost. Who and What was taken from the community goes to the very core of every child born and raised in this town for the duration of its existence. From reading hour for preschoolers to reading contests for Summer school age children the library was a safe place.	6/2/2021 12:25 PM
388	Have a children's area	6/2/2021 12:24 PM
389	Nothing	6/2/2021 12:21 PM
390	I want to tell you about the library collection that you haven't asked if there should be some comic books. I would love to see some comic books in the library. I always want to read them and understand the meaning of a comic book.	6/2/2021 12:20 PM
391	It is important to have an area about Chicano, Asian, Black, Native history books and not a few books. This community is multicultural and not just white immigrants. I am so sick and tired of having to wait for books to be sent from other places (for the last 30 years) so my students can research their own heritage. Please, MULTICULTURAL INCLUSIVENESS!!	6/2/2021 12:20 PM
392	Nothing	6/2/2021 12:17 PM
393	Osamu Dazai, and literary novels and poets including foreign translated ones.	6/2/2021 12:13 PM
394	Will there be a lounge area to read (chair, table, couch)?	6/2/2021 12:08 PM
395	Have lots of amazing mangas please such as Tokyo Ghoul, Sword Art Online and many others.	6/2/2021 12:08 PM
396	I think you ask me better good question .	6/2/2021 12:08 PM
397	Chapter books would be great !	6/2/2021 12:07 PM
398	more manga	6/2/2021 12:07 PM
399	N/A	6/2/2021 12:05 PM
400	We should add Baking books	6/2/2021 12:04 PM
401	Nothing much, just to make a lot of books for the children so they can gain interest in reading.	6/2/2021 12:04 PM
402	The library was a haven for many teens. Having a place outside of school with a computer lab and printing services was of great value. In a technology-laden world, it seems important to have libraries that are also media centers.	6/2/2021 12:02 PM
403	Nothing	6/2/2021 12:01 PM
404	I think that there really isn't anything else, I think that every question was asked.	6/2/2021 12:00 PM

405	I'd like to see other items that keep small children interested in coming to the library. A puppet center, their size chairs and areas to read, eye catching items they can touch that helps brings stories to life.	6/2/2021 11:55 AM
406	NA	6/2/2021 11:50 AM
407	Nothing.	6/2/2021 11:49 AM
408	none.	6/2/2021 11:44 AM
409	More people are getting into Anime and Manga so you should probably load up on those	6/2/2021 11:43 AM
410	nothing	6/2/2021 11:41 AM
411	N/A	6/2/2021 11:40 AM
412	make a kids area for when the parents are reading in the library	6/2/2021 11:38 AM
413	Nothing	6/2/2021 11:37 AM
414	I don't have any questions.	6/2/2021 11:33 AM
415	Computers with internet for those that need it. And PLEASE also bring back that children's area like you had down stairs.	6/2/2021 11:02 AM
416	N/a	6/2/2021 10:56 AM
417	Have a computer section like the previous Library had for public use.	6/2/2021 10:55 AM
418	A variety of different types of books, magazines, DVD and newspapers are a good idea for our area. Most of these items can now be found online, so having an online presence is a necessity.	6/1/2021 11:25 PM
419	What movie genre do you prefer?	6/1/2021 11:18 PM
420	Local history (city or county) and local Native American history/language	6/1/2021 9:49 PM
421	I really enjoyed the Marilyn Monroe collection of DVDs that were available. I myself wouldn't rent them again since I have already seen them but other people may be interested In videos.	6/1/2021 5:10 PM
422	Nothing	6/1/2021 4:55 PM
423	Nothing.	6/1/2021 2:50 PM
424	Will the library's collection be bigger than the first.	6/1/2021 2:03 PM
425	They should have more biographies on sports players and their lives. Also have old books such as F, Scott Fitzgerald.	6/1/2021 1:48 PM
426	Nothing	6/1/2021 1:33 PM
427	Since our population is largely Spanish speaking, I would like to advocate for the children who need to develop their proficiency in English and Spanish. One language can help drive the proficiency of the other. It would be a great idea to keep that in mind as you choose children's books. Thank you	6/1/2021 1:23 PM
428	nothing	6/1/2021 11:45 AM
429	nothing really	6/1/2021 11:33 AM
430	None	6/1/2021 9:56 AM
431	i liked how the old library had alot of car magazines and books with info and specs of nice cars	6/1/2021 9:23 AM
432	Computer, self help.	6/1/2021 9:06 AM
433	We need K - 8th grade Spanish books for dual immersion students	6/1/2021 6:53 AM
434	Nothing	5/31/2021 12:53 PM
435	Please plan it for a growing community; build what we will need in 30 years. RAISE MY TAXES if that's what it takes to plan an ample library for our future.	5/30/2021 8:28 PM
436	Local Historical figures and records	5/30/2021 5:38 PM

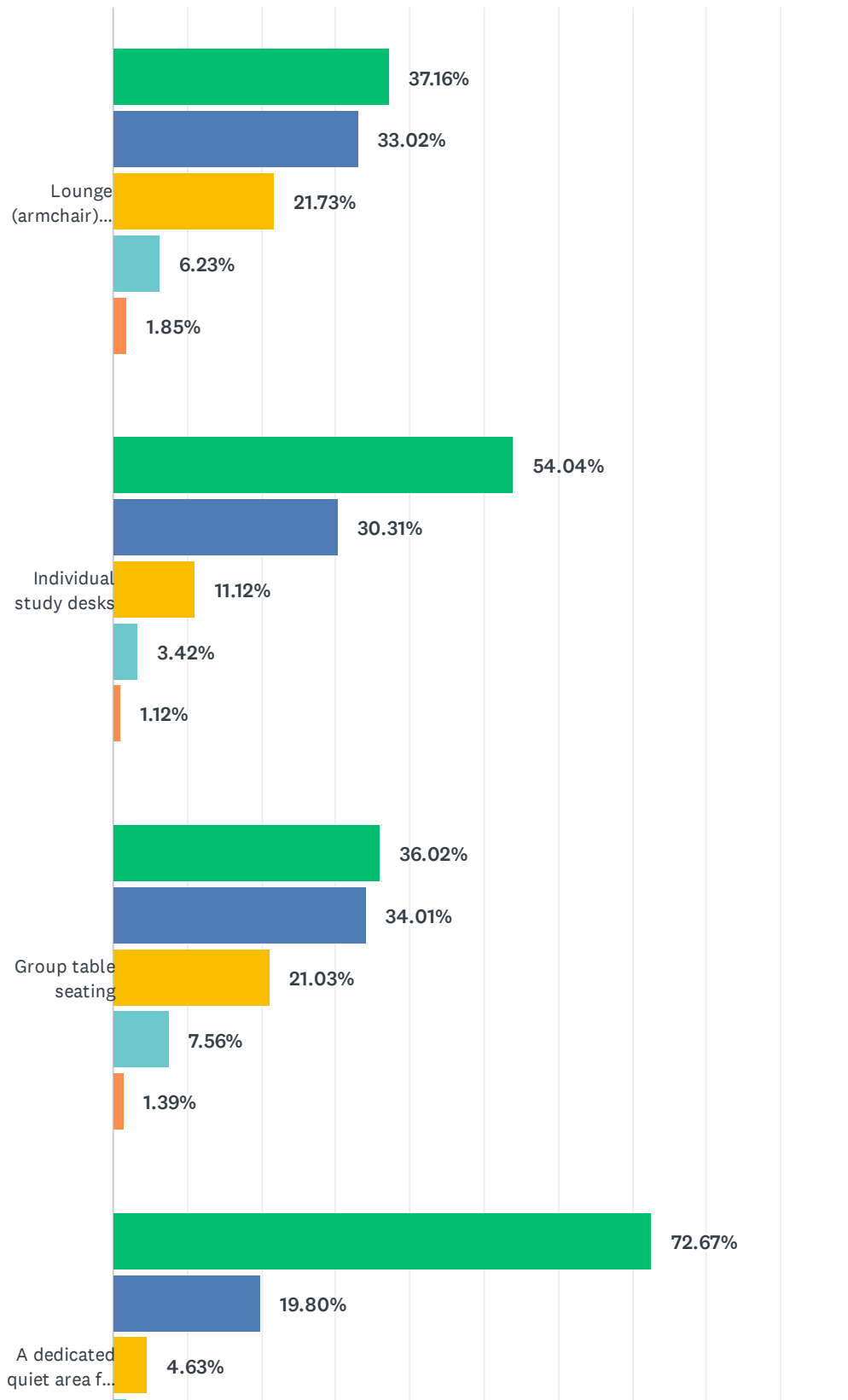
437	Coordinate with the Porterville Historical Museum to make as much local history available as possible. Digitize as much of your collection as possible, so it is readily available to those living elsewhere.	5/30/2021 4:58 PM
438	It would be fabulous if you offered textbooks for homeschoolers to rent by the semester!	5/30/2021 4:53 PM
439	I think there should be multiple copies of more popular books so multiple people can check those books out.	5/30/2021 3:15 PM
440	No comment	5/30/2021 1:48 PM
441	No comment	5/30/2021 1:45 PM
442	Can you make it clear how patrons can recommend materials please? Thank you.	5/30/2021 12:57 PM
443	CD's	5/30/2021 10:49 AM
444	N/A	5/30/2021 9:54 AM
445	I hope the historical element of the town can somehow be replaced or started anew... like documents, newspapers and such!	5/30/2021 1:23 AM
446	I miss being able check out books that I want to read once. I'm happy to donate books I've read once	5/30/2021 12:55 AM
447	N/A	5/29/2021 11:29 PM
448	Music books and sheet music would be amazing. Piano playing books and music history. Porterville is a music town and that should be reflected in our library	5/29/2021 10:34 PM
449	N/A	5/29/2021 10:02 PM
450	I hope you'll seek out and discover again the irreplaceable books, sets or collections you once had.	5/29/2021 9:28 PM
451	Add media that is from other countries	5/29/2021 9:28 PM
452	I will NOT check out books that support the LGBTQ, BLM or Critical Race Theory and especially books that push those agendas on children. In fact, if those agendas are pushed, we will not make it a habit to support this library.	5/29/2021 9:27 PM
453	Items that tell the History of Porterville and surrounding area	5/29/2021 9:21 PM
454	Please include literary classics.	5/29/2021 8:47 PM
455	Replace, as much as possible, local history references and stories	5/29/2021 8:45 PM
456	Please get more award-winning children's books	5/29/2021 8:18 PM
457	Hanging up posters are a nice addition to library's aroma	5/29/2021 8:13 PM
458	Local Writers?	5/29/2021 5:29 PM
459	We lost a lot of historical documentation. I would like to see us try to replace what we can.	5/29/2021 5:13 PM
460	Books for every grade level should be offered, as well as comic books or just pictures books.	5/29/2021 4:49 PM
461	Please continue membership in So Cal Digital Library.	5/29/2021 4:45 PM
462	Computer and labtops	5/29/2021 4:21 PM
463	Will there be any new programs everyone of all ages can join?	5/29/2021 3:03 PM
464	Hope to see the newer books more often and with more copies when it arrives at the library.	5/29/2021 1:31 PM
465	NA	5/29/2021 12:33 PM
466	Need to have a patriotic section	5/29/2021 11:16 AM
467	What is your favorite way to view Porterville/Tulare County history? Books, photos, audio, artifacts, etc.	5/29/2021 10:37 AM
468	I really enjoy inter library loan program. Possible creating a space specifically for Porterville's history and great milestones/events	5/29/2021 10:36 AM

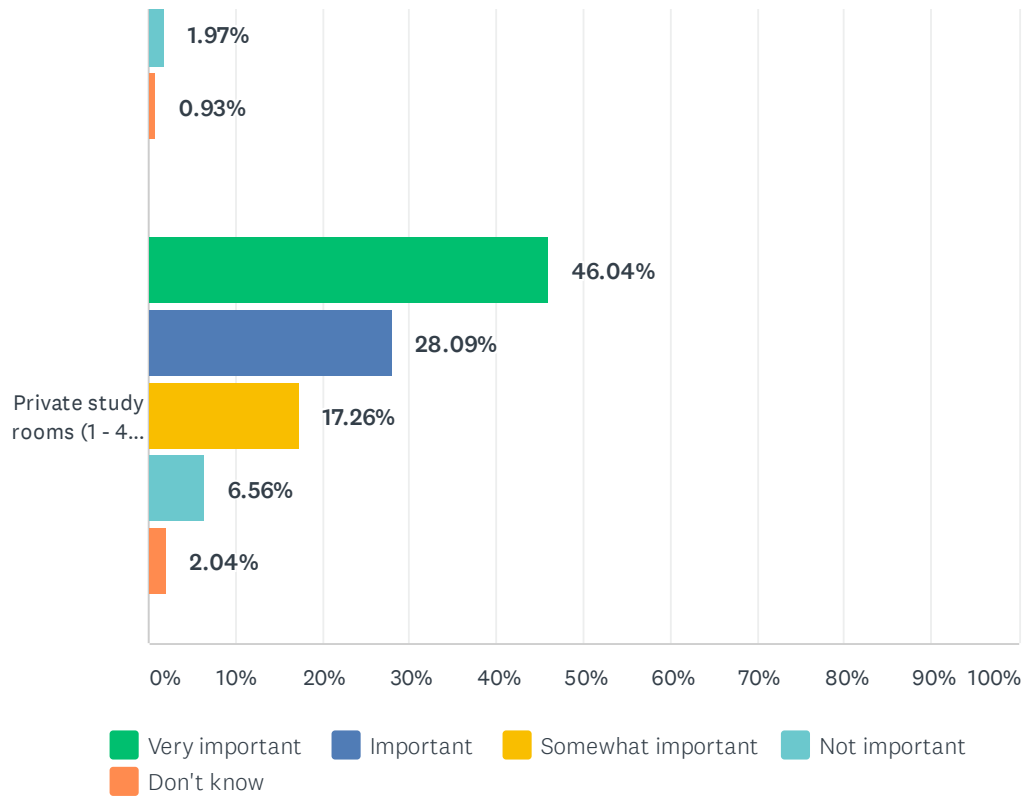
469	Mystery novels and Syfy	5/29/2021 10:23 AM
470	Keep it authentic for our future generations.	5/29/2021 9:03 AM
471	I love seeing DIY books at the library, people should be able to teach themselves skills from books at the library	5/29/2021 2:09 AM
472	Nothing	5/29/2021 12:41 AM
473	Will the Porterville library be able to lend textbooks for college students?	5/28/2021 11:59 PM
474	Maybe a section on the history of Porterville, the surrounding communities, and County history.	5/28/2021 11:50 PM
475	Can we get more then one book at a time?	5/28/2021 11:17 PM
476	Can we get more then one book at a time?	5/28/2021 11:16 PM
477	I can not think of one	5/28/2021 10:51 PM
478	Bilingual books for students in dual immersion schools	5/28/2021 10:42 PM
479	Please consider a wide selection of African-American/black literature and Hispanic literature.	5/28/2021 10:36 PM
480	Boardgames	5/28/2021 9:34 PM
481	I hope to see porterville history books	5/28/2021 9:25 PM
482	Access to music sheets and scripts for plays/musicals. More books of the arts	5/28/2021 9:21 PM
483	More manga	5/28/2021 8:33 PM
484	Please bring back the paperback honor library.	5/28/2021 8:31 PM
485	NA	5/28/2021 8:05 PM
486	N/A	5/28/2021 7:24 PM
487	Will it be a bigger collection?	5/28/2021 7:16 PM
488	The question was asked already, but I'd like to go into more detail. The library's collection should include anything and everything possible. Graphic Novels/Manga, young adult, best sellers, sci fi, non fic, educational (learning new skills/languages etc.) My heart broke the day the library caught fire, and broke further learning the passing of Patrick and Ray. The community funeral service for them was held on my birthday, and I happily attended. I think, with the new library, we as a community really have the opportunity to cater to any and all needs for our community members. Everything the original library was and had, plus the addition of everything new that hadn't been incorporated quite yet. Better floor plans and layout, better construction materials, fire extinguishers and so on. We can't afford nor bear to have another tragedy like this. Our children especially need the library. It's a safe place for them to go to study and meet with friends, and socialize. A place that's safe when maybe home or their neighborhood isn't.	5/28/2021 7:07 PM
489	nothing	5/28/2021 6:36 PM
490	true crime because its interesting Books about the world	5/28/2021 5:32 PM
491	Please include a greater variety of books for all age groups as well as books in languages other than English	5/28/2021 5:18 PM
492	Bigger sci/fi and fantasy collection	5/28/2021 4:40 PM
493	I have no questions or anything to say.	5/28/2021 4:13 PM
494	None	5/28/2021 4:03 PM
495	X	5/28/2021 3:50 PM
496	It would be nice to build up a new collection of Porterville artifacts. Maybe with the help of the community we can make it happen.	5/28/2021 3:26 PM
497	To have different themed area's , make the reading environment like Home .	5/28/2021 3:17 PM

498	Are we able to check out a book?	5/28/2021 2:37 PM
499	Can we make sure the all activities for children and books are located on the bottom floor.	5/28/2021 2:05 PM
500	I really appreciated the vast selection of books in Spanish that you had available. I hope, if possible, that section will return to the new library collection as well.	5/28/2021 2:01 PM
501	Language learning and travel	5/28/2021 1:49 PM
502	We would appreciate a section which contains different levels of reading for Spanish, since my children attend dual Immersion schools. I know that there is a large spanish speaking community in our area. It would be nice to have access to books in Spanish as well.	5/28/2021 12:15 PM
503	No	5/28/2021 12:06 PM
504	If there is a way to recover various history books, any at all, please include them, be it Edward's studio or local folk who may have some. History of our town is important and we should do all we can to preserve it by all means.	5/28/2021 11:57 AM
505	Comfortable lounging chairs to read in - to pass the time.	5/28/2021 11:56 AM
506	Nothing	5/28/2021 11:56 AM
507	Nothing I don't have any Ideas.	5/28/2021 11:42 AM
508	I have nothing to add	5/28/2021 11:40 AM
509	N/A	5/28/2021 11:36 AM
510	Pencils, Coffe Shop, Like a snack bar.	5/28/2021 11:36 AM
511	A coffee shop would be cool.	5/28/2021 11:34 AM
512	Nothing	5/28/2021 11:30 AM
513	none	5/28/2021 11:30 AM
514	Books where we can learn different languages.	5/28/2021 11:29 AM
515	.	5/28/2021 11:28 AM
516	No	5/28/2021 10:53 AM
517	How will we get e-books from the library?	5/28/2021 10:46 AM
518	Nothing.	5/28/2021 10:42 AM
519	nothing	5/28/2021 10:41 AM
520	nothing	5/28/2021 10:39 AM
521	nothing	5/28/2021 10:35 AM
522	Not that I can think of.	5/28/2021 10:33 AM
523	Christian based section would be much appreciated	5/28/2021 10:32 AM
524	I do not have anything else to add:)	5/28/2021 10:31 AM
525	No questions.	5/28/2021 10:27 AM
526	Nothing else	5/28/2021 10:27 AM
527	Nothing thank you for letting me answer this survey	5/28/2021 10:27 AM
528	Nothing.	5/28/2021 10:08 AM
529	They need to have more of everything for our small town!	5/25/2021 5:09 PM

Q7 When the new library opens, it will include increased seating. How important are each of the following options to you?

Answered: 1,625 Skipped: 3

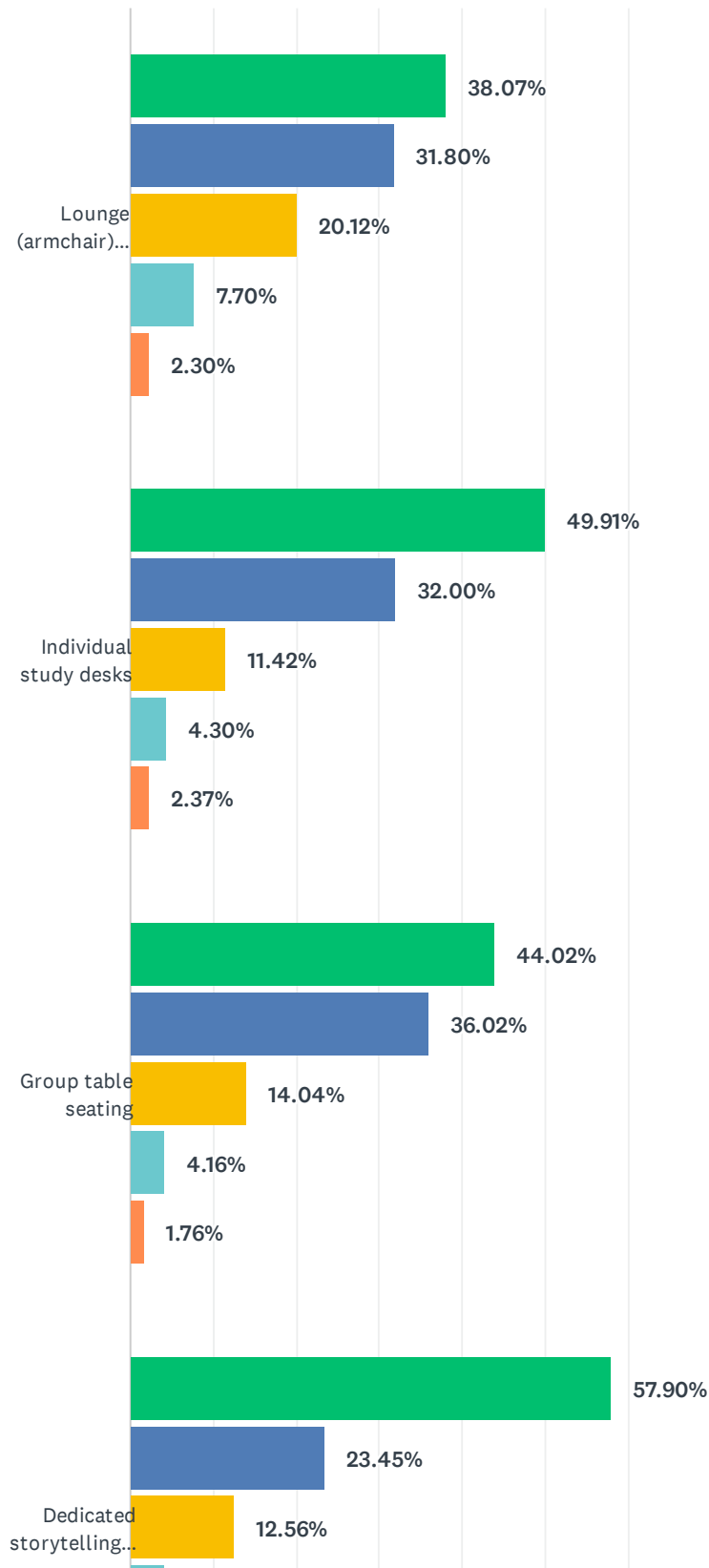


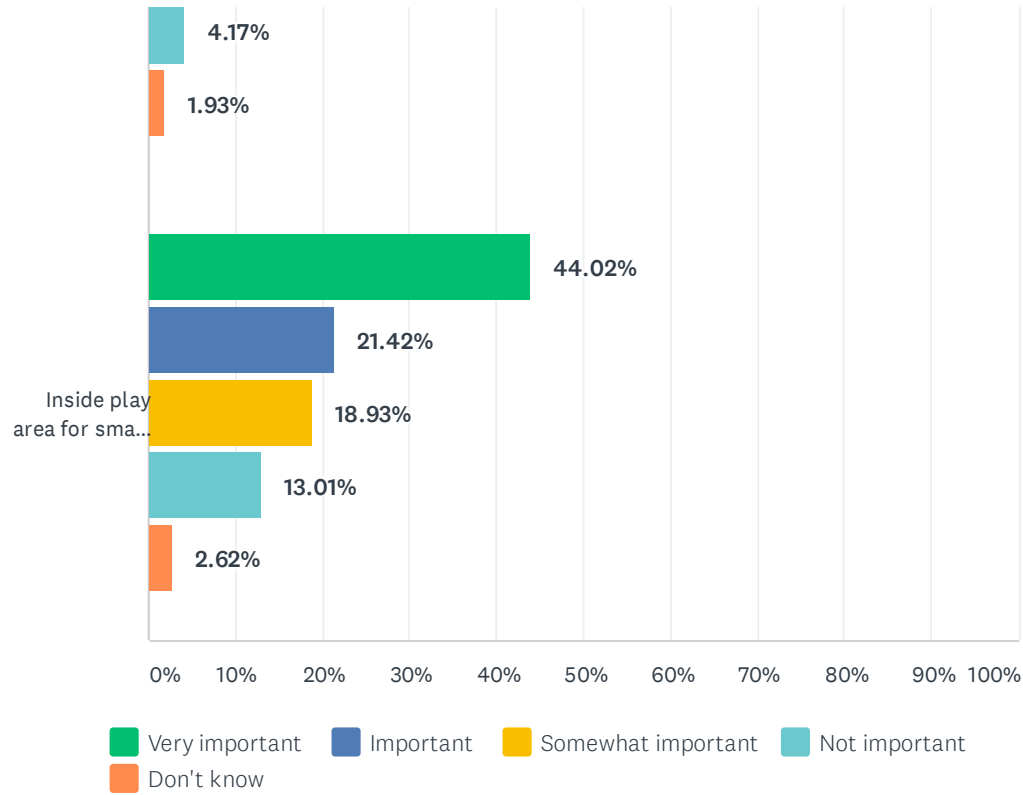


	VERY IMPORTANT	IMPORTANT	SOMEWHAT IMPORTANT	NOT IMPORTANT	DON'T KNOW	TOTAL
Lounge (armchair) seating	37.16% 602	33.02% 535	21.73% 352	6.23% 101	1.85% 30	1,620
Individual study desks	54.04% 870	30.31% 488	11.12% 179	3.42% 55	1.12% 18	1,610
Group table seating	36.02% 572	34.01% 540	21.03% 334	7.56% 120	1.39% 22	1,588
A dedicated quiet area for reading and study	72.67% 1,178	19.80% 321	4.63% 75	1.97% 32	0.93% 15	1,621
Private study rooms (1 - 4 people)	46.04% 744	28.09% 454	17.26% 279	6.56% 106	2.04% 33	1,616

Q8 The new library will also include improved areas for children and teens. How important are each of the following options to you?

Answered: 1,615 Skipped: 13

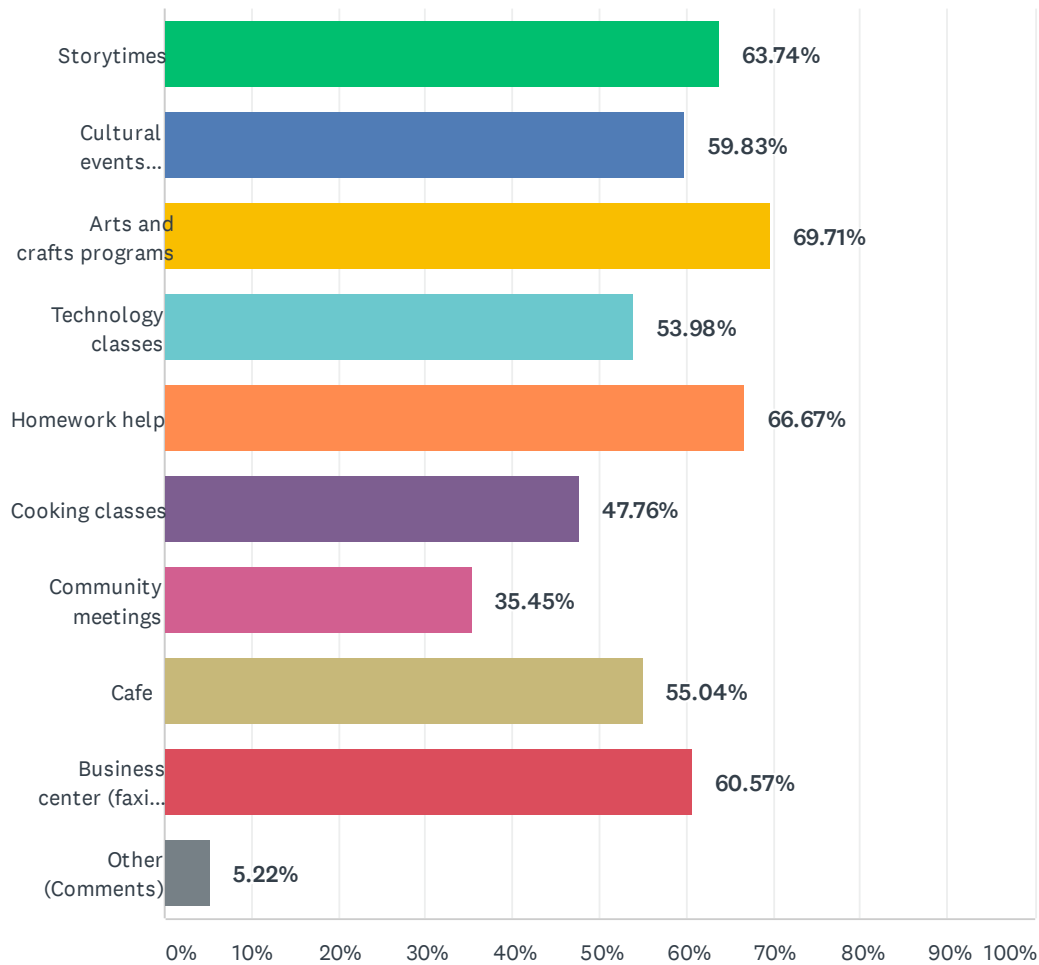




	VERY IMPORTANT	IMPORTANT	SOMEWHAT IMPORTANT	NOT IMPORTANT	DON'T KNOW	TOTAL
Lounge (armchair) seating	38.07% 613	31.80% 512	20.12% 324	7.70% 124	2.30% 37	1,610
Individual study desks	49.91% 800	32.00% 513	11.42% 183	4.30% 69	2.37% 38	1,603
Group table seating	44.02% 699	36.02% 572	14.04% 223	4.16% 66	1.76% 28	1,588
Dedicated storytelling area	57.90% 931	23.45% 377	12.56% 202	4.17% 67	1.93% 31	1,608
Inside play area for small children	44.02% 707	21.42% 344	18.93% 304	13.01% 209	2.62% 42	1,606

Q9 Thinking about the new library, which of the following activities or amenities are of interest to you? (Select all that apply)

Answered: 1,608 Skipped: 20



ANSWER CHOICES	RESPONSES	
Storytimes	63.74%	1,025
Cultural events (performances, celebrations, talks)	59.83%	962
Arts and crafts programs	69.71%	1,121
Technology classes	53.98%	868
Homework help	66.67%	1,072
Cooking classes	47.76%	768
Community meetings	35.45%	570
Cafe	55.04%	885
Business center (faxing, copying, printing)	60.57%	974
Other (Comments)	5.22%	84
Total Respondents: 1,608		

#	OTHER (COMMENTS)	DATE
1	Art displays	7/4/2021 3:51 PM
2	NA	7/3/2021 4:49 AM
3	Keeping areas for kids under the age of 18 open and completely visible to staff and other users of the library at all times. No hidden or 'private' areas where kids tend to get into and/or cause trouble.	7/2/2021 1:37 PM
4	Gaming Tournaments	7/1/2021 11:56 AM
5	Cafe idea is interesting.	6/29/2021 1:13 PM
6	health/mental health resources, community resources (job search/application/interview help), perhaps "core" courses to help a person/household thrive: budgeting, the health/mental health/job resources, etc. Even having a mental health counselor/social worker on site.	6/26/2021 11:57 AM
7	Book Clubs like the one Donna is leading right now.	6/26/2021 12:51 AM
8	Porterville needs spaces where organizations can meet for reasonable usage fees.	6/25/2021 4:24 PM
9	Computer Classes	6/25/2021 12:42 PM
10	Fire sprinklers	6/24/2021 10:33 PM
11	access to old newspapers, historic photo collection	6/23/2021 9:01 PM
12	FREE CPR & GUN SAFETY CLASSES	6/23/2021 1:00 AM
13	File taxes class	6/22/2021 9:08 PM
14	Board Game Events; Guest authors; reading programs	6/22/2021 3:07 PM
15	Genealogy/History research and education	6/22/2021 10:40 AM
16	Book Club	6/22/2021 12:34 AM
17	STEM projects, coding	6/22/2021 12:04 AM
18	Computers and printers	6/21/2021 11:41 PM
19	Instead of a full blown cafe, maybe a coffee/beverage stand. Possibly a small bookstore recycling used books and new books, CD's, DVD's and such.	6/21/2021 9:45 PM
20	Genealogy	6/21/2021 7:59 PM

21	Leveled collections 5-6 copies of the same book for teachers	6/21/2021 7:41 PM
22	Inclusion for our community with disabilities	6/21/2021 6:45 PM
23	Book club	6/21/2021 4:37 PM
24	Any type of classes: ESL Classes, ASL Classes, Citizenship Classes, Crochet Classes, Sewing Classes.	6/21/2021 4:31 PM
25	Records of region history of both natural resources and social studies.	6/21/2021 4:05 PM
26	Book clubs for elementary students and up	6/21/2021 3:35 PM
27	Senior Center	6/21/2021 1:58 PM
28	Art classes, kids activities and exercise	6/20/2021 8:25 PM
29	Other: It would be beneficial to have an area (outside) to have a sitting area and a small cafe house. An area with Trees, plants, grass area, sitting benches.	6/20/2021 5:52 PM
30	If we build they will come. KC	6/19/2021 6:09 PM
31	The Historical Society upstairs was really cool too!	6/17/2021 9:07 AM
32	Book clubs, genealogy classes	6/15/2021 11:12 PM
33	Genealogy/Family Trees	6/15/2021 9:16 PM
34	Genealogy/Family Trees	6/15/2021 9:16 PM
35	Conversational Spanish classes	6/12/2021 8:49 AM
36	book store	6/9/2021 7:02 PM
37	Display area	6/9/2021 7:19 AM
38	Would love to have spaces on walls or an area for students to display artwork	6/8/2021 4:49 PM
39	Interfacing seniors with young people. Seniors could read to children. Help older children with problems they do not want to tell guardians.	6/8/2021 9:51 AM
40	I think a cafe would be a great addition!!	6/7/2021 3:19 PM
41	Computer room	6/6/2021 7:35 PM
42	Group meeting rooms	6/6/2021 10:23 AM
43	gaming club	6/4/2021 10:43 PM
44	A small snack bar thing for the little little kids if they get hungry. Just stuff like a snickers bar, water bottles, juice boxes, chip bags.	6/4/2021 1:18 PM
45	Gaming Place	6/4/2021 9:47 AM
46	there should be a place where u could play video games	6/4/2021 9:46 AM
47	gaming area	6/4/2021 9:46 AM
48	gaming area	6/4/2021 9:46 AM
49	gaming area	6/4/2021 9:46 AM
50	gaming room	6/4/2021 9:46 AM
51	gaming area	6/4/2021 9:46 AM
52	gaming area	6/4/2021 9:46 AM
53	Gaming area	6/4/2021 9:46 AM
54	None	6/3/2021 5:37 PM
55	English 2nd language classes	6/3/2021 4:56 PM
56	LGBTQ STUFF	6/3/2021 3:09 PM

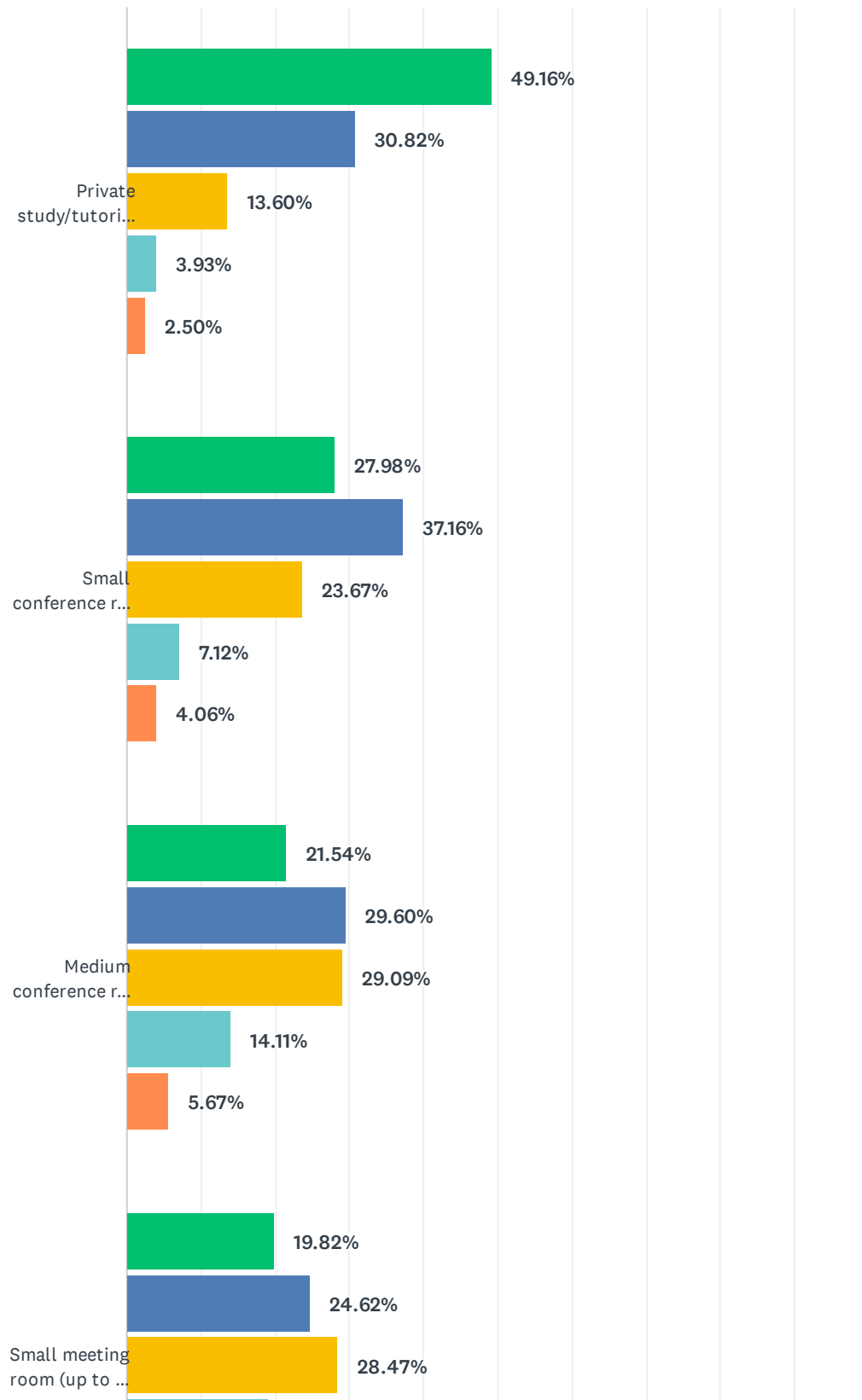
Porterville Library Survey

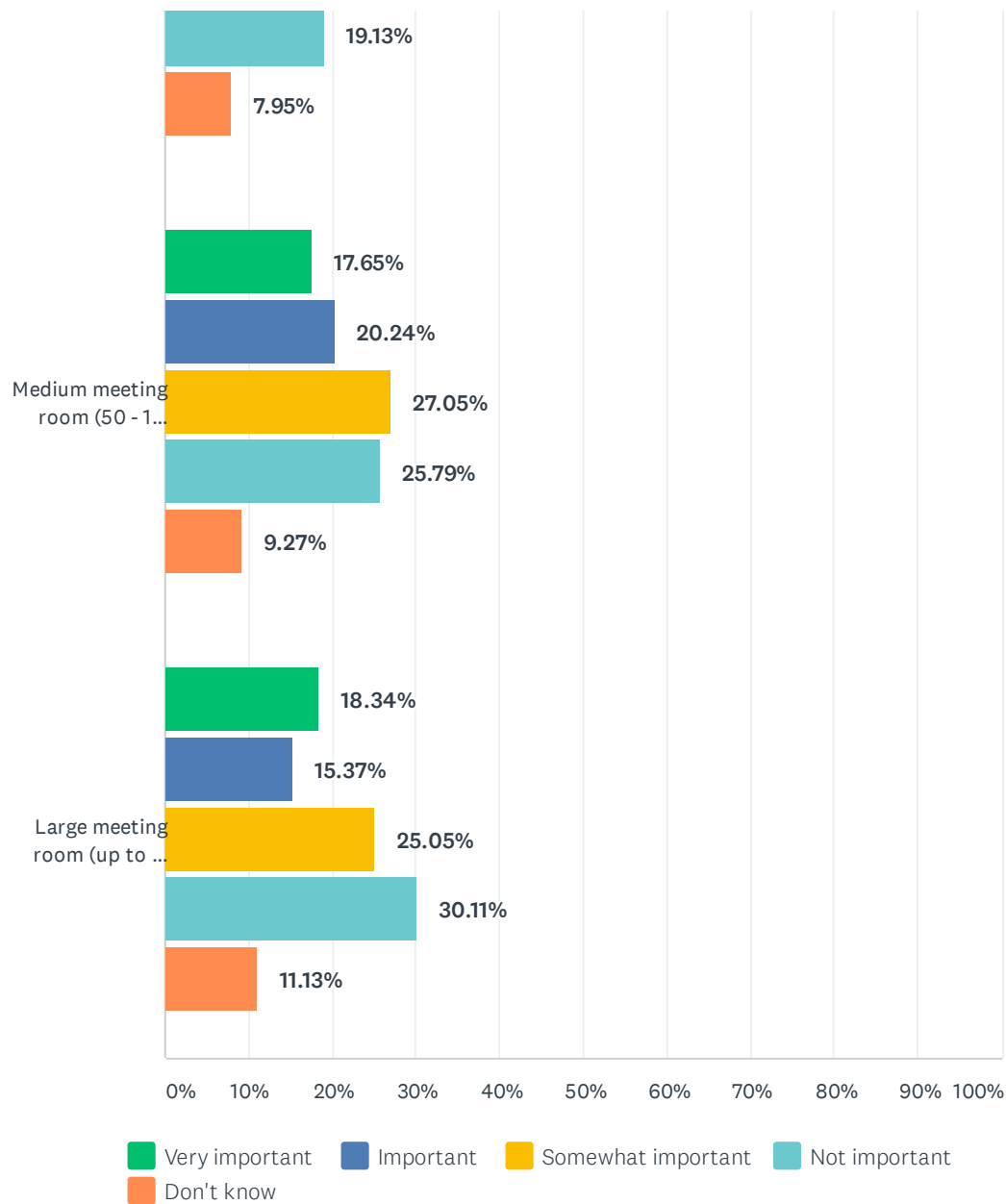
SurveyMonkey

57	Watching movies	6/3/2021 1:35 PM
58	I'm not sure	6/3/2021 1:11 PM
59	Nothing	6/3/2021 1:10 PM
60	Science and history	6/3/2021 11:55 AM
61	anime club	6/3/2021 11:36 AM
62	gaming area with good WiFi.	6/3/2021 11:33 AM
63	English/Citizen Classes for Adults	6/3/2021 11:24 AM
64	Anime book collections	6/3/2021 10:29 AM
65	Where u read books and put them down on the paper and get tickets for every five books you read and could get prizes	6/3/2021 9:40 AM
66	Careers, I'm interested in being a doctor, so a lot about doing surgery and some math too.	6/2/2021 11:27 PM
67	Wwe	6/2/2021 4:20 PM
68	just checking out books	6/2/2021 2:55 PM
69	Replace the genbeological information lost.	6/2/2021 12:25 PM
70	ask ALL MEMBERS of the community..not just educated PUSD employees. Perhaps go to the senior meal site, ask the various organizations from around town that represent the aging population and other cultures so we see what their needs are as well.	6/2/2021 12:20 PM
71	None I don't want a library	6/1/2021 11:04 AM
72	Music	5/29/2021 10:34 PM
73	Free movies again	5/29/2021 12:10 PM
74	Mini theater for documentaries	5/29/2021 11:16 AM
75	Literacy program, summer reading program, open streets day, social media	5/29/2021 10:36 AM
76	Summer program	5/29/2021 8:13 AM
77	Book club meetings	5/28/2021 9:25 PM
78	More events and activities for adults.	5/28/2021 4:40 PM
79	I believe that all of these amenities and activities are essential and would be very valuable to the community.	5/28/2021 12:15 PM
80	Computer stations for digital library selections	5/28/2021 11:57 AM
81	What if there were open mic nights for singing or poetry.	5/28/2021 11:29 AM
82	Tutoring center	5/28/2021 10:40 AM
83	Place to play card games with others.	5/28/2021 10:08 AM
84	Show movies on the big screen again!	5/25/2021 5:09 PM

Q10 The new library will include meeting rooms of varying sizes. How important are each of the following options to you?

Answered: 1,612 Skipped: 16

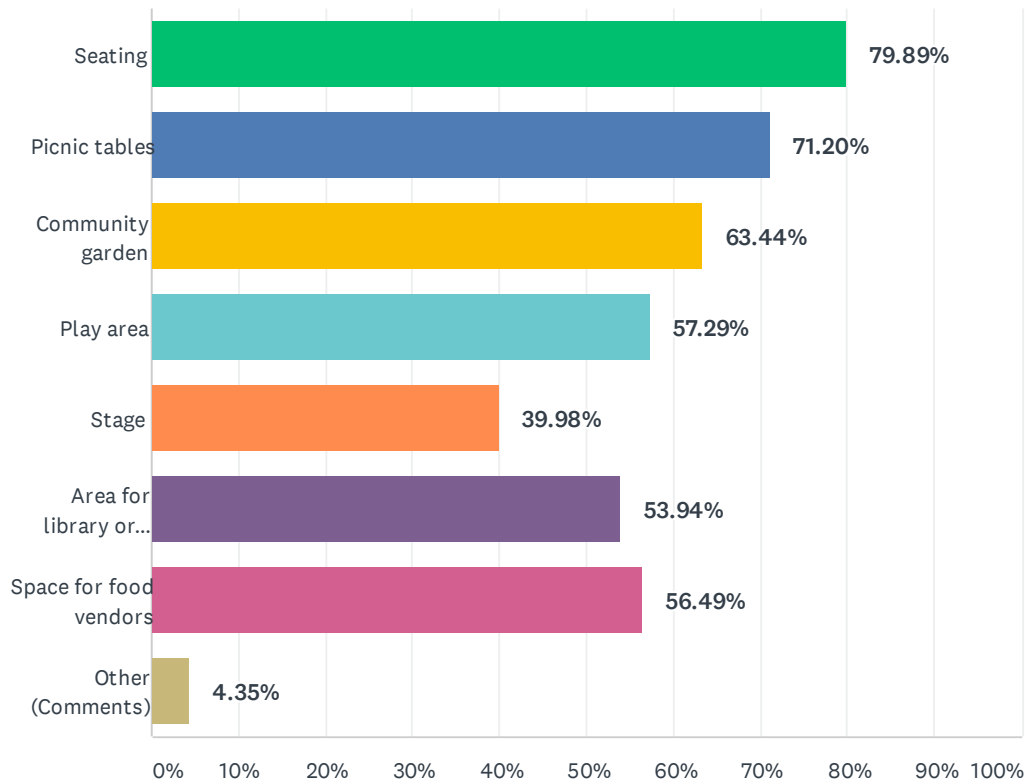




	VERY IMPORTANT	IMPORTANT	SOMEWHAT IMPORTANT	NOT IMPORTANT	DON'T KNOW	TOTAL
Private study/tutoring rooms (1 - 4 people)	49.16% 788	30.82% 494	13.60% 218	3.93% 63	2.50% 40	1,603
Small conference room (8 - 12 people)	27.98% 448	37.16% 595	23.67% 379	7.12% 114	4.06% 65	1,601
Medium conference room (up to 25 people)	21.54% 342	29.60% 470	29.09% 462	14.11% 224	5.67% 90	1,588
Small meeting room (up to 50 people)	19.82% 314	24.62% 390	28.47% 451	19.13% 303	7.95% 126	1,584
Medium meeting room (50 - 100 people)	17.65% 280	20.24% 321	27.05% 429	25.79% 409	9.27% 147	1,586
Large meeting room (up to 175 people)	18.34% 290	15.37% 243	25.05% 396	30.11% 476	11.13% 176	1,581

Q11 Thinking about the outdoor space at the new library, what amenities would be of interest to you?

Answered: 1,611 Skipped: 17



ANSWER CHOICES	RESPONSES	
Seating	79.89%	1,287
Picnic tables	71.20%	1,147
Community garden	63.44%	1,022
Play area	57.29%	923
Stage	39.98%	644
Area for library or community programs	53.94%	869
Space for food vendors	56.49%	910
Other (Comments)	4.35%	70
Total Respondents: 1,611		

#	OTHER (COMMENTS)	DATE
1	Outdoor sculpture garden	7/4/2021 3:51 PM
2	Outdoor space should include shaded areas	7/2/2021 2:54 PM
3	Parking	7/2/2021 9:58 AM

Porterville Library Survey		SurveyMonkey
4	All of these sound amazing!	6/30/2021 10:56 PM
5	no food vendors	6/28/2021 10:12 AM
6	A pretty area dedicated to our hometown heroes Captain Figueroa and Firefighter Jones. Also a area dedicated to the importance of fire safety for children!	6/27/2021 1:52 PM
7	Space for a ping pong table. The table+net itself could be funded by Parks & Rec or by donations or by use fees.	6/27/2021 12:30 PM
8	an area with large instruments (similar to the Children's museum in Visalia), perhaps a rooftop astronomy center/classes with a telescope etc.	6/26/2021 11:57 AM
9	Outdoor kitchen area to help teach the community healthier eating techniques. Maybe a meditation area to address the area's mental health needs.	6/26/2021 12:51 AM
10	food and books do not always mix well. Care should be taken to keep library materials free of drink spills and food stains.	6/25/2021 4:24 PM
11	Prefer shaded	6/24/2021 10:33 PM
12	Shaded areas	6/24/2021 12:30 AM
13	Sculptures or paintings/murals from local artists, as well as a seating area for outdoor readings to children or musical performances.	6/23/2021 9:52 AM
14	Plenty of parking	6/23/2021 1:00 AM
15	Shady areas with benches or tables.	6/22/2021 3:23 PM
16	Parking, drinking fountains	6/22/2021 3:07 PM
17	Vendors should be inside the library.	6/21/2021 9:45 PM
18	maybe shade areas	6/21/2021 8:36 PM
19	Food vendors would be cool, just worried the books would get dirty.	6/21/2021 7:29 PM
20	Inclusive for our community living with disabilities	6/21/2021 6:45 PM
21	Shade	6/21/2021 5:15 PM
22	If a community garden is included it should also have a science focus of the native flora in our community. It should also be a community effort too with local schools and agencies such as Sequoia Riverlands Trust and Monache High School Environmental Science Program.	6/21/2021 4:05 PM
23	Indoor/Outdoor Courtyard	6/21/2021 10:22 AM
24	Mini Skatepark	6/20/2021 8:25 PM
25	Inside is MOST important so I think space should be conserved for inside rather than outside garden, tables, Etc. Were have parks & community centers gotte that.	6/18/2021 4:10 PM
26	Inside is MOST important so I think space should be conserved for inside rather than outside garden, tables, Etc. Were have parks & community centers gotte that.	6/18/2021 4:08 PM
27	No food allowed in the library is a wonderful idea. If there is an outdoor area that would be ok for "bring your own" sort of meal spot.	6/17/2021 9:07 AM
28	Misters might make it more usable in hot months	6/15/2021 11:12 PM
29	No need for food since we have a problem in our community with people littering	6/12/2021 8:49 AM
30	botanical garden with local trees, fruit orchard explanations	6/9/2021 7:12 PM
31	botanical garden	6/9/2021 7:02 PM
32	Love the idea of being able to have a stage for students to put on performances as another venue in the community	6/8/2021 4:49 PM
33	Landscaped areas, trees and flowers	6/8/2021 9:51 AM
34	Water feature	6/6/2021 7:35 PM

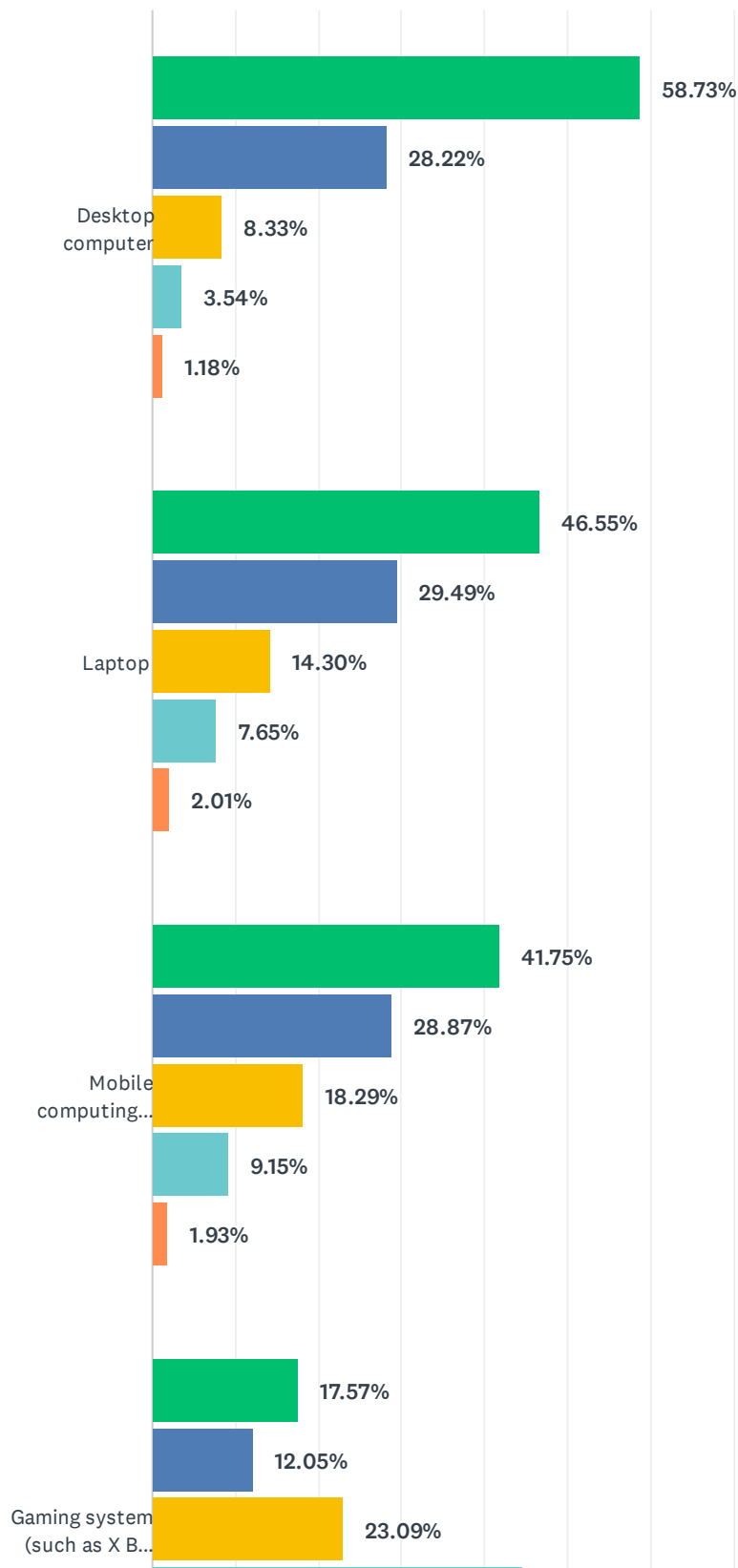
Porterville Library Survey

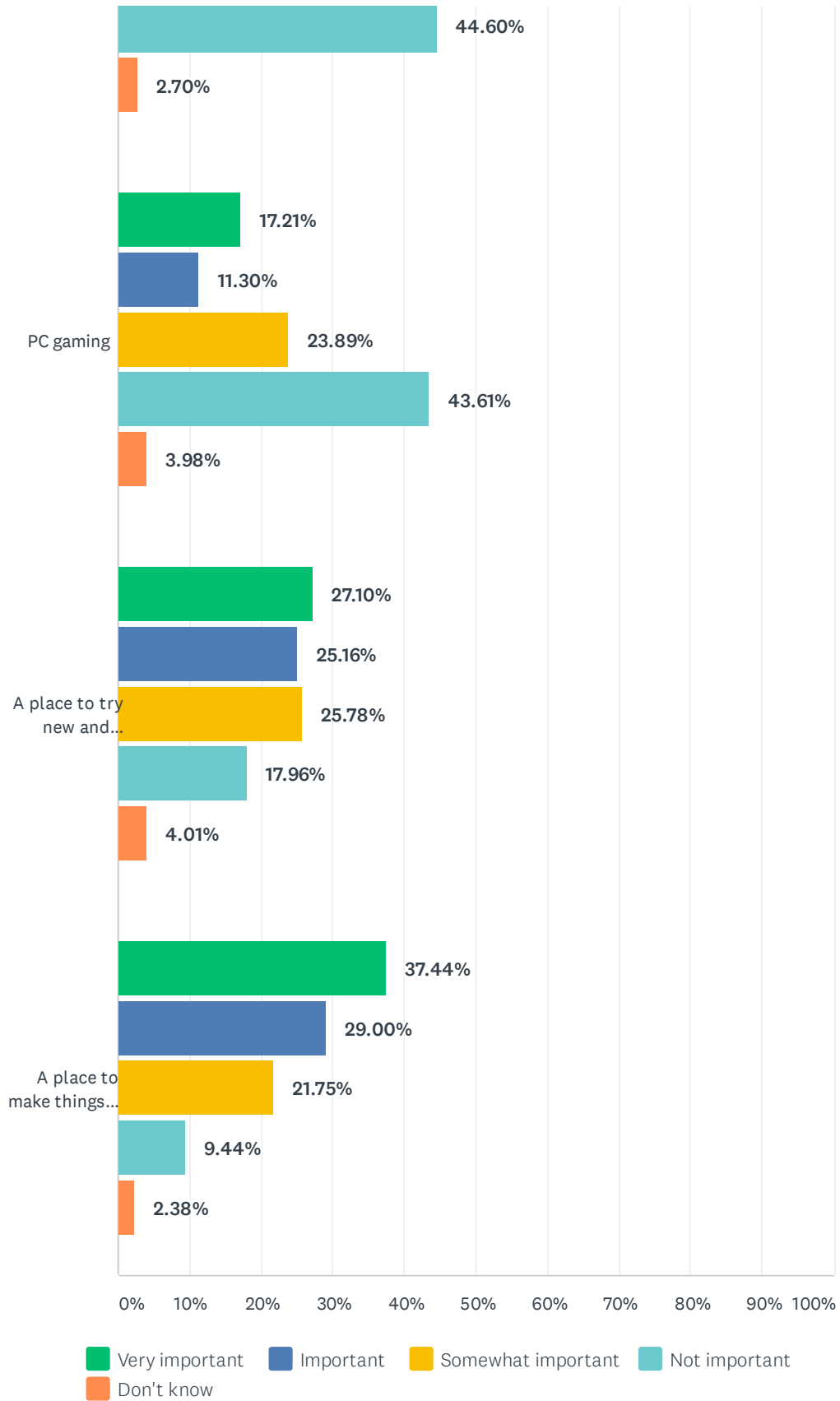
SurveyMonkey

35	Shaded space	6/6/2021 10:23 AM
36	Drop box only...Anything else will attract and house the Porterville Riff Raff!!	6/4/2021 6:36 PM
37	A tree, maybe one with a tire swing, also kids should be allowed to climb on them and play.	6/4/2021 1:18 PM
38	Memorial statue for the firefighter who died	6/4/2021 9:47 AM
39	a statue of the 2 fire fighters that died	6/4/2021 9:46 AM
40	statue that memorializes the fallen firefighters	6/4/2021 9:46 AM
41	Something for the people that past	6/4/2021 9:46 AM
42	statue that memorializes the firefighter that died in the fire	6/4/2021 9:46 AM
43	a statue	6/4/2021 9:46 AM
44	the statue of a memorial of the people that died during his farm	6/4/2021 9:46 AM
45	Statue that memorializes the firefighters that fell during the fire.	6/4/2021 9:46 AM
46	Outdoor seating would be nice BUT I think the homeless would take it over.	6/3/2021 1:22 PM
47	Jumphouse	6/3/2021 11:55 AM
48	small water fountain	6/3/2021 11:43 AM
49	water park trust the library will be booming and everybody will go.	6/3/2021 11:33 AM
50	playground	6/3/2021 9:56 AM
51	DEDICATED PLACE FOR THE 2 FIREMEN WHOS LIVES WERE LOST	6/2/2021 11:23 PM
52	Wishing well or a small pond	6/2/2021 5:27 PM
53	That should never have burn watch kids that are in there. Those kids were place with matches for about 30 minutes	6/2/2021 4:35 PM
54	Wwe	6/2/2021 4:20 PM
55	Shaded area for warm/hot weather	6/2/2021 1:18 PM
56	SHADE...SHADE...SHADE	6/2/2021 12:20 PM
57	Community garden, along with native plants	6/2/2021 11:58 AM
58	None	6/1/2021 11:04 AM
59	You cant have enough plants to make a space feel more natural	5/31/2021 10:35 AM
60	Proper equipment on the outdoor stage for small school concerts	5/29/2021 10:34 PM
61	Recycling/compost drop off	5/29/2021 6:44 PM
62	Although I think that an outside play area is important, it would also be nice to have some outside seating in a more quiet space for reading and conversation.	5/29/2021 2:10 PM
63	I	5/29/2021 12:33 PM
64	Plenty of shade	5/29/2021 2:09 AM
65	What great ideas!! I can't wait to see what you all dream up!	5/28/2021 10:02 PM
66	Large grass area with trees for shading	5/28/2021 9:21 PM
67	Local pop up farmers markets	5/28/2021 9:06 PM
68	bigger parking lot	5/28/2021 4:40 PM
69	Outdoor access to the front desk for dropping off books without tossing them into a metal box and damaging them.	5/28/2021 11:57 AM
70	Food vendors will provide more attraction to the library.	5/28/2021 10:40 AM

Q12 The new library will include opportunities to use current and emerging technology. How important are each of the following options to you?

Answered: 1,618 Skipped: 10





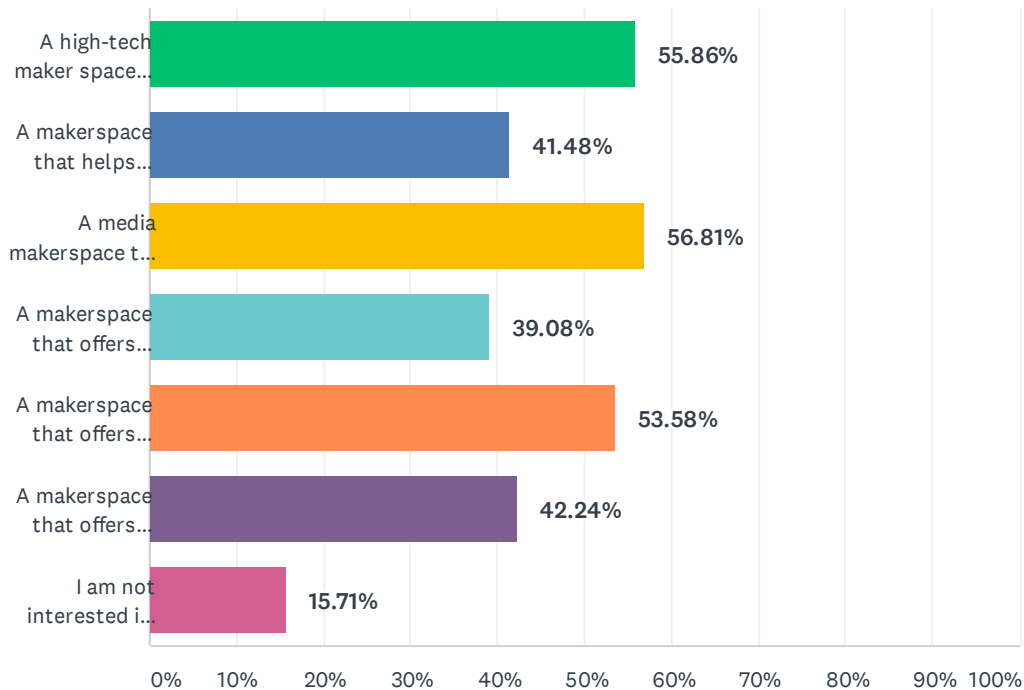
	VERY IMPORTANT	IMPORTANT	SOMEWHAT IMPORTANT	NOT IMPORTANT	DON'T KNOW	TOTAL
Desktop computer	58.73% 945	28.22% 454	8.33% 134	3.54% 57	1.18% 19	1,609
Laptop	46.55% 742	29.49% 470	14.30% 228	7.65% 122	2.01% 32	1,594
Mobile computing devices (such as an iPad or Chromebook)	41.75% 671	28.87% 464	18.29% 294	9.15% 147	1.93% 31	1,607
Gaming system (such as X Box, Playstation, or Nintendo)	17.57% 280	12.05% 192	23.09% 368	44.60% 711	2.70% 43	1,594
PC gaming	17.21% 268	11.30% 176	23.89% 372	43.61% 679	3.98% 62	1,557
A place to try new and emerging technologies (including Virtual Reality; Augmented Reality; "smart" devices; and others)	27.10% 433	25.16% 402	25.78% 412	17.96% 287	4.01% 64	1,598
A place to make things using technology (video production and editing; sound recording and production; 3D Design and 3D printing, sewing machines and others)	37.44% 599	29.00% 464	21.75% 348	9.44% 151	2.38% 38	1,600

#	OTHER (COMMENTS)	DATE
1	some awesome ideas here: https://theconversation.com/7-unexpected-things-that-libraries-offer-besides-books-111895	6/26/2021 11:57 AM
2	I'm so happy you're including this section.	6/26/2021 12:51 AM
3	Place to make should ideally be coordinated with local schools	6/25/2021 4:24 PM
4	There are lots of people in this area who can't afford internet or computers. At least children have computers in their classrooms now.	6/25/2021 12:42 PM
5	Free Wi-fi	6/24/2021 10:33 PM
6	Include photoshop	6/24/2021 2:31 PM
7	Rethinking instead of a library, more of an "after hours" education center. Like your direction.	6/21/2021 9:45 PM
8	If gaming systems are utilized for the library having them repurposed for science would be splendid. An example would be Humboldt State use of a Xbox 360 connect to read and analyze a sandbox with sand. The data would be sent to a computer and the computer would project it from a projector as topographic elevation on the sand mounds in the sandbox.	6/21/2021 4:05 PM
9	Printing Stations	6/21/2021 10:22 AM
10	A library is a place for research, reading, homework....not gaming.	6/19/2021 9:24 PM
11	The wave of new minds.	6/19/2021 6:09 PM
12	The library is part of the 'Parks and Recreation' department of the city. As such, the recreation focus is just as valid as the traditional library services such as book borrowing and information seeking. Every one of our 22 computers were often occupied by young kids (8-14) playing games, often online with one another.	6/18/2021 11:11 AM
13	Giving people, especially youth 13-19 yrs, opportunity to learn new and emerging technology is a great idea. They might not have the room in their school schedule nor resources at home.	6/17/2021 9:07 AM
14	That would be so cool to have a recording studio!	6/15/2021 9:59 PM
15	Nothing should be checked out that can be stolen	6/9/2021 7:12 PM
16	This could be important for school projects. Photo/video editing softwares.	6/8/2021 10:05 AM
17	Is this going to be a library or an arcade??	6/4/2021 6:36 PM

18	No, a lot of this shouldn't be here, it is a library not a mall.	6/4/2021 1:18 PM
19	A consle like an xbox would be loud so they would need a private room	6/4/2021 11:33 AM
20	making food	6/4/2021 9:46 AM
21	PLEASE PUT REAL CHAPTER BOOKS THAT HAS MORE THAN 20 CHAPTERS AND HAVE 100-1,000,000 pages. Also can you make sure the grade level is 7<. (7 and up to college and adults) Plus, include The Crown's Game series.	6/3/2021 12:56 PM
22	EVERY THING THAT HAS GAMES	6/3/2021 11:55 AM
23	Desktops require permanent space and set-up. It makes sense to have Chromebooks or laptops that can be put away to utilize the same space for multiple uses.	6/3/2021 11:24 AM
24	manga	6/3/2021 10:29 AM
25	playground	6/3/2021 9:56 AM
26	lots of outlets to plug in private devices	6/3/2021 9:51 AM
27	nope	6/3/2021 3:40 AM
28	Unless there is a fee and a fine for damaged items, using chromebooks, iPads, and laptops could be a costly item. The desktop computers are a better choice in the library.	6/2/2021 4:23 PM
29	Wwe	6/2/2021 4:20 PM
30	It app[ears the questions are more geared towards education or business instead of community and if you focus on community you will come up with a better direction and focus for our area instead of trying to be like other city's libraries. Many of the elderly gathered at the library for a safe relaxing place and there should be activities or a space for these important people in our community. If you think of the part of our community that is retired but still active but with siome limitations you will come up with a space that is valuable to our aging individuals.Also , a space for disabled all their own would be nice since the community does not have a lot to offer our lower functioning individuals for recreation.	6/2/2021 12:25 PM
31	Need to have intillectual game boards like chess, etc..	5/29/2021 11:16 AM
32	Practice rooms for loud activities such as playing instruments	5/28/2021 9:21 PM
33	ww	5/28/2021 4:30 PM
34	Linux based computers for upmost efficiency.	5/28/2021 11:57 AM
35	Various tech gadgets like smart watches and stuff.	5/25/2021 5:09 PM

Q13 Many libraries now feature areas called makerspaces to give community members the opportunity to gather and create things. Thinking about a potential makerspace at the library, what would be of interest to you? (select all that apply):

Answered: 1,579 Skipped: 49



ANSWER CHOICES	RESPONSES	
A high-tech maker space that has 3D printing and design capabilities and other high-tech items	55.86%	882
A makerspace that helps develop robotics and programming skills	41.48%	655
A media makerspace that supports recording and editing video, audio (such as podcasts) and recording music	56.81%	897
A makerspace that offers tools and space for repairing electronics and small machines	39.08%	617
A makerspace that offers papercrafts, scrapbooking materials, and similar activities	53.58%	846
A makerspace that offers quilting and sewing opportunities	42.24%	667
I am not interested in a makerspace	15.71%	248
Total Respondents: 1,579		

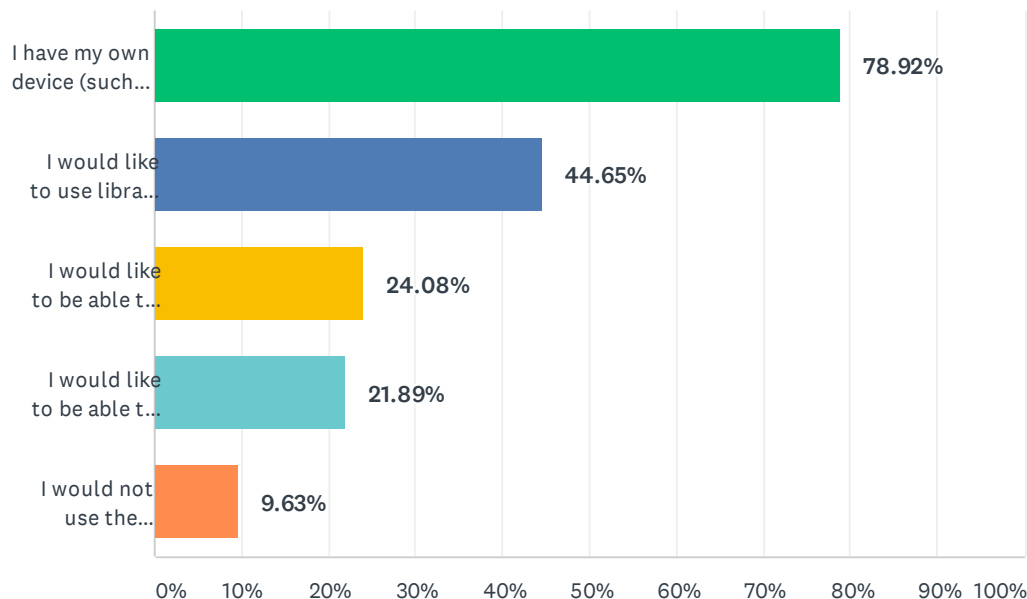
#	OTHER (COMMENTS)	DATE
1	A makerspace that supports drawing, painting, sketching, and other similar activities	7/1/2021 11:56 AM
2	3D printers breakdown easily with a lot of use. Suggest either a certification course and reserve time, or don't have 3D printers. Could check if you can lease one, like a regular printer which includes a maintenance contract. Also, will you provide the printer material, or do I bring my own? This is another 3D printer issue; quality of printer material affects print quality as well as potential problems. Need to spell this out for users. TAB, PhD	6/30/2021 6:14 AM

3	Be great for kids, but that should be done on a campus.	6/29/2021 1:13 PM
4	Possibly get local county businesses to sponsor a room/content/staffing e.g. The Green Power Motor Co Room.	6/26/2021 11:57 AM
5	Keeping artisanal crafts, old world trades, etc. in mind would be nice. Such as needlework, sewing, painting, etc. The old library had a rock collection. Would be nice to have one again at the new library. As a kid, that collection was awesome to peruse.	6/26/2021 12:51 AM
6	I would not personally use this space, but i think it would be valuable to others.	6/25/2021 4:24 PM
7	Podcast belong at a free library! Let people pay for their own.	6/25/2021 12:42 PM
8	A space that includes areas for painting, and the ability to volunteer time to teach painting classes or sculpture classes.	6/23/2021 9:52 AM
9	Free career training classes	6/23/2021 1:00 AM
10	Lets build for our kids futures!!	6/22/2021 8:13 PM
11	The quilting and sewing area could be designated fiber arts to include crochet, knitting, and needlework.	6/21/2021 11:07 PM
12	Fine line between going to school and the rethinking of the library concept. If the local schools currently offer it, maybe the library could focus on education not currently offered.	6/21/2021 9:45 PM
13	These all sound like great ideas!	6/21/2021 3:35 PM
14	Makerspace is such a great addition, my university has one and it was a great resource when I needed to work on art projects because it was full of things such as paint, markers, crayons etc. I also learned how to felt, it was great!	6/21/2021 2:52 PM
15	Awesome.	6/19/2021 6:09 PM
16	All makerspaces bolster community interaction for people of all ages. I support any makerspace - especially health baby and healthy lifestyles, young parents classes.	6/17/2021 9:07 AM
17	Painting	6/16/2021 6:14 PM
18	I Love this! Art classes or club would be nice too!	6/15/2021 11:12 PM
19	Above could also be used in large meeting room as a dual purpose.	6/15/2021 9:00 AM
20	Quilting is not portable, but a quilt SHOW in a botanical garden would be great.	6/9/2021 7:12 PM
21	This would be great to include!	6/8/2021 4:49 PM
22	A maker space for artwork and crafting	6/6/2021 7:35 PM
23	Also art, like paintings, sketchbook work, skecthing, please!!!!!!!!!!!! Please!	6/4/2021 1:18 PM
24	I do not know the demand	6/3/2021 4:56 PM
25	Should be co-ordinated with the available classes at local high schools and PC	6/3/2021 1:22 PM
26	Paper oragami and the thing where you went up stairs the arts and crafts place	6/3/2021 11:55 AM
27	Having carts with materials and different days where the items are set up uses the same space for a myriad of interests (ie: Mondays are sewing days, Tuesdays are robotics days, Wednesdays are papercraft days, etc.	6/3/2021 11:24 AM
28	manga anime books	6/3/2021 10:29 AM
29	playground	6/3/2021 9:56 AM
30	Bicycle repair	6/2/2021 4:39 PM
31	Unsure what this is	6/1/2021 4:16 PM
32	A space for learning to play musical instruments	6/1/2021 10:20 AM
33	That's really cool	6/1/2021 10:00 AM
34	All the above	5/31/2021 8:18 PM

35	Secondary when other things are taken care of	5/29/2021 5:13 PM
36	As a teacher I wouldn't use these myself, but my students would love them and benefit from them.	5/29/2021 3:00 PM
37	Cricut or similar device	5/29/2021 2:09 AM
38	A makerspace that is about yarn crafts like knitting and crochet.	5/28/2021 9:33 PM
39	NA	5/28/2021 8:05 PM
40	As a fine artist, I would LOVE to have access to reference material. Also, I would love to hold classes or workshops such as figure drawing, life drawing, painting etc. I used to teach these things and really miss it!	5/28/2021 10:10 AM
41	Loan tools that I can take home and fix stuff.	5/25/2021 5:09 PM

Q14 The library offers free and fast WiFi and access to computers. Please tell us about your WiFi and technology needs (select all that apply):

Answered: 1,599 Skipped: 29



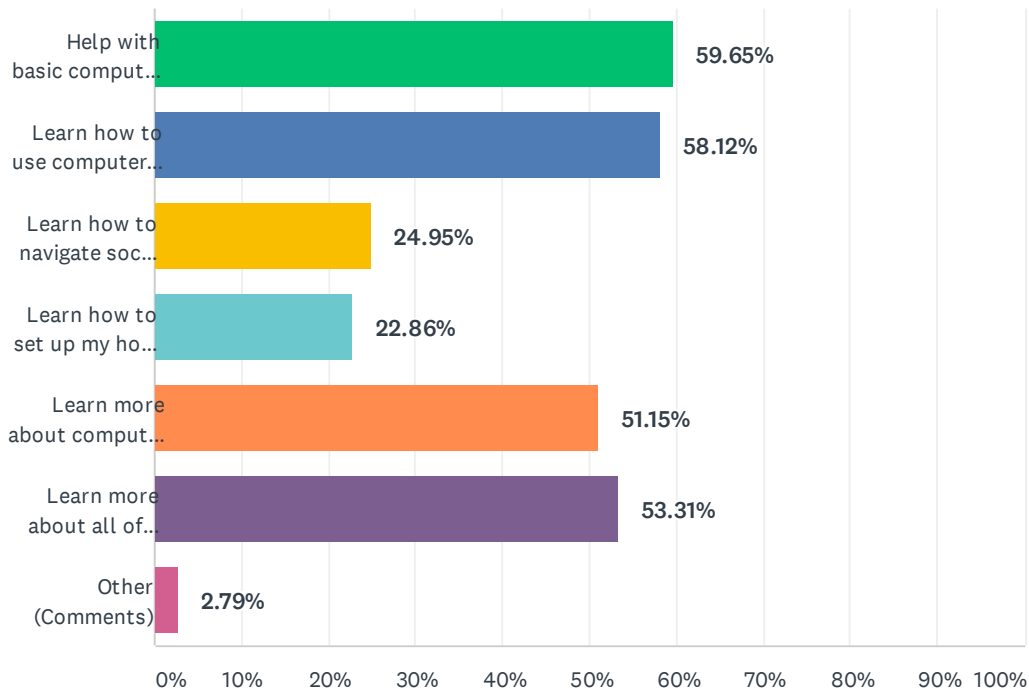
ANSWER CHOICES	RESPONSES	
I have my own device (such as a laptop, tablet, smartphone or other mobile computing device) and I would like to use the library's free WiFi service for Internet access.	78.92%	1,262
I would like to use library technology devices (such as laptops, tablets, or other mobile computing devices) while visiting the library.	44.65%	714
I would like to be able to check out library technology devices (such as laptops, tablets or other mobile computing devices) for use at home.	24.08%	385
I would like to be able to check out a WiFi hotspot to use at home.	21.89%	350
I would not use the library's free WiFi.	9.63%	154
Total Respondents: 1,599		

#	OTHER (COMMENTS)	DATE
1	I don't think people should be allowed to check out library technology devices.	7/1/2021 11:34 PM
2	I'm sure it would be of interest to many in the community who don't have those resources.	6/29/2021 1:13 PM
3	Sure, and btw, it would be nice to be able to check out other equipment like cameras, or video production gear periodically.	6/26/2021 12:51 AM
4	I won't use it but I know a lot of school kids don't have it at home and need it for school work	6/21/2021 6:47 PM
5	Checking out for home use is a bad idea. Noble, but I think theft would be rampant.	6/17/2021 9:07 AM
6	I don't want stealing to be an issue.	6/9/2021 7:12 PM
7	I am good, I don't need WIFI to read a book, that I will gladly hold in my hand, thank you, nor do I need it when talking to other artists whilst I paint.	6/4/2021 1:18 PM

8	community wifi that is accessible and fast	6/4/2021 11:37 AM
9	It would be nice to just read books, like check out a book and on a nice cool day read outside on the picnic tables.	6/4/2021 11:33 AM
10	Not sure...	6/3/2021 1:11 PM
11	playground	6/3/2021 9:56 AM
12	Unless there is a fee and a fine for damaged items, using items that can be check out could be a costly item. They may get lost, stolen, and not returned.	6/2/2021 4:23 PM
13	Third choice could come to good use for people that don't own any sort of device. Along for hotspot.	6/2/2021 12:48 PM
14	The hotspot checkout is a great idea	6/2/2021 12:20 PM
15	.	6/1/2021 10:18 AM
16	No comment	5/30/2021 1:45 PM
17	I experienced my computer and phone messing up within the same year. Just so happened to be the year the library burned down. I normally pay all my bills that way. SO, It would be nice to have library back up.	5/29/2021 9:19 PM
18	I might use the library's wifi, but have my own at home.	5/29/2021 4:45 PM
19	Library tech devices have been helpful to me when I didn't have internet access at home.	5/28/2021 11:22 PM
20	I would like to borrow headphones while visiting the library to be able to focus on my work and limit distracting other people.	5/28/2021 9:21 PM
21	NA	5/28/2021 8:05 PM
22	I do not have a VPN for secure public WiFi connections, a password protected WiFi would be ideal though the security would be questionable regardless.	5/28/2021 11:57 AM
23	The library needs the fastest WiFi available for a lot of people using it at once.	5/25/2021 5:09 PM

Q15 What sort of help would you like the library to provide: how to use computers, mobile devices and online resources? (select all that apply):

Answered: 1,435 Skipped: 193



ANSWER CHOICES	RESPONSES	
Help with basic computer skills	59.65%	856
Learn how to use computer applications (such as word processing, spreadsheets, and email)	58.12%	834
Learn how to navigate social media (including Facebook, Twitter, Instagram, LinkedIn, TikTok, and others)	24.95%	358
Learn how to set up my home network	22.86%	328
Learn more about computer security and privacy and how to stay safe online	51.15%	734
Learn more about all of the library's free online resources	53.31%	765
Other (Comments)	2.79%	40
Total Respondents: 1,435		

#	OTHER (COMMENTS)	DATE
1	Although I do not need many of them, all of these are VERY important for many members of the community.	6/25/2021 11:23 PM
2	also how to manage photos and create albums	6/25/2021 4:24 PM
3	I have never used social media. Don't ask for trouble with that.	6/25/2021 12:42 PM
4	Have a class specifically for older people to teach how to use smart phones , dmv computers, social media, and things like that.	6/24/2021 6:45 AM
5	On-line etiquette	6/23/2021 12:10 AM

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6	None	6/22/2021 8:57 AM
7	Technology classes for parents	6/22/2021 12:04 AM
8	Face book isn't safe for kids and if they want to use there parents need to know and control it not our public library or city employees .	6/21/2021 6:47 PM
9	We need some way to reach younger adults about financial management and taxes and credit!	6/21/2021 5:21 PM
10	It would splendid to learn how to access the library historical records. It would be splendid for having a more in depth understanding of our area.	6/21/2021 4:05 PM
11	Social media is best left to the person's own devices- except maybe for adults 50+	6/17/2021 9:07 AM
12	With those in mind classes available for senior citizens	6/12/2021 8:37 PM
13	there are a lot of online things through the library I do not know about	6/9/2021 7:12 PM
14	all of the above	6/7/2021 11:55 PM
15	Learn how to use software programs	6/6/2021 7:35 PM
16	No need, I am not 82.	6/4/2021 1:18 PM
17	none of the above	6/4/2021 12:29 PM
18	It might be fun but probably have a sink in every room. Because i have electronics and stuff and the kids get them sticking, and dirty, so having a sink would be nice and a sign that says, "must wash your hands before using"	6/4/2021 11:33 AM
19	I particularly don't need help.	6/4/2021 9:31 AM
20	Technology classes wuld be helpful.	6/3/2021 4:56 PM
21	It would be wonderful if you had a class on misinformation, disinformation, and how to fact-check things on the internet. There's a lot of people believing things that aren't true and it can be dangerous. This can range from theories to schemes to fake hacks. Having it in Spanish too would be amazing.	6/3/2021 2:09 PM
22	.	6/3/2021 1:10 PM
23	Nothing	6/3/2021 1:10 PM
24	playground	6/3/2021 9:56 AM
25	Not interested	6/3/2021 9:23 AM
26	None, I don't need help with that.	6/2/2021 11:27 PM
27	tutorials in movie creation	6/2/2021 10:16 PM
28	Assist elderly with computer skills	6/2/2021 4:23 PM
29	None	6/2/2021 4:20 PM
30	Help with basic video editing.	6/2/2021 1:28 PM
31	Many people could benefit from help	6/2/2021 12:25 PM
32	So many people need help with all of this..	6/2/2021 12:20 PM
33	i feel like i know how to use computers and phones already	6/1/2021 9:23 AM
34	Would like family history genealogical resources and classes	5/30/2021 5:38 PM
35	This is not a need I have	5/29/2021 9:27 PM
36	Possibly a computer literacy program for older adults to stay in touch with friends and family. Outreach methods would vary for target audience.	5/29/2021 10:36 AM
37	Monitoring kids workshops	5/29/2021 8:30 AM
38	Learning how to build resumé's and fill out job applications. We do have the Employment Connection office, but the more resources we are able to provide for our people, the better.	5/28/2021 7:07 PM

39	n/a	5/28/2021 12:15 PM
40	Advanced Excel, Word, Google Docs, etc. - not just for novices.	5/25/2021 5:09 PM

Q16 What else would you like to share about your technology needs?

Answered: 324 Skipped: 1,304

#	RESPONSES	DATE
1	Nothing	7/4/2021 12:31 PM
2	To learn advanced computer skills like coding or web building	7/4/2021 11:56 AM
3	Programming or computer classes would be useful	7/3/2021 8:06 PM
4	None	7/2/2021 11:07 PM
5	None	7/2/2021 2:54 PM
6	Learn how to make my technology child safe.	6/30/2021 6:43 AM
7	Nothing	6/29/2021 5:08 PM
8	i done have to share nothing.	6/29/2021 11:01 AM
9	There is nothing I would like to share.	6/29/2021 11:01 AM
10	Nothing	6/29/2021 11:01 AM
11	Mostly nothing	6/29/2021 10:57 AM
12	Nothing	6/29/2021 10:56 AM
13	N/A	6/29/2021 12:17 AM
14	N/A	6/28/2021 6:14 PM
15	Good Teachers	6/28/2021 4:36 PM
16	Nothing	6/28/2021 9:43 AM
17	Charging stations	6/26/2021 11:43 AM
18	Classes teaching smartphone and iPad use would be great.	6/26/2021 12:51 AM
19	Nothing	6/25/2021 8:23 PM
20	I would like to learn how to set up a computer and learn how to set up from control panels to desk top screen.	6/25/2021 12:42 PM
21	Would love to check out e-books from my home computer at home.	6/24/2021 10:33 PM
22	Maybe a repair System to fix any devices	6/24/2021 9:48 PM
23	Printing & scanning for those without printers	6/23/2021 11:54 PM
24	I would like to learn more about the best types of programs to use when doing my schoolwork or when I need help with homework.	6/23/2021 6:59 PM
25	I think it's important that all technology and devices at the library are sanitized regularly. This includes deep cleaning keyboards once every month and ensuring all computer fans are clean, that all mouses are operable, and that desk spaces are deep cleaned as well.	6/23/2021 9:52 AM
26	I want to see e-readers available to check out for a reasonable length of time. Preferably preloaded with a good variety of books as well as access to the library's online collection	6/23/2021 8:55 AM
27	FREE TUTORING FOR EVERYONE STUDYING EVERYDAY!	6/23/2021 1:00 AM
28	typing classes	6/22/2021 8:25 PM
29	I don't have any needs. My concern is the people who don't have access. We need the library to be a resource that can lift people out of poverty and join The American Dream	6/22/2021 8:13 PM

30	Nothing	6/22/2021 4:29 PM
31	Fast WiFi	6/22/2021 11:51 AM
32	N/A	6/22/2021 8:57 AM
33	Be able to download e-books	6/22/2021 2:14 AM
34	It would be great if we can checkout professional video cameras for taking pictures. I am a Fresno State student and our library provides cameras, computes, tablets and many more for students to checkout for 3 days.	6/22/2021 1:16 AM
35	I would like to see a user friendly application for access to the library's ebook collection.	6/21/2021 11:07 PM
36	Big question. Might be nice to have training and use of basic and advance photoshop and photo editing programs.	6/21/2021 9:45 PM
37	N/A	6/21/2021 8:20 PM
38	Na	6/21/2021 7:09 PM
39	I use technology to speak with, as I cannot communicate with words.	6/21/2021 6:45 PM
40	I would like to learn more about video production and editing but have my own "equipment".	6/21/2021 5:27 PM
41	We need an app for book rental and updates on events	6/21/2021 5:21 PM
42	A computer class for Spanish/foreign Speakers.	6/21/2021 4:31 PM
43	Maybe help teen on creating resumes for work applications or how to apply and	6/21/2021 4:28 PM
44	Having geospatial programs like Arcmap, ENVI, and Lidar would be useful. These are programs often used in numerous fields and especially in the natural resources. Having these programs in our computers would be a splendid resource for our children who are interested in the natural resources.	6/21/2021 4:05 PM
45	Nothing	6/21/2021 12:04 PM
46	Idk	6/21/2021 11:55 AM
47	na	6/21/2021 11:38 AM
48	NA	6/21/2021 11:28 AM
49	Nothing.	6/21/2021 10:26 AM
50	Programs beyond basic computer skills such as intermediate or advanced.	6/20/2021 8:25 PM
51	I would like to be able to use library desktop computers or my own laptop or iPad or phone to print from my email to a library printer. I would also like to be able to use library copiers.	6/20/2021 4:31 PM
52	NA	6/19/2021 10:11 PM
53	Computer	6/19/2021 8:08 PM
54	The new AR tech is also coming cool tech for Alien Disability.	6/19/2021 6:09 PM
55	I would like for there to be online safety courses for parents/teens especially for spanish speaking community.	6/18/2021 4:49 PM
56	Space to create audio & video.	6/18/2021 2:42 PM
57	Nothing sadly	6/17/2021 11:19 PM
58	Catering to the youth years 12 and under as well as the older population 50+ is a good focus. The rest of the population gets solid training with PUSD and can assist their under 50 parents. Over time this deficit will decrease as our city's population ages and is more tech savvy due to being born in 2000's and later.	6/17/2021 9:07 AM
59	Bluetooth headphones/wireless a accessories.	6/15/2021 9:16 PM
60	Bluetooth headphones/wireless a accessories.	6/15/2021 9:16 PM
61	Nothing	6/15/2021 3:08 PM

62	The library should be future focused with robotics and programming options.	6/15/2021 1:07 PM
63	Grammar App to support students with writing	6/9/2021 6:01 PM
64	I'd like to be able to buy technology from library too, for student needs	6/8/2021 3:57 PM
65	I just did	6/7/2021 11:55 PM
66	Not much	6/7/2021 11:38 PM
67	N/A	6/7/2021 5:12 PM
68	NASA	6/7/2021 5:08 PM
69	Classes on computer softwares	6/7/2021 4:11 PM
70	Community activites	6/7/2021 3:21 PM
71	I need to know how to connect to the printer, how to use an external hard drive	6/6/2021 7:35 PM
72	I think everything is GREAT for the technology needs.	6/6/2021 11:43 AM
73	would like additional technology use training	6/6/2021 8:57 AM
74	vr headset, tv's	6/4/2021 10:43 PM
75	I would like to learn how to set up a printer and install the ink for it.	6/4/2021 8:48 PM
76	nothing	6/4/2021 8:06 PM
77	Nothing	6/4/2021 8:03 PM
78	how to fix wifi problems	6/4/2021 2:18 PM
79	nothing	6/4/2021 1:45 PM
80	everything seems to be cover and there seem to be a lot of new concepts that seem interesting, fun, and educational that I look forward to being able to use when the library opens again.	6/4/2021 1:43 PM
81	nothing	6/4/2021 1:39 PM
82	That is it.	6/4/2021 1:37 PM
83	Nothing.	6/4/2021 1:34 PM
84	Nothing else	6/4/2021 1:32 PM
85	Basic program advice would be great!	6/4/2021 1:31 PM
86	Nothing.	6/4/2021 1:18 PM
87	Notha, I would never use tech in a library, not when I am surrounded by true awesomeness of the words and stories.	6/4/2021 1:18 PM
88	Nothing else.	6/4/2021 1:06 PM
89	Nothing.	6/4/2021 1:02 PM
90	Perhaps adding back the Wii u and other things to play on with other kids. (super smash bros, just dance, etc)	6/4/2021 12:54 PM
91	Nothing.	6/4/2021 12:52 PM
92	Do we need to bring are own technology	6/4/2021 12:35 PM
93	mainly computers for students	6/4/2021 12:32 PM
94	N/A	6/4/2021 12:29 PM
95	no	6/4/2021 12:07 PM
96	.it helps me	6/4/2021 12:04 PM
97	idk	6/4/2021 11:36 AM

Porterville Library Survey

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98	.	6/4/2021 11:34 AM
99	Maybe just fast wifi for homework.	6/4/2021 11:33 AM
100	probably a coding class for the kids to learn a new skill.	6/4/2021 11:25 AM
101	Nothing	6/4/2021 11:07 AM
102	I don't think I need to share anything else, I think the library would be nice with desktop for students, and quiet study areas for teens.	6/4/2021 10:38 AM
103	none	6/4/2021 10:31 AM
104	Nope nothing else	6/4/2021 10:29 AM
105	Nothing	6/4/2021 9:57 AM
106	Nothing else	6/4/2021 9:51 AM
107	there should be a plase for kids learn how to use technology and how to be safe	6/4/2021 9:46 AM
108	idk	6/4/2021 9:44 AM
109	free ones like when a kid is tired of reading he can go on play for a while then he can go back with a refreshed brain	6/4/2021 9:41 AM
110	none the library should save money to get other tech	6/4/2021 9:38 AM
111	nothing	6/4/2021 9:35 AM
112	Teach kids what not to be on and not do.	6/4/2021 9:31 AM
113	?	6/4/2021 9:26 AM
114	Idk	6/4/2021 9:23 AM
115	Uhh nothing.	6/4/2021 9:19 AM
116	N/A	6/4/2021 9:13 AM
117	n/a	6/4/2021 6:34 AM
118	Nothing.	6/3/2021 7:41 PM
119	None	6/3/2021 6:59 PM
120	As new programs arise, informational classes would be helpful.	6/3/2021 4:56 PM
121	N/A	6/3/2021 3:55 PM
122	vending machin	6/3/2021 3:37 PM
123	nothing im good	6/3/2021 3:07 PM
124	nothing	6/3/2021 2:24 PM
125	Nothing.	6/3/2021 2:09 PM
126	i'd like to be able to have a nice place to relax and study but i also want to be able to go to another part of the building and play video games to my hearts content.	6/3/2021 2:03 PM
127	Having computers to take home to use it for homework.	6/3/2021 1:59 PM
128	I don't know	6/3/2021 1:55 PM
129	rolling chars	6/3/2021 1:50 PM
130	It is great to have and embrace technology, but it is also important to keep paper and pencil materials.	6/3/2021 1:45 PM
131	have a bit technology for the people who don't have any	6/3/2021 1:40 PM
132	Nothing at the moment	6/3/2021 1:38 PM
133	I feel like all my technology needs are okay.	6/3/2021 1:37 PM

134	I don't know	6/3/2021 1:35 PM
135	How to use our technology for school	6/3/2021 1:33 PM
136	nothing	6/3/2021 1:32 PM
137	Learn how to set up or fix wifi or anything like that	6/3/2021 1:32 PM
138	Nothing	6/3/2021 1:30 PM
139	n/a	6/3/2021 1:30 PM
140	NA	6/3/2021 1:30 PM
141	no comment	6/3/2021 1:15 PM
142	n/a	6/3/2021 1:15 PM
143	I don't have any.	6/3/2021 1:15 PM
144	nothing	6/3/2021 1:13 PM
145	Nothing else.	6/3/2021 1:11 PM
146	I dont really have any more	6/3/2021 1:10 PM
147	nothing	6/3/2021 1:10 PM
148	Nothing	6/3/2021 1:10 PM
149	Nothing	6/3/2021 1:10 PM
150	None	6/3/2021 1:09 PM
151	Nothing	6/3/2021 1:09 PM
152	I would like for you guys to show people that are more mature how to navigate through computers or phones such as parents.	6/3/2021 1:08 PM
153	Nothing I can think of at the moment.	6/3/2021 1:08 PM
154	nothing	6/3/2021 1:08 PM
155	Not much	6/3/2021 1:07 PM
156	nothing	6/3/2021 1:04 PM
157	Not sure	6/3/2021 1:00 PM
158	Not sure	6/3/2021 12:59 PM
159	nothing	6/3/2021 12:57 PM
160	nothing really	6/3/2021 12:54 PM
161	I don't know how to answer this one.	6/3/2021 12:52 PM
162	It needs technology that has built in hotspot.	6/3/2021 12:45 PM
163	There's not anything else that I need when it comes to technology other than what was already mentioned.	6/3/2021 12:42 PM
164	Nothing else	6/3/2021 12:39 PM
165	nothing	6/3/2021 12:34 PM
166	It would be great if there was someone to teach older people about technology.	6/3/2021 12:17 PM
167	Help with safety.	6/3/2021 12:15 PM
168	Mabey mouses for the computer	6/3/2021 11:58 AM
169	No hackers	6/3/2021 11:55 AM
170	PLz add Nintendo NES	6/3/2021 11:55 AM

Porterville Library Survey

SurveyMonkey

171	N/A	6/3/2021 11:47 AM
172	The fun, excellent computers.	6/3/2021 11:45 AM
173	N/A	6/3/2021 11:43 AM
174	nothing else.	6/3/2021 11:37 AM
175	Robotics	6/3/2021 11:34 AM
176	we need a lot of ethernet cables so each technology will have fast internet.	6/3/2021 11:33 AM
177	None in mind.	6/3/2021 11:33 AM
178	Nothing else	6/3/2021 11:26 AM
179	N/A	6/3/2021 11:25 AM
180	na	6/3/2021 10:55 AM
181	Make an area so we can charge our phones, tablets, laptops, and other stuff.	6/3/2021 10:52 AM
182	idk	6/3/2021 10:45 AM
183	None	6/3/2021 10:43 AM
184	Nothing	6/3/2021 10:40 AM
185	I have nothing else to share about my technology needs.	6/3/2021 10:39 AM
186	i do not no	6/3/2021 10:37 AM
187	nothing.	6/3/2021 10:36 AM
188	I don't have nothing else to share	6/3/2021 10:35 AM
189	Don't Know.	6/3/2021 10:35 AM
190	None here.	6/3/2021 10:34 AM
191	nothing	6/3/2021 10:31 AM
192	No comment. I'm good.	6/3/2021 10:31 AM
193	Nothing	6/3/2021 10:30 AM
194	A website that I can read manga on.	6/3/2021 10:29 AM
195	As of know I believe this survey has asked the right questions on this topic of technology.	6/3/2021 10:24 AM
196	-	6/3/2021 10:24 AM
197	nothing	6/3/2021 10:20 AM
198	We need multiple devices so no one is left out when using technology.	6/3/2021 10:02 AM
199	Nothing.	6/3/2021 9:57 AM
200	Nothing	6/3/2021 9:56 AM
201	have a place with computers to play gave but people have to pay \$5.99 for 30 minutes	6/3/2021 9:56 AM
202	nothing	6/3/2021 9:55 AM
203	Idk	6/3/2021 9:40 AM
204	NOthing	6/3/2021 9:35 AM
205	Nothing at the moment	6/3/2021 9:23 AM
206	I am not that smart on technology but I would love to know more about it	6/3/2021 9:20 AM
207	Nothing.	6/3/2021 9:16 AM
208	nothing	6/3/2021 3:40 AM

Porterville Library Survey

SurveyMonkey

209	I got nothing to say.	6/3/2021 2:48 AM
210	n/a	6/2/2021 11:46 PM
211	Um.... nothing else. I'm good, as long as we have electronics and books we like and are interested in.	6/2/2021 11:27 PM
212	I am a teacher and it would be nice to field trip to the library and have them teach the kids how to do something fun with technology	6/2/2021 10:16 PM
213	nothing	6/2/2021 8:41 PM
214	able to install video games on computers	6/2/2021 6:20 PM
215	Another technology availability should be a device charging station.	6/2/2021 5:27 PM
216	I think there needs to be more coordinated efforts between city services (library) and the local school districts, PC, adult school, etc.	6/2/2021 4:52 PM
217	n/a	6/2/2021 4:23 PM
218	Nothing	6/2/2021 4:20 PM
219	nothing	6/2/2021 3:40 PM
220	N/A	6/2/2021 3:38 PM
221	N/A	6/2/2021 2:23 PM
222	Nothing else.	6/2/2021 1:28 PM
223	I need free and fast wifi.	6/2/2021 1:21 PM
224	I would like to say, you should add apps and such for people to use and downloads.	6/2/2021 1:12 PM
225	None	6/2/2021 1:11 PM
226	I have no questions about the technology needs.	6/2/2021 1:08 PM
227	Nothing at all	6/2/2021 1:04 PM
228	Na	6/2/2021 12:56 PM
229	I don't really know	6/2/2021 12:54 PM
230	Nothing.	6/2/2021 12:48 PM
231	nothing	6/2/2021 12:48 PM
232	I don't have any needs	6/2/2021 12:48 PM
233	Lessons and or help for elders to navigate technology.	6/2/2021 12:45 PM
234	No thank you	6/2/2021 12:44 PM
235	It would good for the adult to taught about social media and how to manage it.	6/2/2021 12:36 PM
236	none	6/2/2021 12:25 PM
237	I think there should be a way to teach the older generations about computer use.	6/2/2021 12:24 PM
238	I believe all topics were covered !	6/2/2021 12:22 PM
239	Nothing	6/2/2021 12:21 PM
240	I want to share my technology needs if people can't get the service by getting wifi, Such as students, adults, or anyone who doesn't have wifi. So they're able to stop by the library to finish their projects/homework.	6/2/2021 12:20 PM
241	Nothing	6/2/2021 12:17 PM
242	Nothing.	6/2/2021 12:08 PM
243	I don't need any technology.	6/2/2021 12:08 PM

Porterville Library Survey

SurveyMonkey

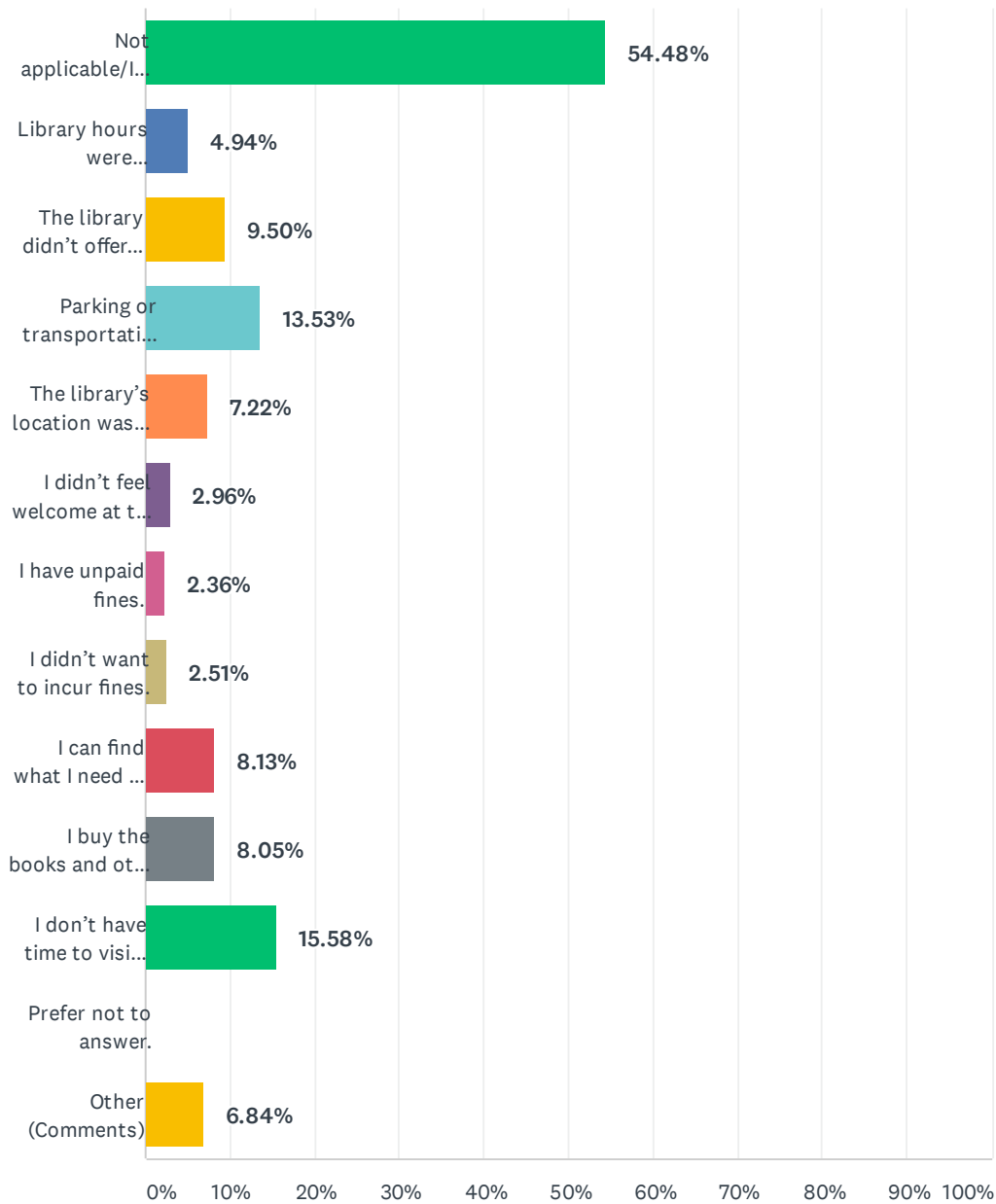
244	Nothing	6/2/2021 12:07 PM
245	pc's are pretty important	6/2/2021 12:07 PM
246	N/A	6/2/2021 12:05 PM
247	Nothing else	6/2/2021 12:04 PM
248	N/A	6/2/2021 12:04 PM
249	It is important for students to be able to bring their school device and use the library's Wi-Fi.	6/2/2021 12:02 PM
250	I don't really have anything else to share.	6/2/2021 12:00 PM
251	Nothing.	6/2/2021 11:49 AM
252	none	6/2/2021 11:44 AM
253	I dont need any technology help	6/2/2021 11:43 AM
254	i dont know	6/2/2021 11:41 AM
255	N/A	6/2/2021 11:40 AM
256	dont need any technology help	6/2/2021 11:38 AM
257	Nothing	6/2/2021 11:37 AM
258	Safe browsing for young adults/teens and education on cyber dangers	6/2/2021 11:33 AM
259	N/a	6/2/2021 10:56 AM
260	Nothing	6/1/2021 11:25 PM
261	I'd like if the wifi was fast	6/1/2021 11:18 PM
262	Child/teen awareness of dangers Parental supervision and guidance to help them speak to their children of bad habits and addiction to electronics or social media	6/1/2021 9:49 PM
263	Nothing, I feel like it was all covered.	6/1/2021 4:55 PM
264	Nothing.	6/1/2021 2:50 PM
265	Would the wifi be free to use?	6/1/2021 2:03 PM
266	I know how to use technology so I feel this would be directed more to little kids and older people who do not know how to use these things.	6/1/2021 1:48 PM
267	Nothing	6/1/2021 1:33 PM
268	nothing	6/1/2021 11:45 AM
269	nothing	6/1/2021 11:33 AM
270	None	6/1/2021 9:56 AM
271	Nothing	5/31/2021 12:53 PM
272	I think the technology should be focused more on computers and laptops, and people new to technology should be able to get help.	5/30/2021 3:15 PM
273	No comment	5/30/2021 1:48 PM
274	No comment	5/30/2021 1:45 PM
275	N/A	5/30/2021 1:23 AM
276	n/a	5/29/2021 11:29 PM
277	Nothing else.	5/29/2021 11:15 PM
278	N/A	5/29/2021 10:02 PM
279	Updates on what is current.	5/29/2021 9:28 PM
280	None	5/29/2021 9:27 PM

281	Help with setting up emails	5/29/2021 8:13 PM
282	We would like childrens computers again.	5/29/2021 5:29 PM
283	It would be nice to have a charging station or an area where you can charge devices.	5/29/2021 4:49 PM
284	I think we should also learn about any safety hazards we can use on any devices	5/29/2021 3:03 PM
285	NA	5/29/2021 12:33 PM
286	Nothing	5/29/2021 12:41 AM
287	The library is a need for our community	5/28/2021 11:53 PM
288	N/a	5/28/2021 11:50 PM
289	I would like to learn more about privacy with technology	5/28/2021 11:17 PM
290	I would like to learn more about privacy with technology	5/28/2021 11:16 PM
291	How to do some type of homework we need help with ?	5/28/2021 10:51 PM
292	Typing skills	5/28/2021 10:42 PM
293	Nothing	5/28/2021 10:36 PM
294	NA	5/28/2021 8:05 PM
295	N/A	5/28/2021 7:24 PM
296	I have nothing in mind:)	5/28/2021 7:16 PM
297	N/A	5/28/2021 7:07 PM
298	I'm in a photography class and have to edit pictures and I know how to do it on my device but some other devices I don't	5/28/2021 5:32 PM
299	X	5/28/2021 3:50 PM
300	NA	5/28/2021 2:37 PM
301	gameing	5/28/2021 12:10 PM
302	No	5/28/2021 12:06 PM
303	The building should contain a variety of software platforms such as Windows 10, Linux, regrettably Mac, and chrome OS, these Operating systems offer differing benefits based on the need of the individual, and we all have different needs.	5/28/2021 11:57 AM
304	I would like to know more about how to code computers aka the software.	5/28/2021 11:56 AM
305	Nothing, I have nothing to ask.	5/28/2021 11:42 AM
306	I have nothing to share	5/28/2021 11:40 AM
307	N/A	5/28/2021 11:36 AM
308	Nothing really	5/28/2021 11:36 AM
309	I wouldn't like to share anything else.	5/28/2021 11:34 AM
310	Nothing	5/28/2021 11:30 AM
311	none	5/28/2021 11:30 AM
312	Nothing really	5/28/2021 11:29 AM
313	I think that there should be a separate computer lab and if the desktop computers were also going to be in another area, there should be enough space in between with large enough room for students to work. Some maybe use laptops, but I'm sure some prefer working on desktops while they need space to place their binders, papers, etc.	5/28/2021 11:28 AM
314	I would like to know how to use my technology to its full potential.	5/28/2021 10:46 AM

315	none.	5/28/2021 10:42 AM
316	nothing	5/28/2021 10:41 AM
317	nothing	5/28/2021 10:39 AM
318	nothing	5/28/2021 10:35 AM
319	I don't have any.	5/28/2021 10:33 AM
320	Kids internet safety filters	5/28/2021 10:32 AM
321	I got nothing	5/28/2021 10:31 AM
322	nothing so far	5/28/2021 10:27 AM
323	Nothing else	5/28/2021 10:27 AM
324	The library needs to keep up with Social Media and advertise their programs better to the community so that we don't miss it. They also need to be responsive to what the community needs when they need it.	5/25/2021 5:09 PM

Q17 If you have not been a library user in the past, why not? (Select all that apply)

Answered: 1,316 Skipped: 312



ANSWER CHOICES	RESPONSES	
Not applicable/I am a library user.	54.48%	717
Library hours were inconvenient.	4.94%	65
The library didn't offer anything I want or need.	9.50%	125
Parking or transportation was a challenge.	13.53%	178
The library's location was not convenient.	7.22%	95
I didn't feel welcome at the library.	2.96%	39
I have unpaid fines.	2.36%	31
I didn't want to incur fines.	2.51%	33
I can find what I need on the internet.	8.13%	107
I buy the books and other materials I want.	8.05%	106
I don't have time to visit the library.	15.58%	205
Prefer not to answer.	0.00%	0
Other (Comments)	6.84%	90
Total Respondents: 1,316		

#	OTHER (COMMENTS)	DATE
1	I do have a library card that I got when I was young but never really used it as I couldn't find anything I was interested in. I also felt that the library was a bit hard to navigate at times.	7/2/2021 10:43 AM
2	When we visited the library we stopped taking are kids , because the kids there were loud , horse playing , there was no direction or supervision from anyone (not the parent or the staff there)	7/2/2021 10:23 AM
3	But would like to	6/29/2021 1:13 PM
4	Barely moved here in Porterville	6/29/2021 9:21 AM
5	I've been a cardholder since I was about 7.	6/26/2021 12:51 AM
6	Have used libraries most of my life but had no used local library recently probably because I usually buy whatever I want to read. Also it was often very noisy and not conducive to research in the stacks and reading.	6/25/2021 4:24 PM
7	There is a big parking problem!	6/25/2021 12:42 PM
8	Scary homeless crowds that linger	6/24/2021 12:54 PM
9	I was overly involved at work, but now I am planning retirement.	6/23/2021 12:10 AM
10	None	6/22/2021 4:29 PM
11	Moved out of porterville recently	6/22/2021 3:23 PM
12	The traditional library concept is outdated. Sounds like you may be replacing it with updated features we would use.	6/21/2021 9:45 PM
13	I have been to the library	6/21/2021 8:36 PM
14	I always forgot about going for personal use would take kids for events	6/21/2021 6:05 PM
15	I was a library user with my daughter.	6/21/2021 4:10 PM
16	We attended events at the library, but did not usually check out books.	6/21/2021 3:35 PM

Porterville Library Survey

SurveyMonkey

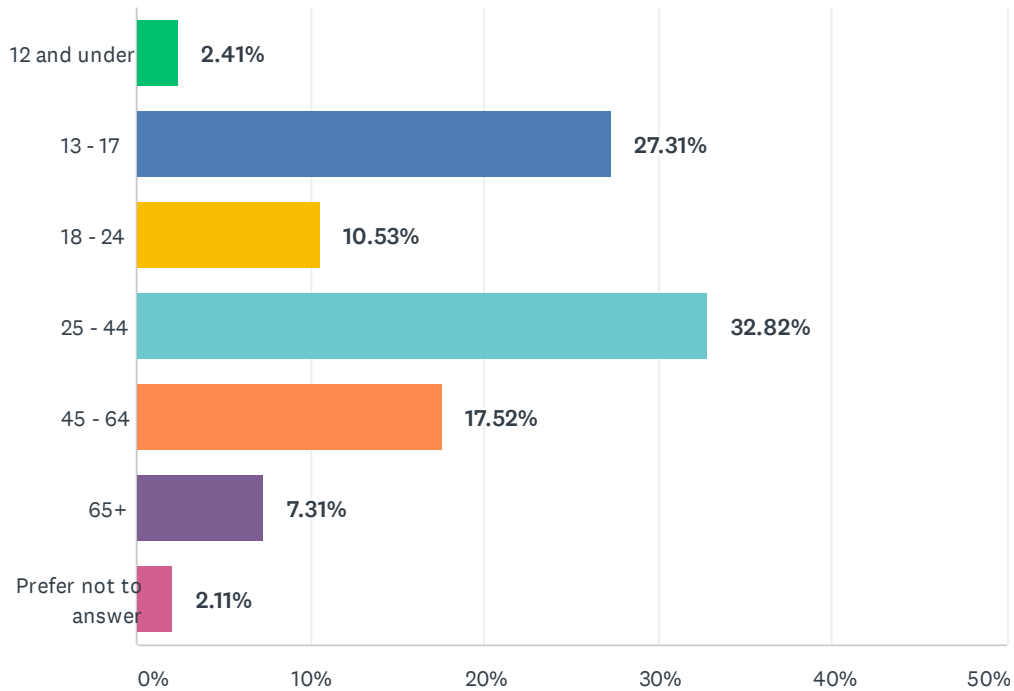
17	Parking was the biggest challenge	6/21/2021 2:25 PM
18	Too many crack heads around	6/21/2021 12:05 PM
19	Other library users or their children could be too loud at times, people need education on what the library environment is supposed to be like.	6/20/2021 8:25 PM
20	I am new in Porterville	6/20/2021 2:37 PM
21	The selection was never very good, I always struggled to find books I liked	6/16/2021 10:03 PM
22	It burned down prior to getting the chance to use the resources that I needed to use, micro fish, searching for my Bio father.	6/15/2021 9:16 PM
23	It burned down prior to getting the chance to use the resources that I needed to use, micro fish, searching for my Bio father.	6/15/2021 9:16 PM
24	I did visit the library but it was not very often. The main reason being that I felt they did not bring in the books of my interest/ did not have them available since there was very few.	6/14/2021 8:07 PM
25	No book return bin	6/12/2021 2:09 PM
26	i have not felt welcome because I have a county library card.	6/9/2021 7:12 PM
27	I went to the library during the summer for the programs for my children	6/8/2021 4:49 PM
28	I was working but now I am retired and have more time to use the library	6/6/2021 7:35 PM
29	I have been a library user.	6/6/2021 11:43 AM
30	There wasn't really a place with tables so that me and my friends could just hang out and play board games	6/5/2021 3:18 PM
31	i go to the library.	6/4/2021 10:43 PM
32	I never had time	6/4/2021 6:37 PM
33	It was not very accessible	6/4/2021 6:36 PM
34	I have went to the library to get books sometimes.	6/4/2021 1:37 PM
35	i just don't go	6/4/2021 1:36 PM
36	I couldn't get transportation to te library.	6/4/2021 1:33 PM
37	Also we never had time with school, and I am only 13 still, I can't go out by myself, and neither parents want to go with me, because they think it is boring, so simply just seemed a waste of time.	6/4/2021 1:18 PM
38	i have been a Library user.	6/4/2021 1:06 PM
39	I had my own library cards and would checkout books all the time	6/4/2021 12:35 PM
40	I was to young.	6/4/2021 11:33 AM
41	my parents didnt have time because my dads a singer and usally never home	6/4/2021 9:46 AM
42	I was also not sure how to borrow books and things of that sort.	6/3/2021 1:45 PM
43	Now that I am retired the library would be a welcome place to go.	6/3/2021 1:22 PM
44	I have never been to the porterville library at all in my life but this one im giving it a go it seems like a fun place to be.	6/3/2021 1:15 PM
45	I have been a visitor in the past.	6/3/2021 1:11 PM
46	Nothing	6/3/2021 1:10 PM
47	I'm very busy so I will come if I have time.	6/3/2021 12:56 PM
48	I liked the library when I was small but then I felt there was not much for older kids and young adults..	6/3/2021 12:48 PM
49	I wasn't old enough.	6/3/2021 12:45 PM

50	Parents don't let me	6/3/2021 11:58 AM
51	I did visit the library	6/3/2021 11:43 AM
52	I wanted CD audiobooks, but the selection had not really been kept up.	6/3/2021 11:24 AM
53	I have been to the library a lot with my dad sometimes and my aunt and cousin and I liked it.	6/3/2021 10:56 AM
54	I Before it didn't appeal to me, but now I do want to go to a bookstore.	6/3/2021 10:07 AM
55	I have many books that I read at home.	6/3/2021 10:02 AM
56	there is no playground	6/3/2021 9:56 AM
57	I always visited the library since I was a small.	6/2/2021 11:27 PM
58	I did not use the library near as often as I would if parking and navigating were easier. I am currently in a wheelchair	6/2/2021 10:16 PM
59	they said a ruined a book. It was like that when I got it	6/2/2021 4:35 PM
60	I go to the library.	6/2/2021 1:12 PM
61	i heave been	6/2/2021 1:11 PM
62	I will be retiring in a year so I expect I will use the new library more. I deeply regret the loss of non-replaceable books on Tulare County history that were available at the old library. I would like to see a room dedicated to Tulare County history.	6/2/2021 1:11 PM
63	I would go to the library	6/2/2021 1:04 PM
64	I don't live in Porterville.	6/2/2021 12:33 PM
65	I went with my children to experience the culture of being surrounded by so much information and to let them know that this was a place they should value and feel privileged to visit. Even if not everyone needs to use it, it is a vital resource for community members who cannot just purchase a book when they need it or have someone show them how to use a piece of necessary technology.	6/2/2021 12:20 PM
66	I have access to online portals for reading online and research.	6/2/2021 12:02 PM
67	I've been to the public library.	6/2/2021 11:40 AM
68	I did not really care for reading until 6th grade and I read a lot. Now I read here and there.	6/1/2021 1:48 PM
69	I havent lived near a library since I was about 9 and i would love to be able to visit one again.	5/31/2021 10:35 AM
70	I no longer live in Porterville but would like to be able to use the library when I am visiting.	5/30/2021 4:58 PM
71	I was a library user	5/30/2021 1:48 PM
72	I was a library user	5/30/2021 1:45 PM
73	It felt loud sometimes , no real space to study.	5/30/2021 9:54 AM
74	I am a retired schoolteacher. Do anything you can for K-12!!	5/29/2021 9:28 PM
75	N/A	5/29/2021 9:27 PM
76	I didn't live in town before	5/29/2021 8:48 PM
77	I did not have time. Retired now. I will be a user.	5/29/2021 8:47 PM
78	I haven't been to the library since my sons were small, preschool ages. After that, I didn't have a lot of time and we had school libraries and access to buy books online.	5/29/2021 8:43 PM
79	Kids can fall through stair railings, story time wasn't engaging (needs puppets, singing, finger plays etc)	5/29/2021 8:18 PM
80	I would barrow books and print papers when I needed for school there	5/29/2021 3:03 PM
81	I am a happy member	5/28/2021 10:51 PM
82	Never got around to going to the library but would love to have a quiet and safe space to do my	5/28/2021 9:21 PM

	own things in my free time.	
83	As a small child, I loved the library. As I grew, my interests changed. When I became a mom, all my time was split between work and motherhood. Now that my daughter is school aged and loves to read, we can't wait for the return of our library.	5/28/2021 7:07 PM
84	Never got the chance to so i got books from school.	5/28/2021 12:06 PM
85	There was nothing there that made me feel like the library was a safe space.	5/28/2021 11:29 AM
86	I did used to go to the library.	5/28/2021 10:33 AM
87	I have been a library user	5/28/2021 10:31 AM
88	If I needed a quiet place to study, there was not a lot of spaces like that available.	5/28/2021 10:10 AM
89	I would like a space to play card games with friends and meet others with similar interests.	5/28/2021 10:08 AM
90	They want my personal information for a library card.	5/25/2021 5:09 PM

Q18 What is your age?

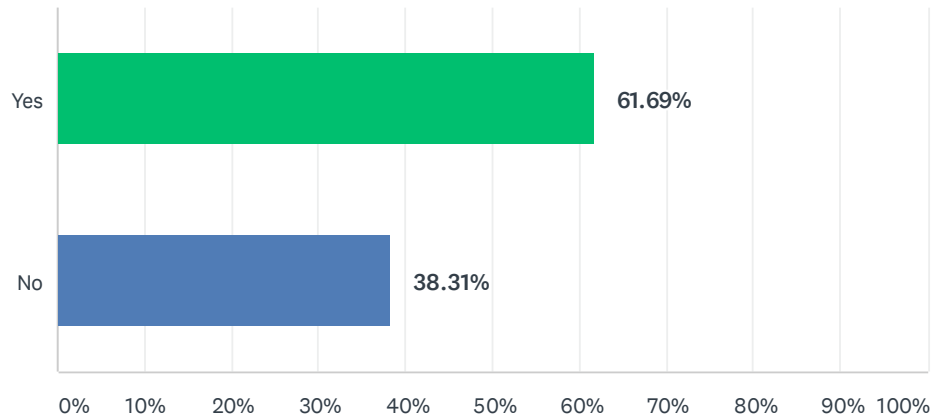
Answered: 1,615 Skipped: 13



ANSWER CHOICES	RESPONSES	
12 and under	2.41%	39
13 - 17	27.31%	441
18 - 24	10.53%	170
25 - 44	32.82%	530
45 - 64	17.52%	283
65+	7.31%	118
Prefer not to answer	2.11%	34
TOTAL		1,615

Q19 Do you have children under 18 living in your household?

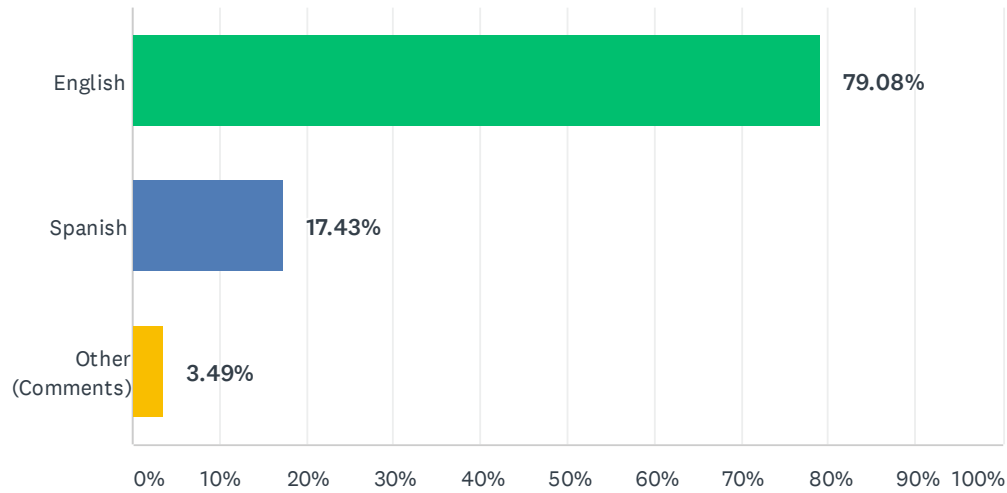
Answered: 1,608 Skipped: 20



ANSWER CHOICES	RESPONSES	
Yes	61.69%	992
No	38.31%	616
TOTAL		1,608

Q20 What is the primary language spoken in your home?

Answered: 1,606 Skipped: 22



ANSWER CHOICES	RESPONSES	
English	79.08%	1,270
Spanish	17.43%	280
Other (Comments)	3.49%	56
TOTAL		1,606

#	OTHER (COMMENTS)	DATE
1	English/Spanish	6/30/2021 6:43 AM
2	Both	6/29/2021 1:13 PM
3	English and Spanish equally	6/28/2021 8:18 PM
4	We speak both	6/26/2021 8:06 AM
5	We speak both English and Spanish fluently and read and write in both.	6/26/2021 12:51 AM
6	Arabic	6/23/2021 6:59 PM
7	Both	6/23/2021 1:00 AM
8	English and Spanish	6/22/2021 5:31 AM
9	We speak both and my child goes to SCA Mathew	6/22/2021 12:00 AM
10	Both English and Spanish	6/21/2021 8:03 PM
11	W	6/21/2021 6:57 PM
12	Both	6/21/2021 5:09 PM
13	Urdu	6/20/2021 9:44 PM
14	Urdu/Punjabi	6/8/2021 12:18 PM
15	Spanish and English	6/7/2021 11:38 PM
16	N/a	6/7/2021 6:36 PM

Porterville Library Survey

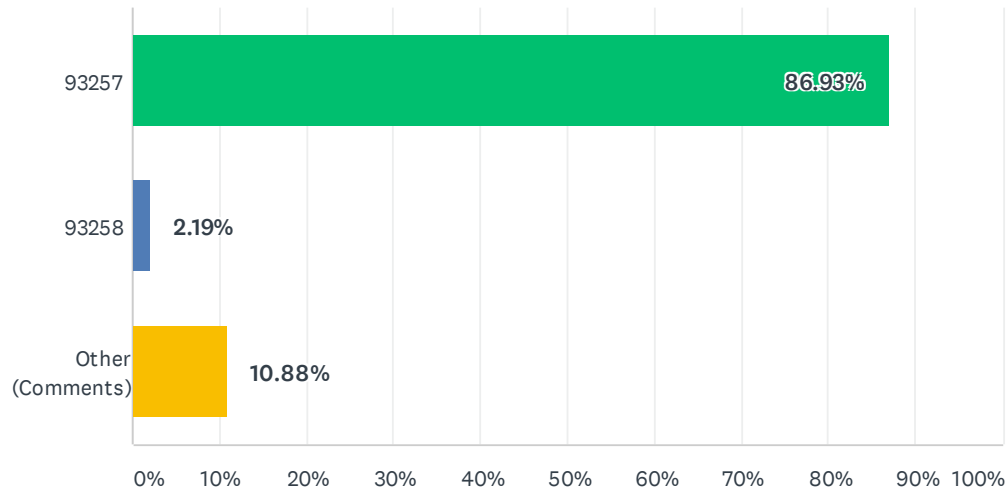
SurveyMonkey

17	Punjabi	6/7/2021 5:22 PM
18	93257	6/7/2021 5:08 PM
19	At my home we speak both languages English and Spanish.	6/6/2021 11:43 AM
20	Both	6/4/2021 12:45 PM
21	Engglish and spanish	6/4/2021 9:39 AM
22	english and spanish	6/4/2021 9:23 AM
23	Both	6/4/2021 9:23 AM
24	English and Spanish	6/3/2021 3:56 PM
25	both	6/3/2021 3:07 PM
26	Both because my dad only speaks spanish and we talk to each other in english	6/3/2021 1:55 PM
27	Both	6/3/2021 1:35 PM
28	both-English and Spanish.	6/3/2021 1:11 PM
29	Both	6/3/2021 1:10 PM
30	both	6/3/2021 1:10 PM
31	Nothing	6/3/2021 1:10 PM
32	both English and Spanish	6/3/2021 12:52 PM
33	My primary language spoken in my home is both.	6/3/2021 12:52 PM
34	Both	6/3/2021 12:45 PM
35	All of above	6/3/2021 12:15 PM
36	English and spanish	6/3/2021 11:55 AM
37	Arabic	6/3/2021 11:55 AM
38	both	6/3/2021 11:43 AM
39	both.	6/3/2021 11:33 AM
40	Arabic	6/3/2021 11:19 AM
41	both	6/3/2021 11:11 AM
42	Arabic	6/3/2021 10:40 AM
43	Both Spanish and English	6/3/2021 10:39 AM
44	both	6/3/2021 10:31 AM
45	Both	6/3/2021 9:40 AM
46	English and Spanish.	6/2/2021 11:27 PM
47	Both	6/2/2021 5:26 PM
48	Both	6/2/2021 4:08 PM
49	Arabic	6/2/2021 1:18 PM
50	My primary language spoken in my house is English and Spanish	6/2/2021 12:20 PM
51	Both English and Spanish	6/1/2021 1:23 PM
52	both	5/28/2021 10:51 PM
53	Both	5/28/2021 1:24 PM
54	Both	5/28/2021 12:06 PM

55	Filipino	5/28/2021 11:28 AM
56	Tagalog	5/25/2021 5:09 PM

Q21 What is your zip code?

Answered: 1,599 Skipped: 29



ANSWER CHOICES	RESPONSES
93257	86.93% 1,390
93258	2.19% 35
Other (Comments)	10.88% 174
TOTAL	1,599

#	OTHER (COMMENTS)	DATE
1	93265	7/4/2021 3:51 PM
2	93247	7/3/2021 3:22 AM
3	93265	7/2/2021 5:45 PM
4	93265	7/2/2021 11:25 AM
5	93265	7/2/2021 10:32 AM
6	93265	7/2/2021 9:55 AM
7	93270	6/29/2021 12:01 AM
8	93267	6/28/2021 11:42 PM
9	9327	6/28/2021 11:26 PM
10	93265	6/28/2021 11:11 AM
11	93265	6/24/2021 12:54 PM
12	93265	6/23/2021 9:01 PM
13	93265	6/23/2021 6:33 PM
14	93265	6/23/2021 1:06 PM
15	93247	6/23/2021 8:55 AM
16	93274	6/23/2021 8:51 AM

Porterville Library Survey

SurveyMonkey

17	93265	6/23/2021 12:10 AM
18	93265	6/22/2021 6:02 PM
19	93274	6/22/2021 4:53 PM
20	93446	6/22/2021 3:23 PM
21	93265	6/22/2021 1:28 PM
22	93221	6/22/2021 11:54 AM
23	93267	6/22/2021 11:51 AM
24	93247	6/22/2021 10:40 AM
25	93265	6/22/2021 8:57 AM
26	93267	6/22/2021 2:29 AM
27	93274	6/22/2021 12:37 AM
28	93247	6/21/2021 11:41 PM
29	93267	6/21/2021 11:26 PM
30	93265	6/21/2021 11:24 PM
31	93265	6/21/2021 11:07 PM
32	93270	6/21/2021 10:54 PM
33	93270	6/21/2021 10:04 PM
34	93267	6/21/2021 9:40 PM
35	93247	6/21/2021 9:14 PM
36	93247	6/21/2021 8:28 PM
37	93274	6/21/2021 7:59 PM
38	93270	6/21/2021 7:35 PM
39	93218	6/21/2021 7:16 PM
40	93247	6/21/2021 7:06 PM
41	93267	6/21/2021 6:47 PM
42	93274	6/21/2021 4:43 PM
43	93277	6/21/2021 4:42 PM
44	93270	6/21/2021 4:31 PM
45	93265	6/21/2021 3:24 PM
46	93267	6/21/2021 2:50 PM
47	93265	6/21/2021 2:34 PM
48	93267	6/21/2021 2:31 PM
49	93247	6/21/2021 2:28 PM
50	93265	6/21/2021 2:14 PM
51	93270	6/21/2021 2:07 PM
52	93247	6/21/2021 2:02 PM
53	93247	6/21/2021 1:25 PM
54	93247	6/21/2021 1:24 PM

Porterville Library Survey		SurveyMonkey
55	93274	6/21/2021 1:22 PM
56	93265	6/21/2021 1:10 PM
57	93218	6/21/2021 12:54 PM
58	93265	6/21/2021 12:51 PM
59	93270	6/21/2021 11:44 AM
60	93247	6/21/2021 11:33 AM
61	93265	6/21/2021 10:29 AM
62	93267	6/21/2021 10:23 AM
63	93270	6/17/2021 11:51 AM
64	93267	6/16/2021 10:18 PM
65	93267	6/16/2021 10:03 PM
66	93265	6/15/2021 9:00 AM
67	93267	6/13/2021 10:05 PM
68	93270	6/13/2021 11:46 AM
69	83843 I was born in Lindsay & grew up in Porterville my father is a retired pfd fire marshal/asst chief and making sure my hometown excels & exceeds the needs of the community is still important to me	6/12/2021 8:37 PM
70	93292	6/12/2021 6:28 PM
71	93265	6/12/2021 5:33 PM
72	93270	6/12/2021 5:25 PM
73	93265	6/10/2021 12:52 PM
74	93265	6/8/2021 4:49 PM
75	93247	6/7/2021 7:50 PM
76	93265	6/6/2021 11:59 PM
77	93265	6/6/2021 3:03 PM
78	93270	6/6/2021 2:30 PM
79	93265	6/6/2021 11:33 AM
80	93270	6/4/2021 11:22 PM
81	rather not say	6/4/2021 10:43 PM
82	93270	6/4/2021 6:37 PM
83	?	6/4/2021 1:45 PM
84	93270	6/4/2021 12:45 PM
85	984522	6/4/2021 12:04 PM
86	93267	6/4/2021 11:37 AM
87	93247	6/4/2021 11:33 AM
88	93270	6/4/2021 9:40 AM
89	idk	6/4/2021 9:23 AM
90	93274	6/3/2021 7:07 PM
91	93267	6/3/2021 6:59 PM

Porterville Library Survey

SurveyMonkey

92	93265	6/3/2021 6:34 PM
93	93265	6/3/2021 4:56 PM
94	not telling you	6/3/2021 3:07 PM
95	i preffer not to tell my parents zip code	6/3/2021 2:34 PM
96	i don't know	6/3/2021 1:40 PM
97	93270	6/3/2021 1:37 PM
98	93265	6/3/2021 1:33 PM
99	93267	6/3/2021 1:14 PM
100	93267	6/3/2021 1:14 PM
101	idk	6/3/2021 1:10 PM
102	Nothing	6/3/2021 1:10 PM
103	I don't know what my zip code is.	6/3/2021 12:52 PM
104	don't know.	6/3/2021 12:03 PM
105	93527	6/3/2021 11:58 AM
106	93247	6/3/2021 11:55 AM
107	93247	6/3/2021 11:47 AM
108	Not going to tell you.	6/3/2021 11:45 AM
109	n/a	6/3/2021 11:43 AM
110	93219	6/3/2021 11:37 AM
111	why werido.	6/3/2021 11:33 AM
112	93265	6/3/2021 11:24 AM
113	93270	6/3/2021 11:11 AM
114	93267	6/3/2021 10:36 AM
115	93265	6/3/2021 9:57 AM
116	?	6/3/2021 9:56 AM
117	93270	6/3/2021 9:20 AM
118	93265	6/2/2021 10:16 PM
119	93267	6/2/2021 2:33 PM
120	93265	6/2/2021 1:49 PM
121	93270	6/2/2021 1:18 PM
122	Don't have one	6/2/2021 1:11 PM
123	93265	6/2/2021 12:44 PM
124	93270	6/2/2021 12:44 PM
125	93292	6/2/2021 12:33 PM
126	93267	6/2/2021 12:27 PM
127	93265	6/2/2021 12:25 PM
128	93265	6/2/2021 12:21 PM
129	93270	6/2/2021 12:18 PM

Porterville Library Survey		SurveyMonkey
130	93265	6/2/2021 12:03 PM
131	93218	6/2/2021 12:02 PM
132	93265	6/2/2021 11:55 AM
133	93265	6/2/2021 11:51 AM
134	93291	6/2/2021 11:49 AM
135	93267	6/2/2021 11:02 AM
136	93270	6/1/2021 6:09 PM
137	93274	6/1/2021 9:27 AM
138	93265	6/1/2021 6:53 AM
139	93270	5/31/2021 6:32 PM
140	93265	5/31/2021 10:35 AM
141	97477 (Springfield OR)	5/30/2021 4:58 PM
142	93265	5/30/2021 1:59 PM
143	93267	5/30/2021 11:50 AM
144	93247	5/30/2021 10:58 AM
145	93265	5/30/2021 8:25 AM
146	93265	5/29/2021 11:38 PM
147	93702	5/29/2021 11:29 PM
148	93265	5/29/2021 11:15 PM
149	93312	5/29/2021 10:57 PM
150	93270	5/29/2021 10:13 PM
151	93270	5/29/2021 9:37 PM
152	93265	5/29/2021 9:36 PM
153	93265	5/29/2021 9:28 PM
154	93267	5/29/2021 9:27 PM
155	93270	5/29/2021 9:12 PM
156	93270	5/29/2021 8:45 PM
157	93265	5/29/2021 8:25 PM
158	93270	5/29/2021 6:21 PM
159	93247	5/29/2021 5:29 PM
160	93265	5/29/2021 5:13 PM
161	93267	5/29/2021 12:12 AM
162	both	5/28/2021 11:22 PM
163	93265	5/28/2021 8:31 PM
164	93257	5/28/2021 6:36 PM
165	93265	5/28/2021 3:50 PM
166	97381	5/28/2021 1:49 PM
167	93219	5/28/2021 11:34 AM

168	I am a Visalia resident who teaches U.S. History and AP Psychology at Monache.	5/28/2021 11:10 AM
169	93265	5/28/2021 10:46 AM
170	93265	5/28/2021 10:41 AM
171	93291	5/28/2021 10:37 AM
172	93265	5/28/2021 10:35 AM
173	93265	5/28/2021 10:34 AM
174	93247	5/28/2021 10:07 AM

Q22 Anything else you'd like to tell us about the library that we haven't asked?

Answered: 492 Skipped: 1,136

#	RESPONSES	DATE
1	How I would use the library should not be controlling because of economics. The library should focus on the needs of people who can't afford to buy books, WiFi, devices.	7/4/2021 3:51 PM
2	Nothing	7/4/2021 12:31 PM
3	Flexible size meeting room—movable dividers.	7/4/2021 11:26 AM
4	it would be nice to have some adult education type classes (a few weeks long) such as a class to learn computer programs or programming.	7/3/2021 10:09 PM
5	No	7/3/2021 8:37 PM
6	Book clubs for Grandparents and grandchildren	7/3/2021 2:49 PM
7	Please consider naming library after our fallen fire fighters ♥	7/3/2021 10:53 AM
8	Please name the library the Figueroa-Jones Memorial Library. Please name the children's section The Margaret J. Slattery Children's Section.	7/2/2021 7:33 PM
9	I would love for the library to be a place where I can study by myself as well as with groups!	7/2/2021 3:01 PM
10	Skylights and/or lots of natural light would be nice.	7/2/2021 12:38 PM
11	It would be great to have community involvement/volunteer opportunities to help set up the library when it is available!	7/2/2021 11:28 AM
12	Include a bigger manga section. I could never find anything when I was younger haha.	7/2/2021 10:43 AM
13	I would like it to have a different location ,then the location it was before . There needs to be a memorial for the two fire fighters that were killed and also a better tracking device	7/2/2021 10:23 AM
14	I loved the different glass display cases that held different and interesting collections like the display that had different stones. They were very informative.	7/1/2021 8:49 PM
15	I understand you are trying to make it more better for us, the community, but I rather make it better for the library and workers. This must be a hard time to get everything situated and I rather have the people working on this make it easy for themselves to work with when the new library is made.	7/1/2021 11:56 AM
16	Offer a child care center to care for the children while their parents look for library material?	6/30/2021 6:43 AM
17	Good survey, well done	6/30/2021 6:14 AM
18	Thank you for your efforts.	6/29/2021 5:08 PM
19	No	6/29/2021 11:05 AM
20	no	6/29/2021 11:01 AM
21	There is nothing I would like to ask everything is good	6/29/2021 11:01 AM
22	No	6/29/2021 11:01 AM
23	no comment	6/29/2021 10:57 AM
24	No.	6/29/2021 10:56 AM
25	There are so many kiddos in porterville and few amenities for them. Would love to see a decked out kids space with daily story time and crafts	6/29/2021 8:02 AM
26	N/A	6/29/2021 12:17 AM

27	Location: in a wide open spaces with good "views" of the mountains (Sequoia national forest) hopefully large viewing windows . Also a multi level library with elevator (s) and plenty of little "study spaces" with indoor gardens and waterfalls etc. (Creating a "stress free" study environment for serious students) maybe the "gathering rooms" can have a "theme" within them (e.g. the "sequoia room" with fake sequoia trees, history plaques, and informational plaques as well.) I think this "new" library should include plenty of our local "cultural" and "historical" displays , inside and outside, to bring appreciation to the special "area" in which we live. I've always had a "heart" for the Sequoia Trees, and portervilles rich history.	6/28/2021 6:15 PM
28	N/A	6/28/2021 6:14 PM
29	Miss having a Library available, glad when we have one available	6/28/2021 4:36 PM
30	Have a good system for safety and security, both for patrons as well as personnel.	6/28/2021 3:49 PM
31	Friendly staff and the children's events were always appreciated and kept my children asking to go to the library. When we were there, we usually saw teens and preteens who likely were using the library as a safe haven to go to during the day. We loved our Porterville Library.	6/28/2021 2:22 PM
32	We loved everything about our old library but look forward to a new chapter in getting our new one up and running. Will you have volunteer needs. I am a previously employed librarian at Oak Grove Elementary school. Would love to donate a few hours every week to help set up.	6/28/2021 12:35 PM
33	When will it open?	6/28/2021 10:12 AM
34	No	6/28/2021 9:43 AM
35	We want updates on the progress of the new library please.	6/27/2021 9:22 PM
36	Please become a Kanopy participating provider/subscriber/whatever u call it, if the cost is reasonable! https://www.kanopy.com/help/publiclibrary#answer-3	6/27/2021 12:30 PM
37	when does it open?	6/26/2021 2:19 PM
38	I hope that once plans are closer to finalization, there is a huge campaign across all social media to raise money for the various parts of the new library: appealing to the appropriate audiences for resources each may use. Also extensive community outreach for sponsors for a room/content to have the name of the sponsor (see example above: Green Power Motor Co. sponsors a room/content and provides a weekly employee for a class on electronic repair). The tragic story of our library went across the country, I think people would want to see a high tech, amazingly wonderful library rise from the ashes and would put their money behind it. Maybe they would come visit from all over. This library could put Porterville on the map for visitors. Maybe having a visitor center catering to out of towners, a place for people to write their well-wishes for the town/firefighters/share their own story, or even a firefighter memorial for others to leave comments/post pictures/make donations in memory/honor of their lost to be accessible for patrons to view.	6/26/2021 11:57 AM
39	Restrooms on ground floor	6/26/2021 11:43 AM
40	The community's support of the library following the fire only shows just how much the library means to Porterville residents. Your team's keen interest in building a new library with current tech and literary needs in mind is appreciated. You didn't ask, however, about permanent location. I would love it if the new library was still downtown. Moving the library to the west side may make it much harder for East Porterville residents to access it. The previous location of the library and the temporary location near Grocery Outlet make a lot of sense because they fairly place the library in an easy to reach area for most of the city's residents, including those to the East.	6/26/2021 12:51 AM
41	The new library is very much and urgently needed!!!	6/25/2021 11:23 PM
42	I would like more resources spent on books than on other amenities.	6/25/2021 10:53 PM
43	No	6/25/2021 8:23 PM
44	We miss the Library and Thank you all who work there!	6/25/2021 7:59 PM
45	Just hope you are able to secure a location and build a new 21st century library. Wonder whatever happened to the plannin that was being done past 10 years.	6/25/2021 4:24 PM
46	Make a library for the kids (:	6/25/2021 3:00 PM

47	Evening computer classes would be good in the summer months, not in cold weather.	6/25/2021 12:42 PM
48	Nothing. I was heartbroken when it burned down. So excited for the new development and can't wait to see and visit with my son! Thank youuuuu.	6/25/2021 9:26 AM
49	I miss your DVD collection. That was nice. Local students really, really need tutoring - most parents don't have the resources to help their students when they get in academic trouble.	6/24/2021 10:33 PM
50	No	6/24/2021 9:48 PM
51	We definitely want there to be a memorial for the lives lost when kids aren't reached before they burn things down	6/24/2021 12:54 PM
52	Would be great to offer career support services like resume and cover letter workshops, best tips for job interviews, and career coaching.	6/24/2021 12:42 PM
53	I'd like young kids & everyone to feel safe & it not be a place for homeless to camp out!! Security cameras need to be everywhere!	6/23/2021 11:54 PM
54	In the past I often used microfilm	6/23/2021 9:01 PM
55	N/A	6/23/2021 6:59 PM
56	Greetings, If employment or volunteer opportunities open up for the future library, I'd be interested in applying ASAP. I have the experience necessary and am meticulous, as well as happy to host workshops in art and science, read to children, direct music lessons and clean. I'm looking forward to the construction of the new library and any opportunities to assist with that would also be amazing! I can be reached at +16616667461 Thank you! - Indiana London	6/23/2021 9:52 AM
57	No	6/23/2021 8:55 AM
58	Would really like to have a bigger manga collection at the library! :) and really support the idea of study rooms!!!! They're really helpful!	6/23/2021 2:23 AM
59	Nope !	6/23/2021 1:38 AM
60	Make the library so interesting, that it makes people want to be there like a second home... includ lots of FREE trainings people like FREE	6/23/2021 1:00 AM
61	I can't wait until it opens!	6/23/2021 12:10 AM
62	Please make sure to have a remembrance for the fallen hero's	6/22/2021 11:03 PM
63	will there be better fire alarms and more exits in case of a fire.	6/22/2021 8:25 PM
64	The library should be named for Porterville FD Capt R. Figueroa and FF P. Jones	6/22/2021 6:02 PM
65	Nothing	6/22/2021 4:29 PM
66	missing library alot	6/22/2021 4:22 PM
67	I think it is very important to have large meeting areas in the library. The city of Porterville is lacking in venues where non-profit groups can meet.	6/22/2021 3:07 PM
68	what is the library going to be name? and who Is the library going to be Dedicated to?	6/22/2021 12:39 PM
69	A coffee shop outside would be loved.	6/22/2021 11:51 AM
70	Nope	6/22/2021 8:57 AM
71	Thank you for this. It is what our town needs.	6/22/2021 8:08 AM
72	Have a dedicated parking lot just for the library so we don't have to park on the street or use the bank's parking lot	6/22/2021 2:14 AM
73	I miss the library terribly and cannot wait to walk through it's doors again. A town without a library is simply not complete.	6/22/2021 12:34 AM
74	I would like to see more bilingual resources.	6/22/2021 12:04 AM
75	you completely missed how to honor the firefighters who gave their lives in service to the community and library. my vote is obviously to dedicate the new library to them and use their	6/21/2021 11:59 PM

	names on the outside as well as a display with photos and maybe a video featuring them and the PFD.	
76	I was there when the fire started, up stairs and my crochet ladies. Requesting to have a room for our meetings that will be near to the exits.	6/21/2021 11:45 PM
77	New library should be dedicated to two heroes	6/21/2021 11:43 PM
78	I hope the temporary library opens soon. Could you partner with the schools for increased access to libraries until the new one opens?	6/21/2021 11:41 PM
79	I really appreciate the response of the staff on the day we had to evacuate because of the fire. Please make sure there is an up to date alarm and fire suppressing system in place.	6/21/2021 11:07 PM
80	We loved the reading hour on Tuesday. My kids went every Tuesday. We miss teacher Sandy. My son really blossomed whole attending Tuesday story book time.	6/21/2021 10:54 PM
81	I would like it if the library continues to offer holiday photos.	6/21/2021 10:22 PM
82	Sounds like your on the right track. Thank you for sending the survey to the public at large for input.	6/21/2021 9:45 PM
83	Love you guys!	6/21/2021 8:28 PM
84	It would be great to see something Celebrating agriculture and education being the bridge to the American dream As well as Celebrating all cultures Our community is very diverse and strong everyone deserves to see a piece of their heritage. Many or most have to leave precious heirlooms behind and would feel welcome in a place that included them.	6/21/2021 8:23 PM
85	We miss our library <3	6/21/2021 8:20 PM
86	Spanish books, bilingual staff	6/21/2021 7:57 PM
87	I cannot wait for the new library! It was a great place to go on the weekend!	6/21/2021 7:29 PM
88	Na	6/21/2021 7:09 PM
89	I think the new library should be on main st. In the temporary site. The old site should be for the PFD expansion. Dedicated to the 2 men who gave their lives.	6/21/2021 6:58 PM
90	Accommodation or ideas for children and adults with disabilities. Such as Autism, down syndrome etc. It would be lovely to be part of our community ♥.	6/21/2021 6:45 PM
91	I would like to see a dedicated spot in the library for our fallen fire fighters.	6/21/2021 6:05 PM
92	Renaming the library appraising our fallen hero's.	6/21/2021 5:34 PM
93	Please offer jobs to college students and internships to allow people of porterville a place to build experience as it's so hard to now find jobs	6/21/2021 5:21 PM
94	Make sure quiet areas are enforced please.	6/21/2021 5:15 PM
95	I live in Woodville, difficult for our kids to get transportation to and from Library, is there room For a mobile library?	6/21/2021 4:43 PM
96	no	6/21/2021 4:42 PM
97	nope	6/21/2021 4:40 PM
98	Thank you for asking for the Community's opinion.	6/21/2021 4:31 PM
99	I think it is very important to include a play area for small kids. I am a mother that goes to college and would take my daughter there so she could play while I did my homework and it was the best.	6/21/2021 4:10 PM
100	Where will the library be located? A library is a very integral part of a local community. Having the library accessible to people of all socioeconomic backgrounds will be very vital if these resources mentioned above will be of use. Also, maybe a survey of what members of our community use the library for, or would like to use it for would be helpful. This might be helpful in understanding what our community needs. Our community is located in a very strong agrarian and natural resource region. Having our library represent and meet the needs of these two fields could be helpful for our community.	6/21/2021 4:05 PM

101	Porterville is very very HOT, please surround the library with trees and seating areas all around the facility. If there is an outdoor area include trees with picnic tables underneath, and a kids play area. My kids loved the play center in the old library, but there was limited seating for parents. Lounge chairs and small tables would be very helpful for parents watching their kids. A cafe would be great as well!!	6/21/2021 3:37 PM
102	I love all of the new ideas to reimagine the library!	6/21/2021 3:35 PM
103	I miss it.	6/21/2021 3:19 PM
104	No	6/21/2021 2:28 PM
105	A space for nursing mothers if they are not comfortable feeding/pumping a baby in public. Also include diaper changing table.	6/21/2021 1:54 PM
106	Available hours after 4/5pm that includes interactive activities with the kids. Ex: arts & crafts, story time. Outside playground would be amazing!	6/21/2021 1:29 PM
107	Make it fun and a place that kids and teens will want to go learn and be comfortable	6/21/2021 12:35 PM
108	We should have career days where we take children to understand what jobs are offered not just in town but around us. Marian biologist, zoologist, forest rangers, etc..	6/21/2021 12:11 PM
109	No	6/21/2021 12:04 PM
110	Must be handicapped accessible!!! Including appropriately sized elevator(s) and fire exits as well as a sprinkler system!! Meeting room larger enough to accommodate 25-30 people including multiple handicapped individuals, movable chairs and tables to accommodate and allow handicapped to participate in activities around the table(s) with the rest of the group. Truly handicapped accessible bathrooms!! Handicapped accessible meaning large enough spaces to maneuver a wheelchair, ie bathroom and bathroom stalls large enough to actually be functional for a wheelchair user, as well as elevators, doorways, and table/seating options to allow for handicapped persons to join group projects and meetings.	6/21/2021 11:59 AM
111	When is the library gonna open up	6/21/2021 11:55 AM
112	why not tie the library card to the city bus pass. Many of your patrons would use the bus, the terminal is only a block away from the temporary site and close to the permanent location. ie library card + i.d. gets a free bus ride. The city isn't making money on the buses as far as I can see, anyway.	6/21/2021 11:49 AM
113	NA	6/21/2021 11:28 AM
114	Spanish reading material would also be beneficial for my child and his classmates. He attends a dual school and his homework requires Spanish material as well.	6/21/2021 11:04 AM
115	Nothing.	6/21/2021 10:26 AM
116	It would be nice to see English classes for parents and children together.	6/21/2021 10:23 AM
117	I would love to attend art classes like they have at Exeter Library. Signing up/reserving spots for activities is easiest done online.	6/20/2021 8:25 PM
118	Where will the new library be located???	6/20/2021 8:10 PM
119	If everything that was asked will be considered and to be put in place... we will have a state of the art library	6/20/2021 5:52 PM
120	Happily Retiref	6/20/2021 2:37 PM
121	Nothing, I'm very happy we are going to have a creative space where people can explore new things in our town again!	6/20/2021 2:26 PM
122	Let's call it the Figueroa-Jones library as a tribute to our fallen heroes!	6/20/2021 1:20 AM
123	I want the library to have its own parking lot. The last one made it impossible si visitors had to park on the curb.	6/19/2021 10:11 PM
124	Get it done. We need a good library again.	6/19/2021 9:24 PM
125	No	6/19/2021 8:08 PM

126	Teaching kids and young teens life skills. Provide headphones.	6/19/2021 6:18 PM
127	No, Lets make it Gorgeous if I'm not in Montana soon I would like to Apply, Porterville citizen for 40 years and climbing.	6/19/2021 6:09 PM
128	Name suggestions- Figueroa-Jones Memorial Library and children's section- Margaret Slattery Children's Library	6/19/2021 6:56 AM
129	A safe room with displays for Porterville historical items!! THAT is unique to OUR town. ☺	6/18/2021 4:10 PM
130	No smoking or open fires.	6/18/2021 2:42 PM
131	Hurry and build the library	6/17/2021 11:19 PM
132	Parking was always a struggle. Please consider a parking structure nearby. Please consider the Walmart parcel that is now vacant - there are bus lines and the shopping center should come on line at some point. Please consider delivery of library "orders" once per month to seniors and handicapped people. :) Thank you!!	6/17/2021 9:07 AM
133	We love story time!	6/15/2021 11:12 PM
134	It is critical that we offer programs and services to our young people in the community. Story time is essential. Helping community members develop language skills is also vital	6/15/2021 6:13 PM
135	Would love to see a Zen type of outdoor garden space for reading and relaxation while visiting the library.	6/15/2021 4:36 PM
136	Nope. It sounds like it's going to be very unique and awesome.	6/15/2021 4:21 PM
137	No	6/15/2021 3:08 PM
138	Be sure to install adequate fire prevention equipment !!!	6/15/2021 2:14 PM
139	I'd like the library to continue providing internet access through computers/ipads for the community. I want lots of teen access for books/internet. I want children's books. Not for myself but for the community.	6/15/2021 12:02 PM
140	There is a need for bus stops at the library. Especially for students after school. May be the only access to WiFi for homework.	6/15/2021 11:19 AM
141	The idea of guest speakers and open forums of community interest would be a benefit	6/15/2021 5:47 AM
142	Wow, all these new things sound fantastic!! Please please implement as many as you can and make sure you hire enough dedicated staff to make the new library shine!!!	6/14/2021 8:50 PM
143	To add in a variety of books that offer help to diverse learning needs within adults and children. Also, bring in many cultural nonfiction or fiction books so people in our community can relate. Bringing in many Spanish books for those who want to read but don't know English. We need to better our community and bring in new resources that interest our children that way we set a learning foundation for the real world. Lots of hands on activity sessions for adults and children would really help us build a stronger and better community.	6/14/2021 8:07 PM
144	My children attend bilingual school so it's important to have literature in English & Spanish.	6/13/2021 1:01 PM
145	I really miss the library	6/12/2021 3:01 PM
146	I want the location to be pleasant, and a "day out" experience. I want an internet cafe. Most of all, I want BOOKS and a quiet place to study, and most of all I do not want an indoor play space - because it is a library. Not every place you go needs to be an all out playtime. Some people are going to college and are there to get some research done.	6/9/2021 7:12 PM
147	N/A	6/9/2021 6:01 PM
148	Have multiple exits	6/9/2021 2:33 PM
149	My salute to all involved in making this project available for future generations .:::	6/8/2021 12:18 PM
150	No	6/8/2021 10:20 AM
151	I want the library to stay in town.	6/8/2021 9:37 AM
152	Please build the library as near the original site as possible.	6/8/2021 9:32 AM

Porterville Library Survey

SurveyMonkey

153	Looking forward to getting a new library back in Porterville	6/7/2021 11:55 PM
154	No	6/7/2021 11:38 PM
155	Would like a area for Porterville history	6/7/2021 8:49 PM
156	I would like to see special interest classes for adults, senior citizens, community in general. they could be a one session class to maybe a 5 session class.?? in finances, real estate, medi care, medi cal, refinance, banking, etc....???	6/7/2021 8:28 PM
157	Name it after the firefighters that died trying to save it.	6/7/2021 5:48 PM
158	N/A	6/7/2021 5:12 PM
159	No	6/7/2021 5:08 PM
160	Air conditioning throughout building and updated smoke detectors and other safety tools.	6/7/2021 4:11 PM
161	I would love to have a library in the community where I can take my kids to show them how important reading is and it can be cool because other kids do it as well.	6/7/2021 3:17 PM
162	N/A	6/7/2021 3:07 PM
163	Charging ports around the library.	6/7/2021 11:46 AM
164	I hope the city purchases a larger lot to build on and uses the old library site for other purposes. Our town has grown and we need a larger state of the art library to meet current and future needs.	6/6/2021 7:35 PM
165	Everything is fine I hope to have a library soon.	6/6/2021 11:43 AM
166	Meeting room for small clubs organizations like TOPS.	6/6/2021 10:23 AM
167	I'd like the library to demonstrate energy efficiency and a green roof.	6/6/2021 8:57 AM
168	Im really exited for a new library to just have a place to hang out with friends	6/5/2021 3:18 PM
169	If there are any jobs that will be available please email me at andreacisneros9015@gmail.com I'm a young adult looking for work	6/5/2021 3:57 AM
170	Named after our Fallen Heroes who died from the Library fire!!!!	6/4/2021 11:22 PM
171	snacks.	6/4/2021 10:43 PM
172	Can't wait for it to be built.	6/4/2021 10:22 PM
173	I'm excited for the new library. I have many memories there as a child & a ton from my own children now. Our favorite thing to do besides check out books, was to see Santa every year. We loved that Santa! Also loved the Star Wars Day activities!	6/4/2021 9:46 PM
174	No	6/4/2021 8:48 PM
175	no	6/4/2021 8:06 PM
176	Have some art to look at.	6/4/2021 8:03 PM
177	Will there be new opportunities to get a new library card if you had never gotten one?	6/4/2021 6:37 PM
178	no	6/4/2021 1:45 PM
179	no	6/4/2021 1:39 PM
180	No thank you.	6/4/2021 1:37 PM
181	nothing else	6/4/2021 1:36 PM
182	No.	6/4/2021 1:34 PM
183	I don't need anything else.	6/4/2021 1:32 PM
184	No, hope it gets rebuilt soon!	6/4/2021 1:31 PM
185	Nothing else.	6/4/2021 1:18 PM
186	I can't wait to see the new library. I am so happy, and want to visit it more. All I ask is it has a	6/4/2021 1:18 PM

bunch of fantasy books, a nice place to socialize over books, art, and other various subjects, as long as it is appropriate, and a place to paint, and draw, and sketch, and read.

187	There's really nothing else.	6/4/2021 1:06 PM
188	No.	6/4/2021 1:02 PM
189	I just hope that it looks modern and new when it is finished!	6/4/2021 12:45 PM
190	Will the new library be a bigger building then the last?	6/4/2021 12:35 PM
191	No	6/4/2021 12:29 PM
192	no i don't. thank you	6/4/2021 12:04 PM
193	no	6/4/2021 11:43 AM
194	idk	6/4/2021 11:36 AM
195	.	6/4/2021 11:34 AM
196	How do you make a library card and how much does it cost?	6/4/2021 11:33 AM
197	no	6/4/2021 11:07 AM
198	I don't think I need to say something else, I think the library will be beautiful again.	6/4/2021 10:38 AM
199	no	6/4/2021 10:31 AM
200	Nope not really	6/4/2021 10:29 AM
201	Nothing	6/4/2021 9:57 AM
202	Will it look completely different?	6/4/2021 9:51 AM
203	No :D	6/4/2021 9:51 AM
204	It would be nice to add a beautiful stone polished fountains, with the 2 fallen firefighters on top of it with the water coming out of the hose that one of the firefighters are hold. As well as the other one holding an axe.	6/4/2021 9:47 AM
205	it would be amazing to have fount were the fire fighters foten	6/4/2021 9:46 AM
206	it would be nice to have a fouten	6/4/2021 9:46 AM
207	the statue of the two men and them holing a hose and there is a founten coming out of the hose	6/4/2021 9:46 AM
208	it would be a statue and a fountain	6/4/2021 9:46 AM
209	it would have a little and big playground and movies with a story to it	6/4/2021 9:46 AM
210	a resting area for kids that feel tired	6/4/2021 9:46 AM
211	It would be amazing to have a fountain that had the fallen firefighters holding a fire hose that water comes out of in the lobby or just outside the front doors of the library.	6/4/2021 9:46 AM
212	to put a statue of the fire fighters who died	6/4/2021 9:44 AM
213	no, thank you	6/4/2021 9:41 AM
214	I LOVE THE LIBRARY	6/4/2021 9:39 AM
215	help the coummunity	6/4/2021 9:38 AM
216	no	6/4/2021 9:35 AM
217	Have fun	6/4/2021 9:31 AM
218	No	6/4/2021 9:26 AM
219	No ma'am	6/4/2021 9:23 AM
220	they should have led lights	6/4/2021 9:22 AM

Porterville Library Survey		SurveyMonkey
221	no	6/4/2021 9:19 AM
222	N/A	6/4/2021 9:13 AM
223	no	6/4/2021 12:10 AM
224	No.	6/3/2021 7:41 PM
225	It would be amazing if they offered jobs for teenagers, I'm 15 and have been looking for places to get a job to make money for school supplies, and my personal needs	6/3/2021 7:09 PM
226	None	6/3/2021 6:59 PM
227	I enjoyed the entertainments aspect of the library, i.e. Night of a Thousand Stars performances and Readers Theater. I enjoyed performing twice. Thank youfor the opportunity to provide opinions.	6/3/2021 4:56 PM
228	N/A	6/3/2021 3:55 PM
229	nope	6/3/2021 3:45 PM
230	no	6/3/2021 3:37 PM
231	lgbtq space!	6/3/2021 3:09 PM
232	yea maybe stop asking us personal questions like our zip code cause ive been hacked already i dont need another annoying rat hacking me so STOP AND JUST BUILD THE LIBRARY ALREADY UGH	6/3/2021 3:07 PM
233	Rooftop reading area, cafe, and reading in the sun.	6/3/2021 2:50 PM
234	yes in the library there should be a detector for when you go inside it shows that you dont have a weapon with you because, it was uncalled for since it burned down	6/3/2021 2:34 PM
235	nope	6/3/2021 2:24 PM
236	Color would be welcoming, and a soundproof room would be cool!	6/3/2021 2:09 PM
237	n/a	6/3/2021 2:03 PM
238	Having a room with activities for 1-12 months. And another room for 1-5 year old's and a room for 6-10 and so on.	6/3/2021 1:59 PM
239	no	6/3/2021 1:55 PM
240	no	6/3/2021 1:50 PM
241	If It's possible to have manga in the library	6/3/2021 1:48 PM
242	The library will be a great place to bring the community together.	6/3/2021 1:45 PM
243	no	6/3/2021 1:40 PM
244	No	6/3/2021 1:38 PM
245	No I'm good.	6/3/2021 1:37 PM
246	no	6/3/2021 1:35 PM
247	No other questions!!	6/3/2021 1:35 PM
248	No	6/3/2021 1:33 PM
249	No thank you!	6/3/2021 1:32 PM
250	Nope thats about all of it	6/3/2021 1:32 PM
251	No	6/3/2021 1:30 PM
252	n/a	6/3/2021 1:30 PM
253	NA	6/3/2021 1:30 PM
254	No	6/3/2021 1:27 PM

255	will there be purchaseable books or items?	6/3/2021 1:15 PM
256	No, no questions.	6/3/2021 1:15 PM
257	if we can take home some of the electronic so we can work from home	6/3/2021 1:13 PM
258	no there isn't	6/3/2021 1:13 PM
259	No.	6/3/2021 1:11 PM
260	No	6/3/2021 1:10 PM
261	no	6/3/2021 1:10 PM
262	Nothing	6/3/2021 1:10 PM
263	No questions	6/3/2021 1:10 PM
264	No	6/3/2021 1:09 PM
265	Nope	6/3/2021 1:09 PM
266	no	6/3/2021 1:09 PM
267	Yes, I would like to know how big this library would be?	6/3/2021 1:08 PM
268	Nothing I can think of at the moment.	6/3/2021 1:08 PM
269	no	6/3/2021 1:08 PM
270	No thank you!	6/3/2021 1:07 PM
271	no	6/3/2021 1:04 PM
272	No comment	6/3/2021 1:00 PM
273	No	6/3/2021 12:59 PM
274	no	6/3/2021 12:57 PM
275	Can you paint the library a calming blue color? Please don't paint it gray.	6/3/2021 12:56 PM
276	nothing you have asked everything that was needed.	6/3/2021 12:55 PM
277	There is nothing else that I'd like to tell you about the library that I haven't asked.	6/3/2021 12:52 PM
278	I think the library should be bigger than the one we had because it was always packed and it would be good to have a new bigger place to enjoy books and other activities.	6/3/2021 12:51 PM
279	How old do you have to be to get a user? Will there still be the weekly guessing game?	6/3/2021 12:45 PM
280	I liked how they would do things for Christmas having pictures and also little parties for events. It was very nice.	6/3/2021 12:42 PM
281	No nothing else	6/3/2021 12:39 PM
282	no	6/3/2021 12:34 PM
283	I think there should be staff that speaks Spanish and english.	6/3/2021 12:17 PM
284	No.	6/3/2021 12:15 PM
285	Mabey some animals I like them.	6/3/2021 11:58 AM
286	Fire proof wall and such stuff	6/3/2021 11:55 AM
287	plz add a green screen room so i can record my lit youtube videos	6/3/2021 11:55 AM
288	N/A	6/3/2021 11:47 AM
289	No	6/3/2021 11:45 AM
290	A fish tank would be lovely	6/3/2021 11:43 AM
291	nothing else.	6/3/2021 11:37 AM

Porterville Library Survey

SurveyMonkey

292	Nothing	6/3/2021 11:34 AM
293	Have Some vending machines in there, Have free food	6/3/2021 11:33 AM
294	make this library cool so Porterville will be on the map.	6/3/2021 11:33 AM
295	Have low calm relaxing music playing on speakers.	6/3/2021 11:33 AM
296	Ñada mas	6/3/2021 11:26 AM
297	N/A	6/3/2021 11:25 AM
298	My boys absolutely loved checking out books from the library, and we miss it very much! We were literally on our way to return books the night it burned. We are completely behind putting together a new library. Thank you so much to all for putting this survey together and I love that you are involving the community! Thank you!	6/3/2021 11:24 AM
299	A snack area.	6/3/2021 10:56 AM
300	na	6/3/2021 10:55 AM
301	Not really, I hope you see this :)	6/3/2021 10:52 AM
302	got games on your phone	6/3/2021 10:46 AM
303	no	6/3/2021 10:45 AM
304	None	6/3/2021 10:43 AM
305	No, I don't think so	6/3/2021 10:40 AM
306	No,nothing else that I will like to share about the library.	6/3/2021 10:39 AM
307	sell snacks plis	6/3/2021 10:37 AM
308	Thanks for ass opinion	6/3/2021 10:37 AM
309	no.	6/3/2021 10:36 AM
310	No	6/3/2021 10:35 AM
311	No, that is enough.	6/3/2021 10:35 AM
312	None here.	6/3/2021 10:34 AM
313	nah	6/3/2021 10:31 AM
314	Nope.	6/3/2021 10:31 AM
315	No	6/3/2021 10:30 AM
316	I would love to get anime manga books	6/3/2021 10:29 AM
317	I have no other questions.	6/3/2021 10:24 AM
318	-	6/3/2021 10:24 AM
319	I want them to have modern pc because I want to play for esports next year in school.	6/3/2021 10:23 AM
320	no	6/3/2021 10:20 AM
321	No	6/3/2021 10:07 AM
322	Although the library is supposed to be quiet and about reading, having more interesting things to do there will attract more people.	6/3/2021 10:02 AM
323	Nothing.	6/3/2021 9:57 AM
324	No	6/3/2021 9:56 AM
325	playground	6/3/2021 9:56 AM
326	No	6/3/2021 9:55 AM
327	Nope	6/3/2021 9:40 AM

Porterville Library Survey

SurveyMonkey

328	nopee	6/3/2021 9:38 AM
329	you should make a area for teen to hang around	6/3/2021 9:38 AM
330	Nope	6/3/2021 9:35 AM
331	Snack bar.	6/3/2021 9:34 AM
332	No that's pretty much it this is going to be the best library.	6/3/2021 9:28 AM
333	Not really but, I am really excited and hope I can go soon ^_^	6/3/2021 9:27 AM
334	no	6/3/2021 9:27 AM
335	Nope not at the moment I am good for now.	6/3/2021 9:23 AM
336	no	6/3/2021 9:20 AM
337	No.	6/3/2021 9:16 AM
338	Nope	6/3/2021 3:40 AM
339	No.	6/3/2021 2:48 AM
340	n/a	6/2/2021 11:46 PM
341	No thank you. I enjoy you guys letting us know what we want and what we think. Thank You.	6/2/2021 11:27 PM
342	Really appreciated the outreach programs you did to classrooms	6/2/2021 10:16 PM
343	no thank you	6/2/2021 8:41 PM
344	Please include fire sprinklers	6/2/2021 4:39 PM
345	to many teenager playing around. Kids should not be skipping school at the library. I work at a middle school and that is were they went to ditch. Even the boys that started the fire.	6/2/2021 4:35 PM
346	n/a	6/2/2021 4:23 PM
347	Get wwe things	6/2/2021 4:20 PM
348	No	6/2/2021 4:20 PM
349	We need to have sprinklers and fire detectors.	6/2/2021 4:08 PM
350	nope	6/2/2021 3:40 PM
351	N/A	6/2/2021 3:38 PM
352	no	6/2/2021 2:55 PM
353	Our library was central to the community and its location was a key piece. Please make sure the library is accessible to everyone, not just one half of the town.	6/2/2021 2:33 PM
354	N/A	6/2/2021 2:23 PM
355	Bring back fitness classes to students during the summers! Just as it was done a few years back.	6/2/2021 1:31 PM
356	Good luck!	6/2/2021 1:28 PM
357	I have no question to ask	6/2/2021 1:21 PM
358	no	6/2/2021 1:18 PM
359	Advertise or publish to the public how citizens might donate books/materials to the library	6/2/2021 1:18 PM
360	More anime stuff and manga! please and thank you.	6/2/2021 1:12 PM
361	Nope	6/2/2021 1:11 PM
362	Will the hours be different?	6/2/2021 1:08 PM
363	Please include baking-cooking and animals-farm books please	6/2/2021 1:04 PM
364	Make sure the library offers English classes, tutoring, and adult classes for reading. Author	6/2/2021 1:02 PM

	visits would also be a great idea!	
365	Na	6/2/2021 12:56 PM
366	No	6/2/2021 12:54 PM
367	Not really	6/2/2021 12:54 PM
368	Nope.	6/2/2021 12:48 PM
369	nothing	6/2/2021 12:48 PM
370	I'd like it if college textbooks can be borrowed.	6/2/2021 12:45 PM
371	Nothing more	6/2/2021 12:44 PM
372	An outdoor playground would be great for little kids	6/2/2021 12:36 PM
373	No	6/2/2021 12:30 PM
374	If you think of the library through the lens of decorative spaces and new technology you will have lost the point of why the Porterville Library was so important. Have a mural or plaque describing that the original library was lost due to arson and firefighters lost their lives as well because to absolve the past will diminish the tragedy that happened to the original space shared by so many.	6/2/2021 12:25 PM
375	No	6/2/2021 12:21 PM
376	No there is nothing else to say about the library.	6/2/2021 12:20 PM
377	The library needs to be inclusive. It needs to be accessible, safe, and the people who work there able to communicate with our community members. Having this be a place where everyone feels valued is key.	6/2/2021 12:20 PM
378	Nope	6/2/2021 12:17 PM
379	No thank you !	6/2/2021 12:17 PM
380	No, can't wait!!	6/2/2021 12:08 PM
381	No	6/2/2021 12:08 PM
382	Build enough infrastructure (electrical outlets) for future expansion with multiple ways for people to charge devices.	6/2/2021 12:07 PM
383	No	6/2/2021 12:07 PM
384	no, thank you.	6/2/2021 12:05 PM
385	No	6/2/2021 12:04 PM
386	Excited to see it come to life!	6/2/2021 12:04 PM
387	Thank you for taking the time to make the new library a great resource for our community. Many high school students use the library and have really missed it.	6/2/2021 12:02 PM
388	No, I believe that everything was covered above.	6/2/2021 12:00 PM
389	Movie nights maybe and partnership with the tile river reservation, mainly the future generations, to help the youth for the future.	6/2/2021 11:58 AM
390	I think the library needs to honor veterans and people who sever our community and our great nation and put more military stuff in the library.	6/2/2021 11:56 AM
391	Lego's were special to my boys	6/2/2021 11:55 AM
392	No thank you	6/2/2021 11:50 AM
393	Nope.	6/2/2021 11:49 AM
394	none	6/2/2021 11:44 AM
395	no thanks	6/2/2021 11:41 AM

Porterville Library Survey		SurveyMonkey
396	Nope, everything was well said.	6/2/2021 11:40 AM
397	no	6/2/2021 11:38 AM
398	Nothing	6/2/2021 11:37 AM
399	I do not have any questions Thank You!	6/2/2021 11:33 AM
400	My family loved story time and would love to see that continued for the children. Santa and the Easter bunny visits were great too! Loved all of the books and browsing them with my kids.	6/1/2021 11:30 PM
401	no.	6/1/2021 11:18 PM
402	I believe the library is adapted to meet multiple needs not just a location for books. Community gatherings/events, outreach for language and job resources. Continuing to be multifaceted and flexible is what makes the library a unique place and safe	6/1/2021 9:49 PM
403	No.	6/1/2021 2:50 PM
404	Will it be in the same location.	6/1/2021 2:03 PM
405	I feel that the library could and should be something like a few stories high so that the higher you go up, the quieter it gets also.	6/1/2021 1:48 PM
406	No	6/1/2021 1:33 PM
407	I would also like to suggest that you consider other languages that people speak here such as; tagalog, russian, urdu, arabic, and lao.	6/1/2021 1:23 PM
408	nope	6/1/2021 11:45 AM
409	will there be an area for sigh up for helping or applying for job.	6/1/2021 11:33 AM
410	None	6/1/2021 9:56 AM
411	nothing really	6/1/2021 9:23 AM
412	Build it! We need a state of the art Libary	6/1/2021 6:53 AM
413	No	5/31/2021 12:53 PM
414	A book drop-off and pick-up area on the west side would be helpful.	5/31/2021 9:42 AM
415	Please go big. The new library needs to be a source of community pride and serve our community for 30-50 years. Please be forward-looking like our predecessors who built the Buck Shaffer Auditorium over 50 years ago. That was a forward-looking community project. Please be forward-looking with our new library. And, please name it in honor of the firefighters who lost their lives trying to protect people in the library fire.	5/30/2021 8:28 PM
416	Having grown up in Porterville (1946–66) as a descendant of the Claubes family, the public library has always held a special place in my heart. My late mother was one of the AAUW members who typed Ina Steiner's Porterville history book. So the library's destruction last year (and the loss of two firefighters' lives) came as a stab to my heart. Now, I'm thrilled that plans are afoot to replace our community's lost treasure. I look forward to being able to contribute toward the success of this important project.	5/30/2021 4:58 PM
417	I think if there are E-Books, there should also be a physical copy of that book for people who prefer physical books.	5/30/2021 3:15 PM
418	No comment	5/30/2021 1:48 PM
419	No comment	5/30/2021 1:45 PM
420	It should be located in the same part of town to make it accessable to the lower income families that tend to live on the east side of town	5/30/2021 1:25 AM
421	I would love it if there could still be community movie nights on occasion.	5/30/2021 1:23 AM
422	Be more positive friendly. Noisy and unruly people put out on one warning, then out.	5/29/2021 11:29 PM
423	no.	5/29/2021 11:15 PM
424	N/A	5/29/2021 10:02 PM

425	I have more books for you when you are able to take them on!	5/29/2021 9:28 PM
426	No	5/29/2021 9:27 PM
427	I hope we can reconstruct all the historical data, pictures, etc. about Porterville. There is so much very cool history about Porterville, and that loss was the most upsetting to me when our beloved library was destroyed by fire. ☹️	5/29/2021 8:43 PM
428	Look at the Provo, Utah library. We used to go there. If I could replicate it, I would. Especially the children's areas. I want stadium, sunken seating for story time. Here is a picture of Provo http://www.utahcountymom.com/2016/11/provo-library-story-time.html They also had a touch screen huge TV for story time There was a second space for ages 3+ story time. It was shaped like a castle. Kids went in without parents. There was a TV monitor outside so parents could see what was going on. They even had a magical, small door for kids. I loved stools by the self check-outs for kids The touch screen desktop computers were great for 3 and under cause they can't use mouses. They had little ABC games etc. There were a TON of free adult classes. I enjoyed the photography one. You can also do meal planning, basic tax info, various parenting classes, healthy eating, intro to children's books for parents, yoga for kids, meditation I would love to see a survey for things taught at these classes I would love to see no expense spared for a children's area and gather input from people who have lived where they attended other libraries. And I think it's great to Google top libraries, usually serving large and diverse communities, and see what their websites say about their book clubs, reading clubs, summer activities (Provo did read-out louds at various parks) If there could be a mega library/community center I think that would serve Porterville immensely well	5/29/2021 8:18 PM
429	Nothing else	5/29/2021 8:13 PM
430	I love that plans seem to including more community services and events that go beyond books/reading.	5/29/2021 6:44 PM
431	Keep food out of Library. Kids snuck food in and ate upstairs.	5/29/2021 6:21 PM
432	Unrelated but I think camera and constant security should be placed and someone monitoring it often.	5/29/2021 4:49 PM
433	In the past, I loved using the library. I think preteens & other underage students should be supervised more so that we don't lose our precious library resources.	5/29/2021 4:45 PM
434	Will the library have more then one story or have multiple?	5/29/2021 3:03 PM
435	In the past, I frequently requested titles that interested me through the San Joaquin Valley Library Network. I especially enjoy the BookPage magazine. Looking forward to better parking. Miss your incredible staff!	5/29/2021 2:10 PM
436	NA	5/29/2021 12:33 PM
437	Best of luck!!!!	5/29/2021 11:16 AM
438	I hope to see a dynamic and competitive library fit for a growing community. Literacy rates are not ideal in the county and the library would actively seek to improve the conditions we currently find our city facing.	5/29/2021 10:36 AM
439	I hope we can make it a place people come to gather, learn, and explore!	5/29/2021 9:55 AM
440	Please pay tribute to the firefighters who's lives were lost to the fire.	5/29/2021 9:03 AM
441	No	5/29/2021 12:41 AM
442	No	5/28/2021 11:50 PM
443	No thank you	5/28/2021 11:17 PM
444	No thank you	5/28/2021 11:16 PM
445	Nope	5/28/2021 10:51 PM
446	Maybe keeping the children's area separate from the study rooms or quiet reading areas. Thank you for posting the survey. Our family is excited for a new library! 😊😊	5/28/2021 10:42 PM
447	Please take into consideration that we have a large population I of Spanish speakers in our community. We have two dual immersion schools and kids need access to books at all ages.	5/28/2021 10:02 PM

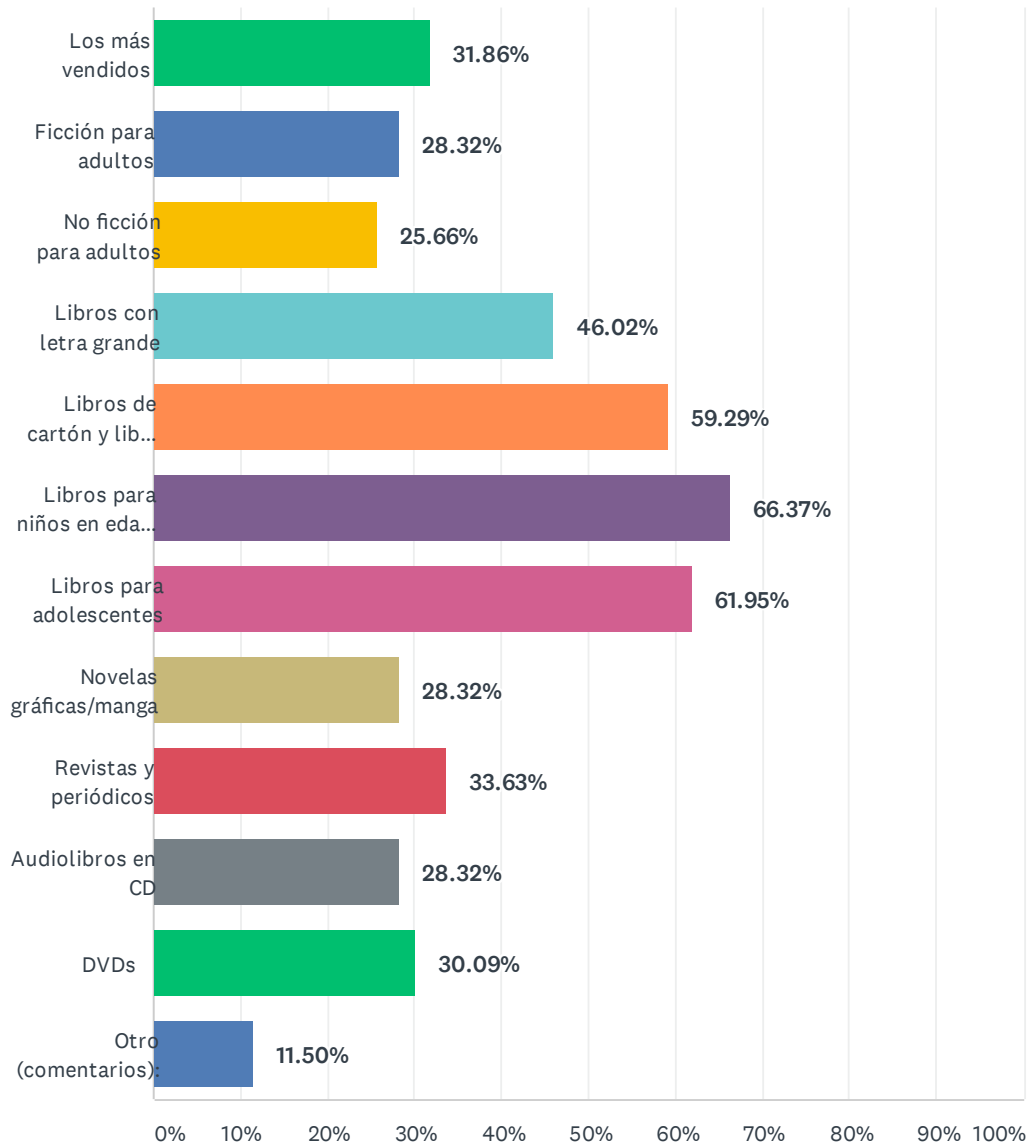
We would love to see the library incorporated into community events. Food vendors at the library would attract many people getting off work and just wanting a nice-safe place to relax at before heading home. We love Porterville and want nothing but the best for its patrons and our community. Sometimes it feels like Porterville is second rate and I think this project can turn all that around. I will attend the planning meeting on Monday and look forward to what is in store for us!

448	Please bring back the board game days.	5/28/2021 9:33 PM
449	Nothing, just that I miss the library! So excited to have a new library coming soon!!	5/28/2021 9:25 PM
450	For a meeting room to have more versatility, having a large room with moving panels to extend the space of the rooms could be more useful than individual rooms.	5/28/2021 9:21 PM
451	I hope you guys keep it in downtown.	5/28/2021 9:06 PM
452	Include a quiet area ONLY for people that have intellectual disabilities. A place for workers from Day Programs like Social Vocational Services and Care homes to take clients to the library without having to worry about them being too loud.	5/28/2021 8:05 PM
453	Judgement free environment that can make everyone feel welcome	5/28/2021 7:24 PM
454	Nope:)	5/28/2021 7:16 PM
455	N/A	5/28/2021 7:07 PM
456	No	5/28/2021 5:32 PM
457	X	5/28/2021 3:50 PM
458	NA	5/28/2021 2:37 PM
459	Please make sure that you have a section in Spanish because we need to support our bilingual students.	5/28/2021 2:05 PM
460	As a lifelong resident of Porterville, I grew up using the library, storytime & reading programs were a big deal to my family. As an adult with a family of my own, these were programs I made sure my OWN children were exposed to. We miss the library and used it A LOT during the summer months once our kids became involved in school. We miss the friendliness & helpfulness of the staff & cannot wait until we are able to see it return.	5/28/2021 2:01 PM
461	I'd suggest to provide poetry books as well.	5/28/2021 1:40 PM
462	no	5/28/2021 1:10 PM
463	No	5/28/2021 12:06 PM
464	To prevent the incident that previously occurred, ensure the building has proper fire safety measures such as sprinklers, fire extinguishers, and an emergency alert system, ensure there are sufficient emergency exits for the elderly and youth with clear indication of where they are located. If possible, use fire grade doors that can isolate fires to single rooms for efficient management, implement security systems beyond what was previously included to prevent theft. Collaborate with larger libraries to allow greater freedom for virtual book checkouts. Refrain from using outdated software for this use. Make the building three floors as opposed to two for improved variety, increase parking, create a system for different experimental meets to take place in the library for possible official scheduling.	5/28/2021 11:57 AM
465	I hope that the library will be able to meet the needs of all the people who go there.	5/28/2021 11:56 AM
466	The library should be designed to look modern and maybe add a section where a cafe can be included along with tables to make a comfortable environment.	5/28/2021 11:43 AM
467	No	5/28/2021 11:42 AM
468	I have nothing to ask	5/28/2021 11:40 AM
469	Nope	5/28/2021 11:36 AM
470	nothing else	5/28/2021 11:34 AM
471	Have a remote location on the Westside of Porterville to drop off books and pick up holds there if chosen. Don't make Westside patrons drive across town just to pick up their holds or drop off	5/28/2021 11:34 AM

	their books.	
472	Nope	5/28/2021 11:30 AM
473	None	5/28/2021 11:30 AM
474	What if we are able to buy books from the library, and are we still going to be able to donate some books?	5/28/2021 11:29 AM
475	I would focus on cultural activities. Art, music, a stage outside. Invite community leaders to show art works around community. Involve all styles of music for outside. Keep it in a direction that is global, yet with the essence of pride in our community and its history.	5/28/2021 11:11 AM
476	I think there should be a memorial inside the library for the firefighters that lost their lives to the fire that destroyed the last library.	5/28/2021 11:01 AM
477	I would like there to be a section/memorial for the firefighters that lost their lives to try to save to library.	5/28/2021 10:57 AM
478	no	5/28/2021 10:53 AM
479	Will it be in the same place?	5/28/2021 10:46 AM
480	No	5/28/2021 10:42 AM
481	no	5/28/2021 10:41 AM
482	How to donate books?	5/28/2021 10:41 AM
483	no	5/28/2021 10:39 AM
484	Excited the library is being rebuilt!!	5/28/2021 10:36 AM
485	no	5/28/2021 10:35 AM
486	If you build it they will come!	5/28/2021 10:34 AM
487	No.	5/28/2021 10:33 AM
488	nope:)	5/28/2021 10:31 AM
489	No	5/28/2021 10:27 AM
490	No	5/28/2021 10:27 AM
491	Include the READ sign that survived the fire in the new design.	5/28/2021 10:10 AM
492	Their staff is super awesome and that is what really makes a library great. Build whatever you want but make sure the staff are the best around or it won't matter.	5/25/2021 5:09 PM

Q1 Cuando se abre la nueva biblioteca, incluirá una nueva colección para reemplazar lo que se perdió. ¿Qué materiales son de MAYOR interés para usted? Seleccione hasta tres.

Answered: 113 Skipped: 1

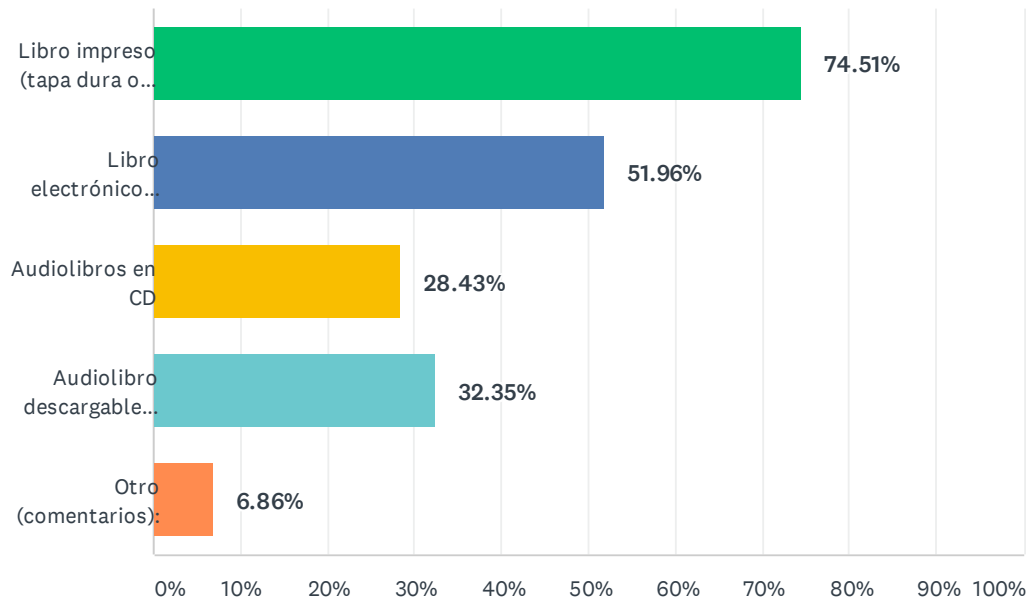


ANSWER CHOICES	RESPONSES	
Los más vendidos	31.86%	36
Ficción para adultos	28.32%	32
No ficción para adultos	25.66%	29
Libros con letra grande	46.02%	52
Libros de cartón y libros ilustrados para niños pequeños	59.29%	67
Libros para niños en edad escolar	66.37%	75
Libros para adolescentes	61.95%	70
Novelas gráficas/manga	28.32%	32
Revistas y periódicos	33.63%	38
Audiolibros en CD	28.32%	32
DVDs	30.09%	34
Otro (comentarios):	11.50%	13
Total Respondents: 113		

#	OTRO (COMENTARIOS):	DATE
1	Poesía y literatura clásica estadounidense	6/26/2021 9:42 PM
2	Libros para adultos en espanol (Adult books in spanish)	6/22/2021 10:02 AM
3	Libros en espanol	6/22/2021 9:43 AM
4	Libros en español	6/20/2021 5:36 PM
5	Libros De arte	6/15/2021 2:13 PM
6	Libros de naturaleza (books about nature)	6/15/2021 12:33 PM
7	Espanol adulto	6/15/2021 9:35 AM
8	Por favor contactar por medio del consulado mexicano para hacer un enlace con el Fondo de Cultura Económica para ver si pueden enviar un acervo de libros de varios autores Latinos	6/11/2021 5:14 PM
9	No ficcion para niños	6/9/2021 10:29 PM
10	Libros bilingües	6/3/2021 11:27 PM
11	libros de mi edad	6/3/2021 10:38 AM
12	Me gusta ver a todos los libros.	5/26/2021 5:07 PM
13	Juegos videos.	5/25/2021 5:39 PM

Q2 Pensando en libros, ¿qué formato o formatos prefieres? Por favor seleccione sus dos mejores opciones.

Answered: 102 Skipped: 12

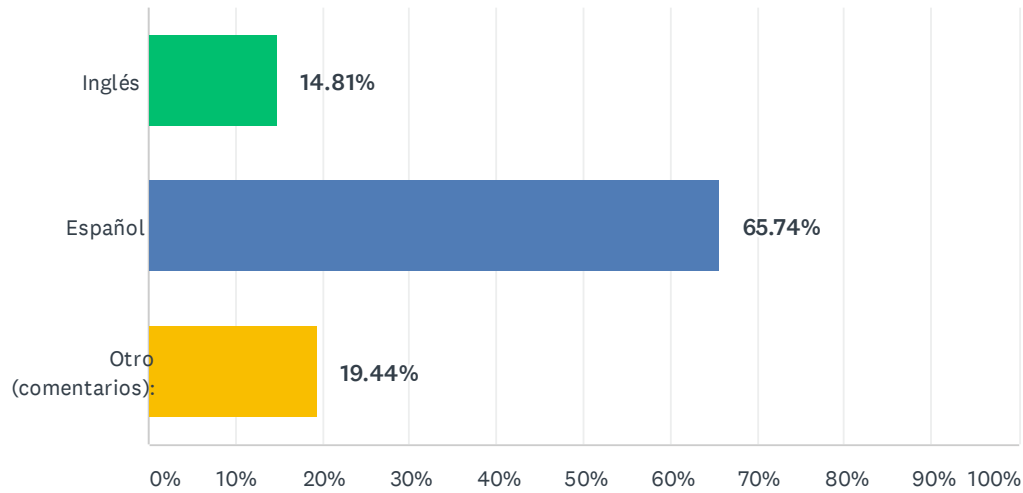


ANSWER CHOICES	RESPONSES	
Libro impreso (tapa dura o tapa suave)	74.51%	76
Libro electrónico (descargado al teléfono, tableta, otro dispositivo móvil, o computadora)	51.96%	53
Audiolibros en CD	28.43%	29
Audiolibro descargable (escuchar por teléfono, tableta, otro aparato móvil, o computadora)	32.35%	33
Otro (comentarios):	6.86%	7
Total Respondents: 102		

#	OTRO (COMENTARIOS):	DATE
1	Libro impreso	6/28/2021 6:47 PM
2	Algun libro que ayuda a uno como padre, a cambiar y ser mejor casa dia. (books about parenting skills and advice.)	6/15/2021 11:45 AM
3	Material para personas de visión devil o ciegos	6/11/2021 5:14 PM
4	Un enlace a una biblioteca virtual que tenga los libros de la biblioteca	6/3/2021 11:27 PM
5	libros medianos	6/3/2021 10:38 AM
6	Quiero diferentes formas.	5/26/2021 5:07 PM
7	En cassette.	5/25/2021 5:39 PM

Q3 ¿Cuál es su idioma de lectura preferido?

Answered: 108 Skipped: 6



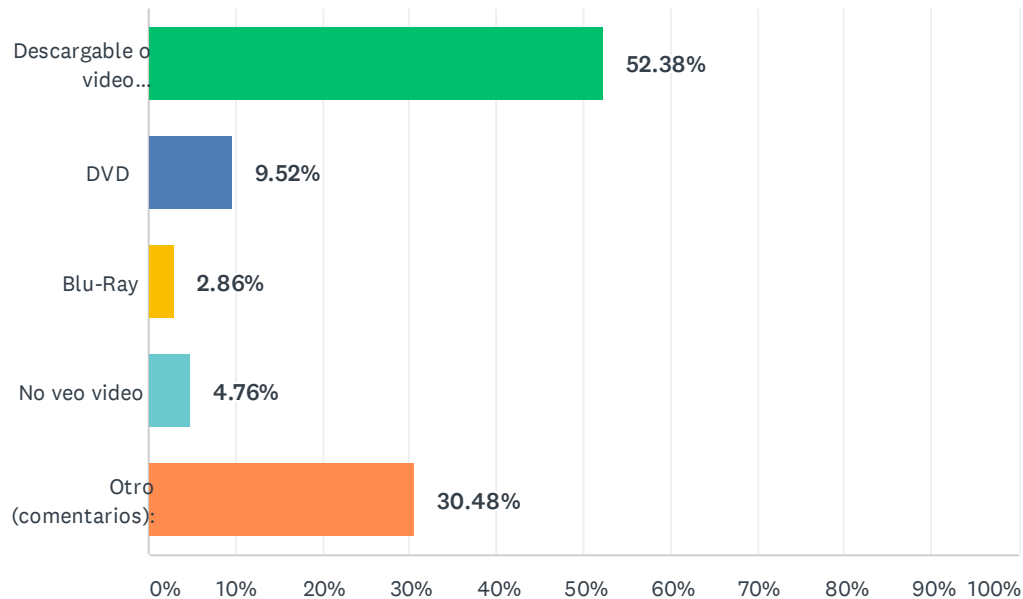
ANSWER CHOICES	RESPONSES	
Inglés	14.81%	16
Español	65.74%	71
Otro (comentarios):	19.44%	21
TOTAL		108

#	OTRO (COMENTARIOS):	DATE
1	Both Spanish and English	6/22/2021 10:08 AM
2	Both English and Spanish	6/22/2021 9:39 AM
3	Both English and Spanish	6/22/2021 9:34 AM
4	Español e ingles	6/15/2021 2:13 PM
5	Both Spanish and English	6/15/2021 12:33 PM
6	Both Spanish and English	6/15/2021 11:56 AM
7	Both Spanish and English	6/15/2021 11:31 AM
8	Both Spanish and English	6/15/2021 11:29 AM
9	Both Spanish and English	6/15/2021 11:26 AM
10	Both English and Spanish	6/15/2021 10:31 AM
11	Both English and Spanish	6/15/2021 10:23 AM
12	Both Spanish and English	6/15/2021 10:15 AM
13	Both English and Spanish	6/15/2021 10:08 AM
14	Both English and Spanish	6/15/2021 10:03 AM
15	Both English and Spanish	6/15/2021 9:57 AM
16	Both English and Spanish	6/15/2021 9:53 AM

17	Both English and Spanish	6/15/2021 9:50 AM
18	Both English and Spanish	6/15/2021 9:47 AM
19	Ingles y español	6/9/2021 10:29 PM
20	Italiano	5/26/2021 5:07 PM
21	Japones	5/25/2021 5:39 PM

Q4 ¿Cuál es tu forma favorita de ver contenido de video (películas, serie de televisión, documentales, etc.)?

Answered: 105 Skipped: 9



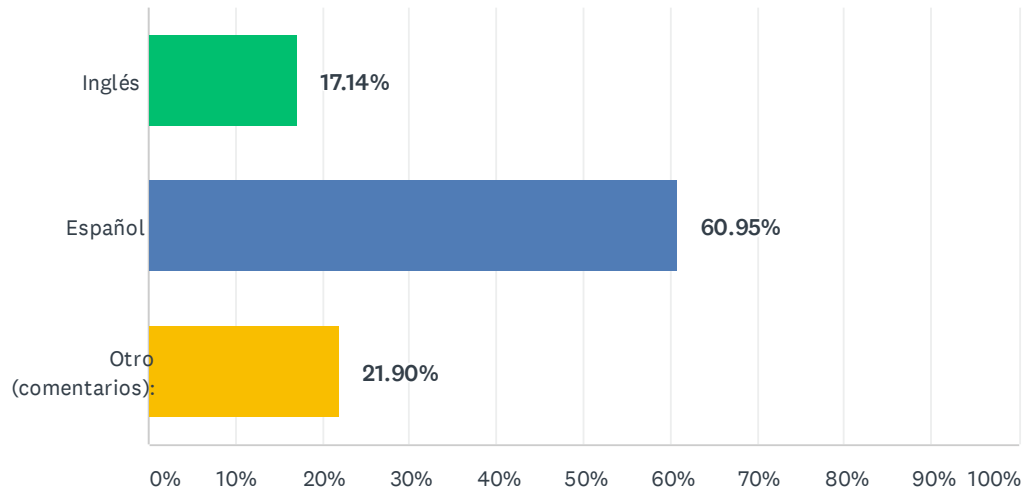
ANSWER CHOICES	RESPONSES	
Descargable o video transmisión (vista en tableta, teléfono, otro aparato móvil, computadora, o televisión smart)	52.38%	55
DVD	9.52%	10
Blu-Ray	2.86%	3
No veo video	4.76%	5
Otro (comentarios):	30.48%	32
TOTAL		105

#	OTRO (COMENTARIOS):	DATE
1	Descargable o video transmisión and DVD	6/22/2021 10:14 AM
2	Descargable o video transmisión and DVD	6/22/2021 10:11 AM
3	Descargable o video transmisión and DVD	6/22/2021 10:00 AM
4	Descargable o video transmisión and DVD	6/22/2021 9:58 AM
5	Descargable o video transmisión, DVD and Blu-Ray	6/22/2021 9:37 AM
6	Netflix	6/22/2021 9:31 AM
7	Tv	6/22/2021 9:29 AM
8	DVD and Blu-Ray	6/15/2021 12:38 PM
9	Descargable o video transmisión and DVD	6/15/2021 12:35 PM
10	Descargable o video transmisión and DVD	6/15/2021 12:30 PM
11	Descargable o video transmisión and Blu-Ray	6/15/2021 12:20 PM

12	Descargable o video transmisión and DVD	6/15/2021 11:56 AM
13	Descargable o video transmisión and Blu-Ray	6/15/2021 11:36 AM
14	Descargable o video transmisión and Blu-Ray	6/15/2021 11:34 AM
15	Descargable o video transmisión, DVD, and Blu-Ray	6/15/2021 11:29 AM
16	Descargable o video transmisión and Blu-Ray	6/15/2021 11:15 AM
17	Descargable o video transmisión and Blu-Ray	6/15/2021 11:09 AM
18	DVD and Blu-Ray	6/15/2021 10:56 AM
19	DVD and Blu-Ray	6/15/2021 10:50 AM
20	Descargable o video transmisión and DVD	6/15/2021 10:46 AM
21	All selected	6/15/2021 10:40 AM
22	Selected all	6/15/2021 10:37 AM
23	Descargable o video transmisión, DVD and Blu-Ray	6/15/2021 10:31 AM
24	Descargable o video transmisión and Blu-Ray	6/15/2021 10:18 AM
25	Left blank	6/15/2021 10:15 AM
26	Descargable o video transmisión, DVD, and Blu-Ray	6/15/2021 10:11 AM
27	Descargable o video transmisión, DVD, and Blu-Ray	6/15/2021 9:53 AM
28	Dentro de una biblioteca el material que sea más accesible y durable para su uso	6/11/2021 5:14 PM
29	NETFLIX	6/3/2021 10:39 AM
30	computadora	6/3/2021 10:38 AM
31	Me gusta ir al cine.	5/26/2021 5:07 PM
32	El cine en espanol.	5/25/2021 5:39 PM

Q5 Cuando miras un video/película, ¿qué idioma prefieres?

Answered: 105 Skipped: 9



ANSWER CHOICES	RESPONSES	
Inglés	17.14%	18
Español	60.95%	64
Otro (comentarios):	21.90%	23
TOTAL		105

#	OTRO (COMENTARIOS):	DATE
1	Both English and Spanish	6/22/2021 9:39 AM
2	Both English and Spanish	6/22/2021 9:37 AM
3	Both Spanish and English	6/15/2021 12:33 PM
4	Both Spanish and English	6/15/2021 11:56 AM
5	Both Spanish and English	6/15/2021 11:26 AM
6	Both Spanish and English	6/15/2021 10:46 AM
7	Both English and Spanish	6/15/2021 10:40 AM
8	Both English and Spanish	6/15/2021 10:37 AM
9	Both English and Spanish	6/15/2021 10:31 AM
10	Both English and Spanish	6/15/2021 10:23 AM
11	Both Spanish and English	6/15/2021 10:15 AM
12	Both English and Spanish	6/15/2021 10:08 AM
13	Both English and Spanish	6/15/2021 10:03 AM
14	Both English and Spanish	6/15/2021 9:57 AM
15	Both English and Spanish	6/15/2021 9:53 AM
16	Both English and Spanish	6/15/2021 9:50 AM

17	Both English and Spanish	6/15/2021 9:47 AM
18	Both	6/13/2021 5:24 PM
19	En ambos idiomas y si tienen subtítulos para aprender más vocabulario	6/11/2021 5:14 PM
20	Otro comentarios	6/3/2021 10:55 AM
21	los dos anteriores	6/3/2021 10:39 AM
22	Japones	5/26/2021 5:07 PM
23	Italiano	5/25/2021 5:39 PM

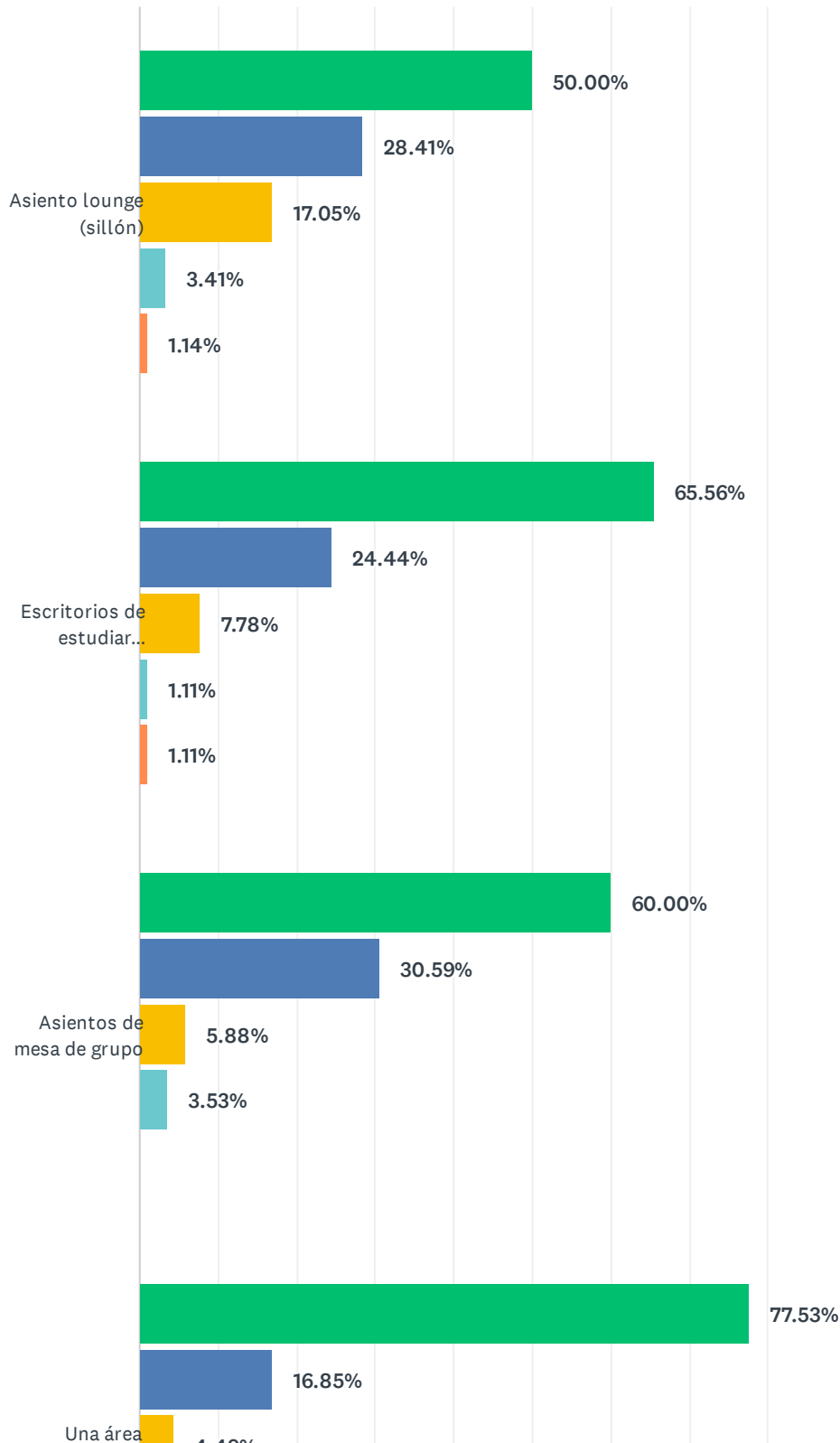
Q6 ¿Qué más le gustaría decirnos sobre la colección de la biblioteca que no hemos preguntado?

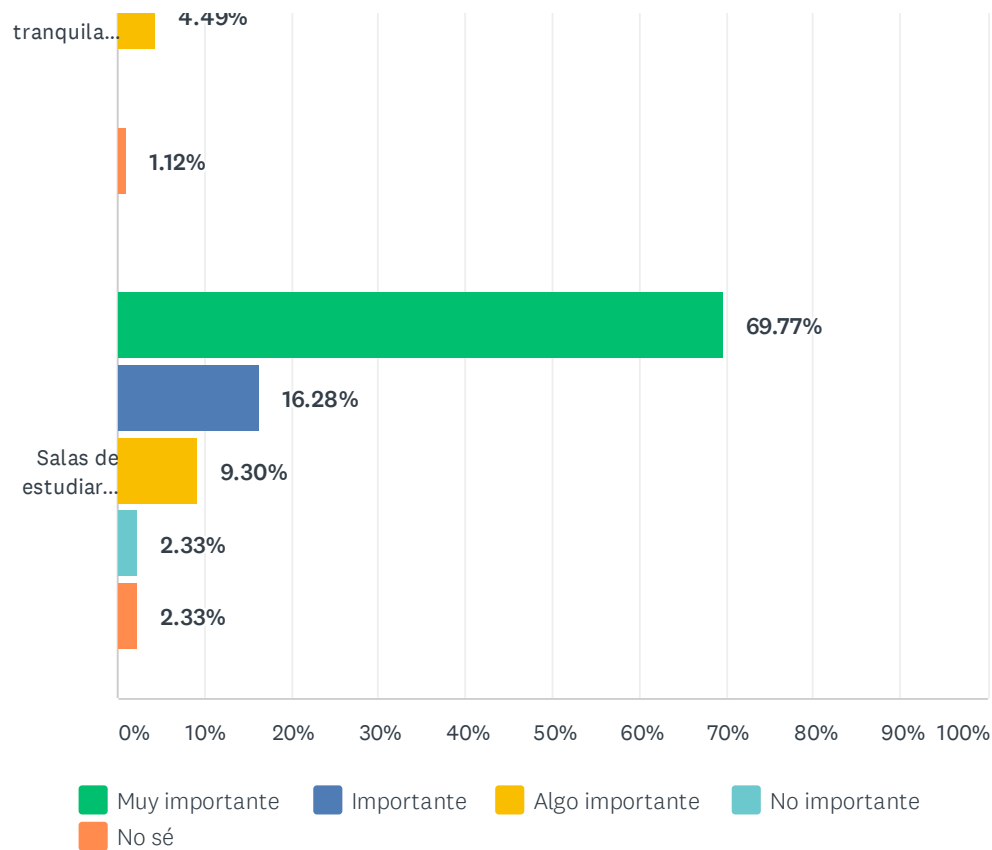
Answered: 19 Skipped: 95

#	RESPONSES	DATE
1	Quisiera más material en español para todas las edades	6/28/2021 6:47 PM
2	Talleres de escritura o presentaciones de libros de escritores locales	6/26/2021 9:42 PM
3	Libros para los niños (books for the children)	6/22/2021 9:52 AM
4	Libros (books)	6/22/2021 9:51 AM
5	Más libro de arte	6/15/2021 2:13 PM
6	La lectura es muy importante, la tecnología también apoyemosla. Que los futuros prospectos aprendan a leer y escribir. Cuadernos y lápiz. (Language is important, having a class that provides help with language skills like reading and writing.)	6/15/2021 11:45 AM
7	Documentales acerca de las tradiciones y costumbres de todo el mundo. (Documents about traditions and customs of different cultures)	6/15/2021 11:09 AM
8	- Proyectos con los niños (Projects with kids)	6/15/2021 10:08 AM
9	Ojalá se pueda ampliar la selección de libros en el idioma Español.	6/13/2021 5:24 PM
10	Donde la gustaría que se construyera la biblioteca?	6/11/2021 10:15 PM
11	A mí me encanta los libros no ficción sobre la historia de los Estados Unidos. También los que tienen AR.	6/9/2021 10:29 PM
12	No tengo preguntas	6/4/2021 12:51 PM
13	N/A	6/4/2021 9:22 AM
14	Necesitamos una variedad de libros de diferentes niveles que estén disponibles para los niños de nuestra comunidad que están matriculados en programas bilingües.	6/3/2021 11:27 PM
15	No lo sé, no he ido a la biblioteca.	6/3/2021 12:54 PM
16	N/A	6/3/2021 12:43 PM
17	que haya más libros de ficción y interesantes ya que muchos les gusta leer cosas interesantes.	6/3/2021 9:26 AM
18	No hay nada.	5/26/2021 5:07 PM
19	Se necesita más libros en español para adultos.	5/25/2021 5:39 PM

Q7 Cuando se abre la nueva biblioteca, incluirá aumento de asientos.
¿Qué importancia tienen para usted de cada una de las siguientes
opciones?

Answered: 98 Skipped: 16

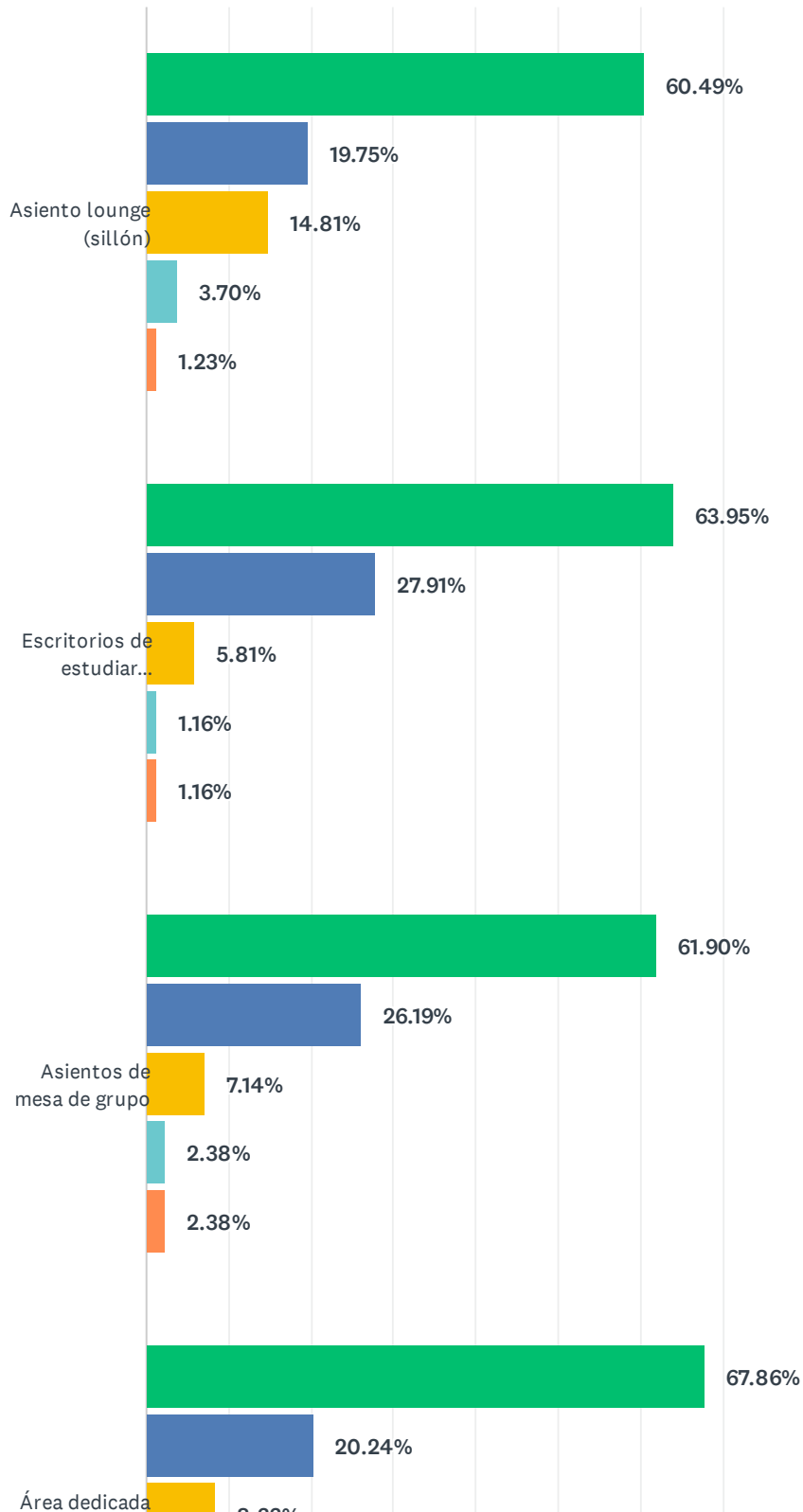


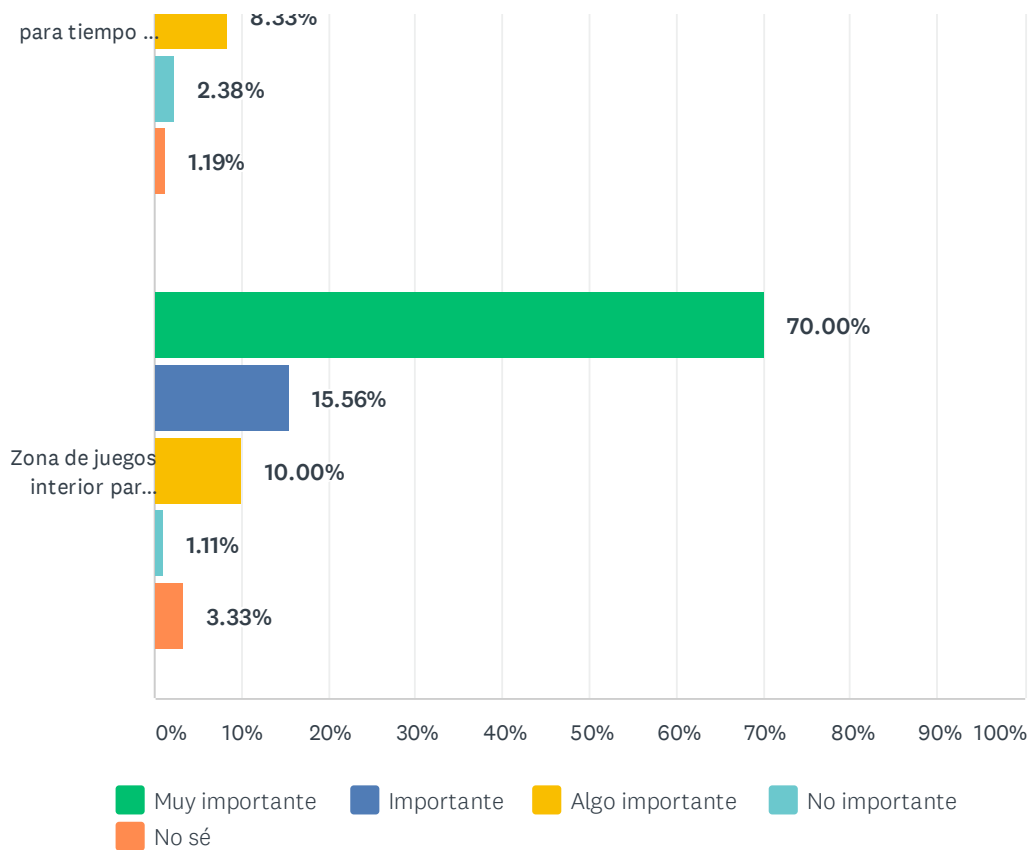


	MUY IMPORTANTE	IMPORTANTE	ALGO IMPORTANTE	NO IMPORTANTE	NO SÉ	TOTAL
Asiento lounge (sillón)	50.00% 44	28.41% 25	17.05% 15	3.41% 3	1.14% 1	88
Escritorios de estudiar individuales	65.56% 59	24.44% 22	7.78% 7	1.11% 1	1.11% 1	90
Asientos de mesa de grupo	60.00% 51	30.59% 26	5.88% 5	3.53% 3	0.00% 0	85
Una área tranquila dedicada a la lectura y el estudio	77.53% 69	16.85% 15	4.49% 4	0.00% 0	1.12% 1	89
Salas de estudiar privadas (1-4 personas)	69.77% 60	16.28% 14	9.30% 8	2.33% 2	2.33% 2	86

Q8 La nueva biblioteca también incluirá áreas mejoradas para niños y adolescentes. ¿Qué importancia tienen para usted cada una de las siguientes opciones?

Answered: 96 Skipped: 18

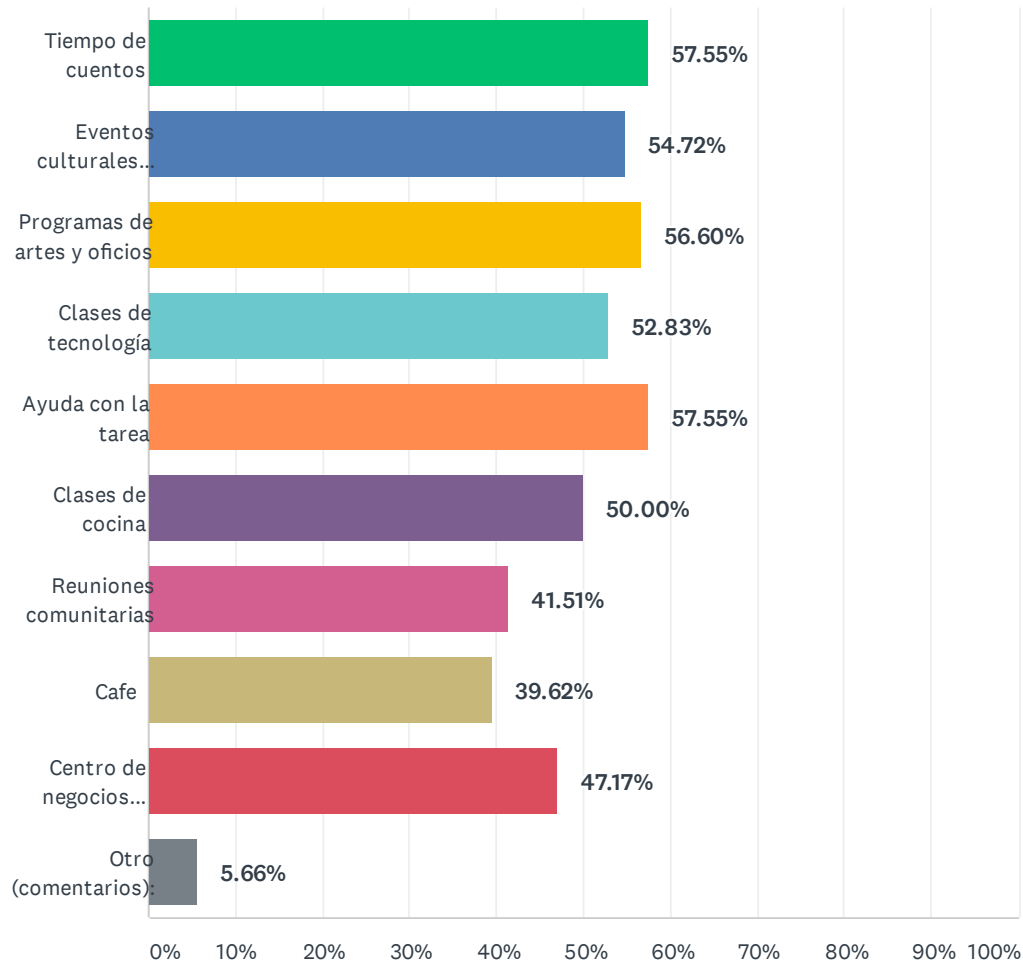




	MUY IMPORTANTE	IMPORTANTE	ALGO IMPORTANTE	NO IMPORTANTE	NO SÉ	TOTAL
Asiento lounge (sillón)	60.49% 49	19.75% 16	14.81% 12	3.70% 3	1.23% 1	81
Escritorios de estudiar individuales	63.95% 55	27.91% 24	5.81% 5	1.16% 1	1.16% 1	86
Asientos de mesa de grupo	61.90% 52	26.19% 22	7.14% 6	2.38% 2	2.38% 2	84
Área dedicada para tiempo de cuentos	67.86% 57	20.24% 17	8.33% 7	2.38% 2	1.19% 1	84
Zona de juegos interior para niños pequeños	70.00% 63	15.56% 14	10.00% 9	1.11% 1	3.33% 3	90

Q9 Pensando en la nueva biblioteca, ¿Cuáles de las siguientes actividades o servicios son de su interés? (seleccione todas las que correspondan)

Answered: 106 Skipped: 8

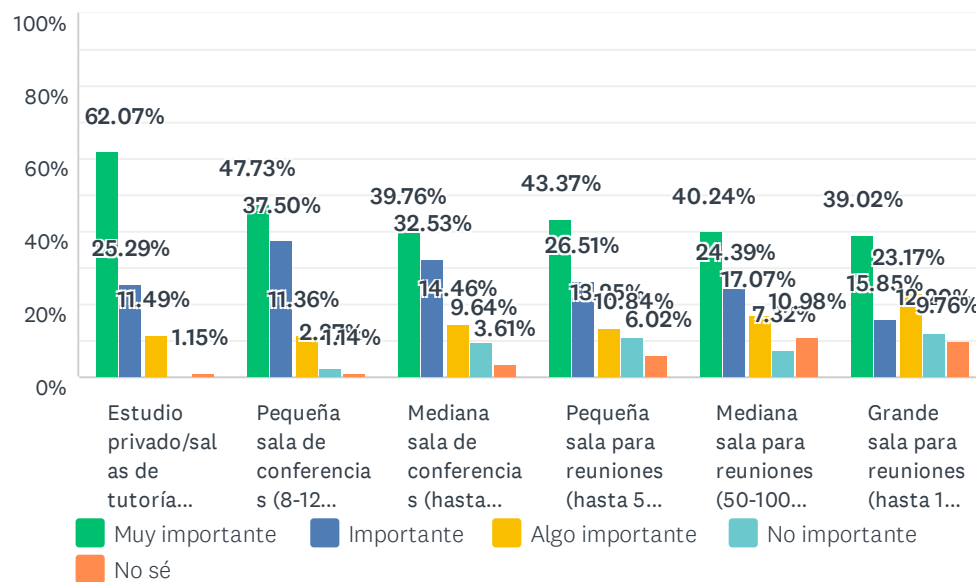


ANSWER CHOICES	RESPONSES	
Tiempo de cuentos	57.55%	61
Eventos culturales (actuaciones, celebraciones, charlas)	54.72%	58
Programas de artes y oficios	56.60%	60
Clases de tecnología	52.83%	56
Ayuda con la tarea	57.55%	61
Clases de cocina	50.00%	53
Reuniones comunitarias	41.51%	44
Cafe	39.62%	42
Centro de negocios (enviar faxes, copiar, imprimir)	47.17%	50
Otro (comentarios):	5.66%	6
Total Respondents: 106		

#	OTRO (COMENTARIOS):	DATE
1	Todos son muy importantes (All are very important.)	6/15/2021 11:56 AM
2	Clases de Inglés/Ciudadanía	6/13/2021 5:24 PM
3	Espacio común al aire libre con áreas verdes	6/11/2021 5:14 PM
4	Nuestra biblioteca debe de continuar siendo un lugar seguro y cómodo para que los niños disfruten asistir a ella.	6/3/2021 11:27 PM
5	historias cuentos	6/3/2021 10:38 AM
6	Programas para aprender ingles.	5/25/2021 5:39 PM

Q10 La nueva biblioteca incluirá salas de reuniones de diferentes tamaños. ¿Qué importancia tienen para usted cada una de las siguientes opciones?

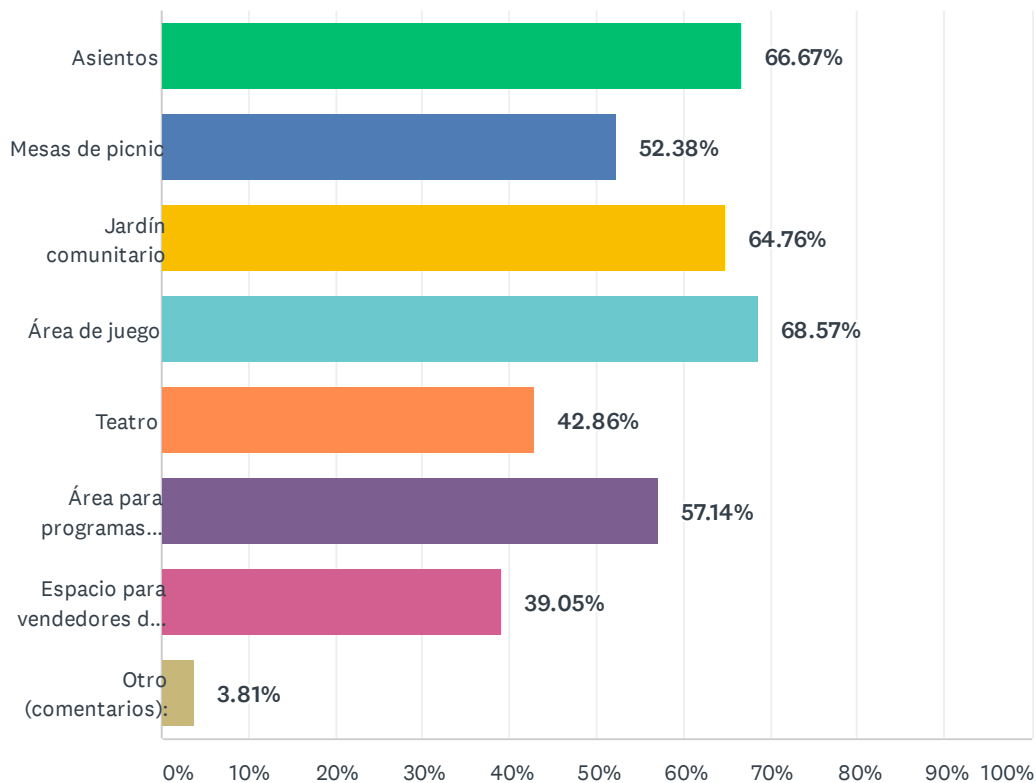
Answered: 98 Skipped: 16



	MUY IMPORTANTE	IMPORTANTE	ALGO IMPORTANTE	NO IMPORTANTE	NO SÉ	TOTAL
Estudio privado/salas de tutoría (1-4 personas)	62.07% 54	25.29% 22	11.49% 10	0.00% 0	1.15% 1	87
Pequeña sala de conferencias (8-12 personas)	47.73% 42	37.50% 33	11.36% 10	2.27% 2	1.14% 1	88
Mediana sala de conferencias (hasta 25 personas)	39.76% 33	32.53% 27	14.46% 12	9.64% 8	3.61% 3	83
Pequeña sala para reuniones (hasta 50 personas)	43.37% 36	26.51% 22	13.25% 11	10.84% 9	6.02% 5	83
Mediana sala para reuniones (50-100 personas)	40.24% 33	24.39% 20	17.07% 14	7.32% 6	10.98% 9	82
Grande sala para reuniones (hasta 175 personas)	39.02% 32	15.85% 13	23.17% 19	12.20% 10	9.76% 8	82

Q11 Pensando en el espacio de afuera de la nueva biblioteca, ¿qué comodidades te interesarían? (seleccione todas las que correspondan.)

Answered: 105 Skipped: 9

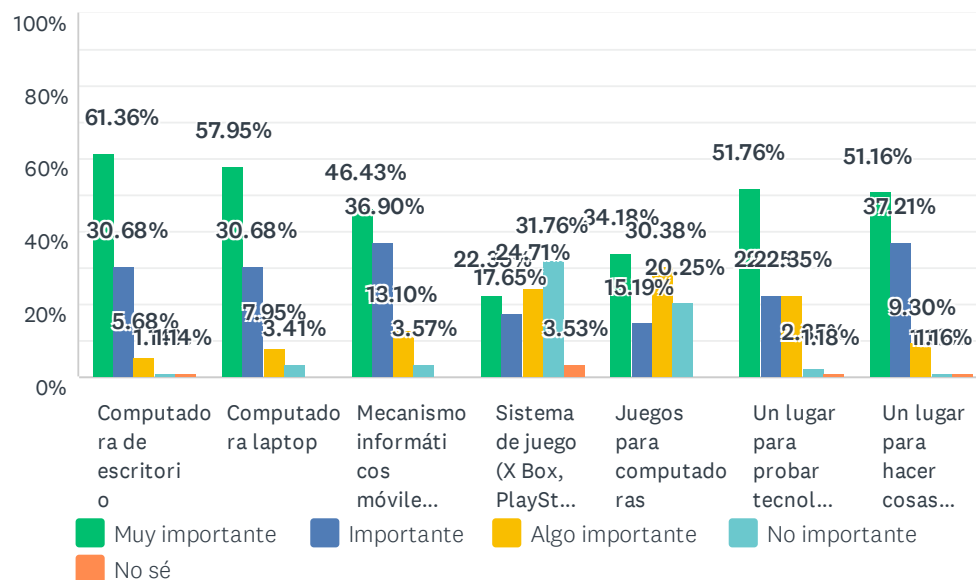


ANSWER CHOICES	RESPONSES	
Asientos	66.67%	70
Mesas de picnic	52.38%	55
Jardín comunitario	64.76%	68
Área de juego	68.57%	72
Teatro	42.86%	45
Área para programas comunitarios o de la biblioteca	57.14%	60
Espacio para vendedores de comida	39.05%	41
Otro (comentarios):	3.81%	4
Total Respondents: 105		

#	OTRO (COMENTARIOS):	DATE
1	Area del cafe	6/15/2021 12:24 PM
2	Left Blank	6/15/2021 10:15 AM
3	Espacios para leer	6/13/2021 5:24 PM

Q12 La nueva biblioteca incluirá oportunidades para utilizar tecnología actual (presente) y emergente. ¿Qué importancia tienen para usted cada una de las siguientes opciones?

Answered: 95 Skipped: 19

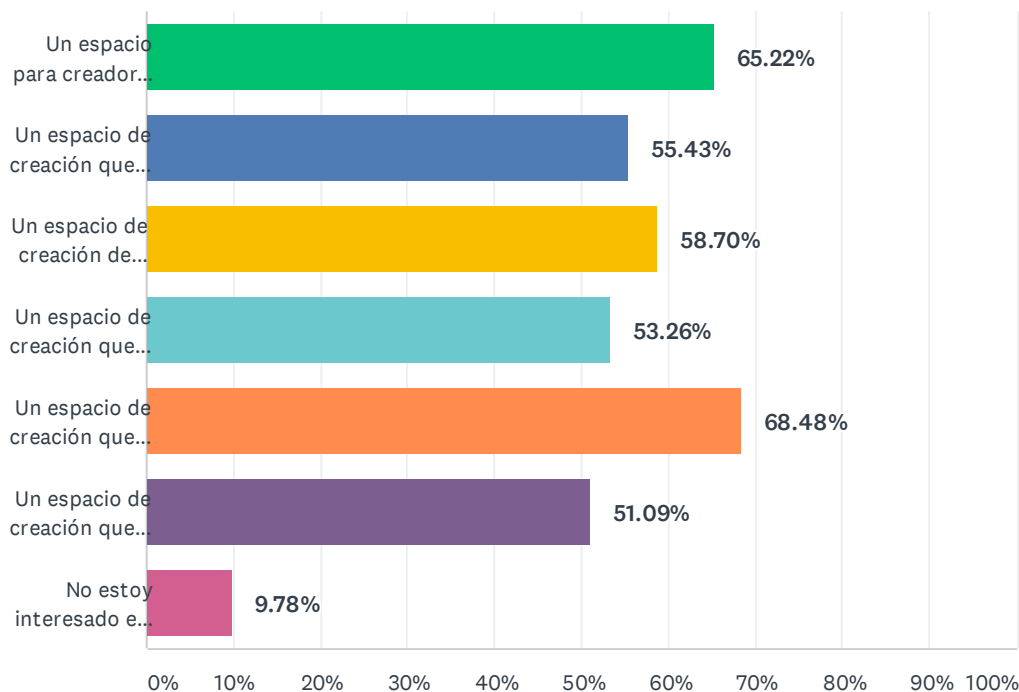


	MUY IMPORTANTE	IMPORTANTE	ALGO IMPORTANTE	NO IMPORTANTE	NO SÉ	TOTAL
Computadora de escritorio	61.36% 54	30.68% 27	5.68% 5	1.14% 1	1.14% 1	88
Computadora laptop	57.95% 51	30.68% 27	7.95% 7	3.41% 3	0.00% 0	88
Mecanismo informáticos móviles (como un Ipad o Chromebook)	46.43% 39	36.90% 31	13.10% 11	3.57% 3	0.00% 0	84
Sistema de juego (X Box, PlayStation, Nintendo, u otro)	22.35% 19	17.65% 15	24.71% 21	31.76% 27	3.53% 3	85
Juegos para computadoras	34.18% 27	15.19% 12	30.38% 24	20.25% 16	0.00% 0	79
Un lugar para probar tecnologías nuevas y emergentes (incluso la realidad virtual; la realidad aumentada; mecanismos "smart"; y otros)	51.76% 44	22.35% 19	22.35% 19	2.35% 2	1.18% 1	85
Un lugar para hacer cosas usando tecnología (producción y edición de video; grabación y producción de sonido; diseño e impresión 3D; máquinas de coser; y otras)	51.16% 44	37.21% 32	9.30% 8	1.16% 1	1.16% 1	86

#	OTRO (COMENTARIOS):	DATE
1	La tecnología en la biblioteca puede ser una distracción de las otras actividades que pueden ofrecer. No creo que la tecnología debería ser una prioridad para la nueva biblioteca.	6/28/2021 6:47 PM
2	Los iphones mas nuevos.	5/25/2021 5:39 PM

Q13 Muchas bibliotecas ahora tienen áreas llamadas espacios de creación para brindar a los miembros de la comunidad la oportunidad de reunirse y crear cosas. Pensando en un espacio de creación potencial en la biblioteca, ¿qué sería de su interés? (seleccione todas las que correspondan):

Answered: 92 Skipped: 22



ANSWER CHOICES		RESPONSES	
Un espacio para creadores de alta tecnología que tiene capacidades de diseño e impresión 3D y otros elementos de alta tecnología		65.22%	60
Un espacio de creación que ayuda a desarrollar habilidades en robótica y programación		55.43%	51
Un espacio de creación de medios que admite la grabación y edición de video, audio (como podcasts), y grabación de música		58.70%	54
Un espacio de creación que ofrece herramientas y espacio para reparar dispositivos electrónicos y máquinas pequeñas		53.26%	49
Un espacio de creación que ofrece manualidades en papel, materiales para álbumes de recortes, y actividades similares		68.48%	63
Un espacio de creación que ofrece oportunidades para coser y acolchar		51.09%	47
No estoy interesado en un espacio de creación		9.78%	9
Total Respondents: 92			

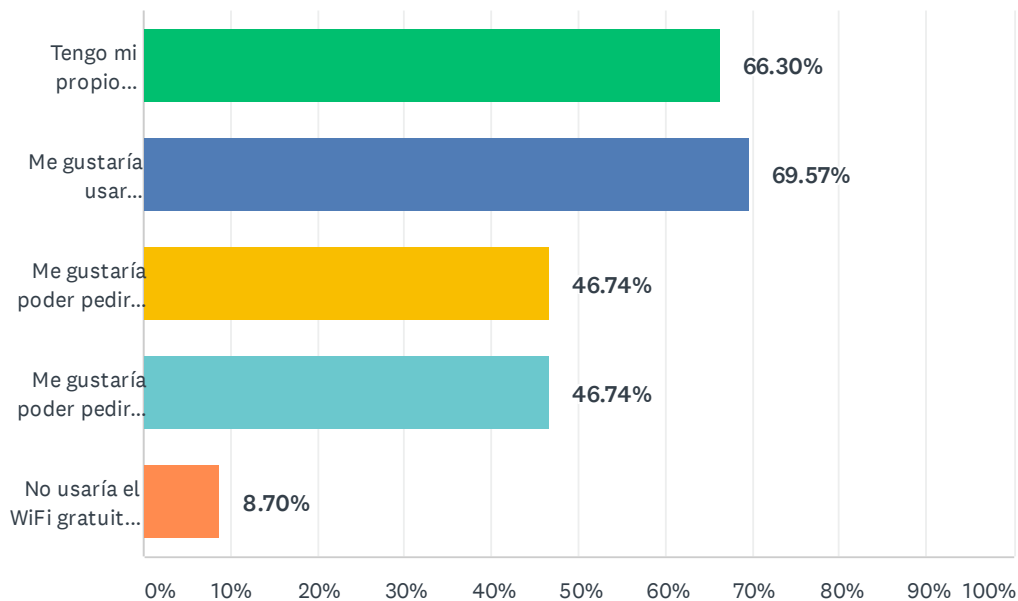
#	OTRO (COMENTARIOS):	DATE
1	Un parque para los niños (Park for kids)	6/15/2021 12:30 PM
2	Es importante tener espacios para reuniones es bueno para los niños. (It's important to have a	6/15/2021 10:03 AM

space for reunions for kids.)

3	Herramientas para poder reparar autos.	5/25/2021 5:39 PM
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Q14 La biblioteca ofrece WiFi gratis y rápido y acceso a computadoras. Cuéntenos sobre sus necesidades de tecnología y WiFi (seleccione todas las que correspondan):

Answered: 92 Skipped: 22

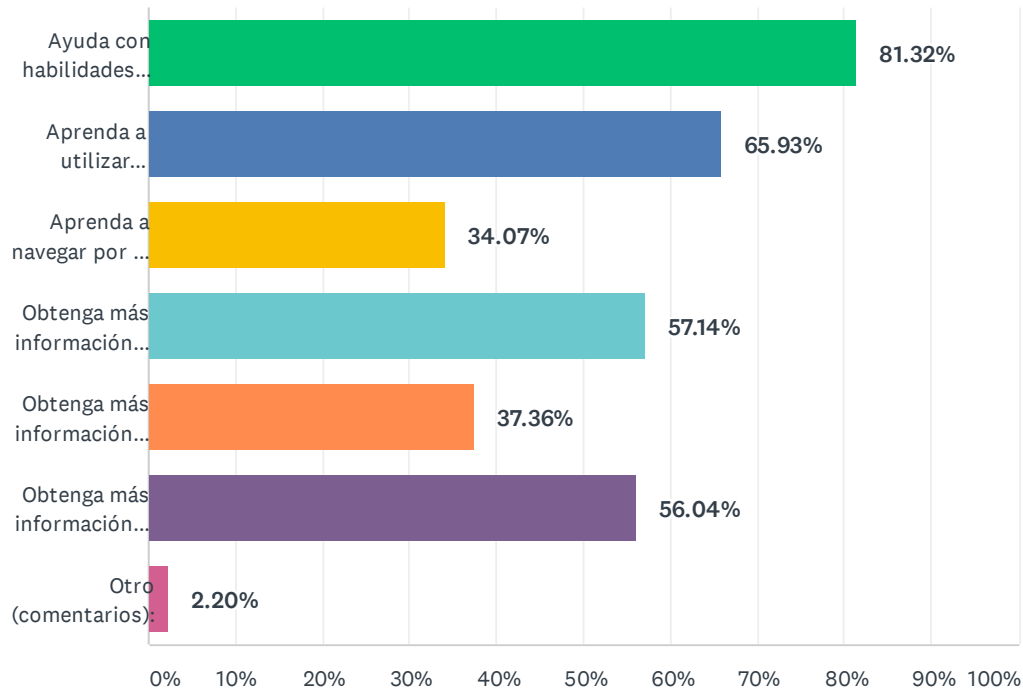


ANSWER CHOICES	RESPONSES	
Tengo mi propio dispositivo (como el laptop, tableta, Smartphone, u otro mecanismo informáticos móviles) y me gustaría utilizar el servicio gratuito de WiFi de la biblioteca para acceder a la Internet	66.30%	61
Me gustaría usar dispositivos de tecnología de la biblioteca (como laptops, tabletas, u otro mecanismo informáticos móviles) mientras visitando la biblioteca	69.57%	64
Me gustaría poder pedir prestado los dispositivos de tecnología de la biblioteca (como laptops, tabletas, u otro mecanismo informáticos móviles) para usar en casa	46.74%	43
Me gustaría poder pedir prestado un punto de acceso WiFi para usar en casa	46.74%	43
No usaría el WiFi gratuito de la biblioteca	8.70%	8
Total Respondents: 92		

#	OTRO (COMENTARIOS):	DATE
1	Me gustaria que hoveria tutoria para aquellas personas que quieren aprender ingles. (Tutorials/classes to help speak english.)	6/15/2021 10:03 AM
2	Creo que el préstamo de dispositivos sería bueno para quienes no tienen acceso a estos.	6/11/2021 5:14 PM
3	Que prestan juegos videos para llevar a casa.	5/25/2021 5:39 PM

Q15 ¿Qué tipo de ayuda le gustaría que le brindara la biblioteca: cómo usar computadoras, dispositivos móviles, y recursos en línea? (seleccione todas las que correspondan):

Answered: 91 Skipped: 23



ANSWER CHOICES		RESPONSES	
Ayuda con habilidades básicas de la computadora		81.32%	74
Aprenda a utilizar aplicaciones de computadora (como procesamiento de textos, hojas de cálculo, y correo electrónico)		65.93%	60
Aprenda a navegar por las redes sociales (incluidos Facebook, Twitter, Instagram, LinkedIn, TikTok, y otros)		34.07%	31
Obtenga más información sobre la seguridad y la privacidad de las computadoras y cómo mantenerse seguro en línea		57.14%	52
Obtenga más información sobre cómo configurar mi red doméstica (network en la casa)		37.36%	34
Obtenga más información sobre todos los recursos en línea gratuitos de la biblioteca		56.04%	51
Otro (comentarios):		2.20%	2
Total Respondents: 91			

#	OTRO (COMENTARIOS):	DATE
1	Como usar online databases	6/20/2021 5:36 PM
2	Como usar los apps de mi iphone.	5/25/2021 5:39 PM

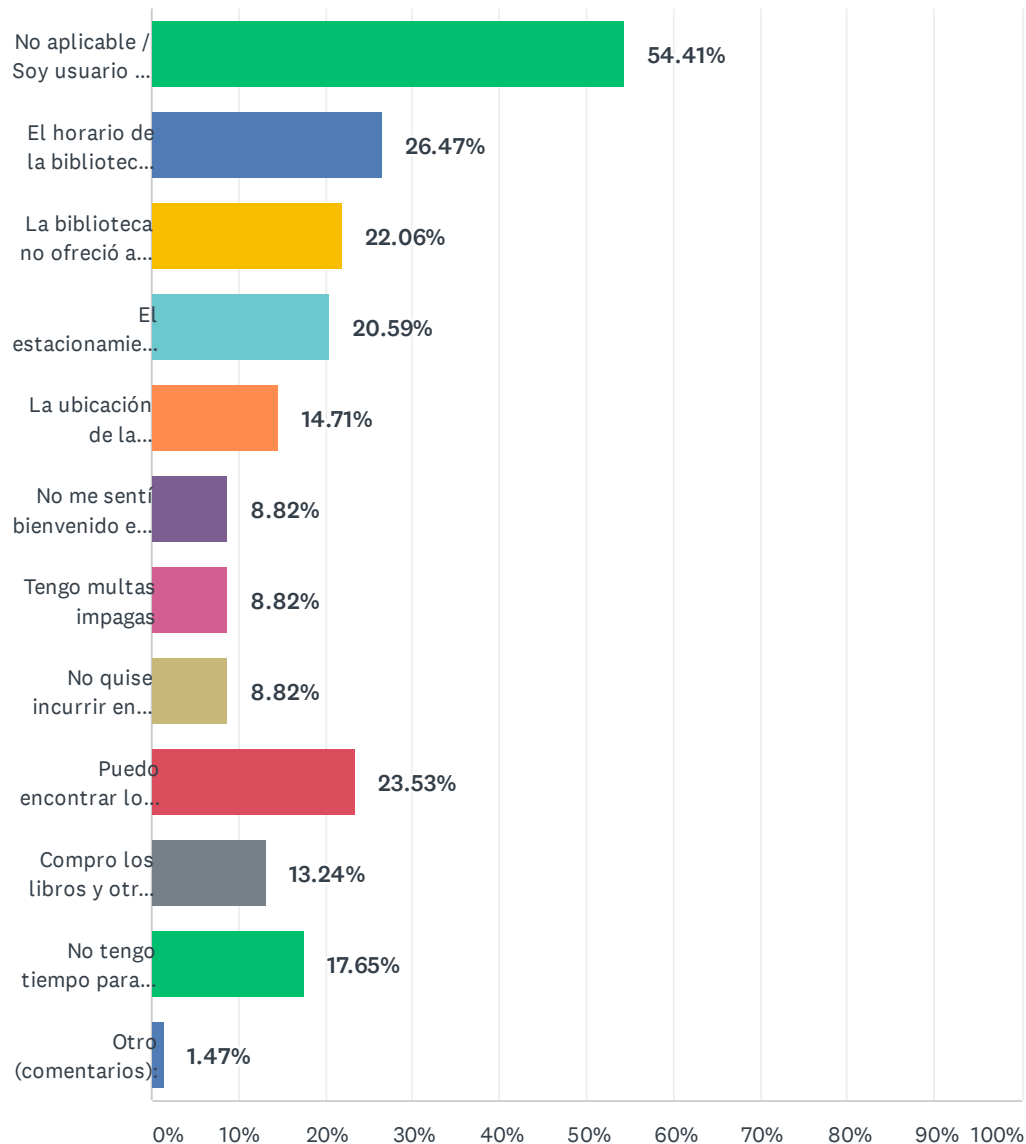
Q16 ¿Qué más le gustaría compartir sobre sus necesidades tecnológicas?

Answered: 12 Skipped: 102

#	RESPONSES	DATE
1	Los libros y el espacio social en la biblioteca son más importantes que la tecnología.	6/28/2021 6:47 PM
2	Mucho más aprendizaje Y menos juegos	6/21/2021 11:28 PM
3	Usos De programa de ediccion	6/15/2021 2:13 PM
4	Cursos de computo basico. (courses on basic computer skills.)	6/15/2021 12:35 PM
5	Me gustaria prestar un electronico. (I would like to borrow an electric device.)	6/15/2021 12:20 PM
6	Suficientes lugares donde cargar el teléfono y la computadora	6/11/2021 10:15 PM
7	Como usar nueva tecnologia.	6/9/2021 10:29 PM
8	Por aora no tengo necesidades.	6/4/2021 12:51 PM
9	No tengo necesidades tecnológicas en este momento.	6/3/2021 12:54 PM
10	N/A	6/3/2021 12:43 PM
11	obtener in formasio de como no meterte en pajinas que no so de tu edad y como bloquearlas.	6/3/2021 9:26 AM
12	Nececito ayuda con me iphone para usarlo propio.	5/25/2021 5:39 PM

Q17 Si no ha sido usuario de la biblioteca en el pasado, ¿por qué no? (seleccione todas las que correspondan):

Answered: 68 Skipped: 46

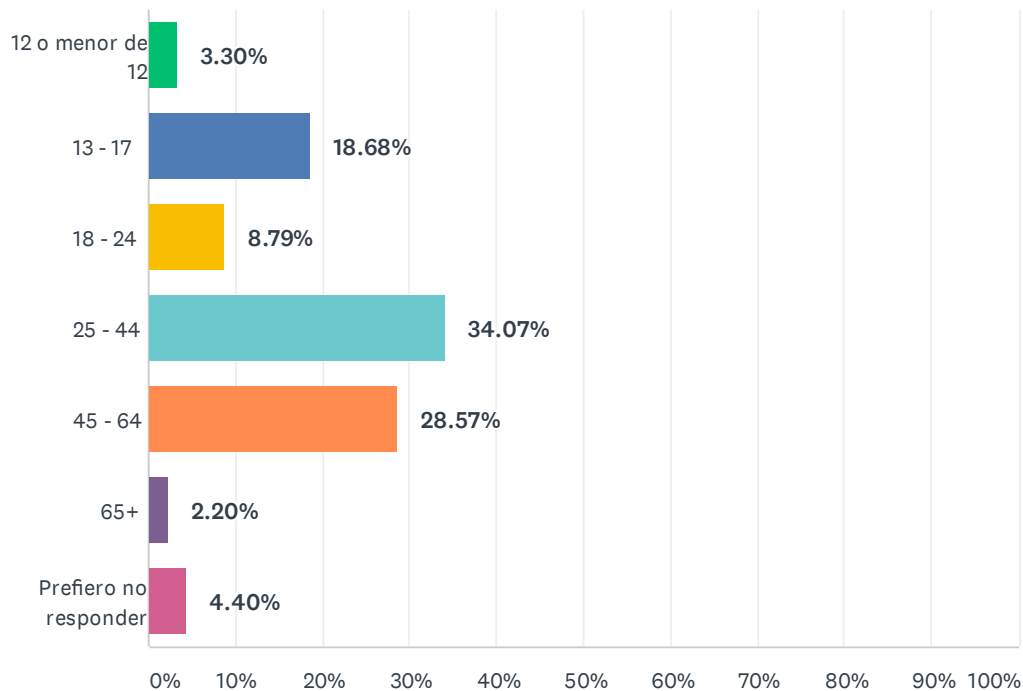


ANSWER CHOICES	RESPONSES	
No aplicable / Soy usuario de la biblioteca	54.41%	37
El horario de la biblioteca era inconveniente	26.47%	18
La biblioteca no ofreció algo de lo que quiero o necesito	22.06%	15
El estacionamiento o el transporte fue un desafío	20.59%	14
La ubicación de la biblioteca no era conveniente	14.71%	10
No me sentí bienvenido en la biblioteca	8.82%	6
Tengo multas impagas	8.82%	6
No quise incurrir en multas	8.82%	6
Puedo encontrar lo que necesito en la Internet	23.53%	16
Compro los libros y otros materiales que quiero	13.24%	9
No tengo tiempo para visitar la biblioteca	17.65%	12
Otro (comentarios):	1.47%	1
Total Respondents: 68		

#	OTRO (COMENTARIOS):	DATE
1	No quiero que la ley me busca.	5/25/2021 5:39 PM

Q18 ¿Cuál es tu edad?

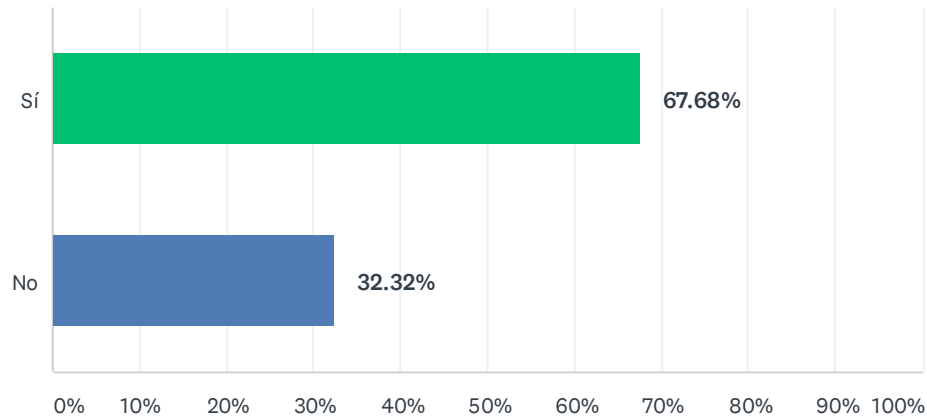
Answered: 91 Skipped: 23



ANSWER CHOICES	RESPONSES	
12 o menor de 12	3.30%	3
13 - 17	18.68%	17
18 - 24	8.79%	8
25 - 44	34.07%	31
45 - 64	28.57%	26
65+	2.20%	2
Prefiero no responder	4.40%	4
TOTAL		91

Q19 ¿Tiene hijos menores de 18 años viviendo en su hogar?

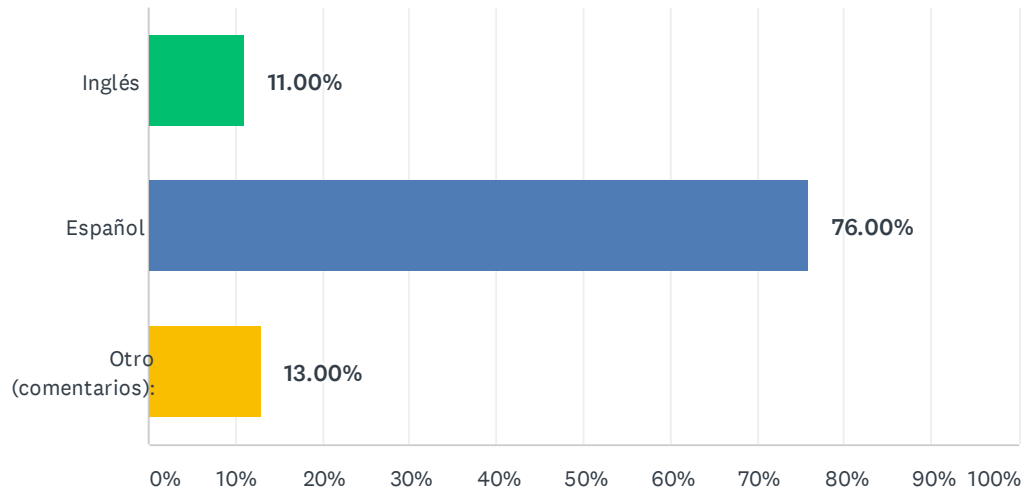
Answered: 99 Skipped: 15



ANSWER CHOICES	RESPONSES	
Sí	67.68%	67
No	32.32%	32
TOTAL		99

Q20 ¿Cuál es el idioma principal que se habla en su hogar?

Answered: 100 Skipped: 14

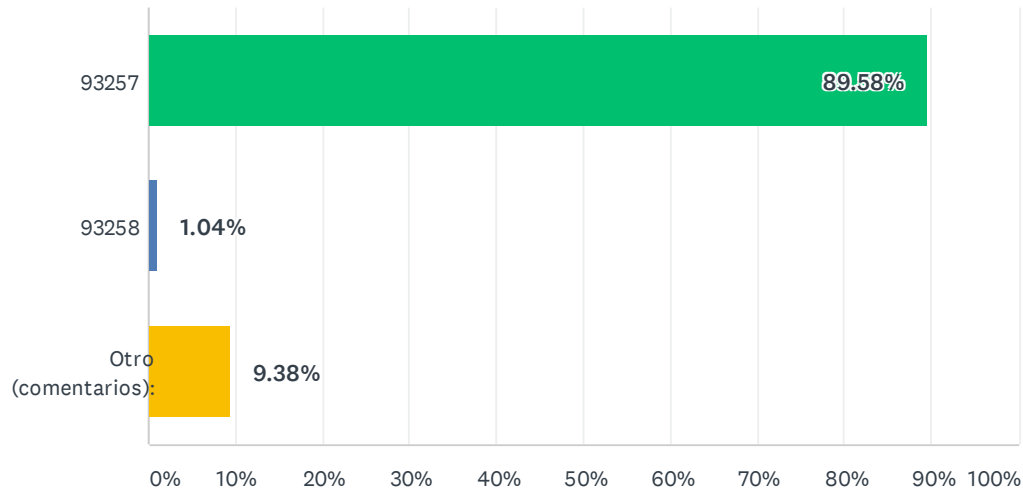


ANSWER CHOICES	RESPONSES
Inglés	11.00% 11
Español	76.00% 76
Otro (comentarios):	13.00% 13
TOTAL	100

#	OTRO (COMENTARIOS):	DATE
1	Both Spanish and English	6/22/2021 9:39 AM
2	Both Spanish and English	6/15/2021 11:56 AM
3	Both Spanish and English	6/15/2021 11:09 AM
4	Both Spanish and English	6/15/2021 10:46 AM
5	Both English and Spanish	6/15/2021 10:40 AM
6	Both English and Spanish	6/15/2021 10:31 AM
7	Both Spanish and English	6/15/2021 10:15 AM
8	Both English and Spanish	6/15/2021 10:08 AM
9	Both English and Spanish	6/15/2021 9:57 AM
10	Both English and Spanish	6/15/2021 9:50 AM
11	Both English and Spanish	6/15/2021 9:47 AM
12	Ambos	6/11/2021 5:14 PM
13	aleman	5/25/2021 5:39 PM

Q21 ¿Cuál es su código postal?

Answered: 96 Skipped: 18



ANSWER CHOICES	RESPONSES	
93257	89.58%	86
93258	1.04%	1
Otro (comentarios):	9.38%	9
TOTAL		96

#	OTRO (COMENTARIOS):	DATE
1	93270	6/22/2021 9:29 AM
2	Left blank	6/15/2021 10:46 AM
3	All selected	6/15/2021 10:40 AM
4	left blank	6/15/2021 10:31 AM
5	Left blank	6/15/2021 10:08 AM
6	otro comentarios	6/3/2021 10:55 AM
7	no lo se	6/3/2021 10:39 AM
8	93270	6/1/2021 4:34 PM
9	93265	5/25/2021 5:39 PM

Q22 ¿Algo más que le gustaría contarnos sobre la biblioteca que no hayamos preguntado?

Answered: 20 Skipped: 94

#	RESPONSES	DATE
1	El espacio exterior de la biblioteca es tan importante como el espacio interior.	6/28/2021 6:47 PM
2	- Clases para espanol (classes for spanish)	6/22/2021 10:02 AM
3	Mas libros en Español (More Spanish books)	6/22/2021 9:41 AM
4	- Clases en Ingles (classes in english)	6/22/2021 9:31 AM
5	Me gustaría un espacio moderno con mucha luz natural	6/20/2021 5:36 PM
6	No	6/15/2021 2:13 PM
7	Clases y ayudas con todo esto tambien para adultos. (Classes to help with language for adults)	6/15/2021 11:09 AM
8	Free wifi	6/15/2021 10:15 AM
9	-Park -Classes on spanish	6/15/2021 9:41 AM
10	- Park - Copy Machine for Public - Storytimes - Cafe	6/15/2021 9:35 AM
11	- Mas libros en espanol (more books in Spanish) - Una parque (a park) - classes sobre las culturas (culture classes)	6/15/2021 9:27 AM
12	No	6/13/2021 5:24 PM
13	Para cuando estara lista para usarse?	6/11/2021 10:15 PM
14	Ojalá sigamos siendo tomados en Cuenta para mejorar la biblioteca y tal vez otros espacios comunes de Porterville. Gracias.	6/11/2021 5:14 PM
15	No tengo preguntas	6/4/2021 12:51 PM
16	No tengo preguntas acerca de todo esto.	6/3/2021 12:54 PM
17	N/A	6/3/2021 12:43 PM
18	no	6/3/2021 9:26 AM
19	Me da gusto que van abrir una nueva biblioteca	6/1/2021 12:52 PM
20	Tienen que tener empleados que hablan espanol todos los dias que estan abiertos.	5/25/2021 5:39 PM

TECHNOLOGY NEEDS ASSESSMENT

2021

PORTERVILLE PUBLIC LIBRARY



Porterville Public Library Preliminary Technology Program for Construction

Carson Block
Library Technology Consultant



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



Contents

1	Introduction	6
1.1	Purpose	6
1.2	Process	7
2	Technology Vision for Porterville Public Library	8
2.1	Elements of Vision	8
2.2	Guiding Principles in this Technology Program	10
2.2.1	Technology Design	10
2.2.2	Efficient Use of Resources	12
3	Technology Recommendations	13
4	General Technology	14
4.1	Specialized Technology	14
4.1.1	Makerspaces	14
4.1.2	Special Requirements for the Makerspaces	15
4.1.3	Staff Readiness.....	16
5	Enterprise Technology	18
5.1	General Note for Installers.....	18
5.2	Power Access for Patrons	18
5.3	Backup Power	18
5.4	Structured Cabling and IT Spaces	18
5.5	Cell system repeaters/signal boosters.....	20
5.6	IT Spaces.....	20
5.6.1	IT space – MDF and IDF.....	20
5.6.2	Main Distribution Facility.....	20
5.6.3	IT Staff Space.....	21
5.7	Data Networks	21
5.8	802.11x (WiFi)	22
5.9	Telephones.....	22
5.10	Security Cameras	23



Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021

5.10.1	Exterior.....	23
5.10.2	Interior	23
5.10.3	Consultant Recommendations	23
5.11	Access Control.....	23
5.12	Radio Frequency Identification (RFID)	23
5.13	Gate Counters	24
5.14	Building-wide Public-Address System.....	25
5.15	Digital Signage.....	25
6	Patron Technology	26
6.1	Patron Computing Spaces – BYOD.....	26
6.2	Computers.....	26
6.2.1	Public Computers.....	26
6.2.2	Americans with Disabilities Act (ADA) Considerations	28
6.3	Session Management (Patron PCs).....	28
6.3.1	Session Management.....	28
6.4	Self-Check Machines	29
6.5	Printing and Scanning	29
6.5.1	Public Printing Services	29
6.5.2	Printers/Photocopiers.....	29
6.5.3	Fax	29
7	Staff Technology	30
7.1	Staff Computers	30
7.2	Circulation Computers	30
7.3	Public Service Desk Computers.....	30
7.4	Office Computers	30
7.5	Printing and Scanning	31
7.5.1	Printers.....	31
7.5.2	Photocopiers	31
7.6	Automated Materials Handling (AMH)	31
7.6.1	Room Reservation.....	31



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

8	Audio/Visual Systems.....	32
8.1	General: Building-Wide PA System	32
8.2	General: Large Public Meeting Rooms.....	32
8.2.1	General: Small Meeting Rooms	32
8.2.2	Assistive Listening Systems	32
9	Innovation Opportunities	35
9.1	Connect to Ag Tech and Food Security	35
9.2	Technology to connect inside and outside experiences.....	35
9.3	Further leverage community embracement of social media for library services/web services 35	
9.4	Balance of technology and technology-free zones.....	35
9.5	Celebrate and cultivate Porterville’s Spanish-speaking culture though programming, art, services, and collections (physical and digital)	36
9.6	Technology and programming (possibly via ESL classes) to serve all local cultures, including Spanish Speakers, Native Americans, Asian (Hmong, Korean, Filipino, and others) Arabic, Syrian and others. 36	
9.7	For staff: back-channel communications capabilities to stay connected during times of need 36	
10	Appendix A: Sample Technology Specifications for Construction	37
11	Appendix B: Suggested Technology	46
11.1	Porterville Public Library Program (V.3)	46
12	Appendix C: Technology Recommendations: Visuals	51
13	Appendix D: Survey Data Findings: Visuals.....	74



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

1 Introduction

1.1 Purpose

The purpose of this document is to describe the technology envisioned to support a new Porterville Public Library. This document was created as part of the 2021 Library Needs Assessment (conducted in partnership with library consultant Penny Hummel) which contains recommendations for spaces in a new community library.

This document is a Preliminary Library Technology Program, going beyond the requirements of the needs assessment, but short of a final technology program, which should be created as part of any next steps to build a new library. This document is designed to give the library and City additional momentum on the technology needs for any new library facility.

To complete this program, Carson Block met with library staff, community groups, and city administration to inform how Porterville views and uses technology to inform how the library will best equip itself to provide technology services to best suit the community.

This technology program contains Carson Block Consulting's current understanding of the various pieces of any new building project. This document should be considered advisory to any next steps in the design process – and is intended to serve the overall objectives of the Porterville Public Library, the community of Porterville, and the needs of the library's future patrons and library staff as understood by Carson Block Consulting.

It is anticipated that any future revisions of this program plan will be informed by other pieces of the design and project process and modified as needed.

The purpose of the select technology program plan is to provide direction for specific technical specifications as well as identify areas of staff competencies and support for new technology.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

1.2 Process

Carson Block Consulting partnered with Penny Hummel to perform a needs assessment for a new Porterville Public Library. A new library would replace the old building which was lost in a tragic fire in early 2020. It is important to the community that the firefighters who fought the fire and especially the two who lost their lives doing so are memorialized in the new building.

To start the information gathering process, Carson Block Consulting sent a survey to the Porterville Library team to learn the current status of technology in the previous library and discover some technology goals might be for the new building.

Beginning in May of 2021, Carson and Penny met with library staff to determine what resources the staff would need in a new library building.

In ordinary years, Carson would tour the library facilities in person, but due to the COVID-19 pandemic and the fire that destroyed the original building, he did not have that opportunity. Via remote engagement activities (including videoconferencing) stakeholders shared their views on the benefits and downfalls of the previous building to help shape the future of the new.

This process resulted in this report (one of several detailed reports from the consultant team), a presentation to library leadership, and a presentation to the city at a public meeting. The set of documents are designed to help guide any future building project to greatest success possible.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



2 Technology Vision for Porterville Public Library

2.1 Elements of Vision

Modern libraries are places where technology facilitates the growth of knowledge and the renewal of the human spirit.

Far from our notions of the past (including beige monitors that have faded to yellow, along with the fuzzy colors on their square, CRT screens), modern libraries contain technologies that are vibrant, ubiquitous and in sharp focus, ready to engage users of all levels and change the lives of novices and experts alike.

The new Porterville library is envisioned as a tech-forward facility, with a focus not on “flash” but on technology as one tool to accomplish community dreams.

- The library acquires and maintains technology that appropriately serves library users of all technical levels - from novice to advanced users.
- Library technology is designed with equity of access as a prime consideration. All are welcome, and all will be served.
- The library views technology as a means to an end. Technology is one tool the library uses to serve its vision, mission, and roles in the community.
- The technology experience for patrons should engender a high sense of trust from the community by being functional, available, intuitive and “frictionless.”

Additional, detailed elements of vision for technology for the library include:

The Porterville Public Library has clear vision for the application of technology to serve patrons and to be a powerful tool for staff:

Aspirations for Patrons:

“...count on the library as a valuable resource for their technology needs” and “be comfortable with their own technology, the technology they encounter in everyday life, and the tech provided by the library



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Aspirations for Staff:

"...be knowledgeable and comfortable enough with technology to learn, grow, and adapt to new and emerging technology... and getting comfortable/ knowledgeable enough with it to be able to help themselves and patrons."

The library's vision for technology also includes **sustainability**. While it's difficult to predict what might come next in the world of technology, we do know several things for certain:

- We will have an increasing demand on library data networks (wired and wireless), including access to the Internet and internal connections. The technology design for the Porterville library includes IT spaces and data networks that are scalable by design, to grow and adapt to serve the needs of Porterville citizens and visitors well into the future.
- It's likely that new needs will emerge over time. The spaces designed for technology access (including public computing areas, self-service, the makerspaces, and others) are flexible by design to grow and change as needed.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



2.2 Guiding Principles in this Technology Program

2.2.1 Technology Design

To fulfill the library's vision, the Technology Design for the library from Carson Block Consulting incorporates the following elements as a framework for the tangible tech decisions for the library.

The Porterville Public Library seeks to reflect community needs, have a strong and effective technology presence, and be user-friendly.

The Porterville Public Library will be designed to be a dynamic facility throughout its useable lifetime, with the opportunity to adapt to community needs as they emerge naturally over time. Since technology is in a state of constant change, library technology will be designed or chosen that has the highest potential for flexibility, adaptability, and scalability over time – intended to meet the current, emerging, and future needs of both library patrons and library staff.

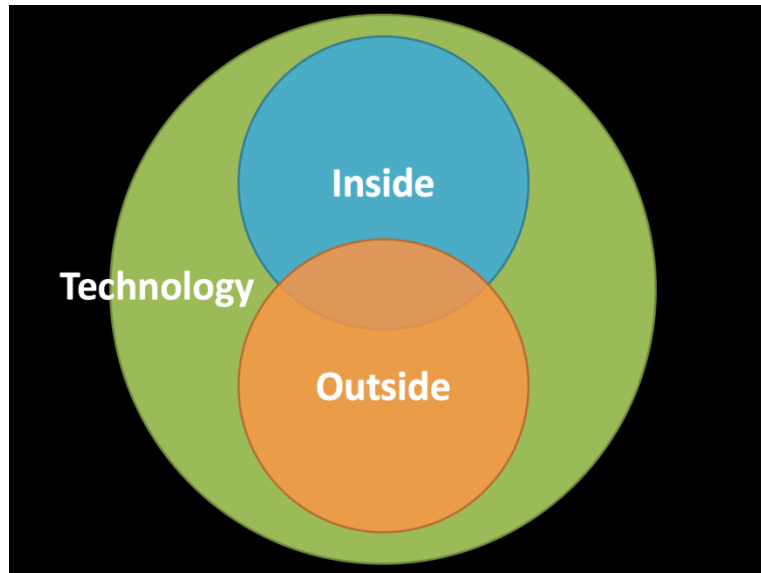
2.2.1.1 Scalable Technology: Infrastructure Designed to Adapt

At the heart of the technology approach is making fundamental design choices that allow the library's tech infrastructure to and adapt over time. Although it's difficult to accurately predict specific technology futures, there are some things that are certain -- as the need for scalable and flexible infrastructure.

Modern libraries think of their services in three different delivery channels.

The **Inside** Service Channel encompasses all of the things that happen within the library walls, including collections, spaces for people, programs, and more.

The **Outside** Service Channel encompasses things that happen outside of the library walls.



grow
are
such



Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021

The **Technology** Service Channel is unique in that it serves the other two service channels and is also an entity unto itself.

At the Porterville Public Library, these service channels bridge in several significant ways:

2.2.1.2 Inside Technology Experiences Designed to Delight and Support Users

- Self-Service, including self-checkout options for patrons
- Powerful WiFi coverage for patrons and staff throughout the library (as well as coverage outdoors)
- Wireless printing
- Mobile Devices for patrons to use throughout the library
- Public computer workstations
- Skill-building opportunities reflecting the needs of the community through makerspaces
- Special computers for Children
- Enhanced Audio-Visual Systems for meeting rooms
- Hearing Loop in key areas to allow for greater intelligibility of audio for users of hearing assistive devices
- Meeting rooms designed for library programming and public meeting space for community organizations
- Fax services handled via library staff for patrons

2.2.1.3 Outside Technology Experiences Designed to Delight and Support Users

- Robust WiFi Coverage and device charging locations in public areas outside of the library
- Book locker for holds pickup near the library entryway



Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021

2.2.1.4 Systems to Create Operational Efficiencies

- Modern VOIP (Voice Over IP) telephone system
- Automated gate counters for tracking people coming into or out of the building (the library is considering a possible new system)
- Access control system for secure keyless access to non-public areas
- Security Cameras

2.2.2 Efficient Use of Resources

As a member of the San Joaquin Valley Library System (SJVLS), Porterville has access to a wealth of resources. This includes the provision of and support for the library's Integrated Library System (ILS), technology assistance, assistance with funding, and shared electronic resources.

The library will leverage its investment in technology via the Federal Universal Service Fund - better known to libraries and schools as "E-rate" - to secure discounts on eligible technology services related to Internet access and some network components. Assistance with E-rate finding is a service provided by SJVLS.

Upon final approval, the library may receive a discount of at least 80-percent¹ on eligible services and equipment, which helps ensure ongoing sustainability of core technology infrastructure. With that core technology infrastructure designed with scalability and flexibility in mind, the combination of the design and ongoing funding elements create an ideal environment for the long term.

As of summer of 2021, the library may also be able to leverage funds becoming available from the California State Library as part of American Recovery Act (ARPA) funding. If helpful and allowable, the library may choose to implement one or some of the recommendations in this report (as appropriate) in the library's temporary spaces.

Assistance facilitated by partners and available from federal, state, and local sources from will be invaluable in rebuilding and refitting a library that will suit Porterville's needs.

¹ As of the writing of this report, SJVLS was in the process of retaining a new E-rate coordinator, thus could not confirm the library's exact discount rate.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



3 Technology Recommendations

The next sections of this document address overall technology recommendations for the Porterville Public Library. These items are priority considerations and are presented here in no particular order. Through the design process it is possible that other needs not yet listed here will emerge.

The sections include:

- 4: General Technology
- 5: Enterprise Technology
- 6: Staff Technology
- 7: Patron Technology
- 8: Audio/Visual Systems
- 9: Innovation Opportunities

These items are offered for review by appropriate members of any future project team, including the Library, the City of Porterville, and any architect team. Recommendations are based on assessment activities performed by the consultant.

Visual descriptions of the recommended technology are included in Appendix C of this document.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



4 General Technology

4.1 Specialized Technology

4.1.1 Makerspaces

The consultants recommend that the library include several makerspaces reflective of community needs. Responses from the community survey indicate a strong interest in the following potential activities for a makerspace:

- A media makerspace that supports recording and editing video, audio (such as podcasts) and recording music (56.81% of respondents)
- A high-tech maker space that has 3D printing and design capabilities and other high-tech items (55.86% of respondents)–
- A makerspace that offers papercrafts, scrapbooking materials, and similar activities (53.58% of respondents)

With those top responses, the consultants recommend two separate spaces: a *Creation Space* that can incorporate both the high-tech items and provide flexible workspace for the lower-tech maker desires; and a *Media Lab* to fulfill the desires of the community for audio visual creation. Additionally, to build upon Porterville's rich history and current involvement in food and agricultural sciences, the consultants also recommend a *Teaching Kitchen* space in the library for both library and public use.

Final design of makerspaces will require further development by the library, starting with the vision for the makerspaces and how library programming and staff will support that vision through activities and equipment.

4.1.1.1 Creation Space

The Creation Space will need to support a variety of programming for the library, so having a large space will be very important to offer the most options. Some high-tech items require stability, and those should be placed on secure, fixed cabinets or tables around the perimeter of the room, allowing the majority of the space to be flexible. Tables and chairs on lockable wheels can be used in a variety of configurations and for both high- and low-tech programming.

A large screen mounted on the wall and with a variety of connection options can give programming several means of demonstration or examples: as a live feed to demonstrate to an in-person or remote audience; as a display to show pre-recorded videos or online sources to demonstrate crafts or teach a



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

skill; as a digital gallery of items designed or made in the Creation Space; or as digital signage when not in use to advertise other library services and programs.

These needs may change prior to construction, so the consultants recommend the library conduct further research to determine the most desirable components for the Creation Space.

4.1.1.2 Media Lab

The Media Lab will address the community's interest in audio/visual creation. For visual creation, the library may offer a rig with a camera, microphone, and tripod. The library may consider a green screen for video recording options, as well as lighting that may move on wheels or tracks to offer dynamic studio options.

An audio-creation area should feature space enough for multiple players with instruments, as well as more intimate recording opportunities for podcasts or local history interviews. This audio space should offer sound dampening from outside noise.

To complete the media lab there should be multiple computer stations that have the processing power and necessary software to offer full audio and visual editing capabilities. The computers should have robust storage that can save multiple projects at one time, as well as secure on-site storage options for ongoing projects of both patrons and staff.

4.1.1.3 Teaching Kitchen

Though it did not come up in the survey, the consultants observed that Porterville has a rich food culture and wanted to be able to feed off that for library services as well. The teaching kitchen would feature enough space for classes on different food preparation methods, as well as job training for culinary arts hopefuls.

4.1.2 Special Requirements for the Makerspaces

The library's makerspace program and equipment list is in development as of the publication of this program (August 2021). The focus for the space is to help community members build skills.

Generally, as a dynamic, multi-use area, the maker space should be designed with the utmost flexibility in mind:

- The overall design should follow general principles seen in workshops of all varieties – with adequate space for people and equipment.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

- Power access should be generously placed throughout the space, including perimeter wall areas, on building support pillars, and from the ceiling when possible. Floor power is possible unless a drain for liquids is included in the design.
- The space should support both wired and WiFi data access.
- All furnishings should be extremely durable and easy to move/reconfigure (mounted on wheels that are lockable to fix tables in place. Chairs should be durable, sturdy, and as lightweight as possible.
- Wherever possible, space should be allocated for counters with durable tops and cabinet storage underneath. Most maker equipment in libraries is placed on countertops.

Although the program and equipment list has not yet been defined, proper ventilation is a must, and special air handling methods (such as ceiling grid systems that allow for localized and changeable venting of fumes from “make” devices in different areas of the room) is highly recommended.

4.1.3 Staff Readiness

The new library is an exciting opportunity for both patrons and staff. With a brand-new building comes the ability to build with future use in mind to make the space full of opportunities for community growth.

The library’s leadership and staff are exceptionally tuned in to the opportunities and potential for change. These building design activities have been well-informed by library leadership and staff giving quality thought to changes in operations that will be needed in the new building.

Even so, in the significant activity required to build and prepare a new building, cohesively anticipating all of the immediate and longer-term library operational needs in a new facility can sometimes be pushed into a lower-priority position. This situation is common for many libraries, and those who are not able to carve out the time to anticipate and provide for operational changes often find themselves in a difficult and reactive mode in the early stages of new library operations. Those who have been able to devote analysis, planning and documentation time find that the new ideas discovered throughout the design process can be organized to create a plan that anticipates the majority of new needs. While it’s impossible to anticipate and plan for every possible scenario, this process allows the library to prepare for known needs and opens up time and energy to meet unanticipated needs during the transition and in the early weeks of opening the new library.

The consultant encourages the library create a carve out time following any formal architectural design process to plan for its transition to the new building by:



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

- 1) Briefly documenting how staff cover operations and services in the current temporary library space (creating a description of “current state”)
- 2) Detailing coverage and service needs in the new building (a description of “future state”)
- 3) Identifying any possible gaps (and documenting those gaps)
- 4) Design solutions (including operational efficiencies, automation, new staff and other options) and identify resources to cover any possible gaps

In particular, the consultant recommends the library focus on:

- The differences between covering a small space and the expanded spaces envisioned for the library in terms of creating a cohesive customer experience
- Differences in overall management of technology (*In the process of technology design, the consultant has urged solutions that automate library staff operations as much as possible; still, even automation systems need some attention in the new building*)
- Departmental responsibilities, and interactions between departments
- Flow of staff communications, including any emergency response needs
- Other areas as identified by the library



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

5 Enterprise Technology

This section addresses enterprise technology recommendations for the Porterville Public Library. These items are priority considerations and are presented here in no particular order. Through the design process it is possible that other needs not yet listed here will emerge.

5.1 General Note for Installers

Installers should field locate devices and drops before installation as a double-check on and verification of the locations specified in floor plan diagrams. Installers should coordinate with general and electrical contractors.

5.2 Power Access for Patrons

Patrons should have easy, safe, and ergonomic access to power (standard and USB, including USB-A and, if possible, USB-C) in any seating areas. These areas include traditional tables; study carrels; furnishings that hold library computers; comfortable seating; and other areas.

5.3 Backup Power

All IT spaces (including the Master Distribution Facility - MDF and any needed Independent Distribution Facilities - IDF) should have suitable battery-backup Uninterruptible Power Supply units to ensure continuity of power during brief power outages. The units selected should also regulate voltage within acceptable parameters (+ or – 5%) for attached equipment.

5.4 Structured Cabling and IT Spaces

Given the size of the proposed building (possibly exceeding the 100-meter limit of data cable), the library may require both an MDF (Main Distribution Facility) and an IDF (Independent Distribution Facility). The IDF and MDF should be connected via fiber.

The MDF will need to be of adequate size to house the following items and functions:

- Ethernet terminations
- Switches
- Telecommunications/VOIP equipment
- Servers
- UPS



Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021

- Room for future growth/scalability
- Other items as designated by the Library, City IT, SJVLS, and any other partners in the IT space

If an IDF is required, it is currently envisioned as a small satellite room or space (such as a wall-mounted equipment rack). It would need to be of adequate size to house the following items and functions:

- Ethernet terminations
- Switches
- UPS
- Other items as designated by Library, City IT, SJVLS, or other IT partner.

The design of all telecom rooms should include appropriate control of the room environment (including temperature and humidity) and enterprise approaches to security, fire suppression, equipment racks & wiring support, room-to-room conduits, uninterruptible power supplies, and review of any non-compatible uses of the telecom rooms, including any utilities. All equipment in the room should observe proper clearances for access. Each room should be designed to have capacity to grow to support new needs over time, and/or to allow for equipment reconfiguration, concentration or moves over time. IT areas should have access flooring when possible.

Additional design references (not included in this report) include:

- [ANSI/TIA-569-E TELECOMMUNICATIONS PATHWAYS AND SPACES](#)
This is the Telecommunications Industry Association's standard for the design of buildings that host telecommunications systems of all kinds.
[<https://blog.siemon.com/standards/ansi-tia-569-e-telecommunications-pathways-and-spaces>]
- BICSI Telecommunications Distribution Methods Manual
This manual is "the definitive reference manual for telecommunications and information communications technology infrastructure design." (bicsi.org)
[<https://www.bicsi.org/education-certification/education-@-bicsi-learning-academy/technical-publications/telecommunications-distribution-methods-manual>]



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Data network endpoints

Network designer should:

- Assume 3 drops per office workstation (PC, Telephone, and printer); some offices may require more or less
- Endeavor to incorporate a 25% overage of data drops in areas of computer density (such as desks and labs) for instance: if 4 pcs are planned for a single location, one extra drop should be added for possible future use. The need may vary depending on location and use.

5.5 Cell system repeaters/signal boosters

If cell signals are weak from inside the library building, the consultant recommends that devices to repeat/boost commercial cell carrier signals be placed in the library. If pursued, specifications and pricing for this item may fall to Library, City IT, or project MEP.

5.6 IT Spaces

5.6.1 IT space – MDF and IDF

The consultant recommends an MDF (Main Distribution Facility) and, depending on building size, an IDF (Independent Distribution Facility) for the new library. Please see 5.4 above and appendix addressing structured cabling needs.

5.6.2 Main Distribution Facility

The consultant recommends that room sizing be based on (minimally) a single four-post rack to serve current and future needs. Four-post racks are approximately 2' wide X 4' deep (each) and require adequate space on front, back and sides for normal activities (including adding and removing network equipment).

The room shall have normal and standard design features, including secure access; a non-static environment; proper cable relief and management; temperature and humidity control; acceptable fire suppression technique or system; and other areas as defined by the Library, City of Porterville IT, SJVLS or other technology partner (such as project MEP). For other room specifications, please see Appendix: Sample Technology Specifications for Construction and see the documents referenced.

This space allocation request is dependent on the creation of adequate space for Library IT Staff (please see 5.6.3 below).



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

5.6.3 IT Staff Space

The new building offers the opportunity to design adequate spaces for desk tasks and work on equipment that go beyond the proposed 2021 library program. In addition to individual desks, possible items include:

- Workbenches: (1) benches (1 per IT staff)
- Dedicated library technology storage (10' X 20' suggested; needs easy in/out access and cart)
- KVM switching capabilities and multiple monitors

5.7 Data Networks

The new Porterville Public Library requires a deliberate and strategic approach to design and implement the data network, to serve the current needs of the community and accommodate future connectivity needs.

The network will support internal services, including public access to the Internet, staff access to internal and external resources, the needs of A/V, and others

The library network will be designed to handle several primary functions, including:

- General data access (Including Internet access) for staff and public
- 802.11x wireless inside the building and selected areas outside of the building
- Telephones (including analog lines as needed for alarm systems, fax machines and other possibilities)
- Audio/visual systems
- Video security systems
- HVAC controls
- Access controls
- Network management
- Vendor access (to the Internet)
- Secure transactions for endpoints requiring PCI Compliance
- ...and perhaps other uses.

The network will require network configuration that provides for the functions described above, and perhaps others as the project continue. VLANs, separate network systems, or other methods are sometimes required to meet the needs of the library.

Data network endpoints:

Network designer should:



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

- Assume 3 drops per office workstation (PC, Telephone, and printer); some offices may require more or less

Endeavor to incorporate a 25% overage of data drops in areas of computer density (such as desks and labs) for instance: if 4 pcs are planned for a single location, one extra drop should be added for possible future use. The need may vary depending on location and use.

5.8 802.11x (WiFi)

Data networks for the library should be designed to scale by design in both the core wired network and the 802.11x wireless network. Ease of scalability in the 802.11x network is especially important -- it is anticipated that trends of increased demand for public 802.11x wireless will continue. Carson Block Consulting recommends systems from companies such as Meraki, Ubiquity and many others that allow for instant, controller-less routes to scalability.

802.11x wireless design should assume coverage density in any areas of congregation including public seating, computer labs and other spaces.

802.11x wireless design should include a secure staff network that would support models of service requiring staff mobility. Design of the wireless network should consider availability of robust 802.11x "Wi-Fi" access in designated areas outside of the building.

Carson Block Consulting recommends that the library record use statistics, and in particular explore ways to use the wireless system to enable recording patron use of wireless. The resulting system should have the capability to measure and report appropriate and relevant network metrics including bandwidth use. Network equipment should have secure means for remote management. Staff and public networks should be separated from each other via VLANs or other means. It's essential that 802.11x equipment have the capability to measure and report patron usage of the network.

Please see the appendix section of this document for other relevant information concerning data networks.

5.9 Telephones

The library will most likely use the same phone system as the city; if so, City IT should lead the needs analysis and procurement of telephones for staff, including wired and wireless handsets.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

5.10 Security Cameras

The architect's MEP contractor or other project partner in any new building project may lead the selection and design of a security camera system. Suggested design specifications are below.

5.10.1 Exterior

A security camera system should be set up outside the building so that all areas outside the library proper can be viewed twenty-four hours a day. This would include parking lot, grounds, etc. This system should feed to all staff computers as well as be accessible to home viewing by designated secured staff. The library wants patrons and staff to feel secure at all times.

5.10.2 Interior

Internal security camera system should be installed throughout the building so that all areas can be viewed by staff. Feed should go to designated staff computer workstations, as well as be accessible to view by designated staff outside the building via computer or other device.

5.10.3 Consultant Recommendations

Carson Block Consulting recommends that the library create a library-specific policy for security cameras based on American Library Association principles and local laws & practices. An example of a policy (from the Poplar Creek Public Library District) is here:

<http://pclib.org/sitemedia/documents/policies/security-camera.pdf>.

5.11 Access Control

The library will likely use an Access Control System as administered by the Library or City IT. The core system may be designed by the city (or perhaps project MEP) and administered by the city or library, including responsibility for managing the system, including configuring fob/card access for staff. It is possible that a library staff member will bear some responsibility to assist in programming the access devices (using the vendor's layperson-friendly software), including authorizing specific access authority, adding, and terminating all access.

The library, City IT and architect will work together to define areas requiring card access.

5.12 Radio Frequency Identification (RFID)

The library uses RFID for circulation and security for physical materials. The library has been provided with design specifications to prepare for RFID implementation in any new building. Supplementary documents will include some sample documents from 3M regarding a smart return and security gates



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

utilizing RFID technology. Although 3M sold its RFID division to another vendor, the general specifications that they published remain useful in RFID design.

5.13 Gate Counters

The library should consider an automated “people counting” system that would collect data at the most common point (entry and exit) but also could be installed in other areas of the library that would merit measures of patron traffic, using automated collection and display methods that would provide a “dashboard” showing traffic in multiple areas of the library.

In many libraries, the sometimes-problematic break-beam systems of the past few decades (that count the number of times an object passes through a laser beam shot across an entry way) have been replaced with more accurate technologies.

New systems employ infrared sensors, video cameras or both, are mounted over the door on top of the frame and produce much more accurate counts than laser beams. Video feeds are kept anonymous because they are parsed by a computer algorithm to identify and count the number of bodies passing through the door frame using differences of light and color. In some cases the algorithm triangulates this data with an infrared scan to increase accuracy.

Data from break-beam systems often had to be read from a physical counter on the gate itself and entered by hand into a spread sheet. Newer devices are networked and can communicate their counts over a wireless or wired connection.

Break-beam systems often had expensive custom batteries. Staff only found out batteries needed to be replaced when they devices stopped counting. New devices connected to a wired network are powered by POE technology (Power Over Ethernet) and don’t require an external electricity drop. Wireless devices will require external power located near the device.

Vendors such as Axis, SenSource, Density, Traf-Sys and We Count People will quote the library devices with or without installation. They will also charge the library an annual fee for access to your data via an analytics platform that can generate reports by location and time span.

The library can create custom applications for harvesting and analyzing this data. These systems could not only be used as simple counting devices, but also could tell users how busy the library is in real-time. The sensors could also be placed in any particular room. Current people traffic information could be communicated to patrons via a website, mobile app, or even automated Facebook posts.



Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021

5.14 Building-wide Public-Address System

The library wishes to have a building-wide Public Address System. This would be used for closing announcements as well as any emergency broadcasts. This would be operable using the telephone system.

5.15 Digital Signage

The consultants recommend a simple, inexpensive digital signage system that is comprised of:

- Device such as an Apple TV or Google Chromecast running their native screen saver
- Large format commercial monitors, 1 for each device
- An account with the device's service that serves up digital slide files
- Digital slide files (png or jpg) that can be created by library staff in Adobe Photoshop, Illustrator or similar image editing software and pushed to the device using its screen saver software

More complex and powerful solutions for managing digital sign content do exist and can be discussed if the need arises in the future. This solution using a streaming-type device and its software is relatively simple to set up and maintain. This solution does require the library to keep a steady stream of visual production and upkeep to ensure the displays stay up to date, but this will result in dynamic content for the library's digital displays.

Here is a 5-minute video that describes how it works using Apple TV:

Utilizing Apple TVs as Basic Digital Signage [<https://vimeo.com/92770458>]

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



6 Patron Technology

This section addresses technology to support patrons in using the library's spaces and services.

6.1 Patron Computing Spaces – BYOD

For BYOD (*Bring Your Own Device*) patrons, having a variety of seating/workspace options is preferable:

- Task – traditional seating
- Task – “bar” (supporting both seating and standing option)
- Comfort Seating

All seating areas should offer ergonomic power access for patrons, including the option to plug directly into USB power.

The library will also extend WiFi service into the parking lot and other areas surrounding the library.

6.2 Computers

6.2.1 Public Computers

The library will have public computing resources that are robust, easy, and safe to use.

Availability of computers for public use is an essential library service. Library patrons use computers for education, enrichment, study, work and so many other uses. Computer access is essential for citizens to function in society. Increasingly, vital information for citizens is available solely in electronic formats. In some cases, the only avenue for citizens to interact with government or businesses (including filling out applications and tax forms, and even seeking employment) is via a computer connected to the Internet.

Design of patron computing spaces should avoid tight cubicles as much as possible and allow for patron “space.”

Collaborative computing spaces should be considered where appropriate to support the programming for the desired space.



Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021

- Children's computing areas should be designed to invite collaborative seating between children and caregivers – comfortable seating, monitors, keyboards, and mice mounted on sturdy arms, and other design elements promoting comfort and interactivity.
 - There should be one station separate from the others in the area for a parent or caregiver to on a library-provided computer while supervising child at play.
- Teen and adult collaborative areas can include one or more workstations and adequate space for other materials (including BYOD).



work
a
more

6.2.1.1 Adult Computer Stations

Adult and teen computer stations will likely be either traditional (separate computer and monitor) or all-in-one desktops. The library should seek a minimum of a 3-year support options for new computer purchases and coordinate new purchases with their typical refresh schedule.

6.2.1.2 Children's Computer Stations

Children's computer stations will likely be either traditional (separate computer and monitor) or all-in-one desktops. The library should seek a minimum of a 3-year support options for new computer purchases and coordinate new purchases with their typical refresh schedule.

6.2.1.3 Listening Stations

The library may consider one or more Listening Stations throughout the library to allow patrons to sample new music. The station could consist of a small-form computer, monitor, and small keyboard and mouse, and locked into a selected music streaming vendor to allow patrons to listen to music through the library's account. The workstation may also have the ability to play CDs and DVDs (if the library wishes to offer that service).

6.2.1.4 Catalog Computers (PACs)

To provide maximum flexibility for design and ergonomics, the library may consider using a small-footprint design using a monitor and a small-form computer for PACs. Units installed on/near end panels will require both data and power connectivity.

There will be two configurations for PACs – standing stations with a small footprint and at ADA-required heights, and seated stations.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

6.2.2 Americans with Disabilities Act (ADA) Considerations

The current federal accessible design standards can be found in the [2010 Standards for Accessible Design](#).

[\[https://www.ada.gov/regs2010/2010ADAStandards/2010ADAStandards.pdf\]](https://www.ada.gov/regs2010/2010ADAStandards/2010ADAStandards.pdf)

- At least 5% of the total workstations must be ADA compliant (a minimum of one station in the case of libraries with 20 or fewer workstations)
- Knee-space at tables and desks must be at least 27 inches high, 30 inches wide, and 19 inches deep. The tops of the tables must range from 28 inches to 34 inches in height.
- One popular solution is to provide adjustable-height work surfaces (desks that adjust between 32-, 29-, or 26.5-inches are common)
- Other common compliant workstation equipment includes:
 - Braille keyboards
 - Wireless keyboards, mice, and trackballs for maximum flexibility
 - Large-screen monitors
 - Software for text-reading, screen magnification, voice recognition software, Braille writers, and speech synthesizing
- In addition to ADA requirements, at least one computer will be equipped to serve the visually impaired.

Carson Block Consulting recommends that library staff be aware of any special needs not being met by the library computers and work with outside partners, if necessary, to provide reasonable accommodations based on need.

6.3 Session Management (Patron PCs)

In the former building, the library used Envisionware's PC Reservation for managing patron computer sessions. It is anticipated that the library will continue to use this product in the new building.

6.3.1 Session Management



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Session management software saves staff time and headaches, freeing them up to perform tasks that better utilize their expertise.

6.4 Self-Check Machines

Self-Service opportunities will be featured at the new library. The consultant suggests using self-check stations that enable patrons to not only check out their own materials, but also interact with their account, renew books, or even pay fees. These machines are increasingly popular with patrons and allow library staff to spend less time on mundane tasks and more time serving patrons get the most from all library services.

6.5 Printing and Scanning

6.5.1 Public Printing Services

Porterville Public Library used wireless printing services

6.5.2 Printers/Photocopiers

Printers for public use will provide both black-and-white and color printing. Printing and copying and will be compatible with the library's print management software system. Prints can be paid for by contacting staff members or paying by coin machine.

6.5.3 Fax

Faxing services are offered in the library using a printer with fax capabilities and is facilitated by in-person staff services.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

7 Staff Technology

This section addresses technology needed to support staff in providing excellent service to patrons.

7.1 Staff Computers

The library will have computing resources for staff that support their role as information providers for the community. Robust and flexible desktop computing is essential for library staff to do their jobs.

The library may wish to begin piloting the use of mobile staff technologies (including tablets or even wearable technologies) to support any new service model opportunities that arise as a result from design discussions.

If the library contemplates a “roaming” –type approach to customer service, the technology should be designed to support it in a flexible manner. Specific tech approaches would follow service recommendations from the design process, but it’s conceivable that large, barrier- like staff desks could be replaced by patron-friendlier approaches such as “jump stations.”

7.2 Circulation Computers

Computers used by staff for circulation functions will require barcode scanners and receipt printers. RFID was used in the previous library and are likely to be used in new materials and building considerations.

7.3 Public Service Desk Computers

The library should use monitor mounting hardware at public service desks that can swivel so that the screen can be shown to patrons during service interactions.

7.4 Office Computers

Office computers will be configured in the library’s traditional manner for each area as reflected in the devices by location spreadsheet.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

7.5 Printing and Scanning

7.5.1 Printers

Staff printing will be configured in the library's traditional manner by each staff area. Please see devices by location spreadsheet for more detail.

7.5.2 Photocopiers

A photocopier will be available for staff use in the form of a Multi-Function Printer, which will have scanning, fax, and printing capability.

7.6 Automated Materials Handling (AMH)

The library decided to not pursue Automated Materials Handling (AMH) unit in the new building. However, it is recommended that the new building be designed to accommodate an AMH, including staff workspace, electrical, and data considerations, and that the library revisit this decision as part of the design process.

7.6.1 Room Reservation

The consultant recommends an easy-to-use method of reserving study and event rooms in the new Porterville Library with online integration to help users sign up for their own room reservations.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



8 Audio/Visual Systems

8.1 General: Building-Wide PA System

The library has requested a building-wide PA system. The system should interface with the telephone system for ease of paging from telephone handsets.

8.2 General: Large Public Meeting Rooms

A large Public Meeting Room will provide patrons with a multi-purpose venue that could host lectures, readings, films, musical and theater performances. Large meeting rooms should contain adequate video and sound reinforcement, including multiple options for microphones, sound sources and video sources. WiFi access should be robust and scalable.

In the interest of making these experiences more accessible to people with hearing impairment, the Meeting Room should include a hearing loop. These systems create magnetic fields that interact with the telecoils (or T-coils) in people's hearing aids, the same type of technology that creates the signal in electric guitar pickup.

From hearingloss.org:

*A telecoil is a small copper **coil** that is an option on most **hearing aids** and is built into cochlear implant processors. They are also known as telecoils and were originally used to boost the magnetic signals from the telephone handset. The telecoil is activated by a **t-switch** on the **hearing aid** or cochlear implant.*

These systems are comprised of a loop amplifier that is connected to the PA system and an induction loop made of copper wire that, in its simplest form, is installed in a loop (rectangle) around the audience under the carpeting. The loop begins and ends at the loop amplifier.

8.2.1 General: Small Meeting Rooms

Small meeting rooms should be equipped with display devices and ergonomic access to power and display connections. As well, WiFi access should be robust.

8.2.2 Assistive Listening Systems

Assistive Listening Systems (to aid users of hearing aids) should be considered in large meeting rooms as well in areas of crucial interactions (such as some public desks).

One type of system, called a hearing loop, create magnetic fields that interact with the telecoils (or T-coils) in people's hearing aids, the same type of technology that creates the signal in electric guitar pickup.

Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021



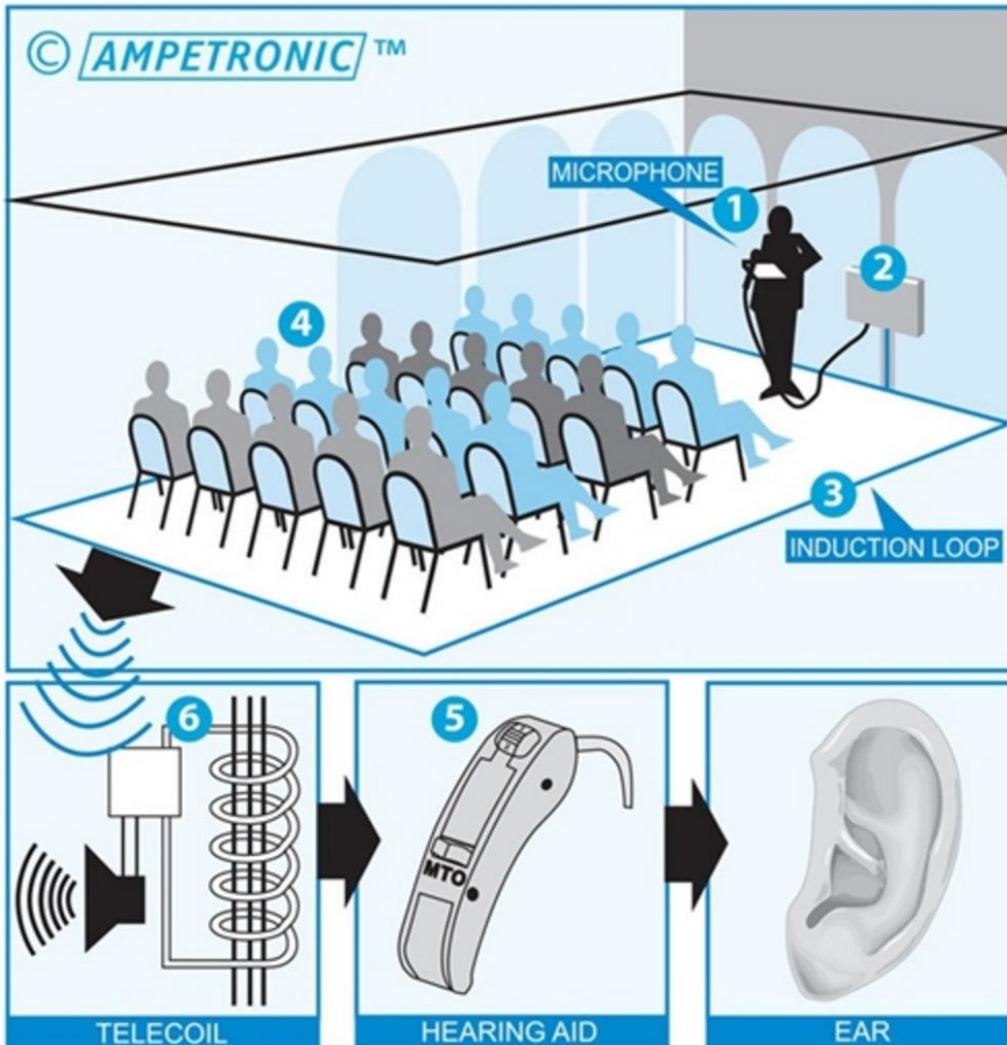
From hearingloss.org:

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These systems are comprised of a loop amplifier that is connected to the PA system and an induction loop made of copper wire that, in its simplest form, is installed in a loop (rectangle) around the audience under the carpeting. The loop begins and ends at the loop amplifier.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



Audio Inputs 1, either from an existing audio source such as a P.A. system or from dedicated microphone inputs feed an audio signal into an Induction Loop Amplifier 2. The amplifier drives a current into a Loop 3 or series of loops. As the current flows through the cable it creates a Magnetic Field 4 in the required area – careful loop and amplifier design ensures that the vertical component of the field is even and free of dropouts and dead zones wherever the user might be. Inside most Hearing Aids 5, a small coil known as a Telecoil 6 picks up the magnetic field signal, which is amplified into a high quality audio signal delivered directly to the ear of the hearing aid user.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



9 Innovation Opportunities

9.1 Connect to Ag Tech and Food Security

Porterville has the entire life cycle of food within the community, and it is something that can be celebrated on so many levels – including the technology around agriculture as it emerges and connecting to that.

Also the idea of food security and being able to eat right, having a place to come and learn about good food and good nutrition. There are so many rich opportunities for programming and learning around these topics while remaining relevant to the Porterville community.

9.2 Technology to connect inside and outside experiences

So many in the focus group discussed how they want to be connected to both the outdoors and the indoors – they want to have that free-flowing experience, and how the technology can support that. Top of that list of ways to support it is robust outdoor WiFi. There are other opportunities, especially as the library gets closer to a concrete building design process, to support the indoor/outdoor needs of the community.

9.3 Further leverage community embracement of social media for library services/web services

Porterville Library's social media is very strong, and the community members have embraced, cultivate, and grown it. This is a ripe area for Porterville to use that does not exist for a lot of library communities and can turn that social media to the advantage of the library for fund raising, visioning, planning, and attendance to library programs.

9.4 Balance of technology and technology-free zones

In today's world technology feels like it is everywhere. Many comments about technology in the library also included a way to escape technology and to have "technology free zones" where people can connect "IRL" or simply have a quiet reading space without the various beeps and clicks of technology.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

9.5 Celebrate and cultivate Porterville's Spanish-speaking culture though programming, art, services, and collections (physical and digital)

The importance of inclusion came through loud and clear throughout the community engagement process. During the Spanish focus group, there were community members who stayed to thank the consultants for even asking them questions. In other English-based focus groups the celebration of Spanish-speaking cultures featured very strongly. Using technology, for instance the digital signage, to integrate Spanish language into the library is a great opportunity.

9.6 Technology and programming (possibly via ESL classes) to serve all local cultures, including Spanish Speakers, Native Americans, Asian (Hmong, Korean, Filipino, and others) Arabic, Syrian and others.

In the same vein as the Spanish-speaking culture inclusion, the inclusion of all local cultures was a topic of conversation. And since the ebb and flow of both immigrant and emigrant populations, the specifics will change with time. Thinking about how to serve these different populations is very important. Technology can be very helpful, especially with translations and helping staff when needing to bridge a communication gap.

9.7 For staff: back-channel communications capabilities to stay connected during times of need

If there is a future emergency or something staff need to be made aware of, finding ways to keep staff aware and up to date during times of need is something that the consultant team is very aware of.

Porterville Public Library Preliminary Library Technology Program For Construction

August 2021



10 Appendix A: Sample Technology Specifications for Construction

Sample IT Specifications for Building

The text in this appendix is included to show an example of IT specifications the library may wish to consider in any construction project.

These specifications are included here only as a sample approach. A revised and single specification should be written for any actual construction documents.

In the case of a conflict between these sample specs and specs from an authority (such as a City or County IT Department and/or architect), the specifications from the authority shall be observed.

IT Room:

Description:

The IT room for the library shall be the central location for all data and telecom wiring in the facility. The room(s) will house all of the equipment necessary to serve the internal network needs of the library and provide the central data and telecom connection to the outside world.

Larger installations may require several spaces, including a Main Distribution Frame (MDF), Independent Distribution Frame (IDF) or others (such as rack space for network components).

Building Service Entrance

The IT room(s) may also serve as the **Building Service Entrance**. This is the room in which voice, data and video distribution media systems enter the building. These include internal sources such as data and video cabling, as well as external sources such as cable, POTS (Plain Old Telephone Service) or other forms of connectivity to the external world.

The room is dedicated solely for network infrastructure and associated equipment, serving as both a Building Service Entrance Room and a Telecommunications Closet. It provides facilities for large splice containers, cable termination mounting, and possibly electrical protectors. This space is in addition to any space required for network switching equipment or active system components.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Design and location of the room should also take into consideration the route and placement of data connections from providers of connectivity such as coax cable, the telephone company, or others. Ideally, the room should be within 50' of an exterior wall.

The minimum floor space requirements for a broad range of projects are typically 10 feet x 10 feet. In many cases, a larger room is required. Additional space may need to be provided if this room is expected to double as a Building Service Entrance and a Telecommunications Closet. The door to the Building Service Entrance room needs to open outwards.

IT Room

The IT Room is used to house telecommunications equipment intended to service users throughout the building. This type of equipment commonly includes phone systems, network equipment, video distribution systems, racks, patch panels and cabinets. The Telecommunications Closet is the space that also supports the cable, fiber, and the equipment necessary for transmission between the building's backbone system and the network jacks spread throughout the building.

In some cases, the IT room also serve as the building service entrance.

The optimum effective cooling air temperature of this space is 80 degrees F with a relative humidity range of 10% to 85% non-condensing when only housing network equipment. It is important to note that some of the telecommunications equipment (e.g. servers), which may be placed in this space can only function in an environment that is between 68 degrees F and 72 degrees effective cooling air temperature with a relative humidity range of 10% to 40%, non-condensing. Anything outside of these ranges will cause damage to those units.

The air handling system must be designed to provide positive air flow and cooling 24/7 including times when the building air system is shut down or turned down during non-business hours. This may require separate air and/or cooling systems.

The size of this room can vary depending on the communication requirements of the building but are typically 10' x 10'.

The Telecommunications Closet should be located near the center of the building, but no farther than the BICSI/TIA standard of 295 feet (horizontal cable pathway distance) from the furthest station outlet. The average distance should be in the 100-to-150-foot range.

The room should be equipped with ceiling space that does not contain water pipes, air conditioning ducts, drainage pipes or other utilities crossing through. The exception to the water pipes are those pipes installed in conjunction with a fire suppression system. If an AC Unit is required inside of the IT



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Room and is mounted in the ceiling, a drain pan with leak detection must be located underneath the unit.

The possibility of flooding can be limited by configuring the surrounding floor area to drain accidental leaks before the telecommunications closet becomes saturated.

The IT room should be located away from potential sources of interference, such as electrical power supply transformers, motors, generators, elevator equipment or other such devices that has the potential for creating electromagnetic fields.

Equipment rooms must be dedicated rooms and are not to be shared with other functions such as a janitorial closet, electrical closet, or storage room. Fire and other alarm equipment should be located in a separate room if possible. Placement of any non-telecommunications or network equipment in room should be avoided.

One wall, to the extent necessary, must be covered with 3/4" A-C fire-rated/treated plywood, with the A side facing out. It shall be painted and mounted vertically starting 2" above the finished floor and secured to the walls. Multiple plywood panels must be mounted in contact with one another leaving no gaps between the sheets. The technology consultant will designate the location of these panels.

The lighting design shall provide sufficient overhead lights installed to provide a minimum of 540 lux (50-foot candles) illumination measured 3' above the finished floor. These lights must be separately switched within the room and must be mounted a minimum of 8.5' above the finished floor. Mounting of lights needs to accommodate 8' tall cabinets.

The door to the room must be a minimum of 36" wide by 6'8" high and must use a key lock that is keyed to a Primus Grand Master or applicable organizational standard. Electronic locks are to be used when the facility is wired and equipped to support electronic door locks. The door should open outward.

An electrical ground for telecommunications as defined by building codes must be provided on a 6" bar mounted 6" above the finished floor. This Telecommunications ground bus bar (TGBB) shall be provided in the main IT room. All TR's shall be tied into this Main TGBB. All equipment in the IT room (racks and overhead cable tray) shall be grounded to this bar. The TGBB should be connected to building steel (main building ground electrode), a separate concrete-encased electrode, or a buried ring ground with 00 copper wire using a short feed to the actual ground. It should be noted that NEC stipulates that communications cable shields be grounded as close as possible to the entrance into the building (NEC Article 800-4).



Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021

At minimum, one dedicated 20 Amp, 110-volt AC quad electrical outlet shall be installed in the IT Room to serve the needs of each telecommunications rack. This dedicated circuit will feed power that is located on the Telecommunications rack. Circuits providing power to the rack will need to be suspended from the ceiling above the racks or installed into the rack or cabinet as designated by the technology consultant. Additional circuits may be desirable.

All conduits entering the building from outside shall be plugged with reusable stoppers to eliminate the entrance of water or gases into the entrance room. All conduits leaving the entrance room for other portions of the building will be fire-stopped after the installation of cable.

The IT room shall be equipped with a constant positive air flow sufficient to provide a minimum of two air changes per hour. If a room serves as both the building Service Entrance and a Telecommunications Closet, it may need to be equipped with a separately controlled HVAC.

The IT Room will need to have anti-static vinyl compositional tile. The tile should be light in color. A sealed concrete floor is also acceptable. At no time is carpeting to be installed.

Acceptable floors include:

- 1.) Anti-static VCT
- 2.) Sealed concrete floor

Do not install a suspended acoustical tile or other false ceiling.

The permanent walls of the room need to extend to the rafters of the hard ceiling in order to prohibit access to the room by climbing over walls from an adjoining room.

Conduits

All telecommunications conduits entering the building will terminate outside the building in one or more telecommunications vaults. The number, placement, and type of telecommunications vaults will be determined by the appropriate local authority and will depend upon which utilities are involved, the total number of conduits entering the building, the landscaping or hardscaping around the building, and other factors specific to the site. Ideally, the vault will be located in a grass or landscaped area. By example, a typical fiber optics vault would be 30"x48"x18" deep constructed of polymer concrete and mounted flush with the ground. The bottom area of the vault would be bare ground covered with pea gravel or a similar covering. All conduits would enter from under the bottom of the vault and extend approximately 4"-6" above the gravel ground cover. All conduits will contain mule tape and will be capped to prevent debris or animals from entering the conduits. The vault cover will be made of polymer concrete, traffic If additional conduits are required to enter the building, they shall conform will the Authority Having Jurisdiction (AHJ). Depending on the location, the routing into the building will be either underground or overhead.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

The vault cover will be rated to 20,000 pounds, non-skid surface, with corner bolts or some other type of locking mechanism. Other vault types or configurations may be substituted at the discretion of the project engineer. The area around any vault will be filled and tamped to prevent erosion, sinking, or washout, and will then be landscaped to blend in with the surrounding area. If the vault is located in a vehicle traffic area, a 6"-12" space surrounding the vault will be filled with concrete to a depth of 18" to further stabilize the vault. If the vault is located in a pedestrian area, care must be taken to avoid any trip hazards (raised edges). Specific utilities such as telephone or cable TV may have their own vault requirements.

The entrance conduits must be designed to allow the placement of various types of cables including large copper cables, fiber optic cable (within inner duct), and coaxial cables. Typical incoming service conduit requirements: A minimum of (1) one 5" conduit shall be provided for each service provider. Each conduit shall have (3) 1" or 1.25" innerducts with pull-strings.

Conduits can have no more than two 90-degree bends with a minimum bend radius of 2 feet. Fiber optic cabling may require a larger radius, typically ten times the outside diameter of the fiber cable.

The entrance conduits should enter the service entrance spaces either directly from outside, perpendicular to the outer wall at a level above 8' or through the floor parallel with the outer wall keeping the conduit bend radius greater than 48". Variances from the 8' requirement will need to be approved by the proper local authority.

The entrance conduits must be protected from potential water damage and from vehicles running into them. Below grade building entrances with sufficient conduits are much preferred as that avoids the poly-to-steel conduit transition at the side of the building, a box on the building and conduit exposed to view and possible vandalism.

Building Backbone Raceway (Riser and Tie)

The risers are pathways which connect all telecommunications rooms and pace throughout an individual building. They may consist of conduit, cable trays, or sleeves to allow for cabling to enter and exit the telecommunications rooms.

The term "backbone raceway" replaces both the term "riser" and "tie" conduit to reflect the need for both horizontal and vertical pathways in a building distribution system. In general, this is the path used for placement of telecommunications media between the Service Building Entrance room, the Telecommunications Closets, and the station outlets.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

These pathways must typically support copper, fiber optic, and coaxial cables serving equipment and should be cross connected to station outlets located on each floor of the building. At no time are “j-hooks” or bridle rings to be used.

All backbone conduits and sleeves must be 4” in diameter or as agreed to by the proper local authority. Conduits must be designed with no more than two 90-degree bends. If more than two 90-degree bends are required, a pull-box shall be required. The sizing of the pull-box shall be per BICSI/TIA and the Authority Having Jurisdiction (AHJ).

The minimum number of vertical backbone (riser) conduits is 5. However, that number can change as the building customer requirements become known. Again, this should be based upon actual needs.

Pathways shall be designed and installed to meet applicable building and electrical codes or regulations including the applicable TIA/EIA Telecommunications standards.

Grounding and bonding of pathways shall comply with applicable codes and regulations.

Pathways shall not have exposed sharp edges that may come into contact with telecommunications cables.

The number of cables placed in a pathway shall not exceed manufacturer specifications nor will the geometric shape of a cable be affected.

Pathways shall not be located in elevator shafts.

Sleeves are to be used in backbone vertical pathways. Sleeves should extend a minimum of 2” above the floor space. The sleeves are also to be 4” below the true ceiling deck in rooms where conduit is running from a room on the floor above. All sleeves are placed to provide short and straight pathways between floors.

Conduits used to interconnect the Building Service Entrance and/or Telecommunications Closets should be placed above the ceiling with no more than a total of two 90-degree bends. If more than two 90-degree bends are required, a pull-box shall be required. The sizing of the pull box shall be per BICSI/TIA and the Authority Having Jurisdiction (AHJ). Do not angle these conduits down into the termination space. Fix the conduit 4” to 6” inside the room at a right angle to the wall. All metal conduits must be fitted with a collar or end bushing to eliminate damage to the cables during pulling.

Pull boxes shall be placed in conduit runs which exceed 100’ or in situations which require more than two 90-degree bends. Such pull boxes must be located so as to provide free and easy access in straight



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

sections of conduit only and must be installed to allow cable to pass through from one conduit to another.

If a room-mounted antenna is required, two 2" conduits must be dedicated from a sealed junction box on the roof of the building in a direct line to a specified Telecommunications Closet for use as an antenna access point, as required. In addition, a separate earth ground must be provided at the roof junction box point and the antenna conduit must be grounded separately from the isolated ground in the equipment room. A 1" conduit terminating in a weatherproof duplex box must be provided from the roof to the closest electrical panel for electrical power, as required.

All riser sleeves must be fire stopped and sealed following code and manufacturer's instructions, as required.

Horizontal Cabling

The horizontal pathways between the Telecommunication Closet and the data jacks throughout the building receive the heaviest usage and the most complaints of any component of a telecommunications distribution system. It is an area with a significant number of alternatives and one which frequently fall victim to budget cuts. When working on this issue, the building designer should identify methods for placing and supporting both the initial station cable and future cable additions.

The designer should assume the library will install plenum rated station cables because of the minimal cost difference over non-plenum rated cable, improved electrical characteristics and the increase flexibility of not installing fixed "home run" conduits to each station outlet.

Every Telecommunications Closet must provide a minimum of twice the amount of horizontal pathway access as is required to support the initial installation, as required.

Any outlet separated from the main horizontal support system, such as a tray, by a fire or smoke partition, must be provided a rated pathway. If any cabling passes through a fire-rated wall, the penetration must be first stopped with at least the fire-rating of that wall or per the Authority Having Jurisdiction (AHJ).

Telecommunication System Design

This section provides an overview of the minimum telecommunications infrastructure requirements in the specific area of new construction. It is intended to be used during program planning.

Office spaces range from the standard one-person space to multi-room office suites and all need to be suitably equipped to access various telecommunication resources. All offices must be designed to support multiple voice and data outlets situated to allow changes in furniture layouts, depending on the use of the facility.



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Data lines will likely be used for voice connectivity, and this will alter the combination of outlets in office spaces. The consultant and architects will work with the customer and Facilities project manager to determine the number of station outlets required during the design of the facility.

All offices must be equipped with a minimum of 2 duplex communication outlets, preferably on opposite walls and near electrical outlets. Larger offices and open suite areas should have multiple communication outlets with an average of 2 per 75 square feet of floor space, or more when needed for density of public service computing. There should be no less than one at every other electrical outlet. There may also be staff and office locations that will need to be provided with an additional video or coaxial outlet. Smaller offices or rooms may need fewer outlets. The technology consultant will work with the architects to determine locations and the number of station outlets.

The furniture plan should consider its location in reference to station outlet locations. Furniture should not be placed in such a way as to prevent access to data wall jacks and other data connections and nearby electrical outlets.

Station Outlets

Telecommunications station outlets (areas of data connectivity throughout the building) should be installed similar to electrical outlets with an outlet box mounted in the wall and vertical conduit going up the wall ending above the false ceiling space. In areas with a hard ceiling, the conduit should be extended to an appropriate pull box or false ceiling location. The telecommunications cabling will then be installed through the conduit to the station outlet. An access panel for future additional outlets should be a primary consideration.

Wall outlets should be installed at the same height as electrical outlets. Exceptions could include lab areas that may require outlets above work surfaces. Wall phone units may also need to be installed according to ADA regulations.

Installation of vertical drops and exterior cable raceways visibly placed on interior walls should be avoided if at all possible.

Locations where the station outlets are to be installed in office furniture or cubicles need to be identified. The technology consultant and/or architects and/or a local installer should ensure that proper outlets, furniture interfaces, and cable length are provided for proper termination in the furniture.

Sometimes it is not possible to reach station outlet locations via the wall or ceiling and may need to be installed via the floor. This is especially common in cubicle areas. In these cases, appropriate size and



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August 2021

quantity of conduit will need to be installed in the floor and in the case of the ground floor, installed before the slab is poured.

Conference and Meeting Rooms

Conference rooms should be equipped with a minimum of 1 duplex data outlet per wall, with two video outlets on opposite walls, as appropriate per project requirements.

The consultant and architects will work with the customer to determine the optimal number of station outlets and where they will be located. These locations may include the wall, floor or terminated in furniture such as conference room tables.

General

- Category 6 or 6a Cable and interconnections shall be used at the library.
- The wiring vendor shall quote all anticipated costs of installation, including the wiring and network equipment rack, termination points on both ends of the cables, wall plates, jacks, and other associated equipment.
- For best performance, copper wires should be kept away from power runs. Running network cable parallel with power cable should be avoided. When lines have to intersect, a 90-degree cross angle is preferred. Also avoid proximity to electric motors, florescent lights, and other sources of electromagnetic interference.
- The wiring contractor should also quote the cost of providing an “as-built” drawing depicting wiring cable paths and routes in addition to termination points.

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August 2021



11 Appendix B: Suggested Technology

11.1 Porterville Public Library Program (V.3)

The technology listed in this section is designed to support the 2021 Needs Assessment document from Penny Hummel and Carson Block. This should just be considered a “starter list” to begin actual design. It’s expected that this list will be further refined as part of the design process.

Code	General Area	Specific Area	Suggested Technology
Public Areas			
1.02	Public Areas	Lobby	Digital Signage
1.04	Public Areas	Café	Data connection to support credit card readers
1.06	Public Areas	Restrooms	
1.08	Public Areas	Service Desk	- Staff computers equipped with RFID pads, barcode scanners, receipt printers - Cash register and/or credit card machine - Staff Phones
1.10	Public Areas	Express Checkout	Self-check machines with ample desk space
1.12	Public Areas	Business Center	- Multi-Function printer (MFP) with multiple printing/scanning options - Coin machine/card reader to accept payment for printing services - Fax machine - Public computers with business software - Staff Phones
1.16	Public Areas	Public Access Computers	- Public computers with word processing, internet access, and other general use programs - MFP with multiple printing/scanning options
1.18	Public Areas	New Materials	Catalog computers for accessing the ILS



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Code	General Area	Specific Area	Suggested Technology
1.20	Public Areas	Media	Catalog computers for accessing the ILS
Adult Services			
2.02	Adult Services	Adult Fiction	Catalog computers for accessing the ILS
2.04	Adult Services	Adult Nonfiction	- Catalog computers for accessing the ILS - Staff computers with access to ILS and online database resources for reference services - Staff Phones
2.06	Adult Services	Large Print	Catalog computers for accessing the ILS
2.08	Adult Services	Quiet Reading Area	Catalog computers for accessing the ILS
2.10	Adult Services	Adult Learning Center	- Public computers with learning-oriented software - Public computers that are accessible to those with disabilities - Public computers in private areas for online testing - MFP with multiple printing/scanning options - Staff Phones
Youth Services			
3.02	Youth Services	Family Space	Collaborative computing space
3.04	Youth Services	Family Restroom	
3.06	Youth Services	Children's Library	- Catalog computers for accessing the ILS - Networked MFP with multiple printing/scanning options - Staff Phones
3.08	Youth Services	Teenspace	- Catalog computers for accessing the ILS - Public computers with word processing, internet access, and other general use programs - MFP with multiple printing/scanning options - Staff Phones



Porterville Public Library Preliminary Library Technology Program For Construction

August 2021

Code	General Area	Specific Area	Suggested Technology
Meeting Areas			
4.02	Meeting Areas	Small Study Room A (2 seat)	• Collaborative screen capable of connecting to multiple devices
4.04	Meeting Areas	Small Study Room B (2 seat)	• Collaborative screen capable of connecting to multiple devices
4.06	Meeting Areas	Small Study Room C (2 seat)	• Collaborative screen capable of connecting to multiple devices
4.08	Meeting Areas	Small Study Room D (2 seat)	• Collaborative screen capable of connecting to multiple devices
4.10	Meeting Areas	Small Study Room E (4 seat)	• Collaborative screen capable of connecting to multiple devices
4.12	Meeting Areas	Small Study Room F (4 seat)	• Collaborative screen capable of connecting to multiple devices
4.14	Meeting Areas	10 - 12 Person Meeting Room	• Collaborative screen capable of connecting to multiple devices
4.16	Meeting Areas	Dividable 150 Person Meeting Room	• Large Display screen with multiple inputs to support library and public programming
4.18	Meeting Areas	Meeting Room Storage	
4.20	Meeting Areas	Creation Space	• Variety of technology, could include items like a 3D printer, CNC machine, sewing machines, small tools, etc. • Staff Phones
4.22	Meeting Areas	Media Lab	• Audio and video recording equipment • Lights, microphones, green screens, and other equipment to support recording • Computers with software to support the editing and creation of audio and video media • Staff Phones
4.24	Meeting Areas	Learning Kitchen	• Overhead camera set up • Display screen to show the overhead camera feed for larger programs

Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021



Code	General Area	Specific Area	Suggested Technology
Staff Areas			
5.02	Staff Areas	Library Director's Office	• Staff computer with access to necessary software • Printer • Staff Phones
5.04	Staff Areas	Library Supervisor 2 Office	• Staff computer with access to necessary software • Staff Phones
5.06	Staff Areas	Library Supervisor 1 Office	• Staff computer with access to necessary software • Printer • Staff Phones
5.10	Staff Areas	Staff Workstations	• Staff computers with access to necessary software – some with RFID as needed • Staff Phones • Networked MFP with multiple printing/scanning options
5.14	Staff Areas	Technical Services	• Staff computers with access to necessary software • RFID equipped for processing new and incoming materials • Networked MFP with multiple printing/scanning options • Staff Phones
5.16	Staff Areas	Youth Services	• Staff computers with access to necessary software • Networked MFP with multiple printing/scanning options • Staff Phones
5.20	Staff Areas	Circulation	• Staff computers with access to necessary software • RFID equipped for checking in and processing materials • Networked MFP with multiple printing/scanning options • Staff Phones
5.22	Staff Areas	Staff Lounge	• Phone with an outside line • Possible computer for staff use while on break
5.24	Staff Areas	Wellness Room	
5.26	Staff Areas	Staff Restrooms	

Porterville Public Library

Preliminary Library Technology Program

For Construction

August 2021



Code	General Area	Specific Area	Suggested Technology
Support Areas			
6.02	Support Areas	Storage and Supply Room	
6.04	Support Areas	Janitorial Closet	
6.06	Support Areas	Telecommunications Room	• Racks and organizational equipment to keep the telecommunications room neat • Staff computer with network access and appropriate software and security
Outside Areas			
7.02	Outside Areas	Outside seating	
7.04	Outside Areas	Outside programming area	• Boosters/extenders for outdoor WiFi access • Portable PA system for outdoors programming • Portable screen for outdoors programming
7.06	Outside Areas	Garden	
7.08	Outside Areas	Vendor Area	

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Preliminary Library Technology Program
For Construction**

August 2021



12 Appendix C: Technology Recommendations: Visuals

The consultant presented preliminary technology recommendations in July of 2021. The slides below were used and may be helpful to the library in planning the technology for the new library.

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More Technology Recommendations

(These items are common to the community survey, community focus group results, and staff survey & focus groups)

The Essentials: Scalable Infrastructure

- Internet Connection
- Data Cabling
- Power
- WiFi

(not like this example :0)

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Photo credit: <https://www.flickr.com/photos/ishane/1082814771/sizes/m/in/photostream/>

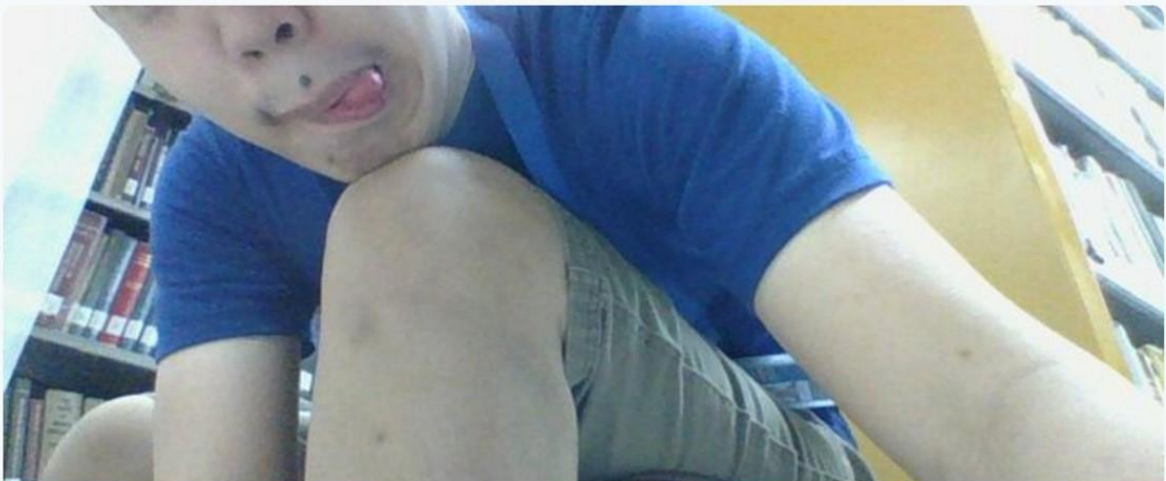


Outlets in Libraries Retweeted

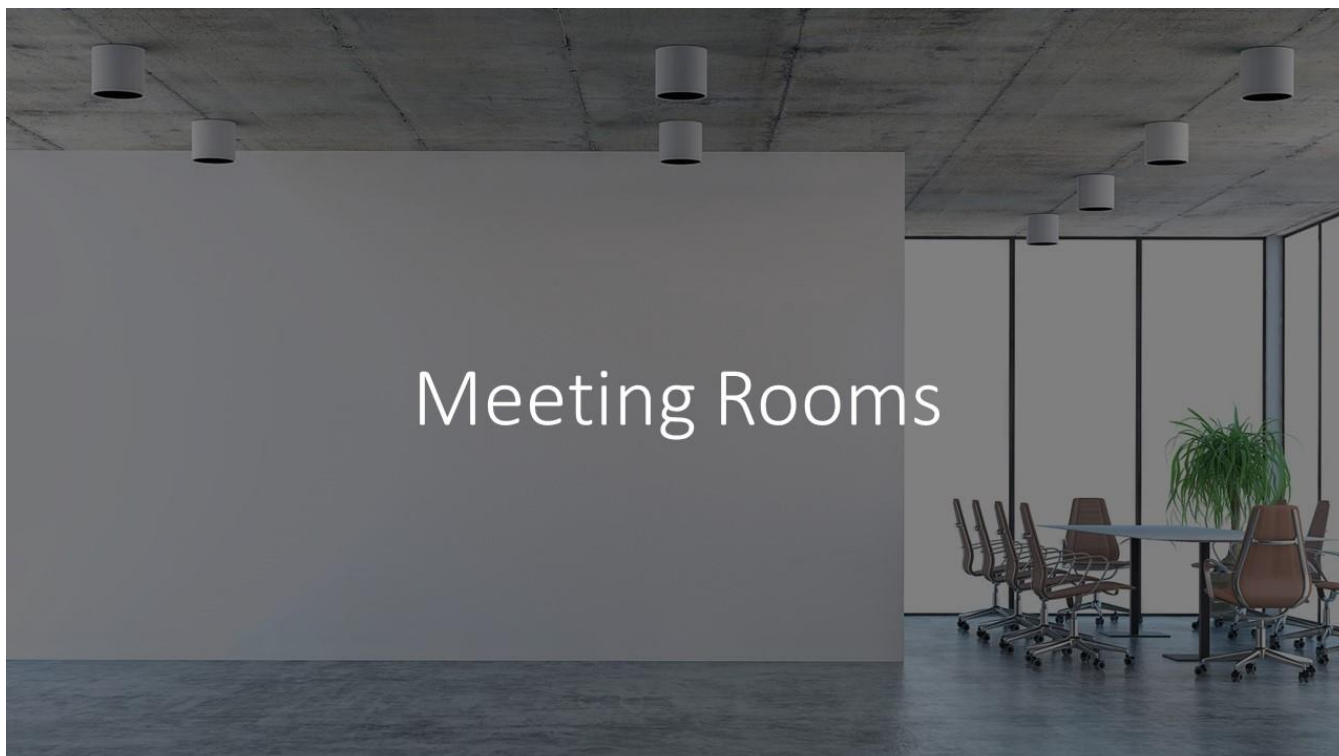


Rance. @wellxster · Feb 9

OMG! THIS IS GENIUS. A comfortable seat near a post with an outlet! THANK YOU @Rizal_Library



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For Construction
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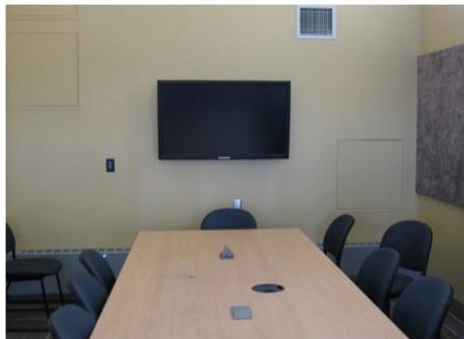
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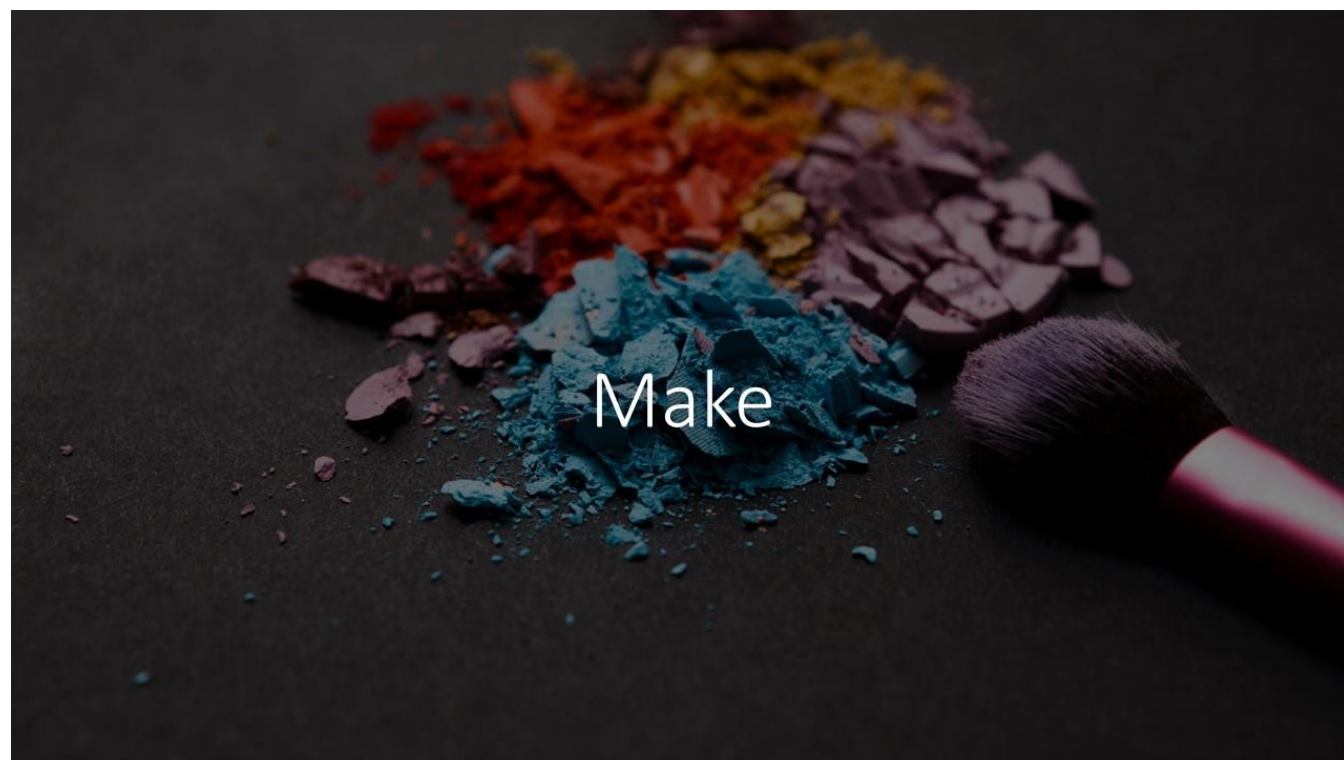
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The Library as a place
of creation and not
just a place of
consumption

(aka: makerspaces)*

**makerspaces are
low-tech too*



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All “Makerspaces” usually include:

- A strong program
 - Intent, scope & scale
 - Resources & Staffing Needs
- Flexible, sturdy and easy-to-move furnishing
- Flexible, reconfigurable spaces
- Storage (cabinets)
- Fixed work areas (countertops)
- Infrastructure appropriate to the space:
 - Power
 - Data
 - Venting/HVAC
 - Cleanable/easy clean surfaces (walls and floors)

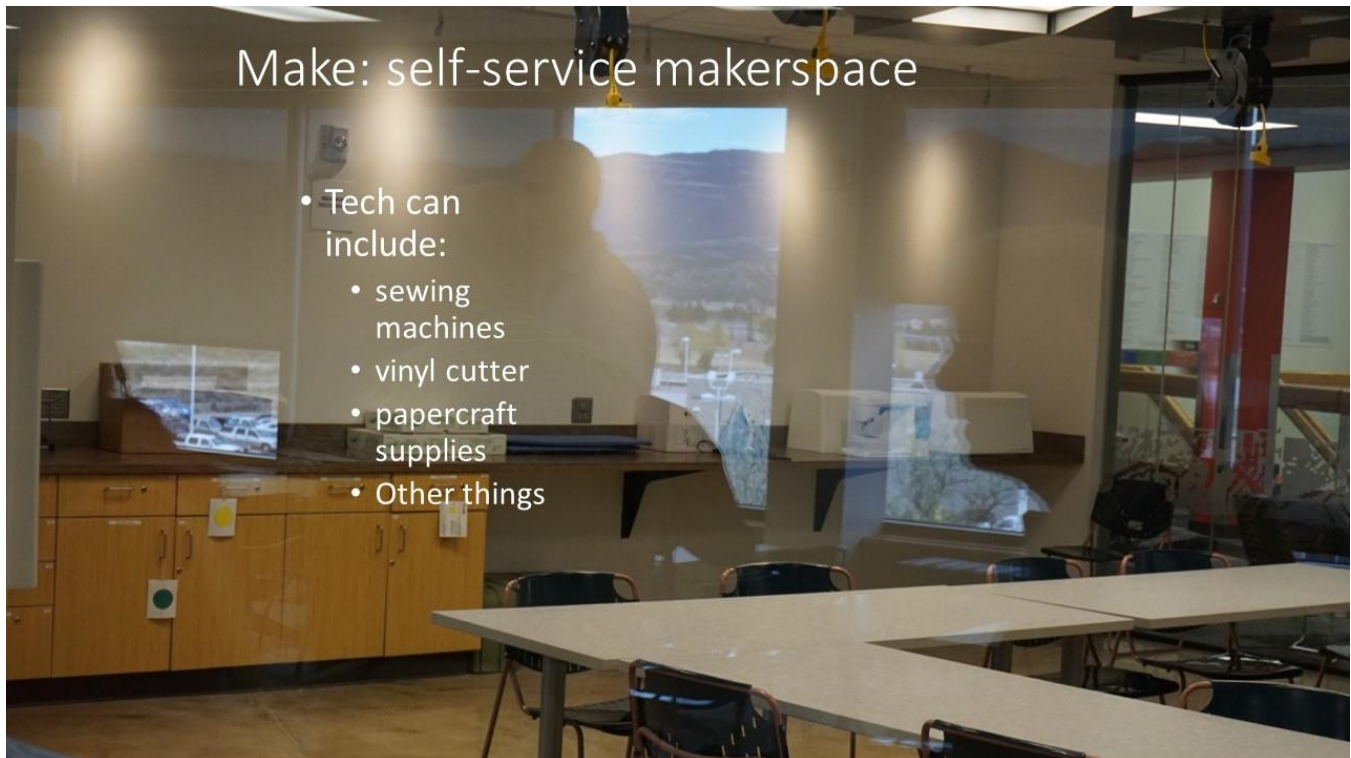


Library 21- Pikes Peak Library District <https://ppld.org/library-21c>



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August 2021

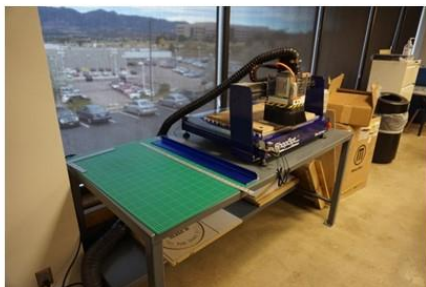


Make: self-service makerspace

- Tech can include:
 - sewing machines
 - vinyl cutter
 - papercraft supplies
 - Other things

Make: staffed makerspace/workshop

- hand tools
- power tools
- 3D printing and scanning
- Laser engraving
- CNC milling
- ...and all the other future things



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August 2021



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Explore the Makerplace



Fabrication



Flex Space 1



Kitchen



Flex Space 2



Sewing and Quilting



Creative Arts

Audio – Visual Creation

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Make: Media Creation at Miami-Dade



Audio/Visual Creation at
Tacoma PL

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The Studio at Indian Creek
Library (Olathe, KS)

Space for
People & Tech

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Computers (collaborative spaces)



Computers (individual spaces)

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Children's Technology – Supporting Learning



Tech not the center of attention but present and on the periphery.

Teens – Technology and Study



A place to work and connect outside of school and sports.



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RFID and Self-Service

Radio
Frequency
Identification
(RFID) –
Previously in
Use At
Porterville

LibBest Library RFID Management System



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Consider
form and
function



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Mobile
Devices



Tech-Driven Services



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Economic Development

Provide spaces and programming for:

- Job skills-specific computer training
- Assistance in finding and applying for jobs
- Support for Small and home-based businesses



The education continuum
– schools and libraries

- Smartboard & other tech that matches school district.
- Partnering with K-12, Porterville College and College of Sequoias

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New & Self-Directed Education

Special Populations

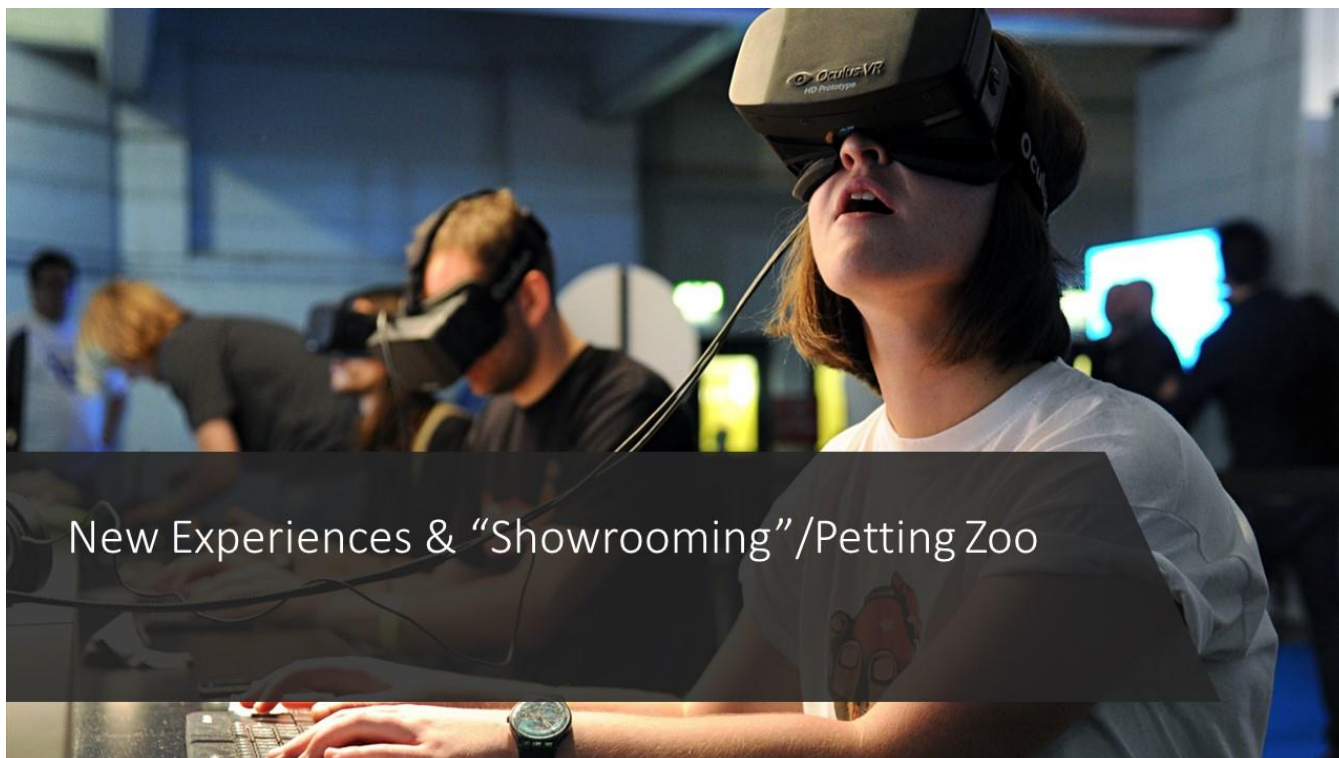
- Assistive Technology
- Reflective of Porterville's cultures.
- Others?

Library Services for Immigrants
A Report on Current Practices



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New Experiences & “Showrooming”/Petting Zoo

New Service Models: Roving

Designed to improve customer service by removing physical barriers between library staff and patrons.



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August 2021



Innovation Opportunities

- Connect to Ag Tech and Food Security
- Technology to connect inside and outside experiences
- Further leverage community embracement of social media for library services/web services
- Balance of technology and technology-free zones
- Celebrate and cultivate Porterville's Spanish-speaking culture through programming, art, services, and collections (physical and digital)
- Technology and programming (possibly via ESL classes) to serve all local cultures, including Spanish Speakers, Native Americans, Asian (Hmong, Korean, Filipino and others) Arabic, Syrian and others.
- For staff: back-channel communications capabilities to stay connected during times of need



13 Appendix D: Survey Data Findings: Visuals

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August 2021



Other open-ended survey questions: Question 6

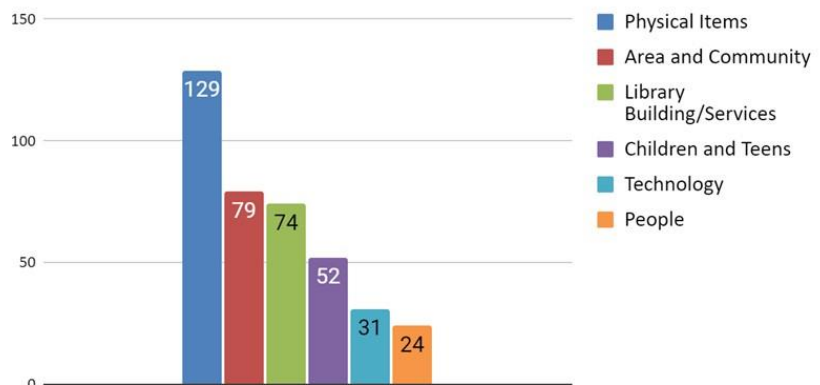
QUESTION 6 "What else would you like to tell us about the library's collection that we haven't asked?"

Number of Responses: 529

Keyword Trends (somewhat interesting)

1. "Physical Items"
 - Books
 - Collection
 - Anime
 - Art
2. "Area and Community"
 - Community
 - History
 - Spanish
 - History of Porterville
3. "Library Building/Services"
 - Library
 - Place
 - Activities
 - Fire
4. "Children and Teens"
 - Children
 - Kids
 - School
 - Parents
5. "Technology"
 - Computer
 - Access
 - Console
 - Games
6. "People"
 - People
 - English
 - Language

6. What else would you like to tell us about the library's collection that we haven't asked?



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Consulting



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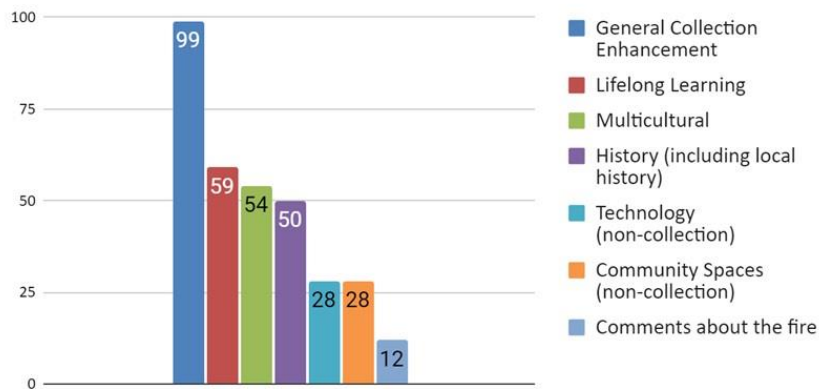


QUESTION 6 "What else would you like to tell us about the library's collection that we haven't asked?"

Number of Responses: 529

Top Topics (more revealing)

Q6. What else would you like to tell us about the library's collection that we haven't asked?



Top Topics (list)

1. "General Collection Enhancement"
2. "Lifelong Learning"
3. "Multicultural"
4. "History (including local history)"
5. "Technology (non-collection)"
6. "Community Spaces (non-collections)"
7. "Comments about the fire"



PENNY HUMMEL
Consulting



QUESTION 6 "What else would you like to tell us about the library's collection that we haven't asked?"

Example Comments: **General Collection Enhancement**

I think there should be multiple copies of more popular books so multiple people can check those books out.

A good amount of people I know would like to read superhero comics from Marvel or DC

Reference books should be high priority

Would like some Christian books

Access to music sheets and scripts for plays/musicals. More books of the arts

Complete sets would be nice to be able to read a series in order.

I would like to have some books from the fantasy genre and newer ones as well.

Would you be able to get more music CDs from more different artists and genres?

Craft books would be nice!

To have different themed areas, make the reading environment like home.



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Consulting



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August 2021



QUESTION 6 "What else would you like to tell us about the library's collection that we haven't asked?"

Example Comments: **Lifelong Learning**

Please include a greater variety of books for all age groups as well as books in languages other than English

Would love to see a finance and budgeting type books to help the community become better with their finances to help us all prosper.

Maybe consider getting textbooks to help kids with school and their subjects

My family had loved the Porterville Library for almost 20 years. Our favorite books were always all the different art's and crafts books. We love making and trying new things.

Would be nice to have encyclopedia's and books on specific trades or hobbies

Helping people navigate technology and becoming citizens

Language learning and travel

I would like to see more career help books for steps after college and true crime books for an outlook on criminal psychology



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QUESTION 6 "What else would you like to tell us about the library's collection that we haven't asked?"

Example Comments: **Multicultural; History**

Books in braille.

We need K - 8th grade Spanish books for dual immersion students

We lost a lot of historical documentation. I would like to see us try to replace what we can.

A good culturally relevant selection of materials that suits our diverse community.

Hope that the genealogy collection can be rebuilt

It is important to have an area about Chicano, Asian, Black, Native history books and not a few books. This community is multicultural and not just white immigrants.

Library should have a good array of essay and history books among those of non-fiction.

I would like to read Japanese Manga, such as Naruto.

Make an area for guest speakers and displays that can be used for teaching Porterville .

I would like books on art and history



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August 2021



QUESTION 6

“What else would you like to tell us about the library’s collection that we haven’t asked?”

Example Comments: **Technology (non-collection);**
Community Spaces (non-collection);
Comments about the fire

I want to be able to rent games from consoles such as the Nintendo Switch and PlayStation 4 similar to the Tulare library.

New popular video game show host tournaments and computer setups

Streaming WiFi and providing computer usage with printing scanning and faxing services

Make a place to use computers to study, game, or other stuff.

A memorial for the firemen lost in the fire.

The children's play area with stuffed toys and puppets was where I was able to interact with my children.

It would be beneficial to have an area (outside) to have a sitting area and a small cafe house. An area with Trees, plants, grass area, sitting benches.

Comfortable lounging chairs to read in - to pass the time.

it should have quiet rooms

Add a personalized lounge area in the names of our fallen firefighters.

What was taken from the community goes to the very core of every child born and raised in this town for the duration of its existence.



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Other open-ended survey questions: Question 22

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August 2021



QUESTION 22

"Anything else you'd like to tell us about the library that we haven't asked?"

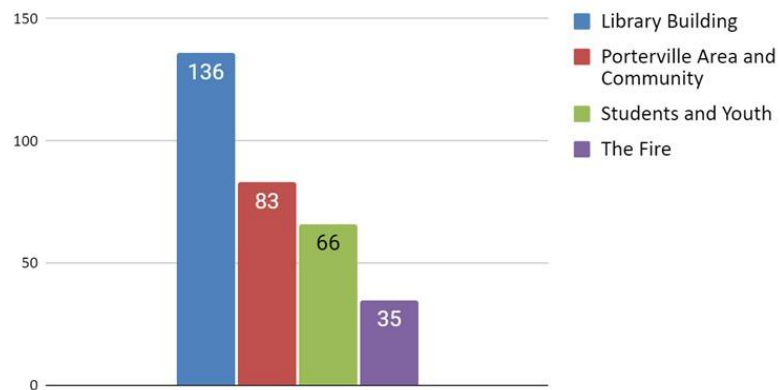
Number of Responses: 492

Keyword Trends
(somewhat interesting)

1. "Library Building"
 - Library
 - New library
 - Staff
 - Books
2. "Porterville Area and Community"
 - Community
 - People
 - Place
 - Town
3. "Students and Youth"
 - Children
 - Kids
 - Story Time
 - School
4. "The Fire"
 - Firefighters
 - Fire
 - Fallen hero
 - Statue



22. Anything else you'd like to tell us about the library that we haven't asked?



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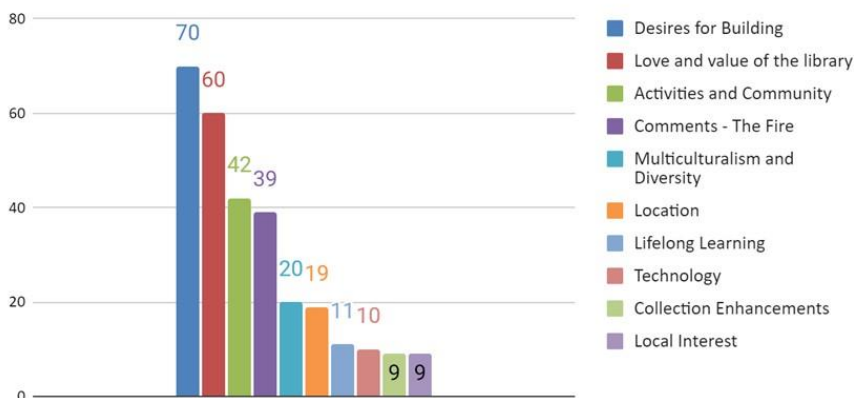
QUESTION 22

"Anything else you'd like to tell us about the library that we haven't asked?"

Number of Responses: 492

Top Topics (more revealing)

22. Anything else you'd like to tell us about the library that we haven't asked?



Top Topics (list)

1. "Desires for Building"
2. "Love and value of the library"
3. "Activities and Community"
4. "Comments - The Fire"
5. "Multiculturalism and Diversity"
6. "Location"
7. "Lifelong Learning"
8. "Technology"
9. "Collection Enhancements"
10. "Local Interest"



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August 2021



QUESTION 22

"Anything else you'd like to tell us about the library that we haven't asked?"

Example Comments: **Desires for Building**

Offer a child care center to care for the children while their parents look for library material?

Outside playground would be amazing!

A coffee shop outside would be loved.

Please go big. The new library needs to be a source of community pride and serve our community for 30-50 years.

I'd like the library to demonstrate energy efficiency and a green roof.

Include a quiet area **ONLY** for people that have intellectual disabilities. A place for workers from Day Programs like Social Vocational Services and Care homes to take clients to the library without having to worry about them being too loud.

Make sure quiet areas are enforced please.

Have some art to look at.

Maybe keeping the children's area separate from the study rooms or quiet reading areas.

A book drop-off and pick-up area on the west side would be helpful.



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QUESTION 22

"Anything else you'd like to tell us about the library that we haven't asked?"

Example Comments: **Love and value of the library**

I hope to see a dynamic and competitive library fit for a growing community.

I LOVE THE LIBRARY

I miss the library terribly and cannot wait to walk through it's doors again. A town without a library is simply not complete.

The community's support of the library following the fire only shows just how much the library means to Porterville residents.

I really miss the library

I enjoyed the entertainments aspect of the library, i.e. Night of a Thousand Stars performances and Readers Theater.

Nothing, just that I miss the library! So excited to have a new library coming soon!!

When will it open?

We loved everything about our old library but look forward to a new chapter in getting our new one up and running.



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August 2021



QUESTION 22

“Anything else you’d like to tell us about the library that we haven’t asked?”

Example Comments: **Activities and Community;**
Comments – the Fire

Available hours after 4/5pm that includes interactive activities with the kids.

Include the READ sign that survived the fire in the new design.

Movie nights maybe and partnership with the tile river reservation, mainly the future generations, to help the youth for the future.

The tragic story of our library went across the country, I think people would want to see a high tech, amazingly wonderful library rise from the ashes and would put their money behind it.

Make it fun and a place that kids and teens will want to go learn and be comfortable

I would love to attend art classes like they have at Exeter Library.

I really appreciate the response of the staff on the day we had to evacuate because of the fire. Please make sure there is an up to date alarm and fire suppressing system in place.

It is important to have an area about Chicano, Asian, Black, Native history books and not a few books. This community is multicultural and not just white immigrants.

I would like to see a dedicated spot in the library for our fallen fire fighters.

Bring back fitness classes to students during the summers! Just as it was done a few years back.

Nothing. I was heartbroken when it burned down.



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QUESTION 22

“Anything else you’d like to tell us about the library that we haven’t asked?”

Example Comments: **Multiculturalism and Diversity;**
Location

I would like to see more bilingual resources.

I would also like to suggest that you consider other languages that people speak here such as; Tagalog, Russian, Urdu, Arabic, and Lao.

I hope the city purchases a larger lot to build on and uses the old library site for other purposes. Our town has grown and we need a larger state of the art library to meet current and future needs.

Judgement free environment that can make everyone feel welcome

I live in Woodville, difficult for our kids to get transportation to and from Library, is there room for a mobile library?

The library should focus on the needs of people who can’t afford to buy books, WiFi, devices.

I want the library to stay in town.

The library needs to be inclusive. It needs to be accessible, safe, and the people who work there able to communicate with our community members. Having this be a place where everyone feels valued is key.

Having the library accessible to people of all socioeconomic backgrounds will be very vital if these resources mentioned [in the survey] will be of use.



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August 2021



QUESTION 22

“Anything else you’d like to tell us about the library that we haven’t asked?”

Example Comments: **Lifelong Learning**; **Technology**

I would like to see special interest classes for adults, senior citizens, community in general. In finances, real estate, medi-care, medical, refinance, banking, etc....???

I'd like the library to continue providing internet access through computers/iPads for the community.

Would be great to offer career support services like resume and cover letter workshops, best tips for job interviews, and career coaching.

Build it! We need a state of the art Library

Make sure the library offers English classes, tutoring, and adult classes for reading. Author visits would also be a great idea!

I want them to have modern pc because I want to play for esports next year in school.

Book clubs for Grandparents and grandchildren

Evening computer classes would be good in the summer months, not in cold weather.



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QUESTION 22

“Anything else you’d like to tell us about the library that we haven’t asked?”

Example Comments: **Collection Enhancements**;
Local Interest

I think if there are E-Books, there should also be a physical copy of that book for people who prefer physical books.

I hope we can reconstruct all the historical data, pictures, etc. about Porterville. There is so much very cool history about Porterville, and that loss was the most upsetting to me when our beloved library was destroyed by fire. 🙄

I would love to have a library in the community where I can take my kids to show them how important reading is and it can be cool because other kids do it as well.

It would be great to see something Celebrating agriculture and education being the bridge to the American dream, as well as celebrating all cultures. Our community is very diverse and strong everyone deserves to see a piece of their heritage.

We need to better our community and bring in new resources that interest our children that way we set a learning foundation for the real world.

I loved the different glass display cases that held different and interesting collections like the display that had different stones. They were very informative.

I'd suggest to provide poetry books as well.

We would love to see the library incorporated into community events. Food vendors at the library would attract many people getting off work and just wanting a nice-safe place to relax at before heading home.



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August 2021



Top Overall Themes Informing the Technology Recommendations



- Tremendous community support for a new library
- Tight-knit staff with close connections to patrons and staff with each other
- WiFi/Internet access, power for recharging and learning opportunities are key technology needs
- Desires for greater technology access and learning with an emphasis on Digital Inclusion
- Library will need additional technology resources in the future to support plans – basic tech leadership & support (staff) and assistance with management and maintenance

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Key Technology Findings – Technology Environment



- The library previously used Radio Frequency Identification (RFID); will continue and expand in new library
- SJVLS connection is a primary asset
 - Integrated Library System
 - Robust connectivity = 1 Gigabit connection
 - Excellent Support
- Leverage E-Rate for all applicable expenses (assistance with E-Rate filing is another benefit of SJVLS membership)
- California State Library ARPA Grants (pending timeline)
- Partnership with City of Porterville IT for some essential device support

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August 2021



Key Technology Findings – Staff

- Excellent Leadership (Vikki, Tony) and Vision for Community Service
- Support from City Administration (Donnie)
- Resilient, positive, “can-do” staff
- Aspirations for Patrons:
 - “...count on the library as a valuable resource for their technology needs” and “be comfortable with their own technology, the technology they encounter in everyday life, and the tech provided by the library
- Aspirations for Staff:
 - “...be knowledgeable and comfortable enough with technology to learn, grow, and adapt to new and emerging technology... and getting comfortable/ knowledgeable enough with it to be able to help themselves and patrons.”

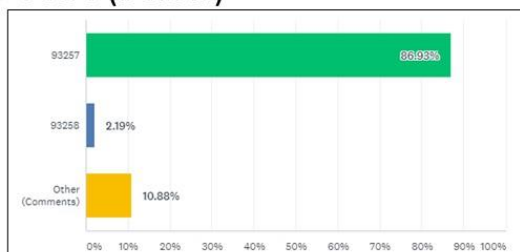
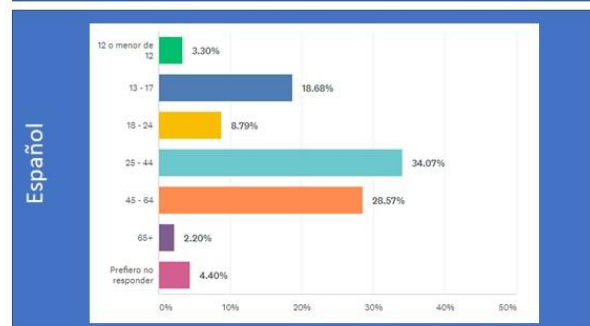
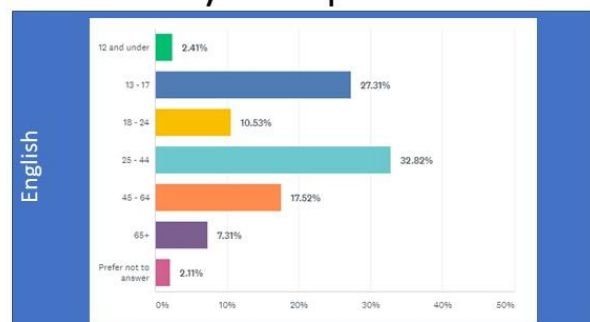


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Key Technology Findings – Survey Respondents

- Strong Response: 1628 respondents = 3% of the population
- 100% Completion rate and 7 min typical time spent (9 min for the Spanish version)
- Age of respondents (right)
- Zip Code (below)



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August 2021



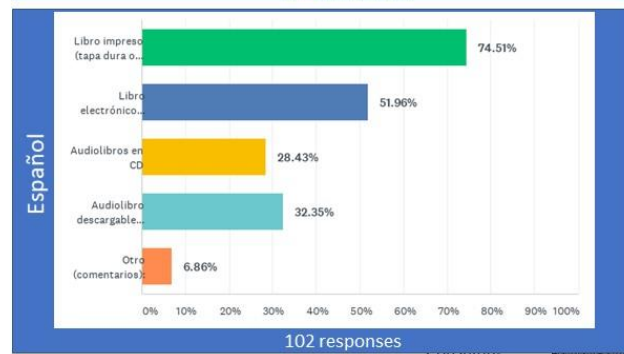
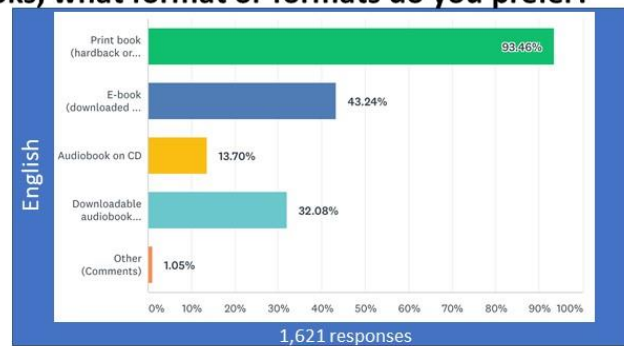
QUESTION 2 “Thinking about books, what format or formats do you prefer?”

Technology Finding:

Print remains the most important, but eBooks and downloadable audiobooks are strongly desired.

Technology Recommendation:

The Porterville Public Library can expect a “mixed mode” future for library materials (both physical and digital) with lots of space devoted to physical books.



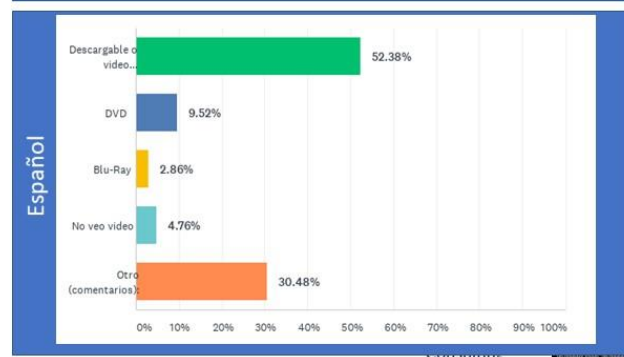
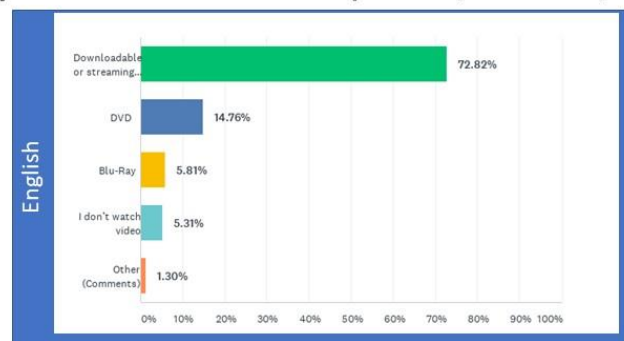
QUESTION 4 “What is your favorite way to watch video content (movies, TV series, documentaries, etc.)?”

Technology Finding:

Downloadable video is favored over hard media (e.g. DVD and Blue Ray discs)

Technology Recommendation:

Library should assess space needed for physical video collection and explore new library-friendly streaming options.



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August 2021



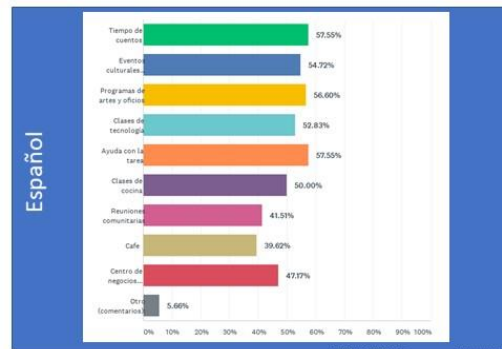
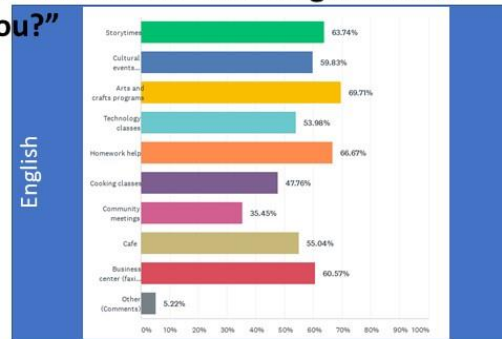
QUESTION 9 “Thinking about the new library, which of the following activities or amenities are of interest to you?”

Technology Finding:

More than half of the respondents desired technology learning opportunities and access to “business center” technology

Technology Recommendation:

Business Center-type technology can include scanning, copying and printing, as well as education and mentoring.



QUESTION 10 “The new library will include meeting rooms of varying sizes. How important are each of the following options to you?”

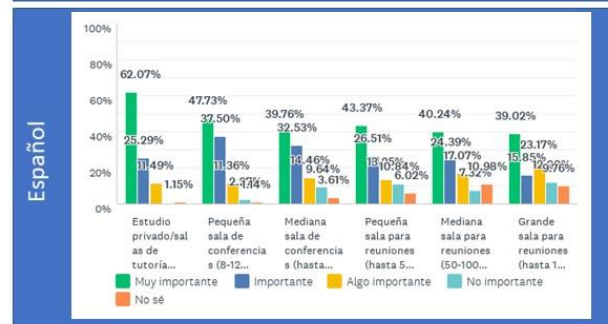
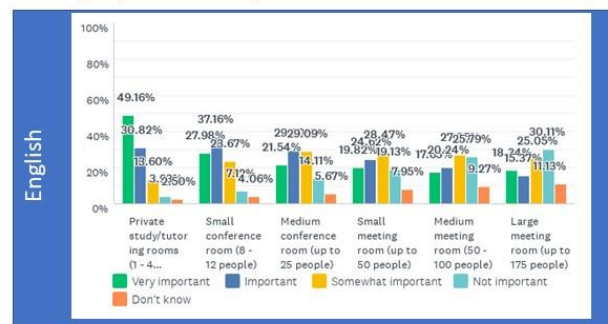
Technology Finding:

Meeting spaces are desired by a large portion of respondents.

There are some differences in room size desires between English and Spanish Speakers.

Technology Recommendation:

Most meeting spaces require some form of technology support (WiFi, display devices, audio support, and other Audio/Visual equipment).



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August 2021



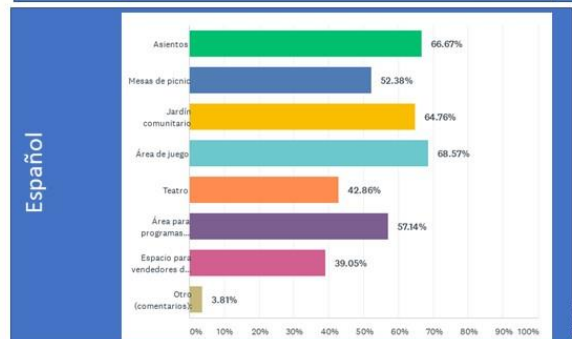
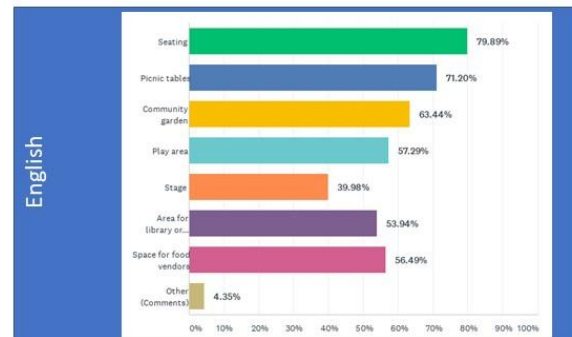
QUESTION 11 “Thinking about the outdoor space at the new library, what amenities would be of interest to you?”

Technology Finding:

Highly-ranked amenities include seating and eating areas, spaces for community programming, accommodations for food vendors and others.

Technology Recommendation:

All outdoor spaces would benefit from technology support including strong WiFi, power access, and perhaps A/V support.



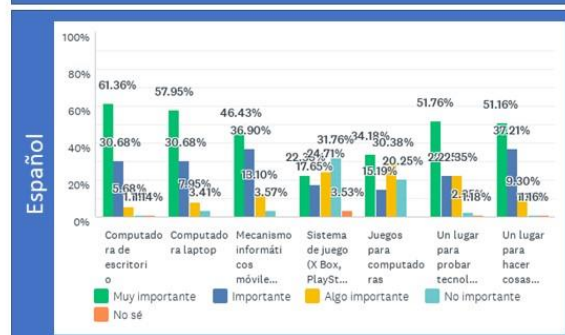
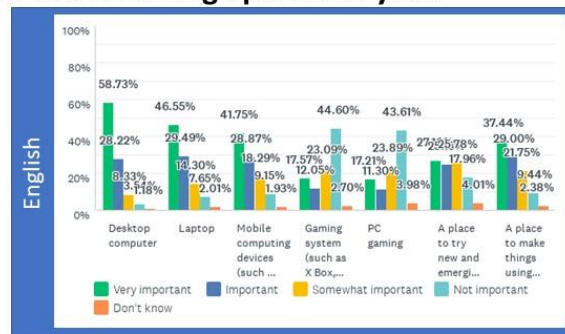
QUESTION 12 “How important are each of the following options to you?”

Technology Finding:

Access to technology devices (all types) is important. Desktop computers, laptop computers and mobile devices ranked high. Strong interest in the library as a place to try new technologies and a place to make things aka Makerspaces.

Technology Recommendation:

Access to devices of all types should be supported in the new library.



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August 2021



QUESTION 13

“Thinking about a potential makerspace at the library, what would be of interest to you?”

Technology Finding:

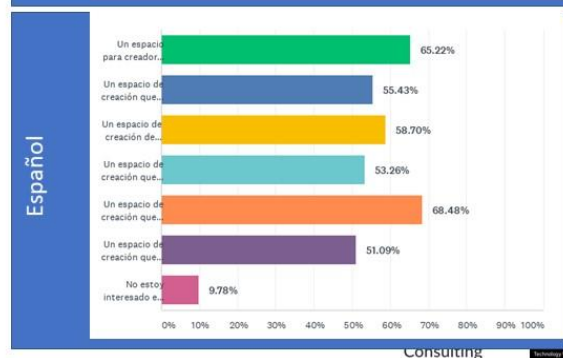
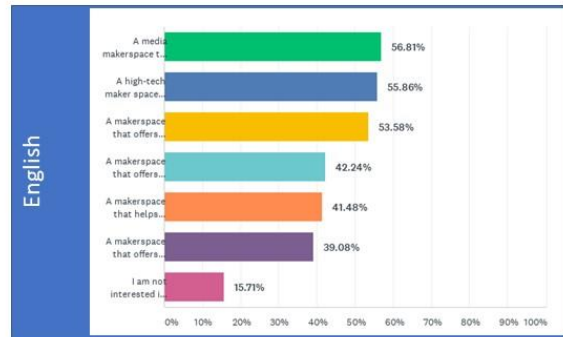
Makerspaces; strong desire for multiple modes of make

Technology Recommendation:

- High tech makerspace
- Media lab
- Papercrafts

Guiding Principles:

Flexible Space; Supporting Community’s Diverse interest



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QUESTION 14

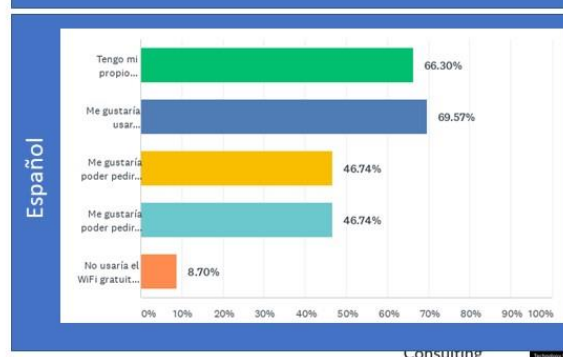
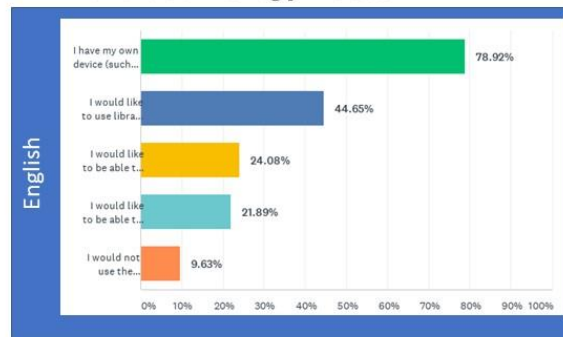
“Please tell us about your WiFi and technology needs.”

Technology Finding:

BYOD (Bring Your Own Device) and in-library technology important. Circulating devices outside of the library (home use) was not ranked as important by English speakers, but more important by Spanish Speakers.

Technology Recommendation:

Focus on BYOD and in-house library tech; but re-examine needs for circulating mobile devices, especially for Spanish speakers, based on survey results and comments



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August 2021



QUESTION 15 "What sort of help would you like the library to provide?"

Technology Finding:

Top learning opportunities:
basics; security/safety; using the
library's online resources

Technology Recommendation:

- Training Spaces
- Curriculum
- Support from Library Staff



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Open-Ended Technology Question

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QUESTION 16

“What else would you like to share about your technology needs?”

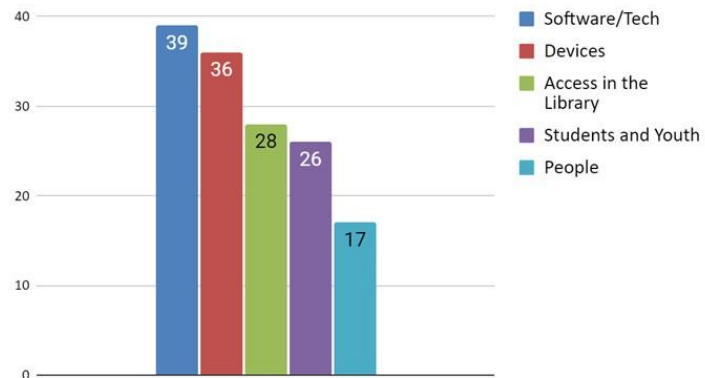
Number of Responses: 324

Keyword Trends

(somewhat interesting)

1. “Software/Tech”
 - Technology
 - Technology need
 - Social media
 - Program
2. “Devices”
 - Computer
 - Device
 - Laptop
 - Printer
3. “Access in the Library”
 - Library
 - WiFi
 - Access
 - Fast WiFi
4. “Students and Youth”
 - Students
 - Kids
 - Teen
 - Homework
5. “People”
 - People
 - Help
 - Community

16. What else would you like to share about your technology needs?



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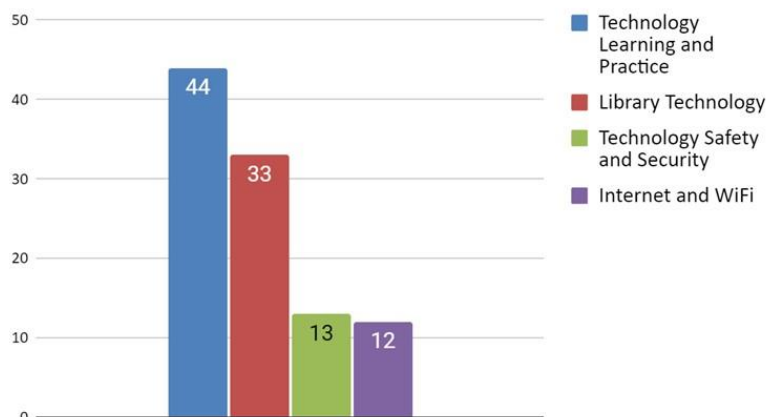
QUESTION 16

“What else would you like to share about your technology needs?”

Number of Responses: 324

Top Topics (more revealing)

16. What else would you like to share about your technology needs?



Top Topics (list)

1. “Technology Learning and Practice”
2. “Library Technology”
3. “Technology Safety and Security”
4. “Internet and WiFi”

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August 2021



QUESTION 16

“What else would you like to share about your technology needs?”

Example Comments: **Technology Learning and Practice**

How to use our technology for school

I would like to learn how to set up a computer and learn how to set up from control panels to desk top screen.

Programs beyond basic computer skills such as intermediate or advanced.

Space to create audio & video.

Lessons and or help for elders to navigate technology.

Might be nice to have training and use of basic and advance photoshop and photo editing programs.



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QUESTION 16

“What else would you like to share about your technology needs?”

Example Comments: **Library Technology**

I would like to be able to use library desktop computers or my own laptop or iPad or phone to print from my email to a library printer. I would also like to be able to use library copiers.

Having computers to take home to use it for homework.

My concern is the people who don't have access. We need the library to be a resource that can lift people out of poverty and join The American Dream

The library should be future focused with robotics and programming options.

Make an area so we can charge our phones, tablets, laptops, and other stuff.



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August 2021



QUESTION 16

“What else would you like to share about your technology needs?”

Example Comments: **Technology Safety and Security;**
Internet and WiFi

Learn how to make my technology child safe.

I think we should also learn about any safety hazards we can use on any devices

Child/teen awareness of dangers Parental supervision and guidance to help them speak to their children of bad habits and addiction to electronics or social media

I would like for there to be online safety courses for parents/teens especially for Spanish speaking community.

It is important for students to be able to bring their school device and use the library's Wi-Fi.

We need a lot of ethernet cables so each technology will have fast internet.

I need free and fast WiFi.

Learn how to set up or fix wifi or anything like that



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BUILDING OUR FUTURE

2021

A NEW PORTERVILLE LIBRARY

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A STRONG FOUNDATION

Porterville residents have a rich history of using their public library. The community's first public library was built in 1908 with support from philanthropist Andrew Carnegie. That small building served the community for many decades but was replaced in 1953 with a more modern facility that was later expanded in 1975.

By the turn of the 20th century, the well-loved and well-used Porterville library had many deficiencies. A 2009 study noted: "The facility is now too small to meet the community's library service needs and lacks the infrastructure to support growing service demands," adding that limited seating, a congested layout, and excessive noise all created challenges. Before the old library could be replaced, though, it was lost in a fire in early 2020.

"When the new library opens, we'll feel whole again. We'll feel complete again. Right now, you can tell something is missing."

IDENTIFYING PORTERVILLE'S NEEDS

As a first step towards building a new library, the City of Porterville hired consultants Penny Hummel and Carson Block in 2021 to conduct a library needs assessment. The consultants' work included analyzing library operations and community demographics, gathering community input, and applying best practices to establish a detailed vision of the new Porterville library.

The consultants worked with the Library Facility Planning Committee (comprised of community representatives appointed by the City Council) and city and library staff to develop the plan.

"I miss the library terribly and cannot wait to walk through its doors again. A town without a library is simply not complete."

LISTENING

The community engagement process for envisioning a new library included numerous information-gathering activities.



Community Survey

Available in both English and Spanish, the survey attracted over 1,600 responses and hundreds of comments.



Focus Groups

Ten focus groups gathered input from a variety of community perspectives, including teachers, college students and faculty, seniors, Spanish speakers and the business community.



SOAR Exercise

The Library Facility Planning Committee participated in a SOAR (Strengths, Opportunities, Aspirations, Results) exercise as well as in ongoing discussions throughout the assessment process.

KEY FINDINGS



The following fourteen key findings support the vision for the new library facility, including how the library will address critical community needs through the powerful use of spaces, materials, activities and more.

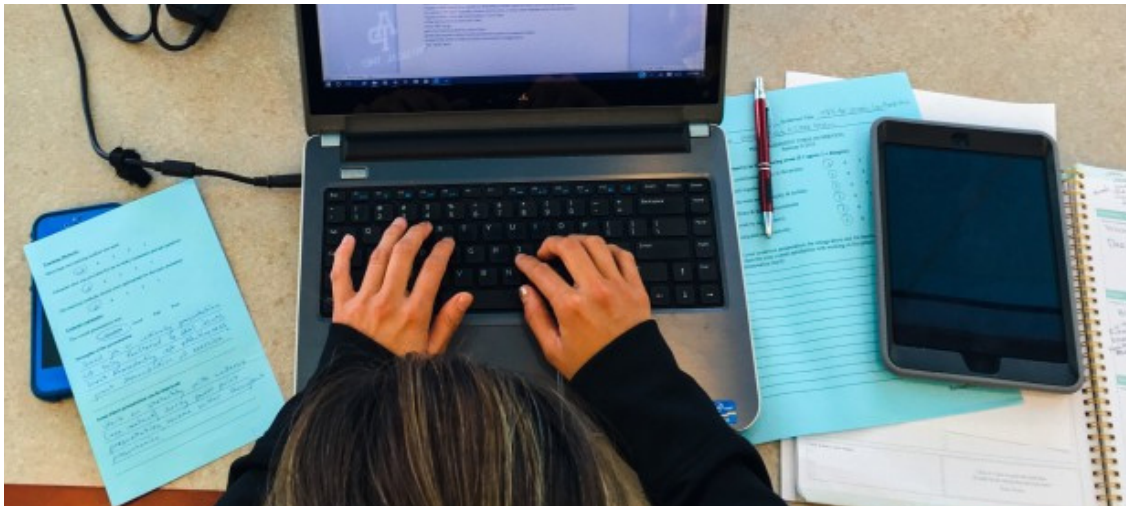
- **Porterville residents have a deep sense of community pride, and the city's unique history, culture and geography are valued and celebrated.** The community's strength lies in its ethnic and linguistic diversity.
- **Supporting youth development and student success is a core community value.** The library plays a critical role in youth development. With the exception of sports, Porterville currently offers young people relatively few recreational opportunities.
- **There is tremendous community support for a new library.** The old library is dearly missed, and community members are eager to again have access to all the services and amenities that a library provides.
- **Community members would like the new library to include a memorial to the brave firefighters who lost their lives defending the old library.** The sacrifice made by Captain Ramon Figueroa and Firefighter Patrick Lee Jones will not be forgotten.

KEY FINDINGS

- **Porterville residents want their new library to be inclusive and inspiring.** It should be designed to reflect local culture and should be welcoming to all of the people who make up the Porterville community.
- **Community members want their new library to be convenient and easy to use.** Although most residents reported few barriers to using the library, the minority who expressed concerns cited lack of time, parking, transportation and range of offerings as barriers.



- **Porterville residents love print books! But they also enjoy reading e-books.** The most popular types of books are bestsellers and books for children and teens.
- **If it's not a book, people prefer to download it.** While CD audiobooks, DVDs and Blu-ray have their supporters, most residents choose downloadable options.
- **While a quality library collection is important to residents, they also want all the services and features that a 21st century public library can offer.** Improved seating, meeting rooms, makerspaces and other common features of modern libraries are all of great interest.



- **Community members want quiet spaces at the library to read, study and gather.** Seating is a huge priority for library users from all walks of life, and many crave quiet seating, whether in a designated area or a small meeting room.
- **Residents expressed strong interest in many types of library programming and dynamic learning opportunities.** These include arts and crafts programs, homework help, storytimes, help with computer skills and applications.
- **Community members asked for greater technology access and learning for all.** Key needs include Wi-Fi and Internet access, power for recharging, laptops or other mobile devices for checkout and tech learning opportunities.
- **Makerspace activities at the library? Yes, please!** The three makerspace options that attracted the highest level of interest were a tech makerspace, a media lab and paper crafting.
- **People want to enjoy the outside of the library as much as the inside.** Features such as outdoor seating, a community garden and programming areas are a great fit for the local climate.

A VISION FOR THE NEW LIBRARY

Based on the results of the assessment process, the consultants developed a detailed plan for a new 40,000-square-foot Porterville Public Library. While some of the details of the plan may change as the project moves forward, the overall goal will be to create a dynamic community center that supports literacy and learning for all ages. The full plan can be found at www.ci.porterville.ca.us/depts/Library/

Below is a description of the many facets of the planned new library, accompanied by quotes from community members shared during the assessment process.

"Please go big. The new library needs to be a source of community pride and serve our community for 30 - 50 years. Please be forward-looking."

A SAFE AND WELCOMING ATMOSPHERE

“The library needs to be inclusive. It needs to be accessible, safe, and the people who work there able to communicate with our community members. Having this be a place where everyone feels valued is key.”

First and foremost, the new library will have up-to-date safety features, as well as a design that welcomes people of all ages and walks of life. To create a warm and friendly environment, the plan for the new library includes a library café and a Friends of the Library book sale area.

HONORING LIBRARY HEROES

“I think there should be a memorial inside the library for the firefighters that lost their lives to the fire that destroyed the last library.”

The plan for the new facility includes a memorial to Captain Ramon Figueroa and Firefighter Patrick Lee Jones.

VIBRANT COLLECTIONS

“The library’s collection should include anything and everything possible.”

“Bring in Spanish books for those who want to read but don’t know English. We need to better our community and bring in new resources that interest our children. That way, we set a learning foundation for the real world.”

The community needs access to a well-balanced collection in both print and digital media formats. The shelving plan for the new library includes capacity for 100,000 books and other physical materials—a 30% increase over the old library. These items will be augmented by over 1.1 million downloadable resources offered by other libraries through the San Joaquin Valley Library System.

With a substantial collection of materials in both English and Spanish, the library will support English language learners and others developing bilingual skills.

LOCAL HISTORY AND GEOGRAPHY

"I think this new library should include plenty of our local cultural and historical displays to bring appreciation to the area in which we live."

The new library will include a local history area to replace the materials lost in the fire, and its design should incorporate materials and elements that connect to the community's unique geography.

STATE OF THE ART TECHNOLOGY

"I think people will want to see a high tech, amazingly wonderful library rise from the ashes."

"I would like to be able to check out library technology devices (such as laptops, tablets or other mobile computing devices) for use at home."

Technology is essential for bringing the world to Porterville, and the new library will include desktop computers for adults, teens and children, laptops, or tablets to check out, self-checkout machines and high-speed Wi-Fi. The library will also include a business center with copier, fax machine and scanner.

COMFORTABLE AND VERSATILE SEATING

"I would love for the library to be a place where I can study by myself as well as with groups!"

The plan for the new library includes a variety of seating options to offer appropriate work/study, collaboration and reading space for the community. These include lounge chairs and a mix of tables for one, two and four people. This seating will be spread throughout the library and in a designated Quiet Reading Area.

The plan also provides additional small meeting rooms and larger programming spaces, which will substantially increase possibilities for community members to gather, study and learn at the library.

EARLY CHILDHOOD

*"There are so many kiddos in Porterville and few amenities for them.
Would love to see a decked-out kids' space
with daily story time and crafts."*

*"I am a mother that goes to college and would take my daughter
there so she could play while I did my homework."*

Designed for pre-kindergarten children and their parents/caregivers, the library's planned Family Space will be a colorful and playful area holding the library's collection of picture books, board books and easy readers, as well as seating for toddlers and parents and early learning stations.

SCHOOL-AGED CHILDREN

*"Our children especially need the library. It's a safe place for them to go to
study and meet with friends and socialize. A place that's safe
when maybe home or their neighborhood isn't."*

The Children's Library will offer books and media for school aged children, as well as computer workstations, table and lounge seating and room for displays.

A PLACE FOR TEENS

*"I would like there to be space where you can go and study
and be alone and quiet and not be distracted. Also,
places where you can be loud and interact."*

*"I'd like to see a hangout spot for teenagers—to bring
laptops, have time away from school."*

The library's new Teenspace will include the young adult collection of books and media, computer workstations and table and lounge seating.

ADULT LEARNING CENTER

"Helping community members develop language skills is vital."

As currently planned, the Adult Learning Center will be housed with the rest of the library's services, providing space for staff and volunteers, the library's literacy collection and tutoring tables.

SPACES TO GATHER AND CONNECT

"I think it is very important to have large meeting areas in the library. The City of Porterville is lacking in venues where non-profit groups can meet."

The plan for the new library includes a 150-person meeting room that can potentially be divided three ways, offering flexibility for a wide variety of events. Each of the three sections of the meeting room will include flat screen monitors and projectors and a kitchenette to support craft programs and refreshment service. For smaller meetings, the plan includes a 10 - 12 person meeting room will also be available and several small meeting rooms for one to four people.

LIFELONG LEARNING AND CREATIVITY

"I'm very happy we are going to have a creative space where people can explore new things in our town again!"

"Although the library is supposed to be quiet and about reading, having more interesting things to do there will attract more people."

Community members have expressed a wide range of interests with respect to the kinds of activities they would like to engage in at the library. While many of these activities can utilize the library's meeting rooms, the plan includes areas for several high-interest pursuits, including a tech makerspace, a media lab and a teaching kitchen.

EFFICIENT STAFF WORKSPACES

"The library staff is super awesome and that is what really makes a library great. Build whatever you want but make sure the staff are the best around or it won't matter."

The new library will include adequate and efficient work and support areas for staff, with proximity to public service areas, adequate storage, and capacity for volunteer support.

CONNECTING TO THE OUTDOORS

"Porterville is very very HOT, please surround the library with trees and seating areas all around the facility. If there is an outdoor area include trees with picnic tables underneath, and a kids play area."

Many community members requested outside amenities to complement what the library holds inside. The plan for the new library notes the desire for seating, a community garden, and areas to hold events.

SUPPORTING OUR COMMUNITY

"My concern is the people who don't have access. We need the library to be a resource that can lift people out of poverty and join the American dream."

Through its collections, services and staff, the new library will provide an essential bridge to information, inspiration and learning for those in need.

"We loved everything about our old library but look forward to a new chapter in getting our new one up and running."

NEXT STEPS

As of mid-2021, the City of Porterville is planning the opening of a temporary 8,000 square-foot library facility in 2022. This temporary facility will provide limited library services until the new library can be designed and built. The library is also currently developing a mobile early literacy outreach program, which will be implemented in the next year.

The Library Facility Planning Committee will continue their work and will be reporting regularly to the Porterville City Council, which will determine next steps, including site selection, hiring an architect and a funding plan.



LIBRARY FACILITY ADVISORY COMMITTEE

Kelly Carrillo (Chair)

Carol Brown

Natasha Efseaff

Catherine May

Vikki Cervantes

Juliana Glydon

Donnie Moore



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Music on Main Street - Fall 2021

SOURCE: Parks and Leisure Services

COMMENT: The Porterville Chamber of Commerce is proposing to resume the Music on Main Street free concert series after being on hiatus since Fall 2019 due to the COVID-19 pandemic. The City has served as a co-sponsor of Music on Main Street since its inception. The Parks and Leisure Services Department provides logistical support for the concerts, while the Chamber of Commerce is in charge of scheduling the musical performances and organizing additional activities to enhance the events.

Music on Main Street is proposed to be held on Fridays at 6:00 P.M. at Centennial Park beginning September 17, 2021, and continue through the end of October 2021. Music on Main Street will adhere to all current safety guidance related to COVID-19 and is subject to change. The Internal Community Civic Event form was routed to City staff and included as an attachment to this report.

RECOMMENDATION: That the City Council authorize Music on Main Street events to take place in Centennial Park - Fall 2021.

ATTACHMENTS: 1. Internal Community Civic Event Form

Appropriated/Funded:

Review By:

Department Director:

Donnie Moore, Parks and Leisure Services Director

Final Approver: John Lollis, City Manager

CITY OF PORTERVILLE

Internal Community Civic Event

(For events primarily sponsored and organized by City Departments)



Application Date: 8/30/2021

Event Date: Friday evenings
9/17/21- 10/29/21

Location of Event Centennial Park, 296 N. Main St.

Name of Event: Music on Main- fall series

Sponsoring Department: Parks & Leisure Services

Department Contact Amy Graybehl

Affiliated Organizations: Porterville Chamber of Commerce

City Services Requested:

Barricades (Quantity)

Yes

No

Refuse Pickup:

Yes

No

Amplified Noise Permit

Yes

No

Police Assistance:

Yes

No

Parks Facility Application

Yes

No

Street Sweeping:

Yes

No

Assembly Permit

Yes

No

Other:

Staff Comments (list special requirements or conditions for event):

P&LS Director:

Public Works Director:

Community Dev. Director:

Field Services Manager:

Fire Chief:

Police Chief: Notes attached.

Deputy City Manager/ Administrative Services Director: Risk Management requires compliance with all City, State & Federal mandates concerning COVID-19.

CITY OF PORTERVILLE/POLICE DEPARTMENT
Community Civic Event Application

Music on Main, September 17, 2021 – October 29, 2021

Proposed Conditions/Requirements for Downtown Event, September 17 – October 29, 2021

- City Council approval is required for all street closures.
- On all streets approved for closure, ensure adequate barricades/barriers are used to warn motorists of non-access and prevent vehicle access to those designated areas.
- If event organizers anticipate the need for removal of parked vehicles from public roadways related to the event, the affected public roadways must be posted with appropriate signage no less than 24 hours in advance of the event. Said signs and associated posting must meet minimum requirements as established by the California Vehicle Code. (Recommend event organizers contact Officer Carl Jordan of the Porterville Police Department/Traffic Unit in order to ensure that signs meet the requirements as established by law or request additional assistance).
- Food vendors should provide inspection certificates from the Tulare County Health Department to members of the organizing committee, to ensure food product safety.
- An Outside Amplifier Permit has been approved and granted. However, event organizers shall not allow music to be played so loud as to unreasonably disturb the peace and good order of any residents or business establishments in the surrounding area.
- At conclusion of event, event organizers shall ensure streets are promptly cleared of any vehicles, equipment, booths or anything that could present a hazard to pedestrians or vehicles traveling through this area.

Rick Carrillo, Lieutenant
Porterville Police Department



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Finca Serena Affordable Housing Development Density Bonus

SOURCE: Community Development

COMMENT: Chapter 302 of the Porterville Development Ordinance: Affordable Housing Density Bonus and Other Incentives, provides incentives for affordable housing for lower and moderate income households in a manner consistent with California Government Code Section 65915. The goal of the state and local regulations is to encourage development of affordable housing units, and establish requirements for resale and rental controls to ensure that units remain affordable for at least thirty (30) years.

Affordable housing incentives may consist of a variety of items, such as reduced minimum lot sizes and/or dimensions, reduced minimum building setbacks and building separation requirements, reduced minimum outdoor and/or private usable open space requirements, increased maximum lot coverage, and increased maximum building height. Such bonuses are applicable only to residential projects of five or more units, and require approval of the City Council.

On September 27, 2019, UPholdings (UPH) submitted preliminary plans to the Project Review Committee proposing an eighty (80) unit apartment complex with a community center for low income families and individuals experiencing homelessness located at 358 South E Street. UPH is proposing eighty (80) multifamily units of various sizes ranging from 655 square feet to 1,014 square feet, establishing affordable rental restrictions on seventy-eight (78) units for a period of fifty-five (55) years with two units being reserved for on-site managers. The applicant has submitted the required Application for Affordable Housing Density Bonus and Other Incentives. The proposed number of affordable units, seventy-eight (78) of eighty (80) is more than thirty percent (30%) of the total units; therefore, the project is permitted to have three incentives or concessions. The applicant has identified and submitted the proposed incentives as follows: reduction of parking spaces from 136 to 110, reduction of required carport (covered parking) dimensions from 11'x20' to 9'x20', and reduction of setback from 10' to 7' when adjacent to parking areas.

Staff has determined that these incentives are necessary in order to provide the proposed targeted units and that the incentives will not have a specific adverse impact to the community or adjacent developments. UPH has indicated through their application that the restricted units will not exceed thirty percent (30%) of the 80th percentile of median income for Tulare County at admission.

Construction is anticipated to begin in October 2021 and expected to be completed in fifteen (15) months.

RECOMMENDATION: That the City Council:
1. Approve the Rental Restriction Agreement between the City of Porterville and UPH Porterville, LP; and
2. Authorize the Mayor, City Manager, and City Attorney to sign all necessary documents.

ATTACHMENTS:

1. Locator Map
2. Rental Restriction and Regulatory Agreement
3. Site Plan
4. Zoning Map
5. Bonus Density Application

Appropriated/Funded:

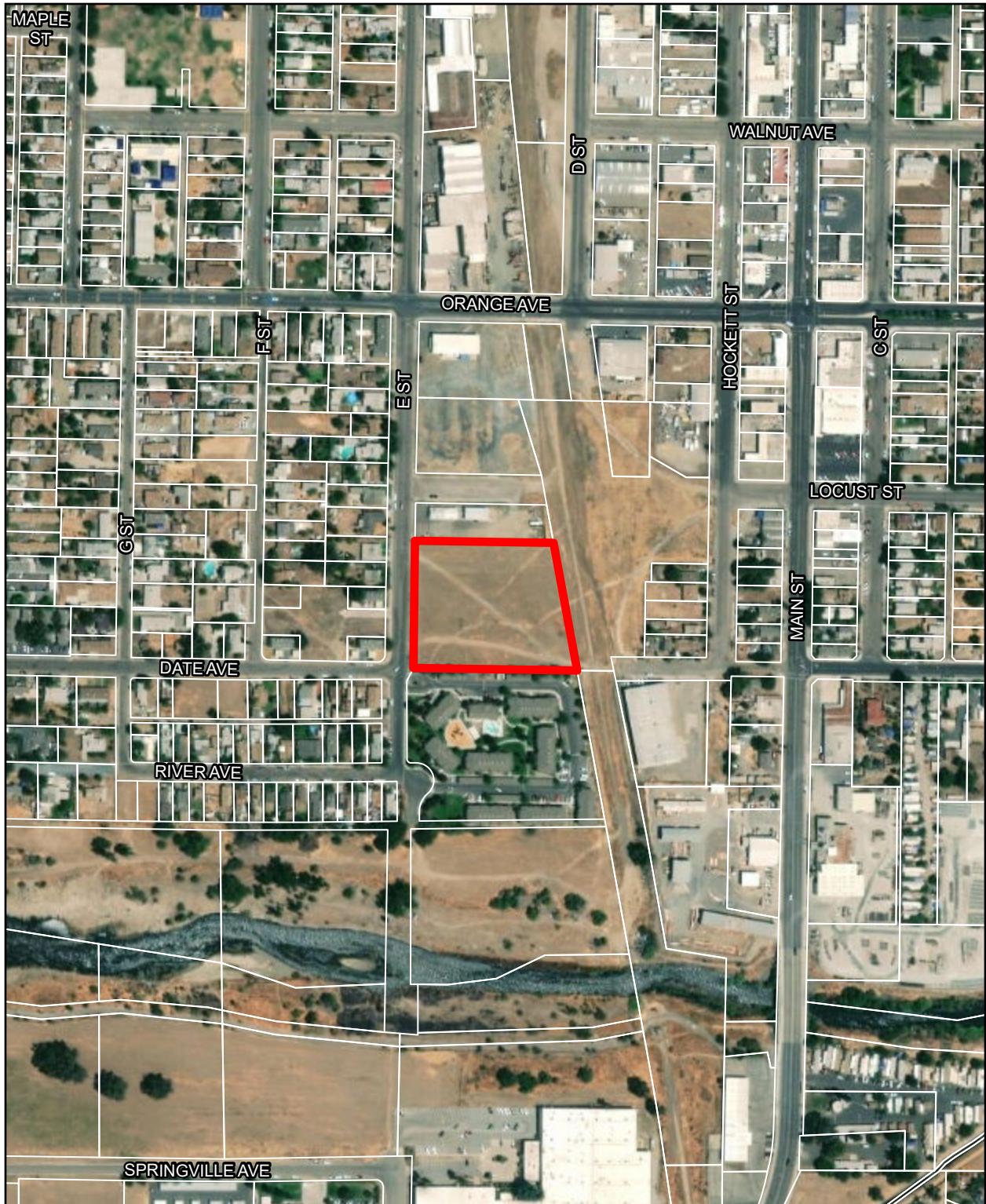
Review By:

Department Director:

Jason Ridenour, Community Development Director

Final Approver: John Lollis, City Manager

Locator Map PRC 2019-033



**E Street MFR
@ 358 S. E Street**

 Project Location

1 in = 400 feet



Date Printed: 10/8/2019 by the Community Development Department

RECORDING REQUESTED BY:

WHEN RECORDED MAIL TO:

City of Porterville
Porterville, CA
Attn: Planning Division

(The recordation of this document is not
subject to recording fees pursuant to
California Government Code Section 27383)

FOR RECORDER'S USE ONLY

RENTAL RESTRICTION AND REGULATORY AGREEMENT

LOW INCOME HOUSEHOLDS

THIS RENTAL RESTRICTION AGREEMENT (this "Agreement") is entered into as of September __, 2021, by and among the City of Porterville, a Municipality ("City"), and UPH Porterville, LP ("Owner"), with respect to the following recitals.

RECITALS

A. Owner is the owner of real property generally located at 358 South E Street, and more particularly described in "Exhibit A," attached hereto and incorporated herein (the "Property"). The Property will be developed as eighty (80) multifamily units ("Project") for rental to qualified low-income household ("Qualified Household").

B. The purpose of this Agreement is to establish rental restrictions on seventy-eight (78) residential units of the Property for a period of fifty-five (55) years from the date of this Agreement in order to qualify for a density bonus and other planning ordinance incentives and concessions to provide for the continued availability of the Property to low-income persons and families.

C. This Agreement shall run with the land and shall bind Owner and all of Owner's successors in interest as owners of the Property.

NOW, THEREFORE, in consideration of the foregoing and the benefits secured by Owner and the City, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. TERM OF AGREEMENT, RUNS WITH THE LAND. This Agreement shall remain in full force and effect until the earlier of (a) fifty-five (55) years from date of the recordation of this Agreement in the Official Records of Tulare County, California, or (b) the date that the City obtains title to the Property as provided in Section 11. The covenants set forth herein shall be covenants running with the land in accordance with California Health and Safety Code Sections 33334.3(f)(1) and 33413(c) (as they may be amended from time to time)

and shall inure to the benefit of and be enforceable by the City without regard to whether the City maintains any interest in the Property and shall be binding upon Owner and/or any other party having any right, title or interest in the Property (including any portion thereof). By accepting title, Owner, or any other person who acquires an ownership interest in the Property, agrees (a) that all covenants and restrictions created by this Agreement are necessary in order to preserve the stock of affordable housing for Qualified Households and are reasonable in light of their purposes, and (b) to abide by each and every covenant and restriction herein.

2. DEFINITIONS

A. "Affordable Rent" shall be determined in accordance with California Health and Safety Code Section 50053 or any successor thereto.

B. "Low or moderate Income" means persons whose income does not exceed the limits set forth in § 50093 of the California Health and Safety Code or any successor statute thereto.

C. "Low Income" means persons whose income does not exceed the limits set forth in Section 50079.5 of the California Health and Safety Code or any successor statute thereto.

D. "Very Low Income" means persons whose income does not exceed the limits set forth in Section 50105 of the California Health and Safety Code or any successor statute thereto.

E. "Extremely Low Income" means persons whose income does not exceed the limits set forth in Section 50106 of the California Health and Safety Code or any successor statute thereto.

3. AFFORDABILITY REQUIREMENT

A. Rent and Income Restrictions. From the date that this Agreement is recorded, and for a period of fifty-five (55) years thereafter, unless earlier terminated by City. The Project constructed on the Property shall be rented initially and thereafter during the 55 year covenant period only to Low or Very Low Income or Special Needs qualified households in accordance with the provisions of the Community Redevelopment Law set forth at Health and Safety Code sections 33000 et seq.

(i).

B. Subordination to Federal, State, or County Programs. The affordability requirements in this Agreement may be subordinated to a lien, encumbrance or regulatory agreement under a federal, State or County program where the agency is providing financing, refinancing or other assistance to the Property. Upon request, the City shall execute an instrument evidencing its agreement to subordinate.

4. MAINTENANCE OF PROPERTY. During the duration of this Agreement, Owner(s) shall keep the Property in good condition, order and repair and shall not commit

waste or permit impairment, demolition or deterioration of the Property. City shall have the right to inspect the Property, provided the occupant is given notice prior to any such inspection.

5. NO DISCRIMINATION. Owner covenants by and for itself and any successors in interest that there shall be no discrimination against or segregation of any person or group of persons on account of race, color, creed, religion, sex, age, marital status, physical or mental handicap, medical condition, national origin or ancestry in the sale, lease, sublease, transfer, use, occupancy, tenure or enjoyment of the Property, nor shall Owner or any person claiming under or through Owner establish or permit any such practice or practices of discrimination or segregation with reference to the selection, location, number, use or occupancy of tenants, lessees, subtenants, subleases or vendees in the Property.

6. NO IMPAIRMENT OF LIEN. No violation or breach of the covenants, conditions, restrictions, provisions or limitation contained in this Agreement shall defeat or render invalid or in any way impair the lien or charge of any mortgage, deed of trust or other financing or security instrument permitted under this Agreement; provided, however, that any successor of Owner's to the Property shall be bound by such covenants, conditions, restrictions, limitations and provisions, whether such successor's title was acquired by foreclosure, deed in lieu of foreclosure, trustee's sale or otherwise.

7. DEFAULTS AND REMEDIES.

a. Upon substantial violation by Owner of this Agreement, City shall give written notice to Owner specifying the nature of the violation. If Owner does not correct the violation to the satisfaction of the City, in its sole discretion, within a reasonable period of time (not to exceed ninety (90) days) after its receipt of such notice, or within such further time as City, in its sole discretion, determines is necessary to correct the violation, City may immediately declare a default under this Agreement and exercise any other remedies permitted at law or in equity.

b. City shall notify First Lender if the City has declared a default under this Agreement. The notice to First Lender shall indicate that City may exercise its remedies.

8. SUCCESSOR AND ASSIGNS. This Agreement shall bind, and the benefit shall inure to, Owner and his or her heirs, legal representatives, executors, successors in interest and assigns, and the City and its successors and assigns for the term of this Agreement as provided in Section 1.

9. SUPERIORITY OF AGREEMENT. Owner covenants that Owner has not, and will not, execute any other agreement with provisions contradictory to or in opposition of the provisions of this Agreement, and that, in any event, this Agreement is controlling as to the rights and obligations between Owner and the City and their respective successors and assigns.

10. SCHEDULE. Construction is anticipated to begin October 2021 and completed by January 2023. Occupancy will be in phases pending the notices of completion, and will be fully occupied August 2023.

11. RIGHTS OF BENEFICIARIES UNDER DEEDS OF TRUSTS.

a. This Agreement shall not diminish or affect the rights of any lender under any promissory note or deed of trust executed by Owner in favor of such lender in connection with Owner's purchase of the Property.

b. Notwithstanding any other provisions in this Agreement to the contrary, all of the provisions of this Agreement shall terminate and have no further force and effect upon the occurrence of either of the following events:

(i) Such lender acquires title upon foreclosure of its deed of trust.

(ii) Such lender acquires title by a deed in lieu of foreclosure of its deed of trust.

12. INVALID PROVISIONS. If any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, then such provision or provisions shall be deemed severable from the remaining provisions contained in this Agreement, and this Agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

13. CONTROLLING LAW. The terms of this Agreement shall be interpreted under the laws of the State of California.

14. NOTICES. All notices required herein shall be sent by certified mail, return receipt requested or express delivery service with a delivery receipt and shall be deemed to be effective as of the date received or the date delivery was refused as indicated on the return receipt as follows:

To Owner: UPH Porterville, LP
Attention: Jessica Berzac, Principal
6083 N Figarden Dr. #656
Fresno, CA 93722

To Agency: City of Porterville
Attn: Community Development Director

The parties may subsequently change addresses by providing written notice of the change in address to the other parties in accordance with this Agreement.

15. EXHIBITS. Any exhibits referred to in this Agreement are incorporated in this Agreement by such reference.

IN WITNESS WHEREOF, the parties have executed this Agreement on or as of the date first written above.

Date: _____

OWNER:

Name: _____

Date: _____

CITY:

City of Porterville

Name: _____

Adrian Monte Reyes, Mayor

ATTEST:

John Lollis, City Clerk

Approved as to Form:

Julia Lew, City Attorney

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.
--

State of California
County of Tulare ss.

On _____, before me, _____, a Notary Public, personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

SEAL

Signature of Notary Public

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Tulare ss.

On _____, before me, _____, a Notary Public, personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PURJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

SEAL

Signature of Notary Public

EXHIBIT "A"

Those portions of Blocks 71 and 72, as shown on the Second Amended Map of the Town of Porterville, County of Tulare, State of California, recorded in Volume 8 of Maps, at Page 17, Tulare County Records, and the East 5.00 foot abandonment of "E" Street as per Parcel 6 of that deed recorded October 24, 1927 in Book 227 at Page 349, Official Records of the County of Tulare, all in a portion of the Northeast quarter of Section 35, Township 21 South, Range 27 East, more particularly described as follows:

Beginning at the Southwest corner of said Block 72;

Thence, North 89° 02' 56" West on a Westerly prolongation of the South line of said Block 72, a distance of 5.00 feet, to the Southwest corner of said 5.00 foot abandonment;

Thence, North 00° 59' 41" East along to the West line of said 5.00 foot abandonment, a distance of 337.58 feet to the Westerly prolongation of the South line of that parcel of land conveyed to Michael Childree recorded February 24, 2014 as Document No. 2014-0009446;

Thence, South 89° 02' 24" East along said Westerly prolongation and the South line of that parcel land conveyed to Michael Childree above mentioned, to the Southeast corner of said Michael Childree land, said point being on an 11509.17 foot radius curve concave Northeasterly, the radial of said curve bearing North 80° 35' 17 East a distance of 11509.17 feet, said point being 50.00 feet Westerly when measured radially from the center line of the Union Pacific Railroad Company's main track;

Thence, Southeasterly along said curve an arc distance of 114.89 feet, to the end of said curve, the long chord of said curve bears South 09° 41' 53" East, a distance of 114.86 feet,

Thence, South 89° 59' 02" East as measured perpendicular to the center of said tracks a distance of 228.80 feet to the Southeast corner of said Block 71;

Thence, North 89° 02' 56" West along the South Line of Blocks 71 and 72, a distance of 423.90 feet to the point of beginning.

Said parcel containing approximately 3.07 acres.

B.1. BLDG. LIMITATIONS, AREA REQUIREMENTS, & SETBACKS ARE TO COMPLY TO APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION

B.2. PROVIDE FIRE ACCESS LANE AS REQUIRED BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

C. PROVIDE APPROPRIATE NUMBER OF CURB CUTS AND DRIVEWAY ACCESS WIDTHS TO SITE AS REQUIRED BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

D. TYP. PARKING SPACE SIZES SHALL BE AS REQ'D BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION. 9'x18' MIN.

E. COORDINATE LIGHTING LOCATIONS WITH LANDSCAPE PLANTINGS - PROVIDE PHOTOGRAPHIC ANALYSIS AS REQ'D BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

F. IRRIGATE ALL LANDSCAPED AREAS WITH AUTOMATIC UNDERGROUND SPRINKLER SYSTEM EXCEPT THOSE IMMEDIATELY ADJACENT TO EXTERIOR WALL OF THE BUILDING.

G. ALL AREAS NOT WITHIN PLANTING BEDS TO RECEIVE SOO OR OTHER APPROVED GROUND COVER.

H. ALL EQUIP. MUST BE SCREENED W/ LANDSCAPING OR OTHER MEANS.

I. ALL SITE DIMENSIONS ARE MINIMUM REQUIREMENTS. COMPLY WITH APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

J. PROVIDE AN ACCESSIBLE MEANS OF TRAVEL TO SITE PROPERTY LINE THAT MEETS ALL ACCESSIBILITY REQUIREMENTS.

K. CATCH BASINS ARE TO BE PLACED SO AS NOT TO INTERFERE WITH DESIGNATED ACCESSIBLE ROUTES, THEIR CLEARANCES & MAX. SLOPE.

L. PARKING LOT STRIPES MUST BE WHITE, EXCEPT WHERE OTHER COLORS ARE REQUIRED FOR FIRE LANES & PARKING ZONES.

M. GENERAL CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATING ALL CONSTRUCTION TRADES AND ENSURING THAT ALL FINISHED WORK COMPLIES WITH ALL FEDERAL AND STATE ACCESSIBILITY REQUIREMENTS INCLUDING BUT NOT LIMITED TO: SLOPE OF PATH OF TRAVEL, ETC.

N. REFER TO CIVIL ENGINEERING DRAWINGS FOR HORIZONTAL CONTROL. DIMENSIONS SHOWN ON ARCHITECTURAL SITE PLAN INDICATES MIN. DISTANCE BETWEEN BUILDINGS OR ADJACENCIES.

O. ALL OPEN NON-PAVED AREAS SHALL BE LANDSCAPED. (TYP.)

P. ALL TRAFFIC CONTROL DEVICES AND GATES PROPOSED WITHIN THE PROJECT SHALL BE REVIEWED AND APPROVED BY THE FIRE DEPARTMENT PRIOR TO INSTALLATION OF BUILDING PERMITS.

Q. THE CONSTRUCTION SITE SHALL BE WATCHED FOR STAFF CONTROL AS DIRECTED BY THE DEPARTMENT OF PUBLIC WORKS/ AND CITY REQUIREMENTS.

R. RESIDENTIAL STRUCTURES SHALL BE EQUIPPED WITH ELECTRICAL OUTLETS ON ALL FOUR SIDES OF THE STRUCTURE TO FACILITATE THE USE OF ELECTRIC LAWN CARE EQUIPMENT.

S. AISLES, PASSAGEWAYS AND RECESSES RELATED TO AND WITHIN THE BUILDING COMPLEX SHALL BE ILLUMINATED WITH AN INTENSITY OF AT LEAST 0.25 FOOT- CANDLES AT GROUND LEVEL 30 MINUTES BEFORE SUNSET & 30 MINUTES BEFORE SUNRISE.

T. ALL LIGHTING DEVICES SHALL BE PROTECTED BY WEATHER AND VANDAL THEFT PROOF COVER.

U. LIGHTS SHALL BE OF AN ENERGY-EFFICIENT, INDIRECT DESIGN TYPE, & SHALL NOT EXCEED A HEIGHT GREATER THAN _____ ABOVE FINISHED GRADE.

V. ALL EXTERIOR LIGHTING SHALL BE SHIELDED SO AS NOT TO REFLECT INTO THE PUBLIC RIGHT-OF-WAY OR ADJACING PROPERTIES.

W. OPEN PARKING LOTS AND CARPORTS SHALL BE PROVIDED WITH A MAINTAINED MINIMUM OF ONE FOOT-CANDLE OF LIGHT ON THE CURB AREA OF THE PARKING SURFACE 30 MINUTES BEFORE SUNSET & 30 MINUTES BEFORE SUNRISE.

X. SEE CIVIL DRAWINGS FOR FIRE HYDRANT LOCATIONS

Y. ANY SURVEY MONUMENTS WITHIN THE AREA OF CONSTRUCTION SHALL BE PRESERVED OR RESET BY A PERSON LICENSED TO PRACTICE LAND SURVEYING IN THE STATE OF CALIFORNIA

Z. REPAIR ALL DAMAGED AND/OR OFF-SITE CONCRETE STREET IMPROVEMENTS AS DETERMINED BY THE CONSTRUCTION MANAGEMENT ENGINEER PRIOR TO OCCUPANCY. PEDESTRIAN PATHS OF TRAVEL MUST ALSO MEET CURRENT ADA STANDARDS. THE STREET SIDEWALK ACCESS TO THE BUILDING PERMIT IN FULL MUST BE BROUGHT INTO COMPLIANCE PRIOR TO ACCEPTANCE BY PUBLIC WORKS.

AA. 2 WORKING DAYS BEFORE COMMENCING EXCAVATION/OPERATIONS WITHIN THE STREET RIGHT-OF-WAY AND/OR UTILITY EASEMENTS, ALL EXISTING UNDERGROUND FACILITIES SHALL HAVE BEEN LOCATED BY "UNDERGROUND SERVICES ALERT" (USA). CALL 1-800-642-2444.

AB. UNDERGROUND ALL EXISTING OFF-SITE OVERHEAD UTILITIES UTILITIES THE LIMITS OF THIS SITE/MPA AS PER FMC SECTION 12-1011 AND 12-1012, AND CALIFORNIA PUBLIC UTILITIES CODE, 75-620-6209.

AC. REFER TO SITE ELECTRICAL PLAN FOR LIGHTING & POWER REQUIREMENTS.

AD. REFER TO CIVIL DRAWINGS FOR ALL DEMOLITION WORK INCLUDING REMOVAL OF BUILDINGS, FLATWORK, PAVED AREAS, AND UTILITIES.

AE. ALL ENTRANCES TO BUSINESSES ARE REQUIRED TO BE SERVED BY AN ACCESSIBLE PEDESTRIAN ROUTE BETWEEN THE PUBLIC WAY AND BUSINESS ENTRANCE, WHERE NO SUCH ROUTE IS PROVIDED, ONE MUST BE PROVIDED AS A CONDITION OF THE BUILDING PERMIT IN ORDER TO PROVIDE PEDESTRIAN ACCESS TO THE "AREA OF WORK". IF THE PEDESTRIAN ROUTE BETWEEN THE PUBLIC WAY AND THE AREA OF WORK TO SERVE THE PROPOSED BUSINESS, IS PROVIDED BUT DOES NOT FULLY-COMPLY, IT MUST BE ALTERED TO COMPLY WITH THE CITY OF LOS ANGELES ACCESSIBILITY REQUIREMENTS PRIOR TO OCCUPANCY. ALL WORK OCCURRING IN THE PUBLIC WAY REQUIRES A SEPARATE ENCROACHMENT PERMIT TO BE OBTAINED THROUGH THE CITY OF LOS ANGELES PUBLIC WORKS DEPARTMENT PRIOR TO COMMENCING CONSTRUCTION. CONTACT ENGINEERING REGARDING ENCROACHMENT PERMIT INFORMATION.

AF. PROVIDE ACCESSIBLE PARKING WHERE NO SUCH PARKING IS PROVIDED. ALTERNATIONS MUST OCCUR AS A CONDITION OF THE BUILDING PERMIT IN ORDER TO PROVIDE VEHICULAR ACCESS TO THE "AREA OF WORK". IF THE VEHICULAR ACCESS BETWEEN THE BUSINESS ENTRANCE IS PROVIDED BUT DOES NOT FULLY-COMPLY, IT MUST BE ALTERED TO COMPLY WITH THE CITY OF LOS ANGELES ACCESSIBILITY REQUIREMENTS PRIOR TO FINAL OCCUPANCY.



THE FOLLOWING KEYNOTES SHALL APPLY WHERE INDICATED ON THIS SHEET.

- | | | |
|---|--|---|
| INDICATES NEW CURB, GUTTER, SIDEWALK & DRIVE APPROACHES @ PUBLIC R.O.W. PER CITY OF PORTERVILLE STANDARDS
REFER TO CIVIL DRAWINGS | IND'S NEW 2-BIN TRASH ENCLOSURE PER CITY OF PORTERVILLE P.V. STD R-1
FINISH W/ CEMENT PLASTER TO MATCH ADJACENT BUILDINGS
REFER TO SHT. A-102 / DET. 12 | 22. _____ |
| 2. NEW SIDEWALK RAMP PER CITY OF PORTERVILLE PUBLIC WORKS STANDARDS
REFER TO CIVIL DRAWINGS | PROVIDE 4" WIDE WHITE PAINTED PARKING STRIPES PER CITY OF PORTERVILLE PARKING MANUAL AT ALL PARKING STALLS, TYP. STRIPES SHALL EXTEND THE FULL DEPTH OF STALL | 23. (NOT USED) |
| 3. INDICATES (E) POWER POLE TO REMAIN | IND'S 6" HIGH PRECAST CONCRETE WHEEL STOP
REFER TO SHT. A-102 / DET. 6 | 24. PROVIDE STRIPING FOR ACCESSIBLE PARKING STALL(S).
- POLE MOUNTED SIGNAGE SHALL BE LOCATED BEHIND THE ADJACENT SIDEWALK AND OUTSIDE OF THE FRONT OF CAR OVERHANG AREA.
REFER TO SHT. A-801 / DET. 1 |
| 4. INDICATES (E) POWER POLE AND STREET LIGHT TO REMAIN | INDICATES NEW 46" HIG WOODEN FENCE ALONG EAST PROPERTY LINE (PROVIDE ACCESS GATES AT FOOTPATHS). | 25. PROVIDE STRIPING FOR ACCESSIBLE CROSSWALK. |
| 5. HATCHED AREA INDICATES 12" VISIBILITY TRIANGLE AT DRIVE APPROACH. | INDICATES ACCESSIBLE CONCRETE CURB RAMPS
REFER TO DETAILS SHT. A-801 / DET. 8, 9 & 10
REFER TO CIVIL DRAWINGS | 26. INDICATES OUTLINE OF "SOLARPOUR" ABOVE
- STRUCTURE DESIGN UNDER SEPARATE PERMIT BY OTHERS |
| 6. INDICATES (E) FIRE HYDRANT, F.D.C. & P.I.V. TO REMAIN | PROPOSED MONUMENT SIGN LOCATION
- SEPARATE REVIEW AND PERMIT REQUIRED FOR ALL SIGNAGE. | 27a. INDICATES TENTATIVE LOCATION FOR FIRE SPRINKLER RISER
- FIRE SPRINKLER SYSTEM TO BE DESIGN/BUILD BY SUB-CONTRACTOR
REFER TO CIVIL DRAWINGS & BUILDING COORDINATION PLANS |
| 7. IND'S 6" THICK STAMPED & COLORED CONCRETE @ SITE ENTRANCE
- PROVIDE #3 REBAR @ 18" O.C. BOTH WAYS | INDICATES TOW AWAY SIGN
REFER TO SHT. A-801 / DET. 4B | 27b. INDICATES TENTATIVE LOCATION FOR FIRE SPRINKLER STANT
FIRE SPRINKLER SYSTEM TO BE DESIGN/BUILD BY SUB-CONTRACTOR
REFER TO BUILDING COORDINATION PLANS |
| 8. IND'S FIRE TRUCK / TRASH TRUCK TURNING SPACE
- 44'-0" RADIUS TO CENTERLINE OF TRUCK SPACE | (NOT USED) | 28. PROVIDE AND INSTALL 'SALSURY INDUSTRIES' MODEL #K316 MAILBOX (OR SIMILAR)
- PROVIDE (1) MAILBOXES, (2) OUTGOING BOXES, AND (4) PARCEL BOXES
- COORDINATE SIZE AND LOCATION WITH U.S. POSTAL SERVICE |
| 9. IND'S LANDSCAPE AREA, TYPICAL
REFER TO LANDSCAPE DRAWINGS | INDICATES CONCRETE CURB
REFER TO CIVIL DRAWINGS | |
| 10. INDICATES 5'-0" MIN. WIDE CONCRETE FLATWORK, U.N.O.
FOR CONCRETE JOINTS REFER TO SHT. A-102 / DET. 7 | INDICATES BOLLARD WALKWAY LIGHTS
REFER TO ELECTRICAL SITE PLAN SHT E-101 | |
| 11. CONCRETE MOW STRIP AROUND PLAYAREAS
REFER TO LANDSCAPE DRAWINGS FOR DETAILED REQTS. | | |

MARK

UNO.









DESCRIPTION

36" x 36" INTERNATIONAL SYMBOL OF ACCESSIBILITY.
PAVEMENT ON PAVEMENT ACCESSIBLE PARKING SPACE
- REFER TO... **SHT. A-801/DET.4 & 5**

ACCESSIBLE AT ACCESSIBLE PARKING.
- REFER TO... **SHT. A-801/DET.4**
- POLE MTD. SIGNAGE SHALL BE LOCATED @ FRONT OF
STALL & OUTSIDE OF FRONT OF CAR OVERHANG AREA.

INDICATES ACCESSIBLE PATH OF TRAVEL/ VERIFY w/ CIVIL.
- 5% MAX. SLOPE IN DIRECTION OF TRAVEL
- 2% MAX. CROSS SLOPE

INDICATES RED PAINTED CURB FOR FIRE LANE
- REFER TO DETAIL... **SHT. A-102/DET.1 & 2**



NEW CONCRETE PAVING/ SIDEWALK

NEW A/C PAVING w/ NEW COMPACTED AGGREGATE BASE
PER CIVIL DRAWINGS AND GEOTECH REPORT
- REFER TO CIVIL DRAWINGS FOR DETAILED DESIGN OF PAVING AND
NEW UNDERGROUND STORM DRAIN
- CONSTRUCT PER CITY OF CLOVIS P.W. STANDARDS



INDICATES POLE MOUNTED LIGHT FIXTURES
- REFER TO **ELECTRICAL SITE PLAN**



INDICATES TENTATIVE LOCATION OF NEW FIRE
DEPARTMENT CONNECTION
- PROVIDE LOCKING GEAR BY KNOX
- REFER TO CIVIL DRAWINGS.

L.S.

LANDSCAPE AREA



INDICATES SITE BELOW



INDICATES SITE ABOVE

EVCS

INDICATES PARKING STALL WITH PROVISIONS FOR FUTURE
ELECTRIC VEHICLE CHARGING EQUIP.
- REFER TO **ELECTRICAL SITE PLAN & SHT. A-102/DET.10**
- 10% OF TOTAL PARKING (114 x 10% = 12 - 12 REQUIRED.)
- COORDINATE w/ OWNER FOR 7 BOX LOCATION



TOAC REQUIREMENT: INDICATES 10% OF TOTAL UNITS
TO BE CONSTRUCTED WITH MOBILITY ACCESSIBILITY
FEATURES PER CBC CHAPTER 11B-233.3.1.1
(8 TOTAL UNITS PROVIDED w/ MOBILITY FEATURES.)
UNITS - 113, 107, 118, 212, 220, 221, 327



TOAC REQUIREMENT: INDICATES 4% OF TOTAL UNITS
TO BE CONSTRUCTED WITH COMMUNICATION
ACCESSIBILITY FEATURES PER 2019 CBC,
CHAPTER 11B-233.3.1.3 (3 UNITS PROVIDED)
UNITS - 119, 209, 302

INDICATES SITE ADDRESS @ 1ST FLR
UNITS ABOVE 1ST FLOOR HAVE SIMILAR ADDRESS
(I.E. 101, 201, 301)
- PROVIDE ADDRESS SIGN @ EACH ENTRY DOOR
- REFER TO... **SHT. A-539/DET.14**



INDICATES NEW FIRE HYDRANTS, PER CITY OF
PORTERVILLE STANDARDS
- REFER TO CIVIL PLANS

REFER TO LANDSCAPE PLANS FOR LANDSCAPE REQUIREMENTS

PROPERTY CURRENTLY VACANT. ALL ON-SITE IMPROVEMENTS ARE
CONSIDERED NEW / PROPOSED U.N.O.

REFER TO CIVIL PLANS FOR ALL EXISTING PROPERTY LINES, SITE D
GRADES, HORIZONTAL CONTROL AND BUILDING LOCATIONS, ETC.

1. EXTERIOR ACCESSIBLE PATHS OF TRAVEL SHALL BE CONTINUOUSLY ACCESSIBLE AND HAVE MAXIMUM 1/2" CHANGES IN ELEVATION - BE A MINIMUM OF 48" IN WIDTH
 - HAVE A MAX. OF 5% SLOPE IN DIRECTION OF TRAVEL
 - HAVE A MAX. OF 2% CROSS SLOPE (1/4"IT/2')
 - HAVE DETECTABLE E-WAVES WHERE THE PATH OF TRAVEL CROSSESDRAINAGE OR A VEHICULAR ROUTE
 - WHERE NECESSARY TO CHANGE ELEVATION AT A SLOPE EXCEEDING 5% (ie:1:20) SHALL HAVE ACCESSIBLE RAMP
2. REFER TO **SHEET G2** FOR ADDITIONAL REQUIREMENTS.
3. REFER TO **SHEETS A-801, A-802, A-803 AND A-804** FOR TYPICAL DETAILS REPAIRING TO ACCESSIBLE ELEMENTS OF THE PROJECT

APPLICANT / DEVELOPER:	UPHOLDINGS 7370 N. LINCOLN AVE., SUITE 'A' LINCOLNWOOD, IL 60172
SITE ADDRESS:	308 S. EAST STREET PORTERVILLE, IL 60257
LEGAL DESCRIPTION	-
A.P.N.:	260-242-012
TOTAL SITE AREA:	3.076 ACRES (133,990.56 SF)
EXISTING ZONING:	RM-3
PROPOSED ZONING:	RM-3 (NO CHANGE)
ALLOWED USE:	YES
ALLOWED DENSITY:	= 33 UNITS PER ACRE =101 units maximum
PROPOSED DENSITY:	26 UNITS / ACRE (60 UNITS TOTAL)
FIRE SPRINKLERS:	YES - NFPA-13
ALLOWED BUILDING HEIGHT:	35'-0" MEASURED FROM AVERAGE GRADE (PER ZONING REQUIREMENTS)
TYPES OF CONSTRUCTION:	TYPE V-A @ BUILDING 1 & COMMUNITY BUILDING TYPE V-A @ BUILDING 2

UNITS:					
A' UNIT - 1 BD / 1 BA. @ 663 S.F.	=	13	-	11,934 S.F.	
B' UNIT - 1 BD / 1 BA. @ 668 S.F.	=	18	-	2,004 S.F.	
C' UNIT - 1 BD / 1 BA. @ 676 S.F.	=	18	-	12,168 S.F.	
D' UNIT - 2 BD / 1 BA. @ 888 S.F.	=	16	-	16,164 S.F.	
E' UNIT - 3 BD / 2 BA. @ 1,098 S.F.	=	18	-	19,944 S.F.	
F' UNIT - 3 BD / 1 BA. @ 1,069 S.F.	=	2	-	2,138 S.F.	
G' UNIT - 3 BD / 2 BA. @ 1,133 S.F.	=	18	-	3,399 S.F.	
TOTAL NUMBER OF UNITS:	=			80 UNITS	
UNIT MIX:					
TOTAL 1 BD. / 1 BA. UNITS	=	39	(48.75%)		
TOTAL 2 BD. / 1 BA. UNITS	=	20	(25%)		
TOTAL 3 BD. / 2 BA. UNITS	=	21	(26.25%)		
CONDITIONED AREA @ UNITS:					
	=			67,751 S.F.	

BUILDING 1: (1 BUILDING)			
UNIT UNIT BREAKDOWN:			
'U' UNIT - 1 BD / 1 BA	=	663 S.F.	7,956 S.F.
'C' UNIT - 1 BD / 1 BA	=	676 S.F.	8,112 S.F.
'D' UNIT - 2 BD / 1 BA	=	6	138 S.F.
'E' UNIT - 3 BD / 2 BA	=	6	13,296 S.F.
'F' UNIT - 2 BD / 1 BA	=	2	2,138 S.F.
SUB-TOTAL =			42
			36,990 S.F.
LAUNDRY ROOM:			
'A' @ 243 S.F.	=	2	486 S.F.
COMMUNITY ROOM:			+ 3,897 S.F.
TOTAL CONDITIONED BUILDING AREA:			41,373 S.F.
TOTAL UNCONDITIONED BUILDING AREA:			14,764 S.F.
(INCLUDES COVERED BALCONIES, PATIOS, BREKFASTZAS, STAIRS AND STORAGE CLOSETS) (1st Floor - 5,244 S.F., 2nd Floor - 4,789 S.F., 3rd Floor - 4,737 S.F.)			
TOTAL GROSS BUILDING AREA:			56,137 S.F.
(FIRST FLOOR - 20,625 S.F., SECOND FLOOR - 18,758 S.F., THIRD FLOOR - 16,554 S.F.)			
LOT COVERAGE:			20,825 S.F.

<u>UNIT TYPE BREAKDOWN:</u>			
1 st UNIT - 1 BD, 1 BA @	668 S.F.	=	3 - 2,004 S.F.
2 nd UNIT - 1 BD, 1 BA @	678 S.F.	=	3 - 2,028 S.F.
3 rd UNIT - 2 BD, 2 BA @	898 S.F.	=	6 - 5,388 S.F.
<u>TOTAL CONDITIONED BUILDING AREA:</u>		12 UNITS	9,420 S.F.
TOTAL UNCONDITIONED BUILDING AREA:			
(INCLUDES COVERED BALCONIES, PATIOS, BREEZEWAYS, STAIRS AND LOBBIES)			
(1 st FLOOR - 1,204 S.F., 2 nd FLOOR - 1,058 S.F., 3 rd FLOOR - 1,058 S.F.)			
TOTAL GROSS BUILDING AREA:			12,740 S.F.
(1 st FLOOR - 4,344 S.F., 2 nd FLOOR - 4,198 S.F., 3 rd FLOOR - 4,198 S.F.)			
LOT COVERAGE:			4,344 S.F.

UNIT TYPE BREAKDOWN:			
A' UNIT - 1 BD, 1 BA @ .663 S.F.	=	6	3.978 S.F.
U' UNIT - 3 BD, 2 BA @ .118 S.F.	=	6	6.984 S.F.
SUB-TOTAL	=	12 UNITS	10.626 S.F.
LAUNDRY ROOM -	@ .174 S.F.	=	2 + 348 S.F.
TOTAL CONDITIONED BUILDING AREA:			10.974 S.F.
TOTAL UNCONDITIONED BUILDING AREA:			
INCLUDES COVERED BALCONIES, PATIOS, BREEDWAYS, STAIRS AND STORAGE CLOSETS (1st FLOOR - 1.532 S.F., 2nd FLOOR - 1.417 S.F., 3rd FLOOR - 1.417 S.F.)			
TOTAL GROSS BUILDING AREA:			15.740 S.F.
(1st FLOOR - 5.475 S.F., 2nd FLOOR - 5.133 S.F., 3rd FLOOR - 5.133 S.F.)			
LOT COVERAGE:			5.475 S.F.

UNIT TYPE BREAKDOWN:				
CU* UNIT - 1 BD./1 BA. @ .676 S.F.	=	3	-	2,028 S.F.
CU* UNIT - 2 BD./1 BA. @ .888 S.F.	=	6	-	5,388 S.F.
CU* UNIT - 3 BD./2 BA. @ 1,133 S.F.	=	3	-	3,399 S.F.
TOTAL CONDITIONED BUILDING AREA:		12 UNITS		10,815 S.F.
TOTAL UNCONDITIONED BUILDING AREA:				
(INCLUDES COVERED BALCONIES, PATIOS, BREEZEWAYS, STAIRS AND STORAGE CLOSETS)				
(1st FLOOR - 1,272 S.F., 2nd FLOOR - 1,074 S.F., 3rd FLOOR - 1,074 S.F.)				
TOTAL GROSS BUILDING AREA:				14,235 S.F.
(1st FLOOR - 4,877 S.F., 2nd FLOOR - 4,679 S.F., 3rd FLOOR - 4,679 S.F.)				
LOT COVERAGE:				4,877 S.F.

TYPE OF CONSTRUCTION:	TYPE V-B
OCCUPANCY:	U (CARPORTS)
FIRE SPRINKLERS:	NO
ALLOWABLE AREA:	5,500 S.F.
ACTUAL AREA:	
10 STALL CARPORT	10' x 90' = 1,710 S.F.
8 STALL CARPORT	10' x 72' = 1,368 S.F.
8 STALL CARPORT	10' x 72' = 1,368 S.F.
The Actual areas are less than the Allowable area, therefore <u>they comply</u>	
These areas are not included in lot coverage	
TOTAL LOT COVERED	= 26.62% (35,674 S.F.)
(20,979 S.F.) + (3,344 S.F.) + (5,475 S.F.) + (8,875 S.F.)	
TOTAL CONDITIONED BLDG. AREA	= 72.624 S.F.
(41,415 S.F.) + (9,420 S.F.) + (10,974 S.F.) + (10,815 S.F.)	
TOTAL GROSS BUILDING AREA	= 98,934 S.F.
(14,235 S.F.) + (15,740 S.F.) + (12,740 S.F.) + (56,219 S.F.)	

PARKING REQUIRED:

<u>PLANNING DEPARTMENT REQ'TS</u>	
<u>PER ORDINANCE:</u>	136 STALLS w/ 80 COVERED
MIN. PARKING STALL SIZE:	9'-0" x 20'-0"
<u>CBC PARKING REQ'TS (SECTION 11B-208.2.3)</u>	
THE NUMBER OF ACCESSIBLE STALLS IS DETERMINED AS FOLLOWS:	
11B-208.2.3.1 PARKING FOR RESIDENTS	
(1) ADA STALL / MOBILITY UNIT	= 8 ACCESSIBLE STALLS REQ'D
11B-208.2.3.2 ADDITIONAL PARKING FOR RESIDENTS	
2% x 46 STALLS	= 1 ACCESSIBLE STALL REQ'D
11B-208.2.3.3 PARKING FOR GUESTS, EMPLOYEES & NON-RESIDENTS PER TABLE 11B-208.2	
2 OFFICE AREA STALLS	= 1 ACCESSIBLE STALL REQ'D
<u>TOTAL ACCESSIBLE STALLS REQUIRED</u>	= 10 ACCESSIBLE STALLS REQ'D

PARKING PROVIDED PER DENSITY BONUS:

COVERED STALLS (1 PER UNIT)	= 64
OPEN STALLS	= 46
TOTAL PARKING PROVIDED:	= 110 STALLS
(10) ACCESSIBLE STALLS PROVIDED (2 VAN STALLS)	(1.3 STALLS / UNIT - AVERAGE)

PARKING STALL SIZE PROVIDED: 9'-0" x 20'-0"

DRIVEWAY WIDTH PROVIDED: 20'-0"

R.L. Davidson, Inc.
ARCHITECTS
EST. 1987

425 SPRUCE AVE.
CLOVIS, CA 93611
559-435-3303
WWW.RLDAVIDSON.COM

SCALE:	AS SHOWN
SHEET NO.	
A-101	
PROJECT NO.	1910

Zoning PRC 2019-033



**E Street MFR
@ 358 S. E Street**

 Project Location

1 in = 300 feet



Date Printed: 10/8/2019 by the Community Development Department



CITY OF PORTERVILLE

APPLICATION FOR AFFORDABLE HOUSING DENSITY BONUS AND OTHER INCENTIVES

NOTE: The specific purposes of the affordable housing density bonus and other incentives regulations are to allow for density bonuses and additional incentives consistent with Government Code Section 65915 for affordable housing, implement the policies for the General Plan Housing Element, and establish requirements for resale and rental controls to ensure that units remain affordable.

PROJECT NAME:

Finca Serena

NAME, MAILING ADDRESS AND TELEPHONE NUMBER OF PROPERTY OWNER(S):

UPH Porterville, LP

(312) 870-4747

6083 N Figarden Drive #656, Fresno, CA 93722

NAME, MAILING ADDRESS AND TELEPHONE NUMBER OF APPLICANT /CONTACT PERSON:

Robert Feign (robert@upholdings.net)

(312) 870-4747

6083 N Figarden Drive #656, Fresno, CA 93722

PROJECT ADDRESS AND NEAREST CROSS STREETS:

358 South E Street, Porterville, CA 93257

Cross Streets: W Orange Avenue and South E Street

REQUIREMENTS FOR FILING APPLICATION FOR AFFORDABLE HOUSING DENSITY BONUS AND OTHER INCENTIVES

1. **REGULATORY AGREEMENT REQUIRED:** All affordable housing projects shall be subject to the approval of an agreement pursuant to conforming to the provisions of Sections 65864 to 65859 of the Government Code. The terms of the agreement shall be reviewed and revised as appropriate by the Zoning Administrator and/or City Attorney, who shall formulate a recommendation to the decision making body for approval.

2. **STATE THE LEVEL OF AFFORDABILITY OF THE DEDICATED UNITS:**

33 units @ 15% of Area Median Income (AMI); 6 units @ 30% of AMI

39 units @ 60% of AMI; 2 rent-free non-targeted manager's units

3. **PROPOSED INCENTIVES AND FINDINGS:**

NOTE: An applicant may propose specific incentives or concessions that would contribute significantly to the economic feasibility of providing affordable units pursuant to this chapter and State law unless the City makes a written finding that either (1) The concession or incentive is not necessary in order to provide the proposed targeted units, (2) The concession or incentive would have a specific adverse impact that cannot be feasibly mitigated on public health and safety or the physical environment or any property that is listed in the California Register of Historical Resources. (3) Notwithstanding the restriction in Subsection (a)(5) above, the applicant may propose and the city may approve additional incentives and concessions for an eligible project that provides targeted units that meet two (2) or more of the eligibility requirements based on a written finding that the additional incentives or concessions are necessary in order to make the project economically feasible.

See Exhibit A

4. TOTAL NUMBER OF UNITS: 80

5. TARGET UNITS: the location, unit sizes (in square feet) and number of bedrooms of the affordable housing units.

100% of housing units will be Affordable excluding the 2 manager's units (see site plan for locations).

Finca Serena will have 39 1-bedroom units, 20 2-bedroom units, and 21 3-bedroom units.

Please see the site plan for a breakdown of unit sizes (in square feet) for each unit type

6. HOUSEHOLD INCOME GROUP: description of the household income groups to be accommodated by the project and a calculation of the Affordable Sales Price.

Finca Serena will serve Low Income, Very-Low Income, and Special Needs households

with rents ranging from 15%-60% of the Area Median Income. All units will be rental units.

7. CERTIFICATION PROCEDURES: the party responsible for certifying sales prices or annual rental rates, and the process that will be used for certification.

See Exhibit B

8. SCHEDULE: a schedule for the completion and occupancy of the affordable housing units.

Construction Closing (10/2021); Construction Completion (01/2023);

Place-In-Service (04/2023); 100% Qualified Occupancy (08/2023)

9. REQUIRED TERM OF AFFORDABILITY: Duration of affordability of the housing units. Provisions shall also cover resale control and deed restrictions on targeted housing units that are binding on property upon sale or transfer.

The Affordable Units shall be subject to affordability requirements for a period of fifty-five (55) years from the date a Certificate of Occupancy is issue for the Project.

10. EXPIRATION OF AGREEMENT: Provisions covering the expiration of the agreement, including notice prior to conversion to market rate units and right of first refusal option for the City and/or the distribution of accrued equity for for-sale units.

All tenants residing in the Affordable Units during the last two (2) years of the Affordability Period shall be given notice at least once every six (6) months of the expiration date of this requirement, including notice that the rent payable on the Affordable Unit may be raised to a market rate rent at end of the Affordability Period.

11. REMEDIES FOR BREACH: a description of the remedies for breach of the agreement by either party.

See Exhibit C

12. OTHER PROVISIONS: Other provisions to ensure implementation and compliance with this application.

13. If a density bonus is requested for a land donation, the application shall show the location of the land to be dedicated and provide evidence that the requirements of section 65915(g)(1) have been met, thus entitling the project to the requested density bonus.

14. Site plan to scale showing the total number of units, the number and location of the units dedicated pursuant to California Government Code 65915(b), and the number and location of the proposed density bonus units.

Exhibit A: Proposed Incentives and Findings

The development team has worked with the project's architect, R. L. Davidson, Inc., to design a project that conforms as closely as possible to the applicable building codes and local zoning ordinance, and as a result the proposed density for this project, at 26 units per acre, is lower than that naturally allowed by the existing RM-3 zoning classification. However, as the project was designed to maximize its impact on the current housing crisis and provide ample community space for its residents, certain incentives as described in Section 302.05 for the Development Code have become necessary to ensure the project's feasibility.

As such, pursuant to the State of California's Bonus Density Law and the City of Porterville's Development Code, the development team respectfully requests the following incentives in connection with the Finca Serena project:

1. **Parking Requirements:** The project, as proposed, would be required to provide 177 parking spaces per the Development Code. With the exception of two 'manager's units', all units at Finca Serena will be occupied by Low Income, Very-Low Income, or Special Needs households. Given the targeted population, the actual parking needs are expected to be substantially lower than what is required by code. Despite this, an effort was made to accommodate as much parking on site as possible so as to approximate code requirements. Whereas the Bonus Density Law provides for a minimum parking requirement of 0.5 spaces per unit for 100% affordable projects, or 40 spaces in this case, the current plans provide 1.35 spaces per unit – or 108 parking spaces, 62 of which are covered. Therefore, the development team requests a reduction of parking requirements to allow for a total of 108 parking spaces.
2. **Parking Area Design:** The effort to accommodate as much parking as feasible on site made it necessary to minimally deviate from City code requirements regarding parking dimensions. With the understanding that these incentives are requested as a means to provide additional parking, and thus make the project conform more closely to code requirements, we respectfully request that the following requirements, specified in Section 304.10(C)(5) of Chapter 21 of the Development code be waived.
 - *'Carport shall include a minimum eighty (80) square foot enclosed storage unit with minimum dimensions of six feet (6') in height and four feet (4') in width and depth':* due to physical constraints, plans do not provide any storage in the carports.
 - *'Each single car carport shall measure at least eleven feet wide by twenty feet long (11' x 20)':* the plans call for carports that match the dimensions of the required parking spaces (9' x 20').
3. **Setbacks:** The 15-foot front setback and the 10-foot rear setback required by code are both observed in the current plans. The 10-foot sides setback is also observed around residential units and common spaces. Where the property line is adjacent to parking, however, the setbacks were reduced to 7 feet to accommodate sufficient parking. We request that this



slight deviation from the code, which allows for additional parking spaces to be offered than otherwise would fit the site, be approved as a project incentive.

As the incentives described above would provide for identifiable cost reductions (for example, the necessity of building structured or underground parking), which would otherwise compromise the financial feasibility of the project and would not cause a public health or safety problem, environmental problem, harm to historical property, or be contrary to the law, they fall within the bounds of the State Bonus Density Law. The Development Team therefore respectfully requests that they be granted to the project as part of the Project Review process.



Exhibit B: Certification Procedures

GSF Property Management (GSF) shall be responsible for certifying annual rental rates. This process will include certifying that each tenant leasing an Affordable Unit meets the income restrictions for the applicable unit. GSF shall obtain a Tenant Income Certification Questionnaire and an income certification from the tenant of each Affordable Unit which shall certify that the income of the tenant is truthfully set forth in the income certification form. GSF shall verify the income certification of the tenant.



Exhibit C: Remedies for Breach

Defaults – Right to Cure. Upon material breach of the Agreement by Owner, City shall give written notice of default to Owner which shall identify the breach and demand a cure. If default is not cured by Owner within thirty (30) days of the date such notice is received, or if Owner has not commenced reasonable steps to cure said breach within that time, City may terminate Agreement and/or seek remedy pursuant to Agreement. The notice of default shall be delivered by certified mail, return receipt requested. Any failure or delay by City in asserting any of its rights or remedies as to any default shall not operate as a waiver of any default or of any such rights or remedies or deprive City of its right to institute and maintain any actions or proceedings which it may deem necessary to protect, assert, or enforce any such rights or remedies.

Institution of Legal Actions. City may institute legal action to enforce the remedies provided herein. Such legal actions shall be instituted in the Tulare County Superior Court, State of California, or in the appropriate Federal District Court (for Tulare County) in the State of California.

Remedies for Owner's Default; Specific Performance. At City's election, in the event of Owner's default, City may seek specific performance of the terms of this Agreement, including the Restrictive Covenant.



Exhibit D: Site Plan



B.1. BLDG. LIMITATIONS, AREA REQUIREMENTS, & SETBACKS ARE TO COMPLY TO APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION

B.2. PROVIDE FIRE ACCESS LANE AS REQUIRED BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

C. PROVIDE APPROPRIATE NUMBER OF CURB CUTS AND DRIVEWAY ACCESS WIDTHS TO SITE AS REQUIRED BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

D. TYP. PARKING SPACE SIZES SHALL BE AS REQ'D BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION. 9'x18' MIN.

E. COORDINATE LIGHTING LOCATIONS WITH LANDSCAPE PLANTINGS - PROVIDE PHOTOGRAPHIC ANALYSIS AS REQ'D BY APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

F. IRRIGATE ALL LANDSCAPED AREAS WITH AUTOMATIC UNDERGROUND SPRINKLER SYSTEM EXCEPT THOSE IMMEDIATELY ADJACENT TO EXTERIOR WALL OF THE BUILDING.

G. ALL AREAS NOT WITHIN PLANTING BEDS TO RECEIVE SOO OR OTHER APPROVED GROUND COVER.

H. ALL EQUIP. MUST BE SCREENED W/ LANDSCAPING OR OTHER MEANS.

I. ALL SITE DIMENSIONS ARE MINIMUM REQUIREMENTS. COMPLY WITH APPLICABLE CODES AS DETERMINED BY LOCAL JURISDICTION.

J. PROVIDE AN ACCESSIBLE MEANS OF TRAVEL TO SITE PROPERTY LINE THAT MEETS ALL ACCESSIBILITY REQUIREMENTS.

K. CATCH BASINS ARE TO BE PLACED SO AS NOT TO INTERFERE WITH DESIGNATED ACCESSIBLE ROUTES, THEIR CLEARANCES & MAX. SLOPE.

L. PARKING LOT STRIPES MUST BE WHITE, EXCEPT WHERE OTHER COLORS ARE REQUIRED FOR FIRE LANES & PARKING ZONES.

M. GENERAL CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATING ALL CONSTRUCTION TRADES AND ENSURING THAT ALL FINISHED WORK COMPLIES WITH ALL FEDERAL AND STATE ACCESSIBILITY REQUIREMENTS INCLUDING BUT NOT LIMITED TO: SLOPE OF PATH OF TRAVEL, ETC.

N. REFER TO CIVIL ENGINEERING DRAWINGS FOR HORIZONTAL CONTROL. DIMENSIONS SHOWN ON ARCHITECTURAL SITE PLAN INDICATES MIN. DISTANCE BETWEEN BUILDINGS OR ADJACENCIES.

O. ALL OPEN NON-PAVED AREAS SHALL BE LANDSCAPED. (TYP.)

P. ALL TRAFFIC CONTROL DEVICES AND GATES PROPOSED WITHIN THE PROJECT SHALL BE REVIEWED AND APPROVED BY THE FIRE DEPARTMENT PRIOR TO INSTALLATION OF BUILDING PERMITS.

Q. THE CONSTRUCTION SITE SHALL BE WATCHED FOR STAFF CONTROL AS DIRECTED BY THE DEPARTMENT OF PUBLIC WORKS/ AND CITY REQUIREMENTS.

R. RESIDENTIAL STRUCTURES SHALL BE EQUIPPED WITH ELECTRICAL OUTLETS ON ALL FOUR SIDES OF THE STRUCTURE TO FACILITATE THE USE OF ELECTRIC LAMPING.

S. AISLES, PASSAGEWAYS AND RECESSES RELATED TO AND WITHIN THE BUILDING COMPLEX SHALL BE ILLUMINATED WITH AN INTENSITY OF AT LEAST 0.25 FOOT- CANDLES AT GROUND LEVEL 30 MINUTES BEFORE SUNSET & 30 MINUTES BEFORE SUNRISE.

T. ALL LIGHTING DEVICES SHALL BE PROTECTED BY WEATHER AND VANDAL THEFT PROOF COVER.

U. LIGHTS SHALL BE OF AN ENERGY-EFFICIENT, INDIRECT DIFFUSED TYPE, & SHALL NOT EXCEED A HEIGHT GREATER THAN _____ ABOVE FINISHED GRADE.

V. ALL EXTERIOR LIGHTING SHALL BE SHIELDED SO AS NOT TO REFLECT INTO THE PUBLIC RIGHT-OF-WAY OR ADJACING PROPERTIES.

W. OPEN PARKING LOTS AND CARPORTS SHALL BE PROVIDED WITH A MAINTAINED MINIMUM OF ONE FOOT-CANDLE OF LIGHT ON THE CURB AREA OF THE PARKING SURFACE 30 MINUTES BEFORE SUNSET & 30 MINUTES BEFORE SUNRISE.

X. SEE CIVIL DRAWINGS FOR FIRE HYDRANT LOCATIONS

Y. ANY SURVEY MONUMENTS WITHIN THE AREA OF CONSTRUCTION SHALL BE PRESERVED OR RESET BY A PERSON LICENSED TO PRACTICE LAND SURVEYING IN THE STATE OF CALIFORNIA.

Z. REPAIR ALL DAMAGED AND/OR OFF-SITE CONCRETE STREET IMPROVEMENTS AS DETERMINED BY THE CONSTRUCTION MANAGEMENT ENGINEER PRIOR TO OCCUPANCY. PEDESTRIAN PATHS OF TRAVEL MUST ALSO MEET CURRENT ADA STANDARDS. THE STREET SIDEWALK ACCESS DRIVELANE SHALL BE MAINTAINED TO BE BROUGHT INTO COMPLIANCE PRIOR TO ACCEPTANCE BY PUBLIC WORKS.

AA. 2 WORKING DAYS BEFORE COMMENCING EXCAVATION/OPERATIONS WITHIN THE STREET RIGHT-OF-WAY AND/OR UTILITY EASEMENTS, ALL EXISTING UNDERGROUND FACILITIES SHALL HAVE BEEN LOCATED BY "UNDERGROUND SERVICES ALERT" (USA, CALL 1-800-642-2444.

AB. UNDERGROUND ALL EXISTING OFF-SITE OVERHEAD UTILITIES UTILITIES THE LIMITS OF THIS SITE/MPA AS PER FMC SECTION 12-1011 AND THE PUBLIC WORKS NO. 76-522-0029.

AC. REFER TO SITE ELECTRICAL PLAN FOR LIGHTING & POWER REQUIREMENTS.

AD. REFER TO CIVIL DRAWINGS FOR ALL DEMOLITION WORK INCLUDING REMOVAL OF BUILDINGS, FLATWORK, PAVED AREAS, AND UTILITIES.

AE. ALL ENTRANCES TO BUSINESSES ARE REQUIRED TO BE SERVED BY AN ACCESSIBLE PEDESTRIAN ROUTE BETWEEN THE PUBLIC WAY AND BUSINESS ENTRANCE, WHERE NO SUCH ROUTE IS PROVIDED, ONE MUST BE PROVIDED AS A CONDITION OF THE BUILDING PERMIT IN ORDER TO PROVIDE PEDESTRIAN ACCESS TO THE "AREA OF WORK". IF THE PEDESTRIAN ROUTE BETWEEN THE PUBLIC WAY AND THE AREA OF WORK TO SERVE THE PROPOSED BUSINESS, IS PROVIDED BUT DOES NOT FULLY-COMPLY, IT MUST BE ALTERED TO COMPLY WITH THE CITY OF LOS ANGELES ACCESSIBILITY REQUIREMENTS PRIOR TO OCCUPANCY. ALL WORK OCCURRING IN THE PUBLIC WAY REQUIRES A SEPARATE/ENFORCEMENT PERMIT TO BE OBTAINED THROUGH THE CITY OF LOS ANGELES PUBLIC WORKS DEPARTMENT PRIOR TO COMMENCING CONSTRUCTION. CONTACT ENGINEERING REGARDING ENCROACHMENT PERMIT INFORMATION.

AF. PROVIDE ACCESSIBLE PARKING WHERE NO SUCH PARKING IS PROVIDED. ALTERNATIONS MUST OCCUR AS A CONDITION OF THE BUILDING PERMIT IN ORDER TO PROVIDE VEHICULAR ACCESS TO THE "AREA OF WORK". IF THE VEHICULAR ACCESS BETWEEN THE BUSINESS ENTRANCE IS PROVIDED BUT DOES NOT FULLY-COMPLY, IT MUST BE ALTERED TO COMPLY WITH THE CITY OF LOS ANGELES ACCESSIBILITY REQUIREMENTS PRIOR TO FINAL OCCUPANCY.



THE FOLLOWING KEYNOTES SHALL APPLY WHERE INDICATED ON THIS SHEET.

- | | | |
|---|--|---|
| INDICATES NEW CURB, GUTTER, SIDEWALK & DRIVE APPROACHES @ PUBLIC R.O.W. PER CITY OF PORTERVILLE STANDARDS
REFER TO CIVIL DRAWINGS | IND'S NEW 2-BIN TRASH ENCLOSURE PER CITY OF PORTERVILLE P.V. STD R-1
FINISH W/ CEMENT PLASTER TO MATCH ADJACENT BUILDINGS
REFER TO SHT. A-102 / DET. 12 | 22. _____ |
| 2. NEW SIDEWALK RAMP PER CITY OF PORTERVILLE PUBLIC WORKS STANDARDS
REFER TO CIVIL DRAWINGS | 23. PROVIDE 4" WIDE WHITE PAINTED PARKING STRIPES PER CITY OF PORTERVILLE PARKING MANUAL AT ALL PARKING STALLS, TYP. STRIPES SHALL EXTEND THE FULL DEPTH OF STALL | 23. (NOT USED) |
| 3. INDICATES (E) POWER POLE TO REMAIN | IND'S 6" HIGH PRECAST CONCRETE WHEEL STOP
REFER TO SHT. A-102 / DET. 6 | 24. PROVIDE STRIPING FOR ACCESSIBLE PARKING STALL(S).
- POLE MOUNTED SIGNAGE SHALL BE LOCATED BEHIND THE ADJACENT SIDEWALK AND OUTSIDE OF THE FRONT OF CAR OVERHANG AREA.
REFER TO SHT. A-801 / DET. 1 |
| 4. INDICATES (E) POWER POLE AND STREET LIGHT TO REMAIN | INDICATES NEW 46" HIG WOODEN FENCE ALONG EAST PROPERTY LINE (PROVIDE ACCESS GATES AT FOOTPATHS). | 25. PROVIDE STRIPING FOR ACCESSIBLE CROSSWALK. |
| 5. HATCHED AREA INDICATES 12" VISIBILITY TRIANGLE AT DRIVE APPROACH. | INDICATES ACCESSIBLE CONCRETE CURB RAMPS
REFER TO DETAILS SHT. A-801 / DET. 8, 9, & 10
REFER TO CIVIL DRAWINGS | 26. INDICATES OUTLINE OF "SOLARPORT" ABOVE
- STRUCTURE DESIGN UNDER SEPARATE PERMIT BY OTHERS |
| 6. INDICATES (E) FIRE HYDRANT, F.D.C. & P.I.V. TO REMAIN | 27. PROPOSED MONUMENT SIGN LOCATION
- SEPARATE REVIEW AND PERMIT REQUIRED FOR ALL SIGNAGE. | 27a. INDICATES TENTATIVE LOCATION FOR FIRE SPRINKLER RISER
- FIRE SPRINKLER SYSTEM TO BE DESIGN/BUILD BY SUB-CONTRACTOR
REFER TO CIVIL DRAWINGS & BUILDING COORDINATION PLANS |
| 7. IND'S 6" THICK STAMPED & COLORED CONCRETE @ SITE ENTRANCE
- PROVIDE #3 REBAR @ 18" O.C. BOTH WAYS | INDICATES TOW AWAY SIGN
REFER TO DETAIL SHT. A-801 / DET. 4B | 27b. INDICATES TENTATIVE LOCATION FOR FIRE SPRINKLER STANT
- FIRE SPRINKLER SYSTEM TO BE DESIGN/BUILD BY SUB-CONTRACTOR
REFER TO BUILDING COORDINATION PLANS |
| 8. IND'S FIRE TRUCK / TRASH TRUCK TURNING SPACE
- 44'-0" RADIUS TO CENTERLINE OF TRUCK SPACE | 28. (NOT USED) | 28. PROVIDE AND INSTALL 'SALSUBURY INDUSTRIES' MODEL #3316 MAILBOX (OR SIMILAR)
- PROVIDE (1) MAILBOXES, (2) OUTGOING BOXES, AND (4) PARCEL BOXES
- COORDINATE SIZE AND LOCATION WITH U.S. POSTAL SERVICE |
| 9. IND'S LANDSCAPE AREA, TYPICAL
REFER TO LANDSCAPE DRAWINGS | INDICATES CONCRETE CURB
REFER TO CIVIL DRAWINGS | |
| 10. INDICATES 5'-0" MIN. WIDE CONCRETE FLATWORK, U.N.O.
FOR CONCRETE JOINTS REFER TO SHT. A-102 / DET. 7 | 29. INDICATES BOLLARD WALKWAY LIGHTS
REFER TO ELECTRICAL SITE PLAN SHT E-101 | |
| 11. CONCRETE MOW STRIP AROUND PLAYAREAS
REFER TO LANDSCAPE DRAWINGS FOR DETAILED REQTS. | | |

MARK

UNO.









DESCRIPTION

36" x 36" INTERNATIONAL SYMBOL OF ACCESSIBILITY.
PAVEMENT ON PAVEMENT ACCESSIBLE PARKING SPACE
- REFER TO... **SHT. A-801/DET.4 & 5**

ACCESSIBLE AT ACCESSIBLE PARKING.
- REFER TO... **SHT. A-801/DET.4**
- POLE MTD. SIGNAGE SHALL BE LOCATED @ FRONT OF
STALL & OUTSIDE OF FRONT OF CAR OVERHANG AREA.

INDICATES ACCESSIBLE PATH OF TRAVEL/ VERIFY W/ CIVIL.
- 5% MAX. SLOPE IN DIRECTION OF TRAVEL
- 2% MAX. CROSS SLOPE

INDICATES RED PAINTED CURB FOR FIRE LANE
- REFER TO DETAIL... **SHT. A-102/DET.1 & 2**



NEW CONCRETE PAVING/ SIDEWALK

NEW A/C PAVING w/ NEW COMPACTED AGGREGATE BASE
PER CIVIL DRAWINGS AND GEOTECH REPORT
- REFER TO CIVIL DRAWINGS FOR DETAILED PLAN OF PAVING AND
NEW UNDERGROUND STORM DRAIN
- CONSTRUCT PER CITY OF CLOVIS P.W. STANDARDS



INDICATES POLE MOUNTED LIGHT FIXTURES
- REFER TO **ELECTRICAL SITE PLAN**



INDICATES TENTATIVE LOCATION OF NEW FIRE
DEPARTMENT CONNECTION
- PROVIDE LOCKING GEAR BY KNOX
- REFER TO CIVIL DRAWINGS.

L.S.

LANDSCAPE AREA



INDICATES SITE BELOW



INDICATES SITE ABOVE

EVCS

INDICATES PARKING STALL WITH PROVISIONS FOR FUTURE
ELECTRIC VEHICLE CHARGING EQUIP.
- REFER TO **ELECTRICAL SITE PLAN & SHT. A-102/DET. 10**
- 10% OF TOTAL PARKING (114 x 10% = 12 - 12 REQUIRED.)
- COORDINATE W/ OWNER FOR 7 BOX LOCATION



TOAC REQUIREMENT: INDICATES 10% OF TOTAL UNITS
TO BE CONSTRUCTED WITH MOBILITY ACCESSIBILITY
FEATURES PER CBC CHAPTER 11B-233.3.1.1
(8 TOTAL UNITS PROVIDED W/ MOBILITY FEATURES.)
UNITS - 113, 107, 118, 212, 220, 221, 327



TOAC REQUIREMENT: INDICATES 4% OF TOTAL UNITS
TO BE CONSTRUCTED WITH COMMUNICATION
ACCESSIBILITY FEATURES PER 2019 CBC,
CHAPTER 11B-233.3.1.3 (3 UNITS PROVIDED)
UNITS - 119, 209, 302

INDICATES SITE ADDRESS @ 1ST FLR
UNITS ABOVE 1ST FLOOR HAVE SIMILAR ADDRESS
(I.E. 101, 201, 301)
- PROVIDE ADDRESS SIGN @ EACH ENTRY DOOR
- REFER TO... **SHT. A-539/DET.14**



INDICATES NEW FIRE HYDRANTS, PER CITY OF
PORTERVILLE STANDARDS
- REFER TO CIVIL PLANS

REFER TO LANDSCAPE PLANS FOR LANDSCAPE REQUIREMENTS

PROPERTY CURRENTLY VACANT. ALL ON-SITE IMPROVEMENTS ARE CONSIDERED NEW / PROPOSED U.N.O.

REFER TO CIVIL PLANS FOR ALL EXISTING PROPERTY LINES, SITE D
GRADES, HORIZONTAL CONTROL AND BUILDING LOCATIONS, ETC.

1. EXTERIOR ACCESSIBLE PATHS OF TRAVEL SHALL BE CONTINUOUSLY ACCESSIBLE AND HAVE MAXIMUM 1/2" CHANGES IN ELEVATION - BE A MINIMUM OF 48" IN WIDTH
 - HAVE A MAX. OF 5% SLOPE IN DIRECTION OF TRAVEL
 - HAVE A MAX. OF 2% CROSS SLOPE (1/4"IT/2')
 - HAVE DETECTABLE E-WAVES WHERE THE PATH OF TRAVEL CROSSESDRIVEWAYS OR A VEHICULAR ROUTE
 - WHERE NECESSARY TO CHANGE ELEVATION AT A SLOPE EXCEEDING 5% (ie:1:20) SHALL HAVE ACCESSIBLE RAMP
2. REFER TO **SHEET G2** FOR ADDITIONAL REQUIREMENTS.
3. REFER TO **SHEETS A-801, A-802, A-803 AND A-804** FOR TYPICAL DETAILS REGARDING TO ACCESSIBILITY OF ELEMENTS OF THE PROJECT

APPLICANT / DEVELOPER:	UPHOLDINGS 7370 N. LINCOLN AVE., SUITE 'A' LINCOLNWOOD, IL 60172
SITE ADDRESS:	308 S. EAST STREET PORTERVILLE, IL 62457
LEGAL DESCRIPTION	-
A.P.N.:	260-242-012
TOTAL SITE AREA:	3.076 ACRES (133,990.56 SF)
EXISTING ZONING:	RM-3
PROPOSED ZONING:	RM-3 (NO CHANGE)
ALLOWED USE:	YES
ALLOWED DENSITY:	= 33 UNITS PER ACRE =101 units maximum
PROPOSED DENSITY:	26 UNITS / ACRE (60 UNITS TOTAL)
FIRE SPRINKLERS:	YES - NFPA-13
ALLOWED BUILDING HEIGHT:	35'-0" MEASURED FROM AVERAGE GRADE (PER ZONING REQUIREMENTS)
TYPES OF CONSTRUCTION:	TYPE V-A @ BUILDING 1 & COMMUNITY BUILDING TYPE V-A @ BUILDING 2

UNITS:					
A' UNIT - 1 BD / 1 BA. @ 663 S.F.	=	13	-	11,934 S.F.	
B' UNIT - 1 BD / 1 BA. @ 668 S.F.	=	18	-	2,004 S.F.	
C' UNIT - 1 BD / 1 BA. @ 676 S.F.	=	18	-	12,168 S.F.	
D' UNIT - 2 BD / 1 BA. @ 888 S.F.	=	16	-	16,164 S.F.	
E' UNIT - 3 BD / 2 BA. @ 1,098 S.F.	=	18	-	19,944 S.F.	
F' UNIT - 3 BD / 1 BA. @ 1,069 S.F.	=	2	-	2,138 S.F.	
G' UNIT - 3 BD / 2 BA. @ 1,133 S.F.	=	18	-	3,399 S.F.	
TOTAL NUMBER OF UNITS:	=			80 UNITS	
UNIT MIX:					
TOTAL 1 BD. / 1 BA. UNITS	=	39	(48.75%)		
TOTAL 2 BD. / 1 BA. UNITS	=	20	(25%)		
TOTAL 3 BD. / 2 BA. UNITS	=	21	(26.25%)		
CONDITIONED AREA @ UNITS:					
	=			67,751 S.F.	

BUILDING '1' (1 BUILDING)			
UNIT UNIT BREAKDOWN:			
'U' UNIT - 1 BD / 1 BA	=	663 S.F.	7,956 S.F.
'C' UNIT - 1 BD / 1 BA	=	676 S.F.	8,112 S.F.
'D' UNIT - 2 BD / 1 BA	=	6	138 S.F.
'E' UNIT - 3 BD / 2 BA	=	6	13,296 S.F.
'F' UNIT - 2 BD / 1 BA	=	2	2,138 S.F.
SUB-TOTAL =			42
			36,990 S.F.
LAUNDRY ROOM:			
'A' @ 243 S.F.	=	2	486 S.F.
COMMUNITY ROOM:			+ 3,897 S.F.
TOTAL CONDITIONED BUILDING AREA:			41,373 S.F.
TOTAL UNCONDITIONED BUILDING AREA:			14,764 S.F.
(INCLUDES COVERED BALCONIES, PATIOS, BREEZEWAYS, STAIRS AND STORAGE CLOSETS) (1st Floor - 5,244 S.F., 2nd Floor - 4,789 S.F., 3rd Floor - 4,737 S.F.)			
TOTAL GROSS BUILDING AREA:			56,137 S.F.
(FIRST FLOOR - 20,625 S.F., SECOND FLOOR - 18,758 S.F., THIRD FLOOR - 16,554 S.F.)			
LOT COVERAGE:			20,825 S.F.

<u>UNIT TYPE BREAKDOWN:</u>			
1 st UNIT - 1 BD, 1 BA @	668 S.F.	=	3 - 2,004 S.F.
2 nd UNIT - 1 BD, 1 BA @	678 S.F.	=	3 - 2,028 S.F.
3 rd UNIT - 2 BD, 2 BA @	898 S.F.	=	6 - 5,388 S.F.
<u>TOTAL CONDITIONED BUILDING AREA:</u>		12 UNITS	9,420 S.F.
TOTAL UNCONDITIONED BUILDING AREA:			
(INCLUDES COVERED BALCONIES, PATIOS, BREEZEWAYS, STAIRS AND LOBBIES)			
(1 st FLOOR - 1,204 S.F., 2 nd FLOOR - 1,058 S.F., 3 rd FLOOR - 1,058 S.F.)			
TOTAL GROSS BUILDING AREA:			12,740 S.F.
(1 st FLOOR - 4,344 S.F., 2 nd FLOOR - 4,198 S.F., 3 rd FLOOR - 4,198 S.F.)			
LOT COVERAGE:			4,344 S.F.

UNIT TYPE BREAKDOWN:			
A' UNIT - 1 BD, 1 BA @ .663 S.F.	=	6	3.978 S.F.
U' UNIT - 3 BD, 2 BA @ .118 S.F.	=	6	6.984 S.F.
SUB-TOTAL	=	12 UNITS	10.626 S.F.
LAUNDRY ROOM -	@ .174 S.F.	=	2 + 348 S.F.
TOTAL CONDITIONED BUILDING AREA:			10.974 S.F.
TOTAL UNCONDITIONED BUILDING AREA:			
INCLUDES COVERED BALCONIES, PATIOS, BREEDWAYS, STAIRS AND STORAGE CLOSETS (1st FLOOR - 1.532 S.F., 2nd FLOOR - 1.417 S.F., 3rd FLOOR - 1.417 S.F.)			
TOTAL GROSS BUILDING AREA:			15.740 S.F.
(1st FLOOR - 5.475 S.F., 2nd FLOOR - 5.133 S.F., 3rd FLOOR - 5.133 S.F.)			
LOT COVERAGE:			5.475 S.F.

<u>UNIT TYPE BREAKDOWN:</u>			
C 'UNIT - 1 BD / 1 BA @ 676 S.F.	=	3	2,028 S.F.
D 'UNIT - 2 BD / 1 BA @ 896 S.F.	=	6	5,368 S.F.
Q 'UNIT - 3 BD, 12 BA @ 1,153 S.F.	=	3	3,459 S.F.
TOTAL CONDITIONED BUILDING AREA:		12 UNITS	10,815 S.F.
TOTAL UNCONDITIONED BUILDING AREA:			3,420 S.F.
(INCLUDES COVERED BALCONIES, PATIOS, BREEZEWAYS, STAIRS AND STORAGE CLOSETS)			
(1st FLOOR - 1,272 S.F., 2nd FLOOR - 1,074 S.F., 3rd FLOOR - 1,074 S.F.)			
TOTAL GROSS BUILDING AREA:			14,235 S.F.
(1st FLOOR - 4,877 S.F., 2nd FLOOR - 4,678 S.F., 3rd FLOOR - 4,678 S.F.)			
LOT COVERAGE:			4,877 S.F.

TYPE OF CONSTRUCTION:	TYPE V-B
OCCUPANCY:	U (CARPORTS)
FIRE SPRINKLERS:	NO
ALLOWABLE AREA:	5,500 S.F.
ACTUAL AREA:	
10 STALL CARPORT	10' x 90' = 1,710 S.F.
8 STALL CARPORT	10' x 72' = 1,368 S.F.
8 STALL CARPORT	10' x 72' = 1,368 S.F.
The Actual areas are less than the Allowable area, therefore <u>they comply</u>	
These areas are not included in lot coverage	
TOTAL LOT COVERED	= 26.62% (35,674 S.F.)
(20,979 S.F.) + (3,344 S.F.) + (5,475 S.F.) + (8,875 S.F.)	
TOTAL CONDITIONED BLDG. AREA	= 72.624 S.F.
(41,415 S.F.) + (9,420 S.F.) + (10,974 S.F.) + (10,815 S.F.)	
TOTAL GROSS BUILDING AREA	= 98,934 S.F.
(14,235 S.F.) + (15,740 S.F.) + (12,740 S.F.) + (56,219 S.F.)	

PARKING REQUIRED:

<u>PLANNING DEPARTMENT REVTS</u>	
<u>PER ORDINANCE:</u>	136 STALLS w/ 80 COVERED
MIN. PARKING STALL SIZE:	9'-0" x 20'-0"
<u>CBC PARKING REVTS (SECTION 11B-208.2.3)</u>	
THE NUMBER OF ACCESSIBLE STALLS IS DETERMINED AS FOLLOWS:	
11B-208.2.3.1 PARKING FOR RESIDENTS (1) ADA STALL / MOBILITY UNIT	= 8 ACCESSIBLE STALLS REQ'D
11B-208.2.3.2 ADDITIONAL PARKING FOR RESIDENTS 2% x 46 STALLS	= 1 ACCESSIBLE STALL REQ'D
11B-208.2.3.3 PARKING FOR GUESTS, EMPLOYEES & NON-RESIDENTS PER TABLE 11B-208.2	
2 OFFICE AREA STALLS	= 1 ACCESSIBLE STALL REQ'D
ACCESSIBLE STALLS REQUIRED	= 10 ACCESSIBLE STALLS REQ'D

PARKING PROVIDED PER DENSITY BONUS:

COVERED STALLS (1 PER UNIT)	= 64
OPEN STALLS	= 46
TOTAL PARKING PROVIDED:	= 110 STALLS
(10) ACCESSIBLE STALLS PROVIDED (2 VAN STALLS)	(1.3 STALLS / UNIT - AVERAGE)

PARKING STALL SIZE PROVIDED: = 9'-0" x 20'-0"
DRIVEWAY WIDTH PROVIDED: = 26'-0"

R.L. Davidson, Inc.
ARCHITECTS
EST. 1987

425 SPRUCE AVE.
DLOVIS, CA 93611
559.435.3303
WWW.RLDAVIDSON.COM

SCALE:	AS SHOWN
SHEET NO.	
A-101	
PROJECT NO.	1910



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Consideration of Membership in the Tulare County Economic Development Corporation

SOURCE: City Manager's Office

COMMENT: At its meeting on August 3, 2021, the City Council considered the request of the Tulare County Economic Development Corporation (TCEDC) to rejoin as a public sector member. After discussion, the Council took no action on the TCEDC request, with Mayor Reyes and Vice Mayor Flores expressing their interest in attending the next TCEDC Board of Directors meeting and providing Council their perspectives from the meeting. Mayor Reyes, Vice Mayor Flores and City staff attended the TCEDC Board meeting of August 25, 2021, which the meeting Agenda is provided as an attachment.

Also, on August 25, 2021, Mayor Reyes and Vice Mayor Flores participated with City staff in a virtual meeting with a prospective renewable hydrogen production company looking to locate in Tulare County and considering several Porterville sites for development. The company expressed its preference in locating on City property, if available, and a potential personal visit of local sites is being planned for the week of September 6, 2021. City staff is evaluating the company's operations as a potential partner in complimenting several significant projects at the City's Corporation Yard, including electric microgrid development for redundancy and sustainability, zero-emission fleet operations (e.g. refuse, transit, etc.) and transitioning to tertiary treatment recycled water.

As previously reported, the City was a founding member of the TCEDC in 1983, and remained actively and consistently involved in its operation and funding since the organization's inception until the past fiscal year (though City and TCEDC staff have continued to coordinate on potential prospect activity). The TCEDC was formed in 1983 by the County of Tulare and the county's eight incorporated cities for the express purpose of recruitment of new industry locating to Tulare County and to encourage development of new jobs through industrial promotion. Members of the City Council and staff have continued to emphasize the importance of collaborative economic development efforts across Tulare County, and especially to the benefit of the southeastern region of the county.

Through its historical participation and support of the TCEDC, the City had been successful in the location of several new industries to Porterville, including Walmart Distribution (1991) and ProDocument Solutions (2003). Through the

TCEDC prospect selection process, the City was successful in 2007 in the location and sale of approximately 35-acres of vacant City industrial property to Southern California Edison (SCE) for the planned development of a customer service center and maintenance facility. SCE has developed the maintenance facility on approximately half of the property, and has plans to further develop and expand its maintenance operations at the location, but to date has not developed the customer service center nor has any current plans to do so.

Through its membership in the TCEDC, the City had actively marketed prospective industrial properties across the community and responded to potential industrial prospect inquiries, including currently vacant privately-owned facilities (e.g. former Beckman Coulter, Inc.) as well as vacant land (e.g. City 10-acre property at Jaye Street/Montgomery Avenue). Over the last several years, the TCEDC has coordinated several initiatives to incentivize prospect consideration and selection of industrial property, including a Certified Sites program for development and federally-designated Opportunity Zones to eliminate or defer federal capital gains taxes, which the City robustly participated without success. In a strengths, weaknesses, opportunities and threat (SWOT) analysis conducted by the TCEDC in 2019, the TCEDC identified the lack of major highway access and proximity to State Route 99, lack of railroad service, and limited vacant buildings being the main obstacle for local prospect location.

Given current financial challenges and consideration of economic development priorities during the ongoing COVID-19 pandemic, the Cities of Exeter, Farmersville and Lindsay acted to discontinue its membership in the TCEDC last fiscal year, and its meeting on July 21, 2020, the Porterville City Council took the same action. Recently, the Cities of Farmersville and Lindsay have acted to rejoin the TCEDC this fiscal year, and the City of Exeter will also soon be considering the same.

The TCEDC has indicated its goal and objective over the next couple of years is to not rely on the public sector agencies for financial support and encourage additional private sector support. Prior to July 1, 2020, the County and Cities comprised nine members of the 21-Member Board of Directors and contributed \$225,000 in annual revenue to the TCEDC, with the private sector contribution of \$21,000. TCEDC's 2020-2021 budget reduced the County and public agencies contributions by \$52,500 to \$172,500, with the objective of the private sector contributing an additional \$129,000 for a total of \$150,000 and increasing private sector membership to the Board. Locally, Kevin McPhail (Bank of the Sierra) and Rob Taylor (Stafford's Chocolates) were appointed to the Board.

After more than twenty (20) years as President/Chief Executive Officer (CEO) of the TCEDC, Paul Saldana retired on October 31, 2020, which then retired Visalia City Manager Mike Olmos served as Interim President/CEO until Nathan Ahle was hired as President/CEO in March 2021. In an effort to learn more about the Porterville area and its planning and vision for economic development, City staff has met with Ahle several times in the past couple of months and discussed potential prospect activity, especially in the Airport area

as the City's identified jobs development area. At its meeting on May 4, 2021, Ahle provided a presentation to the Council on the direction of the TCEDC and how Porterville's interests in economic development may be supported.

At its meeting on June 15, 2021, the Council adopted its budget for the 2021-2022 fiscal year, which continues to include an appropriation of \$25,000 for TCEDC membership. On June 2, 2021, the City received a letter of request from the TCEDC to reconsider joining as a member agency.

RECOMMENDATION: That the City Council consider the City's rejoining membership in the Tulare County Economic Development Corporation and public sector membership dues of \$25,000 for the current 2021-2022 fiscal year.

ATTACHMENTS:

1. TCEDC Board of Directors Meeting Agenda - August 25, 2021
2. TCEDC Membership Invoice - June 2, 2021
3. TCEDC City Council Presentation - May 4, 2021
4. TCEDC Fiscal Year 2020-2021 Project Metrics
5. TCEDC Public Sector Membership Formula
6. TCEDC 2019 Porterville SWOT Analysis

Appropriated/Funded:

Review By:

Department Director:

John Lollis, City Manager

Final Approver: John Lollis, City Manager



TULARE COUNTY ECONOMIC DEVELOPMENT CORPORATION

Board of Directors

Wednesday, August 25, 2021 - 7:30AM

Meet In-Person at:

Workforce Investment Board
Conference Room
309 W. Main, Suite 110
Visalia, CA 93291

Welcome & Opening

- | | |
|-------------------|---------|
| 1. Call to Order | Harness |
| 2. Public Comment | |

Maintain a High-Performance Economic Development Organization

- | | |
|--|------|
| 1. Governance & Leadership | Ahle |
| a. July 28, 2021 Minutes (Action) | |
| 2. Fiscal Stewardship | Ahle |
| a. July 28, 2021 Financial Report (Action) | |

Maximize Opportunities for Economic Growth & Job Creation

- | | |
|-------------------------------------|-----------|
| 1. Project/Client Services (Report) | Diaz |
| 2. Year-end Metrics (Report) | Diaz/Ahle |

Create a Globally Competitive Environment for Business

- | | |
|--|------|
| 1. CEO Report (Report) | Ahle |
| 2. Update on proposed Relocation Guide project | Ahle |

Announcements & Board Comments

- | | |
|-------------------------------|-------------|
| 1. Board Member Announcements | Harness/All |
|-------------------------------|-------------|

Adjournment

- | | |
|------------------------------------|--|
| 1. Next Meeting September 22, 2021 | |
|------------------------------------|--|



TULARE COUNTY ECONOMIC DEVELOPMENT CORPORATION

Board of Directors

Chair

Scott Harness
Harness Realty Group

Immediate Past Chair

Colby Wells
SoCal Gas

Vice Chair

Rudy Mendoza
City of Woodlake

Treasurer

Brian Poochigian
City of Visalia

Secretary

Amy Shuklian
County of Tulare

Brent Calvin
College of Sequoias

Terry Sayre
City of Tulare

Clifford Dunbar
Gallagher Insurance

Nick Seals
Seals Construction, Inc.

Reggie Ellis
Sun Gazette News

Donnette Silva Carter
Tulare Chamber of Commerce

Tim Hire
Superintendent of Schools

Joe Tanner
City of Lindsay

Clayton Ipsen
True North Physician Agency

Rob Taylor
Stafford's Chocolates

Jey Lacey
Southern California Edison

Dr. Kuldip Thusu
City of Dinuba

Kevin McPhail
Bank of the Sierra

George Vasquez
Sequoia Regional Foundation

Ruben Macareno
City of Farmersville

Harroll Wiley
Workforce Investment Board



TULARE COUNTY ECONOMIC DEVELOPMENT CORPORATION

Board of Director's Minutes - June 28, 2021

Recommendation

Board approves minutes of July 28, 2021.

May 26, 2021, Minutes

Minutes of June 28, 2021, Board Meeting

Welcome & Opening

1. Call To Order: Chairman Harness called meeting to order at 7:32am.

Roll Call:

Board Members present (16):

Scott Harness
Colby Wells
Amy Shuklian
Reggie Ellis
Rob Taylor
George Vasquez
Brian Poochigian
Tim Hire
Jey Lacey
Donnette Silva Carter
Clay Ipsen
Dr. Kuldip Thusu

Nick Seals
Clifford Dunbar
Kevin McPhaill
Harroll Wiley
Brent Calvin
Terry Sayre

Board members absent (2):

Mike Porte
Rudy Mendoza

Staff present: Nathan Ahle, Karin Ford, Sam Diaz, Airica de Oliveira

2. Public Comments: None.

Maintain a High-Performance Economic Development Corporation

1. Governance & Leadership:

- a. B. Poochigian made a motion to accept the June 23, 2021, meeting minutes with D.Silva Carter seconding the motion. Motion passed unanimously.

1. Fiscal Stewardship:

- a. Nathan Ahle presented the June 2021 Financial Report. The Board reviewed the Statement of Financial Position and Statement of Activity provided by MBS Accounting for month ending June 30, 2021. The Foundation's financials will be distributed in August for the next board meeting and will be reported as its own financial statement. Motion by H. Wiley and seconded by T. Hire, to accept June 2021 Financials. Motion passed unanimously.

Maximize Opportunities for Economic Growth and Job Creation

1. Prospect/Client Services Report: Sam Diaz presented the prospects report for period ending as of July 20, 2021. The report reflected 28 current active projects. Report only/no action.

Create a Globally Competitive Environment for Business

1. CEO Report

- a. N. Ahle announced that the City of Lindsay has rejoined Tulare County EDC, and City of Porterville will vote soon.
- b. He will attend SOIR in Napa and Sam will attend West Pack.
- c. Projects and Client Services Update will now include analytics.
- d. Kings EDC, Steve Stone will contribute his expertise regarding small loan lending.

Announcements and Board Comments

- C. Ipsen inquired about foundation financials oversight.
- C. Well's replacement with the SC Gas Company, Miguel Ramirez, will begin this Fall. Colby will take up a new regional position.
- D. Carter welcomed the EDC to participate in the next World AG Expo, February 2022.

Adjournment

There being no further business to come before the Board, the Chair adjourned the meeting at 8:27 AM. Next meeting is scheduled for August 25, 2021.

Management Report

Tulare County Economic Development Corp.
For the period ended July 31, 2021



Prepared on
August 12, 2021

Table of Contents

Balance Sheets (Accrual)3

Income Statement YTD (Accrual)5

Budget vs Actual7

A/R Aging Summary9

A/P Aging Summary10

Balance Sheets (Accrual)

As of July 31, 2021

	As of Jul 31, 2021	As of Jun 30, 2021 (PP)	Total Change
ASSETS			
Current Assets			
Bank Accounts			
Bill.com Money Out Clearing	497.65		497.65
Mechanics Bank Checking (6024)	62,304.82	11,800.66	50,504.16
Mechanics Bank Money Market (7576)	1,093.80	1,105.78	-11.98
Petty Cash	125.23	125.23	0.00
TD Ameritrade Cash	21,690.91	16,947.02	4,743.89
Total Bank Accounts	85,712.41	29,978.69	55,733.72
Accounts Receivable			
Accounts Receivable (A/R)	87,264.57	1,608.58	85,655.99
Total Accounts Receivable	87,264.57	1,608.58	85,655.99
Other Current Assets			
Foundation Expenses Advanced	166,201.09	166,201.09	0.00
Prepaid Expenses	4,583.60	37.60	4,546.00
TD Ameritrade - Exchange Traded Funds	458,968.26	480,889.04	-21,920.78
TD Ameritrade - Mutual Funds	164,841.41	167,153.41	-2,312.00
Total Other Current Assets	794,594.36	814,281.14	-19,686.78
Total Current Assets	967,571.34	845,868.41	121,702.93
Fixed Assets			
Accumulated Depreciation	-46,609.00	-46,609.00	0.00
Office Equipment	60,074.83	60,074.83	0.00
Total Fixed Assets	13,465.83	13,465.83	0.00
Other Assets			
Business BizCap Loans			
Children's Museum BizCap Loan	8,178.59	8,340.73	-162.14
Ciderhouse BizCap Loan	24,490.87	24,953.88	-463.01
Total Business BizCap Loans	32,669.46	33,294.61	-625.15
Security Deposits	2,000.00	2,000.00	0.00
Total Other Assets	34,669.46	35,294.61	-625.15
TOTAL ASSETS	\$1,015,706.63	\$894,628.85	\$121,077.78
LIABILITIES AND EQUITY			
Liabilities			
Current Liabilities			
Accounts Payable			
Accounts Payable (A/P)	6,090.53	2,028.44	4,062.09
Total Accounts Payable	6,090.53	2,028.44	4,062.09
Credit Cards			
Mechanics Bank Credit Card	1,920.54	3,274.20	-1,353.66
Total Credit Cards	1,920.54	3,274.20	-1,353.66

			Total
	As of Jul 31, 2021	As of Jun 30, 2021 (PP)	Change
Other Current Liabilities			
Foundation Income	169,094.61	169,094.61	0.00
Payroll Tax Liabilities	0.00	0.00	0.00
CA PIT / SDI	414.60		414.60
CA SUI / ETT	213.71		213.71
Compensated Absences Pay	2,246.82	2,246.82	0.00
Federal Taxes (941/944)	1,671.79		1,671.79
Pre Tax Medical	412.86		412.86
Simple IRA	385.32		385.32
Total Payroll Tax Liabilities	5,345.10	2,246.82	3,098.28
Total Other Current Liabilities	174,439.71	171,341.43	3,098.28
Total Current Liabilities	182,450.78	176,644.07	5,806.71
Long-Term Liabilities			
EIDL SBA Loan	150,000.00	150,000.00	0.00
Website Design Costs	2,500.03	3,333.36	-833.33
Total Long-Term Liabilities	152,500.03	153,333.36	-833.33
Total Liabilities	334,950.81	329,977.43	4,973.38
Equity			
BIZ CAP Fund	100,000.00	100,000.00	0.00
BIZ Fund Designated	107,253.00	107,253.00	0.00
Equipment Replacement Fund Designated	3,342.12	3,342.12	0.00
Loan Loss Reserve	400,000.00	400,000.00	0.00
Operating Reserve	230,674.00	230,674.00	0.00
Retained Earnings	-270,650.96	-181,059.51	-89,591.45
Unrestricted Net Assets	-5,966.74	-5,966.74	0.00
Net Revenue	116,104.40	-89,591.45	205,695.85
Total Equity	680,755.82	564,651.42	116,104.40
TOTAL LIABILITIES AND EQUITY	\$1,015,706.63	\$894,628.85	\$121,077.78

Income Statement YTD (Accrual)

July 2021

	Jul 2021	Jul 2021 (YTD)	Total % YTD
REVENUE			
Economic Development			
Private Sector Contribution	5,500.00	5,500.00	100.00 %
Public Sector Contribution	150,050.00	150,050.00	100.00 %
Total Economic Development	155,550.00	155,550.00	100.00 %
Sponsorships	356.00	356.00	100.00 %
Total Revenue	155,906.00	155,906.00	100.00 %
GROSS PROFIT	155,906.00	155,906.00	100.00 %
EXPENDITURES			
Advertising & Marketing	2,455.94	2,455.94	100.00 %
Bank Charges & Fees	12.00	12.00	100.00 %
Equipment & Software Purchases	274.27	274.27	100.00 %
Equipment Rental	2,696.68	2,696.68	100.00 %
Insurance	201.00	201.00	100.00 %
Meals & Entertainment	110.28	110.28	100.00 %
Membership Dues & subscriptions	15.99	15.99	100.00 %
Office Supplies	127.09	127.09	100.00 %
Payroll Expenses			
Employee Benefits	37.60	37.60	100.00 %
Processing Fees	115.00	115.00	100.00 %
Retirement	482.32	482.32	100.00 %
Taxes	2,438.73	2,438.73	100.00 %
Wages	29,498.09	29,498.09	100.00 %
Total Payroll Expenses	32,571.74	32,571.74	100.00 %
Professional Fees			
Accounting	1,250.00	1,250.00	100.00 %
Contractors	1,875.00	1,875.00	100.00 %
Total Professional Fees	3,125.00	3,125.00	100.00 %
Rent & Lease	1,296.00	1,296.00	100.00 %
Repairs & Maintenance	18.34	18.34	100.00 %
Telephone	846.65	846.65	100.00 %
Travel	1,500.00	1,500.00	100.00 %
Utilities	231.64	231.64	100.00 %
Total Expenditures	45,482.62	45,482.62	100.00 %
NET OPERATING REVENUE	110,423.38	110,423.38	100.00 %
OTHER REVENUE			
Dividend Revenue	164.20	164.20	100.00 %
Gain/Loss on Sale of Investments	9,859.43	9,859.43	100.00 %
Interest Earned	170.09	170.09	100.00 %
Unrealized Gain/Losses	-3,295.52	-3,295.52	100.00 %
Total Other Revenue	6,898.20	6,898.20	100.00 %

	Jul 2021	Jul 2021 (YTD)	Total % YTD
OTHER EXPENDITURES			
Brokerage Fees	1,217.18	1,217.18	100.00 %
Total Other Expenditures	1,217.18	1,217.18	100.00 %
NET OTHER REVENUE	5,681.02	5,681.02	100.00 %
NET REVENUE	\$116,104.40	\$116,104.40	100.00 %

Budget vs Actual

July 2021

	Jul 2021				Total			
	Actual	Budget	over Budget	% of Budget	Actual	Budget	over Budget	% of Budget
REVENUE								
Economic Development					0.00	0.00	0.00	0.00%
Private Sector Contribution	5,500.00	5,000.00	500.00	110.00 %	5,500.00	5,000.00	500.00	110.00 %
Public Sector Contribution	150,050.00	170,000.00	-19,950.00	88.26 %	150,050.00	170,000.00	-19,950.00	88.26 %
Total Economic Development	155,550.00	175,000.00	-19,450.00	88.89 %	155,550.00	175,000.00	-19,450.00	88.89 %
Foundation Management		500.00	-500.00		0.00	500.00	-500.00	0.00%
Other Miscellaneous Revenue		100.00	-100.00		0.00	100.00	-100.00	0.00%
Sponsorships	356.00		356.00		356.00	0.00	356.00	0.00%
Total Revenue	155,906.00	175,600.00	-19,694.00	88.78 %	155,906.00	175,600.00	-19,694.00	88.78 %
GROSS PROFIT	155,906.00	175,600.00	-19,694.00	88.78 %	155,906.00	175,600.00	-19,694.00	88.78 %
EXPENDITURES								
Advertising & Marketing	2,455.94	6,000.00	-3,544.06	40.93 %	2,455.94	6,000.00	-3,544.06	40.93 %
Bank Charges & Fees	12.00	12.00	0.00	100.00 %	12.00	12.00	0.00	100.00 %
Equipment & Software Purchases	274.27	1,800.00	-1,525.73	15.24 %	274.27	1,800.00	-1,525.73	15.24 %
Equipment Rental	2,696.68		2,696.68		2,696.68	0.00	2,696.68	0.00%
Insurance	201.00		201.00		201.00	0.00	201.00	0.00%
Meals & Entertainment	110.28		110.28		110.28	0.00	110.28	0.00%
Membership Dues & subscriptions	15.99		15.99		15.99	0.00	15.99	0.00%
Office Supplies	127.09	850.00	-722.91	14.95 %	127.09	850.00	-722.91	14.95 %
Other Business Expenses		60.00	-60.00		0.00	60.00	-60.00	0.00%
Payroll Expenses					0.00	0.00	0.00	0.00%
Employee Benefits	37.60		37.60		37.60	0.00	37.60	0.00%
Processing Fees	115.00		115.00		115.00	0.00	115.00	0.00%
Retirement	482.32		482.32		482.32	0.00	482.32	0.00%
Taxes	2,438.73		2,438.73		2,438.73	0.00	2,438.73	0.00%
Wages	29,498.09	25,000.00	4,498.09	117.99 %	29,498.09	25,000.00	4,498.09	117.99 %
Total Payroll Expenses	32,571.74	25,000.00	7,571.74	130.29 %	32,571.74	25,000.00	7,571.74	130.29 %
Professional Fees					0.00	0.00	0.00	0.00%
Accounting	1,250.00		1,250.00		1,250.00	0.00	1,250.00	0.00%

	Jul 2021				Total			
	Actual	Budget	over Budget	% of Budget	Actual	Budget	over Budget	% of Budget
Contractors	1,875.00	2,500.00	-625.00	75.00 %	1,875.00	2,500.00	-625.00	75.00 %
Total Professional Fees	3,125.00	2,500.00	625.00	125.00 %	3,125.00	2,500.00	625.00	125.00 %
Rent & Lease	1,296.00		1,296.00		1,296.00	0.00	1,296.00	0.00%
Repairs & Maintenance	18.34		18.34		18.34	0.00	18.34	0.00%
Telephone	846.65		846.65		846.65	0.00	846.65	0.00%
Travel	1,500.00	3,200.00	-1,700.00	46.88 %	1,500.00	3,200.00	-1,700.00	46.88 %
Uncategorized Expense		250.00	-250.00		0.00	250.00	-250.00	0.00%
Utilities	231.64		231.64		231.64	0.00	231.64	0.00%
Total Expenditures	45,482.62	39,672.00	5,810.62	114.65 %	45,482.62	39,672.00	5,810.62	114.65 %
NET OPERATING REVENUE	110,423.38	135,928.00	-25,504.62	81.24 %	110,423.38	135,928.00	-25,504.62	81.24 %
OTHER REVENUE								
Dividend Revenue	164.20		164.20		164.20	0.00	164.20	0.00%
Gain/Loss on Sale of Investments	9,859.43	11,000.00	-1,140.57	89.63 %	9,859.43	11,000.00	-1,140.57	89.63 %
Interest Earned	170.09	169.41	0.68	100.40 %	170.09	169.41	0.68	100.40 %
PPP Loan Forgiveness		57,415.00	-57,415.00		0.00	57,415.00	-57,415.00	0.00%
Unrealized Gain/Losses	-3,295.52		-3,295.52		-3,295.52	0.00	-3,295.52	0.00%
Total Other Revenue	6,898.20	68,584.41	-61,686.21	10.06 %	6,898.20	68,584.41	-61,686.21	10.06 %
OTHER EXPENDITURES								
Brokerage Fees	1,217.18	1,500.00	-282.82	81.15 %	1,217.18	1,500.00	-282.82	81.15 %
Total Other Expenditures	1,217.18	1,500.00	-282.82	81.15 %	1,217.18	1,500.00	-282.82	81.15 %
NET OTHER REVENUE	5,681.02	67,084.41	-61,403.39	8.47 %	5,681.02	67,084.41	-61,403.39	8.47 %
NET REVENUE	\$116,104.40	\$203,012.41	\$ -86,908.01	57.19 %	\$116,104.40	\$203,012.41	\$ -86,908.01	57.19 %

A/R Aging Summary

As of July 31, 2021

	Current	1 - 30	31 - 60	61 - 90	91 and over	Total
AT&T				1,000.00		1,000.00
Ciderhouse Foods		608.57				608.57
City of Lindsay	2,500.00					2,500.00
Clifford Dunbar	500.00					500.00
College of the Sequoias		5,000.00				5,000.00
The City of Tulare	25,000.00					25,000.00
The City of Woodlake	2,500.00					2,500.00
The County of Tulare	50,000.00					50,000.00
Tulare Chamber of Commerce	156.00					156.00
TOTAL	\$80,656.00	\$5,608.57	\$0.00	\$1,000.00	\$0.00	\$87,264.57

A/P Aging Summary

As of July 31, 2021

	Current	1 - 30	31 - 60	61 - 90	91 and over	Total
Beacon Economics, LLC	4,875.00					4,875.00
EMD Networking Services	555.00					555.00
Grissom Communications Inc.		497.65				497.65
Tulare County Jail Industries	21.55					21.55
Zoom Imaging Solutions Inc.	141.33					141.33
TOTAL	\$5,592.88	\$497.65	\$0.00	\$0.00	\$0.00	\$6,090.53



Project & Client Services Update

Recommendation

Report and discussion only; no action requested.

Background

The EDC is currently managing twenty-seven (27) active project files. The information is for the current fiscal year through August 18, 2021.

Most Active Projects This Month:

997-21 – Food Processor looking to on-shore their current China based operations. This project would create approximately 500 jobs over a 5-year period and needs an existing 170,000-250,000 sq. ft. building with on-site rail access. EDC staff submitted a proposal with sites in the City of Lindsay and the City of Visalia. **UPDATE: Site locator indicated that the company is considering Tulare County. Company is applying for Cal Competes program and will need to choose a community in order to complete their application.**

1000-21 – Cold Storage developer looking for approximately 50 acres to build two new facilities—break-bulk distribution facility and a production facility. This project would create approximately 550 jobs between the two facilities. They have been identified as a large power user (12 amps) and EDC staff is waiting on more detailed usage/demand requirement to provide to SCE. As of July 20th, sites have been identified in Dinuba, Goshen, Pixley, Tulare, and Visalia. **UPDATE: Company is reviewing sites and community proposals.**

1001-21 – Energy company that takes organic wastes such as food, wood, crop, and MSW diverted away from landfill to manufacture synthetic gases. Company is planning on building 7 facilities in California. On-site rail is required and EDC staff worked with the County of Tulare to submit a proposal with a site in the community of Goshen.

1002-21A – Energy company looking to build a renewable hydrogen production facility on approximately 10 acres with a solar farm. Company is working with leading developers in the hydrogen production space and has engaged with SCE Engineering and Economic Development staff. EDC staff submitted a proposal with sites in the communities of Dinuba, Pixley, Porterville, and Visalia.



TULARE COUNTY ECONOMIC DEVELOPMENT CORPORATION

Project & Client Services Update (cont.)

Fiscal Year to Date Summary

Carry forward from prior fiscal year(s):	26
New projects this fiscal year to date:	4
Closed/Inactive projects this fiscal year:	3
Located/Announced projects this fiscal year to date:	0
Total current active projects:	27

Key to attached report: Bold changes this reporting period
Green shaded are new this fiscal year.

Project Name	Industry	Estimated Job Impact	Building Sq Ft	Acreage	Rail	Lead Source	Project Status List	Stage
848-17	Biotechnology	20		6		Site Consultant/Broker	Company went dark during COVID and is now reactivating this project. Pursuing grant funding through the State in order to finance project and move to next steps.	Active
865-18	Manufacturing					Site Consultant/Broker	Submitted proposal	Active
870-18	Food & Beverage					Mission	Submitted proposal	Active
913-19	Energy	18		150		CalBIS	Tulare site was on shortlist. Company selected sites in Hanford, Merced, and Madera	Closed
914-19E	Manufacturing					Direct	No communication from company. Will re-open if they come back.	Closed
924-20E	Food & Beverage					Direct	Project on hold due to funding	Inactive
925-20A	Food & Beverage					Site Consultant/Broker	No communication from company. Will re-open if they come back.	Closed
926-20	Manufacturing	586	400,000	20	Yes	CalBIS	Sites shortlisted in SoCal area	Closed
927-20	Biotechnology			12		CalBIS	Project focused on SoCal. Will re-open if they begin considering other areas again.	Closed
928-20	Manufacturing			8		Mission	Project focused on Livermore	Closed
929-30	Manufacturing	104	25,500	1		CalBIS	Submitted proposal; company still considering next steps	Active
930-20	Biotechnology					Direct	Site Visit Completed; Project never materialized	Inactive
931-20	Food & Beverage					Mission	Company will not be locating in Central Valley. Waiting on more information from broker.	Closed
932-20	Manufacturing		100,000			Trade Show	Company decided to locate in Corona, CA.	Closed
933-20	Energy	2		3		Site Consultant/Broker	Narrowed search to sites in Kings, San Joaquin, and Stanislaus counties	Closed
934-20	Manufacturing	2,000	220,000			Trade Show	Submitted proposal	Inactive
935-20	Manufacturing	75	35,000			Trade Show	Submitted proposal	Active
944-20	Chemicals	7	40,000		Yes	Direct	Submitted proposal; client has been silent due to COVID19	Inactive
951-20	Distribution & Logistics		250,000			Site Consultant/Broker	Company needed to be closer to Sacramento, CA	Closed
954-20	Manufacturing	33	200,000			CalBIS	Project dormant as per GoBIZ	Inactive
956-20A	Distribution & Logistics	1,000	1,600,000			Direct	No Communication from lead source after information was provided. Property now represented by different broker as well.	Closed
957-20	Manufacturing					Direct	Provided Additional Info	Inactive
959-20	Food & Beverage	200	612,000	60	Yes	CalBIS	Company has narrowed search to Riverside County.	Closed
960-20	Manufacturing		50,000			Site Consultant/Broker	Company listed AZ and UT as finalist states. Broker to provide update on our area once transaction is complete	Closed
961-20	Manufacturing	20	10,000			Trade Show	No communication from site selector after proposal submission. Will re-open project if they come back.	Closed
962-20	Distribution & Logistics	147	740,000	75		Site Consultant/Broker	Submitted properties; company wanted to focus search on NorCal	Closed
963-20	Manufacturing	180	650,000	25	Yes	Site Consultant/Broker	No communication from site selector after proposal submission. Will re-open project if they come back.	Closed
964-20	Energy	400	200,000		Yes	CalBIS	Project dormant as per GoBIZ	Inactive
965-20	Construction		100,000	15		Direct	Submitted sites	Active

966-20	Manufacturing	754	2,000,000			CalBIS	Company exploring alternative sites out of CA; may come back to consider CA on future deployments	Closed
967-20A	Distribution & Logistics					Direct	Provided Incentive Information; Project never materialized	Closed
968-20	Manufacturing	20		60		CalBIS	Company focused on SoCal but has been unresponsive to communication from GoBIZ.	Inactive
969-20E	Manufacturing		6,000			Direct	Located in the City of Tulare	Closed - Located
970-20A	Distribution & Logistics			10		Site Consultant/Broker	Project briefing with company; awaiting RFI	Active
971-20	Manufacturing	200	70,000			Site Consultant/Broker	Company focused on Tracy, CA. Will re-open project if they consider other regions.	Closed
972-20E	Distribution & Logistics					Direct	Awaiting additional info	Active
973-20	Manufacturing		300,000			Site Consultant/Broker	Project toured in MidWest	Active
974-20E	Food & Beverage		40,000	4	Yes	Direct	Presented packet with local incentives and properties. Company unresponsive.	Active
975-20	Biotechnology	100		50		CalBIS	Received RFI/RFP. No sites submitted from local communities.	Closed
976-20	Manufacturing	40	30,000	3		Mission	Site selector informed staff that company is no longer considering Tulare County.	Closed
977-20	Manufacturing	160	150,000	8	Yes	CalBIS	Received RFI/RFP. No sites submitted from local communities.	Closed
978-20	Food & Beverage	200	350,000	25	Yes	Site Consultant/Broker	Submitted Proposal and additional requested information. Awaiting response.	Active
979-20	TBD		100,000			Site Consultant/Broker	Initial building search only - responded with 6 potential sites	Active
980-21	Manufacturing	1391	250,000			CalBIS	Company unresponsive as per GoBIZ	Inactive
981-21	Recycling	15	10,000	5	Yes	CalBIS	Company unresponsive as per GoBIZ	Inactive
982-21E	Manufacturing	TBD	75,000			Direct	Company decided to stay in Tulare County (City of Visalia).	Closed
983-21A	Developer	TBD		40		Site Consultant/Broker	Site search underway; developer is interested in large land parcels in the City of Tulare	Active
984-21	Food & Beverage	220	400,000	55	Yes	CalBIS	Project timeline could not be met. No sites submitted	Closed
985-21	Biotechnology	30		6		CalBIS	Submitted proposal	Active
986-21	Energy	110	50,000	10		CalBIS	Submitted Proposal. Project no longer considering California. Company wants to be located closer to Canadian border.	Closed
987-21A	Distribution & Logistics	400	1,300,000			Direct	Provided supporting information for proposal submitted by local City. Project is being reviewed/considered by company.	Active
988-21	Manufacturing	50	50,000			Site Consultant/Broker	Submitted proposal	Active
989-21E	Agriculture	TBD		15		Direct	Provided Additional Info	Active
990-21A	Developer	TBD		5		Direct	Assisted local City with property annexation inquiry for a commercial/retail developer. Project is moving forward and the developer is working with the City/LAFCO for next steps.	Active
991-21A	Not For Profit	TBD	TBD	TBD	Yes	Direct	Provided Additional Info. Project never materialized.	Closed
992-21	Manufacturing	50	70,000	7		CalBIS	Submitted Proposal	Active
993-21	Shipping	14	15,000	4		CalBIS	Submitted Proposal. Company identified a site in the Northern part of the Central Valley that it is pursuing.	Closed

Client/Project Report
As of August 18, 2021

994-21	Manufacturing	906	350,000	40		CalBIS	Submitted Proposal. Company eliminated all Central Valley sites in first round of site selection. Search is now focused on Southern California.	Closed
995-21A	Developer	TBD	50,000	10		Site Consultant/Broker	Provided Additional Info	Active
996-21A	TBD/Developer	TBD		80		Site Consultant/Broker	Provided Additional Info - Connected broker with County RMA staff to assist with permitting/zoning questions	Active
997-21	Food & Beverage	498	170,000		Yes	Site Consultant/Broker	Submitted Proposal	Active
998-21A	Recreation	TBD		46		Direct	Provided Additional Info	Active
999-21A	Agriculture/Manufacturing	50	50,000	5		Site Consultant/Broker	Submitted Proposal	Active
1000-21	Food & Beverage	550	250,000	50		Site Consultant/Broker	Submitted Proposal	Active
1001-21	Biotechnology	57		60	Yes	CalBIS	Submitted Proposal	Active
1002-21A	Energy	TBD (50 construction)		10		Direct	Submitted Proposal	Active

Town Square is honored for the opportunity and pleased to submit our proposal for the:

Tulare County Economic Development Corporation

Relocation Guide

(Three Edition Agreement)

Based on the following specifications:

Printing Description: **Folded Finished Size: 5.5" X 8.5"**

Ink: 4-Color process throughout

Stock: 70# Body Gloss

Quantity Scale: 5,000 minimum printed

(With scale for additional copies based on sales)

Design/Copy: Project will include comprehensive layout/design, copy editing, text writing, formatting text and information, proofreading, production photo scanning and placement, stock library photos if necessary, ad placement, photo manipulation or conversions, scans, and final proofs through electronic files. (2) Cover design layout variations will be prepared and presented to the EDC. Final cover design developed with up to (2) rounds of requested alterations.

Advertising Sales: Town Square Publications will assist with creation of a media kit describing ad sizes, specifications and pricing. The EDC agrees to eBlast introduction of the relocation guide to all associates with approved letter provided by Town Square. Town Square sales staff will consist of meetings, phone calling to include cold calling to non-participating associates of the EDC. Follow up calls are placed to guarantee receipt of ad for placement and proof approval from supporting advertisers prior to placement. EDC will supply Town Square Publications with complete leads list including; company name, contact, address, city, state, zip, phone, email and web address. Town Square sales staff will conduct all ad sales. Our representatives will actively promote the Tulare County EDC throughout the sales campaign. Town Square Publications will manage all accounts payable and receivable.

You're Requested Sales Start Date Is: _____.

Production: Town Square Publications will work directly with the EDC in creation and design elements for the publication and will provide advertising production and design services at no additional charge. A complete production schedule will be provided upon start of ad sales to determine actual timelines.

Quantity Increase: Agreement guarantees a minimum of 5k copies be available for 12 months of distribution as needed until inventory is exhausted. To accommodate the potential need of additional copies, upon achieving \$35k in sales the quantity will increase to 6k copies for distribution. Upon achieving \$40k in sales the quantity increases to 7k copies for distribution.

Shipping/Distribution: Copies of the print publication will be direct mailed monthly for one year (12 months) using list provided by the EDC. Anticipate approximately 400+/- per month for distribution based on 5,000 copies. Any remaining printed copies not directly delivered after 12 monthly distribution cycles will be delivered to the EDC office for additional distribution. Town Square will retain 200 copies for advertiser requests for additional copies and for tear sheet purposes for proof of publication.

You're Requested Delivery Date Is: _____.

Royalty Share: This **Three Consecutive Annual Edition Agreement** carries a non-dues revenue royalty of **15% for the first edition, 16% for the second and 17% for the third and final edition** or a **\$2,000 guarantee for each of three editions**, whichever greater. A royalty “good faith” advance of **\$500** will be sent within 30 days from start of ad sales for each of three (3) editions against your total royalty due upon publication.

Terms: Once project is produced, printed and delivered your final royalty payment as described above due the EDC will be sent within 60 days of publication date. Any and all advertising revenue outstanding from that point will be deemed uncollectable and considered for collections. We will notify you of all outstanding accounts prior to and any assistance in collections from your associates would be greatly appreciated to provide you the maximum royalty.

Online Benefits: A fully digitized and optimized publication with map will be provided for placement onto the EDCs home page. All advertisers will be showcased in the digital component with hyperlink capability available.

Delay or Cancellation: Town Square Publications shall have the right to delay the production of the publication should the provided production timeline agreed to by the EDC fall delinquent as described. Town Square will require the EDC to formally announce the delay to all participating advertisers. In addition, Town Square shall have the right to delay or cancel the production of the publication due to catastrophic delays caused by fire, strikes, accidents, pandemics, political or economic conditions, or other causes beyond the control of Town Square.

The above represents the entire agreement to the EDC and Town Square Publications.

BY: _____ TITLE: _____ DATE: _____
Publishers Representative, Town Square Publications

Authorized Representative of: **THE TULARE COUNTY ECONOMIC DEVELOPMENT CORPORATION, VISALIA, CA**

BY: _____ TITLE: _____ DATE: _____



Western Region Office ~ PO Box 26598 ~ Fresno, CA 93729 | Corporate Office ~ 95 W. Algonquin Road, #300 ~ Arlington Heights, IL 60005

TULARE COUNTY EDC | 2021-2022 CALENDAR

12 – Admin Committee
28- Board of Directors

JULY '21						
S	M	T	W	Th	F	S
				1	2	3
4	5	6	7	8	19	10
11	12	13	14	15	16	17
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10 – Admin Committee
26 – Board of Directors

JANUARY '22						
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30	31					

9 – Admin Committee
25 – Board of Directors

AUGUST '21						
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29	30	31				

14 – Admin Committee
23 – Board of Directors

FEBRUARY '22						
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27	28					

13 – Admin Committee
22 – Board of Directors

SEPTEMBER '21						
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14 – Admin Committee
23 – Board of Directors

MARCH '22						
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11 – Admin Committee
27 – Board of Directors

OCTOBER '21						
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31						

11 – Admin Committee
27 – Board of Directors

APRIL '21						
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9 – Admin Committee
TBD- Board of Directors

NOVEMBER '21						
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28	29	30				

9 – Admin Committee
25 – Board of Directors

MAY '21						
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29	30	31				

13 – Admin Committee
TBD- Board of Directors

DECEMBER '21						
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13 – Admin Committee
22 – Board of Directors

JUNE '21						
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26	27	28	29	30		



TULARE COUNTY ECONOMIC DEVELOPMENT CORPORATION

June 2, 2021

Mr. John Lollis, City Manager
City of Porterville
291 N. Main St.
Porterville, CA 93257

Dear Mr. Lollis:

On behalf of the Tulare County Economic Development Corporation, I would like to formally request the City of Porterville consider reinstating its financial investment with our organization for the 2021-22 fiscal year.

As I indicated to the City Council at my presentation to them last month, the TCEDC is “rebooting” our organization from the ground up, with a renewed focus on the core functions of our mission. This means a complete emphasis on business expansion, attraction, and retention, working to land projects that stimulate the economy both in Porterville and across Tulare County.

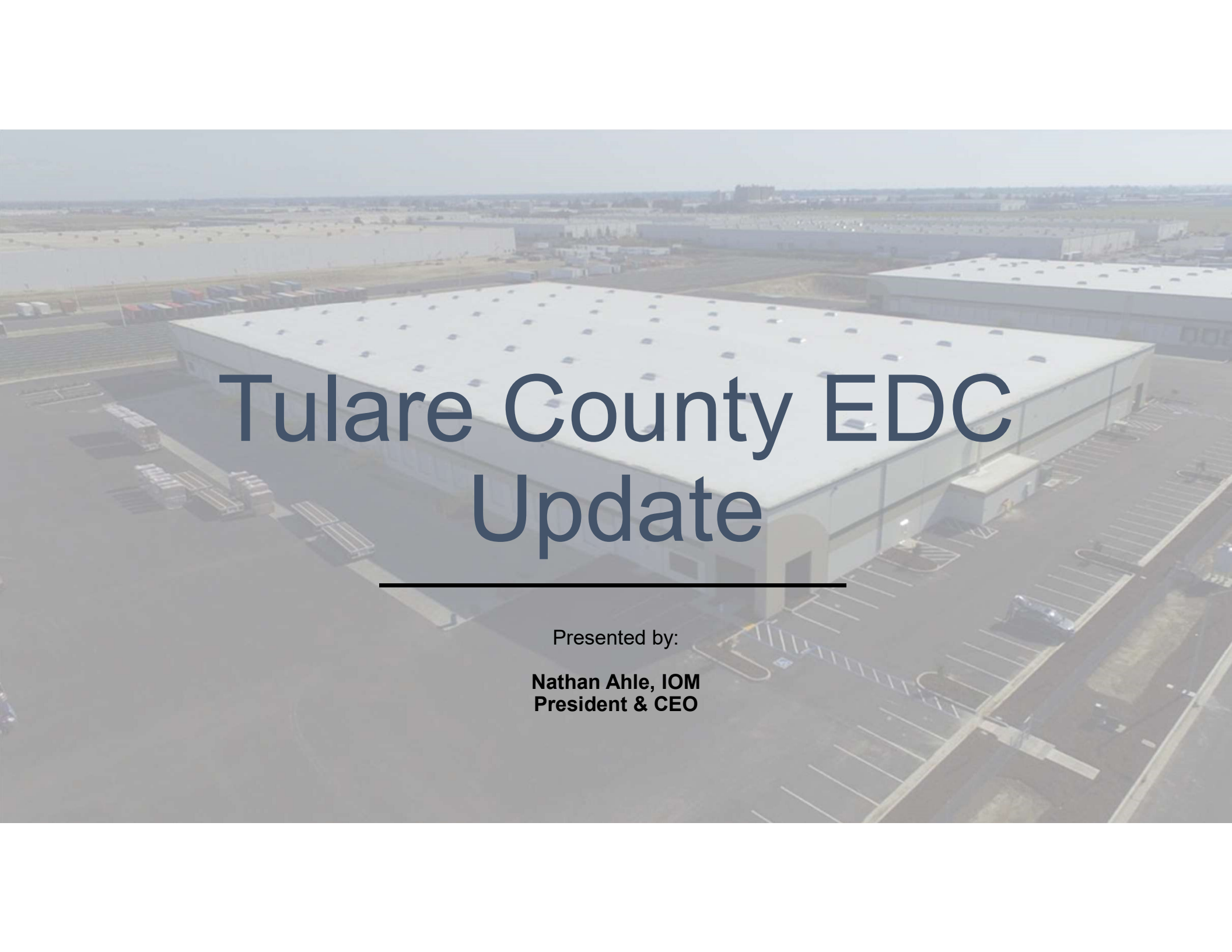
Our staff has been hard at work developing proposals on behalf of the City of Porterville, and during our meetings with you and your staff, we have gained a greater understanding of the vision set forth by the Council for Porterville’s economic future. With new developments coming online near Porterville Airport as the primary focus, we believe our organization can be instrumental in driving economic activity to the community.

As you know, the investment model for public-sector entities has been set forth by the Board of Directors based on population. As a result of this model, Porterville’s dues for 2021-22 would be \$25,000. We believe this provides great value for the public’s investment and will continue to provide regular status updates to both staff and Council to ensure the City’s comfort level with the value. I would request consideration from the Council at its earliest convenience and would be happy to provide any further information either you or the Council members require.

Sincerely,

Nathan M. Ahle, IOM
President/CEO

Tulare County Economic Development Corporation



Tulare County EDC Update

Presented by:

**Nathan Ahle, IOM
President & CEO**

Transition Update

October 2020

- Retirement of Paul Saldana, President/CEO after 20 years

November 2020

- Former Visalia City Manager Mike Olmos named interim President/CEO

March 2021

- Nathan Ahle joins the organization as President/CEO

April 2021

- TCEDC Board meets in strategic planning session to develop new, more streamlined Work Plan for 2021-22 and beyond

Transition Update

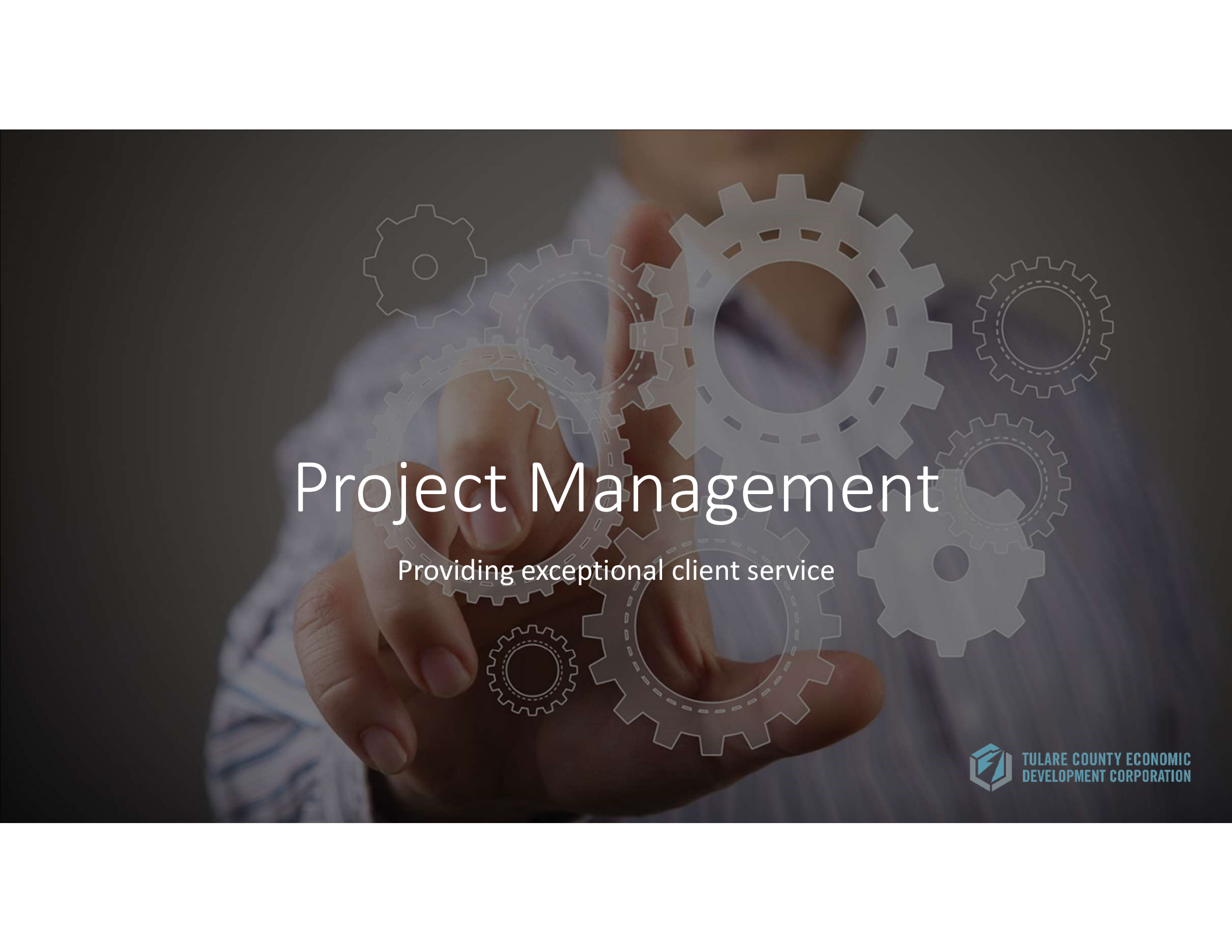
President/CEO held introductory meetings with stakeholders including public officials, city managers, private sector partners, board members, leaders from other groups, etc. These conversations are ongoing

The purpose of the meetings was to determine TCEDC's standing in the community, history with affiliated groups, and how we can build positive relationships moving forward

Our organization
is committed to...

Increased communication with our stakeholders (both public and private) to ensure we understand the vision of our individual communities and how we can best assist in achieving these economic goals

A renewed focus on the core functions of our mission: Expansion, Attraction and Retention of companies to Tulare County, both as the lead organization and in complementary roles where appropriate



Project Management

Providing exceptional client service



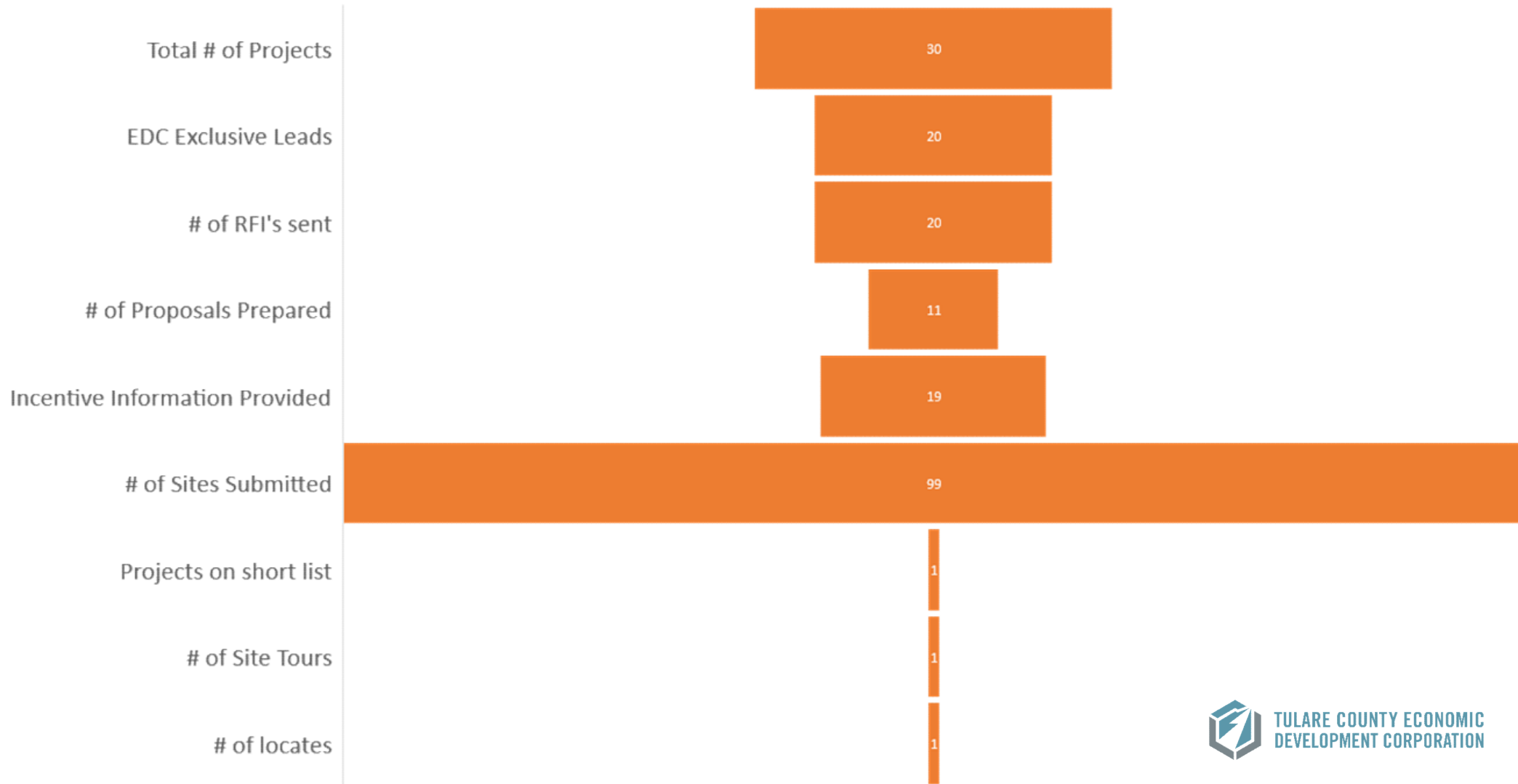
TULARE COUNTY ECONOMIC
DEVELOPMENT CORPORATION



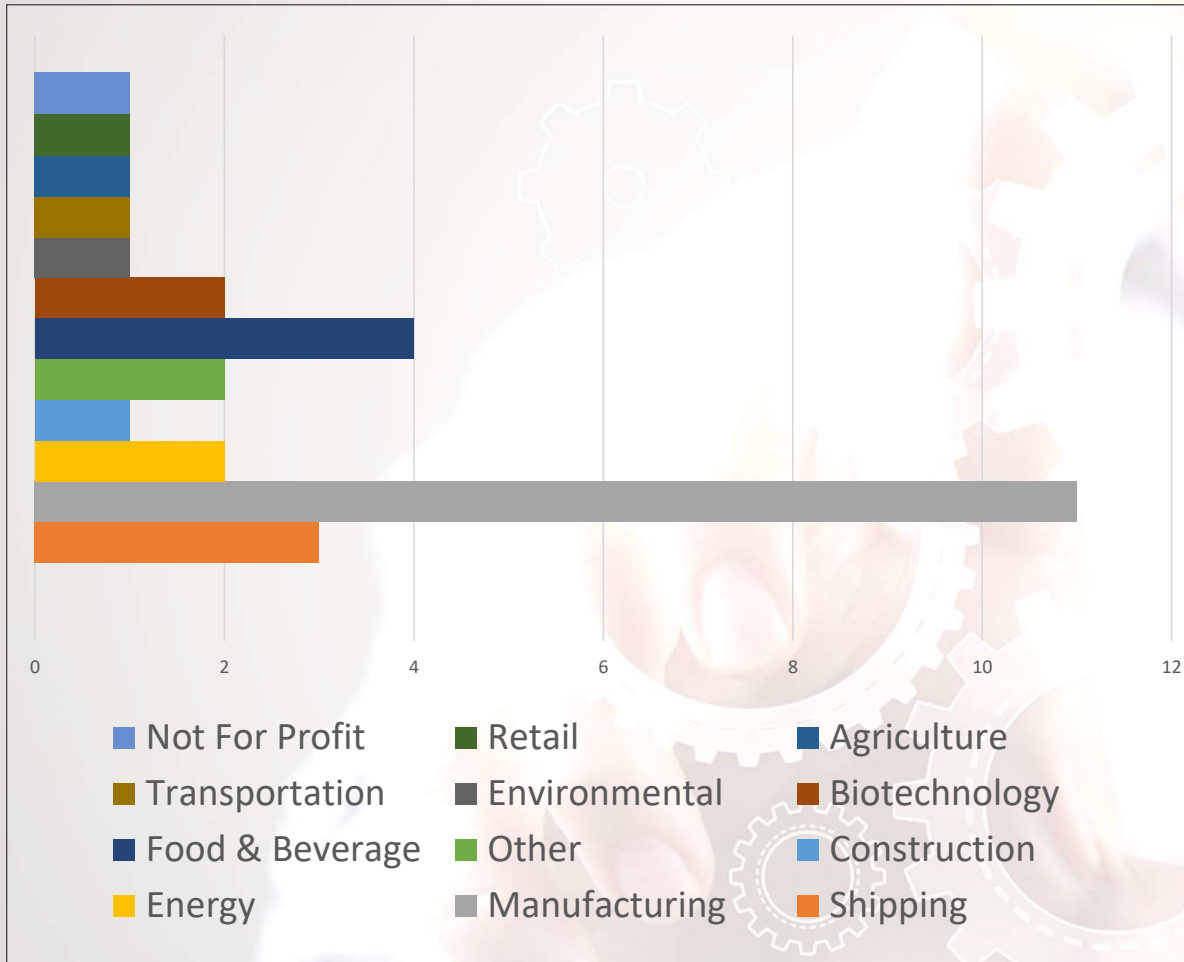
Prospect & Marketing Activity

- 41 active projects
- 17 carried forward from previous FY
- 36 meetings with site selection firms and brokers
- Continual communication with local brokers, developers, and public sector staff to support new development projects

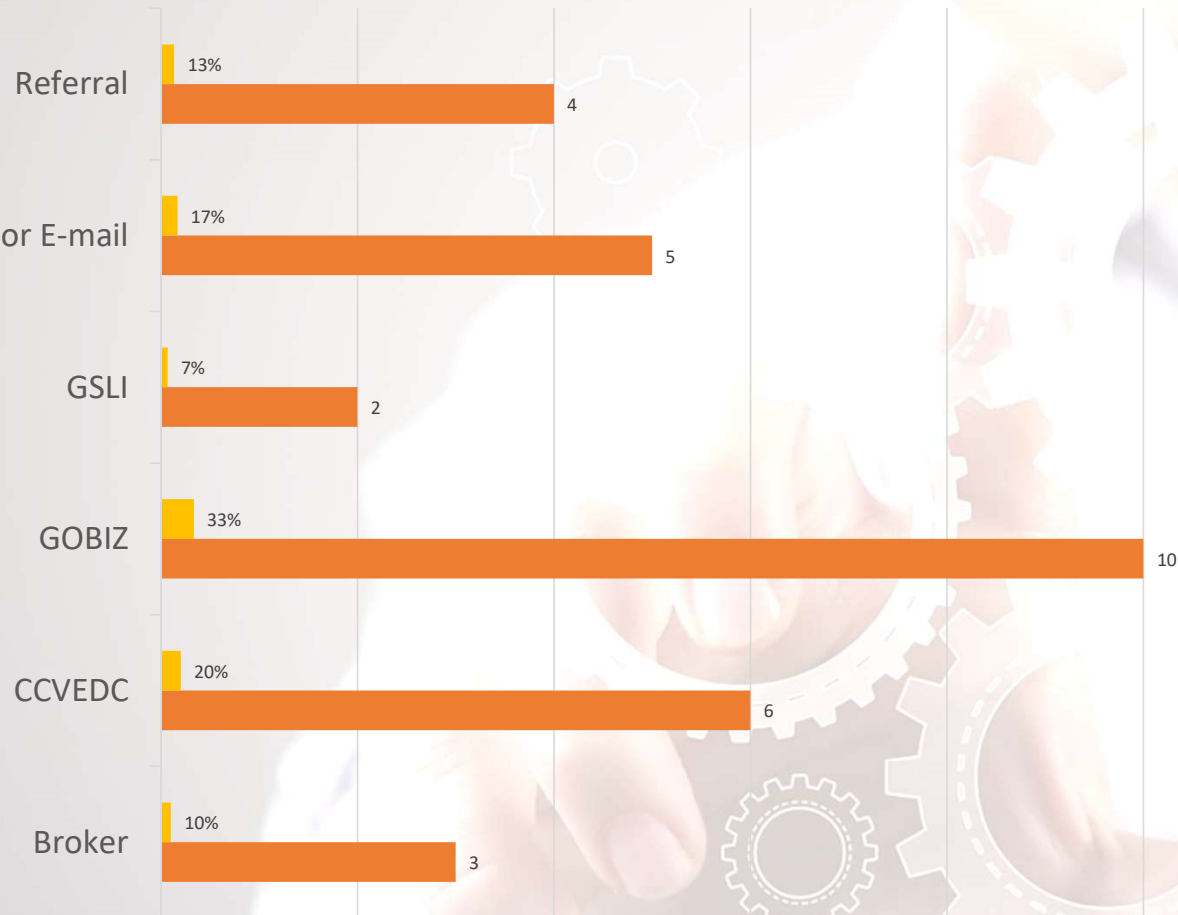
FY 20-21 YTD Totals



FY 20-21 YTD Projects by Industry



Projects by Source



www.tularecountyedc.com/find-properties

Real Estate Database

Strategic Advantages Site Selection Services Major Industries Living Here Business Resources Our County About Us 🔍

Find Properties

Home > Find Properties

Search Properties in

Tulare (County) SEARCH ↻

All Buildings Sites

514 properties found Copy URL

Advanced Search [+]

Download Data

Showing: 514 properties

E Cartmill Ave & Rd 152
For Sale: Yes

4789 S K St
For Sale: Yes

3709 E Houston Ave
Available Since (a): 3,747 For Lease: Yes

10015 W Grove Ct
For Sale: Yes

Leaflet | Powered by Esri | HERE, DeLorme, MapmyIndia, © OpenStreetMap contributors

www.tularecountyedc.com/find-properties

Real Estate Database (cont.)

Find Properties

Home » Find Properties

Search Properties in

Tulare (County) SEARCH

Advanced Search [-]

Download Data

All Buildings Sites

55 properties found Copy URL

Showing: 55 properties

8226 W Mineral King Ave
Property Size (±): 3,200 Available Space (±): 3,200
For Lease: Yes

7435 W Sunnyview Ave
Property Size (±): 12,250 Available Space (±): 12,250
For Lease: Yes

23104 Avenue 198
Property Size (±): 88,100 For Sale: Yes

2247 N Plaza Dr
Property Size (±): 254,001 For Lease: Yes

7101 W Doe Avenue (Sublease)
Property Size (±): 83,825 For Lease: Yes

7940 W. Doe Avenue, Suite 100
Property Size (±): 45,488 For Lease: Yes

UPDATE RESULTS RESET

Building or Site Type

☒ Industrial

☐ Office

☐ Retail

☐ Special

Property Name

Address

Available Size

Min Max

Enter Property Description

For Sale or Lease

☒ For Sale ☒ For Lease

Sale Price

Min Max

Lease Cost

Min Max

Map controls: Draw, Map Overlays, Basemaps

Map labels: Ivanhoe, Visalia, Farmersville, Exeter, Lindsay, Springville, Porterville, East Porterville, Tipton

Map markers: 24, 8, 6, 4, 6, 4

Leaflet | Powered by Esri | HERE, DeLorme, MapmyIndia, © OpenStreetMap contributors

Getting back to basics



- Renewed focus on increasing leads, both through emphasis on proposal development for incoming leads and proactive generation of new prospects
- Organizational development that leads to a balanced budget
- Improved marketing of Tulare County and its cities to site selectors
- Enhanced relationships with diverse stakeholders in the community



Thank you!

Nathan Ahle, IOM
President & CEO
Tulare County EDC
nathan@tularecountyedc.com

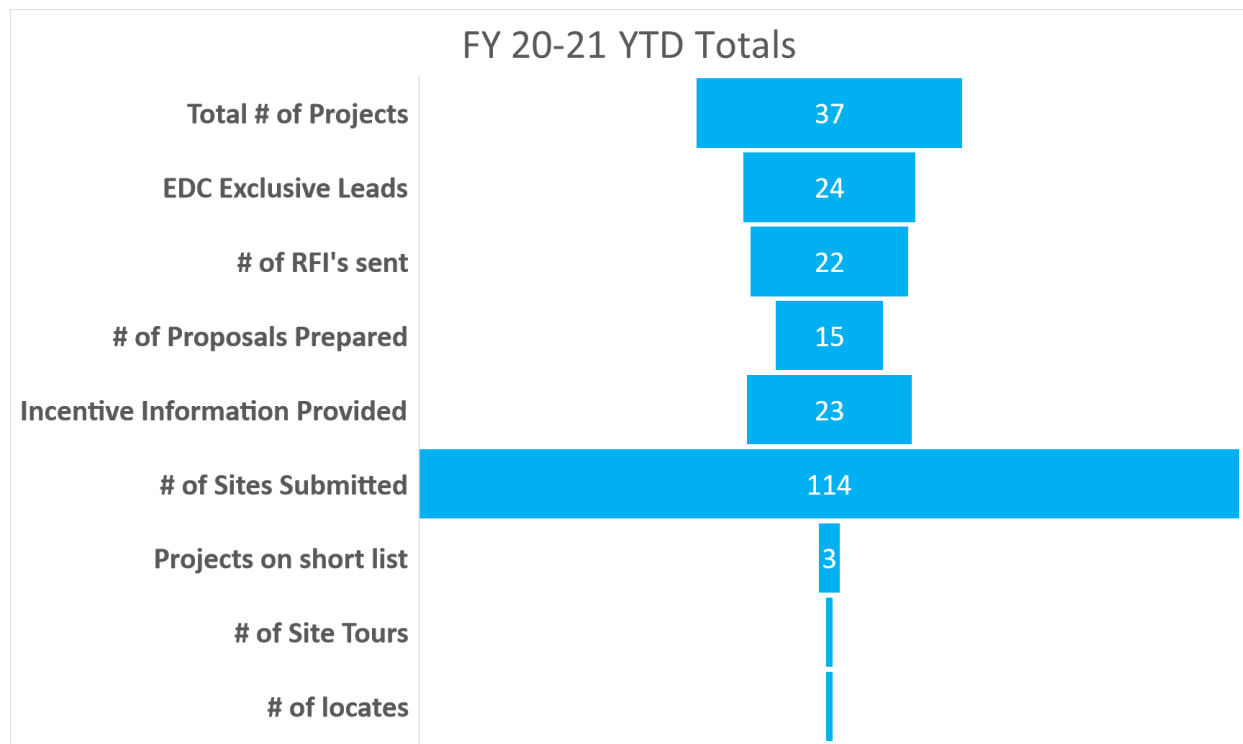


TULARE COUNTY ECONOMIC DEVELOPMENT CORPORATION

FY 20-21 Project Metrics

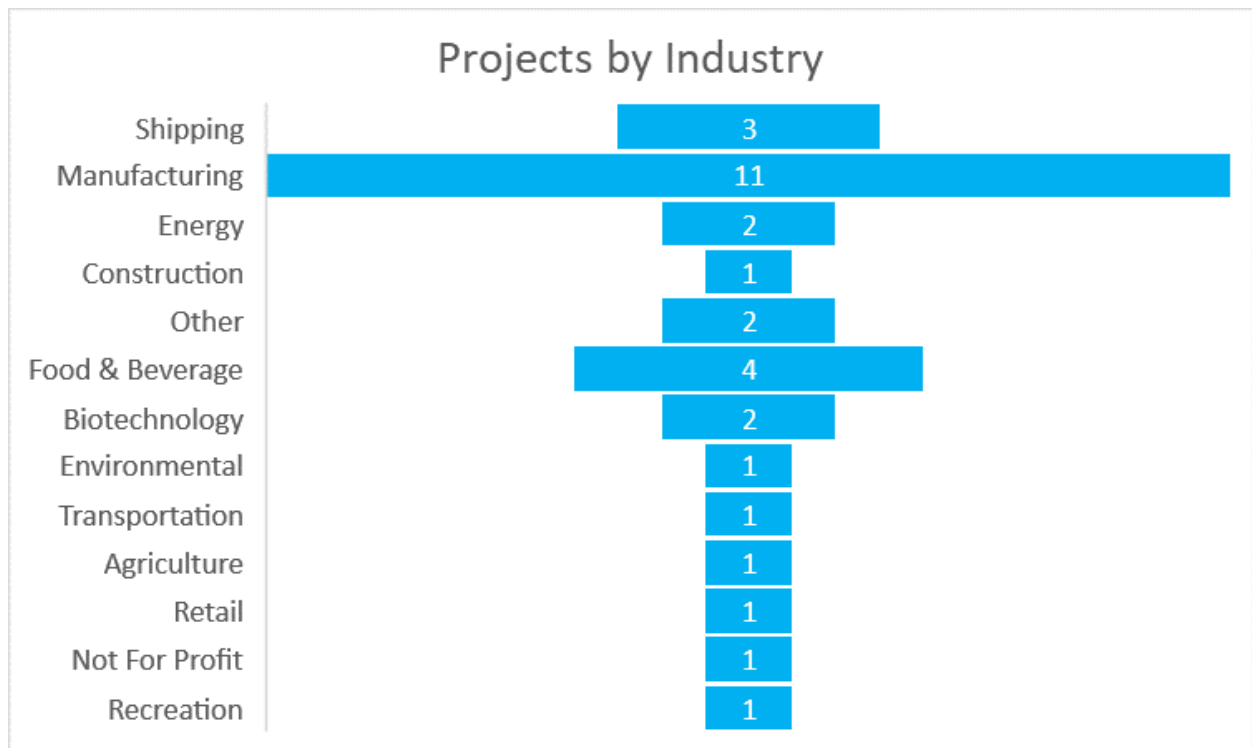
Overview

Despite the challenges Tulare County faced brought on by the COVID-19 pandemic, TCEDC staff remained responsive to incoming leads from site selectors, brokers, and from local partners to continue facilitating job creation in Tulare County. Below are the prospect activity metrics for the 2020-2021 Fiscal Year.

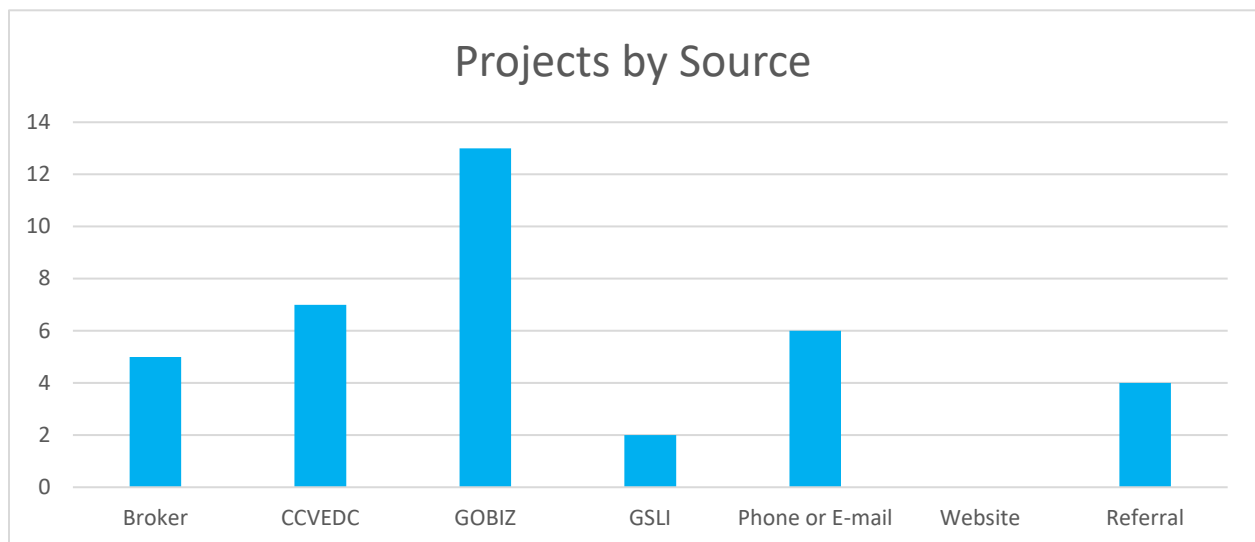


TCEDC staff opened a total of 37 new project files this fiscal year based on inquiries received from various lead sources. 24 of those projects were a direct result of the TCEDC's marketing activities with 13 projects produced by leads from the Governor's Office of Business & Economic Development (GOBIZ). 3 projects shortlisted sites in Tulare County in the final site selection process and 1 project (AMR Plastics) located within the City of Tulare.

Additionally, staff carried forward 37 projects from the previous fiscal year with 6 of those still active.

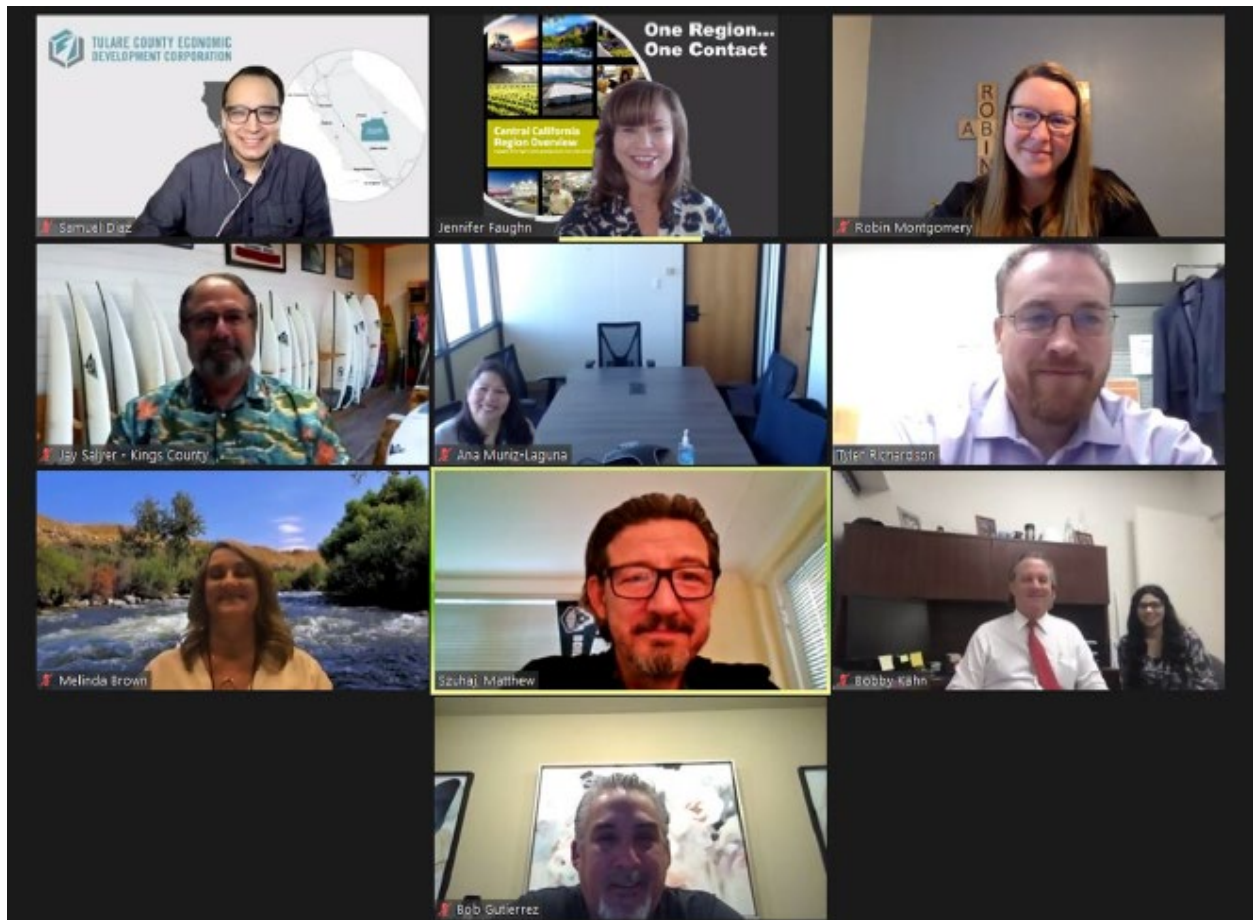


TCEDC staff received more manufacturing inquiries than any other industry by far this fiscal year. Distribution and Logistics inquiries (represented by Shipping, Transportation, and some Food & Beverage) were also high due to the many ecommerce and distributors that are looking for new facilities closer to their customers. The TCEDC continues to target industrial job creators in its marketing activities in order to bring stable, high-paying jobs to Tulare County.



GOBIZ leads were the highest volume of incoming leads this fiscal year, followed by CCVEDC (California Central Valley EDC). Website leads are down significantly compared to previous years. This is attributed to the new website launch and the loss of analytics to the previous website. However, TCEDC staff is working with the appropriate vendors to remedy any technical issues. Inquiries that would have typically been made online were likely made via direct phone or e-mail contact with EDC staff.

Site Selector/Broker Missions



TCEDC staff took Missions and Trade Shows fully virtual this fiscal year. Altogether, staff held 41 meetings with site selectors and brokers across the United States, resulting in the creation of new relationships and the fostering of continued partnerships. These meetings continue to be a critical part of the TCEDC's marketing activities as site selectors and brokers search for communities with strong development potential.

Notable Projects

968-20 – Composting company looking to build multiple new facilities in California. Company needs 7-60 acres of land for each facility and toured Tulare County sites in the communities of Lindsay, Goshen, Pixley, and Woodlake. Project is still considering next steps but would create approximately 20 higher paying jobs.

969-20E (AMR Plastics) – Plastics company that established a new facility within the City of Tulare. During the COVID-19 Stay at Home order, the company pivoted from its normal operations and began manufacturing high-quality plastic shielding for restaurants, schools, and retail operations.

976-20 – Plastic Injection Tubing Molding Manufacturer searching for a new 30,000-50,000 sq. ft. facility. Company conducted a multi-state search and Tulare County made it through the first 2 rounds of site selection. TCEDC staff was able to introduce the company to City of Visalia staff, WIB staff, and local staffing agencies to provide detailed information about the opportunity in Tulare County. Ultimately, the project chose to locate elsewhere but a strong relationship was established with a national site selection firm that has interest in helping the right businesses expand to Tulare County.

994-21 – Developer and Manufacturer of electric vertical takeoff and landing (eVTOL) aircraft searching for a site to build a new production facility. Initial build will be approximately 350,000 sq. ft. and the project could potentially create up to 906 jobs with a planned future expansion. TCEDC staff worked with the City of Visalia to submit the available Airport Industrial Land at the Visalia Airport. Project proposal has been submitted and TCEDC staff is awaiting a response for the first round of site selection. Multi-state search.

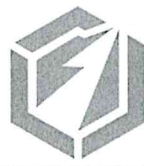
Porterville Specific Projects

995-21A – Towards the end of FY 20-21, TCEDC staff engaged with a broker from an international brokerage firm representing a landowner in Porterville. The landowner expressed interest in developing and marketing industrial spec buildings (20,000-50,000 sq. ft.) on his property located near the Highway 65/Highway 190 intersection. Preliminary designs for this project include approximately 3-5 spec buildings with dock level doors that could accommodate small-medium sized industrial and/or distribution users. TCEDC staff assisted broker with market analysis for Porterville area and provided and explained the need for this type of development in the Porterville area. Direct contact information for City Community Development staff was also provided to the broker.

GOBIZ Tour – On June 15, 2021 TCEDC staff had the opportunity to welcome the new Central Valley Regional Business Development Specialist from GOBIZ, Julie Herd. GOBIZ recently restructured its economic development team to better identify and serve the needs of the various geographic regions in the State. Julie Herd represents all counties in the Central Valley from Kern County in the South, to San Joaquin County in the North, and Tulare County is the first county she visited after beginning her role. TCEDC staff toured Mrs. Herd around Tulare County, stopping in Porterville to meet with City Manager, John Lollis, and Community Development Director, Jason Ridenour, near the Porterville Airport to discuss the City's growth plans and highlight the new developments in that area.



992-21 – TCEDC staff coordinated with City staff to submit 2 sites for a Flooring Products Manufacturer that takes recycled tire rubber and turns it into various durable flooring products. This company's plans to purchase 5-7 acres of land to build a 70,000 sq. ft. facility that would create approximately 50 new jobs, indicated as 'high-paying' by the company. City staff submitted one of Porterville's 'Certified Sites' on Jaye & Montgomery Ave and TCEDC staff, using the newly redesigned real estate database, identified an additional site on W Grand. A proposal has been submitted and the company is reviewing sites.



Agenda Report – May 27, 2020

Current Year Contribution		Managers Recommendation Previously Adopted for 2020-21		Option A Redistribution of Farmersville & County		Option B Return to Original Population & Sales Tax Base Distribution		Option C Membership Level Approach based on Population	
\$ 12,066	Dinuba	\$ 16,075	↑	\$ 24,224	↑	\$ 24,784	↑	\$ 15,000	↑
\$ 4,691	Exeter	\$ 3,718	↓	\$ 6,818	↑	\$ 3,926	↓	\$ 2,500	↓
\$ 3,606	Farmersville	\$ 3,168	↓	\$ -		\$ 3,670	↑	\$ 2,500	↓
\$ 4,211	Lindsay	\$ 3,967	↓	\$ 6,739	↑	\$ 4,529	↑	\$ 2,500	↓
\$ 27,590	Porterville	\$ 20,290	↓	\$ 34,208	↑	\$ 23,710	↓	\$ 25,000	↓
\$ 36,456	Tulare	\$ 25,538	↓	\$ 45,835	↑	\$ 31,038	↓	\$ 25,000	↓
\$ 92,440	Visalia	\$ 61,941	↓	\$ 106,025	↑	\$ 79,983	↓	\$ 50,000	↓
\$ 2,434	Woodlake	\$ 2,298	↓	\$ 3,857	↑	\$ 2,524	↑	\$ 2,500	↑
\$ 44,212	County	\$ 90,712	↑	\$ -		\$ 53,542	↓	\$ 50,000	↓
\$ 227,706	Total	\$ 227,706		\$ 227,706		\$ 227,706		\$ 175,000	

EDC Countywide Responsibilities/Activities

The EDC is responsible for a number of countywide programs/activities as described that have routinely been funded through public sector contributions as well.

Recycling Market Development Zone: The EDC is the designated administrator for the Tulare County portion of the Greater South San Joaquin Valley Recycling Market Development Zone, a program that provides assistance to businesses that are involved in the use of or manufacturing of recycled materials. All cities and unincorporated areas are included in the RMDZ designation.

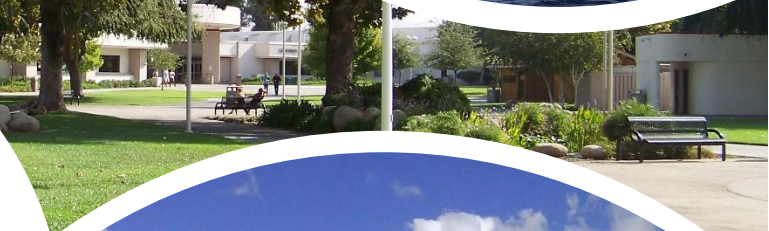
Comprehensive Economic Development Strategy (CEDS): The EDC has been responsible for the creation and management of the CEDS, which is developed and submitted to the Economic Development Administration for consideration of grant funds. The current CEDS was developed by the EDC for the five-year ending commencing in 2019 and expiring in 2024. The EDC maintains the annual updates of the CEDS.

Opportunity Zone Fund/Marketing: The Board has authorized the creation of an Opportunity Zone Fund to fund projects (either directly or through investment pass thru). Most of the communities in the County have an opportunity zone designation and therefore could benefit from any funds that are committed for opportunity zone fund investment.

The following programs were established by the EDC Board to support business recruitment and expansion efforts and will continue to operate since they are funded from non-public sector funds.



DRAFT SWOT Analysis



TULARE COUNTY ECONOMIC
DEVELOPMENT CORPORATION



Internal

STRENGTHS

- Porterville population grew by 2.2% from 2017 to 2018, highest in County and over twice the state average
- Labor force is diverse and mobile, with 4,822 working out of the County.
- Porterville is home to 14 career pathway projects, including areas of future growth such as energy, engineering, multimedia, health care and manufacturing.
- Business risk is low; retail locations strong, closures minimal.
- Labor costs are low compared to regional and state averages.

WEAKNESSES

- Market access and logistics is a challenge due to lack of highway access and/or access to four lane highway.
- Limited spec or vacant buildings limit the ability to respond to requests for existing space
- Service and supply providers located in other parts of County or in Kern County.
- Infrastructure may be an issue depending on demands of user. Water availability remains a slight perception issue.
- Potential to fully utilize airport infrastructure (i.e. Amazon Air)

OPPORTUNITIES

- The ability to “grow” local talent through Pathways and Community College programs provides opportunity to show labor potential.
- Porterville can define an industry sector and make a strategic effort to secure additional investments in that industry sector (bio products, clean energy, electric vehicles, etc.)
- Continued expansion of higher education opportunities enhances the locational attributes, particularly as they address growing industries and match with Pathways programs.

Positive

External



T

THREATS

- Energy costs, particularly electricity, are expected to rise and continue to be one of the most challenging location factors.
- The regulatory environment in California, particularly the challenge for large projects, remain a concern; CEQA changes will help alleviate.
- Incentives at the State level remain, as do new programs like Opportunity Zones; however most other communities have similar access.
- California's high tax structure influences a moderate percentage of projects.

Negative

External



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Bid Results - Temporary Library Project

SOURCE: Engineering and Project Management

COMMENT: On August 31, 2021, staff received two bids for the Temporary Library Project. The project includes the remodel of an existing tenant space for the Temporary Library Project located at 50 W. Olive Avenue, Unit B.

The bid results are as follows:

<u>Contractor</u>	<u>Bid Amount</u>
TMJ Construction, Inc Bakersfield, CA	\$177,362.00
Pacific General Building Contractor Lindsay, CA	\$208,760.00

The Engineer's estimate of probable cost for this project is \$138,000. The low bid presented by TMJ Construction, Inc of Bakersfield is \$177,362 which is 28.5% higher than the Engineer's Estimate. An additional \$17,736 (10%) is necessary for construction contingencies and an additional \$17,736 is required for construction management, quality control, and inspection services for a total project cost of \$212,834.

It has been the City Council's policy to reject all bids when the bid exceeds ten percent (10%) of the Engineer's Estimate. Although the possibility exists that the City will receive favorable bids if re-advertised, the indicators in the current market suggest the chances of such are very small. Staff believes that the higher than anticipated bid amount is due to the increase in construction material costs in the last year that continue to rise steadily; especially for steel and wood products. Prices in the market are expected to continue to increase in the months to come and the risks with the pricing are making it more and more difficult to get bids from contractors.

Funding for this project was approved in the Fiscal Year 2021-2022 Fiscal Year Budget, with the library fire insurance proceeds. An additional \$47,234 is required to fully fund this project should Council determine to award the project.

RECOMMENDATION: That City Council consider:
1) Award of the Temporary Library Project to TMJ Construction, Inc. in the amount of \$177,362;

- 2) Authorize progress payments up to ninety-five percent (95%) of the contract amount;
- 3) Authorize a ten percent (10%) contingency to cover unforeseen construction costs;
- 4) Authorize \$17,736 for construction management;
- 5) Authorize an additional appropriation of \$47,234 from Insurance Proceeds funds to fully fund the project.

ATTACHMENTS: 1. Locator Map

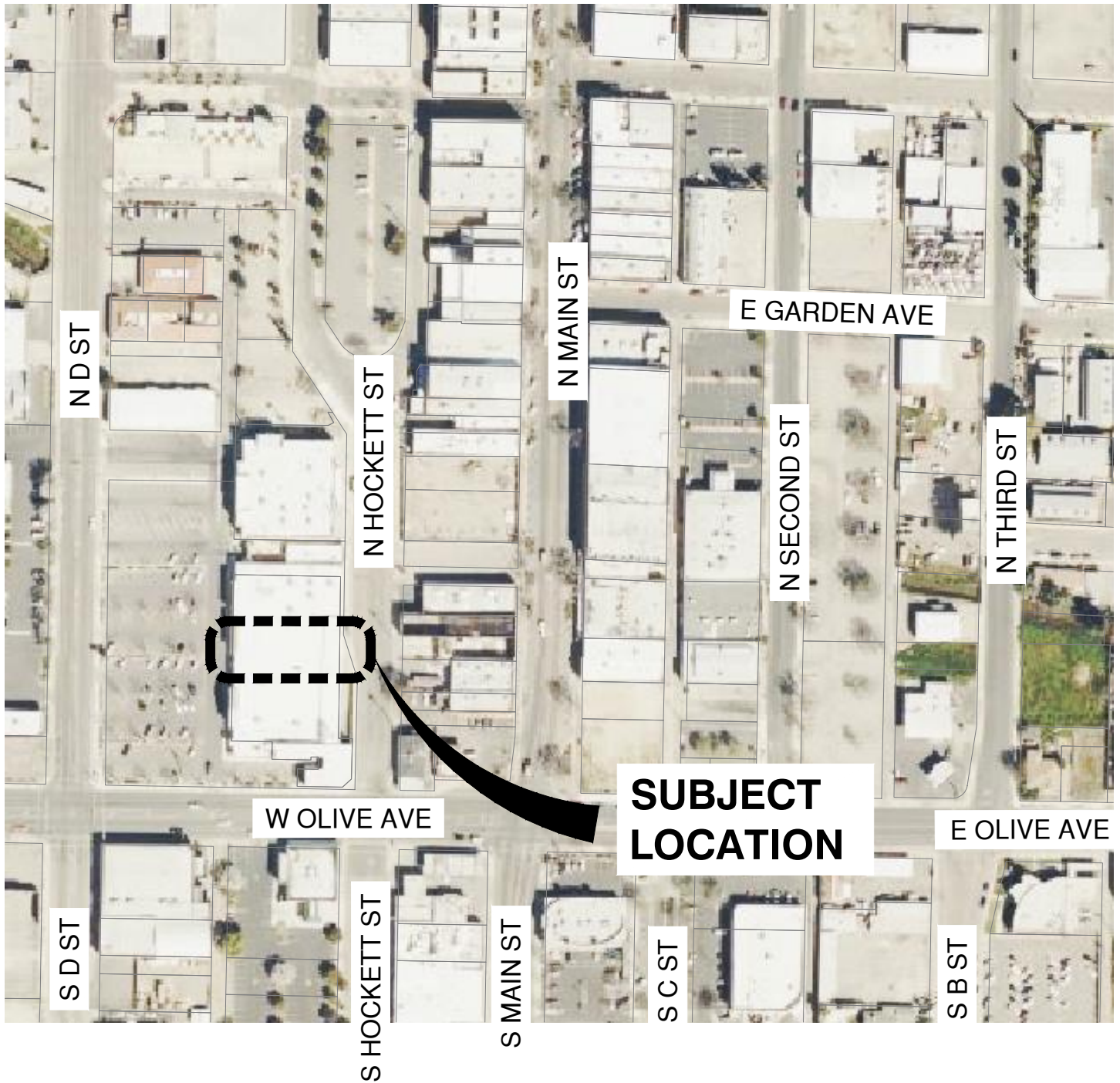
Appropriated/Funded:

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

PROJECT LOCATION MAP
TEMPORARY LIBRARY
50 W OLIVE #B

DRAWN BY	CAL
CHECKED BY	
SCALE	N.T.S.
DATE	6/28/2021

SHEET
1
OF
1



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Proposition 68 Per Capita Grant Program

SOURCE: Parks and Leisure Services

COMMENT: The California State Parks Proposition 68 Per Capita Grant Program's purpose is to allocate funds for local park rehabilitation, creation, and improvement grants to local governments on a per capita basis. Grant recipients are encouraged to utilize awards to rehabilitate existing infrastructure and to address deficiencies in neighborhoods lacking access to the outdoors. The City received an award of \$177,952 through Proposition 68 Per Capita Grant Program funds, and there is no local match requirement.

Eligible projects must be capital outlay for recreational purposes, either by acquisition or development. At its meeting on February 5, 2021, the Parks and Leisure Services Commission reviewed some potential projects. These projects, along with estimated costs, are provided below:

Soccer Mini-pitch Lighted Arena/Multi-Use Field: \$180,000
Sports Complex Practice Field Lighting (area covering snack bar east to ditch): \$600,000
Sports Complex Lighted Trail: \$418,000 (solar lighting); \$1,642,000 (paved trail)
Challenge Fitness Course: \$195,000
Pump Track (for bike riders or skateboarders): \$175,000
Large Pavilion: \$168,000
Band Shell (also known as an acoustical shell): \$215,000
Zalud Park Trail Renovation: \$132,000 (solar lighting); \$364,500 (paved trail)
Murry Park Solar Lighting: \$180,000
Centennial Park Artificial Turf: \$75,000

The Parks and Leisure Services Commission's top three projects were Sports Complex practice field lighting, Sports Complex lighted trail, and a Mini Pitch artificial turf arena soccer field. During budget discussions, City Council also proposed installing lighting and shade at the Skatepark, which is another eligible project. The estimated cost of solar lighting at the Skatepark is \$58,000. There are several options to shading a portion, or all of the skatepark. For example, an estimated cost of \$317,000 would provide shade for a portion of the entrance area, and over the bowl. The grant application deadline is December 31, 2021, and the project must be completed by February 28, 2023.

RECOMMENDATION: That the City Council provide direction on a project for the Proposition 68 Per Capita Grant Program in which the City of Porterville received an amount of \$177,952.

ATTACHMENTS: 1. Prop 68 Per Capita Grant Options Exhibit

Appropriated/Funded:

Review By:

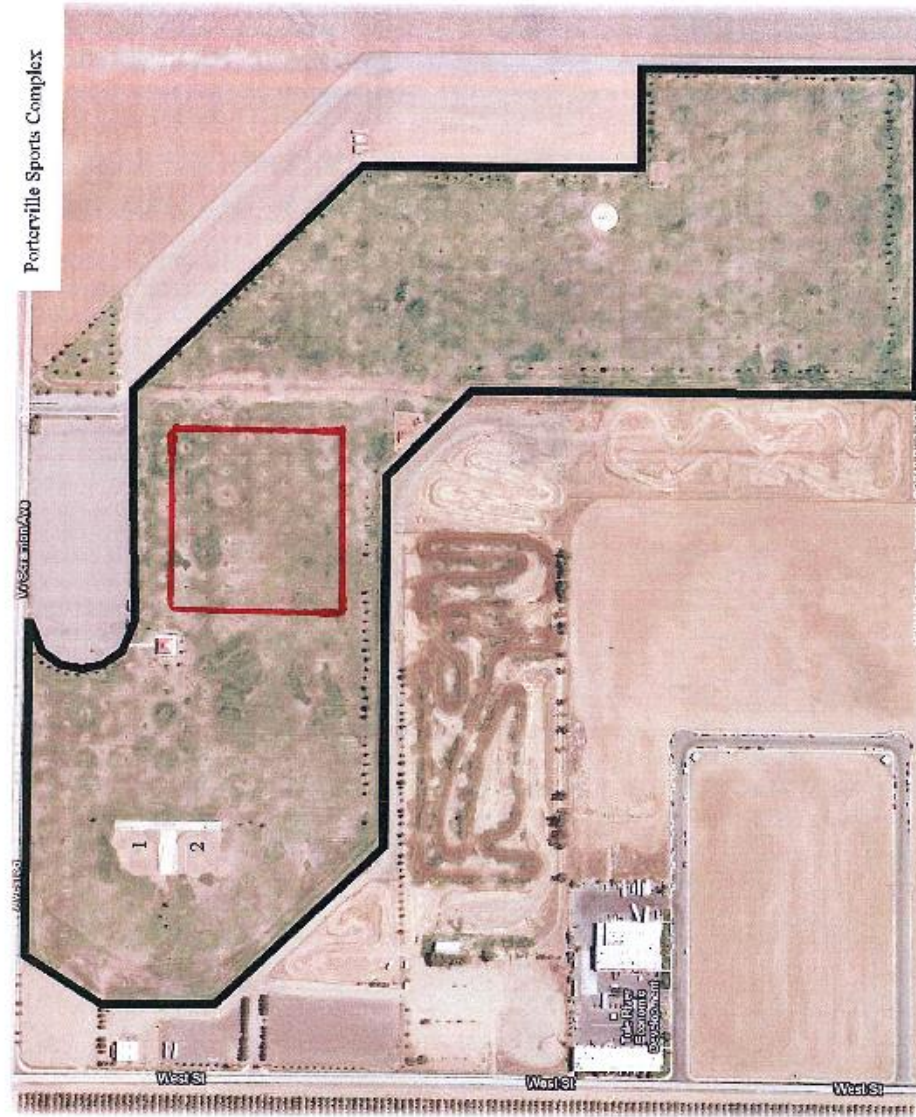
Department Director:

Donnie Moore, Parks and Leisure Services Director

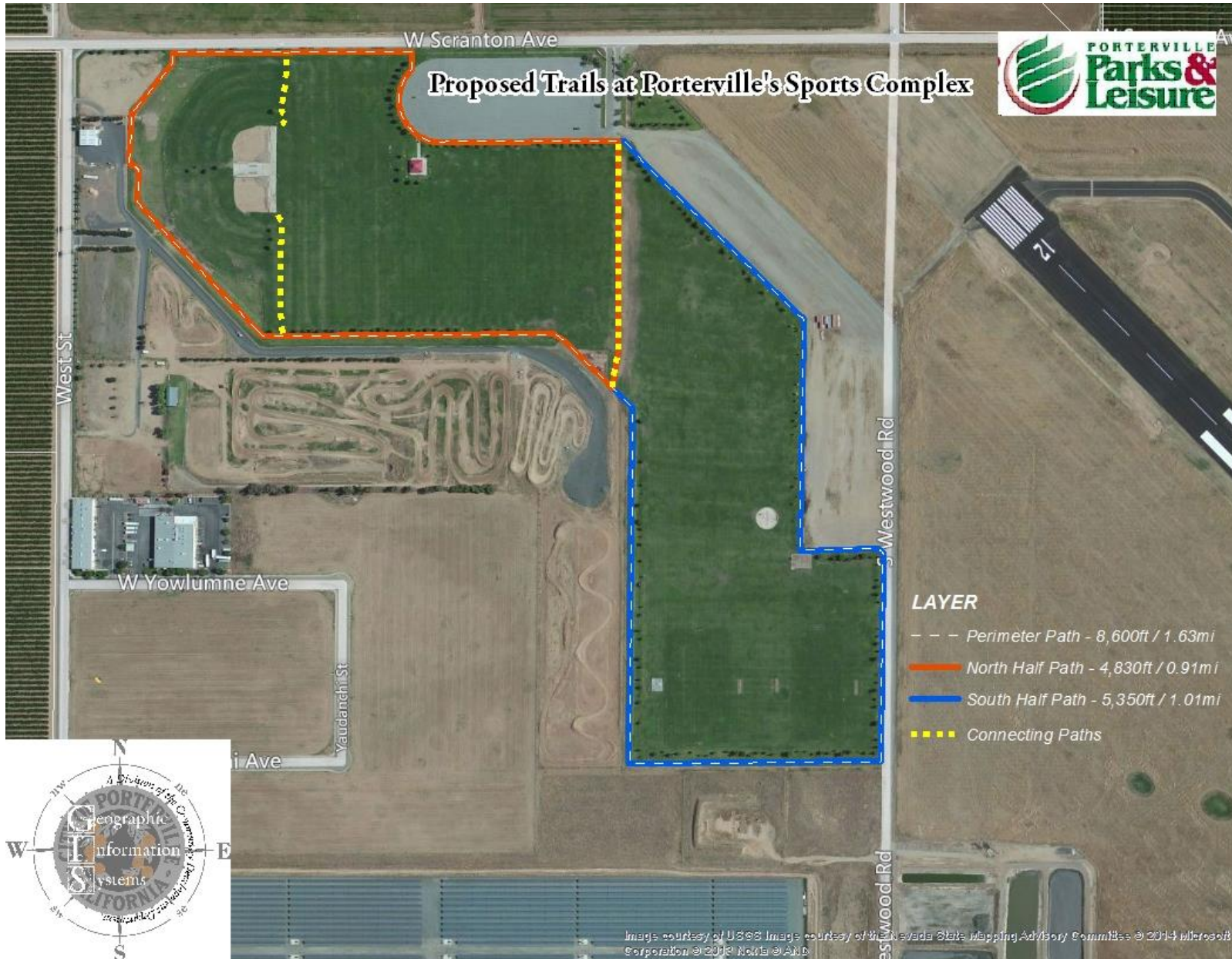
Final Approver: John Lollis, City Manager



**MINI
PITCH**



SPORTS COMPLEX FIELD LIGHTING

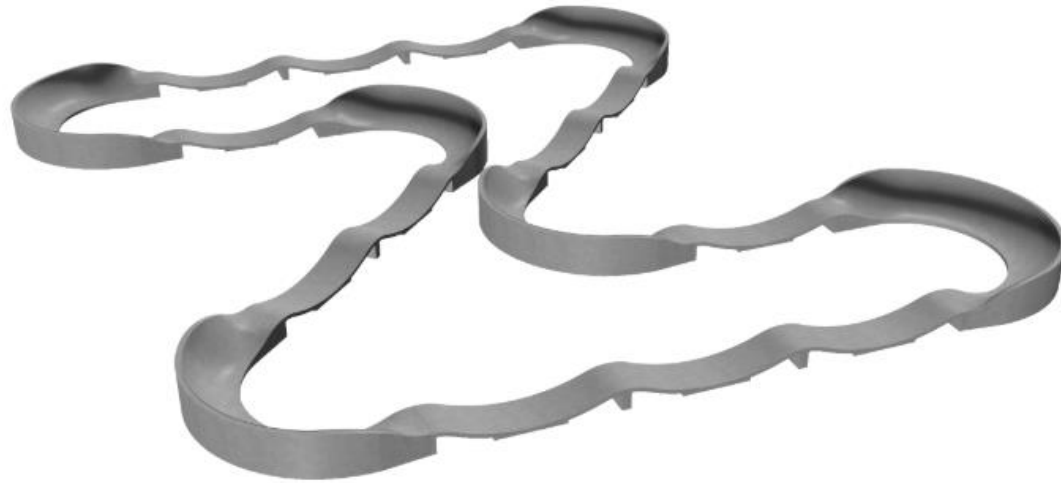


SPORTS COMPLEX LIGHTED TRAIL



**CHALLENGE
COURSE**

Pricing 💵



Track Length 330'

The Mach 6 is a pumped up version of The Sidewinder containing 6 berms, over 100' more of track and multiple configurations. Host a time trial and post the fastest times on our Facebook page to see how your riders compare to others around the globe.



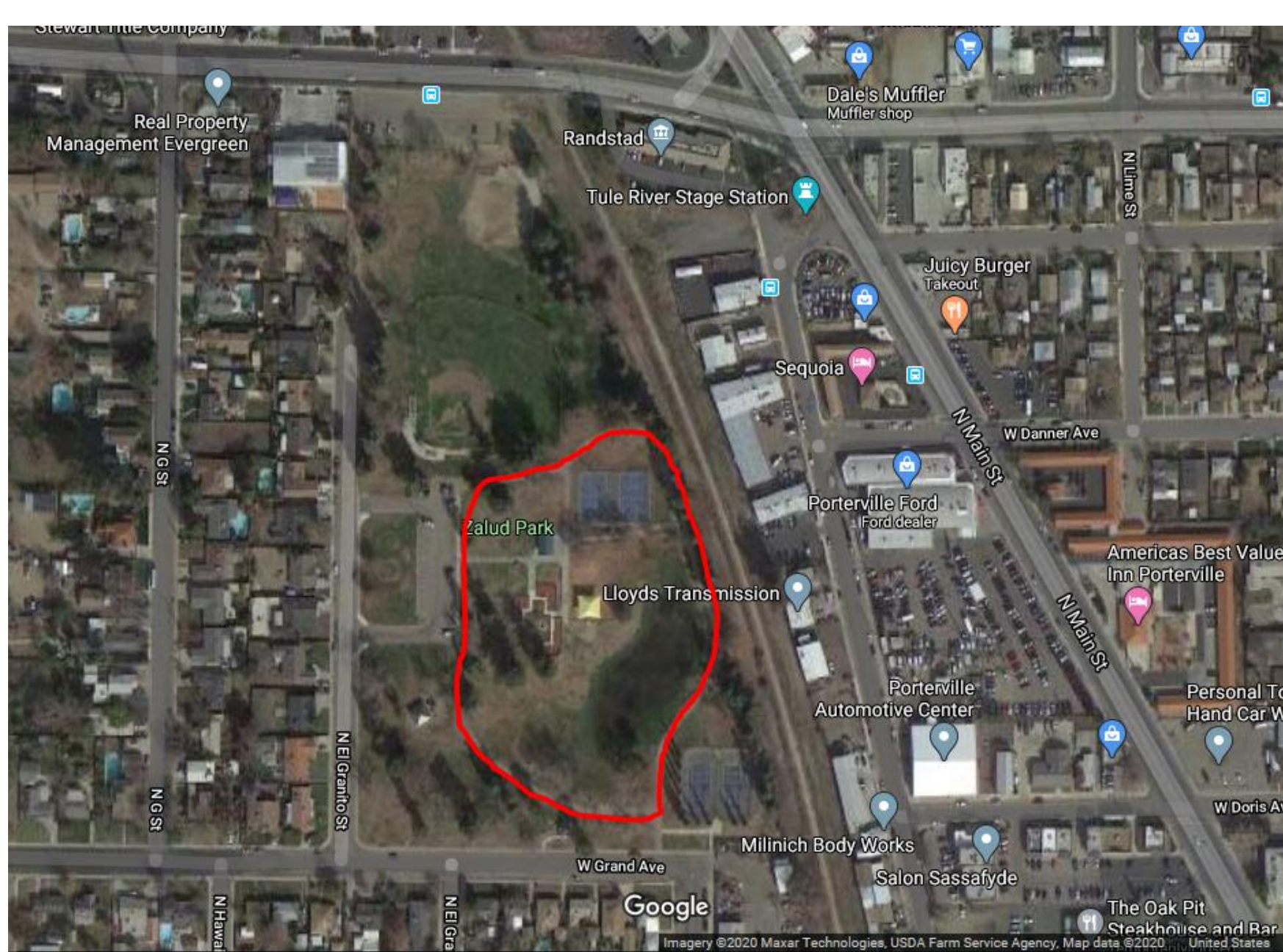
PUMP TRACK



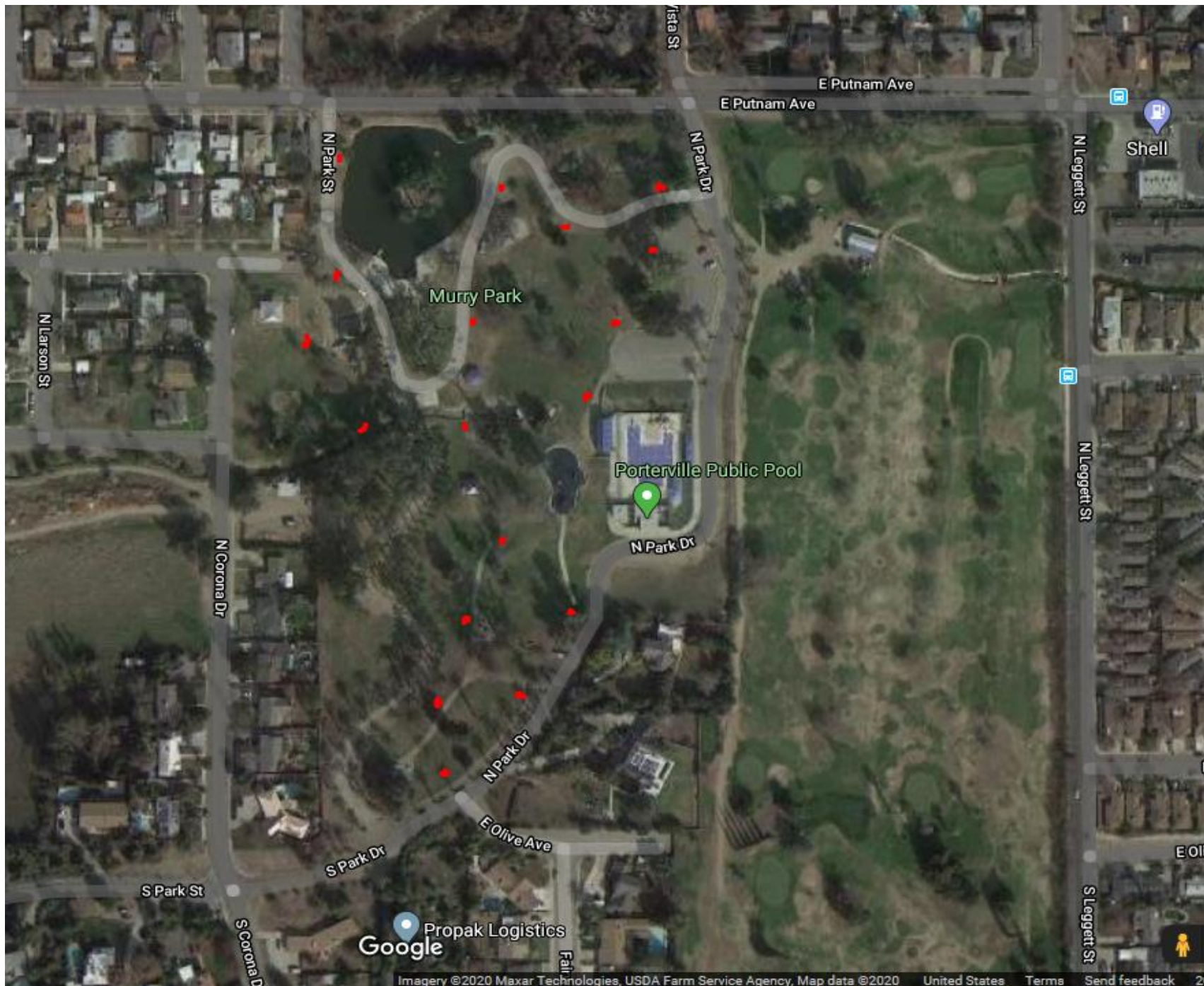
**LARGE
PICNIC
SHELTER**



**BAND
SHELL**



ZALUD PARK TRAIL RENOVATION

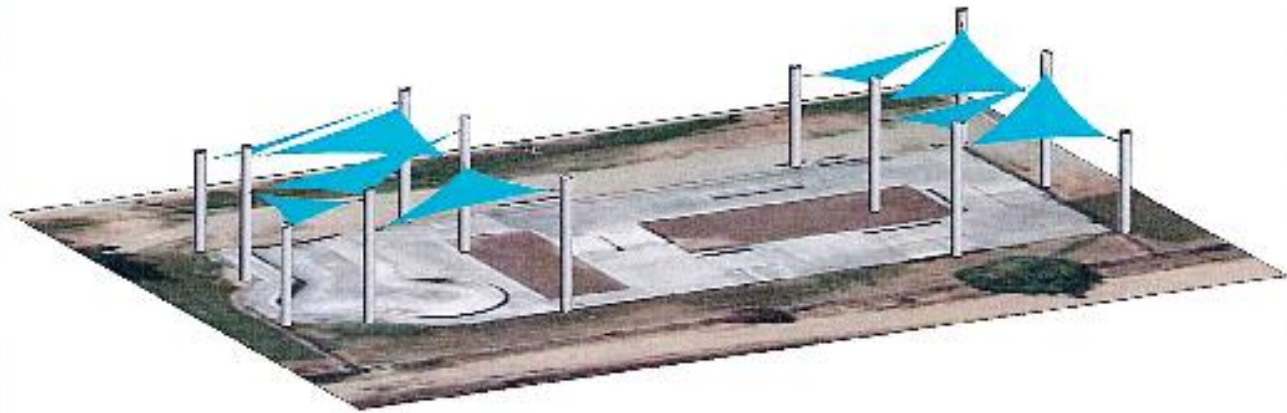


MURRY PARK SOLAR LIGHTING



CENTENNIAL PARK ARTIFICIAL TURF

Model view



**SKATEPARK
SHADE**



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Designation of City Representatives to the Board of Directors for the Porterville Area Development Authority

SOURCE: City Manager's Office

COMMENT: At its meeting on August 3, 2021, the City Council authorized the execution of a Joint Powers Agreement (JPA) and other related agreements (and subject to minor non-substantive changes as agreed upon by the entities' respective legal counsels) between the City and the Tule River Tribe with regard to the Development of Wastewater and Recycled Water System Facilities, and to allow for joint pursuit of transportation related funding opportunities. The actions authorize the establishment of the Porterville Area Development Authority (PADA), which will provide oversight and serve as the funding conduit for the development of the Tertiary Wastewater Facility, the development of a new storm drain recharge retention basin, and wastewater collection system improvements related to the Casino relocation project. At its meeting on August 31, 2021, the Tule River Tribal Council also approved the Agreements. The Final Agreements are included for the City Council's reference and are being circulated for the parties' signatures. Additionally, the Tribe has solicited and received bids for the Tertiary Wastewater Facility and has made an award to the lowest responsive responsible bidder, subject to the acceptance by the PADA Board of Directors.

Pursuant to the JPA, the parties must appoint their respective JPA Board of Director members. The Tribe has appointed Tribal Council Member Gary Santos and Casino Project Manager Ralene Clower as the Tribe's Board member representatives. Additionally, the Tribal Chairperson serves as an additional ex officio (nonvoting) member of the Board. It is now appropriate for the City Council to consider appointing its three JPA Board members. Pursuant to the JPA terms, the City Council is entitled to appoint three voting representatives on the Board. The City Manager serves as an additional ex officio member of the Board.

Pursuant to California JPA law, the JPA Board may be composed exclusively of elected officials who are elected to one or more of the governing bodies of the parties to the JPA, if the Authority is composed exclusively of parties which are cities, counties, or public districts of the State of California (see California Government Code Section 6508). This requirement may potentially preclude the City from appointing all JPA Board positions directly from the City Council. There could also be some additional complications associated with appointing a quorum of the City Council to the Authority Board. Therefore, the

City Attorney recommends that the City Council consider appointing two City Council members to the Board, and appoint an additional member from City staff or the community to serve as the City's third member.

Once the Board members are properly designated by the parties, the Authority can meet and commence its project oversight and funding functions over the projects.

RECOMMENDATION: That the City Council:

1. Appoint two Members of Council to serve as City representatives to the Board of Directors of the Porterville Area Development Authority (PADA); and
2. Appoint either a City staff person or a member of the public to serve as a City representative to the Board of Directors of PADA.

ATTACHMENTS: 1. Joint Powers Agreement

 2. Development and Reimbursement Agreement

 3. Development Costs Reimbursement Payment Plan

 4. Promissory Note

Appropriated/Funded:

Review By:

Department Director:

John Lollis, City Manager

Final Approver: John Lollis, City Manager

JOINT POWERS AGREEMENT
BETWEEN
CITY OF PORTERVILLE AND
THE TULE RIVER TRIBE
FOR DEVELOPMENT OF WASTEWATER AND RECYCLED WATER SYSTEM
FACILITIES ESTABLISHING THE
PORTERVILLE AREA DEVELOPMENT AUTHORITY

This Joint Powers Agreement (“Agreement”) is entered into and executed as of August 31, 2021, by and between the City of Porterville, a California charter city (“City”), and the Tule River Tribe, a federally-recognized Indian tribe (“Tribe”), pursuant to the Joint Exercise of Powers Act (Gov. Code, § 6500 *et seq.*), who may be referred to herein as the “Parties.”

RECITALS

A. WHEREAS, the City is authorized to enter into a joint powers agreement for the purpose of owning, operating and financing wastewater facilities, including without limitation wastewater system facilities and facilities for the production, delivery and sale of recycled water; and

B. WHEREAS, the Tribe is a public agency for the purposes of California Government Code Section 6500 with full authority to enter into a joint powers agreement with the City; and

C. WHEREAS, the City operates wastewater facilities which provide secondary treatment of sewage and wishes to manage potable water supplies available within the City by making recycled water available for a variety of uses currently supplied with potable water, including irrigation of the City Sports Complex, and irrigation and other uses within the Casino Project being developed by the Tribe; and

D. WHEREAS, the Tribe is developing a tertiary wastewater treatment facility, to treat secondary effluent produced from the City’s wastewater system in coordination with the City, and the facility will provide recycled water to the Project and to the City Sports Complex and is anticipated to offset the potable water use of the Project as well as City uses; and

E. WHEREAS, the Tribe and the City also desire to establish an entity for the purpose of facilitating the development of comprehensive transportation improvements for west Porterville, including the Porterville business park, including the pursuit of funding; and the development of a Tribe Active Transportation Plan (ATP) so that the Authority can pursue grant funding.

AGREEMENT

NOW THEREFORE, in consideration of their mutual promises and undertakings set forth herein, the Parties agree as follows:

ARTICLE 1. PURPOSE AND POWERS.

1.1 Purpose and Powers. This Agreement is made pursuant to the provisions of Article 1, Chapter 5, Division 7, Title 1 of the Government Code, commencing with section 6500, relating to the joint powers common to public agencies. The purpose of this Agreement is to exercise the Parties' joint powers, specifically including, but not limited to:

- a) Public funding, and oversight related to the construction, maintenance, repair, improvement, and expansion and operation of wastewater collection, treatment, and disposal, including without limitation water recycling and distribution facilities and the production, distribution and sale of recycled water;
- b) Facilitating, pursuing and/or funding the development of comprehensive transportation improvements for the west Porterville area surrounding the Casino Project including the Porterville business park; and
- c) Exercising all other powers as may be authorized by law, in addition to the specific powers enumerated herein.

1.2 Designation Per Government Code § 6509. To the extent required by law, the powers exercised by the Parties pursuant to this Agreement shall be subject to the restrictions upon the manner of exercising such powers of the City.

ARTICLE 2. CREATION OF AUTHORITY; CITY TO ADMINISTER

2.1 Creation of Authority. The Porterville Area Development Authority ("Authority") is hereby created which shall be a public entity separate from the Parties to this Agreement. The Authority shall be responsible for its own debts, liabilities and obligations.

2.2 Delegation of Authority to the City. The Parties delegate authority to the City to administer this Agreement, including acting on Authority's behalf in connection with future agreements entered into between the Parties.

ARTICLE 3. GOVERNANCE

3.1 Party Representatives. The City shall be entitled to three voting representatives on the Board of the Authority, as appointed by the City Council. Unless otherwise determined by the City, the City Manager shall additionally be, *ex officio*, a member of the Board. The Tribe shall be entitled to two voting representatives, appointed by the Tribal Council. Unless otherwise determined by the Tribe, the Tribal Chairperson shall additionally be, *ex officio*, a member of the Board. Each Party may designate one alternate Board member by notifying the Authority and the other Party in writing of the person so designated to act when a Board member is unavailable.

3.2 Quorum. A quorum for the transaction of any business shall require the presence of four representatives, who may be alternates.

3.3 Meetings; Frequency. The Board shall meet not less frequently than annually. Meetings shall be called and conducted in accordance with the Brown Act.

ARTICLE 4. FINANCIAL PROVISIONS

4.1 Treasurer. Pursuant to Government Code Sections 6505 and 6505.5 governing the accountability of all funds and report of all receipt and disbursement for the Authority, the treasurer of the City shall be treasurer ("Treasurer") of the Authority. The Treasurer shall possess the powers of, and shall perform those functions required by, Government Code Sections 6505, 6505.5 and all other applicable laws and regulations. The Board shall also designate an Auditor/Controller for the Authority pursuant to Government Code Sections 6505 and 6505.5 or shall cause an independent audit to be made by a certified public accountant or public accountant in compliance with Government Code Section 6505, as applicable.

4.2 Authority to Handle Property. The City Manager of the City or his or her designee shall have charge of, handle, or have access to any property of the Authority and shall be required to file an official bond, which may be a master bond.

4.3 Surplus Funds. The Authority shall have the power to invest any money in the treasury pursuant to Section 6505.5 that is not required for the immediate necessities of the Authority, as the Authority determines is advisable, in the same manner and upon the same conditions as local agencies pursuant to Section 53601 of the Government Code.

4.4 Contributions Required. The Parties agree that each will contribute to the capital and operating costs of the Authority in accordance with the annual budget approved by the Board and the initial budget for commencement of operations.

4.5 Quarterly Financial Reports. The City shall provide quarterly financial reports to the Board, provided that the Board may prescribe the form and timing of such reports.

4.6 Annual Statement of Financial Condition. Prior to the end of each operating year, a certified public accounting firm, will be selected by the Board, and, not more than ninety (90) days after the end of the year, a report certifying the year-end financial condition of the Authority, including statements of income and expenses for the year, assets and liabilities, and auditor's notes, if appropriate, shall be provided to the Parties by the accounting firm selected for that purpose. The cost of the report shall be considered an operating expense of the Authority. The annual audit shall be filed with each of the Parties and as required by law.

4.7 Purpose of Contributions. The Parties agree that (a) contributions from their respective treasuries may be made for the purpose(s) set forth in this Agreement, (b) payments of public funds may be made to defray the cost of such purposes, (c) advances of public funds may be made for the purpose(s) set forth in this Agreement, such advances to be repaid as provided in this Agreement, and (d) personnel, equipment or property of one or more of the Parties may be used in lieu of other contributions or advances if agreed to in writing by the Parties. The funds may be paid to and disbursed by the Authority.

4.8 Fiscal Year. Unless otherwise determined by resolution of the Board, the fiscal year of the Authority shall commence on July 1 each year.

ARTICLE 5. LIABILITY; INDEMNIFICATION

5.1 Allocation of Liabilities. As to any debts or liabilities based upon California Government Code Section 895.2, pursuant to the provisions of California Government Code Section 895.4, this Article allocates such liabilities (e.g., the vicarious liability imposed by law as a result of the existence of this Joint Powers Agreement). The City and the Tribe shall be liable for any such liability imposed by law in proportion to their responsibility for such debts and liabilities incurred in the performance of this Agreement. The rules therefore as set forth in California Civil Code § 2778 are hereby made a part of this Agreement.

5.2 Defense and Indemnity Obligations. The Tribe shall defend, indemnify and hold the City, its City Council members, officials, officers, employees and agents harmless from and against all claims, demands, liability, costs, expenses, damages, injury or loss (including reasonable attorneys' fees) to which the City, its City Council members, officials, officers, employees and agents may be subject by reason of any claims challenging the validity of this Agreement or any action taken in furtherance of this Agreement, including but not limited to, any challenge to the approval of the TWSF or any contract to implement the TWSF, alleged wrongdoing, misconduct, negligence, or fault by the Tribe, its council members, officials, officers, employees or agents in the performance of this Agreement, and including any debts or liabilities incurred in the performance of this Agreement. The City shall defend, indemnify and hold the Tribe, its members, officials, employees and agents harmless from and against all claims, demands, liability, costs, expenses, damages, injury or loss (including reasonable attorneys' fees) to which the Tribe or its members, officials, officers, employees and agents may be subject by reason of any claims arising from the alleged wrongdoing, misconduct, negligence or fault by the City, its City Council members, officials, officers, employees or agents brought by a third party seeking damages based solely on the conduct of the City, its City Council members, officials, officers, employees or agents in implementation of this Agreement. No indemnification is required to be paid by the Tribe for any claim, loss or expense arising from (a) the willful misconduct or negligence of the City or the Authority, or their respective officers, employees or agents, or (b) a default hereunder by the City or the Authority.

5.3 Notice of Third-Party Claim. Upon receipt of any third-party claim, demand or other notice that may result in an indemnity obligation of the other party under this Article, the receiving party shall provide a copy of such claim, demand or other notice to the other party as soon as reasonably practicable, but in any event within ten (10) calendar days of receipt.

ARTICLE 6. TERM AND TERMINATION

6.1 Effective Date; Term. This Agreement shall be effective as of the date of this Agreement first written above. It shall continue in full force and effect for a term of fifty (50) years from the effective date, unless terminated as hereinafter provided, except that notwithstanding any other provision of this Agreement, this Agreement shall continue in full force and effect during the term of any outstanding bonds issued by the Authority, or until all indebtedness of the Authority is retired.

6.2 Termination Option. Either party may elect to terminate this Agreement by giving not less than twelve months prior written notice to the other party, whereupon this

Agreement will terminate at the end (June 30) of the following fiscal year, provided that, (1) no such notice shall be effective during the term of any outstanding bonds or indebtedness of the Authority; or (2) if there are any outstanding bonds or indebtedness of the Authority or any party in connection with any projects to be developed or funded by the Authority, City may, prior to city acceptance of the facilities, acquire such facilities and terminate this Agreement by making provision for retiring, defeasing, or otherwise satisfying all outstanding obligations incurred to finance such facilities.

6.3 Parties' Rights and Duties on Expiration or Termination. Should this Agreement expire at the end of its term, or if it is terminated for any reason, the Parties shall continue to work together until all obligations incurred prior to expiration or notice of termination, have been fully performed. No further obligations will be incurred.

ARTICLE 7. MISCELLANEOUS

7.1 Governing Law. The validity of this Agreement and any of its terms or provisions as well as the rights and duties of the Parties shall be governed by the laws of the State of California.

7.2 Entire Agreement. This Agreement contains the entire Agreement of the Parties and shall be binding upon and inure benefit of the Parties, their successors and assigns.

7.3 Additional Parties. Nothing herein shall preclude the addition of other governmental entities as parties to this Agreement, so long as the Parties agree to such addition. If an entity is added as a party, it shall be bound by the terms and conditions of this Agreement.

7.4 Notices. Notices required by law or by this Agreement, shall be deemed sufficient if given, (a) by email to the following, or (b) in writing and deposited in the United States Mail, postage prepaid, to the following:

City of Porterville:	McCormick, Kabot, Jenner & Lew Attn: Julia Lew, City Attorney 4010 South Demaree Street Visalia, CA 93277 T: (559) 734-6729 E: jmlew@mkjw.com
Tule River Tribe:	Tule River Indian Tribe Attn: William Garfield, Chairman 340 N. Reservation Road Porterville, CA 93257 T: (559) 781-4271 E: William.Garfield@tulerivertribe-nsn.gov
With copy to:	Procopio, Cory, Hargreaves & Savitch LLP Attn: Kerry Patterson 525 B Street, Suite 2200

San Diego, CA 92101
T: (619) 515-3295
E: kerry.patterson@procopio.com

Notices shall be deemed given (a) in the case of email, upon receipt of such email, or (b) in the case of United States Mail, five (5) calendar days after deposit in the mail.

7.5 Severability. If any one or more of the terms, provisions, promises, covenants or conditions of this Agreement shall be to the extent judged invalid, unenforceable, void or voidable for any reason whatsoever by a court of competent jurisdiction, each and all of the remaining terms, provisions, promises, or conditions of this Agreement shall not be affected thereby, and shall be valid and enforceable to the fullest extent allowed by law.

7.6 Agreement Not Partnership or Joint Venture; No Third-Party Beneficiaries. Nothing in this Agreement shall be deemed to establish relationships between the Parties other than those expressly described and set forth. The agreements contained herein are made solely for the benefit of the Parties, and shall not be construed as benefiting any person who is not a party to this Agreement.

7.7 Assignment. No party may assign any right, claim or interest it may have under this Agreement.

7.8 Binding Effect. This Agreement shall be binding upon the successors of the Parties.

7.9 Survival. Notwithstanding the termination of this Agreement, the defense, indemnification and hold harmless provisions shall survive and be fully enforceable.

7.10 Waiver of Terms; Effect. By action of each party's governing boards, the time specified in this Agreement for performance of any act by the Parties, may be extended or waived, for good cause. Any such extension or waiver shall affect only the time period to which it is directed, and it shall not be deemed applicable to subsequent deadlines relating to the subject matter of the extension or waiver, nor shall it be deemed to apply to any other time constraints or requirements contained in this Agreement.

7.11 Agreement as Integrated Document; Titles and Headings Not Part. This Agreement fully and completely integrates all agreements and understandings of the Parties regarding its subject matter. Titles and headings contained herein are not a part of the agreement of the Parties. They are included only for descriptive purposes, and shall not be deemed as incorporated into this Agreement for any other purposes.

7.12 Amendment; Method Prescribed. This Agreement may be amended at any time, by written agreement of the Parties, acting by and through their governing boards.

7.13 Authority to Enter into Agreement. Each party represents that it has the full power and authority to enter into this Agreement and to carry out the powers contemplated by it. Each party further represents that it has taken all action necessary to authorize the execution,

delivery and performance of the Agreement. Each person signing below warrants that he/she has full power and authority to bind the party under which her/his signature appears.

ARTICLE 8: DISPUTE RESOLUTION; LIMITED WAIVER OF SOVEREIGN IMMUNITY.

8.1 Limited Waiver of Sovereign Immunity. In the event of a dispute between the Tribe and the City (and only the City) over the interpretation, application, or enforcement of this Agreement, the Parties each hereby expressly grant to the other Parties a limited waiver of sovereign/governmental immunity, solely for actions brought by the other Parties, in accordance with the dispute resolution provisions provided herein; provided, however, that any award shall be limited to actual damages and shall specifically exclude punitive, consequential, incidental, expectancy and all other special damages. This limited waiver of sovereign immunity does not extend to any action brought against any Tribal Council Member, Tribal employee, Tribal agent, Tribal member, or any other individual acting on behalf of the Tribe and does not extend to any third parties bringing an action against the Tribe. This limited waiver of sovereign immunity shall not diminish or otherwise affect any defense or immunity to which such persons are entitled under the laws of the applicable jurisdiction. Except as expressly set forth herein, the Tribe does not waive, limit or modify their respective sovereign immunity as it applies to this or any other matter.

8.2 Dispute Resolution. This Section shall govern the resolution of all controversies or claims between the Tribe and the City that arise from this Agreement and any modifications hereto (collectively, "Arbitrable Disputes"). Wherever this Agreement makes reference to any means of resolving Arbitrable Disputes between the Parties, the Parties agree to follow the meet and confer and mediation procedure described below prior to initiating the arbitration procedures.

- a) Voluntary Resolution, Meet and Confer Obligation. Whenever possible, the Tribe and the City shall make their best efforts to informally resolve disputes that occur under this Agreement. In order to foster a spirit of cooperation and efficiency in the administration of the terms and conditions of this Agreement, disputes between the Tribe and the City shall first be subjected to a good faith meet and confer process as follows:
 - i. The aggrieved Party shall give the other, as soon as possible after the event giving rise to the concern, written notice setting forth, with specificity, the issues to be resolved. Notice shall be provided consistent with Section 8.4. Said notice shall suggest a date, time and place for the meeting. The Tribe and the City may jointly decide to meet at another time and place; provided, however, the Parties agree that such meeting shall commence within fifteen (15) calendar days after the date that the original notice was given to the applicable Party, unless the Parties agree that there is good cause to extend this time limit.
 - ii. The Parties agree that the meet and confer, including proceedings or discussions concerning the proposed meet and confer, is to be

considered a confidential settlement negotiation for the purpose of all state and federal rules protecting disclosures made during such conferences from later discovery or use in evidence. All conduct, statements, promises, offers, views and opinions, oral or written, made during a meet and confer by any Party or a Party's agent, employee, or attorney shall be deemed to be confidential and shall not be subject to discovery or admissible for any purpose, including impeachment, in any litigation or other proceeding, including mediation and non-binding arbitration, involving the Parties; provided, however, that evidence otherwise subject to discovery or otherwise admissible is not excluded from discovery or admission into evidence simply as a result of it having been used in connection with the meet and confer.

- iii. Absent mutual consent of the Parties, if a noticed meeting fails to commence within the fifteen (15) calendar day period, or if a reasonable attempt to schedule or reschedule the meeting has not been made within those fifteen (15) calendar days, then the meet and confer obligation imposed under this Section shall be deemed to have been satisfied and the Parties shall be free to pursue their rights and remedies under Subsection (b) herein, unless the reason for such failure to meet and confer is the refusal of the Party asserting a claim to participate in the meet and confer, in which event said claim will be deemed to have been waived.
 - iv. If the dispute is not resolved to the satisfaction of the Parties within thirty (30) calendar days after the first meeting, then upon the written request of either Party, the dispute may be submitted to non-binding mediation in accordance with Section 9.2(b) ("Mediation Request"). The disputes submitted to non-binding mediation shall be limited to claims that this Agreement has been breached by either the Tribe or the City.
- b) Mediation. In the event a dispute arising under this Agreement is not resolved through the above-described meet and confer process, within thirty (30) days after notice is provided through a Mediation Request, the Tribe and the City agree to participate in non-binding mediation administered by a mediator mutually agreed to by the Parties, to help mediate and settle the dispute as soon as practicable. The mediation shall proceed as follows:
- i. The mediation shall be held at a mutually agreeable location within Tulare County, California.
 - ii. The Parties shall work together to select a single mediator, but if the Parties cannot agree on a mediator within forty-five (45) days of the Mediation Request, each Party will provide three (3) names of mediators based on substantive and procedural knowledge, availability, and location. Each side will have an opportunity to strike

1 name and, to the extent two mediators remain, rank the remaining names (1-2, with 1 being the most favorable). The numbers will be added together and the mediator whose rank is the lowest, which is most favorable, will be chosen mediator.

- iii. The mediator shall meet with and hear presentations by the Parties as soon as practicable after appointment.
- iv. Mediation will be conducted consistent with California Evidence Code Sections 1115-1128. The mediator shall owe a professional duty to both the Tribe and the City, and shall be barred from testifying in any litigation or arbitration concerning any information obtained or disclosed in the course of the mediation.
- v. Each side shall bear its own costs and attorneys' fees, and one-half of all fees and expenses of the mediator.
- vi. Unless otherwise agreed upon by the Parties in writing, the mediation shall be completed within ninety (90) days of the selection of the mediator.
- vii. The mediator's decision shall not be binding on or admissible against either Party. The Arbitrable Dispute shall be resolved in accordance with the arbitration provisions set forth in Section 9.2(c) below if: (1) a Party elects to reject the mediator's decision; (2) either Party refuses to participate in the mediation process after mediation filing; or (3) the mediator does not meet with the Parties.
- viii. The Parties agree that the mediation, including proceedings or discussions concerning the mediation, is to be considered a confidential settlement negotiation for the purpose of all state and federal rules protecting disclosures made during such conferences from later discovery or use in evidence. All conduct, statements, promises, offers, views and opinions, oral or written, made during the mediation by any Party or a Party's agent, employee, or attorney shall be deemed to be confidential and shall not be subject to discovery or admissible for any purpose, including impeachment, in any litigation or other proceeding, including and non-binding arbitration, involving the Parties; provided, however, that evidence otherwise subject to discovery or admissible is not excluded from discovery or admission into evidence simply as a result of it having been used in connection with the mediation.

c) Arbitration. Following the satisfaction of the meet and confer and mediation requirement, any controversy(ies) or claim(s) arising out of or relating to this Agreement that was not resolved during the meet and confer or mediation (as

applicable) must be resolved through binding arbitration. The arbitration shall be held only in accordance with the following procedures:

- i. Either Party may initiate the applicable arbitration by delivering a written notice to the other Party that states the specific issue(s) in dispute, the relevant provision(s) of the Agreement, and the relief requested.
- ii. Within twenty-one (21) calendar days after delivery of such notice, each Party shall notify the other of the name of a practicing lawyer or retired judge with whom the notifying Party desires to have serve as an arbitrator. The lawyer or retired judge shall have experience in California law and Federal Indian law, and whose law firm, if applicable, has at no time represented or acted on behalf of either of the Parties or any person with control over either of the Parties. If either Party fails to act within the twenty-one (21) calendar day period, the arbitrator who should have been appointed by that Party will be appointed pursuant to the same procedures followed when agreement cannot be reached as to the third arbitrator.
- iii. Within ten (10) calendar days after arbitrators are appointed by each Party, the two appointed arbitrators shall meet (in person or by phone) to appoint a third arbitrator with the same qualifications and background. Together, the three arbitrators shall comprise the Arbitration Panel. In the event agreement cannot be reached on the appointment of a third arbitrator at the meeting held within the ten (10) calendar day period, the third arbitrator shall be selected by the Judicial Arbitration and Mediation Service, or such other reputable provider of Alternative Dispute Resolution services as may be agreed by the Parties or, in the absence of such agreement, by the Party requesting arbitration. In the event of any subsequent vacancy or inability to perform, the arbitrator who resigns or becomes unable to perform shall be replaced in accordance with the provision of this Section as if such replacement were an initial appointment to be made hereunder. Notwithstanding the foregoing, the Parties may agree to use a single arbitrator as the Arbitration Panel, provided that the Parties agree on the arbitrator to be appointed.
- iv. Each Party shall have the right to conduct discovery in connection with the arbitration proceedings, but such discovery shall be limited to the pre-hearing production of relevant documents and to such depositions, limited both in number of depositions and duration, as the Arbitration Panel may approve by majority vote.
- v. The Arbitration Panel shall hear any and all issues of law and of fact properly raised pursuant to the procedures herein and shall make its decision by majority vote within thirty (30) calendar days after the

close of evidence and briefing in the arbitration. The decision shall be issued in writing and include findings of fact, conclusions of law, and the reasons on which the decision is based.

- vi. The Arbitration Panel shall have no power to vary or modify any terms of this Agreement, or to decline or fail to follow applicable tribal, state or federal statutory or common law.
 - vii. Each Party to the arbitration shall pay its own attorneys' and expert witness fees and any other costs associated with the arbitration. The Arbitration Panel shall determine by majority vote who shall bear the fees and expenses of the Arbitration Panel or whether the fees and expenses of the Arbitration Panel shall be shared by the Parties, and if so, in what proportions. The Arbitration Panel's determination as to the allocation of the fees and expenses of the arbitration shall be binding on the Parties.
 - viii. The arbitration shall be held at a mutually agreeable location within Tulare County, California.
- d) Jurisdiction of Courts. A Party that has participated in arbitration as set forth in Subsection (c) of this Section (or who has made a good faith effort to do so despite the other's failure to participate) may initiate judicial proceedings to confirm, enforce or vacate the applicable arbitration award in the United States District Court for the Eastern District of California. If, and only if, the United States District Court for the Eastern District of California determines that it is without jurisdiction, the Tribe consents to be sued in the Superior Court of the State of California for the County of Tulare, but solely to compel, enforce, modify or vacate any arbitration award.

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed and attested by their proper officers as of the date first above written.

City of Porterville:

By: _____

Printed Name: Adrian Monte Reyes

Title: Mayor

Tule River Tribe:

By: _____

Printed Name:

Title: Chairman

**DEVELOPMENT AND REIMBURSEMENT AGREEMENT FOR
WASTEWATER AND RECYCLED WATER SYSTEM FACILITIES AND IMPROVEMENTS**

This Development and Reimbursement Agreement for Wastewater and Recycled Water System Facilities and Improvements (this “**Agreement**”) is made and entered into as of August 31, 2021, by and among the Porterville Area Development Authority (“**Authority**”), the City of Porterville (“**City**”) and the Tule River Tribe (“**Tribe**”), each of whom may be referred to herein individually as a party or collectively as the “**Parties**”.

RECITALS

- A. WHEREAS, the City of Porterville is a California charter city; and
- B. WHEREAS, the Tribe is a federally-recognized Indian Tribe; and
- C. WHEREAS, the Authority has been established pursuant to a Joint Powers Agreement by and between the City and the Tribe; and
- D. WHEREAS, the Tribe proposes to develop a casino-resort (“**Project**”) within a 40-acre site it owns near the Porterville Airport (“**40-acre Airpark Property**”) within the boundaries of the City, which may include a casino, a 250-room hotel, food and beverage facilities, administrative space, a multi-purpose events center, a conference center and associated parking and infrastructure and other uses that may be developed by the Tribe on the 40-acre Airpark Property, an illustrative depiction of which is set forth in Exhibit A; and
- E. WHEREAS, the Project will ultimately require wastewater to be treated at the City’s existing wastewater collection system located at 1333 West Grand Avenue, conveyed through Lift Station Nos. 7 and 12 and approximately 800 feet of transmission main, each of which requires some repair, replacement or improvement to correct existing deficiencies and increase capacity to serve the Project (collectively, the “**Wastewater Improvements**”); and
- F. WHEREAS, to mitigate the impacts of the development of the Project on potable water supplies, the City desires, for consistency with its land development standards, to provide City-owned land near the Project to the Authority for the purpose of developing a tertiary wastewater treatment plant and associated storage, a pump station and recycled water transmission pipelines to serve the Project and the City Sports Complex (collectively, the “**Tertiary Wastewater System Facilities**” or “**TWSF**”); and
- G. WHEREAS, the City and the Tribe desire that the Authority assist them in connection with the provision and coordination of funding for the Wastewater Improvements and the TWSF as hereinafter provided; and
- H. WHEREAS, acting for and on behalf of the City, the Tribe shall design, engineer, permit, construct and transfer the Wastewater Improvements and TWSF to the City, with amounts expended by the Tribe or Authority for such design, engineering, permitting and construction to be funded by the City and deposited with the Authority as herein prescribed, with the Tribe’s portion of the costs to be reimbursed by the Tribe to the City on the terms and conditions provided herein; and
- J. WHEREAS, the Tribe shall (i) pay the City certain sewer connection and service fees related to the development and operation of the Project and the TWSF and Wastewater Improvements; and (ii) shall pay water and sewer service fees in accordance with the City’s standard water and sewer service charges for those specific service types and levels and as set forth in the City’s fee schedule; and

K. WHEREAS, the Authority shall serve as the funding/coordination entity for the construction of the Wastewater Improvements and TWSF and shall release funds deposited by the City to pay the construction costs in accord with the terms and conditions of this Agreement ; and

L. WHEREAS, the Improvements also include the Tribe's development of a Storm Drain Retention Basin on the City property at the intersection of Road 216 and Avenue 128 as described and shown on Exhibit B to this Agreement, which will be fully paid for by the City; and

M. WHEREAS, upon completion of the TWSF, Wastewater Improvements, and Storm Drain Retention Basin Improvements and the payment of all direct construction costs by the City, the TWSF, the Wastewater Improvements, and the Storm Drain Retention Basin Improvement shall become property of the City; and

N. WHEREAS, this Agreement provides for the terms upon which the Wastewater Improvements, the TWSF, and the Storm Drain Retention Basin Improvements are to be developed, financed, and funded, and the terms upon which the Tribe's portion of the costs are to be reimbursed to the City, as aforesaid.

AGREEMENT

NOW, THEREFORE, for and in consideration of the mutual promises and covenants contained herein, the Parties hereto agree as follows:

ARTICLE I

DEFINITIONS

Section 1.1 Certain Definitions. Unless the context otherwise requires, the terms defined in this Article I shall have the meanings herein specified.

"Acceptable Title" means title to land, or an easement therein, delivered free and clear of all liens, taxes, assessments, leases, easements and encumbrances, whether any such item is recorded or unrecorded, except those non-monetary items which are either (a) required by the City or (b) reasonably determined by the City not to interfere materially with the intended use of such land or easement and therefore are not required to be cleared from title.

"Acceptance Date" means the date that the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements are dedicated to and accepted by the City.

"Actual Cost" means, with respect to the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements, an amount equal to the sum of (a) the Tribe's actual, reasonable cost of constructing the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements, including labor, material and equipment costs, (b) the Tribe's actual, reasonable cost of preparing the Plans for the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements, (c) the Tribe's actual, reasonable cost of any environmental evaluations required in the City's reasonable determination specifically for the TWSF or Components thereof, and Wastewater Improvements, (d) the amount of the fees actually paid by the Tribe to governmental agencies in order to obtain permits, licenses or other necessary governmental approvals for the TWSF or Components and Wastewater Improvements, (e) the Tribe's actual, reasonable cost for professional services directly related to the planning, design and construction of the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements, including engineering, inspection, construction staking, materials testing and similar professional

services, including, but not limited to, the costs to obtain and keep current a recycled water use permit as required by the Regional Water Quality Control Board for the TWSF, (f) the costs incurred by the Tribe for construction management and supervision, which cost shall not exceed 5% of the cost of constructing the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements, as determined pursuant to clause (a) of this definition, (g) the Tribe's actual, reasonable cost of any title insurance required hereby for the TWSF, (h) the fair market value of any real property required to be conveyed with the TWSF in order to convey Acceptable Title thereto to the Authority, and (i) the Tribe's actual, reasonable cost of any real property or interest therein acquired after the date hereof, from a party other than the Tribe, which real property or interest therein is necessary for the construction of the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements (*e.g.*, temporary construction easements, haul roads, etc.), all as specified in a payment request that has been reviewed and approved by the City on behalf of the Authority, as applicable; *provided, however*, that no item of cost relating to the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements shall be included in more than one category of cost under this definition.

"All Improvements" means collectively the TWSF, Wastewater Improvements, and Storm Drain Retention Basin Improvements.

"City" means the City of Porterville, a California charter city.

"Construction Security" means, with respect to the All Improvements to be constructed, Funding Sources allocated to the construction and a Performance or Surety Bond, where the combination of the two sources are equal to the Unfunded Construction Cost of the Improvements.

"Defaulting Party" means a party that is in breach of, or alleged to be in breach of, this Agreement.

"Escrow Account" means the account created and maintained by the Authority to receive, hold, identify and track monies as dictated by Article VI of this Agreement.

"Estimated Construction Costs" means the total of the remaining estimated unpaid hard and soft costs (including, but not limited to, testing, labor compliance, permitting, inspection, environmental costs, and furniture and equipment approved by the City and the Tribe) required to complete construction, as calculated from time to time by the City and agreed to by the City and the Tribe.

"Event of Default" shall have the meaning set forth in Section 9.1(c).

"Funding Sources" shall have the meaning set forth in Section 2.2 herein.

"Joint Powers Authority" or "Authority" means the joint powers authority, called the "Porterville Area Development Authority" formed by the City and the Tribe pursuant to Government Code Section 6500 *et seq.*, and attached hereto as Exhibit C.

"Non-Defaulting Party" means a party that is enforcing provisions of this Agreement against a Defaulting Party.

"Notice of Default" means a written notice of default delivered by a Non-Defaulting Party to a Defaulting Party, which notice shall explain in detail the nature of the default and make a specific demand for cure.

“Pre-Construction Costs” means the costs in connection with the planning, investigation, design, approval, and permitting of the Wastewater Improvements, TWSF, and Storm Drain Retention Basin Improvements incurred prior to the execution of a construction contract All Improvements.

“Plans” means the designs, detailed bid documents, construction plans, specifications, and construction contracts for the TWSF, Wastewater Improvements, or Storm Drain Retention Basin Improvements prepared or to be prepared at the direction of the Tribe pursuant to Section 5.1 hereof.

“Project” means the casino-resort development to be constructed within a 40-acre site the Tribe owns near the Porterville Airport within the City, which may include a casino, a 250- room hotel, food and beverage facilities, administrative space, a multi-purpose events center, a conference center and associated parking and infrastructure and other uses that may be developed by the Tribe

“Reimbursable Account” means the accounts maintained by the City on behalf of the Authority for identifying and tracking the status of payments made to a contractor (including any payment requests submitted by the Tribe to the City) for all or any part of the TWSF, Wastewater Improvements or Storm Drain Retention Basin Improvements as identified in Exhibit B to be accepted by City.

“State” means the State of California.

“Storm Drain Retention Basin Improvements” means the _retention basin improvements to be located on City-owned property at the intersection of Road 216 and Avenue 218 (see Exhibit B), to be designed and constructed by the Tribe and owned by the City.

“Tribe” means Tule River Tribe, a federally-recognized Indian tribe.

“TWSF” means generally, the Tertiary Wastewater System Facilities, which includes the tertiary wastewater treatment plant and associated storage, a pump station and recycled water transmission pipelines to serve the Project and the City Sports Complex. Recycled water from the TWSF will be conveyed to the existing irrigation system meters at the City Sports Complex, which are to be owned by the City. The specific TWSF and Components are those listed in Exhibit B, as revised from time to time. It is anticipated that the existing irrigation system for the City Sports Complex will be used to distribute recycled water and will continue to be owned by City.

“Wastewater Improvements” means planning, permitting, design and construction of repairs, replacements and improvements related the City’s existing wastewater collection system and as conveyed through Lift Station Nos. 7 and 12, including approximately 800 feet of transmission main, to current City specifications and to increase capacity to serve the Tribe’s Project, to be acquired, operated and maintained by the City and financed with the assistance of the Authority.

ARTICLE II

MITIGATION OBLIGATION OF THE TRIBE

Section 2.1 Mitigation of Impacts from Development of the Property.

(a) The City and the Tribe have met and reviewed the Tribe’s intended development of the Project and confirmed the impacts anticipated to occur to the City’s water and wastewater facilities from the development of the Project, as described in the federal environmental impact statement and record of decision issued during September 2019. The Parties have determined that the development of the Project will create a need for the construction of the TWSF to be owned and operated by the City, the Wastewater

Improvements, and the relocation of Storm Drain Retention Basin Improvements to ultimately serve the Project.

(b) To mitigate these impacts, the City, in order to ensure consistency of the Project with its land development standards, has requested that the Tribe do the following (collectively, the “Mitigation Obligation”):

(i) timely provide for the funding of the costs to investigate, design, plan, and test for a demonstration period until acceptance by and transfer of the TWSF to the City for operation by the City, as set forth in this Agreement;

(ii) timely provide for the funding for and design of the TWSF in accordance with this Agreement; and

(iii) construct and dedicate to City the Wastewater Improvements, and

(iv) Design and construct the relocated Storm Drain Retention Basin Improvements.

It is the intention of the Parties that the Mitigation Obligation be financed by the City, with the Tribe’s portion of costs reimbursed to the City, as provided in this Agreement.

Section 2.2 Funding Sources for Mitigation Obligation. The sources for funding the Mitigation Obligation shall include all advances made by the Tribe to date related to the Mitigation Obligation, as well as the advances to be made by the City in accordance with Section 6.1 (collectively, the “Funding Sources”).

ARTICLE III

BOND PROCEEDS

Section 3.1 Issuance of Bonds. The City has issued one or more bonds or other obligations or indebtedness for the purpose of financing the acquisition and construction of the TWSF, Wastewater Improvements, and Storm Drain Retention Basin Improvements.

ARTICLE IV

CONSTRUCTION SECURITY

Section 4.1 In light of City’s obligations under Section 6.1(b) to fully fund the construction prior to commencement of work, no additional security is required.

ARTICLE V

CONSTRUCTION OF IMPROVEMENTS

Section 5.1 Preparation and Approval of Plans and Specifications. To the extent that it has not already done so, the Tribe shall cause Plans to be prepared for All Improvements to be constructed by the Tribe. The Plans shall conform to the public works requirements set forth in Section 5.4 below. All Plans shall be subject to review and written approval by the City which shall not be unreasonably withheld. Preliminary and final plans and specifications to be constructed by the Tribe shall be submitted to the City for review and approval, which shall not

be unreasonably withheld. The City may delegate these responsibilities to the engineering staff of the City.

Section 5.2 Upsizing of TWSF. The TWSF will be designed to produce sufficient recycled water to serve the needs of the Project and the City Sports Complex. The Parties do not at this time reasonably expect that the size of the facilities will need to be increased (“Upsizing”) beyond the planned production capacity. However, in the event that: (1) the City determines Upsizing would be necessary or desirable to accommodate its needs; and (2) the City completes, or causes to be completed, any necessary environmental review for any proposed Upsizing pursuant to CEQA; and (3) the Tribe has not commenced final design of the TWSF, then the City may request Upsizing of facilities at its sole cost and expense.

Section 5.3 Duty of the Tribe to Construct and Convey. The Tribe shall construct All Improvements in the manner set forth herein, and convey the Improvements to the City in the manner set forth herein. The Tribe shall construct or cause to be constructed the Improvements in accordance with the approved Plans. The Tribe shall perform all of its obligations hereunder and shall conduct all operations with respect to the construction in a good, workmanlike and commercially reasonable manner, with the standard of diligence and care normally employed by duly qualified persons utilizing their commercially reasonable efforts in the performance of comparable work and in accordance with generally accepted practices appropriate to the activities undertaken.

Section 5.4 Public Works Requirements. In order to insure that the Improvements will be constructed as if they had been constructed under the direction and supervision, or under the authority of, the City, the Tribe shall comply with the following requirements or shall cause such requirements to be complied with, or, shall comply with the requirements set forth in each specific facility’s takeover agreement:

(a) The Tribe shall publicly advertise for, and solicit and seek at least three independent bids; provided, however, the Tribe may proceed with fewer than three bids if three bids were not reasonably available at the time of the bid.

(b) Bids shall be submitted to the Tribe either via hard copy or email.

(c) The Tribe shall submit to the City and Authority written evidence of its competitive bidding procedures set forth herein, listing of all responsive bids and their amounts and the name or names of the contractor or contractors to whom the Tribe proposed to award the contracts for such construction. A tabulation of all bids shall be maintained by the Tribe and provided to the City and/or Authority upon written request.

(d) The Tribe shall provide the City with a list of a recommended contractor or contractors, in writing, within five (5) business days after the Tribe receives and evaluates the written bid proposals.

(e) The contract for the construction of the Project shall be awarded to the responsible bidder submitting the lowest responsive bid for the construction of the Project or, if the Tribe elects to perform the work, the Tribe shall perform the work at the prices specified in the bid of the lowest responsible bidder. If the Authority reasonably disapproves any such contractor, the Tribe will select the next lowest responsible bidder from the competitive bids received who is acceptable to the Tribe and the Authority.

(f) The Tribe shall require, and the specifications and bid and contract documents shall require, all contractors engaged to perform work on the Improvements to pay prevailing wages and to

otherwise comply with applicable provisions of the California Labor Code, the California Government Code and the California Public Contracts Code.

(g) Each contractor engaged to perform work shall be required to furnish (x) labor and material payment bonds, and (y) contract performance bonds, each in an amount equal to 100% of the contract price naming the Tribe and the Authority, or the Tribe, as obligees and issued by insurance or surety companies approved by the Authority. All such bonds shall be in a form approved by the Authority, which approval will not be unreasonably withheld. Rather than requiring its contractors to provide such bonds, the Tribe may elect to provide the same for the benefit of its contractors.

(h) Each contractor engaged to perform work shall be required to provide proof of insurance coverage conforming to the requirements of Section 6.6 hereof throughout the term of the construction, and such contractor shall be required to perform such work in conformance with all applicable federal and State law and the ordinances and policies of the City.

(i) The Tribe and all such contractors shall comply with such other requirements relating to the construction as the City may impose by written notification delivered to the Tribe and each such contractor, to the extent required as a result of changes in applicable State or federal laws or the ordinances and policies of the City (as applicable).

(j) The Tribe shall provide proof to the City and the Authority, at such intervals and in such form as the City and Authority may require, that the foregoing requirements have been satisfied as to the TWSF.

Section 5.5 Inspection; Completion of Construction. The City shall have primary responsibility for providing inspection of the work of construction to ensure that the work of construction is accomplished in accordance with the Plans. The City may inspect the construction with its own personnel or it may engage an outside consultant to perform such inspection. The Tribe may also inspect the work of construction. The City personnel or inspection consultant, as applicable, shall have access to the site of the work of construction at all reasonable times for the purpose of accomplishing such inspection. Upon the completion of the construction of the TWSF to the satisfaction of the City's inspectors, as applicable, the Tribe shall notify the City or the City's Engineer, as applicable, in writing that the construction of the TWSF has been completed in accordance with the Plans.

Upon receiving such written notification from the Tribe, and upon receipt of written notification from its inspectors that construction has been completed in accordance with the Plans and the City's requirements (as applicable), the City shall, without unreasonable delay, notify the Tribe in writing that the construction of has been satisfactorily completed. Upon receiving such notification, the Tribe shall forthwith file a Notice of Completion pursuant to the provisions of Section 8182 of the California Civil Code. The Tribe shall furnish to the City a copy of each such Notice of Completion showing thereon the date of filing with said County Recorder.

Section 5.6 Insurance Requirements. The Tribe shall, at all times prior to the final Acceptance Date, maintain, deliver to the City and keep in full force and effect, or cause to be maintained, delivered to the City and keep in full force and effect, insurance in conformance with the requirements set forth below. The Tribe will use existing coverage to comply with these requirements. If that existing coverage does not meet the requirements set forth herein, it will be amended to do so. The Tribe acknowledges that the insurance coverage and policy limits set forth in this Section constitute the minimum amount of coverage required. Any insurance

proceeds in excess of the limits and coverage required in this Agreement and which is applicable to a given loss, will be available to the City.

Section 5.7 Ownership of TWSF. Notwithstanding the fact that some or all of the TWSF may be constructed on City-owned property, or in dedicated street rights-of-way or on property which has been or will be dedicated to the Authority, the TWSF shall be and remain the property of the Tribe until title thereto is conveyed to and accepted by the City as provided herein.

Section 5.8 Dedication of TWSF Site and Easements to the City. Acceptable Title to the site upon which the TWSF lies shall be conveyed to the City by way of grant deed or dedication of such property, and any easements thereon, if such easements are approved by the City as being a sufficient interest therein to permit the City to properly own, operate and maintain the any portion of the TWSF located therein, thereon or thereover, and to permit the Tribe to perform its obligations as set forth in this Agreement. The sites upon which the TWSF are to be constructed shall be conveyed to the City, and developed by the Tribe in accordance with applicable City's standards for development of the Project.

ARTICLE VI

FUNDING OF ALL IMPROVEMENTS

Section 6.1 Funding.

(a) The Parties agree that 2/3 of the total actual cost of the TWSF and the Wastewater Improvements, and the total actual cost of the Storm Drain Retention Basin Improvements shall be the responsibility of the City, and 1/3 of the actual cost of the TWSF and Wastewater Improvements, and none of the actual cost of the Storm Drain Retention Basin Improvements shall be the responsibility of the Tribe.

(b) As referenced in Section 2.2 above, the City has obtained funding for its cost share of All Improvements and is able and willing to advance the total costs of All Improvements, as funds are needed to pay those costs and in accord with this Agreement. The City agrees to place requested funds in the full amount of the estimated construction costs in an Escrow Account held in the JPA's name, on or by the date specified by the JPA, in advance of the construction of All Improvements, and the JPA shall duly authorize disbursements to the Tribe for the payment of the construction costs. As actual costs are incurred by the Tribe, the Tribe shall provide to the JPA the records of those actual costs incurred. The estimated construction costs shall be recalculated as actual costs are incurred, and the City shall deposit additional funds in the Escrow Account if needed and requested by the JPA, for purposes including but not limited to additional funding required to cover revised actual costs or change orders related to the construction of all improvements.

(c) Upon full completion and acceptance of All Improvements, and upon full payment of all invoices and claims for materials and labor, and the expiration of all applicable periods for the filing of liens, stop-notice claims etc. (or resolution of any and all claims to the satisfaction of the JPA), the JPA shall reimburse any and all remaining funds in the Escrow Account to City. To the extent there are any claims for which there exists insufficient funds in the Escrow Account, City agrees to deposit additional funding for the coverage of those claims if required by the JPA. Upon completion of All Improvements,

and full reimbursement from (or full depletion of) the Escrow Account, the Escrow Account shall be closed.

(d) Upon full completion and acceptance of All Improvements, and full payment of invoices and claims as set forth in subsection (c) above, the JPA will establish, on the basis set forth in this Agreement herein, the total reimbursement amount to be paid by the Tribe, in the manner set forth in this Agreement (“Reimbursement Amount”).

ARTICLE VII

REIMBURSEMENT

Section 7.1 Reimbursement.

(a) The Tribe agrees to pay the Reimbursement Amount as set forth in this Agreement. To that end the Parties shall execute the Development Costs Reimbursement Plan and Development Costs Reimbursement Promissory Note, the form of which are attached hereto as Exhibit D.

(b) In consideration of the benefits the City will receive from the development of All Improvements set forth in this Agreement, the City agrees that it will not require full reimbursement of the Tribe’s actual cost share until ten (10) years after completion of All Improvements, or a reasonable specific date at least ten years from the Casino Project opening day to be set by the Porterville Area Development Authority, whichever occurs first, which will be set forth in the executed Development Costs Reimbursement Plan and Promissory Note (see Exhibit D for the form of these Agreements).

(b) The Tribe agrees that it will make its first payment and annual payments to the City, in accord with the payment schedule to be made a part of the executed Development Costs Reimbursement Plan and Promissory Note (See Exhibit D for the form of these Agreements).

ARTICLE VIII

REPRESENTATIONS, WARRANTIES AND COVENANTS; INDEMNIFICATION; DAMAGES

Section 8.1 Representations, Warranties and Covenants of the Tribe.

The Tribe makes the following representations, warranties and covenants for the benefit of the City and the Authority:

(a) Organization. The Tribe represents and warrants that the Tribe is a federally-recognized Indian Tribe and that the Tribe owns the 40-acre Airpark Property and has the authority to carry on its business as contemplated.

(b) Authority. The Tribe represents and warrants that the Tribe has the power and authority to enter into this Agreement, and has taken all action necessary to cause this Agreement to be executed and delivered by, and this Agreement has been duly and validly executed and delivered on behalf of, the Tribe.

(c) Binding Obligation. The Tribe represents and warrants that this Agreement is a valid and binding obligation of the Tribe and is enforceable against the Tribe in accordance with its terms.

(d) Completion of Improvements. The Tribe covenants that it will use its reasonable and diligent efforts to do all things which may be lawfully required of it in order to cause the Improvements to be completed in accordance with this Agreement.

(e) Compliance with Laws. The Tribe covenants that it will not commit, suffer or permit any act to be done in, upon or to the TWSF or any of the Improvements in violation of any law, ordinance, rule, regulation or order of any governmental authority or any covenant, condition or restriction now or hereafter affecting the Property, the TWSF, or the Improvements.

(f) Financial Records. Until the final Acceptance Date of the Improvements, the Tribe covenants to maintain proper books of record and account for the Improvements and all costs related thereto. The Tribe covenants that such accounting books will be maintained in accordance with generally accepted accounting principles, and will be available for inspection by the City, and their respective agents, at any reasonable time during regular business hours on reasonable notice.

(g) No Material Impediment. The Tribe represents and warrants that to the best of the Tribe's knowledge there is no material impediment to the Tribe's proceeding with and completing the acquisition, construction, and installation of the Improvements or to the development of the Property as contemplated by the Tribe.

Section 8.2 Representations, Warranties and Covenants of the City and the Authority.

(a) The City makes the following representations, warranties and covenants for the benefit of the Tribe:

(i) Authority. The City represents and warrants that the City has the power and authority to enter into this Agreement, and has taken all action necessary to cause this Agreement to be executed and delivered by, and this Agreement has been duly and validly executed and delivered on behalf of, the City.

(ii) Binding Obligation. The City represents and warrants that this Agreement is a valid and binding obligation of the City and is enforceable against the City in accordance with its terms.

(iii) Completion of TWSF. The City covenants that it will use its reasonable and diligent efforts to take all actions which may be lawfully required of it in issuing permits, processing and approving Plans and inspecting the TWSF in accordance with this Agreement.

(iv) Financial Records. The City covenants to maintain proper books of record and account with respect to all funds and accounts described in this Agreement.

(v) Permits. The City represents and warrants that it has no actual knowledge of any material impediment to the Tribe's proceeding or completing the acquisition, construction and installation of any of the TWSF as contemplated by this Agreement and the existing land use approvals with respect to the Project.

(b) The Authority makes the following representations and warranties for the benefit of the Tribe:

(i) Authority. The Authority represents and warrants that the Authority has the power and authority to enter into this Agreement, and has taken all action necessary to cause this

Agreement to be executed and delivered by, and this Agreement has been duly and validly executed and delivered on behalf of, the Authority.

(ii) Binding Obligation. The Authority represents and warrants that this Agreement is a valid and binding obligation of the Authority and is enforceable against the Authority in accordance with its terms

Section 8.3 Indemnification.

(a) The Tribe agrees to protect, indemnify, defend and hold the City and the Authority, and their respective officers, employees and agents, and each of them, harmless from and against any and all claims, losses, expenses, suits, actions, decrees, judgments, awards, attorney's fees, and court costs which the City or the Authority or their respective officers, employees and agents, or any combination thereof, may suffer or which may be sought against or recovered or obtained from the City or the Authority or their respective officers, employees or agents, or any combination, thereof as a result of or by reason of or arising out of or in consequence of the acquisition, construction, or installation of the TWSF. If the Tribe fails to do so, the City and the Authority each shall have the right, but not the obligation, to defend the same and charge all of the direct or incidental costs of such defense, including any reasonable attorneys' fees or court costs, to and recover the same from the Tribe.

(b) The City shall defend, indemnify and hold the Tribe, its members, officials, employees and agents harmless from and against all claims, demands, liability, costs, expenses, damages, injury or loss (including reasonable attorneys' fees) to which the Tribe or its members, officials, officers, employees and agents may be subject by reason of any claims arising from the alleged wrongdoing, misconduct, negligence or fault by the City, its City Council members, officials, officers, employees or agents brought by a third party seeking damages based solely on the conduct of the City, its City Council members, officials, officers, employees or agents in implementation of this Agreement. No indemnification is required to be paid by the Tribe for any claim, loss or expense arising from (a) the willful misconduct or negligence of the City or the Authority, or their respective officers, employees or agents, or (b) a default hereunder by the City or the Authority.

(c) The provisions of this Section 8.3 shall survive the termination of this Agreement.

ARTICLE IX

EVENTS OF DEFAULT; REMEDIES; JUDICIAL REFERENCE

Section 9.1 Default.

(a) Time is of the essence with respect to this Agreement and each obligation of a party set forth herein. If a Non-Defaulting Party determines that the Defaulting Party is in breach of its obligations under this Agreement, the Non-Defaulting Party shall provide the Defaulting Party with a Notice of Default.

(b) A Defaulting Party shall have:

(i) fourteen (14) calendar days after receipt of any Notice of Default to fully cure a monetary default (i.e., failure to pay money or secure the payment of money) with each time period commencing on the day after the Defaulting Party receives the Notice of Default of such monetary default; and

(ii) forty-five (45) calendar days after receipt of any Notice of Default to fully cure a default other than a monetary default with each time period commencing on the day after the Defaulting Party receives the Notice of Default of such default. However, if such default is of a nature that, in the exercise of reasonable diligence, more than forty-five (45) calendar days but less than one hundred twenty (120) calendar days are required to cure such default, no Event of Default shall be deemed to have occurred under this paragraph if the Defaulting Party commences to cure such default within said forty-five (45) calendar days period and is thereafter actively and diligently pursuing such cure to completion, and, in fact, cures such default within said one hundred twenty (120) calendar day period.

(c) If the Defaulting Party fails to cure the default within the foregoing time frames, an “Event of Default” shall be deemed to occur. If subsequent to the occurrence of an Event of Default, the Defaulting Party cures the default, then the Event of Default shall no longer be continuing and said Event of Default shall be deemed cured.

Section 9.2 Remedies. An Event of Default shall not terminate this Agreement and the provisions of this Agreement, including without limitation, the covenants of the Parties set forth in this Agreement shall continue in full force and effect, except as modified as the result of the Event of Default. Upon the occurrence and during the continuance of an Event of Default, the Non-Defaulting Party shall be entitled to all legal and equitable remedies permitted. The Parties shall be entitled to interim or permanent injunctive relief if the circumstances warrant.

Section 9.3 Dispute Resolution; Limited Waiver of Sovereign Immunity.

(a) **Limited Waiver of Sovereign Immunity.** In the event of a dispute between the Tribe and the City over the interpretation, application, or enforcement of this Agreement, the Tribe hereby expressly grants to the City a limited waiver of the Tribe’s sovereign immunity, solely for actions brought by the City, in accordance with the dispute resolution provisions provided herein; provided, however, that any award shall be limited to actual damages and shall specifically exclude punitive, consequential, incidental, expectancy and all other special damages. This limited waiver of sovereign immunity does not extend to any action brought against any Tribal Council Member, Tribal employee, Tribal agent, Tribal member, or any other individual acting on behalf of the Tribe. This limited waiver of sovereign immunity shall not diminish or otherwise affect any defense or immunity to which such persons are entitled under the laws of the applicable jurisdiction. Except as expressly set forth herein, the Tribe does not waive, limit or modify its sovereign immunity.

(b) **Dispute Resolution.** The Tribe and the City agree to submit any dispute related to the interpretation, application, or enforcement of this Agreement, regardless of which party makes the submission, only to the binding arbitration and other dispute resolution provisions explicitly set forth herein.

(i) **Meet and Confer.** Prior to filing an action hereunder, the applicable party must first raise the disputed matter by written notice to the other party requesting to a Meet and Confer. Said notice shall suggest a date, time and place for the meeting. The Tribe and the City may jointly decide to meet at another time and place; provided, however, that the Parties agree that such meeting shall commence within fifteen (15) calendar days after the date that the original notice was given to the applicable party, unless the Parties agree that there is good cause to extend this time limit. The Parties agree that the Meet and Confer, including proceedings or discussions concerning the proposed Meet and Confer, is to be considered a confidential settlement negotiation for the purpose of all state and federal rules protecting disclosures made during such conferences from later discovery or use in evidence. All conduct, statements, promises, offers, views and opinions, oral or written, made during a Meet and Confer by any party or a party’s agent, employee, or attorney shall be deemed to be confidential and shall not be

subject to discovery or admissible for any purpose, including impeachment, in any litigation or other proceeding, including non-binding arbitration, involving the Parties; provided, however, that evidence otherwise subject to discovery or admissible is not excluded from discovery or admission into evidence simply as a result of it having been used in connection with the Meet and Confer. Absent mutual consent of the Parties, if a noticed meeting fails to commence within the fifteen (15) calendar day period, or if a reasonable attempt to schedule or reschedule the meeting has not been made within those fifteen (15) calendar days, then the Meet and Confer obligation imposed under this Section shall be deemed to have been satisfied and the Parties shall be free to pursue their rights and remedies under this Agreement herein, unless the reason for such failure to Meet and Confer is the refusal of the party asserting a claim to participate in the Meet and Confer, in which event said claim will be deemed to have been waived.

(ii) Arbitration. Following the satisfaction of the Meet and Confer requirement, any controversy(ies) or claim(s) arising out of or relating to this Agreement that was not resolved during the Meet and Confer must be resolved through binding arbitration. The arbitration shall be held only in accordance with the following procedures:

(A) Either party may initiate the applicable arbitration by delivering a written notice to the other party that states the specific issue(s) in dispute, the relevant provision(s) of the Agreement, and the relief requested.

(B) Within twenty-one (21) calendar days after delivery of such notice, each party shall notify the other of the name of a practicing lawyer or retired judge with whom the notifying party desires to have serve as an arbitrator. The lawyer or retired judge shall have experience in easements and other right-of-ways on federal Indian land, and have (and whose law firm, if applicable, has) at no time represented or acted on behalf of either of the Parties or any person with control over either of the Parties. If either party fails to act within the twenty-one (21) calendar day period, the arbitrator who should have been appointed by that party will be appointed pursuant to the same procedures followed when agreement cannot be reached as to the third arbitrator.

(C) Within ten (10) calendar days after arbitrators are appointed by each party, the two appointed arbitrators shall meet (in person or by phone) to appoint a third arbitrator with the same qualifications and background. Together, the three arbitrators shall comprise the Arbitration Panel. In the event agreement cannot be reached on the appointment of a third arbitrator at the meeting held within the ten (10) calendar day period, the third arbitrator shall be selected by the Judicial Arbitration and Mediation Service (“JAMS”), or such other reputable provider of Alternative Dispute Resolution (“ADR”) services as may be agreed by the Parties or, in the absence of such agreement, by the party requesting arbitration. In the event of any subsequent vacancy or inability to perform, the arbitrator who resigns or becomes unable to perform shall be replaced in accordance with the provision of this Section as if such replacement were an initial appointment to be made hereunder. Notwithstanding the foregoing, the Parties may agree to use a single arbitrator as the Arbitration Panel, provided that the Parties agree on the arbitrator to be appointed.

(D) Each party shall have the right to conduct discovery in connection with the arbitration proceedings, but such discovery shall be limited to the pre-hearing production of relevant documents and to such depositions,

limited both in number of depositions and duration, as the Arbitration Panel may approve by majority vote.

(E) The Arbitration Panel shall hear any and all issues of law and of fact properly raised pursuant to the procedures herein and shall make its decision by majority vote within thirty (30) calendar days after the close of evidence and briefing in the arbitration. The decision shall be issued in writing and include findings of fact, conclusions of law, and the reasons on which the decision is based.

(F) The Arbitration Panel shall have no power to vary or modify any terms of this Agreement, or to decline or fail to follow applicable tribal, state or federal statutory or common law.

(G) Each party to the arbitration shall pay its own attorneys' and expert witness fees and any other costs associated with the arbitration. The Arbitration Panel shall determine by majority vote who shall bear the fees and expenses of the Arbitration Panel or whether the fees and expenses of the Arbitration Panel shall be shared by the Parties, and if so, in what proportions. The Arbitration Panel's determination as to the allocation of the fees and expenses of the arbitration shall be binding on the Parties.

(H) The arbitration shall be held at a mutually agreeable location within Tulare County, California.

(iii) Jurisdiction of Courts. A party that has participated in arbitration as set forth in this Section (or who has made a good faith effort to do so despite the other's failure to participate) may initiate judicial proceedings to confirm, enforce or vacate the applicable arbitration award in the United States District Court for the Eastern District of California. If, and only if, the United States District Court for the Eastern District of California determines that it is without jurisdiction, the Tribe consents to be sued in the Superior Court of the State of California for the County of Tulare, but solely to compel, enforce, modify or vacate any arbitration award.

Section 9.4 Applicable Law. This Agreement is entered into in the State of California and applicable California and federal law shall apply to the interpretation and construction of all of its provisions.

Section 9.5 Allocation of Costs. The costs of the arbitrator shall be borne equally by the Parties to the dispute. If either party refuses to pay its share of the costs of the proceeding at the time required, the other party may do so in which event that party shall be entitled to recover (or offset) the amount advanced, with interest at the maximum rate permitted by law, even if that party is not the prevailing party. The arbitrator shall include such costs in his judgment or award.

Section 9.6 Attorneys' Fees. The Parties shall be responsible for their own attorneys' fees, costs, and expenses incurred as a result of any dispute among the Parties, including, but not limited to, any mediation, arbitration or litigation.

ARTICLE X

MISCELLANEOUS

Section 10.1 The Tribe as Independent Contractor. In performing under this Agreement, it is mutually understood that the Tribe is acting as an independent contractor, and not an agent of the City. The City shall have no responsibility for payment to any contractor, subcontractor or supplier of the Tribe.

Section 10.2 Other Agreements. Nothing contained herein shall be construed as affecting the Parties' respective duty to perform their respective obligations under other agreements, land use regulations or subdivision requirements relating to the development of the Property, which obligations are and shall remain independent of the Tribe's rights and obligations, and the City's rights and obligations, under this Agreement; *provided, however*, that the Tribe shall use its reasonable and diligent efforts to perform each and every covenant to be performed by it under any lien or encumbrance, lease, sublease, instrument, declaration, covenant, condition, restriction, license, order, or other agreement, the nonperformance of which would or may materially and adversely affect the acquisition, construction and installation of the TWSF.

Section 10.3 Binding on Successors and Assigns. Neither this Agreement nor the duties and obligations of the Tribe hereunder may be assigned without the written consent of the City. The agreements and covenants included herein shall be binding on and inure to the benefit of any partners, permitted assigns, and successors-in-interest of the Parties hereto.

Section 10.4 No Third Party Beneficiaries. No person or entity shall be deemed to be a third party beneficiary hereof, and nothing in this Agreement (either express or implied) is intended to confer upon any person or entity, other than the City, and the Tribe (and their respective successors and permitted assigns), any rights, remedies, obligations or liabilities under or by reason of this Agreement.

Section 10.5 Notices. All notices required or permitted by this Agreement shall be in writing and may be delivered in person (by hand delivery or professional messenger service) to each party or may be sent by registered or certified mail, with postage prepaid, return receipt requested or delivered by Express Mail of the U.S. Postal Service or Federal Express or any other courier service guaranteeing overnight delivery, charges prepaid, or may be transmitted by facsimile transmission and addressed as follows:

Tule River Tribe:	Tule River Indian Tribe
	Attn: William Garfield, Chairman
	340 N. Reservation Road
	Porterville, CA 93257
	T: (559) 781-4271
	E: William.Garfield@tulerivertribe-nsn.gov

With a copy to:

Procopio, Cory, Hargreaves & Savitch LLP
Attn: Kerry Patterson
525 B Street, Suite 2200
San Diego, CA 92101
T: (619) 515-3295
E: kerry.patterson@procopio.com

City of Porterville
and the Authority:

McCormick, Kabot, Jenner & Lew
Attn: Julia Lew, City Attorney
4010 South Demaree Street
Visalia, CA 93277
T: (559) 734-6729
E: jmlew@mkjw.com

Any such notice sent by registered or certified mail, return receipt requested, shall be deemed to have been duly given and received seventy-two (72) hours after the same is so addressed and mailed with postage prepaid. Notices delivered by overnight service shall be deemed to have been given twenty-four (24) hours after delivery of the same, charges prepaid, to the U.S. Postal Service or private courier. If any notice is transmitted by electronic mail or similar means, the same shall be deemed served or delivered upon confirmation of transmission and receipt thereof. Any notice or other document sent by any other manner shall be effective only upon actual receipt thereof. Any party may change its address for purposes of this paragraph by giving notice to the other Parties as provided herein.

Section 10.6 Counterparts. This Agreement may be executed in counterparts, each of which shall be deemed an original.

Section 10.7 Excusable Delay. Whenever performance is required of a party hereunder, that party shall use all due diligence and take all necessary measures in good faith to perform, but if completion of performance is delayed by reasons of floods, earthquakes, or other acts of God, war, civil commotion, terrorist activity, riots, strikes, picketing, or other labor disputes, damage to work in progress by casualty, or by other cause beyond the reasonable control of the party, then the specified time for performance shall be extended by the amount of the delay actually so caused.

Section 10.8 Interpretation Guides. This Agreement has been prepared by the Parties jointly, and no ambiguity shall be resolved against either party on the premise that it was, or its attorneys were, responsible for drafting this Agreement or any provision herein. The captions and headings set forth herein are for convenience only and in no way establish, define or limit the scope or intent of any Article, Section, Subsection, Subdivision or other provision of this Agreement. Any reference herein to an Article, Section, Subsection, or Subdivision, unless specified otherwise, shall be a reference to an Article, Section, Subsection or Subdivision of this Agreement.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the day and year first hereinabove written.

Tule River Tribe

By: _____
Name: William Garfield
Title: Chairman

City of Porterville

By: _____
Name: Adrian Monte Reyes
Title: Mayor

Porterville Area Development Authority

By: _____
Name:
Title:

EXHIBIT A

THE CASINO PROJECT

EXHIBIT B

**THE WWTF, WASTEWATER IMPROVEMENTS & STORM DRAM RETENTION BASIN,
AND ESTIMATED COSTS FOR IMPROVEMENTS**

EXHIBIT C

JOINT POWERS AUTHORITY AGREEMENT

EXHIBIT D

DEVELOPMENT COSTS REIMBURSEMENT PAYMENT PLAN AND PROMISSORY NOTE

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

CITY OF PORTERVILLE
291 N. MAIN STREET
PORTERVILLE, CA 93257
ATTN: P. Hildreth

DEVELOPMENT COSTS REIMBURSEMENT PAYMENT PLAN

Pursuant to Resolution No. _____ of the City of Porterville, Tule River Indian Tribe, owner of real property located at 1850 S. West Street, Porterville, Tulare County, California, legally described as:

(SEE ATTACHED EXHIBIT A)

agrees to pay the City of Porterville the amount of \$_____ at the rate of \$_____ for nine equal payments and a final payment of \$_____. The first of said payments shall be due, on or about _____ (at the time _____), and subsequent payment shall be made on the ____ day of _____ of each year thereafter until the principal has been paid in full. The principal sum due up front is for (improvements)_____ f or the property located at , Porterville.

In the event any installment of principal is delinquent for a period in excess of ninety (90) days (a "Default"), late charges shall be applied to the unpaid installment in accordance with City policy; specifically, the parties agree that a late charge equal to interest on the principal amount as if it had been accruing from the date the first payment was due, will

be assessed and will continue until such time as the deferred amounts are repaid in full or the Default is cured, at the default rate of the lesser of seven percent (7%), compounded annually, or the highest rate permitted by law. A Promissory Note shall be executed in conjunction with the execution of this Agreement.

Should the installment remain unpaid for an additional 90 days, City may provide Tule River Indian Tribe a written notice that the utility services may be disconnected, and if the installment remains unpaid for an additional 30 days after such written notice, City utility services may be disconnected.

Sections 9.1 (Limited Waiver of Sovereign Immunity) and 9.2 (Dispute Resolution) of the Joint Powers Agreement between the City of Porterville and the Tule River Tribe for Development of Wastewater and Recycled Water System Facilities Establishing the Porterville Area Development Authority between the City and the Tule River Tribe are incorporated by reference herein.

Dated this _____ day of _____

FOR TULE RIVER INDIAN TRIBE

[name]
[title]

APPROVED AS TO FORM:

[SIGNATURES CONTINUED ON NEXT PAGE]

FOR THE CITY OF PORTERVILLE

Adrian Monte Reyes, Mayor

John Lollis, City Clerk

APPROVED AS TO FORM

Julia M. Lew, City Attorney

EXHIBIT A

CITY OF PORTERVILLE
DEVELOPMENT COSTS REIMBURSEMENT PAYMENT PLAN

NOTE
AGREEMENT/LOAN NUMBER _____

\$ _____

Porterville, California
Dated: _____

FOR VALUE RECEIVED, the Tule River Indian Tribe, a federally recognized Indian tribe (“Borrower”), promises to pay to the City of Porterville, a public body corporate and politic, (the “City”), or order, the principal sum of _____ (\$ _____).

1. Borrower’s Obligation. This promissory note (the “Note”) evidences the Borrower’s obligation to pay the City the principal amount of (\$ _____) for the development fees deferred to the Borrower by City related to the _____ project and Development Costs Reimbursement Payment Plan, dated _____, 2021 (the “City Reimbursement Agreement”). All capitalized terms not otherwise defined in this Note shall have the meaning set forth in the City Reimbursement Agreement.

2. Interest. The City Reimbursement Agreement provides for an interest free loan unless Borrower fails to pay under the terms of the Agreement. If a Default occurs (as defined in the City Reimbursement Agreement), a charge equal to interest on the principal amount as if it had been accruing from the date the first payment was due, will be assessed and will continue until such time as the deferred amounts are repaid in full or the Default is cured, at the default rate of the lesser of seven percent (7%), compounded annually, or the highest rate permitted by law.

3. Terms and Repayment Requirements. The term of this Note (the “Term”), shall commence with the date of this Note and shall expire on the date that is ten (10) years after receipt of the first payment under the City Reimbursement Agreement. This Note shall be due and payable as set forth in the City Reimbursement Agreement.

4. No Assumption. This Note shall not be assumable by the successors and assigns of Borrower without the prior written consent of the City.

5. Unsecured. This is an unsecured obligation of the Borrower.

6. Terms of Payment.

(a) All payments due under this Note shall be paid in currency of the United State of America, which at the time of payment is lawful for the payment of public and private debts.

(b) All payments on this Note shall be paid to City at the office of the City, 291 North Main Street, Porterville, California 93257, Attn: City Manager, or to such other place as the City may from time to time designate in writing.

(c) Notwithstanding any other provision of this Note, or any instrument securing the obligations of the Borrower under this Note, if, for any reason whatsoever, the payment of any sums by the Borrower pursuant to the terms of this Note would result in the payment of interest which would exceed the amount that the City may legally charge under the laws of the State of California, then the amount by which payments exceeds the lawful interest rate shall automatically be deducted from the principal balance owing on this Note, so that in no event shall the Borrower be obligated under the terms of this Note to pay any interest which would exceed the lawful rate.

(d) Notwithstanding anything to the contrary herein or the City Reimbursement Agreement, this Note shall be nonrecourse to Borrower and its partners.

7. Default.

(a) Any Default under the City Reimbursement Agreement shall be an Event of Default under this Note, including but not limited to failure to pay any payment required under the terms and conditions therein.

(b) Upon the occurrence of an Event of Default, the entire unpaid principal balance, together with all interest thereon, and together with all other sums then payable under this Note shall at the option of the City become immediately due and payable upon written notice by the City to the Borrower without further demand.

(c) The failure to exercise the remedy set forth in Subsection 7(b) above or any other remedy provided by law upon the occurrence of one or more of the foregoing events of default shall not constitute a waiver of the right to exercise any remedy at any subsequent time in respect to the same or any other default. The acceptance by City of any payment which is less than the total of all amounts due and payable at the time of such payment shall not constitute a waiver of the right to exercise any of the foregoing remedies or options at that time or at any subsequent time, or nullify any prior exercise of any such remedy or option without the express consent of the City, except as and to the extent otherwise provided by law.

8. Waivers.

(a) The Borrower hereby waives diligence, presentment, protest and demand, and notice of protest, notice of demand, and notice of dishonor of the Note. The Borrower expressly agrees that this Note or any payment hereunder may be extended from time to time, and that the City may accept further security or release any security for this Note, all without in any way affecting the liability of the Borrower.

(b) No extension of time for payment of this Note or any installment hereof made by agreement by the City with any person now or hereafter liable

for payment of this Note shall operate to release, discharge, modify, change or affect the original liability of the Borrower under this Note, either in whole or in part.

(c) The obligations of the Borrower under this Note shall be absolute and the Borrower waives any and all rights to offset, deduct or withhold any payments or charges due under this Note for any reason whatsoever.

9. Miscellaneous Provisions.

(a) All notices to the City or the Borrowers shall be given in the manner and at the addresses set forth in the City Reimbursement Agreement, or to such addresses as the City and the Borrower may hereinafter designate.

(b) The Borrower promises to pay all costs and expenses, including reasonable attorney's fees, incurred by the City in the enforcement of the provisions of the Note, regardless of whether suit is filed to seek enforcement.

(c) This Note may not be changed orally, but only by an agreement in writing signed by the party against whom enforcement of any waiver, change, modification or discharge is sought.

(d) This Note shall be governed by and construed in accordance with the laws of the State of California.

(e) The times for the performance of any obligation hereunder shall be strictly construed, time being of the essence.

(f) This document, together with the City Reimbursement Agreement, the Joint Powers Agreement between the City of Porterville and the Tule River Tribe for Development of Wastewater and Recycled Water System Facilities Establishing the Porterville Area Development Authority, and the Development and Reimbursement Agreement for Wastewater and Recycled Water System Facilities and Improvements ("Development Agreement"), together contain the entire agreement between the parties as to All Improvements (as defined in the Development Agreement). It may not be modified except upon written consent of the parties.

(g) Sections 9.1 (Limited Waiver of Sovereign Immunity) and 9.2 (Dispute Resolution) of the Joint Powers Agreement between the City of Porterville and the Tule River Tribe for Development of Wastewater and Recycled Water System Facilities Establishing the Porterville Area Development Authority between the City and the Tule River Tribe are incorporated by reference herein.

[SIGNATURE PAGE FOLLOWS]

Tule River Indian Tribe

By: _____

Its: _____

City of Porterville

By: _____

Its: _____



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

SUBJECT: Cal Cities 2021 Annual Conference Proposed Bylaws Amendments and Resolutions

SOURCE: City Manager's Office

COMMENT: The Cal Cities 2021 Annual Conference will be occurring on September 22 - 24, 2021, in Sacramento. At the General Assembly meeting on Friday, September 24th, member city voting delegates will be considering draft Bylaws Amendments and Resolutions, which are provided as attachments. At its meeting on July 20, 2021, the City Council appointed Council Member Carrillo as its voting delegate, and Mayor Reyes and Vice Mayor Flores as alternate voting delegates.

RECOMMENDATION: That the City Council consider the Cal Cities proposed Bylaws Amendments and Resolutions, and provide direction to the Council's representatives in voting either in support or opposition at the General Assembly meeting on Friday, September 24, 2021.

ATTACHMENTS:

1. Cal Cities General Assembly Proposed Bylaws Amendments
2. Cal Cities Annual Conference Resolutions

Appropriated/Funded:

Review By:

Department Director:

John Lollis, City Manager

Final Approver: John Lollis, City Manager



LEAGUE OF
**CALIFORNIA
CITIES**

PROPOSED BYLAWS AMENDMENTS

***2021 Annual Conference
Sacramento, CA***

***General Assembly
September 24, 2021***



**2020-2021
CAL CITIES OFFICERS**

President

Cheryl Viegas Walker
Mayor,
El Centro

First Vice President

Cindy Silva
Council Member,
Walnut Creek

Second Vice President

Ali Taj
Council Member,
Artesia

Immediate Past President

John F. Dunbar
Mayor,
Yountville

**Executive Director
and CEO**

Carolyn M. Coleman

To: Cal Cities General Assembly
From: Cheryl Viegas Walker, President
Carolyn Coleman, Executive Director
Date: September 2021
Re: Proposed Cal Cities Bylaws Amendments

On August 17, 2021, the League of California Cities (Cal Cities) Board of Directors (Board) voted to present proposed bylaws amendments to the General Assembly at the 2021 Cal Cities' Annual Conference. This document describes the background of the proposed amendments, summarizes the proposed amendments, and explains the procedure for adopting amendments to the bylaws.

Background

Beginning in 2017, the Board directed Cal Cities to undertake a strategic planning process that resulted in the adoption of the "Powering Up for California Cities Strategic Growth Plan 2018-2021" (Strategic Growth Plan). The Strategic Growth Plan set forth goals to enhance Cal Cities' governance to: (a) achieve even higher levels of engagement and effectiveness; (b) ensure optimal engagement by members and their effectiveness in supporting fulfillment of Cal Cities' mission; and (c) ensure the pathway to leadership is transparent and inclusive.

In furtherance of its governance goals, the Board engaged an association governance consultant (Consultant) to evaluate the Cal Cities governance system and make recommendations for enhancing Cal Cities' governance. The Consultant gathered and considered input from more than 350 Cal Cities members through advisory groups, roundtable discussions, interviews, and surveys. On July 8, 2021, the Consultant produced a report (Governance Report) detailing 49 recommendations to the Board to deepen the engagement of Cal Cities' Member Cities and ensure Cal Cities' governance is operating at peak performance.

The Governance Report included findings indicating that Cal Cities is a strong organization, with a high level of member engagement, but also highlighted opportunities for Cal Cities to enhance its governance. The opportunities for enhancement included: (a) improving the clarity, ease, and consistency in how the governance system works; (b) clarifying the guidelines for position qualifications and performance expectations; (c) identifying ways to deepen member engagement and enhance the quality of the experience of involvement; and (d) ensuring Cal Cities has an intentional, consistent organizational culture at all levels of the governance system.

The findings and recommendations from the report were presented at the July Cal Cities Board meeting, and following a robust exchange of ideas and input, the Board decided to move forward with many of the recommendations, referred other recommendations to a Board subcommittee for further study, and deferred consideration of still other recommendations. Two of the approved recommendations adopted by the Board require bylaws amendments; specifically, the recommendations to adjust the composition of the Board, and fully recognize the Diversity Caucuses in the Cal Cities bylaws.¹

In addition to governance goals, the Strategic Growth Plan also set forth goals to increase the visibility of Cal Cities to: (a) ensure that Cal Cities conveys a strong and consistent brand to all audiences; and (b) elevate the voice of Cal Cities across all channels, including media, on priority issues for California cities. In furtherance of its visibility goals, Cal Cities adopted the abbreviated moniker “Cal Cities” to identify and differentiate Cal Cities as the voice of California cities on priority issues. To promote consistency, the Cal Cities bylaws should be amended to change the League of California Cities’ moniker to Cal Cities.

Finally, in reviewing the Cal Cities bylaws amendments staff identified various minor technical corrections to the bylaws.

Summary of Amendments

At this time, the Board recommends for adoption the following amendments to the bylaws:

1. Adjust the composition of the Board to achieve a higher impact and be more representative by adding Director seats to the Board for each of the five Diversity Caucuses, and transitioning members of the National League of Cities Board from Cal Cities Directors to one non-voting advisor to the Cal Cities Board.
2. Recognize the Cal Cities Diversity Caucuses in the Cal Cities bylaws to reflect the full contribution the caucuses make to Cal Cities’ mission and vision.
3. Update the League of California Cities’ moniker to Cal Cities.
4. Make various minor technical corrections.

While the work to enhance Cal Cities’ governance is a process that will be implemented in phases over several years, the Board believes these proposed amendments constitute an important first step towards ensuring Cal Cities’ governance is operating at peak performance.

¹ Cal Cities Diversity Caucuses are currently recognized through Board Policy. See page 35 of the Board Manual, available at [https://www.calcities.org/docs/default-source/default-document-library/2016-board-manual-\(b15\).pdf](https://www.calcities.org/docs/default-source/default-document-library/2016-board-manual-(b15).pdf).

Procedure for Amending the Cal Cities Bylaws

Amendments to the Cal Cities bylaws may be proposed by the Cal Cities Board and may be adopted: (a) by vote of the Cal Cities General Assembly, or (a) by mail ballot to member cities.² In this case, the amendments will be considered by the General Assembly. Bylaws amendments need to be approved by 2/3 of those voting,³ and the number that constitutes 2/3 of those voting (1) cannot be less than a majority of the voting delegates present if there is a quorum at the time the vote is taken;⁴ or (2) cannot be less than a majority of a quorum if the meeting started with a quorum but a quorum is not present when the vote is taken.⁵

If approved by the General Assembly, the amendments to the bylaws will go into effect after the expiration of a 60-day protest period.⁶ If, within 60 days after the adoption of the amendments, one-third or more of the Member Cities submit a written protest against the amendments, the amendments are automatically suspended until the next Annual Conference, when they may be taken up again for reconsideration and vote.⁷

² Article XVI, Section 1.

³ Article XVI, Section 2.

⁴ Cal. Corp. Code 7512, subd. (a).

⁵ Cal. Corp. Code 7512, subd. (d).

⁶ Article XVI, section 6.

⁷ Article XVI, section 7.

RESOLUTION RELATING TO AMENDMENTS TO THE CAL CITIES BYLAWS
(2/3 vote at General Assembly required to approve)

Source: *League of California Cities Board of Directors*

WHEREAS, the League of California Cities (Cal Cities) is a nonprofit mutual benefit corporation under California law and, as such, is governed by corporate bylaws; and

WHEREAS, the Cal Cities Board of Directors (Board) periodically reviews the Cal Cities bylaws for issues of clarity, practicality, compliance with current laws, and responsiveness to membership needs and interests; and

WHEREAS, beginning in 2017, the Board directed Cal Cities to undertake a strategic planning process that resulted in the adoption of the “Powering Up for California Cities Strategic Growth Plan 2018-2021” (Strategic Growth Plan); and

WHEREAS, the Strategic Growth Plan set forth goals to enhance Cal Cities’ governance to: (a) achieve even higher levels of engagement and effectiveness; (b) ensure optimal engagement by members and effectiveness in supporting fulfillment of the Cal Cities’ mission; and (c) ensure the pathway to leadership is transparent and inclusive; and

WHEREAS, in furtherance of its governance goals, the Board engaged an expert in association governance (Consultant) who gathered and considered input from more than 350 Cal Cities members through advisory groups, roundtable discussions, interviews, and surveys to evaluate the Cal Cities governance system and make recommendations for enhancing Cal Cities’ governance; and

WHEREAS, the Board approved certain recommendations made by the Consultant as a result of that governance assessment, which identified amendments to the bylaws that: (a) fully recognize the Cal Cities diversity caucuses; and (b) adjust the composition of the Board by adding Director seats to the Board for each of the five caucuses, and transitioning members of the National League of Cities Board from Cal Cities Directors to one non-voting advisor to the Board; and

WHEREAS, Corporations Code section 7222(c) provides that a bylaws amendment that reduces the number of directors or the number of classes of directors does not remove any director prior to the expiration of the director’s term of office; and

WHEREAS, the Directors currently serving as Directors of Cal Cities by virtue of their service as Directors on the National League of Cities Board will continue to serve on the Cal Cities Board until the expiration of their terms and the bylaws amendment providing for one non-voting advisor to the Cal Cities Board to be appointed if members of the National League of Cities Board of Directors hold an office in a Member City will not become effective until December 1, 2022; and

WHEREAS, the Strategic Growth Plan also set forth goals to increase the visibility of Cal Cities to: (a) ensure that Cal Cities conveys a strong and consistent brand to all audience; and (b) elevate the voice of Cal Cities across all channels, including media, on priority issues for California cities; and

WHEREAS, in furtherance of its visibility goals, the Board engaged a strategic communications expert to work alongside Cal Cities staff to assess the Cal Cities' brand; and

WHEREAS, that assessment indicated that numerous abbreviations for the "League of California Cities" were diluting its brand; and

WHEREAS, Cal Cities thus adopted the abbreviated moniker "Cal Cities" to identify and differentiate Cal Cities across all channels, including media, as the voice of California cities on priority issues; and

WHEREAS, the Cal Cities Board offers the following proposed amendments and additions to the bylaws, as summarized in the attached Summary of Proposed Bylaw Changes, and as set forth in full in the attached redlined version of the bylaws referenced below, both of which are hereby incorporated by reference, which (1) fully recognize the Cal Cities Diversity Caucuses in the Cal Cities bylaws; (2) adjust the composition of the Board by adding Director seats to the Board for each of the five caucuses, and transitioning members of the National League of Cities Board from Cal Cities Directors to one non-voting advisor to the Board; (3) change the League of California Cities' moniker to Cal Cities; and (4) make various minor technical corrections; and

now therefore, be it

RESOLVED, by the General Assembly of the League of California Cities assembled during the Annual Conference in Sacramento on September 24, 2021, that Cal Cities makes the specified changes to the Cal Cities bylaws set forth in full in the attached redlined version of the bylaws, and as summarized in the attached Summary of Proposed Bylaws Changes.

See ATTACHMENT 1 for a summary of the proposed bylaws changes.
See ATTACHMENT 2 for full redlined version of the proposed changes to the bylaws.

ATTACHMENT 1
Summary of Proposed Bylaws Changes

Summary of Proposed Bylaws Changes

1. Fully Recognize the Cal Cities Diversity Caucuses in the Cal Cities Bylaws.

- Add a new Article XI, formally recognizing the caucuses in the bylaws consistent with how departments and divisions are recognized. Provide default rules for caucus structure and process where the caucuses do not have bylaws or where caucus bylaws are silent.
- Make conforming changes as follows:
 - Amend Article VI, Section 3, Subdivisions (a) and (b) to allow for one elected official from each caucus to be appointed to the resolutions committee by their respective caucus, or by the Cal Cities President in the event a caucus does not make its appointment.
 - Amend Article VII, Section 10, Subdivision (c) to provide that one member of each standing policy committee shall be appointed by each caucus president.
 - Amend new Article XII (formerly, Article XI), Section 1, Subdivision (a) to specify that a majority of the members of a caucus constitutes a quorum for the purpose of making decisions.
 - Amend new Article XII (formerly, Article XI), Section 2, Subdivision (a) to provide that all voting in a caucus meeting is by voice vote.
 - Amend new Article XII (formerly, Article XI), Section 4 to provide that representatives of each Member City present and in good standing at a caucus meeting collectively cast one vote, except as otherwise provided in caucus bylaws.
 - Amend new Article XII (formerly, Article XI), Section 5, Subdivision (d) to allow caucuses to use mail balloting as specified in their bylaws.
 - Amend Article XIII (formerly, Article XII), Section 1, Subdivision (a) to provide that persons must officially be in city service in a Member City in order to be eligible to hold office in a caucus.
 - Amend Article XIII (formerly, Article XII), Section 2, Subdivisions (c) and (d) to clarify the effective date of a caucus office resignation or vacancy.
 - Amend Article XIV (formerly, Article XIII), Section 2, Subdivision (b) to provide that a copy of Cal Cities' budget shall be sent to each caucus president who shall make it available to caucus members.

- Amend Article XVI (formerly, Article XV), Section 5 to provide that Robert's Rules of Order or other parliamentary rules adopted by the Cal Cities Board shall prevail at caucus meetings.

2. **Adjust the Composition of the Board.**

- **Add directors from each diversity caucus:**

- Amend Article VII, Section 2, Subdivision (d) to add one director from each of the five caucuses to the Board for a term of two years.
- Make conforming changes to the following sections:
 - Amend Article VII, Section 3, to stagger the terms of the caucus directors so that the terms of approximately one-half of the Board continue to expire each year. Provide that the terms for the directors from the African American, Asian Pacific Islander, and LGBTQ caucuses expire in even-numbered years, and terms of the directors from the Latino and Women's caucuses expire in odd-numbered years.
 - Amend Article VII, Section 4, Subdivision (c) to provide that the initial caucus director shall either be the caucus president or another caucus member appointed by the caucus president, and thereafter, that caucus directors are to be elected by their caucuses.
 - Amend Article VII, Section 4, new Subdivision (f) (formerly Subdivision (e)) to provide that newly created caucuses can elect a representative to the Board.
 - Amend Article VII, Section 6, Subdivision (c) to provide that, if a vacancy occurs in a caucus directorship, the caucus officers may elect a new director.

- **Transition members of the National League of Cities (NLC) Board of Directors from Cal Cities Directors to one non-voting advisor to the Board:**

- Delete Article VII, Section 2, Subdivision (e) which provides that directors on the NLC Board who hold an office in a Member City are directors on the Cal Cities Board, and make a conforming change as follows:
 - Delete the language from Article VII, Section 2, Subdivision (g) which provides that directors that sit on the Cal Cities Board by virtue of their directorship on the NLC Board shall serve until their terms on the NLC Board conclude.

- Add new Section 17 to Article VII to provide that effective December 1, 2022 (after the terms of the currently serving NLC Board directors expire), if members of the NLC Board hold office in a Member City, no more than one such member shall be appointed by the Cal Cities President to serve as a non-voting advisor to the Cal Cities Board for a term that coincides with their service on the NLC Board. Provide further that such non-voting advisor shall be invited to attend regularly-scheduled Board meetings, but shall not attend emergency meetings and/or closed/executive sessions unless otherwise determined by the Board.
- 3. **Change the League of California Cities Moniker.** Amend Article I, Section 1 to read, “This corporation is the League of California Cities (~~the League~~) (Cal Cities)” and make conforming changes to replace “League” with “Cal Cities” throughout the entirety of the bylaws.
- 4. **Make Technical Corrections.**
 - Amend the following sections of the bylaws to correct technical errors and typos:
 - Article I, Section 3: change “to” to “do”
 - Article II, Section 2(a): change “Advocate legislation” to “Advocate for legislation”
 - Article II, Section 2(g): change “member cities” to “Member Cities”
 - Article III, Section 3: change “state and federal laws” to “state or federal laws”
 - Article V, Section 3(b): changed “Designating” to “Designated”
 - Article VI: clarify that “Petitioned Resolutions” is a defined term in Section 2 and capitalize “Petitioned Resolutions” in Section 4(a), Section 5(f), and Section 5(g)
 - Article VI, Section 5(d): change “late” to “later”
 - Article VII, Section 4(d): change “organization” to “organizational”
 - Article VII, Section 4(f): add “the” before “nominating committee”
 - Article VII, Section 10(c)(ii): capitalize “President”
 - Article IX, Section 7(c)(ii): correct cross-reference from 4(d) to 4(e)
 - Article X, Section 2(c): change “two years established” to “two years as established”
 - Article X, Section 2(d): capitalize “Director”
 - Article XII, Section 4: change “representatives” to “representative” and “cast” to “casts”
 - Article XVI, Section 5: add “and applicable law”
 - Article XVIII, Section 3(c): correct cross-reference from “Article XI” to “Article XII”
 - Article XII, Section 2(b): change “three or Member Cities” to “three or more Member Cities”

ATTACHMENT 2
Full Redlined Version of Proposed Changes to Bylaws

Bylaws for the League of California Cities

Table of Contents

Article I: General	1
Section 1: Corporation Name.....	1
Section 2: Offices.....	1
Section 3: Compliance with Governing Laws.	1
Article II: Purpose and Objectives	1
Section 1: General.	1
Section 2: Objectives.	1
Article III: Membership.....	2
Section 1: Qualification.	2
Section 2: Termination.	2
Section 3: Honorary Members.	2
Section 4: Non-Liability.	3
Article IV: Dues	3
Section 1: Establishment.....	3
Section 2: Increase in Dues.	3
Section 3: Delinquency.	4
Article V: Membership Meetings.....	4
Section 1: Annual Conference.	4
Section 2: Special Meetings.....	4
Section 3: City Delegates as General Assembly.....	4
Section 4: Notice of Meetings.	5
Section 5: Parliamentarian.....	5
Section 6: Credentials.....	5
Article VI: Resolutions	5
Section 1: Role and Scope of Resolutions.....	5
Section 2: Origination.....	6
Section 3: Resolutions Committee for Annual Conference Resolutions.....	6
Section 4: Procedure for Resolution Review for the Annual Conference.	7
Section 5: Resolutions Proposed by Petition for the Annual Conference.....	7
Section 6: Special Meeting Resolution Procedures.	8

Section 7: Full Debate.....	9
Article VII: Board of Directors	9
Section 1: Role and Powers; Board Diversity Policy.	9
Section 2: Composition.	9
Section 3: Staggered Terms.	10
Section 4: Election of Directors.	11
Section 5: Nomination Process.	12
Section 6: Vacancies.	13
Section 7: Resignation.	14
Section 8: Meetings and Meeting Notice.....	14
Section 9: Policies.....	15
Section 10: Committees.....	15
Section 11: Compensation.....	16
Section 12: Reports of Directors.	16
Section 13: Standard of Care.....	16
Section 14: Right to Inspect Records.....	17
Section 15: Policy Changes.	17
Section 16: Positions on Statewide Ballot Measures.	17
Section 17: Non-Voting Advisor to the Board.....	17
Article VIII: Officers.....	18
Section 1: Identity.	18
Section 2: Duties of Cal Cities Officers.	18
Section 3: Election.	18
Section 4: Vacancies.	18
Section 5: Executive Director and Cal Cities Employees.	19
Article IX: Regional Divisions	20
Section 1: Listing.....	20
Section 2: Purposes and Functions.	20
Section 3: Names of Divisions.	21
Section 4: Boundaries.....	21
Section 5. Membership.	21
Section 6: Voting.....	21
Section 7: Officers.....	21
Section 8: Resignation.	23

Section 9: Regional Division Bylaws.	23
Article X: Functional Departments.....	23
Section 1: Listing.....	23
Section 2: Officers.....	23
Section 3: Voting.....	24
Section 4: Department Meetings.....	24
Section 5: Department Bylaws.	24
Article XI: Caucuses.....	25
Section 1: Listing.....	25
Section 2: Purposes and Functions.	25
Section 3: Names of Caucuses.....	26
Section 4: Membership.	26
Section 5: Voting.....	26
Section 6: Officers.....	26
Section 7: Resignation.	27
Section 8: Caucus Bylaws.....	27
Article XII: Voting.....	27
Section 1: Quorum.	27
Section 2: Voting Methods.	28
Section 3: Vote Threshold.....	28
Section 4: One City One Vote.....	29
Section 5: Mail Balloting.....	29
Article XIII: Qualifications to Hold Office and Vacancies	29
Section 1: Eligibility to Hold Office.	29
Section 2: Vacancies.	30
Article XIV: Finances.....	30
Section 1: Fiscal Year.....	30
Section 2: Budget.....	31
Section 3: Limitation of Expenditures.....	31
Section 4: Annual Audit.....	31
Section 5: Special Assessment for Cal Cities Building.....	31
Article XV: Prohibited Transactions.....	31
Section 1: Conflicts of Interest.	31
Section 2: Loans.	32

Section 3: Self-Dealing and Common Directorship Transactions.....	32
Section 4: Ethical Considerations.	33
Article XVI: Miscellaneous.....	33
Section 1: Indemnification.....	33
Section 2: Insurance.	34
Section 3: Contracts and Execution of Instruments.	34
Section 4: Disposition of Assets Upon Dissolution.....	34
Section 5: Parliamentary Authority.....	35
Section 6: Seal.....	35
Section 7: Governing Law.....	35
Section 8: Litigation Authority.....	35
Article XVII: Amendments	35
Section 1: Consideration.....	35
Section 2: Vote Threshold.....	36
Section 3: Who May Propose.....	36
Section 4: Board Review.....	36
Section 5: Procedure for Consideration by General Assembly.	36
Section 6: Effective Date.....	36
Section 7: Protest and Suspension until Next Conference.....	36
Article XVIII: Establishment and Financing of Grassroots Network	36
Section 1: Enhancement of Advocacy Efforts.	36
Section 2: Dues Increase.....	37
Section 3: Accountability.....	37

Bylaws for the League of California Cities¹

Article I: General

Section 1: Corporation Name.

This corporation is the League of California Cities (~~Cal Cities~~~~the League~~).

Section 2: Offices.

The principal office of this corporation shall be located in Sacramento, California. The ~~League-Cal Cities~~ Board of Directors (~~League-Cal Cities~~ Board) may establish such other ~~League-Cal Cities~~ offices as it deems necessary to the effective conduct of ~~League-Cal Cities~~ programs.

Section 3: Compliance with Governing Laws.

In all matters not specified in these bylaws, or in the event these bylaws ~~d~~to not comply with applicable law, the California Nonprofit Corporation Law applies.

Article II: Purpose and Objectives

Section 1: General.

~~The League's~~~~Cal Cities'~~ purpose is to strengthen and protect local control for cities through education and advocacy to enhance the quality of life for all Californians.

Section 2: Objectives.

~~The League's~~~~Cal Cities'~~ objectives are the following:

- (a) Advocate for legislation that results in benefits to Member Cities,
- (b) Communicate to Member Cities and the public on issues related to the general welfare of citizens in California cities,
- (c) Pursue strong intergovernmental relationships to promote the well being of California cities,
- (d) Organize educational opportunities, such as conferences of city officials,

¹ Note: All footnotes are for reference and explanation only and are not part of the bylaws text.

- (e) Stimulate greater public interest and more active civic consciousness as to the importance of cities in California's system of government,
- (f) Collect and disseminate information of interest to Member Cities, and
- (g) Engage the membership in a continuing analysis of the needs of ~~M~~member ~~C~~ities.

Article III: Membership

Section 1: Qualification.

- (a) **Cities.** Any city, or city and county, in California may, by the payment of annual dues prescribed in Article IV, become a Member City and as such is entitled to ~~League-Cal Cities~~ services and privileges.
- (b) **Elected and Appointed Officials.** All elected and appointed officials in Member Cities are members of ~~the League-Cal Cities~~.

Section 2: Termination.

- (a) **Grounds for Termination.** Membership is suspended or terminated whenever any of the following occurs:
 - (i) The Member City resigns by giving written notice to ~~the League-Cal~~ Cities;
 - (ii) The Member City does not pay dues, fees or assessments in the amounts and terms set by the ~~League-Cal Cities~~ Board; or
 - (iii) An event occurs that makes the Member City ineligible for membership.
- (b) **Procedures for Termination.** ~~The League-Cal Cities~~ shall give 15 days notice of any suspension or termination of membership and the reasons for such action, along with the opportunity to respond orally or in writing not less than five days before the effective date of the action.²

Section 3: Honorary Members.

Any person who has given conspicuous service for the improvement of city government may, by the vote of the Cal Cities ~~League~~ Board, be granted an honorary membership

² See Cal. Corp. Code § 7341(c) (requiring termination procedures be included in bylaws and specifying what constitutes a fair and reasonable procedure).

in ~~Cal Cities~~~~the League~~. All ex-presidents of ~~the League~~Cal Cities are Honorary Members. Honorary Members as such do not have a voice or vote in any of the meetings of ~~the League~~Cal Cities and do not have membership status in Cal Cities ~~the League~~ for purposes of state ~~and or~~ federal laws.

Section 4: Non-Liability.

No Member City is liable for the debts or obligations of ~~Cal Cities~~the League.

Article IV: Dues

Section 1: Establishment.

The ~~League~~Cal Cities Board establishes ~~the League's~~Cal Cities' dues annually according to city population. The population of each city is the most current population as determined by the California Department of Finance, Demographic Research Unit, or its successor agency or unit. If no successor agency or unit is named, the most current population used to determine dues shall be used to determine future dues until such time as these bylaws are amended to designate a new source for determining city population.

Section 2: Increase in Dues.

(a) Board Vote Requirement. Any increase in dues must be approved by the ~~League~~Cal Cities Board by a two-thirds vote. The Cal Cities~~League~~ Board's approval shall be accompanied by an explanation of the need for the increase, including but not limited to:

- (i) Increases in ~~the League's~~Cal Cities' costs related to general increases in the consumer price index or other factors; and/or
- (ii) The expansion of existing programs or initiation of new programs.

(b) Member City Ratification Requirement. Any dues increase that exceeds either the "consumer price index" for the preceding twelve months or five percent (whichever is greater) requires Member City ratification. In no event, however, shall the ~~League~~ Cal Cities Board approve a dues increase in excess of ten percent without Member City ratification.

(i) "Consumer Price Index" Defined. For purposes of this section, the consumer price index is the California consumer price index for all urban consumers calculated by the California Department of Industrial Relations or its state or federal successor.

(ii) Approval Threshold. Member City ratification requires a majority of Member Cities casting votes.

(iii) **Mechanism for Seeking Approval.** The ratification may occur at ~~the~~ League's Cal Cities' General Assembly (see Article V) or by using the mail balloting procedure (see Article XI, section 5).

(c) **Dues Cap.** In no event will a Member City's dues increase by more than \$5,000 per year.

Section 3: Delinquency.

Any Member City of ~~the League~~ Cal Cities who is delinquent in dues, fees or assessments may be suspended or have that member's membership terminated as provided in Article III, section 2.

Article V: Membership Meetings

Section 1: Annual Conference.

(a) **Time and Place.** ~~The League's~~ Cal Cities' regular Annual Conference is held at the time and place as the League-Cal Cities Board determines. In case of any unusual conditions or extraordinary emergency, the League-Cal Cities Board may, at its discretion, change the time or place of the meeting.

(b) **Conference Program Planning.** The League-Cal Cities Board shall establish an Annual Conference program planning process that provides for input from representative segments of Cal Cities' ~~the League's~~ membership.

Section 2: Special Meetings.

Special meetings of Cal Cities ~~the League~~ may be called by the League-Cal Cities Board and shall be called by the League-Cal Cities Board upon the written request of five percent or more of the Member Cities.³ Any written request by Member Cities shall describe the general nature of the business to be transacted and the text of any proposed resolution(s).

Section 3: City Delegates as General Assembly.

(a) **Designation.** Each Member City may, with the approval of the city council, designate a city official as the city's designated voting delegate and, in the event that the designated voting delegate is unable to serve in that capacity, up to two alternate voting delegates.

³ See Cal. Corp. Code § 7510 ("special meetings of members for any lawful purpose may be called by 5 percent or more of the members").

(b) **Membership Decision-making Body.** Designated ~~ed~~ voting delegates (or their alternates) constitute ~~the League's~~ Cal Cities' General Assembly.

(c) **Registration for Annual Conference.** For General Assemblies held in conjunction with the Annual Conference, designated voting delegates must register to attend the Annual Conference.

Section 4: Notice of Meetings.

(a) **General.** Notice shall be given to all Member Cities of the time and place of all regular and special meetings by faxing or mailing a written notice at least fifteen days prior to each meeting, or by publishing a notice of the meeting at least two weeks prior to the meeting in an official publication of Cal Cities ~~the League~~; provided, however, that failure to receive such notice does not invalidate any proceedings at such meeting.

(b) **Special Notice Requirements for Special Meetings.** Any notice of the calling of a special meeting shall specify the purpose of the special meeting in such detail to enable Member Cities to determine whether they should attend. In the event a special meeting is requested by five percent or more of the Member Cities, the notice shall also set for the text of any proposed resolution(s).

Section 5: Parliamentarian.

The ~~League~~ Cal Cities President shall appoint a Parliamentarian to resolve procedural issues at ~~the League's~~ Cal Cities' General Assembly and in Resolutions Committee meetings.

Section 6: Credentials.

Designated voting delegates must register with the Credentials Committee. The Cal Cities ~~League~~ President shall appoint a three-person Credentials Committee no later than the first day of the General Assembly. In case of dispute, this committee determines the right of a member to participate.

Article VI: Resolutions

Section 1: Role and Scope of Resolutions.

Resolutions adopted by ~~the League's~~ Cal Cities' General Assembly and such ~~League~~ Cal Cities Board policies as are not inconsistent with such resolutions constitute ~~League~~ Cal Cities policy. All resolutions shall be germane to city issues.

Section 2: Origination.

Resolutions may originate from city officials, city councils, regional divisions, functional departments, caucuses, policy committees, or the League-Cal Cities Board or by being included in a petition signed by designated voting delegates of ten percent of the number of Member Cities (Petitioned Resolutions). Except for Petitioned Resolutions, all other resolutions must be submitted to the League-Cal Cities with documentation that at least five or more cities, or city officials from at least five or more cities, have concurred in the resolution.

Section 3: Resolutions Committee for Annual Conference Resolutions.

(a) Resolutions Committee Composition. The League-Cal Cities President establishes a Resolutions Committee sixty days prior to each Annual Conference, which committee shall consist of:

- (i) One elected official from each regional division, appointed by the regional division;
- (ii) One elected official from each policy committee, appointed by the policy committee;
- (iii) One member from each functional department, appointed by the department;
- (iv) One elected official from each caucus, appointed by the caucus; and
- (iv) Up to ten additional members (at least five of whom are elected officials) as the League-Cal Cities President deems necessary to achieve geographic and population balance, as well as recognize the multiplicity of city functions not represented by the other appointments, including, but not limited to, the perspectives of board and commission members as well as professional staff.

(b) Presidential Appointments. In the event a regional division, policy committee, ~~or~~ functional department, or caucus does not make its appointment to the Resolutions Committee, the League-Cal Cities President may make the appointment on the regional division's, policy committee's, ~~or~~ functional department's or caucus's behalf.

(c) Chair. The League-Cal Cities President shall also appoint to the Resolutions Committee a committee chair and vice chair.

(d) Minimum Committee Size and Composition. In the event the full committee is not in attendance at the Annual Conference, the League-Cal Cities President shall appoint a sufficient number of city officials in attendance

to achieve a total of thirty. No less than two-thirds of the members of the Resolutions Committee shall be elected officials.

- (e) **Committee Consideration of Proposed Resolutions.** Except for resolutions of courtesy, commendation, appreciation or condolence, no resolution expressing the opinion or policy of ~~the League-Cal Cities~~ on any question may be considered or discussed by ~~the League's-Cal Cities'~~ General Assembly, unless it has been first submitted to, and reported on, by the Resolutions Committee.

Section 4: Procedure for Resolution Review for the Annual Conference.

- (a) **Timing.** Except for ~~P~~petitioned ~~R~~esolutions, all resolutions shall be submitted to the Resolutions Committee, at ~~the League's-Cal Cities'~~ headquarters, not later than sixty days prior to the opening session of ~~the League's-Cal Cities'~~ Annual Conference.

(b) **Referral to Policy Committees.**

- (i) **Review and Recommendations.** Except for resolutions of courtesy, commendation, appreciation or condolence, all resolutions submitted to the Resolutions Committee shall be referred by the ~~League-Cal Cities~~ President to an appropriate policy committee for review and recommendation prior to the opening general session of the Annual Conference.
- (ii) **Report to Resolutions Committee.** Policy committees shall report their recommendations on such resolutions to the Resolutions Committee. The inability of a policy committee to make a recommendation on any resolution does not preclude the Resolutions Committee from acting upon it.

Section 5: Resolutions Proposed by Petition for the Annual Conference.

- (a) **Presentation by Voting Delegate.** A designated voting delegate of a ~~Member C~~ity may present by petition a resolution to the ~~League-Cal Cities~~ President for consideration by the Resolutions Committee and the General Assembly at the Annual Conference. These resolutions are known as "~~P~~petitioned ~~R~~esolutions."
- (b) **Contents.** The petition shall contain the specific language of the resolution and a statement requesting consideration by ~~the League's-Cal Cities'~~ General Assembly.

(c) Signature Requirements. The petition shall be signed by designated voting delegates registered with the Credentials Committee who represent ten percent of the number of Member Cities.

(d) Time Limit for Presentation. The signed petition shall be presented to the ~~League-Cal Cities~~ President no later than twenty-four hours prior to the time set for convening ~~the League's~~Cal Cities' General Assembly.

(e) Parliamentary Review. If the ~~League-Cal Cities~~ President finds that the petition has been signed by designated voting delegates of ten percent of the number of Member Cities, the petition shall be reviewed by the Parliamentarian for form and substance. The Parliamentarian's report shall then be presented to the chair of the Resolutions Committee. Among the issues that may be addressed by the Parliamentarian's report is whether the resolution should be disqualified as being either:

- (i) Non-germane to city issues; or
- (ii) Identical or substantially similar in substance to a resolution already under consideration.

(f) Disqualification. The Resolutions Committee may disqualify a ~~P~~petitioned ~~R~~resolution as either being:

- (i) Non-germane to city issues; or
- (ii) Identical or substantially similar in substance to a resolution already under consideration.

(g) Consideration by General Assembly. The ~~P~~petitioned ~~R~~resolution and the action of the Resolutions Committee will be considered by ~~the League's~~Cal Cities' General Assembly following consideration of other resolutions.

(h) Availability of List of Voting Delegates. A list of voting delegates shall be made available during the Annual Conference to any designated voting delegate upon request.

Section 6: Special Meeting Resolution Procedures.

(a) Germane-ness. All resolutions must be germane to the meeting purpose specified in the special meeting notice.

(b) Opportunity for Member Review. All resolutions to be proposed during the General Assembly shall be available for membership review by electronic (for example, by posting on the ~~Cal Cities~~League's website) or other means at least 24 hours prior to the beginning of the special meeting.

- (c) **Parliamentarian Review.** The Parliamentarian shall review all proposed resolutions for form and substance. The Parliamentarian's report shall be presented to the General Assembly.

Section 7: Full Debate.

The opportunity for full and free debate on each resolution brought before the General Assembly shall occur prior to consideration of a resolution.

Article VII: Board of Directors

Section 1: Role and Powers; Board Diversity Policy.

- (a) Subject to the provisions and limitations of California Nonprofit Corporation Law, any other applicable laws, and the provisions of these bylaws, Cal Cities' the League's activities and affairs are exercised by or under the direction of the League's Cal Cities Board of Directors. The League-Cal Cities Board is responsible for the overall supervision, control and direction of Cal Citiesthe League. The League-Cal Cities Board may delegate the management of the League's Cal Cities' affairs to any person or group, including a committee, provided the League-Cal Cities Board retains ultimate responsibility for the actions of such person or group.
- (b) The goal of the LeagueCal Cities is to ensure that the Board of Directors reflects the diverse ethnic and social fabric of California. As such, each Division, Department, Caucus, and Policy Committee should encourage and support members of every race, ethnicity, gender, age, sexual orientation and heritage to seek leadership positions within Cal Citiesthe League, with the ultimate goal of achieving membership on the Board of Directors.

Section 2: Composition.

The League'sThe Cal Cities Board is composed of the following:

- (a) A President, First Vice-President and Second Vice-President/Treasurer, who each serve a term of one year;
- (b) The Immediate Past President who serves for a term of one year, immediately succeeding his or her term as President;
- (c) Twelve Directors-at-Large,
- (i) Who serve staggered two-year terms, and

League of California Cities Bylaws

- (ii) At least one of whom is a representative of a small city with a population of 10,000 or less;
- (d) One Director to be elected from each of the regional divisions, ~~and~~ functional departments, and caucuses of Cal Cities~~the League~~, each of whom serves for a term of two years; and
- ~~(e) Members of the National League of Cities Board of Directors who hold an office in a Member City; and~~
- ~~(f)~~(e) Ten Directors that may be designated by the mayors of each of the ten largest cities in California to serve two-year terms.
- ~~(g)~~(f) For purposes of this section, the population of each city is the most current population as determined by the California Department of Finance, Demographic Research Unit, or its successor agency or unit. If no successor agency or unit is named, the most current population used to determine these dues shall be used to determine future dues until such time as these bylaws are amended to designate a new source for determining city population.
- ~~(h)~~(g) Directors hold office until their successors are elected and qualified ~~or, if they sit on the Cal Cities League Board by virtue of their membership on the National League of Cities Board of Directors, until their terms on the National League of Cities Board of Directors conclude.~~

Section 3: Staggered Terms.

The terms of the Directors are staggered, so that the terms of approximately one-half of the members of the ~~League~~ Cal Cities Board expire each year.

(a) Even-Numbered Year Terms. The following directorship terms expire in even-numbered years:

- (i) Departments.** Directors from the Fiscal Officers, Public Works Officers, Mayors and Council Members, Planning and Community Development, Fire Chiefs, and City Clerks departments;
- (ii) Divisions.** Directors from the Central Valley, Desert-Mountain, Imperial County, Monterey Bay, North Bay, Orange County, Redwood Empire, Sacramento Valley and San Diego County divisions; ~~and~~
- (iii) Caucuses.** Directors from the African American, Asian Pacific Islander, and LGBTQ caucuses; and
- (iv)ii) At Large.** Directors from five of the ten at-large directorships.

(b) Odd-Numbered Year Terms. The following directorships expire in odd-numbered years:

- (i) Departments.** Directors from the City Attorneys, City Managers, Police Chiefs, Recreation, Parks and Community Services, and Personnel and Employee Relations departments;
- (ii) Divisions.** Directors from the Channel Counties, Inland Empire, East Bay, Los Angeles County, Peninsula, Riverside County and South San Joaquin Valley divisions; ~~and~~

(iii) Caucuses. Directors from the Latino and Women's caucuses; and

(iv) **At Large.** Directors from five of the ten at-large directorships.

Section 4: Election of Directors.

(a) Functional Department Directors. Unless their respective functional department bylaws provide otherwise, Departmental Directors are elected by their respective departments at the Annual Conference.

(b) Regional Division Directors. Unless their respective regional division bylaws provide otherwise, Regional Directors are elected at the regional division meeting immediately preceding the Annual Conference.

~~**(b)**~~**(c) Caucus Directors.** The caucus presidents shall serve, or may appoint a member of their respective caucuses to serve, as the initial Caucus Directors for their respective caucuses. Thereafter, unless their respective caucus bylaws provide otherwise, Caucus Directors shall be elected by their respective caucuses at the Annual Conference.

~~**(c)**~~**(d) At-Large Directors.** Directors-at-Large are elected by the League-Cal Cities Board at its organizational meeting.

~~**(d)**~~**(e) Commencement of Terms.** The term of office of all newly elected Directors commences immediately on the adjournment of the Annual Conference; however, the newly constituted League-Cal Cities Board may meet prior to the adjournment of the Annual Conference for the purpose of organization.

~~**(e)**~~**(f) Additional Directors.** In the event of the creation of additional regional divisions, ~~or~~ functional departments, or caucuses of Cal Cities the League, each regional division, ~~or~~ functional department, or caucus may elect a representative to the League-Cal Cities Board. When a new functional department, ~~or~~ regional division, or caucus is created at any Annual Conference, the League-Cal Cities Board may select a Director to represent

such functional department, ~~or~~ regional division, or caucus until the entity organizes and elects a Director in the regular manner. The ~~League-Cal Cities~~ Board may fix the initial term of any such Director from a new regional division, ~~or~~ functional department, or caucus at either one or two years, so as to keep the number of terms expiring on alternate years as nearly equal as possible.

Section 5: Nomination Process.

- (a) **Timing.** The ~~League-Cal Cities~~ President, with the concurrence of the ~~League-Cal Cities~~ Board, shall establish a nominating committee at the first Board meeting of the calendar year in which the election is to occur.
- (b) **Composition.** The nominating committee shall be comprised of eleven Board members. Two nominating committee members shall be At-Large Directors and one shall represent a functional department. Regional divisions shall be represented on the nominating committee on the following rotating basis:
- (i) **Even-Numbered Years:** In even-numbered years, the Central Valley, Imperial County, Monterey Bay, North Bay, Orange County, Redwood Empire, Sacramento Valley and San Diego County Regional Divisions shall be represented on the nominating committee.
 - (ii) **Odd-Numbered Years:** In odd-numbered years, the Channel Counties, Inland Empire, Desert-Mountain, East Bay, Los Angeles County, Peninsula, Riverside County, and South San Joaquin Regional Divisions shall be represented on the nominating committee.
- (c) **Nominating Committee Chair.** The ~~League-Cal Cities~~ President shall appoint the chair of the nominating committee.
- (d) **Candidates for Positions Ineligible.** Candidates for officer and at-large positions on the ~~League-Cal Cities~~ Board are not eligible to serve on the nominating committee. In the event a regional division representative on the nominating committee wishes to be a candidate for an officer or at-large position, the ~~League-Cal Cities~~ President will appoint a substitute nominating committee member from the same regional division, if available. If one is not available, the President shall appoint a substitute from a nearby regional division.
- (e) **Duties.** The duties of the nominating committee are to:
- (i) **Member Outreach.** Publicize the qualifications for the offices of Second Vice President/Treasurer and the at-large members of the ~~League-Cal Cities~~ Board to Cal Cities' ~~the League's~~ Member Cities;

(ii) **At-Large and Second Vice President Recommendations.** Make recommendations to the League-Cal Cities Board on the following year's League-Cal Cities officers and at-large board members; and

(iii) **President and First Vice President Recommendation.** Recommend whether the previous year's First Vice President becomes President and the previous year's Second Vice President/Treasurer becomes First Vice President.

(f) **Notice to Members.** An explanation of the nomination process and relevant deadlines for submitting nominations to the nominating committee shall be publicized in League-Cal Cities publications and communications throughout the year, along with the identity of nominating committee members once such members are appointed. In addition, the nominating committee shall inform the membership of the opening of the nominations for the following year when it makes its report to the general membership as provided in Article VI, Section 5(g) below.

(g) **Decision and Report.** The nominating committee's recommendations shall be communicated to the League-Cal Cities Board not later than 30 days prior to the date of Cal Cities' the League's Annual Conference and again at the Annual Conference. In addition, the nominating committee shall make its report to the membership at the opening general session of the Annual Conference.

(h) **Election.** The election of League-Cal Cities Board officers and Directors-at-Large shall occur at a League-Cal Cities Board meeting at the Annual Conference as provided in Article VII, Section 4(c) and Article VII, section 3.

Section 6: Vacancies.

(a) **Functional Departmental Directorships.** In the event of a vacancy in a functional departmental directorship, the president of the department may become a member of the League-Cal Cities Board or may appoint a member of his or her department to fill the vacancy.

~~(b)~~ **Regional Division Directorships.** If a vacancy occurs in the regional division directorship, the regional division in question may elect a new Director at the next regular meeting of the regional division.

~~(b)(c)~~ Caucus Directorships. If a vacancy occurs in a caucus directorship, the caucus officers may elect a new Director.

~~(c)(d)~~ **At-Large Directorships.** If a vacancy occurs in an at-large directorship, the League-Cal Cities Board may elect a new Director to fill the vacancy at

the next regular board meeting. The League-Cal Cities president may nominate individuals for consideration by the League-Cal Cities Board.

(d)(e) Large City Directorships. In the event of a vacancy in a large-city seat, that large city may designate a new representative.

(e)(f) Terms. The person elected or appointed to fill a vacancy holds office for the remainder of the term of the office in question (see Article VII, section 3).

(f)(g) Grounds for Vacancy. A vacancy in a directorship shall occur due to resignation, a vacancy in elective or appointed office held by the director, or if the League-Cal Cities Board determines the department, ~~or division,~~ or caucus that elected the director, or an appointed director, is not complying with these bylaws or the policies of the League-Cal Cities Board.

Section 7: Resignation.

Any Director resignation is effective upon receipt in writing by the League's-Cal Cities President or Executive Director, unless a later date is specified in the letter.

Section 8: Meetings and Meeting Notice.

(a) Regularly Scheduled Board Meetings. The League-Cal Cities Board shall meet no fewer than four times a year. Notice of regularly scheduled Board meetings shall be mailed to each Director at least 14 days before any such meeting.

(b) Emergency Board Meetings. A good faith effort shall be made to provide notice of any emergency board meetings (for example, by first-class mail, personal or telephone notification, including a voice messaging system or other system or technology designed to record and communicate messages, telegraph, facsimile, electronic mail, or other electronic means).

(c) Telephonic or Electronic Participation. Members of the League-Cal Cities Board may participate in any meeting through the use of conference telephone or similar communications equipment, so long as all members participating in such meeting can hear one another. Participation in a meeting by this means constitutes presence in person at such meeting.

(d) Notice Content. All meeting notices shall include the meeting date, place, time, and, as applicable, the means by which a League-Cal Cities Board member may participate electronically.

Section 9: Policies.

The ~~League-Cal Cities~~ Board may adopt such policies for its government as it deems necessary and which are not inconsistent with these bylaws. In the event of an inconsistency, these bylaws shall prevail.

Section 10: Committees.

(a) **General.** The ~~League-Cal Cities~~ Board may establish committees to study city problems, advise on ~~League-Cal Cities~~ educational efforts, make recommendations with respect to ~~League-Cal Cities~~ advocacy efforts, or to engage in other appropriate ~~Cal Cities League~~-service.

(b) Executive Committee.

- (i) **Composition.** The Executive Committee of the ~~League-Cal Cities~~ Board consists of the following: the ~~League's~~ ~~Cal Cities~~ President, First Vice-President, Second Vice-President/Treasurer, Immediate Past President and Executive Director.
- (ii) **Authority.** The Executive Committee has authority to act for the ~~League-Cal Cities~~ Board between Board meetings, provided that no action of the Executive Committee is binding on the ~~League-Cal Cities~~ Board unless authorized or approved by the Board.

(c) Standing Policy Committees.

- (i) **Charge.** ~~Cal CitiesThe League~~ shall have a series of standing policy committees, whose charge shall be to make recommendations to the ~~League-Cal Cities~~ Board on matters within the committees' jurisdiction, as well as fulfill other duties specified in these bylaws (see, for example, Article VI, section 4(b)).
- (ii) **Membership.** Each ~~League-Cal Cities~~ Policy Committee shall be comprised of the following:
- Two members appointed by each regional division president;
 - One member appointed by each functional department president;
 - One member appointed by each caucus president;
 - No more than 16 members appointed by the ~~League-Cal Cities~~ ~~P~~resident, to provide population and geographic balance, as well as expertise; and

- Such representatives of affiliate organizations in the capacity authorized by the League-Cal Cities Board.

(iii) **Feedback.** Policy committees shall receive information on actions taken on committee recommendations and the reasons for those actions.

(d) **Committee Chairs and Vice Chairs.** The League-Cal Cities President appoints the chair of all League-Cal Cities-wide committees. The term of such appointments coincides with the League-Cal Cities President's term. The League-Cal Cities President may appoint vice chairs for such committees, as the League-Cal Cities President deems necessary.

Section 11: Compensation.

The Directors do not receive any compensation for their services, but, with League-Cal Cities Board approval, may be entitled to reimbursement for actual and necessary expenses incurred in the performance of their duties.

Section 12: Reports of Directors.

The League-Cal Cities Board's duties include providing an annual report to League-Cal Cities members at the regular Annual Conference showing the League's Cal Cities work, the League's Cal Cities financial condition, and a statement with respect to the League's Cal Cities' plans for further work and proposed policies.

Section 13: Standard of Care.⁴

(a) **General.** A Director shall perform the Director's duties, including duties on any committee on which the Director serves, in good faith, in a manner the Director believes to be in the best interests of the League-Cal Cities and with such care, including reasonable inquiry, as an ordinarily prudent person in a like situation would use under similar circumstances.

(b) **Reliance on Information.** In performing the Director's duties, the Director is entitled to rely on information, opinions, reports, or statements, including financial statements and other financial data, prepared or presented by:

- (i) One or more League-Cal Cities officers or employees whom the Director believes to be reliable and competent as to the matters presented;

⁴ See Cal. Corp. Code § 7231 (providing that a director who performs the director's duties according to these standards is not liable for any alleged failure to properly discharge the individual's obligations as a director).

- (ii) Counsel, independent accountants, or other persons as to matters which the Director believes to be within such person's professional or expert competence; or
- (iii) A League-Cal Cities Board committee upon which the Director does not serve, as to matters within the committee's designated authority, provided that the Director believes the committee merits confidence.

The Director may rely on such information, opinions, reports, or statements as long as the Director acts in good faith after reasonable inquiry (when the need for such inquiry is indicated by the circumstances) and as long as the Director has no knowledge that would suggest that such reliance is unwarranted.

(c) Non-Liability. An individual who performs the duties of a Director in accordance with this section will not be liable for any failure or alleged failure to discharge that person's obligations as a Director, including, without limiting the generality of the preceding, any actions or omissions which are inconsistent with the League's Cal Cities' nonprofit purposes.

Section 14: Right to Inspect Records.

Every Director has a right at any reasonable time to inspect and copy all League-Cal Cities books, records and documents of every kind and to inspect the League's Cal Cities' physical property.⁵

Section 15: Policy Changes.

Any policy established by the League's Cal Cities' General Assembly may be changed by the League's Cal Cities Board upon ratification of such proposed change by a majority of the regional divisions representing a majority of Member Cities within the time period specified by the League-Cal Cities Board.

Section 16: Positions on Statewide Ballot Measures.

Notwithstanding any other provision of these bylaws, the League-Cal Cities Board may take a position on a statewide ballot measure by a 2/3rd vote of those Directors present.

Section 17: Non-Voting Advisor to the Board.

Effective December 1, 2022, if members of the National League of Cities Board of Directors hold an office in a Member City, no more than one such member shall be appointed by the Cal Cities President to serve as a non-voting advisor to the Cal Cities Board, for a term that coincides with their term on the National League of Cities Board

⁵ See Cal. Corp. Code § 833~~43~~ (characterizing this right as absolute).

of Directors. Any such non-voting advisor shall be invited to attend all regularly-scheduled Board meetings. The non-voting advisor shall not attend emergency Board meetings and/or closed/executive sessions of the Board unless a determination is made by the Board to include the non-voting advisor in a particular emergency Board meeting and/or closed/executive session.

Article VIII: Officers

Section 1: Identity.

The officers of ~~the League-Cal Cities~~ are a President, a First Vice-President, a Second Vice-President/Treasurer, an Immediate Past President, and an Executive Director.

Section 2: Duties of ~~League-Cal Cities~~ Officers.

- (a) **President.** The President presides at all ~~League-Cal Cities~~ Board meetings and all General Assemblies. The President has such other powers and duties as may be prescribed by these bylaws or the ~~League-Cal Cities~~ Board.
- (b) **First Vice-President.** The First Vice-President carries on the duties of the President in the President's temporary absence or incapacity. The First Vice-President has such other powers and duties as may be prescribed by these bylaws or the ~~League-Cal Cities~~ Board.
- (c) **Second Vice-President/Treasurer.** The Second Vice-President/Treasurer carries on the duties of the President in the President's and First Vice-President's temporary absence or incapacity. The Second Vice-President/Treasurer has such other powers and duties as may be prescribed by these bylaws or the ~~League-Cal Cities~~ Board.

Section 3: Election.

The ~~League-Cal Cities~~ Board elects the ~~League's-Cal Cities~~ President, First Vice-President and Second Vice-President for terms of one year.⁶ The election occurs at the ~~League-Cal Cities~~ Board's meeting at the Annual Conference.

Section 4: Vacancies.

A vacancy in the office of President is filled by the Immediate Past President who shall serve for the unexpired term of office and, upon election of a new President at the next Annual Conference, shall subsequently serve a full term as Immediate Past President. In the event the Immediate Past President is not available to fill the vacancy in the office of the President, or declines in writing, it shall be filled by the succession of the First

⁶ See Cal. Corp. Code § 7151(c)(5) (suggesting bylaws address this issue).

Vice-President to that office. A vacancy in the office of First Vice-President, or Second Vice-President/Treasurer, is filled for the un-expired term by appointment by the League Cal Cities Board of a member of the League-Cal Cities Board. A vacancy in the office of the Immediate Past President is filled for the un-expired term by the last Past President continuing to hold a city office.

Section 5: Executive Director and League-Cal Cities Employees.

(a) Employment. The League-Cal Cities Board selects an Executive Director who employs, or causes to be employed, such other persons as may be necessary who need not be League-Cal Cities members. The Executive Director and employees perform such duties and receive such compensation as the League-Cal Cities Board may from time to time prescribe.

(b) Specific Duties. The Executive Director performs or causes to be performed the following functions:

(1) Corporate Secretary. These duties include:

- (i) Keeping a full and complete record of the proceedings of the League-Cal Cities Board;
- (ii) Giving such notices as may be proper and necessary;
- (iii) Keeping minute books for Cal Cities~~the League~~;
- (iv) Communicating the League-Cal Cities Board's actions to Member Cities;
- (v) Executing such instruments necessary to carry out Board directives and policies; and
- (vi) Complying with other record-keeping and reporting requirements of California Nonprofit Corporation Law.

(2) Chief Financial Officer. These duties include:

- (i) Having charge of and custody of and receiving, safeguarding, disbursing and accounting for all League-Cal Cities funds;
- (ii) Depositing and investing such funds in such institutions and investments as approved by the League-Cal Cities Board;
- (iii) Maintaining ~~the League's~~Cal Cities' financial books and records; and

- (iv) Preparing and submitting such accounting and tax forms as may be required by local, state and federal law.

(c) **Insurance.** All employees handling the finances of ~~Cal Cities the League~~ shall be insured in such amount as the ~~League-Cal Cities~~ Board deems desirable or necessary, such insurance to be approved by the ~~League-Cal Cities~~ Board or a committee designated by the ~~League-Cal Cities~~ Board and the premiums paid by ~~Cal Cities the League~~.

Article IX: Regional Divisions

Section 1: Listing.

(a) **Existing Regional Divisions.** ~~Cal Cities The League~~ is comprised of the following regional divisions:

Central Valley	North Bay
Channel Counties	Orange County
Desert-Mountain	Peninsula
East Bay	Redwood Empire
Imperial County	Riverside County
Inland Empire	Sacramento Valley
Los Angeles County	San Diego County
Monterey Bay	South San Joaquin Valley

(b) **New Divisions.** Additional divisions may be formed through an amendment to these bylaws (Article XVI).

Section 2: Purposes and Functions.

The purposes and functions of regional divisions of ~~Cal Cities the League~~ are as follows:

- (a) To promote interest in the problems of city government and administration among city officials within such divisions.
- (b) To assist ~~League-Cal Cities~~ officials in formulating policies by expressing, through resolutions duly adopted, the recommendations of the regional divisions. Resolutions adopted by regional divisions to be considered at the Annual Conference shall be submitted in the manner provided by Article VI.
- (c) To take action consistent with general ~~League-Cal Cities~~ policy as duly adopted by ~~Cal Cities' the League's~~ General Assembly or by the ~~League's Cal Cities~~ Board. Regional divisions may take no action in conflict with such policies. Nothing in the foregoing limits or restricts regional division activities in matters of purely local interest and concern.

- (d) To meet not less than once every three months, provided that ~~the League~~Cal Cities' Annual Conference may be considered one such meeting of a regional division.

Section 3: Names of Divisions.

Each regional division will identify itself as a division of the League of California Cities.

Section 4: Boundaries.

The territorial boundaries of each regional division may be fixed by each division subject to the approval of ~~the League's~~Cal Cities' General Assembly.

Section 5. Membership.

All cities within the boundaries of a regional division may become members of and participate in the activities of that division. A city may join a different regional division with the approval of both the existing and proposed division, and the ~~League's~~Cal Cities Board of Directors.

Section 6: Voting.

Unless otherwise provided in a regional division's bylaws, the representatives of each Member City may cast collectively one vote on division matters, and a majority of the votes cast is necessary for a decision.

Section 7: Officers.

(a) Identity. Each regional division elects a President, a Vice-President, and a representative on the ~~League~~Cal Cities Board of Directors, and such other officers as any regional division bylaws may establish.

(b) Election Timing. Each regional division elects its officers at the regional division meeting immediately preceding ~~the League's~~Cal Cities' Annual Conference, unless another date is provided by any regional division's bylaws.

(c) Terms.

(i) Officers' Terms and Commencement Dates. Except as provided below, the term of office of all newly elected officers is one year, commencing immediately upon election unless another date is

provided by the regional division's bylaws.⁷ A majority of the members may amend any regional division bylaws to provide for two-year terms for regional division officers.

- (ii) **Directors' Terms and Commencement Dates.** The term of office and commencement date for regional division representatives on the League-Cal Cities Board are established in Article VII, section 2(d) (term length) and 4(~~ee~~) (term commencement).

(d) **Vacancies.** In the event of a vacancy in any regional division office, such vacancy is filled by election at the next regular meeting of such division for the unexpired term of that office. The fact that such a vacancy will be so filled shall be included in the notice of such meeting. This requirement also applies to a vacancy in the office of regional division director, as provided in Article VII, section 6(b).

(e) **Duties.**

- (i) **President.** The President presides at all regional division meetings and has such other powers and duties as may be prescribed by any division bylaws.
- (ii) **Vice-President.** The Vice-President carries on the duties of the President in the President's temporary absence or incapacity and has such other powers and duties as may be prescribed by any division bylaws.
- (iii) **Secretary.** The Secretary a) immediately notifies ~~the LeagueCal~~ Cities of any change in the regional division officers, b) records the minutes of all division meetings and sends one copy to League-Cal Cities headquarters, and c) prepares and mails all notices of the meetings of the division and sends a copy to the League-Cal Cities headquarters.
- (iv) **Director.** The regional division Director shall represent the regional division on the League-Cal Cities Board and shall keep the division membership apprised of League-the Cal Cities Board's activities. The Director serves as a liaison between the regional division and the League-Cal Cities Board.

⁷ Note that this term commencement is different than that for the League-Cal Cities board (whose terms commence upon adjournment of the Annual Conference) and than that for department officers (also upon adjournment of the Annual Conference).

Section 8: Resignation.

Except as provided in Article VII, section 7 for members of the League-Cal Cities Board, a regional division officer's resignation is effective upon receipt in writing by the division's President or Secretary, unless a later date is specified in the letter.

Section 9: Regional Division Bylaws.

Regional divisions may adopt their own bylaws. Division bylaws may not conflict with ~~the League's-Cal Cities'~~ bylaws. In the event of a conflict between a division's bylaws and League-Cal Cities' bylaws, ~~the League's~~Cal Cities' bylaws will prevail; ~~the League's~~Cal Cities' bylaws also prevail when the division does not have bylaws or the division's bylaws are silent.

Article X: Functional Departments

Section 1: Listing.

(a) Existing Departments. ~~The League~~Cal Cities includes the following functional departments:

Mayors and Council Members	Police Chiefs
City Attorneys	Fire Chiefs
Fiscal Officers	Community Services
Public Works Officers	City Clerks
City Managers	Personnel and Employee Relations
Planning and Community Development	

(b) New Departments. Additional functional departments may be formed through an amendment to these bylaws (Article XVI).

Section 2: Officers.

(a) Identity. Each functional department elects a President, a Vice-President, a representative on the Board, and such other officers as the department's bylaws may establish.

(b) Election Timing. Each functional department elects its officers at the department's business session at ~~the League's~~Cal Cities' Annual Conference, unless the department's bylaws provide otherwise.

(c) Terms. The term of office for functional department officers is one year, commencing immediately upon the adjournment of the Annual Conference. The exception is the functional department representatives of the League-Cal Cities Board, whose term is two years as established in Article VII, section 2(d).

(d) Vacancies. A vacancy in the office of President is filled for the unexpired term by the succession of the Vice-President. A vacancy in the office of the Vice-President or any other office of the functional department is filled by appointment by the department President for the unexpired term. The person so appointed shall be a member of such department. A vacancy in the office of department ~~De~~director is filled as provided in Article VII, section 6(a) for the unexpired term.

(e) Duties.

(i) President. The President presides at functional department meetings and has such other powers and duties as may be prescribed by any department bylaws.

(ii) Vice-President. The Vice-President carries on the duties of the President in the President's temporary absence or incapacity and has such other powers and duties as may be prescribed by any department bylaws.

(iii) Director. The department Director shall represent the functional department on the ~~League-Cal Cities~~ Board and shall keep the department membership apprised of ~~League-the Cal Cities~~ Board's activities. The Director serves as a liaison between the department and the ~~League-Cal Cities~~ Board.

(f) Resignation. Except as provided in Article VII, section 7 for members of the ~~League-Cal Cities~~ Board, a functional department officer's resignation is effective upon receipt in writing by the department's President or Vice-President, unless a later date is specified in the letter.

Section 3: Voting.

Except as otherwise provided in a functional department's bylaws, the representatives of each Member City may cast collectively one vote on functional department matters. A majority of the votes cast is necessary for a decision.

Section 4: Department Meetings.

Functional departments meet at the Annual Conference and at other times and places as they find necessary.

Section 5: Department Bylaws.

Functional departments may adopt their own bylaws. Such bylaws may not conflict with ~~the League's Cal Cities'~~ bylaws. In the event of a conflict between a department's

bylaws and ~~League-Cal Cities'~~ bylaws, Cal Cities' the League's bylaws will prevail; Cal Cities' the League's bylaws also prevail when the department does not have bylaws or the department's bylaws are silent.

Article XI: Caucuses

Section 1: Listing.

(a) Existing Caucuses. Cal Cities includes the following caucuses:

African American Caucus
Asian Pacific Islander Caucus
Lesbian Gay Bisexual Transgender Queer (LGBTQ) Caucus
Latino Caucus
Women's Caucus

(b) New Caucuses. Additional caucuses may be formed through an amendment to these bylaws (Article XVI).

Section 2: Purposes and Functions.

The purposes and functions of the caucuses are as follows:

- (a) To promote within Cal Cities the active involvement and full participation of a wide spectrum of city officials reflecting the diversity of California's cities, so as to enhance responsive city government.
- (b) To facilitate the sharing of information between city officials who share characteristics such as nationality, race, ethnicity, gender, sexual orientation, age, or religion, and to provide educational and leadership development opportunities to such city officials.
- (c) To promote interest in, and advocate for, issues relating to city government and administration that are of concern to caucus members to enhance the quality of life for their diverse constituencies.
- (d) To assist Cal Cities officials in formulating policies by expressing, through resolutions duly adopted, the recommendations of the caucuses. Resolutions adopted by caucuses to be considered at the Annual Conference shall be submitted in the manner provided by Article VI.
- (e) To take action consistent with general Cal Cities policy as duly adopted by Cal Cities' General Assembly or by the Cal Cities Board. Caucuses may take no action in conflict with such policies.

- (f) To meet at the Annual Conference and at other times and places as they find necessary.

Section 3: Names of Caucuses.

Each caucus will identify itself as a caucus of the League of California Cities.

Section 4: Membership.

All elected and appointed officials in Member Cities may apply to become members of a caucus in accordance with such caucus's bylaws or procedures.

Section 5: Voting.

Unless otherwise provided in caucus bylaws, each caucus member may cast one vote on caucus matters, and a majority of the votes cast is necessary for a decision.

Section 6: Officers.

(a) Identity. Each caucus elects a President, a Vice-President, and a representative on the Cal Cities Board of Directors, and such other officers as caucus bylaws may establish.

(b) Election Timing. Each caucus elects its officers at the caucus meeting at the Cal Cities Annual Conference, unless another date is provided by caucus bylaws.

(c) Terms.

(i) Officers' Terms and Commencement Dates. Except as provided below, the term of office of all newly elected officers is one year, commencing immediately upon election, unless another term length or commencement date is provided by caucus bylaws.⁸

(ii) Directors' Terms and Commencement Dates. The term of office and commencement date for caucus representatives on the Cal Cities Board are established in Article VII, section 2(d) (term length) and 4(c) (term commencement).

(d) Vacancies. Unless otherwise provided in caucus bylaws, a vacancy in the office of President is filled for the unexpired term by the succession of the Vice-President. A vacancy in the office of the Vice-President or any other

⁸ Note that this term commencement is different than that for the Cal Cities board (whose terms commence upon adjournment of the Annual Conference) and than that for department officers (also upon adjournment of the Annual Conference).

office of the caucus is filled by appointment by the caucus President for the unexpired term. The person so appointed shall be a member of such caucus. A vacancy in the office of caucus Director is filled as provided in Article VII, section 6(c) for the unexpired term.

(e) Duties.

- (i) President.** The President presides at all caucus meetings and has such other powers and duties as may be prescribed by caucus bylaws.
- (ii) Vice-President.** The Vice-President carries on the duties of the President in the President's temporary absence or incapacity and has such other powers and duties as may be prescribed by caucus bylaws.
- (iii) Director.** The caucus Director shall represent the caucus on the Cal Cities Board and shall keep the caucus membership apprised of the Cal Cities Board's activities. The Director serves as a liaison between the caucus and the Cal Cities Board.

Section 7: Resignation.

Except as provided in Article VII, section 7 for members of the Cal Cities Board, a caucus officer's resignation is effective upon receipt in writing by the caucus's President, unless a later date is specified in the resignation letter or provided by caucus bylaws.

Section 8: Caucus Bylaws.

Caucuses may adopt their own bylaws. Such bylaws may not conflict with Cal Cities' bylaws. In the event of a conflict between a caucus's bylaws and Cal Cities' bylaws, Cal Cities' bylaws will prevail; Cal Cities' bylaws also prevail when the caucus does not have bylaws or the caucus's bylaws are silent.

Article XI: Voting

Section 1: Quorum.

- (a) In General.** A majority of the members of the ~~League's~~ Cal Cities Board, functional department, regional division, caucus, committee or other kind of subsidiary body constitutes a quorum for the purpose of making decisions.⁹

⁹ See Cal. Corp. Code § 7211(a)(8) (noting that a board meeting may continue to transact business after a quorum is lost as long as items approved receive a majority of the quorum, unless a higher approval threshold exists for approval of a certain type of action).

(b) General Assembly. The presence, at the General Assembly, of credentialed voting delegates (or alternates) representing a majority of Member Cities, constitutes a quorum.¹⁰

(c) Failure to Achieve Quorum. In the event that a body other than the League Cal Cities Board of directors lacks a quorum, all votes taken by that body will be advisory to the League Cal Cities Board, which shall be advised that a quorum was not present. In the event that the League's Cal Cities Board is unable to achieve a quorum, the League Cal Cities Board will adjourn until such time as a quorum can be achieved.

Section 2: Voting Methods.

(a) General Assembly. All voting in meetings of the General Assembly of Cal Cities~~the League~~, its regional divisions, functional departments, caucuses, committees, and other kinds of subsidiary bodies is by voice vote.

(b) Alternative Methods. If the presiding official cannot determine the outcome of the voice vote or three or more Member Cities request, an alternative method of voting may be used. An alternative voting method may be by any means (show of hands, written ballot, display of voting cards, etc.) which allows the presiding official to accurately determine the outcome of the vote.

(c) Roll Call Vote. A roll call may be demanded by representatives of ten percent or more of the voting body.

(d) Voting Cards. A voting card will be issued to each Member City's designated voting delegate upon presentation of evidence of the delegate's designation by the Member City.

(e) Proxy Voting. Proxy voting is not allowed.

Section 3: Vote Threshold.

Except as otherwise provided in these bylaws (see, for example, Article XVI, section 2), a majority vote of approval of those voting is necessary for decision.

¹⁰ See Cal. Corp. Code § 7512(c) (noting that a membership meeting may continue to transact business after a quorum is lost as long as items approved receive a majority of the quorum, unless a higher approval threshold exists for approval of a certain type of action—for example, bylaws approval).

Section 4: One City One Vote.

Except as otherwise provided in a functional department's, ~~or~~ a regional division's, or caucus's bylaws, the representatives of each Member City present and in good standing collectively cast s one vote. A majority of the votes cast is necessary for a decision.

Section 5: Mail Balloting.

In addition to voting at League-Cal Cities meetings, Cal Cities~~the League~~ may solicit member input by mail ballot.

(a) **Mailing.**¹¹ The question(s) to be voted upon, along with explanatory materials and a ballot, shall be mailed by first class mail to each Member City for consideration and action.

(b) **Time Frame for Action.** Member Cities shall have at least 45 days to cast their vote. Ballots shall be cast by returning the Member City's ballot to Cal Cities' ~~the League's~~ principal office in Sacramento.

(c) **Ballot Tabulation and Results Announcement.** The League-Cal Cities President will appoint a counting committee of three board members to count the votes cast by mail ballot. The counting committee will submit its count to the League-Cal Cities Board, which shall canvass the vote and announce the results.

(d) **Functional Departments, and Regional Divisions, and Caucuses.** Departments, ~~and~~ divisions, and caucuses may also use mail balloting under procedures specified in their respective ~~department and division~~ bylaws.

Article XIII: Qualifications to Hold Office and Vacancies

Section 1: Eligibility to Hold Office.

(a) **In General.** Excepting the office of the Executive Director, no person shall be eligible to hold office in ~~the League~~Cal Cities or any League-Cal Cities division, ~~or~~ department, or caucus unless the individual is officially in city service in a Member City at the time of the person's election or appointment. Regional divisions, ~~and~~ functional department, and caucus bylaws may specify additional eligibility requirements for their respective officeholders.

¹¹ The Administrative Services Committee recommends ~~the League~~Cal Cities also include notice of the upcoming ballot in a variety of League-Cal Cities communications to alert Member Cities to make inquiry in the event a city's ballot is lost in the mail.

(b) Length of Service. An individual who has occupied an elected ~~League-Cal Cities~~ Board office (as defined in Article VIII, section 1) for nine months (275 days) or more is ineligible to stand for election for that same office again.

Section 2: Vacancies.

(a) Vacancy Defined. A ~~League-Cal Cities~~ office becomes vacant when an individual resigns, misses three consecutive convened meetings or leaves city service.¹²

(b) Effective Date of Vacancy Caused by Leaving City Service. The effective date of a vacancy caused by a departure from city service is the date an individual ceases to occupy the same or comparable city office as the individual had when the individual was elected or appointed to ~~League-the Cal Cities~~ office. Upon written request of the individual, the ~~League-Cal Cities~~ Board may allow the individual to continue in the ~~League-Cal Cities~~ office for a period not to exceed 3 months from the effective date of the vacancy, which time period may be extended by the Board upon finding of good cause.

(c) Effective Date of Resignations. For the effective dates of resignations, see Article VII, section 7 (effective date of ~~League-Cal Cities~~ Board resignations), Article IX, section 8 (effective date of regional division officer resignations), ~~and~~ Article X, section 2(f) (effective date of department officer resignations), and Article XI, section 78 (effective date of caucus officer resignations).

(d) Filling Vacancies. Vacancies will be filled as provided in these bylaws; see Article VII, section 6 (filling ~~League-Cal Cities~~ Board vacancies), Article IX, section 7(d) (filling regional division officer vacancies), ~~and~~ Article X, section 2(d) (filling functional department officer vacancies), and Article XI, section 67(d) (filling caucus officer vacancies).

(e) Successor Terms. An individual filling a vacancy serves the unexpired term of his or her predecessor.

Article ~~XIV~~**V**: Finances

Section 1: Fiscal Year.

The fiscal year of ~~the League-Cal Cities~~ is the calendar year.

¹² See also Cal. Corp. Code § 7221 (board may declare a director's seat vacant if a court declares the director of unsound mind or the director has been convicted of a felony).

Section 2: Budget.

(a) **Preparation and Approval.** Not less than fifteen days prior to the budget meeting of the League-Cal Cities Board, the Executive Director shall distribute to the Board a detailed budget describing the estimated revenues and expenditures for the ensuing budgetary period for the Cal Cities League Board's consideration and approval.

(b) **Dissemination.** Upon approval, a copy of ~~the League's-Cal Cities'~~ budget shall be sent to each regional division, ~~and~~ functional department ~~president,~~ and caucus president, who shall make it available to division, ~~and~~ department, and caucus members.

Section 3: Limitation of Expenditures.

The League-Cal Cities Board may not incur indebtedness in excess of the estimated or actual revenues for the ensuing fiscal year, without the approval of ~~the League's-Cal~~ Cities' General Assembly.

Section 4: Annual Audit.

~~The League's-Cal Cities'~~ accounts shall be audited by a certified public accountant after the close of each fiscal year.

Section 5: Special Assessment for League-Cal Cities Building.

By resolution approved by a majority of those cities present and voting thereon at an Annual Conference, a special assessment may be levied for a permanent headquarters office building in Sacramento as specified in the resolution.

Article XIV: Prohibited Transactions

Section 1: Conflicts of Interest.

General Principle. Members of the League-Cal Cities Board as well as members of League-Cal Cities policy committees, and members of any standing or ad hoc committees and task forces consisting of members of the League-Cal Cities Board or League-Cal Cities policy committees, are expected to make decisions in the best overall interests of cities statewide, as opposed to narrow parochial, personal, or financial interests. This is analogous to city officials being expected to make decisions in the best overall interests of the community as opposed to narrow private or self-interests.

Section 2: Loans.

Except as permitted by California Nonprofit Corporation Law,¹³ ~~the League~~Cal Cities may not make any loan of money or property to, or guarantee the obligation of, any director or officer. This prohibition does not prohibit ~~the League~~Cal Cities from advancing funds to a ~~League~~Cal Cities director or officer for expenses reasonably anticipated to be incurred in performance of their duties as an officer or director, so long as such individual would be entitled to be reimbursed for such expenses under ~~League~~Cal Cities Board policies absent that advance.

Section 3: Self-Dealing and Common Directorship Transactions.¹⁴

(a) Self-Dealing Transactions. A self-dealing transaction is a transaction to which ~~the League~~Cal Cities is a party and in which one or more of its directors has a material financial interest.

(b) Common Directorships. “Common directorships” occur when ~~the League~~Cal Cities enters into a transaction with an organization in which one of ~~the League~~Cal Cities’ directors also serves on the organization’s board.

(c) Pre-Transaction Approval. To approve a transaction involving either self-dealing or a common directorship, the ~~League~~Cal Cities Board shall determine, before the transaction, that

- (i) ~~Cal Cities~~The League is entering into the transaction for its own benefit;
- (ii) The transaction is fair and reasonable to ~~the League~~Cal Cities at the time; and
- (iii) After reasonable investigation, the ~~League~~Cal Cities Board determines that it could not have obtained a more advantageous arrangement with reasonable effort under the circumstances.

Such determinations shall be made by the ~~League~~Cal Cities Board in good faith, with knowledge of the material facts concerning the transaction and the director’s interest in the transaction, without counting the vote of the interested director or directors.

(d) Post-Transaction Approval. When it is not reasonably practicable to obtain Board approval before entering into such transactions, a Board committee may approve such transaction in a manner consistent with the requirements

¹³ See Cal. Corp. § 7235.

¹⁴ See generally Cal. Corp. Code § 7233. Note that interested or common directors may be counted in determining the existence of a quorum in a board or committee meeting that approves such transactions. See Cal. Corp. Code § 7234.

in the preceding paragraph, provided that, at its next meeting, the full Board determines in good faith that the ~~League-Cal Cities~~ Board committee's approval of the transaction was consistent with such requirements and that it was not reasonably practical to obtain advance approval by the full Board, and ratifies the transaction by a majority of the directors then in office without the vote of any interested director.¹⁵

Section 4: Ethical Considerations.

These restrictions, of course, represent the floor, not the ceiling, for ethical conduct as a ~~League-Cal Cities~~ board member or policy committee member. If a board member or policy committee member believes that there are circumstances under which ~~the League's-Cal Cities'~~ members might reasonably question the board member's or policy committee member's ability to act solely in the best interests of ~~Cal Cities the League~~ and its member cities, the prudent course is to abstain. As an example, typically ~~League-Cal Cities~~ board members have abstained from participating in decisions on legislation that would affect organizations for which they work. Another example is legislation that would uniquely benefit a board member's city. Policy committee members should also consider abstaining in similar circumstances.

Article XVI: Miscellaneous

Section 1: Indemnification.

(a) Indemnity Authorized. To the extent allowed by California Nonprofit Corporation Law,¹⁶ ~~the League-Cal Cities~~ may indemnify and advance expenses to its agents in connection with any proceeding, and in accordance with that law. For purposes of this section, "agent" includes directors, officers, employees, other ~~League-Cal Cities~~ agents, and persons formerly occupying these positions.

(b) Approval of Indemnity. An individual seeking indemnification shall make a written request to the ~~League-Cal Cities~~ Board in each case.

(i) Success on the Merits. To the extent that the individual has been successful on the merits, the ~~League-Cal Cities~~ Board will promptly authorize indemnification in accordance with California Nonprofit Corporation Law.¹⁷

¹⁵ See Cal. Corp. Code § 7233 (specifying under what circumstances a self-dealing transaction is void or voidable).

¹⁶ See Cal. Corp. Code § 7237.

¹⁷ See Cal. Corp. Code § 7237(d).

(ii) **Other Instances.** Otherwise, the ~~League-Cal Cities~~ Board shall promptly determine, by a vote of a majority of a quorum consisting of directors who are not parties to the proceeding, whether, in the specific case, the agent has met the applicable standard of conduct under California law,¹⁸ and, if so, will authorize indemnification to the extent permitted.

(c) **Advancing Expenses.** To the extent allowed under California Nonprofit Corporation Law,¹⁹ the ~~League-Cal Cities~~ Board may authorize an advance of expenses incurred by or on behalf of an agent of this corporation in defending any proceeding prior to final disposition. The ~~League-Cal Cities~~ Board shall find that:

(i) the requested advances are reasonable; and

(ii) before any advance is made, the agent will submit a written undertaking satisfactory to the ~~League-Cal Cities~~ Board to repay the advance unless it is ultimately determined that the agent is entitled to indemnification for the expenses under this section.

Section 2: Insurance.²⁰

The ~~League-Cal Cities~~ Board may authorize the purchase of insurance on behalf of any agent against any liability asserted against or incurred by the agent in such capacity or arising out of the agent's status as such, and such insurance may provide for coverage against liabilities beyond ~~Cal Cities' the League's corporation's~~ authority to indemnify an agent under law.

Section 3: Contracts and Execution of Instruments.

All contracts entered into on behalf of ~~Cal Cities the League~~ shall be authorized by the ~~League-Cal Cities~~ Board, or by the person or persons upon whom the ~~League-Cal Cities~~ Board confers such power from time to time. Except as otherwise provided by law, every check, draft, promissory note, money order, or other evidence of indebtedness of ~~Cal Cities the League~~ shall be signed by the persons authorized to do so by the ~~Cal Cities League~~ Board.

Section 4: Disposition of Assets Upon Dissolution.

~~The League's~~Cal Cities' properties and assets are irrevocably dedicated to the fulfillment of ~~the League's~~Cal Cities' purposes as described in Article II. No part of ~~the~~

¹⁸ See Cal. Corp. Code § 7237(b) and (c) (with exceptions).

¹⁹ See Cal. Corp. Code § 7237(fa).

²⁰ See also Cal. Corp. Code § 7237(i) (authorizing insurance).

~~Cal Cities' League's~~ net earnings, properties and assets, on dissolution or otherwise, may inure to the benefit of any private person. On liquidation or dissolution, ~~Cal Cities'the League's~~ net assets shall be distributed to ~~the League's~~ Cal Cities' Member Cities consistent with the provisions of the California Nonprofit Corporation Law relating to mutual benefit corporations then in effect.

Section 5: Parliamentary Authority.

Subject to the provisions of these bylaws and applicable law, Robert's Rules of Order or other such parliamentary rules as may be adopted by the League-Cal Cities Board shall prevail at all meetings of ~~the League~~Cal Cities, the League-Cal Cities Board, and in all functional departments, ~~and~~ regional divisions, and caucuses.

Section 6: Seal.

The League-Cal Cities Board has provided a suitable seal for ~~the League-Cal Cities~~ which is circular and which contains the following inscription:

“LEAGUE OF CALIFORNIA CITIES
INCORPORATED NOVEMBER 4, 1932, CALIFORNIA”

The seal may be affixed to corporate instruments, but any failure to affix it does not affect the instrument's validity.

Section 7: Governing Law.

In all matters not specified in these bylaws, or in the event these bylaws are inconsistent with applicable law, the provisions of California Nonprofit Corporation Law then in effect apply.

Section 8: Litigation Authority.

Member Cities authorize ~~the League~~Cal Cities to initiate or respond to litigation on their collective behalf when the League-Cal Cities Board determines such litigation is necessary to protect Member Cities' shared vital interests.

Article XVII: Amendments

Section 1: Consideration.

These bylaws may be amended by ~~the League's~~Cal Cities' General Assembly (see Article XVII, section 5 for procedures) or by a mail ballot to Member Cities (see Article XI, section 5 for procedures).

Section 2: Vote Threshold.

A two-thirds vote of approval of those voting is necessary to amend these bylaws.

Section 3: Who May Propose.

Amendments may be proposed by the League-Cal Cities Board or by petition of ten percent of Member Cities. The proponent may specify whether the amendment is to be considered at the General Assembly or by mail ballot.

Section 4: Board Review.

Any amendment proposed by petition shall be submitted to the League-Cal Cities Board in writing for its review. The League-Cal Cities Board's recommendation and reasons following its review shall accompany all materials relating to the proposed amendment.

Section 5: Procedure for Consideration by General Assembly.

(a) **Notice.** The meeting notice required by Article V, section 4 for League-Cal Cities meetings shall include notice of any proposal to amend ~~the~~ League's Cal Cities' bylaws, along with the subject of the proposed amendment(s).

(b) **Consideration by General Assembly.** The proposed amendment, along with any action by the League-Cal Cities Board pursuant to section 4 of this Article, shall be considered by the General Assembly along with any resolutions presented pursuant to Article VI.

Section 6: Effective Date.

After approval, amendments go into effect after the expiration of the protest period (see Article XVII, section 7) unless otherwise specified in the amendment.

Section 7: Protest and Suspension until Next Conference.

If, within sixty days after the adoption of any amendment, one-third or more of the Member Cities submit a written protest against such amendment, the amendment is automatically suspended until the next Annual Conference, when it may be taken up again for reconsideration and vote.

Article XVII: Establishment and Financing of Grassroots Network

Section 1: Enhancement of Advocacy Efforts.

To enhance ~~the League's Cal Cities'~~ advocacy efforts on behalf of cities, Cal Cities the League hereby establishes a Grassroots Network. The Grassroots Network consists of

a series of field offices throughout California, responsible for coordinating city advocacy efforts and promoting statewide League-Cal Cities policy priorities.

Section 2: Dues Increase.

(a) Initial Financing. The dues increase approved concurrently with the addition of this article shall finance ~~the League's~~Cal Cities' Grassroots Network for the second half of 2001 and 2002. The increase shall be used exclusively to finance the Grassroots Network.

(b) Continued Financing. Any subsequent dues increases shall occur in accordance with Article IV.

Section 3: Accountability.

(a) Annual Goal-Setting and Performance Assessment. The League-Cal Cities Board shall set long-term goals and annual objectives for Cal Cities'~~the League's~~ Grassroots Network. The League-Cal Cities Board shall periodically report to ~~the League's~~Cal Cities' Member Cities on the Grassroots Network's performance in meeting those goals and objectives.

(b) Board Discontinuance. If at any time the League-Cal Cities Board finds the Grassroots Network is not meeting its objectives on behalf of cities, the League-Cal Cities Board may discontinue the Grassroots Network.

(c) Membership Vote on Program Continuation. On or before December 31, 2007, Member Cities shall vote (see Article XI, section 5 for procedures) on whether to continue the Grassroots Network beyond December 31, 2008.²¹

²¹ At its meeting of September 8, 2007, the General Assembly of the League of California Cities adopted Resolution #1 that the Grassroots Network Program be continued and operated in accordance with these bylaws.



Annual Conference Resolutions Packet

2021 Annual Conference Resolutions



September 22 - 24, 2021

INFORMATION AND PROCEDURES

RESOLUTIONS CONTAINED IN THIS PACKET: The League of California Cities (Cal Cities) bylaws provide that resolutions shall be referred by the president to an appropriate policy committee for review and recommendation. Resolutions with committee recommendations shall then be considered by the General Resolutions Committee at the Annual Conference.

This year, two resolutions have been introduced for consideration at the Annual Conference and referred to Cal Cities policy committees.

POLICY COMMITTEES: Three policy committees will meet virtually one week prior to the Annual Conference to consider and take action on the resolutions. The sponsors of the resolutions have been notified of the time and location of the meetings.

GENERAL RESOLUTIONS COMMITTEE: This committee will meet at 1:00 p.m. on Thursday, September 23, to consider the reports of the policy committees regarding the resolutions. This committee includes one representative from each of Cal Cities regional divisions, functional departments, and standing policy committees, as well as other individuals appointed by the Cal Cities president. Please check in at the registration desk for room location.

CLOSING LUNCHEON AND GENERAL ASSEMBLY: This meeting will be held at 12:30 p.m. on Friday, September 24, at the SAFE Credit Union Convention Center.

PETITIONED RESOLUTIONS: For those issues that develop after the normal 60-day deadline, a petition resolution may be introduced at the Annual Conference with a petition signed by designated voting delegates of 10 percent of all member cities (48 valid signatures required) and presented to the Voting Delegates Desk at least 24 hours prior to the time set for convening the Closing Luncheon & General Assembly. This year, that deadline is 12:30 p.m., Thursday, September 23. Resolutions can be viewed on Cal Cities Web site: www.cacities.org/resolutions.

Any questions concerning the resolutions procedures may be directed to Meg Desmond mdesmond@calcities.org.

GUIDELINES FOR ANNUAL CONFERENCE RESOLUTIONS

Policy development is a vital and ongoing process within Cal Cities. The principal means for deciding policy on the important issues facing cities is through Cal Cities seven standing policy committees and the board of directors. The process allows for timely consideration of issues in a changing environment and assures city officials the opportunity to both initiate and influence policy decisions.

Annual conference resolutions constitute an additional way to develop Cal Cities policy. Resolutions should adhere to the following criteria.

Guidelines for Annual Conference Resolutions

1. Only issues that have a direct bearing on municipal affairs should be considered or adopted at the Annual Conference.
2. The issue is not of a purely local or regional concern.
3. The recommended policy should not simply restate existing Cal Cities policy.
4. The resolution should be directed at achieving one of the following objectives:
 - (a) Focus public or media attention on an issue of major importance to cities.
 - (b) Establish a new direction for Cal Cities policy by establishing general principals around which more detailed policies may be developed by policy committees and the board of directors.
 - (c) Consider important issues not adequately addressed by the policy committees and board of directors.

KEY TO ACTIONS TAKEN ON RESOLUTIONS

Resolutions have been grouped by policy committees to which they have been assigned.

Number	Key Word Index	Reviewing Body Action
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		1	2	3
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1 - Policy Committee Recommendation to General Resolutions Committee
 2 - General Resolutions Committee
 3 - General Assembly

HOUSING, COMMUNITY & ECONOMIC DEVELOPMENT POLICY COMMITTEE

		1	2	3
2	Securing Railroad Property Maintenance			

REVENUE & TAXATION POLICY COMMITTEE

		1	2	3
1	Online Sales Tax Equity			

TRANSPORTATION, COMMUNICATION & PUBLIC WORKS POLICY COMMITTEE

		1	2	3
2	Securing Railroad Property Maintenance			

KEY TO ACTIONS TAKEN ON RESOLUTIONS (*Continued*)

Resolutions have been grouped by policy committees to which they have been assigned.

KEY TO REVIEWING BODIES

1. Policy Committee
2. General Resolutions Committee
3. General Assembly

KEY TO ACTIONS TAKEN

- | | |
|-----|---|
| A | Approve |
| D | Disapprove |
| N | No Action |
| R | Refer to appropriate policy committee for study |
| a | Amend+ |
| Aa | Approve as amended+ |
| Aaa | Approve with additional amendment(s)+ |
| Ra | Refer as amended to appropriate policy committee for study+ |
| Raa | Additional amendments and refer+ |
| Da | Amend (for clarity or brevity) and Disapprove+ |
| Na | Amend (for clarity or brevity) and take No Action+ |
| W | Withdrawn by Sponsor |

ACTION FOOTNOTES

* Subject matter covered in another resolution

** Existing League policy

*** Local authority presently exists

Procedural Note:

The League of California Cities resolution process at the Annual Conference is guided by the Cal Cities Bylaws.

1. RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES (“CAL CITIES”) CALLING ON THE STATE LEGISLATURE TO PASS LEGISLATION THAT PROVIDES FOR A FAIR AND EQUITABLE DISTRIBUTION OF THE BRADLEY BURNS 1% LOCAL SALES TAX FROM IN-STATE ONLINE PURCHASES, BASED ON DATA WHERE PRODUCTS ARE SHIPPED TO, AND THAT RIGHTFULLY TAKES INTO CONSIDERATION THE IMPACTS THAT FULFILLMENT CENTERS HAVE ON HOST CITIES BUT ALSO PROVIDES A FAIR SHARE TO CALIFORNIA CITIES THAT DO NOT AND/OR CANNOT HAVE A FULFILLMENT CENTER WITHIN THEIR JURISDICTION

Source: City of Rancho Cucamonga

Concurrence of five or more cities/city officials:

Cities: Town of Apple Valley; City of El Cerrito; City of La Canada Flintridge; City of La Verne; City of Lakewood; City of Moorpark; City of Placentia; City of Sacramento

Referred to: Revenue and Taxation Policy Committee

WHEREAS, the 2018 U.S. Supreme Court decision in *Wayfair v. South Dakota* clarified that states could charge and collect tax on purchases even if the seller does not have a physical presence in the state; and

WHEREAS, California cities and counties collect 1% in Bradley Burns sales and use tax from the purchase of tangible personal property and rely on this revenue to provide critical public services such as police and fire protection; and

WHEREAS, in terms of “siting” the place of sale and determining which jurisdiction receives the 1% Bradley Burns local taxes for online sales, the California Department of Tax and Fee Administration (CDTFA) determines “out-of-state” online retailers as those with no presence in California that ship property from outside the state and are therefore subject to use tax, not sales tax, which is collected in a countywide pool of the jurisdiction where the property is shipped from; and

WHEREAS, for online retailers that have a presence in California and have a stock of goods in the state from which it fulfills orders, CDTFA considers the place of sale (“situs”) as the location from which the goods were shipped such as a fulfillment center; and

WHEREAS, in early 2021, one of the state’s largest online retailers shifted its ownership structure so that it is now considered both an in-state and out-of-state retailer, resulting in the sales tax this retailer generates from in-state sales now being entirely allocated to the specific city where the warehouse fulfillment center is located as opposed to going into a countywide pool that is shared with all jurisdictions in that County, as was done previously; and

WHEREAS, this all-or-nothing change for the allocation of in-state sales tax has created winners and losers amongst cities as the online sales tax revenue from the retailer that was once spread amongst all cities in countywide pools is now concentrated in select cities that host a fulfillment center; and

WHEREAS, this has created a tremendous inequity amongst cities, in particular for cities that are built out, do not have space for siting a 1 million square foot fulfillment center, are not located along a major travel corridor, or otherwise not ideally suited to host a fulfillment center; and

WHEREAS, this inequity affects cities statewide, but in particular those with specific circumstances such as no/low property tax cities that are extremely reliant on sales tax revenue as well as cities struggling to meet their RHNA obligations that are being compelled by the State to rezone precious commercial parcels to residential; and

WHEREAS, the inequity produced by allocating in-state online sales tax revenue exclusively to cities with fulfillment centers is exasperated even more by, in addition to already reducing the amount of revenue going into the countywide pools, the cities with fulfillment centers are also receiving a larger share of the dwindling countywide pool as it is allocated based on cities' proportional share of sales tax collected; and

WHEREAS, while it is important to acknowledge that those cities that have fulfillment centers experience impacts from these activities and deserve equitable supplementary compensation, it should also be recognized that the neighboring cities whose residents are ordering product from that center now receive no revenue from the center's sales activity despite also experiencing the impacts created by the center, such as increased traffic and air pollution; and

WHEREAS, the COVID-19 pandemic greatly accelerated the public's shift towards online purchases, a trend that is unlikely to be reversed to pre-pandemic levels; and

NOW, THEREFORE, BE IT RESOLVED that Cal Cities calls on the State Legislature to pass legislation that provides for a fair and equitable distribution of the Bradley Burns 1% local sales tax from in-state online purchases, based on data where products are shipped to, and that rightfully takes into consideration the impacts that fulfillment centers have on host cities but also provides a fair share to California cities that do not and/or cannot have a fulfillment center within their jurisdiction.

Background Information to Resolution

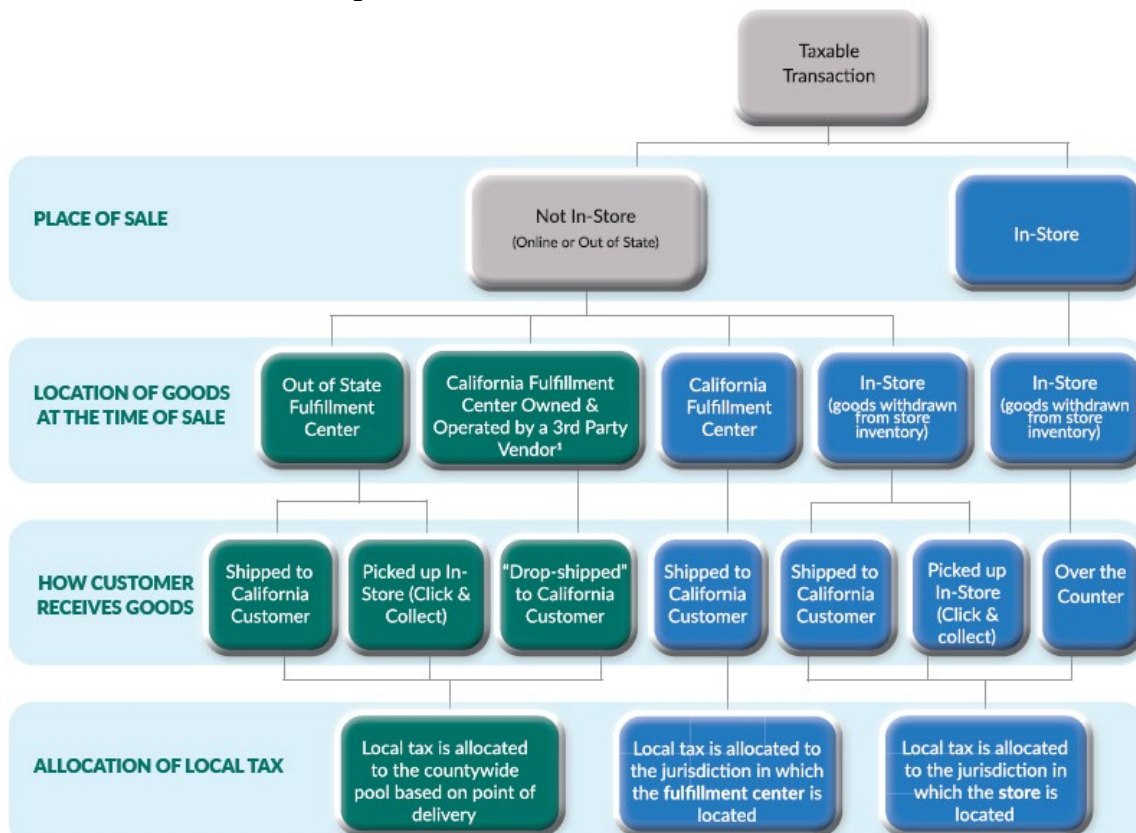
Source: City of Rancho Cucamonga

Background:

Sales tax is a major revenue source for most California cities. Commonly known as the local 1% Bradley-Burns tax, since the 1950's, cities have traditionally received 1 cent on every dollar of a sale made at the store, restaurant, car dealer, or other location within a jurisdiction's boundaries.

Over the years, however, this simple tax structure has evolved into a much more complex set of laws and allocation rules. Many of these rules relate to whether or not a given transaction is subject to sales tax, or to use tax – both have the same 1% value, but each applies in separate circumstances. The California Department of Tax and Fee Administration (CDTFA) is responsible for administering this system and issuing rules regarding how it is applied in our state.

The following chart created by HdL Companies, the leading provider of California sales tax consulting, illustrates the complex structure of how sales and use tax allocation is done in California, depending on where the transaction starts, where the goods are located, and how the customer receives the goods:



¹ In this scenario the retailer does not own a stock of goods in California and sales orders are negotiated/processed out of state. An out of state company is not required to hold a seller's permit for an in-state third party warehouse if they do not own a stock of goods at the time of sale.

With the exponential growth of online sales and the corresponding lack of growth, and even decline, of shopping at brick and mortar locations, cities are seeing much of their sales tax

growth coming from the countywide sales tax pools, since much of the sales tax is now funneled to the pools.

Recently, one of the world's largest online retailers changed the legal ownership of its fulfillment centers. Instead of having its fulfillment centers owned and operated by a third-party vendor, they are now directly owned by the company. This subtle change has major impacts to how the 1% local tax is allocated. Following the chart above, previously much of the sales tax would have followed the green boxes on the chart and been allocated to the countywide pool based on point of delivery. Now, much of the tax is following the blue path through the chart and is allocated to the jurisdiction in which the fulfillment center is located. (It should be noted that some of the tax is still flowing to the pools, in those situations where the fulfillment center is shipping goods for another seller that is out of state.)

This change has created a situation where most cities in California – more than 90%, in fact – are experiencing a sales tax revenue loss that began in the fourth quarter of calendar year 2021. Many cities may not be aware of this impact, as the fluctuations in sales tax following the pandemic shutdowns have masked the issue. But this change will have long-term impacts on revenues for all California cities as all these revenues benefiting all cities have shifted to just a handful of cities and counties that are home to this retailer's fulfillment centers.

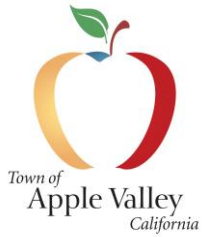
This has brought to light again the need to address the issues in how sales and use taxes are distributed in the 21st century. Many, if not most cities will never have the opportunity have a warehouse fulfillment center due to lack of space or not being situated along a major travel corridor. These policies especially favor retailers who may leverage current policy in order to negotiate favorable sales tax sharing agreements, providing more money back to the retailer at the expense of funding critical public services.

With that stated, it is important to note the many impacts to the jurisdictions home to the fulfillment centers. These centers do support the ecommerce most of us as individuals have come to rely on, including heavy wear and tear on streets – one truck is equal to about 8,000 cars when it comes to impact on pavement – and increased air pollution due to the truck traffic and idling diesel engines dropping off large loads. However, it is equally important that State policies acknowledge that entities without fulfillment centers also experience impacts from ecommerce and increased deliveries. Cities whose residents are ordering products that are delivered to their doorstep also experience impacts from traffic, air quality and compromised safety, as well as the negative impact on brick-and-mortar businesses struggling to compete with the sharp increase in online shopping. These cities are rightfully entitled to compensation in an equitable share of sales and use tax. We do not believe that online sales tax distribution between fulfillment center cities and other cities should be an all or nothing endeavor, and not necessarily a fifty-fifty split, either. But we need to find an equitable split that balances the impacts to each jurisdiction involved in the distribution of products purchased online.

Over the years, Cal Cities has had numerous discussions about the issues surrounding sales tax in the modern era, and how state law and policy should be revisited to address these issues. It is a heavy lift, as all of our cities are impacted a bit differently, making consensus difficult. We believe that by once again starting the conversation and moving toward the development of laws and policies that can result in seeing all cities benefit from the growth taxes generated through online sales, our state will be stronger.

It is for these reasons, that we should all aspire to develop an equitable sales tax distribution for online sales.

LETTERS OF CONCURRENCE
Resolution No. 1



July 19, 2021

Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Dear President Walker:

The Town of Apple Valley strongly supports the City of Rancho Cucamonga's effort to submit a resolution for consideration by the General Assembly at Cal Cities 2021 Annual Conference in Sacramento.

Current policies by the California Department of Tax and Fees (CDTFA) require that the one percent Bradley Burns local tax revenue from in-state online retailers be allocated to the jurisdiction from which the package was shipped from, as opposed to going into a countywide pool as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates as an in-state online retailer as well as out-of-state online retailer. Whereas, all sales tax revenue generated by this retailer's sales previously went into a countywide pool and was distributed amongst the jurisdictions in the pool. Now the revenue from in-state sales goes entirely to the city where the fulfillment center is located, and the packages shipped from. Cities that do not have a fulfillment center now receive no revenue from this retailer's online in-state sales transactions, even when the packages are delivered to locations within the cities' borders and paid for by residents in those locations. Cities that border jurisdictions with fulfillment centers also experience its impacts such as increased truck traffic, air pollution and declining road conditions.

This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenue from large online retailers that was once spread amongst all cities in countywide pools is now concentrated in select cities fortunate enough to host a fulfillment center. This has created a growing inequity amongst California cities, which only benefits some and is particularly unfair to cities who have no chance of ever obtaining a fulfillment center, such as those that are built out or are not situated along major travel corridors. No/low property tax cities that rely on sales tax revenue are especially impacted as well as cities struggling to meet their RHNA allocations that are being pressured by Sacramento to rezone precious commercial parcels to residential.

The current online sales tax distribution policies are inherently unfair and exasperate the divide between the winners and losers. Ultimately, the real winners may be the retailers, who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably wanting to host fulfillment centers. The current online sales tax distribution policies unfairly divide local agencies, exacerbate already difficult municipal finances, and in the end result in a net loss of local government sales tax proceeds that simply serve to make private sector businesses even more profitable at the expense of everyone's residents.

We can do better than this. And we should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the Town of Apple Valley concurs that the resolution should go before the General Assembly. If you have any questions regarding the Town's position in this matter, please do not hesitate to contact the Town Manager at 760-240-7000 x 7051.

Sincerely,

A handwritten signature in black ink, appearing to read "Curt Emick", is positioned above the printed name and title.

Curt Emick
Mayor



July 21, 2021

Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Letter of Support for the City of Rancho Cucamonga's Resolution for Fair and Equitable Distribution of the Bradley Burns 1% Local Sales Tax

Dear President Walker:

The City of El Cerrito supports the City of Rancho Cucamonga's effort to submit a resolution for consideration by the General Assembly at the Cal Cities 2021 Annual Conference in Sacramento.

Current policies by the California Department of Tax and Fees (CDTFA) require that the 1 percent Bradley Burns local tax revenue from in-state online retailers be allocated to the jurisdiction from which the package was shipped from, as opposed to going into a countywide pool as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates as an in-state online retailer as well as out-of-state online retailer. Previously, all sales tax revenue generated by this retailer's sales went into a countywide pool and was distributed amongst the jurisdictions in the pool; now the revenue from in-state sales goes entirely to the city where the fulfillment center is located and the packages are shipped from. Cities that do not have a fulfillment center now receive no revenue from this retailer's online in-state sales transactions, even when the packages are delivered to locations within the cities' borders and paid for by residents in those locations. Cities that border jurisdictions with fulfillment centers also experience its impacts such as increased truck traffic, air pollution, and declining road conditions.

This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenue from large online retailers that was once spread amongst all cities in countywide pools is now concentrated in select cities fortunate enough to host a fulfillment center. This has created a growing inequity amongst California cities, which only benefits some and is particularly unfair to cities such as El Cerrito who have no chance of ever obtaining a fulfillment center as we are a built out, four square mile, small city. Additionally, cities not situated along major travel corridors and no/low property tax cities that rely on sales tax revenue are especially impacted, as well as cities struggling to build much needed affordable housing that may require rezoning commercial parcels in order to meet their RHNA allocations.

The current online sales tax distribution policies are inherently unfair and exasperate the divide between the winners and losers. Ultimately, the real winners may be the retailers, who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably wanting to host fulfillment centers. The current online sales tax distribution policies serve to divide local agencies, exacerbate already difficult municipal finances, and in the end results in a net loss of local government sales tax proceeds that simply serve to make private sector businesses even more profitable at the expense of everyone's residents. We can do better, and we should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the City of El Cerrito concurs that the resolution should go before the General Assembly.

Sincerely,



Paul Fadelli, Mayor
City of El Cerrito

cc: El Cerrito City Council
City of Rancho Cucamonga



City Council
Terry Walker, Mayor
Keith Eich, Mayor Pro Tem
Jonathan C. Curtis
Michael T. Davitt
Richard B. Gunter III

July 14, 2021

Ms. Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Dear President Walker:

The City of La Cañada Flintridge strongly supports the City of Rancho Cucamonga's effort to introduce a resolution for consideration by the General Assembly at CalCITIES' 2021 Annual Conference in Sacramento.

Current policies by the California Department of Tax and Fees (CDTFA) require that the 1% Bradley Burns local tax revenue (sales tax) from in-state online retailers be allocated to the jurisdiction from which the package was shipped, as opposed to going into a countywide pool, as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates as an in-state online retailer as well as an out-of-state online retailer. Whereas all sales tax revenue generated by this retailer's sales previously went into a countywide pool and was distributed amongst the jurisdictions in the pool, now the revenue from in-state sales goes entirely to the jurisdiction where the fulfillment center is located and the packages shipped from. Cities that do not have a fulfillment center now receive no revenue from this retailer's online in-state transactions even though their packages are delivered to locations within those cities' borders and paid for by residents in those locations. Cities that abut jurisdictions with fulfillment centers experience fulfillment centers' impacts just as much, such as increased truck traffic, air pollution and declining road conditions.

This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenue from large online retailers, that was once spread amongst all cities in countywide pools, is now concentrated in select cities fortunate enough to host a fulfillment center. This benefits only those few hosting jurisdictions and is particularly unfair to cities who have no chance of ever hosting a fulfillment center, such as those that are built out or are not situated along major travel corridors. No/low property tax cities that rely heavily on sales tax revenue are especially impacted as well as cities struggling to meet their RHNA allocations that are being pressured by Sacramento to rezone precious commercial parcels to residential.

The current online sales tax distribution policies are inherently unfair and exasperate the divide between the winners and losers. Ultimately, the real winners may be the retailers who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably eager to host fulfillment centers. The current online sales tax distribution policies unfairly divide local agencies, exacerbate already difficult municipal finances and, in the end, result in a net loss of local government sales tax proceeds that simply serve to make private

Ms. Cheryl Viegas Walker, President

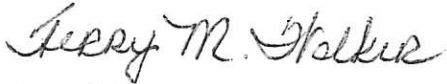
July 14, 2021

Page 2

sector businesses even more profitable at the expense of cities' residents. We should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the City of La Cañada Flintridge concurs that the proposed resolution should go before the General Assembly.

Sincerely,

A handwritten signature in cursive script that reads "Terry M. Walker".

Terry Walker

Mayor



CITY OF LA VERNE CITY HALL

3660 "D" Street, La Verne, California 91750-3599
www.cityoflaverne.org

July 19, 2021

Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Dear President Walker:

The City of La Verne strongly supports the City of Rancho Cucamonga's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

Current policies by the California Department of Tax and Fees (CDTFA) require that the 1 percent Bradley Burns local tax revenue from in-state online retailers be allocated to the jurisdiction from which the package was shipped from, as opposed to going into a countywide pool as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates as an in-state online retailer as well as out-of-state online retailer. Whereas all sales tax revenue generated by this retailer's sales previously went into a countywide pool and was distributed amongst the jurisdictions in the pool, now the revenue from in-state sales goes entirely to the city where the fulfillment center is located, and the packages shipped from. Cities that do not have a fulfillment center now receive no revenue from this retailer's online in-state sales transactions, even when the packages are delivered to locations within the cities' borders and paid for by residents in those locations. Cities that border jurisdictions with fulfillment centers also experience its impacts such as increased truck traffic, air pollution, and declining road conditions.

This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenue from large online retailers that was once spread amongst all cities in countywide pools is now concentrated in select cities fortunate enough to host a fulfillment center. This has created a growing inequity amongst California cities, which only benefits some and is particularly unfair to cities which have no chance of ever obtaining a fulfillment center, such as those that are built out or are not situated along major travel corridors. No/low property tax cities that rely on sales tax revenue are



General Administration 909/596-8726 • Water Customer Service 909/596-8744 • Community Services 909/596-8700
Public Works 909/596-8741 • Finance 909/596-8716 • Community Development 909/596-8706 • Building 909/596-8713
Police Department 909/596-1913 • Fire Department 909/596-5991 • General Fax 909/596-8737

especially impacted as well as cities struggling to meet their RHNA allocations that are being pressured by Sacramento to rezone precious commercial parcels to residential.

The current online sales tax distribution policies are inherently unfair and exacerbate the divide between the winners and losers. Ultimately, the real winners may be the retailers, who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably wanting to host fulfillment centers. The current online sales tax distribution policies unfairly divide local agencies, exacerbate already difficult municipal finances, and in the end, result in a net loss of local government sales tax proceeds that simply serve to make private sector businesses even more profitable at the expense of everyone's residents. We can do better than this. And we should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the City of La Verne concurs that the resolution should go before the General Assembly.

Sincerely,



Bob Russi
City Manager
City of La Verne

Steve Croft
Vice Mayor

Vicki L. Stuckey
Council Member

Ariel Pe
Council Member

Todd Rogers
Council Member



Jeff Wood
Mayor

July 15, 2021

Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Dear President Walker:

The City of Lakewood strongly supports the City of Rancho Cucamonga's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

Current policies by the California Department of Tax and Fees (CDTFA) require that the 1 percent Bradley Burns local tax revenue from in-state online retailers be allocated to the jurisdiction from which the package was shipped from, as opposed to going into a countywide pool as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates as an in-state online retailer as well as out-of-state online retailer. Whereas, all sales tax revenue generated by this retailer's sales previously went into a countywide pool and was distributed amongst the jurisdictions in the pool, now the revenue from in-state sales goes entirely to the city where the fulfillment center is located, and the packages shipped from. Cities that do not have a fulfillment center now receive no revenue from this retailer's online in-state sales transactions, even when the packages are delivered to locations within the cities' borders and paid for by residents in those locations. Cities that border jurisdictions with fulfillment centers also experience its impacts such as increased truck traffic, air pollution and declining road conditions.

This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenue from large online retailers that was once spread amongst all cities in countywide pools is now concentrated in select cities fortunate enough to host a fulfillment center. This has created a growing inequity amongst California cities, which only benefits some and is particularly unfair to cities that have no chance of ever obtaining a fulfillment center, such as those that are built out or are not situated along major travel corridors. No/low property tax cities that rely on sales tax revenue are especially impacted as well as cities struggling to meet their RHNA allocations that are being pressured by Sacramento to rezone precious commercial parcels to residential.

The current online sales tax distribution policies are inherently unfair and exasperate the divide between the winners and losers. Ultimately, the real winners may be the retailers, who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably wanting to host fulfillment centers. The current online sales tax distribution policies unfairly divide local agencies, exacerbate already difficult municipal finances, and in the end result in a net loss of local government sales tax proceeds that simply serve to make private sector businesses even more profitable at the expense of everyone's residents. We can do better than this. And we should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the City of Lakewood concurs that the resolution should go before the General Assembly.

Sincerely,

Jeff Wood
Mayor

Lakewood



CITY OF MOORPARK

799 Moorpark Avenue, Moorpark, California 93021
Main City Phone Number (805) 517-6200 | Fax (805) 532-2205 | moorpark@moorparkca.gov

July 14, 2021

TRANSMITTED ELECTRONICALLY

Cheryl Viegas-Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Dear President Walker:

The City of Moorpark strongly supports the City of Rancho Cucamonga's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

Current policies of the California Department of Tax and Fees (CDTFA) require that the one percent Bradley Burns local tax revenue from in-state online retailers be allocated to the jurisdiction from which the package was shipped, as opposed to going into a countywide pool as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates both as an in-state online retailer and as an out-of-state online retailer. Whereas all sales tax revenues generated by this retailer's sales previously went into countywide pools and were distributed amongst the jurisdictions in the pool, sales tax revenues from in-state sales now go entirely to the city where the fulfillment center is located and the package is shipped from. Cities that do not have a fulfillment center now receive no sales tax revenue from this retailer's online in-state sales transactions, even when the packages are delivered to locations within the cities' borders and paid for by residents in those locations. Cities that border jurisdictions with fulfillment centers also experience its impacts such as increased truck traffic, air pollution, and deteriorating road conditions.

This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenues from large online retailers that were once spread amongst all cities in countywide pools are now concentrated in select cities fortunate enough to host a fulfillment center. This has created a growing inequity amongst California cities, which only benefits some and is particularly unfair to cities who have no chance of ever obtaining a fulfillment center, such as those that are built out or are not situated along major travel corridors. No/low property tax cities that rely on sales tax revenue are especially impacted, as well as

cities struggling to meet their RHNA allocations that are being pressured by Sacramento to rezone limited commercial properties for residential land uses.

The current online sales tax distribution policies are inherently unfair and exasperate the divide between the winners and losers. Ultimately, the real winners may be the retailers, who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably wanting to host fulfillment centers. The current online sales tax distribution policies unfairly divide local agencies, exacerbate already difficult municipal finances, and ultimately result in a net loss of local government sales tax proceeds that simply serve to make private sector businesses more profitable at the expense of everyone's residents. We can do better than this, and we should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the City of Moorpark concurs that the resolution should go before the General Assembly at the 2021 Annual Conference in Sacramento.

Sincerely,



Janice S. Parvin
Mayor

cc: City Council
City Manager

The People are the City

Mayor CRAIG S. GREEN		City Clerk: ROBERT S. MCKINNELL
Mayor Pro Tem CHAD P. WANKE		City Treasurer KEVIN A. LARSON
Councilmembers: RHONDA SHADER WARD L. SMITH JEREMY B. YAMAGUCHI		City Administrator DAMIEN R. ARRULA

401 East Chapman Avenue – Placentia, California 92870

July 14, 2021

Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Dear President Walker:

The City of Placentia strongly supports the City of Rancho Cucamonga's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

Current policies by the California Department of Tax and Fees (CDTFA) require that the 1 percent (1%) Bradley Burns local tax revenue from in-state online retailers be allocated to the jurisdiction from which the package was shipped from, as opposed to going into a countywide pool as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates as an in-state online retailer as well as out-of-state online retailer. Whereas, all sales tax revenue generated by this retailer's sales previously went into a countywide pool and was distributed amongst the jurisdictions in the pool, now the revenue from in-state sales goes entirely to the city where the fulfillment center is located, and the packages shipped from. Cities that do not have a fulfillment center now receive no revenue from this retailer's online in-state sales transactions, even when the packages are delivered to locations within the cities' borders and paid for by residents in those locations. Cities that border jurisdictions with fulfillment centers also experience its impacts such as increased truck traffic, air pollution and declining road conditions.

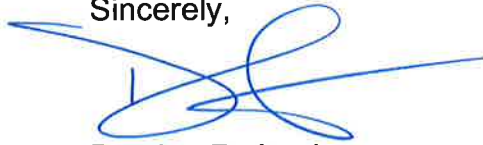
This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenue from large online retailers that was once spread amongst all cities in countywide pools is now concentrated in select cities fortunate enough to host a fulfillment center. This has created a growing inequity amongst California cities, which only benefits some and is particularly unfair to cities who have no chance of ever obtaining a fulfillment center, such as those that are built out or are not situated along major travel corridors. No/low property tax cities that rely on sales tax revenue are especially impacted as well as cities struggling to meet their RHNA allocations that are being pressured by Sacramento to rezone precious commercial parcels to residential.

The current online sales tax distribution policies are inherently unfair and exasperate the divide between the winners and losers. Ultimately, the real winners may be the retailers, who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably wanting to host fulfillment centers. The

current online sales tax distribution policies unfairly divide local agencies, exacerbate already difficult municipal finances, and in the end result in a net loss of local government sales tax proceeds that simply serve to make private sector businesses even more profitable at the expense of everyone's residents. We can do better than this. And we should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the City of Placentia concurs that the resolution should go before the General Assembly. Should you have any questions regarding this letter, please contact me at (714) 993-8117 or via email at administration@placentia.org.

Sincerely,



Damien R. Arrula
City Administrator

*Leyne Milstein
Assistant City Manager*

*City Hall
915 I Street, Fifth Floor
Sacramento, CA 95814-2604
916-808-5704*

July 19, 2021

Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Dear President Walker:

The City of Sacramento strongly supports the City of Rancho Cucamonga's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

Current policies by the California Department of Tax and Fees (CDTFA) require that the one percent Bradley Burns local tax revenue from in-state online retailers be allocated to the jurisdiction from which the package was shipped from, as opposed to going into a countywide pool as is the practice with out-of-state online retailers. Earlier this year, one of the largest online retailers shifted its ownership structure and now operates as an in-state online retailer as well as out-of-state online retailer. Whereas all sales tax revenue generated by this retailer's sales previously went into a countywide pool and was distributed amongst the jurisdictions in the pool, now the revenue from in-state sales goes entirely to the city where the fulfillment center is located, and the packages shipped from. Cities that do not have a fulfillment center now receive no revenue from this retailer's online in-state sales transactions, even when the packages are delivered to locations within the cities' borders and paid for by residents in those locations. Cities that border jurisdictions with fulfillment centers also experience its impacts such as increased truck traffic, air pollution and declining road conditions.

This all-or-nothing practice has created clear winners and losers amongst cities as the online sales tax revenue from large online retailers that was once spread amongst all cities in countywide pools is now concentrated in select cities fortunate enough to host a fulfillment center. This has created a growing inequity amongst California cities, which only benefits some and is particularly unfair to cities who have no chance of ever obtaining a fulfillment

Leyne Milstein
Assistant City Manager

City Hall
915 I Street, Fifth Floor
Sacramento, CA 95814-2604
916-808-5704

center, such as those that are built out or are not situated along major travel corridors. No/low property tax cities that rely on sales tax revenue are especially impacted as well as cities struggling to meet their Regional Housing Needs Allocation (RHNA) that are being pressured by Sacramento to rezone precious commercial parcels to residential.

The current online sales tax distribution policies are inherently unfair and exasperate the divide between the winners and losers. Ultimately, the real winners may be the retailers, who leverage these policies to negotiate favorable sales tax sharing agreements from a small group of select cities understandably wanting to host fulfillment centers. The current online sales tax distribution policies unfairly divide local agencies, exacerbate already difficult municipal finances, and in the end, result in a net loss of local government sales tax proceeds that simply serve to make private sector businesses even more profitable at the expense of everyone's residents. We can do better than this. And we should all aspire to develop an equitable sales tax distribution of online sales that addresses the concerns noted above.

For these reasons, the City of Sacramento concurs that the resolution should go before the General Assembly.

Sincerely,



Leyne Milstein (Jul 19, 2021 14:48 PDT)

Leyne Milstein
Assistant City Manager

League of California Cities Staff Analysis on Resolution No. 1

Staff: Nicholas Romo, Legislative Affairs, Lobbyist

Committee: Revenue and Taxation

Summary:

This Resolution calls on the League of California Cities (Cal Cities) to request the Legislature to pass legislation that provides for a fair and equitable distribution of the Bradley Burns 1% local sales tax from in-state online purchases, based on data where products are shipped to, and that rightfully takes into consideration the impacts that fulfillment centers have on host cities but also provides a fair share to California cities that do not and/or cannot have a fulfillment center within their jurisdiction.

Background:

The City of Rancho Cucamonga is sponsoring this resolution to *“address the issues in how sales and use taxes are distributed in the 21st century.”*

The City notes that *“sales tax is a major revenue source for most California cities. Commonly known as the local 1% Bradley-Burns tax, since the 1950’s, cities have traditionally received 1 cent on every dollar of a sale made at the store, restaurant, car dealer, or other location within a jurisdiction’s boundaries. Over the years, however, this simple tax structure has evolved into a much more complex set of laws and allocation rules. Many of these rules relate to whether or not a given transaction is subject to sales tax, or to use tax – both have the same 1% value, but each applies in separate circumstances.*

Recently, one of the world’s largest online retailers changed the legal ownership of its fulfillment centers. Instead of having its fulfillment centers owned and operated by a third-party vendor, they are now directly owned by the company. This subtle change has major impacts to how the 1% local tax is allocated.

This change has created a situation where most cities in California – more than 90%, in fact – are experiencing a sales tax revenue loss that began in the fourth quarter of calendar year 2021. Many cities may not be aware of this impact, as the fluctuations in sales tax following the pandemic shutdowns have masked the issue. But this change will have long-term impacts on revenues for all California cities as all these revenues benefiting all cities have shifted to just a handful of cities and counties that are home to this retailer’s fulfillment centers.”

The City’s resolution calls for action on an unspecified solution that *“rightfully takes into consideration the impacts that fulfillment centers have on host cities but also provides a fair share to California cities that do not and/or cannot have a fulfillment center within their jurisdiction,”* which aims to acknowledge the actions taken by cities to alleviate poverty, catalyze economic development, and improve financial stability within their communities through existing tax sharing and zoning powers.

Ultimately, sponsoring cities believe *“that by once again starting the conversation and moving toward the development of laws and policies that can result in seeing all cities benefit from the growth taxes generated through online sales, our state will be stronger.”*

Sales and Use Tax in California

The Bradley-Burns Uniform Sales Tax Act allows all local agencies to apply its own sales and use tax on the same base of tangible personal property (taxable goods). This tax rate currently is fixed at 1.25% of the sales price of taxable goods sold at retail locations in a local jurisdiction, or purchased outside the jurisdiction for use within the jurisdiction. Cities and counties use this 1% of the tax to support general operations, while the remaining 0.25% is used for county transportation purposes.

In California, all cities and counties impose Bradley-Burns sales taxes. California imposes the sales tax on every retailer engaged in business in this state that sells taxable goods. The law requires businesses to collect the appropriate tax from the purchaser and remit the amount to the California Department of Tax and Fee Administration (CDTFA). Sales tax applies whenever a retail sale is made, which is basically any sale other than one for resale in the regular course of business. Unless the person pays the sales tax to the retailer, they are liable for the use tax, which is imposed on any person consuming taxable goods in the state. The use tax rate is the same rate as the sales tax rate.

Generally, CDTFA distributes Bradley-Burns tax revenue based on where a sale took place, known as a *situs-based system*. A retailer’s physical place of business—such as a retail store or restaurant—is generally the place of sale. “Sourcing” is the term used by tax practitioners to describe the rules used to determine the place of sale, and therefore, which tax rates are applied to a given purchase and which jurisdictions are entitled to the local and district taxes generated from a particular transaction.

California is primarily an origin-based sourcing state – meaning tax revenues go to the jurisdiction in which a transaction physically occurs if that can be determined. However, California also uses a form of destination sourcing for the local use tax and for district taxes (also known as “transactions and use taxes” or “add-on sale and use taxes”). That is, for cities with local add-on taxes, they receive their add-on rate amount from remote and online transactions.

Generally, allocations are based on the following rules:

- The sale is sourced to the place of business of the seller - whether the product is received by the purchaser at the seller’s business location or not.
- If the retailer maintains inventory in California and has no other in state location, the source is the jurisdiction where the warehouse is situated. *This resolution is concerned with the growing amount of online retail activity being sourced to cities with warehouse/fulfillment center locations.*
- If the business’ sales office is located in California but the merchandise is shipped from out of state, the tax from transactions under \$500,000 is allocated

via the county pools. The tax from transactions over \$500,000 is allocated to the jurisdiction where the merchandise is delivered.

- When a sale cannot be identified with a permanent place of business in the state, the sale is sourced to the allocation pool of the county where the merchandise was delivered and then distributed among all jurisdictions in that county in proportion to ratio of sales. *For many large online retailers, this has been the traditional path.*

Online Sales and Countywide Pools

While the growth of e-commerce has been occurring for more than two decades, led by some of the largest and most popular retailers in the world, the dramatic increase in online shopping during the COVID-19 pandemic has provided significant revenue to California cities as well as a clearer picture on which governments enjoy even greater benefits.

In the backdrop of booming internet sales has been the steady decline of brick-and-mortar retail and shopping malls. For cities with heavy reliance on in-person retail shopping, the value of the current allocation system has been diminished as their residents prefer to shop online or are incentivized to do so by retailers (during the COVID-19 pandemic, consumers have had no other option but to shop online for certain goods). All the while, the demands and costs of city services continue to grow for cities across the state.

As noted above, the allocation of sales tax revenue to local governments depends on the location of the transaction (or where the location is ultimately determined). For in-person retail, the sales tax goes to the city in which the product and store are located - a customer purchasing at a register. For online sales, the Bradley Burns sales tax generally goes to a location other than the one where the customer lives – either to the city or county where an in-state warehouse or fulfillment center is located, the location of in-state sales office (ex. headquarters) or shared as use tax proceeds amongst all local governments within a county based on their proportionate share of taxable sales.

Under current CDTFA regulations, a substantial portion of local use tax collections are allocated through a countywide pool to the local jurisdictions in the county where the property is put to its first functional use. The state and county pools constitute over 15% of local sales and use tax revenues. Under the pool system, the tax is reported by the taxpayer to the countywide pool of use and then distributed to each jurisdiction in that county on a pro-rata share of taxable sales. If the county of use cannot be identified, the revenues are distributed to the state pool for pro-rata distribution on a statewide basis.

Concentration of Online Sales Tax Revenue and Modernization

Sales tax modernization has been a policy goal of federal, state, and local government leaders for decades to meet the rapidly changing landscape of commercial activity and ensure that all communities can sustainably provide critical services.

For as long as remote and internet shopping has existed, policy makers have been concerned about their potential to disrupt sales and use tax allocation procedures that underpin the funding of local government services. The system was designed in the early twentieth century to ensure that customers were paying sales taxes to support local government services within the community where the transactions occurred whether they resided there or not. This structure provides benefit to and recoupment for the public resources necessary to ensure the health and safety of the community broadly.

City leaders have for as long been concerned about the loosening of the nexus between what their residents purchase and the revenues they receive. Growing online shopping, under existing sourcing rules, has led to a growing concentration of sales tax revenue being distributed to a smaller number of cities and counties. As more medium and large online retailers take title to fulfillment centers or determine specific sales locations in California as a result of tax sharing agreements in specific cities, online sales tax revenue will be ever more concentrated in a few cities at the control of these companies. Furthermore, local governments are already experiencing the declining power of the sales tax to support services as more money is being spent on non-taxable goods and services.

For more on sales and use tax sourcing please see Attachment A.

State Auditor Recommendations

In 2017, the California State Auditor issued a report titled, "[The Bradley-Burns Tax and Local Transportation Funds](#)", noting that:

"Retailers generally allocate Bradley Burns tax revenue based on the place of sale, which they identify according to their business structure. However, retailers that make sales over the Internet may allocate sales to various locations, including their warehouses, distribution center, or sales offices. This approach tends to concentrate Bradley Burns tax revenue into the warehouses' or sales offices' respective jurisdictions. Consequently, counties with a relatively large amount of industrial space may receive disproportionately larger amounts of Bradley Burns tax, and therefore Local Transportation Fund, revenue.

The State could make its distribution of Bradley Burns tax revenue derived from online sales more equitable if it based allocations of the tax on the destinations to which goods are shipped rather than on place of sale."

The Auditor's report makes the following recommendation:

"To ensure that Bradley-Burns tax revenue is more evenly distributed, the Legislature should amend the Bradley-Burns tax law to allocate revenues from Internet sales based on the destination of sold goods rather than their place of sale."

In acknowledgement of the growing attention from outside groups on this issue, Cal Cities has been engaged in its own study and convening of city officials to ensure pursued solutions account for the circumstances of all cities and local control is best protected. These efforts are explored in subsequent sections.

Cal Cities Revenue and Taxation Committee and City Manager Working Group

In 2015 and 2016, Cal Cities' Revenue and Taxation Policy Committee held extensive discussions on potential modernization of tax policy affecting cities, with a special emphasis on the sales tax. The issues had been identified by Cal Cities leadership as a strategic priority given concerns in the membership about the eroding sales tax base and the desire for Cal Cities to take a leadership role in addressing the associated issues. The policy committee ultimately adopted a series of policies that were approved by the Cal Cities board of directors. Among its changes were a recommended change to existing sales tax sourcing (determining where a sale occurs) rules, so that the point of sale (situs) is where the customer receives the product. The policy also clarifies that specific proposals in this area should be carefully reviewed so that the impacts of any changes are fully understood. See "Existing Cal Cities Policy" section below.

Cal Cities City Manager Sales Tax Working Group Recommendations

In the Fall of 2017, the Cal Cities City Managers Department convened a working group (Group) of city managers representing a diverse array of cities to review and consider options for addressing issues affecting the local sales tax.

The working group of city managers helped Cal Cities identify internal common ground on rapidly evolving e-commerce trends and their effects on the allocation of local sales and use tax revenue. After meeting extensively throughout 2018, the Group made several recommendations that were endorsed unanimously by Cal Cities' Revenue and Taxation Committee at its January, 2019 meeting and by the board of directors at its subsequent meeting.

The Group recommended the following actions in response to the evolving issues associated with e-commerce and sales and use tax:

Further Limiting Rebate Agreements: The consensus of the Group was that:

- Sales tax rebate agreements involving online retailers should be prohibited *going forward*. They are inappropriate because they have the effect of encouraging revenue to be shifted away from numerous communities and concentrated to the benefit of one.
- Any type of agreement that seeks to lure a retailer from one community to another within a market area should also be prohibited *going forward*. Existing law already prohibits such agreements for auto dealers and big box stores.

Shift Use Tax from Online Sales, including from the South Dakota v. Wayfair Decision Out of County Pools: The Group's recommendation is based first on the principle of "situs" and that revenue should be allocated to the jurisdiction where the use occurs. Each city and county in California imposed a Bradley Burns sales and use tax rate

under state law in the 1950s. The use tax on a transaction is the rate imposed where the purchaser resides (the destination). These use tax dollars, including new revenue from the South Dakota v. Wayfair decision, should be allocated to the destination jurisdiction whose Bradley Burns tax applies and not throughout the entire county.

- Shift of these revenues, from purchases from out of state retailers including transactions captured by the South Dakota v. Wayfair decision, out of county pools to full destination allocation on and after January 1, 2020.
- Allow more direct reporting of use taxes related to construction projects to jurisdiction where the construction activity is located by reducing existing regulatory threshold from \$5 million to \$100,000.

Request/Require CDTFA Analysis on Impacts of Sales Tax Destination Shifts: After discussion of numerous phase-in options for destination sourcing and allocation for sales taxes, the Group ultimately decided that a more complete analysis was needed to sufficiently determine impacts. Since the two companies most cities rely on for sales tax analysis, HdL and MuniServices, were constrained to modeling with transaction and use tax (district tax) data, concerns centered on the problem of making decisions without adequate information. Since the CDTFA administers the allocation of local sales and use taxes, it is in the best position to produce an analysis that examines:

- The impacts on individual agencies of a change in sourcing rules. This would likely be accomplished by developing a model to examine 100% destination sourcing with a report to the Legislature in early 2020.
- The model should also attempt to distinguish between business-to-consumer transactions versus business-to-business transactions.
- The model should analyze the current number and financial effects of city and county sales tax rebate agreements with online retailers and how destination sourcing might affect revenues under these agreements.

Conditions for considering a Constitutional Amendment that moves toward destination allocation: Absent better data on the impacts on individual agencies associated with a shift to destination allocation of sales taxes from CDTFA, the Group declined to prescribe if/how a transition to destination would be accomplished; the sentiment was that the issue was better revisited once better data was available. In anticipation that the data would reveal significant negative impacts on some agencies, the Group desired that any such shift should be accompanied by legislation broadening of the base of sales taxes, including as supported by existing Cal Cities policy including:

- Broadening the tax base on goods, which includes reviewing existing exemptions on certain goods and expanding to digital forms of goods that are otherwise taxed; and
- Expanding the sales tax base to services, such as those commonly taxed in other states.

This Resolution builds upon previous work that accounts for the impacts that distribution networks have on host cities and further calls on the organization to advocate for changes to sales tax distribution rules.

The Resolution places further demands on data collected by CDTFA to establish a “fair and equitable distribution of the Bradley Burns 1% local sales tax from in-state online purchases.” Such data is proposed to be collected by [SB 792 \(Glazer, 2021\)](#). More discussion on this topic can be found in the “Staff Comments” section.

Staff Comments:

Proposed Resolution Affixes Equity Based, Data Driven Approach to Existing Cal Cities Policy on Sales Tax Sourcing

The actions resulting from this resolution, if approved, would align with existing policy and efforts to-date to modernize sales tax rules. While not formalized in existing Cal Cities policy or recommendations, city managers and tax practitioners generally have favored proposals that establish a sharing of online sales tax revenues rather than a full destination shift. City leaders and practitioners across the state have acknowledged during Cal Cities Revenue and Taxation and City Manager’s working group meetings that the hosting of fulfillment centers and ancillary infrastructure pose major burdens on local communities including detrimental health and safety impacts. This acknowledgement has moved mainstream proposals such as this one away from full revenue shifts towards an equity-based, data driven approach that favors revenue sharing. This Resolution would concretely affix this approach as Cal Cities policy.

More Data is Needed to Achieve Equity Based Approach

A major challenge is the lack of adequate data to model the results of shifting in-state online sale tax revenues. Local government tax consultants and state departments have limited data to model the effects of changes to sales tax distribution because their information is derived only from cities that have a local transactions and use tax (TUT). Tax experts are able to model proposed tax shifts using TUTs since they are allocated on a destination basis (where a purchaser receives the product; usually a home or business). However, more than half of all cities, including some larger cities, do not have a local TUT therefore modeling is constrained and incomplete.

Efforts to collect relevant sales tax information on the destination of products purchased online are ongoing. The most recent effort is encapsulated in [SB 792 \(Glazer, 2021\)](#), which would require retailers with online sales exceeding \$50 million a year to report to CDTFA the gross receipts from online sales that resulted in a product being shipped or delivered in each city. The availability of this data would allow for a much more complete understanding of online consumer behavior and the impacts of future proposed changes to distribution. SB 792 (Glazer) is supported by Cal Cities following approval by the Revenue and Taxation Committee and board of directors.

Impact of Goods Movement Must Be Considered

As noted above, city leaders and practitioners across the state acknowledge that the hosting of fulfillment centers and goods movement infrastructure pose major burdens on local communities including detrimental health, safety, and infrastructure impacts. Not least of which is the issue of air pollution from diesel exhaust. According to California Environmental Protection Agency (Cal EPA):

“Children and those with existing respiratory disease, particularly asthma, appear to be especially susceptible to the harmful effects of exposure to airborne PM from diesel exhaust, resulting in increased asthma symptoms and attacks along with decreases in lung function (McCreanor et al., 2007; Wargo, 2002). People that live or work near heavily-traveled roadways, ports, railyards, bus yards, or trucking distribution centers may experience a high level of exposure (US EPA, 2002; Krivoshto et al., 2008). People that spend a significant amount of time near heavily-traveled roadways may also experience a high level of exposure. Studies of both men and women demonstrate cardiovascular effects of diesel PM exposure, including coronary vasoconstriction and premature death from cardiovascular disease (Krivoshto et al., 2008). A recent study of diesel exhaust inhalation by healthy non-smoking adults found an increase in blood pressure and other potential triggers of heart attack and stroke (Krishnan et al., 2013) Exposure to diesel PM, especially following periods of severe air pollution, can lead to increased hospital visits and admissions due to worsening asthma and emphysema-related symptoms (Krivoshto et al., 2008). Diesel exposure may also lead to reduced lung function in children living in close proximity to roadways (Brunekreef et al., 1997).”

The founded health impacts of the ubiquitous presence of medium and heavy-duty diesel trucks used to transport goods to and from fulfillment centers and warehouses require host cities to meet increased needs of their residents including the building and maintenance of buffer zones, parks, and open space. While pollution impacts may decline with the introduction of zero-emission vehicles, wide scale adoption by large distribution fleets is still in its infancy. Furthermore, the impacts of heavy road use necessitate increased spending on local streets and roads upgrades and maintenance. In addition, many cities have utilized the siting of warehouses, fulfillment centers, and other heavy industrial uses for goods movements as key components of local revenue generation and economic development strategies. These communities have also foregone other land uses in favor of siting sales offices and fulfillment networks.

All said, however, it is important to acknowledge that disadvantaged communities (DACs) whether measured along poverty, health, environmental or education indices exist in cities across the state. For one example, see: [California Office of Environmental Health Hazard Assessment \(OEHHA\) CalEnviroScreen](#). City officials may consider how cities without fulfillment and warehouse center revenues are to fund efforts to combat social and economic issues, particularly in areas with low property tax and tourism-based revenues.

The Resolution aims to acknowledge these impacts broadly (this analysis does not provide an exhaustive review of related impacts) and requests Cal Cities to account for them in a revised distribution formula of the Bradley Burns 1% local sales tax from in-state online purchases. The Resolution does not prescribe the proportions.

Clarifying Amendments

Upon review of the Resolution, Cal Cities staff recommends technical amendments to provide greater clarity. *To review the proposed changes, please see Attachment B.*

Fiscal Impact:

Significant but unknown. The Resolution on its own does not shift sales tax revenues. In anticipation and mitigation of impacts, the Resolution requests Cal Cities to utilize online sales tax data to identify a fair and equitable distribution formula that accounts for the broad impacts fulfillment centers involved in online retail have on the cities that host them. The Resolution does not prescribe the revenue distribution split nor does it prescribe the impacts, positive and negative, of distribution networks.

Existing Cal Cities Policy:

- Tax proceeds collected from internet sales should be allocated to the location where the product is received by the purchaser.
- Support as Cal Cities policy that point of sale (situs) is where the customer receives the product. Specific proposals in this area should be carefully reviewed so that the impacts of any changes are fully understood.
- Revenue from new regional or state taxes or from increased sales tax rates should be distributed in a way that reduces competition for situs-based revenue. (Revenue from the existing sales tax rate and base, including future growth from increased sales or the opening of new retail centers, should continue to be returned to the point of sale.)
- The existing situs-based sales tax under the Bradley Burns 1% baseline should be preserved and protected.
- Restrictions should be implemented and enforced to prohibit the enactment of agreements designed to circumvent the principle of situs-based sales and redirect or divert sales tax revenues from other communities, when the physical location of the affected businesses does not change. Sales tax rebate agreements involving online retailers are inappropriate because they have the effect of encouraging revenue to be shifted away from numerous communities and concentrated to the benefit of one. Any type of agreement that seeks to lure a retailer from one community to another within a market area should also be prohibited going forward.
- Support Cal Cities working with the state California Department of Tax and Fee Administration (CDTFA) to update the county pool allocation process to ensure that more revenues are allocated to the jurisdiction where the purchase or first use of a product occurs (usually where the product is delivered). Use Tax collections from online sales, including from the South Dakota v Wayfair Decision, should be shifted out of county pools and allocated to the destination jurisdiction whose Bradley Burns tax applies and not throughout the entire county.

Support:

The following letters of concurrence were received:

Town of Apple Valley

City of El Cerrito

City of La Canada Flintridge

City of La Verne

City of Lakewood

City of Moorpark
City of Placentia
City of Sacramento

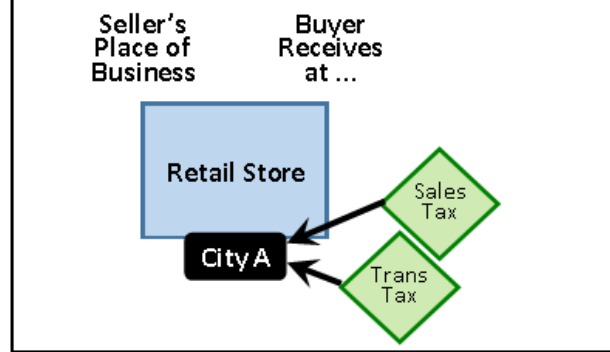
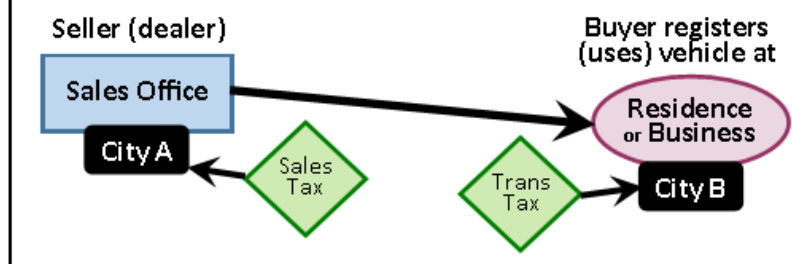
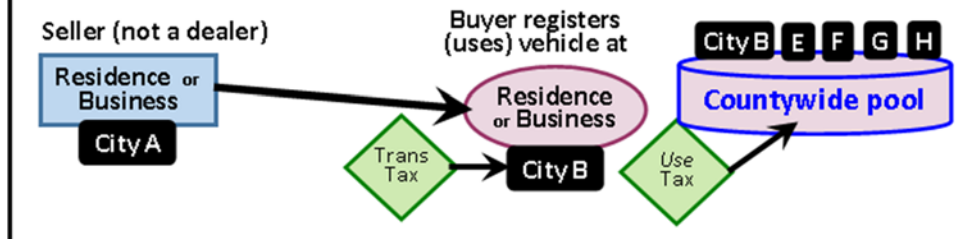
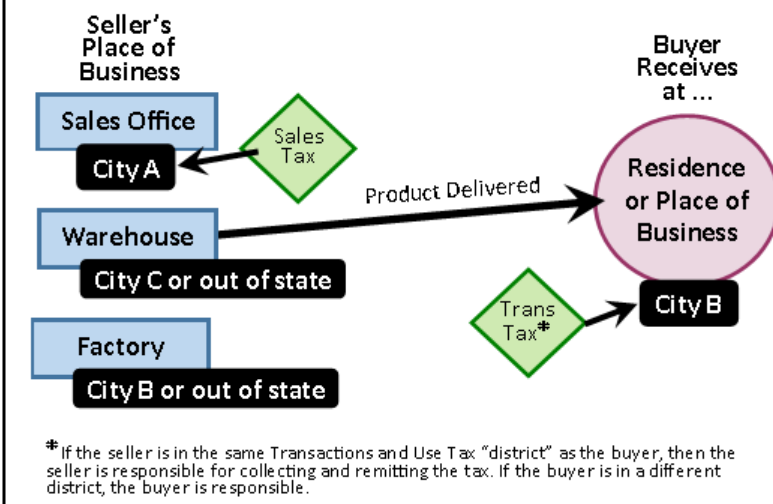
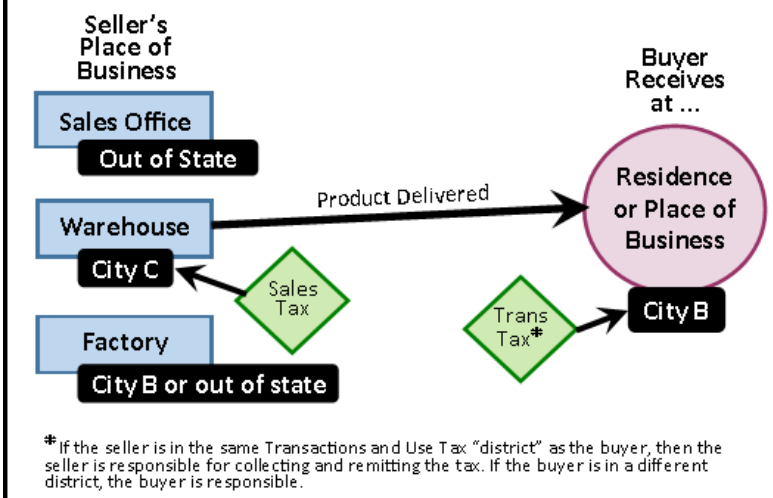
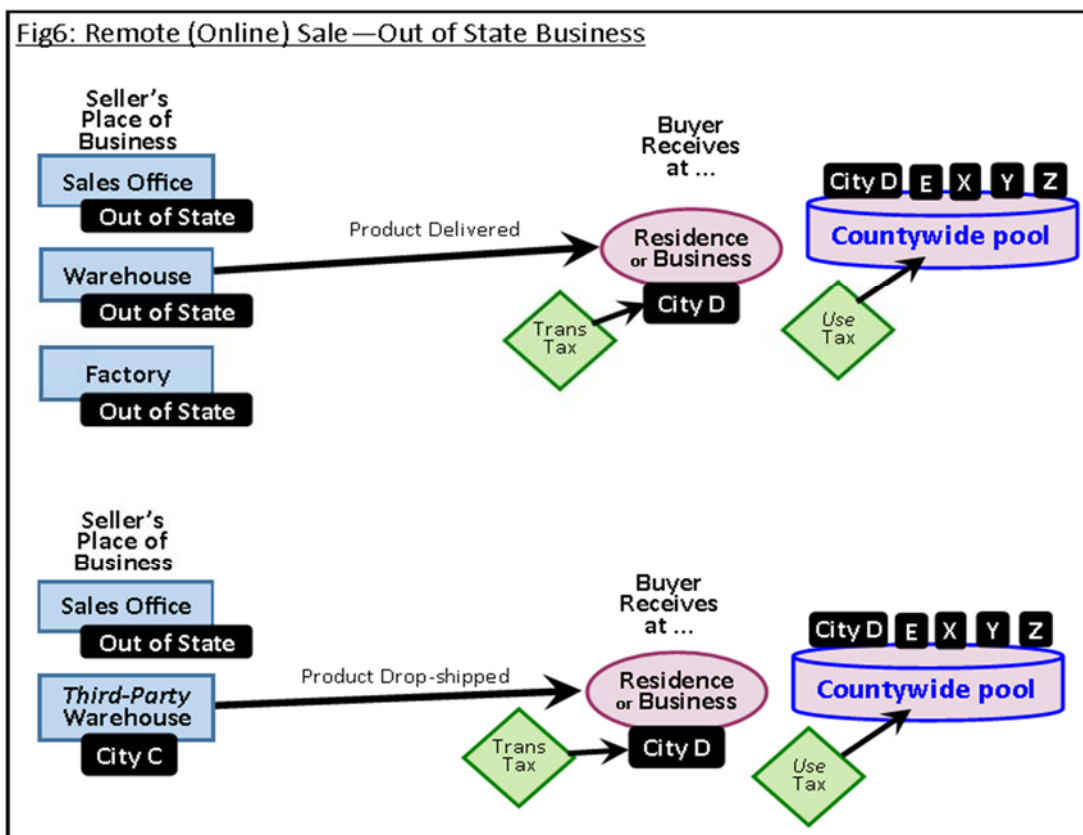
Fig1: Typical "Over the Counter" Transaction**Fig2: Dealership Automobile Sale****Fig3: Private Party Automobile Sale**

Fig4: Remote (Online) Sale — In-State Business Office**Fig5: Remote (Online) Sale — In-State Warehouse, Out-of-State Sales Office**



GUIDELINES FOR ALLOCATION OF			LOCAL TAX - ONLINE AND IN-STORE
Place of Sale	Location of Goods at the Time of Sale	How Customer Receives Goods	Allocation of Tax
Online – Order is placed or downloaded outside California	California Fulfillment Center	Shipped to California Customer	Local tax is allocated to the jurisdiction in which the fulfillment center is located
Online – Order is placed or downloaded in California	California Fulfillment Center	Shipped to California Customer	Per CDTFA Regulation 1802, local tax is allocated to the jurisdiction where the order is placed
Online	Out of State Fulfillment Center	Shipped to California Customer	Local tax is allocated to the countywide pool based on point of delivery
Online	Out of State Fulfillment Center	Picked Up In-Store (Click & Collect)	Local tax is allocated to the countywide pool based on point of delivery
Online	California Fulfillment Center Owned and Operated by Third Party Vendor	Drop-Shipped to California Customer	Local tax is allocated to the countywide pool based on point of delivery
Online	In-Store (Goods withdrawn from store inventory)	Shipped to California Customer	Local Tax is allocated to the jurisdiction where the store is located
Online	In-Store (Goods withdrawn from store inventory)	Picked Up In-Store (Click & Collect)	Local Tax is allocated to the jurisdiction where the store is located
In-Store	In-Store (Goods withdrawn from store inventory)	Over the Counter	Local Tax is allocated to the jurisdiction where the store is located

Courtesy of HdL Companies

CaliforniaCityFinance.com

Tax Incentive Programs, Sales Tax Sharing Agreements

In recent years, especially since Proposition 13 in 1978, local discretionary (general purpose revenues) have become more scarce. At the same time, options and procedures for increasing revenues have become more limited. One outcome of this in many areas has been a greater competition for sales and use tax revenues. This has brought a rise in arrangements to encourage certain land use development with rebates and incentives which exploit California's odd origin sales tax sourcing rules.

The typical arrangement is a sales tax sharing agreement in which a city provides tax rebates to a company that agrees to expand their operations in the jurisdiction of the city. Under such an arrangement, the company generally agrees to make a specified amount of capital investment and create a specific number of jobs over a period of years in exchange for specified tax breaks, often property tax abatement or some sort of tax credit. In some cases, this has simply taken the form of a sales office, while customers and warehouses and the related economic activity are disbursed elsewhere in the state. In some cases the development takes the form of warehouses, in which the sales inventory, owned by the company, is housed.⁶

Current sales tax incentive agreements in California rebate amounts ranging from 50% to 85% of sales tax revenues back to the corporations.

Today, experts familiar with the industry believe that between 20% to 30% of local Bradley-Burns sales taxes paid by California consumers is diverted from local general funds back to corporations; over \$1 billion per year.

The Source of Origin Based Sourcing Problems

Where other than over-the-counter sales are concerned origin sourcing often causes a concentration of large amounts of tax revenue in one location, despite the fact that the economic activity and service impacts are also occurring in other locations.

The large amounts of revenue concentrated in a few locations by California's "warehouse rule" origin sourcing causes a concentration of revenue far in excess of the service costs associated with the development.

In order to lure jobs and tax revenues to their communities, some cities have entered into rebate agreements with corporations. This has grown to such a problem, that 20% to 30% of total local taxes paid statewide are being rebated back to corporations rather than funding public services.

Moving to Destination Sourcing: The Concept⁷

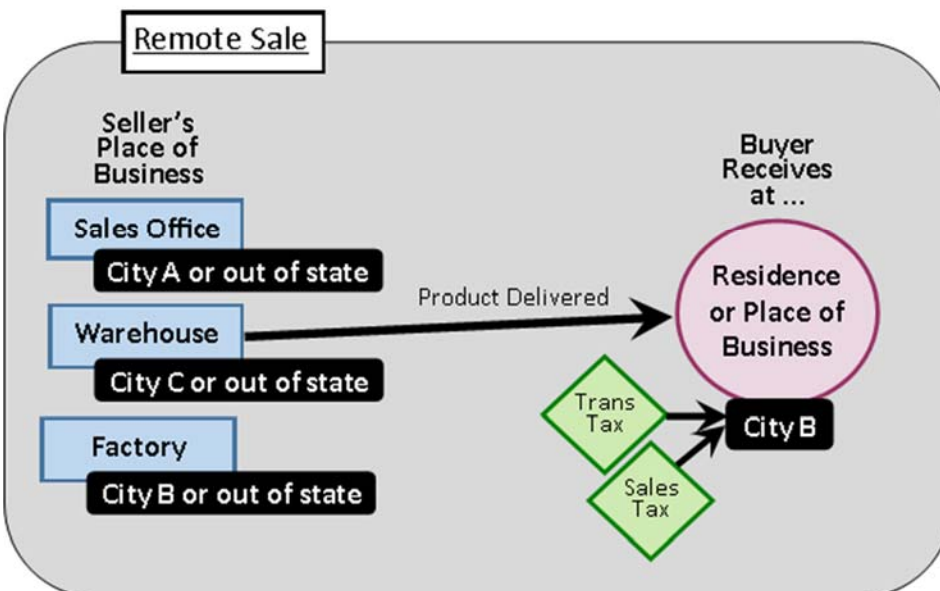
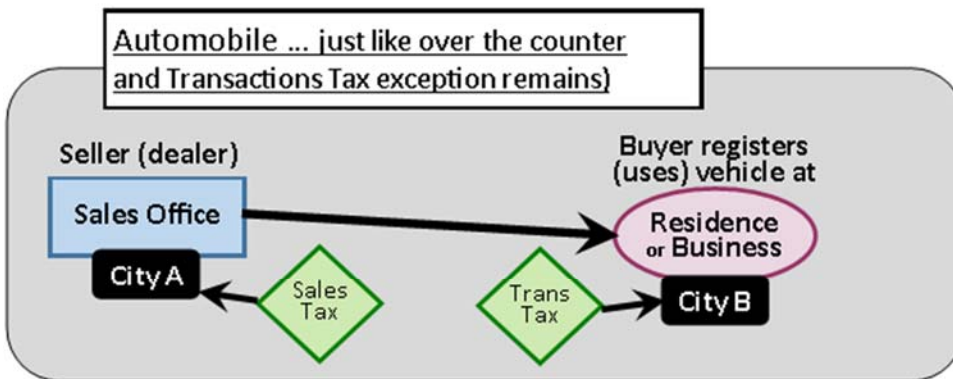
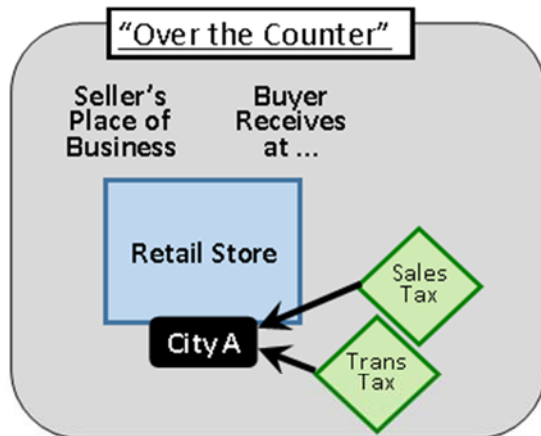
A change from origin sourcing rules to destination sourcing rules for the local tax component of California's sales tax would improve overall revenue collections and distribute these revenues more equitably among all of the areas involved in these transactions.

A change from origin based sourcing to destination based sourcing would have no effect on state tax collections. However, it would alter the allocations of local sales and use tax revenues among local agencies. Most retail transactions including dining, motor fuel purchases, and in-store purchases would not be affected. But in cases where the property is received by the purchaser in a different jurisdiction than where the sales agreement was negotiated, there would be a different allocation than under the current rules.

⁶ See Jennifer Carr, "Origin Sourcing and Tax Incentive Programs: An Unholy Alliance" Sales Tax Notes; May 27, 2013.

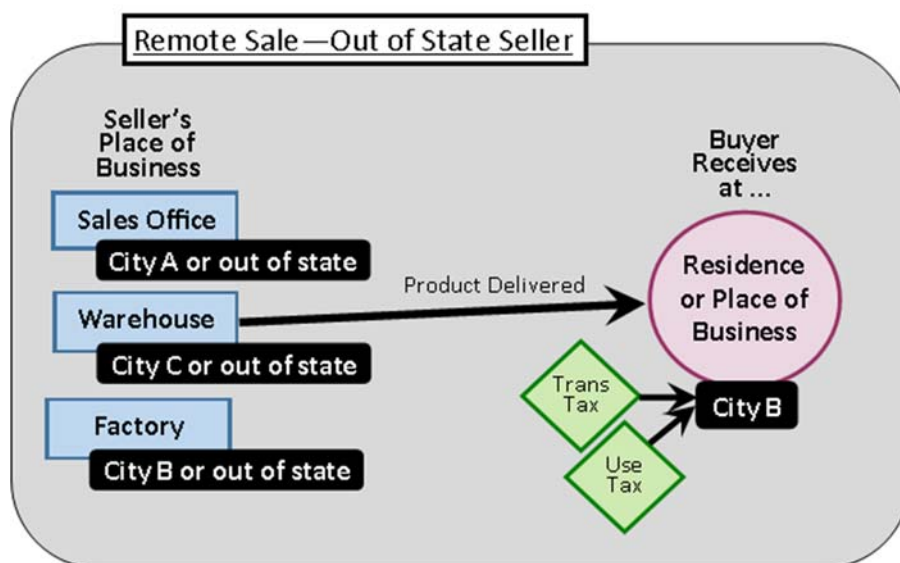
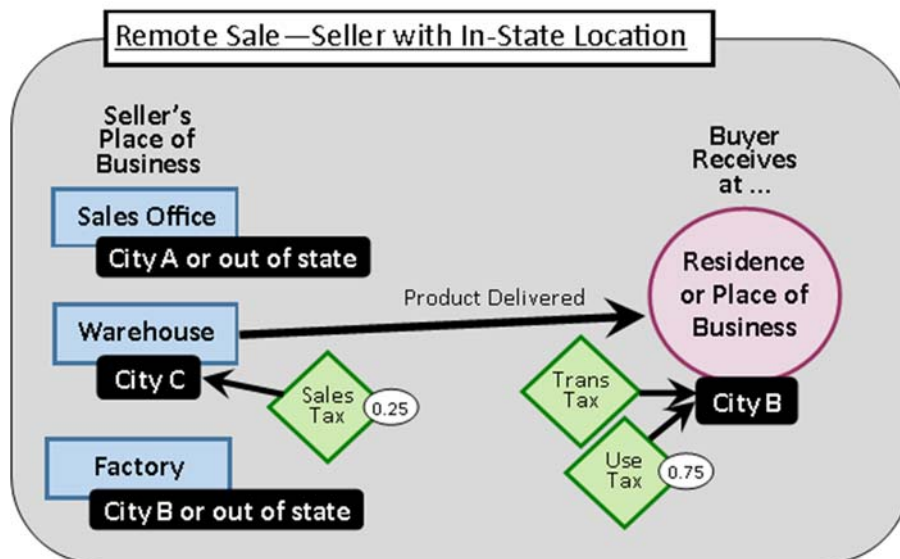
⁷ The same issues that are of concern regarding the local sales tax do not apply to California's Transactions and Use Taxes ("Add-on sales taxes") as these transactions, when not over the counter, are generally allocated to the location of use or, as in the case of vehicles, product registration. There is no need to alter the sourcing rules for transactions and use taxes.

Destination Sourcing Scenario 1: Full-On



Destination Sourcing Scenario 2: Split Source

- Same as now for “over the counter” and automobile.
- Leave 0.25% on current seller if instate (origin)
- Could be phased in.



mjgc

RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES ("CAL CITIES")
 CALLING ON THE STATE LEGISLATURE TO PASS LEGISLATION THAT PROVIDES
 FOR A FAIR AND EQUITABLE DISTRIBUTION OF THE BRADLEY BURNS 1% LOCAL
 SALES TAX FROM IN-STATE ONLINE PURCHASES, BASED ON DATA WHERE
 PRODUCTS ARE SHIPPED TO, AND THAT RIGHTFULLY TAKES INTO
 CONSIDERATION THE IMPACTS THAT FULFILLMENT CENTERS HAVE ON HOST
 CITIES BUT ALSO PROVIDES A FAIR SHARE TO CALIFORNIA CITIES THAT DO NOT
 AND/OR CANNOT HAVE A FULFILLMENT CENTER WITHIN THEIR JURISDICTION

WHEREAS, the 2018 U.S. Supreme Court decision in *Wayfair v. South Dakota* clarified that states could charge and collect tax on purchases even if the seller does not have a physical presence in the state; and

WHEREAS, California cities and counties collect 1% in Bradley Burns sales and use tax from the purchase of tangible personal property and rely on this revenue to provide critical public services such as police and fire protection; and

WHEREAS, in terms of "siting" the place of sale and determining which jurisdiction receives the 1% Bradley Burns local taxes for online sales, the California Department of Tax and Fee Administration (CDTFA) determines "out-of-state" online retailers as those with no presence in California that ship property from outside the state and are therefore subject to use tax, not sales tax, which is collected in a countywide pool of the jurisdiction where the property is shipped from; and

WHEREAS, for online retailers that have a presence in California and have a stock of goods in the state from which it fulfills orders, CDTFA considers the place of sale ("situs") as the location from which the goods were shipped such as a fulfillment center; and

WHEREAS, in early 2021, one of the state's largest online retailers shifted its ownership structure so that it is now considered both an in-state and out-of-state retailer, resulting in the sales tax this retailer generates from in-state sales now being ~~entirely~~ allocated to ~~the specific city~~ cities where ~~the~~ warehouse fulfillment centers ~~is-are~~ located as opposed to going into ~~a~~ countywide pools that ~~is are~~ shared with all jurisdictions in ~~those counties~~ that County, as was done previously; and

WHEREAS, this all-or-nothing ~~change for the~~ allocation of in-state sales tax has created winners and losers amongst cities as the online sales tax revenue ~~from the retailer~~ that was once spread amongst all cities in countywide pools is now concentrated in select cities that host ~~a~~ fulfillment centers; and

WHEREAS, this has created a tremendous inequity amongst cities, in particular for cities that are built out, do not have space for siting ~~a 1 million square foot~~ fulfillment centers, are not located along a major travel corridor, or otherwise not ideally suited to host a fulfillment center; and

WHEREAS, this inequity affects cities statewide, but in particular those with specific circumstances such as no/low property tax cities that are extremely reliant on sales tax revenue as well as cities struggling to meet their Regional Housing Needs Allocation (RHNA) obligations that are being compelled by the State to rezone precious commercial parcels to residential; and

WHEREAS, the inequity produced by allocating in-state online sales tax revenue exclusively to cities with fulfillment centers is exasperated even more by, in addition to already reducing the amount of revenue going into the countywide pools, the cities with fulfillment centers are also receiving a larger share of the dwindling countywide pool as it is allocated based on cities' proportional share of sales tax collected; and

WHEREAS, while it is important to acknowledge that those cities that have fulfillment centers experience impacts from these activities and deserve equitable supplementary compensation, it should also be recognized that the neighboring cities whose residents are ordering products from those that centers s now receive no Bradley Burns revenue ~~from the center's sales activity~~ despite also experiencing the impacts created by the m center, such as increased traffic and air pollution; and

WHEREAS, the COVID-19 pandemic greatly accelerated the public's shift towards online purchases, a trend that is unlikely to be reversed to pre-pandemic levels; and

NOW, THEREFORE, BE IT RESOLVED that Cal Cities calls on the State Legislature to pass legislation that provides for a fair and equitable distribution of the Bradley Burns 1% local sales tax from in-state online purchases, based on data where products are shipped to, and that rightfully takes into consideration the impacts that fulfillment centers have on host cities but also provides a fair share to California cities that do not and/or cannot have a fulfillment center within their jurisdiction.

2. A RESOLUTION CALLING UPON THE GOVERNOR AND THE LEGISLATURE TO PROVIDE NECCESARY FUNDING FOR CUPC TO FUFILL ITS OBLIGATION TO INSPECT RAILROAD LINES TO ENSURE THAT OPERATORS ARE REMOVING ILLEGAL DUMPING, GRAFFITI AND HOMELESS ENCAMPMENTS THAT DEGRADE THE QAULITY OF LIFE AND RESULTS IN INCREASED PUBLIC SAFETLY CONCERNS FOR COMMUNITIES AND NEIGHBORHOODS THAT ABUTT THE RAILROAD RIGHT-OF-WAY.

Source: City of South Gate

Concurrence of five or more cities/city officials:

Cities: City of Bell Gardens; City of Bell; City of Commerce; City of Cudahy; City of El Segundo; City of Glendora; City of Huntington Park; City of La Mirada; City of Long Beach; City of Lynwood; City of Montebello; City of Paramount; City of Pico Rivera

Referred to: Housing, Community and Economic Development; and Transportation, Communications and Public Works

WHEREAS, ensuring the quality of life for communities falls upon every local government including that blight and other health impacting activities are addressed in a timely manner by private property owners within its jurisdictional boundaries for their citizens, businesses and institutions; and

WHEREAS, Railroad Operators own nearly 6,000 miles of rail right-of-way throughout the State of California which is regulated by the Federal Railroad Administration and/or the California Public Utilities Commission for operational safety and maintenance; and

WHEREAS, the California Public Utilities Commission (CPUC) is the enforcing agency for railroad safety in the State of California and has 41 inspectors assigned throughout the entire State to inspect and enforce regulatory compliance over thousands of miles of rail line; and

WHEREAS, areas with rail line right-of-way within cities and unincorporated areas are generally located in economically disadvantaged zones and/or disadvantaged communities of color where the impact of blight further lowers property values and increases the likelihood of unsound sanitary conditions and environmental impacts upon them; and

WHEREAS, many communities are seeing an increase in illegal dumping, graffiti upon infrastructure and homeless encampments due to the lax and inadequate oversight by regulatory agencies; and

WHEREAS, local governments have no oversight or regulatory authority to require operators to better maintain and clean their properties as it would with any other private property owner within its jurisdictional boundaries. Thus such local communities often resort to spending their local tax dollars on cleanup activities or are forced to accept the delayed and untimely response by operators to cleaning up specific sites, and;

WHEREAS, that railroad operators should be able to provide local communities with a fixed schedule in which their property will be inspected and cleaned up on a reasonable and regular schedule or provide for a mechanism where they partner with and reimburse local governments for an agreed upon work program where the local government is enabled to remove items like illegal dumping, graffiti and encampments; and

WHEREAS, the State has made it a priority to deal with homeless individuals and the impacts illegal encampments have upon those communities and has a budgetary surplus that can help fund the CPUC in better dealing with this situation in both a humane manner as well a betterment to rail safety.

RESOLVED, at the League of California Cities, General Assembly, assembled at the League Annual Conference on September 24, 2021, in Sacramento, that the League calls for the Governor and the Legislature to work with the League and other stakeholders to provide adequate regulatory authority and necessary funding to assist cities with these railroad right-of-way areas so as to adequately deal with illegal dumping, graffiti and homeless encampments that proliferate along the rail lines and result in public safety issues. The League will work with its member cities to educate federal and state officials to the quality of life and health impacts this challenge has upon local communities, especially those of color and/or environmental and economic hardships.

Background Information to Resolution

Source: City of South Gate

Background:

The State of California has over 6,000 miles of rail lines, with significant amount running through communities that are either economically disadvantaged and/or disadvantaged communities of color. While the Federal Railroad Administration (FRA) has primary oversight of rail operations, they delegate that obligation to the State of California for lines within our State. The administration of that oversight falls under the California Public Utilities Commission (CPUC). The CPUC has only 41 inspectors covering those 6,000 miles of railroad lines in the State of California. Their primary task is ensuring equipment, bridges and rail lines are operationally safe.

The right-of-way areas along the rail lines are becoming increasingly used for illegal dumping, graffiti and homeless encampments. Rail operators have admitted that they have insufficient funds set aside to clean up or sufficiently police these right-of-way areas, despite reporting a net income of over \$13 billion in 2020. CPUC budget does not provide the resources to oversee whether rail operators are properly managing the right-of-way itself.

The City of South Gate has three rail lines traversing through its city limits covering about 4 miles. These lines are open and inviting to individuals to conduct illegal dumping, graffiti buildings and structures along with inviting dozens of homeless encampments. As private property, Cities like ourselves cannot just go upon them to remove bulky items, trash, clean graffiti or remove encampments. We must call and arrange for either our staff to access the site or have the rail operator schedule a cleanup. This can take weeks to accomplish, in the meantime residents or businesses that are within a few hundred feet of the line must endure the blight and smell. Trash is often blown from the right-of-way into residential homes or into the streets. Encampments can be seen from the front doors of homes and businesses.

South Gate is a proud city of hard working-class residents, yet with a median household income of just \$50,246 or 65% of AMI for Los Angeles County, it does not have the financial resources to direct towards property maintenance of any commercial private property. The quality of life of communities like ours should not be degraded by the inactions or lack of funding by others. Cities such as South Gate receive no direct revenue from the rail operators, yet we deal with environmental impacts on a daily basis, whether by emissions, illegal dumping, graffiti or homeless encampments.

The State of California has record revenues to provide CPUC with funding nor only for safety oversight but ensuring right-of-way maintenance by operators is being managed properly. Rail Operators should be required to set aside sufficient annual funds to provide a regular cleanup of their right-of-way through the cities of California.

LETTERS OF CONCURRENCE
Resolution No. 2



CITY OF SOUTH GATE ANNUAL CONFERENCE RESOLUTION

July 21, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: City of South Gate Annual Conference Resolution

President Walker:

The City of Bell Gardens supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. These impact of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As members of the League our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Marco Barcena at 562-7761 if you have any questions.

Sincerely,

Marco Barcena
Mayor

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org



City of
BELL GARDENS

7100 Garfield Avenue • Bell Gardens, CA 90201 • 562-806-7700 • www.bellgardens.org

CITY OF SOUTH GATE ANNUAL CONFERENCE RESOLUTION

July 20, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: City of South Gate Annual Conference Resolution

President Walker:

As a Councilwoman with the City of Bell Gardens, I support the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City of South Gate's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. These impact of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As members of the League our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Lisseth Flores at (562) 806-7763 if you have any questions.

Sincerely,

Lisseth Flores

Lisseth Flores
Councilwoman

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org



CITY OF SOUTH GATE ANNUAL CONFERENCE RESOLUTION

July 15, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: City of South Gate Annual Conference Resolution

President Walker:

The city of Bell supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. These impact of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As members of the League our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Paul Philips, City Manager at 323-588-6211, if you have any questions.

Sincerely,

Alicia Romero
Mayor

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division,



CITY OF COMMERCE

July 20, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Railroad Oversight Annual Conference Resolution

President Walker:

The City of Commerce supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League of California Cities' ("League") 2021 Annual Conference in Sacramento.

The City's resolution seeks to address a critical issue within communities, especially disadvantaged communities of color that are home to the State's freight rail lines. While I am supportive of the economic base the railroad industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. The impact of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As members of the League, our City values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Edgar Cisneros, City Manager, via email at ecisneros@ci.commerce.ca.us or at 323-722-4805, should you have any questions.

Sincerely,



Mayor Leonard Mendoza

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org



CITY OF CUDAHY CALIFORNIA

Incorporated November 10, 1960

5220 Santa Ana Street
Cudahy, California 90201
(323)773-5143

July 21, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: City of South Gate Annual Conference Resolution

Dear President Walker:

The City of Cudahy supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City of South Gate's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State; their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. These impacts of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As members of the League our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. If you have any questions, please do not hesitate to call my office at 323-773-5143.

Sincerely,



Jose Gonzalez
Mayor

CC: Chris Jeffers, City Manager, City of South Gate



City of El Segundo

Office of the Mayor

July 16, 2021

Elected Officials:

Drew Boyles,
Mayor
Chris Pimentel
Mayor Pro Tem
Carol Pirsztuk,
Council Member
Scot Nicol,
Council Member
Lance Groux,
Council Member
Tracy Weaver,
City Clerk
Matthew Robinson,
City Treasurer

Appointed Officials:

Scott Mitnick,
City Manager
Mark D. Hensley,
City Attorney

Department Directors:

Barbara Voss
Deputy City Manager
Joseph Lillio,
Finance
Chris Donovan,
Fire Chief
Charles Mallory,
Information Technology
Services
Melissa McCollum,
Community Services
Rebecca Redyk,
Human Resources
Denis Cook,
Interim Development Services
Jamie Bermudez,
Interim Police Chief
Elias Sassoon,
Public Works

www.elsegundo.org
www.elsegundobusiness.com
www.elsegundo100.org

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: City of South Gate Annual Conference Resolution

President Walker:

The City of El Segundo supports the Los Angeles County Division's City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. The impact of these activities further erodes the quality of life for our communities, increases blight, increases unhealthy sanitation issues, and negatively impacts our ability to meet State water quality standards under the MS4 permits.

As members of the League, our City values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact El Segundo Public Works Director Elias Sassoon at 310-524-2356, if you have any questions.

Sincerely,

Drew Boyles
Mayor of El Segundo

CC: City Council, City of El Segundo
Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org
Jeff Kiernan, League Regional Public Affairs Manager (via email)

350 Main Street, El Segundo, California 90245-3813
Phone (310) 524-2302 Fax (310) 322-7137



CITY OF GLENDORA CITY HALL

(626) 914-8200

116 East Foothill Blvd., Glendora, California 91741
www.ci.glendora.ca.us

July 14, 2021

Cheryl Viegas Walker, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

**SUBJECT: SUPPORT FOR THE CITY OF SOUTH GATE'S ANNUAL
CONFERENCE RESOLUTION**

Dear President Walker:

The City of Glendora is pleased to support the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League of California Cities' 2021 Annual Conference in Sacramento.

The City of South Gate's resolution seeks to address a critical issue that many communities, small and large, are experiencing along active transportation corridors, particularly rail lines. Given the importance and growth of the ports and logistics sector, and the economic support they provide, we need to do more to ensure that conflicts are appropriately addressed and mitigated to ensure they do not become attractive nuisances. Our cities are experiencing increasing amounts of illegal dumping (trash and debris) and the establishment of encampments by individuals experiencing homelessness along roadways, highways and rail lines. Such situations create unsafe conditions – safety, health and sanitation – that impact quality of life even as we collectively work to address this challenge in a coordinated and responsible manner.

As members of the League of California Cities, Glendora values the policy development process provided to the General Assembly and strongly support consideration of this issue. Your attention to this matter is greatly appreciated. Should you have any questions, please feel free to contact Adam Raymond, City Manager, at araymond@cityofglendora.org or (626) 914-8201.

Sincerely,

Karen K. Davis
Mayor

C: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org

PRIDE OF THE FOOTHILLS



July 21, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Re: Resolution No. 2021-18 Supporting City of South Gate Annual Conference Resolution

President Walker:

The City of Huntington Park (City) supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento. Enclosed is Resolution No. 2021-18 adopted by the City Council of the City of Huntington Park.

The City's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. These impacts of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively affect our ability to meet State water quality standards under the MS4 permits.

As members of the League, our City values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact our City Manager, Ricardo Reyes, at 323-582-6161, if you have any questions.

Sincerely,

Graciela Ortiz
Mayor, City of Huntington Park

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org

Enclosure(s)



CITY OF LA MIRADA
DEDICATED TO SERVICE

13700 La Mirada Boulevard
La Mirada, California 90638
P.O. Box 828
La Mirada, California 90637-0828
Phone: (562) 943-0131 Fax: (562) 943-1464
www.cityoflamirada.org

July 19, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, California 95814

**SUBJECT: LETTER OF SUPPORT FOR CITY OF SOUTH GATE'S PROPOSED
RESOLUTION AT CALCITIES ANNUAL CONFERENCE**

President Walker:

The City of La Mirada supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City of South Gate's resolution seeks to address a critical issue within communities that are home to the State's freight rail lines. While the City of La Mirada is supportive of the economic base the railroad industry serves to the State, the rail lines have become places where illegal dumping and a growing homeless population are significant problems. The negative impact of these illegal activities decreases the quality of life for the La Mirada community, increases blight and unhealthy sanitation issues, and negatively impacts the City's ability to meet State water quality standards under the MS4 permits.

As members of the League, the City of La Mirada values the policy development process provided to the General Assembly. We appreciate your consideration on this issue. Please feel free to contact Assistant City Manager Anne Haraksin at (562) 943-0131 if you have any questions.

Sincerely,

CITY OF LA MIRADA

Ed Eng
Mayor

cc: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org

July 22, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Support for City of South Gate Resolution—Cleanup Activities on Rail Operator Properties

Dear President Walker,

On behalf of the City of Long Beach, I write to support the City of South Gate's proposed resolution for the League of California Cities' (League) 2021 Annual Conference. This resolution seeks to direct the League to adopt a policy urging State and federal governments to increase oversight of rail operators' land maintenance. The City is a proponent of increased maintenance along railways and believes a League advocacy strategy would help expedite regional responses.

The COVID-19 pandemic has exacerbated the public health and safety concerns on rail rights-of-way, as trash, debris, and encampments have increased exponentially. These challenges erode the quality of life for our communities, increase blight, and contribute to public health and sanitation issues. To address these concerns, the City has engaged directly with regional partners to prioritize ongoing maintenance and cleanups, and has invested \$4 million in the Clean Long Beach Initiative as part of the City's Long Beach Recovery Act to advance economic recovery and public health in response to the COVID-19 pandemic.

The City of South Gate's proposed resolution would further advance these efforts for interjurisdictional coordination. The increased oversight proposed by the resolution will help support better coordination and additional resources to address illegal dumping and encampments along private rail operator property. This is a critical measure to advance public health and uplift our most vulnerable communities. For these reasons, the City supports the proposed League resolution.

Sincerely,



THOMAS B. MODICA
City Manager

cc: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org





OFFICE OF THE
MAYOR
MARISELA SANTANA

City of
LYNWOOD

Incorporated 1921

11330 Bullis Road, Lynwood, CA 90262
(310) 603-0220 x 200



CITY OF SOUTH GATE ANNUAL CONFERENCE RESOLUTION

July 20, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: City of South Gate Annual Conference Resolution

President Walker:

The City of Lynwood supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. These impact of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As members of the League our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Ernie Hernandez at (310) 603-0220 ext. 200, if you have any questions.

Sincerely,



Marisela Santana, Mayor

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org



July 19, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Resolution in Support of City of South Gate Annual Conference Resolution

President Walker:

The City of Montebello (City) supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento. Attached is the Resolution to be considered for adoption by the City Council of the City of Montebello at our July 28, 2021, City Council meeting.

The City's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State, their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. The impact of these activities further erodes the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As members of the League, our City values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact our City Manager, René Bobadilla, at 323-887-1200, if you have any questions.

Sincerely,

Kimberly Cobos-Cawthorne
Mayor, City of Montebello

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org



BRENDA OLMOS
Mayor

VILMA CUELLAR STALLINGS
Vice Mayor

ISABEL AGUAYO
Councilmember

LAURIE GUILLEN
Councilmember

PEGGY LEMONS
Councilmember

July 19, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

**RE: SUPPORT FOR ANNUAL LEAGUE OF CITIES CONFERENCE GENERAL
ASSEMBLY RESOLUTION**

President Walker:

The City of Paramount supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento. The proposed resolution is attached

South Gate's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantage communities of color that are home to the State's freight rail lines. While supportive of the economic boon the freight industry serves to the State, their rail line rights of way have often become places where illegal dumping is a constant problem and where our growing homeless populations reside. The impact of these activities further erode the quality of life for our communities, increase blight, increase unhealthy sanitation issues and negatively impact our ability to meet State water quality standards under the MS4 permits.

As a member of the California League of Cities, the City of Paramount values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact City Manager John Moreno at (562) 220-2222 if you have any questions.



Steve Carmona
City Manager

City of Pico Rivera
OFFICE OF THE CITY MANAGER
6615 Passons Boulevard · Pico Rivera, California 90660
(562) 801-4371

Web: www.pico-rivera.org e-mail: scastro@pico-rivera.org

City Council

Raul Elias
Mayor
Dr. Monica Sánchez
Mayor Pro Tem
Gustavo V. Camacho
Councilmember
Andrew C. Lara
Councilmember
Erik Lutz
Councilmember

CITY OF SOUTH GATE ANNUAL CONFERENCE RESOLUTION

July 14, 2021

Cheryl Viegas Walker
President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: City of South Gate Annual Conference Resolution

President Walker:

The City of Pico Rivera supports the City of South Gate's effort to submit a resolution for consideration by the General Assembly at the League's 2021 Annual Conference in Sacramento.

The City's resolution seeks to address a critical issue within communities, especially those of economic disadvantage and disadvantaged communities of color that are home to the State's freight rail lines. While supportive of the economic base the industry serves to the State; their rail lines have often become places where illegal dumping is a constant problem and our growing homeless population call home. The impact of these activities further erodes the quality of life for our communities, increases blight, increases unhealthy sanitation issues, and negatively impacts our ability to meet State water quality standards under the MS4 permits.

As members of the League, our City values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact Steve Carmona at (562) 801-4405 if you have any questions.

Sincerely,

City Manager
City of Pico Rivera

CC: Blanca Pacheco, President, Los Angeles County Division c/o
Jennifer Quan, Executive Director, Los Angeles County Division, jquan@cacities.org

League of California Cities Staff Analysis on Resolution No. 2

Staff: Damon Conklin, Legislative Affairs, Lobbyist
Jason Rhine, Assistant Director, Legislative Affairs
Caroline Cirrincione, Policy Analyst

Committees: Transportation, Communications, and Public Works
Housing, Community, and Economic Development

Summary:

The City of South Gate submits this resolution, which states the League of California Cities should urge the Governor and the Legislature to provide adequate regulatory authority and necessary funding to assist cities with railroad right-of-way areas to address illegal dumping, graffiti, and homeless encampments that proliferate along the rail lines and result in public safety issues.

Background:

California Public Utilities Commission (CPUC) Railroad Oversight

The CPUC's statewide railroad safety responsibilities are carried out through its Rail Safety Division (RSD). The Railroad Operations and Safety Branch (ROSB), a unit of RSD, enforces state and federal railroad safety laws and regulations governing freight and passenger rail in California.

The ROSB protects California communities and railroad employees from unsafe practices on freight and passenger railroads by enforcing rail safety laws, rules, and regulations. The ROSB also performs inspections to identify and mitigate risks and potential safety hazards before they create dangerous conditions. ROSB rail safety inspectors investigate rail accidents and safety-related complaints and recommend safety improvements to the CPUC, railroads, and the federal government as appropriate.

Within the ROSB, the CPUC employs 41 inspectors who are federally certified in the five Federal Railroad Administration (FRA) railroad disciplines, including hazardous materials, motive power and equipment, operations, signal and train control, and track. These inspectors perform regular inspections, focused inspections, accident investigations, security inspections, and complaint investigations. In addition, the inspectors address safety risks that, while not violations of regulatory requirements, pose potential risks to public or railroad employee safety.

CPUC's Ability to Address Homelessness on Railroads

Homeless individuals and encampments have occupied many locations in California near railroad tracks. This poses an increased safety risk to these homeless individuals of being struck by trains. Also, homeless encampments often create unsafe work environments for railroad and agency personnel.

While CPUC cannot compel homeless individuals to vacate railroad rights-of-way or create shelter for homeless individuals, it has the regulatory authority to enforce measures that can reduce some safety issues created by homeless encampments. The disposal of waste materials or other disturbances of walkways by homeless individuals can create tripping hazards in the vicinity of railroad rights-of-way. This would cause violations of [Commission GO 118-A](#), which sets standards for walkway surfaces alongside railroad tracks. Similarly, tents, wooden structures, and miscellaneous debris in homeless encampments can create violations of

[Commission GO 26-D](#), which sets clearance standards between railroad tracks, and structures and obstructions adjacent to tracks.

Homelessness in California

According to the [2020 Annual Homeless Assessment Report \(AHAR\)](#) to Congress, there has been an increase in unsheltered individuals since 2019. More than half ([51 percent or 113,660 people](#)) of all unsheltered homeless people in the United States are found in California, about four times as high as their share of the overall United States population.

Many metro areas in California lack an adequate supply of affordable housing. This housing shortage has contributed to an increase in homelessness that has spread to railroad rights-of-way. Homeless encampments along railroad right-of-way increase the incidents of illegal dumping and unauthorized access and trespassing activities. Other impacts include train service reliability with debris strikes, near-misses, and trespasser injuries/fatalities. As of April 2021, there have been 136 deaths and 117 injuries reported by the [Federal Railroad Administration](#) over the past year. These casualties are directly associated with individuals who trespassed on the railroad.

Cities across the state are expending resources reacting to service disruptions located on the railroad's private property. It can be argued that an increase in investments and services to manage and maintain the railroad's right-of-way will reduce incidents, thus enhancing public safety, environmental quality, and impacts on the local community.

State Budget Allocations – Homelessness

The approved State Budget includes a homelessness package of \$12 billion. This consists of a commitment of \$1 billion per year for direct and flexible funding to cities and counties to address homelessness. While some details related to funding allocations and reporting requirements remain unclear, Governor Newsom signed AB 140 in July, which details key budget allocations, such as:

- \$2 billion in aid to counties, large cities, and Continuums of Care through the Homeless Housing, Assistance and Prevention grant program (HHAP);
- \$50 million for Encampment Resolution Grants, which will help local governments resolve critical encampments and transitioning individuals into permanent housing; and
- \$2.7 million in onetime funding for Caltrans Encampment Coordinators to mitigate safety risks at encampments on state property and to coordinate with local partners to connect these individuals to services and housing.

The Legislature additionally provided \$2.2 billion specifically for Homekey with \$1 billion available immediately. This funding will help local governments transition individuals from Project Roomkey sites into permanent housing to minimize the number of occupants who exit into unsheltered homelessness.

With regards to this resolution, the State Budget also included \$1.1 billion to clean trash and graffiti from highways, roads, and other public spaces by partnering with local governments to pick up trash and beautify downtowns, freeways, and neighborhoods across California. The program is expected to generate up to 11,000 jobs over three years.

Cities Railroad Authority

A city must receive authorization from the railroad operator before addressing the impacts made by homeless encampments because of the location on the private property. Additionally, the city

must coordinate with the railroad company to get a flagman to oversee the safety of the work crews, social workers, and police while on the railroad tracks.

A city may elect to declare the encampment as a public nuisance area, which would allow the city to clean up the areas at the railroad company's expense for failing to maintain the tracks and right-of-way. Some cities are looking to increase pressure on railroad operators for not addressing the various homeless encampments, which are presenting public safety and health concerns.

Courts have looked to [compel railroad companies](#) to increase their efforts to address homeless encampments on their railroads or [grant a local authority's application](#) for an Inspection and Abatement Warrant, which would allow city staff to legally enter private property and abate a public nuisance or dangerous conditions.

In limited circumstances, some cities have negotiated Memoranda of Understandings (MOU) with railroad companies to provide graffiti abatement, trash, and debris removal located in the right-of-way, and clean-ups of homeless encampments. These MOUs also include local law enforcement agencies to enforce illegally parked vehicles and trespassing in the railroad's right-of-way. MOUs also detailed shared responsibility and costs of providing security and trash clean-up. In cases where trespassing or encampments are observed, the local public works agency and law enforcement agency are notified and take the appropriate measures to remove the trespassers or provide clean-up with the railroad covering expenses outlined in the MOU.

Absent an MOU detailing shared maintenance, enforcement, and expenses, cities do not have the authority to unilaterally abate graffiti or clean-up trash on a railroad's right-of-way.

Fiscal Impact:

If the League of California Cities were to secure funding from the state for railroad clean-up activities, cities could potentially save money in addressing these issues themselves or through an MOU, as detailed above. This funding could also save railroad operators money in addressing concerns raised by municipalities about illegal dumping, graffiti, and homeless encampments along railroads.

Conversely, if the League of California Cities is unable to secure this funding through the Legislature or the Governor, cities may need to consider alternative methods, as detailed above, which may include significant costs.

Existing League Policy:

Public Safety:

Graffiti

The League supports increased authority and resources devoted to cities for abatement of graffiti and other acts of public vandalism.

Transportation, Communications, and Public Works

Transportation

The League supports efforts to improve the California Public Utilities Commission's ability to respond to and investigate significant transportation accidents in a public and timely manner to improve rail shipment, railroad, aviation, marine, highway, and pipeline safety

Housing, Community, and Economic Development

Housing for Homeless

Homelessness is a statewide problem that disproportionately impacts specific communities. The state should make funding and other resources, including enriched services, and outreach and case managers, available to help assure that local governments have the capacity to address the needs of the homeless in their communities, including resources for regional collaborations.

Homeless housing is an issue that eludes a statewide, one-size-fits-all solution, and collaboration between local jurisdictions should be encouraged.

Staff Comments:

Clarifying Amendments

Upon review of the Resolution, Cal Cities staff recommends technical amendments to provide greater clarity. To review the proposed changes, please see Attachment A.

The committee may also wish to consider clarifying language around regulatory authority and funding to assist cities with these efforts. The resolution asks that new investments from the state be sent to the CPUC to increase their role in managing and maintaining railroad rights-of-ways and potentially to cities to expand their new responsibility.

The committee may wish to specify MOUs as an existing mechanism for cities to collaborate and agree with railroad operators and the CPUC on shared responsibilities and costs.

Support:

The following letters of concurrence were received:

City of Bell Gardens

City of Bell

City of Commerce

City of Cudahy

City of El Segundo

City of Glendora

City of La Mirada

City of Paramount

City of Pico Rivera

City of Huntington Park

City of Long Beach

City of Lynwood

City of Montebello

2. A RESOLUTION CALLING UPON THE GOVERNOR AND THE LEGISLATURE TO PROVIDE ~~NECESARY~~ NECESSARY FUNDING FOR ~~CUPC~~ THE CALIFORNIA PUBLIC UTILITIES COMMISSION (CPUC) TO FUFILL ITS OBLIGATION TO INSPECT RAILROAD LINES TO ENSURE THAT OPERATORS ARE REMOVING ILLEGAL DUMPING, GRAFFITI AND HOMELESS ENCAMPMENTS THAT DEGRADE THE ~~QAULTY~~ QUALITY OF LIFE AND RESULTS IN INCREASED PUBLIC ~~SAFETLY~~ SAFETY CONCERNS FOR COMMUNITIES AND NEIGHBORHOODS THAT ABUT THE RAILROAD RIGHT-OF-WAY.

Source: City of South Gate

Concurrence of five or more cities/city officials

Cities: City of Bell Gardens; City of Bell; City of Commerce; City of Cudahy; City of El Segundo; City of Glendora; City of Huntington Park; City of La Mirada; City of Long Beach; City of Lynwood; City of Montebello; City of Paramount; City of Pico Rivera

Referred to: Housing, Community and Economic Development; and Transportation, Communications and Public Works

WHEREAS, ensuring the quality of life for communities falls upon every local government including that blight and other health impacting activities are addressed in a timely manner by private property owners within its jurisdictional boundaries for their citizens, businesses and institutions; and

WHEREAS, Railroad Operators own nearly 6,000 miles of rail right-of-way throughout the State of California which is regulated by the Federal Railroad Administration and/or the ~~California Public Utilities Commission~~ CPUC for operational safety and maintenance; and

WHEREAS, the ~~California Public Utilities Commission (CPUC)~~ is the enforcing agency for railroad safety in the State of California and has 41 inspectors assigned throughout the entire State to inspect and enforce regulatory compliance over thousands of miles of rail line; and

WHEREAS, areas with rail line right-of-way within cities and unincorporated areas are generally located in economically disadvantaged zones and/or disadvantaged communities of color where the impact of blight further lowers property values and increases the likelihood of unsound sanitary conditions and environmental impacts upon them; and

WHEREAS, many communities are seeing an increase in illegal dumping, graffiti upon infrastructure and homeless encampments due to the lax and inadequate oversight by regulatory agencies; and

WHEREAS, local governments have no oversight or regulatory authority to require operators to better maintain and clean their properties as it would with any other private property owner within its jurisdictional boundaries. Thus such local communities often resort to spending their local tax dollars on cleanup activities or are forced to accept the delayed and untimely response by operators to cleaning up specific sites, and;

WHEREAS, that railroad operators should be able to provide local communities with a fixed schedule in which their property will be inspected and cleaned up on a reasonable and regular schedule or provide for a mechanism where they partner with and reimburse local governments for an agreed upon work program where the local government is enabled to remove items like illegal dumping, graffiti and encampments; and

WHEREAS, the State has made it a priority to deal with homeless individuals and the impacts illegal encampments have upon those communities and has a budgetary surplus that can help fund the CPUC in better dealing with this situation in both a humane manner as well as a betterment to rail safety.

RESOLVED, at the League of California Cities, General Assembly, assembled at the ~~League~~ Cal Cities Annual Conference on September 24, 2021, in Sacramento, that ~~the~~ Cal Cities League calls for the Governor and the Legislature to work with ~~the~~ Cal Cities League and other stakeholders to provide adequate regulatory authority and necessary funding to assist cities with these railroad right-of-way areas so as to adequately deal with illegal dumping, graffiti and homeless encampments that proliferate along the rail lines and result in public safety issues. ~~The~~ Cal Cities League will work with its member cities to educate federal and state officials to the quality of life and health impacts this challenge has upon local communities, especially those of color and/or environmental and economic hardships.



CITY COUNCIL AGENDA – SEPTEMBER 7, 2021

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 meeting on August 17, 2021, 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 at the time of this report, Governor Newsom has issued sixty-two (62) Executive Orders in support of the State addressing and mitigating COVID-19 impacts, several of which are pertinent to the City. On June 11, 2021, Governor Newsom issued two Executive Orders to terminate the Stay-at-Home Order (Executive Order N-07-21), as well as to begin the wind down of other previous Executive Orders related to the pandemic (Executive Order N-08-21).

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. On October 9, 2020, apparently in consideration of the approaching holidays (e.g. Halloween, Thanksgiving, Christmas, etc.), the State issued guidance to allow up to three households to gather outdoors, including in a public park or outdoor space, allowing for social distancing, hand hygiene and wearing of face coverings unless eating or drinking, and not to exceed two hours in duration. On December 3, 2020, in response to rapidly increasing positive cases and hospitalizations (especially requiring ICU care), the State issued new stay home

Orders that prohibited all gatherings with members of other households. On January 25, 2021, the State ended its stay home Orders, removing the prohibited gathering restriction. On April 12, 2021, the State issued new guidance for activities and business tiers consistent with the Blueprint for a Safer Economy, which continued to strongly discourage indoor gatherings, but did allow for outdoor social gatherings not to exceed fifty (50) individuals in the Orange (Moderate) Tier - Tulare County's tier status at that time. On May 21, 2021, the State issued new guidance for activities and business referred to as "Beyond the Blueprint" that became effective June 15, 2021, eliminating limitations on capacity and allowing large gatherings both outdoors (recommended vaccine verification or negative testing) and indoors (required vaccine verification or negative testing). The "Beyond the Blueprint" requirements and regulations were effective through October 1, 2021, which the State assessed conditions by September 1, 2021 and determined an update was necessary. On August 18, 2021, the State issued updated guidance to the "Beyond the Blueprint" in regard to indoor "Mega Events," requiring vaccine verification or negative testing requirements for events involving 1,000 or more participants, removing self-attestation as a mode of verification after September 20, 2021, and extending requirements and regulations until November 1, 2021.

The County and most cities across the county initially 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. Consistent with the State and County's modified Orders regarding outdoor recreation and operating restrictions, at its meeting of May 5, 2020, the Council acted to reopen the City's golf course (including requiring participants to wear face coverings), OHV Park and tennis courts. On June 5, 2020, the State announced guidelines for the opening of outdoor recreation, including public swimming pools and aquatic venues, beginning June 12, 2020. At its meeting on June 16, 2020, the Council provided approval for the opening of the Murry Park swimming pool and Fallen Heroes Park splash pad consistent with the State's guidelines and necessary precautions and preparations. With continued limitations on team-oriented recreation activities, staff prepared new individual outdoor recreation opportunities for the community, such as cross-country running. On June 5, 2020, the State also provided guidance on the opening of day camps beginning June 12, 2020, which staff also prepared for opening consistent with the State's guidelines and necessary precautions and preparations, and subsequently was completed on July 31, 2020. On September 28, 2020, the State allowed public playgrounds to reopen with guidance and restrictions, which at its meeting on October 6, 2020, the Council acted to keep playgrounds closed until further action. In its regional stay at home order issued on December 3, 2020, the State ordered the closing of all indoor and outdoor playgrounds, but did encourage residents to experience outdoor recreation without gathering with anyone outside their immediate household. On December 9, 2020, the State changed its guidance on outdoor playgrounds, allowing to remain open to facilitate physically distanced personal health and wellness through outdoor exercise. At its meeting on February 2, 2021, the

Council acted to reopen the City's public playgrounds and skatepark in accordance with State guidance and restrictions. On February 19, 2021, the State released new guidance for both indoor and outdoor youth and recreational adult sports, effective February 26, 2021. Adhering and consistent with State guidance, the City began offering the reservation of park arbors and pavilions on March 27, 2021, and reopened the Zalud House Museum on March 25, 2021.

Due to the pandemic and to avoid mass gatherings, the community has suffered from the cancellation in the prior calendar year of the Iris Festival, Cinco de Mayo Parade, Porterville Fair, Military Banner Ceremony, KJUG Summer Concert Series, Freedom Fest, Pioneer Days, Veterans Day Parade, Christmas Tree-Lighting Ceremony and the Children's Christmas Parade (December), which further cancellations in the current calendar year potentially to occur.

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, although has begun to accumulate. Since the Council's action on March 17, 2020 and as of July 31, 2021, there was \$1,012,341 in unpaid City utility accounts (water: \$481,954; sewer: \$282,187; and refuse: \$248,198), with the corresponding total loss in late fees of \$272,255 - more than double the City's experience prior to the Governor's Executive Order. 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 (Project Roomkey), which the County was working with two local hotels in the leasing of approximately thirty (30) rooms. At the time of this report, the County is no longer reporting the number of hotel rooms available to homeless individuals participating in the Project Roomkey program across the county, nor the number of rooms occupied. The County also reports that a Street Medicine event occurred in Porterville on June 29, 2020, during which twelve (12) individuals were tested for COVID-19 and all were negative, as well as another Street Medicine event that occurred in the Porterville area on May 7, 2021. On July 1, 2020, Helping Hands of Porterville resumed its daily homeless lunch program, thus relieving the City and its staff of the deliver of this program. However, Helping Hands recently decided to close its program in October 2020 due to limited donations and participation.

The City's contract operator of the planned navigation center, Turning Point of Central California, had been issued building permits and was making necessary improvements for anticipated opening in the month of July, with the installation of the fire monitoring and suppression system the final improvement needed to be completed. Turning Point had previously indicated that due to the current pandemic, occupancy of the navigation center when opened would be at half-capacity to allow adequate physical distancing given group housing, but now believes the center can open with two-thirds capacity and meet State guidelines for healthy and safe operations. Given the delay in the installation of the fire monitoring and suppression system, at its meeting on August 4, 2020, the Council gave staff direction to consider opening the navigation center restricted to providing services without housing, which Turning Point opened and began offering daily services only on August 18, 2020. With the final completion of the requisite fire suppression and monitoring system, Turning Point began offering emergency shelter and transitional housing on November 15, 2020. For those served by the navigation center, a vaccine event occurred on May 7, 2021.

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 reverberated throughout the state in clarifying essential businesses, which staff both responded to complaints and acted proactively in following the State's guidelines of essential businesses (attached). To assist in this ever-changing subject, at its meeting on April 21, 2020, 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 and County guidelines in regard to essential and non-essential businesses. The Committee has met intermittently in review of local complaints and compliance with modified State and County Orders. At its meeting on December 15, 2020, the Council acted to appoint Council Member Carrillo to replace former Council Member Gurrola on the Committee.

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 during the Summer. On May 4, 2020, Governor Newsom issued Executive Order N-60-20, allowing the reopening of lower-risk businesses and spaces in Stage 2 beginning May 8, 2020, including manufacturing, retailers (pick-up and delivery) and warehouses. The Order also allowed Counties to proceed more quickly through Stage 2 (Variation Attestation) given certain State-determined public health metrics were met, including: 1) sustained reduction or stability in new cases for fourteen (14) days; 2) adequate diagnostic testing capacity and test results, including the ability to test all individuals with COVID-19 symptoms, same-day testing widely available for hospitalized patients, healthcare workers and workers in essential roles, close contacts for confirmed cases, and outpatients with symptoms; 3) public health department's capacity to rapidly interview new cases, identify close contacts, and ensure isolation and quarantine are effective; and 4) health care system capacity to respond to potential surges.

At its meeting on May 12, 2020, the Tulare County Board of Supervisors considered its draft plan for compliance with the Executive Order (attached). Of note, the Tulare County Public Health Officer issued a health advisory on May 7, 2020, that county residents should wear face coverings when in public (attached). At its meeting on May 19, 2020, the Board of Supervisors acted to modify its draft plan for reopening, including advancing immediately through the State's Stage 3, rescinding the County's Public Health Officer's Order, halting all local civil enforcement of stay-at-home Orders, directing County guidance for Stage 3 businesses, and direct County efforts from meeting State metrics to supporting problem areas and populations including the elderly and health compromised individuals, skilled nursing facilities, hospitals, and businesses or agencies with reported outbreaks. On May 26, 2020, the County submitted its Variance Attestation to the State, which was approved and posted by the State on May 27, 2020, allowing the county to proceed through the State's Stage 2.

On May 25, 2020, the State announced that places of worship (25% capacity) and in-store retail were allowed to proceed immediately statewide, and on May 26, 2020, the Governor announced that barber and hair salons could reopen immediately in counties with approved Variance Attestations, which as previously stated Tulare County's was approved by the State on May 27th. On June 5, 2020, the State announced that additional previous Stage 3 activities would be allowed to reopen with provided guidance effective June 12, 2020, including bars and wineries, campgrounds and RV parks, family entertainment centers (i.e. bowling alleys and movie theaters), fitness facilities, and museums/galleries/zoos/aquariums.

Due to increasing positive cases across the state, on June 18, 2020, the State issued guidance that all individuals wear face coverings when in public. At its

meeting on July 7, 2020, the Council acted to approve and Order under its Proclamation of Local Emergency authorizing the City to enforce the State's mandatory face covering requirements through the City's administrative citation regulations and aggressive education efforts, and directed City staff to prepare an emergency Ordinance requiring face coverings consistent with the State requirements, which was scheduled for Public Hearing and was approved by the Council at its meeting of July 21, 2020. In enforcement of the emergency Ordinance since adoption by Council, the Fire Department's Code Enforcement Division has eleven (11) documented business-oriented incidents, and the Police Department has 132 documented individual or group incidents. On June 9, 2021, the State released new face coverings guidance to take effect June 15, 2021, providing that face coverings are not required for fully vaccinated individuals except for: 1) on public transit; 2) indoors in K-12 education, childcare and youth settings; 3) healthcare settings; 4) state and local correctional and detention facilities; and 5) homeless, emergency and cooling centers. Unvaccinated individuals continue to be required to wear face coverings when indoors in public settings and businesses. On July 27, 2021, the CDC issued guidance that recommended vaccinated individuals wear face coverings while indoors in areas considered to be experiencing increased spread ("substantial" or "high" risk) of the delta variant coronavirus, which Tulare County at the time of this report is considered "high" risk for spread.

Due to increasing positive cases, testing positivity and COVID-19 hospitalizations, the State placed Tulare County on its monitoring list program for targeted engagement and potentially reinstituting community measures, which on June 28, 2020, the State directed all bars in Tulare County be closed again immediately by local health officer order. On July 1, 2020, the State further directed the closing of indoor activities for at least the succeeding three weeks, including restaurants, bowling alleys, movie theaters, card rooms, museums, wineries and zoos. On Monday, July 14, 2020, the State directed the immediate closure of all bars in California and cease in-restaurant dining, as well as the immediate closure of indoor activities or industries including barbershops, fitness centers, hair salons, malls, offices for non-essential sectors, personal care services (e.g. esthetic salons, nails salons, tattoo parlors), protests and places of worship for counties on the State's monitoring list (including Tulare County), unless the activity or industry can be modified to operate indoors or by pick-up. The State Board of Barbering and Cosmetology initially declared that barbershops and esthetic, hair and nails salons are required to operate indoors and may not operate outdoors and therefore must be closed, however, the State Board subsequently determined to allow these businesses to be open with modifications to operate outdoors.

On August 28, 2020, Governor Newsom announced that the State was implementing a new County Monitoring List system known as the Blueprint for a Safer Economy, incorporating standardized four tiers dependent upon a county's daily new cases per 100,000 population and testing positivity rates and the corresponding effect on economic sectors guidelines for operation. When the Blueprint for a Safer Economy was retired on June 15, 2021, Tulare County was in the Orange (Moderate) tier given its daily positive case rate per 100,000

population exceeded two (1.5 at the time of the report), however, the positivity rate met the Yellow (Minimal) tier requirement of less than two percent (1.5% at the time of the report). As of June 15, 2021, there were three counties in the Red (Substantial) tier, thirty-one (31) counties in the Orange (Moderate) tier and twenty-four (24) counties in the Yellow (Minimal) tier. Under the new system, the State allowed barber and hair salons to reopen indoor operations on August 31, 2020, and allowed nail salons to reopen indoor operations on September 22, 2020, if permitted by local county public health officials. The State further allowed expanded personal care services to reopen indoor operations on October 20, 2020, including esthetic, skin care, electrolysis, body art professionals, tattoo parlors, piercing shops and massage therapy (in non-healthcare settings).

On September 30, 2020, the State announced a new health equity metric to be included in the Blueprint for a Safer Economy, requiring that test positivity rates in disadvantaged communities that comprise the lowest quartile of a county's Healthy Places Index census tracts do not significantly lag behind overall county test positivity rates. In order to advance to the next less restrictive tier (e.g. Purple-widespread to Red-substantial), a county will need to meet an equity metric and/or demonstrate targeted investments to eliminate disparities in levels of transmission. According to Tulare County's report as of October 13, 2020, the lowest quartile does not include Porterville areas exceeding 8% positivity, with the census tracts of Cutler/Yettum (24.4%), Pixley/Teviston (18.9%), Earlimart (15.6%), Alpaugh/Allensworth/Richgrove (15.4%), South-Central Tulare (13.3%), Tipton/Woodville (12.5%), West-Central Tulare (11.8%) and Orosi (8.9%) being of greatest concern. As referenced by a Member of Council, at its meeting on October 6, 2020, the Tulare County Board of Supervisors adopted a Resolution, demanding clarity, consistency, and continuity from Governor Newsom regarding COVID-19 directives to counties.

On November 19, 2020, due to the observed significant rise in positive cases, the State announced a "Limited Stay At Home Order" that in all counties in the Purple (Widespread) tier under the State's Blueprint for a Safer Economy, requiring that all non-essential business and public activities cease to occur between 10:00 PM and 5:00 AM, effective November 21, 2020 through December 21, 2020 or as may be extended. On January 25, 2021, the State removed this Order effective immediately.

On December 3, 2020, due to the continued significant rise in positive cases and hospitalizations (especially ICU care), the State issued a "Regional Stay At Home Order" with the state separated into five regions by county and centered around maintaining a minimum of fifteen percent (15%) regional hospital ICU capacity, with Tulare County joining eleven (11) other counties in the "San Joaquin Valley" region. The San Joaquin Valley region experienced 14.1% ICU capacity on December 5th and 6.6% capacity on December 6th, causing the new regional order to go into effect in the San Joaquin Valley region at 11:59 P.M. on December 6th. As of June 15, 2021, the San Joaquin Valley region had 27.4% ICU capacity. The regional order modified business operations, including: 1) limit indoor retail to no more than twenty percent (20%) capacity; 2) limit restaurants to delivery/pick-up/take-out only; 3) limit worship and

political expression to outdoor only; 4) limit outdoor recreation to no drink or food sales; 5) limit essential office work only when remote work is not possible; and 6) limit hotels and lodging to only supporting critical infrastructure. The regional order closes business operations, including: 1) barber and hair salons; 2) personal care services (esthetician, massage, nail and tattoo); and 3) museums. On January 25, 2021, the State removed this Order, returning to the State's Blueprint for a Safer Economy and the county tiers system.

The new State Blueprint also provided a waiver process to allow TK-6th Grade students to receive in-person instruction with prior County and State approval, which locally St. Anne's School received such approval and began instruction on September 14, 2020. Also locally, Hope Elementary School received waiver approval and began in-person instruction on September 28, 2020, and Porterville Unified School District received waiver approval and began in-person instruction on December 1, 2020. Burton, Pleasant View Elementary and Rockford Elementary have each also received both County and State waiver approval and have begun in-person instruction. The State issued guidance on August 2, 2021, that all adults and students must wear face coverings when indoors, and on August 11, 2021, announced guidance that all education employees be vaccinated or be tested at least once weekly.

At its meeting on August 4, 2020, the Council considered and gave direction to staff evaluate opportunities for local restaurants to operate outdoors in the City's public right-of-way. At its meeting on August 18, 2020, given City liability considerations, the Council gave direction to work with local restaurants individually through an application and guidelines developed in coordination with the Council's Ad Hoc Committee. On August 24, 2020, the Council Ad Hoc Committee met with staff to review draft guidelines for the opening of outdoor dining by restaurants in public right-of-way, which the final guidelines are provided as an attachment. Consistent with the guidelines and the proposed City's support for protecting restaurant patrons dining in the public right-of-way, at its meeting on September 1, 2020, the Council authorized an appropriation of \$100,000 from the City's Emergency/Catastrophic Reserve Fund for the purchase of necessary traffic and sidewalk barriers and other complimentary amenities, with any expenditure of funds to be documented for potential reimbursement should future federal and/or state funding be made available to mitigate COVID-19 activities. Nine entities had been approved to provide outdoor dining, including the Elks Lodge #1342, New China Restaurant, El Jacalito Taqueria, Pho Sho Fusion House, Pizza Factory, El Maguey Mexican Restaurant, Mariscos El-30, RJ's Cafe & Bakery, El Nuevo Mexicali II, Habi Sushi, Black Bear Diner and Birria Y Pollos El Guero, and several more were in the application process prior to outdoor dining being prohibited by the State's regional stay at home orders on December 3, 2020. On January 25, 2021, the State removed the regional stay at home Order, again allowing outdoor dining and the consideration of the outdoor dining permits that were in process. The Council's initial approval of the outdoor dining permit process was effective through January 31, 2021, which at its meeting on February 2, 2021, the Council acted to extend its outdoor dining permit process until June 30, 2021. Subsequently, an additional seven entities have been approved to provide

outdoor dining, including Birria y Pupusas Las Favoritas, Denny's, El Nuevo Mexicali, El Tapatio, Landing 13, Taco Truck Cantina and The Mud House.

On June 3, 2021, Governor Newsom released a letter announcing the Eighth Notice of Regulatory Relief that allows restaurants and bars to maintain their expanded outdoor operations by providing regulatory relief through the end of 2021. The regulatory relief includes; on-sale retailers exercising off-sale privileges, sales of alcoholic beverages to-go, deliveries to consumers, free delivery, expansion of licensed footprint, on-sale licenses without kitchen facilities, virtual meet the winemaker or brewer dinners, renewal of relief for charitable promotions and sales, and relief from type-75 requirement to produce 100 barrels of beer annually. The letter also encourages local jurisdictions to continue to allow expanded outdoor dining opportunities. At the time of this report nineteen (19) entities have been approved to provide outdoor dining. One restaurant requested that their permit closed and several other restaurants are no longer utilizing the temporary outdoor dining areas approved under the program. The Council's initial approval of the outdoor dining permit process through January 31, 2021, was extended on February 2, 2021 to June 30, 2021. At its meeting on June 15, 2021, the Council extended the outdoor dining permit through January 2, 2022.

Due to increasing virus spread in the Central Valley resulting in increased cases and hospitalizations, on July 27, 2020, the Governor announced the appropriation of \$52 million in support of the counties of Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus and Tulare in the implementation of three Unified Support Teams to provide hands-on technical assistance in support of testing, contact tracing, isolation and quarantine efforts. On August 12 and 13, 2020, the State's Unified Support Team met with local representatives in developing strategies reducing community spread in Tulare County.

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 accrued special leave for later utilization and/or payment, as well as employees that are working from home. Given the State's reopening guidelines, all City employees returned to work effective June 1, 2020, and the special leave program was discontinued effective May 31, 2020. Compounding the challenge for the City's workforce was the temporary closure of local non-profit contractor Promoting Self Worth (PSW) due to its workforce being considered highly vulnerable to COVID-19, thus necessitating 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). PSW returned to performing its contracted services with the City beginning the week of May 11, 2020.

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. On May 29, 2020, Governor Newsom issued Executive Order N-66-20, extending the eviction moratorium through July 28, 2020. On June 30, 2020, the Governor issued Executive Order N-71-20, extending the eviction moratorium through September 30, 2020. On August 31, 2020, Governor Newsom signed legislation to extend protections for tenants from eviction from COVID-19-related back rent through February 1, 2021, as well as extended anti-foreclosure protections in the Homeowner Bill of Rights to small landlords, and on January 20, 2021, Governor Newsom signed legislation to extend the protections through June 30, 2021. On June 28, 2021, Governor Newsom signed legislation to extend the protections through September 30, 2021.

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. On May 8, 2020, the City received notice from the County that the State intended to immediately relocate approximately forty (40) foster youth from across the state with COVID-19 to PDC, however, on May 9, 2020, the County notified the City that the State had changed its plans and would not be relocating the youth to PDC, likely to ensure regional patient surge capacity. On July 2, 2020, the City received notification from the County that the State would activate PDC as a regional alternate site on Friday, July 3, 2020, treating low-acute COVID-19 patients transferred from impacted hospitals from across the Central Valley. On August 19, 2020, the State notified the County that State personnel were being assigned to support the large fires in northern California and now across the state, and that PDC would not be accepting any new patients until further notice. As of September 12, 2020, there were no patients being treated at PDC, with the State designating the "warm closure" of the facility that can be reactivated within seventy-two (72) hours if necessary. The State has indicated that due to rising hospitalizations, it anticipated that PDC would be reopened as a regional alternate site, which was activated on December 15, 2020, and at the time of this report is currently not treating any patients and has been returned to "warm closure" status.

As part of the Governor's commitment to broader testing in rural and under-

served areas of the state, the State established a contracted large-scale testing facility at the Veterans Memorial Building, beginning operations on Tuesday, May 5, 2020. Up to 130 tests are expected to be performed each day (Monday - Friday) for the next several months, which testing will be available to everyone by appointment. Given initial low utilization, City staff initiated a local messaging campaign for local residents to be tested, which precipitated improved community response beyond minimum State testing thresholds. City staff had been notified by County staff that the Veterans Memorial administration has given notice to the State to terminate the testing at its facility effective July 31, 2020, so that it may again use the facility for other purposes, however, the State and the Veterans Memorial administration have agreed to continue testing, with the testing site being terminated effective July 31, 2021. In addition, the City has partnered with the County in providing free community walkup testing, occurring weekly on Tuesdays in the public parking lot south of the Centennial Plaza building, which the County made the determination to discontinue the testing site effective May 18, 2021.

The United States Food and Drug Administration (FDA) provided emergency use authorization for the Pfizer-BioNTech COVID-19 vaccine on December 11, 2020, the Moderna vaccine on December 18, 2020 and the Johnson & Johnson vaccine on February 27, 2021, which the State provided guidelines for the distribution of vaccines in three phases. Consistent with the State's identified Phase 1A/Tier 1 priority, Tulare County began vaccinations the week of December 14, 2020, with approximately 3,000 vaccines administered. At the time of this report, the County has received 331,725 vaccines and administered 193,281 vaccines to residents, and is available to all individuals age 12 or older. The County had identified large-scale community vaccination sites, with locations in Porterville (Porterville College), Tulare (Ag Center) and Visalia (College of the Sequoias), though the County transitioned the Porterville vaccination site to the Porterville Fairgrounds in May 2021 due to a parking lot project at Porterville College. At its Special Meeting on April 13, 2021, the City Council approved a mass vaccination and resource fair event sponsored by the County at the Porterville Fairgrounds on Sunday, April 18th through Tuesday, April 20th, 2021, which a successor vaccination event at the Fairgrounds for Sunday, May 10th through Tuesday, May 12th, 2021. Effective July 31, 2021, the local community vaccine clinic operated by Sierra View Medical Center and Imperial Ambulance at the Veterans Memorial Building transitioned to Sierra View's facility on the southwest corner of Morton Avenue/Pearson Drive.

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.

On December 27, 2020, President Trump signed a \$900 billion COVID-19 relief bill into law, which included enhanced unemployment benefits, direct cash payments, small business assistance, childcare and education funding, rental assistance, vaccine and hospital funding, and payroll tax repayment, but did not include local government funding. Tulare County has reported that it would be receiving \$13 million in direct funding for rental and utility assistance, which it opted to dedicate to the State under SB 91 legislation for matching funds of \$14 million, with the total estimated \$27 million to be administered by the Local Initiatives Support Corporation (LISC) through local non-profit organizations beginning by March 15, 2021.

On July 14, 2021, Governor Newsom announced the State's new \$100 billion California Comeback Plan, which includes \$5.2 billion allocated for both back-rent and prospective rent for eligible low income residents (California COVID-19 Rent Relief Program), as well as \$2 billion to pay back unpaid water and utility bills.

On March 11, 2021, President Biden signed the \$1.9 trillion American Rescue Plan Act (ARPA), which includes \$65 billion in local government funding assistance, with recent estimates by adopted population formulas would provide \$19,984,717 in direct federal financial assistance to the City. Guidelines for the eligible use of funds are currently being drafted by the U.S. Department of the Treasury, which will administer the funds, who released the Interim Final Rule on May 10, 2021. The City's first allocation of \$9,992,358 was received on May 20, 2021, which the second allocation would be received twelve (12) months later in May 2022, with all funds required to be obligated by December 31, 2024, and expended by December 31, 2026. Pursuant to the Interim Final Rule, the funds may be used for: 1) support public health expenditures in response and mitigation of COVID-19, including public safety personnel; 2) address negative economic impacts caused by the public health emergency, including assistance to individuals, households, businesses and impacted industries (tourism, travel and hospitality); 3) replace lost public sector revenue; 4) provide premium pay for essential workers in critical infrastructure sectors; and 5) invest in water, sewer and broadband infrastructure. At its meeting on May 18, 2021, the Council provided direction that the priorities for funding be water infrastructure, homeless services, broadband and technology infrastructure, business assistance (restaurants in particular) and vaccine support.

Consistent with federal guidelines in the use of ARPA funds and the Council's priorities for the use of funds, at its meeting on August 17, 2021, the Council acted to support a vaccine incentive program in collaboration with Sierra View Medical Center, offering \$100 gift cards from local businesses (with particular focus on restaurants and personal services) to individuals being vaccinated in special publicized events. The City and Sierra View partnered in a vaccine event at the KJUG Free Summer Concert at Centennial Park on August 19, 2021, which seventy-four (74) individuals were vaccinated, and a Community Roundup Event on August 27, 2021 at Sierra View's vaccine clinic, which had 366 individuals vaccinated, for a total of 440 local gift cards to be purchased and \$44,000 in City's ARPA funds expended. Local businesses supported through the vaccine incentive program thus far have included Deli Delicious (\$1,000), Don Vino's Italian Bar and Grill (\$3,500), El Jacalito (\$2,000), El Nuevo Mexicali (\$500), El Nuevo Mexicali II (\$2,000), El Tapatio Restaurant (\$500), Mom's U-Bake Pizza (\$2,500), Nanlangka Teppanyaki & Sushi Bar (\$3,000), Stafford's Chocolates (\$1,000), Subway (\$6,000), Thai Kitchen (\$2,000), The Anvil BBQ (\$2,500), The Vault Bar & Grill (\$1,500), and Town & Country Market (\$5,000). Due to the greater than anticipated response to the Community Roundup Event, an additional \$11,600 of local gift cards is in process of being secured for participating individuals. Sierra View would like to continue to partner with the City in future vaccine incentive events (perhaps including an incentive for individuals to receive their second vaccines on September 17, 2021), and Family Healthcare Network has expressed the same through its Downtown clinic. The City's COVID Ad Hoc Committee recommended the prospective upcoming Music on Main events, as well as the Family Literacy Day event planned for September 25, 2021, for future vaccine incentive promotion events.

At its meeting on May 5, 2020, the Council acted to amend its federal Community Development Block Grant (CDBG) 5-Year Action Plan and program the \$490,000 CDBG-CV business assistance funds received, and took additional action at its meeting on June 2, 2020, which staff received final approval from the Housing and Urban Development (HUD) Department on July 21, 2020, and begin providing local small business assistance. Although the City received approval of its CDBG-CV plan and program by HUD, on August 10, 2020, HUD released its final set of program rules, which staff had to review for consistency. On September 17, 2020, the City received notification from HUD of an additional \$393,000 in additional CDBG-CV funds, which City staff is still awaiting final approval from HUD on the use of funds. At its meeting of June 16, 2020, the Council took action to defer the collection of the biannual \$25 business license from July 2020 to January 2021 for local small businesses, which due to the State's current regional stay at home order, at its meeting on December 15, 2020, the Council acted to defer the biannual collection again until July 2021. At its meeting on August 3, 2021, the Council acted to continue to defer the biannual collection until January 2022.

On December 3, 2020, given the new Regional Stay-at-Home Orders, the State announced that a new \$500 million in grants would be made available to assist

small businesses impacted by the Orders, which the application period for the first round of funding opened on December 30, 2020, and closed on January 13, 2021. A second round of funding was committed to by the State, with the application period having opened on February 2 and closed on February 8, 2021. Four additional rounds of funding were announced by the State on March 3, 2021, with the third round (waitlisted applicants from the first and second rounds only) having opened on March 5 and closed March 11, 2021, the fourth round (nonprofit cultural institutions only) opened on March 16 and closed on March 23, 2021, the fifth round (open to all eligible applicants) opened on March 25 and closed on March 31, 2021, and the sixth round (open to all eligible applicants) opened on April 28, 2021 and closed on May 4, 2021. An eighth round for nonprofit cultural institutions only opened on August 27, 2021 and closes on September 8, 2021. A ninth round for new and waitlisted applicants will open on September 9, 2021 and close on September 30, 2021. Additional rounds of funding are expected to be announced, as the State has recognized an estimated \$75 billion budget surplus.

Given challenges of access and gaps in available small business assistance, some cities have developed self-funded small business assistance programs. As an example, the City of Whittier recently developed a \$500,000 small business assistance grant program, with eligible businesses required to have a valid business license, be independently owned and operated, and have a physical commercial location (home based businesses are not eligible). The program provides \$500 to personal care services providers (i.e. hair, massage, nail, skincare, tattoo), \$2,000 to businesses that generate less than \$250,000 in gross taxable sales, and \$2,500 to businesses that generate more than \$250,000 in gross taxable sales. Small businesses are defined as generating less than \$1.25 million in gross taxable sales.

From a City financial perspective, there is uncertainty as to how the pandemic would affect local sales tax and transient occupancy tax, which could be further compounded by a potential 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. The League of California Cities has estimated cities in California will collectively lose \$7 billion in revenue through the 2020-2021 fiscal year.

As a component of its 2020-2021 budget adoption, the State appropriated \$500 million of CARES Act funding to cities that were not allocated CARES Act funding directly by the federal government, including \$275 million to cities with a population of less than 300,000, which the City received approximately \$740,000.

On Friday, January 8, 2021, Governor Newsom announced the State's proposed \$227 billion budget for the 2021-2022 fiscal year, allocating \$15 billion for

COVID-19 recovery and support, focused on vaccinations, safe reopening of schools, support for small businesses, and funding for California residents, but did not include financial support for cities.

On Tuesday, February 23, 2021, Governor Newsom signed the Golden State Stimulus legislation, that provides \$9.6 billion in financial assistance to eligible individuals and families, and economic aid to qualifying small businesses and non-profits.

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
15. Governor Newsom Executive Order N-60-20 - State Stage 2 Reopening and County Plan Guidelines
16. Tulare County Public Health Amended Order: April 8, 2020
17. Tulare County Public Health Amended Order: May 5, 2020
18. Tulare County Public Health Advisory - Face Coverings: May 7, 2020
19. Tulare County Public Health Amended Order: May 8, 2020
20. Tulare County Public Health Draft Reopening Plan: May

- 12, 2020
21. Tulare County Public Health Amended Order: May 18, 2020
 22. Tulare County Roadmap to Recovery - Stage 3: May 19, 2020
 23. State of California Guidance for Face Coverings: June 18, 2020
 24. City of Porterville Urgency Ordinance - Face Coverings: July 21, 2020
 25. City of Porterville Guidelines for Expanded Outdoor Dining
 26. State of California Guidance for Reopening Outdoor Public Playgrounds: September 28, 2020
 27. Tulare County Resolution - State COVID-19 Directives Clarity: October 6, 2020
 28. State of California Guidance for Private Gatherings: October 9, 2020
 29. Tulare County Healthy Places Index Update: October 13, 2020
 30. State of California Guidance for Expanded Personal Care Services: October 20, 2020
 31. State of California Limited Stay At Home Order - November 19, 2020
 32. State of California Regional Stay At Home Order - December 3, 2020
 33. State of California COVID-19 Vaccine Prioritization - January 7, 2021
 34. Tulare County COVID-19 Vaccine Distribution Plan - January 7, 2021
 35. Tulare County COVID-19 Vaccine Schedule
 36. Tulare County Emergency Rental and Utility Assistance Program
 37. State of California Outdoor and Indoor Youth and Recreational Adult Sports Guidance - February 19, 2021
 38. State of California Guidance for Activity and Business Tiers - April 12, 2021
 39. United States Treasury Department State and Local Fiscal Recovery Funds - Fact Sheet
 40. State of California Beyond the Blueprint Framework for Industry and Business Sectors - May 21, 2021
 41. Governor Newsom Letter re: Outdoor Restaurant Operations - June 3, 2021
 42. State of California Face Coverings Guidance - June 9, 2021
 43. Governor Newsom Executive Order N-07-21 - Stay-at-Home Order Rescinded
 44. Governor Newsom Executive Order N-08-21 - Executive Orders Rescinded
 45. City of Porterville Utilities Past Due Balances - July 2021

46. State of California Beyond the Blueprint Framework for
Industry and Business Sectors Update - August 18, 2021

Appropriated/Funded:

Review By:

Department Director:

John Lollis, City Manager

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

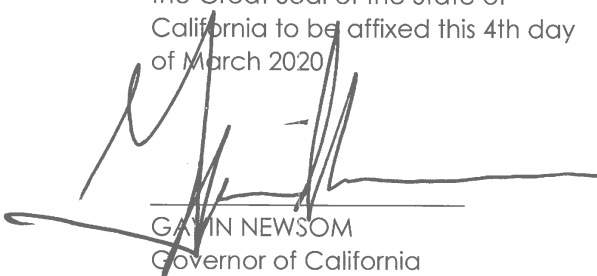
notification requirement of Civil Code section 1798.24, subdivision (i), is suspended.

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:

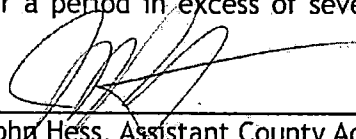
1. Proclaims that a local emergency, as defined in Government Code Section 8558 and Tulare County Ordinance Code Section 1-15-1005, now exists within the County due to the presence of COVID-19; and
2. Requests that the Governor of the State of California request a federal declaration to provide assistance, 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

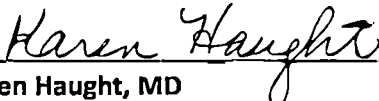
WHEREAS, the Board of Supervisors is not in session, and cannot immediately be called into session; and

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

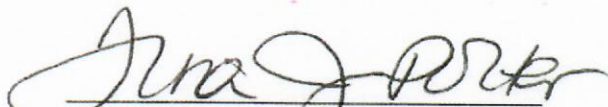
NOES: 0

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:

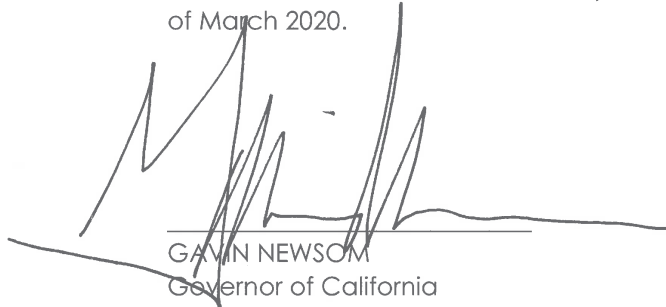
- (i) each state or local body must give advance notice of each public meeting, according to the timeframe otherwise prescribed by the Bagley-Keene Act or the Brown Act, and using the means otherwise prescribed by the Bagley-Keene Act or the Brown Act, as applicable; and
- (ii) consistent with the notice 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:

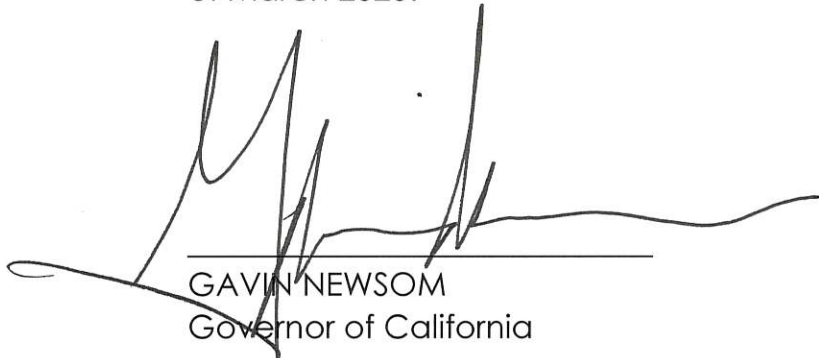
- 1) To the limited extent that any part of Health & Safety Code section 50214, subdivision (a), restricts a local jurisdiction from expending Homeless Emergency Aid Program funds on preparing for and addressing the impacts of the COVID-19 pandemic on homeless individuals, including through implementing 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

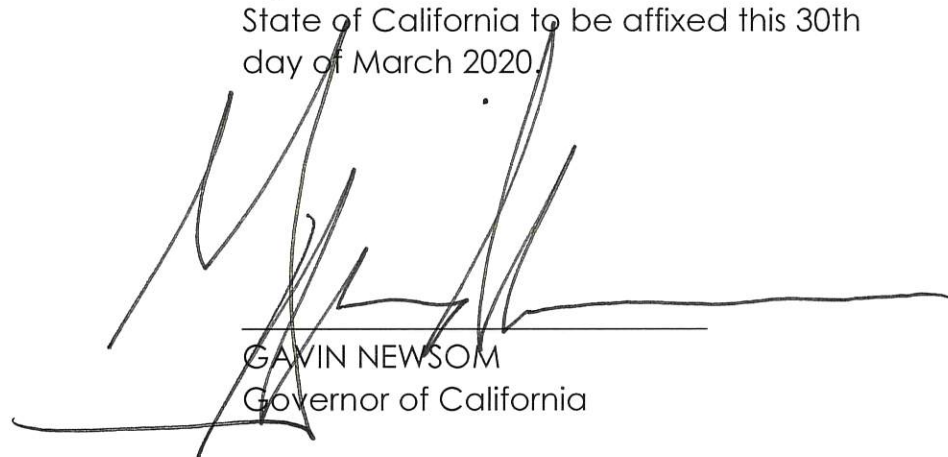
and safety. Any waivers granted pursuant to this paragraph shall be posted on the Department's website.

- 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.

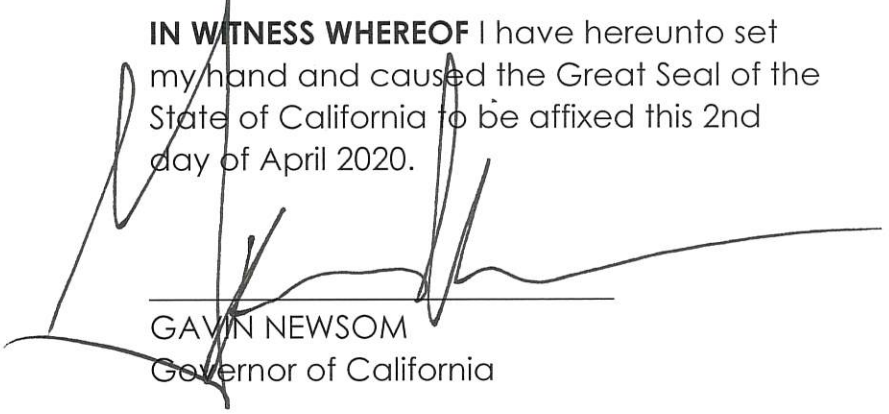
Nothing in this Order eliminates the obligation of water customers to pay for water service, prevents a water system from charging a customer for such service, or reduces the amount a customer already may owe to a water system.

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

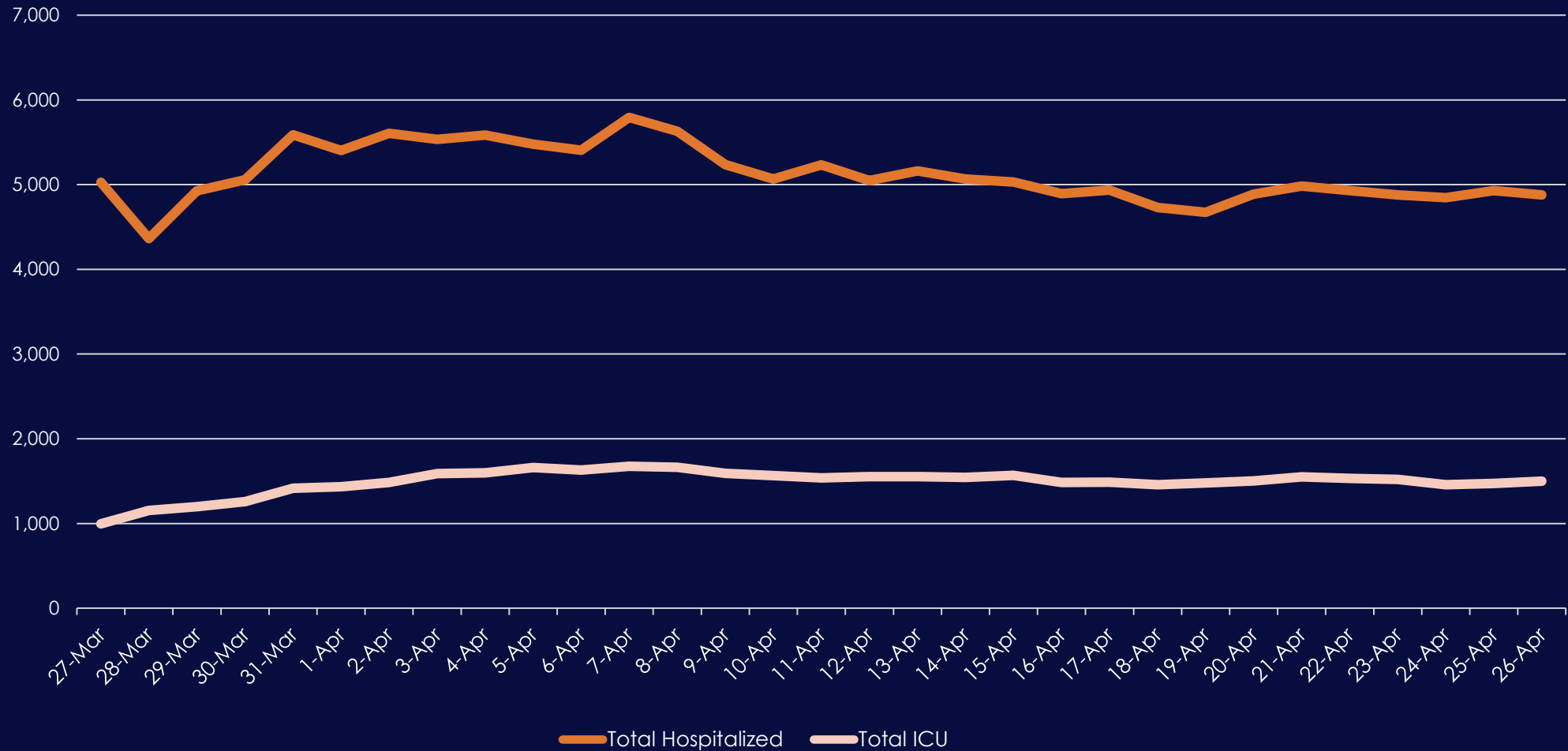


Update on California's Pandemic Roadmap

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

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

EXECUTIVE ORDER N-60-20

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 on March 19, 2020, I issued Executive Order N-33-20, which directed all California residents to immediately heed current State public health directives; and

WHEREAS State public health directives, available at <https://covid19.ca.gov/stay-home-except-for-essential-needs/>, have ordered all California residents stay home except for essential needs, as defined in State public health directives; and

WHEREAS COVID-19 continues to menace public health throughout California; and

WHEREAS the extent to which COVID-19 menaces public health throughout California is expected to continue to evolve, and may vary from place to place within the State; and

WHEREAS California law promotes the preservation of public health by providing for local health officers—appointed by county boards of supervisors and other local authorities—in addition to providing for statewide authority by a State Public Health Officer; and

WHEREAS these local health officers, working in consultation with county boards of supervisors and other local authorities, are well positioned to understand the local needs of their communities; and

WHEREAS local governments are encouraged to coordinate with federally recognized California tribes located within or immediately adjacent to the external geographical boundaries of such local government jurisdiction; and

WHEREAS the global COVID-19 pandemic threatens the entire State, and coordination between state and local public health officials is therefore, and will continue to be, necessary to curb the spread of COVID-19 throughout the State; and

WHEREAS State public health officials have worked, and will continue to work, in consultation with their federal, state, and tribal government partners; and

WHEREAS the State Public Health Officer has articulated a four-stage framework—which includes provisions for the reopening of lower-risk businesses and spaces (“Stage Two”), to be followed by the reopening of higher-risk businesses and spaces (“Stage Three”)—to allow Californians to gradually resume various activities while continuing to preserve public health in the face of COVID-19; and

WHEREAS the threat posed by COVID-19 is dynamic and ever-changing, and the State's response to COVID-19 (including implementation of the four-stage framework) should likewise retain the ability to be dynamic and flexible; and

WHEREAS to preserve this flexibility, and under the provisions of Government Code section 8571, I find that strict compliance with the Administrative Procedure Act, Government Code section 11340 et seq., 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, 8627, and 8665; and also in accordance with the authority vested in the State Public Health Officer by the laws of the State of California, including but not limited to Health and Safety Code sections 120125, 120130, 120135, 120140, 120145, 120150, 120175, and 131080; do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) All residents are directed to continue to obey State public health directives, as made available at <https://covid19.ca.gov/stay-home-except-for-essential-needs/> and elsewhere as the State Public Health Officer may provide.
- 2) As the State moves to allow reopening of lower-risk businesses and spaces ("Stage Two"), and then to allow reopening of higher-risk businesses and spaces ("Stage Three"), the State Public Health Officer is directed to establish criteria and procedures—as set forth in this Paragraph 2—to determine whether and how particular local jurisdictions may implement public health measures that depart from the statewide directives of the State Public Health Officer.

In particular, the State Public Health Officer is directed to establish criteria to determine whether and how, in light of the extent to which the public health is menaced by COVID-19 from place to place within the State, local health officers may (during the relevant stages of reopening) issue directives to establish and implement public health measures less restrictive than any public health measures implemented on a statewide basis pursuant to the statewide directives of the State Public Health Officer.

The State Public Health Officer is further directed to establish procedures through which local health officers may (during the relevant stages of reopening) certify that, if their respective jurisdictions are subject to proposed public health measures (which they shall specify to the extent such specification may be required by the State Public Health Officer) that are less restrictive than public health measures implemented on a statewide basis pursuant to the statewide directives of the State Public Health Officer, the public health will not be menaced. The State Public Health Officer shall additionally establish procedures to permit, in a manner consistent with public health and

safety, local health officers who submit such certifications to establish and implement such less restrictive public health measures within their respective jurisdictions.

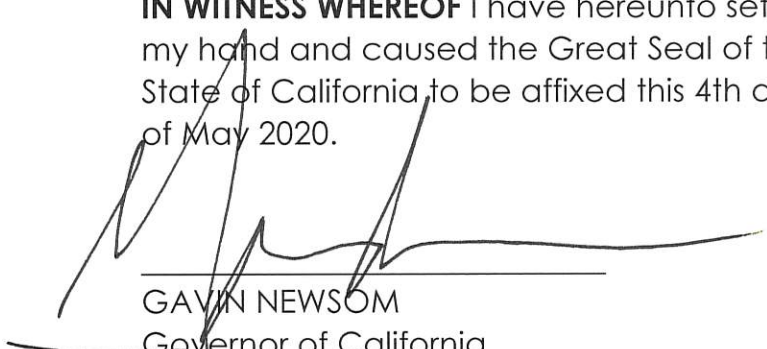
The State Public Health Officer may, from time to time and as she deems necessary to respond to the dynamic threat posed by COVID-19, revise the criteria and procedures set forth in this Paragraph 2. Nothing related to the establishment or implementation of such criteria or procedures, or any other aspect of this Order, shall be subject to the Administrative Procedure Act, Government Code section 11340 et seq. Nothing in this Paragraph 2 shall limit the authority of the State Public Health Officer to take any action she deems necessary to protect public health in the face of the threat posed by COVID-19, including (but not limited to) any necessary revision to the four-stage framework previously articulated by the State Public Health Officer.

- 3) Nothing in this Order shall be construed to limit the existing authority of local health officers to establish and implement public health measures within their respective jurisdictions that are more restrictive than, or that otherwise exist in addition to, the public health measures imposed on a statewide basis pursuant to the statewide directives of the State Public Health Officer.

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 4th day of May 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

**County of Tulare
Health & Human Services Agency
Public Health Branch**

Health Officer
5957 South Mooney Blvd.
Visalia, CA 93277 559-624-8480



**EXTENSION OF EMERGENCY ORDER FOR THE PREVENTION OF NOVEL CORONAVIRUS (COVID-19)
TRANSMISSION IN OR ABOUT RESTAURANTS, BARS, FOOD TRUCKS, GROCERY STORES, AND OTHER
RETAIL FOOD AND BEVERAGE SERVICE VENUES, ENTERTAINMENT AND RECREATIONAL VENUES,
GYMS, HEALTH CLUBS, THEATERS, CHURCHES, AND OTHER SOCIAL GATHERINGS**

WHEREAS, on March 11, 2020, the County Health Officer of the County of Tulare proclaimed and declared that a local health emergency now exists in the County of Tulare due to the presence of and threat posed by the novel coronavirus ("COVID-19"); and

WHEREAS, the Tulare County Board of Supervisors ratified said proclamation at its regular meeting of March 17, 2020; and

WHEREAS, said proclamation shall remain in effect until further notice; and

WHEREAS, the severity of the local health emergency appears to be increasing each day, with additional reported cases of COVID-19 infections and related deaths in all areas of California, the U.S., and throughout the world; and

WHEREAS, on March 16, 2020, the California Department of Public Health ("CDPH") and State Emergency officials issued guidance to local communities regarding public safety measures that should be taken with respect to (1) retail food, beverage, and related service venues, (2) entertainment venues; and (3) gyms, health clubs, theaters, and other social gatherings, in order to prevent the transmission of COVID-19;

WHEREAS, on March 19, 2020, the County Public Health Officer issued an Emergency Order For The Prevention Of Novel Coronavirus (COVID-19) Transmission In Or About Restaurants, Bars, Food Trucks, Grocery Stores, And Other Retail Food And Beverage Service Venues, Entertainment And Recreational Venues, Gyms, Health Clubs, Theaters, Churches, And Other Social Gatherings ("ORDER"), which is set to expire on April 19, 2020;

WHEREAS, on March 19, 2020, Governor Newsom issued Executive Order N-33-20 directing all California residents immediately to heed current State public health directives to stay home (shelter-in-place), 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 the health and well-being of all Californians; and

WHEREAS, due to the continued transmission of COVID-19 throughout Tulare County, it is the opinion of the County Public Health Officer that it is necessary to continue to enforce the aforementioned orders to combat further transmission of the disease to Tulare County residents.

NOW, THEREFORE, pursuant to Tulare County Ordinance Code sections 1-15-1033 (b) and 1-15-1040 (b), and California Health and Safety Code sections 101040, 101085, and 120175, the County Public Health Officer extends the ORDER previously issued on March 19, 2020, until such a time that it is terminated or modified by the County Public Health Officer in writing.

IT IS SO ORDERED.

Time: 5:10 p.m.
Date: April 8, 2020

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 Jennifer M. Flores Digitally signed by Jennifer M. Flores
Date: 2020.04.09 09:46:16 -0700
Chief Deputy
Matter No. 2020217

Attachments: March 19, 2020 Order of the County Public Health Officer

JMF/4/7/2020/2020217/1450463_2.docx

**County of Tulare
Health & Human Services Agency
Public Health Branch**



Health Officer
5957 South Mooney Blvd.
Visalia, CA 93277 559-624-8480

**AMENDED EMERGENCY ORDER FOR THE PREVENTION OF NOVEL CORONAVIRUS (COVID-19)
TRANSMISSION IN OR ABOUT RESTAURANTS, BARS, FOOD TRUCKS, GROCERY STORES, AND OTHER
RETAIL FOOD AND BEVERAGE SERVICE VENUES, ENTERTAINMENT AND RECREATIONAL VENUES,
GYMS, HEALTH CLUBS, THEATERS, CHURCHES, OTHER SOCIAL GATHERINGS, AND OUTDOOR
RECREATIONAL ACTIVITIES**

WHEREAS, on March 11, 2020, the County Health Officer of the County of Tulare proclaimed and declared that a local health emergency now exists in the County of Tulare due to the presence of and threat posed by the novel coronavirus ("COVID-19"); and

WHEREAS, the Tulare County Board of Supervisors ratified said proclamation at its regular meeting of March 17, 2020; and

WHEREAS, said proclamation shall remain in effect until further notice; and

WHEREAS, the severity of the local health emergency appears to be increasing each day, with additional reported cases of COVID-19 infections and related deaths in all areas of California, the U.S., and throughout the world; and

WHEREAS, the California Department of Public Health ("CDPH") and State Emergency officials have issued ongoing guidance to local communities regarding public safety measures that should be taken with respect to (1) retail food, beverage, and related service venues, (2) entertainment venues, and (3) gyms, health clubs, theaters, other social gatherings, and outdoor recreational activities, in order to prevent the transmission of COVID-19; and

WHEREAS, said guidance is designed to protect individuals attending and working at these venues and prevent the spread of COVID-19 in our communities; and

WHEREAS, under said guidance, available at <https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/Immunization/ncov2019.aspx> and <https://covid19.ca.gov/stay-home-except-for-essential-needs/> the following actions have been recommended:

- **Bars, wineries, breweries and pubs** should be closed, except for venues that are currently authorized to provide off sale beer and wine to be consumed off premises be allowed; bars, breweries, pubs, and wineries that include meals provided by a full kitchen should follow the restaurant guidance below if they provide delivery or pick-up options;
- **Restaurants** should be closed for in-restaurant seated dining and should be open only to drive-through or other pick-up/delivery options;
- **Food trucks** should increase the frequency of cleaning of menus, cash registers, receipt trays, condiment holders, writing instruments and other non-food contact surfaces frequently touched by patrons and employees, ensure that social distancing of six feet per person between those who are not members of the same household is maintained and make clear that members of the same household can participate together, stand in line together, etc., but limiting the number of

people in lines;

- **Grocery stores and charitable food distribution sites** should remain fully open and operational, but ensure that social distancing of six feet per person between those who are not members of the same household is maintained and make clear that members of the same household can participate in activities together, stand in line together, etc., and limiting the number of customers at any given time as necessary to reduce outdoor/indoor crowding and lines to meet social distancing guidance, and increase cleaning and sanitizing frequency of restroom and other high contact areas; and stores that have online ordering with outside pick-up or delivery options should encourage use of these when possible in lieu of indoor shopping;
- **Certified Farmers' Markets** should space booths accordingly to increase social distancing among patrons in line and walking about the market; ensure that social distancing of six feet per person between those who are not members of the same household is maintained and make clear that members of the same household can participate in activities together, stand in line together, etc.; limit the number of customers at any given time as necessary to reduce outdoor/indoor crowding and lines to meet social distancing guidance; increase cleaning and sanitizing frequency of restroom and other high contact areas; train employees on best hygiene practices including washing their hands often with soap and water for at least 20 seconds; offer additional hand washing or sanitizing stations throughout the venue; encourage activities such as pre-bagging to expedite purchasing; suspend sampling activities; increase frequency of cleaning of tables, payment devices, and other surfaces; eliminate non-essential/non-related services, such as bands or other entertainment; and at the end of the market, continue to utilize local food recovery systems to feed/donate extra products to populations in need;
- **All retail food and beverage service venues** should remind employees of best hygiene practices including washing their hands often with soap and water for at least 20 seconds;
- **Gambling venues** should eliminate, delay, or reduce conventions/tournaments that increase customer flow above 250 persons in a single room/space; increase frequency of cleaning of chips, shuffling machines, and other objects utilized in games; increase frequency of cleaning and/or disposal of playing cards; eliminate non-essential/non-related services, such as massages or other ancillary services co-housed in gambling venues that could increase customer flow above 250 persons in a single room/space; ensure that social distancing of six feet per person between those who are not members of the same household is maintained and make clear that members of the same household can participate together, stand in line together etc.; limit the number of people in lines; separate spaces on the gaming floor into smaller components; increase frequency of cleaning and sanitizing per CDC Environmental Cleaning and Disinfection guidance of all hard surfaces, including terminals and felt and vinyl surfaces of card tables and chairs; increase cleaning and sanitizing frequency of restroom and other high contact areas; eliminate events/marketing that target individuals that the CDPH has identified higher risk of serious illness for COVID-19 ; provide additional opportunities throughout the venue for persons to reduce the spread of the virus through hand washing or sanitizing stations;
- **Theme Parks and Attractions** should ensure that social distancing of six feet per between those who are not members of the same household is maintained and make clear that members of the same household can participate in activities together, stand in line together etc.; limit attendance as necessary to reduce outdoor/indoor crowding and lines to meet social distancing guidance; increase cleaning and sanitizing frequency of restroom and other high contact areas; train employees on best hygiene practices including washing their hands often with soap and water for at least 20 seconds; increase spacing of show times to allow for more thorough cleaning of single room or space and social distancing during show times; provide additional opportunities throughout the venue for persons to reduce the spread of the virus through hand washing or sanitizing stations; eliminate events/marketing that target individuals that the CDPH has

identified as higher risk of serious illness for COVID-19; extend hours to allow for staggering of attendance; and add distance to locations individuals sit or stand around tables;

- **Gyms, health clubs, and theaters** should be closed;
- **All gatherings** (defined as any event or convening that brings together people in a single room or single space at the same time, such as an auditorium, stadium, arena, large conference room, meeting hall, cafeteria, or any other indoor or outdoor space) should be postponed or cancelled, except for those defined as “essential,” meaning that they cannot be postponed or achieved without gathering, and that some other means of communication could not be used to conduct the essential function.
- **Face coverings**, such as scarves (dense fabric, without holes), bandanas, neck gaiters, or other fabric face coverings, should be worn by all persons over the age of two years at all times while inside of or waiting to enter any business or facility, while riding or waiting to ride any public or shared transportation, and at any other time when it is impossible to maintain a distance of six-feet between persons who are not members of a shared household. All persons, including Essential Workers are discouraged from using Personal Protective Equipment (PPE), such as N95 masks, for non-medical reasons, because supply must be available to healthcare workers.

WHEREAS, the increasing threat posed by COVID-19 in Tulare County makes it advisable that the actions recommended in said guidance become mandatory in the incorporated and unincorporated areas of County of Tulare at least for the time being.

NOW, THEREFORE, pursuant to Tulare County Ordinance Code sections 1-15-1033 (b) and 1-15-1040 (b), and California Health and Safety Code sections 101040, 101085, and 120175, the Health Officer of the County of Tulare hereby orders as follows, which shall be effective immediately and remain in effect until such a time that it is terminated or modified by the County Public Health Officer in writing:

1. Definitions:

- a) Restaurant: Any establishment that sells food for consumption on-premises.
- b) Food Court: Any establishment that sells food for consumption on-premises in a shared setting with other establishments.
- c) Bar and tavern: Any establishment with the following types of California Alcoholic Beverage Control licenses:
 - 1) 40 - On Sale Beer (Bar, Tavern)
 - 2) 42 - On Sale Beer & Wine - Public Premises (Bar, Tavern)
 - 3) 48 - On Sale General - Public Premises (Bar, Night Club)
 - 4) 51 - Club
 - 5) 57 - Special On Sale General
 - 6) 60 - On Sale Beer - Seasonal
 - 7) 61 - On Sale Beer - Public Premises
- d) Food truck: Any “mobile food facility” within the meaning of the California Retail Food Code.
- e) Certified Farmers’ Market: A location that is certified by the State of California through the enforcement officers of the county agricultural commissioners and operated pursuant to Chapter 10.5 (commencing with Section 47000) of Division 17 of the Food and Agricultural Code and regulations adopted pursuant to that chapter.
- f) Grocery Store: Any store primarily engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, and fresh meats, fish, and poultry and any area that is not separately owned within the store where food is prepared and served, including a bakery, deli, and meat and

seafood counter. "Grocery store" includes convenience stores.

- g) Charitable Food Distribution Site: A "food bank" or "limited service charitable feeding operation" within the meaning of the California Retail Food Code.
 - h) Gambling venue: Any cardroom, casino, or similar site where the primary goal of those assembled is the wagering of money or other things of value on events with uncertain outcomes, with the primary intent of winning money or material goods, and over which the Tulare County Public Health Officer has jurisdiction.
 - i) Entertainment and recreational venue: Any site where the primary goal of those assembled is to promote amusement, enjoyment, pleasure, recreation, diversion, relaxation, and other similar uses, including, but not limited to, theme parks, amusement parks, attractions, theaters, museums, roller rinks, skate parks, sports stadiums, bowling alleys, and the like.
 - j) Theme park: Any entertainment venue or amusement park in which rides, games, and buildings are based on a central theme.
 - k) Amusement Park: Any entertainment venue that features various attractions such as rides and games, as well as other events for entertainment purposes.
 - l) Attraction: Any place of interest where persons visit, typically for its inherent or exhibited natural or cultural value, historical significance, natural or built beauty, offering leisure and amusement.
 - m) Gym and Health Club: Any room or building used for various indoor sports or exercise activities, and usually equipped with exercise or gymnastic apparatus, locker and shower rooms, indoor or outdoor swimming pools, sports courts, and similar spaces.
 - n) Theater: Any entertainment venue used for housing dramatic presentations, stage entertainments, or motion-picture shows.
 - o) Church: Any site, with or without structures, the primary use of which is the assemblage of people for any religious worship, education, or expression.
 - p) Social gathering: Any event or convening that brings together people in a single room or single space at the same time, such as an auditorium, stadium, arena, large conference room, meeting hall, cafeteria, or any other indoor or outdoor space.
 - q) Outdoor recreational activities: Any activity that can be done in an outside setting, including but not limited to, individual and group sports.
2. **Restaurants, Food Courts, and other establishments** that offer on-premises dining shall not allow consumption of food or beverages on-premises. Delivery, drive-thru, and pick-up options are allowed.
 3. **Bars and taverns** shall be closed.
 4. **Food Trucks** shall not allow consumption of food or beverages on or about the premises and shall increase the frequency of cleaning of menus, cash registers, receipt trays, condiment holders, writing instruments and other non-food contact surfaces frequently touched by patrons and employees; ensure that social distancing of six feet per person between those who are not members of the same household is maintained and make clear that members of the same household can participate together, stand in line together, etc., but limit the number of people in their lines. All employees of the Food Truck should wear an appropriate face covering at all times.
 5. **Certified Farmers' Markets** shall space booths accordingly to increase social distancing among patrons in line and walking about the market; ensure that social distancing of six feet per between those who are not members of the same household is maintained and make clear that members of the same household can participate in activities together, stand in line together, etc.; limit the number of customers at any given time as necessary to reduce outdoor/indoor crowding and lines to meet social distancing guidance; increase cleaning and sanitizing frequency of restroom and other high contact areas; train employees on best hygiene practices including washing their hands often with

soap and water for at least 20 seconds; offer additional hand washing or sanitizing stations throughout the venue; encourage activities such as pre-bagging to expedite purchasing; suspend sampling activities; increase frequency of cleaning of tables, payment devices, and other surfaces; eliminate non-essential/non-related services, such as bands or other entertainment; and at the end of the market, continue to utilize local food recovery systems to feed/donate extra products to populations in need. All persons providing essential services at a Farmers' Market should wear an appropriate face covering at all times.

6. **Grocery Stores and Charitable Food Distribution Sites** are allowed to remain fully open and operational, but must ensure that social distancing of six feet per person between those who are not members of the same household is maintained and make clear that members of the same household can participate in activities together, stand in line together, etc.; limit the number of customers at any given time as necessary to reduce outdoor/indoor crowding and lines to meet social distancing guidance; increase cleaning and sanitizing frequency of restroom and other high contact areas; and stores that have online ordering with outside pick-up or delivery options should encourage use of these when possible in lieu of indoor shopping. All employees of the grocery store or charitable food distribution site should wear an appropriate face covering at all times.
7. **All retail food, beverage, and other related service venues** shall remind employees of best hygiene practices including washing their hands often with soap and water for at least 20 seconds. All venues should require employees to wear an appropriate face covering at all times.
8. **Gambling venues** shall be closed.
9. **Entertainment and recreational venues**, including, but not limited to, theme parks, amusement parks, attractions, theaters, museums, roller rinks, skate parks, sports stadiums, bowling alleys, and the like, shall be closed.
10. **Gyms and health clubs** shall be closed;
11. **All social gatherings**, including, but not limited to church services, meetings of service and social clubs, conferences, conventions, and the like, shall be postponed or cancelled.
12. **Outdoor recreational activities** are permissible as long as it is feasible to maintain a safe physical distance of six feet and gather only with members of the same household at all times during said activity(ies). Individual outdoor recreational activities are permissible as long as it is feasible to maintain a safe physical distance of six feet at all times during said activity. Any outdoor group sports or activities shall be postponed or cancelled unless the sport or activity can be done individually or with members of the same household only. There should be no shared equipment between persons who are not members of the same household. Visit <https://covid19.ca.gov/stay-home-except-for-essential-needs/#top>, Outdoor Recreation section for a list of requirements, specifically allowed activities, and further guidance from the state of California.
13. For those businesses closed under this Order, business owners, managers, and supervisory staff are allowed to be on site to conduct minimum basic operations, provided that they each observe the social distancing and best personal hygiene practices (including washing their hands often with soap and water for at least 20 seconds) outlined above.
14. No County permits for special events shall be granted. All County permits for special events previously issued are revoked or postponed.
15. No temporary ABC licenses shall be authorized by the County.
16. For personal and public health and safety purposes, all residents of and visitors to Tulare County are strongly urged to practice social distancing of six feet per person when able to do so, wash their hands often with soap and water for at least 20 seconds, wear face coverings, such as scarves (dense fabric, without holes), bandanas, neck gaiters, or other fabric face coverings, at all times while inside of or waiting to enter any business or facility, while riding or waiting to ride any public or shared

transportation, and at any other time when it is impossible to maintain a distance of six-feet between persons who are not members of a shared household and follow all other guidance from public health officials with regard to the threat posed by COVID-19.

17. Each incorporated city within Tulare County is urged and requested to take such actions, if any, as may be reasonably necessary to permit this Order to be fully enforced within its respective jurisdiction.
18. The Public Health Branch of the Tulare County Health and Human Services Agency, the Tulare County District Attorney's office, the Tulare County Counsel's office, and all other applicable County of Tulare Agencies, Departments, and Divisions are requested and directed to enforce this Order within their respective jurisdictions.
19. Pursuant to California Government Code section 26602, the Sheriff of Tulare County is requested to enforce this Order within the Sheriff's jurisdiction to prevent the spread of COVID-19.
20. Pursuant to California Government Code section 41601, the chiefs of the police departments of the Cities of Visalia, Tulare, Porterville, Dinuba, Exeter, Lindsay, Woodlake, and Farmersville are requested to enforce this Order within their respective jurisdictions to prevent the spread of COVID-19.
21. The Order shall be subject to amendment or repeal at any time and shall not be deemed to confer any contractual obligations, property rights, or assume any County or other public agency liability.
22. If any provision of this Order or its application to any person or circumstance is held to be invalid, then the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
23. This Order shall be immediately translated into Spanish, and accommodations made for disabled persons to read its contents; it shall also be distributed to all local media and made prominently available on the County of Tulare's website.
24. Pursuant to California Health and Safety Code sections 101029 and 120280, and Tulare County Ordinance Code sections 1-15-1040(b) and 125, violations of this Order shall be punishable as a misdemeanor upon conviction by a fine of not exceeding one thousand dollars or by imprisonment for a term of not exceeding six months, or by both such fine and imprisonment.

IT IS SO ORDERED.

Time: 9:10am
Date: May 5, 2020

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
Deputy County Counsel
Matter No. 2020217JMS/5-05-2020/2020217/1463907.docx



TULARE COUNTY HEALTH & HUMAN SERVICES AGENCY

Karen M. Elliott, MBA • Public Health Branch Director
Karen Haught, MD, M.P.H. • County Health Officer

Timothy W. Lutz, MBA
Agency Director

May 7, 2020

Health Advisory Recommending Face Coverings for the Public and Essential Workers

This health advisory seeks to inform the public about the need for Face Coverings when outside the home for the prevention and source control of COVID-19.

Summary

- Tulare County Public Health urges the public to use Face Coverings while attending to essential activities in order to reduce the spread of COVID-19
- Individuals are asked to ensure effective use of Face Coverings by washing their hands after putting on and taking of the Face Covering
- Essential businesses and their employees are asked to utilize Face Coverings when providing services to the public
- Essential businesses are asked to post signage informing the public of the requirement to utilize Face Coverings

The United States Centers for Disease Control and Prevention ("CDC"), California Department of Public Health ("CDPH"), and the Tulare County Public Health Branch ("TCPH") have recommended that members of the public, should cover the mouth and nose to prevent inadvertently spreading the virus that causes Coronavirus Disease 2019 ("COVID-19"). One key transmission method for the COVID-19 virus is respiratory droplets that people expel when they breathe or sneeze. Individuals have been found to be infected with COVID-19 and not have any symptoms, meaning they are asymptomatic, but they can still be contagious. People can also be infected and contagious 48 hours before developing symptoms, the time when they are pre-symptomatic. Many people with the COVID-19 virus have mild symptoms and do not recognize they are infected and contagious, and they can unintentionally infect others. Therefore, the CDC, CDPH, and TCPH believe that wearing a face covering, when combined with physical distancing of at least 6 feet and frequent hand washing, may reduce the risk of transmitting coronavirus when in public and engaged in essential activities by reducing the spread of respiratory droplets. *For clarity, although wearing a face covering is one tool for reducing the spread of the virus, doing so is not a substitute for sheltering in place, physical distancing of at least 6 feet, and frequent hand washing.*

This Advisory requires that people wear Face Coverings in three main settings. First, members of the public must wear Face Coverings while inside of or waiting in line to enter Essential Businesses and other businesses or facilities engaged in Minimum Basic Operations, providing Essential Infrastructure, and providing Essential Government Functions (except Healthcare Operations, which are subject to different requirements), when seeking healthcare from Healthcare Operations, and when waiting for or riding on



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public transportation and other types of shared transportation. These settings are defined further below.

Second, this Advisory also requires employees, contractors, owners, and volunteers of all Essential Businesses or those operating public transportation and other types of shared transportation to wear a Face Covering when at work.

And third, this Advisory also requires workers engaged in Minimum Basic Operations, Essential Infrastructure work, and Essential Government Functions to wear a Face Covering in areas where the public is present or likely to be and at any time when others are nearby.

This Advisory does not require that any child aged twelve years or younger wear a Face Covering and recommends that any child aged two years or younger should not wear one because of the risk of suffocation. This Advisory also does not apply to people who are in their own cars alone or with members of their own household. It also does not require people wear Face Coverings while engaged in outdoor recreation such as hiking, bicycling, or running, though it does recommend that they have a Face Covering with them and still requires them to practice social distancing and other measures to protect against transmission of the virus.

Definition of Face Coverings

As used in this Advisory, a "Face Covering" means a covering made of cloth, fabric, or other soft or permeable material, without holes, that covers only the nose and mouth and surrounding areas of the lower face. A covering that hides or obscures the wearer's eyes or forehead is not a Face Covering. Examples of Face Coverings include a scarf or bandana; a neck gaiter; a homemade covering made from a t-shirt, sweatshirt, or towel, held on with rubber bands or otherwise; or a mask, which need not be medical-grade. A Face Covering may be factory-made, or may be handmade and improvised from ordinary household materials. The Face Covering should be comfortable, so that the wearer can breathe comfortably through the nose and does not have to adjust it frequently, so as to avoid touching the face. For as long as medical grade masks such as N95 masks and surgical masks are in short supply, members of the public should not purchase those masks as Face Coverings under this Advisory. In general, even when not required by this Advisory, people are strongly encouraged to wear Face Coverings when in public.

A video showing how to make a face covering and additional information about how to wear and clean Face Coverings may be found at the website of Centers for Disease Control and Prevention, at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/diy-cloth-face-coverings.html>.

Effective Use

Face Coverings must be worn in such a manner as to contain respiratory droplets and minimize transmission of the virus via the hands. To achieve this, Face Coverings should fit snugly and be washed daily. Cloth Face Coverings can be safely cleaned in a washing machine or by hand as the materials



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permit. Individuals should be careful not to touch their eyes, nose, or mouth when removing their Face Coverings and wash their hands immediately after removing.

Members of the Public

All members of the public, except as specifically exempted below, must wear a Face Covering outside their home or other place they reside in the following situations:

1. When they are inside of, or in line to enter, any Essential Business, including, but not limited to, grocery stores, convenience stores, supermarkets, laundromats, and restaurants;
2. When they are inside or at any location or facility engaging in Minimum Basic Operations or seeking or receiving Essential Government Functions inside of any location or facility;
3. When they are engaged in Essential Infrastructure work
4. When they are obtaining services at Healthcare Operations— including hospitals, clinics, COVID-19 testing locations, dentists, pharmacies, blood banks and blood drives, other healthcare facilities, mental health providers, or facilities providing veterinary care and similar healthcare services for animals — unless directed otherwise by an employee or worker at the Healthcare Operation; or
5. When they are waiting for or riding on public transportation or paratransit or are in a taxi, private car service, or ride-sharing vehicle.

Essential Businesses and Infrastructure

All Essential Businesses, as well as entities and organizations with workers engaged in Essential Infrastructure work, Minimum Basic Operations, or Essential Government Functions (except for Healthcare Operations, which are subject to their own regulation regarding specified face coverings), must:

1. Require their employees, contractors, owners, and volunteers to wear a Face Covering at the workplace and when performing work off-site any time the employee, contractor, owner, or volunteer is:
 - a. interacting in person with any member of the public;
 - b. working in any space visited by members of the public, such as by way of example and without limitation reception areas, grocery store or pharmacy aisles, service counters, public restrooms, cashier and checkout waiting rooms, service areas, and other spaces used to interact with the public, regardless of whether anyone from the public is present at the time;
 - c. working in any space where food is prepared or packaged for sale or distribution to others;
 - d. working in or walking through common areas such as hallways, stairways, elevators, and parking facilities; or
 - e. in any room or enclosed area when other people (except for members of the person's own household or residence) are present.



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2. Take reasonable measures, such as posting signs, to remind their customers and the public of the requirement that they wear a Face Covering while inside of or waiting in line to enter the business, facility, or location. Essential Businesses and entities or organizations that engaged in Essential Infrastructure work or Minimum Basic Operations must take all reasonable steps to prohibit any member of the public who is not wearing a Face Covering from entering and must not serve that person if those efforts are unsuccessful and seek to remove that person.

For clarity, a Face Covering is not required when a person is in a personal office (a single room) when others outside of that person's household are not present as long as the public does not regularly visit the room.

Exceptions

1. Any child aged two years or less must not wear a Face Covering because of the risk of suffocation. This Order does not require that any child aged twelve years or less wear a Face Covering. Parents and caregivers must supervise use of Face Coverings by children to avoid misuse.
2. Wearing a Face Covering is recommended, but not required, while engaged in outdoor recreation such as hiking, bicycling, or running. But each person engaged in such activity must comply with social distancing requirements including maintaining at least six feet of separation from all other people. Because running or bicycling causes people to more forcefully expel airborne particles, making the usual minimum 6 feet distance less adequate, runners and cyclists must take steps to avoid exposing others to those particles, which include the following measures: wearing a Face Covering when possible; crossing the street when running to avoid sidewalks with pedestrians; slowing down and moving to the side when unable to leave the sidewalk and nearing other people; never spitting; and avoiding running or cycling directly in front of or behind another runner or cyclist who is not in the same household.
3. This Advisory does not require any person to wear a Face Covering while driving alone, or exclusively with other members of the same family or household, in a motor vehicle.
4. A Face Covering is also not required by this Advisory to be worn by a particular individual if the person can show either: (1) a medical professional has advised that wearing a Face Covering may pose a risk to the person wearing the mask for health-related reasons; or (2) wearing a Face Covering would create a risk to the person related to their work as determined by local, state, or federal regulators or workplace safety guidelines. A Face Covering should also not be used by anyone who has trouble breathing or is unconscious, incapacitated, or otherwise unable to remove the Face Covering without assistance.

Conclusion

The intent of this Order is to ensure that all people who are visiting or working at Essential Businesses



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and all people who are seeking care at healthcare facilities or engaged in certain types of public transit or transportation with others wear a Face Covering to reduce the likelihood that they may transmit or receive the COVID-19 virus. The intent of this Advisory is also to ensure that people who work for or seek services from entities engaged in Essential Infrastructure work, Minimum Basic Operations, or Essential Government Functions also wear a Face Covering when they are in close proximity to others. In so doing, this Advisory will help reduce the spread of the COVID-19 virus and mitigate the impact of the virus on members of the public and on the delivery of critical healthcare services to those in need. All provisions of this Advisory must be interpreted to effectuate this intent.

A handwritten signature in black ink that reads "Karen Haught".

Karen Haught MD, MPH
Health Officer of Tulare County

**County of Tulare
Health & Human Services Agency
Public Health Branch**

Health Officer
5957 South Mooney Blvd.
Visalia, CA 93277 559-624-8480



EMERGENCY ORDER FOR THE PREVENTION OF NOVEL CORONAVIRUS (COVID-19) TRANSMISSION

WHEREAS, on March 4, 2020, the Governor of the State of California proclaimed a state of Emergency now exists in the State of California due to the presence of and threat posed by the novel coronavirus ("COVID-19"); and

WHEREAS, on March 11, 2020, the County Health Officer of the County of Tulare proclaimed and declared that a local health emergency now exists in the County of Tulare due to the presence of and threat posed by COVID-19; and

WHEREAS, the Tulare County Board of Supervisors ratified said proclamation at its regular meeting of March 17, 2020; and

WHEREAS, said proclamation shall remain in effect until further notice; and

WHEREAS, on March 19, 2020, the Governor of the State of California issued Executive Order N-33-20, ordering that all Californians shelter in place to preserve public health and safety ("Shelter in Place Order"); and

WHEREAS, the Shelter in Place Order has been successful in slowing the transmission and infection rate of COVID-19 in the State of California; and

WHEREAS, on March 19, 2020 the County Health Officer of the County of Tulare issued an EMERGENCY ORDER FOR THE PREVENTION OF NOVEL CORONAVIRUS (COVID-19) TRANSMISSION IN OR ABOUT RESTAURANTS, BARS, FOOD TRUCKS, GROCERY STORES, AND OTHER RETAIL FOOD AND BEVERAGE SERVICE VENUES, ENTERTAINMENT AND RECREATIONAL VENUES, GYMS, HEALTH CLUBS, THEATERS, CHURCHES, OTHER SOCIAL GATHERINGS, AND OUTDOOR RECREATIONAL ACTIVITIES, which order was extended on April 8, 2020, and amended on May 5, 2020 (the "Amended Emergency Order"); and

WHEREAS, on April 14, 2020, the State of California presented the Pandemic Roadmap, a four-stage plan for modifying the Shelter in Place Order, and defining the statewide current status under the plan as being at Stage 1; and

WHEREAS, on May 4, 2020, the State announced that entry into Stage 2 of the plan would begin on May 8, 2020 for all Counties, subject to certain conditions and certain guidance; and

WHEREAS, advancement within the Pandemic Roadmap by an individual County can be accomplished by meeting certain State-defined criteria and procedures; and

WHEREAS, the Pandemic Roadmap is designed to prevent the spread of COVID-19 in California while allowing parts of our state to safely reopen; and

WHEREAS, it is advisable that the State criteria, procedures, and guidance for the stages of the Pandemic

Roadmap become mandatory in the incorporated and unincorporated areas of County of Tulare.

NOW, THEREFORE, pursuant to Tulare County Ordinance Code sections 1-15-1033 (b) and 1-15-1040 (b), and California Health and Safety Code sections 101040, 101085, and 120175, the Health Officer of the County of Tulare hereby orders as follows, which shall be effective immediately and remain in effect until such a time that it is terminated or modified by the County Public Health Officer in writing:

1. **The Amended Emergency Order** is hereby terminated. Any previous Public Health Orders, other than the Emergency Declaration dated March 11, 2020, not previously terminated by the Amended Emergency Order are hereby terminated.
2. **The Shelter in Place Order**, the emergency orders of the State Public Health Director related to the COVID-19 pandemic, and the State's Pandemic Roadmap and guidance issued with respect to the roadmap, as may be amended, modified, or supplemented from time-to-time by their makers, are hereby adopted as emergency orders of the County Health Officer of the County of Tulare and enforceable as such.
3. **Only** the activities and businesses authorized by the County's current stage of the Pandemic Roadmap shall be allowed. The County's current stage of the Pandemic Roadmap can be found at <https://covid19.tularecounty.ca.gov/>.
4. **Bars, wineries, breweries and pubs** shall follow the State's guidelines and shall be closed until allowed under the County's current stage of the Pandemic Roadmap.
5. **Restaurants** shall follow the State's guidelines and shall be open only to drive-through or other pickup/delivery options and shall not open their in-restaurant seated dining nor allow consumption of food or beverages on-premises until allowed under the County's current stage of the Pandemic Roadmap.
6. **Food Trucks** shall follow the State's guidelines and shall not allow consumption of food or beverages on or about the premises until allowed under the County's current stage of the Pandemic Roadmap.
7. **Certified Farmers' Markets** shall follow the State's guidelines and shall space booths accordingly to increase social distancing and shall eliminate non-essential/non-related services, such as bands or other entertainment until allowed under the County's current stage of the Pandemic Roadmap.
8. **Gambling venues** shall follow the State's guidelines and shall be closed until allowed under the County's current stage of the Pandemic Roadmap.
9. **Entertainment and recreational venues**, including, but not limited to, theme parks, amusement parks, attractions, theaters, museums, roller rinks, skate parks, sports stadiums, bowling alleys, and the like, shall follow the State's guidelines and shall be closed until allowed under the County's current stage of the Pandemic Roadmap.
10. **Gyms and health clubs** shall follow the State's guidelines and shall be closed until allowed under the County's current stage of the Pandemic Roadmap.
11. **All social gatherings**, including, but not limited to church services, meetings of service and social

clubs, conferences, conventions, and the like, shall be postponed or cancelled until allowed under the County's current stage of the Pandemic Roadmap.

12. **Outdoor recreational activities** shall be permissible as long as it is feasible to maintain a safe physical distance of six feet and gather only with members of the same household at all times during said activity(ies). Individual outdoor recreational activities are permissible as long as it is feasible to maintain a safe physical distance of six feet at all times during said activity. Any outdoor group sports or activities shall be postponed or cancelled unless the sport or activity can be done individually or with members of the same household only. There should be no shared equipment between persons who are not members of the same household. Visit <https://covid19.ca.gov/stay-home-except-for-essential-needs/#top>, Outdoor Recreation section for a list of requirements, specifically allowed activities, and further guidance from the state of California. These social distancing requirements shall remain in place as they relate to Outdoor Recreation Activities until abolished under the County's current stage of the Pandemic Roadmap.
13. For those businesses closed under this Order, business owners, managers, and supervisory staff are allowed to be on site to conduct minimum basic operations, provided that they each observe the social distancing and best personal hygiene practices (including washing their hands often with soap and water for at least 20 seconds) outlined above.
14. No County permits for special events shall be granted, all County permits for special events previously issued are revoked or postponed, and no temporary ABC licenses shall be authorized by the County until social gatherings are permitted under the County's current stage of the Pandemic Roadmap.
15. For personal and public health and safety purposes, all residents of and visitors to Tulare County are strongly urged to practice social distancing of six feet per person when able to do so, wash their hands often with soap and water for at least 20 seconds, wear face coverings, such as scarves (dense fabric, without holes), bandanas, neck gaiters, or other fabric face coverings, at all times while inside of or waiting to enter any business or facility, while riding or waiting to ride any public or shared transportation, and at any other time when it is impossible to maintain a distance of six-feet between persons who are not members of a shared household and follow all other guidance from public health officials with regard to the threat posed by COVID-19.
16. Each incorporated city within Tulare County is urged and requested to take such actions, if any, as may be reasonably necessary to permit this Order to be fully enforced within its respective jurisdiction.
17. The Public Health Branch of the Tulare County Health and Human Services Agency, the Tulare County District Attorney's office, the Tulare County Counsel's office, and all other applicable County of Tulare Agencies, Departments, and Divisions are requested and directed to enforce this Order within their respective jurisdictions.
18. Pursuant to California Government Code section 26602, the Sheriff of Tulare County is requested to enforce this Order within the Sheriff's jurisdiction to prevent the spread of COVID-19.
19. Pursuant to California Government Code section 41601, the chiefs of the police departments of the

Cities of Visalia, Tulare, Porterville, Dinuba, Exeter, Lindsay, Woodlake, and Farmersville are requested to enforce this Order within their respective jurisdictions to prevent the spread of COVID-19.

20. The Order shall be subject to amendment or repeal at any time and shall not be deemed to confer any contractual obligations, property rights, or assume any County or other public agency liability.
21. If any provision of this Order or its application to any person or circumstance is held to be invalid, then the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
22. This Order shall be immediately translated into Spanish, and accommodations made for disabled persons to read its contents; it shall also be distributed to all local media and made prominently available at <https://covid19.tularecounty.ca.gov/>.
23. Pursuant to California Health and Safety Code sections 101029 and 120280, and Tulare County Ordinance Code sections 1-15-1040(b) and 125, violations of this Order shall be punishable as a misdemeanor upon conviction by a fine of not exceeding one thousand dollars or by imprisonment for a term of not exceeding six months, or by both such fine and imprisonment.
24. Pursuant to Tulare County Ordinance Code sections 4-01-1070 and 4-01-1315, violations of this Order may be considered a public nuisance.
25. Pursuant to Tulare County Ordinance Code sections 1-23-1000 and 1-23-1015 violations of this Order shall be subject to an administrative fine or penalty.
26. All open businesses, facilities, retail food, venues shall ensure social distancing of six feet per person between those who are not members of the same household, limit the number of customers at any given time as necessary to reduce outdoor/indoor crowding and lines to meet social distancing guidance, increase cleaning and sanitizing frequency of all contact areas, encourage use of online ordering with curbside pickup or delivery options in lieu of indoor shopping, remind employees of best hygiene practices including washing their hands often with soap and water for at least 20 seconds and wearing appropriate face covering when necessary.
27. Current guidance related to the Pandemic Roadmap is located at <https://covid19.ca.gov/roadmap/>.
28. Tulare County's Current Stage and information related to allowable businesses and activities is located at <https://covid19.tularecounty.ca.gov/>.
29. For personal and public health and safety purposes, all residents of and visitors to Tulare County are strongly urged to practice social distancing of six feet per person when able to do so, wash their hands often with soap and water for at least 20 seconds, wear face coverings, such as scarves (dense fabric, without holes), bandanas, neck gaiters, or other fabric face coverings, at all times while inside of or waiting to enter any business or facility, while riding or waiting to ride any public or shared transportation, and at any other time when it is impossible to maintain a distance of six-feet between

persons who are not members of a shared household and follow all other guidance from public health officials with regard to the threat posed by COVID-19.

30. Each incorporated city within Tulare County is urged and requested to take such actions, if any, as may be reasonably necessary to permit this Order to be fully enforced within its respective jurisdiction.
31. The Public Health Branch of the Tulare County Health and Human Services Agency, the Tulare County District Attorney's office, the Tulare County Counsel's office, and all other applicable County of Tulare Agencies, Departments, and Divisions are requested and directed to enforce this Order within their respective jurisdictions.
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35. If any provision of this Order or its application to any person or circumstance is held to be invalid, then the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
36. This Order shall be immediately translated into Spanish, and accommodations made for disabled persons to read its contents; it shall also be distributed to all local media and made prominently available on the County of Tulare's website.
37. Pursuant to California Health and Safety Code sections 101029 and 120280, and Tulare County Ordinance Code sections 1-15-1040(b) and 125, violations of this Order shall be punishable as a misdemeanor upon conviction by a fine of not exceeding one thousand dollars or by imprisonment for a term of not exceeding six months, or by both such fine and imprisonment.

IT IS SO ORDERED.

Time: 7:35am

Date: May 8, 2020

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 
Deputy County Counsel

Matter No. 2020217

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TULARE COUNTY'S MULTI-STAGE APPROACH TOWARDS A HEALTHIER COMMUNITY

Epidemiologists and infectious disease experts agree that in the absence of strict social distancing, Tulare County numbers would once again surge. COVID-19 will continue to be a serious threat until there is an effective vaccine or more effective therapeutic treatments. Centers for Disease Control and Prevention (CDC) and National Institute of Allergy and Infectious Diseases (NIAID) experts estimate that we will not have a vaccine for COVID-19 until 2021, at the earliest. For the foreseeable future, living with COVID-19 is our new “normal”.

Living with this disease means finding ways for our community to return to work with COVID-19 still circulating. There is an emerging consensus that America's economy should open in stages with different parts of the economy and different aspects of public life reopening at different times will present a framework for a three-stage approach that reflects the state of the COVID-19 pandemic in Tulare County.

Over the last couple of weeks, California counties in coordination with the California Department of Public Health have worked extensively to create meaningful criteria that provides a solid framework to use when deciding to reopen local economies. Specifically, Tulare County has adopted four criteria to use as the means of determining the readiness of reopening our local economy. It is important to note that these criteria are aligned with other California Counties and the recommendations from the State, however, our readiness may be earlier or later than other counties due to our local situation.

The following four (4) criteria will need to be met simultaneously before moving to Stage 2, and then again before moving to Stage 3, and then once again before moving to Stage 4. Each of the following criteria has assessments and respective metrics that will be used to determine forward movement to the next Stage. However, if it is determined that there is a potential rebound or local outbreak, returning to an earlier Stage is probable.

- **(CASES) SUSTAINED REDUCTION OR STABILITY IN NEW CASES FOR 14 DAYS.** Tulare County agrees that movement towards reopening for Stage 2 should begin after 14 days of a sustained downward trend in COVID-19 positive cases.

Certain increases, such as an increase in active cases over the course of five days, would clearly be a cause for concern. However, exact judgements should reflect a precise understanding of local trends. If, for instance, public health departments identify a specific outbreak and are able to isolate COVID-positive cases and quarantine people who were in close contact quickly, movement towards greater reopening could continue, even with an increase in positive cases.

- **ADEQUATE DIAGNOSTIC TESTING CAPACITY AND RAPID TEST RESULTS. THE ABILITY TO TEST ALL INDIVIDUALS WITH COVID-19 SYMPTOMS (WITHIN A CERTAIN TIMEFRAME). SAME-DAY TESTING WIDELY AVAILABLE FOR HOSPITALIZED PATIENTS, HEALTH CARE WORKERS AND WORKERS IN ESSENTIAL ROLES, CLOSE CONTACTS OF CONFIRMED CASES, AND OUTPATIENTS WITH SYMPTOMS).** Expanding testing capacity and making testing broadly available is necessary to treat and control infection, and for detecting increases COVID-19 cases early.
- **PUBLIC HEALTH DEPARTMENT’S CAPACITY TO RAPIDLY INTERVIEW NEW CASES, IDENTIFY CLOSE CONTACTS, AND ENSURE THAT ISOLATION AND QUARANTINE ARE EFFECTIVE.** Public health surveillance must be strengthened to understand the spread of COVID-19 and rapidly detect outbreaks. Experts call for evidence of declining transmission for at least 14 days before there could be a move to a staged approach of reopening the economies. Tulare County must closely monitor the signs of COVID-19 spread. It must notice problems to avoid overcrowding of emergency departments or outbreaks among the higher risk.
- **HEALTH CARE SYSTEM CAPACITY TO RESPOND TO POTENTIAL SURGES.** Tulare County must ensure that the local healthcare system is out of crisis mode and able to handle potential new surges in patients, along with non-COVID-19 related services, prior to reopening the economy. Tulare County will continue to track and share information about the availability of hospital beds, ICU beds, ventilators, and personal protective equipment (PPE) in order to ensure that they are adequately available if cases surge, as modeled under a variety of assumptions. Data on available capacity should be assessed at a designated frequency. State stockpiles should be used to fill any deficiencies and there should be continuous monitoring of cases statewide to assure that capacity will not be exceeded.

GOALS AND LINKED METRICS TO CONSIDER WHEN MOVING BETWEEN STAGES

Goals	Metric
1. Containment Capacity	GOAL: Stable or decreasing COVID-19 infection rate METRIC: Low prevalence of disease - no more than 1 case per 10,000 people in last 14 days METRIC: No more than 1 death in last 14 days GOAL: Ability to test everyone who needs to be tested METRIC: Minimum daily testing volume of 1.5 per 1,000 residents METRIC: Testing availability for at least 75% of residents as measured by specimen collection sites within a 60-minute drive in rural areas
2. Case investigation and contact tracing	GOAL: The public health system has adequate infrastructure, processes, and workforce to reliably detect and safely isolate new cases, as well as follow up with individuals who have been in contact with positive cases METRIC: Sufficient staff allocated to contact tracing, at least 15 staff per 100,000 population

	METRIC: Availability of temporary housing units to shelter at least 15% of county residents experiencing homelessness
3. Health Care System Capacity	GOAL: Hospitals can quickly and independently supply sufficient PPE and critical medical equipment and can surge intensive care unit (ICU) capacity. METRIC: Ability to accommodate a minimum surge of 35% (combined for county) due to COVID-19 patients as well as providing usual care for non-COVID-19 patients.
4. Vulnerable Populations	GOAL: Ability to protect our vulnerable populations METRIC: Skilled nursing & other congregate living facilities have > 14-day supply of PPE and access to non-state sources for replenishing the supplies.

Potential Increased Community Transmission when Re-opening Public Spaces.

Opening public spaces will entail an increased risk of community transmission. Certain populations will be more at risk for serious consequences and mortality from contracting the disease. Those most at risk include:

- Healthcare workers, first responders and other essential workers in contact with the public;
- Older adults living in nursing homes, assisted living, and senior housing;
- Racial and ethnic minorities;
- Justice-involved populations;
- People experiencing homelessness; and,
- People with disabilities and living in state institutions, group homes, and other congregate settings.
- Pregnant individuals

Given the setting and circumstances of where these populations reside, targeted monitoring and interventions will be critical to protecting these communities. Tulare County must develop effective systems and policies that protect these populations so that it is less likely to experience outbreaks that can interrupt the gradual reopening of society.

Strong and Clear Communication and Public Engagement Plan.

Communication is an integral part during a crisis, and is even more important as Tulare County moves toward reopening. It is critical that public engagement is incorporated into the response plan to minimize the risk of misunderstanding, confusion, or protest by individuals who believe reopening should be either faster or slower. It is important that Tulare County evaluates the different needs, risk factors, and resources.

Rationale for a Multi-Stage Approach to Reopening

Developing a framework that thoughtfully guides decision making on key factors to reopen the economy is important. The framework must include an array of public health factors, including consistent communication related to COVID-19, data collection, defining measures to reassess readiness for opening, and anticipating the need to revert to tighter control measures. Additionally, criteria for moving between stages and defining the stages for reopening must be established. Equally important is building partnerships between public and private sectors to implement the plan.

This is the time to identify and share critical metrics and explain “the rules for reopening.” The most important message to convey in this period is that **the rate of transmission must decline or remain low to make it safe to proceed with plans to reopen local economies**. During this process, local governments should engage health care systems, schools and businesses to fine tune plans for a staged reopening and to clearly convey the steps that will be necessary.

Testing capacity should continue to expand; vulnerable populations should be identified and monitored. Businesses, schools, and healthcare facilities should develop written plans for how they will help prevent COVID-19 spread in their facilities. Policymakers should also examine disincentives to testing and isolation or quarantining, such as the fear that people who test positive or are quarantined could lose their jobs. Travel to and from areas that are experiencing significant disease should be discouraged or prohibited.

This stage should continue for the next two weeks. During this time, monitoring should indicate case numbers are declining. Based on COVID-19 case rate statistics by city and region, healthcare providers and health systems should demonstrate they can manage (with ICU beds, ventilators, PPE, nurse and physician staffing, and other metrics of capacity) no less than 1 week of new cases at the prior week case rate prior to progression between stages or to moving on to the first stage of reopening.

During this planning period, all non-essential businesses should remain closed and the Stay At Home Order remains in place. Except when performing essential services, citizens over age 65 and those with high risk factors need to remain vigilant and to shelter at home.

- Work from home should continue whenever possible, and cloth face coverings should be worn in public locations.
- Tulare County will work to accomplish all specific requirements listed above, including testing, tracking and quarantine strategies to identify cases and prevent transmission.
- All essential and non-essential businesses should begin preparations for later stages, and should be prepared to certify to the Health Department that they have written protocols, completed the social distancing and safety plan checklist and can reliably perform the following functions before advancing to later stages:

- Screen daily all employees for respiratory symptoms. Workers in close contact with each other should be screened daily with temperature checks as well. Business safety plans should clearly specify protocols for different categories.
- Advise employees with symptoms to remove themselves from the workplace and call healthcare provider for guidance. Establish policies and procedures to help employees who are required to by the healthcare provider to isolate or quarantine.
- Set expectations for frequent hand hygiene and wearing of cloth face coverings by employees where appropriate or able.
- Hand sanitizer should be placed throughout the business.

GUIDELINES FOR ALL STAGES

Individuals:

- **Continue to adhere to state and local guidance, in particularly with respect to face coverings.**
- **Continue to practice good hygiene**
 - Wash your hands with soap and water or use hand sanitizer, especially after touching frequently used items or surfaces.
 - Avoid touching your face
 - Sneeze or cough into a tissue, or the inside of your elbow.
 - Disinfect frequently used items and surfaces as much as possible
 - Using face coverings while in public, and particularly when using mass transit or carpools.
 - People who feel sick should stay home. Do not go to work or school.
 - Contact and follow the advice of your medical provider.
 - Practice social distancing

Employers: See guidance document for employers

- **Develop and implement appropriate policies, in accordance with Federal, State, and local regulations and guidance, and informed by industry best practices, regarding employee and customer protection**
- **Keeping the Workplace Safe**
- **Communicating with your team**
- **Preparing Your Space**
- **Cleaning and Disinfecting after opening**
- **Personal Protection Equipment (PPE)**
- **How Long COVID19 Lives on Surfaces**
- **5 Essential Actions for Individuals**

If positive improvement/stability of metrics for 14 days, move to STAGE 2

CURRENT STAGE/STAGE 1

Retail Stores	• Non-essential closed • Essential businesses must implement social distancing measures for all staff and customers • Face coverings required for customers • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Commercial Businesses/Offices	• Non-essential closed • Essential businesses must implement social distancing measures for all staff and customers • Face coverings required for customers • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Manufacturing	• Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible •
Restaurants & Bars Serving Food	• Online order and curbside pickup only • Face coverings required for customers • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Nail Salons, Hair Salons, Barber Shops, etc.	• Closed
Health Care, Dental, Optometry, etc.	• Essential and/or emergency services only • Implement social distancing measures for all customers • Face coverings required for customers • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Massage, Tattoo & Body Art, etc.	• Closed
Gyms, Fitness Centers, Public Pools, Community Pools, Interactive Water Features, Close Contact Sports, etc.	• Closed
Bars, Entertainment Venues, Community Events, etc.	• Closed
Faith Based Institutions	• Closed
Educational Institutions	• Closed
Public Spaces	•
All Residents	• Age 65+ and individuals with underlying conditions, stay home. All, work from home, if possible. Wear face covering and maintain 6 ft. social distancing when in public.

If positive improvement/stability of metrics for 14 days, move to STAGE 3/ If significant decrease in metrics return to Stage 1

STAGE 2: Lower Risk Workplaces

Retail Stores	• Online order and curbside pickup for non-essential businesses. • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Commercial Businesses/Offices	• Implement social distancing measures for all customers. • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Manufacturing	• Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible.
Restaurants & Bars Serving Food	• Continue online order and curbside pickup only. No dine-in • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Nail Salons, Hair Salons, Barber Shops, etc.	• Closed
Health Care, Dental, Optometry, etc.	• Urgent or Emergent procedures only • Implement social distancing measures for all customers and between coworkers • Employees screened daily and must wear face covering
Massage, Tattoo & Body Art, etc.	• Closed
Gyms, Fitness Centers, Public Pools, Community Pools, Interactive Water Features (e.g. splash pads), Close Contact Sports, etc.	• Closed
Close Contact Sports	• Closed
Bars, Entertainment Venues, etc.	• Closed
Community Events (health fairs, cook-offs, etc.)	• Closed
Faith Based Institutions	• Closed
Educational Institutions, schools and organized youth	• Follow established guidelines for schools and child care facilities •

activities (day camp, summer camp)	
Senior Facilities (Skilled Nursing, Assisted Living, Long-term Living, etc.)	• Follow all established guidelines for all types of senior facilities • Implement social distancing measures. • Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible
Public Spaces	• All activities adhere to distancing and infection control protocols •
All Employers	• Continue to encourage work from home, if possible. Return to work in stages. Close common areas where personnel are likely to congregate or enforce strict social distancing protocols. Minimize non-essential travel. Consider special accommodations for personnel who are members of a vulnerable population.
All Residents	• Age 65+ and individuals with underlying conditions, stay home. All, if essential employee, work from home, if possible. Wear face covering when unable to continuously maintain 6 ft. social distancing when in public. Social gatherings should be in accordance with State guidance and be limited to immediate family. Minimize non-essential travel.

If positive improvement/stability of metrics for 14 days, move to STAGE 4 /if significant decrease in metrics, return to STAGE 2

STAGE 3: Higher Risk Workplaces

Retail Stores	• Open at 50% capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Commercial Businesses/Offices	• Open at 50% capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Manufacturing	• Employees screened daily and must wear face covering and maintain 6 ft social distancing from co-workers and the public if possible.
Restaurants & Bars Serving Food	• With State Executive Order lifted, open at 50% seating capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Nail Salons, Hair Salons, Barber Shops, etc.	• Restricted to appointment only services. No walk-in customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.

Health Care, Dental, Optometry, etc.	• Routine and elective procedures for patients for all age groups. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Massage, Tattoo & Body Art, etc.	• Restricted to appointment only services. No walk-in customers. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Gyms, Fitness Centers, Public Pools, Community Pools, Interactive Water Features (e.g., splash pad), etc.	• Open at limited capacity while adhering to 6ft social distancing criteria. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Close Contact Sports	• Closed
Bars, Entertainment Venues, etc.	• Closed
Community Events (health fairs, cook-offs, etc.	• Closed
Faith Based Institutions (Churches & Weddings)	• Open at 50% capacity. • Implement social distancing measures. • Wear face covering if unable to continuously maintain 6 ft. social distancing when in public.
Educational Institutions, school and organized youth activities (day camp, summer camp)	• Follow established CDPH and CDC guidelines for schools and child care
Senior Facilities (Skilled Nursing, Assisted Living, Long-term Living, etc.)	• Follow all established CDPH guidelines for all types of senior facilities • Implement social distancing measures. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Public Spaces	• All activities adhere to distancing and infection control protocols
All Employers	Close common areas where personnel are likely to congregate or enforce moderate social distancing protocols. Consider special accommodations for personnel who are members of the vulnerable populations.
All Residents	• Age 65+ and individuals with underlying conditions, stay home. Work from home, if possible. Wear face covering if unable to continuously maintain 6 ft. social distancing when in public. Social gatherings should be in accordance with State guidance. Some non-essential travel may resume.

If significant decrease in metrics, return to STAGE 3

Stage 4: End of Stay at Home Order

Retail Stores	• Open at full capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Commercial Businesses	• Open at full capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Restaurants & Bars Serving Food	• Limited to State restrictive capacity. If no limitations, open at full capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Nail Salons, Hair Salons, Barber Shops, etc.	• Open at full capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Health Care, Dental, Optometry, etc.	• Routine and elective procedures for patients for all age groups. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Massage, Tattoo & Body Art, etc.	• Open at full capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Gyms, Fitness Centers, Public Pools, Community Pools, Interactive Water Features (e.g., splash pad), etc.	• Open at full capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Close Contact Sports	• Open at full capacity
Bars, Entertainment Venues, etc.	• Open at full capacity. • Implement social distancing measures for all customers. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Community Events (health fairs, cook-offs, etc.	• Open at full capacity • Implement social distancing measures. •

Faith Based Institutions	• Open at full capacity. • Implement social distancing measures. • Wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Senior Facilities (Skilled Nursing, Assisted Living, Long-term Living, etc.)	• Follow all established CDPH guidelines for all types of senior facilities • Implement social distancing measures. • Employees screened daily and must wear face covering if unable to continuously maintain 6 ft social distancing from co-workers and the public.
Educational Institutions, schools and organized youth activities (day camp, summer camp)	• Open • Implement social distancing measures. • Wear face covering if unable to continuously maintain 6 ft social distancing when in public.
All Employers	• Resume unrestricted staffing of worksites
All Residents	• Age 65+ and individuals with underlying conditions can resume public interactions, but should practice social distancing, minimize social settings where distancing may not be practiced. Wear face covering if unable to continuously maintain 6 ft social distancing when in public. Social gatherings should be in accordance with State guidance.

Conclusion

The threat of COVID-19 will be with us for the foreseeable future. There is a high probability that Tulare County will experience continued outbreaks that will force us to revert to earlier stages at some point during the reopening process. Now is the time to build capacity and create partnerships, across our county with employers, nonprofits, and community groups, to respond effectively to this challenge. This is also the time to provide clear guidance and an evidence-based framework for reopening our local economy.

Discussions with the state and federal government will continue with the purpose of redefining essential v. nonessential sectors. Instead of classifying businesses and industries as essential vs. non-essential, moving towards the terminology of “lower risk” vs “higher risk” operations may be more viable. This will allow all businesses to begin working on plans that focus on safety and are designed to lower the risk of COVID-19 transmission to their workers and customers. Examples of “low-risk” activities that are currently deemed non-essential: 1) Bookstores: could be lower risk if they limited the number of people that enter the store and took precautions to protect the clerks; Examples of “higher-risk” activities could include hair salons and tattoo shops where there is longer close personal contact.

**County of Tulare
Health & Human Services Agency
Public Health Branch**

Health Officer
5957 South Mooney Blvd.
Visalia, CA 93277 559-624-8480



**AMENDED EMERGENCY ORDER FOR THE PREVENTION OF
NOVEL CORONAVIRUS (COVID-19) TRANSMISSION**

WHEREAS, on March 4, 2020, the Governor of the State of California proclaimed a state of Emergency now exists in the State of California due to the presence of and threat posed by the novel coronavirus ("COVID-19"); and

WHEREAS, on March 11, 2020, the County Health Officer of the County of Tulare proclaimed and declared that a local health emergency now exists in the County of Tulare due to the presence of and threat posed by COVID-19; and

WHEREAS, the Tulare County Board of Supervisors ratified said proclamation at its regular meeting of March 17, 2020; and

WHEREAS, said proclamation shall remain in effect until further notice; and

WHEREAS, on March 19, 2020, the Governor of the State of California issued Executive Order N-33-20, in conjunction with the ORDER OF THE STATE PUBLIC HEALTH ORDER dated the same day, ordering that all Californians shelter in place to preserve public health and safety ("Shelter in Place Order"); and

WHEREAS, the Shelter in Place Order has been successful in slowing the transmission and infection rate of COVID-19 in the State of California; and

WHEREAS, on March 19, 2020 the County Health Officer of the County of Tulare issued an EMERGENCY ORDER FOR THE PREVENTION OF NOVEL CORONAVIRUS (COVID-19) TRANSMISSION IN OR ABOUT RESTAURANTS, BARS, FOOD TRUCKS, GROCERY STORES, AND OTHER RETAIL FOOD AND BEVERAGE SERVICE VENUES, ENTERTAINMENT AND RECREATIONAL VENUES, GYMS, HEALTH CLUBS, THEATERS, CHURCHES, OTHER SOCIAL GATHERINGS, AND OUTDOOR RECREATIONAL ACTIVITIES, which order was extended on April 8, 2020, and amended on May 5, 2020 (the "Emergency Order Amended May 5, 2020"); and

WHEREAS, on April 14, 2020, the State of California presented the Pandemic Roadmap, a four-stage plan for modifying the Shelter in Place Order, and defining the statewide current status under the plan as being at Stage 1; and

WHEREAS, on May 4, 2020, the State announced that entry into Stage 2 of the plan would begin on May 8, 2020 for all Counties, subject to certain conditions and certain guidance; and

WHEREAS, advancement within the Pandemic Roadmap by an individual County can be accomplished by meeting certain State-defined criteria and procedures; and

WHEREAS, the Pandemic Roadmap is designed to prevent the spread of COVID-19 in California while allowing parts of our state to safely reopen; and

WHEREAS, compliance with the State criteria, procedures, and guidance for the stages of the Pandemic Roadmap is mandatory in the incorporated and unincorporated areas of County of Tulare.

NOW, THEREFORE, pursuant to Tulare County Ordinance Code sections 1-15-1033 (b) and 1-15-1040 (b),

and California Health and Safety Code sections 101040, 101085, and 120175, the Health Officer of the County of Tulare hereby orders as follows, which shall be effective immediately and remain in effect until such a time that it is terminated or modified by the County Public Health Officer in writing:

1. **The Emergency Order Amended May 5, 2020** is hereby terminated. Any previous Public Health Orders, other than the Emergency Declaration dated March 11, 2020, not previously terminated by the Emergency Order Amended May 5, 2020, are hereby terminated.
2. **The Shelter in Place Order**, the emergency orders of the State Public Health Director related to the COVID-19 pandemic, and the State's Pandemic Roadmap and guidance issued with respect to the roadmap, as they may be amended, modified, or supplemented from time-to-time by their makers, are hereby adopted as emergency orders of the County Health Officer of the County of Tulare and enforceable as such.
3. **Only** the activities and businesses authorized by the current stage of the State's Pandemic Roadmap shall be allowed. The current stage of the Pandemic Roadmap and current guidance related to the Pandemic Roadmap can be found at: <https://covid19.tularecounty.ca.gov/covid-19-updates-and-situation-in-tulare-county/>.
4. **Bars, wineries, breweries and pubs** shall follow all restrictions, closures, and guidelines under the current stage of the State's Pandemic Roadmap.
5. **Restaurants** shall follow all restrictions, closures, and guidelines under the current stage of the State's Pandemic Roadmap.
6. **Food Trucks** shall follow all restrictions, closures, and guidelines under the current stage of the State's Pandemic Roadmap.
7. **Certified Farmers' Markets** shall follow all restrictions, closures, and guidelines under the current stage of the State's Pandemic Roadmap.
8. **Gambling venues** shall follow all restrictions, closures, and guidelines under the current stage of the State's Pandemic Roadmap.
9. **Entertainment and recreational venues**, including, but not limited to, theme parks, amusement parks, attractions, theaters, museums, roller rinks, skate parks, sports stadiums, bowling alleys, and the like, shall follow all restrictions, closures, and guidelines under the current stage of the State's Pandemic Roadmap.
10. **Gyms and health clubs** shall follow all restrictions, closures, and guidelines under the current stage of the State's Pandemic Roadmap.
11. **All social gatherings**, including, but not limited to church services, meetings of service and social clubs, conferences, conventions, and the like, shall be postponed or cancelled until allowed under the current stage of the State's Pandemic Roadmap.
12. **Outdoor recreational activities** shall be permissible as long as it is feasible to maintain a safe physical distance of six feet and gather only with members of the same household at all times during said activity(ies). Individual outdoor recreational activities are permissible as long as it is feasible to maintain a safe physical distance of six feet at all times during said activity. Any outdoor group sports or activities shall be postponed or cancelled unless the sport or activity can be done individually or

with members of the same household only. There should be no shared equipment between persons who are not members of the same household. Visit <https://covid19.ca.gov/stay-home-except-for-essential-needs/#top>, Outdoor Recreation section for a list of requirements, specifically allowed activities, and further guidance from the state of California. These social distancing requirements shall remain in place as they relate to Outdoor Recreation Activities until abolished under the current stage of the State's Pandemic Roadmap.

13. For those businesses closed under the current stage of the State's Pandemic Roadmap, business owners, managers, and supervisory staff are allowed to be on site to conduct minimum basic operations, provided they follow all guidance from public health officials to reduce the spread of COVID-19, including social distancing and hand washing with soap and water for at least 20 seconds.
14. No County permits for special events shall be granted, all County permits for special events previously issued are revoked or postponed, and no temporary ABC licenses shall be authorized by the County until social gatherings are permitted under the current stage of the State's Pandemic Roadmap.
15. For personal and public health and safety purposes, all residents of and visitors to Tulare County are strongly urged to practice social distancing of six feet per person when able to do so, wash their hands often with soap and water for at least 20 seconds, wear face coverings, such as scarves (dense fabric, without holes), bandanas, neck gaiters, or other fabric face coverings, at all times while inside of or waiting to enter any business or facility, while riding or waiting to ride any public or shared transportation, and at any other time when it is impossible to maintain a distance of six-feet between persons who are not members of a shared household and follow all other guidance from public health officials with regard to the threat posed by COVID-19.
16. This Order may be enforced pursuant to California law, including, but not limited to Government Code sections 26602, 41601, and 8665 to prevent the spread of Covid-19.
17. Each incorporated city within Tulare County is permitted to take such actions, if any, as may be reasonably necessary to permit this Order to be fully enforced within its respective jurisdiction. Pursuant to California Government Code section 41601, the chiefs of the police departments of the Cities of Visalia, Tulare, Porterville, Dinuba, Exeter, Lindsay, Woodlake, and Farmersville may enforce this Order within their respective jurisdictions to prevent the spread of COVID-19.
18. The Public Health Branch of the Tulare County Health and Human Services Agency, the Tulare County District Attorney's office, the Tulare County Counsel's office, and all other applicable County of Tulare Agencies, Departments, and Divisions are permitted to enforce this Order within their respective jurisdictions.
19. Pursuant to California Health and Safety Code sections 101029 and 120280, and Tulare County Ordinance Code sections 1-15-1040(b) and 125, violations of this Order may be punishable as a misdemeanor upon conviction by a fine of not exceeding one thousand dollars or by imprisonment for a term of not exceeding six months, or by both such fine and imprisonment.
20. Pursuant to Tulare County Ordinance Code sections 4-01-1070 and 4-01-1315, violations of this Order may be considered a public nuisance.
21. Pursuant to Tulare County Ordinance Code sections 1-23-1000 and 1-23-1015 violations of this Order may be subject to an administrative fine or penalty.

22. The Order shall be subject to amendment or repeal at any time and shall not be deemed to confer any contractual obligations, property rights, or assume any County or other public agency liability.
23. If any provision of this Order or its application to any person or circumstance is held to be invalid, then the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
24. This Order shall be immediately translated into Spanish, and accommodations made for disabled persons to read its contents; it shall also be distributed to all local media and made prominently available at <https://covid19.tularecounty.ca.gov/>.
25. All open businesses, facilities, retail food, and other venues shall ensure social distancing of six feet per person between those who are not members of the same household, limit the number of customers at any given time as necessary to reduce outdoor/indoor crowding and lines to meet social distancing guidance, increase cleaning and sanitizing frequency of all contact areas, encourage use of online ordering with curbside pickup or delivery options in lieu of indoor shopping, and remind employees of guidance from public health officials to reduce the spread of COVID-19, including washing their hands often with soap and water for at least 20 seconds and wearing appropriate face covering when necessary. Any business, facility, retail food, and other venue may create an individual policy restricting entry of patrons not wearing masks.

IT IS SO ORDERED.

Time: 8:00am
Date: May 18, 2020

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 
Deputy County Counsel

Matter No. 2020217

Roadmap to Recovery

STAGE ONE

- Stay at Home Order
- Planning for Recovery

STAGE TWO (Low Risk Businesses)

- Curbside retail:
 - Bookstores
 - Jewelry stores
 - Clothing stores
 - Shoe stores
 - Home furnishing
 - Sporting goods
 - Florists
- Car washes
- Pet grooming
- Landscape gardening
- Shopping malls
- Dine-in restaurants
- Schools
- Office-based businesses
- Childcare facilities
- Outdoor museums and open gallery spaces
- Outdoor recreational activities
 - Parks
 - Trails
 - Golf Courses
 - Lakes

STAGE THREE (High Risk Businesses)

- Personal services such as: nail salons, tattoo parlors, gyms and fitness studios
- Bars and lounges
- Indoor museums, gallery spaces, zoos, and libraries
- Community centers, public pools, playgrounds, and picnic areas
- Religious services and cultural ceremonies
- Hotels/lodging for leisure and tourism

STAGE FOUR (End of Stay at Home Order)

LATER

- Entertainment venues
- Large conventions
- Sporting and spectator events
- Concerts
- Convention Centers

For more information please visit
covid19.tularecounty.ca.gov and
covid19.ca.gov



HHSA
www.tchhsa.org
May 20, 2020



SONIA Y. ANGELL, MD, MPH
State Public Health Officer & Director

State of California—Health and Human Services Agency California Department of Public Health



GAVIN NEWSOM
Governor

June 18, 2020

GUIDANCE FOR THE USE OF FACE COVERINGS

Because of our collective actions, California has limited the spread of COVID-19 and associated hospitalizations and deaths in our state. Still, the risk for COVID-19 remains and the increasing number of Californians who are leaving their homes for work and other needs, increases the risk for COVID-19 exposure and infection.

Over the last four months, we have learned a lot about COVID-19 transmission, most notably that people who are infected but are asymptomatic or pre-symptomatic play an important part in community spread. The use of face coverings by everyone can limit the release of infected droplets when talking, coughing, and/or sneezing, as well as reinforce physical distancing.

This document updates existing [CDPH guidance](#) for the use of cloth face coverings by the general public when outside the home. It mandates that face coverings be worn state-wide in the circumstances and with the exceptions outlined below. It does not substitute for existing guidance about social distancing and handwashing.

Guidance

People in California must wear face coverings when they are in the high-risk situations listed below:

- Inside of, or in line to enter, any indoor public space;¹
- Obtaining services from the healthcare sector in settings including, but not limited to, a hospital, pharmacy, medical clinic, laboratory, physician or dental office, veterinary clinic, or blood bank;²
- Waiting for or riding on public transportation or paratransit or while in a taxi, private car service, or ride-sharing vehicle;
- Engaged in work, whether at the workplace or performing work off-site, when:
 - Interacting in-person with any member of the public;
 - Working in any space visited by members of the public, regardless of whether anyone from the public is present at the time;

¹ Unless exempted by state guidelines for specific public settings (e.g., school or childcare center)

² Unless directed otherwise by an employee or healthcare provider



- Working in any space where food is prepared or packaged for sale or distribution to others;
- Working in or walking through common areas, such as hallways, stairways, elevators, and parking facilities;
- In any room or enclosed area where other people (except for members of the person's own household or residence) are present when unable to physically distance.
- Driving or operating any public transportation or paratransit vehicle, taxi, or private car service or ride-sharing vehicle when passengers are present. When no passengers are present, face coverings are strongly recommended.
- While outdoors in public spaces when maintaining a physical distance of 6 feet from persons who are not members of the same household or residence is not feasible.

The following individuals are exempt from wearing a face covering:

- Persons age two years or under. These very young children must not wear a face covering because of the risk of suffocation.
- Persons with a medical condition, mental health condition, or disability that prevents wearing a face covering. This includes persons with a medical condition for whom wearing a face covering could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a face covering without assistance.
- Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
- Persons for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.
- Persons who are obtaining a service involving the nose or face for which temporary removal of the face covering is necessary to perform the service.
- Persons who are seated at a restaurant or other establishment that offers food or beverage service, while they are eating or drinking, provided that they are able to maintain a distance of at least six feet away from persons who are not members of the same household or residence.
- Persons who are engaged in outdoor work or recreation such as swimming, walking, hiking, bicycling, or running, when alone or with household members, and when they are able to maintain a distance of at least six feet from others.

- Persons who are incarcerated. Prisons and jails, as part of their mitigation plans, will have specific guidance on the wearing of face coverings or masks for both inmates and staff.

Note: Persons exempted from wearing a face covering due to a medical condition who are employed in a job involving regular contact with others should wear a non-restrictive alternative, such as a face shield with a drape on the bottom edge, as long as their condition permits it.

Background

What is a cloth face covering?

A cloth face covering is a material that covers the nose and mouth. It can be secured to the head with ties or straps or simply wrapped around the lower face. It can be made of a variety of materials, such as cotton, silk, or linen. A cloth face covering may be factory-made or sewn by hand or can be improvised from household items such as scarfs, T-shirts, sweatshirts, or towels.

How well do cloth face coverings work to prevent spread of COVID-19?

There is scientific evidence to suggest that use of cloth face coverings by the public during a pandemic could help reduce disease transmission. Their primary role is to reduce the release of infectious particles into the air when someone speaks, coughs, or sneezes, including someone who has COVID-19 but feels well. Cloth face coverings are not a substitute for physical distancing, washing hands, and staying home when ill, but they may be helpful when combined with these primary interventions.

When should I wear a cloth face covering?

You should wear face coverings when in public places, particularly when those locations are indoors or in other areas where physical distancing is not possible

How should I care for a cloth face covering?

It's a good idea to wash your cloth face covering frequently, ideally after each use, or at least daily. Have a bag or bin to keep cloth face coverings in until they can be laundered with detergent and hot water and dried on a hot cycle. If you must re-wear your cloth face covering before washing, wash your hands immediately after putting it back on and avoid touching your face. Discard cloth face coverings that:

- No longer cover the nose and mouth
- Have stretched out or damaged ties or straps
- Cannot stay on the face
- Have holes or tears in the fabric

ORDINANCE NO. 1874

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE REQUIRING THE USE OF FACE COVERINGS IN CONFORMITY WITH THE REQUIREMENTS SET BY THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH

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;

WHEREAS, COVID-19 has been found to be easily transmissible from person to person;

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;

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;

WHEREAS, on March 21, 2020, Tulare County declared an emergency, thus enabling the County to take extraordinary measures;

WHEREAS, on March 17, 2020, due the actions of the Federal and State Governments, and due to the presence of confirmed cases in Tulare County and the Porterville area, the Porterville City Council adopted Resolution No. 22-2020, a Resolution of the City Council of the City of Porterville to Proclaim the Existence of a Local Emergency;

WHEREAS, on June 18, 2020, the California Department of Public Health issued Guidance for the Use of Face Coverings, which mandates that face coverings be worn state-wide in certain settings and circumstances;

WHEREAS, as of July 7, 2020, Tulare County remains on the State of California Covid-19 “watch list,” due to continuing spread of the disease in the County, including in the Porterville area;

WHEREAS, on July 7, 2020, the Porterville City Council ordered that the face covering requirements of the State be enforced within the City via the City’s administrative citation regulations and through aggressive education efforts, and directed that an urgency ordinance be prepared consistent with the order;

WHEREAS, the City of Porterville is authorized to enforce the state-wide order concerning Face Coverings pursuant to the California Constitution, Porterville City Charter Section 4, and applicable State laws and City regulations; and

WHEREAS, substantial scientific evidence shows that when combined with physical distancing and other health and safety practices such as hand washing and the regular disinfection of surfaces, wearing Face Coverings will assist in allowing additional business and other activities

to be resumed in the safest way possible, and will help protect Porterville's community members and in particular those that are most vulnerable due to age or health conditions;

THE CITY COUNCIL OF THE CITY OF PORTERVILLE does ordain as follows:

Section 1. The provisions of this urgency ordinance are necessary for the immediate preservation of the health and safety of the public; will help protect all community members who live, work and are present in the City of Porterville; and will assist in state-wide efforts to mitigate the spread of Covid-19.

Section 2. Individuals, while in the City of Porterville, are required to comply with all guidance within the California Department of Public Health's "Guidance for the Use of Face Coverings," (hereinafter "Face Covering Requirements") as currently set forth and as may be further revised by the State of California. A copy of the Face Covering Requirements, released June 18, 2020, and revised on June 29, 2020, is attached hereto as Exhibit "A."

Section 3. Businesses operating in the City of Porterville are required to comply with all applicable Industry Guidance issued by the California Department of Public Health, which incorporate the Face Covering Requirements.

Section 4. The City is authorized to utilize education efforts in any effort to gain cooperation and compliance with the Face Covering Requirements;

Section 5. City staff is further authorized to engage in code enforcement efforts to remedy violations of the Face Covering Requirements. Violations of these requirements are punishable as permitted by State law. Furthermore, the City is hereby authorized to enforce violations of the requirements pursuant to its Administrative Citation regulations set forth in Chapter 2, Article 14, Sections 2-141 through 2-155 of the Porterville Municipal Code.

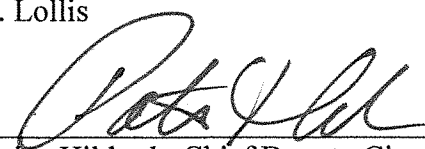
Section 6. This Ordinance is exempt from the requirements of CEQA pursuant to California Public Resources Code Section 21080(b) (4).

Section 7. This Ordinance shall take effect immediately upon adoption by at least a 4/5 vote of the all members of the Porterville City Council, pursuant to Section 13 of the Porterville City Charter.

THE FOREGOING ORDINANCE was approved by the City Council of the City of Porterville, State of California, on July 21, 2020 at a regular meeting of said Council duly and regularly convened.


Martha A. Flores, Mayor

ATTEST:
John D. Lollis

By: 
Patrice Hildreth, Chief Deputy City Clerk

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

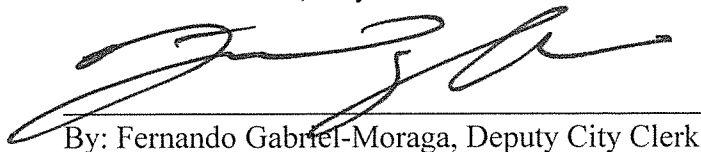
I, JOHN D. LOLLIS, the duly qualified City Clerk of the City of Porterville do hereby certify:

THAT the foregoing ordinance is a true and correct copy of Urgency Ordinance No. 1874, passed and adopted by the Council of the City of Porterville at a regular meeting held on the 21st day of July, 2020, that said ordinance has been duly published pursuant to law, and that by the terms and provisions of the Charter of the City of Porterville, said ordinance to be in full force and effect immediately upon adoption.

THAT said ordinance was introduced by Council and the same was duly passed and adopted by the following vote:

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

JOHN D. LOLLIS, City Clerk



By: Fernando Gabriel-Moraga, Deputy City Clerk



SONIA Y. ANGELL, MD, MPH
State Public Health Officer & Director

State of California—Health and Human Services Agency
California Department of Public Health



GAVIN NEWSOM
Governor

Released June 18, 2020

- Revised on June 29, 2020 to clarify that children under two years old are exempt from wearing face coverings due to risk of suffocation

GUIDANCE FOR THE USE OF FACE COVERINGS

Because of our collective actions, California has limited the spread of COVID-19 and associated hospitalizations and deaths in our state. Still, the risk for COVID-19 remains and the increasing number of Californians who are leaving their homes for work and other needs, increases the risk for COVID-19 exposure and infection.

Over the last four months, we have learned a lot about COVID-19 transmission, most notably that people who are infected but are asymptomatic or pre-symptomatic play an important part in community spread. The use of face coverings by everyone can limit the release of infected droplets when talking, coughing, and/or sneezing, as well as reinforce physical distancing.

This document updates existing CDPH guidance for the use of cloth face coverings by the general public when outside the home. It mandates that face coverings be worn state-wide in the circumstances and with the exceptions outlined below. It does not substitute for existing guidance about social distancing and handwashing.

Guidance

People in California must wear face coverings when they are in the high-risk situations listed below:

- Inside of, or in line to enter, any indoor public space;¹
- Obtaining services from the healthcare sector in settings including, but not limited to, a hospital, pharmacy, medical clinic, laboratory, physician or dental office, veterinary clinic, or blood bank;²
- Waiting for or riding on public transportation or paratransit or while in a taxi, private car service, or ride-sharing vehicle;
- Engaged in work, whether at the workplace or performing work off-site, when:
 - Interacting in-person with any member of the public;
 - Working in any space visited by members of the public, regardless of whether anyone from the public is present at the time;

¹ Unless exempted by state guidelines for specific public settings

² Unless directed otherwise by an employee or healthcare provider



- Working in any space where food is prepared or packaged for sale or distribution to others;
- Working in or walking through common areas, such as hallways, stairways, elevators, and parking facilities;
- In any room or enclosed area where other people (except for members of the person's own household or residence) are present when unable to physically distance.
- Driving or operating any public transportation or paratransit vehicle, taxi, or private car service or ride-sharing vehicle when passengers are present. When no passengers are present, face coverings are strongly recommended.
- While outdoors in public spaces when maintaining a physical distance of 6 feet from persons who are not members of the same household or residence is not feasible.

The following individuals are exempt from wearing a face covering:

- Persons younger than two years old. These very young children must not wear a face covering because of the risk of suffocation.
- Persons with a medical condition, mental health condition, or disability that prevents wearing a face covering. This includes persons with a medical condition for whom wearing a face covering could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a face covering without assistance.
- Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
- Persons for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.
- Persons who are obtaining a service involving the nose or face for which temporary removal of the face covering is necessary to perform the service.
- Persons who are seated at a restaurant or other establishment that offers food or beverage service, while they are eating or drinking, provided that they are able to maintain a distance of at least six feet away from persons who are not members of the same household or residence.
- Persons who are engaged in outdoor work or recreation such as swimming, walking, hiking, bicycling, or running, when alone or with household members, and when they are able to maintain a distance of at least six feet from others.

- Persons who are incarcerated. Prisons and jails, as part of their mitigation plans, will have specific guidance on the wearing of face coverings or masks for both inmates and staff.

Note: Persons exempted from wearing a face covering due to a medical condition who are employed in a job involving regular contact with others should wear a non-restrictive alternative, such as a face shield with a drape on the bottom edge, as long as their condition permits it.

Background

What is a cloth face covering?

A cloth face covering is a material that covers the nose and mouth. It can be secured to the head with ties or straps or simply wrapped around the lower face. It can be made of a variety of materials, such as cotton, silk, or linen. A cloth face covering may be factory-made or sewn by hand or can be improvised from household items such as scarfs, T-shirts, sweatshirts, or towels.

How well do cloth face coverings work to prevent spread of COVID-19?

There is scientific evidence to suggest that use of cloth face coverings by the public during a pandemic could help reduce disease transmission. Their primary role is to reduce the release of infectious particles into the air when someone speaks, coughs, or sneezes, including someone who has COVID-19 but feels well. Cloth face coverings are not a substitute for physical distancing, washing hands, and staying home when ill, but they may be helpful when combined with these primary interventions.

When should I wear a cloth face covering?

You should wear face coverings when in public places, particularly when those locations are indoors or in other areas where physical distancing is not possible

How should I care for a cloth face covering?

It's a good idea to wash your cloth face covering frequently, ideally after each use, or at least daily. Have a bag or bin to keep cloth face coverings in until they can be laundered with detergent and hot water and dried on a hot cycle. If you must re-wear your cloth face covering before washing, wash your hands immediately after putting it back on and avoid touching your face. Discard cloth face coverings that:

- No longer cover the nose and mouth
- Have stretched out or damaged ties or straps
- Cannot stay on the face
- Have holes or tears in the fabric

City of Porterville

Guidelines for Expanded Outdoor Dining During Covid-19



Preface

The City of Porterville has developed these guidelines for outdoor dining to assist our restaurant businesses in providing expanded seating capacity in the public right-of-way and on private spaces for in-person restaurant dining as allowed for by the State of California and Tulare County COVID-19 Health Orders (Health Orders). These guidelines are temporary in nature and will only be in place during this time of restricted restaurant operations or up until January 31, 2021, *whichever occurs earlier*.

The City of Porterville will be allowing restaurants to utilize sidewalks, public parking spaces, and/or in parking spaces in privately owned shopping centers, for the purposes of providing outdoor dining areas. Specific restrictions and guidelines for each of these locations are outlined in this guidebook.

State of California

Effective as of June 6, 2020, the State of California is permitting outdoor dining. General requirements include, but are not limited to:

- The establishment a written, workplace-specific COVID-19 prevention plan. State of California COVID-19 Industry Guidelines for Dine-In Restaurants can be currently found at <https://files.covid19.ca.gov/pdf/guidance-outdoor-restaurants--en.pdf>. Facilities that open for outdoor dining must offer curbside pickup, takeaway, and/or delivery service alternatives. Lines for pickup or takeaway must be in a separate area from the outdoor dining area to prohibit patrons from unnecessarily accessing the outdoor dining area.
- *Pursuant to State licensing*, alcohol may be sold to patrons in conjunction with a meal, but it may not be sold independently, and bar areas must remain closed to customers.
- Patrons are required to wear a face covering except when sitting at a table.

Temporary Outdoor Restaurant Dining Permit

The City has developed a no-fee streamlined encroachment permit application for temporary outdoor dining. The intent of this permit is to be temporary in nature and to be in place only during the Health Orders restrictions on restaurant operations or up until January 31, 2021, *whichever occurs earlier*.

The following documents are required in order to process a permit for outdoor seating in the City of Porterville:

- Temporary Outdoor Restaurant Dining Permit Application
- Certificate of Liability Insurance and Endorsements
- Site Plan diagram of proposed outdoor dining lay-out

The Temporary Outdoor Restaurant Dining Permit application is available on the City's website (<https://www.ci.porterville.ca.us>).

General Guidelines for all Outdoor Dining Areas

The following general guidelines apply to all areas:

- **Adequate Clearance for Social Distancing.** Any outdoor table and seating must maintain a minimum sidewalk clearance and/or pedestrian through zone of 6-feet from any physical obstruction to allow pedestrians to maintain adequate social distancing when passing by patrons seated at a table. The physical obstruction includes light poles, fire hydrants, trees, or other barriers and entryways or display window of adjacent businesses, unless authorized by the adjacent business.
- **Seating Area Allowance for Social Distancing.** The seating provided shall allow for patrons to maintain a minimum 6-foot social distance from the nearest group of other patrons seated in the same area.
- In addition to the cleaning and sanitary measures, tables must be arranged to ensure that no customer is sitting within six feet of any other customer at a separate table.
- Patrons at a single table are limited to no more than six, and they must be from the same household or living unit.
- **ADA Compliance.** Outdoor seating areas must comply with all requirements of the California Building Code, Americans with Disabilities Act (ADA), and provide sufficient clearance and walkway space to allow safe access and egress. Restaurants must ensure that a minimum 3-foot ADA path of travel is maintained throughout the areas for patrons to access tables provided.
- **Temporary Fixtures.** Tables, seating, umbrellas, heating lamps, planters, platforms or flooring shall achieve California Building Code and ADA compliance, and any approved physical barriers to mark the seating area are the only items permitted in the public right-of-way. These items must be designed to be weighted down for wind protection, removable, and minimize tripping hazards.
- **Alcohol Service.** Restaurants and food establishments licensed by the State of California will be permitted to sell and allow on-premise consumption of alcoholic beverages. Alcohol service is only allowed under full-service conditions and alcoholic beverages consumed in the outdoor dining premises are not allowed to be provided in to-go containers. Establishments that serve alcoholic beverages in the outdoor dining area shall be required to meet all requirements of the Alcoholic Beverage Control Board and any other federal, state, or local laws and regulations governing the sale and consumption of alcoholic beverages. Visit the ABC website for their specific COVID-19 regulatory updates.
- **No Outdoor Food Preparation.** Outdoor food preparation is not permitted. No heating, cooking or open flames are permitted in the outdoor dining space or public rights-of-way.
- **Amplification of noise.** Amplification of music or other sounds is generally prohibited for these temporary uses, and for any proposed use of amplified music or an intercom system, if allowed an amplification permit will be required. The application may be found at the following location: <http://www.ci.porterville.ca.us/depts/ParksandLeisure/documents/OutsideAmplifierPermit.pdf>

Music volume must be adjusted so that workers can maintain social distance from customers to hear orders.

- **Site Maintenance.** Outdoor seating areas shall be maintained free of litter, refuse and debris. The area shall be scrubbed and mopped to remove any food or drink stains on a daily basis by the permittee. Such cleaning shall be in accordance with the City's Storm Water Management and Discharge Control Program, which prohibits any discharge other than storm water into the storm water drainage system.

- **Tents or Shade Structures.** Umbrellas and other decorative material shall be fire-retardant, pressure-treated or manufactured of fire-resistant material. No portion of an umbrella shall be less than six (6) feet, eight (8) inches (eighty (80) inches) above the sidewalk. Tents or any structures shall be installed in an *approved* manner that is inspected by both the Fire Department and the Building Division prior to being occupied. The use of tents or shade structures in excess of 400 square feet will require coordination with and approval from the Porterville Fire Department. To request more information contact (559) 782-7526.
- **Space Heaters.** Space heaters are permitted if they are an outdoor approved type, are located in accordance with the manufacturer's recommendations and California Fire Code, and are located at least two (2) feet from the edge of any umbrella canvas, any foliage, or any other flammable object or material. Use will require coordination with and approval from the Porterville Fire Department. To request more information contact (559) 782-7526.
- **Hours of Operation.** The outdoor dining areas shall adhere to the same approved hours of operation as the existing restaurant
- **Lighting.** Temporary outdoor lighting in compliance with the Porterville Development Ordinance is allowed. Lighting shall be turned off whenever the restaurant is closed and/or the outdoor dining area is not in use.
- **Removal of Items.** All items installed to support outdoor dining shall be temporary in nature and removed at such the time the City so orders. Upon removal of these items, the site shall be restored to its previous condition within 48 hours.
- **Restrooms.** Restaurant patrons shall have access to the restroom(s) affiliated with the subject restaurant.

Sidewalk Dining Areas

Sidewalk dining involves the placement of tables and chairs in the public sidewalk area. Businesses may request the closure of sidewalk immediately adjacent to the restaurant with Temporary Outdoor Restaurant Dining Permit. Furthermore, Businesses may request the closure of on-street public parking spots directly adjacent to the business frontage, for use as a buffer or extended entrance area (no dining in on-street parking spots is permitted).

The following specific conditions apply to these areas:

Restaurants using these areas will need to provide their own furniture for use of by the patrons and will be responsible for securing their furniture when not in use.

Restaurants that are providing alcohol service must meet all requirements of the Alcoholic Beverage Control Board and any other federal, state, or local laws and regulations governing the sale and consumption of alcoholic beverages.

- **Signage** – when sidewalk and/or on-street parking closure is requested, the applicant shall provide detour signage to ensure pedestrians are made aware of alternative routes.
- The applicant shall notify all residents and businesses that will be affected by the sidewalk or on-street parking closure.
- **Barricades** - All parking stalls adjacent to the sidewalk dining areas shall be closed and have barricades as provided by the City of Porterville.

Public Parking Dining Areas

The City is providing the opportunity to restaurants in the Downtown District to request outdoor dining in portions of the public parking lots located near restaurants.

The following specific conditions apply to these areas:

- Restaurants using these areas will need to provide their own furniture for use by the patrons and will be responsible for securing their furniture when not in use.
- Barricades must be used to protect patrons from vehicular traffic and shall be provided by the City of Porterville.
- Restaurants that are providing alcohol service must meet all requirements of the Alcoholic Beverage Control Board and any other federal, state, or local laws and regulations governing the sale and consumption of alcoholic beverages.

Private Parking Lot Dining Areas

Private parking lot areas refer to shopping centers, strip malls, and stand-alone commercial properties that have their own designated parking areas. The City of Porterville is temporarily suspending requirements restricting the provision of outdoor dining, minimum parking standards as codified in Municipal Code **, and planning application conditions of approval related to parking and outdoor dining with an approved Temporary Outdoor Restaurant Dining Permit. Suspending these requirements will temporarily allow restaurants to provide outdoor dining in their respective private parking lots. Arrangements for outdoor dining must be worked out with and agreed to by the property owner for each location. The City shall not be a party to discussions or arrangements concerning the leasing or use of outdoor space on private property.

The following specific conditions apply to these areas:

- Restaurants must have the written permission of the property owner in order to use the parking space areas.
- The parking lots must still comply with all California Building Code and ADA standards, including ADA paths of travel and adequate provision of handicapped parking spaces pursuant to California Building Code Section 11B.
- Restaurants that are providing alcohol service must meet all requirements of the Alcoholic Beverage Control Board and any other federal, state, or local laws and regulations governing the sale and consumption of alcoholic beverages.
- Access to fire hydrants, fire hose connections for sprinkler systems, and entrances and exits of all buildings shall not be obstructed at any time by barriers or seating. The twenty (20) feet fire lane shall not be obstructed at any time. There shall be a minimum of forty (40) inches in distance separating the edge of a table or chair to a fire department connection.
- Consideration should be given to maintaining adequate parking supply on-site to prevent spillover parking in adjacent residential areas
- Seating areas shall occupy a specifically approved and defined location that does not disrupt the normal function of the site or its circulation. The area shall be located outside of any fire lane or fire access way.

For More Information:

For Questions or additional information regarding these Outdoor Dining Guidelines or the Temporary Outdoor Restaurant Dining Encroachment Permit application, please contact:

Jason Ridenour, Economic Development and Housing Manager

jridenour@ci.porterville.ca.us (559) 782-7460



Sandra Shewry
Acting Director

State of California—Health and Human
Services Agency
**California Department of
Public Health**



GAVIN NEWSOM
Governor

September 28, 2020

AFL 17-__

TO: All Californians

SUBJECT: Outdoor Playgrounds and other Outdoor Recreational Facilities

Summary

COVID-19 continues to pose a severe risk to communities and requires all people in California to follow necessary precautions and to adapt the way they live and function in light of this ongoing risk. This guidance provides direction on usage of outdoor playgrounds and outdoor recreational facilities (hereafter facilities), to support a safe environment for children and families. It applies to outdoor playgrounds located in parks, campgrounds, and other publicly accessible locations. This guidance does not apply to indoor playgrounds or family entertainment centers.

Outdoor Playground Definition:

- Fully outdoors
- Publicly accessible
- Free to enter and use
- Operated by a city, state, county, or federal government
- Designed primarily to serve nearby residents within a half a mile
- Can provide State-mandated outdoor space for preschools (which could be scheduled in advance to avoid overlapping use)
- Typically includes recreational equipment, like play structures, slides, swings, etc. intended to enrich children's physical health and development

Visitors to outdoor community playgrounds must comply with the following requirements:

1. Face masks over the mouth and nose are required for everyone 2 years of age or older with caregiver supervision at all times to ensure face mask use.
2. Do not use the playground when different households are unable to maintain a physical distance of 6 feet or when the capacity limit has been reached.
3. Caregivers must monitor to keep adults and children from different households at least 6 feet apart.
4. Consider coming on different times or days to avoid wait times and potential crowded times.
5. No eating or drinking in playground, to ensure face masks are worn at all times.
6. Wash or sanitize hands before and after using the playground.
7. Elderly and persons with underlying medical conditions should avoid playground when others are present.

8. Limit visit to 30 min per day when others are present

Note: Facility operators should download and print this flyer to post at all outdoor playgrounds.

All playground facilities operators should review and follow these recommendations:

1. An adult must actively supervise each child at all times to make sure that children two years of age or older keep their face covering over their nose and mouth and stay 6 feet away from adults and children outside their household.
 - a. Children who are supervised by the same adult must stay together in the same play area or play structure at all times, to allow active supervision.
 - b. If an infant or child requires attention (nursing, diapering) that precludes an adult from actively supervising other children using the playground, the adult should ask the other children to leave the play structure/area and stay by the adult's side until needed care is complete.
2. People standing outside the playground, including people waiting to enter the playground, should remain 6 feet away from areas of the playground used by children and adults.
3. Maintain six-foot distancing between children and adults from different households including children using or waiting to use play structures or play areas, and families waiting to enter the playground.
4. Increase cleaning of frequently touched surfaces, daily as practicable.
5. To the extent feasible, provide handwashing stations or sanitizer to facilitate hand hygiene, especially during times of heavy usage. Use a hand sanitizer containing (60% ethanol or 70% isopropanol). Never use hand sanitizers with methanol due to its high toxicity to both children and adults.
6. Post the maximum number of children allowed at the entrance of each playground.
 - a. Determine and post the maximum occupancy of each play structure, (e.g., climbing structures, slides, swings, spinning structures, and sand areas) with 6 foot vertical and horizontal distancing.
 - b. Determine and post the maximum occupancy for supervising adults to ensure that each adult can maintain six feet of distance from other adults and children.
 - c. Provide directions on how to wait in line when maximum playground occupancy has been reached.
7. Mark playgrounds to help children and adults maintain 6 foot distancing.
 - a. Mark spaces for families to stand while waiting to enter the playground. The spaces should be far enough apart to allow 6 feet of distance between households.
 - b. For play structures or play areas that can hold more than one child while allowing 6 foot distancing:
 - i. Post the maximum number of children allowed on each structure/in each area to allow 6 foot distancing vertically and horizontally.
 - ii. For play structures or areas that can hold more than 1 child, consider marking with tape or other visual indicators to help children assess whether they are 6 feet apart.

- c. Mark designated spaces 6 feet apart for children to stand while waiting to use a play structure/area.

Additional Considerations

If there is a pre-scheduled activity that will access the playground, the playground must be closed to the broader public during that time.

Child care programs, schools, out-of-school time programs and other programs for children and youth where children must remain in cohorts may not use playgrounds during times when they are open to the public. However, if the playground operator permits, the childcare, school or other program may reserve a time for the exclusive use of the playground by the program. While on the playground, cohorts should maintain separation and avoid mixing.

California Department of Public Health
PO Box, 997377, MS 0500, Sacramento, CA 95899-7377
Department Website (cdph.ca.gov)



Page Last Updated : September 29, 2020

CALIFORNIA

ALL

Your Actions
Save Lives
covid19.cd.gov

Play It Safe



Due to the ongoing spread of COVID-19 in our communities, please follow these simple steps to help keep our outdoor playgrounds safe, open and fun.

✓ **WEAR A MASK**

Everyone 2 years and older should wear a mask covering their face.

✓ **MAINTAIN DISTANCE**

Maintain physical distance of 6 feet between individuals from different households and prevent crowding of children.

✓ **NO FOOD OR DRINK**

Do not eat or drink in playground to ensure face masks are worn at all times.

✓ **WASH HANDS**

Wash or sanitize your hands before and after you visit

✓ **PLAN AHEAD**

Visit the park at different times or days to avoid crowds and waits.

✓ **KNOW WHEN TO STAY HOME**

Elderly individuals and people with underlying medical conditions should avoid playgrounds when others are present.

✓ **SHARE OUR SPACE**

To avoid crowding and allow everyone to use this space, please limit your visit to 30 minutes when others are waiting.



CALIFORNIA

ALL

Your Actions
Save Lives
covid19.ca.gov

Actué con Precaución



Debido a la propagación continua de Covid-19 en nuestras comunidades, siga estos pasos sencillos para ayudar a mantener nuestros parques infantiles al aire libre seguros, abiertos y divertidos.

✓ **USE UNA MASCARILLA**

Todas las personas mayores de dos años deben usar una mascarilla que cubra su cara.

✓ **MANTENGA DISTANCIA**

Mantén una distancia física de 6 pies entre personas de diferentes hogares y evite que se amontonen los niños.

✓ **NADA DE COMIDA NI BEBIDA**

No coma ni beba en el parque infantil para asegurarse que se usen mascarillas en todo momento.

✓ **LAVE MANOS**

Lávese y desinfecte sus manos antes y después de su visita.

✓ **PLANEA CON ANTICIPACIÓN**

Visite el parque en diferentes horarios o días para evitar demasiadas personas y esperas.

✓ **SEPA CUANDO QUEDARSE EN CASA**

Las personas mayores y las personas con condiciones médicas subyacentes deben evitar parques infantiles cuando hay otros presentes.

✓ **COMPARTE EL ESPACIO**

Para evitar aglomeraciones y permitir que todos usen el espacio, por favor limite su visita a 30 minutos cuando otros están esperando.



BEFORE THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF ADOPT A)
RESOLUTION DEMANDING CLARITY,) Resolution No. 2020-0694
CONSISTENCY, AND CONTINUITY FROM)
GOVERNOR NEWSOM REGARDING)
COVID-19 DIRECTIVES TO COUNTIES)

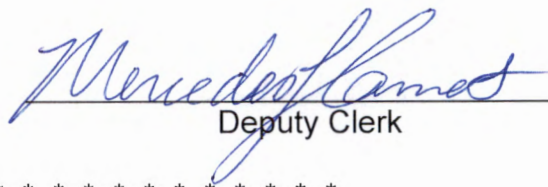
UPON MOTION OF SUPERVISOR TOWNSEND, SECONDED BY SUPERVISOR
SHUKLIAN, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS,
AT AN OFFICIAL MEETING HELD OCTOBER 6, 2020, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS CROCKER, VANDER POEL, SHUKLIAN, VALERO AND
TOWNSEND
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE



ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY:


Deputy Clerk

* * * * *

Adopted the attached resolution demanding that Governor Newsom work more closely
with counties to increase the clarity, consistency, and continuity of direction regarding the
COVID-19 pandemic.

CAO

10/06/2020
ML

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF DEMANDING)
GOVERNOR NEWSOM PROVIDE) Resolution No. 2020-0695
CLARITY, CONSISTENCY, AND)
CONTINUITY REGARDING COVID-19)
DIRECTIVES TO COUNTIES)

WHEREAS, the Tulare County Board of Supervisors recognizes the seriousness of COVID-19 and the public health impact it is having in the country, the State, and the County; and

WHEREAS, the Tulare County Board of Supervisors recognizes and appreciates the tremendous difficulty and work associated with managing the country, the State, and the County through this extraordinary public health emergency; and

WHEREAS, the Tulare County Board of Supervisors believes that public health best practices, such as washing hands, social distancing, wearing a mask, disinfecting surfaces, and staying far away from others when sick, are essential for slowing the spread of COVID-19; and

WHEREAS, the Tulare County Board of Supervisors believes that slowing the spread of COVID-19 is critical to maintaining local hospital capacity and avoiding the catastrophic failure of the County's hospital and medical acute care systems; and

WHEREAS, the Tulare County Board of Supervisors believes that the biggest threat to slowing the spread of COVID-19 is large private and public gatherings, for extended periods of time, where basic public health guidelines and best practices are not being implemented or are ignored; and

WHEREAS, the Tulare County Board of Supervisors believes that government, while critical to helping slow the spread of COVID-19 and promoting best practices, cannot take the place of personal responsibility and individual decision-making when it comes to exercising public health best practices or voluntary testing; and

WHEREAS, on March 19, 2020, in response to the COVID-19 pandemic, California Governor Gavin Newsom issued Executive Order N-33-20, ordering all individuals in California to stay in their place of residence except as needed to maintain continuity of operations of federal critical infrastructure sectors; and

WHEREAS, California counties are required to adhere to Governor Newsom's orders, directives, criteria, requirements, and guidelines for COVID-19; and

WHEREAS, Tulare County, as a State mandated condition to receive CARES Act funding (i.e. federal funding allocated to local governments under the Corona Virus Aid, Relief, and Economic Security Act [H.R. 748]) from the State's federal allocation, certified that it will continue to adhere to the Governor's "stay-at-home requirements and other health requirements as directed in gubernatorial Executive Order N-33-20, and subsequent Executive Orders or statutes, and all California Department of Public Health orders, directives, and guidance in response to the COVID-19 emergency;" and

WHEREAS, on July 10, 2020, as a State condition to receiving CARES Act funding, Tulare County submitted a certification agreeing to adhere to the State's orders and guidance; and

WHEREAS, since March 19, 2020, Governor Newsom and the California Department of Public Health have modified state COVID-19 orders, directives, criteria, requirements, and guidelines for COVID-19, impacting all Californians, all California counties, all economic activity and other public and private activities on multiple occasions and without collaboration or consultation with the entities such orders impact; and

WHEREAS, California's counties are responsible for the implementation of state orders, directives, criteria, requirements, and guidelines, and are critical to the State's achievement of its goals and objectives related to COVID-19; and

WHEREAS, Governor Newsom continues to modify orders, directives, criteria, requirements, and guidelines, and goals and objectives related to COVID-19, with little to no collaboration with counties prior to announcement; and

WHEREAS, Governor Newsom's changes to COVID-19 goals and objectives have complicated the management of this crisis, forcing counties like Tulare to change course, and re-prioritize at great time and expense, straining local personnel and resources, often with little to no clarification regarding how these new goals and objectives prevent or slow the spread of COVID-19; and

WHEREAS, on August 28, 2020, Governor Newsom issued a new framework entitled "Blueprint for a Safer Economy" ("Blueprint"), to allow for the "safe progression of opening more businesses in each county so impacts of any given change can be fully evaluated;" and

WHEREAS, this Blueprint originally, and specifically, required California's counties to meet stated and simple benchmarks in overall Case Rates and Testing Positivity Rates in order to move into less restrictive tiers that would allow for a measured reopening of businesses, schools and other activities; and

WHEREAS, on Monday, September 7, 2020 Governor Newsom announced an adjustment to this Blueprint to include a Case Rate Adjustment Factor for counties with an overall Testing Rate lower than the state median, a complicated additional criteria that counties must meet for the measured reopening of businesses, schools and other activities; and

WHEREAS, Governor Newsom is now arbitrarily inflating overall Case Rate numbers in those counties who have an overall Testing Rate below the statewide average, further slowing and complicating a county's move into a less restrictive tier; and

WHEREAS the median statewide testing rate is a moving target and the relevance of using this measure to adjust county case rates is unclear; and

WHEREAS, this new criterion unnecessarily burdens Tulare County residents by slowing business and school reopening, and it penalizes counties, which have little to no control over individual decision-making related to COVID-19 testing, and

WHEREAS, due to the constantly changing orders and metrics, Tulare County continues to bear the increasing burden and expense of adjusting its pandemic response strategies and tracking mechanisms so that it may continue to receive the CARES Act funding it has been allocated; and

WHEREAS, Tulare County and its residents have been especially hindered by these changing metrics as other counties begin to move through the tiers that allow for reopening of in person education, leaving Tulare County behind in the education of its youth and lead to significant emotional, nutritional, and physical harm; and

WHEREAS, the Governor's newly-established health equity measures will have a disproportionally negative impact on Tulare County's agricultural community, low-income residents, disadvantaged students and other community groups; and

WHEREAS, Tulare County is slowing the spread of COVID-19, has continued to locally reinforce all directives of the State; has made critical investments in testing and contact tracing capacity; has made critical investments in testing, tracing and containment at State-regulated skilled nursing facilities; has made critical investments in support of local business, non-profits, and disadvantaged communities; has lowered local hospitalization rates; and has increased and sustained local hospital capacity.

NOW, THEREFORE, IT IS RESOLVED, by the Board of Supervisors of the County of Tulare, State of California, as follows:

1. Tulare County demands that Governor Newsom provide increased clarity, consistency and continuity in his directives to counties, business communities, and residents regarding the COVID-19 pandemic.
2. Tulare County demands that the Governor and his administration work more closely with all counties, including Tulare, to develop a pathway for increased business activity and school reopening, ensuring it is done safely and responsibly.
3. Tulare County demands that State and local actions related to COVID-19 focus on maintaining hospital and medical system capacity, which was the primary

objective in "flattening the curve" at the start of the pandemic in March.

4. Tulare County demands that the State use hospital and medical system capacity as the primary criteria for increased, but measured, reopening of businesses and schools in all counties.
5. Tulare County demands that Governor Newsom not continue to modify the criteria and metrics used by the State to determine when businesses can begin to reopen in each county.
6. Tulare County demands that Governor Newsom track and utilize each county's actual Case Rate and Testing Positivity Rate, without a Case Rate Adjustment Factor, to determine a county's movement through the "Blueprint for a Safer Economy" risk tier framework.
7. Tulare County demands that Governor Newsom not penalize counties for not achieving new State goals and objectives that are not directly related to flattening the curve and maintaining hospital and medical system capacity; and
8. Tulare County demands that Governor Newsom follow through with his commitments to the Central Valley and provide Tulare County with the necessary contracts and infrastructure development to meet the State's metrics for testing volume.
9. Tulare County demands that Governor Newsom not continue to burden California's small business community and families by linking business and school reopening to any requirements beyond what was outlined in the original Blueprint, announced on August 28, 2020.
10. Tulare County demands that California counties be judged on simple, consistent, achievable, and measurable objectives related to maintaining hospital and medical system capacity, and slowing the spread of COVID-19.
11. Tulare County demands that due to the increasing burden and expense to Tulare County that these changing orders have presented, the State distribute in its entirety, the remaining CARES Act funding allocated to Tulare County under the State Budget Act of 2020.
12. The Clerk of the Board of Supervisors shall transmit copies of this to the following:

County Administrative Office

County Counsel

The Honorable Gavin Newsom
Governor of California

State Capitol
Sacramento, CA 95814

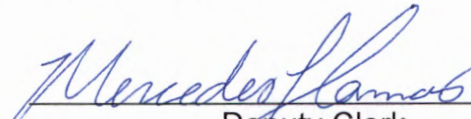
UPON MOTION OF SUPERVISOR TOWNSEND, SECONDED BY SUPERVISOR SHUKLIAN, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD OCTOBER 6, 2020, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS CROCKER, VANDER POEL, SHUKLIAN, VALERO AND TOWNSEND
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE



ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY:


Deputy Clerk



Sandra Shewry
Acting Director

State of California—Health and Human
Services Agency
**California Department of
Public Health**



GAVIN NEWSOM
Governor

October 9, 2020

TO: All Californians

SUBJECT: Guidance for Private Gatherings

Summary

This guidance provides an updated plan for Californians to gather outside their household and replaces the prior gatherings guidance issued on September 12, 2020 and March 16, 2020. It applies to private gatherings, and all other gatherings not covered by existing sector guidance are prohibited. Gatherings are defined as social situations that bring together people from different households at the same time in a single space or place. When people from different households mix, this increases the risk of transmission of COVID-19.

Mandatory Requirements for All Gatherings

All persons planning to host or participate in a private gathering, as defined above, must comply with the following requirements. Local health jurisdictions may be more restrictive than this guidance. Refer to your local guidance for what is allowed in your area.

1. Attendance

- *Gatherings that include more than **3 households are prohibited**. This includes everyone present, including hosts and guests. Remember, the smaller the number of people, the safer.*
- *Keep the households that you interact with stable over time. By spending time with the same people, risk of transmission is reduced. Participating in multiple gatherings with different households or groups is strongly discouraged.*
- *The host should collect names of all attendees and contact information in case contact tracing is needed later.*

2. *Gather Outdoors*

- Gatherings that occur outdoors are significantly safer than indoor gatherings. All gatherings must be held outside. Attendees may go inside to use restrooms as long as the restrooms are frequently sanitized.
- Gatherings may occur in outdoor spaces that are covered by umbrellas, canopies, awnings, roofs, and other shade structures provided that at least three sides of the space (or 75%) are open to the outdoors.
- A gathering of no more than three households is permitted in a public park or other outdoor space, even if unrelated gatherings of other groups up to three households are also occurring in the same park or other outdoor space. If multiple such gatherings are occurring, mixing between group gatherings is not allowed. Additionally, multiple gatherings of three households cannot be jointly organized or coordinated to occur in the same public park or other outdoor space at the same time – this would constitute a gathering exceeding the permitted size.

3. *Don't Attend Gatherings If You Feel Sick or You Are in a High-Risk Group*

- Anyone with any COVID-19-like symptoms (fever, cough, shortness of breath, chills, night sweats, sore throat, nausea, vomiting, diarrhea, tiredness, muscle or body aches, headaches, confusion, or loss of sense of taste/smell), **must stay home and not come into contact with anyone outside their household.**
- Anyone who develops COVID-19 within 48 hours after attending a gathering should notify the other attendees as soon as possible regarding the potential exposure.
- People at higher risk of severe illness or death from COVID-19 (such as older adults and people with chronic medical conditions) are strongly urged not to attend any gatherings.

4. *Practice Physical Distancing and Hand Hygiene at Gatherings*

- For any gatherings permitted under this guidance, the space must be large enough so that everyone at a gathering can maintain at least a 6-foot physical distance from others (not including their own household) at all times.
- Seating must provide at least 6 feet of distance (in all directions—front-to-back and side-to-side) between different households.
- Everyone at a gathering should frequently wash their hands with soap and water, or use hand sanitizer if soap and water are not available. A place to wash hands or hand sanitizer must be available for participants to use.
- Shared items should not be used during a gathering. As much as possible, any food or beverages at outdoor gatherings must be in single-serve disposable containers. If providing single-serve containers is not possible, food and beverages must be served by a person who washes or sanitizes their hands frequently, and wears a face covering. Self-serve items from communal containers should not be used.

5. *Wear a Face Covering to Keep COVID-19 from Spreading*

- When gathering, face coverings must be worn in accordance with the CDPH Guidance on the Use of Face Coverings (PDF), unless an exemption is applicable.
- People at gatherings may remove their face coverings briefly to eat or drink as long as they stay at least 6 feet away from everyone outside their own household, and put their face covering back on as soon as they are done with the activity.
- Face coverings can also be removed to meet urgent medical needs (for example, to use an asthma inhaler, take medication, or if feeling light-headed).

6. *Keep it short*

- Gatherings should be two hours or less. The longer the duration, the risk of transmission increases.

7. *Rules for Singing, Chanting, and Shouting at Outdoor Gatherings*

- Singing, chanting, shouting, and physical exertion significantly increases the risk of COVID-19 transmission because these activities increase the release of respiratory droplets and fine aerosols into the air. Because of this, singing, chanting, and shouting are strongly discouraged, but if they occur, the following rules and recommendations apply:
 - All people who are singing or chanting should wear a face covering at all times while singing or chanting, including anyone who is leading a song or chant. Because these activities pose a very high risk of COVID-19 transmission, face coverings are essential to reduce the spread of respiratory droplets and fine aerosols;
 - People who are singing, shouting, chanting, or exercising are strongly encouraged to maintain physical distancing beyond 6 feet to further reduce risk.
 - People who are singing or chanting are strongly encouraged to do so quietly (at or below the volume of a normal speaking voice).
- Instrumental music is allowed as long as the musicians maintain at least 6-foot physical distancing. Musicians must be from one of the three households. Playing of wind instruments (any instrument played by the mouth, such as a trumpet or clarinet) is strongly discouraged.

Context

COVID-19 continues to pose a severe risk to communities and requires all people in California to follow necessary precautions and to adapt the way they live and function in light of this ongoing risk. The safest way to gather is to spend time with people in the same household or to gather virtually.

In general, the **more people from different households** a person interacts with at a gathering, the **closer** the physical interaction is, and the **longer** the interaction lasts, the higher the risk that a person with a COVID-19 infection, symptomatic or asymptomatic, may spread it to others. Public health studies have also shown that the risk of transmission is increased **in indoor spaces**, particularly when there isn't appropriate ventilation.[1] Unlike indoor spaces, wind and air in outdoor spaces can help reduce spread of the virus from one person to another.

Planning scenarios published by the CDC estimate that, on average, a person with COVID-19 goes on to infect between 2-4 people, with a best estimate of 2.5 when there are no preventive measures.[2] For example, if each infected person spreads the virus to two people, who in turn spread it to two others each; those four will spread the

virus to eight others; those eight will spread the virus to 16; and so on. As a result, after 10 transmission cycles, one person could be responsible for 1,024 other people contracting the virus.[3] Additionally, there is broad agreement that people who are not experiencing symptoms can still spread COVID-19[4]. The fact that COVID-19 can be spread by people who don't have symptoms or aren't showing symptoms yet is one of the aspects of the COVID-19 that makes it difficult to control.

All gatherings pose a higher risk of transmission and spread of COVID-19 when people mix from different households and communities. The likelihood of transmission and spread increases with laughing, singing, loud talking and difficulty maintaining physical distance. Limiting attendance at gatherings is a way to reduce the risk of spread as it lowers the number of different people who are interacting. Additionally, by limiting attendance there is an improved ability to perform effective contact tracing if there is a positive case discovered, which can help to slow the spread of COVID-19[5]. People who do choose to attend gatherings should discuss and agree upon the specific group rules before convening together.

[1] See, e.g., Hiroshi Nishiura, et al., Closed environments facilitate secondary transmission of coronavirus disease 2019 (COVID-19) (PDF), (www.medrxiv.org/content/10.1101/2020.02.28.20029272v2.full.pdf); Hu Qian, et al., "Indoor transmission of SARS-CoV-2" (www.medrxiv.org/content/10.1101/2020.04.04.20053058v1) [pre-print] published in medRxiv on April 4, 2020.

[2] See the CDC COVID-19 Pandemic Planning Scenarios web page

[3] See, e.g., Report 3: Natsuko Imai et al, WHO Collaborating Centre for Infectious Disease Modelling, MRC Centre for Global Infectious Disease Analysis, J-IDEA, "Imperial college London, UK. Transmissibility of 2019 -n-CoV)." See also Inglesby T B JAMA Public Health Measures and the Reproduction Number of SARS-CoV-2. JAMA Network.2020.7878 (May 1, 2020).

[4] World Health Organization (WHO) Transmission of SARS-CoV-2: implications for infection prevention precautions

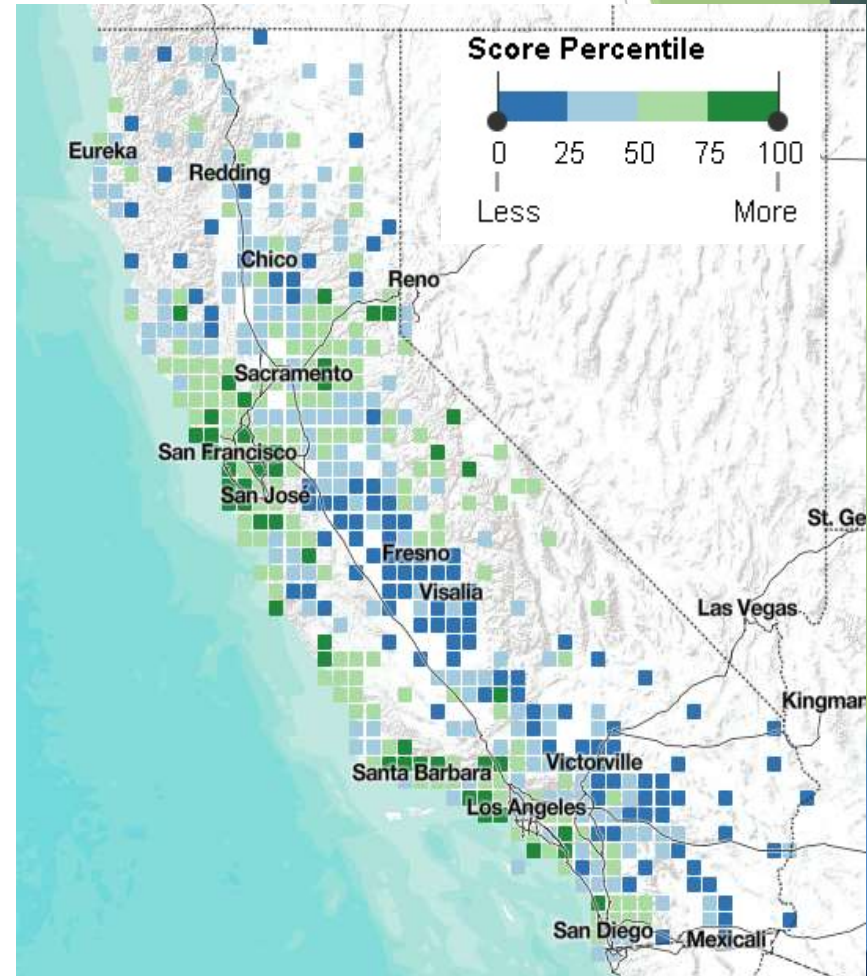
[5] See Harvard Health Preventing the spread of the coronavirus Social distancing, hand washing, and other preventive measures

California Department of Public Health
PO Box, 997377, MS 0500, Sacramento, CA 95899-7377
Department Website (cdph.ca.gov)



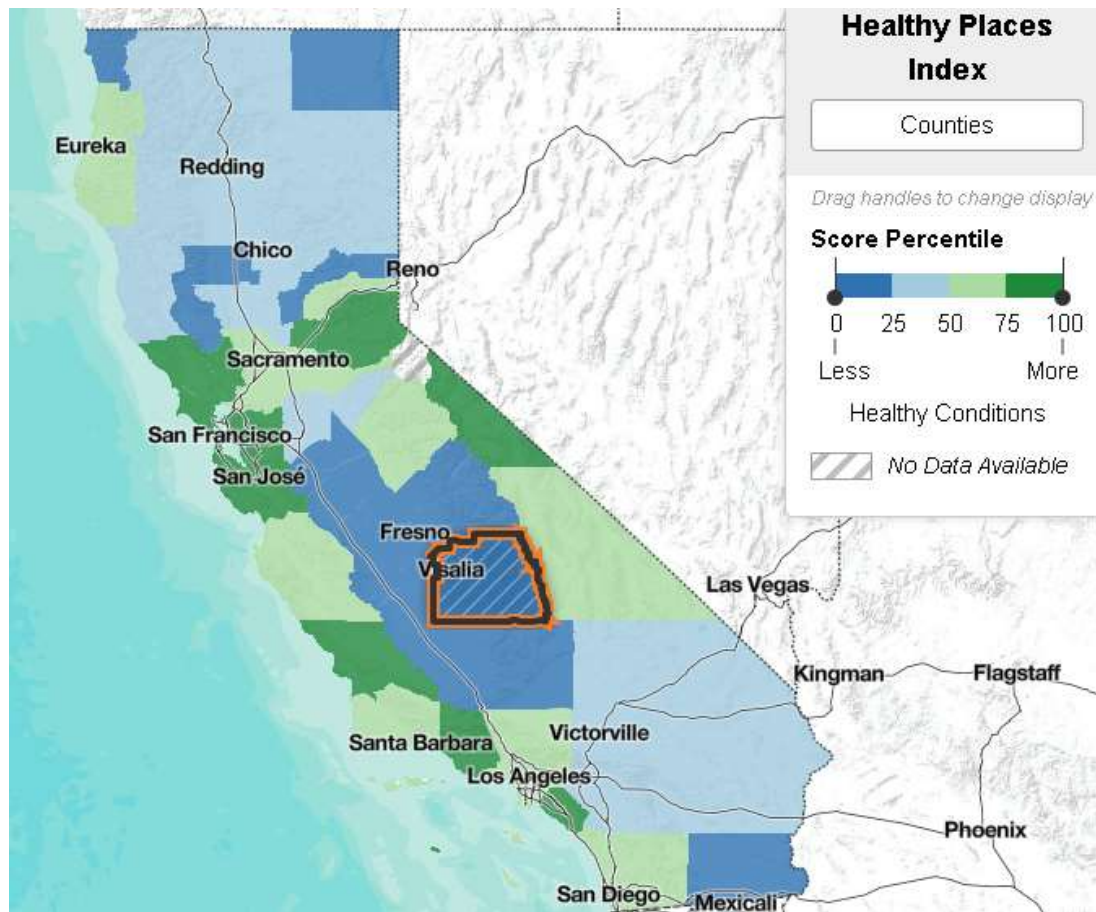
Healthy Places Index

- ▶ Public Health Alliance of Southern California
- ▶ HPI Map
- ▶ Created a composite score from a number of indicators in categories such as economy, education, transportation, clean environment, housing, healthcare access and more
- ▶ Counties and census tracts are ranked by their composite score percentile statewide
- ▶ 264 of 8,057 tracts are not scored



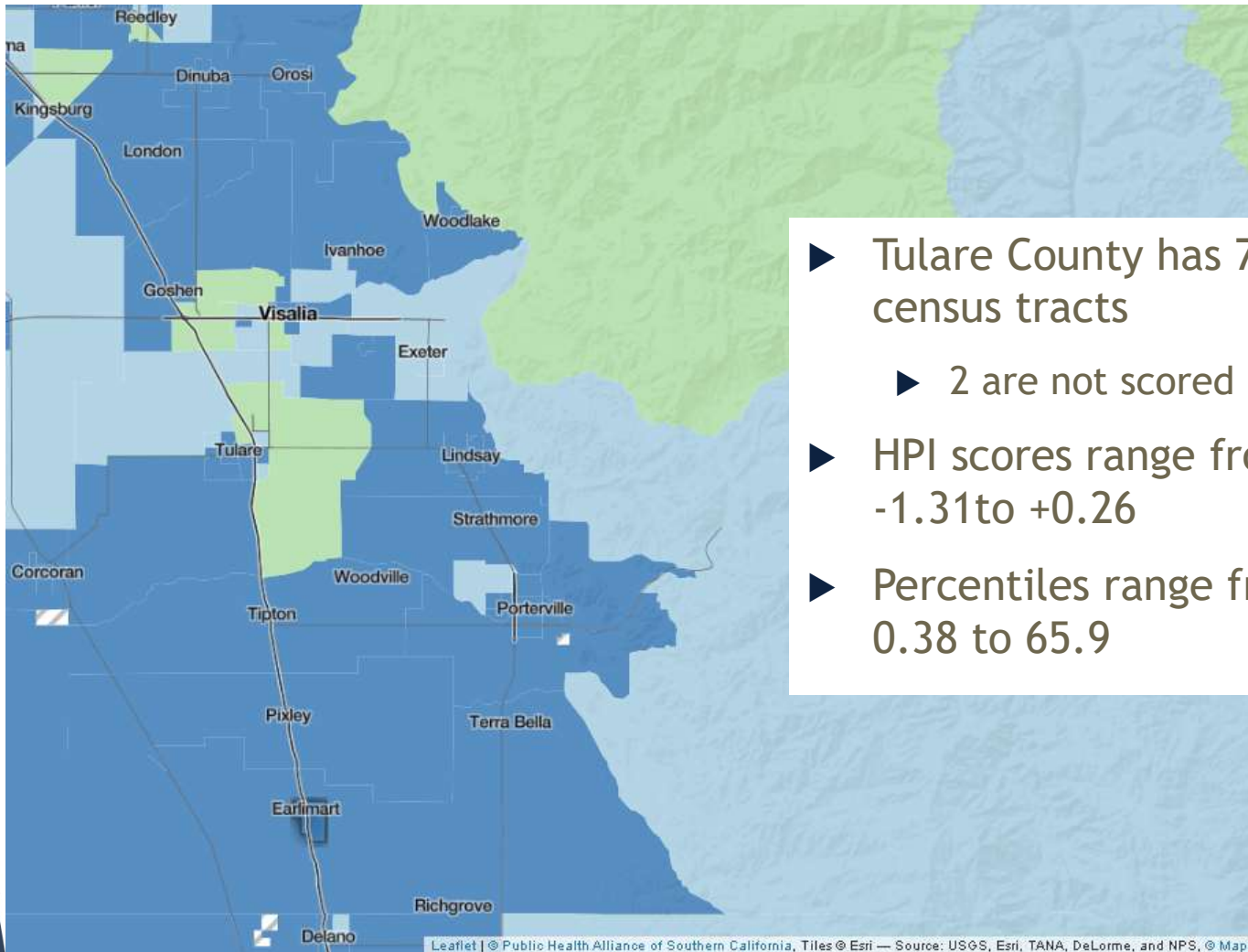
URL: <https://map.healthyplacesindex.org/>

Ranking Counties Across the State



San Joaquin Valley county percentiles range from 1.8 (Merced) to 32.1 (San Joaquin) with Tulare at 5.4.

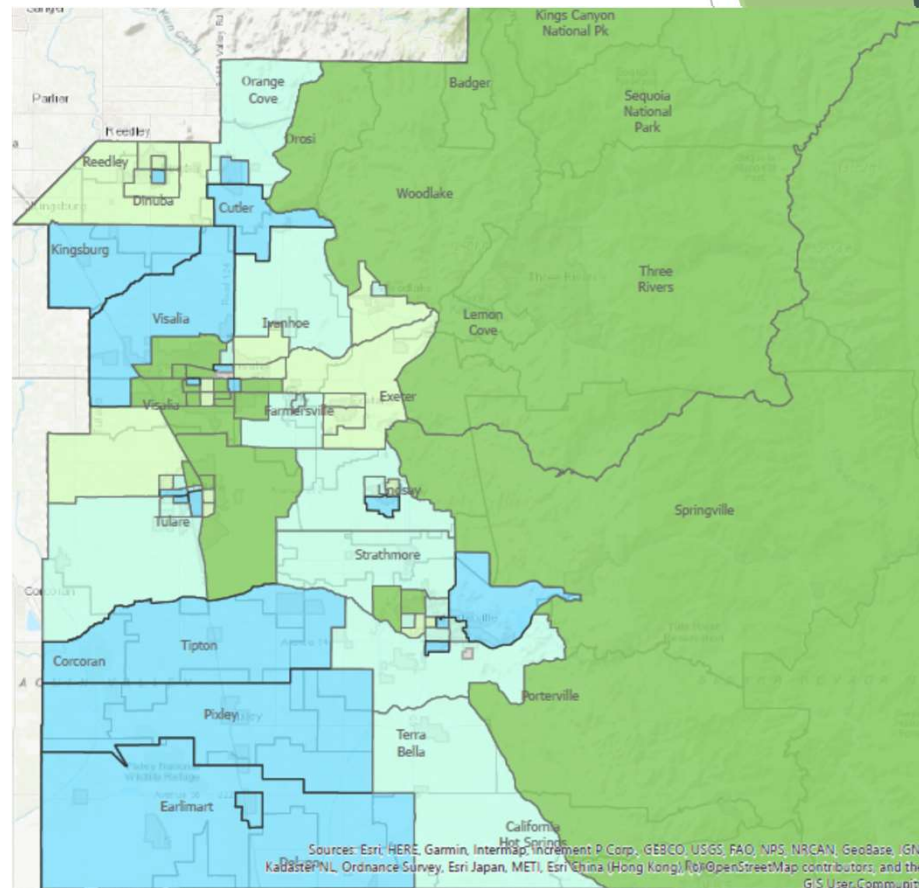
Tulare County Census Tracts - HPI Ranking is Statewide



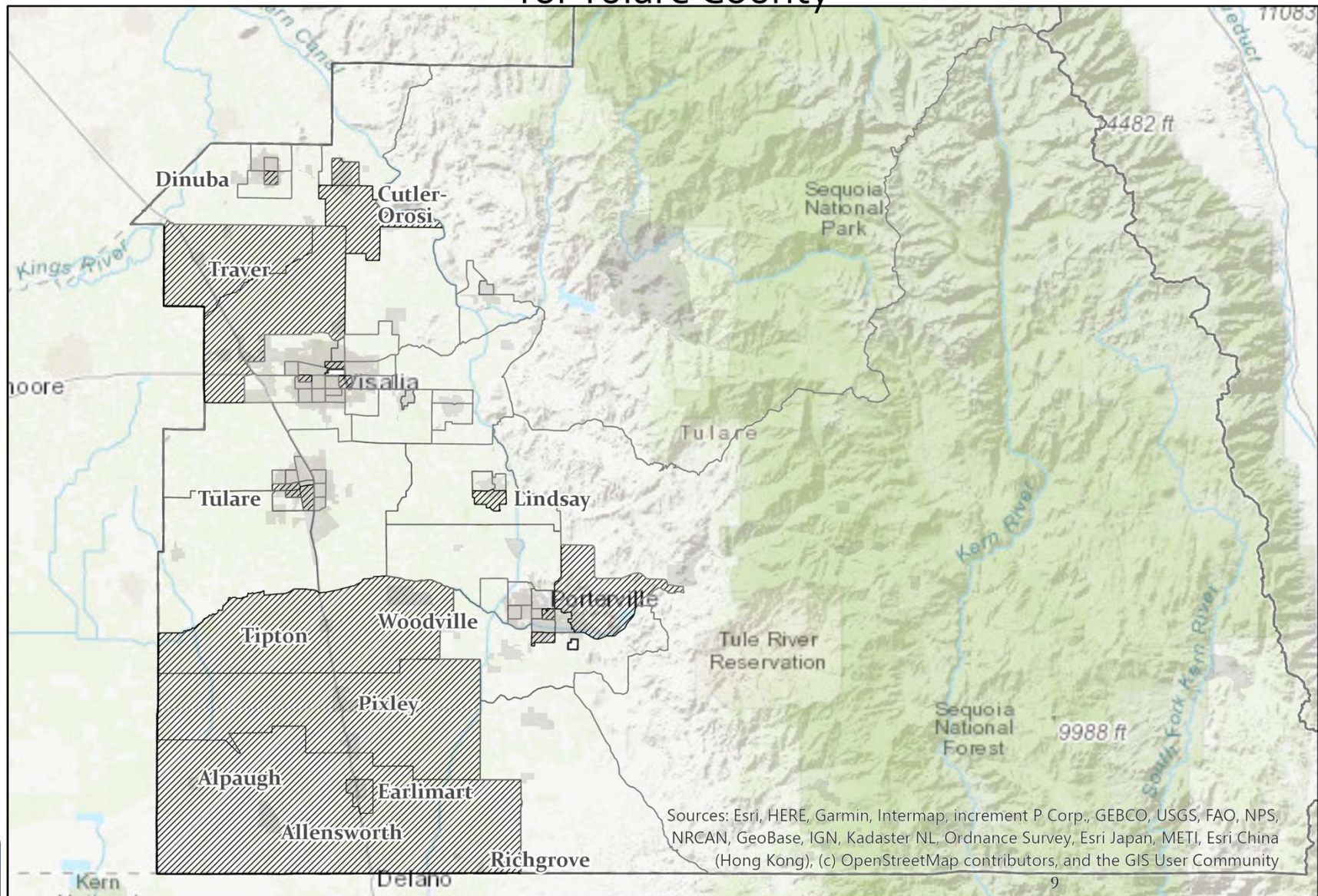
- ▶ Tulare County has 78 census tracts
 - ▶ 2 are not scored
- ▶ HPI scores range from -1.31 to +0.26
- ▶ Percentiles range from 0.38 to 65.9

Health Equity Metric - Census Tracts are *Ranked within Counties*

- ▶ All census tracts with HPI scores are ranked
- ▶ Tracts are divided into 4 groups, quartiles
- ▶ In Tulare County, 76 tracts are divided into 4 quartiles of 19 census tracts each
- ▶ The quartile with the lowest HPI scores is our Low HPI Quartile - the bright blue census tracts on this map



Census Tracts in the Lowest Quartile of the Healthy Places Index for Tulare County



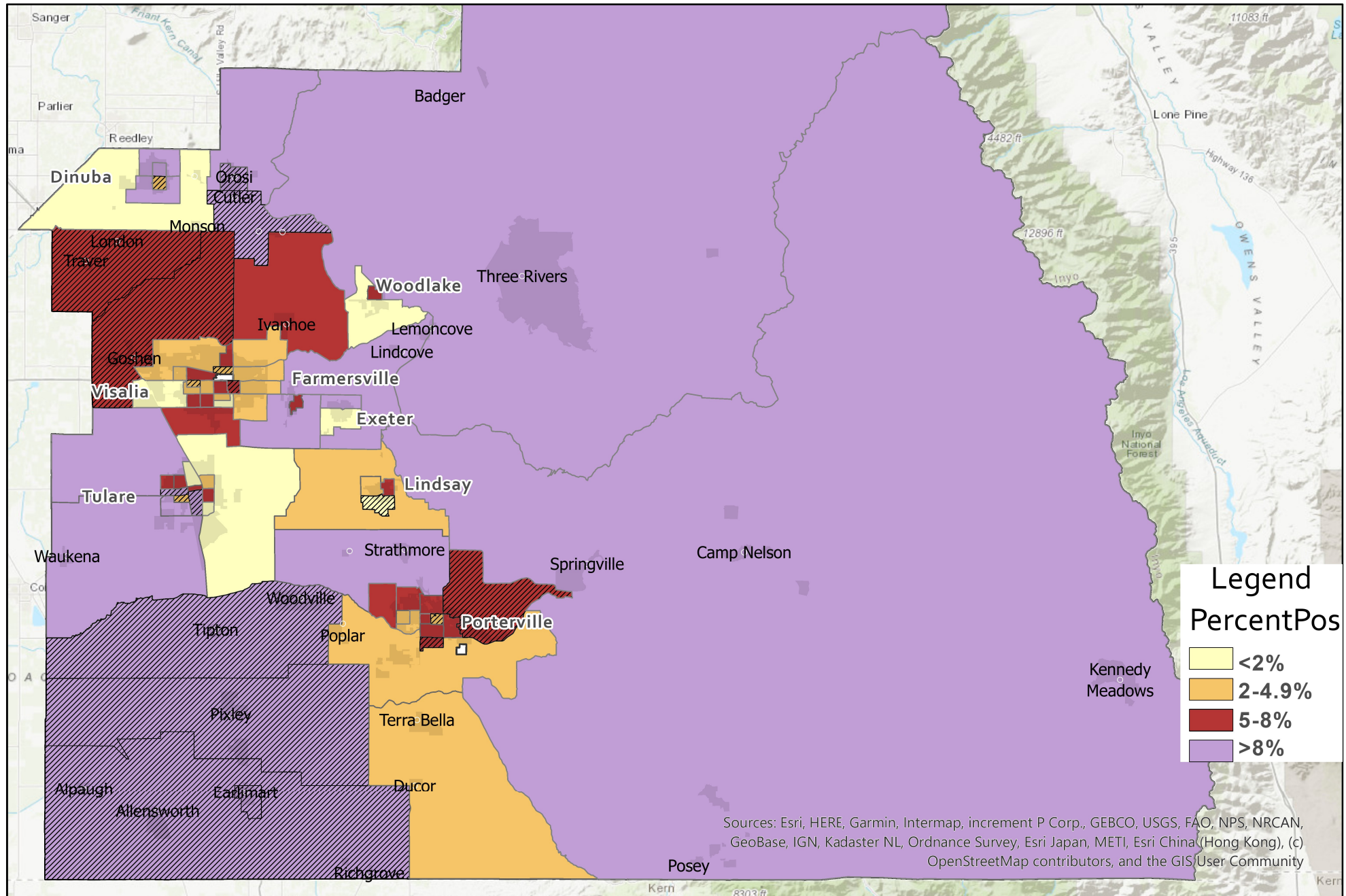
Health Equity Blueprint Metric

- ▶ Lowest HPI quartile test positivity rate must meet the specified threshold for the less restrictive tier before a county can move to that tier
 - ▶ For counties entering the red tier, their lowest quartile HPI census tracts' test positivity must also be $\leq 8\%$
 - ▶ For counties entering the orange tier, their lowest quartile HPI census tracts' test positivity must be within 5% of the orange tier threshold, or $\leq 5.2\%$
 - ▶ For counties entering the yellow tier, their lowest quartile HPI census tracts must be within 10% of the yellow tier threshold, or $\leq 2.1\%$

Tier assignment updated October 13

- Tulare County's overall positivity rate was 5.8% and
- Positivity in the lowest HPI quartile was 8.0%
- Both were in Tier 2 "substantial" category
- However, we were assigned Tier 1 due to case rate > 7.0

Positivity by Census Tract 10/13 Specimens Collected 9/27-10/3



Tulare County Census Tracts with > 8.0% Positivity - Specimens collected 9/27-10/3

Census Tract	HPI Quartile	% Positive	Continuous Weeks > 8%	Population (2014-2018)	Place
0600	Q1 - Low HPI	24.4	2	7,068	Cutler/Yettem
4200	Q1 - Low HPI	18.9	1	6,643	Pixley/Teviston
0202	Q2	17.9	1	2,522	Rural north of Orosi
3300	Q2	16.0	3	7,848	Strathmore/Plainview
4400	Q1 - Low HPI	15.6	3	7,607	Earlimart
4300	Q1 - Low HPI	15.4	1	7,487	Alpaugh/Allensworth/Richgrove
0100	Q4 - High HPI	15.2	1	4,715	Three Rivers/Badger
2901	Q1 - Low HPI	13.3	2	4,088	South-central Tulare
3200	Q1 - Low HPI	12.5	1	7,420	Tipton/Woodville
0502	Q3	12.2	2	4,321	South-west Dinuba
2202	Q1 - Low HPI	11.8	1	6,076	West-central Tulare
0401	Q3	10.5	3	6,188	North Dinuba
0402	Q3	10.3	3	7,337	North-Central Dinuba
1400	Q3	9.5	2	5,202	N. Farmersville/Lindcove/Lemoncove
3100	Q2	9.4	1	3,502	Waukena/SW of Tulare
2100	Q3	9.4	2	2,559	Rural area NW of Tulare
3002	Q2	9.3	1	3,434	South-west Tulare
1602	Q2	9.3	1	5,725	Rural area south of Farmersville
1501	Q3	9.0	1	5,398	North Exeter
0201	Q1 - Low HPI	8.9	3	8,607	Orosi
2700	Q4 - High HPI	8.3	2	5,164	Springville/Camp Nelson/Posey

- 21 census tracts have positivity > 8.0%
- 25 tracts have positivity between 5 and 8%
- 21 tracts have positivity between 2 and 5%
- 9 tracts have positivity < 2.0%

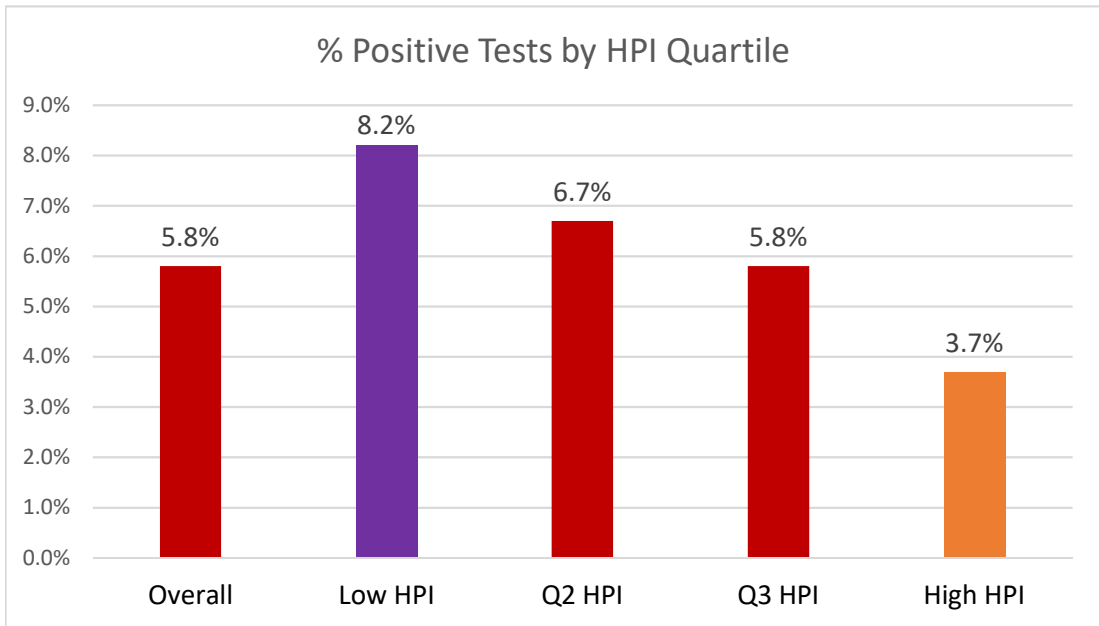
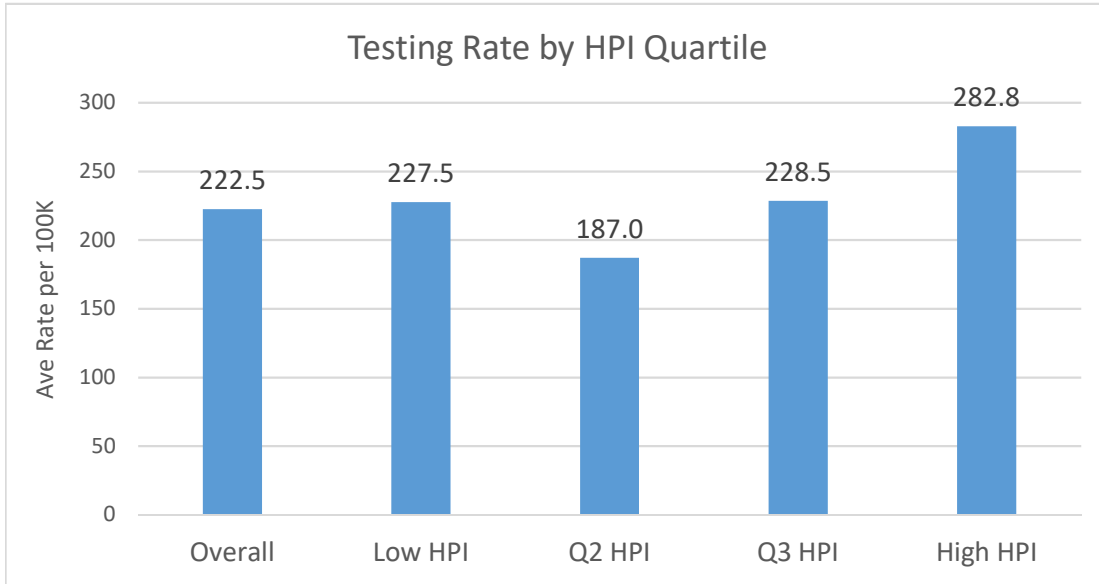
Note that for small areas such as individual census tracts, data shifts from week to week.

The health equity metric is calculated for all low quartile tracts aggregated together.

Census tracts highlighted have had positivity > 8% for 3 weeks in a row.

Population estimates are from the 5 year American Community Survey (2014-2018), US Census Bureau

Health Equity Metric updated 10/13
Data is for specimens collected 9/27-10/3



COVID-19 INDUSTRY GUIDANCE: Expanded Personal Care Services

October 20, 2020

This guidance is designed to address sectors and activities opening statewide. However, local health officers may implement more stringent rules tailored to local epidemiological conditions, so employers should also confirm relevant local opening policies.

OVERVIEW

On March 19, 2020, the State Public Health Officer and Director of the California Department of Public Health issued an order requiring most Californians to stay at home to disrupt the spread of COVID-19 among the population.

The impact of COVID-19 on the health of Californians is not yet fully known. Reported illness ranges from very mild (some people have no symptoms) to severe illness that may result in death. Certain groups, including people aged 65 or older and those with serious underlying medical conditions, such as heart or lung disease or diabetes, are at higher risk of hospitalization and serious complications. Transmission is most likely when people are in close contact or in a poorly ventilated area with an infected person, even if that person does not have any symptoms or has not yet developed symptoms.

Precise information about the number and rates of COVID-19 by industry or occupational groups, including among critical infrastructure workers, is not available at this time. There have been multiple outbreaks in a range of workplaces, indicating that workers are at risk of acquiring or transmitting COVID-19 infection. Examples of these workplaces include hospitals, long-term care facilities, prisons, food production, warehouses, meat processing plants, restaurants, and grocery stores.

As stay-at-home orders are modified, it is essential that all possible steps be taken to ensure the safety of workers and the public.

Key prevention practices include:

- ✓ physical distancing to the maximum extent possible,
- ✓ use of face coverings by workers (where respiratory protection is not required) and customers/clients,
- ✓ frequent handwashing and regular cleaning and disinfection,
- ✓ training workers on these and other elements of the COVID-19 prevention plan.

In addition, it will be critical to have in place appropriate processes to identify new cases of illness in workplaces and, when they are identified, to intervene quickly and work with public health authorities to halt the spread of the virus.

PURPOSE

This document provides guidance for expanded personal care services, which includes personal care that requires touching a client's face, e.g. facials, electrolysis, and waxing. This guidance applies to esthetic, skin care, electrology, nail services, body art professionals, tattoo parlors, and piercing shops, and massage therapy (in non-healthcare settings). Businesses in these industries are open across all tiers but must follow the modifications in this guidance.

For the most updated information on county tier status, visit [Blueprint for a Safer Economy](#). Please note that local health departments can have more restrictive criteria and different closures. Find [your county's local information](#).

This guidance is intended to support a safe, clean environment for workers and customers. Establishment license holders must acknowledge that renters or lessees should only resume operations when they are ready and able to implement the necessary safety measures to provide for their safety and that of their customers.

The guidance is not intended to revoke or repeal any worker rights, either statutory, regulatory, or collectively bargained and is not exhaustive, as it does not include county health orders, nor is it a substitute for any existing safety and health-related regulatory requirements such as those of Cal/OSHA or the California Board of Barbering and Cosmetology.¹ Stay current on changes to public health guidance and state/local orders, as the COVID-19 situation continues. Cal/OSHA has more comprehensive guidance on their [Cal/OSHA General Guidelines on Protecting Workers from COVID-19 webpage](#). CDC has additional requirements in their [guidance](#) for businesses and employers.

Required Use of Face Coverings

On June 18, CDPH issued [Guidance on the Use of Face Coverings](#), which broadly requires the use of face coverings for both members of the public and workers in all public and workplace settings where there is a high risk of exposure. Complete details, including all requirements and exemptions to these rules, can be found in the [guidance](#).

The [CDPH Face Covering Guidance](#) is subject to additional updates based on the current scientific understanding of transmission of the virus causing COVID-19. Please check the CDPH website for any revisions.



Workplace Specific Plan

- Establish a written, workplace-specific COVID-19 prevention plan at every location, perform a comprehensive risk assessment of all work areas and work tasks and designate a person at each facility to implement the plan.
- Incorporate the [CDPH Face Covering Guidance](#) into the Workplace Specific Plan and include a policy for handling exemptions.
- Identify contact information for the local health department where the facility is located for communicating information about COVID-19 outbreaks among workers or customers.
- Train and communicate with workers and worker representatives on the plan and make the plan available to workers and their representatives.
- Regularly evaluate the workplace for compliance with the plan and document and correct deficiencies identified.
- Investigate any COVID-19 illness and determine if any work-related factors could have contributed to risk of infection. Update the plan as needed to prevent further cases.
- Implement the necessary processes and protocols when a workplace has an outbreak, in accordance with [CDPH guidelines](#) and orders or guidance from the local health department.
- Identify close contacts (within six feet for 15 minutes or more) of an infected worker and take steps to isolate COVID-19 positive worker(s) and close contacts.
- Notify all employees in writing, and employers of subcontracted employees, who may have been exposed to COVID-19 and report workplace outbreaks to the local health department. For additional information on employer responsibilities under [AB 685](#) (Chapter 84, Statutes of 2020), refer to the [Enhanced Enforcement and Employer Reporting Requirements](#) from Cal/OSHA and the [Employer Questions about AB 685](#) from CDPH.
- Adhere to the guidelines below. Failure to do so could result in workplace illnesses that may cause operations to be temporarily closed or limited.



Topics for Worker Training

- Information on [COVID-19](#), how to prevent it from spreading, and [people who are at higher risk](#) for severe illness or death.
- Self-screening at home, including temperature and/or symptom checks using [CDC guidelines](#).

- The importance of not coming to work:
 - If a worker has symptoms of COVID-19 as [described by the CDC](#), such as a fever or chills, cough, shortness of breath or difficulty breathing, fatigue, muscle or body aches, headache, new loss of taste or smell, sore throat, congestion or runny nose, nausea, vomiting, or diarrhea, OR
 - If a worker was diagnosed with COVID-19 and has not yet been released from isolation, OR
 - If, within the past 14 days, a worker has had contact with someone who has been diagnosed with COVID-19 and is considered potentially infectious (i.e. still on isolation).
- To return to work after a worker receives a COVID-19 diagnosis only after meeting [CDPH Guidance on Returning to Work or School Following COVID-19 Diagnosis](#).
- To seek medical attention if their symptoms become severe, including persistent pain or pressure in the chest, confusion, or bluish lips or face. Updates and further details are available on [CDC's webpage](#).
- The importance of frequent handwashing with soap and water, including scrubbing with soap for 20 seconds (or using hand sanitizer with at least 60% ethanol (preferred) or 70% isopropanol (if the product is inaccessible to unsupervised children) when workers cannot get to a sink or handwashing station, per [CDC guidelines](#)). Never use hand sanitizers with [methanol](#) due to its high toxicity to both children and adults.
- The importance of physical distancing, both at work and off work time (see Physical Distancing section below).
- Proper use of face coverings, including:
 - Face coverings are not personal protective equipment (PPE).
 - Face coverings do not replace the need for physical distancing and frequent handwashing.
 - Face coverings must cover the nose and mouth.
 - Workers should wash or sanitize hands before and after using or adjusting face coverings.
 - Avoid touching eyes, nose, and mouth.
 - Face coverings must not be shared and should be washed or discarded after each shift.
- Information contained in the [CDPH Guidance for the Use of Face Coverings](#), which mandates the circumstances in which face coverings must be worn and the exemptions, as well as any policies, work rules, and

practices the employer has adopted to ensure the use of face coverings. Training should also include the employer's policies on how people who are exempted from wearing a face covering will be handled.

- Ensure any independent contractors, temporary, or contract workers at the facility are also properly trained in COVID-19 prevention policies and have necessary supplies and PPE. Discuss these responsibilities ahead of time with organizations supplying temporary and/or contract workers.
- Information on paid leave benefits the worker may be entitled to receive that would make it financially easier to stay at home. See additional information on [government programs supporting sick leave and workers' compensation for COVID-19](#), including workers' sick leave rights under the [Families First Coronavirus Response Act](#).



Individual Control Measures and Screening

- Provide temperature and/or symptom screenings for all workers at the beginning of their shift and any vendors or contractors entering the establishment. Make sure the temperature/symptom screener avoids close contact with workers to the extent possible.
- If requiring self-screening at home, which is an appropriate alternative to providing it at the establishment, ensure that screening was performed prior to the worker leaving the home for their shift and follows [CDC guidelines](#), as described in the Topics for Worker Training section above.
- Encourage workers and customers who are sick or exhibiting symptoms of COVID-19 to stay home.
- Employers must provide and ensure workers use all required protective equipment, including eye protection, gloves, and face shields where necessary.
- Employers should consider where disposable glove use may be helpful to supplement frequent handwashing or use of hand sanitizer; examples are for workers who are screening others for symptoms or handling commonly touched items. Workers should wear gloves when handling items contaminated by body fluids.
- Disposable gloves should be worn for services that require them. Wearing gloves should be done in conjunction with regular hand washing and is not a substitute for regular hand washing.
- Workers who consistently must be within six feet of customers or co-workers must wear a secondary barrier (e.g., face shield or safety goggles) in addition to a face covering. All employees should minimize the amount of time spent within six feet of customers.

- Contact customers before visits to confirm appointments and ask if they or someone in their household is exhibiting any COVID-19 symptoms. If the customer answers in the affirmative, reschedule the appointment. Such communication can be done via phone, app, email, or text to remind customers that they should only come to the facility for their appointment if they do not pose a health risk to other customers or workers. In order to implement pre-screening protocols and ensure physical distancing protocols, consider suspending walk-in appointment availability.
- Tell customers that no additional friends or family will be permitted in the facility, except for a parent or guardian accompanying a minor.
- Customers should be screened for temperature and/or symptoms upon arrival, asked to use hand sanitizer, and to wear a face covering unless exempted per the [CDPH Face Covering Guidance](#). Employers have the right to refuse entry to symptomatic customers or visitors.
- Display a set of guidelines for customers that are to be a condition of entry. The guidelines must include instructions to wear face coverings, use hand sanitizer, maintain physical distance from other customers, and they should communicate changes to service offerings. The guidelines should be posted in clearly visible locations, including at entrances, include pictograms, and be made available digitally (e.g. through email).



Ventilation, Cleaning, and Disinfecting Protocols

- Consider opening treatment room windows, if feasible and within security protocols.
- Where possible, install portable high-efficiency air cleaners, upgrade the building's air filters to the highest efficiency possible, and make other modifications to increase the quantity of outside air and ventilation in all working areas.
- Check the [CDPH website](#) periodically for updates on indoor air quality and ventilation guidance for airborne diseases in indoor settings.
- Ensure that coworkers, fellow tenants, booth renters, and/or staff have coordinated and put a plan in place for cleaning and disinfection at the beginning and end of each shift and in between customers. Perform thorough cleaning in high traffic areas, such as reception areas, and areas of ingress and egress including stairways, stairwells, and handrails.
- Frequently disinfect commonly used surfaces including credit card terminals, counters, reception area seating, door handles, light switches, phones, toilets, and handwashing facilities.
- Evaluate existing ventilation, hygiene, and sanitation protocols and

cleaning processes and update where necessary. Use hospital grade, [Environmental Protection Agency \(EPA\)-approved products](#) to clean and disinfect anything the client came in contact with, including treatment tables, face cradles, stools, bolsters, door knobs, side tables, chairs, etc. Follow the product manufacturer's recommendations for contact time. Use disinfectants labeled to be effective against emerging viral pathogens, diluted household bleach solutions (5 tablespoons per gallon of water), or alcohol solutions with at least 70% alcohol that are appropriate for the surface. Provide workers training on the chemical hazards, manufacturer's directions for use, ventilation requirements, and Cal/OSHA requirements for safe use. Workers using cleaners or disinfectants should wear gloves and other protective equipment as required by the product. Follow the [asthma-safer cleaning methods](#) recommended by the California Department of Public Health and ensure proper ventilation.

- Since porous surfaces such as chair seats cannot be easily disinfected, consider covering with a plastic or disposable liner and cleaning or disposing of the liner after each customer.
- All appliances at work stations and in treatment rooms should be properly disinfected between each customer.
 - For non-porous implements, such as tweezers or scissors, clean the item with hot, soapy water to remove any physical debris. Rinse and dry the implement completely. Follow by immersing the implement in an EPA-registered liquid disinfectant that is labeled as a bactericide, fungicide, and virucide for the full contact time as stated by the manufacturer's directions. Items should be removed at the end of contact time, rinsed, and dried with a clean paper towel.
 - For electrical implements such as magnifying LED lamps, hot towel warmers, and esthetic devices, clean the implement with a spray or wipe to remove any physical debris. Follow with an EPA-registered disinfectant spray or wipe for the full contact time as noted by the manufacturer's directions. Use caution when using a spray and be sure your device is unplugged and do not spray into the motor. For electronics such as tablets, touch screens, keyboards, remote controls, and ATM machines, remove visible contamination if present. Follow the manufacturer's instructions for all cleaning and disinfection products. Consider use of wipeable covers for electronics. If no manufacturer guidance is available, consider the use of alcohol-based wipes or sprays containing at least 60% alcohol to disinfect touch screens. Dry surfaces thoroughly to avoid pooling of liquids.
- To minimize the risk of [Legionnaires' disease](#) and other diseases associated with water, [take steps](#) to ensure that all water systems (e.g., drinking fountains) are safe to use after a prolonged facility shutdown.

- Where linens are used, even if the customer does not get under them, the linens should still be removed and the bed or table properly disinfected. Treatment tables must be covered with either clean treatment table paper, a clean towel, or a clean sheet after each use.
- Workers should wear disposable gloves when removing used linens, towels, and other draping, including blankets and client draping for each treatment. Do not shake the dirty laundry. Place used linens in a lined, lidded receptacle positioned outside the treatment space, if possible, to minimize the possibility of dispersing virus in the air. Dirty linens should not be used again until properly laundered either by a commercial laundering service or a laundering process which includes immersion in water of at least 160 degrees Fahrenheit for at least 25 minutes. Store all clean linens in a clean, covered place.
- Where possible, do not clean floors by sweeping or other methods that can disperse pathogens into the air unless all persons in the area have appropriate PPE. Use a vacuum with a HEPA filter wherever possible.
- Do not allow food or beverages to be at stations or in treatment rooms.
- Thoroughly clean any product display areas, including all shelving and display cases. Remove and discard any open "test" products and discontinue this practice to help reduce contamination. Add signage to this area to let customers know it is cleaned and disinfected daily.
- Encourage the use of credit cards and contactless payment systems. If electronic or card payment is not possible, customers should come with exact cash payment or check.
- Consider upgrading to touchless faucets, soap and paper towel dispensers, and adding touchless, automatic hand sanitizer dispensers. Ensure soap dispensers and paper towel dispensers are regularly filled.
- Equip reception areas and workstations with proper sanitation products, including hand sanitizer and sanitizing wipes.
- Provide time for workers to implement cleaning practices during their shift. Cleaning assignments should be assigned during working hours as part of the worker's job duties.
- Workers should avoid sharing phones, tablets, laptops, desks, pens, and other work supplies, wherever possible. Never share PPE.
- In addition to the above cleaning and disinfecting protocols, businesses must follow the existing [California Board of Barbering and Cosmetology rules](#). Additional rules may also apply for businesses at the local, county-level.



Physical Distancing Guidelines

- **WARNING:** physical distancing alone is insufficient to prevent transmission of COVID-19.
- Implement measures to ensure physical distancing of at least six feet between and among workers and customers, except while providing the services that require close contact. This can include use of physical partitions or visual cues (e.g., floor markings, colored tape, or signs to indicate to where workers and/or customers should stand).
- Maintain at least six feet of physical distance between each work station area, and/or use impermeable barriers between work stations to protect customers from each other and workers.
- Stagger appointments to reduce reception congestion and ensure adequate time for proper cleaning and disinfection between each customer visit. Consider servicing fewer customers each day or expanding operating hours to allow for more time between customers and suspending walk-in appointments.
- If possible, implement virtual check-in technology to ensure that workers are notified when a customer arrives. Ask customers to wait outside or in their cars rather than congregating in reception areas. Reception areas should only have one customer at a time or the area should be modified to support adequate physical distancing, including removing chairs and sofas or spacing them further apart.
- For outdoor operations, establish an outdoor reception area where customers can check in while still following physical distancing guidelines. Take measures at reception desks or other areas where physical distancing cannot be maintained to minimize exposure between workers and customers, such as Plexiglas or other barriers.
- For outdoor operations, create outdoor break areas with shade covers and seating that ensures physical distancing, where possible.
- Take measures at reception desks or other areas where physical distancing cannot be maintained to minimize exposure between workers and customers, such as Plexiglas or other barriers.
- Consider offering workers who request modified duties options that minimize their contact with customers and other workers (e.g., managing inventory or managing administrative needs through telework).
- Require workers to avoid handshakes, fist bumps, hugs, or similar greetings that break physical distance.
- Do not allow people to congregate in high traffic areas such as bathrooms, hallways, bar areas, reservation, and credit card terminals, etc.

- Ensure workers can maintain physical distance in breakrooms, using barriers, increasing distance between tables/chairs to separate workers, etc. Where possible, create outdoor break areas with shade coverings and seating arrangements that ensures physical distancing. Discourage workers from congregating during breaks and ensure they are not eating or drinking without face coverings within six feet of each other.
- Adjust any staff meetings to ensure physical distancing. Hold meetings over the phone or via webinar for workers wherever possible.



Additional Considerations for Esthetic and Skin Care Services

- Workers should wear a face shield for eye protection (with a face covering) when they are providing clients treatment on facial or neck areas that do not enable the client to wear a face covering.
- Disposable gloves should be worn throughout the entire esthetic service and while performing cleaning and disinfection of all implements and surfaces after each client session.
- Before leaving the treatment room or area, remove and dispose of gloves, apply proper hand sanitizer or wash hands with soap and water, and use a previously readied disposable barrier, such as a paper towel or sanitizer wipe, to open and close the treatment room door while leaving the room.
- Single use applicators must be used and disposed of immediately after use in a lined trash bin. The trash bin should have a lid and should be lined with a disposable plastic bag.



Additional Considerations for Electrology Services

- Electrology services must not be provided in the outdoor setting because they are invasive procedures that require a controlled hygienic environment to be performed safely.
- Electrologists must use disposable gloves during the client's entire treatment. Electrologists should wear a face shield for eye protection (with a face covering) when they are providing clients treatment on facial or neck areas that do not enable the client to wear a face covering.
- Clients having any other areas treated should be required to wear a face covering throughout the service, if able to wear one per the [CDPH Face Covering Guidance](#).

- Tweezers, rollers, and needle holder caps should be properly cleaned and sterilized between each client. This could include the use of an autoclave or placing the items in a sealed pouch and sterilizing them in a dry heat sterilizer. The pouch should not be reopened until the next client's treatment session begins.
- Where possible, use disposable probes that do not require a probe tip or cap, which will reduce exposure points. If not using disposable probe tips or caps, the removable tip or cap of the epilator needle/probe holder must be cleaned and disinfected after each client.
- Needles used for electrolysis must be single-use, disposable, pre-packaged, and sterile and disposed of in an approved sharps container immediately after use. Sharps containers must be discarded in accordance with biomedical waste regulation.
- Heat produced by the electrical current passing through an electrolysis needle is not sufficient to sterilize it.
- Ultrasonic cleaning units, forceps, and all containers, including their removable parts, must be cleaned and disinfected between each client according to the manufacturer's instructions.



Additional Considerations for Nail Services

- Clients must wash their hands before nail services are provided.
- Workers must wear face coverings at all times, or a respirator where required. Respirators are required where ventilation is insufficient to reduce exposure below permissible exposure limits established in title 8 [section 5155](#). In cases of chemical exposure, only elastomeric respirators with the correct chemical cartridge combined with a particulate filter are appropriate for use.
- Disposable gloves should be worn throughout the entire service and while performing cleaning and disinfection of all implements and surfaces after each client. Once cleaning is finished, remove and dispose of gloves and apply proper hand sanitizer or wash hands with soap and water.
- Pedicures done outside shall be limited to portable tubs/bowls and must be disinfected with an EPA-registered liquid disinfectant that is labeled as a bactericide, fungicide and virucide. Refer to manufacturer's instructions on concentration. The disinfection should occur inside the nail salon and not in the temporary outdoor setting.
- Pedicure bowls must be disinfected with an EPA-registered liquid disinfectant that is labeled as a bactericide, fungicide and virucide. Refer to manufacturer's instructions on concentration. For whirlpool foot spas, air-jet basins or pipeless foot spas, disinfectant must be circulated for at least

10 minutes. For non-whirlpool foot basins and tubs, soak disinfectant in the basin or tub for at least 10 minutes. Foot-spas, basins and pedicure bowls must be properly cleaned and disinfected after every client even if a disposable plastic liner is used.

- Nail salons should use disposable supplies whenever possible. Any non-disposable supplies must be fully disinfected between customers according to the California Board of Barbering and Cosmetology guidelines.
- All single use items, such as cardboard files, sand-bands for drills and buffers, disposable sandals, toe separators, and applicators, must be used once and immediately thrown away in a lined, lidded trash can.
- To reduce the number of touchpoints, remove the nail polish displays. In the absence of a nail polish display, use a color palette, which is to be cleaned and disinfected after each client use. If the nail polish display is not removed, nail polishes should be cleaned and disinfected before being returned to the display.
- Consider whether it is feasible to install a plastic partition between the worker and client with ample space cut out where hands or feet can be slid underneath to conduct the manicure or pedicure.
- Allow only one manicurist to work at each station and do not allow clients to get multiple services at the same time, such as a manicure and pedicure.
- If fans, such as pedestal fans or hard-mounted fans, are used in the salon, take steps to minimize air from fans blowing directly from one person toward another. If fans are disabled or removed, employers should remain aware of possible heat hazards and take steps to mitigate them.
- Nail salons should consider upgrading existing ventilation to include locally exhausted nail tables.



Additional Considerations for Body Art Professionals, Tattoo Parlors, and Piercing Shops

- Disposable gloves are required throughout the tattooing or piercing service and while performing cleaning and disinfection of all implements and surfaces after each customer session.
- Workers should ensure they wash their hands thoroughly with soap and water or use hand sanitizer immediately before putting on and after removing gloves.

- Suspend piercing and tattooing services for the mouth/nose area.
- Chairs should be arranged to ensure at least six feet of space between customers. Establishments should consider additional divider shields or other impermeable barriers where appropriate.
- Workers should provide tattooing or piercing services for only one customer at a time.



Additional Considerations for Massage Services (Non-Healthcare Settings)

- Clients must wash their hands before any services are provided.
- Consider alterations to the treatment table setup to support the required cleaning and disinfecting protocols. This could include using disposable face cradle covers and/or protecting the table, table warmers, bolsters, and other items with washable barriers like pillowcases that can be removed and replaced between each client. Barriers are not a substitution for the required cleaning and disinfecting protocols.
- Evaluate whether facial massages or other hands-on work to the face will be offered. If providing such services, use non-latex gloves for this part of the treatment. Facial massages should not be performed if it requires removal of the client's face covering.
- Provide any hand treatments as the last part of the service.
- Workers should wash their hands immediately upon finishing massage services.

¹ Additional requirements must be considered for vulnerable populations. Personal care providers must comply with all [Cal/OSHA](#) standards and be prepared to adhere to its guidance as well as guidance from the [Centers for Disease Control and Prevention \(CDC\)](#) and the [California Department of Public Health \(CDPH\)](#). Additionally, employers should be prepared to alter their operations as those guidelines change.





Sandra Shewry
Acting Director
Erica S. Pan, MD, MPH
Acting State Health Officer

State of California—Health and Human
Services Agency
**California Department of
Public Health**



GAVIN NEWSOM
Governor

November 19, 2020

TO: All Californians

SUBJECT: Limited Stay At Home Order

Upon assessment of the recent, unprecedented rate of rise in increase in COVID-19 cases across California, the California Department of Public Health (CDPH) is taking immediate actions to prevent the spread of the virus. These immediate actions will help reduce community spread, protect individuals at higher risk of severe illness or death from COVID-19, and prevent the state's health care delivery system from becoming overwhelmed. Reducing movement and mixing of individual Californians is critical to decreasing transmission, hospitalizations, and deaths.

Therefore, as the State Public Health Officer, I am issuing a Limited Stay at Home order, effective in counties under Tier One (Purple) of California's Blueprint for a Safer Economy, requiring that all gatherings with members of other households and all activities conducted outside the residence, lodging, or temporary accommodation with members of other households cease between 10:00pm PST and 5:00am PST, except for those activities associated with the operation, maintenance, or usage of critical infrastructure[1] or required by law. This order does not apply to persons experiencing homelessness. Nothing in this order prevents any number of persons from the same household from leaving their residence, lodging, or temporary accommodation, as long as they do not engage in any interaction with (or otherwise gather with) any number of persons from any other household, except as specifically permitted herein.

This Limited Stay at Home Order will reduce opportunities for disease transmission with the goal of decreasing the number of hours individuals are in the community and mixing with individuals outside of their household. Every intervention to decrease mixing of households is critical during this unparalleled increase in case rate rise of about 50 percent during the first week in November. In particular, activities conducted during 10:00pm to 5:00am are often non-essential and more likely related to social activities and gatherings that have a higher likelihood of leading to reduced inhibition and reduced likelihood to adhere to COVID-19 preventive measures (e.g., wearing face coverings and maintaining physical distance).

This order shall take effect on November 21, 2020, at 10:00pm PST.

For counties that move into Tier One (Purple) after the effective date of this Order, the terms of this Order shall apply at 10:00pm PST on day two after the county is assigned to Tier One (Purple). For the purpose of counting days, day one shall be the first full day following the date of the tier assignment.

This order remains in effect until 5:00am PST on December 21, 2020, and may be extended or revised as needed.

This order is issued pursuant to Health and Safety Code sections 120125, 120130(c), 120135, 120140, 120145, 120175, 120195 and 131080; EO N-60-20, N-25-20, and other authority provided for under the Emergency Services Act; and other applicable law.



Erica S. Pan, MD, MPH
Acting State Public Health Officer
California Department of Public Health

[1] See the [COVID19.ca.gov](https://www.covid19.ca.gov) Essential Workforce web page for full list of California's Critical Infrastructure workforce.

California Department of Public Health
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Department Website ([cdph.ca.gov](https://www.cdph.ca.gov))



Page Last Updated : November 19, 2020



SANDRA SHEWRY, MPH,MSW

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State of California—Health and Human Services Agency
California Department of Public Health



GAVIN NEWSOM

Governor

Regional Stay At Home Order
12/03/2020

Upon assessment of the recent, unprecedented rise in the rate of increase in COVID-19 cases, hospitalizations, and test positivity rates across California, the California Department of Public Health (CDPH) is taking immediate actions to prevent the spread of the virus.

The State, like the nation, continues to record an unprecedented surge in the level of community spread of COVID-19. California implemented an accelerated application of the Blueprint Framework metrics on November 16 and a limited Stay at Home Order issued on November 19. However, in the interim, the number of new cases per day has increased by over 112%, (from 8,743 to 18,588) and the rate of rise of new cases per day continues to increase dramatically. The number of new hospital admissions has increased from 777 on November 15, to 1,651 on December 2, and because of the lag between case identification and hospitalizations, we can only expect these numbers to increase.

Current projections show that without additional intervention to slow the spread of COVID-19, the number of available adult Intensive Care Unit (ICU) beds in the State of California will be at capacity in mid-December. This is a sign that the rate of rise in cases, if it continues, is at risk of overwhelming the ability of California hospitals to deliver healthcare to its residents suffering from COVID-19 and from other illnesses requiring hospital care. ICU beds are a critical resource for individuals who need the most advanced support and care and the ability to add additional ICU capacity is limited by the lack of available ICU nurses and physicians as a result of the nationwide surge in hospitalizations and ICU admissions.

Because the rate of increases in new cases continues to escalate and threatens to overwhelm the state's hospital system, further aggressive action is necessary to respond to the quickly evolving situation. While vaccines are promising future interventions, they are not available to address the immediate risks to healthcare delivery in the current surge. The immediate aggressive institution of additional non-pharmaceutical public health interventions is critical to avoid further overwhelming hospitals and to prevent the need to ration care.

NOW, THEREFORE, I, as Acting State Public Health Officer of the State of California, order:

1. CDPH will evaluate public health based on Regions, responsive to hospital capacity for persons resident in those Regions.
2. CDPH will evaluate the adult ICU bed capacity for each Region and identify on covid19.ca.gov any Regions for which that capacity is less than 15%. When that capacity is less than 15%, the following terms (the Terms of this Order) will apply.
 - a. All gatherings with members of other households are prohibited in the Region except as expressly permitted herein.
 - b. All individuals living in the Region shall stay home or at their place of residence except as necessary to conduct activities associated with the operation, maintenance, or usage of critical infrastructure,¹ as required by law, or as specifically permitted in this order.
 - c. [Worship](#) and [political expression](#) are permitted outdoors, consistent with existing guidance for those activities.
 - d. Critical infrastructure sectors may operate and must continue to modify operations pursuant to the [applicable sector guidance](#).
 - e. [Guidance](#) related to schools remain in effect and unchanged. Accordingly, when this Order takes effect in a Region, schools that have previously reopened for in-person instruction may remain open, and schools may continue to bring students back for in-person instruction under the [Elementary School Waiver Process](#) or [Cohorting Guidance](#).
 - f. In order to reduce congestion and the resulting increase in risk of transmission of COVID-19 in critical infrastructure retailers, all retailers may operate indoors at no more than 20% capacity and must follow the [guidance for retailers](#). All access to retail must be strictly metered to ensure compliance with the limit on capacity. The sale of food, beverages, and alcohol for in-store consumption is prohibited.
 - g. To promote and protect the physical and mental well-being of people in California, outdoor recreation facilities may continue to operate. Those facilities may not sell food or drink for on-site consumption. Overnight stays at

¹ See <https://covid19.ca.gov/essential-workforce/> for full list of California's Critical Infrastructure workforce.

campgrounds are not permitted.

- h. Nothing in this Order prevents any number of persons from the same household from leaving their residence, lodging, or temporary accommodation, as long as they do not engage in any interaction with (or otherwise gather with) any number of persons from any other household, except as specifically permitted herein.
 - i. Terms (a) and (b) of this section do not apply to persons experiencing homelessness.
- 3. Except as otherwise required by law, no hotel or lodging entity in California shall accept or honor out of state reservations for non-essential travel, unless the reservation is for at least the minimum time period required for quarantine and the persons identified in the reservation will quarantine in the hotel or lodging entity until after that time period has expired.
- 4. This order shall take effect on December 5, 2020 at 1259pm PST.
- 5. For Regions where the adult ICU bed capacity falls below 15% after the effective date of this order, the Terms of this Order shall take effect 24 hours after that assessment.
- 6. The Terms of this Order shall remain in place for at least three weeks from the date the order takes effect in a Region and shall continue until CDPH's four-week projections of the Region's total available adult ICU bed capacity is greater than or equal to 15%. Four-week adult ICU bed capacity projections will be made approximately twice a week, unless CDPH determines that public health conditions merit an alternate projection schedule. If after three weeks from the effective date of the Terms of this Order in a Region, CDPH's four-week projections of the Region's total available adult ICU bed capacity is greater than or equal to 15%, the Terms of this Order shall no longer apply to the Region
- 7. After the termination of the Terms of this Order in a Region, each county within the Region will be assigned to a tier based on the [Blueprint for a Safer Economy](#) as set out in my August 28, 2020 Order, and the County is subject to the restrictions of the Blueprint appropriate to that tier.
- 8. I will continue to monitor the epidemiological data and will modify this Regional Stay-at-Home Order as required by the evolving public health conditions. If I determine that it is necessary to change the Terms of this Order, or otherwise modify the Regional Stay-at-Home Order, these modifications will be posted at covid19.ca.gov.

9. When operative in a Region, the Terms of this Order supersede any conflicting terms in other CDPH orders, directives, or guidance. Specifically, for those Regions with ICU bed capacity triggering this order, the Terms of this Order shall supersede the State's [Blueprint for a Safer Economy](#) and all guidance (other than guidance for critical infrastructure sectors) during the operative period. In all Regions that are not subject to the restrictions in this order, the [Blueprint for a Safer Economy](#) and all guidance shall remain in effect.
10. This order is issued pursuant to Health and Safety Code sections 120125, 120130(c), 120135, 120140, 120145, 120175, 120195 and 131080; EO N-60-20, N-25-20, and other authority provided for under the Emergency Services Act; and other applicable law.



Erica S. Pan, MD, MPH
Acting State Public Health Officer
California Department of Public Health

COVID-19

COVID-19 Vaccine Prioritization Recommendations for Moving Through Vaccine Phases and Tiers

January 7, 2021

Given the limited supply of COVID-19 vaccines, the California Department of Public Health (CDPH) recommends balancing the prioritization of these scarce resources to maximize the goal of achieving community immunity for all Californians.

After focused and appropriate efforts to reach the individual groups currently prioritized, health departments and providers may offer doses promptly to people in lower priority groups when:

- Demand subsides in the current groups, or
- Doses are about to expire according to labeling instructions.

To maximize vaccine administration and reduce the potential for vaccine wastage, local health departments and providers should immediately administer COVID-19 vaccines to individuals in all tiers of Phase 1a. Providers offering vaccines should consider partnering with other providers or organizations to provide vaccinations for individuals in the prioritized tiers. However, local health departments and providers should make special efforts to administer the vaccine to vaccinators.

Local health departments and providers may allocate doses on the assumption that immunization will be accepted by some but not all who are offered the vaccine, and then continue to offer vaccinations to all individuals in progressive priority tiers. If a county has maximized use of the vaccine to administer individuals in Phase 1a, they should move to Phase 1b, Tier 1 while continuing to offer vaccines to those in higher priority groups.

Page Last Updated : January 7, 2021



TULARE COUNTY HEALTH & HUMAN SERVICES AGENCY

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Date: January 7, 2021

Tulare County Public Health Releases COVID-19 Vaccine Schedule

*COVID-19 Vaccinations Are Underway for Phase 1A of Distribution Plan,
County Offers COVID-19 Vaccine Interest Form for Tulare County Residents*

The COVID-19 virus continues to spread at alarming rates throughout Tulare County. In the midst of an ongoing surge of infections following holiday social gatherings, Tulare County Public Health releases its COVID-19 Vaccine Schedule for distribution and delivery of the much-anticipated vaccine to end the pandemic. For the COVID-19 Vaccine Schedule in Tulare County and for the latest information on the COVID-19 vaccine, visit: <https://covid19.tularecounty.ca.gov/covid-19-vaccine/>.

Vaccinating NOW – Phase 1A

Due to limited supplies of COVID-19 vaccine, Tulare County is currently distributing COVID-19 vaccine to those eligible in **Phase 1A ONLY**. The following people qualify to receive vaccinations within Phase 1A:

Phase 1A, Tier 1:

- Acute care, psychiatric, and correctional facility hospital staff
- Skilled nursing facilities, assisted living facilities, special needs group living equivalent
- Paramedics, EMTs, and others providing medical emergency services
- Dialysis centers
- Residents in long-term care settings
- Staff of residential and inpatient substance abuse disorder treatment and mental health facilities

Phase 1A, Tier 2:

- Intermediate care facilities staff
- Home health care and in-home supportive services
- Community health workers, including promotoras
- Public health field staff
- Primary care clinics, including Federally Qualified Health Centers, Rural Health Centers, correctional facility clinics, and urgent care clinics

Phase 1A, Tier 3:

- Specialty health care clinics (i.e., optometry, cardiology, neurology, outpatient, surgery, physical therapy, etc.)
- Laboratory workers
- Dental and other oral health clinics
- Pharmacy staff not working in settings at higher tiers
- Mortuary service industry

If you meet the eligibility requirements for Phase 1A, you can register to get vaccinated at:

<https://covid19.tularecounty.ca.gov/covid-19-vaccine/tulare-county-covid-19-vaccine-phase-1a/>

Those receiving vaccines in Phase 1A will be required to show proof of eligibility with either of the following: employer ID badge, employer payment stub, or official letter from employer.

Vaccinating Next – Phase 1B and Phase 1C

Currently, Tulare County Public Health is ONLY vaccinating those who are eligible in Phase 1A.

Once COVID-19 vaccine supply expands and those who qualify for Phase 1A have been vaccinated,



TULARE COUNTY HEALTH & HUMAN SERVICES AGENCY

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Tulare County Public Health will begin vaccinating residents that meet the requirements of distribution to Phase 1B and Phase 1C of the COVID-19 Vaccine Distribution Plan. Phase 1B and Phase 1C include the following:

Phase 1B

Phase 1B, Tier 1:

- Individuals aged 75 years and older
- Essential workers in the following sectors: education, childcare, emergency services, and food and agriculture

Phase 1B, Tier 2:

- Individuals aged 65-74 years of age
- Essential workers in the following sectors: transportation and logistics; industrial, commercial, residential, and sheltering facilities and services; critical manufacturing
- Congregate settings: incarceration facilities and homeless

Phase 1C

- Individuals 50-64 years of age
- Persons aged 16 – 64 years with high-risk medical conditions
- Essential workers in the following sectors: water and wastewater; defense; energy; chemical and hazardous materials; communications and IT; financial services; government operations/community-based essential functions

Tulare County COVID-19 Vaccine Interest Form

Tulare County residents who don't qualify for Phase 1A can inform County health officials of their intent to get vaccinated for COVID-19 by completing the Tulare County COVID-19 Vaccine Interest Form.

Residents can sign up for vaccine notifications of when they are eligible and where they can go to get vaccinated by completing the Tulare County COVID-19 Vaccine Interest Form online at:

<https://arcg.is/0KKez4>.

Until the COVID-19 vaccine is widely available, it is imperative to reduce the spread of COVID-19 in Tulare County by practicing both social and physical distancing of six feet or more between persons and not participating in social gatherings of any kind. Residents must always wear a face mask or covering while in environments where physical distancing is not possible and while in public settings. In addition, everyone is encouraged to frequently wash their hands with soap and water for at least 20 seconds or use hand sanitizer, regularly disinfect high-touch surfaces, and stay home if you are sick or instructed to isolate/quarantine by a medical or public health professional.

For more information about COVID-19, visit www.tchhsa.org/ncov and www.covid19.tularecounty.ca.gov

###

VACCINATING NOW

PHASE 1A

Persons at risk of exposure to SARS-CoV-2 through direct health care or long-term care settings.

TIER 1

- Acute care, psychiatric, and correctional facility hospital staff
- Skilled nursing facilities, assisted living facilities, special needs group living equivalent
- Paramedics, EMTs, and others providing emergency medical services
- Dialysis centers
- Residents in long-term care settings
- Staff of residential and inpatient substance abuse disorder treatment and mental health facilities

TIER 2

- Intermediate care facilities staff
- Home health care and in-home supportive services
- Community health workers including promotoras
- Public health field staff
- Primary care clinics, including federally qualified health centers, rural health centers, correctional facility clinics, urgent care clinics

VACCINATING NEXT

PHASE 1B

- Persons aged 75 years and older
- Frontline essential workers

PHASE 1C

- Persons ages 65 to 74 years
- Persons ages 16 to 64 years

accine. This
improve.

Overview of the Emergency Rental Assistance Program

Background

On December 27, 2020 the federal Consolidated Appropriations Act 2021 was signed into law and \$25 billion was allocated to the United States Treasury (UST) for the Emergency Rental Assistance Program (ERAP) to assist households that are unable to pay rent or utilities due to the COVID-10 pandemic. California received \$2.6 of the federal ERAP funds. To implement these rental assistance resources, the state of CA worked with state legislation to develop a programmatic framework to ease administration burden and deploy these resources to those most in need.

On January 28th, the Legislature approved SB 91. This bill extended the eviction protections and created a mechanism to deploy the \$2.6 billion in ERAP resources to assist struggling tenants and landlords impacted by COVID-19. The bill allocated \$1.5 billion to the state and \$1.1 billion directly to local governments with populations with more than 200,000. The bill establishes the criteria and prioritization for use of the state-administered rental assistance funding from the federal bill.

Local governments with populations of 200,000 and greater that received a direct allocation of funding for rental assistance from the federal government could also qualify for block grant funding from the state's \$1.5 billion share. Counties were given the option to take the funds and administer their own program or to participate in the state-administered program. Tulare County has opted to participate in the state administered program. The state administered program will be managed centrally by the Local Initiatives Support Corporation (LISC).

Under state statute the rental assistance program is to be implemented by March 15, 2021. Ninety percent of the funding is to be directed towards financial assistance and ten percent for administration of the program.

Program Requirements

While not a full comprehensive list, the key program requirements include the following:

- For those landlords who agree to participate, funding will be available to pay up to 80 percent of an eligible household's unpaid rent accumulated from April 2020 through March 2021, provided that the landlord agrees to forgive the remaining 20 percent.
- In cases where the landlord chooses not to participate, tenants can apply for assistance for rental arrears, but are be limited to compensation of 25% of the eligible household's unpaid rent accumulated from April 2020 through March 2021 which will be paid to the landlord. The program also allows for prospective payments of 25% of the monthly rent for the months of April, May, and June 2021.
- Funds are to be administered in a least three rounds to eligible households. Prioritizing: (1) those households under 50% of the area median income (AMI) or unemployed for 90 days; (2) Below 80% AMI and in communities disproportionately affected by COVID-19 (as determined by the Department of Housing and Community Development); (3) Below 80% AMI not included in round 1 and 2.
- The top priority for the use of assistance funding would be rental arrears; followed by prospective rent payments, utility payments (both arrears and prospective payments)

LISC and Local Partnership

Given the rapid implementation timeframes, the one-time nature of these funds, among other considerations, the State believed that a central administrative structure would be most effective in deploying these resources in an effective and compliant manner. They contracted with LISC to administering the Emergency Rental Assistance Program (ERAP). LISC will be responsible in providing the following support and oversight:

- State outreach and education campaign with adaptability for local messaging.
- Standardized, federally consistent application and eligibility criteria, accessible to both landlords and tenants.
- Contracted solution with a state-wide network, including rural areas.
- Robust, multi-lingual client support and technical assistance.
- Processing of Applications (input, review, verification, fraud control, notifications to tenant and landlord, verification of accounts, disbursement of payment, reporting per state and federal government requirements, downstream audit management).
- Central privacy protections and fraud control.
- Management of duplication of benefits in accordance with the Consolidated Appropriations Act, 2021.
- Application portal to begin receiving applications from landlords and tenants.

LISC is seeking nonprofit and community-based organizations with capacity to provide local on-the-ground support to residents to help them access rental assistance. LISC will work with local partners and organizations within Tulare County to ensure all potential applicants know about the ERAP and receive the needed program assistance.

There are three tiers of partnership: Tier 1-Promotion, Tier 2-Outreach, and Tier 3-Technical Assistance. Local partners who want to partner with LISC will need to submit an application. Partner requirements include:

- Registered non-profits and quasi-government entities providing services to residents in communities served by this program
- Must have an EIN
- Must have a DUNS number
- Must be active on the CA Secretary of State website
- Must be registered on SAM website
- If applicable, non-profits must have actively filed 990 Forms

Organizations that do not have the above information are not eligible for Tier 2 and Tier 3 partnership but may still apply under the Tier 1 program. All applicants will be considered based on capacity to successfully reach their proposed community. Tier 2 and 3 will also be evaluated based on ability to successfully administer federal funds. First round of applications were due Monday, February 22. However, ongoing applications can still be submitted after the 22nd and will be reviewed on an ongoing basis throughout the program. To apply go to <https://lisc.tfaforms.net/308>

Eviction Protections

- SB 91 extends the states current eviction moratorium for tenants unable to pay rent due to COVID related financial hardships, as established under AB 3088, by five months, from January 31, 2021 through June 30, 2021.
- Tenants must continue to pay 25% of their rental obligations, as required under AB 3088, through June 30, 2021. During this time as tenants continue to pay at least 25% of their rent, then they are protected from eviction for any unpaid rent that has accumulated through June 30 and it can never be used as the basis for eviction. The 25% may be paid monthly or as a lump sum by June 30, 2021.



State of California—Health and Human
Services Agency
**California Department of
Public Health**



February 19, 2021

TO: All Californians

SUBJECT: Outdoor and Indoor Youth and Recreational Adult Sports

Note: The following guidance takes effect on February 26, 2021. See the current guidance in effect until then.

Summary

COVID-19 continues to pose a severe risk to communities and requires all people in California to follow recommended precautions. This guidance provides direction on outdoor and indoor youth and recreational adult sports activities to support a safe environment for these sports. The guidance applies to all **organized** youth sports and recreation— including school- and community-sponsored programs, and privately-organized clubs and leagues — and adult recreational sports (hereafter youth and adult sports). This guidance does not apply to collegiate or professional sports. Additionally, this guidance does not apply to community events, such as marathons, half-marathons, and endurance races.

Inter-team competitions (i.e., between two teams) resumed in California beginning January 25, 2021. **The guidelines outlined in this document shall take effect on February 26, 2021.**

The status of return-to-competition is subject to change at any time given the level of COVID-19 transmission in California.

Sports Risk Profiles

In general, the more people from outside their household with whom a person interacts, the closer the physical interaction is, the greater the physical exertion is, and the longer the interaction lasts, the higher the risk that a person with COVID-19 infection may spread it to others.

Youth and adult sports include varied activities that have different levels of risk for transmission of COVID-19. Outdoor activities present significantly lower risk of transmission relative to comparative indoor activities, based on current scientific evidence. Competition between different teams also increases mixing across groups and outside of communities, which also contributes to the potential for spread of COVID-19 disease.

Youth and adult sports are classified below by their level of contact and transmission risk. This classification applies to competition or training/practice with others. It does not apply to individual conditioning or exercise.

The Tables below are not exhaustive, but provide examples of sports with different levels of contact so that the level of risk can be assessed for other sports.

Low-Contact Sports

Individual or small group sports where contact within six feet of other participants can be avoided. Some of these sports have relatively low exertion rates that allow for consistent wearing of face coverings when within six feet of other people.

Moderate-Contact Sports

Team sports that can be played with only incidental or intermittent close contact between participants.

High-Contact Sports

Team sports with frequent or sustained close contact (and in many cases, face-to-face contact) between participants and high probability that respiratory particles will be transmitted between participants.

Factors Affecting the Risk of Transmission

- Risk increases when face coverings are not worn, and physical distancing is not maintained.
- Risk increases with increasing levels of contact between participants; closer contact (particularly face-to-face contact), and the frequency and total duration of close contact, increases the risk that respiratory particles will be transmitted between participants.
- Risk increases with greater exertion levels; greater exertion increases the rate of breathing and the quantity of air that is inhaled and exhaled with every breath.
- Risk increases with mixing of cohorts and groups, particularly when from different communities (during or outside of sports play); mixing with more people increases the risk that an infectious person will be present.

General Guidance for Youth and Adult Sports Participants, Coaches, and Support Staff

It should be noted that local health departments and school districts may have stricter rules and should be consulted to confirm what is allowed.

General Requirements for All Sports:

Irrespective of setting (outdoor or indoor) case rate or sport played, the following general guidance requirements must be adhered to at all times:

- Face coverings to be worn when not participating in the activity (e.g., on the sidelines).
- Face coverings to be worn by coaches, support staff and **observers** at all times, and in compliance with the CDPH Guidance for the Use of Face Coverings.
- Observers maintain at least 6 feet from non-household members.
- No sharing of drink bottles and other personal items and equipment.
- Mixing with other households prior to and post any practice or competition must strictly adhere to current gathering guidance.
- Limit indoor sports activities (practice, conditioning) to comply with capacity limits (which shall include all athletes, coaches, and observers) indicated in current CDPH Gym & Fitness Center Guidance Capacity.

- Associated indoor activities for the team (e.g., dinners, film study) are prohibited if engaged in competition given evidence that transmission is more likely to occur in these indoor higher risk settings.
- Teams must not participate in out-of-state games and tournaments; several multistate outbreaks have been reported around the nation, including California residents.

Limitations on Observers

- Limit observation of youth sports (age 18 years and under) to immediate household members, and for the strict purpose of age appropriate supervision. This includes observation of practice and competition. Limit number of observers to ensure physical distance can be maintained, reduce potential crowding, and maintain indoor and outdoor capacity limits.
- Consider Video streaming of games so that they can be watched "live" from home
- For adult sports, spectators are not permitted at this time.

Limitations for Inter-Team Competitions and Tournaments

- Inter-team competitions, meets, races, or similar events are permitted to occur only if (a) both teams are located in the same county and the sport is authorized in the Tables below; or (b) teams are located in immediately bordering counties and the sport is authorized in both counties in the Tables below.
 - The county-based authorizations outlined in the Table below apply to the locations/counties in which the teams, schools, clubs, leagues, and similar organizations are functionally based (e.g., where the players reside, where facilities are located, etc.).
 - Local Health Departments to be notified of any cross county competitions within their jurisdiction and reserve the right under their own discretion to deny the competition at any time in their jurisdiction. Teams participating in cross county competitions will follow the more stringent rules if the participating teams are coming from counties that may be at different case rate thresholds.
- Teams adhere to current CDPH Travel Advisory recommendations when determining travel for competition in neighboring counties.
- No tournaments or events that involve more than two teams to occur. Exceptions may be made, with authorization from the local health department where the event is being held and each of the local health departments where teams originate from, for sports where individual competitors from multiple teams are routine such as: track and field; cross-country; golf; skiing/snowboarding; tennis; swimming/diving/surfing; biking and equestrian events.
- Only one competition, per team, per day maximum to be played.

Permitted Youth and Recreational Adult Sports by Case Rate Threshold

- Physical conditioning, practice, skill-building, and training that can be conducted outdoors, with 6 feet of physical distancing, and within stable cohorts are authorized regardless of case rate or sport. Such activities may be conducted indoors consistent with restrictions by Tier in the Gym & Fitness Center Guidance Capacity.

Other General Guidance

Below are other general guidance that are strongly encouraged as part of any participation in sport. Depending on risk level (high or moderate) and county case rates, these general guidance may be **required** for play of outdoor sports in less restrictive tiers, as specified below.

Face Coverings

- Face coverings worn by participants during practice, conditioning and during competition, even during heavy exertion as tolerated. See the American Academy of Pediatrics Interim Guidance on Return to Sports [1] for specific exceptions where the face covering may become a hazard.

Physical Distancing

- Maintain at least six feet of distance between sport participants and others to the maximum extent possible, including when on the sidelines.

- Maintain at least 6 feet of distance between coaches and participants and facilitate physical distancing between participants to the maximum extent possible (e.g., staggered starts instead of mass starts for races).

Informed Consent

- Due to the nature and risk of transmission while participating in Outdoor High-Contact and Moderate-Contact sports, provide information regarding risk to all parents/guardians of minors participating in such sports, and have each parent sign an informed consent indicating their understanding and acknowledgement of the risks indicated herein.

Testing

- Unless required as noted below, regular and postseason antigen or PCR testing of sports participants and coaches weekly while participating in Outdoor High-Contact sports is strongly encouraged. If competing, testing performed with test results made available within 24 hours of play.

Hygiene and Equipment Sanitation

- When equipment is shared during an activity, participants perform hand hygiene (wash hands with soap and water or use an alcohol-based hand sanitizer) before play, during breaks, at half time, and after the conclusion of the activity.
 - Balls or other objects or equipment can be touched by multiple players during practice and play if the above hand hygiene practices are followed.

Limitations on Mixing by Participants

- Limit participation by athletes and coaches during practice and competition to one team, and refrain from participating with more than one team over the same season or time period. For larger teams, limit mixing by establishing stable smaller training groups for drills and conditioning.
- Review practice or game footage virtually, to the greatest extent possible. If not feasible, then it should be conducted outdoors, with all participants wearing face coverings and following appropriate physical distancing measures.

Indoor Venue Capacity Limitations

- Ventilation in indoor venues (gyms or other fitness centers) increased to the maximum extent possible.

Travel Considerations

- Bus/van travel for members of a team may pose a greater risk. To mitigate COVID-19 transmission risk during bus/van travel, employ universal masking, physical distancing and windows to remain open the full duration of the trip unless not feasible.
- Plan for proper communication of all travel rules, protocols and expectations to everyone in the travel party. When feasible, teams should aim to travel and play the same day to avoid overnight stays.
- Travel by private car limited to only those within the immediate household.

Returning to Sports After Infection

- No one with symptoms of COVID-19 or who is in isolation or quarantine for COVID-19 is permitted to attend practices or competitions.
- Anyone with symptoms of COVID-19 should consult their physician for testing and notify their coach, athletic trainer and/or school administrator of their symptoms and test results.
- Youths recovering from COVID-19 will have different paths to return to sports based on the severity of their illness. See the American Academy of Pediatrics Interim Guidance on Return to Sports [1] for additional guidance for more serious infections.

Vaccination of Eligible Households

- Sports participants, including coaches and support staff, are strongly encouraged to be vaccinated once eligible as vaccines will protect residents and reduce the likelihood of transmission from infected persons to others.

Table: Youth and Adult Recreational Sports* Permitted by Current Tier of County

Widespread Tier (Purple)	Substantial Tier (Red)	Moderate Tier (Orange)	Minimal Tier (Yellow)
1	2	3	4
Outdoor low-contact sports • Archery • Badminton (singles) • Biking • Bocce • Corn hole • Cross country • Dance (no contact) • Disc golf • Equestrian events (including rodeos) that involve only a single rider at a time • Fencing • Golf • Ice and roller skating (no contact) • Lawn bowling • Martial arts (no contact) • Physical training programs (e.g., yoga, Zumba, Tai chi) • Pickleball (singles) • Rowing/crew (with 1 person) • Running • Shuffleboard • Skeet shooting • Skiing and snowboarding • Snowshoeing • Swimming and diving • Tennis (singles) • Track and field • Walking and hiking	Outdoor moderate-contact sports • Badminton (doubles) • Baseball • Cheerleading • Dodgeball • Field hockey • Gymnastics • Kickball • Lacrosse (girls/women) • Pickleball (doubles) • Softball • Tennis (doubles) • Volleyball	Outdoor high-contact sports • Basketball • Football • Ice hockey • Lacrosse (boys/men) • Rugby • Rowing/crew (with 2 or more people) • Soccer • Water polo Indoor low-contact sports • Badminton (singles) • Curling • Dance (no contact) • Gymnastics • Ice skating (individual) • Physical training • Pickleball (singles) • Swimming and diving • Tennis (singles) • Track and field • Bowling	Indoor moderate-contact sports • Badminton (doubles) • Cheerleading • Dance (intermittent contact) • Dodgeball • Kickball • Pickleball (doubles) • Racquetball • Squash • Tennis (doubles) • Volleyball Indoor high-contact sports • Basketball • Boxing • Ice hockey • Ice skating (pairs) • Martial arts • Roller derby • Soccer • Water polo • Wrestling

***Play in Less Restrictive Tiers: Outdoor High-Contact Sports**

Outdoor high-contact sports (orange tier) can be played in the purple or red tier with an adjusted case rate equal to or less than 14 per 100,000 under the following conditions:

Implement and strictly adhere to the following additional general guidance:

- Informed Consent
- Testing – antigen or PCR (regular and postseason antigen or PCR testing of sports participants and coaches weekly. If competing, testing performed with test results made available within 24 hours of play)

Note: The testing requirement above shall only apply in the following situations:

- For football, rugby and water polo as these are high contact sports that are likely to be played unmasked, with close, face to face contact exceeding 15 minutes.
- When adjusted case rates for the county are between 14-7 per 100,000.
- For sport participants 13 years of age or above as evidence shows that younger children do not seem to be major sources of transmission—either to each other or to adults.
- *If more than 50% of a team's participants are less than the age of 13 (and are not required to test per the above), then the entire team is exempted from the testing requirement. Coaches, however, will still be required to meet the testing requirement.

Additional general guidance that should be implemented to the greatest extent possible and are strongly encouraged

- Face Coverings (during play)
- Physical Distancing (during play)
- Testing – antigen or PCR
- Hygiene and Sanitation
- Limitations on mixing by participants
- Travel Considerations

***Play in Less Restrictive Tiers: Outdoor Moderate-Contact Sports**

Outdoor moderate-contact sports (red tier) can be played in the purple tier with an adjusted case rate equal to or less than 14 per 100,000 under the following conditions:

Implement and strictly adhere to the following additional general guidance:

- Informed Consent

Additional general guidance that should be implemented to the greatest extent possible and are strongly encouraged

- Face Coverings (during play)
- Physical Distancing (during play)
- Hygiene and Sanitation
- Limitations on mixing by participants
- Travel Considerations

If competition for high- and moderate-contact sports is permitted to resume in a county pursuant to this updated guidance, competition is not required to cease if the county's adjusted case rate exceeds the 14 per 100,000 threshold.

[1] American Academy of Pediatrics COVID-19 Interim Guidance: Return to Sports web page (services.aap.org/en/pages/2019-novel-coronavirus-covid-19-infections/clinical-guidance/covid-19-interim-guidance-return-to-sports)

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Department Website (cdph.ca.gov)



Blueprint for a Safer Economy

Activity and Business Tiers

April 12, 2021

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
Critical Infrastructure	Open with modifications	Open with modifications	Open with modifications	Open with modifications
Gatherings * - Social, informal gatherings - No defined guest list required - No testing or vaccination required	Current: Outdoor gatherings only with modifications • Max 3 households Effective April 15, 2021 Outdoor only • Max 3 households	Current: Indoor gatherings strongly discouraged, allowed with modifications • Max 3 households Effective April 15, 2021 Outdoor • Max 25 people Indoor • Indoor gatherings strongly discouraged, allowed with modifications (no food/drink except when following the standards in the guidance)	Current: Indoor gatherings strongly discouraged, allowed with modifications • Max 3 households Effective April 15, 2021 Outdoor • Max 50 people Indoor • Indoor gatherings strongly discouraged, allowed with modifications (no food/drink except when following the standards in the guidance)	Current: Indoor gatherings strongly discouraged, allowed with modifications • Max 3 households Effective April 15, 2021 Outdoor • Max 100 people Indoor • Indoor gatherings strongly discouraged, allowed with modifications (no food/drink except when following the standards in the guidance)

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
		Max 25% capacity in settings where capacity limits exist and up to 3 households or 10 people	Max 25% capacity in settings where capacity limits exists or 25 people or whichever is fewer	Max 50% capacity in settings where capacity limits exist or 50 people or whichever is fewer
Private Events ** (meetings/receptions/ conferences) Required mitigation measures: - Purchased tickets or defined guest list - Seating chart/Assigned seating - Testing and vaccination can increase capacity - No intermingling of multiple private events	Effective April 15, 2021 Outdoor only - Maximum 25 people - If all guests are tested or show proof of full vaccination: Max 100	Effective April 15, 2021 Outdoor - Maximum of 50 people - If all guests are tested or show proof of full vaccination: Max 200 Indoor - If all guests are tested or show proof of full vaccination: Max 100 people	Effective April 15, 2021 Outdoor - Maximum of 100 people - If all guests are tested or show proof of full vaccination: Max 300 Indoor - If all guests are tested or show proof of full vaccination: Max 150 people	Effective April 15, 2021 Outdoor - Maximum of 200 people - If all guests are tested or show proof of full vaccination: Max 400 Indoor - If all guests are tested or show proof of full vaccination: Max 200 people

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
Indoor Seated Live Events and Performances **	Closed	Effective April 15, 2021: All venues: - In-state visitors only, check for current CDPH Travel Advisory in effect - Weekly worker testing program - All tickets delivered digital, advanced purchase only - Pre-designated eating area (no eating/drinking allowed in seats) – 6 feet of distance. - Suites 25% capacity, max three households. Venues: 0-1,500 - Maximum 10% or 100 people 25% if all guests are tested or show proof of full vaccination	Effective April 15, 2021 All venues: - In-state visitors only, check for current CDPH Travel Advisory in effect - Weekly worker testing program - All tickets delivered digital, advanced purchase only - Pre-designated eating area (no eating/drinking allowed in seats) – 6 feet of distance. - Suites 25% capacity, max three households. Venues: 0-1,500 - Maximum 15% or 200 people 35% if all guests are tested or show proof of full vaccination	Effective April 15, 2021 All venues: - In-state visitors only, check for current CDPH Travel Advisory in effect - Weekly worker testing program - All tickets delivered digital, advanced purchase only - Pre-designated eating area (no eating/drinking allowed in seats) – 6 feet of distance. - Suites 25% capacity, max three households. Venues: 0-1,500 - Maximum 25% or 300 people 50% if all guests are tested or show proof of full vaccination

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
		Venues: 1,501 and above 20% if all guests are tested or show proof of full vaccination	Venues: 1,501 and above 10% capacity or 2000, whatever is fewer; with modifications, and no eating/drinking 35% if all guests are tested or show proof of full vaccination	Venues: 1,501 and above 10% capacity or 2000, whatever is fewer; with modifications, and no eating/drinking 50% if all guests are tested or show proof of full vaccination
Limited Services	Open with modifications	Open with modifications	Open with modifications	Open with modifications
Outdoor Playgrounds & Outdoor Recreational Facilities	Open with modifications	Open with modifications	Open with modifications	Open with modifications
Hair Salons & Barbershops	Open indoors with modifications	Open indoors with modifications	Open indoors with modifications	Open indoors with modifications
All Retail (including critical infrastructure, except standalone grocers)	Open indoors with modifications Max 25% capacity	Open indoors with modifications Max 50% capacity	Open indoors with modifications	Open indoors with modifications

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
Shopping Centers (Malls, Destination Centers, Swap Meets)	Open indoors with modifications • Max 25% capacity • Closed common areas • Closed food courts	Open indoors with modifications • Max 50% capacity • Closed common areas • Reduced capacity food courts (see restaurants)	Open indoors with modifications • Closed common areas • Reduced capacity food courts (see restaurants)	Open indoors with modifications • Reduced capacity food courts (see restaurants)
Personal Care Services	Open indoors with modifications	Open indoors with modifications	Open indoors with modifications	Open indoors with modifications
Museums, Zoos, and Aquariums	Outdoor only with modifications	Open indoors with modifications • Indoor activities max 25% capacity	Open indoors with modifications • Indoor activities max 50% capacity	Open indoors with modifications
Places of Worship^	• Outdoor encouraged • Indoor strongly discouraged, allowed with modifications • Max 25% capacity	Open indoors with modifications • Max 25% capacity	Open indoors with modifications • Max 50% capacity	Open indoors with modifications • Max 50% capacity
Movie Theaters	Outdoor only with modifications	Open indoors with modifications • Max 25% capacity or 100 people, whichever is fewer	Open indoors with modifications • Max 50% capacity or 200 people, whichever is fewer	Open indoors with modifications • Max 50% capacity

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
Hotels and Lodging	Open with modifications	Open with modifications +Fitness centers (+10%)	Open with modifications +Fitness centers (+25%) +Indoor pools	Open with modifications +Fitness Centers (50%) +Spa facilities etc.
Gyms and Fitness Centers	Outdoor only with modifications	Open indoors with modifications - Max 10% capacity +Climbing walls	Open indoors with modifications - Max 25% capacity +Indoor pools	Open indoors with modifications - Max 50% capacity +Saunas +Steam rooms
Restaurants	Outdoor only with modifications	Open indoors with modifications Max 25% capacity or 100 people, whichever is fewer	Open indoors with modifications Max 50% capacity or 200 people, whichever is fewer	Open indoors with modifications Max 50% capacity
Wineries, Breweries and Distilleries	Outdoor only with modifications - Reservations 90-minute time limit - Seating/tables only - Limited hours (service for on-site consumption closed by 8 pm)	Outdoor only with modifications - Reservations 90-minute time limit - Seating/tables only - Limited hours (service for on-site consumption closed by 8 pm)	Open indoors with modifications Max 25% capacity indoors, or 100 people, whichever is fewer	Open indoors with modifications Max 50% capacity or 200 people indoors, whichever is fewer

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
Bars (where no meal provided; follow restaurant guidance where meal is provided)	Closed	Closed	Open outdoors with modifications	Open indoors with modifications Max 25% capacity indoors, or 100 people, whichever is fewer
Family Entertainment Centers ***	Outdoor only with modifications	Outdoor only with modifications	Indoor - Max 25% capacity 50% if all guests are tested or show proof of full vaccination With modifications 100% masking except for food and beverage service - Food/beverage consumption must be restricted to designated areas separated from activity area - Service of alcohol without meals must follow bar guidance (outdoor only)	Indoor - Max 50% capacity 75% if all guests are tested or show proof of full vaccination With modifications 100% masking except for food and beverage service - Food/beverage consumption must be restricted to designated areas separated from activity area

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
Cardrooms, Satellite Wagering	Outdoor only with modifications	Outdoor only with modifications	Open indoors with modifications • Max 25% capacity	Open indoors with modifications • Max 50% capacity
Offices	Remote	Remote	Open indoors with modifications • Encourage telework	Open indoors with modifications • Encourage telework
Outdoor Live Events with Assigned Seats and Controlled Mixing (e.g., sports and live performances)	• 100 people or fewer • Regional visitors (120 miles) • Advanced reservations only • No concessions or concourse sales	• Max 20%, includes suites with 25% occupancy per suite and suites no more than 3 households • Weekly worker testing program • In-state visitors only, check for current CDPH Travel Advisory in effect • Advanced reservations only • Primarily in-seat concessions (no concourse sales)	• Max 33%, includes suites with 25% occupancy per suite • Weekly worker testing program • In-state visitors only, check for current CDPH Travel Advisory in effect • Primarily in-seat concessions (no concourse sales) • Max 67% if all guests are tested or show proof of full vaccination	• Max 67%, includes suites with 25% occupancy per suite • In-state visitors only, check for current CDPH Travel Advisory in effect • Primarily in-seat concessions (no concourse sales)

SECTORS	Tier 1 Widespread (Case Rate >7 and Test Positivity >8%)	Tier 2 Substantial (Case Rate 4-7 and Test Positivity 5-8%)	Tier 3 Moderate (Case Rate 1-3.9 and Test Positivity 2-4.9%)	Tier 4 Minimal (Case Rate <1 and Test Positivity <2%)
Post 2 million doses administered in first Healthy Places Index quartile	CR >10	CR 4-10	CR 1-3.9	CR <1
Post 4 million doses administered in first Healthy Places Index quartile	CR >10	CR 6-10	CR 2-5.9	CR <2
Amusement Parks/ Fairs ****	Closed	• Max 15% • Small Groups - Max 10 people or 3 household groups with no intergroup mixing • Indoor capacity max 15% with time restrictions • No indoor dining • Weekly worker testing program • In-state visitors only, check for current CDPH Travel Advisory in effect • Online ticket purchases only	• Max 25% • Indoor capacity max 25% with time restrictions • Weekly worker testing program • With other modifications • In-state visitors only, check for current CDPH Travel Advisory in effect	• Max 35% • Indoor capacity max 25% with time restrictions • Weekly worker testing program • With other modifications • In-state visitors only, check for current CDPH Travel Advisory in effect
Overnight Sleepaway Camps *****	Closed	Effective June 1, 2021: Open with modifications	Effective June 1, 2021: Open with modifications	Effective June 1, 2021: Open with modifications

Updated on April 12, 2021:

^Location and capacity limits on places of worship are not mandatory but are strongly recommended

*For Gatherings, limits will not be enforced to the extent that they have been enjoined by a court

Updated on April 2, 2021:

*Updated Gatherings effective April 15, 2021

**Added private events and indoor seated live events and performances effective April 15, 2021

***Updated Family Entertainment Centers

****Added Fairs to Amusement Parks

Updated on March 11, 2021:

*****Regardless of trigger being met, these activities (overnight sleepaway camps) cannot begin any sooner than June 1, 2021.

FACT SHEET: The Coronavirus State and Local Fiscal Recovery Funds Will Deliver \$350 Billion for State, Local, Territorial, and Tribal Governments to Respond to the COVID-19 Emergency and Bring Back Jobs

May 10, 2021

Aid to state, local, territorial, and Tribal governments will help turn the tide on the pandemic, address its economic fallout, and lay the foundation for a strong and equitable recovery

Today, the U.S. Department of the Treasury announced the launch of the Coronavirus State and Local Fiscal Recovery Funds, established by the American Rescue Plan Act of 2021, to provide \$350 billion in emergency funding for eligible state, local, territorial, and Tribal governments. Treasury also released details on how these funds can be used to respond to acute pandemic response needs, fill revenue shortfalls among these governments, and support the communities and populations hardest-hit by the COVID-19 crisis. With the launch of the Coronavirus State and Local Fiscal Recovery Funds, eligible jurisdictions will be able to access this funding in the coming days to address these needs.

State, local, territorial, and Tribal governments have been on the frontlines of responding to the immense public health and economic needs created by this crisis – from standing up vaccination sites to supporting small businesses – even as these governments confronted revenue shortfalls during the downturn. As a result, these governments have endured unprecedented strains, forcing many to make untenable choices between laying off educators, firefighters, and other frontline workers or failing to provide other services that communities rely on. Faced with these challenges, state and local governments have cut over 1 million jobs since the beginning of the crisis. The experience of prior economic downturns has shown that budget pressures like these often result in prolonged fiscal austerity that can slow an economic recovery.

To support the immediate pandemic response, bring back jobs, and lay the groundwork for a strong and equitable recovery, the American Rescue Plan Act of 2021 established the Coronavirus State and Local Fiscal Recovery Funds, designed to deliver \$350 billion to state, local, territorial, and Tribal governments to bolster their response to the COVID-19 emergency and its economic impacts. Today, Treasury is launching this much-needed relief to:

- Support urgent COVID-19 response efforts to continue to decrease spread of the virus and bring the pandemic under control;
- Replace lost public sector revenue to strengthen support for vital public services and help retain jobs;
- Support immediate economic stabilization for households and businesses; and,
- Address systemic public health and economic challenges that have contributed to the unequal impact of the pandemic on certain populations.

The Coronavirus State and Local Fiscal Recovery Funds provide substantial flexibility for each jurisdiction to meet local needs—including support for households, small businesses, impacted industries, essential workers, and the communities hardest-hit by the crisis. These funds also deliver resources that recipients can invest in building, maintaining, or upgrading their water, sewer, and broadband infrastructure.

Starting today, eligible state, territorial, metropolitan city, county, and Tribal governments may request Coronavirus State and Local Fiscal Recovery Funds through the Treasury Submission Portal. Concurrent with this program launch, Treasury has published an Interim Final Rule that implements the provisions of this program.

FUNDING AMOUNTS

The American Rescue Plan provides a total of \$350 billion in Coronavirus State and Local Fiscal Recovery Funds to help eligible state, local, territorial, and Tribal governments meet their present needs and build the foundation for a strong recovery. Congress has allocated this funding to tens of thousands of jurisdictions. These allocations include:

Type	Amount (\$ billions)
States & District of Columbia	\$195.3
Counties	\$65.1
Metropolitan Cites	\$45.6
Tribal Governments	\$20.0
Territories	\$4.5
Non-Entitlement Units of Local Government	\$19.5

Treasury expects to distribute these funds directly to each state, territorial, metropolitan city, county, and Tribal government. Local governments that are classified as non-entitlement units will receive this funding through their applicable state government. Treasury expects to provide further guidance on distributions to non-entitlement units next week.

Local governments should expect to receive funds in two tranches, with 50% provided beginning in May 2021 and the balance delivered 12 months later. States that have experienced a net increase in the unemployment rate of more than 2 percentage points from February 2020 to the latest available data as of the date of certification will receive their full allocation of funds in a single payment; other states will receive funds in two equal tranches. Governments of U.S. territories will receive a single payment. Tribal governments will receive two payments, with the first payment available in May and the second payment, based on employment data, to be delivered in June 2021.

USES OF FUNDING

Coronavirus State and Local Fiscal Recovery Funds provide eligible state, local, territorial, and Tribal governments with a substantial infusion of resources to meet pandemic response needs and rebuild a stronger, more equitable economy as the country recovers. Within the categories of eligible uses, recipients have broad flexibility to decide how best to use this funding to meet the needs of their communities. Recipients may use Coronavirus State and Local Fiscal Recovery Funds to:

- **Support public health expenditures**, by funding COVID-19 mitigation efforts, medical expenses, behavioral healthcare, and certain public health and safety staff;
- **Address negative economic impacts caused by the public health emergency**, including economic harms to workers, households, small businesses, impacted industries, and the public sector;
- **Replace lost public sector revenue**, using this funding to provide government services to the extent of the reduction in revenue experienced due to the pandemic;
- **Provide premium pay for essential workers**, offering additional support to those who have borne and will bear the greatest health risks because of their service in critical infrastructure sectors; and,
- **Invest in water, sewer, and broadband infrastructure**, making necessary investments to improve access to clean drinking water, support vital wastewater and stormwater infrastructure, and to expand access to broadband internet.

Within these overall categories, Treasury’s Interim Final Rule provides guidelines and principles for determining the types of programs and services that this funding can support, together with examples of allowable uses that recipients may consider. As described below, Treasury has also designed these provisions to take into consideration the disproportionate impacts of the COVID-19 public health emergency on those hardest-hit by the pandemic.

1. Supporting the public health response

Mitigating the impact of COVID-19 continues to require an unprecedented public health response from state, local, territorial, and Tribal governments. Coronavirus State and Local Fiscal Recovery Funds provide resources to meet these needs through the provision of care for those impacted by the virus and through services that address disparities in public health that have been exacerbated by the pandemic. Recipients may use this funding to address a broad range of public health needs across COVID-19 mitigation, medical expenses, behavioral healthcare, and public health resources. Among other services, these funds can help support:

- **Services and programs to contain and mitigate the spread of COVID-19, including:**
 - ✓ Vaccination programs
 - ✓ Medical expenses
 - ✓ Testing
 - ✓ Contact tracing
 - ✓ Isolation or quarantine
 - ✓ PPE purchases
 - ✓ Support for vulnerable populations to access medical or public health services
 - ✓ Public health surveillance (e.g., monitoring for variants)
 - ✓ Enforcement of public health orders
 - ✓ Public communication efforts
 - ✓ Enhancement of healthcare capacity, including alternative care facilities
 - ✓ Support for prevention, mitigation, or other services in congregate living facilities and schools
 - ✓ Enhancement of public health data systems
 - ✓ Capital investments in public facilities to meet pandemic operational needs
 - ✓ Ventilation improvements in key settings like healthcare facilities

- **Services to address behavioral healthcare needs exacerbated by the pandemic, including:**
 - ✓ Mental health treatment
 - ✓ Substance misuse treatment
 - ✓ Other behavioral health services
 - ✓ Hotlines or warmlines
 - ✓ Crisis intervention
 - ✓ Services or outreach to promote access to health and social services
- **Payroll and covered benefits expenses** for public health, healthcare, human services, public safety and similar employees, to the extent that they work on the COVID-19 response. For public health and safety workers, recipients can use these funds to cover the full payroll and covered benefits costs for employees or operating units or divisions primarily dedicated to the COVID-19 response.

2. **Addressing the negative economic impacts caused by the public health emergency**

The COVID-19 public health emergency resulted in significant economic hardship for many Americans. As businesses closed, consumers stayed home, schools shifted to remote education, and travel declined precipitously, over 20 million jobs were lost between February and April 2020. Although many have since returned to work, as of April 2021, the economy remains more than 8 million jobs below its pre-pandemic peak, and more than 3 million workers have dropped out of the labor market altogether since February 2020.

To help alleviate the economic hardships caused by the pandemic, Coronavirus State and Local Fiscal Recovery Funds enable eligible state, local, territorial, and Tribal governments to provide a wide range of assistance to individuals and households, small businesses, and impacted industries, in addition to enabling governments to rehire public sector staff and rebuild capacity. Among these uses include:

- **Delivering assistance to workers and families**, including aid to unemployed workers and job training, as well as aid to households facing food, housing, or other financial insecurity. In addition, these funds can support survivor's benefits for family members of COVID-19 victims.
- **Supporting small businesses**, helping them to address financial challenges caused by the pandemic and to make investments in COVID-19 prevention and mitigation tactics, as well as to provide technical assistance. To achieve these goals, recipients may employ this funding to execute a broad array of loan, grant, in-kind assistance, and counseling programs to enable small businesses to rebound from the downturn.
- **Speeding the recovery of the tourism, travel, and hospitality sectors**, supporting industries that were particularly hard-hit by the COVID-19 emergency and are just now beginning to mend. Similarly impacted sectors within a local area are also eligible for support.
- **Rebuilding public sector capacity**, by rehiring public sector staff and replenishing unemployment insurance (UI) trust funds, in each case up to pre-pandemic levels. Recipients may also use this funding to build their internal capacity to successfully implement economic relief programs, with investments in data analysis, targeted outreach, technology infrastructure, and impact evaluations.

3. Serving the hardest-hit communities and families

While the pandemic has affected communities across the country, it has disproportionately impacted low-income families and communities of color and has exacerbated systemic health and economic inequities. Low-income and socially vulnerable communities have experienced the most severe health impacts. For example, counties with high poverty rates also have the highest rates of infections and deaths, with 223 deaths per 100,000 compared to the U.S. average of 175 deaths per 100,000.

Coronavirus State and Local Fiscal Recovery Funds allow for a broad range of uses to address the disproportionate public health and economic impacts of the crisis on the hardest-hit communities, populations, and households. Eligible services include:

- **Addressing health disparities and the social determinants of health**, through funding for community health workers, public benefits navigators, remediation of lead hazards, and community violence intervention programs;
- **Investments in housing and neighborhoods**, such as services to address individuals experiencing homelessness, affordable housing development, housing vouchers, and residential counseling and housing navigation assistance to facilitate moves to neighborhoods with high economic opportunity;
- **Addressing educational disparities** through new or expanded early learning services, providing additional resources to high-poverty school districts, and offering educational services like tutoring or afterschool programs as well as services to address social, emotional, and mental health needs; and,
- **Promoting healthy childhood environments**, including new or expanded high quality childcare, home visiting programs for families with young children, and enhanced services for child welfare-involved families and foster youth.

Governments may use Coronavirus State and Local Fiscal Recovery Funds to support these additional services if they are provided:

- within a Qualified Census Tract (a low-income area as designated by the Department of Housing and Urban Development);
- to families living in Qualified Census Tracts;
- by a Tribal government; or,
- to other populations, households, or geographic areas disproportionately impacted by the pandemic.

4. Replacing lost public sector revenue

State, local, territorial, and Tribal governments that are facing budget shortfalls may use Coronavirus State and Local Fiscal Recovery Funds to avoid cuts to government services. With these additional resources, recipients can continue to provide valuable public services and ensure that fiscal austerity measures do not hamper the broader economic recovery.

Many state, local, territorial, and Tribal governments have experienced significant budget shortfalls, which can yield a devastating impact on their respective communities. Faced with budget shortfalls and pandemic-related uncertainty, state and local governments cut staff in all 50 states. These budget shortfalls and staff cuts are particularly problematic at present, as these entities are on the front lines of battling the COVID-19 pandemic and helping citizens weather the economic downturn.

Recipients may use these funds to replace lost revenue. Treasury's Interim Final Rule establishes a methodology that each recipient can use to calculate its reduction in revenue. Specifically, recipients will compute the extent of their reduction in revenue by comparing their actual revenue to an alternative representing what could have been expected to occur in the absence of the pandemic. Analysis of this expected trend begins with the last full fiscal year prior to the public health emergency and projects forward at either (a) the recipient's average annual revenue growth over the three full fiscal years prior to the public health emergency or (b) 4.1%, the national average state and local revenue growth rate from 2015-18 (the latest available data).

For administrative convenience, Treasury's Interim Final Rule allows recipients to presume that any diminution in actual revenue relative to the expected trend is due to the COVID-19 public health emergency. Upon receiving Coronavirus State and Local Fiscal Recovery Funds, recipients may immediately calculate the reduction in revenue that occurred in 2020 and deploy funds to address any shortfall. Recipients will have the opportunity to re-calculate revenue loss at several points through the program, supporting those entities that experience a lagged impact of the crisis on revenues.

Importantly, once a shortfall in revenue is identified, recipients will have broad latitude to use this funding to support government services, up to this amount of lost revenue.

5. Providing premium pay for essential workers

Coronavirus State and Local Fiscal Recovery Funds provide resources for eligible state, local, territorial, and Tribal governments to recognize the heroic contributions of essential workers. Since the start of the public health emergency, essential workers have put their physical well-being at risk to meet the daily needs of their communities and to provide care for others.

Many of these essential workers have not received compensation for the heightened risks they have faced and continue to face. Recipients may use this funding to provide premium pay directly, or through grants to private employers, to a broad range of essential workers who must be physically present at their jobs including, among others:

- | | |
|---|---|
| ✓ Staff at nursing homes, hospitals, and home-care settings | ✓ Truck drivers, transit staff, and warehouse workers |
| ✓ Workers at farms, food production facilities, grocery stores, and restaurants | ✓ Childcare workers, educators, and school staff |
| ✓ Janitors and sanitation workers | ✓ Social service and human services staff |
| ✓ Public health and safety staff | |

Treasury's Interim Final Rule emphasizes the need for recipients to prioritize premium pay for lower income workers. Premium pay that would increase a worker's total pay above 150% of the greater of the state or county average annual wage requires specific justification for how it responds to the needs of these workers.

In addition, employers are both permitted and encouraged to use Coronavirus State and Local Fiscal Recovery Funds to offer retrospective premium pay, recognizing that many essential workers have not yet received additional compensation for work performed. Staff working for third-party contractors in eligible sectors are also eligible for premium pay.

6. Investing in water and sewer infrastructure

Recipients may use Coronavirus State and Local Fiscal Recovery Funds to invest in necessary improvements to their water and sewer infrastructures, including projects that address the impacts of climate change.

Recipients may use this funding to invest in an array of drinking water infrastructure projects, such as building or upgrading facilities and transmission, distribution, and storage systems, including the replacement of lead service lines.

Recipients may also use this funding to invest in wastewater infrastructure projects, including constructing publicly-owned treatment infrastructure, managing and treating stormwater or subsurface drainage water, facilitating water reuse, and securing publicly-owned treatment works.

To help jurisdictions expedite their execution of these essential investments, Treasury's Interim Final Rule aligns types of eligible projects with the wide range of projects that can be supported by the Environmental Protection Agency's Clean Water State Revolving Fund and Drinking Water State Revolving Fund. Recipients retain substantial flexibility to identify those water and sewer infrastructure investments that are of the highest priority for their own communities.

Treasury's Interim Final Rule also encourages recipients to ensure that water, sewer, and broadband projects use strong labor standards, including project labor agreements and community benefits agreements that offer wages at or above the prevailing rate and include local hire provisions.

7. Investing in broadband infrastructure

The pandemic has underscored the importance of access to universal, high-speed, reliable, and affordable broadband coverage. Over the past year, millions of Americans relied on the internet to participate in remote school, healthcare, and work.

Yet, by at least one measure, 30 million Americans live in areas where there is no broadband service or where existing services do not deliver minimally acceptable speeds. For millions of other Americans, the high cost of broadband access may place it out of reach. The American Rescue Plan aims to help remedy these shortfalls, providing recipients with flexibility to use Coronavirus State and Local Fiscal Recovery Funds to invest in broadband infrastructure.

Recognizing the acute need in certain communities, Treasury's Interim Final Rule provides that investments in broadband be made in areas that are currently unserved or underserved—in other words, lacking a wireline connection that reliably delivers minimum speeds of 25 Mbps download and 3 Mbps upload. Recipients are also encouraged to prioritize projects that achieve last-mile connections to households and businesses.

Using these funds, recipients generally should build broadband infrastructure with modern technologies in mind, specifically those projects that deliver services offering reliable 100 Mbps download and 100

Mbps upload speeds, unless impracticable due to topography, geography, or financial cost. In addition, recipients are encouraged to pursue fiber optic investments.

In view of the wide disparities in broadband access, assistance to households to support internet access or digital literacy is an eligible use to respond to the public health and negative economic impacts of the pandemic, as detailed above.

8. Ineligible Uses

Coronavirus State and Local Fiscal Recovery Funds provide substantial resources to help eligible state, local, territorial, and Tribal governments manage the public health and economic consequences of COVID-19. Recipients have considerable flexibility to use these funds to address the diverse needs of their communities.

To ensure that these funds are used for their intended purposes, the American Rescue Plan Act also specifies two ineligible uses of funds:

- **States and territories may not use this funding to directly or indirectly offset a reduction in net tax revenue due to a change in law from March 3, 2021 through the last day of the fiscal year in which the funds provided have been spent.** The American Rescue Plan ensures that funds needed to provide vital services and support public employees, small businesses, and families struggling to make it through the pandemic are not used to fund reductions in net tax revenue. Treasury's Interim Final Rule implements this requirement. If a state or territory cuts taxes, they must demonstrate how they paid for the tax cuts from sources other than Coronavirus State Fiscal Recovery Funds—by enacting policies to raise other sources of revenue, by cutting spending, or through higher revenue due to economic growth. If the funds provided have been used to offset tax cuts, the amount used for this purpose must be paid back to the Treasury.
- **No recipient may use this funding to make a deposit to a pension fund.** Treasury's Interim Final Rule defines a "deposit" as an extraordinary contribution to a pension fund for the purpose of reducing an accrued, unfunded liability. While pension deposits are prohibited, recipients may use funds for routine payroll contributions for employees whose wages and salaries are an eligible use of funds.

Treasury's Interim Final Rule identifies several other ineligible uses, including funding debt service, legal settlements or judgments, and deposits to rainy day funds or financial reserves. Further, general infrastructure spending is not covered as an eligible use outside of water, sewer, and broadband investments or above the amount allocated under the revenue loss provision. While the program offers broad flexibility to recipients to address local conditions, these restrictions will help ensure that funds are used to augment existing activities and address pressing needs.



TOMÁS J. ARAGÓN, M.D., Dr.P.H.
State Public Health Officer & Director

State of California—Health and Human
Services Agency
**California Department of
Public Health**



GAVIN NEWSOM
Governor

May 21, 2021

TO: All Californians

SUBJECT: Beyond the Blueprint for Industry and Business Sectors - Effective June 15

Related Materials: Beyond the Blueprint Q&A

When California fully reopens the economy, the state will move beyond the Blueprint for a Safer Economy. Beginning June 15, all sectors listed in the current Blueprint Activities and Business Tiers Chart may return to usual operations (with the limited exceptions noted below for Mega Events) based on the following general public health recommendations:

	Restrictions Applying to Indoor & Outdoor Settings
Vaccine Verification / Negative Testing	Required for Indoor mega events Recommended for Outdoor mega events
Capacity Limitations	No restrictions
Physical Distancing	No restrictions for attendees, customers and guests
Masking	Follow current CDPH Guidance for Face Coverings
Travelers	Follow CDC recommendations and CDPH Travel Advisory

Employers are subject to the Cal/OSHA COVID-19 Prevention Emergency Temporary Standards (ETS), if applicable to them.

Limited Exceptions for Mega Events:

Mega Events are characterized by large crowds greater than 5,000 (indoors) and 10,000 (outdoors) attendees. Mega Events may have either assigned or unassigned seating, and may be either general admission or gated, ticketed and permitted events.

Mega Events are considered higher risk for COVID transmission because:

- Participants and attendees are spending extensive periods of time physically close to large numbers of people they don't usually interact with.
- The frequency and total duration of close contact between attendees is increased, thereby increasing the risk that respiratory particles will be transmitted between attendees and participants.
- They draw from beyond the nearby community and will often draw attendees and participants from other states and countries who may be infected with more infectious COVID variants.
- Effective contact tracing may be difficult given the number of potential uncontrolled mixing between groups and attendees and the nature of the events.
- **For Indoor Mega Events (example: conventions/conferences/expos/sporting events and concerts):**
 - In addition to the general public health recommendations:
 - Verification of fully vaccinated status** or pre-entry negative test* result is required of all attendees.
 - Information will be prominently placed on all communications, including the reservation and ticketing systems, to ensure guests are aware of testing and vaccination requirements (including acceptable modes of verification).
 - Attendees must follow CDPH Guidance for Face Coverings.
- **For Outdoor Mega Events (example: music or food festivals/car shows/large endurance events and marathons/parades/sporting events and concerts):**
 - In addition to the general public health recommendations:
 - Verification of fully vaccinated status or pre-entry negative test result is strongly recommended for all attendees. Attendees who do not verify vaccination status should be asked to wear face coverings.
 - Attendees must follow CDPH Guidance for Face Coverings.
 - Information will be prominently placed on all communications, including the reservation and ticketing systems, to ensure guests are aware that the State strongly recommends that they be fully vaccinated, obtain a negative COVID-19 test prior to attending the event, or wear a face covering.
 - Venues are required to make available masks for all attendees.
- **Additional recommendations for sponsors of Mega Events:**
 - Encourage everyone to get vaccinated when eligible.
 - Facilitate increased ventilation of indoor spaces (i.e., open all windows and doors to increase natural air flow), following current CDPH and CalOSHA guidance.
 - Encourage everyone to sign up for CA Notify as an added layer of protection for themselves and the community to receive alerts when they have been in close contact with someone who tests positive for COVID-19.
 - Convey the risk of attending large crowded events where the vaccine status of others in attendance may be unknown to the individuals.

- Convey the risk of attending large crowded events for populations that may not currently be eligible for vaccination, or may be immunocompromised and whose vaccine protection may be incomplete.
- Encourage all venues along any parade or event route to provide outdoor spaces for eating/drinking/congregating to reduce the risk of transmission in indoor settings.

The requirements and recommendations for negative testings / vaccine verification will be in place effective **June 15, 2021 through October 1, 2021**. The state will assess conditions by September 1, 2021, to determine whether updated requirements or recommendations are needed beyond October 1, 2021.

CDPH will continue to provide updated guidance for youth, healthcare and high-risk congregate settings.

*** Pre-entry negative testing**

1. Definition: Testing must be conducted within 72 hours before event start time (both PCR and antigen are acceptable). Results of the test must be available prior to entry into the event or venue.
2. Verification: The following are acceptable as proof of a negative COVID-19 test result: printed document (from the test provider or laboratory) OR an email or text message displayed on a phone from the test provider or laboratory. The information should include person's name, type of test performed, and negative test result (date of test must be within prior 72 hours). Businesses and venue operators may also utilize self-attestation at point of registration, during ticket purchase or on the day of the event prior to entry into the venue.

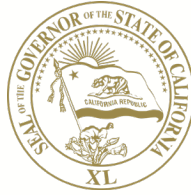
**** Fully vaccinated**

1. Definition: See current CDPH Guidance for Fully Vaccinated Persons for definitions, acceptable vaccines, and updates on additional vaccines as they are approved.
2. Verification: The following are acceptable as proof of full vaccination: Vaccination card (which includes name of person vaccinated, type of vaccine provided and date last dose administered) OR a photo of a vaccination card as a separate document OR a photo of the attendee's vaccine card stored on a phone or electronic device OR documentation of vaccination from a healthcare provider. Businesses and venue operators may also utilize self-attestation at point of registration, during ticket purchase or on the day of the event prior to entry into the venue.

Originally Published on May 21, 2021

California Department of Public Health
PO Box, 997377, MS 0500, Sacramento, CA 95899-7377
Department Website (cdph.ca.gov)





OFFICE OF THE GOVERNOR

June 3, 2021

Via Electronic Mail

Dear California local leaders,

California is on a path to roar back from the pandemic, in large part thanks to the commitment of Californians and to having one of the highest vaccination rates in the country. Come June 15, we are moving beyond the Blueprint that protected Californians during the worst of the pandemic, retaining in the near-term common-sense face covering requirements, limited testing and vaccination requirements for large indoor events, and modified emergency workplace protection standards still necessary to protect the workforce.

Over the course of the pandemic, one of the key things scientific experts have learned about COVID-19 is that it is far less likely to be transmitted outdoors than indoors. While California is removing the restrictions on business operations indoors, it remains a public health priority to encourage outdoor activities and to remove barriers to outdoor operations.

To this end, my Administration has taken immediate steps to extend the regulatory relief that allows restaurants and bars to maintain their expanded outdoor operations through the end of 2021. Among other things, the regulatory relief continues to allow the expansion of licensed restaurant footprints, expanded outdoor alcohol service, and the sale of alcoholic beverages to go. This will both promote public health by encouraging outdoor dining and promote the economic recovery of the restaurant sectors by allowing restaurants and bars to benefit from the substantial investments that they have made in their outdoor operations.

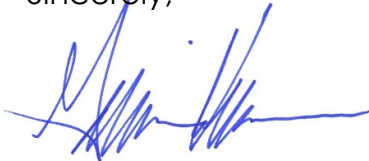
I ask you to join my Administration in promoting public health and economic recovery by taking the steps within your authority to continue to allow expanded outdoor dining opportunities. You are uniquely positioned and

empowered to support local outdoor dining, which will be vital for statewide restaurant recovery, by taking steps such as:

- Allowing temporary dining areas;
- Allowing expanded take-out and delivery options;
- Exercising discretion in working with restaurant owners who may be operating in spaces that are not consistent with local zoning ordinances;
- Considering the potential of expanding areas that are not currently zoned for commercial dining use to encourage outdoor, open-air seating and a safer health environment moving forward; and
- Continuing to develop successful local programs such as the City of San Jose's "Al Fresco" plan, Sacramento's "Farm to Fork Al Fresco," Long Beach's "Open Streets Initiative," San Diego's "Slow Streets Program," and Los Angeles's "L.A. Al Fresco Program."

Thank you for your partnership during the long months of the pandemic, for your continued partnership in keeping Californians safe, and for working collaboratively to make the California Comeback a reality.

Sincerely,



Gavin Newsom
Governor of California

Attachment

Eighth Notice of Regulatory Relief

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

3927 Lennane Drive, Suite 100
Sacramento, CA 95834
(916) 419-2500

**Eighth Notice of Regulatory Relief**

Pursuant to the Constitution of the State of California, Article XX, Section 22, and in furtherance of Governor Newsom's emergency declarations and orders regarding the spread of the COVID-19 virus, the Department of Alcoholic Beverage Control previously provided temporary regulatory relief measures to address the state of emergency throughout the state. The [First Notice](#), [Second Notice](#), [Third Notice](#), [Fourth Notice](#), [Fifth Notice](#), [Sixth Notice](#), and [Seventh Notice](#) of Regulatory Relief were implemented by the Department to support the alcoholic beverage industry in its efforts to slow the spread of the virus throughout California, while also assisting the industry in dealing with the economic challenges it faced as a result.

The Department has continued to carefully consider the public health, safety, and welfare in determining if any Regulatory Relief provisions should be extended. This regulatory relief is designed to support the expanded outdoor operations of the alcoholic beverage industry to slow the spread of the virus while assisting the industry in its economic recovery from the impacts of the pandemic.

The Department has determined that the extension of the following provisions will not jeopardize the public health, safety, or welfare, and they will temporarily remain in place until December 31, 2021:

4. On-Sale Retailers Exercising Off-Sale Privileges
5. Sales of Alcoholic Beverages To-Go
8. Deliveries to Consumers
9. Free Delivery
14. Expansion of Licensed Footprint
16. On-Sale Licensees Without Kitchen Facilities
17. "Virtual" Meet the Winemaker or Brewer Dinners
18. Renewal of Relief for Charitable Promotions and Sales
19. Relief from Type-75 requirement to produce 100 barrels of beer annually.

The extended Regulatory Relief requirements set forth in this Notice and in the respective Notices of Regulatory Relief continue to be applicable to all affected Department licenses until December 31, 2021 or unless otherwise noticed by the Department.

In response to the removal of restrictions on licensed businesses, and the implementation of the Beyond the Blueprint Plan on June 15, 2021, the Department hereby gives notice that the following Regulatory Relief provisions will be rescinded effective at the close of business on June 30, 2021:

1. Returns of Alcoholic Beverages
2. Retail-to-Retail Transactions
3. Extension of Credit
6. Drive-Thru Windows for Off-Sale Transactions
7. Hours of Operations for Retail Sales
10. Delivery Hours Extended to Midnight
12. Distilled Spirits Manufacturers Providing High-Proof Spirits for Disinfection Purposes
13. Virtual Wine Tastings
15. Extension of Regulatory Relief for Club Licenses: Type 50, 51 and 52.

Limitations on Relief

The Regulatory Relief provided by this and prior Notices is temporary. The Department hereby gives notice that all Regulatory Relief that is extended past June 30, 2021, will be rescinded on December 31, 2021. Such relief may be rescinded immediately should the needs of public safety dictate. In addition, licensees are directed to continue to exercise the temporary relief provided by this Notice responsibly, without compromising the public health, safety, or welfare. Notwithstanding any other provision of law, if the Department determines that any licensee is found to be abusing the Regulatory Relief provided by this Notice or prior Notices, or if the licensee's actions jeopardize public health, safety, or welfare, the Department may summarily rescind the relief as to that licensee at any time. Until these temporary relief measures are rescinded, any licensee adhering to the terms of this Notice, prior Notices describing the particular Regulatory Relief, and other applicable laws, may rely on this Notice to utilize the privileges described without risk of enforcement by the Department against its license for actions taken up until the time of the rescission.

In addition, this Notice does not exempt licensees from complying with all local ordinances, zoning restrictions, conditional use permits, and similar local authorizations and limitations, over which the Department has no jurisdiction or control. The Department will not consider any violation of such local controls to constitute a violation of the license issued by the Department.

Licensees are encouraged to register with the Department to receive email notices regarding this and other issues. This is easily done by clicking [Subscribe](#). If you have any questions, please contact the Department.



TOMÁS J. ARAGÓN, MD, DrPH
Director and State Public Health Officer

State of California—Health and Human Services Agency California Department of Public Health



GAVIN NEWSOM
Governor

June 9, 2021

Note: This guidance is effective June 15, 2021 and supersedes all prior face coverings guidance.

GUIDANCE FOR THE USE OF MASKS

Background

The COVID-19 vaccines are effective in preventing infection, disease, and spread. Unvaccinated persons are more likely to get infected and spread the virus which is transmitted through the air and concentrates indoors. About 15% of our population remains without the option for vaccination (children under 12 years old are not yet eligible) and risk for COVID-19 exposure and infection will remain until we reach full community immunity.

The purpose of this guidance is to align with CDC recommendations and provide information about higher risk settings where masks are required or recommended to prevent transmission to persons with higher risk of infection (e.g., unvaccinated or immunocompromised persons), to persons with prolonged, cumulative exposures (e.g., workers), or to persons whose vaccination status is unknown. When people who are not fully vaccinated wear a mask correctly, they protect others as well as themselves. Consistent and correct mask use by people who are not fully vaccinated is especially important indoors.

In workplaces, employers are subject to the Cal/OSHA COVID-19 [Emergency Temporary Standards \(ETS\)](#) or in some workplaces the [CalOSHA Aerosol Transmissible Diseases Standard](#), and should consult those regulations for additional applicable requirements.

Guidance for Individuals

Masks are **not required for fully vaccinated individuals, except** in the following settings where masks are required for everyone, regardless of vaccination status:

- On [public transit](#)¹ (examples: airplanes, ships, ferries, trains, subways, buses, taxis, and ride-shares) and in transportation hubs (examples: airport, bus terminal, marina, train station, seaport or other port, subway station, or any other area that provides transportation)
- **Indoors** in [K-12 schools](#)², [childcare](#)³ and other youth settings.
 - Note: This may change as updated K-12 schools guidance is forthcoming, pending updates for K-12 operational guidance from the CDC.

¹ CDC Requirement for Face Masks on Public Transportation Conveyances and at Transportation Hubs

² CDC Operational Strategy for K-12 Schools through Phased Prevention

³ CDC Guidance for Operating Child Care Programs during COVID-19

- [Healthcare settings⁴](#) (including [long term care facilities⁵](#))
- State and local [correctional facilities and detention centers⁶](#)
- [Homeless shelters⁷](#), [emergency shelters⁸](#) and [cooling centers⁹](#)

Additionally, masks are **required* for unvaccinated individuals** in indoor public settings and businesses (examples: retail, restaurants, theaters, family entertainment centers, meetings, state and local government offices serving the public)

For additional information, individuals should refer to [CDC Recommendations for Safer Activities](#) (see CDPH Masking Guidance Frequently Asked Questions for more information).

***Guidance for Businesses, Venue Operators or Hosts**

In settings where masks are required only for unvaccinated individuals, businesses, venue operators or hosts may choose to:

- Provide information to all patrons, guests and attendees regarding vaccination requirements and allow vaccinated individuals to self-attest that they are in compliance prior to entry.
- Implement vaccine verification to determine whether individuals are required to wear a mask.
- Require all patrons to wear masks.

No person can be prevented from wearing a mask as a condition of participation in an activity or entry into a business.

Exemptions to masks requirements

The following **individuals** are exempt from wearing masks at all times:

- Persons younger than two years old. Very young children must not wear a mask because of the risk of suffocation.
- Persons with a medical condition, mental health condition, or disability that prevents wearing a mask. This includes persons with a medical condition for whom wearing a mask could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a mask without assistance.
- Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
- Persons for whom wearing a mask would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.

⁴ CDC Updated Healthcare Infection Prevention and Control Recommendations in Response to COVID-19 Vaccination

⁵ CDC Interim Infection Prevention and Control Recommendations to Prevent SARS-CoV-2 Spread in Nursing Homes

⁶ CDC Interim Guidance on Management of Coronavirus Disease 2019 (COVID-19) in Correctional and Detention Facilities

⁷ CDC Interim Guidance for Homeless Service Providers to Plan and Respond to Coronavirus Disease 2019 (COVID-19)

⁸ CDC Interim Guidance for General Population Disaster Shelters During the COVID-19 Pandemic

⁹ CDC Interim guidance to reduce the risk of introducing and transmitting SARS COV-2 in cooling centers.

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-07-21

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 since March 2020, the State has taken decisive and meaningful actions to reduce the spread, and mitigate the impacts, of COVID-19, saving an untold number of lives, and to protect the ability of the State's health care system to deliver health care to all people in California who require it; and

WHEREAS the effective actions of Californians over the past fifteen months have successfully curbed the spread of COVID-19, resulting in dramatically lower disease prevalence and death, in the State; and

WHEREAS as of June 9, 2021, 54.3% of eligible Californians have received a full course of COVID-19 vaccination, raising the level of overall immunity in the State; and

WHEREAS the State continues to promote and facilitate vaccination of all eligible Californians; and

WHEREAS given the current outlook, it is appropriate to reevaluate existing public health directives to allow for a full reopening of California while maintaining caution and vigilance as California continues to increase vaccination rates and monitor COVID-19 variants; and

WHEREAS the California Department of Public Health and State Health Officer are empowered to issue mandatory public health directives to protect the public health in response to a contagious disease under existing State law, including, but not necessarily limited to, Health and Safety Code sections 120125, 120130(c), 120135, 120140, 120145, 120175, 120195 and 131080; and

WHEREAS to preserve the flexibility to modify public health directives and respond to changing conditions and to new and changing health guidance issued by the Centers for Disease Control, and under the provisions of Government Code section 8571, I find that strict compliance with the Administrative Procedure Act, Government Code section 11340 et seq., 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 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) Executive Order N-33-20, issued on March 19, 2020, setting forth the Stay-at-Home Order is hereby rescinded.
- 2) Executive Order N-60-20, issued on May 4, 2020, directing the State Public Health Officer to issue a risk-based framework for reopening the economy, and all restrictions on businesses and activities deriving from that framework, including all aspects of the Blueprint for a Safer Economy, is hereby rescinded.
- 3) Nothing related to the issuance of any Orders, guidance, or directives of the State Public Health Officer relating to COVID-19 shall be subject to the Administrative Procedure Act, Government Code section 11340 et seq.
- 4) Nothing in this Order shall be construed to limit the existing authority of local health officers to establish and implement public health measures within their respective jurisdictions that are more restrictive than, or that otherwise exist in addition to, the public health measures imposed on a statewide basis pursuant to the statewide directives of the State Public Health Officer.

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 11th day of June 2021.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-08-21

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 since March 2020, the State has taken decisive and meaningful actions to reduce the spread, and mitigate the impacts, of COVID-19, saving an untold number of lives; and

WHEREAS as a result of the effective actions Californians have taken, as well as the successful and ongoing distribution of COVID-19 vaccines, California is turning a corner in its fight against COVID-19; and

WHEREAS on June 11, 2021, I issued Executive Order N-07-21, which formally rescinded the Stay-at-Home Order (Executive Order N-33-20, issued on March 19, 2020), as well as the framework for a gradual, risk-based reopening of the economy (Executive Order N-60-20, issued on May 4, 2020); and

WHEREAS in light of the current state of the COVID-19 pandemic in California, it is appropriate to roll back certain provisions of my COVID-19-related Executive Orders; and

WHEREAS certain provisions of my COVID-19 related Executive Orders currently remain necessary to continue to help California respond to, recover from, and mitigate the impacts of the COVID-19 pandemic, including California's ongoing vaccination programs, and the termination of certain provisions of my COVID-19 related Executive Orders during this stage of the emergency would compound the effects of the emergency and impede the State's recovery by disrupting important governmental and social functions; 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 continue to 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 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

The following provisions shall remain in place and shall have full force and effect through June 30, 2021, upon which time they will expire subject to individual conditions described in the enumerated paragraphs below.

1) State of Emergency Proclamation dated March 4, 2020:

- a. Paragraph 10. Any facility operating under a waiver pursuant to this provision, memorialized in an All Facilities Letter, may operate pursuant to such a waiver through the stated expiration in the All Facilities Letter or September 30, 2021, whichever occurs first;
- b. Paragraph 11;
- c. Paragraph 12; and
- d. Paragraph 13.

2) Executive Order N-25-20:

- a. Paragraph 1; and
- b. Paragraph 7, and as applicable to local governments per Executive Order N-35-20, Paragraph 3. Effective July 1, 2021, the waivers in Executive Order N-25-20, Paragraph 7, and Executive Order N-35-20, Paragraph 3, of reinstatement requirements set forth in Government Code sections 7522.56(f) and (g) are terminated.

3) Executive Order N-26-20:

- a. Paragraph 1;
- b. Paragraph 2;
- c. Paragraph 3;
- d. Paragraph 5;
- e. Paragraph 6; and
- f. Paragraph 7.

4) Executive Order N-27-20:

- a. Paragraph 1;
- b. Paragraph 2; and
- c. Paragraph 3.

5) Executive Order N-28-20:

- a. Paragraph 3; and
- b. Paragraph 6.

6) Executive Order N-31-20:

- a. Paragraph 1; and
- b. Paragraph 2.

7) Executive Order N-35-20:

- a. Paragraph 1. Any facility operating under a waiver pursuant to this provision, memorialized in an All Facilities Letter, may operate pursuant to such a waiver through the stated expiration in the All Facilities Letter or September 30, 2021, whichever occurs first;
- b. Paragraph 4;
- c. Paragraph 6. To the extent the Director exercised their authority pursuant to this provision on or before June 30, 2021, the extension shall remain valid until the effective expiration;

- d. Paragraph 10. The State Bar shall receive the time extension in the aforementioned order for any nomination submitted to the State Bar by the Governor on or before June 30, 2021; and
 - e. Paragraph 11 (as extended and clarified by N-71-20, Paragraph 6). Claims accruing before June 30, 2021 will remain subject to the 120-day extension granted in the aforementioned orders.
- 8) Executive Order N-36-20, Paragraph 1. To the extent the Secretary exercised their authority pursuant to this provision, the Secretary shall allow each facility to resume intake in a manner that clears intake backlog as soon as feasible.
- 9) Executive Order N-39-20:
- a. Paragraph 1. Any facility operating under a waiver pursuant to this provision, memorialized in an All Facilities Letter, may operate pursuant to such a waiver through the stated expiration in the All Facilities Letter or September 30, 2021, whichever occurs first;
 - b. Paragraph 4; and
 - c. Paragraph 7. The leases or agreements executed pursuant to this provision shall remain valid in accordance with the term of the agreement.
- 10) Executive Order N-40-20:
- a. Paragraph 1. For rulemakings published in the California Regulatory Notice Register pursuant to Government Code section 11346.4(a)(5) prior to June 30, 2021, the deadlines in the aforementioned order shall remain extended in accordance with the order;
 - b. Paragraph 2 (as extended and clarified by N-66-20, Paragraph 12, and N-71-20, Paragraph 10). Notwithstanding the expiration of this provision, state employees subject to these training requirements shall receive the benefit of the 120-day extension granted by the aforementioned orders. All required training due on or before June 30, 2021 must be completed within 120 days of the statutorily prescribed due date;
 - c. Paragraph 7 (as extended and clarified by N-66-20, Paragraph 13 and N-71-20, Paragraph 11). With regard to appeals received on or before June 30, 2021, the State Personnel Board shall be entitled to the extension in the aforementioned order to render its decision;
 - d. Paragraph 8. To the extent the deadlines specified in Government Code section 22844 and California Code of Regulations, title 2, sections 599.517 and 599.518 fell on a date on or before June 30, 2021 absent the extension, they shall expire pursuant to the timeframes specified in the aforementioned orders;
 - e. Paragraph 16;
 - f. Paragraph 17; and
 - g. Paragraph 20.
- 11) Executive Order N-45-20:
- a. Paragraph 4;
 - b. Paragraph 8;
 - c. Paragraph 9; and

- d. Paragraph 12. For vacancies occurring prior to June 30, 2021, the deadline to fill the vacancy shall remain extended for the time period in the aforementioned order.

12) Executive Order N-46-20:

- a. Paragraph 1; and
- b. Paragraph 2.

13) Executive Order N-47-20:

- a. Paragraph 2; and
- b. Paragraph 3.

14) Executive Order N-48-20, Paragraph 2 (which clarified the scope of N-34-20).

15) Executive Order N-49-20:

- a. Paragraph 1;
- b. Paragraph 3. For determinations made on or before June 30, 2021, the discharge date shall be within 14 days of the Board's determination; and
- c. Paragraph 4.

16) Executive Order N-50-20, Paragraph 2.

17) Executive Order N-52-20:

- a. Paragraph 6;
- b. Paragraph 7. To the extent an individual has commenced a training program prior to June 30, 2021, that was interrupted by COVID-19, that individual shall be entitled to the extended timeframe in the aforementioned order; and
- c. Paragraph 14; and
- d. Paragraph 16.

18) Executive Order N-53-20:

- a. Paragraph 3;
- b. Paragraph 12 (as extended or modified by N-69-20, Paragraph 10, and N-71-20, Paragraph 27); and
- c. Paragraph 13 (as extended or modified by N-69-20, Paragraph 11, and N-71-20, Paragraph 28).

19) Executive Order N-54-20, Paragraph 7. To the extent the date governing the expiration of registration of vehicles previously registered in a foreign jurisdiction falls on or before June 30, 2021, the deadline is extended pursuant to the aforementioned orders.

20) Executive Order N-55-20:

- a. Paragraph 1. Statutory deadlines related to cost reports, change in scope of service requests, and reconciliation requests occurring on

or before June 30, 2021 shall remain subject to the extended deadline in the aforementioned order;

- b. Paragraph 4;
- c. Paragraph 5;
- d. Paragraph 6;
- e. Paragraph 8;
- f. Paragraph 9;
- g. Paragraph 10;
- h. Paragraph 13;
- i. Paragraph 14. Statutory deadlines related to beneficiary risk assessments occurring on or before June 30, 2021 shall remain subject to the extended deadline in the aforementioned order; and
- j. Paragraph 16. Deadlines for fee-for-service providers to submit information required for a Medical Exemption Request extended on or before June 30, 2021 shall remain subject to the extended deadline granted under the aforementioned order.

21) Executive Order N-56-20:

- a. Paragraph 1;
- b. Paragraph 6;
- c. Paragraph 7;
- d. Paragraph 8;
- e. Paragraph 9; and
- f. Paragraph 11.

22) Executive Order N-59-20, Paragraph 6.

23) Executive Order N-61-20:

- a. Paragraph 1;
- b. Paragraph 2;
- c. Paragraph 3; and
- d. Paragraph 4.

24) Executive Order N-63-20:

- a. Paragraph 8(a) (as extended by N-71-20, Paragraph 40). The deadlines related to reports by the Division of Occupational Safety and Health (Cal/OSHA) and the Occupational Safety & Health Standards Board on proposed standards or variances due on or before June 30, 2021 shall remain subject to the extended timeframe;
- b. Paragraph 8(c). To the extent the date upon which the Administrative Director must act upon Medical Provider Network applications or requests for modifications or reapprovals falls on or before June 30, 2021 absent the extension in the aforementioned order, it shall remain subject to the extended timeframe;
- c. Paragraph 8(e). To the extent filing deadlines for a Return-to-Work Supplement appeal and any reply or responsive papers fall on or before June 30, 2021, absent the extension in the aforementioned order, they shall remain subject to the extended timeframe;
- d. Paragraph 9(a) (as extended and modified by N-71-20, Paragraph 39). Any deadline setting the time for the Labor Commissioner to

issue any citation under the Labor Code, including a civil wage and penalty assessment pursuant to Labor Code section 1741, that, absent the aforementioned order, would have occurred or would occur between May 7, 2020 and September 29, 2021 shall be extended to September 30, 2021. Any such deadline that, absent the aforementioned order, would occur after September 29, 2021 shall be effective based on the timeframe in existence before the aforementioned order;

- e. Paragraph 9(b) (as extended and modified by N-71-20, Paragraph 41);
- f. Paragraph 9(c) (as extended and modified by N-71-20, Paragraph 39). Any deadline setting the time for a worker to file complaints and initiate proceedings with the Labor Commissioner pursuant to Labor Code sections 98, 98.7, 1700.44, and 2673.1, that, absent the aforementioned order, would have occurred or would occur between May 7, 2020 and September 29, 2021 shall be extended to September 30, 2021. Any such deadline that, absent the aforementioned order, would occur after September 29, 2021 shall be effective based on the timeframe in existence before the aforementioned order;
- g. Paragraph 9(d) (as extended and modified by N-71-20, Paragraph 39). Any deadline setting the time for Cal/OSHA to issue citations pursuant to Labor Code section 6317, that, absent the aforementioned order, would have occurred or would occur between May 7, 2020 and September 29, 2021 shall be extended to September 30, 2021. Any such deadline that, absent the aforementioned order, would occur after September 29, 2021 shall be effective based on the timeframe in existence before the aforementioned order;
- h. Paragraph 9(e) (as extended and modified by N-71-20, Paragraph 41);
- i. Paragraph 10;
- j. Paragraph 12. Any peace officer reemployed on or before June 30, 2021 pursuant to the aforementioned order shall be entitled to the extended reemployment period set forth in the order;
- k. Paragraph 13;
- l. Paragraph 14; and
- m. Paragraph 15 (as extended by N-71-20, Paragraph 36).

25) Executive Order N-65-20:

- a. Paragraph 5 (as extended by N-71-20, Paragraph 35; N-80-20, Paragraph 4; and N-01-21). Identification cards issued under Health and Safety Code section 11362.71 that would otherwise have expired absent the aforementioned extension between March 4, 2020 and June 30, 2021 shall expire on December 31, 2021; and
- b. Paragraph 7.

26) Executive Order N-66-20:

- a. Paragraph 3;
- b. Paragraph 4; and
- c. Paragraph 5.

27) Executive Order N-68-20:

- a. Paragraph 1. Notwithstanding the expiration of the aforementioned order, temporary licenses granted on or before June 30, 2021 shall be valid through September 30, 2021; and
- b. Paragraph 2. Renewal fee payments otherwise due to the to the California Department of Public Health absent the extension in the aforementioned order on or before June 30, 2021, shall be entitled to the extensions of time set forth in the aforementioned order.

28) Executive Order N-71-20:

- a. Paragraph 1;
- b. Paragraph 4;
- c. Paragraph 16. Where the statutory deadline for opening or completing investigations is set to occur on or before June 30, 2021, the deadline shall remain subject to the extension in the aforementioned order; and
- d. Paragraph 17. Where the statutory deadline for serving a notice of adverse action is due on or before June 30, 2021, the deadline shall remain subject to the extension in the aforementioned order.

29) Executive Order N-75-20:

- a. Paragraph 7. Children placed in foster care on or before June 30, 2021 shall receive such examinations on or before July 31, 2021;
- b. Paragraph 8;
- c. Paragraph 9;
- d. Paragraph 10. Any facility operating under a waiver pursuant to this provision may operate pursuant to such a waiver through the expiration as set forth by the California Department of Public Health, or September 30, 2021, whichever occurs first; and
- e. Paragraph 13.

30) Executive Order N-76-20, Paragraph 3.

31) Executive Order N-77-20:

- a. Paragraph 1;
- b. Paragraph 2; and
- c. Paragraph 3.

32) Executive Order N-78-20 (as extended and modified by N-03-21):

- a. Paragraph 1; and
- b. Paragraph 2.

33) Executive Order N-83-20:

- a. Paragraph 3. To the extent the Director of the Department of Alcoholic Beverage Control suspends deadlines for renewing licenses upon payment of annual fees on or before June 30, 2021, the extension shall remain valid until the effective expiration;

- b. Paragraph 5 (which repealed and replaced N-71-20, Paragraph 19, which extended N-52-20, Paragraph 1, and N-69-20, Paragraph 3);
- c. Paragraph 6 (which repealed and replaced N-71-20, Paragraph 20, which extended N-52-20, Paragraph 2, and N-69-20, Paragraph 4); and
- d. Paragraph 7 (which repealed and replaced N-71-20, Paragraph 21, which extended N-52-20, Paragraph 3, and N-69-20, Paragraph 5).

34) Executive Order N-84-20:

- a. Paragraph 1;
- b. Paragraph 2;
- c. Paragraph 3; and
- d. Paragraph 5.

The following provisions shall remain in place and shall have full force and effect through July 31, 2021, upon which time they will expire subject to individual conditions described in the enumerated paragraphs below.

35) Executive Order N-39-20, Paragraph 8 (as extended by N-69-20, Paragraph 2 and N-71-20, Paragraph 8).

36) Executive Order N-53-20, Paragraph 11 (as extended or modified by N-68-20, Paragraph 15, and N-71-20, Paragraph 26).

37) Executive Order N-71-20, Paragraph 25.

38) Executive Order N-75-20:

- a. Paragraph 5; and
- b. Paragraph 6

The following provisions shall remain in place and shall have full force and effect through September 30, 2021, upon which time they will expire subject to individual conditions described in the enumerated paragraphs below.

39) State of Emergency Proclamation dated March 4, 2020:

- a. Paragraph 3; and
- b. Paragraph 14. Any facility operating under a waiver pursuant to this provision may operate pursuant to such a waiver through the expiration as set forth by the Department of Social Services, or September 30, 2021, whichever occurs first.

40) Executive Order N-25-20:

- a. Paragraph 2;
- b. Paragraph 3; and
- c. Paragraph 4.

41) Executive Order N-28-20:

- a. Paragraph 4; and
- b. Paragraph 5.

42) Executive Order N-29-20, Paragraph 3, is withdrawn and replaced by the following text:

Notwithstanding any other provision of state or local law (including, but not limited to, the Bagley-Keene Act or the Brown Act), and subject to the notice and accessibility requirements set forth below, 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 observe and to address the local legislative body or state body. 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.

A local legislative body or state body that holds a meeting via teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, consistent with the notice and accessibility requirements set forth below, shall have satisfied any requirement that the body allow members of the public to attend the meeting and offer public comment. Such a body need not make available any physical location from which members of the public may observe the meeting and offer public comment.

Accessibility Requirements: If a local legislative body or state body holds a meeting via teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, the body shall also:

- (i) Implement a procedure for receiving and swiftly resolving requests for reasonable modification or accommodation from individuals with disabilities, consistent with the Americans with Disabilities Act and resolving any doubt whatsoever in favor of accessibility; and
- (ii) Advertise that procedure each time notice is given of the means by which members of the public may observe the meeting and offer public comment, pursuant to subparagraph (ii) of the Notice Requirements below.

Notice Requirements: Except to the extent this Order expressly provides otherwise, each local legislative body and state body shall:

- (i) Give advance notice of the time of, and post the agenda for, each public meeting according to the timeframes 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) In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, also give notice of the means by which members of the public may observe the meeting and offer public comment. As to any instance in which there is a change in such means of public observation and comment, or any instance prior to the issuance of this Order in which the time of the meeting has been noticed or the agenda for the meeting has been posted without also including notice of such means, a body may satisfy this requirement by advertising such means using "the most rapid means of communication available at the time" within the meaning of Government Code, section 54954, subdivision (e); this shall include, but need not be limited to, posting such means on the body's Internet website.

All of the foregoing provisions concerning the conduct of public meetings shall apply through September 30, 2021.

43) Executive Order N-32-20:

- a. Paragraph 1;
- b. Paragraph 2; and
- c. Paragraph 3.

44) Executive Order N-35-20:

- a. Paragraph 2; and
- b. Paragraph 12.

45) Executive Order N-39-20:

- a. Paragraph 2;
- b. Paragraph 3; and
- c. Paragraph 6.

46) Executive Order N-40-20:

- a. Paragraph 12 (as extended or modified by N-66-20, paragraph 16, N-71-20, paragraph 14, and N-75-20, Paragraph 12). To the extent the Director exercised their authority pursuant to this provision on or before September 30, 2021, the extension shall remain valid until the effective expiration of the applicable waiver; and
- b. Paragraph 18.

47) Executive Order N-42-20.

48) Executive Order N-43-20.

49) Executive Order N-49-20, Paragraph 2.

50) Executive Order N-54-20:

- a. Paragraph 8 (as extended by N-80-20, Paragraph 6); and
- b. Paragraph 9. To the extent any timeframe within which a California Native American tribe must request consultation and the lead agency must begin the consultation process relating to an Environmental Impact Report, Negative Declaration, or Mitigated Negative Declaration under the California Environmental Quality Act extends beyond September 30, 2021, the tribe and lead agency will receive the benefit of the extension so long as the triggering event occurred on or before September 30, 2021.

51) Executive Order N-55-20:

- a. Paragraph 2;
- b. Paragraph 3;
- c. Paragraph 7. All on-site licensing visits which would have been due on or before September 30, 2021 shall occur before December 31, 2021;
- d. Paragraph 11; and
- e. Paragraph 12.

52) Executive Order N-56-20, Paragraph 10 is withdrawn and superseded by the following text:

Paragraph 42 of this Order, including the conditions specified therein, shall apply to meetings held pursuant to Article 3 of Chapter 2 of Part 21 of Division 3 of Title 2 of the Education Code and Education Code section 47604.1(b).

53) Executive Order N-58-20 (as extended by N-71-20, Paragraph 29).

54) Executive Order N-59-20:

- a. Paragraph 1. The sworn statement or verbal attestation of pregnancy must be submitted on or before September 30, 2021 and medical verification of pregnancy must be submitted within 30

working days following submittal of the sworn statement or verbal attestation for benefits to continue;

- b. Paragraph 2 (as extended and modified by N-69-20, Paragraph 14, and N-71-20, Paragraph 31);
- c. Paragraph 3 (as extended and modified by N-69-20, Paragraph 15, and N-71-20, Paragraph 32); and
- d. Paragraph 4 (as extended and modified by N-69-20, Paragraph 16, and N-71-20, Paragraph 33).

55) Executive Order N-63-20:

- a. Paragraph 8(b). To the extent filing deadlines for claims and liens fall on or before September 30, 2021, absent the extension in the aforementioned order, they shall remain subject to the extended timeframe; and
- b. Paragraph 11.

56) Executive Order N-66-20, Paragraph 6.

57) Executive Order N-71-20:

- a. Paragraph 15;
- b. Paragraph 22; and
- c. Paragraph 23.

58) Executive Order N-75-20:

- a. Paragraph 1;
- b. Paragraph 2; and
- c. Paragraph 4.

59) Executive Order N-80-20:

- a. Paragraph 3; and
- b. Paragraph 7.

60) Executive Order N-83-20

- a. Paragraph 2 is withdrawn and replaced by the following text:

The deadline to pay annual fees, including any installment payments, currently due or that will become due during the proclaimed emergency, as specified in Business and Professions Code sections 19942, 19951, 19954, 19955, 19984, and any accompanying regulations is September 30, 2021; the deadlines for submission of any application or deposit fee, as specified in Business and Professions Code sections 19951 (a), 19867, 19868, 19876, 19877, 19942, 19984, and any accompanying regulations is no later than September 30, 2021, or per existing requirements, whichever date is later.

- b. Paragraph 4.

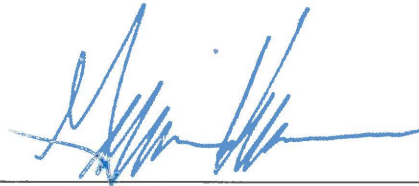
61) Executive Order N-03-21, Paragraph 3, is withdrawn and replaced by the following text:

As applied to commercial evictions only, the timeframe for the protections set forth in Paragraph 2 of Executive Order N-28-20 (and extended by Paragraph 21 of Executive Order N-66-20, Paragraph 3 of Executive Order N-71-20, and Paragraph 2 of Executive Order N-80-20) is extended through September 30, 2021.

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 11th day of June 2021.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State

UTILITIES
PAST DUE BALANCES

	AS OF 3/31/2020	AS OF 9/30/2020	AS OF 10/31/2020	AS OF 11/30/2020	AS OF 12/31/2020	AS OF 1/31/2021	AS OF 2/28/2021	AS OF 3/31/2021	AS OF 4/30/2021	AS OF 5/31/2021	AS OF 6/30/2021	AS OF 7/31/2021	Mar20-Jul21 Difference
WATER	155,942.34	382,718.13	407,327.49	483,838.94	544,933.85	519,525.76	571,535.75	527,676.30	463,169.58	470,676.98	503,738.18	481,954.87	326,012.53
SEWER	171,184.62	235,537.22	249,996.47	300,989.38	335,512.66	337,317.38	349,334.01	294,514.93	283,872.70	305,373.82	292,298.48	282,187.96	111,003.34
REFUSE	155,171.83	211,239.90	222,060.80	266,446.29	300,282.67	303,605.18	316,766.74	268,797.72	253,118.65	273,950.75	262,132.97	248,198.98	93,027.15
	<u>482,298.79</u>	<u>829,495.25</u>	<u>879,384.76</u>	<u>1,051,274.61</u>	<u>1,180,729.18</u>	<u>1,160,448.32</u>	<u>1,237,636.50</u>	<u>1,090,988.95</u>	<u>1,000,160.93</u>	<u>1,050,001.55</u>	<u>1,058,169.63</u>	<u>1,012,341.81</u>	<u>530,043.02</u>
ESTIMATED PENALTIES	AS OF 9/30/2020	AS OF 10/31/2020	AS OF 11/30/2020	AS OF 12/31/2020	AS OF 1/31/2021	AS OF 2/28/2021	AS OF 3/31/2021	AS OF 4/30/2021	AS OF 5/31/2021	AS OF 6/30/2021	AS OF 7/31/2021		
WATER	76,636.54	88,228.46	108,867.87	130,154.64	133,344.47	150,734.22	143,479.31	136,401.32	138,598.12	145,220.36	132,986.38		
SEWER	52,277.64	58,084.50	72,859.41	86,319.62	89,123.66	91,956.88	75,986.90	75,826.94	84,055.49	79,685.93	73,591.88		
REFUSE	48,702.32	53,684.83	67,003.48	79,775.81	82,218.54	84,749.70	69,308.69	68,560.70	75,935.02	71,125.34	65,677.42		
	<u>177,616.50</u>	<u>199,997.78</u>	<u>248,730.76</u>	<u>296,250.07</u>	<u>304,686.67</u>	<u>327,440.80</u>	<u>288,774.89</u>	<u>280,788.96</u>	<u>298,588.62</u>	<u>296,031.63</u>	<u>272,255.68</u>		
TOTALS	<u>1,007,111.75</u>	<u>1,079,382.54</u>	<u>1,300,005.37</u>	<u>1,476,979.25</u>	<u>1,465,134.99</u>	<u>1,565,077.30</u>	<u>1,379,763.84</u>	<u>1,280,949.89</u>	<u>1,348,590.17</u>	<u>1,354,201.26</u>	<u>1,284,597.49</u>		



State of California—Health and Human
Services Agency
**California Department of
Public Health**



August 18, 2021

TO: All Californians

SUBJECT: Beyond the Blueprint for Industry and Business Sectors

Related Materials: Beyond the Blueprint Q&A

Updates as of August 18, 2021:

- Applied vaccine verification or negative testing requirement to Indoor Mega Events involving 1,000 or more participants.
- Removed self-attestation as a mode for both vaccine verification and for verification of negative COVID-19 test for indoor events scheduled after September 20, 2021.
- Extended date for requirements and recommendations to remain in place to November 1, 2021.

Background:

On June 15, California fully reopened the economy and moved beyond the Blueprint for a Safer Economy. All sectors listed in the Blueprint Activities and Business Tiers Chart returned to usual operations (with the limited exceptions noted below for Mega Events).

California has made great strides in vaccinating its residents, with more than 75 percent of those eligible at least partially vaccinated. Although vaccinations provide a powerful protection against COVID-19 hospitalization and death, the Delta variant, which is currently the most common strain of COVID-19 in California, is highly transmissible and may cause more severe illness.[1] In fact, recent data suggests that viral load is roughly 1,000 times higher in people infected with the Delta variant than those infected with the original coronavirus strain. California is currently experiencing the fastest increase in COVID-19 cases during the entire pandemic with 25.7 new cases per 100,000 people per day, with case rates increasing eleven-fold within two months. Given the rapid spread of the highly transmissible Delta variant, additional precautionary measures must be taken in large, indoor events, which have the potential to cause large, substantial, and severe outbreaks.

Large events involve several factors that increase the risk of transmission including (a) persons attending often travel from outside the immediate area, from areas with higher levels of transmission, and some types of travel may increase the risk of exposure; (b) events have prolonged duration; (c) crowding is common in large events; (d) even in counties or venues with universal masking requirements, masks are removed for eating and drinking; and

(e) the larger the number of people gathered in crowded settings, the greater the likelihood that contagious persons are present and the more individuals who are exposed with the potential of becoming infected and spreading infections within their families, communities, schools, and workplaces.

Indoor settings are especially high risk for transmission. While universal masking reduces the spread of infectious droplets and aerosols, masks are often removed for eating and drinking. Activities like singing, yelling, or cheering increase transmission risk, even when masks are being worn.

The immediate and primary call to action continues to be for eligible Californians to get vaccinated. A secondary call to action is for all unvaccinated Californians to comply with indoor masking requirements and for all Californians to consider their personal choices around harm reduction and risk tolerance in the face of the Delta variant and the likelihood of additional variants emerging in the future.

Additionally, a key method to reduce transmission in large gatherings is to expand the number of events that require attendees to be verified fully-vaccinated against COVID-19 or verified tested negative, both indoors and outdoors.

CDPH is therefore updating the general public health requirements and recommendations as follows, effective September 20, 2021. These updated measures will remain in place until **November 1, 2021**:

	Restrictions Applying to Indoor & Outdoor Settings
UPDATE: Definitions of Mega Events	Crowds greater than 1,000 (indoors) attendees Crowds greater than 10,000 (outdoors) attendees
UPDATE: Vaccine Verification / Negative Testing	Required for Indoor Mega Events Recommended for Outdoor Mega Events Self-attestation may not be used to verify status as fully vaccinated or as proof of negative test result for indoor settings. For outdoor settings, it is recommended not to use self-attestation to verify status as fully vaccinated or as proof of negative test result.
Capacity Limitations	No restrictions
Physical Distancing	No restrictions for attendees, customers, and guests
Masking	Follow current CDPH Guidance for Face Coverings
Travelers	Recommend following CDC recommendations.

In workplaces, employers are subject to the Cal/OSHA COVID-19 Emergency Temporary Standards (ETS) or in some workplaces the CalOSHA Aerosol Transmissible Diseases Standard, and should consult those regulations for additional applicable requirements.

Limited Requirements for Mega Events:

Mega Events are characterized by large crowds greater than 1,000 indoor OR 10,000 outdoor attendees. Mega Events may have either assigned or unassigned seating, and may be either general admission or gated, ticketed, and permitted events. Mega Events do not include venues such as shopping malls or museums that are open to

public circulation as part of their regular operations, except to the extent that such venues host qualifying events.

Mega Events are considered higher risk for COVID transmission because:

- Participants and attendees are spending extensive periods of time physically close to large numbers of people they don't usually interact with.
- The frequency and total duration of close contact between attendees is increased, thereby increasing the risk that respiratory particles will be transmitted between attendees and participants.
- They draw from beyond the nearby community and will often draw attendees and participants from other states and countries who may be infected with more infectious COVID variants.
- Effective contact tracing may be difficult given the number of potential uncontrolled mixing between groups and attendees among individuals who are unlikely to be together again and the nature of the events.

For Indoor Mega Events (example: conventions/conferences/expos/sporting events and concerts[2]):

In addition to the general public health recommendations:

- Verification of fully vaccinated status* or pre-entry negative test** result is required of all attendees.
 - Indoor venue and event operators may not use self-attestation as a mode of verification.
- Information will be prominently placed on all communications, including the reservation and ticketing systems, to ensure guests are aware of testing and vaccination requirements (including acceptable modes of verification).
- Attendees must follow CDPH Guidance for Face Coverings.
- Venues should make masks available to attendees upon request.

For Outdoor Mega Events (example: music or food festivals/car shows/large endurance events and marathons/parades/sporting events and concerts):

In addition to the general public health recommendations:

- Verification of fully vaccinated status or pre-entry negative test result is strongly recommended for all attendees.
 - If implemented, venue and event operators are recommended to not use self-attestation as a mode of verification but rather use verification options for providing proof of vaccination in the CDPH Vaccine Record Guidelines & Standards.
- Attendees must follow CDPH Guidance for Face Coverings.
- Information will be prominently placed on all communications, including the reservation and ticketing systems, to ensure guests are aware that the State strongly recommends that they be fully vaccinated or obtain a negative COVID-19 test prior to attending the event.
- Venues should make masks available to attendees upon request.

Additional recommendations for sponsors of Mega Events:

- Encourage everyone to get vaccinated when eligible.

- Facilitate increased ventilation of indoor spaces (i.e., open all windows and doors to increase natural air flow), following current CDPH and CalOSHA guidance.
- Encourage everyone to sign up for CA Notify as an added layer of protection for themselves and the community to receive alerts when they have been in close contact with someone who tests positive for COVID-19.
- Convey the risk of attending large, crowded events where the vaccine status of others in attendance may be unknown to the individuals.
- Convey the risk of attending large, crowded events for populations that may not currently be eligible for vaccination or may be immunocompromised and whose vaccine protection may be incomplete.
- Encourage all venues along any parade or event route to provide outdoor spaces for eating/drinking/congregating to reduce the risk of transmission in indoor settings.

The requirements and recommendations for negative testing / vaccine verification will be in place effective September 20, 2021 through November 1, 2021. The state will assess conditions by October 15, 2021, to determine whether updated requirements or recommendations are needed beyond November 1, 2021.

[1] CDC - Delta Variant: What We Know About the Science

[2] These requirements continue to be recommended but not mandatory for places of worship meeting the definition of a mega event.

* Fully vaccinated

1. Definition: See current CDPH Guidance for Fully Vaccinated Persons for definitions, acceptable vaccines, and updates on additional vaccines as they are approved.
2. Verification: See current Options for Providing Proof of Vaccination in the CDPH Vaccine Record Guidelines & Standards for acceptable methods of vaccine verification.

** Pre-entry negative testing

1. Definition: Testing must be conducted within 72 hours before event start time (both PCR and antigen are acceptable). Results of the test must be available prior to entry into the event or venue.
2. Verification: See current CDPH Updated Testing Guidance for acceptable methods of proof of negative COVID-19 test result.

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